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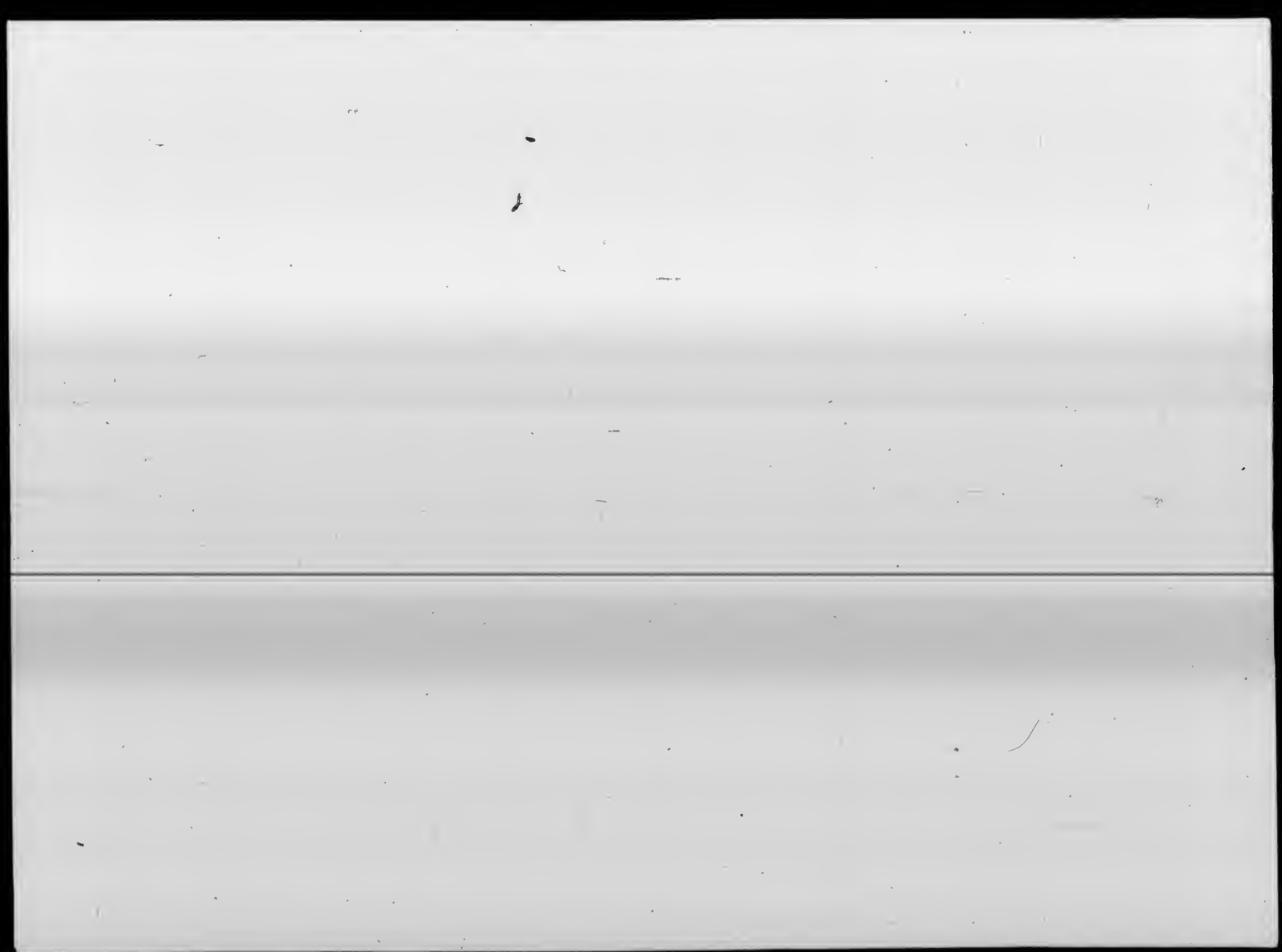
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## INQUIRIES AND SUGGESTIONS

This publication was prepared under the editorial direction of Rose Steinman, with Uriel Schoenbach and Carol Blanchard as Chief Editors. Inquiries, telephone 202–523–5227.

Suggestions concerning this and other publications of the Office will be welcomed by Fred J. Emery, Director, Office of the Federal Register, National Archives and Records Service, Washington, D.C. 20408.



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| 294.101—294.110 (Subpart A) Revised | 8061 |
| 294.105 (a) amended | 2436 |
| 300.102 Revised | 15379 |
| 300.103 Revised | 15380 |
| 300.104 Revised | 15380 |
| 302 Authority citation revised | 23835 |
| 302.101—302.104 (Subpart A) Heading revised | 23835 |
| 302.103 Revised | 23835 |
| 302.104 Revised | 23835 |
| 302.105 Added | 23835 |
| 302.202 Revised | 15380 |
| 302.301—302.304 (Subpart C) Heading revised | 23835 |
| 302.303 (b)(3) added; (c) revised | 23835 |
| 307 Heading and authority citation revised | 28445 |
| 307.101 (c) revised | 28445 |
| 307.102 (b) revised | 28445 |
| 307.105 Revised | 28445 |
| 315.806 (a) and (b)(1) revised | 15380 |
| 330.201 (e) revised | 23836 |
| 330.301 (c) revised | 23836 |
| 330.701 Revised | 23836 |
| 351.701 (c) added | 23836 |
| 352.310 (a)(1) revised | 1223 |
| 353 Revised | 23836 |
| 511.201 (b) amended | 27223 |
| 511.611 Revised | 36298 |
| 531.404 (c) revised | 23838 |
| 531.509 Revised | 23839 |
| 534.202 (b) amended | 27223 |
| 550.361 Revised | 31207 |
| 550.704 (d) revised | 23838 |
| 550 Appendix A amended | 7434 |
| 551 Added | 27640 |
| 731.201 Revised | 28047 |
| 731.202 Added | 28047 |
| 731.301 Amended | 28048 |
| 731.302 Amended | 28048 |
| 731.303 Amended | 28048 |
| 731.304 Amended | 28048 |
| 731.401 Amended | 28048 |
| 735.207 Revised | 7435 |
| 752.202 (f) corrected | 12251 |
| (f)(3) revised | 36298 |
| 754.105 Revised | 36298 |
| 771 Heading revised | 36298 |
| 772.301 (a) amended | 23839 |
| 831.1201 Revised | 37027 |
| 831.1204 Heading and (b) revised; (c) added | 27439 |
| 831.1205 Revised | 27439 |
| 870.401 (a) and (b) revised | 5747 |
| 890.103 (d) removed | 25433 |
| 890.105 Revised | 25433 |
| 890.204 Added | 14570 |
| 1001.735–205a Added | 5347 |
| 1001.735–401 Revised | 14571 |


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| 1303 Added | 7346 |
| Revised | 32728 |


**Chapter XIV—Federal Labor Relations Council and Federal Service Impasses Panel**


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|---|---|
| 2401 Revised | 8165 |
| 2401.2 (a) corrected | 10951 |


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| 293 | 22842 |
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| 302 | 7465 |
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## TITLE 6—ECONOMIC STABILIZATION


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| 602 Adoption, and continuation in effect, of Chapters I, V, and VI | 3572 |


**Chapter VII—Council on Wage and Price Stability**


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|---|---|
| Chapter established | 7233 |
| 701 Added | 7233 |
| 702 Added | 7234 |


**Title 6—*Proposed Rules*:**


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| 703 | 39013 |


## TITLE 7—AGRICULTURE

**Subtitle A—Office of the Secretary of Agriculture**


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| 1.110—1.121 (Subpart G) Added | 39519 |
| 1.1—1.16 (Subpart A) Revised | 7341 |
| 2.5 Revised | 36570 |
| 2.15—2.28 (Subpart C) Heading revised | 12798 |


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| 2.15 Heading revised | 12798 |
| (c)(2) revised | 33023 |
| 2.17 (h) added | 33023 |
| (a)(3)(ix), (xxiv), (xxvii), (xxix), and (xxx) revised | 39844 |
| 2.19 (a)(24) and (25) added | 2991 |
| (c)(12) removed; (i) added | 33023 |
| 2.21 (a)(32) added | 3285 |
| (d)(23) added | 2420 |
| (d) (11), (12), (19), and (21) revised | 12798 |
| (a)(3), (5), (10), (14), (21), (23), (28), (29), and (30) revised; (a)(11) removed | 18752 |
| (a)(10) removed; (f) added | 33024 |
| 2.22 (a)(5) removed | 18752 |
| 2.23 (e) added | 33024 |
| 2.25 (f)(1)(xi) removed | 2419 |
| (f)(1)(xiv) added | 3285 |
| (h)(1) revised | 5135 |
| (e)(9)(xxv) revised | 31941 |
| (j) added | 33024 |
| 2.27 (f) added | 33024 |
| 2.31 (o) revised | 33024 |
| 2.32 (d) revised | 33024 |
| 2.33 (h) added | 2419 |
| 2.37 Added | 12798 |
| 2.46 (a)(1) amended; (a)(7) revised | 33024 |
| 2.49 Added | 3572 |
| 2.50 (a)(3)(xxx) added | 33024 |
| (a)(3)(ix), (xxiv), (xxvii), (xxix), and (xxx) revised | 39844 |
| 2.51 (a)(30) added | 33024 |
| 2.53 (a)(6) added | 33024 |
| 2.57 (a)(23) revised; (a)(24), (25) and (26) added | 2991 |
| (a)(27) added | 33024 |
| 2.58 (a)(8) added | 33024 |
| 2.59 (a)(11) revised | 33024 |
| 2.60 (a)(20) added | 33025 |
| 2.62 (a)(8) added | 33025 |
| 2.65 (a)(32) added | 3285 |
| (a)(3), (5), (10), (14), (21), (23), (28), (29), and (30) revised; (a)(11) removed | 18752 |
| (a)(10) revised | 33025 |
| 2.68 (a)(23) added | 2420 |
| (a) (11), (12), (19), and (21) revised | 12798 |
| (a)(24) added | 33025 |
| 2.70 (a)(1) revised; (b)(2) added | 17829 |
| (a)(14) added | 33025 |
| 2.72 (a) revised | 17829, 33025 |
| 2.74 Added | 6313 |
| 2.75 (a)(1)(viii) added | 33025 |
| 2.76 (a)(2) removed | 4415 |
| 2.78 (a)(9)(xxv) revised | 31941 |
| (a)(14) added | 33025 |
| 2.79 (a)(1)(i) revised; (a)(5) added | 4415 |
| (a)(1)(ii) revised | 2419 |
| (a)(1)(xi) removed | 2419 |
| (a)(1)(xiv) added | 3285 |
| (a)(6) added | 33025 |
| 2.80 (a)(8) revised | 2419 |
| (a)(9) added | 5135 |
| 2.86 (a)(10) added | 33025 |
| 2.87 (a)(7) added | 33025 |
| 6.16 Revised | 2791, 16069 |
| 6.32 Revised | 29261 |
| 6 Appendix 1 amended | 2791, 16069 |
| 16 Added | 31227 |
| 20 Revised | 23839 |
| 20.6 (e) revised | 11345 |
| 24.2 Amended | 32109 |
| 24.6 Revised | 32109 |
| 24.10 (d) revised | 32109 |
| 26.1 (b)(40) added | 32944 |
| 26.6 (a) introductory text revised; (1) added | 32944 |
| 26.9 Heading revised; (e) added | 32944 |
| 26.10 (c) revised | 32944 |
| 26.11 (a)(2) and (b) revised | 32944 |
| 26.13 (a) and (c) revised | 32944 |
| 26.14 (b), (c), (d), and (e) revised; (f) removed | 32945 |
| (b)(4) corrected | 34349 |
| 26.15 Revised | 32945 |
| 26.30 (a) and (c) revised | 32946 |


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|---|---|
| 26.55 (b)(2) implemented; eff. 8–8–75 | 28785 |
| 26.57 Implemented; eff. 8–8–75; (f) revised | 28785 |
| 26.61 (a) and (f) revised | 32946 |
| 26.85 (b) revised | 32946 |
| 26.87 (b), (c), (d), and (e) revised | 32946 |
| 26.97 (a)(16) revised | 32947 |
| 26.100 (d) revised; (j) added | 32947 |
| 26.101 Heading, (a) and (c) revised | 32947 |
| (c)(2) corrected | 34349 |
| 26.110 (d)(1) and (3) revised | 32948 |
| 26.114 (a) revised | 32948 |
| 26.201—26.211 Revised | 33428 |
| 29.9401 (c), (d), and (e) added | 31592 |
| 29.9404 (a) revised | 24174 |
| (a)(3) revised | 30917 |





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| 29.9406 (b) revised; (d) added | 24174 |
| 29.9407 Added | 31592 |
| 50 Revised | 36100 |
| 51.1860 (d) added | 2791 |
| 51.2150—51.2161 (Subpart) Added | 15381 |
| 52.631—52.642 (Subpart) Revised | 15891 |
| 52.634 (c)(1) corrected | 25799 |
| 52.636 (a)(2) and table corrected | 19429 |
| 52.637 (a)(9) corrected | 18753 |
| Table IV corrected | 25799 |
| 52.638 (a) corrected | 25799 |
| 52.639 (a)(1)(ii) corrected | 25799 |
| 52.1251—52.1264 (Subpart) Revised | 15897 |
| 52.2321—52.2332 (Subpart) Revised | 15900 |
| 52.6321—52.6332 Added | 13195 |
| 53.29 (c) amended | 25581 |
| 53.102 Revised | 11538 |
| 53.104 Revised | 11541 |
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| 53.203 Revised | 11543 |
| 53.204 Revised | 11544 |
| 53.205 Revised | 11545 |
| 53.206 Revised | 11545 |
| 55.11 Added | 20055 |
| 55.140 Revised | 20055 |
| 55.300 Revised | 20055 |
| 55.310 (a) and Fig. 1 revised | 20055 |
| 55.330 (a) and (c) revised | 20055 |
| 56.1 Amended | 20055 |
| 56.6 Revised | 20055 |
| 56.35 Revised | 20055 |
| 56.36 (a) (1) and (2), (b) (1) and (2), and Fig. 1 revised | 20055 |
| 56.38 Revised | 20056 |
| 56.43 (e) removed | 20056 |
| 56.64 (c) revised | 20056 |
| 56.76 (e) revised | 20056 |
| 56.230 Revised | 20056 |
| 56.231 Table I revised | 20056 |
| 59.5 Amended | 20057 |
| 59.16 Removed | 20057 |
| 59.17 Added | 20057 |
| 59.28 (a)(1) revised | 20057 |
| 59.45 (b) revised | 20057 |
| 59.100 Introductory text and (c) and (f) revised; (i) removed | 20057 |
| 59.105 (a) revised | 20057 |
| 59.124 Revised | 20058 |
| 59.160 (d) and (e) revised | 20058 |
| 59.410 Revised | 20058 |
| 59.411 (a), (b), and (c)(1) revised; (e) redesignated as (f); new (e) added | 20058 |
| 59.412 (a) and Fig. 1 revised | 20058 |
| 59.417 (a) and (c) revised | 20059 |
| 59.430 (b) revised | 20059 |
| 59.500 (h) revised | 20059 |
| 59.504 (c) revised | 20059 |
| 59.510 (d)(2) revised | 20059 |
| 59.515 (a) revised | 20059 |
| 59.522 (o) and (aa)(3) revised | 20059 |
| 59.522 (o) corrected | 20941 |
| 59.690 Revised | 20059 |
| 59.720 (a)(4) revised | 20059 |
| 59.800 Revised | 20060 |
| 59.801 Added | 20060 |
| 59.930 (c) amended | 20060 |
| 59.940 Revised | 20060 |
| 68 Interpretation | 33649 |
| 68.201—68.213 (Subpart C) Revised | 10472 |
| 68.202 Revised | 10472 |
| (c) (2) and (3) corrected | 21467 |
| 68.210 Table corrected | 12987 |
| 68.406 Footnote 4 corrected | 21467 |
| 70.90 Revised | 20060 |
| 70.91 (b)(1) and Fig. 1 revised | 20060 |
| 70.356 Introductory text and (d) revised; (j) added | 20060 |
| 102.19 Revised | 19011 |
| 102.27 Revised | 19011 |
| 102.44 Revised | 19011 |
| 102.57 Revised | 5347 |
| 102.61 (c) revised | 5347 |
| 102.67 (g) revised | 19011 |
| 106.55 Revised | 6475, 11860 |
| 106.59 (e) added | 6475 |
| 180.18 (a) revised | 1027 |
| 180.19 Revised | 1027 |


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| 210.2 (n–2) added | 30918 |
| 210.4a (b)(4) and (5) amended; (b)(6) and (7), and (f) added | 30918 |
| 210.5 Revised | 30918 |
| 210.7 (a) revised | 30918 |
| 210.8 (b), (d)(1) and (3) and (e)(13) and (14) revised; (e) introductory text and (10) amended; (e)(16) and (17) added | 30919 |
| 210.10 (a)(2) revised | 30919 |
| 210.13 (a)(b–1), and (e) amended; (b) revised; (d) removed | 30919 |
| 210.14 (a), (e), (g)(1) and (2), and (i) revised; (a–1), (a–3), and (g)(3) and (4) amended; (b) and (f) removed | 30919 |
| (a)(4) corrected | 31941 |

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| 210.15 Revised | 30920 |
| 210.15a (b) and (c–1) amended; (c) revised; (d) removed | 30920 |
| 210.16 (a) and (d) revised; (b) removed | 30920 |
| 210.17 Heading and text revised | 30920 |
| 210.19 (a) amended | 30920 |
| 210.19a Added | 30920 |
| 210 Appendix A amended | 37027 |
| 215 Appendix revised | 3573 |
| 220.1 Amended | 30923 |
| 220.2 (c) revised; (o–1) redesignated (o–2); (b), (c–1), (k–1), (o), (o–1) and (o–3) added | 30923 |
| 220.4 (d) amended | 30923 |
| 220.5 Revised | 30923 |
| 220.6 Revised | 30923 |
| 220.7 (b), (d)(3), and (e)(6), (12) and (13) revised; (e) introductory text amended; (e)(14) and (15) added | 30923 |
| 220.8 (a)(3) and (b)(1) revised; (e) amended | 30923 |
| 220.9 Revised | 30923 |
| 220.11 (b) and (c) revised; (e) amended; (d) removed | 30924 |
| 220.16 (a) revised; (c) amended; (c)(4) added | 30924 |
| 220.18 Revised | 30924 |
| 220.19 Revised | 1499 |
| 220.21 (d) added | 30924 |
| 220.22 Removed | 1499 |
| 220.24 (a) removed; (e) and (i) amended; (b–1) and (j) added; (b), (f), and (g) revised | 30924 |
| 220.25 (a) revised; (b) removed | 30925 |
| 220.26 Heading and text revised | 30925 |
| 220.26a Added; eff. 7–1–77 | 30925 |
| 220.26b Added | 30926 |
| 220.28 (a) amended | 30928 |
| 220 Appendix revised | 3405 |
| Appendix C revised | 17148 |
| Appendix A amended | 37027 |
| 225 Appendix revised | 3406 |
| Appendix A amended | 37027 |
| 225.10 (f) added | 20612 |
| 246.2 (p)(1)(iii) and (v) corrected | 3573 |
| 246.3 (b) corrected | 3573 |
| 246.4 (b) corrected | 3573 |
| 246.12 (b) corrected | 3573 |
| 246.13 (a)(1)(i) and (2)(i) corrected | 3573 |
| 246.14 (g) corrected | 3573 |
| 246.15 (c) removed | 27930 |
| 246.16 (a) corrected | 3573 |
| 250 Authority citation revised | 3757 |
| 250.1 (b)(6) revised, (15) amended, and (16) and (17) added | 3757 |
| 250.4 (b) revised | 3758 |
| 250.6 (e)(5) amended | 31941 |
| 250.8 (b)(3) revised | 3758 |
| Subchapter C (Parts 270—274) Republished | 1882 |
| 270 Republished | 1882 |
| 270.2 (nn) removed | 16069 |
| 271 Republished | 1884 |
| Amended | 5747, 5748, 5749, 5750, 5751 |
| 271.1 (k) revised | 16069 |
| (h) revised | 29532 |
| 271.3 (e) added | 2205 |
| 271.4 (a)(5) removed; (a)(6) through (a)(8) redesignated as (a)(5) through (a)(7) | 29532 |
| 271.6 (d) introductory text and (3) revised | 16321 |
| (d)(2) revised | 29701 |
| (i) added | 36759 |
| 271.7 (b), (c), (d), and (e) redesignated as (c), (d), (e), and (f); (b) added | 16321 |
| 271.8 (f) added | 33195 |
| 271.9 (a) and (d) revised | 8937 |
| (a) revised | 28786 |
| 272 Republished | 1894 |
| 272.2 (d) revised; (e) amended | 8938 |
| (d) and (e) revised | 28786 |
| 272.4 (d) added | 28787 |
| 272.5 (a) revised | 28787 |
| 272.7 (d) redesignated as (e); new (d) added | 28787 |
| 273 Republished | 1897 |
| 274 Republished | 1899 |
| 275.10 Revised | 29532 |
| 295 Revised | 23719 |


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| 301.45–2c Revised | 16070 |
| 301.48–2a Revised | 1223 |
| 301.52–2a Amended | 11705 |
| 301.72—301.72–10 Removed | 21693 |
| 301.72–2a Revised | 8764 |
| Corrected | 12469 |
| Removed | 21693 |
| 301.80–2a Revised | 19430 |
| Corrected | 21023 |
| 301.81–2a Amended | 33026 |





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| 331.3 (Subpart) Removed | 16072 |
| 331.4 (Subpart) Removed | 17539 |
| 354.2 Revised | 4898 |
| Table amended | 12646, 19633, 19828, 30621 |


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| 401 Appendix amended | 7893 |
| 401.101 Appendix amended | 1701, 1703, 15905 |
| 401.103 (a) table amended | 23435 |
| 401.125 Amended | 8771, 23435 |
| 401.126 Amended | 8770 |
| 401.130 Amended | 8771 |
| 401.135 Revised | 25434 |
| 401.149 Revised | 22823 |
| 406.6 Amended | 23435, 23436 |
| 410.1 Appendix amended | 15905 |
| 412 Revised | 24993 |
| 412.2 Corrected | 26257 |
| 412.4 Corrected | 26257 |


### Chapter V—Agricultural Research Service, Department of Agriculture


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| 510 Revised | 24893 |


### Chapter VI—Soil Conservation Service, Department of Agriculture


| | |
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| 612 Added | 12067 |
| 613.4 Added | 17149 |
| Subchapter C (Parts 620—624) Established | 12469 |
| 620 Added | 12472 |
| 621 Added | 12473 |
| 621.44 Corrected | 20941 |
| 622 Added | 12475 |
| 622.15 (f)(1)(i) corrected | 20941 |
| 622.31 Corrected | 20941 |
| 623 Added | 12480 |
| 624 Added | 12480 |
| 650 Appendix I revised | 10952 |


### Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture


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| Subchapter B (Parts 711–731) Heading corrected | 7619 |
| 722.404 (f)(1)(i), (3), (8), and (9) revised | 28601 |
| 722.406 (h)(3) and (4) amended | 28601 |
| 722.408 (a)(2) removed; (a)(3), (4) and (5) redesignated as (2), (3), and (4) | 28601 |
| 722.416 (a) amended | 28601 |
| 722.418 Amended | 28601 |
| 722.421 (h) removed; (i) redesignated as (h) | 28601 |
| 722.467 Revised | 2992 |
| (b)(2) corrected | 6761 |
| 722.564 Heading and text revised | 1704 |
| 722.701 (e), (f), and (g) revised | 34349 |
| 722.703 (b) revised | 34349 |
| 722.704 (f) added | 34349 |
| 722.709 (a) amended; (c) removed | 34349 |
| 722.720 Heading and text revised | 34349 |
| 724.6—724.17 (Subpart) Revised | 5137 |
| 724.12 Revised | 5137 |
| (c), (f), and (g) corrected | 7619 |
| (d) and (e) amended; (f) and (g) revised | 25200 |
| 724.15 Revised | 5137 |
| (d) and (e) amended; (f) and (g) revised | 25200 |
| 724.17 Revised | 5137 |
| (d) and (e) amended; (f) and (g) revised | 25200 |
| 724.26 Revised | 14737 |
| 724.27 Revised | 14737 |
| 724.36 Undesignated center heading and section revised | 25200 |
| 726.11 Revised | 4633 |
| (a) corrected | 6475 |
| 726.68 (b)(1) revised; (y) added | 24994 |
| 728.4b Added | 16831 |
| 729.105 Revised | 4276 |
| 729.106 Revised | 14053 |
| 730.62 (b)(3) revised | 20061 |
| 730.69 (b)(1) and (g) revised; (b)(5) added | 20061 |
| 730.72 (a) amended | 20061 |
| 730.80 (b)(1) and (g) revised; (b)(4) added | 20061 |
| 730.1501—730.1503 Revised | 1027 |
| 730.1504 Revised | 1028 |
| 731.2 Amended | 14602, 22534 |
| 760.105 (d) revised | 29067 |
| 780.11 (a) revised | 27641 |
| 798 Revised | 34583 |

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873.36 Added ... 16072
874.35 (a) revised ... 1028
877 Revised ... 6761

**Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture**

900.500—900.504 (Subpart) Revised ... 20267
905.555 (b) (7) and (8), and (c) revised ... 2792
(b) (5), (7), and (8) and (c) amended ... 12647
(b) (9) revised ... 25799
905.556 (b) (3) amended ... 11345
(b) (1) and (3) revised ... 20062, 21467
905.557 (b) (1) revised ... 12647
905.558 (b) (1) revised ... 12647
905.559 (b) (7) and (8), and (c) revised ... 2792
(b) (13) revised ... 11346
(b) (5), (7), (8), (15), and (17) amended; (c) revised ... 12647
(b) (11) revised ... 20062, 21467
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906.120 (b) corrected ... 3286
907.212 Added ... 3285
908.214 Added ... 16321
908.787 Added ... 8772
908.788 (a) revised ... 21024
908.791 (a) revised ... 21930
909.340 Removed ... 20611
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911.336 (a) (3) revised ... 2793
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915.305 (a) (1) (viii), (ix), and (x) revised ... 32306
915.316 (a) (2) amended ... 2677
915.317 Added ... 24007
(a) (2) table amended ... 26502, 28048, 29069, 29812, 30794, 32823, 33963, 36299, 38145
916.213 (a) revised ... 1500
916.214 Added ... 31592
916.341 (a) and (b) revised ... 20064
916.348 Added ... 21694
(a) (1) and introductory texts of (a) (2), (3), (4), (5), and (6) revised ... 28463
916.349 Added ... 26502
917.121 Added ... 4012
917.212 Revised ... 4117
917.213 Added ... 33196
917.419 (a) (4) and (5) revised ... 20065
917.436 Added ... 19634
(b) introductory text amended ... 25436
917.437 Added ... 21695
(a) introductory text and (b) revised; (c) added ... 27930
917.438 Added ... 22535
(a) and introductory texts of (b) and (c) revised ... 28602
917.439 Added ... 32111
918.213 Added ... 25436
918.317 Added ... 19828
919.316 Added ... 31593
921.214 Revised ... 32730
921.312 Added ... 30622
922.215 Added ... 32730
922.315 Added ... 30271
923.215 Added ... 33028
923.314 Added ... 27463
924.215 Added ... 37028
924.313 Added ... 30929
926.214 (a) amended ... 8064
926.312 Revised ... 33964
927.314 Added ... 36300
928.204 Added ... 4276
930.104 (c) and (d) revised ... 27931
930.158 Revised ... 27931
930.205 Added ... 31739
930.502 Added ... 28602
932.109 (a) introductory text revised ... 38146
944.15 Added ... 24008
(a) (2) revised ... 29812, 30794
(a) (4) revised ... 32824, 36300
944.111 (a) (1), (2), and (3) revised ... 11346, 14891, 20065
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| 123.13 (b)(11) and (c) added | † 26518 |
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503.34 Removed; new § 503.34 added † 2984, 7311
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503.35 (a) and (g) revised † 2984, 7311, 8099
503.36 Added † 2985, 7311, 8099
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503.60—503.69 (Subpart G) Added † 40036
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512 Heading revised; existing text redesignated as Subpart A † 25821
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0.46 Revised † 6656
0.47 Heading, introductory text and (a) revised; (h) added † 6656
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0.93 Revised † 12641, 14764
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0.211 (d) revised † 6473
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0.215 Revised † 7451
0.231 (e) removed † 17254
0.282 (a)(4) revised † 17254
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(u) added † 26521
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0.303 (g) revised † 7452
0.307 Revised † 7452
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0.387 (b) revised † 17254
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0.445 (g) revised † 17255
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0.455 (e)(1) revised † 17255
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0.456 Removed † 7313
0.457 (a) introductory text amended; (g) revised † 7313
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0.460 Added † 7314
0.461 Revised † 7314, 39507
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0.466 Revised † 7316
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0.485 (c) and (d) amended † 2986
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1.49 Revised † 19198
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1.80 (f) amended 41257
1.83 (a)(1)(ii) revised † 5365
1.89 (a) amended 41257
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1.401 (d) added 44022
1.405 (d) added 44022
1.415 (e) added 43301
1.420 Added 44022
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1.526 Heading revised 38651
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1.536 (b)(6) removed; (b)(7), (8) and (9) redesignated as (b)(6), (7) and (8) † 15884
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1.572 (b) and (c) revised † 28456
1.573 Note 1 amended 45263
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(b) revised; (d) and (e) added † 28457
1.580 (i) revised † 28457
1.591 (b) note 1 removed; new note 1 redesignated from note 2 † 28457
1.613 (c)(2) and (d) revised † 15884
1.911 (f) removed † 5365
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1.1102 (e)(2) through (5), note 1, and (f)(2) added † 8187
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1.1111 Note I revised † 8188
1.1113 (i) and footnote 14 revised † 8188
(c) footnote added † 24005
1.1115 (c)(9) revised † 8188
1.1120 (a)(2) revised † 8188
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15.2 Revised † 10674
15.4 (e) added † 10675
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15.31—15.49 (Subpart B) Heading and text revised † 10675
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15.151—15.194 (Subpart E) Added; old Subpart E (15.201—15.276) removed † 10679
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21.14 (a) amended † 26677
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73.41 Revised † 29862
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(f)(2)(ii) amended † 31227
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73.64 Revised † 15884
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| 73.99 (a)(1) and (b)(1) revised; (c)(2) note added | 41718 |
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| 73.113 (a)(1)(v) added; (c) revised | † 25459 |
| 73.114 (a)(1)(vii) added | 38655 |
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| (a)(1)(vi) revised | † 11353 |
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| 73.253 (a) revised | 38655 |
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| 73.266 Removed | † 11583 |
| 73.270 Revised | † 25460 |
| 73.275 (a) (5), (6), and (7) added | † 11353 |
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| 73.276 Redesignated as 73.277; new 73.276 added | 38655 |
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| 73.556 Revised | † 15885 |
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| 73.574 Added | 38656 |
| 73.583 (a)(2) added; (c) revised | † 25460 |
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| 73.676 (f) (1), (5) and note amended; (g) note removed | 40957 |
| (g) revised | 42366 |
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| 87.79 (a), (b), and (c) amended | † 8951 |
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| (h) table and (i)(5) revised; (i)(7), (8), and (19), and (j) and (k) removed | † 20925 |
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| 178.120—178.120-5 Added | 45247 |
| 178.121—178.121-4 Added | 45250 |
| 178.121-1 Added | 45250 |
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| 178.194—178.194-7 Added | 45252 |
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| 178.337 Heading revised | 24904 |
| 178.337-1 (c)(2) revised; (f) amended | † 24904 |
| 178.337-2 (b) revised | 41744 |
| 178.337-8 (b) revised | 41744 |
| 178.337-10 (c) revised | 41744 |
| 178.337-18 (a)(1) added | † 24904 |
| Subchapter D added: redesignated from Subchapter B, with heading revised | † 31767 |
| 192.59 (a)(1) and (b)(1) revised; (c) added | † 10472 |
| 192.65 Introductory text and (a) amended | † 6346 |
| 192.225 (a) revised | † 10182 |
| 192.227 (a)(2) revised | † 10182 |
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| 192.625 (a)(1) amended | 45254 |
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| 192 Appendix A amended | † 6346, 10182 |
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| 211 Revised | 41745 |
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| 215.99 (a) chart and (c) revised | † 17574 |
| 215 Appendix D added | † 8952 |
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| 225.5 (a) revised | † 29548 |
| 231.1 Heading revised | † 34347 |
| 231.24 Footnote revised | † 34347 |
| 231.27 Heading, (b)(3), and (j) revised | † 34347 |
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| 310 Authority citation revised | † 14919 |
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| Subchapter B Appendix A amended | † 29723 |
| 390.17 Added | † 10684 |
| 391.62 Revised | † 10684 |
| 391.69 Added | † 32336 |
| 392.22 (b)(2)(vii) added | † 10685 |
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| 393.17 Revised | † 36126 |
| 393.75 (f) added | † 29294 |
| 393.93 (b)(1) revised; (d) added | † 32336 |
| 393.94 (a) revised; (d) added | † 32336 |
| 393.95 Introductory text revised | † 10685 |
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| 553 Authority citation revised | † 21031 |
| 555.7 (d) revised; (f) added | 37988 |
| 555.8 (a) and (b) amended; (e) added | 37989 |
| 555.10 (b) revised | † 18789 |
| 570.55 (c) and (c)(1) amended | † 5160 |
| 570.57 (a)(1) and Table 1 revised: Table 2 added | † 5160 |
| 571.3 Amended | † 8953 |
| 571.101 Std. No. 101 amended; eff. immediately (published 7-29-75) | † 31770 |
| 571.103 Std. No. 103 amended; eff. 9-1-75 | † 12992, 32336 |
| 571.105 Std. No. 105 amended; eff. 6-9-75 | † 24526, 25215 |
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| 571.106-74 Std. No. 106-74 amended; eff. 3-1-75 | 39725 |
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| 571.108 Std. No. 108 amended; eff. 4-21-75 | † 17574 |
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| 571.109 Std. No. 109 Appendix A amended; eff. 11-21-74 | 37489 |
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| 571.110 Appendix A amended; eff. 8-6-75 | † 28458 |
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| 571.203 Std. No. 203 amended; eff. 5-27-75 | † 17992 |
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### Chapter VIII—National Transportation Safety Board


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| | Chapter established; redesignated and revised from 14 CFR Chapter III | † 30233 |
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| 800 | Added: redesignated from 14 Part 400 and revised | † 30232 |
| 801 | Added; redesignated from 14 Part 401 and revised | † 30232 |
| 802 | Added | † 40134 |
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| 921.101—921.113 | (Subpart B) Added | † 23759 |
| 921.301 | (a) amended; (c) revised | † 23762 |
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| 1033.995 | (f) revised | 44011 |
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| 17.31—17.32 (Subpart D) Added | 44991 |
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| Effective date corrected | † 37042 |
| 18.60–18.75 (Subpart G) Added | † 6661 |
| 20 Amended | † 30268 |


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This table is for use in computing dates certain in connection with documents which are published in the FEDERAL REGISTER subject to advance notice requirements or which impose time limits on public response.

Federal Agencies using this table in calculating time requirements for submissions must allow sufficient extra time for FEDERAL REGISTER scheduling procedures.

In computing dates certain, the day after publication counts as one. All succeeding days are counted except that when a date certain falls on a weekend or holiday, it is moved forward to the next Federal business day. (See 1 CFR 18.17)

A new table will be published monthly in the first issue of each month.

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| August 1 | August 18 | September 2 | September 15 | September 30 | October 30 |
| August 4 | August 19 | September 3 | September 18 | October 3 | November 3 |
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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 1—General Provisions

### CHAPTER I—ADMINISTRATIVE COMMITTEE OF THE FEDERAL REGISTER

### CFR CHECKLIST

### 1975 Issuances

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the revision date and price of the volumes of the Code of Federal Regulations issued to date for 1975. New units issued during the month are announced on the back cover of the daily FEDERAL REGISTER as they become available.

The rate for subscription service to all revised volumes issued for 1975 is $350 domestic, $75 additional for foreign mailing.

Order from Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

CFR Unit (Rev. as of Jan. 1, 1975):

| Title | Price |
|---|---|
| 1 | $1.45 |
| 2 | .70 |
| 3A 1974 Compilation | 2.75 |
| 4 | 2.70 |
| 5 | 4.35 |
| 6 [Reserved] | |
| 7 Parts: | |
| 0–45 | 6.15 |
| 46–51 | 4.10 |
| 52 | 6.15 |
| 53–209 | 6.10 |
| 210–699 | 5.65 |
| 700–749 | 4.25 |
| 750–899 | 2.95 |
| 900–944 | 4.50 |
| 945–980 | 2.30 |
| 981–999 | 2.55 |
| 1000–1059 | 4.35 |
| 1060–1119 | 4.80 |
| 1120–1199 | 3.75 |
| 1200–1499 | 4.05 |
| 1500–end | 6.30 |
| 8 | 2.45 |
| 9 | 6.25 |
| 10 Parts: | |
| 0–199 | 4.90 |
| 200–end | 3.00 |
| 11 | 1.35 |
| 12 Parts: | |
| 1–299 | 6.35 |
| 300–end | 6.40 |
| 13 | 3.60 |
| 14 Parts: | |
| 1–59 | 5.85 |
| 60–199 | 6.10 |
| 200–end | 7.15 |
| 15 | 4.50 |
| 16 Parts: | |
| 0–149 | 6.05 |
| 150–end | 5.50 |

CFR Unit (Rev. as of April 1, 1975):

| Title | Price |
|---|---|
| 17 | $6.30 |
| 18 Parts: | |
| 1–149 | 4.65 |
| 150–end | 4.65 |
| 20 Parts: | |
| 1–399 | $2.45 |
| 21 Parts: | |
| 1–9 | 2.10 |
| 200–299 | 1.60 |
| 500–599 | 3.60 |
| 600–1299 | 2.95 |
| 1300–end | 1.90 |
| 22 | 4.75 |
| 23 | 3.55 |
| 24 Parts: | |
| 0–499 | 5.80 |
| 500–end | 5.45 |
| 25 | 4.40 |
| 26 Parts: | |
| 1 (§§ 1.0–1—1.169) | 5.90 |
| 1 (§§ 1.170–1.300) | 3.65 |
| 1 (§§ 1.301–1.400) | 2.90 |
| 1 (§§ 1.401–1.500) | 3.45 |
| 1 (§§ 1.501–1.640) | 4.00 |
| 1 (§§ 1.641–1.850) | 4.40 |
| 1 (§§ 1.851–1.1200) | 5.80 |
| 1 (§ 1.1201–end) | 6.90 |
| 2–29 | 3.40 |
| 30–39 | 3.40 |
| 40–299 | 5.25 |
| 300–499 | 3.55 |
| 500–599 (Retain CFR Vol. Rev. 4–1–74) | 3.15 |
| 600–end | 1.70 |

1974 CFR volumes previously announced are available from the Superintendent of Documents at the prices listed below:

CFR Unit (Rev. as of July 1, 1974):

| Title | Price |
|---|---|
| 28 | $2.20 |
| 29 Parts: | |
| 0–499 | 4.50 |
| 500–1899 | 5.50 |
| 1900–end | 9.90 |
| 30 | 5.65 |
| 31 | 4.35 |
| 32 Parts: | |
| 1–8 | 5.95 |
| 9–39 | 4.05 |
| 40–399 | 4.85 |
| 400–589 | 4.10 |
| 590–699 | 1.95 |
| 700–799 | 5.65 |
| 800–999 | 4.40 |
| 1000–1399 | 1.70 |
| 1400–1599 | 3.05 |
| 1600–end | 1.65 |
| 32A | 3.35 |
| 33 Parts: | |
| 1–199 | 4.85 |
| 200–end | 3.65 |
| 34 | 1.10 |
| 35 | 3.25 |
| 36 | 2.70 |
| 37 | 1.75 |
| 38 | 5.90 |
| 39 (Rev. Aug. 1, 1974) | 4.45 |
| 40 Parts: | |
| 0–49 | 2.20 |
| 50–99 | 7.80 |
| 100–end | 5.25 |
| 41 Chapters: | |
| 1–2 | $5.20 |
| 3–5C | 5.50 |
| 6–9 | 5.15 |
| 10–17 | 3.10 |
| 18 | 7.60 |
| 19–100 | 2.60 |
| 101–end | 5.00 |
| General Index | 3.05 |

CFR Unit (Rev. as of Oct. 1, 1974):

| Title | Price |
|---|---|
| 42 | 4.45 |
| 43 Parts: | |
| 1–999 | 3.95 |
| 1000–end | 5.65 |
| 44 [Reserved] | |
| 45 Parts: | |
| 1–99 | 3.00 |
| 100–199 | 5.30 |
| 200–499 | 3.15 |
| 500–end | 3.65 |
| 46 Parts: | |
| 1–29 | 2.05 |
| 30–40 | 2.05 |
| 41–69 | 3.85 |
| 70–89 | 2.05 |
| 90–109 | 1.90 |
| 110–139 | 1.90 |
| 140–149 | 7.60 |
| 150–165 | 3.70 |
| 166–199 | 2.55 |
| 200–end | 6.20 |
| 47 Parts: | |
| 0–19 | 4.10 |
| 20–69 | 5.20 |
| 70–79 | 4.45 |
| 80–end | 6.05 |
| 48 [Reserved] | |
| 49 Parts: | |
| 1–99 | 1.90 |
| 100–199 | 7.20 |
| 200–999 | 5.85 |
| 1000–1199 | 3.40 |
| 1200–1299 (Rev. No. 1, 1974) | 7.55 |
| 1300–end | 2.75 |
| 50 | 3.80 |

## Title 7—Agriculture

### CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Lemon Regulation 4]

### PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

#### Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the week-



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ly regulation period August 3–9, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.304 Lemon Regulation 4.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the quantity of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is somewhat improved this week due primarily to better quality fruit being available. Average f.o.b. price was $6.31 per carton the week ended July 26, 1975, compared to $6.01 per carton the previous week. Track and rolling supplies at 124 cars were down 36 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on on before the effective date hereof. Such committee meeting was held on July 29, 1975.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period August 3, 1975, through August 9, 1975, is hereby fixed at 280,000 cartons.

(2) As used in this section, "handler" and "carton(s)" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

It is hereby certified that the economic and inflationary impacts of regulation of lemons throughout the 1975–76 season in the form of weekly volume limitation of shipments have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 31, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20298 Filed 7–31–75;12:19 pm]

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[Avocado Order 5, Amdt. 13]

## PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

### Container Regulation

This amendment revises the container regulation presently in effect so as to reduce the net weight requirement of avocados packed in specified containers. The amendment is effective on and after August 8, 1975.

On July 3, 1975, notice of rulemaking was published in the FEDERAL REGISTER (40 F.R. 28090) regarding a proposed amendment of the current container regulation (7 CFR 915.305) in effect pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in south Florida. The proposal was submitted by the Avocado Administrative Committee (established pursuant to said amended marketing agreement and order). This is a regulatory marketing program issued pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). No exception to said notice was filed.

The amendment would reduce the minimum net weight requirement for avocados packed in specified containers from 13½ or 13 pounds to 12½ pounds and from 27 or 26 pounds to 25 pounds, respectively. Such action is designed to place Florida avocados on the same footing as avocados grown in other producing areas. Currently, avocados produced in California, the other principal producing State, can be shipped in similar containers with the lower minimum net weight; i.e. 12½ and 25 pounds (11 and 22 pounds for smaller sizes of avocados). It is, therefore, concluded that it would be advantageous to growers to permit the handling of containers of Florida avocados at net weights of 12½ and 25 pounds.

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, the recommendations and information submitted by the committee, and other available information, it is hereby found that the amendment hereinafter set forth is in accordance with the provisions of said amended marketing agreement and order; and such amendment will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for making this amendment effective at the time hereinafter set forth and for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) notice of proposed rulemaking concerning this amendment was published in the FEDERAL REGISTER on July 3, 1975 (40 F.R. 28090), and no objection to such amendment was received; (2) the regulatory provisions are the same as those contained in said notice; (3) compliance with the amendatory requirements will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time thereof; and (4) this amendment relieves restrictions on the handling of avocados.

*Order.* The provisions of § 915.305(a)(1)(viii), (ix) and (x) (Avocado Order 5; 7 CFR 915.305) are hereby revised to read as follows:

§ 915.305 Avocado Order 5.

(a) *Order.* (1) • • •

(viii) With respect to the containers prescribed in subdivisions (ii) through (iv) of this subparagraph, all avocados packed in such containers shall be placed in one layer only and the net weight of all varieties of avocados in any such container shall be not less than 12½ pounds: *Provided,* That not to exceed 5 percent, by count, of such containers in any lot may fail to meet such applicable weight requirement.

(ix) With respect to the container prescribed in subdivision (v) of this subparagraph, all avocados packed in such containers shall be placed in one layer only and the net weight of all avocados in any such container shall be not less than 12½ pounds: *Provided,* That not to exceed 5 percent, by count, of such containers in any lot may fail to meet such weight requirement.

(x) With respect to the containers prescribed in paragraph (a)(i)(vi) of this section, all avocados in such containers shall be placed in two layers and the net weight of the avocados in any such container shall be not less than 25 pounds: *Provided,* That not to exceed 5 percent, by count, of such containers in any lot may fail to meet the applicable net weight requirement: *Provided further,* That the requirement as to placing avocados in two layers only shall not apply to such container if each of the avocados therein weighs 14 ounces or less.

• • • • • •

Dated: July 28, 1975, to become effective August 8, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20007 Filed 7–31–75;8:45 am]

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## PART 958—ONIONS GROWN IN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

### Handling Regulation

This regulation, designed to promote orderly marketing of Idaho-Eastern Oregon onions, imposes minimum quality standards and requires inspection of fresh market shipments to keep low quality onions from being shipped to consumers.

Notice of rulemaking with respect to a proposed handling regulation to be effective under Marketing Agreement No. 130 and Order No. 958, both as amended (7 CFR Part 958), regulating the handling of onions grown in the production area defined therein, was published in the July 3, 1975, issue of the FEDERAL REGISTER (40 F.R. 28091). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to file data, views, or arguments pertaining thereto not later than July 18, 1975. None was filed.

*Findings.* After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the Idaho-Eastern Oregon Onion Committee, established pursuant to the said marketing agreement and order, it is hereby found that the handling regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

The recommendations of the committee reflect its appraisal of the composition of the 1975 crop of Idaho-Eastern Oregon onions and the marketing prospects for this season and are consistent with the marketing policy it adopted. Harvesting of onions is expected to begin about August 4.

The grade, size and quality requirements provided herein are necessary to prevent onions of poor quality or less desirable sizes from being distributed in fresh market channels. They will also provide consumers with good quality onions consistent with the overall quality of the crop, and maximize returns to producers for the preferred quality and sizes.

Exceptions are provided to certain of these requirements to recognize special situations in which such requirements are inappropriate or unreasonable. Shipments are allowed to certain special purpose outlets without regard to the grade, size, quality, pack and inspection requirements, provided that safeguards are met to prevent such onions from reaching unauthorized outlets.

It is hereby further found that good cause exists for not postponing the effective date of this regulation until 30 days after its publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of onions grown in the production area will begin on or about the effective date specified herein, (2) to maximize benefits to producers, this regulation should apply to as many shipments as possible during the marketing season, (3) information regarding the provisions of this regulation, which are similar to those which were in effect during the previous season, has been made available to producers and handlers in the production area, (4) compliance with this regulation will not require any special preparation by handlers which cannot be completed by the effective date, and (5) notice of the proposed regulation was published in the FEDERAL REGISTER of July 3, 1975.

Section 958.320 is added to Title 7 CFR Part 958 as follows:

§ 958.320 Handling regulation.

During the period August 4, 1975, through April 30, 1976, no person may handle any lot of yellow or white varieties of onions unless such onions are at least "moderately cured," as defined in paragraph (f) of this section, and meet the requirements of paragraphs (a) and (b) of this section, or unless such onions are handled in accordance with paragraphs (c), (d), or (e) of this section.

(a) *Grade, size, and pack requirements.*—(1) *Yellow varieties.* U.S. No. 1, 2¼ inches minimum diameter; or U.S. No. 1, 1½ inches minimum to 2¼ inches maximum diameter, if packed separately; or U.S. No. 2 grade, 3 inches minimum diameter, if not more than 30 percent of the lot is comprised of onions of U.S. No. 1 quality.

(2) *White varieties.* U.S. No. 1, 1½ inches minimum diameter; or U.S. No. 2, if not more than 30 percent of the lot is comprised of onions of U.S. No. 1 quality, 1½ inches minimum diameter; or U.S. No. 2, 1 inch minimum to 2 inches maximum diameter if packed separately.

(b) *Inspection.* No handler may handle any onions regulated hereunder unless such onions are inspected by the Federal-State Inspection Service and are covered by a valid applicable inspection certificate, except when relieved of such requirement pursuant to paragraphs (c) or (e) of this section.

(c) *Special purpose shipments.* The minimum grade, size, quality, pack and inspection requirements of this section shall not be applicable to shipments of onions for any of the following purposes:

(1) Planting;
(2) Livestock feed;
(3) Charity;
(4) Dehydration;
(5) Canning; and
(6) Freezing.

(d) *Safeguards.* Each handler making shipments of onions for dehydration, canning, or freezing pursuant to paragraph (c) of this section shall:

(1) First apply to the committee for and obtain a Certificate of Privilege to make such shipments;

(2) Prepare, on forms furnished by the committee, a report in quadruplicate on each individual shipment to such outlets authorized in paragraph (c) of this section;

(3) Bill or consign each shipment directly to the applicable processor; and

(4) Forward one copy of such report to the committee office and two copies to the processor for signing and returning one copy to the committee office. Failure of the handler or processor to report such shipments by promptly signing and returning the applicable report to the committee office shall be cause for cancellation of such handler's Certificate of Privilege and/or the processor's eligibility to receive further shipments pursuant to such Certificate of Privilege. Upon cancellation of any such Certificate of Privilege the handler may appeal to the committee for reconsideration.

(e) *Minimum quantity exception.* Each handler may ship up to, but not to exceed, one ton of onions each day without regard to the inspection and assessment requirements of this part, if such onions meet minimum grade, size, and quality requirements of this section. This exception shall not apply to any portion of a shipment that exceeds one ton of onions.

(f) *Definitions.* The terms "U.S. No. 1" and "U.S. No. 2" have the same meaning except for sizes of grades regulated as when used in the "United States Standards for Grades of Onions," as amended (§§ 51.2830–51.2854 of this title). The term "moderately cured" means the onions are mature and are more nearly well cured than fairly well cured. Other terms used in this section have the same meaning as when used in Marketing Agreement No. 130 and this part.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.







V40149 AUG 1 75 XUM

Dated July 28, 1975. to become effective August 4, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20088 Filed 7-31-75;8:45 am]

## PART 980—VEGETABLES; IMPORT REGULATIONS

### Onions

This regulation establishes minimum quality requirements for imported onions.

Notice of rulemaking regarding proposed requirements on the importation of onions into the United States to be made effective under Section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 608e–1), was published in the July 3, 1975, FEDERAL REGISTER (40 F.R. 28091).

The notice afforded interested persons an opportunity to file data, views, or arguments in regard thereto not later than July 18, 1975. None was filed.

Section 8e of the act provides that whenever a Federal marketing order is in effect for onions, the importation of onions shall be prohibited unless they comply with the grade, size, quality and maturity provisions of such order. The provisions hereinafter set forth comply with those which will become effective August 4, 1975, under Marketing Order No. 958 for onions grown in Idaho and Malheur County, Oregon. It is not contemplated that any other marketing order will have concurrent grade, size, quality and maturity provisions in effect regulating onions until the spring of 1976.

*Findings.* (a) After consideration of all relevant matters, including the proposal set forth in the aforesaid notice, and other available information, it is hereby found that the proposal as published in the notice should be issued and that imported onions comply with the grade, size, quality and maturity requirements, as hereinafter provided, applicable to onions produced in the United States, and effective under Marketing Order No. 958, as amended (7 CFR Part 958) regulating the handling of onions grown in designated counties of Idaho and Malheur County, Oregon. This regulation is subject to amendment with adequate notice as domestic regulations are changed.

(b) It is hereby further found that good cause exists for not postponing the effective date of this regulation beyond the time specified (5 U.S.C. 553) in that (1) the requirements established by this regulation are mandatory under Section 8e of the act; (2) all known onion importers were notified of the proposed regulation; and (3) notice hereof was published in the July 3, 1975, FEDERAL REGISTER (40 F.R. 28091), and such notice is determined to be reasonable.

Section 980.114 is added to 7 CFR Part 980 as follows:

### § 980.114 Onion import regulation.

Except as otherwise provided herein, during the period beginning August 4, 1975, and continuing through April 30, 1976, no person may import onions of the yellow or white varieties unless such onions are inspected and meet the requirements of this section.

(a) *Grade, size and maturity requirements*—(1) *Yellow varieties:* U.S. No. 2, or better grade, 1½ inches minimum diameter.

(2) *White varieties:* U.S. No. 2, or better grade, 1 inch minimum diameter.

(3) *Yellow and white varieties:* At least "moderately cured."

(b) *Condition.* Due consideration shall be given to the time required for transportation and entry of onions into the United States. Onions with transit time from country of origin to entry into the United States of ten or more days may be entered if they meet an average tolerance for decay of not more than 5 percent, provided they meet the other requirements of this section.

(c) *Minimum quantity.* Any importation which in the aggregate does not exceed 100 pounds in any day, may be imported without regard to the provisions of this section.

(d) *Plant quarantine.* Provisions of this section shall not supersede the restrictions or prohibitions on onions under the Plant Quarantine Act of 1912.

(e) *Designation of governmental inspection service.* The Federal or the Federal-State Inspection Service, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, and the Fruit and Vegetable Division, Production and Marketing Branch, Canada Department of Agriculture, are designated as governmental inspection services for certifying the grade, size, quality and maturity of onions that are imported into the United States under the provisions of section 8e of the act.

(f) *Inspection and official inspection certificates.* (1) An official inspection certificate certifying the onions meet the United States import requirements for onions under section 8e of the act (7 U.S.C. 608e–1), issued by a designated governmental inspection service and applicable to a specific lot is required on all imports of onions.

(2) Inspection and certification by the Federal or Federal-State Inspection Service will be available and performed in accordance with the rules and regulations governing certification of fresh fruits, vegetables and other products (Part 51 of this title). Each lot shall be made available and accessible for inspection as provided therein. Cost of inspection and certification shall be borne by the applicant.

(3) Since inspectors may not be stationed in the immediate vicinity of some smaller ports of entry, importers of onions should make advance arrangements for inspection by ascertaining whether or not there is an inspector located at their particular port of entry. For all ports of entry where an inspection office is not located, each importer must give the specified advance notice to the applicable office listed below prior to the time the onions will be imported.

| Ports | Office | Advance notice |
|---|---|---|
| All Texas points. | Leo M. Denbo, P.O. Box 107, San Juan, Tex. 78589 (Phone 512-787-4091 or 6881). | 1 day. |
| All Arizona points. | B. O. Morgan, P. O. Box 1614, Nogales, Ariz. 85621 (Phone 602-287-2902). | Do. |
| All California points. | D. P. Thompson, 784 South Central Ave., Room 266, Los Angeles, Calif. 90021 (Phone 213-622-8756). | 3 days. |
| All Hawaii points. | Stevenson Ching, P.O. Box 5425, Pawaa Substation, 1428 South King St., Honolulu, Hawaii 96814 (Phone 808-941-3071). | 1 day. |
| All Puerto Rico points. | John L. Coulon, P.O. Box 10163, Santurce, P.R. 00908 (Phone 809-783-2230 or 4116). | 2 days. |
| New York City, N.Y. | Carmine J. Cavallo, Room 28A Hunts Point Market, Bronx, N.Y. 10474 (Phone 212-991-7669 or 7668). | 1 day. |
| New Orleans, La. | Leonard E. Mixon, 5027 Federal Office Bldg., 701 Loyola Ave., New Orleans, La. 70113 (Phone 504-589-6741 or 6742). | Do. |
| Miami, Fla..... | Lloyd W. Boney, 1350 Northwest 12th Ave., Room 330, Miami, Fla. 33136, (Phone 305-324-6116 or 6117). | Do. |
| All other Florida points. | C. B. Brantley, P.O. Box 1232, Winter Haven, Fla. 30880 (Phone 813-294-2089). | Do. |
| All other points. | Chief, FPSI Branch, Fruit and Vegetable Division, AMS, Washington, D.C. 20250 (Phone 202-447-5870). | 3 days. |

(4) Inspection certificates shall cover only the quantity of onions that is being imported at a particular port of entry by a particular importer.

(5) In the event the required inspection is performed prior to the arrival of the onions at the port of entry, the inspection certificate that is issued must show that the inspection was performed at the time of loading such onions for direct transportation to the United States; and if transportation is by water, the certificate must show that the inspection was performed at the time of loading onto the vessel.

(6) Each inspection certificate issued with respect to any onions to be imported into the United States shall set forth, among other things:

(i) The date and place of inspection;

(ii) The name of the shipper, or applicant;

(iii) The commodity inspected;

(iv) The quantity of the commodity covered by the certificate;

(v) The principal identifying marks on the containers;

(vi) The railroad car initials and number, the truck and trailer license number, the name of the vessel, or other identification of the shipment; and

(vii) The following statement, if the facts warrant: Meets import requirements of 7 U.S.C. 608e–1.

(g) *Reconditioning prior to importation.* Nothing contained in this part shall





be deemed to preclude any importer from reconditioning prior to importation any shipment of onions for the purpose of making it eligible for importation.

(h) *Definitions.* For the purpose of this section, "Onions" means all varieties of Allium cepa marketed dry, except dehydrated, canned and frozen onions, onion sets, green onions, and pickling onions. The term "moderately cured" means the onions are mature and are more nearly well cured than fairly well cured. "Importation" means release from custody of the United States Bureau of Customs.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated July 28, 1975 to become effective August 4, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20089 Filed 7-31-75;8:45 am]

## CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

[FmHA Instruction 424.1]

## PART 1804—PLANNING AND PERFORMING DEVELOPMENT WORK

### Minimum Property Standards

Sections 1804.2(d), 1804.3(d) (1) and (2) and 1804.3(f)(1)(ii)(*a*) of Subpart A, Part 1804, Chapter XVIII, Title 7 of the Code of Federal Regulations (36 FR 18062) are amended; Appendix C is added. Section 1804.2(d) is amended to delete the definition of "A Guide to the Construction of Farm Buildings," which guide is now obsolete. This guide is replaced by the "Minimum Property Standards (MPS)," adopted by the Farmers Home Administration from the Department of Housing and Urban Development's Minimum Property Standards (39–FR 26–895) which provide all the technical requirements for minimum acceptable design, material, and construction standards. Section 1804.3(d) (1) and (2) are amended to include appropriate MPS guidelines which describe the standards for new construction, rehabilitation of older buildings, design and construction standards for housing loans made under § 1822.7(b) (3) of this chapter, and requirements of the Department of Labor, Bureau of Employment Security (20 CFR 620—added October 31, 1968); § 1804.3(f) (1) (ii) (*a*) is amended to make reference to the drawings and specifications to be included in the application for building construction and building site development. Added to this Subpart A is Appendix C, "List of Required Drawings and Specifications," for all new buildings, including single family housing and related facilities.

It is the policy of this Department that rules relating to public property, loans, grants, benefits or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. This amendment, however, is being published without prior notice of proposed rulemaking inasmuch as the amendment incorporates technical standards already published and adopted by HUD and the Department of Labor, and for that reason such notice is unnecessary.

1. As revised, § 1804.2(d), 1804.3(d) (1) and (2), and (f)(1)(ii)(*a*) of Subpart A of Part 1804 read as follows:

### § 1804.2 Definitions.

As used in this Subpart:

* * * * *

(d) "Minimum Property Standards" (MPS) means the Department of Housing and Urban Development (HUD) Minimum Property Standards which have been adopted by the Farmers Home Administration (FmHA) for housing financed with RH, RRH, and FO loans. The MPS supplements this subpart with the technical requirements for minimum acceptable design, materials and construction methods to protect the interests of the borrower and the FmHA.

* * * * *

### § 1804.3 Planning development.

* * * * *

(d) *Construction.* (1) All new buildings to be constructed and all alterations and repairs to buildings will be planned to conform with good construction practices. All improvements to the property will conform to applicable laws, ordinances, codes, and regulations which relate to safety and the sanitation of buildings.

(i) In new housing, all design, materials and construction will meet or exceed the requirements of the appropriate mandatory MPS.

(*a*) MPS for One and Two Family Dwellings 4900.1.

(*b*) MPS for Multifamily Housing 4910.1.

(*c*) The MPS Manual of Acceptable Practices (MPS–MAP) 4930.1 is a nonmandatory fully illustrated guidance manual providing detailed backup data and information for a better understanding of the mandatory standards.

(ii) Rehabilitation of older one and two family existing properties will be guided by HUD Handbook 4940.4, "Minimum Design Standards for Rehabilitation for Residential Properties."

(iii) The design and construction for housing loans made with RH funds under § 1822.7(b) (3) of this chapter will, as near as practical, meet the requirements of the MPS as determined by the County Supervisor with assistance from the State Office as necessary.

(iv) Farm Labor Housing design and construction standards shall meet or exceed the requirements of the Department of Labor, Bureau of Employment Security; however, in order to be easily converted to rental housing, it should be in substantial conformity with the design and construction requirements of the MPS for Multifamily Housing 4910.1.

(2) Adequate drawings, specifications, and estimates will be provided to fully describe the work. See Appendix C to this Subpart A for the information that would be included in the drawings and specifications.

* * * * *

(f) *Responsibilities for planning development.* * * *

(1) *Responsibility of the applicant.* * * *

(ii) * * *

(*a*) The "List of Required Drawings and Specifications", Appendix C to this Subpart, describes the drawings and the specifications that are required to be included in the application for building construction and Subpart D of this Part describes the drawings that should be included for building site development in subdivision projects.

* * * * *

2. An Appendix C is added to Subpart A of 7 CFR Part 1804, reading as follows:

APPENDIX C—LIST OF REQUIRED DRAWINGS AND SPECIFICATIONS

This list is for all new buildings to be constructed, including all single family housing and related facilities and as applicable to farm housing and farm service buildings.

1. *General.* The Documents recommended in this Appendix C correspond with the list of Exhibits required in Chapter 3 of HUD 4145.2, "Handbook for Building Single Family Dwellings." However, this listing shall be used as a guide for drawings and specifications to be submitted in support of all types of housing loan and/or grant applications or any type of application involving the construction of buildings. This Appendix C may be used as a public handout. A minimum of three (3) copies of the drawings and specifications shall be provided by the applicant for a loan or conditional commitment which involves construction of major new buildings or extensive rehabilitation or alterations or additions to existing buildings. Drawings and specifications, for minor alterations or repairs, need pertain only to work to be done and may be in narrative form when accepted by the County Supervisors. Adequate and accurate exhibits are necessary:

a. To determine compliance with the applicable Standards and codes.

b. To prepare a cost estimate.

c. To determine the acceptability of the physical improvements and,

d. To provide a basis for inspections and the builder's warranty.

2. *Drawings for individual applications.* Drawings for single family individual housing shall be submitted by the applicant in triplicate and provide at least the following:

a. *Plot plan.* At scale, 1''=1'0'' minimum.

(1) Lot and block number.

(2) Dimensions of plot and north point.

(3) Dimensions of front, rear and side yard.

(4) Location and dimensions of garage, carport and other accessory buildings.

(5) Location and sizes of walks, driveways, and approaches.

(6) Location and sizes of steps, terraces, porches, fences, and retaining walls.

(7) Location and dimensions of easements and established setback requirements, if any.

(8) Elevations at the following points: (a) first floor of dwelling, and floor of garage, carport and other accessory building; (b) finish curb or crown of street at points of extension of lot lines; (c) finish grade elevation at each principal corner of structure; (d)



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finish grade at bottom of drainage swales at extension of each side of structure as feasible.

(9) The following additional elevations as applicable, shall be submitted if the topography or the design of the structure is such that special grading, drainage or foundations may be necessary. Examples are irregular or steeply sloping sites, filled areas on sites, or multilevel structure designs: (a) finish and existing grade elevations at each corner plot; (b) existing grade at each principal corner or dwelling; (c) finish grade at both sides of abrupt changes of grade such as retaining walls, slopes, etc.; (d) other elevations that may be necessary to show grading and drainage.

(10) Indication of lot grading type and approximate location of drainage swales.

(11) Example Plot Plan No. 1 attached.

(12) Where an individual water supply and/or sewage system is proposed, submit drawings and specifications prescribed in Section 5 of this Appendix C and written opinion of Health Authority having jurisdiction and opinion, if available, of local USDA-Soil Conservation Service Official.

(b) *Floor plans.*

(1) Scale, ¼″=1′0″.

(2) Floor plan of each floor and of basement, if any. Recommend typical furniture locations shown to suggest intended use of each habitable space.

(3) Plan of all attached terraces and porches, and of garage or carport.

(4) If dwelling is of crawl-space type, provide separate foundation plan. Slab-type foundation may be shown on sections.

(5) Direction, size and spacing of all floor and ceiling framing members, girders, columns or piers.

(6) Location of all partitions and indication of door sizes, and direction of door swing.

(7) Location and size of all permanently installed construction and equipment such as kitchen cabinets, closets, storage shelving, plumbing fixtures, water heaters, etc. Details of kitchen cabinets may be on separate drawing.

(8) Location and symbols of all electrical equipment, including switches, outlets, fixtures, etc.

(9) Heating system on separate drawing or when it may be shown to clearly explain, it may be as part of floor or basement plan showing: (a) layout of system; (b) location and size of ducts, piping, registers, radiators, etc.; (c) location of heating unit and room thermostat; (d) total calculated heat loss of dwelling including heat loss through all vertical surfaces, ceiling and floor. When a duct or piped distribution system is used, calculated heat loss of each heated space is required.

(10) Cooling system, on separate drawings or as a part of heating plan, floor or basement plan showing: (a) layout of system; (b) location and size of ducts, registers, compressors, coils, etc.; (c) heat gain calculations, including estimated heat gain for each space conditioned; (d) model number and Btuh capacity of equipment or units in accordance with applicable Air Conditioning and Refrigeration Institute (ARI) or American Society of Refrigerating Engineers (ASRE) Standard; (e) Btuh Capacity and total Kilowatt (KW) input at stated local design conditions; (f) if room or zone conditioners are used, provide location, size and installation details.

c. *Exterior elevations.*

(1) Scale, ¼″=1′0″. Elevations, other than main elevation, which contain no special details may be drawn at ⅛″=1′0″.

(2) Front, rear and both side elevations, and elevations of any interior courts.

(3) Windows and doors—indicate size unless separately scheduled or shown on floor plan.

(4) Wall finish materials where more than one type is used.

(5) Depth of wall footings, foundations, or piers, if stepped or at more than one level.

(8) Finish floor lines.

(7) Finish grade lines at buildings.

d. *Details and sections.*

(1) Section through exterior wall showing all details of construction from footings to highest point of room. Where more than one type of wall material is used, show each type. Scale, ⅜″=1′0″ minimum.

(2) Section through any portion of dwelling where rooms are situated at various levels or where finished attic is proposed. Scale, ¼″=1′0″ minimum.

(3) Section through stair wells, landings, and stairs, including headroom clearances and surrounding framing. Scale, ¼″=1′0″ minimum.

(4) Details of roof trusses if proposed, including connections and stress or test data with seal of architect or engineer responsible. Scale of connections, ½″=1′0″ minimum.

(5) Elevation and section through fireplace. Scale 3/8″=1′0″ minimum.

(6) Elevations and section through kitchen cabinets, indicating shelving. Scale, ¼″=1′0″ minimum.

(7) Sections and details of all critical construction points, fastening systems, anchorage methods, special structural items or special millwork. Scale as necessary to provide information, ⅜″=1′0″ minimum.

3. *Drawings for group applications.* Drawings for group applications (conditional commitments) may be submitted in triplicate in lieu of drawings for each individual property when a number of applications are simultaneously submitted involving repetition of a basic type dwelling.

a. Master Plot Plan shall include the following:

(1) Scale which will provide the following information in a clear and legible manner.

(2) North point.

(3) Location and width of streets and rights-of-way.

(4) Location and dimensions of all easements.

(5) Dimensions of each lot.

(6) Location of each dwelling on lot with basic dimensions.

(7) Dimensions of front, rear, and side yard.

(8) Location and dimensions of garages, carports, or other accessory buildings.

(9) Identification of each lot by number and indication of basic plan and elevation type.

(10) Location of walks, driveways, and other permanent improvements.

b. Typical Plot Plan for each basic type dwelling may be submitted in lieu of fully detailing each lot on Master Plot Plan, when topography and lot arrangements present no individual planning or construction problems.

(1) Information not shown on Typical Plot Plan shall be included on Master Plot Plan.

(2) Typical Plot Plans shall not be used for corner lots, lots with irregular boundaries, lots involving pronounced topographic variations or other lots where individual detailing is necessary.

(3) Show location of dwelling on typical lot and full dimensions.

(4) Provide location and dimension of all typical improvements such as garage, carport, accessory buildings, walks, drives, steps, porches, terraces, trees, shrubs, retaining walls, fences, etc.

c. Grading may be shown on separate grading plan or on the Master Plot Plan. Scale shall be sufficiently large to provide the following information in clear and legible manner:

(1) Contours of existing grade at intervals of not more than 5 feet. Intervals less than 5 feet may be required when indicated by the character of the topography. See HUD data sheet (series 79) for applications involving deep cuts and fill.

(2) Location of house and accessory buildings on each lot.

(3) Identification of each lot by number.

(4) Elevations in accordance with individual plot plan including bench mark and datum or, in lieu of finish grade elevations, contours of proposed finish grading may be submitted. Contour intervals selected shall be appropriate to the topography of the site.

(5) Lot grading shall be shown by indicating protective slopes and approximate location of drainage swales.

(8) Location of drainage outfall if any drainage is not to a street.

d. Floor plans, elevations, sections, and details shall be submitted for each basic plan. Alternate elevations to basic plan may be shown at scale, ⅛″=1′−0″.

4. *Specifications. Form FmHA* 424–2 "Dwelling Specifications" or HUD Form 2005 "Description of Materials" or other acceptable and comparable description of all materials forms shall be submitted with the drawings by the applicant. The forms shall be completed fully in accordance with instructions on Form FmHA 424–2 to describe the materials to be used in the construction.

a. Submit in triplicate with the drawings along with each application.

b. Form FmHA 424–2 may be reproduced provided size, format and printed text are identical to current official form. The HUD Form 2005 may be substituted for Form FmHA 424–2. When current official form is reproduced, the following deletions must be made:

(1) All lines indicating FmHA form numbers or other Government agency initials and numbers.

(2) The United States Government Printing Office (GPO) imprint and reference number.

c. The material identification information shall be in sufficient detail to fully describe the material, size, grade and where applicable, manufacture's model or identification numbers. Where necessary, additional sheets must be attached as well as manufacturer's specification sheets for equipment and/or special materials, such as aluminum siding and carpeting.

5. *Individual water supply, and sewage disposal systems.* When an individual water and/or sewage disposal system is proposed, the following additional information must be submitted:

a. *Approval and recommendations of various authorities.*

(1) A written opinion by the Health Authority having jurisdiction that the site is suitable and acceptable for the proposed system(s) and

(2) If available, a soils report from the local USDA-Soil Conservation Service Office and any recommendations they may have.

(3) Approval of appropriate environmental control authority.

(4) A signature of the Health Authority on the plot plan indicating approval of design of the proposed system.

b. *Plot plan.*

(1) Location and size of septic tank, distribution box, absorption field or bed, seepage pits and other essential parts of the sewage disposal system and distance to all individual wells and open streams or drainageways.







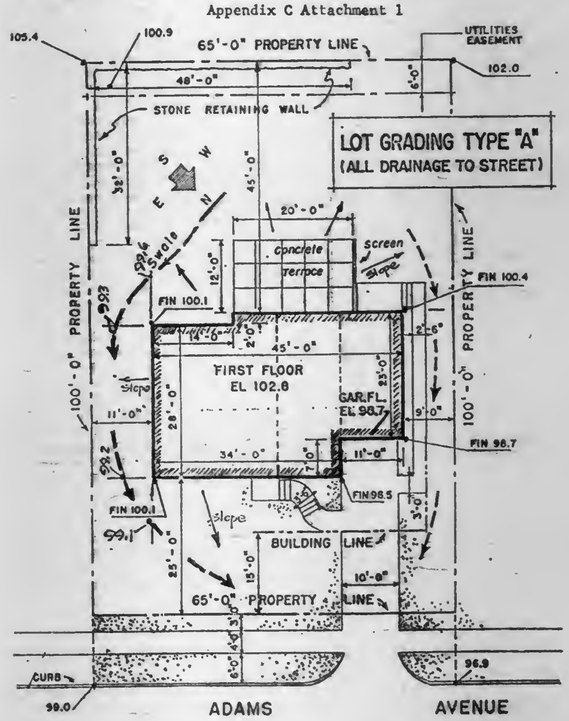
(2) Location of well, service line and other essential parts of the water supply system and distance to other wells and/or sewage disposal systems.

(3) Exact location of individual systems (water or sewage) on adjacent properties and description of system if available.

(4) Example Plot Plan No. 2 attached.

c. *Construction details.* Construction details of all component parts of individual water supply and sewage disposal system shall clearly indicate material, equipment and construction. Extra sheets and drawings should be added as necessary to fully explain the proposed installation.

Appendix C Attachment 1




Lot 4 Block 7
CHESTNUT HILL - BRAINARD, COLUMBIA

Scale ⅛" = 1'-0" (typical)

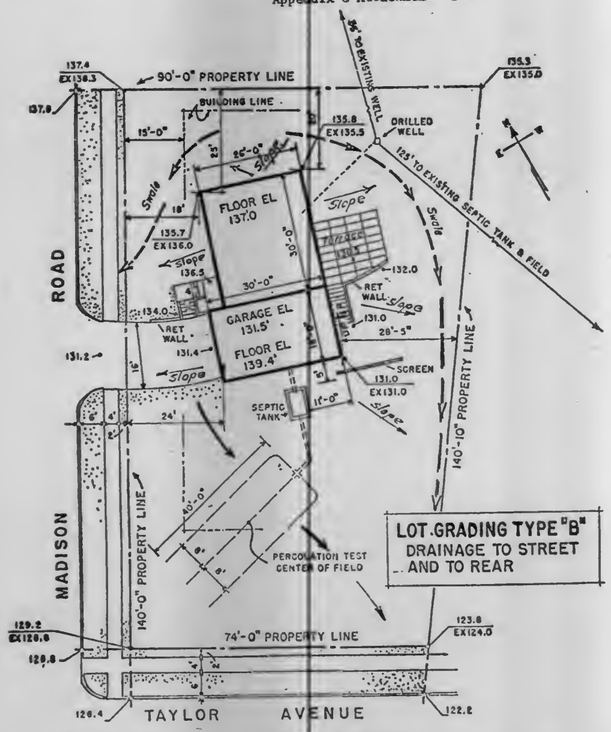
## EXAMPLE PLOT PLAN No 1

See Chapter 3 in the MPS for detailed requirements and Chapter 3 in the MPS-MAP for design recommendations.



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Appendix C Attachment 2




LOT 29. BLK. 2 HEALTH AUTHORITY.....
HOMESTEAD ADDITION, LINCOLN COUNTY, COLUMBIA

EXAMPLE PLOT PLAN NO. 2 , *Scale 1" = 20'* (Typical)

See Chapter 3 in the MPS for detailed requirements and Chapter 3 in the MPS-MAP for design recommendations.

*Effective date.* This amendment is effective on August 1, 1975.

(7 U.S.C. 1989; 42 U.S.C. 1480; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70)

Dated: July 17, 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75-19951 Filed 7-31-75;8:45 am]

## Title 8—Aliens and Nationality

### CHAPTER I—IMMIGRATION AND NATURALIZATION SERVICE, DEPARTMENT OF JUSTICE

### PART 214—NONIMMIGRANT CLASSES

**Special Requirements for Extension and Maintenance of Status of Students; Approval of Schools; and Withdrawal of School Approval**

Reference is made to the Notice of Proposed Rule Making which was published in the Federal Register of April 4, 1975 (40 FR 15092) pursuant to the provisions of 5 U.S.C. 553 (80 Stat. 383) and 5 U.S.C. 552(a)(4), as amended by Public Law 93-502 (88 Stat. 1561), and in which there were set forth proposed amendments to 8 CFR 214.2, 214.3 and 214.4, pertaining to full course of study, employment, reporting requirements for approved schools, and withdrawal of school approval.

All fourteen representations received in response to the proposed rules of April 4, 1975 were very carefully considered in arriving at a determination as to the final rules. Certain editorial changes have been made for the purpose of clarification. Other changes have been made as a result of the views and arguments received in response to the notice of proposed issuance of rules and regulations to provide that 12 hours of instructions a week or its equivalent at a postsecondary vocational, business, or language school which is equal in all respects to the same course of undergraduate study given by a college or university will be considered equally in determining what consists of a full course of study; the entire sentence relating to classes scheduled to commence at or after 6:00 p.m. has been deleted since there is no identifiable difference in the academic quality between day and evening classes; and the date of July 1, 1975 has been changed to January 1, 1976 to provide schools additional time needed to meet the requirements of the adopted regulations.

In the light of the foregoing and pursuant to the authority contained in section 103 of the Immigration and Nationality Act, the proposed amendments to § 214.2(f); § 214.3(g), and § 214.4(a) of Part 214, Chapter I, Title 8 of the Code of Federal Regulations, as set forth below, are hereby adopted:

Section 214.4(f) is amended as follows:

A new subparagraph (1a) is added;

Subparagraph (6) is amended by inserting a sentence before the existing first sentence of that regulation, as set forth below.

As amended, § 214.2(f), in pertinent part, reads as follows:

**§ 214.2 Special requirements for admission, extension, and maintenance of status.**

* * * * *

(f) *Students*—(1) *General.* * * *

(1a) *Full course of study.* A "full course of study" as required by section 101(a)(15)(F)(i) of the Act means (i) postgraduate study at a college or university, or undergraduate or postgraduate study at a religious seminary, certified by an authorized official of the institution as a full course of study; or (ii) undergraduate study at a college or university, certified by an authorized official of the institution to consist of at least 12 hours of instruction a week, or its equivalent; or (iii) study at a postsecondary vocational, business, or language school that confers upon its graduates recognized associate or other degrees or has established that its credits have been and are accepted unconditionally by at least three institutions of higher learning within category (1) or (2) of section 214.3(c) of this chapter, and which has been certified by an authorized official of the institution to consist of at least 12 hours of instruction a week, or its equivalent; or (iv) study at any other vocational, business, or language school, certified by an authorized official of the institution to consist of at least 20 clock hours of attendance a week, if classroom instruction comprises the dominant part of the course of study, or at least 25 clock hours a week if shop or laboratory work comprises the dominant part of the course of study; or (v) study at a primary or secondary school, certified by an authorized official of the institution to consist of class attendance for not less than the minimum number of hours a week prescribed by such school for normal progress towards graduation. Also, to be deemed a full course of study, the authorized school official must certify that successful completion of the course of study will lead to the attainment of a stated educational, professional, or vocational objective. For purposes of this section, a college or university is an institution of higher learning which awards recognized associate, bachelor, master, doctor, or professional degrees; schools which devote themselves exclusively or primarily to vocational, business, or language instructions are not included in the category of colleges or universities for such purposes. A nonimmigrant admitted to the United States prior to January 1, 1976 under section 101(a)(15)(F)(i) of the Act or granted a change to that classification prior to that date, notwithstanding that he may not be taking a full course of study as defined in this subsection, may continue in that nonimmigrant classification until he completes the course of study at the school he was authorized to attend prior to that date: provided he continues to carry not less than what the school considered to be a full course of study prior to January 1, 1976, and he otherwise continues to maintain student status.

* * * * *

(6) *Employment.* A nonimmigrant student is not permitted to engage in off-campus employment in the United States, either for an employer or independently, unless his application to do so has first been approved by the Service. * * *

* * * * *

In Part 214, in § 214.3(g) the second sentence is revised to read as follows:

**§ 214.3 Petitions for approval of schools.**

* * * * *

(g) *Reporting requirements.* * * * An immediate report shall also be made in the case of each nonimmigrant student who fails to carry a full course of study as defined in § 214.2(f)(1a), fails to attend classes to the extent normally required, or terminates his attendance at the institution. * * *

* * * * *

Also in Part 214, § 214.4(a) is revised to read as follows:

**§ 214.4 Withdrawal of school approval.**

(a) *General.* The approval by the Service, pursuant to section 101(a)(15)(F) of the Act and this part, of a petition by a school or school system for the attendance of nonimmigrant students shall be withdrawn if the school or school system is no longer entitled to such approval for any reason including, but not limited to, the following: (1) failure to submit reports required by § 214.3(g); (2) issuance of certificates of eligibility, Forms I-20, to students lacking scholastic, financial, or language requirements; (3) issuance of Forms I-20 to aliens who will not be enrolled in or carry a full course of study as defined in § 214.2(f)(1a); (4) failure to operate as a bona fide institution of learning; (5) failure to employ qualified professional personnel; (6) failure to maintain proper facilities for instruction; or (7) failure to limit its advertising in the manner prescribed in § 214.3(i).

* * * * *

*Effective date.* This order shall become effective September 2, 1975.

Dated: July 29, 1975.

L. F. CHAPMAN, Jr.,
*Commissioner of*
*Immigration and Naturalization.*

[FR Doc.75-20050 Filed 7-31-75;8:45 am]

## Title 12—Banks and Banking

### CHAPTER V—FEDERAL HOME LOAN BANK BOARD

[No. 75-645]

### PART 555—BOARD RULINGS

**Deposit Assurance of Direct-Deposit Social Security Payments**

JULY 28, 1975.

The Federal Home Loan Bank Board deems it advisable to issue the following Ruling to clarify the authority of Federal savings and loan associations to provide "deposit assurance" to social security beneficiaries as part of such associations' participation in the Social Security Administration's "direct deposit program".

Accordingly, the Federal Home Loan Bank Board hereby amends Part 555 of the Rules and Regulations for the Federal Savings and Loan System (12 CFR Part 555), by adding a new § 555.18 thereto, as set forth below effective August 1, 1975.

Since the above amendment is an interpretive rule, the Board hereby finds that notice and public procedure with respect to said amendment are unnecessary under the provisions of 12 CFR 508.11 and 5 U.S.C. 553 (b), and since publication of said amendment for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) would, in the opinion of the Board, likewise be unnecessary for the same reason, the Board hereby provides that said amendment shall become effective as hereinbefore set forth.

Section 555.18 is added to 12 CFR Part 555 as follows:

**§ 555.18 Deposit assurance of direct deposit of social security payments.**

(a) Under the Social Security Administration's "direct deposit program", a social security beneficiary may designate a financial institution, including a Federal savings and loan association, as the recipient of his benefit payments. Once a beneficiary properly designates a financial institution as recipient, payments will be made directly to the institution. Initially, the payments will take the form of checks drawn on the Treasury and payable to the institution; the method of payment eventually will be by means of magnetic tape notices of deposit to the institution.

(b) The "deposit assurance" given by a Federal association to a beneficiary incident to such program would be in the form of an undertaking by the association to credit the beneficiary's account with a "deposit" in the amount of the social security payment on the date such payment was due to be received, whether or not the check or magnetic tape notice actually was received by the association from the Treasury on or before that date. The impetus for assurance of deposits on a particular day is the certainty which will be afforded to social security beneficiaries, and the likelihood that they will maintain their savings accounts at financial institutions providing such deposit assurance.

(c) The Board has concluded that the giving of such deposit assurance is within the implied powers of Federal associations under section 5 of the Home Owners' Loan Act of 1933. The Board also has concluded that a Federal association may be deemed to have "constructively" received a social security payment as a deposit on the day it was due, even though it was not received on that day. The basis for this latter conclusion is the unique nature of the social security direct-deposit program and the likelihood that there will be very few instances in which the check or magnetic tape notice is not received.

(d) The Board also is of the view that deposit assurance may involve some risk for Federal associations participating in such a program, and that such associations must establish adequate safeguards and controls in conjunction with providing deposit assurance.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464, Reorg. Plan No. 3 of 1947; 3 CFR 1943-48 Comp., p. 1071).

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN,
*Secretary.*

[FR Doc.75-20077 Filed 7-31-75;8:45 am]







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Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 75–CE–19–AD; Amdt. 39–2296]

## PART 39—AIRWORTHINESS DIRECTIVES

### Beech Models 95, 95–55, 55, 56 and 58 Series Airplanes

Amendment 39–600, AD 68–10–7, published in the FEDERAL REGISTER on May 17, 1968, was an Airworthiness Directive (AD) which required installation of a redesigned elevator trim tab push-pull rod and strengthening of the elevator trim tab actuator rod end on certain Beech 95 and 95–55 series airplanes. The purpose of this AD was to prevent an unsafe flight condition which could occur as a result of looseness in the elevator trim tab system. Service experience demonstrated that the redesigned rod and subsequent modifications did not correct the problem. As a result AD 68–10–7 was superseded by AD 75–05–03 which was published in the FEDERAL REGISTER on February 21, 1975. AD 75–05–03 provided for the installation of new components to ensure a more secure trim tab system in Beech Models 95, 55, 95–55, 56 and 58 series airplanes. Subsequent to the issuance of AD 75–05–03, it has been determined that the parts installed by this AD are inadequate for the intended purpose and in some instances are defective in that they were not properly machined prior to installation. Accordingly, a new AD is being issued superseding AD 75–05–03, applicable to the above mentioned airplanes. This new AD will require replacement of all elevator trim tab rods and/or assemblies with new designed parts and until replaced, provides for an interim inspection of existing elevator trim tab rods and assemblies to detect looseness, cracks, bending and defectively reamed holes.

Since a situation exists which requires expeditious adoption of the amendment, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than thirty (30) days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator 14 C.F.R. 11.89 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new AD.

BEECH: Applies to 95–55, 95–A55, 95–B55, 95–B55A, 95–B55B, 95–C55, 95–C55A, D55, D55A, E55, E55A, 58, 58A, 56TC, A56TC, 95, B95, B95A, D95A and E95 (Serial Numbers listed below).

Compliance: Required as indicated on specific models and serial numbers unless previously accomplished.

To prevent failure of elevator trim tab systems, accomplish the following as specified:

A) On Beech Models 95–55, 95–A55, 95–B55 and 95–B55A, serials TC–1 through TC–1143 except TC–350; 95–B55B (T–42A), serials TF–1 through TF–65; 95, B95, B95A, D95A and E95, serials TD–2 through TD–721; 95–C55, 95–C55A, D55 and D55A, serials TC–350 and TE–1 through TE–617; 56TC, serials TG–1 through TG–69, within 25 hours time in service after the effective date of this AD, unless otherwise complied with, inspect the elevator trim tab control rod and identify configuration/part number (swaged taper ends or 5/16" OD straight tubes).

1) If P/N 96–520012–9 assemblies (5/16" OD straight tubes with rivets in forward end are installed:

a) Ascertain whether "SI" is etched on a flat surface of the rod end fitting. If so, no further inspection is required. Part is to be replaced in accordance with following paragraphs of this AD.

b) If "SI" is not etched on rod end fitting, remove the assembly and radiographically inspect the tube for eccentric reaming in the vicinity of the forward end fitting. Take radiographs from three equidistant directions (120° apart). Before further flight, replace any tube where wall thickness at any one point is twice or more the thickness at the opposite side of the tube in accordance with the following paragraphs of this AD.

2) Remove all other P/N tube assemblies with swaged taper ends and inspect for cracks, looseness of end fittings, bending, or other signs of unairworthiness. Prior to further flight, replace any assembly found defective in accordance with the following paragraphs of this AD.

B) On Beech Models 95–55, 95–A55, 95–B55 and 95–B55A, serials TC–1 through TC–1072 except TC–350 and TC–1071; 95–B55B (T–42A), serials TF–1 through TF–65; 95–C55, 95–C55A, D55 and D55A, serials TC–350, TE–1 through TE–542 except TE–521, TE–525 and TE–528 through TE–538; 56TC, serials TG–1 through TG–62 except TG–42, TG–45, TG–50, TG–51 and TG–55; 95, B95, B95A, D95A and E95, serials TD–2 through TD–714 except TD–707, within 100 hours time in service after February 26, 1975, (effective date of AD 75–05–03), remove the two AN470AD3 rivets installed in the rod ends of P/N 45–524565–3 and 45–524565–5 elevator trim tab actuators and replace with P/N 96–524032 shoulder pins and MS20435F3–8 or MS20613–3C8 rivets.

C) On Beech Models 95–55, 95–A55, 95–B55 and 95–B55A, serials TC–1 through TC–1143 except TC–350; 95–B55B (T–42A), serials TF–1 through TF–65; 95, B95, B95A, D95A and E95, serials TD–2 through TD–721, within the next 100 hours time in service after effective date of this AD, but not later than October 15, 1975, remove existing 5/16" diameter 45–526009 swaged, 96–526011 swaged, or 96–526012–9 5/16" OD elevator trim tab control rod tubes and install new 3/8" OD tube assemblies P/N 96–520013–1. On aircraft which have elevator tab assemblies, P/N 45–610005–120 and –121, installed, remove 5/16" OD elevator tube assembly P/N 96–520012–13, and install new P/N 96–520013–7 3/8" OD tube assembly; or, alternately install new elevator tab assemblies, P/N 45–610005–122 and –123.

D) On Beech Models 95–C55, 95–C55A, D55 and D55A, serials TC–350 and TE–1 through TE–617; 56TC, serials TG–1 through TG–69, within the next 100 hours time in service after the effective date of this AD, but not later than October 15, 1975, remove existing 5/16" diameter 45–526009 swaged, 96–526011 swaged, or 96–526012–9 5/16" OD elevator trim tab control rod tubes and install a new 3/8" OD tube assmbly P/N 96–520013–1. On aircraft which have elevator tab assemblies, P/N 96–610006–65 and –66 installed, remove 5/16" OD elevator tube assembly, P/N 96–520012–13, and install new 3/8" OD P/N 96–520013–7 tube assembly; or, alternately install new elevator tab assemblies P/N 96–610006–69 and –70.

E) On Beech Models 95–B55 and 95–B55A, serials TC–1144 through TC–1379; D55, D55A, E55 and E55A, serials TE–618 through TE–837; 56TC and A56TC, serials TG–70 through TG–94, 58 and 58A, serials TH–1 through TH–120, within the next 100 hours time in service after the effective date of this AD, but not later than October 15, 1975, remove existing 96–526019 (basic) elevator trim tab tube assemblies having rod ends secured to the tube with 3/32 aluminum rivets and install new tube assembly, P/N 96–526021–9, having rod ends secured to the tube with 1/8" monel rivets or new elevator tab assemblies, P/N 96–610006–67 and –68. Alternately, replace four AN470AD3 rivets which attach the end fittings to the existing tube with four MS20615–3M or MS20613–3C rivets of appropriate length in accordance with Advisory Circular 43.13–1A.

F) On Beech Models 95–B55 and 95–B55A, serials TC–1380 through TC–1775; 95–B55B (T–42A), serials TF–66 through TF–70; E55 and E55A, serials TE–838 through TE–1005, 58 and 58A, serials TH–121 through TH–533, within the next 100 hours time in service after the effective date of this AD, but not later than October 15, 1975, remove existing 96–526019–5 or –13 elevator tab tube assemblies having rod ends secured to the tube with 3/32 aluminum rivets and install new tube assembly, P/N 96–526021–1, having rod ends secured to the tube with 1/8" monel rivets.

Alternately, replace the four AN470AD3 rivets which attach the end fitting to the existing rod with four MS20615–3M or MS20613–3C rivets of appropriate length in accordance with Advisory Circular 43.13–1A.

G) Any alternate method of compliance with this AD must be approved by the Chief, Engineering and Manufacturing Branch, FAA, Central Region.

H) Make a log book entry when complying with this AD. This entry must include date of compliance and method of compliance identified by AD paragraph and parts installed, signature, and number of certified agency/individuals performing the work. Beech Service Instructions No. 0610–152, Rev. II or later revision covers this subject.

This AD supersedes Amendment 39–600 (AD 68–10–09) effective May 21, 1968 and Amendment 39–2097 (AD 75–05–03) effective February 26, 1975.

This amendment becomes effective August 6, 1975.

(Secs. 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423); sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Kansas City, Missouri, on July 23, 1975.

GEORGE R. LACAILLE,
*Acting Director,*
*Central Region.*

[FR Doc.75–19966 Filed 7–31–75;8:45 am]

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[Docket No. 75–CE–17–AD; Amdt. 39–2268]

## PART 39—AIRWORTHINESS DIRECTIVES

### Beech Model 99 Series Airplanes; Correction

In F.R. Doc. 75–18733, appearing on page 30463 in the issue of Monday, July 21, 1975, the Service Instructions identified in the body of the AD as "Beechcraft Service Instructions No. 0000–231" should read "Beechcraft Service Instructions 0743–231".

Issued in Kansas City, Missouri, on July 25, 1975.

C. R. MELUGIN, JR.,
*Director, Central Region.*

[FR Doc.75–19968 Filed 7–31–75;8:45 am]





[Docket No. 1270; Amdt. 39–2303]

## PART 39—AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation Model 1–11, 200 Series Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring inspection and repair, as necessary, of the nose landing gear sustaining ram on BAC Model 1–11, 200 Series airplanes was published in 38 FR 9092.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Although no objections were received, the FAA has reevaluated the need for the proposed AD and determined that it should be adopted.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to BAC Model 1–11, 200 series airplanes.

Compliance is required as indicated.

To detect and repair cracks in the nose landing gear sustaining ram, accomplish the following:

(a) Within the next 500 landings after the effective date of this AD or before the accumulation of 20,500 landings, whichever occurs later, unless already accomplished within the last 1,000 landings, and thereafter at intervals not to exceed 1,500 landings from the last inspection, inspect the nose landing gear sustaining ram P/N AB44A–1399, for cracks using a permanent magnet or suitable electro-magnetic process in accordance with British Aircraft Corporation Alert Service Bulletin No. 32–A–PM–5070, Issue 1, dated March 14, 1972, or an FAA-approved equivalent.

(b) If cracks are found during an inspection required by paragraph (a) which exceed a 2½ inch continuous length around the circumference of the ram, before further flight, replace the nose landing gear sustaining ram, P/N AB44A–1399, with a serviceable part of the same part number.

(c) If cracks are found during an inspection required by paragraph (a) which are 2½ inches in continuous length or less around the circumference of the ram, before further flight, either—

(1) Replace the nose landing gear sustaining ram, P/N AB44A–1399, with a serviceable part of the same part number; or

(2) Remove the crack and reprotect the ram in accordance with BAC Alert Service Bulletin No. 32–A–PM–5070, Issue 1, dated March 14, 1972, or an FAA-approved equivalent.

(d) For the purpose of complying with this AD, subject to acceptance by the assigned FAA Maintenance Inspector, the number of landings may be determined by dividing each airplane's hours' time in service by the operators's fleet average time from takeoff to landing for the BAC 1–11 airplane.

This amendment becomes effective September 1, 1975.

Issued in Washington, D.C., on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19962 Filed 7–31–75;8:45 am]

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[Docket No. 12797; Amdt. No. 39–2301]

## PART 39—AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation Viscount Model 744, 745D, and 810 Series Airplanes

A proposal to amend § 39.13 of Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring removal of the two attachment bolts that may cause interference with aileron control movement on BAC Viscount Model 744, 745D, and 810 Series airplanes was published in the Federal Register at 38 FR 11113.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Although no objections were received, the FAA has reevaluated the need for the proposed AD, and determined that it should be adopted.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to Viscount Model 744, 745D, and 810 Series airplanes, with Modification D.1860 incorporated.

Compliance is required within the next 125 hours time in service after the effective date of this AD, unless already accomplished.

To prevent interference with the movement of the aileron control in-flight, accomplish the following:

(a) Remove the two A25–1C attachment bolts on the false trailing edge member access door adjacent to the gust lock unit lever, if they are presently installed, and replace with rivets, or an FAA-approved equivalent as shown in Figure 1 of BAC Alert Preliminary Technical Leaflet No. 160, Issue 2, dated December 8, 1972, for 810 series airplanes or Figure 1 of BAC Alert Technical Leaflet No. 292, Issue 2, dated December 8, 1972, for 700 series airplanes.

(b) For false trailing edge member access doors not having the two A25–1C attachment bolts adjacent to the gust lock unit lever presently installed, block off the two bolt-holes with rivets, or an FAA-approved equivalent.

This amendment becomes effective September 1, 1975.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19969 Filed 7–31–75;8:45 am]

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[Docket No. 12867; Amdt. 39–2305]

## PART 39—AIRWORTHINESS DIRECTIVES

### Handley Page (Scottish Aviation, Ltd.) Model HP–137 Jetstream Airplanes

A proposal to amend § 39.13 of Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring inspection for depth of engagement, and repair or replacement, as necessary, of wing-fuselage fittings on Handley Page Model HP–137 Jetstream airplanes was published in 38 FR 14759.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Although no objections were received, the FAA has reevaluated the need for the proposed AD and determined that it should be adopted.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding a new airworthiness directive to read as follows:

HANDLEY PAGE (SCOTTISH AVIATION, LTD.) Applies to Jetstream Model HP–137 Mark I airplanes that do not have Handley Page Modification No. 1219 incorporated.

Compliance is required as indicated.

To provide for adequate depth of engagement of wing-fuselage fittings accomplish the following:

(a) For Jetstream airplanes Serial Numbers 213, 216, 217, 218, 220, 221, 224, 237, 238, and 246, within the next 100 hours' time in service after the effective date of this AD or, prior to the accumulation of a total of 2,500 landings, whichever occurs later, unless already accomplished, comply with paragraph (c) of this AD.

(b) For all other airplanes, within the next 100 hours' time in service after the effective date of this AD, unless already accomplished radiographically inspect spigots, P/N 13781–B–5, for depth of engagement of the spigot in its housing in accordance with paragraph 2(2) of Handley Page Jetstream Service Bulletin No. 7/1, Issue No. 3, dated February 1970, or an FAA-approved equivalent.

(1) If the spigot is found during the inspection required by this paragraph to be recessed in its housing by an amount more than 0.26 inches before further flight, except that the airplane may be flown in accordance with FAR 21.197 to a base where this work can be performed, comply with paragraph (c) of this AD.

(2) If the spigot is found during the inspection required by this paragraph to be recessed in its housing by an amount of 0.26 inches or less, but greater than 0.20 inches, before the accumulation of a total of 2,500 landings, comply with paragraph (c) of this AD.

(c) Replace affected spigots by accomplishing one of the following:

(1) Install a longer spigot, P/N 13781B–7.

(2) Install a new spigot of the same part number that is shown by radiographic inspection performed in accordance with paragraph 2(2) of Handley Page Jetstream Service Bulletin No. 7/1, Issue No. 3, dated February 1970, or an FAA-approved equivalent



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to be recessed in its housing by an amount not exceeding 0.26 inches, and comply with paragraph (d) of this AD, as applicable.

(d) For replacement spigots, P/N 13781B–5, that are found during an inspection required by paragraph (c) of this AD to be recessed by an amount of 0.26 inches or less but exceeding 0.20 inches, before the accumulation of 2,500 landings on the replacement spigot, comply with paragraph (c) of this AD.

(e) For the purpose of complying with this AD, and subject to acceptance by the assigned FAA Maintenance Inspector, the number of landings may be established by dividing each airplane's hours' time in service by the operator's fleet average flight time from takeoff to landing for the Model HP–137 Jetstream airplane.

This amendment becomes effective September 1, 1975.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19963 Filed 7–31–75;8:45 am]

[Docket No. 14628; Amdt. 39–2302]

## PART 39—AIRWORTHINESS DIRECTIVES

### Hawker Siddeley Aviation Ltd., DH/BH–125 Airplanes

Amendment 39–2233 (40 FR 23843), AD 75–13–05, requires replacement of the original cockpit side window panel "C" assemblies on Hawker Siddeley Aviation, Ltd. DH/BH–125 airplanes. After issuing amendment 39–2233, the FAA determined that additional installation requirements are necessary to ensure an acceptable installation of the replacement windows. Therefore, the AD is being amended to include instructions for rework of the window panel seating area where necessary in accordance with the manufacturer's revised modification service bulletin or an FAA-approved equivalent.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39–2233 (40 FR 23843), AD 75–13–05, is amended as follows:

1. By deleting the words "Modification Service Bulletin 56–16, Revision 1, dated October 9, 1974," and inserting in place thereof the words, "Modification Service Bulletin 56–16 (2410), Revision 2, dated May 23, 1975,".

2. By deleting original part number "25FN4875 A/B (L/H)" and inserting in place thereof "25FN4865 A/B (L/H)".

This amendment becomes effective August 15, 1975.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19970 Filed 7–31–75;8:45 am]

[Docket No. 12661 and 12893; Amdt. 39–2304]

## PART 39—AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation Viscount Models 700 and 810 Series Airplanes

Proposals to amend § 39.13 of the Federal Aviation Regulations to include an airworthiness directive requiring inspection, repair, and periodic replacement of certain generator cable assemblies on BAC Viscount Model 700 and 800 series airplanes and on BAC Viscount Model 810 series airplanes were published in the Federal Register at 38FR 8751 38FR 15851, respectively.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Although no objections were received to either notice, the FAA has reevaluated the need for the proposed ADs and determined that, except for applicability to one model series, they should be adopted. In this connection, the FAA has determined that the proposed AD would not be applicable to BAC Viscount Model 800 series airplanes and that the AD requirements for the Models 700 and 810 series airplanes are substantively the same. Accordingly, one AD is being issued applicable to both the BAC Viscount Models 700 and 810 series airplanes.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to BAC Viscount Model 700 and 810 series airplanes.

Compliance is required as indicated.

To prevent high resistance at aluminum cable assembly terminations rated at 35 amperes and above, and at generator main ground cable assembly terminations, accomplish the following:

(a) Within the next 500 hours' time in service, or 6 months after the effective date of this AD, whichever occurs sooner, and thereafter at intervals not to exceed 3 years from the date of the last inspection, inspect all aluminum cables and cable assemblies rated at 35 amperes and above, except generator main ground cable assemblies, for overheating, corrosion, cable conductor strand fracture, and loose bolted joints, in accordance with the BAC Alert PTL No. 289, dated July 12, 1972 (700 Series), and BAC Alert PTL No. 157, dated July 12, 1972 (810 Series), or FAA-approved equivalents, respectively.

(b) If cables or cable assemblies are found to be overheated, or corroded, or to have cable conductor strand fractions, or loose bolted joints during an inspection required by paragraph (a), before further flight, repair in accordance with BAC Alert PTL No. 289, dated July 12, 1972 (700 Series), and BAC Alert PTL No. 157, dated July 12, 1972 (810 Series), or FAA-approved equivalents, respectively, or replace with an equivalent new cable or cable assembly.

(c) Within the next 500 hours time in service or 6 months after the effective date of this AD, whichever occurs sooner, and thereafter at intervals not to exceed 1 year from the date of the last inspection, inspect all generator main ground cable assemblies for overheating, corrosion, cable conductor strand fracture, and loose bolted joints, in accordance with BAC Alert PTL No. 288, dated July 12, 1972 (700 Series), and BAC Alert PTL No. 156 dated July 12, 1972 (810 Series), or FAA-approved equivalents, respectively.

(d) If generator main ground cable assemblies are found to be overheated, or corroded, or to have cable conductor strand fractures, or loose bolted joints during an inspection required by paragraph (c) before further flight, repair in accordance with BAC Alert PTL No. 288, dated July 12, 1972 (700 Series) and BAC Alert PTL No. 156, dated July 12, 1972 (810 Series), or FAA-approved equivalents, respectively, or replace with an equivalent new cable assembly.

(e) Before the accumulation of 3 years total time in service, or within the next year after the effective date of this AD, whichever occurs later and thereafter at intervals not to exceed 5 years, replace generator main ground cable assemblies with serviceable cable assemblies that comply with the same standard.

This amendment becomes effective August 15, 1975.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19971 Filed 7–31–75;8:45 am]

[Airworthiness Docket No. 75–WE–42–AD; Amdt. 39–2299]

## PART 39—AIRWORTHINESS DIRECTIVES

### Lockheed-California Company Model L–1011–385–1 Series Airplanes

Amendment 39–2256, 40 F. R. 28604, AD 75–14–07, requires accomplishment of visual and dye-penetrant inspections and repairs as necessary of the forward ring on the S-duct assembly aft of the forward articulating joint on Lockheed-California Company L–1011–385–1 series airplanes, certificated in all categories, which incorporate the Part I or Part II configuration S-ducts. After issuing Amendment 39–2256, the agency determined that clarifications and corrections to the above amendment are necessary in consideration of comments received from the Air Transport Association. The agency agrees with the clarifications urged by the ATA, one of which results in an additional alternative means of compliance.

Since this amendment provides a clarification only and provides an alternative means of compliance and imposes no additional burden on any person, notice and public procedures hereon are unnecessary and the amendment may be made effective in less than 30 days.





Amendment 39–2256, AD 75–14–07, is amended as follows:

1. Amend paragraph I.(a), to read, in pertinent part, as follows:

(a) For those airplanes with 4,500 total flight hours or more total time in service on the effective date of this AD, within the next 250 flight hours time in service, unless previously accomplished, perform (1) inspections and repairs as necessary of the S-duct structure at the forward articulating joint per the instructions of paragraphs 2A(1) and 2A(2) of the above referenced Service Bulletin, or later FFA-approved revisions; and perform (2) inspections and repairs as necessary of the S-duct structure at the forward articulating joint per the instructions of the alternate methods of paragraphs 2A(3) or 2A(4) or 2A(5) of the Service Bulletin, referenced above.

2. Amend paragraph I.(c), to read, in pertinent part, as follows:

(c) Notwithstanding (a) and (b), above, all airplanes, unless previously accomplished, must have the initial visual and dye-penetrant inspections and repairs as necessary, described in paragraphs 2A(1), 2A(2), and 2A(3) or 2A(4) or 2A(5) of the Service Bulletin referenced above, accomplished within 90 days after the effective date of this AD.

3. Amend paragraphs I.(d) and (e), to read, as follows:

(d) The visual inspections and repairs as necessary of paragraph (a), above, must be accomplished per the instructions of paragraphs 2A(1), 2A(2), 2A(3) or 2A(4) or 2A(5) of the Service Bulletin referenced above at intervals not to exceed 800 hours additional time in service.

(e) Depending on which of the alternate inspection methods are used to inspect the upper half of the forward ring on the aft side of the articulating joint, repeat, at intervals not to exceed 800 flight hours or 1600 flight hours or 2400 flight hours time in service thereafter, as applicable, the dye-penetrant inspections and repairs as necessary, per the applicable instructions of paragraphs 2A(2), 2A(3) or 2A(4) or 2A(5) of the Service Bulletin referenced above.

4. Amend paragraph II.(a), to read, as follows:

(a) For those airplanes with 5000 flight hours or more, but less than 6,000 flight hours total time in service with the Part II configuration S-duct installed, on the effective date of this AD, as amended, prior to accumulating 6,000 flight hours total time in service, or 250 flight hours additional time in service from the effective date of this AD, as amended, whichever occurs later, unless already accomplished, perform the inspections and repairs as necessary described in (c), below.

5. Amend paragraph II.(b) to read, as follows:

(b) For those airplanes which have accumulated more than 6,000 flight-hours time in service on the effective date of this AD, as amended, with the Part II configuration S-duct installed, within the next 250 flight hours additional time in service, unless already accomplished, perform the inspections and repairs as necessary, described in (c), below.

This amendment becomes effective August 8, 1975.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Sections 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on July 24, 1975.

ROBERT H. STANTON,
*Director,*
*FAA Western Region.*

[FR Doc.75–19964 Filed 7–31–75;8:45 am]

[Airworthiness Docket No. 75–WE–14–AD; Amdt. 39–2287]

## PART 39—AIRWORTHINESS DIRECTIVES

### McDonnell Douglas DC–10–10, DC–10–10F, DC–10–30, DC–10–30F and DC–10–40 Airplanes

By telegram dated February 21, 1975, an airworthiness directive was adopted to verify the proper installation of the outboard flap vane stops and stop bolts, performance of a dye-penetrant inspection, installation check and flap actuation, in accordance with instructions in McDonnell Douglas Alert Service Bulletin A57–48, dated February 20, 1975, or later FAA-approved revisions. This AD was distributed to all known operators of the DC–10 series airplanes by individual telegrams dated February 21, 1975.

By telegram dated March 14, 1975, the prior AD was superseded by an AD which continued the inspection for cracks and proper installation of flap vane stops, and imposed flap setting restrictions until modifications of the outboard flap vane assembly supports were incorporated per McDonnell Douglas Service Bulletin 57–48. This AD was distributed to all known operators of the DC–10 series airplane by individual telegram dated March 15, 1975.

These AD's were adopted because of two incidents where a segment of the outboard flap vane was lost during flight due to cracks in the support fitting.

Since the adoption of the AD dated March 14, 1975, the manufacturer has developed improved flap vane assembly supports/support assemblies. Incorporation of the improved parts provides for an unlimited life as to those parts. This AD, as published, incorporates the requirements of the telegraphic AD, and provides for the incorporation of the improved parts when accomplished, as a terminating action. The condition whereby immediate corrective action was required, notice and public procedure being impracticable and contrary to the public interest, and requiring the issuance of the telegraphic AD's, still exist. This AD supersedes the telegraphic AD dated March 14, 1975. The AD is hereby published in the Federal Register as an amendment to Section 39.13 of the Federal Aviation Regulations.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

MCDONNELL DOUGLAS. Applies to Model DC–10–10, DC–10–10F, DC–10–30, DC–10–30F, DC–10–40 airplanes certificated in all categories.

To prevent detachment of the flap vane assembly accomplish the following as indicated:

1. Within the next 150 hours time in service, unless already accomplished, on all airplanes with over 500 landings on or after the effective date of this AD, accomplish the dye-penetrant inspection, installation check, and flap actuation described in paragraphs 1, 2, and 3 of McDonnell Douglas DC–10 Alert Service Bulletin No. A57–48, dated February 20, 1975, or later FAA-approved revisions.

2. Operators shall, by the most immediate and practicable means, notify flight crews and adopt procedures to:

A. Use flap settings not to exceed 35°; and

B. Use speed not to exceed 175 knots when operating with 35° flaps.

3. Within 5 days after the effective date of this AD, unless already accomplished, affix a placard to the flap position indicator to show 175 knots limit for 35° flaps. The 35° flap limit and 175 knot limit may be removed when the outboard flap vane assembly supports are modified per McDonnell Douglas DC–10 Service Bulletin Nos. 57–48, dated March 14, 1975, or 57–51, dated April 23, 1975, or later FAA-approved revisions.

4. Modify the outboard flap vane assembly supports per paragraph 6, below, within 450 landings following the inspections and checks specified in paragraph 1, above, on all aircraft with 2000 or more landings time in service on the effective date of this AD, unless already accomplished.

5. Modify the outboard flap vane assembly supports per paragraph 6, below, prior to accumulation of 2450 landings on all airplanes with less than 2000 landings on the effective date of this AD unless already accomplished.

6. Modify outboard flap vane assembly supports at tracks 1, 2, 3, and 4, per McDonnell Douglas DC–10 Service Bulletin 57–48, dated March 14, 1975, or later FAA-approved revisions, or McDonnell Douglas Service Bulletin 57–51, dated April 23, 1975, or later FAA-approved revisions, or in accordance with an equivalent modification approved by the Chief, Aircraft Engineering Division, FAA Western Region, within the compliance times specified in paragraph 4 or 5, above.

7. Parts modified per Service Bulletin 57–48, per paragraph 6, above, must be replaced prior to the accumulation of 2000 landings following their modification with either serviceable parts per S.B. 57–48, or new parts, per S.B. 57–51.

8. Modification of the outboard flap vane assembly supports per Service Bulletin 57–51, dated April 23, 1975, or later FAA-approved revisions, when accomplished, relieves the operator from the requirements of this AD. The new parts installed per Service Bulletin 57–51 are not life-limited.

9. Equivalent inspections and repairs may be approved by the Chief, Aircraft Engineering Division, FAA Western Region.

10. Special flight permits may be issued under FAR 21.197 and 21.199 for the purpose of moving the aircraft to a base to perform the requirements of this AD.

11. This supersedes the telegraphic AD dated March 14, 1975.

This amendment becomes effective August 6, 1975.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and



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of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on July 22, 1975.

ROBERT H. STANTON,
*Director,*
*FAA Western Region.*

[FR Doc.75-19967 Filed 7-31-75;8:45 am]

[Airworthiness Docket No. 75-WE-34-AD; Amdt. 39-2297]

## PART 39—AIRWORTHINESS DIRECTIVES

### McDonnell Douglas Models DC-10-10, -10F, -30, -30F

Amendment 39-2229 (40 F.R. 23722), AD 75-12-03 requires (1) increased clearance of the aft engine inlet adapter ring; (2) Inspection of the anti-ice valve manual override cable installation; and (3) Inspection of the adapter bellmouth fittings for pulled fasteners/inserts and repairs, if applicable, on DC-10-10, -10F, -30, -30F airplanes. After issuing Amendment 39-2229, the agency determined that, as a result of further analysis by the McDonnell Douglas Aircraft Company, the repetitive inspection requirements of the AD may be discontinued when the modifications of McDonnell Douglas Service Bulletin 71-73 are incorporated. The amendment provides for the accomplishment of the Service Bulletin as an alternative means of compliance, and as a terminating action. The amendment does not add an additional burden; it is relieving in nature. Therefore, public notice and procedure are impracticable and the amendment to the AD is being published in the Federal Register as an adopted rule made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), Section 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-2229 (40 F.R. 2372), AD 72-12-3, is amended by adding the following new paragraph after the paragraph citing the modification requirements:

The repetitive inspections required per this AD may be discontinued when the modifications described in McDonnell Douglas Service Bulletin No. 71-73, dated July 15, 1975 or later FAA-approved revisions, are accomplished.

This amendment becomes effective August 7, 1975.

This amendment is made under the authority of Sections 313(a) 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on July 23, 1975.

ROBERT H. STANTON,
*Director,*
*FAA Western Region.*

[FR Doc.75-19965 Filed 7-31-75;8:45 am]

[Docket No. 14852; Amdt. 39-2307]

## PART 39—AIRWORTHINESS DIRECTIVES

### SIAI Marchetti F.260 and F.260B Airplanes

There have been instances of malfunction of the electrical landing gear operating system on SIAI Marchetti F.260 and F.260B airplanes, resulting in inability to extend the landing gear by means of the normal electrical procedure. In this condition emergency extension procedures must be employed.

Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued which requires that revised emergency landing gear extension procedures be incorporated in the airplane Flight Manual for SIAI Marchetti F.260 series airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIAI MARCHETTI. Applies to Models F.260 and F.260B, all serial numbers, certificated in all categories.

Compliance is required within the next 10 hours time in service after the effective date of this AD, unless already accomplished.

To provide instructions for the correct operation of the emergency landing gear control, replace the "Emergency Landing Gear Extension" procedure set forth on page 9 of the airplane Flight Manual with a copy of the procedure set forth in SIAI Service Bulletin S.B. No. 260B5, dated December 23, 1970, or an FAA-approved equivalent. Retain a copy of the procedure of Service Bulletin S.B. No. 260B5, or an FAA-approved equivalent, in the airplane Flight Manual until the procedure has been incorporated by the approved revision dated August 9, 1973 into the airplane Flight Manual.

This amendment becomes effective August 15, 1975.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-19961 Filed 7-31-75;8:45 am]

[Docket No. 14853; Amdt. 39-2308]

## PART 39—AIRWORTHINESS DIRECTIVES

### Slingsby Sailplanes—T53B Gliders

A fatigue fracture in the welded frame joining the forward spar member with the rear spar member and fatigue cracks in welded brackets holding the wing center section to the fuselage frame have been found on Slingsby T53B gliders that could result in structural failure of the affected parts. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which imposes an operating limitation and requires periodic inspections until strengthening of the fuselage center section and installation of new brackets has been accomplished on Slingsby T53B gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SLINGSBY SAILPLANES. Applies to Slingsby T53B gliders certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To prevent structural failure of the welded frame and attach brackets due to fatigue cracks, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, install a placard on the instrument panel in full view of the pilot reading: "CLOUD FLYING AND AEROBATIC MANEUVERS PROHIBITED".

(b) Within the next 10 hours' time in service after the effective date of this AD and thereafter at intervals not to exceed 5 hours' time in service from the last inspection, comply with the following:

(1) Visually inspect the welded frame, P/N T53B-10-79, which joins the forward spar member with the rear spar member of the fuselage center section for cracks at the forward extremity of the lower two tubes where they are welded to the thin vertical channels.

(2) Visually inspect the two aft welded brackets, P/N T53B-10-168, that attach the wing center section to the fuselage frame No. 6, for cracks at the corner of the bracket where the attach flanges begin.

(c) If cracks are found as a result of the inspections required by paragraph (b)(1) of this AD, prior to further flight, modify the tubular structure in accordance with Slingsby Sailplanes Technical Instruction No. 68, dated August 14, 1974, or an FAA-approved equivalent.

(d) If cracks are found as a result of the inspections required by paragraph (b)(2) of this AD, prior to further flight, replace the aft two brackets in accordance with Slingsby Sailplanes Technical Instruction No. 70, dated September 11, 1974, or an FAA-approved equivalent.

(e) The placard required by paragraph (a) of this AD may be removed, and the inspections required by paragraph (b) of this AD may be discontinued, after the modification of the tubular structure, in accordance with Slingsby Sailplanes Technical Instruction No. 68, dated August 14, 1974, or an FAA-approved equivalent has been accomplished, and when the aft two brackets have been replaced in accordance with Slingsby Sailplanes Technical Instruction No. 70, dated September 11, 1974, or an FAA-approved equivalent.

This amendment becomes effective August 15, 1975.

Issued in Washington, D.C., on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-19960 Filed 7-31-75;8:45 am]





[Airspace Docket No. 74-SO-121]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On January 13, 1975, a Notice of Proposed Rulemaking was published in the Federal Register (40 F.R. 2445), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Greenville, Ala., transition area.

Interested persons were afforded an opportunity to participate in the rulemaking through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.181 (40 F.R. 441), the following transition area is added:

GREENVILLE, ALA.

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Greenville Municipal Airport (latitude 31°50'44" N., longitude 86°36'38" W.); within 3 miles each side of the 148° bearing from Persimmon RBN (latitude 31°51'03" N., longitude 86°36'52" W.), extending from the 6.5-mile radius area to 8.5 miles southeast of the RBN.

This amendment is made under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on July 23, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-19972 Filed 7-31-75;8:45 am]

[Airspace Docket No. 75-CE-6]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation, Alteration and Revocation of Transition Area

On Pages 20955 and 20956 of the FEDERAL REGISTER dated May 14, 1975, the FAA published a Notice of Proposed Rulemaking which would amend Section 71.181 of the Federal Aviation Regulations so as to extend 1200 foot floor controlled airspace to cover the entire States of Kansas and Nebraska, and to that end and with reference to the State of Nebraska, to alter the Douglas, Wyoming, transition area to delete reference to airspace within Nebraska, to alter the Sidney, Nebraska, transition area to eliminate 8500 MSL airspace within the State of Nebraska and to alter the floors of Airways V524, V6 and V148 so that they will conform to the standard 1200 foot floor transition area base in Nebraska.

Interested persons were given 30 days to submit written data, views and arguments concerning the proposed amendment. Only one adverse comment was received. That commentator objected in that he sees no need for, or benefit from, the proposal and feels that the controlled airspace, if designated, will be a deterrent to flight which will discourage young people from becoming pilots. Upon re-evaluation of the proposal, the FAA cannot agree with the commentator's position. The proposed designation of controlled airspace does not limit flight activities for VFR pilots beyond requiring increased flight visibility from 1 mile to 3 miles. This factor enhances safety and along with the many other significant benefits mentioned in the proposal dictates issuance of an adopted rule. In view of the foregoing, the proposed amendment is hereby adopted without change and is set forth below.

This amendment becomes effective 0901 GMT, October 9, 1975.

This amendment is made under the authority of Sections 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Kansas City, Missouri, on July 15, 1975.

GEORGE R. LACAILLE,
*Acting Director,*
*Central Region.*

In § 71.181 (40 FR 441), the following transition areas are amended by deleting references to that airspace extending upward from 1200 feet above the surface.

Ainsworth, Nebraska
Alliance, Nebraska
Broken Bow, Nebraska
Burwell, Nebraska
Chadron, Nebraska
Colby, Kansas
Goodland, Kansas
Kearney, Nebraska
Lexington, Nebraska
McCook, Nebraska
North Platte, Nebraska
Ogallala, Nebraska
Oshkosh, Nebraska
Phillipsburg, Kansas
Scottsbluff, Nebraska
Sidney, Nebraska
Thedford, Nebraska
Valentine, Nebraska

In § 71.181 (40 FR 441), the following transition areas would be amended as indicated:

Douglas, Wyo.—in the second line after the words "east by" insert "the Wyoming-Nebraska state boundary and".

Sidney, Nebraska—in the sixth line after the words "bounded on the N" insert "by the 41st Parallel" to replace "by the south edge of V-138".

Section 71.123 (40 FR 307, 39 FR 41518) is amended as follows:

In V524—All after "Scottsbluff;" is deleted and "North Platte, Nebr." is substituted therefor.

In V6—"Sidney, 13 miles, 26 miles 57 MSL, North Platte, Nebr.;" is deleted and "Sidney, North Platte, Nebr.;" is substituted therefor.

V148—"North Platte, Nebr. 21 miles, 84 miles 49 MSL, O'Neill, Nebr.; 10 miles, 62 miles, 35 MSL, Sioux Falls, S. Dak.;" is deleted and "North Platte, Nebr.; O'Neill, Nebr., Sioux Falls, S. Dak.;" is substituted therefor.

In § 71.181 (40 FR 441), the following transition areas are amended to read:

KANSAS

That airspace extending upward from 1200' above the surface within the State of Kansas.

NEBRASKA

That airspace extending upward from 1200' above the surface within the State of Nebraska.

[FR Doc.75-19973 Filed 7-31-75;8:45 am]

[Airspace Docket No. 75-SO-64]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On June 16, 1975, a Notice of Proposed Rulemaking was published in the Federal Register (40 FR 25480), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Flemingsburg, Ky., transition area.

Interested persons were afforded an opportunity to participate in the rulemaking through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

FLEMINGSBURG, KY.

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Fleming-Mason Airport (latitude 38°-32'33" N., longitude 83°44'25" W.); within 3 miles each side of the 061° bearing from Flemingsburg RBN (latitude 38°32'17" N., longitude 83°44'49" W.), extending from the 6.5-mile radius area to 8.5 miles northeast of the RBN.

This amendment is made under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).



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Issued in East Point, Ga., on July 25, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-19974 Filed 7-31-75;8:45 am]

[Airspace Docket No. 75-SO-56]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On June 17, 1975, a Notice of Proposed Rulemaking was published in the Federal Register (40 FR 25601), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Alabaster, Ala., transition area.

Interested persons were afforded an opportunity to participate in the rulemaking through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the Alabaster, Ala., transition area is amended as follows: "• • • long. 86°47'00" W.) • • • would be deleted and "• • • long. 86°47'-00" W.); within a 6.5-mile radius of Bessemer Airport (lat. 33°18'49" N., long. 86°55'29" W.); excluding that portion which coincides with the Birmingham transition area • • •" would be substituted therefor.

This amendment is made under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on July 25, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-19975 Filed 7-31-75;8:45 am]

[Airspace Docket No. 75-SO-81]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Homestead, Fla., control zone.

The Homestead control zone is described in § 71.171 (40 F.R. 354). In the description, an extension is predicated on the OM. The United States Air Force plans to decommission the OM on October 9, 1975, therefore, it is necessary to alter the control zone by deleting reference to the OM. Since this amendment is minor in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.



In § 71.171 (40 F.R. 354), the Homestead, Fla., control zone is amended as follows: "• • • 1.5 miles northeast of the OM • • •" is deleted and "• • • 5 miles southwest of the runway end • • •" is substituted therefor.

This amendment is made under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on July 24, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-19976 Filed 7-31-75;8:45 am]

[Docket No. 14828; Amdt. No. 979]

## PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

### Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 F.R. 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Information Center, AIS-230, 800 Independence Avenue, S.W., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, effective *September 11, 1975.*

Alamosa, Co.—Alamosa Municipal Arpt., VOR-A, Amdt. 3.
Alamosa, Co.—Alamosa Municipal Arpt., VOR/DME-B, Amdt. 1.
Ardmore, Okla.—Ardmore Municipal Arpt., VOR Rwy 4, Amdt. 12.
Ashland, Ky.—Ashland-Boyd County Arpt., VOR Rwy 10, Amdt. 14.
Columbus, Ga.—Columbus Metropolitan Arpt., VOR-A, Amdt. 15.
Columbus, Ga.—Columbus Metropolitan Arpt., LOC (BC) Rwy 23, Amdt. 6.
Corvallis, Oregon—Corvallis Municipal Arpt., VOR A, Amdt. 2.
Corvallis, Oregon—Corvallis Municipal Arpt., VOR Rwy 17, Amdt. 9.
Corvallis, Oregon—Corvallis Municipal Arpt., VOR/DME Rwy 35, Amdt. 4.
Covington, Ga.—Covington Municipal Arpt., VOR/DME Rwy 27, Amdt. 1.
Decatur, Texas—Decatur Municipal Arpt., VOR-A, Amdt. 1.
Dublin, Ga.—Dublin Municipal Arpt., VOR Rwy 26, Amdt. 1.
Ft. Collins-Loveland, Co.—Ft. Collins-Loveland Arpt., VOR/DME-A, Amdt. 1.
Greenville, N.C.—Pitt-Greenville Arpt., VOR/DME Rwy 14, Orig.
Longview, Texas—Gregg County Arpt., VORTAC Rwy 31, Amdt. 5.
Lumberton, N.C.—Lumberton Municipal Arpt., VOR Rwy 5, Amdt. 1.
Lumberton, N.C.—Lumberton Municipal Arpt., VOR Rwy 13, Amdt. 1.
Minden, La.—Minden-Webster Arpt., VOR/DME-A, Amdt. 1.
Paducah, Ky.—Barkley Arpt., VOR Rwy 4, Amdt. 10.
Paducah, Ky.—Barkley Arpt., VOR/DME Rwy 22, Amdt. 2.
Pompano Beach, Fla.—Pompano Beach Airpark, VOR Rwy 14, Amdt. 3.
Springfield, , Ohio—Springfield Municipal Arpt., VOR Rwy 6, Amdt. 3.
Springfield, Ohio—Springfield Municipal Arpt., VOR Rwy 24, Amdt. 3.

. . . *effective August 14, 1975*

Higginsville, Mo.—Higginsville Industrial Municipal Arpt., VOR Rwy 16, Orig.
Trenton, Tenn.—Gibson County Arpt., VOR/DME-A, Amdt. 2.

. . . *effective August 7, 1975*

N. Myrtle Beach, S.C.—Myrtle Beach Arpt., VOR Rwy 5, Amdt. 11.
N. Myrtle Beach, S.C.—Myrtle Beach Arpt., VOR Rwy 23, Amdt. 12.

. . . *effective July 17, 1975*

Danbury, Conn.—Danbury Municipal Arpt., VOR-A, Amdt. 4.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective September 11, 1975.*

Jackson, Miss.—Allen C. Thompson Arpt., LOC Rwy 33L, Amdt. 1.
Longview, Texas—Gregg County Arpt., LOC/DME(BC) Rwy. 31, Amdt. 3.
Nashville, Tenn.—Metropolitan Arpt., LOC (BC) Rwy 20R, Amdt. 13.
San Juan, P.R.—Puerto Rico International Arpt., LOC Rwy 10, Amdt. 2.

. . . . *effective August 7, 1975.*

N. Myrtle Beach, S.C.—Myrtle Beach Arpt., LOC Rwy 23, Amdt. 2, cancelled.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, *effective September 11, 1975.*

Ardmore, Okla.—Ardmore Municipal Arpt., NDB Rwy 8, Amdt. 11.
Connersville, Indiana—Mettel Field, NDB Rwy 18, Amdt. 4.
Daytona Beach, Fla.—Daytona Beach Regional Arpt., NDB Rwy 6L, Amdt. 15.
Ft. Collins-Loveland, Co.—Ft. Collins-Loveland Arpt., NDB Rwy 33, Amdt. 8.
Greenville, N.C.—Pitt-Greenville Arpt., NDB Rwy 19, Amdt. 4.
Paducah, Ky.—Barkley Arpt., NDB Rwy 4, Amdt. 6.
Springfield, Ohio — Springfield Municipal Arpt., NDB Rwy 24, Amdt. 10.

. . . . *effective August 14, 1975.*

Oxford, Ct.—Waterbury-Oxford Arpt., NDB Rwy 18, Orig., cancelled.
Trenton, Tenn.—Gibson County Arpt., NDB Rwy 19, Orig.

. . . . *effective August 7, 1975.*

N. Myrtle Beach, S.C.—Myrtle Beach Arpt., NDB Rwy 23, Amdt. 8.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective September 11, 1975.*

Daytona Beach, Fla.—Daytona Beach Regional Arpt., ILS Rwy 6L, Amdt. 19.
Paducah, Ky.—Barkley Arpt., ILS Rwy 4, Amdt. 2.

. . . *effective August 14, 1975.*

Oxford, Ct.—Waterbury-Oxford Arpt., ILS Rwy 36, Amdt. 1.

. . . *effective August 7, 1975.*

N. Myrtle Beach, S.C.—Myrtle Beach Arpt., ILS Rwy 23, Orig.

5. Section 97.31 is amended by originating, amending, or canceling the following Radar SIAPs, *effective September 11, 1975.*

Chapel Hill, N.C.—Horace Williams Arpt., Radar-1, Amdt. 2.

. . . *effective August 21, 1975.*

Jackson, Miss.—Allen C. Thompson Field, Radar-1, Amdt. 8.

These amendments are made effective under the authority of Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, and Sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c).

Issued in Washington, D.C., on July 24, 1975.

JAMES M. VINES,
*Chief,*
*Aircraft Programs Division.*

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 FR 5610) approved by the Director of the Federal Register on May 12, 1969.

[FR Doc.75-19977 Filed 7-31-75;8:45 am]

## Title 19—Customs Duties

## CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.O. 75-194]

## PART 12—SPECIAL CLASSES OF MERCHANDISE

### Imported Pesticides and Devices

On June 28, 1974, a notice of proposed rulemaking was published in the FEDERAL REGISTER (39 FR 24018) which proposed to amend Part 12 of the Customs Regulations (19 CFR Part 12) to set forth regulations for the control of imported pesticides and devices. It was also proposed to make certain other conforming changes in Part 12 of the Customs Regulations to reflect the inclusion of the proposed regulations in that part.

After consideration of all the comments received, it has been determined that, with two exceptions, the amendments should be adopted as set forth in the notice of proposed rulemaking. Proposed section 12.113 has been changed to provide that the Notice of Arrival completed by the Administrator of the Environmental Protection Agency and indicating Customs action to be taken with respect to a shipment shall be presented to the district director of Customs at the port of entry rather than at the port of arrival. In addition, proposed section 12.117(b) has been rewritten to provide that the consignee of a shipment of pesticides and devices which has been found to be in violation of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended, shall be notified promptly by the Administrator of the Environmental Protection Agency of the nature of the violation and be given a reasonable time, not to exceed 20 days, to submit written material or, at his option, to appear before the Administrator and introduce testimony, to show cause why the shipment should not be destroyed or refused entry.

The proposed amendments, including these changes, are adopted as set forth below.

*Effective date.* These amendments shall become effective September 2, 1975.

VERNON D. ACREE,
*Commissioner of Customs.*

Approved: July 24, 1975.

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

1. Paragraph (b) of § 12.1 is amended to read as follows:

**§ 12.1 Cooperation with certain agencies; joint regulations.**

• • • • • •

(b) *Federal Insecticide, Fungicide, and Rodenticide Act.* The importation of pesticides and devices is governed by section 17(c) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (7 U.S.C. 136o(c)), and regulations issued under the authority of section 17(e) of that Act (7 U.S.C. 136o (e)) by the Secretary of the Treasury, in consultation with the Administrator of the Environmental Protection Agency, as set forth below (§ 12.110 *et seq.*).

• • • • • •

**§ 12.2 [Deleted]**

2. Part 12 of the Customs Regulations is amended by deleting § 12.2.

3. Section 12.3 is amended to read as follows:

**§ 12.3 Release under bond.**

No food, drug, device, cosmetic, pesticide, hazardous substance, or dangerous caustic or corrosive substance, the subject of § 12.1 shall be released except in accordance with the laws and regulations applicable thereto. Where any such merchandise is to be released under bond pursuant to regulations applicable thereto, a bond on Customs Form 7551, 7553, or 7595, containing a condition for the return of the merchandise, or any part thereof, to Customs custody upon demand of the district director of Customs, shall be required.

4. Part 12 of the Customs Regulations is amended by adding §§ 12.110–12.117 under the center heading "Pesticides and Devices".

PESTICIDES AND DEVICES

Sec.
12.110 Definitions.
12.111 Registration.
12.112 Notice of arrival of pesticides and devices.
12.113 Arrival of shipment.
12.114 Release or refusal of delivery.
12.115 Release under bond.
12.116 Samples.
12.117 Procedure after examination.

AUTHORITY: R.S. 251, as amended 19 U.S.C. 66; sec. 17(e), Federal Insecticide, Fungicide, and Rodenticide Act, as amended by the Federal Environmental Pesticide Control Act of 1972; Pub. L. 92-516 (7 U.S.C. 136o (e)).

PESTICIDES AND DEVICES

**§ 12.110 Definitions.**

Except as otherwise provided below, the terms used in §§ 12.111 through 12.117 shall have the meanings set forth for those terms in the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (7 U.S.C. 136 *et seq.*), hereinafter referred to as "the Act." The term "Administrator" shall mean the Administrator of the Environmental Protection Agency.

**§ 12.111 Registration.**

All imported pesticides are required to be registered under the provisions of section 3 of the Act, and under the regulations (40 CFR 162.10) promulgated thereunder by the Administrator before being permitted entry into the United States. Devices, although not required to be registered, must not bear any statement, design, or graphic representation that is false or misleading in any particular.

**§ 12.112 Notice of arrival of pesticides and devices.**

(a) *General.* An importer desiring to import pesticides or devices into the United States shall submit to the Administrator a Notice of Arrival of Pesticides and Devices (Environmental Protection Agency Form 3540-1), hereinafter referred to as a Notice of Arrival, prior to the arrival of the shipment in the United States. The Administrator shall complete the Notice of Arrival, indicating the disposition to be made of the shipment of pesticides or devices upon its arrival in the United States, and shall return the completed





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Notice of Arrival to the importer or his agent.

(b) *Chemicals imported for use other than as pesticides.* Chemicals which can be used as pesticides but which are not imported for such use and are not shown on the Abbreviated List of Pesticides compiled by the Environmental Protection Agency, may be entered without the submission of the Notice of Arrival.

§ 12.113 Arrival of shipment.

(a) *Notice of arrival presented.* Upon the arrival of a shipment of pesticides or devices, the importer or his agent shall present to the district director of Customs at the port of entry the Notice of Arrival completed by the Administrator and indicating the Customs action to be taken with respect to the shipment. The district director shall compare entry documents for the shipment of pesticides or devices with the Notice of Arrival and notify the Administrator of any discrepancies.

(b) *Notice of arrival not presented.* When a shipment of pesticides or devices arrives in the United States without the presentation by the importer or his agent of the Notice of Arrival completed by the Administrator, the shipment shall be detained by the district director at the importer's risk and expense until the completed Notice of Arrival is presented or until other disposition is ordered by the Administrator, but not to exceed a period of 30 days, or such extended period, not in excess of 30 additional days, as the district director for good cause may specially authorize. An application of the importer or his agent requesting an extension of the initial 30-day period shall be filed with the district director at the port of entry.

(c) *Disposition of pesticides or devices remaining under detention.* A shipment that remains detained or undisposed of due to failure of presentment of a completed Notice of Arrival or nonreceipt of an order of the Administrator as to its disposition shall be treated as a prohibited importation. The district director shall cause the destruction of any such shipment not exported by the consignee within 90 days after the expiration of the detention period specified or authorized pursuant to § 12.113(b).

§ 12.114 Release or refusal of delivery.

If the completed Notice of Arrival directs the district director of Customs to release the shipment of pesticides or devices, the shipment shall be released to the consignee. If the completed Notice of Arrival directs the district director to refuse delivery of the shipment, the shipment shall be refused delivery and treated as a prohibited importation. The district director shall cause the destruction of any shipment refused delivery and not exported by the consignee within 90 days after notice of such refusal of delivery.

§ 12.115 Release under bond.

If the completed Notice of Arrival so directs, a shipment of pesticides or devices shall be detained at the importer's expense by the district director of Customs pending an examination by the Administrator to determine whether the shipment complies with the requirements of the Act. However, a shipment detained for examination may be released to the consignee prior to a determination by the Administrator provided a bond is furnished on Customs Form 7551, 7553, or 7595 for the return of the merchandise to Customs custody. The bond shall be in the amount required under § 113.14 of this chapter. When a shipment of pesticides or devices is released to the consignee under bond, the shipment shall not be used or otherwise disposed of until the determination is made by the Administrator.

§ 12.116 Samples.

Upon the request of the Administrator, either on the completed Notice of Arrival or otherwise, the district director of Customs shall deliver to the Administrator samples of the imported pesticides or devices, together with all accompanying labels, circulars, and advertising matter pertaining to such merchandise. The district director shall notify the consignee, in writing, that the samples of imported pesticides or devices, together with all accompanying labels, circulars, and advertising matter pertaining to such merchandise have been delivered to the Administrator.

§ 12.117 Procedure after examination.

(a) *Merchandise complying with the Act.* If, upon examination or analysis of a sample from a shipment of pesticides or devices, the sample is found to be in compliance with the Act, the Administrator shall notify the district director of Customs that the shipment may be released to the consignee.

(b) *Merchandise not complying with the Act.* If, upon examination or analysis of a sample from a shipment of pesticides or devices, the sample is found to be in violation of the Act, the consignee shall be notified promptly by the Administrator of the nature of the violation and be given a reasonable time, not to exceed 20 days, to submit written material or, at his option, to appear before the Administrator and introduce testimony, to show cause why the shipment should not be destroyed or refused entry. If, after consideration of all the evidence presented, it is still the opinion of the Administrator that the merchandise is in violation of the Act, the Administrator shall notify the district director of this opinion and the district director shall either (1) refuse delivery to the consignee, or (2) if the shipment has been released to the consignee under bond, demand redelivery of the shipment under the terms of the bond. If the merchandise is not redelivered within 30 days after the date of demand by the district director, the district director shall assess liquidated damages in the full amount of the bond. The district director shall cause the destruction of any merchandise refused delivery to the consignee, or redelivered by the consignee pursuant to a demand therefor, and not exported by the consignee within 90 days after notice of such refusal of delivery or within 90 days after such redelivery, as applicable.

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624))

[FR Doc.75-20081 Filed 7-31-75;8:45 am]

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## Title 26—Internal Revenue

## CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

## PART 601—STATEMENT OF PROCEDURAL RULES

### Determination Letters of Employees' Plans and Trusts

*Preamble.* This document contains amendments to the Statement of Procedure Rules (26 CFR Part 601). The amendments relate to the issuance of certain rulings and determination letters. In general, the amendments describe the procedures to be followed by the Internal Revenue Service when making determinations as to the qualification of retirement plans under Subchapter D of chapter 1 of the Internal Revenue Code, as amended by the Employee Retirement Income Security Act of 1974 (88 Stat. 829).

The amendments describe the procedure to be followed by applicants requesting an advance determination as to the qualification of a retirement plan. The amendments provide rules for determining which forms are to be filed and where they are to filed. In addition, the procedures incorporate the provisions of Rev. Proc. 75–31, which describes the manner in which applicants must notify interested parties that an application for qualification has been submitted and the information which must be included in the notice.

These procedural rules also describe the administrative remedies available within the Internal Revenue Service to an applicant, interested party, and the Pension Benefit Guaranty Corporation, as well as when an exhaustion of administrative remedies has occurred.

The determination by the Internal Revenue Service as to the qualification or nonqualification of the plan shall be based solely upon the facts contained in the administrative record. These procedural rules describe which written documents will be included in the administrative record.

Although these procedural rules take effect immediately, interested members of the public are encouraged to submit written comments, suggestions, data, or arguments concerning these procedural regulations to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224. Persons making submissions are requested to do so by September 2, 1975. Material thus submitted will be evaluated and acted upon





in the same manner as if this document were a notice of proposed rule making.

PARAGRAPH 1. Section 601.201(o) is revised to read as follows:

§ 601.201 Rulings and determination letters.

* * * * *

(o) *Employees' trusts or plans*—(1) *In general.* Paragraph (o) provides procedures relating to the issuance of determination letters with respect to the qualification of retirement plans. Paragraph (o) (2) of this section sets forth the authority of key district directors to issue determination letters. Paragraph (o) (3) provides instructions to applicants, including which forms to file, where such forms must be filed, and requirements for giving notice to interested parties. Paragraph (o) (5) describes the administrative remedies available to interested parties and the Pension Benefit Guaranty Corporation. Paragraphs (o) (6) and (7) describe the administrative appeal rights available to applicants. Paragraph (o) (8) provides for the issuance of notice of final determination. Paragraph (o) (9) describes the documents which will make up the administrative record. Paragraph (o) (10) describes the notice of final determination. Paragraph (o) (11) sets forth the actions that will be necessary on the part of applicants, interested parties, and the Pension Benefit Guaranty Corporation in order for each to exhaust the administrative remedies within the meaning of section 7476 (b) (3) of the Code.

(2) *Determination letters.* (i) The district directors of the key district offices (described in paragraph (o) (4) of this section) shall have the authority to issue determination letters involving the provisions of sections 401, 403 (a), 405, and 501 (a) of the Internal Revenue Code of 1954 with respect to:

(*a*) Initial qualification of stock bonus, pension, profit-sharing, annuity, and bond purchase plans;

(*b*) Initial exemption from Federal income tax under section 501 (a) of trusts forming a part of such plans, provided that the determination does not involve application of section 502 (feeder organizations) or section 511 (unrelated business income), or the question of whether a proposed transaction will be a prohibited transaction under section 503;

(*c*) Compliance with the applicable requirements of foreign situs trusts as to taxability of beneficiaries (section 402 (c)) and deductions for employer contributions (section 404 (a) (4)) in connection with a request for a determination letter as to the qualification of a retirement plan;

(*d*) Amendments, curtailments, or terminations of such plans and trusts.

(ii) Determination letters authorized by paragraph (o) (2) (i) of this section do not include determinations or opinions relating to other inquiries with respect to plans or trusts. Thus, except as specifically provided in paragraph (o) (2) (i) of this section, key district directors may not issue determination letters relating to issues under other sections of the Code, such as sections 72, 402 through 404, 412, 502, 503, and 511 through 515, unless such determination letters are otherwise authorized under paragraph (c) of this section.

(3) *Instructions to taxpayers.* (i) If an applicant for a determination letter does not comply with all the provisions of this paragraph, the district director, in his discretion, may return the application and point out to the applicant those provisions which have not been met. If such a request is returned to the applicant, the 270 day period described in section 7476(b)(3) will not begin to run until such time as the provisions of this paragraph are complied with.

(ii) An applicant requesting a determination letter must file with the appropriate district director specified in paragraph (o) (3) (xii) of this section the application form required by paragraphs (o) (3) (iii) through (x) of this section including all information and documents required by such form. (See section 6104 and the regulations thereunder for provisions relating to the extent to which information submitted to the Internal Revenue Service in connection with the application for determination may be subject to public inspection.) However, before filing such application, the applicant must comply with the provisions of paragraphs (o) (3) (xiv) through (xx) of this section (relating to notification of interested parties). (See paragraph (o) (5) (vi) of this section with respect to the effective date of paragraphs (o) (3) (xiv) through (xx) of this section.)

(iii) Paragraphs (o) (3) (iv)–(vi), (viii), and (ix) apply only to applications for determinations in respect of plan years to which section 410 of the Code does not apply. Paragraph (o) (3) (x) applies only to applications for determinations in respect of plan years to which section 410 applies. Paragraph (o) (3) (vii) applies whether or not the application is for a determination in respect of plan years to which section 410 applies. For this purpose, section 410 will be considered to apply with respect to a plan year if an election has been made under section 1017(d) of the Employee Retirement Income Security Act of 1974 to have section 410 apply to such plan year, whether or not the election is conditioned upon the issuance by the Commissioner of a favorable determination. For purposes of this paragraph (o) (3), in the case of an organization described in section 410(c)(1), section 410 will be considered to apply to a plan year of such organization for any plan year to which section 410(c)(2) applies to such plan.

(iv) If the request relates to the initial qualification of an individually designed plan, a subsequent amendment thereto, or compliance with the requirements for a foreign situs trust, the employer should (*a*) if the plan does not include self-employed individuals, file Form 4573, Application for Determination—Individually Designed Plan (not covering self-employed individuals), or (*b*) if the plan includes self-employed individuals, file Form 4574, Application for Determination—Individually Designed Plan Covering Self-Employed Individuals, except that where a bond purchase plan includes a self-employed individual, file Form 4578, Application for Approval of Bond Purchase Plan. (See paragraph (o) (3) (iii) for plan years to which this paragraph (o) (3) (iv) applies.)

(v) If the request involves a curtailment or termination of the plan (or complete discontinuance of contributions), the applicant should file Form 4576, Application for Determination—Termination or Curtailment of Plan. This form will also be applicable to the termination of a plan that includes self-employed individuals. (See paragraph (o) (3) (iii) of this section for plan years to which this paragraph (o) (3) (v) applies.)

(vi) An association of employers or a board of trustees should file Form 4577, Application for Determination—Industry-Wide Plan and Trust, if the request relates to the initial qualification or subsequent amendments of an industry-wide or area-wide union negotiated plan. (See paragraph (o) (3) (iii) of this section for plan years to which this paragraph (o) (3) (vi) applies.)

(vii) If the request relates to the qualification of a bond purchase plan, which includes self-employed individuals, the applicant should file, in duplicate, Form 4578, Application for Approval of Bond Purchase Plan that includes Self-Employed Individuals. When properly completed, Form 4578 will constitute a bond purchase plan. (See paragraph (o) (3) (iii) for plan years to which this section (o) (3) (vii) applies.)

(viii) An employer who desires a determination letter on his adoption of a master or prototype plan which is designed to satisfy section 401(a) or 403(a) but which is not designed to include self-employed individuals within the meaning of section 401(c)(1) must file Form 4462, Employer Application—Determination as to Qualification of Pension, Annuity, or Profit-sharing Plan and Trust, and furnish a copy of the adoption agreement or other evidence of adoption of the plan and such additional information as the district director may require. (See paragraph (o) (3) (iii) of this section for plan years to which this paragraph (o) (3) (viii) applies.)

(ix) An applicant who amends his adoption agreement under a master or prototype plan may request a determination letter as to the effect of such amendment by filing Form 4462 with his district director, together with a copy of the amendment and a summary of the changes. However, in the event an applicant desires to amend his adoption agreement by filing Form 4462 with his dis- and such amendment is not contemplated or permitted under the plan, then such amendment will in effect substitute an individually designed plan for the master or prototype plan. (See paragraph (o) (3) (iii) of this section for plan



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years to which this paragraph (o) (3) (ix) applies.)

(x) An applicant requesting a determination letter relating to a defined contribution plan, other than a letter on the qualification of a bond purchase plan, shall file in duplicate, Form 5301, Application for Determination of Defined Contribution Plan, and Form 5302, Employee Census. Those forms are to be filed in accordance with the instructions therefor and accompanied by any schedules or additional material prescribed in those instructions. (See paragraph (o) (3) (iii) of this section for plan years to which this paragraph (o) (3) (x) applies.)

(xi) When, in connection with an application for a determination on the qualification of the plan, it is necessary to determine whether an organization (including a professional service organization) is a corporation or an association classified as a corporation under § 301.-7701–2 of this chapter of the Regulations on Procedure and Administration, and whether an employer-employee relationship exists between it and its associates, the district director will make such determination. In such cases, the application with respect to the qualification of the plan should be filed in accordance with the provisions herein set forth and should contain the information and documents specified in the application. It should also be accompanied by such information and copies of documents as the organization deems appropriate to establish its status. The Service may, in addition, require any further information that is considered necessary to determine the status of the organization, the employment status of the individuals involved, or the qualification of the plan. After the taxable status of the organizations and the employer-employee relationship have been determined, the key district director may issue a determination letter as to the qualification of the plan.

(xii) Requests for determination letters on matters authorized by paragraph (o) (2) of this section, and the necessary supporting data, are to be addressed to the district director (whether or not such district director is the director of a key district) specified below (determined without regard to the application of section 414 (b) or (c) to the plan):

(a) In the case of a plan for a single employer, the request shall be addressed to the district director for the district in which such employer's principal place of business is located.

(b) In the case of a single plan for a parent company and its subsidiaries, the request shall be addressed to the district director for the district in which the principal place of business of the parent company is located, whether separate or consolidated returns are filed.

(c) In the case of a plan established or proposed for an industry by all subscribing employers whose principal places of business are located within more than one district, the request shall be addressed to the district director for the district in which is located the principal place of business of the trustee, or if more than one trustee, the usual meeting place of the trustees.

(d) In the case of a pooled fund arrangement (individual trusts under separate plans pooling their funds for investment purposes through a master trust), the request on behalf of the master trust shall be addressed to the district director for the district where the principal place of business of such trust is located. Requests on behalf of the participating trusts and related plans will be addressed as otherwise provided herein.

(e) In the case of a plan of multiple employers (other than a master or prototype plan) not otherwise herein provided for, the request shall be addressed to the district director for the district in which is located the principal place of business of the trustee, or if not trusteed or if more than one trustee, the principal or usual meeting place of the trustees or plan supervisors.

(xiii) The applicant's request for a determination letter may be withdrawn by a written request at any time prior to appealing a proposed determination to the regional office as described in paragraph (o) (6) of this section. In the case of such a withdrawal the Service will not render a determination of any type. A failure to render a determination as a result of such a withdrawal will not be considered a failure of the Secretary or his delegate to make a determination within the meaning of section 7476. In the case of a withdrawal the district director may consider the information submitted in connection with the withdrawn request in a subsequent audit or examination.

(xiv) In the case of an application for a determination for plan years to which section 410 applies (see paragraph (o) (5) (vi) of this section), notice that an application for an advance determination regarding the qualification of plans described in section 401(a), 403(a), or 405 (a) is to be made must be given to all interested parties in the manner set forth in the regulations under section 7476 of the Code.

(xv) When the notice referred to in paragraph (o) (3) (xiv) of this section is given by posting or in person, such notice must be given not less than 7 days nor more than 21 days prior to the date that application for a determination is made. When the notice is given by mailing, it should be given not less than 10 days nor more than 24 days prior to the date the application for a determination is made. See paragraph (o) (3) (xxi) of this section for determining when an application is made. If, however, an application is returned to the applicant for failure to notify all interested parties, those interested parties who were notified of the original application need not be renotified merely because, as a result of the resubmission, the time limitations of this paragraph (o) (3) (xv) would not be met.

(xvi) The notice referred to in paragraph (o) (3) (xiv) of this section shall be in writing and shall contain the following information:

(a) A brief description identifying the class or classes of interested parties to whom the notice is addressed (*e.g.*, all present employees of the employer, all present employees eligible to participate);

(b) The name of the plan, the plan identification number, and the name of the plan administrator;

(c) The name and taxpayer identification number of the applicant;

(d) That an application for a determination as to the qualified status of the plan is to be made to the Internal Revenue Service, stating whether the application relates to an initial qualification, a plan amendment or a plan termination, and the address of the district director to whom the application will be submitted;

(e) A description of the class of employees eligible to participate under the plan;

(f) Whether or not the Service has issued a previous determination as to the qualified status of the plan;

(g) A statement that any person to whom the notice is addressed is entitled to submit, or request the Department of Labor to submit, to the district director described in paragraph (o) (3) (xvi) (d) of this section, a comment on the question of whether the plan meets the requirements for qualification under part I of Subchapter D of Chapter 1 of the Internal Revenue Code of 1954; that two or more such persons may join in a single comment or request; and that if such a person or persons request the Department of Labor to submit a comment and that department declines to do so in respect of one or more matters raised in the request, the person or persons so requesting may submit a comment to the district director in respect of the matters on which the Department of Labor declines to comment;

(h) That a comment to the district director or a request of the Department of Labor must be made according to the following procedures:

(1) A comment to the district director must be received on or before the 45th day (specified by date) after the day on which the application for determination is received by the district director;

(2) Or if the comment is being submitted on a matter on which the Department of Labor was first requested but declined to comment, on or before the later of such 45th day or the 15th day after the day on which the Department of Labor notifies such person or persons that it declines to comment, but in no event later than the 60th day (specified by date) after the day the application is received by the district director; and

(3) A request of the Department of Labor to submit such a comment must be received by such department on or before the 25th day (specified by date) (or if the person or persons requesting the Department of Labor to submit such a comment wish to preserve their right to submit a comment to the district director in the event the Department of Labor declines to comment, on or before the 15th day (specified by date)) after the day the application is received by the district director;





(i) except to the extent there is included in the notice the additional informational materials which paragraphs (o) (3) (xviii), (xix), and (xx) of this section require be made available to interested parties, a description of a reasonable procedure whereby such additional informational material will be made available to them (see paragraph (o) (3) (xvii) of this section).

(xvii) The procedure referred to in paragraph (o) (3) (xvi) (i) of this section whereby the additional informational material required by paragraphs (o) (3) (xviii), (xix) and (xx) of this section will (to the extent not included in this notice) be made available to interested parties, may consist of making such material available for inspection and copying by interested parties at a place or places reasonably accessible to such parties, or supplying such material in person or by mail to interested parties requesting the same in person or by mail, or by a combination of the foregoing, provided such procedure is immediately available to all interested parties and is designed to supply them with such additional informational material in time for them to pursue their rights within the time period prescribed, and is available until the earlier of the filing of a pleading commencing a declaratory judgment action under section 7476 of the Code with respect to the qualification of the plan or the ninety-second day after the day the notice of final determination is mailed to the applicant.

(xviii) Unless provided in the notice, the following materials shall be made available to interested parties under a procedure described in paragraph (o) (3) (xvii) of this section:

(a) An updated copy of the plan and the related trust agreement (if any);

(b) The application for determination;

*provided, however*, That if there would be less than 26 participants in the plan, as described in the application (including, as participants, retired employees and beneficiaries of deceased employees who have a nonforfeitable right to benefits under the plan and employees who would be eligible to participate upon making mandatory employee contributions, if any), then in lieu of making such materials available to interested parties who are not participants (as described above), there may be made available to such interested parties a document containing the following information: a description of the plan's requirements respecting eligibility for participation and benefits; a description of the provisions providing for nonforfeitable benefits; a description of the circumstances which may result in ineligibility, or denial or loss of benefits; a description of the source of financing of the plan and the identity of any organization through which benefits are provided; whether the applicant is claiming in his application that the plan meets the requirements of section 410(b) (1) (A) of the Code, and, if not, the coverage schedule required by the application in the case of plans not meeting the requirements of such section. However, once such an interested party or his designated representative receives a notice of final determination, the applicant must, upon request, make available to such interested party (regardless of whether or not the interested party is a participant in the plan and regardless of whether or not the plan has less than 26 participants) an updated copy of the plan and related trust agreement (if any) and the application for determination. Information of the type described in section 6104(a) (1) (D) of the Code should not be included in the application, plan, or related trust agreement submitted to the Internal Revenue Service. Accordingly, such information should not be included in any of the materials required by this paragraph (o) (3) to be available to interested parties. There may be excluded from such material information contained in Form 5302 (Employee Census). However, information showing the number of individuals covered and not covered in the plan, listed by compensation range, shall not be excluded.

(xix) Unless provided in the notice, there shall be made available to interested parties under a procedure described in paragraph (o) (3) (xvii) of this section, any additional document dealing with the application which is submitted by or for the applicant to the Internal Revenue Service, or furnished by the Internal Revenue Service to the applicant; provided, however, if there would be less than 26 participants in the plan as described in the application (including, as participants, retired employees and beneficiaries of deceased employees who have a nonforfeitable right to benefits under the plan and employees who would be eligible to participate upon making mandatory employee contributions, if any), such additional documents need not be made available to interested parties who are not participants (as described above) until they or their designated representative, receive a notice of final determination. The applicant may also withhold from such inspection and copying, information described in section 6104(a) (1) (C) and (D) of the Code which may be contained in such additional documents.

(xx) Unless provided in the notice, there shall be made available to all interested parties under a procedure described in paragraph (o) (3) (xvii) of this section, material setting forth the following information:

(a) The rights of interested parties described in paragraph (o) (5) (i) of this section; and

(b) The information provided in paragraph (o) (5) (ii), (iii), (iv) and (v) of this section.

(xxi) An application for an advance determination, a comment to the district director, or a request to the Department of Labor, shall be deemed made when it is received by the district director, or the Department of Labor. The notice to interested parties required by paragraph (o) (3) (xiv) of this section shall be deemed given when it is given in person, posted as prescribed in the regulations under section 7476 or received through the mail. In any case where such an application, request, comment, or notice is sent by mail, it shall be deemed received as of the date of the postmark (or if sent by certified or registered mail, the date of certification or registration), if it is deposited in the mail in the United States in an envelope, or other appropriate wrapper first class postage prepaid, properly addressed. However, if such an application, request or comment is not received within a reasonable period from the date of postmark, the immediately preceding sentence shall not apply.

(4) *Key district offices.* Following are the 19 key district offices that issue determination letters and the area covered:

| *Key district(s)* | *IRS districts covered* |
|---|---|
| Central Region: | |
| Cincinnati | Cincinnati, Louisville, Indianapolis. |
| Cleveland | Cleveland, Parkersburg. |
| Detroit | Detroit. |
| Mid-Atlantic Region: | |
| Baltimore | Baltimore (which includes the District of Columbia and Office of International Operations), Pittsburgh, Richmond. |
| Philadelphia | Philadelphia, Wilmington. |
| Newark | Newark. |
| Midwest Region: | |
| Chicago | Chicago. |
| St. Paul | St. Paul, Fargo, Aberdeen, Milwaukee. |
| St. Louis | St. Louis, Springfield, Des Moines, Omaha. |
| North-Atlantic Region: | |
| Boston | Boston, Augusta, Burlington, Providence, Hartford, Portsmouth. |
| Manhattan | Manhattan. |
| Brooklyn | Brooklyn, Albany, Buffalo. |
| Southeast Region: | |
| Atlanta | Atlanta, Greensboro, Columbia, Nashville. |
| Jacksonville | Jacksonville, Jackson, Birmingham. |
| Southwest Region: | |
| Austin | Austin, New Orleans, Albuquerque, Denver, Cheyenne. |
| Dallas | Dallas, Oklahoma City, Little Rock, Wichita. |
| Western Region: | |
| Los Angeles | Los Angeles, Phoenix, Honolulu. |
| San Francisco | San Francisco, Salt Lake City, Reno. |
| Seattle | Seattle, Portland, Anchorage, Boise, Helena. |



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(5) *Administrative remedies of interested parties and the Pension Benefit Guaranty Corporation.* (i) With respect to plan years to which section 410 applies (see paragraph (o)(5)(vi) of this section), persons who qualify as interested parties under the regulations issued under section 7476 and the Pension Benefit Guaranty Corporation shall have the following rights:

(*a*) To submit to the district director for the district where an application for determination is filed, by the 45th day after the day on which the application is received by the district director, a written comment on said application, with respect to the qualification of the plan under subchapter D of chapter 1 of the Internal Revenue Code.

(*b*) To request the Administrator of Pension and Welfare Benefit Programs, Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210, to submit to such district director such a written comment under the provisions of section 3001(b)(2) of the Employee Retirement Income Security Act of 1974. Such a request, if made by an interested party or parties, must be received by such department on or before the 25th day after the day said application is received by the district director. However, if such party or parties requesting the Department of Labor to submit such a comment wish to preserve their rights to submit a comment to the district director in the event the Department of Labor declines to comment (pursuant to paragraph (o)(5)(i)(*c*) of this section), such request must be received by such department on or before the 15th day after the day the application is received by the district director.

(*c*) If a request described in paragraph (o)(5)(i)(*b*) of this section is made and the Department of Labor notifies the interested party or parties making the request that it declines to submit a comment on a matter concerning qualification of the plan which was raised in such request, to submit a written comment to the district director on such matter by the later of the 45th day after the day the application for determination is received by the district director or the 15th day after the day on which the Department of Labor notifies such party or parties that it declines to submit a comment on such matter, but, in no event later than the 60th day after the application for determination was received. (See paragraph (o)(5)(iii) of this section for determining when notice that the Department of Labor declines to comment is received by an interested party or parties.)

Such a comment must comply with the requirements of paragraph (o)(5)(ii) of this section, and include a statement that the comment is being submitted on matters raised in a request to the Department of Labor on which that department declined to comment.

(ii) A comment submitted by an interested party or parties to the district director must be in writing, signed by such party or parties or by an authorized representative of such party or parties (as provided in paragraph (e)(6) of this section), be addressed to the district director described in paragraph (o)(3)(xvi)(*d*) of this section, and contain the following:

(*a*) The name or names of the interested party or parties making the comment;

(*b*) The name of taxpayer identification number of the applicant making the application;

(*c*) The name of the plan and the plan identification number;

(*d*) Whether the party or parties submitting the comments are—

(*1*) Employees eligible to participate under the plan,

(*2*) Former employees or beneficiaries of deceased former employees who have a vested right to benefits under the plan, or

(*3*) Employees not eligible to participate under the plan;

(*e*) The specific matter or matters raised by the interested party or parties on the question of whether the plan meets the requirements for qualification under Part I of Subchapter D of the Code, and how such matter or matters relate to the interests of such party or parties making such comment.

(*f*) The address of the interested party submitting the comment to which all correspondence, including a notice of the Internal Revenue Service's final determination with respect to qualification, should be sent. (See section 7476(b)(5) of the Code.) If more than one interested party submits the comment, they must designate a representative for receipt of such correspondence and notice on behalf of all interested parties submitting the said comment, and state the address of such representative. Such representative shall be one of the interested parties submitting the comment or the authorized representative.

(iii) For purposes of paragraph (o)(3)(xvi)(*h*) and (o)(5)(i)(*c*), notice by the Department of Labor that it declines to comment shall be deemed given to the interested party designated to receive such notice when received by him.

(iv) A request of the Department of Labor to submit a comment to the district director must be in writing, signed, and in addition to the information prescribed in paragraph (o)(5)(ii) of this section must also contain the address of the district director to whom the application was, or will be, submitted. The address designated for notice by the Internal Revenue Service will be used by the Department of Labor in communicating with the party or parties submitting the request.

(v) The contents of written comments submitted by interested parties to the Internal Revenue Service pursuant to paragraphs (o)(5)(i)(*a*) and (*c*) will not be treated as confidential material and may be inspected by persons outside the Internal Revenue Service, including the applicant for the determination. Accordingly, designations of material as confidential or not to be disclosed, contained in such comments, will not be accepted. Thus, a person submitting a written comment should not include therein material that he considers to be confidential or inappropriate for disclosure to the public. It will be presumed by the Internal Revenue Service that every written comment submitted to it is intended by the party or parties submitting it to be subject in its entirety to public inspection and copying.

(vi) (*a*) Paragraphs (o)(3)(xiv) through (xxi) and (o)(5) of this section apply to an application for an advance determination in respect of a plan year or years to which section 410 applies to the plan, whether or not such application is received by the district director before the first date on which such section applies to the plan.

(*b*) For purposes of paragraph (o)(5)(vi)(*a*) of this section, section 410 shall be considered to apply to a plan year if an election has been made under section 1017(d) of the Employee Retirement Income Security Act of 1974 to have section 410 apply to such plan year, whether or not the election is conditioned upon the issuance by the Commissioner of a favorable determination.

(*c*) For purposes of paragraph (o)(5)(vi)(*a*) of this section, in the case of an organization described in section 410(c)(1), section 410 will be considered to apply to a plan year of such organization for any plan year to which section 410(c)(2) applies to such plan.

(vii) The Internal Revenue Service will provide to the applicant a copy of all comments on the application submitted pursuant to paragraph (o)(5)(i)(*a*), (*b*) or (*c*) of this section. In addition, the Internal Revenue Service will provide to the applicant a copy of all correspondence in respect of a comment between the Internal Revenue Service and a person submitting the comment.

(6) *Reference of matters to the regional office.* (i) Where issues arise in a district director's office on matters within the contemplation of paragraph (o)(2)(i) of this section, and the matter has not been referred from the District Office to the National Office for technical advice with respect to such issues, if the key district director issues a notice of proposed determination which is adverse to the applicant, the applicant may notify the key district director that it intends to request Regional Office consideration by submitting the request, in writing, to the key district director within 30 days from issuance of such notice. The key district director will forward such request and the administrative record to the Regional Office, and will so notify the applicant in writing. A failure by the applicant to request such Regional Office consideration will constitute a failure to exhaust available administrative remedies as required by section 7476(b)(3) and will thus preclude such applicant from seeking a declaratory judgment as provided under section 7476. (See paragraph (o)(11)(i)(*c*) of this section).

(ii) The request for Regional Office consideration must show the following:

(*a*) Date of application for determination letter;





(*b*) Name and address of the applicant and the name and address of the representative, if any, who has been authorized to represent the applicant as provided in paragraph (e)(6) of this section;

(*c*) The Key District Office in which the case is pending;

(*d*) Type of plan (pension, annuity, profit-sharing, stock bonus, bond purchase, and foreign situs trusts), and type of action involved (initial qualification, amendment, curtailment, or termination);

(*e*) Date of filing this request with the key district director and the date and symbols of the letter referred to in paragraph (o)(6)(i) of this section;

(*f*) A complete statement of the issues and a presentation of the arguments in support of the applicant's position;

(*g*) Whether a conference is desired.

(iii) After receipt of the administrative record in the Regional Office, the applicant will be afforded the opportunity of a conference, if such conference was requested. After full consideration of the entire administrative record, the office of the Assistant Regional Commissioner (EP/EO) will notify the applicant in writing of the proposed decision and the reasons therefor. Where the applicant either agrees with the proposed decision or chooses not to request National Office consideration in accordance with paragraph (o)(7) of this section, the administrative record will be returned to the key district director for issuance of a notice of final determination in accordance with the proposed decision of the Regional Office. A failure by the applicant to request such National Office consideration will constitute a failure to exhaust available administrative remedies as required by section 7476(b)(3) and will thus preclude such applicant from seeking a declaratory judgment under section 7476. (See paragraph (o)(11)(i)(*d*) of this section).

(iv) Applicants are advised to make full presentation of the facts, circumstances, and arguments at the initial level of consideration, since submission of additional facts, circumstances, and arguments at any level of appeal may result in suspension of appeal procedures and referral of the case back to the key district for additional consideration.

(7) *Reference of matters to the National Office.* (i) If the applicant disagrees with the proposed decision of the Regional Office, the applicant will be entitled to request National Office (Assistant Commissioner (EP/EO)) consideration of any disagreed issue (unless such issue had previously been referred for technical advice to the National Office) by submitting the request, in writing, to the Assistant Regional Commissioner (EP/EO), within 30 days after the date of the notice of the proposed decision of the Regional Office referred to in paragraph (o)(6)(iii) of this section. The request must state, with supporting argument, the ground(s) upon which the request is based (see paragraph (o)(7)(ii) of this section) and whether a conference is desired in the National Office. Upon receipt of the request from the applicant, the Assistant Regional Commissioner (EP/EO) will forward the administrative record to the National Office for appropriate action and will so notify the applicant, in writing. A failure by the applicant to request such National Office consideration will constitute a failure to exhaust available administrative remedies as required by section 7476(b)(3) and will thus preclude such applicant from seeking a declaratory judgment under section 7476. (See paragraph (o)(11)(i)(*d*) of this section.)

(ii) The grounds referred to in paragraph (o)(7)(i) of this section are:

(*a*) That the position of the Regional Office is contrary to the law or regulations on the points at issue; or

(*b*) That the position of the Regional Office is contrary to a published precedent of the Service currently in effect; or

(*c*) That the position of the Regional Office is contrary to a court decision that is followed by the Service, e.g., acquiescence in an adverse Tax Court decision; or

(*d*) That the contemplated Regional Office action is in conflict with a determination made in a similar case in the same or another region; or

(*e*) That the issues arise because of unique or novel facts that have not previously been passed upon in any published precedent.

(iii) Upon receipt of the administrative record, the National Office will determine whether the case is to be considered by the National Office, and the applicant will be advised of this determination. If the National Office denies the request for National Office consideration, the administrative record will be returned to the key district office for issuance of a notice of final determination. If the request for National Office consideration is granted, the applicant will be afforded the opportunity for a conference in Washington, D.C., if such conference was requested. After consideration by the National Office, the National Office will notify the applicant of its decision, and the administrative record will be returned to the key district office for issuance of a notice of final determination in accordance therewith.

(8) *Issuance of the notice of final determination.* The key district director will send notice of the final determination to the applicant, to the interested parties who have previously submitted comments on the application to the Internal Revenue Service pursuant to paragraph (o)(5)(i)(*a*) or (*c*) of this section (or to the persons designated by them to receive such notice), to the Department of Labor in the case of a comment submitted by that department upon the request of interested parties or the Pension Benefit Guaranty Corporation pursuant to paragraph (o)(5)(i)(*b*) of this section, and to the Pension Benefit Guaranty Corporation if it has filed a comment pursuant to paragraph (o)(5)(i)(*a*) of this section.

(9) *Administrative record.* (i) In the case of a request for an advance determination in respect of a retirement plan, the determination of the district director on the qualification or nonqualification of the retirement plan shall be based solely upon the facts contained in the administrative record. Such administrative record shall consist of the following:

(*a*) The request for determination, the retirement plan and any related trust instruments, and any written modifications or amendments thereof made by the applicant during the proceedings within the Internal Revenue Service;

(*b*) All other documents submitted to the Internal Revenue Service by or on behalf of the applicant in respect of the request for determination;

(*c*) All written correspondence between the Internal Revenue Service and the applicant in respect of the request for determination and any other documents issued to the applicant from the Internal Revenue Service;

(*d*) All written comments submitted to the Internal Revenue Service pursuant to paragraphs (o)(5)(i)(*a*), (*b*), and (*c*) of this section, and all correspondence in respect of comments submitted between the Internal Revenue Service and persons (including the Pension Benefit Guaranty Corporation and the Department of Labor) submitting comments pursuant to paragraphs (o)(5)(i)(*a*), (*b*), and (*c*) of this section;

(*e*) In any case in which the Internal Revenue Service makes an investigation regarding the facts as represented or alleged by the applicant in his request for determination or in comments submitted pursuant to paragraphs (o)(5)(i)(*a*), (*b*), and (*c*) of this section, a copy of the official report of such investigation;

(ii) The administrative record shall be closed upon the earlier of the following events:

(*a*) The date of mailing of a notice of final determination by the Internal Revenue Service in respect of the application for determination; or

(*b*) The filing of a petition with the United States Tax Court seeking a declaratory judgment in respect of the retirement plan.

Any oral representation or modification of the facts as represented or alleged in the application for determination or in a comment filed by an interested party, which is not reduced to writing shall not become a part of the administrative record and shall not be taken into account in the determination of the qualified status of the retirement plan by the district director.

(10) *Notice of final determination.* For purposes of this paragraph (o), the notice of final determination shall be:

(i) In the case of a final determination which is favorable to the applicant, the letter issued by the key district director (whether or not by certified or registered mail) which states that the



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applicant's plan satisfies the qualification requirements of the Internal Revenue Code.

(ii) In the case of a final determination which is adverse to the applicant, the letter issued by certified or registered mail by the key district director, subsequent to a letter of proposed determination, stating that the applicant's plan fails to satisfy the qualification requirements of the Internal Revenue Code.

(11) *Exhaustion of administrative remedies.* For purposes of section 7476 (b) (3), a petitioner shall be deemed to have exhausted the administrative remedies available to him in the Internal Revenue Service upon the completion of the steps described in paragraph (o) (11) (i), (ii), or (iii) of this section, subject, however, to paragraphs (o) (11) (iv) and (v) of this section. If an applicant, interested party, or the Pension Benefit Guaranty Corporation does not complete the applicable steps described below, such applicant, interested party, or the Pension Benefit Guaranty Corporation will not have exhausted available administrative remedies as required by section 7476(b) (3) and will thus be precluded from seeking a declaratory judgment under section 7476 except to the extent that paragraph (o) (11) (iv) (*b*) or (v) of this section applies.

(i) The administrative remedies of an applicant with respect to any matter relating to the qualification of a plan are:

(*a*) filing of a completed application with the appropriate district director pursuant to paragraphs (o) (3) (iii) through (xii) of this section;

(*b*) compliance with the requirements pertaining to notice to interested parties as set forth in paragraphs (o) (3) (xiv) through (o) (3) (xxi) of this section;

(*c*) an appeal to the Office of the Assistant Regional Commissioner (EP/EO) pursuant to paragraph (o) (6) of this section, in the event of a notice of proposed adverse determination from the district director;

(*d*) a request for National Office consideration pursuant to paragraph (o) (7) of this section, in the event the Assistant Regional Commissioner (EP/EO) upholds the proposed adverse determination; and

(*e*) receipt of a notice of final determination from the key district director.

(ii) The administrative remedies of an interested party with respect to any matter relating to the qualification of the plan are:

(*a*) submission to the district director of a comment raising such matter in accordance with paragraph (o) (5) (i) (*a*) of this section or requesting the Department of Labor to submit to the district director a comment with respect to such matter in accordance with paragraph (o) (5) (i) (*b*) of this section, and, if such department declines to comment, submission of such a comment in accordance with paragraph (o) (5) (i) (*c*) of this section, so that such comment may be considered by the Internal Revenue Service through the administrative process; and

(*b*) receipt from the key district director of a notice of the final determination referred to in paragraph (o) (11) (i) (*e*) of this section.

(iii) The administrative remedies of the Pension Benefit Guaranty Corporation with respect to any matter relating to the qualification of the plan are:

(*a*) submission to the district director of a comment raising such matter in accordance with paragraph (o) (5) (i) (*a*) of this section or requesting the Department of Labor to submit to the district director a comment with respect to such matter in accordance with paragraph (o) (5) (i) (*b*) of this section, and, if such department declines to comment, submission of such a comment to the Internal Revenue Service directly, so that such comment may be considered by the Internal Revenue Service through the administrative process; and

(*b*) receipt from the key district director of a notice of the final determination referred to in paragraph (o) (11) (i) (*e*) of this section.

(iv) An applicant, or an interested party, or the Pension Benefit Guaranty Corporation shall in no event be deemed to have exhausted his (its) administrative remedies prior to the earlier of—

(*a*) The completion of all the steps described in paragraph (o) (11) (i), (ii), or (iii) of this section, whichever is applicable, subject, however, to paragraph (o) (11) (v), or

(*b*) The expiration of the 270 day period described in section 7476(b) (3), in a case where the completion of the steps referred to in paragraph (o) (11) (iv) (*a*) of this section shall not have occurred before the expiration of such 270 day period because of the failure of the Internal Revenue Service to proceed with due diligence.

(v) The administrative remedies described in paragraphs (o) (11) (i) (*c*) and (*d*) of this section will not be available to an applicant with respect to any issue on which technical advice from the National Office has been obtained.

DONALD C. ALEXANDER,
*Commissioner.*

[FR Doc.75-20086 Filed 7-31-75;8:45 am]

## Title 33—Navigation and Navigable Waters

### CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 75-076]

### PART 117—DRAWBRIDGE OPERATION REGULATIONS

#### Lake Okeechobee, Florida

This amendment changes the regulations for the State Road 717 drawbridge across the navigation channel, Lake Okeechobee between Torry Island and Lake Shore near Belle Glade, Florida to allow more restrictive time during which the draw may remain closed to navigation. This amendment was circulated as a public notice dated April 29, 1975 by the Commander, Seventh Coast Guard District and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGD 75-076) on April 30, 1975 (40 F.R. 18793). No comments were received.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by revising paragraph (h) (28) of § 117.245 to read as follows:

**§ 117.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridges where constant attendance of draw tenders is not required.**

* * * * * *

(h) * * *

(28) Belle Glade Dike Bridge, Fla. State Road 717 across the navigation channel, Lake Okeechobee between Torry Island and Lake Shore near Belle Glade, Florida. From 6 p.m. to 7 a.m., Monday through Thursday, and from 7 p.m. to 7 a.m., Friday through Sunday, the draw need not open for passage of vessels. At all other times the draw shall open on signal.

* * * * * *

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4)).

*Effective date.* This revision shall become effective on September 1, 1975.

Dated: July 25, 1975.

R. I. PRICE,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20024 Filed 7-31-75;8:45 am]

[CGD 75-062]

### PART 117—DRAWBRIDGE OPERATION REGULATIONS

#### Oklawaha River, Florida

This amendment changes the regulations for the Sharpes Ferry drawbridge across the Oklawaha River to require that the draw open on signal from 7 a.m. to 7 p.m. Saturday and Sunday, and from 7 a.m. to 9 a.m., and 5 p.m. to 7 p.m. Monday through Friday. At all other times, at least 1 hour notice is required. This amendment was circulated as a public notice dated April 4, 1975 by the Commander, Seventh Coast Guard District and was published in the FEDERAL REGISTER as a notice of proposed rule making (CG 75-062) on March 27, 1975 (40 F.R. 13518). One response was received that offered no objection to the proposed change.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by revising § 117.434 to read as follows:

**§ 117.434 Oklawaha River, Florida.**

(a) *Sharpes Ferry Bridge.* From 7 a.m. to 7 p.m. on Saturday and Sunday, and from 7 a.m. to 9 a.m. and 5 p.m. to 7 p.m., Monday through Friday, the draw shall open on signal. At all other times, the draw shall open on signal if at least 1 hour notice is given.

(b) *Bridges over the Oklawaha River, north of State Road 464 at Mullan Farms, State Road 464 at Moss Bluff and State Road 42 at Starkes Ferry.* From 7 a.m. to 7 p.m. the draws shall open on signal. From 7 p.m. to 7 a.m. the draws shall open on signal if at least 3 hours notice is given.

(c) The owner of or agency controlling each bridge shall conspicuously post notices containing these regulations both upstream and downstream of each bridge, on the bridge or elsewhere, in such a manner that they can easily be read at all times from an approaching vessel. The notice shall state how the authorized representative may be reached.

(Sec. 5 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4))

*Effective date.* This revision shall become effective on September 1, 1975.

Dated: July 25, 1975.

R. I. PRICE,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20025 Filed 7-31-75;8:45 am]

[CGD 75-114]

### PART 117—DRAWBRIDGE OPERATION REGULATIONS

#### Escatawpa River, Miss.

This amendment changes the regulations for the Mississippi State Highway 63 drawbridge across the Escatawpa River, mile 1.0 to more accurately reflect the current vehicular traffic pattern. This amendment was circulated as a public notice dated June 16, 1975 by the Commander, Eighth Coast Guard District and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGD 75-114) on June 9, 1975 (40 FR 24532). One response was received which supported this proposal.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by revising § 117.485 to read as follows:

**§ 117.485 Escatawpa River, Miss.; Mississippi State Highway 63 drawbridge, mile 1.0.**

The draw need not open for the passage of vessels from 6:00 a.m. to 6:45 a.m., 7:00 a.m. to 7:30 a.m., 3:25 p.m. to 3:45 p.m., and 4:00 p.m. to 5:00 p.m., Monday through Friday, except on national holidays. At all other times the draw shall open promptly on signal.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g) (2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g) (2); 49 CFR 1.46(c) (5), 33 CFR 1.05-1(c) (4).)

*Effective date.* This revision shall become effective on September 1, 1975.

Dated: July 25, 1975.

R. I. PRICE,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20023 Filed 7-31-75;8:45 am]





## Title 34—Government Management

### CHAPTER II—OFFICE OF FEDERAL MANAGEMENT POLICY, GENERAL SERVICES ADMINISTRATION

[FMC 74-1, Supp. 3]

### PART 232—FEDERAL ENERGY CONSERVATION

#### Humidity Controls

This document amends appendix C to Part 232 (Federal Management Circular 74-1, "Federal energy conservation" dated January 21, 1974). The purpose of this amendment is to remove the prohibition against operating humidity controls in general office space in subparagraph 4c of appendix C. Comments and reports received regarding the elimination of humidity controls indicated that such controls are not high energy users and that humidification during the heating season may contribute to a lessening of respiratory illnesses.

APPENDIX C—HEATING, COOLING, AND LIGHTING OF BUILDINGS

* * * * * *

4. *Policies and procedures.*

* * * * * *

c. *Humidity controls.* Humidity controls shall not be provided during the cooling season for general office space. Humidity controls may be provided during the heating season for general office space. Requirements for humidity controls in special purpose space or in certain geographical locations shall be handled on a case-by-case basis by the official responsible for operation and maintenance of the facility with the concurrence of the agency's Energy Conservation Coordinator.

* * * * * *

(Federal Energy Office Memorandum dated January 17, 1974, and Executive Order 11717 (38 FR 12315, May 11, 1973))

*Effective Date.* This regulation is effective July 8, 1975.

Dated: July 8, 1975.

DWIGHT A. INK,
*Acting Administrator of General Services.*

[FR Doc.75-18911 Filed 7-31-75;8:45 am]

## Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 409-4]

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

#### Puerto Rico: Compliance Schedules; Correction

FEDERAL REGISTER Documents 74-19509 and 75-11037, published at pages 30833 and 18551, respectively in the issues dated Monday, August 26, 1974, and Tuesday, April 29, 1975, incorrectly stated the section number for compliance schedules in Part 52 for Puerto Rico as § 52.2724. This reference is corrected to read § 52-2730—Compliance schedules.

Dated: July 28, 1975.

ROGER STRELOW,
*Assistant Administrator for Air and Waste Management.*

[FR Doc.75-19952 Filed 7-31-75;8:45 am]

[FRL 393-4]

### PART 162—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

#### Subpart A—Registration, Reregistration and Classification Procedures

*Correction*

In F.R. Doc. 75-17018 appearing on page 28242 in the issue for Thursday, July 3, 1975 the following changes should be made:

1. On page 28279, § 162.10(h) (1), in the table for "Toxicity categories", the listing for the "Inhalation $LC_{50}$" category, column II, now reading "From 2, thru 2 mg/liter", should read "From .2, thru 2 mg/liter."

2. The sentence "In making this determination the Agency will take into consideration the type of effect, the statistical significance of the findings and whether the tests were conducted in accordance with the material requirements for valid tests as recognized by experts in the field.", should be inserted at the end of § 162.11(a) (3) which appears on page 28281.

## Title 45—Public Welfare

### CHAPTER I—OFFICE OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### PART 156—ASSISTANCE TO STATES FOR STATE EQUALIZATION PLANS

Notice of proposed rule making was published in the FEDERAL REGISTER on April 9, 1975, at (40 FR 16086) setting forth regulations and guidelines prescribing requirements and criteria for the administration of Section 842, Part D, Title VIII of the Education Amendments of 1974 (20 U.S.C. 246), Pub. L. 93-380 (enacted August 21, 1974). Section 842 authorizes funds to reimburse States for costs incurred in the development or administration of a plan for costs incurred in the development or administration of a plan for equalization of State and local school finance programs. Such plans must be consistent with the provisions of the Fourteenth Amendment, and have as their primary purpose achievement of equality of opportunity for all children enrolled in schools in the State's local educational agencies. Interested parties were given 60 days in which to present views and make recommendations regarding the proposed regulations and guidelines.

Pursuant to the provisions of Section 842(a) (3) of Pub. L. 93-380, following is a summary of the views and recommendations submitted by interested parties and the comments of the Commissioner respecting such views and recommendations.

*Comment.* One commenter questioned the proposed definition of administration in § 156.3(b) as implementation activities only.

*Response.* The proposed rule set forth in § 156.3(b) defines administration as costs associated with implementation and



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installation of a plan. Nothing in the Act or its legislative history indicates that reimbursement is intended for on-going normal costs for administering a State school aid program. To the contrary, the Act is intended to encourage the development and implementation of new school finance programs.

*Comment.* One commenter suggested that the language of the proposed rules be modified to make clear that expenditures for the improvement of a State plan are also eligible for reimbursement under the Act.

*Response.* The Commissioner concurs with this suggestion and has modified the language of § 156.3(c) to indicate that development means formulation or improvement of a State program of financial assistance.

*Comment.* Five comments were received in reference to § 156.4(a). Four of the commenters expressed the view that in many instances State agencies and instrumentalities other than the State educational agency would be the most appropriate applicant for the purposes of Section 842, and consequently objected to the proposed rule which would make the State educational agency the eligible applicant unless State law designated or created another eligible applicant. One commenter supported the proposed rule and pointed out that the State educational agency was more likely to achieve an objective and nonpartisan approach to school finance planning than a political agency or body.

*Response.* The rule takes the approach of establishing a process whereby the State would determine the eligible applicant. If the State through its legal authority does not specifically create or designate an applicant other than the State educational agency, then the State educational agency would be considered the sole eligible applicant. The exercise of such authority is not delimited to legislative authority but would also include any specific authority under State law of a Governor to designate or create an eligible applicant for this Act. This regulation presumes that the State educational agency will be the primary eligible applicant. Only if State law specifically directs otherwise will the State educational agency not be the eligible applicant. The rationale for this approach is based on the fact that the State educational agency in all but a few States administers the State aid program and is assigned general authority by State law to carry out school finance planning and developmental activities.

These agencies historically have played a central role in school finance planning and reform and have been particularly active in recent years in this regard. However, if in a particular State, the State educational agency is clearly not considered the appropriate body to apply as an applicant under this Act, then the proposed rule would give a State the opportunity to designate the applicant.

*Comment.* Two commenters requested that the rules be modified to require that local educational agencies and appropriate groups and interests be provided a period to review and comment on any State school finance plan prior to its submission to the Commissioner under the provisions of Section 842.

*Response.* The Commissioner concurs with these views and accordingly has added a new provision to § 156.4 which requires that local educational agencies and other interested parties be provided an opportunity to present views and make recommendations on a State plan which will be submitted under the provisions of Section 842, and that all such written or recorded views and recommendations be submitted to the Governor with the State plan for comment. This requirement is intended to encourage concurrence within the State of affected parties regarding the State plan.

*Comment.* One commenter suggested that the rules be modified to require an opportunity for local educational agencies to comment annually on the State finance plan and its supporting budget.

*Response.* The Commissioner's authority under Section 842 can only relate to the content of a State plan and the processes and procedures by which it is developed.

*Comment.* One commenter suggested that the State plan should be submitted to the State planning and development clearinghouse with respect to OMB Circular A–95.

*Response.* It is the opinion of the Commissioner that OMB Circular A–95 does not require that the State plans contemplated by this program be submitted to the State clearinghouse established with respect thereto. It is felt that these regulations and guidelines make sufficient provision for the notification and review by State and local governmental agencies as well as other interested parties as regards any application that is to be submitted under this part. Specifically, it is believed that sections 156.4, 156.5 and 156.16, as revised, will encourage and facilitate coordinated development planning on an intergovernmental basis, in addition to allowing for appropriate public participation.

*Comment.* One commenter requested additional language clarifying procedures for amending the State plan.

*Response.* State plan amendment procedures are set forth in the applicable General Provisions Regulations in Part 100a of this chapter.

*Comment.* Section 156.5(b) of the regulations states that ". . . applications for reimbursement may be submitted for plans developed prior to or subsequent to the effective date of Section 842 of the Act or for a plan the State proposes to develop." One commenter asked if there was a limit as to how far the prior period could extend.

*Response.* While the law and its legislative history clearly intend that retroactive reimbursements be permitted if a State chooses to seek reimbursement for past effort, no specific guidance was given regarding a limit as to how far the prior period for retroactive reimbursements might extend. The Commissioner is confident, however, that States seeking retroactive reimbursements will exercise a rule of reasonableness and request reimbursements only for school finance planning or implementation efforts carried out within a period reasonably contemporaneous to the enactment of this provision.

*Comment.* One commenter asked that the parameters of the term "substantive basis" in § 156.5(e) be defined.

*Response.* The term "substantive basis" requires that the State respond to the requirements of Section 842(b) of the Act in good faith and that the statements in support of each rejection of a guideline address the actual policies, issues, or conditions which led to the rejection.

*Comment.* One commenter advocated that the concept of negotiation between State and Federal authorities be emphasized within the scope of the proposed rules.

*Response.* While State plans, proposals, and reimbursement requests must be reviewed in terms of the requirements of the Act, it is the Commissioner's intention that the review and approval process will result in mutual agreement by both State and Federal authorities.

*Comment.* Two commenters suggested that § 156.5(f) be elaborated to require coordination and involvement of specific State agencies and of local educational agencies because the operation of such agencies and subdivisions are directly affected by State school finance plans.

*Response.* The Commissioner feels it would be unwise to designate specific State agencies which must be coordinated with or involved in State plan development or implementation because these agencies will differ from State to State. However, the Commissioner concurs with the suggestion that local educational agencies be consulted and involved in this activity and has modified the language of § 156.5(f) accordingly.

*Comment.* Two commenters inquired when information would be available on each State's reimbursement entitlement under Section 842.

*Response.* After an appropriation is made for Section 842, the National Center for Educational Statistics will prepare a table setting forth the allocation of funds for each State under the Act. The table will be expeditiously disseminated to all interested parties.

*Comment.* One commenter asked what census data will be used in determining State allocations under the Act.

*Response.* For a FY 1976 appropriation, 1973 Bureau of the Census population estimates will be used in calculating State allocations. For a FY 1977 appropriation, 1974 population estimates will be used.

*Comment.* One commenter requested that § 156.6 be clarified to indicate that no State will be eligible to receive less than $100,000 in reimbursement payments under the Act.

*Response.* The proposed rule, § 156.6 (b), clearly states that any calculation of reduced entitlement to a State is subject to the provisions of section 842(c)(1) of the Act which states that no State shall receive less than $100,000.





*Comment.* One commenter asked if the July 1, 1977, requirement set forth in § 156.7(b) applied to both State plans and proposals to develop State plans.

*Response.* The language refers only to State plans. A cut off date for submission of proposals to develop a State plan will be established and published in the FEDERAL REGISTER. Such date will be established sufficiently in advance of July 1, 1977, to permit the development of a State plan. It is contemplated that such notice will be published during the first fiscal year for which funds are made available for purposes of this program.

*Comment.* One commenter requested a definition of the language "adequate educational programs" which appears in § 156.11 of the proposed rules.

*Response.* The Commissioner agrees that the language is vague and in itself communicates no general meaning of what is meant by "adequacy." Accordingly, § 156.11 has been rewritten to indicate that each State must determine what is the level of programs, services and facilities adequate to assure equality of educational opportunity for pupils within the State, must calculate the cost of providing them and must consider such educational and financial factors in the development of its financial assistance plan.

*Comment.* One commenter requested that § 156.12 be broadened to include research into questions of municipal overburden.

*Response.* While the equity guidelines do not specifically mention the problem of municipal overburden, the language of § 156.14(a) which requires a State to justify an equitable measure of the relative financial ability of local educational agencies would permit studies of the problem of municipal overburden in a State.

*Comment.* One commenter suggested that the rules be modified to prescribe specific groups of children who are in need of additional educational opportunities.

*Response.* The proposed rules do illustrate in § 156.13 types of programs and pupils which the State plan might recognize. However, because the types of pupils needing special educational programs and the types of programs to meet these needs will vary from State to State, the Commissioner felt that the State through the plan development process was best able to determine the categories of pupils and types of programs which should be recognized in the State plan.

*Comment.* Two commenters suggested minor changes in the language of § 156.13 to strengthen and clarify the meaning of the guidelines related to the comprehensiveness of the program.

*Response.* The Commissioner concurs with both suggestions and accordingly has deleted the phrase "when appropriate" and added after the words "such as" the phrase "but not limited to."

*Comment.* One commenter asked if the language in § 156.13(b) referred to cost-of-living indices.

*Response.* To the extent that cost-of-living indices measure variations in the costs of providing equivalent resources, then such measures are included within the meaning of the language.

*Comment.* Two comments were received in reference to § 156.14 expressing concern that the proposed rule was so strict that a few if any State equalization plans would satisfy its requirements.

*Response.* The Commissioner is aware of the strictness of the guidelines regarding equalization of financial ability. This proposed guideline and the other equity guidelines are not intended to distinguish those programs which incorporate a "reasonable" or "acceptable" level of equity. Rather the guidelines set forth in § 156.11 through § 156.18 are a statement of what should be aimed for and not necessarily a statement of what can always be expected.

A State equalization plan which does not fully satisfy § 156.14 or any other of the equity guidelines may nevertheless be considered eligible for reimbursement since the provisions of Section 842(b) of the Act permits a State to reject any of the equity guidelines if it states the reason for any such rejection.

*Comment.* One commenter suggested that language be added to § 156.14 which would require that wealth be measured in terms of family income and property valuation.

*Response.* While § 156.14 would not preclude the use of such a combination of factors in the measurement of wealth, it would be inappropriate for the Commissioner to require the inclusion of any specific factor or factors in the measurement of wealth because the conditions related to such consideration vary substantially from State to State.

*Comment.* One commenter objected to use of the word "quality" in § 156.14 because it was undefined.

*Response.* The Commissioner concurs with the objection and accordingly has deleted the phrase "quality of the" and substituted the phrase "resources expended for the" to clarify the purpose of the guidelines which is to require fiscal neutrality.

*Comment.* One commenter asked what types of assurances are required by § 156.14(b) regarding uniformity in the measurement of wealth.

*Response.* A statement is required to the effect that the procedures will be applied. A State may submit documentation in support of the assurances if it desires.

*Comment.* Two commenters were concerned that the proposed rule § 156.15 on tax support which requires that the State's financial assistance plan be financed by an equitable tax system be broadly and flexibly interpreted.

*Response.* The Commissioner realizes the difficulty of applying this guideline in an evaluative sense to a State finance plan. State and increasingly local tax structures are comprised of a variety of tax bases. Without earmarked tax sources it is difficult to relate specific tax bases to a specific category of expenditure such as education. Secondly, there is considerable disagreement among economists as to the equity of various taxes and particularly the property tax which is a primary tax base for education.

Essentially this guideline is proposed in order to challenge State school finance planners to examine the revenue source dimension of school finance and to focus attention on the importance of tax structure equity as it relates to school finance.

*Comment.* One commenter suggested that language be added to § 156.15 which would require that in determining the relative ability of taxpayers to pay taxes that the total tax burden on taxpayers be taken into account.

*Response.* While § 156.15 would not preclude the recognition of municipal overburden factors, it would be inappropriate for the Commissioner to require such recognition because the conditions related to such consideration vary substantially from State to State.

*Comment.* One commenter suggested that § 156.16 be revised to positively encourage citizen participation.

*Response.* The Commissioner concurs with the suggestion and has revised the guideline accordingly.

*Comment.* One commenter suggested that the phrase "to the extent possible" be deleted from the language of § 156.16 in order to strengthen the intent of the guideline.

*Response.* The Commissioner concurs with this suggestion and accordingly has deleted the phrase.

*Comment.* One commenter asked if the phrase "educational programs, supportive services, and facilities" which appears throughout the proposed rules includes such resources as textbooks.

*Response.* Textbooks are considered as an integral resource to a school program.

*Comment.* Numerous comments have been received that the proposed guidelines made no reference to efficiency in the delivery of educational services and in school district organization.

*Response.* The Commissioner agrees with the comments that efficiency is an important element in the development of a State system of school finance and that an amendment with respect thereto is merited. Accordingly, a new § 156.17 has been added to provide that a State financial assistance plan shall encourage these objectives. In addition, proposed § 156.17 has been renumbered § 156.18 to reflect this change.

*Comment.* One commenter stated that the proposed regulations and guidelines, in substantial part, fail to conform to the standards relating to programs of State aid required by the Fourteenth Amendment, as set forth by the United States Supreme Court in *San Antonio School District v. Rodriquez*, 411 U.S. 1 (1973), by imposing conditions not contemplated by the Court. In particular, the commenter stated that proposed Sections 156.14, 156.15 and 156.17 conflicted with the Congressional direction that the Office of Education establish a program consistent with such standards.

*Response.* Section 842 requires that the State plan designed to implement a program of State aid for free public educa-



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tion submitted to the Commissioner be consistent with such standards as may be required by the Fourteenth Amendment (20 U.S.C. 246(a)(1)(A)). Insofar as the Fourteenth Amendment may impose certain requirements, the State plan must, as a minimum, be consistent with them. Section 842 requires that the State plan must also have as a primary purpose the achievement of equal educational opportunity for all children attending schools of local educational agencies in the State (20 U.S.C. 246(a)(1)(B)).

Under Section 842 the Commissioner is directed to issue guidelines generally defining the possible methods of attaining these two principles (20 U.S.C. 246(a)(2)). Thus, the standards which may be required by the Fourteenth Amendment, as defined by the guidelines, serve as one of the bases upon which a State plan must be founded. The guidelines may not require less than what the Fourteenth Amendment requires, but may require more in order to assure, in the Commissioner's judgment, that the State plan's primary purpose is the achievement of equality of educational opportunity for all children enrolled in schools in the State's local educational agencies. (Sen. Rep. No. 93–763, at 103 (1974)).

In the Rodriquez case, the Court did not purport to establish identifiable standards required by the Fourteenth Amendment for school finance equalization plans. Because the Court has not established such identifiable standards does not mean that there are no standards for Section 842. The standards in the sections of the guidelines referenced by the commenter are designed to implement Section 842(a)(1)(B) relating to equal educational opportunity. Taken at face value, the comment suggests that the Commissioner must reimburse a State for development or administration of any school finance plan which the State cared to designate for the purpose of Section 842 regardless of its adherence or nonadherence to the principles set forth in Section 842. While Section 842 contemplates the establishment of guidelines, one or more of which may be rejected by a State for valid reasons, it does not appear that it was intended to provide no basic standards whatsoever. Traditionally "guidelines" illustrate a method of conforming to either statutory or regulatory standards. While failure to follow a specific "guideline" does not *per se* constitute nonconformity to the standards, the underlying standard must still be adhered to. Moreover, if the guidelines contemplated for Section 842 were intended to be completely nugatory, it is difficult to understand why Congress wrote into the section the detailed prescription for Congressional review before the guidelines become effective.

*Comment.* Two commenters stated that § 115.11 in focusing upon educational adequacy, goes beyond the purpose of Section 842 in that such provision is designed only to inure that States would construct an equitable system of school finance to permit each school district to receive its fair share of educational funds.

*Response.* As discussed above, § 115.11 has been modified, indicating that each State must determine what is an adequate level of programs, services and facilities for providing equal educational opportunity to pupils within the State. It is believed that this guideline is directly related to the purpose of Section 842 because any equitable system of school finance must be capable of assuring that through the provision of sufficient funds every pupil in the State receives the minimum education commonly provided other pupils in the State. Less than that would not promote equality of educational opportunity.

*Comment.* Two comments were received criticizing § 115.10 for establishing the equity guidelines as the basis for determining the eligibility of State plans for funding. It was further stated by both commenters that the guidelines failed to recognize the right under Section 842 for a State to reject any guideline if the reason for such rejection is stated.

*Response.* § 115.10 properly places the emphasis on eligibility upon a State plan's conforming to the statutory principles set forth in Section 842(a)(1) of Pub. L. 93–380, as further defined by these guidelines. The intent of Section 842 was to promote the reconsideration, and to the extent appropriate, the reform of State school finance programs within the perimeters of these principles. While the Commissioner has developed these guidelines for States as suggested methods of achieving those principles, it is not presumed that these guidelines are the exclusive means of achieving them. While any one or more of these guidelines may be rejected, it is clear that under Section 842 the Commissioner may only reimburse State plans which are designed to achieve the principles set forth in § 842. "To assist States in developing such plans, the Commissioner shall develop guidelines generally defining the possible methods of attaining the principles *which must be common to all State plans.*"

(Sen. Rep. No. 93–763, 103 (1974); emphasis added.) Section 115.10 does recognize the right of a State to reject one or more of the guidelines, but does not permit rejection of the principles upon which the State plan must be based. In subpart A, § 156.5(e) details how a State may reject any one or more of these guidelines.

*Comment.* Two comments were received objecting to § 115.15 and its requirement of an equitable tax structure to support the State school finance system. The commenters believed that the inclusion of tax equity considerations was beyond the scope of school finance systems reform contemplated by Section 842.

*Response.* A significant relationship exists between the equity of a tax system used to support a school finance program and the ability of such a program to provide equal educational opportunity. A school finance program supported by a tax system which fails to appropriately recognize the relative tax resources of different local educational agencies is likely to cause an inequitable distribution of school funds and, thus, serve as a barrier to the achievement of equal educational opportunity. In an exhaustive treatment of school finance programs and planning, it was stated that inequities in fiscal capacity and effort constitute a major obstacle to the achievement of equal educational opportunity and that in developing a comprehensive school finance plan one of the fundamental policy issues which should be resolved is the degree of progressivity or regressivity of the tax structure used to finance the schools. (NEFP, *Alternative Programs for Financing Education*, Vol. 5, chapters 4 and 9 (1971)). Furthermore, where because of the structure of the school tax system it takes a greater tax effort by a "property-poor" school district to approach or equal the tax resources of a "property-rich" district, there may arise practical limitations as to how much of a greater effort a district may be able to undertake. In seeking to promote school finance equalization, Section 842 aims at assisting States in overcoming the pattern of such inequitable distribution of school funds that has resulted, in part, from inequitable tax support systems. It should be remembered that one of the purposes of these guidelines is to deepen the awareness of related problems and issues that should be examined in the consideration of school finance reform.

*Other Changes.* 1. Section 156.7(b) of the proposed regulations has been deleted. This provision stated that only one plan may be submitted by a State for reimbursement under the provisions of the Act. The Commissioner felt that this provision might be misunderstood by the State applicant. While the Act states that a State desiring to develop "a plan" may be reimbursed, the Commissioner does not interpret this language as meaning one document bound in one cover. To the contrary, it is anticipated that the State plan for a number of States will be comprised of separate documents dealing with distinct portions of the State plan.

2. In § 156.10 a new phrase has been added to clarify the meaning of the provision. In the second sentence of § 156.10 following the words ". . . of these guidelines . . ." and preceding the words ". . ., a State plan . . .," the phrase ". . . and still be considered eligible for reimbursement . . ." has been inserted.

3. In § 156.14 a new phrase has been added to clarify the meaning of the provision. The Commissioner felt that the original language might be incorrectly interpreted to mean that an equalization scheme on a county or intermediate district level would satisfy the requirements of the guideline. The requirement is for fiscal neutrality on a Statewide level. Accordingly, in the first sentence of § 156.14 the phrase ". . . is not the result of . . ." has been deleted and in its place the phrase ". . . reflects the wealth of the State as a whole and not . . ." has been inserted.

4. In § 156.15 all language following ". . . which is . . ." has been deleted and in its place the word "equitable" has been





inserted. In view of the Commissioner's comments made earlier in this preamble that this guideline is intended to be more of a challenge to States to consider the importance of the revenue source dimension in school finance planning than an evaluative criteria, it was felt that the deleted language added unnecessary specificity to the guideline.

5. In § 156.18 the language following ". . . but not limited to, . . ." has been deleted and in its place the phrase ". . . the objective of achieving the equality of educational opportunity.", has been inserted. The Commissioner felt that the two part enumeration was unnecessary.

*Effective date.* Pursuant to Section 842(a)(4), Pub. L. 93–380 (20 U.S.C. 246), these regulations and guidelines have been transmitted to the President of the Senate and the Speaker of the House of Representatives concurrently with the publication of this document in the FEDERAL REGISTER (August 1, 1975). Such section provides that these guidelines shall become effective on December 1, 1975 subject to the provisions therein concerning Congressional action. In view of substantive changes made in the regulations, the document is also being retransmitted to the Congress pursuant to Section 431(d) of the General Education Provisions Act, as amended (20 U.S.C. 1232(d)) which provides that regulations subject thereto shall become effective on the forty-fifth day following the date of transmission of the same to the Congress, subject to the provisions therein concerning Congressional action and adjournment.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 7, 1975.

DUANE J. MATTHEIS,
*(Acting) U.S. Commissioner of Education.*

Approved: July 28, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

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Title 45 of the Code of Federal Regulations is amended by adding a new Part 156 to read as set forth below.

## PART 156—ASSISTANCE TO STATES FOR STATE EQUALIZATION PLANS

### Subpart A—General


Sec.
156.1 Purpose and scope.
156.2 Applicability of General Provisions Regulations.
156.3 Definitions.
156.4 Eligible applicants.
156.5 Application for reimbursement.
156.6 Entitlement.
156.7 State plan requirements.
156.8 Review and disposition of applications.


### Subpart B—Equity Guidelines


156.10 Eligibility of plans.
156.11 Adequate educational programs.
156.12 Cost variations.
156.13 Comprehensiveness of program.
156.14 Equalizing financial ability.
156.15 Tax support.
156.16 Educational and financial decisions.
156.17 Educational efficiency.
156.18 Evaluation.


AUTHORITY: Sec. 842, Part D, Title VIII, Education Amendments of 1974 (20 U.S.C. 246), Pub. L. 93–380.

### Subpart A—General

§ 156.1 Purpose and scope.

The purpose of the regulations in this part is to implement the provisions of section 842 of the Education Amendments of 1974 which provides for reimbursement for the development or administration of a State plan for a program of financial asistance to local educational agencies which is consistent with standards which may be required by the fourteenth amendment to the Constitution, and the primary purpose of which is to achieve equality of educational opportunity for all children in attendance at the schools of the local educational agencies of the State.

(20 U.S.C. 246)

§ 156.2 Applicability of General Provisions Regulations.

Assistance provided under this part is subject to applicable provisions contained in Subchapter A of this chapter (relating to fiscal, administrative, property management, and other matters), except for the following:

(a) § 100a.16 (Project Description);
(b) § 100a.19 (Cooperative Agreements);
(c) § 100a.26 (Review of Applications); and
(d) § 100a.27 (Disposition of Applications).

(20 U.S.C. 246)

§ 156.3 Definitions.

As used in this part:

(a) "Act" means the Education Amendments of 1974, Pub. L. 93–380.

(b) "Administration" means any action deemed necessary to implement a State Plan, but does not mean any action taken after such implementation in the normal course of operating the State program of financial assistance to local educational agencies in conjunction with such plan. Implementation may include action necessary to the installation of the plan such as: (1) the design and installation of data systems required for the implementation of the plan, (2) the gathering, processing, and analysis of such data, (3) inservice training, (4) obtaining advice and comment regarding plan implementation, and (5) evaluation of the plan.

(c) "Development" means any action which is deemed necessary to formulate or improve a State program of financial assistance to local educational agencies. Development may include such actions as: (1) planning and designing such studies, (2) carrying out such studies, and (3) dissemination and public hearings and generally those activities associated with plan adoption.

(d) "State plan" means a plan submitted by a State pursuant to section 842 of Pub. L. 93–380 and the regulations in this part in order to establish eligibility to receive Federal reimbursement for the development or administration of such plan. The State plan shall be a detailed description of the State's policies, program, and operating procedures relating to the State's program of financial assistance to local educational agencies in that State. The plan may be, but is not limited to those policies, programs, and operating procedures which have been enacted into law.

(20 U.S.C. 246)

§ 156.4 Eligible applicants.

(a) An application under this part shall be submitted by the State educational agency or such other agency or instrumentality of the State designated or created under State law as the eligible applicant for the purposes of Section 842 of the Act.

(b) The State plan and any amendment thereto shall include as an attachment of certificate by the State's Attorney General, or other official designated in accordance with State law to advise the State on legal matters, to the effect that the agency or instrumentality submitting the application for reimbursement under this part is the agency or instrumentality which has the authority under State law to submit the State plan for the purposes of section 842 of the Act.

(c) Prior to the submission to the Commissioner of a State plan as part of an application under this part, the State agency shall afford local educational agencies and other interested parties the opportunity, to present views and recommendations, in writing or at a recorded public hearing, on the State plan. All such written or recorded views and recommendations shall be submitted to the Governor with the State plan when such State plan is submitted to the Governor under the provisions of § 156.4(d) of this part.

(20 U.S.C. 246(a)(1))

(d) Prior to the submission to the Commissioner of any State plan as part of an application under this part, the State agency shall afford the Governor of such State an opportunity to comment on the relationship of such State plan to comprehensive and other State plans and programs. The Governor shall be afforded a period of not less than 45 days in which to make such comments, or, if the Governor makes no comments, a statement to that effect shall be attached to such plan when the same is submitted to the Commissioner.

(20 U.S.C. 246(a)(1); OMB Circular No. A–95)

§ 156.5 Application for reimbursement.

(a) Application for reimbursement under this part shall be made in accordance with the applicable provisions of subparts B and C of part 100a of this chapter.

(20 U.S.C. 246)



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(b) Applications for reimbursement under this part and section 842 of the Act for costs incurred or to be incurred in the development or administration of the State plan shall be submitted to the Commissioner. Applications for reimbursement may be submitted for plans developed prior to or subsequent to the effective date of section 842 of the Act or for a plan the State proposes to develop. If reimbursement is desired for a plan which has been developed, then the plan as developed shall be submitted to the Commissioner. If reimbursement is desired for a plan the State proposes to develop, then the State shall submit a proposal to develop a plan. The proposal shall set forth the goals, objectives, and scope of the plan to be developed and describe how such plan will address the major questions of school finance equity as considered in this part and section 842 of the Act.

(20 U.S.C. 246; Cong. Record, daily edition, May 20, 1974, S. 8505)

(c) An application for reimbursement must be submitted no later than 90 days following submission of the plan or the proposal to develop a plan.

(d) An application for reimbursement shall set forth a detailed account of costs incurred or a schedule of reimbursements for costs to be incurred. In the latter case, reimbursements shall not be made more often than monthly).

(20 U.S.C. 246)

(e) If a State plan rejects, or is intended to reject, any of the guidelines developed pursuant to section 842(a)(3) of the Act and as set forth in subpart B of this part, then the applicant shall set forth the reasons for each rejection. Such statements in support thereof shall justify any rejection of these guidelines on a substantive basis and shall give detailed reasons therefor.

(20 U.S.C. 246(b); Sen. Report No. 93-763, at p. 104 (1974))

(f) An application for reimbursement shall describe the manner in which the applicant coordinated and involved, or proposes to coordinate and involve, appropriate State agencies or branches of State government, local educational agencies, and other interested parties in the development or administration of the plan.

(20 U.S.C. 246)

§ 156.6 Entitlement.

(a) The entitlement of each State shall be determined on the basis of a straight-line formula such that the entitlement of the most populous State shall be $1,000,000, the entitlement of the least populous State shall be $100,000, and the entitlement of each other State shall fall between these amounts based on the ratio of that State's population to the population of the Nation as a whole.

(b) In the event that the funds appropriated for this section are insufficient to meet the entitlement as calculated above, then the above procedure shall be used to recalculate the entitlements with the exception that the entitlement of the most populous State shall be reduced and the entitlement of each other State shall be recalculated based on this revised limit. Subject to the provisions of section 842(c)(1) of the Act, the entitlement of the most populous State shall be reduced to a level so that the sum of the recalculated entitlements for all States equals the appropriated amount.

(c) If additional amounts become available making reimbursements under Section 842 of the Act following a recalculation of entitlements under paragraph (b), such entitlements (as reduced by such recalculation) shall be increased (in accordance with such additional amounts) on the same basis that they were reduced.

(d) After a determination regarding eligibility for reimbursement has been made for all applications timely filed under this part, any available appropriations which remain unallocated shall be ratably distributed among approved applicants for the purpose of satisfying the maximum entitlement provided for each State under Section 842(c)(1) of the Act, except that no State may receive an amount in excess of such maximum entitlement.

(20 U.S.C. 246(c)(1))

§ 156.7 State plan requirements.

A State plan shall be submitted to the Commissioner not later than July 1, 1977, to be eligible for cost reimbursement under section 842.

(20 U.S.C. 246(a)(1))

§ 156.8 Review and disposition of applications.

(a) Upon receipt of an application for reimbursement under this part, the Commissioner will review such application for conformity with the regulations and guidelines set forth under this part and the provisions of section 842 of the Act. In reviewing any such application, the Commissioner shall have the discretion to obtain the review of a panel of experts. The Commissioner may also consult with the applicant at any time concerning the sufficiency of the application.

(b) After reviewing the application, the Commissioner will determine whether the applicant may be reimbursed and if so, the costs allowable for such reimbursement, and will notify the applicant in writing of such determination.

(c) If an adverse determination as to the application is made by the Commissioner, the applicant may request a meeting with the Commissioner within 30 days of notice of such determination to discuss the application.

(20 U.S.C. 246)

## Subpart B—Equity Guidelines

§ 156.10 Eligibility of plans.

The Commissioner will, in determining the eligibility of plans for reimbursement submitted under the provisions of section 842 of the Act, apply the guidelines set forth in § 156.11–17. While a State plan may reject any of these guidelines and still be considered eligible for reimbursement, a State plan cannot in substantial part reject the principles set forth in section 842(a)(1) of the Act.

(20 U.S.C. 246; Sen. Rpt. No. 93-763 at p. 103 (1974))

§ 156.11 Adequate educational programs.

In the development of the financial assistance plan, the State shall determine that level of educational programs, supportive services and facilities in such State which is adequate to assure equal educational opportunity for all pupils enrolled in the local educational agencies of the State.

(20 U.S.C. 246)

§ 156.12 Cost variations.

In determining the relative financial need of local educational agencies, the financial assistance plan,

(a) shall be designed to identify those pupils with varying and greater educational needs and take these needs into account in amounts provided and expended for appropriate educational programs, supportive services, and facilities; and

(b) shall take into account any variations among such local agencies in the costs of providing equivalent educational programs, supportive services, and facilities which might be associated with such factors as sparsity or density of population, cost of resources and socio-economic characteristics of the population of the local educational agencies.

(20 U.S.C. 246)

§ 156.13 Comprehensiveness of program.

The financial assistance plan shall be designed to include all necessary and required program, supportive service, and facility costs such as but not limited to: (1) costs for the regular educational programs, special education programs, vocational education programs, educationally disadvantaged pupil programs, and bilingual education programs; (2) costs of guidance and counseling, and transportation; and (3) costs for capital outlay and debt service.

(20 U.S.C. 246)

§ 156.14 Equalizing financial ability.

The financial assistance plan shall be designed to ensure that the resources expended for the educational programs, supportive services, and facilities provided to a pupil within that State reflects the wealth of the State as a whole and not the wealth of the local educational agency in which the pupil attends school. If the financial assistance plan is designed to share the educational costs between the State and its local educational agencies,

(a) the plan shall justify and set forth an equitable measure of the relative financial abilities of local educational agencies; and





(b) the plan shall provide assurances that the State and local educational agencies will apply procedures which will ensure uniformity in the measurement of wealth against which taxes for education are levied.

(20 U.S.C. 246)

§ 156.15 Tax support.

The financial assistance plan shall be financed by a tax system which is equitable.

(20 U.S.C. 246)

§ 156.16 Educational and financial decisions.

The financial assistance plan shall be designed to encourage citizen interest and participation in the educational decision-making process.

(20 U.S.C. 246)

§ 156.17 Educational efficiency.

A financial assistance plan shall be designed to encourage efficiency in the size and organization of school districts and in the delivery of educational programs and other school services as a means of promoting equality in educational opportunities.

(20 U.S.C. 246)

§ 156.18 Evaluation.

The financial assistance plan shall be designed to provide systems and procedures for evaluating the degree to which the plan is achieving its stated objectives including, but not limited to, the objective of achieving equality of educational opportunity.

(20 U.S.C. 246)

[FR Doc.75-20052 Filed 7-31-75;8:45 am]

## Title 49—Transportation

## CHAPTER III—FEDERAL HIGHWAY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. MC-64; Notice No. 75-14]

## COMPLIANCE WITH SAFETY REGULATIONS

### Motor Carrier Operations in Hawaii—Certain Effective Dates Extended

The Director, Bureau of Motor Carrier Safety, is granting certain exceptions to the Federal Motor Carrier Safety Regulations as they apply to the State of Hawaii.

By petition filed with the Bureau, the Hawaii Trucking Association, Inc., and the American Trucking Associations, Inc., have requested special consideration in applying the Federal Motor Carrier Safety Regulations to Hawaii. The petition requests action to permit drivers under 21 years old who are currently employed to continue in service provided they reach the age of 21 no later than April 1, 1976; grandfather the provisions relating to the application for employment, investigation and inquiries, road test, and written test for regularly employed drivers employed prior to April 1, 1975; extend the time for compliance with the requirements for defrosting devices, seat belts and vehicle interior noise level requirements; and establish a blanket exemption from the daily log requirement.

In support of their petition urging that the minimum age limit requirement be made applicable to only those drivers hired on and after April 1, 1975, and that drivers under 21 who are currently employed be permitted to continue in service provided they will have attained the age of 21 no later than April 1, 1976, petitioners state that prior to Part 391 of the Federal Motor Carrier Safety Regulations becoming applicable on April 1, 1975, operations of vehicles over 10,000 pounds were subject to the State minimum age for truck and bus drivers which was 20. A need to discharge these drivers on or before April 1, 1975, would create an unwarranted burden on industry for recruiting, processing, and training replacements. In addition, it would impose a burden on the industry in terms of the reduced efficiency of inexperienced employees and the strong possibility of an increase in truck accidents involving these inexperienced drivers. Petitioners also do not believe it is reasonable or proper to force the arbitrary discharge of satisfactory employees by the extension of regulations to a new area of coverage. The Director is of the opinion that the request has merit, and the regulations will be amended to permit those drivers that will attain the age of 21 by April 1, 1976, to operate in interstate or foreign commerce within the State of Hawaii.

With respect to the request for a grandfather provision for drivers who were regularly employed prior to April 1, 1975, relative to the application for employment, investigation and inquiries, road test, and written test, the Director agrees with petitioners in view of the fact that when Part 391 became effective on January 1, 1971, grandfather provisions were incorporated for these requirements.

Petitioners further request an exemption from Section 393.79, Defrosting device, which requires a commercial motor vehicle to be equipped with a defrosting device ". . . when operating under conditions such that ice, snow, or frost would be likely to collect on the outside of the windshield or condensation on the inside of the windshield . . ." In support of their request for an exemption, petitioners state that the mildness of the Hawaiian climate allows the driver to operate with windows open, which would effectively preclude fogging of the windshield or other glass. Since the Regulations do not presently require defrosting/defogging devices when conditions are such that they are not needed, the Director is denying the request for extention of time for compliance.

Petitioners also request an extention of time to permit retrofitting of seat belts and to comply with the interior noise level requirements. The Director agrees that motor carriers operating in Hawaii should be granted the same period of time as was allowed motor carriers operating in the Continental United States, and is, therefore, granting the petition in this regard.

A blanket exemption from the daily log requirement was also requested. Petitioners state that with but one exception, all operations are conducted within a radius of 50 miles of the driver's home terminal. The one type of operation in which the 50-mile radius is exceeded is found on the Island of Hawaii where there are trips from the east coast to the west coast. These trips are found to be within a 65-mile radius. The Association estimates that the total number of trips on the Island of Hawaii that would go beyond the 50-mile radius would be approximately ¼ of one percent of all driver trips (Inter and Intra) operated within the entire State. It further estimates that interstate trips on the Island of Hawaii going beyond the 50-mile radius would not exceed 1-1/10th of one percent of Statewide driver trips. There were a number of other factors that petitioners set forth in support of their request.

The Director is convinced that normal records of time worked will provide ample information for the review of compliance with hours of service limits of those drivers operating beyond the 50-mile radius and will afford ample control for carrier management and the regulatory authorities. These operations on the Island of Hawaii are unique and if, in the future, the Bureau finds that the time records are not sufficient for ample control it may institute a proceeding to require drivers operating beyond the 50-mile radius to maintain logs.

It is the opinion of the Director that maintaining logs for those few drivers operating beyond the 50-mile radius would not enhance safety at this time. The request for an exemption from the daily log requirement is granted.

In consideration of the foregoing, the Federal Motor Carrier Safety Regulations as they apply to operations within the State of Hawaii (Subchapter B in Chapter III of Title 49, CFR) are amended as set forth below.

*Effective date.* These amendments are effective on August 1, 1975.

These amendments are issued under the authority of section 204 of the Interstate Commerce Act, as amended, 49 U.S.C. 304, section 6 of the Department of Transportation Act, 49 U.S.C. 1655, and the delegations of authority by the Secretary of Transportation and the Federal Highway Administrator at 49 CFR 1.48 and 389.4, respectively.

Issued on July 25, 1975.

ROBERT A. KAYE,
*Director, Bureau of Motor Carrier Safety.*

## PART 391—QUALIFICATIONS OF DRIVERS

49 CFR Part 391 is amended by adding a new § 391.69, as follows:



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§ 391.69 **Drivers operating in Hawaii.**

(a) Drivers who will reach the age of 21 no later than April 1, 1976, may continue to drive within the State of Hawaii.

(b) The provisions of § 391.21 (relating to application for employment), § 391.23 (relating to investigations and inquiries), § 391.31 (relating to road tests), and § 391.35 (relating to written examinations and the requirements of these sections) do not apply to a driver who has been a regularly employed driver (as defined in § 395.2(f) of this subchapter) of a motor carrier operating in the State of Hawaii for a continuous period which began before April 1, 1975, as long as he continues to be a regularly employed driver of that motor carrier. Such a driver is qualified to drive a motor vehicle if he fulfills the requirements of subparagraphs (1) through (9) of § 391.11(b) (relating to qualifications of drivers).

## PART 393—PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION

Section 393.93 is amended by revising subsection (b) (1) and adding subsection (d) to read as follows:

§ 393.93 **Seats, seat belt assemblies, and seat belt assembly anchorages.**

* * * * *

(b) *Trucks and truck tractors*—(1) *Trucks and truck tractors manufactured on and after January 1, 1965, and before July 1, 1971.* Except as provided in paragraph (d) of this section, after June 30, 1972, every truck and truck tractor manufactured on or after January 1, 1965, and before July 1, 1971, must be equipped with a Type 1 or Type 2 seat belt assembly that conforms to Federal Motor Vehicle Safety Standard No. 209 (§ 571.209) installed at the driver's seat and at the right front outboard seat, if the vehicle has one, and seat belt assembly anchorages that conform to the location and geometric requirements of Federal Motor Vehicle Safety Standard No. 210 (§ 571.210) for each seat belt assembly that is required by this subparagraph.

* * * * *

(d) Trucks and truck tractors manufactured on or after January 1, 1965, and before July 1, 1971, and operated in the State of Hawaii, must comply with the provisions of paragraph (b) of this section on and after January 1, 1976.

Section 393.94 is amended by revising subsection (a) and adding subsection (d) to read as follows:

§ 393.94 **Vehicle interior noise levels.**

(a) *Application of the rule in this section.* Except as provided in paragraph (d) of this section, this section applies to all motor vehicles manufactured on and after October 1, 1974. On and after April 1, 1975, this section applies to all motor vehicles manufactured before October 1, 1974.

* * * * *

(d) Vehicles manufactured before October 1, 1974, and operated wholly within the State of Hawaii, need not comply with this section until April 1, 1976.

## PART 395—HOURS OF SERVICE OF DRIVERS

Section 395.8(t) is amended by adding a new subparagraph (5) to read as follows:

§ 395.8 **Driver's Daily Log.**

* * * * *

(t) *Exemptions.* * * *

(5) *Drivers operating in Hawaii.* The rules in this section do not apply to a driver who drives a motor vehicle in the State of Hawaii, if the motor carrier who employs the driver maintains and retains for a period of one year accurate and true records showing—1.

(i) The total number of hours the driver is on duty each day; and

(ii) The time at which the driver reports for, and is released from, duty each day.

[FR Doc.75-20068 Filed 7-31-75;8:45 am]

## CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 73-6; Notice 4]

## PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

### Windshield Defrosting and Defogging Systems

The purpose of this notice is to amend Motor Vehicle Safety Standard No. 103, *Windshield Defrosting and Defogging Systems*, 49 CFR 571.103, to specify a relocation of the test chamber temperature and wind velocity sensors.

On March 24, 1975, the National Highway Traffic Safety Administration published a notice (40 FR 13002) proposing a change in the location of the test chamber temperature and wind velocity sensors to a position where they would not be affected by air released from vehicle engines during testing. A petition from Jaguar Cars Division of British Leyland UK Limited, describing compliance problems for vehicles that direct engine heat at the windshield as part of the defrosting process, prompted the rulemaking action.

It was proposed that the temperature and wind sensors be positioned at the forwardmost point of the vehicle or 36 inches from the base of the windshield, whichever is farther forward, at a level halfway between top and bottom of the windshield. At this location, the NHTSA concluded that the temperature measurement would not be affected by expelled engine heat and the wind measurement would not be affected by air released from hood ducts.

Comments to the proposal were received from Chrysler, Jaguar, and General Motors. Both Chrysler and General Motors supported adoption of the amendment.

Jaguar took issue with the proposed thermocouple location and asked that the sensors be placed 3 feet forward of the vehicle. The NHTSA denies this request, having found that the proposed thermocouple position provides for reliable and objective temperature and wind velocity measurements. Location of the sensors at the position suggested by Jaguar is therefore unnecessary and would tend to penalize those manufacturers using short cold chambers for compliance testing. The purpose of the amendment is to relocate the temperature and wind sensors to locations where they will not be affected by air released from vehicle engines. The agency concludes that the proposed location accomplishes this goal and should therefore be adopted.

In consideration of the foregoing, Standard No. 103 (49 CFR 571.103) is amended by adding in S4.3 a new paragraph (h), to read as follows:

§ 571.103 **Windshield defrosting and defogging systems.**

* * * * *

S4.3 * * *

(h) The test chamber temperature and the wind velocity shall be measured, after the engine has been started, at the forwardmost point of the vehicle or a point 36 inches from the base of the windshield, whichever is farther forward, at a level halfway between the top and bottom of the windshield on the vehicle centerline.

* * * * *

*Effective date:* September 1, 1975.

(Secs. 103, 119, Pub. L. 89-563, 80 Stat. 718, 15 U.S.C. 1392, 1407; delegation of authority at 49 CFR 1.51.)

Issued on July 28, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75-20079 Filed 7-31-75;8:45 am]

[Docket No. 1-5; Notice 17]

## PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

### Brake Hoses

This notice delays for 6 months the effective date of the hose label masking requirements of 49 CFR 571.106-74 (Standard No. 106-74, *Brake Hoses*), in order to allow time for public comment on a proposal to eliminate those requirements.

S5.2.2, S7.2, and S9.1 of the standard require certain information to be labeled at intervals of not more than 6 inches on new hydraulic, air, and vacuum brake hose, respectively. Those requirements were effective September 1, 1974, and are unchanged by this notice. S5.2.2, by itself and as incorporated by reference in S7.2 and S9.1, also requires at least one legend of this information to remain either visible after painting and undercoating, or properly masked, on each brake hose in a completed vehicle. This requirement, which as a practical matter requires masking, would become effective September 1, 1975, because it applies to vehicles. The NHTSA intends to propose, in the near future, an amendment of Standard No. 106-74 that would eliminate the requirement entirely. In order to allow time for public comment on the proposal, and to permit vehicle manufacturers to defer preparation for compliance with a requirement which might never become effective, this notice delays the effective date of the masking requirement. There is no change in the requirement that vehicles manufactured on or after September 1, 1975, be equipped with brake hoses, brake hose end fittings, and brake hose assemblies that comply with the standard.

In consideration of the foregoing, the effective date of the requirement in S5.2.2, S7.2, and S9.1 of 49 CFR 571.106-74 (Standard No. 106-74, *Brake Hoses*), that hose label information remain visible on completed vehicles unless properly masked, is changed to March 1, 1976. Because of the need to allow time for public comment on the prospective proposal to eliminate the requirement, the NHTSA for good cause finds that notice and public procedure on the delay are impracticable and contrary to the public interest.

(Secs. 103, 112, 114, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1401, 1403, 1407); delegation of authority at 49 CFR 1.51)

Issued on July 29, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75-20082 Filed 7-29-75;4:08 pm]







## CHAPTER X—INTERSTATE COMMERCE COMMISSION

[S.O. 1184, Amdt. 3]

## PART 1033—CAR SERVICE

### Central Iowa Railway Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 25th day of July, 1975.

Upon further consideration of Service Order No. 1184 (39 FR 17321, 38381; and 40 F.R. 19200), and good cause appearing therefor:

*It is ordered,* That: § 1033.1184 *Service Order No. 1184* (Central Iowa Railway Company authorized to operate over tracks of Chicago, Rock Island and Pacific Railroad Company) be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., January 31, 1976, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date.* This amendment shall become effective at 11:59 p.m., July 31, 1975.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17 (2). Interprets or applies Secs. 1(10-17), 15 (4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17 (2).)

*It is further ordered,* That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20083 Filed 7-31-75;8:45 am]

[S.O. 1206, Amdt. 1]

## PART 1033—CAR SERVICE

### Burlington Northern Inc.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 25th day of July 1975.

Upon further consideration of Service Order No. 1206 (40 F.R. 2587), and good cause appearing therefor:

*It is ordered,* That: § 1033.1206 *Service Order No. 1206* (Burlington Northern Inc., authorized to operate over tracks of Union Pacific Railroad Company) be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

"(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., January 31, 1976, unless otherwise modified, changed, or suspended by order of this Commission.

*Effective date.* This amendment shall become effective at 11:59 p.m., July 31, 1975.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

*It is further ordered,* That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20094 Filed 7-31-75;8:45 am]



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# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rulemaking prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

### [ 7 CFR Part 919 ]

### PEACHES GROWN IN MESA COUNTY, COLORADO

### Expenses and Rate of Assessment for the 1974–75 Fiscal Period

This notice invites written comment relative to the proposed expenses of $1,000 and rate of assessment of $0.00728 per cwt. of peaches to support activities of the Administrative Committee for the 1974–75 fiscal period under Marketing Order No. 919.

Consideration is being given to the following proposals submitted by the Administrative Committee, established under the marketing agreement, as amended, and Order No. 919, as amended (7 CFR Part 919), regulating the handling of peaches grown in the County of Mesa in the State of Colorado, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

(1) That expenses that are reasonable and likely to be incurred by the Administrative Committee during the period December 1, 1974, through November 30, 1975, will amount to $1,000.

(2) That there be fixed, at $0.00728 per cwt. of peaches, the rate of assessment payable by each handler in accordance with § 919.41 of the aforesaid marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than August 18, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: July 28, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20008 Filed 7–31–75;8:45 am]

### [ 7 CFR Part 1096 ]

[Docket No. AO–184–A37]

### MILK IN THE NASHVILLE, TENNESSEE, MARKETING AREA

### Decision on Proposed Amendments to Marketing Agreement and to Order

*Correction*

In FR Doc. 75–19871 appearing at page 32133 in the issue for Thursday, July 31, 1975, the appended order was inadvertently filed as part of the original document. Set forth below is the order which should have appeared after the signature.

*Order[1] amending the order, regulating the handling of milk in the Nashville, Tennessee, marketing area.*

FINDINGS AND DETERMINATIONS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Nashville, Tennessee, marketing area. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

*Order relative to handling.* It is therefore ordered that on and after the effective date hereof the handling of milk in the Nashville, Tennessee, marketing area shall be in conformity to and in compliance with the terms and conditions of the order, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Deputy Administrator, Regulatory Programs, on May 20, 1975, and published in the FEDERAL REGISTER on May 23, 1975 (40 FR 22548) shall be and are the terms and provisions of this order, amending the order, and are set forth in full herein, subject to the following modifications in §§ 1098.12, 1098.44, 1098.60, 1098.71, and 1098.73.

**§ 1098.7 [Amended]**

1. In § 1098.7, amend paragraph (c) by replacing the words "two-thirds" with the words "60 percent," and amend paragraph (d)(4) by replacing the word "January" with the word "February."

2. In § 1098.12, paragraphs (b)(2) and (3) are revised and a new paragraph (b)(4) is added as follows:

**§ 1098.12 Producer.**

* * * * * * *

(b) * * *

(2) Any person with respect to milk produced by him which is diverted to a pool plant from another order plant if the other order designates such person as a producer under that order and such milk is allocated to Class II or Class III utilization pursuant to § 1098.44(a)(8)(iii) and the corresponding step of § 1098.44(b);

(3) Any person with respect to milk produced by him which is reported as diverted to an other order plant if any portion of such person's milk so moved is assigned to Class I under the provisions of such other order; and

(4) A person with respect to any milk produced by him that is received at or diverted from a supply plant that has automatic pool status pursuant to § 1098.7(b) in any month of March through July, unless at least 60 days' production from the farm of such person was producer milk during the preceding September through February or unless such supply plant is a pool plant for the month on the basis of shipments to pool plants described in § 1098.7(a).

3. In § 1093.13, paragraph (b) is revised, as follows:

**§ 1093.13 Producer milk.**

* * * * * * *

(b) Diverted by the operator of a pool plant or a cooperative association from a pool plant to a nonpool plant that is not a producer handler plant, subject to the following conditions:

(1) Such milk shall be accounted for as received by the diverting handler at the location of the nonpool plant to which diverted;

(2) Not less than two days' production of the producer whose milk is diverted is physically received at a pool plant during the month;

(3) To the extent that it would result in nonpool status for the pool plant from which diverted, milk diverted for the account of a cooperative association from the pool plant of another handler shall not be producer milk; and

(4) The cooperative association shall designate the dairy farmer deliveries that are not producer milk pursuant to paragraph (b)(3) of this section. If the cooperative association fails to make such designation, no milk diverted by it to a nonpool plant(s) shall be producer milk.

4. In § 1098.44, paragraphs (a)(7)(v) and (vi) are revised and a new paragraph (a)(7)(vii) is added as follows:

**§ 1098.44 Classification of producer milk.**

* * * * * * *

(a) * * *

(7) * * *

(v) Receipts of reconstituted skim milk in filled milk from an unregulated supply plant that were not subtracted pursuant to paragraph (a)(2) of this section;

(vi) Receipts of reconstituted skim milk in filled milk from an other order plant that is regulated under any Federal milk order providing for individual-handler pooling to the extent that reconstituted skim milk is allocated to Class I at the transferor-plant; and

(vii) Receipts of milk from a person described in § 1098.12(b)(4);

* * * * * * *

5. In § 1098.60, paragraph (d) is revised as follows:

**§ 1098.60 Handler's value of milk for computing uniform price.**

* * * * * * *

(d) Add the amount obtained from multiplying the difference between the Class I price applicable at the location of the pool plant and the Class III price by the hundredweight of skim milk and butterfat subtracted from Class I pursuant to § 1098.44(a)(7)(i) through (iv) and (vii) and the corresponding step of § 1098.44(b), excluding receipts of bulk fluid cream products from an other order plant;

* * * * * * *

6. In § 1098.71, paragraph (a) is revised as follows:

**§ 1098.71 Payments to the producer-settlement fund.**

(a) On or before the 25th day of each month each handler receiving milk from producers or from a handler described in § 1098.9(c) (except for producers having made deliveries for less than 20 days during the month) shall pay to the market administrator for deposit into the producer-settlement fund an amount of money calculated by multiplying the hundredweight of producer milk received by him during the first 15 days of such month by the Class III price for the preceding month or 90 percent of the weighted average price for the preceding month, whichever is higher, except that for milk received in March, April, May, June, and July from a producer for whom no daily average base can be computed pursuant to § 1098.92, the applicable rate for making payment pursuant to this paragraph shall be the Class III price for the preceding month.

* * * * * * *

4. In § 1098.73, paragraph (a) is revised as follows:

**§ 1098.73 Payments to producers and to cooperative associations.**

(a) On or before the last day of each month, the market administrator shall make payment to each producer for milk received from such producer during the first 15 days of such month by handlers from whom the appropriate payments have been received pursuant to § 1098.71(a) at not less than the Class III price per hundredweight for the preceding month or 90 percent of the weighted average price per hundredweight for the preceding month, whichever is higher, except that for milk received in March, April, May, June, and July from a producer for whom no daily average base can be computed pursuant to § 1098.92, the applicable rate for making payment pursuant to this paragraph shall be the Class III price per hundredweight for the preceding month;

* * * * * * *

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGD 75–040]

### [ 46 CFR Parts 33, 75, 78, 94, 97, 167, 176, 192 ]

### LIFESAVING EQUIPMENT

### Specification Requirements for Inflatable Liferafts

The Coast Guard is considering amending the lifesaving equipment regulations to reflect new specification requirements for inflatable liferafts.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Executive Secretary, Marine Safety Council (G–CMC/82), Room 8234, U.S. Coast Guard Headquarters, 400 Seventh Street, SW., Washington, D.C. 20590. Each person submitting a comment should include his name and address, identify this notice (CGD 75–040), and give reasons for each recommendation. Comments received before September 15, 1975 will be considered before final action is taken on this proposal. Copies of all written comments received will be available for examinations by interested persons in room 8234, 400 Seventh Street, SW., Washington, D.C. The proposal may be changed in light of the comments received.

No public hearing is contemplated but one may be held at a time and place set in a later notice in the FEDERAL REGISTER, if requested by an interested person raising a genuine issue and desiring to comment orally at a public hearing.

In the March 13, 1974 issue of the FEDERAL REGISTER (39 FR 9668), the Coast Guard promulgated an amendment to 46 CFR Subpart 160.051, effective on April 12, 1974. Included in this amendment is a change in the inflation test (§ 160.051–5(c)(4)) that requires a test device to reach (at 70°F) its designed working pressure, including the fully erect canopy, in not more than 1 minute 30 seconds after the first inflation valve is operated.

The temperature exposure test (§ 160.051–5(e)(11)) has also been changed. This test requires a packed raft to be exposed to a temperature of −22°F and to achieve design shape, including a fully erect canopy, and to be ready for use in 3 minutes. The raft is repacked, exposed to a temperature of 150°F, and reinflated. The raft must be ready for use with fabric that does not show signs of cracking, tackiness, or slipping seams.

A new paragraph (c) was added to § 160.051–1 to terminate liferaft approval numbers of "160.051/" followed by a number that is smaller than 50 followed by a revision number on January 1, 1975. Approval numbers "160.051/" followed by a number that is greater than 49 followed by a revision number would be assigned to inflatable liferafts meeting the new testing requirements.

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been







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In the December 30, 1974 issue of the FEDERAL REGISTER (39 FR 45059), the Coast Guard terminated the following 22 approval numbers, effective January 1, 1975: 160.051/1/1; 160.051/2/3; 160.051/3/3; 160.051/4/3; 160.051/6/3; 160.051/10/3; 160.051/11/3; 160.051/13/3; 160.051/14/2; 160.051/15/4; 160.051/16/4; 160.051/18/4; 160.051/19/4; 160.051/20/4; 160.051/22/0; 160.051/24/0; 160.051/25/0; 160.051/26/0; 160.051/27/0; 160.051/28/3; 160.051/33/0. The preamble to this termination of approval notice stated that inflatable liferafts with one of the 22 approval numbers that were terminated could be used on vessels certificated for Great Lakes service until January 1, 1976 and on other certificated vessels until January 1, 1980. Since that statement had no legal effect, the regulations proposed in this document would put into effect the substance of that statement.

It is proposed to amend §§ 33.01–30, 75.10–5, 94.10–5, 167.35–2, 176.25–20, 176.25–22, and 192.10–5 by requiring new inspection requirements for inflatable liferafts. These requirements concern markings that are effective after January 1, 1976 for inflatable liferafts on vessels certificated for Great Lakes service and after January 1, 1980 for inflatable liferafts on other certificated vessels. New inflatable liferafts that meet the new requirements in Subpart 160.051 would be marked with an approval number consisting of "160.051/" followed by a number that is greater than "49" that is followed by a revision number, e.g. 160.051/50/0.

Those inflatable liferafts approved before the latest amendment to Subpart 160.051 and bearing an approval number consisting of "160.051/" followed by a number smaller than 50 that is followed by a revision number (e.g. 160.051/48/1) may be fitted with a larger inflation system to meet the test contained in 46 CFR 160.051–5(c)(4). Those liferafts brought into compliance with Subpart 160.051 would be marked as follows:

1. The original approval number.
2. The words "MOD. TEMP."
3. A Coast Guard inspector's initials.
4. The date an inspector found that the liferaft met 46 CFR 160.051–5(c)(4).

It is also proposed to amend the notes following §§ 33.25–10(b), 78.47–63(c), 97.37–40(c), and 167.55–5(j)(2) to reflect the new inspection requirements.

In consideration of the foregoing, it is proposed to amend Chapter I of Title 46, Code of Federal Regulations, as follows:

1. By revising § 33.01–30(f) to read as follows:

**§ 33.01–30 Approval of lifesavings appliances—TB/ALL.**

. . . . . .

(f) An inflatable liferaft must meet the following:

(1) The liferaft must be approved under Subpart 160.051 of this chapter.

(2) On a tankship on an international voyage, the liferaft must have a carrying capacity of not less than 6 or more than 25 persons.

(3) Except as required in paragraph (f)(4) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(4) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(i) An approval number consisting of "160.051/" followed by a number that is greater than "49" that is followed by a revision number (e.g. 160.051/50/1); or

(ii) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

. . . . . .

2. By revising the note following § 33.25–10(b) to read as follows:

**§ 33.25–10 Marking of liferafts—TB/ALL.**

. . . . . .

(b) • • •

NOTE: See § 33.01–30(f); (3) and (4) and § 160.051–8 of this chapter for required markings on an inflatable liferaft and a liferaft's container.

3. By revising § 75.10–5(b)(3) to read as follows:

**§ 75.10–5 Type of lifeboats, liferafts, lifefloats, and buoyant apparatus required.**

. . . . . .

(b) • • •

(3) An inflatable liferaft must meet the following:

(i) The liferaft must be approved under Subpart 160.051 of this chapter.

(ii) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(iii) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(A) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(B) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

. . . . . .

4. By revising the note following § 78.47–63(c) to read as follows:

**§ 78.47–63 Liferafts, lifefloats, and buoyant apparatus.**

. . . . . .

(c) • • •

NOTE: See § 75.10–5(b)(3)(ii) and (iii) and § 160.051–8 of this chapter for required markings on an inflatable liferaft and a liferaft's container.

5. By revising § 94.10–5(b)(2) to read as follows:

**§ 94.10–5 Type of lifeboats, liferafts, lifefloats, buoyant apparatus, and rescue boats required.**

. . . . . .

(b) • • •

(2) An inflatable liferaft must meet the following:

(i) The liferaft must be approved under Subpart 160.051 of this chapter.

(ii) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(iii) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(A) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(B) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

. . . . . .

6. By revising the note following § 97.37–40(c) to read as follows:

**§ 97.37–40 Liferafts, lifeboats, and buoyant apparatus.**

. . . . . .

(c) • • •

NOTE: See § 94.10–5(b)(2)(ii) and (iii) and § 160.051–8 of this chapter for required markings on an inflatable liferaft and a liferaft's container.

7. By amending § 167.35–2 by adding a new paragraph (e) to read as follows:

**§ 167.35–2 Inflatable liferafts.**

. . . . . .

(e) An inflatable liferaft must meet the following:

(1) The liferaft must be approved under Subpart 160.051 of this chapter.

(2) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(3) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(i) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(ii) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

8. By revising the note following § 167.55–5(j)(2) to read as follows:

**§ 167.55–5 Marking of fire and emergency equipment, etc.**

. . . . . .

(j) • • •

(2) • • •

NOTE: See § 167.35–2(e)(2) and (3) and § 160.051–8 of this chapter for required markings on an inflatable liferaft and a liferaft's container.

9. By amending § 176.25–20 by adding a new paragraph (d) to read as follows:

**§ 176.25–20 Lifesaving equipment—S.**

. . . . . .

(d) An inflatable liferaft must meet the following:

(1) The liferaft must be approved under Subpart 160.051 of this chapter.

(2) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(3) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(i) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(ii) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

10. By amending § 176.25–22 by adding a new paragraph (e) to read as follows:

**§ 176.25–22 Lifesaving equipment—L.**

. . . . . .

(e) An inflatable liferaft must meet the following:

(1) The liferaft must be approved under Subpart 160.051 of this chapter.

(2) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(3) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(i) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(ii) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

11. By revising § 192.10–5(b)(2) to read as follows:

**§ 192.10–5 Type of lifeboats, liferafts, lifefloats, buoyant apparatus, and rescue boats required.**

. . . . . .

(b) • • •

(2) An inflatable liferaft must meet the following:

(i) The liferaft must be approved under Subpart 160.051 of this chapter.

(ii) Except as required in paragraph (b)(3)(iii) of this section, the liferaft must be marked in accordance with § 160.051–8 of this chapter.

(iii) After January 1, 1976 on vessels certificated for Great Lakes service and after January 1, 1980 on other certificated vessels, the liferaft must show on or near the liferaft's nameplate, and the liferaft's container must show on or near the plate, marking approved by a Coast Guard inspector that is—

(A) An approval number consisting of "160.051/" followed by a number that is greater than 49 followed by a revision number (e.g. 160.051/50/1); or

(B) An approval number consisting of "160.051/" followed by a number that is smaller than 50 that is followed by a revision number (e.g. 160.051/48/1), the words "MOD. TEMP.", a Coast Guard inspector's initials, and the date that an inspector found that the liferaft met § 160.051–5(c)(4) of this chapter.

. . . . . .

(R.S. 4417a, as amended (46 U.S.C. 391a), R.S. 4405, as amended (46 U.S.C. 375), R.S. 4462, as amended (46 U.S.C. 416), sec. 6(b)(1), 80 Stat. 937 (49 U.S.C. 1655(b)(1)); 49 CFR 1.46(b))

Dated: July 18, 1975.

W. M. BENKERT,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.*

[FR Doc.75–19260 Filed 7–31–75;8:45 am]

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[CGD 75–133]

## [46 CFR Part 146]

## METAL BORINGS, SHAVINGS, TURNINGS, AND CUTTINGS

### Proposed Deletion of Requirement for Carbon Dioxide Fire Extinguishing System

The Coast Guard is considering amending Part 146 of Title 46 of the Code of Federal Regulations by deleting the requirement in § 146.27–28(b)(1) that the hold of a vessel carrying metal borings, shavings, turnings, or cuttings be equipped with a carbon dioxide or equivalent fire-extinguishing system. Section 146.27–28(b)(1) was published in the Federal Register of July 16, 1973 (38 FR 18885). Its intended purpose was to provide a means of controlling a fire in a hold carrying metal borings, shavings, turnings, or cuttings long enough to allow the vessel to reach a port where the cargo could be unloaded and appropriate fire fighting action taken.

Since publication of this requirement, however, the Coast Guard has conducted a series of tests of various fire-extinguishing agents on fires involving metal turnings. The temperature drop and other effects achieved by application of carbon dioxide and similar fire-extinguishing agents were of extremely short duration and were determined to be of no value in controlling the fires. Because the tests have shown that the required systems are ineffective, the Coast Guard proposes to delete the requirement.

*Written Comments.* Interested persons are invited to participate in this proposed rulemaking by submitting written views, data, or arguments to the Executive Secretary, Marine Safety Council (G–CMC/82), U.S. Coast Guard, Washington, D.C. 20590. Each person submitting a comment should include his name and address, identify this notice (CGD 75–133) and the specific section of the proposal to which his comment applies, and give the reasons for his comments. The proposal may be changed in light of the comments received.

*Closing Date for Comments.* All comments received before September 15, 1975, will be considered before final action is taken on the proposal. Copies of all written comments received will be available for examination by interested persons in Room 8234, Nassif Building, 400 Seventh Street, S.W., Washington, D.C.

*No Public Hearing.* No public hearing is planned but one may be held at a time and place to be set in a later notice in the FEDERAL REGISTER if requested in writing by an interested person raising a genuine issue and desiring to comment orally at a public hearing.

This amendment is proposed under the authority of 46 U.S.C. 170; 49 U.S.C. 1655(b)(1); and 49 CFR 1.4(b) and 1.46(b).

In consideration of the foregoing, it is proposed to amend § 146.27–28 of Title 46 of the Code of Federal Regulations by deleting paragraph (b)(1) of that section. As amended, § 146.27–28(b)(1) would read as follows:

**§ 146.27–28 Metal borings, shavings, turnings, and cuttings.**

. . . . . .

(b) *Conditions for stowage and transportation.* • • •

(1) [Reserved]

. . . . . .

Dated: July 29, 1975.

J. V. CAFFREY,
*Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.*

[FR Doc.75–20026 Filed 7–31–75;8:45 am]







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Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 14847]

## PILATUS AIRCRAFT LTD. AND FAIRCHILD HILLER MODEL PC–6 AIRPLANES

### Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Pilatus Model PC–6 airplanes. There have been reports of fatigue cracks in the flange of the elevator attachment brackets of Pilatus Model PC–6 airplanes that could result in weakening and eventual failure of the brackets. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require repetitive inspections and repair or replacement of the bracket, as necessary, on Pilatus Model PC–6 airplanes manufactured by Pilatus Aircraft Ltd. and Fairchild Hiller.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket AGC–24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before September 1, 1975, will be considered by the Administrator before taking action upon the proposed rule.

The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. Applies to Pilatus Model PC–6 airplanes (all variants) manufactured by Pilatus Aircraft Ltd. serial numbers 667 and subsequent and serial numbers 2001 through 2047 inclusive manufactured by Fairchild Hiller.

Compliance is required as indicated.

To prevent a possible fatigue failure of the elevator attachment brackets on the inboard ends of the right and left elevator surfaces, accomplish the following:

(a) Within the next 25 hours' time in service after the effective date of this AD unless already accomplished within the last 25 hours' time in service and thereafter at intervals not to exceed 50 hours' time in service since the last inspection, visually inspect both the left and right brackets, P/N 6300.0011.00, of the welded attachment assembly for cracks in the flanges using a glass of at least 10 power in accordance with paragraph 2.1 of Pilatus Aircraft Ltd. Service Bulletin No. 107, dated May 1971, or an FAA-approved equivalent.

(b) If cracks are found, before further flight, repair in accordance with paragraph 2.1 of Pilatus Aircraft Ltd. Service Bulletin No. 107, dated May 1971, or an FAA-approved equivalent.

(c) Within the next 200 hours' time in service after the effective date of this AD, install reinforcement plates, P/Ns 6002.6993.51 and 6002.6993.52, unless already accomplished, in accordance with paragraph 2.2 of Pilatus Aircraft Ltd. Service Bulletin No. 107, dated May, 1971, or an FAA-approved equivalent.

(d) The repetitive inspections required by paragraph (a) of this AD may be discontinued after all cracks have been repaired and reinforcement plates have been installed in accordance with paragraph (c) of this AD.

(Fairchild Hiller Service Bulletin PC–6–55–3 pertains to this same subject.)

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19978 Filed 7–31–75;8:45 am]

[14 CFR Part 39]

[Docket No. 14848]

## HAWKER SIDDELEY AVIATION LTD., DH/BH–125 AIRPLANES

### Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Hawker Siddeley Aviation, Ltd. DH/BH–125 airplanes. There have been a number of cases reported of structural damage to the inboard end of the flaps on Hawker Siddeley DH/BH–125 airplanes which has been attributed to landing on heavily watered, or slush, or snow covered runways. The damage is centered in the area of the top skin and top spar flange which if undetected could result in complete failure of the inboard section of the flap on subsequent flights. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require a modification to strengthen the inboard flap structure.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, S.W., Washington, D.C. 205901. All communications received on or before September 1, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

HAWKER SIDDELEY AVIATION LTD. Applies to DH–125 series 3AR, S/N 25/148 and 149; series 3ARA, S/N 25/151, 152, 153, 155, 156, 158, 159, and NA 700 through NA 710; series 400 A, S/N NA 711 through NA 752 airplanes and to BH–125 series 400 A, S/N NA 753 through NA 780; and series 600A, S/N 25/6001 through 6004, 6007, 6009, 6010, 6011, 6013, 6014, 6016, 6018, 6020, 6022 through 6026, 6032, 6034, 6038, 6040, 6044, 6046, 6047, and 6051 airplanes.

Compliance required within the next 100 hours time in service after the effective date of this AD, unless already accomplished.

To prevent structural damage to the inboard end of the flaps which can result from landing on heavily watered, or slush, or snow covered runways, incorporate the structural modification to the inboard end of the flap (L/H & R/H) in accordance with the accomplishment instructions in Hawker Siddeley Aviation, Ltd., Service Bulletin 27–112 (2426), Revision 1, dated March 11, 1975, or an FAA-approved equivalent.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19979 Filed 7–31–75;8:45 am]

[14 CFR 39]

[Docket No. 14849]

## HAWKER SIDDELEY AVIATION LTD. DH–104 SERIES AIRPLANES

### Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Hawker Siddeley Aviation Ltd. DH–104 series airplanes. There have been cracks of the nose gear and main gear adjusting screws on Hawker Siddeley Aviation Ltd. DH–104 airplanes that could result in an inability to lower the gear. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require the adjusting screws to be replaced with improved parts on Hawker Siddeley Aviation Ltd. DH–104 series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC–24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 1, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

HAWKER SIDDELEY AVIATION LTD. Applies to DH–104 Series airplanes certificated in all categories except those modified in accordance with Hawker Siddeley Modification 1723.

Compliance is required within the next 250 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent cracking of the nose gear and main gear adjusting screws, replace the three adjusting screws, P/N 4U.493, with new adjusting screws, P/N 4U.567, in accordance with paragraph No. 5 of Hawker Siddeley Technical News Sheet No. 231, dated March 19, 1973, or with FAA-approved equivalent parts and procedure.

Issued in Washington, D.C. on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19980 Filed 7–31–75;8:45 am]

[14 CFR Part 39]

[Docket No. 14850]

## PILATUS AIRCRAFT LTD. MODEL PC–6/A AIRPLANES

### Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Pilatus Model PC–6/A airplanes. There has been a report of a broken lug on the U-shaped channel P/N 6201.922 of the Astazou engine mount to fuselage attachment on a Pilatus Model PC–6/A airplane with Astazou engine installation that could result in the failure of the engine to fuselage attachment. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require reinforcement of the U-shaped channel on Pilatus Model PC–6/A airplanes with Astazou engine installations manufactured by Pilatus Aircraft Ltd. The proposed AD would not be applicable to Pilatus Model PC–6/A airplanes manufactured by Fairchild Hiller.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC–24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 1, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. Applies to Pilatus Model PC–6/A airplanes up to and including S/N 659 (all variants) with Astazou engine installations manufactured by Pilatus Aircraft Ltd.

NOTE: This AD does not apply to Pilatus Model PC–6/A airplanes manufactured by Fairchild Hiller.

Compliance required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent failure of the engine mount to fuselage attachment, reinforce the U-channel, P/N 6201.992, by installing a steel plate, P/N 112.35.06.337, to each U-channel lug and rework the engine strut heads, P/N 6501.106, in accordance with paragraph 2.2 of Pilatus Aircraft Ltd. Service Bulletin No. 83A dated February 1971, or an FAA-approved equivalent.

Issued in Washington, D.C., on July 25, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75–19981 Filed 7–31–75;8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 75–CE–8]

## TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Clinton, Missouri.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

Since designation of controlled airspace at Clinton, Missouri, a new NDB instrument approach procedure is being established for the Clinton Memorial Airport. Accordingly, it is necessary to alter the Clinton 700-foot transition area to adequately protect aircraft executing this new approach procedure.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (40 FR 441), the following transition area is amended to read:

CLINTON, MISSOURI

That airspace extending upward from 700 feet above the surface within five miles, of the Clinton, Missouri Airport (latitude 38°–21'27" N., longitude 93°40'54" W.); within three miles each side of the 054° bearing from the Clinton Memorial Airport extending from the five-mile radius to eight miles northeast of the airport; and within three miles each side of the 217° bearing from the Clinton Memorial Airport extending from the five-mile radius to eight miles southwest of the airport.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Kansas City, Missouri, on July 11, 1975.

C. R. MELUGIN, Jr.,
*Director, Central Region.*

[FR Doc.75–19988 Filed 7–31–75;8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 75–CE–9]

## TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to after the transition area at Sedalia, Missouri.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region; Attention: Chief, Air





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Traffic Division, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

Since designation of controlled airspace at Sedalia, Missouri, a new NDB instrument approach procedure is being established for the Sedalia Memorial Airport. Accordingly, it is necessary to alter the 700-foot transition area at Sedalia, Missouri, to adequately protect aircraft executing this new approach procedure.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (40 F.R. 441), the following transition area is amended to read:

SEDALIA, MISSOURI

That airspace extending upward from 700 feet above the surface within an eight-mile radius of Whiteman AFB (latitude 38°43'00" N., longitude 93°33'00" W.); within two miles each side of Whiteman AFB ILS localizer south course, extending from the eight-mile radius area to eight miles south of the OM; within a 6.5 mile radius of Sedalia Memorial Airport (latitude 38°42'15" N., longitude 93°11'00" W.); within three miles each side of the 010° bearing from Sedalia Memorial Airport, extending from the 6.5 mile radius area to eight miles north of the airport; and within three miles each side of the 176° bearing from Sedalia Memorial Airport, extending from the 6.5 mile radius area to eight miles south of the airport.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Kansas City, Missouri, on July 11, 1975.

C. R. MELUGIN, JR.,
*Director, Central Region.*

[FR Doc.75-19989 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-45]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the College Station, Tex., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the College Station, Tex., transition area is amended as follows:

COLLEGE STATION, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Easterwood Field (latitude 30°35'19" N., longitude 96°21'54" W.); within 2 miles each side of the College Station VORTAC 107° radial extending from the 5-mile-radius area to 16 miles east of the VORTAC; within 3.5 miles each side of the College Station northwest localizer course extending from the 5-mile-radius area to 13 miles northwest of the localizer site (latitude 30°35'59" N., longitude 96°21'48.3" W.); within 1.5 miles each side of the southeast localizer course extending from the 5-mile-radius area to 7 miles southeast of the localizer site; within a 5-mile radius of Coulter Field (latitude 30°43'00" N., longitude 96°19'45" W.); within 2 miles each side of the College Station VORTAC 025° radial extending from the 5-mile-radius area of Coulter Field to 15 miles northeast of the College Station VORTAC.

Alteration of the transition area is necessary to provide controlled airspace for aircraft executing the proposed VOR/DME-A original instrument approach procedure at Coulter Field Airport.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Forth Worth, TX., on July 21, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-19987 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-46]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the Houston, Tex., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the Houston, Tex., transition area is amended to read:

HOUSTON, TEX.

That airspace extending upward from 700 feet above the surface within an area bounded by a line beginning at latitude 30°35'00" N., longitude 95°28'00" W.; thence to latitude 29°45'00" N., longitude 94°44'00" W.; thence to the intersection of the arc of a 5-mile-radius circle centered on Scholes Field, Galveston, Tex. (latitude 29°15'55" N., longitude 94°41'35" W.), and latitude 29°16'-00" N. at a point east of Scholes Field; thence clockwise along the arc of the 5-mile-radius circle to latitude 29°16'00" N. at a point west of Scholes Field; thence to latitude 29°30'00" N., longitude 95°54'00" W.; to latitude 30°26'00" N., longitude 95°42'00" W. to point of beginning and including within 3.5 miles each side of the 335°T (327°M) bearing from the Lakeside Airport NDB (latitude 29°50'52" N., longitude 95°41'19" W.) extending from the NDB to 11.5 miles northwest.

Alteration of the transition area is necessary to provide controlled airspace for aircraft executing the proposed NDB RWY 15 (Original) instrument approach procedure at the Lakeside Airport.





This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, TX., on July 24, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-19982 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-48]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the Athens, Tex., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the Athens, Tex., transition area is amended to read:

ATHENS, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Jones Municipal Airport (latitude 32°10'00" N., longitude 95°50'00" W.); within an 8.5-mile radius of Lochridge Ranch Airport (latitude 31°59'21" N., longitude 95°57'03" W.); within 3.5 miles each side of the 176° bearing from the Athens RBN (latitude 32°00'35" N., longitude 95°49'50" W.) extending from the 5-mile-radius area to 11.5 miles south of the RBN; and within 3 miles each side of a 211° bearing from the Athens RBN extending from the 5-mile-radius area to the 8.5-mile-radius area.

Alteration of the transition area will provide controlled airspace for aircraft executing the proposed instrument approach procedure to Lochridge Ranch Airport, Tex.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on July 24, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-19983 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-49]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Mansfield, La.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

MANSFIELD, LA.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of DeSoto Parish Airport (latitude 32°04'20" N., longitude 93°45'47" W.).

The proposed transition area will provide controlled airspace for Category III aircraft executing the proposed NDB RWY 18 (Original) instrument approach procedure.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on July 24, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-19985 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-50]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Springhill, La.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P. O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of omments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

SPRINGHILL, LA.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Springhill Municipal Airport, Springhill, La. (latitude 32°58'50" N., longitude 93°24'35" W.).

The proposed transition area will provide controlled airspace for Category III aircraft executing the proposed NDB RWY 17 (Original) instrument approach procedure.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).



V40149 AUG 1 75 XUM

Issued in Fort Worth, TX., on July 24, 1975.

ALBERT H. THURBURN,
*Acting Director,*
*Southwest Region.*

[FR Doc.75-19984 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-51]

## CONTROL ZONE

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter the Shreveport, La. (Barksdale AFB), control zone.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.171 (40 FR 354), the Shreveport, La. (Barksdale AFB), control zone is amended to read:

SHREVEPORT, LA. (BARKSDALE AFB)

That airspace within a 5-mile radius of Barksdale AFB (latitude 32°30'05" N., longitude 93°39'45" W.); within 2 miles each side of the Elm Grove VOR 330° radial extending from the 5-mile radius zone to 0.5 of a mile NW of the VOR; within 2 miles each side of the Barksdale TACAN 148° radial extending from the 5-mile radius zone to 7.5 miles SE of the TACAN; excluding the portion within the Shreveport, La. (Shreveport Regional Airport), control zone and excluding the portion within the Shreveport, La. (Downtown Airport), control zone.

The proposed modification to the control zone redefines the Barksdale AFB control zone without reference to the Shreveport, La. (Downtown Airport), control zone being under Barksdale's jurisdiction during specific hours and alters the TACAN extension to the southeast.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348 and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, TX., on July 24, 1975.

ALBERT H. THURBURN,
*Acting Director,*
*Southwest Region.*

[FR Doc.75-19990 Filed 7-31-75;8:45 am]

[ 14 CFR Part 71 ]

[Airspace Docket No. 75-WE-17]

## TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would establish a new transition area for Firebaugh Airport, Firebaugh, California.

A new instrument approach procedure has been developed for Firebaugh, California Airport. This new procedure is based on the Los Banos VORTAC 060°T (044°M) radial. Los Banos VORTAC is the initial approach fix and Pablu INT (LSN 044° DME) is the final approach fix. The portion of 700 foot transition area is required to provide controlled airspace protection for aircraft executing the instrument procedure.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Procedures Branch, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261. All communications received on or before September 2, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261.

In consideration of the foregoing, the FAA proposes the following airspace action.

In § 71.181 (40 FR 441) the following transition area is added:

FIREBAUGH, CALIFORNIA

That airspace extending upward from 700 feet above the surface within a 3-mile radius of Firebaugh Airport (latitude 36°51'36" N., longitude 120°27'49" W.) and within 3 miles each side of the Los Banos VORTAC 060° radial, extending from the 3-mile-radius area to 15 miles NE of the VORTAC.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California, on July 21, 1975.

ROBERT H. STANTON,
*Director, Western Region.*

[FR Doc.75-19986 Filed 7-31-75;8:45 am]

## CONSUMER PRODUCT SAFETY COMMISSION

[ 16 CFR Part 1016 ]

## PRIVATE LITIGATION

### Policies and Procedures Regarding Information Disclosure and Commission Employee Testimony

*Correction*

In FR Doc. 75-17874 appearing on page 29092 in the issue for Thursday, July 10, 1975, the last sentence of § 1016.2(b) now reading "The Secretary shall make available to the applicant any requested insion may make public in accordance with § 1016.2(a)", should read "The Secretary shall make available to the applicant any requested information or record that the Commission may make public in accordance with § 1016.2(a)."

## ENVIRONMENTAL PROTECTION AGENCY

[ 40 CFR Part 52 ]

[FRL 407-5]

## NEW YORK STATE

### Transportation Control Plan

On June 22, 1973 (38 FR 16550), the Administrator approved the New York State Transportation Control Plan. This plan provided for the attainment and maintenance of the national ambient air quality standard for photochemical oxidants in the Genesee-Finger Lakes Intrastate Air Quality Control Region (AQCR).

On April 8, 1974, the Commissioner of the New York State Department of Environmental Conservation submitted a proposed revision to that portion of the Transportation Control Plan containing the control strategy for photochemical oxidants in the Genesee-Finger Lakes Intrastate AQCR. Appendix J of 40 CFR 51 shows that a forty-five percent reduction in hydrocarbon emissions is necessary to attain the photochemical oxidant standard in the Genesee-Finger Lakes Intrastate AQCR. The plan, as approved, provided for the necessary reduction through replacement of older vehicles with newer, less polluting vehicles (vehicle turnover), stationary source controls, and a mandatory inspection/maintenance program for light duty motor vehicles.

Based on motor vehicle data specific to Monroe County and revised hydrocarbon emissions from process sources, in its revision request the State shows that the reductions in hydrocarbon emission that would result from control of stationary sources and from the Federal Motor Vehicle Control Program will be sufficient to attain and maintain the national standard for photochemical oxidants in the Genesee-Finger Lakes Intrastate AQCR. The revised emissions data from process sources was submitted on May 8, 1975 and Table 1 summarizes the State's calculations.

TABLE 1.—*Monroe County hydrocarbon inventory (tons per year)*

| | 1970 | 1975 | Change 1970-75 | Percent change |
|---|---|---|---|---|
| I Fuel stationary sources | 1,029 | 1,130 | +101 | +0.1 |
| II Process | 18,289 | 15,664 | −2,625 | −3.2 |
| III Solid waste | 2,904 | 1,497 | −1,497 | −1.8 |
| IV Transportation | 55,099 | 29,415 | −25,654 | −31.5 |
| V Service stations | 4,071 | 4,946 | +875 | +1.1 |
| Total | 81,452 | 52,652 | −28,801 | −35.3 |

The New York State Department of Environmental Conservation further estimates that an additional process reduction of 10,322 tons per year will occur from solvent reformulation and control. This represents an additional 12.7 percent reduction which, when added to the 35.3 percent resulting from the other controls, totals a 48.0 percent reduction from 1970 emissions. This figure is greater than the 45% reduction needed to attain standards.

The reduction attributed to solvent reformulation and control is based upon the fact that Eastman Kodak has consented to a Commissioner's Order, dated May 19, 1975, to abate their hydrocarbon emissions by installing emission controls and by reformulations of chemicals used to water-based forms. As indicated, a crucial aspect of the proposed revision request involves the effective control of hydrocarbon emissions which result from industrial processes at the Eastman Kodak Company in Rochester, New York. Prior to EPA taking action on the State proposal, it was necessary for the State to certify to EPA that a compliance schedule by which Kodak would reformulate reactive to water-based solvents and control the remaining emissions using conventional methods had been obtained, thereby guaranteeing the required emission reduction necessary to obviate the need for the I/M program upstate.

The Commissioner's revised Order of Consent to Kodak requires control and reformulation of its process solvents by June 30, 1976. This extension was necessary to allow Kodak additional time to obtain water-based solvents necessary for its operation.

This notice is issued to advise the public that comments may be submitted on whether the revised control strategy should be approved or disapproved as required by Section 110 of the Clean Air Act. Only comments received on or before September 2, 1975 will be considered. The Administrator's decision to approve or disapprove the proposed plan revision is based on whether it meets the requirements of section 110(a)(2)(A)-(H) and EPA regulations in 40 CFR 51.

Copies of the plan revision submission are available for public inspection during normal business hours at the Office of Public Affairs, EPA Region II, 26 Federal Plaza, New York, New York 10007 and at the Freedom of Information Center, EPA, 401 M Street, S.W., Washington, D.C. 20460. All comments should be addressed to the Regional Administrator, Environmental Protection Agency, Region II, 26 Federal Plaza, New York, New York 10007.

(42 U.S.C. 1857c-5)

Dated: July 22, 1975.

M. M. HANSLER,
*Regional Administrator, Environmental Protection Agency, Region II.*

[FR Doc.75-19812 Filed 7-31-75;8:45 am]

[ 40 CFR Part 52 ]

[FRL 408-6]

## APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

### Revision to Washington Implementation Plan

On May 31, 1972 (37 FR 10842), pursuant to Section 110 of the Clean Air Act, as amended, and 40 CFR Part 51, the Administrator of the Environmental Protection Agency (EPA) approved, with specific exceptions, the State of Washington Air Quality Implementation Plan (SIP). Subsequently, pursuant to a ruling in early 1973 by the United States Court of Appeals for the District of Columbia in the case *Natural Resources Defense Council* v. *Environmental Protection Agency*, 475 F 2d 968 (D.C. 1973), the Administrator disapproved all State plans with respect to maintenance of standards.

Pursuant to the above court order, on June 18, 1973 (38 FR 15834), the Administrator promulgated requirements directing states to submit implementation plan revisions by August 15, 1973, to provide for preconstruction review and approval of indirect sources of air pollution to insure maintenance of standards. Also pursuant to the court order, on February 14, 1974 EPA promulgated an indirect source regulation to be incorporated into the implementation plans of those states which had not submitted state regulations.

On June 14, 1974, the State of Washington submitted to EPA amendments to the Washington Administrative Code (WAC) 18-24—State Jurisdiction Over Motor Vehicles—to provide for preconstruction review and approval of complex (indirect) sources of air pollution as a revision to the SIP. The approval of the amended regulation by the Administrator was published on November 21, 1974 (39 FR 40855). On June 26, 1975, the Governor of Washington submitted a further revision to the Washington SIP which repeals the program of review for construction or modification of complex sources. This revision was submitted after proper notice and public hearing, in accordance with 40 CFR 51.4 and 51.6.

In his letter to the Administrator, the Governor indicated that the State's action was prompted in part by uncertainties about the future of the indirect source program nationally. On December 30, 1974, (39 FR 45014) the Administrator announced suspension, pending further notice, of the implementation of the indirect source review procedures under the federal regulation, 40 CFR 52.22(b). The suspension, however, had no effect on the applicability or validity of existing state indirect source laws or regulations. On July 3, 1975 (40 FR 28064), the Administrator announced an indefinite suspension of the federal indirect source regulation. The July 3 notice further indicated that EPA believes that an indirect source regulation is most effective when implemented at the state or local level, not the federal level. EPA encourages states to adopt indirect source regulations, and to continue to enforce those already adopted.

The Administrator is required, under Section 110 of the Act, to approve or disapprove any proposed revision submitted for EPA's approval by a state. Interested persons are invited to participate in this rulemaking by submitting written comments, preferably in triplicate, to the Regional Administrator, Region X, EPA, 1200 Sixth Avenue, Seattle, Washington 98101, Attention: Ms. K. Higley.

It should be noted that if the repeal of the State's complex source review regulation is approved as a SIP revision, it would be necessary for EPA to repromulgate, for purposes of national consistency, 40 CFR 52.2495. Section 52.2495 disapproves the State plan to the extent that it does not provide for indirect source review and incorporates by reference 40 CFR 52.22(b), the federal indirect source regulation, into the Washington SIP. However, as stated in the July 3, FEDERAL REGISTER, the federal regulation has been suspended indefinitely, so EPA's repromulgation of § 52.2495 will have no practical effect unless and until such time as the federal regulation is reinstated. EPA's action would be taken only to maintain consistency in providing for an indirect source review regulation in all implementation plans.

Copies of the proposed revision are available for public review at the EPA Regional Office listed above and also at the EPA Freedom of Information Center, 401 M Street SW, Washington, D.C. 20460 and the State of Washington Department of Ecology, Headquarters Office, St. Martins College, Lacey, Washington. Copies of all public comments received shall also be available for public review at the above addresses.

This Notice is published under the authority of Section 110 of the Clean Air Act, as amended. (42 U.S.C. 1857c-5).

Dated: July 29, 1975.

CLIFFORD V. SMITH,
*Regional Administrator.*

[FR Doc.75-19963 Filed 7-31-75;8:46 am]







V40149 AUG 1 75 A XUM

[ 40 CFR Part 180 ]

[FRL 409–2; PP 5E1585/P5]

## PESTICIDE PROGRAMS; TOLERANCES AND EXEMPTIONS FROM TOLERANCES

### Cross-Linked Nylon-Type Encapsulating Polymer; Proposed Exemption From Requirement of a Tolerance

AGCHEM Division of Penwalt Corp., PO Box 1297, Tacoma WA 98401, submitted a pesticide petition (PP 5E1585) to the Environmental Protection Agency (EPA). This petition proposed an exemption from the requirement of a tolerance for the cross-linked nylon-type polymer formed by the reaction of a mixture of sebacoyl chloride and polymethylene polyphenylisocyanate with a mixture of ethylene diamine and diethylenetriamine when used as an inert encapsulating material for formulations of the insecticide methyl parathion applied before harvest to apples and pears.

The data submitted in the petition and other relevant material have been evaluated. There are existing tolerances for residues of methyl parathion or its methyl homolog *per se* at 1 part per million in or on apples and pears (40 CFR 180.121), and these tolerances are adequate to cover residues from the proposed uses. There is no reasonable expectation of residues in meat, milk, poultry, or eggs, and § 180.6(a)(3) applies. The proposed exemption from the requirement of a tolerance established by amending Section 180.1028 will protect the public health.

Any person who has registered or submitted an application for the registration of a pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act which contains any of the ingredients listed herein may request, on or before September 2, 1975, that this proposal be referred to an advisory committee in accordance with Section 408(e) of the Federal Food, Drug, and Cosmetic Act.

Interested persons are invited to submit written comments on this proposal to the Federal Register Section, Technical Services Division (WH–569), Office of Pesticide Programs, Environmental Protection Agency, Room 401, East Tower, 401 M Street, SW, Washington, DC 20460. Three copies of the comments should be submitted to facilitate the work of the Agency and others interested in inspecting them. The comments must be received within 30 days from the publication of this notice and should bear a notation indicating the subject (PP 5E1585/P5). All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: July 28, 1975.

JOHN B. RITCH, Jr.,
*Director,*
*Registration Division.*

AUTHORITY: Sec. 408(e), Federal Food, Drug, and Cosmetic Act [21 U.S.C. 346a(e)].

It is proposed that Part 180, Subpart D, be amended by revising § 180.1028 to include apples and pears among those agricultural commodities on which residues of the cross-linked nylon-type encopsulating polymer used as an inert encapsulating material for formulations of methyl parathion is exempted from the requirement of a tolerance. It is proposed that this section be revised to read as follows.

§ 180.1028 Cross-linked nylon-type encapsulating polymer; exemption from the requirement of a tolerance.

The cross-linked nylon-type polymer formed by the reaction of a mixture of sebacoyl chloride and polymethylene polyphenylisocyanate with a mixture of ethylenediamine and diethylenetriamine is exempted from the requirement of a tolerance when used as an inert encapsulating material for formulations of methyl parathion applied to growing alfalfa; apples and pears; corn (field and sweet); cotton; forage grasses; soybeans; peas (applied before pods form); and barley, oats, and wheat (applied before heads form).

[FR Doc.75–19954 Filed 7–31–75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

[ 10 CFR Part 212 ]

## PRICE AND OCTANE NUMBER INFORMATION AND POSTING

### Notice of Proposed Rulemaking and Public Hearing

The Federal Energy Administration hereby gives notice of a proposed rulemaking and public hearing to consider whether to amend the octane number posting requirement of 10 CFR 212.129 by revising the definition of "Octane number" in 10 CFR 212.31, to specify the Research Octane Number (RON).

BACKGROUND

On January 15, 1974, the Federal Energy Office (FEO) adopted § 212.129 of the Mandatory Petroleum Price Regulations requiring retail sellers of gasoline and No. 2–D diesel fuel to post in a prominent place on each pump used to dispense such fuels the maximum lawful price of the product and the octane number or numbers of the gasoline dispensed from that pump. These requirements appeared substantially in the form that had been promulgated originally by the Cost of Living Council (CLC) in November 1973, and called for posting in a manner to be prescribed by FEO. The manner so prescribed was on a form (CLC–9004A) prepared by CLC. When authorization for that form lapsed, its subsequent unavailability made compliance with the posting rule difficult for many sellers. Additionally, statutory authority (the Economic Stabilization Act of 1970) under which CLC initially adopted the regulation, expired on April 30, 1974.

Accordingly, on August 5, 1974, the Federal Energy Administration (FEA) issued notice (39 FR 28646, August 9, 1974) of a proposal to amend § 212.129 by revising the prescribed method of posting to eliminate the requirement that a CLC form be used and solicited comments "on the factual relationship between the proposed octane and price posting regulations and the FEA's statutory authority" to amend the regulation "in light of the changes in statutory authority which have occurred since the initial issuance of the regulations." Based upon the premise that "octane numbers are a primary indication of the quality of gasoline and that a reduction in octane number without a change in price is the same as a price increase", FEA made the preliminary determination that the Emergency Petroleum Allocation Act of 1973 ("EPAA", Pub.—L. 93–159, as amended, Pub. L. 93–511) provides sufficiently broad statutory authority to support the proposed regulation.

Preliminary comments of the Administrator of the Environmental Protection Agency (EPA), which were included with the initial notice and published at a later date, foresaw "no unfavorable impacts on the quality of the environment" as a result of the proposed amendment. Written comments, more than half of which were from oil companies, were received from approximately 30 interested persons. That number included further comments from EPA, as well as comments from the Federal Trade Commission (FTC), a newspaper, several trade associations, the Public Interest Campaign, the State of New York, a petroleum refiner, and the American Automobile Association.

A public hearing was held on November 5 at which three interested parties presented oral statements with emphasis in two major areas: (1) FEA authority to promulgate an octane posting regulation, and (2) alternative octane number computation methods.

On February 5, 1975, after consideration of all the comments and oral presentations, FEA determined that the amendment should be adopted substantially as proposed (40 FR 6323, February 1, 1975). The February 5 amendment differed from the previous posting requirement in that it eliminated the required use of CLC forms, and looked ahead to the eventual effective date for the FTC's octane posting regulation by providing that sellers may comply with the FEA requirement by complying with the proposed FTC regulation, whether required by the FTC to do so or not.

COMPUTATION OF OCTANE NUMBER

Section 212.31 of the price regulations defines "Octane number" as

"the octaine number derived from the sum of Research (R) and Motor (M) octane numbers divided by two (R+M)/2. The research octane (R) and motor octane number (M) shall be as described in the American Society for Testing and Materials (ASTM) "Standard Specifications for Gasoline" D439–70, and subsequent revisions, and ASTM Test Methods D2699 and D2700."

Although FEA had not proposed in the February 5 rulemaking to revise the definition of octane number, FEA received comments and heard oral testimony during the course of the proceeding that raised certain questions concerning the continued suitability of the (R+M)/2 formula. The EPA, for example, which had preliminarily concluded that the proposed amendment would have no adverse impact on the environment, commented that

"there is still some concern as to whether the posted octane value should be the anti-knock index (AKI) which averages the Research Octane Number (RON) and the Motor Octane Number (MON) or some other formula. It is generally accepted that, compared to either RON or MON alone, the AKI is the more technically correct over the current mix of cars and is, therefore, a more useful basis for an octane rating system. However, the posted AKI value may encourage octane overbuying since the AKI is typically four numbers less than the RON with which the consumer may be more familiar."

One proposal to eliminate the possible confusion adverted to by EPA that might result from use of the (R+M)/2 formula—which yields a number four points lower than the RON number—suggested the addition of four points to the AKI, or the (R+M)/2 number, *i.e.*, [(R+M)/2]+4.

After considering these comments, FEA concluded that it should defer to the conclusion of the FTC-based upon the Commission's previous in-depth consideration of the issue of octane posting formulae—that (R+M)/2 "is the simplest, [most] technically precise, and meaningful indication of road octane performance for premium grade requirement cars on the road and also for the majority of regular grade requirement cars . . .", and that "[a]ny change in the posted number by FEA at [that] time would only serve to confuse the motoring public, particularly as the octane numbers required to be posted since November of 1973 have been based on the (R+M)/2 formulation." Moreover, sound policy considerations dictated that the potential for conflicting posting requirements by FEA and FTC be avoided.

Since the February 5 amendment, however, the FEA staff has completed an independent technical analysis of the octane number issue. The conclusions of this staff study are reported in "Automobile Octane Requirement, Fuel Economy and Petroleum Conservation", dated May 1975, and indicate that FEA should adopt the Research Octane Number (RON). Although FEA has not reached any final decisions concerning the conclusions and recommendations set forth in this staff study, FEA has determined on the basis of the study and other information received from interested persons that continued deference to the technical conclusions of the FTC may no longer be justified. FEA is therefore proposing to modify its octane posting requirement so as to base it upon the Research Octane Number (RON). However, comments are solicited from interested parties on this proposal and on any other alternative methods of determining the appropriate octane number to be posted (including, but not limited to, (R+M)/2, [(R+M)/2]+4, and Motor Octane Number), so that the preliminary conclusions of FEA's staff technical analysis may be considered in the context of formal rulemaking proceedings before a final decision as to the appropriate octane number definition is reached. In the event that FEA reaches a final decision to depart from the present use of (R+M)/2, a conforming change would be made in § 212.129 to eliminate the current provision allowing compliance with the proposed FTC regulation. Interested persons may obtain a copy of the FEA staff technical analysis from Room 2214, 2000 M Street, N.W., Washington, D.C.

PROCEDURES FOR WRITTEN COMMENTS AND PUBLIC HEARING

Interested persons are invited to participate in this rulemaking by submitting data, views, or arguments with respect to the proposed amendment set forth in this notice to Executive Communications, Room 3809, Federal Energy Administration, Box DZ, Washington, D.C. 20461.

Comments should be identified on the outside of the envelope and on documents submitted to FEA Executive Communications with the designation "Price and Octane Number Information and Posting." Fifteen copies should be submitted. All comments received by August 21, 1975 before 4:30 p.m., e.d.t. and all relevant information, will be considered by the Federal Energy Administration before final action is taken on the proposed amendment.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to that determination.

The public hearing in this proceeding will be held at 9:30 a.m., e.d.t., on Tuesday, August 26, 1975, and will be continued, if necessary on Wednesday, August 27, 1975, in Room 2105, 2000 M St., N.W., Washington, D.C., in order to receive comments from interested persons on the matters set forth herein.

Any person who has an interest in the proposed amendment issued today, or who is a representative of a group or class of persons that has an interest in today's proposed amendment, may make a written request for an opportunity to make oral presentation. Such a request should be directed to Executive Communications, FEA, and must be received before 4:30 p.m., e.d.t., on Monday, August 18, 1975. Such a request may be hand-delivered to Room 3309, Federal Building, 12th & Pennsylvania Avenue, N.W., Washington, D.C., between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he is a proper representative of a group or class of persons that has such a interest; and to give a concise summary of the proposed oral presentation and a phone number where he may be contacted through Friday, August 22, 1975. Each person selected to be heard will be so notified by the FEA before 4:30 p.m., e.d.t., Wednesday, August 20, 1975 and must submit 100 copies of his statement to Executive Communications, FEA, Room 2214, 2000 M St., N.W., Washington, D.C. 20461, before 4:30 p.m., e.d.t., on Monday, August 25, 1975.

The FEA reserves the right to select the persons to be heard at the hearing, to schedule their respective presentations and to establish the procedures governing the conduct of the hearing. The length of each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearing, which will not be a judicial or evidentiary-type hearing. Questions may be asked only by those conducting the hearing, and there will be no cross-examination of persons presenting statements. Any decision made by the FEA with respect to the subject matter of this proposal will be based on all information available to the FEA. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity, if he so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to time limitations.

Any interested person may submit questions, to be asked of any person making a statement at the hearing, to Executive Communications, FEA, before 4:30 p.m., e.d.t., Friday, August 22, 1975. Any person who wishes to ask a question at the hearing may submit the question, in writing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearing, will determine whether the question is relevant, and whether the time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearing will be announced by the presiding officer.

A transcript of the hearing will be made and the entire record of the hearing, including the transcript, will be retained by the FEA and made available for inspection at the Administrator's Reception Area, Room 3400, Federal Building, 12th & Pennsylvania Avenue, N.W., Washington, D.C., between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday. Any person may purchase a copy of the transcript from the reporter.

As required by section 7(c)(2) of the Federal Energy Administration Act of







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1974 (Pub. L. 93–275), a copy of this notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator had no comments to offer on the proposal.

This proposal has been reviewed in accordance with Executive Order 11821, issued November 27, 1974, and has been determined not to be of a nature that requires an evaluation of its inflationary impact pursuant to Executive Order 11821.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93–159, as amended, Pub. L. 93–511; Federal Energy Administration Act of 1974, Pub. L. 93–275; E.O. 11790, 39 FR 23185.)

In consideration of the foregoing, it is proposed to amend Part 212, Chapter II of Title 10 Code of Federal Regulations, as set forth below.

Issued in Washington, D.C. July 29, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel,*
*Federal Energy Administration.*

Section 212.31 is amended by revising the definition of "Octane number" to read as follows:

§ 212.31 Definitions.

• • • • •

"Octane number" means the Research Octane Number (RON) as described in the American Society for Testing and Materials (ASTM) "Standard Specifications for Gasoline" D439–70, and subsequent revisions, and ASTM Test Method D2699.

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[FR Doc.75–20114 Filed 7–30–75;9:53 am]

## INTERSTATE COMMERCE COMMISSION

[ 49 CFR Parts 1300, 1305, 1307, 1309 ]

[Ex Parte No. 261 (Sub-No. 1)]

### FREIGHT FORWARDERS AND NON-VESSEL OPERATING COMMON CARRIERS BY WATER (NVO)

### Tariffs Containing Joint Rates and Through Routes

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 27th day of June, 1975.

*It appearing,* That the Interstate Commerce Commission by its report on further reconsideration in Ex Parte No. 261, *International Joint Rates and Through Routes,* I.C.C., decided June 27, 1975, concluded that the issue of participation of freight forwarders and NVO's in joint rate-international through route tariffs should be considered and resolved in a separate sub-numbered proceeding;

*It further appearing,* That with respect to freight forwarder participation in international joint rate and through route tariffs the initial question to be resolved is whether there is statutory authority for freight forwarders to establish such joint rates and in the event this question is answered in the affirmative than the issue to be considered is whether, as a matter of policy, freight forwarders should be allowed to establish such joint rates and similar issues appear to relate to NVO's participation in such joint rates;

*And it further appearing,* That in addition to the discussion of the matter of participation in international joint rate and through route tariffs by freight forwarders and NVOs set forth in the prior reports in Ex Parte No. 261 the discussion in Investigation Into Status of Freight Forwarders, 339 I.C.C. 711, 807–809 appears to be relevant to the issues involved in this proceeding.

*It is ordered,* That a rule-making proceeding be, and it is hereby, instituted under the Interstate Commerce Act and the Administrative Procedure Act looking toward the possible application of 49 C.F.R. 1300, 1307, and 1308 to the intermodal operations of freight forwarders and NVOs between points in the United States and points in foreign countries;

*It is further ordered,* That persons intending to take an active part in this proceeding by filing and receiving evidence and otherwise participating as a party be, and they are hereby, directed to file with the Interstate Commerce Commission, Office of Proceedings, Room 5342, Washington, D.C. 20423, on or before August 11, 1975, an original and 2 copies of a statement of intent to participate and that thereafter a service list of parties to the proceeding will be circulated to those persons that filed notice of intent to participate. Persons not timely filing a statement of intention by August 11, 1975, will not be permitted to participate except upon a showing of good cause for such late participation and leave granted;

*It is further ordered,* That after the preparation of the service list a procedural order will be entered by the Commission directing the further procedures that must be followed in this proceeding;

*And it is further ordered,* That notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C. and by filing a copy with the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75–20100 Filed 7–31–75;8:45 am]

## FEDERAL RESERVE SYSTEM

[ 12 CFR Part 226 ]

[Reg. Z]

### TRUTH IN LENDING

### Fair Credit Billing Amendments

On May 5, 1975, the Board of Governors published for comment in the *Federal Register* (40 F.R. 19489) proposed regulations implementing the Fair Credit Billing Act (Title III of Pub. L. 93–495). The comment period on this proposal was initially set to terminate on May 30 and was subsequently extended through June 20, 1975 (40 F.R. 23896). Following the receipt of approximately 300 comments the Board on July 24, 1975, announced in the *Federal Register* (40 F.R. 30986) its intent to publish revised regulations implementing the Fair Credit Billing Act (Title III of Pub. L. 93–495) for comment and to hold informal hearings August 5 and 6, 1975, on these revised proposals. The comment period on these revised regulations, initially set to terminate on August 12, has been extended to August 18, 1975.

The changes made in revised regulatory proposals contained herein are responsive to comments received. Many of the changes are minor adjustments in drafting to eliminate ambiguities. The more significant alterations in the proposed regulations which result in substantive revisions include:

(1) The definition of a billing error (§ 226.2(j) (1)) has been refined to specifically include:

(a) A misdescription or insufficient description of the transaction,

(b) A reflection of a transaction which was not made to the customer or to someone authorized to use his account and from which use the customer receives no benefit, or

(c) A misstatement as to the amount of the transaction or as to the date that the transaction took place.

(2) The definition of billing error (§ 226.2(j) (3)) has also been adjusted to reflect goods or services not accepted because they differ from what was specified by agreement in that they were delivered in the wrong quantity, to the wrong location, or were delivered late. However, any dispute with respect to the quality of goods or services in the physical possession of the customer is expressly excluded from this particular definition of billing error.

(3) Section 226.4(1) relating to price differentials offered by sellers for payment in cash has been amended to include surcharges of up to five per cent. Such surcharges under the amended proposal may be imposed without the need to disclose them as part of the finance charge.

(4) Draft language has been included in § 226.6(b)(2) to set forth proposed rules regarding the treatment of inconsistent State laws under section 171(a) of the Act.

Particular difficulty has been experienced in drafting these provisions in light of (1) the need to carry out the Congressional direction that State law shall be preempted only to the extent inconsistent with Federal law and shall be preserved to the extent it gives "greater protection" to consumers; and (2) the difficulty of wending through the diversity of State provisions, of ascertaining which items can be considered in isolation or should be considered as steps in procedure and, in many instances, of deciding what constitutes "greater protection."

Comment is invited (especially from persons with experience with State law)





on the sufficiency and clarity of the proposed rules, as well as on any other aspects of the implementation of section 171(a).

(5) The statement of fair credit billing rights required to be given to new customers initially and semiannually thereafter (§ 226.7(a)(9) and § 226.7(d)) may be printed on both sides of one page and only those rights applicable to a given creditor's plan need be included.

(6) The required disclosure on the periodic statement of the outstanding balance at the beginning and close of the billing cycle in § 226.7(b) (1) (i) and (ix) has been expanded to include a specific indication when the outstanding balance is a credit balance.

(7) The provisions dealing with the identification of transactions on a periodic statement (§ 226.7(b) (1) (ii)) have been amended to cover cash advance transactions. In addition, the footnoted definition of related persons has been adjusted to include franchised or licensed sellers of the creditor's product, sellers who assign or sell open end customer sales accounts, and sellers who arrange for open end credit. These provisions implement section 411 of Title IV of Pub. L. 93–495 and were initially published in the FEDERAL REGISTER on June 24, 1975 (40 F.R. 26571).

(8) The rules regarding prompt crediting of payments (§ 226.7(g)) have been adjusted as follows:

(a) Each creditor must specify at least one location at which payments received will be credited as of the date of receipt.

(b) Payments received at such locations must be credited as of the date of receipt, except that during a transitional period, partial payments on accounts where finance charges are computed on the basis of daily balances or average daily balances received at such address must be credited promptly (but in no event later than 3 business days following the date of receipt). Delayed crediting in these cases is allowed to provide a transition period for creditors to overcome operational problems. The length of this transition period has yet to be determined.

(c) If the creditor accepts payments at locations other than that specified in paragraph (a) above, crediting of such payments may be delayed up to 3 business days, provided the customer is notified of the possibility of such delay.

(d) Payments need not be credited as of the date of receipt, if a delay in crediting does not result in the imposition of finance charges or later payment charges. In any event, the crediting date of payments would be disclosed on the customer's periodic statement under the proposed amendment to § 226.7(b) (iii).

(e) If the creditor fails to credit payments in accordance with the timing provisions of (b), (c), or (d), he must adjust the customer's account during the next billing cycle for any finance charges that were imposed as a result of the delay.

(9) The provisions relating to prompt refund of overpayments (§ 226.7(h)) have been adjusted to remove the reference to standing authorizations for refunds to customers. However, overpayments must be credited in the same manner as are regular payments, and refunds must be made within 5 business days of receipt of a specific refund request.

(10) The provision relating to the assertion of claims and defenses against a card issuer when the merchant fails to satisfactorily resolve disputes as to goods or services (§ 26.13(1)) has been adjusted to exclude cash advance check transactions which are unrelated to any specific purchase of goods or services. The regulation has been clarified to indicate that the mere honoring of a credit card does not remove the distance and dollar amount limitations set forth in the statutory section. A new provision has been added prohibiting the issuance of an adverse credit report merely because the customer asserts his statutory rights. The footnote discussing tort claims has been deleted as unnecessary, because of the statutory limitations on recovery to the amount outstanding in the customer's account.

(11) The provision relating to prompt notification of returns (§ 226.13(k)) has been amended to require that the seller, within 5 business days of any return, transmit notice thereof into the normal channels through which charges are handled and that the customer's card issuer credit the customer's account within 3 business days of receipt of such notice.

(12) The provisions prohibiting certain acts by card issuers (§ 226.13(l)) have been amended to require card issuers to notify participating merchants of the invalidity of any contract provisions prohibiting merchants from offering discounts for cash payments in lieu of use of a credit card or from imposing surcharges on credit card purchases. In addition, the provision prohibiting tie-in services has been clarified to the effect that a card issuer may not require a participating merchant to open a *deposit* account or to procure any other *service not essential to the operation of a credit card plan.* The term "device" has been omitted from this provision.

(13) The provision relating to the correction of billing errors (§ 226.14(a)) has been amended to permit the creditor to rely on a customer's oral agreement that any alleged error has been resolved to his satisfaction; the requirement of written notification by the customer indicating that the dispute has been resolved has been omitted.

(14) The provision relating to the adjustment of finance charges on disputed amounts (§ 226.14(b)) has been amended to clarify that the creditor need adjust the customer's account only where the investigation of a billing dispute indicates that an error has been made, including any error in the amount, description, or date of the transaction, failure to mail the statement to the customer's current address, in billing for goods or services not delivered or accepted by the customer in accordance with any agreement, or any accounting error in the imposition of charges to the account. However, if the creditor has made no error, then he may collect finance charges as usual. In addition, this section has been clarified to the effect that a creditor need not remove from a customer's account and place into a suspense or other account any disputed amounts as well as finance charges on the disputed amounts during the error resolution period. However, the creditor must clearly disclose on the periodic statement that the customer need not pay any amount in dispute. A specific amount in dispute need not be identified or disclosed on the periodic periodic statement.

(15) The provisions dealing with prohibited offsets (§ 226.14(c)) have been clarified to the effect that they only relate to accounts maintained by the creditor. In addition, these provisions have been amended to provide that the creditor must reverse any automatic debiting of a customer's account if he receives written notice of a billing error within 16 days of mailing the periodic statement.

(16) The provisions relating to credit reports on amounts in dispute (§ 226.14 (e)) have been amended to require creditors, in the case where notification of a billing error has been received subsequent to the issuance of a delinquent credit report, to give notice of the billing dispute to only those parties who received the report of delinquency and who are in the business of collecting and disseminating information about the creditworthiness of customers. Notification to such parties must occur within one billing cycle.

Pursuant to the authority granted in 15 U.S.C. 1604 (1970) the Board proposes to amend Regulation Z, 12 CFR Part 226, as follows:

1. To implement section 302, § 226.1 (a) would be amended as follows:

a. Section 226.1(a)(1) is revised as set forth below.

b. Section 226.1(a)(2) is amended by inserting the following sentence immediately before the last sentence to read as set forth below.

§ 226.1 Authority, scope, and purpose, etc.

(a) *Authority, scope, and purpose.* (1) This Part comprises the regulations issued by the Board of Governors of the Federal Reserve System pursuant to Title I (Truth in Lending Act) and Title V (General Provisions) of the Consumer Credit Protection Act, as amended (15 U.S.C. 1601 et seq.). Except as otherwise provided herein, this Part, within the context of its related provisions, applies to all persons who are creditors, as defined in paragraph(s) of § 226.2.

(2) • • • In addition, this part is designed to assist the customer to resolve credit billing disputes in a fair and timely manner, to regulate certain billing and credit card practices, and to strengthen the legal rights of consumers. • • •



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§§ 226.2, 226.13 [Amended]

2. Certain paragraphs of §§ 226.2 and 226.13 would be redesignated as shown below.

| Old section No. | New section No. |
|---|---|
| 226.13(a)(1) | 226.2(a) |
| 226.13(a)(2) | 226.2(c) |
| 226.13(a)(3) | 226.2(l) |
| 226.13(a)(4) | 226.2(m) |
| 226.13(a)(6) | 226.2(r) |
| 226.13(a)(7) | 226.2(ll) |
| 226.2(a) | 226.2(b) |
| 226.2(b) | 226.2(d) |
| 226.2(c) | 226.2(e) |
| 226.2(d) | 226.2(f) |
| 226.2(e) | 226.2(g) |
| 226.2(f) | 226.2(h) |
| 226.2(g) | 226.2(i) |
| 226.2(h) | 226.2(k) |
| 226.2(i) | 226.2(n) |
| 226.2(j) | 226.2(o) |
| 226.2(k) | 226.2(p) |
| 226.2(l) | 226.2(q) |
| 226.2(m) | 226.2(s) |
| 226.2(n) | 226.2(t) |
| 226.2(o) | 226.2(u) |
| 226.2(p) | 226.2(v) |
| 226.2(q) | 226.2(w) |
| 226.2(r) | 226.2(x) |
| 226.2(s) | 226.2(y) |
| 226.2(t) | 226.2(z) |
| 226.2(u) | 226.2(aa) |
| 226.2(v) | 226.2(bb) |
| 226.2(w) | 226.2(dd) |
| 226.2(x) | 226.2(ee) |
| 226.2(y) | 226.2(ff) |
| 226.2(z) | 226.2(gg) |
| 226.2(aa) | 226.2(hh) |
| 226.2(bb) | 226.2(jj) |
| 226.2(cc) | 226.2(kk) |
| 226.2(dd) | 226.2(ll) |

3. To implement sections 103 and 161, in § 226.2, redesignated paragraphs (h), (p), (q), (s), (u), and (x) would be revised and new paragraphs (j) and (cc) would be added as set forth below:

**§ 226.2 Definitions and rules of construction.**

• • • • •

(h) "Arrange for the extension of credit" means to provide or offer to provide consumer credit which is or will be extended by another person under a business or other relationship pursuant to which the person arranging such credit

(1) Receives or will receive a fee, compensation, or other consideration for such service, or

(2) Has knowledge of the credit terms and participates in the preparation of the contract documents required in connection with the extension of credit.

It does not include honoring a credit card or similar device where no finance charge is imposed at the time of that transaction.

• • • • •

(j) "Billing error" means:

(1) A reflection on or with a periodic statement of an extension of credit which was not made to the customer or to a person who had actual, implied, or apparent authority of the customer to use the account and from which use the customer received no benefit, or, if made, was misidentified, insufficiently identified, or was not in the amount indicated or on the date specified on or with the periodic statement, or

(2) A reflection on a periodic statement of an extension of credit or indebtedness for which the customer requests explanation or clarification, including requests for copies of documentary evidence of the indebtedness reflected therein, or

(3) A reflection on a periodic statement of an extension of credit for property or services not accepted by the customer or his designee, or not delivered to the customer or his designee in accordance with any agreement made in connection with the transaction,[1] or

(4) Any failure to properly reflect on a periodic statement, a payment or other credit to the customer's account, or

(5) A computation error or similar error of an accounting nature made by the creditor on a periodic statement, including errors in computing finance charges or late payment charges, or

(6) A failure to mail or deliver a customer's periodic statement to his current designated address, if the creditor has received notification of the change of address at least 10 days prior to the closing date of a billing cycle for which a finance charge, late payment charge, or an additional minimum payment is imposed.

• • • • •

(p) "Consumer credit" means credit offered or extended to a natural person, in which the money, property, or service which is the subject of the transaction is primarily for personal, family, household, or agricultural purposes. "Consumer loan" is one type of "consumer credit."

(q) "Credit" means the right granted by a creditor to a customer to defer payment of debt, incur debt and defer its payment, or purchase property or services and defer payment therefor. (See also paragraph (jj) of this section.)

• • • • •

(s) "Creditor" means a person who in the ordinary course of business regularly extends or arranges for the extension of consumer credit, or offers to extend or arrange for the extension of such credit, which is payable by agreement in more than four instalments, or for which the payment of a finance charge is or may be required, whether in connection with loans, sales of property or services, or otherwise. For purposes of the requirements of §§ 226.7(a) (6), (7), (8), and (9); 226.7(b) (1) (i), (ii), (iii), (ix), and (x); 226.7(b) (2); 226.7 (c), (d), (f), (g), (h), and (i); 226.13; and 226.14, the term "creditor" shall also include card issuers, whether or not the payment of a finance charge is or may be required. For purposes of the requirements of § 226.4(i) and 226.13(k), the term "creditor" shall include any person who honors a credit card.

• • • • •

(u) "Customer" means (1) a cardholder or (2) a natural person to whom consumer credit is offered or to whom it is or will be extended, and includes a comaker, endorser, guarantor, or surety for such natural person who is or may be obligated to repay the extension of consumer credit.

• • • • •

(x) "Open end credit" means consumer credit extended on an account pursuant to a plan under which (1) the creditor may permit the customer to make purchases or obtain loans, from time to time, directly from the creditor or indirectly by use of a credit card, check, or other device, as the plan may provide; (2) the customer has the privilege of paying the balance in full or in instalments; and (3) a finance charge may be computed by the creditor from time to time on an outstanding unpaid balance. For purposes of the requirements of §§ 226.7(a) (6), (7), (8), and (9); 226.7(b) (1) (i), (ii), (iii), (ix), and (x); 226.7(b) (2); 226.7 (c), (d), (f), (g), (h), and (i); 226.13 (j), and (k); and 226.14, the term includes consumer credit extended on an account by use of a credit card, whether or not a finance charge may be imposed. The term does not include negotiated advances under an open end real estate mortgage or a letter of credit.

• • • • •

(cc) "Proper written notification of a billing error" is any written notification (other than notice on a payment medium or other material accompanying the periodic statement if the creditor so stipulates in the disclosure required by § 226.7(a)(9), (d), and (i)), received at the address disclosed under § 226.7 (b)(1)(x) within 60 days of the first mailing or delivering to the customer's current designated address (as required in § 226.7(b)) of the periodic statement on which the disputed item(s) or amount(s) is reflected in which the customer

(1) Sets forth or otherwise enables the creditor to identify the name and account number (if any) of the customer,

(2) Indicates the customer's belief that the periodic statement contains a billing error and the suspected amount of such error, and

(3) Sets forth the reasons for such belief, to the extent applicable or known by the customer.

• • • • •

§ 226.3 [Amended].

4. Footnote in § 226.3 would be redesignated as follows: Footnote 1 is redesignated 1a, footnote 1a is redesignated 1b, and new footnote 1 is added to read as follows:

[1] The delivery of property or services different from that described in any agreement, the delivery of the wrong quantity, late delivery, or delivery to the wrong location shall be considered to be a billing error subject to this paragraph, but any dispute with respect to the quality of property in the physical possession of the customer or services performed for the customer shall not be considered a billing error under this paragraph.





5. To implement section 167, § 226.4(i) would be added as follows:

**§ 226.4 Determination of finance charge.**

• • • • •

(i) *Price differentials for payments in cash.* (1) Notwithstanding any other provision of this section, any price differential which a person offers, allows, or otherwise makes available for the purpose of inducing payment for a purchase by cash, check, or similar means rather than by use of a credit card account, whether or not a credit card is physically used, is not a finance charge: *Provided*, That:

(i) Such price differential does not exceed 5 per cent when computed or expressed as a percentage of the tag, posted, or advertised price of the property or services which are the subject of the transaction,

(ii) Such price differential is available to all prospective buyers, and that fact is clearly and conspicuously disclosed by a sign or display posted at or near each public entrance to the place of business wherein such price differential is offered, and at all locations within the place of business where a purchase may be paid for, and

(iii) If an offer of property or services is advertised in any medium or if offers are invited or accepted through the mail, over the telephone, or by means other than personal contact between the customer and the person offering such a price differential, and if customers are allowed to pay by use of a credit card or its underlying account and such fact is disclosed in the advertisement, telephone contact, or in other correspondence, the availability of a price differential for payments in cash must be clearly and conspicuously disclosed in any advertisement for such offerings and, in any case, before the transaction has been completed by use of the credit card or its underlying account.

(2) With respect to any price differential to cash purchasers in excess of 5 per cent, the total amount of any such price differential shall constitute a finance charge under § 226.4(a) to be disclosed in accordance with § 226.7(e).

(3) The availability of any price differential for payments in cash may be limited by the person offering such price differentials to certain types of property or services or to certain outlets maintained by the person, provided that such limitations are clearly and conspicuously disclosed, as applicable, in conjunction with any notice as prescribed by paragraphs (ii) and (iii) of this section.

6. To implement section 171(a) and to provide a transition period to obtain new forms, § 226.6 would be amended by revising paragraps (b)(1)(i) and (2) (i) thru (v) and paragraph (k).

**§ 226.6 General disclosure requirements.**

• • • • •

(b) *Inconsistent State requirements.* (1) With respect to the requirements of this Part, State law is inconsistent with the requirements of the Act and this Part, within the meaning of section 111(a) of the Act to the extent that it:

(i) Requires a creditor to make disclosures or take actions different from the requirements of this Part with respect to form, content, terminology, or time of delivery;

• • • • •

(2)(i) To the extent that any State law with respect to credit billing practices is inconsistent with Chapter 4 of the Act and the implementing provisions of this Part, such State law is preempted, but no such State law is inconsistent if it gives greater protection to the consumer that does this Part. The fact that a creditor must comply with a State law which is inconsistent with this Part does not excuse the creditor from the obligation to comply with this Part. The Board hereby determines that certain State laws are inconsistent and certain State laws are not, within the meaning of sections 171(a) and 111(a) of the Act, as set forth below.

(ii) Subject to the following provisions of § 226.6(b)(2), the issue of whether a State law is inconsistent with this Part, as contemplated by the preceding paragraph, depends upon whether or not a creditor can comply with the State law without violating this Part; if the creditor can comply with the State law without violating this Part, the State law is not inconsistent with this Part, but, if the creditor cannot comply with the State law without violating this Part, the State law is inconsistent with this Part.

(iii) With respect to any State law which is similar to section 161 of the Act in specifying particular actions to be taken by the customer and the creditor in the process of resolving billing errors, if compliance by the customer with such State law as to any stage of the process would constitute noncompliance with this Part, and, hence, cause the customer to lose any rights under this Part, then the State law as to that portion of the process is inconsistent with this Part: *Provided*, That a State law is not inconsistent with this Part to the extent that it permits a customer to set in motion the State procedure for resolving billing errors after the time allowed for setting in motion the comparable procedure under this Part has expired, and in such circumstances (when the time limit imposed by this Part has expired) the entire State law shall have full force and effect.

(iv) With respect to any State law which requires a creditor to notify a customer of the customer's rights or creditor's responsibilities under State law, similar to those under sections 161, 162, or 170 of the Act, such State law is inconsistent with this Part to the extent that it would require the creditor to notify the customer of any provision of State law duplicative of or inconsistent with this Part, and the creditor shall not notify the customer of any such provision. When a creditor gives written notice to any customer of the customer's rights under any provision of State law which would permit a customer to set in motion the State procedure for resolving billing errors after the time allowed for setting in motion the comparable procedure under this Part has expired, the creditor shall clearly and conspicuously set forth in the notice that reliance upon the longer time period available under the State law may cause the customer to lose important rights which could be preserved by acting more promptly under the Federal law.

(v) To the extent that any State law applies to any case not clearly covered by the above determinations, the Board hereby determines that the State law is inconsistent, as contemplated by § 226.6(b)(2)(i); but the Governor, Attorney General or any official of the State having responsibilities under such State law may apply to the Board for a contrary determination.

• • • • •

(k) *Transition period.* Any creditor who can demonstrate that he has taken bona fide steps, prior to October 28, 1975, to obtain printed forms which are necessary to comply with the requirements of this Part may, until such forms are received but in no event later than April 30, 1976, utilize existing supplies of printed forms for the purpose of complying with the disclosure requirements of this Part: *Provided*, That such forms are altered or supplemented as necessary to assure that all of the items of information the creditor is required to disclose to the customer are set forth clearly and conspicuously.

• • • • •

7. To implement sections 127(a)(8), 127(b)(11), 127(c), 163, 164, 165, and 167, § 226.7 would be amended as follows:

a. Paragraph (a)(9) is added as set forth below.

b. The text following the heading of paragraph (b) is redesignated as paragraph (b)(1).

c. Paragraphs (b)(1) through (9) are redesignated as paragraphs (b)(1)(i) through (ix).

d. Paragraph (b)(1)(x) is added as set forth below.

e. Redesignated paragraphs (b)(1)(i), (ii), (iii), (v), and (ix) are revised as set forth below.

f. Paragraph b)(2) is added as set forth below.

g. Paragraph (c)(1) and (2) are revised, paragraph (c)(3) is amended by adding a last sentence, and (c)(4) is added to read as set forth below.

h. Paragraphs (d) and (e) are redesignated as paragraphs (e) and (f); new paragraphs (d), (g), (h), and (i) are added, and redesignated paragraph (e) is revised as set forth below.

**§ 226.7 Open end credit accounts—specific disclosures.**

(a) • • •

(9) The following notice: *"NOTICE:* See accompanying statement for important information regarding your rights



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to dispute billing errors" and a separate statement containing substantially the following text,[6a] as applicable, written clearly and conspicuously, shall accompany such a statement; or the following text without the preceding notice may be included on the statement required by paragraph (a) of this section if disclosed clearly and conspicuously; or the following text may be included on the reverse side of the statement required by paragraph (a) of this section with the following notice on the face of the statement: "*NOTICE:* See reverse side for important information regarding your rights to dispute billing errors.":

IN CASE OF ERRORS ON YOUR BILL

The Federal Truth in Lending Act requires prompt correction of billing mistakes.

1. If you want to preserve your rights under the Act, here's what to do if you think your bill is wrong or if you need more information about an item on your bill:

a. Do not write on the bill. On a separate sheet of paper write [*Alternate:* Write on the bill or other sheet of paper] (you may telephone your inquiry but *doing so will not preserve your rights under this law*) the following:

i. Your name and account number (if any).

ii. Describe the error and why (to the extent you can) you believe it is an error.

If you need only more information, explain the item you are not sure about, and if you wish, ask for evidence of the charge such as a copy of the charge slip. Do not send in your copy of a sales slip or other document unless you have a duplicate copy for your records.

iii. The dollar amount of the suspected error.

iv. Any other information (such as your address) which you think will help the creditor to identify you or the reason for your complaint or inquiry.

b. Send your billing error notice to the address on your bill which is listed after the words: "Send Inquiries to:" [*Alternate:* Send your billing error notice to: (*creditor's name and address*)].

Mail it as soon as you can, but in any case early enough to reach the creditor within 60 days after the bill was mailed to you. If you have authorized your bank to automatically pay from your checking or savings account any credit card bills from that bank, you can stop or reverse payment on any amount you think is wrong by mailing your notice within 16 days after the bill was sent to you. You do not have to meet this 16 day deadline, though, to get your bill corrected.

2. The creditor must acknowledge all letters pointing out possible errors within 30 days of receipt, unless the creditor is able to correct your bill during that 30 days. Within 90 days after receiving your letter, the creditor must either correct the error or show why the creditor believes the bill was correct. Once the creditor has explained the bill, the creditor has no further obligation to you even though you still believe that there is an error, except as provided in paragraph 5 below.

3. After the creditor has been notified, neither the creditor nor an attorney nor a collection agency may send you letters or take other collection action with respect to the amount in dispute; but periodic statements may be sent to you, and the disputed amount can be applied against your credit limit. You cannot be threatened with damage to your credit rating or sued for the amount in question, nor can the disputed amount be reported to a credit bureau or to other creditors as delinquent until the creditor has answered your inquiry.

4. If it is determined that the creditor has made a mistake on your bill, you will not have to pay any finance charges on any disputed amount. If it turns out that the creditor has not made an error, you may have to pay finance charges on the amount in dispute, and you will have to make up any missed minimum or required payments on the disputed amount. The creditor must send you a statement of what you owe, and you must be given the time to pay which you normally are given to pay undisputed amounts before any more finance charges or late payment charges can be charged to you.

5. If the creditor's explanation does not satisfy you and you notify the creditor *in writing* within *10* days that you still refuse to pay the disputed amount, the creditor may report you to credit bureaus and other creditors and may pursue regular collection procedures. But the creditor must tell them that you do not think you owe the money, and the creditor must let you know to whom such reports were made. Once the matter has been settled between you and the creditor, the creditor must send follow-up notices to those to whom the creditor reported you as delinquent.

6. If the creditor does not follow these rules, the creditor is not allowed to collect the first $50 of a disputed amount, even if the bill turns out to be correct.

7. If you have a problem with goods or services purchased with a credit card, you may have the right not to pay the remaining amount due on them, if you first try in good faith to return them or give the merchant a chance to correct the problem. There are two limitations on this right:

a. You must have bought them in your home state or within 100 miles of your current mailing address (whichever is farther); and

b. The purchase price must have been more than $50.

However, these limitations do not apply if the merchant is owned or operated by the creditor, or if the creditor mailed you the advertisement for the goods or services.

(b) *Periodic statements required.* (1) Except in the case of an account which the creditor deems to be uncollectible or with respect to which delinquency collection procedures have been instituted, the creditor of any open end credit account shall mail or deliver to the customer's current designated address (if the creditor has received notice of the customer's change of address 10 days prior to the closing date of the previous billing cycle) for each billing cycle at the end of which there is an outstanding undisputed debit or credit balance in excess of $1 in that account or with respect to which a finance charge is imposed, a statement or statements which the customer may retain, setting forth in accordance with paragraph (c) of this section each of the following items to the extent applicable:

(i) The outstanding balance in the account at the beginning of the billing cycle, using the term "previous balance," and in the case of a credit balance, an appropriate identification as such.

(ii) (A) In cases in which an actual copy of the document evidencing the credit transaction accompanies the periodic statement, the amount of the transaction and either the date of the transaction or the date the transaction is debited to the customer's account; or

(B) In cases in which an actual copy of the document evidencing the credit transaction does not accompany the periodic statement, is least:

(*1*) The date on which the transaction took place [7] and the amount of the transaction; provided that, with respect to transactions in which the creditor and the seller are not the same person or related persons,[7a] the creditor may rely upon and disclose the information supplied by the seller with respect to the date and amount of the transaction; and

(2) A brief identification[7b] of the property or services purchased in cases in which the creditor and the seller are the same person or related persons, or the seller's name and address (city and state or foreign country, using understandable and generally accepted abbreviations if the creditor so desires) where the transaction took place in cases in which the creditor and the seller are not the same person or related persons.

(C) Notwithstanding the provisions of paragraphs (A) and (B), in cases in which a transaction involving a cash advance or overdraft checking plan is reflected on the periodic statement, at least:

(*1*) An actual copy of the document evidencing the transaction which shows the amount of the transaction and either the date of the transaction, the date the transaction was debited to the customer's, account, or the date placed on the document or instrument by the customer (if the customer signed the document or instrument); or

[6a] Wherever the word "creditor" appears or is referred to in the statement, the creditor may substitute appropriate references, such as "company," "bank," "we" or a specific name.

[7] With respect to transactions which are not billed in full on any single statement but for which precomputed installments are billed periodically, the date the transaction takes place for purposes of this paragraph shall be deemed to be the date on which the amount is debited to the customer's account.

[7a] For purposes of this paragraph, a person is not related to the creditor simply because he and the creditor have an agreement or contract pursuant to which he is authorized to honor the creditor's credit card under the terms specified in the agreement or contract. Franchised or licensed sellers of a creditor's product shall be considered to be related to the creditor for purposes of this paragraph. Sellers who assign or sell open end customer sales accounts to a creditor or arrange for such credit under an open end credit plan which allows the customer to use the credit only in transactions with that seller shall be considered related to the creditor for purposes of this paragraph.

[7b] For purposes of this paragraph, designations such as "merchandise" or "miscellaneous" shall not be considered sufficient identification of goods or services, but a reference to a department in a sales establishment which accurately conveys the identification of the type(s) of property or services which are available in such department shall be sufficient under this paragraph. Identification may be made on an accompanying slip or by symbol relating to an identification list printed on the statement.





(2) A description of the transaction, which characterizes it as a cash advance, loan, overdraft loan, or other designation as appropriate, and which includes the date of the transaction [7c] or the date which appears on the document evidencing the transaction (if the customer signed the document or instrument).

This paragraph shall apply to any case in which a transaction involving the use of a cash advance check issued by the creditor for use with the open end credit account is reflected on a periodic statement.

(D) In a case in which any of the information with regard to the date of the transaction, the description of the goods and services purchased, or the seller's name and address as required by paragraph (B) is not available to the creditor, an identifying number or symbol which appears on the document evidencing the credit transaction given to the customer at the time of the transaction must be disclosed. The provisions of the first sentence of this paragraph shall not relieve the creditor of responsibility for maintaining procedures reasonably adapted to procure such information.

(iii) The amounts and dates of crediting to the account during the billing cycle for payments, using the term "payments," and for other credits including returns, rebates of finance charges, and adjustments, using the term "credits," and unless previously furnished a brief identification of each of the items included in such other credits.

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•(v) Each periodic rate, using the term "periodic rate" (or "rates"), that may be used to compute the finance charge (whether or not applied during the billing cycle), the range of balances to which it is applicable, and the corresponding annual percentage rate determined by multiplying the periodic rate by the number of periods in a year. The words "corresponding annual percentage rate," "corresponding nominal annual percentage rate," "nominal annual percentage rate," or "annual percentage rate" (or "rates") may be used to describe the corresponding annual percentage rate. The requirements of § 226.6(a) of this Part with respect to disclosing the term "annual percentage rate" more conspicuously than other required terminology shall not be applicable to the disclosure made under this paragraph, although such term (or words incorporating such term) may, at the creditor's option, be shown as conspicuously as the terminology required under (b)(1)(vi) of this paragraph. Where a minimum charge may be applicable to the account, the amount of such minimum charge shall be disclosed.[8a]

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[7c] In cases in which an amount is debited to a customer's open end credit account under an overdraft checking plan, the date of debiting the open end credit account shall be considered the date of the transaction for purposes of this paragraph.

(ix) The closing date of the billing cycle and the outstanding balance in the account on that date, using the term "new balance," and in the case of a credit balance, appropriately identified as such, accompanied by the statement of the date by which, or the period, if any, within which, payment must be made to avoid additional finance charges, except that the creditor may, at his option and without disclosure, impose no such additional finance charges if payment is received after such date or termination of such period.

(x) An address to be used by the creditor, for the purpose of receiving billing inquiries from customers. Such address shall be preceded by the caption: "Send Inquiries To:", or other similar langauge indicating that the address is the proper location to send such inquiries.

(2) If the terms of the open end credit plan provide a time period within which the customer may repay any portion of the new balance without incurring an additional finance charge or a late payment charge, no such charge may be imposed with respect to any portion of such new balance unless the periodic statement disclosing such new balance is mailed or delivered to the customer's current designated address (if the creditor has received notice of the customer's change of address 10 days prior to the closing date of the previous billing cycle) at least 14 days prior to the date specified in the statement as being the date by which payment of the new balance must be made in order to avoid the imposition of that finance charge or late payment charge, except that such time limitation shall not apply in any case where the creditor has been prevented, delayed, or hindered in mailing or delivering such periodic statement within such time limit because of an act of God, war, civil disorder, natural disaster, or strike.

(c) • • •

(1) The information required to be disclosed under paragraph (b)(1)(ii) of this section and itemization of the amount of "credits" disclosed under paragraph (b)(1)(iii) of this section and of the amount of any finance charge required to be disclosed under paragraph (b)(1)(iv) of this section, may be made on the reverse side of the periodic statement or on a separate accompanying statement(s), provided that the totals of such respective amounts are disclosed on the face of the periodic statement; and

(2) The disclosures required under paragraph (b)(1)(v) and (b)(1)(viii) of this section, except the balance on which the finance charge was computed, may be made on the reverse side of the periodic statement or on the face of a single supplemental statement which shall accompany the periodic statement.

(3) The disclosure required by paragraph (b)(1)(x) of this section may be made on the reverse side of the periodic statement.

(4) If the creditor exercises any of the options provided under this paragraph, the face of the periodic statement shall contain one of the following notices, as applicable: "NOTICE: See reverse side for important information" or "NOTICE: See accompany statement(s) for important information" or "NOTICE: See reverse side and accompanying statement(s) for important information," and the disclosures shall not be separated so as to confuse or mislead the customer or obscure or detract attention from the information required to be disclosed.

(d) *Semiannual statement required.* (1) The creditor shall mail or deliver during two billing cycles per year to each customer entitled to receive a periodic statement under § 226.7(b) for such billing cycle, the statement required by § 226.7(a)(9), written clearly and conspicuously either on the face and reverse of a separate page or included with the disclosures required by paragraph (b) of this section.

(2) The semiannual statement shall be mailed or delivered not less than 5 nor more than 7 months after the month in which the last preceding such notice was mailed or delivered, provided that,

(i) In any case the creditor shall mail or deliver such statements at least twice in any 12 month calendar period, and

(ii) The first semiannual statement to any new customer may be mailed or delivered to that customer during the next regularly scheduled mailing or delivery of semiannual statements in which he is entitled to receive a semiannual notice under paragraph (d)(1) of this section.

(3) If the creditor chooses to alter the cycle of mailing or delivering semiannual statements, the creditor may mail or deliver the semiannual statement less than 5 months after the last preceding such statement was mailed or delivered, provided that the creditor mails or delivers at least 3 such statements in the next twelve months computed from the month in which the last preceding semiannual statement was mailed or delivered.

(4) Nothing in this section shall be construed to prohibit a creditor from mailing or delivering the statement required by this section more frequently than semiannually.

(e) *Finance charge imposed at the time of transaction.* (1) Any creditor, other than the creditor of the open end credit account, who imposes a finance charge not excepted by § 226.4(1) *Price differentials for payments in cash,* at the time of honoring a customer's credit card, shall make the disclosures required under paragraphs (b)(2) and (d) of § 226.8 *Credit other than open end—specific disclosures,* at the time of that transaction, and the annual percentage rate to be disclosed shall be determined by dividing the amount of the finance charge by the amount financed and multiplying the quotient (expressed as a percentage) by 12.

(2) The creditor of the open end credit account shall disregard any charge imposed under this paragraph for purposes of the disclosure requirements of paragraphs (a) and (b) of this section.

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(g) *Prompt crediting of payments.* Regardless of the date of actual posting of



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a payment to an account, such payment shall be credited to the customer's account as of the date such payment is received by the creditor and no finance charge or late payment charge shall be imposed with respect to the amount of such payment which is properly received by the creditor on or before the time indicated by the creditor as necessary to avoid imposition thereof: *Provided*, That:

(1) If a creditor fails to post the customer's payment in time to avoid the imposition of finance charges or late payment charges (except those charges resulting from the delays allowed in paragraphs (g)(3) and (5) of this section), the creditor shall adjust the customer's account so that the finance charges or late payment charges are credited to the account during the customer's next billing cycle.

(2) For the purpose of this paragraph, the creditor may specify reasonable requirements with respect to the form, amount, manner, location, and time for the crediting of payments, except that:

(i) If no particular hour of the day has been clearly indicated to the customer on the periodic statement as the time by which payment must be received by the creditor in order to obtain crediting to the customer's account on such date, payments made prior to the close of business on that day must be credited as of that date, and

(ii) If no location(s) has been clearly indicated on the periodic statement or on a return envelope accompanying the periodic statement as the location(s) at which payment may be made, then payment at any location where the creditor conducts business shall be credited as of the date such payment is presented, and

(iii) If no particular manner of payment has been clearly indicated on the periodic statement, then payment by check, cash, money order, bank draft, or other similar instrument in properly negotiable form shall constitute proper manner of payment.

(3) If the creditor accepts payment at locations other than those specified under paragraph (g)(2)(ii) of this section, the creditor shall credit the customer's account promptly (in no case later than 3 business days), provided that the possibility of such delay is clearly disclosed to the customer on the periodic statement.

(4) Payments need not be credited as of the date of receipt (but in any case must be credited promptly) if a delay in crediting does not result in the imposition of any finance charges or late payment charges for that billing cycle or a later billing cycle.

(5) If, because of operational limitations, the creditor is unable to credit a partial payment made on an average daily balance or daily balance account as of the date of receipt, a creditor may credit such payment promptly (in no case more than 3 business days) until

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(h) *Crediting and refunding excess payments.* (1) Whenever a customer mails or delivers payment to the creditor in excess of the new balance (as provided in § 226.7(b)(1)(ix)) to which the payment is to be applied, the creditor shall:

(i) Credit the customer's account with the total amount of the payment as of the date of receipt as specified in paragraph (g) of this section, or

(ii) Credit the customer's account with an amount equal to the total new balance in the manner prescribed by paragraph (g) of this section and promptly (in no case more than 5 business days from the creditor's receipt of the payment) refund the excess amount.

(2) Notwithstanding the provisions of paragraph (g)(1) of this section, a creditor shall refund any excess payments of $1 or more promptly (in no case more than 5 business days from receipt of the customer's request) if the customer requests such a refund in writing.

(3) A creditor may refund any excess payment of any amount, whether or not requested by the customer.

(i) *Open and credit accounts existing on October 28, 1975.* In the case of any open end credit account in existence and in which a balance of more than $1 remains unpaid at or after the closing date of the creditor's first full billing cycle after October 28, 1975, and which balance is deemed to be collectible and with respect to which delinquency collection procedures have not been instituted, the items described in paragraph (a) of this section, to the extent applicable and not previously required to be disclosed to the customer, shall be disclosed in the form prescribed in paragraph (a) of this section, and mailed or delivered to the customer not later than the time of mailing or delivery of the periodic statement required under paragraph (b) of this section for that billing cycle.

8. To implement section 103(f) and to clarify certain disclosure requirements with respect to credit other than open end which is extended on an account by use of a credit card, § 226.8(n) and (o)(6) would be revised and (q) would be added as follows:

**§ 226.8 Credit other than open end—specific disclosures.**

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(n) *Periodic statements.* (1) If a creditor transmits a periodic billing statement[13] other than a delinquency notice, payment coupon book, or payment passbook, or a statement, billing, or advice relating exclusively to amounts to be paid by the customer as escrows for payment of taxes, insurance, and water, sewer, and land rents, it shall be in a form which the customer may retain and shall set forth:

(i) The annual percentage rate or rates unless exempted by § 226.8(b)(2); and

(ii) The date by which, or the period, if any, within which payment must be made in order to avoid late payment or delinquency charges.

(2) If the creditor is required to send a periodic statement under paragraph (q) of this section, the requirements of §§ 226.7(b)(1)(i), (ii), (iii), (ix) and (x), and § 226.7(b)(2) shall be met, as applicable, in addition to the disclosures required by this paragraph.

•(o) • • •

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(6) If a transaction subject to § 226.8(o) is debited to an open end credit account, disclosures shall be made as specified in paragraph (1) of this section and also as specified in § 226.7. The full amount of the obligation including the amount of the discount may be debited to the open end credit account, under § 226.7(b)(1)(ii), and the amount of any finance charge representing the discount need not be added to any other finance charge for the purpose of computing and disclosing the total amount of finance charge and the annual percentage rate under § 226.5(a) and § 226.7.[13a]

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(q) *Credit card accounts.* In addition to the requirements of this section, consumer credit other than open end which is extended on an account by use of a credit card shall also be subject to the requirements of §§ 226.7(a)(6), (7), (8), and (9); 226.7(b)(1)(i), (ii), (iii), (ix), and (x); 226.7(c), (d), (g), (h), and (i); 226.13(i), (j), and (k); and 226.14, to the extent not required by other portions of this section.

9. Section 226.11(a)(2) and (3) would be revised as follows:

**§ 226.11 Comparative index of credit cost for open end credit.**

(a) • • •

• • • • • •

(2) Shall recompute the Comparative Index of Credit Cost in accordance with paragraph (b) of this section based upon any new open end credit account terms to be adopted and shall disclose the new Comparative Index of Credit Cost in accordance with paragraph (c)(2) of this section concurrently with the notice required under paragraph (f) of § 226.7.

(3) Shall, when making such disclosure under the provisions of paragraphs (a)(5) and (b)(1)(vii) of § 226.7, make the disclosure to all open end credit account customers; and

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10. To implement section 171, § 226.12(a) and (b) would be revised as follows:

**§ 226.12 Exemption of certain State regulated transactions.**

(a) *Exemption for State regulated transactions.* In accordance with the provisions of Supplements II, IV, and V to Regulation Z, any State may make application to the Board for exemption of any class of transactions within the State

[13] Any statement, notice, or reminder of payment due on any transaction payable in instalments which is mailed or delivered periodically to the customer in advance of the due date of the instalment shall be a periodic billing statement for the purpose of this paragraph.





from the requirements of Chapters 2 and 4 of the Act and the corresponding provisions of this Part: *Provided*, That:

(1) The Board determines that, under the law of that State, that class of transactions is subject to requirements substantially similar to those imposed under Chapter 2 or Chapter 4 of the Act or both and the corresponding provisions of this Part; or in the case of Chapter 4, the consumer is afforded greater protection than is afforded under Chapter 4 of the Act, and

(2) There is adequate provision for enforcement.

(b) *Procedures and criteria.* The procedures and criteria under which any State may apply for the determination provided for in paragraph (a) of this section are set forth in Supplement II to Regulation Z with respect to disclosure and rescission requirements (sections 121–131 of Chapter 2), Supplement IV with respect to the prohibition of the issuance of unsolicited credit cards and the liability of the cardholder for unauthorized use of a credit card (section 132–133 of Chapter 2), and in Supplement V which will be issued on or before October 28, 1975, with respect to fair credit billing requirements (sections 161–171 of Chapter 4).

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11. To implement sections 166, 167, 168, 169, and 170, § 226.13 would be amended as follows:

a. Paragraphs (a)(1) through (4), and (a)(6) and (7), are incorporated into § 226.2 as shown in the redesignation table of paragraph 2 above.

b. Paragraph (a)(5) is deleted.

c. Paragraphs (b) through (l) are redesignated as paragraphs (a) through (h).

d. Paragraphs (a) through (h) are revised and paragraphs (i); (j), (k), and (l) are added as set forth below.

**§ 226.13 Credit card transactions—special requirements.**

(a) *Issuance of credit cards.* Regardless of whether a credit card is to be used for personal, family, household, agricultural, business or commercial purposes, no credit card shall be issued to any person except:

(1) In response to a request or application therefor, or

(2) As a renewal of, or in substitution for, an accepted credit card whether such card is issued by the same or a successor card issuer.

(b) *Conditions of liability of cardholder.* A cardholder shall be liable for unauthorized use of each credit card issued only if,

(1) The credit card is an accepted credit card;

(2) Such liability does not exceed the lesser of $50 or the amount of money, property, labor, or services obtained by such use prior to notification of the card issuer pursuant to paragraph (e) of this section;

(3) The card issuer has given adequate notice to the cardholder of his potential liability on the credit card or within two years preceding the unauthorized use; and

(4) The card issuer has provided the cardholder with an addressed notification requiring no postage to be paid by the cardholder which may be mailed by the cardholder in the event of the loss, theft, or possible unauthorized use of the credit card.

(c) *Other conditions of liability.* In addition to the conditions of liability in paragraph (b) of this section, no cardholder shall be liable for the unauthorized use of any credit card which was issued after January 24, 1971, and, regardless of the date of its issuance, after January 24, 1972, no cardholder shall be liable for the unauthorized use of any credit card, unless the card issuer has provided a method whereby the user of such card can be identified as the person authorized to use it, such as by signature, photograph, or fingerprint on the credit card or by electronic or mechanical confirmation.

(d) *Notice to cardholder.* The notice to cardholder pursuant to paragraph (b)(3) of this section may be given by printing the notice on the credit card, or by any other means reasonably assuring the receipt thereof by the cardholder. An acceptable form of notice must state that liability shall not exceed $50 (or any lesser amount), that notice of loss, theft, or possible unauthorized use may be given orally or in writing, and the name and address of the party to receive the notice. It may include any additional information which is not inconsistent with the provisions of this section. An example of an acceptable notice is as follows:

"You may be liable for the unauthorized use of your credit card [*or other term which describes the credit device*]. You will not be liable for unauthorized use which occurs after you notify [*name of card issuer or his designee*] at [*address*] orally or in writing of loss, theft, or possible unauthorized use. In any case liability shall not exceed [*insert $50 or any lesser amount under other applicable law or under any agreement with the cardholder*]."

(e) *Notice to card issuer.* For the purposes of this section, a cardholder notifies a card issuer by taking such steps as may be reasonably required in the ordinary course of business to provide the card issuer with the pertinent information with respect to loss, theft, or possible unauthorized use of any credit card, whether or not any particular officer, employee, or agent of the card issuer does, in fact, receive such notice or information. Irrespective of the form of notice provided under paragraph (b)(4) of this section, at the option of the cardholder, notice may be given to the card issuer or his designee in person or by telephone or by letter, telegram, radiogram, cablegram, or, other written communication which sets forth the pertinent information. Notice by mail, telegram, radiogram, cablegram, or other written communication shall be considered given at the time of receipt or, whether or not received, at the expiration of the time ordinarily required for transmission, whichever is earlier.

(f) *Action to enforce liability.* In any action by a card issuer to enforce liability for the use of a credit card, the burden of proof is upon the card issuer to show that the use was authorized or, if the use was unauthorized, then the burden of proof is upon the card issuer to show that the conditions of liability for the unauthorized use of a credit card, as set forth in paragraphs (b) and (c) of this section, have been met.

(g) *Effect on other applicable law or agreement.* Nothing in this section imposes liability upon a cardholder for the unauthorized use of a credit card in excess of his liability for such use under other applicable law or under any agreement with the card issuer.

(h) *Business use of credit cards.* If 10 or more credit cards are issued by one card issuer for use by the employees of a single business or other organization, nothing in this section prohibits the card issuer from agreeing by contract with such business or other organization as to liability for unauthorized use of any such credit cards without regard to the provisions of this section, but in no case may any business or other organization or card issuer impose liability on any employee of such business or other organization with respect to unauthorized use of such credit card except in accordance with and subject to the other liability limitations of this section.

(i) *Right of cardholder to assert claims or defenses against card issuer.* (1) When a creditor who provides property or services fails to satisfactorily resolve a dispute as to property or services purchased by use of a credit card in connection with a consumer credit transaction, the cardholder may assert all claims (other than tort claims) and defenses arising out of the transaction and relating to such failure against the card issuer and the cardholder may withhold payment up to the amount of credit outstanding with respect to the property or services which gave rise to the dispute and any finance charges or late payment charges imposed on that amount if:

(i) The cardholder has made a good faith attempt to obtain satisfactory resolution of the disagreement or problem relative to the transaction from the person honoring the credit card,

(ii) The amount of credit extended by the card issuer to the customer to obtain the property or services which resulted in the assertion of the claim or defense by the cardholder exceeds $50, and

(iii) The initial transaction which gave rise to the assertion of the claim or defense by the customer occurred in the same State as the cardholder's current designated address or within 100 miles from such address (whichever is greater), except that the limitations stated in paragraphs (ii) and (iii) of this section shall not apply when the person honoring the credit card:

(A) Is the same person as the card issuer, or

(B) Is controlled, directly or indirectly, by the card issuer, or



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(C) Is under the direct or indirect control of a third person who also directly or indirectly controls the card issuer, or

(D) Controls, directly or indirectly, the card issuer, or

(E) Is a franchised dealer in the card issuer's products or services, or

(F) Has obtained the order for the transaction relative to which the claim(s) or defense(s) is asserted through a mail solicitation made by or participated in by the card issuer, in which the cardholder is solicited to enter into such transaction by using the credit card issued by the card issuer.

Simply honoring or indicating that a person honors a particular credit card shall not be deemed to be any of the relationships or connections described in paragraphs (A) through (F) for the purpose of removing the dollar and distance limitations.

(2) The amount of the claims or defenses assertable by the cardholder under this section may not exceed the amount of credit outstanding with respect to the transaction which gave rise to the assertion of the claim(s) or defense(s) at the time the cardholder first notifies the card issuer or the person honoring the credit card for such transaction of the existence of such claim(s) or defense(s). For purposes of determining the amount of credit outstanding with respect to such transactions as provided in the preceding sentence, payments and other credits to the cardholder's account will be deemed to have been applied, in the order indicated, to the payment of:

(i) Late charges in the order of entry to the account;

(ii) Finance charges in the order of entry to the account;

(iii) Any other debits in the order in which each debit entry was made to the account; and

(iv) When more than one item is included in a single extension of credit, credits are to be distributed pro rata according to prices and applicable taxes.

(3) This section does not apply to cash advances obtained with a credit card when the advance is unrelated to any specific credit sale item.

(4) If the customer refuses to pay the amount of credit outstanding with respect to the property or services which gave rise to the claim or defense under this section, the creditor may not report to any person that particular amount as delinquent.

(j) *Prohibition of offsets by card issuer.* (1) A card issuer may not take any action to offset a cardholder's indebtedness arising in connection with a consumer credit transaction under the relevant credit card plan against funds of the cardholder held on deposit with the card issuer unless a court order[15] is obtained.

(2) The prohibition in paragraph (j)(1) of this section does not apply to credit card plans whereby the cardholder authorizes the card issuer as a method of payment to periodically deduct all or a portion of the cardholder's credit card debt from his deposit account with the card issuer (subject to the limitations in § 226.14(c)): *Provided*, That:

(i) Such automatic debit was previously authorized in writing by the cardholder, or

(ii) With respect to such automatic debit accounts in existence on October 28, 1975, the card issuer has given notice of the provisions of paragraph (j) of this section to such accounts prior to renewal of the authorization (in no case later than October 28, 1976).

(k) *Prompt notification of returns.* (1) When any creditor other than the card issuer accepts the return of property or forgives a debt for services which is to be reflected as a credit to the customer's open end credit card account, he shall promptly (in no case later than 5 business days from the date the return is accepted) transmit a statement with respect thereto to the card issuer through the normal channels established by the card issuer for the transmittal of such statements.

(2) Upon receipt of a credit statement, the card issuer shall credit the customer's account promptly (in no case later than 3 business days from receipt of the refund statement) with the amount of the refund.

(3) If it is a creditor's policy to give cash refunds to cash customers, he must also give credit or cash refunds to credit card customers, unless he clearly and conspicuously discloses that he does not give credit or cash refunds for returns at the time the transaction is consummated. Nothing in this section shall be construed to require that a seller give refunds for returns nor shall it be construed to require the institution of any particular refund policy.

(l) *Prohibited acts of card issuers.* (1) No card issuer may, by contract or otherwise,

(i) Prohibit any person from offering any price differentials to all customers of such person, including cardholder customers, to induce such customers to pay by cash, check, or other similar means rather than by use of a credit card or its underlying account for the purchase of property or services; or

(ii) Require any person who honors the card issuer's credit card to open or maintain a deposit account or procure any other service not essential to the operation of the credit card plan from the card issuer, its subsidiary, agent, or any other person, as a condition of participation in a credit card plan.

(2) Within 30 days of the effective date of these regulations, any card issuer with existing contracts which include either one or both of the restrictive clauses prohibited in paragraph (1) shall inform all parties to the contract that such provisions are inapplicable and no longer enforceable.

12. To implement sections 161, 162, and 170, § 226.14 would be added as follows:

**§ 226.14 Billing errors—resolution procedure.**

(a) *Correction of billing errors.* After the creditor receives proper written notification of a billing error reflected on a periodic statement from a customer, unless the customer has subsequently agreed that the periodic statement is correct, the creditor shall:

(1) Not later than 30 days after receipt of such notification, mail or deliver written acknowledgment thereof to the customer's current designated address, unless the appropriate actions in paragraph (2) of this section are taken within such 30 day period; and

(2) Resolve the dispute not later than 2 complete billing cycles (in no event more than 90 days) from the date of receipt of the notice of billing error and prior to any action by the creditor to collect[17] any portion of the amount(s) indicated by the customer as being in dispute or any finance charges or late payment charges computed on such disputed amount(s) by

(i) Correcting the customer's account in accordance with paragraph (b)(2) of this section and mailing or delivering to the customer a written notification of corrections; [18] or

(ii) Correcting the customer's account by a differing amount from that indicated by the customer as being erroneously billed in accordance with paragraph (b)(2) of this section and mailing or delivering to the customer an explanation of the change(s), accompanied by copies of documentary evidence of the customer's indebtedness as to the amount in dispute, if such evidence is requested by the customer; or

(iii) Mailing or delivering a written explanation or clarification to the customer, after having conducted a reasonable investigation setting forth, to the extent applicable, the reasons why the creditor believes the amount(s) was correctly shown on the periodic statement and, if the customer so requests, furnishing copies of documentary evidence of the customer's indebtedness with respect to a disputed amount. In any case where the customer alleges that the periodic statement reflects property or services not delivered to the customer or his designee in accordance with any agreement made in connection with the transaction giving rise to the disputed amount, a creditor may not construe such amount to be correctly shown on the billing statement unless the creditor determines, upon reasonable investigation, that such property or services were actually delivered, mailed, or otherwise sent to the customer or his designee and provides the customer with a written statement explaining such determination. In any case where the customer alleges that an amount of a transaction reflected on the periodic statement is improper because the person honoring the credit card has made an incorrect report to the card issuer of the amount which should have been charged, the card issuer may not construe such amount to be correctly reflected on the periodic statement unless the creditor determines, upon reasonable investigation, that the proper amount is shown on the periodic statement and provides the customer with a written statement explaining such determination.

After complying with the provisions of paragraph (a) of this section with respect to an alleged billing error, a creditor has no further responsibility under this section if the obligor continues to make substantially the same allegation with respect to such error, except as provided under paragraph (e) of this section.

(b) *Minimum payments and finance charges on disputed amounts.* (1) When a customer is permitted to make a minimum payment, he need only make a minimum payment calculated on the basis of amounts not in dispute. When the disputed amount is only a part of the total amount of an item, the customer remains obligated to pay the amount not in dispute, and any minimum payment and finance charges or late payment charges may be collected on the undisputed amount. If, at the completion of the error resolution procedure, it is determined that the customer owes some or all of the disputed amount, the creditor may require payment of any minimum payment amounts which the customer did not pay because of the dispute. The creditor may not, however, accelerate the customer's entire debt solely because the customer has exercised rights provided by the Act or this Part.

(2) With respect to an erroneous billing, the creditor must credit the customer's account in any amount erroneously billed plus any finance charges or late payment charges imposed as a result of the erroneous billing. An erroneous billing by a creditor includes, but is not limited to, a misidentification, insufficient identification, or incorrect date of a transaction; a mailing of the periodic statement to the wrong address; improper crediting of payments or other credits; computation errors; or a billing for property or services not accepted or delivered in accordance with any agreement; as well as mistakes in dollar amounts.

(3) After completion of the dispute resolution procedure in § 226.14(a), the creditor shall promptly mail or deliver to the customer a statement of any amount owned by the customer according to the requirement of § 226.7(b)(2).

(4) Nothing in this section shall be construed to prohibit the mailing or delivery of periodic statements which include disputed amounts to the customer, provided that the creditor indicates to the customer on the face of the periodic statement that payment of the amount in dispute is not required pending the creditor's compliance with the provisions of this section.

(5) Nothing in this section shall prohibit any action by a creditor to collect any amount which has not been indicated by the customer to contain a billing error.

(c) *Automatic debit of disputed amounts.* (1) In the case of credit plans where the cardholder has agreed to permit the card issuer to periodically pay the cardholder's indebtedness by deducting the appropriate amount from the cardholder's deposit account, and if the card issuer receives a proper written notification of a billing error within 16 days from the date of mailing or delivery of the periodic statement on which the suspected billing error first appears, the card issuer shall:

(i) Prevent the automatic debiting of any disputed amounts if receipt of such notification precedes the automatic debiting of the cardholder's account, or

(ii) Promptly (in no case no more than one business day after receipt of the notice) restore to the cardholder's deposit account any portion of the disputed amount which was previously deducted, if receipt of such notification follows the automatic debiting of the cardholder's account for any disputed amounts.

(2) Nothing in this subsection shall limit the cardholder's right to dispute an amount he believes to be in error within 60 days of the mailing or delivery of the erroneous periodic statement, as otherwise provided in this section.

(d) *Closing of accounts.* A creditor may not, prior to complying with the requirements of paragraphs (a) and (b) of this section, restrict or close an account with respect to which the customer has indicated a belief that such account contains a billing error solely because of the customer's refusal or failure to pay the amount indicated to be in error. This paragraph does not prohibit the creditor from applying any such amount to the customer's credit limitation.

(e) *Credit reports on amounts in dispute.* (1) After receiving a proper written notification of a billing error pursuant to this section, neither the creditor nor his agent may directly or indirectly threaten to report adversely to any person on the customer's credit standing or credit rating because of the customer's failure to pay the amount specified in such notification as being in error or any finance charge imposed on the disputed amount, nor shall such amount be reported as delinquent[19] to any third person unless such amount remains unpaid after the creditor has complied with all the requirements of this section and has allowed that customer the same number of days thereafter as he customarily or by credit agreement allows, whichever is longer (in no case less than 10 days), for the customer to pay undisputed amounts so as to avoid the imposition of additional finance charges or late payment charges. If, despite reasonable procedures established by the creditor to assure compliance with this paragraph, the creditor or his agent, within 2 business days after receiving proper written notification of a billing error pursuant to this section, inadvertently takes action in contravention of this paragraph, such inadvertent action will not be considered in violation of this paragraph.

(2) If, within the time limit allowed for payment in paragraph (e)(1) of this section, the creditor receives a further written notification from the customer that any portion of a previously disputed amount is still in dispute, the creditor may not report to any third party that such amount is delinquent, unless the creditor also reports that the amount or account is in dispute and, at the same time, notifies the customer in writing of the name and address of each party to whom the creditor is reporting information concerning the disputed amount. If, pursuant to this section, a creditor has reported a disputed amount as being delinquent to any third person, the creditor shall report promptly in writing to any person to whom such report was made any subsequent resolution of the reported delinquency.

(3) If a creditor has reported an amount as being delinquent to a third party which is in the business of collecting and disseminating information relating to the credit worthiness of customers, and such amount is subsequently disputed by the customer in accordance with the requirements of paragraph (a) of this section, the creditor shall, within

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[15] This paragraph does not alter or affect the right of a card issuer acting under State law to attach or otherwise levy upon funds of a cardholder held on deposit with the card issuer if that remedy is constitutionally available to creditors generally.

[17] If, despite reasonable procedures established by the creditor to assure compliance with this paragraph, the creditor or his agent, within 2 business days after receiving proper written notification of a billing error pursuant to this section, inadvertently takes action to collect in contravention of this paragraph, such inadvertent action to collect will not be considered in violation of this paragraph.

[18] A notice on a subsequent billing statement clearly identifying any amount credited to the customer's account pursuant to a billing error notice is one type of a proper transmittal of a written notification of corrections.

[19] Nothing in this paragraph prohibits a creditor from reporting the disputed amount or account as being in dispute.







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one billing cycle after receipt by the creditor of proper written notification of the billing error, mail or deliver a written notice to each such third party to whom the delinquency was reported that the amount is in dispute.

(f) *Forfeiture penalty.* (1) Any creditor who fails to comply with the requirements of this section forfeits any right to collect from the customer the amount indicated by the customer as being in error, whether or not such amount is in fact in error, and any corresponding finance charges, provided that the amount so forfeited under this section shall not exceed $50 for each item or transaction on a periodic statement indicated by the customer as being in error. In no case shall a creditor forfeit any amount for an error in a total figure or subtotal figure reflected on a statement which is caused solely by an error in another item which is the subject of a dispute, nor shall a creditor suffer any forfeit more than once for any item or transaction which may appear on a periodic statement.

(2) Nothing in this subsection shall be construed to limit a customer's right to recover under section 130 of the Act.

(g) *Exceptions to general rule.* This section does not apply to credit other than open end, whether or not a periodic statement is mailed or delivered, unless it is consumer credit extended on an account by use of a credit card.

13. Draft regulations to implement section 409 of Title IV of Pub. L. 93-495 will be issued by the Board at a later date.

14. The effective date of these regulations shall be October 28, 1975.

15. This notice is published pursuant to section 553(b) of Title 5, United States Code, and § 262.2(a) of the Rules of Procedure of the Board of Governors of the Federal Reserve System (12 CFR 262.2(a)).

Interested persons are invited to submit relevant data, views, or arguments concerning this proposal, including possible effects on the cost and the availability of consumer credit. Any such material should be submitted in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than August 18, 1975. Such material will be made available for inspection and copying upon request, except as provided in § 261.6(a) of the Board's Rules Regarding Availability of Information.

By order of the Board of Governors, July 30, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20054 Filed 7-31-75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF THE TREASURY

### Customs Service

[T.D. 75-191]

### CHIEF, FACILITIES SERVICE BRANCH, ET AL.

#### Revocation of Authority

Pursuant to T.D. 73-168, the Chief, Facilities Services Branch, Facilities Management Division, Office of Administration, the Senior Contracting Officer, Facilities Management Division, Office of Administration, and the Head, Purchases and Property Section, Facilities Services Branch, Facilities Management Division, Office of Administration, were designated as contracting officers to enter into certain contracts.

A reorganization of the Office of Administration requires that these designations be rescinded and new designations be made. Pursuant to Customs Delegation Order No. 46 (T.D. 73-163, 38 F.R. 15857), designation of contracting officers shall be accomplished in accordance with Treasury Department Order No. 208 (Revision 3), dated May 7, 1975 (40 F.R. 20959) by execution of Treasury Form 4014, Certificate of Appointment as Contracting Officer for the United States of America.

[SEAL] JOHN A. HURLEY,
*Assistant Commissioner, Office of Administration.*

[FR Doc.75-19992 Filed 7-31-75;8:45 am]

[T.D. 75-192]

### ASSISTANT COMMISSIONER, ADMINISTRATION AND DIRECTOR, FACILITIES MANAGEMENT

#### Designation of Contracting Officers

Customs Delegation Order No. 46 (T.D. 73-163, 38 FR 15857) designated the Assistant Commissioner, Office of Administration, U.S. Customs Service, and the Director, Facilities Management Division, Office of Administration, U.S. Customs Service, as contracting officers to enter into certain contracts.

In order to reflect the recent reorganization in the Office of Administration, Customs Delegation Order No. 46 is amended by substituting for Director, Facilities Management Division, Office of Administration, the new title, Director, Logistics Management Division, Office of Administration.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

[FR Doc.75-19993 Filed 7-31-75;8:45 am]

[T.D. 75-190]

### REGIONAL COMMISSIONERS OF CUSTOMS

#### Delegation of Authority

Pursuant to T.D. 73-169, Regional Commissioners of Customs were designated as contracting officers with certain limited authority which could not be redelegated. To insure efficient administration of the Customs Service, it has been determined that Regional Commissioners should be granted broader authority and should be authorized to redelegate such authority.

1. By virtue of the authority vested in me by Customs Delegation Order No. 46 (T.D. 73-163, 38 F.R. 15857), I hereby designate the Regional Commissioners of Customs as contracting officers with authority to enter into and administer contracts for the procurement of personal property and nonpersonal services (including construction), not in excess of $100,000 and for the lease of real property.

2. This delegation is subject to the requirements and limitations of Treasury Department Order No. 208 (Revision 3), dated May 7, 1975 (40 F.R. 20959), and Customs Delegation Order No. 46 dated June 12, 1973 (T.D. 73-163, 38 F.R. 15857), and shall be exercised in accordance with the requirements and limitations of title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C., ch. 4), as well as the applicable Federal Procurement Regulations, 41 CFR, chapters 1 and 10, and the applicable provisions of the "Customs Accounting Manual."

3. Subject to the requirements and limitations of paragraph 2 above, the authority herein delegated may be redelegated by Regional Commissioners to other officers of the Customs Service under their supervision in such manner as they shall direct.

4. Any action heretofore taken by the Regional Commissioners of Customs which involved the exercise of authority hereby granted is affirmed and ratified.

5. This order supersedes the delegation of authority issued June 18, 1973 (T.D. 73-169, 38 F.R. 16788).

[SEAL] JOHN A. HURLEY,
*Assistant Commissioner, Office of Administration.*

[FR Doc.75-19991 Filed 7-31-75;8:45 am]

## DEPARTMENT OF DEFENSE

### Department of the Army, Engineers Corps

### WINTER NAVIGATION BOARD ON GREAT LAKES—ST. LAWRENCE SEAWAY

#### Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given of a meeting of the Winter Navigation Board to be held on 27 August 1975 at the Host International Hotel at Detroit Metropolitan Airport in Romulus, Michigan. The meeting will be in session from 10:00 A.M. until 4:30 P.M.

The Winter Navigation Board is a multi-agency organization which includes representatives of Federal agencies and non-Federal public and private interests. It was established to direct the Great Lakes—St. Lawrence Seaway navigation season extension investigations being conducted pursuant to Public Laws 91-611 and 93-251.

The primary purpose of the meeting is to discuss the Fiscal Year 1976 program priorities. Other topics of discussion will include: Application to the International Joint Commission for an ice boom test at Odgen Island, a status report by the Winter Navigation Board's Legal Committee, a report on the Canadian Winter Navigation Program, and status report on the Environmental Impact Statement on FY-76 demonstration activities.

The meeting will be open to the public subject to the following limitations:

a. As the seating capacity of the meeting room is limited, it is desired that advance notice of intent to attend be provided. This will assure adequate and appropriate arrangements for all attendants.

b. Written statements, to be made part of the minutes, may be submitted prior to, or up to 10 days following the meeting, but oral participation by the public is precluded because of the time schedule.

Inquiries may be addressed to Mr. David Westheuser, U.S. Army Engineer District, Detroit, Corps of Engineers, P.O. Box 1027, Detroit, Michigan 48231, telephone (313) 226-6770.

Dated: July 28, 1975.

By authority of the Secretary of the Army.

ROBERT G. FLOWERS,
*Lt. Colonel, U.S. Army, Chief, Plans Office, TAGO.*

[FR Doc.75-20053 Filed 7-31-75;8:45 am]



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### Office of the Secretary

### DEFENSE INTELLIGENCE AGENCY SCIENTIFIC ADVISORY COMMITTEE

#### Closed Meetings

Pursuant to the provisions of Section 10 of Public Law 92-463, effective January 5, 1973, notice is hereby given that closed meetings of the DIA Scientific Advisory Committee will be held at the Pentagon on: Monday & Tuesday, 8-9 September 1975.

The entire meetings commencing at 0900 hours are devoted to the discussion of classified information as defined in Section 552(b)(1), Title 5 of the U.S. Code and therefore will be closed to the public. The Committee will receive briefings on and discuss several current critical intelligence issues and advise the Director, DIA, on related scientific and technical intelligence matters.

Dated: July 29, 1975.

MAURICE W. ROCHE,
*Director Correspondence and Directives OASD (Comptroller).*

[FR Doc.75-20051 Filed 7-31-75;8:45 am]

## DEPARTMENT OF JUSTICE

### Law Enforcement Assistance Administration

### NATIONAL ADVISORY COMMITTEE ON CRIMINAL JUSTICE STANDARDS AND GOALS PRIVATE SECURITY TASK FORCE

#### Meeting

Notice is hereby given that an ad hoc working committee of the Private Security Task Force to the National Advisory Committee on Criminal Justice Standards and Goals will meet Monday, August, 25, 1975, in Atlanta, Georgia. The meeting is scheduled to convene at 9:00 a.m. at the Lawyers' Club, 14th Floor Commerce Building, Marietta and Broadway Streets, in downtown Atlanta. The meeting will adjourn by 6:00 p.m.

Discussion will focus upon possible recommendations regarding licensing, registration, and make-up of regulatory agencies for the private security industry. The meeting will be open to the public.

For further information, please contact: Mr. John Marshall, Office of National Priority Programs, LEAA, U.S. Department of Justice, 633 Indiana Avenue, NW., Washington, D.C. 20531. 202/376-3687.

GERALD YAMADA,
*Attorney-Advisor, Office of General Counsel.*

[FR Doc.75-20067 Filed 7-31-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[ES 15247]

### WISCONSIN; (SURVEY GROUP 97)

#### Filing of Plat of Survey

JULY 25, 1975.

A plat of dependent resurvey and survey of omitted lands in T. 40 N., R. 9 E., Fourth Principal Meridian, Vilas County, Wisconsin was accepted on April 11, 1975. It will be officially filed in this office as of 10:00 A.M. on August 29, 1975.

The plat represents a retracement and reestablishment of: the north boundary, which is a portion of the Fourth Standard Parallel North; portions of the subdivisional and original meander lines in Section 4, designed to restore the corners in their true, original locations according to the best available evidence; and a survey of the subdivision of Section 4 and the present meander lines of Camp 12 Lake in Section 4.

The new acreages and lottings in Section 4, which are shown below, describe lands omitted from the original surveys. They encompass the area between the original meander lines, which are now recognized as fixed boundary lines, and the present meander lines of Camp 12 Lake. They are described as:

FOURTH PRINCIPAL MERIDIAN

T. 40 N., R. 9 E.,
Sec. 4: lot 6 (21.01 acres), lot 7 (24.76 acres), lot 8 (25.70 acres), lot 9 (37.96 acres).

The area aggregates 109.43 acres.

The character of the lands included in this survey is similar in every respect to that of the land included in the original surveys. The land is nearly level to gently rolling, and the area is at an elevation of about 1640 feet. That portion of the land which lies within the area bounded by the adjusted original meander lines contains both upland and lowland areas. The upland areas consist of aspen, birch, maple and oak interspersed with pine, and the soil is mostly sandy to gravelly with a little sandy loam. In the lowland areas, which consist of alder swamp and spruce-tamarack bogs, peat and very poorly drained soils dominate. Pickerel Creek runs through a portion of the omitted land area.

Lots 6 and 7 are over 50% upland in character within the meaning of the Act of September 28, 1850. They are, therefore, held to be public land.

For a period of 90 days from August 29, 1975, claimants under the Act of February 27, 1925 (43 Stat. 1013; 43 U.S.C. 994), have a preferred right of application to Lots 6 and 7. Claimants under the Act of August 24, 1954 (68 Stat. 789; 43 U.S.C. 1221-1223), have one year from August 29, 1975, to apply for Lots 6 and 7.

Except for valid existing rights, these lots will not be subject to application, petition, selection, or to any other type of appropriation under any other public land laws, including the mining and mineral leasing laws, until a further order is issued.

Lots 8 and 9 have been determined to be more than 50% swamp in character within the purview of the Swampland Act of September 28, 1850. Title to these lands inured to the State of Wisconsin as of that date; therefore, they are open only to selection by the State under that Act.

All inquiries relating to these lands should be sent to the Director, Eastern States, Bureau of Land Management, 7981 Eastern Avenue, Silver Spring, Maryland 20910.

LOWELL J. UDY,
*Director, Eastern States.*

[FR Doc.75-20066 Filed 7-31-75;8:45 am]

### Bureau of Reclamation

### SUGAR PINE DAM RESERVOIR AND CONDUIT, AUBURN-FOLSOM SOUTH UNIT, CENTRAL VALLEY PROJECT, CALIFORNIA

#### Public Hearing on Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for the authorized Sugar Pine Dam Reservoir and Conduit, Auburn-Folsom South Unit, of the Central Valley Project in Placer County in California. The statement (INT DES 75-41) was transmitted to the Council on Environmental Quality on July 21, 1975, and was made available to the public on July 24, 1975.

The proposed action is the construction of Sugar Pine Dam, Reservoir and Conduit to develop a water supply for the community of Foresthill and surrounding area on the Forest Hill Divide served by the Foresthill Public Utility District, Placer County, California. An existing 300 acre-foot supply will be increased to 2,500 acre-feet in the Foresthill area and 300 acre-feet for the Forest Hill Divide recreation area at Auburn Reservoir. The yield from a 160-acre lake created by a 173-foot dam on North Shirttail Canyon Creek will be conveyed by an 8-mile pipeline to a 40 acre-foot regulating reservoir and thence into the FPUD system. A 9-mile pipeline will be constructed to deliver water to users below Foresthill and the State-administered Auburn Reservoir recreation area.

A public hearing will be held in Foresthill, California, at the Foresthill Memorial Hall, Harrison at Soap Street at 7:30 p.m. on September 4, 1975, to receive views and comments from interested individuals and organizations concerning the draft environmental statement. The hearing will continue until all persons desiring to comment have been heard.

Individuals and representatives of organizations desiring to present their views at the hearing should contact the Regional Environmental Quality Officer, Bureau of Reclamation, 2800 Cottage Way, Sacramento, California 95825 (telephone (916) 484-4792). Requests for scheduling of oral presentations will be accepted until 4:00 p.m., August 29, 1975. Insofar as practicable, speakers will be scheduled according to the time preference indicated in their letter or telephone requests.

The time permitted for oral presentations at the hearing may be limited to 10 minutes per speaker, depending on the number of presentations scheduled. Speakers will not be permitted to trade or consolidate their scheduled time to make longer individual presentations. However, the person presiding at the hearing may allow additional oral comments by anyone after all scheduled speakers have been heard. Written statements by persons who desire to supplement their oral presentations and by those unable to attend the public hearing may be submitted to the Regional Environmental Quality Officer (address given above) through September 12, 1975, for inclusion in the hearing record.

Copies of the draft environmental statement are available for public examination at the Mid-Pacific Regional Office of the Bureau of Reclamation, 2800 Cottage Way, Sacramento, California 95825. Single copies of the statement may be obtained without charge by writing to the Regional Director, Bureau of Reclamation, at the address given above for the Mid-Pacific Regional Office.

Dated: July 29, 1975.

JAMES J. O'BRIEN,
*Acting Commissioner of Reclamation.*

[FR Doc.75-20091 Filed 7-31-75;8:45 am]





### Fish and Wildlife Service

### ENDANGERED SPECIES PERMIT

#### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Cleveland Zoological Park, Post Office Box 09040, Cleveland, Ohio 44109; Dr. Leonard J. Goss, Director; Donald J. Kuenzer, Assistant Curator.

OMB NO. 42-R1870

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**

**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
Export one female captive born Jaguar (Endangered Species) to Venezuela to participate in a supervised, scientific reintroduction program under the auspices of Dr. Pedro Trebbau, Director, Jardin Zoologico, Caracas, Venezuela. The animal will also be used in natural history studies in semi-natural and natural conditions in Venezuela.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Cleveland Zoological Park
P. O. Box 09040
Cleveland, Ohio 44109
U.S.A.
Phone: 216-661-6500

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS. | HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
Exhibition, care and propagation of animals in captivity.

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Dr. Leonard J. Goss, Director (216) 661-6500
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED
NA

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
Export from Cleveland, Ohio to Caracas, Venezuela

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☐ NO
(If yes, list license or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of documents)
See attachments. (Communication with Trebbau.)

9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$

10. DESIRED EFFECTIVE DATE
Oct. 1 1975

11. DURATION NEEDED
30 Days

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 C.F.R. 13.12(a)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
See Attached

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In Ink) | DATE

3-200
05/74

[Fish and Wildlife Service]

JULY 1, 1975.

DIRECTOR, FISH AND WILDLIFE SERVICE,
*U.S. Department of the Interior, Washington, D.C. 20240.*

(Attention of Law Enforcement)

DEAR SIR: Below is permit application per paragraph 17.23, USDI Fish & Wildlife Regulations, Vol. 39, Number 111 for the export of 0.1 Jaguar (*Panthera onca*) from the Cleveland Zoological Park, P.O. Box 09040, Cleveland, Ohio to the Jardin Zoologicos Parque, Caracas, Venezuela.

*17.23*

1. Jaguar (*Panthera onca*)—one female born June 6, 1974 at the Cleveland Zoological Park.

2. Enclosed is a communique between Dr. Leonard J. Goss of the Cleveland Zoological Park and Dr. P. Trebbau establishing agreement under which wildlife is to be imported into Venezuela.

3. The Smithsonian Institution, National Zoological Park, is undertaking a major ecological investigation program in Venezuela in cooperation with the Organisation for the Conservation of Natural Resources in Venezuela, the Ministry of Rural Affairs, and the Jardin Zoologico, Caracas. Part of the research program involves ecological, behavioral, and reproductive investigations of the Jaguar (*Panthera onca*) to be conducted principally by Dr. G. G. Montgomery, National Zoological Park, and Dr. P. Trebbau, Director of Zoological Parks, National Institute of Parks, Venezuela.

It is proposed (see attachment) that the animal to be exported will be released into a 2,000 square meter compound enclosing a portion of natural forest. In this compound, basic natural history, growth and development and reproductive data will be recovered from this animal to be correlated with work being conducted simultaneously on a natural, wild population of Jaguars elsewhere in Vernequela. Additionally, the feasibility of reintroducing this animal into nature will be studied. This aspect of the study is extremely important as it will give valuable information as to the feasibility of reintroducing captive born carnivores back into nature. If reintroduction is deemed unfeasible, the animal will be taken to the Jardin Zoologico in Caracas where it will become part of an ongoing program of reproduction and natural history study under the auspices of Dr. Trebbau.

4. The Jaguar will be maintained in a 2,000 square meter fenced compound enclosing natural Venezuelan forest in a protected watershed area 15 miles east of Caracas. The animal will be maintained by personnel from the Smithsonian/Venezuelan Research Program and the National Institute of Parks, Venezuela. For technical purposes the address for the base of operations for the Jaguar Program will be: Dr. Pedro Trebbau, Direcion de Parques Zoologicos, Parqua Caricuao, Apdo, 20058, Caracas 102, Venezuela.

5. The animal involved in this permit application was captive born in the United States in an approved zoo. (See paragraph 1.)

6. As this animal was captive born no impact will be effected on natural populations of Jaguar except in a positive sense.

71. The area where the animal will be maintained is a completely enclosed natural forest area 15 miles east of Caracas. The compound is 2,000 square meters and is located in a protected (patrolled by the



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National Institute of Parks security) watershed area.

7ii. Technical expertise will be supplied by the National Zoological Park, Smithsonian Institution; the National Institute of Parks, Venezuela; and the Organization for the Conservation of Natural Resources in Venezuela. All of the organizations have the most serious interest in the preservation of wildlife and the National Zoo and the Institute of Parks have had extensive experience in reproducing many diverse species of animals. Both the National Zoo and the Institute of Parks have successfully reproduced the Jaguar in captivity and both organizations intend to continue to do so.

7iii. The National Zoo, the Institute of Parks, and the Organization for the Conservation of Natural Resources will readily participate in cooperation breeding programs and in the maintenance of a studbook on *Panthera onca*.

7iv. The animal will be shipped in wooden, metal reinforced crate approximately 48" long x 24" wide x 35" high. A water pan will be included in the cage but as in-transit time is estimated at less than 12 hours no special accommodations will be made for feeding.

The animal will be aided through customs and health inspection by Dr. Pedro Trebbau. The animal will then be sent to the Jardin Zoologicos, Caracas, for necessary quarantine under the supervision of a registered veterinarian.

This animal is to be used in a research project which is a part of a broad ecological investigation of the Wildlife of Venezuela. The research project goals are to obtain information on this specific endangered species and to investigate the feasibility of "restocking" wild populations with captive born animals. This end can be seen as an attempt to achieve one logical endpoint of the captive propagation of endangered species. This approach is all the more appropriate and salient at this time in view of the fact that zoos appear close to the saturation point in Jaguars. This contention is supported by the fact that the Cleveland Zoo and other zoos, have recently encountered great difficulty in disposing of their Jaguar surpluses.

Your prompt attention to this application is appreciated.

Sincerely yours,

DONALD KUENZER,
*Assistant Curator.*

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 2, 1975.

Dated: July 28, 1975.

C. R. BAVIN,
***Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.***

[FR Doc.75-20110 Filed 7-31-75;8:45 am]



## ENDANGERED SPECIES PERMIT

### Notice of Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:* Erie Zoological Society, 653 Shunpike Road (Post Office Box 3268), Erie, Pennsylvania 16508. James P. Rhea, Director.

OMB NO. 43-R1670

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE

FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED:
Export three tigers(endangered species) in foreign commerce, in the course of a commercial activity, for breeding purposes.

3. APPLICANT. (If name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Erie Zoological Society
653 Shunpike Road
P.O. Box 3268
Erie, PA 16508
Phone: 814-864-4091

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
A public zoological park operated as a non-profit organization for the purposes of promoting wildlife education and preservation.
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
James P. Rhea, Director, 814-864-4091
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
Export from Erie, Pennsylvania, USA to Santo Domingo, Dominican Republic.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL, FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO
(If yes, list license or permit number)
5-SP-33(eagle)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of documents)
Not required.

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ 50

10. DESIRED EFFECTIVE DATE
August 1, 1975

11. DURATION NEEDED
90 days

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Section 17.23 of 50CFR.

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) James P. Rhea Director Erie Zoo
DATE June 17, 1975

3-200.1
16-741
James P. Rhea, Director, Erie Zoo

JUNE 27, 1975.

DIRECTOR (FWS/LE),
*U.S. Fish and Wildlife Service, P.O. Box 19183, Washington, D.C. 20036.*

DEAR DIRECTOR: Enclosed is the application and additional information for permit to export endangered foreign wildlife to Santo Domingo, Dominican Republic for propagational purposes as requested under Title 50, Section 17.23 of the Code of Federal Regulations.

Thank you for your cooperation.

Sincerely,

JAMES P. RHEA,
*Director.*

COMMON AND SCIENTIFIC NAMES OF SPECIES, NUMBER, SEX OF WILDLIFE TO BE COVERED IN THE PERMIT

The wildlife to be covered in the permit are three (3) Bengal Tigers or Panthera tigris—two (2) males and one (1) female. Each tiger is approximately 15 months old at the time of this writing.

STATEMENT THE WILDLIFE TO BE COVERED IN THE PERMIT WERE BORN IN CAPTIVITY

The three Bengal Tigers to be covered in the permit were born in captivity in the Erie Zoo, Erie, Pennsylvania on March 17, 1974.





DESCRIPTION OF THE SHIPPING CONTAINER, AND ARRANGEMENTS TO CARE FOR THE WILDLIFE IN TRANSIT

Crates will be custom constructed for tiger shipment by zoo carpenters. The crates will be constructed of one-half inch thick exterior plywood joined with screws (not nails). The ends will be vented and consist of expanded steel. Each crate will be smooth tinlined to eliminate chewing damage. Each tiger will be shipped in its own crate. Crate dimensions: 30 inches high, 26 inches wide and 60 inches long. This type of crate has been used for tiger shipment by the Erie Zoo for many years successfully.

Crates will be plainly marked with the names and addresses of the shipper and the consignee and a statement showing the contents by number and kind.

On shipping day adequate time will be allowed for animal to settle down after crating.

The tigers will be shipped by air from Cleveland, Ohio to Santo Domingo, Dominican Republic. Checking current airline routing information, we have found the time frame for the flights and connections will be approximately 12 hours. Feed will not be required or desirable in a flight of this time frame. Tigers will be watered prior to shipment by Erie Zoo personnel in Cleveland. Water dishes will be attached to vented ends of crates and so arranged that the dish can be filled from the outside of the crate. Proper signs will be attached to crates asking airline personnel to add water to dishes between connecting flights. Also signs will specify crates be placed in a cool shaded area during time at airports. Airlines involved have indicated priority handling as far as shade, water and expediency.

Prior to shipment routing information will be rechecked. All efforts will be made to keep flight within same time frame. Twenty-four hours before shipping, phone calls will be made to obtain weather forecasts for transfer points. Each receiving airport will be notified by phone of shipment arrival time, crate dimensions, weight estimates, flight number and all connecting flights and airlines.

Consignee will also be called and advised of flight schedule, all flight numbers and airway bill number.

JAMES RHEA,
*Director,*
*Erie Zoological Society.*

PARQUE ZOOLOGICO NACIONAL
(EN CONSTRUCCION)

GOBIERNO DOMINICANO

ARROYO SALADO D.N.
*Santo Domingo, República Dominicana, June 8, 1975.*

PLANS FOR UTILIZATION OF 2.1 BENGAL TIGERS

The Parque Zoologico Nacional wishes to purchase the 2.1 Bengal Tigers from the Erie Zoological Park to form the nebulus of a breeding group of tigers in our brand new tiger facility. We firmly believe that the Parque Zoologico Nacional can help enhance the survival of this endangered species by joining with those zoos already maintaining successful breeding groups of tigers in two major endeavors.

First, by maintaining tiger breeding stock with an accountable genetic heritage. Of central importance to the whole concept of breeding tigers in captivity is the exchange of animals amongst zoos breeding tigers. Due to the Dominican Republic's proximity to the United States the transportation of tiger exchanges with U.S. zoos will not present a problem.

Second, by providing information on the species through research. Due to the expansive nature of our tiger facility, these animals could offer us the opportunity to record behaviors not displayed by tigers kept under more typical captive conditions. Nor will the animals have to spend the winter months housed indoors for the climate here is mild all year long.

A major department in our zoo is that of education. The tigers will also be available for public viewing and through formal as well as informal programs developed by the zoos education department, the tigers will serve to help bring about awareness in the people of the Dominican Republic of the need for the conservation of the world's wildlife. The need for conservation of the world's vanishing wildlife is of primary importance in the goals set for the Parque Zoologico Nacional and to this end we are devoted.

The 2.1 Bengal Tigers will live out their natural lives in the Parque Zoologico Nacional. Upon their demise the carcasses will be made available to interested research institutions whether Dominican or other to help maximize the tigers usefulness for research.

DESCRIPTION AND ADDRESS OF FACILITIES WHERE BENGAL TIGERS WILL BE MAINTAINED

The Bengal Tigers will be maintained at: Parque Zoologico National, Arroyo Salado, Apartado Postal #1857, Santo Domingo, Dominican Republic.

The Parque Zoologico National consists of 180 acres with approximately 75 acres in present use. Construction began in January, 1973 and the zoo is due to open to the public at the end of June this year. The project is funded by the Dominican government and is to serve as a cultural and research institution.

The zoo has eighteen major exhibit areas. Ten of these are large moated exhibits designed to house breeding groups of animals under simulated natural surroundings. All ten enclosures have housing facilities for holding and isolation. The lion and tiger exhibit is one of these ten. There are six island exhibits. Three of these are for primates and one is for Barbary sheep. The two remaining islands are for birds in the large waterfowl lake. Besides the waterfowl lake the zoo has a smaller lake for the breeding and display of the native American crocodile. The zoo's free flight cage is one of the largest in the world. It covers 125,000 square feet, and spans an entire natural canyon. The zoo also has a children's zoo, cafeteria and rubber tire trains for public viewing and transportation. Rather than boasting of number of species, the zoo's animal collection emphasizes the desire to maintain breeding groups of animals, where possible, displayed in natural settings.

The Dominican government has had considerable assistance in planning and direction from Peace Corps, Organization of American States, San Diego Zoo and the National Zoo in Washington, D.C. The zoo is also unique in its intimate association with the national Dominican university, Pedro Henriquez Ureña. Dr. Viñas Román, the zoo's director is also head of the faculty of science at this university. Also on the faculty of this university is Sr. Marcos Peña who is head of the research department at the zoo. Research is central in the zoo's purpose and currently the zoo is providing facilities for a research project in freshwater ecology of the Dominican Republic. This project is in part funded by O.A.S. and is headed by Sr. Peña. The Parque Zoologico National is by far the most modern zoological park both in purpose and design in all of Latin America.

DESCRIPTION OF ENCLOSURE WHERE BENGAL TIGERS WILL BE HOUSED

The 2.1 Bengal Tigers will be housed in the Parque Zoologico Nacionals brand new tiger and lion facility. This exhibit is divided. The eastern part is for tigers and the western part is for lions (see photographs and architects drawings).

The total area of the outside yards is approximately 120,000 square feet. About two-thirds of this area comprises the tiger yard while the remaining one-third is for the lion yard. These two yards are divided by reinforced cyclone fencing eighteen feet high. The lower part of this fence will be covered by palm thatch. Because as of yet there are no trees large enough to provide shade several large shade umbrellas of palm thatch are presently available. The tiger area will also have a swimming pool approximately sixteen feet in diameter.

The whole enclosure is surrounded by a moat that is twenty-five feet wide and eighteen feet deep. The moat will have approximately two and one-half feet of water in it. Should an animal happen to fall into the moat the two and one-half feet of water would help break the fall but allow for the cat to touch bottom and thus prevent a possible drowning. Removable escape ramps will be used in the moat to allow an animal that has fallen into the moat to return to the enclosure.

The building facility for the tigers consists of six stalls with shift doors and two squeeze cage facilities (see architects plans). The four smaller stalls are approximately 80 square feet each and the larger two are approximately 170 square feet each. The plan is duplicated on the west side as housing for lions. The lion and tiger sides of the building are separated by a cement covered concrete block wall. The building also has keeper kitchen area and services and storage area.

Please note two changes in the architects drawings. First, a cross section drawing shows sliding doors that divide the corridors that run between the stalls. These doors do not exist in the exhibit.

Second, drawings show conical palm thatch roofs. Simple flat roofs are used instead.

Two temporary training enclosures will be used in the yards for both tigers and lions. They will be at the entrances to the building and used to familiarize the animals with the routine of entering the building before the animals are released to the entire yard.

DOMINICAN GOVERNMENT RESTRICTIONS

The Dominican government has no law which restricts the taking, possession, transportation, importation or sale of the said wildlife, 2.1 Bengal Tigers.

PLANS FOR HANDLING TIGERS UPON ARRIVAL

Upon arrival at the airport the tigers will be examined by one of the zoo veterinarians. If needed they will be given water and then they will be transported in their crates to their enclosures in the new zoo. They will be immediately introduced to the inside stalls of the tiger building. Here they will remain for a few days to insure that they are in good health. Then they will be trained to the routine of entering the building and individual stalls by use of a temporary cage built at the entrance to the building in the outside yard. This is to insure that the animals will be familiar with entering the building before they have access to the complete yard.

PERSONNEL RESPONSIBLE FOR THE WELL BEING OF THE TIGERS

*Hans Schaeffer D.V.M. head of veterinary and zoology departments.*—Dr. Schaeffer has been with the zoo since its beginning. He has spent eight months studying zoo technique in various zoos in Germany, Spain and Switzerland. Dr. Schaeffer and Dr. Viñas Román, the Director of the Parque Zoologico Nacional are currently attending the zoo con-



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ference in Tunis, Tunisia and will be making a months tour of European zoos.

*Alfonso Frerreira, D.V.M., zoo veterinarian.*—Dr. Frerreira is currently studying zoo techniques on a O.A.S. grant spending one month at each of the following U.S. zoos: National Zoo, Washington, D.C., New York Zoological Park and the San Diego Zoo.

*José Fernandez Brache, D.V.M. zoo veterinarian.*—Dr. Brache is the newest member of the three man veterinarian team at the Parque Zoologico Nacional.

*Julian J. Duval, curator of mammals.*—Mr. Duval is a Peace Corps volunteer—Smithsonian Environmental Program, on assignment with the Parque Zoologico Nacional. Mr. Duval is a graduate of New Mexico State University in Wildlife Science. He has also worked for the Chicago Zoological Society, Brookfield Zoo for nearly seven years in various capacities. Although he was not directly involved with Brookfield's feline collection he did successfully raise a baby Clouded Leopard in his house for three months that was in failing health.

José David Campo Zelaya.—Sr. Zelaya is the principal feline keeper. Sr. Zelaya has been employed by the Parque Zoologico Nacional for the past two years. During this time he has been principle keeper for the zoo's feline collection which has been maintained in the old zoo facilities here in Santo Domingo. This collection presently includes lions, cheetahs, pumas and a jaguar. Sr. Zelaya has also had one year experience caring for the feline collection at the zoo in San Salvador. He has also had approximately four and one-half years experience training and keeping feline collections for various circuses in Columbia, El Salvador and Mexico.

PLANS TO REGISTER TIGERS IN A STUDBOOK

The Parque Zoologico Nacional is a member of International Species Inventory System. The 2.1 Bengal Tigers will be registered in this system. The Parque Zoologico Nacional is also an organizational member of the American Association of Zoological Parks and Aquariums. As stated earlier, the Parque Zoologico Nacional has full intentions of breeding tigers in captivity and will assist in any ongoing cooperative breeding programs for this species.

JULIAN J. DUVAL,
*Curator of Mammals.*

MARCOS PEÑA FRANJUL,
*Master Vida Silvestro,*
*Director Provisional.*

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 2, 1975, will be considered.

Dated: July 24, 1975.

RICHARD M. PARSONS,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-19818 Filed 7-31-75;8:45 am]



## ENDANGERED SPECIES AND MARINE MAMMAL PERMITS

### Notice of Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205), *and* the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407).

*Applicant:* National Fish and Wildlife Laboratory, Gainesville Field Station, 2820 East University Avenue, Gainesville, Florida 32601. Howard W. Campbell, Ph. D., Chief. A. Blair Irvine, MS, Wildlife Biologist.

OMB NO. 42-R1870

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED. a) Capture and hold up to twelve (12) West Indian manatees, Trichechus manatus, (marine mammal, endangered species), to develop tagging technology for scientific research. b) Use the techniques in (a) to capture, tag and release up to 50 additional manatees as part of a scientific study to investigate movements and activities of this species.

3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Howard W. Campbell, Ph.D., Chief
A. Blair Irvine, MS, Wildlife Biologist
Department of the Interior
National Fish and Wildlife Laboratory
Gainesville Field Station
2820 East University Avenue
Gainesville, Florida 32601

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: N/A
☐ MR. ☐ MRS. ☐ MISS ☐ MS. | HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
U. S. Government Research Station - conducting research on Sirenians.

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.

IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
a) On NASA Cape Kennedy Base, in Merritt Island Nat. Wildl. Refuge near Titusville, Florida; at extreme north end of Banana River.
b) Permission is requested to capture, tag and release T. manatus throughout its existing range in the United States and Caribbean area.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO
(If yes, list licenses or permit numbers)
PRT 8-45-C and PRT 9-5-C

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☒ NO
(If yes, list jurisdictions and type of document) Federal permits supercede State requirements; advanced notification of and coordination with local authorities is planned and in progress. Foreign facets will be covered

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$

10. DESIRED EFFECTIVE DATE: August 1, 1975
11. DURATION NEEDED: 5 years

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.

CERTIFICATION

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (Sign in ink) Howard W. Campbell
DATE June 6, 1975

3-200
16-741

JUNE 5, 1975.

To: Director, U.S. Fish and Wildlife Service, Washington, D.C.

Via: Director, National Fish and Wildlife Laboratory, Washington, D.C.

From: Howard W. Campbell, Chief, Gainesville Field Station, NFWL Gainesville, Fla.

Subject: Request for Endangered Species Permit to Tag and Release Manatee, *Trichechus manatus*

Enclosed find an application form for an Endangered Species permit to temporarily restrain, tag, and release specimens of the West Indian Manatee, *Trichechus manatus*.

The permit request is divided into two subsections, one for development of methodology and one for application of the methodology. It would be optimal if permits for both programs could be issued at this time; if, however, the current lack of a suitable methodology would prevent issuance of a permit for application please consider the request for a permit to develop to methodology separately.

HOWARD W. CAMPBELL.

ATTACHMENT TO FEDERAL FISH AND WILDLIFE PERMIT APPLICATION

12. *c.f. 50 CFR Section 17.23 13.12(a).*





(1) West Indian Manatee, *Trichechus manatus.* Subrequest: (a) 12 adults of either sex; (b) 50 adults of either sex; total, 62 adults of either sex.

(2) NA.

(3) The National Fish and Wildlife Laboratory has recently (July 1974) been charged by the Department of the Interior to conduct studies of the West Indian manatee, *Trichechus manatus*, which is covered by the Endangered Species Act of 1973 (PL 93-205; 87 STAT 884) and the Marine Mammal Protection Act of 1972 (PL 92-522; 86 STAT 1027).

Manatees are most often found in bays, estuaries and sluggish rivers primarily in peninsula Florida, the West Indies, and Central America. They are totally aquatic and usually can only be observed consistently in selected clear water environments, most notably a few fresh water spring areas in Florida where they congregate during periods of cold weather. To study manatee biology, it is essential that data be collected concerning movements and activities of individual animals. Such data are a necessary foundation upon which to base sound conservation and management decisions. Information of this type can only become available, however, after technology to mark and/or track these animals has been developed. The purpose of this permit request is to allow this laboratory to develop and implement the necessary tagging techniques for use on *T. manatus.*

*Project Goals:*

The research will be divided into two phases:

*Phase I:* For purposes of development of tagging technology, a maximum of twelve (12) manatee (sex unspecified) would be captured and confined. No calves or small animals still closely associating (and possibly nursing) with full sized manatees would be selected. Neither would potentially lacating mothers (those closely associating with calves) be selected.

The animals will be confined alone while one or more tagging procedures (see below) will be tested. If possible, the holding facilities (described below) will be situated in a natural manatee habitat so that capture would only involve forming an enclosure rather than restraint and transportation to the tag-testing site. Likewise, release would only entail opening the enclosure. Should enclosure not prove possible local manatees will be netted, stranded, and transported to a nearby enclosure site. Should transportation be required, the animal will be carried on foam mattresses and covered with wet sheets.

*Phase II:* This phase will encompass the field application of the tagging techniques developed in Phase I. In Phase II, we would capture, tag and release up to 50 manatees by September 1, 1980, using the methods tested on captives and described below. Some manatees potentially could be tagged in the wild without first being captured (i.e., by using dart-type tabs). However, permission to briefly capture and restrain all subjects is a necessity in case the use of dart-type tags does not prove satisfactory.

Because of the lag time involved with obtaining permit approval, it is requested that this application cover both Phase I, the tag-testing phase of the research (on twelve animals) as well as Phase II, the field application to 50 more manatees, as related but independent activities. Upon termination of the tag testing phase, the Office of Endangered Species and the Marine Mammal Commission will be notified in writing of the results at least 30 days prior to initiation of the field application phase.

Tag Methods:

(1) Freeze Brands: Utilize super cooled (−70° C) copper brands applied directly to the skin. The cold temperatures kills skin pigmentation, thus leaving a highly visible mark without extensive tissue destruction. Freeze brands were developed as an alternative to hot brands for cattle, etc., because they reduce the danger of brand-induced infection and do not damage the hide. Freeze brands have been used extensively on livestock and recently on cetaceans. One of us (Irvine) has used this technique extensively on dolphins.

(2) Dart-type Tags: This type of tag can be applied with a lance which imbeds a small head under the skin and leaves a flexible plastic piece trailing free. These tags are numbered to provide tag identity if the animal is recovered and are color-coded to indicate tagging location if the animal is observed. Dart-type "spaghetti tags" have been extensively used on cetaceans and attempts will be made to develop a similar tag for manatees.

(3) Attachment Tag:

(a) Type of Tag:

(i) Both radio and sonic tags will be developed as technically feasible to permit long-term tracking and relocation of individual manatees.

Informal tests are currently being conducted to determine the hearing range of a captive *T. manatus* at Marineland of Florida. Results of these tests should suggest a usable frequency of sonic tags which will be out of manatee hearing range.

(ii) Visual tags: Several types of visual tags have been designed for cetaceans (see Evans et al. 1972 for a review). Most require some variety of attachment through the skin and are susceptable to being rubbed off. The most feasible tag type for manatees has yet to be developed, but the form used will undoubtedly be of a highly visible, low profile plastic or metal.

(b) Attachment:

The optimum place and method of tag attachment must be determined. The most obvious possibilities are harness or belts, stitching or bolting the tag in place, and internal placement. Several different methods of tag attachment will be tested. Any internal implantations will be supervised by a licensed veterinarian, as will the general maintenance of the captives.

Criteria for acceptance of an attachment method and/or package size will be dependent on the reaction of the captives. The animals will be observed for a minimum of 3 days after tagging. Special attention will be paid to swimming behaviors and any irritations that the tags may cause to the subject. Tags will be pre-tested in an effort to make recapture for removal and/or adjustment unnecessary. Test subjects will be released with the tag(s) in place, and will be tracked for as long as is feasible.

Holding Facilities: A dredged area, approximately 25 m x 40 m is located at the extreme northern end of the Banana River, Merritt Island, Florida, on the NASA Base. Groups of manatee are seen to move in and around this area almost daily. We intend to enclose one or more animals in that area. They will be separated with flexible fencing in pens at least 8 m x 13 m x 2 m deep. During tag application, the animals will be netted and stranded with the aid of either a portable crane or a floatable squeeze box-type device. If possible, tags will be applied in such a way that they can be observed without requiring recapture.

(4) During tag testing, each manatee will be confined for not more than 21 days (see above). During that period each animal will be provided with at least 75 lbs. of aquatic vegetation or lettuce if they will eat it. Note: Lettuce is the most common staple of captive manatee diets.

(5) NA.

(6) NA.

(7) NA.

(c) (1) No adverse effects on wild populations of this species are expected to result from issuance of this permit as no animals are to be removed from wild populations.

(2) The purpose of the activities covered by the permit is directly related to furthering our knowledge of the natural history of the species so that more effective conservation and management decisions can be made to lessen the threats to the species.

(3) NA.

(4) Staff of the Gainesville Field Station, NFWL, have had extensive experience with capture, tagging, and tracking aquatic animals. Blair Irvine has had previous experience with other marine mammals (dolphins and killer whales) and currently is directing similar tracking on dolphins under contract to the Marine Mammal Commission.

(5) NA.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 2, 1975, will be considered.

Dated: July 24, 1975.

RICHARD M. PARSONS,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-19817 Filed 7-31-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Farmers Home Administration

[Notice of Designation Number A241]

### IDAHO

### Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in Oneida County, Idaho, as a result of a natural disaster consisting of an earthquake March 27, 1975.

Therefore, the Secretary has designated this area as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Cecil D. Andrus that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated area makes it impracticable and contrary to the public



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interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 28th day of July, 1975.

JOSEPH R. HANSON,
*Acting Administrator,*
*Farmers Home Administration.*

[FR Doc.75-20090 Filed 7-31-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### National Institutes of Health

### ALLERGY AND IMMUNOLOGY RESEARCH COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Allergy and Immunology Research Committee, National Institute of Allergy and Infectious Diseases on September 29, 1975, at the National Institutes of Health, Building 31C, Conference Room 7, Bethesda, Maryland. This meeting will be open to the public from 9:00 a.m. to 10:00 a.m. for the discussion of general policy matters and administrative reports. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5), and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92-463, the meeting of the committee will be closed to the public on September 29 from 10:00 a.m. to adjournment for the review, discussion, and evaluation of individual initial pending, and renewal grant applications. The closed portions of the meetings involve solely the internal expression of views and judgments of committee members on individual grant applications containing detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. Robert L. Schreiber, Chief, Office of Research Reporting and Public Response, NIAID, National Institutes of Health, Building 31, Room 7A32, Bethesda, Maryland 20014, (301) 496-5717, will furnish rosters of committee members, summaries of the meetings, and other information pertaining to the meetings.

(Catalog of Federal Domestic Assistance Program No. 13.855, National Institutes of Health.)

Dated: July 28, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20062 Filed 7-31-75;8:45 am]

### ARTERIOSCLEROSIS AND HYPERTENSION RESEARCH CENTERS ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Arteriosclerosis and Hypertension Research Centers Advisory Committee, National Heart and Lung Institute, September 29-30, 1975, in the Landow Building, Conference Room A809, Bethesda, Maryland.

The entire meeting will be open to the public from 9:00 am to 5:00 pm on Monday, September 29 and from 8:30 am to 1:00 pm on Tuesday, September 30, to evaluate program support in Arteriosclerosis and Hypertension. Attendance by the public will be limited to space available.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, NHLI RM. 5A21, Building 31, National Institutes of Health, Bethesda, Maryland 20014, Phone (301) 496-4236, will provide summaries of the meeting and rosters of committee members.

Dr. Gardner C. McMillan, Associate Director for Etiology, Arteriosclerosis and Hypertension Branch, NHLI, RM. C803, Landow Building, National Institutes of Health, Bethesda, Maryland 20014, Phone (301) 406-1613, will furnish substantive program information.

Dated: July 24, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20059 Filed 7-31-75;8:45 am]

### ARTIFICIAL KIDNEY-CHRONIC UREMIA ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Artificial Kidney-Chronic Uremia Advisory Committee, National Institute of Arthritis, Metabolism, and Digestive Diseases, September 9, 1975, Building 31, Conference Room 7, National Institutes of Health.

This meeting will be open to the public on September 9 from 9 A.M. to 10 A.M. to discuss administrative reports. Attendance by the public will be limited to space available. In accordance with the provisions set forth in Sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92-463, the meeting will be closed to the public on September 9, 1975, from 10 A.M. to adjournment for the review, discussion and evaluation of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

The Information Officer, NIAMDD, NIH, Mr. Victor Wartofsky, Building 31, Room 9A04, Bethesda, Maryland 20014 (301) 496-3583 will provide summaries of the meeting, and rosters of the committee members.

(Catalog of Federal Domestic Assistance Program No. 13.828, National Institutes of Health)

Dated: July 25, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20063 Filed 7-31-75;8:45 am]

### AUTOMATION IN THE MEDICAL LABORATORY SCIENCES REVIEW COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Automation in the Medical Laboratory Sciences Review Committee, September 17-18, 1975, 9 a.m., National Institutes of Health, Building 31A, Conference Room 4. This meeting will be open to the public on September 17 from 9 a.m. to 12 noon for opening remarks and general discussion. Attendance by the public will be limited to space available. In accordance with the provisions set forth in Sections 552(b)(4) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92-463, the meeting will be closed to the public on September 17 from 12 noon to 5 p.m., and September 18 from 9 a.m. to 5 p.m., for the review, discussion, evaluation, and ranking of individual contract proposals. The proposals contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals.

Mr. Paul Deming, Research Reports Officer, NIGMS, Building 31, Room 4A46, Bethesda, Maryland 20014, Telephone: 301-496-5676, will provide a summary of the meeting and a roster of committee members.

Dr. Robert S. Melville, Executive Secretary, Automation in the Medical Laboratory Sciences Review Committee, Westwood Building, Room 954, Bethesda, Maryland 20014, Telephone: 301-496-7081, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13-860, National Institute of General Medical Sciences, National Institutes of Health)

Dated: July 25, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20064 Filed 7-31-75;8:45 am]

### BLOOD DISEASES AND RESOURCES ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Blood Diseases and Resources Advisory Committee, National Heart and Lung Institute, October 20 and 21, 1975, Fogarty International Center, Building 16 (Stone House), Conference Room, National Institutes of Health.

The entire meeting will be open to the public from 9:00 AM-5:00 PM, October 20 and from 8:30 AM-4:30 PM, October 21, 1975, to discuss the status of the Blood Diseases and Resources program, needs and opportunities. Attendance by the public will be limited to space available.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, National Heart and Lung Institute, Building 31, Room 5A21, National Institutes of Health, Bethesda, Maryland 20014, phone: (301) 496-4236, will provide summaries of the meeting and rosters of the committee members.

Dr. Fann Harding, Special Assistant to the Director, Division of Blood Diseases and Resources, National Heart and Lung Institute, Building 31, Room 4A05, National Institutes of Health, Bethesda, Maryland 20014, phone: (301) 496-5911, will furnish substantive program information.

Dated: July 24, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20058 Filed 7-31-75;8:45 am]

### CLINICAL APPLICATION AND PREVENTION ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Clinical Applications and Prevention Advisory Committee, Division of Heart and Vascular Diseases, National Heart and Lung Institute, September 12, 1975, Conference Room 5A16, Building 31, National Institutes of Health.

The entire meeting will be open to the public from 8:30 a.m. to 5:00 p.m. when the progress of selected research programs of the Clinical Applications and Prevention area and proposals for new initiatives needing implementation will be discussed. Attendance by the public will be limited to space available.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, National Heart and Lung Institute, Building 31, Room 496-2533, will furnish substantive program information.

5A21, National Institutes of Health, Bethesda, Maryland 20014, phone (301) 496-4236, will provide summaries of the meeting and rosters of the committee members.

Dr. William J. Zukel, Executive Secretary of the Committee, Landow Building, Room C809, Bethesda, Maryland 20014, phone (301) 496-2533, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.837, National Institutes of Health.)

Dated: July 24, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20061 Filed 7-31-75;8:45 am]

### COMMUNICATIVE DISORDERS REVIEW COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Communicative Disorders Review Committee, National Institute of Neurological and Communicative Disorders and Stroke, National Institutes of Health, September 19, 1975, at 8:30 a.m., in the Sheraton-Dallas Hotel, Southland Center, Dallas, Texas 75221.

This meeting will be open to the public from 8:30 a.m. until 9:30 a.m. on September 19th, to discuss program planning and program accomplishments. Attendance by the public will be limited to space available. In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92-463, the meeting will be closed to the public on September 19, from 9:30 a.m. to adjournment, for the review, discussion and evaluation of individual initial pending and renewal grant applications. The closed portion of the meeting involves solely the internal expression of views and judgments of committee members on individual grant applications which contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications in the field of communicative disorders.

Mrs. Ruth Dudley, Institute Information Officer, Bldg. 31, Room 8A03, Bethesda, Maryland, 20014, (301) 496-5751, will provide summaries of the meeting and rosters of committee members.

Dr. J. Buckminster Ranney, Executive Secretary, Westwood Bldg., Room 7A16A, Bethesda, Maryland, 20014 (301) 496-7725, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.851, National Institutes of Health.)

Dated: July 28, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20065 Filed 7-31-75;8:45 am]

### GENERAL CLINICAL RESEARCH CENTERS COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the General Clinical Research Centers Committee on October 6-7, 1975, from 9:00 a.m. to 5:00 p.m., in Building 31, Conference Room 9, Bethesda, Maryland. This meeting will be open to the public from 9 a.m. to 10 a.m. on October 6, 1975, to discuss administrative reports. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5) and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463, the meeting of the Committee will be closed to the public on October 6 from 10:00 a.m. to 5:00 p.m. and on October 7 from 9:00 a.m. to 5:00 p.m. for the review, discussion and evaluation of individual initial pending, renewal, and supplemental grant applications. The closed portions of the meetings involve solely the internal expression of views and judgments of Committee members on individual grant applications containing detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. James Augustine, Information Officer, Division of Research Resources, National Institutes of Health, Building 31, Room 5A39, Bethesda, Maryland 20014, (301) 496-5545, will furnish rosters of Committee members, summaries of the meetings, and other information pertaining to the meetings.

(Catalog of Federal Domestic Assistance Program No. 13.333, National Institutes of Health)

Dated: July 28, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20054 Filed 7-31-75;8:45 am]

### NATIONAL HEART AND LUNG ADVISORY COUNCIL

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of a special meeting of the National Heart and Lung Advisory Council, National Heart and Lung Institute, September 18 and 19, 1975, from 9:00 a.m. to 5:00 p.m. in Building 31, Conference Room 10, Bethesda, Maryland. This meeting will be open to the public to discuss the implementation of the National Heart, Blood Vessel, Lung, and Blood Diseases Program and the Council's Annual Report on the progress of the Program toward the accomplishment of its objectives. Attendance by the public will be limited to space available.

Mr. York Onnen, Chief, Public Inquiries and Reports Branch, National Heart and Lung Institute, Building 31, Room 5A21, National Institutes of Health, Bethesda, Maryland 20014 (301) 496-4236, will provide summaries of the meetings and rosters of the Council members.

Dr. Jerome G. Green, Director of Extramural Affairs, NHLI, Westwood Building, Room 5A18, (301) 496-7416, will provide substantive program information.

Dated: July 24, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-20060 Filed 7-31-75;8:45 am]

### PRESIDENT'S CANCER PANEL

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the President's Cancer Panel, National Cancer Institute, September 11, 1975, 10:00 a.m. to adjournment, Bowman Room, McArdle Laboratory for Cancer Research, University of Wisconsin, 450 North Randall Avenue, Madison, Wisconsin. This meeting will be open to the public from 10:30 a.m. to adjournment for a Report from the Chairman, President's Cancer Panel, Report from the Director, NCI, and reports on the status and programs of the McArdle Laboratory for





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Cancer Research. Attendance by the public will be limited to space available. The meeting will be closed to the public from 10:00 a.m. to 10:30 a.m. for review and discussion of the proposed fiscal year 1977 budget in accordance with the provisions set forth in Section 552(b)(5) of Title 5 U.S. Code and 10(d) of Public Law 92–463.

Dr. Richard A. Tjalma, Executive Secretary, Building 31, Room 11A46, National Institutes of Health, Bethesda, Maryland 20014 (301/496–5854) will provide substantive program information, transcripts of the open meeting and roster of committee members.

Dated: July 28, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75–20055 Filed 7–31–75;8:45 am]

## DIVISION OF CANCER CONTROL AND REHABILITATION

### Meeting

Notice is hereby given of a workshop and state of the art discussion by government and public representatives on the subject of Long Term Effects of Irradiation to the Head and Neck in Infancy and Childhood, National Cancer Institute, September 24–25, 1975, Building 1, Wilson Hall.

This meeting will take place from 9:00 a.m. to 5:00 p.m. on September 24, and from 9:00 a.m. to 12:00 noon on September 25, and will be open to the public. Attendance by the public will be limited to space available.

For additional information, please contact: Dr. Margaret Sloan, Blair Building, Room 722, Division of Cancer Control and Rehabilitation, National Cancer Institute, National Institutes of Health, Bethesda, Maryland 20014 (301) 327–7968.

Dated: July 25, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75–20056 Filed 7–31–75;8:45 am]

## THROMBOSIS SPECIALIZED CENTERS OF RESEARCH AD HOC REVIEW COMMITTEE

### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Thrombosis Specialized Centers of Research (SCOR) *ad hoc* Review Committee, National Heart and Lung Institute, September 24–25, 1975, National Institutes of Health, Landow Building, Conference Room C418. This meeting will be open to the public on September 24, 1975, from 8:00 a.m. to approximately 8:30 a.m. to discuss administrative details and the criteria to be used in the review of the Thrombosis SCOR applications. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92–463, the meeting of the Thrombosis Specialized Centers of Research (SCOR) *ad hoc* Review Committee will be closed to the public on September 24, 1975, from 8:30 a.m. until the adjournment on September 25, 1975, for the review, discussion, and evaluation of individual initial pending and renewal grant applications. The closed portion of the meeting involves solely the internal expression of views and judgments of committee members on individual grant applications containing detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. York E. Onnen, Chief, Public Inquiries and Reports Branch, NHLI, NIH, Building 31, Room 5A21, Bethesda, Maryland 20014, telephone 301 496–4236, will provide summaries of the meeting and rosters of the committee members. Dr. Charles L. Turbyfill, Executive Secretary, NHLI, NIH, Westwood Building, Room 550, telephone 301 496–7915, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.837, National Institutes of Health.)

Dated: July 28, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75–20057 Filed 7–31–75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Office of the Secretary

[Docket No. N–75–402]

### REAL ESTATE SETTLEMENT PROCEDURES

### Advance Notice of Proposed Rulemaking

The Department of Housing and Urban Development is considering amending the Regulations which implement Sections 4, 5 and 6 of the Real Estate Settlement Procedures Act of 1974 (RESPA). The amendments to Part 82 of Title 24 of the Code of Federal Regulations (Regulation X) would make any changes or additions which may be appropriate and desirable to clarify and improve the implementation of Sections 4, 5 and 6 of RESPA.

Furthermore, HUD in conjunction with the Department of Justice is issuing legal opinions with respect to Sections 7 and 8 of RESPA. The first such opinion, RESPA opinion No. 1 of July 11, 1975 was published in the Federal Register on July 21, 1975 (40 F.R. 30480).

Interested persons are invited to participate in the making of the proposed rule by submitting written views and data. Communications should be identified by the above docket number and title and should be filed with the Rules Docket Clerk, Office of General Counsel, Room 10245, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410. All relevant materials received on or before September 30, 1975, will be considered before taking action on the proposed rule. Copies of comments submitted will be available for public inspection during normal business hours at the above address.

This advance notice of proposed rulemaking is issued under the authority of the Real Estate Settlement Procedures Act of 1974, Pub. L. 93–533.

Issued in Washington, D.C. on July 28, 1975.

CARLA A. HILLS,
*Secretary of Housing*
*and Urban Development.*

[FR Doc.75–20022 Filed 7–31–75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGD 75–152]

### EQUIPMENT, CONSTRUCTION, AND MATERIALS

### Approval Notice

1. Certain laws and regulations (46 CFR Chapter I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from April 11, 1975 to June 3, 1975 (List No. 13–75). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75–1 to 2.75–50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of Title 46, United States Code, section 1333 of Title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner cancelled or suspended by proper authority.

WATER, EMERGENCY DRINKING (IN HERMETICALLY SEALED CONTAINERS), FOR MERCHANT VESSELS

Approval No. 160.026/12/4, container for emergency provisions, dwg. No. 18135, dated July 18, 1972, and specification 18135, dated July 18, 1972, manufactured by Globe Equipment Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/12/4 dated August 18, 1972 to show change of address of manufacturer.)

Approval No. 160.026/20/0, container for emergency provisions, dwg. No. 202–P dated March 26, 1951, and Specification 202–S–1 dated April 6, 1951, two containers required per ration, manufactured by Globe Equipment Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/20/0 dated March 1, 1971 to show change of address of manufacturer.)

Approval No. 160.026/27/2, container for emergency drinking water, Globe Equipment Corporation dwg. No. 1313 dated November 1, 1956, revised May 6, 1959, packed by Ash Jon Corporation, 257 Water Street, Brooklyn, New York 11201, for Globe Equipment Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/27/2 dated January 3, 1974 to show change of address of distributor.)

Approval No. 160.026/37/0, container for emergency provisions for lifeboats and life rafts, dwg. No. FL–1 dated May 17, 1974, Marking: ¼ Ration for lifeboats, ½ Ration for life rafts, manufactured by F & L Packing Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/37/0 dated June 3, 1974 to show change of address of manufacturer.)

Approval No. 160.026/40/0, container for emergency provisions dwg. No. FL–2 dated May 17, 1974 and specification data sheet dated May 17, 1974, manufactured by F & L Packing Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/40/0 dated June 4, 1974 to show change of address of manufacturer.)

Approval No. 160.026/41/0, container for emergency drinking water dwg. No. FL–3 dated May 17, 1974, manufactured by F & L Packing Corporation, 681 Main Street, Belleville, New Jersey 07109, effective April 11, 1975. (It supersedes Approval No. 160.026/41/0 dated June 4, 1974 to show change of address of manufacturer.)

MECHANICAL DISENGAGING APPARATUS, LIFEBOAT, FOR MERCHANT VESSELS

Approval No. 160.033/61/2, Rottmer type releasing gear, approved for maximum working load of 8700 pounds per hook, identified by disengaging apparatus drawing No. 501–111 dated January 15, 1975 and drawing list MDA–501–111 dated January 24, 1975, manufactured by Whittaker Corporation, Survival Systems Division, 5159 Baltimore Drive, La Mesa, California 92041, effective May 20, 1975. (It supersedes Approval No. 160.033/61/1 dated April 9, 1974 to show cast hook post and associated changes.)

LIFEBOATS

Approval No. 160.035/363/2, 24.0' x 8.0' x 3.5' steel, hand-propelled lifeboat, 40-person capacity, identified by general arrangement dwg. No. 24–9G Rev. F dated June 11, 1970, with added note for Type "M" hand propelling unit, U.S.C.G. Approval No. 160.034/18/0 as an alternate to Type "X", 46 CFR 160.035–13(c) Marking, Weights: Condition "A" =3,980 pounds; Conditions "B"=11,356 pounds, manufactured by Marine Safety Equipment Corporation, Foot of Wycoff Road, Farmingdale, New Jersey 07727, effective May 15, 1975. (It is an extension of Approval No. 160.035/363/2 dated July 15, 1970.)

INFLATABLE LIFE RAFTS

Approval No. 160.051/53/0, 25-person inflatable life raft with "Ocean Service Equipment", identified by general arrangement drawing RFD–US–1051, revision 5 dated December 2, 1974, and Specification RFD–US–100, revision No. 5 dated March 22, 1975, satisfies temperature-exposure inflation requirements of 46 CFR 160.051–5(e)(11) as revised in Federal Register of March 13, 1974, inflation system requires aluminum cylinder(s), manufactured by B. F. Goodrich, Engineered Systems Company, Union, West Virginia 24983, effective May 22, 1975.

Approval No. 160.051/63/0, 4-person inflatable life raft; identified by general arrangement drawing CJH/MN/4001 (Alt. 7) dated May 1, 1975, raft satisfies temperature-exposure inflation requirements of 46 CFR 160.051–5(e)(11) as per FEDERAL REGISTER of March 13, 1974, manufactured by Patten/Pan Avion Division of American Safety Flight Systems, Inc., P.O. Box 480213, Miami, Florida 33148, for C. J. Hendry Company, 139 Townsend Street, San Francisco, California 94107, effective May 15, 1975.

Approval No. 160.051/64/0, 6-person inflatable life raft; identified by general arrangement drawing CJH/MN/6001 (Alt. 7) dated May 5, 1975, raft satisfies temperature-exposure inflation requirements of 46 CFR 160.051–5(e)(11) as per FEDERAL REGISTER of March 13, 1974, manufactured by Patten/Pan Avion Division of American Safety Flight Systems, Inc., P.O. Box 480213, Miami, Florida 33148, for C. J. Hendry Company, 139 Townsend Street, San Francisco, California 94107, effective June 2, 1975. (It supersedes Approval No. 160.051/64/0 dated May 15, 1975 to show minor revisions.)

Approval No. 160.051/68/0, 15-person inflatable life raft; identified by general arrangement drawing CJH/MN/15001 (Alt. 8) dated April 25, 1975, raft satisfies temperature-exposure inflation requirements of 46 CFR 160.051–5(e)(11) as per FEDERAL REGISTER of March 13, 1974, manufactured by Patten/Pan Avion Division of American Safety Flight Systems, Inc., P.O. Box 480213, Miami, Florida 33148, for C. J. Hendry Company, 139 Townsend Street, San Francisco, California 94107, effective May 22, 1975.

Approval No. 160.051/81/0, 25-person inflatable life raft with "Limited Service Equipment"; identified by general arrangement drawing RFD–US–1051, revision 5 dated December 2, 1974, and Specification RFD–US–100, revision No. 5 dated March 22, 1975, satisfies temperature-exposure inflation requirements of 46 CFR 160.051–5(e)(11) as revised in FEDERAL REGISTER of March 13, 1974, inflation system can use either steel or aluminum cylinders, manufactured by B. F. Goodrich, Engineered Systems Company, Union, West Virginia 24983, effective May 22, 1975.

MARINE BUOYANT DEVICE

Approval No. 160.064/870/0, adult, Model No. FJ–10, cloth covered unicellular plastic foam "Floater Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 178, factory location: East Wind Manufacturing Company, Inc., 1514 E. Chestnut Avenue, Trenton, New Jersey 08611, Type III PFD, manufactured by American Marine Products, Inc., 240 Shore Drive, Hinsdale, Illinois 60521, effective June 2, 1975.

Approval No. 160.064/871/0, adult, Model No. FJ–15, cloth covered unicellular plastic foam "Floater Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 178, factory location: East Wind Manufacturing Company, Inc., 1514 E. Chestnut Avenue, Trenton, New Jersey 08611, Type III PFD, manufactured by American Marine Products, Inc., 240 Shore Drive, Hinsdale, Illinois 60521, effective June 2, 1975.

Approval No. 160.064/872/0, adult, Model No. FJ–20, cloth covered unicellular plastic foam "Floater Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 178, factory location: East Wind Manufacturing Company, Inc., 1514 E. Chestnut Avenue, Trenton, New Jersey 08611, Type III PFD, manufactured by American Marine Products, Inc., 240 Shore Drive, Hinsdale, Illinois 60521, effective June 2, 1975.

Approval No. 160.064/873/0, adult, Model No. FJ–5, cloth covered unicellular plastic foam "Floater Jacket", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 178, factory location: East Wind Manufacturing Company, Inc., 1514 E. Chestnut Avenue, Trenton, New Jersey 08611, Type III PFD, manufactured by American Marine Products, Inc., 240 Shore Drive, Hinsdale, Illinois 60521, effective June 2, 1975.

Approval No. 160.064/885/0, adult, Model No. 705, cloth covered unicellular plastic foam "Buoyant vest", manufactured in accordance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 182, Type III PFD, manufactured by Militco Products Corporation, 139 Emerson Place, Brooklyn, New York 11250, effective June 2, 1975.

Approval No. 160.064/886/0, adult, Model No. 805, cloth covered unicellular plastic foam "Buoyant Vest", manufactured in accordance ance with U.S.C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 182, Type III PFD, manufactured by Militco Products Corporation, 139 Emerson Place, Brooklyn, New York 11250, effective June 2, 1975.

FIRE-PROTECTIVE SYSTEMS

Approval No. 161.002/2/0, "Detect-A-Fire," Type 27020, fire alarm thermostat, having temperature ratings of 140° F, 160° F, and 225° F, for use with approved closed-circuit type fire indicating and alarm systems; approved as affording protection of an area where no point on the overhead is more than 17.5 feet from the thermostat except that the overhead on each side of beams over 12 inches in depth shall be considered as separate areas for the purpose of this space limitation; identified by drawing 27020–2, revision J/9 dated February 28, 1969, manufactured by Fenwal, Inc., Ashland, Massachusetts 01721, effective June 3, 1975. (It supersedes Approval No. 161.002/2/0 dated July 30, 1970.)

Approval No. 161.002/3/0, "Detect-A-Fire," Type 27021, fire alarm thermostat, having temperature ratings of 140° F, 160° F, and 225° F, for use with approved open-circuit type fire indicating and alarm systems; approved as affording protection of an area where no point on the overhead is more than 17.5 feet from the thermostat except that the overhead on each side of beams over 12 inches in depth shall be considered as separate areas for the purpose of this spacing limitation; identified by drawing 27021–2, revision J/10 dated February 28, 1969, manufactured by Fenwal, Inc., Ashland, Massachusetts 01721, effective June 3, 1975. (It supersedes Approval No. 161.002/3/0 dated July 30, 1970.)

INCOMBUSTIBLE MATERIALS FOR MERCHANT VESSELS

Approval No. 164.009/179/0, "Ultrafine CG#8", fibrous glass type incombustible hull board, identical to that described in National Bureau of Standards Test Report No. FR3900, dated April 30, 1975 approved in a nominal 4.0 pound per cubic foot density, manufactured by Certain-Teed Products Corporation, CSG Group, Old Route 202, Eagle School Road, Valley Forge, Pennsylvania 19481, plants located in Shelbyville, Indiana; Mountain Top, Pennsylvania; Kansas City, Kansas, effective May 19, 1975.

Approval No. 164.009/180/0, "Ultrafine CG#8", fibrous glass type incombustible pipe insulation, identical to that described in National Bureau of Standards Test Report No.







V40149 AUG 1 75 XUM

FR3900, dated April 30, 1975 approved in nominal 4.0 pound per cubic foot density, manufactured by Certain-Teed Products Corporation, CSG Group, Old Route 302, Eagle School Road, Valley Forge, Pennsylvania 19481, plants located at Shelbyville, Indiana; Kansas City, Kansas, effective May 19, 1975.

Dated: July 25, 1975.

J. V. CAFFREY,
*Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.*

[FR Doc.75-20027 Filed 7-31-75;8:45 am]

## National Highway Traffic Safety Administration

[Docket No. EX75-21; Notice 2]

### TRAVEL BATCHER CORP.

#### Petition for Temporary Exemption From Federal Motor Vehicle Safety Standard

The National Highway Traffic Safety Administration has decided to grant Travel Batcher Corporation of Salt Lake City, Utah, an exemption from Motor Vehicle Safety Standard No. 121, *Air Brake Systems* that expires February 1, 1976, on the basis that compliance would cause it substantial economic hardship.

Notice of Travel Batcher's petition was published on June 27, 1975 (40 FR 27287) and an opportunity afforded for comment.

In the period February 1, 1974, to March 1, 1975, Travel Batcher manufactured seven motor vehicles (ready-mix trucks). It normally produces 10 vehicles a year and has manufactured none since March 1, 1975, the effective date of Standard No. 121. In the fiscal year ending July 31, 1974, it had a net profit of $21,386.15 which reduced its retained earnings deficit to $32,993.33. Travel Batcher requested an exemption until July 1, 1976. Because of the specialized nature of its vehicles and small production, it alleges that it was impossible for it to meet Standard No. 121 on the effective date. Travel Batcher is now working with a supplier who, it is confident, will fill its needs. It argued that an exemption would be in the public interest and consistent with the objectives of the National Traffic and Motor Vehicle Safety Act because "of an outstanding record of safety for all the years of our manufacturing. . . ." The alleged effect of a denial would bankrupt the company.

The petition was supported by Senator E. J. Garn and Representative Allan T. Howe of Utah. No comments were filed opposing it. It is apparent that petitioner has only marginal financial resources. An exemption would allow it to sell vehicles and apply the profits toward resolving its compliance problems. The company's limited production makes it unlikely that its exempted vehicles would present a significant threat to traffic safety. The company is therefore being granted what is essentially a 6-month exemption in the belief that this should be adequate time to conclude arrangements with its supplier and to bring its vehicles into compliance.

For the reasons discussed above, Travel Batcher Corporation is granted NHTSA Exemption No. 75-21 from 49 CFR 571-121 Motor Vehicle Safety Standard No. 121 *Air Brake Systems* expiring February 1, 1976.

(Sec. 3, Pub. L. 92-548, 88 Stat. 1159 (15 USC 1410); delegation of authority at 49 CFR 1.51).

Issued on July 28, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75-20078 Filed 7-31-75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket 28109]

### AEROPERU

#### Notice of Prehearing Conference and Hearing

In the matter of Aeroperu, foreign permit application, (addition of Washington, D.C., New York, N.Y. and Quito, Ecuador), Docket 28109.

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on August 18, 1975, at 10:00 a.m. (local time) in Room 503, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C., before Administrative Law Judge William A. Kane, Jr.

Notice is also given that the hearing may be held immediately following conclusion of the prehearing conference unless a person objects or shows reason for postponement on or before August 11, 1975.

Ordinary transcript will be adequate for the proper conduct of this proceeding.

Dated at Washington, D.C., July 29, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20071 Filed 7-31-75;8:45 am]

[Order 75-7-131; Dockets 27990 and 28044]

### EASTERN AIR LINES, INC. AND UNITED AIR LINES, INC.

#### Chicago-New Orleans Nonstop Route Proceeding

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 28th day of July, 1975.

Chicago-New Orleans nonstop route proceeding, Docket 27990; in the matter of the application of Eastern Air Lines, Inc. and United Air Lines, Inc., 28044, for prior board approval of a route purchase agreement.

By Order 75-6-104, June 23, 1975, the Board instituted in Docket 27990 an investigation to determine whether the public convenience and necessity require the certification of an air carrier to engage in competitive nonstop service between Chicago, Illinois and New Orleans, Louisiana and, if so, which carrier or carriers should be authorized to provide such service. Also placed in issue was the question of whether Eastern Air Lines' existing nonstop Chicago-New Orleans authority should be terminated or suspended.[1] Thereafter, on July 2, 1975, Eastern Air Lines and United Air Lines filed an agreement in Docket 28044 whereby Eastern's nonstop authority in the Chicago-New Orleans market would be transferred to United.

Northwest Airlines has filed a motion seeking to defer consideration of the Eastern-United agreement pending the outcome of the Chicago-New Orleans route case. Eastern and United, on the other hand, have sought reconsideration of Order 75-6-104 and urge the Board to defer the route case pending disposition of the agreement.[2] Upon consideration of the matters presented, we have determined that consolidation of both proceedings is most conducive to the proper dispatch of the Board's business.

We have set down the Chicago-New Orleans case in view of our judgment that a general examination of the needs of the Chicago-New Orleans market, including the question of which carrier or carriers, if any, should be authorized to provide any needed competitive service, is warranted at this time. Our views in this regard have not changed. While we appreciate the argument of Eastern and United that favorable Board action on their application might obviate the need for the route case, we must also recognize, as a procedural matter, that unfavorable action would require the Board to go through a second evidentiary hearing, with the attendant delay and cost. Moreover, the instant investigation already includes one matter—i.e., the deletion or suspension of Eastern's nonstop authority—which is a fundamental part of the subsequently filed agreement. And, clearly, the matters involved in Dockets 27990 and 28044, although different, are related, so that consolidation of both proceedings will not unduly complicate or delay the instant investigation and will, at the same time, accord Eastern and United prompt consideration of their application.

In all these circumstances, we find that the orderly dispatch of the Board's business requires the consolidation of the application filed in Docket 28044 into Docket 27990.

Accordingly, it is ordered that:

1. The joint application of Eastern Air Lines and United Air Lines, Docket 28044, be and it hereby is consolidated for hearing and decision in Docket 27990.

2. The motion of Northwest, Docket 28044, and the petition for reconsideration filed by Eastern and United in Docket 27990 be and they hereby are denied.

The order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20072 Filed 7-31-75;8:45 am]

[1] Eastern is currently suspended in the market.

[2] Petitions for reconsideration of Order 75-6-104 have also been filed by Ozark Air Lines and Delta Air Lines. These petitions will be dealt with by subsequent order.





[Order 75-7-136; Docket 27573; Agreement C.A.B. 25171 and 25185]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

#### North Atlantic Cargo Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 29th day of July, 1975.

In the matter of agreement adopted by the Joint Traffic Conferences of the International Air Transport Association relating to North Atlantic cargo rates, Docket 27573; Agreement C.A.B. 25171 and 25185.

An agreement has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of the Joint Traffic Conferences of the International Air Transport Association (IATA). The agreement was adopted June 6, 1975 at the Composite Cargo Traffic Conference held in Nice for expedited July 1, 1975 effectiveness.

The agreement would readopt the existing IATA North Atlantic cargo rate structure which expired June 1, 1975, with certain amendments, and is proposed for effect through August 31, 1975, when the overall rate structure for the period September 1, 1975 through September 30, 1977, is proposed to become effective.[1] The amendments, which are incorporated in the September 1 agreement, would adopt new 10,000 kg. specific commodity rates (ESCR's) for containerized shipments in both directions to replace Pan American's unilateral 10,000 kg. FAK rates, at levels about three cents per kg. higher; cancel current IATA rates for 30,000 kg. specific commodity rate shipments; rescind the North Atlantic minimum cargo charter rate resolution; and adopt a new SCR for Item 1295 (leather goods) from Paris to New York.

Pan American and Trans World Airlines, Inc. (TWA) have submitted statements in support of the agreement, and Seaboard has submitted comments opposing the agreement. In their statements of justification, Pan American and TWA generally assert that the purpose of the agreement is to close the current open-rate situation and to eliminate allegedly uneconomic existing rates such as the 30,000 kg. SCR's and various non-IATA rates including 15,000 and 30,000 kg. government-ordered rates as well as the 34,000 and 42,500 kg. FAK rates. The proponents further contend that the new rates are economic and include various supporting data, alleging that the net effect will be a revenue improvement of $43,700 a week for Pan American and $18,400 a month for TWA.

Seaboard urges that the agreement be disapproved on the basis that, rather than the usual "interim" agreement which merely extends existing rates to close an open-rate situation, this proposal includes the major structural changes of the overall September 1 agreement; eliminates all existing high weightbreak rates on scheduled service as well as minimum charter rates and will result in massive diversion of large shipments from scheduled service to charters; flouts the Board's policy statement issued prior to the Nice Conference; and that the justification is totally inadequate for an agreement with such a serious impact on the North Atlantic market.

Upon full consideration of the subject agreement, the statements of justification and comments, the Board has determined to defer action pending its disposition of the entire North Atlantic package proposed for effect September 1. The agreement's proposed effectiveness covers a very limited period and neither Pan American nor TWA have made a clear showing of a compelling necessity to close the present open-rate situation prior to the intended implementation of the overall "Nice package." The agreement before us proposes major structural changes, and the Board prefers to consider the pattern of rates proposed for the next two years as a whole, with the benefit of complete economic justification and supporting data from the U.S. carriers as well as comments from interested persons. Order 75-7-88 established procedural dates for the submission of such material.

Accordingly, it is ordered that:

Action on Agreements C.A.B. 25171 and 25185 be and hereby is deferred.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20073 Filed 7-31-75;8:45 am]

[1] The rate structure became open due to the filing of U.S.-Germany high weight-break (34,000 and 42,500 kg.) freight-all-kinds (FAK) rates by Seaboard World Airlines, Inc. (Seaboard), and 10,000 kg. U.S./Europe FAK rates filed by Pan American World Airways, Inc. (Pan American), an IATA member, as well as reduced charter rates filed by Pan American.

## COUNCIL ON ENVIRONMENTAL QUALITY

### ENVIRONMENTAL IMPACT STATEMENTS

#### List of Statements Received

Environmental impact statements received by the Council on Environmental Quality from July 21 through July 25, 1975. The date of receipt for each statement is noted in the statement summary. Under Council Guidelines the *minimum* period for public review and comment on draft environmental impact statements in forty-five (45) days from this *Federal Register* notice of availability. (September 15, 1975). The thirty (30) day period for each final statement begins on the day the statement is made available to the Council and to commenting parties.

Copies of individual statements are available for review from the originating agency. Back copies will also be available at cost from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

DEPARTMENT OF AGRICULTURE

Contact: Dr. FOWDEN G. MAXWELL, Coordinator of Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 359-A, Washington, D.C. 20250, 202-447-3965.

FOREST SERVICE

*Draft*

Ozone Unit Plan, Ozark-St. Francis N.F., Johnson County, Ark., July 23: The proposed action is to manage the 66,417 acre Ozone Unit of the Ozark-St. Francis National Forest. The 10-year plan includes regenerating 5560 acres, thinning and releasing 9600 acres, increasing the diversity of wildlife habitat conditions, maintenance and improvement of existing developed recreation sites, administration of on-going gas and oil leasing activities, managing the range resource and the construction or reconstruction by timber purchasers, contractors, permittees or lessees of 67 miles of single lane, gravel roads. The planned activities may make portions of the unit less suitable for wilderness or other natural area designation. (ELR Order No. 51067.)

Smith Creek Planning Unit, Kaniksu N.F., Boundary County, Idaho, July 21: The proposed project is the implementation of a land use plan for the 92,130-acre Smith Creek Planning Unit, Kaniksu N.F. in the state of Idaho. The plan emphasizes management of timber sites, roadless area recreation, and mountain caribou, grizzly bear and fishery habitat. Adverse impacts include alteration of roadless areas; reduced opportunities for solitude; reduction of air quality due to logging, burning of debris, and traffic; increased sedimentation; reduced quality of grizzly bear and fish spawning habitats; disruption of unique plant habitats; increased noise; possible disturbance of historical and archaeological sites; increased fire hazard; and increased chance of insects. (ELR Order No. 51048.)

*Final*

Ruby Mountains, Humboldt N.F., Elko, White, and Pine Counties, Nev., July 21: The statement refers to a proposed land use plan for the 361,098 acre Ruby Mountains-East Humboldt Planning Unit of the Humboldt National Forest. Land use objectives include watershed protection; maintenance of wildlife habitat; maintenance of livestock grazing; development of winter sports facilities; construction of access roads for mineral development; and related objectives. There will be adverse impact to air, water, and natural landscape qualities. The adverse impacts will result in the loss of wilderness characteristics on 3,603 acres to be committed to the winter sports development. Comments made by: DOC, DOI, USDA, EPA, HEW, state agencies, and individuals. (ELR Order No. 51043.)

Herbicide Use, Mt. Hood, Willamette, Rogue River N.F., Oregon and California, July 21: The statement is a supplement to an eis filed 24 June 1974 to update the Vegetation Management Program of FY 1974. The program involves the use of herbicides 2,4,-D, 2,4-DP, 2,4,5-DT, Silvex, Amtrole, Picloram, and Dicamba to reduce the competition from native vegetation where it hampers forest management activities in Mt. Hood, Rogue River, and Willamette National Forests. Changes in wildlife populations will occur due to changes in habitat. Comments made by: DOI, USDA, DOC, EPA, state, and local agencies. (ELR Order No. 51042.)



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SOIL CONSERVATION SERVICE

*Final*

Upper Brushy Creek Watershed, Escambia County, Ala., July 21: The statement concerns a project for watershed protection flood prevention, and drainage in Escambia County, Alabama. The plan proposes that over a period of five years, conservation land treatment methods be applied on 5600 acres of cropland, 880 acres of pastureland and 3055 acres of forest land; and 7.2 miles of channel work. Adverse impacts include direct loss of 75 acres of bottom land forest, increased depth of flooding below the channel work, and increased turbidity during construction. Comments made by: COE, HEW, HUD, DOI, DOT, EPA, AHP, and state agencies. (ELR Order No. 51047.)

Rabon Creek Watershed, Laurens and Greenville Counties, S.C., July 23: Proposed is a project for watershed protection, flood prevention and recreation on the 85,500 acre Rabon Creek Watershed. Project measures will include two floodwater retarding structures, one multiple purpose structure, a recreation development, and land treatment measures. Adverse impacts will include the commitment of 744 acres of land to project structures; the temporary inundation of 811 acres; and the permanent inundation of 10 miles of stream. Comments made by: COE, HEW, DOI, DOT, EPA, AHP, and state and regional agencies. (ELR Order No. 51062.)

Bogota Watershed, Dyer and Obion Counties, Tenn., July 24: The project involves watershed protection and flood prevention in the Bogota Watershed which encompasses the drainage area of Daugherty Creek. Action called for includes conservation measures on 5,910 acres of land, and about 29.2 miles of stream channel work with appurtenant measures construction of one grade stabilization structure, and mitigating measures. Adverse impacts include the loss of 61 acres of shrubs and trees, loss of 220 acres of cropland and 10 acres of pasture, and minor increases in sediment load during construction. Comments made by: COE, HEW, DOI, DOT, EPA, and state agencies. (ELR Order No. 51093.)

DEPARTMENT OF DEFENSE

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue, S.W., Washington, D.C. 20314, 202-693-6861.

*Draft*

Pago Pago Harbor, Tutuila Island, Permit, American Samoa, July 22: The statement concerns permit applications for expansion, modification, and improvement of existing marine-oriented facilities in the navigable waters of Pago Pago Harbor. The action should encourage planned development in the harbor region (Honolulu District). (ELR Order No. 51060.)

Lake Seminole and Jim Woodruff Lock and Dam, Alabama, Florida and Georgia, July 23: The statement concerns the operation and maintenance of the powerhouse, lock, dam, and reservoir, including associated buildings, water quality monitors, access roads, public use areas, and boat channels. The construction of new recreational areas is also covered. The reservoir provides ideal habitat for the continued growth of aquatic plants and mosquitoes. Other adverse impacts include the loss of fish food organisms due to fluctuating pool levels, aggravated pollution due to increased navigation, and dredging disruption (Mobile District). (ELR Order No. 51063.)

Kaneohe-Kailua Area Flood Control, Oahu County, Hawaii, July 23: The project consists of a detention dam and reservoir in the headwaters of Kaneohe Stream and about 1,274 feet of allied channel improvements at the stream outlet to Kaneohe Bay for the purpose of flood control for the urban area. Completion of the dam and reservoir will inundate 3,500 feet of free-flowing streams and will result in some intrusion on the residential area downstream due to increased recreational use. The net loss of about 10 acres of bananas will adversely affect the already declining banana industry (Honolulu District). (ELR Order No. 51071.)

Ala Moana Park Drainage Canal Improvements, Honolulu County, Hawaii, July 26: The statement concerns the issuance of a permit to the City and County of Honolulu, Department of Public Works, to improve the existing Ala Moana Park Drainage Canal. The project will fill the existing canal, excavate 42,000 cubic yards of material for a double-celled box drain, which will empty into the Diamond Head lagoons, construct a new park road bridge and new outlet into the Ala Wai Yacht Harbor, and construct a storm drainage pipe system into the Kewalo Basin lagoon. The project will reduce the recreational diversity of the park by eliminating 28,500 square feet of estuarine habitat and its associated biological resources. Construction will create temporary inconveniences. (ELR Order No. 51094.)

Gordons Creek Flood Control, Forrest County, Miss., July 21: The proposed flood control project for Gordons Creek involves channel enlargement, clearing and snagging along 2.35 miles of the Creek. Adverse impacts include temporary adverse effect to water quality and construction-related noise and disruption (Mobile District). (ELR Order No. 51056.)

Stocco Homes, Inc. Lagoon Development, Cape May County, N.J., July 23: Proposed is the approval of a permit application for the construction of a waterfront residential development at Ocean City, New Jersey. The construction includes the dredging of two additional lateral lagoons in an existing lagoon system, the bulkheading of these new lagoons and all previously dredged lagoons, disposal of dredge spoil material behind inclosed sod banks on the site, and the building of roadways, houses and dock facilities. Construction would result in 113 new single family dwellings, with docking facilities (Philadelphia District). (ELR Order No. 51061.)

Denison Dam, Lake Texoma, Red River O & M, Oklahoma and Texas, July 21: The project entails the operation and maintenance of Denison Dam, Lake Texoma, consisting of reservoir regulation; flood control; management of land resources and facilities; and management of leases, easements and other outgrants. Adverse impacts include soil erosion and/or compaction (due to recreational use, traffic, and wave action and pool fluctuation); damage to and loss of vegetation (due to pool fluctuation and construction); and alterations of the natural environment through recreational development and construction. (ELR Order No. 51054.)

Sabine-Neches Waterway, Maintenance Dredging, Jefferson and Orange Counties, Tex., July 21: The proposed action is the maintenance dredging of the Sabine-Neches Waterway for purposes of navigation. Removal of approximately 400 acres of tidal marsh will result from levee construction, and dredging operations will destroy benthic organisms (Galveston District). (ELR Order No. 51041.)

Galveston Harbor and Channel Maintenance Dredging, Galveston County, Tex., July 24: This statement concerns the maintenance dredging of Galveston Channel, including deepening, dredging 4 million cubic yards of sediment every 2 years, and placing dredged materials in leveed land disposal areas. Adverse effects will be: the covering of low quality vegetation in disposal areas, the return of some pollutants to Galveston Bay via the controlled spillways, the removal of bottom dwelling organisms, and minor turbidity and resuspension near the dredge (Galveston District). (ELR Order No. 51091.)

Richmond Flood Protection Measures (2), Virginia, July 22: The statement is a revision of a draft eis filed with CEQ 7 October 1974. The recommended project for flood protection for the area includes the construction of two floodwalls to protect the Shockoe Creek area and a separate floodproofing project for the sewage treatment plant. A portion of the old Libby Prison site would be permanently covered by the wall on the north side, and a concrete gravity wall will cover an area of river bottom 900' x 50' (Norfolk District). (ELR Order No. 51057.)

*Final*

Millers Ferry Lock and Dam, Wilcox and Dallas Counties, Ala., July 23: Proposed is the completion of construction of the Millers Ferry Project; the concrete gravity-type dam, powerhouse, navigation lock, and reservoir have already been completed. The project will result in the conversion of 1,689 acres of agricultural and forest lands to public use areas, the inundation of 17,200 acres of land, the loss of stream fishery and mussel fishery, elimination of the mollusk, "Quadrula stapes," temporary increases in turbidity, and loss of 9,300 acres of agricultural and forest land (Mobile District). Comments made by: DOI, DOC, HUD, DOT, EPA, USDA, and Alabama Office of State Planning. (ELR Order No. 51077.)

Bayou La Batre, Maintenance Dredging, Alabama, July 23: The project involves maintaining existing channel dimensions in the Bayou La Batre. The channel has an overall length of approximately 33,500 ft. The project also includes maintenance dredging of a turning basin. Spoil from the inland portion of the project, and that area extending about 2,000 to 3,000 ft. from shore, is pumped to diked land disposal sites. Spoil from the remainder of the project is disposed of in open-water sites adjacent to the channel. The dredging will result in some disruption and destruction of benthic organisms and terrestrial habitat. Dredging will also cause temporary water turbidity (Mobile District) (34 pages). Comments made by: EPA, DOI, DOC, HUD, DOT, USCG, USDA, and state agencies. (ELR Order No. 51080.)

St. Joseph's Bay, Florida, July 23: The statement refers to the maintenance dredging of the entrance channel and inner harbor channels in St. Joseph Bay. Spoil will be placed in diked areas on land. Adverse impact will be to marine biota. Comments made by: HUD, DOT, USDA, EPA, DOI, and state agencies. (ELR Order No. 51073.)

Canaveral Harbor, Maintenance Dredging, Brevard County, Fla., July 23: The project involves the maintenance of required depths of the navigation channel at Canaveral Harbor by removing shoaled materials from the channel. Approximately 600,000 cubic yards of material is scheduled to be removed in 1974. Adverse impacts of the project are the loss of some benthic organisms, and temporary turbidity and siltation caused by dredging (Jacksonville District). Comments made by: EPA, USDA, DOI, DOT, and state agencies. (ELR Order No. 51076.)

*Final*

Jacksonville Harbor (Maintenance Dredging), Fla., July 23: The statement refers to the maintenance dredging of the navigation channel at Jacksonville Harbor by removing shoaled material from the channel. Approximately 1,000,000 cubic yards are scheduled for removal in FY-75 and FY-76 with placement on the proposed Quarantine Island site. Adverse impacts are the destruction of some benthic organisms, temporary turbidity, loss of some existing terrestrial organisms and vegetation, and the loss of about 50 acres of marsh and about 675 acres of open water over a 20-year period (Jacksonville District). Comments made by: USDA, DOC, DOI, USCG, and EPA. (ELR Order No. 51079.)

Buford Dam and Lake Sidney Lanier several counties in Georgia, July 23: The project involves the operation and maintenance of an existing multipurpose dam and reservoir located on the Chattanoochee River in Gwinett and Forsyth Counties. The project provides flood control, navigation, hydroelectric power and recreational opportunities. Adverse environmental effects include flooding of tributary mouths downstream because of releases in peak power generation, and discharges from the project in late summer containing low dissolved oxygen levels (Mobile District). Comments made by: DOT, HUD, DOI, EPA, USDA, DOC, USCG, and state agencies. (ELR Order No. 51072.)

Beach Erosion, So. Boulevard, Evanston, Ill., July 21: Proposed is the construction of a 600 foot groin into Lake Michigan at South Boulevard Beach in Evanston, and beach nourishment with 30,000 cu. yds. of sand. Adverse impacts include: probable development of a scour hole directly down-drift from the groin; creation of a possible safety hazard; and disturbance to both human and aquatic populations during construction activities (Chicago District). Comments made by: EPA, USDA, DOC, DOI, DOT, HUD, and state and local agencies. (ELR Order No. 51049.)

Kent Creek Local Protection Project, Winnebago County, Ill., July 21: Proposed is a revised general design for the local flood control project at Kent Creek, Rockford, Illinois. Project measures would include a dam and dry reservoir, as well as channel work, on the North Branch, and channel diversion and the raising of the level of the existing dam on the South Branch. Approximately 857 acres will be acquired for project development; 224 acres of vegetation and four miles of stream will be lost (Rock Island District). (ELR Order No. 51050.)

South Haven Harbor, Mitigation of Shore Damage, Van Buren County, Mich., July 21: The statement refers to the mitigation of shore erosion in the vicinity of South Haven Harbor. The plan considered most practical is the creation of "feeder beaches" to nourish the areas suffering shore damage with littoral materials supplied in part from the unpolluted dredging obtained during harbor maintenance operations. Adverse impacts are temporary turbidity of water at the operational sites, and temporary increases in noise and inconvenience caused by the construction and transportation operations associated with the feeder beach formation (Detroit District) (45 pages). Comments made by: AHP, USDA, DOC, DOI, EPA, and state agencies. (ELR Order No. 51051.)

St. Joseph Harbor, Shore Damage, Berrien County, Mich., July 23: The statement refers to the attempt to mitigate shore erosion in the vicinity of St. Joseph Harbor. The plan considered most practical for this purpose entails the creation of "feeder beaches" to nourish the areas suffering shore damage with littoral materials supplied in part from the unpolluted dredgings obtained during harbor maintenance operations. Adverse impacts include temporary turbidity due to dredging, and temporary increases in noise during construction (Detroit District). Comments made by: USDA, USCG, DOT, HEW, FPC, HUD, DOC, EPA, AHP, and DOI. (ELR Order No. 51078.)

Ponce Harbor Maintenance Dredging, Puerto Rico, July 23: The project involves the maintenance of navigation channels at authorized depths by the removal of shoaled materials. Approximately 300,000 cu. yds. of material will be removed and placed in an offshore disposal area. Adverse impact will include temporary siltation and destruction of some marine biota (Jacksonville District). Comments made by: USDA, DOC, DOI, EPA, and USCG. (ELR Order No. 51074.)

Harris Fork Creek, Obion and Forked Deer Rivers, Tennessee and Kentucky, July 23: The project consists of a fenced, vertical-walled, sculptured concrete-lined channel on Harris Fork Creek and on South Fulton Branch in the urban areas and about 10 miles of channel enlargement on the stream from South Fulton to the junction with North Fork, Obion River. A small amount of timberland and small game habitat will be reduced. Sediment loads will increase during construction and affect water quality. The aesthetic appeal of the stream bank in the rural areas will be lessened (Memphis District). Comments made by: DOI, HUD; TVA, USDA, EPA, HEW, DOT, and state and local agencies. (ELR Order No. 51089.)

West Tennessee Tributaries Project, Tennessee, July 25: The project involves channel work on 225 miles of the Obion and Forked Deer River tributaries, in order to reduce the frequency, depth, and duration of flooding. Additionally, approximately 32,000 acres of woodlands will be acquired for wildlife management, recreational, and environmental purposes. Adverse impact will include erosion, water quality degradation, and loss of some wetlands (Memphis District) (5 volumes). Comments made by: DOI, USDA, EPA, HEW, DOT, HUD, and state agencies. (ELR Order No. 51097.)

North Springfield Lake Operation, Vermont, July 23: The statement refers to the annual operation and maintenance of the North Springfield Lake flood control project, with its permanent 100 acre pool and permanent 65 acre subimpoundment, both of which provide opportunities for recreation activities. Flooding at certain times could have serious effects on the reproduction of some fish and wildlife species (Waltham District). Comments made by: DOI, HUD, HEW, and EPA. (ELR Order No. 51075.)

Virginia Beach Erosion Control, Virginia, July 24: The statement refers to the continued nourishment of 3.3 miles of Virginia Beach shoreline by truck haul of sand from a designated stockpile site. Adverse impacts include turbidity increases during dredging, loss of terrestrial habitat, loss of sandy beach habitat, noise, and loss of benthic and suspended life in dredged areas (Norfolk District). Comments made by: EPA, DOC, DOI, AHP, and state and local agencies. (ELR Order No. 51092.)

Lower Granite Project, Snake River (3), Washington and Idaho, July 23: Proposed is the completion of a dam, generators, and navigation lock at river mile 107.5 on the Snake River, and operation of the Lower Granite project. The dam will have a power capacity of 810,000 kilowatts when all six generators are operational. The project also includes completion of highway, railroad, and utility relocations, beautification of the levees, and implementation of fish and wildlife compensation measures (Walla Walla District). Comments made by: DOI, USCG, DOC, EPA, FPC, USDA, and state and local agencies. (ELR Order No. 51068.)

Chief Joseph Dam, Columbia River, Douglas and Okanogan County, Wash., July 23: The statement refers to the Chief Joseph Dam and its reservoir, Rufus Woods Lake, located on the Columbia River. Involved is the continued operation and maintenance of the existing dam, powerhouse, reservoir, and associated lands, including the granting of specified types of permits; the addition of 11 generating units to the powerhouse; and the raising of the normal full pool of the reservoir 10 feet, with associated modifications to the dam. Adverse impacts are alterations of Columbia River flow characteristics, the lowering of terrestrial and aquatic biological productivity, and the displacement of 45 persons (Seattle District). Comments made by: AHP, DOC, HUD, DOI, DOT, EPA, FPC, and state and local agencies. (ELR Order No. 51070.)

GENERAL SERVICES ADMINISTRATION

Contact: Mr. Andrew E. Kauders, Executive Director of Environmental Affairs, General Services Administration, 18th and F Streets, N.W., Washington, D.C. 20405, 202-343-4161.

*Draft*

Federal Youth Center, Ventura County, Calif., July 24: The proposed action is the construction and operation of a 195,000-square foot correctional facility, the Federal Youth Center, on a 315-acre site near Camarillo. Adverse impacts include the permanent removal of 85 acres of arable land from agricultural use, an insignificant increase in air pollution, and temporary construction disruption. (ELR Order No. 51090.)

*Final*

Federal Office Building, New Haven, Conn., July 25: Proposed is the construction of a Post Office-Federal Building in New Haven, and the retention and renovation of the existing U.S. Post Office and Courthouse. The two projects will be part of a Government center complex being planned by the City of New Haven. There will be adverse impact from construction disruption. Comments made by: AHP, DOI, USDA, DLAB, HEW, HUD, DOT, EPA, and state and local agencies. (ELR Order No. 51096.)

DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Director, Office of Environmental Quality, Room 7258, 451 7th Street, S.W., Washington, D.C. 20410, 202-755-6308.

*Draft*

Inner Harbor West Urban Renewal, Baltimore County, Md., July 25: Proposed is a project for urban renewal encompassing 68 acres of land bordering on the southern end of the Central Business District of Baltimore. Roughly 1,300 housing units are planned of which approximately 80 to 100 units are slated for rehabilitation under the City's homesteading project. There are potential noise problems associated with automobile and truck traffic should I-395 be constructed. There will also be a potential negative impact on the housing market. (ELR Order No. 51095.)

*Final*

Santa Rosa Urban Renewal, Sonoma County, Calif., July 25: The Santa Rosa Center Urban Renewal Project entails the development of a major regional shopping center covering 12 blocks (30 acres) in the business center of downtown Santa Rosa. The project is being developed in three phases, with land use being for government, institutional, commercial, and retail purposes. In







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addition to temporary construction disruption, the project will have adverse impacts on air quality, noise levels, and circulation patterns, due to increases in traffic. The project is also subject to possible seismic hazards. Comments made by: AHP, DOT, HEW, COE, USDA, DOC, EPA, DOI, and state agencies. (ELR Order No. 51098.)

Sterling Park, Seminole County, Fla., July 22: The statement refers to the development of Sterling Park, a 948-acre tract of land in Seminole County, 9 miles northeast of Orlando, Florida. The plan includes a land use proposal for construction of single family dwellings, townhouses, condominiums, patio homes, common areas, green belts, recreation areas, commercial areas, schools, and parks. Traffic congestion and excess demand on facilities will result. Comments made by: AHP, DOT, USDA, ERDA, DOI, DOC, HUD, FEA, EPA, and state agencies. (ELR Order No. 51058.)

SECTION 104(h)

The following are Community Development Block Grant statements prepared and circulated directly by applicants pursuant to section 104(h) of the 1974 Housing and Community Development Act. Copies may be obtained from the office of the appropriate local chief executive. (Copies are not available from HUD).

*Draft*

Brunswick Co. Water System, Brunswick County, N.C., July 21: The statement concerns a Community Development project for the Brunswick County water system, Phase II that will include a well water supply, water treatment facilities, high service water mains, and elevated water storage. The statement indicates no significant adverse environmental effect. (ELR Order No. 51055.)

*Final*

Vegas Heights Community Development, Las Vegas, Nev., July 23: The project is to provide urbanization improvements, i.e., streets, curbs, gutters, parking lanes, sidewalks, driveways, and street lighting to the Vegas Heights area of the City of Las Vegas, Nevada. The proposed project area is contained in the neighboring residential area bounded by Highland Avenue on the west, Carey Avenue on the north, "H" Street on the east, and Lake Mead Boulevard on the south. Construction disruption will result. Comments made by: EPA and state and regional agencies. (ELR Order No. 51066.)

Physical Environment Projects, Reading, Berks County, Pa., July 23: The statement concerns a proposal for the enhancement of the physical environment of the City of Reading which includes: the planting of street trees along 20 blocks; the lighting of about 60 blocks; the replacement, repair and upgrading of deteriorated sections of the City's storm sewer and water service system and the rebuilding and repaving of 30 streets. The new facilities require long-term maintenance. Comments made by: EPA and state and local agencies. (ELR Order No. 51081.)

Near Northwest Neighborhood Improvement, Reading, Berks County, Pa., July 23: The statement concerns a program for improvement of Near Northwest neighborhood which includes the improvement of existing streets, the extension of storm sewers, the addition and replacement of street lights, and the addition of street trees and green spaces. Construction disruption will result. Comments made by: EPA and state and local agencies. (ELR Order No. 51082.)

Court Street Widening Project, Reading, Berks County, Pa., July 23: Proposed is the widening of a section of Court Street (between Thorn and North Streets) to complete the Service System necessitated by the Downtown East Urban Renewal Project and Penn Square. The project will require the demolition of two buildings and the relocation of one family. Construction disruption will result. Comments made by: EPA and state and local agencies. (ELR Order No. 51083.)

Housing Programs and Projects, Berks County, Pa., July 23: The statement concerns a housing rehabilitation program intended to improve the City of Reading through enforcement of existing codes and through the provision of about 200 new rehabilitation loans with grants supplemented by public rehabilitation. The project will require the rehabilitation of 50 units and the demolition of 75 units. Adverse impacts include the displacement of residents of the demolished home temporary change in land use, and economic impact to residents and landowners who will be required to comply with existing codes. Comments made by: EPA and state and local agencies. (ELR Order No. 51084.)

11th and Penn Residential Development, Reading, Berks County, Pa., July 23: The statement concerns a proposal for the city of Reading to purchase a one acre tract of land, located at 11th and Penn Streets which is currently owned by the State of Penna. While the site is presently leased by the Reading Parking Authority for a parking lot, it would be sold to a private developer for a residential development project of approximately 100 units. The units would house mid- to upper-income families. Comments made by: EPA and state and local agencies. (ELR Order No. 51085.)

Northeast Industrial Area Development, Reading, Berks County, Pa., July 23: The statement concerns a 50 acre industrial renewal project in the Northeast section of Reading. The City will acquire land, install storm and sanitary sewers, water lines, improve roads, and provide street lighting and trees. Private development of the land would then be encouraged. The major adverse effects are those associated with an increase in storm runoff and the expected increase in vehicular traffic within and adjacent to the project area. Comments made by: EPA and state and local agencies. (ELR Order No. 51086.)

Parks and Recreation Project, Reading, Berks County, Pa., July 23: Proposed is the upgrading of 22 existing parks and playgrounds and the development of new parks in Reading in hopes of arresting the migration of residents to the suburbs. The improvements made to existing parks will result in increased traffic in the immediate areas of the parks and the disruption of construction. Comments made by: EPA and state and local agencies. (ELR Order No. 51087).

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, 202-343-3891.

BUREAU OF RECLAMATION

*Draft*

Sugar Pine Dam, Reservoir, and Conduit, Placer County, Calif., July 21: Proposed is the construction of Sugar Pine Dam reservoir, and conduit for the purpose of providing a water supply to the area served by the Foresthill Public Utility District. Water will be conveyed by an 8-mile pipeline from the 160-acre lake to a 40-acre-foot regulating reservoir. Construction of the 173-foot dam will convert 2 miles of trout stream to a 7,000 acre-foot lake. The reservoir will flood the wildlife habitat of 24 resident deer and numbers of smaller animals. (ELR Order No. 51062.)

Four Corners Powerplant and Navajo Mine, Modification, San Juan County, N. Mex., July 21: The Four Corners Powerplant proposes to modify the air pollution equipment on all units in order to bring the plant into compliance with existing state and federal standards. A 200-acre limestone quarry and kiln would be opened 130 miles northwest of the plant. Utah International Inc. (Navajo Mine) is requesting an additional amendment to their present lease. Amendment Four to the Navajo Mine would disturb approximately 3,000 acres of land over its 30-year life. If mine reclamation is not successful, this could be a permanent displacement. (ELR Order No. 51063.)

BUREAU OF SPORTS FISHERIES AND WILDLIFE

*Final*

Missisquoi Wilderness Area, Franklin County, Vt., July 21: The proposal recommends that 620 acres including Shad Island in Missisquoi National Wildlife Refuge, be designated as wilderness within the National Wilderness Preservation System. Wilderness designation would preclude the option to develop and intensively manage for maximum wildlife production (44 pages). Comments made by: USDA, DOC, and DOI. (ELR Order No. 51045.)

NATIONAL PARK SERVICE

*Draft*

Knife River Indian Villages Nat'l Historic Site, Mercer County, N. Dak., July 21: The National Park Service proposes the establishment of Knife River Indian Villages National Historic Site in North Dakota, to protect and interpret a cluster of four Indian village sites on 129.56 acres of land near the confluence of the Knife and Missouri Rivers north of Stanton, North Dakota. The project will result in social impact from acquisition of properties and ecological impact through increased visitor use. (ELR Order No. 51044.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, 400 7th Street, S.W., Washington, D.C. 20590, 202-426-4357.

FEDERAL HIGHWAY ADMINISTRATION

*Draft*

Arizona Forest Highway 12, Young to SR 260, Conconino and Gila County, Ariz., July 23: The proposed action involves the improvement of Forest Highway 12, located in Tonto and Sitgreaves National Forests, from a dirt road to an all-weather highway by grading, paving, and construction of proper drainage structures. The project will cause inconvenience and disruption of traffic, require the use of grazing and timber land, cause the removal of vegetation with the subsequent threat of erosion, and directly change the widlife habitat in the area. The road will also lead to increased recreational and developmental pressures. (ELR Order No. 51064.)

Connector Highway, US 276 to US 76, Laurens, Greenville, and Anderson Counties, S.C., July 23: Proposed is a 30-mile, 4-lane, divided connector route from U.S. 276 in Laurens County to U.S. 76 southeast of Anderson, South Carolina. The project would result in improved access to Anderson industrial area from central South Carolina and economic development and growth throughout the corridor. Twelve residences and possibly one business would be displaced and some disruption to wildlife and temporary effects to streams by bridging construction would result. (ELR Order No. 51065.)

SR 67, Johnson City to Elizabethton, Elizabethton, Washington, and Carter Counties, July 22: Proposed is the construction of a 6.5 mile segment of State Route 67 between SR 91 in Elizabethton and Appalachian Corridor "B" in Johnson City. The project will displace 11 businesses and 76 families and will introduce air and noise pollution into the area. (ELR Order No. 51059.)

Beltway 8, I.H. 10 to I.H. 45, Harris County, Tex., July 24: The proposed project is the construction of a 17.4 mile segment of Beltway 8 encircling Houston. This controlled-access road will have 8 lanes, interchanges at major thoroughfares, and rights-of-way from 420 to 530 feet wide. Adverse impacts include the loss of an unspecified amount of wildlife habitat, with particular danger to the endangered Houston toad; increased vehicle emissions to adjacent properties; noise levels exceeding EPA design noise levels; and temporary construction disruption. (ELR Order No. 51088.)

Beltway 8, from U.S. 59 to I.H. 10, Harris County, Tex., July 24: This project entails the construction of 10.1 miles of Beltway 8 (encircling Houston), from U.S. 59 to I.H. 10. The Beltway is an 8-lane, controlled-access highway with 420- to 530-foot wide rights-of-way, and interchanges at major thoroughfares. Adverse impacts include the acquisition of land for rights-of-way, the removal of 150 pine trees, increased noise exceeding EPA design levels, and increased vehicle emissions to adjacent properties. (ELR Order No. 51089.)

S.H. 160-550, LaPlata County, Colo., July 21: The project involves the construction of approximately 4.6 miles of four-lane highway on S.H. 160-550 beginning at their north intersection in Durango and extending to their south intersection 3.8 miles south of Durango. Adverse impacts are loss of vegetation, disturbance to the Ammaa River due to bridge crossing and/or channel changes and the displacement of 13 families and 5 businesses (242 pages). Comments made by: COE, DOC, USDA, HUD, DOI, EPA, and state agencies. (ELR Order No. 51046.)

U.S. 6, Ely, White Pine County, Nev., July 21: Proposed is the relocation and construction of a 2 mile segment U.S. 6 from one mile south of the intersection with U.S. 50 (Aultman Street) to an intersection with Payette Avenue. The project will require the conversion of 36.6 acres of land from private and municipal use to highway use. Construction disruption will result (79 pages). (ELR Order No. 51040.)

Summers County Airport, West Virginia was noticed in the FEDERAL REGISTER of June 11, 1975 as a draft. The statement is a final, and was received by the Council June 30, 1975. The review period ended July 30, 1975.

GARY L. WIDMAN,
*General Counsel.*

[FR Doc.75-20010 Filed 7-31-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 409-1; PF14]

### E. I. DU PONT DE NEMOURS & CO.

#### Filing of Pesticide Petition

E. I. du Pont de Nemours and Company, Wilmington DE 19898, has filed pesticide petition (PP 5F1650), which proposes the establishment of a tolerance (40 CFR 180) for residues of Oxamyl (methyl *N'*, *N'* dimethyl-*N*-[(methylcarbamoyl) oxy]-1-thiooxamimidate) in or on the raw agricultural commodity celery at 3 parts per million. The proposed analytical method for the determination of Oxamyl residues is a flame photometric gas chromatographic procedure. Notice of filing is given pursuant to the provisions of Section 408(d)(1) of the Federal Food, Drug, and Cosmetic Act.

Interested persons are invited to submit written comments on this notice to the Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Environmental Protection Agency, Room 401, East Tower, 401 M Street, SW, Washington DC 20460. Three copies of the comments should be submitted to facilitate the work of the Agency and others interested in inspecting them. The comments should be submitted as soon as possible and should bear a notation indicating the subject (PF14). Comments may be made at any time while a petition is pending before the Agency. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: July 28, 1975.

JOHN B. RITCH, Jr.,
*Director, Registration Division.*

[FR Doc.75-19956 Filed 7-31-75;8:45 am]

### MERCK & CO. INC. AND UNIROYAL CHEMICAL

[FRL 409-3; PFT1]

#### Filing of Food Additive Petitions

Petitions proposing the establishment of food/feed additive tolerances for residues resulting from the use of a pesticide in an experimental use program have been filed with the Environmental Protection Agency. Notice is given pursuant to the provisions of Section 409(b)(5) of the Federal Food, Drug, and Cosmetic Act. The petitions and proposals are:

FAP 5"5098. Merck & Co., Inc., Rahway NJ 07065. Proposes establishment of a food and feed additive tolerance (21 CFR Parts 123 and 561) for residues of the fungicide 2-(4-thiazolyl) benzimidazole in dried sugar beet pulp at 50 parts per million (ppm), sugarbeet molasses at 40 ppm, and sugarbeet sugar at 0.50 ppm resulting from the use of the fungicide in a proposed experimental program involving postharvest application to sugarbeets.

FAP 5H5092. Uniroyal Chemical, A Division of Uniroyal, Inc., 74 Amity Rd., Bethany CT 06525. Proposes to amend 21 CFR 561.330 to establish a feed additive tolerance for residues of the insecticide propargite [2-(*p-tert*-butylphenoxy) cyclohexyl 2 propynyl sulfite] in dry sugarbeet pulp at 2 ppm resulting from the use of the insecticide in a proposed experimental program involving application to growing sugarbeets.

Interested persons are invited to submit written comments on this notice to the FEDERAL REGISTER Section, Technical Services Division (WH-569), Office of Pesticide Programs, Environmental Protection Agency, Room 401, East Tower, 401 M Street, SW, Washington DC 20460. Three copies of the comments should be submitted to facilitate the work of the EPA and others interested in inspecting them. The comments should be submitted as soon as possible and should bear a notation indicating the subject (PFT1). Comments may be made at any time while a petition is pending before the Agency. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated July 25, 1975.

JOHN B. RITCH, Jr.,
*Director, Registration Division.*

[FR Doc.75-19955 Filed 7-31-75;8:45 am]

[FRL 408-7; FIFRA Docket No. 382]

### PREDATOR CONTROL

#### Registration of Sodium Cyanide; Prehearing Conference; Correction

In the Notice of Prehearing Conference, dated July 24, 1975, fourth paragraph, the reference to the Notice of Prehearing Conference on August 7, 1975, is corrected to read "(40 F.R. 31261, July 25, 1975)."

FREDERICK W. DENNISTON,
*Administrative Law Judge.*

JULY 28, 1975.

[FR Doc.75-19958 Filed 7-31-75;8:45 am]

[FRL 408-8; OPP-66013]

### RODENTICIDES

#### Intent To Cancel Certain Pesticide Registrations

Pursuant to section 6(b) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 984), the Environmental Protection Agency (EPA) has notified the following registrants of its intent to cancel the registrations of the pesticide products listed:

EPA Reg. No. 1573-2. Kill Balm Co., Brookfield, WI 53005. KILL-BALM RAT AND MOUSE POISON.

EPA Reg. No. 1573-3. Kill Balm Co., Brookfield, WI 53005. 1.4% KILL-BALM MOUSE POISON.

EPA Reg. No. 690-31. Perk Products Co., Nashville, TN 37210. PERKERSON'S FINAL NOTICE RAT KILLER NO. 89.

EPA Reg. No. 2227-1. Singletary & Co., Rocky Mount, NC 27801. SINGLETARY'S PEST CONTROL.

EPA Reg. No. 7040-5. Winn Chemical Co., Blountsville, AL 35031. WINN'S RAT POISON.

The Agency has requested that these registrants provide efficacy data to substantiate the claims made for their respective products. If the registrants do not submit the required efficacy data necessary for continued registration, the registrations of the above products will not be in compliance with the provisions of FIFRA.

Cancellation of these registrations shall be effective at the end of 30 days







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from receipt of a notice of intent to cancel by each registrant, or publication of this notice in the FEDERAL REGISTER, whichever occurs later, unless the registrant makes the necessary corrections, if possible. Within this period of time, any person adversely affected by this notice may request a hearing as provided in section 6(b) of the FIFRA, and should file in accordance with the provisions of sections 164.5 and 164.20 of Part 164, Title 40 CFR, of the regulations for the enforcement of the FIFRA, an original and two copies of the document stating his objections to the Administrator's intent to cancel these registrations. The request for hearings and such documents should be filed with the Hearing Clerk, Environmental Protection Agency, Room 1019, East Tower, 401 M Street, SW, Washington DC 20460.

Dated: July 25, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-19957 Filed 7-31-75;8:45 am]

| Reporting firm, short name | Old oil adjusted receipts | Entitlement position | | |
|---|---|---|---|---|
| | | Issued | Required to buy | Required to sell |
| Arizona | | 0 | 10,380 | 0 10,38 |
| Shell | 12,802,281 | 11,115,540 | 1,776,541 | |

All other entitlement purchase and sale requirements indicated in the May listing are unaffected by this amendment.

Issued in Washington, D.C., on July 29, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel.*

[FR Doc.75-20087 Filed 7-31-75;8:45 am]

## FEDERAL MARITIME COMMISSION

### SCHULDT ATLANTIC LINE GMBH & CO. AND CONTRAMAR S.A.

#### Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., San Juan, Puerto Rico and San Francisco, California. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before August 11, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

G. Lagrange
Klipperstraat 15
2030 Antwerp
Belgium

Agreement No. 10170, between Schuldt Atlantic Line GMBH & Co. (SALG) and Contramar S. A. (CSA), would establish a joint service under the trade name of Schuldt Contramar Line in the westbound trade from ports in the United Kingdom, Eire, Continental Europe North of Gibralter including ports in Scandinavia and the Baltic Sea, to U.S. Atlantic ports, under the terms and conditions set forth in the agreement.

By Order of the Federal Maritime Commission.

Dated: July 29, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20083 Filed 7-31-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

### OLD OIL ALLOCATION PROGRAM

#### Correction of Entitlement Notice for May 1975

On July 15, 1975, FEA issued a notice listing the entitlement purchase and sale requirements for May 1975 for the old oil allocation program (40 FR 30745; July 22, 1975). Subsequent to the issuance of this notice, FEA determined that Arizona Fuels Corporation had made an unauthorized sale of 41,461 entitlements for the month of April to Shell Oil Company. Due to the magnitude of this transaction, FEA has determined that the May listing should be amended immediately to correct for this unauthorized transaction by decreasing the respective entitlement purchase and sale requirements of Shell and Arizona accordingly, giving effect to the increased entitlement price for the month of May. Accordingly, the entitlement purchase and sale requirements of Shell and Arizona for the month of May are hereby amended to read as follows:

| Reporting firm, short name | Old oil adjusted receipts | Entitlement position | | |
|---|---|---|---|---|
| | | Issued | Required to buy | Required to sell |
| Arizona | | 0 | 10,380 | 0 10,38 |
| Shell | 12,802,281 | 11,115,540 | 1,776,541 | |

## FEDERAL POWER COMMISSION

[Docket No. G-4820, etc.]

### CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

#### Applications, Abandonment of Service and Petitions To Amend [1]

JULY 28, 1975.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before August 21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.



| Docket No. and date filed | Applicant | Purchaser and location | Price per Mcf | Pressure base |
|---|---|---|---|---|
| G-4820 ..... D 7-14-75 | Texaco, Inc. (Operator) et al., P.O. Box 430, Bellaire, Tex. 77401. | Texas Eastern Transmission Corp., Hostetter, S. Karon, Rudman et al. Fields, Bee, McMullen, and Goliad Counties, Tex. | Depleted | ----- |
| C161-316 ..... C161-1230 C162-1502 C167-179 7-9-75 [1] | General American Oil Co. of Texas, Meadows Bldg., Dallas, Tex. 75206. | United Gas Pipe Line Co., Hollywood and Crescent Farms Fields, Terrebonne Parish, La. | [2] 60.41671 | 15.025 |
| C162-327 ..... C 7-14-75 | Gulf Oil Corp., P.O. Box 1589, Tulsa, Okla. 74102. | Cities Service Gas Co., Northeast Waynoka Field, Woods County, Okla. | [3] 54.5910 | 14.65 |
| C174-528 ..... C 7-16-75 | Exxon Corp., P.O. Box 2180, Houston, Tex. 77001. | El Paso Natural Gas Co., Sand Hills Field, Crane County, Tex. | [4] 61.25 | 14.65 |
| C175-456 ..... (CS72-739) F 1-31-75 [5] | Exchange Oil & Gas Corp. (successor to Union Texas Petroleum, a division of Allied Chemical Corp.), 16th Floor, 1010 Common St., New Orleans, La. 70112. | Transcontinental Gas Pipe Line Corp., Orange Grove Field, Terrebonne Parish, La. | [6] 62.7933 | 15.025 |
| C176-4 ..... A 7-7-75 | Monsanto Co., 1300 Post Oak Tower, 5051 Westheimer, Houston, Tex. 77027. | Transwestern Pipeline Co., Wilderspin No. 1 Well and Cerf Federal No. 1 Well, Eddy County, N. Mex. | [7] 80.0 | 14.65 |
| C176-7 ..... A 7-9-75 | do | El Paso Natural Gas Co., Russell Deep Field, Eddy County, N. Mex. | [7] 80.0 | 14.73 |
| C176-11 ..... A 7-8-75 | Texas Gas Exploration Corp., 1100 First City National Bank Bldg., Houston, Tex. 77052. | Kansas-Nebraska Natural Gas Co., Inc., McKenzie Field, Weld County, Colo. | [7] 76.5 | 14.73 |
| C176-13 ..... A 7-10-75 | Exxon Corp., P.O. Box 2180, Houston, Tex. 77001. | El Paso Natural Gas Co., Fairview Mills Field, Lea County, N. Mex. | [8] 55.23 | 14.73 |
| C176-16 ..... A 7-11-75 | Stephens Production Co., P.O. Box 248, Fort Smith, Ark. 72901. | Arkansas Oklahoma Gas Corp., Spiro Field, Leflore County, Okla. | 55.0 | 14.65 |
| C176-17 ..... A 7-14-75 | Amoco Production Co., P.O. Box 3092, Houston, Tex. 77001. | Transwestern Pipeline Co., Empire South Morrow Field, Eddy County, N. Mex. | [7] 1.10 | 14.65 |
| C176-18 ..... A 7-14-75 | Cities Service Oil Co., P.O. Box 300, Tulsa, Okla. 74102. | Trunkline Gas Co., Block 261, South Marsh Island Area, offshore Louisiana. | [9] 66.53 | 15.025 |
| C176-19 ..... (CI68-621) B 7-10-75 | Tenneco Oil Co., P.O. Box 2511, Houston, Tex. 77001. | Tennessee Gas Pipeline Co., a division of Tenneco, Inc., Timballer Bay Field, offshore Lafourche Parish, La. | Lease has expired | ----- |
| C176-20 ..... B 7-14-75 | V. F. Vasicek and J. M. Fullinwider, 1212 Vaughn Bldg., Midland, Tex. 79701. | Northern Natural Gas Co., Shoe Bar Atoka Pool, Lea County, N. Mex. | Depleted | ----- |
| C176-22 ..... A 7-14-75 | The Superior Oil Co. (Operator) et al., P.O. Box 1521, Houston, Tex. 77001. | Transwestern Pipeline Co., Denton Camp Field, Chaves County, N. Mex. | [7] 75.0 | 14.65 |
| C176-24 ..... (CS72-964) B 7-16-75 | Estate of J. B. Stoddard, Deceased et al., 211 North Ervay St., Suite 1413, Dallas, Tex. 75201. | Kansas-Nebraska Natural Gas Co. Inc., Big Springs Field, Deuel County, Nebr. | [10] | ----- |
| C176-26 ..... A 7-16-75 | The Superior Oil Co. | Natural Gas Pipeline Co. of America, West Atoka (Morrow) Field, Eddy County, N. Mex. | [7] 76.0 | 14.65 |

[1] Amendment to delete acreage from dedication where gas reserves have been depleted and production units have expired and to enlarge the commitment to cover acreage hereafter acquired in conjunction with a deep test well which applicant has agreed to drill as part of the consideration for a renegotiated contract.
[2] Subject to upward and downward British thermal unit adjustment.
[3] Subject to upward and downward British thermal unit adjustment; includes 3.9670¢/M ft³ production taxes.
[4] Includes 4.95¢/M ft³ upward British thermal unit adjustment and 1.49¢/M ft³ for gathering.
[5] Being renoticed to reflect the national rate per amendment filed July 16, 1975.
[6] Includes 7.0¢/M ft³ tax reimbursement, 0.5¢/M ft³ for delivery to central point, and 4.292¢/M ft³ upward British thermal unit adjustment.
[7] Applicant is willing to accept a certificate in accordance with Section 2.56a of the Commission's general policy and interpretations.
[8] Subject to upward and downward British thermal unit adjustment; estimated upward adjustment is 10.16¢/M ft³.
[9] Properties involved have substantially been depleted and have been sold by applicant and other co-owners to the purchaser, who intends to convert such properties to an underground gas storage reservoir.

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

[FR Doc.75-19933 Filed 7-31-75;8:45 am]

[Walter Bouldin Dam Hydroelectric Project No. 2146]

### ALABAMA POWER CO.

#### Application for Approval of Plans To Divert Flow of Pigeon Roost Creek and Tributaries Thereto

JULY 28, 1975.

Public notice is hereby given that application has been filed on July 17, 1975 under the Federal Power Act (16 U.S.C. §§ 791a–825r) by the Alabama Power Company (Correspondence to: S. R. Hart, Jr., Vice President—Engineering, Alabama Power Company, P.O. Box 2641, 600 North 18th Street, Birmingham, Alabama 35291) for approval of plans to divert the flow of Pigeon Roost Creek and tributaries thereto for constructed Project No. 2146, known as the Walter Bouldin Development, located on the Coosa River, in Elmore, Chilton, Coosa, Shelby, Talladega, Saint Clair, Calhoun, Etowah, and Cherokee Counties in Alabama and Floyd County in Georgia. The project affects navigable waters of the United States.

The applicant seeks Commission approval of its plans to temporarily divert the flow of Pigeon Roost Creek and tributaries thereto through a breach in the dike of the Walter Bouldin dam of the Coosa River Project No. 2146 located in Elmore County, Alabama. The proposed action to divert such flows is for the purpose of facilitating investigation of the Walter Bouldin Dam failure.

The diversion facilities would consist of: (1) a 23-foot high, 1,200-foot long dike located within the former reservoir which would prevent waters from the Pigeon Roost Creek drainage area from flowing to the powerhouse area; and (2) an opening excavated in the east dike of Bouldin Dam at the location of the Pigeon Roost Creek channel which would allow the waters from the drainage area to resume their original course. A weir constructed of steel sheet piling would control the flow of the creek.

Any person desiring to be heard or to make protest with reference to said application should on or before September 8, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 C.F.R. § 1.8 or § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with Commission and available for public inspection in Washington, D.C. and the Office of the Regional Engineer, 730 Peachtree Building, Atlanta, Georgia.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 C.F.R. § 1.32(b), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or



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initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20031 Filed 7-31-75;8:45 am]

[Docket No. CI76-29]

## AMERADA HESS CORP.

### Application

JULY 28, 1975.

Take notice that on July 16, 1975, Amerada Hess Corporation (Applicant) P.O. Box 2040, Tulsa, Oklahoma 74102, filed in Docket No. CI76-29 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon the sale for resale of natural gas to Skelly Oil Company (Skelly) from the Eunice-Monument Field, Lea County, New Mexico, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it proposes to abandon the sale of natural gas to Skelly from the Eunice-Monument Field which has been made pursuant to a percentage-type casinghead gas contract. Applicant proposes to abandon the sale because the New Mexico Oil Conservation Commission has reclassified the E. W. Walden Well No. 7 located on the E. W. Walden Lease from an oil well to a gas well; and, therefore, Skelly is no longer contractually entitled to the gas from the subject acreage.

Applicant states that the gas from the subject well as reclassified is dedicated to Northern Natural Gas Company pursuant to a gas purchase contract dated June 21, 1974, on file as Supplement No. 33 to Applicant's FPC Gas Rate Schedule No. 30.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20032 Filed 7-31-75;8:45 am]

[Docket No. CP76-13]

## ARKANSAS OKLAHOMA GAS CORP.

### Application

JULY 22, 1975.

Take notice that on July 11, 1975, Arkansas Oklahoma Gas Corporation (Applicant), 115 North Twelfth Street, Fort Smith Arkansas 72901, filed in Docket No. CP76-13 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operaton of approximately 2,600 feet of 2⅜-inch gathering line in LeFlore County, Oklahoma, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to construct and operate a 2⅜-inch O.D. gathering line, together with the necessary valves, fittings and metering and regulating facilities, which would run from a gas well owned by Stephens Production Company, et al., to a point of connection with Applicant's present facilities, all in LeFlore County, Oklahoma. It is stated that the proposed facilties would not result in any increase in the delivery capacity of Applicant's presently authorized pipeline system and that no new markets are proposed to be served. Estimated reserves to be connected are 1,065,000 Mcf of gas. Applicant estimates that the cost of the proposed construction would be approximately $14,570, and would be financed from funds on hand.

Any person desiring to be heard or to make any protest with reference to said applicaton should on or before August 14, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20033 Filed 7-31-75;8:45 am]

[Docket No. CP76-19]

## COLUMBIA GAS TRANSMISSION CORP. AND SYLVANIA CORP.

### Application

JULY 28, 1975.

Take notice that on July 17, 1975, Columbia Gas Transmission Corporation (Columbia), P.O. Box 1273, Charleston, West Virginia 25325, and The Sylvania Corporation (Sylvania), 308 Seneca Street, Oil City, Pennsylvania 16301, jointly Applicants, filed in Docket No. CP76-19 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the exchange of natural gas, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicants propose the exchange of natural gas in accordance with an exchange agreement of June 4, 1975. It is alleged that the terms of the exchange agreement provide for Columbia's accepting into its northern terminus of its 8-inch pipeline in the Thomas Corners Field all gas purchased by Sylvania from the Sylvania No. 1 Well, in the Town of Bath, Steuben County, New York, up to a maximum of 3,000 Mcf of gas per day. Columbia would deliver equal volumes of gas to National Fuel Gas Supply Corporation (National Fuel) for Sylvania's account at an existing point of delivery between Columbia and National Fuel at Columbia's Ellwood City Compressor Station in Beaver County, Pennsylvania. Applicants allege that no additional facilities would be constructed to effectuate the proposed exchange agreement and that the exchange would not impair Columbia's service to its present customers. There is said to be no transportation charge for the proposed service because over an extended period of time exchanges such as the one proposed are of mutual benefit. The proposed exchange is said to obviate the need for duplication of pipeline facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 18, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiciton conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20034 Filed 7-31-75;8:45 am]

[Docket No. CP75-260]

## CONSOLIDATED GAS SUPPLY CORP.

### Petition To Amend

JULY 28, 1975.

Take notice that on July 15, 1975, Consolidated Gas Supply Corporation (Applicant), 445 West Main Street, Clarksburg, West Virginia, 26301, filed in Docket No. CP75-260 a petition to amend the order of the Commission of May 6, 1975, in said docket to authorize the construction of a field gas compressor station near the town of Big Run, Jefferson County, Pennsylvania, and related metering and appurtenant facilities at the cost of approximately $623,000, and for the waiver of the single project cost limitation in Section 157.7(g) of the Regulations under the Natural Gas Act (18 CFR 157.7(g)) to allow the out-of-pocket costs for this single project to exceed $500,000, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that by its order of May 6, 1975, the Commission granted to Applicant a budget-type certificate of public convenience and necessity authorizing the construction and operation of field gas compression facilities and related metering and appurtenant facilities. Applicant further states that in its initial planning of the Big Run facilities it had anticipated using all of its own personnel, but that all of its skilled labor will be required to work to comply with the Department of Transportation's cathodic protection regulations for all of the present construction season and much of the next. The estimated cost of the facilities is stated to have been $438,000. Applicant alleges that the construction of the proposed facility was awarded to an outside firm after competitive bidding for the cost of $394,000 and that the cost of material has risen since the original estimate to approximately $204,000. Applicant states that the current estimated cost of the proposed facilities is approximately $623,000, including $25,000 for inspection and testing of the equipment installed by the contractor.

Applicant states that the proposed facility would be located near a production area known as the Big Run-Rochester Mills Pool and that this area constitutes an existing source of supply within the meaning of Section 157.7(g) of the Regulations. Applicant further requests that Section 157.7(g) of the Regulations be waived in order that it may construct the proposed facilities under the budget-type authorization.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20035 Filed 7-31-75;8:45 am]

[Docket No. CI76-25]

## CONTINENTAL OIL CO.

### Application

JULY 28, 1975.

Take notice that on July 7, 1975, Continental Oil Company (Applicant), P.O. Box 2197, Houston, Texas 77001, filed in Docket No. CI76-25 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon a commitment of natural gas made to Arkansas Louisiana Gas Company (Arkla) from the Hendricks No. 1 Well, North Cooper Field, Blaine County, Oklahoma, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it is the assignee of the Exxon Corporation (Exxon) Lease No. 156629 by an assignment dated September 6, 1974, and that said lease was assigned subject to the contract of December 22, 1960, between Exxon and Arkla. Applicant states that the contract provides for the sale of casinghead gas and that the volume of gas produced from the Hendricks No. 1 well on the lease is approximately 200 Mcf per day. Further, Applicant states that Arkla has elected not to install facilities to take its share of the gas produced by the Hendricks No. 1 well and has agreed to release such property, insofar as the Hendricks No. 1 well is concerned, from the contract of December 22, 1960. Applicant requests that the abandonment of the commitment of gas be approved because no service to Arkla has commenced from the quarter section acquired by Applicant from Exxon.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20036 Filed 7-31-75;8:45 am]







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[Docket No. E-9218]

## DAYTON POWER AND LIGHT CO.

### Extension of Procedural Dates

JULY 28, 1975.

On July 22, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued February 19, 1975, as most recently modified by notice issued June 3, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, August 15, 1975.
Service of Intervenor Testimony, September 5, 1975.
Service of Company Rebuttal, September 19, 1975.
Hearing, September 30, 1975 (10:00 a.m. EDT).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20037 Filed 7-31-75;8:45 am]

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[Docket No. CP76-20]

## EL PASO NATURAL GAS CO.

### Application

JULY 28 1975.

Take notice that on July 18, 1975, El Paso Natural Gas Company (Applicant), P.O. Box 1492, El Paso, Texas 79978, filed in Docket No. CP76-20 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon four meter stations, one well tie and two tap facilities, together with the natural gas service rendered by means of such facilities, in Pecos and Ochiltree Counties, Texas, Maricopa County, Arizona, and San Juan County, New Mexico, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to abandon the following meter stations: (1) the Texas-New Mexico meter station served by the distributor, Southern Union Gas Company, located in San Juan County, New Mexico, authorized in Docket No. G-17257 (21 FPC 609), due to the removal of Texas-New Mexico Pipeline Company's crude oil pumping station facilities; (2) the Phillips stand-by gas Pecos County meter station located in Pecos County, Texas, authorized in Docket No. CP69-23 (42 FPC 562) due to the termination of the gas sales contract between Applicant and Phillips Natural Gas Company (Phillips) and the removal of Phillips' emergency back-up fuel line equipment; (3) the Pump Fuel-Battery No. 15 meter station (Pump Fuel), located in San Juan County, New Mexico, authorized in Docket No. CP69-23 due to the notification by Shell Pipe Line Corporation that gas is no longer needed due to the electrification of the pumping facilities that the Pump Fuel meter station is serving; and (4) the Buckeye meter station located in Maricopa County, Arizona, apparently installed without specific Commission authorization, due to the rearrangement of the measurement operations in the area that the meter station served through Arizona Public Service Company (APS).

Applicant also proposes to abandon the Ridgmorr-Fuelscher No. 1 Well tie, authorized in Docket No. CP61-92 (33 FPC 34), located in Ochiltree County, Texas, due to the cessation of the production of gas at the commercial level and termination of the current operator's lease rights. Applicant further proposes to abandon two taps serving L. H. Reeds, a right-of-way grantor on Applicant's Lateral 18 pipeline, in Maricopa County, Arizona, that were apparently installed without specific Commission authorization. The application states that APS and Applicant have agreed that natural gas service at the subject tap locations is no longer required.

Applicant proposes to abandon the subject meter stations, well tie and tap facilities, together with the natural gas service heretofore render by means thereof. The four meter stations and the one well tie would be removed, salvaged and placed into stock pending a future need, and the two taps would be removed and discarded. The total cost of abandonment of the above facilities is estimated to be approximately $3,450, including filing fees.

Any person desiring to be heard or to make any protest with reference to said application should, on or before August 21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing there must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given,

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20038 Filed 7-31-75;8:45 am]

[Docket No. CI76-12]

## EXCHANGE OIL & GAS CORP.

### Application

JULY 28, 1975.

Take notice that on July 8, 1975, Exchange Oil & Gas Corporation (Applicant), 16th Floor, 1010 Common Street, New Orleans, Louisiana 70112, filed in Docket No. CI76-12 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale of natural gas from acreage in the Cameron Meadows Field, Cameron Parish, Louisiana, to United Gas Pipe Line Company (United) all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that part of its interest in the subject Cameron Field acreage is dedicated to a contract dated March 31, 1949, for an interstate sale to United by Magnolia Petroleum Company (predecessor of Mobil Oil Corporation) and that the term of the contract has not yet expired. Applicant states that the Cameron Meadows Field was originally owned in equal parts by Mobil and Humble Oil and Refining Company (predecessor of Exxon Corporation). Applicant further states that in 1971, Mobil conveyed its entire interest less and except the Planulina Sand in the East ½ of Section 27 and the West ½ of Section 28, Township 14 South, Range 13 West, to Curt Weaver and in 1972 Humble conveyed its interest in the same area, except the Planulina Sand lying beneath the subject base of the Planulina 3 Sand, to Curt Weaver. It is further stated that Applicant acquired in 1973, 70 percent of the interest conveyed to Curt Weaver by Mobil and Humble.

Applicant states that it is making an emergency 60-day sale to Columbia Gas Transmission Corporation from the subject properties and that United has refused to buy gas under such circumstances. Applicant states further that if it is not authorized to sell gas to United by the end of the emergency sale, the gas will be flared.

The instant application is said to cover sales from only that portion of Applicant's interest which Mobil originally owned. Applicant further states that on May 29, 1975, Applicant and United entered into a new gas purchase agreement contract that supersedes the prior agreement. This agreement, it is stated, calls for the sale of gas by Applicant to United from the Cameron Meadows Field at an initial price of 59.5213 cents per Mcf at 15.025 psia including 7.0 cents per Mcf for tax reimbursement and 0.5 cent per Mcf for delivery to a central point and subject to an upward and downward Btu adjustment from a base of 1,000 Btu per cubic foot. Estimated monthly sales are 4,594 Mcf of gas. The pricing provisions of the contract and the term of the contract are alleged to be identical to those in the Contract between Mobil and United.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20039 Filed 7-31-75;8:45 am]

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[Docket No. CI76-27]

## EXCHANGE OIL & GAS CORP.

### Application

JULY 28, 1975.

Take notice that on July 15, 1975, Exchange Oil & Gas Corporation (Applicant), 16th Floor, 1010 Common Street, New Orleans, Louisiana 70112, filed in Docket No. CI76-27 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale of natural gas to Columbia Gas Transmission Corporation (Columbia) from the Cameron Meadows Field, Cameron Parish, Louisiana, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant alleges that it acquired part of its interest on certain acreage in the Cameron Meadows Field from Exxon Corporation (Exxon) which had entered into a gas sales contract with Columbia on January 10, 1975. Applicant further alleges that the original dedication of the gas from the subject properties took place under a gas sales contract dated January 26, 1953, between Humble Oil & Refining Company (predecessor of Exxon) and Columbia and that the contract had expired November 1, 1974. Applicant proposes to sell its gas to Columbia pursuant to a contract of May 29, 1974, between Applicant and Columbia at an initial rate of 59.5213 cents per Mcf at 15.025 psia including a 7.0 cents per Mcf tax reimbursement and a 0.5 cent per Mcf for delivery to a central point, subject to upward and downward Btu adjustment from a base of 1,000 Btu per cubic foot. Estimated sales are 4,594 Mcf of gas per month.

Applicant states that all the wells involved in the instant application are oil wells and that the only gas presently being produced is casinghead gas which either must be sold or flared.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 20, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20040 Filed 7-31-75;8:45 am]

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[Docket No. E-9023]

## INTERSTATE POWER CO.

### Filing of Revised Rate Schedules and Refund Report, Pursuant to Approved Settlement Agreement

JULY 25, 1975.

Take notice that on July 16, 1975, Interstate Power Company (Interstate) tendered for filing copies of revised rate schedules, including fuel adjustment clause, applicable to firm wholesale customers. Interstate states that such filing is made in compliance with ordering paragraph "B" of the Commission's June 17, 1975, "Order Approving Settlement Agreement Subject to Condition."

Also included in the instant filing are billing summaries showing all firm municipal wholesale cities under the "interim rate" (as billed) [1] and under the settlement rate for the billing periods of November, 1974, through June, 1975. According to Interstate, such comparative billings show that for each city the settlement rate with the revised fuel cost adjustment would have resulted in higher total billing for the period in question than the revenue collected under the "interim rate" used for actual billing. Interstate states that it does not intend to seek recovery of said revenue difference.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 8, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20041 Filed 7-31-75;8:45 am]

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[Docket No. CP73-224]

## KANSAS-NEBRASKA NATURAL GAS COMPANY, INC.

### Petition To Amend

JULY 28, 1975.

Take notice that on July 21, 1975, Kansas-Nebraska Natural Gas Company, Inc. (Petitioner), P.O. Box 608, Hastings, Nebraska 68901, filed in Docket No. CP73-224 a petition to amend the order of the Commission issued in the instant docket pursuant to Section 7(c) of the Natural Gas Act on August 28, 1973 (40 FPC 570), by authorizing new or additional sales of natural gas for four customers under its Winter Period Service rate schedule, all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner proposes to sell 5 Mcf and 600 Mcf per day of new Winter Period Service to the City of Albert, Kansas, and Producers Gas Equities, Inc., respectively, and 100 Mcf and 2,701 Mcf per day of additional Winter Period Service to Natural Gas Distributing Company and Northwestern Public Service Company,

[1] Since October 21, 1974, Interstate was permitted to collect such "interim rate" subject to refund.







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respectively. Petitioner states that Natural Gas Distributing Company and Northwestern Public Service Company have agreed that they will use the Winter Period Service on peak days to meet only the requirements of customers for service within priority categories 1 and 2 set forth in Section 2.78 of the Commission's General Policy and Interpretations (18 CFR 2.78).

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20042 Filed 7-31-75;8:45 am]

[Docket No. CI76-28]

## McCULLOCH OIL CORP.

### Application

JULY 28, 1975.

Take notice that on July 15, 1975, McCulloch Oil Corporation (Applicant), 10880 Wilshire Boulevard, Suite 1500, Los Angeles, California 90024, filed in Docket No. CI76-28 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon the sale for resale of natural gas to Amoco Production Company (Amoco) from the Latigo Field, Arapahoe and Adams Counties, Colorado, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has made sales to Amoco from the Latigo Field pursuant to a gas sales contract dated December 17, 1971. Applicant further states that its interest in the Latigo Field from the surface down to 100 feet below the "J" sand has been transferred to Colorado Interstate Gas Company, a division of Colorado Interstate Corporation (CIG) and that such transfer was authorized by the Commission by its order of March 14, 1975, issued in Docket No. CP74-320. Applicant states that title to the gas passed at the wellhead and the gas was gathered by Amoco for processing at its Peoria Gas Plant, Arapahoe County, Colorado. Applicant further states that it received 50 percent of the net weighted average sales prices of the processed residue gas as partial consideration for its sale of gas to Amoco, and that Amoco sold its residue gas to CIG under a separate contract at the tailgate of the Peoria Plant to which sale Applicant was not a party. Applicant alleges that the gas which is the subject of the instant application is produced, gathered, processed, transported, and consumed wholly within the state of Colorado. Applicant states that it has consistently denied the jurisdiction of the Commission and is applying for abandonment authorization without admitting such jurisdiction and without prejudicing its right to contest the same.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20043 Filed 7-31-75;8:45 am]

[Docket No. RP75-68]

## MID-LOUISIANA GAS CO.

### Extension of Procedural Dates

JULY 28, 1975.

On July 21, 1973, Staff Counsel filed a motion to extend the procedural dates fixed by order issued April 11, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Good cause having been shown, Section 1.13(d) of the Commission Rules and Regulations is waived and notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, August 12, 1975.
Service of Intervenor Testimony, August 26, 1975.
Service of Company Rebuttal, September 9, 1975.
Hearing, September 23, 1975. (10:00 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20044 Filed 7-31-75;8:45 am]

[Docket No. CP76-17]

## MISSISSIPPI RIVER TRANSMISSION CORP.

### Application

JULY 28, 1975.

Take notice that on July 16, 1975, Mississippi River Transmission Corporation (Applicant), 9900 Clayton Road, St. Louis, Missouri 63124, filed in Docket No. CP76-17 an application pursuant to Section 7(c) of the Natural Gas Act, as implemented by Section 157.7(b) of the Regulations thereunder (18 CFR 157.7 (b)), for a certificate of public convenience and necessity authorizing the construction during a twelve-month period, commencing October 8, 1975, and operation of certain natural gas purchase facilities, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that the purpose of this budget-type application is to augment its ability to act with reasonable dispatch in contracting for and connecting to its pipeline system supplies of natural gas which may become available from various producing areas generally coextensive with its pipeline system or the systems of other pipeline companies which may be authorized to transport gas for sale or exchange with Applicant and in continuing the purchase and receipt of gas supplies which are already connected to its system.

The total cost of the proposed facilities would not be in excess of $1,000,000 and no single project would cost in excess of $250,000, which cost Applicant states would be financed from available funds.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the





Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commisson on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20045 Filed 7-31-75;8:45 am]

[Docket No. E-9104]

## NEVADA POWER CO.

### Further Extension of Hearing Date

JULY 25, 1975.

On July 21, 1975, Staff Counsel filed a motion to extend the hearing date fixed by order issued January 17, 1975, as most recently modified by notice issued June 19, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the hearing date in the above matter is extended to September 3, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20046 Filed 7-31-75;8:45 am]

[Docket No. E-8953]

## SUPERIOR WATER, LIGHT AND WAND POWER CO.

### Further Extension of Hearing Date

JULY 25, 1975.

On July 22, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued August 30, 1974, as most recently modified by notice issued June 23, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Having shown good cause, Section 113(d) of the Commission Rules of Practice and Procedure is waived and notice is hereby given that the date of hearing in the above matter is extended to August 26, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20047 Filed 7-31-75;8:45 am]

[Docket Nos. E-9007 and E-9054]

## TAMPA ELECTRIC CO.

### Further Extension of Procedural Dates

JULY 28, 1975.

On July 23, 1975, Tampa Electric Company filed a motion to extend the procedural dates fixed by order issued April 30, 1975, as most recently modified by notice issued June 25, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objections.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Tampa's Testimony, September 2, 1975.
Service of Staff Testimony, October 2, 1975.
Service of Intervenor Evidence, October 16, 1975.
Service of Tampa's Rebuttal Evidence, October 30, 1975.
Hearing, November 14, 1975 (10:00 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20048 Filed 7-31-75;8:45 am]

[Docket No. RP75-74]

## TRANSWESTERN PIPELINE CO.

### Extension of Procedural Dates

JULY 25, 1975.

On July 16, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued April 30, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, September 9, 1975.
Service of Intervenor Testimony, September 30, 1975.
Service of Company Rebuttal, October 21, 1975.
Hearing, November 4, 1975 (10:00 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20049 Filed 7-31-75;8:45 am]

## GENERAL ACCOUNTING OFFICE

### EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### Regulatory Reports Review; Receipt of Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 23, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the Federal Register is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed E E O C form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before August 19, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, N.W., Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

Request is hereby made to the General Accounting Office for a one year approval of the revised 1976 version of the Equal Employment Opportunity Employer Information Report, EEO-1. The filing of this report is required of all employers with 100 or more employees who are subject to Title 7 of the Civil Rights Act of 1964, as amended by the Equal Employment Opportunity Act of 1972. The filing of this report is also required of all government contractors or first-tier subcontractors with 50 or more employees and who (1) have a contract, subcontract, or purchase order amounting to $50,000 or more, or (2) serve as a depository of government funds in any amount, or (3) operate as a financial institution which is an issuing and paying agent for U.S. Savings Bonds and Savings Notes. About 54,000 respondents are required to file the EEO-1. Each respondent files an average of 4 reports and EEOC estimates it will take 5 hours per report for an average respondent burden of about 20 hours.

NORMAN F. HEYL,
*Regulatory Reports, Review Officer.*

[FR Doc.75-20111 Filed 7-31-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

### Regulatory Reports Review; Receipt of Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 25, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the Federal Register is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before August 19, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, N.W., Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.



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INTERSTATE COMMERCE COMMISSION

Request for extension, no change, of approval of ICC Form ACC–95, Terminal Listing Sheet, used to obtain a listing of all terminals for those motor carriers designated to participate in Highway Form A and B Cost Studies for a particular year.

Information reported on ACC–95 is used at the outset of a study to determine the selection of days and trips for Form 4 data (Pickup and Delivery Study), Form 7 data (Intercity Trip Study), and a sample of days and terminals for Form 10 data (Platform Handling Study). Approximately 250 "Instruction 27" carriers are studied each year. Data developed through regional Cost Studies are used by the carriers themselves, by the Commission, and by others in determining and evaluating motor carrier operating costs for ratemaking and related purposes. Time for carriers to prepare reports is estimated at 2 hours per response.

NORMAN F. HEYL,
*Regulatory Reports Review Officer.*

[FR Doc.75–20132 Filed 7–31–75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Docket No. 70–1308]

### GENERAL ELECTRIC CO.

### Consideration of Proposed Modification to GE Morris Operation Fuel Storage Facility

The Nuclear Regulatory Commission (the Commission) is considering approval of modification to the irradiated fuel storage facility of the GE Morris Operation licensed under Materials License No. SNM–1265. The activities take place in Grundy County near Morris, Illinois.

The proposed modification would increase the fuel storage capacity by the installation of new storage baskets and supporting grids in accordance with the licensee's proposal dated February 28, 1975.

Prior to approval of the proposed modification, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The modification to the irradiated fuel storage facility will not be approved until the Commission has reviewed the proposal and has concluded that approval of the modification will not be inimical to the common defense and security and would not constitute an unreasonable risk to the health and safety of the public. The NRC will complete an environmental evaluation in accordance with 10 CFR 51 to determine if the preparation of an environmental impact statement, or negative declaration and environmental appraisal is warranted. The action will be the subject of a notice in the FEDERAL REGISTER.

Pursuant to 10 CFR § 2.105, by September 2, 1975, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the approval or disapproval of the modification to the subject irradiated fuel storage facility. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of § 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed action. Such petitions must be filed in accordance with this FEDERAL REGISTER notice and § 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by September 2, 1975. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to A. A. Kerr, Esq., 175 Curtner Avenue, MC 823, San Jose, California 95125, attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions. In the event no request for a hearing or petition to intervene is filed by the above date, the Commission may issue a license amendment approving the modification.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the licensee's proposal dated February 28, 1975, and supplements thereto, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the local Public Document Room at the Morris Public Library, 604 Liberty Street, Morris, Illinois 60451. The amendment to the Commission's license and the Safety Evaluation Report, when issued, may be inspected at the above locations. The report, when issued, can also be purchased, at current rates, from the National Technical Information Service, Springfield, Virginia 22161.

Dated at Bethesda, Maryland, this 25th day of July, 1975.

For the Nuclear Regulatory Commission.

JAMES R. MILLER,
*Chief, Fuel Cycle Licensing Branch #2, Division of Materials and Fuel Cycle Facility Licensing.*

[FR Doc.75–20160 Filed 7–31–75;8:45 am]

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on July 29, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202–395–4529), or from the reviewer listed.

NEW FORMS

DEPARTMENT OF AGRICULTURE

Farmer Cooperative Service, Buying Practices of Large Farmers in Four Selected Counties, single-time, large farmers in four selected areas, Lowry, R. L., 395–3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development:
- Instructions for Completing Application for Federal Assistance for Rehabilitation R. & D. Grants, HEW–608T, annually, institutions of higher education and private nonprofit organizations, Caywood, D. P., 395–3443.
- Project Developmental Continuity Cost Analysis Forms, quarterly, staff and personnel in 15 sites, Human Resources Division, Caywood, D. P., 395–3532.

National Institute of Education, Career Education Product Installation Test, NIE 120, on occasion, local career education project directors, Caywood, D. P., 395–3443.

DEPARTMENT OF THE INTERIOR

Forest Service, Urban Users of Wildland Areas, single-time, households in two largest SMSA's in California, Lowry, R. L., 395–3772.





REVISIONS

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service, Navajo Indian Wool and Mohair Inquiries, annually, trading posts, Lowry, R. L., 395–3772.

EXTENSIONS

U.S. CIVIL SERVICE COMMISSION

Application for Worker Trainee, WA–28¾, on occasion, job applicants, Marsha Traynham, 395–4529.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institute of Education, Publishers Alert Service—Developer's Product Data Form, NIE 1, on occasion, educational product developers, Caywood, D. P., 395–3443.

DEPARTMENT OF THE TREASURY

Bureau of Engraving and Printing, Applicant Appraisal Questionnaire (to Former Employer), 9395, on occasion, business firms, Marsha Traynham, 395–4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75–20165 Filed 7–31–75;8:45 am]

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on July 28, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202–395–4529), or from the reviewer listed.

NEW FORMS

VETERANS ADMINISTRATION

Patient's Personal Information, 10–1310, on occasion, next of kin or guardian for patients, Caywood, D. P., 395–3443.

DEPARTMENT OF COMMERCE

National Bureau of Standards, Pilot Residential Loads Survey (Fire Exposure Curve), NBS–1041, single-time, heads of households, Sunderhauf, M. B., 395–6140.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education, The Status of Community Education Programs at the State Educational Agency Level, OE 426, single-time, chief State school officers, Human Resources Division, Lowry, R. L., 395–3532.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary, Report of Mortgagee Protection and Preservation Performance at Acquisition, HUD–9516A, other (see SF–83), vacant HUD-acquired home properties, Community and Veterans Affairs Division, Sunderhauf, M. B., 395–3532.

Policy Development and Research, Questionnaire To Follow up the National Fair Housing Conference, single-time, organizations performing fair housing activities, Community and Veterans Affairs Division, 395–3532.

REVISIONS

U.S. CIVIL SERVICE COMMISSION

Supplemental Qualifications Statement, Computer Specialist, CSC 972, on occasion, Federal job applicants, Caywood, D. P., 395–3443.

DEPARTMENT OF COMMERCE

Bureau of the Census, Survey of Government Employment, E–1 through 7, LR–1 through 3, annually, Strasser, A., 395–5867.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education, Application for Teacher Exchange Program, OE 356, on occasion, teachers, Lowry, R. L., 395–3772.

DEPARTMENT OF THE TREASURY

Departmental and other:
- Weekly Report Positions in Specified Foreign Currencies of Banks in the United States, FC–1, weekly, banks and banking institutions, Hulett, D. T., 395–4730.
- Monthly Foreign Currency Report of Banks in the United States, FC–1A, monthly, banks and banking institutions, Hulett, D. T., 395–4730.
- Weekly Consolidated Report of Positions in Specified Foreign Currencies of Foreign Branches and Subsidiaries of Unit, FC–2, weekly, banks and banking institutions, Hulett, D. T., 395–4730.
- Monthly Consolidated Report of Assets, Liabilities, and Positions in Specified Foreign Currencies of Foreign Branches, FC–2A, monthly, banks and banking institutions, Hulett, D. T., 395–4730.

EXTENSIONS

VETERANS ADMINISTRATION

Shop Data Sheet (Artificial Limbs), VA10–2793, annually, artificial limb manufacturers, Marsha Traynham, 395–4529.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education, Request for Advance Funds To Help Establish or Strengthen Reserve Fund, OE 1107, on occasion, Marsha Traynham, 395–4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75–20166 Filed 7–31–75;8:45 am]

## SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

### ADVISORY BOARD

#### Open Meeting

Notice is hereby given pursuant to the Federal Advisory Committee Act, section 10(a)(2), dated October 6, 1972, that an open meeting of the Advisory Board of the Saint Lawrence Seaway Development Corporation will be held at the Corporation's Administration Building, Andrews Street, Massena, New York on August 15, 1975 at 11:00 a.m.

Agenda items are as follows:

(1) Opening remarks by the Administrator;

(2) Approval of minutes of prior meeting;

(3) Administrative report;

(4) Program reviews;

(5) Closing remarks.

Reservations and further information may be obtained from Mr. Robert Kraft, Deputy General Counsel, Saint Lawrence Seaway Development Corporation, 800 Independence Avenue SW, Washington, D.C. 20590, or by calling 202–426–3574.

Issued: July 24, 1975.

[SEAL] D. W. OBERLIN,
*Administrator.*

[FR Doc.75–20074 Filed 7–31–75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

### CANADIAN JAVELIN, LTD.

#### Suspension of Trading

JULY 25, 1975.

The common stock of Canadian Javelin, Ltd. being traded on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Canadian Javelin, Ltd. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from July 28, 1975 through August 6, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–19995 Filed 7–31–75;8:45 am]

[File No. 500–1]

### CONTINENTAL VENDING MACHINE CORP.

#### Suspension of Trading

JULY 28, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Continental Vending Machine Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than



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on a national securities exchange is suspended, for the period from July 29, 1975 through August 7, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-19996 Filed 7-31-75;8:45 am]

[Rel. No. 8864; 812-3788]

## E. I. DU PONT DE NEMOURS AND CO.

### Filing of Application

JULY 25, 1975.

In the matter of E. I. Du Pont De Nemours and Company, Wilmington, Delaware 19898.

Notice is hereby given that E. I. du Pont de Nemours and Company ("Applicant"), a Delaware corporation, has filed an application pursuant to Section 17(b) of the Investment Company Act of 1940 ("Act") for an order exempting from the provisions of 17(a) of the Act Applicant's proposed assignment to Mitsui Petrochemical Industries, Ltd. ("MPI"), a Japanese corporation, of certain Japanese patent rights, and grant of an exclusive license, with the right to grant sublicenses, to related technical information. All interested persons are referred to the application on file with the Commission for a full statement of the representations therein which are summarized below.

Christiana Securities Company ("Christiana"), a registered closed-end investment company, owns approximately 28.0% of the outstanding common stock of Applicant, which in turn owns 50% of the outstanding common stock of Mitsui Fluorochemicals Company, Ltd. (MFC) and Mitsui Polychemicals Company, Ltd. (MPC), both Japanese corporations, with the remaining common stock outstanding of each of the Japanese corporations being owned by MPI. Under Section 2(a)(9) of the Act, Applicant, MFC and MPC are presumed to be controlled by Christiana and under Section 2(a)(3) of the Act, Applicant, MFC and MPC are affiliated persons of Christiana, and MPI is an affiliated person of MFC and MPC.

Applicant states that MPI, a manufacturer of ethylene products, polypropylene products and aromatic products, seeks to acquire from Applicant Japanese patent rights, and on an exclusive basis in Japan, technical information which it requires to manufacture and sell synthetic paper.

Applicant and MPI have executed an agreement (the "agreement") providing for assignment to MPI of patents relating to the manufacture of synthetic paper and the grant of an exclusive license, with the right to grant sublicenses, to related technical information.

Section 17(a) of the Act, in pertinent part, provides that it shall be unlawful for any affiliated person of a registered investment company, or any affiliated person of such person, acting as principal, knowingly to sell to or purchase from such registered company or any company controlled by such company any security or other property.

Section 17(b) of the Act provides that the Commission, upon application may exempt a proposed transaction from the provisions of Section 17(a) if evidence establishes that the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned and that the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act.

Under the Agreement, as consideration for the patent rights and technical information relating to the manufacture of synthetic paper, MPI has agreed to pay Applicant $50,000, which is not returnable, and a royalty of one percent of the Net Selling Price as defined in the Agreement of all quantities used or sold by MPI or any MPI sublicensees that are (1) made, used, or sold under any unexpired patent or pending published patent application assigned in the agreement, or (2) made prior to the tenth (10th) anniversary of the effective date of the agreement employing DuPont technical information and used and sold, provided that no royalties are due unless MPI or any MPI sublicensee engages in the commercial manufacture of synthetic paper within ten (10) years from the date of the agreement. The timing of the royalties payable under the agreement requires MPI to pay Applicant within sixty (60) days after the end of each calendar quarter until the expiry of the patents or before the tenth (10) anniversary of the effective date of the agreement, whichever is longer.

Applicant submits that the royalty rate and other provisions of the proposed exclusive license and assignment between Applicant and MPI were negotiated at arm's length and are fair to both parties. Applicant asserts that the royalties payable on synthetic paper and the future rights to technology developed by MPI reasonably reflect the value of the patent, rights and technical information conveyed by the Agreement, and that the proposed transaction was approved by the Japanese governmental authorities on August 20, 1974.

Applicant states that the proposed transaction is consistent with the investment policies of Christiana and with the general purposes of the Act.

Notice is further given that any interested person may, not later than August 19, 1975 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-19997 Filed 7-31-75;8:45 am]

[File No. 500-1]

## EQUITY FUNDING CORPORATION OF AMERICA

### Suspension of Trading

JULY 25, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants to purchase the stock, 9½% debentures due 1990, 5½% convertible subordinated debentures due 1991, and all other securities of Equity Funding Corporation of America being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from July 26, 1975 through August 4, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-19998 Filed 7-31-75;8:45 am]

[File No. 500-1]

## INDUSTRIES INTERNATIONAL, INC.

### Suspension of Trading

JULY 25, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Industries International, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from July 26, 1975 through August 4, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-19999 Filed 7-31-75;8:45 am]

[File No. 500-1]

## WESTGATE CALIFORNIA CORP.

### Suspension of Trading

JULY 25, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock (class A and B), the cumulative preferred stock (5% and 6%), the 6% subordinated debentures due 1979 and the 6½% convertible subordinated debentures due 1987, and all other securities of Westgate California Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from July 26, 1975 through August 4, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20000 Filed 7-31-75;8:45 am]

## DEPARTMENT OF LABOR

### Manpower Administration

### EMPLOYMENT TRANSFER AND BUSINESS COMPETITION DETERMINATIONS

### Notice of Applications

The organizations listed in the attachment have applied to the Secretary of Agriculture for financial assistance in the form of grants, loans, or loan guarantees in order to establish or improve facilities at the locations listed for the purposes given in the attached list. The financial assistance would be authorized by the Consolidated Farm and Rural Development Act, as amended, 7 U.S.C. 1924(b), 1932, or 1942(b).

The Act requires the Secretary of Labor to determine whether such Federal assistance is calculated to or is likely to result in the transfer from one area to another of any employment or business activity provided by operations of the applicant. It is permissible to assist the establishment of a new branch, affiliate or subsidiary, only if this will not result in increased unemployment in the place of present operations and there is no reason to believe the new facility is being established with the intention of closing down an operating facility.

The Act also prohibits such assistance if the Secretary of Labor determines that it is calculated to or is likely to result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, when there is not sufficient demand for such goods, materials, commodities, services, or facilities to employ the efficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

The Secretary of Labor's review and certification procedures are set forth at 29 CFR Part 75, published January 29, 1975 (40 FR 4393). In determining whether the applications should be approved or denied, the Secretary will take into consideration the following factors:

1. The overall employment and unemployment situation in the local area in which the proposed facility will be located.

2. Employment trends in the same industry in the local area.

3. The potential effect of the new facility upon the local labor market, with particular emphasis upon its potential impact upon competitive enterprises in the same area.

4. The competitive effect upon other facilities in the same industry located in other areas (where such competition is a factor).

5. In the case of applications involving the establishment of branch plants or facilities, the potential effect of such new facilities on other existing plants or facilities operated by the applicant.

All persons wishing to bring to the attention of the Secretary of Labor any information pertinent to the determinations which must be made regarding these applications are invited to submit such information in writing on or before August 15, 1975, to: Deputy Assistant Secretary for Manpower, 601 D Street NW., Washington, D.C. 20213.

Signed at Washington, D.C., this 28th day of July 1975.

BEN BURDETSKY,
*Deputy Assistant Secretary for Manpower.*

*Applications received during the week ending July 25, 1975*

| Name of applicant | Location of enterprise | Principal product or activity |
|---|---|---|
| American Kitchen Foods, Inc | Presque Isle, Maine; Caribou, Maine; and Grand Forks, N. Dak. | Frozen and dehydrated potato products and other frozen vegetables. |
| Corporation of Southern Vermont College | Bennington, Vt | Educational facility. |
| Glenelg Products of Puerto Rico, Inc | Santa Isabel, P.R. | Production of roughage feed livestock pellets. |
| Manuel A. Dias Melendez | Jayuya, P.R. | Manufacture of automotive brake linings. |
| Kingwood Plaza, Inc | Kingwood, W. Va | Retail sales leasing. |
| Miller-Picking Corp | Johnstown, Pa | Air-conditioning equipment. |
| Jack R. Hinnidents, Jr | Fort Valley, Ga | Mobile home park. |
| Armbuster Manufacturing Co., Inc | Waynesville, N.C. | Motorcycle wheel balancers. |
| Chokee Creek Elevator Co | Gesoto, Ga | Clean, dry, store, and ship small grains and soybeans. |
| H.C.H. Corp | Clinton, S.C | Car care center. |
| Upper Cumberland Concrete | Cookeville, Tenn | Ready-mix concrete. |
| Perla Products, Inc | Dunn, N.C. | Manufacture ladies and men's apparel. |
| Mesabi Drill and Tool, Inc | Chisholm, Minn | Manufacturing of high speed twist drills. |
| Benchmark Crafters, Inc | Cannon Falls, Minn | Manufacture of stuffed toys. |
| Lake City Manufacturing | Lake City, Mich | High -pressure pipe fittings. |
| Henry Gardner Flyers | Brooks County, Tex | Aerial application of agricultural chemicals. |
| Country-Club Inn of Vivian | Vivian, La | Lodging and dining. |
| Cleo's United Super, Inc | Carrizo Springs, Tex | Grocery store. |
| Cow Palace, Inc | Lamar, Colo | Motel. |
| Brogdex Co | Lindsay, Calif | Manufacturing wax, chemicals, and equipment for citrus industries. |

[FR Doc.75-20003 Filed 7-31-75;8:45 am]

### Office of the Secretary

[TA-W-93]

## CONSOLIDATED CIGAR CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 21, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of Consolidated Cigars Corporation, West Pittston, Pennsylvania, a sub-division of Gulf and Western Corporation, New York, New York (TA-W-93). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with cigars produced by Consolidated Cigar Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligi-







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bility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 12, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave. NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 23rd day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20013 Filed 7-31-75;8:45 am]

[TA-W-95]

## GENERAL MOTORS CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 22, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers, on behalf of the workers and former workers of Delco Products Division of General Motors Corporation, Rochester, New York (TA-W-95). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with electric motors for motor vehicle accessories produced by General Motors Corporation, or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 12, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave. NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 23rd day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20014 Filed 7-31-75;8:45 am]

[TA-W-32]

## INTERNATIONAL SHOE CO.

### Notice of Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-32; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

The investigation was initiated on May 29, 1975 in response to a worker petition received on May 27, 1975 which was filed on behalf of workers formerly producing men's footwear at the Sikeston, Missouri plant of International Shoe Company, St. Louis, Missouri, a subsidiary of Interco, Incorporated, St. Louis, Missouri.

The Notice of investigation was published in the Federal Register (40 FR 24069) on June 4, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of International Shoe Company, its customers, the U.S. International Trade Commission, U.S. Department of Commerce, American Footwear Industries Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) that a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) that sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) that increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

*Significant Total or Partial Separation*

All workers engaged in the production of men's footwear at the Sikeston, Missouri plant of International Shoe Company were separated in the first five months of 1975, when the company closed the plant.

*Sales or Production, or Both, Have Decreased Absolutely*

Production of men's footwear at the Sikeston plant was terminated in May 1975 when International Shoe Company closed the plant.

Sales and production declined 40 percent and 42 percent respectively from fiscal year 1974 to fiscal year 1975.

*Increased Imports Contributed Importantly*

Imports of men's nonrubber footwear increased from about 45 million pairs in 1970 to about 69 million pairs in 1974. The import/consumption and import/production ratios increased from 35.4 percent and 54.7 percent respectively in 1970 to 44.5 percent and 80.1 percent in 1974.

Imports of men's leather footwear increased from about 29 million pairs in 1970 to about 56 million pairs in 1974. The ratios of imports to domestic consumption and production increased significantly from 35.0 percent and 53.7 percent respectively in 1970 to 54.2 percent and 118.3 percent respectively in 1974.

International Shoe Company imports of men's footwear constituted about 25 percent of the company's available supply of men's footwear in fiscal year 1975 for sale to its customers.

*Conclusion*

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with men's footwear produced by the Sikeston, Missouri plant of International Shoe Company contributed importantly to the total or partial separation of workers of that plant. Section 223(b)(2) of the Trade Act of 1974 provides that certification of eligibility to apply for worker adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act I make the following certification:

"All workers, hourly, piecework and salaried, engaged in employment related to the production of men's footwear at the Sikeston, Missouri plant of International Shoe Company who became totally or partially separated from employment on or after October 3, 1974 are certified as eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974."

Signed at Washington, D.C. this 28th day of July 1975.

GLORIA G. PRATT,
*Director, Office of Foreign Economic Policy.*

[FR Doc.75-20011 Filed 7-31-75;8:45 am]





[TA-W-91]

## L. J. O'NEILL SHOE CO.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 17, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the Boot and Shoe Workers Union, on behalf of the workers and former workers of L. J. O'Neill Shoe Company plant, St. Louis, Missouri of Florsheim Shoe Company, Chicago, Illinois (TA-W-91). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with women's footwear produced by L. J. O'Neill Shoe Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 23rd day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20015 Filed 7-31-75;8:45 am]

[TA-W-92]

## M. B. ASSOCIATES

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 21, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of M. B. Associates, New York Operations, Brooklyn, New York (TA-W-92). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with chaff and fiber glass produced by M. B. Associates or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 12, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 23rd day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20016 Filed 7-31-75;8:45 am]

[TA-W-30]

## SINGER CO.

### Notice of Negative Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-30: Investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

The investigation was initiated on May 27, 1975 in response to a worker petition received on that date which was filed by the International Union of Electrical, Radio and Machine Workers (AFL-CIO) on behalf of workers formerly producing circular knitting machines at the Ozone Park, New York plant of Singer Company.

The notice of investigation was published in the Federal Register (40 FR 23947) on June 3, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of the Singer Company, its major customers, industry analysts, the U.S. International Trade Commission, the U.S. Department of Commerce, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act must be met:

(1) that a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) that sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) that increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

*Significant Total or Partial Separations*

Employment levels at the Ozone Park plant declined from the fourth quarter of 1973 through the first quarter of 1975, when the plant closed. In the first quarter of 1975, employment of hourly workers was 64 percent below that in the first quarter of 1974.

*Sales or Production, or Both, Have Decreased Absolutely*

Sales of circular knitting machines producted at Ozone Park declined steadily since 1973. From 1973 to 1974, dollar sales declined by 42 percent, and the



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number of machines sold declined 51 percent. Comparing the first quarter of 1975 to the same period in 1974, dollar sales were down 56 percent and sales volume declined 64 percent.

*Increased Imports Contributed Importantly*

Imports of articles like or directly competitive with the circular knitting machines made at Ozone Park have maintained a high share of the U.S. market since 1970. Foreign-made machines were considered superior in the production of double-knit fabrics popular until 1973. In 1974, however, imports of circular knitting machines declined 51 percent in quantity and 67 percent in value from 1973 levels. Imports relative to domestic production and consumption also declined sharply in 1974 and continued to decline absolutely in the first four months of 1975 compared to the same period in 1974.

The evidence developed in the Department's investigation indicates that the increased use by domestic clothing manufacturers of foreign-made circular knitting machines capable of producing double-knit fabrics began to diminish in 1973 as the popularity of double-knit fabrics declined. As the demand for woven fabrics increased in 1974 the need for knitting machines by domestic fabric and clothing manufacturers declined. In addition, the economic downturn of late 1974 caused many former purchasers of circular knitting machines to refrain from purchasing additional equipment until the demand for their product improved. The decision to close the Ozone Park plant was based upon the steadily declining demand for circular knitting machines by domestic manufacturers of fabric and apparel. By closing its rented facilities at Ozone Park, Singer was able to consolidate its remaining production of circular knitting machines at a company-owned facility in Monroe, North Carolina.

*Conclusion*

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with circular knitting machines produced by the Ozone Park, New York plant of Singer Company did not contribute importantly to the total or partial separation of the workers or to the absolute decline in sales or production of the plant.

Signed at Washington, D.C. this 28th day of July 1975.

GLORIA G. PRATT,
*Director, Office of Foreign Economic Policy.*

[FR Doc.75-20012 Filed 7-31-75;8:45 am]

[TA-W-94]

## TRICNIT INDUSTRIES, INC.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 21, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of Tricnit Industries, Inc., New Ipswich and Franklin, New Hampshire (TA-W-94). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with stretch knitwear, knit tops and body wear produced by Tricnit Industries, Inc., or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 12, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 23rd day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20017 Filed 7-31-75;8:45 am]

[TA-W-96]

## WESTERN SUPPLIES CO.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 23, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Association of Machinists on behalf of the workers and former workers of Western Supplies Company, St. Louis, Missouri (TA-W-96). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with cutting dies produced by Western Supplies Company, or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than August 12, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 24th day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20018 Filed 7-31-75;8:45 am]

## Wage and Hour Division

### FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

#### Certificates Authorizing Employment at Subminimum Wages

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of full-time students (29 CFR 519), and Administrative Order 621 (36 F.R. 12819), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates not less than 85 percent of the wage rates otherwise applicable under section 6 of the Act.

These certificates authorize the establishments listed to employ full-time students at subminimum wage rates for percentages not to exceed 10 percent of the total hours of all employees in any calendar month during the effective period of the certificate.





The authority provided by these certificates was not effective before April 1, 1975 and expires not later than April 30, 1976, but in no instance does the effective period for any one certificate exceed one year.

House of Fabrics: 1922 West Main Street, Mesa, AZ; 3817 East Thomas Road, 9623 Metro Parkway West, 104 Park Central Mall, 5308 West Indian School Road and 1644 West Montebello Avenue, Phoenix, AZ; 3663 East Broadway and 2808 North Campbell, Tucson, AZ; 3140 South 4th Avenue, Yuma, AZ; 2236 South Shore Center, Alameda, CA; 333 East Main Street, Alhambra, CA; 500 North Euclid Street, Anaheim, CA; 2626 County East Mall, Antioch, CA; 400 South Baldwin, Arcadia, CA; 335 North Citrus Avenue, Azusa, CA; 1415 Columbus Avenue and 2701 Ming Avenue, Bakersfield, CA; 230 East Main Street, Barstow, CA; 8340 La Palma, Buena Park, CA; 6600 Topanga Canyon Boulevard, Canoga Park, CA; 19332 Soledad Canyon Road, Canyon Country, CA; 2525 El Camino Real, Suite 114, Carlsbad, CA; 735 Carson Mall, Carson, CA; 225 Los Cerritos Center, Cerritos, CA; 801 East Avenue, Chico, CA; 1367 3rd Avenue, Chula Vista, CA; 6060 Sunrise Mall, Citrus Heights, CA; 105 Puente Hills Mall, City Industry, CA; 404 Sun Valley Mall, Concord, CA; Corte Madera Shopping Center, Corte Madera, CA; 3333 South Bristol Street, Costa Mesa, CA; 3874 Culver Center Street, Culver City, CA; 21 Serramonte Center, Daly City, CA; 9140 Stonewood Shopping Center, Downey, CA; 220 El Cerrito Plaza, El Cerrito, CA; 1461 East Valley Parkway, Escondido, CA; 800 West Harris Street, Eureka, CA; 39143 Fremont Hub, Fremont, CA; 4848 East Kings Canyon Road and 3760 North Blackstone, Fresno, CA; 220 Orangefair Mall, Fullerton, CA; 12181 Brookhurst Street, Garden Grove, CA; 485 Greenfield Avenue, Hanford, CA; 25181 San Jacinto Street, Hemet, CA; 7777 Edinger Avenue, Huntington Beach, CA; 6412 Pacific Boulevard, Huntington Park, CA; 24162 Laguna Hills Mall, Laguna Hills, CA; 5240 North Pepperwood Avenue, Lakewood, CA; Grossmont Center, La Mesa, CA; 542 West Lancaster Boulevard, Lancaster, CA; 1935 Second Street, Livermore, CA; 17 South School Street, Lodi, CA; 717 North H Street, Lompoc, CA; 2244 Bellflower Boulevard, Long Beach, CA; 600 Lindhurst Avenue, Marysville, CA; 520 Merced Mall, Merced, CA; No. 90 and 954 Tenth Street, Modesto, CA; 5021 Montclair Plaza Lane, Montclair, CA; 229 Mayfield Avenue, Mountain View, CA; 6100 Laurel Canyon Boulevard, North Hollywood, CA; 9301 Tampa Avenue, Northridge, CA; 13935 Pioneer Boulevard, Norwalk, CA; 942 North Mountain Avenue, Ontario, CA; 2112 North Orange Mall, Orange, CA; 143 Esplanada Avenue, Oxnard, CA; 195 South Farrell Drive, Palm Springs, CA; 8428 Van Nuys Boulevard, Panorama City, CA; 709 East Colorado Boulevard, Pasadena, CA; 1544 Holt Avenue, Pomona, CA; 1065 West Cypress Street, Redding CA; 525 East Palm Avenue, Redlands, CA; 1931 Hawthrone Boulevard, Redondo Beach, CA; 2116 Broadway, Redwood City, CA; 3624 Riverside Plaza and 355 Tyler Mall, Riverside, CA; 431 Roseville Square, Roseville, CA; 1611 Arden Way and 3322 El Camo, Sacramento, CA; 876 East Alisal Street, 426 Northridge Center and 1032 South Main Street, Salinas, CA; 133 Central City Mall and 138 Inland Shopping Center, San Bernardino, CA; 105 Tanforan Park, San Bruno, CA; 4259 Genessee Avenue and 213 The Mall-Station Box 0107, San Diego, CA; 5353 Almaden Expressway, 222 Eastridge Center, 1600 Saratoga Avenue and 2801 Stevens Creek Road, San Jose, CA; 22 Mall Level, San Leandro, CA; 14 Hillsdale Mall, San Mateo, CA; 650 El Portal Center, San Pablo, CA; 941 Fourth Street, San Rafael, CA; 1361 West 17th Street, Santa Ana, CA; 130 South Hope Street, Santa Barbara, CA; 1464 South Broadway, Santa Maria, CA; 1217 Santa Monica Mall, Santa Monica, CA; 320 Coddingtown Center, 710 Farmers Lane and 707 West 4th Street, Santa Rosa, CA; 2302-10 North Tapo Street, Simi Valley, CA; 4950 Pacific Avenue, Stockton, CA; 182 West Wilbur Road, Thousand Oaks, CA; 3525 Carson Street, Torrance, CA; 134 West Main Street, Turlock, CA; 2205 South Mooney Boulevard, Visalia, CA; 2753 East Garvey, West Covina, CA; 108 Westminster Mall, Westminster, CA; 15715 Whittwood Lane, Whittier, CA; 44 West Court, Woodland, CA; 708 Onstott, Yuba City, CA; 3470 Maryland Parkway and 4449 West Charleston Boulevard, Las Vegas, NV; 300 East Plumb Lane, Reno, NV; 2233 Oddie Boulevard, Sparks, NV.

So-Fro Fabrics: No. 903, Bloomington, IL; No. 904, Bridgeview, IL; No. 905, Champaign, IL; No. 930, Chicago, IL; No. 910 Danville, IL; Nos. 927 and 949, Decatur, IL; No. 911, Deerfield, IL; No. 912, DeKalb IL; No. 956, East Moline, IL; No. 925, Elgin, IL; No. 945, Kankakee, IL; No. 947, Lombard, IL; No. 951, Matteson, IL; No. 948, Mattoon, IL; No. 965, Moline, IL; No. 940, Niles, IL; Nos. 942 and 957, Norridge, IL; No. 946, Palatine, IL; No. 958, Pekin, IL; No. 954, Peoria, IL; No. 959, Quincy, IL; No. 950, Rockford, IL; No. 961, Schaumburg, IL; Nos. 960 and 980, Springfield, IL; No. 967, Sterling, IL; No. 990, Westmont, IL; No. 340, Lewiston, ME; No. 360, South Portland, ME; No. 390, Waterville, ME; No. 335, Flint, MI; No. 310, Grand Blanc, MI; Nos. 330 and 340, Grand Rapids, MI; No. 344, Jackson, MI; No. 345, Kalamazoo, MI; No. 350, Lansing, MI; No. 349, Livonia, MI; No. 351, Madison Heights, MI; No. 395, Traverse City, MI; No. 390, Warren, MI; No. 725, Duluth, MN; No. 675, Manchester, NH; Spaulding Turnpike & Gosling Road, Newington, NH; No. 505, Akron, OH; No. 513, Canton, OH; Nos. 515, 520 and 540, Columbus, OH; No. 550, Lima, OH; No. 560, Newark, OH; No. 595, Niles, OH; No. 565, Parma, OH; No. 575, Richmond Heights, OH; No. 580, Stow, OH; No. 590 and 4925 Jackmarr Road, Toledo, OH; No. 599, Youngstown, OH; No. 598, Zanesville, OH; No. 450, Middletown, RI; Rutland Mall-Woodstock Avenue, Rutland, VT.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at subminimum wage rates is necessary to prevent curtailment of opportunities for employment, the hiring of full-time students at subminimum wage rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate, and issuance of such a certificate will not result in a reduction of the wage rate paid to a current employee, including current student employees. The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof on or before September 15, 1975.

Signed at Washington, D.C. this 28th day of July, 1975.

ARTHUR H. KORN,
*Authorized Representative of the Administrator.*

[FR Doc.75-20019 Filed 7-31-75;8:45 am]

### FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

#### Certificates Authorizing Employment at Subminimum Wages

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), Administrative Order No. 621 (36 F.R. 12819), the restaurants and other retail or service establishments providing retail food service listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly rates not less than 85 percent of the minimum wage rate otherwise applicable under section 6 of the Act.

These certificates provide for the indicated monthly limitations on the percentage of hours of employment of full-time students at subminimum wage rates to the total hours of employment of all employees.

The authority provided by these certificates was not effective before March 24, 1975, and expires not later than May 13, 1976, but in no instance does the effective period for any certificate exceed one year.

Arby's Roast Beef: No. 78, Aurora, IL, 19 to 47 percent; No. 37 Chicago, IL, 10 to 47 percent; No. 493 Countryside, IL, 27 to 61 percent; No. 604 Oak Park, IL, 19 to 47 percent.

The Back Door, 30 West 150 Roosevelt Road, West Chicago, IL, 10 to 47 percent.

Bishop Buffets of Wisconsin, Inc., Janesville, WI, 19 to 47 percent.

Burger Chef, 22 to 47 percent for establishments listed in IL, 40 to 75 percent for establishments listed in IN, 10 to 37 percent for establishments listed in KY, 12 to 34 percent for establishments listed in MI, 31 to 58 percent, for establishments listed in MO, 32 to 64 percent for establishments listed in OH and 14 to 17 percent for establishments listed in TN: No. 14-1006, Belleville, IL; No. 14-716, Bloomington, IL; No. 14-1580, Centralia, IL; Nos. 14-220 and 14-1302, Collinsville, IL; No. 14-1402, East St. Louis, IL; No. 14-102, Granite City, IL; No. 14-1598, Jerseyville, IL; No. 14-761, Madison, IL; No. 14-1359, O'Fallon, IL; No. 14-32, Rantoul, IL; No. 15-963, Beech Grove, IN; No. 15-491, Brazil, IN; No. 15-849, Brownsburg, IN; No. 15-1498, Carmel, IN; No. 15-819, Crawfordsville, IN; No. 15-663, Danville, IN; No. 15-694, Frankfort, IN; No. 15-897, Franklin, IN; No. 15-919, Greencastle, IN; No. 15-410, Greenfield, IN; No. 15-0968, Greensburg, IN; Nos. 15-215, 15-221, 15-228, 15-309, 15-319, 15-364, 15-391, 15-396, 15-402, 15-423, 15-443, 15-485, 15-514, 15-519, 15-654, 15-740, 15-760, 15-820, 15-829, 15-850, 15-1043, 15-1103, 15-1156, 15-1355, 15-1400, 15-1401, 15-1427, 15-1483, 15-1519, 15-1546, 15-1565, 15-1566, 15-1572, 15-1582 and 15-1694, Indianapolis, IN; No. 15-868, Lebanon, IN; No. 1520, Martinsville, IN; No. 15-791, Mooresville, IN; No. 15-401, Plainfield, IN; Nos. 15-63, 15-395 and 15-497, Terre Haute, IN; No. 15-772, Wabash, IN; No. 15-1440, Washington, IN; Hopkinsville, KY; Jeffersontown, KY; Valley Station, KY; No. 1059, Ann Arbor, MI; No. 1575, Clawson, MI; No. 1577, Detroit, MI; No. 1324, Farmington, MI; No. 1586, Grosse Pointe Farms, MI; No. 1288, Harper Woods, MI; No. 75, Hazel Park, MI; No. 1574, Inkster, MI; Nos. 1282 and 1485, Lincoln Park, MI; Nos. 150, 210, and 315, Livonia, MI; No. 908, Melvindale, MI; No. 1583, Northville, MI; No. 1578, Oak Park, MI; No. 53, Plymouth, MI;



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No. 62, Port Huron, MI; No. 1432, Royal Oak, MI; No. 34, St. Claire Shores, MI; No. 1291, Taylor, MI; No. 1017, Union Lake, MI; Nos. 1268 and 1495, Warren, MI; No. 1256, Wayne, MI; Nos. 140 and 1269, Westland, MI; No. 1530, Woodhaven, MI; No. 200, Ypsilanti, MI; No. 26-532, Ballwin, MO; No. 26-1433, Bridgeton, MO; No. 26-306, Cape Girardeau, MO; No. 26-1722, Fenton, MO; No. 1587, Ferguson, MO; Nos. 25-392 and 26-411, Kirkwood, MO; No. 26-1590, Lemay, MO; No. 26-1415, Maplewood, MO; No. 26-1031, O'Fallon, MO; No. 26-1572, Olivette, MO; No. 26-458, St. Charles, MO; Nos. 26-629, 26-712, 26-793, 26-998, 26-1052, 26-1164, 26-1395, 26-1416, 26-1462, 26-1567 and 26-1570, St. Louis, MO; No. 26-411, Sikeston, MO; No. 26-1596, Washington, MO; No. 26-435, Webster Groves, MO; Nos. 36-430, 36-490, 36-0044, 36-1262, 36-1309, 36-1174, 36-1390, 36-1421, 36-1608 and 36-1625, Cincinnati, OH; No. 36-1594, Fairfax, OH; No. 36-1703, Milford, OH; 969 Mount Vernon Road, Newark, OH; No. 36-1534, Springdale, OH; Nos. 36-575, 36-801 and 36-0576, Springfield, OH; Keith Street, Cleveland, TN.

Burger Chef Family Restaurant, 32 to 64 percent: No. 356, Battle Creek, MI; Nos. 365 and 366, Kalamazoo, MI; No. 106, Alliance, OH; No. 144, Bellaire, OH; No. 129, Bridgeport, OH; 117, Canton, OH; Nos. 105 and 138, Columbus, OH; No. 118, Cuyahoga Falls, OH; No. 107, Dover, OH; No. 131, Fremont, OH; No. 111, Ironton, OH; No. 124, Kent, OH; No. 136, Medina, OH; No. 137, North Canton, OH; No. 126, Norwalk, OH; No. 114, Piqua, OH; No. 142, Port Clinton, OH; No. 110, Portsmouth, OH; No. 115, Troy, OH; No. 113, Urbana, OH; No. 121, Van Wert, OH.

Cal's Inc, 19 to 47 percent: 1560 Lee Street, Des Plaines, IL; 1144 Sibley Boulevard, Dolton, IL; 1169 Dundee Avenue, Elgin, IL; 18162 Dixie Highway, Homewood, IL; 426 West Higgins Road, Schaumburg, IL; 557 South Green Bay Road, Waukegan, IL.

Captain's Steak Joynt, 40 to 75 percent: 2500 North Mayfair Road, 3473 South 27th Street, 8080 West Brown Deer Road and 7822 West Capitol Drive, Milwaukee, WI.

Dixie Pig Restaurant, 1401 South Butternut Street, Abilene, TX, 20 to 21 percent.

Doo Drop Inn, Inc., 2410 Henry Street, Muskegon, MI, 10 to 12 percent.

Frankenmuth Bavarian Inn, 713 South Main Street, Frankenmuth, MI, 10 to 17 percent.

Frank's Drive Inn, 4330 Lomas NE, Albuquerque, NM, 10 to 28 percent.

Hardee's, 5322 Troost, Kansas City, MO, 31 to 58 percent.

J.A.D.S., Inc., 501 42nd Avenue, East Moline, IL, First Avenue and Hero Street, Silvis, IL, 27 to 61 percent.

John Francis Restaurant, 7148 West 80th Street, Overland Park, KS, 23 to 27 percent.

King's Food Host, 31 to 58 percent: No. 516, Kansas City, KS; No. 510, Olathe, KS; No. 569, Salina, KS; Nos. 562 and 564, Topeka, KS; No. 565, Wichita, KS; No. 509, Independence, MO; No. 506, Sedalia, MO.

Lucky Steer Restaurant, 27 to 48 percent: 825 Broadway, Anderson, IN; 334 North 13th Street, Decatur, IN; 6721 Bluffton Road and 4102 Lake Avenue, Fort Wayne, IN; 8041 South Madison Street, Indianapolis, IN; Concord & Teal, Lafayette, IN; 1068 West Main Street, Van Wert, OH.

McDonald's Restaurant: 4902 Swope Parkway, Kansas City, MO, 12 to 55 percent; 7716 Metcalf, Overland Park, KS and 10815 West 63rd Street, Shawnee, KS, 10 to 31 percent.

The Maple Buffet, Knoxville, IA, 12 to 21 percent.

Marc's Big Boy, 40 to 75 percent, except as otherwise indicated: 23rd Avenue & 53rd Street, Moline, IL; 2904 Eleventh Street, Rock Island, IL; 875 Middle Road, Bettendorf, IA and 115 Second Avenue SE., Cedar Rapids, IA, (27 to 61 percent); 5440 Osseo Road, Brooklyn Center, MN; 6740 France Avenue South, Edina, MN; 627 Hennepin, Minneapolis, MN; 3900 College Avenue, 2199 South Memorial Drive, 2220 East Northland and 637 West Wisconsin Avenue, Appleton, WI; 14430 West Capitol Drive, Brookfield, WI; 8020 West Brown Deer Road, Brown Deer, WI; 5800 South Packard Avenue, Cudahy, WI; 131 North Pioneer Road, Fond du Lac, WI; 6311 South 27th Street, Franklin, WI; 1685 Main Street, 411 South Military, 500 South Monroe, 1601 West Shawano Avenue and 1609 West Shawano, Green Bay WI; 10653 West Forest Home Avenue, Hales Corners, WI; US Highway 14 & Wisconsin Highway 26, Janesville, WI; 4706 75th Street, Kenosha, WI; 219 West Main, Little Chute, WI; 2121 South Park, 4615 Verona Road, and 3451 East Washington Avenue, Madison, WI; 605 Reed Avenue and Ninth & Washington, Manitowoc, WI; Main Street, Menomonee Falls, WI; 2207 East North Avenue, 4793 North Hopkins, 2860 North Molton Street, 4097 North Oakland Avenue, 5265 North Port Road, 8707 North Port Washington Road, 5903 North 76 Street, 853 North 27th Street, 1201 North 35th Street, 1111 North Van Buren, 3907 South Howell Avenue, 2580 South Kinnickinnic, 2678 South 108th Street, 3240 South 27th Street, 3655 South 27th Street, 1707 South 60th Street, 7347 West Appleton Avenue, 1903 West Capitol Drive, 7926 West Capitol Drive, 2651 West Fond du Lac Avenue, 5500 West Fond du Lac Avenue, 7335 West Greenfield, 130 West Layton, 2717 North Mayfair Road, 1201 West Mitchell Street, 1574 West Mitchell, 2701 West Morgan, 2503 West National Avenue, 6706 West North Avenue, 7501 West Oklahoma, 9022 West Oklahoma Avenue, 155 West Wisconsin Avenue, 441 West Wisconsin Avenue, 541 West Wisconsin Avenue and 2711 West Wisconsin Avenue, Milwaukee, WI; 1930 Omro Road, Oshkosh, WI; 2100 Douglas Avenue and 3925 Durand Avenue, Racine, WI; 3016 Kholer Memorial Drive, Sheboygan, WI; 931 Marquette Avenue, South Milwaukee, WI; 226 North Main Street, Thiensville, WI; 170 Main Street, Waukesha, WI.

Old Market Restaurant, 7936 Quivira, Lenexa, KS, 22 to 41 percent.

Ponderosa Steak House, 54 to 82 percent for establishments listed in IN, 40 to 75 percent for establishments listed in MN; 2330 North Hickory Road, Mishawaka, IN; 311 East Ireland Road, 4134 Lincolnway West, and 5627 U.S. 31 North, South Bend, IN; No. 516, Bloomington, MN; No. 505, Brooklyn Park, MN; No. 251, Columbia Heights, MN; No. 209, Duluth, MN; No. 419, New Hope, MN; No. 569, St. Paul, MN; No. 560, Spring Lake Park, MN; No. 349, West St. Paul, MN.

Mr. Quick, 200 South Jefferson, Indianola, IA., 27 to 61 percent.

R & W Dairy Queen, Inc., 10678 St. Charles Rock Road, St. Ann, MO, 46 to 78 percent.

Regency Steak House, Inc., 6616 West 95th Street, Oak Lawn, IL, 32 to 61 percent.

Rockford Bishop Cafeteria Company, 4130 Newburg Road, Rockford, IL, 19 to 47 percent.

Rustler, 22 to 47 percent, except as otherwise indicated: Nos. 65-006, 65-009, 65-012, and 65-014, Chicago, IL; No. 65-015, Waukegan, IL; No. 25-001, Wilmington, NC, (35 to 47 percent); No. 74-002, Houston, TX, (20 to 45 percent).

Schensul's Cafeteria, 49 to 77 percent: G-4218 East Court Street, Flint, MI; 2590 Sprinkle Road, Kalamazoo, MI.

The Spot Restaurant, Inc., 115 North College, Piqua, OH, 30 to 50 percent.

Yannucci & Yannucci, 2205 Park Road, Springfield, OH, 40 to 70 percent.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at subminimum wage rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time students at subminimum wage rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate. The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof on or before September 15, 1975.

Signed at Washington, D.C. this 28th day of July, 1975.

ARTHUR H. KORN,
*Authorized Representative of the Administrator.*

[FR Doc.75-20020 Filed 7-31-75;8:45 am]





## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### FRED HUTCHINSON CANCER RESEARCH CENTER

Notice of Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 F.R. 12253 et seq, 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

DOCKET NUMBER: 75-00246-33-46040. APPLICANT: Fred Hutchinson Cancer Research Center, 1102 Columbia Street, Seattle, Washington 98104. ARTICLE: Electron Microscope, Model Corinth 500 and accessories. MANUFACTURER: AEI Scientific Apparatus Ltd., United Kingdom. INTENDED USE OF ARTICLE: The article is intended to be used for studies of a wide range of biological tissues, both human and animal in normal and pathological states, which include actual tumors removed at surgery or tissue obtained using various biopsy techniques, tissue culture cells, cell suspensions and pellets (bone marow, blood cells, etc.).

COMMENTS: No comments have been received with respect to this application.

DECISION: Application denied. An instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

REASONS: The applicant in response to Question 8 alleges that the foreign article provides the following pertinent features:

a. *Serial Section Holder* allows the investigator without interruption for changing specimens to view a large number of adjacent thin sections, which facilitates a three-dimensional view of various cell organelles.

b. *Four Specimen Facility*—While the characteristic is very convenient for the operator, it also allows comparison of four (4) specimens without alternate removal and replacement.

c. *Transmission Screen*—The large (6½ x 6½") viewing screen enables the investigators to view a much larger sample area without moving the specimen.

d. *70 mm Roll Camera*—allows 50 pictures to be taken without changing film, which in turn gives the instruments users a much higher volume of exposures than found in the domestic system.

The Department of Health, Education, and Welfare (HEW) advises in its memorandum dated March 3, 1975 that the Model EMU-4C electron microscope, which is manufactured by the Adam David Company, is the most closely comparable domestic instrument. HEW further advises that the applicant provides no pertinent specification within the meaning of Subsection 301.2(n) of the regulations upon which duty-free entry could be based. As to the specific allegations of the applicant in reply to Question 8, in the order listed above, the following is noted:

(a) HEW advises that the serial section holder is a convenience which is not pertinent to the work planned by the applicant.

(b) A multiple grid specimen holder is available for the EMU-4C. Further, HEW advises that the multiple specimen holding capability of the EMU-4C is equivalent to that offered by the foreign article.

(c) HEW advises that the size of the viewing screen is a convenience which is not pertinent to the work planned by the applicant.

(d) A 70 millimeter camera is available for the EMU-4C. Further HEW available for the EMU-4C is equivalent to the camera available for the foreign article. HEW advises that the article and the domestic EMU-4C have equivalent resolution, magnification range, and accelerating voltages. For the foregoing reasons, we find that the Model EMU-4C electron microscope is of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
*Director, Special Import Programs Division.*

[FR Doc.75-20021 Filed 7-31-75;8:45 am]

### National Bureau of Standards

### FEDERAL INFORMATION PROCESSING DATA ENCRYPTION

Proposed Standard

Under the provisions of Public Law 89-306 and Executive Order 11717, the Secretary of Commerce is authorized to establish uniform Federal ADP Standards. A proposed standard for computer data encryption is being recommended for Federal use. This proposed standard specifies a mathematical algorithm for encrypting (enciphering) and decrypting (deciphering) binary coded information. Encrypting converts data to an unintelligible form called cipher. Decrypting converts the cipher back to the original data.

Because certain communicated and stored data can have significant value or sensitivity, the need for adequate protection of these data from theft and misuse has become a national issue. It is generally recognized that cryptography is an effective means of protecting data, provided that encryption techniques of adequate strength are devised, validated and integrated into a system. In order to insure compatibility of cryptographically protected data, it is necessary to establish a Data Encryption Standard and develop guidelines for its implementation and use.

Solicitations for computer data encryption algorithms were published by NBS in the FEDERAL REGISTER issues of May 15, 1973 (38FR12763) and of August 27, 1974 (39FR30961). An algorithm was received in response to these submissions that satisfies the primary technical requirements for the algorithm of a Data Encryption Standard. This algorithm was published for comment in the FEDERAL REGISTER issue of March 17, 1975 (40FR12134) and is contained in the specification section of this proposed standard.

In order to ensure that all parties have a full opportunity to present their views, NBS is soliciting comments on the following Data Encryption Standard. Readers should be aware that cryptographic devices and technical data relating to them may come under the export controls of Title 22, Code of Federal Regulations, Parts 121 through 128. Readers should also be aware that certain U.S. and foreign patents contain claims which may cover implementation and use of this algorithm. In this connection, the reader should note the references in the proposed standard.

The proposed Federal Information Processing Standard contains two basic sections: (1) An announcement section which provides information concerning the applicability, implementation, and maintenance of the standard; and (2) a specification section which deals with the technical requirements of the standard. Both sections are provided in their entirety in this notice.

Interested parties may submit comments to the Associate Director for ADP Standards, Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234, within 90 days after publication of this notice in the FEDERAL REGISTER.

Dated: July 25, 1975.

JOHN D. HOFFMAN,
*Acting Director.*

Federal Information Processing Standards Publication

Date ------

ANNOUNCING THE DATA ENCRYPTION STANDARD

Federal Information Processing Standards Publications are issued by the National Bureau of Standards pursuant to the Federal Property and Administrative Services Act of 1949 as amended, Public Law 89-306 (79 Stat. 1127) as implemented by Executive Order 11717 (38 FR 12315, dated May 11, 1973), and Part 6 of Title 15 CFR (Code of Federal Regulations).

*Name of Standard.* Data Encryption Standard (DES)

*Category of Standard.* ADP Operations, Computer Security.



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*Explanation:* This Data Encryption Standard specifies an algorithm for the cryptographic protection of computer data. This publication provides a complete description of a mathematical algorithm for encrypting (enciphering) and decrypting (deciphering) binary coded information. Encrypting converts data to an unintelligible form called cipher. Decrying converts the cipher back to the original data. Both of these mathematical transformations are based on a single binary variable called the key.

Data may be protected against unauthorized disclosure by generating a random key and issuing it to the authorized users of the data. The cipher that has been produced by performing the steps of the encryption algorithm on data using a particular key can only be returned to the original data by use of the decryption algorithm using the identical key. Unauthorized recipients of the cipher who may have the algorithm but do not have this key cannot derive the original data. A standard algorithm based on a user-generated key thus provides a basis for compatible cryptographic protection of computer data while preventing unauthorized use of the data in cipher form.

*Approving Authority.* Secretary of Commerce.

*Maintenance Agency.* Institute for Computer Sciences and Technology, National Bureau of Standards.

*Applicability.* The Data Encryption Standard will be used by Federal agencies for protecting unclassified computer data when the responsible authority for the data or the computer systems of that agency has stipulated that cryptographic protection is required. Data that is considered sensitive by the responsible authority or data which has a high value or represents a high value should be cryptographically protected if it is vulnerable to unauthorized disclosure or undetected modification during transmission or in dormant storage. During transmission data may be encrypted at a terminal and the resulting cipher transmitted. Data may also be encrypted before it is written as cipher onto a storage device (magnetic tape, removable disk pack, etc.) which may be removed and read by unauthorized personnel. However, cipher must be decrypted before it can be processed. Data stored in cipher form can only be read if the key used to encrypt it is stored until the data is to be read and used. This standard is not applicable for the cryptographic protection of computer data that is classified according to the National Security Act of 1947 or the Atomic Energy Act of 1954, as amended. Provisions of these Acts and their implementing regulations specify the means for protecting classified data.

*Implementation.* This standard becomes effective six months from the date of its publication following approval by the Secretary of Commerce. As new ADP systems and networks are developed and current systems are improved, Federal agencies, based upon their specific data protection requirements, should develop and implement regulations for the use of this standard. These regulations should specify when and where data encryption should be used and include administrative procedures for using it in a computer system or network. Instructions for procuring data processing equipment utilizing the DES will be provided by the General Services Administration.

The algorithm specified in this Data Encryption Standard is to be implemented in special purpose hardware when used by Federal agencies. An electronic device which performs the mathematical steps of the algorithm may comprise one or more Large Scale Integration (LSI) "chips" in a single electronic package. An alternate implementation may consist of many Medium Scale Integration (MSI) electronic packages. Developing technologies may allow the effective and efficient performance of the algorithm in other electronic devices (e.g., micro-computers with Read Only Memories) which are dedicated to performing the operations of the algorithm. Only hardware implementations of the algorithm which can be tested and certified as being accurate will be considered as complying with the standard. Such devices must also conform to the export controls of Title 22, Code of Federal Regulations, Parts 121 through 128. These regulations specify that cryptographic devices or cryptographic information are controlled if intended for export.

Cryptographic devices implementing this standard may be covered by U.S. and foreign patents held by the International Business Machines Corporation, which has agreed to grant nonexclusive, royalty-free licenses under the patents to make, use and sell apparatus which complies with the standard. The terms, conditions and scope of the licenses are set out in a notice published in the May 13, 1975 issue of the *Official Gazette of the United States Patent and Trademark Office* (934 O. G. 452).

*Specifications.* Federal Information Processing Standard (FIPS) Data Encryption Standard (affixed).

*Cross Index:*

a. FIPS PUB 31, "Guidelines to ADP Physical Security and Risk Management"

b. FIPS PUB 41, "Computer Security Guidelines for Implementing the Privacy Act of 1974"

*Qualifications.* This Data Encryption Standard specifies an algorithm which may be utilized in many applications and environments. A device which performs the algorithm may be used as a fundamental building block in applications areas where cryptographic protection is needed. Implementation of a cryptographic system comprising many cryptographic devices located in computer terminals, computer "front end" communications processors and computer storage device data channels is a complex task. Guidelines for implementing and using data encryption devices will be provided by NBS. A series of technical notes describing alternative ways of using data encryption devices will be produced. For example, the algorithm may be used both directly as an encryptor of blocks of data and indirectly as a binary stream generator which may be combined with the data to produce the cipher. The cipher produced with the latter technique has the same high degree of cryptographic protection as the cipher produced if the data were entered directly into the data encryption device. In either case, the cryptographic device must be properly interfaced to the other system components in the application area. When properly implemented and used, Government agencies may rely on the DES to provide a high level of cryptographic protection to valuable and sensitive information. NBS, supported by the technical assistance of appropriate Government agencies, has determined that the algorithm in this Data Encryption Standard can provide this level of protection beyond the normal life cycle of its associated ADP equipment.

Comments and suggestions regarding the use of this standard are welcomed and should be addressed to the Associate Director for ADP Standards, Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234.

*Waiver Procedure.* The head of a Federal agency may waive the provisions of this FIPS PUB upon proper justification and upon coordination with the National Bureau of Standards. A waiver is not necessary unless cryptographic protection is required for unclassified computer data and either a different encryption algorithm is to be used or a software implementation of this algorithm is needed. Letters describing the nature of, and reasons for, the waiver should be addressed to the Associate Director for ADP Standards, Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234.

Sixty days should be allowed for review and response by NBS. The waiver is not to be made until a reply from NBS is received; however, the final decision for granting the waiver is the responsibility of the agency head.

*Where to Obtain Copies of the Standard.*

a. Copies of this publication are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (---- per copy; SD Catalog Number C ------). There is a 25 percent discount on quantities of 100 or more. When ordering, specify document number, title, and SD Catalog Number. Payment may be made by check, money order, coupons, or deposit account.

b. Microfiche copies of this publication are available from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22161. When ordering, refer to Report Number NBS–FIPS–PUB–------ and title. The cost is ---- per copy and payment may be made by check, money order, coupons or deposit account.

Federal Information

Processing Standards Publication

Date ------

SPECIFICATION FOR THE DATA ENCRYPTION STANDARD

The Data Encryption Standard (DES) shall consist of the following Data Encryption Algorithm implemented in a special purpose electronic device. This device shall be designed in such a way that it may be embedded in a computer system or network and provide cryptographic protection to binary coded data. The method of implementation, the control of the cryptographic device and the interface of the device to its associated equipment will depend on the application and environment. The device shall be designed and implemented in such a way that it may be tested and validated as accurately performing the transformations specified in the following algorithm. Certification of compliance with this standard is the responsibility of the designer and manufacturer of the device.





## DATA ENCRYPTION ALGORITHM

### Introduction

The algorithm is designed to encipher and decipher blocks of data consisting of 64 bits under control of a 64 bit key. Deciphering must be accomplished by using the same key as for enciphering, but with the schedule of addressing the key bits altered so that the deciphering process is the reverse of the enciphering process. A block to be enciphered is subjected to an initial permutation IP, then to a complex key-dependent computation and finally to a permutation which is the inverse of the initial permutation $IP^{-1}$. The key-dependent computation can be simply defined in terms of a function f, called the cipher function, and a function KS, called the key schedule. A description of the computation is given first, along with details as to how the algorithm is used for encipherment. Next, the use of the algorithm for decipherment is described. Finally, a definition of the cipher function f is given in terms of primitive functions which are called the selection functions $S_i$ and the permutation function P. $S_i$, P and KS of the algorithm are contained in the Appendix.

The following notation is convenient: Given two blocks L and R of bits, LR denotes the block consisting of the bits of L followed by the bits of R. Since concatenation is associative



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$B_1B_2...B_8$, for example, denotes the block consisting of the bits of $B_1$ followed by the bits of $B_2$... followed by the bits of $B_8$.

Enciphering

A sketch of the enciphering computation is given in Figure 1.

The 64 bits of the input block to be enciphered are first subjected to the following permutation, called the initial permutation IP:

IP

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 58 | 50 | 42 | 34 | 26 | 18 | 10 | 2 |
| 60 | 52 | 44 | 36 | 28 | 20 | 12 | 4 |
| 62 | 54 | 46 | 38 | 30 | 22 | 14 | 6 |
| 64 | 56 | 48 | 40 | 32 | 24 | 16 | 8 |
| 57 | 49 | 41 | 33 | 25 | 17 | 9 | 1 |
| 59 | 51 | 43 | 35 | 27 | 19 | 11 | 3 |
| 61 | 53 | 45 | 37 | 29 | 21 | 13 | 5 |
| 63 | 55 | 47 | 39 | 31 | 23 | 15 | 7 |

That is the permuted input has bit 58 of the input as its first bit, bit 50 as its second bit, and so on with bit 7 as its last bit. The permuted input block is then the input to a complex key-dependent computation described below. The output of that computation, called the preoutput, is then subjected to the following permutation which is the inverse of the initial permutation:







ENCIPHERING COMPUTATION

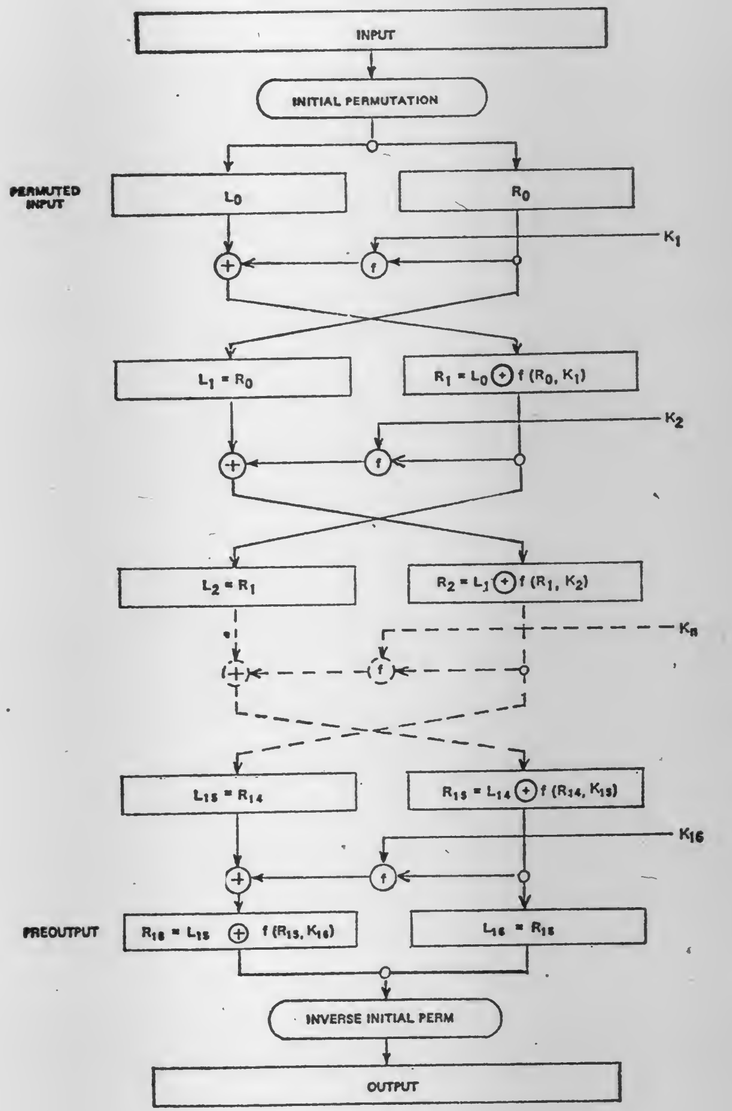



FIGURE 1





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$IP^{-1}$

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| 40 | 8 | 48 | 16 | 56 | 24 | 64 | 32 |
| 39 | 7 | 47 | 15 | 55 | 23 | 63 | 31 |
| 38 | 6 | 46 | 14 | 54 | 22 | 62 | 30 |
| 37 | 5 | 45 | 13 | 53 | 21 | 61 | 29 |
| 36 | 4 | 44 | 12 | 52 | 20 | 60 | 28 |
| 35 | 3 | 43 | 11 | 51 | 19 | 59 | 27 |
| 34 | 2 | 42 | 10 | 50 | 18 | 58 | 26 |
| 33 | 1 | 41 | 9 | 49 | 17 | 57 | 25 |

That is, the output of the algorithm has bit 40 of the preoutput block as its first bit, bit 8 as its second bit, and so on, until bit 25 of the preoutput block is the last bit of the output.

The computation which uses the permuted input block as its input to produce the preoutput block consists, but for a final interchange of blocks, of 16 iterations of a calculation that is described below in terms of the cipher function f which operates on two blocks, one of 32 bits and one of 48 bits, and produces a block of 32 bits.

Let the 64 bits of the input block to an iteration consist of a 32 bit block L followed by a 32 bit block R. Using the notation defined in the introduction, the input block is then LR.





Let K be a block of 48 bits chosen from the 64 bit key. Then the output L'R' of an iteration with input LR is defined by:

$$(1) \qquad L' = R$$
$$R' = L \oplus f(R,K)$$

where $\oplus$ denotes bit-by-bit addition modulo 2.

As remarked before, the input of the first iteration of the calculation is the permuted input block. If L'R' is the output of the 16th iteration then R'L' is the preoutput block. At each iteration a different block K of key bits is chosen from the 64 bit key designated by KEY.

With more notation we can describe the iterations of the computation in more detail. Let KS be a function which takes an integer n in the range from 1 to 16 and a 64 bit block KEY as input and yields as output a 48 bit block $K_n$ which is a permuted selection of bits from KEY. That is

$$(2) \qquad K_n = KS(n,KEY)$$

with $K_n$ determined by the bits in 48 distinct bit positions of KEY. KS is called the key schedule because the block K used in the n'th iteration of (1) is the block $K_n$ determined by (2).



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As before, let the permuted input block be LR. Finally, let $L_o$ and $R_o$ be respectively L and R and let $L_n$ and $R_n$ be respectively L' and R' of (1) when L and R are respectively $L_{n-1}$ and $R_{n-1}$ and K is $K_n$; that is, when n is in the range from 1 to 16,

$$(3) \qquad \begin{aligned} L_n &= R_{n-1} \\ R_n &= L_{n-1} \oplus f(R_{n-1}, K_n) \end{aligned}$$

The preoutput block is then $R_{16}L_{16}$.

The key schedule KS of the algorithm is described in detail in the Appendix. The key schedule produces the 16 $K_n$ which are required for the algorithm.

Deciphering

The permutation $IP^{-1}$ applied to the preoutput block is the inverse of the initial permutation IP applied to the input. Further, from (1) it follows that:

$$(4) \qquad \begin{aligned} R &= L' \\ L &= R' \oplus f(L', K) \end{aligned}$$





Consequently, to decipher it is only necessary to apply the very same algorithm to an enciphered message block, taking care that at each iteration of the computation the same block of key bits K is used during decipherment as was used during the encipherment of the block. Using the notation of the previous section, this can be expressed by the equations:

$$(5) \qquad \begin{aligned} R_{n-1} &= L_n \\ L_{n-1} &= R_n \oplus f(L_n, K_n) \end{aligned}$$

where now $R_{16}L_{16}$ is the permuted input block for the deciphering calculation and $L_1R_1$ is the preoutput block. That is, for the decipherment calculation with $R_{16}L_{16}$ as the permuted input, $K_{16}$ is used in the first iteration, $K_{15}$ in the second, and so on, with $K_1$ used in the 16th iteration.

The Cipher Function f

A sketch of the calculation of f(R,K) is given in Figure 2.



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CALCULATION OF f(R,K)

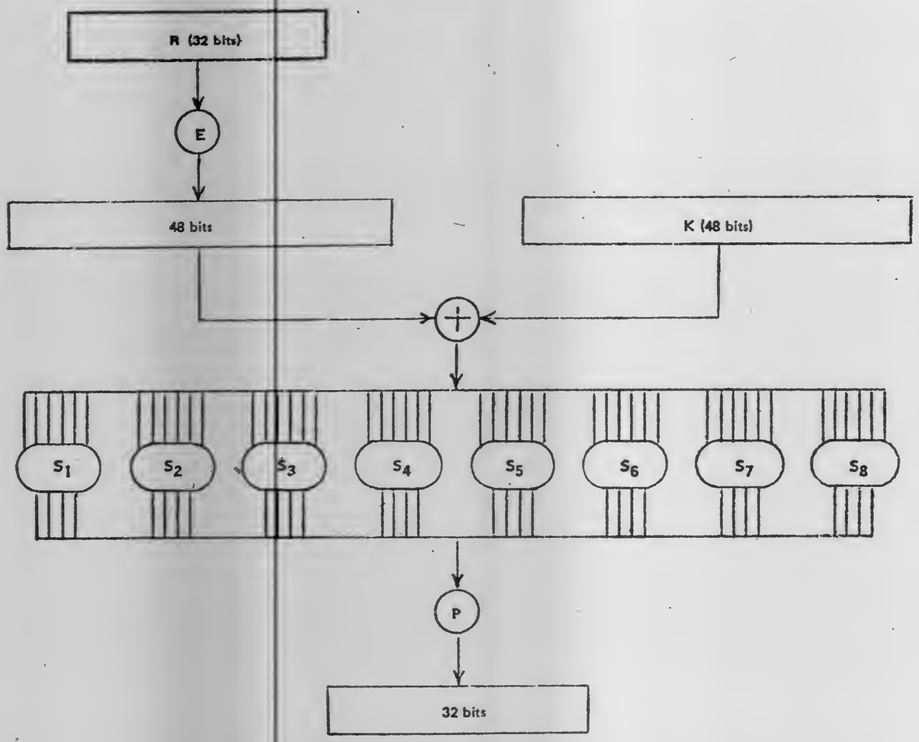



Figure 2





Let E denote a function which takes a block of 32 bits as input and yields a block of 48 bits as output. Let E be such that the 48 bits of its output, written as 8 blocks of 6 bits each, are obtained by selecting the bits in its inputs in order according to the following table:

E BIT-SELECTION TABLE

| | | | | | |
|---|---|---|---|---|---|
| 32 | 1 | 2 | 3 | 4 | 5 |
| 4 | 5 | 6 | 7 | 8 | 9 |
| 8 | 9 | 10 | 11 | 12 | 13 |
| 12 | 13 | 14 | 15 | 16 | 17 |
| 16 | 17 | 18 | 19 | 20 | 21 |
| 20 | 21 | 22 | 23 | 24 | 25 |
| 24 | 25 | 26 | 27 | 28 | 29 |
| 28 | 29 | 30 | 31 | 32 | 1 |

Thus the first three bits of E(R) are the bits in positions 32, 1 and 2 of R while the last 2 bits of E(R) are the bits in positions 32 and 1.

Each of the unique selection functions $S_1$, $S_2$, ..., $S_8$, takes a 6 bit block as input and yields a 4 bit block as output and is illustrated by using a table containing the recommended $S_1$:



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$S_1$

| Row No. | Column Number 0 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 0 | 14 | 4 | 13 | 1 | 2 | 15 | 11 | 8 | 3 | 10 | 6 | 12 | 5 | 9 | 0 | 7 |
| 1 | 0 | 15 | 7 | 4 | 14 | 2 | 13 | 1 | 10 | 6 | 12 | 11 | 9 | 5 | 3 | 8 |
| 2 | 4 | 1 | 14 | 8 | 13 | 6 | 2 | 11 | 15 | 12 | 9 | 7 | 3 | 10 | 5 | 0 |
| 3 | 15 | 12 | 8 | 2 | 4 | 9 | 1 | 7 | 5 | 11 | 3 | 14 | 10 | 0 | 6 | 13 |

If $S_1$ is the function defined in this table and B is a block of 6 bits, then $S_1(B)$ is determined as follows: The first and last bits of B represent in base 2 a number in the range 0 to 3. Let that number be i. The middle 4 bits of B represent in base 2 a number in the range 0 to 15. Let that number be j. Look up in the table the number in the i'th row and j'th column. It is a number in the range 0 to 15 and is uniquely represented by a 4 bit block. That block is the output $S_1(B)$ of $S_1$ for the input B. For example, for input 011011 the row is 01, that is row 1, and the column is determined by 1101, that is column 13. In row 1 column 13 appears 5 so that the output is 0101. Selection functions $S_1$, $S_2,\ldots,S_8$ of the algorithm appear in the Appendix.

The permutation function P yields a 32 bit output from a 32 bit input by permuting the bits of the input block. Such a function is defined by the following table:





P

| | | | |
|---|---|---|---|
| 16 | 7 | 20 | 21 |
| 29 | 12 | 28 | 17 |
| 1 | 15 | 23 | 26 |
| 5 | 18 | 31 | 10 |
| 2 | 8 | 24 | 14 |
| 32 | 27 | 3 | 9 |
| 19 | 13 | 30 | 6 |
| 22 | 11 | 4 | 25 |

The output P(L) for the function P defined by this table is obtained from the input L by taking the 16th bit of L as the first bit of P(L), the 7th bit as the second bit of P(L), and so on until the 25th bit of L is taken as the 32nd bit of P(L). The permutation function P of the algorithm is repeated in the Appendix.

Now let $S_1,\ldots,S_8$ be eight distinct selection functions, let P be the permutation function and let E be the function defined above.

To define f(R,K) we first define $B_1,\ldots,B_8$ to be blocks of 6 bits each for which

$$(6) \qquad B_1B_2\ldots B_8 = K \oplus E(R)$$



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The block f(R,K) is then defined to be

$$(7) \qquad P(S_1(B_1)S_2(B_2)\ldots S_8(B_8))$$

Thus $K \oplus E(R)$ is first divided into the 8 blocks as indicated in (6). Then each $B_i$ is taken as an input to $S_i$ and the 8 blocks $S_1(B_1),S_2(B_2),\ldots,S_8(B_8)$ of 4 bits each are consolidated into a single block of 32 bits which forms the input to P. The output (7) is then the output of the function f for the inputs R and K.





## APPENDIX

### PRIMITIVE FUNCTIONS FOR THE DATA ENCRYPTION ALGORITHM

The choice of the primitive functions KS, $S_1$, ..., $S_8$ and P is critical to the strength of an encipherment resulting from the algorithm. Specified below is the recommended set of functions, describing $S_1$, ..., $S_8$ and P in the same way they are described in the algorithm. For the interpretation of the tables describing these functions, see the discussion in the body of the algorithm.

The primitive functions $S_1,\ldots,S_8$, are:

$S_1$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 14 | 4 | 13 | 1 | 2 | 15 | 11 | 8 | 3 | 10 | 6 | 12 | 5 | 9 | 0 | 7 |
| 0 | 15 | 7 | 4 | 14 | 2 | 13 | 1 | 10 | 6 | 12 | 11 | 9 | 5 | 3 | 8 |
| 4 | 1 | 14 | 8 | 13 | 6 | 2 | 11 | 15 | 12 | 9 | 7 | 3 | 10 | 5 | 0 |
| 15 | 12 | 8 | 2 | 4 | 9 | 1 | 7 | 5 | 11 | 3 | 14 | 10 | 0 | 6 | 13 |

$S_2$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 15 | 1 | 8 | 14 | 6 | 11 | 3 | 4 | 9 | 7 | 2 | 13 | 12 | 0 | 5 | 10 |
| 3 | 13 | 4 | 7 | 15 | 2 | 8 | 14 | 12 | 0 | 1 | 10 | 6 | 9 | 11 | 5 |
| 0 | 14 | 7 | 11 | 10 | 4 | 13 | 1 | 5 | 8 | 12 | 6 | 9 | 3 | 2 | 15 |
| 13 | 8 | 10 | 1 | 3 | 15 | 4 | 2 | 11 | 6 | 7 | 12 | 0 | 5 | 14 | 9 |

$S_3$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 10 | 0 | 9 | 14 | 6 | 3 | 15 | 5 | 1 | 13 | 12 | 7 | 11 | 4 | 2 | 8 |
| 13 | 7 | 0 | 9 | 3 | 4 | 6 | 10 | 2 | 8 | 5 | 14 | 12 | 11 | 15 | 1 |
| 13 | 6 | 4 | 9 | 8 | 15 | 3 | 0 | 11 | 1 | 2 | 12 | 5 | 10 | 14 | 7 |
| 1 | 10 | 13 | 0 | 6 | 9 | 8 | 7 | 4 | 15 | 14 | 3 | 11 | 5 | 2 | 12 |



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$S_4$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 7 | 13 | 14 | 3 | 0 | 6 | 9 | 10 | 1 | 2 | 8 | 5 | 11 | 12 | 4 | 15 |
| 13 | 8 | 11 | 5 | 6 | 15 | 0 | 3 | 4 | 7 | 2 | 12 | 1 | 10 | 14 | 9 |
| 10 | 6 | 9 | 0 | 12 | 11 | 7 | 13 | 15 | 1 | 3 | 14 | 5 | 2 | 8 | 4 |
| 3 | 15 | 0 | 6 | 10 | 1 | 13 | 8 | 9 | 4 | 5 | 11 | 12 | 7 | 2 | 14 |

$S_5$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 2 | 12 | 4 | 1 | 7 | 10 | 11 | 6 | 8 | 5 | 3 | 15 | 13 | 0 | 14 | 9 |
| 14 | 11 | 2 | 12 | 4 | 7 | 13 | 1 | 5 | 0 | 15 | 10 | 3 | 9 | 8 | 6 |
| 4 | 2 | 1 | 11 | 10 | 13 | 7 | 8 | 15 | 9 | 12 | 5 | 6 | 3 | 0 | 14 |
| 11 | 8 | 12 | 7 | 1 | 14 | 2 | 13 | 6 | 15 | 0 | 9 | 10 | 4 | 5 | 3 |

$S_6$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 12 | 1 | 10 | 15 | 9 | 2 | 6 | 8 | 0 | 13 | 3 | 4 | 14 | 7 | 5 | 11 |
| 10 | 15 | 4 | 2 | 7 | 12 | 9 | 5 | 6 | 1 | 13 | 14 | 0 | 11 | 3 | 8 |
| 9 | 14 | 15 | 5 | 2 | 8 | 12 | 3 | 7 | 0 | 4 | 10 | 1 | 13 | 11 | 6 |
| 4 | 3 | 2 | 12 | 9 | 5 | 15 | 10 | 11 | 14 | 1 | 7 | 6 | 0 | 8 | 13 |

$S_7$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 4 | 11 | 2 | 14 | 15 | 0 | 8 | 13 | 3 | 12 | 9 | 7 | 5 | 10 | 6 | 1 |
| 13 | 0 | 11 | 7 | 4 | 9 | 1 | 10 | 14 | 3 | 5 | 12 | 2 | 15 | 8 | 6 |
| 1 | 4 | 11 | 13 | 12 | 3 | 7 | 14 | 10 | 15 | 6 | 8 | 0 | 5 | 9 | 2 |
| 6 | 11 | 13 | 8 | 1 | 4 | 10 | 7 | 9 | 5 | 0 | 15 | 14 | 2 | 3 | 12 |

$S_8$

| | | | | | | | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 13 | 2 | 8 | 4 | 6 | 15 | 11 | 1 | 10 | 9 | 3 | 14 | 5 | 0 | 12 | 7 |
| 1 | 15 | 13 | 8 | 10 | 3 | 7 | 4 | 12 | 5 | 6 | 11 | 0 | 14 | 9 | 2 |
| 7 | 11 | 4 | 1 | 9 | 12 | 14 | 2 | 0 | 6 | 10 | 13 | 15 | 3 | 5 | 8 |
| 2 | 1 | 14 | 7 | 4 | 10 | 8 | 13 | 15 | 12 | 9 | 0 | 3 | 5 | 6 | 11 |

The primitive function P is:

| | | | |
|---|---|---|---|
| 16 | 7 | 20 | 21 |
| 29 | 12 | 28 | 17 |
| 1 | 15 | 23 | 26 |
| 5 | 18 | 31 | 10 |
| 2 | 8 | 24 | 14 |
| 32 | 27 | 3 | 9 |
| 19 | 13 | 30 | 6 |
| 22 | 11 | 4 | 25 |





Recall that $K_n$, for $1 \leq n \leq 16$, is the block of 48 bits in (2) of the algorithm. Hence, to describe KS, it is sufficient to describe the calculation of $K_n$ from KEY for n = 1, 2, ..., 16. That calculation is illustrated in Figure 3. To complete the definition of KS it is therefore sufficient to describe the two permuted choices, as well as the schedule of left shifts. One bit in each eight-bit byte of the KEY may be utilized for error detection in key generation, distribution and storage. Bits 8, 16, ..., 64 are for use in assuring that each byte is of odd parity.



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KEY SCHEDULE CALCULATION

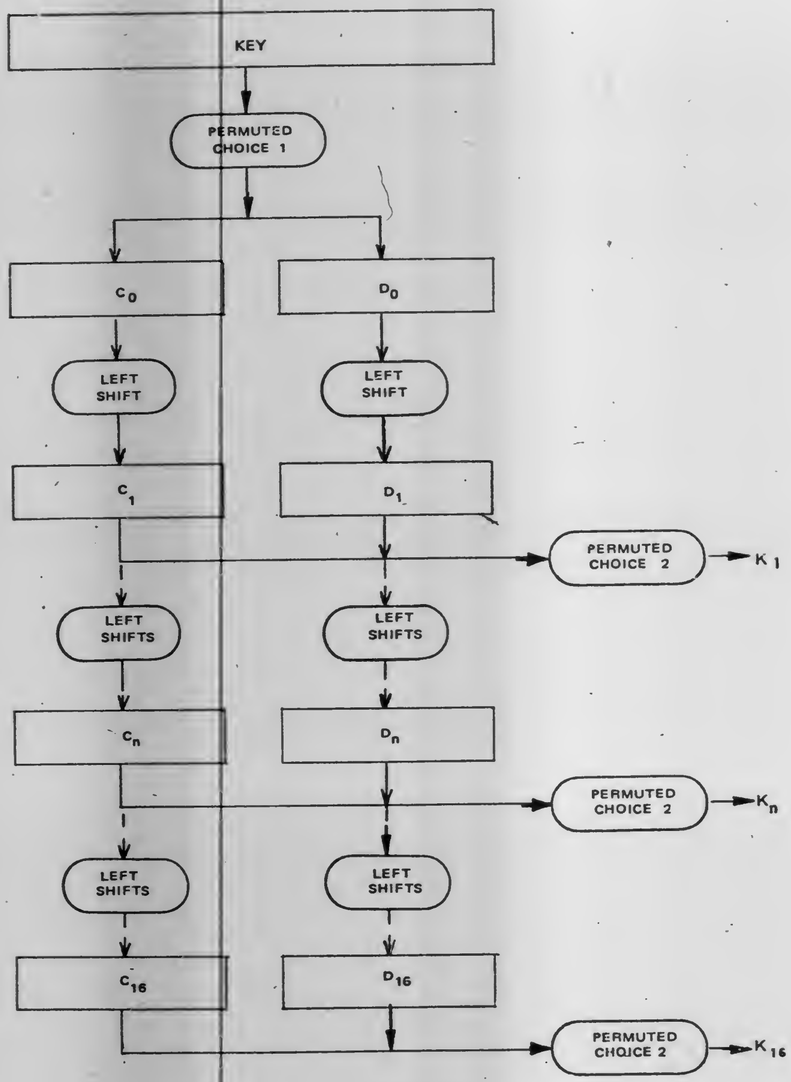



Figure 3





Permuted choice 1 is determined by the following table:

PC-1

| | | | | | | |
|---|---|---|---|---|---|---|
| 57 | 49 | 41 | 33 | 25 | 17 | 9 |
| 1 | 58 | 50 | 42 | 34 | 26 | 18 |
| 10 | 2 | 59 | 51 | 43 | 35 | 27 |
| 19 | 11 | 3 | 60 | 52 | 44 | 36 |
| 63 | 55 | 47 | 39 | 31 | 23 | 15 |
| 7 | 62 | 54 | 46 | 38 | 30 | 22 |
| 14 | 6 | 61 | 53 | 45 | 37 | 29 |
| 21 | 13 | 5 | 28 | 20 | 12 | 4 |

The table has been divided into two parts, with the first part determining how the bits of $C_o$ are chosen, and the second part determining how the bits of $D_o$ are chosen. The bits of KEY are numbered 1 through 64. The bits of $C_o$ are respectively bits 57, 49, 41, ..., 44 and 36 of KEY, with the bits of $D_o$ being bits 63, 55, 47, ..., 12 and 4 of KEY.

With $C_o$ and $D_o$ defined, we now define how the blocks $C_n$ and $D_n$ are obtained from the blocks $C_{n-1}$ and $D_{n-1}$, respectively, for n = 1, 2, ..., 16. That is accomplished by adhering to the following schedule of left shifts of the individual blocks:

| Iteration Number | Number of Left Shifts |
|---|---|
| 1 | 1 |
| 2 | 1 |
| 3 | 2 |
| 4 | 2 |
| 5 | 2 |
| 6 | 2 |
| 7 | 2 |
| 8 | 2 |
| 9 | 1 |
| 10 | 2 |
| 11 | 2 |
| 12 | 2 |
| 13 | 2 |
| 14 | 2 |
| 15 | 2 |
| 16 | 1 |



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For example, $C_3$ and $D_3$ are obtained from $C_2$ and $D_2$, respectively, by two left shifts, and $C_{16}$ and $D_{16}$ are obtained from $C_{15}$ and $D_{15}$, respectively, by one left shift. In all cases, by a single left shift is meant a rotation of the bits one place to the left, so that after one left shift the bits in the 28 positions are the bits that were previously in positions 2, 3, ..., 28, 1.

Permuted choice 2 is determined by the following table:

PC-2

| | | | | | |
|---|---|---|---|---|---|
| 14 | 17 | 11 | 24 | 1 | 5 |
| 3 | 28 | 15 | 6 | 21 | 10 |
| 23 | 19 | 12 | 4 | 26 | 8 |
| 16 | 7 | 27 | 20 | 13 | 2 |
| 41 | 52 | 31 | 37 | 47 | 55 |
| 30 | 40 | 51 | 45 | 33 | 48 |
| 44 | 49 | 39 | 56 | 34 | 53 |
| 46 | 42 | 50 | 36 | 29 | 32 |

Therefore, the first bit of $K_n$ is the 14th bit of $C_nD_n$, the second bit the 17th, and so on with the 47th bit the 29th, and the 48th bit the 32nd.

[FR Doc.75-19882 Filed 7-31-75;8:45 am]

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## National Oceanic and Atmospheric Administration

### MARINE FISHERIES ADVISORY COMMITTEE AND THE MARINE FISHERIES ADVISORY COMMITTEE SUBCOMMITTEE ON MARINE RECREATIONAL FISHERIES

#### Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C., Appendix I (Supp. II, 1972), notice is hereby given of meetings of the Marine Fisheries Advisory Committee (MAFAC) and of the MAFAC Subcommittee on Marine Recreational Fisheries.

The committee will meet on Wednesday, September 3 in a workshop to review NMFS planning for fisheries management under extended jurisdiction. The workshop will begin at 10:00 a.m. in Room 6802 of the Department of Commerce Building, 14th Street between E Street and Constitution Avenue, N.W., Washington, D.C. and will adjourn at 4:30 p.m. The committee will meet again in Room 6802 to consider the items described below on September 4 from 8:00 a.m. to 4:30 p.m. and on September 5 from 8:00 a.m. to 12:30 p.m The Marine Recreational Fisheries Subcommittee will meet on September 3 from 6:00 p.m. to 10:00 p.m. in the Penthouse Conference Room in the Page I Building, 2001 Wisconsin Avenue , N.W., Washington, D.C. to review the marine recreational aspects of the National Plan for Marine Fisheries and other items as are to be decided.

The items proposed for discussion at the committee meeting include the following:

SEPTEMBER 3, 1975

10:00 a.m.–12:00 noon, MAFAC Workshop—Planning for Fisheries Management under Extended Jurisdiction.
12:00–1:30 p.m., Lunch.
1:30–4:30 p.m., Continuation of morning workshop.
6:00–10:00 p.m., Marine Recreational Fisheries Subcommittee meeting.

SEPTEMBER 4, 1975

8:00–8:30 a.m., Introductions and Announcements.
8:30–9:30 a.m., Review of OMB Guidance on NMFS Programs.
9:30–10:30 a.m., Fisheries Financial Assistance Programs.
10:30–11:00 a.m., Status of the Market News Report.
11:00–11:30 a.m., Management Problems from the Boldt Decision.
11:30–12 noon, Legislative Report.
12:00–1:30 p.m., Lunch.
1:30–2:30 p.m., National Ocean Policy Study.
2:30–3:30 p.m., Waiver Criteria for the Seizure Clause of the Foreign Military Sales Act.
3:30–4:30 p.m., Export-Import Bank Operations.
4:30 p.m., Adjourn for the day.

SEPTEMBER 5, 1975

8:00–9:00 a.m., Report on Workshop on Extended Jurisdiction.
9:00–10:00 a.m., Implementation of the National Plan for Marine Fisheries.
10:00–10:30 a.m., Publicizing the NMFS Voluntary Fishery Products Inspection Program.
10:30–11:00 a.m., LOS Status Report.
11:00–11:30 a.m., Report, Marine Recreational Fisheries Subcommittee.
11:30–12:30 p.m., Items Suggested by MAFAC Members.
12:30 p.m., Adjourn meeting.

The agenda items may be subject to change and interested members of the public should contact the Executive Secretary, at the address noted below, on or about August 27, 1975, in order to receive changes, if any, made to the agenda published herein.

At the discretion of the Chairman, interested members of the public may be permitted to speak at times which will not disrupt the orderly conduct of committee business but will allow a reasonable time relation between the committee's discussion of a given subject and an address to that same subject by a member of the public.

Interested members of the public who wish to submit written comments should do so by addressing the same to: Executive Secretary, Marine Fisheries Advisory Committee, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, U.S. Department of Commerce, Washington, D.C. 20235, Telephone: Area Code 202–634–7270.

To receive due consideration and facilitate their inclusion within the record of the meeting, typewritten statements should be received within 10 days after the close of the committee meeting.

Dated: July 28, 1975.

ROBERT M. WHITE,
*Administrator, National Oceanic and Atmospheric Administration.*

[FR Doc.75-20002 Filed 7-31-75;8:45 am]

## National Technical Information Service

### ANNUAL INDEX

#### Notice of Pricing Policy

Notice is hereby given of the following pricing schedule adopted by the National Technical Information Service (NTIS). The NTIS provides government and public availability of federally sponsored business, economic, scientific and technical reports.

ANNUAL INDEXES

Effective August 1, 1975, the selling price for the NTIS Annual Index will reflect the following schedule:

| | Domestic | Foreign |
|---|---|---|
| 1968 | $200 | $250 |
| 1969 | 200 | 250 |
| 1970 | 200 | 250 |
| 1971 | 200 | 250 |
| 1972 | 250 | 325 |
| 1973 | 300 | 375 |
| As a set (1968–73) | 950 | 1,200 |

WILLIAM T. KNOX,
*Director, NTIS.*

[FR Doc.75-19959 Filed 7-31-75;8:45 am]

## Office of the Secretary

### REFRIGERATORS, COMBINATION REFRIGERATOR-FREEZERS, AND FREEZERS

#### Voluntary Energy Conservation: Testing and Labeling

By notice published in the FEDERAL REGISTER December 31, 1974 (39 FR 45334), the Department of Commerce announced its intention of issuing a Voluntary Energy Conservation Specification, hereinafter referred to as "Specification," for each of the following product groups: refrigerators, combination refrigerator-freezers, and freezers. These Specifications were to be issued in accordance with the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9. Proposed Specifications for refrigerators, combination refrigerator-freezers, and freezers were published in the same FEDERAL REGISTER and interested parties were afforded an opportunity to file written comments and suggestions and to request hearings.

Comments in response to the above-referenced publication of the proposed Specifications were received from fifty-three sources and were reviewed and analyzed within the Department. In addition, a public hearing was requested by two parties. The hearing was announced in the FEDERAL REGISTER January 29, 1975 (40 FR 4326), and was held at the Department of Commerce on February 25, 1975. A detailed analysis of the comments received has been prepared. A copy of this analysis, as well as copies of the letters of comment and of the hearing transcript, is filed in the Central Reference and Records Inspection Facility, Room 7068, Commerce Building, 14th Street between Constitution Avenue and E Street N.W., Washington, D.C. 20230 and is available for public inspection at that location.

Modifications have been made in the proposed Specifications based on the analysis of comments received, the presentation made at the public hearing on February 25, 1975, and coordination with the Federal Energy Administration. Based on these actions the final Specifications for refrigerators, combination refrigerator-freezers, and freezers, as set forth below, are hereby issued as part of the Department of Commerce Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation.

The Specifications set forth below are incomplete in that the values for ranges of cost of energy, needed to complete Appendix A to each Specification, are not shown. These values have not yet been determined. When the cost of energy range values for each Appendix A have been determined, each Appendix A will be published in proposed form in the FEDERAL REGISTER for public comment, revised if appropriate, and published in final form in the FEDERAL REGISTER.

Each Specification set forth below shall become effective September 2, 1975,



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and manufacturers may indicate their intent to become participants in the Program with respect to those Specifications at that time. However, each Specification set forth below will not become fully operational until thirty days after publication of the FEDERAL REGISTER of the final Appendix A to that Specification.

Issued: July 28, 1975.

BETSY ANCKER-JOHNSON, PH. D.,
*Assistant Secretary for Science and Technology.*

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 2–75, FOR REFRIGERATORS

Sec.

1.0 Purpose.
2.0 Scope.
3.0 Definitions.
4.0 Product Testing and Rating.
5.0 Product Labeling.
6.0 Use of Program Information in Sales Representations.
7.0 Participation in the Program.
8.0 Termination of Participation.
9.0 Use of Program Information by Other Than Manufacturers.
10.0 Amendment.

Figures 1, 2, 3, 4, 5, 6, and 7—Refrigerator Labels.
Appendix A—Total Refrigerated Volume and Cost of Energy Ranges.
Appendix B—Form for Manufacturer's Notice of Intent to Participate in the Program with Respect to Refrigerators.

1.0 *Purpose.*

The purpose of this Voluntary Energy Conservation Specification, hereinafter referred to as "Specification," is to establish procedures for testing and labeling refrigerators in compliance with the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9) and to define requirements for participation by manufacturers in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with regard to that product class.

2.0 *Scope.*

2.1 This Specification shall apply to the product class consisting of all refrigerators as defined in 3.4.

2.2 Refrigerators covered by this Specification shall be rated with respect to the following characteristics:

2.2.1 Total refrigerated volume as described in 4.3.1.

2.2.2 Energy consumption as described in 4.3.2.

2.2.3 Cost of energy as described in 4.3.3.

2.3 Values for cost of energy ranges for all refrigerators for which data are available are contained in Appendix A to this Specification. This appendix shall be updated and published in the Federal Register on an annual basis starting in January 1977. Copies of this appendix or updated versions thereof shall be provided by the Secretary to any interested party upon request.

3.0 *Definitions.*

3.1 The term "Secretary" means the Secretary of Commerce.

3.2 The term "manufacturer" means any person engaged in the manufacturing or assembling of refrigerators in the United States, or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such product, if the brand or trademark of the person actually manufacturing or assembling the product does not appear on the product.

3.3 The term "Procedures" means Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9).

3.4 The term "refrigerator" means a cabinet designed as a unit for the refrigerated storage of food at temperatures above 32° F, and having a source of refrigeration driven by an electric motor. It may include a compartment for the freezing and storage of ice and for short term storage of food at temperatures below 32° F, but does not provide a separate low temperature compartment designed for the freezing of and the long term storage of food at temperatures of 8° F or below. It has only one exterior door, but it may have interior doors on compartments.

3.5 The term "basic model group" means all refrigerators actually manufactured or assembled by one manufacturer and having the same total refrigerated volume and energy consumption. A basic model group may contain one or more members. Members of a basic model group may differ in details that do not affect total refrigerated volume or energy consumption as determined under 4.3. Subject to the foregoing, acceptable differences include, but are not limited to, variations in trim, color, sales model number, or brand name, or the presence of some special features.

3.6 The term "defrost system" means the components and/or procedures by which frost is removed from refrigerated surfaces.

3.6.1 The term "manual defrost" means a defrost system in which the defrosting action for all refrigerated surfaces is initiated manually.

3.6.2 The term "automatic defrost" means a defrost system in which the defrosting action for all refrigerated surfaces is initiated and terminated automatically.

3.7 The term "anti-sweat heaters" means devices incorporated into the design of a refrigerator to prevent the accumulation of moisture on exterior surfaces of the cabinet under conditions of high ambient humidity.

3.8 The term "total refrigerated volume" means the total volume of all refrigerated compartments as determined under 4.3.1 and referred to in the standard referenced in 4.1.1 as "net refrigerated volume."

3.9 The term "cost of energy" means the approximate cost of the electric energy used in a month as determined under 4.3.3.

3.10 The term "sales representation" means any printed advertising, offering, catalog, or the like that pertains to the retail sale of a refrigerator.

4.0 *Product Testing and Rating.*

4.1 Samples of refrigerators shall be tested by manufacturers or their agents in accordance with the following standards:

4.1.1 American National Standard B38.1–1970, Section 3.2, for computation of total refrigerated volume.

4.1.2 Association of Home Appliance Manufacturers Standard HRF–2–ECFT–1974 for measurement of energy consumption, except that all references to ANSI B38.1 shall be interpreted as references to ANSI B38.1–1970.

The following paragraph is required in addition to Section 4.1 of the Association of Home Appliance Manufacturers Standard HRF–2–ECFT–1974: "When an anti-sweat heater switch is provided, the energy consumption tests shall be conducted with the switch in both the lowest energy consuming position and the highest energy consuming position."

4.2 Samples of refrigerators shall be tested by manufacturers or their agents in accordance with the following requirements:

4.2.1 Unless otherwise required by the Secretary under 4.2.5, test results obtained in the testing of one member of a basic model group may be accepted as applicable to all members of that basic model group.

4.2.2 Sufficient units from each basic model group, that are representative of units to be produced, shall be tested according to the methods and procedures specified in 4.1 to provide a valid basis for determining ratings. Results of tests and calculations shall be retained as required under 7.5.

4.2.3 Manufacturers shall maintain such quality control programs, including testing, as are necessary to insure that the performance of units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.4 Certification programs that are open to all manufacturers and that pertain to the performance characteristics listed on the label may be used by manufacturers as a means of verifying that the performance of the units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.5 In addition to the testing required under 4.2.2 and 4.2.3, the Secretary may upon acquisition of evidence of possible mislabeling require that one or more units of any specified model, selected at random from among recent production units, be tested by the manufacturer or his agent according to the methods and conditions specified in 4.1. Such testing shall be performed at the manufacturer's expense and the resulting test data and calculations shall be provided to the Secretary within 60 days of receipt by the manufacturer of such a request. This requirement does not preclude the Department of Commerce from testing or having tested at its own expense any refrigerator.

4.3 Ratings of refrigerators shall be as follows:

4.3.1 Total refrigerated volume shall be expressed in cubic feet and shall be based on the result of the measurement and computation called for in 4.1.1.

4.3.2 Energy consumption shall be expressed in kilowatt-hours per month and shall be based on the result of the energy consumption test or tests called for in 4.1.2, which provides a rating expressed in kilowatt-hours per 24 hours, multiplied by 30 days per month, and rounded to the nearest kilowatt-hour per month.

4.3.3 Cost of energy shall be expressed in dollars per month and shall equal the energy consumption in kilowatt-hours per month multiplied by electric rates of 2, 4, 6, 8, and 10 cents per kilowatt-hour, these costs each rounded to the nearest one-tenth dollar per month.

4.4 Ranges of total refrigerated volume and cost of energy for use on labels shall be as follows:

4.4.1 Ranges shall be taken from the version of Appendix A in effect at the time the labels are applied, except that labels applied within a 90-day period following a revision of Appendix A need not be replaced with labels showing the new ranges.

4.4.2 The total refrigerated volume range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. For example, if the model to be labeled has a total refrigerated volume of 12.0 cubic feet, the total refrigerated volume range used on the label for that model shall be 10.5 to 13.5 cubic feet.

4.4.3 The cost of energy range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. The cost of energy ranges for refrigerators with all defrost systems available in this volume range shall be shown on each label.

4.4.4 The cost of energy ranges as given in Appendix A shall include both the lowest values obtainable with the anti-sweat heaters at their lowest energy consuming condition and the highest values obtainable with the anti-sweat heaters at their highest energy consuming condition when anti-sweat heater switches are provided.

4.5 All members of a basic model group shall be held to be improperly rated and labeled if two units of that group, randomly selected, are tested under 4.2.4 or 4.2.5 and for both units, the ratings based on the results of such tests fall outside the following limits:

4.5.1 The value for total refrigerated volume shall not be less than 98.5 percent of the value shown on the label.

4.5.2 The value for energy consumption shall not be greater than 110 percent of the value shown on the label.

4.5.3 The values for cost of energy shall be accurate to the nearest one-tenth dollar per month.

5.0 *Product Labeling.*

5.1 The design of labels shall be as follows:

5.1.1 The design of labels shall be as shown in Figures 1 through 7 at the end of this Specification. Except as provided in 5.1.6 through 5.1.11, no marks or information other than that indicated in Figures 1 through 7 shall be placed within the border of the labels. The size of the labels and sizes of type shall be as shown or a proportional enlargement of the sizes indicated.

5.1.2 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 1 and 2.

5.1.3 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 2 and 3.

5.1.4 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 4 or 6.

5.1.5 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 5 or 7.

5.1.6 In cases where a manufacturer labels his anti-sweat heater switch with nomenclature such as "Economizer" or "Power Economizer," this nomenclature may be substituted for the term "Power Saver" in the note on the label, in the column heading in the cost table, and in the explanations of energy consumption and cost of energy. It may not be substituted for the term "anti-sweat heater switch" in the note on the label or in the definition. In the second sentence of the note, in the column headings in the cost table, and in the energy consumption section, the term "off" may be substituted for "on" and the term "on" substituted for "off" when the anti-sweat heater is activated with the switch in the "off" position.

In those cases where the switch has more than one position of activation, the second sentence in the energy consumption section may reflect such conditions by such wordage as, "while switched to the highest energy consumption position this unit will use ---- ------ kWh per month." In these cases, the cost values in the note and the highest energy value in the energy consumption section will reflect conditions with the switch in the highest position. Other variations in the wording to reflect switch positions, activations, and nomenclatures peculiar to specific models may be used only after prior clearance by the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

5.1.7 When the labeled refrigerator is equipped with an anti-sweat heater switch, the following shall be added to the definitions shown in Figure 2 in the same style of lettering:

ANTI-SWEAT HEATERS

These are devices built into the cabinet to prevent the accumulation of moisture on the outer surfaces.

5.1.8 The range or ranges of cost of energy as determined under 4.4.3 and 4.4.4 for the type or types of defrost system as indicated in Appendix A for refrigerators in the same range of total refrigerated volume as the labeled unit shall be shown as indicated in the appropriate figure for the label design used.

5.1.9 The definition of each type of defrost system as specified in 5.1.8 shall be given on the label as indicated in the appropriate figure and shall be as stated below:

AUTOMATIC DEFROST

This is a system that automatically removes all frost as it forms. You never have to defrost. Some manufacturers use other names for this system.

MANUAL DEFROST

This type of refrigeration has no provision for automatic defrosting. You must remove frost.

5.1.10 Minor variations in the appearance of labels, that may be required for computerized printing techniques, may be requested by application to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. Such variations shall be limited to changes in the type style or type size used to indicate values of ratings or ranges, model numbers, or other label elements that change from model to model. Applications for change shall include an example of the proposed change.

5.1.11 When two or more models having the same brand name have identical ratings, more than one model number may be shown on the label. The size of the label may be increased to accommodate such additional model number listings.

5.1.12 Labels shall be printed on white stock. The areas so indicated in Figures 1 through 7 shall be printed in *Pantone Super Warm Red*. The seal or logotype of the certifying agency shall be printed in any legible color or colors. All other printing shall be in black.

5.1.13 Camera-ready art suitable for printing the labels, but not including numerical ratings, model numbers, or the seal, logotype, or other designation of the certifying agency, shall be provided by the Secretary to any manufacturer upon request. Actual labels shall be accurate reproductions of this art.

5.2 Refrigerators shall be labeled as follows:

5.2.1 The labels specified in 5.1.2 and 5.1.3 shall be folded as indicated in Figures 1 and 3 and hung as a tag on the front of a shelf in the refrigerator compartment or from the inside of the refrigerator compartment door where they may be viewed from a standing position.

5.2.2 The labels specified in 5.1.4 and 5.1.5 shall be attached to the inside of the refrigerator compartment door and shall not be obscured by overhanging shelves or protrusions when viewed from a standing position.

5.2.3 When labels are shown with other information, they shall appear clearly distinct from any other information supplied or displayed by the manufacturer so that the Department of Commerce Energy Conservation Mark on the label cannot reasonably be associated with such other information.

5.2.4 If any model of a given brand of refrigerator is labeled, then every model of that brand shall be labeled. However, these requirements shall not apply to units intended for export or units manufactured prior to the manufacturer's entry into the Program.

5.2.5 For individual units manufactured and packaged prior to a manufacturer's entry into this Program, manufacturers are encouraged to attach appropriate labels, distribute appropriate labels to retailers to be attached to floor display models or other models, or provide point-of-purchase displays as described in 6.4. Manufacturers shall encourage retention of labels on labeled units until such units are delivered to consumers. Manufacturers shall also encourage the use of any point-of-purchase displays that will enhance the usefulness of the labels to the consumers.

6.0 *Use of Program Information in Sales Representations.*

6.1 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the listing shall either include a reproduction of the label for that model, or shall in some other format indicate the total refrigerated volume, energy consumption, cost of energy at 4¢ per kilowatt-hour, type of defrost system, and the ranges of total refrigerated volume and cost of energy appropriate to the listed model. The required information for one or more models may be presented in a table or tables.

6.2 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the ranges of cost of energy shown in the representation shall be determined as follows:

6.2.1 The ranges shall be taken from the version of Appendix A in effect 90 days before the press date of the sales representation or from a later version of Appendix A if it can be utilized before the press date of such sales representation.

6.2.2 The ranges shall be taken from the appropriate version of Appendix A using the procedures described in 4.4.

6.3 When labeled models with accompanying quantitative energy consumption or cost of energy information are listed in sales representations, the section in which the models are listed shall contain an explanation of how cost of energy can be calculated and may contain a reproduction of the Department of Commerce Energy Conservation Mark accompanied by the words "Tested in accordance with."

6.4 Legible reproductions of that portion of the Label shown in Figures 4, 5, 6, or 7, in any size, may be used on the product, on packaging, in point-of-purchase displays; or in other advertising applications, but such use shall not be a substitute for required labeling.

6.5 When, for a given model, the cost of energy at 4¢ per kilowatt-hour as determined under 4.3.3 is less than the lower limit of the appropriate cost of energy range as determined under 4.4 for use on labels or as determined under 6.2 for use in sales representations, manufacturers are encouraged to utilize this fact in their advertising of that model. This condition could result from introduction of a new or improved model, and in such case would persist until new cost of energy ranges had been issued.

7.0 *Participation in the Program.*

7.1 Manufacturers wishing to participate in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with respect to refrigerators shall notify the Department of Commerce of intended participation. Unless otherwise ruled by the Secretary, approval for participation by any manufacturer shall







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automatically be granted upon this notification to the Department. Receipt of this notification shall be acknowledged.

7.2 A manufacturer's notice of intent to participate in the Program with respect to refrigerators shall be in a form substantially like that shown in Appendix B and shall include all points addressed in the form shown in Appendix B.

7.3 Manufacturers shall provide the Department of Commerce, not later than their stated effective date of entry into the Program with respect to refrigerators, a listing of all models to be labeled. Such listing shall include the sales model designation, the energy consumption and cost of energy at 4¢ per kilowatt-hour ratings for each model, and an indication of the grouping of sales models into basic model groups. All appropriate sales models as defined in 5.2.4 shall be included. This listing may be included with the notice of intended participation and shall be addressed to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. This requirement for a listing of models to be labeled may be met by reference to a publicly available directory or listing of refrigerators if such directory or listing contains the required information.

7.4 When a manufacturer's listing of refrigerator models to be labeled or his listing of energy consumption ratings and cost of energy ratings as required under 7.3 is changed by the addition of models or by changes in model designations or ratings, the manufacturer or his agent shall notify the Secretary no later than 30 days after the first shipment of the newly listed or rated production models from his factory. When models are deleted or if the manufacturer terminates his participation in the Program with respect to refrigerators of a given brand name, the manufacturer or his agent shall notify the Secretary no later than 30 days after such a decision is effective. Such notification shall be addressed to the Secretary of Commerce, U.S. Department of Commerce, Room 5851, Washington, D.C. 20230.

7.5 Manufacturers or their agents shall maintain files of test results and calculations on which ratings are based and files of test results and calculations used to verify that the performance of manufactured units is within the tolerances specified in 4.5. Data relating to a given model shall be preserved for a period of two years after production of that model has been terminated, and if requested shall be provided to the Secretary within 30 days of such request.

7.6 Manufacturers or their agents shall transmit required information to the Secretary in concise and readily understandable form. For this purpose, copies of appropriate lists and reports used for other purposes, as for example reports submitted by a manufacturer to the sponsor of a nationally recognized certification program or reports submitted by an independent testing laboratory to such a sponsor or a manufacturer, shall be acceptable.

7.7 Should any refrigerator be tested and found to be improperly rated and labeled as described in 4.5, the manufacturer shall within 30 days of such a finding give notice of non-compliance and a statement of revised ratings in writing to the Secretary and to all distributors or others in the line of distribution who are responsible for sales to dealers or other retail outlets. He shall also within 60 days after such a finding arrange to have corrected labels available for substitution on models currently on display at retail outlets and for those placed on display at a later date and shall see that such outlets are notified through his normal channels of distribution.

8.0 *Termination of Participation.*

8.1 A manufacturer may at any time terminate his participation and responsibilities under the Program with respect to refrigerators of a given brand name by giving written notice to the Secretary that he will discontinue or has discontinued use of the labels on all refrigerators of that brand name. Such notice shall state the effective date of the manufacturer's termination of participation.

8.2 The Department of Commerce upon finding that a manufacturer is not complying with the conditions for participation set forth in this Specification and in the Procedures may terminate upon 30 days notice the manufacturer's participation in the Program: *Provided*, that the manufacturer shall first be given an opportunity to show cause why the participation should not be terminated.

8.3 Upon receipt of a notice of termination, a manufacturer may within 30 days request a hearing under the provisions of 5 U.S.C. 558.

9.0 *Use of Program Information by Other Than Manufacturers.*

9.1 Retail sales organizations that are not manufacturers as defined in 3.2, that sell refrigerators labeled under this Program, and have received appropriate and accurate Program-related information from manufacturers or the Secretary, are specifically encouraged to utilize such information in their sales efforts in the manner prescribed in 9.2.

9.2 Appropriate activities for non-manufacturers include the following:

9.2.1 Use of total refrigerated volume ratings and ranges, energy consumption ratings, cost of energy at 4¢ per kilowatt-hour ratings and ranges, explanations of how cost of energy can be calculated, and reproduction of the Department of Commerce Energy Conservation Mark, under the guidelines described in 6.1, 6.2, and 6.3, in sales representations.

9.2.2 Affixing of labels or appropriate use of point-of-purchase displays, provided by manufacturers under 5.2.5, in sales areas.

9.2.3 Use of reproductions of labels, in the manner described in 6.4, in sales representations.

9.2.4 Advertising of instances where the cost of energy at 4¢ per kilowatt-hour for a given model is less than the lower limit of the appropriate cost of energy range, as described under 8.5.

9.2.5 Distribution of Program information provided by the Department of Commerce. Program information may be obtained from the National Bureau of Standards, 441.00, Washington, D.C. 20234.

10.0 *Amendment.*

This Specification is subject to amendment as provided in Section 9.8 of the Procedures, except that Appendix A to this Specification may be updated and published in the Federal Register annually as described in 2.3 of this Specification without first publishing notice of the proposed change in the Federal Register.





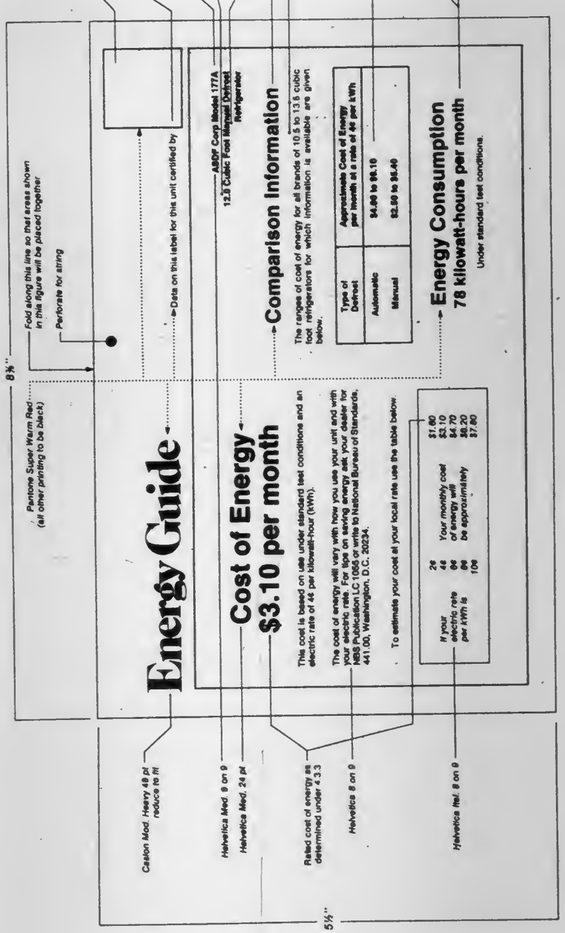



FIGURE 1
Refrigerator



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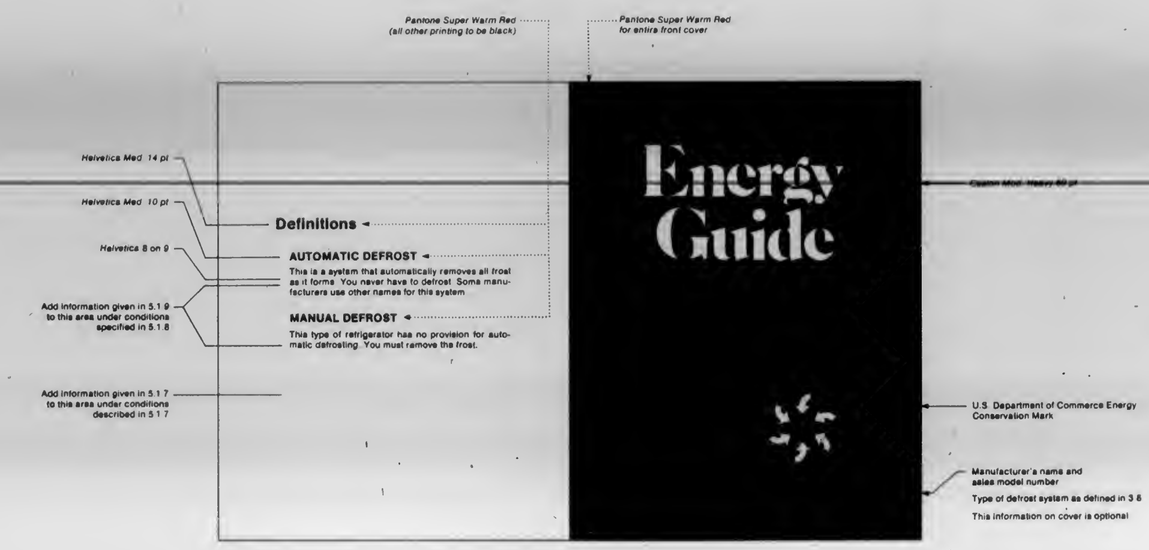



**FIGURE 2**
Refrigerator









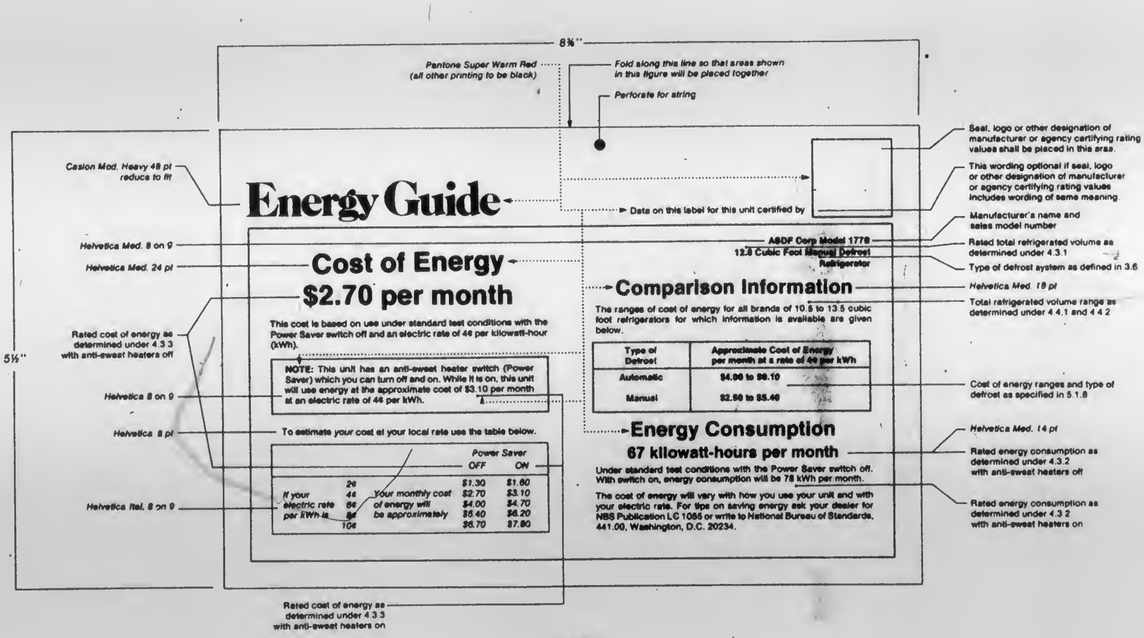



**FIGURE 3**
Refrigerator

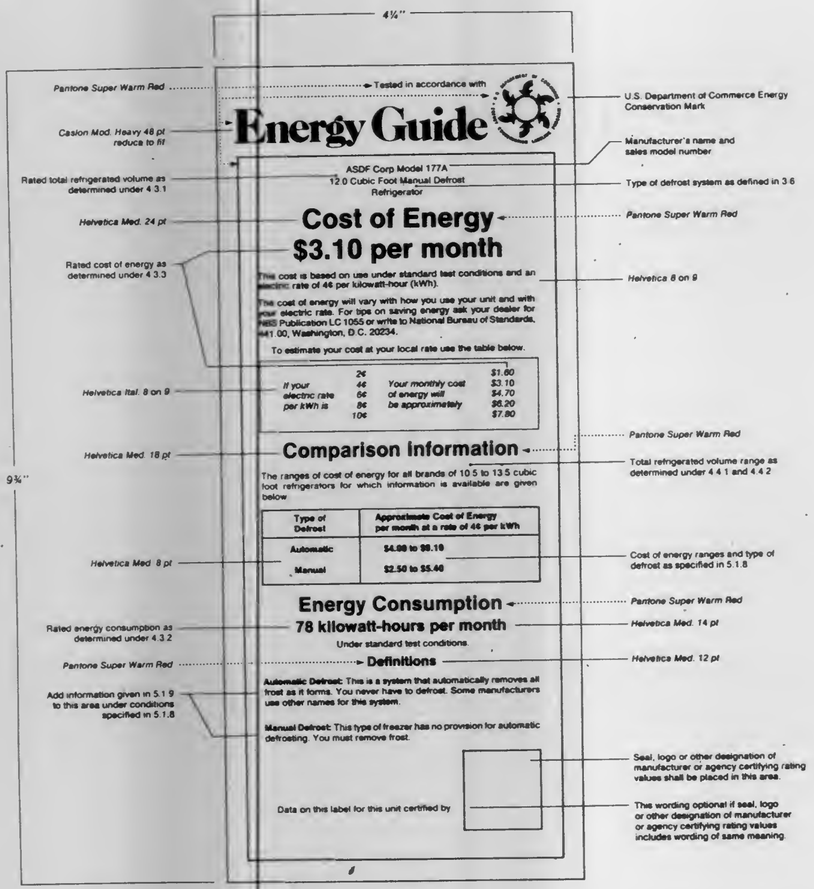



FIGURE 4
Refrigerator





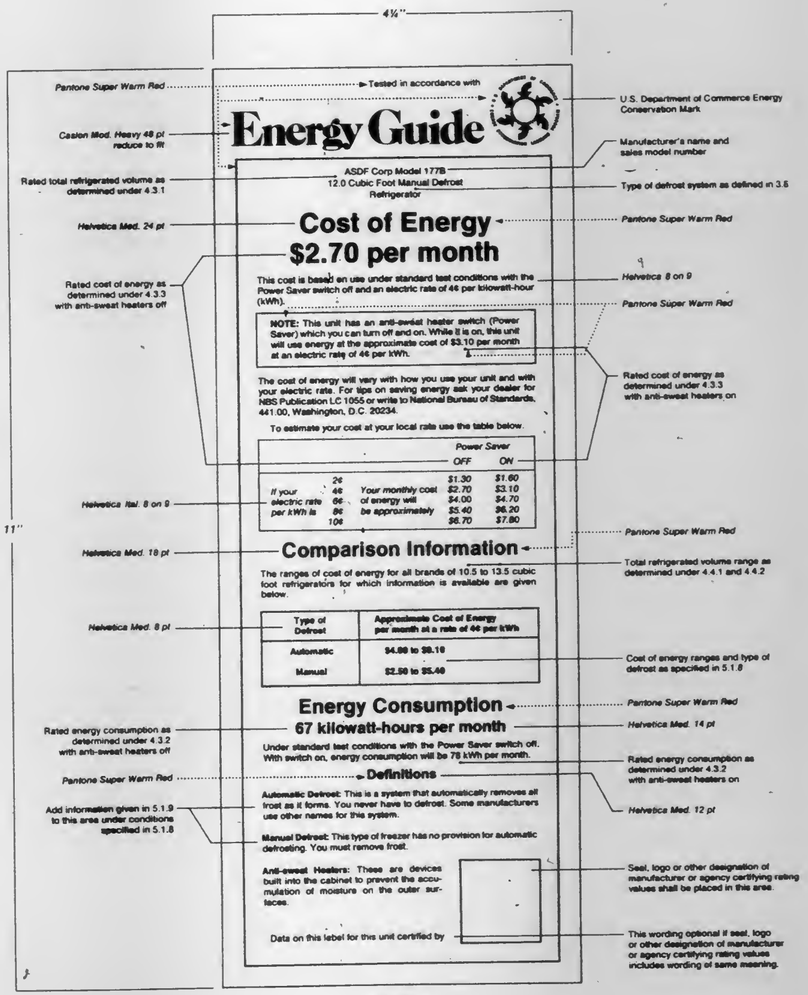



FIGURE 5
Refrigerator



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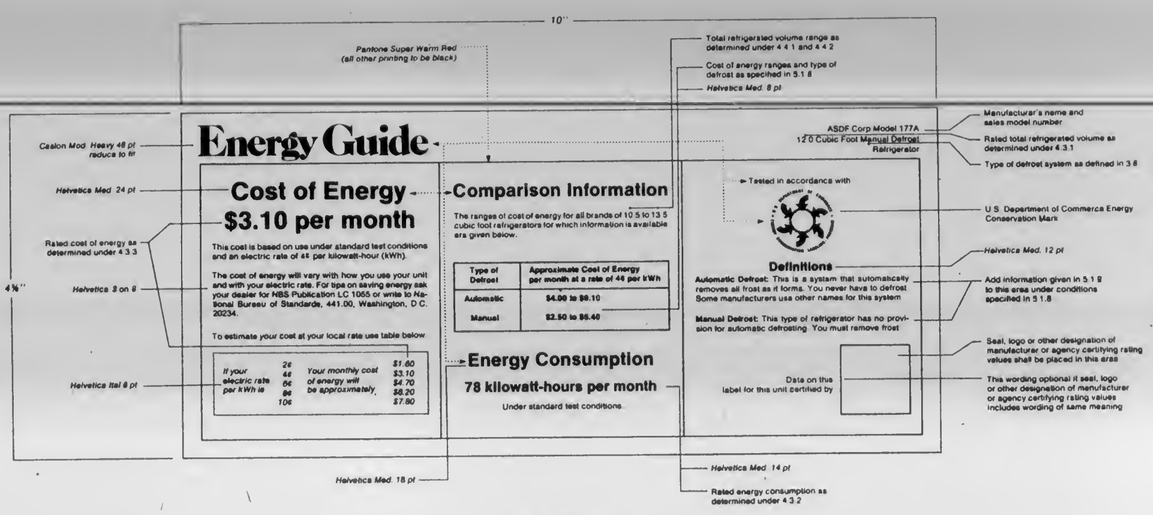



FIGURE 6
Refrigerator









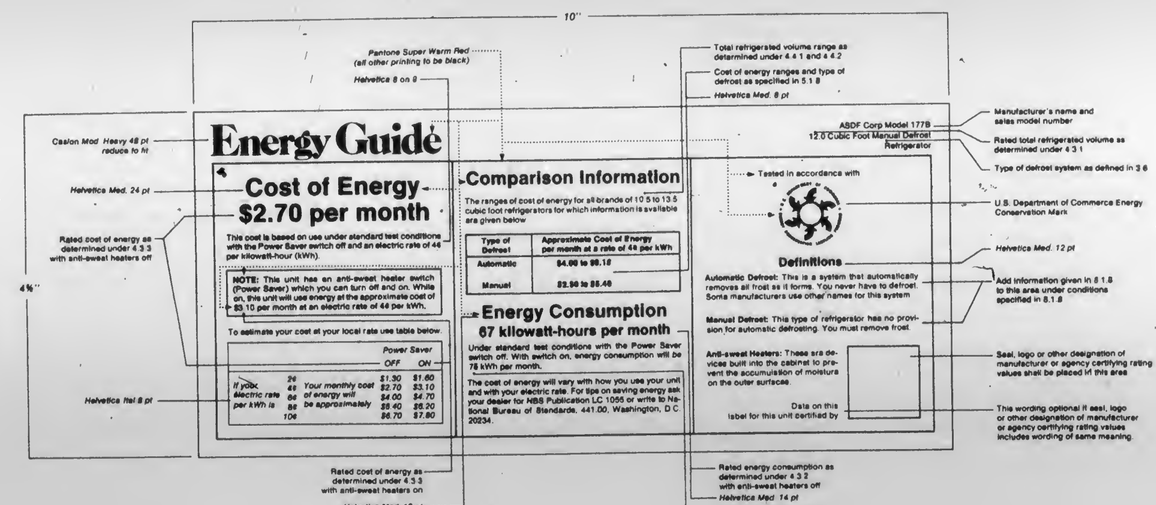



FIGURE 7
Refrigerator

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 2-75, FOR REFRIGERATORS

APPENDIX A: TOTAL REFRIGERATED VOLUME AND COST OF ENERGY RANGES

*RANGES OF COST OF ENERGY IN DOLLARS PER MONTH AT A RATE OF 4¢ PER KILOWATT-HOUR FOR MODELS WITH

| RATED TOTAL REFRIGERATED VOLUME IN CUBIC FEET | MANUAL DEFROST | | AUTOMATIC DEFROST | |
|---|---|---|---|---|
| | Min. | Max. | Min. | Max. |
| Less than 2.5 | | | 3.5 and less | |
| 2.5 to 3.4 | | | 1.5 to 4.5 | |
| 3.5 to 4.4 | | | 2.5 to 5.5 | |
| 4.5 to 5.4 | | | 3.5 to 6.5 | |
| 5.5 to 6.4 | | | 4.5 to 7.5 | |
| 6.5 to 7.4 | | | 5.5 to 8.5 | |
| 7.5 to 8.4 | | | 6.5 to 9.5 | |
| 8.5 to 9.4 | | | 7.5 to 10.5 | |
| 9.5 to 10.4 | | | 8.5 to 11.5 | |
| 10.5 to 11.4 | | | 9.5 to 12.5 | |
| 11.5 to 12.4 | | | 10.5 to 13.5 | |
| 12.5 to 13.4 | | | 11.5 to 14.5 | |
| 13.5 to 14.4 | | | 12.5 to 15.5 | |
| 14.5 to 15.4 | | | 13.5 to 16.5 | |
| 15.5 to 16.4 | | | 14.5 to 17.5 | |
| 16.5 and over | | | 15.5 and over | |

*Cost of energy ranges include both the lowest value obtainable with anti-sweat heaters at their lowest energy consuming condition and the highest values obtainable with anti-sweat heaters at their highest energy consuming condition, for those models that have anti-sweat heater switches.





VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 2-75, FOR REFRIGERATORS

APPENDIX B: FORM FOR MANUFACTURER'S NOTICE OF INTENT TO PARTICIPATE IN THE PROGRAM WITH RESPECT TO REFRIGERATORS

Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

(Name of Corporation) intends to participate in the Department of Commerce Voluntary Labeling Program with respect to refrigerators. Accordingly, (Name of Corporation) agrees to abide by all conditions for participation as set forth in the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9, and Voluntary Energy Conservation Labeling Specification No. 2-75, for Refrigerators, including:

1. Conduct required tests (4.0).
2. Povide required labels (5.0).
3. Provide required information in sales representations (6.0).
4. Provide list of models to be labeled (7.3).
5. Provide notice of model changes (7.4).
6. Maintain required files (7.5).
7. Submit test data on request (7.6).
8. Notify appropriate parties in case of incorrect labeling (7.7).
9. Provide corrected labels when required (7.7).

(Numbers in parentheses refer to sections of labeling specification.)

The effective date for participation of (Name of Corporation) in the Program, after which all newly manufactured refrigerators will be labeled, is ----------

(Date)
(Signature)
(Corporate Title)

1.0 *Purpose.*

The purpose of this Voluntary Energy Conservation Specification, hereinafter referred to as "Specification," is to establish procedures for testing and labeling combination refrigerator-freezers in compliance with the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9) and to define requirements for participation by manufacturers in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with regard to that product class.

2.0 *Scope.*

2.1 This Specification shall apply to the product class consisting of all combination refrigerator-freezers as defined in 3.4.

2.2 Combination refrigerator-freezers covered by this Specification shall be rated with respect to the following characteristics:

2.2.1 Total refrigerated volume as described in 4.3.1.

2.2.2 Energy consumption as described in 4.3.2.

2.2.3 Cost of energy as described in 4.3.3.

2.3 Values for cost of energy ranges for all combination refrigerator-freezers for which data are available are contained in Appendix A to this Specification. This appendix shall be updated and published in the FEDERAL REGISTER on an annual basis starting in January 1977. Copies of this appendix or updated versions thereof shall be provided by the Secretary to any interested party upon request.

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 3-75, FOR COMBINATION REFRIGERATOR-FREEZERS

Sec.

1.0 Purpose.
2.0 Scope.
3.0 Definitions.
4.0 Product Testing and Rating.
5.0 Product Labeling.
6.0 Use of Program Information in Sales Representations.
7.0 Participation in the Program.
8.0 Termination of Participation.
9.0 Use of Program Information by Other Than Manufacturers.
10.0 Amendment.
Figures 1, 2, 3, 4, 5, 6, and 7—Combination Refrigerator-Freezer Labels.
Appendix A—Total Refrigerated Volume and Cost of Energy Ranges.
Appendix B—Form for Manufacturer's Notice of Intent to Participate in the Program with Respect to Combination Refrigerator-Freezers.
Appendix C—Optional Format for Energy Consumption Plotting for Special Cases.

3.0 *Definitions.*

3.1 The term "Secretary" means the Secretary of Commerce.

3.2 The term "manufacturer" means any person engaged in the manufacturing or assembling of combination refrigerator-freezers in the United States, or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such product, if the brand or trademark of the person actually manufacturing or assembling the product does not appear on the product.

3.3 The term "Procedures" means Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9).

3.4 The term "combination refrigerator-freezer" means a cabinet designed as a unit and having two or more compartments, with at least one of the compartments designed for the refrigerated storage of foods at temperatures above 32° F and with at least one of the compartments designed for the freezing of and the storage of frozen foods at temperatures of 8° F or below, and having a control or controls that can be adjusted by the user to give an average freezer temperature of 0° F or below. It has a source of refrigeration driven by an electric motor.

3.5 The term "basic model group" means all combination refrigerator-freezers actually manufactured or assembled by one manufacturer and having the same total refrigerated volume and energy consumption. A basic model group may contain one or more members. Members of a basic model group may differ in details that do not affect total refrigerated volume or energy consumption as determined under 4.3. Subject to the foregoing, acceptable differences include, but are not limited to, variations in trim, color, sales model number, or brand name, or the presence of some special features.

3.6 The term "defrost system" means the components and/or procedures by which frost is removed from refrigerated surfaces.

3.6.1 The term "partial automatic defrost" means a defrost system in which the defrosting action for the refrigerated surfaces in the refrigerator compartment is initiated and terminated automatically and the defrosting action for the refrigerated surfaces in the freezer compartment is initiated manually.

3.6.2 The term "automatic defrost" means a defrost system in which the defrosting action for all refrigerated surfaces is initiated and terminated automatically.

3.7 The term "anti-sweat heaters" means devices incorporated into the design of a combination refrigerator-freezer to prevent the accumulation of moisture on exterior surfaces of the cabinet under conditions of high ambient humidity.

3.8 The term "total refrigerated volume" means the total volume of all refrigerated compartments as determined under 4.3.1 and referred to in the standard referenced in 4.1.1 as "net refrigerated volume."

3.9 The term "cost of energy" means the approximate cost of the electric energy used in a month as determined under 4.3.3.

3.10 The term "sales representation" means any printed advertising, offering, catalog, or the like that pertains to the retail sale of a combination refrigerator-freezer.

4.0 *Product Testing and Rating.*

4.1 Samples of combination refrigerator-freezers shall be tested by manufacturers or their agents in accordance with the following standards:

4.1.1 American National Standard B38.1–1970, Section 3.2, for computation of total refrigerated volume.

4.1.2 Association of Home Appliance Manufacturers Standard HRF-2-ECFT-1974 for measurement of energy consumption, except that in place of Sections 4.3.2.4.1, 4.3.2.4.2, and 4.3.2.4.3 of that Standard, for cases where the average freezer compartment temperature is always less than 5° F, manufacturers may at their option measure energy consumption at the highest average freezer temperature attainable as illustrated in Appendix C to this Specification.

Also, in HRF-2-ECFT-1974, all references to ANSI B38.1 shall be interpreted as references to ANSI B38.1–1970.

Also, the following paragraph is required in addition to Section 4.1 of the Association of Home Appliance Manufacturers Standard HRF-2-ECFT-1974: "When an anti-sweat heater switch is provided, the energy consumption tests shall be conducted with the switch in both the lowest energy consuming position and the highest energy consuming position."

4.2 Samples of combination refrigerator-freezers shall be tested by manufacturers or their agents in accordance with the following requirements:

4.2.1 Unless otherwise required by the Secretary under 4.2.5, test results obtained in the testing of one member of a basic model group may be accepted as applicable to all members of that basic model group.

4.2.2 Sufficient units from each basic model group, that are representative of units to be produced, shall be tested according to the methods and procedures specified in 4.1 to provide a valid basis for determining ratings. Results of tests and calculations shall be retained as required under 7.5.

4.2.3 Manufacturers shall maintain such quality control programs, including testing, as are necessary to insure that the performance of units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.4 Certification programs that are open to all manufacturers and that pertain to the performance characteristics listed on the label may be used by manufacturers as a means of verifying that the performance of the units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.5 In addition to the testing required under 4.2.2 and 4.2.3, the Secretary may upon acquisition of evidence of possible mislabeling require that one or more units of any specified model, selected at random from among recent production units, be tested by the manufacturer or his agent according to the methods and conditions specified in 4.1. Such testing shall be performed at the manufacturer's expense and the resulting test data



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and calculations shall be provided to the Secretary within 60 days of receipt by the manufacturer of such a request. This requirement does not preclude the Department of Commerce from testing or having tested at its own expense any combination refrigerator-freezer.

4.3 Ratings of combination refrigerator-freezers shall be as follows:

4.3.1 Total refrigerated volume shall be expressed in cubic feet and shall be based on the result of the measurement and computation called for in 4.1.1.

4.3.2 Energy consumption shall be expressed in kilowatt-hours per month and shall be based on the result of the energy consumption test or tests called for in 4.1.2, which provides a rating expressed in kilowatt-hours per 24 hours, multiplied by 30 days per month, and rounded to the nearest kilowatt-hour per month.

4.3.3 Cost of energy shall be expressed in dollars per month and shall equal the energy consumption in kilowatt-hours per month multiplied by electric rates of 2, 4, 6, 8, and 10 cents per kilowatt-hour, these costs each rounded to the nearest one-tenth dollar per month.

4.4 Ranges of total refrigerated volume and cost of energy for use on labels shall be as follows:

4.4.1 Ranges shall be taken from the version of Appendix A in effect at the time the labels are applied, except that labels applied within a 90-day period following a revision of Appendix A need not be replaced with labels showing the new ranges.

4.4.2 The total refrigerated volume range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. For example, if the model to be labeled has a total refrigerated volume of 16.0 cubic feet, the total refrigerated volume range used on the label for that model shall be 14.5 to 17.5 cubic feet.

4.4.3 The cost of energy range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. The cost of energy ranges for combination refrigerator-freezers with all defrost systems available in this volume range shall be shown on each label.

4.4.4 The cost of energy ranges as given in Appendix A shall include both the lowest values obtainable with the anti-sweat heaters at their lowest energy consuming condition and the highest values obtainable with the anti-sweat heaters at their highest energy consuming condition when anti-sweat heater switches are provided.

4.5 All members of a basic model group shall be held to be improperly rated and labeled if two units of that group, randomly selected, are tested under 4.2.4 or 4.2.5 and for both units, the ratings based on the results of such tests fall outside the following limits:

4.5.1 The value for total refrigerated volume shall not be less than 98.5 percent of the value shown on the label.

4.5.2 The value for energy consumption shall not be greater than 110 percent of the value shown on the label.

4.5.3 The values for cost of energy shall be accurate to the nearest one-tenth dollar per month.

5.0 *Product Labeling.*

5.1 The design of labels shall be as follows:

5.1.1 The design of labels shall be as shown in Figures 1 through 7 at the end of this Specification. Except as provided in 5.1.6 through 5.1.11, no marks or information other than that indicated in Figures 1 through 7 shall be placed within the border of the labels. The size of the labels and sizes of type shall be as shown or a proportional enlargement of the sizes indicated.

5.1.2 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 1 and 2.

5.1.3 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 2 and 3.

5.1.4 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 4 or 6.

5.1.5 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 5 or 7.

5.1.6 In cases where a manufacturer labels his anti-sweat heater switch with nomenclature such as "Economizer" or "Power Economizer," this nomenclature may be substituted for the term "Power Saver" in the note on the label, in the column heading in the cost table, and in the explanations of energy consumption and cost of energy. It may not be substituted for the term "anti-sweat heater switch" in the note on the label or in the definition. In the second sentence of the note, in the column headings in the cost table, and in the energy consumption section, the term "off" may be substituted for "on" and the term "on" substituted for "off" when the anti-sweat heater is activated with the switch in the "off" position. In those cases where the switch has more than one position of activation, the second sentence in the energy consumption section may reflect such conditions by such wordage as, "while switched to the highest energy consumption position this unit will use ---- kWh per month." In these cases, the cost values in the note and the highest energy value in the energy consumption section will reflect conditions with the switch in the highest position. Other variations in the wording to reflect switch positions, activations, and nomenclatures peculiar to specific models may be used only after prior clearance by the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

5.1.7 When the labeled combination refrigerator-freezer is equipped with an anti-sweat heater switch, the following shall be added to the definitions shown in Figure 2 in the same style of lettering:

ANTI-SWEAT HEATERS

These are devices built into the cabinet to prevent the accumulation of moisture on the outer surfaces.

5.1.8 The range or ranges of cost of energy as determined under 4.4.3 and 4.4.4 for the type or types of defrost system as indicated in Appendix A for combination refrigerator-freezers in the same range of total refrigerated volume as the labeled unit shall be shown as indicated in the appropriate figure for the label design used.

5.1.9 The definition of each type of defrost system as specified in 5.1.8 shall be given on the label as indicated in the appropriate figure and shall be as stated below:

AUTOMATIC DEFROST

This is a system that automatically removes all frost as it forms. You never have to defrost. Some manufacturers use other names for this system.

PARTIAL AUTOMATIC DEFROST

With refrigerator-freezers of this type you must manually defrost your freezer but your refrigerator is automatically defrosted. Some manufacturers use other names for this system.

5.1.10 Minor variations in the appearance of labels, that may be required for computerized printing techniques, may be requested by application to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. Such variations shall be limited to changes in the type style or type size used to indicate values of ratings or ranges, model numbers, or other label elements that change from model to model. Applications for change shall include an example of the proposed change.

5.1.11 When two or more models having the same brand name have identical ratings, more than one model number may be shown on the label. The size of the label may be increased to accommodate such additional model number listings.

5.1.12 Labels shall be printed on white stock. The areas so indicated in Figures 1 through 7 shall be printed in *Pantone Super Warm Red*. The seal or logotype of the certifying agency shall be printed in any legible color or colors. All other printing shall be in black.

5.1.13 Camera-ready art suitable for printing the labels, but not including numerical ratings, model numbers, or the seal, logotype, or other designation of the certifying agency, shall be provided by the Secretary to any manufacturer upon request. Actual labels shall be accurate reproductions of this art.

5.2 Combination refrigerator-freezers shall be labeled as follows:

5.2.1 The labels specified in 5.1.2 and 5.1.3 shall be folded as indicated in Figures 1 and 3 and hung as a tag on the front of a shelf in the refrigerator compartment or from the inside of the refrigerator compartment door where they may be viewed from a standing position.

5.2.2 The labels specified in 5.1.4 and 5.1.5 shall be attached to the inside of the refrigerator compartment door and shall not be obscured by overhanging shelves or protrusions when viewed from a standing position.

5.2.3 When labels are shown with other information, they shall appear clearly distinct from any other information supplied or displayed by the manufacturer so that the Department of Commerce Energy Conservation Mark on the label cannot reasonably be associated with such other information.

5.2.4 If any model of a given brand of combination refrigerator-freezer is labeled, then every model of that brand shall be labeled. However, these requirements shall not apply to units intended for export or units manufactured prior to the manufacturer's entry into the Program.

5.2.5 For individual units manufactured and packaged prior to a manufacturer's entry into this Program, manufacturers are encouraged to attach appropriate labels, distribute appropriate labels to retailers to be attached to floor display models or other models, or provide point-of-purchase displays as described in 6.4. Manufacturers shall encourage retention of labels on labeled units until such units are delivered to consumers. Manufacturers shall also encourage the use of any point-of-purchase displays that will enhance the usefulness of the labels to the consumers.

6.0 *Use of Program Information in Sales Representations.*

6.1 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the listing shall either include a reproduction of the label for that model, or shall in some other format indicate





the total refrigerated volume, energy consumption, cost of energy at 4¢ per kilowatt-hour, type of defrost system, and the ranges of total refrigerated volume and cost of energy appropriate to the listed model. The required information for one or more models may be presented in a table or tables.

6.2 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the ranges of cost of energy shown in the representation shall be determined as follows:

6.2.1 The ranges shall be taken from the version of Appendix A in effect 90 days before the press date of the sales representation or from a later version of Appendix A if it can be utilized before the press date of such sales representation.

6.2.2. The ranges shall be taken from the appropriate version of Appendix A using the procedures described in 4.4.

6.3 When labeled models with accompanying quantitative energy consumption or cost of energy information are listed in sales representations, the section in which the models are listed shall contain an explanation of how cost of energy can be calculated and may contain a reproduction of the Department of Commerce Energy Conservation Mark accompanied by the words "Tested in accordance with."

6.4 Legible reproductions of that portion of the label shown in Figures 4, 5, 6, or 7, in any size, may be used on the product, on packaging, in point-of-purchase displays, or in other advertising applications, but such use shall not be a substitute for required labeling.

6.5 When, for a given model, the cost of energy at 4¢ per kilowatt-hour as determined under 4.3.3 is less than the lower limit of the appropriate cost of energy range as determined under 4.4 for use on labels or as determined under 6.2 for use in sales representations, manufacturers are encouraged to utilize this fact in their advertising of that model. This condition could result from introduction of a new or improved model, and in such case would persist until new cost of energy ranges had been issued.

7.0 *Participation in the Program.*

7.1 Manufacturers wishing to participate in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with respect to combination refrigerator-freezers shall notify the Department of Commerce of intended participation. Unless otherwise ruled by the Secretary, approval for participation by any manufacturer shall automatically be granted upon this notification to the Department. Receipt of this notification shall be acknowledged.

7.2 A manufacturer's notice of intent to participate in the Program with respect to combination refrigerator-freezers shall be in a form substantially like that shown in Appendix B and shall include all points addressed in the form shown in Appendix B.

7.3 Manufacturers shall provide the Department of Commerce, not later than their stated effective date of entry into the Program with respect to combination refrigerator-freezers a listing of all models to be labeled. Such listing shall include the sales model designation, the energy consumption and cost of energy at 4¢ per kilowatt-hour ratings for each model, and an indication of the grouping of sales models into basic model groups. All appropriate sales models as defined in 5.2.4 shall be included. This listing may be included with the notice of intended participation and shall be addressed to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. This requirement for a listing of models to be labeled may be met by reference to a publicly available directory or listing of combination refrigerator-freezers if such directory or listing contains the required information.

7.4 When a manufacturer's listing of combination refrigerator-freezer models to be labeled or his listing of energy consumption ratings and cost of energy ratings as required under 7.3 is changed by the addition of models or by changes in model designations or ratings, the manufacturer or his agent shall notify the Secretary no later than 30 days after the first shipment of the newly listed or rated production models from his factory. When models are deleted or if the manufacturer terminates his participation in the Program with respect to combination refrigerator-freezers of a given brand name, the manufacturer or his agent shall notify the Secretary no later than 30 days after such a decision is effective. Such notification shall be addressed to the Secretary of Commerce, U.S. Department of Commerce, Room 5851, Washington, D.C. 20230.

7.5 Manufacturers or their agents shall maintain files of test results and calculations on which ratings are based and files of test results and calculations used to verify that the performance of manufactured units is within the tolerances specified in 4.5. Data relating to a given model shall be preserved for a period of two years after production of that model has been terminated, and if requested shall be provided to the Secretary within 30 days of such request.

7.6 Manufacturers or their agents shall transmit required information to the Secretary in concise and readily understandable form. For this purpose, copies of appropriate lists and reports used for other purposes, as for example reports submitted by a manufacturer to the sponsor of a nationally recognized certification program or reports submitted by an independent testing laboratory to such a sponsor or a manufacturer, shall be acceptable.

7.7 Should any combination refrigerator-freezer be tested and found to be improperly rated and labeled as described in 4.5, the manufacturer shall within 30 days of such a finding give notice of non-compliance and a statement of revised ratings in writing to the Secretary and to all distributors or others in the line of distribution who are responsible for sales to dealers or other retail outlets. He shall also within 60 days after such a finding arrange to have corrected labels available for substitution on models currently on display at retail outlets and for those placed on display at a later date and shall see that such outlets are notified through his normal channels of distribution.

8.0 *Termination of Participation.*

8.1 A manufacturer may at any time terminate his participation and responsibilities under the Program with respect to combination refrigerator-freezers of a given brand name by giving written notice to the Secretary that he will discontinue or has discontinued use of the labels on all combination refrigerator-freezers of that brand name. Such notice shall state the effective date of the manufacturer's termination of participation.

8.2 The Department of Commerce upon finding that a manufacturer is not complying with the conditions for participation set forth in this Specification and in the Procedures may terminate upon 30 days notice the manufacturer's participation in the Program: *Provided*, that the manufacturer shall first be given an opportunity to show cause why the participation should not be terminated.

8.3 Upon receipt of a notice of termination, a manufacturer may within 30 days request a hearing under the provisions of 5 U.S.C. 558.

9.0 *Use of Program Information by Other Than Manufacturers.*

9.1 Retail sales organizations that are not manufacturers as defined in 3.2, that sell combination refrigerator-freezers labeled under this Program, and have received appropriate and accurate Program-related information from manufacturers or the Secretary, are specifically encouraged to utilize such information in their sales efforts in the manner prescribed in 9.2.

9.2 Appropriate activities for non-manufacturers include the following:

9.2.1 Use of total refrigerated volume ratings and ranges, energy consumption ratings, cost of energy at 4¢ per kilowatt-hour ratings and ranges, explanations of how cost of energy can be calculated, and reproduction of the Department of Commerce Energy Conservation Mark, under the guidelines described in 6.1, 6.2, and 6.3, in sales representations.

9.2.2 Affixing of labels or appropriate use of point-of-purchase displays, provided by manufacturers under 5.2.5, in sales areas.

9.2.3 Use of reproductions of labels, in the manner described in 6.4, in sales representations.

9.2.4 Advertising of instances where the cost of energy at 4¢ per kilowatt-hour for a given model is less than the lower limit of the appropriate cost of energy range, as described under 6.5.

9.2.5 Distribution of Program information provided by the Department of Commerce. Program information may be obtained from the National Bureau of Standards, 441.00, Washington, D.C. 20234.

10.0 *Amendment.*

This specification is subject to amendment as provided in Section 9.8 of the Procedures, except that Appendix A to this Specification may be updated and published in the FEDERAL REGISTER annually as described in 2.3 of this Specification without first publishing notice of the proposed change in the FEDERAL REGISTER.



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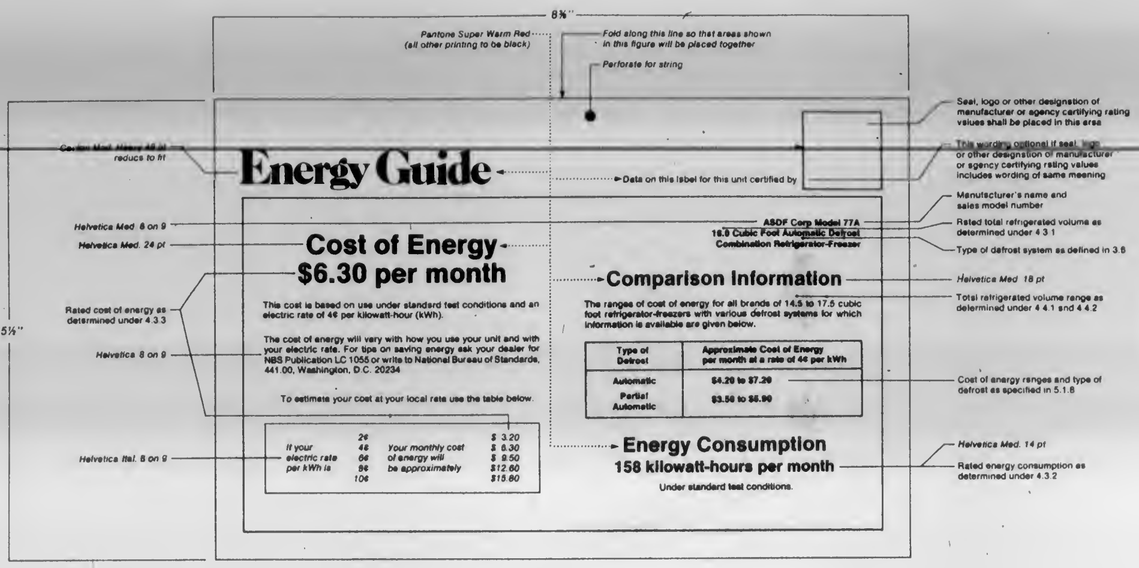



**FIGURE 1**
Combination Refrigerator-Freezer



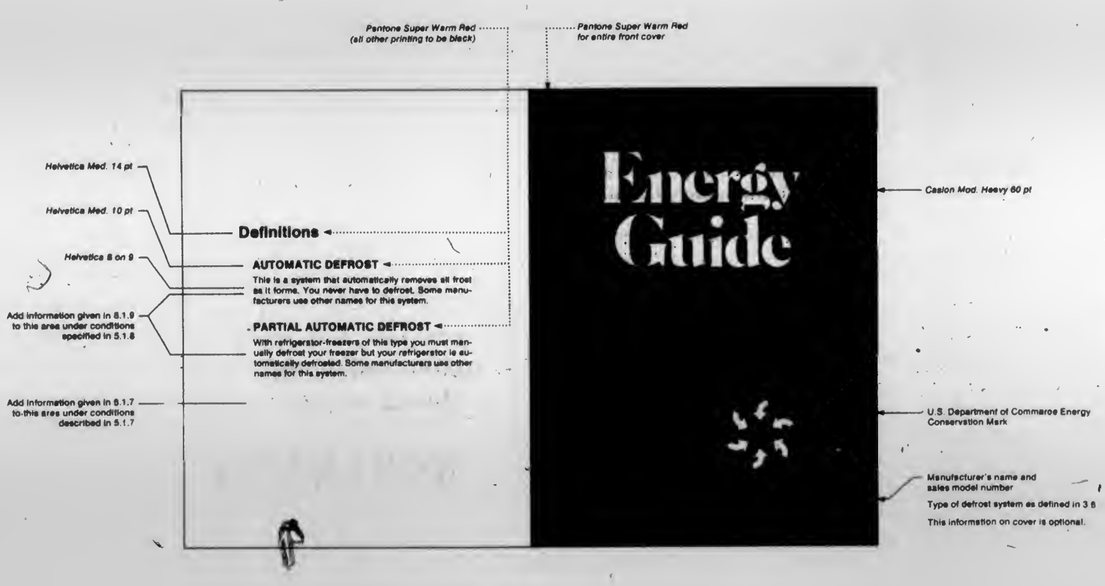



**FIGURE 2**
Combination Refrigerator-Freezer

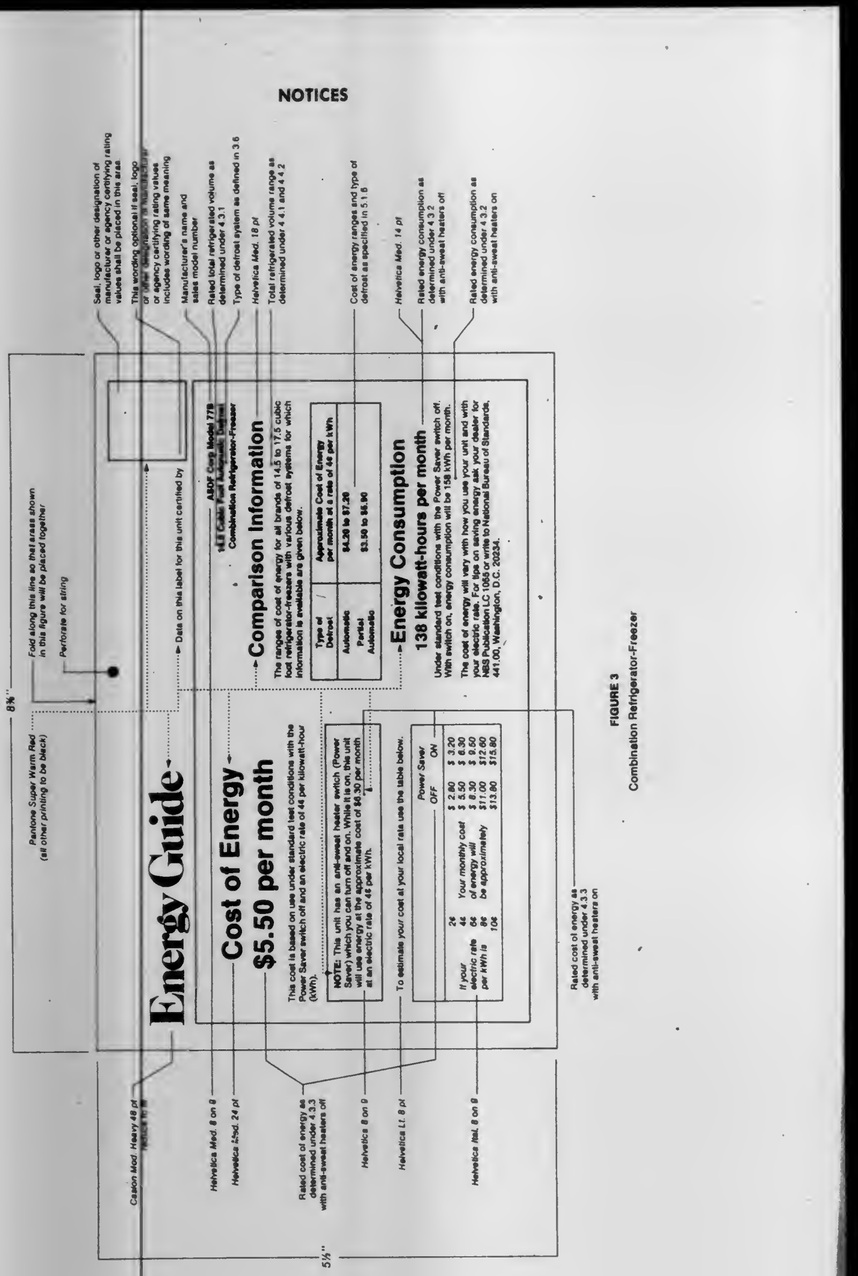



FIGURE 3
Combination Refrigerator-Freezer





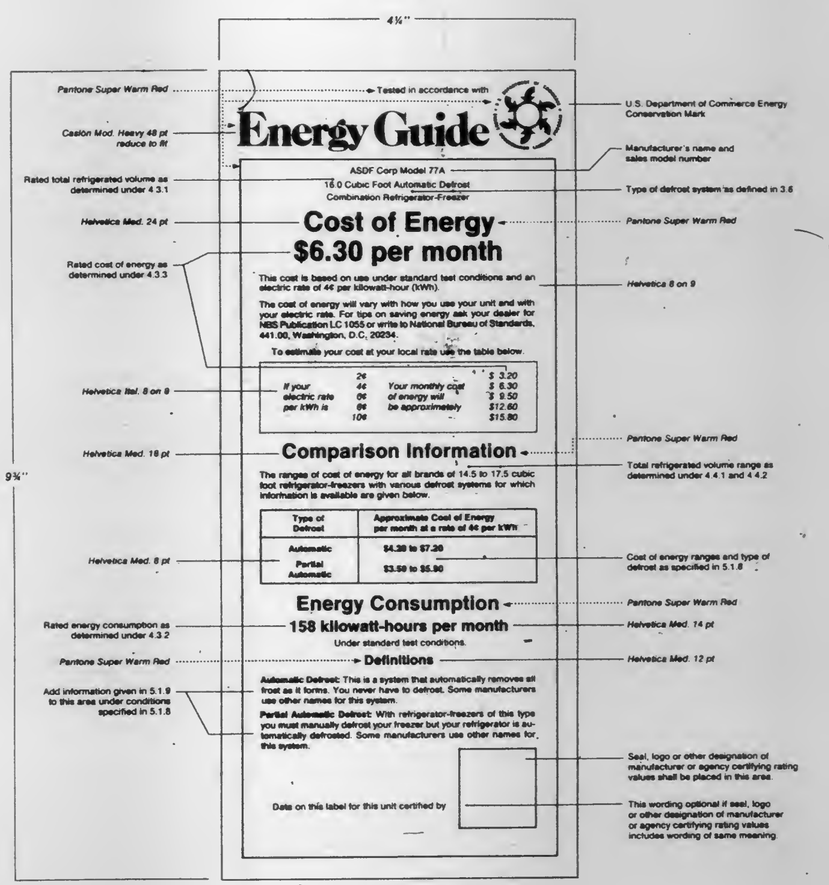



FIGURE 4
Combination Refrigerator-Freezer



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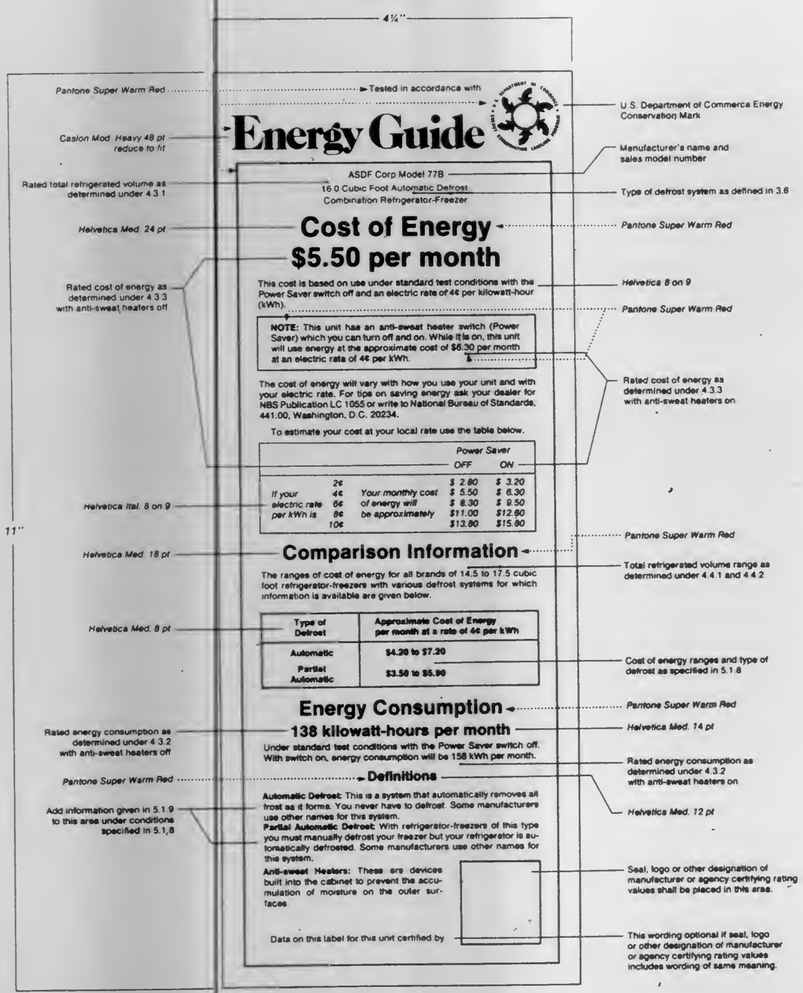



FIGURE 5
Combination Refrigerator-Freezer





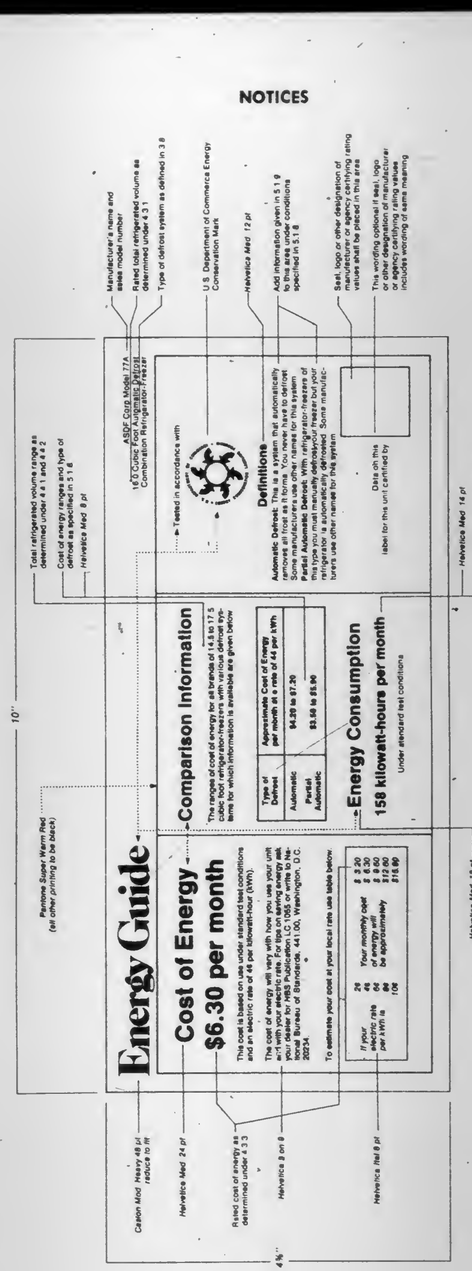



FIGURE 6
Combination Refrigerator-Freezer



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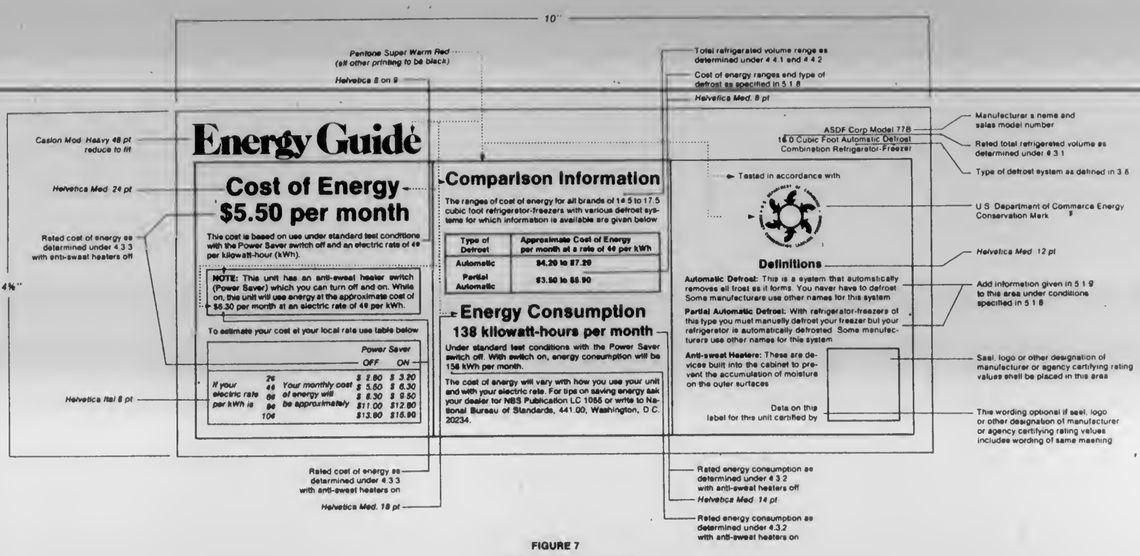



**FIGURE 7**

Combination Refrigerator-Freezer

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 3-75, FOR COMBINATION REFRIGERATOR-FREEZERS

APPENDIX A: TOTAL REFRIGERATED VOLUME AND COST OF ENERGY RANGES

| RATED TOTAL REFRIGERATED VOLUME IN CUBIC FEET | RANGES OF TOTAL REFRIGERATED VOLUME IN CUBIC FEET | *RANGES OF COST OF ENERGY IN DOLLARS PER MONTH AT A RATE OF 4¢ PER KILOWATT-HOUR FOR MODELS WITH | | | |
|---|---|---|---|---|---|
| | | PARTIAL AUTOMATIC DEFROST | | AUTOMATIC DEFROST | |
| | | Min. | Max. | Min. | Max. |
| Less than 10.5 | 11.5 and less | | | | |
| 10.5 to 11.4 | 9.5 to 12.5 | | | | |
| 11.5 to 12.4 | 10.5 to 13.5 | | | | |
| 12.5 to 13.4 | 11.5 to 14.5 | | | | |
| 13.5 to 14.4 | 12.5 to 15.5 | | | | |
| 14.5 to 15.4 | 13.5 to 16.5 | | | | |
| 15.5 to 16.4 | 14.5 to 17.5 | | | | |
| 16.5 to 17.4 | 15.5 to 18.5 | | | | |
| 17.5 to 18.4 | 16.5 to 19.5 | | | | |
| 18.5 to 19.4 | 17.5 to 20.5 | | | | |
| 19.5 to 20.4 | 18.5 to 21.5 | | | | |
| 20.5 to 21.4 | 19.5 to 22.5 | | | | |
| 21.5 to 22.4 | 20.5 to 23.5 | | | | |
| 22.5 to 23.4 | 21.5 to 24.5 | | | | |
| 23.5 to 24.4 | 22.5 to 25.5 | | | | |
| 24.5 to 25.4 | 23.5 to 26.5 | | | | |
| 25.5 to 26.4 | 24.5 to 27.5 | | | | |
| 26.5 to 27.4 | 25.5 to 28.5 | | | | |
| 27.5 to 28.4 | 26.5 to 29.5 | | | | |
| 28.5 to 29.4 | 27.5 to 30.5 | | | | |
| 29.5 and over | 28.5 and over | | | | |

*Cost of energy ranges include both the lowest values obtainable with anti-sweat heaters in their lowest energy consuming condition and the highest energy value obtainable with anti-sweat heaters at their highest energy consuming condition, for those models that have anti-sweat heater switches.

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 3-75, FOR COMBINATION REFRIGERATOR-FREEZERS

APPENDIX B: FORM FOR MANUFACTURER'S NOTICE OF INTENT TO PARTICIPATE IN THE PROGRAM WITH RESPECT TO COMBINATION REFRIGERATOR-FREEZERS

Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

(Name of Corporation) intends to participate in the Department of Commerce Voluntary Labeling Program with respect to combination refrigerator-freezers. Accordingly, (Name of Corporation) agrees to abide by all conditions for participation as set forth in the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9, and Voluntary Energy Conservation Labeling Specification No. 3-75, for Combination Refrigerator-Freezers, including:

1. Conduct required tests (4.0).
2. Provide required labels (5.0).
3. Provide required information in sales representations (6.0).
4. Provide list of models to be labeled (7.3).
5. Provide notice of model changes (7.4).
6. Maintain required files (7.5).
7. Submit test data on request (7.6).
8. Notify appropriate parties in case of incorrect labeling (7.7).
9. Provide corrected labels when required (7.7).

(Numbers in parentheses refer to sections of labeling specification.)

The effective date for participation of (Name of Corporation) in the Program, after which all newly manufactured combination refrigerator-freezers will be labeled, is _____.

(DATE)
(SIGNATURE)
(CORPORATE TITLE)

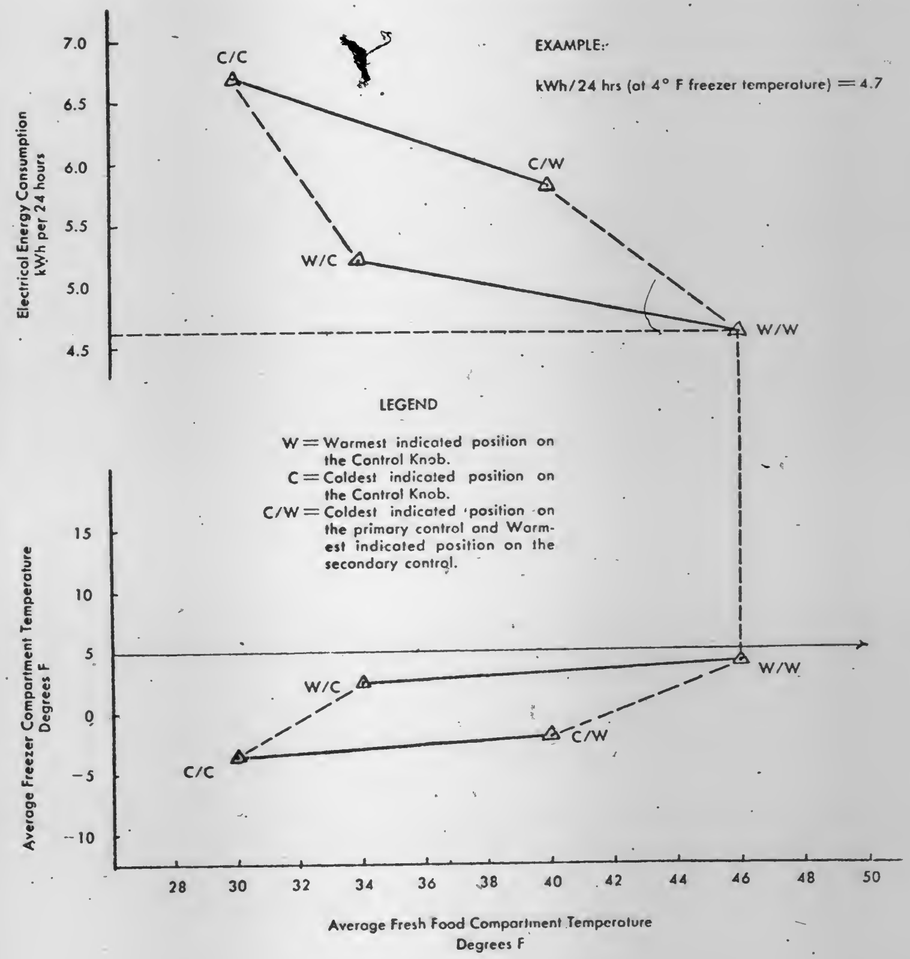




VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 3-75, FOR COMBINATION REFRIGERATOR-FREEZERS

APPENDIX C: OPTIONAL FORMAT FOR ENERGY CONSUMPTION PLOTTING FOR SPECIAL CASES

Multiple Control Household Combination
Refrigerator-Freezer
whose average freezer temperature is always less than 5° F
Format for plotting points and reading
results to be reported






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VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 4–75, FOR FREEZERS

Sec.

1.0 Purpose.
2.0 Scope.
3.0 Definitions.
4.0 Product Testing and Rating.
5.0 Product Labeling.
6.0 Use of Program Information in Sales Representations.
7.0 Participation in the Program.
8.0 Termination of Participation.
9.0 Use of Program Information by Other Than Manufacturers.
10.0 Amendment.
Figures 1, 2, 3, 4, 5, 6, and 7—Freezer Labels
Appendix A—Total Refrigerated Volume and Cost of Energy Ranges
Appendix B—Form for Manufacturer's Notice of Intent to Participate in the Program with Respect to Freezers

1.0 *Purpose.*

The purpose of this Voluntary Energy Conservation Specification, hereinafter referred to as "Specification," is to establish procedures for testing and labeling freezers in compliance with the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9) and to define requirements for participation by manufacturers in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with regard to that product class.

2.0 *Scope.*

2.1 This Specification shall apply to the product class consisting of all freezers as defined in 3.4.

2.2 Freezers covered by this Specification shall be rated with respect to the following characteristics:

2.2.1 Total refrigerated volume as described in 4.3.1.

2.2.2 Energy consumption as described in 4.3.2.

2.2.3 Cost of energy as described in 4.3.3.

2.3 Values for cost of energy ranges for all freezers for which data are available are contained in Appendix A to this Specification. This appendix shall be updated and published in the Federal Register on an annual basis starting in January 1977. Copies of this appendix or updated versions thereof shall be provided by the Secretary to any interested party upon request.

3.0 *Definitions.*

3.1 The term "Secretary" means the Secretary of Commerce.

3.2 The term "manufacturer" means any person engaged in the manufacturing or assembling of freezers in the United States or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such product, if the brand or trademark of the person actually manufacturing or assembling the product does not appear on the product.

3.3 The term "Procedures" means Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9).

3.4 The term "freezer" means a cabinet designed as a unit for the storage of food at temperatures of about 0°F and having a control or controls that can be adjusted by the user to give an average freezer temperature of 0°F or below. It has a source of refrigeration driven by an electric motor.

3.5 The term "basic model group" means all freezers actually manufactured or assembled by one manufacturer and having the same total refrigerated volume and energy consumption. A basic model group may contain one or more members. Members of a basic model group may differ in details that do not affect total refrigerated volume or energy consumption as determined under 4.3. Subject to the foregoing, acceptable differences include, but are not limited to, variations in trim, color, sales model number, or brand name, or the presence of some special features.

3.6 The term "defrost system" means the components and/or procedures by which frost is removed from refrigerated surfaces.

3.6.1 The term "manual defrost" means a defrost system in which the defrosting action for all refrigerated surfaces is initiated manually.

3.6.2 The term "automatic defrost" means a defrost system in which the defrosting action for all refrigerated surfaces is initiated and terminated automatically.

3.7 The term "anti-sweat heaters" means devices incorporated into the design of a freezer to prevent the accumulation of moisture on exterior surfaces of the cabinet under conditions of high ambient humidity.

3.8 The term "total refrigerated volume" means the total volume of all refrigerated compartments as determined under 4.3.1 and referred to in the standard referenced in 4.1.1 as "net refrigerated volume."

3.9 The term "cost of energy" means the approximate cost of the electric energy used in a month as determined under 4.3.3.

3.10 The term "sales representation" means any printed advertising, offering, catalog or the like that pertains to the retail sale of a freezer.

4.0 *Product Testing and Rating*

4.1 Samples of freezers shall be tested by manufacturers or their agents in accordance with the following standards:

4.1.1 American National Standard B38.1–1970, Section 4.2, for computation of total refrigerated volume.

4.1.2 Association of Home Appliance Manufacturers Standard HRF–2–ECFT–1974 for measurement of energy consumption, except that all references to ANSI B38.1 shall be interpreted as references to ANSI B38.1–1970.

The following paragraph is required in addition to Section 4.1 of the Association of Home Appliance Manufacturers Standard HRF–2–ECFT–1974: "When an anti-sweat heater switch is provided, the energy consumption tests shall be conducted with the switch in both the lowest energy consuming position and the highest energy consuming position."

4.2 Samples of freezers shall be tested by manufacturers or their agents in accordance with the following requirements:

4.2.1 Unless otherwise required by the Secretary under 4.2.5, test results obtained in the testing of one member of a basic model group may be accepted as applicable to all members of that basic model group.

4.2.2 Sufficient units from each basic model group, that are representative of units to be produced, shall be tested according to the methods and procedures specified in 4.1 to provide a valid basis for determining ratings. Results of tests and calculations shall be retained as required under 7.5.

4.2.3 Manufacturers shall maintain such quality control programs, including testing, as are necessary to insure that the performance of units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.4 Certification programs that are open to all manufacturers and that pertain to the performance characteristics listed on the label may be used by manufacturers as a means of verifying that the performance of the units shipped is within the tolerances specified in 4.5. Results of tests and calculations shall be retained as required under 7.5.

4.2.5 In addition to the testing required under 4.2.2 and 4.2.3, the Secretary may upon acquisition of evidence of possible mislabeling require that one or more units of any specified model, selected at random from among recent production units, be tested by the manufacturer or his agent according to the methods and conditions specified in 4.1. Such testing shall be performed at the manufacturer's expense and the resulting test data and calculations shall be provided to the Secretary within 60 days of receipt by the manufacturer of such a request. This requirement does not preclude the Department of Commerce from testing or having tested at its own expense any freezer.

4.3 Ratings of freezers shall be as follows:

4.3.1 Total refrigerated volume shall be expressed in cubic feet and shall be based on the result of the measurement and computation called for in 4.1.1.

4.3.2 Energy consumption shall be expressed in kilowatt-hours per month and shall be based on the result of the energy consumption test or tests called for in 4.1.2, multiplied by 0.9, which provides a rating expressed in kilowatt-hours per 24 hours, multiplied by 30 days per month, and rounded to the nearest kilowatt-hour per month.

4.3.3 Cost of energy shall be expressed in dollars per month and shall equal the energy consumption in kilowatt-hours per month multiplied by electric rates of 2, 4, 6, 8, and 10 cents per kilowatt-hour, these costs each rounded to the nearest one-tenth dollar per month.

4.4 Ranges of total refrigerated volume and cost of energy for use on labels shall be as follows:

4.4.1 Ranges shall be taken from the version of Appendix A in effect at the time the labels are applied, except that labels applied within a 90-day period following a revision of Appendix A need not be replaced with labels showing the new ranges.

4.4.2 The total refrigerated volume range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. For example, if the model to be labeled has a total refrigerated volume of 15.3 cubic feet, the total refrigerated volume range used on the label for that model shall be 13.5 to 16.5 cubic feet.

4.4.3 The cost of energy range shown on a label shall be taken from the appropriate line of Appendix A as determined by the total refrigerated volume of the model to be labeled. The cost of energy ranges for freezers with all defrost systems available in this volume range shall be shown on each label.

4.4.4 The cost of energy ranges as given in Appendix A shall include both the lowest values obtainable with the anti-sweat heaters at their lowest energy consuming condition and the highest values obtainable with the anti-sweat heaters at their highest energy consuming condition when anti-sweat heater switches are provided.

4.5 All members of a basic model group shall be held to be improperly rated and labeled if two units of that group, randomly for both units, the ratings based on the re-selected, are tested under 4.2.4 or 4.2.5 and suits of such tests fall outside the following limits:

4.5.1 The value for total refrigerated volume shall not be less than 98.5 percent of the value shown on the label.

4.5.2 The value for energy consumption shall not be greater than 110 percent of the value shown on the label.

4.5.3 The values for cost of energy shall be accurate to the nearest one-tenth dollar per month.

5.0 *Product Labeling.*

5.1 The design of labels shall be as follows:





5.1.1 The design of labels shall be as shown in Figures 1 through 7 at the end of this Specification. Except as provided in 5.1.6 through 5.1.11, no marks or information other than that indicated in Figures 1 through 7 shall be placed within the border of the labels. The size of the labels and sizes of type shall be as shown or a proportional enlargement of the sizes indicated.

5.1.2 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 1 and 2.

5.1.3 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.1, shall be as shown in Figures 2 and 3.

5.1.4 The design of labels for units without a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 4 or 6.

5.1.5 The design of labels for units with a switch which allows user control of the anti-sweat heaters, and which are to be attached as specified in 5.2.2, shall be as shown in Figure 5 or 7.

5.1.6 In cases where a manufacturer labels his anti-sweat heater switch with nomenclature such as "Economizer" or "Power Economizer," this nomenclature may be substituted for the term "Power Saver" in the note on the label, in the column heading in the cost table, and in the explanations of energy consumption and cost of energy. It may not be substituted for the term "anti-sweat heater switch" in the note on the label or in the definition. In the second sentence of the note, in the column headings in the cost table, and in the energy consumption section, the term "off" may be substituted for "on" and the term "on" substituted for "off" when the anti-sweat heater is activated with the switch in the "off" position. In those cases where the switch has more than one position of activation, the second sentence in the energy consumption section may reflect such conditions by such wordage as, "while switched to the highest energy consumption position this unit will use ____ kWh per month." In these cases, the cost values in the note and the highest energy value in the energy consumption section will reflect conditions with the switch in the highest position. Other variations in the wording to reflect switch positions, activations, and nomenclatures peculiar to specific models may be used only after prior clearance by the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

5.1.7 When the labeled freezer is equipped with an anti-sweat heater switch, the following shall be added to the definitions shown in Figure 2 in the same style of lettering:

ANTI-SWEAT HEATERS

These are devices built into the cabinet to prevent the accumulation of moisture on the outer surfaces.

5.1.8 The range or ranges of cost of energy as determined under 4.4.3 and 4.4.4 for the type or types of defrost system as indicated in Appendix A for freezers in the same range of total refrigerated volume as the labeled unit shall be shown as indicated in the appropriate figure for the label design used.

5.1.9 The definition of each type of defrost system as specified in 5.1.8 shall be given on the label as indicated in the appropriate figure and shall be as stated below:

AUTOMATIC DEFROST

This is a system that automatically removes all frost as it forms. You never have to defrost. Some manufacturers use other names for this system.

MANUAL DEFROST

This type of refrigeration has no provision for automatic defrosting. You must remove frost.

5.1.10 Minor variations in the appearance of labels, that may be required for computerized printing techniques, may be requested by application to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. Such variations shall be limited to changes in the type style or type size used to indicate values of ratings or ranges, model numbers, or other label elements that change from model to model. Applications for change shall include an example of the proposed change.

5.1.11 When two or more models having the same brand name have identical ratings, more than one model number may be shown on the label. The size of the label may be increased to accommodate such additional model number listings.

5.1.12 Labels shall be printed on white stock. The areas so indicated in Figures 1 through 7 shall be printed in *Pantone Super Warm Red*. The seal or logotype of the certifying agency shall be printed in any legible color or colors. All other printing shall be in black.

5.1.13 Camera-ready art suitable for printing the labels, but not including numerical ratings, model numbers, or the seal, logotype, or other designation of the certifying agency, shall be provided by the Secretary to any manufacturer upon request. Actual labels shall be accurate reproductions of this art.

5.2 Freezers shall be labeled as follows:

5.2.1 The labels for upright freezers specified in 5.1.2 and 5.1.3 shall be folded as indicated in Figures 1 and 3 and hung as a tag on the front of a shelf or from the inside of the door where they may be viewed from a standing position. The labels for chest type freezers specified in 5.1.2 and 5.1.3 shall be folded as indicated in Figures 1 and 3 and hung as a tag to the inside of the lid in such a manner as to be easily read without detaching.

5.2.2 The labels specified in 5.1.4 and 5.1.5 shall be attached to the inside of the upright freezer compartment door and shall not be obscured by overhanging shelves or protrusions when viewed from a standing position. For chest type freezers on which the lid opens 75° or more, the appropriate label may be attached to the inside of the lid with adhesive.

5.2.3 When labels are shown with other information, they shall appear clearly distinct from any other information supplied or displayed by the manufacturer so that the Department of Commerce Energy Conservation Mark on the label cannot reasonably be associated with such other information.

5.2.4 If any model of a given brand of freezer is labeled, then every model of that brand shall be labeled. However, these requirements shall not apply to units intended for export or units manufactured prior to the manufacturer's entry into the Program.

5.2.5 For individual units manufactured and packaged prior to a manufacturer's entry into this Program, manufacturers are encouraged to attach appropriate labels, distribute appropriate labels to retailers to be attached to floor display models or other models, or provide point-of-purchase displays as described in 6.4. Manufacturers shall encourage retention of labels on labeled units until such units are delivered to consumers. Manufacturers shall also encourage the use of any point-of-purchase displays that will enhance the usefulness of the labels to the consumers.

6.0 *Use of Program Information in Sales Representations*

6.1 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the listing shall either include a reproduction of the label for that model, or shall in some other format indicate the total refrigerated volume, energy consumption, cost of energy at 4¢ per kilowatt-hour, type of defrost system, and the ranges of total refrigerated volume and cost of energy appropriate to the listed model. The required information for one or more models may be presented in a table or tables.

6.2 For each labeled model for which sales representations are made that present quantitative energy consumption or cost of energy information, the ranges of cost of energy shown in the representation shall be determined as follows:

6.2.1 The ranges shall be taken from the version of Appendix A in effect 90 days before the press date of the sales representation or from a later version of Appendix A if it can be utilized before the press date of such sales representation.

6.2.2 The ranges shall be taken from the appropriate version of Appendix A using the procedures described in 4.4.

6.3 When labeled models with accompanying quantitative energy consumption or cost of energy information are listed in sales representations, the section in which the models are listed shall contain an explanation of how cost of energy can be calculated and may contain a reproduction of the Department of Commerce Energy Conservation Mark accompanied by the words "Tested in accordance with."

6.4 Legible reproductions of that portion of the label shown in Figures 4, 5, 6, or 7, in any size, may be used on the product, on packaging, in point-of-purchase displays, or in other advertising applications, but such use shall not be a substitute for required labeling.

6.5 When, for a given model, the cost of energy at 4¢ per kilowatt-hour as determined under 4.3.3 is less than the lower limit of the appropriate cost of energy range as determined under 4.4 for use on labels or as determined under 6.2 for use in sales representations, manufacturers are encouraged to utilize this fact in their advertising of that model. This condition could result from introduction of a new or improved model, and in such case would persist until new cost of energy ranges had been issued.

7.0 *Participation in the Program*

7.1 Manufacturers wishing to participate in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with respect to freezers shall notify the Department of Commerce of intended participation. Unless otherwise ruled by the Secretary, approval for participation by any manufacturer shall automatically be granted upon this notification to the Department. Receipt of this notification shall be acknowledged.

7.2 A manufacturer's notice of intent to participate in the Program with respect to freezers shall be in a form substantially like that shown in Appendix B and shall include all points addressed in the form shown in Appendix B.

7.3 Manufacturers shall provide the Department of Commerce, not later than their stated effective date of entry into the Program with respect to freezers, a listing of all models to be labeled. Such listing shall include the sales model designation, the energy consumption and cost of energy at 4¢ per kilowatt-hour ratings for each model, and an indication of the grouping of sales models into basic model groups. All appropriate sales models as defined in 5.2.4 shall be included. This listing may be included with the notice



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of intended participation and shall be addressed to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. This requirement for a listing of models to be labeled may be met by reference to a publicly available directory or listing of freezers if such directory or listing contains the required information.

7.4 When a manufacturer's listing of freezers models to be labeled or his listing of energy consumption ratings and cost of energy ratings as required under 7.3 is changed by the addition of models or by changes in model designations or ratings, the manufacturer or his agent shall notify the Secretary no later than 30 days after the first shipment of the newly listed or rated production models from his factory. When models are deleted or if the manufacturer terminates his participation in the Program with respect to freezers of a given brand name, the manufacturer or his agent shall notify the Secretary no later than 30 days after such a decision is effective. Such notification shall be addressed to the Secretary of Commerce, U.S. Department of Commerce, Room 5851, Washington, D.C. 20230.

7.5 Manufacturers or their agents shall maintain files of test results and calculations on which ratings are based and files of test results and calculations used to verify that the performance of manufactured units is within the tolerances specified in 4.5. Data relating to a given model shall be preserved for a period of two years after production of that model has been terminated, and if requested shall be provided to the Secretary within 30 days of such request.

7.6 Manufacturers or their agents shall transmit required information to the Secretary in concise and readily understandable form. For this purpose, copies of appropriate lists and reports used for other purposes, as for example reports submitted by a manufacturer to the sponsor of a nationally recognized certification program or reports submitted by an independent testing laboratory to such a sponsor or a manufacturer, shall be acceptable.

7.7 Should any freezer be tested and found to be improperly rated and labeled as described in 4.5, the manufacturer shall within 30 days of such a finding give notice of non-compliance and a statement of revised ratings in writing to the Secretary and to all distributors or others in the line of distribution who are responsible for sales to dealers or other retail outlets. He shall also within 60 days after such a finding arrange to have corrected labels available for substitution on models currently on display at retail outlets and for those placed on display at a later date and shall see that such outlets are notified through his normal channels of distribution.

8.0 *Termination of Participation*

8.1 A manufacturer may at any time terminate his participation and responsibilities under the Program with respect to freezers of a given brand name by giving written notice to the Secretary that he will discontinue or has discontinued use of the labels on all freezers of that brand name. Such notice shall state the effective date of the manufacturer's termination of participation.

8.2 The Department of Commerce upon finding that a manufacturer is not complying with the conditions for participation set forth in this Specification and in the Procedures may terminate upon 30 days notice the manufacturer's participation in the Program: *Provided*, that the manufacturer shall first be given an opportunity to show cause why the participation should be terminated.

8.3 Upon receipt of a notice of termination, a manufacturer may within 30 days request a hearing under the provisions of 5 U.S.C. 558.

9.0 *Use of Program Information by Other Than Manufacturers*

9.1 Retail sales organizations that are not manufacturers as defined in 3.2, that sell freezers labeled under this Program, and have received appropriate and accurate Program-related information from manufacturers of the Secretary, are specifically encouraged to utilize such information in their sales efforts in the manner prescribed in 9.2.

9.2 Appropriate activities for non-manufacturers include the following:

9.2.1 Use of total refrigerated volume ratings and ranges, energy consumption ratings cost of energy at 4¢ per kilowatt-hour ratings and ranges, explanations of how cost of energy can be calculated, and reproduction of the Department of Commerce Energy Conservation Mark, under the guidelines described in 6.1, 6.2, and 6.3, in sales representations.

9.2.2 Affixing of labels or appropriate use of point-of-purchase displays, provided by manufacturers under 5.2.5, in sales areas.

9.2.3 Use of reproductions of labels, in the manner described in 6.4, in sales representations.

9.2.4 Advertising of instances where the cost of energy at 4¢ per kilowatt-hour for a given model is less than the lower limit of the appropriate cost of energy range, as described under 6.5.

9.2.5 Distribution of Program information provided by the Department of Commerce. Program information may be obtained from the National Bureau of Standards, 441.00, Washington, D.C. 20234.

10.0 *Amendment.*

This Specification is subject to amendment as provided in Section 9.8 of the Procedures, except that Appendix A to this Specification may be updated and published in the Federal Register annually as described in 2.3 of this Specification without first publishing notice of the proposed change in the Federal Register.





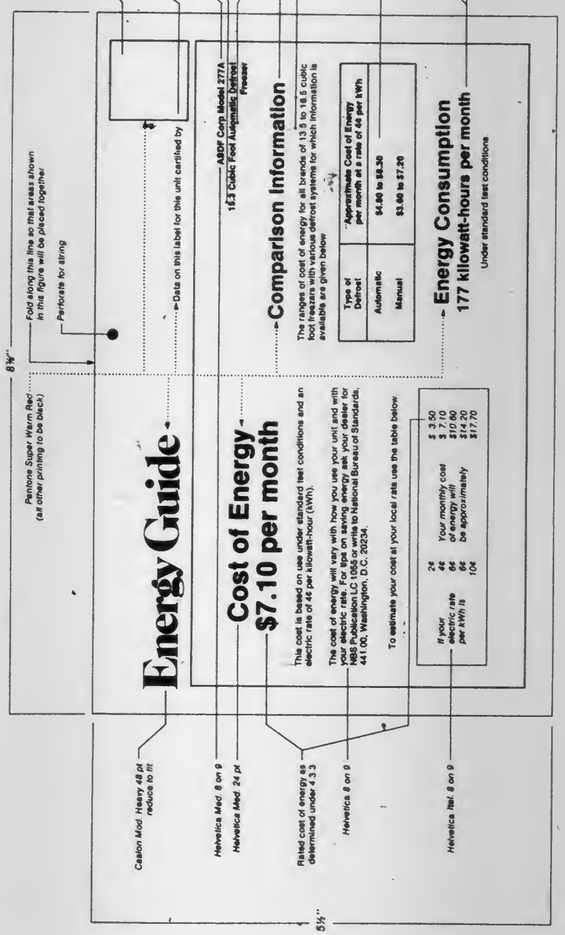



FIGURE 1
Freezer



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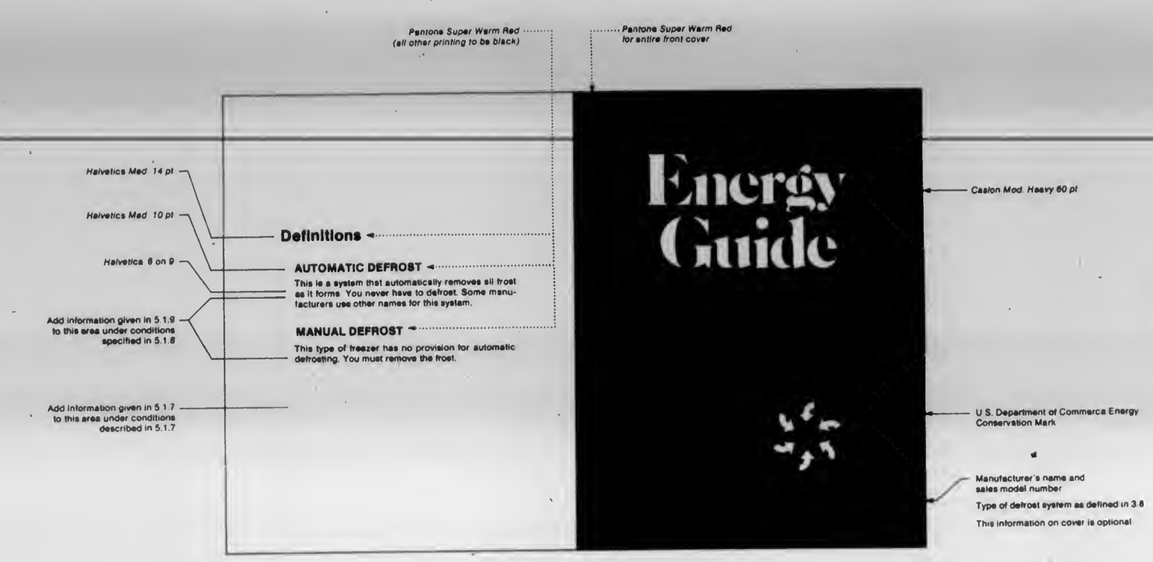



**FIGURE 2**
Freezer









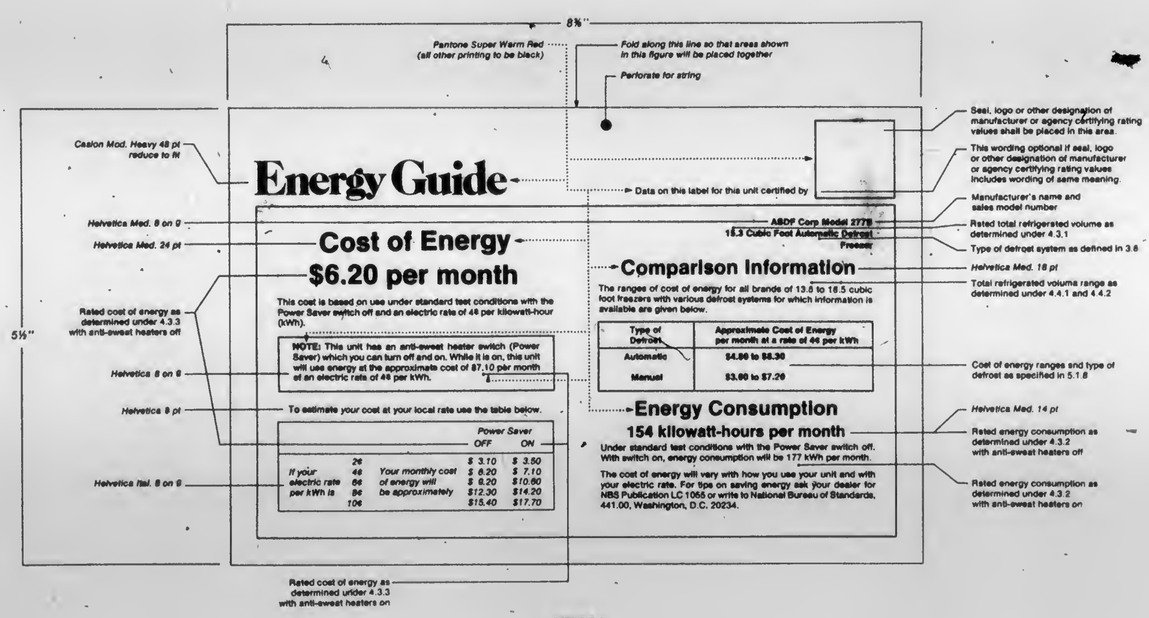



**FIGURE 3**
Freezer

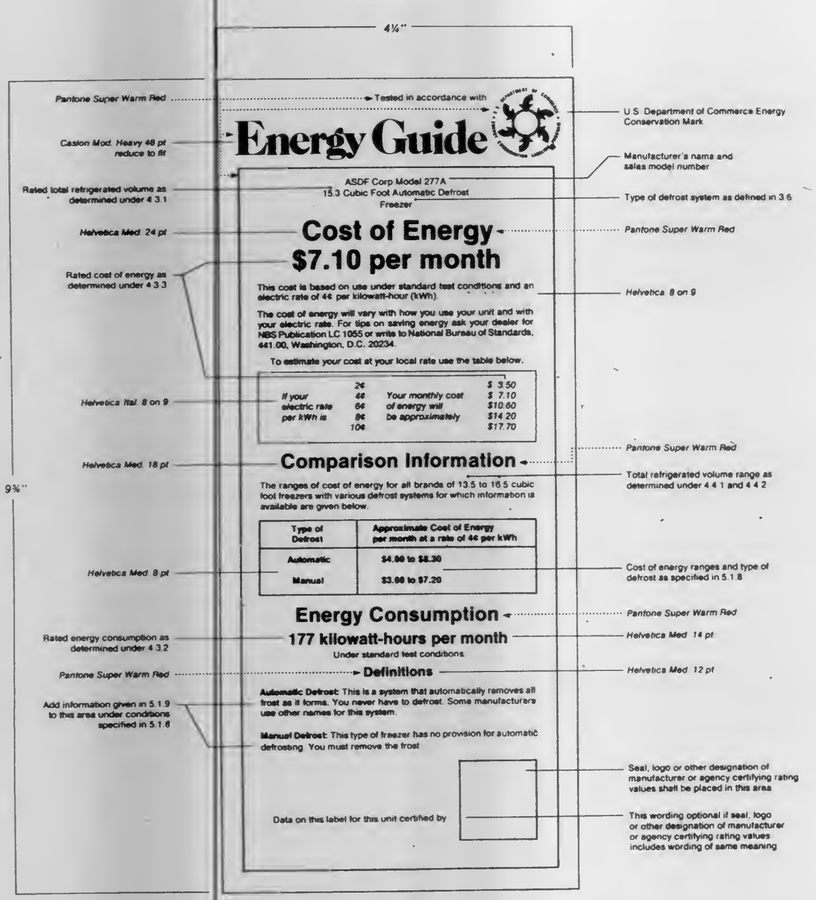



FIGURE 4
Freezer





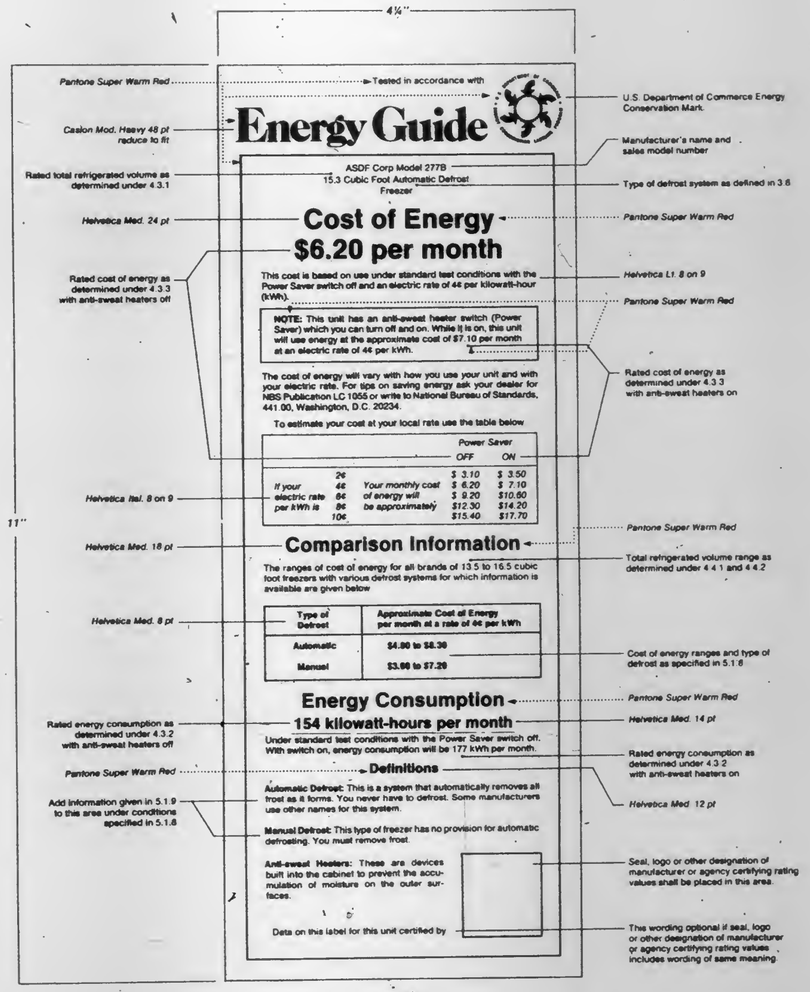



FIGURE 5
Freezer



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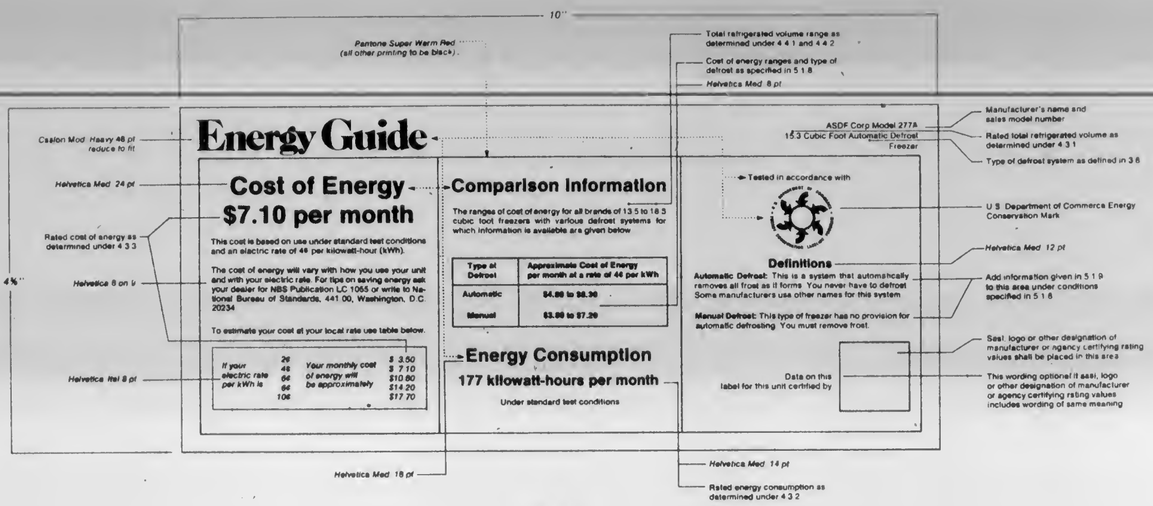



FIGURE 6
Freezer









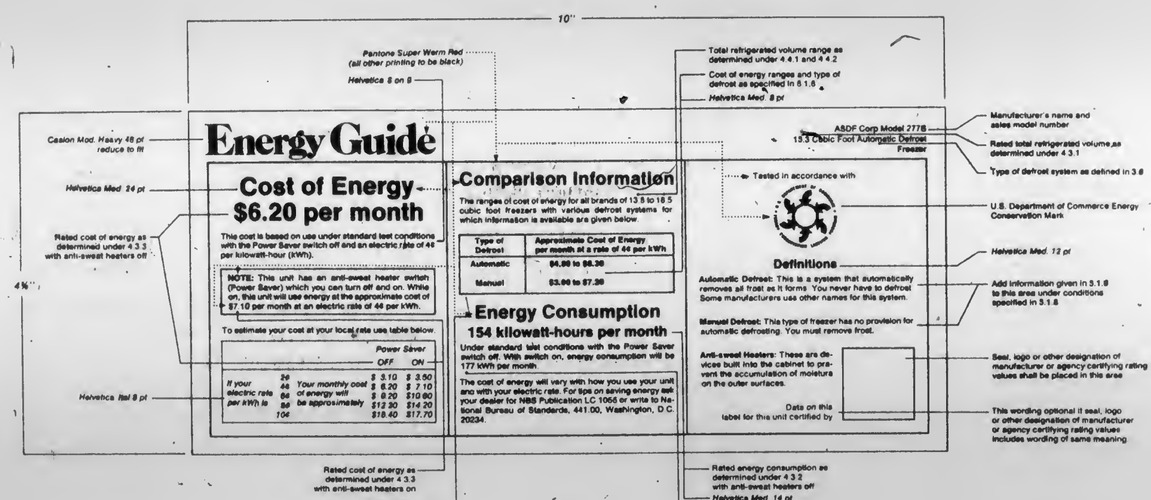



FIGURE 7
Freezer

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 4-75, FOR FREEZERS

APPENDIX A: TOTAL REFRIGERATED VOLUME AND COST OF ENERGY RANGES

| RATED TOTAL REFRIGERATED VOLUME IN CUBIC FEET | RANGES OF TOTAL REFRIGERATED VOLUME IN CUBIC FEET | *RANGES OF COST OF ENERGY IN DOLLARS PER MONTH AT A RATE OF 4¢ PER KILOWATT-HOUR FOR MODELS WITH | |
|---|---|---|---|
| | | MANUAL DEFROST | AUTOMATIC DEFROST |
| | | Min. Max. | Min. Max. |
| Less than 5.5 | 6.5 and less | | |
| 5.5 to 6.4 | 4.5 to 7.5 | | |
| 6.5 to 7.4 | 5.5 to 8.5 | | |
| 7.5 to 8.4 | 6.5 to 9.5 | | |
| 8.5 to 9.4 | 7.5 to 10.5 | | |
| 9.5 to 10.4 | 8.5 to 11.5 | | |
| 10.5 to 11.4 | 9.5 to 12.5 | | |
| 11.5 to 12.4 | 10.5 to 13.5 | | |
| 12.5 to 13.4 | 11.5 to 14.5 | | |
| 13.5 to 14.4 | 12.5 to 15.5 | | |
| 14.5 to 15.4 | 13.5 to 16.5 | | |
| 15.5 to 16.4 | 14.5 to 17.5 | | |
| 16.5 to 17.4 | 15.5 to 18.5 | | |
| 17.5 to 18.4 | 16.5 to 19.5 | | |
| 18.5 to 19.4 | 17.5 to 20.5 | | |
| 19.5 to 20.4 | 18.5 to 21.5 | | |
| 20.5 to 21.4 | 19.5 to 22.5 | | |
| 21.5 to 22.4 | 20.5 to 23.5 | | |
| 22.5 to 23.4 | 21.5 to 24.5 | | |
| 23.5 to 24.4 | 22.5 to 25.5 | | |
| 24.5 to 25.4 | 23.5 to 26.5 | | |
| 25.5 to 26.4 | 24.5 to 27.5 | | |
| 26.5 to 27.4 | 25.5 to 28.5 | | |
| 27.5 to 28.4 | 26.5 to 29.5 | | |
| 28.5 to 29.4 | 27.5 to 30.5 | | |
| 29.5 and over | 28.5 and over | | |

*Cost of energy ranges include both the lowest values obtainable with anti-sweat heaters at their lowest energy consuming condition and the highest values obtainable with anti-sweat heaters at their highest energy consuming condition, for those models that have anti-sweat heater switches.





VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 4–75, FOR FREEZERS

APPENDIX B: FORM FOR MANUFACTURER'S NOTICE OF INTENT TO PARTICIPATE IN THE PROGRAM WITH RESPECT TO FREEZERS

Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

(Name of Corporation) intends to participate in the Department of Commerce Voluntary Labeling Program with respect to freezers. Accordingly, (Name of Corporation) agrees to abide by all conditions for participation as set forth in the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9, and Voluntary Energy Conservation Labeling Specification No. 4–75, for Freezers, including:

1. Conduct required tests (4.0).
2. Provide required labels (5.0).
3. Provide required information in sales representations (6.0).
4. Provide list of models to be labeled (7.3).
5. Provide notice of model changes (7.4).
6. Maintain required files (7.5).
7. Submit test data on request (7.6).
8. Notify appropriate parties in case of incorrect labeling (7.7).
9. Provide corrected labels when required (7.7).

(Numbers in parentheses refer to sections of labeling specification.)

The effective date for participation of (Name of Corporation) in the Program, after which all newly manufactured freezers will be labeled, is ----------

(Date)
(Signature)
(Corporate Title)

[FR Doc.75-19879 Filed 7-28-75;3:22 pm]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 821]

### ASSIGNMENT OF HEARINGS

JULY 29, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

*Correction*

*MC 133916 Sub 3, O'Nan Transportation Company*, now being assigned September 18, 1975 (2 days) at Birmingham, Alabama; should read *MC 113528 Sub 25, Mercury Freight Lines, Inc.*

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20104 Filed 7-31-75;8:45 am]

[Notice No. 820]

### ASSIGNMENT OF HEARINGS

JULY 29, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 140669, Oeonta Bus Lines Incorporated, now being assigned October 29, 1975, (3 days), at Albany, NY, in a hearing room to be later designated.

MC 99569 Sub No. 4, Stott & Davis Motor Express, Inc., now being assigned November 3, 1975, (1 week), at Syracuse, NY, in a hearing room to be later designated.

MC 135519 Sub No. 5, Anthony G. Ayala, d/b/a Queen City Trucking, now being assigned September 24, 1975, (3 days), at Seattle, Washington, in a hearing room to be later designated.

MC 139084 Sub No. 6, Big Valley Supply & Enterprises Ltd., now being assigned September 29, 1975 at Billings, Montana, (1 week), in a hearing room to be later designated.

AB-26 Sub 2, Georgia Northern Railway Company Abandonment between Pavo and Barwick, In Thomas and Brooks Counties, Georgia, now being assigned October 15, 1975 (3 days), at Thomasville, Ga.; in a hearing room to be later designated.

MC 61592 Sub 342, Jenkins Truck Line, Inc., now being assigned October 20, 1975 (1 day), at Atlanta, Ga.; in a hearing room to be later designated.

MC 118922 Sub 12, Carter Trucking Co., Inc., now being assigned October 21, 1975 (1 day), at Atlanta, Ga.; in a hearing room to be later designated.

MC 107012 Sub 217, North American Van Lines, Inc., now being assigned October 22, 1975 (1 day), at Atlanta, Ga.; in a hearing room to be later designated.

MC 95876 Sub 172, Anderson Trucking Service, Inc., now being assigned October 23, 1975 (1 day), at Atlanta, Ga.; in a hearing room to be later designated.

MC 4405 Sub 520, Dealers Transit, Inc., now being assigned October 24, 1975 (1 day), at Atlanta, Ga.; in a hearing room to be later designated.

MC 140202, Sea & Shore Enterprises, Inc., now being assigned October 21, 1975, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 134875 Sub 5, John W. Smoot, now being assigned October 21, 1975 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 51146 Sub 409, Schneider Transport, Inc., now being assigned October 14, 1975 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 6078 Sub 78, D. F. Bast, Inc., now being assigned November 5, 1975 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 107295 Sub 757, Pre-Fab Transit Co., now being assigned November 5, 1975 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 124679 Sub 64, C. R. England & Sons, Inc., now being assigned November 6, 1975 at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 139909 Sub 10, Redfeather Fast Freight, Inc., now assigned September 9, 1975, at Omaha, Nebraska, is cancelled and application dismissed.

MC 114569 Sub 118, Shaffer Trucking, Inc., MC 124211 Sub 258, Hilt Truck Line, Inc., and MC 140612 Robert F. Kazimour, now assigned September 18, 1975, at Omaha, Nebr., is postponed indefinitely.

MC 18088 Sub 55, Floyd & Beasley Transfer Company, Inc., now assigned September 23, 1975 at Montgomery, Alabama, in *Room 816, Aronov Building, 474 South Court Street;* has been transferred to *Governor's House Motel, 2705 East South Boulevard.*

MC 2202 Sub 481, Roadway Express, Inc.; MC 2253 Sub 71, Carolina Freight Carriers Corporation; MC 55889 Sub 44, AAA Cooper Corporation; MC 105881 Sub 50, M.R. & R. Trucking Company;

MC 109533 Sub 67, Overnite Transportation Company and MC 113528 Sub 26, Mercury Freight Lines, Inc., now being assigned September 23, 1975 (3 weeks) at New Orleans, Louisiana, in the Fairmont Hotel, University Place.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20105 Filed 7-31-75;8:45 am]

[Ex Parte No. 241, Rule 19, Exemption 63, Amdt. 6]

## BESSEMER & LAKE ERIE RAILROAD CO. AND PENN CENTRAL TRANSPORTATION CO.

### Exemption Under Mandatory Car Service Rules

TO: Bessemer and Lake Erie Railroad Company, Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees.

Upon further consideration of Exemption No. 63 issued February 12, 1974.

*It is ordered,* That, under authority vested in me by Car Service Rule 19, Exemption No. 63 to the Mandatory Car Service Rules ordered in Ex Parte No. 241 be, and it is hereby, amended to expire *October 31, 1975.*

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER, *Agent.*

[FR Doc.75-20095 Filed 7-31-75;8:45 am]

[AB 1 (Sub-No. 33)]

## CHICAGO AND NORTH WESTERN TRANSPORTATION CO.

### Abandonment

In the matter of Chicago and North Western Transportation Company, abandonment between Watertown and Stratford, in Codington, Clark, Day, Spink and Brown Counties, South Dakota.

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

*It appearing,* That no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy



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Act of 1969, 42 U.S.C. §§ 4321, *et seq.*, and good cause appearing therefor:

*It is ordered*, That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Codington, Clark, Day, Spink and Brown Counties, S.D., on or before August 13, 1975 and certify to the Commission that this has been accomplished.

*And it is further ordered*, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 24th day of July, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY ABANDONMENT BETWEEN WATERTOWN AND STRATFORD, IN CODINGTON, CLARK, DAY, SPINK AND BROWN COUNTIES, SOUTH DAKOTA

The Interstate Commerce Commission hereby gives notice that by order dated July 24, 1975, it has been determined that the proposed abandonment by the Chicago and North Western Transportation Company (C&NW) of its line of railroad between Watertown and Stratford, a distance of 71.4 miles, all in Brown, Clark, Codington, Day and Spink Counties, S.D., if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.*, and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because the volume of traffic on the subject line is low, the principal highway serving the affected area is adequate to accommodate the slight diversion of traffic by trucks, and there is the absence of any historic, safety or ecological effects associated with the proposal. In addition, the State of South Dakota has expressed an interest in obtaining said right-of-way property for public use facilities.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C. 20423, on or before August 28, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.74-20101 Filed 7-31-75;8:45 am]



[Ex Parte No. 241, Rule 19, Exemption 56]

## ERIE LACKAWANNA RAILWAY CO. AND PENN CENTRAL TRANSPORTATION CO.

### Exemption Under Mandatory Car Service Rules

TO: Erie Lackawanna Railway Company, Thomas F. Patton and Ralph S. Tyler, Jr., Trustees, Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees.

Upon further consideration of Exemption No. 56 issued October 31, 1973.

*It is ordered*, That, under authority vested in me by Car Service Rule 19, Exemption No. 56 to the Mandatory Car Service Rules ordered in Ex Parte No. 241 be, and it is hereby, amended to expire *October 31, 1975*.

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20097 Filed 7-31-75;8:45 am]

[Ex Parte No. 241, Rule 19, Rev. Exemption 99]

## FLORIDA EAST COAST RAILWAY CO. ET AL.

### Exemption Under Mandatory Car Service Rules

TO ALL U.S. RAILROADS: *It appearing*, That the U.S. railroads own numerous plain gondolas less than 61 ft.; that under present conditions, there are substantial surpluses of these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain gondolas, resulting in unnecessary loss of utilization of such cars.

*It is ordered*, That, pursuant to the authority vested in me by Car Service Rule 19, plain gondola cars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 395, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation "GA", "GB", "GD", "GH", "GS", "GT". and "GW", which are less than 61 ft. 0 in. long, and which bear the reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception and Note.)

*Exception:* This exemption shall not apply to plain gondola cars owned by the railroads named below: Florida East Coast Railway Company Reporting Marks: FEC, The Kansas City Southern Railway Company Reporting Marks: KCS-LA, Union Pacific Railroad Company Reporting Marks: UP.

*Note:* This exemption does not supersede United States customs regulations applicable to cars owned by Canadian or Mexican railroads.

This exemption shall not apply to cars subject to service orders issued by the Interstate Commerce Commission or to Directives issued by the Car Service Division of the Association of American Railroads, restricting the use of designated cars.

*Effective July 18, 1975.*

*Expires August 15, 1975.*

Issued at Washington, D.C., July 18, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20092 Filed 7-31-75;8:45 am]

## FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 29, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before August 18, 1975.

FSA No. 43022—*Barite (Barytes) to Crowley, Louisiana*. Filed by Southwestern Freight Bureau, Agent, (No. B-542), for interested rail carriers. Rates on barite (barytes), ground, in carloads, as described in the application, from specified points in Arkansas and Missouri, to Crowley, Louisiana.

Grounds for relief—Rate relationship.

Tariff—Supplement 42 to Southwestern Freight Bureau, Agent, tariff 132-J, I.C.C. No 5067. Rates are published to become effective on August 25, 1975.

FSA No. 43023—*Joint Rail-Water Container Rates—United States Lines, Inc.* Filed by United States Lines, Inc., (No. 9), for itself and interested rail carriers. Rates on general commodities, between rail terminals at U.S. Gulf Seaports, and ports in the United Kingdom, Republic of Ireland, Baltic and Continental Europe.

Grounds for relief—Water competition.

Tariffs—United States Lines, Inc., tariffs Nos. 15 and 19, I.C.C. Nos. 15 and 19, F.M.C. Nos. 73 and 78, respectively. Rates are published to become effective on August 27, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20103 Filed 7-31-75;8:45 am]





[AB 3 (Sub-No. 5)]

## MISSOURI PACIFIC RAILROAD CO.

### Abandonment

In the matter of Missouri Pacific Railroad Company, abandonment between Marvell and Holly Grove, in Monroe and Phillips Counties, Arkansas.

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

*It appearing*, That no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. §§ 4321, *et seq.*; and good cause appearing therefor:

*It is ordered*, That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Holly Grove and Marvell, Ark., on or before August 13, 1975 and certify to the Commission that this has been accomplished.

*And it is further ordered*, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 21st day of July, 1975.

By the Commission, Commissioner Deason.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

MISSOURI PACIFIC RAILROAD COMPANY ABANDONMENT BETWEEN MARVELL AND HOLLY GROVE, IN MONROE AND PHILLIPS COUNTIES, ARKANSAS

The Interstate Commerce Commission hereby gives notice that by order dated July 21, 1975, it has been determined that the proposed abandonment by the Missouri Pacific Railroad Company of its line of railroad between Marvell and Holly Grove, Ark., a distance of 16.2 miles, if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.*, and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because of the low volume of traffic involved and the absence of any major historic, safety or ecological impacts associated with the proposed action.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C., 20423, on or before August 28, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.75-20102 Filed 7-31-75;8:45 am]

[Rev. S.O. 994, I.C.C. Order 117, Amdt. 3]

## NEW YORK, SUSQUEHANNA AND WESTERN RAILWAY CO.

### Rerouting or Diversion of Traffic

TO ALL RAILROADS: Upon further consideration of I.C.C. Order No. 117 (the New York, Susquehanna and Western Railroad Company), and good cause appearing therefor:

*It is ordered*, That I.C.C. Order No. 117 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., January 31, 1976, unless otherwise modified, changed, or suspended.

*It is further ordered*, That this amendment shall become effective at 11:59 p.m., July 31, 1975, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D. C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20099 Filed 7-31-75;8:45 am]

[Ex Parte No. 241, Rule 19, Exemption 55, Amdt. 9]

## NORFOLK & WESTERN RAILWAY CO. AND PENN CENTRAL TRANSPORTATION CO.

### Exemption Under Mandatory Car Service Rules

TO: Norfolk and Western Railway Company, Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees.

Upon further consideration of Exemption No. 55 issued October 31, 1973.

*It is ordered*, That, under authority vested in me by Car Service Rule 19, Exemption No. 55 to the Mandatory Car Service Rules ordered in Ex Parte No. 241 be, and it is hereby, amended to expire *October 31, 1975*.

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20096 Filed 7-31-75;8:45 am]

[RW. S.O. 994, RW. I.C.C. Order 74, Amdt. 2]

## PENN CENTRAL TRANSPORTATION CO.

### Rerouting or Diversion of Traffic

*TO ALL RAILROADS:* Upon further consideration of Revised I.C.C. Order No. 74 (Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees) and good cause appearing therefor:

*It is ordered*. That: Revised I.C.C. Order No. 74 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., January 31, 1976, unless otherwise modified, changed, or suspended.

*It is further ordered*, That this amendment shall become effective at 11:59 p.m., July 31, 1975, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20098 Filed 7-31-75;8:45 am]

[Notice No. 46]

## MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 1, 1975.

Application filed for temporary authority under Section 210a(b) in connection with transfer application under Section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-75981. By application filed July 25, 1975, L. G. J. TRUCKING, INC., 16 Greig St., Port Gibson, NY (Ontario County), seeks to lease a portion of the operating rights of BEVERAGE TRANSPORT, INC., (James B. Doyle, Trustee in Bankruptcy), Route 5 & 20, East Bloomfield, NY 14469 (Ontario County), under section 210a(b). The transfer to L. G. J. TRUCKING, INC., of the operating rights of BEVERAGE TRANSPORT, INC., is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20106 Filed 7-31-75;8:45 am]

[Notice No. 44]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 1, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations



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prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 21, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75936. By order of July 25, 1975, the Motor Carrier Board approved the transfer to S & T Delivery Corporation, Portland, Oregon, of the operating rights set forth in Certificate No. MC-138610 (Sub-No. 1) issued June 27, 1975, to Darrell James Risen, d/b/a City Delivery Service, Corvallis, Oreg., authorizing the transportation of general commodities, with exceptions, between the Mahlon-Sweet Airport at Eugene, Oreg., on the one hand, and, on the other, points in Benton, Linn and Polk Counties, Oreg. Lawrence V. Smart, Jr., 419 N.W. 23rd Avenue, Portland, Oreg. 97210 Attorney for applicants.

No. MC-FC-75946. By order of July 28, 1975, the Motor Carrier Board approved the transfer to Staats Express, Inc., Rensselaer, New York, of Certificate No. MC-58944 issued July 6, 1972, to George Piazza, D/B/A Staats Express, Rensselaer, New York, authorizing the transportation of general commodities, with exceptions, from and to specified points in New York. Neil D. Breslin, 1111 Twin Towers, 99 Washington Ave., Albany, New York 12210, Attorney for Applicants.

No. MC-FC-75965. By order of July 28, 1975, the Motor Carrier Board approved the transfer to Newark Warehouse & Transportation Co., Inc., 115 Jacobus Ave., Kearny, N.J. 07032 of Certificate No. MC-129738 issued December 26, 1974, to Hocan Distributors, Inc., 330 Manhattan Ave., Jersey City, N.J. 07307, authorizing the transportation of general commodities, with exceptions, between New York, N.Y., on the one hand, and, on the other, Newark and Elizabeth, N.J.

No. MC-FC-75988. By order entered July 28, 1975, the Motor Carrier Board approved the transfer to Kitchell Truck Line, Incorporated, Ipswich, S. Dak., of the operating rights set forth in Certificate No. MC-106636, issued May 1, 1967, to Albert E. Bertsch, doing business as Bertsch Trucking, Miller, S. Dak., authorizing the transportation of livestock, emigrant movables, farm machinery, farm implements, and parts thereof, hardware, seeds, farm produce, fruits and vegetables, from and to, and between points in South Dakota, Iowa, Minnesota, Nebraska, Wyoming, Montana, and North Dakota. F. H. Kroeger, 1745 University Ave., St. Paul, Minn. 55104, representative for applicants.

No. MC-FC-76000. By order entered July 28, 1975, the Motor Carrier Board approved the transfer to Chicago Gray Line, Inc., Chicago, Ill., of the operating rights set forth in Certificates Nos. MC-2844, MC-2844 (Sub-No. 2), and MC-2844 (Sub-No. 4), issued by the Commission April 27, 1942, November 30, 1940, and April 20, 1948, to Chicago & Calumet District Transit Company, Inc., Hammond, Ind., authorizing the transportation of passengers and their baggage, between specified points in Illinois and Indiana; and passengers and their baggage, in charter operations, from specified points in Illinois and Indiana, to points in Illinois, Indiana, Michigan, and Wisconsin. Kent B. Friedman, 120 South Central Ave., St. Louis, Mo. 63105 and E. Stephen Heisley, 666 Eleventh St., N.W. Washington, D.C. 20001, attornies for applicants.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20107 Filed 7-31-75;8:45 am]

[Notice No. 84]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 25, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 C.F.R. § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

### MOTOR CARRIERS OF PROPERTY

No. MC 531 (Sub-No. 320 TA), filed July 17, 1975. Applicant: YOUNGER BROTHERS, INC., 4909 Griggs Road, Houston, Tex. 77021. Applicant's representative: Wray E. Hughes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Soy sauce*, in bulk, in tank vehicles, from Walworth, Wis., to Hamlin, N.Y., for 180 days. SUPPORTING SHIPPER: Kikkoman Foods, Inc., P.O. Box 69, Walworth, Wis. 53184. SEND PROTESTS TO: John Mensing, District Supervisor, Interstate Commerce Commission, 515 Rusk, Room 8610 Federal Bldg., Houston, Tex. 77002.

No. MC 17546 (Sub-No. 5TA), filed July 17, 1975. Applicant: R. G. DELIVERY SERVICE, INC., 410 13th Street, Hoboken, N.J. 07030. Applicant's representative: Paul J. Keeler, P.O. Box 253, South Plainfield, N.J. 07080. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as is dealt in by retail shoe stores and *equipment, materials and supplies* used in the conduct of such business, from Hoboken, N.J., to Philadelphia, Pa., and points in New Jersey within 60 miles to City Hall, New York, N.Y., under continuing contract with the following supporting shippers. (1) Butler Shoe Corp., 375 Providence Highway, Westwood, Mass. 02090. (2) Spencer Shoe Corp., 450 Summer St., Boston, Mass. 02101. (3) Washington Mfg. Co., P.O. 3101, Nashville, Tenn. 37202. (4) Morse Shoe Corp., 555 Turnpike St., Canton, Mass. 02021. (5) Melville Shoe Corp., 67 Millbrook St., Worcester, Mass. 01601. (6) Kitty Kelly Shoe Corp., 233 Park Ave., S., New York, N.Y. 10003. (7) Genesco, Inc., 111 7th Ave., Nashville, Tenn. 37203. (8) Felsway Corp., 994 Riverview Drive, Totowa, N.J. 07512. (9) Edison Bros. Stores, Inc., P.O. Box 14020, St. Louis, Mo. 63178. SUPPORTING SHIPPER: Supported by 9 shippers listed above. SEND PROTESTS TO: Robert E. Johnston, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102.

No. MC 82063 (Sub-No. 61TA), filed July 17, 1975. Applicant: KLIPSCH HAULING CO., 119 East Loughborough Ave., St. Louis, Mo. 63111. Applicant's representative: Wallace R. Reed (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid* (Muriatic), in bulk, in rubber lined tank vehicles, from Memphis, Tenn., to Hamilton, Miss., for 180 days. Supporting shipper: Velsicol Chemical Corporation, 341 East Ohio St., Chicago, Ill. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Room 1465, 210 N. 12th St., St. Louis, Mo. 63101.

No. MC 92215 (Sub-No. 11TA), filed July 16, 1975. Applicant: PEN-BAY TRANSPORT, INC., 83 Waldo Ave., Rockland, Maine 04841. Applicant's representative: John G. Feehan, 1 Canal Plaza, Portland, Maine 04112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from Rockland, Maine to port of entry on the International Border, between the United States and Canada at or near Calais, Maine (restricted to a prior movement by rail), for 180 days. Supporting shipper: A. E. Staley Mfg. Co., Refined Oil Dept., P.O. Box 221, Little Falls, N.J. 07424. Send protests to: Donald G Weiler, District Supervisor, Room 307, 76 Pearl St., Portland, Oreg. 04111.





No. MC 110525 (Sub-No. 1125TA), filed July 16, 1975. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Ave., Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Compressed gases*, in manifold tube trailers, (1) from Bethlehem, Pa., to points in New Jersey (except points in Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset, Union, and Warren Counties); and (2) from Johnstown, Pa.; Arroyo, W. Va.; Warren, Ohio; and Claymont, Del., to Bethlehem, Pa., and Riverton, N.J., for 180 days. SUPPORTING SHIPPER: D. Burton, Area Distribution Manager, Airco Industrial Gases, Division of AIRCO, Inc., 771 First Ave., P.O. Box 67, King of Prussia, Pa. 19406. SEND PROTESTS TO: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 113024 (Sub-No. 140TA), filed July 15, 1975. Applicant: ARLINGTON J. WILLIAMS, INC., R.D. 2, South Du Pone Highway, Smyrna, Del. 19977. Applicant's representative: Samuel W. Warnshaw, 833 Washington Bldg., Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Garden and industrial hose*, from points in Box Butte and Red Willow Counties, Nebr., to Batesville, Miss. RESTRICTION: Limited to a transportation service to be performed, under a continuing contract, or contracts with Electric Hose & Rubber Co., of Wilmington, Del., for 90 days. SUPPORTING SHIPPER: Fred H. Evick, Director of Distribution, Electric Hose & Rubber Co., P.O. Box 910, Wilmington, Del. 19899. SEND PROTESTS TO: William L. Hughes, District Supervisor, Interstate Commerce Commission, 814-B Federal Bldg., Baltimore, Md. 21201.

No. MC 114604 (Sub-No. 35TA), filed July 15, 1975. Applicant: CAUDELL TRANSPORT, INC., State Farmers Market, P.O. Drawer I, Forest Park, Ga. 30050. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd., N.E., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages related advertising material, and empty malt beverage containers*, between Memphis, Tenn., and the facilities of Thomas Beverage Company, located in Carroll, Clayton, Cobb, DeKalb, Douglas, Fulton, Haralson, and Rockdale Counties, Ga., for 180 days. SUPPORTING SHIPPER: Thomas Beverage Company, 2235 Defoor Hills Road, N.W., Atlanta, Ga. SEND PROTESTS TO: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 115357 (Sub-No. 8TA), filed July 17, 1975. Applicant: TURNER AUTO TRANSPORT, INC., 501 S. Mill St., Kansas City, Kans. 66119. Applicant's representative: Wayne Padgett (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used automobiles and light duty trucks*, in truckaway service, between Kansas City, Mo., and points in North Dakota, for 90 days. SUPPORTING SHIPPER: Hank's Auto Sales, Inc., 2120 East B Broadway, Bismark, N. Dak. SEND PROTESTS TO: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 117439 (Sub-No. 49TA), filed July 16, 1975. Applicant: BULK TRANSPORT, INC., P.O. Box 89, Port Allen, La. 70767. Applicant's representative: Edward A. Winter, 235 Rosewood Drive, Metairie, La. 70005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drilling mud*, dry, in bulk, in tank vehicles, from Mobile, Ala., to points in Florida and Mississippi, for 180 days. SUPPORTING SHIPPERS: Dresser Industries, Inc., Petroleum & Minerials Group, P. O. Box 6504, Houston, Tex. 77005. IMCO Services, A Division of Halliburton, 2400 West Loop, Houston, Tex. 77027. SEND PROTESTS TO: Ray C. Armstfong, Jr., District Supervisor, 9038 U.S. Postal Service Bldg., 701 Loyola Ave., New Orleans, La. 70113.

No. MC 118142 (Sub-No. 92TA), filed July 18, 1975. Applicant: M. BRUENGER & CO., INC., 6250 North Broadway, Wichita, Kans. 67219. Applicant's representative: Lester C. Arvin, 814 Century Plaza Bldg., Wichita, Kans. 67202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furniture and textile products*, from LaCrosse, Kans., to points in the United States (except Alaska and Hawaii), for 180 days. SUPPORTING SHIPPER: LaCrosse Furniture Company, P.O. Box 99, LaGrosse, Kans. 67548. SEND PROTESTS TO: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 119493 (Sub-No. 139TA), filed July 15, 1975. Applicant: MONKEM COMPANY, INC., West 20th Street Road, P.O. Box 1196, Joplin, Mo. 64801. Applicant's representative: Jack J. Knotts, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flour* (except in bulk, from Buhler and Inman, Kans., to points in Mississippi, on and north of U.S. Highway 80; Illinois, Alabama, Florida, Georgia, Kentucky, points in that part of Tennessee west of U.S. Highway 27; and Cleveland and Boyce, Tenn.; Virginia, West Virginia; and points in that part of Missouri on and north of U.S. Highway 50, for 180 days. Supporting shipper: Buhler Mills, Inc., 125 South Main, Buhler, Kans. Send protests to: John V. Barry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 126276 (Sub-No. 128TA), filed July 15, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 N. La Salle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fibre drums, cores, tubes, and parts thereof*, from Van Wert, Ohio, to points in Illinois and Indiana under continuing contract or contracts with Continental Can Company, Inc., for 180 days. Supporting shipper: Continental Can Company, Inc., Greenwich Park, Bldg. 2. Greenwich, Conn. 06830. Send protests to: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 126276 (Sub-No. 129TA), filed July 17, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: Albert A. Andrin, 127 N. Dearborn St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Containers and container ends*, from Fort Wayne, Ind., to Johnstown, Pa., under a continuing contract or contracts with American Can Company, for 180 days. Supporting shipper: American Can Company, 915 Harger Lane, Oak Brook, Ill. 60521. Send protests to: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604

No. MC 133695 (Sub-No. 3TA), filed July 15, 1975. Applicant: WILLIAM F. NORDSTROM, doing business as PIGGY BACK CARTAGE CO., 1518 Garst Avenue, Boone, Iowa. Applicant's representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except in bulk), between Boone, Iowa, on the one hand, and, on the other, Ames and Webster City, Iowa, restricted to shipments having a prior or subsequent movement by rail in TOFC service, for 180 days. Supporting shipper: Minnesota Mining and Manufacturing Com-



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pany, 3M Center, St. Paul, Minn. 55101. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309.

No. MC 136325 (Sub-No. 2TA), filed July 16, 1975. Applicant: CUFURAY, LDG., Route 3, Box 118, Mukwonago, Wis. 53149. Applicant's representative: Allan B. Torhorst, 217 E. Jefferson St., Burlington, Wis. 53105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and materials, equipment and supplies* (except in bulk, in tank vehicles) used in the production and distribution of canned goods, between Rockford, Ill., on the one hand, and, on the other, Arlington, Plover, Markesan, Friesland, and Wisconsin Rapids, Wis., under continuing contract with Del Monte Corporation, for 180 days. Supporting shipper: Jone E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Sells St., Room 807, Milwaukee, Wis. 53203.

No. MC 136762 (Sub-No. 4TA), filed July 16, 1975. Applicant: OSBORNE HIGHWAY EXPRESS, 125 University Ave., Berkeley, Calif. 94710. Applicant's representative: Martin J. Rosen, 140 Montgomery St., San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plumbers goods, and materials, and supplies* used in the manufacture of plumbers goods, between the plantsite and warehouse facilities of Norris Industries at or near La Habra and the City of Industry, Calif., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming, for 180 days. Supporting shipper: Norris Industries, Plumbing Fixtures Div., P.O. Box 157, Walnut, Calif. Send protests to: A. J. Rodriguez, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 450 Golden Gate Ave., Box 36004, San Francisco, Calif. 94102.

No. MC 136786 (Sub-No. 78TA), filed July 16, 1975. Applicant: ROBCO TRANSPORTATION, INC., 309 5th Ave. NW., New Brighton, Minn. 55112. Applicant's representative: Jack H. Blanshan, 20 South La Salle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Arizona, Arkansas, California, Colorado, Idaho, Louisiana, Montana, New Mexico, Nevada, Oklahoma, Oregon, Texas, Utah, Washington, Wyoming, Mississippi, Tennessee, Alabama, Georgia, Florida, South Carolina, North Carolina, Kentucky, Ohio, Pennsylvania, New York, Vermont, New Hampshire, Maine, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, Virginia, West Virginia, and the District of Columbia. Restriction: Restricted to the transportation of traffic originating at the above named origin and destined to the above named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., 3315 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., and U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 138000 (Sub-No. 20TA), filed July 16, 1975. Applicant: ARTHUR H. FULTON, P.O. Box 86, Stephens City, Va. 22655. Applicant's representative: Gayle L. Crawford, Jr., P.O. Box 1417, 1329 Pennsylvania Ave., Hagerstown, Md. 21740. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Pittsburg, Pa., to points in Virginia and Morgan, Berkeley, Jefferson, Hampshire, Hardy, Pendleton, and Grant Counties, W. Va., for 180 days. Supporting shippers: Pittsburgh Brewing Company, 3340 Liberty Ave., Pittsburgh, Pa. 15201. Harrisonburg, Candy & Fruit Co., 1539 South Main St. P.O. Box 307, Harrisonburg, Va. 22801. Buckley Distributing Co., Rt. 1, P.O. Box 478, Romney, W. Va. 26757. Dod Distributing Co., Inc., Drawer 4, Verona, Va. 24482. Reid's Distributor, 638 N. Queen St., Martinsburg, W. Va. 25401. Send protests to: Interstate Commerce Commission, 12th & Constitution Ave. NW., Room 317, W. C. Hersman, District Supervisor, Washington, D.C. 20423.

No. MC 138299 (Sub-No. 6TA), filed July 15, 1975. Applicant: TRAILS TRUCKING, INC., 719 Union St., Montebello, Calif. 90640. Applicant's representative: William J. Monheim, 15942 Whittier Blvd., Whittier, Calif. 90609. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Mineral wool insulating materials*, from Fontana, Calif., to points in Arizona, under continuing contract with Rockwool Industries, Inc., for 180 days. Supporting shipper: Rockwool Industries, Inc., 13361 San Bernardino Ave., P.O. Box 990, Fontana, Calif. 92335. Send protests to: Mildred I. Price, Transportation Assistant, Room 1321, Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 139246 (Sub-No. 3TA), filed July 16, 1975. Applicant: LEON JONES FEED AND GRAIN, INC., Route 3, Cumming, Ga. 30130. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed*, in bags, from Chamblee, Ga., to Jacksonville and Riviera Beach, Fla., for 180 days. Supporting shipper: Standard Feed Company, 1282 Kings Road, Jacksonville, Fla. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St. NW., Room 546, Atlanta, Ga. 30309.

No. MC 140421 (Sub-No. 1TA), filed July 10, 1975. Applicant: ACTION MOTOR EXPRESS, INC., P.O. Box 29102, New Orleans, La. 70189. Applicant's representative: Harold R. Ainsworth, 2307 American Bank Bldg., New Orleans, La. 70130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Empty tin cans*, from Harvey and New Orleans, La., to Shreveport, La., and Little Rock, Ark., under continuing contract with Continental Can Company, Inc., for 180 days. Supporting shipper: Continental Can Company, Inc., 217 Brook Ave., Passaic, N.J. 07055. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, T–9038 U.S. Postal Service Bldg., 701 Loyola Ave., New Orleans, La. 70113.

No. MC 141164 TA, filed July 3, 1975. Applicant: JOHN E. COX, 120 Lafayette Road, Portsmouth, N.H. 03801. Applicant's representative: Frederick T. McGonagle, 36 Main St., Gorham, Maine 04038. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pickled herring*, in containers, from the ports of entry on the International Boundary line between the United States and Canada, located at or near Calais, Houlton, Bar Harbor and Portland, Maine, to Gloucester and Boston, Mass., and New York City, N.Y., restricted to movements originating in the Province of Newfoundland, Canada; and (2) *single strength citrus juices*, in glass containers, in mixed loads with vegetables and citrus fruit, from Orlando, Plymouth, and Lake Wales, Fla., to the ports of entry on the International Boundary line between the United States and Canada, located at or near Calais, Houlton, Bar Harbor, and Portland, Maine, restricted to movements terminating in St. Johns, Newfoundland, Canada, for 180 days. Supporting shippers: Seald-Sweet Sales, Inc., P.O. Box 2349, Tampa, Fla. 33601. National Sea Products Limited, Scotia Square, P.O. Box 2130, Halifax, Nova Scotia. Send protests to: Ross J. Seymour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 313 Federal Bldg., Concord, N.H. 03301.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20108 Filed 7-31-75;8:45 am]

[Notice No. 85]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 29, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 C.F.R. § 21131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

### MOTOR CARRIERS OF PROPERTY

No. MC 9859 (Sub-No. 2TA), filed July 21, 1975. Applicant: KANE TRANSFER COMPANY, 5400 Tuxedo Road, Tuxedo, Md. 20781. Applicant's representative: James W. Lawson, 1511 K St. NW., Suite 843, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except loose bulk commodities, livestock, explosives, currency, bullion, articles of virtu, commodities which are contaminating and injurious to lading, those exceeding ordinary equipment and loading facilities), between Baltimore, Md., and points in Delaware and Maryland, located east of the Chesapeake Bay and on and south of the Chesapeake and Delaware Canal, applicant intends to tack, join, or interline its existing authority at Baltimore, Md. for 180 days. Supporting shippers: Springmeier Shipping Company, Inc., Baltimore, Md. 21201. Yale Transport Corporation, 2300 Eskow Ave., Baltimore, Md. 21227. Send protests to: Interstate Commerce Commission, 12th & Constitution Ave. NW., Room 317, W. C. Hersman, District Supervisor, Washington, D.C. 20423.

No. MC 51146 (Sub-No. 440TA), filed July 16, 1975. Applicant: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cans, aluminum, and return of empty pallets and other dunnage materials and refused or rejected shipments*, from the plantsite and warehouses of Reynolds Metals Company at Woodbridge, N.J., and Middletown and Warwich, N.Y., to Milwaukee, Wis., for 180 days. Supporting shipper: Reynolds Metals Company, P.O. Box 27003, Richmond, Va. 23261. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203.

No. MC 63417 (Sub-No. 76TA), filed July 22, 1975. Applicant: BLUE RIDGE TRANSFER COMPANY, INCORPORATED, P.O. Box 2888, Roanoke, Va. 24012. Applicant's representative: William E. Bain, P.O. Box 13447, Roanoke, Va. 24034. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, from Lincolnton, N.C., to points in Arkansas, Louisiana, Mississippi, and Texas, for 180 days. Supporting shipper(s): Cochrane Furniture Co., Inc., P.O. Box 220, Lincolnton, N.C. 28092. Send protests to: Danny R. Beeler, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 215 Campbell Avenue SW., Roanoke, Va. 24011.

No. MC 64932 (Sub-No. 552TA), filed July 18, 1975. Applicant: ROGERS CARTAGE CO., 10735 S. Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: William F. Farrell (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lubrication oil*, in bulk, in tank vehicles. From the plantsite of Mobil Oil Corp. at St. Louis, Missouri to Omaha, Nebr.; Lewisport and Campbellsville, Ky.; Kansas City, Kans.; Shreveport and Chalmette, La., for 180 days. Supporting shipper(s): Mobil Oil Corporation, 8350 N. Central Expressway, Suite 522, Dallas, Tex. 75206. Send protests to: District Supervisor Robert G. Anderson, Interstate Commerce Commission, Everett McKinley Dirksen Building, 219 S. Dearborn Street, Room 1086, Chicago, Ill. 60604.

No. MC 92068 (Sub-No. 13TA), filed July 15, 1975. Applicant: MUTUAL TRANSPORTATION, INCORPORATED, President and Fleet Streets, Baltimore, Md. 21202. Applicant's representative: Walter T. Evans, 7401 Wisconsin Ave., Washington, D.C. 20014. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in or used by department and chain stores, from the facilities of Mutual Transportation, Inc., at Washington, D.C., to the store and facilities of K Mart Store of S. S. Kresge Company at the intersection of U.S. Highway 301 and Maryland Highway 424, near Crofton, Md., for 180 days. Supporting shipper: Charles Rowe, G.T.M., S. S. Kresge Company, 3100 West Big Beaver Road, Troy, Mich. 48084. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, 814–B Federal Bldg., Baltimore, Md. 21201.

No. MC 100666 (Sub-No. 304TA), filed July 14, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Paul Caplinger (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper mill products, pulp mill products and materials, equipment and supplies* used in the manufacture and/or distribution thereof (except commodities in bulk), between the plantsite and storage facilities of Potlatch Corporation in Desha County, Ark., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: Potlatch Corporation, P.O. Box 1016, Lewiston, Idaho 83501. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, T–9038 U.S. Postal service Bldg., 701 Loyola Ave., New Orleans, La. 70113. 70113.

No. MC 105172 (Sub-No. 6TA), filed July 21, 1975. Applicant: COVERED WAGON TRAIN, INC., Box 368, Upper Main Street, Dansville, N.Y. 14437. Applicant's representative: S. Michael Richards, 44 North Avenue, Webster, N.Y. 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and Petroleum Products* as described in Appendix XIII, Descriptions case 61 M.C.C. 209, 294 (in bulk) from Farmers Valley, Pa., and Emlenton, Pa., to all points in Maine, North of Maine Highway 25, for 180 days. Supporting shipper(s): Quaker State Oil Refing Corp., Oil City, Pa., J. D. Campbell, General Traffic Manager. Send protests to: District Supervisor Morris H. Gross, Interstate Commerce Commission, Room 104, 301 Erie Blvd., West Syracuse, N.Y. 13202.

No. MC 111661 (Sub-No. 6TA), filed July 16, 1975. Applicant: GERDIN TRANSFER, INC., Princeton, Minn. 55371. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grain elevator equipment and parts of grain elevator equipment*, from Princeton, Minn., to Dutton, Mont.; Reagan, Valley City, Dickinson, N. Dak.; Huron, S. Dak.; Klemme, Corydon, Bode, Churdan, Latimer, Clear Lake, Cedar Falls, Washburn, New Hartford, Stratford, Jesup and Adair, Iowa, for 180 days. Supporting shipper: Verti-Flo, Princeton, Minn. Send protests to: Raymond T. Jones, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 414 Federal Bldg., & U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 114569 (Sub-No. 123TA), filed July 17, 1975. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: Stanley C. Geist (same address as applicant). Authority sought to operate as a *common carrier*, by motor







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vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Florida, Georgia, Illinois, Michigan, Minnesota, North Carolina, Ohio, South Carolina, Tennessee and Wisconsin, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., 3315 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Robert P. Amerine, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 278 Federal Bldg., P.O. Box 869, Harrisburg, Pa. 17108.

No. MC 115814 (Sub-No. 15TA), filed July 22, 1975. Applicant: MARK TRUCKING, INC., Belleville, Pa. 17004. Applicant's representative: James W. Hager, P.O. Box 1166, Harrisburg, Pa. 17108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), *and dairy products*, in bulk, from Wallington, N.J., to Belleville, Pa., restricted to operations under a continuing contract, or contracts with Abbotts Dairies, Division of Fairmont Food Corporation, for 180 days. Supporting shipper: Abbotts Dairies, Inc., Belleville, Pa. 17004. Send protests to: Robert P. Amerine, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 278 Federal Bldg., P.O. Box 869, Harrisburg, Pa. 17004.

No. MC 116063 (Sub-No. 139TA), filed July 18, 1975. Applicant: WESTERN-COMMERCIAL TRANSPORT, INC., P.O. Box 270, Fort Worth, Tex. 76101. Applicant's representative: W. Harold Cole (same address as applicant). Authority sought to operate as *common carrier*, by motor vehicle, over irregular routes, transporting: *Paint, in bulk*, in tank vehicles, from Garland, Tex., to Norfolk, Nebr., for 180 days. Supporting shipper: The Sherwin-Williams Company, 101 Prospect Ave. N.W., Cleveland, Ohio 44101. Send protests to: H. C. Morrison, Sr., District Supervisor, Interstate Commerce Commission, Room 9A27, Federal Bldg., 819 Taylor St., Fort Worth, Tex. 76102.

No. MC 121664 (Sub-No. 8TA), filed July 21, 1975. Applicant: G. A. HORNADY, CECIL M. HORNADY, and B. C. HORNADY, doing business as HORNADY BROTHERS TRUCK LINE, P.O. Box 846, Monroeville, Ala. 36460. Applicant's representative: Maurice F. Bishop, 603 Frank Nelson Bldg., Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast concrete*, from the plantsites, production and storage facilities of Underwood Builders Supply Company, at or near Mobile, Ala., and the plantsites, production and storage facilities of Lazenby Electric Company, at or near Monroeville, Ala., to points in Louisiana, Mississippi, and Florida, for 180 days. Supporting shippers: Lazenby Electric Company, 705 W. Clairborne, Monroeville, Ala. 36460. Underwood Builders Supply Company, Precast Concrete Division, P.O. Box 1587, Mobile, Ala. 36601. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Bldg., Birmingham, Ala. 35203.

No. MC 124711 (Sub-No. 34TA), filed July 17, 1975. Applicant: BECKER CORPORATION, P.O. Box 1050, El Dorado, Kans. 67042. Applicant's representative: T. M. Brown, 223 Ciudad Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solution*, from the plantsite and storage facilities of Farmland Industries, Inc., Nitrogen Plant, at or near Dodge City, Kans., to points in Colorado, Oklahoma, Texas, Nebraska, Wyoming, and New Mexico, for 180 days. Supporting Shipper: Farmland Industries, Inc., P.O. Box 7305, Kansas City, Mo. 64116. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 129516 (Sub-No. 38TA), filed July 21, 1975. Applicant: PATTONS, INC., 2300 Canyon Road, Ellensburg, Wash. 98926. Applicant's representative: James T. Johnson, 1610 IBM Building, Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fruit juices and fruit drinks* from Visalia, Calif., to the port of entry on the U.S.-Canada international boundary line at or near Oroville, Wash., restricted to shipments moving to points in British Columbia, for 180 days. Supporting shipper(s): Slade & Stewart Ltd., a division of Pacific Gamble Robinson, Box 236, Penticton, B.C., Canada. Send protests to: District Supervisor W. J. Huetig, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, Oreg. 97204.

No. MC 134105 (Sub-No. 13TA), filed July 18, 1975. Applicant: CELERYVALE TRANSPORT, INC., Route 1, Box 96, Ft. Lupton, Colo. 80621. Applicant's representative: Jack H. Blanshan, 29 South La Salle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Oklahoma, Tennessee, and Texas. Restriction: Restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., 3315 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Roger L. Buchanan, District Supervisor, 1961 Stout St., 2022 Federal Bldg., Denver, Colo. 80202.

No. MC 136975 (Sub-No. 1TA), filed July 22, 1975. Applicant: FLORIDA MASTER MOVERS, INC., 2392 N. Edgwood Ave., Jacksonville, Fla. 32205. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in containers (except commodities in bulk), between points in Jacksonville, Fla., and its commercial zone (except Yulee and Fernandina Beach, Fla.), for 180 days. Supporting shipper: Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 138345 (Sub-No. 4TA), filed July 17, 1975. Applicant: BASIL B. GORDON, DBA, VALLEY SPREADER COMPANY, P.O. Box 673, Brawley, Calif. 92227. Applicant's representative: Carl H. Fritze, 1545 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sulfuric acid*, in bulk, from the plant site of Magma Copper Company, at or near San Manuel, Ariz., to points in Imperial, Riverside, and San Bernardino Counties, Calif., for 180 days. Supporting shipper(s): Agriform Company of Imperial Valley, P.O. Box 278, Imperial, Calif. 92251; Brawley Chemical, 4720 Highway 111, Brawley, Calif. 92227; Newmont Exploration, Ltd., 200 West Desert Sky Road, Tucson, Ariz. 85704. Send protests to: Transportation Assistant Mildred I. Price, Room 1321, Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 139850 (Sub-No. 3TA), filed July 18, 1975. Applicant: FOUR STAR TRANSPORTATION, INC., 301 12 Park Bldg., Council Bluffs, Iowa 51501. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular route, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Arizona, Arkansas, California, Colorado, Idaho, Kansas, Louisiana, Missouri, Montana, New Mexico, Nevada, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming. Restriction: Restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., Wayne E. Lemke, Manager, Packinghouse Product Traffic, 3315 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Robert A. Radler, District Supervisor, 518 Federal Bldg., Albany, N.Y. 12207.





No. MC 139923 (Sub-No. 7TA), filed July 21, 1975. Applicant: MILLER TRUCKING CO., INC., Drawer D, Stroud, Okla. 74079. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* as distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Arizona, Arkansas, California, Colorado, Idaho, Kansas, Louisiana, Montana, New Mexico, Nevada, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations for 180 days. Supporting shipper: Farmland Foods, Inc., Wayne E. Lemke, Mgr., Packinghouse Product Traffic, 3315 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Marie Spillars, Transportation Asst., Interstate Commerce Commission, Bureau of Operations, Room 240, Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 141047 (Sub-No. 1TA), filed July 14, 1975. Applicant: ALLEN TRUCKING CO., INC., P.O. Box 12745, Memphis, Tenn. 38112. Applicant's representative: James N. Clay III, 2700 Sterick Bldg., Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete blocks, concrete bricks, and accessories* for concrete blocks and concrete bricks, from Memphis, Tenn., to points in Mississippi on and north of U.S. Highway 80, in Arkansas on and east of U.S. Highway 167, in Louisiana on and north of U.S. Highway 80, and on and east of U.S. Highway 167 and Louisville, Ky., for 180 days. Supporting shipper: Allen Materials, Inc., 1572 Chelsea Ave., Memphis, Tenn. 38108. Send protests to: Floyd A. Johnson, District Supervisor, Interstate Commerce Commission, 435 Federal Office Bldg., 167 North Main St., Memphis, Tenn. 38103.

No. MC 141062 (Sub-No. 1TA), filed July 21, 1975. Applicant: ANTONA TRUCKING CO., INC., Route 208, P.O. Box 315, Washingtonville, N.Y. 10992. Applicant's representative: Edward M. Alfano, 550 Mamaroneck Ave., Harrison, N.Y. 10528. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, in dump vehicles, from Bloomingburg, N.Y., to Mahway and Hillsdale, N.J., for 180 days. Supporting shipper: Westchester Concrete, Inc., Mahway, N.J. Send protests to: Robert A. Radler, District Supervisor, 518 Federal Bldg., Albany, N.Y. 12207.

No. MC 141163 (Sub-No. 1TA), filed July 18, 1975. Applicant: FIDELITY TRANSPORTATION CORPORATION, 4239 Crows Landing Road, Modesto, Calif. 95351. Applicant's representative: William H. Keesler, 638 Divisadero Street, Fresno, Calif. 93721. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rock, sand, and gravel in dump truck equipment* from Washoe County, Nev., to Highway construction job sites in Sierra, Plumas, and Lessen Counties, Calif., for 180 days. Supporting shipper(s): Basic Rock Products, Inc., P.O. Box 1300, Susanville, Calif. 96130; Susanville Construction Co., 600 Main Street, Susanville, Calif. 96130; George Reed, Inc., P.O. Box 1756, Modesto, Calif. 95354; Lloyd J. Rodoni & Son, P.O. Box 305, Saratoga, Calif. 95070. Send protests to: District Supervisor Claud W. Reeves, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 141165TA, filed July 17, 1975. Applicant: CHARLES W. BOWMAN, R.R. #2, West Branch, Iowa 53358. Applicant's representative: Kenneth F. Dudley, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Refined corn products*, in packages and containers, *and powdered milk*, when moving in the same vehicle and at the same time as refined corn products, (1) from Decatur, Ill., to Iowa City, and (2) from Iowa City, Iowa, to points in Arkansas, Illinois, Kansas, Kentucky, Louisiana, Minnesota, Missouri, Nebraska, Oklahoma, Tennessee, and Texas, under continuing contract with J. M. Swank Co., Inc., for 180 days. Supporting shipper: J. M. Swank Co., Inc., 615 Highway 6 By Pass, Iowa City, Iowa 52244. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Bldg., Des Moines, Iowa 50309.

No. MC 141166TA, filed July 17, 1975. Applicant: A. O. G. SERVICES INC., 177–25 Rockaway Boulevard, Jamaica, N.Y. 11434. Applicant's representative: Matthew Devine, 313 E. Garden City St., Islip Terrace, N.Y. 11752. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft parts, aircraft documents, & commissary equipment*, to be used on aircraft restricted to 500 pounds in special messenger service, between JFK International Airport, Jamaica, N.Y., and the Airports located within a radius of 400 airmiles of JFK International Airport located in the following states: New York, New Jersey, Pennsylvania, Maryland, Connecticut, Delaware, Massachusetts, Maine, Virginia, Rhode Island, and the District of Columbia and Vermont, for 180 days. Supporting shippers: Capitol International Airways, P.O. Box 220, JFK International Airport, Jamaica, N.Y. 11430; Saturn Airways, Inc., P.O. Box 269, JFK International Airport, Jamaica, N.Y. 11430; Ovwrseas National Airways Inc., 147–27 175th St., Jamaica, N.Y. 11430. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 141170 (Sub-No. 1TA), filed July 22, 1975. Applicant: JIMMY WESTERN, RUFUS WILSON, AND JAMES TUCKER, doing business as W.W.T. TRUCKING COMPANY, 1206 W. 15th St., Jacksonville, Fla. 32209. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in containers (except commodities in bulk), between points in Jacksonville, Fla., and its commercial zone (except Yulee and Fernandina Beach, Fla.), for 180 days. Supporting shippers: Trailer Marine Transport Corporation, 1045 Bond Ave., P.O. Box 2110, Jacksonville, Fla. 32203; Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 141173TA, filed July 21, 1975. Applicant: RICHARD R. THOMAS AND DENNIS W. GRAF, doing business as WEST COAST HORSE TRANSPORTING, 4615 Hall Road, Santa Rosa, Calif. 95401. Applicant's representative: Floyd H. Shebley, 311 California St., Suite 606, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Arabian and other show, breeding, and race horses* (other than ordinary livestock) *and equipment and paraphernalia* incidental to the transportation, care, feeding, and display of such horses, between points in California and Scottsdale and Tucson, Ariz.; Las Vegas and Reno, Nev.; Portland and Grants Pass, Oreg.; Walla Walla, Vantage Point, Seattle, and Enumclaw, Wash.; Golden, Boulder, and Denver City, Utah; Albuquerque, N. Mex.; Oklahoma City and Tulsa, Okla.; Indianapolis, Ind.; Detroit, Mich.; St. Paul, Minn.; Berlin and Danbury, Conn.; Baton Rouge, La.; Springfield, Ill.; Akron and Columbus, Ohio; and Madison, Wis., for 180 days. Supporting shippers: Oakmeadow Arabian Stud, 1484 Clivet Road, Santa Rosa, Calif. 95401; Overlood Arabians, Route 2, Box 216, Lincoln, Calif. 95648; Enz Arabians, 4020 Hill Road, Lakeport, Calif. 95453; Rubio Electric Co., 744 Talmage Road, Ukiah, Calif. 95482. Send protests to: S. J. Rodriguez, District



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Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Ave., Box 36004, San Francisco, Calif. 94102.

No. MC 141175TA, filed July 22, 1975. Applicant: GARLEPIED TRANSFER, INC., P.O. Box 10624, 319 Butterworth St., Jefferson, La. 70181. Applicant's representative: Emile J. Garlepied (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between points within the Commercial Zone of New Orleans, Louisiana, as described by the Commission, for 180 days. Supporting shipper: Sea-Land Service, Inc., 2700 France Road, New Orleans, La. 70186. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, 9038 U.S. Postal Service Bldg., 701 Loyola Ave., New Orleans, La. 70113.

APPLICATIONS OF PASSENGERS

No. MC 138494 (Sub-No. 2TA) (Amendment), filed May 13, 1975, published in the FR issue of May 30, 1975, and republished as amended this issue. Applicant: NORTHERN BUS LINES, LTD., 1415 Third Avenue South, Lethbridge, Alberta, Canada T1J OK7. Applicant's representative: Paterson & Co., 407 Holiday Village, South Lethbridge, Alberta, Canada. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and personal effects* in round trip charter operations, between all ports of entry located on the United States-Canada International Boundary line and all States of the United States (except Hawaii), with transportation originating and terminating within the judicial districts of Lethbridge and MacLeod in the Province of Alberta, and the Town of Bow Island, Alberta, Canada, for 180 days. Supporting shippers: There are approximately 13 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101: The purpose of this republication is to amend the territorial description.

No. MC 140555 (Sub-No. 2TA), filed July 21, 1975. Applicant: J G EXEC., INC., 1651 S. Dupont Highway (c/o BAILEY & SON, INC.), Dover, Dela. 19901. Applicant's representative: Marshall Kragen, 666 Eleventh St. NW., Suite 805, Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their accompanying baggage*, limited to transportation of not more than 12 passengers in any one vehicle, between points in Kent County, Del., on the one hand, and, on the other, Baltimore-Washington International Airport, in Anne Arundel County, Md., for 180 days. Supporting shippers: Frank A. Dimondi, President, Wyoming Block Co., Box 206, Wyoming, Del. 19934; Joseph H. Allen, Jr., President, Allen Travel Agency, Inc., Dover, Del. 19901. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, 814–B Federal Bldg., Baltimore, Md. 21201.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20109 Filed 7-31-75;8:45 am]



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PART II

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Office of Education

■

## SUPPLEMENTAL EDUCATIONAL GRANTS PROGRAM, COLLEGE WORK–STUDY PROGRAM, AND NATIONAL DIRECT STUDENT LOAN PROGRAM

Proposed Rules

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## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

[ 45 CFR Parts 144, 175, 176 ]

### SUPPLEMENTAL EDUCATIONAL OPPORTUNITY GRANTS PROGRAM, COLLEGE WORK-STUDY PROGRAM, AND NATIONAL DIRECT STUDENT LOAN PROGRAM

### Notice of Proposed Rule Making

Notice is hereby given that, pursuant to the authority contained in sections 464, 444, 413B and 413C of the Higher Education Act of 1965, as amended (20 U.S.C. 1087dd, 42 U.S.C. 2754, and 20 U.S.C. 1070b–1 and 1070b–2), the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare, proposes to amend Parts 144, 175, and 176 of Title 45 of the Code of Federal Regulations governing the operation of the National Direct Student Loan (NDSL) Program, the College Work-Study (CWS) Program, and the Supplemental Educational Opportunity Grant (SEOG) Program, respectively. The proposed amendments would revise the procedures and standards adopted by the regulations published in the FEDERAL REGISTER on May 21, 1975, at pages 22133–22139, by which the Commissioner would review and approve, on an annual basis, the various private systems used by institutions of higher education for calculating the expected parental contributions for dependent students applying for assistance under these three programs.

A. *Review of recent rule making.* Prior to this year, the regulations governing these programs had approved certain, specifically named need analysis systems, without specifying any duration for approval, and had provided for the approval of other systems which produced comparable figures for expected parental contributions. By a Notice of Proposed Rule Making published in the FEDERAL REGISTER on February 19, 1975, however, the Commissioner of Education indicated that he had concluded that he should review on an annual basis such need analysis systems as are used for dependent students and should publish each year a list of those systems which he has approved for use by institutions during the subsequent academic year. The proposed rule set forth the procedures and standards for such review and approval.

Comments on the proposed rule were received and evaluated, several revisions were made, and a final rule was published in the FEDERAL REGISTER on May 21, 1975, to be implemented beginning with the submission by June 30, 1975 of need analysis systems for the Commissioner's approval. One of the revisions made in the proposed rule by the Commissioner was a commitment on his part to adopt additional factors related to a family's ability to meet educational expenses, to be used in addition to the proposed inflationary adjustment in revising the "benchmark" parental contribution figures from one year to the next. In the process of evaluating possible additional adjustment factors, the Commissioner undertook a fundamental review of the conceptual structure of need analysis systems. After doing so, he concluded that, rather than merely appending some additional adjustment factors to the published rule, it would be more desirable to revise the procedure for developing the benchmark parental contribution figures, as set forth in this notice.

B. *The conceptual framework.* There appears to be a widespread consensus, with which the Commissioner concurs, concerning certain basic structural features of need analysis systems in those instances in which the student is deemed to be dependent upon his parents for support. For example, in treating parental income after taxes, such systems generally exclude from consideration an amount estimated to represent the cost of providing family members with the necessities of life, on the view that such costs have a prior claim on the family resources. In parallel fashion, a portion of the net assets of the parents is generally excluded from consideration on the grounds that such an amount is needed to provide for the minimum future security needs of the family. Most need analysis systems then attempt to estimate the proportion of the remaining parental income and assets which can reasonably be contributed toward the educational expenses of the student.

There are various approaches to determining the exact amounts of the exclusions and contribution rates which such a general scheme requires in order to be applied to specific family situations. One such approach, which is explicit in some need analysis systems and implicit in others, is based on the concept of a "maintenance contribution." This concept rests on the valid assumption that parents can be expected to contribute to the support of a college student some portion of the amount which they would have spent for that student's maintenance if the student were still enrolled in a secondary school and were living at home with the parents. On the basis of the above concepts, the Commissioner is proposing the standards set forth herein for estimating expected parental contributions in situations which are not complicated by special family circumstances, such as, for example, unusual medical expenses.

The proposed rule is summarized and explained more fully in Paragraph C, below. It should be noted that the proposed rule would permit the approval of the "Consensus Model" recommended by the "Keppel Task Force" and adopted by the Council of the College Scholarship Service at its meeting on June 10, 1975, as well as permitting the approval of closely similar systems. However, this fact should not be construed either as constituting approval by the Commissioner of all of the features of the Consensus Model or as a requirement that other systems which are submitted for approval must contain such features in order to be approved. Specific features of the Consensus Model which the Commissioner does not endorse at this time include:

(1) the deduction of unreimbursed medical and dental expenses, subject to the same limitations as in the Federal income tax systems;

(2) the manner of treating farm and business assets;

(3) the denomination and calculation of the asset exclusion as a retirement allowance;

(4) the specific amount of the adjustment allowed parents with more than one child in college; and

(5) the attribution and distribution of Social Security benefits between parental income and student resources.

The Commissioner believes that additional research and analysis is needed in these areas. More broadly, he believes it important that empirical data be examined on what amounts families actually contribute to the expenses of postsecondary students with differing needs, resources and objectives, and at what levels of effort these contributions are made. A major source of such data will be provided by the Consumer Expenditure Survey of 1972 now being tabulated by the U.S. Department of Labor.

C. *Explanation of proposed rule.* The rule published on May 21, 1975, established a procedure whereby a need analysis system submitted for approval would be evaluated against a set of benchmark sample cases developed by the Commissioner for this purpose. Moreover, that rule provided that the benchmark figures would be derived by updating the figures from the 1974–75 "Expected Parent's Contributions from Adjusted Effective Income" published by the College Scholarship Service, in accordance with the Consumer Price Index and, as indicated above, additional factors related to the family's ability to pay educational costs which the Commissioner was to adopt subsequently.

However, the Commissioner has now decided not to use this method of deriving benchmark figures. Rather, he has decided to utilize the basic conceptual structure discussed above to derive such figures. Thus, the Commissioner has adopted the broad, general components of this conceptual structure in which he believes there is a widespread consensus. In particular, the exclusions from parental income and assets and the contribution rates which he has selected are ones which, in his view, are widely accepted as reasonable in light of current economic conditions, are consistent with the historical development of the most widely used need analysis systems, and provide a significant measure of continuity in the implementation of these programs.

Because the Commissioner has adopted only the broadly based, general components of this conceptual structure, the characteristics of the sample cases used for the benchmark figures will be relatively simple and uncomplicated by special or unusual family situations. These benchmark figures do not themselves constitute a need analysis system, and are not intended for use as such, since they do not permit the disposition of a great variety of actual cases with which a complete need analysis system must necessarily deal.

The other significant revision contained in this proposed rule, with respect to the derivation of benchmark figures, is in the annual update. Instead of updating the figures each year in accordance with the estimated Consumer Price Index, the proposed rule would provide that adjustments will be made, as necessary, in the exclusions and the contribution rates so that, measured in constant dollars, the benchmark figures would remain constant over time for families whose financial strength in real terms had not changed.

Once the benchmark figures have been derived from this conceptual approach, the procedures for the submission, approval and utilization of need analysis systems would remain as set forth in the rule published on May 21, including the requirement that, to be approved, a system must produce figures which are within $50 of the benchmark figures for 75% of the sample cases. Thus, only two subparagraphs of the May 21 regulation are being proposed for revision. (See e.g. 45 CFR 144.14(b)(ii) and (iii).) However, for the benefit and convenience of those wishing to review the proposed rule, and possibly to comment thereon, the entire section dealing with the approval of need analysis systems is being published in this notice.

One other revision in the May 21 regulation is being proposed herein, namely the inclusion of the need analysis system published by the Graduate and Professional Student Financial Aid Service on the list of systems which the Commissioner has approved for use with respect to independent students participating in the NDSL and CWS programs.

D. *Expected implementation of the proposed rule.* As indicated herein, this proposed rule will be subject to the normal public comment period. It is the Commissioner's present intention to expedite review of the comments and republication of the rule in final. It is also his present intention to encourage need analysis systems seeking approval to file their submissions promptly upon the adoption of the final rule and to provide an expeditious review and notification of approval. Thus, while it is apparent that the date of September 1, established in the May 21, 1975 regulation as the date for publication of the list of approved systems, will not be met this year, the Commissioner does believe that the list of approved systems will be available on a timely basis in order that institutions will have adequate access to the list for purposes of preparing their applications for these three programs which are to be submitted during October. Systems on this approved list would then also be readily available to the institutions for making awards to students for use during the academic year 1976–77. It is the Commissioner's expectation that, beginning with 1976, this procedure would return to the original schedule of submission of systems by June 30 and publication of the approved list by September 1.

E. *Public comment.* Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendments to the regulations to Dr. Leonard H. O. Spearman, Acting Associate Commissioner for Student Assistance, U.S. Office of Education, Room 4078, Regional Office Building, 3, 7th and D Streets, SW., Washington, D.C. 20202. All relevant material must be received not later than September 2, 1975. Comments received will be available for public inspection at the above office Monday through Friday between 8 a.m. and 4:00 p.m.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

(Catalog of Federal Domestic Assistance No. 13.418, Supplemental Educational Opportunity Grant Program; No. 13.463, Higher Education Work-Study; No. 13.471, National Direct Student Loans)

Dated: July 10, 1975.

WILLIAM F. PIERCE,
*Acting U.S. Commissioner of Education.*

Approved: July 24, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

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## PART 144—NATIONAL DIRECT STUDENT LOAN PROGRAM

1. Section 144.14 of Part 144 of Title 45 of the Code of Federal Regulations is amended to read as follows:

**§ 144.14 Approved need analysis systems.**

(a) In order to comply with the requirements of § 144.7(b), an institution shall utilize a need analysis system or method of calculation approved by the Commissioner for that purpose pursuant to this section.

(b) Dependent students. (1) The Commissioner has approved the following systems for the purpose of § 144.7(b), with respect to dependent students:

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190); and

(ii) The Income Tax System, if adjusted to reflect the number of the parents' dependent children who are attending institutions of higher education. For purposes of this section, the expected family contribution calculated according to the Income Tax System shall be an amount equal to the amount of Federal income tax paid by the parents of a student, plus 5 percent of such parents' net assets in excess of $10,000 and any amount the student is reasonably able to contribute.

(2) The Commissioner will approve any other need analysis system for the purpose of § 144.7(b), for use with respect to dependent students, which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected parents' contribution figures for dependent students which: (*a*) increase in reasonably smooth increments as the parents' financial strength, measured in real terms, increases; and (*b*) are equal for families of equal measured financial strength; and

(ii) The system must produce expected parents' contribution figures which, for at least 75 percent of a set of sample cases developed and made available by the Commissioner, deviate by less than $50 from the figures produced for such sample cases by the following calculations:

(*a*) From the sum of the adjusted gross income and non-taxable income of the parents, there will be deducted the amount of Federal income taxes and Social Security taxes, an allowance of 8 percent of total income for state and local taxes, and an amount required to maintain the family (exclusive of the student's maintenance during the academic year) at the Bureau of Labor Statistics consumption cost estimates at a low standard of living;

(*b*) To the remainder obtained in subparagraph (*a*) will be added 12 percent of the net market or cash value of the parents' assets remaining after deduction of related debt and a standard asset reserve of $10,000; and

(*c*) The following rate schedule of expected contributions will then be applied to the sum obtained in subparagraph (*b*):

| If the sum is— | | The expected contribution is— |
|---|---|---|
| At least— | But less than— | |
| $0 | $4,000 | 22 percent of the amount over $0. |
| $4,000 | 5,000 | $880+25 percent of the amount over $4,000. |
| $5,000 | 6,000 | $1130+29 percent of the amount over $5,000. |
| $6,000 | 7,000 | $1420+34 percent of the amount over $6,000. |
| $7,000 | 8,000 | $1760+40 percent of the amount over $7,000. |
| $8,000 | | $2160+47 percent of the amount over $8,000. |

(iii) In developing the sample cases for the purposes of this paragraph, the Commissioner shall select only cases in which the age of the main wage earner is 45 years and in which the elements set forth in subparagraph (2)(ii) of this paragraph are generally present. Accordingly, cases will not be selected which involve medical and dental expenses, casualty and theft losses, housekeeping allowances, farm or business assets, more than one family member attending postsecondary institutions, Social Security or Veteran's benefits or any unusual family circumstance.







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(iv) In comparing the output of a system submitted for approval under these regulations with the figures for the standard sample cases, an expected parental contribution of less than zero shall be treated as zero.

(v) The figures for the set of sample cases used for purposes of this paragraph shall be revised annually for inflation by adjusting the deductions for family maintenance, the $10,000 standard deduction from assets and the rates of contribution from income and assets as necessary in such a manner that the revised standard expected contributions, expressed in constant dollars, remain constant for families with equal income and asset positions measured in constant dollars.

(c) Independent students. (1) The Commissioner has approved the following systems for the purpose of § 144.7(b), with respect to independent students:

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190); and

(ii) The system of need analysis published by the American College Testing Service; and

(iii) The system of need analysis published by the College Scholarship Service.

(iv) The system of need analysis published by the Graduate and Professional Student Financial Aid Service.

(2) The Commissioner will approve any other need analysis system for the purpose of § 144.7(b), for use with respect to independent students, which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected family contribution figures for independent students which: (*a*) Increase in reasonably smooth increments as the family financial strength, measured in real terms, increases; and (*b*) are equal for families of equal measured financial strength; and

(ii) The system must produce expected family contribution figures which are comparable to those produced by one of the systems specified in paragraph (c)(1) of this section.

(d) Application procedures for system approval. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (b)(2) of this section shall submit such system to the Commissioner prior to June 30 of each year. Such submission shall consist of sufficient information to enable the Commissioner to determine that the system meets the criteria set forth in that subparagraph, including the expected family contribution figures produced by the system for the sample cases developed and made available by the Commissioner. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (c)(2) of this section shall, prior to June 30 of any year, submit to the Commissioner sufficient information to enable him to determine that the system meets the criteria set forth in that subparagraph. On or before September 1 of each year, the Commissioner will publish in the FEDERAL REGISTER a list of all need analysis systems or methods of calculation which have been approved for use in the succeeding academic year.

(e) Duration of approval. Need analysis systems approved pursuant to paragraphs (b)(1) and (c)(1) of this section are approved without a specific expiration date. A need analysis system approved pursuant to paragraph (b)(2) of this section, and included on the list published by the Commissioner on or before September 1, of one year, may be used by an institution (1) in preparing its application for funds under this part which is to be submitted on or before the published closing date next following that September 1; and (2) in determining the eligibility of students for loans under this part, and in calculating the amount of such loans, to be used by the students during any academic year commencing not earlier than 10 months and not later than 22 months following that September 1. A need analysis system approved pursuant to paragraph (c)(2) of this section shall be approved for an indefinite period of time, but the Commissioner may request periodic confirmation that the system remains in compliance with the criteria set forth in that paragraph.

(f) Adjustments. The institution may, in an individual case, further adjust the expected family contribution calculated according to one of the need analysis systems approved pursuant to this section if the student financial aid officer of the institution has reason to believe that such expected family contribution does not realistically reflect the ability of the student and his parents to contribute towards the student's cost of education. Such adjustments shall be documented in writing, with an accompanying explanation, and made a part of the institution's records with respect to this part.

(20 U.S.C. 1087dd)

## PART 175—COLLEGE WORK-STUDY PROGRAM

2. Section 175.17 of Part 175 of Title 45 of the Code of Federal Regulations is amended to read as follows:

**§ 175.17 Approved need analysis systems.**

(a) In order to comply with the requirements of § 175.5(c), an institution shall utilize a need analysis system or method of calculation approved by the Commissioner for that purpose pursuant to this section.

(b) Dependent students. (1) The Commissioner has approved the following systems for the purpose of § 175.5(c), with respect to dependent students:

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190); and

(ii) The Income Tax System, if adjusted to reflect the number of the parents' dependent children who are attending institutions of higher education. For purposes of this section, the expected family contribution calculated according to the Income Tax System shall be an amount equal to the amount of Federal income tax paid by the parents of a student, plus 5 percent of such parents' net assets in excess of $10,000 and any amount the student is reasonably able to contribute.

(2) The Commissioner will approve any other need analysis system for the purpose of § 175.5(c), for use with respect to dependent students, which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected parents' contribution figures for dependent students which: (*a*) Increase in reasonable smooth increments as the parents' financial strength, measured in real terms, increases; and (*b*) are equal for families of equal measured financial strength; and

(ii) The system must produce expected parents' contribution figures which, for at least 75 percent of a set of sample cases developed and made available by the Commissioner, deviate by less than $50 from the figures produced for such sample cases by the following calculations;

(*a*) From the sum of the adjusted gross income and non-taxable income of the parents, there will be deducted the amount of Federal income taxes and Social Security taxes, an allowance of 8 percent of total income for state and local taxes, and an amount required to maintain the family (exclusive of the student's maintenance during the academic year) at the Bureau of Labor Statistics consumption cost estimates at a low standard of living;

(*b*) To the remainder obtained in subparagraph (*a*) will be added 12 percent of the net market or cash value of the parents' assets remaining after deduction of related debt and a standard asset reserve of $10,000; and

(*c*) The following rate schedule of expected contributions will then be applied to the sum obtained in subparagraph (*b*):

| If the sum is— | | The expected contribution is— |
|---|---|---|
| At least— | But less than— | |
| $0 | $4,000 | 22 percent of the amount over $0. |
| $4,000 | 5,000 | $880+25 percent of the amount over $4,000. |
| $5,000 | 6,000 | $1130+29 percent of the amount over $5,000. |
| $6,000 | 7,000 | $1420+34 percent of the amount over $6,000. |
| $7,000 | 8,000 | $1760+40 percent of the amount over $7,000. |
| $8,000 | | $2160+47 percent of the amount over $8,000. |

(iii) In developing the sample cases for the purposes of this paragraph, the Commissioner shall select only cases in which the age of the main wage earner is 45 years and in which the elements set forth in subparagraph (2)(ii) of this paragraph are generally present. Accordingly, cases will not be selected which involve medical and dental expenses, casualty and theft losses, housekeeping allowances, farm or business assets, more than one family member attending postsecondary institutions, Social Security or Veteran's benefits or any unusual family circumstance.





(iv) In comparing the output of a system submitted for approval under these regulations with the figures for the standard sample cases, an expected parental contribution of less than zero shall be treated as zero.

(v) The figures for the set of sample cases used for purposes of this paragraph shall be revised annually for inflation by adjusting the deductions for family maintenance, the $10,000 standard deduction from assets and the rates of contribution from income and assets as necessary in such a manner that the revised standard expected contributions, expressed in constant dollars, remain constant for families with equal income and asset positions measured in constant dollars.

(c) Independent students. (1) The Commissioner has approved the following systems for the purpose of § 175.5(c), with respect to independent students:

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190);

(ii) The system of need analysis published by the American College Testing Service;

(iii) The system of need analysis published by the College Scholarship Service; and

(iv) The system of need analysis published by the Graduate and Professional Student Financial Aid Service.

(2) The Commissioner will approve any other need analysis system for the purpose of § 175.5(c), for use with respect to independent students, which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected family contribution figures for independent students which: (*a*) Increase in reasonably smooth increments as the family financial strength, measured in real terms, increases; and (*b*) are equal for families of equal measured financial strength; and

(ii) the system must produce expected family contribution figures which are comparable to those produced by one of the systems specified in paragraph (c)(1) of this section.

(d) Application procedures for system approval. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (b)(2) of this section shall submit such system to the Commissioner prior to June 30 of each year. Such submissions shall consist of sufficient information to enable the Commissioner to determine that the system meets the criteria set forth in that subparagraph, including the expected family contribution figures produced by the system for the sample cases developed and made available by the Commissioner. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (c)(2) of this section shall, prior to June 30 of any year, submit to the Commissioner sufficient information to enable him to determine that the system meets the criteria set forth in that subparagraph, on or before September 1 of each year, the Commissioner will publish in the FEDERAL REGISTER a list of all need analysis systems or methods of calculation which have been approved for use in the succeeding academic year.

(e) Duration of approval. Need analysis systems approved pursuant to paragraphs (b)(1) and (c)(1) of this section are approved without a specified expiration date. A need analysis system approved pursuant to paragraph (b)(2) of this section, and included on the list published by the Commissioner on or before September 1 of one year, may be used by an institution (1) preparing its application for funds under this part which is to be submitted on or before the published closing date next following that September 1; and (2) in determining the eligibility of students for employment under this part and in calculating the amount of such employment to be made available to a student during any academic year commencing not earlier than 10 months and not later than 22 months following that September 1. A need analysis system approved pursuant to paragraph (c)(2) of this section shall be approved for an indefinite period of time, but the Commissioner may request periodic confirmation that the system remains in compliance with the criteria set forth in that paragraph.

(f) *Adjustments.* The institution may, in an individual case, further adjust the expected family contribution calculated according to one of the need analysis systems approved pursuant to this section if the student financial aid officer of the institution has reason to believe that such expected family contribution does not realistically reflect the ability of the student and his parents to contribute towards the student's cost of education. Such adjustments shall be documented in writing, with an accompanying explanation, and made a part of the institution's records with respect to this part.

(42 U.S.C. 2754)

## PART 176—SUPPLEMENTAL EDUCATIONAL OPPORTUNITY GRANTS PROGRAM

3. Section 176.13 of Part 176 of Title 45 of the Code of Federal Regulations is revised to read as follows:

**§ 176.13 Approved need analysis systems.**

(a) In order to comply with the requirements of § 176.12, an institution shall utilize a need analysis system or method of calculation approved by the Commissioner for that purpose pursuant to this section.

(b) Dependent students. (1) The Commissioner has approved the following systems for the purpose of § 176.12(a):

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190); and

(ii) The Income Tax System, if adjusted to reflect the number of the parents' dependent children who are attending institutions of higher education. For purposes of this section, the expected family contribution calculated according to the Income Tax System shall be an amount equal to the amount of Federal income tax paid by the parents of a student, plus 5 percent of such parents' net assets in excess of $10,000 and any amount the student is reasonably able to contribute.

(2) The Commissioner will approve any other need analysis system for the purpose § 176.12(a) which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected parents' contribution figures for dependent students which: (*a*) increase in reasonably smooth increments as the parents' financial strength, measured in real terms, increases; and (*b*) are equal for families of equal measured financial strength; and

(ii) The system must produce expected parents' contribution figures which, for at least 75 percent of a set of sample cases developed and made available by the Commissioner, deviate by less than $50 from the figures produced for such sample cases by the following calculations:

(*a*) From the sum of the adjusted gross income and non-taxable income of the parents, there will be deducted the amount of Federal income taxes and Social Security taxes, an allowance of 8 percent of total income for state and local taxes, and an amount required to maintain the family (exclusive of the student's maintenance during the academic year) at the Bureau of Labor Statistics consumption cost estimates at a low standard of living;

(*b*) To the remainder obtained in subparagraph (*a*) will be added 12 percent of the net market or cash value of the parents' assets remaining after deduction of related debt and a standard asset reserve of $10,000; and

(*c*) The following rate schedule of expected contributions will then be applied to the sum obtained in subparagraph (*b*):

| If the sum is— | | The expected contribution is— |
|---|---|---|
| At least— | But less than— | |
| $0 | $4,000 | 22 percent of the amount over $0. |
| $4,000 | 5,000 | $880+25 percent of the amount over $4,000. |
| $5,000 | 6,000 | $1130+29 percent of the amount over $5,000. |
| $6,000 | 7,000 | $1420+34 percent of the amount over $6,000. |
| $7,000 | 8,000 | $1760+40 percent of the amount over $7,000. |
| $8,000 | | $2160+47 percent of the amount over $8,000. |



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(iii) In developing the sample cases for the purposes of this paragraph, the Commissioner shall select only cases in which the age of the main wage earner is 45 years and in which the elements set forth in subparagraph (2) (ii) of this paragraph are generally present. Accordingly, cases will not be selected which involve medical and dental expenses, casualty and theft losses, housekeeping allowances, farm or business assets, more than one family member attending postsecondary institutions, Social Security or Veteran's benefits or any unusual family circumstance.

(iv) In comparing the output of a system submitted for approval under these regulations with the figures for the standard sample cases, an expected parental contribution of less than zero shall be treated as zero.

(v) The figures for the set of sample cases used for purposes of this paragraph shall be revised annually for inflation by adjusting the deductions for family maintenance, the $10,000 standard deduction from assets and the rates of contribution from income and assets as necessary in such a manner that the revised standard expected contributions, expressed in constant dollars, remain constant for families with equal income and asset positions measured in constant dollars.

(c) Independent students. (1) The Commissioner has approved the following systems for the purpose of § 176.12 (b) with respect to independent students:

(i) The method of calculating an expected family contribution used in the Basic Educational Opportunity Grants Program (45 CFR Part 190);

(ii) The system of need analysis published by the American College Testing Service; and

(iii) The system of need analysis published by the College Scholarship Service.

(2) The Commissioner will approve any other need analysis system for the purpose of § 176.12(b) for use with respect to independent students, which is submitted in accordance with the procedures set forth in paragraph (d) of this section and which meets the following criteria:

(i) The system must produce, as its standard output, expected family contribution figures for independent students which: (a) increase in reasonably smooth increments as the family financial strength, measured in real terms, increases; and (b) are equal for families of equal measured financial strength; and

(ii) The system must produce expected family contribution figures which are comparable to those produced by one of the systems specified in paragraph (c) (1) of this section.

(d) Application procedures for system approval. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (b) (2) of this section shall submit such system to the Commissioner prior to June 30 of each year. Such submission shall consist of sufficient information to enable the Commissioner to determine that the system meets the criteria set forth in that subparagraph, including the expected family contribution figures produced by the system for the sample cases developed and made available by the Commissioner. Any person or institution seeking to have a need analysis system approved by the Commissioner pursuant to paragraph (c) (2) of this section shall, prior to June 30 of any year, submit to the Commissioner sufficient information to enable him to determine that the system meets the criteria set forth in that subparagraph. On or before Sepember 1 of each year, the Commissioner will publish in the FEDERAL REGISTER a list of all need analysis systems or methods of calculation which have been approved for use in the succeeding academic year.

(e) Duration of approval. Need analysis systems approved pursuant to paragraphs (b) (1) and (c) (1) of this section are approved without a specified expiration date. A need analysis system approved pursuant to paragraph (b) (2) of this section, and included on the list published by the Commissioner on or before September 1 of one year, may be used by an institution (1) in preparing its application for funds under this part which is to be submitted on or before the published closing date next following that September 1; and (2) in determining the eligibility of students for awards under this part, and in calculating the amount of such awards, to be used by the students during any academic year commencing not earlier than 10 months and not later than 22 months following that September 1. A need analysis system approved pursuant to paragraph (c) (2) of this section shall be approved for an indefinite period of time, but the Commissioner may request periodic confirmation that the system remains in compliance with the criteria set forth in that paragraph.

(f) Adjustments. The institution may, in an individual case, further adjust the expected family contribution calculated according to one of the need analysis systems approved pursuant to this section if the student financial aid officer of the institution has reason to believe that such expected family contribution does not realistically reflect the ability of the student and his parents to contribute towards the student's cost of education. Such adjustments shall be documented in writing, with an accompanying explanation, and made a part of the institution's records with respect to this part.

(20 U.S.C. 1070b–1 and 1070b–2)

[FR Doc.75–19890 Filed 7–31–75;8:45 am]



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PART III

# DEPARTMENT OF TRANSPORTATION

## Urban Mass Transportation Administration

■

# MAJOR URBAN MASS TRANSPORTATION INVESTMENTS

## Proposed Policy

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## DEPARTMENT OF TRANSPORTATION

### Urban Mass Transportation Administration

[Docket No. 75-04]

### MAJOR URBAN MASS TRANSPORTATION INVESTMENTS

### Notice of Proposed Policy

The purpose of this Notice is to issue for review and comment a statement of Federal policy with respect to decisions on major urban mass transportation investments assisted under the Urban Mass Transportation Act of 1964 as amended. The need for such clarification has resulted from the shifting nature and complexity of the UMTA capital program and the increasing demands for available funds.

At the outset of the urban mass transportation assistance program in 1964, the $75 million annual budget was directed toward the preservation of urban transit service in selected cities through the conversion of failing private transit companies to public ownership. A decade later, UMTA's annual capital assistance budget exceeds $1 billion, and is primarily devoted to the rehabilitation and expansion of existing transit properties and to the construction of new transit systems. Not only has the magnitude of potential Federal investments increased significantly but the number of potential recipients for UMTA funds has grown. The pressure of these competing demands requires the Department of Transportation to ensure that the available Federal resources are utilized in the most prudent and productive manner.

In the interest of making all urban areas aware of the issues which will be considered in the Federal decisions to assist in the implementation of major mass transportation investments, the Department of Transportation has decided to promulgate a statement of policy. This policy represents a process-oriented approach designed to allow each urban area to take into account its unique characteristics in the planning and implementation of transportation improvements. As a condition of eligibility for Federal assistance, the policy requires that alternative investments be evaluated to determine which investment best serves the area's transportation needs, taking into account the social, economic, environmental and urban development goals. The policy stresses the need to consider combinations of transit modes appropriate to the service requirements of specific corridors, and improved management of the existing transportation resources as an alternative to the construction of new facilities. The policy also requires that major mass transportation investments be implemented in increments, with priority given to the more immediate needs of the area.

The extent of the Federal commitment will be based on the cost of the initial increment of the plan which provides for the transportation needs of the community in a cost-effective manner.

The statement has been developed in concert with Federal, State, and local transportation and planning officials, transit properties, public interest groups, and other groups potentially affected by the proposed policy. Comments and suggestions from these diverse groups have been solicited by UMTA through individual solicitations as well as through a major UMTA-sponsored Transportation Research Board Conference. (Airlie House Conference.) These comments have contributed substantially to the substance of this proposed statement.

The Department of Transportation invites further comments from all interested parties. Written comments should be directed to Urban Mass Transportation Administration, Office of Policy and Program Development, 400 7th Street, S.W., Room 9316, Washington, D.C. 20590. All comments received before October 1, 1975 will be considered in the preparation of the final policy statement.

Issued at Washington, D.C., July 25, 1975.

WILLIAM T. COLEMAN,
*Secretary.*

### FEDERAL POLICY ON ASSISTANCE FOR MAJOR MASS TRANSPORTATION INVESTMENTS

Since the beginning of this decade, the Federal government has provided an increasing share of the Nation's investment in urban mass transportation. In the years ahead, as more and more communities seek federal financial aid to improve and expand their mass transportation systems, it is more essential than ever that Federal funds be effectively and efficiently utilized. The following is a statement of the policy that will guide future federal decisions in determining eligibility for and the extent of federal commitment to the funding of major mass transportation investments. This policy will be applicable to all funds administered for these purposes by UMTA-Discretionary Grant funds (Section 3); Formula Grant funds (Section 5); Interstate Transfer funds; and Urban System funds.

#### ELIGIBILITY FOR FEDERAL ASSISTANCE

Since each metropolitan area has differing characteristics, federal mass transportation assistance programs cannot be based on standardized solutions. Rather, federal programs should be flexible, relying heavily on local ability to assess present and anticipated transportation needs, to identify and evaluate alternative opportunities for improvement, and to initiate needed actions.

The Federal government does, however, have a strong interest in ensuring that federal funds available for mass transportation assistance be used prudently and with maximum effectiveness. While there are no simple standard procedures that will guarantee this outcome, a careful and systematic evaluation of the implication of alternative courses of action in advance of a federal commitment to participate in a major mass transportation investment should improve the quality of decisions. To this end *an analysis of transportation alternatives will be required as a condition of eligibility for federal assistance* for any major mass transportation investment. Generally this would include investments which anticipate a federal participation of more than $100 million in capital funds. However, circumstances may occasionally arise that make it desirable to require analysis of a smaller investment. For example, in smaller metropolitan areas a transit investment involving substantially less than $100 million may be considered as a major mass transportation investment if it represents a significant portion of the area's total transportation program.

This analysis of alternatives shall be based on the following general principles and shall be performed as an integral part of a comprehensive transportation planning process.

A. *Integration of Transit Services*

Long-range transportation plans should reflect an awareness that different levels of transportation service may be needed in different portions of the metropolitan area. The plans should include specific transit elements tailored to the travel demands and service requirements of the specific corridors and neighborhoods they serve. Explicit recognition should be given to community-level transit services which address local circulation needs, as well as to express line-haul connections which foster regionwide accessibility. As an example, a comprehensive strategy plan may call for the construction of a rail rapid transit line in a corridor of heavy demand, supplemented by a light rail network or busways in lower density portions of the metropolitan area, and assisted by fleets of fixed route buses and flexibly routed paratransit vehicles acting as feeders to the higher capacity line haul systems.

B. *Incremental Development*

Major mass transportation investments should be implemented in increments based on an analysis of the projected 5–10 year transportation needs of the total area. The increments should be consistent with areawide long-range transportation plans which should be reviewed and revised periodically to reflect changes in the long-range forecasts.

Where long-range plans call for the construction of an areawide fixed guideway system, the initial segments of the system should be implemented in corridors having priority needs. These initial segments of the fixed guideway system should be capable of efficient operation in themselves.

Corridors having less immediate needs should be provided with interim, lower level of service. This corridor service level should be upgraded progressively as the demand develops.

Incremental development will ensure that high priority corridors receive initial attention, will help to spread out the fiscal burden, and will preserve maximum flexibility to respond to changing





urban conditions, technological change, and shifting land use and travel patterns.

C. *Improved Management of Existing Transportation System*

Improvements in transportation service should be sought through effective management and operation of the existing transportation system as well as through construction of new facilities. Actions such as preferential treatment of buses on freeways and city streets, reserved lanes and transitways, parking management, measures to reduce the use of automobiles in congested areas, changes in fare structure to stimulate off-peak travel, promotion of carpooling and of paratransit services, staggered work hours and other actions designed to make more efficient use of existing transportation facilities, should be considered as alternatives and supplements to the construction of new capital facilities.

D. *Systems Evaluation*

An analysis of alternatives should be undertaken in the development of the long-range plan and in the determination of the increment of the plan to be implemented. This analysis should include an assessment of the alternatives' impact on local and regional accessibility, air quality, energy consumption, neighborhood environment, community and regional development patterns, corridor traffic flows and modal choice, and other factors considered important by the area's residents. In defining the increment of the plan, the analysis of alternatives should indicate which alternative investment provides for the metropolitan area's transportation needs in a cost-effective manner, taking into account the social, economic, environmental and urban development goals of the community.

E. *Public Involvement*

There should be full opportunity for the timely involvement of the public, local government and metropolitan, regional, State and Federal agencies in the alternative analysis process. This involvement should be initiated early, so that all groups have the opportunity to influence the process in a timely and constructive fashion, particularly as to the alternatives to be considered, the effects to be studied, actions to be taken to minimize or avoid adverse effects, priorities for implementation, and the phasing of program and project development activities.

#### EXTENT OF FEDERAL COMMITMENT

The extent of the Federal commitment for a major mass transportation investment will be determined by the cost of the increment of the long-range plan which provides for the metropolitan area's transportation needs in a cost-effective manner, taking into account the social, economic, environmental and urban development goals of the community. However, the locality may use the Federal funds available as a result of the Federal commitment to support any of the alternatives evaluated, provided that the transit coverage of the selected alternative is substantially the same as that of a cost-effective alternative, that the locality is willing and able to secure any additional funding which might be required, and that any project for which Federal assistance is sought meets the statutory requirements for approval.

#### FUTURE ACTION

Additional guidelines expanding the concepts outlined in this policy statement are being developed. In the interim UMTA will continue to work with metropolitan areas on a case-by-case basis in developing procedures which will adequately fulfill these requirements.

[FR Doc.75-20009 Filed 7-31-75;8:45 am]



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PART IV

# DEPARTMENT OF LABOR

## Employment Standards Administration

## MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions

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## DEPARTMENT OF LABOR

### Employment Standards Administration

### MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

### General Wage Determination Decisions

General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

### MODIFICATIONS AND SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

### MODIFICATIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State.

| | |
|---|---|
| Florida: | |
| FL75–1016 | Jan. 21, 1975 |
| FL75–1033; FL75–1036 | Mar. 28, 1975 |
| FL75–1034; FL75–1037 | Mar. 21, 1975 |
| Georgia: | |
| AR–4064 | Dec. 6, 1974 |
| Illinois: | |
| IL75–5079 | July 11, 1975 |
| Indiana: | |
| IL75–5079 | Do. |
| Michigan: | |
| IL75–5079 | Do. |
| Minnesota: | |
| IL75–5079 | Do. |
| Nebraska: | |
| NE75–4112 | June 13, 1975 |
| New York: | |
| IL75–5079 | July 11, 1975 |
| Ohio: | |
| IL75–5079 | Do. |
| Oklahoma: | |
| AR–93 | Dec. 27, 1974 |
| OK75–4069 | Mar. 28, 1975 |
| Pennsylvania: | |
| IL75–5079 | July 11, 1975 |
| Rhode Island: | |
| RI75–2031 | Feb. 7, 1975 |
| RI75–2090 | July 3, 1975 |
| Wisconsin: | |

### SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State. Supersedeas Decision numbers are in parentheses following the numbers of the decisions being superseded.

| | |
|---|---|
| IL75–5079 | July 11, 1975 |
| Hawaii: | |
| HI75–5002 (HI75–5098) | Jan. 24, 1975 |
| Illinois: | |
| IL75–2016 (IL75–2099) | Feb. 14, 1975 |
| IL75–2087 (IL75–2100) | July 3, 1975 |
| Iowa: | |
| IA75–4034 (IA75–4120); IA–75–4035 (IA75–4121); IA–75 – 4036 (IA75 – 4122); IA75–4037 (IA75 – 4123); IA75–4038 (IA75 – 4124); IA75–4039 (IA75–4125) | Jan. 31, 1975 |
| Kansas: | |
| MO75–4059 (MO75–4144) | Feb. 28, 1975 |
| MO75–4071 (MO75–4145) | Mar. 28, 1975 |
| Louisiana: | |
| LA75–4119 (LA75–4141) | July 18, 1975 |
| Nevada: | |
| NV75 – 5037 (NV75 – 5095); NV75–5038 (NV75–5098); NV75–5039 (NV75–5097) | Mar. 28, 1975 |
| Missouri: | |
| MO75–4059 (MO75–4144) | Feb. 28, 1975 |
| MO75–4071 (MO75 – 4145); MO75–4072 (MO75–4143) | April 4, 1975 |
| MO75–4075 (MO75–4142) | Mar. 28, 1975 |
| MO75–4115 (MO75–4146) | June 20, 1975 |
| New Mexico: | |
| AQ–18 (NM75–4137) | Aug. 10, 1973 |
| NM75–4079 (NM75–4136) | Apr. 18, 1975 |
| Oklahoma: | |
| AR–88 (OK75–4138); AR–89 (OK75–4139) | Dec. 13, 1974 |
| OK75–4050 (OK75–4140) | Feb. 7, 1975 |

Signed at Washington, D.C., this 25th day of July 1975.

RAY J. DOLAN,
*Assistant Administrator,*
*Wage and Hour Division.*





MODIFICATIONS P. 2

| | Basic Hourly Rates | Fringe Benefits Payments H&W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| DECISION # FL75-1036 - Mod.#1 (40 FR-11221 - March 28, 1975) Leon County, Florida | | | | | |
| Change: | | | | | |
| Asbestos workers | 9.01 | .30 | .30 | | .01 |
| Bricklayers: | | | | | |
| Bricklayers | 7.00 | .30 | .10 | | .00 |
| Stonemasons | 7.00 | .30 | .10 | | .00 |
| Marble masons | 6.35 | .30 | .10 | | .00 |
| Terrazzo workers | 6.35 | .30 | .10 | | .00 |
| Tile setters | 6.35 | .30 | .10 | | .00 |
| Cement masons | 6.35 | .30 | | | .00 |
| Laborers: | | | | | |
| Mechanical tools, power buggy ops, pipelayers and gunite workers | 4.00 | .20 | .10 | | .00 |
| Plasterers | 6.60 | .30 | .25 | | .05 |
| Plumbers | 7.15 | .25 | | | |
| DECISION #FL75-1037 Mod. #1 (40 FR-12971 - March 21, 1975) Alachua County, Florida | | | | | |
| Change: | | | | | |
| Asbestos workers | 9.01 | .30 | .30 | | .04 |
| Carpenters | 8.12 | .44 | .30 | | .03 |
| Accoustical workers | 8.12 | .44 | .30 | .30 | .03 |
| Millwrights | 8.80 | .39 | .30 | | .03 |
| Piledrivermen | 8.12 | .44 | .30 | .30 | .03 |
| Laborers: | | | | | |
| Unskilled | 4.40 | .20 | | | .02 |
| Air tool operator | 4.45 | .20 | | | .02 |
| Mortar mixers | 4.45 | .20 | | | .02 |
| Pipelayers (concrete & clay) | 4.45 | .44 | | | .03 |
| Soft floor layers | 8.12 | .44 | .30 | .30 | .03 |
| Stone masons | 7.80 | .30 | .30 | | .02 |

MODIFICATIONS P. 1

| | Basic Hourly Rates | Fringe Benefits Payments H&W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| DECISION # FL75-1016 - Mod. #3 (40 FR 1807 - January 21, 1975) Duval County, Florida | | | | | |
| Change: | | | | | |
| Lathers | 7.85 | .25 | .10 | | .025 |
| Painters: | | | | | |
| Brush | 6.90 | .30 | .35 | | .02 |
| Spray | 7.42 | .30 | .35 | | .02 |
| Spray stage | 7.42 | .30 | .35 | | .02 |
| Structural steel erected | 7.42 | .30 | .35 | | |
| Smoke stacks, steeples, flag pole tanks on less above 15 ft. | 8.185 | .30 | .35 | | .02 |
| Sandblasters | 7.42 | .30 | .35 | | .02 |
| Bridge | 8.185 | .30 | .35 | | .02 |
| DECISION #FL75-1033 - Mod. #3 (40 FR-10219 - March 28, 1975) Martin and Palm Beach Counties, Florida | | | | | |
| Change: | | | | | |
| Carpenters and Soft floor layers / Painters, brush | 8.65 - 7.93 | .55 .38 | .70 .30 | | .02 .02 |
| DECISION #FL75-1034 - Mod. # 3 (40 FR-12970 - March 21, 1975) Pinellas County, Florida | | | | | |
| Change: | | | | | |
| Asbestos workers | 9.26 | .35 | .35 | | .06 |
| Electricians: | | | | | |
| Electricians | 10.10 | .35 | 7% | | 3/4 of1% |
| Cable splicers | 10.60 | .35 | 7% | | 3/4 of1% |
| Ironworkers: | | | | | |
| Structural & Ornamental | 9.00 | .55 | .40 | .24 | .05 |
| Reinforcing | 9.00 | .55 | .40 | .24 | .05 |
| Sheet metal workers | 9.06 | .43 | .40 | | .04 |



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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **DECISION # AR-4064 - Mod. #3** (39 FR 42817 - December 6, 1974) Chatham County, Georgia | | | | | |
| Change: | | | | | |
| Cement masons | 6.75 | | | | |
| Electricians | 7.55 | .35 | 1% +.30 | | .2% |
| Cable splicers | 7.80 | .35 | 1% +.30 | | .2% |
| Ironworkers: | | | | | |
| Structural and rebar | 8.15 | .45 | .50 | | .03 |
| Ornamental and reinforcing | 8.15 | .45 | .50 | | .03 |
| Plumbers and pipefitters | 8.75 | .35 | .50 | | .02 |
| Add: | | | | | |
| Roofers | 5.50 | | | | |
| **DECISION NO. IL75-5079 - Mod. #1** (40 FR 29490 - July 11, 1975) Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania and Wisconsin | | | | | |
| Change: | | | | | |
| Footnotes: | | | | | |
| f. $1.65 per hour in fringe benefits (excluding vacation payments) | | | | | |
| **DECISION NO. NE75-4112 - Mod. #2** (40 FR 25400 - June 13, 1975) Douglas, Sarpy, Cass, Washington and that portion of Saunders County East of Highway #109 in Nebraska | | | | | |
| Change Description of work to read "Heavy in all, but Washington County and Highway Construction (excluding bridges accross navigable waterways) | | | | | |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **DECISION #AR-93 - Mod. #4** (39 FR 44903-December 27, 1974) Wagoner County, Oklahoma | | | | | |
| Change: | | | | | |
| Bricklayers - Stonemasons | $8.36 | .30 | .40 | | .04 |
| Carpenters: | | | | | |
| Carpenters | 7.95 | | .25 | | .01 |
| Millwrights, Piledrivermen | 8.45 | | .25 | | .01 |
| Cement Masons: | | | | | |
| Zone II | 7.55 | | | | |
| Plumbers - Steamfitters | 9.75 | .40 | .80 | | .10 |
| Ironworkers | 8.90 | .30 | .35 | | .08 |
| Sprinkler Fitters | 10.10 | .50 | .80 | | .08 |
| **DECISION #OK75-4069 - Mod. #5** (40 FR 14257 - March 28, 1975) Muskogee, Adair and Cherokee Counties, Oklahoma | | | | | |
| Change: | | | | | |
| Carpenters: | | | | | |
| Carpenters | 7.95 | | .25 | | .01 |
| Millwrights, Piledrivermen | 8.45 | | .25 | | .01 |
| Plumbers - Steamfitters | 9.75 | .40 | .80 | | .10 |







| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **DECISION NO. 3175-4031- Mod 13** (40 FR 6128- February 7, 1975) Providence, Bristol, Kent Counties, Rhode Island | | | | | |
| Change: | | | | | |
| Laborers (Building): | | | | | |
| Plasterers' tender | $7.75 | .50 | .45 | | .10 |
| Laborers (Heavy / Highway): | | | | | |
| Laborers | 7.50 | .50 | .45 | | .10 |
| Adzemen, asphalt rakers, barco type jumping tampers, chain saw ops, concrete saw ops, demolition burners, form and guard rail erectors, grader ops, mortar mixers, pipelayers, pipe trench bracers, pneumatic tool ops, riprap and dry stonewall builders, setters of metal forms for roadways, stumper ops, tree toppers, tree trimmers, wagon drill ops, wood chipper ops, concrete and power buggy operators | 7.75 | .50 | .45 | | .10 |
| Air track ops, pavers, rammers, curb setters | 8.00 | .50 | .45 | | .10 |
| Blasterers and powdermen | 8.25 | .50 | .45 | | .10 |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **DECISION NO. RI-75-4099- Mod 12** (40 FR 28365- July 3, 1975) Newport County, Rhode Island | | | | | |
| Change: | | | | | |
| Laborers (Building): | | | | | |
| Plasterers' tender | $7.75 | .50 | .45 | | .10 |
| Laborers (Heavy / Highway): | | | | | |
| Laborers | 7.50 | .50 | .45 | | .10 |
| Adzemen, asphalt rakers, barco type jumping tampers, chain saw ops, concrete saw ops, demolition burners, form and guard rail erectors, grader ops, mortar mixers, pipelayers, pipe trench bracers, pneumatic tool ops, riprap and dry stonewall builders, setters of metal forms for roadways, stumper ops, tree toppers, tree trimmers, wagon drill ops, wood chipper ops, concrete and power buggy operators | 7.75 | .50 | .45 | | .10 |
| Air track ops, pavers, rammers, curb setters | 8.00 | .50 | .45 | | .10 |
| Blasterers and powdermen | 8.25 | .50 | .45 | | .10 |

DECISION NO. HI75-2091- Mod #1
(40 FR 29523- July 11, 1975)
Washington County, Rhode Island

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Change: | | | | | |
| Laborers (Building): | | | | | |
| Plasterers' tender | $7.75 | .50 | .45 | | .10 |
| Laborers (Heavy & Highway): | 7.50 | .50 | .45 | | .10 |
| Laborers [illegible], asphalt rakers, [illegible] compactor operators, [illegible] operators, demolition laborers, fence and guard rail erectors, [illegible] ops, mortar mixers, pipelayers, pipe trench shorers, pneumatic tool ops, riprap and dry stone wall builders, setters of metal forms for roadways, scrapper ops, tree toppers, tree trimmers, wagon drill ops, wood chipper ops, concrete and power buggy operators | 7.75 | .50 | .45 | | .10 |
| Air track ops, pavers, rammers, curb setters | 8.00 | .50 | .45 | | .10 |
| Blasterers and powdermen | 8.25 | .50 | .45 | | .10 |



SUPERSEDEAS DECISION

STATE: Hawaii COUNTIES: Statewide
DECISION NUMBER: HI75-5098 DATE: Date of Publication
Supersedes Decision #HI75-5002 dated January 24, 1975, in 40 FR 3888
DESCRIPTION OF WORK: Building (including single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction and Dredging

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $7.10 | .53 | .80 | | .03 |
| BOILERMAKERS | 8.26 | .28 | .50 | | .03 |
| BRICKLAYERS; Stonemasons | 7.45 | .65 | .75 | | .10 |
| CARPENTERS: | | | | | |
| Carpenters; Hardwood Floorlayers; Patent Scaffold Erectors; Pile-drivermen; Pneumatic Nailer; Shinglers | 7.43 | .49 | .65 | .42 | .06 |
| Millwrights | 7.68 | .49 | .65 | .42 | .06 |
| Power Saw Operator (2 HP and above) | 7.58 | .49 | .65 | .42 | .06 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.18 | .65 | .75 | | .10 |
| Trowel Machine Operators | 7.33 | .65 | .75 | | .10 |
| DRYWALL APPLICATOR | 7.53 | .65 | .75 | | .10 |
| ELECTRICIANS: | | | | | |
| Groundmen | 6.19 | .55 | 1%+1.00 | 11% | .18 |
| Line Equipment Men | 7.43 | .55 | 1%+1.00 | 11% | .18 |
| Electricians; Linemen | 8.25 | .55 | 1%+1.00 | 11% | .18 |
| Technicians | 8.50 | .55 | 1%+1.00 | 11% | .18 |
| Cable Splicers | 9.08 | .55 | 1%+1.00 | 11% | .18 |
| ELEVATOR CONSTRUCTORS | 9.38 | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| FENCE ERECTORS (Chain Link) | 4.35 | .20 | .18 | .09 | .03 |
| GLAZIERS | 7.47 | .53 | .50 | | .12 |
| IRONWORKERS: | | | | | |
| Bridge, Ornamental; Reinforcing; Structural | 8.15 | | .55 | .20 | .02 |
| LATHERS | 8.65 | .44 | .60 | | .01 |
| MARBLE SETTERS | 7.45 | .65 | .75 | | .10 |
| PAINTERS: | | | | | |
| Brush | 7.62 | .46 | .60 | | .04 |
| Tapers | 7.82 | .46 | .60 | | .04 |
| Spray | 8.12 | .46 | .60 | | .04 |
| PLASTERERS | 8.24 | .65 | .75 | | .16 |
| PLASTERERS' HOD CARRIERS: | | | | | |
| Hod Carriers | 6.11 | .44 | .51 | .18 | .08 |
| Morter Mixers | 6.31 | .44 | .51 | .18 | .08 |
| PLUMBERS; Steamfitters | 8.70 | .72 | 1.05 | .91 | .12 |

Page 2

DECISION NO HI75-5098

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ROOFERS | $7.55 | .56 | .35 | | .05 |
| SHEET METAL WORKERS | 8.90 | .56 | .90 | .78 | .15 |
| SOFT FLOOR LAYERS | 6.85 | .44 | .16 | .10 | .04 |
| SPRINKLER FITTERS | 10.42 | .50 | .80 | | .08 |
| TERRAZZO WORKERS: | | | | | |
| Terrazzo Workers and Tile Setters | 6.92 | .55 | .60 | | .05 |
| Terrazzo Base Grinder | 6.57 | .55 | .60 | | .05 |
| Terrazzo Floor Grinder and Helper and Tile Setter's Helpers | 5.69 | .55 | .60 | | .05 |
| TRUCK DRIVERS: | | | | | |
| Flatbed | 5.93 | .62 | 1.00 | .50 | .15 |
| Dump, 8 yds. and under; Water truck (up to and including 1500 gallons) | 6.20 | .62 | 1.00 | .50 | .15 |
| Water truck (over 1500 gallons) | 6.51 | .62 | 1.00 | .50 | .15 |
| Tandem, Semi-trailer, or Semi-dump | 7.16 | .62 | 1.00 | .50 | .15 |
| Slip-in or Pup | 7.48 | .62 | 1.00 | .50 | .15 |
| End dumps, unlicensed (Euclid, Mack, Caterpillar or similar); Tractor trailer (hauling equipment) | 7.59 | .62 | 1.00 | .50 | .15 |

RIGGER; WELDERS: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.

FOOTNOTE:
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

DECISION NO. H175-5098

| DREDGING | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| HYDRAULIC SUCTION DREDGES; CLAMSHELL DREDGES; BOAT OPERATORS; DERRICKS | | | | | |
| Leverman; Operators (Derricks, Pile Drivers and Cranes) | $ 8.29 | .62 | 1.00 | .50 | .15 |
| Assistant Engineer (steam or electric) | 7.99 | .62 | 1.00 | .50 | .15 |
| Welder; Boat Operator | 7.93 | .62 | 1.00 | .50 | .15 |
| Deckmate; Barge Mate (Seagoing) | 7.48 | .62 | 1.00 | .50 | .15 |
| Levee Foreman; Winchman (stern winch on Dredge) | 7.15 | .62 | 1.00 | .50 | .15 |
| Fireman | 6.20 | .62 | 1.00 | .50 | .15 |
| Oiler; Deckhand (can operate anchor scow under direction of Deckmate); Boat Deckhand | 5.93 | .62 | 1.00 | .50 | .15 |
| Loveeman; Bargeman | 5.76 | .62 | 1.00 | .50 | .15 |
| Master Boat Operator | 8.14 | .62 | 1.00 | .50 | .15 |
| **LABORERS** | | | | | |
| GROUP 1: | $ 5.71 | .44 | .51 | .18 | .08 |
| GROUP 1-a: | 6.21 | .44 | .51 | .18 | .08 |
| GROUP 1-b: | 6.41 | .44 | .51 | .18 | .08 |
| GROUP 1-c: | 6.46 | .44 | .51 | .18 | .08 |
| GROUP 1-d: | 6.66 | .44 | .51 | .18 | .08 |
| GROUP 2: | 5.96 | .44 | .51 | .18 | .08 |
| GROUP 3: | 6.16 | .44 | .51 | .18 | .08 |



DECISION NO H175-5098

| POWER EQUIPMENT OPERATORS (Except Piledriving and Steel Erection) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1: | $5.65 | .62 | $1.00 | .50 | .15 |
| Group 2: | 5.76 | .62 | 1.00 | .50 | .15 |
| Group 3: | 5.93 | .62 | 1.00 | .50 | .15 |
| Group 4: | 6.20 | .62 | 1.00 | .50 | .15 |
| Group 5: | 6.51 | .62 | 1.00 | .50 | .15 |
| Group 6: | 7.16 | .62 | 1.00 | .50 | .15 |
| Group 7: | 7.48 | .62 | 1.00 | .50 | .15 |
| Group 8: | 7.59 | .62 | 1.00 | .50 | .15 |
| Group 9: | 7.70 | .62 | 1.00 | .50 | .15 |
| Group 9-A: | 7.93 | .62 | 1.00 | .50 | .15 |
| Group 10: | 7.99 | .62 | 1.00 | .50 | .15 |
| Group 10-A: | 8.14 | .62 | 1.00 | .50 | .15 |
| Group 11: | 8.29 | .62 | 1.00 | .50 | .15 |
| Group 12: | 8.65 | .62 | 1.00 | .50 | .15 |
| Asphalt Paving Group: | | | | | |
| Asphalt Raker | 6.20 | .62 | 1.00 | a | |
| Asphalt Roller | 7.16 | .62 | 1.00 | a | |
| Asphalt Spreader | 7.48 | .62 | 1.00 | a | |

FOOTNOTE:
a. An employee who has completed two to five years service shall receive a vacation on one week with pay; Each additional year an additional of one day vacation with pay; Ten or more years a vacation of two weeks each year; For each year of completed service thereafter to and including fifteen years service, an additional of one day vacation with pay; Fifteen or more years of service, a vacation of three weeks each year with pay.









LABORERS

Group 1: All clean-up work of debris, grounds and buildings; Bridge Laborers; Construction Laborers; Dumpman; Gardeners; Horticultural and Landscape Laborers; General Laborers; Limbers, Brush Loaders and Pilers; Maintenance, repair (track and roadbeds)

Group 1-a: Mason Tenders

Group 1-b: High Scaler

Group 1-c: Gunnite Operator

Group 1-d: Powderman

Group 2: Asphalt Shovelers; Cement Dumpers; Choke Setter and Rigger (clearing work); Concrete Chipping; Concrete Laborers (wet or dry) including Bucket Tender for concrete; Driller's Helper, Chuck Tender, Outside Nipper; Gulnea Chaser (Stakeman); High Pressure Nozzleman-hudraulic monitor (over 1000 pressure) excluding levee work; Loading and unloading, carrying and handling of all rods and materials for use in reinforcing concrete construction; Mucker (under ground); Sloper; All pneumatic, gas and electric tools not listed in Group 1

Group 3: Asphalt Ironers and Rakers; Barko and similar type Tampers; Buggymobile; Chainsaw, Faller, Logloader and Bucker; Concrete and Magnesite Mixer under 1/2 yard; Concrete Grinder; Concrete Pan Work; Concrete Saw (walking or hand type); Cribbers; Cut Granite Curb Setter; Form Raisers; Header Board; Mortar Mixers (block-brick-masonry); Jackhammer Operator; Jackson and similar type Compactors; Lagging, Sheeting, Whaling, Bracing, Trench-jacking, Hand-guided Lagging Hammer; Magnesite and Mastic Workers (wet or dry); Mechanical Drillers not covered elsewhere; Pavement Breakers; Pipelayers, Caulkers, Bander; Pipewrappers, Kettlemen, Potmen and men applying asphalt, Lay-Kold, Creosote and similar type materials; Post Hole Diggers (hand held-gas, air and electric); Riprap, Stonepaver and Rockslinger, including placing of sacked concrete (wet or dry); Rotary Scarifier; Roto-tiller; Sandblasters; Tank Cleaners; Tree Climbers; Vibra-screed (bull float in connection with laborers' work); Vibrator, Burning, Welding, Signaling, and Rigging in connection with laborers' work; Concrete Pump Machine; Joy Drill Model TWM-2A, Gardner, Denvar DH-143 and similar type drills; Track Drillers, Diamond Core, Wagon Drillers and Davis Trencher T-66 or similar types

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

Group 1: Partsman (heavy duty shop parts room when needed); Repairman Helper



POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Group 2: Compressor, electrically, diesel or gas powered etc.; Hydraulic Monitor; Material Loader and/or Conveyor Operator (handling building material); Mixer Box Operator (concrete plant); Pump Operator; Spreader Boxman (with screeds); Tar Pot Fireman (power agitated)

Group 3: Oiler; Fireman; Switchman; Brakeman; Deckhand; Tar Pot Fireman; Box Operator (bunker); Locomotive (up to and including 30 tons); Roller (5 tons and under); Screedman (except asphaltic concrete paving); Self-propelled, automatically applied concrete curing machine (on streets, highways, airports and canals); Tugger Hoist, single drum

Group 4: Boom Truck or Dual Purpose "A" Frame Truck; Fork Lift or Lumber Stacker (construction job site); Material Hoist (1 drum); Straddle Truck; Ross Carrier and similar (jobsite); Dinky Operator

Group 5: Concrete Mixer (up to 2 yards); Concrete Pumps or Pumpcrete Guns; Generators, gasoline or diesel driven (100 K.W.); Lubrication and Service Engineer (mobile and grease rack); Towermobile; Welding Machine (gasoline or diesel); Agri-cat (Mini Cat)

Group 6: Combination Loader and Backhoe including Hopto (up to and incl. 1/2 yard); Concrete Batch Plants (wet or dry); Concrete Saws and/or Grinder (self-propelled unit on streets, highways, airports and canals); Drilling Machinery (not to apply to waterliners, wagon drills or jackhammers); Highline Cable-way Signalman; Loader (up to and including 2½ cu. yds.); Lull High Lift; Pavement Breaker, Meginnis Internal Full Slab Vibrator (on airports, highways, canals, warehouses); Mechanical Finishers (concrete)(large Clary, Johnson Bidwell Bridge Deck or similar types); Mobile Crane Driver; Portable Crushers; Power Jumbo Operator (setting slip forms, etc., in tunnels); Rollers (over 5 tons); Self-propelled Compactor (single engine); Small Rubber-tired Tractors; Trencher (up to and including 6'); Slip Form Pumps (power driven by hydraulic, electric, gas, etc., lifting device for concrete forms)

Group 7: Crusher Plant; Dual Drum Mixer; Gradesetter; Hoist (2 drums); Loader (over 2½ cu. yds. up to and including 5 cu. yds.); Mechanical Finishers or Spreader Machine, Asphalt (Barber Greene and similar) (Screedman required); Mine or Shaft Hoist; Pavement Breaker, Truck mounted, with Compressor Combination; Pavement Breaker with Compressor Combination (operates 1 or 2); Pipe Cleaning Machine (tractor propelled and supported); Pipe Wrapping Machine (tractor propelled and supported); Pipe Bending Machine (pipe lines only); Self-propelled Elevating Grader Plane; Slusher Operator; Trencher (over 6'); Water Tanker (pulled by Euclids, T-Pulls, DW-10, 20, 21, or similar); Mixermobile (over 5 tons) Small Tractor (with boom D-6 or similar)

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Group 8: Boring Machine; Cast-in-place Pipe Laying Machine; Concrete Batch Plant (multiple units); Combination Loader and Hydraulic Backhoe (over 1/2 yd. to and incl. 3/4 yd.); Conveyor (tunnel); Engineer, Locomotive (over 30 tons up to and incl. 100 tons); Finishing Machine Operator (airports and highways); Hydraulic Backhoe (over 1/2 yard to and including 3/4 yd.); Kolman Loader; Mechanic Trench Shield; Mucking Machine; No-joint Pipe Laying Machine; Portable Crushing and Screening Plants; Saurman type Dragline (under 5 yards); Self-propelled Boom type Lifting Device; Stationary Pipe Wrapping, Cleaning and Bending Machine; Surface Heater and Planer; Tunnel Badger; Tri-batch Paver

Group 9: Boom type Backfilling Machine; Combination Mixer and Compressor (gunite); Do-more Loader and Adams Elevgrader; Lull Hi-lift (40' or over); Rubber-tired Earthmoving Equipment (up to 12 cu. yds.); Wheel Trencher (over 6')

Group 9-A: Dozers; Heavy Duty Repairman or Welder; Push Cats; Scrapers; Self-propelled Compactor with dozer; Sheep Foot; Tractors; Tractors(with boom, larger than D-6 and similar)

Group 10: Chicago Boom; Hoist (3 drums); Koehring Skooper; Loader (over 5 yards up to and including 12 yards); Locomotive (over 100 tons)(single or multiple units); Power Blade Operator; Rubber-tired Earthmoving Equipment (up to and including 35 cu. yds., Euclids, T-Pulls, DW-10, 20, 21 and similar); Saurman type Dragline (5 yards or over); Soil Stabilizer (P & H equal); Sub-grader (Curries or other automatic type); Track-laying type Earthmoving Machine (single engine with tandem scraper); Tractor, Compressor, Drill Combination; Tractor (tandem scraper); Tractors (D-9 or equivalent)

Group 10-A: Cranes (not over 25 tons); Power Shovels, Clamshells, Draglines, Backhoes, Gradealls (up to and including 1 cu. yd.)

Group 11: Automatic Skip Form Paver (concrete or asphalt)(Gradesetter, Screedman required); Cranes (over 25 tons); DW-10, 20, etc. (Tandem); Earth-moving Machine (multiple propulsion power units and two or more scrapers)(up to and including 35 cu. yds. struck "MRC"); Highline Cableway; Lift Slab Machine; Loader (over 12 yds.); Power Shovels, Clamshells, Draglines, Backhoes, Gradealls (over 1 yd. and up to 7 yds.); Power Blade Operator (16 or over); Pre-stress Wire Wrapping Machine; Self-propelled Compactor (with multiple propulsion power units); Single Engine Rubber Tired Earth Moving Machine (with tandem scraper); Tandem Cats; Tower Cranes, Mobile; Trencher (pulling attached shield); Universal, Liebher, Linden and similar types of tower cranes; Wheel Excavator (up to and including 750 cu. yds. per hour)

Group 12: Band Wagon (in conjunction with wheel excavator); Derricks; Drill Rigs; Multi-propulsion Earth Moving Machines (2 or more scrapers) (over 35 cu. yds. "struck" mrc); Power Shovels and Draglines (7 cu. yds. and over); Rubber-tired Earthmoving Equipment (over 35 cu. yd. Euclids, T-Pulls, DW-10, 20, 21 and similar); Wheel Excavator (over 750 cu. yds.)



SUPERSEDEAS DECISION

STATE: Illinois COUNTIES: Madison and St. Clair
DECISION NUMBER: IL75-2099 DATE: Date of Publication
Supersedes Decision No. IL75-2016 dated February 14, 1975, in 40 FR 6931
DESCRIPTION OF WORK: Building (Including Residential), Construction.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $10.48 | .45 | .62 | | |
| BOILERMAKERS | 9.15 | .60 | 1.00 | | .01 |
| BRICKLAYERS: | | | | | |
| Madison County | | | | | |
| Alton; Wood River and Vicinities | | | | | |
| Bricklayers; Stonemasons; Tile-Terrazzo-Marble Workers | 10.10 | .30 | .50 | | |
| Edwardsville; Marine; Highline, Troy | 8.63 | .30 | .50 | 1.00 | |
| Granite City and Vicinity | | | | | |
| Bricklayers; Stonemasons | | | | | |
| Building | 8.75 | | .50 | 1.00 | .05 |
| Residential | 8.50 | | .50 | 1.00 | .05 |
| St. Clair County | | | | | |
| East St. Louis and Vicinity | | | | | |
| Bricklayers; Marble-Tile-Terrazzo Workers; Stonemasons | 8.63 | .30 | .50 | 1.00 | |
| Belleville and Vicinity | | | | | |
| Bricklayers; Stonemasons | 9.75 | | .75 | 1.00 | |
| CARPENTERS: | | | | | |
| Madison County | | | | | |
| Carpenters; Millwrights; Piledrivermen; Soft Floor Layers | | | | | |
| Building | 9.585 | .50 | .50 | | |
| Residential-up to 4 family apts. | 9.185 | .50 | .50 | | |
| St. Clair County | | | | | |
| Carpenters; Millwrights; Piledrivermen; Soft Floor Layers | 9.535 | .40 | .75 | | |
| CEMENT MASONS | 10.025 | .60 | .35 | | |
| ELECTRICIANS: | | | | | |
| Alton and Vicinity in Madison Co. | 10.19 | .35 | 1% | 6% | ½ of 1% |
| St. Clair County and the Remainder of Madison County | 9.38 | 4% | 1%+4.65 | 6% | .25% |
| ELEVATOR CONSTRUCTORS | 9.24 | .445 | .29 | 2%+a&b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 2%+a&b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| IRONWORKERS | 9.55 | .55 | .75 | | |



DECISION NO. IL75-2099

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS: (Madison County) | | | | | |
| Alton: | | | | | |
| Common Laborer | $9.15 | .35 | .30 | | .035 |
| Laying sewer and all sewer work | 9.25 | .35 | .30 | | .035 |
| Well digging gunnite machine and nozzle operator on gunnite; Sandblasting, rip/rapping work | 9.40 | .35 | .30 | | .035 |
| Wood River: | | | | | |
| Common Laborer | 9.30 | .35 | .50 | | .035 |
| Laying sewer and all sewer work | 9.40 | .35 | .50 | | .035 |
| Well digging, machine and nozzle operator on gunnite | 9.55 | .35 | .50 | | .035 |
| Granite City, Madison, Venice, Nameoki and Mitchell: | | | | | |
| Common Laborers | 8.85 | .40 | .55 | | .035 |
| Open Well | 9.35 | .40 | .55 | | .035 |
| Cutting, burning and welding | 9.125 | .40 | .55 | | .035 |
| Plasterers' and Brickmasons' Tenders | 9.35 | .40 | .55 | | .035 |
| Dynamite and powdermen | 10.375 | .40 | .55 | | .035 |
| Dynamite and powdermen helpers | 9.375 | .40 | .55 | | .035 |
| Collinsville: | | | | | |
| Common Laborers | 9.60 | | .20 | | .035 |
| Burning and cutting w/torch (2-men); Raking and luting asphalt and power saw | 9.85 | | .20 | | .035 |
| Mason and plasterer tenders | 10.10 | | .20 | | .035 |
| Dynamite Men | 10.90 | | .20 | | .035 |
| Edwardsville: | | | | | |
| Common Laborer | 9.55 | | .25 | | .035 |
| Men working in main sewer ditch | 9.80 | | .25 | | .035 |
| Plaster and mason tenders | 10.05 | | .25 | | .035 |
| Dynamite and powder men | 11.075 | | .25 | | .035 |
| Dynamite and powder men helpers | 10.075 | | .25 | | .035 |
| Glen Carbon: | | | | | |
| Common Laborer | 9.45 | | .35 | | .035 |
| Mason and plasterer tenders | 9.95 | | .35 | | .035 |
| Dynamite men | 11.05 | | .35 | | .035 |

DECISION NO 1175-2099

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS: (Cont'd) | | | | | |
| Highland: | | | | | |
| Common Laborers | $9.30 | | .40 | | .035 |
| Mason and Plasterers Tenders | 9.80 | | .40 | | .035 |
| Workmen cutting and burning w/torch | 9.55 | | .40 | | .035 |
| Livingston: | | | | | |
| Common Laborers | 9.50 | | .20 | | .035 |
| Working on the bottom of sewer | 9.75 | | .20 | | .035 |
| Mason and Plasterer Tenders | 10.00 | | .20 | | .035 |
| Marine: | | | | | |
| Common Laborer | 9.50 | | .20 | | .035 |
| Mason and Plasterer Tenders | 10.00 | | .20 | | .035 |
| Working on the bottom of sewer | 9.75 | | .20 | | .035 |
| Troy: | | | | | |
| Common Laborer | 9.40 | | .30 | | .035 |
| Mason and Plasterer Tenders | 9.90 | | .30 | | .035 |
| Working on the bottom of sewer | 9.65 | | .30 | | .035 |
| St. Jacob: | | | | | |
| Common Laborer | 9.20 | | .40 | | .035 |
| Mason and Plasterer Tenders | 9.70 | | .40 | | .035 |
| Working in sewer trenches | 9.45 | | .40 | | .035 |
| LABORERS: (St. Clair County) | | | | | |
| East of St. Louis and Vicinity | | | | | |
| Laborers | 8.85 | .40 | .55 | | .035 |
| Bottom Men on sewer work | 9.11 | .40 | .55 | | .035 |
| Dynamite Men | 10.375 | .40 | .55 | | .035 |
| Hod Carriers: | | | | | |
| Plastering | 7.75 | .25 | .35 | | .035 |
| Masonry | 8.15 | .20 | .20 | | .035 |
| Belleville and Vicinity: | | | | | |
| Laborers | 9.10 | .30 | .40 | | .035 |
| Bottom Men on sewer work | 9.35 | .30 | .40 | | .035 |
| Dynomite Men and Powder Men | 10.60 | .30 | .40 | | .035 |
| Hod Carriers | 10.05 | | .20 | 1.20 | |
| Plasterers' Tenders | 10.05 | | .20 | 1.20 | |
| O'Fallon, Mascoutah, Scott AFB, Shilo anf Lebannon and Vicinity: | | | | | |
| Laborers | 9.40 | | .40 | | .035 |
| Bottom Men on sewer work | 9.65 | | .40 | | .035 |
| Brickmason Tenders | 9.85 | | .40 | | .035 |
| Plasterers' Tenders | 9.90 | | .40 | | .035 |
| Mortar Mixers | 9.85 | | .40 | | .035 |



DECISION NO 1175-2099

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS (Cont'd) | | | | | |
| Freeburg and Vicinity: | | | | | |
| Laborers | $9.25 | .25 | .20 | | .035 |
| All sewer work | 9.50 | .25 | .20 | | .035 |
| Mason Tenders and Plaster Tender | 9.75 | .25 | .20 | | .035 |
| Dynamite Men | 10.85 | .25 | .20 | | .035 |
| New Athens and Vicinity: | | | | | |
| Laborers | 9.15 | .25 | .30 | | .035 |
| Bottom Men on sewer work | 9.40 | .25 | .30 | | .035 |
| Mason and Plaster Tenders | 9.65 | .25 | .30 | | .035 |
| LATHERS | 10.735 | | | .65 | .01 |
| LEADBURNERS | 9.25 | .35 | | c | .01 |
| PAINTERS: | | | | | |
| Residential; Commercial | 9.25 | .45 | .15 | | |
| Industrial: | 9.50 | .45 | .15 | | |
| Bridges; Grain Elevators; Water-Radio and TV Towers; Stacks | 9.75 | .45 | .15 | | |
| Stacks; Boatswain Chairs; Picks; Scaffolds supported by ropers or cables; Rollers; Wool of Felt Applicators - additional $.25 per hour | | | | | |
| Rollers; Wool or Felt Applicators on Industrial work - additional $.50 per hour | | | | | |
| Spray; Sand and water blasting; Steam cleaning - additional $1.00 per hour | | | | | |
| PLASTERERS | 10.685 | | | | .01 |
| PLUMBERS and Steamfitters: | | | | | |
| Alton and Northern part of Madison County; North of Mitchell | 11.50 | .46 | .92 | | |
| Granite City; Southern ½ of Madison County and East St. Louis and Vicinity in St. Clair County | 9.50 | .48 | .48 | .48 | |
| Belleville and Vicinity | 9.41 | .29 | 1.00 | | |
| ROOFERS: | | | | | |
| Composition; Slate; Tile | 7.80 | .27 | .30 | .75 | .03 |
| Kettlemen | 5.60 | .27 | .30 | .75 | .03 |
| SHEET METAL WORKERS | 9.93 | .25 | .25 | 6% | .01 |
| SPRINKLER FITTERS | 10.55 | .50 | .80 | | .08 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |









DECISION NO. 1175-2099

PAID HOLIDAYS (Where Applicable)
A-New Year's Day; B-Memorial Day; C-Independence Day; F-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years and 2% of regular hourly rate for employee who has worked in business more than 5 years.

b. Six Paid Holidays: A through F.

c. Nine paid holidays, A through F plus Washington's Birthday, Good Friday and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work day immediately preceding and following the holiday.

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP I | $8.85 | .50 | a14.00 | | |
| GROUP II | 9.25 | .50 | a14.00 | | |
| GROUP III | 9.45 | .50 | a14.00 | | |

TRUCK DRIVERS

GROUP I:
Drivers on 2 axle trucks hauling less than 9 tons, air compressor and welding machine including those pulled by separate units, truck driver helpers, warehouseman, mechanic helpers, greasers & tireman, pick-up trucks when hauling materials, tools, or men to and from and on the jobs site; Fork lifts up to 6,000 lbs., capacity.

GROUP II:
2 or 3 axle trucks hauling more than 9 ton, but hauling less than 16 tons; A-frame winch trucks, hydrolifts trucks, or similar equipment when used for trasportation purposes; Fork lifts over 6,000 lb. capacity; winch trucks; 4-axle combination units; ticket writers

GROUP III:
2-3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors, water pulls, mechanics & working foreman; 5-axle or more combination units; dispatchers.

FOOTNOTES:
a.-Per Week Per Employee.



DECISION NO. 1175-2099

| POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP I | $10.33 | .42 | .90 | | .05 |
| GROUP II | 9.50 | .42 | .90 | | .05 |
| GROUP III | 8.85 | .42 | .90 | | .05 |
| GROUP IV | 8.75 | .42 | .90 | | .05 |
| GROUP V | 8.50 | .42 | .90 | | .05 |
| GROUP VI | | | | | |
| a. | 12.48 | .42 | .90 | | .05 |
| b. | 12.78 | .42 | .90 | | .05 |
| c. | 10.60 | .42 | .90 | | .05 |
| d. | 11.10 | .42 | .90 | | .05 |

POWER EQUIPMENT OPERATORS:

GROUP I Cranes, dragline, shovels, clam or scoops, all skids or derrick boats, pile drivers, crane-type backhoes, asphalt plant opers. plant opers., ditching machines or backfillers (requiring oilers), dredges, asphalt spreading machines, heavy duty mechanic, asst. master mechanic, all locomotives, cableways or tower machines, hoists 2 drum or more (where oiler or fireman is required), hoists-2 drum or more (where oiler or fireman is not required) Hydraulic backhoes, ditching machines or backfiller (not requiring oilers) Cherry pickers, overhead cranes, roller (Steam or gas) concrete pavers, excavators, concrete breakers, concrete pumps, bulk cement plants, cement pumps, derrick-type drills, mixers (over 3 bags) and boad oprs., (25' & over), Motor graders or pushcats, scoops or tournapulls, Bulldozers, endloaders or fork-lifts, power blade or elevating graders, winch cats, boom tractors, and pipe wrapping or painting machines, Drills (other than derrick type) 1-dum-hoists, mud jacks, mixers (2 or 3 bags), conveyors (2), air compressors (2), water pumps regardless of size (2), welding machines (2) siphons or jets (2), winch heads or apparatuses (2) and light plants (2), Mixers (under 2 bags),all tractors regardless of size (Stright tractor only), firemen on stationary boilers, automatic elevators, form grading machines, finishing machines, power-sub-grador or ribbon machine, longitudinal floats, boats oprs., (under 25', conveyors (1), distribution pors., on trucks, siphones or jets (1) winch heads or apparatuses (1), light plant (1) mixers (under 2 bags)

GROUP II Air Compressor (1), water pumps regardless of size (1) welding machines (1)

GROUP III Firemen and asphalt spreader oilers

GROUP IV Heavy equipment oilers (truck cranes, dredges, monigans, large cranes, etc.

GROUP V Oilers

GROUP VI
a. Engindors operating under air pressure
b. Engineers operating in air over 10 lbs pressure
c. Oilers operating under air pressure
d. Oilers operating in iar over 10 lbs pressure

SUPERSEDEAS DECISION

STATE: Illinois — COUNTIES: See Below
DECISION NUMBER: IL75-2100 — DATE: Date of Publication
Supersedes Decision No. IL75-2087 dated July 3, 1975, 40 FR 28338
DESCRIPTION OF WORK: Heavy and Highway Construction.

| COUNTIES: Bond, Calhoun, Clinton, Greene, Jersey, Macoupin, Madison, Monroe, Montgomery, St. Clair & Washington | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS & PILEDRIVERMEN: | | | | | |
| Bond, Calhoun, Greene, Jersey & Madison Counties | $9.585 | .50 | .50 | | |
| Clinton, Monroe, St. Clair & Washington Counties | 9.535 | .40 | .75 | | |
| Macoupin and Montgomery Counties | 8.985 | .50 | .50 | | |
| CEMENT MASONS: | | | | | |
| Calhoun, Jersey, St. Clair, Washington & Monroe Counties; Western ½ of Clinton County, East to but not including Carlyle; Southern part of Bond County, north to & including Smithboro; Remainder of Madison County | 11.125 | | | | |
| Greene, Macoupin & Montgomery Counties; Eastern ½ of Clinton County including Carlyle; the Northern part of Bond County & the Northeastern section of Madison County | 10.025 | .60 | .35 | | |
| ELECTRICIANS: | | | | | |
| Portion east of Butler Grove, Grisham, Hillsboro & Raymond Twp. in Montgomery County | 9.54 | .30 | 1%+.25 | | .4% |
| Athensville, Scottville, Girard & Areas north thereof in Macoupin Co; N.W. part of Montgomery Co. including Bois D' Arc, Harvel & Pittman Twps. | 9.76 | .40 | 1%+.30 | | .2% |
| Calhoun, Greene & Jersey Cos; Alton & Vicinity in Madison Co. | 10.19 | .35 | 1% | 6% | ½ of 1% |
| Eastern ½ of Bond County, Huey, Hoffman & Vicinity in Clinton County & Remainder of Washington County | 10.20 | .30 | 1%+.60 | | ½ of 1% |
| Monroe & St. Clair Cos; Eastern ½ of Bond Co., Vendy twp. in Washington Co., & Remainder of Clinton, Madison & Montgomery Cos. | 9.38 | 4% | 1%+.65 | 6% | .25% |



DECISION NO. IL75-2100

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| IRONWORKERS: | | | | | |
| Bond, Calhoun, Clinton, Jersey, Madison, Monroe, St. Clair & Washington Cos; Summerville & south thereof in Macoupin Co., & Litchfield, Hillsboro & south thereof in Montgomery County | $9.55 | .55 | .75 | | |
| Greene; Macoupin Co., north of Summerville & north of Litchfield & Hillsboro in Montgomery County | 9.50 | .55 | .70 | | .05 |
| LINEMEN: | | | | | |
| Eastern ½ of Bond Co. & Remainder of Washington County: | | | | | |
| Linemen & Rigging Operator | 9.77 | .35 | 1% | | .25% |
| Groundmen Equipment Operator: | | | | | |
| Class I | 8.34 | .35 | 1% | | .25% |
| Class II | 6.83 | .35 | 1% | | .25% |
| Groundman: | | | | | |
| Class "A" | 6.23 | .35 | 1% | | .25% |
| 1st 6 Months | 5.95 | .35 | 1% | | .25% |
| Northern 1/3 of Macoupin County & Remainder of Montgomery County: | | | | | |
| Linemen | 9.66 | .35 | 1% | | ½ of 1% |
| Groundman Equip. Opr.-Class I | 9.01 | .35 | 1% | | ½ of 1% |
| Groundman Truck Driver-W/Winch | 6.74 | .35 | 1% | | ½ of 1% |
| Groundman Truck Driver-WO Winch | 6.42 | .35 | 1% | | ½ of 1% |
| Groundman Class "A" | 6.13 | .35 | 1% | | ½ of 1% |
| Calhoun, Greene & Jersey Cos; S.W. corner of Macoupin Co; Alton, E. Alton, Wood River & Hartford in Madison County: | | | | | |
| Linemen | 10.19 | .35 | 1% | 6% | ½ of 1% |
| Groundman Truck Driver-W/Winch | 9.29 | .35 | 1% | 6% | ½ of 1% |
| Groundman & Groundman Truck Driver | 8.99 | .35 | 1% | 6% | ½ of 1% |
| Clinton, Monroe & St. Clair Cos; Vendy Twp. in Washington County, Western ½ of Bond County & Butler Grove, Grisham, Hillsboro, North Litchfield, Raymond, S. Litchfield, Walshville & Zaneaville Twps. in Montgomery Co., & Remainder of Macoupin County: | | | | | |
| Linemen | 9.72 | 4% | 1% | | .25% |
| Groundmen Equipment Operator | 8.44 | 4% | 1% | | .25% |

NOTICES





DECISION NO. IL75-2100

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINEMEN: (CONT'D) | | | | | |
| Groundmen Truck Drivers: | | | | | |
| W/Winch | $6.86 | 4% | 1% | | .25% |
| WO/Winch | 6.86 | 4% | 1% | | .25% |
| Pick-Up-Jeeps | 6.40 | 4% | 1% | | .25% |
| Groundmen | 6.36 | 4% | 1% | | .25% |
| PAINTERS: | | | | | |
| Brush | 9.25 | .45 | .15 | | |
| Industrial | 9.50 | .45 | .15 | | |
| Bridges | 9.75 | .45 | .15 | | |
| TRUCK DRIVERS | | | | | |
| GROUP I | $8.85 | .50 | a14.00 | | |
| GROUP II | 9.25 | .50 | a14.00 | | |
| GROUP III | 9.45 | .50 | a14.00 | | |

TRUCK DRIVERS

GROUP I:
Drivers on 2 axle trucks hauling less than 9 tons, air compressor and welding machine including those pulled by separate units, truck drivor helpers, warehouseman, mechanic helpers, greasers & tiremen, pick-up trucks when hauling materials, tools, or men to and from and on the jobs site; Fork lifts up to 6,000 lbs., capacity.

GROUP II:
2 or 3 axle trucks hauling more than 9 ton, but hauling less than 16 ton A-frame winch trucks, hydrolifts trucks, or similar equipment when used for transportation purposes: Fork lifts over 6,000 lb. capacity; winch trucks; 4-axle combination units; ticket writers

GROUP III:
2-3 or 4 axle trucks hauling 16 ton or more, drivers on oil distributors water pulls, mechanics & working foreman; 5-axle or more combination units; dispatchers.

FOOTNOTES:
a.-Per Week Per Employee.



DECISION NO. IL75-2100

HEAVY CONSTRUCTION

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS: | | | | | |
| St. Clair County - New Athens: | | | | | |
| Laborers | $9.15 | .25 | .30 | | .035 |
| Brick and Plaster Mason Tenders | 9.65 | .25 | .30 | | .035 |
| Workmen cutting and burning w/a Torch and Men working on the bottom of sewer, etc. | 9.40 | .25 | .30 | | .035 |
| Dynamite Men | 10.75 | .25 | .30 | | .035 |
| Greene County - Roodhouse: | | | | | |
| Laborers | 9.20 | | .50 | | .035 |
| Brick and Plaster Mason Tenders | 9.70 | | .50 | | .035 |
| Workmen cutting and burning w/a torch and men working on the bottom of sewer, etc. | 9.45 | | .50 | | .035 |
| Dynamite Men | 10.80 | | .50 | | .035 |
| St. Clair County - Freeburg: | | | | | |
| Laborers | 9.25 | .25 | .20 | | .035 |
| Brick and Plaster Mason Tenders | 9.75 | .25 | .20 | | .035 |
| Workmen cuttin and burning w/a troch and men working on the bottom of sewer, etc. | 9.50 | .25 | .20 | | .035 |
| Dynamite Men | 10.85 | .25 | .20 | | .035 |
| Macoupin County - Gillespie; | | | | | |
| Madison County - Highland: | | | | | |
| Laborers | 9.30 | | .40 | | .035 |
| Brick and Plaster Mason Tenders | 9.80 | | .40 | | .035 |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 9.55 | | .40 | | .035 |
| Dynamite Men | 10.90 | | .40 | | .035 |
| Madison County - St. Jacob: | | | | | |
| Laborers | 9.20 | | .40 | | .035 |
| Brick and Plaster Mason Tenders | 9.70 | | .40 | | .035 |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 9.45 | | .40 | | .035 |
| Dynamite Men | 10.80 | | .40 | | .035 |

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DECISION NO IL75-2100

| | Basic Hourly Rates | Fringe Benefits Payments | | |
|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS (Cont'd) | | | | | |
| Washington County - Nashville; Macoupin County - Staunton; Clinton County - Trenton; Madison County - Troy: | | | | | |
| Laborers | $9.60 | | | | |
| Brick and Plaster Mason Tenders | 9.90 | | | | |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 10.15 | | | | |
| Dynamite Men | 11.00 | | | | |
| Randolph County - Chester | | | | | |
| Laborers | 9.20 | | .30 | | .035 |
| Brick and Plaster Mason Tenders | 9.70 | | .30 | | .035 |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 9.45 | | .50 | | .035 |
| Dynamite Men | 10.80 | | .50 | | .035 |
| Madison County - Glen Carbon | | | | | |
| Laborers | 9.45 | | .35 | | .035 |
| Brick and Plaster Mason Tenders | 9.95 | | .35 | | .035 |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 0/70 | | .35 | | .035 |
| Dynamite Men | 11.05 | | .35 | | .035 |
| Washington County - Okawville; Macoupin County - Carlinville; Clinton County; Carlyle; Bond County - Greenville, Pocahotas, Sorento; Calhoun County - Hardin, Montgomery County - Litchfield, Hillsboro; Jersey County - Jerseyville; Madison County - Livingston, Marine; Randolph County, -Sparta: | | | | | |
| Laborers | 9.50 | | .20 | | .035 |
| Brick and Plaster Mason Tenders | 10.00 | | .20 | | .035 |
| Workmen cutting and burning w/a torch and Men working on the bottom of sewer, etc. | 9.75 | | .20 | | .035 |
| Dynamite Men | 10.10 | | | | |
| Monroe County: | | | | | |
| Common Laborers | 9.80 | .25 | | | |
| Air Tool Operator, cooking mastic | 10.05 | .23 | | | |
| Laying or Caulking of Sewer Pipe | 10.30 | .25 | | | |
| Mason & Plasterer Tenders | | | | | |



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DECISION NO IL75-2100

HIGHWAY CONSTRUCTION

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Zone 1 | | | | | |
| Area 1: Madison County - Alton | | | | | |
| Laborers | $9.15 | .35 | .30 | | .035 |
| Asphalt Raker, etc. | 9.25 | .35 | .40 | | .035 |
| Brick Mason Tenders | 9.65 | .35 | .30 | | .035 |
| Men working on the bottom, etc. | 9.40 | .35 | .30 | | .035 |
| Dynamite Men | 10.675 | .35 | .30 | | .035 |
| Area 2: St. Clair Co. - New Athens | | | | | |
| Laborers | 9.25 | .25 | .30 | | .035 |
| Asphalt Raker, etc. | 9.35 | .25 | .30 | | .035 |
| Brick Mason Tenders | 9.75 | .25 | .30 | | .035 |
| Men working on the bottom, etc. | 9.50 | .25 | .30 | | .035 |
| Dynamite Men | 10.775 | .25 | .30 | | .035 |
| Area 3: St. Clair County - East St. Louis, Madison County - Granite City | | | | | |
| Laborers | 8.85 | .40 | .55 | | .035 |
| Asphalt Raker, etc. | 8.75 | .40 | .55 | | .035 |
| Brick Mason Tenders | 9.35 | .40 | .55 | | .035 |
| Men working on the bottom, etc. | 9.10 | .40 | .55 | | .035 |
| Dynamite Men | 10.375 | .40 | .55 | | .035 |
| Area 4: Madison County-Edwardsville | | | | | |
| Laborers | 9.50 | | .25 | | .035 |
| Asphalt Raker, etc. | 9.65 | | .25 | | .035 |
| Brick Mason Tenders | 10.05 | | .25 | | .035 |
| Men working on the bottom, etc. | 9.80 | | .25 | | .035 |
| Dynamite Men | 11.075 | | .25 | | .035 |
| Area 5: Madison County - Wood River: | | | | | |
| Laborers | 9.30 | | .50 | | .035 |
| Asphalt Raker, etc. | 9.40 | | .50 | | .035 |
| Brick Mason Tenders | 9.80 | | .50 | | .035 |
| Men working on the bottom, etc. | 9.55 | | .50 | | .035 |
| Dynamite Men | 10.825 | | .50 | | .035 |



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DECISION NO IL75-2100

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE II | | | | | |
| Area 1: Washington County - Ashley and Okawville; Macoupin County - Mt. Olive, Shipman and Carlinville; St. Clair County - Mascoutah, O'Fallon and Collinsville; Madison County - Alhambra and Livingston; Clinton County - Bartelso; Hamilton County - Sesser; Jefferson County - Mt. Vernon; Franklin County - Benton; Williamson County - Marion; Saline County - Harrisburg and Eldorado; Gallatin County - Shawneetown; Pope County - Golconda; Union County - Jonesboro; Alexander County - Cairo; Pulaski County - Mound City; Johnson County - Vienna; Massac County - Metropolis; Hardin County - Elizabetht

DECISION NO. 11.75-2100

| POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP I | $10.33 | .42 | .90 | | .05 |
| GROUP II | 9.50 | .42 | .90 | | .05 |
| GROUP III | 8.85 | .42 | .90 | | .05 |
| GROUP IV | 8.75 | .42 | .90 | | .05 |
| GROUP V | 8.50 | .42 | .90 | | .05 |
| GROUP VI | | | | | |
| a. | 12.48 | .42 | .90 | | .05 |
| b. | 12.78 | .42 | .90 | | .05 |
| c. | 10.60 | .42 | .90 | | .05 |
| d. | 11.10 | .42 | .90 | | .05 |

POWER EQUIPMENT OPERATORS:

GROUP I Cranes, draglines, shovels, skimmer scoops, clamshells or derrick boats, pile drivers, crane-type backhoes, asphalt plant opers. plant opers., ditching machines or backfillers (requiring oilers), dredges, asphalt spreading machines, heavy duty mechanic, ass't. master mechanic, all locomotives, cableways or tower machines, hoists 2 drum or more (where oiler or fireman is required), hoists-2 drum or more (where oiler or fireman is not required) Hydraulic backhoes, ditching machines or backfiller (not requiring oilers) Cherry pickers, overhead cranes, roller (Steam or gas) concrete pavers, excavators, concrete breakers, concrete pumps, bulk cement plants, cement pumps, derrick-type drills, mixers (over 3 bags) and boom oprs., (25' & over), Motor graders or pushcats, scoops or tournapulls, Bulldozers, endloaders or fork-lifts, power blade or elevating graders, winch cats, boom tractors, and pipe wrapping or painting machines, Drills (other than derrick type) 1-dum-hoists, mud jacks, mixers (2 or 3 bags), conveyors (2), air compressors (2), water pumps regardless of size (2), welding machines (2) siphons or jets (2), winch heads or appafatuses (2) and light plants (2), Mixers (under 2 bags),all tractors regardless of size (Stright tractor only), firemen on stationary boilers, automatic elevators, form grading machines, finishing machines, power-sub-grador or ribbon machine, longitudinal floats, boats oprs., (under 25', conveyors (1), distribution pors., on trucks, siphones or jets (1) winch heads or apparatuses (1), light plant (1) mixers (under 2 bags)

GROUP II Air Compressor (1), water pumps regardless of size (1) welding machines (1)

GROUP III Firemen and asphalt spreader oilers

GROUP IV Heavy equipment oilers (truck cranes, dredges, monigans, large cranes, etc.

GROUP V Oilers

GROUP VI
- a. Engineers operating under air pressure
- b. Engineers operating in air over 10 lbs pressure
- c. Oilers operating under air pressure
- d. Oilers operating in iar over 10 lbs pressure







SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Black Hawk (City of Waterloo and abutting municipalities)

DECISION NO.: IA75-4120 DATE: Date of Publication

Supersedes Decision No. IA75-4034, dated January 31, 1975, in 40 FR 4823.

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.00 | .30 | .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS; STONEMASONS | 7.88 | .31 | .50 | | |
| CARPENTERS: | | | | | |
| Carpenters; Piledrivermen | 7.78 | .38 | .75 | | .02 |
| Millwrights | 8.18 | .38 | .75 | | .02 |
| CEMENT MASONS | 6.90 | .31 | .55 | | |
| ELECTRICIANS: | | | | | |
| Electricians | 8.68 | .30 | 1% | | 1% |
| Cable Splicers | 9.18 | .30 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 8.74 | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| FOOTNOTE: | | | | | |
| a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day. | | | | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 9.10 | | | | .02 |
| LABORERS: | | | | | |
| Common laborers; Carpenters' helpers; Moving; Wrecking & dpmolition | 6.60 | .38 | .10 | | .02 |
| Mason tenders; Hod carriers; Machine and air tool operators | 6.70 | .38 | .10 | | .02 |
| Powderman | 6.85 | .38 | .10 | | .02 |
| LATHERS | 6.54 | .25 | | | |



DECISION NO. IA75-4120

| LINE CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Cable Splicers; Lineman; Welder; Technicians; all rigs setting assembled "H" fixtures and steel transmission structures. | $ 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (not less than 6 months). | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch). | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st. 6 months | 4.55 | .35 | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Brush, roller | 6.15 | | .20 | | .03 |
| Tapers | 6.25 | | .20 | | .03 |
| Spray | 6.65 | | .20 | | .03 |
| PLASTERERS | 6.74 | .25 | | | |
| PLUMBERS; STEAMFITTERS | 9.79 | .42 | .55 | | .08 |
| ROOFERS | 6.92 | | | | |
| SHEET METAL WORKERS | 8.41 | .35 | .20 | | |
| SOFT FLOOR LAYERS | 7.78 | .38 | .75 | | .02 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TILE SETTERS | 7.01 | .31 | | .25 | |
| TRUCK DRIVERS: | | | | | |
| Up to 6 tons | 5.14 | .25 | .30 | | |
| Helpers | 4.97 | .25 | .30 | | |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |
| BUILDING CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| GROUP 1 | 8.15 | .40 | .40 | | .03 |
| GROUP 2 | 8.04 | .40 | .40 | | .03 |
| GROUP 3 | 7.325 | .40 | .40 | | .03 |
| GROUP 4 | 7.05 | .40 | .40 | | .03 |

DECISION NO. IA75-4120

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating), Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endinsders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above the complete story); Concrete pump; Shotcrete pump, temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air Compressors (over 125 C.F.M.); Pumps 3" or over; Welding machines 600 amps or combination thereof; conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump Chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY & HIGHWAY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| GROUP 1 | 6.60 | .30 | .10 | | |
| GROUP 2 | 6.35 | .30 | .10 | | |
| GROUP 3 | 6.10 | .30 | .10 | | |
| GROUP 4 | 5.95 | .30 | .10 | | |
| GROUP 5 | 5.85 | .30 | .10 | | |

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a boe'n chair, swinging stage, life belt, tag line or block and tackle;







DECISION NO. IA75-4120

Drill operator of air trucs, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Streaser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers.

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, Hammers, and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room man and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Curragated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP 1 | $ 7.30 | .40 | .40 | | .03 |
| GROUP 2 | 6.90 | .40 | .40 | | .03 |
| GROUP 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

NOTICES





DECISION NO. IA75-4120

CLASSIFICATIONS DEFINITIONS
POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C. M.I. Subgrader (or equivalent); Asphalt Plant; Front End Loader; Scraper; Bulldozer; Push Cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Hsiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry).

NOTICES

SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Cerro Gordo (City of Mason City)
DECISION NO.: IA75-4121 DATE: Date of Publication
Supersedes Decision No. IA75-4035, dated January 31, 1975, in 40 FR 4826
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories) and Heavy and Highway Construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.68 | .58 | .605 | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS - STONEMASONS | 7.45 | | .35 | | |
| CARPENTERS: | | | | | |
| Carpenters | 7.29 | | .20 | | .01 |
| Millwrights; Piledrivermen | 7.54 | | .20 | | .01 |
| CEMENT MASONS | 7.07 | | | | |
| ELECTRICIANS: | | | | | |
| [illegible] | [illegible] | [illegible] | [illegible] | | [illegible] |
| Cable splicers | 9.15 | .30 | 1% | | 1% |
| GLAZIERS | 5.78 | .30 | .25 | | |
| IRONWORKERS: | | | | | |
| Fence erector; Ornamental; Reinforcing; Structural | 8.20 | .275 | .64 | | .02 |
| LABORERS: | | | | | |
| Common laborers; Power tools; Barco operator; Mortar mixers; Concrete saw; Sand point setter | 5.79 | .30 | .20 | | |
| Tenders to the crafts; Caissons (after 6' depth); Dynamite men; Gunniting-nozzlemen; Backup man; Swinging stage work, wood hoist tower, scaffolds or ladders at a height of 35' or over | 6.04 | .30 | .20 | | |
| All underground labor (other than compressed air); Swinging stage work, wood hoist tower, scaffolds or ladders at a height of 75' or over | 6.29 | .30 | .20 | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers, Lineman; Welders; Technicians; all rigs setting assembled "H" fixtures & steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |



DECISION NO IA75-4121

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINE CONSTRUCTION: (Cont'd) | | | | | |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | $ 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st. 6 months | 4.55 | .35 | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Brush | 6.37 | | .20 | | |
| Tapers | 6.47 | | .20 | | |
| Spray | 6.87 | | .20 | | |
| PLASTERERS | 7.12 | | | | |
| PLUMBERS - STEAMFITTERS | 8.62 | | | | .80p/w |
| ROOFERS | 6.62 | | | | |
| SHEET METAL WORKERS | 7.18 | .35 | .20 | | .02 |
| SOFT FLOOR LAYERS | [illegible] | [illegible] | .20 | | .01 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |
| BUILDING CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| GROUP 1 | 8.15 | .40 | .40 | | .03 |
| GROUP 2 | 8.04 | .40 | .40 | | .03 |
| GROUP 3 | 7.325 | .40 | .40 | | .03 |
| GROUP 4 | 7.05 | .40 | .40 | | .03 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes, Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors, Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen).

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Econombiles; Plant mixers; Farm type tractors (with loaders, backhoe attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine







CLASSIFICATION DEFINITIONS (Cont'd)

POWER EQUIPMENT OPERATORS

(8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pumps; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 C. F. M.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors, Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

Group 4 - Oilers; Mechanical Heaters; Truck crane drivers; Permanent elevators

| HEAVY AND HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS; PILEDRIVERMEN | $ 6.25 | .31 | | | |
| CEMENT MASONS | 6.00 | | | | |
| LABORERS: | | | | | |
| Group 1 | 5.15 | .30 | .10 | | |
| Group 2 | 4.90 | .30 | .10 | | |
| Group 3 | 4.65 | .30 | .10 | | |
| Group 4 | 4.50 | .30 | .10 | | |
| Group 5 | 4.40 | .30 | .10 | | |

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and blaster; Pipelayer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by laborers working from a boa'n chair, swinging stage, life belt, tag line or block and tackle; Drill op. of air tracs, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines, Potmen (not mechanical); Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons (over 12'); Grade checker and cutting torches on demolition work.

Group 3 - Power buggyman; Concrete and paving sawman; Form liner expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber &



CLASSIFICATION DEFINITIONS (Cont'd)

LABORERS

chain-saw man; Mechanical grouters; Boring machine; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete (on or off the job); Powdermen helpers

Group 4 - Form tamper; Air, gas and electric tool op., vibrator, barco hammer, paving breaker, spader, tamper, electric drills, hammer and jack hammer; Tree groundmen; Chuck tender; Drill helpers, tool room men and checkers; Sandblaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY AND HIGHWAY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 5.94 | .35 | | | |

CLASSIFICATIONS DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

DECISION NO. IA75-4121

CLASSIFICATION DEFINITIONS (Cont'd)

POWER EQUIPMENT OPERATORS

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)





SUPERSEDEAS DECISION

STATE: Iowa

COUNTY: Clinton (City of Clinton & abutting municipalities)

DECISION NO. IA75-4122

DATE: Date of Publication

Supersedes Decision No. IA75-4036, dated January 31, 1975, in 40 FR 4828

DESCRIPTION OF WORK: Building Construction, (Excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.00 | .30 | .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS - STONEMASONS | 7.60 | | .40 | | |
| CARPENTERS: | | | | | |
| Carpenters; Soft floor layers | 8.34 | .35 | .50 | | |
| Piledrivermen | 8.74 | .35 | .50 | | |
| Millwrights | 8.45 | 6% | 7% | — | 6% |
| CEMENT MASONS | 7.10 | | .40 | | |
| ELECTRICIANS: | | | | | |
| Electricians | 9.25 | .32 | 5.5% | | .03 |
| Cable splicers | 9.50 | .32 | 5.5% | | .03 |
| GLAZIERS | 7.3848 | .40 | .82 | | |
| IRONWORKERS | 8.75 | .40 | .375 | | .07 |
| LABORERS: | | | | | |
| Common laborers | 6.62 | .30 | .15 | | |
| Operator on air or power tools; morter mixer man; any work thirty-five feet high or over; cement dumper, puddlers or vibrator man and men working with concrete pump hose; ditch work eight feet below ground level; any man working with creosote materials | 6.87 | .30 | .15 | | |
| Cutting torch burner; caisson and cofferdam workers | 6.92 | .30 | .15 | | |
| MARBLE TILE, TERRAZZO WORKERS | 8.75 | | .30 | | |
| PAINTERS: | | | | | |
| Brush | 7.22 | .40 | .40 | | .09 |
| Spray; Structural steel | 7.47 | .40 | .40 | | .09 |
| PLASTERERS | 7.60 | | .40 | | |
| PLUMBERS - STEAMFITTERS | 9.00 | .40 | .35 | | .10 |
| ROOFERS | 9.75 | | .20 | | |
| SHEET METAL WORKERS | 8.95 | .25 | .20 | | .04 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |



DECISION NO. IA75-4122

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | $ 9.45 | .40 | .50 | | .08 |
| Group 2 | 8.05 | .40 | .50 | | .08 |
| Group 3 | 7.00 | .40 | .50 | | .08 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - All hoists or steel erecting equipment; Crane, Shovel, Clamshell, Dragline, Backhoe, Derrick, Tower Crane, Cable Way, Concrete Spreader (servicing two pavers), Asphalt Spreader, Asphalt Mixer Plant Engineer, Dipper Dredge Operator, Dipper Dredge Craneman, Dual Purpose Truck (boom or winch), Leverman or Engineman (hydraulic dredge), Mechanic, Paving Mixer with tower attached (two operator required), Pile Driver, Boom Tractor, Stationary, Portable or Floating Mixing Plant, Trenching Machine (over 40 HP), Building Hoist (2 drums), Hot Paint Wrapping Machine, Cleaning and Priming Machine, Backfiller (throw bucket), Locomotive Engineer, Qualified Welder, Tow or Push Boat, Concrete Paver, Seaman Trev-L-Plant or similar machines, CMI Autograder or similar machines, Slip Form Paver, Caisson Augering Machine, Mucking Machine, Asphalt Heater-Planer Unit, Hydraulic Cranes, Mine Hoists; Athey, Barber-Green, Euclid or Haiss Loader, Asphalt Pug Mill, Fireman and Drier, Concrete Pump, Concrete Spreader (servicing one paver); Bulldozer, Endloader, Log Chippers or similar machines, Elevating Grader, Group Equipment Greaser, LeTourneaupull and similar machines, DW-10, Hyster Winch and similar machines, Motor Patrol, Power Blade, Push Cat, Tractor Pulling Elevating Grader or Power Blade. Tractor Operating Scoop or Scraper, Tractor with Power Attachments, Roller on asphalt or Blacktop, Single Drum Hoist, Jaeger Mix and Place Machine, Pipe Bending Machine, Flexaplane or similar machines, Automatic Curbing Machines, Automatic Cement and Gravel Batch Plants (one stop set-up), Seaman Pulvi-Mixer or similar machines, Blastholer Self-propelled Rotary Drill or similar machines, Work Boat, Combination Concrete Finishing Machine and Float, Self-propelled Sheep Foot Roller or Compactor (used in conjunction with a Grading Spread), Asphalt Spreader Screed Operator, Apsco Spreader or similar machine, Slusher, Forklift (over 6000 lb. cap. or working at haights above 28 ft.), Concrete Conveyors

Group 2 - Asphalt Booster, Fireman and Pump Operator at Asphalt Plant, Mud Jack, Underground Boring Machine, Concrete Finishing Machine, Form Grader with Roller on Earth, Mixers (3 bag to 16E), Power Operated Bull Float, Tractor without Power attachments, Dope Pot (agitating motor), Dope Chop Machine, Distributor (back end), Straddle Carrier, Portable Machine Fire-

CLASSIPICATION DEFINITIONS (Cont'd)

POWER EQUIPMENT OPERATORS

man, Hydro-Hammer, Power Winch on Paving Work; Self-propelled Roller or Compactor (other than provided for above), Pump Operator (more than one well point pump), Portable Crusher Operator, Trench Machine (under 40 HP), Power Subgrader (on forms) or similar machines, Forklift (6000 or less capacity), Gypsum Pump, Conveyor over 20 HP, Fuller-Kenyon Cement Pump or similar machines; Air Compressor (275 CFM or over), Driver on Truck Crane or similar machines, Light Plant, Mixers (1 or 2 bag), Power Batching Machine (Cement Auger or Conveyor), Boiler (Engineer or Fireman), Water Pumps, Mechanical Bronm, Automatic Cement and Gravel Batch Plants (two or three atop set-up), Small Rubber-tired Tractors (not including backhoes or endloaders), Self-propelled Curing Machine

Group 3 - Oiler, Mechanic's Helper, Mechanical Heater (other than steam boiler), Belt Machine, Small Outboard Motor Boat, Engine Driven Welding Machine

| HEAVY & HIGHWAY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blester; Pipe Layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and tackle; Drill operators of air track, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt Curb machines; Formen, not mechanical; Bull float, hand operated; Scalers; Timberman; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work





CLASSIFICATION DEFINITIONS (Cont'd)

LABORERS

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dampmen and spotters; Carrying reinforcing rods; Prestressed concrete pipe; Concrete drainage pipe; Brick pavers; seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborer; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY AND HIGHWAY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | $ 6.60 | .40 | .40 | | .03 |
| Group 2 | 6.55 | .40 | .40 | | .03 |
| Group 3 | 6.20 | .40 | .40 | | .03 |
| Group 4 | 6.10 | .40 | .40 | | .03 |
| Group 5 | 5.80 | .40 | .40 | | .03 |
| Group 6 | 5.45 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

CLASSIFICATIONS DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power shovel, crane, backhoe and dragline; Central mix plant Op.; Dredge engineer; Dredge leverman; Paver or spreader op.; Hoisting engineer (steel erection); Motor Patrol; Piledriver machine op.; Concrete mixer; Tow or push boat op.; Master mechanic

Group 2 - C.M.I. paver; C.M.I. subgrader (or equivalent); Asphalt plant op.; Front endloader op.; Scraper op.; Bulldozer; Push Cat; Tractor pulling scraper; Sideboom tractor; Churn or rotary drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt laydown op.; Asphalt Screed Op.; Asphalt Heater-planer unit; Asphalt roller Op.; Self-propelled elevating grader or similar machine; Spreader Op. (concrete); Horizontal boring machine Op.; Mechanics-Welders; Group equipment greaser; Concrete pump



CLASSIPICATION DEFINITIONS (Cont'd)

POWER EQUIPMENT OPERATORS

Group 3 - Concrete curb breaking machine; Concrete widening machine Op.; Paving breaker op.; Barber-Green, Haiss Loader or similar machine; Tractor pulling ripper, disc, sheepsfoot or flat roller; Self-propelled sheepsfoot roller

Group 4 - Self-propelled roller op. (other than asphalt); Distributor Op.; Screening and washing plant Op.; Self-Proposed vibrating compactor; Trenching machine op. (other than above); Steel placing machine op.; Conveyor Op.; Finishing machine op. (on concrete); Flexplane op.; Bull Float Op.; Form Grader Op.

Group 5 - Boiler op.; Mechanical bronm op.; Oiler or mechanics' helper or group greaser helper; Farm-type tractor (pulling disc, harrow or roller); Welding machine op.; Pump Op. (other than dredge); Boom and winch truck Op.; Compressor Op.; Tank car heater (combination boiler & booster); Pumps on wellpoints & deep wells for dewatering; Truck crane combination driver-oiler; Concrete curing machine op.; Safety boat op.

Group 6 - Batch plant op. - dry

SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Des Moines (City of Burlington and abutting municipalities and Burlington Ordnance Plant)

DECISION NO.: IA75-4123 DATE: Date of Publication

Supersedes Decision No. IA75-4037, dated January 31, 1975 in 40 FR 4831

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.00 | .30 | .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .07 |
| BRICKLAYERS - STONEMASONS | 8.62 | | .20 | | |
| CARPENTERS: | | | | | |
| Carpenters & soft floor layers | 7.44 | .45 | .40 | | .01 |
| Millwrights | 8.12 | .45 | .40 | | .01 |
| Piledrivermen | 7.97 | .45 | .40 | | .01 |
| CEMENT MASONS | 8.05 | | | | |
| ELECTRICIANS | 9.15 | .28 | 1% | | 1% |
| GLAZIERS | 7.3848 | .40 | .82 | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 9.45 | .40 | .30 | | |
| LABORERS: | | | | | |
| Common laborers; Signal man; Wrecking, deck hand | 6.97 | .30 | | | |
| Plaster tender; Mortar Mixer; Mason tender; Stone and marble setter tender; Drill op.; Jackhammer man; Air tamper; Air spade (electric or pneumatic); Spraying equipment and all mechanically operated tools; Excavation work over 6' deep below ground level or basement level | 7.13 | .30 | | | |
| Tile layers (sewers) | 7.23 | .30 | | | |
| Gunniting and sandblasting | 7.34 | .30 | | | |
| Tunnel & sewer mucker and miner over 6' deep; Caisson worker and drill op. in tunnel and caisson; Powderman | 7.44 | .30 | | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (Not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |



DECISION NO. IA75-4123

| LINE CONSTRUCTION: (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Groundman; Truck Driver (with winch) | $ 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Brush | 6.05 | | | | |
| Rollers | 6.15 | | | | |
| Sign | 6.55 | | | | |
| Spray; Structural steel; Swing stage | 6.50 | | | | |
| Painting of structural steel over 25' from the ground or floor, bridges, water towers and stage work; spray gun and sandblasting | 7.05 | | | | |
| PLASTERERS | 8.05 | | | | |
| PLUMBERS-STEAMFITTERS | 9.00 | .35 | .65 | | .05 |
| ROOFERS | 6.35 | | | .25 | |
| SHEET METAL WORKERS | 8.70 | .25 | .20 | | .025 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TRUCK DRIVERS: | | | | | |
| Warehouseman; Helpers; Teamsters; Mechanic helpers; Greasers; Single axle flat beds and dump trucks; Pulling air compressors and welding machines; Batch trucks 2-34E; Batches or less Chip Spreader; | 5.95 | 11.50 p/w | | | |
| Cheater axle; Tandems; 6 wheel trucks; Semi-trailers; Carryall; Winch; Mixers; Batch over 2-34E | 6.15 | 11.50 p/w | | | |
| Track trucks; Euclid type truck; Oil distributors; Front and rear; All types of dumpsters; Pavement breakers | 6.45 | 11.50 p/w | | | |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

NOTICES





DECISION NO. IA75-4123

| BUILDING POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 9.45 | .40 | .50 | | .08 |
| Group 2 | 8.05 | .40 | .50 | | .08 |
| Group 3 | 7.00 | .40 | .50 | | .08 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - All hoists or steel erecting equipment; Crane, Shovel, Clamshell, Dragline, Backhoe, Derrick, Tower Crane, Cable Way, Concrete Spreader (servicing two pavers), Asphalt Spreader, Asphalt Mixer Plant Engineer, Dipper Dredge Operator, Dipper Dredge Craneman; Dual Purpose Truck (boom or winch), Leverman or Engineman (hydraulic dredge), Mechanic, Paving Mixer with tower attached (two operators required), Pile Driver, Boom Tractor, Stationary, Portable or Floating Mixing Plant, Trenching Machine (over 40 HP), Building Hoist (two drums), Hot Paint Wrapping Machine, Cleaning and Priming Machine, Backfiller (threw bucket), Locomotive Engineer, Qualified Welder, Tow or Push Boat, Concrete Paver, Seaman Trav-L-Plant or similar machines, CMI Autograder or similar machines, Slip Form Paver, Caisson Augering Machine, Mucking Machine, Asphalt Heater-Planer Unit, Hydraulic Cranes, Mine Hoists; Athey, Barber-Green, Euclid or Haiss Loader, Asphalt Pug Mill, Fireman and Drier, Concrete Pump, Concrete Spreader (servicing one paver), Bulldozer, Endloader, Log Chippers or similar machines, Elevating Grader, Group Equipment Greaser, LeTourneaupull and similar machines, DW-10, Hyster Winch and similar machines, Motor Patrol, Power Blade, Push Cat, Tractor Pulling Elevating Grader or Power Blade, Tractor Operating Scoop or Scraper, Tractor with Power Attachments, Roller on Asphalt or Blacktop, Single Drum Hoist, Jaeger Mix and Place Machine, Pipe Bending Machine, Flexaplane or similar machines, Automatic Curbing Machines, Automatic Cement and Gravel Batch Plants (one stop set-up), Seaman Pulvi-Mixer or similar machines, Blaztholer Self-propelled Rotary Drill or similar machines, Work Boat, Combination Concrete Finishing Machine and Float, Self-propelled Sheep Foot Roller or Compactor (used in conjunction with a Grading Spread), Asphalt Spreader Screen Operator, Apsco Spreader or similar machine, Slusher, Forklift (over 6000 lb. capacity or working at heights above 28 ft.), Concrete Conveyors

Group 2 - Asphalt Booster, Fireman and Pump Operator at Asphalt Plant, Mud Jack, Underground Boring Machine, Concrete Finishing Machine, Form Grader with Roller on Earth, Mixers (3 bag to 16E), Power Operated Bull Float, Tractor without Power attachment, Dope Pot (agitating motor), Dope Chop Machine, Distributor (back end), Straddle Carrier, Portable Machine Fireman, Hydro-Hammer, Power Winch on Paving Work, Self-propelled Roller or Compactor (other than provided for above), Pump Operator (more than one well point pump), Portable Crusher Operator, Trench Machine (under 40 HP), Power Subgrader (on forms) or similar machines, Forklift (6000



DECISION NO. IA75-4123

CLASSIFICATION DEFINITIONS (Cont'd)

POWER EQUIPMENT OPERATORS

or less capacity), Gypsum Pump, Conveyor over 20 HP, Fuller Konyon Cement Pump or similar machines; Air Compressor (275 CFM or over), Driver on Truck Crane or similar machines, Light Plant, Mixers (1 or 2 bag), Power Batching Machine (Cement Auger or Conveyor), Boiler (Engineer or Fireman), Water Pumps, Mechanical Broom, Automatic Cement and Gravel Batch Plants (two or three stop set-up), Small Rubber-tired Tractors (not including backhoes or endloaders), Self-propelled curing machine.

Group 3 - Oiler, Mechanic's Helper, Mechanical Heater (other than steam-boiler), Belt Machine, Small Outboard Motor Boat, Engine Driven Welding Machine.

| HEAVY & HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a boa'n chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air tracs, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers

NOTICES

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, hammers and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe, Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; water boy; Common labor; Rodman; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| HEAVY & HIGHWAY CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | $ 6.60 | .40 | .40 | | .03 |
| Group 2 | 6.55 | .40 | .40 | | .03 |
| Group 3 | 6.20 | .40 | .40 | | .03 |
| Group 4 | 6.10 | .40 | .40 | | .03 |
| Group 5 | 5.80 | .40 | .40 | | .03 |
| Group 6 | 5.45 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

CLASSIFICATIONS DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power shovel, crane, backhoe and dragline; Central mix plant op.; Dredge engineer; Dredge leverman; Paver or spreader op.; Hoisting engineer (steel erection); Motor Patrol; Piledriver machine op.; Concrete mixer; Tow or push boat op.; Master Mechanic

Group 2 - C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt plant op.; Front endloader op.; Scraper op.; Bulldozer; Push Cat; Tractor pulling scraper; Sideboom tractor; Churn or rotary drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt laydown op.; Asphalt Screed Op.; Asphalt Heater-planer unit; Asphalt roller op.; Self-propelled elevating grader or similar machine; Spreader op. (concrete); Horizontal boring machine op.; Mechanics-Welders; Group equipment greaser; Concrete pump.

Group 3 - Concrete curb breaking machine; Concrete widening machine op.; Paving breaker op.; Barber-Green, Heiss loader or similar machine; Tractor pulling ripper, disc, sheepsfoot or flat roller; Self-propelled sheepsfoot roller



Group 4 - Self-propelled roller op. (other than asphalt); Distributor op.; Screening and washing plant op.; Self-Proposed vibrating compactor; Trenching machine op. (other than above); Steel pacing machine op.; Finishing machine op. (on concrete); Flexplane op.; Bull Float op.; Form Grader op.; Conveyor

Group 5 - Boiler op.; Mechanical broom op.; Oiler or mechanics' helper or group greaser helper, Farm-type tractor (pulling disc, harrow or roller); Welding machine op.; Pump op. (other than dredge); Boom and winch truck op.; Compressor op.; Tank car heater (combination boiler & booster); Pumps on wellpoints & deep wells for dewatering; Truck crane combination driver-oiler; Concrete curing machine op.; Safety boat op.

Group 6 - Batch plant op. - dry





SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Dubuque (City of Dubuque and abutting municipalities)

DECISION NO.: IA75-4124 DATE: Date of Publication

Supersedes Decision No. IA75-4038, dated January 31, 1975 in 40 FR 4834.

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| ASBESTOS WORKERS | $ 9.00 | .30 | .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS - STONEMASONS | 7.82 | .31 | | | |
| CARPENTERS: | | | | | |
| Carpenters | 7.55 | | .37 | | |
| Piledrivermen | 7.95 | | .37 | | |
| Millwrights | 8.05 | | .37 | | |
| CEMENT MASONS | 7.85 | | | | |
| ELECTRICIANS | 9.37 | .30 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 8.74 | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 7.3848 | .40 | .82 | | |
| IRONWORKERS (SE Portion) | 8.75 | .40 | .375 | | .07 |
| IRONWORKERS (Remainder of County) | 9.10 | | | | .02 |
| LABORERS: | | | | | |
| Common laborers; Gas distributors | 5.97 | .30 | .10 | | |
| All air operated tools; Bricklayers' helpers and tenders; Caisson workers; Carpenters' helpers; Handling and cleaning of all steel floor pans and wall forms; Mortar mixers; Plasterers' helpers and tenders; Tile setters (6"-8") | 6.07 | .30 | .10 | | |
| Tile Setters (10" and up) | 6.22 | .30 | .10 | | |
| LATHERS | 7.10 | | | | |
| MARBLE SETTERS; TERRAZZO WORKERS; TILE SETTERS | 7.57 | .31 | | | |
| PAINTERS: | | | | | |
| Brush or roller epoxy; Paperhanging; Tapes | 6.75 | | .30 | | |
| High work and steel; spraying | 7.10 | | .30 | | |
| PLASTERERS | 7.95 | | | | |
| PLUMBERS - STEAMFITTERS | 9.61 | .36 | .30 | | .08 |
| ROOFERS | 7.89 | | | | |
| SHEET METAL WORKERS | 8.80 | .25 | .20 | | .03 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TRUCK DRIVERS: | | | | | |
| Single axle | 5.24 | 9.50 p/w | | | |
| Tandem axle; Tractor trailers; Winches | 5.39 | 9.50 p/w | | | |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |
| FOOTNOTE: | | | | | |
| a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. | | | | | |
| PAID HOLIDAYS: | | | | | |
| New Year's Day; Memorial Day; Independence Day; Labor Day, Thanksgiving Day; Christmas Day | | | | | |
| BUILDING CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | $ 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists, Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes attachments, etc.); Scrapers (Tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push Cat; Truck Cranes and cherry pickers (15 tons and under); Concrete mixers (1 yar and over); Ditching machine (8" and over); Fork lifts (on steel erection and [illegible] or hoisting where use requires special [illegible]); Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY AND HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS AND PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air; all work performed by Laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and



tackle; Drill operators of air tracs, wagon drills and similar drills.

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and Chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers and jack hammers; Tree groundsman; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push Cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine







Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics' Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)

SUPERSEDEAS DECISION

STATE: Iowa

COUNTY: Johnson (City of Iowa City and abutting municipalities)

DECISION NO.: IA75-4125

DATE: Date of Publication

Supersedes Decision No. IA75-4039, dated January 31, 1975, in 40 FR 4836

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.00 | .30 | .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS-STONEMASONS | 7.885 | | .55 | | |
| CARPENTERS: | | | | | |
| Carpenters; Soft floor layers | 7.23 | .35 | .30 | | .03 |
| Piledrivermen | 7.48 | .35 | .30 | | .03 |
| Millwrights | 8.45 | 6% | 7% | | 6% |
| CEMENT MASONS | 7.23 | .25 | | | |
| ELECTRICIANS | 10.00 | .33 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 8.74 | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 7.3848 | .40 | .82 | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 9.10 | | | | .02 |
| LABORERS: | | | | | |
| Common laborers | 5.72 | .30 | .25 | | |
| Mason mortar mixers | 5.92 | .30 | .25 | | |
| All jack & chipping hammers; All water & sewer tile layers; Chain saw; Cutting torches; Power buggies; Rock drills; Tampers; Vibrators; Well point work | 6.02 | .30 | .25 | | |
| LATHERS | 8.50 | | | | |
| LINE CONSTRUCTION | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures & steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (Not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |



DECISION NO IA75-4125

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PAINTERS: | | | | | |
| Brush | $ 6.93 | | | | |
| Paperhangers; Structural steel; Swing stage to 55 ft. | 7.18 | | | | |
| Spray | 7.58 | | | | |
| PLASTERERS | 8.50 | | | | |
| PLUMBERS-STEAMFITTERS | 8.90 | .30 | .30 | | .10 |
| ROOFERS | 7.70 | | | | |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TRUCK DRIVERS | 4.63 | | | | |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTE:

a. Employer contributes 4% of the basic hourly rate for over 5 years' service, and 2% of the basic hourly rate for 6 months to 5 years' of service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day

BUILDING & CONSTRUCTION POWER EQUIPMENT OPERATORS:

| | | | | | |
|---|---|---|---|---|---|
| Group 1 | 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

NOTICES





DECISION NO. IA75-4125

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors, caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY & HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS & PILEDRIVERMEN | $ 5.91 | .25 | | | |
| CEMENT MASONS | 5.65 | | | | |
| LABORERS: | | | | | |
| Group 1 | 5.50 | .30 | .10 | | |
| Group 2 | 5.25 | .30 | .10 | | |
| Group 3 | 5.00 | .30 | .10 | | |
| Group 4 | 4.85 | .30 | .10 | | |
| Group 5 | 4.75 | .30 | .10 | | |



DECISION NO. IA75-4125

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air track, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade Checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, hammers and jack hammers; Tree groundman; Chuck tenders; Drill helpers, tool room men and checkers; Sandblaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh; dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 6.40 | .30 | .30 | | .01 |
| Group 2 | 6.25 | .30 | .30 | | .01 |
| Group 3 | 6.00 | .30 | .30 | | .01 |
| Group 4 | 5.80 | .30 | .30 | | .01 |
| Group 5 | 5.60 | .30 | .30 | | .01 |
| Group 6 | 5.30 | .30 | .30 | | .01 |

NOTICES

DECISION NO. IA75-4125

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power shovel and crane type equipment (1/2 cu. yd. and over); Central mix plant operator, concrete 5 cu. yd., and over; Dredge engineer; Dredge leverman; Concrete mixer, paver operator; Hoisting engineer, steel erection; Tractor operating scrapers in tandem; Motor patrol operator on finishing work; Master mechanic, when four or more mechanics are employed; Tow or push boat operator; Piledriver machine operator

Group 2 - Asphalt plant operator; Asphalt pugmill; Power shovel, crane type equipment (under 1/2 cu. yd.); Front end loader operator, all types 40 HP or over; Mechanics and welders; Tournapull operators, DW 10 and all similar equipment, over 10 cu. yds. struck capacity; All self-loading scrapers, Tractor operator, bulldozer, push cat or pulling scraper or rooter; Sideboom tractor; Churn or rotary drill operators; Trenching machine operator, Cleveland 80 or similar capacity, Self-propelled sheepsfoot roller, 100,000 pounds and over; Central mix plant operator, concrete, under 5 cu. yds.; Asphalt spreader operator; Crane equipment placer; Automatic subgrade machines, slip form paving operator

Group 3 - Motor patrol operator, other than finish; Asphalt roller operator, high type surfacing; Concrete curb breaking machine operator; Concrete widening machine operator; Elevating grader and Athey loader operator; Tournapull operator, DW 10 and all similar equipment, under 10 cu. yds. struck capacity; Paving breaker operator, drop or pneumatic; Spreader box operator, self-propelled or tractor-pushed; Subgrade stab. (P & H and similar sizes); Boiler operator, two or one boiler and dryer; Subgrading machine operator; Asphalt paver, back hoe under 3/8 cu. yd.

Group 4 - Self-propelled roller operator, other than high type asphalt; Distributor operator; Screening and washing plant operator; Spreader operator, concrete; Tank car heater, combination boiler and booster; Self-propelled vibrating compactor; Trenching machine operator; (Other) pumps on well points and deep wells for dewatering; Mechanical broom operator; Steel placing machine operator; Boat operator; Compressor operator; Concrete mixer operator, side loader; Conveyor operator; Crusher feeder operator; Finishing machine operator on concrete; Flexplane operator; Bull float operator; Form grade operator; Motor crane combination driver and oiler; Concrete curing machine operator

Group 5 - Boiler operator, single; Apprentice engineer or oil or mechanics' helper or group greaser helper; Self-propelled tractor (pulling disc harrow or sheepsfoot roller); Welding machine operator; Pump operator, other than dredge; Boom and winch truck

Group 6 - Batching plant operator, dry; Front end loader operator, rubber tired, with backhoe attachment, under 3/8 cu. yd.; Farm tractor pulling pneumatic roller

| HEAVY & HIGHWAY CONSTRUCTION TRUCK DRIVERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 4.65 | .25 | | | |
| Group 2 | 4.75 | .25 | | | |







SUPERSEDEAS DECISION

STATE: Louisiana PARISH: Statewide
DECISION NO.: LA75-4141 DATE: Date of Publication
Supersedes Decision No. LA75-4119, dated July 18, 1975, in 40 FR 30393.
DESCRIPTION OF WORK: Building Construction in all Parishes. Residential Construction in Rossier, Caddo & Calcasieu Parishes and Construction of Highways, Roads, Streets and Parking Areas in all Parishes except St. Mary (except those let with a building contract)

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | | | | | |
| ZONE 1 | $8.145 | .325 | .30 | | .04 |
| ZONE 2 | 7.98 | .30 | .51 | | .025 |
| ZONE 3 | 7.25 | .40 | .90 | | |
| ZONE 4 | 7.78 | .30 | | | |

AREA COVERED BY ASBESTOS WORKERS ZONES

ZONE 1 - Acadia, Allen, Beauregard, Calcasieu, Cameron, Evangeline, Jefferson Davis, Rapides, Vermilion & Vernon Parishes
ZONE 2 - Bienville, Bossier, Caddo, Caldwell, Claiborne, DeSoto, Grant, Jackson, Lincoln, Natchitoches, Ouachita, Red River, Sabine, Union, Webster & Winn Parishes
ZONE 3 - Ascension, Assumption, Avoyelles, Catahoula, Concordia, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, Lafayette, Lafourche, LaSalle, Livingston, Orleans, Plaquemines, Pointe Coupee, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Landry, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge & West Feliciana Parishes
ZONE 4 - East Carroll, Franklin, Madison, Morehouse, Richland, Tensas & West Carroll Parishes

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| BOILERMAKERS | $8.00 | .50 | .76 | | .02 |
| BRICKLAYERS & STONEMASONS | | | | | |
| ZONE 1 | 7.99 | .30 | .15 | | .06 |
| ZONE 2 | 7.18 | .43 | | | |
| ZONE 3 | 7.85 | .43 | .20 | | .02 |
| ZONE 4 | 9.05 | .25 | .20 | | .035 |
| ZONE 5 | 7.25 | | | | |
| ZONE 6 | 7.18 | .43 | | | |
| ZONE 7 | 8.00 | .30 | .30 | | |
| ZONE 8 | 7.75 | | .30 | | |
| ZONE 9 | 8.05 | | .25 | | |
| ZONE 10 | 8.00 | | | | |



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AREA COVERED BY BRICKLAYERS ZONES

ZONE 1 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, St. Helena, Tangipahoa, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Evangeline, Pointe Coupee & St. Landry Parishes
ZONE 3 - Acadia, Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis, Vermillion & Vernon Parishes
ZONE 4 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Tammany (extending northward to that part of St. Tammany Parish from the Tangipahoa Parish Line on the west along U.S. Highway 190 through the lower limits of Covington, along State Highway 58, through the lower limits of Abita Springs & Talisheek and on a line due east from Talisheek to the Mississippi State Line) & Terrebonne Parishes
ZONE 5 - St. Tammany (north half including Covington north of Highway 190) & Washington Parishes
ZONE 6 - Avoyelles, Catahoula, Concordia, Grant, LaSalle & Rapides Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 8 - Natchitoches & Sabine Parishes
ZONE 9 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 10 - Iberia, Lafayette, St. Martin & St. Mary Parishes

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS | | | | | |
| ZONE 1 | $6.91 | .30 | | | |
| ZONE 2 | 7.545 | .30 | .23 | | .05 |
| ZONE 3 | 6.80 | .20 | | | |
| ZONE 4 | 7.65 | .20 | .25 | | .04 |
| ZONE 5 | 8.82 | .20 | .20 | | .04 |
| ZONE 6 | 8.635 | .20 | .20 | | .04 |
| ZONE 7 | 7.05 | | | | |
| ZONE 8 | 7.65 | .30 | .25 | | .03 |
| ZONE 9 | 6.70 | | | | |
| ZONE 10 | 7.25 | .35 | .20 | | .05 |

AREA COVERED BY CARPENTERS ZONES

ZONE 1 - Acadia, Evangeline, Iberia (west of the Atchafalaya River), Lafayette, St. Landry, St. Martin (west of the Atchafalaya River), St. Mary (west of the Atchafalaya River) & Vermilion Parishes
ZONE 2 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 3 - Parts of St. Tammany & Tangipahoa (north of I-12 from the Mississippi State Line to the western boundary of Tangipahoa Parish) & Washington Parishes

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AREA COVERED BY CARPENTERS ZONES (CONT'D)
ZONE 4 - Ascension (north of the Mississippi River), East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. James (north of the Mississippi River), West Baton Rouge & West Feliciana Parishes
ZONE 5 - Ascension (south of the Mississippi River), Assumption, Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. James (south of the Mississippi River) & St. John the Baptist Parishes
ZONE 6 - Iberia (northeast of the Atchafalaya River), Lafourche, St. Martin (southern segment), St. Mary (northeast of the Atchafalaya River), St. Tammany (southern portion), Tangipahoa (remainder of Parish not covered by Zone 3) & Terrebonne Parishes
ZONE 7 - Avoyelles, Grant, LaSalle & Rapides Parishes
ZONE 8 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 9 - Natchitoches & Sabine Parishes
ZONE 10 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CEMENT MASONS (BUILDING CONSTRUCTION) | | | | | |
| ZONE 1 | $6.66 | | | | |
| ZONE 2 | 7.35 | | | | |
| ZONE 3 | 6.90 | .30 | .50 | | .03 |
| ZONE 4 | 8.385 | .25 | .30 | | .04 |
| ZONE 5 | 6.35 | | | | |
| ZONE 6 | 5.25 | | | | |
| ZONE 7 | 6.95 | .30 | | | |
| ZONE 8 | 6.87 | | .25 | | |
| ZONE 9 | 5.75 | | .30 | | |

AREA COVERED BY CEMENT MASONS (BUILDING CONSTRUCTION) ZONES

ZONE 1 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. James, Tangipahoa, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 3 - Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary & Vermilion Parishes
ZONE 4 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany (the lower half) & Terrebonne Parishes
ZONE 5 - St. Tammany (northern half including Covington north of Highway 190) & Washington Parishes
ZONE 6 - Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle & Rapides Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 8 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 9 - Natchitoches & Sabine Parishes







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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CEMENT MASONS (HIGHWAY CONSTRUCTION) | | | | | |
| On concrete lined ditches: | | | | | |
| ZONE 1 | $8.195 | | | | |
| On other work: | | | | | |
| ZONE 1 | 6.70 | | | | |
| ZONE 2 | 6.45 | | | | |
| ZONE 3 | 6.45 | | | | |
| ZONE 4 | 6.30 | | | | |
| ZONE 5 | 5.72 | | | | |

AREA COVERED BY CEMENT MASONS (HIGHWAY CONSTRUCTION) ZONES

ZONE 1 - Jefferson, Orleans, Plaquemines, St. Bernard & St. Charles Parishes
ZONE 2 - Ascension, East Baton Rouge, U.S. Highway 61 in East Feliciana & West Feliciana Parishes
ZONE 3 - Bossier, Caddo, Calcasieu & Cameron Parishes
ZONE 4 - Acadia, Allen, Assumption, Avoyelles, Beauregard, Bienville, Claiborne, DeSoto, East Feliciana (excluding U.S. Highway 61), Evangeline, Iberia, Iberville, Jefferson Davis, Lafayette, Lafourche, Lincoln, Livingston, Madison, Natchitoches, Ouachita, Pointe Coupee, Rapides, Red River, Richland, St. Helena, St. James, St. John the Baptist, St. Landry, St. Martin, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Vernon, Webster & West Baton Rouge Parishes
ZONE 5 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Grant, Jackson, LaSalle, Morehouse, Sabine, Tensas, Union, Washington, West Carroll & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELECTRICIANS | | | | | |
| Electricians | | | | | |
| ZONE 1 | $9.00 | .30 | 1%+.35 | | 3/10% |
| ZONE 2 | 8.75 | | 1% | | |
| ZONE 3 | 8.95 | .35 | 1%+.20 | | 1/10% |
| ZONE 4 | 9.05 | .25 | 1% | | |
| ZONE 5 | 9.30 | .30 | 1%+.20 | | .03 |
| ZONE 6 | 8.65 | .30 | 1% | | 1/2% |
| ZONE 7 | 8.65 | .35 | 1% | | 1% |
| ZONE 8 | 8.23 | | 1% | .30 | 1/2% |





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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Cable splicers | | | | | |
| ZONE 1 | $9.25 | .30 | 1%+.35 | | 3/10% |
| ZONE 2 | 9.25 | | 1% | | |
| ZONE 3 | 9.20 | .35 | 1%+.20 | | 1/10% |
| ZONE 4 | 9.30 | .25 | 1% | | |
| ZONE 5 | 9.30 | .30 | 1%+.20 | | .03 |
| ZONE 6 | 8.85 | .30 | 1% | | 1/2% |
| ZONE 7 | 9.15 | .35 | 1% | | 1% |
| ZONE 8 | 8.50 | | 1% | .30 | 1/2% |

AREA COVERED BY ELECTRICIANS ZONES

ZONE 1 - Ascension, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. Landry, West Baton Rouge & West Feliciana Parishes
ZONE 2 - St. Tammany, Tangipahoa & Washington Parishes
ZONE 3 - Allen, Beauregard, Calcasieu, Cameron & Jefferson Davis Parishes
ZONE 4 - Acadia, Iberia, Lafayette, St. Martin (northern segment), St. Mary (that portion southwest of the Atchafalaya River) & Vermilion Parishes
ZONE 5 - Assumption, Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Martin (southern segment), St. Mary (that portion northeast of the Atchafalaya River) & Terrebonne Parishes
ZONE 6 - Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Natchitoches (that portion southwest of the Red River), Rapides, Sabine, Vernon & Winn Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches (that portion northeast of the Red River), Red River & Webster Parishes
ZONE 8 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, & West Carroll Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELEVATOR CONSTRUCTORS | | | | | |
| ZONE 1 | | | | | |
| Elevator constructors | $8.49 | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors' helpers | 70%JR | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors' helpers (prob.) | 50%JR | | | | |
| ZONE 2 | | | | | |
| Elevator constructors | 7.51 | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors' helpers | 70%JR | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors' helpers (prob.) | 50%JR | | | | |



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FOOTNOTES FOR ELEVATOR CONSTRUCTORS
a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate
b - Paid Holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day

AREA COVERED BY ELEVATOR CONSTRUCTORS ZONES

ZONE 1 - Acadia, Allen, Ascension, Assumption, Beauregard, Calcasieu, Cameron, East Baton Rouge, East Feliciana, Evangeline, Iberia, Iberville, Jefferson, Jefferson Davis, Lafayette, Lafourche, Livingston, Orleans, Plaquemines, Pointe Coupee, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Landry, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Vermilion, Vernon, Washington, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Avoyelles, Bienville, Bossier, Caddo, Caldwell, Catahoula, Claiborne, Concordia, DeSoto, East Carroll, Franklin, Grant, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Ouachita, Rapides, Red River, Richland, Sabine, Tensas, Union, Webster, West Carroll & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GLAZIERS | | | | | |
| ZONE 1 | $6.35 | | | | |
| ZONE 2 | 6.05 | | | | |
| ZONE 3 | 8.125 | .17 | .30 | | .01 |
| ZONE 4 | 4.35 | | | | |
| ZONE 5 | 6.50 | | .20 | | |
| ZONE 6 | 5.60 | | | | |

AREA COVERED BY GLAZIERS ZONES

ZONE 1 - Allen (except northeast corner), Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 2 - Ascension (north & west of Highway 22), Assumption (north of Grand Bayou), East Baton Rouge, East Feliciana, Iberville, Livingston (north & west of Highway 22), Pointe Coupee, St. Helena, Tangipahoa (west of Highway 51), West Baton Rouge & West Feliciana Parishes
ZONE 3 - Ascension (east & south of Highway 22), Assumption (south of Grand Bayou), Jefferson, Lafourche, Livingston (east & south of Highway 22), Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Mary (Morgan City Area), St. Tammany, Tangipahoa (east of Highway 51), Terrebonne & Washington Parishes
ZONE 4 - Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary (except Morgan City Area) & Vermilion Parishes
ZONE 5 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches (to the city of Natchitoches), Red River, Sabine & Webster Parishes
ZONE 6 - Caldwell, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn (north half) Parishes

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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| IRONWORKERS (BUILDING CONSTRUCTION) | | | | | |
| ZONE 1 | $8.98 | .30 | .35 | | .04 |
| ZONE 2 | 8.64 | .30 | .35 | | .015 |
| ZONE 3 | 8.50 | .30 | .35 | | .04 |
| ZONE 4 | 8.50 | .30 | .35 | | .04 |
| ZONE 5 | 6.65 | .30 | .35 | | .04 |
| ZONE 6 | 8.35 | .30 | .35 | | .025 |

AREA COVERED BY IRONWORKERS (BUILDING CONSTRUCTION) ZONES

ZONE 1 - All of Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist & St. Tammany Parishes; Parts of Lafourche, Livingston, St. James, Tangipahoa, Terrebonne & Washington Parishes (east of a straight line drawn from the Louisiana-Mississippi border, east of the city limits of Warrenton, Louisiana, southwest through Hammond, Louisiana to the Gulf of Mexico)

ZONE 2 - All of Ascension, Assumption, Avoyelles, East Baton Rouge, East Feliciana, Iberia, Iberville, Pointe Coupee, St. Helena, St. Martin, St. Mary, West Baton Rouge & West Feliciana Parishes; Parts of Acadia, Evangeline, Lafayette, St. Landry & Vermilion Parishes (east of a line drawn from the meeting point of the boundaries of the Parishes of Rapides, Avoyelles & Evangeline, southwest along the western city limits of Abbeville, Louisiana, to the Gulf of Mexico); Parts of Lafourche, Livingston, St. James, Tangipahoa, Terrebonne & Washington Parishes (west of a straight line drawn from the Louisiana-Mississippi border, west of the city limits of Warrenton, Louisiana, southwest through Hammond, Louisiana to the Gulf of Mexico); Parts of Catahoula, Concordia, LaSalle & Rapides Parishes (south of a line drawn from Natchez, Mississippi southwesterly to the city of Kolin, from there northwesterly through the city of Boyce to the Natchitoches Parish boundary)

ZONE 3 - All of Bossier, Caddo, DeSoto, Red River & Webster Parishes; Parts of Bienville, Claiborne, Natchitoches & Winn Parishes (west of a line drawn directly south from the Arkansas-Louisiana border through the cities of Arcadia & Clootierville); Part of Sabine Parish (north of a line drawn from the Natchitoches Parish boundary west through the city of Peason to the Texas-Louisiana border)

ZONE 4 - All of Caldwell, East Carroll, Franklin, Grant, Jackson, Lincoln, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes; Parts of Bienville, Claiborne, Natchitoches & Winn Parishes (east of a line drawn directly south from the Arkansas-Louisiana border through the cities of Arcadia & Clootierville); Parts of Madison Parish (except the cities of Mound, Delta & adjacent areas); Parts of Catahoula, Concordia, LaSalle & Rapides Parishes (north of a line drawn from Natchez, Mississippi southwesterly to the city of Kolin, from there northwesterly through the city of Boyce to the Natchitoches Parish boundary)

ZONE 5 - That part of Madison Parish (including the cities of Mound, Delta & adjacent areas)



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AREA COVERED BY IRONWORKERS (BUILDING CONSTRUCTION) ZONES (CONT'D)

ZONE 6 - All of Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes; Parts of Acadia, Evangeline, Lafayette, Rapides, St. Landry & Vermilion Parishes (west of a line drawn from the city of Kolin, southwest along the western city limits of Abbeville, Louisiana to the Gulf of Mexico and southwest of a line drawn from Kolin through Boyce to the Natchitoches-Rapides Parish boundary); Part of Sabine Parish (south of a line drawn from the Natchitoches Parish boundary west through the city of Peason to the Texas-Louisiana border)

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| IRONWORKERS (HIGHWAY CONSTRUCTION) | | | | | |
| ZONE 1 | $8.72 | | | | |
| ZONE 2 | 8.40 | | | | |
| ZONE 3 | 8.70 | | | | |
| ZONE 4 | 8.30 | | | | |
| ZONE 5 | 8.16 | | | | |
| ZONE 6 | 6.99 | | | | |
| ZONE 7 | 6.45 | | | | |
| ZONE 8 | 5.84 | | | | |

AREA COVERED BY IRONWORKERS (HIGHWAY CONSTRUCTION) ZONES

ZONE 1 - Jefferson & Orleans Parishes
ZONE 2 - Plaquemines, St. Bernard & St. Charles Parishes
ZONE 3 - East Baton Rouge Parish
ZONE 4 - Calcasieu Parish
ZONE 5 - Bossier & Caddo Parishes
ZONE 6 - Lafayette, Ouachita & Rapides Parishes
ZONE 7 - Acadia, Ascension, Bienville, Cameron, DeSoto, Iberia, Iberville, Jefferson Davis, Livingston, Red River, Richland, St. James, St. John the Baptist, St. Landry, St. Martin (that portion north of Iberia Parish), St. Tammany, Tangipahoa, Vermilion, Washington, Webster & West Baton Rouge Parishes
ZONE 8 - Allen, Assumption, Avoyelles, Beauregard, Caldwell, Catahoula, Claiborne, Concordia, East Carroll, East Feliciana, Evangeline, Franklin, Grant, Jackson, Lafourche, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Pointe Coupee, Sabine, St. Helena, St. Martin (that portion south of Iberia Parish), Tensas, Terrebonne, Union, Vernon, West Carroll, West Feliciana & Winn Parishes









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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS (BUILDING CONSTRUCTION) | | | | | |
| ZONE 1 | | | | | |
| GROUP 1 | $3.90 | .10 | | | |
| GROUP 2 | 4.05 | .10 | | | |
| GROUP 3 | 4.15 | .10 | | | |
| ZONE 2 | | | | | |
| GROUP 1 | 4.62 | .15 | .10 | | .05 |
| GROUP 2 | 4.82 | .15 | .10 | | .05 |
| ZONE 3 | | | | | |
| GROUP 1 | 5.83 | .15 | .10 | | |
| GROUP 2 | 5.93 | .15 | .10 | | |
| GROUP 3 | 5.98 | .15 | .10 | | |
| GROUP 4 | 6.79 | .15 | .10 | | |
| GROUP 5 | 6.35 | .15 | .10 | | |
| GROUP 6 | 6.09 | .15 | .10 | | |
| GROUP 7 | 5.88 | .15 | .10 | | |
| ZONE 4 | | | | | |
| GROUP 1 | 5.355 | .15 | .10 | | .10 |
| GROUP 2 | 5.455 | .15 | .10 | | .10 |
| GROUP 3 | 5.505 | .15 | .10 | | .10 |
| ZONE 5 | | | | | |
| GROUP 1 | 4.955 | .15 | .10 | | .10 |
| GROUP 2 | 5.055 | .15 | .10 | | .10 |
| GROUP 3 | 5.105 | .15 | .10 | | .10 |
| ZONE 6 | | | | | |
| GROUP 1 | 6.21 | .15 | .10 | | .05 |
| GROUP 2 | 6.31 | .15 | .10 | | .05 |
| GROUP 3 | 6.46 | .15 | .10 | | .05 |
| GROUP 4 | 6.34 | .15 | .10 | | .05 |
| GROUP 5 | 6.44 | .15 | .10 | | .05 |



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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE 7 | | | | | |
| GROUP 1 | $5.915 | .15 | .10 | | .05 |
| GROUP 2 | 6.055 | .15 | .10 | | .05 |
| GROUP 3 | 6.115 | .15 | .10 | | .05 |
| ZONE 8 | | | | | |
| GROUP 1 | 4.35 | .15 | .10 | | |
| GROUP 2 | 4.55 | .15 | .10 | | |
| GROUP 3 | 4.60 | .15 | .10 | | |
| GROUP 4 | 4.65 | .15 | .10 | | |
| GROUP 5 | 5.00 | .15 | .10 | | |
| ZONE 9 | | | | | |
| GROUP 1 | 4.90 | .15 | .10 | | |
| GROUP 2 | 5.00 | .15 | .10 | | |
| GROUP 3 | 5.05 | .15 | .10 | | |
| GROUP 4 | 5.10 | .15 | .10 | | |
| ZONE 10 | | | | | |
| GROUP 1 | 4.67 | .15 | .10 | | .05 |
| GROUP 2 | 4.77 | .15 | .10 | | .05 |
| GROUP 3 | 4.92 | .15 | .10 | | .05 |

CLASSIFICATION DEFINITIONS

LABORERS - ZONE 1

GROUP 1 - Building and labor construction
GROUP 2 - Stone mason helpers; mechanical tool operators; sewerman (bottom man, caulkers, tenders, joint wipers, hot pot, grade carriers, layers and ditchers & feet or over); tender of all crafts; sandblaster (nozzlemen); Sandblaster (pot tender); laying non-metallic pipe over 4 feet deep, including sewer pipe, drain pipe, and underground tile; septic tank diggers and installers, over 4 feet deep; gas & oil pipeline laborers and wrappers
GROUP 3 - Gunite tool operators

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LABORERS - ZONE 2

GROUP 1 - Building laborer; rotary drill laborers; foundation drill crewmen
GROUP 2 - Mason mixer; plaster mixer; mechanical tool operator; sandblaster; laying concrete pipe, clay pipe, plastic pipe, asbestos cement pipe, casing pipe and corrugated metal pipe, as sewer pipe, drain pipe, and underground tile (caulkers, joint wrappers, hot pot and pipe layers); gas and oil pipeline laborers, wrappers and dopers

LABORERS - ZONE 3

GROUP 1 - Building and general laborer; tenders (carpenter, plaster, cement finisher, mason); tank and vessel cleaners
GROUP 2 - Air tool operator (except jackhammer); interior of closed tanks and vessels power equipment
GROUP 3 - Mortar mixers and jackhammer operators
GROUP 4 - Plasterers
GROUP 5 - Plaster helpers; concrete cutters behind paving machine and guniters; form rakers and lines asphalt worker
GROUP 6 - Wiping joints, laying pipe and tile from purpcrte
GROUP 7 - Interior of closed tanks and vessels manually

LABORERS - ZONES 4 & 5

GROUP 1 - Building and general laborers, carpenter tenders
GROUP 2 - Power tool operators (hammer man, tamper, vibrators, power buggies, concrete chippers or cutters, chain saw operators, etc); pipelayers (non-metallic)
GROUP 3 - Mason tenders, plaster tenders, cement mix (wet or dry) tenders, hod carrier tender; mortar mixers & cement mixers (wet or dry)

LABORERS - ZONE 6

GROUP 1 - Building laborers
GROUP 2 - Laborers handling steel pans, stone masons helpers, mechanical tool operators, sewermen (bottom man, caulkers, tenders, joint wipers, hot pot, grade carriers, layers and ditchers 4 feet and over), sand blaster (nozzleman and pot tender), laying non-metallic pipe over 4 feet deep, septic diggers and installers over 4 feet deep, gas and oil pipeline laborers and wrappers
GROUP 3 - Gunite tool operators
GROUP 4 - Bricklayers tenders and mason tenders
GROUP 5 - Hod carriers using prime mover to serve a bricklayer; mortar mixers

LABORERS - ZONE 7

GROUP 1 - Common laborers
GROUP 2 - Jackhammermen, sewermen, mason tenders, plastorer tenders, stone masons helpers, vibratormen
GROUP 3 - Mortar mixers

LABORERS - ZONE 8

GROUP 1 - Common laborers; carpenter helpers; mason tenders (other than cement); plasterers' tenders; stone mason helpers; concrete workers; scaffold builders
GROUP 2 - Air tool operators (jackhammer, vibrator, and tamper), sewer pipe joiners and setters; concrete gutters; hod carriers; creosote materials handler; acid worker; mason tenders (cement); Mortar mixer (wet or dry); motorized buggy operator; water proofers (mastic); form setters (steel paving forms)
GROUP 3 - Chain saw operator
GROUP 4 - Asphalt raker, tamper, smoother and shovelers; sewer pipe layers; blaster helpers
GROUP 5 - Powderman



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LABORERS - ZONE 9

GROUP 1 - Building laborers
GROUP 2 - Mason tenders, plasterer tenders; Asphalt rakers, asphalt smoothers
GROUP 3 - Mortar mixers
GROUP 4 - Air jack operators, vibrator operators; Sewer pipe layers, sewer pipe wipers

LABORERS - ZONE 10

GROUP 1 - Laborers, tenders (bricklayers, stonemasons, cement masons, carpenter, plasterers); Stripping & dismantling; concrete form work; loading, unloading, carrying & handling steel & steel mesh; assisting to the setting of cut stone, granite or artifical stone; building scaffold; shoring
GROUP 2 - Mechanical tool operator (air, electric, motor, engine, etc.); Sewer pipe layers; mortar mixers (hand or machine); gunite operator
GROUP 3 - Pipe dopers & burners

AREA COVERED BY LABORERS (BUILDING CONSTRUCTION) ZONES

ZONE 1 - St. Tammany (as far south as Bayou Lacombe and east to the Mississippi State Line as defined) Tangipahoa (except that portion south of the line running due east from the western boundary of Tangipahoa Parish which follows the northern city limits of Independence, Louisiana to 20 miles east of U.S. Highway 51, than running south paralleling Highway 51 at a 20 mile distance to Lake Pontchartrain) & Washington Parishes
ZONE 2 - Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary & Vermilion Parishes
ZONE 3 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 4 - All of Ascension, East Baton Rouge, East Feliciana, Iberville, Pointe Coupee, West Baton Rouge & West Feliciana Parishes; Parts of Assumption, St. James, St. John the Baptist Parishes (north of a line drawn from the southern limits of the town of St. James in St. James Parish to the northern limits of the town of Napoleonville, in Assumption Parish & then directly west to the Parish line, all of St. James Parish except that part which is east of a line drawn from Lutcher, Louisiana to U.S. Highway 61 (Airline Highway) then west on U.S. 61 to Blind River and on a direct line to Manchac, Louisiana)
ZONE 5 - Livingston, St. Helena & Tangipahoa (south & west of a line running from the western parish line to a point directly east which touches the northern limits of the town of Independence, then directly south to Lake Pontchartrain) Parishes
ZONE 6 - Jefferson (except Grand Isle), Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Bantist (on the west bank of the Mississippi River and the portion of St. John the Baptist on the east bank of the Mississippi River as far as the Sycamore Inn at Lutcher and north to Blind River and Manchac) & St. Tammany (north as far as Bayou Lacombe, east to the Mississippi State Line at Pearlington) Parishes
ZONE 7 - Assumption (north of Napoleonville), Jefferson (Grand Isle), Lafourche, St. James (on the west bank and including the town of Vacherie) & Terrebonne Parishes
ZONE 8 - Avoyelles, Evangeline, Grant, LaSalle, Natchitoches, Rapides & Winn Parishes
ZONE 9 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River, Sabine & Webster Parishes
ZONE 10 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes









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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **LABORERS (HIGHWAY CONSTRUCTION)** | | | | | |
| **GROUP 1** | | | | | |
| ZONE 1 | $4.85 | .15 | .10 | | .05 |
| ZONE 2 | 4.55 | .15 | .10 | | .05 |
| ZONE 3 | 4.15 | .15 | .10 | | .05 |
| ZONE 4 | 4.85 | .15 | .10 | | .05 |
| ZONE 5 | 4.10 | .15 | .10 | | .05 |
| ZONE 6 | 3.85 | .15 | .10 | | .05 |
| ZONE 7 | 3.75 | .15 | .10 | | .05 |
| **GROUP 2** | | | | | |
| ZONE 1 | 4.95 | .15 | .10 | | .05 |
| ZONE 2 | 4.65 | .15 | .10 | | .05 |
| ZONE 3 | 4.25 | .15 | .10 | | .05 |
| ZONE 4 | 4.95 | .15 | .10 | | .05 |
| ZONE 5 | 4.20 | .15 | .10 | | .05 |
| ZONE 6 | 3.95 | .15 | .10 | | .05 |
| ZONE 7 | 3.85 | .15 | .10 | | .05 |
| **GROUP 3** | | | | | |
| ZONE 1 | 5.40 | .15 | .10 | | .05 |
| ZONE 2 | 5.10 | .15 | .10 | | .05 |
| ZONE 3 | 4.70 | .15 | .10 | | .05 |
| ZONE 4 | 5.40 | .15 | .10 | | .05 |
| ZONE 5 | 4.65 | .15 | .10 | | .05 |
| ZONE 6 | 4.40 | .15 | .10 | | .05 |
| ZONE 7 | 4.30 | .15 | .10 | | .05 |
| **GROUP 4** | | | | | |
| ZONE 1 | 5.65 | .15 | .10 | | .05 |
| ZONE 2 | 5.35 | .15 | .10 | | .05 |
| ZONE 3 | 4.95 | .15 | .10 | | .05 |
| ZONE 4 | 5.65 | .15 | .10 | | .05 |
| ZONE 5 | 4.85 | .15 | .10 | | .05 |
| ZONE 6 | 4.60 | .15 | .10 | | .05 |
| ZONE 7 | 4.50 | .15 | .10 | | .05 |



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CLASSIFICATION DEFINITIONS

GROUP 1 - Laborers, including but not limited to signalman, foundation driller, and demolishing and dismantling man
GROUP 2 - Raker, concrete spreader, carpenters helpers, distributor man, finishers helpers, formsetters helpers, jackhammer operator, jetting laborer, painters helpers, pit man, pipelayer or tile layer, power monkey helper, tamper, tree pruner, stone masons helper, stoker, asphalt raker, concrete shovelers, power tool operator and motorized buggy operator
GROUP 3 - Formsetter, head or master-high typo pavement
GROUP 4 - Powderman

AREA COVERED BY LABORERS (HIGHWAY CONSTRUCTION) ZONES

ZONE 1 - Jefferson, Orleans, Plaquemines, St. Bernard & St. Charles Parishes
ZONE 2 - East Baton Rouge Parish
ZONE 3 - Bossier & Caddo Parishes
ZONE 4 - Calcasieu Parish
ZONE 5 - Lafayette, Ouachita & Rapides Parishes
ZONE 6 - Acadia, Ascension, Bienville, Cameron, DeSoto, Iberia, Iberville, Jefferson Davis, Livingston, Red River, Richland, St. James, St. John the Baptist, St. Landry, St. Martin (that portion north of Iberia Parish), St. Tammany, Tangipahoa, Vermilion, Washington, Webster & West Baton Rouge Parishes
ZONE 7 - Allen, Assumption, Avoyelles, Beauregard, Caldwell, Catahoula, Claiborne, Concordia, East Carroll, East Feliciana, Evangeline, Franklin, Grant, Jackson, Lafourche, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Pointe Coupee, Sabine, St. Helena, St. Martin (that portion south of Iberia Parish), Tensas, Terrebonne, Union, Vernon, West Carroll, West Feliciana & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **LATHERS** | | | | | |
| ZONE 1 | $6.90 | | | | .01 |
| ZONE 2 | 7.93 | .20 | .20 | | .05 |
| ZONE 3 | 8.105 | .30 | | | .01 |
| ZONE 4 | 8.675 | | | | .01 |
| ZONE 5 | 6.40 | | | | .01 |

AREA COVERED BY LATHERS ZONES

ZONE 1 - All of Acadia, Ascension, East Baton Rouge, East Feliciana, Iberia, Iberville, Lafayette, Livingston, Pointe Coupee, St. Helena, St. Landry, St. Martin, Vermilion, West Baton Rouge & West Feliciana Parishes; Parts of Assumption & St. James Parishes (up to a 40 mile radius of Baton Rouge); Parts of Evangeline & St. Mary Parishes (up to a 40 mile radius of Lafayette)
ZONE 2 - All of Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany, Tangipahoa, Terrebonne & Washington Parishes; Parts of Assumption & St. James Parishes (beyond a 40 mile radius of Baton Rouge); Part of St. Mary Parish (beyond a 40 mile radius of Lafayette)
ZONE 3 - Allen, Beauregard, Calcasieu, Cameron, Evangeline (that portion beyond a 40 mile radius of Lafayette), Jefferson Davis & Vernon Parishes
ZONE 4 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Lincoln, Natchitoches, Red River & Webster Parishes
ZONE 5 - Rapides Parish

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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **LINE CONSTRUCTION** | | | | | |
| **ZONE 1** | | | | | |
| Linemen | $8.90 | .30 | 1%+.20 | | .03 |
| Operator hole digging equipment; operator, tractor with winch & derrick; operator line truck with winch & derrick working hot lines | 75%JR | .30 | 1%+.20 | | .03 |
| Operator using hole truck & trailer, or pole hauling & setting truck (not in energized lines) | 65%JR | .30 | 1%+.20 | | .03 |
| Operator using truck without winch; Groundman (starting rate to 1½ years service) | 45%JR | .30 | 1%+.20 | | .03 |
| Groundman (1½ years service or over) | 50%JR | .30 | 1%+.20 | | .03 |
| **ZONE 2** | | | | | |
| Linemen, line equipment & line truck operators | 9.00 | .30 | 1%+.35 | | 3/10% |
| Cable splicers | 9.25 | .30 | 1%+.35 | | 3/10% |
| **ZONE 3** | | | | | |
| Linemen, equipment operators | 8.95 | .35 | 1%+.20 | | 1/10% |
| Cable splicers | 9.20 | .35 | 1%+.20 | | 1/10% |
| Groundman | 6.95 | .35 | 1%+.20 | | 1/10% |
| **ZONE 4** | | | | | |
| Linemen & equipment operators | 9.05 | .25 | 1% | | |
| Cable splicers | 9.30 | .25 | 1% | | |
| Groundmen | 50%JR | .25 | 1% | | |
| **ZONE 5** | | | | | |
| Linemen & equipment operators | 8.25 | | 1% | .30 | 1/2% |
| Cable splicers | 8.50 | | 1% | .30 | 1/2% |
| Groundman | 60%JR | | 1% | .30 | 1/2% |
| **ZONE 6** | | | | | |
| Linemen & equipment operators | 8.45 | .30 | 1% | | 1/2% |
| Cable splicers | 8.95 | .30 | 1% | | 1/2% |
| Groundmen, 1st 6 months | 2.85 | .30 | 1% | | 1/2% |
| Groundmen, 2nd 6 months | 3.44 | .30 | 1% | | 1/2% |
| Groundmen, after 1 year | 3.73 | .30 | 1% | | 1/2% |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **ZONE 7** | | | | | |
| Linemen; Operators | $8.65 | .55 | 1% | | 1% |
| Cable splicers | 9.15 | .55 | 1% | | 1% |
| Groundmen | 6.75 | .55 | 1% | | 1% |

AREA COVERED BY LINE CONSTRUCTION ZONES

ZONE 1 - Assumption, Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Martin (southern segment), St. Mary (that portion northeast of the Atchafalaya River) & Terrebonne Parishes
ZONE 2 - Ascension, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. Landry, West Baton Rouge & West Feliciana Parishes
ZONE 3 - Allen, Beauregard, Calcasieu, Cameron & Jefferson Davis Parishes
ZONE 4 - Acadia, Iberia, Lafayette, St. Martin (southern segment), St. Mary (that portion northeast of the Atchafalaya River) & Vermilion Parishes
ZONE 5 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 6 - Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle, Natchitoches (that portion southeast of the Red River), Rapides, Sabine, Vernon & Winn Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches (that portion northeast of the Red River), Red River & Webster Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **MARBLE SETTERS** | | | | | |
| ZONE 1 | $9.05 | .25 | .20 | | .035 |
| ZONE 2 | 7.85 | .43 | .20 | | .02 |
| ZONE 3 | 8.00 | | | | |
| ZONE 4 | 7.12 | | .25 | | |
| ZONE 5 | 7.05 | | | | |
| ZONE 6 | 7.90 | | | | |

AREA COVERED BY MARBLE SETTERS ZONES

ZONE 1 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Tammany (extending northward to that part of St. Tammany Parish from the Tangipahoa Parish line on the west along U.S. Highway 190 through the lower limits of Covington, along State Highway 58 through the lower limits of Abita Springs and Talisheek and on a line due east from Talisheek to the Mississippi State Line) & Terrebonne Parishes
ZONE 2 - Acadia, Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis, Vermilion & Vernon Parishes
ZONE 3 - Iberia, Lafayette, St. Martin & St. Mary Parishes
ZONE 4 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 5 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 6 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, St. Helena, Tangipahoa, West Baton Rouge & West Feliciana Parishes







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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **MARBLE SETTERS' HELPERS** | | | | | |
| ZONE 1 | $6.05 | .25 | | | |
| ZONE 2 | 4.77 | .15 | .10 | | .05 |
| ZONE 3 | 3.00 | | | | |

AREA COVERED BY MARBLE SETTERS' HELPERS ZONES

ZONE 1 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, St. Bernard, St. Charles, St. Helena, St. James, St. John the Baptist, St. Tammany (extending northward to that part of St. Tammany Parish from the Tangipahoa Parish line on the west along U.S. Highway 190 through the lower limits of Covington, along State Highway 58, through the lower limits of Abita Springs and Talisheek and on a line due east from Talisheek to the Mississippi State Line), Tangipahoa, Terrebonne, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes
ZONE 3 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River, Webster & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **MILLWRIGHTS** | | | | | |
| ZONE 1 | $8.995 | | | | .05 |
| ZONE 2 | 9.14 | .20 | .20 | | .04 |
| ZONE 3 | 9.655 | | | | .03 |
| ZONE 4 | 7.635 | .30 | | | |
| ZONE 5 | 7.80 | | | | |
| ZONE 6 | 8.15 | .30 | .25 | | .03 |
| ZONE 7 | 7.45 | | | | |
| ZONE 8 | 8.15 | .35 | .20 | | .05 |
| ZONE 9 | 9.38 | .20 | | | |

AREA COVERED BY MILLWRIGHTS ZONES

ZONE 1 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 2 - Ascension (south of the Mississippi River), Assumption, Iberia (northeast of the Atchafalaya River), Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James (south of the Mississippi River), St. John the Baptist, St. Martin (southern segment), St. Mary (northeast of the Atchafalaya River), St. Tammany (southern portion), Tangipahoa (remainder of Parish not covered by Zone 9) & Terrebonne Parishes
ZONE 3 - Ascension (north of the Mississippi River), East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. James (north of the Mississippi River), West Baton Rouge & West Feliciana Parishes
ZONE 4 - Acadia, Evangeline, Iberia (west of the Atchafalaya River), Lafayette, St. Landry, St. Martin (west of the Atchafalaya River), St. Mary (west of the Atchafalaya River) & Vermilion Parishes



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AREA COVERED BY MILLWRIGHTS ZONES (CONT'D)

ZONE 5 - Avoyelles, Grant, LaSalle & Rapides Parishes
ZONE 6 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 7 - Natchitoches & Sabine Parishes
ZONE 8 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 9 - Parts of St. Tammany & Tangipahoa (north of I-12 from the Mississippi State Line to the western boundary of Tangipahoa Parish) & Washington Parish

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| **PAINTERS** | | | | | |
| **ZONE 1** | | | | | |
| GROUP 1 - Brush, wood or wall, rollers | $8.06 | | | | |
| GROUP 2 - Brush on steel, buffer on wood or wall | 8.185 | | | | |
| GROUP 3 - Paperhanging, taping & floating | 8.26 | | | | |
| GROUP 4 - Spray, wood & wall | 8.405 | | | | |
| GROUP 5 - Steeplejack, sandblasting, spider operator, rubberizing & pyroflexing, steam jennies, spray on steel | 8.545 | | | | |
| **ZONE 2** | | | | | |
| GROUP 1 - Brush; taping; floating & texture | 6.45 | | .10 | | |
| GROUP 2 - Industrial & steel | 7.12 | | .10 | | |
| GROUP 3 - All spray painting; roller operator & using of mitts; All power tools for cleaning & preparing surfaces for painting; All work on stacks, steeples, flag poles and all towers and tanks over 50 feet; All work off swing stags, bosun chair and spiders; All work with creosote material or any similar material as service cement paint | 6.70 | | .10 | | |

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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE 3 | | | | | |
| GROUP 1 - Painters, paperhangers and sheetrock tapers & floaters | $6.955 | .275 | .30 | | .05 |
| GROUP 2 - Structural steel painters of new buildings under construction; the following overall of 30 feet; tanks, air conditioning, towers, smoke stacks, sprinkler systems, wharves and structural steel in old buildings; spray painters, swing stage painters | 7.33 | .275 | .30 | | .05 |
| GROUP 3 - Industrial | 8.205 | .275 | .30 | | .05 |
| ZONE 4 | | | | | |
| GROUP 1 - Brush | 6.60 | | | | |
| GROUP 2 - Industrial & steel | 6.97 | | | | |
| GROUP 3 - Hand tools or automatic tools to finish gypsum board; spray; sandblasting - 25¢ per hour above rate for brush | | | | | |
| GROUP 4 - All power tools; All stacks, steeples, flag poles, swing stages & window jacks; All towers, tanks & structural steel over 50 ft. high - 25¢ per hour above journeyman rate | | | | | |
| ZONE 5 | | | | | |
| GROUP 1 - Commercial brush | 6.00 | | | | |
| GROUP 2 - Industrial | 6.60 | | | | |
| GROUP 3 - Roller, power tools; sheetrock finishers | 6.25 | | | | |
| GROUP 4 - Spray, sandblasting | 7.55 | | | | |
| ZONE 6 | | | | | |
| GROUP 1 - Painters, paperhangers, tapers, floaters; Commercial steel, such as churches or any commercial building with closed roof deck or walls | 5.90 | | | | |
| GROUP 2 - Other commercial work, brush spray, stage, window jacks, flagpoles and steeple work | 6.25 | | | | |
| GROUP 3 - All industrial work including sandblasting or power tools of any kind | 6.75 | | | | |



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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE 7 | | | | | |
| GROUP 1 - Painters, tape & float & paperhangers; stage, window jacks & structural steel | $7.75 | | | | |
| GROUP 2 - Stage, window jacks & structural steel over 30 feet | 8.00 | | | | |
| GROUP 3 - Stage, window jacks & structural steel over 75 feet | 8.25 | | | | |
| GROUP 4 - Sandblasting, spray | 8.35 | | | | |
| ZONE 8 | | | | | |
| GROUP 1 - Painters, paperhangers, tapers, floaters | 6.30 | | | | |
| GROUP 2 - Stage window jacks, bosun chairs; structural steel, rollers, equipment painting; sandblasting, spray; stack, sign tank painting, steeple jack work | 7.30 | | | | |
| GROUP 3 - Structural steel, brush | 6.80 | | | | |

AREA COVERED BY PAINTERS ZONES

ZONE 1 - Allen (except northeast corner), Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 2 - Ascension (north & west of Highway 22), Assumption (north of Grand Bayou), East Baton Rouge, East Feliciana, Iberville, Livingston (north & west of Highway 22), Pointe Coupee, St. Helena, Tangipahoa (west of Highway 51), West Baton Rouge & West Feliciana Parishes
ZONE 3 - Ascension (east & south of Highway 22), Assumption (south of Grand Bayou), LaFourche, Livingston (east & south of Highway 22), Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Mary (Morgan City Area), St. Tammany (southern portion) & Terrebonne Parishes
ZONE 4 - Acadia, Iberia, Lafayette, St. Landry (south half), St. Martin, St. Mary (except Morgan City Area) & Vermillion Parishes
ZONE 5 - St. Tammany (northern portion), Tangipahoa (east of Highway 51) & Washington Parishes
ZONE 6 - Allen (northeast corner), Avoyelles, Catahoula, Evangeline, Grant, LaSalle, Natchitoches (south half), Rapides, St. Landry (north half) & Winn (south half) Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches (to city of Natchitoches), Red River, Sabine & Webster Parishes
ZONE 8 - Caldwell, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn (north half) Parishes









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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PILEDRIVERMEN | | | | | |
| ZONE 1 | $7.10 | .20 | | | |
| ZONE 2 | 7.65 | .20 | .25 | | .04 |
| ZONE 3 | 8.92 | .20 | .20 | | .04 |
| ZONE 4 | 7.565 | .30 | .23 | | .05 |
| ZONE 5 | 7.55 | | | | |
| ZONE 6 | 7.90 | .30 | .25 | | .03 |
| ZONE 7 | 7.20 | | | | |
| ZONE 8 | 7.75 | .35 | .20 | | .05 |

AREA COVERED BY PILEDRIVERMEN ZONES

ZONE 1 - Parts of St. Tammany & Tangipahoa (north of I-12 from the Mississippi State Line to the western boundary of Tangipahoa Parish) & Washington Parishes
ZONE 2 - Ascension (north of the Mississippi River), East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, St. James (north of the Mississippi River), West Baton Rouge & West Feliciana Parishes
ZONE 3 - Ascension (south of the Mississippi River), Assumption, Iberia (northeast of the Atchafalaya River), Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James (south of the Mississippi River), St. John the Baptist, St. Martin (southern segment), St. Mary (northeast of the Atchafalaya River), St. Tammany (southern portion), Tangipahoa (remainder of Parish not covered by Zone 1) & Terrebonne Parishes
ZONE 4 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 5 - Avoyelles, Grant, LaSalle & Rapides Parishes
ZONE 6 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 7 - Natchitoches & Sabine Parishes
ZONE 8 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes



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| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLASTERERS | | | | | |
| ZONE 1 | $6.20 | | | | |
| ZONE 2 | 6.50 | | | | .01 |
| ZONE 3 | 7.87 | | | | |
| ZONE 4 | 7.05 | | | | .01 |
| ZONE 5 | 7.05 | .30 | .20 | | .03 |
| ZONE 6 | 5.50 | | | | .01 |
| ZONE 7 | 8.35 | | | .50 | |
| ZONE 8 | 8.05 | | .25 | | |
| ZONE 9 | 7.75 | | .30 | | |

AREA COVERED BY PLASTERERS ZONES

ZONE 1 - St. Tammany (northern half including Covington north of Highway 190) & Washington Parishes
ZONE 2 - Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary & Vermillion Parishes
ZONE 3 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 4 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. James, St. Helena, Tangipahoa, West Baton Rouge & West Feliciana Parishes
ZONE 5 - Jefferson, Lafourche, Orleans, Plaquemines, St. Barnard, St. Charles, St. John the Baptist, St. Tammany (parish line on the west along U.S. Highway 190 through the lower limits of Covington and Abita Springs along State Highway 435 to Talishook and on a line due east from Talisheek to the Mississippi State Line) & Terrebonne Parishes
ZONE 6 - Avoyelles, Catahoula, Concordia, Evangeline, Grant, LaSalle & Rapides Parishes
ZONE 7 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 8 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 9 - Natchitoches & Sabine Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLUMBERS & PIPEFITTERS | | | | | |
| ZONE 1 | $9.70 | .40 | .60 | | .06 |
| ZONE 2 | 8.70 | .465 | .575 | | .035 |
| ZONE 3 | 7.65 | .40 | .25 | | .10 |
| ZONE 4 | 7.82 | .35 | .55 | | .02 |
| ZONE 5 | 7.94 | | .30 | .55 | .09 |
| ZONE 6 | 8.88 | .42 | .47 | | .08 |





XUM

DECISION NO LA75-4141

AREA COVERED BY PLUMBERS & PIPEFITTERS ZONES

ZONE 1 - Jefferson, Lafourche (except small portion of western part of Parish), Livingston (northeast corner), Orleans, Plaquemines, St. Bernard, St. Charles, St. James (northern 2/3 of Parish), St. John the Baptist, St. Tammany, Tangipahoa (southern 1/2 of Parish), Terrebonne (eastern 1/3 of Parish) & Washington Parishes

ZONE 2 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia (eastern 1/2 of Parish), Iberville, Lafayette (small portion of western part of Parish), Livingston (except northeast corner), Pointe Coupee (except northwest corner), St. Helena, St. James (western 1/3 of Parish), St. Landry (eastern 2/3 of Parish), St. Martin (southern part of eastern 1/2 of Parish), St. Mary (except western tip), Tangipahoa (northern 1/2 of Parish), Terrebonne (western 2/3 of Parish), West Baton Rouge & West Feliciana Parishes

ZONE 3 - Allen (northeast corner), Avoyelles, Evangeline (except southeast corner), Grant, Natchitoches (south of Highway 84 & 86 from Winnfield to Natchitoches & southeast from Natchitoches to Anacoco through Ballwood), Rapides, Vernon (northeast of Highway 10) & Winn Parishes (south of a line drawn from Natchitoches through Winnfield to Standard); Parts of Catahoula, Concordia & LaSalle Parishes (south of a line drawn from Standard southeast through Harrisonburg to the junctions of U.S. 84 & State Route 15 and west of a line drawn from that junction to the meeting place of the Concordia-West Feliciana Parish line)

ZONE 4 - All of Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes; Parts of Catahoula, Concordia & LaSalle Parishes (north of a line drawn from Standard southeast through Harrisonburg to the junctions of U.S. 84 &State Hour. 15 & east of a line drawn south from that junction to the meeting place of the Concordia-West Feliciana Parish Line); Part of Winn Parish (east of a line drawn from Winnfield to the junction of the Parish boundaries of Winn, Bienville & Jackson & north of a line drawn east from Winnfield to Standard)

ZONE 5 - All of Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River, Sabine & Webster Parishes; Parts of Natchitoches & Vernon Parishes (northwest from a line drawn from Natchitoches to Anacoco through Ballwood & north of Highway 111 between Anacoco & Hoddens); Part of Winn Parish (west of a line drawn from Winnfield to the junction of the Parish boundaries of Winn, Bienville & Jackson)

ZONE 6 - Acadia, Allen (except northeast corner), Beauregard, Calcasieu, Cameron, Evangeline (southwest corner), Iberia (western 1/2 of Parish), Jefferson Davis, Lafayette, Pointe Coupee (northwest corner), St. Landry (western 1/3 of Parish), St. Martin (west of Highway 31), St. Mary (western tip), Vermilion & Vernon (south of Highway 111 & southwest of Highway 10) Parishes









DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION) | | | | | |
| ZONE 1 (Excluding Residential Construction in Cameron & Rossier Parishes) | | | | | |
| GROUP 1 | $5.97 | .25 | .39 | | .05 |
| GROUP 2 | 6.24 | .25 | .39 | | .05 |
| GROUP 3 | 6.52 | .25 | .39 | | .05 |
| GROUP 4 | 6.57 | .25 | .39 | | .05 |
| GROUP 5 | 6.84 | .25 | .39 | | .05 |
| GROUP 6 | 8.01 | .25 | .39 | | .05 |
| ZONE 2 & 3 | | | | | |
| GROUP 1 | 6.21 | .25 | .15 | | .05 |
| GROUP 2 | 6.48 | .25 | .15 | | .05 |
| GROUP 3 | 6.76 | .25 | .15 | | .05 |
| GROUP 4 | 6.81 | .25 | .15 | | .05 |
| GROUP 5 | 7.08 | .25 | .15 | | .05 |
| GROUP 6 | 8.25 | .25 | .15 | | .05 |
| ZONE 4 | | | | | |
| GROUP 1 | 6.06 | .25 | .30 | | .05 |
| GROUP 2 | 6.33 | .25 | .30 | | .05 |
| GROUP 3 | 6.61 | .25 | .30 | | .05 |
| GROUP 4 | 6.66 | .25 | .30 | | .05 |
| GROUP 5 | 6.93 | .25 | .30 | | .05 |
| GROUP 6 | 8.10 | .25 | .30 | | .05 |
| ZONE 5 | | | | | |
| GROUP 1 | 6.125 | .25 | .39 | | .05 |
| GROUP 2 | 5.89 | .25 | .39 | | .05 |
| GROUP 3 | 5.72 | .25 | .39 | | .05 |
| GROUP 4 | 6.335 | .25 | .39 | | .05 |
| GROUP 5 | 8.185 | .25 | .39 | | .05 |
| GROUP 6 | 6.66 | .25 | .39 | | .05 |
| GROUP 7 | 7.19 | .25 | .39 | | .05 |



DECISION NO. LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE 6 | | | | | |
| GROUP 1 | $6.23 | .25 | .30 | | .05 |
| GROUP 2 | 5.81 | .25 | .30 | | .05 |
| GROUP 3 | 5.64 | .25 | .30 | | .05 |
| GROUP 4 | 6.00 | .25 | .30 | | .05 |
| GROUP 5 | 6.56 | .25 | .30 | | .05 |
| GROUP 6 | 7.44 | .25 | .30 | | .05 |
| GROUP 7 | 8.25 | .25 | .30 | | .05 |
| GROUP 8 | 8.50 | .25 | .30 | | .05 |
| GROUP 9 | 8.75 | .25 | .30 | | .05 |
| GROUP 10 | 9.00 | .25 | .20 | | .05 |
| ZONE 7 | | | | | |
| GROUP 1 | 8.92 | .25 | .39 | | .05 |
| GROUP 2 | 9.17 | .25 | .39 | | .05 |
| GROUP 3 | 6.51 | .25 | .39 | | .05 |
| GROUP 4 | 6.87 | .25 | .39 | | .05 |
| GROUP 5 | 7.42 | .25 | .39 | | .05 |
| GROUP 6 | 8.67 | .25 | .39 | | .05 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS - ZONES 1, 2, 3 & 4

GROUP 1 - Oiler

GROUP 2 - Mechanic helper

GROUP 3 - Oiler-Driver

GROUP 4 - Scaleman

GROUP 5 - Air compressor; Asphalt Plant Operator; Bulldozers, D-4 and equivalent & under; Bullfloats; Concrete Spreader; Finishing Machines; Concrete Mixer (16-s or less); Concrete Saw; Distributors (Bitum Surface); Dowell Bar Machine; Farm-Type Tractor (with all attachments except backhoe); Fireman; Fork Lifts (other than setting steel, machinery or pipe); Hoist, 1 drum or less than 4 stories); Kolum Buff Machine; Pull Cats; Pump (3" and over); Pump, concrete (under 6"); Rollers, except on asphalt or brick; Streddle Buggies; Sweepers on streets & roads (Motorized); Winch Truck, A-Frame (other than handling steel or pipe)

GROUP 6 - Asphalt Spreader; Backhoe; Bulldozer, over D-4 and equivalent; Cableways; Concrete Mixer, over 16-s; Cranes; Derricks; Ditching or Trenching Machines; Draglines; Fork Lifts (setting steel, machinery or pipe); Front-End Loaders (except Farm-type tractors); Grease Serviceman; Hoist, 1 drum, 4 stories or more or 40 feet (on structures other than buildings); Hoist, 2 drums and over; Hydrolifts; Heavy Duty Mechanic; Motor Patrols; Piledrivers; Pump, concrete (6" & over); Road Pavers; Rollers on asphalt or brick; Scoopmobiles; Scrapers; Sideboom Cats; Shovels; Tractorvators; Welder, journeyman; Well Point System; Winch Cats (hoisting); Winch Truck, A-Frame (handling steel or pipe)



DECISION NO. LA75-4141

POWER EQUIPMENT OPERATORS - ZONE 5

GROUP 1 - Scale operator; Oiler-Driver on Motor Crane; Batch Plant Operator

GROUP 2 - Pumps under 3 inch suction; Mechanic Helper

GROUP 3 - Oiler

GROUP 4 - Fireman

GROUP 5 - Combination Oiler-Compressor; Combination Oiler-Fireman; Asphalt Spreader; Backhoe (all types); Bulldozers; Cableways; Cherry Pickers (all types); Concrete Mixers (over 1 sack); Cranes; Deck Winch (2 drums or over); Front End Loaders (except farm type); Grease Serviceman; Hoist (1 drum, 4 stories, or 40 feet) on construction other than buildings; Hoist (2 drums or over); Locomotives (all types); Mechanic; Mixer Plant Operator, Central Mix; Motor Patrols; Piledrivers; Pull Cat; Pump Crete, 6" and over discharge; Push Cat; Road Pavers; Derricks; Ditching or Trenching Machines (riding type); Draglines; Dredges; Fork Lifts (other than farm type) outside warehouses; Foundation Drill; Rollers (plant mix asphalt); Scrapers; Shovels; Sidebooms; Unit Operator; Welder, journeyman; Well Point System; Whirleys; Winch Cats (Cat D-6 and over); Winch Trucks with A-Frame (5 tons and over); Work Boats, requiring licensed operator

GROUP 6 - Bush Hog; Compressors; Concrete Pumps, under 6" discharge; Concrete Saw; Kolum Buff Machines; Mixers (1 sack and under); Motorized street sweepers self-propelled; Pumps (3 inch and over); Deck Winch (1 drum); Distributors; Dowel Bar Machine; Farm-type tractors (when used to pull discs, grass cutters, etc.); Test Pump, Internal, combustion engine powered; Ditching or Trenching Machines (non-riding type); Water Blast Pumps; Hoist, 1 drum under 4 stories on buildings; Hoist, 1 drum (40 feet or under on structures other than buildings)

GROUP 7 - Asphalt Plant Operator; Boom Trucks; Bullfloats; Concrete Spreader; Farm Type Front End Loaders; Rollers (other than plant mix asphalt); Straddle Buggies; Winch Truck with A-Frame (under 5 tons); Work Boat, not requiring licensed operator; Finishing Machines

POWER EQUIPMENT OPERATORS - ZONE 6

GROUP 1 - Snatch Cat; Pumps, 3 inch suction or more

GROUP 2 - Pumps, under 3 inch suction; Mechanic Helper

GROUP 3 - Oiler

GROUP 4 - Batch Plant Operator

GROUP 5 - Air Compressor; Asphalt Plant Engineer; Blade Grader; Distributor (Bitum Surface); Finishing Machine (Concrete, Paving); Hoist, 1 drum, less than 4 stories); Concrete Mixer under 16S; Oiler Driver; Pump Crete; Street and Road Sweeper; Roller (except on asphalt or brick); Roller, asphalt or brick (under 5 tons); Post-Hole Digger; Tractor operated Bush Hog and similar grass or bush cutting equipment

GROUP 6 - A-Frame Truck; Bulldozer, under 6; Crew Boat Operator; Fireman; Fork Lift; Straddle Buggy; Traxcavator, Scoopmobile and similar front-end loading equipment with Scoopmobile or Bucket under one (1) cubic yard capacity; Locomotive; Well Point System; Unit Operator; Hoist, 1 drum, 4 stories or over

GROUP 7 - Backhoe; Cableway; Concrete Mixer, 16S & up; Crane; Derrick; Dragline; Dredge; Equipment Maintenance Mechanic; Hoist, 2 drum; Locomotive Crane; Paving Mixer; Piledriver; Road Paver; Roller on Asphalt or Brick (5 tons & over); Shovel; Sideboom Cat; Bulldozer, 6 and over; Motor Patrol; Scraper; Hydrolift Crane; Hydrolift Truck, Yard Crane; Cherry Picker, etc.; Foundation Boring and Reaming Machine; Cement Stabilizer; Trenching Machine; Asphalt Spreader; Traxcavator and similar front-end loading equipment with scoop or bucket of one (1) cubic yard or more capacity; Tug Boat Operator; Turnapull; Euclid, DW-10 and other similar self-loading earth moving equipment; Concrete Pump (not Pump Crete)

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POWER EQUIPMENT OPERATORS - ZONE 6 (CONT'D)

GROUP 8 - Crane Operator, 50 tons & over; Crane Operator, Boom 100 feet & over; Piledriver Operator, Leads 100 feet & over

GROUP 9 - Crane Operator, 100 tons & over; Crane Operator, Boom 150 feet & over; Piledriver Operator, Leads 150 feet & over

GROUP 10 - Crane Operator, Boom 250 feet & over; Piledriver Operator, Leads over 250 feet

POWER EQUIPMENT OPERATORS - ZONE 7

GROUP 1 - Assistant Master Mechanic

GROUP 2 - Master Mechanic.

GROUP 3 - Oilers

GROUP 4 - Batch Plant Operators; Mechanic Helpers; Oilers (Drivers)

GROUP 5 - A-frame truck, except when working with ironworkers or pipefitters; Air Compressor; Asphalt Plant Engineers; Asphalt Finisher, Screed Box; Blade Graders; Boat Operator; Bullfloats; Concrete Joining Machines; Concrete Mixers, 16s and under; Concrete Spreader; Crusher Operator; Deck Winch Operator (1); Distributors, Asphalt "Ditch Witch" and similar equipment; Electric Elevators (inside); Finishing Machine; Fireman; Form Graders; Fork Lifts; Hoist, 1 drum, under 6 stories; Power Subgrader; Pug Mill Operators; Pull Tractors; Pump, Pump Crete; Rollers, except on brick and asphalt; Rubber tired Front End Loader (with or without blade attachments) less than 1 cu. yd. capacity; Skate Operator; Scoopmobile; Snatch Cats; Spray Machines; Stabilizers, less than 3 drums; Straddle-Buggy; Track Machines and equivalent Machines; Tractors or Bulldozers smaller than D-6

GROUP 6 - A-Frame Truck, when working with ironworkers and pipefitters; Bulldozers D-6 and larger; Cable Ways; Concrete Mixers, over 16-s paving machines; Cranes, Derricks; Draglines and Clam Shells; Deck Winches (2); Gradealls; Hi-Ho and similar type equipment; Hoist, 1 drum, 4 stories and over; Hoists, 2 drums or more; Hydro cranes; Mechanic; Motor Patrols; Piledrivers; Rollers on brick and asphalt; Rubber Tired Front End Loader, with or without attachments, 1 cu. yd. capacity or more; Scrapers; Shovels; Backhoes (all types); Sideboom Cats; Stabilizers, 3 drums or more; Traxcavators; Trenching Machines; Unit Operator; Welder, journeymen; Well Point Systems (gas, diesel, electric, etc.); Concrete Pump/Boom Combinations

AREA COVERED BY POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION) ZONES

ZONE 1 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes

ZONE 2 - All of Acadia, Lafayette & Vermilion Parishes; Parts of Iberia, St. Martin & St. Mary Parishes (west of a line drawn from the city of Berwick to the junction of the Iberville-St. Landry Parishes border)

ZONE 3 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes

ZONE 4 - Avoyelles, Evangeline, Grant, LaSalle, Natchitoches, Rapides, Sabine, St. Landry & Winn Parishes

ZONE 5 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes

ZONE 6 - All of Ascension, East Baton Rouge, East Feliciana, Iberville, Pointe Coupee, St. Helena, West Baton Rouge & West Feliciana Parishes; Parts of Assumption & St. James Parishes (northwest of a straight line drawn from the city of Berwick to the city of Lutcher); Parts of Iberia & southern & northern St. Martin Parishes (east and west of a line from the city of Berwick north to the eastern boundary of the city of Krotz Springs); Parts of Livingston, Tangipahoa & Washington Parishes (west of a line drawn north from the city of Lutcher to the east side of the city of Hammond to the Louisiana-Mississippi border)



DECISION NO LA75-4141

AREA COVERED BY POWER EQUIPMENT OPERATORS (BUILDING CONSTRUCTION) ZONES (CONT'D)

ZONE 7 - All of Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany & Terrebonne Parishes; Parts of Assumption, Livingston, St. James, St. Martin, St. Mary, Tangipahoa & Washington Parishes (that part of southeastern Louisiana bounded on the north by the State of Mississippi, on the east by the State of Mississippi and the Mississippi Sound, on the south by the Gulf of Mexico and on the west by a line drawn as follows: beginning at a point on the Louisiana-Mississippi boundary in Washington Parish, Louisiana, due north of the town of Bayley, Louisiana, thence southeasterly in a straight line to a point on the east bank of the Mississippi River at the southernmost point of Lutcher (including Gramercy in the area), thence in a more southwesterly direction in a straight line to midstream of the Atchafalaya River at Morgan City-Berwick (including Morgan City in this area), thence southerly on a line following midstream of the Atchafalaya River to Atchafalaya Bay and in a line due south to the Gulf of Mexico)

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS (HIGHWAY CONSTRUCTION) | | | | | |
| GROUP 1 | | | | | |
| ZONE 1 | $8.15 | .25 | .30 | | .05 |
| ZONE 2 | 8.02 | .25 | .30 | | .05 |
| ZONE 3 | 7.80 | .25 | .30 | | .05 |
| ZONE 4 | 7.96 | .25 | .30 | | .05 |
| ZONE 5 | 6.69 | .25 | .30 | | .05 |
| ZONE 6 | 6.14 | .25 | .30 | | .05 |
| ZONE 7 | 5.53 | .25 | .30 | | .05 |
| GROUP 2 | | | | | |
| ZONE 1 | 8.40 | .25 | .30 | | .05 |
| ZONE 2 | 8.27 | .25 | .30 | | .05 |
| ZONE 3 | 8.05 | .25 | .30 | | .05 |
| ZONE 4 | 8.21 | .25 | .30 | | .05 |
| ZONE 5 | 6.94 | .25 | .30 | | .05 |
| ZONE 6 | 6.39 | .25 | .30 | | .05 |
| ZONE 7 | 5.78 | .25 | .30 | | .05 |

NOTICES

32598

FEDERAL REGISTER, VOL. 40, NO. 149—FRIDAY, AUGUST 1, 1975



DECISION NO. LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP 3 | | | | | |
| ZONE 1 | $7.90 | .25 | .30 | | .05 |
| ZONE 2 | 7.77 | .25 | .30 | | .05 |
| ZONE 3 | 7.55 | .25 | .30 | | .05 |
| ZONE 4 | 7.71 | .25 | .30 | | .05 |
| ZONE 5 | 6.44 | .25 | .30 | | .05 |
| ZONE 6 | 5.89 | .25 | .30 | | .05 |
| ZONE 7 | 5.28 | .25 | .30 | | .05 |
| GROUP 4 | | | | | |
| ZONE 1 | 6.93 | .25 | .30 | | .05 |
| ZONE 2 | 6.88 | .25 | .30 | | .05 |
| ZONE 3 | 6.66 | .25 | .30 | | .05 |
| ZONE 4 | 6.67 | .25 | .30 | | .05 |
| ZONE 5 | 5.58 | .25 | .30 | | .05 |
| ZONE 6 | 5.02 | .25 | .30 | | .05 |
| ZONE 7 | 4.46 | .25 | .30 | | .05 |
| GROUP 5 | | | | | |
| ZONE 1 | 6.64 | .25 | .30 | | .05 |
| ZONE 2 | 6.17 | .25 | .30 | | .05 |
| ZONE 3 | 6.17 | .25 | .30 | | .05 |
| ZONE 4 | 6.16 | .25 | .30 | | .05 |
| ZONE 5 | 5.02 | .25 | .30 | | .05 |
| ZONE 6 | 4.48 | .25 | .30 | | .05 |
| ZONE 7 | 3.97 | .25 | .30 | | .05 |
| GROUP 6 | | | | | |
| ZONE 1 | 6.06 | .25 | .30 | | .05 |
| ZONE 2 | 5.56 | .25 | .30 | | .05 |
| ZONE 3 | 5.56 | .25 | .30 | | .05 |
| ZONE 4 | 5.56 | .25 | .30 | | .05 |
| ZONE 5 | 4.86 | .25 | .30 | | .05 |
| ZONE 6 | 4.31 | .25 | .30 | | .05 |
| ZONE 7 | 3.81 | .25 | .30 | | .05 |



DECISION NO. LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP 7 | | | | | |
| ZONE 1 | $5.79 | .25 | .30 | | .05 |
| ZONE 2 | 5.28 | .25 | .30 | | .05 |
| ZONE 3 | 5.28 | .25 | .30 | | .05 |
| ZONE 4 | 5.26 | .25 | .30 | | .05 |
| ZONE 5 | 4.86 | .25 | .30 | | .05 |
| ZONE 6 | 4.31 | .25 | .30 | | .05 |
| ZONE 7 | 3.81 | .25 | .30 | | .05 |
| GROUP 8 | | | | | |
| ZONE 1 | 6.95 | .25 | .30 | | .05 |
| ZONE 2 | 6.88 | .25 | .30 | | .05 |
| ZONE 3 | 6.66 | .25 | .30 | | .05 |
| ZONE 4 | 6.67 | .25 | .30 | | .05 |
| ZONE 5 | 5.58 | .25 | .30 | | .05 |
| ZONE 6 | 5.02 | .25 | .30 | | .05 |
| ZONE 7 | 4.46 | .25 | .30 | | .05 |
| GROUP 9 | | | | | |
| ZONE 1 | 7.20 | .25 | .30 | | .05 |
| ZONE 2 | 7.13 | .25 | .30 | | .05 |
| ZONE 3 | 6.91 | .25 | .30 | | .05 |
| ZONE 4 | 6.92 | .25 | .30 | | .05 |
| ZONE 5 | 5.83 | .25 | .30 | | .05 |
| ZONE 6 | 5.27 | .25 | .30 | | .05 |
| ZONE 7 | 4.71 | .25 | .30 | | .05 |
| GROUP 10 | | | | | |
| ZONE 1 | 6.06 | .25 | .30 | | .05 |
| ZONE 2 | 5.53 | .25 | .30 | | .05 |
| ZONE 3 | 5.53 | .25 | .30 | | .05 |
| ZONE 4 | 5.53 | .25 | .30 | | .05 |
| ZONE 5 | 5.11 | .25 | .30 | | .05 |
| ZONE 6 | 4.56 | .25 | .30 | | .05 |
| ZONE 7 | 4.06 | .25 | .30 | | .05 |

NOTICES

32599

FEDERAL REGISTER, VOL. 40, NO. 149—FRIDAY, AUGUST 1, 1975

DECISION NO. LA75-4141

CLASSIFICATION DEFINITIONS

GROUP 1 - 60 ton crane & over; Crane with 125' boom
GROUP 2 - Crane with 175' boom
GROUP 3 - Heavy Duty Operators-Crane all types; deck winches (2); Hi-lo and similar type equipment; three drum (or more) stabilizers; pullo all types; concrete mixer one yard and over; all pavers; ditching or trenching machines (track type); mechanics and equipment welders; well-point systems; hoist, two drums or more; hoist, one drum, forty vertical feet or more; scrapers; bull-dozers, rubber-tired or track other than farm-type; snowmobiles; motor patrol; gradall; rollers on hot mix; asphalt paving machines; front end loaders, other than farm-type, one cubic yard or over; shovels and backhoes, all types, and equivalent equipment; piledriver operator; sideboom cats; A-frame trucks when handling steel or pipe; work boats requiring licensed operators; tugboats; fork lifts over ten ton capacity; and foundation drilling machines
GROUP 4 - Medium Duty Operators-Two drums stabilizers; front end loaders under 1 cubic yard; A-Frame truck except when handling steel or pipe; finishing machines (concrete); power subgraders; low-tractor (crawler type), one drum hoist under 40 vertical feet; fireman; concrete spreader; pugmill operator; bituminous distributor on surface treatment and equivalent; bull floats and equivalent; job grease man on "Highway Construction"; unit operator (all Highway Zones); work boats not requiring licensed operators; inboard motored crew boats
GROUP 5 - Light Duty Operators-Single drum stabilizer; concrete mixer under one yard; spray curing machines; rollers on subgrade; one air compressor over 125 cubic feet; form graders; asphalt finisher screed man; pump over 4 inches; scale operators; crusher operators; concrete jointing machines; concrete saw; tack machines and equivalent equipment; pump crete; electric elevator (inside); oiler-driver; farm-type, rubber-tired tractor, with attachments, except back-hoes; Kolum buff and similar equipment; fork lifts, ten ton capacity and under; outboard motored crew boats
GROUP 6 - Mechanic Helper; Batch Plant Operator
GROUP 7 - Oiler
GROUP 8 - Fireman
GROUP 9 - Fireman Operating steam Valve
GROUP 10 - Oiler on Crane Using Air to Drive Piles

AREA COVERED BY POWER EQUIPMENT OPERATORS (HIGHWAY CONSTRUCTION) ZONES

ZONE 1 - Jefferson, Orleans, Plaquemines, St. Bernard & St. Charles Parishes
ZONE 2 - Ascension, East Baton Rouge, Iberville & West Baton Rouge Parishes
ZONE 3 - Bossier, Caddo & Red River Parishes
ZONE 4 - Calcasieu, Cameron & Jefferson Davis Parishes
ZONE 5 - Lafayette, Ouachita & Rapides Parishes
ZONE 6 - Acadia, Allen, DeSoto, Iberia, Livingston, Richland, St. James, St. John the Baptist, St. Landry, St. Martin (north of Iberia Parish), St. Tammany, Tangipahoa, Vermilion, Washington & Webster Parishes
ZONE 7 - Allen, Assumption, Avoyelles, Beauregard, Caldwell, Catahoula, Claiborne, Concordia, East Carroll, East Feliciana, Evangeline, Franklin, Grant, Jackson, Lafourche, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Pointe Coupee, Sabine, St. Helena, St. Martin (south of Iberia Parish), Tensas, Terrebonne, Union, Vernon, West Carroll, West Feliciana & Winn Parishes



DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ROOFERS | | | | | |
| ZONE 1 | | | | | |
| Roofers | $7.58 | | .10 | | |
| Roofers' helpers | 5.98 | | .10 | | |
| ZONE 2 | | | | | |
| Roofers | 7.56 | .50 | .45 | | .25 |
| ZONE 3 | | | | | |
| Roofers | 6.155 | .35 | .30 | | .04 |
| Roofers' helpers | 4.535 | .35 | .30 | | .04 |
| ZONE 4 | | | | | |
| Roofers, steep | 6.00 | | | | |
| Roofers, flat | 5.75 | | | | |
| Roofers, kettlemen | 5.50 | | | | |
| Roofers' helpers | 4.45 | | | | |
| ZONE 5 | | | | | |
| Roofers | 6.65 | | .20 | | .02 |
| Kettlemen | 4.72 | | .20 | | .02 |
| Roofers' helpers | 4.20 | | .20 | | .02 |

AREA COVERED BY ROOFERS ZONES

ZONE 1 - Allen, Beauregard, Calcasieu, Cameron, Evangeline, Jefferson Davis, Vermilion & Vernon Parishes
ZONE 2 - Assumption, Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, South St. Martin, St. Mary, St. Tammany, Terrebonne & Washington Parishes
ZONE 3 - Acadia, Ascension, East Baton Rouge, East Feliciana, Iberia, Iberville, Lafayette, Livingston, Pointe Coupee, St. Helena, St. Landry, North St. Martin, Tangipahoa, West Baton Rouge & West Feliciana Parishes
ZONE 4 - Avoyelles, Caldwell, Catahoula, Concordia, East Carroll, Franklin, Grant, Jackson, LaSalle, Lincoln, Madison, Morehouse, Ouachita, Rapides, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 5 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Natchitoches, Red River, Sabine & Webster Parishes









DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SHEET METAL WORKERS | | | | | |
| ZONE 1 | $8.03 | .25 | .15 | | .06 |
| ZONE 2 | 8.56 | 3%+.35 | .50 | | .14 |
| ZONE 3 | 7.75 | .20 | .50 | | .12 |
| ZONE 4 | 7.25 | 3%+.40 | .25 | | .05 |

AREA COVERED BY SHEET METAL WORKERS ZONES

ZONE 1 - Calcasieu Parish
ZONE 2 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. James, St. John the Baptist, St. Tammany, Terrebonne & Washington Parishes
ZONE 3 - Acadia, Allen, Ascension, Assumption, Beauregard, Cameron, East Baton Rouge, East Feliciana, Evangeline, Iberia, Iberville, Jefferson Davis, Lafayette, Livingston, Pointe Coupee, St. Helena, St. Landry, St. Martin, St. Mary, Tangipahoa, Vermilion, West Baton Rouge & West Feliciana Parishes
ZONE 4 - Avoyelles, Bienville, Bossier, Caddo, Caldwell, Catahoula, Claiborne, Concordia, DeSoto, East Carroll, Franklin, Grant, Jackson, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Ouachita, Rapides, Red River, Richland, Sabine, Tensas, Union, Vernon, Webster, West Carroll & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SOFT FLOOR LAYERS | | | | | |
| ZONE 1 | $7.545 | .30 | .23 | | .05 |
| ZONE 2 | 8.82 | .20 | .20 | | .04 |
| ZONE 3 | 8.655 | .20 | .20 | | .04 |
| ZONE 4 | 6.80 | .20 | | | |
| ZONE 5 | 7.05 | | | | |
| ZONE 6 | 7.65 | .30 | .25 | | .03 |
| ZONE 7 | 6.70 | | | | |
| ZONE 8 | 7.25 | .35 | .20 | | .05 |



DECISION NO LA75-4141

AREA COVERED BY SOFT FLOOR LAYERS ZONES

ZONE 1 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 2 - Ascension (south of the Mississippi River), Assumption, Jefferson, Orleans, Plaquemines, St. Bernard, St. Charles, St. James (south of the Mississippi River) & St. John the Baptist Parishes
ZONE 3 - Iberia (northeast of the Atchafalaya River), Lafourche, St. Martin (southern segment), St. Mary (northeast of the Atchafalaya River), St. Tammany (southern portion) & Terrebonne Parishes
ZONE 4 - St. Tammany (to the overpass at Slidell, Louisiana, along State Highway 266 in St. Tammany Parish to the city limits of the town of Pontchatoula running north and south to Amite, Louisiana in Tangipahoa Parish including the town of Covington, Louisiana in St. Tammany Parish), Tangipahoa & Washington Parishes
ZONE 5 - Avoyelles, Grant, LaSalle & Rapides Parishes
ZONE 6 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 7 - Natchitoches & Sabine Parishes
ZONE 8 - Caldwell, Catahoula, Concordia, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SPRINKLER FITTERS | $9.35 | .50 | .80 | | .08 |
| TERRAZZO WORKERS | | | | | |
| ZONE 1 | 8.10 | .25 | | | |
| ZONE 2 | 7.85 | .43 | .20 | | .02 |
| ZONE 3 | 6.25 | | | | |
| ZONE 4 | 7.12 | | .25 | | |
| ZONE 5 | 7.05 | | | | |
| ZONE 6 | 7.90 | | | | |

AREA COVERED BY TERRAZZO WORKERS ZONES

ZONE 1 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, West St. Tammany & Terrebonne Parishes
ZONE 2 - Acadia, Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis, Vermilion & Vernon Parishes
ZONE 3 - Iberia, Lafayette, St. Martin & St. Mary Parishes
ZONE 4 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 5 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 6 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, St. Helena, Tangipahoa, West Baton Rouge & West Feliciana Parishes

DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TERRAZZO WORKERS' HELPERS | | | | | |
| ZONE 1 | $6.05 | .25 | | | |
| ZONE 2 | 4.77 | .15 | .10 | | .05 |
| ZONE 3 | 3.30 | | | | |

AREA COVERED BY TERRAZZO WORKERS' HELPERS ZONES

ZONE 1 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, St. Bernard, St. Charles, St. Helena, St. John the Baptist, West St. Tammany, Tangipahoa, Terrebonne, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes
ZONE 3 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River, Webster & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TILE SETTERS | | | | | |
| ZONE 1 | $8.10 | .25 | | | |
| ZONE 2 | 5.87 | | .20 | | |
| ZONE 3 | 7.25 | | | | |
| ZONE 4 | 7.12 | | .25 | | |
| ZONE 5 | 7.05 | | | | |
| ZONE 6 | 7.90 | | | | |

AREA COVERED BY TILE SETTERS' ZONES

ZONE 1 - Jefferson, Lafourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, West St. Tammany & Terrebonne Parishes
ZONE 2 - Acadia, Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 3 - St. Tammany (northern half including Covington north of Highway 190) & Washington Parishes
ZONE 4 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union, West Carroll & Winn Parishes
ZONE 5 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes
ZONE 6 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Livingston, St. Helena, Tangipahoa, West Baton Rouge & West Feliciana Parishes



DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TILE SETTERS' HELPERS | | | | | |
| ZONE 1 | $6.05 | .25 | | | |
| ZONE 2 | 4.77 | .15 | .10 | | .05 |
| ZONE 3 | 3.00 | | | | |

AREA COVERED BY TILE SETTERS' HELPERS ZONES

ZONE 1 - Ascension, Assumption, East Baton Rouge, East Feliciana, Iberville, Jefferson, Lafourche, Livingston, Orleans, Plaquemines, St. Bernard, St. Charles, St. Helena, St. John the Baptist, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge & West Feliciana Parishes
ZONE 2 - Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Morehouse, Ouachita, Richland, Tensas, Union & West Carroll Parishes
ZONE 3 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River, Webster & Winn Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS (BUILDING CONSTRUCTION) | | | | | |
| ZONE 1 | | | | | |
| GROUP 1 | $4.91 | | | | |
| GROUP 2 | 5.34 | | | | |
| GROUP 3 | 5.55 | | | | |
| GROUP 4 | 5.35 | | | | |
| GROUP 5 | 5.55 | | | | |
| GROUP 6 | 5.45 | | | | |
| GROUP 7 | 5.55 | | | | |
| GROUP 8 | 5.37 | | | | |
| GROUP 9 | 5.76 | | | | |
| ZONE 2 | | | | | |
| GROUP 1 | 4.95 | | | | |
| GROUP 2 | 5.18 | | | | |
| GROUP 3 | 5.69 | | | | |
| GROUP 4 | 5.55 | | | | |
| GROUP 5 | 5.98 | | | | |
| GROUP 6 | 6.06 | | | | |
| GROUP 7 | 6.33 | | | | |
| GROUP 8 | 6.30 | | | | |





DECISION NO LA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ZONE 3 | | | | | |
| GROUP 1 | $5.17 | | | | |
| GROUP 2 | 5.25 | | | | |
| GROUP 3 | 5.50 | | | | |
| GROUP 4 | 5.65 | | | | |
| GROUP 5 | 5.80 | | | | |
| GROUP 6 | 6.00 | | | | |
| GROUP 7 | 6.35 | | | | |

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS - ZONE 1

GROUP 1 - Teamsters, Pick-up drivers & chauffeurs
GROUP 2 - Stake bodies (all sizes)
GROUP 3 - Trucks trailer & dumps over 8 yds.
GROUP 4 - Mixers on trucks up to and including 3 yds.
GROUP 5 - Mixers on trucks over 3 yds.
GROUP 6 - Winch trucks
GROUP 7 - Mississippi wagons & Koehring dumpsters & similar dirt moving equipment (up to and including 8 yds.)
GROUP 8 - Trucks - dump
GROUP 9 - Mississippi wagons & Koehring dumpsters & similar dirt moving equipment over 8 yds.

TRUCK DRIVERS - ZONE 2

GROUP 1 - Teamster, pick-up drivers
GROUP 2 - Stake bodies (all sizes)
GROUP 3 - Truck & trailer; Dump
GROUP 4 - Mixers on trucks, up to and including 3 yds.
GROUP 5 - Mixers over 3 yds.
GROUP 6 - Winch Trucks
GROUP 7 - Mississippi wagons & Koehring dumpsters, tandem and similar dirt moving equipment, up to and including 8 yds.
GROUP 8 - Mississippi wagons, Koehring dumpsters, tandem and similar dirt moving equipment, over 8 yds.

TRUCK DRIVERS - ZONE 3

GROUP 1 - Pick-up drivers, spotters & dumpors of dirt, gravel, asphalt & rock; Truck helpers
GROUP 2 - Stake bodies; flat beds (all sizes)
GROUP 3 - Single axle dumps & water trucks; transit mix, up to & including 3 yds.
GROUP 4 - Tandem axle dump, batch and water trucks over 3 tons, pickups with trailer
GROUP 5 - Mississippi wagons, floats, tractor trailers; rubber tired tractors and wobble wheels
GROUP 6 - Euclids, low-boys, Dempsey dumpsters, Koehring-dumps, five axle trucks, transit mix over three (3) yards, fuel truck
GROUP 7 - Fork lift



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AREA COVERED BY TRUCK DRIVERS (BUILDING CONSTRUCTION) ZONES

ZONE 1 - Allen, Beauregard, Calcasieu, Cameron, Jefferson Davis & Vernon Parishes
ZONE 2 - Acadia, Iberia, Lafayette, St. Landry, St. Martin, St. Mary & Vermilion Parishes
ZONE 3 - Bienville, Bossier, Caddo, Claiborne, DeSoto, Red River & Webster Parishes

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS (HIGHWAY CONSTRUCTION) | | | | | |
| GROUP 1 | | | | | |
| ZONE 1 | $5.23 | | | | |
| ZONE 2 | 5.23 | | | | |
| ZONE 3 | 5.01 | | | | |
| ZONE 4 | 5.36 | | | | |
| ZONE 5 | 4.45 | | | | |
| ZONE 6 | 4.35 | | | | |
| ZONE 7 | 4.25 | | | | |
| GROUP 2 | | | | | |
| ZONE 1 | 5.34 | | | | |
| ZONE 2 | 5.34 | | | | |
| ZONE 3 | 5.09 | | | | |
| ZONE 4 | 5.47 | | | | |
| ZONE 5 | 4.56 | | | | |
| ZONE 6 | 4.46 | | | | |
| ZONE 7 | 4.36 | | | | |
| GROUP 3 | | | | | |
| ZONE 1 | 5.39 | | | | |
| ZONE 2 | 5.39 | | | | |
| ZONE 3 | 5.28 | | | | |
| ZONE 4 | 5.52 | | | | |
| ZONE 5 | 4.61 | | | | |
| ZONE 6 | 4.51 | | | | |
| ZONE 7 | 4.41 | | | | |

DECISION NO. IA75-4141

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP 4 | | | | | |
| ZONE 1 | $5.63 | | | | |
| ZONE 2 | 5.45 | | | | |
| ZONE 3 | 5.45 | | | | |
| ZONE 4 | 5.58 | | | | |
| ZONE 5 | 4.67 | | | | |
| ZONE 6 | 4.57 | | | | |
| ZONE 7 | 4.47 | | | | |
| GROUP 5 | | | | | |
| ZONE 1 | 5.61 | | | | |
| ZONE 2 | 5.61 | | | | |
| ZONE 3 | 5.60 | | | | |
| ZONE 4 | 5.74 | | | | |
| ZONE 5 | 4.83 | | | | |
| ZONE 6 | 4.73 | | | | |
| ZONE 7 | 4.63 | | | | |

CLASSIFICATION DEFINITIONS

GROUP 1 - One ton and under; Warehouseman, material checker, receiving clerk, spotter and dumper
GROUP 2 - One and one-half (1½) tons to and including two (2) tons (exclusive of dump trucks), truck mechanic helper
GROUP 3 - Single axle dump trucks, single axle water trucks
GROUP 4 - Heavy equipment, tandem axle dump and tandem axle water trucks, winch lift, transit mix, floats, pole trailers, four axle trailers and truck mechanic
GROUP 5 - Special equipment, euclids and five axle moving equipment

AREA COVERED BY TRUCK DRIVERS (HIGHWAY CONSTRUCTION) ZONES

ZONE 1 - Jefferson, Orleans, Plaquemines, St. Bernard & St. Charles Parishes
ZONE 2 - East Baton Rouge Parish
ZONE 3 - Rapides & Caddo Parishes
ZONE 4 - Calcasieu Parish
ZONE 5 - Lafayette, Ouachita & Rapides Parishes
ZONE 6 - Acadia, Ascension, Bienville, Cameron, DeSoto, Iberia, Iberville, Jefferson Davis, Livingston, Red River, Richland, St. James, St. John the Baptist, St. Landry, St. Martin (north of Iberia Parish), St. Tammany, Tangipahoa, Vermilion, Washington, Webster & West Baton Rouge Parishes
ZONE 7 - Allen, Assumption, Avoyelles, Beauregard, Caldwell, Catahoula, Claiborne, Concordia, East Carroll, East Feliciana, Evangeline, Franklin, Grant, Jackson, Lafourche, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Pointe Coupee, Sabine, St. Helena, St. Martin (south of Iberia Parish), Tensas, Terrebonne, Union, Vernon, West Carroll, West Feliciana & Winn Parishes

WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.





SUPERSEDEAS DECISION

STATE: Missouri

COUNTIES: Franklin, Jefferson, Lincoln, St. Charles, and Warren and St. Louis City and County

DECISION NO.: MO75-4142

DATE: Date of Publication

Supersedes Decision No. MO75-4075 dated April 4, 1975 in 40 FR 15298

DESCRIPTION OF WORK: Residential construction consisting of single family homes and garden type apartments up to and including four stories.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $10.48 | .45 | .62 | | |
| BRICKLAYERS & STONEMASONS | 8.25 | .52 | .70 | .65 | .02 |
| CARPENTERS: | | | | | |
| Zone 1 - Franklin, Jefferson, St. Charles Counties and St. Louis City & County | 9.86 | .45 | .60 | | |
| Zone 2 - Warren County: | | | | | |
| Contracts $100,000.00 & under | 7.35 | .30 | .30 | | |
| Contracts over $100,000.00 | 9.06 | .45 | .60 | | .05 |
| Zone 3 - Lincoln County | 9.86 | .45 | .60 | | .05 |
| CEMENT MASONS: | | | | | |
| Zone 1 - Franklin, Lincoln & Warren Counties: | | | | | |
| Projects less than $100,000.00 | 8.90 | .90 | .85 | | |
| Projects $100,000.00 or over | 9.60 | .90 | .85 | | |
| Zone 2 - Jefferson, St. Charles Counties and St. Louis City & Co. | 9.60 | .90 | .85 | | |
| ELECTRICIANS: | | | | | |
| Zone 1 - Franklin, Jefferson, Lincoln and Warren Counties | 7.97 | 5% | 1%+5½% | 15½% | 1% |
| Zone 2 - St. Charles County & St. Louis City & County | 9.64 | 5% | 1%+5½% | 15½% | 1% |
| ELEVATOR CONSTRUCTORS | 9.24 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 9.26 | .42 | .93 | 8%+c | .01 |
| IRONWORKERS | 8.975 | .55 | .70 | | .05 |
| LABORERS: | | | | | |
| Zone 1 - 3 and 4 stories (St. Louis City and County): | | | | | |
| General laborer | 8.675 | .40 | .90 | | .03 |
| Wrecking | 8.55 | .40 | .90 | | .03 |
| Plumber laborers | 9.05 | .40 | .90 | | .03 |
| Dynamiter or powderman | 9.175 | .40 | .90 | .03 | |

FOOTNOTES: a-Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years as vacation Pay Credit; b-Paid Holidays; New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day.

FOOTNOTE: c-Paid Holidays; New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, Friday After Thanksgiving Day, Christmas Day.



DECISION NO. MO75-4142

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS CONTD: | | | | | |
| Zone 2 - 2 stories and under (St. Louis City and County) | 6.775 | .40 | .60 | | |
| Zone 3 - Lincoln, Warren and St. Charles Counties | 8.275 | .50 | .50 | | |
| Zone 4 - Jefferson County: | | | | | |
| Laborers | 7.15 | .50 | .30 | | |
| Powderman, Mason tenders, plaster tenders | 7.65 | .50 | .30 | | |
| Zone 5 - Franklin County: | | | | | |
| Contracts $250,000.00 or less: | | | | | |
| General laborer | 5.75 | .50 | .40 | | |
| Mason tenders, plumber laborers, plaster tenders | 5.95 | .50 | .40 | | |
| Contracts over $250,000.00: | | | | | |
| General laborer | 7.25 | .50 | .40 | | |
| Mason tenders, plumber laborers, plaster tenders | 7.45 | .50 | .40 | | |
| LATHERS | 10.225 | | | | .01 |
| MARBLE SETTERS | 8.79 | .325 | .50 | | |
| MARBLE SETTERS' HELPERS | 8.48 | | | | |
| PAINTERS: | | | | | |
| Zone 1 - Franklin, St. Charles, & Warren Counties: | | | | | |
| Brush, paperhangers, drywall tapers | 7.50 | .20 | | | |
| Spray, steel, sandblaster, pot tenders | 8.625 | .20 | | | |
| Zone 2 - Jefferson County and St. Louis City and County: | | | | | |
| Brush | 8.83 | .30 | .30 | .21 | |
| Spray | 10.33 | .30 | .30 | .21 | |
| Zone 3 - Lincoln County | | | | | |
| Brush | 4.60 | | | | |
| Spray | 5.75 | | | | |
| PIPEFITTERS: | | | | | |
| Zone 1 - Light commericial work and on jobs within the boundaires of the City of St. Louis & St. Louis County | 9.65 | 2.775 | .90 | | |
| Zone 2 - Other construction and jobs within twenty miles beyond the boundary line of St. Louis | 10.03 | 2.775 | .90 | | |
| Zone 3 - Other construction and jobs more than twenty miles beyond the boundary line of St. Louis County | 10.21 | 2.775 | .90 | | |

DECISION NO. M075-4142

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PLASTERERS | 9.70 | .325 | .80 | | .03 |
| PLUMBERS | 9.755 | .60 | .60 | .80 | |
| PLUMBERS (Lincoln County) | 10.21 | 2.775 | .90 | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Zone 1 - St. Louis County: | | | | | |
| Group 1 | 8.52 | .35 | .40 | | |
| Group 2 | 7.97 | .35 | .40 | | |
| Group 3 | 7.52 | .35 | .40 | | |
| Group 4: | | | | | |
| (a) | 9.32 | .35 | .40 | | |
| (b) | 10.07 | .35 | .40 | | |
| (c) | 10.52 | .35 | .40 | | |
| (d) | 11.27 | .35 | .40 | | |
| (e) | 9.02 | .35 | .40 | | |
| (f) | 8.02 | .35 | .40 | | |
| (g) | 8.52 | .35 | .40 | | |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS (ZONE 1)

Group 1 - Backhoe, cableway, crane, crawler or truck, crane, hydraulic-truck or cruiser mounted-16 tons & over, crane, locomotive, derrick, steam, derrick car & derrick boat, dragline, dredge, gradall, crawler or tire mounted, locomotive, gas steam & other powers, pileddriver, land or floating, scoop, skimmer, shovel, power (steam, gas, electric or other powers), switch boat, whirley, air tugger w/air compressor, anchor placing barge, asphalt spreader, athey force feed loader (self propelled), backfilling machine, boat operator-push boat or tow boat (job site), boiler, high pressure breaking in period, boom truck placing or erecting, boring machine footing foundation, bullfloat, cherry picker, combination concrete hoist & mixer such as mixermobile, compressors, two, not more than 20 ft. apart, compressors, not more than five ft. apart, compressor-welder combination, concrete breaker (truck or tractor mounted), concrete pump, such as a pumpcrete machine, concrete spreader, conveyor, large (not self-propelled) hoisting or moving brick and concrete into, or into and on floor level, one or both, crane, hydraulic-rough terrain, self-propelled, crane hydraulic-truck or cruiser mounted-under 16 tons, drilling machines, self-powered, used for earth or rock drilling or boring (wagon drills and any hand drills obtaining power from other sources including concrete breakers, jackhammers and barco equipment-no engineer required), elevating grader, engine man, dredge, excavator or powerbelt machine, finishing machine, self-propelled oscillating screed, forklift, grader, road with power blade, highlift, hoist, concrete and brick (brick cages on concrete skips operating in or on tower, tower-mohile, or similar equipment), hoist stack, hydro-hammer, lad-a-vator, hoisting brick or concrete, loading machine (such as barber-greene), machanic, on job site, mixer, paving, mixermobile, mucking machine, pipe cleaning machine, pipe wrapping machine, plant asphalt, plant, concrete producing or ready-mix job site, plant, heating-job site, plant mixing-job site, plant, powor, generating-job site, pump, self-powered, over 2" (one operator will operate two), pumps, electric submersible, one through three, over 4", quad-track, roller, asphalt, top or subgrade, scoop tractor



DECISION NO. M075-4142

POWER EQUIPMENT OPERATORS (ZONE 1 CONTD):

Group 1 contd:

drawn, spreader box, sub-grader, tie tamper, tractor-crawler, or wheel type with or without power unit, power take-offs, and attachments regardless of size, trenching machine, tunnel boring machine, vibrating machine, automatic propelled, welding machines (gasoline or diesel) more than one but not over four (regardless of size), well drilling machine.

Group 2 - Air tugger w/plant air, boiler, for power or heating on construction projects, boiler, temporary, compresser, air-one, compressor, air (mounted on truck), concrete saw, self-propelled, conveyor, large (not self-propelled) moving brick and concrete (distributing) on floor level, curb finishing, machine, ditch paving machine, elevator (building construction or alteration) endless chain hoist, fireman, form grader, generator, one over 30 KW or any number developing over 30 KW; greaser, hoist, one drum regardless of size (except brick or concrete), lad-a-vator, other hoisting, manlift, mixer, asphalt, over 8 cu. ft. capacity, mixer, if two or more mixers of one bag capacity or less are used by one employer on job, an operator is required, mixer, with outside loader, 2 bag capacity or more, also with side loader, regardless of size, not paver, oiler on dredge, oiler on truck crane, pug mill operator, pump, sump-self-powered, automatic controlled over 2" during use in connection with construction work, sweeper, street, welding machine, one over 400 amp.; winch operating from truck.

Group 3 - Boat operator-outboard motor (job site), conveyor (such as con-vay-it) regardless of how used, oiler, sweeper, floor

Group 4 - (a)Air pressure, oiler engineer, operating under ten pounds. (b)Air pressure, oiler engineer operating over ten pounds. (c)Air pressure engineer operating under ten pounds. (d)Air pressure engineer operating over ten pounds. (e)Crane-pile driving with leads, crane using rock socket tool, dragline-7 cu. yds. & over, shovel, power-7 cu. yds. and over, crane, climbing (such as linden), derrick, diesel, gas, electric hoisting material and erecting steel-150' or more above ground, hoist, three or more drums, scoop, tandem, trsctor, tandem crawler. (f)Heator. (g)Mud jack(where mud jack is used in conjunction with an air compressor, operator).

Crane, with boom (including jib) over 100' from pin to pin (add 1c per foot to maximum of 75c) above basic rate for crane.

Work in tunnel or tunnel shaft, .25c above base rate.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS: | | | | | |
| Zone 2 - Franklin, Jefferson, Lincoln, St. Charles and Warren Counties: | | | | | |
| Group 1 | 8.50 | .35 | .40 | | .02 |
| Group 2 | 8.30 | .35 | .40 | | .02 |
| Group 3 | 8.10 | .35 | .40 | | .02 |
| Group 4: | | | | | |
| (a) | 7.50 | .35 | .40 | | .02 |
| (b) | 8.75 | .35 | .40 | | .02 |
| (c) | 9.25 | .35 | .40 | | .02 |
| (d) | 9.00 | .35 | .40 | | .02 |







DECISION NO.: M075-4142

POWER EQUIPMENT OPERATORS (ZONE 2):

Group 1 - Asphalt finishing machine & trench widening spreader, asphalt plant console operator, autograder, automatic slipform paver, backhoe, blade operator-all types, boat operator-tow, boiler-2, central mix concrete plant operator, clamshell operator, concrete mixer paver, crane operator, derrick, or derrick trucks, ditching machine, dozer operator, dragline operator, dredge booster pump, dredge engineman, dredge operator, drill cat with compressor mounted on cat, drilling or boring machine rotary self-propelled, highloader, hoisting engine-2 active drums, lauchhammer wheel, locomotive operator-standard gauge, mechanics and welders, mucking machine, plledriver operator, pitman crane operator, push cat operator, quad trac, scoop operator-all types; shovel operator sidcboom cats, skimmer scoop operator, trenching machine operator, truck drane

Group 2 - A-frame, asphalt hot-mix silo, asphalt plant fireman (drum or boiler), asphalt plant man, asphalt plant mixer operator, asphalt roller operator, backfiller operator, barber greene loader, boat operator (bridges & dams), chip spreader, compressor maintenance operator-2, concrete mixer operator-skip loader, concrete plant operator, concrete pump operator, crusher operator, dredge oiler, elevating grader operator, fork lift, greaser-fleet, hoisting engine-1; locomotive operator-narrow gauge, multiple compactor, pavement breaker, powerbroom-self-propelled, power shield, rooter, side discharge concrete spreader, slip form finishing machine, stumpcutter machine, throttle man, tractor operator (over 50 H.P.), welding machine maintenance operator-2; winch truck.

Group 3 - Boilers-1; chip spreader (front man), churn drill operator, clef plane operator, compressor maintenance operator-1; concrete saw operator (self-propelled), conveyor ope ator, curb finishing machine, distributor operator, finishing machine operator, fireman-rig, flex plane operator, float operator, form grader operator, generator-maintenance operator, light plant maintenance operator, maintenance operator, oiler driver, pugmill operator, pump maintenance operator (other than dredge), roller operator, other than high type asphalt, screening & washing plant operator, siphons & jets, sub-grading machine operator, spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler & booster); tractor operator (50 H.P. or less), Ulmac, Ulrit or similar spreaders, vibrating machine operator, not hand, welding machine maintenance operator-1.

Group 4 - (a)Oiler. (b)Clamshells, 3 yds. capacity or over; crane, riga or pileddrivers 100 ft. of boom or over (including jib), draglines, 3 yds. capacity or over, hoisting engine over 2 drums, shovels, 3 yds. capacity or over, (c)Crane, riga or pileddrivers 200 ft. or over. (d)Tandem scoop operator.

Work in tunnel or tunnel shafts (not air shafts or coffer dams) of 25 ft. or more in length or depth 50c per hour above basic rate.



DECISION NO. M075-4142

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ROOFERS: | | | | | |
| Composition, slate and tile | $9.25 | .32 | .30 | | .03* |
| Kettlemen | 7.05 | .32 | .30 | | .03 |
| SHEET METAL WORKERS | 9.64 | 5% | 7% | 8% | .04 |
| SOFT FLOOR LAYERS | 8.74 | .58 | .35 | .50 | .14 |
| SPRINKLER FITTERS | 10.51 | .50 | .70 | | .07 |
| TERRAZZO WORKERS | 10.30 | | | | |
| TILE SETTERS | 8.71 | .325 | .50 | | |
| TILE SETTERS HELPERS | 6.98 | .325 | .40 | | |
| TRUCK DRIVERS | | | | | |
| Truck or trailers of a water level capacity of 11.99 cu. yds. or less fork lift trucks, job site ambulances, pick-up trucks, flat bed trucks | 6.99 | d | e | f&g | |
| Truck or trailers of a water level capacity of 12.0 cu. yds. up to 22.0 cu. yds. including euclids, speedace & similar equipment of same capacity | 7.19 | d | e | f&g | |
| Truck or trailers of a water level of 22.0 cu. yds. & over including euclids, speedace & all floats, flat bed trailers & boom trucks & similar equipment of same capacity | 7.29 | d | e | f&g | |

FOOTNOTES: d-Employer contribution of $12.50 per week; e-Employer contribution of $12.00 per week; F-Paid holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, Friday After Thanksgiving Day, Christmas Day; G-Paid vacation of 3 days for 600 hours of service in any one contract year, 4 days paid vacation for 800 hours of service in any one contract year, 5 days paid vacation for 1,000 hours of service in any one contract year.

WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

SUPERSEDEAS DECISION

STATE: Missouri

COUNTIES: Franklin, Jefferson, Lincoln, St. Charles, Warren & City & County of St. Louis

DECISION NO.: M075-4143

DATE: Date of Publication

Supersedes Decision No. M075-4072, dated March 28, 1975 in 40 FR 14232

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories).

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS: | | | | | |
| Asbestos workers | $10.48 | .45 | .62 | | |
| Swing stage of bosun's chair | 10.73 | .45 | .62 | | |
| Asbestos workers requiring spray in application | 10.73 | .45 | .62 | | |
| BOILERMAKERS | 9.60 | .40 | .60 | | .02 |
| BRICKLAYERS; STONEMASONS | 8.25 | .52 | .70 | .65 | .02 |
| CARPENTERS; MILLWRIGHTS; PILEDRIVERMEN: | | | | | |
| ZONE 1 - Lincoln County; St. Louis City and County | 9.00 | .45 | .60 | | .05 |
| CARPENTERS: | | | | | |
| ZONE 2 - Franklin County: | | | | | |
| Contracts $200,000.00 and under | 7.70 | .45 | .60 | | |
| Contracts over $200,000.00 | 9.86 | .45 | .60 | | |
| ZONE 3 - Jefferson County: | | | | | |
| Contracts $25,000.00 and under | 7.855 | .30 | .30 | | |
| Contracts over $25,000.00 | 9.86 | .45 | .60 | | |
| ZONE 4 - St. Charles County: | | | | | |
| Contracts under $100,000.00 | 7.90 | .30 | .30 | | |
| Contracts $100,000.00 or more | 9.86 | .45 | .60 | | |
| ZONE 5 - Warren County: | | | | | |
| Contracts $100,000.00 and under | 7.35 | .30 | .30 | | |
| Contracts over $100,00.00 | 9.86 | .45 | .60 | | |
| CEMENT MASONS: | | | | | |
| ZONE 1 - Jefferson, St. Charles Counties, St. Louis City & County | 9.60 | .90 | .85 | | |
| ZONE 2 - Franklin, Lincoln & Warren Counties: | | | | | |
| Project less than $100,000.00 | 8.90 | .90 | .85 | | |
| Project $100,000.00 and over | 9.60 | .90 | .85 | | |
| ELECTRICIANS | 9.64 | 5% | 1%+5½% | 15½% | 1% |
| ELEVATOR CONSTRUCTORS | 9.24 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS HELPERS (PROB) | 50%JR | | | | |

FOOTNOTES:

a.-Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years as vacation Pay Credit.

b.-Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday After Thanksgiving Day; Christmas Day.

| | | | | | |
|---|---|---|---|---|---|
| GLAZIERS | 9.26 | .42 | .93 | 8%+c | .01 |

FOOTNOTE: c-Paid Holidays; New Year's Day; Washington's Birthday; Memorial Day; Independence Day; Labor Day; Columbus Day; Veterans Day; Thanksgiving Day; Friday After Thanksgiving Day; Christmas Day; Employees Birthday.



DECISION NO M075-4143

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| IRONWORKERS | 8.975 | .55 | .70 | | .05 |
| LABORERS: | | | | | |
| ZONE 1 - City & County of St. Louis | | | | | |
| General laborer | 8.675 | .40 | .90 | | .03 |
| Wrecking | 8.55 | .40 | .90 | | .03 |
| Plumber laborer | 9.05 | .40 | .90 | | .03 |
| Dynamiter or powderman | 9.175 | .40 | .90 | | .03 |
| ZONE 2 - Franklin County: | | | | | |
| Contracts $250,000.00 or less: | | | | | |
| General laborer | 5.75 | .50 | .40 | | |
| Mason tenders, plumber laborer, plaster tender | 5.95 | .50 | .40 | | |
| Contracts over $250,000.00: | | | | | |
| General laborer | 7.25 | .50 | .40 | | |
| Mason tenders, plumber laborers, plaster tenders | 7.45 | .50 | .40 | | |
| ZONE 3 - Jefferson County: | | | | | |
| Laborers | 7.15 | .50 | .30 | | |
| Powderman, mason tenders, plaster tender | 7.65 | .50 | .30 | | |
| ZONE 4 - St. Charles County: | | | | | |
| General laborer | 8.825 | .50 | .50 | | |
| Dynamiter or powdermen | 9.325 | .50 | .50 | | |
| Plumbers laborers | 9.30 | .50 | .50 | | |
| ZONE 5 - Lincoln and Warren Counties: | | | | | |
| General laborer | 8.325 | .50 | .50 | | |
| Dynamiter or powderman | 8.825 | .50 | .50 | | |
| Plumber laborers | 8.80 | .50 | .50 | | |
| LATHERS | 10.225 | | | | .01 |
| MARBLE SETTERS | 8.79 | .325 | .50 | | |
| MARBEL SETTERS HELPER | 8.48 | | | | |
| PAINTERS: | | | | | |
| ZONE 1 - Lincoln County: | | | | | |
| Brush | 6.55 | | | | |
| Spray | 6.95 | | | | |
| ZONE 2 - Franklin, Jefferson, St. Charles, Warren Counties, and City & County of St. Louis | | | | | |
| Brush | 8.83 | .30 | .30 | .21 | |
| Spray | 10.33 | .30 | .30 | .21 | |

NOTICES

FEDERAL REGISTER, VOL. 40, NO. 149—FRIDAY, AUGUST 1, 1975



DECISION NO M075-4143

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PIPEFITTERS: | | | | | |
| ZONE 1 - Light commerical work and on jobs within the boundaries of the City of St. Louis & St. Louis County | $9.65 | 2.775 | .90 | | |
| ZONE 2 - Other construction & jobs within twenty miles beyond the boundary line os St. Louis County | 10.03 | 2.775 | .90 | | |
| ZONE 3 - Other construction & jobs more than twenty miles beyond the boundary line of St. Louis County | 10.21 | 2.775 | .90 | | |
| PLASTERERS | 9.70 | .325 | .80 | | .03 |
| PLUMBERS | 9.755 | .60 | .60 | .80 | |
| PLUMBERS (Lincoln County) | 10.21 | 2.775 | .90 | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| ZONE 1 - St. Louis County: | | | | | |
| Group 1 | 8.52 | .35 | .40 | | |
| Group 2 | 7.97 | .35 | .40 | | |
| Group 3 | 7.52 | .35 | .40 | | |
| Group 4: | | | | | |
| (a) | 9.32 | .35 | .40 | | |
| (b) | 10.07 | .35 | .40 | | |
| (c) | 10.52 | .35 | .40 | | |
| (d) | 11.27 | .35 | .40 | | |
| (e) | 9.02 | .35 | .40 | | |
| (f) | 8.02 | .35 | .40 | | |
| (g) | 8.52 | .35 | .40 | | |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS (ZONE 1)

Group 1 - Backhoe, cableway, crane, crawler or truck, crane, hydraulic-truck or cruiser mounted-16 tons & over, crane, locomotive, derrick, steam, derrick car & derrick boat, dragline, dredge, gradall, crawler or tire mounted, locomotive, gas steam & other powers, piledriver, land or floating, scoop, skimmer, shovel, power (steam, gas, electric or other powers), switch boat, whirley, air tugger w/air compressor, anchor placing barge, asphalt spreader, athey force feed loader (self propelled), backfilling machine, boat operator-push boat or tow boat (job site), boiler, high pressure breaking in period, boom truck placing or erecting, boring machine footing foundation, bullfloat, cherry picker, combination concrete hoist & mixer such as mixermobile, compressors, two, not more than 20 ft. apart, compressors, not more than five ft. apart, compressor-welder combination, concrete breaker (truck or tractor mounted), concrete pump, such as a pumpcrete machine, concrete spreader, conveyor, large (not self-propelled) hoisting or moving brick and concrete into, or into and on floor level, one or both, crane, hydraulic-rough terrain, self-propelled, crane hydraulic-truck or cruiser mounted-under



POWER EQUIPMENT OPERATORS (ZONE 1)

Group 1 CONTD:

16 tons, drilling machines, self-powered, used for earth or rock drilling or boring (wagon drills and any hand drills obtaining power from other sources including concrete breakers, jackhammers and barco equipment-no engineer required), elevating grader, engine man, dredge, excavator or powerbelt machine, finishing machine, self-propelled oscillating screed, forklift, grader, road with power blade, highlift, hoist, concrete and brick (brick cages on concrete skips operating in or on tower, tower-mobile, or similar equipment), hoist stack, hydro-hammer, lad-a-vator, hoisting brick or concrete, loading machine (such as barber-greene), mechanic, on job site, mixer, paving, mixermobile, mucking machine, pipe cleaning machine, pipe wrapping machine, plant asphalt, plant, concrete producing or ready-mix job site, plant, heating-job site, plant mixing-job site, plant, power, generating-job site, pump, self-powered, over 2" (one operator will operate two), pumps, electric submersible, one through three, over 4", quad-track, roller, asphalt, top or subgrade, scoop tractor drawn, spreader box, subgrader, tie tamper, tractor-crawler, or wheel type with or without power unit, power take-offs, and attachments regardless of size, trenching machine, tunnel boring machine, vibrating machine, automatic propelled, welding machines (gasoline or diesel) more than one but not over four (regardless of size), well drilling machine.

Group 2 - Air tugger w/plant air, boiler, for power or heating on construction projects, boiler, temprary, compressor, air-one, compressor, air (mounted on truck), concrete saw, self-propelled, conveyor, large (not self-propelled) moving brick and concrete (distributing) on floor level, curb finishing machine, ditch paving machine, elevator (building construction or alteration) endless chain hoist, fireman, form grader, generator, one over 30 KW or any number developing over 30 KW; greaser, hoist, one drum regardless of size (except brick or concrete), lad-a-vator, other hoisting, manlift, mixer, asphalt, over 8 cu. ft. capacity, mixer, if two or more mixers of one bag capacity or less are used by one employer on job, an operator is required, mixer, with outside loader, 2 bag capacity or more, mixers, with side loader, regardless of size, not paver, oiler on dredge, oiler on truck crane, pug mill operator, pump, sump-self-powered, automatic controlled over 2" during use in connection with construction work, sweeper, street, welding machine, one over 400 amp.; winch operating from truck.

Group 3 - Boat operator-outboard motor (job site), conveyor (such as con-vay-it) regardless of how used, oiler, sweeper, floor

Group 4 - (a)Air pressure, oiler engineer, operating under ten pounds. (b)Air pressure, oiler engineer operating over ten pounds. (c)Air pressure engineer operating under ten pounds. (d)Air pressure engineer operating over ten pounds. (e)Crane-pile driving with leads, crane using rock socket tool, dragline-7 cu. yds. & over, shovel, power-7 cu. yds. and over, crane, climbing (such as linden), derrick, diesel, gas, electric hoisting material and erecting steel-150' or more above ground, hoist, three or more drums, scoop, tandem, tractor, tandem crawler. (f)Heater. (g)Mud jack(where mud jack is used in conjunction with an air compressor, operator).

Crane, with boom (including jib) over 100' from pin to pin (add 1c per foot to maximum of 75c) above basic rate for crane.

Work in tunnel or tunnel shaft, .25c above base rate.

NOTICES

DECISION NO. MO75-4143

| POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 2 - Franklin, Jefferson Lincoln, St. Charles & Warren Counties: | | | | | |
| Group 1 | $8.50 | .35 | .40 | | .02 |
| Group 2 | 8.30 | .35 | .40 | | .02 |
| Group 3 | 8.10 | .35 | .40 | | .02 |
| Group 4: | | | | | |
| (a) | 7.50 | .35 | .40 | | .02 |
| (b) | 8.75 | .35 | .40 | | .02 |
| (c) | 9.27 | .35 | .40 | | .02 |
| (d) | 9.00 | .35 | .40 | | .02 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS (ZONE 2):

Group 1 - Asphalt finishing machine & trench widening spreader, asphalt plant console operator, autograder, automatic slipform paver, backhoe, blade operator-all types, boat operator-tow, boiler-2, central mix concrete plant operator, clamshell operator, concrete mixer paver, crane operator, derrick, or derrick trucks, ditching machine, dozer operator, dragline operator, dredge booster pump, dredge engineman, dredge operator, drill cat with compressor mounted on cat, drilling or boring machine rotary self-propelled, highloader, hoisting engine-2 active drums, lauchhammer wheel, locomotive operator-standard gauge, mechanics and welders, mucking machine, piledriver operator, pitman crane operator, push cat operator, quad trac, scoop operator-all types; shovel operator sideboom cats, skimer scoop operator, trenching machine operator, truck crane

Group 2 - A-frame, asphalt hot-mix silo, asphalt plant fireman (drum or boiler), asphalt plant man, asphalt plant mixer operator, asphalt roller operator, backfiller operator, barber greene loader, boat operator (bridges & dams), chip spreader, compressor maintenance operator-2, concrete mixer operator-skip loader, concrete plant operator, concrete pump operator, crusher operator, dredge oiler, elevating grader operator, fork lift, greaser-fleet, hoisting engine-1; locomotive operator-narrow gauge, multiple compactor, pavement breaker, powerbroom-self-propelled, power shield, router, side discharge concrete spreader, slip form finishing machine, stumpcutter machine, throttle man, tractor operator (over 50 H.P.), welding machine maintenance operator-2; winch truck.

Group 3 - Boilers-1; chip spreader (front man), churn drill operator, clef plane operator, compressor maintenance operator-1; concrete saw operator (self-propelled), conveyor operator, curb finishing machine, distributor operator, finishing machine operator, fireman-rig, flex plane operator, float operator, form grader operator, generator-maintenance operator, light plant maintenance operator, maintenance operator, oiler driver, pugmill operator, pump maintenance operator (other than dredge), roller operator, other than high type asphalt, screening & washing plant operator, siphons & jets, subgrading machine operator, spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler & booster), tractor operator (50 H.P. or less), Ulmac, Ulric or similar spreaders, vibrating machine operator, not hand, welding machine maintenance operator-1.

CLASSIFICATION DEFINITIONS CONTD:



DECISION NO. MO75-4143

POWER EQUIPMENT OPERATORS (ZONE 2 CONTD:)

Group 4 - (a)Oiler. (b)Clamshells, 3 yds. capacity or over; crane, rigs or piledrivers 100 ft. of boom or over (including jib), draglines, 3 yds. capacity or over, hoisting engine over 2 drums, shovels, 3 yds. capacity or over, (c)Crane, rigs or piledrivers 200 ft. or over. (d)Tandem scoop operator.

Work in tunnel or tunnel shafts (not air shafts or coffer dams) of 25 ft. or more in length or depth 50c per hour above basic rate.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ROOFERS: | | | | | |
| Composition; slate and tile | 9.25 | .32 | .30 | | .03 |
| Kettlemen | 7.05 | .32 | .30 | | .03 |
| SHEET METAL WORKERS | 9.64 | 5% | 7% | 8% | .04 |
| SOFT FLOOR LAYERS | 8.74 | .58 | .35 | .50 | .14 |
| SPRINKLER FITTERS | 10.51 | .50 | .70 | | .07 |
| STONE DERRICKMAN (Jefferson, St. Charles & St. Louis Counties) | 7.35 | .50 | .65 | | |
| TERRAZZO WORKERS | 10.30 | | | | |
| TILE SETTERS | 8.71 | .325 | .50 | | |
| TILE SETTERS HELPERS | 6.98 | .325 | .40 | | |
| TRUCK DRIVERS: | | | | | |
| Truck or trailers of a water level capacity of 11.99 cu. yds. or less, fork lift trucks, job site ambulances, pick-up trucks, flat bed trucks | 6.99 | d | e | f&g | |
| Truck or trailers of a water level capacity of 12.0 cu. yds. up to 22.0 cu. yds. including euclids, speedaee & similar equipment of same capacity | 7.19 | d | e | f&g | |
| Truck or trailers of a water level capacity of 22.0 cu. yds. & over including euclids, spaedace & all floats, flat bed trailers & boom trucks& similar equipment of same capacity | 7.29 | d | e | f&g | |

FOOTNOTES: d-Employer contribution of $12.50 per week, e-Employer contribution of $12.00 per week; f-Paid Holidays: New Year's Day, Memorial Day, Independence Day Labor Day, Veterans Day, Thanksgiving Day, Friday After Thanksgiving Day, Christmas Day; g-Paid vacation of 3 days for 600 hours of service in any one contract year, 4 days paid vacation for 800 hours of service in any one contract year, 5 days paid vacation for 1,000 hours of service in any one contract year.

WELDERS-receive rate prescribed for craft performing operation to which welding is incidental.







SUPERSEDEAS DECISION

STATE: Kansas & Missouri

COUNTIES: Cass, Clay, Jackson, Platte, & Ray Counties, Missouri; Johnson & Wyandotte Counties, Kansas

DECISION NO: MO75-4144

DATE: Date of Publication

Supersedes Decision No. MO75-4059, dated February 28, 1975 in 40 FR 8760.

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories) and heavy and highway construction in Johnson and Wyandotte Counties, Kansas only.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $10.02 | .60 | .70 | | .02 |
| BOILERMAKERS | 8.60 | .70 | 1.00 | | .02 |
| BRICKLAYERS and STONEMASONS | 9.225 | .35 | .35 | 1.00 | |
| CARPENTERS, MILLWRIGHTS and PILEDRIVERMEN | 9.22 | .33 | .30 | .25 | .05 |
| CEMENT MASONS (Building Construction): | | | | | |
| Cement Masons | 9.238 | .70 | .50 | .25 | |
| Composition | 9.475 | .60 | .50 | .25 | |
| CEMENT MASONS (Heavy and Highway Construction): | | | | | |
| Zone 1 - Jouhnson and Wyandotte Counties, Kansas | 9.155 | .40 | .50 | .75 | |
| ELECTRICIANS: | | | | | |
| Zone 1 - Western half of Clay and Jackson Counties, Missouri not including Blue Springs; Northern half of Platte County, Missouri; Northwestern portion of Cass County, Missouri not including Pleasant Hill: | | | | | |
| Electricians | 9.57 | .23 | 1%+.27 | .80 | .06 |
| Zone 2 - Remainder of Clay, Jackson, Platte and Cass Counties; Missouri: | | | | | |
| Electricians (contracts over $5,000) | 9.57 | .23 | 1%+.27 | .80 | .06 |
| Electricians (contracts $5,000 and under) | 9.02 | .23 | 1%+.27 | .80 | .06 |
| Zone 3 - Ray County, Missouri: | | | | | |
| Electricians (contracts over $5,000) | 9.57 | .23 | 1%+.27 | .80 | .06 |
| Electricians (contracts $5,000 and under) | 8.41 | .23 | 1%+.27 | .80 | .06 |
| Zone 4 - Johnson and Wyandotte Counties, Kansas | 9.57 | .23 | 1%+.27 | .80 | .06 |
| ELEVATOR CONSTRUCTORS | 9.83 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB) | 50%JR | | | | |

FOOTNOTES: a-Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day. b-Employer contributes 4% of basic hourly rate for over 5 years' service, and 2% of basic hourly rate for 6 months to 5 years as vacation Pay Credit.



DECISION NO. MO75-4144

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GLAZIERS | $9.20 | .40 | .40 | | .03 |
| IRONWORKERS | 8.90 | .60 | .80 | 1.00 | .05 |
| LABORERS: | | | | | |
| Building Construction | | | | | |
| Zone 1 - Cass, Clay, Jackson, and Platte Counties, Missouri; Johnson and Wyandotte Counties, Kansas | | | | | |
| GROUP I | 7.60 | .45 | .40 | .50 | .10 |
| GROUP II | 7.660 | .45 | .40 | .50 | .10 |
| GROUP III | 7.765 | .45 | .40 | .50 | .10 |
| GROUP IV | 7.89 | .45 | .40 | .50 | .10 |
| GROUP V | 7.99 | .45 | .40 | .50 | .10 |

CLASSIFICATION DEFITIONS

LABORERS:

GROUP I - General labor; Wire mesh handlers or setters; Carpenter tender; Track men; Flagmen; Signalmen; Salamander tenders; Window cleaners; Floor cleaners; Landscape men; Sod layers; Wrecker (for alterations or entire projects)

GROUP II - Plumber laborers (conduit pipe, sewer work, drain tile and duck lines, digging and back filling), Power tool operators; Pier hole diggers (over 10 ft.); Vibrator, jackhammer, and chipping hammer operators; Chain saw operators; Concrete saw operators; Brush feeders on Pulverisers; Reinforcing steel handlers; Air tamp operators; Ditch Witch operators; Swinging scaffolds

GROUP III - Cutting torch or burner men; Georgia buggies (self-propelled); Fork lift; Hoseman; Insulation man

GROUP IV - Fork lift (masonry); Brick tender; Plasterer tender; Stonemasons tender (includes all hod carriers classifications previously shown as mortar men and scaffolding)

GROUP V - Barco, Jackson or similar tamp operators; Asphalt rakers; Powder men; Mastic hot kettle men; Sandblasting and gunnite nozzlemen; Wagon and Churn drill operators

DECISION NO. NO75-4144

| LABORERS (Cont'd): Building Construction | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Zone 2 - Ray County, Missouri | | | | | |
| GROUP I | $7.30 | .45 | .40 | .50 | .10 |
| GROUP II | 7.40 | .45 | .40 | .50 | .10 |
| GROUP III | 7.675 | .45 | .40 | .50 | .10 |
| GROUP IV | 7.95 | .45 | .40 | .50 | .10 |
| GROUP V | 7.45 | .45 | .40 | .50 | .10 |

CLASSIFICATION DEFINITIONS

LABORERS

GROUP I - General labor; Wire mesh handlers or setters; Carpenter tender; Track men; Flagmen; Signalmen; Salamander tenders; Window cleaners; Floor cleaners; Landscape men; Sod layers; Wrecker (for alterations or entire projects)

GROUP II - Plumber laborers (conduit pipe, sewer work, drain tile and duck lines, digging and backfilling), power tool operators; Pier hole digger: (over 10 ft.); Vibrator, jackhammer, and chipping hammer operators; Chain saw operators; Concrete saw operators; Brush feeders on pulverizers; Reinforcing steel handlers; Air tamp operators; Ditch witch operators; Swinging scaffolds

GROUP III - Cutting torch or burner men; Georgia buggies (self-propelled); Fork lift; Hoseman; Insulation man

GROUP IV - Fork lift (masonry); Brick tender; Plasterer tender; Stonemasons tender (includes all hod carriers classifications previously shown as mortar men and scaffolding)

GROUP V - Barco, Jackson or similar tamp operators; Asphalt rakers; Powder men; Mastic hot kettle men; Sandblasting and gunnite nozzlemen; Wagon and churn drill operators



DECISION NO. NO75-4144

| LABORERS: (Cont'd) Site preparation and Grading, Heavy and Highway Construction | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Zone 3 - Johnson and Wyandotte Counties, Kansas | | | | | |
| GROUP I | $7.80 | .50 | .50 | .70 | .10 |
| GROUP II | 7.95 | .50 | .50 | .70 | .10 |
| GROUP III | 8.10 | .50 | .50 | .70 | .10 |
| GROUP IV | 8.30 | .50 | .50 | .70 | .10 |
| GROUP V | 8.40 | .50 | .50 | .70 | .10 |

CLASSIFICATION DEFINITIONS

LABORERS

GROUP I - Carpenter tenders; Salamander tenders; Dump man and ticket takers on truck piles; Flagman; Loading trucks under bins; Hoppers and conveyors; Track men and all other general laborers

GROUP II - Air tool operators; Cement handler (bulk or sack); Chain or concrete saw; Deck hands; Dump man on earth fill; Grade checkers on cuts and fills; Georgie buggies man; Material batch hopper man; Scale man; Material mixer man (except on manholes, coffer dams, abutments and pier hole men working below ground); Riprap pavers rock, block or brick; Signalman; Scaffolds over 10 ft. not self-supported from ground up; Skip-man on concrete paving; Vibrator man; Wire mesh setters on concrete paving; All work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; Power tool operator; All work in connection with hydraulic or general dredging operations; Form setter helpers; Puddlers (paving only)

GROUP III - Crusher feeder; Men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); Head pipe layer on sewer work; Topper of standing trees; Batter board man on pipe and ditch work; Feeder man on wood pulverizers; Board and willow mat weavers and cable tiers on river work; All laborers working on underground tunnels where compressed air is not used.

GROUP IV - Spreader or screed man on asphalt machine; Asphalt raker; Laser beam man; Barco tamper; Jackson or any other similar tamp; Wagon driller; Churn drills; Air track drills and all other similar drills; Form setters; Cutting torch man; Liners and stringline men on concrete paving, curbs, gutters and etc.; Hot mastic kettleman; Hot tar applicator; Hand blade operators; Manhole builders helpers and mortar men on brick or block manholes; Sandblasting and gunnite nozzle men; Rubbing concrete; Air tool operator in tunnels

GROUP V - Manhole builder (brick or block); Dynamite and powder men









DECISION NO. NO75-4144

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LATHERS | $9.10 | .50 | | | |
| LINE CONSTRUCTION: | | | | | |
| Zone 1 - Cass, Clay, Jackson, Platte, and Ray Counties, Missouri; Wyandotte and remainder of Johnson Counties, Kansas | | | | | |
| Lineman | 9.60 | .26 | 1%+.15 | | 1/2% |
| Heavy equipment operator | 8.93 | .38 | 1%+.15 | | 1/2% |
| Groundman | 6.32 | .35 | 1%+.15 | | 1/2% |
| Groundman (1st year) | 5.42 | .38 | 1%+.15 | | 1/2% |
| Groundman Powderman | 6.66 | .38 | 1%+.15 | | 1/2% |
| Zone 2 - Western 3/4 of Johnson County, Kansas | | | | | |
| Lineman | 8.62 | .35 | 1% | | 1/2% |
| Cable Splicers | 9.05 | .35 | 1% | | 1/2% |
| Groundman, over 1 year | 5.39 | .35 | 1% | | 1/2% |
| Groundman, 1st year | 4.11 | .35 | 1% | | 1/2% |
| Powderman | 7.16 | .35 | 1% | | 1/2% |
| Line truck and equipment operators: | | | | | |
| 1st year | 5.52 | .35 | 1% | | 1/2% |
| 2nd year | 6.59 | .35 | 1% | | 1/2% |
| Over 2 years' experience | 7.16 | .35 | 1% | | 1/2% |
| MARBLE AND TILE SETTERS | 10.26 | 3.65% | 3.25% | | |
| MARBLE AND TILE SETTERS' HELPERS | 8.48 | | | | |
| PAINTERS: | | | | | |
| Brush and Tapers | 9.34 | .30 | .35 | | .06 |
| Spray | 10.34 | .30 | .35 | | .06 |
| PLASTERERS | 10.25 | .30 | | | |
| PIPEFITTERS | 9.37 | .47 | .90 | | .06 |
| PLUMBERS | 9.64 | .50 | .60 | | .06 |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Building Construction | | | | | |
| GROUP I | 9.85 | .50 | .75 | .75 | .10 |
| GROUP II | 9.60 | .50 | .75 | .75 | .10 |
| GROUP III | 8.35 | .50 | .75 | .75 | .10 |
| GROUP IV | 8.85 | .50 | .75 | .75 | .10 |
| GROUP V | 8.85 | .50 | .75 | .75 | .10 |
| GROUP VI | 9.10 | .50 | .75 | .75 | .10 |
| GROUP VII | 10.10 | .50 | .75 | .75 | .10 |
| GROUP VIII | 10.35 | .50 | .75 | .75 | .10 |
| GROUP IX | 9.85 | .50 | .75 | .75 | .10 |
| GROUP X | 10.85 | .50 | .75 | .75 | .10 |
| GROUP XI | 10.35 | .50 | .75 | .75 | .10 |



DECISION NO. NO75-4144

| POWER EQUIPMENT OPERATORS: (Cont'd) Building Construction | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP XII: | | | | | |
| (a) | $9.60 | .50 | .75 | .75 | .10 |
| (b) | 9.35 | .50 | .75 | .75 | .10 |
| (c) | 9.35 | .50 | .75 | .75 | .10 |
| (d) | 8.60 | .50 | .75 | .75 | .10 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP I - Asphalt paver and spreader; Asphalt plant mixer operator; Asphalt plant operator; Back fillers; Backhoe, all types; Barber-Greene loader (similar type); Blade-power, all types; Boats-power; Boilers (2); Boring machines (all types); Cableways; Cherry Pickers (all types); Chip spreader; Clamshells; Combination concrete hoist and mixer such as mixermobile (with tower, 50c per hour additional); Compressors (2) 150 ft. or over not more than 20' apart; Compressors tandem (any sizes); Compressors single, truck mounted; Concrete ready-mixed plant, portable (job site); Concrete mixer paver; Crane-overhead; Crusher, rock; Derricks and derrick cars (power operated); Ditching machines; Dozers; Draglines; Dredges - any type power; Grade-all - similar type; Hoist, endless chain-power operated with power travel; Loaders - all types; Locomotives all types; Mechanic and welder; Mucking machine; Orange peels; Pile drivers - all types; Pumps - material all types; Push cats; Scoops all types; Self-propelled rotary drill; Shovel, power; Side boom; Skimmer scoop; Testhole machine; Throttle man

GROUP II - A-Frame trucks; Boilers (1); Brooms - power operated (all types); Chip spreader (front man); Clef plane operator; Compressors (1) 150' or over; Concrete saws, self-propelled); Conveyor operator; Crab - power operated; Curb finishing machine; Firemen on rigs; Flex plane; Floating machine; Form grader; Fork lift - all types and sizes (except masonry); Greaser; Hoist; Hoist, endless chain - power operated; Hopper - power operated; Hydra hammer (all types); Lad-a-vator - similar type; Mixers with side loaders); Pumps (with well points); Pump; Rollers - all types; Siphons, jets, and jennies; Sub-grader; Tractors over 50 h.p.

GROUP III - Oiler

GROUP IV - Fork lift-masonry

GROUP V - Oiler driver all types

GROUP VI - Tractors (except when hauling material) less than 50 h.p.

GROUP VII - Clamshells, 80 ft. of boom or over (including jib); Crane or rigs, 80 ft. of boom or over (including jib); Draglines, 80 ft. of boom or over (including jib); Piledrivers, 80 ft. of boom or over (including jib)

POWER EQUIPMENT OPERATORS (Cont'd)
Building Construction

CLASSIFICATION DEFINITIONS (Cont'd)

GROUP VIII - Crane or rigs, over 200 ft. of boom

GROUP IX - Hoists each additional drum over 1 drum

GROUP X - Master Mechanic

GROUP XI - Crane - tower or climbing

GROUP XII - Ready Mixed Concrete Plants:
(a) Crane Operator
(b) Loader Operator
(c) Plant Man
(d) Conveyor Operator

| POWER EQUIPMENT OPERATORS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Site Preparation and Grading, Heavy and Highway Construction Zone 1 - Johnson and Wyandotte Counties, Kansas | | | | | |
| GROUP I | $9.85 | .50 | .75 | .75 | .10 |
| GROUP II | 9.60 | .50 | .75 | .75 | .10 |
| GROUP III | 9.35 | .50 | .75 | .75 | .10 |
| GROUP IV | 8.35 | .50 | .75 | .75 | .10 |
| GROUP V | 8.85 | .50 | .75 | .75 | .10 |
| GROUP VI | 10.10 | .50 | .75 | .75 | .10 |
| GROUP VII | 10.35 | .50 | .75 | .75 | .10 |
| GROUP VIII | 9.85 | .50 | .75 | .75 | .10 |

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS
GROUP I - Asphalt paver and spreader; Asphalt plant console operator; Auto grader; Backhoe; Blade operator, all types; Boilers - 2; Booster pump on dredge; Boring machine (truck or crane mounted); Bulldozer operator; Clamshell operator; Compressor maintenance operator - 2; Concrete plant operator, central mix; Concrete mixer paver; Crane operator; Derrick or derrick trucks; Ditching machine; Dragline operator; Dredge engineman; Dredge operator; Drillcat with compressor mounted on cat; Drilling or boring machine, rotary, self-propelled; High loader - fork lift; Hoisting engine - 2 active drums; Locomotive operator, standard gauge; Mechanics and welders, field or shop; Maintenance operator; Mucking machine; Pile driver operator; Pitman crane operator; Pump - 2; Quad-trac; Scoop operator - all types; Scoops in tandem; Self-propelled rotary drill (leroy or equal - not air trac); Shovel operator; Side discharge spreader; Sideboom cats; Skimmer scoop operator; Slip - form paver (CMI, REX, or equal); Throttle man; Truck crane; Welding machine maintenance operator-2



POWER EQUIPMENT OPERATORS (Cont'd)
Site Preparation and Grading, Heavy and Highway Construction

CLASSIFICATION DEFINITIONS (Cont'd)

GROUP II - A-Frame truck; Asphalt hot mix silo; Asphalt plant fireman, drum or boiler; Asphalt plant mixer operator; Asphalt plant man; Asphalt roller operator; Backfiller operator; Chip spreader; Concrete batch plant, dry-power operated; Concrete mixer operator, skip loader; Concrete pump operator; Crusher operator; Elevating grader operator; Greaser; Hoisting engine - 1 drum; Latourneau rooter; Multiple compactor; Pavement breaker, self-propelled, of the hydra-hammer or similar type; Power shield; Pug mill operator; Stump cutting machine; Towboat operator; Tractor operator over 50 h.p.

GROUP III - Boilers - 1; Chip spreader (front man); Churn drill operator; Compressor maintenance operator - 1; Concrete saws, self-propelled; Conveyor operator; Distributor operator; Finishing machine operator; Fireman, rig; Float operator; Form grader operator; Pump; Pump maintenance operator; other than dredge; Roller operator, other than high type asphalt; Screening and washing plant operator; Self-propelled street broom or sweeper; Siphons and jets; Sub-grading machine operator; Tank car heater operator - combination boiler and booster; Tractor, 50 h.p. or less, without attachments; Vibrating machine operator, not hand; Welding machine maintenance operator -1

GROUP IV - Mechanic's helpers; Oiler

GROUP V - Oiler driver, all types

GROUP VI - Clamshells, 3 yds. capacity or over; Crane or rigs, 80 ft. of boom or over (including jib); Draglines, 3 yds. capacity or over; Piledrivers, 80 ft. of boom or over (including jib); Shovels, 3 yds. capacity or over

GROUP VII - Cranes or rigs, over 200 ft. of boom (including jib)

GROUP VIII - Hoists (each additional drum over 1 drum)

Men working in tunnels or shafts (not air shafts or coffer dams) of twenty-five (25) ft. or more in length or depth will be paid fifty cents (50c) per hour above the regular classification.







| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ROOFERS: | | | | | |
| Roofers | $9.30 | .30 | .60 | | .04 |
| Helpers: | | | | | |
| 1st 6 months | 5.58 | .30 | .60 | | .04 |
| 2nd 6 months | 6.05 | .30 | .60 | | .04 |
| 3rd 6 months | 6.51 | .30 | .60 | | .04 |
| 4th 6 months | 6.98 | .30 | .60 | | .04 |
| 5th 6 months | 7.44 | .30 | .60 | | .04 |
| 6th 6 months | 7.91 | .30 | .60 | | .04 |
| 7th 6 months | 8.37 | .30 | .60 | | .04 |
| SHEET METAL WORKERS | 10.705 | .35 | .50 | | .02 |
| SOFT FLOOR LAYERS | 7.96 | .40 | .65 | 10% | .06 |
| SPRINKLER FITTERS | 9.54 | .50 | .70 | | .06 |
| TERRAZZO WORKERS | 9.37 | 3.69% | 3.25% | | |
| TRUCK DRIVERS: | | | | | |
| Building Construction: | | | | | |
| GROUP I | 8.275 | .50 | .75 | | |
| GROUP II | 8.325 | .50 | .75 | | |
| GROUP III | 8.40 | .50 | .75 | | |
| GROUP IV | 8.525 | .50 | .75 | | |
| GROUP V | 8.425 | .50 | .75 | | |
| GROUP VI | 8.625 | .50 | .75 | | |
| GROUP VII | 8.475 | .50 | .75 | | |
| GROUP VIII | 8.375 | .50 | .75 | | |

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS
GROUP I - Warehousemen and stock man

GROUP II - Flat beds; Pick-ups; Dump trucks, under 10 yds.

GROUP III - Dump trucks, 10 yds. and over; Steel trucks; Semi truck drivers

GROUP IV - Straddle trucks; Sheal tractors (when used for towing); Hydro lift trucks; Hydraulically operated serial lifts; Heavy hauling, A-frame winch and fork lifts; Heavy excavating (dumpter, euclid, etc.); double bottom units (20 tons capacity and over)

GROUP V - Distributor truck drivers and operators; Oilers, greasers and Mechanics' helpers

GROUP VI - Mechanics

GROUP VII - Transit mix, 5 yds. and over

GROUP VIII - Transit mix, under 5 yds.



| TRUCK DRIVERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Site Preparation and Grading, Heavy and Highway Construction Zone 1 - Johnson and Wyandotte Counties, Kansas | | | | | |
| GROUP I | $8.34 | .50 | .75 | .75 | |
| GROUP II | 8.54 | .50 | .75 | .75 | |
| GROUP III | 8.85 | .50 | .75 | .75 | |
| GROUP IV | 9.00 | .50 | .75 | .75 | |
| GROUP V | 8.115 | .50 | .75 | .75 | |

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS
GROUP I - One team; Station wagons; Pickup trucks; Material trucks, single axle; Tank wagon drivers, single axle

GROUP II - Material trucks, tandem; Two teams; Semi-trailers; Winch trucks - fork trucks; Distributor drivers and operators; Agitator and transit mix; Tank wagon drivers, single axle; Tank wagon drivers tandem or semi-trailers; Insley wagons; Dump trucks, excavating, 5 cu. yds. and over; Dumpsters; Half-tracks; Speedace; Euclids and other similar excavating equipment

GROUP III - A-Frame, lowboy, and boom truck driver

GROUP IV - Mechanics and welders

GROUP V - Mechanics' helpers, oilers and greasers

WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

SUPERSEDEAS DECISION

STATE: Missouri & Kansas

COUNTIES: Cass, Clay, Jackson, Platte, & Ray Missouri; Johnson & Wyandotte, Kansas

DECISION NO.: MO75-4145

DATE: Date of Publication

Supersedes Decision No. MO75-4071, dated March 28, 1975, in 40 FR 14226.

DESCRIPTION OF WORK: Residential construction consisting of single family homes and garden type apartments up to and including 4 stories.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $10.02 | .40 | .70 | | .02 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS and Stonemasons | 9.225 | .35 | .35 | 1.00 | |
| CARPENTERS, MILLWRIGHTS, PILEDRIVERMEN | 8.72 | .33 | .30 | .25 | .05 |
| CEMENT MASONS: | | | | | |
| Cement masons | 8.325 | .60 | .50 | .25 | |
| Composition | 9.475 | .40 | .50 | e.25 | |
| ELECTRICIANS: (Up to and including 3 stories) | | | | | |
| Zone 1 - Western half of Clay and Jackson Counties, Missouri not including Blue Springs; Northern half of Platte County, Missouri; Northwestern portion of Cass County, Missouri, not including Pleasant Hill | 7.21 | .23 | 17%+.27 | .80 | .03 |
| Zone 2 - Remainder of Cass, Clay, Jackson, and Platte Counties, Missouri | 6.54 | .23 | 17%+.27 | .80 | .03 |
| Zone 3 - Ray Counties, Missouri | 6.54 | .23 | 17%+.27 | .80 | .03 |
| ELECTRICIANS (4 Stories): | | | | | |
| Zone 1 - Western half of Clay and Jackson Counties, Missouri not including Blue Springs; Northern half of Platte County; Northwestern portion of Cass County, Missouri, not including Pleasant Hill | 9.57 | .23 | 17%+.27 | .80 | .06 |
| Zone 2 - Remainder of Cass, Clay, Jackson and Platte Counties, Missouri: | | | | | |
| Electricians (contracts $5,000 and over) | 9.57 | .23 | 17%+.27 | .80 | .06 |
| Electricians (contracts under $5,000) | 9.02 | .23 | 17%+.27 | .80 | .06 |



DECISION NO. MO75-4145

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELECTRICIANS: (4 Stories)(Cont'd) | | | | | |
| Zone 3 - Ray County, Missouri: | | | | | |
| Electricians (contracts $5,000 and over) | $ 9.57 | .23 | 17%+.27 | .80 | .06 |
| Electricians (contracts under $5,000) | 9.41 | .23 | 17%+.28 | .80 | .06 |
| ELECTRICIANS: | | | | | |
| Zone 1 - Johnson County, Kansas (that portion of Johnson County west of Aubry, Oxford and Shawnee Townships) | 9.05 | .40 | 17%+.20 | | .05 |
| Zone 2 - Remainder of Johnson County, Kansas | 8.91 | .23 | 17%+.27 | .80 | .03 |
| Zone 3 - Wyandotte County, Kansas | 7.21 | .23 | 17%+.27 | .80 | .03 |
| ELEVATOR CONSTRUCTORS | 9.83 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 9.20 | .40 | .40 | | .03 |
| IRONWORKERS | 8.90 | .60 | .80 | 1.00 | .05 |

FOOTNOTE: a. Employer contributes 4% basic hourly rate for over 5 yrs.' service, and 2% of basic hourly rate for 6 mos. to 5 yrs. as Vacation Pay Credi
b. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

NOTICES





DECISION NO. MO75-4145

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS: | | | | | |
| Building Construction | | | | | |
| Zone 1 - Cass, Clay, Jackson, and Platte Counties, Missouri; Johnson and Wyandotte Counties, Kansas | | | | | |
| Group 1 | $7.60 | .45 | .40 | .50 | .10 |
| Group 2 | 7.695 | .45 | .40 | .50 | .10 |
| Group 3 | 7.795 | .45 | .40 | .50 | .10 |
| Group 4 | 7.89 | .45 | .40 | .50 | .10 |
| Group 5 | 7.99 | .45 | .40 | .50 | .10 |

LABORERS
Building Construction

CLASSIFICATION DEFINITIONS

Zone 1

Group 1: General labor; Wire mesh handlers or setters; Carpenter tender; Track men; Flagmen; Signalmen; Salamander tenders; Window cleaners; Floor cleaners; Landscape men; Sod layers; Wrecker (for alterations or entire projects)

Group 2: Plumber laborers (conduit pipe, sewer work, drain tile and duck lines, digging and back filling), power tool operators; Pier hole diggers (over 10 ft.); Virbator, jackhammer, and chipping hammer operators; Chain saw operators; Concrete saw operators; Brush feeders on pulverizers; Reinforcing steel handlers; Air tamp operators; Ditch witch operators; Swinging scaffolds

Group 3: Cutting torch or burner men; Georgia buggies (self-propelled); Fork lift; Hoseman; Insulation man

Group 4: Fork lift (masonry); Brick tender; Plasterer tender; Stonemasons tender (includes all hod carriers classifications previously shown as mortar men and scaffolding)

Group 5: Barco, jackson or similar tamp operators; Asphalt rakers; Powder men; Mastic hot kettle men; Sandblasting and gunnite nozzlemen; Wagon and churn drill operators



DECISION NO. MO75-4145

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS: | | | | | |
| Building Construction | | | | | |
| Zone 2 - Ray County, Missouri | | | | | |
| Group 1 | $7.30 | .45 | .40 | .50 | .10 |
| Group 2 | 7.40 | .45 | .40 | .50 | .10 |
| Group 3 | 7.475 | .45 | .40 | .50 | .10 |
| Group 4 | 7.55 | .45 | .40 | .50 | .10 |
| Group 5 | 7.35 | .45 | .40 | .50 | .10 |

CLASSIFICATION DEFINITIONS

LABORERS:

Group 1: General labor; Wire mesh handlers or setters; Carpenter tender; Track men; Flagmen; Signalmen; Salamander tenders; Window cleaners; Floor cleaners; Landscape men; Sod layers; Wrecker (for alterations or entire projects)

Group 2: Plumber laborers (conduit pipe, sewer work, drain tile and duck lines, digging and back filling), power tool operators; Pier hole diggers (over 10 ft.); Vibrator, jackhammer, and chipping hammer operators; Chain saw operators; Concrete saw operators; Brush feeders on pulverizers; Reinforcing steel handlers; Air tamp operators; Ditch witch operators; Swinging scaffolds

Group 3: Cutting torch or burner men; Georgia buggies (self-propelled); Fork lift; Hoseman; Insulation man

Group 4: Fork lift (masonry); Brick tender; Plasterer tender; Stonemasons tender (includes all hod carriers classifications previously shown as mortar men and scaffolding)

Group 5: Barco, jackson or similar tamp operators; Asphalt rakers; Powder men; Mastic hot kettle men; Sandblasting and gunnite nozzlemen; Wagon and churn drill operators

NOTICES

| LABORERS: (Cont'd) Site preparation and grading Zone 3 - Johnson and Wyandotte Counties, Kansas; Site Preparation, Incidential Paving and Utilities Cley, Jackson, Platte and Ray Cos., Missouri | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $7.80 | .50 | .50 | .70 | .10 |
| Group 2 | 7.95 | .50 | .50 | .70 | .10 |
| Group 3 | 8.10 | .50 | .50 | .70 | .10 |
| Group 4 | 8.30 | .50 | .50 | .70 | .10 |
| Group 5 | 8.60 | .50 | .50 | .70 | .10 |

CLASSIFICATION DEFINITIONS

Zone One:

Group 1: Carpenter tenders; Slamander tenders; Dump man and ticket takers on stock piles; Flagmen; Loading trucks under bins, hoppers and conveyors; Track men and all other general laborers

Group 2: Air tool operators; Cement handler (bulk or sack); Chain or concrete saw; Deck hands; Dump man on earth fill; Grade checkers on cuts and fills; Georgia buggies man; Material batch hopper man; Scale man; Material mixer man (except on manholes, coffer dams, abutments and pier hole men working below ground); Riprap pavers rock, block or brick; Signalman; Scaffolds over 10 ft. not self-supported from ground up; Skipman on concrete paving; Vibrator man; Wire mesh setters on concrete paving; All work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; Power tool operator; All work in connection with hydraulic or general dredging operations; Form setter helpers; Puddlers (paving only)

Group 3: Crusher feeder; Men handling creosote ties or creosote materials; Men working with and handling epoxy material or materials (where special protection is required); Head pipe layer on sewer work; Topper of standing trees; Batter board man on pipe and ditch work; Feeder man on wood pulverizers; Board and willow mat weavers and cable tiers on river work; All laborers working on underground tunnels where compressed air is not used

Group 4: Spreader or screed man on asphalt machine; Asphalt raker; Laser beam man; Barco tamper; Jackson or any other similar tamp; Wagon driller; Churn drills; Air track drills and all other similar drills; Form setters; Cutting torch man; Liners and stringline men on concrete paving, curbs, gutters and etc.; Hot mastic kettleman; Hot tar applicator; Hand blade operators; Manhole builders helpers and mortar men on brick or block manholes; Sandblasting and gunnite nozzle men; Rubbing concrete; Air tool operator in tunnels

Group 5: Manhole builder (brick or block); Dynamite and powder men



DECISION NO. M075-4145

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LATHERS | $9.10 | .50 | | | |
| MARBLE and TILE SETTERS | 10.26 | 3.65% | 3.25% | | |
| MARBLE and TILE SETTERS' HELPERS | 8.48 | | | | |
| PAINTERS: | | | | | |
| Brush and Tapers | 9.34 | .30 | .35 | | .06 |
| Spray | 10.34 | .30 | .35 | | .06 |
| PLASTERERS | 10.25 | .30 | | | |
| PIPEFITTERS | 9.37 | .47 | .90 | | .06 |
| PLUMBERS | 9.64 | .50 | .60 | | .06 |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Building Construction (Zone 1) | | | | | |
| Group 1 | 9.85 | .50 | .75 | .75 | .10 |
| Group 2 | 9.60 | .50 | .75 | .75 | .10 |
| Group 3 | 8.35 | .50 | .75 | .75 | .10 |
| Group 4 | 8.85 | .50 | .75 | .75 | .10 |
| Group 5 | 8.85 | .50 | .75 | .75 | .10 |
| Group 6 | 9.10 | .50 | .75 | .75 | .10 |
| Group 7 | 10.10 | .50 | .75 | .75 | .10 |
| Group 8 | 10.35 | .50 | .75 | .75 | .10 |
| Group 9 | 9.85 | .50 | .75 | .75 | .10 |
| Group 10 | 10.85 | .50 | .75 | .75 | .10 |
| Group 11 | 10.35 | .50 | .75 | .75 | .10 |
| Group 12: | | | | | |
| (a) | 9.60 | .50 | .75 | .75 | .10 |
| (b) | 9.35 | .50 | .75 | .75 | .10 |
| (c) | 9.35 | .50 | .75 | .75 | .10 |
| (d) | 8.60 | .50 | .75 | .75 | .10 |









POWER EQUIPMENT OPERATORS (Cont'd)

CLASSIFICATION DEFINITIONS

Zone 1

Group 1: Asphalt paver and spreader; Asphalt plant mixer operator; Asphalt plant operator; Back fillers; Backhoe, all types; Barber-greene loader (similar type); Blade-power, all types; Boats-power; Boilers (2); Boring machines (all types); Cableways; Cherry pickers (all types); Chip spreader; Clamshells; Combination concrete hoist and mixer such as mixermobile (with tower, 50c per hour additional); Compressors (2) 105 ft. or over not more than 20' apart; Compressors tandem (any sizes); Compressors single, truck mounted; Concrete ready-mixed plant, portable (job site); Concrete mixer paver; Crane-overhead; Crusher, rock; Derricks and derrick cars (power operated); Ditching machines; Dozers; Draglines; Dredges-any type power; Grade-all similar type; Hoist, endless chain - power operated with power travel; Loaders - all types; Locomotives all types; Mechanic and welder; Mucking machine; Orange peels; Pile drivers - all types; Pumps - material all types; Push cats; Scoops all types; Self-propelled rotary drill; Shovel, power; Side boom; Skimmer scoop; Testhole machine; Throttle man

Group 2: A-frame trucks; Boilers (1); Brooms-power operated (all types); Chip spreader (front man); Clef plane operator; Compressors (1) 105' or over; Concrete saws, self-propelled); Conveyor oneratar; Crab-power operated; Curb finishing machine; Firemen on rigs; Flex plane; Floating machine; Form grader; Fork lift-all types and sizes (except masonry); Greaser; Hoist; Hoist, endless chain - power operated; Hopper - power operated; Hydra hammer (all types); Lad-a-vator - similar type; Mixers with side loaders); Pumps (with well points); Pump; Rollers - all types; Siphons, jets and jennies; Sub-grader; Tractors over 50 h.p.

Group 3: Oiler

Group 4: Forl lift-masonry

Group 5: Oiler driver all types

Group 6: Tractors (except when hauling material less than 50 h.p.

Group 7: Clamshells, 80 ft. of boom or over (including jib); Crane or rigs, 80 ft. or boom or over (including jib); Draglines, 80 ft. of boom or over (including jib); Piledrivers, 80 ft. of boom or over (including jib)

Group 8: Crane or rigs, over 200 ft. of boom

Group 9: Hoists each additional drum over 1 drum

Group 10: Master Mechanic

Group 11: Crane - tower or climbing

Group 12: Ready Mixer Concrete Plants: (a) Crane operator; (b) Loader operator; (c) Plant man; (d) Conveyor operator



DECISION NO. M075-4145

| POWER EQUIPMENT OPERATORS (Cont'd) Site Preparation and Grading - Johnson and Wyandotte Counties, Kansas; Site Preparation, Incidentiol Paving and Utilities- Cley, Jackson, Platte, and Ray Counties, Missouri | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Zone 2 | | | | | |
| Group 1 | $9.85 | .50 | .75 | .75 | .10 |
| Group 2 | 9.60 | .50 | .75 | .75 | .10 |
| Group 3 | 9.35 | .50 | .75 | .75 | .10 |
| Group 4 | 8.35 | .50 | .75 | .75 | .10 |
| Group 5 | 8.85 | .50 | .75 | .75 | .10 |
| Group 6 | 10.10 | .50 | .75 | .75 | .10 |
| Group 7 | 10.35 | .50 | .75 | .75 | .10 |
| Group 8 | 9.85 | .50 | .75 | .75 | .10 |

POWER EQUIPMENT OPERATORS (Cont'd)

CLASSIFICATION DEFINITIONS

Zone 2

Group 1: Asphalt paver and spreader; Asphalt plant consule operator; Auto grader; Backhoe; Blade operator, all types; Boilers-2; Booster pump on dredge; Boring machine (truck or crane mounted); Bulldozer operator; Clamshell operator; Compressor maintenance operator-2; Concrete plant operator, central mix; Concrete mixer paver; Crane operator; Derrick or derrick trucks; Ditching machine; Dragline operator; Dredge engineman; Dredge operator; Drill cat with compressor mounted on cat; Drilling or boring machine, rotary, self-propelled; High loader-fork lift; Hoisting engine-2 active drums; Locomotive operator, standard gauge; Mechanics and welders, field or shop; Maintenance operator; Mucking machine pile driver operator; Pitman crane operator; Pump-2; Quad-trac; Scoop operator-all types; Scoops in tandem; Self-propelled rotary drill (Leroy or equal - not air trac); Shovel operator; Side discharge spreader; Sidebeam cats; Skimmer scoop operator; Slip-form paver (CMI, IHI, or equal); Throttle man; Truck crane; Welding machine maintenance operator-2

Group 2: A-frame truck; Asphalt hot mix ajlo; Asphalt plant fireman, drum or boiler; Asphalt plant mixer operator; Asphalt plant man; Asphalt roller operator; Backfiller operator; Chip spreader; Concrete batch plant, dry-power operated; Concrete mixer operator, skip loader; Concrete pump operator; Crusher operator; Elevating grader operator; Greaser; Hoisting engine-1 drum; Letourneau rooter; Multiple compactor; Pavement breaker, self-propelled, of the hydra-hammer or similar type; Power shield; Pug mill operator; Stump cutting machine; Towboat operator; Tractor operator over 50 h.p.

Group 3: Boilers - 1 ; Chip spreader (front man); Churn drill operator; Compressor maintenance operator-1; Concrete saws, self-propelled; Conveyor operator; Distributor operator; Finishing machine operator; Fireman, rig; Float operator; Form grader operator; Pump; Pump maintenance operator, other than dredge; Roller operator, other than high type asphalt; Screening and washing plant operator; Self propelled street broom or sweeper; Siphons and jets; Sub-grading machine operator; Tank car heater operator-combination boiler and booster; Tractor, 50 h.p. or less with/6 attachments; Vibrating machine operator, not hand; Welding machine Maintenance operator - 1

Group 4: Mechanic's Helpers; Oilers

Group 5: Oiler driver, all types

Group 6: Clamshells, 3 yds. capacity or over; Crane or rigs, 80 ft. of boom or over (including jib); Draglines, 3 yds. capacity or over; Pile-drivers, 80 ft. of boom or over (including jib); Shovels, 3 yds. capacity or over



POWER EQUIPMENT OPERATORS (cont'd)

CLASSIFICATION DEFINITIONS

Zone 2 (Cont'd)

Group 7: Crane or rigs, over 200 ft. of boom (including jib)

Group 8: Hoists (each additional drum over 1 drum)

Men working in tunnels or shafts (not air shafts or coffer dams) of twenty-five (25) feet or more in length or depth will be paid fifty cents (50c) per hour above the regular classification.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ROOFERS: | | | | | |
| Roofers | $9.30 | .30 | .60 | | .04 |
| Helpers: | | | | | |
| 1st 6 months | 5.58 | .30 | .60 | | .04 |
| 2nd 6 months | 6.05 | .30 | .60 | | .04 |
| 3rd 6 months | 6.51 | .30 | .60 | | .04 |
| 4th 6 months | 6.98 | .30 | .60 | | .04 |
| 5th 6 months | 7.44 | .30 | .60 | | .04 |
| 6th 6 months | 7.91 | .30 | .60 | | .04 |
| 7th 6 months | 8.37 | .30 | .60 | | .04 |
| SHEET METAL WORKERS | 10.705 | .35 | .50 | | .02 |
| SOFT FLOOR LAYERS | 7.96 | .40 | .45 | 10% | .06 |
| SPRINKLER FITTERS | 9.54 | .50 | .70 | | |
| TERRAZZO WORKERS | 9.37 | 3.65% | 3.25% | | |
| TRUCK DRIVERS: | | | | | |
| Building Construction | | | | | |
| Zone 1 | | | | | |
| Group 1 | 8.275 | .50 | .75 | | |
| Group 2 | 8.325 | .50 | .75 | | |
| Group 3 | 8.40 | .50 | .75 | | |
| Group 4 | 8.525 | .50 | .75 | | |
| Group 5 | 8.425 | .50 | .75 | | |
| Group 6 | 8.625 | .50 | .75 | | |
| Group 7 | 8.475 | .50 | .75 | | |
| Group 8 | 8.375 | .50 | .75 | | |

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS:

Zone 1

Group 1: Warehousemen and stockman

Group 2: Flat beds; Pick-ups; Dump trucks, under 10 yds.

Group 3: Dump trucks, 10 yds. and over; steel trucks; semi-truck drivers

Group 4: Straddle trucks; Wheel tractors (when used for towing); Hydro lift trucks; Hydraulically operated serial lifts; Heavy hauling, A-frame winch and fork lifts; Heavy excavating (dumpster, Euclid, etc.); Double bottom units (20 tons capacity and over)

Group 5: Distributor truck drivers and operators; Oilers, greasers and mechanics' helpers

Group 6: Mechanics





DECISION NO. HO75-4145

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| TRUCK DRIVERS: (Cont'd) Site Preparation and Grading - Johnson and Wyandotte Counties, Kansas; Site Preparation, Incidential Paving and Utilities-Clay, Jackson, Platte and Ray Counties, Missouri | | | | | |
| Zone 2 | | | | | |
| Group 1 | $8.34 | .50 | .75 | .75 | |
| Group 2 | 8.54 | .50 | .75 | .75 | |
| Group 3 | 8.83 | .50 | .75 | .75 | |
| Group 4 | 9.00 | .50 | .75 | .75 | |
| Group 5 | 8.115 | .50 | .75 | .75 | |

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS:

Zone 2

Group 1: One team; Station wagons; Pickup trucks; Material trucks, single axle; Tank wagon drivers, single axle

Group 2: Material trucks, tandem; Two teams; Semi-trailers; Winch trucks - fork trucks; Distributor drivers and operators; Agitator and transit mix; Tank wagon drivers, single axle; Tank wagon drivers tandem or semi-trailer; Insley wagons; Dump trucks, excavating, 5 cu. yds. and over; Dumpsters; Half-tracks; Speadace; Euclids and other similer excavating equipment

Group 3: A-frame, lowboy, and boom truck driver

Group 4: Mechanics and welders

Group 5: Mechanics' helpers, oilers and greasers

WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.



32620 NOTICES 32621

## SUPERSEDEAS DECISION

STATE: Missouri

DECISION NO. MO75-4146 DATE: Date of Publication

Supersedes Decision No. MO75-4115, dated June 20, 1975 in 40 FR 26205

DESCRIPTION OF WORK AND LOCATION

Highway Construction

Statewide except Jasper County

Heavy Construction

| | | |
|---|---|---|
| Adair | Gasconade | Montgomery |
| Andrew | Gentry | Morgan |
| Atchison | Greene | Newton |
| Audrain | Grundy | Nodaway |
| Barton | Harrison | Osage |
| Bates | Henry | Perry |
| Benton | Hickory | Pettis |
| Bollinger | Holt | Phelps |
| Boone | Howard | Pike |
| Buchanan | Jackson | Platte |
| Caldwell | Jefferson | Polk |
| Callaway | Johnson | Pulaski |
| Camden | Knox | Putnam |
| Cape Girardeau | Laclede | Ralls |
| Carroll | Lafayette | Randolph |
| Cass | Lawrence | Ray |
| Cedar | Lewis | St. Charles |
| Chariton | Lincoln | St. Clair |
| Clark | Linn | St. Francois |
| Clay | Livingston | St. Louis and City |
| Clinton | McDonald | Ste. Genevieve |
| Cole | Macon | Saline |
| Cooper | Madison | Schuyler |
| Crawford | Maries | Scott |
| Dade | Marion | Scotland |
| Dallas | Mercer | Shelby |
| Daviess | Miller | Sullivan |
| DeKalb | Moniteau | Vernon |
| Franklin | Monroe | Warren |
| | | Washington |
| | | Worth |



DECISION NO MO75-4146

| CARPENTERS & PILEDRIVERMEN: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | $9.36 | .45 | .60 | .50 | .03 |
| ZONE 2 | 9.22 | .33 | .30 | .25 | .05 |
| ZONE 3 | 9.86 | .45 | .30 | | .05 |
| ZONE 4 | 9.21 | .45 | .30 | .50 | .03 |
| ZONE 5 | 9.07 | .33 | .30 | | .03 |
| ZONE 6 | 9.22 | .33 | .30 | | .03 |
| ZONE 7 | 9.35 | .45 | .30 | .50 | .03 |
| ZONE 8 | 9.60 | .30 | | | .03 |
| ZONE 9 | 9.57 | .33 | | | .03 |
| ZONE 10 | 9.47 | .23 | | | .03 |
| ZONE 11 | 9.42 | .33 | .15 | | .03 |

### AREAS COVERED BY CARPENTERS & PILEDRIVERMEN ZONES

ZONE 1 - Franklin, Jefferson, St. Charles, Lincoln and Warren Counties.
ZONE 2 - Clay, Jackson, Platte and Ray Counties
ZONE 3 - St. Louis County & City
ZONE 4 - Pike, St. Francois & Washington Counties
ZONE 5 - Cass and Lafayette Counties
ZONE 6 - Atchison, Andrew, Barry, Barton, Bates, Buchanan, Caldwell, Camden, Carroll, Cedar, Christian, Clinton, Dade, Dallas, Daviess, DeKalb, Douglas Gentry, Greene, Grundy, Harrison, Henry, Hickory, Holt, Johnson, Laclede, Lawrence, Livingston, McDonald, Mercer, Newton, Nodaway, Ozark, Polk, St. Clair, Saline, Stone, Taney, Vernon, Webster, Worth & Wright Counties
ZONE 7 - Crawford, Dent, Gasconade, Iron, Madison, Maries, Montgomery, Phelps, Pulaski, Reynolds, Shannon and Texas Counties.
ZONE 8 - Boone, Cooper & Howard Counties
ZONE 9 - Adair, Audrain, Benton, Callaway, Chariton, Clark, Knox, Lewis, Linn, Macon, Marion, Monroe, Morgan, Pettis, Putnam, Ralls, Randolph, Schuyler, Scotland, Shelby and Sullivan Counties
ZONE 10 - Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Howell, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Ripley, Ste. Genevieve, Scott, Stoddard and Wayne Counties
ZONE 11 - Cole, Miller, Moniteau and Osage Counties.







DECISION NO. MO75-4146

| CEMENT MASONS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | $9.225 | .40 | .50 | .25 | |
| ZONE 2 | 9.60 | .90 | .85 | | |
| ZONE 3 | 8.90 | .90 | .85 | | |
| ZONE 4 | 9.155 | .40 | .50 | .75 | |
| ZONE 5 | 6.40 | .65 | | .65 | |
| ZONE 6 | 8.25 | | | | |
| ZONE 7 | 8.575 | | | | |
| ZONE 8 | 9.25 | | | | |
| ZONE 9 | 7.00 | | | | |
| ZONE 10 | 7.65 | | | | |
| ZONE 11 | 8.55 | | | | |

### AREAS COVERED BY CEMENT MASONS ZONES

ZONE 1 - Bates, Carroll, Cass and Lafayette Counties.
ZONE 2 - Dent, Phelps, Pulaski, St. Charles, Texas Counties, St. Louis City and County, and Counties of Crawford, Franklin, Iron, Lincoln, Madison, Reynolds, Shannon, St. Francois, Ste. Genevieve, Warren and Washington on projects $100,000.00 and over.
ZONE 3 - Crawford, Frankli , Iron, Lincoln, Madison, Reynolds, Shannon, St. Francois, Ste. Genevieve, Warren & Washington Counties on projects less than $100,000.00.
ZONE 4 - Clay, Jackson, Platte, and Ray Counties.
ZONE 5 - Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Ripley, Scott, Stoddard and Wayne Counties.
ZONE 6 - Cedar, Christian, Dade, Dallas, Douglas, Greene, Howell, Laclede, Ozark, Polk, Stone, Taney, Webster and Wright Counties.
ZONE 7 - Benton, Henry, Hickory, Johnson, Morgan, Pettis, Saline and St. Clair Counties.
ZONE 8 - Adair, Audrain, Boone, Chariton, Cooper, Howard, Knox, Linn, Macon, Moniteau, Monroe, Randolph, Shelby and Sullivan Counties.
ZONE 9 - Barry, Barton, Lawrence, McDonald, Newton and Vernon Counties.
ZONE 10 - Andrew, Atchison, Buchanan, Caldwell, Clinton, Daviess, DeKalb, Gentry, Grundy, Harrison, Holt, Livingston, Mercer, Nodaway and Worth Counties.
ZONE 11 - Callaway, Camden, Cole, Gasconade, Maries, Miller, Montgomery, and Osage Counties.



DECISION NO. MO75-4146

| ELECTRICIANS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | | | | | |
| Electrical contracts over $7,500.00 | $9.10 | 4% | 1% | | 1% |
| Electrical contracts $7,500.00 and under | 7.75 | 4% | 1% | | 1% |
| ZONE 2 | 9.57 | .23 | 1%+.27 | .80 | .03 |
| ZONE 3 | | | | | |
| Electrical contracts over $5,000. | 9.57 | .23 | 1%+.27 | .80 | .03 |
| Electrical contracts $5,000. and under | 9.02 | .23 | 1%+.27 | .80 | .03 |
| ZONE 4 | | | | | |
| Electrical contracts over $5,000. | 9.57 | .23 | 1%+.27 | .80 | .03 |
| Electrical contracts $5,000. and under | 9.02 | .23 | 1%+.27 | .80 | .03 |
| ZONE 5 | | | | | |
| Electrical contracts over $5,000. | 9.57 | .23 | 1%+.27 | .80 | .03 |
| Electrical contracts $5,000. and under | 8.41 | .23 | 1%+.27 | .80 | .03 |
| ZONE 6 | 9.64 | 5% | 1%+5% | 15% | 1% |
| ZONE 7 | | | | | |
| Electrical contracts over $7,500. | 9.64 | 5% | 1%+5% | 15% | 1% |
| ZONE 8 | | | | | |
| Electrical contracts $7,500. and under | 7.03 | 5% | 1%+5% | 15% | 1% |
| ZONE 9 | | | | | |
| Electrical contracts $7,500. and under | 6.89 | 5% | 1%+5% | 15% | 1% |
| ZONE 10 | | | | | |
| Electrical contracts $7,500. and under | 6.75 | 5% | 1%+5% | 15% | 1% |

DECISION NO. MO75-4146

| ELECTRICIANS CONTD: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 11 | | | | | |
| Electrical contracts $7,500.00 and under | $6.59 | 5% | 12+5½% | 15½% | 1% |
| ZONE 12 | 9.16 | .37 | 1% | 6% | .02 |
| ZONE 13 | 9.65 | .37 | 1% | 6% | .02 |
| ZONE 14 | 9.69 | .35 | 1% | 7% | .01 |
| ZONE 15 | | | | | |
| Electrical contracts over $10,000. | 9.92 | .35 | 1% | 7% | .01 |
| Electrical contracts $10,000. and under | 9.69 | .35 | 1% | 7% | .01 |
| ZONE 16 | | | | | |
| Electrical contracts over $10,000.00 | 10.28 | .35 | 1% | 7% | .01 |
| Electrical contracts $10,000. and under | 9.69 | .35 | 1% | 7% | .01 |
| ZONE 17 | | | | | |
| Electricians | 8.45 | .35 | 1% | | .01 |
| Cable splicers | 8.80 | .35 | 1% | | .01 |
| ZONE 18 | | | | | |
| Electricians | 9.30 | .27 | 1% | 7%+.30 | ½ of 1% |
| Cable Splicers | 9.55 | .27 | 1% | 7%+.30 | ½ of 1% |



DECISION NO. MO75-4146

AREAS COVERED BY ELECTRICIANS ZONES

ZONE 1 - Adair, Audrain (That part east of Highway 19), Clark, Knox, Lewis, Linn, Macon, Marion, Monroe, Montgomery, Pike, Putnam, Ralls, Schuyler, Scotland, Shelby and Sullivan Counties:
Electrical contracts over $7,500.00
Electrical contracts $7,500.00 and under

ZONE 2 - Western half of Clay & Jackson Cos. not including Blue Springs; Northern half of Platte Co.; North Western portion of Cass Co. not including Pleasant Hill

ZONE 3 - Remainder of Clay, Jackson, Platte & Cass Counties:
Electrical contracts over $5,000.00
Electrical contracts $5,000.00 and under

ZONE 4 - Bates, Benton, Henry, Johnson, Lafayette and Pettis Counties:
Electrical contracts over $5,000.00
Electrical contracts $5,000.00 and under

ZONE 5 - Carroll, Cooper, Morgan, Ray & Saline Counties:
Electrical contracts over $5,000.00
Electrical contracts $5,000.00 and under

ZONE 6 - Franklin, Jefferson, Lincoln, St. Charles, St. Louis & City, & Warren Cos.

ZONE 7 - Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Pemiscot, Perry, Reynolds, Ripley, Scott, St. Francois, Ste. Genevieve, Stoddard, Washington, and Wayne Counties:
Electrical contracts over $7,500.00

ZONE 8 - Bollinger, Cape Girardeau, Perry, St. Francois, and Ste. Genevieve, Counties:
Electrical contracts $7,500.00 and under

ZONE 9 - Iron, Madison, Reynolds, Washington, and Wayne Counties:
Electrical contracts $7,500.00 and under

ZONE 10 - Butler, Carter, Mississippi, New Madrid, Ripley, Scott and Stoddard Counties:
Electrical contracts $7,500.00 and under

ZONE 11 - Dunklin and Pemiscot Counties:
Electrical contracts $7,500.00 and under

ZONE 12 - Christian, Dallas, Douglas, Greene, Hickory, Howell, Laclede, Oregon, Ozark, Polk, Shannon, Stone, Taney, Texas, Webster and Wright Counties

ZONE 13 - Pulaski County

ZONE 14 - Andrew, Buchanan, Clinton and DeKalb Counties

ZONE 15 - Caldwell, Daviess, Gentry, Holt and and Nodaway Counties:
Electrical contracts over $10,000.00
Electrical contracts $10,000.00 and under

ZONE 16 - Atchinson, Grundy, Harrison, Livingston, Mercer and Worth Counties:
Electrical contracts $10,000.00 and under
Electrical contracts over $10,000.00

ZONE 17 - Barry, Barton, Cedar, Dade, Lawrence, McDonald, Newton, St. Clair, and Vernon Counties:

ZONE 18 - Audrain (except Cuivre Township), Boone, Callaway, Camden, Chariton, Cole, Crawford, Dent, Gasconade, Howard, Maries, Miller, Moniteau, Osage Phelphs and Randolph Counties:









DECISION NO. MO75-4146

| IRONWORKERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | $8.975 | .55 | .70 | | .05 |
| ZONE 2 | 8.90 | .60 | .80 | 1.00 | .05 |
| ZONE 3 | 8.775 | .60 | .80 | 1.00 | .05 |
| ZONE 4 | 8.00 | .30 | .35 | | .00 |
| ZONE 5 | 9.25 | .45 | .30 | | |
| ZONE 6 | 8.31 | .45 | .35 | | .04 |
| ZONE 7 | 7.55 | .45 | .50 | | .02 |

AREAS COVERED BY IRONWORKERS ZONES

ZONE 1 - Audrain, Boone, Callaway, Cole, Crawford, Dent, Franklin, Gasconade, Iron, Jefferson, Lincoln, Madison, Maries, Miller, Montgomery, Osage, Perry, Phelps, Pike, Pulaski, Reynolds, Shannon, St. Charles, St. Francois, St. Louis & City, Ste. Genevieve, Texas, Warren, Washington, and Wright Counties.

ZONE 2 - Andrew, Atchison, Barton, Bates, Benton, Buchanan, Caldwell, Camden, Carroll, Cass, Cedar, Chariton, Clay, Clinton, Cooper, Dallas, Daviess, DeKalb, Gentry, Grundy, Harrison, Henry, Hickory, Holt, Howard, Jackson, Johnson, Laclede, Lafayette, Linn, Livingston, Mercer, Moniteau, Morgan, Nodaway, Pettis, Platte, Polk, Putnam, Randolph, Ray, St. Clair, Saline, Sullivan, Vernon and Worth Counties.

ZONE 3 - Christian, Dade, Douglas, Greene and Webster Counties:

ZONE 4 - Barry, Lawrence, McDonald, Newton and Stone Counties:

ZONE 5 - Adair, Clark, Knox, Lewis, Macon, Marion, Monroe, Ralls, Schuyler, Scotland and Shelby Counties:

ZONE 6 - Howell, Oregon, Ozark and Taney Counties

ZONE 7 - Butler, Bollinger, Carter, Cape Girardeau, Dunklin, Mississippi, New Madrid, Pemiscot, Ripley, Scott, Stoddard and Wayne Counties;



DECISION NO. MO75-4146

| LABORERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP 1 | | | | | |
| ZONE 1 | $7.48 | .50 | .50 | .50 | .10 |
| ZONE 2 | 6.18 | .50 | .50 | .50 | .10 |
| ZONE 3 | 5.93 | .50 | .50 | .50 | .10 |
| ZONE 4 | 8.05 | .40 | .50 | | .10 |
| ZONE 5 | 7.10 | .40 | .50 | | .10 |
| ZONE 6 | 7.10 | .40 | .50 | | .10 |
| GROUP 2 | | | | | |
| ZONE 1 | 7.63 | .50 | .50 | .50 | .10 |
| ZONE 2 | 6.33 | .50 | .50 | .50 | .10 |
| ZONE 3 | 6.08 | .50 | .50 | .50 | .10 |
| ZONE 4 | 8.20 | .40 | .50 | | .10 |
| ZONE 5 | 7.25 | .40 | .50 | | .10 |
| ZONE 6 | 7.25 | .40 | .50 | | .10 |
| GROUP 3 | | | | | |
| ZONE 1 | 7.78 | .50 | .50 | .50 | .10 |
| ZONE 2 | 6.48 | .50 | .50 | .50 | .10 |
| ZONE 3 | 6.23 | .50 | .50 | .50 | .10 |
| ZONE 4 | 8.35 | .40 | .50 | | .10 |
| ZONE 5 | 7.40 | .40 | .50 | | .10 |
| ZONE 6 | 7.40 | .40 | .50 | | .10 |
| GROUP 4 | | | | | |
| ZONE 1 | 7.98 | .50 | .50 | .50 | .10 |
| ZONE 2 | 6.68 | .50 | .50 | .50 | .10 |
| ZONE 3 | 6.43 | .50 | .50 | .50 | .10 |
| ZONE 4 | 8.55 | .40 | .50 | | .10 |
| ZONE 5 | 7.60 | .40 | .50 | | .10 |
| ZONE 6 | 7.60 | .40 | .50 | | .10 |
| GROUP 5 | | | | | |
| ZONE 1 | 8.23 | .50 | .50 | .50 | .10 |
| ZONE 2 | 6.93 | .50 | .50 | .50 | .10 |
| ZONE 3 | 6.68 | .50 | .50 | .50 | .10 |
| ZONE 4 | | .40 | .50 | | .10 |
| ZONE 5 | 8.80 | .40 | .50 | | .10 |
| ZONE 6 | 7.85 | .40 | .50 | | .10 |
| | 7.85 | | | | |

CLASSIFICATION DEFINITIONS

GROUP 1 - General Labor - Carpenter Tenders; salamander tenders; dump man and ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers

GROUP 2 - First Semi-Skill - Air tool operator; cement handler - bulk or sack; dump man on earth fill; georgie buggie man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man (except on manholes); coffer dams; riprap pavers - rock, block or brick; signal man; scaffolds over ten feet not self-supported from ground up; skipman on concrete paving; wire mesh setters on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile & duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzleman.

GROUP 3 - Second Semi-Skill - Asphalt plant platform man; chuck tender; crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile dike and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working to (6) feet or more below ground; men working in coffer dams for bridge piers and footings in the river

GROUP 4 - Third Semi-Skill - Laser beam man; asphalt raker; barco tamper; jackson or anyother similar tamp; wagon driller; churn drills; air track drills and all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, ditch liners, etc.; hot mastic kettleman; hot tar applicator; hand blade operators; manhole builder helpers and mortar men on brick or block manholes; sand blasting and gunite nozzle men; rubbing concrete; air tool operator in tunnels; caulker and lead man; screed man on asphalt machine, chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or power plants over ten (10) feet above ground; grade checker on cuts and fills; string line man for electronic grade control; pressure groutmen.

GROUP 5 - Fourth Semi-Skill - Manhole builders - brick or block; dynamite and powder men; welder

AREA COVERED BY LABORERS

ZONE 1 - Buchanan, Cass, and Lafayette Counties

ZONE 2 - Andrew, Barton, Bates, Benton, Caldwell, Carroll, Cedar, Christian, Clinton, Dade, Dallas, DeKalb, Greene, Henry, Johnson, Laclede, Lawrence, Livingston, Newton, Pettis, Polk, St. Clair, Saline, Vernon, Webster and Wright Counties

ZONE 3 - Atchison, Barry, Camden, Daviess, Douglas, Gentry, Grundy, Harrison, Hickory, Holt, McDonald, Mercer, Morgan, Nodaway, Ozark, Stone, Taney and Worth Counties

ZONE 4 - Franklin, Jefferson, and St. Charles Counties

ZONE 5 - Audrain, Bollinger, Boone, Callaway, Cape Girardeau, Chariton, Cole, Cooper, Crawford, Dent, Gasconade, Howard, Iron, Lincoln, Madison, Maries, Marion, Miller, Mississippi, Moniteau, Monroe, Montgomery, New Madrid, Osage, Pemiscot, Perry, Phelps, Pike, Pulaski, Ralls, Randolph, Reynolds, St. Francois, Ste. Genevieve, Scott, Warren and Washington Counties.

ZONE 6 - Adair, Butler, Carter, Clark, Dunklin, Howell, Knox, Lewis, Linn, Macon, Oregon, Putnam, Ripley, Schuyler, Scotland, Shelby, Shannon, Stoddard, Sullivan, Texas and Wayne Counties.



DECISION NO. M075-4146

| LABORERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 8 | | | | | |
| GROUP 1 | $7.80 | .50 | .50 | .70 | .10 |
| GROUP 2 | 7.95 | .50 | .50 | .70 | .10 |
| GROUP 3 | 8.10 | .50 | .50 | .70 | .10 |
| GROUP 4 | 8.30 | .50 | .50 | .70 | .10 |
| GROUP 5 | 8.00 | .50 | .50 | .70 | .10 |

CLASSIFICATION DEFINITIONS

GROUP 1 - General Laborer - Carpenter tenders, salamander tenders; dump man, & ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers

GROUP 2 - First Semi-Skill - Air tool operator; cement handler (bulk or sack); chain or concrete saw; deck hands; dump man on earth fill; grade checkers on cuts and fills; georgie buggies man; material batch hopper man; scale man; material mixer man (except on manholes, coffer dams, abutments and pierhole men working below ground); riprap pavers rock, block or brick; signal man; scaffolds over 10 ft. not self-supported from ground up; skipman on concrete paving; vibrator man; wire mesh setters on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile & duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; pudlers (paving only)

GROUP 3 - Second Semi-Skill - Crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe & ditch work; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; all laborers working on underground tunnels where compressed air is not used

GROUP 4 - Third Semi-Skill - Spreader on screed man on asphalt machine; asphalt raker; laser beam man; barco tamper; jackson or any other similar tamp; wagon driller, churn drills, air track drills and all other similar drills; cutting torch man; form setter; liners and stringline men on concrete paving, curb, gutters and etc.; hot mastic kettleman; hot tar applicator; hand blade operators; manhole builders helpers and mortar men on brick or block manholes; sand blasting and gunnite nozzle men; rubbing concrete; air tool operator in tunnels

GROUP 5 - Fourth Semi-Skill - Manhole builder (brick or block); dynamite and powder men.

AREA COVERED BY LABORERS

ZONE 8 - Clay, Jackson, Platte and Ray Counties





DECISION NO. M075-4146

| LABORERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 7 - St. Louis City and County: | | | | | |
| General laborer | $8.675 | .40 | .90 | | .03 |
| Wrecking | 8.55 | .40 | .90 | | .03 |
| Pipelayer laborer | 9.05 | .40 | .90 | | .03 |
| Dynamiter or powderman | 9.175 | .40 | .90 | | .03 |



DECISION NO. M075-4146

| LINE CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | | | | | |
| Lineman | $9.60 | .38 | 1%+.15 | | ½% |
| Heavy equipment operator | 8.93 | .38 | 1%+.15 | | ½% |
| Groundman Powderman | 6.66 | .38 | 1%+.15 | | ½% |
| Groundman | 6.32 | .38 | 1%+.15 | | ½% |
| Groundman (1st year) | 5.42 | .38 | 1%+.15 | | ½% |
| ZONE 2 | | | | | |
| Lineman | 9.17 | .38 | 1%+.15 | | ½% |
| Heavy equipment operator | 8.74 | .38 | 1%+.15 | | ½% |
| Groundman Powderman | 6.36 | .38 | 1%+.15 | | ½% |
| Groundman | 5.87 | .35 | 1%+.15 | | ½% |
| Groundman (1st year) | 4.46 | .35 | 1%+.15 | | ½% |
| ZONE 3 | | | | | |
| Lineman & Cable splicers. | 9.30 | .30 | 1% | 12½% | ½% |
| Groundman - winch driver | 6.86 | .30 | 1% | 12½% | ½% |
| Groundman - driver | 6.62 | .30 | 1% | 12½% | ½% |
| Equipment operator | 8.32 | .30 | 1% | 12½% | ½% |
| Groundman - 1st 6 mos. | 5.32 | .30 | 1% | 12½% | ½% |
| Groundman - next 12 mos. | 5.55 | .30 | 1% | 12½% | ½% |
| Groundman - next 12 mos. | 6.07 | .30 | 1% | 12½% | ½% |
| Groundman - thereafter | 6.62 | .30 | 1% | 12½% | ½% |
| ZONE 4 | | | | | |
| Lineman | 9.77 | .35 | 1% | | .25% |
| Groundman - Class I | 8.34 | .35 | 1% | | .25% |
| Groundman - Class II | 6.83 | .35 | 1% | | .25% |
| Groundman - Class A | 6.23 | .35 | 1% | | .25% |
| Groundman - 1st 6 mos. | 5.95 | .25 | 1% | | .25% |

AREAS COVERED BY LINE CONSTRUCTION

ZONE 1 - Bates, Benton, Carroll, Cass, Clay, Henry, Johnson, Jackson, Lafayette, Pettis, Platte, Ray and Saline Counties

ZONE 2 - Andrew, Atchison, Barry, Barton, Buchanan, Caldwell, Cedar, Christian, Clinton, Dade, Dallas, Daviess, DeKalb, Douglas, Gentry, Greene, Grundy, Harrison, Hickory, Holt, Laclede, Lawrence, Livingston, McDonald, Mercer, Newton, Nodaway, Ozark, Polk, St. Clair, Stone, Taney, Vernon, Webster, Worth and Wright Counties

ZONE 3 - Crawford, Franklin, Iron, Jefferson, Reynolds, St. Charles, St. Francois, St. Louis, Washington, Adair, Audrain, Boone, Callaway, Camden, Carter, Chariton, Clark, Cole, Cooper, Dent, Gasconade, Howard, Howell, Knox, Lewis, Lincoln, Linn, Macon, Maries, Marion, Miller, Moniteau, Monroe, Montgomery, Morgan, Oregon, Osage, Perry, Phelps, Pike, Pulaski, Putnam, Ralls, Randolph, Ripley, Ste. Genevieve Schuyler, Scotland, Shannon, Shelby, Sullivan, Texas and Warren Counties

ZONE 4 - Bollinger, Butler, Cape Girardeau, Dunklin, Madison, Mississippi, New Madrid, Pemiscot, Scott, Stoddard, and Wayne Counties



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DECISION NO. MO75-4146

| PAINTERS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | | | | | |
| Brush & roller | $9.34 | .30 | .35 | | .06 |
| Spray | 10.34 | .30 | .35 | | .06 |
| Bridge | 10.09 | .30 | .35 | | .06 |
| ZONE 2 | | | | | |
| Brush | 6.40 | | .25 | | |
| Spray | 7.15 | | .25 | | |
| ZONE 3 | | | | | |
| Brush | 6.55 | | | | |
| Spray | 6.95 | | | | |
| ZONE 4 | | | | | |
| Brush or roller | 7.25 | .45 | .35 | | |
| Spray, Structural steel and Sandblasting | 10.00 | .45 | .35 | | |
| ZONE 5 | | | | | |
| Brush | 7.00 | | | | |
| Spray, taping machine | 7.50 | | | | |
| Swing stages, window jacks, | 7.25 | | | | |
| Bridges 75 ft. in height | 7.75 | | | | |
| All structural steel over 50 ft. in height; aand blasting | 7.50 | | | | |
| ZONE 6 | | | | | |
| Brush | 9.34 | .30 | .35 | | |
| Spray | 8.80 | .20 | .35 | | |
| Structural steel 30 ft. or more | 8.45 | .20 | .35 | | |
| ZONE 7 | | | | | |
| Brush | 7.25 | | | | |
| Spray | 7.75 | | | | |
| ZONE 8 | | | | | |
| Brush, roller | 6.88 | | .20 | | |
| Spray | 7.253 | | .20 | | |





DECISION NO. MO75-4146

| PAINTERS CONTD: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 9 | | | | | |
| Brush | $7.90 | | .20 | | |
| Spray | 8.40 | | .20 | | |
| ZONE 10 | | | | | |
| Brush | 8.83 | .30 | .30 | .21 | |
| Spray | 10.33 | .30 | .30 | .21 | |
| ZONE 11 | | | | | |
| Brush, bridge & construction steel | 7.50 | | | | |
| Spray | 8.00 | | | | |

AREA COVERED BY PAINTERS

ZONE 1 - Bates, Caldwell, Carroll, Cass, Clay, Henry, Jackson, Johnson, Lafayette, Livingston, Platte, and Ray Counties
ZONE 2 - Bollinger, Cape Girardeau, Dunklin, Mississippi, New Madrid, Pemiacot, Scott and Stoddard Counties
ZONEN 3 - Lincoln and Pike Counties
ZONE 4 - Camden, Crawford, Dent, Laclede, Maries, Miller, Phelph, Pulaski, and Texas Counties
ZONE 5 - Benton, Cooper, Moniteau, Morgan, Pettis and Saline Counties
ZONE 6 - Andrew, Atchison, Buchanan, DeKalb, Gentry, Holt, Nodaway, and Worth Counties
ZONE 7 - Adair, Knox, Linn, Macon, Putnam, Schuyler, Scotland, Shelby and Sullivan Counties
ZONE 8 - Barry, Barton, Cedar, Dade, Lawrence, McDonald, Newton, St. Clair and Vernon Counties
ZONE 9 - Audrain, Boone, Callaway, Chariton, Cole, Gasconade, Howard, Monroe, Montgomery, Osage and Randolph Counties.
ZONE 10 - Jefferson, St. Charles, and St. Louis & City, Counties.
ZONE 11 - Christin, Dallas, Douglas, Greene, Hickory, Howell, Ozark, Polk, Stone, Taney, Webster and Wright Counties

NOTICES





DECISION NO. MO75-4146

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 | | | | | |
| GROUP I | $9.85 | .50 | .75 | .75 | .10 |
| GROUP II | 9.60 | .50 | .75 | .75 | .10 |
| GROUP III | 9.35 | .50 | .75 | .75 | .10 |
| GROUP IV | 8.35 | .50 | .75 | .75 | .10 |
| GROUP V | 10.10 | .50 | .75 | .75 | .10 |
| GROUP VI | 10.35 | .50 | .75 | .75 | .10 |
| GROUP VII | 9.85 | .50 | .75 | .75 | .10 |
| GROUP VIII | 8.85 | .50 | .75 | .75 | .10 |
| ZONE 2 | | | | | |
| GROUP I | 8.52 | .35 | .40 | | |
| GROUP II | 8.52 | .35 | .40 | | |
| GROUP III | 7.97 | .35 | .40 | | |
| GROUP IV | 7.52 | .35 | .40 | | |
| GROUP V | 9.32 | .35 | .40 | | |
| GROUP VI | 10.07 | .35 | .40 | | |
| GROUP VII | 10.52 | .35 | .40 | | |
| GROUP VIII | 11.27 | .35 | .40 | | |
| GROUP IX | 9.02 | .35 | .40 | | |
| GROUP X | 8.02 | .35 | .40 | | |
| GROUP XI | 8.52 | .35 | .40 | | |
| ZONE 3 | | | | | |
| GROUP I | 9.50 | .35 | .65 | .40 | .02 |
| GROUP II | 9.30 | .35 | .65 | .40 | .02 |
| GROUP III | 9.10 | .35 | .65 | .40 | .02 |
| GROUP IV | 8.50 | .35 | .65 | .40 | .02 |
| GROUP V | 9.75 | .35 | .65 | .40 | .02 |
| GROUP VI | 10.00 | .35 | .65 | .40 | .02 |
| GROUP VII | 10.25 | .35 | .65 | .40 | .02 |
| ZONE 4 | | | | | |
| GROUP I | 9.10 | .35 | .65 | .40 | .02 |
| GROUP II | 8.75 | .35 | .65 | .40 | .02 |
| GROUP III | 8.55 | .35 | .65 | .40 | .02 |
| GROUP IV | 7.70 | .35 | .65 | .40 | .02 |
| GROUP V | 9.35 | .35 | .65 | .40 | .02 |
| GROUP VI | 9.60 | .35 | .65 | .40 | .02 |
| GROUP VII | 9.85 | .35 | .65 | .40 | .02 |



DECISION NO. MO75-4146

| POWER EQUIPMENT OPERATORS CONTD: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 5 | | | | | |
| GROUP I | $9.85 | .50 | .75 | .75 | .10 |
| GROUP II | 9.65 | .50 | .75 | .75 | .10 |
| GROUP III | 9.45 | .50 | .75 | .75 | .10 |
| GROUP IV | 8.35 | .50 | .75 | .75 | .10 |
| GROUP V | 10.10 | .50 | .75 | .75 | .10 |
| GROUP VI | 10.35 | .50 | .75 | .75 | .10 |
| GROUP VII | 10.60 | .50 | .75 | .75 | .10 |
| GROUP VIII | 8.85 | .50 | .75 | .75 | .10 |
| ZONE 6 | | | | | |
| GROUP I | 8.90 | .50 | .75 | .75 | .10 |
| GROUP II | 8.55 | .50 | .75 | .75 | .10 |
| GROUP III | 8.35 | .50 | .75 | .75 | .10 |
| GROUP IV | 7.35 | .50 | .75 | .75 | .10 |
| GROUP V | 9.15 | .50 | .75 | .75 | .10 |
| GROUP VI | 9.40 | .50 | .75 | .75 | .10 |
| GROUP VII | 9.65 | .50 | .75 | .75 | .10 |
| GROUP VIII | 7.85 | .50 | .75 | .75 | .10 |
| ZONE 7 | | | | | |
| GROUP I | 9.65 | .50 | .25 | | .02 |
| GROUP II | 9.30 | .50 | .25 | | .02 |
| GROUP III | 9.10 | .50 | .25 | | .02 |
| GROUP IV | 7.85 | .50 | .25 | | .02 |
| GROUP V | 9.90 | .50 | .25 | | .02 |
| GROUP VI | 10.25 | .50 | .25 | | .02 |
| GROUP VII | 10.40 | .50 | .25 | | .02 |
| GROUP VIII | 8.60 | .50 | .25 | | .02 |
| ZONE 8 | | | | | |
| GROUP I | 9.65 | .50 | .25 | | .02 |
| GROUP II | 9.30 | .50 | .25 | | .02 |
| GROUP III | 9.10 | .50 | .25 | | .02 |
| GROUP IV | 7.85 | .50 | .25 | | .02 |
| GROUP V | 9.90 | .50 | .25 | | .02 |
| GROUP VI | 10.25 | .50 | .25 | | .02 |
| GROUP VII | 10.40 | .50 | .25 | | .02 |
| GROUP VIII | 8.60 | .50 | .25 | | .02 |

NOTICES

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS ZONE 1

GROUP I - Asphalt paver and spreader, asphalt plant console operator; auto grader; back hoe; blade operator, all types; boilers-2; booster pump on dredge; boring machine (truck or crane mounted); bulldozer operator; clamshall operator; compressor maintenance operator-2; concrete plant operator, central mix; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dragline operator; dredge engineman; dredge operator; drillcat with compressor mounted on cat; drilling or boring machine, rotary, self-propelled; highloader-fork lift; hoising engine-2 active drums; locomotive operatur, standard gauge; mechanics and welders, field or shop; maintenance operator; mucking machine; pile driver operator; pitman crane operator; pump-2; quad-trac; scoop operator-all types; scoops in tandem; self-propelled rotary drill (Leroy or Equal-not Ait Trac); skimmer scoop operator; slip-form paver (CMI, REX, OR Equal); throttle man; truck crane; welding machine maintenance operator-2

GROUP II - "A" frame truck; aspahlt hot mix silo; asphalt plant fireman; drum or boiler; aspahlt plant mixer operator; asphalt plant man; aspahlt roller operator; backfiller operator; chip spreader; concrete batch plant, dry, power operated; concrete mixer operator, skip loader; concrete pump operator; crusher operator; elevating grader operator; greaser; hoisting engin-1 drum; Latourneau rooter; multiple compactor; pavement breaker, self-propelled, of the hydra-hammer or similar type; power shield; pug mill operator; stump cutting machine, towboat operator; tractor operator-over 50 h.p.

GROUP III - Boilers - 1; chip spreader (front man); churn drill operator; compressor maintenance operator - 1; concrete saws, self-propelled; conveyor operator; distributor operator; finishing machine operator; fireman, rig; float operator; form grader operator; pump; pump maintenance operator, other than dredge; roller operator, other than high type aspahlt; screening and washing plant operator; self-propelled street broom or sweeper; siphons and jets; sub-grading machine operator; tank car heater operator- combination boiler and booster; tractor, 50 hp or less, without attachments; vibrating machine operator, not hand; welding machine maintenance operator - 1

GROUP IV - Meachanic's helper, oiler

GROUP V - Clamshells, 3 yd. capacity or over, crane or rigs 80 ft. of boom or over (including jib); draglines, 3 yd. capacity or over; pile drivers, 80 ft. of boom or over (including jib); shovels, 3 yd, capacity or over

GROUP VI - Crane or rigs, over 200 ft. of boom (including jib).

GROUP VII - Hoist (each additional drum over 1 drum)

GROUP VIII - Oiler driver, all types

Men working in tunnels or shafts (not air shafts or coffer dams) of twenty-five (25) ft. or more in length or depth will be paid fifty cents (50c) per hour above the regular classification.



POWER EQUIPMENT OPERATORS ZONE 2

GROUP I - Backhoe; cableway; crane, crawler or truck; crane, hydraulic-truck or cruiser mounted - 16 tons & over; crane, locomotive; derrick, steam; derrick car & derrick boat; dragline; dredge; gradeall, crawler or tire mounted; locomotive, gas, steam & other powers; pile driver, land or floating; scoop, skimmer; shovel, power (steam, gas, electric or other powers) switch boat; whirley

GROUP II - Air tugger w/air compressor; anchor-placing barge; asphalt spreader; athey force feed loader (self-propelled); backfilling machine; boat operator-push boat or tow boat (job site); boiler, high pressure breaking in period; boom truck, placing or erecting; boring machine footing foundation; bullfloat; cherry picker; combination concrete hoist & mixer such as mixermobile; compressors, two, not more than 20 ft. apart; compressors, not more than five ft. apart; compressor-welder combination; concrete breaker (truck or tractor mounted); concrete pump, such as a pump-crete machine; concrete spreader; conveyor, large (not self-propelled) hoisting or moving brick and concrete into, or into and on floor level, one or both; crane, hydraulic-rough terrain, self-propelled; crane hydraulic-truck or cruiser mounted-under 16 tons; drilling machines, self-powered, used for earth or rock drilling or boring (wagon drills and any hand drills obtaining power from other sources including concrete breakers jackhammers and barco equipment - no engineer required); elevating grader; engine man, dredge; excavator or powerbelt machine; finishing machine, self-propelled oscillating screed; forklift; grader, road with power blade; highlift; hoist, concrete and brick (brick cages on concrete skips operating in or on tower, towermobile, or similar equipment); hoist, stack; hydro-hammer; lad-a-vator, hoisting brick or concrete; loading machine (such as barber-greene); mechanic, on job site; mixer, paving; mixermobile; mucking machine; pipe cleaning machine; pipe wrapping machine; plant asphalt; plant, concrete producing or ready-mix job site; plant heating-job site; plant mixing-job site; plant, power, generating-job site; pump, self-powered, over 2" (one operator will operate two); pumps, electric submersible, one through three, over 4"; quad-track; roller, asphalt, top or sub-grade; scoop, tractor drawn; spreader box; sub-grader; tie tamper; tractor-crawler, or wheel type with or without power unit, power take-offs, and attachments regardless of size; trenching machine; tunnel boring machine; vibrating machine, automatic, automatic propelled; welding machines (gasoline or diesel) more than one but not over four (regardless of size); well drilling machine

GROUP III - Air tugger w/plant air; boiler, for power or heating on construction projects; boiler, temporary; compressor, air-one; compressor air (mounted on truck); concrete saw, self-propelled; conveyor, large (not self-propelled); conveyor, large (not self-propelled moving brick and concrete (distributing) on floor level; curb finishing machine; ditch paving machine; elevator (building conatruction or alteration); endless chain hoist; fireman; form grader; generator, one over 30 KW or any number developing over 30 KW; greaser; hoist, one drum regardless of size (except brick or concrete); lad-a-vator, other hoisting; manlift; mixer, asphalt, over 8 cu. ft. capacity, mixer, if two or more mixers of one bag capacity or less are used by one employer on job, an operator is required; mixer, with outside loader, 2 bag capacity or more; mixer, with side loader, regardless of site, not paver; oiler on dredge; oiler on truck crane;





POWER EQUIPMENT OPERATORS ZONE 2 CONTD

GROUP III CONTD - pug mill operator; pump, sump-self-powered, automatic controlled over 2" during use in connection with construction work; sweeper, street; welding machine, one over 400 amp.; winch operating from truck

GROUP IV - Boat operator-outboard motor (job site); conveyor (such as con-vay-it) regardless of how used; oiler; sweeper, floor

GROUP V - Air pressure; oiler engineer; operating under ten pounds

GROUP VI Air pressure, oiler engineer operating over ten pounds

GROUP VII Air pressure engineer operating under ten pounds

GROUP VIII Air pressure engineer operating over ten pounds

GROUP IX Crane-pile driving with leads; crane using rock socket tool; drag-line - 7 cu. yds. & over; shovel, power - 7 cu. yds, and over; crane, climbing (such as Linden); derrick, diesel, gas, electric hoisting material and erecting steel - 150' or more above ground; hoist, three or more drums; scoop, tandem; tractor, tandem crawler

GROUP X Heaters
Crane, with boom (including jib) over 100' from pin to pin (add 1c per foot to maximum of 75c) above basic rate for crane

GROUP XI Mud jack (where mud jack is used in conjunction with an air compressor, operator)
Work in tunnel or tunnel shaft, .25c above base rate

POWER EQUIPMENT OPERATORS ZONE 3 and 4

GROUP I - Aspahlt finishing machine & trench widening spreader; asphalt plant console operator; autograder; automatic slipform paver; back-hoe; blade operator - all types; boat operator - tow; boilers - 2; central mix concrete plant operator; clam shell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump, dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled, highloader; hoisting engine - 2 active drums; launchhammer wheel; locomotive operator - standard gauge; mechanics and welders; mucking machine; piledriver operator; pitman crane operator; push cat operator; quad-trac; scoop operator; sideboom cats; skimmer scoop operator; trenching machine operator; truck crane, shovel operator.

GROUP II - A-Frame; aspahlt hot-mix silo; aspahlt roller operator; asphalt plant fireman (drum or boiler); asphalt plant man; aspahlt plant mixer operator; backfiller operator; barber-greene loader; boat operator (bridge & dams); chip spreader; compressor maintenance operator - 2; concrete mixer operator - skip loader; concrete plant operator; concrete pump operator; crusher operator - skip loader; dredge oiler; elevating grader operator; fork lift; greaser-fleet; hoisting engine - 1; locomotive operator - narrow gauge; multiple compactor; pavement breaker; powerbroom - self-propelled; powershield; rooter; slip form finishing machine; stumpcutter machine; side discharge concrete spreader; throttle man; tractor operator (over 50 hp); welding machine maintenance operator - 2 winch truck



POWER EQUIPMENT OPERATORS ZONE 3 and 4 CONTD

GROUP III - Boilers - 1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator - 1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine, operator; fireman - rig; flex plane operator; float operator; form grader operator; generator-maintenance operator; light plant maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening & washing plant operator; Siphons & Jets; subgrading machine operator; spreader box operator, self-propelled (not asphalt); tank car heater operator (combination Boiler & Booster); ulmac, ulric or similar spreader; vibrating machine operator, not hand; welding machine maintenance operator - 1; Tractor operator (50 hp or less)

GROUP IV - Oiler

GROUP V - Dragline operator - 3 yds. & over; shovel - 3 yds. & over; clamshell - 3 yds. & over; crane, rigs or piledrivers, 100' to 150' of boom (incl. jib); hoists - each additional active drum over 2 drums

GROUP VI - Tandem scoop operator; crane, rigs or piledrivers, 150' to 200' of boom (incl. jib)

GROUP VII - Crane, rigs or piledrivers 200 ft of boom or over (incl. jib)

POWER EQUIPMENT OPERATORS ZONES 5, 6, 7, and 8

GROUP I - Asphalt finishing machine & trench widening spreader; asphalt plant console operator; automatic slipform paver; autograder; back-hoe; blade operator, - all types; boat operator - tow; boilers - 2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine - 2 active drums; launchhammer wheel; locomotive operator - standard gauge; mechanics and welders; mucking machine; piledriver operator; pitman crane operator; push cat operator; quad-trac; shovel operator; sideboom cats; skimmer scoop operator all types; trenching machine operator, truck crane.

GROUP II - A-frame; aspahlt hot mix silo; asphalt plant fireman (drum or boiler); asphalt roller operator; asphalt plant man; asphalt plant mixer operator; backfiller operator; barber-greene loader; boat operator (bridge & dams); chip spreader; compressor maintenance operator - 2; concrete mixer operator - skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge oiler; elevating grader operator; fork lift; greaser-fleet; hoisting engine - 1; locomotive operator - narrow gauge; multiple compactor, pavement breaker; power-broom - self-propelled; power shield; rooter; slip form finishing machine; stumpcutter machine; side discharge concrete spreader; throttle man; tractor operator (over 50 hp); welding machine maintenance operator - 2 winch truck



32630 NOTICES
NOTICES

DECISION NO H075-4146

POWER EQUIPMENT OPERATORS ZONES 5, 6, 7, and 8 CONTD

GROUP III - Boilers - 1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator - 1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; fireman - rig; flex plane operator; float operator; form grader operator; generator-maintenance operator; light plant maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator other than dredge; roller operator, other than high type asphalt; screening & washing plant operator; Siphons & Jets; subgrading machine operator; spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler & booster); ulmac, ulric or similar spreader; vibrating machine operator; welding machine maintenance operator - 1; tractor operator (50 hp or less)

GROUP IV - Oiler

GROUP V - Dragline operator - 3 yds. & over; shovel - 3 yds. & over; clam-shell - 3 yds. & over; crane, rigs or piledrivers, 100' to 150' of boom (incl. jib), hoists - each additional active drum over 2 drums

GROUP VI - Tandem scoop operator; crane, rigs or piledrivers, 150' to 200' of boom (incl. jib)

GROUP VII - Crane, rigs or piledrivers 200 ft. of boom or over (incl. jib)...

GROUP VIII - Oiler - drivers

AREAS COVERED BY POWER EQUIPMENT OPERATORS ZONES

ZONE 1 - Clay, Jackson, Platte and Ray Counties
ZONE 2 - St. Louis City & County
ZONE 3 - Franklin, Jefferson, Lincoln, St. Charles, and Warren Counties
ZONE 4 - Adair, Audrain, Bollinger, Boone, Butler, Callaway, Cape Girardeau, Carter, Clark, Cole, Crawford, Dent, Dunklin, Gasconade, Howell, Iron, Knox, Lewis, Macon, Madison, Maries, Marion, Miller Mississippi, Moniteau, Monroe, Montgomery, Morgan, New Madrid, Oregon, Osage, Pemiscot, Perry, Phelps, Pike, Pulaski, Putnam, Ralls, Randolph, Reynolds, Ripley, St. Francois, Ste. Genevieve, Schuyler, Scotland, Scott, Shannon, Shelby, Stoddard, Texas, Washington, and Wayne Counties
ZONE 5 - Buchanan, Cass, Clinton and Lafayette Counties
ZONE 6 - Andrew, Atchison, Bates, Benton, Caldwell, Carroll, Charlton, Cooper, Daviess, DeKalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Johnson, Linn, Livingston, Mercer, Nodaway, Pettis, Saline, Sullivan and Worth Counties
ZONE 7 - Christian, Greene, Lawrence and Taney Counties
ZONE 8 - Barry, Barton, Camden, Cedar, Dade, Dallas, Douglas, Hickory, Laclede, McDonald, Newton, Ozark, Polk, St. Clair, Stone, Vernon, Webster and Wright Counties



DECISION NO. H075-4146

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 1 - St. Louis City and County: | | | | | |
| GROUP 1 | 6.99 | a | b | c&d | |
| GROUP 2 | 7.19 | a | b | c&d | |
| GROUP 3 | 7.29 | a | b | c&d | |

FOOTNOTES:
a - Employer contribution of $12.50 per week.
b - Employer contribution of $12.50 per week.
c - Paid holidays: New Year's Day, Thanksgiving Day, Memorial Day, Independence Day, Friday after Thanksgiving Day, Labor Day, Veterans Day, Christmas Day.
d - Paid vacation of 3 days for 600 hours of service in any one contract year;
4 days paid vacation for 800 hours of service in any one contract year;
5 days paid vacation for 1,000 hours of service in any one contract year

CLASSIFICATION DEFINITIONS

GROUP 1 - Truck or trailers of a water level capacity of 11.99 cu. yds. or less, for lift trucks, job site ambulances, pick-up trucks, flat bed trucks
GROUP 2 - Trucks or trailers of a water level capacity of 12.0 cu. yds. up to 22.0 cu. yds. including euclids, speedace & similar equipment of same capacity
GROUP 3 - Truck or trailers of a water level capacity of 22.0 cu. yds. & over including euclids, speedace & all flosts, flat bed trailers & boom trucks & similar equipment of same capacity





DECISION NO. H075-4146

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 2 | | | | | |
| GROUP 1 | $8.34 | .50 | .75 | .75 | |
| GROUP 2 | 8.54 | .50 | .75 | .75 | |
| GROUP 3 | 8.85 | .50 | .75 | .75 | |
| GROUP 4 | 9.00 | .50 | .75 | .75 | |
| GROUP 5 | 8.115 | .50 | .75 | .75 | |

CLASSIFICATION DEFINITIONS
TRUCK DRIVERS

GROUP 1 - One team; station wagons; pickups, material, single axle; tank wagon, single axle
GROUP 2 - Two teams; material, tandem; semi-trailers; winch; fork; distributor drivers and operators; agitator and transit mix; tank wagon, tandem or semi-trailer; insley wagons; dump; excavating, 5 cu. yds. & over; dumpsters; half-tracks; speedace; euclids and other similar excavating equipment
GROUP 3 - A-frame; low boy; boom
GROUP 4 - Mechanics & welders
GROUP 5 - Mechanic's helpers, oilers & greasers

AREA COVERED BY TRUCK DRIVERS ZONES

ZONE 2 - Clay, Jackson, Platte and Ray Counties



DECISION NO. H075-4146

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ZONE 3 | | | | | |
| GROUP 1 | $10.15 | | | | |
| GROUP 2 | 10.30 | | | | |
| GROUP 3 | 10.37 | | | | |
| GROUP 4 | 10.26 | | | | |
| GROUP 5 | 10.05 | | | | |
| ZONE 4 | | | | | |
| GROUP 1 | 9.45 | | | | |
| GROUP 2 | 9.60 | | | | |
| GROUP 3 | 9.69 | | | | |
| GROUP 4 | 9.56 | | | | |
| GROUP 5 | 9.35 | | | | |
| ZONE 5 | | | | | |
| GROUP 1 | 9.19 | .50 | .75 | | |
| GROUP 2 | 9.34 | .50 | .75 | | |
| GROUP 3 | 9.41 | .50 | .75 | | |
| GROUP 4 | 9.30 | .50 | .75 | | |
| GROUP 5 | 9.09 | .50 | .75 | | |
| ZONE 6 | | | | | |
| GROUP 1 | 8.33 | .50 | .75 | | |
| GROUP 2 | 8.48 | .50 | .75 | | |
| GROUP 3 | 8.60 | .50 | .75 | | |
| GROUP 4 | 8.49 | .50 | .75 | | |
| GROUP 5 | 8.23 | .50 | .75 | | |
| ZONE 7 | | | | | |
| GROUP 1 | 7.60 | .50 | .75 | | |
| GROUP 2 | 7.75 | .50 | .75 | | |
| GROUP 3 | 7.87 | .50 | .75 | | |
| GROUP 4 | 7.76 | .50 | .75 | | |
| GROUP 5 | 7.50 | .50 | .75 | | |

DECISION NO. MO75-4146



CLASSIFICATION DEFINITIONS
TRUCK DRIVERS

GROUP 1 - Flat bed trucks - single axle; station wagon; pickup trucks; material trucks - single axle; tank wagon - single axle
GROUP 2 - Flat bed trucks - tandem axle; material trucks, - tandem axle; tank wagon - tandem axle
GROUP 3 - Semi and/or pole trailers; winch fork and steel trucks; Insley wagons, dumpsters, half tracks, speedace, euclids, and other similar equipment, A-frame and derrick trucks, float or low boy, distributor drivers and operators, tank wagon, semi-trailer
GROUP 4 - Agitator and transit mix trucks
GROUP 5 - Warehouseman

AREAS COVERED BY TRUCK DRIVERS ZONES

ZONE 3 - Franklin, Jefferson and St. Charles Counties
ZONE 4 - Lincoln and Warren Counties
ZONE 5 - Buchanan, Cass, Johnson and Lafayette Counties
ZONE 6 - Andrew, Audrain, Barton, Bates, Benton, Bollinger, Boone, Caldwell, Callaway, Camden, Cape Girardeau, Carroll, Carter Cedar, Chariton, Christian, Clinton, Cole, Cooper, Crawford, Dade, Dallas, Daviess, DeKalb, Dent, Douglas, Gasconade, Greene, Henry, Hickory, Howard, Iron, Laclede, Lawrence, Linn, Livingston, Macon, Madison, Maries, Marion, Miller, Mississippi, Moniteau, Monroe, Montgomery, Morgan, New Madrid, Newton, Osage, Pemiscut, Perry, Pettis, Phelps, Pike, Polk, Pulaski, Ralls, Randolph, Reynolds, St. Clair, St. Francois, Ste. Genevieve, Saline, Scott, Shannon, Shelby, Stoddard, Texas, Vernon, Washington, Wayne, Webster, and Wright Counties.
ZONE 7 - Adair, Atchison, Barry, Butler, Clark, Dunklin, Gentry, Grundy, Harrison, Holt, Howell, Knox, Lewis, McDonald, Mercer, Nodaway, Oregon, Ozark, Putnam, Ripley, Schuyler, Scotland, Stone, Sullivan, Taney, and Worth Counties



SUPERSEDEAS DECISION

STATE: Nevada

COUNTIES: Statewide (excluding the Nevada Test Site and Tonopah Test Range)

DECISION NUMBER: NV75-5095

DATE: Date of Publication

Supersedes Decision Number NV75-5037 dated March 28, 1975, in 40 FR 14235

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS: | | | | | |
| Elko, Eureka, Lincoln and White Pine Counties | $ 8.71 | .50 | .82 | | |
| Clark, Esmeralda and Nye Counties | 11.31 | .78 | .87 | | |
| Remaining Counties | 10.20 | .97 | .75 | 1.07 | .06 |
| BOILERMAKERS | 10.85 | .65 | 1.00 | .50 | .02 |
| BRICKLAYERS; Stonemasons: | | | | | |
| Clark, Esmeralda, Lincoln; and Nye County, South of Hwy. 56 | 10.47 | .35 | .30 | 1.00 | .01 |
| Remaining Counties and Nye County North of Hwy. #6: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 10.75 | .45 | .45 | | .01 |
| Zone B (15-35 miles from Court House in Reno) | 11.25 | .45 | .45 | | .01 |
| Zone C (35-75 miles from Court House in Reno) | 11.65 | .45 | .45 | | .01 |
| BRICK TENDERS: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 8.90 | .50 | .65 | | .05 |
| Zone B (15-35 miles from Court House in Reno) | 9.40 | .50 | .65 | | .05 |
| Zone C (35-75 miles from Court House in Reno) | 9.80 | .50 | .65 | | .05 |
| CARPENTERS: | | | | | |
| Clark, Esmeralda and Lincoln Counties; and Nye County South of Hwy. #6 including the City of Tonopah: | | | | | |
| Carpenters | 9.36 | .55 | .90 | 1.00 | .10 |
| Floorlayers; Patent Scaffold Erectors; Power Saw Operator | 9.51 | .55 | .90 | 1.00 | .10 |
| Filedrivermen | 9.56 | .55 | .90 | 1.00 | .10 |
| Millwrights | 9.86 | .55 | .90 | 1.00 | .10 |
| Nye County North of Hwy. #6 excluding the City of Tonopah and all remaining Counties: | | | | | |
| Carpenters | 9.25 | .55 | 1.01 | 1.00 | .04 |
| Floorlayers; Patent Scaffold Erectors; Power Saw Operator | 9.40 | .55 | 1.01 | 1.00 | .04 |
| Filedrivermen | 9.45 | .55 | 1.01 | 1.00 | .04 |
| Millwrights | 9.85 | .55 | 1.01 | 1.00 | .04 |



DECISION NO NV75-5095

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CEMENT MASONS: | | | | | |
| Clark, Esmeralda, Lincoln and Nye Counties | | | | | |
| Cement Masons | $ 8.30 | .50 | .20 | 2.00 | .08 |
| Cement Floor Finishing Machine and Color Work | 8.55 | .50 | .20 | 2.00 | .08 |
| Lake Tahoe Area: | | | | | |
| Cement Masons | 9.50 | .50 | .60 | 1.00 | .01 |
| Mastic, Magnesite and all Composition Masons | 9.75 | .50 | .60 | 1.00 | .01 |
| Troweling Machine; Grinder Operator and Kelly Float | 10.00 | .50 | .60 | 1.00 | .01 |
| Remaining Counties: | | | | | |
| Cement Masons | 8.05 | .50 | .60 | 1.00 | .01 |
| Mastic, Magnesite and all Composition Masons | 8.30 | .50 | .60 | 1.00 | .01 |
| Troweling Machine; Grinder Operator and Kelly Float | 8.55 | .50 | .60 | 1.00 | .01 |
| DRYWALL INSTALLERS: | | | | | |
| Statewide except the Counties of Clark, Esmeralda, Lincoln; and Nye South of Hwy. #6 | 9.50 | .55 | 1.01 | 1.00 | .04 |
| ELECTRICIANS: | | | | | |
| Clark and Lincoln Counties; and Nye County South of Mount Diablo Base Line | | | | | |
| Electricians; Technicians | 11.66 | .63 | 1% + .40 | | .05 |
| Cable Splicers | 11.99 | .63 | 1% + .40 | | .05 |
| Remaining portions of Nye County and all the Remaining Counties except Lake Tahoe Area: | | | | | |
| Electricians; Technicians | 10.59 | .53 | 1% + .55 | | .03 |
| Cable Splicers | 11.65 | .53 | 1% + .55 | | .03 |
| Lake Tahoe Area: | | | | | |
| Electricians; Technicians | 10.34 | .53 | 1% + .55 | | .03 |
| Cable Splicers | 11.37 | .53 | 1% + .55 | | .03 |
| ELEVATOR CONSTRUCTORS | 10.76 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS: | | | | | |
| Clark, Esmeralda, Lincoln and the Southern Half of Nye | 10.85 | | | | .05 |
| Northern Half of Nye County and all Remaining Counties | 7.845 | .25 | .55 | .855 | |







XUM

DECISION NO NV75-5095

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| IRONWORKERS: | | | | | |
| Elko Area (including Montello, Wells, Elko, Carlin, Battle Mountain, Eureka, Pioche, Panaca, Caliente, McGill, Ruth and Ely) Fence Erectors; Machinery Movers; Ornamental, Reinforcing; Riggers; Structural | 8.50 | .50 | .75 | | .05 |
| Remainder of State: Fence Erector Ornamental; Reinforcing; Structural | 8.89 | .88 | 1.375 | 1:03 | .03 |
| | 9.78 | .88 | 1.375 | 1.03 | .03 |
| LATHERS: | | | | | |
| All Northern Nevada, Tonopah North including Lake Tahoe | 8.21 | .40 | .35 | | .01 |
| Southern Nevada | 9.55 | .35 | .50 | | .06 |
| PAINTERS: | | | | | |
| Clark, Esmeralda, Lincoln Cos., and S 1/2 of Nye County Brush; Roller | 10.72 | .75 | .35 | | .05 |
| Paperhangers; Spray; Steel; Swing Stage; Sandblasters; Sign; Tapers | 11.07 | .75 | .35 | | .05 |
| Buffing Steel; Sandblasters; Structural Steel | 11.32 | .75 | .35 | | .05 |
| Steeplejack | 12.22 | .75 | .35 | | .05 |
| N 1/2 of Nye County and Remaining Cos., except Lake Tahoe Area Brush | 10.50 | .70 | .20 | | |
| Paperhangers; Spray; Structural Steel; Swing Stage; Sandblasters; Tapers | 10.75 | .70 | .20 | | |
| Lake Tahoe Area: Brush | 8.30 | .50 | .20 | | |
| Paperhangers; Spray; Structural Steel; Swing Stage; Sandblasters; Tapers | 8.55 | .50 | .20 | | |
| PLASTERERS: | | | | | |
| Clark, Esmeralda, Lincoln; and Nye Counties | 9.38 | 1.00 | .20 | 1.20 | .08 |
| Remaining Counties | 9.35 | .50 | 1.00 | | |
| PLASTERER TENDERS: | | | | | |
| Statewide except Clark, Esmeralda, Lincoln; and S 1/2 of Nye County | 7.75 | .50 | .45 | | |



DECISION NO NV75-5095

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLUMBERS; STEAMFITTERS: | | | | | |
| Clark, Esmeralda, Lincoln and S 1/2 of Nye County | $ 9.90 | .65 | 1.50 | 1.60 | .08 |
| Remaining Counties and N 1/2 of Nye County | 9.89 | .58 | .60 | 1.95 | .10 |
| PLUMBERS (Utility): | | | | | |
| Statewide, except Clark, Lincoln, and S 1/2 of Nye County | 7.85 | .53 | .60 | 1.95 | .07 |
| PLUMBER HELPER (Utility) | 4.64 | .53 | .10 | .50 | .07 |
| ROOFERS: | | | | | |
| Clark, Esmeralda, Lincoln; and So. 1/2 of Nye County | 10.53 | .65 | | | |
| Remaining Counties and N 1/2 of Nye County | 9.10 | .45 | .05 | | .02 |
| SHEET METAL WORKERS: | | | | | |
| Clark, Esmeralda, Lincoln; and S 1/2 of Nye County | 8.63 | .33 | 1.30 | 1.00 | .01 |
| Remaining Counties and N 1/2 of Nye County | 8.85 | .74 | 1.50 | .89 | .03 |
| SOFT FLOOR LAYERS: | | | | | |
| Clark, Esmeralda, Lincoln and S 1/2 of Nye County | 11.12 | .40 | | | .01 |
| Remaining Counties and N 1/2 of Nye County | 9.25 | .50 | .20 | | |
| SPRINKLER FITTERS | 13.72 | .50 | .80 | | .08 |
| TERRAZZO WORKERS; TILE SETTERS: | | | | | |
| Clark, Esmeralda, Lincoln; and Southern Half of Nye County | 10.47 | .35 | .30 | 1.00 | .01 |
| Remaining Counties and N 1/2 of Nye County: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 10.75 | .45 | .45 | | .01 |
| Zone B (15-35 miles from Court House in Reno) | 11.25 | .45 | .45 | | .01 |
| Zone C (35-75 miles from Court House in Reno) | 11.65 | .45 | .45 | | .01 |

FOOTNOTE:
Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day





DECISION NO. NV75-5095

| (Clark, Esmeralda, Lincoln and Nye Counties) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS | | | | | |
| GROUP 1 : | $ 6.23 | .26 | .75 | $ 1.00 | |
| GROUP 2 : | 6.28 | .26 | .75 | 1.00 | |
| GROUP 3 : | 6.31 | .26 | .75 | 1.00 | |
| GROUP 4 : | 6.33 | .26 | .75 | 1.00 | |
| GROUP 5 : | 6.35 | .26 | .75 | 1.00 | |
| GROUP 6 : | 6.36 | .26 | .75 | 1.00 | |
| GROUP 7 : | 6.38 | .26 | .75 | 1.00 | |
| GROUP 8 : | 6.41 | .26 | .75 | 1.00 | |
| GROUP 9 : | 6.42 | .26 | .75 | 1.00 | |
| GROUP 10: | 6.44 | .26 | .75 | 1.00 | |
| GROUP 11: | 6.49 | .26 | .75 | 1.00 | |
| GROUP 12: | 6.52 | .26 | .75 | 1.00 | |
| GROUP 13: | 6.54 | .26 | .75 | 1.00 | |
| GROUP 14: | 6.57 | .26 | .75 | 1.00 | |
| GROUP 15: | 6.59 | .26 | .75 | 1.00 | |
| GROUP 16: | 6.655 | .26 | .75 | 1.00 | |
| GROUP 17: | 6.68 | .26 | .75 | 1.00 | |
| GROUP 18: | 6.75 | .26 | .75 | 1.00 | |
| POWER EQUIPMENT OPERATORS (Except Piledriving & Steel Erection) | | | | | |
| GROUP 1: | 8.52 | .95 | 1.75 | .30 | .04 |
| GROUP 2: | 8.79 | .95 | 1.75 | .30 | .04 |
| GROUP 3: | 9.06 | .95 | 1.75 | .30 | .04 |
| GROUP 4: | 9.19 | .95 | 1.75 | .30 | .04 |
| GROUP 5: | 9.40 | .95 | 1.75 | .30 | .04 |
| GROUP 6: | 9.50 | .95 | 1.75 | .30 | .04 |
| GROUP 7: | 9.62 | .95 | 1.75 | .30 | .04 |
| GROUP 8: | 9.78 | .95 | 1.75 | .30 | .04 |
| GROUP 9: | 9.90 | .95 | 1.75 | .30 | .04 |



DECISION NO. NV75-5095

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS | | | | | |
| (Clark, Esmeralda, Lincoln; and Nye County South of Hwy. #6) | | | | | |
| GROUP 1: | $8.00 | .35 | .50 | | |
| GROUP 2: | 8.11 | .35 | .50 | | |
| GROUP 3: | 8.16 | .35 | .50 | | |
| GROUP 4: | 8.32 | .35 | .50 | | |
| GROUP 5: | 8.50 | .35 | .50 | | |
| GROUP 6: | 9.00 | .35 | .50 | | |

LABORERS
(Clark, Esmeralda, Lincoln and Nye Counties)

Group 1: Debris Handler; Dry Packing of Concrete and Filling of Form-bolt Holes; Dumpman; Gas and Oil Pipeline Laborers; Demolition Laborers; General or Construction Laborers; Spotter; Window Cleaner

Group 2: Cutting Torch Op. (Demolition); Tarman and Motorman

Group 3: Guinea Chaser

Group 4: Fine Grader, highway and street paving, airport, runways and similar type heavy construction; Landscape Gardener and Nursery-Man

Group 5: Laborers - packing rod steel and pans

Group 6: Underground Laborer including caisson bellowers

Group 7: Chucktender (except tunnels); Scaler; Septic Tank Digger and Installer (lead man); Tank Scaler and Cleaner

Group 8: Cesspool Digger and Installer

Group 9: Concrete Curer-impervious membrane and Oiler of all materials; Making and caulking of all non-metallic pipe joints; Riprap Stonepaver; Sandblaster (pot tender)

Group 10: Asphalt Ironer, Raker, Spreader; Buggymobile Man; Cement Dumper (on 1 yd. or larger mixers and handling bulk concrete); Cement Grinding Machine Op.; Concrete Core Cutter; Concrete Saw Man, excluding tractor type; Gas and Oil Pipeline Wrapper Pot Tender and Form Man; Tree Climber, faller, chain saw operator; Pittsburgh Chippar and similar type; Vibrators and all pneumatic gas, electric, and similar mechanical tools not separately classified herein; Reto Scraper

Group 11: Rock Slinger; Scaler, using bosun chair, safety belt or power tools

Group 12: Driller and/or Pavement Breaker

Group 13: Laying of all Non-metallic Pipe (including sewer pipe, drain pipe and underground tile)

Group 14: Gas and Oil Pipeline Wrapper - 6 inch pipe and over



LABORERS (Cont'd)
(Clark, Esmeralda, Lincoln and Nye Counties)

Group 15: Cribber or Shorer; Powderman

Group 16: Steel Headerboard Man

Group 17: Driller (Core, Diamond or Wagon) Joy Driller Model TW-M-2A, Gardner-Denver Model DH-163 and similar drills; Sandblaster - Nozzleman

Group 18: Head Rock Slinger







POWER EQUIPMENT OPERATORS
(Except Piledriving & Steel Erection)

Clark, Esmeralda, Lincoln and Nye Counties

Group 1: Brakeman; Compressor Operator; Engineer Oiler; Generator; Heavy Duty Repairman Helper; Pump; Signalman; Switchman

Group 2: Concrete Mixer Operator, Skip Type; Conveynr Operator; Fireman; Generator, Pump or Compressor, (2-5 inclusive); Generator, Pump or Compressor Portable Units (over 5 units, 10c per hour for each additional unit up to nine units); Hydrostatic Pump; Oiler Crusher, (Asphalt or Concrete Plant); Plant Operator, Generator, Pump or Compressor; Skiploader - Wheel type up to 3/4 yd. w/o attachment; Soils Field Technician; Tar Pot Fireman; Temporary Heating Plant; Trenching Machine Oiler; Truck Crane Oiler; Rotary Drill Helper (oilfield)

Group 3: A-Frame or Winch Truck; Elevator Operator (inside); Equipment Greaser (rack); Ford, Ferguson (with dragtype attachments); Helicopter Radioman (ground); Power Concrete Curing Machine; Power Concrete Saw; Powerdriven Jumbo Form Setter; Rosa Carrier; Stationary Pipe Wrapping and Cleaning Machine

Group 4: Asphalt Plant Fireman; Boring Machine; Boxman or Mixerman (Asphalt or Concrete); Chip Spreading Machine; Concrete Pump (small portable); Bridge Type Unloader and Turntable; Dinkey Locomotive or Motorman (up to and including 10 tons); Equipment Greaser (grease truck); Helicopter Hoist; Highline Cableway Signalman; Hydra-Hammer - Aero Stomper; Power Sweeper; Roller (compacting); Screed (Asphalt or Concrete); Trenching Machine (up to 6 feet)

Group 5: Asphalt Plant Engineer; Concrete Batch Plant; Backhoe (up to and including 3/4 yds); Bit Sharpener; Concrete Joint Machine (Canal and similar type); Concrete Planer; Deck Engine; Forklift (under 5 ton capacity); Machine Tool; Maginnis Internal Full Slab Vibrator; Mechanical Berm (curb or gutter concrete or asphalt); Mechanical Finisher (concrete-Clary-Johnson-Bidwell or similar); Pavement Breaker; Road Oil Mixing Machine; Roller (asphalt or finish); Rubber-tired Earth Moving Equipment, (single engine, up to and including 25 yards struck); Self-propelled Tar Pipelining Machine; Slip Form Pump (power-driven hydraulic lifting device for concrete forms); Tugger Hoist (1 drum); Tunnel Locomotive (over 10 and up to and including 30 tons); Stinger Crane (Austin-Western or similar type); Skiploader Crawler and Wheel type over 3/4 yds. and up to and including 1-1/2 yards); Tractor-Bulldozer, Tamper, Scraper (single engine, up to 100 HP, Flywheel and similar types, up to and including D-5 and similar types)

Group 6: Asphalt or Concrete Spreading (Tamping or Finishing); Asphalt Paving Machine (Barber Greene or similar type); BHL Lima Road Pactor or similar; Bridge Crane; Pipe Laying Machine (Cast in place); Combination Mixer and Compressor (Gunite Work); Concrete Pump (truck mounted);



POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving & Steel Erection)

Clark, Esmeralda, Lincoln and Nye Counties

Concrete Mixer; Crane (up to and including 25 tons); Crushing Plant; Elevating Grader; Forklift (over 5 tons); Grade Checker; Gradeall; Grouting Machine; Heading Shield; Heavy Duty Repairman; Hoist (Chicago Boom and similar type); Kolman Belt Loader and similar type; LeTourneau Blob Compactor or similar type; Lift Slab Machine (Vagtborg and similar types); Lift Mobile; Loader-Athey, Euclid, Sierra and similar type); Material Hoist; Mucking Machine 1/4 yd. - rubber-tired, rail or track type); Pneumatic Concrete Placing Machine (Hackley-Presswell or similar type); Pneumatic Heading Shield (Tunnel), Pempcrete Gun; Rotary Drill (excluding Caisson type); Rubber-tired Earth Moving Equipment Operator (single engine - Caterpillar, Euclid, Athey Wagon and similar types with any and all attachments over 25 yds. and up to and including 50 cubic yards struck); Rubber-tired Scraper (self-loading - Paddle Wheel Type - John Deere, 1040 and similar single unit); Skiploader (Crawler and Wheel type - over 1-1/2 yards, up to and including 6-1/2 yards); Surface Heaters and Planers; Rubber-tired Earth Moving Equipment, multiple engine (up to and including 25 yards, struck); Trenching Machine (over 6 feet depth capacity, manufacturers rating); Tower Crane; Tractor Compressor Drill Combination; Tractor (any type larger D-5 - 100 Flywheel HP and over or similar) (Bulldozer, Tamper, Scraper and Push Tractor single engine); Tractor (Boom attachments); Traveling Pipe Wrapping, Cleaning and Bending; Tunnel Locomotive (over 30 tons); Shovel, Backhoe, Dragline, Clamshell (over 3/4 yard and up to 5 cubic yards, M.R.C.)

Group 7: Crane (Over 25 tons up to and including 100 tons M.R.C.; Derrick Barge, Dual Drum Mixer; Hoist, Stiff Legs, Guy Derrick, or similar type, up to and including 100 tons; Monorail Locomotive (Diesel, gas or electric); Motor Patrol - Blade Operator (single engine); Multiple Engine Tractor Operator (Euclid and similar type except Quad 9 Cat); Rubber-tired Earth Moving Equipment (single engine over 50 yards struck); Rubber-tired Earth Moving Equipment (Multiple, engine, Euclid, Caterpillar and similar) (Over 25 yards and up to 50 cubic yards struck); Tractor Loader Operator (Crawler and Wheel type over 6-1/2 yards); Tower Crane Repairman; Shovel, Backhoe, Dragline, Clamshell Operator (over 5 cubic yards, MRC; Woods Mixer and similar Pugmill Equipment; Heavy Duty Repairman - Welder Combination

Group 8: Auto Grader; Automatic Slip Form; Crane (over 100 tons); Hoist, Stiff Legs, Guy Derricks or similar types (capable of hoisting 100 tons or more); Mass Excavator (less than 750 cubic yards); Mechanical Finishing Machine; Mobile Form Traveler; Motor Patrol (Multi engine); Pipe Mobile Machine; Rubber-tired Earth Moving Equipment (multiple engine, Euclid, Caterpillar and similar type over 50 cubic yards struck); Rubber-tired Self Loading Scraper (Paddle Wheel - Auger type self-loading (2 or more units); Tandem Equipment (2 units only); Tandem Tractor (Quad 9 or similar type); Tunnel Hole Boring Machine; Rubber-tired Scraper (pushing without Push Cat, Push-Pull (50c per hour additional)

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving & Steel Erection)

Clark, Esmeralda, Lincoln and Nye Counties

Group 9: Canal Liner; Canal Trimmer; Helicopter Pilot; Highline Cableway; Wheel Excavator (over 750 cubic yards); Remote Controlled Earth Moving Equipment ($1.00 per hour additional to base rate)

TRUCK DRIVERS

Clark, Esmeralda, Lincoln and Nye (South of Hwy. #6) Counties

Group 1: Dump Trucks (less than 12 yards); Trucks (legal paylo d capacity less than 15 tons); Water and Fuel (under 2500 gallons); Pickups; Service; Repairman Helper; Drivers of Busses (on jobsite used for transportation of up to 25 passengers)

Group 2: Dump Trucks (12 yards but less than 16 yards); Trucks (legal payload capacity between 15 and 20 tons); Gas and Oil Pipeline Working Truck Driver (including winch truck and all sizes of trucks); Water and Fuel (2500 gallons to 4000 gallons); Truck Greaser and Tireman; Drivers of Busses (on jobsite used for transportation of more than 25 passengers); Road Oil Spreading Truck; Time apent Spreading Oil

Group 3: Transit-mix (less than 3 yards); Dumpcrete (less than 6½ yards)

Group 4: Dump Trucks (16 yards up to and including 22 yards); Trucks (legal payload capacity 20 tons but less than 30 tons); Euclid-type Spreader Trucks; Dumpster; Transit-mix Trucks (3 yards but less than 6 yards); Dumpcrete (6½ yards and over); Fork Lift; Ross Carrier; Highway Water and Fuel Truck (4000 but less than 6000 gallons)

Group 5: Transit-mix (6 yards or more); Truck Repairman; Dump Trucks (Over 22 yards); Trucks (legal payload capacity 20 tons and over); Fuel and Water Trucks (6000 gallons and over)

Group 6: D. W. and similar type equipment, D. W. 10 and D. W. 20; Euclid-type equipment, LeTourneau Pulls, Terra Cobras and similar types of Equipment; also PB and similar type trucks when performing work within Teamster jurisdiction, regardless of types of attachment including power units pulling off Highway Belly Dumps in tandem



| (Statewide except Clark, Esmeralda and Lincoln Counties & the S½ of Nye County) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| TUNNEL LABORERS: | | | | | |
| SWAMPER; Bull Gang, Muckers, Trackmen; Dumpman; Concrete Crew - includes rodding and spreading; Grout Crew incl. Headerman and Potman; Reboundmen | $7.20 | .45 | .40 | | .05 |
| NIPPER; Chuck Tenders and Cable Tenders; Powderman - Primer House; Steel Form Raisers and Setters; Vibratormen, Pavement Breakers | 7.30 | .45 | .40 | | .05 |
| GROUT GUNMEN; Jetgunmen; Gunmen | 7.45 | .45 | .40 | | .05 |
| MINERS-TUNNEL, incl. Top and Bottom Man on Shaft and Raise Work; Timbermen, Retimberman - Wood or Steel or substitute materials therefor; Blasters, Drillers, Powdermen - in heading; Cherry Pickerman - where care is lifted; Nozzleman on slick line; Sand Blaster - Potman (work assignment interchangeable) | 7.50 | .45 | .40 | | .05 |
| SHAFT WORK & RAISE (below actual or excavated ground level); Diamond Driller; Gunnite Nozzleman; Rodman, Groundmen | 7.80 | .45 | .40 | | .05 |
| SHIFTERS | 8.10 | .45 | .40 | | .05 |
| SHAFT WORK & Raise-Shifters | 8.40 | .45 | .40 | | .05 |

NOTICES









| TRUCK DRIVERS (Remaining Counties) | Basic Hourly Rates AREA I | Basic Hourly Rates AREA II | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|
| DUMP (Single or multiple units including semis, double and transfer units; Dumpcrete and bulk cement spreaders): | | | | | | |
| Under 4 yards | $7.00 | $8.35 | .51 | .65 | | .05 |
| 4 yards and under 8 yards | 7.40 | 8.55 | .51 | .65 | | .05 |
| 8 yards and under 18 yards | 7.60 | 8.75 | .51 | .65 | | .05 |
| 18 yards and under 35 yards | 7.75 | 8.90 | .51 | .65 | | .05 |
| 35 yards and under 60 yards | 8.00 | 9.15 | .51 | .65 | | .05 |
| 60 yards and under 75 yards | 8.15 | 9.30 | .51 | .65 | | .05 |
| 75 yards and under 100 yards | 8.30 | 9.45 | .51 | .65 | | .05 |
| 100 yards and over | 8.45 | 9.60 | .51 | .65 | | .05 |
| TRANSIT MIX: | | | | | | |
| Under 8 yards | 7.60 | 8.75 | .51 | .65 | | .05 |
| 8 yards and including 12 yards | 7.70 | 8.85 | .51 | .65 | | .05 |
| Over 12 yards | 7.90 | 9.05 | .51 | .65 | | .05 |
| WATER TRUCKS and Jetting Trucks: | | | | | | |
| Up to 2,500 gallons | 7.40 | 8.55 | .51 | .65 | | .05 |
| 2,500 gallons and over | 7.60 | 8.75 | .51 | .65 | | .05 |
| DW 20's and 21's and other similar Cat type; Terra Cobra, LeTourneau Pulls, Tournerocker, Euclid and similar type equipment when pulling Aqua/Pak; Water tank trailers, fuel and/or grease tank, or other misc. trailers (except as defined under dump trucks) | 7.85 | 9.00 | .51 | .65 | | .05 |
| FLATRACK; Industrial Lift with mechanical tailgate: | | | | | | |
| Single unit 2 axle | 7.40 | 8.55 | .51 | .65 | | .05 |
| Single unit 3 axle | 7.50 | 8.65 | .51 | .65 | | .05 |





| TRUCK DRIVERS (Cont'd) (Remaining Counties) | Basic Hourly Rates AREA I | Basic Hourly Rates AREA II | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|
| BUS AND MANBUS DRIVERS, Single unit; Pickup: | | | | | | |
| Up to 18,000 pounds | $7.75 | $8.60 | .51 | .65 | | .05 |
| 18,000 pounds and over | 7.35 | 8.50 | .51 | .65 | | .05 |
| WINCH TRUCKS, A-FRAME: | | | | | | |
| Under 18,000 pounds | 7.75 | 8.50 | .51 | .65 | | .05 |
| 18,000 pounds and over | 7.65 | 8.60 | .51 | .65 | | .05 |
| HEAVY DUTY TRANSPORT (Highbed); Heavy duty transport (gooseneck lowbed); Tilibed or flatbed or flatbed pull trailers | 7.75 | 8.90 | .51 | .65 | | .05 |
| BOOTMAN, Combination; Bootman and road oiler | 7.65 | 8.80 | .51 | .65 | | .05 |
| ROAD OIL TRUCKS OR BOOTMEN; Fuel driver; Fuel man and fuel island man | 7.35 | 8.50 | .51 | .65 | | .05 |
| HELICOPTER PILOT (When transporting men or material) | 8.15 | 9.30 | .51 | .65 | | .05 |
| LIFT JITNEYS AND FORK LIFTS | 7.45 | 8.60 | .51 | .65 | | .05 |
| WAREHOUSEMAN SPOTTERS; Teamsters | 7.30 | 8.45 | .51 | .65 | | .05 |
| TIRE REPAIRMAN | 7.60 | 8.75 | .51 | .65 | | .05 |
| TRUCK REPAIRMAN | 7.90 | 9.05 | .51 | .65 | | .05 |

NOTICES

DECISION NO NV75-5095

(Remaining Counties)

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS: | | | | | |
| GROUP 1: | $7.15 | .50 | .65 | | .10 |
| GROUP 2: | 7.25 | .50 | .65 | | .10 |
| GROUP 3: | 7.40 | .50 | .65 | | .10 |
| GROUP 4: | 7.65 | .50 | .65 | | .10 |
| GROUP 5: | 7.95 | .50 | .65 | | .10 |
| GROUP 6-A: | 7.95 | .50 | .65 | | .10 |
| GROUP 6-B: | 7.65 | .50 | .65 | | .10 |
| GROUP 6-C: | 7.30 | .50 | .65 | | .10 |



LABORERS
(Remaining Counties)

GROUP 1: All cleanup work of debris, grounds, and buildings including windows and tile; Dumpman or spotter (other than asphalt); General laborer; Gardeners and landscape laborers; Limber, brushloader and piler

GROUP 2: Choker setter or rigger (clearing work only); Pittsburgh chipper and similar type brush shredders; Concrete worker (wet or dry) all concrete work not listed in Group 3; Crusher or Grizzly tender; Guinea chaser (strakeman); Panel forms (wood or metal) handling, cleaning, and stripping of; Loading and unloading, carrying and handling of all rods and material for use in reinforcing concrete; Railroad trackmen (maintenance, repair or builders); Sloper; Semi-skilled wreckers (salvaging of building materials other than those listed in Group 3): Greasing Dowels

GROUP 3: Asphalt workers (ironers, shoveler, cutting machine); Buggymobile; Chainsaw, faller, logloader and bucker; Compactor (all types); Concrete mixer under 1/2 yds.; Concrete pan work (breadpan type), (handling, cleaning, screening); Concrete saw, chipping, grinding, wanding, vibrator; Cribbing, shoring, lagging, trench jacking, hand-guided lagging hammer; Curbing or divider machine; Curb setter (precast or cut); Ditching machine (hand-guided); Drillers' helper, chuck tender; Form raiser, slip forms; Grouting of concrete walls; Windows and door jams; Headerboardman; Jackhammer, pavement breaker, air spade; Mastic workers (wet or dry); Pipe wrapper, kettleman, potman, and men applying asphalt, creosote and similar type materials; All power tools (air, gas or electric) not listed in Group 5; Pipejacking; Posthole digger (air, gas or electric) Post driver; Riprap-stonepaver and rock slinger, incl. placing of sack concrete wet or dry; Rototiller; Rigging and signaling in connection with laborers' work; Sandblaster, potman, gunman or nozzleman; Vibra-screed; Skilled wrecker (removing and salvaging of sash, windows, doors, plumbing and electrical fixtures)

GROUP 4: Burning and welding in connection with laborers' work; Joy Drill Model TWM-2A, Gardner Denver Model DN 143 and similar type drills; Track drillers, Diamond core drillers, Wagon drillers, Mechanical drillers on multiple units, High scalers; Concrete pump; Heavy duty vibrator with stinger 5" diameter or over; Pipelayer, caulker and bander; Pipelayer - waterline, sewerline, gasline or conduit; Asphalt rakers

GROUP 5: Blasters and powdermen, all work of loading, placing and blasting of all powder and explosives of any type, regardless of method used for such loading and placing.

GROUP 6-A: Nozzleman, Rodman

GROUP 6-B: Gunman, Materialman

GROUP 6-C: Reboundman









DECISION NO. NV75-5095

POWER EQUIPMENT OPERATORS
(Except Piledriving & Steel Erection)

| | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|
| | AREA 1 | AREA 2 | | | | |
| Remaining Counties | | | | | | |
| GROUP 1 : | $ 8.30 | $ 9.45 | .97 * | $ 1.37 | .70 | .20 |
| GROUP 2 : | 8.64 | 9.79 | .97 * | 1.37 | .70 | .20 |
| GROUP 3 : | 8.82 | 9.97 | .97 * | 1.37 | .70 | .20 |
| GROUP 4 : | 9.29 | 10.44 | .97 * | 1.37 | .70 | .20 |
| GROUP 5 : | 9.48 | 10.63 | .97 * | 1.37 | .70 | .20 |
| GROUP 6 : | 9.59 | 10.74 | .97 * | 1.37 | .70 | .20 |
| GROUP 7 : | 9.75 | 10.90 | .97 * | 1.37 | .70 | .20 |
| GROUP 8 : | 10.09 | 11.24 | .97 * | 1.37 | .70 | .20 |
| GROUP 9 : | 10.29 | 11.44 | .97 * | 1.37 | .70 | .20 |
| GROUP 10 : | 10.50 | 11.65 | .97 * | 1.37 | .70 | .20 |
| GROUP 10-A: | 10.61 | 11.76 | .97 * | 1.37 | .70 | .20 |
| GROUP 11 : | 10.76 | 11.91 | .97 * | 1.37 | .70 | .20 |
| GROUP 11-A : | 11.74 | 12.89 | .97 * | 1.37 | .70 | .20 |

* Includes $.15 per hour to Pensioned Health and Welfare Fund.



POWER EQUIPMENT OPERATORS
(Except Piledriving & Steel Erection)
(Remaining Counties)

GROUP 1: Assistant to Engineer, including brakeman, deckhand, fireman, heavy duty repairman helper, oiler, partsman (heavy duty repair shops parts room when needed), switchman, tar pot fireman

GROUP 2: Compressor; Material loader and/or conveyor (handling building materials); Pump; Tar pot fireman (power agitated)

GROUP 3: Box Operator (Bunker); Concrete curing machines (streets, highways, airports, canals); Conveyor belt (tunnel); Engineer generating plant (500 K.W.); Fireman hot plant; Hydraulic monitor; Lubrication and service engineer (mobile and grease rack); Mixer box operator (concrete plant); Motorman; Rodman or chainman; Retowist, Screedman (except asphaltic or concrete paving); Oiler (truck crane)

GROUP 4: Ballast Jack Tamper; Ballast regulator; Ballast tamper multi-purpose; Boxman (asphalt plant); Concrete mixer, skip type; Dinky; Fork lift (construction job site); Ross carrier; Skip loader (under 1 cu. yd.); Tie spacer; Line Master

GROUP 5: Concrete Mixer (over 1 cu. yd.); Concrete pumps or pumpcrete guns; Elevator and material hoist (1 drum); Screedman (Barber-Greene and similar) (asphaltic or concrete paving); Shuttle car; Signalman

GROUP 6: Boom Truck or Dual Purpose "A" Frame Truck; B.L.H. Lima road pactor or similar; Chip box spreader (Flaherty type or similar); Concrete batch plant (wet or dry); Concrete saws (highways, streets, airports, canals); Highline cableway signalman; Locomotive (over 30 tons); Maginnis International Full Slab Vibrator (airports, highways, canals, warehouses); Mechanical burn, curb and/or curb gutter machine (concrete or asphalt); Power jumbo (setting slip forms, etc., in tunnels); Roller (except asphalt); Self-propelled compactor (single engine); Slip form pump (power driven by hydraulic, electric, air, gas, etc., lifting device for concrete forms); Stationary pipe wrapping, cleaning and bending machine; Pavement breaker or tamper (with or without compressor combination); Pavement breaker, truck mounted, with compressor combination; Small rubber-tired tractors, Self-propelled tape machine

GROUP 7: Compressor (over 2); Concrete conveyor; Concrete conveyor or concrete pump, truck or equipment mounted (boom length to apply); Crusher plant engineer; Deck engineer; Drilling and boring machinery, vertical and horizontal (not to apply to waterliners, wagon drills or jackhammers); Generators; Grade setters; Grade checker; Instrument man; Kolman loader; Material hoist (2 or more drums); Mechanical finishers or sprender machine (asphalt, Barber-Greene and similar); Mine or shaft hoist; Pipe banding machines (pipelines only); Pipe cleaning machines (tractor propelled and supported); Pipe wrapping machines (tractor propelled and supported); Portable crushing and screening plants; Pumps (over 2); Refrigeration plant; Self-propelled boom type lifting device (Center Mount) (10 ton cap. or less); Slusher; Soil tester (certified); Surface heater and planer; Trenching machine (maximum digging capacity

POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)
(Remaining Counties

3 ft. depth) Truck type loader; Welding machines (gasoline or diesel); Roller (Asphalt)

GROUP 8: Asphalt Plant Engineer; Car Passer; Cast-in-place pipe laying machine; Combination slusher and motor; Dozer, Concrete batch plant (multiple units); Elevating grader; Grooving and Grinding machine (Highways); Heavy-duty repairman and/or welder; Ken-seal; Loader (up to and including 2 1/2 cu. yds.); Mechanical trench shield; Mixermobile; Push cats; Road oil mixing machine; Wood-mixer (and other similar pugmill equipment); Rubber-tired earthmoving equipment (up to and including 35 cu. yds. "struck." M.R.C., Euclids, T-Pulls, DW's 10, 20, 21 and similar); Self-propelled compactor (with dozer, Sheepfoot; Sand tractor (with boom), Soil stabilizer (P & H or equal); Timber skidder (rubber tire) or similar equipment; Tractor, Tractor drawn scraper; Tractor mounted compressor drill combination; Trenching machine (over 3 ft. depth); Tri-batch power, Tunnel badger or tunnel boring machine; Tunnel mole boring machine

GROUP 9: Canal Finger Drain Digger; Chicago boom; Combination backhoe and loader (up to and including 3/8 yds.); Combination mixer and compressor (gunnite); Lull Hi-Lift (20 ft. or over); Mucking machine; Tractor with boom (D6 or larger); Track laying type earth moving machine (single engine with tandem scrapers); Sub-grader (Gurries or other types)

GROUP 10: Boom type backfilling machine; Bridge crane; Cary-lift or similar; Chemical grouting machine; Chief of party; Derricks; Derrick barges (except excavation work); Euclid loader & similar types; Heavy duty-rotary drill rigs; Lift-slab (Vagtborg and similar types); Loader (over 2 1/2 cu. yds. up to and incl. 4 cu. yds.); Locomotive (over 100 tons) (single or multiple units); Multiple engine earth moving machines (Euclid, dozers, etc.); Pre-stress wire wrapping machine; Rubber tired scraper, self-loading; Self-propelled reservoir-debris equipment floating (200 H.P. and over); Shuttle car (Reclaim station); Single engine scraper (over 35 cu. yds.); Train loading station; Vacuum cooling plant; Whirley Crane (up to and incl. 25 tons); Trenching machine; Multi-engine with sloping attachments (JEFFCO or similar)

GROUP 10-A: Backhoe (up to and incl. 1 cu. yd. hydraulic); Backhoe (up to and incl. 1 cu. yd. (cable); Cranes (not over 25 tons) (hammerhead and Gantry); Grade-alls (up to and incl. 1 cu. yd.); Motor patrol; Power shovels, Clamshells, Draglines, Cranes (up to and incl. 1 cu. yd.); Rubber-tired scraper, self-loading (Twin engine); Self-propelled boom-type lifting device (Center Mount) (Over 10 tons)





POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)
(Remaining Counties)

GROUP 11: Automatic Asphalt or Concrete Slip Form Paver; Automatic railroad car dumper; Canal finger drain backfiller; Canal trimmer; Cranes (over 25 tons); Highline cableway operator; Loader (over 4 yds. up to and including 12 cu. yds.); Multi-engine earthmoving equipment (up to and including 75 cu. yds. "struck" M.R.C.); Power shovels, Clamshells, Draglines, Backhoes, Grade-alls (over 1 yd. and up to and including 7 cu. yds. M.R.C.); Self-propelled compactor (with multiple propulsion power units); Single engine rubber tired earth-moving machine (with tandem scraper); Slip form paver (concrete or asphalt); Tandem cats and scrapers; Tower crane mobile; Universal Liebher and Tower cranes (and similar types); Wheel excavator (up to and including 750 cu. yds. per hour); Whirley cranes (over 25 tons)

GROUP 11-A: Band Wagons (in conjunction with wheel excavators); Loader (over 12 cu. yds.); Multi-engine earth moving equipment (over 35 cu. yds. "struck" M.R.C.); Operator of helicopter (when used in construction work); Power shovels and Draglines (over 7 cu. yds. M.R.C.); Remote controlled earth moving equipment; Wheel excavator (over 750 cu. yds. per hour)



NEVADA AREA DEFINITIONS FOR POWER EQUIPMENT OPERATORS
(Remaining Counties)

AREA 2: All areas not included within Area 1 as defined below.
AREA 1: All of Northern Nevada within the following lines:

Commencing at the N.W. corner of township 22N, range 18E, Mount Diablo Baseline and Meridian at the California-Nevada border;
Thence Easterly to the N.E. corner of township 22N, range 22E;
Thence Southerly to the N.E. corner of township 20N, range 22E;
Thence Easterly to the N.W. corner of township 20N, range 26E;
Thence Northerly to the N.W. corner of township 22N, range 26E;
Thence Easterly to the N.W. corner of towhnsip 22N, range 29E;
Thence Northerly to the N.W. corner of township 30N, range 29E;
Thence Easterly to the N.E. corner of township 30N, range 33E;
Thence Southerly to the S.E. corner of township 24N, range 33E;
Thence Westerly to the S.E. corner of township 24N, range 31E;
Thence Southerly to the S.E. corner of township 16N,range 31E;
Thence Westerly to the S.E.corner of township 16N, range 30E;
Thence Southerly to the S.E. corner of township 15N, range 30E;
Thance Westerly to the S.E. corner of township 15N, range 27E;
Thence Southerly to the S.E. corner of township 14N, range 27E;
Thence Wasterly to the S.E. corner of township 14N, range 23E;
Thence Southerly to the S.E. corner of township 13N, range 23E;
Thence Westerly to the S.E. corner of township 13N, range 22E;
Thence Southerly to the N.E. corner of township 10N, range 22E;
Thence Easterly to the N.E. corner of township 10N, range 23E;
Thence Southerly along the Easterly line of range 23E to the intersection of the California-Nevada border;
Thence North-Westerly, then Northerly following the California-Nevada border to the point of beginning.

Area 1 also includes that portion of Northern Nevada included within the following line:

Commencing at the S.W. corner of township 37N, range 52E;
Thence Easterly to the S.E. corner of township 37N, range 52E;
Thence Northerly to the N.E. corner of township 37N, range 52E;
Thence Easterly to the N.W. corner of township 37N, range 58E;
Thence Southerly to the S.W. corner of township 37N, range 58E;
Thence Easterly to the S.E. corner of township 37N, range 58E;
Thence Southerly to the N.E. corner of township 31N, range 58E;
Thence Westerly to the N.W. corner of township 31N, range 58E;
Thence Southerly to the S.W. corner of township 31N, range 58E;
Thence Westerly to the S.E. corner of township 31N, range 52E;
Thence Northerly to the N.E. corner of township 31N, range 52E;
Thence Westerly to the S.E. corner of township 32N, range 51E;
Thence Northerly to the point of beginning.



NOTICES
32644
NOTICES
32645

SUPERSEDEAS DECISION

STATE: Nevada

COUNTY: Clark (excluding the Nevada Test Site)

DECISION NUMBER: NV75-5096

DATE: Date of Publication

Supersedes Decision Number NV75-5038 dated March 28, 1975 in 40 FR 14246

DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $11.31 | .78 | .87 | | |
| BOILERMAKERS | 10.85 | .65 | 1.00 | .50 | .02 |
| BRICKLAYERS; Stonemasons | 10.47 | .35 | .30 | 1.00 | .01 |
| CARPENTERS: | | | | | |
| Carpenters | 9.36 | .55 | .90 | 1.00 | .10 |
| Hardwood Floorlayers; Patent Scaffolds Erectors; Power Saw Operators | 9.51 | .55 | .90 | 1.00 | .10 |
| Piledrivermen | 9.56 | .55 | .90 | 1.00 | .10 |
| Millwrights | 9.86 | .55 | .90 | 1.00 | .10 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 8.30 | 1.00 | .20 | 2.00 | .08 |
| Cement Floor Finishing Machine; Color Work | 8.55 | 1.00 | .20 | 2.00 | .08 |
| ELECTRICIANS: | | | | | |
| Electricians; Technicians | 11.66 | .63 | 1%+.40 | | .05 |
| Cable Splicers | 11.99 | .63 | 1%+.40 | | .05 |
| ELEVATOR CONSTRUCTORS | 10.76 | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 10.85 | | | | .05 |
| IRONWORKERS: | | | | | |
| Fence Erectors | 8.89 | .88 | 1.375 | 1.03 | .03 |
| Reinforcing | 9.78 | .88 | 1.375 | 1.03 | .03 |
| Ornamental; Structural | 9.78 | .88 | 1.375 | 1.03 | .03 |
| LATHERS | 9.55 | .35 | .50 | | .06 |
| MARBLE MASONS; Terazzo Workers; Tile Setters | 10.47 | .35 | .30 | 1.00 | .01 |



DECISION NO NV75-5096

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: | | | | | |
| Brush; Roller | $10.72 | .75 | .35 | | .05 |
| Paperhangers; Sandblasters; Spray; Steel; Swing Stage; Tapers | 11.07 | .75 | .35 | | .05 |
| PLASTERERS | 9.38 | 1.00 | .20 | 1.20 | .08 |
| PLUMBERS; Steamfitters | 9.90 | .65 | 1.50 | 1.60 | .08 |
| ROOFERS | 10.53 | .65 | | | |
| SHEET METAL WORKERS | 8.83 | .73 | 1.30 | 1.00 | .05 |
| SOFT FLOOR LAYERS | 11.12 | .40 | | | .01 |
| SPRINKLER FITTERS | 13.72 | .50 | .80 | | .08 |
| TERRAZZO, TILE AND MARBLE HELPERS | 8.02 | .35 | | .50 | |

FOOTNOTE:

a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.







DECISION NO. NV75-5096

| LABORERS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $6.23 | .26 | .75 | $ 1.00 | |
| Group 2 | 6.28 | .26 | .75 | 1.00 | |
| Group 3 | 6.31 | .26 | .75 | 1.00 | |
| Group 4 | 6.33 | .26 | .75 | 1.00 | |
| Group 5 | 6.35 | .26 | .75 | 1.00 | |
| Group 6 | 6.36 | .26 | .75 | 1.00 | |
| Group 7 | 6.38 | .26 | .75 | 1.00 | |
| Group 8 | 6.41 | .26 | .75 | 1.00 | |
| Group 9 | 6.42 | .26 | .75 | 1.00 | |
| Group 10 | 6.44 | .26 | .75 | 1.00 | |
| Group 11 | 6.49 | .26 | .75 | 1.00 | |
| Group 12 | 6.52 | .26 | .75 | 1.00 | |
| Group 13 | 6.54 | .26 | .75 | 1.00 | |
| Group 14 | 6.57 | .26 | .75 | 1.00 | |
| Group 15 | 6.59 | .26 | .75 | 1.00 | |
| Group 16 | 6.655 | .26 | .75 | 1.00 | |
| Group 17 | 6.68 | .26 | .75 | 1.00 | |
| Group 18 | 6.75 | .26 | .75 | 1.00 | |
| POWER EQUIPMENT OPERATORS (Except Piledriving and Steel Erection) | | | | | |
| Group 1 | 8.52 | .95 | 1.75 | .30 | .04 |
| Group 2 | 8.79 | .95 | 1.75 | .30 | .04 |
| Group 3 | 9.06 | .95 | 1.75 | 30 | .04 |
| Group 4 | 9.19 | .95 | 1.75 | .30 | .04 |
| Group 5 | 9.40 | .95 | 1.75 | .30 | .04 |
| Group 6 | 9.50 | .95 | 1.75 | .30 | .04 |
| Group 7 | 9.62 | .95 | 1.75 | .30 | .04 |
| Group 8 | 9.78 | .95 | 1.75 | .30 | .04 |
| Group 9 | 9.90 | .95 | 1.75 | .30 | .04 |
| TRUCK DRIVERS | | | | | |
| Group 1 | 8.00 | .35 | .50 | | |
| Group 2 | 8.11 | .35 | .50 | | |
| Group 3 | 8.16 | .35 | .50 | | |
| Group 4 | 8.32 | .35 | .50 | | |
| Group 5 | 8.50 | .35 | .50 | | |
| Group 6 | 9.00 | .35 | .50 | | |



DECISION NO. NV75-5096

LABORERS

Group 1: Debris Handler; Dry Packing of Concrete and Filling of Form-bolt Holes; Dumpman; Gas and Oil Pipeline Laborers; Demolition Laborers; General or Construction Laborers; Spotter; Window Cleaner

Group 2: Cutting Torch Operator (Demolition); Tarman and Motorman

Group 3: Guinea Chaser

Group 4: Fine Grader, highway and street paving, airport, runways and similar type heavy construction; Landscape Gardener and Nursery-man

Group 5: Laborers - packing rod steel and pans

Group 6: Underground Laborers including Caisson Bellowers

Group 7: Chucktender (except tunnels); Scaler; Septic Tank Digger and Installer (leadman); Tank Scaler and Cleaner

Group 8: Cesspool Digger and Installer

Group 9: Concrete Curer-impervious Membrane and Oiler of all Materials; Making and Caulking of all non-metallic pipe joints; Riprap Stonepaver; Sandblaster (pot tender)

Group 10: Asphalt Ironer, Raker, Spreader, Buggymobile; Cement Dumper (on 1 yd. or larger mixers and handling bulk concrete); Cement Grinding Machine Operator; Concrete Core Cutter; Concrete Saw Man, excluding tractor type; Gas and Oil Pipeline Wrapper Pot Tender and Form Man; Tree Climber, faller, Chain Saw Operator; Pittsburgh Chipper and similar type; Vibrators and all pneumatic gas, electric, and similar mechanical tools not separately classified herein; Roto Scraper

Group 11: Rock Slinger; Scaler, using bosun chair, safety belt or power tools

Group 12: Driller and/or Pavement Breaker

Group 13: Laying of all Non-metallic Pipe (including sewer pipe, drain pipe and underground tile)

Group 14: Gas and Oil Pipeline Wrapper - 6 inch pipe and over

Group 15: Cribber or Shorer; Powderman

Group 16: Steel Headerboard Man

Group 17: Driller (Core, Diamond or Wagon) Joy Driller Model T.W.-M-2A Gardner-Denver Model DH-163 and similar drills; Sandblaster - Nozzleman

Group 18: Head Rock Slinger

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

GROUP 1: Brakeman; Compressor Op.; Engineer Oiler; Generator Op.; Heavy Duty Repairman Helper; Pump Op.; Signalman; Switchman

GROUP 2: Concrete Mixer Op., Skip Type; Conveyor Op.; Fireman; Generator, Pump or Compressor (2-5 inclusive) Portable units, over 5 units, 10c per hour for each additional unit up to nine units; Hydrostatic Pump Op.; Oiler Crusher (Asphalt or Concrete Plant); Plant Operator, Generator, Pump or Compressor; Rotary Drill Helper (oilfield); Skiploader - Wheel type up to 3/4 yd. without attachment; Soils Field Technician; Tar Pot Fireman; Temporary Heating Plant Operator; Trenching Machine Oiler; Truck Crane Oiler

GROUP 3: A-Frame or Winch Truck Operator; Chainman; Elevator Op. (inside); Equipment Greaser (rack), Ford Ferguson (with dragtype attachments); Helicopter Radioman (ground); Power Concrete Saw Op.; Power-driven Jumbo Form Setter Op.; Power Concrete Curing Machine Op.; Ross Carrier Op. (jobsite); Stationary Pipe Wrapping and Cleaning Machine Op.

GROUP 4: Asphalt Plant Fireman; Boring Machine Op.; Boxman or Mixerman (Asphalt or Concrete); Chip Spreading Machine Op.; Concrete Pump Op. (small portable), Bridge Type Unloader and Turntable Op.; Dinkey Locomotive or Motorman (up to and including 10 ton); Equipment Greaser (Grease Truck); Helicopter Hoist Op.; Highline Cableway Signalman; Hydra-Hammer - Aero Stomper; Power Sweeper Op.; Roller Op. (compacting); Screed Op. (Asphalt or Concrete); Rodman; Trenching Machine Op. (up to 6 ft.);

GROUP 5: Asphalt Plant Engineer; Concrete Batch Plant Op.; Backhoe Op. (up to and including 3/4 yd.); Bit Sharpener; Concrete Joint Machine Op. (Canal and similar type); Concrete Planer Op.; Derrickman (oilfield type); Deck Engine Op.; Drilling Machine Op. (including water wells); Forklift Op. (under 5 ton capacity); Hydrographic Seeder Machine Op.; (straw, pulp, or seed); Instrumentman; Machine Tool Op.; Maginnis Internal Full Slab Vibrator; Mechanical Berm, curb or gutter (concrete or asphalt); Mechanical Finisher Op. (concrete - Clary-Johnson-Bidwell or similar); Pavement Breaker Op.; Road Oil Mixing Machine Op.; Roller Op. (asphalt or finish); Rubber-tired Earth Moving Equipment (single engine, up to and including 25 yd. struck); Self-propeller Tar Pipelining Machine Op.; Slip Form Pump Op. (power-driven hydraulic lifting device for concrete forms); Tugger Hoist (1 drum); Tunnel Locomotive Op. (over 10 and up to and including 30 tons); Stinger Crane (Austin-Western or similar type); Skiploader Operator (Crawler and Wheel type over 3/4 yds. and up to and including 1 1/2 yds.); Tractor Op. - Bulldozer, Tamper, Scraper (single engine, up to 100 h.p., flywheel and similar types, up to and including D-5 and similar types); Welder - General

GROUP 6: Asphalt or Concrete Spreading Operator (tamping or finishing); Asphalt Paving Machine Op. (Barber-Greene or similar type); BHL Lima Road Pactor, Wagner Pactor or similar, Op., Bridge Crane Op.; Cast in Place Pipe Laying Machine Op.; Combination Mixer and Compressor Op. (Gunite work); Concrete Pump Op. (truck mounted); Concrete Mixer Op. - Paving;



POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Crane Op. (up to and including 25 ton capacity); Crushing Plant Op.; Drill Doctor; Elevating Grader Op.; Forklift Op. (over 5 tons); Grade Checker; Grade-All Op.; Grouting Machine Op.; Heading Shield Op.; Heavy Duty Repairman; Hoist Op. (Chicago Boom and similar type); Kolman Belt Loader and similar type; LeTourneau Blob Compactor or similar type; Lift Slab Machine Op. (Vagtborg and similar type); Lift Mobile Op.; Loader Op. (Athey, Euclid, Sierra and similar type); Material Hoist Op.; Mucking Machine Op. (1/4 yd. rubber-tired, rail or track type); Pneumatic Concrete Placing Machine Op. (Mackley-Presswell or similar type); Pneumatic Heading Shield (tunnel); Pumpcrete Gun Op.; Rotary Drill Op. (excluding Caisson Type); Rubber-tired Earth Moving Equipment Op. (single engine Caterpillar, Euclid, Athey Wagen and similar types with any and all attachments over 25 yds. and up to and including 50 cu. yds. struck); Rubber-tired Scraper Op. (self-loading - Paddel wheel type, John Deere, 1040 and similar single unit); Rubber-tired Earth Moving Equipment Op., multiple engine (up to and including 25 yds. struck); Skiploader Op. (Crawler and Wheel type - over 1 1/2 yds. up to and including 6 1/2 yds.); Surface Heaters and Planer Op.; Trenching Machine Op. (over 6 ft. depth capacity, manufacturers rating); Tower Crane Op.; Tractor Compressor Drill Combination Op.; Tractor Op. (any type larger than D-5 - 100 Flywheel h.p. and over, or similar); (Bull Dozer, Tamper, Scraper and Push Tractor, single engine); Tractor Op. (Boom Attachments); Traveling Pipe Wrapping, Cleaning and Bending Machine Op.; Tunnel Locomotive Op. (over 30 tons); Shovel, Backhoe, Dragline, Clamshell Op. (over 3/4 yds. and up to 5 cu. yd. M. R. C.)

GROUP 7: Crane Op. - over 25 ton up to and including 100 tons M. R. C.); Derrick Barge Op.; Dual Drum Mixer; Hoist Op., Stiff Legs, Guy Derrick, or similar type, up to and including 100 tons; Monorail Locomotive Op. (Diesel, gas or electric); Motor Patrol - Blade Op. (single engine); Multiple Engine Tractor Operator (Euclid and similar type, except Quad 9 Cat); Party Chief; Rubber-tired Earth Moving Equipment Op. (single engine over fifty (50) yds. struck); Rubber-tired Earth Moving Equipment Operator (multiple engine, Euclid, Caterpillar and similar) (over 25 yds. and up to 50 cu. yds. struck); Tractor Loader Op. (Crawler and wheel type over 6 1/2 yds.); Tower Crane Repairman; Shovel, Backhoe, Dragline, Clamshell Op. (over 5 cu. yds., M. R. C.); Welder - Certified; Woods Mixer Op. and similar Pugmill equipment; Heavy Duty Repairman - Welder combination

GROUP 8: Auto Grader Op.; Automatic Slip Form Op.; Crane Op. - over 100 tons; Hoist Op., Stiff Legs, Guy Derricks or similar types (capable of hoisting 100 tons or more); Mass Excavator Op.; Mechanical Finishing Machine Op.; Mobile Form Traveler Op.; Motor Patrol Op. (multi-engine); Pipe Mobile Machine Op.; Rubber-tired Earth Moving Equipment Op. (multiple engine, Euclid, Caterpillar and similar type over 50 cu. yds. struck); Rubber-tired Self-Loading Scraper Op. (Paddle Wheel - Auger type self-loading - 2 or more units); Rubber-tired Scraper Op. - pushing one another without Push Cat, Push-Pull (.50¢ per hour additional to base rate); Tandem Equipment Op. (2 units only), Tandem Tractor Op. (Quad 9 or similar type); Tunnel Hole Boring Machine









POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

GROUP 9: Canal Liner; Canal Trimmer; Helicopter Pilot; Highline Cableway; Remote Controlled Earth Moving Equipment; Wheel Excavator (over 750 cu. yds.)

TRUCK DRIVERS

GROUP 1: Busses, Job Site, Up to 25 Passengers; Dump (less than 12 yds.); Pickups; Service Truck Driver, Teamster Equipment (Highest Rate For Dual Craft Operation); Truck Repairman Helper; Trucks (less than 15 tons); Warehouseman; Water and Fuel (under 2,500 gals.)

GROUP 2: Bootman; Busses, Job Site More Than 25 Passengers; Dump (12 yds. but less than 16 yds.); Road Oil Spreader; Trucks (15 and 20 tons); Trucks Working On Gas and Oil Pipeline, Including Winch Truck and All Size Trucks; Truck Greaser; Water and Fuel (2,500 gals. to 4,000 gals.)

GROUP 3: Dumpcrete (less than 6½ yds.); Fireman; Transit-mix (under 3 yds.)

GROUP 4: Dump (16 yds. up to and including 22 yds.); Dumpcrete (6½ yds. and over); Dumpster; Euclid Type Spreader; Fork Lift; Ross Carrier-Highway; Transit-mix (3 yds. but less than 6 yds.); Trucks (20 tons but less than 30 tons); Water and Fuel (4,000 gals. but less than 6,000 gals.)

GROUP 5: Dump (over 22 yds.); Transit-mix (6 yds. or more); Truck Repairman; Truck (30 tons and over); Water and Fuel (6,000 gals and over)

GROUP 6: DW 10 and DW 20 Euclid Type Equipment; LeTorneau Pulls; Terra Cobra and Similar; PB and Similar, When performing Work Within Teamster jurisdiction, Regardless Of Attachments Including Power Units Pulling Off Highway Belly Dumps In Tandem

SUPERSEDEAS DECISION

STATE: Nevada
COUNTY: Washoe
DECISION NUMBER: NV75-5097
DATE: Date of Publication
Supersedes Decision Number NV75-5039 dated March 28, 1975, in 40 FR 14250
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $10.20 | .97 | .75 | 1.07 | .06 |
| BOILERMAKERS | 10.85 | .65 | 1.00 | .50 | .02 |
| BRICKLAYERS; Stonemasons: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 10.75 | .45 | .45 | | .01 |
| Zone B (15-35 miles from Court House in Reno) | 11.25 | .45 | .45 | | .01 |
| Zone C (35-75 miles from Court House in Reno) | 11.65 | .45 | .45 | | .01 |
| BRICK TENDERS: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 8.90 | .50 | .65 | | .05 |
| Zone B (15-35 miles from Court House in Reno) | 9.40 | .50 | .65 | | .05 |
| Zone C (35-75 miles from Court House in Reno) | 9.80 | .50 | .65 | | .05 |
| CARPENTERS: | | | | | |
| Carpenters | 9.25 | .55 | 1.01 | 1.00 | .04 |
| Hardwood Floorlayers; Power Saw Operator; Shinglers; Patent Scaffold Erectors | 9.40 | .55 | 1.01 | 1.00 | .04 |
| Piledrivermen | 9.45 | .55 | 1.01 | 1.00 | .04 |
| Millwrights | 9.85 | .55 | 1.01 | 1.00 | .04 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 8.05 | .50 | .60 | 1.00 | .01 |
| Mastic, Magnesite and all Composition Masons | 8.30 | .50 | .60 | 1.00 | .01 |
| Troweling Machine; Grinder Operator and Kelly Float | 8.55 | .50 | .60 | 1.00 | .01 |
| DRYWALL INSTALLERS | 9.50 | .55 | 1.01 | 1.00 | .04 |
| ELECTRICIANS: | | | | | |
| Electricians | 10.59 | .53 | 1%+.55 | | .03 |
| Cable Splicers | 11.65 | .53 | 1%+.55 | | .03 |



DECISION NO. NV75-5097

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELEVATOR CONSTRUCTORS | $10.76 | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 7.845 | .25 | .55 | .855 | |
| IRONWORKERS: | | | | | |
| Fence Erectors | 8.89 | .88 | 1.375 | 1.03 | .03 |
| Reinforcing | 9.78 | .88 | 1.375 | 1.03 | .03 |
| Ornamental; Structural | 9.78 | .88 | 1.375 | 1.03 | .03 |
| LATHERS | 8.21 | .40 | .35 | | .01 |
| PAINTERS: | | | | | |
| Brush | 10.50 | .70 | .20 | | |
| Paperhangers; Spray; Structural Steel; Swing Stage; Sandblasters | | | | | |
| Tapers | 10.75 | .50 | .20 | | |
| PLASTERERS | 9.35 | .50 | 1.00 | | |
| PLASTERERS' TENDERS | 7.75 | .50 | .45 | | |
| PLUMBERS; Steamfitters | 9.89 | .58 | .50 | 1.95 | .10 |
| ROOFERS | 9.10 | .45 | .05 | | .02 |
| SHEET METAL WORKERS | 8.85 | .74 | 1.50 | .89 | .03 |
| SOFT FLOOR LAYERS | 9.25 | .50 | .20 | | |
| SPRINKLER FITTERS | 13.72 | .50 | .80 | | .08 |
| TERRAZZO WORKERS; TILE SETTERS: | | | | | |
| Zone A (0-15 miles from Court House in Reno) | 10.75 | .45 | .45 | | .01 |
| Zone B (15-35 miles from Court House in Reno) | 11.25 | .45 | .45 | | .01 |
| Zone C (35-75 miles from Court House in Reno) | 11.65 | .45 | .45 | | .01 |

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

NOTICES





DECISION NO. NV75-5097

| TRUCK DRIVERS | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|---|
| | | | H & W | Pensions | Vacation | App. Tr. |
| | AREA I | AREA II | | | | |
| DUMP (Single or multiple units including semis, double and transfer units; Dumpcrete and bulk cement spreaders): | | | | | | |
| Under 4 yards | $7.20 | $8.35 | .51 | .65 | | .05 |
| 4 yards and under 8 yards | 7.40 | 8.55 | .51 | .65 | | .05 |
| 8 yards and under 18 yards | 7.60 | 8.75 | .51 | .65 | | .05 |
| 18 yards and under 35 yards | 7.75 | 8.90 | .51 | .65 | | .05 |
| 35 yards and under 50 yards | 8.00 | 9.15 | .51 | .65 | | .05 |
| 50 yards and under 75 yards | 8.15 | 9.30 | .51 | .65 | | .05 |
| 75 yards and under 100 yards | 8.30 | 9.45 | .51 | .65 | | .05 |
| 100 yards and over | 8.45 | 9.60 | .51 | .65 | | .05 |
| TRANSIT MIX: | | | | | | |
| Under 8 yards | 7.60 | 8.75 | .51 | .65 | | .05 |
| 8 yards and including 12 yards | 7.70 | 8.85 | .51 | .65 | | .05 |
| Over 12 yards | 7.90 | 9.05 | .51 | .65 | | .05 |
| WATER TRUCKS and Jetting Trucks: | | | | | | |
| Up to 2,500 gallons | 7.40 | 8.55 | .51 | .65 | | .05 |
| 2,500 gallons and over | 7.60 | 8.75 | .51 | .65 | | .05 |
| DW 20's and 21's and other similar Cat type; Terra Cobra, LeTourneau Pulls, Tournecocker, Euclid and similar type equipment when pulling Aqua-Pak; Water tank trailers, fuel and/or grease tank, or other misc. trailers (except as defined under dump trucks) | 7.85 | 9.00 | .51 | .65 | | .05 |
| FLATRACK; Industrial Lift with mechanical tailgate: | | | | | | |
| Single unit 2 axle | 7.40 | 8.55 | .51 | .65 | | .05 |
| Single unit 3 axle | 7.50 | 8.65 | .51 | .65 | | .05 |



DECISION NO. NV75-5097

| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|---|
| | | | H & W | Pensions | Vacation | App. |
| | AREA I | AREA II | | | | |
| [illegible] AND MANUAL DRIVERS, Single [illegible]; Pickup: | | | | | | |
| [illegible] to 14,000 pounds | $7.25 | $8.40 | .51 | .65 | | .05 |
| 14,000 pounds and over | 7.35 | 8.50 | .51 | .65 | | .05 |
| [illegible], 2-AXLE: | | | | | | |
| [illegible] pounds | 7.35 | 8.50 | .51 | .65 | | .05 |
| [illegible] pounds and over | 7.45 | 8.60 | .51 | .65 | | .05 |
| FORK LIFT TRANSPORT (Highboy); Heavy duty transport (gooseneck tandem); Flatbed or flatbed pull trailers | 7.75 | 8.90 | .51 | .65 | | .05 |
| BOOTMAN, Combination; Bootman and road oiler | 7.65 | 8.80 | .51 | .65 | | .05 |
| ROAD OIL TRUCKS OR BOOTMEN; Fuel driver; Fuel man and fuel island man | 7.35 | 8.50 | .51 | .65 | | .05 |
| HELICOPTER PILOT (When transporting men or material) | 8.15 | 9.30 | .51 | .65 | | .05 |
| LIFT JITNEYS AND FORK LIFTS | 7.45 | 8.60 | .51 | .65 | | .05 |
| WAREHOUSEMAN SPOTTERS; Teamsters | 7.30 | 8.45 | .51 | .65 | | .05 |
| TIRE REPAIRMAN | 7.60 | 8.75 | .51 | .65 | | .05 |
| TRUCK REPAIRMAN | 7.90 | 9.05 | .51 | .65 | | .05 |

NOTICES

DECISION NO. NV75-5097

| LABORERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1: | $7.15 | .50 | .65 | | .10 |
| Group 2: | 7.25 | .50 | .65 | | .10 |
| Group 3: | 7.40 | .50 | .65 | | .10 |
| Group 4: | 7.65 | .50 | .65 | | .10 |
| Group 5: | 7.95 | .50 | .65 | | .10 |
| Group 6-A: | 7.95 | .50 | .65 | | .10 |
| Group 6-B: | 7.65 | .50 | .65 | | .10 |
| Group 6-C: | 7.30 | .50 | .65 | | .10 |



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NOTICES

LABORERS

Group 1: All cleanup work of debris, grounds, and buildings including windows and tile; Dumpman or Spotter (other than asphalt); General Laborer; Gardeners and Landscape Laborers; Limber, Brushloader and Piler

Group 2: Choker Setter or Rigger (clearing work only); Pittsburgh Chipper and similar type Brush Shredders; Concrete Worker (wet or dry) all concrete work not listed in Group 3; Crusher or Grizzly Tender; Guniea Chaser (Stakeman); Panel Forms (wood or metal) handling, cleaning, and stripping of; Loading and unloading, carrying and handling of all rods and material for use in reinforcing concrete; Railroad Trackmen (maintenance, repair or builders); Sloper; Semi-skilled Wreckers (salvaging of building materials other than those listed in Group 3); Greasing Dowels

Group 3: Asphalt Workers (Ironers, Shoveler, Cutting Machine); Buggymobile; Chainsaw, faller, loqloader and bucker; Compactor (all types); Concrete Mixer under 1/2 yds.; Concrete Pan Work (breadpan type), (handling, cleaning, stripping); Concrete Saw, Chipping, Grinding, Sanding, Vibrator; Cribbing, Shoring, Lagging, Trench Jacking, Hand-guided Lagging Hammer; Cutting or Divider Machine; Curb Setter (precast or cut); Cleaning Machine (hand-guided); Drillers' Helper, Chuck Tender; Form Raiser, Slip Forms; Grouting of concrete walls; Windows and door jams; Headerboardman; Jackhammer, Pavement Breaker, Air Spade; Mastic Workers (wet or dry); Pipe Wrapper, Kettleman, Potman, and Men applying asphalt, creosote and similar type materials; All power tools (air, gas, or electric) not listed in Group 5; Pipejacking; Posthole Digger (air, gas, or electric) Post Driver; Riprep-stonepaver and Rock Slinger, incl. placing of sack concrete wet or dry; Rototiller; Rigging and Signaling in connection with Laborers' work; Sandblaster, Potman, Gunman or Nozzleman; Vibra-screed; Skilled Wrecker (removing and salvaging of sash, windows, doors, plumbing, and electrical fixtures)

Group 4: Burning and Welding in connection with Laborers' work; Joy Drill Model TWM-2A, Gardner Denver Model DN 143 and similar type drills; Track Drillers, Diamond Core Drillers, Wagon Drillers, Mechanical Drillers on multiple units; High Scalers; Concrete Pump; Heavy Duty Vibrators with stinger 5" diameter or over; Pipelayer, Caulker and Bander; Pipelayer - waterline, sewerline, gasline, or conduit; Asphalt Rakers

Group 5: Blasters and Powdermen, all work of loading, placing and blasting of all powder and explosives of any type, regardless of method used for such loading and placing.

Group 6-A: Nozzleman, Rodman

Group 6-B: Gunmen, Materialman

Group 6-C: Reboundman





DECISION NO. NV75-5097

| POWER EQUIPMENT OPERATORS (Except Piledriving and Steel Erection) | Basic Hourly Rates AREA 1 | Basic Hourly Rates AREA 2 | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|
| Group 1: | $8.30 | $9.45 | .97* | $ 1.78 | .82 | .20 |
| Group 2: | 8.64 | 9.79 | .97* | 1.78 | .82 | .20 |
| Group 3: | 8.82 | 9.97 | .97* | 1.78 | .82 | .20 |
| Group 4: | 9.29 | 10.44 | .97* | 1.78 | .82 | .20 |
| Group 5: | 9.48 | 10.63 | .97* | 1.78 | .82 | .20 |
| Group 6: | 9.59 | 10.74 | .97* | 1.78 | .82 | .20 |
| Group 7: | 9.75 | 10.90 | .97* | 1.78 | .82 | .20 |
| Group 8: | 10.09 | 11.24 | .97* | 1.78 | .82 | .20 |
| Group 9: | 10.29 | 11.44 | .97* | 1.78 | .82 | .20 |
| Group 10: | 10.50 | 11.65 | .97* | 1.78 | .82 | .20 |
| Group 10-A: | 10.61 | 11.76 | .97* | 1.78 | .82 | .20 |
| Group 11: | 10.76 | 11.91 | .97* | 1.78 | .82 | .20 |
| Group 11-A: | 11.74 | 12.89 | .97* | 1.78 | .82 | .20 |

*Includes $.15 per hour to Pensioned Health and Welfare Fund.

POWER EQUIPMENT OPERATORS
(Except Piledriving and Steel Erection)

Group 1: Assistant to Engineer, including Brakeman, Deckhand, Fireman, Heavy Duty Repairman Helper, Oiler, Partsman (heavy duty repair shops parts room when needed), Switchman, Tar Pot Fireman

Group 2: Compressor; Material Loader and/or Conveyor (handling building materials); Pump; Tar Pot Fireman (power agitated)

Group 3: Box Operator (Bunker); Concrete Curing Machines (streets, highways, airports, canals); Conveyor Belt (tunnel); Engineer Generating Plant (500 K. W.); Fireman Hot Plant; Hydraulic Monitor; Lubrication and Service Engineer (mobile and grease rack); Mixer Box Operator (concrete Plant); Motorman; Rodman or Chainsman; Rotomist; Screedman (except asphaltic or concrete paving); Oiler (truck crane)

Group 4: Ballast Jack Tamper; Ballast Regulator; Ballast Tamper Multi-purpose; Boxman (asphalt plant); Concrete Mixer, Skip type; Dinky; Fork Lift (construction job site); Ross Carrier; Skip Loader (under 1 cu. yd.); Tie Spacer; Line Master

Group 5: Concrete Mixer (over 1 cu. yd.); Concrete Pumps or Pumpcrete Guns; Elevator and Material Hoist (1 drum); Screedman (Barber-Greene and similar) (asphaltic or concrete paving); Shuttle Car; Signalman

Group 6: Boom Truck or Dual Purpose "A" Frame Truck; B.L.H. Lima Road Pactor or similar; Chip Box Spreader (Flaherty type or similar); Concrete Batch Plant (wet or dry); Concrete Saws (highways, streets, airports, canals); Highline Cableway Signalman; Locomotive (over 30 tons); Maginnis International Full Slab Vibrator (airports, highways, canals, warehouses); Mechanical Burn, Curb and/or Curb Gutter Machine (concrete or asphalt); Power Jumbo (setting slip forms, etc., in tunnels); Roller (except asphalt); Self-propelled Compactor (single engine); Slip Form Pump (power driven by hydraulic, electric, air, gas, etc., lifting device for concrete forms); Stationary Pipe Wrapping, Cleaning and Bending Machine; Pavement Breaker or Tamper (with or without compressor combination); Pavement Breaker, truck mounted, with compressor combination; Small Rubber-tired Tractors; Self-propelled Tape Machine

Group 7: Compressor (over 2); Concrete Conveyor; Concrete Conveyor or Concrete Pump, truck or equipment mounted (boom length to apply); Crusher Plant Engineer; Deck Engineer; Drilling and Boring Machinery, vertical and horizontal (not to apply to waterliners, wagon drills or jackhammers); Generators; Grade Setters; Grade Checker; Instrument Man; Koiman Loader; Material Hoist (2 or more drums); Mechanical Finishers or Spreader Machine (asphalt, Barber-Greene and similar); Mine or Shaft Hoist; Pipe Bending Machines (pipelines only); Pipe Cleaning Machines (tractor propelled and supported); Pipe Wrapping Machines (tractor propelled and supported); Portable Crushing and Screening Plants; Pumps (over 2); Refrigeration Plant; Self-propelled Boom type Lifting Device (center mount) (10 ton capacity or less); Slusher; Soil Tester (certified); Surface Heater and Planer; Trenching Machine (maximum digging capacity 3 ft. depth) Truck type Loader; Welding Machines (gasoline or diesel); Roller (asphalt)

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POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Group 8: Asphalt Plant Engineer; Car Passer; Cast-in-place Pipe Laying Machine; Combination Slusher and Motor; Dozer; Concrete Batch Plant (multiple units); Elevating Grader; Grooving and Grinding Machine (highways); Heavy Duty Repairman and/or Welder; Ken-seal; Loader (up to and including 2½ cu. yds.); Mechanical Trench Shield; Mixermobile; Push Cats; Road Oil Mixing Machine; Wood-mixer (and other similar pugmill equipment); Rubber-tired Earthmoving equipment (up to and including 35 cu. yds. "struck" M.R.C., Euclids, T-Pulls, DW's 10, 20, 21, and similar); Self-propelled Compactor with Dozer; Sheepfoot; Small Tractor (with boom); Soil Stabilizer ( P & H or equal); Timber Skidder (rubber tire) or similar equipment; Tractor; Tractor drawn scraper; Tractor mounted Compressor Drill Combination; Trenching Machine (over 3 ft. depth); Tri-hatch Paver; Tunnel Badger or Tunnel Boring Machine; Tunnel Mole Boring Machine

Group 9: Canal Finger Drain Digger; Chicago Boom; Combination Backhoe and Loader (up to and including 3/8 yds.); Combination Mixer and Compressor (gunnite); Lull Hi-Lift 42m Rev or [illegible] Machine Tender with boom (D-6 or larger); Track Laying type Earth moving Machine (single engine with tandem scrapers); Sub-grader (Gurries or other types)

Group 10: Boom type Backfilling Machine; Bridge Crane; Cary-lift or similar; Chemical Grouting Machine; Chief of Party; Derricks; Derrick Barges (except excavation work); Euclid Loader and similar types; Heavy Duty Rotary Drill Rigs; Lift-slab (Vagtborg and similar types); Loader (over 2½ cu. yds. up to and including 4 cu. yds.); Locomotive (over 100 tons) (single or multiple units); Multiple Engine Earth Moving Machines (Euclid, Dozers, etc.); Pre-stress Wire Wrapping Machine; Rubber Tired Scraper, self-loading; Self-propelled Reservoir-debris equipment floating (200 HP and over); Shuttle Car (Reclaim Station); Single Engine Scraper (over 35 cu. yds.); Train Loading Station; Vacuum Cooling Plant; Whirley Crane (up to and including 25 tons); Trenching Machine; Multi-engine with sloping attachments (JEFFCO or similar)

Group 10-A: Backhoe (up to and including 1 cu. yd. hydraulic); Backhoe (up to and including 1 cu. yd.)(Cable); Cranes (not over 25 tons)(hammerhead and Gantry); Grade-alls (up to and including 1 cu. yd.); Motor Patrol; Power Shovels, Clamshells, Draglines, Cranes (up to and including 1 cu. yd.); Rubber-tired Scraper, self-loading (twin engine); Self-propelled Boom-type Lifting Device (center mount) (over 10 tons)



POWER EQUIPMENT OPERATORS (Cont'd)
(Except Piledriving and Steel Erection)

Group 11: Automatic Asphalt or Concrete Slip Form Paver; Automatic Railroad Car Dumper; Canal Finger Drain Backfiller; Canal Trimmer; Cranes (over 25 tons); Highline Cableway Operator; Loader (over 4 yds. up to and including 12 cu. yds.); Multi-engine Earthmoving Equipment (up to and including 75 cu. yds. "struck" M.R.C.); Power Shovels, Clamshells, Draglines, Backhoes, Gradeall (over 1 yd. and up to and including 7 cu. yds. M.R.C.); Self-propelled Compactor (with multiple propulsion power units); Single Engine Rubber Tired Earth-moving Machine (with tandem scraper); Slip Form Paver (concrete or asphalt); Tandem Cats and Scrapers; Tower Crane Mobile; Universal Liebher and Tower Cranes (and similar types); Wheel Excavator (up to and including 750 cu. yds. per hour); Whirley Cranes (over 25 tons)

Group 11-A: Band Wagons (in conjunction with wheel excavators); Loader (over 12 cu. yds.); Multi-engine Earth Moving Equipment (over 75 cu. yds. "struck" M.R.C.); Operator of Helicopter (when used in construction [illegible] work); Power Shovels and Draglines (over 7 cu. yds. M.R.C.); Remote Controlled Earth Moving Equipment; Wheel Excavator (over 750 cu. yds. per hour)









NEVADA AREA DEFINITIONS for Power Equipment Operators

AREA 2: All areas not included within Area 1 as defined below.
AREA 1: All of Northern Nevada within the following lines:

Commencing at the N.W. corner of township 22N, range 18E, Mount Diablo Baseline and Meridian at the California-Nevada border;
Thence Easterly to the N.E. corner of township 22N, range 22E;
Thence Southerly to the N.E. corner of township 20N, range 22E;
Thence Easterly to the N.W. corner of township 20N, range 26E;
Thence Northerly to the N.W. corner of township 22N, range 26E;
Thence Easterly to the N.W. corner of townhsip 22N, range 29E;
Thence Northerly to the N.W. corner of township 30N, range 29E;
Thence Easterly to the N.E. corner of township 30N, range 33E;
Thence Southerly to the S.E. corner of township 24N, range 33E;
Thence Westerly to the S.E. corner of township 24N, range 31E;
Thence Southerly to the S.E. corner of township 16N, range 31E;
Thence Westerly to the S.E. corner of township 16N, range 30E;
Thence Southerly to the S.E. corner of township 15N, range 30E;
Thence Westerly to the S.E. corner of township 15N, range 27E;
Thence Southerly to the S.E. corner of township 14N, range 27E;
Thence Westerly to the S.E. corner of township 14N, range 23E;
Thence Southerly to the S.E. corner of township 13N, range 23E;
Thence Westerly to the S.E. corner of township 13N, range 22E;
Thence Southerly to the N.E. corner of township 10N, range 22E;
Thence Easterly to the N.E. corner of township 10N, range 23E;
Thence Southerly along the Easterly line of range 23E to the intersection of the California-Nevada border;
Thence North-Westerly, then Northerly following the California-Nevada border to the point of beginning.

Area 1 also includes that portion of Northern Nevada included within the following line:

Commencing at the S.W. corner of township 37N, range 52E;
Thence Easterly to the S.E. corner of township 37N, range 52E;
Thence Northerly to the N.E. corner of township 37N, range 52E;
Thence Easterly to the N.W. corner of township 37N, range 58E;
Thence Southerly to the S.W. corner of township 37N, range 58E;
Thence Easterly to the S.E. corner of township 37N, range 58E;
Thence Southerly to the N.E. corner of township 31N, range 58E;
Thence Westerly to the N.W. corner of township 31N, range 58E;
Thence Southerly to the S.W. corner of township 31N, range 58E;
Thence Westerly to the S.E. corner of township 31N, range 52E;
Thence Northerly to the N.E. corner of township 31N, range 52E;
Thence Westerly to the S.E. corner of township 32N, range 51E;
Thence Northerly to the point of beginning.

SUPERSEDEAS DECISION

STATE: New Mexico
Decision No. NM75-4137
Supersedeas Decision No. AQ-18 dated August 10, 1973 in 38 FR 21714
DESCRIPTION OF WORK: Street, Highway, Utility, and Light Engineering Construction

COUNTY: Statewide
DATE: Date of Publication

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DECISION NO. NM75-4137

| | Basic Hourly Rates | Fringe Benefits Payments | | |
|---|---|---|---|---|
| | | H&W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS CONTD: | | | | | |
| Belt type conveyors (material & concrete) Broom (self-propelled) fork lift, grease truck operator head oiler, hydro lift, tractor (under 50 drawbar H.P. with attach.) | $4.45 | .15 | .10 | | .01 |
| Tractor with backhoe attachment | 5.00 | .15 | .10 | | .01 |
| Subgrade or base finisher | 5.03 | .15 | .10 | | .01 |
| Concrete slip-form paving machine | 5.25 | .15 | .10 | | .01 |
| Asphalt distributor, asphalt paving or lay down machine, asphalt retort heater, batch or continous mix plant (concrete, soil-cement or asphalt), mixer, heavy duty, asphlt or soil cement, motor grader, tractor 50 drawbar H.P. or over) trenching machine, clam type shalt mucker | 5.05 | .15 | .10 | | .01 |
| Concrete paving finishing machine, coocrete paving longitudinal float, gunnite machine, jumbo form or drilling stage, slusher | 5.25 | .15 | .10 | | .01 |
| Concrete paver, mixer, hoist (2 drums over) side boom | 5.20 | .15 | .10 | | .01 |
| Derrick, cableway | 5.63 | .15 | .10 | | .01 |
| Traveling crane, pilediver | 5.20 | .15 | .10 | | .01 |
| Mine hoist | 5.40 | .15 | .10 | | .01 |
| Mucking machine | 5.40 | .15 | .10 | | .01 |
| Backhoe, clamshell, dragline, gradall, shovel: | | | | | |
| Under 3/4 cy | 5.05 | .15 | .10 | | .01 |
| 3/4 cy to 3 cy | 5.20 | .15 | .10 | | .01 |
| Over 3 cy | 5.40 | .15 | .10 | | .01 |
| Bulldozer, elevating grader or belt loader, roller (steel wheel) scraper operator | 5.05 | .15 | .10 | | .01 |
| Bulldozer (multiple units) scraper (multiple units) | 5.40 | .15 | .10 | | .01 |
| Concrete paving spreader | 5.25 | .15 | .10 | | .01 |
| Pumpcrete machine | 5.25 | .15 | .10 | | .01 |
| Cranes (crawler or mobile): | | | | | |
| Under 20 ton | 5.05 | .15 | .10 | | .01 |
| 20 ton to 40 ton | 5.20 | .15 | .10 | | .01 |
| Over 40 ton | 5.40 | .15 | .10 | | .01 |





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DECISION NO. NM75-4137

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H&W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS CONTD: | 3.80 | .26 | | | |
| Off-highway hauler | 3.44 | .26 | | | |
| Pick-up truck 3/4 ton or under | 3.48 | .26 | | | |
| Service station attendant | 3.53 | .26 | | | |
| Spreader box | 3.77 | .26 | | | |
| Spreader box (self-propelled) | 3.40 | .26 | | | |
| Swamper or rider helper | | | | | |
| Tank Truck: | | | | | |
| 3,000 gal. or under | 3.67 | .26 | | | |
| 3,001 gal. to 6,000 gal. | 3.77 | .26 | | | |
| 6,001 gal. & over | 3.87 | .26 | | | |
| Teamster, 2 or 4 or more | 3.40 | .26 | | | |
| Trailer or semi-trailer dump | 3.96 | .26 | | | |
| Transit mix | 3.83 | .26 | | | |
| Warehousemen | 3.58 | .26 | | | |
| LINE CONSTRUCTION (BERNALILLO COUNTY): | | | | | |
| CABLE SPLICERS | 8.64 | .30 | 1% | | 1% |
| LINEMEN | 8.04 | .30 | 1% | | 1% |
| TECHNICIANS | 8.04 | .30 | 1% | | 1% |
| EQUIPMENT OPERATORS | 7.65 | .30 | 1% | | 1% |
| EQUIPMENT MECHANICS | 7.01 | .30 | 1% | | 1% |
| POWERMEN &JJACKHAMMER OPERATORS: | 7.01 | .30 | 1% | | 1% |
| GROUNDMEN &JJACKHAMMER OPERATORS: | | | | | |
| 1st 6 months | 4.24 | .30 | 1% | | 1% |
| 2nd 6 months | 4.62 | .30 | 1% | | 1% |
| Experienced | 5.64 | .30 | 1% | | 1% |
| LINE CONSTRUCTION (STATEWIDE EXCEPT BERNALILLO COUNTY): | | | | | |
| CABLE SPLICERS | 9.43 | .30 | 1% | | 1% |
| LINEMEN | 8.80 | .30 | 1% | | 1% |
| TECHNICIANS | 8.80 | .30 | 1% | | 1% |
| EQUIPMENT OPERATORS | 8.36 | .30 | 1% | | 1% |
| EQUIPMENT MECHANICS | 7.65 | .30 | 1% | | 1% |
| POWERMAN | 7.65 | .30 | 1% | | 1% |
| GROUNDMAN & JACKHAMMER OPERATORS: | | | | | |
| 1st 6 months | 4.64 | .30 | 1% | | 1% |
| 2nd 6 months | 5.27 | .30 | 1% | | 1% |
| Experienced | 6.16 | .30 | 1% | | 1% |

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DECISION NO. NM75-4137

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H&W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS CONTD: | | | | | |
| Air compressor (300 CFM & over); crushing screening & washing plants, drilling machine (cable core or rotary), mixer concrete (1 cy & less), pump (6 inch intake or over) winch truck, hoist (1 drum), industrial locomotive, motorman, lumber stacker | 5.05 | .15 | .10 | | .01 |
| Front end loader: | | | | | |
| 1-½ cy or less | 4.45 | .15 | .10 | | .01 |
| Over 1-½cy to 6 cy | 5.05 | .15 | .10 | | .01 |
| Over 6 cy | 5.20 | .15 | .10 | | .01 |
| Industrial locomotive brakeman: Tractor (under 30 drawbar HP without attachments), fireman oiler, screedman | *4.45 | .15 | .10 | | .01 |
| Mechanic and/or welder | 5.08 | .15 | .10 | | .01 |
| Mixer, concrete (over 1 cy) | 5.20 | .15 | .10 | | .01 |
| Pump operator (electrical generator | 5.25 | .15 | .10 | | .01 |
| Power welding machine) | 5.00 | .15 | .10 | | .01 |
| Roller (pull type) | 4.55 | .15 | .10 | | .01 |
| Mulching machine, roller (self-propelled) | 4.55 | .15 | .10 | | .01 |
| Mile operator | 6.70 | .15 | .10 | | .01 |
| Pipemobile operator | 6.70 | .15 | .10 | | .01 |
| Belt loader (CMI type operator); Pipemobile operator assistant | 5.90 | .15 | .10 | | .01 |
| TRUCK DRIVERS: | | | | | |
| Distributor (asphalt) | 3.80 | .26 | | | |
| Dumpster or dumpcor | 3.88 | .26 | | | |
| Dump or batch truck: | | | | | |
| Under 8 cy | 3.59 | .26 | | | |
| 8 cy and under 16 cy | 3.69 | .26 | | | |
| 16 cy and under 20 cy | 3.83 | .26 | | | |
| 20 cy and over | 3.88 | .26 | | | |
| Diesel-powered transport (non-self-loading) 10 yds. & over | 4.11 | .26 | | | |
| Flatbed: | | | | | |
| 1-½ ton or under | 3.59 | .26 | | | |
| Over 1-½ ton | 3.74 | .26 | | | |
| Lumber carrier | 3.62 | .26 | | | |
| Lowboy, heavy equipment | 4.21 | .26 | | | |
| Lowboy, light equipment | 3.83 | .26 | | | |



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SUPERSEDEAS DECISION

STATE: New Mexico COUNTY: Statewide
DECISION NO.: NM75-4136 DATE: Date of Publication
Supersedes Decision No. NM75-4079 dated April 18, 1975 in 40 FR 17517
DESCRIPTION OF WORK: Commerical Building and Heavy Engineering Construction (including Residential in Santa Fe, McKinley, San Juan and Bernalillo Counties but not on the Navajo Indian Reservation)

| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Asbestos workers (Statewide, except Union, Harding, Lea, Roosevelt, Curry and Quay Counties) | $9.23 | .50 | 87a | | .03 |
| Asbestos Workers (Union, Harding, Lea, Roosevelt, Curry, and Quay Counties) | 9.00 | .35 | .30 | | .02 |
| Bricklayers | 8.25 | .65 | 1.00 | | .02 |
| Bricklayers - Stonemasons: | | | | | |
| Zone I-A | 8.36 | .48 | .40 | | .02 |
| Zone I-B | 8.86 | .48 | .40 | | .02 |
| Zone I-C | 9.36 | .48 | .40 | | .02 |
| Zone II | 8.66 | .48 | | | |
| Zone III | 9.16 | .48 | | | |
| Zone IV | 7.34 | .48 | | | |
| Zone V | 7.345 | .48 | | | |

Bricklayers' Zone Definitions

Zone I - Union, Harding, Santa Fe, Valencia, Torrence, Taos, Socorro, Mora, McKinley, Colfax, Catron, San Miguel, San Juan, Sandoval, Rio Arriba, Bernalillo and Los Alamos Counties
From basing point of Albuquerque Main Post Office:
Zone I-A - 0 to 25 road miles
Zone I-B - 25 to 50 road miles
Zone I-C - Over 50 road miles
Zone II - Chaves, Curry, Roosevelt, DeBaca, Guadalupe, Quay, Lea, Eddy, and Otero Counties

Zone III - Lincoln County

Zone IV - Dona Ana, Grant, Hidalgo and Sierra Counties

Zone V - Luna County



DECISION NO. NM75-4136

| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS: | | | | | |
| Dwelling houses and apartments not to exceed two stories in height: | | | | | |
| Zone I-A | $7.76 | .70 | .70 | | .20 |
| Zone I-B | 8.51 | .70 | .70 | | .20 |
| Zone I-C | 9.26 | .70 | .70 | | .20 |
| General Building and Heavy Engineering and Residential Construction (Dwelling Houses and apartments over two stories in height): | | | | | |
| Zone 2-A | 8.26 | .70 | .70 | | .20 |
| Zone 2-B | 9.01 | .70 | .70 | | .20 |
| Zone 2-C | 9.76 | .70 | .70 | | .20 |

CARPENTERS' ZONE DEFINITIONS

CARPENTERS (STATEWIDE) - From nearest basing points of the following Cities or Towns: Alamogordo, Albuquerque, Artesia, Bayard, Belen, Carlsbad, Clovis, Deming, Espanola, Eunice, Farmington, Gallup, Grants, Hobbs, Las Cruces, Las Vegas, Lordsburg, Lovington, Portales, Raton, Roswell, Ruidoso, Santa Fe, Santa Rosa, Silver City, Socorro, Taos, and Tucumcari:
Zone I - Dwelling houses and apartments not to exceed two stories in height:
Zone I-A - 0 - 15 road miles from nearest basing point
Zone I-B - 15 to 35 road miles from nearest basing point
Zone I-C - Over 35 road miles from nearest basing point
Zone II - General Building and Heavy Engineering and Residential Construction (Dwelling Houses and Apartments over two stories in height):
Zone 2-A - 0 to 15 road miles from nearest basing point
Zone 2-B - 15 to 35 road miles from nearest basing point
Zone 2-C - Over 35 road miles from nearest basing point

| MILLWRIGHTS & PILEDRIVERMEN: | | | | | |
|---|---|---|---|---|---|
| Zone 1 | 8.76 | .70 | .70 | | .20 |
| Zone 2 | 9.51 | .70 | .70 | | .20 |
| Zone 3 | 10.26 | .70 | .70 | | .20 |

MILLWRIGHTS & PILEDRIVERMEN ZONE DEFINITIONS

MILLWRIGHTS & PILEDRIVERMEN ( STATEWIDE) - From nearest basing points of the following cities ot towns: Albuquerque City Limits; Santa Fe City Limits; the Main Post Office at Las Cruces and Carlsbad
Zone 1 - 0 to 15 road miles from nearest basing point
Zone 2 - 15 to 35 road miles from nearest basing point
Zone 3 - Over 35 road miles from nearest basing point

NOTICES





DECISION NO. NM75-4136

| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CEMENT MASONS: | | | | | |
| Dwelling houses and apartments not to exceed two stories in height: | | | | | |
| Cement masons | $6.82 | .48 | .30 | | |
| Dwelling houses and apartments over two stories in height: | | | | | |
| Cement masons | 7.02 | .48 | .30 | | |
| Composition or mastic | 7.27 | .48 | .30 | | |
| ELECTRICIANS (ZONE 1) | | | | | |
| AREA - 1 | | | | | |
| 1-A | 9.30 | .30 | 1%+.70 | | 1/4% |
| 1-B | 9.95 | .30 | 1%+.70 | | 1/4% |
| 1-C | 10.51 | .30 | 1%+.70 | | 1/4% |
| 1-D | 11.16 | .30 | 1%+.70 | | 1/4% |
| AREA - 2 | | | | | |
| 2-A | 8.50 | .30 | 1%+.70 | | 1/4% |
| 2-B | 9.10 | .30 | 1%+.70 | | 1/4% |
| 2-C | 9.61 | .30 | 1%+.70 | | 1/4% |
| 2-C | 10.20 | .30 | 1%+.70 | | 1/4% |
| ZONE II | 10.51 | .30 | 1%+.70 | | 1/4% |
| ZONE III | 5.90 | .30 | 1% | | 1/4% |
| ZONE IV | | | | | |
| 4-A | 8.00 | .25 | 1% | | 1/2% |
| 4-B | 8.30 | .25 | 1% | | 1/2% |
| ZONE V | | | | | |
| 5-A | 9.15 | .30 | 1% | | 1/2% |
| 5-B | 9.79 | .30 | 1% | | 1/2% |
| 5-C | 10.34 | .30 | 1% | | 1/2% |
| 5-D | 10.98 | .30 | 1% | | 1/2% |
| ZONE VI | | | | | |
| 6-A | 8.10 | .30 | 1% | | .01 |
| 6-B | 8.45 | .30 | 1% | | .01 |
| 6-C | 8.60 | .30 | 1% | | .01 |
| 6-D | 8.85 | .30 | 1% | | .01 |



ELECTRICIANS' ZONE DEFINITIONS

ELECTRICIANS:
ZONE I - AREA 1 - Bernalillo, Santa Fe, Torrance, DeBaca, Guadalupe, Quay, San Miguel, Mora, Harding, Union, Colfax, Taos, Rio Arriba, Grant, Sandoval, Valencia, Socorro, Catron, Sierra and all of San Juan County excluding the Navajo Indian Reservation
ZONE I - AREA 2 - Chaves, Curry, Lincoln and Roosevelt Counties
From nearest basing point cities, towns and mileage from main post office in the following towns:
Albuquerque - 15 miles from main post office
Santa Fe - 15 miles from main post office
Las Vegas - 8 miles from main post office
Farmington - 8 miles from main post office
Raton - 6 miles from main post office
Tucumcari - 6 miles from main post office
Aztec - 6 miles from main post office
Roswell - 12 miles from main post office
Ruidoso - 12 miles from main post office
Portales - 12 miles from main post office
Carrizozo - 12 miles from main post office
Clovis - 12 miles from main post office
ZONE II - Los Alamos County
ZONE III - Single or multiple, family dwelling or apartments up to and including 26 units under one roof not exceeding two stories - Bernalillo, Santa Fe Counties and all of San Juan County excluding the Navajo Indian Reservation
ZONE IV - Dona Ana, Otaro, Luna, Hidalgo Counties
Zone 4-A - Within 5 mile radius from the post office in Las Cruces and Alamogordo
Zone 4-B - Dona Ana, Otero, Luna and Hidalgo Counties (except that area specified in Zone 4-A)
ZONE V - McKinley County
Zone 5-A - Includes that City of Gallup and extending 10 road miles from main post office
Zone 5-B - Extending up to 20 road miles beyond Zone 5-A
Zone 5-C - Extending up to 30 road miles beyond Zone 5-A
Zone 5-D - Anything extending 30 road miles beyond Zone 5-A
ZONE VI - Eddy and Lea Counties - the following zones shall be designated from the main post office of Artesia, Carlsbad, Hobbs and Lovington:
Zone 6-A - 0 to 12 miles from main post office
Zone 6-B - 12 to 22 miles from main post office
Zone 6-C - 22 to 40 miles beyond main post office
Zone 6-D - 40 miles and beyond main post office

NOTICES

DECISION NO. NM75-4136

| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CABLE SPLICERS: | | | | | |
| ZONE I | | | | | |
| AREA 1 | | | | | |
| 1-A | $10.23 | .30 | 1%+.70 | — | 1/4% |
| 1-B | 10.33 | .30 | 1%+.70 | | 1/4% |
| 1-C | 11.44 | .30 | 1%+.70 | | 1/4% |
| 1-D | 12.09 | .30 | 1%+.70 | | 1/4% |
| AREA 2 | | | | | |
| 2-A | 9.35 | .30 | 1%+.70 | | 1/4% |
| 2-B | 9.93 | .30 | 1%+.70 | | 1/4% |
| 2-C | 10.46 | .30 | 1%+.70 | | 1/4% |
| 3-D | 11.05 | .30 | 1%+.70 | | 1/4% |
| ZONE II | 10.98 | .30 | 1%+.70 | | 1/4% |
| ZONE III | | | | | |
| 3-A | 8.25 | .25 | 1% | | 1/2% |
| 3-B | 8.55 | .25 | 1% | | 1/2% |
| ZONE IV | | | | | |
| 4-A | 10.07 | .30 | 1% | | 1/2% |
| 4-B | 10.71 | .30 | 1% | | 1/2% |
| 4-C | 11.26 | .30 | 1% | | 1/2% |
| 4-D | 11.90 | .30 | 1% | | 1/2% |
| ZONE V | | | | | 1/2% |
| 5-A | 8.45 | .30 | 1% | | .01 |
| 5-B | 8.80 | .30 | 1% | | .01 |
| 5-C | 8.95 | .30 | 1% | | .01 |
| 5-D | 9.20 | .30 | 1% | | .01 |

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CABLE SPLICERS' ZONE DEFINITIONS

CABLE SPLICERS:

ZONE I - Area 1 - Bernalillo, Santa Fe, Torrance, DeBaca, Guadalupe, Quay, San Miguel, Mora, Harding, Union, Colfax, Taos, Rio Arriba, Grant, Sandoval, Valencia, Socorro, Catron, Sierra, and all of San Juan County excluding the Navajo Indian Reservation

ZONE I - Area 2 - Chaves, Curry, Lincoln and Roosevelt Counties
From nearest basing point cities, towns and mileage from main post office in the following towns:

Albuquerque - 15 miles from main post office
Santa Fe - 15 miles from main post office
Las Vegas - 8 miles from main post office
Farmington - 5 miles from main post office
Raton - 6 miles from main post office
Tucumcari - 6 miles from main post office
Artesia - 6 miles from main post office
Roswell - 12 miles from main post office -
Ruidoso - 12 miles from main post office
Portales - 12 miles from main post office
[illegible] - 12 miles from main post office
Clovis - 12 miles from main post office

ZONE II - Los Alamos County

ZONE III - Dona Ana, Otero, Luna, Hidalgo Counties
3-A - Within 5 miles radius from the post office in Las Cruces and Alamogordo
3-B - Dona Ana, Otero, Luna, and Hidalgo Counties (except that area specified in Zone 3-A)

ZONE IV - McKinley County
4-A - Includes that city of Gallup and extending 10 road miles from main post office
4-B - Extending up to 20 road miles beyond zone 4-A
4-C - Extending up to 30 road miles beyond Zone 4-A
4-D - Anything extending 30 road miles beyond Zone 4-A

ZONE V - Eddy and Lea Counties - the following zones shall be designated from the main post office of Artesia, Carlsbad, Hobbs, and Lovington:
Zone 5-A - 0 to 12 miles from main post office
Zone 5-B - 12 to 22 miles from main post office
Zone 5-C - 22 to 40 miles beyond main post office
Zone 5-D - 40 miles and beyond main post office









DECISION NO. NM75-4136

| GENERAL BUILDING CONSTRUCTION AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ELEVATOR CONSTRUCTORS: | | | | | |
| Bernalillo, Catron, Colfax, Curry, DeBaca, Guadalupe, Harding, Lincoln, Los Alamos, McKinley, Mora, Quay, Rio Arriba, Roosevelt, Sandoval, San Juan, San Miguel, Santa Fe, Socorro, Taos, Torrance, Union and Valencia Counties: | | | | | |
| Elevator constructors | $8.84 | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors helper | 70%JR | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors prob. | 50%JR | — | | | |
| Chaves, Hidalgo, Dona Ana, Eddy, Grant, Lea, Luna, Otero and Sierra Counties: | | | | | |
| Elevator constructors | 6.88 | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors helper | 70%JR | .445 | .29 | 3%+a+b | .02 |
| Elevator constructors prob. | 50%JR | | | | |
| GLAZIERS: | | | | | |
| Zone I | 5.69 | .30 | | | .02 |
| Zone II | 7.34 | .35 | .20 | | .02 |

GLAZIERS' ZONE DEFINITIONS

GLAZIERS

Zone I - Dona Ana, Luna, Otero and Quay Counties

Zone II - Catron, Chaves, Colfax, Curry, DeBaca, Eddy, Grant, Guadalupe, Harding, Hidalgo, Lea, Lincoln, Los Alamos, McKinley, Mora, Rio Arriba, Roosevelt, Sandoval, San Juan, San Miguel, Santa Fe, Sierra, Socorro, Taos, Torrance, Union and Valencia Counties.

| IRONWORKERS: | | | | | |
|---|---|---|---|---|---|
| Zone I | 7.99 | .30 | .75 | | |
| Zone II | 8.64 | .35 | .60 | | .10 |
| Zone III | 9.23 | .35 | .60 | | .10 |

IRONWORKERS' ZONE DEFINITIONS

IRONWORKERS

Zone I - Bernalillo, Catron, Colfax, DeBaca, Guadalupe, Lincoln, Los Alamos, McKinley, Mora, Rio Arriba, Sandoval, San Juan, San Miguel, Santa Fe, Socorro, Taos, Torrance and Valencia Counties, New Mexico

Zone II - Dona Ana County with the exception of that portion of the county that lies within the White Sands Missile Range; Chaves County, Eddy County except the Potash Basin and defined as the area 10 road miles on Highway 62 and Highway 180, east of Carlsbad.

Zone III - Curry, Harding, Quay, Union, Hidalgo, Grant, Lea, Luna, Otero, and Sierra Counties; also Potash Basin, White Sands and McGregor Missile Ranges



DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS: | | | | | |
| GENERAL BUILDING, HEAVY ENGINEERING AND RESIDENTIAL CONSTRUCTION (Dwelling Houses and Apartments over two stories in height): | | | | | |
| Group I | $5.32 | .34 | .25 | | |
| Group II | 5.62 | .34 | .25 | | |
| Group III | 5.72 | .34 | .25 | | |
| Group IV | 5.925 | .34 | .25 | | |
| Group V | 6.075 | .34 | .25 | | |

LABORERS' CLASSIFICATION DEFINITIONS

GROUP I - UNSKILLED: Building and Common Laborers, Carpenter tenders, Concrete workers, Chainmen-stakedrivers, Concrete buggy operators, hand

GROUP II - SEMI-SKILLED: Air and power tool operator, Asphalt rakers, Demolition, Gunite rebound men, Fog Machine Operator, Power Buggy Operators, Rodmen, Sand blasterers (pot men), Nozzlemen, Window washer, wagon, core, and diamond drillers tenders outside

GROUP III - Wagon Core, Diamond Drillers

GROUP IV - Concrete Burner, Cement mason tenders, Hodcarriers, Mortar mixers, Plaster spreader operators, Plaster tenders, Gunite nozzlemen, Pipe layer, Pumpcrete nozzlemen

GROUP V - Powdermen and Blasterers

DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS: | | | | | |
| RESIDENTIAL CONSTRUCTION (Dwelling houses and apartments not to exceed two stories in height): | | | | | |
| Group I | $4.87 | .34 | .25 | | |
| Group II | 5.17 | .34 | .25 | | |
| Group III | 5.27 | .34 | .25 | | |
| Group IV | 5.475 | .34 | .25 | | |
| Group V | 5.625 | .34 | .25 | | |

LABORERS' CLASSIFICATION DEFINITIONS

GROUP I - UNSKILLED: Building and Common Laborers, Carpenter tenders, Concrete workers, Chainmen-stakedrivers, Concrete buggy operators, hand

GROUP II - SEMI-SKILLED: Air and power tool operator, Asphalt rakers, Demolition, Gunite rebound men, Pog Machine operator, power buggy operator, Rodmen, Sand blasterers (pot men), Nozzlemen, Window washer, wagon, core, and diamond drillers tenders outside

GROUP III - Wagon Core, Diamond Drillers

GROUP IV - Concrete Burner, Cement mason tenders, Hod carriers, Mortar mixers, Plaster spreader operators, Plaster tenders, Gunite nozzlemen, Pipe layer, Pumpcrete nozzlemen

GROUP V - Powdermen and Blasterers



DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LATHERS: | | | | | |
| Zone 1 | $7.395 | .48 | | .50 | .02 |
| Zone 2 | 7.50 | | | | .01 |

LATHERS' ZONE DEFINITIONS

LATHERS
Zone 1 - Catron, Grant, Bernalillo, Roosevelt, Union, Sandoval, San Juan, Socorro, Torrance and Valencia Counties
Zone 2 - Colfax, Los Alamos, Mora, Rio Arriba, San Miguel, Santa Fe and Taos Counties

| | | | | | |
|---|---|---|---|---|---|
| LINE CONSTRUCTION: | | | | | |
| Bernalillo County | | | | | |
| Cable Splicers | 8.64 | .30 | 1% | | 1/2% |
| Linemen | 8.04 | .30 | 1% | | 1/2% |
| Technicians | 8.04 | .30 | 1% | | 1/2% |
| Equipment Operators | 7.65 | .30 | 1% | | 1/2% |
| Equipment Mechanics | 7.01 | .30 | 1% | | 1/2% |
| Powderman | 7.01 | .30 | 1% | | 1/2% |
| Groundmen and Jackhammers Oprs.: | | | | | |
| 1st 6 months | 4.24 | .30 | 1% | | 1/2% |
| 2nd 6 months | 4.82 | .30 | 1% | | 1/2% |
| Experienced | 5.64 | .30 | 1% | | 1/2% |
| STATEWIDE (except Bernalillo Co.) | | | | | |
| Cable Splicers | 9.43 | .30 | 1% | | 1/2% |
| Linemen | 8.80 | .30 | 1% | | 1/2% |
| Technicians | 8.80 | .30 | 1% | | 1/2% |
| Equipment Operators | 8.36 | .30 | 1% | | 1/2% |
| Equipment Mechanics | 7.65 | .30 | 1% | | 1/2% |
| Powdermen | 7.65 | .30 | 1% | | 1/2% |
| Groundmen and Jackhammer Oprs.: | | | | | |
| 1st 6 months | 4.64 | .30 | 1% | | 1/2% |
| 2nd 6 months | 5.27 | .30 | 1% | | 1/2% |
| Experienced | 6.16 | .30 | 1% | | 1/2% |

NOTICES





DECISION NO. NM75-4136

| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| MARBLE, TILE & TERRAZZO WORKERS | $6.925 | .30 | | | |
| MARBLE, TILE & TERRAZZO HELPERS | 5.35 | .30 | | | |
| PAINTERS: ZONE I | $6.82 | .35 | .20 | | .01 |
| Zone 1-A | 7.32 | .35 | .20 | | .01 |
| Zone 1-B | 7.07 | .35 | .20 | | .01 |
| Zone 1-C | 7.40 | .35 | .20 | | .01 |
| Zone 1-D | 7.15 | .35 | .20 | | .01 |
| Zone 1-E | 7.47 | .35 | .20 | | .01 |
| Zone 1-F | | .35 | .20 | | .01 |
| Zone 1-G - ½ cent per foot above the 75 foot scale | | | | | |
| PAINTERS: ZONE II | | | | | |
| Zone 2-A | 5.95 | .35 | .20 | | .01 |
| Zone 2-B | 6.20 | .35 | .20 | | .01 |
| Zone 2-C | 6.60 | .35 | .20 | | .01 |
| Zone 2-D | 6.45 | .35 | .20 | | .01 |
| Zone 2-E | 6.45 | .35 | .20 | | .01 |
| Zone 2-F | 6.45 | .35 | .20 | | .01 |
| Zone 2-G | 6.95 | .35 | .20 | | .01 |
| Zone 2-H | 7.95 | .35 | .20 | | .01 |
| PAINTERS: ZONE III | | | | | |
| Zone 3-A | 6.31 | .30 | | | .02 |
| Zone 3-B | 6.73 | .30 | | | .02 |
| Zone 3-C | 6.455 | .30 | | | .02 |
| Zone 3-D | 6.73 | .30 | | | .02 |
| Zone 3-E | 7.16 | .30 | | | .02 |
| Zone 3-F - 12½c above scale | | .30 | | | .02 |
| Zone 3-G - 25c above scale | | .30 | | | .02 |
| Zone 3-H - 50c above scale | | .30 | | | .02 |
| Zone 3-I - 75c above scale | | .30 | | | .02 |
| Zone 3-J - $1.00 above scale | | .30 | | | .02 |
| PAINTERS: ZONE IV | | | | | |
| Zone 4-A | 5.95 | .35 | | | |
| Zone 4-B | 6.45 | .35 | | | |
| Zone 4-C | 6.20 | .35 | | | |
| PAINTERS: ZONE V | | | | | |
| Zone 5-A | 6.90 | .35 | | | |
| Zone 5-B | 7.40 | .35 | | | |
| Zone 5-C | 7.15 | .35 | | | |

DECISION NO. NM75-4136 PAINTERS' ZONE AND CLASSIFICATION DEFINITIONS 

PAINTERS
ZONE I - San Juan, McKinley, Bernalillo, Torrance, Guadalupe, Quay, Catron, Socorro, Lincoln, DeBaca, Roosevelt, Chaves, Valoncia, Sierra, Grant, Hidalgo and Curry Counties:
Zone 1-A - Painters, roller and hand textures
Zone 1-B - Painters, spray, sandblasting, painter on steel boidges, tanks towers, pipe and structural
Zone 1-C - Paperhanger
Zone 1-D - Drywall finisher; Ames tool operator
Zone 1-E - Hand finisher machine texture
Zone 1-F - Painting 30 to 75 feet above ground or floor
Zone 1-G - Painting 75 feet or more above ground floor

ZONE II - Colfax, Harding, Los Alamos, Mora, Sandoval, San Miguel, Rio, Arriba, Taos, Union, and Santa Fe Counties.
Zone 2-A - Painters and roller
Zone 2-B - Paperhangers
Zone 2-C - Spray, Sandblast, pressure roller and gunnite operator
Zone 2-D - Steel painter; bridges, structural steel, machinery tank, towers, pipe boiler rooms and power plant brush and spray
Zone 2-E - Drywall finisher tool and machino texture
Zone 2-F - High pay - 30 to 75 feet
Zone 2-G - High pay - 75 to 100 feet
Zone 2-H - High pay - 100 feet and over

ZONE III- Lume, Otero and Dona Ana Counties
Zone 3-A - Brush, tapers and rollers
Zone 3-B - Spray, sandblasting
Zone 3-C - Ames tool and steel brush after erection
Zone 3-D - Stripping machine
Zone 3-E - Radio towers, water tanks, smoke stacks
Zone 3-F - Radio towers, water tanks, smoke stacks 50 to 75 feet
Zone 3-G - Radio towers, water tanks, smoke stacks 75 feet to 100 feet
Zone 3-H - Radio towers, water tanks, smoke stacks 100 feet to 200 feet
Zone 3-I - Radio towers, water tanks, smoke stacks 200 feet to 300 feet
Zone 3-J - Radio towers, water tanks, smoke stacks 300 feet to 400 feet

ZONE IV - Lea and Eddy Counties shall encompass Carlsbad, New Mexico and an area within a radius of 40 miles from the courthouse in Carlsbad, New Mexico
Zone 4-A - Brush and roller
Zone 4-B - Paperhangers and sandblaster
Zone 4-C - Spray and dry wall finisher

ZONE V - Lea and Eddy Counties shall include the rest of the area in Eddy and Lea Counties
Zone 5-A - Brush, roller and drywall finisher
Zone 5-B - Spray
Zone 5-C - Paperhanger and sandblaster

NOTICES

DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | | | | | |
| PLASTERERS | $7.60 | .48 | .30 | | .06 |
| PLUMBERS-PIPEFITTERS - Zone I | | | | | |
| Zone 1-A | 9.34 | .42 | .75 | | .12 |
| Zone 1-B | 9.74 | .42 | .75 | — | .12 |
| Zone 1-C | 10.19 | .42 | .75 | | .12 |
| Zone 1-D | 10.64 | .42 | .75 | | .12 |
| Zone 1-E | 11.09 | .42 | .75 | | .12 |
| PLUMBERS-PIPEFITTERS - Zone II | 9.97 | .42 | .75 | | .12 |

PLUMBERS-PIPEFITTERS' ZONE DEFINITIONS

ZONE I - Basing point Cities or Towns: Albuquerque, Alamogordo, Anthony, Artesia, Belen, Carlsbad, Clovis, Deming, Espanola, Farmington, Gallup, Grants, Hobbs, Las Cruces, Las Vegas, Lordsburg, Lovington, Portales, Raton, Roswell, Rudioso, Santa Fe, Silver City, Santa Rosa, Taos, Trucumcari, Truth or Consequences.

Zone 1-A - Shall extend a distance of five road miles inclusive beyond the city or town limits of any of the basing point cities or towns as set forth above

Zone 1-B - Shall extend a distance of eight road miles inclusive beyond the outer perimeter of Zone 1-A

Zone 1-C - Shall extend a distance of ten miles inclusive beyond the perimeter of Zone 1-B

Zone 1-D - Shall extend a distance of ten road miles inclusive beyond the outer perimeter of Zone 1-C

Zone 1-E - Shall apply to all areas not within Zones 1-A, 1-B, 1-C, or 1-D

ZONE II Los Alamos, White Rock, South Mesa, McGregor Range, White Sands Missile Range and/or Proving Grounds, Atlas Missile Complex Sites in Chaves and Lincoln Counties, and the Oro Grande Camp in Dona Ana and Otero Counties.



DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GENERAL BUILDING AND HEAVY ENGINEERING CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: (Residential and General Building Construction) | | | | | |
| Group 1 | $6.18 | .35 | .40 | | .10 |
| Group 2 | 6.72 | .35 | .40 | | .10 |
| Group 3 | 6.90 | .35 | .40 | | .10 |
| Group 4 | 6.86 | .35 | .40 | | .10 |
| Group 5 | 6.92 | .35 | .40 | | .10 |
| Group 6 | 7.02 | .35 | .40 | | .10 |
| Group 7 | 7.12 | .35 | .40 | | .10 |
| Group 8 | 7.30 | .35 | .40 | | .10 |
| Group 9 | 8.10 | .35 | .40 | | .10 |
| Group 10 - $.15 per hour above regular rate | | .35 | .40 | | .10 |
| POWER EQUIPMENT OPERATORS (Heavy Engineering Construction) | | | | | |
| Group 1 | 6.08 | .35 | .40 | | .10 |
| Group 2 | 6.62 | .35 | .40 | | .10 |
| Group 3 | 6.70 | .35 | .40 | | .10 |
| Group 4 | 6.76 | .35 | .40 | | .10 |
| Group 5 | 6.82 | .35 | .40 | | .10 |
| Group 6 | 6.92 | .35 | .40 | | .10 |
| Group 7 | 7.02 | .35 | .40 | | .10 |
| Group 8 | 7.20 | .35 | .40 | | .10 |
| Group 9 | 8.00 | .35 | .40 | | .10 |

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NOTICES





RESIDENTIAL AND GENERAL BUILDING CONSTRUCTION
POWER EQUIPMENT OPERATORS:

Group 1: Firemen, Oiler, Helper - Mechanics Welders, Greaser Truck Screedman Scale Operator such a (Bin-A-Batch), Rubber-tired Farm-type Tractor, Tractors under 50 HP w/o attachments, Breakman, Concrete Paving Curing Machine (bridge type)

Group 2: Rollers, Sheepsfoot or Pneumatic Self-propelled w/o Dozer, Concrete Conveyor, Service Truck Operator (head oiler), Air Compressor (300 CFM and over), Pumps (6" and over), Screening Plant, Concrete Mixers (under 1 c.y.), Concrete Saw of Grinder-span type, Hoists, 1 drum, Air Tugger, Elevating Belt Type Loaders, Forklift Lumber Stacker, Tractor-farm type (under 50 HP w/attachments) Motor Man and Industrial Locomotive Operator, Winch Trucks, Front End Loader (under 2 c.y.), Power Plants which generate over 15 KW, Welding Machines

Group 3: Bituminous Distributors Boilers, Retort and Hot Oil Heaters, Concrete Paver-single drum, Drilling Equipment, Motor Graders (Rough), Shaft and Tunnel Equipment-Refrigeration, Slusher, jumbo form, Trenching Machines (all types), Pump Crete and Gunite Machines, Slipform Paver, Mechanical Bullfloats, Concrete Slab, Spreading Machine, Concrete Slab Finishing Machine, Asphalt Plants, Bituminous Finishing Machines, Crushing Plants

Group 4: Fornt End Loader (2 thru 10 c.y.), Rollers, Steel Wheeled-all types, Bulldozers, Scrapers, (Motor or Towed), Elevating Graders, Concrete Batching Plants, Self-propelled Rollers-equiped with Dozer, Twin-bowl Scrapers and Quad 8 or 9 Pushers (35c over basic rate) Three Bowl Scrapers (60c over basic rate)

Group 5: Hydraulic Cranes - with less than 50 ft. of boom (20 tons and under), Concrete Paver-double drum, Cat Cranes, Hyaters, Side and Swingboom Cats, Hoist-2 drum, Auto Fine Grader

Group 6: Mucking Machines - all types, Motor Grader-Finish, Mechanic-Welder

Group 7: Steam Engineers, Loader (Front End over 10 c.y.)

Group 8: All Shovel type Equipment:
Cranes, Draglines, Backhoes, Derricks, Guy and Stiff Leg, Pipemoble, (No.20p) Pile Drivor, Hydraulic Cranes (20 tons and over), Mine Hoist (Belt Loader "CMI" type), Cranes, Draglines - with Booms and Jib over 150 ft. 25c per hour additional

Group 9: Shoval (wheel type), Boring Machine (Tunnel or Shaft Mole), Pipe Mobile

Group 10: Shaft and Tunnel Work



HEAVY ENGINEERING CONSTRUCTION
POWER EQUIPMENT OPERATORS

Group 1: Firemen, Oiler, Helper - Mechanics Welders, Greaser Truck, Screedman Scale Operator such a (Bin-A-Batch), Rubber-tired Farm-type Tractor, Tractors under 50 HP w/o attachments, Breakman, Concrete Paving Curing Machine (bridge type)

Group 2: Rollers, Sheepsfoot or Pneumatic Self-propelled w/o Dozer, Concrete Conveyor, Service Truck Operator (head oiler), Air Compressor (300 CFM and over), Pumps (6" and over), Screening Plants, Concrete Mixers (under 1 c.y.), Concrete Saw of Grinder-span type, Hoists, 1 drum, Air Tugger, Elevating Belt Type Loaders, Forklift Lumber Stacker, Tractor-farm type (under 50 Hp w/attachments) Motor Man and Industrial Locomotive Operator, Winch Trucks, Front End Loader (under 2 c.y.), Power Plants which generate over 15 KW, Welding Machines

Group 3: Bituminous Distributors Boilers, Retort and Hot Oil Heaters, Concrete Paver - single drum, Drilling Equipment, Motor Graders (Rough), Shaft and Tunnel Equipment - Refrigeration, Slusher, jumbo form, Trenching Machines (all types), Pump Crete and Gunite Machines, slipform Paver, Mechanical Bullfloats, Concrete Slab, Spreading Machine, Concrete Slab Finishing Machine, Asphalt Plants, Bituminous Finishing Machines, Crushing Plants

Group 4: Front End Loader (2 thru 10 c.y.), Rollers, Steel Wheeled-all types, Bulldozers, Scrapers, (Motor or Towed), Elevating Graders, Concrete Batching Plants, Self-propelled Rollers - equiped with Dozer, Twin-bowl Scrapers and Quad 8 or 9 Pushers (35c over basic rate) Three Bowl Scrapers (60c over basic rate)

Group 5: Hydraulic Cranes - with less than 50 ft. of Boom (20 tons and under), Concrete Paver - double drum, Cat Cranes, Hysters, Side and Swingboom Cats, Hoist - 2 drum, Auto Fine Grader

Group 6: Mucking Machines - all types, Motor Grader - Finisher, Mechanic - Welder

Group 7: Steam Engineers, Loader (Front End over 10 c.y.)

Group 8: All Shovel Type Equipment:
Cranes, Draglines, Backhoes, Derricks, Guy and Stiff Leg, Pipemoble (No. 20p) Pile Driver, Hydraulic Cranes (20 tons and over), Mine Hoist (Belt Loader "CMI" type), Cranes, Draglines - with Booms and Jib over 150 ft. 25c per hour additional

Group 9: Shovel (wheel type), Boring Machine (Tunnel or Shaft Mole), Pipe Mobile

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NOTICES

DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ROOFERS | $5.70 | | | | |
| SHEET METAL WORKERS | | | | | |
| Zone 1 | 9.06 | .48 | .40 | | .02 |
| Zone 2 | 7.90 | .29 | .25 | | .005 |
| Zone 3 | 8.35 | .20 | | | .05 |
| Zone 4 | 10.08 | .48 | .40 | | .02 |

SHEET METAL WORKERS ZONE DEFINITIONS

Zone 1 - Bernalillo, Catron, Chaves, Colfax, Curry, DeBaca, Gundalupe, Harding, Lincoln, McKinley, Mora, Quay, Rio Arriba, Roosevelt, Sandoval, San Miguel, Santa Fe, Socorro, Union, Taos, Torrance, Valencia, San Juan Counties, Kirtland Air Force Base,

Zone 2 - Dona Ana, Eddy, Grant, Hidalgo, Lea, Luna, Sierra and Otero Counties
Zone 3 - Holloman Air Force Base, White Sands and McGregor Ranges
Zone 4 - Los Alamos County

| | | | | | |
|---|---|---|---|---|---|
| SOFT FLOOR LAYERS | | | | | |
| Zone 1 | 6.68 | .30 | | | .02 |
| Zone 2 | 6.35 | .30 | | | .02 |

SOFT FLOOR LAYERS' ZONE DEFINITIONS

Zone 1 - Dona Ana, Lina and Otero Counties
Zone 2 - Statewide (excluding Dona Ana, Luna and Otero Counties)









DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SOUND INSTALLERS: | | | | | |
| Zone I - Bernalillo County | | | | | |
| Zone II - Valencia, Sandoval, Santa Fe, Torrance and Socorro, Counties | | | | | |
| Zone III - Guadalupe, DeBaca, Quay, San Miguel, Mora, Harding, Union, Colfax, Taos, Rio Arriba, Catron, Sierra, Grant, Roosevelt, Chaves, Lincoln, Curry and Los Alamos Counties, all of San Juan County excluding the Navajo Indian Reservation. | | | | | |
| Soundman: | | | | | |
| Zone I | $8.10 | .30 | 1% | | 1/4% |
| Zone II | 8.225 | .30 | 1% | | 1/4% |
| Zone III | 8.475 | .30 | 1% | | 1/4% |
| Technicians: | | | | | |
| Zone I | 6.48 | .30 | 1% | | 1/4% |
| Zone II | 6.48 | .30 | 1% | | 1/4% |
| Zone III | 6.605 | .30 | 1% | | 1/4% |
| Sound Installers: | | | | | |
| Zone I | 5.27 | .30 | 1% | | 1/4% |
| Zone II | 5.395 | .30 | 1% | | 1/4% |
| Zone III | 5.645 | .30 | 1% | | 1/4% |
| SPRINKLER FITTERS | 10.20 | .50 | .80 | | .08 |
| Truck Drivers (General Building and Residential Construction - Dwelling houses and apartments over two stories in height) | | | | | |
| Group 1 | 5.20 | .48 | .35 | | |
| Group 2 | 5.32 | .48 | .35 | | |
| Group 3 | 5.40 | .48 | .35 | | |
| Group 4 | 5.52 | .48 | .35 | | |
| Group 5 | 5.57 | .48 | .35 | | |
| Group 6 | 5.67 | .48 | .35 | | |
| Group 7 | 5.77 | .48 | .35 | | |
| Group 8 | 5.91 | .48 | .35 | | |
| Group 9 | 6.06 | .48 | .35 | | |





DECISION NO. NM75-4136

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS (Cont'd) (RESIDENTIAL CONSTRUCTION - Dwelling houses and apartments not to exceed two stories in height) | | | | | |
| Group 1 | $4.90 | .48 | .35 | | |
| Group 2 | 5.02 | .48 | .35 | | |
| Group 3 | 5.10 | .48 | .35 | | |
| Group 4 | 5.22 | .48 | .35 | | |
| Group 5 | 5.27 | .48 | .35 | | |
| Group 6 | 5.37 | .48 | .35 | | |
| Group 7 | 5.47 | .48 | .35 | | |
| Group 8 | 5.61 | .48 | .35 | | |
| Group 9 | 5.76 | .48 | .35 | | |
| TRUCK DRIVERS (HEAVY ENGINEERING CONSTRUCTION) | | | | | |
| Group 1 | 5.40 | .48 | .35 | | |
| Group 2 | 5.52 | .48 | .35 | | |
| Group 3 | 5.60 | .48 | .35 | | |
| Group 4 | 5.72 | .48 | .35 | | |
| Group 5 | 5.77 | .48 | .35 | | |
| Group 6 | 5.87 | .48 | .35 | | |
| Group 7 | 5.97 | .48 | .35 | | |
| Group 8 | 6.11 | .48 | .35 | | |
| Group 9 | 6.26 | .48 | .35 | | |

DECISION NO. NM75-4136



CLASSIFICATION DEFINITIONS

TRUCK DRIVERS:
Group 1: Pickup 3/4 ton and under; Light Tire Repair or Washer; Swamper or Riding Helper; Teamster 2 or 4 up

Group 2: Bus or Taxi Driver; Dump or Batch Truck under 8 C.Y.W.L.A.; Flatbed (bobtail) 2 ton and under; Warehouse including Material Checker; Mechanic and Welder Helper; Forklift, under 5 ton MRC

Group 3: Dump Truck (including all hgihway and off-highway) 8 up to 16 C.Y.W.L.C.; Water, Fuel or Oil Trucks less than 3,000 gallons; Flatbed (bobtail) over 2 tons

Group 4: Distributors Driver; Heavy Tire Repair; Lumber Carrier Driver; Yound Buggy or similar equipment transit mix or agitator 2 or 3 axle bobtail equipment; Scissor Truck; Bulk Cement Bobtail 2 or 3 axles; Semi-trailer Driver (flatbed or van single axle); Forklift 5 ton and over M.R.C.; Field Equipment Serviceman

Group 5: Dumpsters and Dumpcrete Driver; Water, Fuel or Oil Truck, 3,000 to 6,000 gallon capacity; Lowboy, light equipment driver; Euclid type tank wagon under 6,000 gallons

Group 6: Vacuum Truck; Dump Truck (including all highway and off-highway 16 up to 22 C.Y.W.L.C.

Group 7: Transit Mix or Agitator semi or 4 axle equipment driver; Flaherty Truck type Spreader Box Driver; Slurry Trucks 4 axle Bobtail; Winch Truck and "A" Frame Dump Trucks (including all highway and off-highway) 22 C.Y. up to 35 C.Y.W.L.C, Head Field Equipment Serviceman

Group 8: Euclid Diesel powered Turnerocker; Terra Cobra; DW 10; DW 20; LeTourneau Pulls and similar diesel powered equipment when used to haul materials and assigned to a Teamster; Lowboy Heavy Equipment Driver; Water, Fuel or Oil Trucks 6,000 gal. and over (including tank wagon drivers); Semi-trailer Driver (flatbed or van tandems); Light equipment mechanic; Dump Trucks (including all highway and off-highway) 35 C.Y.W.L.C. and over; Truck and Trailer or Semi-trailer (flatbed eject all)

Group 9: Lowboy (heavy equipment, double gooseneck); Heavy equipment mechanics; Welder (body and fender man)

TEAMSTERS CLASSIFICATION not listed, shall be paid a rate comparable to classification listed.

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

FOOTNOTES:
a. Includes $0.07 contribution to the Occupational Health Fund.
b. 1st 6 months - none; 6 months to years, 2%; over 5 years, 4% of basic hourly rate.
c. Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

SUPERSEDEAS DECISION

STATE: Oklahoma — COUNTY: Pittsburg
DECISION NUMBER: OK75-4138 — DATE: Date of Publication
Superseded Decision No. AK-88 dated December 13, 1974, in 39 FR 43454
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories)

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $8.90 | .35 | .50 | | .015 |
| BOILERMAKERS | 8.00 | .50 | .76 | | .02 |
| BRICKLAYERS-Stonemasons | 7.00 | .30 | .40 | | .05 |
| CARPENTERS: | | | | | |
| Carpenters | 6.55 | | | | |
| Millwrights-Piledrivermen | 7.53 | | | | |
| CEMENT MASONS | | | | | |
| ELECTRICIANS: | | | | | |
| Electricians | 7.65 | .30 | 1%+.25 | .30 | .07 |
| Cable splicers | 7.90 | .36 | 1%+.75 | .30 | .07 |
| GLAZIERS | 7.00 | .40 | .30 | | .01 |
| IRONWORKERS | 8.90 | .40 | .35 | | .08 |
| LABORERS: | | | | | |
| Five mile strip along the North border | | | | | |
| Group I - Common laborers | 5.00 | .25 | .20 | | |
| Group II - Air tool operators (jackhammer, vibrator); mason tenders; mortar mixers; pipelayers (concrete & clay); plasterer tender | 5.30 | .25 | .20 | | |
| Group III - Wagon drill operator; Powderman or blaster | 5.50 | .25 | .20 | | |
| All of Pittsburg County, except a five mile strip along the North border | | | | | |
| Group I - Common laborers | 4.75 | .25 | .20 | | |
| Group II - Air tool operators (jackhammer, vibrator); mason tenders; mortar mixers; pipelayers (concrete & clay); plasterer tender | 5.05 | .25 | .20 | | |
| Group III - Wagon drill operator; Powderman or blaster | 5.25 | .25 | .20 | | |
| LINE CONSTRUCTION: | | | | | |
| Lineman | 8.00 | | 1% | | 1/2% |
| Cable splicers | 8.48 | | 1% | | 1/2% |
| Hole digger operator | 7.26 | | 1% | | 1/2% |
| Heavy equipment operators (or pole cat equivalent) | 7.26 | | 1% | | 1/2% |
| Line truck driver (winch operator) | 6.57 | | 1% | | 1/2% |
| Jackhammerman | 5.99 | | 1% | | 1/2% |
| Powdermen | 7.26 | | 1% | | 1/2% |



DECISION NO. OK75-4138

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINE CONSTRUCTION (CONT'D) | | | | | |
| Groundman | $5.34 | | 1% | | 1/2% |
| Truck driver (flat bed, ton and half and under) | 5.70 | | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Commercial brush and roller | 5.35 | | .25 | .20 | |
| Spray; glove or dipping; sandblasters; spray or sand pot tender (maximum two pots, guns or nozzles); power rollers; power equipment operators; bituminastic and like materials; applicators and kettle tenders | 6.60 | | .25 | .20 | |
| Spray or sand pot tender (maximum spray one nozzle or gun) | 5.70 | | .25 | .20 | |
| PLASTERERS | 6.00 | | | | .01 |
| PLUMBERS-Pipefitters | 8.55 | .40 | .80 | | .10 |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group I | 8.25 | .35 | .40 | | .12 |
| Group II | 8.00 | .35 | .40 | | .12 |
| Group III | 7.75 | .35 | .40 | | .12 |
| Group IV | 7.50 | .35 | .40 | | .12 |
| Group V | 7.00 | .35 | .40 | | .12 |
| Group VI | 7.10 | .35 | .40 | | .12 |
| Group VII | 6.50 | .35 | .40 | | .12 |
| Group VIII | 6.80 | .35 | .40 | | .12 |

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITION

Group I
All crane type equipment with 100' of boom or over (including jib), all tower cranes and all crane type of 3 cu. yd. or more

Group II
Heavy duty mechanic; welder; crane hook and overhead monorail; whirley; panel board batch plant operator; derrick; piledriver; engineer; dragline; shovel, clamshell; backhoe; sideboom; gradall; hydro crane; cherry picker; hoists while operating 2 or more drums

Group III
Motor patrol (blade); dozer (engine h.p. 65 or over); Fordson tractor or like equipment with hoe or loader equipment or ditcher; scraper type equipment; Tournapull, DW 10, 15, 16, 20, 21 and similar rubber-tired equipment; Euclid, TS-24 and similar; Loader operator or hi-lift (engine h.p. 65 or over); asphalt lay machine; tail boom; conveyor-multiple, panel board control; power driven hole digger; trenching machine; concrete pump-boom type







DECISION NO. OK75-4138

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITION (CONT'D)

Group IV
Locomotive engineer; boring machine, tug boat; mixer, 18 cu. ft. and over; sand barge; dredging machine; tugger; hoist when operating one drum; welding machine, 3 to 6; air compressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1); pumps; battery, 3 to 6; fork-lift; bobcat and similar equipment; generator plant engineer, Diesel electric; winch trucks with A-frame; rollers all types; outside elevator or building of personnel hoist; concrete buster or tamper; heater under jurisdiction of op.; engineers, fireman; boiler operator; crushing plants; oiler distributor; pulvimixer; farmer tractor with or without attachments; batch plant operator (portable); conveyor operator-duel, continuous or belt, bulk handling, screened operator; concrete pump; form grader; screening plant; well point pump operator; signal man on large whirleys when and if required, operator for rotary drilling machine when operated from console or machines

Group V
Permanent elevator - building type (automatic), concrete mixer, with hopper less than 16 cu. ft.; air compressor 500 cu. ft. and under (1 or 2); welding machine (1 or 2); fuelman; conveyor operator-single continuous belt bulk handling

Group VI
Greaser, tile top trailer operator

Group VII
Asphalt lay machine back end man helpers

Group VIII
Truck crane oiler driver or truck crane oiler

Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.

Engineers of all classifications when working in caverns or tunnels shall receive 25¢ per hour above listed rates.

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ROOFERS | $7.25 | .25 | .25 | | .04 |
| SHEET METAL WORKERS | 8.09 | .45 | .45 | | .06 |
| SOFT FLOOR LAYERS | 6.82 | | .15 | .45 | .03 |
| SPRINKLER FITTERS | 10.10 | .50 | .80 | | .08 |
| TERRAZZO WORKERS | 8.49 | | .20 | | |
| TILE SETTERS | 8.49 | | .20 | | |
| TILE & TERRAZZO WORKERS HELPER | 6.93 | | | | |
| TRUCK DRIVERS: | | | | | |
| Group I | 6.15 | | | | |
| Group II | 6.25 | | | | |
| Group III | 6.35 | | | | |
| Group IV | 6.50 | | | | |
| Group V | 6.45 | | | | |

TRUCK DRIVERS CLASSIFICATION DEFINITION

GROUP I - Pick-up, 1½ tons or 2½ yards and up to but not including 3 tons or 4 yards, such as dump trucks, flat beds, stake bodies and buses
GROUP II - 3 tons or 4 yards and up to but not including 4 tons or 6 yards
GROUP III - 5 tons or 6 yards and over including heavy equipment such as pole trucks, winch trucks, euclids, Mississippi wagons, semi-dumps, tournapulls, or other heavy material moving equipment; tractor trailer drivers and similar equipment, such as tractors, ten wheelers
GROUP IV - Ready-mix concrete trucks up to but not including 3 yards
GROUP V - Ready-mix concrete trucks 3 yards and over

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

## SUPERSEDEAS DECISION

STATE: Oklahoma COUNTY: McIntosh
DECISION NUMBER: AR75-4139 DATE: Date of Publication
Supersedes Decision No. AR-89 dated December 13, 1974, in 39 FR 43456
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories)

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $8.90 | .35 | .50 | | .015 |
| BOILERMAKERS | 8.00 | .30 | .76 | | .02 |
| BRICKLAYERS-Stonemasons | 7.00 | .30 | .40 | | .05 |
| CARPENTERS: | | | | | |
| Carpenters | 7.95 | | .25 | | .01 |
| Millwrights-Piledrivermen | 8.45 | | .25 | | .01 |
| Cement masons | 7.35 | | | | |
| ELECTRICIANS: | | | | | |
| ZONE I - A 40 mile radius from Post Office of City of Muskogee | | | | | |
| ZONE II - Area outside Zone I | | | | | |
| Zone I | | | | | |
| Electricians | 7.93 | .30 | 1% | | 1/2% |
| Cable splicers | 8.33 | .30 | 1% | | 1/2% |
| Zone II | | | | | |
| Electricians | 8.23 | .30 | 1% | | 1/2% |
| Cable splicers | 8.63 | .30 | 1% | | 1/2% |
| ELEVATOR CONSTRUCTORS | 8.25 | .445 | .29 | 3½%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3½%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (probationary 6 months) | 50%JR | | | | |
| GLAZIERS | 7.00 | .40 | .40 | | .01 |
| IRONWORKERS | 8.90 | .30 | .35 | | .08 |
| LABORERS: | | | | | |
| GROUP I | 4.80 | .25 | .20 | | |
| GROUP II | 5.10 | .25 | .20 | | |
| GROUP III | 5.30 | .25 | .20 | | |

## LABORERS CLASSIFICATION DEFINITIONS

GROUP I - All digging and dirt work, firing of salamanders and smudge pots; loading and unloading of materials and equipment; loading and unloading of materials to and from hoist or cages for stock piling only; wheeling and placing of concrete; handling of lumber, steel, cement and distribution of materials; all cleaning, including cleaning of windows; wrecking and razing of building and all structures, cleaning and clearing of debris; loading and unloading of materials, hoist or cages, except when the man is directly tending lachers, masons or plasterers; water boys, when used, carpenter tenders; and common laborers.



## LABORERS CLASSIFICATION DEFINITION (CONT'D)

GROUP II - All machine tool operators that come under the jurisdiction of the laborers; all sewer and drain tile layers and handling at the ditch, excluding distribution; operators of water pumps up to four inches and slip form jacks; men erecting scaffolds and directly tending; lathers, masons, cement masons and plasterers, mortar mixers, hod carriers and dry mixers; high work over 30 and plasterers, mortar mixers, hod carriers and dry mixers; high work over 30 feet from the ground or floors; cement finisher helper; work on swinging scaffold; all kettle and pot men, tank cleaning, all pipe doping treating and wrapping, including; all men working with dope; mortar and plaster mixing machine, pump-crete machines, and gunite mixing machines, including placing of concrete; handling creosoted or treated materials, liquid acids, or like materials when injurious to health, eye and skin or clothes; all newly developed mechanical equipment which replaces wheel barrows or buggies previously used by laborers; all scale men on batch plants; all laborers screening sand, running sand drier, and feeding; operating sand blaster, except nozzle; signal men and cutting torch operators in connection with laborers' work; concrete grader

GROUP III - Watson drill operator and powderman or blaster

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LATHERS | $7.65 | | | | .01 |
| LINE CONSTRUCTION | | | | | |
| Lineman | 8.00 | | 1% | | 1/2% |
| Cable splicers | 8.48 | | 1% | | 1/2% |
| Hole digger operator | 7.26 | | 1% | | 1/2% |
| Heavy Equipment Operator (or Pole Cat Equivalent) | 7.26 | | 1% | | 1/2% |
| Line truck driver (winch operator | 6.57 | | 1% | | 1/2% |
| Jack hammerman | 5.99 | | 1% | | 1/2% |
| Powderman | 7.26 | | 1% | | 1/2% |
| Groundman | 5.34 | | 1% | | 1/2% |
| Truck driver (flat bed, ton and half and under) | 5.70 | | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Commercial brush and roller | 5.85 | | .25 | .20 | |
| Spray; glove or dipping; sand-blasters; spray or sand pot tender (maximum two pots, guns or nozzles); power rollers; power equipment operators; bituminastic and like materials; applicators and kettle tenders | 7.10 | | .25 | .20 | |
| Spray or sand pot tender (maximum one pot, one nozzle or gun) | 6.20 | | .25 | .20 | |
| Hazardous work | 9.30 | | .25 | .20 | |
| Cooning steel, stage, bosun chair spiders, jack, roof work, skates, rolling scaffolds and like equipment - fifty cents above basic rate. | | | | | |







| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group I | $8.25 | .35 | .40 | | .12 |
| Group II | 8.00 | .35 | .40 | | .12 |
| Group III | 7.75 | .35 | .40 | | .12 |
| Group IV | 7.50 | .35 | .40 | | .12 |
| Group V | 7.00 | .35 | .40 | | .12 |
| Group VI | 7.10 | .35 | .40 | | .12 |
| Group VII | 6.50 | .35 | .40 | | .12 |
| Group VIII | 6.80 | .35 | .40 | | .12 |

## POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITION

Group I
All crane type equipment with 100' of boom or over (including jib), all tower cranes and all crane type of 3 cu. yd. or more

Group II
Heavy duty mechanic; welder; crane hook and overhead monorail; whirley; panel board batch plant operator; derrick; piledriver; engineer; dragline; shovel, clamshell; backhoe; sideboom; gradall; hydro crane; cherry picker; hoists while operating 2 or more drums

Group III
Motor patrol (blade); dozer (engine h.p. 65 or over); Fordson tractor or like equipment with hoe or loader equipment or ditcher; scraper type equipment; Tournapull, DW 10, 15, 16, 20, 21 and similar rubber-tired equipment; Euclid, TS-24 and similar; loader operator or hi-lift (engine h.p. 65 or over); power driven hole digger; trenching machine; concrete pump-boom type

Group IV
Locomotive engineer; boring machine, tug boat; mixer, 18 cu. ft. and over; sand barge; dredging machine; tugger; hoist when operating one drum; welding machine, 3 to 6; air comoressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1); pumps; battery, 3 to 6; fork-lift; bobcat and similar equipment; generator plant engineer, Diesel electric; winch trucks with A-frame; rollers all types; outside elevator or building of personnel hoist; concrete buster or tamper; heater under jurisdiction of op.; engineers, fireman; boiler operator; crushing plants; oiler distributor; pulvimixer; farmer tractor with or without attachments; batch plant operator (portable); conveyor operator-dual, continuous or belt, bulk handling, screened operator; concrete pump; form grader; screening plant; well point pump operator; signal man on large whirleys when and if required, operator for rotary drilling machine when operated from console or machines

Group V
Permanent elevator - building type (automatic), concrete mixer, with hopper less than 18 cu. ft.; air compressor 500 cu. ft. and under (1 or 2); welding machine (1 or 2); fusilman; conveyor operator-single continuous belt bulk handling

Group VI
Greaser, tilt top trailer operator

Group VII
Asphalt lay machine back end man helpers

Group VIII
Truck crane oiler driver or truck crane oiler

Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.
Engineers or all classifications when working in caverns or tunnels shall receive 25¢ per hour above listed rates.





| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PLUMBERS-STEAMFITTERS | $9.75 | .40 | .80 | | .10 |
| ROOFERS | 7.25 | .25 | .25 | | .04 |
| SHEET METAL WORKERS | 8.09 | .45 | .45 | | .08 |
| SPRINKLER FITTERS | 10.10 | .50 | .80 | | .08 |
| TERRAZZO WORKERS | 8.49 | | .20 | | |
| TERRAZZO WORKERS' HELPERS | 6.93 | | | | |
| TERRAZZO WORKERS' HELPERS FLOOR MACHINE OPERATOR | 7.03 | | | | |
| TERRAZZO WORKERS' HELPERS BASE MACHINE OPERATOR | 7.23 | | .20 | | |
| TILE LAYERS | 8.49 | | | | |
| TRUCK DRIVERS: | | | | | |
| Group I | 6.15 | | | | |
| Group II | 6.25 | | | | |
| Group III | 6.35 | | | | |
| Group IV | 6.30 | | | | |
| Group V | 6.45 | | | | |

## TRUCK DRIVERS CLASSIFICATION DEFINITION

GROUP I - Pick-up, 1½ tons or 2½ yards and up to but not including 3 tons or 4 yards, such as dump trucks, flat beds, stake bodies and buses
GROUP II - 3 tons or 4 yards and up to but not including; 4 tons or 6 yards
GROUP III - 5 tons or 6 yards and over including heavy equipment such as pole trucks, winch trucks, euclids, Mississippi wagons, semi-dumps, tournapulls, or other heavy material moving equipment; tractor trailer drivers and similar equipment, such as tractors, ten wheelers
GROUP IV - Ready-mix concrete trucks up to but not including 3 yards
GROUP V - Ready-mix concrete trucks 3 yards and over

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

FOOTNOTES:
a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate
b - Paid Holidays

PAID HOLIDAYS:
A - New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day;
E - Thanksgiving Day; F-Christmas Day

SUPERSEDEAS DECISION

STATE: Oklahoma COUNTY: Tulsa & Creek
DECISION NO.: OK75-4140 DATE: Date of Publication
Supersedes Decision OK75-4050 dated February 7, 1975, in 40 FR 6115
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $8.90 | .35 | .50 | | .015 |
| BOILERMAKERS | 8.00 | .50 | .76 | | .02 |
| BRICKLAYERS; STONEMASONS | 8.59 | .30 | .40 | .33 | .06 |
| CARPENTERS | 8.08 | .25 | .40 | | .05 |
| CEMENT MASONS: | | | | | |
| cement masons | 7.67 | | .40 | | .06 |
| Power tool operator | 7.92 | | .40 | | .06 |
| ELECTRICIANS: | 8.40 | .46 | 1%+.40 | .30 | .07 |
| CABLE SPLICERS | 8.65 | .46 | 1%+.40 | .30 | .07 |
| ELEVATOR CONSTRUCTORS | 8.25 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB. 6 MOS.) | 50%JR | | | | |
| GLAZIERS | 7.00 | .40 | .30 | | .01 |
| IRONWORKERS | 8.90 | .30 | .35 | | .08 |
| LABORERS: | | | | | |
| GROUP 1 | 5.80 | .25 | .20 | | |
| GROUP 2 | 6.10 | .25 | .20 | | |
| GROUP 3 | 6.20 | .25 | .20 | | |
| GROUP 4 | 6.65 | .25 | .20 | | |

CLASSIFICATION DEFINITIONS

GROUP I - All digging and dirt work, firing of salamanders and smudge pots; loading and unloading of materials and equipment; loading and unloading of materials to and from hoist or cages for stock piling only; wheeling and placing of concrete; handling of lumber, steel, cement and distribution of materials; and cleaning, including cleaning of windows; wrecking and razing of building and all structures, cleaning and clearing of debris; loading and unloading of materials, hoist or cages, except when the man is directly tending lathers, masons, or plasterers; water boys, when used, carpenter tenders; and common laborers.

DECISION NO. OK75-4150 Page 2

LABORERS CLASSIFICATION DEFINITIONS CONT'D

GROUP II - All machine tool operators that come under the jurisdiction of the laborers; all sewer and drain tile layers and handling at the ditch, excluding distribution; operators of water pumps up to four inches and slip form jacks; men erecting scaffolds and directly tending lathers, masons, cement masons and plasterers, mortar mixers, hod carriers and dry mixers; high work over 30 feet from the ground or floors; cement finisher helpers; work on swinging scaffold; all kettle and pot men, tank cleaning, all pipe caping, treating and wrapping, including all men working with dope; mortar and plaster mixing machine, pump-crete machine, and gunite mixing machines, including placing of concrete; handling creosoted or treated materials, liquid acids, or like materials when injurious to health, eye and skin or clothes; all newly developed mechanical equipment which replaces wheel barrow or buggies previously used by laborers; all scale men to batch plants; all laborers screening sand, running sand drier, and feeding operating sand blaster, except nozzle; signal men and cutting torch operators in connection with laborers' work; concrete grader
GROUP III - Wagon drill operator
GROUP IV - Powdermen or blaster

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LATHERS | $7.65 | | | | .01 |
| LINE CONSTRUCTION | | | | | |
| Linemen | 8.00 | | 1% | | ½% |
| Cable splicers | 8.48 | | 1% | | ½% |
| Hole digger operator | 7.26 | | 1% | | ½% |
| Heavy Equipment Operator ( or Pole Cat Equivalent) | 7.26 | | 1% | | ½% |
| Line Truck driver (winch operator) | 6.57 | | 1% | | ½% |
| Jack Hammerman | 5.99 | | 1% | | ½% |
| Powderman | 7.26 | | 1% | | ½% |
| Groundman | 5.34 | | 1% | | ½% |
| Truck driver (flat bed. ton and half and under) | 5.70 | | 1% | | ½% |
| MILLWRIGHTS | 8.38 | .25 | .40 | | .05 |
| PAINTERS: | | | | | |
| Brush | 7.50 | | .25 | .85 | .02 |
| High work and stage | 7.90 | | .25 | .85 | .02 |
| Spray and sandblasting | 8.15 | | .25 | .85 | .02 |
| Hot or Bituminous | 8.80 | | .25 | .85 | .02 |
| Sheetrock handtools | 8.00 | | .25 | .85 | .02 |
| Sheetrock Power tools | 7.85 | | .25 | .85 | .02 |
| Hazadous work | 9.70 | | .25 | .85 | .02 |
| PILEDRIVERMEN | 8.38 | .25 | .40 | | .05 |
| PIPEFITTERS | 8.82 | .35 | .55 | | .08 |
| PLASTERERS | 7.65 | | | | .01 |
| PLUMBERS | 8.97 | .35 | .40 | | .08 |

NOTICES





DECISION NO. OK75-4140

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | 8.25 | .35 | .40 | | .12 |
| Group 2 | 8.00 | .35 | .40 | | .12 |
| Group 3 | 7.75 | .35 | .40 | | .12 |
| Group 4 | 7.50 | .35 | .40 | | .12 |
| Group 5 | 7.00 | .35 | .40 | | .12 |
| Group 6 | 7.10 | .35 | .60 | | .12 |
| Group 7 | 6.50 | .35 | .40 | | .12 |
| Group 8 | 6.80 | .35 | .40 | | .12 |

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITIONS

GROUP I - All crane type equipment with 100' of boom or over (including jib); all tower cranes and all crane type of 3 cu. yd. or more.
GROUP II - Heavy duty mechanic; welder; crane hook and overhead monorail; whirley; panel board batch plant operators; derrick; piledriver; engineer; dragline; shovel; clamshell; backhoe; sideboom; gradall; hydro crane; cherry picker; hoists while operating 2 or more drums.
GROUP III - Motor patrol (Blade); dozer (engine H.P. 65 or over); Fordson tractor or like equipment with hoe or loader equipmant or ditcher; scraper type equipment; tournapull, DW 10, 15, 16, 20, 21, and similar rubber-tired equipment, Euclid, TS-24 and similar; loader operator or Hi-lift (engine H.P. 65 or over); Asphalt lay machine; tall boom; conveyor-multiple; panel board control, power driver hole digger; trenching machine; concrete pump - boom type
GROUP IV - Locomotive engineer; boring machine, tug boat; mixer, 18 cu. ft. and over, sand barge; dredging machine; tugger; hoist when operating one drum, welding machine, 3 to 6, Air compressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1), pumps, battery, 3 to 6; fork-lift, bobcat and similar equipment; generator plant engineer, diesel elec; winch trucks with A-Frame; rollers all types; outside elevator or building or personnel hoist, concrete buster or tamper; heater under jirisdiction of operator; engineers; fireman; boiler operator; crushing plants; oiler distributor; pulvimixer; farmer tractor with or without attachments; batch plant operator (portable) conveyor operator-duel, continuous or belt-bulk handling, screened operator; concrete pump; form grader; screening plant, well point pump operator; signal man or large whirleys when and if required; operator for rotary drilling machine when operated from console or machines
GROUP V - Permanent elevator-building type(automatic), concrete mixer, with hopper less than 18 cu. ft.; air compressor, 500 cu. ft. and under (1 or 2); welding machine (1 or 2); fuelman; conveyor operator-single continuous belt bulk handling

DECISION NO. OK75-4140 Page 4

POWER EQUIPMENT OPERATORS (CONT'D) CLASSIFICATION DEFINITIONS
GROUP VI - Greaser, tilt top trailer operator
GROUP VII - Truck crane oiler driver or truck crane oiler
GROUP VIII - Asphalt lay machine back end man helpers
Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.
Engineers of all Classifications when working in caverns or tunnels shall receive $0.25 per hour above listed rates.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ROOFERS | 7.25 | .25 | .25 | | .04 |
| SHEET METAL WORKERS | 8.09 | .45 | .45 | | .06 |
| SOFT FLOOR LAYERS | 6.82 | | .15 | .45 | .03 |
| SPRINKLER FITTERS | 10.10 | .50 | .80 | | .08 |
| TERRAZZO WORKERS | 8.49 | | .20 | | |
| TERRAZZO WORKERS' 4 TILE LAYERS; HELPER | 6.93 | | | | |
| TERRAZZO WORKERS' HELPER FLOOR MACHINE OPERATOR | 7.03 | | | | |
| TERRAZZO WORKERS' HELPERS BASE MACHINE OPERATOR | 7.23 | | | | |
| TILE LAYERS | 8.49 | | | | |
| TRUCK DRIVERS: | | | | | |
| Group 1 | 6.73 | | | | |
| Group 2 | 6.78 | | | | |
| Group 3 | 6.88 | | | | |
| Group 4 | 6.88 | | | | |
| Group 5 | 6.88 | | | | |

CLASSIFICATION DEFINITIONS

GROUP I - Truck drivers, including pick-up, 1½ tons or 2½ yards up to but not including 3 tons or 4 yards, such as dump trucks, flat beds, stake body or bus driver.
GROUP II - 3 tons or 4 yards up to but not including 4 tons or 6 yards
GROUP III - 5 tons or 6 yards and over including heavy equipment
GROUP IV - Ready Mix Concrete Truck
GROUP V - Tractor-trailer and similar equipment

FOOTNOTES:
a. 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 years. - 4% of basic hourly rate
b. Paid Holidays - A through F

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgivin Day; F-Christmas Day.

NOTICES

## INDEX TO GENERAL WAGE DETERMINATION DECISIONS AND MODIFICATIONS AS OF JULY 3, 1975

There is set forth below an index to general wage determination decisions and modifications as published in the FEDERAL REGISTER pursuant to the Davis-Bacon and related Acts. The index lists general wage determination decisions and modifications by State and County. An updated index is published on the first Friday of each month.

The index is published for the convenience of the public and the Department of Labor will endeavor to keep it accurate and up to date. In the event the data in the index and published general decisions do not coincide, the published general decisions shall control.

ABBREVIATIONS

(B)—Building Construction
(D)—Dredging
(F)—Flood Control Construction
(H)—Heavy Construction
(Hw)—Highway Construction
(R)—Residential Construction
Mod.—Modification
(HE)—Heavy Engineering
(LE)—Light Engineering
(U)—Utility
(W&S)—Water and Sewer

Signed at Washington, D.C., this 25th day of July 1975.

RAY J. DOLAN,
*Assistant Administrator,*
*Wage and Hour Division.*



### ALABAMA

STATEWIDE
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
Decision #AQ-4088 (Hw)(Excluding Airport Construction)
39 FR 10085 - 3/15/74
Mod. #1 - 40 FR 2373 - 1/10/75
AUTAUGA COUNTY
(D,Hw) - See Statewide
BALDWIN COUNTY
Decision #AL75-1043 (R)
40 FR 15286 - 4/4/75
(Hw) - See Statewide
BARBOUR COUNTY
(D,Hw) - See Statewide
BIBB COUNTY
(D,Hw)- See Statewide
BLOUNT COUNTY
Decision #AL75-1047 (R)
40 FR 17474 - 4/18/75
(D,Hw) - See Statewide
BULLOCK COUNTY
(D,Hw) - See Statewide
BUTLER COUNTY
(D,Hw) - See Statewide
CALHOUN COUNTY
(D,Hw) - See Statewide
CHAMBERS COUNTY
(D,Hw) - See Statewide
CHEROKEE COUNTY
(D,Hw) - See Statewide
CHILTON COUNTY
(D,Hw) - See Statewide
CHOCTAW COUNTY
(D,Hw) - See Statewide
CLARKE COUNTY
(D,Hw) - See Statewide,

### ALABAMA (Cont'd.

CLAY COUNTY
(D,Hw) - See Statewide
CLEBURNE COUNTY
(D,Hw) - See Statewide
COFFEE COUNTY
(D,Hw) - See Statewide
COLBERT COUNTY
Decision #AL75-1046 (R)
40 FR 17451 - 4/18/75
Decision #AL75-1061 (B)
40 FR 24462 - 6/6/75
(D,Hw) - See Statewide
(Hw) - See Statewide
CONECUH COUNTY
(D,Hw) - See Statewide
(R) - See Baldwin County
COOSA COUNTY
(D,Hw) - See Statewide
COVINGTON COUNTY
(D,Hw) - See Statewide
CRENSHAW COUNTY
(D,Hw) - See Statewide
CULLMAN COUNTY
(D,Hw) - See Statewide
DALE COUNTY
(D,Hw) - See Statewide
DALLAS COUNTY
(D,Hw)- See Statewide
DE KALB COUNTY
(D,Hw) - See Statewide
ELMORE COUNTY
(D,Hw)- See Statewide
ESCAMBIA COUNTY
(D,Hw) - See Statewide
(R) - See Baldwin County
ETOWAH COUNTY
(D,Hw)-See Statewide

### ALABAMA (Cont'd.)

FAYETTE COUNTY
(D,Hw) - See Statewide
FRANKLIN COUNTY
(D,Hw) - See Statewide
(R) - See Colbert County
GENEVA COUNTY
(D,Hw) - See Statewide
GREENE COUNTY
(D,Hw) - See Statewide
HALE COUNTY
(D,Hw) - See Statewide
HENRY COUNTY
(D,Hw) - See Statewide
HOUSTON COUNTY
(D,Hw) - See Statewide
JACKSON COUNTY
(D,Hw) - See Statewide
JEFFERSON COUNTY
Decision #AL75-1056 (B)
40 FR 23632 - 5/30/75
Mod. #1 - 40 FR 27403 - 6/27/75
(D) - See Statewide
(R) - See Blount County
(Hw) - See Statewide
LAMAR COUNTY
(D,Hw) - See Statewide
LAUDERDALE COUNTY
(B,R) - See Colbert County
(D,Hw) - See Statewide
LAWRENCE COUNTY
Decision #AL75-1027 (B)
40 FR 8701 - 2/28/75
(D,Hw) - See Statewide
(R) - See Colbert County
LEE COUNTY
(D,Hw) - See Statewide
LIMESTONE COUNTY
(B) - See Lawrence County
(D,Hw) - See Statewide

### ALABAMA (cont'd)

LOWNDES COUNTY
(D,Hw) - See Statewide
MACON COUNTY
(D,Hw) - See Statewide
MADISON COUNTY
Decision #AL75-1063 (B)
40 FR 26180 - 6/20/75
(D,Hw) - See Statewide
MARENGO COUNTY
(D,Hw) - See Statewide
MARION COUNTY
(R) - See Colbert County
(D,Hw) - See Statewide
MARSHALL COUNTY
(D,Hw) - See Statewide
MOBILE COUNTY
Decision #AL75-1060 (B)
40 FR 23634 - 5/30/75
(D,Hw) - See Statewide
(R) - See Baldwin County
MONROE COUNTY
(D,Hw)- See Statewide
MONTGOMERY COUNTY
Decision #AP-184 (B)
38 FR 11244 - 5/4/73
Mod. #1 - 38 FR 13103 - 5/18/73
Mod. #2 - 39 FR 24781 - 7/5/74
Mod. #3 - 39 FR 36709 - 10/11/74
Decision #AQ-4082 (R)
39 FR 8100 - 3/1/74
Mod. #1 - 40 FR 7773 - 2/21/75
(D,Hw) - See Statewide
MORGAN COUNTY
(B) - See Lawrence County
(D,Hw) - See Statewide
PERRY COUNTY
(D,Hw) - See Statewide
PICKENS COUNTY
(D,Hw) - See Statewide



### ALABAMA (Cont'd)

PIKE COUNTY
(D,Hw) - See Statewide
RANDOLPH COUNTY
(D,Hw) - See Statewide
RUSSELL COUNTY
(D,Hw) - See Statewide
SAINT CLAIR COUNTY
(D,Hw) - See Statewide
(R) - See Blount County
SHELBY COUNTY
(D,Hw) - See Statewide
(R) - See Blount County
SUMTER COUNTY
(D,Hw) - See Statewide
TALLADEGA COUNTY
(D,Hw) - See Statewide
(R) - See Blount County
TALLAPOOSA COUNTY
(D,Hw) - See Statewide
TUSCALOOSA COUNTY
Decision #AL75-1048 (B)
40 FR 17475 - 4/18/75
Mod. #1 - 40 FR 27403 - 6/27/75
(B,Hw) - See Statewide
WALKER COUNTY
(D,Hw) - See Statewide
(R) - See Baldwin County
WASHINGTON COUNTY
(D,Hw) - See Statewide
(R) - See Baldwin County
WILCOX COUNTY
(D,Hw) - See Statewide
WINSTON COUNTY
(D,Hw) - See Statewide
(R) - See Colbert County

### ALASKA

STATEWIDE
Decision #AK75-5033 (B,H,Hw,R)
40 FR 10885 - 3/7/75
Mod. #1 - 40 FR 12951 - 3/21/75
Mod. #2 - 40 FR 15260 - 4/4/75
Mod. #3 - 40 FR 19323 - 5/2/75

### ARIZONA

STATEWIDE
Decision #AZ75-5076 (B,H,Hw)
40 FR 28313 - 7/3/75
APACHE COUNTY
Decision #AZ75-5003 (R)
(Navajo and Hopi Indian Reservations in Apache, Coconino, Navajo Counties)
40 FR 3068 - 1/24/75
(B,H,Hw) - See Statewide
COCHISE COUNTY
(B,H,Hw) - See Statewide
COCONINO COUNTY
(B,H,Hw) - See Statewide
((R) - See Apache County
GILA COUNTY
(B,H,Hw) - See Statewide
GRAHAM COUNTY
(B,H,Hw) - See Statewide
GREENLEE COUNTY
(B,H,Hw) - See Statewide
MARICOPA COUNTY
(B,H,Hw) - See Statewide
Decision #AZ75-5077 (R)
40 FR 28322 - 7/3/75
MOHAVE COUNTY
(B,H,Hw) - See Statewide
NAVAJO COUNTY
(B,H,Hw) - See Statewide
(R) - See Apache County
PIMA COUNTY
(B,H,Hw) - See Statewide
Decision #AZ75-5078 (R)
40 FR 28328 - 7/3/75
PINAL COUNTY
(B,H,Hw) - See Statewide
SANTA CRUZ COUNTY
(B,H,Hw) - See Statewide
YAVAPAI COUNTY
(B,H,Hw) - See Statewide
YUMA COUNTY
(B,H,Hw) - See Statewide

## ARKANSAS

STATEWIDE
Decision #AR-71 (Construction, Alteration, and/or repair of streets, highways, runways, and water & sewer utilities)
39 FR 40409 - 11/15/74
Decision #AR-4013 (D)
39 FR 27397- 7/26/74
ARKANSAS COUNTY
(D,H,Hw) - See Statewide
Decision #AR75-5074 (F)
40 FR 26189 - 6/20/75
ASHLEY COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
BAXTER COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
BENTON COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
BOONE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
BRADLEY COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CALHOUN COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CARROLL COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CHICOT COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County

## ARKANSAS (Cont'd.

CLARK COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CLAY COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CLEBURNE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CLEVELAND COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
COLUMBIA COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CONWAY COUNTY
Decision #AR75-4084 (B)
40 FR 19321 - 5/2/75
Mod. #1 - 40 FR 25319 - 6/13/75
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CRAIGHEAD COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CRAWFORD COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
Decision #AR75-4082 (B)
40 FR 17452 - 4/18/75
Mod. #1 - 40 FR 25319 - 6/13/75
CRITTENDEN COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
CROSS COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
DALLAS COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
DESHA COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County

## ARKANSAS (Cont'd)

DREW COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
FAULKNER COUNTY
(B) - See Conway County
(D,H,Hw) - See Statewide
(F) - See Arkansas County
FRANKLIN COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
FULTON COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
GARLAND COUNTY
Decision #AR75-4083 (B)
40 FR 18271 - 4/25/75
Mod. #1 - 40 FR 25319 - 6/13/75
(D,H,Hw) - See Statewide
(F) - See Arkansas County
GRANT COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
GREENE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
HEMPSTEAD COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
HOT SPRING COUNTY
(B) - See Garland County
(D,H,Hw) - See Statewide
(F) - See Arkansas County
HOWARD COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
INDEPENDENCE COUNTY
(H,Hw) (D) - See Statewide
(F) - See Arkansas County
IZARD COUNTY
(H,Hw) (D) - See Statewide
(F) - See Arkansas County

## ARKANSAS (Cont'd.)

JACKSON COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
JEFFERSON COUNTY
(D,H,Hw) - See Statewide
(F)- See Arkansas County
JOHNSON COUNTY
(D,Hw,H) - See Statewide
(F) - See Arkansas County
LAFAYETTE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
LAWRENCE COUNTY
(D,Hw,H) - See Statewide
(F) - See Arkansas County
LEE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
LINCOLN COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
LITTLE RIVER COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
LOGAN COUNTY
(D,Hw,H) - See Statewide
(F) - See Arkansas County
LENOKE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
MADISON COUNTY
(D,Hw,H) - See Statewide
(F) - See Arkansas County
MARION COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County





## ARKANSAS (Cont'd)

MILLER COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
MISSISSIPPI COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
MONROE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
MONTGOMERY COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
NEVADA COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
NEWTON COUNTY
(D,H,Hw) - See Statewide
(F) - Arkansas County
OUACHITA COUNTY
(B) - See Union County
(D,H,Hw) - See Statewide
(F) - See Arkansas County
PERRY COUNTY
(B) - See Conway County
(D,H,Hw) - See Statewide
(F) - See Arkansas County
PHILLIPS COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
PIKE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
POINSETT COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
POLK COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
POPE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County

## ARKANSAS (CONT'D)

PRAIRIE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
PULASKI COUNTY
(D,H,Hw)- See Statewide
(F) - See Arkansas County
Decision #AR75-4058 (B)
40 FR 8704 - 2/28/75
Mod. #1 - 40 FR 12001 - 3/14/75
Mod. #2 - 40 FR 15268 - 4/4/75
Mod. #3 - 40 FR 18274 - 4/25/75
Mod. #4 - 40 FR 19323 - 5/2/75
Mod. #5 - 40 FR 25319 - 6/13/75
Decision #AR75-4068 (R)
40 FR 14218 - 3/28/75
RANDOLPH COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
ST. FRANCIS COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
SALINE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
SCOTT COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
SEARCY COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
SEBASTIAN COUNTY
(F) - See Arkansas County
(D,H,Hw) - See Statewide
(B) - See Crawford County
SEVIER COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
SHARP COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County

## ARKANSAS (CONT'D)

STONE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
UNION COUNTY
Decision #AR75-4073 (B)
40 FR 15287 - 4/4/75
Mod. #1 - 40 FR 19323 - 5/2/75
Mod. #2 - 40 FR 25319 - 6/13/75
(F) - See Arkansas County
(D,H,Hw) - See Statewide
VAN BUREN COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
WASHINGTON COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
WHITE COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
WOODRUFF COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County
YELL COUNTY
(D,H,Hw) - See Statewide
(F) - See Arkansas County

## CALIFORNIA

ALAMEDA COUNTY
Decision #CA75-5052 (B,H,Hw,D)
40 FR 17476 - 4/18/75
Mod. #1 - 40 FR 20556 - 5/9/75
Mod. #2 - 40 FR 22724 - 5/23/75
Decision #CA75-5053 (R)
40 FR 17494 - 4/18/75
Mod. #1 - 40 FR 20556 - 5/9/75
Mod. #2 - 40 FR 22724 - 5/23/75
ALPINE COUNTY
(B,D,H,Hw,R) - See Alameda County
AMADOR COUNTY
(B,D,H,Hw,R) - See Alameda County
BUTTE COUNTY
(B,H,Hw,D) - See Alameda County
CALAVERAS COUNTY
(B,H,Hw,D,R) - See Alameda County
COLUSA COUNTY
(B,H,Hw,D) - See Alameda County
CONTRA COSTA COUNTY
(B,D,H,Hw,R) - See Alameda County
DELNORTE COUNTY
(B,D,H,Hw,R) - See Alameda County
ELDORADO COUNTY
(B,D,H,Hw,R) - See Alameda County
FRESNO COUNTY
(B,D,H,Hw,R) - See Alameda County
GLENN COUNTY
(B,H,Hw,D) - See Alameda County
HUMBOLDT COUNTY
(B,D,H,Hw,R) - See Alameda County
IMPERIAL COUNTY
Decision #CA75-5022 (B,D,H,Hw)
40 FR 8707 - 2/28/75
Mod. #1 - 40 FR 15269 - 4/4/75
Mod. #2 - 40 FR 19324 - 5/2/75
Decision #CA75-5023 (R)
40 FR 8717 - 2/28/75
Mod. #1 - 40 FR 15270 - 4/4/75
Mod. #2 - 40 FR 19324 - 5/2/75
INYO COUNTY
(B,H,Hw,D) - See Imperial County
KERN COUNTY
(B,D,H,Hw,R) - See Imperial County

CALIFORNIA (Cont'd)

KING COUNTY
(B,H,Hw,U) - See Alameda County
LAKE COUNTY
(B,H,Hw,D) - See Alameda County
LASSEN COUNTY
(B,H,Hw,D) - See Alameda County
LOS ANGELES COUNTY
(B,D,H,Hw,R) - See Imperial County
MADERA COUNTY
(B,H,Hw,D) - See Alameda County
MARIN COUNTY
(B,H,Hw,D,R) - See Alameda County
MARIPOSA COUNTY
(B,D,H,Hw,R) - See Alameda County
MENDOCINO COUNTY
(B,H,Hw, D) - See Alameda County
MERCED COUNTY
(B,D,H,Hw,R) - See Alameda County
MODOC COUNTY
(B,H,Hw,D) - See Alameda County
MONO COUNTY
(B,H,Hw,D) - See Imperial County
MONTEREY COUNTY
(B,D,H,Hw,R) - See Alameda County
NAPA COUNTY
(B,D,H,Hw,R) - See Alameda County
NEVADA COUNTY
(B,D,H,Hw,R) - See Alameda County
ORANGE COUNTY
(B,D,H,Hw,R) - See Imperial County
PLACER COUNTY
(B,D,H,Hw,R)- See Alameda County
PLUMAS COUNTY
(B,H,Hw,D) - See Alameda County
RIVERSIDE COUNTY
(B,D,H,Hw,R) - See Imperial County
SACRAMENTO COUNTY
(B,D,H,Hw,R) - See Alameda County
SAN BENITO COUNTY
(B,H,Hw,D,R) - See Alameda County
SAN BERNARDINO COUNTY
(B,D,H,Hw,R) - See Imperial County
SAN DIEGO COUNTY
Decision #CA75-5071 (B,H,Hw,D)
40 FR 25337 - 6/13/75

CALIFORNIA (Cont'd.)

SAN DIEGO COUNTY (Cont'd.)
Decision #CA75-5072 (R)
40 FR 25343 - 6/13/75
SAN FRANCISCO COUNTY
(B,D,H,Hw,R) - See Alameda County
SAN JOAQUIN COUNTY
(B,D,H,Hw,R) - See Alameda County
SAN LUIS OBISPO COUNTY
(D,D,H,Hw,R) - See Imperial County
SAN MATEO COUNTY
(B,H,Hw,D,R) - See Alameda County
SANTA BARBARA COUNTY
(B,D,H,Hw,R) - See Imperial County
SANTA CLARA COUNTY
(B,D,H,Hw,R) - See Alameda County
SANTA CRUZ COUNTY
(B,D,H,Hw,R) - See Alameda County
SHASTA COUNTY
(B,D,H,Hw,R) - See Alameda County
SIERRA COUNTY
(D,H,Hw,D) - See Alameda County
SISKIYOU COUNTY
(B,H,Hw,D) - See Alameda County
SOLANO COUNTY
(B,D,H,Hw,R) - See Alameda County
SONOMA COUNTY
(B,D,H,Hw,R) - See Alameda County
STANISLAUS COUNTY
(B,H,Hw,D) - See Alameda County
SUTTER COUNTY
(B,D,H,Hw,R) - See Alameda County
TEHAMA COUNTY
(B,D,H,Hw,R) - See Alameda County
TRINITY COUNTY
(B,H,Hw,D) - See Alameda County
TULARE COUNTY
(B,H,Hw,D) - See Alameda County
TUOLUMNE COUNTY
(B,D,H,Hw,R) - See Alameda County
VENTURA COUNTY
(B,D,H,Hw,R) - See Imperial County

CALIFORNIA (Cont'd)

YOLO COUNTY
(B,H,Hw,D,R) - See Alameda County
YUBA COUNTY
(B,H,Hw,D,R) - See Alameda County

COLORADO

STATEWIDE
Decision #CO75-5067 (Hw)
40 FR 25361 - 6/13/75
ADAMS COUNTY
Decision #CO75-5068 (B,H)
40 FR 25367 - 6/13/75
(Hw) - See Statewide
Decision #CO75-5061 (R)
40 FR 25344 - 6/13/75
(Hw) - See Statewide
ALAMOSA COUNTY
(Hw) - See Statewide
ARAPAHOE COUNTY
(Hw) - See Statewide
(B,H,R) - See Adams County
ARCHULETA COUNTY
(Hw) - See Statewide
BACA COUNTY
(Hw) - See Statewide
BENT COUNTY
(Hw) - See Statewide
BOULDER COUNTY
(Hw) - See Statewide
(B,H) - See Adams County
CHAFFEE COUNTY
(Hw) - See Statewide
CHEYENNE COUNTY
(Hw) - See Statewide







COLORADO (Cont'd)

CLEAR CREEK
(B,H) - See Adams County
(Hw) - See Statewide
CONEJOS COUNTY
(Hw) - See Statewide
COSTILLA COUNTY
(Hw) - See Statewide
CROWLEY COUNTY
(Hw) - See Statewide
CUSTER COUNTY
(Hw) - See Statewide
DELTA COUNTY
Decision #CO75-5066 (B,H)
40 FR 25354 - 6/13/75
(Hw) - See Statewide
DENVER COUNTY
(Hw) - See Statewide
(B,H,R) - See Adams County
DOLORES COUNTY
(Hw) - See Statewide
DOUGLAS COUNTY
(Hw) - See Statewide
(B,H) - See Adams County
EAGLE COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
ELBERT COUNTY
(Hw) - See Statewide
(B,H) - See Adams County
EL PASO COUNTY
Decision #CO75-5065 (B,H)
40 FR 25348 - 6/13/75
(Hw) - See Statewide
FREMONT COUNTY
(Hw) - See Statewide
GARFIELD COUNTY
(B,H) - See Delta County
(Hw) - See Statewide
GILPIN COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
GRAND COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
GUNNISON COUNTY
(B,H) - See Delta County
(Hw) - See Statewide
HINSDALE COUNTY
(Hw) - See Statewide
HUERFANO COUNTY
(Hw) - See Statewide
JACKSON COUNTY
(Hw) - See Statewide

COLORADO (Cont'd.)

JEFFERSON COUNTY
(Hw) - See Statewide
(B,H,R) - See Adams County
KIOWA COUNTY
(Hw) - See Statewide
KIT CARSON COUNTY
(Hw) - See Statewide
LAKE COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
LA PLATA COUNTY
(Hw) - See Statewide
LARIMER COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
LAS ANIMAS COUNTY
Decision #CO75-5069 (B,H)
40 FR 25375 - 6/13/75
(Hw) - See Statewide
LINCOLN COUNTY
(Hw) - See Statewide
LOGAN COUNTY
(Hw) - See Statewide
MESA COUNTY
(B,H) - See Delta County
(Hw) - See Statewide
MINERAL COUNTY
(Hw) - See Statewide
MOFFAT COUNTY
(Hw) - See Statewide
MONTEZUMA COUNTY
(Hw) - See Statewide
MONTROSE COUNTY
(B,H) - See Delta County
(Hw) - See Statewide
MORGAN COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
OTERO COUNTY
(B,H) - See Las Animas County
(Hw) - See Statewide
OURAY COUNTY
(Hw) - See Statewide
PARK COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
PHILLIPS COUNTY
(Hw) - See Statewide
PITKIN COUNTY
(B,H) - See Delta County
(Hw) - See Statewide
PROWERS COUNTY
(Hw) - See Statewide
PUEBLO COUNTY
(Hw) - See Statewide
(B,H) - See Las Animas County

COLORADO (Cont'd)

RIO BLANCO COUNTY
(Hw) - See Statewide
RIO GRANDE COUNTY
(Hw) - See Statewide
ROUTT COUNTY
(Hw) - See Statewide
SAGUACHE COUNTY
(Hw) - See Statewide
SAN JUAN COUNTY
(Hw) - See Statewide
SAN MIGUEL COUNTY
(Hw) - See Statewide
SEDGWICK COUNTY
(Hw) - See Statewide
SUMMIT COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
TELLER COUNTY
(Hw) - See Statewide
WASHINGTON COUNTY
(Hw) - See Statewide
WELD COUNTY
(B,H) - See Adams County
(Hw) - See Statewide
YUMA COUNTY
(Hw) - See Statewide

CONNECTICUT

FAIRFIELD COUNTY
Decision #CT75-2065 (B,H,Hw,R)
40 FR 18288 - 4/25/75
Mod. #1 - 40 FR 22725 - 5/23/75
Mod. #2 - 40 FR 25320 - 6/13/75
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
HARTFORD COUNTY
Decision #CT75-2066 (B,H,Hw)
40 FR 18296 - 4/25/75
Mod. #1 - 40 FR 22725 - 5/23/75
Decision #CT75-2067 (R)
40 FR 18304 - 4/25/75
(B,D,H,Hw) - See Fairfield County
LITCHFIELD COUNTY
Decision #AR-3096 (B,H,Hw,R)
39 FR 29739 - 8/16/74
Mod. #1 - 39 FR 31773 - 8/30/74
Mod. #2 - 39 FR 35904 - 10/4/74
MIDDLESEX COUNTY
(B,H,Hw,R) - See Hartford County
(D) - See Fairfield County
NEW HAVEN COUNTY
(B,H,Hw,R) - See Hartford County
(D) - See Fairfield County
NEW LONDON COUNTY
(B,H,Hw,D,R) - See Fairfield County
TOLLAND COUNTY
(B,H,Hw,R) - See Hartford County
WINDHAM COUNTY
(B,H,Hw,D,R) - See Fairfield County

DELAWARE

STATEWIDE
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
Decision #DE75-3001 (B,H,Hw)
40 FR 930 - 1/3/75
Mod. #1 - 40 FR 14195 - 3/28/75
Mod. #2 - 40 FR 22730 - 5/23/75
KENT COUNTY
(B,H,Hw,D) - See Statewide
NEW CASTLE COUNTY
(B,H,Hw,D) - See Statewide
SUSSEX COUNTY
(B,H,Hw,D) - See Statewide

FLORIDA

ALACHUA COUNTY
Decision #FL75-1037 (B)
40 FR 12974 - 3/21/75
Mod. #1 - 40 FR 18275 - 4/25/75
Mod. #2 - 40 FR 22730 - 5/23/75
Mod. #3 - 40 FR 26181 - 6/20/75
Decision #AQ-4031 (Hw)
38 FR 31092 - 11/9/73
BAKER COUNTY
Decision #AQ-4004 (Hw)
38 FR 22841 - 8/24/73
Mod. #1 - 40 FR 12002 - 3/14/75
BAY COUNTY
Decision #FL75-1012 (B)
40 FR 4805 - 1/31/75
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
Decision #AQ-4030 (Hw)
38 FR 29727 - 10/26/73
Mod. #1 - 38 FR 31078 - 11/9/73
Mod. #2 - 40 FR 12003 - 3/14/75
Mod. #3 - 40 FR 17457 - 4/18/75

FLORIDA (Cont'd.)

BRADFORD COUNTY
(Hw) - See Alachua County
BREVARD COUNTY (Cape Kennedy Kennedy Space Flight Center & Patrick AFB only)
Decision #FL75-1035 (B,H,Hw)
40 FR 12972 - 3/21/75
Mod. #1 - 40 FR 26181 - 6/20/75
Decision #AR-4068 (D)
39 FR 44915 - 12/27/74
(Remainder of County)
Decision #AQ-4006 (Hw)
38 FR 22842 - 8/24/73
Mod. #1 - 39 FR 5047 - 2/8/74
BROWARD COUNTY
Decision #AQ-4003 (Hw)
38 FR 22841 - 8/24/73
Decision #FL75-1011 (B,H)
40 FR 3886 - 1/24/75
Mod. #1 - 40 FR 18604 - 4/29/75
Mod. #2 - 40 FR 12952 - 3/21/75
(D) - See Brevard County
CALHOUN COUNTY
(Hw) - See Bay County
CHARLOTTE COUNTY
Decision #AQ-4019 (Hw)
38 FR 27703 - 10/5/73
Mod. #1 - 40 FR 12003 - 3/14/75
(D) - See Brevard County
CITRUS COUNTY
Decision #AR-4000 (R)
39 FR 24775 - 7/5/74
Mod. #1 - 40 FR 12003 - 3/14/75
Decision #AQ-4039 (Hw)
38 FR 33203 - 11/30/73
(D) - See Brevard County
CLAY COUNTY
(Hw) - See Baker County
COLLIER COUNTY
(D) - See Brevard County
(Hw) - See Charlotte County
COLUMBIA COUNTY
(B)-See Alachua County
DADE COUNTY
Decision #FL75-1018 (B)
40 FR 6018 - 2/7/75
Mod. #1 - 40 FR 14196 - 3/28/75
Mod. #2 - 40 FR 17457 - 4/18/75
Mod. #3 - 40 FR 26181 - 6/20/75
Decision #AR-4050 (R)
39 FR 38077 - 10/25/74
(D) - See Brevard County
(Hw) - See Broward County

FLORIDA (cont'd)

DESOTO COUNTY
Decision #AR-4065 (R)
40 FR 43468 - 12/13/74
Decision #AQ-4017 (Hw)
38 FR 27718 - 10/5/73
Mod. #1 - 40 FR 12002 - 3/14/75
DIXIE COUNTY
(D) - See Brevard County
(D) - See Alachua County
DUVAL COUNTY
Decision #FL75-1016 (B)
40 FR 4807 - 1/31/75
Mod. #1 - 40 FR 12952 - 3/21/75
Mod. #2 - 40 FR 22730 - 5/23/75
Mod. #3 - 40 FR 26181 - 6/20/75
(D) - See Brevard County
(Hw) - See Baker County
ESCAMBIA COUNTY
Decision #FL75-1024 (D)
40 FR 4801 - 1/31/75
Mod. #1 - 40 FR 12953 - 3/21/75
Mod. #2 - 40 FR 18275 - 4/25/75
Mod. #3 - 40 FR 25324 - 6/13/75
Decision #AP-178 (R)
38 FR 11259 - 5/4/73
Mod. #1 - 39 FR 12002 - 3/14/75
Decision #FL75-1030 (Hw)
40 FR 10891 - 3/7/75
Mod. #1 - 40 FR 14196 - 3/28/75
(D) - See Bay County
FLAGLER COUNTY
(D) - See Brevard County
(Hw) - See Baker County
FRANKLIN COUNTY
(D) - See Bay County
(Hw) - See Bay County
GADSDEN COUNTY
Decision #AP-179 (R)
38 FR 11260 - 5/4/73
Mod. #1 - 39 FR 15604 - 5/3/74
Mod. #2 - 40 FR 12003 - 3/14/75
(Hw) - See Bay County
GILCHRIST COUNTY
(B) - See Alachua County
GLADES COUNTY
(Hw) - See Charlotte County
GULF COUNTY
(D) - See Bay County
(Hw) - See Alachua County
HAMILTON COUNTY
(B) - See Alachua County
HARDEE COUNTY
(Hw, R) - See DeSoto County
HENDRY COUNTY
(Hw) - See Charlotte County
HERNANDO COUNTY
(D) - See Brevard County
(Hw, R) - See Citrus County





FLORIDA (cont'd)

HIGHLANDS COUNTY
(R) - See Citrus County
(Hw) - See De Soto County
HILLSBOROUGH COUNTY
Decision #FL75-1010 (B)
40 FR 3884 - 1/24/75
Mod. #1 - 40 FR 12952 - 3/21/75
Mod. #2 - 40 FR 17457 - 4/18/75
Mod. #3 - 40 FR 22730 - 5/23/75
Mod. #4 - 40 FR 26181 - 6/20/75
Decision #AQ-4018 (Hw)
38 FR 27703 - 10/5/73
Mod. #1 - 40 FR 12003 - 3/14/75
(D) - See Brevard County
(R) - See Citrus County
HOLMES COUNTY
(Hw) - See Bay County
INDIAN RIVER COUNTY
(D) - See Brevard County
(Hw) - See Brevard Co. (Remainder of Co.)
JACKSON COUNTY
(Hw) - See Bay County
JEFFERSON COUNTY
(D,Hw) - See Bay County
(R) - See Gadsden County
LAFAYETTE COUNTY
(B,H) - See Alachua County
LAKE COUNTY
Decision #FL75-1066 (R)
40 FR 28332 - 7/3/75
(Hw) - See Brevard Co. (Remainder of Co.)
LEE COUNTY
(D) - See Brevard County
(Hw) - See Charlotte County
LEON COUNTY
Decision #FL75-1036 (B)
40 FR 14221 - 3/28/75
(Hw) - See Bay County
(R) - See Gadsden County
LEVY COUNTY
(D) - See Brevard County
(Hw) - See Citrus County
LIBERTY COUNTY
(Hw) - See Bay County
MADISON COUNTY
(R) - See Gadsden County
(B) - See Alachua County
MANATEE COUNTY
(D) - See Brevard County
(Hw) - See Hillsborough County
MARION COUNTY
(Hw) - See Citrus County
MARTIN COUNTY
Decision #FL75-1033 (B)
40 FR 14219 - 3/28/75
Mod. #1 - 40 FR 19327 - 5/2/75
Mod. #2 - 40 FR 25342 - 6/13/75
(D) - See Brevard County
(Hw) - See Broward County

FLORIDA (cont'd)

MONROE COUNTY
(B) - See Brevard County
(Hw) - See Broward County
NASSAU COUNTY
(D) - See Brevard County
(Hw) - See Baker County
OKALOOSA COUNTY
(B) - See Escambia County
(D) - See Bay County
(Hw) - See Escambia County
Decision #AP-180 (R)
38 FR 11260 - 5/4/73
Mod. #1 - 39 FR 15604 - 5/3/74
Mod. #2 - 40 FR 12002 - 3/14/75
OKEECHOBEE COUNTY
(Hw) - See DeSoto County
ORANGE COUNTY
Decision #FL75-1009 (B)
40 FR 3882 - 1/24/75
Mod. #1 - 40 FR 12952 - 3/21/75
Mod. #2 - 40 FR 25324 - 6/13/75
(Hw) - See Brevard Co. (Remainder of
(R) - See Lake County
OSCEOLA COUNTY
(Hw) - See Brevard Co. (Remainder of
(R) - See Lake County
PALM BEACH COUNTY
(D) - See Brevard County
(B) - See Martin County
(Hw) - See Broward County
PASCO COUNTY
(D) - See Brevard County
(Hw) - See Hillsborough County
(R) - See Citrus County
PINELLAS COUNTY
Decision #FL75-1034 (B)
40 FR 12970 - 3/21/75
Mod. #1 - 40 FR 16477 - 4/11/75
Mod. #2 - 40 FR 25324 - 6/13/75
(R) - See Citrus County
(D) - See Brevard County
(Hw) - See Hillsborough County
POLK COUNTY
(Hw) - See DeSoto County
(R) - See DeSoto County
PUTNAM COUNTY
(Hw) - See Baker County
ST. JOHNS COUNTY
(D) - See Brevard County
(Hw) - See Baker County
ST. LUCIE COUNTY
(D) - See Brevard County
(Hw) - See Broward County
SANTA ROSA COUNTY
(B) - See Escambia County
(D,Hw) - See Bay County
(R) - See Okaloosa County

FLORIDA (Cont'd)

SANTA ROSA COUNTY
(B) - See Escambia County
(D,Hw) - See Bay County
(R) - See Okaloosa County
SARASOTA COUNTY
(D) - See Brevard County
(Hw) - See Hillsborough County
SEMINOLE COUNTY
(Hw) - See Brevard Co. (Remainder of Co.)
(R) - See Lake County
SUMTER COUNTY
(Hw, R) - See Citrus County
SUWANNEE COUNTY
(B) - See Alachua County
TAYLOR COUNTY
(D) - See Brevard County
(R) - See Gadsden County
(B) - See Alachua County
UNION COUNTY
(B) - See Alachua County
VOLUSIA COUNTY (Except Cape Kennedy, Kennedy Space Flight Center & Patrick Air Force Base only and including Melabar Radar Site)
Decision #FL75-1040 (B)
40 FR 14223 - 3/28/75
Mod. #1 - 40 FR 25324 - 6/13/75
(B,H,Hw) - See Brevard Co. (Cape Kennedy,Etc)
(D) - See Brevard County
(Hw) - See Brevard County (Remainder of Co.)
WAKULLA COUNTY
(D) - See Bay County
(Hw) - See Bay County
WALTON COUNTY
(B) - See Escambia County
(D,Hw) - See Bay County
(R) - See Okaloosa County
WASHINGTON COUNTY
(Hw) - See Bay County

GEORGIA

STATEWIDE
Decision #AR-4038 (Hw)
39 FR 34984 - 9/27/74
Mod. #1 - 39 FR 36711 - 10/11/74
Mod. #2 - 40 FR 23629 - 5/30/75
APPLING COUNTY
(Hw) - See Statewide
ATKINSON COUNTY
(Hw) - See Statewide
BACON COUNTY
(Hw) - See Statewide

GEORGIA

BAKER COUNTY
Decision #AQ-4089 (R)
39 FR 10067 - 3/15/74
Mod. #1 - 40 FR 3083 - 1/17/75
(Hw) - See Statewide
BALDWIN COUNTY
(Hw) - See Statewide
BANKS COUNTY
(Hw) - See Statewide
BARROW COUNTY
Decision #AQ-4108 (R)
39 FR 14841 - 4/26/74
(Hw) - See Statewide
BARTOW COUNTY
(Hw) - See Statewide
BEN HILL COUNTY
(Hw) - See Statewide
BERRIEN COUNTY
(Hw) - See Statewide
BIBB COUNTY
(Hw) - See Statewide
BLECKLEY COUNTY
(Hw) - See Statewide
BRANTLEY COUNTY
(Hw) - See Statewide
BROOKS COUNTY
(Hw) - See Statewide
BRYAN COUNTY
(Hw) - See Statewide
Decision #AQ-4058 (R)
39 FR 3394 - 1/25/74
Decision #MD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75
BULLOCH COUNTY
(R) - See Bryan County
(Hw) - See Statewide
BURKE COUNTY
Decision #AQ-4085 (R)
39 FR 9333 - 3/8/74
(Hw) - See Statewide
BUTTS COUNTY
(Hw) - See Statewide
CALHOUN COUNTY
(Hw) - See Statewide
(R) - See Baker County
CAMDEN COUNTY
(D) - See Bryan County
(Hw) - See Statewide
CANDLER COUNTY
(Hw) - See Statewide
CARROLL COUNTY
(Hw) - See Statewide
CATOOSA COUNTY
(Hw) - See Statewide
CHARLTON COUNTY
Decision #AR-4037 (R)
39 FR 33919 - 9/20/75
Mod. #1 - 40 FR 3088 - 1/17/75
(Hw) - See Statewide

GEORGIA (Cont'd.)

GWINNETT COUNTY
(R) - See Clayton County
(Hw) - See Statewide
HABERSHAM COUNTY
(Hw) - See Statewide
HALL COUNTY
Decision #GA75-1025 (B)
40 FR 8691 - 2/28/75
Mod. #1 - 40 FR 12003 - 3/14/75
(Hw) - See Statewide
HANCOCK COUNTY
(Hw) - See Statewide
(R) - See Burke County
HARALSON COUNTY
(Hw) - See Statewide
HARRIS COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
HART COUNTY
(Hw) - See Statewide
(R) - See Barrow County
HEARD COUNTY
(Hw) - See Statewide
HENRY COUNTY
(Hw) - See Statewide
HOUSTON COUNTY
(Hw) - See Statewide
IRWIN COUNTY
(Hw) - See Statewide
JACKSON COUNTY
(Hw) - See Statewide
(R) - See Barrow County
JASPER COUNTY
(Hw) - See Statewide
JEFF DAVIS COUNTY
(Hw) - See Statewide
JEFFERSON COUNTY
(Hw) - See Statewide
(R) - See Burke County
JENKINS COUNTY
(Hw) - See Statewide
(R) - See Burke County
JOHNSON COUNTY
(Hw) - See Statewide
JONES COUNTY
(Hw) - See Statewide
LAMAR COUNTY
(Hw) - See Statewide
LANIER COUNTY
(Hw) - See Statewide
LAURENS COUNTY
Decision #AQ-4124 (B)
39 FR 20912 - 6/14/74
(Hw) - See Statewide
LEE COUNTY
(Hw) - See Statewide
(R) - See Baker County
LIBERTY COUNTY
(D,R) - See Bryan County
(Hw) - See Statewide

GEORGIA (Cont'd.)

LINCOLN COUNTY
(Hw) - See Statewide
(R) - See Burke County
LONG COUNTY
(Hw) - See Statewide
(R) - See Bryan County
LOWNDES COUNTY
(Hw) - See Statewide
LUMPKIN COUNTY
(Hw) - See Statewide
MCDUFFIE COUNTY
(Hw) - See Statewide
(R) - See Burke County
MCINTOSH COUNTY
(D) - See Bryan County
(Hw) - See Statewide
MACON COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
MADISON COUNTY
(Hw) - See Statewide
(R) - See Barrow County
MARION COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
MERIWETHER COUNTY
(R) - See Chattahoochee County
(Hw) - See Statewide
MILLER COUNTY
(Hw) - See Statewide
(R) - See Baker County
MITCHELL COUNTY
(Hw) - See Statewide
(R) - See Baker County
MONROE COUNTY
(Hw) - See Statewide
MONTGOMERY COUNTY
(Hw) - See Statewide
MORGAN COUNTY
(Hw) - See Statewide
(R) - See Barrow County
MURRAY COUNTY
(Hw) - See Statewide
MUSCOGEE COUNTY
(B,R) - See Chattahoochee County
(Hw) - See Statewide
NEWTON COUNTY
(Hw) - See Statewide
(R) - See Barrow County
OCONEE COUNTY
(Hw) - See Statewide
(R) - See Barrow County
OGLETHORPE COUNTY
(Hw) - See Statewide
(R) - See Barrow County
PAULDING COUNTY
(Hw) - See Statewide
PEACH COUNTY
(Hw) - See Statewide
PICKENS COUNTY
(Hw) - See Statewide
PIERCE COUNTY
(R) - See Charlton County
(Hw) - See Statewide

GEORGIA (Cont'd.)

CHATHAM COUNTY
Decision #AR-4064 (B)
39 FR 42017 - 12/6/74
Mod. #1 - 40 FR 16478 - 4/11/75
Mod. #2 - 40 FR 25325 - 6/13/75
(R) - See Bryan County
(D) - See Bryan County
CHATTAHOOCHEE COUNTY
Decision #GA75-1039 (B)
40 FR 16471 - 4/11/75
Mod. #1 - 40 FR 24455 - 6/6/75
Decision #AQ-4008 (R)
39 FR 9334 - 3/8/74
Mod. #1 - 40 FR 3003 - 1/17/75
(Hw) - See Statewide
CHATTOOGA COUNTY
(Hw) - See Statewide
CHEROKEE COUNTY
(Hw) - See Statewide
CLARKE COUNTY
(Hw) - See Statewide
(R) - See Barrow County
CLAY COUNTY
(R) - See Baker County
(Hw) - See Statewide
CLAYTON COUNTY
Decision #GA75-1019 (B)
40 FR 6020 - 2/7/75
Mod. #1 - 40 FR 16478 - 4/11/75
Mod. #2 - 40 FR 19326 - 5/2/75
Mod. #3 - 40 FR 28305 - 7/3/75
Decision #AQ-4052 (R)
39 FR 2328 - 1/18/74
Mod. #1 - 40 FR 3861 - 1/24/75
(Hw) - See Statewide
CLINCH COUNTY
(Hw) - See Statewide
COBB COUNTY
(B,R) - See Clayton County
(Hw) - See Statewide
COFFEE COUNTY
(Hw) - See Statewide
COLQUITT COUNTY
(Hw) - See Statewide
COLUMBIA COUNTY
(R) - See Burke County
(Hw) - See Statewide
COOK COUNTY
(Hw) - See Statewide
COWETA COUNTY
(Hw) - See Statewide
CRAWFORD COUNTY
(Hw) - See Statewide
CRISP COUNTY
(Hw) - See Statewide
DADE COUNTY
(Hw) - See Statewide
DAWSON COUNTY
(Hw) - See Statewide
DECATUR COUNTY
(Hw) - See Statewide
(R) - See Baker County

GEORGIA (Cont'd.)

DEKALB COUNTY
(D,R) - See Clayton County
(Hw) - See Statewide
DODGE COUNTY
(Hw) - See Statewide
DOOLY COUNTY
(Hw) - See Statewide
DOUGHERTY COUNTY
(Hw) - See Statewide
(R) - See Baker County
DOUGLAS COUNTY
(Hw) - See Statewide
EARLY COUNTY
(Hw) - See Statewide
(R) - See Baker County
ECHOLS COUNTY
(Hw) - See Statewide
EFFINGHAM COUNTY
(R) - See Bryan County
(Hw) - See Statewide
ELBERT COUNTY
(Hw) - See Statewide
(R) - See Barrow County
EMANUEL COUNTY
(Hw) - See Statewide
EVANS COUNTY
(R) - See Bryan County
(Hw) - See Statewide
FANNIN COUNTY
(Hw) - See Statewide
FAYETTE COUNTY
(Hw) - See Statewide
FLOYD COUNTY
(Hw) - See Statewide
FORSYTH COUNTY
(Hw) - See Statewide
FRANKLIN COUNTY
(Hw) - See Statewide
FULTON COUNTY
(Hw) - See Statewide
(B,R) - See Clayton County
(Hw) - See Statewide
GILMER COUNTY
(Hw) - See Statewide
GLASCOCK COUNTY
(Hw) - See Statewide
(R) - See Burke County
GLYNN COUNTY
(D) - See Bryan County
(Hw) - See Statewide
GORDON COUNTY
(Hw) - See Statewide
GRADY COUNTY
(Hw) - See Statewide
(R) - See Baker County
GREENE COUNTY
(R) - See Barron County
(Hw) - See Statewide







GEORGIA (Cont'd.)

PIKE COUNTY
(Hw) - See Statewide
POLK COUNTY
(Hw) - See Statewide
PULASKI COUNTY
(Hw) - See Statewide
PUTNAM COUNTY
(Hw) - See Statewide
QUITMAN COUNTY
(Hw) - See Statewide
(R) - See Baker County
RABUN COUNTY
(Hw) - See Statewide
RANDOLPH COUNTY
(Hw) - See Statewide
(R) - See Baker County
RICHMOND COUNTY
Decision #GA75-1005 (B)
40 FR 3091 - 1/17/75
Mod. #1 - 40 FR 6900 - 2/14/75
Mod. #2 - 40 FR 19328 - 5/2/75
Mod. #3 - 40 FR 28305 - 7/3/75
(Hw) - See Statewide
(R) - See Burke County
ROCKDALE COUNTY
(Hw) - See Statewide
SCHLEY COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
SCREVEN COUNTY
(Hw) - See Statewide
SEMINOLE COUNTY
(Hw) - See Statewide
(R) - See Baker County
SPALDING COUNTY
(Hw) - See Statewide
STEPHENS COUNTY
(Hw) - See Statewide
STEWART COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
SUMTER COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
TALBOT COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
TALIAFERRO COUNTY
(R) - See Burke County
(Hw) - See Statewide
TATTNALL COUNTY
(Hw) - See Statewide
TAYLOR COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
TELFAIR COUNTY
(Hw) - See Statewide
TERRELL COUNTY
(Hw) - See Statewide
(R) - See Baker County
THOMAS COUNTY
(Hw) - See Statewide

GEORGIA (Cont'd.)

TIFT COUNTY
(Hw) - See Statewide
TOOMBS COUNTY
(Hw) - See Statewide
TOWNS COUNTY
(Hw) - See Statewide
TREUTLEN COUNTY
(Hw) - See Statewide
TROUP COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
TURNER COUNTY
(Hw) - See Statewide
TWIGGS COUNTY
(Hw) - See Statewide
UNION COUNTY
(Hw) - See Statewide
UPSON COUNTY
(Hw) - See Statewide
WALKER COUNTY
(Hw) - See Statewide
WALTON COUNTY
(Hw) - See Statewide
(R) - See Barron County
WARE COUNTY
Decision #GA75-1008 (B)
40 FR 3093 - 1/17/75
(R) - See Charlton County
(Hw) - See Statewide
WARREN COUNTY
(Hw) - See Statewide
(R) - See Burke County
WASHINGTON COUNTY
(Hw) - See Statewide
(R) - See Burke County
WAYNE COUNTY
(Hw) - See Statewide
WEBSTER COUNTY
(Hw) - See Statewide
(R) - See Chattahoochee County
WHEELER COUNTY
(Hw) - See Statewide
WHITE COUNTY
(Hw) - See Statewide
WHITFIELD COUNTY
(Hw) - See Statewide
WILCOX COUNTY
(Hw) - See Statewide
WILKES COUNTY
(R) - See Burke County
(Hw) - See Statewide
WILKINSON COUNTY
(Hw) - See Statewide
WORTH COUNTY
(Hw) - See Statewide

GUAM

GUAM
Decision #AR-1029 (B,H,Hw,R)
39 FR 32448 - 9/6/74

HAWAII

STATEWIDE
Decision #HI75-5002 (B,H,Hw.D,R)
40 FR 3888 - 1/24/75
Mod. #1 - 40 FR 12003 - 3/14/75
Mod. #2 - 40 FR 12953 - 3/21/75
Mod. #3 - 40 FR 16479 - 4/11/75

IDAHO

STATEWIDE
Decision #ID75-5056 (B,H,Hw)
40 FR 20566 - 5/9/75
ADA COUNTY
Decision #AQ-1029 (R)
38 FR 24513 - 9/7/73
Mod. #1 - 38 FR 26543 - 9/21/73
(B,H,Hw) - See Statewide
ADAMS COUNTY
(B,H,Hw) - See Statewide
BANNOCK COUNTY
(B,H,Hw) - See Statewide
BEAR LAKE COUNTY
(B,H,Hw) - See Statewide
BENEWAH COUNTY
(B,H,Hw) - See Statewide
BINGHAM COUNTY
(B,H,Hw) - See Statewide
BLAINE COUNTY
(B,H,Hw) - See Statewide
BOISE COUNTY
(B,H,Hw) - See Statewide
BONNER COUNTY
(B,H,Hw) - See Statewide
BONNEVILLE COUNTY
(B,H,Hw) - See Statewide
BOUNDARY COUNTY
(B,H,Hw) - See Statewide
BUTTE COUNTY
(B,H,Hw) - See Statewide
CAMAS COUNTY
(B,H,Hw) - See Statewide
CANYON COUNTY
(B,H,Hw) - See Statewide
CARIBOU COUNTY
(B,H,Hw) - See Statewide
CASSIA COUNTY
(B,H,Hw) - See Statewide
CLARK COUNTY
(B,H,Hw) - See Statewide
CLEARWATER COUNTY
(B,H,Hw) - See Statewide
CUSTER COUNTY
(B,H,Hw) - See Statewide
ELMORE COUNTY
(B,H,Hw) - See Statewide
FRANKLIN COUNTY
(B,H,Hw) - See Statewide

IDAHO (Cont'd)

FREMONT COUNTY
(B,H,Hw) - See Statewide
GEM COUNTY
(B,H,Hw) - See Statewide
GOODING COUNTY
(B,H,Hw) - See Statewide
IDAHO COUNTY
(B,H,Hw) - See Statewide
JEFFERSON COUNTY
(B,H,Hw) - See Statewide
JEROME COUNTY
(B,H,Hw) - See Statewide
KOOTENAI COUNTY
(B,H,Hw) - See Statewide
LATAH COUNTY
(B,H,Hw) - See Statewide
LEMHI COUNTY
(B,H,Hw) - See Statewide
LEWIS COUNTY
(B,H,Hw) - See Statewide
LINCOLN COUNTY
(B,H,Hw) - See Statewide
MADISON COUNTY
(B,H,Hw) - See Statewide
MINIDOKA COUNTY
(B,H,Hw) - See Statewide
NEZ PERCE COUNTY
(B,H,Hw) - See Statewide
ONEIDA COUNTY
(B,H,Hw) - See Statewide
OWYHEE COUNTY
(B,H,Hw) - See Statewide
PAYETTE COUNTY
(B,H,Hw) - See Statewide
POWER COUNTY
(B,H,Hw) - See Statewide
SHOSHONE COUNTY
(B,H,Hw) - See Statewide
TETON COUNTY
(B,H,Hw) - See Statewide
TWIN FALLS COUNTY
(B,H,Hw) - See Statewide
VALLEY COUNTY
(B,H,Hw) - See Statewide
WASHINGTON COUNTY
(B,H,Hw) - See Statewide

ILLINOIS

ADAMS COUNTY
Decision #IL75-2055 (B)
40 FR 15265 - 4/4/75
Decision #IL75-2082 (H,Hw)
40 FR 26190 - 6/20/75
ALEXANDER COUNTY
Decision #IL75-2084 (H,Hw)
40 FR 27419 - 6/27/75
Decision #IL75-2036 (D)
40 FR 6023 - 2/7/75

ILLINOIS (Cont'd.)

BOND COUNTY
Decision #IL75-2087 (H,Hw)
40 FR 28330 - 7/3/75
BOONE COUNTY
Decision #IL75-2078 (H,Hw)
40 FR 23637 - 5/30/75
Mod. #1 - 40 FR 26182 - 6/20/75
BROWN COUNTY
(B,H,Hw) - See Adams County
(D) - See Alexander County
BUREAU COUNTY
Decision #IL75-2035 (B)
40 FR 5961 - 2/7/75
Mod. #1 - 40 FR 8694 - 2/21/75
Mod. #2 - 40 FR 12004 - 3/14/75
Mod. #3 - 40 FR 19325 - 5/2/75
Decision #IL75-2079 (H,Hw)
40 FR 25382 - 6/13/75
Mod. #1 - 40 FR 27403 - 6/27/75
CALHOUN COUNTY
(H,Hw) - See Bond County
(D) - See Alexander County
CARROLL COUNTY
(H,Hw) - See Bureau County
CASS COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
CHAMPAIGN COUNTY
Decision #AR-3170 (B)
39 FR 40421 - 11/15/74
Mod. #1 - 40 FR 12006 - 3/14/75
Decision #IL75-2081 (H,Hw)
40 FR 25395 - 6/13/75
CHRISTIAN COUNTY
(H,Hw) - See Adams County
Decision #IL75-2041 (B)
40 FR 7769 - 2/21/75
CLARK COUNTY
(H,Hw) - See Champaign County
CLAY COUNTY
Decision #IL75-2083 (H,Hw)
40 FR 26194 - 6/20/75
CLINTON COUNTY
(H,Hw) - See Bond County
COLES COUNTY
(H,Hw) - See Champaign County
COOK COUNTY
Decision #IL75-2092 (B,H,Hw,R)
40 FR 28343 - 7/3/75
Decision #IL75-5051 (D)
40 FR 16529 - 4/11/75

ILLINOIS

COOK COUNTY (Cont'd.)
Decision #IL75-2015 (H,Hw)
40 FR 6927 - 2/14/75
CRAWFORD COUNTY
(H,Hw) - See Clay County
CUMBERLAND COUNTY
(H,Hw) - See Champaign County
DEKALB COUNTY
(H,Hw) - See Boone County
DEWITT COUNTY
(B) - See Christian County
(H,Hw) - See Champaign County
DOUGLAS COUNTY
(H,Hw) - See Champaign County
DU PAGE COUNTY
Decision #IL75-2050 (B,R)
40 FR 12029 - 3/7/75
Mod. #1 - 40 FR 18276 - 4/25/75
Mod. #2 - 40 FR 19325 - 5/2/75
(H,Hw) - See Boone County
EDGAR COUNTY
(H,Hw) - See Champaign County
EDWARDS COUNTY
(H,Hw) - See Clay County
EFFINGHAM COUNTY
(H,Hw) - See Clay County
FAYETTE COUNTY
(H,Hw) - See Clay County
FORD COUNTY
Decision #IL75-2052 (B)
40 FR 15261 - 4/4/75
Mod. #1 - 40 FR 19325 - 5/2/75
Decision #IL75-2086 (H,Hw)
40 FR 28333 - 7/3/75
FRANKLIN COUNTY
(H,Hw) - See Alexander County
FULTON COUNTY
Decision #IL75-2080 (H,Hw)
40 FR 25389 - 6/13/75
Mod. #1 - 40 FR 27404 - 6/27/75
GALLATIN COUNTY
(H,Hw) - See Alexander County
(D) - See Alexander County
GREENE COUNTY
(H,Hw) - See Bond County
(D) - See Alexander County
GRUNDY COUNTY
(H,Hw) - See Ford County
HAMILTON COUNTY
(H,Hw) - See Clay County
HANCOCK COUNTY
(H,Hw) - See Fulton County
HARDIN COUNTY
(H,Hw) - See Alexander County
(D) - See Alexander County
HENDERSON COUNTY
(H,Hw) - See Fulton County
HENRY COUNTY
(H,Hw) - See Bureau County

INDIANA (Cont'd.)

IROQUOIS COUNTY
(B,H,Hw) - See Ford County
JACKSON COUNTY
(H,Hw) - See Alexander County
(D) - See Alexander County
JASPER COUNTY
(H,Hw) - See Clay County
JEFFERSON COUNTY
(H,Hw) - See Clay County
JERSEY COUNTY
(H,Hw) - See Bond County
(D) - See Alexander County
JO DAVIESS COUNTY
(H,Hw) - See Bureau County
JOHNSON COUNTY
(H,Hw) - See Alexander County
KANE COUNTY
(B,R) - See Du Page County
(H,Hw) - See Boone County
KANKAKEE COUNTY
(B,H,Hw) - See Ford County
KENDALL COUNTY
(H,Hw) - See Boone County
KNOX COUNTY
(H,Hw) - See Fulton County
LAKE COUNTY
(B,R) - See Du Page County
(D) - See Cook County
(H,Hw) - See Boone County
LA SALLE COUNTY
(B) - See Bureau County
(H,Hw) - See Ford County
LAWRENCE COUNTY
(H,Hw) - See Clay County
LEE COUNTY
(H,Hw) - See Bureau County
LIVINGSTON COUNTY
(B) - See Bureau County
LOGAN COUNTY
(H,Hw) - See Adams County
MCDONOUGH COUNTY
(H,Hw) - See Fulton County
MCHENRY COUNTY
(H,Hw) - See Fulton County
Mc LEAN COUNTY
(H,Hw) - See Ford County
MACON COUNTY
(B) - See Christian County
(H,Hw) - See Champaign County
MACAUPIN COUNTY
(H,Hw) - See Bond County
MADISON COUNTY
Decision #IL75-2016 (B,R)
40 FR 6931 - 2/14/75
Mod. #1 - 40 FR 22733 - 5/23/75
(H,Hw) - See Bond County







ILLINOIS (Cont'd)

MARION COUNTY
(H,Hw) - See Clay County
MARSHALL COUNTY
(B) - See Bureau County
(H,Hw) - See Ford County
MASON COUNTY
(H,Hw) - See Adams County
MASSAC COUNTY
(H,Hw) - See Alexander County
MENARD COUNTY
(H,Hw) - See Adams County
MERCER COUNTY
(H,Hw) - See Fulton County
MONROE COUNTY
(H,Hw) - See Bond County
(D) - See Alexander County
MONTGOMERY COUNTY
(H,Hw) - See Bond County
MORGAN COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
MOULTRIE COUNTY
(B) - See Christian County
(H,Hw) - See Champaign County
OGLE COUNTY
(H,Hw) - See Bureau County
PEORIA COUNTY
Decision #AR-3069 (B,R,D)
39 FR 28813 - 8/9/74
Mod. #1 - FR 42806 - 12/6/74
Mod. #2 - 40 FR 12005 - 3/14/75
(H,Hw) - See Fulton County
PERRY COUNTY
(H,Hw) - See Alexander County
PIATT COUNTY
(B) - See Christian County
(H,Hw) - See Champaign County
PIKE COUNTY
(B,H,Hw) - See Adams County
(D) - See Alexander County
POPE COUNTY
(H,Hw,D) - See Alexander County
PULASKI COUNTY
(H,Hw,D) - See Alexander County
PUTNAM COUNTY
(B) - See Bureau County
(H,Hw) - See Ford County
RANDOLPH COUNTY
(H,Hw,D) - See Alexander County
RICHLAND COUNTY
(H,Hw) - See Clay County
ROCK ISLAND COUNTY
Decision #IL75-2051 (B)
40 FR 12976 - 3/21/75
(H,Hw) - See Bureau County
SAINT CLAIR COUNTY
(B,R) - See Madison County
(H,Hw) - See Bond County
(D) - See Alexander County

ILLINOIS (Cont'd)

SALINE COUNTY
(H,Hw) - See Alexander County
SANGAMON COUNTY
Decision #AR-3072 (B,R)
39 FR 28822 - 8/9/74
Mod. #1 - 39 FR 43459 - 12/13/74
Mod. #2 - 40 FR 12006 - 3/14/75
(H,Hw) - See Adams County
SCHUYLER COUNTY
(H,Hw) - See Adams County
SCOTT COUNTY
(H,Hw) - See Adams County
(D) - See Alexander County
SHELBY COUNTY
(B) - See Christian County
(H,Hw) - See Champaign County
STARK COUNTY
(H,Hw) - See Fulton County
STEPHENSON COUNTY
(H,Hw) - See Bureau County
TAZEWELL COUNTY
(B,R,D) - See Peoria County
(H,Hw) - See Fulton County
UNION COUNTY
(H,Hw,D) - See Alexander County
VERMILLION COUNTY
(H,Hw) - See Champaign County
(B) - See Champaign County
WABASH COUNTY
(H,Hw) - See Clay County
WARREN COUNTY
(H,Hw) - See Fulton County
WASHINGTON COUNTY
(H,Hw) - See Bond County
WAYNE COUNTY
(H,Hw) - See Clay County
WHITE COUNTY
(H,Hw) - See Clay County
WHITESIDE COUNTY
(H,Hw) - See Bureau County
WILL COUNTY
(B,R) - See Du Page County
(H,Hw) - See Boone County
WILLIAMSON COUNTY
Decision #IL75-2043 (B)
40 FR 8736 - 2/28/75
Mod. #1 - 40 FR 18276 - 4/25/75
(H,Hw) - See Alexander County
WINNEBAGO COUNTY
Decision #IL75-2044 (B)
40 FR 10893 - 3/7/75
(H,Hw) - See Bureau County
WOODFORD COUNTY
(B) - See Bureau County
(H,Hw) - See Ford County

INDIANA

ADAMS COUNTY
Decision #IN75-2037 (H,Hw)
40 FR 7814 - 2/21/75
Mod. #1 - 40 FR 21655 - 5/16/75
ALLEN COUNTY
Decision #IN75-2088 (B)
40 FR 27422 - 6/27/75
Decision #AQ-3000 (R)
38 FR 22341 - 8/17/73
(H,Hw) - See Adams County
BARTHOLOMEW COUNTY
Decision #IN75-2018 (B)
40 FR 4809 - 1/31/75
Mod. #1 - 40 FR 10871 - 3/7/75
Mod. #2 - 40 FR 20557 - 5/9/75
Mod. #3 - 40 FR 25320 - 6/13/75
Decision #IN75-2046 (H,Hw)
40 FR 7831 - 2/21/75
Mod. #1 - 40 FR 21656 - 5/16/75
Mod. #2 - 40 FR 25323 - 6/13/75
BENTON COUNTY
(B) - See Allen County
Decision #IN75-2038 (H,Hw)
40 FR 7820 - 2/21/75
Mod. #1 - 40 FR 21655 - 5/16/75
BLACKFORD COUNTY
Decision #IN75-2039 (H,Hw)
40 FR 7824 - 2/21/75
Mod. #1 - 40 FR 12953 - 3/21/75
Mod. #2 - 40 FR 21656 - 5/16/75
BOONE COUNTY
Decision #AP-668 (R)
38 FR 13247 - 5/18/73
(H,Hw) - See Bartholomew County
BROWN COUNTY
(H,Hw) - See Bartholomew County
CARROLL COUNTY
(H,Hw) - See Benton County
CASS COUNTY
(H,Hw) - See Benton County
CLARK COUNTY
Decision #IL75-2036 (D)
40 FR 6023 - 2/7/75
(H,Hw) - See Bartholomew County
CLAY COUNTY
(H,Hw) - See Bartholomew County
CLINTON COUNTY
(H,Hw) - See Benton County
CRAWFORD COUNTY
(H,Hw) - See Bartholomew County
(D) - See Clark County
DAVIESS COUNTY
(H,Hw) - See Bartholomew County
DEARBORN COUNTY
(B) - See Allen County
(H,Hw) - See Bartholomew County

INDIANA (cont'd)

DECATUR COUNTY
(H,Hw) - See Bartholomew County
DEKALB COUNTY
(H,Hw) - See Adams County
DELAWARE COUNTY
(B) - See Allen County
(H,Hw) - See Blackford County
DUBOIS COUNTY
(H,Hw) - See Bartholomew County
ELKHART COUNTY
(H,Hw) - See Adams County
FAYETTE COUNTY
(H,Hw) - See Blackford County
FLOYD COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
FOUNTAIN COUNTY
(H,Hw) - See Bartholomew County
FRANKLIN COUNTY
(H,Hw) - See Bartholomew County
FULTON COUNTY
(H,Hw) - See Benton County
GIBSON COUNTY
(H,Hw) - See Bartholomew County
GRANT COUNTY
(B) - See Allen County
(H,Hw) - See Blackford County
GREENE COUNTY
(H,Hw) - See Bartholomew County
HAMILTON COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
HANCOCK COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
HARRISON COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
HENDRICKS COUNTY
(H,Hw) - See Bartholomew County
(R) - See Boone County
HENRY COUNTY
(H,Hw) - See Blackford County
HOWARD COUNTY
(H,Hw) - See Benton County
HUNTINGTON COUNTY
(H,Hw) - See Adams County
JACKSON COUNTY
(H,Hw) - See Bartholomew County
JASPER COUNTY
(H,Hw) - See Benton County
JAY COUNTY
(H,Hw) - See Blackford County

INDIANA (Cont'd)

JEFFERSON COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
JENNINGS COUNTY
(H,Hw) - See Bartholomew County
JOHNSON COUNTY
(H,Hw) - See Blackford County
(R) - See Boone County
KNOX COUNTY
(H,Hw) - See Bartholomew County
KOSCIUSKO COUNTY
(H,Hw) - See Adams County
LAGRANGE COUNTY
(H,Hw) - See Adams County
LAKE COUNTY
Decision #IN75-2089 (B,H,Hw)
40 FR 28346 - 7/3/75
Decision #AQ-3095 (H)
39 FR 5982 - 2/15/74
Mod. #1 - 39 FR 14161 - 12/20/74
LAPORTE COUNTY
(B,H,Hw) - See Lake County
(D) - See Lake County
LAWRENCE COUNTY
(H,Hw) - See Bartholomew County
MADISON COUNTY
(H,Hw) - See Blackford County
MARION COUNTY
(B) - See Allen County
(R) - See Boone County
(H,Hw) - See Blackford County
MARSHALL COUNTY
(H,Hw) - See Adams County
MARTIN COUNTY
(H,Hw) - See Bartholomew County
MIAMI COUNTY
(H,Hw) - See Benton County
MONROE COUNTY
(B) - See Allen County
(H,Hw) - See Bartholomew County
MONTGOMERY COUNTY
(H,Hw) - See Bartholomew County
MORGAN COUNTY
(R) - See Boone County
(H,Hw) - See Bartholomew County
NEWTON COUNTY
(H,Hw) - See Benton County
NOBLE COUNTY
(H,Hw) - See Adams County

INDIANA (Cont'd.)

OHIO COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
ORANGE COUNTY
(H,Hw) - See Bartholomew County
OWEN COUNTY
(H,Hw) - See Bartholomew County
PARKE COUNTY
(H,Hw) - See Bartholomew County
PERRY COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
PIKE COUNTY
(H,Hw) - See Bartholomew County
PORTER COUNTY
(B,H,Hw) - See Lake County
(D) - See Lake County
POSEY COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
PULASKI COUNTY
(H,Hw) - See Benton County
PUTNAM COUNTY
(H,Hw) - See Bartholomew County
RANDOLPH COUNTY
(H,Hw) - See Blackford County
RIPLEY COUNTY
(H,Hw) - See Bartholomew County
RUSH COUNTY
(H,Hw) - See Blackford County
SAINT JOSEPH COUNTY
(B,H,Hw) - See Lake County
SCOTT COUNTY
(H,Hw) - See Bartholomew County
SHELBY COUNTY
(R) - See Boone County
(H,Hw) - See Blackford County
SPENCER COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
STARKE COUNTY
(H,Hw) - See Adams County
STEUBEN COUNTY
(H,Hw) - See Adams County
SULLIVAN COUNTY
(H,Hw) - See Bartholomew County
SWITZERLAND COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County





INDIANA (Cont'd)

TIPPECANOE COUNTY
(B,H,Hw) - See Benton County
TIPTON COUNTY
(H,Hw) - See Benton County
UNION COUNTY
(H,Hw) - See Blackford County
VANDERBURGH COUNTY
(B) - See Allen County
(D) - See Clark County
(H,Hw) - See Bartholomew County
VERMILLION COUNTY
(H,Hw) - See Bartholomew County
VIGO COUNTY
(B) - See Allen County
(H,Hw) - See Bartholomew County
WABASH COUNTY
(H,Hw) - See Benton County
WARREN COUNTY
(H,Hw) - See Bartholomew County
WARRICK COUNTY
(D) - See Clark County
(H,Hw) - See Bartholomew County
WASHINGTON COUNTY
(H,Hw) - See Bartholomew County
WAYNE COUNTY
(H,Hw) - See Blackford County
WELLS COUNTY
(H,Hw) - See Adams County
WHITE COUNTY
(H,Hw) - See Benton County
WHITLEY COUNTY
(H,Hw) - See Adams County

IOWA

ADAIR COUNTY
None
ADAMS COUNTY
None
ALLAMAKEE COUNTY
None
APPANOOSE COUNTY
Decision #AR-73 (Hw)
39 FR 38797 - 11/1/74
Mod. #1 - 40 FR 4786 - 1/31/75
AUDUBON COUNTY
None
BENTON COUNTY
Decision #IA75-4081 (Hw)
40 FR 17507 - 4/18/75
BLACK HAWK COUNTY
Decision #IA75-4034 (B,H,Hw)(City of Waterloo & abutting Municipalities
40 FR 4823 - 1/31/75
Mod. #1 - 40 FR 6900 - 2/14/75
Mod. #2 - 40 FR 12955 - 3/21/75
Mod. #3 - 40 FR 14201 - 3/28/75
Mod. #4 - 40 FR 15271 - 4/4/75
Mod. #5 - 40 FR 25323 - 6/13/75
BOONE COUNTY
None
BREMER COUNTY
None
BUCHANAN COUNTY
None
BUENA VISTA COUNTY
None
BUTLER COUNTY
None
CALHOUN COUNTY
None
CARROLL COUNTY
Decision #AM-6712 (H,Hw)
37 FR 7429 - 4/14/72
Mod. #1 - 39 FR 40404 - 11/15/74
CASS COUNTY
(H,Hw) - See Carroll County
CEDAR COUNTY
None
CERRO GORDO COUNTY (MASON CITY)
Decision #IA75-4035 (B,H,Hw)
40 FR 4826 - 1/31/75
Mod. #1 - 40 FR 6901 - 2/14/75
Mod. #2 - 40 FR 14201 - 3/28/75
Mod. #3 - 40 FR 25323 - 6/13/75
CHEROKEE COUNTY
None
CHICKASAW COUNTY
None
CLARKE COUNTY
None

IOWA (Cont'd)

CLAY COUNTY
(H,Hw) - See Carroll County
CLAYTON COUNTY
None
CLINTON COUNTY (City of Clinton and abbutting municipalities)
Decision #IA75-4036 (B,H,Hw)
40 FR 4828 - 1/31/75
Mod. #1 - 40 FR 6900 - 2/14/75
Mod. #2 - 40 FR 12954 - 3/21/75
Mod. #3 - 40 FR 14201 - 3/28/75
Mod. #4 - 40 FR 23629 - 5/30/75
CRAWFORD COUNTY
(H,Hw) - See Carroll County
DALLAS COUNTY
None
DAVIS COUNTY
(Hw) - See Appanoose County
DECATUR COUNTY
None
DELAWARE COUNTY
None
DES MOINES COUNTY (City of Burlington and Abutting Municipalities; and Burlington Ordnance Plant)
Decision #IA75-4037 (B,H,Hw)
40 FR 4831 - 1/31/75
Mod. #1 - 40 FR 6901 - 2/14/75
Mod. #2 - 40 FR 12954 - 3/21/75
Mod. #3 - 40 FR 14202 - 3/28/75
Mod. #4 - 40 FR 23629 - 5/30/75
DICKINSON COUNTY
None
DUBUQUE COUNTY (City of Dubuque and abutting municipalities)
Decision #IA75-4038 (B,H,Hw)
40 FR 4834 - 1/31/75
Mod. #1 - 40 FR 14202 - 3/28/75
EMMET COUNTY
None
FAYETTE COUNTY
None
FLOYD COUNTY
None
FRANKLIN COUNTY
None
FREMONT COUNTY
Decision #NE75-4054 (Channel Stabilization)
40 FR 8739 - 2/28/75
GREENE COUNTY
None
GRUNDY COUNTY
None

IOWA (Cont'd)

GUTHRIE COUNTY
None
HAMILTON COUNTY
None
HANCOCK COUNTY
None
HARDIN COUNTY
None
HARRISON COUNTY
(Chann. Stab.) - See Fremont Co.
HENRY COUNTY
None
HOWARD COUNTY
(H,Hw) - See Carroll County
HUMBOLDT COUNTY
None
IDA COUNTY
None
IOWA COUNTY
(Hw) - See Benton County
JACKSON COUNTY
None
JASPER COUNTY
None
JEFFERSON COUNTY
(Hw) - See Appanoose County
JOHNSON COUNTY (City of Iowa City and abutting municipalities)
Decision #IA75-4039 (B,H,Hw)
40 FR 4836 - 1/31/75
Mod. #1 - 40 FR 6902 - 2/14/75
Mod. #2 - 40 FR 14202 - 3/28/75
Mod. #3 - 40 FR 18276 - 4/25/75
(Hw) - See Benton County
JONES COUNTY
None
KEOKUK COUNTY
(Hw) - See Benton County
KOSSUTH COUNTY
None
LEE COUNTY
None
LINN COUNTY
Decision #IA75-4040 (B,H,Hw)
40 FR 4839 - 1/31/75
Mod. #1 - 40 FR 6902 - 2/14/75
Mod. #2 - 40 FR 14202 - 3/28/75
Mod. #3 - 40 FR 18276 - 4/25/75

IOWA (Cont'd.)

LOUISA COUNTY
None
LUCAS COUNTY
None
LYON COUNTY
None
MADISON COUNTY
None
MAHASKA COUNTY
(Hw) - See Benton County
MARION COUNTY
None
MARSHALL COUNTY
None
MILLS COUNTY
(Channel Stab.) - See Freemont Co.
MITCHELL COUNTY
None
MONONA COUNTY
(H,Hw) - See Carroll County
(Channel Stab.) - See Freemont Co.
MONROE COUNTY
None
MONTGOMERY COUNTY
None
MUSCATINE COUNTY
O'BRIEN COUNTY
(H,Hw) - See Carroll County
OSCEOLA COUNTY
(H,Hw) - See Carroll County
PAGE COUNTY
None
PALO ALTO COUNTY
None
PLYMOUTH COUNTY
None
POCAHONTAS COUNTY
None
POLK COUNTY
Decision #IA75-4041 (B,H,Hw)
40 FR 4841 - 1/31/75
Mod. #1 - 40 FR 6903 - 2/14/75
Mod. #2 - 40 FR 14202 - 3/28/75
Mod. #3 - 40 FR 18276 - 4/25/75
Mod. #4 - 40 FR 22733 - 5/23/75
Mod. #5 - 40 FR 25323 - 6/13/75
POTTAWATTAMIE COUNTY (City of Council Bluffs and the area within 3 miles from the City Limits)
Decision #IA75-4042 (B,H,Hw)
40 FR 4843 - 1/31/75
Mod. #1 - 40 FR 6903 - 2/14/75
Mod. #2 - 40 FR 12955 - 3/21/75
Mod. #3 - 40 FR 14202 - 3/28/75
Mod. #4 - 40 FR 15271 - 4/4/75
Mod. #5 - 40 FR 18277 - 4/25/75
Mod. #6 - 40 FR 22733 - 5/23/75
(Chann. Stab.) - See Freemont County

IOWA (Cont'd)

POWESHIEK COUNTY
(Hw) - See Benton County
RINGGOLD COUNTY
(H,Hw) - See Carroll County
SAC COUNTY
None
SCOTT COUNTY
Decision #IA75-4043 (B,H,Hw)
40 FR 4845 - 1/31/75
Mod. #1 - 40 FR 6903 - 2/14/75
Mod. #2 - 40 FR 14203 - 3/28/75
Mod. #3 - 40 FR 18277 - 4/25/75
Mod. #4 - 40 FR 23629 - 5/30/75
SHELBY COUNTY
None
SIOUX COUNTY
None
STORY COUNTY (City of Ames and abutting municipalities)
Decision #IA75-4044 (B,H,Hw)
40 FR 4848 - 1/31/75
Mod. #1 - 40 FR 6904 - 2/14/75
Mod. #2 - 40 FR 14203 - 3/28/75
Mod. #3 - 40 FR 25323 - 6/13/75
TAMA COUNTY
(Hw) - See Benton County
TAYLOR COUNTY
(H,Hw) - See Carroll County
UNION COUNTY
None
VAN BUREN COUNTY
(Hw) - See Appanoose County
WAPELLO COUNTY
(Hw) - See Appanoose County
WARREN COUNTY
None
WASHINGTON COUNTY
(Hw) - See Benton County
WAYNE COUNTY
None
WEBSTER COUNTY (City of Fort Dodge)
Decision #IA75-4074 (B,H,Hw)
40 FR 15295 - 4/4/75
Mod. #1 - 40 FR 23630 - 5/30/75
Mod. #2 - 40 FR 25324 - 6/13/75
WINNEBAGO COUNTY
None
WINNESHIEK COUNTY
None

IOWA (Cont'd.)

WOODBURY COUNTY (City of Sioux City and abutting municipalities)
Decision #IA75-4046 (D)
40 FR 4852 - 1/31/75
Mod. #1 - 40 FR 6905 - 2/14/75
Mod. #2 - 40 FR 14203 - 3/28/75
Mod. #3 - 40 FR 23629 - 5/30/75
Mod. #4 - 40 FR 25324 - 6/13/75
(Chann. Stab.) - See Freemont Co.
WORTH COUNTY
None
WRIGHT COUNTY
None

KANSAS

ALLEN COUNTY
Decision #KS75-4051 (Hw,W&S)
40 FR 6056 - 2/7/75
Mod. #1 - 40 FR 7775 - 2/21/75
ANDERSON COUNTY
(Hw, W&S) - See Allen County
ATCHISON COUNTY
Decision #MO75-4070 (D)
40 FR 14225 - 3/28/75
(Hw, W&S) - See Allen County
BARBER COUNTY
Decision #KS75-4053 (Hw, W&S)
40 FR 6058 - 2/7/75
Mod. #1 - 40 FR 7775 - 2/21/75
BARTON COUNTY
(Hw, W&S) - See Barber County
BOURBON COUNTY
(Hw, W&S) - See Allen County
BROWN COUNTY
(Hw, W&S) - See Allen County
BUTLER COUNTY
(Hw, W&S) - See Allen County
CHASE COUNTY
(Hw, W&S) - See Allen County
CHAUTAUQUA COUNTY
(Hw, W&S) - See Allen County
CHEROKEE COUNTY
(Hw, W&S) - See Allen County
CHEYENNE COUNTY
(Hw, W&S) - See Barber County
CLARK COUNTY
(Hw, W&S) - See Barber County

KANSAS (Cont'd.)

CLAY COUNTY
(Hw, W&S) - See Allen County
CLOUD COUNTY
(Hw, W&S) - See Allen County
COFFEY COUNTY
(Hw, W&S) - See Allen County
COMANCHE COUNTY
(Hw, W&S) - See Barber County
COWLEY COUNTY
(Hw, W&S) - See Allen County
CRAWFORD COUNTY
(Hw, W&S) - See Allen County
DECATUR COUNTY
(Hw, W&S) - See Barber County
DICKINSON COUNTY
(Hw, W&S) - See Allen County
DONIPHAN COUNTY
(D) - See Atchison County
(Hw, W&S) - See Allen County
DOUGLAS COUNTY
Decision #KS75-4063 (Hw)
40 FR 12041 - 3/14/75
Mod. #1 - 40 FR 19326 - 5/2/75
EDWARDS COUNTY
(Hw, W&S) - See Barber County
ELK COUNTY
(Hw, W&S) - See Allen County
ELLIS COUNTY
(Hw, W&S) - See Barber County
ELLSWORTH COUNTY
(Hw, W&S) - See Barber County
FINNEY COUNTY
(Hw, W&S) - See Barber County
FORD COUNTY
(Hw, W&S) - See Barber County
FRANKLIN COUNTY
(Hw, W&S) - See Allen County
GEARY COUNTY
Decision #AQ-88 (R)
38 FR 11791 - 3/29/74
(Hw, W&S) - See Allen County
GOVE COUNTY
(Hw, W&S) - See Barber County
GRAHAM COUNTY
(Hw, W&S) - See Barber County
GRANT COUNTY
(Hw, W&S) - See Barber County
GRAY COUNTY
(Hw, W&S) - See Barber County
GREELEY COUNTY
(Hw, W&S) - See Barber County
GREENWOOD COUNTY
(Hw, W&S) - See Allen County





KANSAS (Cont'd.)

HAMILTON COUNTY
(Hw, W&S) - See Barber County
HARPER COUNTY
(Hw, W&S) - See Allen County
HARVEY COUNTY
(Hw, W&S) - See Allen County
HASKELL COUNTY
(Hw, W&S) - See Barber County
HODGEMAN COUNTY
(Hw, W&S) - See Barber County
JACKSON COUNTY
(Hw, W&S) - See Allen County
JEFFERSON COUNTY
(Hw) - See Douglas County
JEWELL COUNTY
(Hw, W&S) - See Barber County
JOHNSON COUNTY
Decision #MO75-4059 (B,H,Hw)
40 FR 8740 - 2/28/75
Mod. #1 - 40 FR 15273 - 4/4/75
Mod. #2 - 40 FR 17457 - 4/18/75
Decision #MO75-4071 (R)
40 FR 14226 - 3/28/75
Mod. #1 - 40 FR 17459 - 4/18/75
KEARNY COUNTY
(Hw, W&S) - See Barber County
KINGMAN COUNTY
(Hw, W&S) - See Allen County
KIOWA COUNTY
(Hw, W&S) - See Barber County
LABETTE COUNTY
(Hw, W&S) - See Allen County
LANE COUNTY
(Hw, W&S) - See Barber County
LEAVENWORTH COUNTY
Decision #KS75-4061 (B)
40 FR 12034 - 3/14/75
Mod. #1 - 40 FR 15271 - 4/4/75
(Hw) - See Douglas County
(D) - See Atchison County
LINCOLN COUNTY
(Hw, W&S) - See Barber County
LINN COUNTY
(Hw, W&S) - See Allen County
LOGAN COUNTY
(Hw, W&S) - See Barber County

KANSAS (Cont'd.)

LYON COUNTY
(Hw, W&S) - See Allen County
McPHERSON COUNTY
(Hw, W&S) - See Allen County
MARION COUNTY
(Hw, W&S) - See Allen County
MARSHALL COUNTY
(Hw, W&S) - See Allen County
MEADE COUNTY
(Hw, W&S) - See Barber County
MIAMI COUNTY
(Hw) - See Douglas County
MITCHELL COUNTY
(Hw, W&S) - See Barber County
MONTGOMERY COUNTY
(Hw, W&S) - See Allen County
MORRIS COUNTY
(Hw, W&S) - See Allen County
MORTON COUNTY
(Hw, W&S) - See Barber County
NEMAHA COUNTY
(Hw, W&S) - See Allen County
NEOSHO COUNTY
(Hw, W&S) - See Allen County
NESS COUNTY
(Hw, W&S) - See Barber County
NORTON COUNTY
(Hw, W&S) - See Barber County
OSAGE COUNTY
(Hw, W&S) - See Allen County
OSBORNE COUNTY
(Hw, W&S) - See Barber County
OTTAWA COUNTY
(Hw, W&S) - See Allen County
PAWNEE COUNTY
(Hw, W&S) - See Barber County
PHILLIPS COUNTY
(Hw, W&S) - See Barber County
POTTAWATOMIE COUNTY
(Hw, W&S) - See Allen County
PRATT COUNTY
(Hw, W&S) - See Barber County
RAWLINS COUNTY
(Hw, W&S) - See Barber County

KANSAS (Cont'd.)

RENO COUNTY
(Hw, W&S) - See Allen County
REPUBLIC COUNTY
(Hw, W&S) - See Allen County
RICE COUNTY
(Hw, W&S) - See Barber County
RILEY COUNTY
(Hw, W&S) - See Allen County
(R) - See Geary County
ROOKS COUNTY
(Hw, W&S) - See Barber County
RUSH COUNTY
(Hw, W&S) - See Barber County
RUSSELL COUNTY
(Hw, W&S) - See Barber County
SALINE COUNTY
(Hw, W&S) - See Allen County
SCOTT COUNTY
(Hw, W&S) - See Barber County
SEDGWICK COUNTY
Decision #AP-533 (R)
38 FR 16573 - 6/22/73
Decision #KS75-4065 (B)
40 FR 12048 - 3/14/75
Mod. #1 - 40 FR 15272 - 4/4/75
Decision #KS75-4052 (Hw, W&S)
40 FR 6057 - 2/7/75
Mod. #1 - 40 FR 7775 - 2/21/75
SEWARD COUNTY
(Hw, W&S) - See Barber County
SHAWNEE COUNTY
Decision #KS75-4062 (B)
40 FR 12038 - 3/14/75
Mod. #1 - 40 FR 15271 - 4/4/75
Decision #KS75-4064 (R)
40 FR 12045 - 3/14/75
Mod. #1 - 40 FR 15272 - 4/4/75
(Hw) - See Douglas County

KANSAS (Cont'd.)

SHERIDAN COUNTY
(Hw, W&S) - See Barber County
SHERMAN COUNTY
(Hw, W&S) - See Barber County
SMITH COUNTY
(Hw, W&S) - See Barber County
STAFFORD COUNTY
(Hw, W&S) - See Barber County
STANTON COUNTY
(Hw, W&S) - See Barber County
STEVENS COUNTY
(Hw, W&S) - See Barber County
SUMNER COUNTY
(Hw, W&S) - See Allen County
THOMAS COUNTY
(Hw, W&S) - See Barber County
TREGO COUNTY
(Hw, W&S) - See Barber County
WABAUNSEE COUNTY
(Hw, W&S) - See Allen County
WALLACE COUNTY
(Hw, W&S) - See Barber County
WASHINGTON COUNTY
(Hw, W&S) - See Allen County
WICHITA COUNTY
(Hw, W&S) - See Barber County
WILSON COUNTY
(Hw, W&S) - See Allen County
WOODSON COUNTY
(Hw, W&S) - See Allen County
WYANDOTTE COUNTY
(B,H,Hw,R) - See Johnson County
(D) - See Atchison County

KENTUCKY

ADAIR COUNTY
Decision #AR-4054 (H,Hw)
39 FR 39697 - 11/8/74
Mod. #1 - 39 FR 44907 - 12/27/74
Mod. #2 - 40 FR 3085 - 1/17/75
Mod. #3 - 40 FR 22734 - 5/23/75
ALLEN COUNTY
Decision #AR-4053 (H,Hw)
39 FR 39694 - 11/8/74
Mod. #1 - 40 FR 3085 - 1/17/75
Mod. #2 - 40 FR 22733 - 5/23/75
ANDERSON COUNTY
Decision #AR-4055 (H,Hw)
39 FR 39700 - 11/8/74
Mod. #1 - 40 FR 3086 - 1/17/75
Mod. #2 - 40 FR 22734 - 5/23/75
BALLARD COUNTY
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
(H,Hw) - See Allen County
BARREN COUNTY
(H,Hw) - See Adair County
BATH COUNTY
(H,Hw) - See Anderson County
Decision #AQ-4066 (R)
39 FR 4305 - 2/1/74
BELL COUNTY
(H,Hw) - See Adair County
Decision #AQ-4126 (B)
39 FR 22359 - 6/21/74
BOONE COUNTY
Decision #AR-4056 (H,Hw)
39 FR 39703 - 11/8/74
Mod. #1 - 40 FR 3082 - 1/17/75
Mod. #2 - 40 FR 4786 - 1/31/75
Decision #AR-4034 (B)
39 FR 33158 - 9/13/74
Mod. #1 - 40 FR 10D77 - 3/7/75
Mod. #2 - 40 FR 25325 - 6/13/75
Decision #IL75-2036 (D)
40 FR 6923 - 2/7/75
BOURBON COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
BOYD COUNTY
Decision #AR-4047 (B)
39 FR 38824 - 11/1/74
Mod. #1 - 40 FR 10878 - 3/7/75
Mod. #2 - 40 FR 19327 - 5/2/75
(H,Hw) - See Anderson County
(D) - See Boone County
BOYLE COUNTY
(H,Hw) - See Anderson County
BRACKEN COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
BREATHITT COUNTY
(H,Hw) - See Adair County

KENTUCKY (Cont'd)

BRECKINRIDGE COUNTY
Decision #AP-183 (R)
38 FR 11278 - 5/4/73
(H,Hw) - See Anderson County
(D) - See Boone County
BULLITT COUNTY
(D) - See Boone County
(H,Hw) - See Anderson County
(R) - See Breckinridge County
BUTLER COUNTY
(H,Hw) - See Allen County
CALDWELL COUNTY
(H,Hw) - See Allen County
CALLOWAY COUNTY
(H,Hw) - See Allen County
CAMPBELL COUNTY
(B,H,D,Hw) - See Boone County
CARLISLE COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
CARROLL COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
CARTER COUNTY
(H,Hw) - See Anderson County
CASEY COUNTY
(H,Hw) - See Adair County
CHRISTIAN COUNTY
(H,Hw) - See Allen County
CLARK COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
CLAY COUNTY
(H,Hw) - See Adair County
CLINTON COUNTY
(H,Hw) - See Adair County
CRITTENDEN COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
CUMBERLAND COUNTY
(H,Hw) - See Adair County
DAVIESS COUNTY
Decision #AQ-4122 (B)
39 FR 20281 - 6/7/74
(H,Hw) - See Allen County
(D) - See Boone County
EDMONSON COUNTY
(H,Hw) - See Allen County
ELLIOTT COUNTY
(H,Hw) - See Anderson County
ESTILL COUNTY
(H,Hw) - See Adair County

KENTUCKY (Cont'd)

FAYETTE COUNTY
Decision #AR-4018 (B)
39 FR 20836 - 6/9/74
Mod. #1 - 39 FR 32442 - 9/6/74
Mod. #2 - 39 FR 40406 - 11/15/74
Mod. #3 - 40 FR 10875 - 3/7/75
(H,Hw) - See Anderson County
(R) - See Bath County
FLEMING COUNTY
(H,Hw) - See Anderson County
FLOYD COUNTY
Decision #AR-4002 (B)
39 FR 24777 - 7/5/74
(H,Hw) - See Adair County
FRANKLIN COUNTY
Decision #AQ-4101 (B)
39 FR 14113 - 4/19/74
Mod. #1 - 39 FR 30665 - 8/23/74
Mod. #2 - 39 FR 38803 - 11/1/74
Mod. #3 - 40 FR 10D79 - 3/7/75
(H,Hw) - See Anderson County
FULTON COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
GALLATIN COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
GARRARD COUNTY
(H,Hw) - See Adair County
GRANT COUNTY
(H,Hw) - See Anderson County
GRAVES COUNTY
(H,Hw) - See Allen County
GRAYSON COUNTY
(H,Hw) - See Anderson County
GREENE COUNTY
(H,Hw) - See Adair County
GREENUP COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
HANCOCK COUNTY
(H,Hw) - See Allen County
(D) - See Boone County

KENTUCKY (Cont'd)

HARDIN COUNTY
(B) - See Jefferson County
(H,Hw) - See Anderson County
(R) - See Breckinridge County
(D) - See Boone County
HARLAN COUNTY
(H,Hw) - See Adair County
HARRISON COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
HART COUNTY
(H,Hw) - See Adair County
HENDERSON COUNTY
Decision #AR-4025 (B)
39 FR 31796 - 8/30/74
Mod. #1 - 40 FR 10877 - 3/7/75
(H,Hw) - See Allen County
(D) - See Boone County
HENRY COUNTY
(H,Hw) - See Anderson County
HICKMAN COUNTY
(D) - See Ballard County
(H,Hw) - See Allen County
HOPKINS COUNTY
(H,Hw) - See Allen County
JACKSON COUNTY
(H,Hw) - See Adair County
JEFFERSON COUNTY
Decision #KY75-1064 (B)
40 FR 26190 - 6/20/75
(D) - See Boone County
(R) - See Breckinridge County
(H,Hw) - See Anderson County
JESSAMINE COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County





KENTUCKY (Cont'd)

JOHNSON COUNTY
(H,Hw) - See Anderson County
KENTON COUNTY
(B,H,Hw,D) - See Boone County
KNOTT COUNTY
(H,Hw) - See Adair County
KNOX COUNTY
(H,Hw) - See Adair County
LARUE COUNTY
(H,Hw) - See Anderson County
LAUREL COUNTY
(H,Hw) - See Adair County
LAWRENCE COUNTY
(H,Hw) - See Anderson County
LEE COUNTY
(H,Hw) - See Adair County
LESLIE COUNTY
(H,Hw) - See Adair County
LETCHER COUNTY
(H,Hw) - See Adair County
LEWIS COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
LINCOLN COUNTY
(H,Hw) - See Adair county
LIVINGSTON COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
LOGAN COUNTY
(H,Hw) - See Allen County
LYON COUNTY
(H,Hw) - See Allen County
McCRACKEN COUNTY
Decision #KY75-1065 (B)
40 FR 26201 - 6/20/75
(D) - See Boone County
(H,Hw) - See Allen County

KENTUCKY (Cont'd)

McCREARY COUNTY
(H,Hw) - See Adair County
McLEAN COUNTY
(H,Hw) - See Allen County
MADISON COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
MAGOFFIN COUNTY
(H,Hw) - See Adair County
MARION COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
MARSHALL COUNTY
(H,Hw) - See Allen County
MARTIN COUNTY
(H,Hw) - See Adair County
MASON COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
MEADE COUNTY
(H,Hw) - See Anderson County
(B) - See Jefferson County
(R) - See Breckinridge County
(D) - See Boone County
MENIFEE COUNTY
(H,Hw) - See Adair County
MERCER COUNTY
(H,Hw) - See Anderson County
METCALFE COUNTY
(H,Hw) - See Adair County
MONROE COUNTY
(H,Hw) - See Adair County
MONTGOMERY COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
MORGAN COUNTY
(H,Hw) - See Anderson County
MUHLENBERG COUNTY
(H,Hw) - See Allen County

KENTUCKY (Cont'd)

NELSON COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
NICHOLAS COUNTY
(H,Hw) - See Anderson County
OHIO COUNTY
(H,Hw) - See Allen County
OLDHAM COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
(D) - See Boone County
OWEN COUNTY
(H,Hw) - See Anderson County
OWSLEY COUNTY
(H,Hw) - See Adair County
PENDLETON COUNTY
(B)(D) - See Boone County

PERRY COUNTY
(H,Hw) - See Adair County
PIKE COUNTY
(B) - See Floyd County
(H,Hw) - See Adair County
POWELL COUNTY
(H,Hw) - See Adair County
PULASKI COUNTY
(H,Hw) - See Adair County
ROBERTSON COUNTY
(H,Hw) - See Anderson County
ROCKCASTLE COUNTY
(H,Hw) - See Adair County
ROWAN COUNTY
(H,Hw) - See Anderson County
RUSSELL COUNTY
(H,Hw) - See Adair County
SCOTT COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County
SHELBY COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County

KENTUCKY (Cont'd.)

SIMPSON COUNTY
(H,Hw) - See Allen County
SPENCER COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
TAYLOR COUNTY
(H,Hw) - See Allen County
TODD COUNTY
(H,Hw) - See Allen County
TRIGG COUNTY
(H,Hw) - See Allen County
TRIMBLE COUNTY
(H,Hw) - See Anderson County
(D) - See Boone County
UNION COUNTY
(H,Hw) - See Allen County
(D) - See Boone County
WARREN COUNTY
Decision #AR-4023 (B)
39 FR 32449 - 9/6/74
Mod. #1 - 40 FR 10876 - 3/7/75
(H,Hw) - See Allen County
WASHINGTON COUNTY
(H,Hw) - See Anderson County
(R) - See Breckinridge County
WAYNE COUNTY
(H,Hw) - See Adair County
WEBSTER COUNTY
(H,Hw) - See Allen County
WHITLEY COUNTY
(H,Hw) - See Adair County
WOLFE COUNTY
(H,Hw) - See Adair County
WOODFORD COUNTY
(H,Hw) - See Anderson County
(R) - See Bath County

## LOUISIANA

STATEWIDE
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
Decision #LA75-4100 (B,Hw,R)
40 FR 22745 - 5/23/75
Mod. #1 - 40 FR 25326 - 6/13/75
Mod. #2 - 40 FR 26183 - 6/20/75
Mod. #3 - 40 FR 27604 - 6/27/75
ACADIA PARISH
Decision #AR/75-5074 (F)
40 FR 26189 - 6/20/75
(B,D,Hw) - See Statewide
ALLEN PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ASCENSION PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ASSUMPTION PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
AVOYELLES PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
BEAUREGARD PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
BIENVILLE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
BOSSIER PARISH
(F) - See Acadia Parish
(B,D,Hw,R) - See Statewide

CADDO PARISH
(B,D,Hw,R) - See Statewide
CALCASIEU PARISH
(F) - See Acadia Parish
(B,D,Hw,R) - See Statewide

## LOUISIANA (Cont'd)

CALDWELL PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
CAMERON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
CATAHOULA PARISH
(F) - See Acadia Parish
(D,B,Hw) - See Statewide
CLAIBORNE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
CONCORDIA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
DE SOTO PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
EAST BATON ROUGE PARISH
(B,D,Hw) - See Statewide
EAST CARROLL PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
EAST FELICIANA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
EVANGELINE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
FRANKLIN PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
GRANT PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
IBERIA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide

## LOUISIANA (Cont'd)

IBERVILLE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
JACKSON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
JEFFERSON PARISH
Decision #AR-3 (R)
39 FR 25777 - 7/12/74
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
JEFFERSON DAVIS PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
LAFAYETTE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
LAFOURCHE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
LA SALLE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
LINCOLN PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
LIVINGSTON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
MADISON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
MOREHOUSE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
NATCHITOCHES PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ORLEANS PARISH
(B,D,Hw) - See Statewide
(R) - See Jefferson Parish
OUACHITA PARISH
Decision #AQ-116 (R)
39 FR 22397 - 6/21/74
(B,D,Hw) - See Statewide

## LOUISIANA (Cont'd)

PLAQUEMINES PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
(R) - See Jefferson Parish
POINTE COUPEE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
RAPIDES PARISH
(B,D,Hw) - See Statewide
RED RIVER PARISH
(B,D,Hw) - See Statewide
(F) - See Acadia Parish
RICHLAND PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
SABINE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. BERNARD PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
(R) - See Jefferson Parish
ST. CHARLES PARISH
(F) - See Acadia Parish
(B,Hw,D)- See Statewide
ST. HELENA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. JAMES PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. JOHN THE BAPTIST PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. LANDRY PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. MARTIN PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
ST. MARY PARISH
(F) - See Acadia Parish
(B,U) - See Statewide



## LOUISIANA (Cont'd)

ST. TAMMANY PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
TANGIPAHOA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
TENSAS PARISH
(F) - See Acadia Parish
(B,Hw,D) - See Statewide
TERREBONNE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
UNION PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
VERMILION PARISH
(F) - See Acadia Parish
(D,B,Hw) - See Statewide
VERNON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WASHINGTON PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WEBSTER PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WEST BATON ROUGE PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WEST CARROLL PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WEST FELICIANA PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide
WINN PARISH
(F) - See Acadia Parish
(B,D,Hw) - See Statewide

## MAINE

ANDROSCOGGIN COUNTY
None
AROOSTOOK COUNTY
None
CUMBERLAND COUNTY
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
FRANKLIN COUNTY
None
HANCOCK COUNTY
(D) - See Cumberland County
KENNEBEC COUNTY
None
KNOX COUNTY
(D) - See Cumberland County
LINCOLN COUNTY
(D) - See Cumberland County
OXFORD COUNTY
None
PENOBSCOT COUNTY
None
PISCATAQUIS COUNTY
None
SAGADAHOC COUNTY
(D) - See Cumberland County
SOMERSET COUNTY
None
WALDO COUNTY
(D) - See Cumberland County
WASHINGTON COUNTY
(D) - See Cumberland County
YORK COUNTY
(D) - See Cumberland County

## MARYLAND

ALLEGANY COUNTY
Decision #AR-2091 (B)
39 FR 41651 - 11/29/74
Mod. #1 - 40 FR 928 - 1/3/75
Decision #AR-2084 (H,Hw)
39 FR 41125 - 11/22/74
ANNE ARUNDEL COUNTY
Decision #MD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75
Decision #AR-2086 (B,H)
39 FR 41127 - 11/22/74
Mod. #1 - 40 FR 928 - 1/3/75
Mod. #2 - 40 FR 14204 - 3/28/75
Mod. #3 - 40 FR 17460 - 4/18/75
Decision #AR-2085 (Hw)
39 FR 41100 - 11/22/74
BALTIMORE CITY
Decision #AR-2053 (Hw)
39 FR 34905 - 9/27/74
Mod. #1 - 40 FR 928 - 1/3/75
Mod. #2 - 40 FR 16479 - 4/11/75
Mod. #3 - 40 FR 24455 - 6/6/75
Mod. #4 - 40 FR 27405 - 6/27/75
Decision #MD75-3064 (B,H)
40 FR 27431 - 6/27/75
Decision #AQ-2072 (R)
39 FR 8122 - 3/1/74
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
BALTIMORE COUNTY
Decision #AR-2052 (Hw)
39 FR 34904 - 9/27/74
Mod. #1 - 40 FR 27405 - 6/27/75
(B,H,R) - See Baltimore City
CALVERT COUNTY
(D,Hw) - See Anne Arundel County
CAROLINE COUNTY
Decision #MD75-3052 (Hw)
40 FR 20555 - 5/9/75
(Hw) - See Anne Arundel County
CARROLL COUNTY
(Hw) - See Anne Arundel County
CECIL COUNTY
(Hw) - See Caroline County
(R) - See Baltimore County
CHARLES COUNTY
(D,Hw) - See Anne Arundel County
DORCHESTER COUNTY
(Hw) - See Caroline County
(D) - See Anne Arundel County
FREDERICK COUNTY
Decision #AQ-2076 (R)
39 FR 10069 - 3/15/74
Mod. #1 - 40 FR 15272 - 4/4/75
(Hw) - See Anne Arundel County
GARRETT COUNTY
(B,H,Hw) - See Allegany County

## MARYLAND (Cont'd.)

HARFORD COUNTY
(B,H,R) - See Baltimore City
(Hw) - See Anne Arundel County
HOWARD COUNTY
(B,H) - See Baltimore City
(R) - See Baltimore County
(Hw) - See Anne Arundel City
KENT COUNTY
(Hw) - See Caroline County
(D) - See Arundel County
MONTGOMERY COUNTY
Decision #MD75-3062 (B)
40 FR 26203 - 6/20/75
(Hw) - See Anne Arundel County
PRINCE GEORGES COUNTY
(B) - See Montgomery County
(D,Hw) - See Anne Arundel County
QUEEN ANNES COUNTY
(Hw) - See Caroline County
(D) - See Anne Arundel County
ST. MARYS COUNTY
(D,Hw) - See Anne Arundel County
SOMERSET COUNTY
(Hw) - See Caroline County
(D) - See Anne Arundel County
TALBOT COUNTY
(Hw) - See Caroline County
(D) - See Anne Arundel County
WASHINGTON COUNTY
(Hw) - See Anne Arundel County
WICOMICO COUNTY
Decision #AQ-2075 (R)
39 FR 10068 - 3/15/74
Mod. #1 - 39 FR 14849 - 4/26/74
(D) - See Anne Arundel County
(Hw) - See Caroline County
WORCESTER COUNTY
(D) - See Baltimore County
(Hw) - See Caroline County
Decision #AR-2012 (B)
39 FR 27991 - 8/2/74

MASSACHUSETTS

BARNSTABLE COUNTY
Decision #MA75-2069 (B,H,Hw, & Marine)
40 FR 20557 - 5/9/75
Mod. #1 - 40 FR 27407 - 6/27/75
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
BERKSHIRE COUNTY
Decision #MA75-2070 (B,H,Hw)
40 FR 20581 - 5/9/75
Mod. #1 - 40 FR 27408 - 6/27/75
BRISTOL COUNTY
Decision #MA75-2071 (B,H,Hw,R, & Marine)
40 FR 19335 - 5/2/75
Mod. #1 - 40 FR 27409 - 6/27/75
(D) - See Barnstable County
DUKES COUNTY
(D) - See Barnstable County
ESSEX COUNTY
Decision #MA75-2072 (B,H,Hw, & Marine)
40 FR 18305 - 4/25/75
Mod.#1-440FFR227410 - 6/27/75
(D) - See Barnstable County
FRANKLIN COUNTY
Decision #MA75-2006 (B,H,Hw)
40 FR 3112 - 1/17/75
Mod. #1 - 40 FR 7777 - 2/21/75
Mod. #2 - 40 FR 18277 - 4/25/75
Mod. #3 - 40 FR 27405 - 6/27/75
HAMPDEN COUNTY
Decision #MA75-2053 (B,H,Hw)
40 FR 12051 - 3/14/75
Mod. #1 - 40 FR 19327 - 5/2/75
Mod. #2 - 40 FR 28307 - 7/3/75
Decision #MA75-2054 (R)
40 FR 15297 - 4/4/75
HAMPSHIRE COUNTY
Decision #MA75-2008 (B,H,Hw)
40 FR 3121 - 1/17/75
Mod. #1 - 40 FR 7778 - 2/21/75
Mod. #2 - 40 FR 19327 - 5/2/75
Mod. #3 - 40 FR 28305 - 7/3/75
MIDDLESEX COUNTY
Decision #MA75-2073 (B,H,Hw,R, & Marine)
40 FR 19340 - 5/2/75
Mod. #1 - 40 FR 27412 - 6/27/75
(D) - See Barnstable County
NANTUCKET COUNTY
(D) - See Barnstable County
NORFOLK COUNTY
Decision #MA75-2074 (B,H,Hw,R)
40 FR 20586 - 5/9/75
Mod. #1 - 40 FR 27413 - 6/27/75
(D) - See Barnstable County

MASSACHUSETTS

PLYMOUTH COUNTY
Decision #MA75-2075 (B,H,Hw,R)
40 FR 20590 - 5/9/75
Mod. #1 - 40 FR 27413 - 6/27/75
SUFFOLK COUNTY
Decision #MA75-2076 (B,H,Hw,D,R)
& Marine)
40 FR 20595 - 5/9/75
Mod. #1 - 40 FR 23630 - 5/30/75
Mod. #2 - 40 FR 27414 - 6/27/75
WORCESTER COUNTY
Decision #MA75-2077 (B,H,Hw,R)
40 FR 21660 - 5/16/75
Mod. #1 - 40 FR 27415 - 6/27/75

MICHIGAN

STATEWIDE
Decision #AR-3141 (Hw, W&S)
39 FR 30765 - 8/23/74
Mod. #1 - 39 FR 41109 - 11/22/74
Mod. #2 - 39 FR 41658 - 11/29/74
Mod. #3 - 40 FR 10879 - 3/7/75
Mod. #4 - 40 FR 16479 - 4/11/75
ALCONA COUNTY
Decision #IL75-5075 (D)
40 FR 27410 - 6/27/75
(Hw, W&S) - See Statewide
(B,H) - See Alpena County
ALGER COUNTY
Decision #AR-3177 (B,H)
39 FR 44164 - 12/20/74
Mod. #1 - 40 FR 929 - 1/3/75
Mod. #2 - 40 FR 8695 - 2/28/75
Mod. #3 - 40 FR 22744 - 5/23/75
(D) - See Alcona County
(Hw, W&S) - See Statewide
ALLEGAN COUNTY
Decision #AR-3102 (B,H)
39 FR 29784 - 8/16/74
Mod. #1 - 39 FR 33152 - 9/13/74
Mod. #2 - 39 FR 33911 - 9/20/74
Mod. #3 - 39 FR 34920 - 9/27/74
Mod. #4 - 40 FR 7781 - 2/21/75
Decision #AM-39B (R)
36 FR 15891 - 8/18/71
(Hw, W&S) - See Statewide
(D) - See Alcona County
ALPENA COUNTY
Decision #AR-3150 (B,H)
39 FR 36759 - 10/11/74
Mod. #1 - 40 FR 7795 - 2/21/75
Mod. #2 - 40 FR 15272 - 4/4/75
(Hw, W&S) - See Statewide
ANTRIM COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
ARENAC COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
BARAGA COUNTY
(B,H) - See Alger County
(D) - See Alcona County
(Hw, W&S) - See Statewide
BARRY COUNTY
(Hw, W&S) - See Statewide
BAY COUNTY
Decision #MI75-2061 (B,H)
40 FR 17511 - 4/18/75
Mod. #1 - 40 FR 19328 - 5/2/75
(D) - See Alcona County
(Hw, W&S) - See Statewide
BENZIE COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide

MICHIGAN (Cont'd.)

BERRIEN COUNTY
Decision #AR-3164 (B,H)
39 FR 37338 - 10/18/74
Mod. #1 - 40 FR 7796 - 2/21/75
Decision #AM-399 (R)
36 FR 15892 - 8/18/71
(D) - See Alcona County
(Hw, W&S) - See Statewide
BRANCH COUNTY
Decision #AM-401 (R)
36 FR 15894 - 8/18/71
(Hw, W&S) - See Statewide
CALHOUN COUNTY
Decision #AR-3106 (B,H)
39 FR 29797 - 8/16/74
Mod. #1 - 39 FR 33154 - 9/13/74
Mod. #2 - 39 FR 33912 - 9/20/74
Mod. #3 - 39 FR 34922 - 9/27/74
Decision #AM-400 (R)
36 FR 15892 - 8/18/71
(Hw, W&S) - See Statewide
CASS COUNTY
(Hw, W&S) - See Statewide
(R) - See Branch County
CHARLEVOIX COUNTY
Decision #MI75-2049 (B,H)
40 FR 17508 - 4/18/75
(D) - See Alcona County
(Hw, W&S) - See Statewide
CHEBOYGAN COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
CHIPPEWA COUNTY
(B,H) - See Alger County
(D) - See Alcona County
(Hw, W&S) - See Statewide
CLARE COUNTY
(Hw, W&S) - See Statewide
CLINTON COUNTY
(Hw, W&S) - See Statewide
CRAWFORD COUNTY
(Hw, W&S) - See Statewide





MICHIGAN (Cont'd.)

DELTA COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
DICKINSON COUNTY
(Hw, W&S) - See Statewide
EATON COUNTY
Decision #AM-B041 (R)
36 FR 24027 - 12/17/71
(Hw, W&S) - See Statewide
EMMET COUNTY
(B,H) - See Charlevoix County
(D) - See Alcona County
(Hw, W&S) - See Statewide
GENESEE COUNTY
(B,H) - See Bay County
Decision #MI75-2062 (R)
40 FR 17515 - 4/18/75
(Hw, W&S) - See Statewide
GLADWIN COUNTY
(Hw) - See Statewide
GOGEBIC COUNTY
(B,H) - See Alger County
(D) - See Alcona County
(Hw, W&S) - See Statewide
GRAND TRAVERSE COUNTY
(B,H) - See Charlevoix County
(D) - See Alcona County
(Hw, W&S) - See Statewide
GRATIOT COUNTY
(Hw, W&S) - See Statewide
HILLSDALE COUNTY
(Hw, W&S) - See Statewide
HOUGHTON COUNTY
(B,H) - See Alger County
(D) - See Alcona County
(Hw, W&S) - See Statewide
HURON COUNTY
(B,H) - See Bay County
(D) - See Alcona County
(Hw, W&S) - See Statewide
INGHAM COUNTY
Decision #AR-3113 (B,H)
39 FR 29820 - 8/16/74
Mod. #1 - 39 FR 33154 - 9/13/74
Mod. #2 - 39 FR 33914 - 9/20/74
Mod. #3 - 39 FR 35910 - 10/4/74
Mod. #4 - 40 FR 7787 - 2/21/75
(Hw, W&S) - See Statewide
(R) - See Eaton County

MICHIGAN (Cont'd.)

IONIA COUNTY
(Hw, W&S) - See Statewide
IOSCO COUNTY
(Hw, W&S) - See Statewide
(D) - See Alcona County
IRON COUNTY
(Hw, W&S) - See Statewide
ISABELLA COUNTY
(Hw, W&S) - See Statewide
JACKSON COUNTY
(Hw, W&S) - See Statewide
KALAMAZOO COUNTY
Decision #AR-3114 (B,H)
39 FR 29823 - 8/16/74
Mod. #1-39 FR 33914 - 9/20/74
Mod. #2-39 FR 36910 - 10/4/74
Mod. #3-40 FR 7788 - 2/21/75
(Hw, W&S) - See Statewide
(R) - See Branch County
KALKASKA COUNTY
(Hw, W&S) - See Statewide
KENT COUNTY
Decision #AR-3054 (B,H)
39 FR 25858 - 7/12/74
Mod. #1 - 39 FR 33155 - 9/13/74
Mod. #2 - 39 FR 34920 - 9/27/74
Mod. #3 - 40 FR 3862 - 1/24/75
Decision #AM-402 (R)
36 FR 15895 - 8/18/71
(Hw, W&S) - See Statewide
KEWEENAW COUNTY
(B,H) - See Alger County
(Hw, W&S) - See Statewide
LAKE COUNTY
(R) - See Genessee County
(Hw, W&S) - See Statewide
LAPEER COUNTY
(B,H) - See Bay County
(Hw, W&S) - See Statewide
LEELANAU COUNTY
(B,H) - See Grand Traverse County
(Hw, W&S) - See Statewide
LENAWEE COUNTY
(Hw, W&S) - See Statewide
LIVINGSTON COUNTY
(Hw, W&S) - See Statewide
LUCE COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
MACKINAC COUNTY
(B,H) - See Alger County
(Hw, W&S) - See Statewide
MACOMB COUNTY
Decision #MI75-2063 (B,H,K)
40 FR 19345 - 5/2/75
(D) - See Alcona County
(W&S, Hw) - See Statewide

MICHIGAN (Cont'd.)

MANISTEE COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
MARQUETTE COUNTY
Decision #AR-3178 (R)
39 FR 44166 - 12/20/74
Mod. #1 - 40 FR 22734 - 5/23/75
(B,H) - See Alger County
(D) - See Alcona County
(Hw, W&S) - See Statewide
MASON COUNTY
(B,H) - See Charlevoix County
(D) - See Alcona County
MECOSTA COUNTY
(Hw, W&S) - See Statewide
MENOMINEE COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
MIDLAND COUNTY
(Hw, W&S) - See Statewide
MISSAUKEE COUNTY
(Hw, W&S) - See Statewide
MONROE COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
MONTCALM COUNTY
(Hw, W&S) - See Statewide
(R) - See Kent County
MONTMORENCY COUNTY
(B,H) - See Alpena County
(Hw, W&S) - See Statewide
MUSKEGON COUNTY
Decision #AR-3117 (B,H)
39 FR 29833 - 8/16/74
Mod. #1 - 39 FR 33915 - 9/20/74
Mod. #2 - 39 FR 35912 - 10/4/74
Mod. #3 - 39 FR 36716 - 10/11/74
Mod. #4 - 40 FR 7790 - 2/21/75
Decision #AM-403 (R)
36 FR 15896 - 8/18/71
(D) - See Alcona County
(Hw, W&S) - See Statewide
NEWAYGO COUNTY
(Hw, W&S) - See Statewide
OAKLAND COUNTY
(B,H,R) - See Macomb County
(D) - See Alcona County
(Hw, W&S) - See Statewide
OCEANA COUNTY
(B,H,R) - See Muskegon County
(D) - See Alcona County
(Hw, W&S) - See Statewide
OGEMAW COUNTY
(Hw, W&S) - See Statewide
ONTONAGON COUNTY
(B,H) - See Baraga County
(D) - See Alcona County
(Hw, W&S) - See Statewide

MICHIGAN (Cont'd.)

OSCEOLA COUNTY
(Hw, W&S) - See Statewide
OSCODA COUNTY
(B,H) - See Alpena County
(Hw, W&S) - See Statewide
OTSEGO COUNTY
(Hw, W&S) - See Statewide
OTTAWA COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
(R) - See Allegan County
PRESQUE ISLE COUNTY
(B,H) - See Alpena County
(D) - See Alcona County
(Hw, W&S) - See Statewide
ROSCOMMON COUNTY
(Hw, W&S) - See Statewide
SAGINAW COUNTY
(B,H) - See Bay County
(Hw, W&S) - See Statewide
(R) - See Genessee County
SAINT CLAIR COUNTY
(B,H) - See Bay County
(Hw, W&S) - See Statewide
(R) - See Genessee County
SAINT JOSEPH COUNTY
(Hw, W&S) - See Statewide
(R) - See Branch County
SANILAC COUNTY
(B,H) - See Bay County
(D) - See Alcona County
(Hw, W&S) - See Statewide
SCHOOLCRAFT COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
SHIAWASSEE COUNTY
(B,H) - See Bay County
(Hw, W&S) - See Statewide
(R) - See Genessee County
TUSCOLA COUNTY
(B,H) - See Bay County
(D) - See Alcona County
(Hw, W&S) - See Statewide
VAN BUREN COUNTY
(D) - See Alcona County
(Hw, W&S) - See Statewide
WASHTENAW COUNTY
(B,H,R) - See Macomb County
(Hw, W&S) - See Statewide
(D) - See Alcona County
WAYNE COUNTY
(B,H,R) - See Macomb County
(D) - See Alcona County
(Hw, W&S) - See Statewide
WEXFORD COUNTY
(Hw, W&S) - See Statewide

MINNESOTA

AITKIN COUNTY
Decision #MN75-2068 (H,Hw)
40 FR 19349 - 5/2/75
ANOKA COUNTY
Decision #AR-3166 (B,R)
39 FR 39705 - 11/8/74
Mod. #1 - 40 FR 12007 - 3/14/75
Mod. #2 - 40 FR 17461 - 4/18/75
Mod. #3 - 40 FR 22734 - 5/23/75
(H,Hw) - See Aitkin County
BECKER COUNTY
Decision #AQ-3104 (H,Hw)
39 FR 9369 - 3/8/74
BELTRAMI COUNTY
Decision #AR-3147 (H,Hw)
39 FR 36704 - 10/11/74
BENTON COUNTY
(H,Hw) - See Aitkin County
BIG STONE COUNTY
Decision #AQ-3105 (H,Hw)
39 FR 9370 - 3/8/74
BLUE EARTH COUNTY
(H,Hw) - See Aitkin County
BROWN COUNTY
None
CARLTON COUNTY
(H,Hw) - See Aitkin County
CARVER COUNTY
(B,R) - See Anoka County
(H,Hw) - See Aitkin County
CASS COUNTY
(Hw) - See Becker County
CHIPPEWA COUNTY
(Hw) - See Big Stone County
CHISAGO COUNTY
(H,Hw) - See Aitkin County
CLAY COUNTY
(Hw) - See Becker County
CLEAR WATER COUNTY
(H,Hw) - See Beltrami County
COOK COUNTY
Decision #1L75-5075 (D)
40 FR 27418 - 6/27/75
(H,Hw) - See Aitkin County
COTTONWOOD COUNTY
Decision #AQ-3134 (H,Hw)
39 FR 935 - 3/8/74
CROW WING COUNTY
(H,Hw) - See Aitkin County
DAKOTA COUNTY
(B,R) - See Anoka County
(H,Hw) - See Aitkin County

MINNESOTA (Cont'd.)

DODGE COUNTY
(H,Hw) - See Aitkin County
DOUGLAS COUNTY
(H,Hw) - See Big Stone County
FAIRBAULT COUNTY
(H,Hw) - See Aitkin County
FILLMORE COUNTY
(H,Hw) - See Aitkin County
FREEBORN COUNTY
(H,Hw) - See Aitkin County
GOODHUE COUNTY
(H,Hw) - See Aitkin County
GRANT COUNTY
(H,Hw) - See Big Stone County
HENNEPIN COUNTY
(B,R) - See Anoka County
(H,Hw) - See Aitkin County
HOUSTON COUNTY
(H,Hw) - See Aitkin County
HUBBARD COUNTY
(H,Hw) - See Becker County
ISANTI COUNTY
(H,Hw) - See Aitkin County
ITASKA COUNTY
(H,Hw) - See Aitkin County
JACKSON COUNTY
(H,Hw) - See Aitkin County
KANABEC COUNTY
(H,Hw) - See Aitkin County
KANDIYOHI COUNTY
(H,Hw) - See Big Stone County
KITTSON COUNTY
(H,Hw) - See Beltrami County
KOOCHICHING COUNTY
(H,Hw) - See Aitkin County
LAC QUI PARLE COUNTY
(H,Hw) - See Big STone County
LAKE COUNTY
(H,Hw) - See Aitkin County
(D) - See Cook County
LAKE OF THE WOODS COUNTY
(H,Hw) - See Beltrami County
LE SHUEUR COUNTY
(H,Hw) - See Aitkin County
LINCOLN COUNTY
(H,Hw) - See Cottonwood County

MINNESOTA (Cont'd.)

LYON COUNTY
(H,Hw) - See Cottonwood County
MCLEOD COUNTY
(H,Hw) - See Aitkin County
MAHNOMEN COUNTY
(H,Hw) - See Beltrami County
MARSHALL COUNTY
(H,Hw) - See Beltrami County
MARTIN COUNTY
(H,Hw) - See Aitkin County
MEEKER COUNTY
(H,Hw) - See Aitkin County
MILLE LACS COUNTY
(H,Hw) - See Aitkin County
MORRISON COUNTY
(H,Hw) - See Aitkin County
MOWER COUNTY
(H,Hw) - See Aitkin County
MURRAY COUNTY
(H,Hw) - See Cottonwood County
NICOLLET COUNTY
(H,Hw) - See Aitkin County
NOBLES COUNTY
(H,Hw) - See Aitkin County
NORMAN COUNTY
(H,Hw) - See Beltrami County
OLMSTEAD COUNTY
Decision #MN75-205B (B,R)
40 FR 17454 - 4/18/75
(H,Hw) - See Aitkin County
OTTER TAIL COUNTY
(H,Hw) - See Becker County
PENNINGTON COUNTY
(H,Hw) - See Beltrami County
PINE COUNTY
(H,Hw) - See Aitkin County
PIPESTONE COUNTY
(H,Hw) - See Cottonwood County
POLK COUNTY
(H,Hw) - See Beltrami County
POPE COUNTY
(H,Hw) - See Big Stone County
RAMSEY COUNTY
(B,R) - See Anoka County
(H,Hw) - See Aitkin County
RED LAKE COUNTY
(H,Hw) - See Beltrami County
REDWOOD COUNTY
(H,Hw) - See Cottonwood County
RENVILLE COUNTY
None
RICE COUNTY
(H,Hw) - See Aitkin County
ROCK COUNTY
(H,Hw) - See Aitkin County

MINNESOTA (Cont'd.)

ROSEAU COUNTY
(H,Hw) - See Beltrami County
SAINT LOUIS COUNTY
(D) - See Cook County
(H,Hw) - See Aitkin County
Decision #MN75-2042 (B,R)
40 FR 7837 - 2/21/75
Mod. #1 - 40 FR 12007 - 3/14/75
Mod. #2 - 40 FR 18278 - 4/25/75
SCOTT COUNTY
(H,Hw) - See Aitkin County
(B,R) - See Anoka County
SHERBURNE COUNTY
(H,Hw) - See Aitkin County
SIBLEY COUNTY
(H,Hw) - See Aitkin County
STEARNS COUNTY
Decision #MN75-2058 (B,R)
40 FR 16472 - 4/11/75
Mod. #1 - 40 FR 18279 - 4/25/75
(H,Hw) - See Aitkin County
STEELE COUNTY
(H,Hw) - See Aitkin County
STEVENS COUNTY
(H,Hw) - See Big Stone County
SWIFT COUNTY
(H,Hw) - See Big Stone County
TODD COUNTY
(Hw) - See Becker County
TRAVERSE COUNTY
(H,Hw) - See Big Stone County
WABASHA COUNTY
(H,Hw) - See Aitkin County
WADENA COUNTY
(H,Hw) - See Becker County
WASECA COUNTY
(H,Hw) - See Aitkin County
WASHINGTON COUNTY
(B,R) - See Anoka County
(H,Hw) - See AitkinCCounty
WATONWAN COUNTY
None
WILKIN COUNTY
(H,Hw) - See Becker County
WINONA COUNTY
(H,Hw) - See Aitkin County
WRIGHT COUNTY
(H,Hw) - See Aitkin County
YELLOW MEDICINE COUNTY
(H,Hw) - See Cottonwood County





MISSISSIPPI

STATEWIDE
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
Decision #AR75-5074 (F)
40 FR 26189 - 6/20/75
Decision #1S75-1067 (Hw, W&S)
40 FR 28354 - 7/3/75
ADAMS COUNTY
(D,F,Hw, W&S) - See Statewide
ALCORN COUNTY
(D,F,Hw, W&S) - See Statewide
AMITE COUNTY
(D,F,Hw, W&S) - See Statewide
ATTALA COUNTY
(D,F,Hw, W&S) - See Statewide
BENTON COUNTY
(D,F,Hw, W&S) - See Statewide
BOLIVAR COUNTY
(D,F,Hw, W&S) - See Statewide
CALHOUN COUNTY
(D,F,Hw, W&S) - See Statewide
CARROLL COUNTY
(D,F,Hw, W&S) - See Statewide
CHICKASAW COUNTY
(D,F,Hw, W&S) - See Statewide
CHOCTAW COUNTY
(D,F,Hw, W&S) - See Statewide
CLAIBORNE COUNTY
(D,F,Hw, W&S) - See Statewide
CLARKE COUNTY
(D,F,Hw, W&S) - See Statewide
CLAY COUNTY
(Hw, W&S) - See Statewide
COAHOMA COUNTY
Decision #AR-4024 (R)
39 FR 31771 - 8/30/74
Mod. #1 - 40 FR 3086 - 1/17/75
(D,F,Hw, W&S) - See Statewide
COPIAH COUNTY
Decision #AQ-4120 (R)
39 FR 20302 - 6/7/74
(D,F,Hw, W&S) - See Statewide

MISSISSIPPI (Cont'd.)

COVINGTON COUNTY
(D,Hw,F,W&S) - See Statewide
DE SOTO COUNTY
(D,F,Hw, W&S) - See Statewide
FORREST COUNTY
Decision #MS75-1007 (R)
40 FR 3147 - 1/17/75
Decision #MS75-1020 (B)
40 FR 5966 - 2/7/75
Mod. #1 - 40 FR 7798 - 2/21/75
(D,F,Hw, W&S) - See Statewide
FRANKLIN COUNTY
(D,F,Hw, W&S) - See Statewide
GEORGE COUNTY
Decision #AP-174 (R)
38 FR 10584 - 4/27/74
Mod. #1 - 39 FR 8102 - 3/1/74
(D,F,Hw, W&S) - See Statewide
GREENE COUNTY
(D,F,Hw, W&S) - See Statewide
GRENADA COUNTY
(D,F,Hw, W&S)- See Statewide
HANCOCK COUNTY
Decision #MS75-1013 (B,H,Hw, W&S)
40 FR 4854 - 1/31/75
(D,F) - See Statewide
(R) - See George County
HARRISON COUNTY
(B,H,Hw, W&S) - See Hancock County
(R) - See George County
(D,F) - See Statewide

MISSISSIPPI (Cont'd.)

HINDS COUNTY
Decision #AR-4030 (D)
39 FR 32454 - 9/6/74
Mod. #1 - 39 FR 38806 - 11/1/74
Mod. #2 - 39 FR 41659 - 11/29/74
Mod. #3 - 40 FR 16479 - 4/11/75
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
HOLMES COUNTY
(D,F,Hw, W&S) - See Statewide
HUMPHREYS COUNTY
(D,F,Hw, W&S) - See Statewide
ISSAQUENA COUNTY
(D,F,Hw, W&S) - See Statewide
ITAWAMBA COUNTY
(D,F,Hw, W&S) - See Statewide
JACKSON COUNTY
(D,F) - See Statewide
(B,H,Hw, W&S) - See Hancock County
(R) - See George County
JASPER COUNTY
(D,F,Hw, W&S) - See Statewide
JEFFERSON COUNTY
(D,F,Hw, W&S) - See Statewide
JEFFERSON DAVIS COUNTY
(D,F,Hw, W&S) - See Statewide
JONES COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Forest County
KEMPER COUNTY
(D,F,Hw, W&S) - See Statewide
LAFAYETTE COUNTY
(D,F,Hw, W&S) - See Statewide

MISSISSIPPI (cont'd)

LAMAR COUNTY
(D,F,Hw, W&S) - See Statewide
LAUDERDALE COUNTY
(D,F,Hw, W&S)- See Statewide
LAWRENCE COUNTY
(D,F,Hw, W&S) - See Statewide
LEAKE COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
LEE COUNTY
(D,F,Hw, W&S) - See Statewide
LEFLORE COUNTY
(D,F,Hw, W&S) - See Statewide
LINCOLN COUNTY
(D,F,Hw, W&S) - See Statewide
LOWNDES COUNTY
(D,F,Hw, W&S) - See Statewide
MADISON COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
MARION COUNTY
(D,F,Hw, W&S) - See Statewide
MARSHALL COUNTY
(D,F,Hw, W&S) - See Statewide
MONROE COUNTY
(D,F,Hw, W&S) - See Statewide
MONTGOMERY COUNTY
(D,F,Hw, W&S) - See Statewide

MISSISSIPPI (Cont'd)

NESHOBA COUNTY
(D,F,Hw, W&S) - See Statewide
NEWTON COUNTY
(D,F,Hw, W&S) - See Statewide
NOXUBEE COUNTY
(D,F,Hw, W&S) - See Statewide
OKTIBBEHA COUNTY
(D,F,Hw, W&S) - See Statewide
PANOLA COUNTY
(D,F,Hw, W&S) - See Statewide
PEARL RIVER COUNTY
(D,F) - See Statewide
(B,H,Hw, W&S) - See Hancock County
(R) - See George County
PERRY COUNTY
(D,F,Hw, W&S) - See Statewide
PIKE COUNTY
(D,F,Hw, W&S) - See Statewide
PONTOTOC COUNTY
(D,F,Hw, W&S) - See Statewide
PRENTISS COUNTY
(D,F,Hw, W&S) - See Statewide
QUITMAN COUNTY
(D,F,Hw, W&S) - See Statewide
RANKIN COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County

MISSISSIPPI (Cont'd)

SCOTT COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
SHARKEY COUNTY
(D,F,Hw, W&S) - See Statewide
SIMPSON COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
SMITH COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County
STONE COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See George County
SUNFLOWER COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Coahoma County
TALLAHATCHIE COUNTY
(D,F,Hw, W&S) - See Statewide
TATE COUNTY
(D,F,Hw, W&S) - See Statewide
TIPPAH COUNTY
(D,F,Hw, W&S) - See Statewide
TISHOMINGO COUNTY
(D,F,Hw, W&S) - See Statewide
TUNICA COUNTY
(D,F,Hw, W&S) - See Statewide
UNION COUNTY
(D,F,Hw, W&S) - See Statewide

MISSISSIPPI (Cont'd)

WALTHALL COUNTY
(D,F,Hw, W&S) - See Statewide
WARREN COUNTY
Decision #IS75-1044 (B)
40 FR 16530 - 4/11/75
(D,F,Hw, W&S) -
(R) - See Coahoma County
WASHINGTON COUNTY
Decision #AQ-4072 (B)
39 FR 5933 - 2/15/74
(D,F,Hw, W&S) - See Statewide
(R) - See Coahoma County
WAYNE COUNTY

(D,F,Hw, W&S) - See Statewide
WEBSTER COUNTY
(D,F,Hw, W&S) - See Statewide
WILKINSON COUNTY
(D,F,Hw, W&S) - See Statewide
WINSTON COUNTY
(D,F,Hw, W&S) - See Statewide
YALOBUSHA COUNTY
(D,F,Hw, W&S)- See Statewide
YAZOO COUNTY
(D,F,Hw, W&S) - See Statewide
(R) - See Copiah County

MISSOURI

STATEWIDE
Decision #M075-4115 (H,Hw)
40 FR 26205 - 6/20/75
ADAIR COUNTY
(H,Hw) - See Statewide
ANDREW COUNTY
Decision #M075-4070 (D)
40 FR 14225 - 3/28/75
(H,Hw) - See Statewide
ATCHISON COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
AUDRAIN COUNTY
(H,Hw) - See Statewide
BARRY COUNTY
(Hw) - See Statewide
BARTON COUNTY
(H,Hw) - See Statewide
BATES COUNTY
(H,Hw) - See Statewide
BENTON COUNTY
(H,Hw) - See Statewide
BOLLINGER COUNTY
(H,Hw) - See Statewide
BOONE COUNTY
(H,Hw) - See Statewide
(D) - See Andrew County
BUCHANAN COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
BUTLER COUNTY
(Hw) - See Statewide
CALDWELL COUNTY
(H,Hw) - See Statewide
CALLAWAY COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
CAMDEN COUNTY
(H,Hw) - See Statewide
CAPE GIRARDEAU COUNTY
Decision #IL75-2036 (D)
40 FR 6023 - 2/7/75
(H,Hw) - See Statewide
CARROLL COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
CARTER COUNTY
(Hw) - See Statewide

NOTICES





MISSOURI (Cont'd)

CASS COUNTY
Decision #M075-4059 (B,H,Hw)
40 FR 8740 - 2/28/75
Mod. #1 - 40 FR 8740 - 4/4/75
Decision #M075-4071 (R)
40 FR 14226 - 3/28/75
(H,Hw) - See Statewide
CEDAR COUNTY
(H,Hw) - See Statewide
CHARITON COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
CHRISTIAN COUNTY
(Hw) - See Statewide
CLARK COUNTY
(H,Hw) - See Statewide
CLAY COUNTY
(B,R) - See Cass County
(D) - See Andrew County
(H,Hw) - See Statewide
CLINTON COUNTY
(H,Hw) - See Statewide
COLE COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
COOPER COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
CRAWFORD COUNTY
(H,Hw) - See Statewide
DADE COUNTY
(H,Hw) - See Statewide
DALLAS COUNTY
(H,Hw) - See Statewide
DAVIESS COUNTY
(H,Hw) - See Statewide
DE KALB COUNTY
(H,Hw) - See Statewide
DENT COUNTY
(Hw) - See Statewide
DOUGLAS COUNTY
(Hw) - See Statewide
DUNKLIN COUNTY
(Hw) - See Statewide
FRANKLIN COUNTY
Decision #M075-4072 (B)
40 FR 14232 - 3/28/75
Mod. #1 - 40 FR 19328 - 5/2/75
Decision #M075-4075 (R)
40 FR 15298 - 4/4/75
Mod. #1 - 40 FR 19329 - 5/2/75
(D) - See Andrew County
(H,Hw) - See Statewide
GASCONADE COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
GENTRY COUNTY
(H,Hw) - See Statewide
GREENE COUNTY
(H,Hw) - See Statewide

MISSOURI (Cont'd)

GRUNDY COUNTY
(H,Hw) - See Statewide
HARRISON COUNTY
(H,Hw) - See Statewide
HENRY COUNTY
(H,Hw) - See Statewide
HICKORY COUNTY
(H,Hw) - See Statewide
HOLT COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
HOWARD COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
HOWELL COUNTY
(Hw) - See Statewide
IRON COUNTY
(Hw) - See Statewide
JACKSON COUNTY
(B,R) - See Cass County
(D) - See Andrew County
(H,Hw) - See Statewide
JASPER COUNTY
None
JEFFERSON COUNTY
(D) - See Cape Girdeau County
(H,Hw) - See Statewide
JOHNSON COUNTY
(H,Hw) - See Statewide
KNOX COUNTY
(H,Hw) - See Statewide
LACLEDE COUNTY
(H,Hw) - See Statewide
LAFAYETTE COUNTY
(H,Hw) - See Statewide
(D) - See Andrew County
LAWRENCE COUNTY
(H,Hw) - See Statewide
LEWIS COUNTY
(H,Hw) - See Statewide
LINCOLN COUNTY
(B,R) - See Franklin County
(H,Hw) - See Statewide
LINN COUNTY
(H,Hw) - See Statewide
LIVINGSTON COUNTY
(H,Hw) - See Statewide
MC DONALD COUNTY
(H,Hw) - See Statewide
MACON COUNTY
(H,Hw) - See Statewide
MADISON COUNTY
(H,Hw) - See Statewide
MARIES COUNTY
(H,Hw) - See Statewide

MISSOURI (Cont'd)

MARION COUNTY
(H,Hw) - See Statewide
MERCER COUNTY
(H,Hw) - See Statewide
MILLER COUNTY
(H,Hw) - See Statewide
MISSISSIPPI COUNTY
(D) - See Cape Girardeau County
(Hw) - See Statewide
MONITEAU COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
MONROE COUNTY
(H,Hw) - See Statewide
MONTGOMERY COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
MORGAN COUNTY
(H,Hw) - See Statewide
NEW MADRID COUNTY
(Hw) - See Statewide
NEWTON COUNTY
(H,Hw) - See Statewide
NODAWAY COUNTY
(H,Hw) - See Statewide
OREGON COUNTY
(Hw) - See Statewide
OSAGE COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
OZARK COUNTY
(Hw) - See Statewide
PEMISCOT COUNTY
(Hw) - See Statewide
PERRY COUNTY
(D) - See Cape Girardeau County
(H,Hw) - See Statewide
PETTIS COUNTY
(H,Hw) - See Statewide
PHELPS COUNTY
(H,Hw) - See Statewide
PIKE COUNTY
(H,Hw) - See Statewide
PLATTE COUNTY
(B,R,H,Hw) - See Cass County
(D) - See Andrew County
POLK COUNTY
(H,Hw) - See Statewide

MISSOURI (Cont'd)

PULASKI COUNTY
(H,Hw) - See Statewide
PUTNAM COUNTY
(H,Hw) - See Statewide
RALLS COUNTY
(H,Hw) - See Statewide
RANDOLPH COUNTY
(H,Hw) - See Statewide
RAY COUNTY
(B,R) - See Cass County
(H,Hw) - See Statewide
(D) - See Andrew County
REYNOLDS COUNTY
(Hw) - See Statewide
RIPLEY COUNTY
(Hw) - See Statewide
ST. CHARLES COUNTY
(B,R) - See Franklin County
(D) - See Andrew County
(D) - See Cape Girardeau County
(H,Hw) - See Statewide
ST. CLAIR COUNTY
(H,Hw) - See Statewide
ST. FRANCOIS COUNTY
(H,Hw) - See Statewide
ST. LOUIS COUNTY
(B,R) - See Franklin County
(D) - See Cape Girardeau County
(D) - See Andrew County
(H,Hw) - See Statewide
STE. GENEVIEVE COUNTY
(D) - See Cape Girardeau County
(H,Hw) - See Statewide
SALINE COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
SCHUYLER COUNTY
(H,Hw) - See Statewide
SCOTLAND COUNTY
(H,Hw) - See Statewide
SCOTT COUNTY
(D) - See Cape Girardeau County
(H,Hw) - See Statewide
SHANNON COUNTY
(Hw) - See Statewide
SHELBY COUNTY
(H,Hw) - See Statewide
STODDARD COUNTY
(Hw) - See Statewide

NOTICES

MISSOURI (Cont'd)

STONE COUNTY
(Hw) - See Statewide
SULLIVAN COUNTY
(H,Hw) - See Statewide
TANEY COUNTY
(Hw) - See Statewide
TEXAS COUNTY
(Hw) - See Statewide
VERNON COUNTY
(H,Hw) - See Statewide
WARREN COUNTY
(D) - See Andrew County
(H,Hw) - See Statewide
WASHINGTON COUNTY
(H,Hw) - See Statewide
WAYNE COUNTY
(Hw) - See Statewide
WEBSTER COUNTY
(Hw) - See Statewide
WORTH COUNTY
(H,Hw) - See Statewide
WRIGHT COUNTY
(Hw) - See Statewide

MONTANA

STATEWIDE
Decision #MT75-5062 (D)
40 FR 23650 - 5/30/75
Decision #MT75-5063 (H,Hw)
40 FR 23675 - 5/30/75
BEAVERHEAD COUNTY
(B,H,Hw) - See Statewide
BIG HORN COUNTY
(B,H,Hw) - See Statewide
BLAINE COUNTY
(B,H,Hw) - See Statewide
BROADWATER COUNTY
(B,H,Hw) - See Statewide
CARBON COUNTY
(B,H,Hw) - See Statewide
CARTER COUNTY
(D,H,Hw) - See Statewide
CASCADE COUNTY
Decision #MT75-5059 (R)
40 FR 22765 - 5/23/75
(B,H,Hw) - See Statewide
CHOUTEAU COUNTY
(B,H,Hw) - See Statewide
CUSTER COUNTY
(B,H,Hw) - See Statewide
DANIELS COUNTY
(B,H,Hw) - See Statewide
DAWSON COUNTY
(B,H,Hw) - See Statewide
DEER LODGE COUNTY
(B,H,Hw) - See Statewide
Decision #MT75-5060 (R)
40 FR 23642 - 5/30/75
FALLON COUNTY
(B,H,Hw) - See Statewide
FERGUS COUNTY
(B,H,Hw) - See Statewide
FLATHEAD COUNTY
(B,H,Hw) - See Statewide
(R) - See Cascade County

MONTANA (Cont'd.)

GALLATIN COUNTY
(B,H,Hw) - See Statewide
(R) - See Deer Lodge County
GARFIELD COUNTY
(B,H,Hw) - See Statewide
GLACIER COUNTY
(R) - See Cascade County
(B,H,Hw) - See Statewide
GOLDEN VALLEY COUNTY
(B,H,Hw) - See Statewide
GRANITE COUNTY
(B,H,Hw) - See Statewide
HILL COUNTY
(B,H,Hw) - See Statewide
(R) - See Cascade County
JEFFERSON COUNTY
(B,H,Hw) - See Statewide
JUDITH BASIN COUNTY
(B,H,Hw) - See Statewide
LAKE COUNTY
(B,H,Hw) - See Statewide
LEWIS & CLARK COUNTY
(B,H,Hw) - See Statewide
LIBERTY COUNTY
(B,H,Hw) - See Statewide
LINCOLN COUNTY
(B,H,Hw) - See Statewide
MC CONE COUNTY
(B,H,Hw) - See Statewide
MADISON COUNTY
(B,H,Hw) - See Statewide
MEAGHER COUNTY
(B,H,Hw) - See Statewide
MINERAL COUNTY
(B,H,Hw) - See Statewide
MISSOULA COUNTY
(R) - See Cascade County
(B,H,Hw) - See Statewide
MUSSELSHELL COUNTY
(B,H,Hw) - See Statewide
PARK COUNTY
(B,H,Hw) - See Statewide
PETROLEUM COUNTY
(B,H,Hw) - See Statewide
PHILLIPS COUNTY
(B,H,Hw) - See Statewide
PONDERA COUNTY
(B,H,Hw) - See Statewide
POWDER RIVER COUNTY
(B,H,Hw) - See Statewide
POWELL COUNTY
(B,H,Hw) - See Statewide
PRAIRIE COUNTY
(B,H,Hw) - See Statewide
RAVALLI COUNTY
(B,H,Hw) - See Statewide

MONTANA (Cont'd.)

RICHLAND COUNTY
(B,H,Hw) - See Statewide
ROOSEVELT COUNTY
(B,H,Hw) - See Statewide
ROSEBUD COUNTY
(B,H,Hw) - See Statewide
SANDERS COUNTY
(B,H,Hw) - See Statewide
(R) - See Cascade County
SHERIDAN COUNTY
(B,H,Hw) - See Statewide
SILVER BOW COUNTY
(R) - See Deer Lodge County
(B,H,Hw) - See Statewide
STILLWATER COUNTY
(B,H,Hw) - See Statewide
SWEET GRASS COUNTY
(B,H,Hw) - See Statewide
TETON COUNTY
(B,H,Hw) - See Statewide
TOOLE COUNTY
(B,H,Hw) - See Statewide
TREASURE COUNTY
(B,H,Hw) - See Statewide
VALLEY COUNTY
(B,H,Hw) - See Statewide
(R) - See Cascade County
WHEATLAND COUNTY
(B,H,Hw) - See Statewide
WIBAUX COUNTY
(B,H,Hw) - See Statewide
YELLOWSTONE COUNTY
(B,H,Hw) - See Statewide





NEBRASKA

ADAMS COUNTY
Decision #AR-92 (H,Hw)
39 FR 44917 - 12/27/74
ANTELOPE COUNTY
(H,Hw) - See Adams County
ARTHUR COUNTY
(H,Hw) - See Adams County
BANNER COUNTY
Decision #NE75-4113 (B)
40 FR 26218 - 6/20/75
(H,Hw) - See Adams County
BLAINE COUNTY
(H,Hw) - See Adams County
BOONE COUNTY
(H,Hw) - See Adams County
BOX BUTTE COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
BOYD COUNTY
(H,Hw) - See Statewide
Decision #NE75-4054 (Channel Stabilization)
40 FR 8739 - 2/28/75
BROWN COUNTY
(H,Hw) - See Adams County
BUFFALO COUNTY
(H,Hw) - See Adams County
BURT COUNTY
(H,Hw) - See Adams County
(Chann. Stab.) - See Boyd County
BUTLER COUNTY
(H,Hw) - See Adams County
CASS COUNTY
(Chann. Stab.) - See Boyd County
Decision #NE75-4112 (H,Hw)
40 FR 25400 - 6/13/75
Mod. #1 - 40 FR 27416 - 6/27/75
CEDAR COUNTY
Decision #AQ-93 (B)
39 FR 15653 - 5/3/74
(H,Hw) - See Adams County
(Chann. Stab.) - See Boyd County
CHASE COUNTY
(H,Hw) - See Adams County
CHERRY COUNTY
(H,Hw) - See Adams County
CHEYENNE COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
CLAY COUNTY
(H,Hw) - See Adams County
COLFAX COUNTY
(H,Hw) - See Adams County

NEBRASKA (Cont'd.)

CUMING COUNTY
(B) - See Cedar County
(H,Hw) - See Adams County
CUSTER COUNTY
(H,Hw) - See Adams County
DAKOTA COUNTY
(Chann. Stab.) - See Boyd County
(H,Hw) - See Adams County
DAWES COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
DAWSON COUNTY
(H,Hw) - See Adams County
DEUEL COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
DIXON COUNTY
(Chann. Stab.) - See Boyd County
(H,Hw) - See Adams County
DODGE COUNTY
(H,Hw) - See Adams County
DOUGLAS COUNTY
Decision #NE75-4111 (B,R)
40 FR 25399 - 6/13/75
(H,Hw) - See Cass County
(Chann. Stab.) - See Boyd County
DUNDY COUNTY
(H,Hw) - See Adams County
FILLMORE COUNTY
(H,Hw) - See Adams County
FRANKLIN COUNTY
(H,Hw) - See Adams County
FRONTIER COUNTY
(H,Hw) - See Adams County
FURNAS COUNTY
(H,Hw) - See Adams County
GAGE COUNTY
(H,Hw) - See Adams County
GARDEN COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
GARFIELD COUNTY
(H,Hw) - See Adams County
GOSPER COUNTY
(H,Hw) - See Adams County
GRANT COUNTY
(H,Hw) - See Adams County
GREELEY COUNTY
(H,Hw) - See Adams County

NEBRASKA (Cont'd)

HALL COUNTY
Decision #AQ-24 (B)
38 FR 24486 - 9/7/73
Mod. #1 - 38 FR 30330 - 11/2/73
(H,Hw) - See Adams County
HAMILTON COUNTY
(H,Hw) - See Adams County
HARLAN COUNTY
(H,Hw) - See Adams County
HAYES COUNTY
(H,Hw) - See Adams County
HITCHCOCK COUNTY
(H,Hw) - See Adams County
HOLT COUNTY
(H,Hw) - See Adams County
HOOKER COUNTY
(H,Hw) - See Adams County
HOWARD COUNTY
(H,Hw) - See Adams County
JEFFERSON COUNTY
(H,Hw) - See Adams County
JOHNSON COUNTY
(H,Hw) - See Adams County
KEARNEY COUNTY
(H,Hw) - See Adams County
KEITH COUNTY
(H,Hw) - See Adams County
KEYAPAHA COUNTY
(H,Hw) - See Adams County
KIMBALL COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
KNOX COUNTY
(H,Hw) - See Adams County
(Chann. Stab.) - See Boyd County
LANCASTER COUNTY
Decision #NE75-4085 (B)
40 FR 20599 - 5/9/75
Decision #AM-6140 (R)
36 FR 21736 - 11/12/71
(H,Hw) - See Adams County
LINCOLN COUNTY
(H,Hw) - See Adams County
LOGAN COUNTY
(H,Hw) - See Adams County
LOUP COUNTY
(H,Hw) - See Adams County
MC PHERSON COUNTY
(H,Hw) - See Adams County
MADISON COUNTY
(H,Hw) - See Adams County
MERRICK COUNTY
(H,Hw) - See Adams County

NEBRASKA (Cont'd.)

MORRILL COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
NANCE COUNTY
(H,Hw) - See Adams County
NEMAHA COUNTY
Decision #MO75-4070 (D)
40 FR 14225 - 3/28/75
(H,Hw) - See Adams County
(Chann. Stab.) - See Boyd County
NUCKOLLS COUNTY
(H;Hw) - See Adams County
OTOE COUNTY
(Chann. Stab.) - See Boyd County
(H,Hw) - See Adams County
PAWNEE COUNTY
(H,Hw) - See Adams County
PERKINS COUNTY
(H,Hw) - See Adams County
PHELPS COUNTY
(H,Hw) - See Adams County
PIERCE COUNTY
(B) - See Cedar County
(H,Hw) - See Adams County
PLATTE COUNTY
(H,Hw) - See Adams County
POLK COUNTY
(H,Hw) - See Adams County
RED WILLOW COUNTY
(H,Hw) - See Adams County
RICHARDSON COUNTY
(Chann. Stab.) - See Boyd County
(D) - See Nemaha County
(H,Hw) - See Adams County
ROCK COUNTY
(H,Hw) - See Adams County
SALINE COUNTY
(H,Hw) - See Adams County
SARPY COUNTY
(Chann. Stab.) - See Boyd County
(B,R) - See Douglas County
(H,Hw) - See Cass County
SAUNDERS COUNTY
(H,Hw) - See Adams County
(H,Hw) - See Cass County
SCOTTS BLUFF COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
SEWARD COUNTY
(H,Hw) - See Adams County
SHERIDAN COUNTY
(B) - See Banner County
(H,Hw) - See Adams County
SHERMAN COUNTY
(H,Hw) - See Adams County
SIOUX COUNTY
(B) - See Banner County
(H,Hw) - See Adams County

NEBRASKA (Cont'd)

STANTON COUNTY
(B) - See Cedar County
(Hw) - See Adams County
THAYER COUNTY
(Hw) - See Adams County
THOMAS COUNTY
(Hw) - See Adams County
THURSTON COUNTY
(Chann. Stab.) - See Boyd County
(Hw) - See Adams County
VALLEY COUNTY
(Hw) - See Adams County
WASHINGTON COUNTY
(H,Hw) - See Cass County
(Chann. Stab.) - See Boyd County
WAYNE COUNTY
(B) - See Cedar County
(Hw) - See Adams County
WEBSTER COUNTY
(Hw) - See Adams County
WHEELER COUNTY
(Hw) - See Adams County
YORK COUNTY
(Hw) - See Adams County

NEVADA

STATEWIDE (Excluding the Nevada Test Site & Tonopah Test Range)
Decision #NV75-5037 (B,H,Hw)
40 FR 14235 - 3/28/75
Mod. #1 - 40 FR 19330 - 5/2/75
Mod. #2 - 40 FR 23630 - 5/30/75
CHURCHILL COUNTY
(B,H,Hw) - See Statewide
CLARK COUNTY
Decision #NV75-5038 (R)(Excluding the Nevada Test Site)
40 FR 14246 - 3/28/75
Mod. #1 - 40 FR 19330 - 5/2/75
Mod. #2 - 40 FR 23630 - 5/30/75
(B,H,Hw) - See Statewide
Decision #NV75-5057 (B,H,Hw) (Nevada Tes Site including the Tonopah Test Range
40 FR 20602 - 5/9/75
Mod. #1 - 40 FR 25326 - 6/13/75
DOUGLAS COUNTY
(B,H,Hw) - See Statewide
ELKO COUNTY
(B,H,Hw) - See Statewide
ESMERALDA COUNTY
(B,H,Hw) - See Statewide
EUREKA COUNTY
(B,H,Hw) - See Statewide
HUMBOLDT COUNTY
(B,H,Hw) - See Statewide
LANDER COUNTY
(B,H,Hw) - See Statewide
LINCOLN COUNTY
(B,H,Hw) - See Statewide
LYON COUNTY
(B,H,Hw) - See Statewide
MINERAL COUNTY
(B,H,Hw) - See Statewide
NYE COUNTY
(B,H,Hw) - See Clark Co. (Nevada Test Site)
(B,H,Hw) - See Statewide
ORMSBY COUNTY
(B,H,Hw) - See Statewide
PERSHING COUNTY
(B,H,Hw) - See Statewide
STOREY COUNTY
(B,H,Hw) - See Statewide
WASHOE COUNTY
Decision #NV75-5039 (R)
40 FR 14250 - 3/28/75
Mod. #1 - 40 FR 19330 - 5/2/75
Mod. #2 - 40 FR 23631 - 5/30/75
(B,H,Hw) - See Statewide
WHITE PINE COUNTY
(B,H,Hw) - See Statewide

NEW HAMPSHIRE

BELKNAP COUNTY
None
CARROLL COUNTY
None
CHESHIRE COUNTY
None
COOS COUNTY.
None
GRAFTON COUNTY
None
HILLSBORO COUNTY
Decision #AR-3142 (B,H,Hw,R)
39 FR 35021 - 9/27/74
Mod. #1 - 39 FR 35717 - 10/11/74
Mod. #2 - 40 FR 7799 - 2/21/75
Mod. #3 - 40 FR 19331 - 5/2/75
MERRIMACK COUNTY
Decision #AR-3143 (B,H,Hw, & Marine)
39 FR 35024 - 9/27/74
Mod. #1 - 39 FR 36717 - 10/11/74
Mod. #2 - 40 FR 7799 - 2/21/75
ROCKINGHAM COUNTY
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
Decision #AR-3144 (B,H,Hw,R, & Marine)
39 FR 35027 - 9/27/74
Mod. #1 - 39 FR 36718 - 10/11/74
Mod. #2 - 40 FR 7799 - 2/21/75
STRAFFORD COUNTY
Decision #AR-3145 (B,H,Hw, & Marine)
39 FR 35031 - 9/27/74
Mod. #1 - 39 FR 36718 - 10/11/74
Mod. #2 - 40 FR 7799 - 2/21/75
SULLIVAN COUNTY
None

NEW JERSEY

ATLANTIC COUNTY
Decision #NJ75-3049 (B,H,Hw)
40 FR 26219 - 6/20/75
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
BERGEN COUNTY
Decision #AR-2078 (B,H,Hw)
39 FR 40473 - 11/15/74
Mod. #1 - 39 FR 42811 - 12/6/74
Mod. #2 - 39 FR 44156 - 12/20/74
Mod. #3 - 40 FR 5981 - 2/7/75
Mod. #4 - 40 FR 16489 - 4/11/75
(D) - See Atlantic County





NEW JERSEY

BURLINGTON COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County
CAMDEN COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County
CAPE MAY COUNTY
(B,H,Hw,D) - See Atlantic County
CUMBERLAND COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County
ESSEX COUNTY
Decision #AR-2083 (B,H,Hw)
39 FR 41153 - 11/22/74
Mod. #1 - 40 FR 5982 - 2/7/75
(D) - See Atlantic County
GLOUCESTER COUNTY
(B,H,Hw) - See Camden County
(D) - See Atlantic County
HUDSON COUNTY
Decision #AR-2087 (B,H,Hw)
39 FR 41671 - 11/29/74
Mod. #1 - 40 FR 5982 - 2/7/75
Mod. #2 - 40 FR 16491 - 4/11/75
(D) - See Atlantic County
HUNTERDON COUNTY
Decision #AR-2076 (B,H,Hw)
39 FR 40393 - 11/15/74
Mod. #1 - 39 FR 42812 - 12/6/74
Mod. #2 - 40 FR 5980 - 2/7/75
Mod. #3 - 40 FR 16489 - 4/11/75
(D) - See Atlantic County
MERCER COUNTY
(B,H,Hw) - See Atlantic County
MIDDLESEX COUNTY
Decision #AR-2040 (B,H,Hw)
39 FR 33164 - 9/13/74
Mod. #1 - 39 FR 34923 - 9/27/74
Mod. #2 - 40 FR 5977 - 2/7/75
Mod. #3 - 40 FR 16485 - 4/11/75
(D) - See Atlantic County
MONMOUTH COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County

NEW JERSEY (Cont'd.)

MORRIS COUNTY
Decision #AR-2041 (B,H,Hw)
39 FR 33172 - 9/13/74
Mod. #1 - 39 FR 34924 - 9/27/74
Mod. #2 - 39 FR 42810 - 12/6/74
Mod. #3 - 40 FR 5978 - 2/7/75
Mod. #4 - 40 FR 16486 - 4/11/75
Mod. #5 - 40 FR 18282 - 4/25/75
(D) - See Atlantic County
OCEAN COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County
PASSAIC COUNTY
Decision #AR-2042 (B,H,Hw)
39 FR 33179 - 9/13/74
Mod. #1 - 39 FR 34924 - 9/27/74
Mod. #2 - 39 FR 41659 - 11/29/74
Mod. #3 - 39 FR 42811 - 12/6/74
Mod. #4 - 40 FR 5978 - 2/7/75
Mod. #5 - 40 FR 16487 - 4/11/75
Mod. #5 - 40 FR 8697 - 2/28/75
(D) - See Atlantic County
SALEM COUNTY
(B,H,Hw) - See Atlantic County
(D) - See Atlantic County
SOMERSET COUNTY
Decision #AR-2043 (B,H,Hw)
39 FR 32456 - 9/6/74
Mod. #1 - 39 FR 34925 - 9/27/74
Mod. #2 - 39 FR 42810 - 12/6/74
Mod. #3 - 40 FR 5979 - 2/7/75
Mod. #4 - 40 FR 16487 - 4/11/75
(D) - See Atlantic County
SUSSEX COUNTY
Decision #AR-2075 (B,H,Hw)
39 FR 40386 - 11/15/74
Mod. #1 - 39 FR 42811 - 12/6/74
Mod. #2 - 40 FR 5980 - 2/7/75
Mod. #2 - 40 FR 16488 - 4/11/75
Mod. #4 - 40 FR 18282 - 4/25/75
(D) - See Atlantic County
UNION COUNTY
Decision #AR-2044 (B,H,Hw)
39 FR 32464 - 9/6/74
Mod. #1 - 39 FR 34925 - 9/27/74
Mod. #2 - 39 FR 41659 - 11/29/74
Mod. #3 - 39 FR 42811 - 12/6/74
Mod. #4 - 40 FR 5979 - 2/7/75
Mod. #5 - 40 FR 16487 - 2/7/75
(D) - See Atlantic County
WARREN COUNTY
Decision #AR-2074 (B,H,Hw)
39 FR 40378 - 11/15/74
Mod. #1 - 39 FR 42811 - 12/6/74
Mod. #2 - 40 FR 5980 - 2/7/75
Mod. #3 - 40 FR 16488 - 4/11/75

NEW MEXICO

STATEWIDE
Decision #AQ-10 (Streets, Highways, Utilities and Light Engineering Construction)
38 FR 21714 - 8/10/73
Mod. #1 - 38 FR 22853 - 8/24/73
Mod. #2 - 39 FR 32443 - 9/6/74
Mod. #3 - 40 FR 15273 - 4/4/75
Decision #NM75-4079 (Building, including residential in McKinley, Santa Fe, San Juan & Bernalillo Cos., but not on the Indian Reservation) and Heavy engineering construction.
40 FR 17517 - 4/18/75
Mod. #1 - 40 FR 19331 - 5/2/75
Mod. #2 - 40 FR 22735 - 5/23/75
Mod. #3 - 40 FR 25326 - 6/13/75
Mod. #4 - 40 FR 27416 - 6/27/75
BERNALILLO COUNTY
(B,H,Hw,R) - See Statewide
CATRON COUNTY
(B,H,Hw) - See Statewide
CHAVES COUNTY
(B,H,Hw) - See Statewide
COLFAX COUNTY
(B,H,Hw) - See Statewide
CURRY COUNTY
(B,H,Hw) - See Statewide
DE BACA COUNTY
(B,H,Hw) - See Statewide
DONA ANA COUNTY
(B,H,Hw) - See Statewide
Decision #NM75-4014 (R)
40 FR 3148 - 1/17/75
EDDY COUNTY
(B,H,Hw) - See Statewide
GRANT COUNTY
(B,H,Hw) - See Statewide
GUADALUPE COUNTY
(B,H,Hw) - See Statewide
HARDING COUNTY
(B,H,Hw) - See Statewide
HIDALGO COUNTY
(B,H,Hw) - See Statewide
LEA COUNTY
(B,H,Hw) - See Statewide
LINCOLN COUNTY
(B,H,Hw) - See Statewide
LOS ALAMOS COUNTY
(B,H,Hw) - See Statewide
LUNA COUNTY
(B,H,Hw) - See Statewide
McKINLEY COUNTY
(R) - See San Juan County
(B,H,Hw,R) - See Statewide

NEW MEXICO (Cont'd.)

MORA COUNTY
(B,H,Hw) - See Statewide
OTERO COUNTY
(R) - See Dona Ana County
(B,H,Hw) - See Statewide
QUAY COUNTY
(B,H,Hw) - See Statewide
RIO ARRIBA COUNTY
(B,H,Hw) - See Statewide
ROOSEVELT COUNTY
(B,H,Hw) - See Statewide
SANDOVAL COUNTY
(B,H,Hw) - See Statewide
SAN JUAN COUNTY
Decision #NM75-5004 (R)(Navajo Indian Reservation)
40 FR 3921 - 1/24/75
(B,H,Hw,R) - See Statewide
SAN MIGUEL COUNTY
(B,H,Hw) - See Statewide
SANTE FE COUNTY
(B,H,Hw,R) - See Statewide
SIERRA COUNTY
(B,H,Hw) - See Statewide
SOCORRO COUNTY
(B,H,Hw) - See Statewide
TAOS COUNTY
(B,H,Hw) - See Statewide
TORRANCE COUNTY
(B,H,Hw) - See Statewide
UNION COUNTY
(B,H,Hw) - See Statewide
VALENCIA COUNTY
(B,H,Hw) - See Statewide

NEW YORK

ALBANY COUNTY
Decision #NY75-3031 (B,H,Hw)
40 FR 16545 - 4/11/75
ALLEGANY COUNTY
None
BRONX COUNTY
Decision #AR-2101 (B,H,Hw)
39 FR 44925 - 12/27/74
Mod. #1 - 40 FR 5984 - 2/7/75
Mod. #2 - 40 FR 7799 - 2/21/75
Decision #NY75-3016 (R)
40 FR 7852 - 2/21/75
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
BROOME COUNTY
Decision #NY75-3032 (B,H,Hw)
40 FR 16549 - 4/11/75
CATTARAUGUS COUNTY
None
CAYUGA COUNTY
Decision #NY75-3033 (D)
40 FR 16554 - 4/11/75
CHAUTAUGUA COUNTY
Decision #AR-2014 (B,H,Hw)
39 FR 28735 - 8/9/74
Mod. #1 - 40 FR 3863 - 1/24/75
(D) - See Cayuga County
CHEMUNG COUNTY
None
CHENANGO COUNTY
None
CLINTON COUNTY
None
COLUMBIA COUNTY
None
CORTLAND COUNTY
None
DELAWARE COUNTY
None

NEW YORK (Cont'd)

DUTCHESS COUNTY
Decision #NY75-3034 (B,H,Hw)
40 FR 16559 - 4/11/75
(D) - See Bronx County
ERIE COUNTY
Decision #NY75-3035 (B,H,Hw)
40 FR 16565 - 4/11/75
(D) - See Cayuga County
ESSEX COUNTY
None
FRANKLIN COUNTY
(D) - See Cayuga County
FULTON COUNTY
None
GENESEE COUNTY
None
GREENE COUNTY
None
HAMILTON COUNTY
None
HERKIMER COUNTY
None
JEFFERSON COUNTY
Decision #NY75-3036 (B,H,Hw)
40 FR 16571 - 4/11/75
Mod. #1-40 FR 24455 - 6/6/75
(D) - See Cayuga County
KINGS COUNTY
(B,H,Hw,R,D) - See Bronx County
LEWIS COUNTY
None
LIVINGSTON COUNTY
None
MADISON COUNTY
None

NEW YORK (Cont'd)

MONROE COUNTY
Decision #NY75-3063 (B, H,Hw)
40 FR 26233 - 6/20/75
Mod. #1 - 40 FR 27416 - 6/27/75
(D) - See Cayuga County
MONTGOMERY COUNTY
None
NASSAU COUNTY
Decision #NY75-3038 (B,H,Hw)
40 FR 16581 - 4/11/75
(D) - See Bronx County
NEW YORK COUNTY
(B,H,Hw,R,D) - See Bronx County
NIAGARA COUNTY
Decision #NY75-3039 (B,H,Hw)
40 FR 16586 - 4/11/75
(D) - See Cayuga County
ONEIDA COUNTY
Decision #NY75-3040 (B,H,Hw)
40 FR 16589 - 4/11/75
Mod. #1 - 40 FR 24456 - 6/6/75
ONONDAGA COUNTY
Decision #NY75-3041 (B,H,Hw)
40 FR 16595 - 4/11/75
Mod. #1 - 40 FR 24457 - 6/6/75
ONTARIO COUNTY
None
ORANGE COUNTY
Decision #NY75-3042 (B,H,Hw)
40 FR 16599 - 4/11/75
Mod. #1 - 40 FR 25327 - 6/13/75
(D) - See Bronx County
ORLEANS COUNTY
(D) - See Cayuga County
OSWEGO COUNTY
(D) - See Cayuga County
OTSEGA COUNTY
None
PUTNAM COUNTY
None
QUEENS COUNTY
(B,H,Hw,R) - See Bronx County

NEW YORK (Cont'd)

RENSSELAER COUNTY
Decision #NY75-3043 (B,H,Hw)
40 FR 16606 - 4/11/75
RICHMOND COUNTY
(B,H,Hw,R,D) - See Bronx County
ROCKLAND COUNTY
(D) - See Bronx County
ST LAWRENCE COUNTY
(D) - See Cayuga County
SARATOGA COUNTY
Decision #AR-2097 (B,H,Hw)
39 FR 44919 - 12/27/74
SCHENECTADY COUNTY
Decision #NY75-3044 (B,H,Hw)
40 FR 16610 - 4/11/75
SCHOHARIE COUNTY
None
SCHUYLER COUNTY
None
SENECA COUNTY
None
STEUBEN COUNTY
Decision #NY75-3046 (B,H,Hw)
40 FR 16619 - 4/11/75
SUFFOLK COUNTY
Decision #NY75-3045 (B,H,Hw)
40 FR 16614 - 4/11/75
(D) - See Bronx County
SULLIVAN COUNTY
None
TIOGA COUNTY
None





NEW YORK (cont'd)

TOMPKINS COUNTY
None
ULSTER COUNTY
None
WARREN COUNTY
None
WASHINGTON COUNTY
None
WAYNE COUNTY
Decision #NY75-3047 (B,H,Hw)
40 FR 16624 - 4/11/75
(D) - See Cayuga County
WESTCHESTER COUNTY
Decision #NY75-3048 (B,H,Hw)
40 FR 16631 - 4/11/75
(D) - See Bronx County
WYOMING COUNTY
None
YATES COUNTY
None

NORTH CAROLINA

STATEWIDE
Decision #NC75-1015 (H,Hw)
40 FR 4857 - 1/31/75
Decision #NC75-1002 (Sewer & Water)
40 FR 3149 - 1/17/75
ALAMANCE COUNTY
Decision #AQ-4078 (R)
39 FR 7010 - 2/22/74
(Sewer & Water, H,Hw) - See Statewide
ALEXANDER COUNTY
(Sewer & Water, H,Hw) - See Statewide
ALLEGHANY COUNTY
(Sewer & Water, H,Hw) - See Statewide
ANSON COUNTY
(Sewer & Water, H,Hw) - See Statewide
ASHE COUNTY
(Sewer & Water, H,Hw) - See Statewide
AVERY COUNTY
Decision #AR-4017 (B)
39 FR 28739 - 8/9/74
Mod. #1 - 39 FR 43466 - 12/13/74
(Sewer & Water, H,Hw) - See Statewide

NORTH CAROLINA (Cont'd.)

BEAUFORT COUNTY
Decision #MD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75
(Sewer & Water, H,Hw) - See Statewide
BERTIE COUNTY
Decision #AQ-4079 (R)
39 FR 7010 - 2/22/74
Mod. #1 - 40 FR 3087 - 1/17/75
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
BLADEN COUNTY
(Sewer & Water, H,Hw) - See Statewide
BRUNSWICK COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
Decision #AR-4031 (R)
39 FR 32441 - 9/6/74
BUNCOMBE COUNTY
Decision #AR-4005 (B)
39 FR 24778 - 7/5/74
Mod. #1 - 39 FR 43465 - 12/13/74
Decision #NC75-1014 (R)
40 FR 6111 - 2/7/75
(Sewer & Water, H,Hw) - See Statewide
BURKE COUNTY
Decision #AQ-4105 (B)
39 FR 14842 - 4/26/74
Decision #AQ-4117 (R)
39 FR 18397 - 5/24/74
(Sewer & Water, H,Hw) - See Statewide
CABARRUS COUNTY
(Sewer & Water, H,Hw) - See Statewide
CALDWELL COUNTY
(Sewer & Water, H,Hw) - See Statewide
CAMDEN COUNTY
(Sewer & Water, H,Hw) - See Statewide
CARTERET COUNTY
Decision #AQ-4083 (R)
39 FR 8101 - 3/1/74
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
CASWELL COUNTY
(Sewer & Water, H,Hw) - See Statewide
CATAWBA COUNTY
(R) - See Burke County
(Sewer & Water, H,Hw) - See Statewide
CHATHAM COUNTY
Decision #NC75-1049 (B)
40 FR 18273 - 4/25/75
Decision #AR-4044 (R)
39 FR 36882 - 10/11/74
Mod. #1 - 40 FR 3087 - 1/17/75
(Sewer & Water, H,Hw) - See Statewide
CHEROKEE COUNTY
(Sewer & Water, H,Hw) - See Statewide

NORTH CAROLINA (Cont'd)

CHOWAN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
(R) - See Bertie County
CLAY COUNTY
(Sewer & Water, H,Hw) - See Statewide
CLEVELAND COUNTY
(R) - See Burke County
(Sewer & Water, H,Hw) - See Statewide
COLUMBUS COUNTY
(Sewer & Water, H,Hw) - See Statewide
CRAVEN COUNTY
(R) - See Carteret County
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
CUMBERLAND COUNTY
(R) - See Chatham County
(Sewer & Water, H,Hw) - See Statewide
CURRITUCK COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
DARE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
DAVIDSON COUNTY
(Sewer & Water, H,Hw) - See Statewide
DAVIE COUNTY
(Sewer & Water, H,Hw) - See Statewide
DUPLIN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
DURHAM COUNTY
(Sewer & Water, H,Hw) - See Statewide
EDGECOMBE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
FORSYTH COUNTY
Decision #AR-4019 (R)
39 FR 29702 - 8/16/74
(Sewer & Water, H,Hw) - See Statewide
FRANKLIN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
GASTON COUNTY
(Sewer & Water, H,Hw) - See Statewide
GATES COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
GRAHAM COUNTY
(Sewer & Water, H,Hw) - See Statewide
GRANVILLE COUNTY
(Sewer & Water, H,Hw) - See Statewide
GREENE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
GUILFORD COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Alamance County

NORTH CAROLINA (Cont'd.)

HALIFAX COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
HARNETT COUNTY
(B,R) - See Chatham County
(Sewer & Water, H,Hw) - See Statewide
HAYWOOD COUNTY
(R) - See Buncombe County
(R) - See Cumberland County
(Sewer & Water, H,Hw) - See Statewide
HENDERSON COUNTY
R) - See Buncombe County
(Sewer & Water, H,Hw) - See Statewide
HERTFORD COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
(R) - See Bertie County
HOKE COUNTY
(R) - See Chatham County
(Sewer & Water, H,Hw) - See Statewide
HYDE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(D) - See Beaufort County
IREDELL COUNTY
(Sewer & Water, H,Hw) - See Statewide
JACKSON COUNTY
(R) - See Buncombe County
(Sewer & Water, H,Hw) - See Statewide
JOHNSTON COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
JONES COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
LEE COUNTY
(B,R) - See Chatham County
(Sewer & Water, H,Hw) - See Statewide
LENOIR COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
LINCOLN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Burke County
MCDOWELL COUNTY
(R) - See Buncombe County
(Sewer & Water, H,Hw) - See Statewide
MACON COUNTY
(Sewer & Water, H,Hw) - See Statewide
MADISON COUNTY
(R) - See Buncombe County
(Sewer & Water, H,Hw) - See Statewide
MARTIN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
MECKLENBORG COUNTY
Decision #AP-161 (B)
38 FR 5753 - 3/2/73
Mod. #1 - 38 FR 7166 - 3/16/73
Mod. #2 - 38 FR 31770 - 11/16/73
(Sewer & Water, H,Hw) - See Statewide

NORTH CAROLINA (Cont'd.)

MITCHELL COUNTY
(Sewer & Water, H,Hw) - See Statewide
(B) - See Avery County
MONTGOMERY COUNTY
(Sewer & Water, H,Hw) - See Statewide
MOORE COUNTY
(B,R) - See Chatham County
(Sewer & Water, H,Hw) - See Statewide
NASH COUNTY
(Sewer & Water, H,Hw) - See Statewide
NEW HANOVER COUNTY
Decision #NC75-1054 (B)
40 FR 22723 - 5/23/75
(R) - See Brunswick County
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
NORTHAMPTON COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
ONSLOW COUNTY
Decision #AR-4046 (B)
39 FR 38078 - 10/25/74
(Sewer & Water, H,Hw) - See Statewide
(R) - See Brunswick County
ORANGE COUNTY
(Sewer & Water, H,Hw) - See Statewide
PAMLICO COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
PASQUOTANK COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
PENDER COUNTY
(R) - See Brunswick County
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
PERQUIMANS COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
PERSONS COUNTY
(Sewer & Water, H,Hw) - See Statewide
PITT COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
POLK COUNTY
(R) - See Burke County
(Sewer & Water, H,Hw) - See Statewide
RANDOLPH COUNTY
(R) - See Alamance County
(Sewer & Water, H,Hw) - See Statewide
RICHMOND COUNTY
(Sewer & Water, H,Hw) - See Statewide
ROBESON COUNTY
(Sewer & Water, H,Hw) - See Statewide
ROCKINGHAM COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Alamance County
ROWAN COUNTY
(Sewer & Water, H,Hw) - See Statewide

NORTH CAROLINA (Cont'd.)

RUTHERFORD COUNTY
(R) - See Burke County
(Sewer & Water, H,Hw) - See Statewide
SAMPSON COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Chatham County
SCOTLAND COUNTY
(Sewer & Water, H,Hw) - See Statewide
STANLY COUNTY
(Sewer & Water, H,Hw) - See Statewide
STOKES COUNTY
(Sewer & Water, H,Hw) - See Statewide
SURRY COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Forsyth County
SWAIN COUNTY
(Sewer & Water, H,Hw) - See Statewide
TRANSYLVANIA COUNTY
Decision #AR-4042 (B)
39 FR 34906 - 9/27/74
(R) - See Buncombe County
(Sewer & Water, H,Hw) - See Statewide
TYRRELL County
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
UNION COUNTY
(Sewer & Water, H,Hw) - See Statewide
VANCE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
WAKE COUNTY
Decision #AQ-4032 (B)
38 FR 31093 - 11/9/73
Mod. #1 - 39 FR 5066 - 2/8/74
(Sewer & Water, H,Hw) - See Statewide
WARREN COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
WASHINGTON COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
WATAUGA COUNTY
(B) - See Avery County
(Sewer & Water, H,Hw) - See Statewide
WAYNE COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Carteret County
WILKES COUNTY
Decision #AR-4063 (B)
39 FR 42803 - 12/6/74
Mod. #1 - 40 FR 3087 - 1/17/75
Mod. #2 - 40 FR 5984 - 2/7/75
(Sewer & Water, H,Hw) - See Statewide
WILSON COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Bertie County
YADKIN COUNTY
(Sewer & Water, H,Hw) - See Statewide
YANCEY COUNTY
(Sewer & Water, H,Hw) - See Statewide

NORTH DAKOTA

STATEWIDE
Decision #AR-1053 (Hw)
39 FR 42823 - 12/6/74
Mod. #1 - 40 FR 14211 - 3/28/75
ADAMS COUNTY
(Hw) - See Statewide
BARNES COUNTY
(Hw) - See Statewide
BENSON COUNTY
(Hw) - See Statewide
BILLINGS COUNTY
(Hw) - See Statewide
BOTTINEAU COUNTY
(Hw) - See Statewide
BOWMAN COUNTY
(Hw) - See Statewide
BURKE COUNTY
(Hw) - See Statewide
BURLEIGH COUNTY
(Hw) - See Statewide
Decision #NDTS-5058 (B)
40 FR 22776 - 5/23/75
Mod. #1 - 40 FR 26184 - 6/20/75
CASS COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
CAVALIER COUNTY
(Hw) - See Statewide
DICKEY COUNTY
(Hw) - See Statewide
DIVIDE COUNTY
(Hw) - See Statewide
DUNN COUNTY
(Hw) - See Statewide
EDDY COUNTY
(Hw) - See Statewide
EMMONS COUNTY
(Hw) - See Statewide
FOSTER COUNTY
(Hw) - See Statewide
GOLDEN VALLEY COUNTY
(Hw) - See Statewide

NORTH DAKOTA (Cont'd)

GRAND FORKS COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
GRANT COUNTY
(Hw) - See Statewide
GRIGGS COUNTY
(Hw) - See Statewide
HETTINGER COUNTY
(Hw) - See Statewide
KIDDER COUNTY
(Hw) - See Statewide
LAMOURE COUNTY
(Hw) - See Statewide
LOGAN COUNTY
(Hw) - See Statewide
McHENRY COUNTY
(Hw) - See Statewide
McINTOSH COUNTY
(Hw) - See Statewide
McKENZIE COUNTY
(Hw) - See Statewide
McLEAN COUNTY
(Hw) - See Statewide
MERCER COUNTY
(Hw) - See Statewide
MORTON COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
MOUNTRAIL COUNTY
(Hw) - See Statewide
NELSON COUNTY
(Hw) - See Statewide
OLIVER COUNTY
(Hw) - See Statewide
PIERCE COUNTY
(Hw) - See Statewide
PEMBINA COUNTY
(Hw) - See Statewide
RAMSEY COUNTY
(Hw) - See Statewide
RANSOM COUNTY
(Hw) - See Statewide
RENVILLE COUNTY
(Hw) - See Statewide
RICHLAND COUNTY
(Hw) - See Statewide
(B) - See Burleigh County







NORTH DAKOTA (Cont'd)

ROLETTE COUNTY
(Hw) - See Statewide
SARGENT COUNTY
(Hw) - See Statewide
SHERIDAN COUNTY
(Hw) - See Statewide
SIOUX COUNTY
(Hw) - See Statewide
SLOPE COUNTY
(Hw) - See Statewide
STARK COUNTY
(Hw) - See Statewide
STEELE COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
STUTSMAN COUNTY
(Hw) - See Statewide
TOWNER COUNTY
(Hw) - See Statewide
TRAILL COUNTY
(Hw) - See Statewide
WALSH COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
WARD COUNTY
(Hw) - See Statewide
(B) - See Burleigh County
WELLS COUNTY
(Hw) - See Statewide
WILLIAMS COUNTY
(Hw) - See Statewide

OHIO

STATEWIDE
Decision #OH75-2056 (H,Hw)
40 FR 1530 - 4/4/75
Mod. #1 - 40 FR 18282 - 4/25/75
Mod. #2 - 40 FR 25328 - 6/13/75
ADAMS COUNTY
Decision #IL75-2036 (D)
40 FR 6023 - 2/7/75
(H,Hw) - See Statewide
ALLEN COUNTY
Decision #OH75-2034 (B)
40 FR 5967 - 2/7/75
(H,Hw) - See Statewide
ASHLAND COUNTY
(H,Hw) - See Statewide
ASHTABULA COUNTY
Decision #AR-3169 (B,R)
39 FR 40401 - 11/15/74
Mod. #1 - 40 FR 14214 - 3/28/75
Decision #IL75-5075 (D)
40 FR 27418 - 6/27/75
(H,Hw) - See Statewide
ATHENS COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
AUGLAIZE COUNTY
(B) - See Allen County
(H,Hw) - See Statewide
BELMONT COUNTY
(H,Hw) - See Statewide
BROWN COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
BUTLER COUNTY
Decision #AR-3033 (B)
39 FR 30774 - 8/23/74
Mod. #1 - 40 FR 16492 - 4/11/75
Decision #AP-683 (R)
38 FR 14049 - 5/25/73
(H,Hw) - See Statewide
CARROLL COUNTY
(H,Hw) - See Statewide
CHAMPAIGN COUNTY
(H,Hw) - See Statewide
CLARK COUNTY
Decision #AR-3034 (B)
39 FR 30776 - 8/23/74
Mod. #1 - 40 FR 15274 - 4/4/75
Decision #AP-684 (R)
38 FR 14049 - 5/25/73
(H,Hw) - See Statewide
CLERMONT COUNTY
Decision #AM-685 (R)
38 FR 14050 - 5/25/73
(B) - See Hamilton County
(D) - See Adams County
(H,Hw) - See Statewide
CLINTON COUNTY
(H,Hw) - See Statewide
COLUMBIANA COUNTY
(H,Hw) - See Statewide
COSHOCTON COUNTY
(H,Hw) - See Statewide

OHIO (Cont'd)

CRAWFORD COUNTY
(H,Hw) - See Statewide
CUYAHOGA COUNTY
Decision #AR-3035 (B,R)
39 FR 30778 - 8/23/74
Mod. #1 - 40 FR 15274 - 4/4/75
(H,Hw) - See Statewide
DARKE COUNTY
(H,Hw) - See Statewide
DEFIANCE COUNTY
(H,Hw) - See Statewide
DELAWARE COUNTY
Decision #AM-420 (R)
36 FR 15963 - 8/18/71
Mod. #1 - 38 FR 4630 - 2/16/73
(H,Hw) - See Statewide
ERIE COUNTY
Decision #AR-3172 (B)
39 FR 41102 - 11/22/74
Mod. #1-40 FR 15276 - 4/4/75
(D) - See Ashtabula County
(H,Hw) - See Statewide
FAIRFIELD COUNTY
(R) - See Delaware County
(H,Hw) - See Statewide
FAYETTE COUNTY
(H,Hw) - See Statewide
FRANKLIN COUNTY
Decision #AR-3036 (B)
39 FR 30780 - 8/23/74
Mod. #1 - 40 FR 37330 - 10/18/74
Mod. # 2- 40 FR 15274 - 4/4/75
(R) - See Delaware County
(H,Hw) - See Statewide
FULTON COUNTY
(B) - See Lucas County
(H,Hw) - See Statewide
GALLIA COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
GEAUGA COUNTY
(H,Hw) - See Statewide
GREENE COUNTY
Decision #AR-3037 (B)
39 FR 30782 - 8/23/74
Mod. #1 -40 FR 15275 - 4/4/75
Decision #AM-422 (R)
36 FR 15965 - 8/18/71
Mod. #1 - 37 FR 8619 - 4/28/72
(H,Hw) - See Statewide
GUERNSEY COUNTY
(H,Hw) - See Statewide
HAMILTON COUNTY
Decision #AR-3038 (B)
39 FR 30784 - 8/23/74
Mod. #1 - 40 FR 15275 - 4/4/75
(D) - See Adams County
(R) - See Clermont County
(H,Hw) - See Statewide

OHIO (Cont'd)

HANCOCK COUNTY
Decision #AR-3173 (B)
39 FR 41105 - 11/22/74
Mod. #1 - 40 FR 15276 - 4/4/75
(H,Hw) - See Statewide
HARDIN COUNTY
(H,Hw) - See Statewide
HARRISON COUNTY
(H,Hw) - See Statewide
HENRY COUNTY
(H,Hw) - See Statewide
HIGHLAND COUNTY
(H,Hw) - See Statewide
HOCKING COUNTY
(H,Hw) - See Statewide
HOLMES COUNTY
(H,Hw) - See Statewide
HURON COUNTY
(B) - See Erie County
(H,Hw) - See Statewide
JACKSON COUNTY
(H,Hw) - See Statewide
JEFFERSON COUNTY
(H,Hw) - See Statewide
KNOX COUNTY
(H,Hw) - See Statewide
LAKE COUNTY
(B,R) - See Cuyahoga County
(D) - See Ashtabula County
(H,Hw) - See Statewide
LAWRENCE COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
LICKING COUNTY
Decision #AR-3039 (B)
39 FR 30786 - 8/23/74
Mod. #1-40 FR 16492 - 4/11/75
Mod. #2 - 40 FR 27416 - 6/27/75
(H,Hw) - See Statewide
(R) - See Delaware County
LOGAN COUNTY
(H,Hw) - See Statewide
LORAIN COUNTY
Decision #AR-3040 (B,R)
39 FR 30663 - 8/23/74
Mod. #1 - 40 FR 16493 - 4/11/75
(D) - See Ashtabula County
(H,Hw) - See Statewide
LUCAS COUNTY
Decision #OH75-2060 (B)
40 FR 17529 - 4/18/75
(D) - See Ashtabula County
(H,Hw) - See Statewide
MADISON COUNTY
(B) - See Franklin County
(R) - See Delaware County
(H,Hw) - See Statewide

OHIO (Cont'd.)

MAHONING COUNTY
Decision #AR-3042 (B,R)
39 FR 30790 - 8/23/74
Mod. #1 - 40 FR 7799 - 2/21/75
Mod. #2 - 40 FR 16493 - 4/11/75
Mod. #3 - 40 FR 27416 - 6/27/75
(H,Hw) - See Statewide
MARION COUNTY
(H,Hw) - See Statewide
MEDINA COUNTY
(H,Hw) - See Statewide
MEIGS COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
MERCER COUNTY
(B) - See Allen County
(H,Hw) - See Statewide
MIAMI COUNTY
(R) - See Greene County
(H,Hw) - See Statewide
MONROE COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
MONTGOMERY COUNTY
(B) - See Greene County
(R) - See Greene County
(H,Hw) - See Statewide
MORGAN COUNTY
(H,Hw) - See Statewide
MORROW COUNTY
(H,Hw) - See Statewide
MUSKINGUM COUNTY
Decision #AR-3043 (B)
39 FR 30792 - 8/23/74
Mod. #1 - 40 FR 17462 - 4/18/75
(H,Hw) - See Statewide
NOBLE COUNTY
(H,Hw) - See Statewide
OTTAWA COUNTY
(R) - See Erie County
(D) - See Ashtabula County
(H,Hw) - See Statewide
PAULDING COUNTY
(H,Hw) - See Statewide
PERRY COUNTY
(H,Hw) - See Statewide
PICKAWAY COUNTY
(B) - See Franklin County
(R) - See Delaware County
(H,Hw) - See Statewide
PIKE COUNTY
Decision #AR-3176 (B)
39 FR 43451 - 12/13/74
Mod. #1 - 40 FR 3087 - 1/17/75
Mod. #2 - 40 FR 5985 - 2/7/75
Mod. #3 - 40 FR 17464 - 4/18/75
(H,Hw) - See Statewide
PORTAGE COUNTY
Decision #AR-3044 (B,R)
39 FR 30794 - 8/23/74
(H,Hw) - See Statewide

OHIO (Cont'd.)

PREBLE COUNTY
(R) - See Greene County
(H,Hw) - See Statewide
PUTNAM COUNTY
(H,Hw) - See Statewide
RICHLAND COUNTY
(H,Hw) - See Statewide
ROSS COUNTY
(B) - See Pike County
(H,Hw) - See Statewide
SANDUSKY COUNTY
(B) - See Erie County
(D) - See Ashtabula County
(H,Hw) - See Statewide
SCIOTO COUNTY
(B) - See Pike County
(D) - See Adams County
(H,Hw) - See Statewide
SENECA COUNTY
(H,Hw) - See Statewide
SHELBY COUNTY
(H,Hw) - See Statewide
STARK COUNTY
Decision #AR-3045 (B,R)
39 FR 30796 - 8/23/74
Mod. #1 - 40 FR 17463 - 4/18/75
(H,Hw) - See Statewide
SUMMITT COUNTY
Decision #AR-3046 (B,R)
39 FR 30798 - 8/23/74
Mod. #1 - 39 FR 34927 - 9/27/74
Mod. #2 - 40 FR 17463 - 4/18/75
(H,Hw) - See Statewide
TRUMBULL COUNTY
Decision #AR-3047 (B,R)
39 FR 30800 - 8/23/74
Mod. #1 - 40 FR 17463 - 4/18/75
(H,Hw) - See Statewide
TUSCARAWAS COUNTY
(H,Hw) - See Statewide
UNION COUNTY
(H,Hw) - See Statewide
VAN WERT COUNTY
(B) - See Allen County
(H,Hw) - See Statewide
VINTON COUNTY
(H,Hw) - See Statewide
WARREN COUNTY
(R) - See Butler County
(H,Hw) - See Statewide
WASHINGTON COUNTY
(D) - See Adams County
(H,Hw) - See Statewide
WAYNE COUNTY
(H,Hw) - See Statewide
WILLIAMS COUNTY
(H,Hw) - See Statewide
WOOD COUNTY
(H,Hw) - See Statewide
WYANDOT COUNTY
(H,Hw) - See Statewide

OKLAHOMA

STATEWIDE (Except the City of Muskogee)
Decision #AO-124 (Constr., alteration, and/or repair of streets, highways, runways, erosion control structures, well drilling, and water and sewer utilities)
39 FR 24194 - 6/28/74
ADAIR COUNTY
(B) - See Muskogee County
(H,Hw) - See Statewide
ALFALFA COUNTY
(H,Hw) - See Statewide
ATOKA COUNTY
(H,Hw) - See Statewide
BEAVER COUNTY
(H,Hw) - See Statewide
BECKHAM COUNTY
(H,Hw) - See Statewide
BLAINE COUNTY
(H,Hw) - See Statewide
BRYAN COUNTY
(H,Hw) - See Statewide
Decision #OK75-2016 (R)
40 FR 3151 - 1/17/75
CADDO COUNTY
(B) - See CAnadian County
(H,Hw) - See Statewide
CANADIAN COUNTY
(H,Hw) - See Statewide
Decision #OK75-4080 (B)
40 FR 17531 - 4/18/75
Mod. #1 - 40 FR 22736 - 5/23/75
Mod. #2 - 40 FR 26185 - 6/20/75
Decision #AP-304 (R)
37 FR 15789 - 8/4/72
Mod. #1 - 37 FR 28799 - 12/28/72
Mod. #2 - 38 FR 4078 - 2/9/73
CARTER COUNTY
(H,Hw) - See Statewide
CHEROKEE COUNTY
(B) - See Muskogee County
(H,Hw) - See Statewide
CHOCTAW COUNTY
(H,Hw) - See Statewide
CIMARRON COUNTY
(H,Hw) - See Statewide
CLEVELAND COUNTY
(H,Hw) - See Statewide
(B,R) - See Canadian County
COAL COUNTY
(H,Hw) - See Statewide
COMANCHE COUNTY
(H,Hw) - See Statewide
Decision #OK75-4017 (R)
40 FR 3152 - 1/17/75
Decision #OK75-4116 (B)
40 FR 27434 - 6/27/75
COTTON COUNTY
(H,Hw) - See Statewide
CRAIG COUNTY
(H,Hw) - See Statewide
CREEK COUNTY
(B) - See Tulsa County
(H,Hw) - See Statewide

OKLAHOMA (cont'd)

CUSTER COUNTY
(H,Hw) - See Statewide
DELAWARE COUNTY
(H,Hw) - See Statewide
DEWEY COUNTY
(H,Hw) - See Statewide
ELLIS COUNTY
(H,Hw) - See Statewide
GARFIELD COUNTY
Decision #AR-85 (B)
39 FR 42801 - 12/6/74
Mod. #1 - 40 FR 6905 - 2/14/75
Mod. #2 - 40 FR 14214 - 3/28/75
Mod. #3 - 40 FR 16494 - 4/11/75
Mod. #4 - 40 FR 18283 - 4/25/75
Mod. #5 - 40 FR 25328 - 6/13/75
(H,Hw) - See Statewide
GARVIN COUNTY
(H,Hw) - See Statewide
GRADY COUNTY
(B) - See Canadian County
(H,Hw) - See Statewide
GRANT COUNTY
(H,Hw) - See Statewide
GREER COUNTY
(H,Hw) - See Statewide
HARMON COUNTY
(H,Hw) - See Statewide
HARPER COUNTY
(H,Hw) - See Statewide
HASKELL COUNTY
(H,Hw) - See Statewide
HUGHES COUNTY
(H,Hw) - See Statewide
JACKSON COUNTY
(H,Hw) - See Statewide
JEFFERSON COUNTY
(H,Hw) - See Statewide
JOHNSTON COUNTY
(H,Hw) - See Statewide
KAY COUNTY
(H,Hw) - See Statewide
KINGFISHER COUNTY
(B) - See Canadian County
(H,Hw) - See Statewide
KIOWA COUNTY
(H,Hw) - See Statewide
LATIMER COUNTY
(H,Hw) - See Statewide
LEFLORE COUNTY
(H,Hw) - See Statewide
LINCOLN COUNTY
(H,Hw) - See Statewide
(B,R) - See Canadian County
LOGAN COUNTY
(B) - See Canadian County
(H,Hw) - See Statewide
LOVE COUNTY
(H,Hw) - See Statewide





OKLAHOMA (Cont'd.)

McCLAIN COUNTY
H,Hw) - See Statewide
(B) - See Canadian County
McCURTAIN COUNTY
(H,Hw) - See Statewide
MCINTOSH COUNTY
Decision #AR-89 (B)
39 FR 43456 - 12/13/74
Mod. #1 - 40 FR 6906 - 2/14/75
Mod. #2 - 40 FR 14215 - 3/28/75
Mod. #3 - 40 FR 16494 - 4/11/75
Mod. #4 - 40 FR 20308 - 7/3/75
(H,Hw) - See Statewide
MAJOR COUNTY
(H,Hw) - See Statewide
MARSHALL COUNTY
(H,Hw) - See Statewide
MAYES COUNTY
(H,Hw) - See Statewide
MURRAY COUNTY
(H,Hw) - See Statewide
MUSKOGEE COUNTY
Decision #OK75-4069 (B,H,Hw)
40 FR 14297 - 3/28/75
Mod. #1 - 40 FR 16495 - 4/11/75
Mod. #2 - 40 FR 18283 - 4/25/75
Mod. #3 - 40 FR 26185 - 6/20/75
(H,Hw) - See Statewide
NOBLE COUNTY
(H,Hw) - See Statewide
NOWATA COUNTY
(H,Hw) - See Statewide
OKFUSKEE COUNTY
(H,Hw) - See Statewide
OKLAHOMA COUNTY
(B,R) - See Canadian County
(H,Hw) - See Statewide
OKMULGEE COUNTY
(H,Hw) - See Statewide
OSAGE COUNTY
(H,Hw) - See Statewide
(R) - See Tulsa County
OTTAWA COUNTY
(H,Hw) - See Statewide
PAWNEE COUNTY
(H,Hw) - See Statewide
PAYNE COUNTY
(H,Hw) - See Statewide
PITTSBURG COUNTY
Decision #AR-88 (B)
39 FR 43454 - 12/13/74
Mod. #1 - 40 FR 2381 - 1/10/75
Mod. #2 - 40 FR 6906 - 2/14/75
Mod. #3 - 40 FR 15277 - 4/4/75
Mod. #4 - 40 FR 16494 - 4/11/75
(H,Hw) - See Statewide
PONTOTOC COUNTY
(H,Hw) - See Statewide
POTTAWATOMIE COUNTY
(H,Hw) - See Statewide
(B,R) - See Canadian County

OKLAHOMA (Cont'd.)

PUSHMATAHA COUNTY
(H,Hw) - See Statewide
ROGERS COUNTY
(H,Hw) - See Statewide
ROGERS MILLS COUNTY
(H,Hw) - See Statewide
SEMINOLE COUNTY
(B) - See Oklahoma County
(H,Hw) - See Statewide
SEQUOYAH COUNTY
(H,Hw) - See Statewide
STEPHENS COUNTY
(H,Hw) - See Statewide
TEXAS COUNTY
(H,Hw) - See Statewide
TILLMAN COUNTY
(H,Hw) - See Statewide
TULSA COUNTY
Decision #OK75-4050 (B)
40 FR 6115 - 2/7/75
Mod. #1 - 40 FR 7800 - 2/21/75
Mod. #2 - 40 FR 10882 - 3/7/75
Mod. #3 - 40 FR 16495 - 4/11/75
Mod. #4 - 40 FR 25328 - 6/13/75
(H,Hw) - See Statewide
Decision #OK75-4015 (R)
40 FR 3150 - 1/17/75
WAGONER COUNTY
Decision #AR-93 (B)
40 FR 44903 - 12/27/74
Mod. #1 - 40 FR 5985 - 2/7/75
Mod. #2 - 40 FR 15277 - 4/4/75
Mod. #3 - 40 FR 16494 - 4/11/75
(H,Hw) - See Statewide
WASHINGTON COUNTY
(H,Hw) - See Statewide
WASHITA COUNTY
(H,Hw) - See Statewide
WOODS COUNTY
(H,Hw) - See Statewide
WOODWARD COUNTY
(H,Hw) - See Statewide

OREGON

STATEWIDE
Decision #OR75-5055 (B,H,Hw,D)
40 FR 19360 - 5/2/75
BAKER COUNTY
(B,H,Hw,D) - See Statewide
BENTON COUNTY
(B,H,Hw,D) - See Statewide
CLACKAMAS COUNTY
Decision #OR75-5042 (R)
40 FR 15312 - 4/4/75
(B,H,Hw,D) - See Statewide
CLATSOP COUNTY
(B,H,Hw,D) - See Statewide
COLUMBIA COUNTY
(B,H,Hw,D) - See Statewide
COOS COUNTY
(B,H,Hw,D) - See Statewide
CROOK COUNTY
(B,H,Hw,D) - See Statewide
CURRY COUNTY
(B,H,Hw,D) - See Statewide
DESCHUTES COUNTY
(B,H,Hw,D) - See Statewide
DOUGLAS COUNTY
(B,H,Hw,D) - See Statewide
GILLIAM COUNTY
(B,H,Hw,D) - See Statewide
GRANT COUNTY
(H,Hw,B,D) - See Statewide
HARNEY COUNTY
(B,H,Hw,D) - See Statewide
HOOD RIVER COUNTY
(H,Hw,B,D) - See Statewide
JACKSON COUNTY
(H,Hw,B,D) - See Statewide
JEFFERSON COUNTY
(B,H,Hw,D) - See Statewide
JOSEPHINE COUNTY
(B,H,Hw,D) - See Statewide
KLAMATH COUNTY
(B,H,Hw,D) - See Statewide
LAKE COUNTY
(B,H,Hw,D) - See Statewide
LANE COUNTY
Decision #AR-1015 (R)
39 FR 29702 - 8/16/74
(B,H,Hw,D) - See Statewide
LINCOLN COUNTY
(B,H,Hw,D) - See Statewide
LINN COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Lane County

OREGON (Cont'd.)

MALHEUR COUNTY
(B,H,Hw,D) - See Statewide
MARION COUNTY
(R) - See Lane County
(B,H,Hw,D) - See Statewide
MORROW COUNTY
(B,H,Hw,D) - See Statewide
MULTNOMAH COUNTY
(R) - See Clackamas County
(B,H,Hw,D) - See Statewide
POLK COUNTY
(B,H,Hw,D) - See Statewide
SHERMAN COUNTY
(B,H,Hw,D) - See Statewide
TILLAMOOK COUNTY
(B,H,Hw,D) - See Statewide
UMATILLA COUNTY
(B,H,Hw,D) - See Statewide
UNION COUNTY
(B,H,Hw,D) - See Statewide
WALLOWA COUNTY
(B,H,Hw,D) - See Statewide
WASCO COUNTY
(B,H,Hw,D) - See Statewide
WASHINGTON COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clackamas County
WHEELER COUNTY
(B,H,Hw,D) - See Statewide
YAMHILL COUNTY
(B,H,Hw,D) - See Statewide

## PENNSYLVANIA

ADAMS COUNTY
Decision #AR-2029 (H,Hw)
39 FR 31053 - 8/30/74
Mod. #1 - 39 FR 41660 - 11/29/74
Mod. #2 - 40 FR 43466 - 12/13/74
Decision #AR-2099 (B)
39 FR 44931 - 12/27/74
Mod. #1 - 40 FR 4790 - 1/31/75
Mod. #2 - 40 FR 5986 - 2/7/75
Mod. #3 - 40 FR 15282 - 4/4/75
Mod. #4 - 40 FR 22740 - 5/23/75
Mod. #5 - 40 FR 25332 - 6/13/75
ALLEGHENY COUNTY
Decision #AR-2033 (B)
39 FR 35048 - 9/27/74
Mod. #1 - 39 FR 44157 - 12/20/74
Mod. #2 - 40 FR 15279 - 4/4/75
Mod. #3 - 40 FR 28308 - 7/3/75
Decision #AQ-2049 (R)
39 FR 5043 - 2/8/74
ARMSTRONG COUNTY
Decision #PA75-3029 (H,Hw)
40 FR 15318 - 4/4/75
Mod. #1 - 40 FR 17471 - 4/18/75
Mod. #2 - 40 FR 19332 - 5/2/75
Decision #AR-2034 (B)
39 FR 35051 - 9/27/74
Mod. #1 - 39 FR 44157 - 12/20/74
Mod. #2 - 40 FR 4789 - 1/31/75
Mod. #3 - 40 FR 15278 - 4/4/75
Mod. #4 - 40 FR 28308 - 7/3/75
BEAVER COUNTY
Decision #PA75-3026 (H,Hw)
40 FR 14266 - 3/28/75
Mod. #1 - 40 FR 17467 - 4/18/75
Decision #PA75-3023 (B)
40 FR 12055 - 3/14/75
Mod. #1 - 40 FR 15282 - 4/4/75
Mod. #2 - 40 FR 28311 - 7/3/75
BEDFORD COUNTY
Decision #PA75-3028 (H,Hw)
40 FR 15313 - 4/4/75
Mod. #1 - 40 FR 17468 - 4/18/75
Decision #AQ-2084 (B)
39 FR 11808 - 3/29/74
Mod. #1 - 39 FR 13411 - 4/12/74
Mod. #2 - 39 FR 20919 - 6/14/74
Mod. #3 - 39 FR 28008 - 8/2/74
Mod. #4 - 39 FR 37332 - 10/18/74
Mod. #5 - 39 FR 44158 - 12/20/74
Mod. #6 - 40 FR 15278 - 4/4/75
Mod. #7 - 40 FR 22737 - 5/23/75
BERKS COUNTY
Decision #PA75-3055 (B)
40 FR 27436 - 6/27/75
(H,Hw) - See Adams County

## PENNSYLVANIA (Cont'd.)

BLAIR COUNTY
Decision #PA75-3057 (B)
40 FR 23686 - 5/30/75
(H,Hw) - See Armstrong County
BRADFORD COUNTY
(H,Hw) - See Adams County
BUCKS COUNTY
Decision #PA75-3011 (B)
40 FR 4781 - 1/31/75
Mod. #1 - 40 FR 12016 - 3/14/75
Mod. #2 - 40 FR 17466 - 4/18/75
Mod. #3 - 40 FR 24460 - 6/6/75
Mod. #4 - 40 FR 25232 - 6/13/75
Decision #AR-2005 (R)
39 FR 25905 - 7/12/74
Mod. #1 - 39 FR 28012 - 8/2/74
Mod. #2 - 39 FR 38814 - 11/1/74
Mod. #3 - 40 FR 12015 - 3/14/75
Mod. #4 - 40 FR 17466 - 4/18/75
Mod. #5 - 40 FR 24463 - 6/6/75
Mod. #6 - 40 FR 25331 - 6/13/75
Decision #AR-2028 (H,Hw)
39 FR 33984 - 9/20/74
Mod. #1 - 40 FR 17464 - 4/18/75
Mod. #2 - 40 FR 24460 - 6/6/75
Mod. #3 - 40 FR 25331 - 6/13/75
BUTLER COUNTY
Decision #AR-2036 (B)
39 FR 33988 - 9/20/74
Mod. #1 - 39 FR 41111 - 11/22/74
Mod. #2 - 39 FR 44912 - 12/27/74
Mod. #3 - 40 FR 15279 - 4/4/75
Mod. #4 - 40 FR 18283 - 4/25/75
Mod. #5 - 40 FR 28309 - 7/3/75
DEcision #PA75-3051 (H,Hw)
40 FR 17583 - 4/18/75
CAMBRIA COUNTY
Decision #PA75-5059 (B)
40 FR 28361 - 7/3/75
(H,Hw) - See Butler County
CAMERON COUNTY
Decision #PA75-3121 (B)
40 FR 12947 - 3/21/75
Mod. #1 - 40 FR 15282 - 4/4/75
Mod. #2 - 40 FR 16495 - 4/11/75
Mod. #3 - 40 FR 22741 - 5/23/75
(H,Hw) - See Bedford County
CARBON COUNTY
(H,Hw) - See Adams County
CENTRE COUNTY
Decision #AQ-2061 (H,Hw)
39 FR 6008 - 2/15/74
Mod. #1 - 39 FR 9357 - 3/8/74
Mod. #2 - 39 FR 14121 - 4/19/74
Mod. #3 - 39 FR 22373 - 6/21/74
Mod. #4 - 39 FR 33918 - 9/20/74
CHESTER COUNTY
(H,Hw,R) - See Bucks County

## PENNSYLVANIA (Cont'd.)

CHESTER COUNTY (Cont'd.)
Decision #AR-2003 (B)
39 FR 25895 - 7/12/74
Mod. #1 - 39 FR 28012 - 8/2/74
Mod. #2 - 39 FR 38813 - 11/1/74
Mod. #3 - 40 FR 12014 - 3/14/75
Mod. #4 - 40 FR 17465 - 4/18/75
Mod. #5 - 40 FR 24459 - 6/6/75
Mod. #6 - 40 FR 25329 - 6/13/75
CLINTON COUNTY
(B) - See Cameron County
(H,Hw) - See Bedford County
CLEARFIELD COUNTY
(B) - See Cameron County
(H,Hw) - See Centre County
CLINTON COUNTY
(H,Hw) - See Bedford County
COLUMBIA COUNTY
(H,Hw) - See Adams County
CRAWFORD COUNTY
Decision #AR-2098 (B)
39 FR 44928 - 12/27/74
Mod. #1 - 40 FR 15282 - 4/4/75
Mod. #2 - 40 FR 22740 - 5/23/75
(H,Hw) - See Armstrong County
CUMBERLAND COUNTY
Decision #PA75-3027 (B)
40 FR 14268 - 3/28/75
NMod. #1 - 40 FR 22741 - 5/23/75
(H,Hw) - See Adams County
DELAWARE COUNTY
Decision #AR-2002 (B)
39 FR 25892 - 7/12/74
Mod. #1 - 39 FR 28012 - 8/2/74
Mod. #2 - 39 FR 38813 - 11/1/74
Mod. #3 - 40 FR 10882 - 3/7/75
Mod. #4 - 40 FR 17465 - 4/18/75
Mod. #5 - 40 FR 24459 - 6/6/75
(H,Hw,R) - See Bucks County
ELK COUNTY
Decision #PA75-3058 (B)
40 FR 28358 - 7/3/75
(H,Hw) - See BedfordCounty
ERIE COUNTY
Decision #PA75-3054 (B)
40 FR 28355 - 7/3/75
(H,Hw) - See Butler County
FAYETTE COUNTY
(B) - See Butler County
(H,Hw) - See Butler County
FOREST COUNTY
Decision #AQ-2121 (B)
39 FR 18398 - 5/24/74
Mod. #1 - 39 FR 20920 - 6/14/74
Mod. #2 - 39 FR 28008 - 8/2/74

## PENNSYLVANIA (Cont'd.)

FOREST COUNTY (Cont'd.)
Mod. #3 - 39 FR 37332 - 10/18/74
Mod. #4 - 39 FR 38812 - 11/1/74
Mod. #5 - 39 FR 44911 - 12/27/74
Mod. #6 - 40 FR 15278 - 4/4/75
Mod. #7 - 40 FR 22737 - 5/23/75
(H,Hw) - See Bedford County
FRANKLIN COUNTY
Decision #AR-2001 (B)
39 FR 24803 - 7/5/74
Mod. #1 - 39 FR 26562 - 7/19/74
Mod. #2 - 39 FR 28010 - 8/2/74
Mod. #3 - 39 FR 40405 - 11/15/74
Mod. #4 - 39 FR 44157 - 12/20/74
(H,Hw) - See Bedford County
FULTON COUNTY
(H,Hw) - See BedfordCounty
GREENE COUNTY
(H,Hw) - See Centre County
HUNTINGDON COUNTY
(H,Hw) - See Bedford County
INDIANA COUNTY
Decision #AR-2037 (B)
39 FR 31059 - 8/30/74
Mod. #1 - 39 FR 44912 - 12/27/74
Mod. #2 - 40 FR 4789 - 1/31/75
Mod. #3 - 40 FR 15279 - 4/4/75
Mod. #4 - 40 FR 28309 - 7/3/75
(H,Hw) - SeeAArmstrong County
JEFFERSON COUNTY
(B) - See Cameron County
(H,Hw) - See Centre County
JUNIATA COUNTY
(B) - See Cumberland County
(H,Hw) - See Adams County
LACKAWANNA COUNTY
Decision #PA75-3056 (B)
40 FR 25401 - 6/13/75
LANCASTER COUNTY
Decision #AR-2030 (B)
39 FR 31857 - 8/30/74
Mod. #1 - 39 FR 40406 - 11/15/74
Mod. #2 - 39 FR 44912 - 12/27/74
Mod. #3 - 40 FR 4789 - 1/31/75
Mod. #4 - 40 FR 5986 - 2/7/75
Mod. #5 - 40 FR 14215 - 3/28/75
Mod. #6 - 40 FR 22739 - 5/23/75
(H,Hw) - See Adams County
LAWRENCE COUNTY
Decision #AR-2045 (B)
39 FR 37345 - 10/18/74
Mod. #1 - 39 FR 44913 - 12/27/74
Mod. #2 - 40 FR 15280 - 4/4/75
Mod. #3 - 40 FR 28310 - 7/3/75
(H,Hw) - See Butler County





## PENNSYLVANIA (Cont'd.)

LEBANON COUNTY
Decision #PA75-3053 (B)
40 FR 22782 - 5/23/75
LEHIGH COUNTY
Decision #PA75-3019 (B)
40 FR 8755 - 2/28/75
Mod. #1 - 40 FR 14216 - 3/28/75
Mod. #2 - 40 FR 25333 - 6/13/75
Mod. #3 - 40 FR 27417 - 6/27/75
Mod. #4 - 40 FR 28310 - 7/3/75
(H,Hw) - See Adams County
LUZERNE COUNTY
Decision #PA75-3025 (B)
40 FR 12982 - 3/21/75
Mod. #1 - 40 FR 25333 - 6 /13/75
(H,Hw) - See Adams County
LYCOMING COUNTY
Decision #AQ-2079 (B)
39 FR 11803 - 3/29/74
Mod. #1 - 39 FR 30667 - 8/23/74
Mod. #2 - 39 FR 40407 - 11/15/74
Mod. #3 - 40 FR 12016 - 3/14/75
Mod. #4 - 40 FR 15278 - 4/4/75
Mod. #5 - 40 FR 19331 - 5/2/75
(H,Hw) - See Adams County
MC KEAN COUNTY
(H,Hw) - See Adams County
(B) - See Forest County
MERCER COUNTY
Decision #AR-2046 (B)
39 FR 37349 - 10/18/74
Mod. #1 39 FR 44913 - 12/27/74
Mod. #2 - 40 FR 15281 - 4/4/75
Mod. #3 - 40 FR 28310 - 7/3/75
(H,Hw) - See Butler County
MIFFLIN COUNTY
(H,Hw) - See BedforddCounty
MONROE COUNTY
(H,Hw) - See Adams County
MONTGOMERY COUNTY
Decision #AR-2004 (B)
39 FR 25898 - 7/12/74
Mod. #1 39 FR 28012 - 8/2/74
Mod. #2 - 39 FR 37333 - 10/18/74
Mod. #3 - 39 FR 38813 - 11/1/74
Mod. #4 - 40 FR 12014 - 3/14/75
Mod. #5 - 40 FR 17465 - 4/18/75
Mod. #6 - 40 FR 24460 - 6/6/75
Mod. #7 - 40 FR 25330 - 6/13/75
Mod. #8 - 40 FR 26186 - 6/20/75
(H,Hw,R) - See Bucks County
MONTOUR COUNTY
(H,Hw) - See Adams County

## PENNSYLVANIA (Cont'd.)

NORTHAMPTON COUNTY
Decision #PA75-3015 (B)
40 FR 6947 - 2/14/75
Mod. #1 - 40 FR 8698 - 2/28/75
Mod. #2 - 40 FR 15282 - 4/4/75
Mod #3 - 40 FR 25332 - 6/13/75
(H,Hw) - See Adams County
Mod. #4 - 40 FR 28310 - 7/3/75
NORTHUMBERLAND COUNTY
Decision #AR-2095 (B)
39 FR 43494 - 12/13/74
Mod. #1 - 40 FR 12016 - 3/14/75
Mod. #2 - 40 FR 22739 - 5/23/75
(H,Hw) - See Adams County
PERRY COUNTY
(H,Hw) - See Adams County
PHILADELPHIA COUNTY
Decision #AR-2005 (B)
39 FR 25902 - 7/12/74
Mod. #1 - 39 FR 28012 - 8/2/74
Mod. #2 - 39 FR 38814 - 11/1/74
Mod. #3 - 40 FR 12015 - 3/14/75
Mod. #4 - 40 FR 17465 - 4/18/75
Mod. #5 - 40 FR 24460 - 6/6/75
Mod. #6 - 40 FR 25331 - 6/13/75
Mod. #7 - 40 FR 26186 - 6/20/75
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
(H,Hw,R) - See Bucks County
PIKE COUNTY
(H,Hw) - See Adams County
POTTER COUNTY
(H,Hw) - See Bedford County
SCHUYKILL COUNTY
Decision #PA75-3017 (B)
40 FR 7854 - 2/21/75
Mod. #1 - 40 FR 15282 - 4/4/75
Mod. #2 - 40 FR 19331 - 5/2/75
Mod. #3 - 40 FR 22741 - 5/23/75
(H,Hw) - See Adams County
SNYDER COUNTY
(H,Hw) - See Adams County
SOMERSET COUNTY
(H,Hw) - See Butler County
SULLIVAN COUNTY
Decision #AQ-2070 (B)
39 FR 10070 - 3/15/74
Mod. #1 - 39 FR 26562 - 7/19/74
Mod. #2 - 39 FR 44911 - 12/27/74
Mod. #3 - 40 FR 4789 - 1/31/75
Mod. #4 - 40 FR 15278 - 4/4/75
Mod. #5 - 40 FR 24459 - 6/6/75
(H,Hw) - See Adams County

## PENNSYLVANIA (Cont'd.)

SUSQUEHANNA COUNTY
(B) - See Lackawanna County
(H,Hw) - See Adams County
TIOGA COUNTY
(H,Hw) - See Adams County
UNION COUNTY
(H,Hw) - See Adams County
VENANGO COUNTY
Decision #AQ-2043 (B)
39 FR 7011 - 2/22/74
Mod. #1 - 39 FR 18408 - 5/24/74
Mod. #2 - 39 FR 20919 - 6/14/74
Mod. #3 - 39 FR 28008 - 8/2/74
Mod. #4 - 39 FR 41110 - 11/22/74
Mod. #5 - 40 FR 15277 - 4/4/75
Mod. #6 - 40 FR 22736 - 5/23/75
(H,Hw) - See Armstrong County
WARREN COUNTY
Decision #AQ-2085 (B)
39 FR 14115 - 4/19/74
Mod. #1 - 39 FR 20920 - 6/14/74
Mod. #2 - 39 FR 28008 - 8/2/74
Mod. #3 - 39 FR 37332 - 10/18/74
Mod. #4 - 39 FR 38811 - 11/1/74
Mod. #5 - 39 FR 44911 - 12/27/74
Mod. #6 - 40 FR 22739 - 5/23/75
(H,Hw) - See Armstrong County
WASHINGTON COUNTY
Decision #AR-2039 (B)
39 FR 35054 - 9/27/74
Mod. #1 - 39 FR 44912 - 12/27/74
Mod. #2 - 40 FR 4790 - 1/31/75
Mod. #3 - 40 FR 15280 - 4/4/75
Mod. #4 - 40 FR 28309 - 7/3/75
(H,Hw) - See Butler County
WAYNE COUNTY
(H,Hw) - See Adams County
WESTMORELAND COUNTY
Decision #AR-2038 (B)
39 FR 31862 - 8/30/74
Mod. #1 - 39 FR 44913 - 12/27/74
Mod. #2 - 40 FR 4790 - 1/31/75
Mod. #3 - 40 FR 15280 - 4/4/75
Mod. #4 - 40 FR 28309 - 7/3/75
(H,Hw) - See Butler County
WYCOMING COUNTY
(H,Hw) - See Adams County
YORK COUNTY
(B,H,Hw) - See Adams Co. (Excluding New Cumberland Depot)
(B) - See Cumberland County (New Cumberland Depot)
(H,Hw) - See Adams County (New Cumberland Depot)
(B) - See Lackawanna County

## PUERTO RICO

PUERTO RICO
Decision #AR-2016 (R)
39 FR 28859 - 8/9/74
Decision #AQ-2052 (B)
39 FR 5161 - 2/8/74
Decision #AQ-2019 (H,Hw)
38 FR 24047 - 9/14/73
Mod. #1 - 39 FR 27395 - 7/26/74

## RHODE ISLAND

STATEWIDE
Decision #CT75-5045 (D)
40 FR 15294 - 4/4/75
BRISTOL COUNTY
Decision #R175-2031 (B,H,Hw,R, & Marine)
40 FR 6128 - 2/7/75
Mod. #1 - 40 FR 12017 - 3/14/75
Mod. #2 - 40 FR 28311 - 7/3/75
(D) - See Statewide
KENT COUNTY
(B,H,Hw, & Marine) - See Bristol County
(D) - See Statewide
NEWPORT COUNTY
Decision #R175-2090 (B,H,Hw,R, & Marine)
40 FR 28364 - 7/3/75
(D) - See Statewide
PROVIDENCE COUNTY
(D) - See Statewide
(B,H,Hw, R, & Marine) - See Bristol County
WASHINGTON COUNTY
Decision #R175-2033 (B,H,Hw,R, & Marine)
40 FR 6124 - 2/7/75
Mod. #1 - 40 FR 12017 - 3/14/75
Mod. #2 - 40 FR 14216 - 3/28/75
(D) - See Statewide

## SOUTH CAROLINA

STATEWIDE
Decision #SC75-1031 (H,Hw)
40 FR 1205B - 3/14/75
Decision #AP-157 (Sewer & Water)
38 FR 4619 - 2/16/73
ABBEVILLE COUNTY
Decision #AR-4003 (B)
39 FR 26554 - 7/19/74
(Sewer & Water, H,Hw) - See Statewide
AIKEN COUNTY
Decision #SC75-1029 (R)
40 FR 10900 - 3/7/75
(Sewer & Water, H,Hw) - See Statewide
ALLENDALE COUNTY
Decision #SC75-1045 (R )
40 FR 16636 - 4/11/75
(Sewer & Water, H,Hw) - See Statewide
ANDERSON COUNTY
Decision #SC75-1004 (R)
40 FR 3154 - 1/17/75
(Sewer & Water, H,Hw) - See Statewide
BAMBERG COUNTY
(R) - See Allendale County
(Sewer & Water, H,Hw) - See Statewide
BARNWELL COUNTY
(R) - See Aiken County
(Sewer & Water, H,Hw) - See Statewide
BEAUFORT COUNTY
Decision #SC75-1026 (B)
40 FR 8692 - 2/28/75
Mod. #1 - 40 FR 16496 - 4/11/75
Mod. #2 - 40 FR 27417 - 6/27/75
Decision #HD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75
(Sewer & Water, H,Hw) - See Statewide
BERKELEY COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
Decision #SC75-1021 (R)
40 FR 7859 - 2/21/75
Decision #SC75-1055 (B)
40 FR 22785 - 5/23/75
Mod. #1 - 40 FR 25336 - 6/13/75
CALHOUN COUNTY
(R) - See Allendale County
(Sewer & Water, H,Hw) - See Statewide
CHARLESTON COUNTY
(B,R) - See Berkeley County
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
CHEROKEE COUNTY
Decision #SC75-1017 (R)
40 FR 4785 - 1/31/75
Mod. #1 - 40 FR 12017 - 3/14/75
(B) - See Abbeville County
(Sewer & Water, H,Hw) - See Statewide

## SOUTH CAROLINA (Cont'd.)

CHESTER COUNTY
Decision #AR-4009 (B)
39 FR 25778 - 7/12/74
(Sewer & Water, H,Hw) - See Statewide
CHESTERFIELD COUNTY
(Sewer & Water, H,Hw) - See Statewide
CLARENDON COUNTY
Decision #AR-4052 (R)
39 FR 39671 - 11/8/74
(Sewer & Water, H,Hw) - See Statewide
COLLETON COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
Decision #AR-4052 (R)
39 FR 39671 - 11/8/74
DARLINGTON COUNTY
Decision #SC75-1041 (B)
40 FR 14194 - 3/28/75
(R) - See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
DILLON COUNTY
(R) - See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
DORCHESTER COUNTY
(R) - See Berkeley County
EDGEFIELD COUNTY
(R) - See Aiken County
(Sewer & Water, H,Hw) - See Statewide
FAIRFIELD COUNTY
(B) - See Chester County
(Sewer & Water, H,Hw) - See Statewide
FLORENCE COUNTY
(R) - See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
GEORGETOWN COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
GREENVILLE COUNTY
Decision #SC75-1038 (B)
40 FR 12951 - 3/21/75
Mod. #1 - 40 FR 16496 - 4/11/75
(R) - See Anderson County
(Sewer & Water, H,Hw) - See Statewide
GREENWOOD COUNTY
(Sewer & Water, H,Hw) - See Statewide
HAMPTON COUNTY
(Sewer & Water, H,Hw) - See Statewide
HORRY COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
JASPER COUNTY
(D) - See Beaufort County
(Sewer & Water, H,Hw) - See Statewide
KERSHAW COUNTY
(Sewer & Water, H,Hw) - See Statewide

## SOUTH CAROLINA (Cont'd.)

LANCASTER COUNTY
(B) - See Chester County
(Sewer & Water, H,Hw) - See Statewide
LAURENS COUNTY
(B) - See Abbeville County
(Sewer & Water, H,Hw) - See Statewide
LEE COUNTY
((R)-SSee Clarendon County
(Sewer & Water, H,Hw) - See Statewide
LEXINGTON COUNTY
Decision #AR-4004 (R)
39 FR 24779 - 7/7/74
Decision #SC75-1042 (R)
40 FR 14271 - 3/28/75
(Sewer & Water, H,Hw) - See Statewide
McCORMICK COUNTY
(Sewer & Water, H,Hw) - See Statewide
MARION COUNTY
(R) - See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
MARLBORO COUNTY
(R) - See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
NEWBERRY COUNTY
(B) - See Abbeville County
(Sewer & Water, H,Hw) - See Statewide
OCONEE COUNTY
(R) - See Anderson County
(Sewer & Water, H,Hw ) - See Statewide
ORANGEBURG COUNTY
(Sewer & Water, H,Hw) - See Statewide
(R) - See Allendale County
PICKENS COUNTY
(R) - See Anderson County
(Sewer & Water, H,Hw) - See Statewide
RICHLAND COUNTY
(B,R) - See Lexington County
(Sewer & Water, H,Hw) - See Statewide
SALUDA COUNTY
(Sewer & Water, H,Hw) - See Statewide
SPARTANBURG COUNTY
(R) - See Cherokee County
(Sewer & Water, H,Hw) - See Statewide
SUMTER COUNTY
Decision #AQ-4097 (B)
39 FR 12581 - 4/5/74
(Sewer & Water, H,Hw) - See Statewide
(R) - See Clarendon County
UNION COUNTY
(R) - See CherokeeCounty
(Sewer & Water, H,Hw) - See Statewide
(B) - See Abbeville County
WILLIAMSBURG COUNTY
(R)- See Clarendon County
(Sewer & Water, H,Hw) - See Statewide
YORK COUNTY
(Sewer & Water, H,Hw) - See Statewide





## SOUTH DAKOTA

STATEWIDE
DDecisinn##SD75-5013 (H,Hw)
40 FR 4858 - 1/31/75
AURORA COUNTY
(H,Hw) - See Statewide
BEADLE COUNTY
(H,Hw) - See Statewide
BENNET COUNTY
(H,Hw) - See Statewide
BON HOMME COUNTY
(H,Hw) - See Statewide
BROOKINGS COUNTY
(H,Hw) - See Statewide
BROWN COUNTY
(H,Hw) - See Statewide
BRULE COUNTY
(H,Hw) - See Statewide
BUFFALO COUNTY
(H,Hw) - See Statewide
BUTTE COUNTY
(H,Hw) - See Statewide
CAMPBELL COUNTY
(H,Hw) - See Statewide
CHARLES MIX COUNTY
(H,Hw) - See Statewide
CLARK COUNTY
(H,Hw) - See Statewide
CLAY COUNTY
(H,Hw)P - See Statewide
CODINGTON COUNTY
(H,Hw) - See Statewide
CORSON COUNTY
(H,Hw) - See Statewide
CUSTER COUNTY
(H,Hw) - See Statewide
DAVISON COUNTY
(H,Hw) - See Statewide
DAY COUNTY
(H,Hw) - See Statewide
DEUEL COUNTY
(H,Hw) - See Statewide
DEWEY COUNTY
(H,Hw) - See Statewide
DOUGLAS COUNTY
(H,Hw) - See Statewide
EDMUNDS COUNTY
(H,Hw) - See Statewide
FALL RIVER COUNTY
(H,Hw) - See Statewide
FAULK COUNTY
(H,Hw) - See Statewide
GRANT COUNTY
(H,Hw) - See Statewide

## SOUTH DAKOTA (Cont'd.)

GREGORY COUNTY
(H,Hw) - See Statewide
HAAKON COUNTY
(H,Hw) - See Statewide
HAMLIN COUNTY
(H,Hw) - See Statewide
HAND COUNTY
(H,Hw) - See Statewide
HANSON COUNTY
(H,Hw) - See Statewide
HARDING COUNTY
(H,Hw) - See Statewide
HUGHES COUNTY
(H,Hw) - See Statewide
HUTCHINSON COUNTY
(H,Hw) - See Statewide
HYDE COUNTY
(H,Hw) - See Statewide
JACKSON COUNTY
(H,Hw) - See Statewide
JERAULD COUNTY
(H,Hw) - See Statewide
JONES COUNTY
(H,Hw) - See Statewide
KINGSBURY COUNTY
(H,Hw) - See Statewide
LAKE COUNTY
(H,Hw) - See Statewide
LAWRENCE COUNTY
(H,Hw) - See Statewide
LINCOLN COUNTY
(H,Hw) - See Statewide
LYMAN COUNTY
(H,Hw) - See Statewide

## SOUTH DAKOTA (Cont'd)

MARSHALL COUNTY
(H,Hw) - See Statewide
Mc COOK COUNTY
(H,Hw) - See Statewide
Mc PHERSON COUNTY
(H,Hw) - See Statewide
MEADE COUNTY
Decision #SD75-5044 (B)
40 FR 15327 - 4/4/75
(H,Hw) - See Statewide
MELLETTE COUNTY
(H,Hw) - See Statewide
MINER COUNTY
(H,Hw) - See Statewide
MINNEHAHA COUNTY
Decision #SD75-5043 (B)
40 FR 15326 - 4/4/75
(H,Hw) - See Statewide
Decision #AQ-1091 (R)
39 FR 8146 - 3/1/74
Mod. #1 - 39 FR 14856 - 4/26/74
(H,Hw) - See Statewide
MOODY COUNTY
(H,Hw) - See Statewide
PENNINGTON COUNTY
(B) - See Meade County
(H,Hw) - See Statewide
PERKINS COUNTY
(H,Hw) - See Statewide
POTTER COUNTY
(H,Hw) - See Statewide
ROBERTS COUNTY
(H,Hw) - See Statewide
SANBORN COUNTY
(H,Hw) - See Statewide
SHANNON COUNTY
(H,Hw) - See Statewide
SPINK COUNTY
(H,Hw) - See Statewide
STANLEY COUNTY
(H,Hw) - See Statewide
SULLY COUNTY
(H,Hw) - See Statewide

## SOUTH DAKOTA (Cont'd.)

TODD COUNTY
(H,Hw) - See Statewide
TRIPP COUNTY
(H,Hw) - See Statewide
TURNER COUNTY
(H,Hw) - See Statewide
UNION COUNTY
(H,Hw) - See Statewide
WALWORTH COUNTY
(H,Hw) - See Statewide
WASHABAUGH COUNTY
(H,Hw) - See Statewide
YANKTON COUNTY
(H,Hw) - See Statewide
ZIEBACH COUNTY
(H,Hw) - See Statewide

TENNESSEE

STATEWIDE
Decision #AR75-5074 (F)
40 FR 26189 - 6/20/75
Decision #AR-4046 (Hw)
40 FR 940 - 1/3/75
ANDERSON COUNTY
Decision #TN75-1053 (B)(Oak Ridge, Energy Research Development Administration Only)
40 FR 24464 - 6/6/75
(Hw) - See Statewide
(F) - See Statewide
BEDFORD COUNTY
(F,Hw) - See Statewide
BENTON COUNTY
(F,Hw) - See Statewide
BLEUSOE COUNTY
(F,Hw) - See Statewide
BLOUNT COUNTY
(F,Hw) - See Statewide
BRADLEY COUNTY
(F,Hw) - See Statewide
CAMPBELL COUNTY
(F,Hw) - See Statewide
CANNON COUNTY
(F,Hw) - See Statewide
CARROLL COUNTY
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
(F,Hw) - See Statewide
CARTER COUNTY
Decision #AP-104 (B)
37 FR 13915 - 7/14/72
Decision #AQ-4128 (R)
39 FR 24198 - 6/28/74
(F,Hw) - See Statewide
CHEATHAM COUNTY
Decision #AQ-4061 (R)
39 FR 3426 - 1/25/74
Mod. #1 - 40 FR 7800 - 2/21/75
(F,Hw) - See Statewide
CHESTER COUNTY
(F,Hw) - See Statewide
CLAIBORNE COUNTY
(F,Hw) - See Statewide

TENNESSEE (CONT'D.)

CLAY COUNTY
(F,Hw) - See Statewide
COCKE COUNTY
(F,Hw) - See Statewide
COFFEE COUNTY
(F,Hw) - See Statewide
CROCKETT COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
CUMBERLAND COUNTY
(F,Hw) - See Statewide
DAVIDSON COUNTY
Decision #TN75-1057 (B)
40 FR 26239 - 6/20/75
(R) - See Cheathom County
(F,Hw) - See Statewide
DECATUR COUNTY
(F,Hw) - See Statewide
DEKALB COUNTY
(F,Hw) - See Statewide
DICKSON COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
DYER COUNTY
Decision #AQ-4073 (B)
39 FR 5947 - 2/15/74
Mod. #1 - 39 FR 9357 - 3/8/74
(F,Hw) - See Statewide
(D) - See Carroll County
FAYETTE COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
FENTRESS COUNTY
(F,Hw) - See Statewide
FRANKLIN COUNTY
(F,Hw) - See Statewide
GIBSON COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
(B) - See Dyer County

TENNESSEE (Cont'd)

GILES COUNTY
(F,Hw) - See Statewide
GRAINGER COUNTY
(F,Hw) - See Statewide
GREENE COUNTY
(F,Hw) - See Statewide
GRUNDY COUNTY
(F,Hw) - See Statewide
HAMBLEN COUNTY
(F,Hw) - See Statewide
HAMILTON COUNTY
Decision #TN75-1059 (B,H)
40 FR 25407 - 6/13/75
Mod. #1 - 40 FR 27417 - 6/27/75
(F,Hw) - See Statewide
HANCOCK COUNTY
(F,Hw) - See Statewide
HARDEMAN COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
HARDIN COUNTY
(F,Hw) - See Statewide
HAWKINS COUNTY
(F,Hw) - See Statewide
HAYWOOD COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
HENDERSON COUNTY
(F,Hw) - See Statewide
HENRY COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
HICKMAN COUNTY
(F,Hw) - See Statewide
HOUSTON COUNTY
(F,Hw) - See Statewide
HUMPHREYS COUNTY
(F,Hw) - See Statewide
JACKSON COUNTY
(F,Hw) - See Statewide

TENNESSEE (CONT'D)

JEFFERSON COUNTY
(F,Hw) - See Statewide
JOHNSON COUNTY
(F,Hw)- See Statewide
KNOX COUNTY
Decision #TN75-1052 (B)
40 FR 23688 - 5/30/75
Decision #AQ-4051 (R)
39 FR 2321 - 1/18/74
(F,Hw) - See Statewide
LAKE COUNTY
Decision #AQ-4074 (R)
39 FR 5947 - 2/15/74
(F,Hw) - See Statewide
LAUDERDALE COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
LAWRENCE COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
LEWIS COUNTY
(F,Hw) - See Statewide
LINCOLN COUNTY
(F,Hw) - See Statewide
LOUDON COUNTY
(F,Hw) - See Statewide
MC MINN COUNTY
(F,Hw) - See Statewide
MC NAIRY COUNTY
(F,Hw) - See Statewide
MACON COUNTY
(F,Hw) - See Statewide
MADISON COUNTY
Decision #TN75-1051 (B)
40 FR 21666 - 5/16/75
(D) - See Carroll County
(F,Hw) - See Statewide
MARION COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide



TENNESSEE (Cont'd)

MARSHALL COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
MAURY COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
MEIGS COUNTY
(F,Hw) - See Statewide
MONROE COUNTY
(F,Hw) - See Statewide
MONTGOMERY COUNTY
(F,Hw) - See Statewide
MOORE COUNTY
(F,Hw) - See Statewide
MORGAN COUNTY
(F,Hw) - See Statewide
OBION COUNTY
(R) - See Lake County
(D) - See Carroll County
(F,Hw) - See Statewide
OVERTON COUNTY
(F,Hw) - See Statewide
PERRY COUNTY
(F,Hw) - See Statewide
PICKETT COUNTY
(F,Hw) - See Statewide
POLK COUNTY
(F,Hw) - See Statewide
PUTNAM COUNTY
(F,Hw) - See Statewide
RHEA COUNTY
(F,Hw) - See Statewide
ROANE COUNTY
(B) - See Anderson Co. (Oak Ridge, Energy Research Development Administration Only)
(F,Hw) - See Statewide
ROBERTSON COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County

TENNESSEE (Cont'd)

RUTHERFORD COUNTY
Decision #AQ-4114 (B)
39 FR 16980 - 5/10/74
Mod. #1 - 39 FR 28013 - 8/2/74
Mod. #2 - 39 FR 29726 - 8/16/74
Mod. #3 - 39 FR 31782 - 8/30/74
Mod. #4 - 40 FR 3088 - 1/17/75
(F,Hw) - See Statewide
(R) - See Cheatham County
SCOTT COUNTY
(F,Hw) - See Statewide
SEQUATCHIE COUNTY
(F,Hw) - See Statewide
SEVIER COUNTY
(F,Hw) - See Statewide
SHELBY COUNTY
Decision #TN75-1058 (B,H, & Utility)
40 FR 25404 - 6/13/75
Mod. #1 - 40 FR 27417 - 6/27/75
Decision #AP-152 (R)
38 FR 4176 - 2/9/73
(D) - See Carroll County
(F,Hw) - See Statewide
SMITH COUNTY
(F,Hw) - See Statewide
STEWART COUNTY
(F,Hw) - See Statewide
SULLIVAN COUNTY
Decision #AM-8623 (B)
37 FR 12013 - 6/16/72
Mod. #1 - 37 FR 23065 - 10/27/72
Mod. #2 - 39 FR 11815 - 3/29/74
Mod. #3 - 39 FR 17655 - 5/17/74
(F,Hw) - See Statewide
(R) - See Carter County
SUMNER COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
TIPTON COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
TROUSDALE COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County

TENNESSEE (cont'd)

UNICOI COUNTY
(F,Hw) - See Statewide
UNION COUNTY
(F,Hw) - See Statewide
VAN BUREN COUNTY
(F,Hw) - See Statewide
WARREN COUNTY
(F,Hw) - See Statewide
WASHINGTON COUNTY
Decision #AP-100 (B)
37 FR 13419 - 7/7/72
Mod. #1 - 37 FR 17316 - 8/25/72
Mod. #2 - 37 FR 22708 - 10/20/72
(R) - See Carter County
(F,Hw) - See Statewide
WAYNE COUNTY
(F,Hw) - See Statewide
WEAKLEY COUNTY
(D) - See Carroll County
(F,Hw) - See Statewide
WHITE COUNTY
(F,Hw) - See Statewide
WILLIAMSON COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County
WILSON COUNTY
(F,Hw) - See Statewide
(R) - See Cheatham County

TEXAS

STATEWIDE (Excluding Dallas-Fort Worth Regional Airport)
Decision #TX75-4006 (H (Excluding tunnels and dams), Hw
Incidental shore work, and paving and utilities incidental to general building construction)
40 FR 21667 - 5/16/75
ANDERSON COUNTY
(H,Hw) - See Statewide
ANDREWS COUNTY
(H,Hw) - See Statewide
ANGELINA COUNTY
(H,Hw) - See Statewide
ARANSAS COUNTY
(H,Hw) - See Statewide
Decision #AR-4013 (D)
39 FR 27397 - 7/26/74
ARCHER COUNTY
(H,Hw) - See Statewide
ARMSTRONG COUNTY
Decision #TX75-4105 (B)
40 FR 22797 - 5/23/75
Mod. #1 - 40 FR 25334 - 6/13/75
Mod. #2 - 40 FR 26186 - 6/20/75
Mod. #3 - 40 FR 27417 - 6/27/75
Decision #TX75-4090 (R)
40 FR 21679 - 5/16/75
Mod. #1 - 40 FR 23631 - 5/30/75
Mod. #2 - 40 FR 25334 - 6/13/75
Mod. #3 - 40 FR 26186 - 6/20/75
Mod. #4 - 40 FR 27417 - 6/27/75
(H,Hw) - See Statewide
ATASCOSA COUNTY
(H,Hw) - See Statewide
AUSTIN COUNTY
(H,Hw) - See Statewide
BAILEY COUNTY
(H,Hw) - See Statewide
Decision #TX75-4003 (R)
40 FR 3158 - 1/17/75
BANDERA COUNTY
(H,Hw) - See Statewide
BASTROP COUNTY
Decision #AR-1 (R)
39 FR 24809 - 7/5/74
(H,Hw) - See Statewide
BAYLOR COUNTY
(H,Hw) - See Statewide
BEE COUNTY
Decision #TX75-4004 (R)
40 FR 3160 - 1/17/75
(H,Hw) - See Statewide
BELL COUNTY
(H,Hw) - See Statewide
Decision #TX75-4110 (B)
40 FR 23692 - 5/30/75
Mod. #1 - 40 FR 26187 - 6/20/75

TEXAS (Cont'd)

BEXAR COUNTY
Decision #TX75-4109 (R)
40 FR 23690 - 5/30/75
(H,Hw) - See Statewide
Decision #AR-45 (B)
39 FR 34015 - 9/20/74
Mod. #1 - 39 FR 35915 - 10/4/74
Mod. #2 - 39 FR 39675 - 11/6/74
Mod. #3 - 39 FR 44158 - 12/20/74
BLANCO COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County
BORDEN COUNTY
(H,Hw) - See Statewide
BOSQUE COUNTY
(D) - See Bell County
(H,Hw) - See Statewide
BOWIE COUNTY
Decision #TX75-4104 (B)
40 FR 22796 - 5/23/75
(H,Hw) - See Statewide
BRAZORIA COUNTY
(H,Hw) - See Statewide
Decision #AR-11 (R)
39 FR 29910 - 8/16/74
(D) - See Aransas County
BRAZOS COUNTY
Decision #TX75-4106 (B)
40 FR 22799 - 5/23/75
Mod. #1 - 40 FR 24461 - 6/6/75
(H,Hw) - See Statewide
BREWSTER COUNTY
(H,Hw) - See Statewide
BRISCOE COUNTY
(H,Hw) - See Statewide
BROOKS COUNTY
(H,Hw) - See Statewide
BROWN COUNTY
(H,Hw) - See Statewide
BURLESON COUNTY
(H,Hw) - See Statewide
BURNETT COUNTY
(H,Hw) - See Statewide
CALDWELL COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County
CALHOUN COUNTY
(H,Hw) - See Statewide
(D) - See Aransas County
CALLAHAN COUNTY
(H,Hw) - See Statewide
CAMERON COUNTY
Decision #TX75-4091 (B)
40 FR 21681 - 5/16/75
(H,Hw) - See Statewide
Decision #TX75-4093 (R)
40 FR 21683 - 5/16/75
CAMP COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd)

CARSON COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
CASS COUNTY
(H,Hw) - See Statewide
CASTRO COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
CHAMBERS COUNTY
(H,Hw) - See Statewide
(D) - See Aransas County
CHEROKEE COUNTY
(H,Hw) - See Statewide
CHILDRESS COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
CLAY COUNTY
(H,Hw) - See Statewide
COCHRAN COUNTY
(H,Hw) - See Statewide
(R) - See Bailey County
COKE COUNTY
(H,Hw) - See Statewide
COLEMAN COUNTY
(H,Hw) - See Statewide
COLLIN COUNTY
Decision #AQ-87 (R)
39 FR 10106 - 3/15/74
Decision #TX75-4102 (B-excluding Dallas-Fort Worth Regional Airport)
40 FR 22791 - 5/23/75
(H,Hw) - See Statewide
COLLINGSWORTH COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
COLORADO COUNTY
(H,Hw) - See Statewide
COMAL COUNTY
(H,Hw) - See Statewide
COMANCHE COUNTY
(H,Hw) - See Statewide
CONCHO COUNTY
(H,Hw) - See Statewide
COOKE COUNTY
(H,Hw) - See Statewide
CORYELL COUNTY
(B) - See Bell County
(H,Hw) - See Statewide
COTTLE COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd.)

CRANE COUNTY
(H,Hw) - See Statewide
Decision #TX75-4006 (R)
40 FR 3163 - 1/17/75
CROCKETT COUNTY
(H,Hw) - See Statewide
CROSBY COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
CULBERSON COUNTY
(H,Hw) - See Statewide
DALLAM COUNTY
(R)(B) - See Armstrong County
(H,Hw) - See Statewide
DALLAS COUNTY
(B,R) - See Collin County
(H,Hw) - See Statewide
DAWSON COUNTY
(H,Hw) - See Statewide
DEAF SMITH COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
DELTA COUNTY
(H,Hw) - See Statewide
DENTON COUNTY
(B,R) - See Collin County
(H,Hw) - See Statewide
DE WITT COUNTY
(H,Hw) - See Statewide
DICKENS COUNTY
(H,Hw) - See Statewide
DIMMIT COUNTY
Decision #TX75-4010 (B,R)
40 FR 3172 - 1/17/75
(H,Hw) - See Statewide
DONLEY COUNTY
(B,R) - See Armstrong County
(H,Hw) - See Statewide
DUVAL COUNTY
(H,Hw) - See Statewide
EASTLAND COUNTY
(H,Hw) - See Statewide
ECTOR COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
EDWARDS COUNTY
(H,Hw) - See Statewide
ELLIS COUNTY
(B,R) - See Collin County
(H,Hw) - See Statewide
EL PASO COUNTY
Decision #TX75-4114 (B)
40 FR 26240 - 6/20/75
(H,Hw) - See Statewide
ERATH COUNTY
(H,Hw) - See Statewide





TEXAS (Cont'd)

FALLS COUNTY
(B) - See Bell County
(H,Hw) - See Statewide
FANNIN COUNTY
(H,Hw) - See Statewide
FAYETTE COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County
FISHER COUNTY
(H,Hw) - See Statewide
FLOYD COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
FOARD COUNTY
(H,Hw) - See Statewide
FORT BEND COUNTY
(R) - See Brazoria County
(H,Hw) - See Statewide
FRANKLIN COUNTY
(H,Hw) - See Statewide
FREESTONE COUNTY
(H,Hw) - See Statewide
FRIO COUNTY
(H,Hw) - See Statewide
GAINES COUNTY
(H,Hw) - See Statewide
GALVESTON COUNTY
(R) - See Brazoria County
(D) - See Aransas County
(H,Hw) - See Statewide

Decision #TX75-4096 (B)
40 FR 21689 - 5/16/75
Mod. #1 - 40 FR 25334 - 6/13/75
GARZA COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
GILLESPIE COUNTY
(H,Hw) - See Statewide
GLASSCOCK COUNTY
(H,Hw) - See Statewide
GOLIAD COUNTY
(H,Hw) - See Statewide
GONZALES COUNTY
(H,Hw) - See Statewide
GRAY COUNTY
(R,B) - See Armstrong County
(H,Hw) - See Statewide
GRAYSON COUNTY
(B) - See Collin County
(H,Hw) - See Statewide
GREGG COUNTY
Decision #TX75-4092 (B)
40 FR 21682 - 5/16/75
(H,Hw) See Statewide

TEXAS (Cont'd)

GRIMES COUNTY
(H,Hw) - See Statewide
GUADALUPE COUNTY
(H,Hw) - See Statewide
HALE COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
HALL COUNTY
(H,Hw) - See Statewide
HAMILTON COUNTY
(H,Hw) - See Statewide
HANSFORD COUNTY
(R,B) - See Armstrong County
(H,Hw) - See Statewide
HARDEMAN COUNTY
(H,Hw) - See Statewide
HARDIN COUNTY
(H,Hw) - See Statewide
HARRIS COUNTY
(B) - See Galveston County
(R) - See Brazoria County
(D) - See Aransas County
(H,Hw) - See Statewide
HARRISON COUNTY
Decision #TX75-4103 (B)
40 FR 22795 - 5/23/75
(H,Hw) - See Statewide
HARTLEY COUNTY
(R,B) - See Armstrong County
(H,Hw) - See Statewide
HASKELL COUNTY
(H,Hw) - See Statewide
HAYS COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County
HEMPHILL COUNTY
(R,B) - See Armstrong County
(H,Hw) - See Statewide
HENDERSON COUNTY
(H,Hw) - See Statewide
HIDALGO COUNTY
(R,B) - See Cameron County
(H,Hw) - See Statewide
HILL COUNTY
(B) - See Bell County
(H,Hw) - See Statewide
HOCKLEY COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
HOOD COUNTY
(B) - See Collin County
Decision #TX75-4011 (R)
40 FR 3173 - 1/17/75
(H,Hw) - See Statewide

TEXAS (Cont'd)

HOPKINS COUNTY
(H,Hw) - See Statewide
HOUSTON COUNTY
(H,Hw) - See Statewide
HOWARD COUNTY
Decision #TX75-4095 (B,R)
40 FR 21687 - 5/16/75
(H,Hw) - See Statewide
HUDSPETH COUNTY
(H,Hw) - See Statewide
HUNT COUNTY
(R)(B) - See Collin County
(H,Hw) - See Statewide
HUTCHINSON COUNTY
(R)(B) - See Armstrong County
(H,Hw) - See Statewide
IRION COUNTY
(H,Hw) - See Statewide
JACK COUNTY
(H,Hw) - See Statewide
JACKSON COUNTY
(D) - See Aransas County
(H,Hw) - See Statewide
JASPER COUNTY
(H,Hw) - See Statewide
JEFF DAVIS COUNTY
(H,Hw) - See Statewide
JEFFERSON COUNTY
Decision #TX75-4012 (B,R)
40 FR 3175 - 1/17/75
Mod. #1 - 40 FR 7800 - 2/21/75
Mod. #2 - 40 FR 8698 - 2/28/75
Mod. #3 - 40 FR 12017 - 3/14/75
Mod. #4 - 40 FR 25334 - 6/13/75
(D) - See Aransas County
(Hw) - See Statewide
JIM HOGG COUNTY
(H,Hw) - See Statewide
(B,R) - See Dimmit County
JIM WELLS COUNTY
(H,Hw) - See Statewide
JOHNSON COUNTY
(B) - See Collin County
(H,Hw) - See Statewide
(R) - See Hood County
JONES COUNTY
(H,Hw) - See Statewide
KARNES COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd)

KAUFMAN COUNTY
(B,R) - See Collin County
(H,Hw) - See Statewide
KENDALL COUNTY
(H,Hw) - See Statewide
KENEDY COUNTY
(H,Hw) - See Statewide
(D) - See Aransas County
KENT COUNTY
(H,Hw) - See Statewide
KERR COUNTY
(H,Hw) - See Statewide
KIMBLE COUNTY
(H,Hw) - See Statewide
KING COUNTY
(H,Hw) - See Statewide
KINNEY COUNTY
(H,Hw) - See Statewide
KLEBERG COUNTY
Decision #TX75-4099 (B)
40 FR 22787 - 5/23/75
Mod. #1 - 40 FR 27417 - 6/27/75
(D) - See Aransas County
(H,Hw) - See Statewide
(R) - See Bee County
KNOX COUNTY
(H,Hw) - See Statewide
LAMAR COUNTY
(H,Hw) - See Statewide
LAMB COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
LAMPASAS COUNTY
(H,Hw) - See Statewide
LA SALLE COUNTY
(B,R) - See Dimmit County
(H,Hw) - See Statewide
LAVACA COUNTY
(H,Hw) - See Statewide
LEE COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County

TEXAS (Cont'd)

LEON COUNTY
(H,Hw) - See Statewide
LIBERTY COUNTY
(H,Hw) - See Statewide
LIMESTONE COUNTY
(H,Hw) - See Statewide
LIPSCOMB COUNTY
(H,Hw) - See Statewide
(B)(R) - See Armstrong County
LIVE OAK COUNTY
(H,Hw) - See Statewide
LLANO COUNTY
(H,Hw) - See Statewide
LOVING COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
LUBBOCK COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
Decision #TX75-4094 (B)
40 FR 21685 - 5/19/75
Mod. #1 - 40 FR 26186 - 6/20/75
LYNN COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
McCULLOCH COUNTY
(H,Hw) - See Statewide
McLENNAN COUNTY
(B) - See Bell County
(H,Hw) - See Statewide
McMULLEN COUNTY
(H,Hw) - See Statewide
MADISON COUNTY
(H,Hw) - See Statewide
MARION COUNTY
(H,Hw) - See Statewide
MARTIN COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd)

MASON COUNTY
(H,Hw) - See Statewide
MATAGORDA COUNTY
(R) - See Brazoria County
(H,Hw) - See Statewide
(D) - See Aransas County
MAVERICK COUNTY
(B,R) - See Dimmit County
(H,Hw) - See Statewide
MEDINA COUNTY
(H,Hw) - See Statewide
MENARD COUNTY
(H,Hw) - See Statewide
MIDLAND COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
MILAM COUNTY
(H,Hw) - See Statewide
MILLS COUNTY
(H,Hw) - See Statewide
MISSION COUNTY
(H,Hw) - See Statewide
MONTAGUE COUNTY
(H,Hw) - See Statewide
MONTGOMERY COUNTY
(R) - See Brazoria County
(H,Hw) - See Statewide
MOORE COUNTY
(R)(B) - See Armstrong County
(H,Hw) - See Statewide
MORRIS COUNTY
(H,Hw) - See Statewide
MOTLEY COUNTY
(H,Hw) - See Statewide
NACOGDOCHES COUNTY
(H,Hw) - See Statewide
NAVARRO COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd)

NEWTON COUNTY
(H,Hw) - See Statewide
NOLAN COUNTY
(H,Hw) - See Statewide
NUECES COUNTY
(D) - See Kleberg County
(D) - See Aransas County
(H,Hw) - See Statewide
(R) - See Bee County
OCHILTREE COUNTY
(R) (B) - See Armstrong County
(H,Hw) - See Statewide
OLDHAM COUNTY
(R)(B) - See Armstrong County
(H,Hw) - See Statewide
ORANGE COUNTY
(R)(B) - See Jefferson County
(Hw) - See Statewide
(D) - See Aransas County
PALO PINTO COUNTY
(R) - See Collin County
(H,Hw) - See Statewide
(R) - See Hood County
PANOLA COUNTY
(H,Hw) - See Statewide
PARKER COUNTY
(H,Hw) - See Statewide
(R) - See Hood County
PARMER COUNTY
(H,Hw) - See Statewide
PECOS COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
POLK COUNTY
(H,Hw) - See Statewide
POTTER COUNTY
(H,Hw) - See Statewide
(B) (R) - See Armstrong County
PRESIDIO COUNTY
(H,Hw) - See Statewide
RAINS COUNTY
(H,Hw) - See Statewide
RANDALL COUNTY
(H,Hw) - See Statewide
(B)(R) - See Armstrong County
REAGAN COUNTY
(H,Hw) - See Statewide
REAL COUNTY
(H,Hw) - See Statewide
RED RIVER COUNTY
(H,Hw) - See Statewide

TEXAS (Cont'd)

REEVES COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
REFUGIO COUNTY
(D) - See Aransas County
(H,Hw) - See Statewide
ROBERTS COUNTY
(H,Hw) - See Statewide
(B) (R) - See Armstrong County
ROBERTSON COUNTY
(H,Hw) - See Statewide
ROCKWALL COUNTY
(R)(B) - See Collin County
(H,Hw) - See Statewide
RUNNELS COUNTY
(H,Hw) - See Statewide
RUSK COUNTY
(H,Hw) - See Statewide
SABINE COUNTY
(H,Hw) - See Statewide
SAN AUGUSTINE COUNTY
(H,Hw) - See Statewide
SAN JACINTO COUNTY
(H,Hw) - See Statewide
SAN PATRICIO COUNTY
(R) - See Bee County
(D) - See Aransas County
(H,Hw) - See Statewide
SAN SABA COUNTY
(H,Hw) - See Statewide
SCHLEICHER COUNTY
(H,Hw) - See Statewide
SCURRY COUNTY
(H,Hw) - See Statewide
SHACKELFORD COUNTY
(H,Hw) - See Statewide
SHELBY COUNTY
(H,Hw) - See Statewide
SHERMAN COUNTY
(H,Hw) - See Statewide
(B)(R) - See Armstrong County
SMITH COUNTY
(H,Hw) - See Statewide
SOMERVELL COUNTY
(H,Hw) - See Statewide
STARR COUNTY
(H,Hw) - See Statewide
(B)(R) - See Cameron County
STEPHENS COUNTY
(H,Hw) - See Statewide







TEXAS (Cont'd)

STERLING COUNTY
(H,Hw) - See Statewide
STONEWALL COUNTY
(H,Hw) - See Statewide
SUTTON COUNTY
(H,Hw) - See Statewide
SWISHER COUNTY
(H,Hw) - See Statewide
(B)(R) - See Armstrong County
TARRANT COUNTY
(B) - See Collin County
(H,Hw) - See Statewide
Decision #AQ-117 (R)
39 FR 22400 - 6/21/74
TAYLOR COUNTY
Decision #TX75-4090 (B)
40 FR 22786 - 5/23/75
(H,Hw) - See Statewide
TERRELL COUNTY
(H,Hw) - See Statewide
TERRY COUNTY
(H,Hw) - See Statewide
(R) - See Bailey County
THROCKMORTON COUNTY
(H,Hw) - See Statewide
TITUS COUNTY
(H,Hw) - See Statewide
TOM GREEN COUNTY
Decision #TX75-4088 (B)
40 FR 21677 - 5/16/75
(H,Hw) - See Statewide
TRAVIS COUNTY
Decision #TX75-4101 (B)
40 FR 22789 - 5/23/75
Mod. #1 - 40 FR 25334 - 6/13/75
(R) - See Bastrop County
(H,Hw) - See Statewide
TRINITY COUNTY
(H,Hw) - See Statewide
TYLER COUNTY
(H,Hw) - See Statewide
UPSHUR COUNTY
(H,Hw) - See Statewide
UPTON COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
UVALDE COUNTY
(H,Hw) - See Statewide
VAL VERDE COUNTY
(H,Hw) - See Statewide
VAN ZANDT COUNTY
(H,Hw) - See Statewide
VICTORIA COUNTY
(H,Hw) - See Statewide
(D) - See Aransas County

TEXAS (Cont'd.)

WALKER COUNTY
(H,Hw) - See Statewide
(R) - See Brazoria County
WALLER COUNTY
(H,Hw) - See Statewide
WARD COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
WASHINGTON COUNTY
(H,Hw) - See Statewide
WEBB COUNTY
(B,R) - See Dimmit County
(H,Hw) - See Statewide
WHARTON COUNTY
(H,Hw) - See Statewide
WHEELER COUNTY
(R)(B) - See Armstrong County
(H,Hw) - See Statewide
WICHITA COUNTY
Decision #TX75-4087 (R)
40 FR 21675 - 5/16/75
Decision #TX75-4108 (B)
40 FR 22803 - 5/23/75
Mod. #1 - 40 FR 24461 - 6/6/75
Mod. #2 - 40 FR 26187 - 6/20/75
Mod. #3 - 40 FR 27417 - 6/27/75
(H,Hw) - See Statewide
WILBARGER COUNTY
(H,Hw) - See Statewide
WILLACY COUNTY
(R)(B) - See Cameron County
(H,Hw) - See Statewide
(D) - See Aransas County
WILLIAMSON COUNTY
(H,Hw) - See Statewide
(R) - See Bastrop County
WILSON COUNTY
(H,Hw) - See Statewide
WINKLER COUNTY
(H,Hw) - See Statewide
(R) - See Crane County
WISE COUNTY
(B) - See Collin County
(H,Hw) - See Statewide
(R) - See Hood County
WOOD COUNTY
(H,Hw) - See Statewide
YOAKUM COUNTY
(R) - See Bailey County
(H,Hw) - See Statewide
YOUNG COUNTY
(H,Hw) - See Statewide
ZAPATA COUNTY
(B,R) - See Dimmit County
(H,Hw) - See Statewide
ZAVALA COUNTY
(B,R) - See Dimmit County
(H,Hw) - See Statewide

UTAH

STATEWIDE
Decision #UT75-5026 (B,H,Hw)
40 FR 7860 - 2/21/75
Mod. #1 - 40 FR 14216 - 3/28/75
Mod. #2 - 40 FR 17472 - 4/18/75
Mod. #3 - 40 FR 18203 - 4/25/75
Mod. #4 - 40 FR 26187 - 6/20/75
BEAVER COUNTY
(B,H,Hw) - See Statewide
BOX ELDER COUNTY
(B,H,Hw) - See Statewide
CACHE COUNTY
(B,H,Hw) - See Statewide
CARBON COUNTY
(B,H,Hw) - See Statewide
DAGGETT COUNTY
(B,H,Hw) - See Statewide
DAVIS COUNTY
(B,H,Hw) - See Statewide
DUCHESNE COUNTY
(B,H,Hw) - See Statewide
EMERY COUNTY
(B,H,Hw) - See Statewide
GARFIELD COUNTY
(B,H,Hw) - See Statewide
GRAND COUNTY
(B,H,Hw) - See Statewide
IRON COUNTY
(B,H,Hw) - See Statewide
JUAB COUNTY
(B,H,Hw) - See Statewide
KANE COUNTY
(B,H,Hw) - See Statewide
MILLARD COUNTY
(B,H,Hw) - See Statewide
MORGAN COUNTY
(B,H,Hw) - See Statewide
PIUTE COUNTY
(B,H,Hw) - See Statewide
RICH COUNTY
(B,H,Hw) - See Statewide
SALT LAKE COUNTY
(B,H,Hw) - See Statewide
SAN JUAN COUNTY
(B,H,Hw) - See Statewide
SANPETE COUNTY
(B,H,Hw) - See Statewide
SEVIER COUNTY
(B,H,Hw) - See Statewide
SUMMIT COUNTY
(B,H,Hw) - See Statewide
TOOELE COUNTY
(B,H,Hw) - See Statewide
UINTAH COUNTY
(B,H,Hw) - See Statewide
UTAH COUNTY
(B,H,Hw) - See Statewide
WASATCH COUNTY
(B,H,Hw) - See Statewide
WASHINGTON COUNTY
(B,H,Hw) - See Statewide

UTAH (Cont'd)

WAYNE COUNTY
(B,H,Hw) - See Statewide
WEBER COUNTY
(B,H,Hw) - See Statewide

VERMONT

Statewide (Except Rutland County)
Decision #AQ-3184 (Hw)
39 FR 24203 - 6/28/74
Mod. #1 - 39 FR 27397 - 7/26/74
Mod. #2 - 40 FR 16497 - 4/11/75
Mod. #3 - 40 FR 21657 - 5/16/75
ADDISON COUNTY
(Hw) - See Statewide
BENNINGTON COUNTY
(Hw) - See Statewide
CALEDONIA COUNTY
(Hw) - See Statewide
CHITTENDEN COUNTY
(Hw) - See Statewide
ESSEX COUNTY
(Hw) - See Statewide
FRANKLIN COUNTY
(Hw) - See Statewide
GRAND ISLE COUNTY
(Hw) - See Statewide
LAMOILLE COUNTY
(Hw) - See Statewide
ORANGE COUNTY
(Hw) - See Statewide
ORLEANS COUNTY
(Hw) - See Statewide
RUTLAND COUNTY
None
WASHINGTON COUNTY
(Hw) - See Statewide
WINDHAM COUNTY
(Hw) - See Statewide
WINDSOR COUNTY
(Hw) - See Statewide

## VIRGINIA

ACCOMACK COUNTY
Decision #AP-805 (Hw)
38 FR 11279 - 5/4/73
Mod. #1 - 38 FR 13127 - 5/18/73
Mod. #2 - 40 FR 15284 - 4/4/75
Mod. #3 - 40 FR 23631 - 5/30/75
Decision #MD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75
ALBERMARLE COUNTY
Decision #AM-1874 (Hw)
36 FR 16342 - 8/20/71
Mod. #1 - 40 FR 15284 - 4/4/75
ALEXANDRIA CITY
Decision #MD75-3062 (B)
40 FR 26203 - 6/20/75
Mod. #1 - 40 FR 28312 - 7/3/75
ALLEGHANY COUNTY
Decision #AM-1875 (Hw)
36 FR 16343 - 8/20/71
Mod. #1 - 37 FR 5169 - 3/16/72
Mod. #2 - 40 FR 15284 - 4/4/75
AMELIA COUNTY
Decision #AR-2032 (Hw)
39 FR 31871 - 8/30/74
AMHERST COUNTY
Decision #AQ-2032 (Hw)
38 FR 33259 - 11/30/73
APPOMATTOX COUNTY
(Hw) - See Amherst County
ARLINGTON COUNTY
(B) - See Alexandria City
(D) - See Accomack County
AUGUSTA COUNTY
Decision #AM-9320 (R)
37 FR 10267 - 5/19/72
Mod. #1 - 40 FR 15284 - 4/4/75
(Hw) - See Alleghany County
BATH COUNTY
(Hw) - See Alleghany County
BEDFORD CITY
(Hw) - See Bedford County
BEDFORD COUNTY
Decision #AQ-2021 (Hw)
38 FR 27744 - 10/5/73
BLAND COUNTY
Decision #AQ-2020 (Hw)
38 FR 27744 - 10/5/73
Mod. #1 - 40 FR 15285 - 4/4/75
BOTETOURT COUNTY
(Hw) - See Bedford County

## VIRGINIA (Cont'd)

BRISTOL CITY
(Hw) - See Bland County
BRUNSWICK COUNTY
(Hw) - See Amelia County
BUCHANAN COUNTY
(Hw) - See Bland County
BUCKINGHAM COUNTY
(Hw) - See Amherst County
BUENA VISTA CITY
(Hw) - See Allegheny County
CAMPBELL COUNTY
(Hw) - See Amherst County
CAROLINE COUNTY
Decision #AD-2031 (Hw)
38 FR 33258 - 11/30/73
CARROLL COUNTY
(Hw) - See Bedford County
CHARLES CITY COUNTY
(Hw) - See Amelia County
CHARLOTTE COUNTY
(Hw) - See Amherst County
CHARLOTTSVILLE CITY
(Hw) - See Albermarle County
CHESAPEAKE CITY
Decision #VA75-3005 (B)
40 FR 944 - 1/3/75
Mod. #1 - 40 FR 14217 - 3/28/75
Mod. #2 - 40 FR 17473 - 4/18/75
Mod. #3 - 40 FR 22742 - 5/23/75
Decision #AP-494 (Hw)
38 FR 7693 - 3/23/73
(D) - See Accomack County
CHESTERFIELD COUNTY
(Hw) - See Amelia County
CLARKE COUNTY
Decision #AP-406 (R)
37 FR 15234 - 7/28/72
Mod. #1 - 40 FR 15284 - 4/4/75
(Hw) - See Alleghany County
CLIFTON FORGE CITY
(Hw) - See Alleghany County
COLONIAL HEIGHTS CITY
(Hw) - See Amelia County
COVINGTON CITY
(Hw) - See Alleghany County
CRAIG COUNTY
(Hw) - See Bedford County

## VIRGINIA (Cont'd)

CULPEPER COUNTY
(Hw) - See Albermarle County
CUMBERLAND COUNTY
(Hw) - See Amherst County
DANVILLE CITY
(Hw) - See Amherst County
DICKENSON COUNTY
(Hw) - See Bland County
DINWIDDIE COUNTY
(Hw) - See Amelia County
EMPORIA CITY
(Hw) - See Accomack County
ESSEX COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
FAIRFAX COUNTY
(B) - See Alexandria City
(D) - See Accomack County
FAIRFAX CITY
(B) - See Alexandria City
FALLS CHURCH CITY
(B) - See Alexandria City
FAUQUIER COUNTY
(Hw) - See Albermarle County
FLOYD COUNTY
(Hw) - See Bedford County
FLUVANNA COUNTY
(Hw) - See Albermarle County
FORT MONROE CITY
(Hw) - See Chesapeake City
(B,H,W&S) - See York County
FRANKLIN CITY
(Hw) - See Accomack County
FRANKLIN COUNTY
(Hw) - See Bedford County
FREDERICK COUNTY
(R) - See Clarke County
(Hw) - See Alleghany County

## VIRGINIA (Cont'd)

FREDERICKSBURG CITY
(Hw) - See Caroline County
GALAX CITY
(Hw) - See Bedford County
GILES COUNTY
(Hw) - See Bedford County
GLOUCESTER COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
GOOCHLAND COUNTY
(Hw) - See Amelia County
GRAYSON COUNTY
(Hw) - See Bland County
GREENE COUNTY
(Hw) - See Albermarle County
GREENSVILLE COUNTY
(Hw) - See Accomack County
HALIFAX COUNTY
(Hw) - See Amherst County
HAMPTON CITY
Decision #AD-2103 (R)
39 FR 14119 - 4/19/74
Mod. #1 - 15612 - 5/3/74
(B,H,W&S) - See York County
(Hw) - See Chesapeake City
(D) - See Accomack County
HANOVER COUNTY
(Hw) - See Amelia County
HARRISONBURG CITY
(Hw) - See Allegheny County
HENRICO COUNTY
Decision #VA75-3006 (B)
40 FR 946 - 1/3/75
Mod. #1 - 40 FR 14217 - 3/28/75
Mod. #2 - 40 FR 17473 - 4/18/75
Mod. #3 - 40 FR 22743 - 5/23/75
(Hw) - See Amelia County





## VIRGINIA (Cont'd.)

HENRY COUNTY
(Hw) - See Bedford County
HIGHLAND COUNTY
(Hw) - See Alleghany County
HOPEWELL CITY
(Hw) - See Amelia County
ISLE OF WIGHT COUNTY
(D,Hw) - See Accomack County
JAMES CITY COUNTY
Decision #AP-407 (R)
37 FR 15235 - 7/28/72
(D,Hw) - See Accomack County
KING AND QUEEN COUNTY
(Hw) - See Caroline County
KING GEORGE COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
KING WILLIAM COUNTY
(Hw) - See Caroline County
LANCASTER COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
LEE COUNTY
(Hw) - See Bland County
LOUDOUN COUNTY
(Hw) - See Albermarle County
LOUISA COUNTY
(Hw) - See Albemarle County
LUNENBURG COUNTY
(Hw) - See Amelia County
LYNCHBURG CITY
(Hw) - See Amherst County
MADISON COUNTY
(Hw) - See Alemarle County
MARTINSVILLE CITY
(Hw) - See Bedford County

## VIRGINIA (Cont'd)

MATHEWS COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
MECKLENBURG COUNTY
(Hw) - See Amelia County
MIDDLESEX COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
MONTGOMERY COUNTY
(Hw) - See Bedford County
NANSEMOND COUNTY
(D,Hw) - See Accomack County
NELSON COUNTY
(Hw) - See Amherst County
NEW KENT COUNTY
(Hw) - See Amelia County
NEWPORT NEWS CITY
(B,H,W&S) - See York County
(Hw) - See Chesapeake City
(D) - See Accomack County
(R) - See Hampton City
NORFOLK CITY
(Hw,B) - See Chesapeake City
(D) - See Accomack County
NORTHAMPTON COUNTY
(D,Hw) - See Accomack County
NORTON CITY
(Hw) - See Bland County
NORTHUMBERLAND COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
NOTTOWAY COUNTY
(Hw) - See Amelia County
ORANGE COUNTY
(Hw) - See Albemarle County

## VIRGINIA (Cont'd)

PAGE COUNTY
(Hw) - See Alleghany County
PATRICK COUNTY
(Hw) - See Bedford County
PETERSBURG CITY
(Hw) - See Amelia County
PITTSYLVANIA COUNTY
(Hw) - See Amherst County
PORTSMOUTH CITY
(Hw,B) - See Chesapeake City
(D) - See Accomack County
POWHATAN COUNTY
(Hw) - See Amelia County
PRINCE EDWARD COUNTY
(Hw) - See Amherst County
PRINCE GEORGE COUNTY
(Hw) - See Amelia County
PRINCE WILLIAM COUNTY
(Hw) - See Albermarle County
(D) - See Accomack County
PULASKI COUNTY
(Hw) - See Bedford County
RADFORD CITY
(Hw) - See Bedford County
RAPPAHANNOCK COUNTY
(Hw) - See Albermarle County
RICHMOND CITY
(B) - See Henrico County
(Hw) - See Amelia County
RICHMOND COUNTY
(Hw) - See Caroline County
ROANOKE CITY
(Hw) - See Bedford County
ROANOKE COUNTY
(Hw) - See Bedford County
ROCKBRIDGE COUNTY
(Hw) - See Alleghany County
ROCKINGHAM COUNTY
(R) - See Clarke County
(Hw) - See Alleghany County
RUSSELL COUNTY
(Hw) - See Bland County
SALEM CITY
(Hw) - See Bedford County
SCOTT COUNTY
(Hw) - See Bland County
SHENANDOAH COUNTY
(Hw) - See Alleghany County
(R) - See Clarke County
SMYTH COUNTY
(Hw) - See Bland County
SOUTHAMPTON COUNTY
(Hw) - See Accomack County

## VIRGINIA (Cont'd.)

SOUTH BOSTON CITY
(Hw) - See Amherst County
SPOTSYLVANIA COUNTY
(Hw) - See Caroline County
STAUNTON CITY
(Hw) - See Alleghany County
STAFFORD COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
SUFFOLK CITY
(Hw) - See Accomack County
SURRY COUNTY
(Hw) - See Accomack County
(D) - See Accomack County
SUSSEX COUNTY
(Hw) - See Accomack County
TAZEWELL COUNTY
(Hw) - See Bland County
VIRGINIA BEACH CITY
Decision #AM-9321 (R)
37 FR 10266 - 5/19/72
(Hw,B) - See Chesapeake City
(D) - See Accomack County
WARREN COUNTY
(R) - See Clarke County
(Hw) - See Alleghaoy County
WASHINGTON COUNTY
(Hw) - See Bland County
WAYNESBORO CITY
(Hw) - See Allegheny County
WESTMORELAND COUNTY
(Hw) - See Caroline County
(D) - See Accomack County
WILLIAMSBURG CITY
(Hw) - See Accomack County
WINCHESTER CITY
(Hw) - See Alleghany County
WISE COUNTY
(Hw) - See Bland County
WYTHE COUNTY
(Hw) - See Bland County
YORK COUNTY
Decision #VA75-3004 (B,H,S&W)
40 FR 941 - 1/3/75
Mod. #1 - 40 FR 14217 - 3/28/75
Mod. #2 - 40 FR 21657 - 5/16/75
Mod. #3 - 40 FR 22742 - 5/23/75
(R) - See James City
(D,Hw) - See Accomack County

WASHINGTON

STATEWIDE
Decision #WA75-5070 (B,H,Hw,D)
40 FR 25409 - 6/13/75
ADAMS COUNTY
(B,H,Hw,D) - See Statewide
ASOTIN COUNTY
(B,H,Hw,D) - See Statewide
BENTON COUNTY
(B,H,Hw,D) - See Statewide
CHELAN COUNTY
(B,H,Hw,D) - See Statewide
CLALLAM COUNTY
Decision #WA75-5064 (R)
40 FR 23695 - 5/30/75
(B,H,Hw,D) - See Statewide
CLARK COUNTY
(B,H,Hw,D) - See Statewide
COLUMBIA COUNTY
(B,H,Hw,D) - See Statewide
COWLITZ COUNTY
(B,H,Hw,D) - See Statewide
DOUGLAS COUNTY
(D,H,Hw,D) - See Statewide
FERRY COUNTY
(B,H,Hw, D) - See Statewide
FRANKLIN COUNTY
(B,H,Hw,D) - See Statewide
GARFIELD COUNTY
(B,H,Hw,D) - See Statewide
GRANT COUNTY
(B,H,Hw,D) - See Statewide
GRAYS HARBOR COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
ISLAND COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
JEFFERSON COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
KING COUNTY
(R) - See Clallam County
(B,H,Hw,D) - See Statewide
KITSAP COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
KITTITAS COUNTY
(B,H,Hw,D) --See Statewide
KLICKITAT COUNTY
(B,H,Hw,D) - See Statewide

WASHINGTON (Cont'd)

LEWIS COUNTY
(D,H,Hw,D) - See Statewide
LINCOLN COUNTY
(B,H,Hw,D) - See Statewide
MASON COUNTY
(D,H,Hw,D) - See Statewide
(R)- See Clallam County
OKANOGAN COUNTY
(B,H,Hw,D) - See Statewide
PACIFIC COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
PEND OREILLE COUNTY
(B,H,Hw,D) - See Statewide
PIERCE COUNTY
(R) - See Clallam County
(B,H,Hw,D) - See Statewide
SAN JUAN COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
SKAGIT COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
SKAMANIA COUNTY
(B,H,Hw,D) - See Statewide
SNOHOMISH COUNTY
(R) - See Clallam County
(B,H,Hw,D) - See Statewide
SPOKANE COUNTY
(B,H,Hw,D) - See Statewide
STEVENS COUNTY
(B,H,Hw,D) - See Statewide
THURSTON COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
WAHKIAKUM COUNTY
(B,H,Hw,D) - See Statewide
WALLA WALLA COUNTY
(B,H,Hw,D) - See Statewide
WHATCOM COUNTY
(B,H,Hw,D) - See Statewide
(R) - See Clallam County
WHITMAN COUNTY
(B,H,Hw,D) - See Statewide
YAKIMA COUNTY
Decision #AQ-1109 (R)
39 FR 18416 - 5/24/74
(B,H,Hw,D) - See Statewide
(B,H,Hw,D) - See Statewide

WASHINGTON, D. C.

WASHINGTON, D. C.
Decision #DC75-3061 (B,Hw, W&S)
40 FR 26242 - 6/20/75
Mod. #1 - 40 FR 28312 - 7/3/75
Decision #MD75-3008 (D)
40 FR 3094 - 1/17/75
Mod. #1 - 40 FR 14204 - 3/28/75





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40 FR 4883 - 1/31/75
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40 FR 6136 - 2/7/75
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39 FR 36706 - 10/11/74
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40 FR 21691 - 5/16/75
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40 FR 4879 - 1/31/75
Mod. #1 - 40 FR 16497 - 4/11/75
Mod. #2 - 40 FR 26187 - 6/20/75
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# federal register

MONDAY, AUGUST 4, 1975

## highlights

**PRIVACY ACT OF 1974—OMB GUIDELINES**
Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523-5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.

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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 5—Administrative Personnel

## CHAPTER I—CIVIL SERVICE COMMISSION

## PART 213—EXCEPTED SERVICE

### Department of Agriculture

Section 213.3313 is amended to show that one position of Staff Assistant to the Deputy Under Secretary is excepted under Schedule C.

Effective August 4, 1975, § 213.3313(c) (8) is added as set out below:

§ 213.3313 Department of Agriculture.

* * * * * *

(c) *Office of the Under Secretary.* * * *

(8) One Staff Assistant to the Deputy Under Secretary.

(5 U.S.C. secs. 3301, 3302; EO 10577, 3 CFR 1954–1955 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–19994 Filed 8–1–75;8:45 am]

## PART 213—EXCEPTED SERVICE

### Department of Labor

Section 213.3315 is amended to reflect the following title change from: Two Special Assistants to the Deputy Under Secretary for Legislative Affairs, to Two Assistants to the Deputy Under Secretary for Legislative Affairs.

Effective August 4, 1975, § 213.3315(a) (29) is revised as set out below:

§ 213.3315 Department of Labor.

(a) *Office of the Secretary.* * * *

(29) Two Asisstants to the Deputy Under Secretary for Legislative Affairs.

(U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–58, Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION.
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–20151 Filed 8–1–75;8:45 am]

## PART 213—EXCEPTED SERVICE

### Department of Labor

Section 213.3315 is amended to show that one position of Secretary (Steno) to the Administrator for Pension and Welfare Benefits is excepted under Schedule C.

Effective on August 4, 1975, § 213.3315 (a) (42) is added as set out below:

§ 213.3315 Department of Labor.

(a) *Office of the Secretary.* * * *

(42) One Secretary (Steno) to the Administrator for Pension and Welfare Benefits.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant, to the Commissioners.*

[FR Doc.75–20150 Filed 8–1–75;8:45 am]

## PART 213—EXCEPTED SERVICE

### Regional Commissions, Public Works and Economic Development Act of 1965

Section 213.3386 is amended to show that one position of Special Assistant to the Federal Cochairman, New England Regional Commission, is reestablished under Schedule C.

Effective on August 4, 1975, § 213.3386 (a) is amended to read as set out below:

§ 213.3386 Regional Commissions, Public Works and Economic Development Act of 1965.

(a) One Special Assistant to the Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–20152 Filed 8–1–75;8:45 am]

## PART 213—EXCEPTED SERVICE

### U.S. International Trade Commission

Section 213.3339 is amended to show that one position of Secretary to the Chairman is excepted under Schedule C.

Effective on August 4, 1975, § 213.3339 (j) is added as set out below:

§ 213.3339 U.S. International Trade Commission.

* * * * * *

(j) One Secretary to the Chairman.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–20149 Filed 8–1–75;8:45 am]

## PART 213—EXCEPTED SERVICE

### U.S. International Trade Commission

Section 213.3339 is amended to show that one position of Secretary to a Commissioner is excepted under Schedule C.

Effective on August 4, 1975, § 213.3339 (k) is added as set out below:

§ 213.3339 U.S. International Trade Commission.

* * * * * *

(k) Secretary to a Commissioner.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–20148 Filed 8–1–75;8:45 am]

## CHAPTER III—OFFICE OF MANAGEMENT AND BUDGET

## PART 1303—PUBLIC INFORMATION PROVISIONS OF THE ADMINISTRATIVE PROCEDURES ACT

On February 19, 1975, the Office of Management and Budget issued a notice of proposed rulemaking (40 FR 7346) to amend Chapter III, Part 1303 of Title 5, Code of Federal Regulations regarding the implementation of the public information provisions of the Administrative Procedures Act (5 U.S.C. 552, as amended). These proposed regulations reflect the amendments to the Freedom of Information Act enacted as Pub. L. No. 93–502 (88 Stat. 1561). Written comments were invited through March 31, 1975.

One written comment was received in response to the notice of proposed rulemaking, and was considered by the Office of Management and Budget. OMB has revised its proposed rules to accommodate the suggested revisions.

In view of the foregoing Chapter III, Part 1303 of Title 5, Code of Federal



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Regulations is amended as set forth below, effective February 19, 1975.

EXECUTIVE OFFICE OF THE PRESIDENT

NOTE: Until further regulations are promulgated, the remainder of the entities within the Executive Office of the President, to the extent that 5 U.S.C. 552 is applicable, shall follow the procedures set forth in the regulations applicable to the Office of Management and Budget. Requests for information from these other entities should be submitted directly to such entity.

OFFICE OF MANAGEMENT AND BUDGET

ORGANIZATION AND INFORMATION

Pursuant to section 552 of title 5, United States Code, as amended, the following notice is published:

ORGANIZATION

Sec.
1303.1 General.
1303.2 Authority and functions.
1303.3 Organization.

PROCEDURES

1303.10 Methods of operation.

AVAILABILITY OF INFORMATION

1303.20 Inspection, copying and exceptions.

CHARGES FOR SEARCH FOR REPRODUCTION

1303.30 Schedule of fees and method of payment for services rendered.

ORGANIZATION

**§ 1303.1 General.**

This information is furnished for the guidance of the public and in compliance with the requirements of section 552 of title 5, United States Code, as amended.

**§ 1303.2 Authority and functions.**

(a) The Office of Management and Budget was established in the Executive Office of the President pursuant to Part I of Reorganization Plan No. 2 of 1970 (35 FR 7959), effective July 1, 1970. That Plan transferred to the President all functions vested by law in the Bureau of the Budget, or its Director, and designated the Bureau of the Budget as the Office of Management and Budget. By Executive Order No. 11541 of July 1, 1970 (35 FR 10737), the President delegated all functions transferred to him by Part I of the Plan to the Director of the Office of Management and Budget.

(b) The principal statutory functions of the Office of Management and Budget are contained in the Budget and Accounting Act of 1921 (42 Stat. 20, 31 U.S.C. 1–25); the Federal Reports Act of 1942 (44 U.S.C. 3501–3511); the Government Corporation Control Act (59 Stat. 597, 31 U.S.C. 841–869); the Budget and Accounting Procedures Act of 1950 (65 Stat. 832), the Federal Advisory Committee Act (Pub. L. 92–463), the Congressional Budget and Impoundment Control Act of 1974 (Pub. L. 93–344), the Office of Federal Procurement Policy Act (Pub. L. 93–400), and the Privacy Act of 1974 (Pub. L. 93–579).

(c) The functions of the Office of Management and Budget are carried out pursuant to the provisions of the statutes cited above and the provisions of various Executive orders—principally, Executive Order No. 8248 of September 8, 1939 (CFR Cum. Supp., p. 576), outlining certain functions to be performed by the Bureau of the Budget for the President, and Executive Order No. 11230 of June 28, 1965 (3 CFR 1965 Supp., p. 146), as amended, delegating certain functions of the President to the Director of the Bureau of the Budget. Under the terms of Executive Order No. 11541 of July 1, 1970, the assignments and delegations made in the earlier orders are to be considered as assignments to the Office of Management and Budget and its Director.

**§ 1303.3 Organization.**

The central organization of the Office of Management and Budget consists of—

(a) The Office of the Director, which includes the Director and the Deputy Director and their principal assistants, including the Assistant to the Director for Administration.

(b) The Administrator of the Office of Federal Procurement Policy.

(c) Three Associate and Assistant Directors with Government-wide management responsibilities in specialized areas, as follows:

Executive Development and Labor Relations
Legislative Reference
Management and Operations

(d) Five program and budget Associate and Assistant Directors, as follows:

Budget Review
National Security and International Affairs
Human and Community Affairs
Economics and Government
Natural Resources, Energy, and Science

(e) The Office has no field organization.

(f) Units of the Office of Management and Budget are presently located in the Executive Office Building, 17th Street and Pennsylvania Avenue NW., and in the New Executive Office Building, 17th and H Streets NW., Washington, D.C. 20503. Regular office hours are from 9 a.m. to 5:30 p.m., Monday through Friday. Both buildings are under security control. Persons desiring to visit officers or employees of the Office of Management and Budget in either building will usually find it easier to do so if they write or telephone in advance for an appointment.

PROCEDURES

**§ 1303.10 Methods of operation.**

(a) The Office of Management and Budget maintains current indexes which identify information pertaining to matters issued, adopted, or promulgated after July 4, 1967, that are within the scope of 5 U.S.C. 552(a)(2). These indexes are updated quarterly and are published in the FEDERAL REGISTER. They are also available for public inspection and copying at the Office's Publications Office, Room G–236, New Executive Office Building, 17th and H Streets, NW., Washington, D.C. 20503. The indexes may be examined between the hours of 9:00 a.m. and 5:30 p.m. on any day, except Saturdays, Sundays, and legal public holidays.

(b) The Office of Management and Budget has established an internal Committee on Freedom of Information (hereinafter referred to as the Committee), chaired by the Deputy Director. The purpose of this Committee is to oversee the Office's administration of the Freedom of Information Act as amended and to recommend action on any appeals that may be filed in the event a request for information is denied.

(c) The Assistant to the Director for Administration is responsible for acting on all initial requests. Individuals wishing to obtain any information listed on the indexes should address their request in writing to the Assistant to the Director for Administration, Office of Management and Budget, Washington, D.C. 20503, Phone 395–4790. Requests for information shall be as specific as possible.

(d) Upon receipt of any request for information or records, the Assistant to the Director for Administration will determine within 10 days (excepting Saturdays, Sundays, and legal public holidays) whether it is appropriate to grant the request and will immediately provide written notification to the person making the request. If the request is denied, the written notification will also include the names of other individuals who participated in the determination and a notice that an appeal may be lodged including the format and content of any such appeal within the Office of Management and Budget. (Receipt of a request as used herein means the date the request is received in the office of the Assistant to the Director for Administration.)

(e) In the event the request is denied and that denial is appealed, the Assistant to the Director for Administration will refer the appeal to the Committee which will recommend a determination to the Deputy Director. Appeals shall be set forth in writing and addressed to the Assistant to the Director for Administration at the address specified in (c) of this section. The appeal shall include a statement explaining the basis for the appeal. Determinations of appeals will be set forth in writing and signed by the Deputy Director, or his designee within 20 days (excepting Saturdays, Sundays, and legal public holidays). If, on appeal, the denial is in whole or in part upheld, the written determination will also contain a notification of the provisions for judicial review and the names of the persons who participated in the determination.

(f) In unusual circumstances, the time limits prescribed in (d) and (e) of this section may be extended for not more than 10 working days (excepting Saturdays, Sundays, or legal public holidays). Extensions may be granted by the Deputy Director. The extension period may be split between the initial request and the appeal but in no instance may the total period exceed 10 working days. Extensions will be by written notice to the





persons making the request and will set forth the reasons for the extension and the date the determination is expected. As used herein, but only to the extent reasonably necessary to the proper processing of the particular request, the term "unusual circumstances" means:

(1) The need to search for and collect the requested records from establishments that are separate from the office processing the request;

(2) The need to search for, collect, and examine a voluminous amount of separate and distinct records which are demanded in a single request; or

(3) The need for consultation, which shall be conducted with all practical speed, with another agency having a substantial interest in the determination of the request or among two or more components of the agency which have a substantial subject matter interest therein.

AVAILABILITY OF INFORMATION

**§ 1303.20 Inspection, copying, and exceptions.**

(a) When a request for information has been approved pursuant to § 1303.10, the person making the request may make an appointment to inspect or copy the materials requested during regular business hours by writing or telephoning the Assistant to the Director for Administration at the address or telephone number listed in section 10(c). Such materials may be copied manually without charge, and reasonable facilities will be made available for that purpose. Also, copies of individual pages of such materials will be made available at the price per page specified in paragraph (a) of § 1303.30; however, the right is reserved to limit to a reasonable quantity the copies of such materials which may be made available in this manner when copies also are offered for sale by the Superintendent of Documents.

(b) Certain functional units of the Office of Management and Budget solely advise and assist the President, and therefore these units are not covered by 5 U.S.C. 552. However, the Director or the Deputy Director, acting on his behalf, may determine that a record which falls in one of the following categories shall be made available. These units carry out activities that provide advice and assistance to the President with regard to:

(1) The formulation and preparation of the Federal budget,

(2) The processing of enrolled bills and determinations of the relationships of pending and proposed legislation to the program of the President.

(3) The compensation of Federal employees,

(4) The establishment and organization of new agencies and the reorganization of existing programs and agencies, and

(5) The preparation of Executive Orders and Proclamations.

(c) Except to the extent that the Director or Deputy Director, acting on his behalf, determines that a record which falls within one of the following categories shall be made available, this section shall not apply to matters that are—

(1) (i) Specifically authorized under criteria established by an Executive Order to be kept secret in the interest of the national defense or foreign policy, and (ii) are in fact properly classified pursuant to such Executive Order.

(2) Related solely to the internal personnel rules and practices of the Office;

(3) Specifically exempted from disclosure by statute;

(4) Trade secrets and commercial or financial information obtained from a person and privileged or confidential;

(5) Interagency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the Office;

(6) Personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;

(7) Investigatory records compiled for law enforcement purposes, but only to the extent that the production of such records would (i) interfere with enforcement proceedings, (ii) deprive a person of a right to a fair trial or an impartial adjudication, (iii) constitute an unwarranted invasion of personal privacy, (iv) disclose the identity of a confidential source and, in the case of a record compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, confidential information furnished only by the confidential source, (v) disclose investigative techniques and procedures, or (vi) endanger the life or physical safety of law enforcement personnel;

(8) Contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or

(9) Geological and geophysical information and data, including maps, concerning wells.

CHARGES FOR SEARCH AND REPRODUCTION

**§ 1303.30 Schedule of fees and method of payment for services.**

(a) Following is the fees schedule for the search and reproduction of information available under the Freedom of Information Act (5 U.S.C. 552), as amended.

(1) Search for records—$5.00 per hour when the search is conducted by a clerical employee. $8.00 per hour when the search is conducted by a professional employee. No charge for searches of less than 1 hour.

(2) Duplication of records—Records will be duplicated at a rate of $.10 per page for all copying of 4 pages or more. There is no charge for duplicating 3 or fewer pages.

(3) Other—When no specific fee has been established for a service, or the request for a service does not fall under one of the above categories due to the amount or type thereof, the Assistant to the Director for Administration is authorized to establish an appropriate fee based on "direct costs" as provided in the Freedom of Information Act and in accordance with Office of Management and Budget Circular No. A–25, "User charges." Examples of services covered by this provision include searches involving computer time or special travel, transportation, or communications costs.

(b) If records requested under this part are stored elsewhere than the headquarters of the Office of Management and Budget at Washington, D.C., the special costs of returning such records to the headquarters for review will be added to the search costs.

(c) Ordinarily, fees shall not be charged if the records requested are not found, or if all of the records located are withheld as exempt. However, if the time expended in processing the request is substantial, and if the requester has been notified of the estimated cost pursuant to paragraph (d) of this section, fees may be charged.

(d) Where it is anticipated that the fees chargeable under this section will amount to more than $25, or the maximum amount specified in the request, the requester shall be promptly notified of the amount of the anticipated fee or such portion thereof as can readily be estimated. In instances where the estimated fees will greatly exceed $25, an advance deposit may be required. The notice or request for an advance deposit shall extend an offer to the requester to consult with Office personnel in order to reformulate the request in a manner which will reduce the fees, yet still meet the needs of the requester.

(e) Fees must be paid in full prior to issuance of requested copies. In the event the requester is in arrears for previous requests for which the Office was unable to find or provide the requested information (see b. above), copies of records will not be provided for any subsequent request until the arrears have been paid in full.

(f) Remittances shall be in the form either of a personal check or bank draft drawn on a bank in the United States, or a postal money order. Remittances shall be made payable to the order of the Treasury of the United States and mailed or delivered to the Assistant to the Director for Administration, Office of Management and Budget, Washington, D.C. 20503.

(g) A receipt for fees paid will be given upon request. Refund of fees paid for services actually rendered will not be made.

(h) The Assistant to the Director for Administration, or an officer designated by the Assistant to the Director for Administration may in accordance with the Freedom of Information Act, as amended, waive all or part of any fee provided for in this section when the Assistant to the Director for Administration or the designated officer deems it to be in either the Office's interest or in the general public's interest.

These regulations are issued under the authority of 5 U.S.C. 552, as amended by Pub. L. 93–502.



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For the Director of the Office of Management and Budget.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

JULY 29, 1975.

[FR Doc.75-20173 Filed 8-1-75;8:45 am]

## Title 7—Agriculture

## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

## PART 921—FRESH PEACHES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

### Expenses, and Rate of Assessment

This document authorizes expenses of the Washington Fresh Peach Marketing Committee, under Marketing Order No. 921, for the 1975–76 season at $9,262 and prescribes that each handler pay $0.80 per ton of peaches handled as his prorata share of such expenses.

Notice was published in the June 25, 1975, issue of the FEDERAL REGISTER (40 FR 26682) that consideration was being given to proposals regarding the expenses and the fixing of the rate of assessment for the fiscal period ending March 31, 1976, pursuant to the marketing agreement and Order No. 921 (7 CFR Part 921), regulating the handling of fresh peaches grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The notice afforded interested persons until July 25, 1975, to submit written data, views, or arguments in connection with said proposals. None were received. After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Washington Fresh Peach Marketing Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

**§ 921.214 Expenses and rate of assessment.**

(a) *Expenses.* The expenses that are reasonable and likely to be incurred by the Washington Fresh Peach Marketing Committee, during the fiscal period beginning April 1, 1975, and ending March 31, 1976, will amount to $9,262;

(b) *Rate of assessment.* The rate of assessment, payable by each handler in accordance with § 921.41 is fixed at eighty cents ($0.80) per ton of fresh peaches, and

(c) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said marketing agreement and order.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of the current crop of peaches grown in the designated counties of Washington are now being made; (2) the relevant provisions of said marketing agreement and this part require that the rate of assessment fixed shall be applicable to all assessable fresh peaches from the beginning of such period; and (3) such period began on April 1, 1975, and the rate of assessment herein fixed will automatically apply to all assesable fresh peaches beginning with such date.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: July 29, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20158 Filed 8-1-75;8:45 am]

## PART 922—APRICOTS GROWN IN DESIGNATED COUNTIES IN WASHINGTON

### Expenses and Rate of Assessment for the 1975–76 Fiscal Period

This document authorizes expenses of the Washington Apricot Marketing Committee, under Marketing Order No. 922, for the 1975–76 season at $2,421 and prescribes that handlers pay $1.30 per ton to defray such expenses.

On June 27, 1975, notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 27242) regarding proposed expenses and the related rate of assessment for the period April 1, 1975, through March 31, 1976, pursuant to the marketing agreement, as amended, and Order No. 922, as amended (7 CFR Part 922), regulating the handling of apricots grown in designated counties in Washington. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The notice afforded interested persons until July 21, 1975, to submit written data, views, or arguments in connection with said proposals. None were received. After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Washington Apricot Marketing Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

Section 922.215 is added to read as follows:

**§ 922.215 Expenses, rate of assessment.**

(a) *Expenses.* Expenses that are reasonable and likely to be incurred by the Washington Apricot Marketing Committee during the period April 1, 1975, through March 31, 1976, will amount to $2,421.

(b) *Rate of assessment.* The rate of assessment for said period, payable by each handler in accordance with § 922.41, is fixed at $1.30 per ton of apricots.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of the current crop of apricots grown in designated counties in Washington are now being made; (2) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable apricots handled during the aforesaid period; and (3) such period began on April 1, 1975, and said rate of assessment will automatically apply to all such apricots beginning with such date.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: July 30, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20246 Filed 8-1-75;8:45 am]

## PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES IN CALIFORNIA AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

### Handling Regulation

This regulation, designed to promote orderly marketing of Oregon-California potatoes, requires inspection of fresh market shipments to keep undesirable low quality potatoes from being shipped to consumers.

Notice of rule making with respect to a proposed handling regulation, to be effective under Marketing Agreement No. 114 and Marketing Order No. 947, both as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in the designated production area, was published in the July 15, 1975, FEDERAL REGISTER (40 FR 29726). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons through July 28, 1975, to file written data, views or arguments pertaining to that proposal. None was filed.

The recommendations of the committee reflect its appraisal of the composition of the 1975 crop in the production area and the marketing prospects for this season. The grade, size, quality, maturity and pack requirements as provided herein are necessary to prevent potatoes of low quality, or undesirable sizes from being distributed into fresh market channels. They will also provide consumers with good quality potatoes consistent with the overall quality of the crop, and standardize the quality of the potatoes shipped from the production area in order to provide the consumer with a more acceptable product.

Exceptions are provided to certain of these requirements to recognize special situations in which such requirements would be inappropriate or unreasonable.

A specified quantity of potatoes may be handled without regard to maturity requirements in order to permit growers to make test diggings without loss of the potatoes so harvested.

Shipments may be made to certain special purpose outlets without regard to minimum grade, size, cleanliness, maturity, pack and inspection requirements, provided that safeguards are met to prevent such potatoes from reaching unauthorized outlets. Certified seed is so exempt, subject to the safeguard provisions only when shipped from the district where grown.

Shipments for use as livestock feed within the production area or to specified adjacent areas are likewise exempt; a limit to the destinations of such shipments is provided so that their use for the purpose specified may be reasonably assured. Shipments of potatoes between Districts 2 and 4 for planting, grading, and storing are exempt from requirements because these two areas have no natural division. Other districts are more clearly separated and do not have this problem. For the same reason, potatoes grown in District 5 may be shipped without regard to the aforesaid requirements to the Counties of Adams, Benton, Franklin and Walla Walla in the State of Washington, and Malheur County, Oregon, for grading and storing. Since no purpose would be served by regulating potatoes used for charity purposes, such potatoes are exempt. Also potatoes of most processing uses are exempt under the legislative authority for this part.

Requirements for export shipments differ from those for domestic markets. Smaller sizes are more acceptable in foreign markets. Therefore, different requirements for export shipments are provided.

*Findings.* After consideration of all relevant matter presented, including the proposal set forth in the aforesaid notice which was recommended by the Oregon-California Potato Committee, established pursuant to said marketing agreement and order, it is hereby found that the handling regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for not postponing the effective date of this section until 30 days after its publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of potatoes grown in the production area will begin on or about the effective date specified herein, (2) to maximize benefits to producers, this regulation should apply to as many shipments as possible during the marketing season, and (3) compliance with this regulation, which is similar to that in effect during previous marketing seasons, will not require any special preparation on the part of persons subject thereto which cannot be completed by August 5, 1975.

**§ 947.333 [Removed]**

1. *Termination of regulations:* Handling regulation § 947.333 effective August 31, 1974, through October 15, 1975 (39 FR 30341 and 39 FR 32011) shall be terminated August 5, 1975.

2. Section 947.334 is added to read as set forth below.

**§ 947.334 Handling regulation.**

During the period August 5, 1975, through October 15, 1976, no person shall handle any lot of potatoes unless such potatoes meet the requirements of paragraphs (a), (b), (c), (d), (e), and (f) of this section, or unless such potatoes are handled in accordance with paragraphs (g), (h) or (i) of this section.

(a) *Grade requirements.* All varieties—U.S. No. 2, or better grade: Except that potatoes designated U.S. Commercial shall meet all of the requirements and tolerances of U.S. No. 1, except that they may be no more than "slightly dirty."

(b) *Size requirements.* All varieties—1⅞ inches minimum diameter: *Provided,* That potatoes for export may be 1½ inches minimum diameter.

(c) *Cleanliness requirements.* All varieties and grades—As required in the United States Standards for Grades of Potatoes, except that U.S. Commercial may be no more than "slightly dirty."

(d) *Maturity (skinning) requirements.* (1) All varieties—no more than "moderately skinned."

(2) Not to exceed a total of 100 hundredweight of potatoes may be handled during any seven day period without meeting these maturity requirements. Prior to shipment of potatoes exempt from the above maturity requirements, the handler shall obtain from the committee a Certificate of Privilege.

(e) *Pack.* Potatoes packed in 50 pound cartons must be U.S. No. 1 or better grade.

(f) *Inspection.* (1) Except when relieved by paragraphs (g), (h) or (i) of this section, no person shall handle potatoes without first obtaining inspection from an authorized representative of the Federal-State Inspection Service.

(2) For the purpose of operation under this part, unless exempted from inspection by the provisions of this section, each required inspection certificate is hereby determined, pursuant to § 947.60 (c) to be valid for a period of not to exceed 14 days following completion of inspection as shown on the certificate. The validity period of an inspection certificate covering inspected and certified potatoes that are stored in mechanically refrigerated storage within 14 days of the inspection shall be 14 days exclusive of the number of days that the potatoes were held in refrigerated storage.

(3) Any lot of potatoes previously inspected pursuant to § 947.60(a) is not required to have additional inspection under § 947.60(b) after regrading, resorting, or repacking such potatoes, if the inspection certificate is valid at the time of regrading, resorting, or repacking of the potatoes.

(g) *Special purpose shipments.* The minimum grade, size, cleanliness, pack, maturity and inspection requirements set forth in paragraphs (a), (b), (c), (d), (e) and (f) of this section shall not be applicable to shipments of potatoes for any of the following purposes:

(1) Certified seed, subject to applicable safeguard requirements of paragraph (h) of this section.

(2) Livestock feed: *Provided,* That potatoes may not be handled for such purposes if destined to points outside of the production area, except that shipments to the Counties of Benton, Franklin and Walla Walla in the State of Washington and to Malheur County, Oregon, may be made, subject to the safeguard provisions of paragraph (h) of this section.

(3) Planting in the district where grown, except that potatoes for this purpose grown in District No. 2 or District No. 4 may be shipped between those two districts.

(4) Grading or storing, under the following provisions:

(i) Between districts within the production area for grading or storing if such shipments meet the safeguard requirements of paragraph (h) of this section.

(ii) Potatoes grown in District No. 2 or District No. 4 may be shipped for grading or storing between those two Districts without regard to the safeguard requirements of paragraph (h) of this section.

(iii) Potatoes grown in District No. 5 may be shipped for grading and storing to points in the Counties of Adams, Benton, Franklin and Walla Walla in the State of Washington, or to Malheur County, Oregon, without regard to the safeguard provisions of paragraph (h) of this section.

(5) Charity: *Provided,* That shipments for charity may not be resold if they do not meet the requirements of the marketing order, and *Further Provided,* That shipments in excess of 5 hundredweight per charitable organization shall be subject to the safeguard provisions of paragraph (h) of this section.

(6) Starch manufacture.

(7) Canning, freezing, prepeeling, and "other processing," as hereinafter defined (including storage for such purposes).

(h) *Safeguards.*

(1) Each handler making shipments of certified seed outside the district where grown pursuant to paragraph (g) shall obtain from the committee a Certificate of Privilege, and shall furnish a report of shipments to the committee on forms provided by it.

(2) Each handler making shipments of potatoes pursuant to paragraphs (g)(2), (4)(i), and (5) of this section shall obtain a Certificate of Privilege from the committee, and shall report shipments at such intervals as the committee may prescribe in its administrative rules.

(3) Each handler making shipments pursuant to paragraph (g)(7) of this section may ship such potatoes only to persons or firms designated as manufacturers of potato products by the committee, in accordance with its administrative rules.

(i) *Minimum quantity exemption.* Any person may handle not more than 19 hundredweight of potatoes on any day without regard to the inspection requirements of § 947.60 and to the assessment requirements of § 947.41 of this part: *Provided,* That no potatoes may be handled pursuant to this exemption which do not meet the requirements of paragraphs (a), (b), (c), (d) and (e) of this section. This exemption shall not apply to any part of a shipment which exceeds 19 hundredweight.

(j) *Definitions.* (1) The terms "U.S. No. 1," "U.S. Commercial," "U.S. No 2,"





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and "moderately skinned" shall have the same meaning as when used in the U.S. Standards for Potatoes (§§ 51.1540–51.1566 of this title), including the tolerances set forth therein.

(2) The term "slightly dirty" means potatoes that are not damaged by dirt.

(3) The term "prepeeling" means potatoes which are clean, sound, fresh tubers prepared commercially in a prepeeling plant by washing, removing the outer skin or peel, trimming, and sorting preparatory to sale in one or more of the styles of peeled potatoes described in § 52.2422 United States Standards for Grades of Peeled Potatoes (§§ 52.2421–52.2433 of this title).

(4) The term "other processing" has the same meaning as the term appearing in the act and includes, but is not restricted to, potatoes for dehydration, chips, shoestrings, or starch, and flour. It includes only that preparation of potatoes for market which involves the application of heat or cold to such an extent that the natural form or stability of the commodity undergoes a substantial change. The act of peeling, cooling, slicing, or dicing, or applying material to prevent oxidation does not constitute "other processing."

(5) Other terms used in this section shall have the same meaning as when used in Marketing Agreement No. 114, as amended, and this part.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

Dated: July 30, 1975 to become effective August 5, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20247 Filed 8-1-75;8:45 am]

## CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

### SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

### PART 1434—HONEY

### Subpart—Honey Purchase Regulations for 1975 and Subsequent Crops

*Correction*

In FR Doc. 75–19075 appearing at page 30798 in the issue of Wednesday, July 23, 1975, make the following corrections:

1. On page 30798, second column, second full paragraph, the sixth full line should read as follows: "leted. The remaining sections have been • • •."

2. On page 30801, first column, § 1434.16, paragraph (a) (2), tenth line should read as follows: "the quantity shall be determined on the • • •."





## Title 9—Animals and Animal Products

## CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

### SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS; EXTRAORDINARY EMERGENCY REGULATION OF INTRASTATE ACTIVITIES

### PART 78—BRUCELLOSIS

### Subpart D—Designation of Modified Certified Brucellosis Areas, Specifically Approved Stockyards and Slaughtering Establishments

#### Brucellosis Areas

The amendments delete the following areas from the list of Modified Certified Brucellosis Areas in § 78.21 and add such areas to the list designated as Noncertified Areas in § 78.22 because it has been determined that they no longer come within the definition of a Modified Certified Brucellosis Area in § 78.1(m): Washington County in Arkansas; Brown County in Illinois; Henry County in Missouri; Pushmataha County in Oklahoma; and Cherokee, Cochran, Duval, Falls, Frio, Gonzales, Harris, Jefferson, Jim Hogg, Jim Wells, Lavaca, Leon, Liberty, McLennan, Nacogdoches, Orange, Runnels, Trinity, and Upshur Counties in Texas.

The amendments delete the following areas from the list of Noncertified Areas in § 78.22 and add such areas to the list designated as Modified Certified Brucellosis Areas in § 78.21 because it has been determined that they again come within the definition of a Modified Certified Brucellosis Area in § 78.1(m): Bryan and Okfuskee Counties in Oklahoma; and Henderson, Limestone, Live Oak, Navarro, and Smith Counties in Texas.

The amendments delete the following areas from the list of Modified Certified Brucellosis Areas in § 78.21 and add such areas to the list designated as Certified Brucellosis-Free Areas in § 78.20 because it has been determined that they now come within the definition of a Certified Brucellosis-Free Area in § 78.1(l): Seminole County in Florida; Bond and Johnson Counties in Illinois; Dubuque, Madison, and Winneshiek Counties in Iowa; and Kimble County in Texas.

The amendments delete the following areas from the list of Certified Brucellosis-Free Areas in § 78.20 and add such areas to the list designated as Modified Certified Brucellosis Areas in § 78.21 because it has been determined that they now come within the definition of a Modified Certified Brucellosis Area in § 78.1(m): Franklin County in Arkansas; Rowan County in Kentucky; Benton, Cannon, Cumberland, Montgomery, and Wayne Counties in Tennessee; Culberson, El Paso, Kinney, and Reeves Counties in Texas; and Box Elder County in Utah.

Accordingly, §§ 78.20, 78.21, and 78.22 of Part 78, Title 9, Code of Federal Regulations, designating Certified Brucellosis-Free Areas, Modified Certified Brucellosis Areas, and Noncertified Areas, respectively, are revised to read as follows:

### § 78.20 Certified Brucellosis-Free Areas.

The following States, or specified portions thereof, are hereby designated as Certified Brucellosis-Free Areas:

(a) *Entire States.*

Arizona, California, Connecticut, Delaware, Hawaii, Idaho, Indiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, Washington, West Virginia, Wisconsin, Virgin Islands.

(b) *Specific Counties Within States.*

*Alabama.* Barbour, Cherokee, Clay, Cleburne, Dale, Etowah, Geneva, Henry, Houston, Lee, Russell.

*Arkansas.* Ashley, Baxter, Benton, Boone, Bradley, Calhoun, Carroll, Clay, Cleburne, Cleveland, Columbia, Conway, Craighead, Crawford, Dallas, Drew, Fulton, Garland, Grant, Greene, Jackson, Johnson, Lafayette, Madison, Marion, Monroe, Montgomery, Newton, Ouachita, Perry, Pike, Polk, Pope, Prairie, Searcy, Sharp, Stone, Union, Woodruff, Yell.

*Colorado.* Adams, Alamosa, Arapahoe, Archuleta, Bent, Boulder, Chaffee, Cheyenne, Clear Creek, Conejos, Costilla, Crowley, Custer, Delta, Denver, Dolores, Douglas, Eagle, Elbert, El Paso, Fremont, Garfield, Gilpin, Grand, Gunnison, Hinsdale, Huerfano, Jackson, Jefferson, Kit Carson, Lake, La Plata, Larimer, Las Animas, Lincoln, Logan, Mesa, Mineral, Moffat, Montezuma, Montrose, Otero, Ouray, Park, Phillips, Pitkin, Rio Blanco, Rio Grande, Routt, Saguache, San Juan, San Miguel, Sedgewick, Summit, Teller, Washington, Weld.

*Florida.* Baker, Bay, Brevard, Calhoun, Dade, Dixie, Escambia, Franklin, Gadsden, Gulf, Hamilton, Holmes, Jackson, Leon, Liberty, Monroe, Okaloosa, Orange, Pasco, Santa Rosa, Seminole, Sumter, Taylor, Wakulla, Walton, Washington.

*Georgia.* Appling, Atkinson, Bacon, Banks, Barrow, Brantley, Bryan, Bulloch, Burke, Butts, Camden, Candler, Charlton, Chatham, Chattahoochee, Clarke, Clayton, Cook, Crawford, Dawson, De Kalb, Echols, Effingham, Evans, Fannin, Franklin Glascock, Glynn, Greene, Habersham, Henry, Jeff Davis, Johnson, Jones, Lanier, Laurens, Liberty, Long, Madison, McIntosh, Monroe, Peach, Rabun, Richmond, Rockdale, Schley, Screven, Stephens, Taylor, Telfair, Toombs, Towns, Treutlen, Twiggs, Upson, Ware, Washington, Wayne, Wheeler, White, Wilkinson.

*Illinois.* Adams, Alexander, Boone, Bond, Bureau, Calhoun, Carroll, Cass, Champaign, Christian, Clark, Clay, Clinton, Coles, Cook, Crawford, Cumberland, De Kalb, De Witt, Du Page, Edgar, Edwards, Fayette, Ford, Franklin, Greene, Grundy, Hamilton, Hancock, Henderson, Iroquois, Jackson, Jasper, Jefferson, Jersey, Jo Daviess, Johnson, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lawrence, Lee, Livingston, Logan, Macon, Macoupin, Madison, Marion, Marshall, Massac, McDonough, McHenry, McLean, Menard, Mercer, Monroe, Montgomery, Morgan, Moultrie, Ogle, Peoria, Perry, Piatt, Pulaski, Putnam, Randolph, Richland, Rock Island, St. Clair, Saline, Sangamon, Schuyler, Scott, Shelby, Stark, Stephenson, Tazewell, Union, Vermilion, Wabash, Warren, Washington, White, Whiteside, Will, Winnebago.

*Iowa.* Adair, Adams, Audubon, Benton, Black Hawk, Boone, Bremer, Buchanan, Buena Vista, Butler, Calhoun, Carroll, Cass, Cedar, Cerro Gordo, Cherokee, Chickasaw, Clarke, Clay, Clayton, Clinton, Dallas, Delaware, Des Moines, Dickinson, Dubuque, Emmet, Fayette, Floyd, Franklin, Fremont, Greene, Grundy, Hamilton, Hancock, Hardin, Harrison, Henry, Howard, Humboldt, Ida, Iowa, Jackson, Jasper, Jefferson, Johnson, Jones, Keokuk, Kossuth, Lee, Linn, Louisa, Lucas, Lyon, Madison, Mahaska, Marion, Marshall, Mills, Mitchell, Monona, Monroe, Montgomery, Muscatine, O'Brien, Osceola, Page, Palo Alto, Plymouth, Pocahontas, Polk, Sac, Scott, Shelby, Sioux, Story, Tama, Taylor, Union, Van Buren, Wapello, Washington, Webster, Winnebago, Winneshiek, Woodbury, Worth, Wright.

*Kansas.* Comanche, Doniphan, Ford, Grove, Haskell, Hodgeman, Johnson, Lane, Marshall, Pawnee, Philips, Riley, Scott, Trego, Washington.

*Kentucky.* Bell, Breathitt, Campbell, Clay, Edmonson, Floyd, Harlan, Jackson, Johnson, Kenton, Knott, Knox, Lawrence, Lee, Leslie, Letcher, Lewis, Magoffin, Martin, McCreary, Menifee, Morgan, Owsley, Pendleton, Perry, Pike, Robertson, Trimble, Whitley, Wolfe.

*Mississippi.* Alcorn, Hancock, Harrison, Jackson, Stone, Tishomingo.

*Missouri.* Audrain, Carter, Dallas, Douglas, Dunklin, Franklin, Gasconade, Hickory, Iron, Jackson, Laclede, Lewis, Marion, Miller, Moniteau, Montgomery, Perry, Platte, Pulaski, St. Louis, Schuyler, Shelby.

*New Mexico.* Bernalillo, Catron, Dona Ana, Grant, Harding, Lincoln, Los Alamos, Luna, McKinley, Otero, Sandoval, San Juan, Santa Fe, Sierra, Taos, Acoma Indian Reservation, Laguna Indian Reservation, Chociti Indian Reservation, Jemez Indian Reservation, Jicarilo Indian Reservation, Mescallero Indian Reservation, Navajo Indian Reservation, Zuni Indian Reservation, Canoncito Navajo Indian Reservation.

*South Dakota.* Aurora, Bennett, Bon Homme, Brown, Brule, Buffalo, Butte, Campbell, Charles Mix, Clark, Clay, Codington, Corson, Custer, Davison, Day, Deuel, Dewey, Douglas, Fall River, Faulk, Grant, Gregory, Haakon, Hamlin, Hand, Hanson, Harding, Hughes, Hutchinson, Hyde, Jackson, Jerauld, Kingsbury, Lake, Lawrence, Lincoln, Lyman, McCook, McPherson, Meade, Mellette, Miner, Minnehaha, Moody, Pennington, Perkins, Potter, Roberts, Sanborn, Shannon, Spink, Sully, Todd, Tripp, Turner, Union, Walworth, Washabaugh, Yankton, Ziebach.

*Tennessee.* Anderson, Bledsoe, Blount, Campbell, Carter, Cheatham, Claiborne, Davidson, Decatur, Dickson, Fentress, Grainger, Greene, Grundy, Hamblen, Hancock, Hardin, Houston, Jackson, Jefferson, Johnson, Knox, Lake, Lincoln, Meigs, Monroe, Morgan, Polk, Roane, Robertson, Rutherford, Scott, Sevier, Sullivan, Unicoi, Union, Van Buren, Warren, Washington, White.

*Texas.* Brewster, Comal, Crane, Ector, Gray, Hansford, Hartley, Hemphill, Irion, Jeff Davis, Kerr, Kimble, Lipscomb, Llano, Loving, Newton, Pecos, Reagan, Roberts, Sterling, Terrell, Val Verde, Ward, Winkler.

*Utah.* Beaver, Carbon, Daggett, Davis, Duchesne, Emery, Garfield, Grand, Iron, Juab, Kane, Millard, Morgan, Piute, Rich, Salt Lake, San Juan, Sanpete, Sevier, Summit, Tooele, Uintah, Utah, Wasatch, Washington, Wayne, Weber.





*Wyoming.* Albany, Big Horn, Campbell, Carbon, Converse, Crook, Fremont, Goshen, Hot Springs, Johnson, Laramie, Natrona, Niobrara, Park, Platte, Sheridan, Sublette, Sweetwater, Teton, Uinta, Washakie, Weston.

*Puerto Rico.* Adjuntas, Aguada, Aguadilla, Aguas Buenas, Aibonito, Anasco, Arroyo, Barceloneta, Barranquitas, Bayamon, Cabo Rojo, Caguas, Camuy, Canovanas (Loiza), Catano, Cayey, Ceiba, Ciales, Cidra, Coama, Comerio, Corozal, Culebra, Dorado, Fajardo, Guanica, Guayama, Guayanilla, Gurabo, Hormigueros, Humacao, Isabela, Jayuya, Juana Diaz, Lajas, Lares, Las Marias, Luquillo, Manati, Maricoa, Maunabo, Mayaguez, Moca, Morovis, Naranjito. Orocovis, Patillas, Penuelas, Ponce, Quebradillas, Rincon, Rio Grande, Rio Piedras, Sabana Grande, Salinas, San German, San Juan, San Lorenzo, San Sebastian, Santa Isabel, Toa Alta, Toa Baja, Trujillo Alto, Utuado, Vega Alta, Vega Baja, Vieques, Villalba, Yabucoa, Yauco.

### § 78.21 Modified Certified Brucellosis Areas.

The following States, or specified portions thereof, are hereby designated as Modified Certified Brucellosis Areas:

(a) *Entire States.*

Alaska, Louisiana, Nebraska.

(b) *Specific Counties Within States.*

*Alabama.* Autauga, Baldwin, Bibb, Blount, Bullock, Butler, Calhoun, Chambers, Chilton, Choctaw, Clarke, Coffee, Colbert, Conecuh, Coosa, Covington, Crenshaw, Cullman, Dallas, De Kalb, Elmore, Escambia, Fayette, Franklin, Greene, Hale, Jackson, Jefferson, Lamar, Lauderdale, Lawrence, Limestone, Lowndes, Macon, Madison, Marengo, Marion, Marshall, Mobile, Monroe, Montgomery, Morgan, Perry, Pickens, Pike, Randolph, St. Clair, Shelby, Sumter, Talladega, Tallapoosa, Tuscaloosa, Walker, Washington, Wilcox, Winston.

*Arkansas.* Arkansas, Chicot, Clark, Crittenden, Cross, Desha, Faulkner, Franklin, Hempstead, Hot Spring, Howard, Independence, Izard, Jefferson, Lawrence, Lee, Lincoln, Little River, Logan, Lonoke, Miller, Mississippi, Nevada, Phillips, Poinsett, Pulaski, Randolph, Saline, Scott, St. Francis, Sebastian, Sevier, Van Buren, White.

*Colorado.* Baca, Kiowa, Morgan, Prowers, Pueblo, Yuma, Southern Ute Indian Reservation, Ute Mountain Indian Reservation.

*Florida.* Alachua, Bradford, Broward, Charlotte, Citrus, Clay, Collier, Columbia, De Soto, Duval, Flagler, Gilchrist, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Jefferson, Lafayette, Lake, Lee, Levy, Madison, Manatee, Marion, Martin, Nassau, Okeechobee, Osceola, Palm Beach, Pinellas, Polk, Putnam, St. Johns, St. Lucie, Sarasota, Suwanee, Union, Volusia.

*Georgia.* Baker, Baldwin, Bartow, Ben Hill, Berrien, Bibb, Bleckley, Brooks, Calhoun, Carroll, Catoosa, Chattooga, Cherokee, Clay, Clinch, Cobb, Coffee, Colquitt, Columbia, Coweta, Crisp, Dade, Decatur, Dodge, Dooly, Dougherty, Douglas, Early, Elbert, Emanuel, Fayette, Floyd, Forsyth, Fulton, Gilmer, Gordon, Grady, Gwinnett, Hall, Hancock, Haralson, Harris, Hart, Heard, Houston, Irwin, Jackson, Jasper, Jefferson, Jenkins, Lamar, Lee, Lincoln, Lowndes, Lumpkin, Macon, Marion, McDuffie, Meriwether, Miller, Mitchell, Montgomery, Morgan, Murray, Muscogee, Newton, Oconee, Oglethorpe, Paulding, Pickens, Pierce, Pike, Polk, Pulaski, Putnam, Quitman, Randolph, Seminole, Spalding, Stewart, Sumter, Talbot, Taliaferro, Tattnall, Terrell, Thomas, Tift, Troup, Turner, Union, Walker, Walton, Warren, Webster, Whitfield, Wilcox, Wilkes, Worth.

*Illinois.* Douglas, Effingham, Fulton, Gallatin, Hardin, Henry, Mason, Pike, Pope, Wayne, Williamson, Woodford.

*Iowa.* Allamakee, Appanoose, Crawford, Davis, Decatur, Guthrie, Pottawattamie, Poweshiek, Ringgold, Warren, Wayne.

*Kansas.* Allen, Anderson, Atchison, Barber, Barton, Bourbon, Brown, Butler, Chase, Chautauqua, Cherokee, Cheyenne, Clark, Clay, Cloud, Coffey, Cowley, Crawford, Decatur, Dickinson, Douglas, Edwards, Elk, Ellis, Ellsworth, Finney, Franklin, Geary, Graham, Grant, Gray, Greeley, Greenwood, Hamilton, Harper, Harvey, Jackson, Jefferson, Jewell, Kearny, Kingman, Kiowa, Labette, Leavenworth, Lincoln, Linn, Logan, Lyon, Marion, McPherson, Meade, Miami, Mitchell, Montgomery, Morris, Morton, Nemaha, Neosho, Ness, Norton, Osage, Osborne, Ottawa, Pottawatomie, Pratt, Rawlins, Reno, Republic, Rice, Rooks, Rush, Russell, Saline, Sedgwick, Seward, Shawnee, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Sumner, Thomas, Wabaunsee, Wallace, Wichita, Wilson, Woodson, Wyandotte.

*Kentucky.* Adair, Allen, Anderson, Ballard, Barren, Bath, Boone, Bourbon, Boyd, Boyle, Bracken, Breckenridge, Bullitt, Butler, Caldwell, Calloway, Carlisle, Carroll, Carter, Casey, Christian, Clark, Clinton, Crittenden, Cumberland, Daviess, Elliott, Estill, Fayette, Fleming, Franklin, Fulton, Gallatin, Garrard, Grant, Graves, Grayson, Green, Greenup, Hancock, Hardin, Harrison, Hart, Henderson, Henry, Hickman, Hopkins, Jefferson, Jessamine, Larue, Laurel, Lincoln, Livingston, Logan, Lyon, Madison, Marion, Marshall, Mason, McCracken, McLean, Meade, Mercer, Metcalfe, Monroe, Montgomery, Muhlenberg, Nelson, Nicholas, Ohio, Oldham, Owen, Powell, Pulaski, Rockcastle, Rowan, Russell, Scott, Shelby, Simpson, Spencer, Taylor, Todd, Trigg, Union, Warren, Washington, Wayne, Webster, Woodford.

*Mississippi.* Adams, Amite, Attala, Benton, Bolivar, Calhoun, Carroll, Choctaw, Chickasaw, Claiborne, Clarke, Clay, Coahoma, Copiah, Covington, De Soto, Forrest, Franklin, George, Greene, Grenada, Hinds, Holmes, Humphreys, Issaquena, Itawamba, Jasper, Jefferson, Jefferson Davis, Jones, Kemper, Lafayette, Lamar, Lauderdale, Lawrence, Leake, Lee, Leflore, Lincoln, Lowndes, Madison, Marion, Marshall, Monroe, Montgomery, Neshoba, Newton, Noxubee, Oktibbeha, Panola, Pearl River, Perry, Pike, Pontotoc, Prentiss, Quitman, Rankin, Scott, Sharkey, Simpson, Smith, Sunflower, Tallahatchie, Tate, Tippah, Tunica, Union, Walthall, Warren, Washington, Wayne, Webster, Wilkinson, Winston, Yalobusha, Yazoo.

*Missouri.* Adair, Andrew, Atchison, Barry, Barton, Bates, Benton, Bollinger, Boone, Buchanan, Butler, Caldwell, Callaway, Camden, Cape Girardeau, Carroll, Cass, Cedar, Charlton, Christian, Clark, Clay, Clinton, Cole, Cooper, Crawford, Dade, Daviess, De Kalb, Dent, Gentry, Greene, Grundy, Harrison, Holt, Howard, Howell, Jasper, Jefferson, Johnson, Knox, Lafayette, Lawrence, Lincoln, Linn, Livingston, Macon, Madison, Maries, McDonald, Mercer, Mississippi, Monroe, Morgan, New Madrid, Newton, Nodaway, Oregon, Osage, Ozark, Pemiscot, Pettis, Phelps, Pike, Poly, Putnam, Ralls, Randolph, Ray, Reynolds, Ripley, St. Charles, St. Clair, St. Francois, St. Genevieve, Saline, Scotland, Scott, Shannon, Stoddard, Stone, Sullivan, Taney, Texas, Vernon, Warren, Washington, Wayne, Webster, Worth, Wright.

*New Mexico.* Chaves, Colfax, Curry, De Baca, Eddy, Guadalupe, Hidalgo, Lea, Mora, Quay, Rio Arriba, Roosevelt, San Miguel, Socorro, Torrance, Union, Valencia, Isleta Indian Reservation.

*Oklahoma.* Adair, Alfalfa, Atoka, Beaver, Beckham, Blaine, Bryan, Caddo, Canadian,



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Carter, Cherokee, Choctaw, Cimarron, Cleveland, Coal, Comanche, Cotton, Craig, Creek, Custer, Delaware, Dewey, Ellis, Garfield, Garvin, Grady, Grant, Greer, Harmon, Harper, Haskell, Hughes, Jackson, Jefferson, Johnston, Kay, Kingfisher, Kiowa, Latimer, Le Flore, Lincoln, Logan, Love, McClain, McCurtain, McIntosh, Major, Marshall, Mayes, Murray, Muskogee, Noble, Nowata, Okfuskee, Oklahoma, Okmulgee, Osage, Ottawa, Pawnee, Payne, Pittsburg, Pontotoc, Pottawatomie, Roger Mills, Rogers, Seminole, Sequoyah, Stephens, Texas, Tillman, Tulsa, Wagoner, Washington, Washita, Woods, Woodward.

*South Dakota.* Beadle, Brookings, Edmunds, Jones, Marshall, Stanley, Crow Creek Indian Reservation.

*Tennessee.* Bedford, Benton, Bradley, Cannon, Carroll, Chester, Clay, Cocke, Coffee, Crockett, Cumberland, DeKalb, Dyer, Fayette, Franklin, Gibson, Giles, Hamilton, Hardeman, Hawkins, Haywood, Henderson, Henry, Hickman, Humphreys, Lauderdale, Lawrence, Lewis, Loudon, Macon, Madison, Marion, Marshall, Maury, McMinn, McNary, Montgomery, Moore, Obion, Overton, Perry, Pickett, Putnam, Rhea, Sequatchie, Shelby, Smith, Stewart, Sumner, Tipton, Trousdale, Wayne, Weakley, Williamson, Wilson.

*Texas.* Anderson, Andrews, Angelina, Aransas, Archer, Armstrong, Atascosa, Austin, Bailey, Bandera, Bastrop, Baylor, Bee, Bell, Bexar, Blanco, Borden, Bosque, Bowie, Brazoria, Brazos, Briscoe, Brooks, Brown, Burleson, Burnet, Caldwell, Calhoun, Callahan, Cameron, Camp, Carson, Cass, Castro, Chambers, Childress, Clay, Coke, Coleman, Collins, Collingsworth, Colorado, Comanche, Concho, Cooke, Coryell, Cottle, Crockett, Crosby, Culberson, Dallam, Dallas, Dawson, Deaf Smith, Delta, Denton, De Witt, Dickens, Dimmit, Donley, Eastland, Edwards, Ellis, El Paso, Erath, Fannin, Fayette, Fisher, Floyd, Foard, Fort Bend, Franklin, Gaines, Galveston, Garza, Gillespie, Glasscock, Goliad, Grayson, Gregg, Grimes, Guadalupe, Hale, Hall, Hamilton, Hardeman, Hardin, Harrison, Haskell, Hays, Henderson, Hidalgo, Hill, Hockley, Hood, Hopkins, Houston, Howard, Hudspeth, Hunt, Hutchinson, Jack, Jackson, Jasper, Johnson, Jones, Karnes, Kendall, Kenedy, Kent, King, Kinney, Kleberg, Knox, Lamar, Lamb, Lampasas, La Salle, Lee, Limestone, Live Oak, Lubbock, Lynn, McCulloch, McMullen, Madison, Marion, Martin, Mason, Matagorda, Maverick, Medina, Menard, Midland, Milam, Mills, Mitchell, Montague, Montgomery, Moore, Morris, Motley, Navarro, Nolan, Nueces, Ochiltree, Oldham, Palo Pinto, Panola, Parker, Parmer, Polk, Potter, Presidio, Rains, Randall, Real, Red River, Reeves, Refugio, Robertson, Rockwall, Rusk, Sabine, San Augustine, San Jacinto, San Patricio, San Saba, Schleicher, Scurry, Shackelford, Shelby, Sherman, Smith, Somervell, Starr, Stephens, Stonewall, Sutton, Swisher, Tarrant, Taylor, Terry, Throckmorton, Titus, Tom Green, Travis, Tyler, Upton, Uvalde, Van Zandt, Victoria, Walker, Waller, Washington, Webb, Wharton, Wheeler, Wichita, Wilbarger, Willacy, Williamson, Wilson, Wise, Wood, Yoakum, Young, Zapata, Zavala.

*Utah.* Box Elder, Cache.

*Wyoming,* Lincoln.

*Puerto Rico,* Arecibo, Carolina, Guaynabo, Hatillo, Juncos, Las Piedras, Naguabo.

**§ 78.22 Noncertified Areas.**

*Arkansas.* Washington.

*Illinois.* Brown.

*Missouri.* Henry.

*Oklahoma.* Pushmataha.

*Texas.* Cherokee, Cochran, Duval, Falls, Freestone, Frio, Gonzales, Harris, Jefferson, Jim Hogg, Jim Wells, Kaufman, Lavaca, Leon, Liberty, McLennan, Nacogdoches, Orange, Runnels, Trinity, Upshur.



(Secs. 4–7, 23 Stat. 32, as amended; secs. 1 and 2, 32 Stat. 791–792, as amended; sec. 3, 33 Stat. 1265, as amended; sec. 2, 65 Stat. 693; and secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111–113, 114a–1, 115, 117, 120, 121, 125, 134b, 134f; 37 FR 28464, 28477; 38 FR 19141, 9 CFR 78.16).

*Effective date:* The foregoing amendments shall become effective August 4, 1975.

The amendments impose certain restrictions necessary to prevent the spread of brucellosis in cattle and relieve certain restrictions presently imposed. They should be made effective promptly in order to accomplish their purpose in the public interest and to be of maximum benefit to persons subject to the restrictions which are relieved. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 29th day of July.

J. K. ATWELL,
*Acting Deputy Administrator, Veterinary Services Animal and Plant Health Inspection Service.*

[FR Doc.75–20252 Filed 8–1–75;8:45 am]

## Title 10—Energy

## CHAPTER II—FEDERAL ENERGY ADMINISTRATION

## PART 205—ADMINISTRATIVE PROCEDURES AND SANCTIONS

### Profit Margin Repurification

On April 18, 1975 the FEA issued a notice of proposed rulemaking to amend Part 205 by adding a new Subpart S, Profit Margin Repurification. Comments were received from twenty-one interested persons and a public hearing was held on May 16, 1975 at which four interested parties presented oral testimony. Consideration of all the written and oral presentations has led the FEA to conclude that the new Subpart S should be added to the regulations as proposed.

The purpose of the new Supart S is to provide a means whereby a refiner which has become subject to a profit margin limitation by charging allowable prices above base price to reflect increased nonproduct costs may "repurify" itself by remitting revenues derived during that fiscal year from charging prices in excess of base price, and thereby not be subject to the profit margin limitation. This amendment incorporates in the FEA profit margin regulations a provision that was a part of the prior Cost of Living Council profit margin regulations, from which the current FEA regulations were adopted. This provision, in effect, permits a refiner to defer its determination to recover non-product cost increases until near the end of its fiscal year, when it will be in a better position to evaluate the impact of that determination.

Pursuant to § 212.11 of the FEA regulations, a refiner which charges a price for any item in excess of the base price of the item may not, in the fiscal year in which the price in excess of the base price is charged, exceed its base period profit margin. If a refiner does not raise any price above base price, there is no profit margin limitation. Increased product costs are included in base prices, but increased non-product costs are not, so that the profit margin limitation applies only with respect to the pass through of increased non-product costs.

Pursuant to this amendment, a refiner, which during a fiscal year has increased a price above base price, but has then rescinded for the remainder of the fiscal year all price increases above base price, and has made refunds or reduced prices below base price to the extent of its price increases above base price, will not be subject to the profit margin limitation for that fiscal year. In other words, a refiner may "repurify" itself by returning to the market place any non-product cost increases it has passed through, and thereby avoid the profit margin limitation.

The remission of revenues must be made in the following manner:

(1) If the ultimate consumers who purchased the items at prices above base price are reasonably indentifiable, refunds must first be made to them.

(2) To the extent that these ultimate consumers are not reasonably identifiable, revenues must must be remitted in the form of future sales at prices below base price of the same items previously sold at prices above base price.

To comply with the provisions of this subpart a firm must rescind its above-base prices and complete its remittance of revenues within the fiscal year it intends to avoid the profit margin limitation. The subpart also extends to firms which have raised a price above base price in a previous fiscal year, and which continue to charge the increased price in a subsequent fiscal year. Such a firm must lower its prices to base price and remit revenues derived from the price increases in effect during that subsequent fiscal year in order to avoid the profit margin limitation in that year. A firm which complies with the provisions of this subpart within a fiscal year would nevertheless become subject to the profit margin limitation once again in that same fiscal year if it subsequently charged a price in excess of base price in that fiscal year.

To comply with the provisions of Subpart S, a firm must first submit a letter of intent to FEA which shall include a revenue remission plan. This plan must be approved by the FEA. The FEA may disapprove the revenue remission plan within 30 days from the date of its receipt. The information which must be included in the letter of intent is set forth in § 205.242(d).

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93–159, as amended by Pub. L. 93–511; Federal Energy Administration Act of 1974, Pub. L. 93–275; E.O. 11790, 39 FR 23185).

In consideration of the foregoing, Part 205 of Chapter II, Title 10 of the Code of Federal Regulations, is amended as set forth below.

Issued in Washington, D.C., July 29, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel,*
*Federal Energy Administration.*

1. Part 205 is amended to add a new Subpart S to read as follows:

**Subpart S—Profit Margin Repurification**

**§ 205.240 Scope.**

The subpart applies to any firm subject to a profit margin limitation imposed by Part 212 of this chapter.

**§ 205.241 General rule.**

Any firm subject to a profit margin limitation under Part 212 of this chapter is not subject to that limitation if, before the end of the fiscal year in which it charged a price above the base price, the firm (a) rescinds for the remainder of the fiscal year all price increases above base price, and (b) in conformity with §§ 205.242 and 205.243 of this subpart, remits to customers in the form of refunds, or future sales at prices below base price of the same covered products previously sold at prices above base price, or both, an amount equal to or greater than all revenues derived in the fiscal year from charging a price or prices in excess of base price.

**§ 205.242 Letter of intent.**

(a) A firm may take action to reduce prices to base price at any time.

(b) Before remitting revenues derived from charging prices above base price, each firm shall submit to FEA a letter of intent to remit revenues which shall include a revenue remission plan which must be approved by FEA. If the firm receives no written response to its letter of intent within 30 days after the date it was received by the FEA, the firm may assume approval of its revenue remission plan and proceed to remit revenues in accordance with § 205.243 of this subpart.

(c) To be eligible for FEA approval under this subpart, a letter of intent must be received at such a time before the end of the firm's fiscal year as will allow FEA review thereof in accordance with paragraph (b) of this section and as will allow the firm fully to execute the plan for remission of revenues before the end of that fiscal year.

(d) Each letter of intent to remit revenues shall include a revenue remission plan presenting the following information:

(1) The amount of revenue the firm has received as a result of having increased the price of covered products above base price, indicated by product or product line;

(2) The above-base-price selling price, the base price, and the proposed below-base-price selling price of each product;

(3) The sales figures and other information which demonstrate that the proposed prices below base price will result in remission of revenues derived from charging prices above the base price;

(4) The period of time during which the remission of revenues will take place;

(5) The anticipated effect of the firm's price reductions on competition and the manner in which the firm's revenue remission plan will minimize disruption of competitive pricing patterns; and

(6) The amount of revenues which can be refunded to customers.

**§ 205.243 Remission of revenues.**

(a) Remission of revenues derived from charging prices above base price shall be made first in the form of refunds to individual customers who purchased covered products at prices in excess of base price, to the extent that those customers are reasonably identifiable. For the purpose of making refunds pursuant to this subpart, "customer" means, so far as possible, the ultimate consumer. To the extent that customers are not reasonably identifiable, remission of the balance of revenues derived from charging prices above base price shall be made to customers of the same class as those charged the prices above base prices through the reduction of the price of those items which were raised above base price to below base price, so that the difference between the revenues realized at the reduced prices and the revenues which could have been realized if the sales had been made at base price is equal to or greater than the revenues (net of any refunds) derived from charging prices above base price.

(b) Each firm that remits revenues shall make such arrangements with its immediate customers, purchasers, dealers, employees or agents as are necessary to obtain and maintain records of the names and addresses of ultimate consumers who are reasonably identifiable in accordance with normal business practices and to assure that refunds are in fact made to such ultimate consumers.

[FR Doc.75–20113 Filed 7–30–75;9:52 am]

## Title 12—Banks and Banking

## CHAPTER I—COMPTROLLER OF THE CURRENCY, DEPARTMENT OF THE TREASURY

## PART 11—SECURITIES EXCHANGE ACT DISCLOSURE RULES

### Revision of Regulations; Correction

On July 17, 1975, FR Doc. 75–18564 was published in the FEDERAL REGISTER (40 FR 30038). Several corrections are necessary, as follows:

1. On page 30039, middle column, "Authority: 15 USC 781, 78m, 78p, 78w", the first citation should have the letter "l" in italics;

2. On page 30039, middle column, § 11.1, line 4, the citation should read "(15 USC 78l)";

3. On page 30040, left column, § 11.2 (j) (2) (i), line 10 of subparagraph (2) (i), the word "or" following the word "issuer" should read "of", and in line 11 of subparagraph (2) (i), the word "of" following the word "certificates" should read "or";

4. On page 30040, right column, § 11.2 (z), line 2 of paragraph (z), the word "either" following the word "meeting" should read "any";

5. On page 30041, right column, § 11.3 (c) (6) (i), the colon at the end of subparagraph (6) (i) following the word "determination" should be changed to a semicolon;

6. On page 30041, right column, § 11.3 (c) (8), line 1 of subparagraph (8), the word "the" should be inserted between "by" and "Comptroller";

7. On page 30041, right column, § 11.4 (a) (4) (i), line 1 of subparagraph (4) (i), the word "where" immediately following "(i)" should be capitalized;

8. On page 30042, left column, § 11.4 (a) (4) (i), last line of subparagraph (4) (i), the period following "300 persons" should be changed to a semicolon;

9. On page 30042, middle column, § 11.4(d) (5), line 3 of subparagraph (5), insert after "Comptroller of the Currency" the phrase "after the receipt by the Comptroller of the Currency";

10. On page 30043, middle column, § 11.4(n), line 15 of paragraph (n), the word "his" immediately preceding the word "discretion" should read "its";

11. On page 30043, right column, § 11.4 (q) (2), line 9 of subparagraph (2), immediately preceding the phrase "the signature", insert the following: "Unsigned copies shall be conformed. If";

12. On page 30045, right column, § 11.5 (c) (9), line 10 of subparagraph (9), the period following the phrase "paragraph (f)" should be changed to a comma;

13. On page 30046, left column, § 11.5 (c) (9), line 1 at the top of the page, the phrase "section 13 of the Act" should read "section 18 of the Act";

14. On page 30046, right column, § 11.5 (f) (1), line 9 of subparagraph (f) (1), the citation "§ 1.5" should read "§ 11.5";

15. On page 30046, right column, § 11.5 (f) (1), lines 11, 12 and 13 of subparagraph (f) (1) should be deleted;

16. On page 30046, right column, § 11.5 (f) (2), line 7 of subparagraph (f) (2), immediately preceding the word "exclusive" insert an open parenthesis "(";

17. On page 30046, right column, § 11.5 (f) (2), line 10 of subparagraph (f) (2), the word "gvien" should be changed to read "given";

18. On page 30047, middle column, § 11.5(g) (2) (i), 9 of subparagraph (2) (i), the word "persons" should be singular, to read "person";

19. On page 30047, right column, § 11.5 (g) (2) (ii), lines 5, 6, 7 and 8 of subparagraph (2) (ii)—lines 3, 4, 5 and 6 from the top of the page—are juxtaposed. Beginning with line 4 of subparagraph (2) (ii) and ending with line 9, the material





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should read as follows: "the bank after receipt of a tender of the material to be mailed, of envelopes or other containers therefor, of postage or payment for postage, and of evidence that such material has been filed with the Comptroller of the Currency";

20. On page 30048, middle column, § 11.5(i)(3)(ii), line 4 of subparagraph (3)(ii), the word "of" should read "or";

21. On page 30048, right column, § 11.5(i)(4), line 20 of subparagraph (4), the colon following the word "solicitation" should be changed to a semicolon;

22. On page 30049, right column, § 11.5(1), the designation of this paragraph should be changed from the number "(1)" to the letter "(l)";

23. On page 30050, middle column, § 11.5(1)(7)(i), line 4 of subparagraph (7)(i), the word "any" should be inserted between the words "to" and "proposed";

24. On page 30050, right column, § 11.5(m)(1), line 18 of subparagraph (1), the designation "(2)" should be changed to "(ii)";

25. On page 30057, left column, § 11.7(c)(9)(viii), line 4 of subparagraph (9)(viii), immediately following the word "paragraph" insert the designation ("c)(9)(viii)";

26. On page 30057, left column, § 11.7(c)(9)(viii), in line 5 of subparagraph (9)(viii), immediately following the word "credit", the word "for" should read "(or";

27. On page 30057, left column, § 11.7(c)(9)(viii), line 9 of subparagraph (9)(viii), the word "pay" immediately preceding the word "money" should be changed to read "repay";

28. On page 30057, left column, § 11.7(c)(9)(viii), line 10 of subparagarph (9)(viii), the word "accounts" should be singular, to read "account";

29. On page 30057, middle column, § 11.7(c)(10)(iv)(B), lines 8 and 9 of clause (iv)(B)—lines 39 and 40 of subparagraph (10)(iv)—the word "dollar" immediately following the word "underlying" should be deleted;

30. On page 30057, right column, § 11.7(c)(10)(iv)(B), lines 16 and 17 of clause (iv)(B)—lines 1 and 2 from the top of the page—the word "reconciliation" should read "reconciliation" and the word "unelss" in line 17 (line 2 from the top) should read "unless";

31. On page 30060, middle column, § 11.41 Item 11(c), Instruction 1, line 2 of Instruction 1, insert the word "of" between the words "amendment" and "options";

32. On page 30063, right column, § 11.42, General Instructions, paragraph B ("Annual Reports . . ."), line 10 of paragraph B, the semicolon following the word "Act" should be changed to a comma;

33. On page 30065, left column, § 11.42, Form F-2—Instructions As To Financial Statements, instruction 4, line 2 of the italicized title, the word "cities" should read "cases";

34. On page 30065, left column, § 11.42, Form F-2—Instructions As To Financial Statements, instruction 4, line 2 of the text of instruction 4, the word "requesst" should read "request";

35. On page 30065, middle column, § 11.43, paragraph C ("Incorporation By Reference To . . ."), in line 7 of the text of paragraph C, following the phrase "reference in", the word "an" should be deleted;

36. On page 30067, middle column, § 11.43, Item 10(c), Instruction 3, line 5 of Instruction 3, the word "Comptroller" should be changed to read "Comptroller of the Currency";

37. On page 30067, right column, § 11.43, Financial Statements of Business Acquired, paragraph 3 ("Filing of Other . . ."), line 6 of the text of paragraph 3, the word "thereafter" should read "therefor";

38. On page 30069, left column, § 11.46, General Instructions, paragraph 2 ("Preparation of . . ."), line 7 of the text of paragraph 2, the word "motions" should read "captions";

39. On page 30070, left column, § 11.47, Item 3 (Source And Amount Of . . ."), line 4 of the text of Item 3, immediately following the word "price" and preceding the comma, insert the word "or";

40. On page 30070, left column, § 11.47, Item 3 ("Source And Amount Of . . ."), line 7 of the text of Item 3, delete the comma following the word "funds";

41. On page 30070, left column, § 11.47, Item 3 ("Source And Amount Of . . ."), line 10 of the text of Item 3, immediately preceding the phrase "a description" insert the word "provide";

42. On page 30076, middle column, § 11.61, Table I, in the italicized title for Table I (line 7 from the top of the page), the word "Securitis" should be "Securities";

43. On page 30076, middle column, § 11.61, Table I, in line 6 of the introduction to Table I (line 13 from the top of the page), following the phrase "reported in", the word "table" should be capitalized;

44. On page 30076, left and middle columns, § 11.61, Table II ("Puts, calls . . ."), on line 4 of the introduction to Table II, following the phrase "reported in", the word "table" should be capitalized;

45. On page 30077, all 3 columns, § 11.62 Table I ("Puts, calls . . ."), in line 3 of the introduction to Table II, the phrase "the Comptroller's Regulations" should read "this part";

46. On page 30078, left column, § 11.62, Instructions, paragraph 6(f), line 7 of paragraph 6(f) following the word "space", the phrase "on page 2" should be deleted;

47. On page 30078, middle column, § 11.62, Instructions, paragraph 6(h), line 17 of paragraph 6(h)—line 8 from the top of the page—following the word "space", the phrase "on page 2" should be deleted;

48. On page 30081, left column, § 11.71, Form F-9B ("Statement of Income"), category 1 ("Operating Income"), line (a), the word "loan" should be plural, to read "loans";

49. On page 30083, left column, § 11.71, Form F-9D ("Schedules"), Schedule I ("U.S. Treasury Securities, Securities of other . . ."), Footnotes 2 and 3 to Schedule I are reversed, and thus Footnote number 2 should be numbered "3", and Footnote number 3 should be numbered "2", and their relative positions at the bottom of the page should be reversed;

50. On page 30084, right column, § 11.102(b), line 2 of paragraph (b)—line 7 from the top of the page—the number "13" should be changed to read "13(a)";

51. On page 30084, right column, § 11.102(d), lines 4 and 5 of paragraph (d), following the word "paragraph" in line 4, the remainder of line 4 and all of line 5 should be deleted and the following inserted in lieu thereof: "the instructions to these items nevertheless require";

52. On page 30085, left column, § 11.102(d), line 6 of paragraph (d)—line 1 at the top of the page—the word "disclosures" should be singular, to read "disclosure";

53. On page 30085, left column, § 11.102(d), line 13 of paragraph (d)—line 8 from the top of the page—the phrase "item 7(f)" should be changed to read "these items";

54. On page 30085, left column, § 11.102(e), line 2 of paragraph (e), the phrase "item 7(f)" should be changed to read "these items";

55. On page 30085, left column, § 11.102(e), line 4 of paragraph (e), the phrase "item 7" should be changed to read "such items";

56. On page 30085, left column, § 11.102(f), line 2 of paragraph (f), immediately following the citation "7(e)", the phrase "of Form F-5" should be inserted;

57. On page 30085, left column, § 11.102(f), line 6 of paragraph (f), the word "transaction" should be plural, to read "transactions".

Dated: July 31, 1975.

[SEAL] JAMES E. SMITH,
*Comptroller of the Currency.*

[FR Doc.75-20245 Filed 8-1-75;8:45 am]

## CHAPTER II—FEDERAL RESERVE SYSTEM

### SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[REG. Q]

### PART 217—INTEREST ON DEPOSITS

#### Withdrawals From Savings Deposits

On April 7, 1975, the Board invited public comments to be received by June 6, 1975, on a proposed amendment to its Regulation Q which would permit member banks to offer a service for making third party payments through pre-authorized transfers of funds from depositors' savings accounts (40 FR 16685-6). After review and consideration of all comments received, the Board has adopted the proposed amendment in substantially the same form as proposed.

Previously, Regulation Q permitted member banks to make withdrawals from customers' savings accounts only to effect the payment of installments of principal, interest, or other charges (including taxes or insurance premiums) due on a real estate loan or mortgage. This amendment will permit banks to provide a full range of bill payment services without regard to the nature of the payment. The amendment authorizes member banks to honor withdrawal orders or authorizations received from the depositor for recurrent or occasional payments from his/her savings deposit. A member bank shall not honor any such withdrawal order or authorization received from a third party. The term "withdrawal order or authorization" means the depositor's agreement with the bank to effect withdrawals for payment to third parties. The term does not refer to notice received from third parties providing information as to amounts to be paid.

As amended, § 217.5(c) will permit a savings depositor to authorize his/her bank to transfer funds to third parties (whether or not the payment is in satisfaction of a debt), or to the depositor's bank to repay any indebtedness to the bank *except* that incurred through overdrafts or use of a checking account line of credit.

The amendment adopted by the Board gives member banks authority to offer bill paying services and does not specify the form of such services. However, member banks desiring to offer their depositors this service may find the following examples useful. The authorization given to the bank by the depositor may take different forms, as explained below.

1. In most cases, the depositor will sign a contract outlining the rights and duties of both bank and depositor. Such contract will constitute the depositor's authorization to the bank to honor the depositor's instructions to transfer funds from his/her account.

2. The depositor's authorization to the bank also may be in the form of written withdrawal orders or authorizations supplied to the depositor by the bank and forwarded to the bank by the depositor requesting transfer of his/her funds. Such withdrawal orders or authorizations must bear language in boldface type that they are not negotiable or transferable.

The transfer of funds may be accomplished by means of an internal bookkeeping transfer or by the member bank sending payment to the transferee or the transferee's bank. The depositor will give the bank the names of those organizations or individuals to whom funds are to be transferred, indicating either the specific amount to be paid to each or a maximum amount and the frequency of payment. The depositor also may authorize the bank to make withdrawals from his/her savings account in amounts stated on bills or other notices delivered periodically or occasionally by the third party to the depositor's bank. The depositor may be required to supply the bank with the transferee's address and/or bank account number. Subsequent additions to the list of transferees or changes in instructions may be communicated to the bank in person, in writing, or by telephone.

The Board recently invited public comment on proposed access arrangements for utilizing Federal Reserve facilities in clearing and settling magnetically encoded payment instructions. (40 FR 25641) The amendment announced today does not affect the proposal regarding access. This amendment does not authorize member banks to send items recorded on magnetic tape originating from savings accounts directly to Federal Reserve clearing facilities.

Member banks should maintain data on accounts subject to third party payment authorizations in a manner which will facilitate identification of such deposits for reporting purposes.

Four textual changes have been made in the amendment. The first change is the insertion of the phrase "including the bank (except as prohibited by subparagraph 2)" in the first sentence of the amended § 217.5(c)(1)(vii) to indicate that funds withdrawn from a savings account under authority of that section may be transferred to the account of the depositor's bank for repayment of any indebtedness *except* that incurred through overdrafts or the use of a checking account line of credit.

The second textual change is the insertion of the words "automatically or" in § 217.5(c)(2). This change is designed to indicate that a member bank may not offer or agree to transfer funds automatically from a depositor's savings account to the depositor's checking account either to cover overdrafts or to replenish the depositor's checking account balance.

The third change is the insertion in the first sentence of § 217.5(c)(1)(vii) of the words "received from a depositor by a member" to indicate that withdrawal orders or authorizations may be paid only if received by a member bank from a depositor. This change and the fourth change, the insertion of the word "withdrawal" before "order(s) or authorization(s)" wherever it appears in the regulation are intended to emphasize the nontransferable nature of such withdrawal orders or authorizations permitted by this amendment.

After review and consideration of all comments received, pursuant to its authority under section 19 of the Federal Reserve Act (12 U.S.C. 461) to define the terms used in that section and to prescribe such regulations as it may deem necessary to effectuate the purposes of that section, the Board has decided to adopt the amendment in substantially the form proposed.

Effective September 2, 1975, § 217.5(c) is amended to read as follows:

**§ 217.5 Withdrawal of savings deposits.**

• • • • •

(c) *Manner of payment of savings deposits.* (1) Subject to the provisions of paragraph (c)(2) and (3) of this section, a member bank may permit withdrawals to be made from a savings deposit only through payment[7] to the depositor (but not to any other person whether or not acting for the depositor) except

(vii) Pursuant to nontransferable withdrawal orders or authorizations received from a depositor by a member bank for the payment of amounts from such deposits to third parties, including the bank (except as prohibited by paragraph (c)2 of this section), periodically or otherwise. Any such withdrawal order or authorization that may be honored as a withdrawal request for payment to a third party may, if so authorized by the third party, be honored as a transfer to an account of such third party. Any form for such withdrawal order or authorization shall contain language in boldface type of reasonable size to the effect that it is not negotiable or transferable.

(2) Notwithstanding the provisions of paragraph (c)(1) of this section, no withdrawal shall be permitted by a member bank to be made from a savings deposit, through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor (other than of interest on the savings deposit) if such payment or transfer is made pursuant to any advertised plan or any agreement, written or oral which authorizes such payments or transfers of credit to be made automatically or as a normal practice in order to cover checks or drafts drawn by the depositor upon the bank.

(3) The provisions of this paragraph do not apply to deposits subject to negotiable orders of withdrawal authorized by Federal law to be issued in the States of Massachusetts and New Hampshire.

• • • • •

By order of the Board of Governors, July 28, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20185 Filed 8-1-75;8:45 am]

### PART 265—RULES REGARDING DELEGATION OF AUTHORITY

#### Specific Function Delegated

In order to expedite and facilitate the handling of certain of its functions, the Board has amended its Rules Regarding Delegation of Authority pursuant to the provisions of section 11(k) of the Federal Reserve Act (12 U.S.C. 248(k)) to delegate to the Director of the Office of Saver and Consumer Affairs the authority (1) to approve and issue reporting, examination, or inspection materials with respect to the Board's responsibilities under the Consumer Credit Protection Act, the Securities Exchange Act of 1934, and the Federal Trade Commission Act (subsections 18(f)(1)-(3)), (2) to grant State exemptions under the Consumer Credit Protection Act and Regulation Z (12 CFR 226.12), and (3) to conduct certain matters with respect to the Truth in Lending Advisory Committee.

The requirements of 5 U.S.C. 553 with respect to notice and public participation were not followed in connection with these amendments because they are rules

[7] Payment from a savings deposit or presentation of a passbook may be made over the counter, through the mails, or otherwise.







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of agency organization and are exempt from such procedures under 5 U.S.C. 553 (b). The requirements of 5 U.S.C. 553(d) with respect to deferred effective date were not followed in connection with these amendments because such deferral is unnecessary as the persons affected thereby will not be affected adversely.

Effective July 21, 1975, paragraph (h) of § 265.2 is amended by adding paragraphs (4), (5), and (6) as follows:

§ 265.2 **Specific functions delegated to Board employees and to Federal Reserve Banks.**

* * * * *

(h) The Director of the Office of Saver and Consumer Affairs (or in his absence, the Acting Director) is authorized:

* * * * *

(4) Pursuant to the provisions of section 11(a) of the Federal Reserve Act (12 U.S.C. 248(a)), section 17(b) of the Securities Exchange Act of 1934 (15 U.S.C. 78q), sections 108(b), 621(c), and 704(b) of the Consumer Credit Protection Act (15 U.S.C. 1607(b), 1681S(b), 1691C), and, section 18(f) (3) of the Federal Trade Commission Act (Pub. L. 93–637 section 202(a))

(a) To issue examination or inspection manuals, registration, report, agreement, and examination forms, guidelines, instructions or other similar materials for use in connection with the administration of

(1) Sections 1 through 707 (excluding sections 201 through 500) of the Consumer Credit Protection Act (15 U.S.C. 1601–1691e),

(2) Sections 7 and 8 of the Securities Exchange Act of 1934 (15 U.S.C. 78 g and h),

(3) Sections 18(f)(1)—(3) of the Federal Trade Commission Act (Pub. L. 93–637 § 202(a)), and rules and regulations issued thereunder.

(5) Pursuant to Sections 123 and 171 (b) of the Truth in Lending Act (15 U.S.C. 1633 and 1666j) and the Board's Regulation Z, 12 CFR 226.12, to grant, but not deny or revoke, exemptions to States from the requirements of Chapters 2 and 4 of the Truth in Lending Act (15 U.S.C. 1631–1644 and 1666), where State law imposes substantially similar requirements, and there is adequate provision for enforcement.

(6) Pursuant to Section 110 of the Consumer Credit Protection Act (15 U.S.C. 1609), to call meetings of and consult with the Advisory Committee established under that section, to approve the agenda for such meetings, and to accept any resignations from Advisory Committee members.

By order of the Board of Governors, July 21, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20184 Filed 8-1-75;8:45 am]



## Title 13—Business Credit and Assistance

## CHAPTER III—ECONOMIC DEVELOPMENT ADMINISTRATION, DEPARTMENT OF COMMERCE

## PART 305—PUBLIC WORKS AND DEVELOPMENT FACILITIES PROGRAM

### Grant and Loan Program

Part 305 of Chapter III of Title 13 of the Code of Federal Regulations is hereby amended.

In that the material contained herein is a matter relating to the grant and loan program of the Economic Development Administration and because a delay in implementing these regulations would be contrary to the public interest, the relevant provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, opportunity for public participation and delay in effective date are inapplicable.

1. Part 305 is amended by amending § 305.59 to read as follows:

§ 305.59 **Property management.**

* * * * *

(h) The requirements contained in this section apply to grant and combination grant/loan projects. They do not apply to projects for which assistance has been provided solely in the form of loans or by purchasing evidence of indebtedness.

(Sec. 701, Public Law 89–136 (August 26, 1965); 42 U.S.C. 3211; 79 Stat. 570 and Department of Commerce Organization Order 10–4 (April 1, 1970) as amended (35 FR 5970 as amended at 40 FR 12532))

*Effective date:* This amendment becomes effective on August 4, 1975.

(It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A–107.)

Dated: July 28, 1975.

WILMER D. MIZELL,
*Assistant Secretary for Economic Development.*

[FR Doc.75–20174 Filed 8–1–75;8:45 am]

## Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 14857; Amdt. 39–2313]

## PART 39—AIRWORTHINESS DIRECTIVES

### Alexander Schleicher ASW 15 Gliders

There has been a report of a rudder jam during flight in an Alexander Schleicher ASW 15 glider that resulted in an emergency landing. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires repetitive inspections of finrudder nose clearance and rudder nose reforming and reinforcement when the clearance is less than specified limits on Alexander Schleicher ASW 15 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Section 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foreging, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive.

ALEXANDER SCHLEICHER. Applies to ASW 15 gliders, serial numbers 15001 through 15183, certificated in all categories.

Compliance is required within the next ten hours time in service after the effective date of this A.D. and thereafter at intervals not to exceed 50 hours time in service from the last inspection until the rudder nose is reinforced in accordance with paragraph (b)(2) of this A.D.

To prevent rudder jam due to improper finrudder nose clearance, accomplish the following:

(a) Visually inspect the rudder nose for deformation and measure the gap between the fin and rudder. The acceptable gap is between 2 to 3 mm at the lower rudder hinge tapering to an allowable gap of between 1 to 2 mm at the upper end of the vertical fin.

(b) If the measured gap is not within limits, or a deformation of the rudder nose is found, comply with the following:

(1) Reform the rudder nose inward until the gap is within limits by applying heat in accordance with paragraph 1 of the instructions contained in Alexander Schleicher ASW 15 Technical Note 10 dated January 30, 1973, or an FAA-approved equivalent.

(2) Reinforce rudder nose in accordance with paragraph 2 of the instructions contained in Alexander Schleicher ASW 15 Technical Note 10 dated January 30, 1973 and Alexander Schleicher drawing L–272 150.36/37.B1.33, or an FAA-approved equivalent.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C. on July 25, 1975.

RICHARD P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75–20126 Filed 8–1–75;8:45 am]

[Docket No. 14855; Amdt. 39–2311]

## PART 39—AIRWORTHINESS DIRECTIVES

### Flug-und Fahrzeugwerke AG HBV "Diamant" & Diamant 16.5 Gliders

The lower harness attachments on a Flug- und Fahrzeugwerke AG (FFA) Diamant glider came loose due to insufficient bonding. This condition could result in structural failure of the harness attachment. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued to reinforce the lower harness attachments on FFA HBV "Diamant" and Diamant 16.5 gliders.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

FLUG-UND FAHRZEUGWERKE AG. Applies to HBV "Diamant" and Diamant 16.5 gliders, all serial numbers, certificated in all categories.

Compliance is required within the next 10 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent structural failure of the lower harness attachments D1.201–0710, reinforce the attachments in accordance with the "REQUIRED ACTION" specified in Flug-und Fahrzeugwerke AG Service Bulletin No. 5, dated February 4, 1974, or an FAA-approved equivalent.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75–20128 Filed 8–1–75;8:45 am]

[Docket No. 14859; Amdt. 39–2315]

## PART 39—AIRWORTHINESS DIRECTIVES

### Messerschmitt-Bolkow-Blohm Model BO–105 Helicopters

There have been failures of the tail rotor blade tip cap of Messerschmitt-Bolkow-Blohm (MBB) Model BO–105 helicopters that could result in failure of the tail rotor and consequent loss of directional control of the helicopter. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires reinforcement of the tail rotor blade tip cap on certain MBB Model BO–105 helicopters.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

MESSERSCHMITT-BOLKOW-BLOHM. Applies to Messerschmitt-Bolkow-Blohm (MBB) models BO–105A and BO–105C helicopters certificated in all categories, incorporating tail rotor blade P/N 105–31742, serial numbers 548 and lower.

Compliance is required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished in accordance with MBB BO–105 Service Bulletin No. 30–8.

To prevent failure of the tail rotor blade tip cap, inspect tail rotor blades for condition, modify as prescribed, and return to service, in accordance with paragraph 2 of MBB BO–105 Service Bulletin No. 30–8, dated July 5, 1974, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75–20124 Filed 8–1–75;8:45 am]

[Docket No. 14861; Amdt. 39–2318]

## PART 39—AIRWORTHINESS DIRECTIVES

### Messerschmitt-Bolkow-Blohm GmbH Phoebus A1, B1 Gliders

There have been reports of cracks in the rudder cable level welds on certain Phoebus gliders that could result in loss of rudder control. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires periodic inspection for rudder cable lever weld cracks and replacement of rudder cable levers on Phoebus A1 and B1 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

ENTWICKLUNGSGEMEINSCHAFT (MESSERSCHMITT-BOLKOW-BLOHM G.m.b.H.). Applies to Phoebus A1 and B1 gliders, serial numbers 702 thru 751, certificated in all categories.

Compliance is required as indicated.

To prevent loss of rudder control, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless already accomplished, and thereafter at intervals not to exceed 100 hours' time in service from the last inspection, inspect the rudder control cable lever as follows:

(1) Remove headrest, luggage container, and seat.

(2) Disconnect rudder control cables from cable lever.

(3) Remove rudder control rod and rudder control cable lever (P/N 15120–4236).

(4) Inspect rudder control cable lever weld for cracks using a magnifying glass with a magnification power of not less than five.

(5) If a crack is found comply with paragraph (b) of this AD.

(b) If a rudder control cable lever weld crack is found during an inspection required by paragraph (a), replace the rudder control cable level P/N 15120–4236 with a serviceable part of the same part number or an FAA-approved equivalent.

[MBB Service Bulletin No. PHOEBUS 27–20/1, dated March 1975, pertains to this AD.]

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C. on July 28, 1975.

J. A. FERRARESE,
*Acting Director, Flight Standards Service.*

[FR Doc.75–20130 Filed 8–1–75;8:45 am]

[Docket No. 14854; Amdt. 39–2310]

## PART 39—AIRWORTHINESS DIRECTIVES

### Pilatus Aircraft Ltd. B4–PC11 Gliders

The design of the canopy limiting cable includes a lock link which will not release the canopy on Pilatus B4–PC11 gliders and which would hinder emergency egress. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires an alteration of the limiting cable attachment on Pilatus B4–PC11 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of section 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. Applies to B4–PC11 gliders, certificated in all categories, equipped with canopy limiting lock link.

Compliance is required as indicated, unless already accomplished.

To ensure canopy emergency jettisoning capability, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, disconnect the limiting cable.

(b) Within the next 50 hours' time in service after the effective date of this AD, alter





to exist or develop in other gliders of the same type design, an airworthiness directive is being issued to reinforce the lower harness attachments on FFA HBV "Diamant" and Diamant 16.5 gliders.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

FLUG-UND FAHRZEUGWERKE AG. Applies to HBV "Diamant" and Diamant 16.5 gliders, all serial numbers, certificated in all categories.

Compliance is required within the next 10 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent structural failure of the lower harness attachments D1.201–0710, reinforce the attachments in accordance with the "REQUIRED ACTION" specified in Flug-und Fahrzeugwerke AG Service Bulletin No. 5, dated February 4, 1974, or an FAA-approved equivalent.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75–20128 Filed 8–1–75;8:45 am]

[Docket No. 14859; Amdt. 39–2315]

## PART 39—AIRWORTHINESS DIRECTIVES

### Messerschmitt-Bolkow-Blohm Model BO–105 Helicopters

There have been failures of the tail rotor blade tip cap of Messerschmitt-Bolkow-Blohm (MBB) Model BO–105 helicopters that could result in failure of the tail rotor and consequent loss of directional control of the helicopter. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires reinforcement of the tail rotor blade tip cap on certain MBB Model BO–105 helicopters.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

MESSERSCHMITT-BOLKOW-BLOHM. Applies to Messerschmitt-Bolkow-Blohm (MBB) models BO–105A and BO–105C helicopters certificated in all categories, incorporating tail rotor blade P/N 105–31742, serial numbers 548 and lower.

Compliance is required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished in accordance with MBB BO–105 Service Bulletin No. 30–8.

To prevent failure of the tail rotor blade tip cap, inspect tail rotor blades for condition, modify as prescribed, and return to service, in accordance with paragraph 2 of MBB BO–105 Service Bulletin No. 30–8, dated July 5, 1974, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75–20124 Filed 8–1–75;8:45 am]

[Docket No. 14861; Amdt. 39–2318]

## PART 39—AIRWORTHINESS DIRECTIVES

### Messerschmitt-Bolkow-Blohm GmbH Phoebus A1, B1 Gliders

There have been reports of cracks in the rudder cable level welds on certain Phoebus gliders that could result in loss of rudder control. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires periodic inspection for rudder cable lever weld cracks and replacement of rudder cable levers on Phoebus A1 and B1 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

ENTWICKLUNGSGEMEINSCHAFT (MESSERSCHMITT-BOLKOW-BLOHM G.m.b.H.). Applies to Phoebus A1 and B1 gliders, serial numbers 702 thru 751, certificated in all categories.

Compliance is required as indicated.

To prevent loss of rudder control, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless already accomplished, and thereafter at intervals not to exceed 100 hours' time in service from the last inspection, inspect the rudder control cable lever as follows:

(1) Remove headrest, luggage container, and seat.

(2) Disconnect rudder control cables from cable lever.

(3) Remove rudder control rod and rudder control cable lever (P/N 15120–4236).

(4) Inspect rudder control cable lever weld for cracks using a magnifying glass with a magnification power of not less than five.

(5) If a crack is found comply with paragraph (b) of this AD.

(b) If a rudder control cable lever weld crack is found during an inspection required by paragraph (a), replace the rudder control cable level P/N 15120–4236 with a serviceable part of the same part number or an FAA-approved equivalent.

[MBB Service Bulletin No. PHOEBUS 27–20/1, dated March 1975, pertains to this AD.]

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C. on July 28, 1975.

J. A. FERRARESE,
*Acting Director, Flight Standards Service.*

[FR Doc.75–20130 Filed 8–1–75;8:45 am]

[Docket No. 14854; Amdt. 39–2310]

## PART 39—AIRWORTHINESS DIRECTIVES

### Pilatus Aircraft Ltd. B4–PC11 Gliders

The design of the canopy limiting cable includes a lock link which will not release the canopy on Pilatus B4–PC11 gliders and which would hinder emergency egress. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires an alteration of the limiting cable attachment on Pilatus B4–PC11 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of section 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. Applies to B4–PC11 gliders, certificated in all categories, equipped with canopy limiting lock link.

Compliance is required as indicated, unless already accomplished.

To ensure canopy emergency jettisoning capability, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, disconnect the limiting cable.

(b) Within the next 50 hours' time in service after the effective date of this AD, alter



V40150 AUG 4 75 XUM

the canopy limiting cable attachment in accordance with the accomplishment instructions of Pilatus Service Bulletin No. 1001, dated April 1974, or an FAA-approved equivalent.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-20129 Filed 8-1-75;8:45 am]

[Docket No. 14856; Amdt. 39-2312]

## PART 39—AIRWORTHINESS DIRECTIVES

### Slingsby Sailplanes—T59D Kestrel Gliders

Cracks have been found on the inside welded corners of the elevator actuator bracket of a Slingsby T59D Kestrel glider that could result in structural failure of the elevator actuator bracket and loss of elevator control. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued to require inspections and replacement of the elevator actuator bracket on Slingsby T59D Kestrel gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of section 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SLINGSBY SAILPLANES. Applies to T59D Kestrel gliders certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To prevent structural failure of the elevator actuator bracket, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD and thereafter at intervals not to exceed 5 hours' time in service, visually inspect the elevator actuator bracket P/N 59A-30-11 for cracks in the inside welded corners.

(b) If cracks are found, prior to further flight, replace the elevator actuator bracket, P/N 59A-30-11, with a machined aluminum bracket, P/N 59A-03-8A/B/C, in accordance with Slingsby Sailplanes Technical Instruction No. 65, Issue 2, dated May 23, 1974, or an FAA-approved equivalent.

(c) The inspections required by paragraph (a) of this AD may be discontinued after a machined aluminum elevator actuator bracket, P/N 59A-03-8A/B/C, has been installed in place of P/N 59A-30-11 in accordance with Slingsby Sailplanes Technical Instruction No. 65, Issue 2, dated May 23, 1974, or an FAA-approved equivilent.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C., on July 25, 1975.

RICHARD P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-20127 Filed 8-1-75;8:45 am]

[Docket No. 14858; Amdt. 39-2314]

## PART 39—AIRWORTHINESS DIRECTIVES

### Slingsby Sailplanes—T59D Kestrel Gliders

A dive brake control mechanism malfunction on a Slingsby T59D Kestrel glider resulted in an emergency landing. Since this situation is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires replacement of the dive brake control mechanism and imposes dive brake operating limitations until the replacement is accomplished on Slingsby T59D Kestrel gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of section 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SLINGSBY SAILPLANES. Applies to Slingsby T59D Kestrel gliders certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To prevent dive brake retraction failure, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, install a placard on the instrument panel in full view of the pilot reading:

AIR BRAKE EXTENSION LIMITATION

| | |
|---|---|
| FINAL APPROACH | 50% |
| FLAREOUT ON LANDING | 100% |
| CRUISE | NONE (0%) |

(b) Within the next 50 hours' time in service after the effective date of this AD, replace the dive brake control mechanism with the linear type dive brake control mechanism, P/N 59A-45-717, in accordance with Slingsby Sailplanes Technical Instruction No. 75 dated May 21, 1975, or an FAA-approved equivalent.

(c) The placard required by paragraph (a) of this AD may be removed after the work specified in paragraph (b) of this AD has been accomplished.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C. on July 25, 1975.

RICHARD P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-20125 Filed 8-1-75;8:45 am]

[Docket No. 14860; Amdt. 39-2316]

## PART 39—AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle Aerospatiale "PUMA" Helicopter Models SA-330F and SA-330G

Score marks have been found on leading edges of main rotor blades of Aerospatiale "PUMA" Models SA-330F and SA-330G helicopters that could result in failure of the blades. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires a one-time inspection for cracks in the main rotor blades.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), Section 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive.

SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to "PUMA" helicopter models SA-330F and SA-330G, certificated in all categories, incorporating main rotor blades which have leading edge erosion protective strips.

Compliance is required within the next 100 hours time in service after the effective date of this AD, unless already accomplished in accordance wtih Puma SA-330 Service Bulletin No. 05.39.

To prevent failure of the main rotor blade due to cracks in the region of the leading-edge erosion protection, inspect for cracks, repair as necessary, and return to service, in accordance with paragraph 1C of Puma SA-330 Service Bulletin No. 05.39, dated December 5, 1974, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA Europe, Africa and Middle East Region.

This amendment becomes effective August 18, 1975.

Issued in Washington, D.C. on July 25, 1975.

RICHARD P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-20123 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-33]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On page 23765 of the FEDERAL REGISTER dated June 2, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Flint, Michigan.

Interested persons were given thirty days to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective September 6, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 16, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is amended to read:

FLINT, MICHIGAN

That airspace extending upward from 700 feet above the surface within a 12-mile radius of the Flint VOR, within 5 miles north and 9 miles south of the Flint ILS localizer west course, extending from the 12-mile radius area to 12 miles west of the outer marker; within a 4-mile radius of Owosso City Airport, (Latitude 42°59'30" N. Longitude 84°08'00" W.); and within a 5½ mile radius of the Price Airport. (Latitude 42°48'25" N., Longitude 83°46'20" W.); excluding the portion which overlies the Detroit, Michigan transition area.

[FR Doc.75-20133 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-37]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On page 25027 of the FEDERAL REGISTER dated June 12, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Chicago, Illinois.

Interested persons were given thirty days to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

It being determined that good cause, with respect to safety in air commerce and air transportation, exists for making this rule effective less than 30 days after publication, this amendment shall be effective August 4, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 24, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is amended as indicated:

CHICAGO, ILLINOIS

Delete "latitude 42°00'00" N., longitude 88°25'00" W." and insert in place "latitude 42°01'00" N., longitude 88°40'00" W. to latitude 42°15'00" N., longitude 88°40'00" W.".

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Des Plaines, Ill., on May 22, 1975.

R. O. ZIEGLER,
*Acting Director,*
*Great Lakes Region.*

[FR Doc.75-20131 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-22]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On page 22556 and 22557 of the FEDERAL REGISTER dated May 23, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Oshkosh, Wisconsin.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective August 4, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 1, 1975.

R. O. ZIEGLER,
*Acting Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is amended to read:

OSHKOSH, WISCONSIN

That airspace extending upward from 700 feet above the surface within an area bounded by a line beginning at Latitude 44°24'00" N., Longitude 22°45'00" W. to Latitude 44°-24'00" N., Longitude 88°27'00" W. to Latitude 44°19'00" N., Longitude 88°19'00" W. to Latitude 43°33'00" N., Longitude 88°19'00" W. to Latitude 43°33'00" N., Longitude 88°-53'00" W. to Latitude 43°52'00" N., Longitude 88°53'00" W., to point of beginning.

[FR Doc.75-20137 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-31]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On page 22557 of the FEDERAL REGISTER dated May 23, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at LaPorte, Indiana.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

It being determined that good cause, with respect to safety in air commerce and air transportation, exists for making this rule effective less than 30 days after publication, this amendment shall be effective 0901 GMT, August 21, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 24, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is added:

LAPORTE, INDIANA

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the LaPorte Municipal Airport (Latitude 41°34'21" N., Longitude 86°44'02" W.); within 2 miles either side of the 165° bearing from the LaPorte Airport extending from the 5-mile radius area to 9 miles south of the airport, excluding that portion which overlies the Michigan City, Indiana transition area.

[FR Doc.75-20136 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-34]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On page 22556 of the FEDERAL REGISTER dated May 23, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Dwight, Illinois.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.







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It being determined that good cause, with respect to safety in air commerce and air transportation, exists for making this rule effective less than 30 days after publication, this amendment shall be effective 0901 GMT, August 21, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 24, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is added:

DWIGHT, ILLINOIS

That airspace extending upward from 700 feet above the surface within a five mile radius of Dwight Airport (Latitude 41°08'05" N., Longitude 88°28'30" W.); and within three miles either side of the 097° bearing from the airport extending from the five mile radius area to 3 miles from the airport.

[FR Doc.75-20132 Filed 8-1-75;8:45 am]

[Airspace Docket No. 75-GL-36]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On page 23766 of the FEDERAL REGISTER dated June 2, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Marlette, Michigan.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 GMT, September 11, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois on July 16, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

Accordingly, the description of the transition area for Marlette, Michigan as proposed in FR Doc. 75-14253 appearing at page 23766 in the FEDERAL REGISTER of June 2, 1975, is corrected to read as follows:

MARLETTE, MICHIGAN

That airspace extending upward from 700 feet above the surface within a 5½-mile radius of the Marlette Airport (Latitude 43°18'37" N., Longitude 83°05'31" W.).

[FR Doc.75-20134 Filed 8-1-75;8:45 am]

## Title 19—Customs Duties

## CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 75-198]

## PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

### Exemption From Entry and Clearance Requirements and Customs Charges for Yachts of the British Virgin Islands

The Department of State provided information to the Department of the Treasury on April 9, 1975, that yachts of the United States are permitted to cruise in the territorial waters of the British Virgin Islands, a Caribbean entity under British jurisdiction, without charges for entering or clearance, dues, duty per ton, tonnage taxes, or charges for cruising licenses.

Pursuant to section 5 of the Act of May 28, 1908, as amended (section 5, 35 Stat. 425, as amended; 46 U.S.C. 104), following a finding by the Secretary of the Treasury that a foreign nation has granted the above-described exemptions to yachts of the United States, the Commissioner of Customs may issue cruising licenses to yachts of that nation.

It has been demonstrated to the satisfaction of the Secretary of the Treasury that yachts of the United States are granted the above-described reciprocal privileges by the British Virgin Islands. Therefore, corresponding privileges are accorded to yachts of the British Virgin Islands effective as of the date of such notification.

Accordingly, § 4.94(b) of the Customs Regulations is amended by amending the parenthetical material after "Great Britain" in the list of countries granting the previously-described reciprocal privileges to yachts of the United States to read "(including Turks and Caicos Islands, St. Vincent (including the territorial waters of the Northern Grenadine Islands), the Cayman Islands, the St. Christopher-Nevis-Anguilla Islands, and the British Virgin Islands)". (Sec. 3, 23 Stat. 119, as amended, sec. 5, 35 Stat. 425, as amended (5 U.S.C. 301, 46 U.S.C. 3, 104))

There is statutory authority for this exemption after a finding has been made that such reciprocity exists. Therefore, good cause exists for dispensing with notice and public procedure thereon as unnecessary, and good cause is found for the amendment to become effective at the earliest date possible under 5 U.S.C. 553.

[SEAL] VERNON D. ACREE,
*Commissioner of Customs.*

Approved: July 24, 1975.

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20216 Filed 8-1-75;8:45 am]

## Title 20—Employees' Benefits

## CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## PART 405—FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED (1965- )

### Nonallowable Costs Related to Certain Capital Expenditures; Provider Appeals Concerning Classifications for, Exceptions to, and Exemptions From Cost Limits

On January 3, 1975, there was published in the FEDERAL REGISTER (40 FR 797) a Notice of Proposed Rule Making with proposed amendments to Subpart D of Regulations No. 5, to implement section 1122 of the Social Security Act—"Limitation on Federal Participation for Capital Expenditures." The proposed amendments provided that reimbursement would be withheld from providers of services, for depreciation, interest on borrowed funds, a return on equity capital (in the case of proprietary providers), and other costs related to certain capital expenditures that the Secretary determines have not been submitted to the designated planning agency, as required, or have been determined to be inconsistent with State and local health facility plans. The proposed amendments also included the appeals right of providers and persons pursuant to section 1122(f) of the Social Security Act.

Interested persons were given 30 days within which to submit written comments or suggestions thereon. Comments and suggestions were received from several organizations and institutions. Some of these parties expressed their full concurrence with the proposed regulations as written, and others offered recommendations which are summarized below.

It was suggested that the regulations be effective beginning with the date they are published as a final rule in the Federal Register. Others recommended that the effective date of the regulations be expressed exactly as stated in the enacting legislation. As was explained in the preamble to the proposed regulations, section 1122 is self-executing and the proposed regulations are merely conforming regulations which specify an effective date consistent with that contained in regulations already published as a final rule in the FEDERAL REGISTER, by the Public Health Service (PHS) and codified in the Code of Federal Regulations (42 CFR Part 100). For this reason, neither of these suggestions has been adopted.

A comment was made that the regulations should include the definition of capital expenditures contained in the PHS regulations, as well as the specific methods by which State agencies will evaluate capital expenditures which are subject to section 1122 of the Act, and a requirement that State agencies complete their review of capital expenditures in 30 days. We believe the cross-reference in § 405.435 to the capital expenditure definition in the PHS regulations is sufficient. As for evaluation methods that State agencies will follow and the period within which State agencies should review expenditures, both relate to the section 1122 responsibilities of the PHS and, therefore, these suggestions were forwarded to the PHS.

It was also suggested that the regulations specify, and identify, which capital expenditure planning costs are allowable costs for Medicare reimbursement purposes, even though the expenditure may be not approved or was not undertaken. Both of these concepts are expressed clearly in the last sentence of § 404.435 (a), in the proposed regulations. Another comment was that the regulations should grant providers the right to administrative and judicial review of their intermediary's determination with respect to nonallowable costs attributable to capital expenditures which are subject to, but not approved under, section 1122. The proposed regulations (paragraph (d) of § 405.435) provided for reconsideration of the reimbursement determination under §§ 405.1809–405.1883 and §§ 405.1885–405.1889 of the regulations already in force. The content of this paragraph has now been redesignated as § 405.1890 and incorporated in Subpart R instead of Subpart D. However, judicial review is specifically prohibited by section 1122(f) of the Act.

In addition, one comment indicated that the regulations do not clearly identify the parties which may be involved in provider appeals of section 1122 determinations (State agencies, intermediaries, Provider Reimbursement Review Board, the Secretary of Health, Education, and Welfare, Federal courts). The right to appeal section 1122 determinations and the parties to these appeals are explained and identified by cross-reference to existing Social Security Administration regulations.

Although not included in the Notice of Proposed Rule Making on section 1122, a revision of paragraph (e) of § 405.460 is being published in final with these regulations. This amendment concerns the rights of a provider to review of a determination concerning the classification for, exceptions to, or exemptions from the cost limits imposed under the authority of § 405.460 of Regulations No. 5, originally published at 39 FR 20164 (June 6, 1974). The revision is only a technical one which effects no substantive change in the appeals procedure. The cross-reference is being corrected to reflect the new location of the provisions referred to (Subpart R of Regulations No. 5).

With the changes noted above, the proposed amendments are adopted and set forth below.

(Sections 1102, 1122, and 1871 of the Social Security Act; 49 Stat. 647, as amended, 86 Stat. 1386, 79 Stat. 331, 42 U.S.C. 1302, 1320a–1, and 1395hh.)

*Effective date:* These amendments shall be effective with respect to all capital expenditures, the obligation for which is incurred after December 31, 1972, or after the effective date of the agreement between the State and the Secretary, whichever is later.

(Catalog of Federal Domestic Assistance Program No. 13.800, Health Insurance for the Aged—Hospital Insurance.)

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.

Dated: July 3, 1975.

J. B. CARDWELL,
*Commissioner of Social Security.*

Approved: July 29, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

Regulation No. 5 of the Social Security Administration, as amended (20 CFR Part 405), is further amended as set forth below.

1. Section 405.402 is amended by revising the material in paragraph (c) preceding paragraph (c)(1) to read as follows:

§ 405.402 Cost reimbursement; general.

* * * * *

(c) As formulated herein, the principles give recognition to such factors as depreciation, interest, bad debts, educational costs, compensation of owners, and an allowance for a reasonable return on equity capital of proprietary facilities. However, costs such as depreciation, interest on borrowed funds, a return on equity capital (in the case of proprietary providers), and other costs related to certain capital expenditures are subject to the provisions of § 405.435, "Nonallowable costs related to certain capital expenditures." With respect to allowable costs some items of inclusion and exclusion are:

* * * * *

2. Section 405.415 is amended by adding paragraph (k) to read as follows:

§ 405.415 Depreciation: Allowance for depreciation based on asset costs.

* * * * *

(k) *Limitation on Federal participation for capital expenditures.* See § 405.435, "Nonallowable costs related to certain capital expenditures" for situations where allowance for depreciation is not an allowable cost.

3. Section 405.419 is amended by adding paragraph (e) to read as follows:

§ 405.419 Interest expense.

* * * * *

(e) *Limitation on Federal participation for capital expenditures.* See § 405.435, "Nonallowable costs related to certain capital expenditures" for situations where interest on borrowed funds is not an allowable cost.

4. Section 405.429 is amended by adding paragraph (b)(3) to read as follows:

§ 405.429 Return on equity capital of proprietary providers.

* * * * *

(b) *Application.* * * *

(3) Effective with respect to any capital expenditure, the obligation for which is incurred after December 31, 1972, or after the effective date of an agreement executed between a State and the Secretary pursuant to section 1122 of the Act, whichever date is later (and subject to the exceptions in § 405.435(c)), a provider's investment in plant, property, and equipment related to patient care, and funds deposited by a provider which leases plant, property, or equipment related to patient care which are found to be expenditures which have not been submitted to the designated planning agency as required or have been determined to be inconsistent with health facility planning requirements (see 42 CFR 100.101–100.110) are not included in the provider's equity capital for computing the allowance for a reasonable return on equity capital.

5. A new § 405.435 is added to read as follows:

§ 405.435 Nonallowable costs related to certain capital expenditures.

(a) *Principle.* Effective with respect to any capital expenditure, as defined in 42 CFR Part 100, the obligation for which is incurred after December 31, 1972, or after the effective date of an agreement executed between a State and the Secretary pursuant to section 1122 of the Act, whichever date is later, the depreciation, interest on borrowed funds, return on equity capital (in the case of proprietary providers), and any other costs attributable to such capital expenditure, where the Secretary has determined that such proposed capital expenditure has not been submitted to the designated planning agency as required, or that it has been determined by such agency to be inconsistent with the standards, plans, or criteria developed to meet the need for adequate health care facilities (as defined in 42 CFR 100.101–100.110) are not allowable. Other costs related to such capital expenditures include title fees; permit and license fees; broker commissions; architect, legal, accounting, and appraisal fees; interest, finance, or carrying charges on bonds, or notes; and other costs incurred for borrowing funds. The reasonable costs incurred by a provider for studies, surveys, designs, plans, working drawings, specifications, and other activities essential to the acquisitions, improvement, expansion, or replacement of the plant and equipment which are conducted to enable the provider to properly determine whether the proposed capital expenditure would be in compliance with the standards, plans, or criteria developed by the designated planning agency are allowable, except if the provider makes the capital expenditure and does not receive the required approval.

(b) *Applicability.* Under the principle specified in paragraph (a) of this section, any costs related to capital expenditures, the obligation for which was incurred by or on behalf of a provider subsequent to 1972 (except as described in paragraph (c) of this section), are not allowable where the Secretary has de-





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termined that the capital expenditures have not been submitted to the designated planning agency as required or that they have been determined to be inconsistent with the standards, plans, or criteria developed by the designated planning agency or other health planning agency in the State to meet the need for adequate health care facilities in the area covered by the plan or plans so developed (see 42 CFR 100.101–100.110). Costs claimed by a provider in connection with capital assets which are donated or transferred to a provider are also subject to the application of such principle. Such principle also applies to the reasonable equivalent of that portion of any rental expense incurred pursuant to a lease or a comparable arrangement (and to any amounts deposited under the terms of such a lease or comparable arrangement in computing the return on equity capital) that would have been excluded had the provider acquired such a facility or equipment by purchase. The amounts excluded are not subject to reimbursement under any other provisions of Title XVIII of the Act.

(c) *Exceptions.* The limitation on recognition of costs attributable to capital expenditures discussed in this section does not apply to:

(1) A provider furnishing health care services as of December 18, 1970, which on such date was committed to a formal plan of expansion or replacement, with respect to such expenditures as may be made or such obligations as may be incurred for capital items included in such plan where preliminary expenditures toward the plan of expansion or replacement (including payments for studies, surveys, designs, plans, working drawings, specifications, and site acquisition essential to the acquisition, improvement, expansion, or replacement of the health care facility or equipment concerned) of $100,000 or more, had been made during the 3-year period ending December 17, 1970, or,

(2) Christian Science sanatoriums operated, or listed and certified, by the First Church of Christ, Scientist, Boston, Massachusetts, or

(3) Capital expenditures the obligations for which were incurred by, or on behalf of a provider prior to 1973, or

(4) Capital expenditures the exclusion of which the Secretary has determined would:

(i) Discourage the operation or expansion of a provider which has demonstrated its capability of providing comprehensive health care services efficiently, effectively, and economically; or

(ii) Otherwise be inconsistent with the effective organization and delivery of health services or the effective administration of Title V, XVIII, or XIX of the Act.

(d) *Appeals.* See § 405.1890 for appeal rights of a provider or other person dissatisfied with a determination under section 1122 of the Act (42 U.S.C. 1320a–1).

6. A new § 405.1890 is added to read as follows:

### § 405.1890 Appeals from a determination under section 1122 of the Act.

(a) *Right to an appeal.* Any provider or person dissatisfied with a determination under section 1122 of the Act, 42 U.S.C. 1320a–1, other than a determination of amounts of reimbursement to be excluded, may request a reconsideration of such determination as provided for in 42 CFR 100.108(d). In addition, any provider or person may appeal a determination disallowing costs attributable to a nonapproved capital expenditure in accordance with applicable provisions in this Subpart R, subject to the exceptions in paragraphs (b), (c), (d) and (e) of this section.

(b) *Amount in issue is less than $10,000.* A determination of exclusion under section 1122 of the Act of an amount of less than $10,000 may be appealed to an intermediary's hearing officer or panel of hearing officers, using the mechanisms in §§ 405.1809–405.1833 and §§ 405.1885–405.1889, as applicable, except that:

(1) There is no requirement that the amount in issue disallowed under section 1122 of the Act be at least $1,000; and

(2) The period within which the provider may request review shall be 6 months, rather than the period described in § 405.1811(a).

(c) *Amount in issue is $10,000 or more.* A determination of exclusion under section 1122 of the Act of an amount of $10,000 or more (or with respect to a particular cost report, exclusion of an amount of less than $10,000, provided that the total amount in issue with respect to such cost report exceeds $10,000) may be appealed to the Provider Reimbursement Review Board, using the mechanism in §§ 405.1835 through 405.1889, except that:

(1) The period within which the provider may request review shall be 6 months, rather than the period described in § 405.1841(a); and

(2) Paragraph (a)(4) of § 405.1801 and § 405.1877 shall not apply to a determination of exclusion under section 1122 of the Act.

(d) *Other administrative review.* Except as provided in paragraphs (b) and (c) of this section, there is no administrative review of any determination of exclusion of costs under the authority of section 1122 of the Act.

(e) *Judicial review.* As provided in section 1122(f) of the Act and paragraph (c)(2) of this section, there is no judicial review of any determination made under the authority of section 1122.

7. Paragraph (e) of § 405.460 is revised to read as follows:

### § 405.460 Limitations on coverage of costs.

* * * * *

(e) *Provider rights to review.* A request by a provider for review of the determination of an intermediary concerning classification for, exceptions to, or exemptions from the cost limits imposed under the provisions of this section shall be made to the intermediary under the provisions of Subpart R of this Part 405.

* * * * *

[FR Doc.75-20219 Filed 8-1-75;8:45 am]



## Title 36—Parks, Forests, and Public Property

## CHAPTER VI—AMERICAN REVOLUTION BICENTENNIAL ADMINISTRATION

## PART 606—THE OFFICIAL COMMEMORATIVE LICENSING PROGRAM

### Policy and Guidelines

**● Purpose. The purpose of this document is to describe the official commemorative licensing program for the American Revolution Bicentennial Administration (ARBA) and to prescribe regulations for its implementation. ●**

*Background.* The Joint Resolution (Pub. L. 89–491, as amended) establishing the American Revolution Bicentennial Commission (ARBC), the predecessor organization to the American Revolution Bicentennial Administration (ARBA), anticipated that the Commission would be funded with donations and with funds *"received in pursuance of contracts hereunder"* (section 6(d)). Also, authorizations for appropriations were enacted.

The basic legislation was amended by Pub. L. 91–528 to grant the Commission exclusive rights to any logos, symbols or marks adopted by the ARBC.

Testimony by Hobart D. Lewis, Vice Chairman, ARBC, on May 6, 1970, before Subcommittee No. 4 of the House Committee on the Judiciary in support of H.R. 16408, which was enacted as Pub. L. 91–528, was as follows:

> The purpose of section 3 of the bill is to permit the Commission the exclusive use of distinctive logos, symbols, or marks, which will be designed as the hallmarks of the official Bicentennial commemoration.
>
> It is expected that these designs will become associated in the minds of people world-wide with the American Revolution Bicentennial. Advertising, information literature, travel brochures, letterheads, tickets, etc., associated with activities sanctioned by the Commission will carry such design. The Commission will be able to license use of such designs under appropriate terms and conditions in connection with promotional and identification purposes as well as in connection with souvenir items such as pennants, lighters, etc.

Senate Committee on the Judiciary Report No. 91–976, dated June 25, 1970, reporting favorably on H.R. 16408, states:

> The purpose of this section is to permit the Commission the exclusive use of distinctive logos, symbols, or marks, which will be designed as the hallmark of the official Bicentennial commemoration.
>
> It is expected that these designs will become associated in the minds of people worldwide with the American Revolution Bicentennial. Advertising, information literature, travel brochures, letterheads, tickets and so forth, associated with activities sanctioned by the Commission will carry such design. The Commission will be able to license use of such designs under appropriate terms and conditions in connection with promotional and souvenir items, such as medals, pennants, lighters, and so forth.



A similar statement is included in Report No. 91–976 of the Senate Judiciary Committee on the companion bill in the Senate (S. 3630).

Subsequent amendments to the basic ARBC legislation (Pub. L. 92–236) authorize the Commission to provide for:

> . . . the preparation, distribution, dissemination, exhibition, and sale of historical, commemorative, and informational materials and objects which will contribute to public information, awareness, and interest in the Bicentennial.

This provision constitutes broad authority for ARBC to engage in distribution and sales programs related to the Bicentennial commemoration, including the licensing of the logo for appropriate use on souvenirs and other items.

Pub. L. 92–538, approved October 23, 1972, amended the basic ARBC statute to include authorization for a program of matching grants to State Bicentennial Commissions, communities and nonprofit organizations to support their Bicentennial projects. It was anticipated that the ARBC funding for such projects would be derived from revenues from the sale of commemorative medals and from revenues from a licensing program.

The American Revolution Bicentennial Administration (ARBA) was established by Pub. L. 93–179, approved December 11, 1973, as the successor organization to the ARBC. Such legislation specifically continued in effect all of the above provisions of law and specifically directs the Administrator to perform certain duties and further empowers the Board to establish basic policy guidelines for the Administrator. With respect to licensing, Pub. L. 93–179, section 4(b)(4) provides:

> (b) In addition the Administrator shall—
>
> (4) provide for the preparation, distribution, dissemination, exhibition, and sale of commemorative medals and other historical, commemorative, and informational materials and objects which will contribute to public information, awareness, and interest in the bicentennial. In preparing the Administration's plans and programs, the Administrator shall give due consideration to any related plans and programs developed by State, local and private groups, and he may designate special committees with representatives from such bodies to plan, devlop, and coordinate specific activities.

Historically, Americans in all walks of life tend to attach a real significance to official commemorative items which memorialize for themselves and their families special events, holidays and national celebrations. Frequently, these memorabilia become family treasures to be passed from generation to generation. Recognizing this tradition, the Congress included in Pub. L. 93–179 the above authority for a licensing program.

During Congressional hearings of the former Commission, as well as hearings to establish the new ARBA, the intent of the Congress also is clear that the ARBA should develop a source of funds to further the programs and activities of States, communities, and non-profit organizations. Consistent with the legislative authorization and the legislative history, a portion of the funds derived from a commemorative licensing program will be distributed in accordance with section 9(a)(2):

> (a) The Administrator is authorized to carry out a program of grants-in-aid in accordance with and in furtherance of the purposes of this Act. The Administrator may, subject to such regulations as may be prescribed—
>
> (2) make grants of nonappropriated funds to non-profit entities, including States, territories, the District of Columbia, and the Commonwealth of Puerto Rico (or subdivisions thereof), to assist in developing or supporting bicentennial programs or projects. Such grants may be up to 50 per centum of the total cost of the program or project to be assisted.

*Adoption of Regulations.* The American Revolution Bicentennial Board was established by Pub. L. 93–179 and is empowered by section 10(h)(3) thereof to "review, approve, disapprove, or ratify from time to time, all basic policy and guidelines. . ." of the ARBA. This Part 606 constitutes ARBA basic policy and guidelines for the commemorative licensing program.

Pursuant to provisions of Pub. L. 93–179, as indicated above, the American Revolution Bicentennial Administration (ARBA) is adding Part 606, The Official Commemorative Licensing Program, to 36 CFR Chapter VI as set forth below.

Although these regulations are currently in effect, written comments from interested parties will be considered and where appropriate amendments made to these regulations as the American Revolution Bicentennial Board may determine. All comments received will be available for public inspection at the ARBA, 2401 E Street NW., Room 7240, Washington, D.C. 20276.

JOHN W. WARNER,
*Administrator.*

JULY 28, 1975.

Part 606 is added as set forth below:

Sec.
606.100 Officially recognized commemoratives.
606.101 Non-exclusive licenses.
606.102 Place of manufacture and quality.
606.103 Royalties and licenses.
606.104 Excluded products.
606.105 Initial product areas and categories.

AUTHORITY: Pub. L. 93–179.

### § 606.100 Officially recognized commemoratives.

The ARBA will not officially endorse products. Rather, it will authorize the use of the official American Revolution Bicentennial symbol as described in Part 605, 36 CFR Chapter VI (40 FR 29539, July 14, 1975) through a license agreement for use in product design or packaging with the words "Officially Recognized Commemorative of the American Revolution Bicentennial Administration."

### § 606.101 Non-exclusive licenses.

In order to provide equitable opportunity for participation, it generally will be ARBA policy to issue non-exclusive licenses. However, exclusive licenses may be issued in exceptional instances. The product must be determined to be commemorative in nature and/or educational as it relates to our Nation's heritage, the present commemoration of the Bicentennial, and our future.

### § 606.102 Place of manufacture and quality.

(a) The product must be made in the United States of America, its territories and possessions within the meaning of Federal Trade Commission "Made in USA" designation guidelines. Any exceptions to this policy must be approved by the ARBA.

(b) The product must meet high standards of quality and safety and meet all applicable industry standards, laws and regulations. The ARBA will have final determination of design and product promotion. In general, products must be available nationwide and subject to a pricing structure which will enable a wide range of income levels to make purchases.

### § 606.103 Royalties and licenses.

(a) A non-refundable advance against future royalties will normally be required from the licensee.

(b) The product license will expire April 30, 1977 with no residual rights to the manufacturer. Products manufactured on or before April 30, 1977 may be sold subsequent to such date subject to payment of applicable royalty to ARBA or its successor organization.

(c) The ARBA generally will not license limited editions by quantity of product but may, where appropriate, authorize a limited term of availability similar to the marketing format for the ARBA Commemorative Medals, authorized by the Congress of the United States, and the Philatelic-Numismatic Combinations (PNCs).

### § 606.104 Excluded products.

As implied under Pub. L. 93–179, the ARBA has the discretion to exclude product areas from the licensing program. For example, no license will be issued for consumables such as alcoholic beverages, tobacco, fresh or processed food products, and personal hygiene toiletries.

### § 606.105 Initial product areas and categories.

Licensed items may initially be limited to the following few product areas or items:

—Flags (sale restricted to Bicentennial Communities and Organizations)
—Calendars
—Craft Items
—Needlepoint Kits
—Jewelry
—Decals (pressure sensitive markings)
—Furniture
—Embroidered Cloth Patch
—China and Crystal
—Silverware and Pewter
—Wearing Apparel, limited to a few items like scarves, neckties, belts, etc.
—Maps and National Guidebooks
—Bookcovers and Bookmarks
—Toys
—Games and Puzzles
—License Plates
—Greeting Cards
—Desk Sets and Paper Weights
—Buttons
—Coin Displays



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—Stamp Displays
—School Rings and Yearbooks
—Playing Cards
—Liberty Bell Reproductions
—Educational or Commemorative Premium Campaigns where the end result is the free or low-cost dissemination of Bicentennial information or keepsake materials to the general public.

[FR Doc.75-20163 Filed 8-1-75;8:45 am]

## Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

### SUBCHAPTER E—PESTICIDE PROGRAMS

[FRL 409-8; PP 5E1565/R39]

### PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

#### 2-[[4-chloro-6-(ethylamino)-s-triazin-2-yl]amino]-2-methylpropionitrile

On June 18, 1975, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (40 FR 25688), a notice of proposed rulemaking to increase the established tolerance for residues of the herbicide 2-[[-chloro-6-(ethylamino) - s - triazin - 2 - yl]amino] - 2 - methylpropionitrile in or on the raw agricultural commodities corn fodder and forage from 0.05 to 0.2 part per million. This notice of proposed rulemaking was published in response to a petition (PP 5E1565) submitted to the EPA by Dr. C. C. Compton, Coordinator, Interregional Research Project No. 4 State Agricultural Experiment Station, Rutgers University, New Brunswick NJ 08903 on behalf of the IR-4 Technical Committee and the Witchweed Laboratory, Animal and Plant Health Inspection Service, Plant Protection and Quarantine Programs, U.S. Department of Agriculture, Whiteville NC 24872.

No comments or requests for referral to an advisory committee were received by the EPA with respect to this proposal. It is concluded, therefore, that the proposed amendment to the regulation should be adopted without change.

Any person adversely affected by this regulation may, on or before September 3, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW, East Tower, Room 1019, Washington DC 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective on August 4, 1975, Part 180, Subpart C, § 180.307 is amended as set forth below.

(Section 408(e) of the Federal Food, Drug and Cosmetic Act (21 U.S.C. 346a(e)))

Dated: July 29, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*



Part 180, Subpart C, is amended by revising § 180.307 to include a tolerance of 0.2 part per million in or on corn fodder and forage, thereby increasing the current tolerance for corn fodder and forage from 0.05 to 0.2 part per million. This section is amended to read as follows.

**§ 180.307 2-[[4-Chloro-6-(ethylamino)-s-triazin-2-yl] amino]-2-methylpropionitrile; tolerances for residues.**

Tolerances are established for residues of the herbicide 2-[[4-chloro-6-ethylamino) - s -triazin-2-yl]amino]-2-methylpropionitrile in or on raw agricultural commodities as follows:

0.2 part per million in or on corn fodder and forage.

0.05 part per million (negligible residue) in or on fresh corn including sweet corn (kernels plus cob with husk removed), corn grain, and sorghum fodder, forage, and grain.

[FR Doc.75-20117 Filed 8-1-75;8:45 am]

[FRL 410-1; PP4F1521/R40]

### PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

#### Propargite

On August 13, 1974, notice was given (39 FR 29049) that Uniroyal Chemical Company, Division of Uniroyal Inc., Amity Rd., Bethany CT 06525, had filed a pesticide petition (PP4F1521) with the Environmental Protection Agency (EPA). This petition proposed that 40 CFR 180.259 be amended to increase the established tolerance for residues of the insecticide propargite (2-(*p-tert*-butylphenoxy)-cyclohexyl 2-propynyl sulfite) in or on corn fodder and forage from 2 parts per million (ppm) to 10 ppm.

The data submitted in the petition and other relevant material have been evaluated, and it was concluded that the existing tolerance for corn fodder and forage at 2 ppm should be revoked and a tolerance for field corn fodder and forage at 10 ppm be established. Existing tolerances for residues of propargite in meat, milk, poultry, and eggs are adequate to cover these higher residues on corn fodder and forage. The increased tolerance will protect the public health.

Any person adversely affected by this regulation may on or before September 3, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW, East Tower, Room 1019, Washington DC 20460. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective on August 4, 1975, Part 180, Subpart C, § 180.259, is amended as set forth below.

(Section 408(d) (1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(d)(1)))

Dated: July 29, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

Section 180.259 is amended by 1) revising the paragraph "10 parts per million . . ." to include field corn fodder and forage, and 2) deleting the paragraph "2 parts per million in or on corn fodder and forage" as follows:

**§ 180.259 Propargite; tolerances for residues.**

* * * * *

10 parts per million in or on cranberries, field corn fodder and forage, and grapes.

* * * * *

[FR Doc.75-20118 Filed 8-1-75;8:45 am]

## Title 41—Public Contracts, Property Management

### CHAPTER 9—ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

[ERDA-PR Temporary Regulation No. 11]

### PART 9-7—CONTRACT CLAUSES

### PART 9-15—CONTRACT COST PRINCIPLES AND PROCEDURES

#### ERDA Cost Principles

*Correction*

In FR Doc. 75-19655, appearing at page 31766, in the issue for Tuesday, July 29, 1975, the effective date in the effective date paragraph should read "July 29, 1975".

## Title 47—Telecommunications

### CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

### PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

#### Certificated Equipment for Identification Requirements

JULY 24, 1975.

Section 2.1045 of the recently adopted procedural rules for equipment authorization requires that on and after September 1, 1975, each piece of certificated equipment carry a label containing specific information.

This Notice is intended to clarify these requirements and answer the many inquiries that have been received asking what will satisfy these requirements.

The specific identification requirements for each certificated equipment are set out in the rules governing its operation. Where the rules require identification as set out in Subpart J of Part 2 (The Procedural Rules), the device must be identified by a trade name and model number. After September 1, 1975, § 2.1045 requires that the trade name and model number appear on a single label attached to the receiver.

The stricter requirements apply to equipment for which an application for certification was filed on and after September 1, 1975. The label on equipment that was certificated before September 1, 1975, need not be changed from that shown in the application for certification.

After September 1, 1975, the trade name must appear on the label. If a name appears elsewhere on the equipment, it must be identical to that on the label. One exception is permitted. If a part of the manufacturer's or vendor's name is used as the trade name, the full name may be used on the label and the partial name may be used elsewhere on the equipment. For example: Radio Devices Electric Co. on the label; RD on the front of the receiver.

In addition to the trade name, if desired, the manufacturer's or vendor's name may also appear on the label provided it is preceded by a term such as "Sold by", "Distributed by", "Manufactured by" etc. In no case may the equipment be marked so that it appears to have more than one trade name.

*Pet Names. Special Names and Marks for Sales Purposes.* The Commission has been made aware that manufacturers or vendors, in addition to a trade name, marked pet names or other marks and names on their equipment for marketing purposes. One method of meeting the new requirements would be to join the pet name with what was once the trade name forming a new identifier which would be the trade name. For example: Former trade name "ROSE"; special mark "XR-100"; New trade name "ROSE XR-100".

For consumer equipment the label must carry the words "MODEL NO." followed by the identifier specified in the application for certification as being the model number. A different model number or an identifier which appears to be a model number (i.e. any number on the front or any number preceded by the word "model"), may not be carried on the equipment. Other numbers on the label or on the receiver must be clearly separate and distinct from the model number. The words "MODEL NO." may be preceded by the term "FCC DATA" to facilitate recognition of the identifying number used by the FCC. However, use of this term does not permit contradictory or confusing labeling elsewhere.

For communications equipment the label must carry the words "FCC RECEIVER DATA" followed by the identifier specified in the application for certification as being the model number. The word RECEIVER may be abbreviated as RCVR or RX. With regard to other numbers carried on the receiver or on the label, the same requirements apply as those discussed above for consumer equipment.

The new rules will be strictly enforced. Questions concerning specific identification schemes should be directed to:

Federal Communications Commission
Office of Chief Engineer
Laboratory Division
P.O. Box 40
Laurel, Maryland 20810
Telephone: (301) 953 9850

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20212 Filed 8-1-75;8:45 am]





[FCC 75-870]

## PART 91—INDUSTRIAL RADIO SERVICES

1. The Interdepartment Radio Advisory Committee (IRAC) has requested that the frequency 40.68 MHz be deleted from Part 91 of the Commission's Rules.

2. The frequency 40.68 MHz is available in the Power, Petroleum, Forestry Products, Special Industrial, and Business Radio Services for transmitting hydrological and meteorological data. However use of the frequency is limited to stations located in the States of Pennsylvania and West Virginia and then only on a secondary basis to Government operations. The frequency has been available to licensees in these services since 1958; nevertheless, there is no one currently using the channel. Anyone needing to transmit hydrological data uses the more reliable VHF and UHF frequencies available for that purpose.

3. We have carefully reviewed this request and, in view of the limited possible use of the channel and the fact that there appears to be no apparent need for the frequency, we feel that the public interest will be served by granting the request. The associated limitation, the one limiting the frequency to the States of Pennsylvania and West Virginia, is also deleted.

4. Because there are no existing non-Government operations on this frequency which could be affected by the above-mentioned rule amendments, the prior notice, public comments, and effective date procedures of 5 U.S.C. 533 are unnecessary.

5. Accordingly, IT IS ORDERED, pursuant to the authority contained in Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, that, effective August 18, 1975 Sections 91.254, 91.304, 91.354, 91.504 and 91.554 of the Commission's Rules are AMENDED as shown below. IT IS FURTHER ORDERED That this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 503)

Adopted: July 22, 1975.

Released: August 1, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 91 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. In § 91.254(a) table 40.68 MHz is deleted, and par. (b) limitation (5) is deleted and reserved to read as follows:

**§ 91.254 Frequencies available.**

(a) * * *

| Frequency or band (megahertz) | Class of station | Limitations |
|---|---|---|
| . | . | . |
| 37.86 | Base or mobile | |
| 47.70 | do | |
| . | . | . |

2. In § 91.304(a) table 40.68 MHz is deleted, and par. (b) limitation (3) deleted and reserved to read as follows:

**§ 91.304 Frequencies available.**

(a) * * *

| Frequency or band (megahertz) | Class of station | Limitations |
|---|---|---|
| . | . | . |
| 33.38 | Base or mobile | |
| 48.56 | do | |
| . | . | . |

3. In § 91.354(a) table 40.68 MHz is deleted, and par (b) limitation (3) is deleted and reserved to read as follows:

**§ 91.354 Frequencies available.**

(a) * * *

| Frequency or band (megahertz) | Class of station | Limitations |
|---|---|---|
| . | . | . |
| 37.88 | Base or mobile | |
| 48.56 | do | 11 |
| . | . | . |

4. In § 91.504(a) table 40.68 MHz is deleted, and par (b) limitation (5) is deleted and reserved to read as follows:

**§ 91.504 Frequencies available.**

(a) * * *

| Frequency or band (megahertz) | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| . | . | . | . |
| 35.86 | Base or mobile | Permanent use | 11 |
| 43.02 | do | General use | |
| . | . | . | . |

5. In § 91.554(a) table 40.68 MHz is deleted, and par. (b) limitation (5) is deleted and reserved to read as follows:

**§ 91.554 Frequencies available.**

(a) * * *

| Frequency or band (megahertz) | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| . | . | . | . |
| 35.98 | Base or mobile | General use | |
| 42.96 | do | Permanent use | 10, 11 |
| . | . | . | . |

[FR Doc.75-20205 Filed 8-1-75;8:45 am]

## Title 4—Accounts

### CHAPTER III—COST ACCOUNTING STANDARDS BOARD

### PART 351—BASIC REQUIREMENTS

### PART 403—ALLOCATION OF HOME OFFICE EXPENSES TO SEGMENTS

#### Filing Requirements and Contract Awards

The purpose of this publication by the Cost Accounting Standards Board is to modify Part 351, Basic Requirements, of its rules and regulations and Part 403, Allocation of Home Office Expenses to Segments. A proposed modification to Part 351 was published in the FEDERAL REGISTER of April 3, 1975 (40 FR 14942).



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Twenty-seven sets of comments were received in response to that publication. After considering those comments, the most significant of which are discussed below, the Board is today publishing an amendment to its rules relative to the requirement for the submission of Disclosure Statements by defense contractors and subcontractors.

1. *Fiscal Year Coverage.* The Board's April 3 proposal provided that any company which, together with its subsidiaries, received more than $10 million in prime contracts subject to Cost Accounting Standards in Government fiscal years 1974 or 1975 would be required to file Disclosure Statements. Board regulations now require the filing of Disclosure Statements on the basis of prime contracts awarded in fiscal years 1971, 1972 or 1973. There were no objections voiced by commentators to the inclusion of fiscal years 1974 and 1975 in the filing requirement. Accordingly, the amendments being published today require that companies who exceeded the threshold amounts in either of those fiscal years will be required to file Disclosure Statements.

2. *Effective Date.* The Board's proposal established July 1, 1975, as the effective date for the requirement to include awards made in fiscal years 1974 and 1975. Most commentators pointed out that in view of the short time permitted between submission of comments on the proposal and the July 1 date, any company which met the new requirement would not have sufficient time to file a satisfactory Disclosure Statement to permit receipt of a covered contract. The Board agrees, and accordingly, the amendments being published today establish an effective date of January 1, 1976, for the new requirement. Thus, any company which, together with its subsidiaries, received more than $10 million in prime contract awards subject to Cost Accounting Standards in Government fiscal years 1974 or 1975 must submit a Disclosure Statement in order to receive a covered national defense contract after January 1, 1976.

The April 3 proposal also provided for including subcontract awards in the computation to determine if a company meets the requirement for the filing of Disclosure Statements, beginning with Federal fiscal year 1976. The proposal stated that companies which met the threshold in fiscal year 1976 would be required to file Disclosure Statements as of July 1, 1976. In view of the need for a company to determine whether or not it met the filing requirement and then have sufficient time in which to prepare a satisfactory Disclosure Statement, the effective date for filing a Disclosure Statement on the basis of fiscal year 1976 data has been changed to March 31, 1977. For fiscal years subsequent to 1976, companies will be required to file Disclosure Statements as a condition of receiving a contract by March 31 following the end of the fiscal year in which the threshold is met. This should permit contractors to make their eligibility determination in sufficient time to allow preparation of acceptable Disclosure Statements.

3. *Inclusion of Subcontracts.* The Board's proposal required that beginning with Federal fiscal year 1976 (July 1, 1975–June 30, 1976) companies would be required to include, in addition to prime contract awards, the value of subcontract awards received subject to Cost Accounting Standards in their computation to determine if they must file Disclosure Statements. Beginning with that fiscal year and for all subsequent fiscal years, the Board's proposal stated that any company which, together with its subsidiaries, received more than $10 million in prime contract awards and subcontract awards subject to Cost Accounting Standards would be required to file Disclosure Statements.

Some commentators questioned how the value of awards was to be considered in determining if a company met the threshold. The $10 million figure is to include both prime contract awards and subcontract awards and may, in fact, be met by companies receiving only subcontracts subject to Standards. There was no intention that companies must have received one or more prime contracts in order to be required to file a Disclosure Statement. The determination of whether or not a company has $10 million in awards subject to Cost Accounting Standards must include both prime contracts and subcontracts.

A number of commentators objected to the inclusion of subcontract awards in a requirement for filing Disclosure Statements. They argued that in many cases they do not have sufficient information to determine whether a subcontract is subject to Standards. Some commentators stated that in many cases prime contractors pass through to subcontractors all Standard Government contract clauses whether or not they are required to be included in the subcontract. They allege that, in some cases, when the prime contractors are contacted to determine specifically whether or not a subcontract which contains the Cost Accounting Standards Clause is, in fact, subject to Standards, the prime contractor states that it is not. Because of this, the commentators claim they would be required to establish an elaborate information-gathering system to assure that they properly identify every subcontract subject to Standards.

The argument about the adequacy of information concerning coverage of subcontracts has been made to the Board on a number of occasions. In October 1973, when the Board published an earlier revision to the Disclosure Statement filing requirement, it advised contractors that they may be required to determine the dollar value of defense subcontract awards subject to CAS, and encouraged them to begin to identify and accumulate the value of subcontract awards separately. Many contractors are in fact effectively identifying subcontracts subject to Standards. These facts persuade the Board that identification of covered subcontracts is feasible, although the Board recognizes that some firms may have to clarify their information exchange procedures with the prime contractors with whom they do business.

The Board believes that the inclusion of the amount of subcontract awards in the Disclosure Statement filing requirement is appropriate because subcontracts, unless specifically exempt, are legally subject to the Board's Standards, rules and regulations. Accordingly, the amendments being published today provide for the inclusion of subcontract awards subject to Standards in the determination made by a company as to whether or not it must file a Disclosure Statement. This requirement is effective with Government fiscal year 1976 and applies to all subsequent fiscal years.

4. *Change in Fiscal Year Period.* Several commentators noted that the Federal Government is changing the dates of its fiscal year following Federal fiscal year 1976. The new fiscal year period will be from October 1 through the following September 30. The period July 1, 1976, thru September 30, 1976, will be known as Federal fiscal period 197T. These commentators asked whether or not contracts awarded in that period should be included in some way with a normal fiscal year's contract awards. The Board feels that it is not desirable to upset the regular twelve-month fiscal year computation period and accordingly has concluded that contracts awarded in that three-month period need not be included by companies in determining the value of contract awards received in fiscal year 1976 or any subsequent fiscal year.

5. *Previously Announced Filing Requirements.* The Board's proposal included a requirement that any company which has submitted or was required to submit a Disclosure Statement to the Government under the previously announced filing requirements by virtue of having received a covered contract shall remain subject to those requirements so long as it has any contract subject to Cost Accounting Standards. The proposal also required that Disclosure Statements from those companies on file with the Government must be maintained in current form by those companies. There were virtually no comments received on this requirement. The amendments being published today contain that requirement as set out in the April 3 proposal.

6. *Applicability of CAS 403.* A number of commentators noted that the April 3 proposal deleted paragraph 351.41 of the Board's regulations. This paragraph restated the requirement that only companies that met the Disclosure Statement filing requirement for Federal fiscal year 1971 were required to comply with CAS 403, *Allocation of Home Office Expenses to Segments.* These commentators asked that the Board's position be clarified as to whether or not any current revision to the Disclosure Statement requirement also changed the coverage of CAS 403. It was not the Board's intention to broaden the coverage of CAS 403 at this time. The possibility of extending the coverage of that Standard is the subject of a separate study currently underway. To make the Board's intention wholly clear, section 403.70 of CAS 403 is being revised to state explicitly rather than by cross reference the continuing coverage of that Standard. This revision has no substantive significance whatever, but instead merely sets out specifically what was and continues to be the exemption from that Standard, which was before today accomplished by reference to section 351.40 of the Board's Basic Requirements. Contractors and subcontractors which together with their subsidiaries did not receive net awards of negotiated national defense prime contracts during Federal fiscal year 1971 totaling more than $30 million continue to be exempt from Standard 403.





7. *Amendments to Disclosure Statements.* The Board's April 3 proposal also included revised procedures for handling changes to the Disclosure Statement. Contractors would be required to submit only the Disclosure Statement pages on which changes have been made. All commentators supported these revised procedures, and they are being published today as part of the Board's regulations.

The Board's April 3 proposal also included a provision enabling procurement agencies to issue regulations prescribing criteria under which a contractor may be required to submit a complete, updated Disclosure Statement. A number of commentators expressed concern over this provision. They felt that procuring agencies perhaps would issue regulations that were not consistent with the Board's intention and for this reason they urged that the Board prescribe criteria under which procurement agencies could make such a request.

The Board appreciates the concern expressed by the commentators. It would appear, however, that agencies would have a need for a complete, updated Disclosure Statement only where the number of amended pages submitted is so great that review of a Disclosure Statement would obviously be an excessively cumbersome process. The Board urges agencies to consider these views when adopting their criteria for submittal of a complete, updated Disclosure Statement. The Board has concluded that it should not itself set criteria for this particular requirement.

8. *Computation of Dollar Amount of Contract Awards.* A number of commentators asked that the Board clarify its intent as to which contracts should be included in the computation of the dollar amounts. The Board feels that covered contracts awarded in any fiscal year in which the computation is being made should be included. This would mean that for all of fiscal year 1974, negotiated defense prime contracts in excess of $100,000 would be included by a company in determining if it met the requirement to file a Disclosure Statement.

For the first six months of fiscal year 1975 all covered contracts in excess of $100,000 would be included in the figure for that fiscal year. For the balance of fiscal year 1975 only those awards which are subject to Standards would be included. This means that if a company was not performing under a covered contract exceeding $500,000 at January 1, 1975, and did not receive an award exceeding that amount in the last six months of the fiscal year, then only the covered contracts received in the first six months would be included. Only those companies which received an award of $500,000 or more in the last six months of the year would add up their covered contracts, including those subsequently awarded in amounts of $100,000 or more, to arrive at the total amount awarded in that period, to be added to the total for the first six months.

Beginning with Federal fiscal year 1976 only companies which receive at least one award exceeding $500,000 either as a prime contract or subcontract subject to Standards will be required to include the value of awards received to determine if they must file a Disclosure Statement. In essence, it is the Board's intention that contracts subject to Cost Accounting Standards shall be included in the computation to determine if the filing requirement has been met by a company for fiscal year 1974 and all subsequent fiscal years.

9. *Summary of Disclosure Statement Filing Requirements.* The Board has amended the requirement for filing Disclosure Statements a number of times. As a convenience to those affected by CAS, there follows a tabulation showing these requirements.

| Fiscal period | Government contracts to be included in computation | Amount (million) | Effective date |
|---|---|---|---|
| Fiscal year 1971 | Net negotiated prime defense contracts | $30 | Oct. 1, 1972. |
| Fiscal year 1972, 1973 | Defense prime contracts of the type subject to CAS | 10 | Jan. 1, 1974. |
| Fiscal year 1974, 1975 | Defense prime contracts subject to CAS | 10 | Jan. 1, 1976. |
| Fiscal year 1976 | Defense prime contracts and subcontracts subject to CAS. | 10 | Mar. 31, 1977. |
| Following years | Defense prime contracts and subcontracts subject to CAS. | 10 | Mar. 31 following fiscal year. |

10. *Modification.* The modifications being adopted today are limited to those areas in which the Board considers clarification or changes warranted at the present time. From time to time the Board may announce further changes in the criteria for applicability of the disclosure requirement.

The following modifications to Part 351 of the Board's regulations are being made, effective August 1, 1975, in view of the foregoing.

1. In § 351.40 delete paragraph (a) and add new paragraphs (e) and (f) and delete § 351.41 as follows:

**§ 351.40 Filing requirement.**

(a) [Removed]

• • • • • •

(e) Any company which, together with its subsidiaries, received net awards of negotiated national defense prime contracts subject to Cost Accounting Standards totaling more than $10 million in Federal fiscal year 1974 or 1975, must submit a completed Disclosure Statement.

(f) Any company which, together with its subsidiaries, received net awards of negotiated national defense prime contracts and subcontracts subject to Cost Accounting Standards totaling more than $10 million in Federal fiscal year 1976, or which receives such awards in any subsequent Federal fiscal year, must submit a completed Disclosure Statement by March 31 of the year following the Federal fiscal year in which the threshold was met.

**§ 351.41 [Removed]**

2. Section 351.50 is amended by revising paragraphs (a) and (c) and adding paragraph (d) as follows:

**§ 351.50 Contract awards.**

(a) Effective January 1, 1976, no relevant Federal agency shall award any national defense contract subject to this regulation to any contractor required to submit a Disclosure Statement under § 351.40, unless such submission has been made or post award submission has been authorized pursuant to § 331.60.

• • • • • •

(c) Any company which has submitted a Disclosure Statement to the Government under previously effective filing requirements shall remain subject to this section so long as it has any contract subject to Cost Accounting Standards.

(d) Any company which was obligated to submit a Disclosure Statement to the Government under previously effective filing requirements by virtue of having received a covered contract shall be subject to this section so long as it has any contract subject to Cost Accounting Standards.

3. Section 351.120 is amended by revising paragraph (d) and adding paragraph (e) as follows:

**§ 351.120 Amendment to Disclosure Statement.**

• • • • • •

(d) Amendment shall be submitted to the same offices, including the Cost Accounting Standards Board, to which submission would have to be made were an original Disclosure Statement being filed. Revised responses for Items 1.4.0 through 1.7.0, 8.1.0 or 8.2.0 must be submitted at the beginning of the contractor's fiscal year only if the response to an item in the Disclosure Statement on file requires a change. If the contractor's sales were such that it would check the same boxes in the Disclosure Statement, resubmission of responses concerning these particular items is not required.

(e) For each revision of the Disclosure Statement (addition, change or deletion), only the pages containing such revision shall be resubmitted. Each resubmission shall include a new cover sheet and a signed certification. In the first line of Item 0.4 of the cover sheet, companies shall enter the date of the revision. On the next line of Item 0.4 the date of the last cover sheet that was submitted shall be entered. The numbers of the pages



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being revised and submitted with the cover sheet shall be entered immediately above the certification. The upper right corner of each revised page being submitted shall be marked "Revised" and dated with the date shown in the first line of Item 0.4. Companies shall enter in the right margin of each page, an asterisk (*) alongside each line containing a revision. For continuation sheets, asterisks may be used in the right margin to identify revised material. Agencies may prescribe criteria under which submission of a complete, updated Disclosure Statement will be required.

4. Section 403.70 is revised to read as follows:

§ 403.70 Exemptions.

Any contractor or subcontractor which together with its subsidiaries did not receive net awards of negotiated national defense prime contracts during Federal fiscal year 1971 (July 1, 1970, through June 30, 1971) totaling more than $30 million is exempt from this Standard.

(84 Stat. 796, sec. 103 (50 U.S.C. App. 2168))

ARTHUR SCHOENHAUT,
*Executive Secretary.*

[FR Doc.75-20332 Filed 8-1-75;8:45 am]



Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Docket No. 75N-0001]

ADMINISTRATIVE PRACTICES AND PROCEDURES

Stay of Regulations

The Commissioner of Food and Drugs is staying until further notice the regulations on administrative practices and procedures published in the FEDERAL REGISTER of May 27, 1975 (40 FR 22950).

On July 23, 1975, the American College of Neuropsychopharmacology brought suit in the United States District Court for the District of Columbia seeking to invalidate the regulations on the ground that they were issued without notice of proposed rule making. At a hearing before the Honorable John H. Pratt, United States District Judge, on July 24, 1975, the Food and Drug Administration agreed, pursuant to request of the Court, to delay the effectiveness of the regulations pending a decision on the plaintiff's motion for a preliminary injunction. In a notice published in the FEDERAL REGISTER of July 28, 1975 (40 FR 31605), the Commissioner stayed the effectiveness of the regulations until August 4, 1975.

On July 31, 1975, the Court issued Findings of Fact and Conclusions of Law, and a Final Order and Judgment permanently enjoining issuance of the regulations until after compliance with the conditions set forth therein. The Commissioner will issue, for publication in the FEDERAL REGISTER in the near future, the terms of the foregoing documents.

Therefore, the Commissioner is hereby staying the effectiveness of the regulations until further notice.

Dated: July 31, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-20389 Filed 8-1-75;9:59 am]





# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rulemaking prior to the adoption of the final rules.

## DEPARTMENT OF THE TREASURY

Customs Service

[ 19 CFR Part 10 ]

INSTRUMENTS OF INTERNATIONAL TRAFFIC

Use of United States Containers Admitted as Instruments of International Traffic in Local United States Traffic

Notice is hereby given that under the authority of R.S. 251, as amended (19 U.S.C. 66), section 14, 67 Stat. 516, as amended (19 U.S.C. 1322), 77A Stat. 14 (19 U.S.C. 1202 (General Headnote 11, Tariff Schedules of the United States)), and section 624, 46 Stat. 759 (19 U.S.C. 1624), it is proposed to amend paragraph (d) of § 10.41a of the Customs Regulations (19 CFR 10.41a(d)) to provide that containers of United States origin which have not been increased in value or improved in condition by any process of manufacture or other means while abroad and which are released upon arrival in the United States as instruments of international traffic are not subject to entry and the payment of duty if they are thereafter withdrawn from use in international traffic for use in local traffic within the United States.

Under § 10.41a(d), if an instrument of international traffic of United States or foreign origin is diverted to point-to-point local traffic in the United States or is otherwise withdrawn in the United States from use as an instrument of international traffic, it becomes subject to entry and the payment of applicable duty. It has been determined that the provisions of § 10.41a(d) are unduly restrictive insofar as they subject United States containers released as instruments of international traffic to the same limitations on use in United States local traffic that apply to foreign containers so released. The proposed amendments to § 10.41a will necessarily require an amendment of the Bond for the Control of Certain Instruments of International Traffic, Customs Form 7587, to provide that containers of United States origin are not subject to entry and the payment of duty if they are withdrawn from use in international traffic after release under § 1041a.

Accordingly, it is proposed to amend paragraph (d) of § 10.41a of the Customs Regulations (19 CFR 10.41a(d)) to read as follows:

**§ 10.41a Lift vans, cargo vans, shipping tanks, skids, pallets, and similar instruments of international traffic; repair components.**

* * * * *

(d) If an instrument of foreign origin, or of United States origin which has been increased in value or improved in condition by a process of manufacture or other means while abroad, is released under this section and is subsequently diverted to point-to-point local traffic within the United States, or is otherwise withdrawn in the United States from its use as an instrument of international traffic, it becomes subject to entry and the payment of any applicable duties. An instrument of United States origin which has not been increased in value or improved in condition by a process of manufacture or other means while abroad and which is released under this section shall not be subject to entry or the payment of duty if it is so diverted or otherwise withdrawn.

* * * * *

Data, views, or arguments with respect to the foregoing proposal may be addressed to the Commissioner of Customs, Attention: Regulations Division, Washington, D.C. 20229. To insure consideration of such communications, they must be received not later than September 3, 1975.

Written material or suggestions submitted will be available for public inspection in accordance with § 103.8(b) of the Customs Regulations (19 CFR 103.8 (b)), at the Regulations Division, Headquarters, United States Customs Service, Washington, D.C., during regular business hours.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

Approved: July 24, 1975.

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20215 Filed 8-1-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[ 7 CFR Part 1099 ]

[Docket No. AO-183-A32]

MILK IN THE PADUCAH, KENTUCKY, MARKETING AREA

Decision on Proposed Amendments to Marketing Agreement [1] and to Order

A public hearing was held upon proposed amendments to the marketing agreement and the order regulating the handling of milk in the Paducah, Kentucky, marketing area. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at Paducah, Kentucky, on April 3, 1975, pursuant to notice thereof issued on March 21, 1975 (40 FR 13220).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Associate Administrator, on June 13, 1975, filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings, and general findings of the recommended decision are hereby approved and adopted and are set forth in full herein, subject to the following modifications:

1. Under "1. Point of pricing diverted milk.", a paragraph is added immediately following the seventh paragraph, and the last paragraph is changed.

2. Under "2. Modification of "takeout-pay back" plan.", a paragraph is added immediately following the 13th paragraph, the 14th paragraph is changed, and four paragraphs are added following the last paragraph.

The material issues on the record relate to:

1. Point of pricing diverted milk.

2. Modification of "takeout-pay back" plan.

3. Need for emergency action.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Point of pricing diverted milk.* The order should be amended to price producer milk diverted from a pool plant at the location of the nonpool plant to which it is delivered. Under the terms of the order milk may be diverted only to nonpool plants and diverted milk is priced at the location of the pool plant from which diverted.

The major cooperative in the market proposed that diverted milk be priced at the location of the plant where it is actually received, as adopted in this decision. The cooperative contended the present provision provides a means of exploiting the Paducah order pool by the attachment of milk to the market that is not in fact associated with it and that is generally delivered to distant plants in the area where such milk is produced. Such milk would receive a blend price reflecting its value f.o.b. Paducah.

[1] Filed as part of the original document.



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In actual practice, milk from certain dairy farmers in southwestern Minnesota, which is delivered to a pool plant in the marketing area during part of the month, is diverted as producer milk to a southwestern Minnesota plant during the remainder of the month. The proponent cooperative held that it is inappropriate to apply the f.o.b. marketing area price to milk moved directly from the Minnesota farms on which produced to the nearby southwestern Minnesota plant.

(The Paducah order location adjustment, which is applicable to producer milk at pool plants more than 40 miles from the nearest County Courthouse in the marketing area, reduces the Class I and uniform prices at such plants by 7.5 cents plus 1.5 cents for each additional 10 miles beyond 50 miles.)

At the hearing a second cooperative proposed that milk diverted to nonpool plants within 100 miles of the nearest County Courthouse in the marketing area be priced at the plant from which diverted. However, milk diverted to plants beyond 100 miles would be priced at the plant of physical receipt. The proponent cooperative held that manufacturing plants located within the 100 miles distance can reasonably accommodate the necessary reserve associated with the Paducah market.

The present pricing of diverted milk was adopted when the order was initially promulgated and the market's milk supply was totally from local producers. No significant pricing difference would have resulted if diverted milk at that time had been priced at the location of the plant of physical receipt. However, because some producer milk now may originate at great distance from the market, the point of pricing of diverted milk can have significant impact with respect to the distribution of returns to producers.

When producer milk is received at a nonpool plant as diverted milk, its location value is the same as milk delivered by producers to a pool plant at the same location. Pricing milk at the location of the pool plant from which diverted tends to subsidize, at the expense of producers generally, the more distant producers whose milk is diverted to distant manufacturing plants rather than delivered to the market. This is because the distant producers receive the f.o.b. market uniform price on milk that is not moved to the market and on which the full cost of farm to market hauling has not been incurred.

A cooperative excepted to the recommended decision's pricing diverted milk at the plant to which diverted. The cooperative proposed at the hearing that if the point of pricing diverted milk were changed, such change should not apply to milk diverted to plants within. 100 miles of the nearest county courthouse in the marketing area. Since the recommended decision did not so provide, an exception was taken to its denial.

The order's location adjustments recognize the greater value of producer milk f.o.b. plants in the marketing area as compared to its value at other locations. In view of this, it would be inconsistent to continue to price milk at the location of the pool plant from which diverted when actually delivered to a nonpool plant where a different price based on the location adjustment would be applicable to a pool plant at the same location. This is applicable whether the plant to which milk is diverted is less than 100 miles, or at a distant location, from a designated basing point.

2. *Modification of "takeout-pay back" plan.* The order's takeout-pay back plan (commonly referred to as the Louisville plan) should not be changed.

A Louisville plan has been effective in the Paducah order continuously since May 1, 1966. The plan is intended to provide an incentive for an even milk supply throughout the year.

The Louisville plan in the Paducah order provides for retaining in the producer-settlement fund an amount representing 50 cents per hundredweight on the value of producer milk delivered during the months of April through July. One-fourth of the money thus withheld is distributed to producers on their deliveries during each of the following months of October through January. The 50-cent per hundredweight reduction in the April–July uniform prices is reflected in the higher uniform prices in the pay back months.

A proposal to modify the Louisville plan was made by a cooperative representing a substantial majority of the producers on the market. As proposed, if any milk of a producer was pooled under another order in the takeout months, he would not share in the pay back for his October–January deliveries unless at least 20 days of his production had been physically received at a Paducah order pool plant in each of the preceding takeout months. Thus a producer without the required deliveries in the takeout months would receive during the pay back months a price equal to the uniform price less the pay back rate for such month.

Proponent contended that its proposal would close a loophole whereby dairy farmers who are not regular suppliers of the market unwarrantedly share in the pay back monies. Milk of dairy farmers that is delivered to a pool plant of another order and transferred to a Paducah order pool plant, is not, of course, subject to the takeout under the Paducah order. These dairy farmers, according to the cooperative, by delivering milk from their farms directly to a Paducah order pool plant in the pay back months, could share in the pay back monies without having participated in the Louisville plan in the takeout months.

Testimony by a cooperative in opposition to the proposal to modify the Louisville plan contended that any such modification would not be consistent with the provisions of the Act, which authorizes Louisville plans.

Further, the cooperative presented at the hearing a formal motion for denial and dismissal of the proposal. The Administrative Law Judge referred this motion to the Secretary for consideration at the time he considered the record and disposition thereof. Since the proposal is denied herein, no purpose would be served by taking further action on the motion.

At the hearing, the cooperative opposing the proposed modification requested that the Louisville plan be suspended from the Paducah order. In connection therewith, the cooperative referred to its February 27, 1975, telegram to the Department requesting suspension of the Louisville plans in the Paducah, Southern Illinois, St. Louis-Ozarks, and Louisville-Lexington-Evansville orders. The Department's March 24 response denied the requested suspensions on the basis that there was no general support for that action among producers who would be affected by it. The letter also indicated that most producers supplying the Paducah market favor continuation of the Louisville plan.

The record evidence showed no changed conditions since the March 24 letter to support a different conclusion.

In addition to opposing modification of the Louisville plan and requesting its removal from the Paducah order, the cooperative proposed at the hearing that such plan be replaced with a base-excess plan.

The hearing notice contained no proposal to remove the Louisville plan from the order or to replace it with a base-excess plan. It would be inappropriate to consider the adoption of a base-excess plan to replace the Louisville plan without giving proper notice to all interested parties. Accordingly, no action is taken on the basis of the record on the proposal to adopt a base-excess plan.

The cooperative further requested that if it was determined that the notice of hearing does not permit consideration of adopting a base-excess plan, the hearing be reopened under appropriate notice to consider a base-excess plan.

No useful purpose would be served by delaying this procedure by reopening of the hearing to consider a base-excess plan. The request to reopen the hearing record to permit consideration of a base-excess plan is therefore denied.

The same cooperative excepted to the recommended decision's denial of its proposal to eliminate the Louisville plan and replace it with a base-excess plan. It also excepted to the denial of its request to reopen the hearing for further consideration of that proposal.

A proposal to eliminate the Louisville plan and adopt a base-excess plan in the Paducah order may be submitted under the usual procedure for submitting hearing proposals. If such a proposal is submitted, it will be given appropriate consideration.

A Louisville plan does not affect handlers' costs or change the aggregate amount of money they pay for producer milk for the year. The plan does alter producer returns during both the takeout and pay back months. In this regard it has the identical impact that would result from seasonal pricing and is intended to serve the identical purpose.





The money retained in a producer-settlement fund in the takeout months under the Louisville plan is not an obligation to any producer on the basis of his deliveries to the market in these months. The money thus accumulated in the producer-settlement fund is for the purpose of encouraging the delivery of milk to the market in the pay back months of seasonally low production by increasing returns to producers for their deliveries in these months.

Under a marketwide pool order, such as Paducah, the Act requires that all producers be paid the same uniform prices for their deliveries subject only to certain specified adjustments. The cooperative's proposal to modify the Louisville plan would reduce the uniform prices payable to producers in the pay back months by the applicable pay back rate. That is, if any milk of a producer was pooled under another order in the takeout months, he would not share in the pay back for his October–January deliveries unless at least 20 days of his production in each of the 4 preceding takeout months had been delivered to a Paducah order pool plant.

It cannot be concluded that the intent of the Act would be effectuated by paying a producer less than the order's uniform price in the pay back months on the basis of the marketing of his production in the preceding takeout months as described above. To adopt the cooperative's proposal in this regard would be inconsistent with the purpose for including a Louisville plan in the order.

Proponent cooperative's exceptions argue that the present Louisville plan provides an incentive to shift milk between orders to take advantage of the "pay back". The cooperative contended that a dairy farmer whose milk was pooled under another order in the takeout months should be precluded from sharing in the Louisville plan distribution in the following pay back months.

As an alternative to its proposal to modify the Louisville plan, the cooperative proposed to exclude from the "producer" definition a dairy farmer who delivered any milk to a pool plant in October through January if his milk was pooled in an order without a "takeout-pay back" plan in the preceding April through July.

As a basis for its exception, the cooperative cited the Chicago Regional order provision which provides that a dairy farmer who was a producer in the "pay back" months under an order with a Louisville plan would not be a producer with respect to his production received at a Chicago order pool plant in the following January through July.

The Chicago order provision precludes the pooling of milk in the flush production months if during the preceding short production season the dairy farmer who produced it was a producer under an order with a Louisville plan. This is different from the cooperative's proposal which, under certain conditions, would preclude a dairy farmer from pooling under the Paducah order during the short-production season. This is when supplies are generally lowest relative to the fluid needs of the market. Thus, the cooperative's alternate proposal would be inconsistent with the need for encouraging the delivery of adequate milk supplies during the months when production is normally low. The proposal therefore should not be adopted.

3. *Need for emergency action.* The notice of hearing provided for taking evidence to determine whether emergency marketing conditions exist that would warrant omission of a recommended decision on the proposals (1) to price diverted milk at the location of the nonpool plant to which diverted and (2) to modify the "takeout-pay back" plan. At the hearing, proponent urged prompt action on the proposal to price diverted milk at the location of the nonpool plant to which diverted. However, no testimony was presented to justify omission of the recommended decision and the opportunity to file exceptions thereto. The proposal for taking emergency action is therefore denied.

### Rulings on Proposed Findings and Conclusions

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

### General Findings

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the tentative marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

### Rulings on Exceptions

In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

### Marketing Agreement and Order

Annexed hereto and made a part hereof are two documents, a MARKETING AGREEMENT regulating the handling of milk, and an ORDER amending the order regulating the handling of milk in the Paducah, Kentucky, marketing area, which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

*It is hereby ordered*, That this entire decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of the marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which is published with this decision.

### Determination of Producer Approval and Representative Period

May 1975 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the order, as amended and as hereby proposed to be amended, regulating the handling of milk in the Paducah, Kentucky, marketing area is approved or favored by producers, as defined under the terms of the order (as amended and as hereby proposed to be amended), who during such representative period were engaged in the production of milk for sale within the aforesaid marketing area.

Signed at Washington, D.C., on: July 30, 1975.

RICHARD L. FELTNER,
*Assistant Secretary.*

[FR Doc.75-20248 Filed 8-1-75;8:45 am]

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Animal and Plant Health Inspection Service

[ 9 CFR Parts 101, 113 ]

## VIRUSES, SERUMS, TOXINS, AND ANALOGOUS PRODUCTS

### Proposed Rulemaking

● **Purpose. To correct the language for scientific accuracy and clarity.** ●

Notice is hereby given in accordance with the provisions contained in section 553 of Title 5, United States Code, that it is proposed to amend certain of the regulations relating to viruses, serums, toxins, and analogous products, in Parts 101 and 113 of Title 9, Code of Federal



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Regulations issued pursuant to the provisions of the Virus-Serum-Toxin Act of March 4, 1913 (21 U.S.C. 151–158).

These amendments reword the definitions of "Batch of primary cells" and "Cell line" for scientific accuracy by deleting the word "explanted" from each. They add a definition for the word "Log" to clarify the meaning of the regulations in which the term is used.

These amendments restrict submission of samples to support Outline of Production changes until requested by Veterinary Services. They reword § 113.5(a) to specify that required tests are those in the filed Outline of Production or Standard Requirements.

These amendments make an editorial change in § 113.6(a) to clarify the meaning and also to conform with terminology used in the definition of Standard Requirements in § 101.5(a). They reword § 113.6(b) to emphasize the necessity of considering all test results and to emphasize the importance of unsatisfactory test results.

1. § 101.5 is amended by adding a new paragraph (b) to read:

**§ 101.5 Testing terminology.**

• • • • •

(b) *Log.* Logarithm computed to the base of 10.

• • • • •

2. § 101.6 is amended by revising paragraphs (a) and (b) to read:

**§ 101.6 Cell cultures.**

• • • • •

(a) *Batches of primary cells.* A pool of original cells derived from normal tissue up to and including the 10th subculture.

(b) *Cell line.* A pool of cells which are 11 or more subcultures from the tissue of origin.

• • • • •

3. § 113.3 is amended by revising paragraph (b) (8) to read:

**§ 113.3 Sampling of biological products.**

• • • • •

(b) • • •

(8) *Prelicensing and Outline of Production changes.* Samples needed to support a license application or a change in the Outline of Production for a licensed product shall be submitted upon request from Veterinary Services. Such samples shall be double the number prescribed in this section for such product.

• • • • •

4. § 113.5 is amended by revising paragraph (a) to read:

**§ 113.5 General testing.**

(a) No biological product shall be released prior to the completion of tests prescribed in a filed Outline of Production or Standard Requirements for the product to establish the product to be pure, safe, potent, and efficacious.

• • • • •

5. § 113.6 is amended by revising paragraphs (a) and (b) to read:



**§ 113.6 Veterinary services testing.**

• • • • •

(a) The Deputy Administrator is authorized to cause a biological product, manufactured in the United States or imported into the United States, to be examined and tested for purity, safety, potency, or efficacy; in which case, the licensee or permittee shall withhold such product from the market until a determination has been made.

(b) The results of each test conducted by the licensee and Veterinary Services shall be considered in evaluating a product unless otherwise provided for in this Part. A serial or subserial which has been found unsatisfactory by a required test prescribed in a filed Outline of Production or Standard Requirement for the product is not in compliance with the regulations and shall not be released for market.

Interested parties are invited to submit written data, views, or arguments regarding the proposed regulations to Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 828–A, Federal Building, Hyattsville, Maryland 20782. All comments received on or before September 8, 1975 will be considered.

All written submissions made pursuant to this notice will be made available for public inspection at the above address, during regular hours of business (8 a.m. to 4:30 p.m., Monday to Friday, except holidays) in a manner convenient to the public business (7 CFR 1.27 (b)).

Done at Washington, D.C., this 30th day of July 1975.

J. K. ATWELL,
*Acting Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.*

[FR Doc.75-20249 Filed 8-1-75;8:45 am]

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**[ 9 CFR Part 113 ]**

**VIRUSES, SERUMS, TOXINS, AND ANALOGOUS PRODUCTS**

**Extension of Time To Submit Written Data, Views, or Arguments**

Notice is hereby given in accordance with the provisions contained in section 553 of Title 5, United States Code, that the time for filing data, views, and arguments with respect to the proposed amendments to the regulations relating to viruses, serums, toxins, and analogous products in 9 CFR Part 113, as published in the FEDERAL REGISTER on June 5, 1975 (40 FR 14556) is extended to October 3, 1975 (37 Stat. 832–833; 21 U.S.C. 151–158).

Because of the newness of the requirements contained in the proposal, unexpected variations in the test results have occurred and additional time has been requested by industry to conduct more of the tests before making their comments.

Interested parties are invited to submit written data, views, or arguments regarding the proposed regulations to Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 828–A, Federal Building, Hyattsville, Maryland 20782. All comments received on or before October 3, 1975, will be considered.

All written submissions made pursuant to this notice will be made available for public inspection at the above address, during regular hours of business (8 a.m. to 4:30 p.m., Monday to Friday, except holidays) in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 30th day of July, 1975.

J. K. ATWELL,
*Acting Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.*

[FR Doc.75-20250 Filed 8-1-75;8:45 am]

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**[ 9 CFR Part 113 ]**

**VIRUSES, SERUMS, TOXINS, AND ANALOGOUS PRODUCTS**

**Proposed Rulemaking**

● **Purpose. To provide two new Standard Requirements for biological products.** ●

Notice is hereby given in accordance with the provisions contained in section 553 of Title 5, United States Code, that it is proposed to amend certain of the regulations relating to viruses, serums, toxins, and analogous products in Part 113 of Title 9, Code of Federal Regulations issued pursuant to the provisions of the Virus-Serum-Toxin Act of March 4, 1913 (21 U.S.C. 151–158).

The Master Seed Virus concept of testing viral vaccines for potency has been applied to such vaccines as rapidly as the procedures have been developed. This concept employs the use of a proven Master Seed Virus in the preparation of a vaccine and subsequent serial to serial evaluation for potency limited to virus titrations. This procedure eliminates the need for testing each serial for potency in expensive test animals.

These proposed amendments would change the requirements in § 113.137 to the Master Seed Virus testing procedure for Distemper Vaccine-Mink and would add a new section to Part 113 to provide a similar test procedure for Measles vaccine used in dogs.

Each word in the headings for § 113.137 and § 113.167 are to be capitalized.

1. § 113.137 is revised to read as follows:

**§ 113.137 Distemper Vaccine—Mink.**

Distemper Vaccine—Mink shall be prepared from virus-bearing cell culture fluids. Only Master Seed Virus which has been established as pure, safe, and immunogenic shall be used for preparing the production seed virus for vaccine production. All serials of vaccine shall be prepared from the first through the fifth passage from the Master Seed Virus.





(a) The Master Seed Virus shall meet the applicable requirements prescribed in § 113.135 and the requirements prescribed in this section.

(b) The lot of Master Seed Virus shall be tested for extraneous viruses as follows:

(1) To detect virulent canine distemper virus, each of two distemper susceptible mink shall be inoculated with 1 ml. of the Master Seed Virus and observed each day for 21 days. If undesirable reactions occur in either mink, the lot of Master Seed Virus is unsatisfactory.

(2) Master Seed Virus propagated in chicken embryos shall be tested for pathogens by the chicken embryo test prescribed in § 113.37. If found unsatisfactory, the Master Seed Virus shall not be used.

(c) Each lot of Master Seed Virus used for vaccine production shall be tested for immunogenicity. The selected virus dose from the lot of Master Seed Virus shall be established as follows:

(1) Twenty-five distemper susceptible mink shall be used as test animals (20 vaccinates and five controls). Blood samples shall be drawn from these animals and individual serum samples tested. The mink shall be considered susceptible if the results are negative at a 1: 2 final serum dilution in a varying serum-constant virus neutralization test with less than 500 $ID_{50}$ of canine distemper virus.

(2) A geometric mean titer of the dried vaccine produced from the highest passage of the Master Seed Virus shall be established before the immunogenicity test is conducted. Twenty mink shall be vaccinated with a predetermined quantity of vaccine virus and the remaining five mink held as unvaccinated controls. To confirm the dosage calculations, five replicate virus titrations shall be conducted on a sample of the vaccine virus dilution used.

(3) At least twenty-one days postinjection, the immunity of each of the vaccinates and the controls shall be challenged with the same size dose of virulent distemper virus and observed each day for 21 days.

(i) If at least four of the five controls do not die or show severe signs of distemper, the test is inconclusive and may be repeated.

(ii) If at least 19 of the 20 vaccinates do not survive without showing clinical signs of distemper during the observation period, the Master Seed Virus is unsatisfactory.

(4) The Master Seed Virus shall be retested for immunogenicity in 3 years and each 5 years thereafter unless use of the lot previously tested is discontinued. Only five vaccinates and five controls need to be used in the retest; *Provided*, That, five of five vaccinates and at least four of the controls shall meet the criteria prescribed in paragraph (c) (3) of this section.

(5) An Outline of Production change shall be made before authority for use of a new lot of Master Seed Virus shall be authorized by Veterinary Services.

(d) Test requirements for release: Each serial and subserial shall meet the general requirements prescribed in § 113.135 and the requirements in this paragraph. Final container samples of completed product shall be tested. Any serial or subserial found unsatisfactory by a prescribed test shall not be released.

(1) *Safety Tests.* (i) The mouse safety test prescribed in § 113.33(a) shall be conducted.

(ii) *Mink safety test.* Each of 2 mink shall be vaccinated with the equivalent of 10 doses of vaccine rehydrated with sterile diluent and administered in the manner recommended on the label. The mink shall be observed each day for 21 days. If unfavorable reactions attributable to the product occur in either of the mink during the observation period, the serial or subserial is unsatisfactory. If unfavorable reactions which are not attributable to the product occur, the test shall be declared inconclusive and may be repeated; Provided, That if the test is not repeated, the serial or subserial shall be declared unsatisfactory.

(2) *Potency Test.* An in vitro potency test shall be conducted. To be eligible for release, each serial and subserial shall have a virus titer sufficiently greater than the titer of vaccine virus used in the immunogenicity test prescribed in paragraph (c) of this section to assure that, when tested at any time within the expiration period, each serial and subserial shall have a virus titer $10^{0.7}$ greater than that used in such immunogenicity test when tested by the method used in paragraph (c) (2) of this section.

2. Part 113 is amended by the addition of a new § 113.167 to read as follows:

**§ 113.167 Measles Vaccine.**

Measles Vaccine shall be prepared from virus-bearing cell culture fluids. Only Master Seed Virus which has been established as pure, safe, and immunogenic shall be used for preparing the production seed virus for vaccine production. All serials of vaccine shall be prepared from the first through the fifth passage from the Master Seed virus.

(a) The Master Seed Virus shall meet the applicable requirements prescribed in § 113.135 and the requirements prescribed in this section.

(b) The lot of Master Seed Virus shall be tested for other viral agents as follows:

(1) To detect virulent canine distemper virus, each of two canine distemper susceptible ferrets shall be injected with a sample of the Master Seed Virus equivalent to the amount of virus to be used in one dog dose and observed each day for 21 days. If undesirable reactions occur in either ferret, the lot of Master Seed Virus is unsatisfactory.

(2) To detect infectious canine hepatitis virus, each of two infectious canine hepatitis susceptible dogs or foxes shall be injected with 0.05 ml of the Master Seed Virus into the anterior chamber of one eye and examined each day for 14 days for corneal opacity. If the eyes do not remain clear, the Master Seed Virus is unsatisfactory.

(c) Each lot of Master Seed Virus used for vaccine production shall be tested for immunogenicity. The selected virus dose from the lot of Master Seed Virus shall be established as follows:

(1) Twenty-five dogs, less than 12 weeks of age and free of measles antibody, shall be used as test animals (20 vaccinates and five controls). Blood samples shall be drawn from these animals and individual serum samples tested. The dogs shall be considered susceptible if the results are negative at a 1:2 final serum dilution in a varying serum-constant virus neutralization test with less than 500 $ID_{50}$ of measles virus.

(2) A geometric mean titer of the dried vaccine produced from the highest passage of the Master Seed Virus shall be established before the immunogenicity test is conducted. Twenty dogs shall be vaccinated with a predetermined quantity of vaccine virus and the remaining five dogs held as unvaccinated controls. To confirm the dosage calculations, five replicate virus titrations shall be conducted on a sample of the vaccine virus dilution used.

(3) On the day of challenge, serum samples shall be obtained from each vaccinate and individually tested for antibody against canine distemper virus. For a valid test, each vaccinate shall be negative at a 1:4 final serum dilution in varying serum-constant virus neutralization test using less than 500 $ID_{50}$ of canine distemper virus.

(4) At least 21 days postinoculation, the immunity of the vaccinates and controls shall be challenged by exposure to a uniform dose of aerosolized virulent canine distemper virus. All test dogs shall be observed daily for 21 days postchallenge.

(i) If at least 4 of the 5 controls do not die or show signs of distemper, including a temperature of 104.0° F or higher and at least 15 percent weight loss, the test is inconclusive and may be repeated.

(ii) If at least 19 of the 20 vaccinates do not survive without showing a temperature of 104.0° F or higher and a weight loss exceeding 15 percent after day 8 postchallenge, the Master Seed Virus is unsatisfactory.

(5) When approved in advance by Veterinary Services, a sequential test procedure may be used in lieu of the 20 dog requirement. A beta value of 0.05 and a tolerance level of 0.78 shall be required.

(6) The Master Seed Virus shall be retested for immunogenicity in 3 years and each 5 years thereafter unless use of the lot previously tested is discontinued. Only five vaccinates and five controls need to be used in the retest; *Provided*, That, five of five vaccinates and at least four of the controls shall meet the criteria prescribed in this section.

(7) An Outline of Production change shall be made before authority for use of a new lot of Master Seed Virus shall be granted by Veterinary Services.

(d) Test requirements for release: Each serial and subserial shall meet the gen-



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eral requirements prescribed in § 113.135 and the requirements in this paragraph. Final container samples of completed product shall be tested. Any serial or subserial found unsatisfactory be a prescribed test shall not be released.

(1) *Safety tests.* The dog safety test prescribed in § 113.40 and the mouse safety test prescribed in § 113.33(a) shall be conducted.

(2) *Potency test.* An in vitro potency test shall be conducted. To be eligible for release, each serial and subserial shall have a virus titer sufficiently greater than the titer of the vaccine virus used in the immunogenicity test prescribed in paragraph (c) of this section to assure that, when tested at any time within the expiration period, each serial and subserial shall have a virus titer $10^{0.7}$ greater than that used in such immunogenicity test but not less than $10^{4.2}$ $ID_{50}$ per dose when tested by the method used in paragraph (c)(2) of this section.

Interested parties are invited to submit written data, views, or arguments regarding the proposed regulations to Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 828-A, Federal Building, Hyattsville, Maryland 20782. All comments received on or before October 6, 1975, will be considered.

All written submissions made pursuant to this notice will be made available for public inspection at the above address, during regular hours of business (8 a.m. to 4:30 p.m., Monday to Friday, except holidays) in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, DC, this 30th day of July 1975.

J. K. ATWELL,
*Acting Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.*

[FR Doc.75-20251 Filed 8-1-75;8:45 am]

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**Office of the Secretary**

**[ 7 CFR Part 1 ]**

## PRIVACY ACT OF 1974: IMPLEMENTATION

**Notice of Proposed Rulemaking**

Notice is hereby given that the Department of Agriculture (USDA) proposes to amend 7 CFR Part 1 by adding Subpart G to implement the provisions of the Privacy Act of 1974 (5 U.S.C. 552a) with regard to systems of records maintained by agencies of USDA.

These regulations set forth the procedures whereby individuals can request information about, access to, or amendment of, records pertaining to them which are contained in a system of records maintained by an agency of USDA. They also set forth the procedures agencies of USDA are to follow in processing these requests. USDA is currently considering which systems of records among those it maintains are to be exempted pursuant to 5 U.S.C. 552a (j) and (k). Sections 1.222 and 1.223 of these regulations will be issued at a later date with an opportunity for public comment.

Interested persons may submit written comments on these proposed regulations to: Director, Research and Operations Division, Office of the General Counsel, U.S. Department of Agriculture, Washington, D.C. 20250, on or before August 20, 1975. All comments submitted will be available for public inspection during regular business hours in Room 2321 of the South Building, USDA.

These regulations are proposed under the authority of 5 U.S.C. 301, 552a.

In consideration of the foregoing, it is proposed to amend Part 1 of 7 CFR by adding a Subpart G as follows:

**Subpart G—Privacy Act Regulations**


Sec.
1.110 Purpose and scope.
1.111 Definitions.
1.112 Procedures for requests pertaining to individual records in a record system.
1.113 Times, places, and requirements for identification of individuals making requests.
1.114 Disclosure of requested information to individuals.
1.115 Special procedures: medical records.
1.116 Request for correction or amendment to record.
1.117 Agency review of request for correction or amendment of record.
1.118 Appeal of initial adverse agency determination on correction or amendment.
1.119 Disclosure of record to person other than the individual to whom it pertains.
1.120 Fees.
1.121 Penalties
1.122 General Exemptions [Reserved]
1.123 Specific Exemptions [Reserved]


AUTHORITY: 5 U.S.C. 552a.

**Subpart G—Privacy Act Regulations**

**§ 1.110 Purpose and scope.**

This subpart contains the regulations of the U.S. Department of Agriculture (USDA) implementing the Privacy Act of 1974 (5 U.S.C. 552a). It sets forth the basic responsibilities of each agency of USDA with regard to USDA's compliance with the requirements of the Act, and offers guidance to members of the public who wish to exercise any of the rights established by the Act with regard to records maintained by an agency of USDA.

**§ 1.111 Definitions.**

For purposes of this subpart the terms "individual," "maintain," "record," "system of records," "statistical record," and "routine use" shall have the meanings set forth in 5 U.S.C. 552a(a). The term "agency" shall mean an agency of USDA, unless otherwise indicated.

**§ 1.112 Procedures for requests pertaining to individual records in a record system.**

(a) Any person who wishes to be notified if a system of records maintained by an agency contains any record pertaining to him, or to request access to such records, shall submit a written request in accordance with the instructions set forth in the system notice for that system of records. This request shall include:

(1) The name of the individual making the request;

(2) The name of the system of records (as set forth in the system notice to which the request relates);

(3) Any other information specified in the system notice; and

(4) When the request is one for access, a statement as to whether the requester desires to make a personal inspection of the records, or be supplied with copies by mail.

(b) Any person whose request under paragraph (a) of this section is denied may appeal that denial to the head of the agency which maintains the system of records to which the request relates.

(c) In the event that an appeal under paragraph (b) of this section is denied, the requester may bring a civil action in federal district court to seek review of the denial.

**§ 1.113 Times, places, and requirements for identification of individuals making requests.**

(a) If a person submitting a request for access under § 1.112 has asked that an agency authorize a personal inspection of records pertaining to him, and the agency has granted that request, the requester shall present himself at the time and place specified in the agency's response or arrange another, mutually convenient, time with the appropriate agency official.

(b) Prior to inspection of the records, the requester shall present sufficient identification (e.g., driver's license, employee identification card, social security card, credit cards) to establish that he is the individual to whom the records pertain. If the requester is unable to provide such identification, he shall complete and sign in the presence of an agency official a signed statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is a misdemeanor punishable by fine up to $5,000. No identification shall be required, however, when the records are ones whose disclosure is required by 5 U.S.C. 552.

(c) Any person who has requested access to records about him via personal inspection, and who wishes to have another person or persons accompany him during this inspection, shall submit a written statement authorizing disclosure of the record in their presence.

(d) Any person having made a personal inspection of records pertaining to him may request the agency to provide him copies of those records or any portion thereof. Each agency shall grant such requests but may charge fees in accordance with § 1.120.

(e) If a person submitting a request for access under § 1.112 wishes to be supplied with copies of the records by mail, he shall include with his request sufficient data for the agency to verify his identity. If the sensitivity of the records warrant it, however, the agency to which the request is directed may require the requester to submit a signed, notarized statement indicating that he





is the individual to whom the records pertain and stipulating he understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is a misdemeanor punishable by fine up to $5,000. No identification shall be required, however, when the records are ones whose disclosure is required by 5 U.S.C. 552. If the agency to which this request is directed determines to grant the requested access, it may charge fees in accordance with § 1.120 before making the necessary copies.

**§ 1.114 Disclosure of requested information to individuals.**

(a) Any agency which receives a request or appeal under § 1.112 should acknowledge the request or appeal within 10 days of its receipt (excluding Saturdays, Sundays, and legal public holidays). Wherever practicable, the acknowledgement should indicate whether or not access will be granted and, if so, when and where. When access is to be granted, the agency should provide the access within 30 days of receipt of the request or appeal (excluding Saturdays, Sundays and legal public holidays) unless, for good cause shown, it is unable to do so. If the agency is unable to meet this deadline, it shall inform the requester of this fact, the reasons for its inability to do so, and an estimate of the date on which access will be granted.

(b) Nothing in 5 U.S.C. 552a or this subpart shall be interpreted to require that a person making a request under § 1.112 be granted access to the physical record itself. The form in which a record is kept (e.g., on magnetic tape), or the content of the record (e.g., a record indexed under the name of the requester may contain records which are not about the requester) may require that the record be edited or translated in some manner. Neither of these procedures may be utilized, however, to withhold information in a record about the requester.

(c) No agency shall deny any request under § 1.112 for information concerning the existence of records about the requester in any system of records it maintains, or deny any request for access to records about the requester in any system of records it maintains, unless that system is exempted from the requirements of 5 U.S.C. 552a(d) in § 1.123.

(d) If an agency receives a request pursuant to § 1.112(a) for access to records in a system of records it maintains which is so exempted, the system manager shall determine if the exemption is to be asserted. If he determines to deny the request, he shall inform the requester of that determination, the reason for the determination, and the title and address of the agency head to whom the denial can be appealed.

(e) If the head of an agency determines that an appeal pursuant to § 1.112(b) is to be denied, he shall inform the requester of that determination, the reason therefor, and his right under 5 U.S.C. 552a(g) to seek judicial review of the denial in federal district court.

(f) Nothing in 5 U.S.C. 552a or this subpart shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

**§ 1.115 Special procedures: medical records.**

In the event an agency receives a request pursuant to § 1.112 for access to medical records (including psychological records) whose disclosure it determines would be harmful to the individual to whom they relate, it may refuse to disclose the records directly to the requester but shall transmit them to a doctor designated by that individual.

**§ 1.116 Request for correction or amendment to record.**

(a) Any person who wishes to request correction or amendment of any record pertaining to him contained in a system of records maintained by an agency shall submit that request in writing in accordance with the instructions set forth in the system notice for that system of records. This request shall include:

(1) The name of the individual making the request;

(2) The name of the system of records (as set forth in the system notice to which the request relates);

(3) A description of the nature (e.g., modification, addition or deletion) and substance of the correction or amendment requested; and

(4) Any other information specified in the system notice.

(b) Any person submitting a request pursuant to paragraph (a) of this section shall include sufficient information in support of that request to allow the agency to which it is addressed to apply the standards set forth in 5 U.S.C. 552(e)(1) and (5).

(c) Any person whose request under paragraph (a) of this section is denied may appeal that denial to the head of the agency which maintains the system of records to which the request relates.

(d) In the event that an appeal under paragraph (c) of this section is denied, the requester may bring a civil action in federal district court to seek review of the denial.

**§ 1.117 Agency review of request for correction or amendment of record.**

(a) Any agency which receives a request for amendment or correction under § 1.116 shall acknowledge that request within 10 days of its receipt (excluding Saturdays, Sundays and legal public holidays). It shall also promptly, either:

(1) Make any correction, deletion or addition with regard to any portion of a record which the requester believes is not accurate, relevant, timely or complete; or

(2) Inform the requester of its refusal to amend the record in accordance with his request; the reason for the refusal; the procedures whereby he can appeal the refusal to the head of the agency; and the title and business address of that official. If the agency informs the requester of its determination within the 10-day deadline, a separate acknowledgement is not required.

(b) If an agency is unable to comply with either paragraphs (a)(1) or (2) of this section within 30 days of its receipt of a request for correction or amendment, (excluding Saturdays, Sundays and legal public holidays), it should inform the requester of that fact, the reasons therefor, and the approximate date on which a determination will be reached.

(c) In conducting its review of a request for correction or amendment, each agency shall be guided by the requirements of 5 U.S.C. 552a(e)(1) and (5).

(d) If an agency determines to grant all or any portion of a request for correction or amendment, it shall:

(1) Advise the individual of that determination;

(2) Make the requested correction or amendment; and

(3) Inform any person or agency outside USDA to whom the record has been disclosed, and where an accounting of that disclosure is maintained in accordance with 5 U.S.C. 552a(c), of the occurrence and substance of the correction or amendments.

(e) If an agency determines not to grant all or any portion of a request for correction or amendment, it shall:

(1) Comply with paragraph (d) of this section with regard to any correction or amendment which is made;

(2) Advise the requester of its determination and the reasons therefor;

(3) Inform the requester that he may appeal this determination to the head of the agency which maintains the system of records; and

(4) Describe the procedures for making such an appeal, including the title and business address of the official to whom the appeal is to be addressed.

(f) In the event that an agency receives a notice of correction or amendment to information in a record contained in a system of records which it maintains, it shall comply with paragraphs (d)(2) and (3) of this section in the same manner as if it had made the correction or amendment itself.

**§ 1.118 Appeal of initial adverse agency determination on correction or amendment.**

(a) Any person whose request for correction or amendment under § 1.116 is denied, and who wishes to appeal that denial, shall address such appeal to the head of the agency which maintains the system of records to which the request relates, in accordance with the procedures set forth in the agency's initial denial of the request.

(b) The head of each agency shall make a final determination with regard to an appeal submitted under paragraph (a) of this section not later than 30 days (excluding Saturdays, Sundays, and legal public holidays) from the date on which the individual requests a review, unless, for good cause shown, the head of the agency extends this 30-day period and so notifies the requester, together with an estimate of the date on which a final determination will be made. Such extension should be utilized only in exceptional circumstances and should not normally ex-



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ceed 30 days. The delegation of authority set forth in this paragraph may not be redelegated.

(c) In conducting his review of an appeal submitted under paragraph (a) of this section, the head of an agency shall be guided by the requirements of 5 U.S.C. 552a(e) (1) and (5).

(d) If the head of an agency determines to grant all or any portion of an appeal submitted under paragraph (a) of this section, he shall inform the requester and the agency shall comply with the procedures set forth in § 1.117(d) (2) and (d) (3).

(e) If the head of an agency determines in accordance with paragraph (c) of this section not to grant all or any portion of an appeal submitted under paragraph (a) of this section, he shall inform the requester:

(1) Of this determination and the reasons therefore;

(2) Of the requester's right to file a concise statement of his reasons for disagreeing with the agency's decision;

(3) Of the procedures for filing such a statement of disagreement;

(4) That such statements of disagreements will be made available to anyone to whom the record is subsequently disclosed, together with (if the agency deems it appropriate) a brief statement by the agency summarizing its reasons for refusing to amend the record;

(5) That prior recipients of the disputed record will be provided with a copy of the statement of disagreement, together with (if the agency deems it appropriate) a brief statement of the agency's reasons for refusing to amend the record, to the extent that an accounting of disclosures is maintained under 5 U.S.C. 552a(c); and

(6) Of the requester's right to seek judicial review of the agency's determination in accordance with 5 U.S.C. 552a(g). The agency shall insure that any statements of disagreement submitted by a requester are handled in accordance with paragraphs (e) (4) and (5) of this section.

**§ 1.119 Disclosure of record to person other than the individual to whom it pertains.**

No agency shall disclose any record which is contained in a system of records it maintains, by any means of communication to any person, or to another agency outside USDA, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless the disclosure is authorized by one or more provisions of 5 U.S.C. 552a(b).

**§ 1.120 Fees.**

Any agency which provides copies of records pursuant to a request under this subpart may charge fees for the direct costs of producing such copies in accordance with Appendix A to Subpart A of this Part. No agency, however, shall charge any fee for searches necessary to locate records. Nor shall an agency charge any fees for copies or searches, when the requester sought to make a personal inspection but was provided copies instead at the discretion of the agency.

**§ 1.121 Penalties.**

The criminal penalties which have been established for violations of the Privacy Act of 1974 are set forth in 5 U.S.C. 552a(i). These penalties are applicable to any officer or employee of an agency who commits any of the enumerated acts. These penalties also apply to contractors and employees of such contractors who enter into contracts with an agency of USDA on or after September 27, 1975, and who are considered to be employees of the agency within the meaning of 5 U.S.C. 552a(m).

**§ 1.122 General exemptions.** [Reserved]

**§ 1.123 Specific exemptions.** [Reserved]

Dated: July 30, 1975.

EARL L. BUTZ,
*Secretary.*

[FR Doc.75-20164 Filed 8-1-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

**[ 46 CFR Part 146 ]**

### HAZARDOUS MATERIALS REGULATIONS

### Proposed Exemption Procedures

CROSS REFERENCE: For a document relating to hazardous materials, see Department of Transportation, Materials Transportation Bureau, [49 CFR Part 107 and 170], 75-20264, infra.

### Federal Aviation Administration

**[ 14 CFR Part 71 ]**

[Airspace Docket No. 75-SO-75]

### VOR FEDERAL AIRWAY

### Proposed Extension

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would extend V-139 from Wilmington, N.C., direct to Florence, S.C.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before September 3, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

An average of eight IFR operations per day use the direct route between Wilmington and Florence. Designating this route as an airway would reduce flight plan filing time and controller/pilot coordination workload.

This amendment is proposed under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on July 29, 1975.

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75-20138 Filed 8-1-75;8:45 am]

**[ 14 CFR Part 103 ]**

### HAZARDOUS MATERIALS REGULATIONS

### Proposed Exemption Procedures

CROSS REFERENCE: For a document relating to hazardous materials, see Department of Transportation, Materials Transportation Bureau, [49 CFR Parts 107 and 170], 75-20264, infra.

### Materials Transportation Bureau

**[ 49 CFR Parts 107, 170 ]**

[Docket No. HM-127; Notice No. 75-7]

### HAZARDOUS MATERIALS REGULATIONS

### Proposed Exemption Procedures

The purpose of this notice is to propose an amendment to Title 49, Code of Federal Regulations, to establish a new Part 107 "Procedures" and place therein a new Subpart A "Exemptions". Future subparts to be included in Part 107 would cover sanctions, registration, and preexemption matters. The regulations now being proposed would prescribe procedures to be followed in applying for and the processing of applications for exemptions from the Materials Transportation Bureau's regulations governing the transportation of hazardous materials which, except for bulk transportation by water and certain ships' supplies, govern the movement of such materials by any mode of transportation.

Section 107 of Pub. L. 93-633, enacted in January 1975, sets up certain procedural requirements for granting of administrative relief from the regulations controlling the transportation of hazardous materials to be issued under section 105 of that law. Under § 107, applicants must establish on the basis of a safety analysis to be submitted by them as part of their application that a level of safety will be achieved which will (1) be equal to or higher than that reached by following the regulations, or (2) if there is no existing level of safety, be consistent with the public interest and the policy of Pub. L. 93-633. Unless it is shown that an emergency requires otherwise, each application is to be made the subject of a Federal Register notice and made available for public inspection and comment before action is taken to grant or deny it. The maximum period for an exemption is two years. Any application for renewal must be processed in the same manner as an original application.

An exemption, as that term is used in section 107 and in the proposed regulations, includes all forms of administrative relief from the requirements of the substantive regulations. Until July 7, 1975, when the authority to issue such relief was centralized in the Materials Transportation Bureau, it was granted by one or a combination of four of the Department of Transportation's operating administrations (U.S. Coast Guard, Federal Aviation Administration, Federal Railroad Administration, or Federal Highway Administration) under various labels including waiver, exemption, deviation and special permit. Moreover, the relief was requested, processed and granted or denied under multiple procedural schemes. (See 14 CFR 11.25, 14 CFR 103.5, 46 CFR 146.02-25 and 49 CFR 170.13.) For example, a person seeking relief from a regulation in 14 CFR Part 103 pertaining to air commerce could (1) petition the Federal Aviation Administration for an exemption under 14 CFR 11.25, (2) apply to the Federal Aviation Administrator (or in an emergency to a Flight Standards District Office) for authority for deviation, or (3) petition the Hazardous Materials Regulations Board (consisting of representatives of the four operating administrations) for a special permit for a waiver or exemption. The proposed regulations would be the exclusive body of procedures for all such future administrative relief actions.

The proposed regulations would describe in general terms, what must be included in applications for exemptions and specify that all applications are to be filed with the Bureau's Office of Hazardous Materials Operations. Except in those situations in which an applicant asserts that an existing emergency requires priority processing, applications would have to be filed at least 120 days before the proposed effective date. When an applicant asserts that an existing emergency requires priority processing, and supplies supporting facts and reasons, he would have the choice of applying in the normal fashion by written submission or he could apply by telephone with a follow-up written filing within 15 days.

Upon receipt of an application it would be reviewed for completeness and docketed if complete or returned to the applicant if incomplete. If it is asserted by the applicant that there is an existing emergency, an immediate examination of the supporting facts and reasons would be conducted and a determination made as to whether or not an emergency justifying priority processing did in fact exist. If determined that it did not exist, the applicant would be so notified and the application would be processed on a routine basis. If determined that an emergency did exist, the application would be processed on a priority basis in which case the usual public proceeding (FEDERAL REGISTER notice and opportunity for public comments) could be omitted.

The bases upon which determinations of existing emergencies would be made are set forth in proposed § 107.9.

Renewal applications would be submitted in the same manner as original applications and would be required to meet the same requirements. Under the proposed regulations the Bureau would publish a notice of each application in the FEDERAL REGISTER (probably a weekly or bi-weekly compilation in digest form) and afford an opportunity to comment. If the application is granted, notice of the grant would also be published.

No public hearing, argument or other formal proceeding would be held on an application before its disposition. Any interested person could, upon written request, appear before an appropriate official of the Bureau to discuss an application or its denial. Applications, including their related safety analyses, and public comments would be available for inspection in the Bureau's public docket room.

An exemption would be terminated upon a determination, after notice to the holder, that it was no longer consistent with the public interest; that it is no longer needed because of a change in the regulations; or that it was granted on the basis of false, fraudulent or misleading representation or information. Likewise, an exemption could be suspended upon a determination that it was not being exercised in accordance with its terms or that new information requires it to be amended to adequately protect life and property.

The proposed effective date is October 16, 1975.

Interested persons are invited to submit views and comments on the proposal. A public hearing will be held for that purpose at 9:30 a.m. on August 26, 1975, in the third floor auditorium of Federal Office Building 10A (commonly referred to as the FAA Building) located at 800 Independence Avenue SW., Washington, D.C. Interested persons not desiring to present oral presentations are invited to submit their comments in writing. Comments should refer to the docket number and be submitted to: Docket Section, Materials Transportation Bureau, U.S. Department of Transportation, Trans Point Building, Washington, D.C. 20590. All comments received before the close of business on September 12, 1975, will be considered, and will be available in the docket for examination both before and after the closing date. Comments received after the closing date and too late for consideration will be treated as suggestions for future rule making.

In consideration of the foregoing it is proposed to amend the Code of Federal Regulations as follows:

1. In Title 14, Code of Federal Regulations, revoke § 103.5.

2. In Title 46, Code of Federal Regulations, amend § 142.02-25 by (1) adding the words "Except as provided in paragraph (f) of this section," at the beginning of paragraph (a), and (2) adding a new paragraph (f) to read as follows:

(f) Petitions for exemptions or any other form of administrative relief from any requirement of this Part 146 shall be prepared and submitted to the Director, Office of Hazardous Materials Operations in accordance with 49 CFR Part 107.

**§§ 170.13 and 170.15 [Revoked]**

3. In Title 49, Code of Federal Regulations, revoke §§ 170.13 and 170.15.

4. In Subchapter B of Chapter I of Subtitle B of Title 49, Code of Federal Regulations, establish a new Part 107 and establish therein a new Subpart A as set forth below.

## PART 107—PROCEDURES

### Subpart A—Exemptions

Sec.
107.1 Scope.
107.3 Purpose.
107.5 Applications for exemption.
107.7 Administrative review of applications.
107.9 Determination of existing emergency.
107.11 Processing of applications.
107.13 Withdrawal of applications.
107.15 Termination of exemptions.
107.17 Availability for public inspection.

AUTHORITY: Sec. 107, Pub. L. 93-633, 88 Stat. 2158 49 U.S.C. 1806); 18 U.S.C. 831-835; R.S. 4472(11) (46 U.S.C. 170(11)); sec. 601 (c), Pub. L. 85-726, 72 Stat. 775 (49 U.S.C. 1421(c), (49 CFR 1.64 (f)-(h)).

### Subpart A—Exemptions

**§ 107.1 Scope.**

This part prescribes procedures governing exemptions from regulations governing the transportation of hazardous materials.

**§ 107.3 Purpose.**

The purpose of this part is to provide a means by which persons who are subject to the requirements of this subchapter, Subchapter C of this chapter, 14 CFR Part 103, or 46 CFR Part 64 or Part 146 may obtain administrative relief therefrom on the basis of equivalent levels of safety or levels of safety consistent with the public interest and the policy of the Hazardous Materials Transportation Act.

**§ 107.5 Applications for exemption.**

(a) Any person who is subject to the requirements of this subchapter, Subchapter C of this chapter, 14 CFR Part 103, or 46 CFR Part 146 may apply to the Director, Office of Hazardous Materials Operations (OHMO), for an exemption from those requirements.

(b) Except as provided in paragraph (d) of this section, each application filed under this section for an exemption or the renewal of an exemption must—

(1) Be submitted in triplicate to: Office of Hazardous Materials Operations, U.S. Department of Transportation, Washington, D.C. 20590;

(2) Set forth the text or substance of the regulation from which the exemption is sought;

(3) State the name, address, and telephone number of the applicant;

(4) Include a detailed description of the proposal, including when appropriate, drawings, plans, calculations, procedures, test results, previous exemptions, approvals or permits, a list of specification







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containers, if any, to be used, a list of modified specification containers, if any, to be used, and a description of the modifications, and any other supporting information;

(5) State the chemical name, common name, hazard classification, form, quantity, properties, and characteristics of the material covered by the proposal, including composition and percentage (specified by volume or weight) of each chemical, if a solution or mixture;

(6) Describe all relevant shipping or accident experience;

(7) Specify the proposed mode of transportation, and any special transportation controls which the applicant considers necessary or appropriate to compensate for any increased risks that are likely to result if the exemption is granted;

(8) Specify the proposed duration or describe the proposed schedule of events for which the exemption is sought;

(9) State why the applicant believes the proposal will achieve a level of safety which—

(i) Is at least equal to that specified in the regulation from which the exemption is sought, or

(ii) If the regulations do not contain a specified level of safety, will be consistent with the public interest and will adequately protect against the risks to life and property which are inherent in the transportation of hazardous materials in commerce;

(10) Specify any part of the information and data submitted which the applicant requests be withheld from public disclosure and the reason for the request; and

(11) If the applicant wants the application to be given priority treatment on the basis of an existing emergency, set forth the supporting facts and reasons.

(c) To permit timely consideration, an application which does not seek priority treatment on the basis of an existing emergency, must be submitted at least 120 days before the requested effective date.

(d) An application which seeks priority treatment on the basis of an existing emergency may be initiated by telephone. However, it must include all of the supporting information otherwise required by paragraph (b)(2) through (11) of this section and must be confirmed by the submission of a written application within 15 days thereafter.

### § 107.7 Administrative review of applications.

(a) The Director, OHMO, reviews each application for an exemption or renewal of an exemption to determine whether it is complete and conforms with the requirements of this part. Except as provided in paragraph (b) of this section, this determination will be made within 30 days of the receipt of the application. If it is not returned to the applicant at the end of that period, it will be processed as provided in § 107.11. If an application is returned, the applicant will be informed in what respects the application is incomplete.

(b) If the Director, OHMO, determines that an emergency exists and that the application is complete, it will be processed on a priority basis in which case the Director may waive the provisions for notice and opportunity for public comment. If the Director, OHMO, cannot determine that an emergency exists, he notifies the applicant immediately and the application, if otherwise complete, is processed on a routine basis.

### § 107.9 Determination of existing emergency.

(a) The Director, OHMO, shall determine that an emergency exists if, on the basis of information submitted in the application and his own investigation, he finds that—

(1) Existing conditions require the hazardous material concerned to be transported in commerce for the protection of life or property (other than the hazardous material to be transported); and

(2) The protection of life or property to be provided by the hazardous material would not be possible if the application is processed on a routine basis.

(b) The Director, OHMO, may determine that an emergency exists if, on the basis of information submitted in the application, he finds that—

(1) Existing conditions require the hazardous material concerned to be transported in commerce to prevent or minimize serious economic loss; and

(2) The prevention or minimizing of serious economic loss to be provided by the hazardous material would not be possible if the application is processed on a routine basis;

(c) In determining what constitutes serious economic loss under paragraph (b) of this section, the Director, OHMO, considers the nature and extent of the expected loss.

### § 107.11 Processing of applications.

(a) After an application for an exemption or renewal of an exemption is determined to be complete, the Director, OHMO, dockets the application and publishes a notice in the FEDERAL REGISTER affording an opportunity for interested persons to comment. All comments received before the close of the comment period are considered before final action is taken on an application.

(b) No public hearing, argument, or other formal proceeding is held directly on an application filed under this part before its dispositon under this section. However, during the processing of an application the Director, OHMO, may require the applicant to supply additional information.

(c) Any interested person may, upon written request, appear informally before an appropriate official of the Office of Hazardous Materials Operations to discuss an application for exemption or the action taken in response to an application.

(d) If the Director, OHMO, determines that the application does not contain adequate justification, he denies it and notifies the applicant in writing. He also publishes in the FEDERAL REGISTER a notice of the denial.

(e) If the Director, OHMO, determines that the application contains adequate justification, he grants it subject to such terms as he considers necessary, and notifies the applicant in writing. He also publishes in the FEDERAL REGISTER a notice of the grant.

(f) If the Director, OHMO, determines that an application concerns a matter of such general applicability and future effect as to warrant being made the subject of rule making, he may initiate rule making under Part 102 of this chapter in addition to or in lieu of granting or denying the application.

### § 107.13 Withdrawal of applications.

(a) An applicant may withdraw an application at any time prior to it being finally determined. When an application is withdrawn after publication of the notice of application in the FEDERAL REGISTER, the Director, OHMO, publishes a notice of withdrawal in the FEDERAL REGISTER.

(b) Withdrawal of an application does not authorize the removal of any related records from the dockets or files of the Office of Hazardous Materials Operations.

### § 107.15 Termination of exemptions.

(a) An exemption terminates according to its terms but not later than two years after the date of issuance unless terminated sooner pursuant to paragraph (b) of this section.

(b) The Director, OHMO, may suspend an exemption if he determines that—

(1) An activity under the exemption is not being performed in accordance with the terms of the exemption; or

(2) On the basis of information not available at the time it was granted, an amendment to the terms of the exemption is necessary to adequately protect against risks to life and property.

(c) The Director, OHMO, terminates an exemption if he determines that—

(1) The exemption is no longer consistent with the public interest;

(2) The exemption is no longer necessary because of an amendment to the regulations; or

(3) The exemption was granted on the basis of false, fraudulent, or misleading representations or information.

(d) Unless the Director, OHMO, believes that immediate suspension or termination is necessary to abate the risk of an imminent hazard, he notifies the holder in writing and provides the holder an opportunity to show why the exemption should not be suspended or terminated, before he suspends or terminates an exemption under paragraph (b) or (c) of this section.

### § 107.17 Availability for public inspection.

(a) Information relevant to an application under this part, including the application and supporting data, memoranda of informal meetings held with the applicant or any other interested person under § 107.11(c), and the grant or denial of the application, is available for public inspection, except as specified in paragraph (b) of this section, at the Office of Hazardous Materials Operations, Trans Point Building, 2100 2nd Street SW., Washington, D.C. 20590. Copies of available information may be obtained, as provided in Part 7 of this title.

(b) Information made available for inspection shall not include materials not relevant to the petition that are to be withheld from the public in accordance with section 552(b) of Title 5, United States Code.

Issued in Washington, D.C., on July 30, 1975.

ALAN I. ROBERTS,
*Director, Office of Hazardous Materials Operations.*

[FR Doc.75-20264 Filed 8-1-75;8:45 am]





## GENERAL SERVICES ADMINISTRATION

**Automated Data and Telecommunications Service**

**[ 41 CFR Part 101–32 ]**

**PROCUREMENT DOCUMENTS FOR ADP SYSTEMS**

**Proposed Amendment to Federal Property Management Regulations**

Notice is hereby given in accordance with the provisions of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 486(c)), that the General Services Administration (GSA) is considering amending 41 CFR Part 101–32, Government-wide Automated Data Management Services.

The proposed amendment prescribes the use of the "Solicitation Document for ADP Systems" and the "General Instructions to Offerors Governing Proposal Preparation." These two documents, when combined, form the basis of the Request for Proposal (RFP). The guidance for their use is set forth in the document entitled "Guidance to Federal Agencies on the Preparation of Specifications, Selection, and Acquisition of Automatic Data Processing Systems." These documents were developed by GSA in coordination with other Federal agencies and the ADP industry. Government-wide use of these documents should result in a shorter ADP sytems procurement cycle and should permit optimum use of procurement personnel resources.

Federal agencies are authorized to use these documents on a voluntary basis during the comment reconciliation period and for a period thereafter. The codified amendment will be effective 6 months after publication in the FEDERAL REGISTER. The "Solicitation Document for ADP Systems" and the "General Instructions to Offerors Governing Proposal Preparation" are to be used for all negotiated, competitive ADP systems procurements by Federal agencies where their RFP is scheduled for release 90 days subsequent to that 6-month period.

Anyone wishing to submit comments may write to the General Services Administration (CP), Washington, D.C. 20405, on or before October 3, 1975.

NOTE: The documents referred to in this proposed amendment are filed as part of the original document.

T. D. PUCKORIUS,
*Commissioner, Automated Data and Telecommunications Service.*

As proposed, the amendment to the regulations would read as follows:

### PART 101–32—GOVERNMENT-WIDE AUTOMATED DATA MANAGEMENT SERVICES

The table of contents for Part 101–32 is amended by the following new entries:


101–32.410 Procurement documents for ADP systems.
101–32.410–1 Use of procurement documents.
101–32.410–2 Availability of procurement documents.
101–32.410–3 GSA assistance.


**Subpart 101–32.4—Procurement and Contracting**

Sections 101–32.410 through 101–32.410–3 are added as follows:

### § 101–32.410 Procurement documents for ADP systems.

The following procurement documents shall be used for all negotiated, competitive ADP systems procurements and should be used to the maximum practicable extent for all other negotiated, competitive ADP equipment procurements. An ADP system is the total complement of individual machines and operating software that operates as an integrated group.

(a) The "Guidance to Federal Agencies on the Preparation of Specifications, Selection, and Acquisition of Automated Data Processing Systems" provides guidance to Federal agencies on the use of the solicitation document;

(b) The "General Instructions to Offerors Governing Proposal Preparation" contains the solicitation conditions, required format for proposals, and instructions on completion of price tables; and

(c) The "Solicitation Document for ADP Systems" sets forth the standard contract format and clauses required for ADP system procurements.

### § 101–32.410–1 Use of procurement documents.

The "Solicitation Document for ADP Systems" and the "General Instructions to Offerors Governing Proposal Preparation," when combined, form the basis of the Request for Proposal. The guidance for their use is as follows:

(a) The "Solicitation Document for ADP Systems" provides the flexibility needed to accommodate the unique requirements of each ADP system procurement. Section I of the document entitled "Guidance to Federal Agencies on the Preparation of Specifications, Selection, and Acquisition of Automatic Data Processing Systems" sets forth the procedures for using this solicitation document. These procedures were designed to achieve the optimum degree of uniformity among ADP systems solicitations issued by Federal agencies.

(b) The "General Instructions to Offerors Governing Proposal Preparation" prescribes the solicitation instructions, conditions, and proposal format. Usually, this document would not be revised. If, however, there is an instance in which these instructions must be changed, the agency must indicate each such change in a cover letter to the solicitation. To assist GSA in making this a more viable and useful document, a copy of the change(s) and the rationale therefor shall be forwarded to GSA.

### § 101–32.410–2 Availability of procurement documents.

The agency shall use the current edition of the procurement documents for each ADP system procurement. GSA will furnish copies of the current editions, but the agency is responsible for reproducing sufficient copies to meet its requirements. To ensure that the most recent information is available for use in each procurement, agency procurement personnel should contact GSA to verify that they have the most recent change(s).

### § 101–32.410–3 GSA assistance.

The agency shall contact the General Services Administration (CDP), Washington, D.C. 20405 (telephone: 202 343–3137), to submit revisions or changes, to request waivers, or to request any other information pertaining to the procurement documents.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

[FR Doc.75-20142 Filed 8-1-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 410–4]

**[ 40 CFR Part 52 ]**

**PENNSYLVANIA IMPLEMENTATION PLAN**

**Proposed Revision**

On May 15, 1975, the Commonwealth of Pennsylvania submitted to the Regional Administrator a proposal requesting that an amendment to Title 3, Air Management Code 3–207 of the Philadelphia Code be approved as a revision to the Pennsylvania Implementation Plan for the attainment and maintenance of national ambient air quality standards. The amendment delays the 0.3% sulfur-in-fuel restriction to October 1, 1975. This restriction had been scheduled for March 31, 1975, as approved in the FEDERAL REGISTER (40 FR 14595). The City of Philadelphia has justified this request for the following reasons:

(1) To provide additional time to review the present sulfur dioxide control strategy.

(2) To more accurately define the relationships between emissions and observed air quality.

(3) To provide a clearer indication of requirements to achieve and maintain standards.



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The Commonwealth of Pennsylvania submitted proof that a public hearing with adequate public notice was held on February 18, 1975, for the purpose of reviewing the proposed revision, pursuant to 40 CFR Part 51, Requirements for Preparation, Adoption and Submittal of State Implementation Plans.

This notice is to advise the public of receipt of this proposal, and to request public comment. Only those comments received on or before September 3, 1975, will be considered.

The Administrator's decision to approve or disapprove this request by the Commonwealth of Pennsylvania will be based on whether or not it meets the requirements of Section 110(a)(2)(A)–(H) of the Clean Air Act and the requirements of 40 CFR Part 51.

Copies of the proposed revision are available for public inspection during normal business hours at the Offices of:

(1) The Environmental Protection Agency, Region III, Curtis Building, Second Floor, Sixth and Walnut Streets, Philadelphia, Pennsylvania 19106.

(2) Philadelphia Air Management Services, 4320 Wissahickon Avenue, Philadelphia, Pennsylvania 19129.

(3) Pennsylvania Department of Environmental Resources, Third and Locust Streets, Harrisburg, Pennsylvania 17120.

(4) Freedom of Information Center, EPA, 401 M Street SW., Washington, D.C. 20460.

All comments should be addressed to Howard Heim, Chief, Air Planning Branch, Division of Air and Hazardous Materials, EPA–Region III, Curtis Building, Sixth and Walnut Streets, Philadelphia, Pennsylvania, 19106, (ATT:AH003 Pa).

(42 U.S.C. 1857 c–5)

Dated: July 22, 1975.

DANIEL J. SNYDER, III,
*Regional Administrator, Region 2.*

[FR Doc.75–20119 Filed 8–1–75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Part 73 ]**

[Docket No. 19720; RM–1915, etc.]

### FM BROADCAST STATIONS

**Table of Assignments; Miss.**

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Tupelo and Baldwyn, Mississippi, Docket No. 19720, RM–1915, RM–2369, RM–2412.

1. The Commission has before it the Petition for Reconsideration filed on October 10, 1973, by Town 'N' Country Broadcasting Company ("TNC"). TNC seeks reconsideration of our September 11, 1973, Report and Order in which we denied its proposal to assign Channel 240A to Tupelo, Mississippi, as its second FM assignment. In seeking reconsideration, TNC alleges that the Commission failed to give it due process because it took into account a letter from the Baldwyn, Mississippi, mayor which was submitted after the cut-off date for filing counterproposals in this docket. In refusing then to make the assignment to Tupelo, we noted that doing so would have precluded Baldwyn from having any future local FM service.

2. TNC also requests a correction of the Report and Order with respect to the statement concerning Tupelo's broadcast services. TNC is correct in noting the error which will be taken into account in the resolution of the Further Notice we here are issuing. We agree that Tupelo received local aural service from 3 AM stations (1 of which was a daytime-only service) and 1 FM station (Channel 253) but that no AM station was under construction.

3. TNC filed a supplement to its petition for reconsideration on May 7, 1974. Section 405 of the Communications Act states that petitions for reconsideration of an Order must be filed within 30 days and Section 1.106(f) of the Rules and Regulations applies this 30-day filing period to supplements to such petitions. Since the supplement was not filed within this mandated period, and no showing to support the acceptance of this late filed material was made, we shall dismiss this supplemental filing.

4. In TNC's petition it asserts that our taking cognizance of a letter submitted, after our cut-off date, by the mayor of Baldwyn, Mississippi, had the effect of depriving it of due process. The letter stated that there was interest in use of the channel at Baldwyn and that the Commission should not foreclose that community's only chance for local broadcast service. We do not agree that this action had such an effect or that it was violative of our cut-off procedure. As we stated in our Memorandum Opinion and Order in Anamosa/Iowa City, Iowa, 46 F.C.C. 2d 520 (1974):

"Unless procedural requirements are observed, we would face difficulties in exercising our regulatory responsibilities, hardly a situation to benefit the public." (at 521)

Without the cut-off procedure, the rule making process could be severely hampered. Nontheless, it must be recognized that we were not dealing with the cut-off as such, since no counterproposal was before us. Nor, of course, did we act in reliance on the submission and assign Channel 240A to Baldwyn. Rather, our decision to withhold a Tupelo assignment for a short period was on the basis of the preclusionary effect of making the proposed Tupelo assignment. It has been long recognized that providing first local FM service to a community is a most important public interest goal.[1] Since FM channels are a limited resource, we require that petitioners for FM assignments to communities (other than first assignments to small communities not located near large population centers) submit preclusion studies. Such studies are expected to show whether the cochannel and 6 adjacent channels will be precluded from future use in communities in surrounding areas.[2]

5. On occasion in the past we have denied requests to amend the FM Table of Assignments if granting the request would prevent a community, then without a local aural service, from being assigned a first FM channel in the future. In this case, we simply acted to defer, not refuse, a second Tupelo assignment so the possibility of a Baldwyn assignment could be examined if a petitioner stepped forward within a reasonable time. Failing this we indicated a readiness to again consider the Tupelo proposal by itself. This was sufficient reason for delay even if the letter from Baldwyn's mayor did not set forth the "special circumstances" or "overwhelming need" required to permit reliance upon a late-filed counterproposal, Anamosa/Iowa City, Iowa, 46 F.C.C. 2d 520, 522 (1974).

6. Now that a Baldwyn proposal is before us, no purpose would be served by a complete denial of the subject petition.[3] Instead, we can grant it to the extent of reopening the proceeding, thus permitting a comparison to be made on the proposed use of Channel 240A. Because of their location, the channel could only be used at one community, not both. Moreover, they are too far apart for the provisions of the 10-mile rule to permit the assignment to be made at Tupelo and the 307(b) choice left to a hearing between it and Baldwyn.

7. Tupelo (pop. 20,471), the seat of Lee County (pop. 46,148), is located in northeastern Mississippi, approximately 95 miles southeast of Memphis, Tennessee. Baldwyn (pop. 2,366), located on the border of Lee and Prentiss Counties (pop. 20,133), is approximately 17 miles northnortheast of Tupelo. Local broadcast service at Tupelo is provided by a VHF television station, three AM stations—WELO, WTUP, and TNC's station, WJLJ—and FM Station WELO–FM (Channel 253). Baldwyn currently receives no local aural service. Both petitioners have adduced evidence demonstrating that Tupelo and Baldwyn have sufficient amounts of economic activity to justify a second and a first FM assignment, respectively.

8. With respect to the petitions' technical feasibility, the channel may be assigned to either community without affecting any existing FM assignment. Adoption of either proposal would cause only co-channel preclusion. Baldwyn is the only community of significant size located in the area which does not have local aural service. The engineering statements submitted by both petitioners indicate that the requested channel is the only commercial channel available for that area. The transmitter site for a station operating on Channel 240A at Tupelo, however, would have to be located 5 miles northwest of that community. Intermixture of classes of channels would occur at Tupelo if Channel 240A were assigned to that community.

9. The resolution of these conflicting proposals will be determined by weighing the public interest considerations posed in each. We therefore invite discussion on the intermixture and preclusion issues mentioned in this *Notice* and other issues which might be useful for the Commission to consider.

10. Therefore the following alternative amendments to the Table of Assignments, Section 73.202(b) of the Commission's Rules and Regulations, are proposed:

| City | Channel No. | |
|---|---|---|
| | Present | Proposed |
| Tupelo, Miss. | 253 | 240A, 253 |
| or | | |
| Baldwyn, Miss. | | 240A |

11. The Commission's authority to institute rule making proceedings; showings required; cut-off procedures; and filing requirements are set forth below and are incorporated into this Notice of Proposed Rule Making.

12. Interested parties may file comments on or before August 21, 1975, and reply comments on or before September 1, 1975.

13. It is ordered that the subject petition for reconsideration is granted to the extent indicated and in all other respects is denied.

Adopted: July 23, 1975.

Released: August 1, 1975.

FEDERAL COMMUNICATIONS COMMISSION,[4]

[SEAL] VINCENT J. MULLINS,
*Secretary.*

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in this notice of proposed rule making.

2. *Showings required.* Comments are invited on the proposal(s) discussed in this notice of proposed rule making. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in this notice of proposed rule making. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filing made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc.75–20206 Filed 8–1–75;8:45 am]

**[ 47 CFR Part 73 ]**

[Docket No. 20521]

### CORPORATE OWNERSHIP REPORTING AND DISCLOSURE BY BROADCAST LICENSEES

**Order Extending Time for Filing Comments and Reply Comments**

1. On July 22, 1975, Cox Broadcasting Corporation, Gannett Co., Inc., Plough Broadcasting Company, Inc., and Twentieth Century-Fox Film Corporation (hereafter "Cox, et al.") filed a motion for extension of time in which to file comments and reply comments in the above-captioned proceeding. The Notice of Proposed Rule Making was adopted on June 11, 1975, and publication was made in the Federal Register on June 24, 1975, 40 Fed. Reg. 26543. The dates for filing comments and reply comment are presently August 11 and August 26, 1975, respectively.

2. The basis of the request by Cox, et al. is that the proposed changes in reporting requirements of certain publicly-held corporations require close analysis of the proposals by responsible officials of the reporting entities, as well as close consultations between counsel and the corporate officials, in order to prepare meaningful comments. It is contended that the coordination problem is more difficult due to previous business and vacation plans ordinarily arising during the summer months.

3. We recognize that the proposals require detailed study and coordination with corporate officials and with other investment organizations. We further recognize that this process is somewhat complicated by vacation plans. Thus, we find that the public interest would be served by a grant of the motion, and we will extend the time for periods requested. However, the Commission, because of the necessity for final action in this area, hopes to conclude the process in the next few months, and we do not contemplate granting any further extensions in this proceeding.

4. *Accordingly, it is ordered,* That the motion for extension of time filed by Cox, et al. is granted; and the dates for filing comments and reply comments are extended to and including September 11 and September 26, 1975, respectively.

5. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and §§ 0.281 and 1.46 of the Commission's Rules.

ADOPTED: July 25, 1975.

RELEASED: July 29, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

[FR Doc.75–20207 Filed 8–1–75;8:45 am]

## FEDERAL POWER COMMISSION

**[ 18 CFR Part 35 ]**

[Docket No. RM75–29]

### FUEL ADJUSTMENT PROVISIONS IN FPC RATE SCHEDULE

**Extension of Time**

JULY 28, 1975.

On July 14, 1975, July 16, 1975, July 17, 1975, July 21, 1975, and July 22, 1975, Consumers Power Company, Virginia Electric and Power Company, Cincinnati Gas and Electric Company, the National Coal Association and Public Service Company of New Mexico filed motions to extend the time for filing comments fixed by notice issued June 17, 1975, in the above-designated matter.

Notice is hereby given that the date for filing comments in the above matter is extended to and including September 2, 1975 and the date for filing reply comments is extended to and including October 6, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20235 Filed 8–1–75;8:45 am]

[1] See the Further Notice of Proposed Rule Making in Docket 14185, adopted July 25, 1962 (FCC 62–867), and incorporated by reference in para. 26 of the Third Report, Memorandum Opinion and Order (40 F.C.C. 747, 758 (1968)).

[2] Additional FM Assignments, 8 F.C.C. 2d 79 (1967).

[3] Finally, we cannot agree that the failure to file a Baldwyn proposal in 6 months is a bar to later filing. Rather, that was only a grace period after which Tupelo could re-file.

[4] Commissioners Wiley, Chairman Reid and Robinson dissenting.







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## FEDERAL TRADE COMMISSION

[16 CFR Part 439]

### CELLULAR PLASTICS PRODUCTS

**Correction**

In FR Doc. 75–19093 appearing on page 30842 of the issue for Wednesday, July 23, 1975, in the center column, paragraph § 439.1(a), in the fifth line, the figure § 439.2(a) is corrected to read § 439.2(b); and on page 30843, the left-hand column, Note 2, paragraph (3), line 3, the notation ASTM D286 is corrected to read ASTM E286.

Dated: July 30, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75–20268 Filed 8–1–75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF THE TREASURY

### Customs Service

[T.D. 75–199]

### UNMACHINED CASTINGS FOR HOSE COUPLINGS

**Country of Origin Marking; Notice of Decision**

The following is a decision recently promulgated by the United States Customs Service through its Office of Regulations and Rulings.

T.D. 75–199 *Unmachined castings for hose couplings.*—The Customs Service has been asked to review the ruling issued by its letter dated May 18, 1970 (363.2), and abstracted as T.D. 70–143 (2), regarding the country of origin marking of certain hose couplings of malleable iron imported as unmachined castings, and processed into finished hose couplings in the United States.

The hose couplings are described as two lug universal hose couplings or universal air couplings. They are imported as unmachined castings, and processed after importation by being machined at the end where the two coupling lugs appear, drilled with two safety pin holes at the same end, threaded with internal threads at the opposite end, cadmium plated, and assembled with a rubber gasket to provide a tight seal when two couplings are joined together.

The Customs Service ruled in its letter of May 18, 1970 (363.2) that the processing of the unmachined castings would not result in the manufacture of a new and different article, or such a substantial transformation of the imported castings as to render the processor the "ultimate purchaser" of the castings, within the meaning of 19 U.S.C. 1304(a).

Subsequently, the United States Customs Court issued its decision in the case of *Midwood Industries, Inc.* v. *United States*, 64 Cust. Ct. 499, C.D. 4026 (1970), holding that the processor in the United States was the "ultimate purchaser," for the purposes of 19 U.S.C. 1304(a), of certain steel forgings which were processed after importation into finished welding fittings and flanges.

The Customs Service is of the opinion that the principle of the decision in the case of *Midwood Industries, Inc.* v. *United States* is applicable to the unmachined hose coupling castings in question. Although the castings are made as close to the dimensions of ultimate finished form as possible, they must be further processed by the substantial manufacturing operations described above in order to transform them into goods which are of use to the final consumer.

Accordingly, the "ultimate purchaser" of the unmachined castings is deemed to be the processor who transforms them into finished hose couplings. Headquarters letter dated May 18, 1970 (ORR Ruling 680–70, August 31, 1970) and T.D. 70–143(2) are hereby superseded. (704822)

[SEAL] LEONARD LEHMAN,
*Assistant Commissioner, Regulations and Rulings.*

[FR Doc.75–20217 Filed 8–1–75;8:45 am]

### Office of the Secretary

### SUPPLEMENT TO DEPARTMENT CIRCULAR

**Public Debt Series—No. 23–75**

JULY 30, 1975.

The Secretary of the Treasury announced on July 29, 1975, that the interest rate on the notes described in Department Circular—Public Debt Series—No. 23–75, dated July 24, 1975, will be 7⅞ percent per annum. Accordingly, the notes are hereby redesignated 7⅞ percent Treasury Notes of Series F–1978. Interest on the notes will be payable at the rate of 7⅞ percent per annum..

DAVID MOSSO,
*Fiscal Assistant Secretary.*

[FR Doc.75–20269 Filed 8–1–75;8:45 am]

## DEPARTMENT OF DEFENSE

### Defense Intelligence Agency

### REPORTS ON THE CLOSED MEETING

**Public Availability**

Pursuant to the provisions of the Federal Advisory Committee Act, Title 5, United States Code, App. I. (Public Law 92–463), and OMB Circular A–63 of March 27, 1974, the Defense Intelligence Agency Scientific Advisory Committee and Defense Intelligence School Board of Visitors which held closed meetings through December 31, 1974, have prepared summary reports on the activities of those meetings. Copies of these reports have been filed and are available for public inspection at two locations:

The Library of Congress, Room 256, Main Building, 10 First Street, S.E., Washington, D.C.

Directorate for Freedom of Information, Office of the Assistant Secretary of Defense (PA), Room 2C757, the Pentagon, Washington, D.C. 20301.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

JULY 30, 1975.

[FR Doc.75–20243 Filed 8–1–75;8:45 am]

### Office of the Secretary

### DEFENSE SCIENCE BOARD TASK FORCE ON "ELECTRONIC TEST EQUIPMENT"

**Notice of Advisory Committee Meeting**

Pursuant to the provisions of Public Law 92–463, notice is hereby given that the Defense Science Board Task Force on "Electronic Test Equipment" will meet in open session on 16 and 17 September 1975 in the Casa de la Vista Building, Naval Station Treasure Island, San Francisco, California.

A visit is planned to the Alameda Naval Air Station on 16 September. Bus transportation will be provided between Treasure Island and Alameda, departing Treasure Island at 8:30 a.m. and returning to Treasure Island no later than 6:00 p.m.

The Task Force meeting on 17 September at Treasure Island will commence at 9:00 a.m.

The mission of the Defense Science Board is to advise the Secretary of Defense and Director of Defense Research and Engineering on overall research and engineering and to provide long-range guidance in these areas to the Department of Defense.

The primary responsibility of the Task Force is to examine the greater use of the Department of Defense of privately-developed, commercially-available, off-the-shelf electronic test equipment, including modifications thereof, with the goal of achieving economy and reliability benefits for the several Armed Services and to recommend policies and procedures which will maximize these benefits.

This will be the sixth meeting of the Task Force. The planned agenda will cover three general areas:

1. Procurement.
2. Logistics.
3. Applications, Requirements and Equipment.

The detailed discussions and investigations into these general areas will be conducted by working groups made up of designated Task Force members of



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their designated representatives and selected Task Force observers. Each working group will formulate proposals related to its general area of responsibility corresponding to one of the three specified above. The working group proposals as approved by the Task Force will form the basis for the ultimate Task Force recommendations.

Persons wishing to attend are advised that a reasonable quantity of seating for observers will be available on a first-come, first-seated basis. No specific arrangements or notification of desire to attend is necessary.

The Executive Secretary for the Task Force is Mr. Rudolph J. Sgro, OASD (I&L) WS, Room 2A318, Pentagon, Washington, D.C. 20301.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

JULY 30, 1975.

[FR Doc.75-20242 Filed 8-1-75;8:45 am]

## DDR&E HIGH ENERGY LASER REVIEW GROUP (HELRG)

### Notice of Closed Meetings

Pursuant to the provisions of Section 10 of Appendix I, Title 5, United States Code, notice is hereby given that closed meetings of the DDR&E High Energy Laser Review Group will be held on Tuesday and Wednesday, September 9 and 10, 1975, in Lexington, Massachusetts.

The subject matter of the meetings is classified in accordance with subparagraph (1) of Section 552(b) of Title 5 of the U.S. Code.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

JULY 30, 1975.

[FR Doc.75-20241 Filed 8-1-75;8:45 am]

# DEPARTMENT OF THE INTERIOR

## Bureau of Land Management

## ALASKA STATE MULTIPLE USE ADVISORY BOARD

### Notice of Meeting

Notice is hereby given that the Alaska State Multiple Use Advisory Board will hold business meetings on September 3 and September 5, 1975, and participate in a field trip September 4, 1975. Business meetings will be held in the East Gold Room of the Traveller's Inn in Fairbanks, Alaska. The September 3 business meeting will begin at 1:00 p.m. and last until 5:00 p.m.; discussion on the field trip is planned on the first day. On September 4, the board and selected Bureau of Land Management staff will travel from Fairbanks north along the trans-Alaska pipeline route in the utility corridor, to see first-hand, the Bureau's options in landuse management in the utility corridor. The September 5 business meeting will begin at 8:00 a.m. and last until 12:00 noon. Utility corridor management will be discussed and the board may, at its option, make resolutions concerning this topic.

The business meetings will be open to the public insofar as seating is available. Time will be available for brief statements from members of the public, but those wishing to make an oral statement must inform the Board Chairman in writing, prior to the meeting of the board. Any interested person may file a written statement with the board for its consideration. Written statements or requests to give oral statements should be submitted to State Advisory Board Chairman, % State Director, Bureau of Land Management, 555 Cordova Street, Anchorage, Alaska 99501.

CURTIS V. MCVEE,
*State Director.*

[FR Doc.75-19179 Filed 8-1-75;8:45 am]

## Fish and Wildlife Service

## ENDANGERED SPECIES PERMIT

### Notice of Receipt of Addendum to Application

On November 13, 1974, a notice was published in the FEDERAL REGISTER (39 FR 40044-48) that an application had been filed with the Fish and Wildlife Service, U.S. Department of the Interior, by the Patuxent Wildlife Research Center, Laurel, Maryland, for a permit relative to studies of endangered species.

On December 23, 1974, a notice was published in the FEDERAL REGISTER (39 FR 44258) that all reference to Manatee, West Indian (Florida), *Trichechus manatus*, was deleted from that application.

Notice is hereby given that the following additional information relative to Patuxent Center's endangered species application has been received.

JUNE 16, 1975.

To: Chief, Division of Law Enforcement, Fish and Wildlife Service.
From: Acting Director, Patuxent Wildlife Research Center.
Subject: Endangered Species Permit (FWS/LW PRT 8-86-C).

Your letter of March 17, 1975, requested additional information relative to the Patuxent Center's endangered species permit application.

I hope that the information contained in the attachment is sufficiently detailed to satisfy the permit application requirements.

HARRY M. OHLENDORF.

Attachment

ENDANGERED SPECIES PERMIT INFORMATION
ENDANGERED WILDLIFE RESEARCH PROGRAM
PATUXENT WILDLIFE RESEARCH CENTER

Biologists and technicians in the Endangered Wildlife Research Program at the Patuxent Center near Laurel, Maryland, are carrying out research and propagation in varying intensity with approximately 46 endangered species of vertebrates. These studies vary from intensive and long-term monographic investigations to merely observational efforts as opportunities permit. Because of the paucity of available information on most species listed, all activities are continuing beyond FY 1976 unless otherwise noted.

The purpose of the research is to obtain information regarding each endangered species, and its habitat, that can be utilized in management efforts to prevent its extinction and, hopefully, return it to safer numbers. Studies will include the determination of status and distribution, behavior under various conditions and at all seasons of the year, competing or predator species with which the endangered forms must cope, and actually or potentially negative factors that could adversely affect essential habitat. Except where specifically listed, there is no intention to capture specimens for propagation or study in confinement, transplant or otherwise manipulate wild populations, or to collect live animals for museum specimen use, food habits study, or other terminal uses. Attempts to photograph and record sounds of endangered wildlife will be made only where such efforts can be made without apparent handicap or other adverse effects to the subject; it will only be accomplished by experienced personnel who in many cases are currently the most knowledgeable authorities on the species in question, and who are best able to avoid undue disturbance to the species. Such photography and sound recording will be for the purpose of documenting behavior, plumage and pelage patterns, and other physical and ethological characteristics of each species for its more complete understanding and management. No animals will, however, be captured for this purpose; photography and sound recordings will be made opportunistically when and where they can be safely accomplished.

Specimens found in obvious distress and unlikely to survive in the wild without assistance will be captured, confined, and treated until sufficiently recovered to be released. Upon recovery, animals will be returned to the point of capture, or if local conditions make release there unwise, to another location within their known historic range where they are most likely to survive. Any skin, skeleton, various organs, or related material from specimens found dead, or which die while in confinement, will be transferred to the National Fish and Wildlife Laboratory, Smithsonian Institution, Washington, D.C., for incorporation into its collections.

Endangered species stock brought into or produced in confinement for research and propagation purposes will be subjects of behavioral, nutritional, physiological, and pathological studies of non-terminal character; closely related but more abundant (non-endangered) species serve as surrogate or test subjects wherever terminal risks are involved. For purposes of maintaining pedigrees, conducting routine studies (for the purpose of developing behavioral, nutritional, physiological, or pathological catalogues of norms), and monitoring health of animals in confinement or caring for injuries, it may be necessary to include the drawing of blood, the taking of fecal and urine specimens, banding, wing-tagging, color-marking, administering anesthetics, performing corrective or repair surgery, confining ailing animals, and quarantine of incoming stock. All stock destined for transfer from Patuxent for release to the wild or for other purposes is examined by the staff veterinarian to assure good health and freedom from disease. Transfers of living stock are routinely made by air express or air freight, and recipients are notified by telephone of waybill numbers and carrier identity, flight number, and anticipated date and hour of arrival. Shipments of rarest or most perishable stock are usually accompanied by a staff member.

Descriptions of research activities concerned with the individual species, except for most forest birds of Hawaii (which are most effectively treated as a single group), follow:





1) Puerto Rican Boa (*Epicrates inornatus*): Attention to this species is primarily observational and photographic, as opportunities permit, including the recording of sightings by Puerto Rican residents and the collecting and preserving of any specimens found dead from various causes.

2) Hawaiian Dark-rumped Petrel (*Pterodroma phaeopygia sandwichensis*):

Although no intensive research is now being devoted to this species, observations on its status and distribution are being made by Program biologists on the islands of Hawaii and Maui as opportunities permit. Occasionally, when live specimens may be attracted to lights, it is necessary to capture them and immediately release them so they can become airborne if they are uninjured. Injured individuals may be retained until they recover, are measured and banded, parasites (if any) have been removed, and the petrel can safely be released.

3) Hawaiian Duck (*Anas wyvilliana*): No research is primarily directed toward this species, but opportunistic observations are made of its numbers and distribution at every opportunity to aid in its management.

4) Aleutian Canada Goose (*Branta canadensis leucoparela*): A productive gaggle of this endangered race of Canada goose has been established at the Patuxent Center to produce offspring that are being used to reestablish breeding populations within its former range in the outer Aleutian Islands. Goslings were obtained in 1963 and 1973 from Buldir Island, the only island where this goose remained as a breeder following its extirpation from all other formerly occupied islands. Current breeders at Patuxent consist of these birds and their offspring. Breeding pairs are held in pens approximately 30 by 60 feet supplied with running water, food shelters, and natural plant growth for nesting cover. Non-breeders and birds destined for release to the wild are maintained in large enclosures averaging more than 1000 square feet per bird. Sufficient stock is being assembled with which to produce approximately 100 releasible birds per year, to be sent to Alaska as one-, two-, or three-year-olds, preferably on islands from which introduced foxes, the principal local predator, have been removed. Aleutian Canada geese surplus to the needs of the program have, in the past, been provided on loan to qualified cooperators, the offspring of which have been utilized for research, education, and display purposes, but the use of these birds for the reestablishment of wild populations will continue to have first priority. Periodically, about every fifth year, starting in 1975, not more than 20 additional goslings would be obtained from the Buldir Island population, estimated now to be 600 to 800 geese, to maintain genetic diversity among the Patuxent breeding population. Such recruitment is necessary to avoid transplanting any stock beyond the second generation of confined birds. This would amount to a removal of only about 3 percent one year in five and should impose no undue drain on the productivity or survival of the wild population. The complement of 20 breeding pairs and about 20 replacement birds in varying stages of maturity will form the production unit at Patuxent, and also provides insurance against extinction of the wild population which now is apparently restricted to Buldir Island during the breeding season, and is found on Castle Rock Island and vicinity along the northern coast of California during late winter and early spring.

5) Hawaiian Goose (*Branta sandvicensis*): A small nucleus of this species has been kept at the Patuxent Center to produce birds for use in experimental efforts to develop wild release procedures in the Hawaii Volcanoes National Park. Any produced stock surplus to this need is made available in descending priority, for research and education at public institutions such as universities and zoos, for research by private organizations and individuals, and for display by private organizations and individuals. Three adult pairs comprise the productive unit that produces from 10 to 20 offspring annually. The eggs are removed as they are laid and then artificially incubated. The original two breeding pairs were obtained from the Hawaii Division of Fish and Game's Pohakuloa Game Farm. Replacements from Pohakuloa will be requested only upon death of any of these birds, and only after release needs have been fulfilled. The breeders are held during the breeding season (December–February) in enclosures equipped with electrically heated shelters. The breeding pairs are moved into other pens during the rest of the year to allow renovation and cleansing of the breeding enclosures in the interim. No other research is contemplated with this species, though the unit, along with other captive populations elsewhere in the United States and in England, provide a measure of species' survival insurance in case the wild population suffers a catastrophic decline.

6) Andean Condor (*Vultur gryphus*): In 1966, prior to the time that the Andean condor became classified as an endangered species, nine were captured in Argentina and shipped to the Patuxent Center for preliminary studies to obtain information of potential value to California condor management in case propagation of the latter ever becomes necessary. Because of a disparate sex ratio, and incompatibility among some of the condors, trades were arranged with zoos and three adult and one subadult pair now are on hand in flight pens measuring 40' x 40' x 17' high, equipped with perches, sheltered roosts, simulated "caves," and a flowing water supply. One condor chick was hatched and reared in 1973, and the three adult pairs nested in 1975. Offspring will be utilized to test condor release procedures in South America as young condors produced at Patuxent approach maturity; such release procedures could have potential value for application with California condors. Andean condors are long-lived and, barring unexpected losses at Patuxent, it is doubted that additional stock will be needed from South America for this program.

7) California Condor (*Gymnogyps californianus*): A biologist has been stationed in Ojai, California, by the Patuxent Center since January 1965 to study the California condor in the wild. He is attempting to determine their status, distribution, productivity, and factors affecting their productivity and survival. These studies require continuing observations of condors in the Sespe Condor Sanctuary and general vicinity as well as elsewhere throughout the condor's range, including a small population reported to still persist in Baja California. Productivity surveys require nest visitation to determine the fates of eggs or nestlings. The visits are made one to three months after hatching to avoid chilling of eggs or interference with feeding of the newly hatched condor chick. An annual condor survey is made in mid-autumn to attempt to obtain an accurate index to the wild population, thus far without success. This survey is supervised by the California Department of Fish and Game and is accomplished by observers located at scattered vantage points counting and aging condors seen during a two-day period and, by the use of two-way radios, attempting to avoid duplication in the counts of a total population now believed to range between 50 and 60 birds. None of the current research appears to be adversely affecting the California condor. One condor captured in the late 1960's following abandonment by the parents, is currently housed in the Los Angeles Zoo. There are no current plans for taking any additional Andean or California condors into captivity for research or propagation.

8) American Peregrine Falcon (*Falco peregrinus anatum*): The Patuxent Center's biologist at the Arizona Field Station in Tucson expects to participate in a general survey of eyries in Arizona to determine occupancy by peregrines. There is no intention to visit active nests, if any are found, or to handle any eggs or nestlings, capture or band adults, or in other ways interfere directly with the wild peregrine or its welfare. It is not known whether any active eyries still exist in Arizona but management of this species, including protection, requires more information on its present status and distribution. No stock will be taken into captivity, and no peregrine falcons are currently maintained by the Endangered Wildlife Research Program at Patuxent, nor is the acquisition of any anticipated in the foreseeable future.

9) Hawaiian Hawk (*Buteo solitarius*): No intensive research upon this species is envisioned in the foreseeable future. As other assignments permit, records will be kept of field observations and any nests encountered will be checked and the remains of unhatched eggs or dead nestlings will be collected for pesticidal residue analysis or determination of eggshell thickness. Remains of prey items and parasites at the nest will also be collected and identified.

10) Masked Bobwhite Quail (*Colinus virginianus ridgwayi*): The masked bobwhite apparently disappeared about 1900 from southern Arizona due to range deterioration resulting from drought and overgrazing. Production of from 500 to 1,000 young quail annually is being obtained from a total of 57 birds obtained in 1968 and 1969 from north-central Sonora, Mexico, and from their offspring used as replacement breeders. An 1800-acre research area has been set aside under a 5- to 7-year lease developed with the State of Arizona where range management practices, including deferment of grazing, are allowing regrowth of vegetative cover believed necessary for survival and reproduction of the quail. A Patuxent biologist stationed at Tucson, Arizona, has been studying this quail and certain other endangered species since 1967 in order to document their continuing status and distribution, and to determine habitat requirements and other characteristics which affect their survival and reproduction. These studies consist of observations of quail in the wild, periodic call counts and brood censuses, capturing and banding, collection of droppings for food habits analysis, the examination of cactus wren and verdin nests for feather evidence to quail presence, and the playing of quail calls to elicit responses for inventory purposes. Plant collections are being made to allow comparisons of the currently used Mexican habitats with the release sites in Arizona, and to reveal any management needed to increase comparability of the two ecological situations.

Nutritional and physiological studies at the Patuxent Center to develop captive production procedures for masked bobwhites have utilized eastern bobwhites as the test species. For protection in winter, young and adult masked bobwhites at the Patuxent Center are held in an unheated building with a concrete floor containing approximately 10 elevated holding pens. The pens measure 6 feet by 9 feet by 18 inches high, divided lengthwise into two compartments each containing a shelter measuring 3 feet square which is heated for very young birds, if necessary. Each of the two compartments of the pens can accommodate 20 masked bobwhites, the size of a large covey. The quail stock is moved to the breeding facili-



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ties in late April where they remain until late November, egg-laying taking place from late May through early September. The breeding pen complex allows deployment of breeding groups of birds usually consisting of two males and three or four females per compartment in a screened area equipped with clock-controlled overhead lights. Eggs are gathered daily, held in refrigerated storage and turned twice daily for up to two weeks, and then incubated in electric incubators. Egg production terminates each year when the artificial light source is turned off.

Stock produced by the Patuxent population of masked bobwhites is shipped to Arizona as eggs, day-old chicks, or older birds for release under a variety of experimental situations in order to find the most effective method. Among those expected to be tested during the next 12 months are direct releases of captive reared, mature-plumaged birds; the gentle release of captive-produced day-old chicks fostered by sterilized Texas bobwhite cocks or bantam hens; and the substitution of masked bobwhite eggs produced at Patuxent for clutches of local, wild, native, non-endangered quail species. Conditioning procedures for stock prior to their release to the wild will include exposure to simulated predator attack by the use of manned raptors to prepare them for encounters with accipiter hawks, and the use of dogs to develop fear of coyotes, badgers, and other terrestrial predators. By these methods it is hoped that a self-sustaining population of this quail can be reestablished in the Altar Valley of southern Arizona which will reduce prospects of masked bobwhite extinction. It is estimated that a combined total of at least 500 Patuxent-produced eggs, day-old chicks, and older birds, will be utilized annually in these reintroduction efforts.

To maintain the genetic diversity of the masked bobwhite breeding stock, it will be necessary to obtain additional wild-captured birds in Mexico some years. Such birds will only be obtained when the wild population can tolerate such removals and when quarantine regulations permit their importation. Current Asiatic Newcastle Disease restrictions prevent such importations so no procurement of birds in Mexico is proposed for this year. When these restrictions are lifted, and when the status of the wild masked bobwhite population permits, the trapping and shipment to Patuxent of a number of birds not to exceed five percent of the wild population will be proposed for the enrichment of the Patuxent breeding population.

11) Hawaiian Coot (*Fulica americana alai*) and Hawaiian Gallinule (*Gallinula chloropus sandvicensis*): Studies by three Patuxent biologists of these two wetland species consist only of observations and annual counts to determine their continuing status and distribution. No animals are to be taken from the wild. Information from these studies is provided for selecting land acquisition sites and for other management efforts towards their preservation.

12) Mississippi Sandhill Crane (*Grus Canadensis pulla*): During the past several years, single eggs have been removed from two-egg clutches of this newly described, endangered race of crane in southeastern Mississippi to develop a productive nucleus flock. The eggs are gathered by a USFWS biologist and shipped air express to the Patuxent Center in an insulated container using methods that have resulted in 90 to 95 percent hatchability of greater and Florida sandhill crane eggs.

At Patuxent, the eggs are immersed in a disinfectant and then placed in an incubator where they are held until pipping by the embryo is audible, at which time they are placed in a hatching compartment. They ordinarily hatch in 24 to 36 hours, and about 12 hours later are placed in oval enclosures with starter diet, water, and infra-red lamps for supplementary heat. At about six weeks of age, the chicks are moved to an intermediate enclosure where they remain until late fall. They are then moved to outdoor enclosure where they will stay until they are two years old and are ready to cope with adult cranes and to select a mate.

Number of eggs of this subspecies shipped annually from Mississippi will not exceed six, but usually is from two to four. Hatchability of eggs in wild nests has been much lower than with other races of sandhill cranes. The U.S. Fish and Wildlife Service is now attempting to acquire land upon which to develop a Mississippi sandhill crane sanctuary and stock produced at Patuxent will become available with which to strengthen the wild population now numbering less than 50, and which seems incapable of increasing without additional help. The eggs will continue to be taken each year so long as there is no apparent adverse effect upon the wild population, and until restoration efforts are successful in increasing their numbers to levels considered safe by the Mississippi Sandhill Crane Recovery Team.

Except for monitoring their health and gathering information on their physiological characteristics, no research at Patuxent upon the Mississippi sandhill crane is anticipated—it is purely a propagation program. All sandhill crane research at this location involves only the more abundant greater, Florida, and lesser sandhill cranes. Sandhill cranes are held in spacious quarters averaging about 4,000 square feet for breeding pairs and in community pens varying from 2 to 8 acres for holding from 20 to 30 younger cranes. As with other confined populations of endangered species, this Mississippi sandhill crane gene pool will provide an alternative to extinction if the wild population were to suffer a natural catastrophe. Six years of egg-taking have had no apparent detrimental effect upon the wild population.

13) Whooping Crane (*Grus americana*): The whooping crane is one of the most endangered North American birds and for the past 35 years its wild population has increased so slowly, less than one bird per year, that there is concern for its continued genetic vitality. Five years of research with sandhill cranes revealed that one egg could be removed from each clutch of two eggs with negligible loss of productivity and survival. Egg-taking was, therefore, commenced in 1967 in Wood Buffalo National Park in 1967 and repeated in 1968, 1969, 1971, and 1974 for the purpose of assembling a population of 15 to 20 breeding pairs in confinement at the Patuxent Center. An effort is being made to obtain representation in this confined population of offspring from every nesting pair in Wood Buffalo National Park so as to preserve as much of the existing gene pool as possible. Since breeding pairs in the Park appear to exhibit perennial fidelity to specific nest sites, it is possible to establish the pedigree for future breeding purposes of cranes hatched from eggs brought to Patuxent.

The eggs are taken from wild nests by a Canadian Wildlife Service biologist. He transfers them to a U.S. Fish and Wildlife Service biologist who waits in a helicopter and who places them in an insulated, hot water bottle-warmed suitcase in which temperatures are maintained between 95 and 99 degrees Fahrenheit for the return to Fort Smith, NWT, Canada. There the eggs remain stored in an electric incubator for one to three days pending the flight by a Canadian Wildlife Service-leased airplane to Maryland. Oxygen is provided from the aircraft's supply while aloft to compensate for deficiency in the compartment atmosphere pressurized to simulate about 4,000 feet above sea level.

At Patuxent, the eggs are dipped in an iodine disinfectant solution to reduce the possibility of bacterial contamination and they are then placed in an incubator to complete the 30-day incubation period. At the onset of pipping, each egg is moved to a hatching compartment and, about 18 to 24 hours after hatching, the chick is placed in a brooding area having temperatures under an infra-red lamp of 96 degrees F. at chick level.

Food and clean water are provided *ad libitum*. At the age of approximately six weeks, the chicks are moved outdoors to an intermediate enclosure for a gentle exposure to pathogens and conditioning to the weather. At 6 months, the chicks are moved into a community enclosure where they remain for 2 or 3 years until they show indications of mate selection. Obvious pairs are then moved into visually isolated breeding enclosures where they remain indefinitely. Any eggs laid by the pairs are picked up immediately and artificially incubated so that the birds will lay additional eggs. Stock so produced will be utilized in the development of additional wild breeding population units to increase the security of the species.

Hatching success among eggs brought to Patuxent has been 84 percent, and 62 percent of 21 whooping cranes at Patuxent includes 19 obtained through the egg transfer program. Enclosures occupied by whooping cranes at Patuxent average more than twice the size of those utilized by sandhill cranes. Three other whooping cranes, all males, are located at zoos, including two at the Audubon Park Zoo in New Orleans and one at the San Antonio Zoo in Texas.

14) California Clapper Rail (*Rallus longirostris obsoletus*) and Light-footed Clapper Rail (*R. l. levipes*): Studies of these two endangered rails consist primarily of surveys of their numbers and distribution along the southern coast of California and Baja California. Field work involves visiting salt-marsh habitats along the coast and, through the use of recorded rail calls, eliciting responses from any rails present. This method has also been employed with Yuma Clapper Rails on the Lower Colorado River and appears to be the safest and most effective method of counting this secretive species during the breeding season. Some counts are also made at high tide when water levels render the rails more conspicuous. No adverse effects of these census methods on rail populations have been detected. The purpose of counting rails is to keep track of their continuing status and to determine which habitats are of greatest importance to them so that management action can be taken to preserve those marshes.

15) Yuma Clapper Rail (*R. e. yumanensis*): Except for participation in periodic status surveys involving the use of taped recordings and sightings, and providing advice regarding research approaches to the solution of problems in its management, this Program does not contemplate any studies involving the handling or disturbance of this clapper rail.

16) Hawaiian Stilt (*Himantopus h. knudseni*): Biologists of the Endangered Wildlife Research Program based in Hawaii will cooperate with the USFWS's Endangered Species Coordinator in surface and air status surveys to determine numbers and distribution of this stilt and, in accordance with study plans of the Coordinator approved by USFWS, to capture and colormark or band stilts to detect and determine the extent of interisland movements for management purposes.

17) California Least Tern (*Sterna albifrons browni*): Status and distribution studies will consist of the direct observation of terns and nesting areas to delineate essential properties required for its preservation, along with the determination of deleterious factors requiring management attention. Banding of prefight birds to determine longevity and mobility will be carried out as opportunities permit. Such banding has no known adverse effect on tern behavior or survival.





18) Puerto Rican Plain Pigeon (*Columba inornata wetmorei*): Participation in a Commonwealth-funded project to determine the status, distribution and productivity of this pigeon will be engaged in as other assignments permit. No actual trapping or handling of plain pigeons by the Program's biologist is contemplated.

19) Puerto Rican Parrot (*Amazona vittata*): The total wild population of this parrot, now exclusively limited to the Luquillo Forest, was estimated to be between 14 and 16 in January 1975. Causes of the decline from at least 200 reportedly observed in the early 1960's are not known with certainty. However, since current studies were begun in 1968, when about 25 parrots still remained in the Luquillo Forest, the decline continued until only 14 birds were actually known to be present in January 1975. Because no other management alternative to their extinction was evident in an area already under control of the U.S. Forest Service, the USFWS and USFS have jointly developed an aviary in the Luquillo Forest for parrot research and propagation with the goal of producing stock with which to bolster or restore populations in the wild. It was learned that wild nests had had an extremely low success rate, usually with only one or two chicks being fledged per year from all nests during the study, an insufficient number to offset mortality.

In 1973, four eggs were removed from two parrot nests, leaving an egg in each nest, and substituting artificial eggs for those taken. The four eggs were hatched in an incubator and four young were reared. One of the two eggs remaining in wild nests disappeared, presumably taken by a predator, and the other egg was hatched and the young was reared. When the latter was near fledgling it was taken to the aviary for the development of a captive population to be used for the production of stock to be released to the wild. In 1974, only two pairs mated and fledged young. One nest, subject to flooding, contained two eggs which were removed and mechanically incubated, artificial eggs being substituted in the wild nest. One of the eggs hatched and was returned to the nest where it was reared and fledged by the wild pair. The second pair laid four eggs, two of which were hatched, reared, and placed in the aviary for parrot production.

This spring, 1975, 10 eggs were removed from 4 wild nests, leaving 1 egg in each of 2 nests. Eight of the 9 hatched are surviving; two are being retained for the confined population, and six have been returned to the wild nests and readily adopted by the parent birds. By this technique, the principal threat of predation by pearly-eyed thrashers and rats can be avoided during the highly vulnerable incubation period. Meanwhile, the captive flock has grown to 9, and now contains offspring of all known wild breeding pairs of Puerto Rican parrots. The hatching of most parrot eggs most years with electric incubators, the return of most of the chicks to parental nests, and the development of a captive population to produce stock with which to bolster the small remnant of this species which still persists in the wild, are believed to be the main remaining alternatives to their extinction.

For FY 1976, ecological and life history studies will continue, consisting of intensive observations at the nest sites of the remaining parrot population, repair of nest cavities when they become uninhabitable, continued erection of artificial structures to attract parrots to safer nesting situations, removal of all eggs from wild nests and the substitution of artificial eggs, and the return of approximately two-thirds of the hatched chicks to nests for brooding and other care by wild parents. None of the research will be terminal in nature, and preliminary results provide the first basis for cautious optimism that the species can be saved.

20) Hawaiian Crow (*Corvus tropicus*): The total wild population of this species appears to be not more than 100 individuals, though remoteness and relative inaccessibility of much of the country inhabited by the crows, and a limited research staff, make an accurate estimate of their status impossible at this time. No sustained research by Patuxent personnel upon Hawaiian crows is anticipated in 1975, although some information on status and distribution undoubtedly will result from observations made during other assignments. This would include counting the birds and taking note of their distribution and behavior, as well as salvaging any found sick or injured that appear unlikely to survive. Such birds, and three crows previously salvaged and now recovered and in confinement at Park Headquarters of Hawaii Volcanoes National Park, will be turned over to an appropriate authorized facility for future care. None of the anticipated research, which could include the opportunistic banding of fledglings, is expected to result in the death of any crows, but should enhance management efforts in their behalf.

21) Endangered Hawaii forest birds, including Akiapolaau (*Hemignathus wilsoni*), Crested Honeycreeper (*Palmeria dolei*), Hawaii Akepa (*Loxops c. coccinnea*), Kauai Akialoa (*Hemignathus procerus*), Maui Parrotbill (*Pseudonestor xanthorphrys*), Maui Akepa (*Loxops c. ochraceu*), Molokai Creeper (*Loxops maculata flammea*), Oahu Creeper (*Loxops m. maculata*), Ou (*Psittirostra psittacea*), Palila (*Psittirostra bailleui*), Laysan and Nihoa Finches (*Psittirostra cantans*), Kauai and Maui Nukupuus (*Hemignathus lucidus*), large Kauai Thrush (*Phaeornis obscurus myadestina*), Molokai Thrush (*Phaeornis o. rutha*), small Kauai Thrush (*Phaeornis palmeri*), and Nihoa Millerbird (*Acrocephalus kingi*): Relatively little information is available regarding the status and distribution of most of these inconspicuous forest-type birds. Most of them have rather low volume vocalizations. Some have been seen only once or twice, or not at all, in recent years. Census procedures have been developed for few of them, particularly those found on the Hawaiian Leeward Islands which comprise the Hawaiian Islands National Wildlife Refuge. Three biologists of this Program are engaged in studies to determine the status and distribution of endangered Hawaiian birds, and to develop census procedures. Mist-netting to allow identification, banding, and the removal and identification of parasites of these species are integral but non-terminal segments of these studies.

22) Cape Sable Sparrow (*Ammospiza maritima mirabilis*) and Dusky Seaside Sparrow (*A. m. nigrescens*): A study of the former is in progress by the National Park Service; research on the latter by a biologist of this Program is terminating on June 30, 1975. Future Program activities will be limited to censuses and observations of birds.

23) Hawaiian hoary bat (*Lasiurus cinereus semotus*), Morro Bay kangaroo rat (*Dipodomys heermanni morroensis*), and salt marsh harvest mouse (*Reithrodontomys raviventris*): No specific study of these three species is in prospect. They will, however, be counted and observed as opportunities permit so that this information can be made available for management use. No capturing, tagging, handling, or intentional disturbance is anticipated.

24) Black-footed ferret (*Mustela nigripes*): The native ferrets are one of the least seen and most poorly known of North American mammals. Because of their habits of living in prairie dog towns and their rare appearance on the surface of the ground, little is known regarding their actual numbers, distribution, underground habits, reproductive cycle, motility and home range, and daily activities. Little purposeful management for their benefit is, therefore, possible. Control of prairie dogs and certain other rodents and predators by landowners should only be undertaken with proper safeguards for the black-footed ferret. There is, however, no positive method of determining the presence of ferrets in prairie dog towns, short of seeing them, prior to or during animal control operations, nor is it possible to determine the size of a refuge that would be adequate to protect a self-sustaining population of this species.

Field studies are in progress to attempt to determine status and distribution and to describe the life history and ecology of the black-footed ferret. An important handicap to progress has been the inability to detect ferret presence, to know when they have departed from a specific prairie dog town, or to determine where they have gone. The development of a safe harness which will carry a radio transmitter capable of penetrating 10 to 20 feet of mineral soil will be necessary to allow the detection and monitoring of ferret presence and behavior. Testing of harnesses and radio transmitter devices cannot safely be done with ferrets in the wild, but until such monitoring methods are available, returns on the biologist's time spent afield will continue to decline.

Five black-footed ferrets, 3 males and 2 females, are being maintained in confinement at the Patuxent Center. Principal research activities associated with these animals are attempts to breed them, to determine their physiological norms and reproductive cycle, and to produce offspring which can be utilized in reestablishing self-sufficient ferret populations in the wild. The research is non-terminal in nature, such activities being reserved for other related, but more abundant species, such as the Siberian polecat (*Mustela eversmanni*) or European polecat (*M. putorious*). Permission from the State of South Dakota has been received to live-trap one additional female black-footed ferret for study at Patuxent. This animal will preferably be taken from private lands where prairie dog control is being accomplished by the landowner and there is a substantial degree of risk of loss of the ferret. All other ferrets located in prairie dog towns where the landowner is determined to carry out control or eradication measures will be trapped and moved to prairie dog towns on other private or public lands where protection from prairie dog control is assured.

Black-footed ferrets destined for propagation and other studies at the Patuxent Center are live-trapped under State permit, held for at least two weeks in quarantine in the state where captured, then flown to Maryland, accompanied by a biologist. Upon arrival at Patuxent, each ferret is given a complete examination, administered killed vaccine distemper shots which had been begun in the state of origin, treated for external and internal parasites, retained in quarantine under scrutiny of the staff veterinarian an additional 30 days and, if found healthy and free of disease and parasites, is moved to the ferret research building. No terminal research or experimentation deemed detrimental to any of the ferrets brought into cap-



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tivity will be attempted; studies will be primarily observational. Studies with any substantial risk to the animal will be carried out only with exotic mustelid species. Any final testing of harnessing methods for radiotelemetry studies with black-footed ferrets will only by accomplished with animals that are kept under continual visual surveillance, and the harness will be removed immediately if difficulties are encountered. All confined specimens will be permanently marked with a distinctive number on the inner side of the hind leg by the use of a tattooing device, and special efforts will be made to avoid inbreeding, particularly parent-offspring or sibling matings. The ultimate effect of the study of confined animals will be to provide information essential to their management in the wild, and to eventually furnish stock for the restoration of ferret populations in formerly occupied habitats. The identification of specific locations of black-footed ferrets in the wild has been deliberately avoided to reduce the adverse effects of visitor intrusion that could be expected if actual locations become known.

25) Eastern timber wolf (*Canis lupus lycaon*): The principal remaining U.S. population of the eastern timber wolf is located in northern Minnesota. Information needed for its effective management requires continuing the ecological, behavioral, and physiological studies in the Great Lakes region by the U.S. Fish and Wildlife Service and its contractors, collaborators, and associates. To obtain this information, it will be necessary to live-trap, anesthetize, draw blood samples, ear-tag, radio-tag, examine, weigh, track, observe from the ground and from the air, automatically monitor dens, simulate howling, photograph, examine wolf kills, translocate wolves, and in other ways intensively study them to obtain primary and supplementary information. Numbers of wolves involved will be from about 30 to 70 each year, and accidental losses of individuals will be very rare. The species will be benefited by more enlightened management which requires intensive ecological and behavioral information on factors regulating populations, survival, natality, territoriality, dispersal, prey relations, and food habits. Ordinarily wolves will be taken from the wild only from areas where they may cause livestock depredation problems and will be housed at the Minnesota State Zoo or other qualified holding facilities; their removal is expected to have negligible effect on the wild populations.

26) Key deer (*Odocoileus virginianus clavium*): No intensive studies of the key deer are planned, but observations will be made by a program biologist when in Key deer-occupied areas on other assignments. No disturbance or adverse effect upon the wild population is anticipated.

ENDANGERED SPECIES PERMIT INFORMATION
ENVIRONMENTAL POLLUTION PROGRAM PATUXENT WILDLIFE RESEARCH CENTER

Biologists and chemists in the Environmental Pollution Program at Patuxent are currently involved in research projects that deal directly with three species of birds that are endangered. These species are the Southern Bald Eagle (*Haliaeetus leucocephalus leucocephalus*), Brown Pelican (*Pelecanus occidentalis*), and Arctic Peregrine Falcon (*Falco peregrinus tundrius*). Details of these research studies follow.

*Brown Pelican:* Populations of brown pelicans have been studied in detail since 1971 at the Cape Romain National Wildlife Refuge in South Carolina. The work is a joint project with the Cape Romain Refuge through the Atlanta Office. The primary objectives of the study are 1) To assess the populations, behavior and reproductive status of the brown pelican and associated bird species at the Cape Romain Refuge and nearby areas in South Carolina, and to gather as much data as possible on the brown pelican colonies in North Carolina and Louisiana; 2) To inventory and assess the kinds and degrees of organochlorine pesticide contamination in estuarine birds, their eggs and their food; and 3) To integrate these findings into an evaluative appraisal of the pollution ecology of the Cape Romain Refuge and surrounding areas. 1975 is the final year of this 5-year study.

During 1975, 50 brown pelican eggs will be collected from each of two colonies at the Cape Romain Refuge (total: 100 eggs). Contents of eggs will be analyzed for organochlorine pesticides, and shell thickness measurements will be taken. In addition, up to 12 pelicans found dead will be saved and autopsied to determine cause of death. Exact number will depend upon how many are encountered in the field. Carcass samples will be analyzed for organochlorine pesticides, and livers will be analyzed for heavy metals.

Collection of eggs will result in the death of the developing embryo. No nestlings, juvenile, or adult birds are to be sacrificed.

Studies on the relationship between organochlorine compounds, particularly DDE, and pelicans have been instrumental in the evaluation of the detrimental effects of toxic chemicals on wild birds. The almost total reproductive failure of the pelican colonies in Southern California was attributed to the detrimental effects of DDT and its metabolites. This problem generated public awareness of the effects of these chemicals upon avian reproduction and damage to the environment in general. Data gained from field studies of pelicans in relation to environmental pollutants contributed to the case against DDT. Since the ban on DDT declines in DDT metabolites have been monitored in Pelican eggs. Continuing studies will help pinpoint other chemicals that are potentially harmful to pelicans and other species as well. Data gained from these studies will have long-range beneficial effects on pelican populations.

Eggs only will be taken from the pelican colonies at the Cape Romain National Wildlife Refuge.

No animals are to be maintained in captivity.

Collection of 50 eggs from two colonies will have a negligible effect on the status of the brown pelican in South Carolina.

*Peregrine Falcon:* The purpose of this study is to develop a small captive colony of peregrines that can potentially supply birds for experimental studies demonstrating the detrimental effects of environmental pollutants to the species. Attempts at propagation will continue during FY76, FY77, and FY78. Initial application should cover only propagation. We intend to use only offspring of the current stock in studies with environmental pollutants. Application by amendment can be made for experimental studies when that stage is reached (FY78).

Eleven adult birds (five miles and six females) are involved in the study.

This research involves propagation only and will not result in the death of the animals.

Our efforts at propagation will add to the general knowledge of breeding captive peregrines. A broad base of expertise in this area is important when considering the possibility of reintroduction into the wild of eggs or young from captive stock. If the peregrines are successfully bred at Patuxent, the offspring will eventually be used in studies of environmental contaminants. The knowledge gained can only enhance the survival of the species. The adverse effects of organochlorine pesticides, particularly DDT, on reproduction have contributed to declines of peregrines in North America and elsewhere. Peregrines occupy the upper trophic levels of their food chains and, hence, accumulate elevated amounts of persistent environmental pollutants. Moreover, the species appears to be unusually sensitive to organochlorine pesticides. Experimental studies may eventually be conducted to elucidate the effects of kinds and levels of chemicals that are hazardous to the species survival and/or reproductive success.

No additional animals are to be taken from the wild.

All animals are housed at the Patuxent Wildlife Research Center, Laurel, Maryland. Two pairs are in indoor pens that measure 20(L)x10(W)x12(H) feet. The remaining birds are in outdoor pens that measure 36(L)x72(W)x18(H) feet. All pens are equipped with perches, nesting ledges, feeding platforms and water pans.

The study will have no detrimental effect on the wild population. Knowledge gained from propagation and studies with environmental pollutants will benefit the wild population.

*Bald Eagle:* Research on the bald eagle is conducted under four separate research projects:

1) *Pesticide and other pollutant residues in bald eagle eggs:* The objective of this project is to compare the pollutant residues in eggs of bald eagles from various areas in the United States and to relate these to residues shown to be harmful in field or experimental studies of other species of birds of prey.

The primary activity with southern bald eagles under this project is the collection of non-viable bald eagle eggs from the Chesapeake Bay bald eagle population. Only eggs that have definitely been abandoned or have been incubated well beyond the normal incubation period of 35 days would be collected. The eggs will be processed and the following information obtained: 1) shell thickness; 2) stage of embryonic development; and 3) length and breadth of egg (used to estimate egg volume). The contents of eggs will be saved for chemical analysis of organochlorine insecticides and polychlorinated biphenyls. The results of the analysis of each egg would be used to determine the probable impact of the residues found on reproductive success at each nest sampled and (to a lesser degree) on the entire population. A total of one or more non-viable eggs from ten different nests in the Chesapeake Bay area would be needed to provide the desired information.

The research should not result in the death of any southern bald eagles or their young, and there should be no effect on wild populations.

Information on nests with eggs that have been abandoned and/or have definitely been incubated well beyond the normal incubation period would be provided by:

Mr. Jackson Abbott, 8501 Doter Drive, Alexandria, Virginia 22308.

Mr. Frederic R. Scott, 115 Kennondale Lane, Richmond, Virginia 23226.

If excessive residues are found in the eggs from some nests, they could indicate a source of the pollutant(s), which if found and stopped could enhance the survival of the species. Adults at such nests could be encouraged to use cleaner alternate food sources.





2) *Mortality factors, diseases, parasites, and trends of pesticides and other pollutants in bald eagles:* Bald eagles found dead or moribund are collected by Federal, State, and private cooperators and shipped to this laboratory for necropsy and pesticide analysis. The objectives of the study are 1) to determine the identities and quantities of pesticides and other environmental contaminants in bald eagles found dead, and to determine changes in contamination in succeeding years; and 2) to determine mortality factors, diseases, and parasites of the bald eagle. The necropsy procedures very somewhat from the traditional procedures used in poultry diagnostic and veterinary research laboratories because of the subsequent organochlorine pesticide analysis. The carcass remainders, liver, brain and kidney are saved and frozen for later chemical analysis. Helminth parasites are saved for later identification, and all bacterial isolates are identified by the investigator or are submitted to outside laboratories for identification.

This is a continuing study. No termination date has been established.

There is no way to predict how many eagles will be encountered dead or moribund by cooperators in the field. During 1974, 56 bald eagles were necropsied, and tissues of 35 were analyzed for organochlorine pesticides and other environmental pollutants.

All animals are either dead or near death when received. No live birds are to be sacrificed.

This work is important in the evaluation of the causes of bald eagle population declines that have occurred during past years. Knowledge of the effects of pesticides or other pollutants upon survival and reproduction of eagles is an important contribution to our understanding of population declines. Results from chemical analysis of eagle tissues allow us to identify harmful chemicals and pinpoint problem areas in regard to environmental pollution.

No live healthy animals are to be taken from the wild. Only eagles found dead or moribund are received.

There will be no detrimental effect on the wild population. Knowledge gained from these studies on mortality factors and toxic chemicals affecting eagles will be of long-term benefit to the eagle population and the environment in general.

3) *Breeding and care of captive bald eagles for pollution research:* The primary objectives of this project are: 1) to develop and maintain a group of bald eagles for use in experiments to determine the effects of environmental pollutants, and to improve maintenance techniques; and 2) to breed bald eagles in captivity and determine the factors responsible and/or necessary for their reproductive success.

At the present time we have about nine southern bald eagles in captivity. It is impossible to provide the exact number because of the overlap in size between northern and southern bald eagles, especially between northern males and southern females. This situation is complicated because of the difficulty in accurately sexing all of the eagles on hand. In addition to the above we have four captive produced northern x southern immature bald eagles plus two eggs and one eaglet as of 7 April.

We have no plans for systematically removing southern bald eagles from the wild, although we wish to be able to accept eagles that are incapable of surviving in the wild due to injuries or being hand-reared by humans. We also wish to be able to accept newly injured or sick southern bald eagles for treatment and if feasible, eventual release back into the wild.

Some southern bald eagles under this project will be utilized for propagational purposes. One southern female is already a part of a successfully breeding pair. That pair is housed in a flight cage 36x72x18 feet high, which is equipped with perches, nest platform, feeding blocks and a water pan. Her mate is a northern bird.

As many as two additional southern pairs (mostly crippled birds unable to fly) may be used in future years for additional captive breeding studies. Initial attempts at captive breeding with these pairs would probably be conducted in pens 20x50x8 feet high. Smaller pens might be used providing the disposition and welfare of the birds warranted their use. Artificial insemination and artificial incubation might be used in ths work.

The research on captive breeding could eventually result in captive produced fertile eggs or nestlings that could be placed in suitable nests in the wild to augment wild production of young, thus enhancing survival of the species.

All captive eagles are given a diet of whole fish (commercially obtained), laboratory rodents, and a commercial bird of prey diet.

The work under this project should not result in death of the birds.

There would be no adverse effects on the wild population.

Southern bald eagles not suitable for release or not needed for captive breeding would probably ultimately be transferred to projects such as that mentioned under 4 below.

(4) *Effects and persistence of dieldrin in captive bald eagles:* The objectives of this project are: (1) to determine the loss rate of dieldrin in bald eagles; and (2) to determine the relationships between plasma enzyme activity and dieldrin residues in bald eagles.

We are concerned with the loss rate of dieldrin because ten percent of the bald eagles found in the wild in the United States during the period 1964–72 that have been analyzed were suspected to have died of dieldrin poisoning. The incidence of dieldrin poisoning was especially high for the states of Maryland, Virginia, South Carolina, and Florida, where 47 percent of the specimens analyzed probably died of dieldrin poisoning.

It is not known if dieldrin is unusually toxic to bald eagles, if they are unable to metabolize and/or excrete it as rapidly as other species of birds, or if they are susceptible to dieldrin poisoning merely because of their position in food chains and the degree of exposure to the toxicant. Black ducks will be used as a comparative species.

A maximum of five southern bald eagles will be used in this project. All are crippled and unable to fly or survive in the wild. They are thought to be of minimal value in the captive breeding project. A total of six bald eagles (not all southerns) will be given a single oral dose of dieldrin at a level thought to be sublethal. Additional eagles, both northern and southern, will serve as controls. Blood samples will be taken just prior to dosage and at intervals following dosage. The samples (about 10 cc from each bird at each sampling interval) will be analyzed for plasma enzyme activity, hemoglobin, hematocrit, and residues of organochlorines including dieldrin. The loss rate of dieldrin will be determined in each eagle and will be compared to that found in the black ducks. The dosed birds will be sacrificed at the end of the study, which may last as long as two years.

Information on the loss rate of dieldrin in bald eagles could suggest ways of reducing the frequency of dieldrin poisoning in wild bald eagles, thus enhancing their survival.

The eagles will be housed in pens 20x50x6 feet high with a perch, water pan and feeding block, and will be fed the same types of food as stated above.

There will be no adverse effect on wild populations.

*General Provision:* Occasionally, over-age eggs or carcasses of endangered species are encountered in the field. In past years, such egg or carcass samples have been analyzed for organochlorine pesticides and/or other environmental pollutants. Analyses for environmental pollutants are important for identifying chemicals that may potentially have a detrimental effect upon the species' survival or reproduction. Results will suggest whether chemicals have contributed to the demise and current status of the species.

We would like to be able to continue analyzing endangered species, either over-age eggs or tissues from animals found dead, for environmental pollutants. It is not possible to estimate how many specimens will be encountered in the field.

Documents and other information submitted in connection with this addendum to the application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street NW., Washington, D.C.

Interested persons may comment on this addendum to the application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received within 30 days of the date of publication will be considered.

Dated: July 28, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75–20267 Filed 8–1–75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Forest Service

### TIMBER MANAGEMENT PLAN REVISIONS, BIGHORN NATIONAL FOREST

### Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for the Timber Management Plan Revisions for the Bighorn National Forest. The Forest Service Report number is USDA–FS–R2–FES (Adm) FY–75–07.

The environmental statement concerns a proposal to revise the 1962 (Rev.) Timber Management Plan for the Bighorn National Forest in northern Wyoming. Such Plans are required to regulate the flow of timber products from National Forest lands.

The draft environmental statement was transmitted to CEQ on January 7, 1975.

This final environmental statement was transmitted to CEQ on July 28, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, So. Agriculture Bldg., Room 3230, 12th St. & Independence Ave., SW., Washington, D.C. 20250.
USDA, Forest Service, 11177 West 8th Avenue, P.O. Box 25127, Denver, Colorado 80225.
USDA, Forest Service, Bighorn National Forest, Columbus Building, P.O. Box 2046, Sheridan, Wyoming 82801.



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A limited number of single copies are available upon request to W. J. Lucas, Regional Forester, USDA Forest Service, 11177 West 8th Avenue, P.O. Box 25127, Denver, Colorado 80225.

Copies of the environmental statement have been sent to various Federal, state, and local agencies as outlined in the CEQ guidelines.

Dated: July 28, 1975.

CLAYTON B. PIERCE,
*Director, Multiple Use and Environmental Quality Coordination.*

[FR Doc.75-20175 Filed 8-1-75;8:45 am]

## Rural Electrification Administration

### COLORADO-UTE ELECTRIC ASSOCIATION, INC.

#### Final Environmental Impact Statement

Notice is hereby given that the Rural Electrification Administration has prepared a Final Environmental Impact Statement in accordance with Section 102(2)(C) of the National Environmental Policy Act of 1969, in connection with a loan application from Colorado-Ute Electric Association, Inc., P.O. Box 1149, Montrose, Colorado 81401. The statement covers approximately 98 miles of 230 kV transmission line from Boone, Pueblo County, Colorado, to Lamar, Prowers County, Colorado; approximately 2.5 mile section of 115 kV tie line in Pueblo County, Colorado, between the proposed Boone Substation and the existing Midway-LaJunta 115 kV line; approximately 13 miles of new 115 kV transmission line in Prowers County, Colorado, from Lamar, Colorado, to South Lamar, Colorado; a new 100 MVA, 230–115 kV substation at Boone; a new 100 MVA, 230–115 kV substation at Lamar and a new 115 kV switching bay in the existing South Lamar Substation.

Additional information may be secured on request, submitted to Mr. Richard F. Richter, Assistant Administrator—Electric, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250. The Final Environmental Impact Statement may be examined during regular business hours at the office of REA in the South Agriculture Building, 12th Street and Independence Avenue, S.W., Washington, D.C., Room 4310, or at the borrower address indicated above.

Final REA action with respect to this matter (including any release of funds) may be taken after thirty (30) days, but only after REA has reached satisfactory conclusions with respect to its environmental effects and after procedural requirements set forth in the National Environmental Policy Act of 1969, have been met.

Dated at Washington, D.C., this 23rd day of July, 1975.

DAVID H. ASKEGAARD,
*Acting Administrator, Rural Electrification Administration.*

[FR Doc.75-20253 Filed 8-1-75;8:45 am]



## Soil Conservation Service

### BAY CREEK WATERSHED, ILLINOIS

#### Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Bay Creek Watershed project, Johnson, Pope, and Massac Counties, Illinois.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with it. As a result of these findings, Mr. Daniel E. Holmes, State Conservationist, Soil Conservation Service, USDA, 200 West Church Street, Champaign, Illinois 61820, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvements, as described in the negative declaration, include conservation land treatment supplemented by a floodwater retarding structure.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 200 West Church Street, Champaign, Illinois 61820.

Requests for single copies of the negative declaration should be sent to the above address.

No administrative action on implementation of this proposal will be taken until 15 days after the date of this notice.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Service)

Dated: July 28, 1975.

WILLIAM B. DAVEY,
*Deputy Administrator for Water Resources, Soil Conservation Service.*

[FR Doc.75-20178 Filed 8-1-75;8:45 am]

### RABON CREEK WATERSHED PROJECT, SOUTH CAROLINA

#### Availability of Final Environmental Impact Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650 of the Soil Conservation Service Guidelines (39 FR 19650, June 3, 1974); the Soil Conservation Service, U.S. Department of Agriculture, has prepared a final environmental impact statement (EIS) for the Rabon Creek Watershed Project, Greenville and Laurens Counties, South Carolina, USDA–SCS–EIS–WS–(ADM)–74–28(F).

The EIS concerns a plan for watershed protection, flood prevention, municipal and industrial water supply, and recreation. The planned works of improvement provide for conservation land treatment, two single-purpose floodwater retarding structures, and one multiple-purpose structure for flood prevention, municipal and industrial water supply and recreation.

The final EIS has been filed with the Council on Environmental Quality.

A limited supply is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, One Greystone West, 240 Stoneridge Drive, Columbia, South Carolina 29210.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

Dated: July 23, 1975.

WILLIAM B. DAVEY,
*Deputy Administrator for Water Resources, Soil Conservation Service.*

[FR Doc.75-20176 Filed 8-1-75;8:45 am]

### BLAKE STREET FLOOD PREVENTION RC&D MEASURE, MAINE

#### Availability of Negative Declaration

Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council of Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an Environmental Impact Statement is not being prepared for the Presque Isle-Blake Street Flood Prevention RC&D Measure, City of Presque Isle, Aroostook County, Maine.

The Environmental Assessment of this federal action indicates that the measure will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. Warwick M. Tinsley, Jr., State Conservationist, Soil Conservation Service, USDA Office Building, University of Maine, Orono, Maine 04473, has determined that the preparation and review of an Environmental Impact Statement is not needed for this measure.

The measure concerns a plan for watershed protection, flood prevention, and erosion control on a small unnamed tributary of Presque Isle Stream in the City of Presque Isle, Maine. The planned works of improvement include a surface water collection and disposal system plus seeding of a 30-acre critical sediment source.

The Environmental Assessment file is available for inspection during regular working hours at the following location:





Soil Conservation Service, USDA Office Building, Orono, Maine 04473.

The Negative Declaration is available for single copy requests at the above address.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this notice.

Dated: July 23, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

VICTOR H. BARRY, JR.,
*Deputy Administrator for Field Services, Soil Conservation Service.*

[FR Doc.75-20177 Filed 8-1-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[Docket No. 75N-0169; DESI 740; NDA 4-038, etc.]

### DIETHYLSTILBESTROL AND CLOSELY RELATED CONGENERS

#### Drugs for Human Use; Drug Efficacy Study Implementation; Amended Notice

A notice (DESI 740; Docket No. FDC-D-664 (now Docket No. 75N-0169)) was published in the FEDERAL REGISTER of November 10, 1971 (36 FR 21537) and subsequently amended on September 26, 1973 (38 FR 26824) and February 26, 1975 (40 FR 8242) concerning, among other things, the labeling conditions for diethylstilbestrol and related drug products. The products are used in treatment of estrogen deficiency or other disease conditions. Because of a statistically significant association between maternal ingestion during pregnancy of diethylstilbestrol and the occurrence of vaginal carcinoma in the offspring, the labeling of all such products has previously been required to state that their use in pregnancy is contraindicated. An additional warning is now being required concerning the possible development of vaginal adenosis in postpubertal girls whose mothers received diethylstilbestrol during pregnancy.

Reports in the medical literature indicate an association between the use of diethylstilbestrol and the occurrence of vaginal adenosis in postpubertal girls and young women whose mothers received diethylstilbestrol during their pregnancy. Herbst, A. L., et al: American Journal of Obstetrics and Gynecology 40:287, 1972; Herbst, A. L., et al: American Journal of Obstetrics and Gynecology 118:607, 1974; Herbst, A. L., et al: New England Journal of Medicine 292; 334, 1975; Stafl, A., Mattingly, R. F., Foley, D. V., et al.: Obstetrics and Gynecology 43:118–128, 1974; and Sherman, A. I., et al: Obstetrics and Gynecology 44:531, 1974. Copies of these references are available for public examination in the office of the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852 and may be seen Monday through Friday from 9 a.m. to 4 p.m., eastern standard or daylight saving time, whichever is effective at the time, except on Federal legal holidays.

The Commissioner of Food and Drugs concludes that this association should be brought to the attention of physicians. Accordingly, it is required that the physicians package insert for preparations containing diethylstilbestrol or closely related congeners (including dienestrol, hexestrol, benzestrol, and promethestrol) include the following in the Warning section:

"Vaginal adenosis has been reported in 30% to 90% of postpubertal girls and young women whose mothers received diethylstilbestrol or a closely related congener during pregnancy. This condition was found most frequently in those cases where DES had been given in early pregnancy (first 12 weeks). The significance of this finding with respect to potential for development of vaginal adenocarcinoma is unknown. Periodic examination of such patients is recommended."

Appropriate revision of labeling to add the above statement shall be made on or before October 3, 1975 or at the next printing of the labeling, whichever occurs first.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 52 Stat. 1050–1053, as amended; 21 U.S.C. 352, 355) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.1).

Dated: July 29, 1975.

SHERWIN GARDNER,
*Acting Commissioner of Food and Drugs.*

[FR Doc.75-20171 Filed 8-1-75;8:45 am]

## Office of Education

### ADVISORY COMMITTEE ON ACCREDITATION AND INSTITUTIONAL ELIGIBILITY

#### Cancellation of Public Meeting

Notice is hereby given that the August 6–8, 1975, meeting of the Advisory Committee on Accreditation and Institutional Eligibility, notice of which appeared in the FEDERAL REGISTER on July 17, 1975, 40 FR 30149–30150, has been cancelled.

Signed at Washington, D.C., on July 25, 1975.

JOHN R. PROFFITT,
*Director, Accreditation and Institutional Eligibility Staff, Office of Education.*

[FR Doc.75-20186 Filed 8-1-75;8:45 am]

## Office of the Secretary

### REVIEW PANEL ON NEW DRUG REGULATION

#### Meeting

Notice is hereby given, pursuant to Public Law 92–463, that the Review Panel on New Drug Regulation, established pursuant to 42 U.S.C. 217 a. by the Secretary, Department of Health, Education, and Welfare, on February 21, 1975, will meet on Monday, August 18, 1975, at 9:15 a.m. and Tuesday, August 19, 1975, at 8:30 a.m. in Room 5051 of the Department of Health, Education, and Welfare's North Building, 330 Independence Avenue, S.W., Washington, D.C. The Review Panel will consider matters pertaining to its study of existing policies and procedures for the regulation of new drugs by the Food and Drug Administration.

The meeting is open to the public.

Further information on the Review Panel may be obtained from Dr. Lionel M. Bernstein, Executive Secretary, Review Panel on New Drug Regulation, Room 4617, HEW North Building, 330 Independence Avenue, S.W., Washington, D.C. 20201, telephone (202) 245–7510.

Dated: July 28, 1975.

LIONEL M. BERNSTEIN, M.D.,
*Executive Secretary, Review Panel on New Drug Regulation.*

[FR Doc.75-20218 Filed 8-1-75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Federal Disaster Assistance Administration

[FDAA-478-DR; NFD-279]

### ILLINOIS

#### Major Disaster and Related Determinations

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11795 of July 11, 1974, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D–74–285; and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that on July 25, 1975, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Illinois resulting from a tornado which occurred on July 23, 1975, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93–288. I therefore declare that such a major disaster exists in the State of Illinois.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development under Executive Order 11795, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D–74–285, I hereby appoint Mr. Robert E. Connor, HUD Region V, to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following area of the State of Illinois to have been adversely affected by this declared major disaster:

The County of: Fulton

(Catalog of Federal Domestic Assistance No. 14.701 Disaster Assistance.)

Dated: July 28, 1975.

THOMAS P. DUNNE,
*Administrator, Federal Disaster Assistance Administration.*

[FR Doc.75-20167 Filed 8-1-75;8:45 am]



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[FDAA-472-DR; NFD-280]

### MONTANA

#### Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Montana, dated June 28, 1975, and amended July 8, 1975, is hereby further amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of June 28, 1975:

The Counties of:

Broadwater Powell

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance.)

Dated: July 25, 1975.

WILLIAM E. CROCKETT,
*Acting Administrator, Federal Disaster Assistance Administration.*

[FR Doc.75-20168 Filed 8-1-75;8:45 am]

### Office of Interstate Land Sales Registration

[Docket No. N-75-403]

### MILLION DOLLAR LAKES

#### Notice of Hearing

In the matter of Million Dollar Lakes, OILSR No. 0-2591-01-15 (A-D), Docket No. 75-94-IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), notice is hereby given that:

1. Resort Developers, Inc., Martin M. Davis, Sr., President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued June 30, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Million Dollar Lakes, located in Tuscaloosa County, Alabama, contain untrue statements of material faet or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received July 18, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), IT IS HEREBY ORDERED that a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, S.W., Washington, D.C., on September 2, 1975, at 10:00 a.m.

The following time and procedure is applicable to such hearing:

All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before August 19, 1975.

6. The Respondent is HEREBY NOTIFIED that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an ORDER Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: July 29, 1975.

JAMES W. MAST,
*Administrative Law Judge.*

[FR Doc.75-20169 Filed 8-1-75;8:45 am]

[Docket No. N-75-404]

### SWAN POINT

#### Notice of Hearing

In the matter of Swan Point, OILSR No. 0-2037-24-34, Docket No. 75-102-IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), notice is hereby given that:

1. United States Steel Corporation, Inc., Edgar B. Speer, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued June 30, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Swan Point, located in Charles County, Maryland, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received July 17, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), *it is hereby ordered*, that a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, S.W., Washington, D.C., on August 21, 1975, at 10:00 a.m.

The following time and procedure is applicable to such hearing:

All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before August 7, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an Order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: July 25, 1975.

JAMES W. MAST,
*Administrative Law Judge.*

[FR Doc.75-20170 Filed 8-1-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

### FAA AIR TRAFFIC CONTROL TOWER

#### Notice of Commissioning

Notice is hereby given that on September 16, 1975, the Airport Traffic Control Tower at the Williamson County Airport, Marion, Illinois, will be commissioned as an FAA facility. This information will be reflected in the FAA Organizational Statement the next time it is issued.

Communications to the tower should be as follows:

Federal Aviation Administration, Airport Traffic Control Tower, Fourth Floor, Williamson County Airport, Marion, Illinois 62959.

Issued in Des Plaines, Illinois, on July 28, 1975.

JOHN M. CYROCKI,
*Director, Great Lakes Region.*

[FR Doc.75-20139 Filed 8-1-75;8:45 am]

## CIVIL AERONAUTICS BOARD

### ADVISORY COMMITTEE ON PROCEDURAL REFORMS

#### Meeting

JULY 30, 1975.

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Civil Aeronautics Board Advisory Committee on Procedural Reforms will be held at 9:30 a.m. on Saturday, August 23, 1975, in Room 1027 of the Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C.

The Advisory Committee was established to study the procedural aspects of Civil Aeronautics Board regulation, and to recommend changes designed to reduce cost and delay.





The members of the Advisory Committee are:

| | |
|---|---|
| Elroy H. Wolff, Chairman | Bert W. Rein |
| Richard J. Barber | Reuben B. Robertson, III |
| Emory N. Ellis, Jr. | J. Kerwin Rooney |
| Marvin H. Kosters | Kelly Rueck |
| Monte Lazarus | Walter D. Scott |
| Richard S. Maurer | Jerrold Scoutt, Jr. |
| Adrian M. McDonough | Robert B. Shapiro |
| Gerard R. Moran | James Lawrence Smith |
| Paul S. Quinn | John M. Steadman |
| | Frank M. Wozencraft |

The committee will discuss the scope of its work, define specific problem areas for further examination, and organize task forces for investigation of those areas. At the close of the general meeting, organizational sessions may be held by the various task forces.

The meeting will be open to the public. Any member of the public may file written statements concerning the matters to be discussed. Oral presentations should be requested in advance.

Persons wishing further information, or wishing to make written or oral presentations should contact Edmund W. Kitch, Executive Director, Civil Aeronautics Board Advisory Committee on Procedural Reforms, Civil Aeronautics Board, Washington, D.C. 20428, telephone 202-382-7747.

Minutes of the meeting will be available for public inspection by September 6, 1975, in Room 727 of the Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C.

[SEAL] EDWIN Z. HOLLAND,
*Secretary,*
*Civil Aeronautics Board.*

[FR Doc.75-20194 Filed 8-1-75;8:45 am]

[Docket No. 24869]

### BAGGAGE ALLOWANCE TARIFF RULES IN OVERSEAS AND FOREIGN AIR TRANSPORTATION

#### Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in this proceeding is assigned to be held before the Board on September 24, 1975, at 10:00 a.m. (local time), in Room 1027, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C.

Dated at Washington, D.C., July 29, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20196 Filed 8-1-75;8:45 am]

[Docket No. 28068]

### SERVICE TO HARLINGEN CASE

#### Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on September 25, 1975, at 10:00 a.m. (local time), in Room 726, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge William H. Dapper.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statement of issues; (2) proposed stipulations; (3) requests for information; (4) statements of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 5, 1975, and the other parties on or before September 15, 1975. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., July 29, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20195 Filed 8-1-75;8:45 am]

[Docket 26494; Agreement C.A.B. 25294; Order 75-7-138]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

#### Order Relating to Passenger Fares

Issued under delegated authority July 29, 1975.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers and other carriers embodied in the resolutions of Traffic Conference 2 of the International Air Transport Association (IATA). The agreement, adopted by mail vote, has been assigned the above C.A.B. agreement number.

The agreement would increase all TC2 basic, normal and special fares to/from Denmark, Norway and Sweden (including fares within Scandinavia) by U.K. £1.00 o.w. and U.K.£2.00 r.t. to compensate for increased charges imposed by the Scandinavian Governments during the last three months. The fares are combinable with fares to/from U.S. points and thus have indirect application in air transportation as defined by the Act.

Pursuant to authority duly delegated by the Board in the Board's Regulations 14 CFR 385.14, it is not found that resolution 200(Mail 251)005z, incorporated in Agreement C.A.B. 25294 as indicated, and which has indirect application in air transportation as defined by the Act, is adverse to the public interest or in violation of the Act.

Accordingly, IT IS ORDERED THAT:

Agreement C.A.B. 25294 be and hereby is approved.

Persons entitled to petition the Board for review of this order pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period, unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

JAMES L. DEEGAN,
*Chief, Passenger and Cargo Rates Division Bureau of Economics.*

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20198 Filed 8-1-75;8:45 am]

[Docket 27075; Order 75-7-146]

### PITTSBURGH-ATLANTA-JAMAICA CASE

#### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 30th day of July, 1975.

By a motion filed June 4, 1975, Eastern Air Lines, requests that the Board issue an order directing all interested persons to show cause why Eastern's application for a certificate amendment at issue in the *Pittsburgh-Atlanta-Jamaica Case*, Docket 27075[1] should not be granted without a hearing. Eastern's application seeks an amendment of Condition 5 for Route 5 which, *inter alia*, requires all flights serving Pittsburgh and Atlanta to originate or terminate at Toronto, Canada. If Eastern's certificate application were approved, this condition would not apply to flights serving Kingston or Montego Bay, Jamaica, thereby permitting Eastern to operate Pittsburgh-Jamaica turnaround service, via Atlanta.

In support of its motion for a show cause order, Eastern states that grant of its application will have a minimal impact on United Air Lines, the unrestricted incumbent nonstop carrier in the Pittsburgh-Atlanta market, since the Board would merely be substituting a long-haul restriction on the southern end of a Pittsburgh-Atlanta flight (Jamaica) for a long-haul restriction on the northern end (Toronto). Eastern further alleges that eliminating the Toronto long-haul restriction for Pittsburgh-Atlanta-Jamaica flights will have no appreciable impact on the Toronto-Pittsburgh or Toronto-Atlanta markets since these markets will continue to receive the ample service currently provided. Denial of the application, however, would force Eastern to add a fourth Pittsburgh-Toronto nonstop flight, service which is unnecessary in light of Eastern's recent

[1] The Pittsburgh-Atlanta-Jamaica Case was instituted by the Board in Order 75-2-33, dated February 6, 1975. The prehearing conference has been held by Administrative Law Judge Burton S. Kolko and information responses have been submitted by both Eastern and the Bureau of Operating Rights. Since the instant motion was filed before Eastern's direct exhibits were due, the judge suspended all further hearing steps pending final action on the motion.



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load factors in this market. The addition of another Toronto-Pittsburgh flight would also require Eastern to incur substantial operating expenses. Eastern claims the Toronto-Jamaica market will not be affected by grant of this application inasmuch as Air Canada and Air Jamaica already offer nonstop and one-stop service in this market, service which is clearly superior to the two-stop authority of Eastern. Finally, Eastern points out that United, the only carrier to intervene in the *Pittsburgh-Atlanta-Jamaica Case*, has indicated that it has no objection to the grant of Eastern's application by the show cause process.

Upon consideration of Eastern's motion and all the relevant facts, we tentatively conclude that the public convenience and necessity require the grant of Eastern's application for certificate amendment in Docket 27075 so as to authorize Eastern to operate Pittsburgh-Jamaica turnaround service via Atlanta. In support of our tentative conclusion, we tentatively find that amendment of Eastern's certificate, as requested, will afford that carrier increased operating flexibility without any significant impact on any other carrier. As Eastern states in its motion, requiring a Pittsburgh-Atlanta flight to serve Jamaica will serve the same purpose as the present long-haul restriction in Condition 5 for Route 5 which requires such flights to serve Toronto. Moreover, there is already ample service in the Toronto-south markets and the additional service which Eastern would be required to provide if its application were denied is clearly not needed. Furthermore, the only carrier who might possibly be affected by Board approval of this certificate application, United, has stated that it has no objection to the grant of the application.

Interested persons will be given thirty days following the date of adoption of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If any evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing that cannot be established in written pleadings. General, vague, or unsupported objections will not be entertained.

*Accordingly, it is ordered*, That:

1. All interested parties are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein, amending Condition 5 of Eastern's certificate for Route 5 to read as follows:

"(5) Flights scheduled to serve (a) Buffalo, N.Y., shall originate or terminate at Toronto, Canada; or (b) Pittsburgh, Pa., and a point on route 5 pursuant to the authority granted in segment 3, shall originate or terminate at Toronto, Canada: *Provided, however*, that this condition shall not apply to turnaround flights between Pittsburgh, Pa. and Jamaica, via Atlanta, Ga.;"

2. Any interested person having objection to the issuance of an order making final the proposed findings or conclusions set forth herein shall, within 30 days after the date of adoption of this order, file with the Board and serve upon all persons listed in paragraph 5, a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections; [2]

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein, including termination of the hearing set in Order 75-2-33; and

5. A copy of this order shall be served upon Eastern Air Lines, Inc.; United Air Lines, Inc.; the Mayor of Atlanta, Ga.; the County of Allegheny, Pa.; and the Pittsburgh Airport Advisory Committee.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20201 Filed 8-1-75;8:45 am]

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[Docket 27164, 28122; Order 75-7-141]

## SHREVEPORT CHAMBER OF COMMERCE AND SHREVEPORT AIRPORT AUTHORITY

### Nonstop Proceedings

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 29th day of July, 1975.

Petition of Shreveport Chamber of Commerce and Shreveport Airport Authority for amendment of the certificate of public convenience and necessity for Route 82, The Shreveport-Dallas nonstop proceeding.

On November 11, 1974, the Shreveport Chamber of Commerce and the Shreveport Airport Authority (Shreveport Parties) filed a petition requesting the amendment of the certificate held by Texas International Airlines (TXI) so as to authorize the carrier to provide nonstop service between Shreveport and Dallas/Ft. Worth.[1] Concurrently, the Shreveport Parties filed a petition requesting the Board to issue an order directing interested persons to show cause why the application should not be granted.

In support of its petition, the Shreveport Parties claim that despite increases in Shreveport-Dallas traffic from 1968 through 1973, Delta Air Lines, the incumbent nonstop carrier in the market, has reduced the number of flights and available seats in the market. The Shreveport Parties assert that Delta's service is deficient in both the local Shreveport-Dallas/Ft. Worth market and beyond markets. In the local market, the Shreveport Parties allege that there are significant gaps in Delta's peak time service which could be filled by TXI. In beyond markets, Shreveport states that service to points south and west of Dallas-Ft. Worth is almost entirely connecting service, and that removing TXI's stop restriction in the Shreveport-Dallas/Ft. Worth market might permit the carrier to provide new through-plane service to points such as San Antonio, Austin, Albuquerque, and Los Angeles.

Delta filed an answer in opposition to Shreveport's petition, claiming that the Shreveport Parties have neither shown nor even alleged that competitive nonstop service in the Shreveport-Dallas/Ft. Worth market is required by the public convenience and necessity. Delta asserts that its service in the market has been more than adequate, with eight well-spaced nonstop round-trip flights per day offering jet service during the morning, noon, and evening periods of peak demand.[2] Delta claims that the 58 percent average load factor experienced on these flights is clearly reasonable for such a short-haul market, and that its flights operated with more than sufficient empty seats to accommodate additional traffic. Because of Delta's present service and the size of the market, the carrier argues that the Shreveport-Dallas/Ft. Worth market cannot support a second nonstop carrier. Finally, Delta argues that TXI has yet to exploit its existing one-stop authority in the market,[3] and that grant of competitive nonstop service here would be inconsistent with the Board's recent decision in the *Service to Richmond Case*, Order 74-9-89.

TXI has filed an answer in support of the Shreveport Parties' petition, in which the carrier essentially reiterates the arguments of the Shreveport Parties concerning the need for competitive nonstop service. TXI proposes to provide two daily nonstop round trips in the Shreveport-Dallas/Ft. Worth market, with single-plane service beyond Dallas to Albuquerque and Los Angeles to the west and San Antonio, Laredo, and McAllen to the south. The carrier claims these flights would fill in significant gaps in Delta's present schedule,[4] and would provide first single-plane service to the more than 30,000 true O&D passengers in the Shreveport-Albuquerque/Los Angeles/San Antonio markets. TXI has forecast that these services will produce a profit, after allowance for tax and return on investment, of $289,190 in 1976, and that the excess profits on these subsidy-ineligible routes would result in a reduction in future subsidy payments to the carrier.

Delta filed a motion for leave to file an unauthorized document,[5] together with a reply to TXI's answer. Delta reiterates its claim that TXI presently has authority to operate the beyond services it proposes in its answer without any new route authority, and that if Delta's service in the local market were deficient as alleged, then there is no reason why TXI could not operate as one-stop flights the two nonstop flights it proposes, thereby obtaining almost the same local and beyond benefits as claimed for the proposed nonstop service. Additionally, Delta challenges the financial viability of TXI's proposed nonstop operation, claiming that TXI's traffic forecast is overly optimstic, and TXI's cost estimates fail to take into account the effects of spiraling inflation.

Subsequently, the Shreveport Parties filed a motion for leave to file an unauthorized document,[6] together with a reply to Delta's reply. Shreveport challenges Delta's assertion that TXI presently has all the authority it needs to provide the service Shreveport desires, claiming that realities of traffic flow would make such TXI services uneconomic unless the stop restriction is removed.

Upon consideration of the pleadings and all the relevant facts, we have decided in view of Delta's objection to deny Shreveport's petition for a show cause order. We will, however, set down for hearing Shreveport's request for amendment of TXI's certificate to provide new nonstop service in the Shreveport-Dallas/Ft. Worth market.

In addition, we have determined that the proceeding instituted herein is by its very nature not one which could lead to a "major Federal action significantly affecting the quality of the environment" within the meaning of section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA). In a case such as the instant one, all prospective environmental effects, direct and secondary, proceed in the first instance from changes in aircraft schedules and levels of service. Our conclusion in regard to the environment is largely based, therefore, upon our finding that there are unlikely to be environmentally significant changes in such schedules and service levels should additional nonstop service be authorized. In its answer to the Shreveport application in Docket 27164, TXI proposes a service pattern in the market of two daily nonstop round trips with DC-9 aircraft, thereby raising the level of nonstop jet service in the market from eight to ten daily round trips. In view of the size of the market (about 100,000 on-line O&D passengers in 1973) and the level of existing service, it is unlikely that any other potential applicant for new Shreveport-Dallas/Ft. Worth nonstop authority would propose significantly more service. Such a service change must be considered in the context of the overall level of traffic at Dallas-Ft. Worth and Shreveport. Dallas-Ft. Worth is a large hub which in 1972 handled 109,000 jet aircraft departures, or roughly 300 jet aircraft departures per day. Although much smaller than Dallas-Ft. Worth, the Shreveport airport handled over 13,000 jet aircraft departures in 1972, or more than 35 jet departures per day.[7] In either case, the addition of two more daily jet departures, as proposed by TXI, would result in a relatively insignificant increase in jet operations at the respective airports. Therefore, it is unreasonable to conclude on the face of the matter that authorization of new nonstop service in the Shreveport-Dallas/Ft. Worth market will lead to more than very minor environmental changes.

Accordingly, we are not directing our staff to undertake the preparation of an environmental assessment. Our conclusion herein is not intended to foreclose any party from presenting evidence (subject to the usual evidentiary rules in force in C.A.B. proceedings) or from making arguments with respect to relevant environmental issues. Nor is our conclusion intended to foreclose our consideration of environmental impacts resulting from the contemplated licensing action which, although of a lesser magnitude than those required to trigger the NEPA procedures, might nonetheless be relevant to our decision.

Accordingly, it is ordered that:

1. A proceeding to be known as the *Shreveport-Dallas Nonstop Proceeding*, Docket 28122, be and it hereby is instituted and shall be set down for hearing before and Administrative Law Judge of the Board at a time and place hereafter designated;

2. The proceeding instituted by paragraph 1, above, shall include consideration of the following issues:

a. Do the public convenience and necessity require the certification of an air carrier or air carriers to engage in additional nonstop air transportation between Shreveport, Louisiana, and Dallas-Fort Worth, Texas?

b. If the answer to (a) is in the affirmative, which air carrier(s) should be authorized to engage in such service?

c. What conditions, if any, should be placed on the operation of such carrier(s)?

3. The request of the Shreveport Chamber of Commerce and Shreveport Airport Authority in Docket 27164 be and it hereby is consolidated with the proceeding instituted by paragraph 1 above;

4. The petition of the Shreveport Chamber of Commerce and Shreveport Airport Authority for issuance of a show cause order be and it hereby is denied;

5. The motions of Delta Air Lines, Inc. and the Shreveport Chamber of Commerce and Shreveport Airport Authority for leave to file unauthorized documents be and they hereby are granted; and

6. Applications, motions to consolidate, and petitions for reconsideration of this order shall be filed twenty days from the service date of this order and answers thereto shall be filed ten days thereafter.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20199 Filed 8-1-75;8:45 am]

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[Docket 28125; Order 75-7-142]

## TRANSPORTES AEREOS BENIANOS, S.A.

### Statement of Tentative Findings and Conclusions and Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 30th day of July, 1975.

Transportes Aereos Benianos, S.A. (TABSA), a Bolivian air carrier, holds a foreign air carrier permit [1] authorizing: (a) foreign air transportation with respect to property and mail between a point or points in Bolivia, the intermediate points Lima, Peru; Guayaquil, Ecuador; and Panama City, Panama; and the terminal point Miami, Florida; and (b) the performance of off-route charter trips in foreign air transportation pursuant to Part 212 of the Board's Economic Regulations.

The Board has determined that TABSA has ceased its operations to the United States pursuant to its foreign air carrier permit. Despite the existence of a shell organization in La Paz, the carrier owns no aircraft of its own and its foreign air carrier permit is effectively dormant. So long as the permit is left outstanding, there exists the possibility that it could be the object of misuse by unauthorized parties.

In view of the foregoing, the Board finds that it is in the public interest to cancel the foreign air carrier permit held by TABSA.

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[1] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

[2] Condition 4 of TXI's certificate for Route 82 requires that TXI make one intermediate stop on all flights between Shreveport and Dallas-Ft. Worth.

[3] In addition, Delta offers an early morning flight to Shreveport.

[4] TXI presently offers one daily two-stop flight from Shreveport to Dallas/Ft. Worth; it has discontinued its one one-stop and one two-stop flight per day from Dallas/Ft. Worth to Shreveport. All of these flights utilize Convair-600 aircraft. See OAG April 1, 1975.

[4] In the westbound direction, TXI proposes to inaugurate a 9:40 a.m. Shreveport departure scheduled between Delta's present 7:43 a.m. and 10:55 a.m. departures. In the afternoon TXI would operate a 5:10 p.m. departure between Delta's 3:14 p.m. and 6:36 p.m. departures. In the eastbound direction, TXI proposes to fill in other spots in Delta's midday and late afternoon schedules.

[5] We will grant Delta's motion.

[6] We will grant the motion for leave to file.

[7] C.A.B. *Airport Activity Statistics* for the 12 months ended December 31, 1972. Although these figures represent airport activity prior to the energy crisis in the fall of 1973, current airline schedules show a total of 36 daily nonstop jet arrivals at Shreveport (OAG, April 15, 1975), or roughly the same level as indicated by the 1972 Airport Activity Statistics.

[1] Order E-25697, approved September 18, 1967.







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Accordingly, it is ordered that:

1. All interested persons are hereby directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein, and which would, subject to the approval of the President, cancel the foreign air carrier permit held by Transportes Aereos Benianos, S.A. (TABSA), issued pursuant to Order E-25697;

2. Any interested person having objection to the issuance, without hearing, of an order making final the tentative findings and conclusions stated herein shall file a statement of objections supported by evidence within 20 days of service of this order. If an evidentiary hearing is requested, the objector should state in detail why such hearing is considered necessary and what relevant and material facts he would expect to establish through such hearing which cannot be established in written pleadings;

3. If timely and properly supported objections are filed, further consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board; *Provided*, that the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein if it determines that there are no factual issues presented that warrant the holding of an evidentiary hearing; [3]

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived, and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

5. Copies of this order shall be served upon Transportes Aereos Benianos, S.A. (TABSA) and the Ambassador of Bolivia in Washington, D.C.

This order will be published in the FEDERAL REGISTER and will be transmitted to the President.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20200 Filed 8-1-75;8:45 am]

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[Docket No. 27693]

**WORLD AIRWAYS, INC.**

**Certificate Application for Transcontinental Scheduled Authority; Notice of Oral Argument**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in this proceeding is assigned to be held before the Board on September 17, 1975, at 10:00 a.m. (local time), in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

[3] Since provision is made for the filing of objections to this order, petitions for reconsideration will not be entertained.



Dated at Washington, D.C., July 29, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20197 Filed 8-1-75;8:45 am]

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[Docket No. 27181; Order 75-7-15]

**TEXAS INTERNATIONAL AIRLINES, INC.**

**Route Realignment Request**

*Correction*

In FR Doc. 75-17818, appearing at page 29319 in the issue for Friday, July 11, 1975, make the following change: The fourth from last entry in column two of the table on page 29326 should read "1-stop".

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[Doc. 26494; Agreement C.A.B. 25206; R-1 through R-3; Order 75-7-10]

**INTERNATIONAL AIR TRANSPORT ASSOCIATION**

**Agreement Relating to Passenger Fares**

*Correction*

In FR Doc. 18084, appearing at page 29331 in the issue for Friday, July 11, 1975, make the following changes:

1. Immediately above the first paragraph on page 29331, insert a statement reading, "Issued under delegated authority."

2. In the last column of the second table on page 29332, insert the figure "2".

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[Docket 25280; Agreement C.A.B. 25221; R-1 through R-2; Order 75-7-35]

**INTERNATIONAL AIR TRANSPORT ASSOCIATION**

**Agreement Relating to Specific Commodity Rates**

*Correction*

In FR Doc. 75-18085, appearing on page 29331 in the issue for Friday, July 11, 1975, make the following change:

Immediately above the first paragraph, insert a statement reading, "Issued under delegated authority."

## CIVIL SERVICE COMMISSION

### DEPARTMENT OF DEFENSE

**Grant of Authority To Make Noncareer Executive Assignment**

Under authority of section 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Defense to fill by noncareer executive assignment in the excepted service the position of Deputy Director of Defense Research and Engineering (Policy and Planning), ODD (Policy and Planning), ODDR&E, Office of the Secretary of Defense.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20156 Filed 8-1-75;8:45 am]

### DEPARTMENT OF DEFENSE

**Revocation of Authority To Make Noncareer Executive Assignment**

Under authority of section 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Defense to fill by noncareer executive assignment in the excepted service the position of Assistant to the Secretary of Defense for Strategic Arms Limitation Talks, Immediate Office of the Secretary, Office of the Secretary of Defense.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20153 Filed 8-1-75;8:45 am]

### DEPARTMENT OF JUSTICE

**Revocation of Authority To Make Noncareer Executive Assignment**

Under authority of section 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Justice to fill by noncareer executive assignment in the expected service the position of Deputy Assistant Attorney General, Office of Assistant Attorney General, Tax Division.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc. 75-20154, Filed 8-1-75; 8:45 am]

### SMALL BUSINESS ADMINISTRATION

**Title Change in Noncareer Executive Assignment**

By notice of January 31, 1975, F.R. Doc. 74-2626 the Civil Service Commission authorized the Small Business Administration to fill by noncareer executive assignment the position of Assistant Administrator for Minority Enterprise. This is notice that the title of this position is now being changed to Associate Administrator for Minority Small Business.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20157 Filed 8-1-75;8:45 am]

### SPECIAL ACTION OFFICE FOR DRUG ABUSE PREVENTION

**Revocation of Authority To Make Noncareer Executive Assignment**

Under authority of section 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Special Action Office for Drug Abuse Prevention to fill by noncareer executive assignment in the excepted service the position of General Counsel, Office of the General Counsel.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20155 Filed 8-1-75;8:45 am]





## ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

[ERDA-1542]

**U.S. NUCLEAR POWER EXPORT ACTIVITIES**

**Availability of Draft Environmental Statement**

Notice is hereby given that a Draft Environmental Statement, "U.S. Nuclear Power Export Activities" (ERDA-1542), was issued August 1, 1975, pursuant to the Energy Research and Development Administration's (ERDA) regulations for implementation of the National Environmental Policy Act of 1969.

Copies of the Draft Statement are being distributed for review and comment to Federal agencies and to organizations and individuals that have expressed an interest in U.S. nuclear power export activities. Copies of the Draft Statement are available for public inspection in the ERDA's Public Document Room at 1717 H Street NW., Washington, D.C.; Albuquerque Operations Office, Kirtland Air Force Base East, Albuquerque, New Mexico; Chicago Operations Office, 9800 South Cass Avenue, Argonne, Illinois; Idaho Operations Office, 550 Second Street, Idaho Falls, Idaho; Nevada Operations Office, 2753 South Highland Drive, Las Vegas, Nevada; Oak Ridge Operations Office, Federal Building, Oak Ridge, Tennessee; Richland Operations Office, Federal Building, Richland, Washington; San Francisco Operations Office, 1333 Broadway, Oakland, California; and Savannah River Operations Office, Savannah River Plant, Aiken, South Carolina.

Comments and views concerning the Draft Statement are requested from other interested agencies, organizations and individuals. Single copies of the Draft Environmental Statement will be furnished for review and comment upon request addressed to W. H. Pennington, Office of the Assistant Administrator for Environment and Safety, Mail Station E-201, U.S. Energy Research and Development Administration, Washington, D.C. 20545, (301) 973-4241. Comments should be sent to the same address.

In accordance with guidelines from the Council on Environmental Quality, agencies and members of the public submitting comments on the draft environmental statement should endeavor to make their comments as specific, substantive, and factual as possible without undue attention to matters of form in the impact statement. It would assist in the review of comments if the comments were organized in a manner consistent with the structure of the draft statement. Emphasis should be placed on the assessment of the environmental impacts of nuclear power export activities, and the acceptability of those impacts on the quality of the environment, particularly as contrasted with the impacts of reasonable alternatives. Commenting entities may recommend modifications and/or new alternatives that will enhance environmental quality and avoid or minimize adverse environmental impacts

Copies of comments on the Draft Environmental Statement will be placed in the above referenced Document Rooms and will be considered in the preparation of the Final Environmental Statement if received at ERDA by September 22, 1975.

Dated at Germantown, Maryland, this 1 day of August 1975.

For the Energy Research and Development Administration.

JAMES L. LIVERMAN,
*Assistant Administrator for Environment and Safety.*

[FR Doc.75-20368 Filed 8-1-75;9:09 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 410-5]

**AREAWIDE WASTE TREATMENT MANAGEMENT PLANNING APPROVALS**

**Area and Agency Designations**

Pursuant to Section 208 of the Federal Water Pollution Control Act Amendments of 1972, notice is hereby given of approvals of designation of areawide waste treatment management planning areas and agencies for the period June 1, 1975 thru July 1, 1975.

The following area agency designations have been approved:

Lakes Region, New Hampshire (Lakes Region Planning Commission, Humiston Building, Box 302, Meredith, New Hampshire 03253).
Ocean County, New Jersey (Ocean County Board of Chosen Freeholders, Court House Square, Toms River, New Jersey 08753).
Westchester, New York (Westchester County Government, Environmental Coordinating Agency-Environmental Advisory Council, c/o Westchester County Department of Planning, 910 County Office Building, White Plains, New York 10601).
Erie-Niagara, New York (Erie-Niagara Regional Planning Board, 2085 Baseline Road, Grant Island, New York 10742).
Beaufort, South Carolina (Lowcountry Regional Planning Council, P.O. Box 98, Yemassee, South Carolina 29945).
Medford, Oregon (Rogue Valley Council of Governments, 33 N. Central, Suite 211, Medford, Oregon 97501).
Bay City, Michigan (East Central Michigan Regional Planning and Development Commission, 1003 Woodside Avenue, Essexville, Michigan 48732).
Snohomish, Washington (Snohomish County Metropolitan Municipal Corporation, c/o Snohomish County Board of Commissioners, Snohomish County Administration Building, Everett, Washington 98201.
Jackson Hole, Wyoming (Teton County Section 208 Planning Agency, P.O. Box 1727, Jackson, Wyoming 83001).
Kingsport-Bristol, Tennessee (First Tennessee-Virginia Development District, 1110 Seminole Drive, P.O. Box 2779 E.T.S.U., Johnson City, Tennessee 37601).
New York City, New York (New York City Environmental Protection Administration, Municipal Building, Room 2455, New York, New York 10007).
Elmira-Corning, New York (Southern Tier Central Regional Planning and Development Board, 53½ Bridge Street, Corning, New York 14830).
Syracuse, New York (Central New York Regional Planning and Development Board, 321 East Water Street, Syracuse, New York 13202).
Gallatin, Montana (Gallatin County Commissioners, Gallatin County Courthouse, Bozeman, Montana 59715).
Joplin, Missouri (Ozark Gateway Regional Planning Commission, 303 East Third, P.O. Box 1355, Joplin, Missouri 64801).
Baltimore, Maryland (Regional Planning Council, 701 St. Paul Street, Baltimore, Maryland 21202).
Muskegon, Michigan (West Michigan Shoreline Regional Development Commission, Torrent House, 315 W. Webster Avenue, Muskegon, Michigan 49440).
Grand Rapids, Michigan (West Michigan Regional Planning Commission, 1204 People's Building, 60 Monroe at Ionia, Grand Rapids, Michigan 49502).
Lansing, Michigan (Tri-County Regional Planning Commission, 2722 E. Michigan Avenue, P.O. Box 2066, Lansing, Michigan 48912).
Polk County, Florida (Central Florida Regional Planning Council, P.O. Box 2089, Bartow, Florida 33830).
Reno, Nevada (Washoe Council of Governments, 417 Forest Street, Reno, Nevada 89502).
Charleston, South Carolina (Berkeley, Charleston, Dorchester Regional Planning Council, No. 2 Courthouse Square, County Office Building, Charleston, South Carolina 29401).
Green Bay, Wisconsin (Fox Valley Water Quality Planning Agency, 1919 North Lake Street, Neenah, Wisconsin 54956).
Waccamaw, South Carolina (Waccamaw Regional Planning Council, 1001 Front Street, Georgetown, South Carolina 29440).
Carson River, Nevada (Carson River Basin Council of Governments, P.O. Box 1927, Carson City, Nevada 89701).
Terre Haute, Indiana (West Central Indiana Economic Development District, P.O. Box 627, 700 Wabash Avenue, Terre Haute, Indiana 47808).
Charleston, West Virginia (B-C-K-P Regional Intergovernment Council, 410 Kanawha Boulevard, East Charleston, West Virginia 25301).
Tucson, Arizona (Pima Association of Governments, 405 Transamerica Building, Tucson, Arizona 85701).
Corpus Christi, Texas (Coastal Bend Council of Governments, International Airport, Corpus Christi, Texas 78410).
Lower Rio Grande, Texas (Lower Rio Grande Valley Development Council, First National Bank Building, Suite 207, McAllen, Texas 78501).
Kansas City, Kansas (Mid-America Regional Council, 20 West 9th Street, Kansas City, Missouri 64105).
Ventura, California (Ventura Regional County Sanitation District, P.O. Box AB, 181 South Ast Street, Ventura, California 93001).
Clark County, Nevada (Clark County Board of Count Commissioners, Clark County Courthouse, 200 East Carson Avenue, Las Vegas, Nevada 89101).
Philadelphia, Pennsylvania (Delaware Valley Regional Planning Commission, Penn Towers Building, 1819 John F. Kennedy Boulevard, Philadelphia, Pennsylvania 19103).
San Diego, California (Comprehensive Planning Organization of San Diego, County,



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Suite 524, 3rd Avenue, Security Pacific Plaza, San Diego, California 92101).

Monterey, California (Association of Monterey Bay Area Governments, 1011 Cass Street, P.O. Box 190, Monterey, California 93940).

San Francisco, California (Association of Bay Area Governments, Claremont Hotel, Berkeley, California 94705).

Guam (Guam Environmental Protection Agency, P.O. Box 2999, Agana, Guam 96910).

Pittsburgh, Pennsylvania (Southwestern Pennsylvania Regional Planning Commission, 564 Forbes Avenue, Pittsburgh, Pennsylvania 15219).

Asheville, North Carolina (Land-of-Sky Regional Council of Governments, 755 Merriman Avenue, P.O. Box 2175, Asheville, North Carolina 28802).

Southern Illinois (Greater Egypt Regional Planning and Development Commission, P.O. Box 3160, 608 East College, Carbondale, Illinois 62901).

Texarkana, Texas (Arkansas, Texas Council of Governments, P.O. Box 5307, Texarkana, Texas 75501).

Providence, Rhode Island (Rhode Island Statewide Planning Program, 265 Melrose Street, Providence, Rhode Island 02907).

JAMES L. AGEE,
*Assistant Administrator for Water and Hazardous Materials.*

JULY 29, 1975.

[FR Doc.75–20260 Filed 8–1–75;8:45 am]

[PP5G1645/T4; FRL 410–8]

## CROSS-LINKED POLYUREA TYPE ENCAPSULATING MATERIAL

### Establishment of Temporary Exemption From the Requirement of a Tolerance

On June 19, 1975, Stauffer Chemical Co., 1200 S. 47th St., Richmond CA 94804, submitted a pesticide petition (PP 5G1645) to the Environmental Protection Agency (EPA). This petition requested establishment of a temporary exemption from the requirement of a tolerance for residues of the cross-linked polyurea type encapsulating material, formed by the reaction of toluene diisocyanate and polymethylene polyphenylisocyanate, when used as an inert encapsulating material in connection with the herbicide S-ethyl diisobutylthiocarbamate applied to growing corn (field and sweet) in an experimental use program. This temporary exemption would permit the marketing of corn treated in accordance with such experimental use permit.

The data submitted in the petition and other relevant material have been evaluated. This temporary exemption from the requirement of a tolerance will protect the public health. Therefore, the temporary exemption is being established on the condition that the encapsulated herbicide be used in accordance with the experimental use permit being issued concurrently under the Federal Insecticide, Fungicide, and Rodenticide Act which provides for distribution under the Stauffer Chemical Co. name and with the following provisions:

1. The total amount of the encapsulated herbicide to be used must not exceed the quantity authorized by the experimental use permit.

2. Stauffer Chemical Co. will immediately notify the EPA of any findings from the experimental use that have a bearing on safety. The company will also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or Food and Drug Administration.

This temporary exemption from the requirement of a tolerance expires December 31, 1975. Residues remaining in or on the above raw agricultural commodity after expiration of this tolerance will not be considered actionable if the pesticide is legally applied during the term and in accordance with the provisions of the experimental use permit and temporary exemption.

(Section 408(j) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(j))).

Dated: July 29, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator of Pesticide Programs.*

[FR Doc.75–20261 Filed 8–1–75;8:45 am]

[OPP–50021; FRL 411–2]

## MICHIGAN STATE UNIVERSITY

### Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issue to Michigan State University, East Lansing, Michigan 48824. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the Federal Register on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 26590–EUP–1) allows the use of 200 grams of Ethephon (2-chloroethyl) phosphonic acid) on cherries. A total of 0.4 acres is involved; the program is authorized only in Michigan. The experimental use permit is effective from July 16, 1975, to December 31, 1975.

Interested parties wishing to review the experimental use permit are referred to Room E–315, Registration Division (WH–567), Office of Pesticide Programs, EPA, 401 M St., Washington, D.C. 20460. It is suggested that such interested persons call 202/755–4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 am.. to 4:00 p.m. Monday through Friday.

Dated: July 30, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75–20262 Filed 8–1–75;8:45 am]

[OPP–50020; FRL 411–3]

## AIR PRODUCTS & CHEMICALS, INC.

### Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Air Products & Chemicals, Inc., Emmaus, Pennsylvania 18043. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the Federal Register on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 28472–EUP–1) allows the use of 985 pounds of ethylene on sugar beets. A total of 92 acres are involved; the program is authorized only in Colorado, Kansas, Minnesota, Nebraska, and Wyoming. The experimental use permit is effective from July 10, 1975, to July 10, 1976.

Interested parties wishing to review the experimental use permit are referred to Room E–315, Registration Division (WH–567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755–4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: July 30, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75–20263 Filed 8–1–75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 764]

### COMMON CARRIER SERVICES INFORMATION [1]

### Domestic Public Radio Services Applications Accepted for Filing [2]

JULY 28, 1975.

Pursuant to §§ 1.227(b)(3) and 21.30 (b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) the close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to Section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's Rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

APPLICATIONS ACCEPTED FOR FILING

JULY 28, 1975.

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

20105–CD–P–76, Frank C. Escue d/b/as TELPAGE (RESUBMITTED), C.P. for a new 1-way station to operate on 152.24 MHz. located Approx. 5 miles west of Bowling Green, Kentucky.

20106–CD–P–76, Pacific Northwest Bell Telephone Company (KWH336), C.P. for additional auxiliary test facilities to operate on 459.70 MHz located west 501 Second Avenue, Spokane, Washington.

20107–CD–P–(2)–76, Eagle Aviation, Inc. (NEW), C.P. for a new station to operate on 454.125 and 454.175 MHz located at Television Road, 1000 North Trolly Lane Road, Aiken, South Carolina.

20108–CD–P–76, AAA Anserphone, Inc.—Jackson (KRH663), C.P. to relocate facilities operating on 152.21 MHz located 1 mile NE of Rts. 80 and 61 Intersection, Vicksburg, Mississippi.

20109–CD–P–76, Autofone, Inc. (NEW), C.P. for a new one-way station to operate on 158.70 MHz to be located On Highway 56, 3.2 miles South of Swainsboro, Georgia.

*Major amendment*

655–C2–P–(5)–72, Ram Broadcasting of Mass., Inc. (KCC263), Boston, Massachusetts, Change location of proposed 152.12 MHz base station to location described as 10 York Avenue, Randolph, Massachusetts. Delete request for 152.09 and 454.30 MHz facilities proposed at locations #4 and 5. All other particulars to remain as reported on PN #557 dated August 16, 1971.

614–C2–P–(2)–72, Ram Broadcasting of Mass., Inc. (KCC483), Ram Broadcasting of Mass., Inc. Boston, Massachusetts, Add 454.30 MHz facilities at new location described as 10 York Avenue, Randolph, Mass., All other particulars to remain as reported on PN dated August 4, 1971.

*Correction*

21834–CD–P–(4)–75, Michigan Bell Telephone Company (KQA811), Lansing, Michigan. Correct PN to read Major amendment to change frequencies 152.69 MHz from base and Standby to 152.60 MHz All other particulars to remain as reported on PN #761 dated July 7, 1975.

20081–CD–P–(8)–76, Imperial Comm., Corp. (KMA262), Correct PN to read C.P. to change antenna system operating on 2165 MHz at Loc. #3: 110 West C. Street, San Diego, Calif., change antenna system operating on 152.18 MHz; relocate facilities operating on 454.05 MHz; additional facilities to operate on 152.09, 152.15, 152.03, and 152.12 MHz, Base and 2175 MHz, Repeater at Loc. #4; Mount Woodson, 20 miles NNE of San Diego, California.

108–CF–ML–76, The Siskiyou Telephone Company (KMZ31), Main Street, Fort Jones, California. Lat. 41°36'26" N., Long. 122°50'23" W. Mod. of License to change antenna system and frequency 6215V MHz to 2114.0H MHz toward Gunsight Peak, California on azimuth 19°57'; change 6215V MHz to 6375.2V MHz toward Etna, California via Passive Reflector on corrected azimuth 191°58'; replace transmitters and change power.

109–CF–ML–76, Same (KMZ83), Gunsight Peak, 9.5 miles North of Fort Jones, California. Lat. 41°44'14" N., Long. 122°46'36" W. Mod. of License to change antenna system and frequency 6315H MHz to 2164.0H MHz toward Fort Jones, California on corrected azimuth of 199°59'; replace transmitters and change power.

110–CF–ML–76, Same (KMZ87), Slater Butte, 4.77 miles NNE of Happy Camp, California. Lat. 41°51'29" N., Long. 123°21'08" W. Mod. of License to change antenna system and frequencies 6215V MHz to 6345.5H MHz toward Happy Camp, California on azimuth 194°37', and 2114.0H MHz to 6226.9H MHz toward Somes Bar, California via Passive Reflector on corrected azimuth 132°53'; replace transmitters and change power.

111–CF–ML–76, Same (KMZ84), Wagner Way, Etna, California. Lat. 41°27'22" N., Long. 122°53'42" W. Mod. of License to change frequency 6315V MHz to 5974.8V MHz toward Fort Jones, California on corrected azimuth 133°19'; replace transmitters and change power.

112–CF–ML–76, Same (KMZ85), Near State Hwy. #96, Happy Camp, California. Lat. 41°47'28" N., Long. 123°22'32" W. Mod. of License to change frequency 6315V MHz to 6004.5H MHz toward Slater Butte, California on corrected azimuth 14°36'; replace transmitters and change power.

113–CF–ML–76, Same (KPP99), 0.5 mile NE of Ukonom Ranger Station, Somes Bar, California. Lat. 41°23'29" N., Long. 123°29'02" W. Mod. of License to change antenna system, size of passive reflector and frequency 2164.0H MHz to 6034.2H MHz toward Slater Butte, California via Passive Reflector on corrected azimuth of 19°38'; replace transmitters and change power.

114–CF–P–76, The Ohio Bell Telephone Company (KQO26), 100 Erieview Plaza, Cleveland, Ohio. Lat. 41°30'19" N., Long. 81°41'20" W. C.P. to change antenna system, alarm system, transmitters, power and protection ratio; change frequencies 6271.4, 6390.0, 10715, and 10955 MHz to 3770.0H, 3850.0H, and 4170.0H MHz toward Twinsburg, Ohio on azimuth 141°22'.

115–CF–P–76, Same (KQO25), 1.5 miles SW of Twinsburg, Ohio. Lat. 41°17'53" N., Long. 81°28'10" W. C.P. to change antenna system, alarm system, transmitters, power and protection ratio; change frequencies 6019.3, 6137.9, 11405, and 11645 MHz to 3730.0H, 3810.0H, and 4130.0H MHz toward Cleveland, Ohio on azimuth 321°30'.

116–CF–P–76, The Ohio Bell Telephone Company (KQO38), 401 Cleveland Avenue, Canton, Ohio. Lat. 40°48'04" N., Long. 81°22'35" W. C.P. to change protection ratio and add frequency 6352.9V MHz toward Navarre, Ohio on azimuth 224°11'.

117–CF–P–76, Same (KQN68), 2 miles ESE of Navarre, Ohio. Lat. 40°42'57" N., Long. 81°29'07" W. C.P. to change protection ratio and add frequency 6100.9V MHz toward Canton, Ohio on azimuth 44°07'.

124–CF–P–76, Coastal Utilities, Inc. (New), 0.36 mile NW of Fleming, Georgia. Lat. 31°53'00" N., Long. 81°25'52" W. C.P. for a new station on frequencies 10775.0V MHz toward a new station at Richmond Hill, Georgia on azimuth 56°59', and 10975.0V MHz toward a new station at Hinesville, Georgia on azimuth 253°34'.

125–CF–P–76, Same (New), Ryon Avenue, Hinesville, Georgia. Lat. 31°50'30" N., Long. 81°35'46" W. C.P. for a new station on frequency 11385.0V MHz toward a new station at Fleming, Georgia on azimuth 73°28'.

126–CF–P–76, Same (New), Bryan Neck Road, Richmond Hill, Georgia. Lat. 31°56'58" N., Long. 81°18'42" W. C.P. for a new station on frequency 11665.0V MHz toward a new station at Fleming, Georgia on azimuth 237°03'.

139–CF–P–76, The Ohio Bell Telephone Company (KQN84), on Monday Creek Twp. Rd. 232, 2.5 miles N. 62° W. of Maxville, Ohio. Lat. 39°38'04" N., Long. 82°22'33" W. C.P. to add frequency 6404.8V MHz toward Logan, Ohio on azimuth 193°29'.

140–CF–P–76, Same (KQN77), Twp. Rd. 113, 2.8 miles SW of Carroll, Ohio. Lat. 39°46'15" N., Long. 82°44'25" W. C.P. to add frequency 6093.5H MHz toward Maxville, Ohio on azimuth 115°43'.

141–CF–P–76, Same (KVI38), 111 North Fourth Street, Columbus, Ohio. Lat. 39°57'54" N., Long. 82°59'51" W. C.P. to add frequency 6397.4V MHz toward Carroll, Ohio on azimuth 134°20'.

88–CF–MP–75, Southern Pacific Communications Company (WLJ88), 2.5 miles Northwest of Granville, Massachusetts. Lat. 42°05'41" N., Long. 72°53'36" W. Mod. C.P. to change point of communication from Hartford, Connecticut to East Hartford, Connecticut on new frequency 6034.2H on azimuth 152°16'.

89–CF–MP–75, Same (WAH562), Founders Plaza Bldg., 183 Prestige Park Road, East Hartford, Connecticut. Lat. 41°45'51" N., Long. 72°39'41" W. Mod. C.P. to add 6286.2V MHz towards Granville, Massachusetts on azimuth 332°25', and to change antenna location from Hartford, Connecticut to Founders Plaza Building.

[FR Doc.75–20213 Filed 8–1–75;8:45 am]

## RADIO COMMON CARRIER AND RADIO COMMON CARRIER AND TELEPHONE INTERCONNECTION MEETINGS

### Revised Schedule

JULY 25, 1975.

The Commission's Common Carrier Bureau has revised the schedule of meetings previously announced concerning interconnection between the Wireline telephone companies and the Radio Common Carriers, which furnish two-way radiotelephone and one-way signaling service to the public. At the July 22 meeting the Common Carrier Bureau's staff and the representatives of the tele-

[1] All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's Rules, regulations and other requirements.

[2] The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).







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phone and Radio Common Carrier industries agreed to cancel certain previously scheduled meetings and add new dates for meetings. Accordingly, the meetings previously scheduled for Monday, July 28, Tuesday, July 29, Wednesday, July 30, and Monday, August 4, have all been cancelled. Additional meetings have been scheduled for Monday, August 25, and Tuesday, August 26. The schedule of meetings is now as follows:

Tuesday, August 5.
Wednesday, August 6.
Monday, August 25.
Tuesday, August 26.

The meeting will be held in Room 8210, 2025 M Street, N.W., Washington, D.C. The August 5 meeting will begin at 9 A.M. The starting time for each of the other meetings will be determined at the close of the preceding meeting.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20214 Filed 8-1-75;8:45 am]

## AMERICAN TELEPHONE AND TELEGRAPH CO.

[Docket No. 20288; FCC 75-872]

### Memorandum Opinion and Order Modifying Issues

In the matter of American Telephone and Telegraph Company. Investigation into the lawfulness of Tariff F.C.C. No. 267, offering a Dataphone Digital Service among five cities.

1. The presiding Administrative Law Judge in the above-captioned proceeding has certified to us two modifications of the procedures for conduct of the hearing which he believes are required in order to complete the proceeding without prejudicing the parties of denying them due process. He has indicated in a Memorandum Opinion and Order released June 20, 1975, FCC 75M-1116, (39 FR 45317) that the nature of certain of the interrogatories has necessitated numerous extensions of time for responses beyond the 20 days specified in our December 16, 1974 designation Order, 50 F.C.C. 2d 501.

2. As the termination of the hearing approaches, the presiding Judge states the failure to grant additional extensions of time for the filing of proposed findings of fact and conclusions of law will prejudice the parties, and it appears to him that it is necessary to grant a further round of interrogatories after the expiration of the time specified in our December Order for the filing of interrogatories. Accordingly, he asks that he be authorized, upon good cause shown, to permit such an additional round of interrogatories. He further requests permission to adjust the dates for the filing of proposed findings and reply findings as may be appropriate in the light of any extensions granted for the filing of interrogatories and responses thereto.

3. While we agree with the presiding Judge that the requested extensions are necessary to avoid prejudice to parties to this case, we are disappointed that the procedures prescribed in our December Order have not expedited conclusion of this proceeding as we had anticipated. We had hoped that the use of evidentiary-type oral proceeding as a supplement to written interrogatories would reduce the total number of interrgotories by permitting clarification of difficult points through the traditional oral hearing process. Unfortunately, the use of oral argument was generally limited to resolution of disputes regarding the interrogatories themselves. Additionally, when we establish the twenty-day period for responses, we had anticipated that extensions of time would be the exception rather than the rule and that the parties would assist by allowing time for preparation of responses before filing further rounds of interrogatories.

4. Under the circumstances presented by the presiding Judge, we believe we have no choice but to permit him to grant the parties a further round of interrogatories and such extensions of time for the filing of proposed findings and replies as he finds are required to avoid prejudice. However, in granting any such extensions of time, the presiding Judge should bear in mind our continued desire to complete this proceeding at the earliest possible date. To that end, we would hope that the presiding Judge will be able to render his initial decision no later than thirty days from the filing of reply findings.

5. Accordingly, IT IS ORDERED, That the procedures specified in the above-captioned proceeding ARE MODIFIED as indicated in paragraph 4 above.

Adopted: July 22, 1975.

Released: July 29, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20208 Filed 8-1-75;8:45 am]

[Docket No. 20543; File No. BR-2308; FCC 75-818]

## NORJUD BROADCASTING, INC.

### Order Designating Application for Hearing on Stated Issues

In re application of Norjud Broadcasting, Incorporated, McMinnville, Oregon, for renewal of license for Radio Station KMCM.

1. The Commission has before it for consideration: (a) the captioned application; and (b) its inquiries into the operation of radio station KMCM, McMinnville, Oregon.

2. Information before the Commission raises serious questions as to whether the applicant possesses the qualifications to be or to remain a licensee of the Commission. In view of these questions, we are unable to find that a grant of the captioned renewal application would serve the public interest, convenience and necessity, and must, therefore, designate the application for hearing.

3. Accordingly, IT IS ORDERED, That pursuant to Section 309(e) of the Communications Act of 1934, as amended, the application IS DESIGNATED FOR HEARING, at a time and place to be specified in a subsequent Order, upon the following issues:

(a) To determine whether, and, if so, the extent to which the applicant broadcast personal attacks and thereafter failed to meet its obligations as a licensee with respect to Section 73.123(a) of the Commission's Rules and Regulations.

(b) To determine whether, and, if so, the extent to which the applicant broadcast political editorials and thereafter, failed to meet its obligations as a licensee with respect to Section 73.123(c) of the Commission's Rules.

(c) To determine whether, and, if so, the extent to which the applicant having offered legally qualified candidates for public office an opportunity to respond personally to political editorials, thereafter engaged in censorship over the material intended to be broadcast by such candidates in violation of 47 U.S.C. 315 (a) and Section 73.120(b) of the Commission's Rules.

(d) To determine whether, and, if so, the extent to which the applicant engaged in conduct which discriminated between candidates in its practices, regulations, facilities or services for or in connection with the services required to be rendered in permitting legally qualified candidates for public office to respond to the applicant's political editorials, or in its practices related thereto otherwise subjected any such legally qualified candidate for public office to any prejudice or disadvantage in violation of Section 73.120(c)(2) of the Commission's Rules.

(e) To determine whether, and, if so, the extent to which the applicant has tape-recorded telephone conversations with individuals, not employees of the applicant, and thereafter broadcast said conversations or portions thereof without informing those individuals that it was the licensee's intention to broadcast the conversations of portions thereof in violation of Section 73.1206 of the Commission's Rules.

(f) To determine whether the applicant, or any of its officers, directors, shareholders, or employees made misrepresentations to, or has been lacking in candor with the Commission.

(g) To determine, in light of the evidence adduced under the preceding issues in (a) through (f), *supra*, whether the licensee has the requisite qualifications to be or to remain a licensee of the Commission and whether a grant of the application would serve the public interest, convenience and necessity.

4. IT IS FURTHER ORDERED, That the Chief of the Broadcast Bureau shall serve upon the captioned applicant, within thirty (30) days of the release of this document, a Bill of Particulars with respect to the issues specified in (a) through (f), *supra*.

5. IT IS FURTHER ORDERED, That the Broadcast Bureau proceed with the initial presentation of evidence with respect to the issues specified in (a) through (f), *supra*, and that the applicant then proceed with its evidence and have the burden of establishing that it possesses the requisite qualifications to





be and to remain a licensee of the Commission and that a grant of its application would serve the public interest, convenience and necessity.

6. IT IS FURTHER ORDERED, That to avail itself of the opportunity to be heard, the applicant, pursuant to Section 1.221(c) of the Commission's Rules, in person or by attorney, shall, within twenty (20) days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issue specified in this Order.

7. IT IS FURTHER ORDERED, That the applicant herein, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and Section 1.594 of the Commission's Rules, shall give notice of the hearing within the time and in the manner prescribed in such Rule and shall advise the Commission thereof as required by Section 1.594 (g) of the Rules.

8. IT IS FURTHER ORDERED, That the Secretary of the Commission shall send a copy of this Order by Certified Mail—Return Receipt Requested to Norjud Broadcasting, Incorporated.

Adopted: July 8, 1975.

Released: July 28, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20209 Filed 8-1-75;8:45 am]

[Docket No. 20477; File Nos. BR-261 and BRH-4; FCC 75R-275]

## RUST COMMUNICATIONS GROUP, INC.

### Memorandum Opinion and Order Enlarging Issues

In re Applications of Rust Communications Group, Inc., for renewal of license of Stations WHAM and WHFM (FM) Rochester, New York.

1. By Memorandum Opinion and Order, FCC 75-537, released May 22, 1975, published at 40 FR 22882, the Commission designated the renewal application of Rust Communications Group, Inc. (Rust) for hearing on issues relating to the licensee's ascertainment of community needs, its public affairs and other non-entertainment programming, and its equal employment opportunity policies. Now before the Review Board is petition to enlarge issues, filed June 11, 1975, by Rust, seeking the addition of a meritorious programming issue.[1] The Broadcast Bureau, in its comments, does not oppose petitioner's request; however, the Bureau asserts that Rust's showing under the meritorious programming issue must be limited to the period between May 22, 1969 (the date the last renewals of WHAM and WHFM were granted) and May 1, 1972, when, according to the Bureau, petitioner first learned that its licenses were in jeopardy.[2] Action for a Better Community (Action) opposes the addition of a meritorious programming issue on the grounds that the issues in this proceeding allegedly involve discrimination against minorities in Rust's service area which, Action contends, "is a form of moral turpitude which cannot and should not be mitigated by other programs."

2. The Review Board will add a meritorious programming issue. In so doing, we see no restriction in the application of the mitigating effect, if any, of the evidence adduced pursuant to such an issue to any of the existing issues.[3] The showing the licensee is allowed to make is generally limited to programming instituted before the licensee received notice that the Commission was contemplating action against it. *Chronicle Broadcasting Co.*, 18 FCC 2d 120, 16 RR 2d 494 (1969) and *Midwest Radio–TV*, 18 FCC 2d 1011, 16 RR 2d 987 (1969). However, since a determination of when such notice was actually received should be made by the Presiding Judge in the first instance, the Board will not attempt to resolve this question. See *Chesapeake-Portsmouth Broadcasting Corp.*, 42 FCC 2d 1030, 28 RR 2d 703 (1973). Finally, we note that the parties are free to argue the weight which should be accorded the evidence adduced under the issue. *Oil Shale Broadcasting Company*, FCC 75R–192, —— FCC ——, 33 RR 2d 1227; *Cosmopolitan Broadcasting Corp.*, 39 FCC 2d 698, 26 RR 2d 1172 (1973).

3. ACCORDINGLY, IT IS ORDERED, That the petition to enlarge issues, filed June 11, 1975, by Rust Communications Group, Inc. IS GRANTED; and

4. IT IS FURTHER ORDERED, That the issues in this proceeding ARE ENLARGED by the addition of the following issue:

To determine whether the programming of Stations WHAM and WHFM (FM) has been meritorious, particularly with regard to public service programs.

5. IT IS FURTHER ORDERED, That the burdens of proceeding with the introduction of evidence and proof under the issue added herein SHALL BE on Rust Communications Group, Inc.

Adopted: July 23, 1975.

[1] Also before the Board are the following related pleadings: (a) Broadcast Bureau's comments, filed June 23, 1975; (b) opposition, filed June 24, 1975, by Action for a Better Community; and (c) reply, filed July 1, 1975, by Rust.

[2] The Bureau asserts that on May 1, 1972, Metro Act of Rochester, Inc. and Action for a Better Community, parties to this proceeding, filed a "Formal Complaint" and a "Petition to Deny and to Intervene," respectively, against Rust.

[3] With respect to Action's contention, we believe the only issues in this proceeding that could arguably involve moral turpitude are the equal employment opportunity issues, and, in our view, those issues do not necessarily involve the element of culpable conduct which renders consideration of past programming inappropriate.

Released: July 25, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20210 Filed 8-1-75;8:45 am]

[FCC 75-863]

## BOARD OF COMMISSIONERS

### Establishment

1. To assure the continuity of Commission operations from the 2nd through the 31st of August, 1975, we are hereby establishing a Board of Commissioners, to function during that period whenever a quorum of the Commission is not present and able to act.

2. Authority for this action is contained in Section 5(d) of the Communications Act, 47 U.S.C. 155(d). Subject to the provisions of Section 5(d), the Board shall have the authority of a Board established under Section 0.212 of the Rules and Regulations, 47 CFR 0.212.

3. In view of the foregoing, it is hereby Ordered, effective August 2, 1975, that a Board of Commissioners, composed of all Commissioners present and able to act, is established to function from August 2–31 in accordance with the provisions of this Order when a quorum of Commissioners is not present.

Adopted: July 22, 1975.

Released: July 25, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20211 Filed 8-1-75;8:45 am]

## FEDERAL HOME LOAN BANK BOARD

[H. C. #195]

## FRANKLIN FINANCIAL CORP.

### Receipt of Application for Permission To Acquire Control

JULY 29, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Franklin Financial Corporation, Reno, Nevada, a newly formed corporation, for approval of acquisition of control of the Franklin Savings Association, Ottawa, Kansas, an insured institution, under the provisions of Section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and Section 584.4(b) of the Regulations for Savings and Loan Holding Companies (12 CFR 584.4(b)). Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, 320 First Street, N.W., Washington, D.C. 20552, on or before September 3, 1975.

J. J. FINN,
*Secretary,*
*Federal Home Loan Bank Board.*

[FR Doc.75-20707 Filed 8-1-75;8:45 am]



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[H. C. #197]

## GENERAL OHIO SAVINGS AND LOAN CORP.

### Receipt of Application for Permission To Acquire Control

JULY 29, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from General Ohio Savings and Loan Corporation, Findlay, Ohio, a multiple savings and loan holding company, for approval of acquisition of control of the Athens County Savings and Loan Company, Athens, Ohio, an insured institution, under the provisions of Section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)) and Section 584.4 of the Regulations for Savings and Loan Holding Companies, said acquisition to be effected through an exchange of the common stock of the Athens County Savings and Loan Company for common stock and Series B Preferred Stock of General Ohio Savings and Loan Company. Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, on or before September 3, 1975.

J. J. FINN,
*Secretary,*
*Federal Home Loan Bank Board.*

[FR Doc.75-20204 Filed 8-1-75;8:45 am]

[H.C. #196]

## RICHTER/ROBB & CO.

### Receipt of Application for Permission To Acquire Control

JULY 29, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Richter/Robb & Co., Denver, Colorado, for permission to acquire and retain control of Sheridan Savings and Loan Association, Denver, Colorado, an insured institution, under the provisions of Section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and Section 584.4 of the Regulations for Savings and Loan Holding Companies, said acquisition to be effected by an exchange of the association's capital stock for the capital stock of the applicant. Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, on or before September 3, 1975.

J. J. FINN,
*Secretary,*
*Federal Home Loan Bank Board.*

[FR Doc.75-20208 Filed 8-1-75;8:45 am]

## FEDERAL MARITIME COMMISSION

### ALABAMA STATE DOCKS DEPARTMENT AND HUNTSVILLE RIVER TERMINAL

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before August 25, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

ALABAMA STATE DOCKS DEPARTMENT AND HUNTSVILLE RIVER TERMINAL

Notice of Agreement Filed by:

C. D. Haig, Jr., General Traffic Manager, Alabama State Docks Department, P.O. Box 1588, Mobile, Alabama 36601.

Agreement No. T-3124, between Alabama State Docks Department (Docks) and Huntsville River Terminal (Huntsville), provides for the lease of the Huntsville State Dock located on the Tennessee River. Huntsville agrees to undertake the management and operation of the facility under the direction, management and control of the State of Alabama through Docks. The term of the lease is 10 years with options to renew.

As compensation, Docks will collect from Huntsville (a) base rental of $900 a month for the use of the leased warehouse and office (b) guaranteed minimum premises rental of $300 a month for the use of the leased premises. Huntsville is to operate the facility on a nondiscriminatory public basis, with all charges assessed against the public subject to Dock's approval.

By Order of the Federal Maritime Commission.

Dated: July 29, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20266 Filed 8-1-75;8:45 am]

### PORT OF SEATTLE AND BLACK BALL TRANSPORT, INC.

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

H. H. Wittren, Manager, Waterfront Real Estate, Port of Seattle, P.O. Box 1209, Seattle, Washington 98111.

Agreement No. T-2906-1, between Port of Seattle (Port) and Black Ball Transport, Inc., (Black Ball), modifies the basic agreement providing for the lease by Port to Black Ball of a transit shed area at Pier 30, which is used for the storage of paper and related warehouse purposes. The purpose of the modification is to: (1) increase the monthly rental and (2) increase the lease deposit.

By Order of the Federal Maritime Commission.

Dated: July 29, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20266 Filed 8-1-75;8:45 am]





## FEDERAL POWER COMMISSION

[Docket No. RP74-94-3]

### ARKANSAS LOUISIANA GAS CO.

#### Notice of Petition for Interim Relief Pendente Lite

JULY 28, 1975.

Take notice that on June 27, 1975, the City of Winfield, Kansas (Petitioner) filed in Docket No. RP74-94-3 a petition pursuant to Section 1.7 of the Commission's Rules of Practice and Procedure requesting interim relief *pendente lite* pertaining to its request concerning the shifting of gas volumes between petitioner's two municipal electric generating plants which are served by Arkansas Louisiana Gas Company (Arkla).

On March 31, 1975, Petitioner filed with the Commission a petition for the transfer of natural gas in which it requested that it be allowed to transfer volumes of gas currently being delivered to Winfield's less efficient electric generating plant (Plant No. 1) to its more efficient electric generating plant (Plant No. 2). Petitioner stated that this would lead to a more efficient use of natural gas without causing any increase in its total gas allotment from Arkla.

Petitioner has a maximum daily entitlement of 3,000 Mcf at each generation plant. Petitioner asserts that if it is permitted to utilize volumes in its more efficient plant which are currently used in its less efficient plant, it can generate more electricity using similar volumes of gas or in some instances use less gas than if both plants were to utilize gas. Petitioner requests that the Commission grant relief in the form of permitting the shifting of volumes from one plant to another *pendente lite* so that it can make more efficient use of its natural gas purchases during the summer period of peak demand.

The instant petition for interim relief, requesting transfer of volumes *pendente lite*, reiterates Petitioner's previously expressed position that the granting of this relief not affect its Priority 4 status under Arkla's currently effective curtailment plan.

Any person desiring to be heard or to make any protest or answer to said petition should on or before August 11, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a protest or answer in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.9 or 1.10). All answers or protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make them a party to the proceeding. In addition, further notice should be taken that hearings on the March 31, 1975, petition filed by Petitioner seeking permanent, as opposed to interim, relief, have been concluded and are awaiting briefing and decision.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20220 Filed 8-1-75;8:45 am]

[Docket No. ER76-18]

### CENTRAL ILLINOIS PUBLIC SERVICE CO.

#### Notice of Filing of Supplemental Rate Schedule

JULY 29, 1975.

Take notice that on July 23, 1975, the Central Illinois Public Service Company (Central Illinois) tendered for filing a supplemental Rate Schedule W-2[1] to be applicable to service provided the City of Newton (Newton) on and after June 1, 1975, pursuant to an Agreement[2] between Newton and Central Illinois. Central Illinois states that Rate Schedule W-2 was accepted for filing by the Commission, to become effective June 1, 1975, in Docket No. E-9415. Central Illinois also states that the filing accepted in E-9415 provided that Rate Schedule W-2 was to be applicable to service provided to municipalities upon expiration of the effective period for the rates and charges specified in the various agreements on file with the Commission, and that the Agreement between Central Illinois and Newton does not provide any rates and charges for service beyond May 21, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 13, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20221 Filed 8-1-75;8:45 am]

[1] Designated as FPC Electric Tariff Original Volume No. 2.

[2] On file with the Federal Power Commission and designated as FPC Rate Schedule 39 and Supplemental No. 1 thereto.

[Project No. 2144]

### CITY OF SEATTLE

#### Application for Change in Land Rights

JULY 29, 1975.

Public notice is hereby given that an application was filed on May 23, 1975, under the Federal Power Act (16 U.S.C. §§ 791a-825r) by the City of Seattle, Department of Lighting (City) (Correspondence to: Mr. Gordon Vickery, Superintendent, City of Seattle, Department of Lighting, 1015 Third Avenue, Seattle, Washington 98104, and Honorable Jack Crampton, Mayor, Town of Metaline, Metaline, Washington 99152) for a change in land rights for the constructed Boundary Project No. 2144, located on the Pend Oreille River in Pend Oreille County, Washington.

City, Licensee for the Boundary Project No. 2144, requests permission to grant an easement to the Town of Metaline for construction of a recreation area at the project. The recreation area would consist of a public swimming area and marina area at the mouth of Linton Creek. Facilities would also include camping and picnic areas, restroom facilities, a playground area, and parking areas.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR § 1.8 of § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 CFR § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20222 Filed 8-1-75;8:45 am]

[Docket No. RP75-99]

### COLUMBIA GAS TRANSMISSION CORP.

#### Order Establishing Hearing Procedures and Granting Interventions

JULY 29, 1975.

On May 8, 1975, Columbia Gas Transmission Corporation (Columbia), pursuant to Section 154.38(d)(5)(a) of the Commission's Regulations, filed a request



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for advance Commission approval for accounting and rate treatment of expenditures to be made in a program Columbia states is in the nature of research and development. Columbia proposes to undertake this program for the purpose of determining reservoir and production characteristics achieved through the application of existing and new stimulation techniques on gas shales of the Upper and Middle Devonian Age Formations in the Appalachian Basin. More specifically, Columbia states that the questions to which Columbia is addressing itself in this research and development program are "whether commercial amounts of gas can be recovered, the method to be employed and the resultant cost thereof." Columbia estimates that, based upon 1975 cost levels, the proposed experimental test program will cost $8,500,000 over a 36-month period. Columbia further requests the earliest possible approval for this project so that Columbia can use the technology developed from this experiment in the Appalachian and other areas.

The filing was noticed on May 15, 1975, with comments due on or before May 29, 1975. Petitions to Intervene were received from the parties listed in Appendix A. A Notice of Intervention was received from the Public Service Commission of the State of New York wherein a hearing was requested concerning the instant filing.

Our review of Columbia's request indicates that the proposed project may not be in the nature of research and development. Accordingly, we shall establish hearing procedures to determine the propriety of granting or denying Columbia's request for accounting and rate approval of its proposed project. In light of the urgency cited in Columbia's request, we shall establish an expedited procedural schedule.

*The Commission finds:*

Good cause exists to set the issues raised by Columbia's request for rate and accounting treatment for its proposed R&D project as hereinafter provided.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 4, 5, and 8 thereof, and the Commission's Regulations under the Natural Gas Act, a public hearing shall be held in a hearing room of the Federal Power Commission, Washington, D.C. 20426, concerning the reasonableness and appropriateness of granting Columbia's request for advance approval of rate and accounting treatment for the proposed project set forth in its May 8, 1975, filing.

(B) On or before August 8, 1975, Columbia shall present its direct case in this proceeding. The Commission Staff or any intervenors shall serve prepared testimony and exihibits on August 22, 1975. Any rebuttal evidence by Columbia shall be served on or before September 3, 1975. The public hearing herein ordered shall convene on September 16, 1975, at 10:00 A.M. Initial briefs shall be filed on October 3, 1975, and reply briefs shall be filed on October 15, 1975. The Initial Decision shall be issued on or before October 31, 1975.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(D) The petitioners listed in Appendix A are hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission: *Provided, however,* that the participation of such intervenors shall be limited to matters affecting rights and interests specifically set forth in the respective petitions to intervene and *Provided, further,* that the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in these proceedings.

(E) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

APPENDIX A—COLUMBIA GAS TRANSMISSION CORPORATION, DOCKET NO. RP75-99

PETITIONS TO INTERVENE

New York State Electric & Gas Corporation
The City of Columbus, Ohio
Columbia Gas of Kentucky, Inc.
Columbia Gas of Maryland, Inc.
Columbia Gas of New York, Inc.
Columbia Gas of Ohio, Inc.
Columbia Gas of Pennsylvania, Inc.
Columbia Gas of Virginia, Inc.
Columbia Gas of West Virginia, Inc.
Washington Gas Light Company

[FR Doc.75-20223 Filed 8-1-74;8:45 am]

[Docket No. E-9532]

## ELECTRIC AND WATER PLANT BOARD VS. KENTUCKY UTILITIES CO.

### Filing of Complaint

JULY 29, 1795.

Pursuant to Section 2.1(a)(1)(I) of the Commission's Regulations, notice is hereby issued of the filing of a complaint by the Electric and Water Plant Board of the City of Frankfort, Kentucky and the City of Falmouth, Kentucky (Cities) in the above-captioned docket.

Cities alleges that Kentucky Utilities Company (KU) is billing them pursuant to fuel adjustment clause which is not in compliance with Section 35.14 of the Commission's Regulations. Cities is requesting the Commission to refund illegal overcharges and to restrict to the legally filed rate the operation of the fuel adjustment clause in KU's rate schedule FPC Nos. 69 and 85 under which KU provides wholesale for resale service to the Cities.

We are forwarding a copy of this complaint to KU, which shall have 30 days to answer it in writing. Upon receipt of the answer to this complaint, the Commission will take such additional action as may be necessary.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 25, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20224 Filed 8-1-75;8:45 am]

[Project No. 2183]

## GRAND RIVER DAM AUTHORITY

### Application for Approval of Change in Land Rights

JULY 29, 1975.

Public notice is hereby given that an application for approval of sale of project lands was filed on June 2, 1975, under the Federal Power Act (16 U.S.C. §§ 791a–825r) by Grand River Dam Authority (GRDA) (Correspondence to: Mr. Richard W. Lock, General Manager, Grand River Dam Authority, P.O. Drawer G, Vinita, Oklahoma 74301) for its Markham Ferry Project No. 2183, located in Mayes and Craig Counties, Oklahoma, near the City of Pryor on the Grand River, a navigable waterway of the United States.

GRDA seeks Commission approval of the proposed sale of a tract of land within the project boundary to a private individual. The 1.141-acre tract of land is located in the following described subdivision: Indian Meridian, T. 23 N., R. 20 E., Section 25, NW¼NE¼SE¼, Mayes County, Oklahoma.

The individual, who wishes to purchase the above-described tract within the project boundary, has constructed three homes thereon without the knowledge or consent of GRDA, according to the application. The construction of the homes has not been approved by the Federal Power Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 C.F.R. § 1.8 or § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will





not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 CFR § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20225 Filed 8-1-75;8:45 am]

## GAS EXPLORATION, DEVELOPMENT AND PRODUCTION

[Docket Nos. R-411 and RM74-4]

### Order Making Certain Producers Respondents to This Investigation and Establishing Comment Dates

Issued JULY 29, 1975.

On April 28, 1975, we issued an order in the above referenced proceeding which, *inter alia* indicated that by further order the Commission would set dates for initial and reply comments on the data gathered by the pipelines from the respective producers to whom the advance payments were made. The responses have been compiled and are available for inspection in the Commission's Office of Public Information, 825 North Capitol Street N.E., Washington, D.C. 20426, during regular business hours.

The April 28, 1975, order also indicated that we would make all producers respondents to this proceeding who had received advance payments (as determined by the data compiled and filed by the pipeliner). Attached [1] is a list of such producers and we hereby order that such producers be made respondents to this proceeding.

Moreover, all producer-respondents and pipeline-respondents to this proceeding shall, within the time set below for the filing of initial comments, file responses as required by the April 28, 1975, order.

All parties filing initial comments shall file such comments on or before August 20, 1975. All parties filing responding comments shall file such comments on or before September 20, 1975.

The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20236 Filed 8-1-75;8:45 am]

[1] Filed as part of the original document.

[Docket No. E-8843]

## HOLYOKE WATER POWER CO. AND HOLYOKE POWER AND ELECTRIC CO.

### Further Extension of Procedural Dates

JULY 29, 1975.

On July 14, 1975, Chicopee Electric Light Department filed a motion to extend the procedural dates fixed by order issued August 9, 1974, as most recently modified by notice issued June 17, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Intervenor, Testimony, September 22, 1975.
Service of Company, Rebuttal, October 1, 1975.
Hearing, October 13, 1975 (10:00 a.m. EST).

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20226 Filed 8-1-75;8:45 am.]

[Docket No. CP70-289]

## INTER-CITY MINNESOTA PIPELINES, LTD., INC.

### Petition To Amend Orders

JULY 29, 1975.

Take notice that on July 16, 1975, Inter-City Minnesota Pipelines, Ltd., Inc. (Inter-City) filed a petition with the Federal Power Commission (the Commission) to amend its import authorization under Section 3 of the Natural Gas Act issued in the above-entitled proceeding to authorize the continued importation of natural gas at Sprague, Manitoba at a new rate of $1.40 per MMBTU effective August 1, 1975, and at $1.60 per MMBTU effective November 1, 1975, and at a rate of $1.30 per MMBTU for gas imported at Fort Francis, Ontario. Inter-City's petition recites that on May 21, 1975, the Canadian National Energy Board amended its export authorizations to increase the price of Canadian natural gas exported to the United States as set forth above. The petition concludes that if Inter City's import authorization is not amended prior to August 1, 1975, Inter-City will be faced with the termination of its natural gas supply from Canada and the loss of its Canadian supplies would result in a substantial curtailment of its markets.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20227 Filed 8-1-75;8:45 am]

[Docket Nos. CP70-22 and RP73-102; (PGA 75-4)]

## MICHIGAN WISCONSIN PIPE LINE CO.

### Order Accepting for Filing and Making Effective Without Suspension Proposed Rate Increase, Amending Import Authorizations, Granting Interventions and Granting Waiver

JULY 29, 1975.

On May 15, 1975, Michigan Wisconsin Pipe Line Company (Mich-Wisc), filed a petition to amend its import authorization to permit it to continue the importation of natural gas from Canada at increased prices. Mich-Wisc's petition is predicated on the fact that on May 5, 1975, the Canadian government announced that export licenses would be amended to provide that the export price for natural gas would be increased to $1.40 per MMBtu (Canadian) effective August 1, 1975, and to $1.60 per MMBtu (Canadian) effective November 1, 1975. Mich-Wisc purchases gas from TransCanada Pipelines Limited and from two importers of Canadian gas, Midwestern Gas Transmission Company and Great Lakes Gas Transmission Company.

Notice of Mich-Wisc's petition to amend its import authorization was issued on May 22, 1975, with protests and petitions to intervene due on or before June 17, 1975. Petitions to intervene were filed by Madison Gas and Electric Company, Michigan Consolidated Gas Company, North Central Public Service Compahy, TransCanada Pipelines Limited, Wisconsin Gas Company, Wisconsin Michigan Power Company, Wisconsin Natural Gas Company, and Wisconsin Public Service Corporation. No petitioner has expressed opposition to Mich-Wisc's petition.

Examination of Mich-Wisc's gling in-

Examination of Mich-Wisc's filing indicates that the company has no available alternative supply of natural gas to replace the volumes imported from Canada. Upon review, we find that continua-



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tion of importation under the increased prices would be consistent with the public interest, subject, however, to the condition that any further increase in the price Mich-Wisc is required to pay will require further amendment to its import authorizations.

In addition to its petition to amend its import authorizations, Mich-Wisc, on June 10, 1975, tendered for filing, at Docket No. RP73-102 (PGA 75-4), a proposed adjustment in its rates[1] to flow through the increase in its cost of purchased gas attributable to the $1.40 per MMBtu (Canadian) price to become effective August 1, 1975. The estimated annual effect of this increase will approximate $47.2 million. Mich-Wisc requests waiver of Part 154 of the Regulations to permit the filing to be made effective on August 1, 1975.

Notice of Mich-Wisc's proposed PGA change was issued on June 17, 1975, with protests and petitions to intervene due on or before July 4, 1975. A petition to intervene was filed by Wisconsin Michigan Power Company and Wisconsin Natural Gas Company.

Our review of Mich-Wisc's proposed increase indicates that it should be permitted to reflect the increase in its cost of purchased gas attributable to the $1.40 per MMBtu (Canadian) price effective as of August 1, 1975.

*The Commission finds:*

(1) Mich-Wisc's authorizations for the importation of natural gas from TransCanada should be amended to permit Mich-Wisc to continue such importation at a price of $1.40 per MMBtu (Canadian), effective August 1, 1975, and $1.60 per MMBtu (Canadian), effective November 1, 1975, as hereinafter ordered, as such importation has been shown to be consistent with the public interest.

(2) It is necessary and proper in the public interest that Mich-Wisc's proposed rate increase should be accepted for filing, to be placed into effect as of August 1, 1975.

(3) Good cause exists to grant waiver of Part 154 of the Regulations to allow Mich-Wisc's rate increase application to be placed into effect on August 1, 1975.

(4) Good cause exists to permit the intervention of the above-mentioned petitioners at those dockets in which their petitions were filed.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Section 3 thereof, Mich-Wisc's import authorizations for importation of natural gas from TransCanada is hereby amended to permit Mich-Wisc to import natural gas at the price of $1.40 per MMBtu (Canadian) effective August 1, 1975, and $1.60 per MMBtu (Canadian) effective November 1, 1975, as hereinafter ordered and conditioned.

(B) Mich-Wisc's proposed PGA increase filing of June 10, 1975, set forth as Second Substitute Ninth Revised Sheet No. 57 to FPC Gas Tariff First Revised Volume No. 27F, is hereby accepted for filing as of August 1, 1975, to be placed into effect on August 1, 1975, and Part 154 of the Regulations is hereby waived.

(C) Any further change in the price Mich-Wisc is to pay for the importation of Canadian gas will require further amendment to its import authorization.

(D) The above-mentioned petitioners to intervene are hereby permitted to intervene at those dockets in which their respective petitions were filed subject to the Rules and Regulations of the Commission; *provided, however,* that the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in the respective petitions to intervene; and *provided, further,* that the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20228 Filed 8-1-75;8:45 am]

[1] Second Substitute Ninth Revised Sheet No. 27F.

[Docket Nos. G-18314, etc.]

## MIDWESTERN GAS TRANSMISSION CO.

### Order Amending Import Authorizations and Granting Interventions

JULY 29, 1975.

On May 19, 1975 Midwestern Gas Transmission Company (Midwestern), filed a petition to amend its import authorizations to permit it to continue the importation of natural gas from Canada at increased prices. Midwestern's petition is predicated on the fact that on May 5, 1975, the Canadian government announced that export licenses would be amended to provide that the export price for natural gas would be increased to $1.40 per MMBtu (Canadian) effective August 1, 1975, and to $1.60 per MMBtu (Canadian) effective November 1, 1975. Midwestern purchases gas from TransCanada Pipelines Limited under three contracts covered by Licenses GL-1, GL-18, and GL-37, and resells the gas in its Northern System.

Notice of Midwestern's petition to amend its import authorizations was issued on May 23, 1975, with protests and petitions to intervene due on or before June 6, 1975. Petitions to intervene were filed by Michigan Consolidated Gas Company, Wisconsin Public Service Corporation, North Central Public Service Company, Wisconsin Gas Company, Northern States Power Company of Minnesota and Northern States Power Company of Wisconsin. No petitioner has expressed opposition to Great Lakes' petition. The Northern States companies request that this Commission take whatever action is necessary to protect their supply of Canadian gas at the lowest reasonable rate.

Examination of Midwestern's filing indicates that the company has no available alternative supply of natural gas to replace the volumes imported from Canada. Upon review, we find that continuation of importation under the increased prices would be consistent with the public interest, subject, however, to the condition that any further increase in the price Midwestern is required to pay will require further amendment to its import authorizations.

*The Commission finds:*

(1) Midwestern's authorizations for the importation of natural gas from TransCanada should be amended to permit Midwestern to continue such importation at a price of $1.40 per MMBtu (Canadian), effective August 1, 1975, and $1.60 per MMBtu (Canadian), effective November 1, 1975, as hereinafter ordered, as such importation has been shown to be consistent with the public interest.

(2) Good cause exists to permit the intervention of the above-mentioned petitioners at those dockets in which their petitions were filed.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Section 3 thereof, Midwestern's import authorizations for importation of natural gas from Trans-Canada is hereby amended to permit Midwestern to import natural gas at the price of $1.40 per MMBtu, (Canadian) effective August 1, 1975, and $1.60 per MMBtu, (Canadian) effective November 1, 1975, as hereinafter ordered and conditioned.

(B) The above-mentioned petitioners to intervene are hereby permitted to intervene at those dockets in which their respective petitions were filed subject to the Rules and Regulations of the Commission; *Provided, however,* that the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in the respective petitions to intervene; and *Provided, further* that the admission of such intevenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(C) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20229 Filed 8-1-75;8:45 am]

[Docket Nos. CP75-340, CP75-341, CP75-342, and RP72-154, PGA75-5]

## NORTHWEST PIPELINE CORP.

### Order Accepting for Filing and Making Effective Without Suspension Proposed Rate Increase, Amending Import Authorizations, Granting Interventions Granting Waiver, and Consolidating Proceeding

JULY 28, 1975.

On May 15, 1975 Northwest Pipeline Corporation (Northwest), filed a petition to amend its import authorizations to permit it to continue the importation of natural gas from Canada at increased prices. Northwest's petition is predicated on the fact that on May 5, 1975, the Canadian government announced that export licenses would be amended to provide that the export price for natural gas would be increased to $1.40 per MMBtu (Canadian) effective August 1, 1975, and to $1.60 per MMBtu (Canadian) effective November 1, 1975. Northwest purchases gas from Westcoast Transmission Company Limited at Sumas, Washington and Kingsgate, British Columbia. Such importation accounts for most of Northwest's annual gas supply.

Notice of Northwest's petition to amend its import authorizations was issued on May 22, 1975, with protests and petitions to intervene due on or before June 17, 1975. Petitions to intervene were filed by Cascade Natural Gas Corporation, Colorado Interstate Gas Company, Intermountain Gas Company, Mountain Fuel Supply Company, Northwest Natural Gas Company, and the Washington Utilities and Transportation Commission. No petitioner has expressed opposition to Northwest's petition.

Examination of Northwest's filing indicates that the company has no available alternative supply of natural gas to replace the volumes imported from Canada. Upon review, we find that continuation of importation under the increased prices would be consistent with the public interest, subject, however, to the condition that any further increase in the price Northwest is required to pay will require further amendment to its import authorizations.

In addition to its petition to amend its import authorizations, Northwest, on May 15, 1975, tendered for filing, at Docket No. RP72-154 (PGA75-5), a proposed adjustment in its rates[1] to flow through the increase in its cost of purchased gas attributable to the $1.40 per MMBtu (Canadian) price to become effective August 1, 1975. The estimated annual effect of this increase will approximate 115.9 million. Northwest requests waiver of applicable Commission Regulations so as to permit an August 1, 1975 effective date.

Notice of Northwest's proposed PGA changes was issued on May 17, 1975, with protests and petitions to intervene due on or before June 5, 1975. Petitions to intervene were filed by Cascade Natural Gas Corporation, Northwest Natural Gas Company and the Washington Water Power Company. No petitioner expresses opposition to Northwest's rate increase application.

On May 16, 1975, Northwest filed a motion requesting consolidation for purposes of decision of the PGA increase proceedings with those relating to its application for amendments to its import authorization. Northwest also requests expedition in our rendering of a decision. For purposes of these two applications, we shall grant these requests.

Our review of Northwest's proposed increase indicates that it should be permitted to reflect the increase in its cost of purchased gas attributable to the $1.40 per MMBtu (Canadian) price effective as of August 1, 1975.

*The Commission finds:*

(1) Northwest's authorizations for the importation of natural gas from Canada should be amended to permit Northwest to continue such importation at a price of $1.40 per MMBtu (Canadian), effective August 1, 1975, and $1.60 per MMBtu (Canadian), effective November 1, 1975, as hereinafter ordered, as such importation has been shown to be consistent with the public interest.

(2) Good cause exists to grant Northwest's request to consolidate its PGA rate increase application proceedings with those relating to its application for amendment of import authorizations for purposes of rendering a decision and to expedite the rendering of such decision.

(3) It is necessary and proper in the public interest that Northwest's proposed rate increase should be accepted for filing, to be placed into effect as of August 1, 1975.

(4) Good cause exists to grant waiver of those Regulations necessary to allow Northwest's rate increase application to be placed into effect as of August 1, 1975.

(5) Good cause exists to permit the intervention of the above-mentioned petitioners at those dockets in which their petitions were filed.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Section 3 thereof, Northwest's import authorizations for importation of natural gas from Canada are hereby amended to permit Northwest to import natural gas at the price of $1.40 per MMBtu, (Canadian), effective August 1, 1975, and $1.60 per MMBtu, (Canadian) effective November 1, 1975, as hereinafter ordered and conditioned.

(B) Northwest's request to consolidate and expedite the subject proceeding is hereby granted.

(C) Northwest's proposed PGA increase filing of May 15, 1975 set forth as Eight Revised Sheet No. 10 to FPC Gas Tariff Original Volume No. 1, is hereby accepted for filing as of August 1, 1975, to be placed into effect on August 1, 1975, and waiver of the Commission's Regulations to allow such effective date is hereby granted.

(D) Any further change in the price Northwest is to pay for the importation of Canadian gas will require further amendment of its import authorization.

(E) The above-mentioned petitioners to intervene are hereby permitted to intervene at those dockets in which their respective petitions were filed subject to the Rules and Regulations of the Commission; *provided, however,* that the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in the respective petitions to intervene; and *provided, further,* that the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(G) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20230 Filed 8-1-75;8:45 am]

[1] Eighth Revised sheet No. 10 to FPC Gas Tariff, Original Volume No. 1.

[Docket Nos. G-9279; G-20270]

## PAN AMERICAN PETROLEUM CORPORATION, ET AL.

### Order Directing Release of Refunds

JULY 29, 1975.

On December 2, 1974, as amended on January 31, 1975, Columbia Gas Transmission Corporation (Columbia) as successor to United Fuel Gas Company (United Fuel), filed in the above-referenced dockets a petition requesting the Commission to order the release of certain refund monies being retained by Pan American Petroleum Corporation (Pan American).

Notice of Columbia's petition was issued on December 16, 1974, providing for protests or petitions to intervene to be filed on or before December 23, 1974. No protests, petitions to intervene or other comments have been received in response to the notice.

The refunds here in question arise from the Commission's order issued on Docket No. G-9279 on April 13, 1966, (35 FPC 502), approving a rate settlement encompassing 257 of Pan American's then-effective FPC gas rate schedules. On September 11, 1969, (38 FPC 586), the Commission ordered the partial release of refunds in accordance with the above settlement. Pan American was directed to refund $5,610,142.77 to United Fuel in Docket No. G-9279, but was directed to retain the balance of $2,572,-229.77, representing payments for gas purchased by United Fuel under Pan American rate schedules which became effective subsequent to June 1, 1961. These amounts were required to be retained because United Fuel had not agreed to flow them through to its jurisdictional customers. The Commission stated that these funds ". . . will be dealt with in separate proceedings concerning the claims of the respective customers that they are entitled to retain such amounts . . ." (38 FPC 588). Pan American was directed to pay interest on the retained refunds at the rate of 5½ percent per annum from May 20, 1966 until the date of payment.

Columbia bases its claim of entitlement to the refunds in question on the terms of United Fuel's Commission-approved rate settlement in Docket No. G-20270. Article II(2) of the approved Stipulation and Agreement provides, in pertinent part, that "United shall not be required in this docket to pass on any refunds it may receive from suppliers as a





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result of the final determination of gas purchase increases which became effective after June 1, 1961, and which are not reflected in United's rates in this docket, No. G–20270." Pan American's rate increases which became effective subsequent to June 1, 1961, and which give rise to the refunds here at issue, were in fact not reflected in United's rates during the applicable refund period.

It follows from the foregoing that Columbia is entitled to retain the refunds plus accrued interest under the terms of the above-mentioned rate settlement agreement, and Columbia's petition seeking the release of these refunds will accordingly be granted.

*The Commission orders:*

(A) Pan American Petroleum Corporation is hereby directed to disburse to Columbia, within 30 days from the date of this order, the sum of $2,572,229.77, together with interest thereon at the rate of 5½ percent per annum for the period May 20, 1966, until the date of payment.

(B) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20231 Filed 8-1-75;8:45 am]

[Docket No. E–8224; Opinion No. 730–A]

## SIERRA PACIFIC POWER CO.

### Opinion and Order Granting Rehearing in Part and Reopening the Record

JULY 16, 1975.

On May 15, 1975, the Commission issued Opinion No. 730 which resolved numerous issues related to the May 22, 1973, wholesale rate increase filing of Sierra Pacific Power Company (Sierra). Then on June 16, 1975, intervenors Truckee-Donner Public Utility District, California and the City of Fallon, Nevada (T-D and Fallon) applied for rehearing of Opinion No. 730, though only as to the Commission's rate of return determination.

In establishing a fair rate of return in Opinion No. 730 the Commission accepted the 12.50% return on common equity provided in the initial decision but increased the overall rate of return from the 8.6% set in the initial decision to 8.9%.[1] In affirming the 12.5% return on common equity the Commission found the following: (1) 12.5% return is sufficient to insure Sierra's financial integrity; therefore, Sierra's higher proposal is excessive. (2) Staff's lower proposal appears reasonable when compared to the utility averages employed for the 1972 test year; however, post-1972, beyond-the-record financial data[2] demonstrates that Sierra needs a 12.5% return on equity. (3) There is prior Commission precedent for looking beyond the record for financial data, when, as here, the rate filing does not encompass a "locked-in" period. (4) In particular 1973 data was gleaned from the Commission's *A Study of the Electric Utility Industry*, while 1974 data came from *Moody's Public Utility*. (5) This same beyond-the-record data was employed in updating Sierra's capital structure and embedded cost of long-term debt, which had increased over that in the record, resulting in a higher overall rate of return of 8.9%.

[1] See table below.

| | Return on equity (percent) | Overall return (percent) |
|---|---|---|
| Staff | 11.75 | 8.34 |
| Sierra | 13.62 | 9.0 |
| Initial decision | 12.5 | 8.6 |
| Opinion No. 730 | 12.5 | 8.9 |

T-D and Fallon contend that only Staff's rate of return recommendation is supported by the record, arguing primarily that the Commission has no legal authority to consider material not included in the record. It advances several supporting rationale: (1) This beyond-the-record financial data neither existed before the close of the record nor was in the contemplation of the parties during the hearing. As a result, this data was not subjected to the essential scrutiny of cross-examination. (2) The parties had stipulated to the capital structure and embedded cost of debt, and this stipulation, pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure, should control the hearing unless good cause exists to modify it. (3) They attempt to distinguish the prior Commission precedent relied upon in Opinion No. 730,[3] to-wit: no approved stipulations were present; the rationale of those cases, that use of post-test year embedded costs of debt would prevent repeated rate filings, is no longer applicable for such filings are more frequent today, as indicated by the new two-year period for amortizing rate case expenses approved in Opinion No. 730; and the beyond-the-record data in those cases was not employed to increase the return on common equity, as it was in the present case. (4) The parties have allegedly been denied their right to a fair hearing as is mandated by section 205(e) of the Federal Power Act and Due Process.[4]

We find that T-D and Fallon's application for rehearing in part justifies modification of Opinion No. 730; therefore, we grant rehearing for the limited purpose of reopening the record in order to provide a hearing to test the credibility of the beyond-the-record financial data[5] relied upon by the Commission in establishing rate of return. In all other respects, however, the Commission's use of beyond-the-record financial data in Opinion No. 730 is reaffirmed.

The foundation for this approach to rate of return determination is our holdings in *Union Electric* and *Algonquin Gas*, *supra* Note 3. In both opinions the Commission utilized the utilities' most recent capital structure and embedded cost of debt, even though this was subsequent to the test year, the closing of the record, and the issuance of the initial decision. The following factors were instrumental in these holdings: (1) Such post-test year additional financing was "no longer either future or speculative." (2) It has already occurred and is of "public knowledge." (3) To ignore actual beyond-the-record debt issues would be "self defeating regulatory policy" for it would stimulate frequent successive filings having an unstabilizing price impact. (4) Capitalization costs should be an exception to the normal requirement of synchronized revenues, expenses and investment because they differ from other costs (i.e., construction, labor, equipment, and fuel), which change in predictable directions and are offset by predictable changes in efficiency, technology and market growth. "Interest rates and other security yields have tended to rise and fall rather sporadically and often unexpectedly over time without equally visible and convincing evidence of offsetting cost trends."

The treatment of capital costs in *Union* and *Algonquin* is, in terms of regulatory policy, a rational and sound divergence from the traditional requirement that all evidence be subject to hearing and cross-examination. Although this approach is a dramatic departure from traditional rate case procedure, the unrealistic and greatly askewed results caused by ignoring this subsequent capital activity precipitated this Commission action. These opinions directly support the increase of the overall rate of return from 8.6% to 8.9% due to the change in capital structure and embedded cost of debt from March 31, 1973, the date used in the stipulation, to December 31, 1974. While these opinions were expanded upon when the Commission considered 1973 and 1974 financial data (realized return on common equity, price/earnings ratio and market/book ratio) in arriving at a return on common equity, the previously enumerated rationale of *Union* and *Algonquin* also applies to equity financing.

T–D and Fallon's reliance upon the approved stipulation as to capital structure is not determinative. The Commission is not necessarily precluded from going beyond the stipulation. Good cause has been shown to not rely completely on this stipulation which the Commission was aware of in Opinion No. 730.[6] This

[2] In particular the Commission considered Sierra's end of 1974 capital structure and embedded costs of debt, as well as Sierra's realized return on common equity, price/earnings ratio and market/book ratio for 1973 and 1974.

[3] *Union Electric Company*, Opinion No. 669, 47 FPC 144, 155 (1972); and *Algonquin Gas Transmission Company*, Opinion No. 571; 43 FPC 53, 60 (1970).

[4] *U.S.* v. *Florida East Coast Railroad Company*, 410 U.S. 224, 245 (1973); and *Morgan* v. *U.S.*, 304 U.S. 1, 18–19 (1937).

[5] *Supra*, Note 2.





data, which is of public knowledge and is not speculative, should be considered so as to reflect the actual up-to-date financial condition of Sierra, thereby not unnecessarily stimulating another rate filing.

It should be emphasized that the financial data gleaned from the financial reporting services and Sierra's annual report in Opinion No. 730 possesses independent reliability which further justifies use of this beyond-the-record evidence: Sierra is motivated to not report an artificially pessimistic financial picture (which would tend to increase the rate of return allowed by the Commission) since investors in the capital market rely upon these services and Sierra's annual report, which means that false reporting of financial troubles would only serve to increase Sierra's capital costs.

In spite of these justifications the use of beyond-the-record financial data in Opinion No. 730 to set a rate of return may conflict with procedural Due Process guaranteed by the Fifth Amendment. To begin with, Due Process clearly applies to adjudicatory administrative proceedings,[7] and it requires that agency findings be based upon record evidence. This is not, however, an absolute rule: "the mere fact that the determining body has looked beyond the record proper does not invalidate its action unless substantial prejudice is shown to result."[8] For example, in certain situations agency consideration of a beyond-the-record regulated company's report filed with the agency has been approved.[9] The financial data at issue here does not, however, seem to fit this exemption from the Due Process hearing requirement.

In order to retain the salutary regulatory effect of considering this beyond-the-record data but at the same time affording all parties a fair hearing we are going to reopen the record to permit any party to impeach the reliability and credibility of this data. A hearing will be convened before an Administrative Law Judge, who will thereafter certify the record of that hearing to the Commission so that it may reassess the financial data employed. The following beyond-the-record material was considered by the Commission and may be subjected to both cross-examination and rebuttal evidence:

(1) Sierra's capital structure and embedded costs of long term debt and preferred stock as of December 31, 1974 were supplied by Sierra upon Commission request and are also essentially reiterated in Sierra's 1974 annual report:

| | Amount | Ratio | Cost factor | Weighted component |
|---|---|---|---|---|
| | *Dollars* | *Percent* | *Percent* | *Percent* |
| Long-term debt | 130,360,491 | 57.23 | 7.26 | 4.15 |
| Preferred stock | 24,025,000 | 10.55 | 6.79 | .72 |
| Common equity | 73,380,226 | 32.22 | | |
| Total | 227,765,717 | 100.00 | | |

(2) Sierra's 1974 return on common equity of 11.53% was ascertained by the Commission from the following calculation using common equity data found in Sierra's annual report:

$$\frac{\$8,463,000 \text{ (Net income for common equity)}}{\$73,380,000 \text{ (Common equity)}} = 11.53\%$$

(3) In arriving at Sierra's 1974 price/earnings ratio of 6 the Commission first of all derived the average market price from the price range as reported in Standard and Poor's *Listed Stock Reports* and employed the earnings per average share as found in both Sierra's annual report and Standard and Poor's:

$$\frac{\$9.75 \text{ (Average market price per share, computed from a 1974 high of } 11\tfrac{7}{8} \text{ and a low of } 7\tfrac{5}{8})}{\$1.60 \text{ (Earnings per average share)}} = 6$$

(4) In arriving at Sierra's 1974 market/book ratio of .70 the Commission took the above-derived average market price, as well as computing the average book value per share from data found in Sierra's annual report:

$$\frac{\$9.75 \text{ (Average market price per share)}}{\$13.88 \text{ (Average book value per share, as calculated by dividing Sierra's common equity of } \$73,380,000 \text{ by the average number of outstanding shares of common stock, } 5,288,351)} = .70$$

(5) Sierra's 1973 return on common equity, price/earnings ratio, and market/book ratio were all taken directly from *A Study of the Electric Utility Industry*, Appendix G, page 3, line 33, prepared by the Division of Finance and Statistics, Office of Accounting and Finance, Federal Power Commission in September 1974.

The reopening of the record shall be limited to consideration of the aforementioned items. Inquiry into the computations made and the base data employed will be permitted, but no other matters shall be entertained. The Commission hopes that the parties will be able to complete this reopening by use of interrogatories answered under oath, although a hearing will be established.

The Commission foresees that the major focus of any party participating in the reopening will be upon Sierra's agent who is responsible for the financial data appearing in its annual reporting and provided to the financial reporting services. This agent should be in attendance at the hearing for purposes of cross-examination.

*The Commission further finds:*

T–D and Fallon's June 16, 1975, application for rehearing of Opinion No. 730 presents a ground for rehearing which warrants a modification in Opinion No. 730 to the extent that the record should be reopened for the limited purpose of permitting examination of the beyond-the-record financial data considered by the Commission in establishing a rate of return for Sierra.

*The Commission orders:*

(A) T–D and Fallon's June 16, 1975, application for rehearing of Opinion No. 730 is hereby granted in part.

(B) The record in this proceeding is hereby reopened for the limited purpose of and solely to the extent that the previously enumerated financial data may be subjected to cross-examination and rebuttal evidence going to its reliability and credibility.

(C) A public hearing for this reopening shall be commenced if necessary August 18, 1975, at 10:00 a.m. in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) An Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (see Delegation of Authority, 18 C.F.R. § 3.5d) shall preside over this reopening of the record.

(E) Any interested party shall file and serve any evidence on or before August 11, 1975.

(F) The Presiding Administrative Law Judge shall certify to the Commission all written evidence and the record of the hearing at the close of the hearing.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20232 Filed 8-1-75;8:45 am]

[Docket No. CI75–277]

## J. G. STONE

### Order Setting Hearing Date and Prescribing Procedure

JULY 29, 1975.

On October 31, 1974, J. G. Stone (Stone) filed in Docket No. CI75–277 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon the sale of natural gas to United Gas Pipeline Company (United) from certain acreage in the Keeran Field, Victoria County, Texas, R. R. District No. 2 (Texas Gulf Coast Area).

[6] "There is no dispute concerning either Sierra's capital structure or the embedded cost of debt and preferred stock." Opinion No. 730, *supra*, slip op. at 3.

[7] *Ohio Bell Telephone Company* v. *Public Utilities Commission of Ohio*, 301 U.S. 292, 304 (1937).

[8] *U.S.* v. *Pierce Auto Freight Lines, Inc.*, 327 U.S. 515, 530 (1946).

[9] *Market Street Railway Company* v. *Railroad Commission of California*, 324 U.S. 548, 562 (1945); and *Wisconsin* v. *F.P.C.*, 201 F.2d 183, 186 (D.C. Cir. 1952), *cert. denied*, 345 U.S. 934 (1953).



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Stone requests abandonment authorization for a sale of gas to United covered under a contract dated January 8, 1941—Sun Oil Company's (Sun), the predecessor's, FPC Gas Rate Schedule No. 293. By agreement dated October 17, 1971, United has agreed to the cancellation of the subject contract, inasmuch as no gas has been delivered from the subject properties to United since May 17, 1962.

By letter dated March 14, 1975, in reply to the Staff's inquiry, Stone advised that when the field declined to the point where Sun intended to plug and abandon the subject wells because it was not economically feasible to continue operations, he acquired the properties for salvage value. Before plugging the wells, Stone, together with a few other individuals, decided to risk completing "wildcat" sands in the existing wells. The group's efforts resulted in the production of a small amount of shallow gas from oil sands. Stone presumes that Sun's expert geologists, engineers and other personnel felt that these small sands were not worth producing or else Sun would not have sold the properties to Stone for salvage value. Upon receipt of abandonment authorization, Stone contemplates negotiating with local companies to sell whatever residue gas he has available rather than having to plug the small sands and lose the gas.

An alternative in a situation such as that faced by Stone is to submit a request for special relief pursuant to Section 2.76 of the Commission's General Policy and Interpretations (18 CFR 2.76), which permits independent producers to apply for relief from area rates with respect to sales of natural gas from reservoirs where reduced pressures, the need for reconditioning or deeper drilling make further production uneconomical at existing prices. Section 2.76 provides that applicants for relief under such policy shall establish economic justification for their request, including information on additional costs, the unit price which would justify the additional expenditure and the amount of gas to be recovered and sold in the interstate market.

*The Commission finds:*

It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the issues in this proceeding be scheduled for hearing in accordance with the procedures set forth below.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 7 and 15 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act, a public hearing shall be held on September 9, 1975, at 10:00 a.m. (EDT) in a hearing room of the Federal Power Commission, 825 North Capitol Street N.E., Washington, D.C. 20426, concerning the issue of whether the available supply of natural gas is depleted to the extent that the continuance of service is unwarranted, or that the present or future public convenience or necessity permit such abandonment.

(B) On or before August 25, 1975, Stone and any supporting party shall file with the Commission and serve upon all parties, including Commission Staff, their testimony and exhibits in support of their positions.

(C) An Administrative Law Judge to be designated by the Chief Administrative Law Judge—See Delegation of Authority, 18 CFR 3.5(d)—shall preside at, and control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure and the purposes expressed in this order.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20233 Filed 8-1-75;8:45 am]

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[Docket No. ID-1462]

## B. JOHN YEAGER

### Supplemental Application

JULY 28, 1975.

Take notice that on July 10, 1975, B. John Yeager (Applicant) filed a supplemental application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Chairman of the Board, The Cincinnati Gas & Electric Company, Public Utility.

Chairman of the Board, The Union Light, Heat and Power Company, Public Utility.

The Cincinnati Gas & Electric Company (Cincinnati Gas) whose principal place of business is located in Cincinnati, Ohio, and is engaged in electric production, distribution and gas distribution.

The Union Light, Heat and Power Company (Union Light) whose principal place of business is located in Covington, Kentucky is engaged in electric and gas distribution.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 18, 1975 file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20234 Filed 8-1-75;8:45 am]

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[Rate Schedule Nos. 53, etc.]

## GENERAL AMERICAN OIL CO. OF TEXAS, ET AL.

### Rate Change Filings

JULY 29, 1975.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974. Pursuant to Opinion No. 699-H the rates, if accepted, will become effective as of the date of filing.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filings should on or before August 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). A protest will not serve to make the protestant a party to the proceeding. Any party wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB, *Secretary.*

Appendix

| Filing date | Producer | Rate schedule No. | Buyer | Area |
|---|---|---|---|---|
| July 17, 1975 | General American Oil Co. of Texas, Meadows Bldg., Dallas, Tex. 75206. | 53 | Mississippi River Transmission Corp. | Other Southwest. |
| July 21, 1975 | TransOcean Oil, Inc., 1st City East Bldg., Houston, Tex. 77002. | 4 | Tennessee Gas Pipeline Co. | Texas Gulf Coast. |
| Do | Gulf Oil Corp., P.O. Box 1589, Tulsa, Okla. 74102. | 79 | Texas Gas Transmission Corp. | South Louisiana. |

[FR Doc.75-20237 Filed 8-1-75;8:45 am]





[Docket No. E-9206]

## McDOWELL COUNTY CONSUMERS COUNCIL, INC., ET AL.

### Order Instituting Investigation and Establishing Procedures

In the matter of McDowell County Consumers Council, Inc. v. American Electric Power Company, *et al.*, American Electric Power Service Corporation, Appalachian Power Company, Central Appalachian Coal Company, Cedar Coal Company, Central Coal Company, Central Operating Company, Kanawha Valley Power Company, Southern Appalachian Coal Company, West Virginia Power Company, Franklin Real Estate Company, Indiana Franklin Realty, Inc., Indiana & Michigan Electric Company, Indiana & Michigan Power Company, Kentucky Power Company, Kingsport Power Company, Ohio Power Company, Beech Bottom Power Company, Inc., Southern Ohio Coal Company, Cardinal Operating Company, Central Operating Company, Central Ohio Coal Company, Windsor Power House Coal Company, Ohio Electric Company, Ohio Valley Electric Corp., Indiana-Kentucky Electric Corporation, Twin Branch Railroad Company, Wheeling Electric Company, Michigan Power Company, Michigan Gas Exploration Company, Michigan Electric Power Company.

JULY 29, 1975.

On January 16, 1975, we issued a Notice of Filing of Complaint in this docket. In the notice we stated that we had received a letter dated October 25, 1974, which we would treat as a complaint in the above-captioned docket concerning certain practices of Appalachian Power Company (APCO) which may be contrary to the Federal Power Act. The letter signed by an attorney for the Appalachian Research and Defense Fund, Inc. was forwarded to this Commission by letter dated November 6, 1974, by the office of the Subcommittee on Budget, Management and Expenditure of the Senate Committee on Government Operations.

We forwarded a copy of the complaint to APCO on January 16, 1975 and required an answer within thirty days. On February 18, 1975, APCO filed a motion to dismiss the complaint. By order issued March 17, 1975, we denied APCO's motion to dismiss and ordered APCO to answer the complaint. On April 30, 1975, APCO filed its answer to the complaint and renewed its motion to dismiss. McDowell County Consumer Council, Inc. filed a response to the motion to dismiss on May 30, 1975.

In response to the Notice of Complaint three other parties have filed comments and requests to participate in any investigation which we may order. These parties are Richmond Power and Light of the City of Richmond, Indiana (RP&L), Environmental Action Foundation (EAF), and the State of Michigan (Michigan). We shall treat all these responses as petitions to intervene and grant them. All of the petitioners noted that APCO is a subsidiary of American Electric Power Company (AEP) and each urged that any investigation be broadened in scope to encompass the activities of the entire AEP system. RP&L and Michigan expressed direct concern with the practices of the AEP subsidiary Indiana & Michigan Electric Company (I&M). RP&L requests a prehearing conference to define the scope of any investigation and set procedures for discovery.

The original complaint raised questions concerning the pricing of APCO's affiliate produced coal for the purposes of implementing the fuel adjustment clause applied to retail consumers; the purchasing by APCO of coal on the spot market at prices above the cost of affiliate produced coal at a time when such affiliate produced coal was being sold to I&M, the shifting of coal between or among AEP subsidiaries; the conducting of an advertising campaign by AEP concerning strip mining regulation and Clean Air Act standards; and the purchasing and bargaining for coal contracts generally. In connection with the last question, the complaint noted the disparity between the terms of AEP contracts for Western coal and Eastern coal and the possibility of abuse arising over differing sulphur concentrations in coal.

In its motion to dismiss and answer to the complaint APCO questioned the standing of the McDowell County Consumers Council, Inc. (McDowell) to lodge a complaint with this Commission. APCO noted that questions concerning the implementation of the fuel adjustment clause in use for retail consumers are beyond the jurisdiction of this Commission, and that in any event, APCO has been following the orders of the West Virginia Public Service Commission in implementing the retail fuel adjustment clause. APCO also contends that the pricing of coal purchased from affiliates is regulated by the Securities and Exchange Commission (SEC). Further, APCO denied any wrongdoing in the purchasing, contracting for, or shifting of coal among its affiliates.

With respect to APCO's questioning of the standing of McDowell to lodge a complaint, McDowell has answered that it is an organization designed to protect the consumers of McDowell County, West Virginia. Many consumers in McDowell County are served by wholesale customers[1] of APCO. These consumers are directly affected by the actions and practices of APCO. We find that an organization which represents these consumers has standing to file a complaint.

With respect to the allegations concerning APCO's retail fuel adjustment clause, we find that this Commission is without authority to remedy abuses related to retail fuel adjustment clauses because this is a matter subject to state jurisdiction. This Commission has jurisdiction over AEP affiliates' wholesale fuel adjustment clauses and is exercising that authority in the investigation we herein undertake. Accordingly, we shall not investigate the operation of retail fuel adjustment clauses in this proceeding. With respect to the allegations concerning AEP's advertising policies, practices and expenditures, we find it appropriate to include such a part of the investigation herein instituted, provided, however, that the investigation into AEP advertising be limited to matters affecting the coal procurement practices and policies of AEP and its affiliates.[2]

APCO contends that the prices charged for coal by affiliated companies is subject to the regulation of the SEC. The investigation herein instituted is for the purpose of fulfilling this Commission's statutory obligation as expressed in Sections 202, 205, 206, 301, 306, 307 and 309 of the Federal Power Act which are in no way repugnant to the exercise of any authority which the SEC may choose to assert under its statute.

APCO's answer however is not sufficient to lay to rest the basic allegations concerning its coal-related policies, practices and procedures. There are contradictory statements in the various pleadings as to cost of coal purchased from nonaffiliated sources.[3] The question of the prudence of APCO's purchases cannot be settled on the basis of the pleadings. Moreover, a review of the complainant's pleadings indicate that an investigation of the entire AEP system as it relates to coal is required. APCO is but a single member of a large complex system of interconnected companies which operate as a single integrated operating system. In order to understand the operations of any affiliated company, such as APCO, it is obvious that the structure of the AEP system and the relationship between the affiliates in the system will have to be examined as each relates to coal. Accordingly, we shall make AEP and the operating companies within its system respondents in this proceeding. In order that this investigation be limited to the items heretofore specified, we shall confine the examination of the structure of and relationships in the AEP system to questions related to coal purchasing, shifting, and production, the wholesale fuel adjustment clauses, and advertising policies, practices and expenditures as they relate to coal procurement and use.

Accordingly, an investigation shall be instituted concerning the following:

(A) The reasonableness and prudence of AEP's and its affiliate's coal purchase policies and practices as well as all factors influencing or affecting the delivered price of coal including but not limited to:

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[1] Kimball Light and Water Company and Elkhorn Public Service Company.

[2] Advertising practices of APCO as well as other AEP affiliates unrelated to coal procurement policies, practices and expenditures may be subject to review in individual rate proceedings involving the affiliates.

[3] See APCO Answer filed April 30, 1975, at pages 12-13, McDowell Response, filed May 30, 1975, at page 5, APCO amendment and answer filed June 13, 1975.



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(1) the price paid for non-affiliate produced coal
(2) the price paid for affiliate produced coal
(3) the relation of prices paid for affiliate produced coal to cost of producing the coal
(4) the contracts for coal which have been executed and the circumstances and policy related to their execution
(5) the conditions, policies, and practices which determine whether coal is purchased on the spot market, under long term contract, or from affiliates
(6) the conditions, policies, and practices which determine whether coal is purchased in the Eastern or Western markets.
(7) the conditions, policies and practices which determine whether and to what degree coal is shifted from one AEP affiliate to another
(8) the reasonableness and prudence of such shifts from one affiliate to another
(B) The manner in which AEP and its affiliates implement their wholesale fuel adjustment clauses.
(C) The relationships betwen AEP's advertising expenditures and the system's policies and practices with respect to coal.

In order to expedite this investigation we shall order a pre-hearing conference at which a Presiding Administrative Law Judge shall set further procedural dates, establish procedures for expeditious discovery of the relevant facts, and receive the views of the parties on such other matters as affect the conduct of the investigation herein ordered.

*The Commission finds:*

(1) Good cause exists to enter upon an investigation of certain practices and policies of the AEP system.

(2) Good cause exists to grant RP&L's, EAF's and Michigan's petitions to intervene.

(3) Good cause exists to designate those parties listed in Appendix I as party respondents.

*The Commission orders:*

(A) Pursuant to Sections 205, 206, 301, 306, 307, and 309 of the Federal Power Act we hereby institute and enter upon an investigation into the complaint of the McDowell County Consumer Council, Inc. The investigation herein ordered shall concern:

(A) The reasonableness and prudence of AEP's and its affiliate's coal purchase policies and practices as well as all factors influencing or affecting the delivered price of coal including but not limited to:
(1) the price paid for non-affiliate produced coal
(2) the price paid for affiliate produced coal
(3) the relation of prices paid for affiliate produced coal to cost of producing the coal
(4) the contracts for coal which have been executed and the circumstances and policy related to their execution [4]
(5) the conditions, policies, and practices which determine whether coal is purchased on the spot market, under long term contract, or from affiliates
(6) the conditions, policies, practices which determine whether coal is purchased in the Eastern or Western markets
(7) the conditions, policies and practices which determine whether and to what degree coal is shifted from one AEP affiliate to another
(8) the reasonableness and prudence of such shifts from one affiliate to another
(B) The manner in which AEP and its affiliates implement their wholesale fuel adjustment clauses.
(C) The relationships between AEP's advertising expenditures and the system's policies and practices with respect to coal.
(B) A prehearing conference shall be held at 10:00 A.M., August 26, 1975, for the purposes of setting further procedural dates, establishing procedures for expeditious discovery of the relevant facts, and receiving the views of the parties on the such other matters as affect the conduct of the investigation herein ordered.
(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the pre-hearing conference and at the later hearings, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies and limitations expressed in this order.
(D) The above-named petitioners are hereby permitted to intervene in these proceedings subject to the rules and regulations of the Commission; *Provided, however*, that participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in the petition to intervene; and *Provided, further*, that the admission of such intervenors shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.
(E) The parties listed in Appendix I are hereby designated party respondents.
(F) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[4] The coal contracts subject to this investigation shall include all coal contracts whether or not required to be submitted pursuant to Commission Order No. 517.

APPENDIX I

NAME OF COMPANY

American Electric Power Company, American Electric Power Service Corporation, Appalachian Power Company, Central Appalachian Coal Company, Cedar Coal Company, Central Coal Company, Central Operating Company, Kanawha Valley Power Company, Southern Appalachian Coal Company, West Virginia Power Company, Franklin Real Estate Company, Indiana Franklin Realty, Inc., Indiana & Michigan Electric Company, Indiana & Michigan Power Company, Kentucky Power Company, Kingsport Power Company, Ohio Power Company, Beech Bottom Power Company, Inc., Southern Ohio Coal Company, Cardinal Operating Company, Central Coal Company, Central Operating Company, Central Ohio Coal Company, Windsor Power House Coal Company, Ohio Electric Company, Ohio Valley Electric Corporation, Indiana-Kentucky Electric Corporation, Twin Branch Railroad Company, Wheeling Electric Company, Michigan Power Company, Michigan Gas Exploration Company, Michigan Electric Power Company.

[FR Doc.75-20240 Filed 8-1-75;8:45 am]

## FEDERAL RESERVE SYSTEM

### CENTRAL BANCORPORATION, INC.

#### Order Approving Acquisition

The Central Bancorporation, Inc., Cincinnati, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under section 4(c)(8) of the Act and § 225.4(b)(2) of the Board's Regulation Y, to acquire all of the voting shares of The Shawnee Life Insurance Company, Phoenix, Arizona ("Shawnee"), a company that will engage *de novo* in the activity of reinsuring credit life and credit accident and health insurance issued to borrowers in connection with extensions of consumer credit by subsidiaries of Applicant. Such activity has been determined by the Board to be closely related to banking (12 C.F.R. § 225.4(a)(10)).

Notice of the application, affording opportunity for interested persons to submit comments and views on the public interest factors, has been duly published (40 Federal Register 23544). The time for filing comments and views has expired, and the Board has considered all comments received in the light of the public interest factors set forth in section 4(c)(8) of the Act (12 U.S.C. § 1843(c)(8)).

Applicant, the ninth largest banking organization in Ohio, controls eight banks with aggregate deposits of approximately $986 million, representing 3.4 per cent of the total deposits in commercial banks in the State.[1]

[1] All banking data are as of December 31, 1974, and reflect holding company formations and acquisitions approved by the Board through June 30, 1975.

Shawnee will engage *de novo* in the activity of acting as reinsurer of credit life and credit accident and health insurance directly related to extensions of consumer credit by Applicant's present and future subsidiaries. Credit life and credit accident and health insurance is generally made available by banks and other lenders and is designed to assure repayment of a loan in the event of death or disability of the borrower. Since Applicant proposes to engage *de novo* in this activity, consummation of the proposal would not have any significant adverse effects on existing or potential competition in any relevant area.

Applicant has stated that, in the event of approval of its proposal, Shawnee would offer various types of credit insurance at rates below those permitted under State law. In particular, Shawnee would offer credit life insurance at a premium rate 4 percent below the statutory maximum and, if credit disability insurance is reinsured, credit disability insurance at a premium rate 5 percent below the statutory maximum. In addition, Shawnee would extend the maximum age for purchasing credit life insurance to the borrower's 66th birthday. Presently, Applicant's subsidiaries' customers can only purchase from Applicant or its subsidiaries credit life insurance prior to their 65th birthday and at the statutory maximum rates.

The Board regards Applicant's proposed premium rate reductions and increase in policy coverage as procompetitive and in the public interest and expects that such rate reductions and increase in policy coverage will be instituted immediately upon Shawnee's commencement of credit insurance underwriting.

Based upon the foregoing and other considerations reflected in the record, the Board has determined, in accordance with the provisions of section 4(c)(8), that consummation of this proposal can reasonably be expected to produce benefits to the public that outweigh possible adverse effects. Accordingly, the application is hereby approved. This determination is subject to the conditions set forth in section 225.4(c) of Regulation Y and to the Board's authority to require such modification or termination of the activities of a holding company or any of its subsidiaries as the Board finds necessary to assure compliance with the provisions and purposes of the Act and the Board's regulations and orders issued thereunder, or to prevent evasion thereof.

The transaction shall be made not later than three months after the effective date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Cleveland, pursuant to authority hereby delegated.

By order of the Board of Governors,[2] effective July 25, 1975.

[SEAL] THEODORE E. ALLISON, *Secretary of the Board.*

[2] Voting for this action: Governors Holland, Wallich, Coldwell and Jackson. Absent and not voting: Chairman Burns and Governors Mitchell and Bucher.

[FR Doc.75-20179 Filed 8-1-75;8:45 am]

### FEDERATED CAPITAL CORP.

#### Proposal To Engage in Underwriting of Credit-Related Insurance

Federated Capital Corporation, Houston, Texas, has applied, pursuant to § 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to engage in the activities of underwriting, as a Texas insurer, credit life and credit accident and health insurance for Applicant's banking system through Financial Protection Insurance Company of Texas, Houston, Texas, a proposed new company. Notices of the application were published between June 19 and June 26, 1975, inclusive, in newspapers of general circulation in the following locations: Austin, Houston, San Antonio, Corpus Christi, and New Braunfels, Texas.

Applicant states that the proposed subsidiary would engage in those activities at the aforementioned locations in Texas. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Dallas.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than August 27, 1975.

Board of Governors of the Federal Reserve System, July 25, 1975.

[SEAL] GRIFFITH L. GARWOOD, *Assistant Secretary of the Board.*

[FR Doc.75-20180 Filed 8-1-75;8:45 am]

### NORTHWEST BANCORPORATION

#### Order for Hearing

On March 21, 1975, the Board of Governors of the Federal Reserve System ordered a hearing, pursuant to a decision by the United States Court of Appeals for the Eighth Circuit, on the application of Northwest Bancorporation to acquire T. G. Evansen and Associates, a corporation which provides financial and investment advice to State and local governments. Pursuant to that Board Order (40 FR 14376), Philip J. LaMacchia, former Administrative Law Judge, now retired, has been appointed as the Presiding Officer to conduct the hearing in accordance with the Board's Rules of Practice for Formal Hearings (12 CFR Part 263).

The hearing will commence at 10:00 a.m. on September 16, 1975, at the Federal Reserve Bank of Minneapolis, and it will be open to the public.

By Order of the Secretary of the Board, acting pursuant to delegated authority from the Board of Governors, effective July 24, 1975.

[SEAL] THEODORE E. ALLISON, *Secretary of the Board.*

[FR Doc.75-20181 Filed 8-1-75;8:45 am]

### SOUTHERN ILLINOIS BANCORPORATION, INC.

#### Formation of Bank Holding Company

Southern Illinois Bancorporation, Highland, Illinois, has applied for the Board's approval under § 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 95 per cent or more of the voting shares of Farmers and Merchants Bank of Highland, Highland, Illinois. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

Southern Illinois Bancorporation, Inc., Highland, Illinois has also applied, pursuant to § 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to act as broker for insurance directly related to extensions of credit by its proposed subsidiary bank. Notice of the application was published on June 25, 1975 in Highland News Leader, a newspaper circulated in Highland, Illinois.

Applicant states that the proposed subsidiary would engage in insurance activ-







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ities as broker for insurance directly related to extension of credit by a bank, such as credit life and credit accident and health insurance. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of St. Louis.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than August 29, 1975.

Board of Governors of the Federal Reserve System, July 28, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20182 Filed 8-1-75;8:45 am]

## TEXARKANA NATIONAL BANCSHARES, INC.

### Formation of Bank Holding Co.

Texarkana National Bancshares, Inc., Texarkana, Texas, has applied for the Board's approval under § 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 per cent of the voting shares, less directors' qualifying shares, of The Texarkana National Bank and Twin City Bank, Texarkana, Texas. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than August 18, 1975.

Board of Governors of the Federal Reserve System, July 28, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20183 Filed 8-1-75;8:45 am]



## GENERAL SERVICES ADMINISTRATION

### EXECUTIVE BRANCH POSITION ON COMMISSION ON GOVERNMENT PROCUREMENT

#### Recommendations D–16 and D–17

Recommendation D–16 is to—"Assign responsibility for consistent and equitable implementation of legislative policy concerning food acquisition to the Office of Federal Procurement Policy or to an agency designated by the President."

Recommendation D–17 is to—"Establish by legislation a central coordinator to identify and assign individual agency responsibilities for management of the Federal food quality assurance program."

The enactment of the Office of Federal Procurement Policy Act (Public Law 93–400) resulted in the acceptance by the executive branch of Recommendations D–16 and D–17. The Act has the effect of vesting in the Administrator for Federal Procurement Policy the responsibility for food acquisition policy and the authority to assign individual agency responsibilities for management of the Federal food quality assurance program. Consequently, Recommendations D–16 and D–17 were implemented when the Office of Federal Procurement Policy was activated on December 31, 1974.

Dated at Washington, D.C. on July 25, 1975.

WILLIAM W. THYBONY,
*Acting Associate Administrator for Federal Management Policy.*

[FR Doc.75-20141 Filed 8-1-75;8:45 am]

## REGIONAL PUBLIC ADVISORY PANEL ON ARCHITECTURAL AND ENGINEERING SERVICES

### Notice of Meeting

Pursuant to Public Law 92–463, notice is hereby given of a meeting of the Regional Public Advisory Panel on Architectural and Engineering Services, Region 7, August 18, 1975, from 9:30 a.m. to 4:00 p.m., Room 12A01, Fritz G. Lanham Federal Building, 819 Taylor Street, Fort Worth, Texas. The meeting will be concerned with the review of the conceptual design for the Border Patrol Sector Headquarters, Marfa, Texas. Frank and open critical analysis of the proposed design is essential to insure that the design approach produces the best possible design solution. Accordingly, pursuant to a determination that it will be concerned with a matter listed in 5 U.S.C. 552(b)(5) the meeting will not be open to the public.

JAMES D. LLEWELLYN,
*Acting Regional Administrator.*

[FR Doc.75-20140 Filed 8-1-75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

[AA1921-148]

### VINYL CLAD FENCE FABRIC FROM CANADA

#### Investigation and Hearing

Having received advice from the Department of the Treasury on July 24, 1975, that vinyl clad fence fabric from Canada, other than that produced and sold by General Wire and Cable Co., Ltd., is being, or is likely to be, sold at less than fair value, the United States International Trade Commission on July 29, 1975, instituted investigation No. AA1921–148 under section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

*Hearing.* A public hearing in connection with the investigation will be held in the Commission's Hearing Room, U.S. International Trade Commission Building, 8th and E Streets NW., Washington, D.C. 20436, beginning at 10:00 a.m. EDT, on Tuesday, September 9, 1975. All parties will be given an opportunity to be present, to produce evidence, and to be heard at such hearing. Requests to appear at the public hearing should be received by the Secretary of the Commission, in writing, at its office in Washington, D.C., not later than noon Friday, September 5, 1975.

By order of the Commission.

Issued: July 30, 1975.

KENNETH R. MASON,
*Secretary.*

[FR Doc.75-20244 Filed 8-1-75;8:45 am]

## NATIONAL SCIENCE FOUNDATION

### WORKSHOP ON INCREASING EFFICIENCY AND EFFECTIVENESS IN ELECTRICAL POWER GENERATION

#### Open Meeting

The National Science Foundation is convening a Workshop on Increasing Efficiency and Effectiveness in Electrical Power Generation on August 21 and 22, 1975, in the Main Conference Center, the MITRE Corporation, Westgate Research Park, McLean, Virginia. Both sessions will begin at 9:00 a.m. and the Workshop will adjourn at 4:00 p.m. on August 22. The purpose of the Workshop is to provide a forum for discussion of electrical power generation efficiency and effectiveness. While this ad hoc informal session is not considered to be a meeting of an "advisory committee" as that term is defined in Section 3 of the Federal Advisory Committee Act (P.L. 92–463), this Workshop is believed to be of sufficient importance and interest to the general public to be announced in the FEDERAL REGISTER as a meeting open for public attendance and participation. The agenda for the meeting is as follows:

AUGUST 21

Introduction and Overview
Technical Factors in Reducing Time and Cost of Construction
(a) Construction Factors
(b) Economies of Scale vs. Mass Production

AUGUST 22

Increasing Load Factors, Availability and Reliability
Future Electrical Systems and Peak Loading

Summary

The Workshop will be chaired by Mr. David Cope, Federal Energy Administration, and is open to the public. Individuals who wish to attend should inform Dr. Hans L. Hamester, Energy Policy Analyst, Office of Energy R&D Policy, Rm. 537, National Science Foundation, Washington, D.C. 20550 telephone 202/632–7804, prior to the Workshop. Dr. Hamester should be contacted for further information concerning the Workshop or for summary proceedings.

HANS L. HAMESTER,
*Energy Policy Analyst, Office of Energy R&D Policy.*

JULY 30, 1975.

[FR Doc.75-20159 Filed 8-1-75;8:45 am]





## NUCLEAR REGULATORY COMMISSION

### STUDY OF FINANCIAL ASSISTANCE TO INTERVENORS

#### Availability of Report

Notice is hereby given that the Nuclear Regulatory Commission has received a report from the consultants retained to study the question of providing financial assistance to intervenors in NRC licensing cases and other proceedings.

In November 1974, the former Atomic Energy Commission (AEC) decided that requests for financial assistance to intervenors in several proceedings then pending before it raised several broadly applicable questions which should be explored in a public rulemaking proceeding. Subsequently, competitive proposals were solicited by the AEC. In keeping with this solicitation, and after the establishment of the Nuclear Regulatory Commission (NRC), the firm of Boasberg, Hewes, Klores and Kass was selected to perform an independent study of the matter to provide information for the rulemaking proceeding. The report by the Boasberg firm should serve to provide data and background for focusing the issues to be considered during the rulemaking proceeding.

The study was commissioned to address such questions as:

1. What are the considerations in favor of and against such financial assistance?
2. What is the financial assistance experience of other Federal and state agencies?
3. If the NRC decides to implement a policy of financial assistance:
   a. What kinds of expenses should qualify for Commission assistance—experts' fees, attorneys' fees, other expenses?
   b. Should assistance be granted before or after an intervenor's presentation?
   c. What criteria should govern grants for assistance?
   d. Should assistance be granted to more than one intervenor in a particular proceeding?
   e. Given limited availability of funds, what should be the maximum amounts of assistance?
   f. Given limited availability of funds, how should they be allocated?
   g. What kinds of proceedings should be covered—licensing, rulemaking, other proceedings?
4. Are there preferable alternatives to financial assistance to intervenors, such as establishment of an agency Office of Public Counsel, or provision for other forms of NRC assistance?

The Commission expects to announce, in a separate FEDERAL REGISTER notice, the scheduling and procedures which will apply to the rulemaking proceeding which will consider the matter of financial assistance to intervenors. Issuance of the report and the fact of the projected rulemaking proceeding should not be taken as an expression of Commission viewpoints on any of the issues involved. The Commission's decision on the issues will come only after review of the rulemaking record. Notice of the availability of the consultant's report is being issued at this time in order to afford interested persons the opportunity to study the report and formulate comments for later submission and consideration in the rulemaking proceeding.

The study is available for inspection by the public in the Commission's Public Document Room at 1717 H Street, N.W. Single copies of the study may be obtained, to the extent of supply, by request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

Dated at Washington, D.C. this 29th day of July 1975.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-20162 Filed 8-1-75;8:45 am]

[Docket No. 50-540]

### WESTINGHOUSE ELECTRIC CORP.

#### Application for and Nuclear Regulatory Commission Consideration of Issuance of Facility Export License

Please take notice that Westinghouse Electric Corporation submitted to the Nuclear Regulatory Commission an application for a license to authorize the export of a pressurized water reactor with a thermal power level of 1876 megawatts to Yugoslovia and that the issuance of such license is under consideration by the Nuclear Regulatory Commission.

No license authorizing the proposed reactor export will be issued until the Nuclear Regulatory Commission determines that such export is within the scope of and consistent with the terms of an applicable agreement for cooperation arranged pursuant to Section 123 of the Atomic Energy Act of 1954, as amended (Act), nor until the Nuclear Regulatory Commission has found that:

(a) The application complies with the requirements of the Act, and the Commission's regulations set forth in 10 CFR Chapter 1, and

(b) The reactor proposed to be exported is a utilization facility as defined in said Act and regulations.

In its review of applications solely to authorize the export of production or utilization facilities, the Nuclear Regulatory Commission does not evaluate the health and safety characteristics of the facility to be exported.

Unless on or before August 19, 1975, a request for a hearing is filed with the Nuclear Regulatory Commission by the applicant, or a petition for leave to intervene is filed by any person whose interest may be affected by the proceeding, the Director of the Office of Nuclear Material Safety and Safeguards may, upon the determinations and findings noted above, cause to be issued to Westinghouse Electric Corporation a facility export license and may cause to be published in the FEDERAL REGISTER a notice of issuance of the license. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in the notice, the Nuclear Regulatory Commission will issue a notice of hearing or an appropriate order.

A copy of the application is on file in the Nuclear Regulatory Commission's Public Document Room located at 1717 H Street, N.W., Washington, D.C.

Dated at Bethesda, Maryland this 16th day of July, 1975.

For the Nuclear Regulatory Commission.

G. WAYNE KERR,
*Chief, Agreements and Exports Branch, Division of Materials and Fuel Cycle Facility Licensing.*

[FR Doc.75-20161 Filed 8-1-75;8:45 am]

### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS; SUBCOMMITTEE ON STANDARDIZED NUCLEAR UNIT POWER PLANT SYSTEM

#### Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the ACRS Subcommittee on Standardized Nuclear Unit Power System (SNUPPS) will hold a meeting on August 19, 1975 in Room 1046 at 1717 H Street NW., Wash., D.C. 20555. The purpose of this meeting is to review the applications by the Kansas City Power and Light Company, Kansas Gas and Electric Company, Northern States Power Company, Rochester Gas and Electric Company, and the Union Electric Company for permits to construct the standardized portion of the SNUPP System. Site-specific issues will be discussed at separate future meetings with individual applicants.

The agenda for the subject meeting shall be as follows:

*Tuesday, August 19, 1975, 9:00 a.m. until the conclusion of business.*

The Subcommittee will hear presentations by representatives of the Applicants and by the NRC Staff and will hold discussions with these groups pertinent to the common aspects of the SNUPPS design.

In connection with the above agenda item, the Subcommittee will hold Executive Sessions, not open to the public, at 8:30 a.m. and at the end of the day to consider matters relating to the above



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application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee Members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Subcommittee may hold closed sessions with representatives of the NRC Staff and Applicants for the purpose of discussing privileged information concerning plant physical security and other matters related to plant design, construction, and operation, if necessary.

I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held, if necessary, to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552(b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Subcommittee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 12, 1975, to the Executive Secretary, ACRS, NRC, 1717 H St. NW., Wash., D.C. 20555. Background information concerning items to be discussed at the meeting can be found in the Preliminary Safety Analysis Reports for these projects and related documents on file and available for public inspection at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555, and at the Olin Library of Washington University, Skinker and Lindell Boulevards, St. Louis, MO 63130, the Fulton City Library, 709 Market St., Fulton, MO 65251, the Oswego City Library, 120 East Second St., Oswego, NY 13126, the University of Wisconsin Stout Library, Menomonie, WI 54751, and the Coffey County Courthouse, Burlington, KS 66839. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time, chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements and the time allotted, can be obtained by a prepaid telephone call on August 18, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634-1920, ATTN: Mr. John C. McKinley) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) Persons desiring to attend portions of the meeting where proprietary information, other than plant security information, is to be discussed may do so by providing to the Executive Secretary, ACRS, NRC, 1717 H Street, N.W., Wash., D.C. 20555, seven days prior to the meeting, a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(h) A copy of the transcript of the open portion of the meeting will be available for inspection on or after August 25, 1975 at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555, and at the Olin Library of Washington University, Skinker and Lindell Boulevards, St. Louis, MO 63130, the Fulton City Library, 709 Market St., Fulton, MO 65251, the Oswego City Library, 120 East Second St., Oswego, NY 13126, the University of Wisconsin Stout Library, Menomonie, WI 54751, and the Coffey County Courthouse, Burlington, KS 66839. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second St. NE., Wash., D.C. 20002 (telephone 202/547-6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St., NW., Wash., D.C. 20555, after November 19, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-20367 Filed 8-1-75;9:09 am]

## OFFICE OF MANAGEMENT AND BUDGET

### COMMISSION ON FEDERAL PAPERWORK

#### Public Meeting

Pursuant to Public Law No. 92-463, notice is hereby given of a meeting held by the Commission on Federal Paperwork on July 29, 1975, in Room S-407, The Capitol, which commenced at 1:00 p.m. The purpose of this meeting was to complete the organizational and administrative discussions that were held during the Commission's initial meeting of July 23, 1975 (40 F.R. 141).

Waiver of the 15 day public notice in the Federal Register was approved for this meeting by the Director, Office of Management and Budget. This waiver was required in order to expediously complete the unfinished business of the Commission's initial meeting. It is expected that the necessity for a waiver shall not reoccur.

Further information regarding the meeting may be obtained from the Organization and Special Studies Division, Office of Management and Budget, Room 10238, New Executive Office Building, Washington, D.C. 20503, telephone (202) 395-4868.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

[FR Doc.-75-20172 Filed 8-1-75;8:45 am]

## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area #1161]

### CONNECTICUT

#### Declaration of Disaster Area

Litchfield and adjacent counties within the State of Connecticut constitute a disaster area because of damage resulting from heavy rains and flooding which occurred on July 11-15, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 22, 1975 and for economic injury until the close of business on April 24, 1976 at:

Small Business Administration, District Office, 450 Main Street, Hartford, Connecticut 06103.

or other locally announced locations.

Dated: July 24, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20188 Filed 8-1-75;8:45 am]





[Declaration of Disaster Loan Area #1162]

### IOWA

#### Declaration of Disaster Area

Jasper, Polk, Story, and adjacent counties within the State of Iowa constitute a disaster area because of damage resulting from flooding on June 8 through June 27, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 22, 1975 and for economic injury until the close of business on April 24, 1976 at:

Small Business Administration, District Office, 210 Walnut Street, Des Moines, Iowa 50309.

or other locally announced locations.

Dated: July 24, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20189 Filed 8-1-75;8:45 am]

[Declaration of Disaster Loan Area #1164]

### MARYLAND

#### Declaration of Disaster Area

Montgomery and adjacent counties within the State of Maryland constitute a disaster area because of damage resulting from flooding on or about July 15, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 26, 1975 and for economic injury until the close of business on April 28, 1976, at:

Small Business Administration, District Office, 1030 15th Street, Suite 250, Washington, D.C. 20416.

or other locally announced locations.

Date: July 28, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20190 Filed 8-1-75;8:45 am]

[Declaration of Disaster Loan Area #1163]

### NEW JERSEY

#### Declaration of Disaster Area

As a result of the President's declaration, I find that Bergen, Burlington, Cumberland, Essex, Mercer, Middlesex, Morris, Passaic, Salem, Somerset, Sussex, Union and adjacent counties within the State of New Jersey, constitute a disaster area because of damage resulting from heavy rains, high winds, hail and flooding beginning about July 13, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business September 22, 1975, and for economic injury until the close of business April 23, 1976, at:

Small Business Administration, District Office, 970 Broad Street, Room 1635, Newark, New Jersey 07102.

or other locally announced locations.

Dated: July 28, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20191 Filed 8-1-75;8:45 am]

[Declaration of Disaster Loan Area #1156; Amdt. 1]

### NORTH DAKOTA

#### Declaration of Disaster Area

In addition to previously declared counties (40 FR 31052), Grand Forks, Hettinger, Pembina, Walsh, and adjacent counties within the State of North Dakota constitute a disaster area because of damage resulting from severe storms and flooding beginning about June 27, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 19, 1975, and for economic injury until the close of business on April 21, 1976, at:

Small Business Administration, District Office, Federal Office Building, Room 218, 653 Second Avenue North, Fargo, North Dakota 58102.

or other locally announced locations.

The last sentence of Declaration of Disaster Loan Area #1156 is also hereby revised to read as follows: "Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 19, 1975 . . ."

Dated: July 23, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20192 Filed 8-1-75;8:45 am]

[License No. 06/06-0161]

### PERMIAN BASIN CAPITAL CORP.

#### Filing of Application for Approval of Conflict of Interest Transaction Between Associates

Notice is hereby given that Permian Basin Capital Corporation (Permian), 303 West Wall Avenue, Midland, Texas 79701, a Federal Licensee under the Small Business Investment Act of 1958, as amended (Act), has filed an application pursuant to Section 107.1004 of the Regulations governing small business investment companies (13 CFR 107.1004 (1975)), for approval of a conflict of interest transaction.

It is proposed that Permian provide $45,000 in financing to Mr. Sam Raddabinko to purchase equipment and inventory from Western United Equipment Company (Western), 500 West Industrial, Midland, Texas for the purpose of starting his own business.

Western is a wholly owned subsidiary of FNB Development Corporation (FNB), a publicly held corporation. The president, secretary-treasurer and two directors of Permian also serve FNB in the same capacity. There are no common shareholders of Permian and FNB. Pursuant to the provisions of § 107.3(f) of the SBA Rules and Regulations, FNB is considered to be an Associate of Permian. As such, the transaction falls within the purview of § 107.1004(b) (5) of the Regulations and will require the prior written approval of the Small Business Administration (SBA).

Notice is further given that any interested person may, not later than fifteen days from the date of the publication of this notice submit to SBA, in writing, relevant comments on the proposed transaction. Any such communications should be addressed to: Associate Administrator for Finance and Investment, Small Business Administration, 1441 "L" Street, N.W., Washington, D.C. 20416.

A copy of this notice shall be published by Permian in a newspaper of general circulation in Midland, Texas.

Dated: July 25, 1975.

JAMES THOMAS PHELAN,
*Deputy Associate Administrator for Investment.*

[FR Doc.75-20187 Filed 8-1-75;8:45 am]

## VETERANS ADMINISTRATION

### STATION COMMITTEE ON EDUCATIONAL ALLOWANCES

#### Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on August 15, 1975, at 9:00 a.m., the Montgomery, Alabama Station Committee on Educational Allowances shall at 474 South Court Street, Montgomery, Alabama conduct a hearing to determine whether Veterans Administration benefits to all eligible persons enrolled in Blackwell Air Service, Inc., Ozark, Alabama should be discontinued, as provided in 38 C.F.R. 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the committee at that time and place.

Dated: July 28, 1975.

WILEY H. PARKMAN,
*Director, VA Regional Office.*

[FR Doc.75-20193 Filed 8-1-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 822]

### ASSIGNMENT OF HEARINGS

JULY 30, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 124211 Sub 262, Hilt Truck Line, Inc., now being assigned September 16, 1975 (2 days), at Omaha, Nebr.; in a hearing room to be later designated.



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MC 61592 Sub 339, Jenkins Truck Line, Inc., now being assigned October 29, 1975 (1 day), at Chicago, Illinois; in a hearing room to be designated later.

MC 106674 Sub 149, Schilli Motor Lines, Inc., now being assigned October 30, 1975 (2 days), at Chicago, Illinois; in a hearing room to be designated later.

MC 113855 Sub 306, International Transport, Inc., now being assigned November 3, 1975 (2 days), at Chicago, Illinois; in a hearing room to be designated later.

FF-347 Sub 1, Sal, Inc., now being assigned November 5, 1975 (3 days), at Chicago, Illinois; in a hearing room to be later designated.

MC 140724, Burning Bar Sales Co., Inc., now being assigned October 29, 1975 (1 day), at Chicago, Ill.; in a hearing room to be later designated.

MC 95876 Sub 160, Anderson Trucking Service, Inc., and MC 123407 Sub 222, Sawyer Transport, Inc., now being assigned for continued hearing on October 30, 1975 (2 days), at Chicago, Ill.; in a hearing room to be later designated.

MC-F-12264, Mayfield Transfer & Storage Co., Inc.—Purchase (portion)—Fred Olson Motor Service Company, and MC 110683 Sub 101, Smith's Transfer Corporation, now being assigned November 3, 1975 (1 week), at Chicago, Ill.; in a hearing room to be later designated.

MC 103993 Sub 850, Morgan Drive-Away, Inc., Application dismissed.

MC 8842 Sub 4, Dawson Bus Service, Inc., now being assigned November 3, 1975 (1 week), at Dover, Delaware; in a hearing room to be designated later.

MC 78643 Sub 61, Hart Motor Express, Inc., now assigned August 4, 1975, at Bismarck, North Dakota, has been postponed indefinitely.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20255 Filed 8-1-75;8:45 am]

[Rule 19, Ex Parte No. 241, Exemption No. 95, Amdt. 2]

## BESSEMER AND LAKE ERIE RAILROAD CO. AND NORFOLK AND WESTERN RAILWAY CO.

### Exemption Under Provision of Mandatory Car Service Rules

Upon further consideration of Exemption No. 95 issued February 5, 1975.

*It is ordered,* That, under the authority vested in me by Car Service Rule 19, Exemption No. 95 to the Mandatory Car Service Rules ordered in Ex Parte No. 241, be, and it is hereby amended to *expire October 31, 1975.*

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20258 Filed 8-1-75;8:45 am]

[Rule 19, Ex Parte No. 241, Exemption No. 70, Amdt. 5]

## ERIE LACKAWANNA RAILWAY CO.

### Exemption Under Provision of Mandatory Car Service Rules

To: Erie Lackawanna Railway Company, Thomas F. Patton and Ralph S. Tyler, Jr., Trustee.



Norfolk and Western Railway Company.

Upon further consideration of Exemption No. 70 issued May 6, 1974.

*It is ordered,* That, under authority vested in me by Car Service Rule 19, Exemption No. 70 to the Mandatory Car Service Rules ordered in Ex Parte No. 241 be, and it is hereby, amended to expire *October 31, 1975.*

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75-20259 Filed 8-1-75;8:45 am]

[Notice No. 47]

## MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 4, 1975.

Application filed for temporary authority under Section 210a(b) in connection with transfer application under Section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-76012. By application filed July 28, 1975, OVID FREIGHT LINES, INC., Box A, Interlaken, NY 14847, seeks authority to temporarily lease a portion of the operating rights of LEWIS G. JOHNSON, INC. (Donald M. Sunshine, Trustee in Bankruptcy), 1230 Sixth Avenue, c/o Donald M. Sunshine, Trustee, New York, NY 10020, under section 210a (b). The transfer to OVID FREIGHT LINES, INC., of the operating rights of LEWIS G. JOHNSON, INC. (Donald M. Sunshine, Trustee in Bankruptcy), is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20256 Filed 8-1-75;8:45 am]

[Notice No. 48]

## MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 4, 1975.

Application filed for temporary authority under Section 210a(b) in connection with transfer application under Section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-76015. By application filed July 29, 1975, GANGLOFF & DOWNHAM TRUCKING CO., INC., P.O. Box 479, Logansport, IN 46947, seeks temporary authority to lease a portion of the operating rights of BEVERAGE TRANSPORT, INC. (James B. Doyle, Trustee in Bankruptcy), 45 Exchange St., Rochester, NY, under section 210a(b). The transfer to GANGLOFF & DOWNHAM TRUCKING CO., INC., of the operating rights of BEVERAGE TRANSPORT, INC. (James B. Doyle, Trustee in Bankruptcy), is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20257 Filed 8-1-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Letter Notices

JULY 30, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 14, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 92633 (Sub E15), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Clallam, Jefferson, Mason, Grays Harbor, Pacific, Wahkiakum, and Kitsap Counties, Washington; and points on and west of Washington State Highway No. 9 in Snohomish, Skagit, and Whatcom Counties, Washington; and points on and west of Interstate Highway No. 5 in Cowlitz, Lewis, Thurston, Pierce, and King Counties, Washington, on the one hand, and, on the other, points in Stevens, Pend, Oreille, Spokane, Whitman, Asotin, and Garfield Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E16), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Clallam, Jefferson, Mason, Grays Harbor, Pacific, Wahkiakum, and Kitsap Counties, Washington; and points on and west of Washington State Highway No. 9 in Snohomish, Skagit, and Whatcom Counties, Washington; and points on and west of Interstate Highway No. 5 in Cowlitz, Lewis, Thurston, Pierce, and King Counties, Washington, on the one hand, and, on the other, points in Stevens, Pend, Oreille, Spokane, Whitman, Asotin, and Garfield Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.





points in Lane, Douglas, Coos, Curry, Josephine, Jackson, and Klamath Counties, Oregon, on the one hand, and, on the other, points in Spokane, Pend Oreille, Stevens, Whitman, Asotin, Garfield, and Columbia Counties, Washington; except between points in Lane and Douglas Counties, Oregon, on the one hand, and, on the other, points in Columbia County, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E17), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Clatsop, Columbia, Tillamook, Washington, Multnomah, Hood River, Wasco, Yamhill, Clackama, Marion, Lincoln, Polk, Benton, and Linn Counties, Oregon, on the one hand, and, on the other, points in Spokane, Pend Oreille, Stevens, Whitman, Asotin, and Garfield Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E18), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Deschutes, Jefferson, Creek, and Wheeler Counties, Oregon, on the one hand, and, on the other, points in Garhand, and, on the other, points in Stevens, Pend, Oreille, Spokane, Whitman, Garfield and Asotin Counties, Washington; except between points in Wheeler County, Oregon, on the one hand, and, on the other, points in Garfield and Asotin Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E19), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Malheur, Lake, and Wallowa Counties, Oregon, on the one hand, and, on the other, points in Ferry, Okanogan, Stevens, Pend Oreille, Spokane, Whitman, Garfield, Columbia, and Asotin Counties, Washington; except between points in Lake County, Oregon, on the one hand, and, on the other, points in Columbia, Ferry, and Okanogan Counties, Washington; and except between points in Wallowa County, Oregon, on the one hand, and, on the other points in Whitman, Garfield, Columbia, and Asotin Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E20), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Harney and Union Counties, Oregon, on the one hand, and, on the other, points in Stevens, Pend Oreille, Spokane, Whitman, and Asotin Counties, Washington; except between points in Union County, Oregon, on the one hand, and, on the other points in Asotin County, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E21), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Grant County, Oregon, on the one hand, and, on the other, points in Stevens, Pend Oreille, Spokane, and Whitman Counties, Washington; (b) between points in Umatilla County, Oregon, on the one hand, and, on the other, points in Stevens and Pend Oreille Counties, Washington; and (c) between Pendleton, Oregon, and points in Umatilla County, Oregon, on and south of Interstate Highway 80N, on the one hand, and, on the other, points in Spokane County, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E22), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Crook County, Oregon, on the one hand, and, on the other, points in Stevens, Pend Oreille, Spokane, and Whitman Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E23), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Baker County, Oregon, on the one hand, and, on the other, points in Stevens, Pend Oreille, Spokane, and Whitman Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E24), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Old National Bank Bldg., Spokane, Washington, 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Logging, mining* and *contractors' materials and supplies, petroleum products in containers*, and *agricultural commodities*, between points in Crook County, Oregon, on the one hand, and, on the other, points in Stevens, Pend Oreille, Spokane, and Whitman Counties, Washington. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 92633 (Sub E25), filed May 31, 1974. Applicant: ZIRBEL TRANSPORT, INC., 420 28 St. North, Lewiston, Idaho 83501. Applicant's representative: Donald A. Ericson, Suite 708, Spokane, Washington 99201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Logging, mining, and contractors' materials and supplies, petroleum products in containers, and agricultural commodities*, between points in Curry, Josephine, Coos, Lane, Columbia, Benton, Polk, Tillamook, Yamhill, Washington, Clatsop, Lincoln, and Douglas Counties, Oregon, and points in Whatcom, San Juan, Clallam, Jefferson, Grays Harbor, King, Skagit, Snohomish, Pierce, Kitsap, Mason, Thurston, Lewis, Cowlitz, Pacific, Wahkiakum, and Clark Counties, Washington, on the one hand, and, on the



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other, points in Bear Lake, Franklin, Bannock, Oneida, Bingham, Caribou, Bonneville, Jefferson, Madison, Teton, Clark, and Fremont Counties, Idaho. The purpose of this filing is to eliminate the gateway of points in Idaho within 100 miles of Lewiston, Idaho, including Lewiston.

No. MC 95490 (Sub E3), filed, May 3, 1974. Applicant: UNION CARTAGE COMPANY, 9A Southwest Cutoff, Worchester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, from points in Middlesex, Essex, and Suffolk Counties, Massachusetts, to points in Adams, Allegheny, Beaver, Bedford, Cambria, Fayette, Greene, Lawrence, Somerset, Washington, and Westmoreland Counties, Pennsylvania. The purpose of this filing is to eliminate the Gateway of points within 15 miles of Springfield, Mass. (excluding Springfield), and Cranston, R.I.

No. MC 95490 (Sub E16), filed May 31, 1974. Applicant: UNION CARTAGE COMPANY, 9A Southwest Cutoff, Worchester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages and empty malt beverage containers*, between points in Rockingham and Strafford Counties, N.H., and those points in Hillsborough County, N.H., on and east of a line beginning at the Massachusetts-New Hampshire State line and extending along New Hampshire Highway 13 to junction New Hampshire Highway 101, thence along New Hampshire Highway 101 to Manchester, thence along Interstate Highway 93 to the Hillsborough-Merrimack County Line, on the one hand, and, on the other, points in New York (except those in Rensselaer, Albany, Schenectady, Montgomery, Herkimer, St. Lawrence, Franklin, Clinton, Essex, Hamilton, Warren, Saratoga, Fulton, and Washington Counties) (Middlesex County, Mass., and points within 15 miles of Springfield, Mass. (excluding Springfield))*; (2) *alcoholic beverages*, from points in Sullivan, Ulster, Greene, Columbia, Dutchess, Orange, Putnam, Rockland, Westchester, Bronx, New York, Kings, Richmond, Queens, Nassau, and Suffolk Counties, N.Y. and those points in New York on and west of Interstate Highway 81 to points in Cheshire, Hillsborough, Rockingham, and Strafford Counties, N.H. and those points in Merrimack, Belknap, and Carroll Counties, N.H., on, south, and east of a line beginning at the Hillsborough Merrimack County Line and extending east along U.S. Highway 202 to junction New Hampshire Highway 106, thence along New Hampshire Highway 106 to junction U.S. Highway 3, thence along U.S. Highway 3 to junction New Hampshire Highway 25, thence along New Hampshire Highway 25 to the Maine-New Hamphire State line; and (3) *empty alcoholic beverage containers*, from the specified destination points in (2) above to the specified origin points in (2) above. (points within 15 miles of Springfield, Mass., (excluding Springfield))*. The purpose of this filing is to eliminate the gateways as indicated by asterisks above.

No. MC 95490 (Sub E17), filed May 31, 1974. Applicant: UNION CARTAGE COMPANY, 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M Street NW., Washington, D.C. 20034. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and empty malt beverage containers*, between those points in New Hampshire on, north, and east of a line beginning at the Massachusetts-New Hampshire State line and extending along Interstate Highway 93 to junction Interstate Highway 89, thence along Interstate Highway 89 to junction New Hampshire Highway 114, thence along New Hampshire Highway 114 to junction New Hampshire Highway 11, thence along New Hampshire Highway 11 to junction U.S. Highway 4, thence along U.S. Highway 4 to junction New Hampshire Highway 104, thence along New Hampshire Highway 104 to junction New Hampshire Highway 3A, thence along New Hampshire Highway 3A to junction New Hampshire Highway 25, thence along New Hampshire Highway 25 to junction New Hampshire Highway 118 near Warren, thence along New Hampshire Highway 118 to junction New Hampshire Highway 112, thence along New Hampshire Highway 112 to junction New Hampshire Highway 116, thence along New Hampshire Highway 116 to junction New Hampshire Highway 18, thence along New Hampshire Highway 18 to New Hampshire-Vermont State line, on the one hand, and, on the other, points in Connecticut (except those in Windham, Tolland, and New London Counties). The purpose of this filing is to eliminate the gateway of Middlesex County, Mass., and points within 15 miles of Springfield, Mass. (excluding Springfield).

No. MC 95540 (Sub-No. E3), filed April 11, 1974. Applicant: WATKINS MOTOR LINES, INC., P.O. Box 1636, Atlanta, Ga. 30301. Applicant's representative: Clyde W. Carver, Suite 212, 5209 Roswell Road NE., Atlanta, Ga. 30342. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *meats, meat products, and meat by-products*, as described in Section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, in vehicles equipped with mechanical refrigerating (except commodities in bulk in tank vehicles), from Sioux City, Iowa, to points in that part of Louisiana on and east of a line beginning at the Louisiana-Arkansas State line thence along U.S. Highway 165 to, but excluding Lake Charles, thence along Louisiana Highway 14 to Abbeville, thence along Louisiana Highway 82 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Union City, Tenn.

No. MC 95876 (Sub E65), filed April 16, 1975. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave. North, St. Cloud, Minn. 56301. Applicant's representative: Arthur A. Budde (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Material handling equipment, winches, compaction and road making equipment, rollers, mobile cranes and highway freight trailers;* and (2) *parts, attachments and accessories* of the commodities named in (1) above, when moving as contractors and construction equipment, materials and supplies and commodities requiring specialized handling or rigging because of size or weight, between the facilities of Hyster Company at or near Crawfordsville, Ind., on the one hand, and, on the other, points in Iowa on, north and west of a line beginning at Sioux City, Iowa, thence over U.S. Highway 20 to Correctionville, thence along Highway 31 to Cherokee, thence along Highway 3 to its junction with U.S. Highway 63, thence along U.S. Highway 63 to the Iowa-Minnesota State line. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 102567 (Sub E13) (Correction) filed June 3, 1974, published in the FEDERAL REGISTER, May 23, 1975. Applicant: MC NAIR TRANSPORT, Inc., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as *a common carrier*, by motor vehicle, over irregular routes, transporting: Such *petroleum products as are liquid chemicals* (except liquid petroleum gases), in bulk, in tank vehicles, from those points in Texas and Louisiana within 150 miles of Henderson, Tex., which are south and west of a line beginning at the Texas-Oklahoma State line and extending along U.S. Highway 80, thence along U.S. Highway 80 to junction Louisiana Highway 1, to Alexandria, La., to those points in Florida south of a line beginning at the Gulf of Mexico and extending along Florida Highway 60 to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of a point in Texas within 150 miles of Henderson and the plantsite of American Cyanamid Company at Avondale, La. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E16) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, May 22, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such *petroleum products as are liquid chemicals* (petrochemicals), in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., which are south and west of a line beginning at a point 150 miles from Henderson, Tex., near Decatur, Tex., and extending along U.S. Highway 380 to junction Interstate Highway 30, thence along Interstate Highway 30 to junction U.S. Highway 59/71, thence along U.S. Highway 59/71 to junction U.S. Highway 82, thence along U.S. Highway 82, to junction U.S. Highway 167, thence along U.S. Highway 167 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction Louisiana Highway 9, thence along Louisiana Highway 9 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 5, thence along Louisiana Highway 5 to junction Texas Highway 7, thence along Texas Highway 7 to junction U.S. Highway 96, thence along U.S. Highway 96 to Port Arthur, Tex., to points in Tennessee. The purpose of this filing is to eliminate the gateway of the plant site of Dow Chemicals, U.S.A., in Columbia County, Ark. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E26) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER May 23, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such *petroleum products as are liquid chemicals* (except liquefied petroleum gases), in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., including Henderson, and which are south of a line beginning at Chilton, Tex., and extending along Texas Highway 7 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 190, thence along U.S. Highway 190 to the Texas-Louisiana State line, to those points in Tennessee east of a line beginning at the Tennessee Highway 48 to junction Tennessee Highway 48 to junction Tennessee Highway 100, to junction Tennessee Highway 20, to junction U.S. Highway 43, to the Alabama-Tennessee State line. The purpose of this filing is to eliminate the gateway of the plant site of American Cyanamid Company at Avondale, La. The purpose of this correction is to correct the commodity description.





No. MC 102567 (Sub E25) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, June 6, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such petroleum products as are *Liquid chemicals* (petrochemicals), in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., which are south and west of a line beginning at a point in U.S. Highway 380 near Decatur, Tex., and extending along U.S. Highway 380, to junction Interstate Highway 30, to junction U.S. Highway 59/71, to junction U.S. Highway 82 to junction U.S. Highway 167, to junction Louisiana Highway 9, to junction U.S. Highway 79, to junction Interstate Highway 20, to junction U.S. Highway 171, to junction Louisiana Highway 5, to junction Texas Highway 7, to junction U.S. Highway 96, to junction Texas Highway 87, to Port Arthur, Tex., to points in Tennessee. The purpose of this filing is to eliminate the gateway of Plantsite of Dow Chemicals, U.S.A., in Columbia, Ark. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub-E42) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, May 23, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such *Petroleum products as are liquid chemicals*, (except liquefied petroleum gases), in bulk, in tank vehicles, from those points in Texas, Arkansas, Louisiana, within 150 miles of Henderson, Tex., which are west of a line beginning at Mena, Ark., and extending along U.S. Highway 59/71 to junction U.S. Highway 82 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Louisiana Highway 146, thence along Louisiana Highway 146 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction Louisiana Highway 34, thence along Louisiana Highway 34 to junction Louisiana Highway 4, thence along Louisiana Highway 4 to junction U.S. Highway 167, thence along U.S. Highway 167 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Louisiana Highway 6, thence along Louisiana Highway 6, to junction Texas Highway 87, thence along Texas Highway 87 to junction Texas Highway 63, thence along Texas Highway 63 to junction U.S. Highway 96, thence along U.S. Highway 96, to Port Arthur, Tex., to those points in Tennessee east of a line beginning at the Kentucky-Tennessee State line and extending along Interstate Highway 65, thence along Interstate Highway 65 to junction Tennessee Highway 25, thence along Tennessee Highway 25 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Tennessee-Alabama State line. The purpose of this filing is to eliminate the gateway of the plantsite of Dow Chemicals, U.S.A., in Columbia County, Ark. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub-E43) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, May 23, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo E. Shaw, Houston First Saving Bldg., Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Such *petroleum products as are liquid chemicals* (except liquefied petroleum gases), in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., which are west of a line beginning at Mena, Ark., and extending along U.S. Highway 71 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Louisiana Highway 146, thence along Louisiana Highway 146 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction Louisiana Highway 34, thence along Louisiana Highway 34 to junction Louisiana Highway 4, thence along Louisiana Highway 4 to junction U.S. Highway 167, thence along U.S. Highway 167 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Louisiana Highway 6, thence along Louisiana Highway 6, to junction Texas Highway 87, thence along Texas Highway 87 to junction Texas Highway 63, thence along Texas Highway 63 to junction U.S. Highway 96, thence along U.S. Highway 96, to Port Arthur, Tex., to those points in Tennessee east of a line beginning at the Kentucky-Tennessee State line and extending along Interstate Highway 65, thence along Interstate Highway 65 to junction Tennessee Highway 25, thence along Tennessee Highway 25 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Tennessee-Alabama State line. The purpose of this filing is to eliminate the gateway of the plantsite of Dow Chemicals, U.S.A., in Columbia County, Ark. The purpose of this correction is to clarify the territorial description.



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No. MC 102567 (Sub E62) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, June 2, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Tom Wright, 2040 N. Loop West, Houston, Tex. 77018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* products (except liquefied petroleum gases), as defined in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., which are south and west of a line beginning at a point on U.S. Highway 81 near Rhome, Tex., and extending along U.S. Highway 81 to junction Interstate Highway 20, thence along Interstate Highway 20, to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Texas Highway 5, thence along Texas Highway 5 to junction Texas Highway 7, thence along Texas Highway 7 to junction U.S. Highway 59, thence along U.S. Highway 59 to Houston, Tex., to those points in Arkansas east of a line beginning at the Arkansas-Missouri State line and extending along Arkansas Highway 23 to junction Arkansas Highway 16, thence along Arkansas Highway 16 to junction Arkansas Highway 21, thence along Arkansas Highway 21 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Arkansas Highway 35, thence along Arkansas Highway 35 to junction U.S. Highway 165, thence along U.S. Highway 165 to the Arkansas-Louisiana State line. The purpose of this filing is to eliminate the gateways of points in that part of Louisiana north and west of a line beginning at the Louisiana-Texas State line and extending along U.S. Highway 84 to junction U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E64) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, June 4, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Joe Day (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products* (except liquefied petroleum gases), as defined in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from those points in Texas, Arkansas, and Louisiana within 150 miles of Henderson, Tex., and north of a line beginning at the junction of U.S. Highway 80 and U.S. Highway 180, near Weatherford, Tex., and extending along U.S. Highway 80, to junction Interstate Highway 20, thence along Interstate Highway 20 to Monrolle, La., to those points in Mississippi north of a line beginning at the Mississippi-Tennessee State line and extending along U.S. Highway 72 to junction Mississippi Highway 5, thence along Mississippi Highway 5 to junction U.S. Highway 78, thence along U.S. Highway 78 to the Mississippi-Alabama State line. The purpose of this filing is to eliminate the gateways of points in that part of Louisiana north and west of a line beginning at the Louisiana-Texas State line and extending along U.S. Highway 84 to junction U.S. Highway 167, thence along U.S. along U.S. Highway 167 to the Louisiana-Arkansas State line, and the site of the pipeline terminal of the Oklahoma-Mississippi River Products Line, Inc., at or near West Memphis, Ark. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E65) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER, June 4, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Joe Day (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Petroleum products (except liquefied petroleum gases), as defined in Appendix XIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, in bulk, in tank vehicles, from those points in Texas and Louisiana within 150 miles of Henderson, Tex., which are south and west of a line beginning at a point on Texas Highway 22 near Meridian, Tex., and extending along Texas Highway 22 to junction Texas Highway 31, thence along Texas Highway 31 to junction Interstate Highway 20, thence along Texas Highway 20 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Texas Highway 5, thence along Texas Highway 5 to junction Texas Highway 7, thence along Texas Highway 7 to junction U.S. Highway 96, thence along U.S. Highway 96 to junction Texas Highway 62, thence along Texas Highway 62 to junction Interstate Highway 10, thence along Interstate Highway 10 to junction Texas Highway 87, thence along Texas Highway 87 to Port Arthur, Tex., to those points in Missisippi north and east of a line beginning at the Mississippi-Tennessee State line and extending along U.S. Highway 61 to junction Mississippi Highway 4, thence along Mississippi Highway 4 to junction Interstate Highway 55, thence along Interstate Highway 55 to junction Mississippi Highway 6, thence along Mississippi Highway 6 to junction Mississippi Highway 41, thence along Mississippi Highway 41, to junction U.S. Highway 278, thence along U.S. Highway 278, to the Alabama-Mississippi State line. The purpose of this filing is to eliminate the gateways of points in that part of Louisiana north and west of a line beginning at the Louisiana-Texas State line and extending along U.S. Highway 84 to junction U.S. Highway 167, thence along U.S. Highway 167 to the Louisiana-Arkansas State line, and the site of the pipeline terminal of the Oklahoma-Mississippi River Products Line, Inc., at or near West Memphis, Ark. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E83) (Correction), filed June 3, 1974, published in the FEDERAL REGISTER June 2, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Joe Day (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles (except liquefied petroleum gas, anhydrous ammonia, and asphalt), from those points in Texas within 150 miles of Henderson, Tex., which are south and west of a line beginning at Gainesville, Tex., and extending along U.S. Highway 82 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 96, thence along U.S. Highway 96 to Port Arthur, Tex., to those points in Tennessee east of a line beginning at the Tennessee-Kentucky State line and extending along Tennessee Highway 127, to junction Tennessee Highway 27, thence along Tennessee Highway 27 to the Tennessee-Georgia State line. The purpose of this filing is to eliminate the gateways of El Dorado, Ark., Cotton Valley, La., and Waskom and Mt. Pleasant, Tex. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E128) (Correction), filed June 4, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Joe Day (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles (except liquefied petroleum gases), from those points in Louisiana within 150 miles of Henderson, Tex., which are south and east of a line beginning at Monroe, La., and extending along U.S. Highway 165 to junction Louisiana Highway 2, thence along Louisiana Highway 2 to junction Louisiana Alternate Highway 2, thence along Louisiana Alternate Highway 2 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Louisiana Alternate Highway 2, thence along Louisiana Alternate Highway 2 to junction Louisiana Highway 9, thence along Louisiana Highway 9 to junction Louisiana Highway 147, thence along Louisiana Highway 147 to junction U.S. Highway 167, thence along U.S. Highway 167 to Alexandria, La., to points in Oklahoma. The purpose of this filing is to eliminate the gateway of Cotton Valley, La., and points within 10 miles thereof. The purpose of this correction is to clarify the territorial description.

No. MC 102567 (Sub E144) (Correction), filed June 3, 1974, published in





the FEDERAL REGISTER June 5, 1975. Applicant: McNAIR TRANSPORT, INC., P.O. Drawer 5357, Bossier City, La. 71010. Applicant's representative: Joe Day (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* products, as described in Appendix XIII to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, in bulk, in tank vehicles (except liquefied petroleum gas, anhydrous ammonia, and asphalt), from those points in Texas, Arkansas, Louisiana, within 150 miles of Henderson, Tex., which are north and west of a line beginning at Mena, Ark., and extending along U.S. Highway 59/71 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Louisiana Highway 7, thence along Louisiana Highway 7 to junction U.S. Highway 84, thence along U.S. Highway 84, to junction Louisiana Highway 6, thence along Louisiana Highway 6 to junction Texas Highway 21, thence along Texas Highway 21 to junction U.S. Highway 96, thence along U.S. Highway 96 to junction U.S. Highway 190, thence along U.S. Highway 190 to junction Texas Highway 30, thence along Texas Highway 30 to junction Texas Highway 90, thence along Texas Highway 90 to Berlin, Tex., to those points in Florida east of a line beginning at the Georgia-Florida State line and extending along U.S. Highway 221 to junction U.S. Alternate Highway 27, thence along U.S. Alternate Highway 27 to junction Florida Highway 361, thence along Florida Highway 361 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of El Dorado, Ark., Cotton Valley, La., and Waskom and Mt. Pleasant, Tex. The purpose of this correction is to clarify the territorial description.

No. MC 107012 (Sub-No. E19), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., PO Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fowell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new floor covering*, uncrated, (1) from Lyerly, Ga., to points in Colorado, Idaho, Oregon, and Washington, and points in Glenn, Humboldt, Lake, Mendicino, Tehama, and Trinity Counties, Calif., points in Bernalillo, Guadalupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, McKinley, Rio Arriba, San Juan, Catron, Dona Ana, Grant, Hidalgo, Luna, Otero, Sierra, Socorro, Colfax, Harding, Mora, Taos, and Union Counties, N. Mex., and points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewey, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mills, Tillman, Washita, Woods, Woodward, Beaver, Cimarron, and Texas Counties, Okla. (Dallas, Tex.; Venita, Oklahoma City, or Beckham County, Okla.; Missouri)*.

(2) From the facilities of Bigelow-Sawford, Inc., at or near Greenville, S.C., to points in Idaho, Montana, Oregon, and Washington, and points in Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, Yuba, Glenn, Humboldt, Lake, Mendicino, Tehama, Trinity, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Eldorado, Madera, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Joaquin, San Mateo, Santa Clara, Francisco, Santa Cruz, Solano, Sonoma, Staislaus, Sutter, Toulumne, and Yolo Counties, Calif., points in Garfield, Mesa, Moffat, Rio Blanco, Routt, Adams, Arapahoe, Boulder, Cedar Creek, Chaffee, Denver, Douglass, Eagle, Elbert, El Paso, Fremont, Gilpin, Grand, Jackson, Jefferson, Lake, Larimer, Park, Pitkin, Summit, Teller, Alamosa, Archuleta, Conejos, Delta, Dolores, Gunnison, Hinsdale, La Plata, Mineral, Montezuma, Montrose, Quray, Rio Grande, Saguache, San Juan, San Miguel, Baca, Bent, Cheyenne, Costilla, Crowley, Custer, Huerfano, Kiowa, Las Animas, Lincoln, Otero, Prowers, Pueblo, Kit Carson, Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma Counties, Colo., points in Bernalillo, Guadelupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, McKinney, Rio Arriba, San Juan, Chaves, Curry, Ce Baca, Eddy, Lea, Lincoln, Quay, Roosevelt, Catron, Dona Ana, Grant, Hidalgo, Luna, Otero, Sierra, Socorro, Colfax, Harding, Mora, Taos, and Union Counties, N. Mex., points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewey, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mills, Tillman, Washita, Woods, Woodward, Beaver, Cimarron, Texas, Canadian, Carter, Cleveland, Creek, Garfield, Grady, Grant, Hughes, Jefferson, Johnston, Kay, Kingfisher, Lincoln, Logan, Love, McClain, Marshall, Murray, Noble, Okfuskee, Oklahoma, Osage, Pawnee, Payne, Pontotoc, Pottawatomie, Seminole, and Stephens Counties, Okla., points in Benton, Clackamas, Clatsop, Columbia, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, Yamhill, Crook, DeSchutes, Gilliam, Hood River, Jefferson, Sherman, Wasco, Wheeler, Coos, Curry, Douglas, Jackson, and Josephine Counties, Oreg., and points in Clark, Cowlitz, Klickitat, Lewis, Pacific, Pierce, Skamania, Thurston, Wahkiakum, and Yakima Counties, Wash., (Dallas, Tex.; Oklahoma City, Vinita, or Beckham County, Okla.; and Missouri)*.

(5) From Landru, S.C., to points in San Bernardino, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Eldorado, Madera, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, Stanislaus, Sutter, Tuolumne, Yolo, Glenn, Humboldt, Lake, Mendicino, Tehama, Trinity, Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, and Yuba Counties, Calif., points in Garfield, Mesa, Moffat, Rio Blanco, Routte, Adams, Arapahoe, Boulder, Cedar Creek, Chaffee, Denver, Douglas, Eagle, Elbert, El Paso, Fremont, Gilpin, Grand, Jackson, Jefferson, Lake, Larimer, Park, Pitkin, Summit, Teller, Alamosa, Archuleta, Conejos, Delta, Dolores, Gunnison, Hinsdale, La Plata, Mineral, Montezuma, Montrose, Quray, Rio Grande, Saguache, San Juan, San Miguel, Baca, Bent, Cheyenne, Costilla, Crowley, Custer, Huerfano, Kowa, Las Animas, Lincoln, Otero, Prowers, and Pueblo Counties, Colo., points in Bernalillo, Guadalupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, McKinley, Rio Arriba, San Juan, Chaves, Curry, De Baca, Eddy, Lea, Lincoln, Quay, Roosevelt, Catron, Dona Ana, Grant, Hidalgo, Luna, Otero, Sierra, Socorro, Colfax, Harding, Mora, Taos, and Union Counties, N. Mex., points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewey, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mills, Tillman, Washita, Woods, Woodward, Beaver, Cimarron, Texas, Canadian, Carter, Cleveland, Creek, Garfield, Grady, Grant, Hughes, Jefferson, Johnston, Kay, Kingfisher, Lincoln, Logan, Love, McClain, Marshall, Murray, Noble, Okfuskee, Oklahoma, Osage, Pawnee, Payne, Pontotoc, Pottawatomie, Seminole, and Stephens Counties, Okla., points in Benton, Clackamas, Clatsop, Columbia, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, Yamhill, Crook, DeSchutes, Gilliam, Hood River, Jefferson, Sherman, Wasco, Wheeler, Coos, Curry, Douglas, Jackson, and Josephine Counties, Oreg., and points in Clark, Cowlitz, Klickitat, Lewis, Pacific, Pierce, Skamania, Thurston, Wahkiakum, and Yakima Counties, Wash., (Dallas, Tex.; Oklahoma City, Vinita, or Beckham County, Okla.; and Missouri)*.

(4) From points in Greenville County, S.C., to points in Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, Yuba, Glenn, Humboldt, Lake, Mendicino, Tehama, Trinity, Alameda, Alpine, Amador, Calaveras, Colusa, Contra, Eldorado, Madera, Marin, Costa, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Joaquin, San Mateo, Santa Clara, Francisco, Santa Cruz, Solano, Sonoma, Staislaus, Sutter, Toulumne, and Yolo Counties, Calif., points in Garfield, Mesa, Moffat, Rio Blanco, Routt, Adams, Arapahoe, Boulder, Cedar Creek, Chaffee, Denver, Douglass, Eagle, Elbert, El Paso, Fremont, Gilpin, Grand, Jackson, Jefferson, Lake, Larimer, Park, Pitkin, Summit, Teller, Alamosa, Archuleta, Conejos, Delta, Dolores, Gunnison, Hinsdale, La Plata, Mineral, Montezuma, Montrose, Quray, Rio Grande, Saguache, San Juan, San Miguel, Baca, Bent, Cheyenne, Costilla, Crowley, Custer, Huerfano, Kiowa, Las Animas, Lincoln, Otero, Prowers, Pueblo, Kit Carson, Logan, Morgan, Phillips, Sedgwick, Washington, Weld, and Yuma Counties, Colo., points in Bernalillo, Guadelupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, McKinney, Rio Arriba, San Juan, Chaves, Curry, Ce Baca, Eddy, Lea, Lincoln, Quay, Roosevelt, Catron, Dona Ana, Grant, Hidalgo, Luna, Otero, Sierra, Socorro, Colfax, Harding, Mora, Taos, and Union Counties, N. Mex., points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewey, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mills, Tillman, Washita, Woods, Woodward, Beaver, Cimarron, Texas, Canadian, Carter, Cleveland, Creek, Garfield, Grady, Grant, Hughes, Jefferson, Johnston, Kay, Kingfisher, Lincoln, Logan, Love, McClain, Marshall, Murray, Noble, Okfuskee, Oklahoma, Osage, Pawnee, Payne, Pontotoc, Pottawatomie, Seminole, and Stephens Counties, Okla., points in Benton, Clackamas, Clatsop, Columbia, Lane, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook, Washington, Yamhill, Crook, DeSchutes, Gilliam, Hood River, Jefferson, Sherman, Wasco, Wheeler, Coos, Curry, Douglas, Jackson, and Josephine Counties, Oreg., and points in Clark, Cowlitz, Klickitat, Lewis, Pacific, Pierce, Skamania, Thurston, Wahkiakum, and Yakima Counties, Wash., (Dallas, Tex.; Oklahoma City, Vinita, or Beckham County, Okla.; and Missouri)*. The purpose of this filing is to eliminate the gateways marked with asterisks above.

No. MC 107012 (Sub-No. E28), filed May 22, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Indiana 46801. Appli-



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cant's representative: Terry G. Fowell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *new household equipment*, uncrated (except commodities the transportation of which, because of size or weight require the use of special equipment), between points in Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lawndes, Marengo, Mobile, Monroe, Perry, Sumter, Washington, Wilcos Counties, Ala., on the one hand, and, on the other, points in Schenectady, Saratoga, Montgomery, Hamilton, Fulton, Franklin, Essex, Clinton, Washington, Warren, Lewis, St. Lawrence, Oswego, Oneida, Jefferson, Herkimer Counties, N.Y. The purpose of this filing is to eliminate the gateway of points in Greene County, Ark.

No. MC 107012 (Sub-No. E42), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fowell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *restaurant and bar fixtures*, uncrated, (1) between Chicago, Ill., on the one hand, and, on the other, points in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Idaho, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wyoming (points in Indiana) *; (2) from Chicago, Ill., to points in Alaska (points in Indiana and Sedgwick County, Kans.) * The purpose of this filing is to eliminate the gateway of points marked with asterisks.

No. MC 107012 (Sub-No. E46) (Correction), filed May 13, 1974, published in the FEDERAL REGISTER June 11, 1975. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household appliances*, crated; (1) from points in Alabama to points in Iowa, Massachusetts, Minnesota, and Rhode Island. The purpose of this filing is to eliminate the gateway of Evansville or Milan, Ind. The purpose of this correction is to clarify the commodity description.

No. MC 108207 (Sub E25), filed May 13, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from points in Kansas (except Moline and Parsons, Kans.) (1) to points in Louisiana (points in Texas or Arkansas) *, and (2) to points in Mississippi (points in Arkansas on U.S. Highway 61, and Little Rock, Ark.) *. The purpose of this filing is to eliminate the gateways marked by asterisks.

No. MC 109326 (Sub E37), filed May 19, 1975. Applicant: C & D TRANSPORTATION CO., INC., P.O. Box 10506, New Orleans, Louisiana 70121. Applicant's representative: William D. Jackson, Jr., 919 18th St. NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Mobile County, Ala., to points in Tennessee on and west of a line commencing at the Tennessee-Kentucky State line, thence extending along U.S. Highway 31E to its intersection with Interstate Highway 40, thence along Interstate Highway 40 to the Tennessee-Arkansas State line, and points in Kentucky, on and north of a line commencing at the Kentucky-Tennessee State line, thence proceeding along U.S. Highway 31E to its intersection with Kentucky Highway 80, thence along Kentucky Highway 80 to its intersection with U.S. Highway 27, thence along U.S. Highway 27 to the Kentucky-Tennessee State line. Restriction: The operations authorized herein shall be subject to the following conditions: Said operations are restricted against the transportation of traffic from or to any facility of the Great Atlantic & Pacific Tea Company of New York, N.Y., and Hunt Foods and Industries, Inc. (merged into Norton-Simon, Inc.), of Fullerton, Calif. The purpose of this filing is to eliminate the gateway of Gulfport, Miss.

No. MC 109326 (Sub E38), filed May 19, 1975. Applicant: C & D TRANSPORTATION CO., INC., P.O. Box 10506, New Orleans, Louisiana 70121. Applicant's representative: William D. Jackson, Jr., 919 18th St. NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, dairy products, and commodities distributed by meat packinghouses* (except carcass meats suspended on rails), as described in parts A, B, and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, which are fresh or frozen and are not for human consumption, in vehicles equipped with mechanical refrigeration, from Birmingham, Ala., to points in Louisiana, west of a line commencing at the Mississippi-Louisiana State line, thence along U.S. Highway 51 to its intersection with U.S. Highway 190, thence along U.S. Highway 190 to its intersection with U.S. Highway 90, thence along U.S. Highway 90 to the Louisiana-Mississippi State line, and points south of a line commencing at the Louisiana-Texas State line, thence along Louisiana Highway 8 to its intersection with Louisiana Highway 28, thence along Louisiana Highway 28 to its intersection with Louisiana Highway 112, thence along Louisiana Highway 112 to its intersection with U.S. Highway 71, thence along U.S. Highway 71 to its intersection with Louisiana Highway 29, thence along Louisiana Highway 29 to its intersection with Louisiana Highway 1, thence along Louisiana Highway 1 to its intersection with Louisiana Highway 15, thence along Louisiana Highway 15 to the Outflow Channel, thence along the Outflow Channel to the Louisiana-Mississippi State line. Restriction: The operations authorized herein shall be subject to the following conditions: Said operations are restricted against the transportation of traffic from or to any facility of the Great Atlantic & Pacific Tea Company of New York, N.Y., and Hunt Foods and Industries, Inc. (merged into Norton-Simon, Inc.), of Fullerton, Calif. The purpose of this filing is to eliminate the gateway of Gulfport, Miss.

No. MC 109326 (Sub E39), filed May 19, 1975. Applicant: C & D TRANSPORTATION CO., INC., P.O. Box 10506, New Orleans, Louisiana 70121. Applicant's representative: William D. Jackson, Jr., 919 18th St. NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, dairy products, and commodities distributed by meat packinghouses*, as described in Parts A, B, and C of Appendix I to the Report in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766, fresh or frozen, in vehicles equipped with mechanical refrigeration, from Montgomery, Ala., to points in Louisiana, on and south of U.S. Highway 80, and points in Arkansas on and west of a line commencing at the Arkansas-Missouri State line, thence along Arkansas Highway 23 to its intersection with U.S. Highway 71, thence along U.S. Highway 71 to its intersection with Arkansas Highway 28, thence along Arkansas Highway 28 to the Arkansas-Oklahoma State line. Restriction: The operations authorized herein shall be subject to the following conditions: Said operations are restricted against the transportation of traffic from or to any facility of the Great Atlantic & Pacific Tea Company of New York, N.Y., and Hunt Foods and Industries, Inc. (merged into Norton-Simon, Inc.), of Fullerton, Calif. The purpose of this filing is to eliminate the gateway of Gulfport, Miss.

No. MC 109326 (Sub E40), filed May 19, 1975. Applicant: C & D TRANSPORTATION CO., INC., P.O. Box 10506, New Orleans, Louisiana 70121. Applicant's representative: Wm. P. Jackson, Jr., 919 18th St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in Descriptions in Motor





Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Mobile County, Ala., to points in North Carolina, on and east of U.S. Highway 52, and points in South Carolina, on and east of U.S. Highway 52, and points in South Carolina, on and east of a line commencing at the North Carolina-South Carolina State line, thence along U.S. Highway 52 to its intersection with U.S. Highway 15, thence along U.S. Highway 15 to its intersection with U.S. Highway 521, thence along U.S. Highway 521 to the Atlantic Ocean. Restriction: The operations authorized herein shall be subject to the following conditions: Said operations are restricted against the transportation of traffic from or to any facility of the Great Atlantic & Pacific Tea Company of New York, N.Y., and Hunt Foods and Industries, Inc. (merged into Norton-Simon, Inc.), of Fullerton, Calif. The purpose of this filing is to eliminate the gateway of Gulfport, Miss.

No. MC 110683 (Sub-No. E5), filed June 4, 1974. Applicant: SMITH'S TRANSFER CORP., P.O. Box 1000, Staunton, Va. 24401. Applicant's representative: Harry J. Jordan, 1000 16th St. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, granite, stone, heavy machinery, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading.

(a) Between points in South Carolina, on the one hand, and, on the other, points in Pennsylvania on and west of U.S. Highway 219, and points in West Virginia on and west of U.S. Highway 220;

(b) Between points in South Carolina on and east of a line beginning at the North Carolina-South Carolina State line and extending over U.S. Highway 76 to its junction with South Carolina Highway 41, thence over South Carolina Highway 41 to its junction with South Carolina Highway 521, thence over South Carolina Highway 521 to its junction with U.S. Highway 701, thence over U.S. Highway 701 to Georgetown, S.C., and the Atlantic Ocean, on the one hand, and, on the other, points in Virginia on and west of a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 52 to its junction with U.S. Highway 221, thence along U.S. Highway 221 to its junction with U.S. Highway 460, thence over U.S. Highway 460 to its junction with U.S. Highway 29, thence over U.S. Highway 29 to its junction with U.S. Highway 60 to the West Virginia State line.

(c) Between points in South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending over U.S. Highway 221 to its junction with U.S. Highway 25, thence over U.S. Highway 25 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Virginia, on and west of a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 501 to Lynchburg, thence along U.S. Highway 29 to its junction with U.S. Highway 60, thence along U.S. Highway 60 to the West Virginia-Virginia State line, except points west of a line beginning at the Virginia-North Carolina State line, thence over State Highway 91 to junction U.S. Highway 11, thence over U.S. Highway 11 to junction State Highway 16, thence over State Highway 16 to the Virginia-West Virginia State line.

(d) Between points in South Carolina on and west of a line beginning at the North Carolina-South Carolina State line and extending over U.S. Highway 76 to its junction with South Carolina Highway 41, thence over South Carolina Highway 41 to its junction with South Carolina Highway 521, thence over South Carolina Highway 521 to its junction with U.S. Highway 701, thence over U.S. Highway 701 to Georgetown, S.C., and the Atlantic Ocean (except points on and west of a line beginning at the Georgia-South Carolina State line extending over U.S. Highway 221 to its junction with U.S. Highway 25, thence over U.S. Highway 25 to the North Carolina-South Carolina State line) on the one hand, and, on the other, points in Virginia on, south, and west of a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 501 to Lynchburg, thence along U.S. Highway 29 to its junction with U.S. Highway 60, and thence west along U.S. Highway 60 to the West Virginia state line.

(e) Between points in South Carolina on and east of a line beginning at the Georgia-South Carolina State line extending over U.S. Highway 221 to its junction with U.S. Highway 25, thence over U.S. Highway 25 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Ohio.

(f) Between points in South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending over U.S. Highway 221 to its junction with U.S. Highway 25, thence along U.S. Highway 25 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Ohio (except those on, south, and west of a line beginning at the Indiana-Ohio State line and extending along Ohio Highway 29 to its junction with U.S. Highway 33, thence along U.S. Highway 33 to its junction with U.S. Highway 68, thence along U.S. Highway 68 to its junction with U.S. Highway 35, thence along U.S. Highway 35 to its junction with U.S. Highway 23, thence along U.S. Highway 23 to the Kentucky-Ohio State line).

(g) Between points in South Carolina on and east of a line beginning at the Georgia-South Carolina State line extending over U.S. Highway 29 to its junction with U.S. Highway 25, thence over U.S. Highway 25 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Kentucky-Tennessee State line and extending along Kentucky Highway 15 to Jackson, Ky., thence along a line extending from Jackson through Olive Hill, Ky., to the Kentucky-Ohio State line at Portsmouth, Ohio.

(h) Between points in South Carolina on and east of a line beginning at the Georgia-South Carolina State line and extending over U.S. Highway 29 to its junction with U.S. Highway 25, thence over U.S. Highway 25 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Indiana on and south of U.S. Highway 40 and east of U.S. Highway 31.

(i) From points in South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 221, thence along U.S. Highway 221 to U.S. Highway 25, thence along U.S. Highway 25 to the North Carolina State line, to points in North Carolina on and east of a line beginning at the North Carolina-Virginia State line and extending along North Carolina Highway 93, thence along North Carolina Highway 113 to junction North Carolina Highway 18, thence along North Carolina Highway 18 to the North Carolina-South Carolina State line.

(j) From points in South Carolina on and east of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 301, thence along U.S. Highway 301 to junction Interstate 95, thence along Interstate 95 to junction U.S. Highway 521, thence along U.S. Highway 521 to the North Carolina-South Carolina State line to points in North Carolina on and west of a line beginning at the North Carolina-South Carolina State line and extending along Interstate 77, thence along Interstate 77 to Interstate 85, thence along Interstate 85 to junction U.S. Highway 601, thence along U.S. Highway 601 to junction U.S. Highway 52, thence along U.S. Highway 52 to the North Carolina-Virginia State line.

(k) From points in South Carolina on and west of a line beginning at the North Carolina-South Carolina State line and extending along U.S. Highway 321, thence along U.S. Highway 321 to junction South Carolina Highway 97, thence along South Carolina Highway 97 to junction U.S. Highway 521, thence along U.S. Highway 521 to junction Interstate 95, thence along Interstate 95 to junction South Carolina Highway 64, thence along South Carolina Highway 64 to junction U.S. Highway 17, thence along U.S. Highway 17 to South Carolina Highway 74, thence along South Carolina Highway 74 to the Atlantic Ocean to points in North Carolina on, east, and north of a line beginning at the North Carolina-Virginia State line and extending south along U.S. Highway 21, thence along U.S. Highway 21 to junction Interstate 77, thence along Interstate 77 to junction Interstate 85, thence along Interstate 85 to its intersection with North Carolina Highway 49, thence along North Carolina Highway 49 to junction U.S. Highway 52, thence along U.S. Highway



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52 to junction North Carolina Highway 73, thence along North Carolina Highway 73 to U.S. Highway 220, thence along U.S. Highway 220 to U.S. Highway 1, thence along U.S. Highway 1 to junction U.S. Highway 421, thence along U.S. Highway 421 to junction Interstate 95, thence along Interstate 95 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction North Carolina Highway 55, thence along North Carolina Highway 55 to the Atlantic Ocean.

(l) From points in South Carolina on and west of a line beginning at the North Carolina-South Carolina State line and extending along U.S. Highway 601 to its junction with South Carolina Highway 9, thence along South Carolina Highway 9 to junction U.S. Highway 521, thence along U.S. Highway 521 to junction South Carolina Highway 41, thence along South Carolina Highway 41 to junction South Carolina Highway 45, thence along South Carolina Highway 45 to the Atlantic Ocean to points in North Carolina on and west of a line beginning at the North Carolina-South Carolina State line and extending along Interstate 77, thence along Interstate 77 to junction U.S. Highway 29, thence along U.S. Highway 29 to the North Carolina-Virginia State line, except that part of North Carolina on and west of a line beginning at the Virginia-North Carolina State line and extending along North Carolina Highway 16, thence along U.S. Highway 321 to the North Carolina-South Carolina State line.

(m) From that part of South Carolina bounded on a line beginning at the North Carolina-South Carolina State line and extending south along Interstate 95, thence along Interstate 95 to junction Interstate 20, thence west along Interstate 20 to junction U.S. Highway 521, thence north along U.S. Highway 521 to junction South Carolina Highway 207, thence along South Carolina Highway 207 to the North Carolina-South Carolina State line to point in North Carolina on and west of a line beginning at the Virginia-North Carolina State line and extending along North Carolina Highway 89, thence along North Carolina Highway 89 to junction Interstate 85, thence along Interstate 85 to junction Interstate 77, thence along Interstate 77 to the North Carolina-South Carolina State line.

(2) *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment,

(a) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, on the one hand, and, on the other, points in West Virginia on and west of U.S. Highway 220.

(b) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, on the one hand, and, on the other, points in Pennsylvania on and west of U.S. Highway 219.

(c) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, on the one hand, and, on the other, all points in Ohio, except those on and south of a line beginning at the Indiana-Ohio State line, and extending along Ohio Highway 44, thence along Ohio Highway 44 to its junction with U.S. Highway 127, thence along U.S. Highway 127 to its junction with Ohio Highway 725, thence along Ohio Highway 725 to junction Ohio Highway 122, thence along Ohio Highway 122 to junction Interstate 75, thence north along Interstate 75 to its junction with Ohio Highway 73, thence along Ohio Highway 73 to its junction with U.S. Highway 62, thence along U.S. Highway 62 to the Ohio River.

(d) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, except points on and west of a line beginning at the Georgia-South Carolina State line and extending over U.S. Highway 25 to junction South Carolina Highway 121, thence over South Carolina Highway 121 to junction U.S. Highway 176, thence over U.S. Highway 176 to junction South Carolina Highway 18, thence over South Carolina Highway 18 to the North Carolina State line, on the one hand, and, on the other, all points in Ohio.

(e) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, except points on and west of a line beginning at the Georgia-South Carolina State line and extending over U.S. Highway 25, thence over U.S. Highway 25 to junction South Carolina Highway 121, thence over South Carolina Highway 121 to junction U.S. Highway 176, thence over U.S. Highway 176 to junction South Carolina Highway 18, thence over South Carolina Highway 18 to the North Carolina State line, on the one hand, and, on the other, points in that part of Indiana south of U.S. Highway 40 and east of U.S. Highway 31, including points on the indicated portions of the highways specified.

(f) Between points in that part of South Carolina on and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 1 to Columbia, S.C., thence along U.S. Highway 21 to the North Carolina State line, on the one hand, and, on the other, points in Kentucky on and north of a line beginning at the Kentucky-Virginia State line, thence along Kentucky Highway 317 to its junction with Kentucky Highway 7, thence along Kentucky Highway 7 to junction U.S. Highway 60, thence over U.S. Highway 60 to Kentucky Highway 59, thence over Kentucky Highway 59 to the Ohio River, including points on the indicated portions of the highways specified.

(g) Between points in South Carolina on and west of a line beginning at the South Carolina-Georgia State line and extending over U.S. Highway 221, thence along U.S. Highway 221 to junction South Carolina Highway 378, thence over South Carolina Highway 378 to junction South Carolina Highway 121, thence over South Carolina Highway 121 to junction U.S. Highway 176, thence over South Carolina Highway 72 to junction U.S. Highway 321, thence over U.S. Highway 321 to the North Carolina-South Carolina State line, on the one hand, and, on the other, points in Virginia beginning at the West Virginia-Virginia State line, thence over Virginia Highway 311 to junction Interstate 81, thence over Interstate 81 to U.S. Highway 60, thence over U.S. Highway 60 to the Virginia-West Virginia State line, thence south along the Virginia-West Virginia State line to point of beginning, including points on the indicated portions of the highways specified.

The purpose of this filing is to eliminate the gateways of Charlotte, N.C. in (1) above and Bluefield, W. Va. in (2) above.

No. MC 111823 (Sub-No. E99), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 MILLING ROAD, SAN ANTONIO, TEX. 78219. Applicant's representative: ROBERT J. GALLAGHER, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Plattsburg Air Force Base, Plattsburg, New York, on the one hand, and, on the other, Craig Air Force Base, Selma, Alabama, Fort McClellan, Anniston, Alabama, Fort Rucker, Ozark, Alabama, Gunter Air Force Base, Montgomery, Alabama, Maxwell Air Force Base, Montgomery, Alabama, Redstone Arsenal, Huntsville, Alabama; Blytheville Air Force Base, Blytheville, Arkansas, Little Rock Air Force Base, Jacksonville, Arkansas; Ent Air Force Base & Peterson Field, Colorado Springs, Colorado, Fitzsimons General Hospital, Denver, Colorado, Fort Carson, Colorado Springs, Colorado, Lowry Air Force Base, Denver, Colorado, U.S. Air Force Academy, Colorado Springs, Colorado; Eglin Air Force Base, Valparaiso, Florida, Homestead Air Force Base, Homestead, Florida, McDill Air Force Base, Tampa, Florida, McCoy Air Force Base, Orlando, Florida, Naval Air Station, Pensacola, Florida, Naval Air Station Whiting Field, Milton, Florida, Naval Station, Key West, Florida, Naval Training Center, Orlando, Florida, Patrick Air Force Base, Cocoa Beach, Florida, Tyndall Air Force Base, Panama City, Florida.





Atlanta Army Depot, Forest Park, Georgia, Fort Benning, Columbus, Georgia, Fort McPherson Atlanta, Georgia, Marine Corps Supply Center, Albany, Georgia, Dobbins Air Force Base, Marietta, Georgia, Moody Air Force Base, Valdosta, Georgia, Naval Air Station, Albany, Georgia, Robins Air Force Base, Warner Robins, Georgia; Chanute Air Force Base, Rantoul, Illinois; Fort Sheridan, Highland Park, Illinois, Joliet Army Ammunition Depot, Joliet, Illinois, Savanna Army Depot, Savanna, Illinois, Naval Air Station, Glenview, Illinois, Naval Training Center, Greatlakes, Illinois, Scott Air Force Base, Belleville, Illinois; Grissom Air Force Base, Peru, Indiana, Fort Benjamin Harrison, Indianapolis, Indiana, Naval Ammunition Depot, Crane, Indiana; Forbes Air Force Base, Topeka, Kansas, Fort Leavenworth, Leavenworth, Kansas, Fort Riley, Junction City, Kansas, McConnel Air Force Base, Wichita, Kansas; Fort Campbell, Hopkinsville, Kentucky, Fort Knox, Fort Knox, Kenutcky; Barksdale Air Force Base, Shreveport, Louisiana, England Air Force Base, Alexandria, Louisiana, Fort Polk, Leesville, Louisiana, Naval Air Station, New Orleans, Louisiana; Kincheloe Air Force Base, Sault Ste Marie, Michigan, K. I. Sawyer Air Force Base, Gwinn, Michigan, Selfridge Air National Guard Base, Mount Clemens, Michigan, Wurtsmith Air Force Base, Oscoda, Michigan.

Duluth International Airport, Duluth, Minnesota; Columbus Air Force Base, Columbus, Mississippi, Keesler Air Force Base, Biloxi, Mississippi, Naval Air Station, Meridian, Mississippi, Naval Construction Battalion, Gulfport, Mississippi; Fort Leonard Wood, Waynersville, Missouri, Richards-Gebaur Air Force Base, Kansas City, Missouri, Whiteman Air Force Base, Knob Noster, Missouri; Offutt Air Force Base, Omaha, Nebraska; Grand Forks Air Force Base, Emerado, North Dakota, Minot Air Force Base, Minot, North Dakota; Lockbourne Air Force Base, Columbus, Ohio, Wright-Patterson Air Force Base, Dayton, Ohio; Altus Air Force Base, Altus, Oklahoma, Fort Sill, Lawton, Oklahoma, Tinker Air Force Base, Oklahoma City, Oklahoma, Vance Air Force Base, Enid, Oklahoma; Ellsworth Air Force Base, Rapid City, South Dakota; Arnold Air Force Station, Tullahoma, Tennessee, Naval Air Station Memphis, Millington, Tennessee; Bergstorm Air Force Base, Austin, Texas, Brooks Air Force Base, San Antonio, Texas, Carswell Air Force Base, Fort Worth, Texas, Dyess Air Force Base, Abilene, Texas, Ellington Air Force Base, Houston, Texas, Naval Air Station, Dallas, Texas, Fort Bliss, El Paso, Texas, Fort Hood, Killeen, Texas, Fort Sam Houston, San Antonio, Texas, Fort Wolters, Mineral Wells, Texas, Goodfellow Air Force Base, San Angelo, Texas, Kelly Air Force Base, San Antonio, Texas, Lackland Air Force Base, San Antonio, Texas, Laredo Air Force Base, Laredo, Texas, Laughlin Air Force Base, Del Rio, Texas, Naval Air Station, Corpus Christi, Texas, Naval Air Station Chase Field, Beeville, Texas, Naval Air Station, Kingsville, Texas, Randolph Air Force Base, Universal City, Texas.

Reese Air Force Base, Lubbock, Texas, Sheppard Air Force Base, Wichita Falls, Texas, Webb Air Force Base, Big Spring, Texas, and Camp McCoy, Sparta, Wisconsin. The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to junction U.S. Hwy. 36, thence along U.S. Hwy. 36 to the Illinois-Missouri State line.

No. MC 111823 (Sub-No. E100), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting:

*Household goods*, between Griffis Air Force Base, Rome, N.Y., and Hancock Field, Syracuse, N.Y., on the one hand, and, on the other,

Craig Air Force Base, Selma, Alabama, Fort McClellan, Anniston, Alabama, Fort Rucker, Ozark, Alabama, Gunter Air Force Base, Montgomery, Alabama, Redstone Arsenal, Huntsville, Alabama; Blytheville Air Force Base, Blytheville, Arkansas, Little Rock Air Force Base, Jacksonville, Arkansas; Ent Air Force Base & Peterson Field, Colorado Springs, Colorado, Fitzsimons General Hospital, Denver, Colorado, Fort Carson, Colorado Springs, Colorado, Lowry Air Force Base, Denver, Colorado, U.S. Air Force Academy, Colorado Springs, Colorado; Eglin Air Force Base, Valparaiso, Florida, Homestead Air Force Base, Homestead, Florida, McDill Air Force Base, Tampa, Florida, McCoy Air Force Base, Orlando, Florida, Naval Air Station Cecil Field, Jacksonville, Florida, Naval Air Station, Pensacola, Florida, Naval Station, Mayport, Florida, Naval Air Station Whiting Field, Milton, Florida, Naval Station, Key West, Florida, Naval Training Center, Orlando, Florida, Patrick Air Force Base, Cocoa Beach, Florida, Tyndall Air Force Base, Panama City, Florida; Atlanta Army Depot, Forest Park, Georgia, Fort Benning, Columbus, Georgia, Fort McPherson, Atlanta, Georgia, Marine Corps Supply Center, Albany, Georgia, Dobbins Air Force Base, Marietta, Georgia, Moody Air Force Base, Valdosta, Georgia, Naval Air Station, Albany, Georgia, Robins Air Force Base, Warner Robins, Georgia.

Chanute Air Force Base, Rantoul, Illinois, Fort Sheridan, Highland Park, Illinois, Joliet Army Ammunition Depot, Joliet, Illinois, Savanna Army Depot, Savanna, Illinois, Naval Air Station, Glenview, Illinois, Naval Training Center, Great Lakes, Illinois, Scott Air Force Base, Belleville, Illinois; Grissom Air Force Base, Peru, Indiana, Fort Benjamin Harrison, Indianapolis, Indiana, Naval Ammunition Depot, Crane, Indiana; Forbes Air Force Base, Topeka, Kansas, Fort Leavenworth, Leavenworth, Kansas, Fort Riley, Junction City, Kansas, McConnell Air Force Base, Wichita, Kansas; Fort Campbell, Hopkinsville, Kentucky, Fort Knox, Fort Knox, Kentucky; Barksdale Air Force Base, Shreveport, Louisiana, England Air Force Base, Alexandria, Louisiana, Fort Polk, Leesville, Louisiana, Naval Air Station, New Orleans, Louisiana; Kincheloe Air Force Base, Sault Ste Marie, Michigan, K. I. Sawyer Air Force Base, Gwinn, Michigan, Selfridge Air National Guard Base, Mount Clemens, Michigan, Wurtsmith Air Force Base, Oscoda, Michigan; Duluth International Airport, Duluth, Minnesota; Columbus Air Force Base, Columbus, Mississippi, Keesler Air Force Base, Biloxi, Mississippi, Naval Air Station, Meridian, Mississippi, Naval Construction Battalion, Gulfport, Mississippi; Fort Leonard Wood, Missouri, Richards-Gebaur Air Force Base, Kansas City, Missouri, Whiteman Air Force Base, Knob Noster, Missouri; Offutt Air Force Base, Omaha, Nebraska; Grand Forks Air Force Base, Emerado, North Dakota, Minot Air Force Base, Minot, North Dakota; Lockbourne Air Force Base, Columbus, Ohio, Wright-Patterson Air Force Base, Dayton, Ohio; Altus Air Force Base, Altus, Oklahoma, Fort Sill, Lawton, Oklahoma, Tinker Air Force Base, Oklahoma City, Oklahoma, Vance Air Force Base, Enid, Oklahoma; Ellsworth Air Force Base, Rapid City, South Dakota; Arnold Air Force Station, Tullahoma, Tennessee, Naval Air Station Memphis, Millington, Tennessee.

Bergstrom Air Force Base, Austin, Texas, Brooks Air Force Base, San Antonio, Texas, Carswell Air Force Base, Fort Worth, Texas, Dyess Air Force Base, Abilene, Texas, Ellington Air Force Base, Houston, Texas, Naval Air Station, Dallas, Texas, Fort Bliss, El Paso, Texas, Fort Hood, Killeen, Texas, Fort Sam Houston, San Antonio, Texas, Fort Wolters, Mineral Wells, Texas, Goodfellow Air Force Base, San Angelo, Texas, Kelly Air Force Base, San Antonio, Texas, Lackland Air Force Base, San Antonio, Texas, Laredo Air Force Base, Laredo, Texas, Laughlin Air Force Base, Del Rio, Texas, Naval Air Station, Corpus Christi, Texas, Naval Air Station, Kingsville, Texas, Randolph Air Force Base, Universal City, Texas, Reese Air Force Base, Lubbock, Texas, Sheppard Air Force Base, Wichita Falls, Texas, Webb Air Force Base, Big Spring, Texas; and Camp McCoy, Sparta, Wiscon.

The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to



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junction U.S. Hwy. 40, thence along U.S. Hwy. 40, to junction U.S. Hwy. 36, thence along U.S. Hwy. 36 to the Illinois-Missouri State line.

No. MC 111823 Sub E101, filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, New York 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Household goods, between Stewart Field, Newburgh, N.Y., and U.S. Military Academy, West Point, N.Y., on the one hand, and, on the other, Carig Air Force Base, Salem, Alabama; Fort McClellan Anniston, Alabama; Fort Rucker, Ozark, Alabama; Gunter Air Force Base, Montgomery, Alabama; Maxwell Air Force Base, Montgomery, Alabama; Redstone Arsenal, Huntsville, Alabama, Blytheville Air Force Base, Blytheville, Arkansas; Little Rock Air Force Base, Jacksonville, Arkansas; Ent Air Force Base & Peterson Field, Colorado Springs, Colorado; Fitzsimons General Hospital, Denver, Colorado; Fort Carson, Colorado Springs, Colorado; Lowry Air Force Base, Denver, Colorado; U.S. Air Force Academy, Colorado Springs, Colorado; Eglin Air Force Base, Valparaiso, Florida; Naval Air Station, Pensacola, Florida; Naval Air Station Whiting Field, Milton, Florida; Tyndall Air Force Base, Panama City, Florida; Fort Benning, Columbus, Georgia; Chanute Air Force Base, Rantoul, Illinois; Fort Sheridan, Highland Park, Illinois; Joliet Army Ammunition Depot, Joliet, Illinois; Savanna Army Depot, Savanna, Illinois; Naval Air Station, Glenview Illinois; Naval Training Center, Great Lakes, Illinois; Scott Air Force Base, Belleville, Illinois; Grissom Air Force Base, Peru, Indiana; Fort Benjamin Harrison, Indianapolis, Indiana; Naval Ammunition Depot, Crane, Indiana; Forbes Air Force Base, Topeka, Kansas; Fort Leavenworth, Leavenworth, Kansas; Fort Riley, Junction City, Kansas; McConnell Air Force Base, Wichita, Kansas; Fort Campbell, Hopkinsville, Kentucky.

Fort Knox, Fort Knox, Kentucky; Barksdale Air Force Base, Shreveport, Louisiana; England Air Force Base, Alexandria, Louisiana; Fort Polk, Leesville, Louisiana; Naval Air Station, New Orleans, Louisiana; Kincheloe Air Force Base, Sault Ste Marie, Michigan; K. I. Sawyer Air Force Base, Gwinn, Michigan; Selfridge Air National Guard Base, Mount Clemens, Michigan; Wurtsmith Air Force Base, Oscoda, Michigan; Duluth International Airport, Duluth, Minnesota; Columbus Air Force Base, Columbus, Mississippi; Keesler Air Force Base, Biloxi, Mississippi; Naval Air Station, Meridian, Mississippi; Naval Construction Battalion, Gulfport, Mississippi; Fort Leonard Wood, Waynesville, Missouri; Richards-Gebaur Air Force Base, Kansas City, Missouri; Whitman Air Force Base, Knob Noster, Missouri; Offutt Air Force Base, Omaha, Nebraska; Grand Forks Air Force Base, Emerado, North Dakota; Minot Air Force Base, Minot, North Dakota; Lockbourne Air Force Base, Columbus, Ohio; Wright-Patterson Air Force Base, Dayton, Ohio; Altus Air Force Base, Altus, Oklahoma; Fort Sill, Lawton, Oklahoma; Tinker Air Force Base, Oklahoma City, Oklahoma; Vance Air Force Base, Enid, Oklahoma; Ellsworth Air Force Base, Rapid City, South Dakota, Arnold Air Force Station, Tallahoma, Tennessee; Naval Air Station Memphis, Millington, Tennessee; Bergstrom Air Force Base, Austin, Texas; Brooks Air Force Base, San Antonio, Texas; Carswell Air Force Base, Fort Worth, Texas; Dyess Air Force Base, Abilene, Texas; Ellington Air Force Base, Houston, Texas; Naval Air Station, Dallas, Texas; Fort Bliss, El Paso, Texas; Fort Hood, Killeen, Texas; Fort Sam Houston, San Antonio, Texas; Fort Wolters, Mineral Wells, Texas; Goodfellow Air Force Base, San Angelo, Texas; Kelly Air Force Base, San Antonio, Texas; Lackland Air Force Base, San Antonio, Texas; Laredo Air Force Base, Laredo, Texas; Laughlin Air Force Base, Del Rio, Texas; Naval Air Station, Corpus Christi, Texas; Naval Air Station Chase Field, Beeville, Texas; Naval Air Station, Kingsville, Texas; Randolph Air Force Base, Universal City, Texas; Reese Air Force Base, Lubbock, Texas; Sheppard Air Force Base, Wichita Falls, Texas; Webb Air Force Base, Big Spring, Texas; Camp McCoy, Sparta, Wisconsin.

The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40, to junction U.S. Hwy. 36, thence along U.S. Hwy. 36 to the Illinois-Missouri State line.

No. MC 113843 (Sub-No. E569), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from points in Tiaga County, Pa., to points in Nebraska; and from those points in Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland state line and extending along U.S. Highway 522 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 664, thence along Pennsylvania Highway 644 to junction Pennsylvania Highway 44, thence along Pennsylvania Highway 44 to junction Pennsylvania Highway 414, thence along Pennsylvania Highway 414 to junction Pennsylvania Highway 287, thence Pennsylvania Highway 287 to junction Pennsylvania Highway 249, thence along Pennsylvania Highway 249 to the Pennsylvania-New York State line, to those points in Nebraska on and west of U.S. Highway 183. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC 113843 (Sub-No. E588), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, (1) from points in Erie County, Pa., to those points in N.Y. on and east of a line beginning at the New York-Pennsylvania State line and extending thence along New York Highway 14 to junction New York Highway 13, thence along N.Y. Highway 13 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction New York Highway 12, thence along New York Highway 12 to junction New York Highway 28, thence along New York Highway 28 to junction New York Highway 30, thence along New York Highway 3, thence along New York Highway 3 to junction New York Highway 58, thence along New York Highway 58 to the St. Lawrence River; (2) from points in Allegheny County, Pa., to those points in New York on, north, and east of a line beginning at Lake Ontario and extending along New York Highway 57 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction New York Highway 17, thence along New York Highway 17 to junction U.S. Highway 6, thence along U.S. Highway 6 to the New York-Connecticut State line.

(3) From points in Franklin County, Pa., to points in Tioga County, N.Y., and those in New York bounded on the west by a line beginning at Lake Ontario and extending along New York Highway 57 to junction U.S. Highway 11, thence along U.S. Highway 11 to the New York-Pennsylvania State line, and on the south by a line beginning at the New York-Pennsylvania State line and extending along New York Highway 17 to junction New York Highway 30, thence along New York Highway 30 to junction New York Highway 7, thence along New York Highway 7 to Schenectady, thence along New York Highway 50 to its junction New York Highway 29, thence along New York Highway 29 to junction unnumbered Highway at Battenville, thence along unnumbered Highway to Shushan, thence along New York Highway 313 to the New York-Vermont State line; (4) from points in Adams County, Pa., to those points in New York bounded on the west by a line beginning at the New York-Pennsylvania State line and extending along New York Highway 328 to junction New York Highway 14, thence along New York Highway 14 to junction New York Highway 13, thence along New York Highway 13 to junction U.S. Highway 11, thence along U.S. Highway 11





to junction New York Highway 57, thence along New York Highway 57 to Lake Ontario, and, on the south, by a line beginning at the New York-Pennsylvania State line and extending along U.S. Highway 11 to junction New York Highway 7, thence along New York Highway 7 to Schenectady, thence along New York Highway 50 to junction New York Highway 29, thence along New York Highway 29 to junction New York Highway 153, thence along New York Highway 153 to the New York-Vermont State line.

(5) From those points in Pennsylvania on and west of U.S. Highway 15, to those points in New York bounded on the west by a line beginning at the New York-Pennsylvania State line and extending along New York Highway 328 to junction New York Highway 14, thence along New York Highway 14 to junction New York Highway 13, thence along New York Highway 13 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction New York Highway 57, thence along New York Highway 57 to Lake Ontario, and, on the south, by a line beginning at the New York-Pennsylvania State line and extending along U.S. Highway 11 to junction New York Highway 7, thence along New York Highway 7 to Schenectady, thence along New York Highway 50 to junction New York Highway 29, thence along New York Highway 29 to junction New York Highway 153, thence along New York Highway 153 to the New York-Vermont State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E593), filed May 19, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen seafood, and frozen fruit and vegetables*, from those points in Delaware, Maryland, and Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to those points in New York on and north of a line beginning at Lake Ontario and extending along New York Highway 3, to junction New York Highway 30, to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E776), filed May 19, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen juices and frozen berries* (1) from those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New Jersey State line and extending along U.S. Highway 202 to junction Pennsylvania Highway 309, thence along Pennsylvania Highway 309 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction Pennsylvania Highway 61, thence along Pennsylvania Highway 61 to junction Pennsylvania Highway 42, thence along Pennsylvania Highway 42 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-New York State line, to those points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line and extending along alternate U.S. Highway 41 to junction Kentucky Highway 109, thence along Kentucky Highway 109 to the Kentucky-Indiana State line; (2) from those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New Jersey State line and extending along Interstate Highway 80 to junction U.S. Highway 209, thence along U.S. Highway 209 to junction Pennsylvania Highway 93, thence along Pennsylvania Highway 93 to junction Pennsylvania Highway 487, thence along Pennsylvania Highway 487 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-New York State line to those points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line and extending along Interstate Highway 65 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Kentucky Indiana State line;

(3) From those points in Pennsylvania on, east, and north of a line beginning at the Pennsylvania-New Jersey State line and extending along Interstate Highway 80 to junction Pennsylvania Highway 115, thence along Pennsylvania Highway 115 to Wilkes-Barre, thence along Pennsylvania Highway 309 to junction Pennsylvania Highway 29, thence along Pennsylvania Highway 29 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 14, thence along Pennsylvania Highway 14 to the Pennsylvania-New York State line, to those points in Kentucky on and west of U.S. Highway 31E; (4) from those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New Jersey State line and extending along Interstate Highway 84 to junction Pennsylvania Highway 390, thence along Pennsylvania Highway 390 to junction Pennsylvania Highway 940, thence along Pennsylvania Highway 940 to junction Pennsylvania Highway 115, thence along Pennsylvania Highway 115 to Wilkes-Barre, thence along Pennsylvania Highway 309 to junction Pennsylvania Highway 29, thence along Pennsylvania Highway 29 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 14, thence along Pennsylvania Highway 14 to the Pennsylvania-New York State line, to those points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line and extending along U.S. Highway 27 to junction U.S. Highway 150, thence along U.S. Highway 150 to junction U.S. Highway 127, thence along U.S. Highway 127 to junction U.S. Highway 421, thence along U.S. Highway 421 to the Kentucky-Indiana State line.

(5) From those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New Jersey State line and extending along U.S. Highway 6 to junction Pennsylvania Highway 14, thence along Pennsylvania Highway 14 to the Pennsylvania-New York State line, to points in Kentucky; (6) from points in Bradford County, Pa., to points in Kentucky; (7) from those points in New Jersey on, north, and east of a line beginning at the Atlantic Ocean and extending along U.S. Highway 322 to junction New Jersey Highway 54, thence along U.S. Highway 54 to junction U.S. Highway 206, thence along U.S. Highway 206 to junction New Jersey Highway 543, thence along New Jersey Highway 543 to junction New Jersey Highway 541, thence along New Jersey Highway 541 to the Delaware River to those points in Kentucky on, south, and west of a line beginning at the Kentucky-Tennessee State line and extending along U.S. Highway 641 to junction U.S. Highway 68, thence along U.S. Highway 68 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Ohio River; (8) from those points in New Jersey on, north, and east of a line beginning at the Barnegat Bay and extending along New Jersey Highway 37 to junction New Jersey Highway 70, thence along New Jersey Highway 70 to junction New Jersey Highway 530, thence along New Jersey Highway 530 to junction New Jersey Highway 545, thence along New Jersey



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Highway 545 to junction U.S. Highway 206, thence along U.S. Highway 206 to Trenton, thence along U.S. Highway 201 to the Delaware River, to those points in Kentucky on and west of U.S. Highway 41.

(9) From those points in New Jersey on, north, and east of a line beginning at the Atlantic Ocean and extending along New Jersey Highway 33 to junction U.S. Highway 130, thence along U.S. Highway 130 to junction New Jersey Highway 522, thence along New Jersey Highway 522 to junction U.S. Highway 1, thence along U.S. Highway 1 to junction New Jersey Highway 26, thence along New Jersey Highway 26 to New Brunswick, thence along New Jersey Highway 527 to junction Interstate Highway 287, thence along Interstate Highway 287 to junction New Jersey Highway 28, thence along New Jersey Highway 28 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction Interstate Highway 78, thence along Interstate Highway 78 to the New Jersey-Pennsylvania State line, to those points in Kentucky on and west of U.S. Highway 231; (10) from those points in New Jersey on, north, and east of a line beginning at the Atlantic Ocean and extending along New Jersey Highway 33 to junction U.S. Highway 130, thence along U.S. Highway 130 to junction New Jersey Highway 522, thence along New Jersey Highway 522 to junction U.S. Highway 1, thence along U.S. Highway 1 to junction New Jersey Highway 26, thence along New Jersey Highway 26 to New Brunswick, thence along New Jersey Highway 527 to junction Interstate Highway 287, thence along Interstate Highway 287 to junction New Jersey Highway 28, thence along New Jersey Highway 28 to junction U.S. Highway 206, thence along U.S. Highway 206 to the New Jersey-Pennsylvania State line, to those points in Kentucky on and west of a line beginning at the Kentucky-Indiana State line and extending along U.S. Highway 60 to junction Kentucky Highway 79, thence along Kentucky Highway 79 to junction U.S. Highway 231, thence along U.S. Highway 231, to the Kentucky-Tennessee State line.

(11) From those points in New Jersey on, north, and east of a line beginning at Raritan Bay and extending along New Jersey Highway 535 to junction New Jersey Highway 18, thence along New Jersey Highway 18 to junction Interstate Highway 287, thence along Interstate Highway 287 to junction New Jersey Highway 28, thence along New Jersey Highway 28 to junction U.S. Highway 206, thence along U.S. Highway 206 to the New Jersey-Pennsylvania State line, to those points in Kentucky on, south, and west of a line beginning at the Kentucky-Tennessee State line and extending along U.S. Highway 31E to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 31W, thence along U.S. Highway 31W to Muldraugh, thence along Kentucky Highway 1638 to junction Kentucky Highway 79, thence along Kentucky Highway 79 to the Kentucky-Indiana State line. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC 113843 (Sub-No. E792), filed May 19, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits and berries and frozen fruit and berry concentrates*, from those points in Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland State line and extending along U.S. Highway 522 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction Pennsylvania Highway 44, thence along Pennsylvania Highway 44 to the Pennsylvania-New York State line to those points in Texas on and west of a line beginning at the United States-Mexico International Boundary line and extending along U.S. Highway 81 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 377, thence along U.S. Highway 377 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 180, thence along U.S. Highway 180 to junction Texas Highway 67, thence along Texas Highway 67 to junction Texas Highway 16, thence along Texas Highway 16 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Texas-Oklahoma State line; (2) from points in Tioga County, Pa., to points in Texas; and (3) from those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New Jersey State line and extending along Interstate Highway 78 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction U.S. Highway 209, thence along U.S. Highway 209, to the Susquehanna River, thence commencing at the Susquehanna River and extending along Pennsylvania Highway 34, to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 144 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 449, thence along Pennsylvania Highway 449 to the Pennsylvania-New York State line, to points in Texas. The purpose of this filing is to eliminate the gateway of Penn Yan, N.Y.

No. MC 113843 (Sub-No. E795), filed May 19, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen prune juice*, from those points in Pennsylvania on and west of U.S. Highway 15, and on, north, and east of a line beginning at U.S. Highway 15 and extending along U.S. Highway 522 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 120, thence along Pennsylvania Highway 120 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 449, thence along Pennsylvania Highway 449 to the Pennsylvania-New York State line, to those points in Kansas, on and west of a line beginning at the Kansas-Nebraska State line and extending along U.S. Highway 81 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction Kansas Highway 14, thence along Kansas Highway 14 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Kansas-Oklahoma State line. The purpose of this filing is to eliminate the gateway of the plant sites and storage facilities of Duffy-Mott Co., Inc., at Williamson, N.Y.

No. MC 113843 (Sub E990), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Benton Harbor and St. Joseph, Mich., to points in Delaware, those on and east of a line beginning at the Maryland-Pennsylvania State line, and extending along U.S. Highway 15 to its junction with Interstate Highway 70, thence along Interstate Highway 70 to junction Interstate Highway 495, thence along Interstate Highway 495 to Maryland-Virginia State line, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 113843 (Sub E991), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Massachusetts 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration (except commodities in bulk, in tank vehicles), from St. Joseph and Benton Harbor, Mich., to points in Virginia. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 113843 Sub E997, filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen poultry, frozen seafood, and frozen fruits and vegetables*, (1) from points in Kent County, Del., and Kent and Queen Annes Counties, Md., to those points in Ark. on, north, and west of a line beginning at the Ark.-Okla. State line and





extending along U.S. Hwy. 64 to junction Ark. Hwy. 21, thence along Ark. Hwy. 21 to junction Ark. Hwy. 68, thence along Ark. Hwy. 68 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62 to junction Ark. Hwy. 5, thence along Ark. Hwy. 5 to the Ark-Mo. State line; (2) from those in Del., Md. (except Pocomoke City, Cambridge, and Crisfield), and Va. east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to points in Colorado, Minnesota, and Nebraska; (3) from those points in Del., Md. (except Pocomoke City, Cambridge, and Crisfield), and Va. east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to those points in Kans., on, north, and west of a line beginning at the Kans.-Okla. State line and extending along U.S. Hwy. 83 to junction Kans. Hwy. 4, thence along Kans. Hwy. 4 to junction U.S. Hwy. 183, thence along U.S. Hwy. 183, to the Kans.-Neb. State line and those points in Okla. on and west of U.S. Hwy. 83; and (4) from those points in Del. and Md. (except Pocomoke City, Cambridge, and Crisfield) east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal, to those points in Kansas on and west of U.S. Hwy. 283. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC 113843 (Sub E1017), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Pittstown, Pa., to those points in West Virginia on and west of a line beginning at the Virginia-West Virginia State line and extending along U.S. Highway 19 to junction Interstate Highway 77, to the West Virginia-Ohio State line, and Bristol, Va. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E1045), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, from points in Massachusetts, Connecticut, and Rhode Island, to points in Colorado. The purpose of this filing is to eliminate the gateway of Geneva, N.Y.

No. MC 113843 (Sub-No. E1046), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits, frozen berries, and frozen vegetables*, from points in Massachusetts, Connecticut, Rhode Island, to Springfield, Ill., Louisville, Ky., Kenosha, Wis., Kansas City, and Vinita Park, Mo. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC 113843 (Sub-No. E1047), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits, frozen berries, and frozen vegetables*, from points in Massachusetts, Connecticut, Rhode Island, to points in Minnesota. The purpose of this filing is to eliminate the gateway of Geneva, N.Y.

No. MC 113843 (Sub-No. E1048), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruites, frozen berries, and frozen vegetables*, from points in Massachusetts, Connecticut, Rhode Island, to points in Kansas. The purpose of this filing is to eliminate the gateway of Geneva, N.Y.

No. MC 113843 (Sub-No. E1049), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits, frozen berries, and frozen vegetables*, from points in Massachusetts, Connecticut, Rhode Island, to points in Iowa. The purpose of this filing is to eliminate the gateway of Geneva, N.Y.

No. MC 113843 (Sub-No. E1050), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits*, from Houlton, Maine, to points in Arkansas, Colorado, Iowa, Kansas, Minnesota, Missouri, Kentucky, Nebraska, Oklahoma, Texas, and Wisconsin. The purpose of this filing is to eliminate the gateway of Westfield, N.Y.

No. MC 113843 (Sub-No. E1053), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from Caribou, Maine, to points in Arkansas, Colorado, Iowa, Kentucky, Minnesota, Missouri, Nebraska, Oklahoma, Texas, and Wisconsin. The purpose of this filing is to eliminate the gateway of Westfield, N.Y.

No. MC 113843 (Sub-No. E1063), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from Dundee, N.Y., to those points in Kentucky on and west of a line beginning at the Kentucky-Ohio State line and extending along Interstate Highway 65 to Elizabethtown, thence along Kentucky Highway 61 to junction Kentucky Highway 55, thence along Kentucky Highway 55 to junction U.S. Highway 127, thence along U.S. Highway 127 to the Kentucky-Tennessee State Line. The purpose of this filing is to eliminate the gateway of Buffalo, N.Y.

No. MC 113843 (Sub-No. E1056), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from North Brunswick, N.J., to that portion of Pennsylvania on, west, and north of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 6 to Meadville, thence along Pennsylvania Highway 77 to junction Pennsylvania Highway 27, thence along Pennsylvania Highway 27 to junction U.S. Highway 6, thence along U.S. Highway 6 to Warren, thence along Pennsylvania Highway 59 to junction U.S. Highway 15, thence along U.S. Highway 15 to the Pennsylvania-New York State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E1060), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from Caribou, Maine, to points in Arkansas, Colorado, Iowa, Kentucky, Minnesota, Missouri, Nebraska, Oklahoma, Texas, and Wisconsin. The purpose of this filing is to eliminate the gateway of Westfield, N.Y.

No. MC 113843 (Sub-No. E1063), filed December 2, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils



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(same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods*, from North Brunswick, N.J., to Springfield, Ohio, and that portion of Ohio on, north, and west of a line beginning at the Ohio-Pennsylvania State line and extending along Interstate Highway 90 to Cleveland, thence along Interstate Highway 71 to junction Ohio Highway 98, thence over Ohio Highway 95 to Marion, thence along Ohio Highway 739 to junction Ohio State Highway 47, thence along Ohio State Highway 47 to Bellefontaine, thence along U.S. Highway 33 to the Ohio River. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E1068), filed January 17, 1975. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence F. Shells (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods* from points in Cattaraugus, Chautauqua, and Erie Counties, N.Y., to Chicago, Ill., Green Bay and Milwaukee, Wis., and points in Connecticut, Indiana, Massachusetts, Michigan, New Jersey, Ohio, Pennsylvania, and Rhode Island. The purpose of this filing is to eliminate the gateway of Buffalo, N.Y.

No. MC 114457 (Sub E18), filed June 3, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods* (except dairy products and meat), from points in Wisconsin north of Crawford, Richland, Souk, Columbia, Dodge, Washington, and Ozaukee Counties to points in Nebraska. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E52), filed May 24, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in North Dakota to points in Missouri (except points in Atchison County). The purpose of this filing is to eliminate the gateway of Chanhassen, Minn.

No. MC 114457 (Sub E53), filed May 31, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Containers and container ends, metal accessories, and materials and supplies used by a canning factory*, from points in Wisconsin to points in South Dakota in and west of Brown, Spink, Beadle, Jerauld, Brule, and Gregory Counties. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC 114457 (Sub E84), filed June 4, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal Canned goods containers* and (2) *container ends, accessories, and materials and supplies* used in connection with the manufacture and distribution of metal containers (except commodities in bulk and those which because of size or weight require the use of special equipment), when moving in mixed loads with metal containers—from all points in Wisconsin except Douglas County to all points in South Dakota in and west of Brown, Spink, Beadle, Sanborn, Davison, Douglas, and Charles Mix Counties. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E87), filed June 4, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned Goods* (except dairy products and meat), from points in North Dakota to points in Ohio, Pennsylvania, West Virginia, Kentucky, Connecticut, Delaware, Indiana, Lower Peninsula of Michigan, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, and the District of Columbia. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E89), filed June 4, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods* (except dairy products and meat), from Omaha, Nebraska, to points in Ohio, Pennsylvania, West Virginia, Connecticut, Delaware, Indiana, Lower Peninsula of Michigan, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, and District of Columbia. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E90), filed June 4, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods* (except dairy products and meat), from points in Montana to points in Ohio, Pennsylvania, West Virginia, Kentucky, Connecticut, Delaware, Indiana, Lower Peninsula of Michigan, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rode Island, Vermont, and the District of Columbia. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E 94), filed June 4, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar, utilized as a canning factory supply*, from points in South Dakota except points in Buffalo, Jerauld, Sanborn, Miner, Lake, Moody, Guile, Aurora, Davison, Hanson, McCook, Minnehaha, Gregory, Charles Mix, Douglas, Hutchinson, Turner, Lincoln, Bon Hamme, Yankton, Clay, and Union Counties) and points in North Dakota and Montana to points in Illinois. The purpose of this filing is to eliminate the gateway of points in Minnesota.

No. MC 114457 (Sub E150), filed November 22, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper containers and paper container closures* (except commodities in bulk), from Hamilton, Ohio, to points in Minnesota, Nebraska, North Dakota, South Dakota, and points in Iowa (except points in Davis, Van Buren, Jefferson, Henry, Lee, Des Moines, and Louisa Counties). The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 114457 (Sub E156), filed May 31, 1974. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Containers* and *container ends, metal accessories*, and *materials and supplies* used by a canning factory (Sub 79), from all points in Wisconsin (except points in Crawford, Grant, Iowa, Lafayette, and Green Counties) to all points in Colorado. The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC 115840 (Sub E72), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., PO Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Such materials and supplies used in the agriculture, water treatment, food processing, wholesale groceries, and institutional supply industries (except in bulk) as are embraced in iron and steel articles, cranes, sand hoppers, elevators, conveyors, dust collectors, meter boxes, and as are also embraced in pipe, fittings, valves, hydrants, gaskets, iron castings, and accessories*, (1) from those points in Alabama bounded on the north by U.S. Highway 84 from the Alabama-Mississippi State Line, eastward to the intersection of U.S. Highway 31, thence along U.S. Highway 31 southward, to the Alabama-Florida State Line at, and including, Flomaton, Alabama-Florida, thence westward and southward from Flomaton along the Alabama-Florida State Line to the Gulf of Mexico; and on the west by the Alabama-Mississippi State Line, northward, from the Gulf of Mexico to U.S. Highway 84, to points in Washington, Oregon, Arizona, Utah, Nevada, Idaho, Wyoming, Colorado, Montana, Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Illinois, Michigan, Minnesota, Indiana, Ohio, Kentucky, West Virginia, Virginia, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Pennsylvania, Massachusetts, New Hampshire, Vermont, and Maine; (2) from those points in that portion of Alabama bounded on the north by U.S. Highway 82 from the Alabama-Mississippi State Line, thence eastward to the intersection of U.S. Highway 31, thence southward to the intersection with U.S. Highway 84, thence to the Alabama-Mississippi State Line to points in California, Oregon, Washington, Arizona, Nevada, Utah, Idaho, New Mexico, Wyoming, Colorado, Montana, Texas, Oklahoma, Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Illinois, Minnesota, Michigan, Missouri, Indiana, Ohio, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, and Maine.

(3) From those points in that portion of Alabama located at the intersection of Alabama State Highway 5 and U.S. Highway 278, thence along U.S. Highway 278 to the intersection of U.S. Interstate Highway 65, thence on U.S. Interstate Highway 65 to Alabama State Highway 69, thence on Alabama State Highway 69 to the intersection with U.S. Highway 82, thence on U.S. Highway 82 to the Alabama-Mississippi State Line, then to U.S. Highway 78, thence on U.S. Highway 78 to intersection U.S. Highway 278, thence on U.S. Highway 278 to the intersection with Alabama State Highway 5 to points in California, Oregon, Washington, Arizona, New Mexico, Nevada, Utah, Idaho, Wyoming, Colorado, Montana, Texas, Oklahoma, Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Michigan, Minnesota, West Virginia, Virginia, Pennsylvania, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, and Maine; (4) from those points in that portion of Alabama located at the intersection of Alabama State Highway 79 and U.S. Highway 231, thence on U.S. Highway 231 to Interstate 20, thence on Interstate 20 to the intersection with Alabama State Highway 77, thence to the intersection of U.S. Highway Alternate 231 located at Talladega (and including Talladega, Alabama), thence on U.S. Highway Alternate 231 to the intersection of Alabama State Highway 22, thence on Alabama State Highway 22 to the intersection with U.S. Highway 82, thence on U.S. Highway 82 to the intersection of Alabama State Highway 69, thence on Alabama State Highway 69 to the intersection with Interstate Highway 65, thence on Interstate Highway 65 to Birmingham, Alabama (and including Birmingham, Alabama), and the intersection of U.S. Highway 31 and Alabama State Highway 79, thence on Alabama State Highway 79 to the intersection with U.S. Highway 231 to points in California, Washington, Oregon, Arizona, Utah, Nevada, Idaho, Wyoming, Colorado, Texas, Montana, Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Michigan, Illinois, Minnesota, Indiana, Ohio, Kentucky, West Virginia, Virginia, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Pennsylvania, Massachusetts, New Hampshire, Vermont, and Maine.

(5) From those points in that portion of Alabama at the intersection of U.S. Highway Alternate 231 and Alabama State Highway 77 at Talladega, Alabama, thence on Alabama State Highway 77 to the intersection of Alabama State Highway 22, thence on Alabama State Highway 22 to the intersection of U.S. Highway 280, thence on U.S. Highway 280 to the intersection with Alabama State Highway 49 at Dadeville, Alabama, and (including Dadeville, Alabama), thence on Alabama State Highway 49 to the intersection of Alabama State Highway 14, thence on Alabama State Highway 14 to the intersection with U.S. Highway 231, thence on U.S. Highway 231 to the intersection with U.S. Highway 82 at Montgomery, Alabama (and including Montgomery, Alabama), thence on U.S. Highway 82 to the intersection with Alabama State Highway 22, thence on Alabama State Highway 22 to the intersection with U.S. Highway 231, thence on U.S. Highway 231 to the intersection with U.S. Highway Alternate 231 at Sylacauga, Alabama (and including Sylacauga, Alabama), thence on U.S. Highway Alternate 231 to the intersection with Alabama State Highway 77 to points in California, Washington, Oregon, Arizona, Utah, Nevada, Idaho, Wyoming, Colorado, Texas, Montana, Nebraska, Kansas, South Dakota North Dakota, Iowa, Wisconsin, Michigan, Illinois, Minnesota, Indiana, Delaware, Ohio, Kentucky, West Virginia, Maryland, New Jersey, New York, Connecticut, Rhode Island, Pennsylvania, Massachusetts, New Hampshire, Vermont, and Maine.

(6) From those points in that portion of Alabama at the intersections with U.S. Interstate 65 and U.S. Highway 278, thence on U.S. Highway 278 to the intersection with Alabama State Highway 69, thence on Alabama State Highway 69 to the intersection with U.S. Highway 231, thence on U.S. Highway 231 to the intersection with U.S. Highway 278, thence on U.S. Highway 278 to the intersection with Alabama State Highway 75, thence on Alabama State Highway 75 to the intersection with Alabama State Highway 35, thence on Alabama State Highway 35 to the intersection with Alabama State Highway 9, thence on Alabama State Highway 9 to the intersection with U.S. Highway 411, thence on U.S. Highway 411 to the intersection with U.S. Highway 431, thence on U.S. Highway 431 to the intersection with Alabama State Highway 21 at Anniston, Alabama (and including Anniston, Alabama), thence on Alabama State Highway 21 to the intersection with Alabama Highway 77, thence on Alabama Highway 77 to the intersection with U.S. Interstate Highway 20, thence on U.S. Interstate Highway 20 to the intersection with U.S. Highway 231, thence on U.S. Highway 231 to the intersection with Alabama State Highway 79, thence on Alabama State Highway 79 to the intersection with Interstate Highway 65 at Birmingham, Alabama (including Birmingham, Alabama), thence on Interstate Highway 65 to the intersection with U.S. Highway 278 to points in California, Oregon, Washington, Arizona, Nevada, Utah, Idaho, Wyoming, Colorado, Montana, Texas, Nebraska, Kansas, South Dakota, North Dakota, New York, Connecticut, Massachusetts, New Hampshire, Vermont, and Maine. The purpose of this filing is to eliminate the gateways of Anniston and Holt, Ala.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary*.

[FR Doc.75-20240 Filed 8-1-75;8:45 am]







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federal register

MONDAY, AUGUST 4, 1975




PART II:

# WATER RESOURCES COUNCIL

■

## EMPLOYEE RESPONSIBILITIES AND CONDUCT

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## Title 18—Conservation of Power and Natural Resources

## CHAPTER VI—WATER RESOURCES COUNCIL

## PART 706—EMPLOYEE RESPONSIBILITIES AND CONDUCT

### Notice of Rulemaking

Chapter VI, Title 18 of the Code of Federal Regulations is amended by the addition of a new Part 706 entitled, "Employee Responsibilities and Conduct", as set forth below.

This rulemaking is made by authority of the Water Resources Planning Act of 1965 (Sec. 402, Pub. Law 89–80, 79 Stat. 254 (42 USC 1962d–1)). Executive Order 11222 (30 FR 6469, 3 CFR Proc. 3279, as amended); and 5 CFR pt. 735, (33 FR 12487).

Executive Order 11222 prescribes standards of ethical conduct for government officers and employees. The Civil Service Commission, by authority delegated to it under Secs. 602, 701, and 702 of the Executive Order, has issued regulations (5 CFR pt. 735) under which each agency head must issue regulations covering the agency's employees and special Government employees; prescribing standards of conduct and responsibilities; and governing statements reporting employment and financial interests. This new Part 706 implements, and is otherwise consistent with, the requirements of law, the order, and 5 CFR pt. 735.

As this Part 706 has application solely to the Water Resources Council personnel, the relevant provisions of the Administrative Procedure Act (5 USC 553) requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective date are inapplicable.

In accordance with the spirit of the public policy set forth in 5 USC 553, interested persons may submit written comments, suggestions, or arguments to the Director, Water Resources Council, 2120 L Street, N.W., Washington, D.C. 20037 on or before September 2, 1975. Material submitted will be evaluated and acted upon in the same manner as if this document were a proposal. Until such time as further changes are made, however, Part 706 as set forth below shall remain in effect.

These Employee Responsibilities and Conduct Regulations are effective August 4, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

PETER P. RAMATOWSKI,
*Acting Director,*
*U.S. Water Resources Council.*

A new Part 706 is added to 18 CFR Chapter VI, as follows:

#### Subpart A—General Provisions


Sec.
706.101 Purpose.
706.102 Definitions.
706.103 Remedial Action.
706.104 Interpretation and Advisory Service.




#### Subpart B—Conduct and Responsibilities of Employees


Sec.
706.201 Proscribed actions.
706.202 Gifts, entertainment, and favors.
706.203 Outside employment and activity.
706.204 Financial interests.
706.205 Misuse of Information.
706.206 Support of Council programs.
706.207 Use of Government property.
706.208 Indebtedness.
706.209 Gambling, betting, and lotteries.
706.210 Coercion.
706.211 General conduct prejudicial to the Government.
706.212 Miscellaneous statutory provisions.


#### Subpart C—Conduct and Responsibilities of Special Government Employees


706.301 Use of Government employment.
706.302 Use of inside information.
706.303 Gifts, entertainment, and favors.
706.304 Applicability of other provisions.


#### Subpart D—Statements of Employment and Financial Interests


706.401 Employees required to submit statements.
706.402 Employee's complaint on filing requirement.
706.403 Form of statements.
706.404 Time for submission of statements.
706.405 Supplementary statements.
706.406 Interests of employees' relatives.
706.407 Information not known by employees.
706.408 Information not required.
706.409 Opportunity for explanation of conflict or appearance of conflict.
706.410 Confidentiality of statements.
706.411 Effect of statements on other requirements.
706.412 Submission of statements by special Government employees.
706.413 Submission of statements by River Basin Commission Chairmen.


AUTHORITY: Water Resources Planning Act, 1965 (Sec. 402, Pub. L. 89–80, 79 Stat. 254 (42 U.S.C. 1962d–1)) E.O. 11222 (30 FR 6469, 3 CFR Proc. 3279; as amended); 5 CFR Part 735 (33 FR 12487).

### Subpart A—General Provisions

**§ 706.101 Purpose.**

The maintenance of unusually high standards of honesty, integrity, impartiality, and conduct by employees and special Government employees is essential to assure the proper performance of the Water Resources Council's (hereafter referred to as the Council) business and the maintenance of confidence by citizens in their Government. The avoidance of misconduct and conflicts of interest on the part of employees and special Government employees through informed judgment is indispensable to the maintenance of these standards. To accord with these concepts, this part sets forth the Council's regulations prescribing standards of conduct and responsibilities and governing statements of employment and financial interests for employees and special Government employees.

**§ 706.102 Definitions.**

In this part:

(a) "Employee" means the Director and an employee of the Council employed by the Director under the authority of § 701.78(a)(4) of this chapter.

(b) "Special Government employee" means a special Government employee as defined in section 202 of title 18 of the United States Code who is employed by the Council.

**§ 706.103 Remedial action.**

(a) A violation of this part by an employee or special Government employee may be cause for remedial action. Remedial action may include, but is not limited to:

(1) Changes in assigned duties;

(2) Divestment by the employee or special Government employee of his conflicting interest;

(3) Disciplinary action which may be in addition to any penalty prescribed by law; or

(4) Disqualification for a particular assignment.

(b) Remedial action, whether disciplinary or otherwise, shall be effected in accordance with any applicable laws, Executive orders, and regulations.

**§ 706.104 Interpretation and advisory service.**

The General Counsel will serve as Counselor for the purpose of providing interpretation and advisory assistance to the Council staff on matters covered in this Part 706.

### Subpart B—Conduct and Responsibilities of Employees

**§ 706.201 Proscribed actions.**

An employee shall avoid any action which might result in, or create the appearance of:

(a) Using public office for private gain;

(b) Giving preferential treatment to any person;

(c) Impeding Government efficiency or economy;

(d) Losing complete independence or impartiality;

(e) Making a Government decision outside official channels; or

(f) Affecting adversely the confidence of the public in the integrity of the Government.

**§ 706.202 Gifts, entertainment, and favors.**

(a) Except as provided in paragraphs (b) and (c) of this section, an employee shall not solicit or accept, directly or indirectly, any gift, gratuity, favor, entertainment, loan, or any other thing of monetary value, from a person who:

(1) Has, or is seeking to obtain, contractual or other business or financial relations with the Council;

(2) Conducts operations or activities that are regulated by the Council; or

(3) Has interests that may be substantially affected by the performance or nonperformance of his official duty.

(b) The restrictions set forth in paragraph (a) of this section do not apply to:

(1) Obvious family or personal relationships, such as those between the employee and his parents, children, or spouse, when the circumstances make it clear that those relationships rather than the business of the persons concerned are the motivating factors;

(2) The acceptance of food and refreshments of nominal value on infrequent occasions in the ordinary course of a luncheon or dinner meeting or other meeting or on an inspection tour where an employee may be properly in attendance;

(3) The acceptance of loans from banks or other financial institutions on customary terms to finance proper and usual activities of employees, such as home mortgage loans; and

(4) The acceptance of unsolicited advertising or promotional material, such as pens, pencils, note pads, calendars, and other items of nominal intrinsic value.

(c) An employee shall not solicit a contribution from another employee for a gift to an official superior, make a donation as a gift to an official superior, or accept a gift from an employee receiving less pay than himself (5 USC 7351). However, this paragraph does not prohibit a voluntary gift of nominal value or donation in a nominal amount made on a special occasion such as marriage, illness, or retirement.

(d) An employee shall not accept a gift, present, decoration, or other thing from a foreign government unless authorized by Congress as provided by the Constitution and in 5 U.S.C. 7342.

(e) Neither this section nor § 706.203 precludes an employee from receipt of bona fide reimbursement, unless prohibited by law, for expenses of travel and such other necessary subsistence as is compatible with this part for which no Government payment or reimbursement is made. However, this paragraph does not allow an employee to be reimbursed, or payment to be made on his behalf, for excessive personal living expenses, gifts, entertainment, or other personal benefits, nor does it allow an employee to be reimbursed by a person for travel on official business under Council orders when reimbursement is proscribed by Decision B–128527 of the Comptroller General dated March 7, 1967.

**§ 706.203 Outside employment and activity.**

(a) An employee shall not engage in outside employment or other outside activity not compatible with the full and proper discharge of the duties and responsibilities of his Government employment. Incompatible activities include, but are not limited to:

(1) Acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances wherein acceptance may result in, or create the appearance of, a conflict of interest;

(2) Outside employment or activity which tends to impair his mental or physical capacity to perform the duties and responsibilities of his position in an acceptable manner;

(3) Outside employment or activity which is in violation of a statute, Executive order, or regulation, including applicable State and local statutes and ordinances.

(b) Employees are encouraged to engage in teaching, lecturing, and writing that is not prohibited by law, Executive Order 11222 of May 11, 1965, as amended by Executive Order 11590 of April 27, 1971, this part or other Council regulations. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing, including teaching, lecturing, or writing for the purpose of the special preparation of a person or class of persons for an examination of the Civil Service Commission or Board of Examiners for the Foreign Service, that depends on information obtained as a result of his Government employment, except when that information has been made available to the general public or will be made available on request, or when the agency head gives written authorization for use of non-public information on the basis that the use is in the public interest.

(c) An employee shall not receive any salary or anything of monetary value from a private source as compensation for his services to the Government.

(d) An employee shall not engage in outside work or activity which may be construed by the public to be official acts of the Council, or of a nature closely paralleling the work of the Council.

(e) An employee who engages in any kind of outside paid employment on a substantially regular basis shall submit to his immediate supervisor a memorandum describing the employment and stating approximately how many hours per week he is so employed. The immediate supervisor shall forward the memorandum through the Director for inclusion in the employee's Official Personnel Folder.

(f) This section does not preclude an employee from:

(1) Participation in the activities of national or State political parties not proscribed by law;

(2) Participation in the local self-government activities in the community in which he resides to the extent permitted by law; or,

(3) Participation in the affairs of, or acceptance of an award for meritorious public contribution or achievement given by, a charitable, religious, professional, social, fraternal, nonprofit educational, recreational, public service, or civic organization.

**§ 706.204 Financial interests.**

(a) An employee shall not:

(1) Have a direct or indirect financial interest that conflicts substantially, or appears to conflict substantially, with his Government duties and responsibilities; or

(2) Engage in, directly or indirectly, a financial transaction as a result of or primarily relying on, information obtained through his Government employment.

(b) This section does not preclude an employee from having a financial interest or engaging in financial transactions to the same extent as a private citizen not employed by the Government so long as it is not prohibited by law, Executive Order 11222, as amended, 5 CFR 735, or this part.

**§ 706.205 Misuse of information.**

For the purpose of furthering a private interest an employee shall not, except as provided in § 706.203(b), directly or indirectly use, or allow the use of, official information obtained through or in connection with his Government employment which has not been made available to the general public.

**§ 706.206 Support of Council programs.**

(a) When a Council program is based on law or Executive order, every employee has a positive obligation to make it function as efficiently and economically as possible and to support it as long as it is a part of recognized public policy. An employee may, therefore, properly make an address explaining and interpreting such a program, citing its achievements, defending it against uninformed or unjust criticism, pointing out the need for possible improvements, or soliciting views for improving it.

(b) An employee shall not, either directly or indirectly, use appropriated funds to influence a Member of Congress to favor or oppose legislation in violation of 18 U.S.C. 1913. However, an employee is not prohibited from:

(1) Testifying as a representative of the Council on pending legislation proposals before congressional committees on request; provided, that the relevant provisions of the current OMB Circular A–14 ("Legislation Coordination and Clearance") are complied with; or

(2) Assisting congressional committees in drafting bills or reports on request, when it is clear that the employee is serving solely as a technical expert under the direction of committee leadership.

**§ 706.207 Use of Government property.**

An employee shall not directly or indirectly use, or allow the use of, Government property of any kind, including property leased to the Government, for other than officially approved activities. An employee has a positive duty to protect and conserve Government property including equipment, supplies, and other property entrusted or issued to him.

**§ 706.208 Indebtedness.**

(a) An employee shall pay each just financial obligation in a proper and timely manner, especially one imposed by law, such as Federal, State, or local taxes. For the purpose of this section, a "just financial obligation" means one acknowledged by the employee or reduced to judgment by a court or one imposed by law such as Federal, State or local taxes.

(b) When an employee has a levy placed against his salary for failure to pay an indebtedness for Federal income taxes, he shall be issued a written reprimand stating that failure to make satisfactory arrangements regarding future tax liabilities will be grounds for removal.

(c) When an employee is the subject of a letter of complaint stating that he has not paid his State or local taxes and





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has failed to make satisfactory arrangements regarding the debt, he shall be interviewed by the Assistant Director, Division of Program Coordination and Management. In this interview he shall be instructed to make satisfactory arrangements for the payment of his debt immediately and informed that failure to do so will be grounds for removal.

(d) When an employee is the subject of a letter of complaint regarding any other kind of indebtedness to a unit of government, Federal, State, or local, the procedure prescribed in paragraph (c) of this section shall be observed.

(e) When a creditor who holds a legal judgment against an employee requests that the Council assist in collecting the debt, the employee shall be interviewed by the Assistant Director, Division of Program Coordination and Management. In this interview he shall be instructed to pay the debt in full within 90 days, or within whatever longer period is specified by the Assistant Director, Division of Program Coordination and Management if he determines that a 90-day limit would impose undue hardship on the employee, and informed that failure to do so will be grounds for removal.

(f) When an employee is the subject of a letter of complaint from a creditor who does not hold a legal judgment against the employee, the Assistant Director, Division of Program Coordination and Management shall forward a copy of the letter to the employee together with a memorandum calling the employee's attention to the provisions of this section. However, the Council will not assist the creditor in collecting the debt.

**§ 706.209 Gambling, betting, and lotteries.**

An employee shall not participate, while on Government-owned or leased property or while on duty for the Government, in any gambling activity, including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a numbers slip or ticket.

**§ 706.210 Coercion.**

An employee shall not use his Government employment to coerce, or give the appearance of coercing, a person to provide financial benefit to himself or another person, particularly one with whom he has family, business, or financial ties.

**§ 706.211 General conduct prejudicial to the Government.**

An employee shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudical to the Government.

**§ 706.212 Miscellaneous statutory provisions.**

The attention of each employee is directed to the following statutory provisions:

(a) House Concurrent Resolution 175, 85th Congress, 2d Session, 72 Stat. B12, the Code of Ethics for Government Service.

(b) Chapter 11 of title 18, United States Code, relating to bribery, graft and conflicts of interest.

(c) The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(d) The prohibitions against disloyalty and striking (E.O. 10450, 18 U.S.C. 1918).

(e) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(f) The prohibitions against:

(1) The disclosure of classified information (18 U.S.C. 798, 50 USC 783); and and

(2) The disclosure of confidential information (18 U.S.C. 1905).

(g) The provision relating to the habitual use of intoxicants to excess (5 USC 7352).

(h) The prohibition against the misuse of a Government vehicle (31 U.S.C. 638a (c)).

(i) The prohibition against the misuse of the franking privilege (18 U.S.C. 1719).

(j) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(k) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(l) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(m) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(n) The prohibitions against:

(1) Embezzlement of Government money or property (18 U.S.C. 641);

(2) Failing to account for public money (18 U.S.C. 643); and

(3) Embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(o) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(p) The prohibitions against political activities in subchapter III of chapter 73 of title 5, United States Code and 18 U.S.C. 602, 603, 607, and 608.

(q) The provision relating to the denial of the right to petition Congress (5 U.S.C. 7102).

(r) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act (18 U.S.C. 219).

(s) The prohibition against a public official appointing or promoting a relative, or advocating such an appointment or promotion (5 U.S.C. 3110).

(t) The prohibition against the employment of an individual convicted of felonious rioting or related offenses (5 U.S.C. 7313).

(u) The tax imposed on certain employees (e.g., Presidential appointees, employees excepted under Schedule C, employees in GS–16 or above, or a comparable pay level) who knowingly engage in self-dealing with a private foundation (26 U.S.C. 4941, 4946). "Self-dealing" is defined in the statute to include certain transactions involving an employee's receipt of pay, a loan, or reimbursement for travel or other expenses from, or his sale to or purchase of property from a private foundation.

## Subpart C—Conduct and Responsibilities of Special Government Employees

**§ 706.301 Use of Government employment.**

A special Government employee shall not use his Government employment for a purpose that is, or gives the appearance of being, motivated by the desire for private gain for himself or another person, particularly one with whom he has family, business, or financial ties.

**§ 706.302 Use of inside information.**

A special Government employee shall not use inside information obtained as a result of his Government employment for private gain for himself or another person either by direct action on his part or by counsel, recommendation, or suggestion to another person, particularly one with whom he has family, business, or financial ties. For the purpose of this section, "inside information" means information obtained under Government authority which has not become part of the body of public information.

(b) A special Government employee may engage in teaching, lecturing, and writing to the same extent, and subject to the same restrictions, as provided in § 706.303(b) for employees.

**§ 706.303 Gifts, entertainment, and favors.**

(a) Except as provided in paragraph (b) of this section a special Government employee, while so employed or in connection with his employment, shall not receive or solicit from a person having business with the Council anything of value as a gift, gratuity, loan, entertainment, or favor for himself or another person, particularly one with whom he has family, business, or financial ties.

(b) The exceptions from the restrictions as set forth in § 706.202(b) for employees apply in the same manner to special Government employees.

**§ 706.304 Applicability of other provisions.**

The provisions of §§ 706.206 through 706.211 apply to special Government employees in the same manner as to employees.

## Subpart D—Statements of Employment and Financial Interests

**§ 706.401 Employees required to submit statements.**

(a) Employees in the following named positions shall submit statements of employment and financial interest to the Director:

(1) Employees in Grade GS–16 or above of the General Schedule established by the Classification Act of 1949, as amended;

(2) The General Counsel and Administrative Officer;





(3) The Staff Specialists assigned to review applications by States for planning grants under Title III of the Water Resources Planning Act;

(4) Special Government employees, as defined in § 706.102; and

(5) Employees classified at GS–13 or above under 5 U.S.C. 5332, or at a comparable pay level under another authority, who are in positions which the Director may determine have duties and responsibilities which require the incumbent to report employment and financial interests in order to avoid involvement in possible conflicts-of-interest situation and carry out the purpose of law, Executive order, and Council regulations.

(b) A statement of employment and financial interest is required from the Director and shall be submitted by the Director to the Chairman of the Council.

**§ 706.402 Employee's complaint on filing requirement.**

An employee who feels that his position has been improperly included in the list in § 706.401 as one requiring the submission of a statement of employment and financial interests may obtain a review of his complaint under the Council's internal grievance procedure.

**§ 706.403 Form of statements.**

An employee required to submit a statement of employment and financial interests shall submit that statement in the format prescribed by the Division of Management.

**§ 706.404 Time for submission of statements.**

An employee required to submit a statement of employment and financial interests by § 706.401 shall submit that statement no later than 30 days after the date of entrance on duty in the position covered by § 706.401.

**§ 706.405 Supplementary statements.**

Changes in, or additions to, the information contained in an employee's statement of employment and financial interests shall be reported in a supplementary statement, in the format prescribed by the Division of Management, as of June 30 each year. If no changes or additions occur, a negative report is required. Notwithstanding the filing of the annual report required by this section, each employee shall at all times avoid acquiring a financial interest that could result, or taking an action that would result in a violation of the conflicts-of-interest provisions of section 18 U.S.C. 208, or Subpart B of this part.

**§ 706.406 Interests of employees' relatives.**

The interests of a spouse, minor child, or other member of an employee's immediate household are considered to be interests of the employee. For the purpose of this section, "member of a employee's immediate household" means those blood relations who are residents of the employee's household.

**§ 706.407 Information not known by employees.**

If any information required to be included on a statement of employment and financial interests or on a supplementary statement, including holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit the information in his behalf.

**§ 706.408 Information not required.**

An employee is not required to submit on a statement of employment and financial interests, or on a supplementary statement, any information relating to the employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For the purpose of this section, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement of employment and financial interests.

**§ 706.409 Opportunity for explanation of conflict or appearance of conflict.**

When a statement submitted under § 706.401 indicates a conflict or an appearance of conflict, between the interests of an employee and the performance of his services for the Government, the employee concerned shall be given an opportunity to explain the conflict or appearance of conflict before remedial action is initiated.

**§ 706.410 Confidentiality of statements.**

Each statement of employment and financial interests, and each supplementary statement, shall be held in confidence and retained in limited access files of the reviewing official. The use of information on the statements shall be limited to that necessary to carry out the purposes of this part. Information from a statement or a supplementary statement shall not be disclosed except by decision of the Director for good cause shown: Provided, that information from a statement or a supplementary statement of the Director shall not be disclosed except by decision of the Chairman for good cause shown.

**§ 706.411 Effect of statements on other requirements.**

The statements of employment and financial interests and supplementary statements required of employees are in addition to, and not in substitution for or in derogation of any similar requirement imposed by law, order, or or regulation. The submission of a statement or supplementary statement by an employee does not permit him or any other person to participate in a matter in which he or the other person's participation is prohibited by law, order, or regulation.

**§ 706.412 Submission of statements by special Government employees.**

(a) Each special Government employee shall submit a statement of employment and financial interests not later than the time of his employment. Each special Government employee shall keep his statement current throughout his period of employment by the submission of supplementary statements.

(b) A special Government employee shall submit his statement of employment and financial interests in the format prescribed by the Division of Management. The statement will be filed with the Division of Management and is accorded the confidentiality prescribed in § 706.410.

(c) The provisions of § 706.406 through 706.411 apply to special Government employees in the same manner as to employees.

(d) The Director may waive the requirement in paragraph (a) of this section for the submission of a statement of employment and financial interests in the case of a special Government employee who is not a consultant or an expert when he finds that the duties of the position held by that special Government employee are of a nature and at such a level of responsibility that the submission of the statement by the incumbent is not necessary to protect the integrity of the Government. For the purposes of this paragraph "consultant" and "expert" have the meanings given those terms by Chapter 304 of the Federal Personnel Manual.

**§ 706.413 Submission of statements by River Basin Commission Chairmen.**

A statement of employment and financial interest is not required under this part from Chairmen of River Basin Commissions created by the President pursuant to Title II of the U.S. Water Resources Planning Act. The Commission Chairmen are subject to Sec. 401 of Executive Order 11222, as amended, and are required to file a statement with the Chairman of the Civil Service Commission.

[FR Doc.75-20069 Filed 7-31-75;8:45 am]



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# federal register

TUESDAY, AUGUST 5, 1975

## highlights

**PRIVACY ACT OF 1974—OMB GUIDELINES**
Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523-5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.


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The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

### Title 4—Accounts

### CHAPTER III—COST ACCOUNTING STANDARDS BOARD

### PART 411—COST ACCOUNTING STANDARD ACCOUNTING FOR ACQUISITION COSTS OF MATERIAL

#### Effective Date

On May 5, 1975, a Cost Accounting Standard entitled Cost Accounting Standard Accounting for Acquisition Costs of Material was published in the FEDERAL REGISTER (40 FR 19425 et seq.).

The effective date of the Standard which was reserved in the May 5 publication is January 1, 1976 and § 411.80(a) is therefore supplemented as follows:

**§ 411.80 Effective date.**

(a) The effective date of this Standard is January 1, 1976.

(84 Stat. 796, sec. 103; 50 U.S.C. App. 2168).

ARTHUR SCHOENHAUT,
*Executive Secretary.*

[FR Doc.75-20285 Filed 8-4-75;8:45 am]

### Title 5—Administrative Personnel

### CHAPTER I—CIVIL SERVICE COMMISSION
### PART 213—EXCEPTED SERVICE

#### Department of Defense

Section 213.3306 is amended to show that one position of Private Secretary to the Special Assistant to the Secretary of Defense has been reestablished and excepted under Schedule C.

Effective August 5, 1975, § 213.3306(a) (13) is added as set out below:

**§ 213.3306 Department of Defense.**

(a) *Office of the Secretary.* * * *

(13) One Private Secretary to the Special Assistant to the Secretary of Defense.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20291 Filed 8-4-75;8:45 am]

### PART 213—EXCEPTED SERVICE

#### Department of Justice

Section 213.3310 is amended to show that the position of Chief, Field Office, is no longer excepted under Schedule C.

Effective August 5, 1975, § 213.3310(d) (1) is revoked as set out below:

**§ 213.3310 Department of Justice.**

* * * * * *

(d) *Anti-Trust Division.*

(1) (Revoked).

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-20292 Filed 8-4-75;8:45 am]

### Title 7—Agriculture

### CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Avocado Reg. 17, Amdt. 6]

### PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

#### Maturity Requirements

This amendment revises the maturity requirements for the Peterson and Trapp varieties of avocados. Weight or diameters and picking dates are indices used at harvest to assure that avocados are mature and will ripen satisfactorily after picking.

*Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendation of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the maturity requirements for the handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for the amendment stems from the current avocado crop maturity situation. Maturity studies on the specified varieties completed recently indicate that avocados of such varieties are now mature at the hereinafter specified dates, minimum weights, or diameters.

(3) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of specified varieties of avocados.

*Order.* The provisions of subparagraph (a) (2) of § 915.317 (Avocado Regulation 17; 40 FR 24006; 26501; 28048; 29068; 29812; 30793) are amended by revising in Table I the dates applicable to the Peterson and Trapp varieties so that after such revision the portion of Table 1 relating to such varieties of avocadoes reads as follows:

**§ 915.317 Avocado Regulation 17.**

* * * * *

| Variety (1) | Date (2) | Minimum weight or diameter (3) | Date (4) | Minimum weight or diameter (5) | Date (6) | Minimum weight or diameter (7) | Date (8) |
|---|---|---|---|---|---|---|---|
| Peterson | 7-28-75 | 12 oz 3 9/16 in | 8- 4-75 | 10 oz 3 3/16 in | 8-25-75 | 8 oz 2 13/16 in | 9-8-75 |
| Trapp | 8- 4-75 | 14 oz 3 9/16 | 8-11-75 | 12 oz 3 3/16 in | 9-15-75 | | |

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated, July 31, 1975, to become effective August 4, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20349 Filed 8-4-75;8:45 am]



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[Avocado Reg. 23, Amdt. 3]

## PART 944—FRUITS; IMPORT REGULATIONS

### Maturity Requirements

This amendment revises the maturity requirements applicable to imported avocados of the Trapp variety. It permits the importation of such avocados at specified weights or diameters two weeks earlier than is now permitted. The requirements are the same as those applicable to avocados produced in South Florida and regulated pursuant to Marketing Order 915.

Pursuant to the provisions of section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), the provisions of paragraph (a) (4) of § 944.15 (Avocado Regulation 23; 40 FR 24008) are hereby amended to read as follows:

**§ 944.15 Avocado Regulation 23.**

(a) • • •

(4) Avocados of the Trapp variety shall not be imported (i) prior to August 4, 1975; (ii) from August 4, 1975, through August 10, 1975, unless the individual fruit in each lot of such avocados weighs at least 14 ounces or measures at least 3 19/16 inches in diameter; and (iii) from August 11, 1975, through September 15, 1975, unless the individual fruit in each lot of such avocados weighs at least 12 ounces or measures at least 3 7/16 inches in diameter.

• • • • •

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective time of this regulation beyond that hereinafter specified (5 U.S.C. 553) in that (a) the requirements of this amended import regulation are imposed pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), which makes such regulation mandatory; (b) the maturity requirements of this amended import regulation are the same as those to be in effect beginning August 4, 1975, on domestic shipments of avocados grown in South Florida under Avocado Regulation 17, Amendment 6 (§ 915.317); and (c) this amendment relieves restrictions on imports of avocados.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated, July 31, 1975, to become effective August 4, 1975.

CHARLES R. BRADER,
*Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20350 Filed 8-4-75;8:45 am]



## Title 13—Business Credit and Assistance

### CHAPTER I—SMALL BUSINESS ADMINISTRATION

[Rev. 13, Amdt. 5]

### PART 121—SMALL BUSINESS SIZE STANDARDS REGULATION

### Certain Definitions

On June 5, 1975, there was published in the FEDERAL REGISTER (40 FR 24210) a notice that the Small Business Administration proposed to adjust upward those definitions of small business expressed in terms of dollars in order to account for the effects of inflation during the years that such standards have been in effect.

The public was given until July 7, 1975, in which to file written comment.

Having evaluated all comment in response to the above notice, we have decided to adopt the proposed changes. Accordingly, Part 121 of Chapter I of Title 13 of the Code of Federal Regulations is further amended by:

1. Revising § 121.3–8(a) to read as follows:

**§ 121.3–8 Definition of small business for Government procurement.**

• • • • •

(a) Construction. Any concern bidding on a contract for work which is classified in Division C, Contract Construction, of the Standard Industrial Classification Manual, as amended, prepared by the Office of Management and Budget, Executive Office of the President, is:

(1) Small if its average annual receipts for its preceding 3 fiscal years do not exceed $12 million: Provided, however, That, if 75 percent or more (by value) of the work called for by the contract is classified in one of the industries, subindustries, or class of products set forth in Schedule H of this Part, it is small if it does not exceed the size standard established therein for that industry. (Notwithstanding the above proviso, for a period of 1 year from the effective date of this amendment, any concern which from March 18, 1973, to March 18, 1974, was primarily engaged in performing small business set-aside contracts, is small for the purpose of any contract covered by the proviso if its average annual receipts for its preceding 3 fiscal years did not exceed $7.5 million. For the purpose of this rule, a concern was primarily engaged in performing small business set-aside contracts if 50 percent or more of its receipts, including receipts of its affiliates, were attributable to such contracts.)

(2) Small, if it is bidding on a contract for dredging and (i) its average annual receipts for its preceding 3 fiscal years do not exceed $9.5 million and (ii) it performs the dredging of at least 40 percent of the yardage advertised in the plans and specifications with dredging equipment owned by the bidder or obtained from another small business dredging concern.

2. Revising § 121.3–8(e) to read as follows:

**§ 121.3–8 Definition of small business for Government procurement.**

• • • • •

(e) Services. Any concern bidding on a contract for services (including but not limited to services set forth in Division I, Services, of the Standard Industrial Classification Manual), not elsewhere rine engineering service is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $2 million.

(1) Any concern bidding on a contract for engineering services other than marine engineering service is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $7.5 million.

(2) Any concern bidding on a contract for motion picture production or motion picture services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $8 million.

(3) Any concern bidding on a contract for janitorial and custodial services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $4.5 million.

(4) Any concern bidding on a contract for base maintenance is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $7.5 million.

(5) Any concern bidding on a contract for marine cargo handling services is classified as small if its annual receipts do not exceed $7.5 million for its preceding 3 fiscal years.

(6) Any concern bidding on a contract for naval architectural and marine engineering services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $9 million.

(7) Any concern bidding on a contract for food services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $5.5 million.

(8) (i) Any concern bidding on a contract for laundry services including linen supply, diaper services, and industrial laundering, is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $4 million.

(ii) Any concern bidding on a contract for cleaning and dyeing including rug cleaning services, is classified as small if its average annual receipts for the preceding 3 fiscal years do not exceed $1.5 million.

(9) Any concern bidding on a contract for computer programming services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $4 million.

(10) Any concern bidding on a contract for flight training services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $7 million.

(11) Any concern bidding on a contract for motorcar rental and leasing services or truck rental and leasing services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $7 million.

(12) Any concern bidding on a contract for tire recapping services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $4 million. This section applies only to procurements requiring the services of tire retreading and repair shops (Standard Industrial Classification Industry No. 7534, Tire Retreading and Repair Shops) and not to procurements for the repairing and/or retreading of pneumatic aircraft tires which, by reason of the extent and nature of the equipment and operations required, are considered for size standards purposes to be manufactured within the meaning of Standard Industrial Classification Industry No. 3011, Tires and Inner Tubes.

(13) Any concern bidding on a contract for data processing services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $4 million.

(14) Any concern bidding on a contract for computer maintenance services is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $7 million.

(15) Any concern bidding on a contract for services requiring the use of one or more helicopters or fixed-wing aircraft is classified as small if its average annual receipts for its preceding 3 fiscal years do not exceed $3.5 million.

3. Revising § 121.3–8(f)(3) to read as follows:

**§ 121.3–8 Definition of small business for Government procurement.**

• • • • •

(f) Transportation • • •

• • • • •

(3) As small if it is bidding on a contract for either trucking (local and/or long distance) and/or warehousing and/or packing and crating and/or freight-forwarding, and its annual receipts do not exceed $7 million.

4. Revising § 121.3–9(a)(3) to read as follows:

**§ 121.3–9 Definition of small business for sales of Government property.**

• • • • •

(a) Sales of Government-owned property other than timber • • •

• • • • •

(3) Stockpile purchasers. Any concern primarily engaged in the purchase of materials which are not domestic products is small if its annual receipts for its preceding 3 fiscal years do not exceed $42 million.

5. Revising § 121.3–10(a) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

• • • • •

(a) Construction. Any construction concern is small if its average annual receipts do not exceed $9.5 million for its preceding 3 fiscal years: Provided, however, That, if it is primarily engaged in an industry set forth in Schedule I of this part, it is small if its average annual receipts do not exceed the size standard established therein for that industry.

6. Revising § 121.3–10(c) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

• • • • •

(c) Retail. Any retailing concern is classified:

(1) As small if it is primarily engaged in an industry or subindustry set forth in Schedule D of this part and its annual receipts do not exceed the size standard established therein for that industry or subindustry.

(2) As small if it is primarily engaged in an industry or subindustry not set forth in Schedule D of this part and its annual receipts do not exceed $2 million.

7. Revising § 121.3–10(d) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

(d) Services. Any concern primarily engaged in a service industry (including but not limited to service industries set forth in Division I, Services, of the Standard Industrial Classification Manual) is classified:

(1) As small if its annual receipts do not exceed $2 million.

(2) As small if it is primarily engaged in the hotel and motel industry and its annual receipts do not exceed $3 million.

(3) As small if it is primarily engaged in the power laundry industry and its annual receipts do not exceed $3 million.

(4) As small if it is primarily engaged in the trailer court and parks industry and its annual receipts do not exceed $1.5 million: Provided, that a minimum of 50 percent of the annual receipts is derived from the rental of space to tourist travelers for periods not in excess of 30 days.

(5) As small if it is primarily engaged in owning and operating a hospital and its capacity does not exceed 150 beds (excluding cribs and bassinets).

(6) As small if it is primarily engaged in owning and operating a convalescent or nursing home and its annual receipts do not exceed $1.5 million.

(7) As small if it is primarily engaged in owning and operating a medical or dental laboratory and (i) it is operated in connection with an eligible proprietary hospital or (ii) it is not operated in connection with an eligible proprietary hospital and its annual receipts do not exceed $1.5 million.

(8) As small if it is primarily engaged in the motion picture production industry and its annual receipts do not exceed $8 million.

(9) As small if it is primarily engaged in the motion picture services industry and its annual receipts do not exceed $8 million.

(10) As small if it is primarily engaged in rendering engineering services and its annual receipts do not exceed $3.5 million.

(11) As small if, including its affiliates, it is primarily engaged in the generation, transmission and/or distribution of electric energy for sale and its total electric output for the preceding fiscal year did not exceed 4 million megawatt hours.

(12) As small if it is primarily engaged in providing cable television service rental to homes, and its annual receipts do not exceed $3 million. (See 13 CFR 120.2(d)(4) for SBA policy which bars concerns that originate programs from receiving financial assistance. This policy limitation is not applicable to small business investment company assistance.)

8. Revising § 121.3–10(e) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

• • • • •

(e) Shopping centers. (1) Any concern primarily engaged in operating shopping centers is small if (i) it does not have assets exceeding $8 million, (ii) it does not have net worth in excess of $4 million, (iii) it does not have an average net income, after Federal income taxes, for the preceding 2 fiscal years in excess of $400,000 (average net income to be computed without benefit of any carryover loss), and (iv) it does not lease more than 25 percent of the gross leasable area to concerns which do not meet the small business definition contained in this section.

(2) For the purpose of size determinations, shopping center operators will not be considered affiliated with their tenants merely because of lease agreements.

9. Revising § 121.3–10(f) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

• • • • •

(f) Transportation and warehousing. Any concern primarily engaged in passenger and freight transportation or warehousing is classified:

(1) As small if its annual receipts do not exceed $1.5 million.

(2) As small if it is primarily engaged in the air transportation industry and its number of employees does not exceed 1,000 persons.

(3) As small if it is primarily engaged in the storage of grain and it does not have more than 1 million bushels capacity in owned and leased facilities, and its annual receipts do not exceed $1.5 million.

(4) As small if it is primarily engaged in trucking (local and/or long distance) and/or warehousing and/or packing and crating and/or freight forwarding and its annual receipts do not exceed $6.5 million.

10. Revising § 121.3–10(g)(1)(ii).

**§ 121.3–10 Definition of small business for SBA loans.**

• • • • •

(g) Wholesale. • • •

(1) • • •

(ii) As small if it is primarily engaged in an industry or subindustry not set







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forth in Schedule C of this part and its annual receipts do not exceed $9.5 million.

(11). Revising § 121.3–10(j) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

* * * * *

(j) Agriculture production (crops), fish farms and fish hatcheries, etc. Any concern primarily engaged: (1) In an industry set forth in Major Group 01—Agriculture Production—Crops, of the Standard Industrial Classification Manual, (2) in the operation of a fish farm (part of Standard Industrial Classification Industry No. 0279, Animal Specialties, Not Elsewhere Classified), (3) in the operation of a fish hatchery (part of Standard Industrial Classification Industry No. 0921, Fish Hatcheries and Preserves), (4) in the propagation of fur-bearing animals (part of Standard Industrial Classification Industry No. 0271, Fur-Bearing Animals and Rabbits), (5) in the planting of oysters (part of Standard Industrial Classification Industry No. 0913, Shellfish), or (6) in the operation of hatcheries for chicks and poults (Standard Industrial Classification Industry No. 0254, Poultry Hatcheries), where such hatchery operators produce more than 50 percent of the chicks or 50 per cent of the poults hatched are retained by the operators for the production of broilers or turkeys for market, is classified as small if its annual receipts do not exceed $275,000.

12. Revising § 121.3–10(k) to read as follows:

**§ 121.3–10 Definition of small business for SBA loans.**

* * * * *

(k) Agricultural production (livestock). Any concern (except custom beef cattle feedlots) primarily engaged in raising livestock for human consumption such as cattle, hogs, sheep, goats, poultry of all kinds, and animal specialties such as horses, rabbits, bees, or fish in captivity, and which, as a result of animal disease, has suffered substantial economic injury due to its inability to market such livestock (or the product of such livestock) for human consumption, is classified as small for the purpose of receiving a disaster loan under section 7 (b) (4) of the Small Business Act if its annual receipts do not exceed $275,000.

13. Revising § 121.3–11 to read as follows:

**§ 121.3–11 Definition of small business for assistance by small business investment companies or by development companies.**

A small business concern for the purpose of receiving financial or other assistance from small business investment companies or development companies is one which:

(a) Together with its affiliates, is independently owned and operated, is not dominant in its field of operation, does not have assets exceeding $9 million, does not have net worth in excess of $4 million, and does not have an average net income, after Federal income taxes, for the preceding 2 years in excess of $400,000 (average net income to be computed without benefit of any carryover loss); or

(b) Qualifies as a small business concern under § 121.3–10.

14. Revising Schedule C to read as follows:

SCHEDULE C—ANNUAL RECEIPTS SIZE STANDARDS FOR CONCERNS PRIMARILY ENGAGED IN WHOLESALING

(The following size standards are to be used when determining the size status of wholesaling concerns for the purpose of SBA business loans, displaced business loans, economic opportunity loans, and as alternate standards for Sections 501 and 502 loans and SBIC assistance. Where a code is followed by a letter, the size standard applies only to the class of product designated.)

| Industry or sub-industry code | Industry, Subindustry, or Class of Products | Annual Receipts Size Standard (Maximum, in Millions) |
|---|---|---|
| **MAJOR GROUP 50—WHOLESALE TRADE—DURABLE GOODS** | | |
| 5012 | Automobile and motor vehicles | $22.0 |
| 5014 | Tires and tubes | 22.0 |
| 5023(a) | Home furnishings, floor coverings | 14.5 |
| 5039 | Construction materials, N.E.C. | 14.5 |
| 5041 | Sporting and recreational goods and supplies | 14.5 |
| 5042 | Toys and hobby goods and supplies | 14.5 |
| 5051(a) | Metals service centers | 14.5 |
| 5051(b) | Metals sales offices | 22.0 |
| 5052(a) | Coal | 14.5 |
| 5063 | Electrical apparatus and equipment, wiring supplies, and construction materials | 22.0 |
| 5064 | Electrical appliances, televisies, and radio sets | 14.5 |
| 5081 | Commercial machines and equipment | 22.0 |
| 5082 | Construction and mining machinery and equipment | 14.5 |
| 5083 | Far and garden machinery and equipment | 22.0 |
| 5084 | Industrial machinery and equipment | 14.5 |
| 5085 | Industrial supplies | 14.5 |
| **MAJOR GROUP 51—WHOLESALE TRADE—NONDURABLE GOODS** | | |
| 5111 | Printing and writing paper | 14.5 |
| 5113 | Industrial and personal service paper | 22.0 |
| 5122 | Drugs, drug proprietaries and druggists' sundries | 14.5 |
| 5133 | Piece goods (woven fabrics) | 14.5 |
| 5134 | Notions and other dry goods | 14.5 |
| 5139 | Footwear | 14.5 |
| 5141 | Groceries, general line | 22.0 |
| 5142 | Frozen foods | 22.0 |
| 5143 | Dairy products | 14.5 |
| 5147 | Meats and meat products | 14.5 |
| 5149 | Groceries and related products, N.E.C. | 14.5 |
| 5152 | Cotton | 22.0 |
| 5153 | Grain | 14.5 |
| 5154 | Livestock | 14.5 |
| 5161 | Chemicals and allied products | 22.0 |
| 5171 | Petroleum bulk stations and terminals | 22.0 |
| 5172 | Petroleum and petroleum products wholesalers, except bulk stations and terminals | 22.0 |
| 5182 | Wines and distilled alcoholic beverages | 22.0 |
| 5194 | Tobacco and tobacco products | 14.5 |
| 5198 | Paints, varnishes, and supplies | 22.0 |

15. Revising Schedule D to read as follows:

SCHEDULE D—ANNUAL RECEIPTS SIZE STANDARDS FOR CONCERNS PRIMARILY ENGAGED IN RETAILING

(The following size standards are to be used when determining the size status of retailing concerns for the purpose of SBA loans, displaced business loans, economic opportunity loans, and as alternate standards for section 501 and 502 loans and SBIC assistance. Where a code is followed by a letter, the size standard applies only to the class of product designated.)

| Industry or sub-industry code | Industry, subindustry, or class of products | Annual receipts size standard (maximum, in millions) |
|---|---|---|
| **MAJOR GROUP 52—BUILDING MATERIALS, HARDWARE, GARDEN SUPPLY, AND MOBILE HOME DEALERS** | | |
| 5271 | Mobile home dealers | $3.5 |
| **MAJOR GROUP 53—GENERAL MERCHANDISE STORES** | | |
| 5311 | Department stores | 7.5 |
| 5331 | Variety stores | 3.0 |
| **MAJOR GROUP 54—FOOD STORES** | | |
| 5411 | Grocery stores | 7.5 |
| 5423(a) | Meat markets (a part of meat and fish (seafood) markets) | 7.5 |
| **MAJOR GROUP 55—AUTOMOTIVE DEALERS AND GASOLINE SERVICE STATIONS** | | |
| 5511 | Motor vehicle dealers (new and used) | 6.5 |
| 5521 | Motor vehicle dealers (used only) | 6.5 |
| 5599(a) | Aircraft (a part of automotive dealers, n.e.c.) | 5.0 |
| **MAJOR GROUP 56—APPAREL AND ACCESSORY STORES** | | |
| 5611 | Men's and boys' clothing and furnishings stores | 2.5 |
| 5621 | Women's ready-to-wear stores | 2.5 |
| 5651 | Family clothing stores | 2.5 |
| 5661 | Shoe stores | 2.5 |
| **MAJOR GROUP 57—FURNITURE, HOME FURNISHINGS, AND EQUIPMENT STORES** | | |
| 5722 | Household appliance stores | 2.5 |
| 5732 | Radio and television stores | 2.5 |
| **MAJOR GROUP 59—MISCELLANEOUS RETAIL** | | |
| 5961 | Mail order houses | 7.5 |

*Effective Date:* This amendment shall become effective on August 5, 1975, provided, however, that for the purpose of Government procurements or sales, it shall apply only to procurements or sales for which the invitations for bids or requests for proposals are issued 30 days or more after such date.

(All SBA programs listed in the Catalog of Federal Domestic Assistance Programs under Nos. 59.001–59.018)

Dated: July 31, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75–20299 Filed 8–4–75;8:45 am]





**Title 14—Aeronautics and Space**

**CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

[Docket No. 14864; Amdt. 39–2323]

**PART 39—AIRWORTHINESS DIRECTIVES**

**Hawker Siddeley Aviation Ltd., DH/BH–125 Airplanes**

There have been two reported cases of complete displacement of cabin pressure seal bungs on DH/BH–125 airplanes in flight with resultant rapid loss of cabin pressure which required emergency descent. There have also been numerous reports of significant displacement of cabin pressure seal bungs on other airplanes of this type which if left undetected could result in full displacement (blow out) in flight with similar results. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require inspection and rework as necessary of all Hellerman type pressure seal bungs installed in the cabin pressure vessel of DH/BH–125 airplanes.

Since a condition exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

(Sec. 313(a), 601, and 603 Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

HAWKER SIDDELEY AVIATION, LTD. Applies to DH–125 and BH–125 airplanes certificated in all categories.

Compliance required as indicated.

To prevent possible rapid loss of cabin pressurization, accomplish the following:

Within 50 hours time in service after the effective date of this AD, unless already accomplished, inspect all Hellerman type cabin pressure seal bungs for displacement and rework as necessary in accordance with the following:

(a) Locate all Hellerman type cabin pressure seal bungs for the particular aircraft being inspected.

Note: Refer to the relevant aircraft wiring diagram manual (2 volumes) and to the maintenance practices in the Maintenance Manual, Chapter 24–00 (all series pre–600) and Chapter 24–01 (series 600). Pressure bung installations may be of the normal or reverse type assembly as defined in the Maintenance Manual reference noted in paragraph (c) of this AD. The total number may vary from one airplane to another depending on the electrical equipment installed.

(b) Gain access to the bungs in accordance with the procedures in the Maintenance Manual, Chapters 24 and 25.

(c) Inspect the bungs (both normal and reverse assemblies) for displacement and reinspect and/or rework as necessary in accordance with the instructions contained in Part B of temporary revision dated April 1, 1975, to HSA Maintenance Manual, Chapter 24–00 (all series except 600) and Chapter 24–01 (series 600), or the appropriate sections of the referenced chapters if the temporary revision has been incorporated into the HSA Maintenance Manual, or an PAA-approved equivalent.

(d) Where pressure bung(s) have been removed for rework, upon re-installation of the pressure bung(s) conduct a cabin leak rate check in accordance with the appropriate provisions of chapter 21 of the HSA Maintenance Manual prior to further flight to ensure the integrity of the pressure cabin.

This amendment becomes effective August 19, 1975.

Issued in Washington, D.C. on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc. 75–20277 Filed 8–4–75;8:43 am]

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[Docket No. 75–SO–86; Amdt. 39–2300]

**PART 39—AIRWORTHINESS DIRECTIVES**

**Lockheed Model 382 Series**

There have been cracks in the main frames of the Lockheed Model 382 series airplanes which could result in wing failure, in-flight decompression, or landing gear failure. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require inspection of the main frames on Lockheed Model 382 series airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED. Applies to all Model 382 series airplanes.

Compliance required within the next 325 hours' time in service on airplanes which have accumulated 10,000 or more flight hours and thereafter at each "C" check inspection.

(a) To detect cracks in the main frames, inspect the frames in accordance with Lockheed Service Bulletin A382–189, or later FAA approved revision, or in an equivalent manner approved by the Chief, Engineering and Manufacturing Branch, FAA, Southern Region.

(b) In the event a crack or cracks are found, before further flight, contact the Chief, Engineering and Manufacturing Branch, FAA, Southern Region, P.O. Box 20636, Atlanta, Georgia 30320.

(Sec. 313(a), 601, and 603, Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)))

This amendment becomes effective August 8, 1975.

Issued in East Point, Georgia on July 25, 1975.

P. M. SWATEK,
*Director, Southern Region.*

[FR Doc.75–20273 Filed 8–4–75;8:45 am]

[Docket No. 75–SO–62; Amdt. 39–2295]

**PART 39—AIRWORTHINESS DIRECTIVES**

**Patten/Pan Avion LSR–174 ( ) and LSR–174 (2) Evacuation Slides**

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring replacement of the inflation hoses on Patten/Pan Avion models LSR–174 ( ) and LSR–174 (2) evacuation slides was published in 31 FR 25479.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PATTEN/PAN AVION, Applies to Pan Avion and Patten/Pan Avion models LSR–174 ( ) and LSR–174 (2) Evacuation Slides, Serial Numbers 473 through 524.

Compliance required as indicated.

To prevent loss of pressure in the evacuation slide inflation system, within 500 hours' time in service after the effective date of this AD, unless already accomplished, replace the Patten/Pan Avion inflation hoses, part numbers 1500–11A on model LSR–174 ( ) and 1600–19 on model LSR–174 (2), with inflation hoses, part numbers 1500–54 on model LSR–174 ( ) and 1600–26 on model LSR–174 (2) in accordance with Patten/Pan Avion Service Bulletin 27–75 dated February 20, 1975, or later FAA-approved revision.

This amendment becomes effective August 11, 1975.

Issued in East Point, Georgia on July 25, 1975.

W. B. RUCKER,
*Acting Director,*
*Southern Region.*

[FR Doc.75–20272 Filed 8–4–75;8:45 am]

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[Docket No. 14866; Amdt. 39–2321]

**PART 39—AIRWORTHINESS DIRECTIVES**

**SIAI Marchetti F.260 Series Airplanes**

There have been cracks of the landing gear actuator brackets on SIAI Marchetti F.260 and F.260B airplanes that could result in failure of the landing gear. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued which requires inspection and replacement of the landing gear actuator brackets on SIAI Marchetti F.260 and F.260B airplanes.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958 (49 U.S.C. 1343(c), 1421, and 1423); Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR



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11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIAI MARCHETTI. Applies to SIAI Marchetti F.260 airplanes, serial numbers 101 through 125; 2-26 through 2-57; 2-59 through 2-61; 3-76 through 3-81 and 502, certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To prevent possible failure of the landing gear, accomplish the following:

(a) Within the next 25 hours' time in service after the effective date of this AD, and thereafter at intervals not to exceed 50 hours' time in service from the last inspection, until replaced in accordance with paragraph (b) or (c) of this AD, inspect the landing gear actuator brackets, P/N 260-05-14-13 and -14, or P/N 260-05-14-25 and -26, installed on Bulkhead No. 5, for cracks in accordance with paragraph (a) of SIAI Marchetti Service Bulletin No. 260B13, dated March 10, 1975, or an FAA-approved equivalent.

(b) If cracks are found during an inspection required by paragraph (a) of this AD, before further flight, replace the rbackets with new brackets, P/N 260-05-201-03, in accordance with paragraph (b) of SIAI Marchetti Service Bulletin No. 260B13, dated March 10, 1975, or an FAA-approved equivalent.

(c) If no cracks are found during an inspection required by paragraph (a) of this AD, within the next 500 hours' time in service after the effective date of this AD, replace the brackets with new brackets, P/N 260-05-201-03, in accordance with paragraph (b) of SIAI Marchetti Service Bulletin No. 260B13, dated March 10, 1975, or an FAA-approved equivalent.

This amendment becomes effective August 19, 1975.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20274 Filed 8-4-75;8:45 am]

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[Docket No. 14867, Amdt. 39-2320]

## PART 39—AIRWORTHINESS DIRECTIVES

### Socata Models Rallye 100S and MS (Morane Saulnier) 880B, 892E-150, 893E and 894E Airplanes

There has been jamming of the aileron control crank lever due to wing flap control sector interference on Socata Models Rallye 100S and MS (Morane Saulnier) 880B, 892E-150, 893E and 894E airplanes that resulted in loss of aileron control. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require modification of the wing flap control system on Socata Models Rallye 100S and MS (Morane Saulnier) 880B, 892E-150, 893E and 894E airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.



(Sec. 313(a), 601, and 603 Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)))

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SOCATA. Applies to Socata Models Rallye 100S, serial number 2294; MS. 880B, serial numbers 2299 through 2531; and MS. 892E-150, 893E and 894E, serial numbers 12121 through 12531 airplanes, certificated in all categories.

Compliance is required within the next 25 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent loss of aileron control due to interference with the wing flap control system, modify the wing flap control system, re-rig the wing flap control system, and check for freedom from interference between the wing flap control system and aileron control system in accordance with Socata Service No. 311 GR. 27-11, dated April 1974, or an FAA-approved equivalent.

This amendment becomes effective August 19, 1975.

Issued in Washington, D.C. on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standard Service.*

[FR Doc.75-20275 Filed 8-4-75;8:45 am]

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[Docket No. 14863; Amdt. 39-2324]

## PART 39—AIRWORTHINESS DIRECTIVES

### Socata Models MS (Morane Saulnier) 880B and 885 Airplanes

There have been cracks of the lateral front horizontal stabilizer attachment brackets on Socata Models MS (Morane Saulnier) 880B and 885 airplanes that could result in failure of the horizontal stabilizer attachment structure. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require an inspection for cracks and replacement of aluminum brackets with steel brackets on Socata Models MS (Morane Saulnier) 880B and 885 airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

(Sec. 313(a), 601, and 603 Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c))

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SOCATA. Applies to Socata models MS880B and MS885 airplanes, certificated in all categories, serial numbers 1 through 395 which have aluminum lateral front horizontal stabilizer attachment brackets installed.

Compliance is required as indicated, unless already accomplished.

To prevent failure of the aluminum lateral front horizontal stabilizer attachment brackets, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, inspect the left and right lateral front horizontal stabilizer attachment brackets for cracks in accordance with Socata Service Rallye No. 12/1, Gr. 55.01 dated January 1972 or an FAA-approved equivalent.

(b) If cracks are found in either bracket, before further flight, comply with paragraph (d) of this AD.

(c) If no cracks are found, within the next 100 hours' time in service after the effective date of this AD, comply with paragraph (d) of this AD.

(d) Replace the left and right aluminum lateral front horizontal stabilizer attachment brackets with steel brackets, P/Ns 880.33.0.-106.1 and 880.33.0.106.2, respectively.

This amendment becomes effective August 19, 1975.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20278 Filed 8-4-75;8:45 am]

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[Docket No. 14865; Amdt. 39-2322]

## PART 39—AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle AEROSPATIALE Model SA-341G "Gazelle" Helicopters

Incidents have occurred in which main rotor blade torsion strip stacks have elongated in service beyond acceptable limits without detection, which could result in loss of helicopter control. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires installation of an elongation "tell-tale" device for each torsion strip stack, and daily check of the "tell-tale" device for condition.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

Secs. 313(a), 601, and 603 Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423); Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:





SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to model SA-341G "Gazelle" helicopters, serial numbers 1299 and lower, certificated in all categories.

Compliance is required within the next 100 hours' time in service, unless already accomplished in accordance with SA-341 Service Bulletin No. 65.10.

To detect excessive elongation of main rotor blade torsion strip stacks in service, and prevent consequent loss of helicopter control, accomplish the following:

(a) Install three "tell-tale" devices on the main rotor hub in accordance with subparagraph 1C (1) of SA-341 Service Bulletin No. 65.10 dated February 27, 1975, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

(b) Prior to first flight of the day, visually check "tell-tale" device for condition of the frangible screw. If the frangible screw is found broken, rectify "tell-tale" installation and replace associated torsion strip stack in accordance with subparagraph 1C (2) of SA-341 Service Bulletin No. 65.10, dated February 27, 1975, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region.

The check required by this AD may be performed by the pilot.

This amendment becomes effective August 19, 1975.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20276 Filed 8-4-75;8:45 am]

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[Docket No. 75-NE-33; Amdt. 39-2306]

## PART 39—AIRWORTHINESS DIRECTIVES

### Sikorsky Model S-61N Helicopters, Serial Numbers 61742 Through 61746 Inclusive, Certificated in All Categories

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted on July 17, 1975 and made effective immediately as to the operators of Sikorsky S-61N helicopters, serial numbers 61742 through 61746, inclusive. The directive requires that a certain lot of main rotor blade attachment bolts be removed from service.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest, and good cause existed for making the airworthiness directive effective immediately as to the operators of Sikorsky S-61N helicopters, serial numbers 61742 through 61746 by individual telegrams dated July 17, 1975. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations.

SIKORSKY. Applies to S-61N helicopters, serial numbers 61742 through 61746, inclusive.

To prevent operation with defective main rotor blade attachment bolts, accomplish the following:

Within 5 hours time in service, remove from service all S1510-23133-0 main rotor blade attachment bolts identified by gold color and replace them with S1510-23133-0 bolts identified by light gray/silver color. These bolts must be replaced in accordance with the Sikorsky Aircraft S-61N maintenance manual. The above replacement of gold colored bolts with gray/silver colored bolts is a one time replacement. The installed gold colored bolts are suspected to contain manufacturing defects.

This amendment becomes effective August 5, 1975, for all persons except those to whom it was made effective immediately by telegram dated July 17, 1975.

(Sections 313(a), 601, and 603, Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423); section 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Burlington, Massachusetts, on July 29, 1975.

QUENTIN S. TAYLOR,
*Director,*
*New England Region.*

[FR Doc.75-20271 Filed 8-4-75;8:45 am]

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[Docket No. 13476; Amdt. No. 63-17]

## PART 63—CERTIFICATION: FLIGHT CREWMEMBERS OTHER THAN PILOTS

### Flight Engineer Knowledge and Aeronautical Experience Requirements

This amendment to Part 63 of the Federal Aviation Regulations provides that the holder of at least a commercial pilot certificate with an instrument rating who has at least 5 hours of flight training in the duties of a flight engineer, meets the experience requirements of § 63.37 of the Federal Aviation Regulations. In addition, § 63.35 has been amended to clarify the requirement that an applicant for a flight engineer certificate with a class rating must pass both the basic test and a class rating test prior to completing the practical test required by § 63.39 for the original issuance of a flight engineer certificate with a class rating.

Interested persons have been afforded an opportunity to participate in the making of these amendments by a notice of proposed rule making (Notice 74-1; 39 FR 1780; January 14, 1974), and due consideration has been given to all comments received in response to that Notice. Except as specifically discussed herein, these amendments and the reasons therefor are the same as those proposed in the Notice.

The FAA received fifty-one comments in response to the Notice. Thirty-five commentators concurred with the proposed amendments, and generally stated that the current requirements are too restrictive in not permitting the holder of a commercial pilot certificate with an instrument rating to take the written tests for a flight engineer certificate.

Several comments objected to the proposals in the Notice based on the belief that they would result in an individual being recognized by the FAA as being qualified to serve as a flight engineer, but who in fact would not possess sufficient background and knowledge to safely act in that capacity. Several of these commentators further contended that the experience accumulated by a commercial pilot certificate holder with an instrument rating should only qualify him to take the basic written test, but not qualify him to take a written test for a flight engineer class rating.

The FAA disagrees with these comments, and believes that the holder of a commercial pilot certificate with an instrument rating possesses an equivalency in aeronautical experience and understanding of the duties and responsibilities required of a flight engineer with individuals who have complied with § 63.37(b)(1), (2), and (3), and should be permitted to take the written tests for a flight engineer certificate and the associated class ratings.

One commentator stated that a primary function of a flight engineer is to monitor in flight the various aircraft systems. This commentator asserted that to perform this function the flight engineer must be knowledgeable in the mechanical aspects of aircraft and that the proposed rule dilutes this necessary mechanical experience and training. The FAA agrees that a flight engineer must be able to monitor in flight the various aircraft systems and maintain currency in the performance of this function. However, with respect to mechanical experience and training, the FAA does not concur that such experience and training are required. It should be noted that the flight engineer no longer functions as an in-flight maintenance man, and that the principal function of a flight engineer is to assist the pilot in command and second in command in the operation of the aircraft.

One comment, in objecting to the proposed amendment, asserted that the preamble to the notice is contradictory to the proposed amendment. It was asserted that the proposal would permit a holder of a commercial pilot certificate with an instrument rating to be qualified not only to take the written tests but also to be considered experience qualified under § 63.37, without being required to meet any of the present qualifications of § 63.37. The commentator contended that this was not discussed in the notice and is a very crucial point, since these applicants need not attend a flight engineer ground and flight course of instruction as required in § 63.37(b)(6). It was asserted that an individual who has obtained a commercial pilot certificate with an instrument rating by meeting the minimum required flight hours, does not possess the experience necessary to be a flight engineer on air carrier aircraft. Furthermore, the commentator contended that air carrier flight engineer training programs are not designed to train inexperienced individuals, but to train those crewmembers who are certificated and experienced on an airplane of a different type from the one on which they have been serving as crewmembers.

The FAA does not agree that the language of the preamble is contradictory to the proposed amendment. As pointed out



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in the notice, the FAA proposed to amend Part 63 to permit an applicant for a flight engineer certificate and a class rating to meet the prescribed aeronautical experience requirements in an additional manner to those now specified in § 63.37. In making the proposal, the FAA was not contending that these applicants necessarily satisfied the experience requirements of § 63.37 without further training. Therefore, as pointed out in the notice, the FAA proposed to amend § 63.37 to require these applicants to have at least 5 hours of flight training in the duties of a flight engineer, and at least a commercial pilot certificate with an instrument rating. This flight training is the same as the in-flight training requirements of § 63.37(b)(1), (2), and (3). It should be pointed out that this amendment merely provides an alternate method of satisfying the experience requirement of § 63.37(b). In adopting this amendment, the FAA has not eliminated any of the other alternative experience requirements of current § 63.37(b). An applicant will still be eligible to take the written tests by attending a flight engineer ground and flight course of instruction as provided in § 63.37(b)(6). As previously discussed, the FAA believes that an applicant who is made eligible under this amendment is as well qualified to take the written tests for a flight engineer certificate as those applicants who qualify to take the written tests by meeting the experience requirements of § 63.37(b)(1), (2), or (3).

That same commentator further asserted that the proposal would allow simulator training to be substituted for the required 5 hours of flight training in the duties of a flight engineer. On the contrary, the 5 hours of flight training required by § 63.37 must be accomplished in flight, and no provision is made for substitution of simulator training.

With respect to the commentator's point that the proposed 5 hours of flight experience is inconsistent with the 100 hours required under ICAO, the FAA intends to file a notice of difference with ICAO as to this discrepancy.

Another commentator asserted that the pilot in command and second in command are overloaded with compounding critical decisions which can lead to accidents. The commentator stated that the solution to this problem is to delegate duties of the flight crew to the flight engineer thereby giving him more responsibility in the operation of the aircraft. It was contended that the proposals in the Notice would not assure a sufficiently qualified flight engineer to assume this increased responsibility.

The FAA is aware of the importance of the flight engineer in the operation of complex modern aircraft. The FAA agrees that the flight engineer must be well trained in order to carry out his primary task of monitoring in flight the various aircraft systems and supply the pilot in command and with current information. The FAA does not agree however, that the proposals in the Notice fail to recognize the need for such training, nor that the flight engineer certificate has been degraded in any way. The FAA believes that applicants certificated and rated under the provisions of this amendment will be at least as well qualified as those applicants who qualify under § 63.37(b) (1), (2), or (3).

Finally, as proposed in the Notice, § 63.35 is being amended to clearly state the requirement that an applicant for a flight engineer certificate with a class rating must take both the basic test and a class rating test prior to completing the practical test required by § 63.39 for the original issuance of a flight engineer certificate with a class rating.

(Sections 313(a), 601, and 602 Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1422); Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

In consideration of the foregoing, Part 63 of the Federal Aviation Regulations is amended, effective September 4, 1975, as follows:

1. By amending paragraphs (c) and (d) of § 63.35 to read as follows:

§ 63.35 Knowledge requirements.

• • • • •

(c) Before taking the written tests prescribed in (a) and (b) of this section, an applicant for a flight engineer certificate must present satisfactory evidence of having completed one of the experience requirements of § 63.37. However, he may take the written tests before acquiring the flight training required by § 63.37.

(d) An applicant for a flight engineer certificate must have passed the written tests required by (a) and (b) of this section within the 24-month period before the date he takes the flight test. However, this limitation does not apply to an applicant who, after passing the written tests, has continuously participated in a maintenance, flight engineer, or pilot training program of a United States air carrier or commercial operator conducted under Part 121 of this chapter, or conducted by a United States scheduled military air transportation service.

• • • • •

2. By redesignating paragraphs (4), (5), and (6) of § 63.37(b) as paragraphs (5), (6), and (7), and by inserting a new paragraph (4) to read as follows:

§ 63.37 Aeronautical experience requirements.

• • • • •

(b) • • •

(4) At least a commercial pilot certificate with an instrument rating and at least 5 hours of flight training in the duties of a flight engineer.

• • • • •

Issued in Washington, D.C., on July 25, 1975.

JAMES E. DOW,
*Acting Administrator.*

[FR Doc.75-20279 Filed 8-4-75;8:45 am]

## Title 15—Commerce and Foreign Trade

### CHAPTER II—NATIONAL BUREAU OF STANDARDS, DEPARTMENT OF COMMERCE

SUBCHAPTER E—FELLOWSHIPS AND RESEARCH ASSOCIATES

SUBCHAPTER F—REGULATIONS GOVERNING TRAFFIC AND CONDUCT

### PART 265—REGULATIONS GOVERNING TRAFFIC AND CONDUCT ON THE GROUNDS OF THE NATIONAL BUREAU OF STANDARDS, GAITHERSBURG, MARYLAND, AND BOULDER AND FORT COLLINS, COLORADO

**Regulations Governing Traffic and Conduct on the Grounds of the National Bureau of Standards**

Part 265, Regulations Governing Traffic and Conduct on the Grounds of the National Bureau of Standards, Gaithersburg, Maryland, and Boulder and Fort Collins, Colorado, now appearing in Subchapter E of title 15, Chapter II, of the Code of Federal Regulations, is removed from Subchapter E and transferred to a new Subchapter F, Regulations Governing Traffic and Conduct, which is hereby added to title 15, Chapter II.

AUTHORITY: (Sec. 9, 31 Stat. 1450, as amended (15 U.S.C. 277). Applies sec. 1, 72 Stat. 1711, as amended (15 U.S.C. 278e(b)).

Dated: July 30, 1975.

JOHN D. HOFFMAN,
*Acting Director.*

[FR Doc.75-20309 Filed 8-4-75;8:45 am]

## Title 16—Commercial Practices

### CHAPTER II—CONSUMER PRODUCT SAFETY COMMISSION

SUBCHAPTER B—CONSUMER PRODUCT SAFETY ACT REGULATIONS

### PART 1116—POLICY AND PROCEDURES REGARDING SUBSTANTIAL PRODUCT HAZARDS

**Correction**

In FR Doc. 75-19227, appearing at page 30936 in the Federal Register of July 24, 1975, the following corrections are necessary.

Paragraph (b)(4) of § 1116.2, is corrected in line seven of page 30938 by changing the word "has" to "had".

Paragraph (c) of § 1116.8, appearing on page 30939, is corrected in line ten by adding "or Consent Agreement and Commission Order" immediately after the word "Plan," and immediately before the words "its resolution."

Paragraph (f) of § 1116.8, appearing on page 30939, is corrected in line five by deleting the word "proposed."

Paragraph (g) of § 1116.8, appearing on page 30939, is corrected in line six by deleting the word "proposed".

Paragraph (a)(2)(i) of § 1116.9, appearing on page 30939, is corrected in line five by changing the word "Conclusion" to "conclusion".

Dated: July 29, 1975.

SADYE E. DUNN,
*Secretary, Consumer Product Safety Commission.*

[FR Doc.75-20307 Filed 8-4-75;8:45 am]





## Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER E—ANIMAL DRUGS, FEEDS, AND RELATED PRODUCTS

### PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS NOT SUBJECT TO CERTIFICATION

**Levamisole Hydrochloride and Piperazine Dihydrochloride**

The Commissioner of Food and Drugs has evaluated a new animal drug application (93-668V) filed by American Cyanamid Co., Agricultural Division, P.O. Box 400, Princeton, NJ 08540, proposing safe and effective use of levamisole hydrochloride and piperazine dihydrochloride solution as an anthelmintic for the treatment of horses. The application is approved, effective August 5, 1975.

The Commissioner is amending Part 520 (formerly Part 135c prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) to reflect the approval as set forth below.

Therefore, under provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b (i))), and under authority delegated to the Commissioner (21 CFR 2.120), Part 520 is amended by adding § 520.1242c, to read as follows:

§ 520.1242c Levamisole hydrochloride-piperazine dihydrochloride.

(a) *Specifications.* The drug is an aqueous solution which contains per fluid ounce 0.36 gram levamisole hydrochloride and piperazine dihydrochloride equivalent to 3.98 grams of piperazine base.

(b) *Sponsor.* See No. 010042 in § 510.600(c) of this chapter.

(c) [*Reserved*].

(d) *Conditions of use.* It is used as a drench for horses as follows:

(1) *Indications for use.* An anthelmintic effective against infections of large strongyles (*Strongylus vulgaris, S. edentatus*), small strongyles (*Cylicocercus spp., Cyclicocyclus spp., Cylicodontophorus spp., Cyliostephanus spp., Cylicotetrapedon spp.*), ascarids (*Parascaris equorum*), and pinworms (*Oxyuris equii*).

(2) *Limitations.* Administer by stomach tube or drench 1 fluid ounce per 100 pounds of body weight. If reinfection occurs, re-treat animals at 6 to 8 week intervals. Do not treat animals intended for food. Federal law restricts this drug to use by or on the order of a licensed veterinarian.

*Effective date.* This order shall become effective August 5, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)).)

Dated: July 29, 1975.

C. D. VAN HOUWELING,
*Director,*
*Bureau of Veterinary Medicine.*

[FR Doc.75-20297 Filed 8-4-75;8:45 am]

### PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEED

**Bambermycins**

The Commissioner of Food and Drugs has evaluated a supplemental new animal drug application (44-759V) filed by Hoechst-Roussel Pharmaceuticals, Inc., Route 202-206 North, Somerville, NJ 08876, proposing safe and effective use of bambermycins premix for manufacturing feed supplements and complete feeds for growing and finishing swine. The supplemental application is approved, effective August 5, 1975.

The Commissioner is amending Part 558 (formerly Part 135e prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) to reflect this approval.

The data submitted regarding use of this drug show that no residues are reflected from the conditions of its use or any foreseeable condition of misuse. Therefore, in accordance with § 556.1(a)(4) (21 CFR 556.1(a)(4), formerly 21 CFR 135g.1(a)(4)) a tolerance is deemed unnecessary pursuant to its use in swine feed.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner (21 CFR 2.120), Part 558 is amended in § 558.95 (formerly § 135e.65), by revising paragraph (e) to read as follows:

§ 558.95 Bambermycins.

• • • • • •

(e) *Conditions of use.* (1) *Broiler chicken feed.* It is used as follows:

(i) *Amount per ton.* 1 to 2 grams.

(ii) *Indications for use.* For increased rate of weight gain and improved feed efficiency.

(iii) *Limitations.* Feed continuously as the sole ration.

(2) *Growing-finishing swine feed.* It is used as follows:

(i) *Amount per ton.* 2 grams.

(ii) *Indications for use.* For increased rate of weight gain and improved feed efficiency.

(iii) *Limitations.* Feed continuously as sole ration.

(iv) *Special considerations.* Finished growing-finishing swine feeds processed from feed supplements that contain up to 40 grams of bambermycins per ton and conform to the requirements of this section are not required to comply with the provisions of section 512(m) of the act.

*Effective date.* This amendment shall become effective on August 5, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)).)

Dated: July 29, 1975.

C. D. VAN HOUWELING,
*Director,*
*Bureau of Veterinary Medicine.*

[FR Doc.75-20296 Filed 8-4-75;8:45 am]

## Title 26—Internal Revenue

### CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 7373]

### PART 31—EMPLOYMENT TAXES; APPLICABLE ON OR AFTER JANUARY 1, 1955

**Amendment of Employment Tax Regulations**

*Correction*

In FR Doc. 75-19205 appearing at page 30956 in the issue of Thursday, July 24, 1975, the following line should be inserted between the third and fourth lines of § 31.3121(a)(9)-1(a)(1) on page 30957 as follows:

"the employee is a woman to whom the".

## Title 33—Navigation and Navigable Waters

### CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD5-75-08R]

### PART 127—SECURITY ZONES

**Establishment of Security Zones**

This amendment to the Coast Guard's Security Zone Regulations establishes the waters of the James River in the area of the Newport News Shipbuilding and Drydock Company, Newport News, Virginia as a security zone. This security zone is established to prevent interference with the launching of the Guided Missile Cruiser USS TEXAS at the Newport News Shipbuilding and Drydock Company, Newport News, Virginia.

This amendment is issued without publication of a notice of proposed rule making; and this amendment is effective in less than 30 days from the date of publication, because this security zone involves a military function of the United States.

In consideration of the foregoing, Part 127 of Title 33 of the Code of Federal Regulations is amended by adding § 127.503 to read as follows:

§ 127.503 Hampton Roads—James River—Newport News, Virginia.

The waters within the following boundary is a security zone: A line beginning at a point on Newport News Shipbuilding Pier 2 at position 36°58'48" N, 76°26'26" W to a position at 36°57'53" N, 76°26'42" W thence to a position at 36°59'07" N, 76°27 57" W thence to a point on shore at position 36°59'35" N, 76°26'55" W thence to the point of beginning.

(40 Stat. 220, as amended, (§ 1, 63 Stat. 503), § 6(b), 80 Stat. 937; 50 U.S.C. § 191, (14 U.S.C. § 91), 49 U.S.C. § 1655(b); E.O. 10173, E.O. 10277, E.O. 10352, E.O. 11249; 3 CFR, 1949-1953 Comp 356, 778, 873, 3 CFR, 1964-1965 Comp. 349, 33 CFR Part 6, 49 CFR 1.46(b).

Effective date: This amendment is effective from 1030Q to 1400Q, August 9, 1975.

Dated: July 25, 1975.

M. H. EATON,
*Captain, U.S. Coast Guard, Hampton Roads, Captain of the Port.*

[FR Doc.75-20311 Filed 8-4-75;8:45 am]



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## Title 46—Shipping

### CHAPTER II—MARITIME ADMINISTRATION, DEPARTMENT OF COMMERCE

SUBCHAPTER C—REGULATIONS AFFECTING SUBSIDIZED VESSELS AND OPERATORS

### PART 283—CONSERVATIVE DIVIDEND POLICY

#### Correction to Notice of Rulemaking

On June 13, 1975, there appeared a Notice of Rulemaking in the FEDERAL REGISTER (40 FR 25213) indicating changes to the regulations governing the Conservative Dividend Policy (46 CFR Part 283). On page 25214 of the FEDERAL REGISTER there appeared in the paragraph following subparagraph (4) a description of the changes to be made to § 283.3 of Title 46 of the Code of Federal Regulations, including the following:

"2. By renumbering (b)(1)(vi);".

That section is hereby corrected to read as follows:

"2. By renumbering (b)(1)(vi) as (b)(1)(vii) and adding a new (b)(1)(vi);".

AUTHORITY: Section 204(b), Merchant Marine Act, 1936, as amended (46 U.S.C. 114), Reorganization Plans No. 21 of 1950 (64 Stat. 1273) and No. 7 of 1961 (75 Stat. 840) as amended by Pub. L. 91-469 (84 Stat. 1036), Department of Commerce Organization Order 10-8 (38 FR 19707, July 23, 1973).

By Order of the Maritime Subsidy Board.

Dated: July 30, 1975.

JAMES S. DAWSON, Jr.,
*Secretary.*

[FR Doc.75-20358 Filed 8-4-75;8:45 am]

## Title 49—Transportation

### CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER D—TARIFFS AND SCHEDULES

[Ex Parte No. 261]

### FREIGHT TARIFFS AND SCHEDULES

#### Filing and Publishing Joint Rates Over International-Domestic Routes

This rulemaking proceeding concerns new and revised tariff rules pertaining to export and import traffic moving via rail, motor, or part III water common carriers which operate within the United States in conjunction with vessel-operating common carriers by water operating in foreign commerce which are subject to the jurisdiction of the Federal Maritime Commission and the acts which it administers, especially the Shipping Act of 1916 and the Merchant Marine Act of 1920.

In the instant report on further reconsideration, the Commission promulgates several new and revised tariff publishing rules concerning rate reductions, new or initial rates, and other tariff changes. It also reaffirms its authority to suspend joint international rates in their entirety, and it prescribes various substantive rules concerning shipper allowances and currency surcharges. Finally, the Commission institutes a new proceeding, designated at Ex Parte No. 261 (Sub-No. 1), to reconsider the participation of freight forwarders and non-vessel operating water common carriers in tariffs containing joint rates and through routes for the transportation of property between points in the United States and points in foreign commerce.

The promulgation of the above-described new and revised rules necessitated the recission of Special Permission Nos. 70-275 and 73-123, and amendment No. 1 thereto, in the Order accompanying the report on further reconsideration.

Upon consideration of petitions for reconsideration or clarification of the report and order of the Commission on further hearing, decided August 12, 1974, filed on or before October 9, 1974, by the Federal Maritime Commission, Sea-Land Service, Inc., the Freight Forwarders Institute and individual freight forwarders, the New York Foreign Freight Forwarders & Brokers Association, Inc., the Trans-Pacific Freight Conference of Japan/Korea Seatrain Lines, Inc., the Pacific Westbound Conference, IML Freight, Inc., and the joint reply of The Atchison, Topeka and Santa Fe Railway Company, Burlington Northern Inc., and Southern Pacific Transportation Company, filed October 29, 1974:

*It appearing,* That the Commission has reviewed the record in the above-captioned proceedings and the said petitions for reconsideration, and revised certain of the proposed rules as described in this report; therefore:

*It is ordered,* That, pursuant to section 4 of the Administrative Procedure Act [5 U.S.C. 553], and sections 1(1)(a), 6(5), 6(6), 6(12), 202(a), 203(a)(11), 216(c), 217(a), 220(a), 302, 303, 305(b), 306, and 313 of the Interstate Commerce Act, in 49 CFR Chapter X,

(1) Part 1300 be, and it is hereby, amended as follows:

(a) Section 1300.0 be amended by revising paragraph (a)(1) thereof [preamble to Tariff Circular No. 20] to read as set forth below.

(b) Section 1300.67 [rule 67 of Tariff Circular No. 20] be revised to read as set forth below.

(The provisions of Part 1300 issued under sec. 12.24 Stat. 383, as amended, 49 Stat. 546, as amended; 49 U.S.C. 12, 304, and secs. 5, 6, 24 Stat. 380, as amended, 49 Stat. 560, as amended; 49 U.S.C. 5, 6, 317.)

(2) Part 1305 be, and it is hereby, amended as follows:

(a) Section 1305.0 [preamble to rule 33 of Tariff Circulars No. 20] be revised to read as set forth below.

(The provisions of Subpart A of Part 1305 issued under sec. 6, 24 Stat. 380, sec. 12, 24, Stat. 383; 49 U.S.C. 6, 12.)

(3) Part 1307 be, and it is hereby, amended as follows:

(a) Section 1307.22 [preamble to Tariff Circular MF No. 3] be revised to read as set forth below.

(b) Section 1307.49 be added as a new section in the said part as set forth below.

(The provisions of Subpart B of Part 1307, issued under secs. 204, 217, 49 Stat. 546, as amended, 560, as amended, sec. 210a, as amended, 52 Stat. 1238, as amended; 49 U.S.C. 304, 317, 310a.)

(4) Part 1308 be, and it is hereby, amended as follows:

Section 1308.0 [preamble to Tariff Circular No. 22] be amended by revised paragraphs below.

(The provisions of Part 1308 issued under secs. 304, 306, 54 Stat. 933, 935, 49 U.S.C. 904, 906.)

*And it further appearing,* That petitioners seek clarification of proposed rule § 1300.67(b)(2) which requires, among other things, that intermodal tariffs conform to the regulations contained in Tariff Circular No. 20, and in particular they inquire whether rule 66 of Tariff Circular No. 20 applies to minimum containerloads as well as "minimum carloads";

*We further find,* That rule 66 of Tariff Circular No. 20 applies only to minimum carloads and not minimum containerloads;

*It is further ordered,* That the petitions be, and they are hereby, denied in all other respects for the reason that sufficient grounds have not been shown to warrant granting the action sought.

*It is further ordered,* That Special Permission No. 70-275, be, and it is hereby, rescinded.

*It is further ordered,* That Special Permission No. 73-123 and Amendment No. 1 thereto, be and they are hereby, rescinded.

*It is further ordered,* That all prior orders in Ex Parte No. 261 be, and they are hereby, vacated and set aside.

*It is further ordered,* That this order shall become effective 35 days from date of service, and shall remain in effect until modified or revoked in whole or in part by further order of this Commission.

*And it is further ordered,* That notice of this order shall be given to the general public by mailing a copy of this order to each party of record in this proceeding, by depositing a copy in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C. 20423, for public inspection, and by delivering a copy to the Director, Office of the Federal Register, as notice to all interested persons.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

### PART 1300—FREIGHT TARIFFS; RAILROADS, WATER CARRIERS, AND PIPELINE COMPANIES SUBJECT TO SECTION 6 OF THE INTERSTATE COMMERCE ACT AND CARRIERS JOINTLY THEREWITH

1. In § 1300.0 paragraph (a)(1) is revised to read as follows:

**§ 1300.0 General provisions; definitions.**

(a) *General application; conformation to rules; reissue.* (1) This part contains regulations issued by the Interstate Commerce Commission, under authority of section 6 of the Interstate Commerce Act, as amended, to govern the construction,





and filing of freight rate tariffs and classifications of railroads, water carriers, and pipeline companies filing under section 6 of the act, and under authority of sections 217 and 306 of the act to govern the construction and filing of freight rate tariffs and classifications naming or governing joint rates and routes over motor and water carriers jointly with such carriers subject to part I of the act. The regulations in this part shall also govern the construction and filing of tariffs naming through routes and joint rates over the lines of common carriers by railroad, water, or pipeline, or by railroad or pipeline jointly with common carriers by motor vehicle, subject to the Interstate Commerce Act, on the one hand, and vessel-operating common carriers by water engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, on the other hand, for the transportation of property between any place in the United States and any place in a foreign country. See § 1300.67.

* * * * *

2. Section 1300.67 is revised to read as follows:

**§ 1300.67 Export and import traffic—ocean carriers.**

(a) *Ocean carriers not subject to Act.* Common carriers by water, or conference of such carriers, engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, that operates between ports of the United States and foreign countries are not subject to the terms of the Interstate Commerce Act or to the jurisdiction of the Interstate Commerce Commission.

(b) *Through routes and joint routes.* (1) A common carrier by railroad, pipeline, or water, or a common carrier by railroad or pipeline jointly with a common carrier by motor vehicle, subject to the Interstate Commerce Act (hereinafter referred to in this section as the domestic carrier), may establish a through route and joint rate with a vessel-operating common carrier by water engaged in the foreign commerce of the United States (hereinafter referred to in this section as the ocean carrier), as defined in the Shipping Act, 1916, for the transportation of property between any place in the United States and any place in a foreign country. Every tariff naming such a through route and joint rate shall be filed with this Commission. The tariff may be filed in the name of the ocean carrier, a conference of ocean carriers, or the domestic carrier or its tariff publishing agent.

(2) The tariff shall be constructed, filed, and posted in conformity with the Interstate Commerce Act, and except as otherwise specifically authorized, with the regulations in Parts 1300 and 1305 (regulations in both parts included in Tariff Circular No. 20) of this chapter. The tariff shall be printed in the English language, show all rates and charges in terms of lawful money of the United States, and include the names of all participating carriers, a description of the services to be performed by each participating carrier, a statement of the joint rate, and a clear and definite statement of the division, rate, or charge to be received by the domestic carrier for its share of the revenue covering a through shipment or aggregate of shipments under the tariff. If shipments and/or loaded containers are to be permitted to be aggregated which are rated under more than one tariff published by the carrier or for its account each tariff so affected must contain a specific rule, providing for the aggregation, in connection with the statement of the land carrier's divisions and identifying by ICC number each of the other tariffs. The requirement that rates and charges be stated in the lawful currency of the United States does not pertain to detention, demurrage, per diem, or terminal charges not included in the line-haul rate for services performed at locations outside the territorial limits of the United States. A tariff filed in the name of a conference shall show "Agent" after the name of the conference wherever it appears. If the tariff provides less-than-carload, less-than-containerload, or less-than-trailerload service, such service must be defined. If the tariff provides containerload rates, such rates must be made subject to a specified minimum weight or minimum measure per container, or a specified minimum charge per shipment per container, and a maximum weight per container. Where the freight is to be packed (loaded) or unpacked (unloaded) into or from the containers by the domestic or ocean carrier, the tariff must clearly state that the joint rate includes this service or must provide a separate charge to apply when said service is provided.

(3) Rates or charges may be stated to apply on a unit other than a United States unit provided the unit is defined in the tariff where used. A rate or charge applying on a unit of measure may be published, but if the tariff also includes a rate or charge applying on a unit of weight on the same traffic, the charges on the weight basis must alternate with the charges on the measurement basis. In every case, the tariff shall provide a definite method for determining the measurement of the shipment and the applicable charges. "Cargo, N.O.S." may be provided as a commodity description provided the term is clearly defined in the tariff where used. The tariff may provide for a percentage increase or reduction in the rates or charges for the purpose of (i) restoring or maintaining the relationship of United States currency to the foreign currency involved; (ii) covering the cost of bunker fuel used by the vessel; or (iii) covering the higher cost caused by the risk incurred by a vessel entering or leaving a war zone, or caused by the congestion at the port to or from which a vessel moves. Tariffs governing the application of the rate tariff need not show a carrier as a participant when none of the provisions therein apply for such carrier's account.

(4) Allowances, cargo administrative charges, or reductions shall not be provided for payment to shippers or other parties for services performed by or facilities furnished by other than the carriers parties to the through transportation unless (i) such carriers by tariff publication hold themselves out to perform such services and furnish such facilities, (ii) such carriers are able to perform such services and furnish such facilities upon reasonable demand, and (iii) the performance of such services and furnishing of such facilities are included in the through joint-rate or charge.

(5) A domestic carrier desiring to become a participant in a tariff filed in the name of a conference of ocean carriers may, in lieu of giving a power of attorney to the conference, give to an ocean carrier participating in such conference tariffs a concurrence in tariffs issued and filed by the ocean carrier or the conference, or both. A limited concurrence may provide for only those limitations authorized in § 1300.19. The concurrence forms prescribed by § 1300.19 shall be modified to show that the authority extends to amendments to the tariff(s) and to tariffs filed in the name of the conference (agent), and to show the types of tariffs (such as tariffs containing joint rail-ocean rates, joint rail-motor-ocean rates, et cetera) in which the domestic carrier desires to participate.

(6)(i) The tariff may be amended on 5 days' notice to this Commission and the public to provide changes in rates, charges, rules, regulations, or other provisions therein to meet reductions in charges to the shipper resulting from changes in rates, charges, rules, regulations, or other provisions filed on less than 30 days' notice in the all-water tariffs of competing carriers not subject to the jurisdiction of this Commission but subject to the jurisdiction of the Federal Maritime Commission. When the amending publication is transmitted to this Commission for official filing, it shall be accompanied by an exact copy of the competing carrier's tariff amendment(s), or in the alternative a copy of the all-water conference bulletin or tariff circular notice, or both, on file with the Federal Maritime Commission. The publication shall also be accompanied by a specific explanation of the changes being made and a notarized certification that the charges resulting from the changes are not lower than the competing carrier's all-water (ocean) charges.

(ii) There shall be no inconsistencies in the effective dates on the tariff publications filed jointly with the Federal Maritime Commission and the Interstate Commerce Commission.

(iii) The tariff(s) being amended shall contain an effective cargo, n.o.s. rate or similar general cargo rate, which rate would otherwise be applicable to the specific commodity from and to the same points, via the route, and the established specific commodity rate shall be equal to or lower than the previously applicable rate.

(iv) The division, rate, or charge to be collected by the domestic carrier(s) for its portion of the through service shall be



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no less than the existing division, rate, or charge on the same commodity in like quantity from and to the same points and by the same route.

(v) If this Commission receives a petition which requests suspension of any change filed under authority of paragraph (b)(6) of this section and if the petition is received before the change becomes effective, the protested change shall, within 10 days after notification from this Commission to the carrier or publishing agent, be canceled on 1 day's notice. The protested change may not be republished under authority of paragraph (b)(6) of this section.

(vi) The following may not be filed under authority of paragraph (b)(6) of this section:

(*a*) Tariff publication providing new or initial rates, charges, routes, rules, regulations, or other provisions.

(*b*) Tariff publications which provide new points or ports of origin or destination, or both.

(*c*) Tariff publications which provide for the elimination or cancellation of a specific commodity, rate, charge, route, or service, except where such elimination or cancellation produces a reduction in a rate or charge, and except where authorized by paragraph (b)(6)(v) of this section.

(*d*) Tariff publications seeking to meet a competing rate, charge, rule, regulation, or other provision established in an all-water tariff filed in the name of an ocean carrier also publishing in its own name the intermodal tariff naming the through route and joint rate, or filed in the name of any subsidiary or affiliate thereof.

(*e*) Tariff publications which bear an effective date of more than 30 days later than the effective date of the reduction by the competing ocean carrier.

(vii) Rates, charges, rules, regulations, or other provisions need not be effective for 30 days prior to being changed under authority of paragraph (b)(6) of this section.

(*c*) *Port combination basis.*—Domestic and ocean carriers may enter into joint rate arrangements, as authorized by paragraph (b) of this section, and domestic carriers may at the same time maintain in effect rates applicable only from and to the ports, usable in combination with ocean carriers' independently established rates. Publication of such rates by the domestic carrier shall be subject to the following:

(1) The domestic carriers shall file their rates to the ports and from the ports, and such rates must be the same for all, regardless of which ocean carrier may be designated by the shipper, except as otherwise provided by section 28 of the Merchant Marine Act (41 Stat. 988, 46 U.S.C. 884).

(2) When the domestic carriers publish rates which are indicated to apply only on export or import traffic, the tariffs containing such rates shall specify by inclusion or exclusion the countries to or from which traffic subject to such rates shall move, regardless of whether such countries are, or are not, adjacent to the United States. Tariffs shall also specify whether or not property destined to or coming from the Republic of Cuba, the Commonwealth of Puerto Rico, Guam, Hawaii, or the Canal Zone is subject to such rates. In the absence of a statement in tariffs limiting the application of export or import rates, such rates will apply on traffic destined to or coming from them.

(3) As a matter of convenience to the public, the domestic carriers may also publish as information in their tariffs the ocean carriers' rates or charges that will apply to or from a foreign country in connection with the domestic carriers' rates. When this is done, the ocean carriers' rates or charges are in no manner subject to the jurisdiction of this Commission, but the rates of the domestic carriers applying to or from the ports are subject to all provisions of the Interstate Commerce Act and to this Commission's regulations.

(d) *Through export and import billing.*—Export and import shipments may be forwarded under through billing. Through bills of lading must clearly separate the liability of the carriers included therein, where different, and must show (1) the tariff rates or charges of the domestic carriers to or from the port or (2) the joint rates or charges when such rates or charges are established and are named in tariffs on file with this Commission as provided in paragraph (b) of this section. The name of the domestic carrier shall appear in a prominent place on the face of the bill of lading when that carrier originates the shipment. Tariffs which provide for the use of a specified kind of bill of lading shall reproduce all of the terms and conditions thereof.

CROSS REFERENCE: For regulations governing the posting of freight tariffs of common carriers by rail, water, and pipeline, including tariffs containing joint motor-rail or motor-rail-water rates, see Subpart A of Part 1306 of this chapter.

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## PART 1305—POSTING TARIFFS AT STATIONS

1. Section 1305.0 is revised to read as follows:

**§ 1305.0 Application—posting of tariffs defined.**

(a) The regulations in this subpart shall also govern the posting (by carriers subject to the jurisdiction of the Interstate Commerce Commission) of any tariff containing a through route and joint rate over the lines of a common carrier by railroad, pipeline, or water, or by railroad or pipeline jointly with a common carrier by motor vehicle, subject to the Interstate Commerce Act, on the one hand, and a vessel-operating common carrier by water engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, on the other hand, and all other tariffs governing the application of the rate tariff, for the transportation of property between any place in the United States and any place in a foreign country. See § 1300.67.

(b) The term "post" as used in this part means the maintenance of a file of tariffs in the custody of an agent of the carrier in a complete, accessible, and usable form, and keeping such file of tariffs available to the public upon request during ordinary business hours. The term "tariff" as used in this part includes tariff supplements or amendments.

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## PART 1307—FREIGHT RATE TARIFFS, SCHEDULES, AND CLASSIFICATIONS OF MOTOR CARRIERS

1. Section 1307.22 is revised to read as follows:

**§ 1307.22 Application of regulations.**

(a) The regulations in Subpart B will also apply to tariffs containing joint rates of common carriers of property by motor vehicle and common carriers by water subject to part III of the Interstate Commerce Act, other than railroad-owned or railroad-controlled water carriers.

(b) The regulations in Subpart B will also apply to tariffs containing through routes and joint rates over the lines of common carriers by motor vehicle or by motor vehicle jointly with common carriers by water whether or not the water carriers are railroad-owned or railroad-controlled, subject to the Interstate Commerce Act, on the one hand, and vessel-operating common carriers by water engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, on the other hand, for the transportation of property between any place in the United States and any place in a foreign country. See § 1307.49.

(c) The regulations in Subpart B will not apply (i) to tariffs containing joint rates between motor carriers and common carriers by rail or by water when such water carriers are railroad-owned or railroad-controlled and operate under the provisions of section 5(16) of the Interstate Commerce Act; or (ii) to tariffs containing joint motor-rail-water rates whether or not the water carrier is railroad-owned or railroad-controlled. See paragraph (b) of this section for exception.

2. Section 1307.49 is added to read as follows:

**§ 1307.49 Export and import traffic—ocean carriers.**

(a) *Ocean carriers not subject to Act.*—Common carriers by water or conferences of such carriers, engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, that operate between ports of the United States and foreign countries are not subject to the terms of the Interstate Commerce Act or to the jurisdiction of the Interstate Commerce Commission.

(b) *Through routes and joint rates.* (1) A common carrier by motor vehicle or by motor vehicle jointly with a common carrier by water, subject to the Interstate Commerce Act (hereinafter referred to in this section as the domestic carrier), may establish a through route and joint rate with a vessel-operating common carrier by water engaged in the foreign commerce of the United States (hereinafter referred to in this section as the ocean carrier), as defined in the Shipping Act, 1916, for the transportation of property between any place in the United States and any place in a foreign country. Every tariff naming such a through route and joint rate shall be filed with this Commission. The tariff may be filed in the name of the ocean carrier, a conference of ocean carriers, or the domestic carrier or its tariff publishing agent.

(2) The tariff shall be constructed, filed, and posted in conformity with the Interstate Commerce Act, and, except as otherwise specifically authorized, with the regulations in Parts 1300 and 1305 (regulations in both parts included in Tariff Circular No. 20) of this chapter. The tariff shall be printed in the English language, show all rates and charges in terms of lawful money of the United States, and include the names of all participating carriers, a description of the services to be performed by each participating carrier, a statement of the joint rate, and a clear and definite statement of the division, rate, or charge to be received by the domestic carrier for its share of the revenue covering a through shipment or aggregate of shipments under the tariff. If shipments and/or loaded containers are to be permitted to be aggregated which are rated under more than one tariff published by the carrier or for its account each tariff so affected must contain a specific rule, providing for the aggregation, in connection with the statement of the land carrier's divisions and identifying by I.C.C. number each of the other tariffs. The requirement that rates and charges be stated in the lawful currency of the United States does not pertain to detention, demurrage, per diem, or terminal charges not included in the line-haul rates for services performed at locations outside the territorial limits of the United States. A tariff filed in the name of a conference shall show "Agent" after the name of the conference wherever it appears. If the tariff provides less-than-carload, less-than-containerload, or less-than-trailerload service, such service must be defined. If the tariff provides containerload rates, such rates must be made subject to a specified minimum weight or minimum measure per container, or a specified minimum charge per shipment per container and a maximum weight per container. Where the freight is to be packed (loaded) or unpacked (unloaded) into or from the containers by the domestic or ocean carrier, the tariff must clearly state that the joint rate includes this service or must provide a separate charge to apply when said service is provided.

(3) Rates or charges may be stated to apply on a unit other than a United States unit provided the unit is defined in the tariff where used. A rate or charge applying on a unit of measure may be published, but if the tariff also includes a rate or charge applying on a unit of weight on the same traffic, the charges on the weight basis must alternate with the charges on the measurement basis. In every case, the tariff shall provide a definite method for determining the measurement of the shipment and the applicable charges. "Cargo, N.O.S." may be provided as a commodity description provided the term is clearly defined in the tariff where used. The tariff may provide for a percentage increase or reduction in the rates or charges for the purpose of (i) restoring or maintaining the relationship of United States currency to the foreign currency involved; (ii) covering the cost of bunker fuel used by the vessel; or (iii) covering the higher costs caused by the risk incurred by a vessel entering or leaving a war zone, or caused by the congestion at the port to or from which a vessel moves. Tariffs governing the application of the rate tariff need not show a carrier as a participant when none of the provisions therein apply for such carrier's account.

(4) Allowances, cargo administrative charges, or reductions shall not be provided for payment to shippers or other parties for services performed by or facilities furnished by other than the carriers parties to the through transportation unless (i) such carriers by tariff publication hold themselves out to perform such services and furnish such facilities, (ii) such carriers are able to perform such services and furnish such facilities upon reasonable demand, and (iii) the performance of such services and furnishing of such facilities are included in the through joint-rate or charge.

(5) A domestic carrier desiring to become a participant in a tariff filed in the name of a conference of ocean carriers may, under authority of § 1307.47(c), give to an ocean carrier participating in such conference tariffs a concurrence in tariffs issued and filed by the ocean carrier or the conference, or both. Such a concurrence may be limited only to the extent authorized by that section, except that the concurrence may further limit the authority to specified tariffs. The concurrence form prescribed by § 1307.47(e) shall be modified to show that the authority extends to amendments to the tariff(s) and to tariffs filed in the name of the conference (agent), and to show the types of tariffs (such as tariffs containing joint motor-ocean rates, joint motor-water-ocean rates, et cetera) in which the domestic carrier desires to participate.

(6)(i) The tariff may be amended on 5 days' notice to this Commission and the public to provide changes in rates, charges, rules, regulations, or other provisions therein to meet reductions in charges to the shipper resulting from changes in rates, charges, rules, regulations, or other provisions filed on less than 30 days' notice in the all-water tariffs of competing carriers not subject to the jurisdiction of this Commission but subject to the jurisdiction of the Federal Maritime Commission. When the amending publication is transmitted to this Commission for official filing, it shall be accompanied by an exact copy of the competing carrier's tariff amendment(s), or in the alternative a copy of the all-water conference bulletin or tariff circular notice, or both, on file with the Federal Maritime Commission. The publication shall also be accompanied by a specific explanation of the changes being made and a notarized certification that the charges resulting from the changes are not lower, than the competing carrier's all-water (ocean) charges.

(ii) There shall be no inconsistencies in the effective dates on the tariff publications filed jointly with the Federal Maritime Commission and the Interstate Commerce Commission.

(iii) The tariff(s) being amended shall contain an effective cargo, n.o.s. rate or similar general cargo rate, which rate would otherwise be applicable to the specific commodity from and to the same points, via the same route, and the established specific commodity rate shall be equal to or lower than the previously applicable rate.

(iv) The divison, rate, or charge to be collected by the domestic carrier(s) for its portion of the through service shall be no less than the existing division, rate, or charge on the same commodity in like quantity from and to the same points and by the same route.

(v) If this Commission receives a petition which requests suspension of any change filed under authority of paragraph (b)(6) of this section and if the petition is received before the change becomes effective, the protested change, shall, within 10 days after notification from this Commission to the carrier or publishing agent, be canceled on 1 day's notice. The protested change may not be republished under authority of paragraph (b)(6) of this section.

(vi) The following may not be filed under authority of paragraph (b)(6) of this section:

(*a*) Tariff publications providing new or initial rates, charges, routes, rules, regulations or other provisions.

(*b*) Tariff publications which provide new points or ports of origin or destination, or both.

(*c*) Tariff publications which provide for the elimination or cancellation of a specific commodity, rate, charge, route, or service, except where such elimination or cancellation produces a reduction in a rate or charge, and except where authorized by paragraph (b)(6)(v) of this section.

(*d*) Tariff publications seeking to meet a competing rate, charge, rule, regulation, or other provision established in an all-water tariff filed in the name of an ocean carrier also publishing in its own name the intermodal tariff naming the through route and joint rate, or filed in the name of any subsidiary or affiliate thereof.

(*e*) Tariff publications which bear an effective date of more than 30 days later than the effective date of the reduction by the competing ocean carrier.

(vii) Rates, charges, rules, regulations, or other provisions need not be effective for 30 days prior to being changed under authority of paragraph (b)(6) of this section.







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(c) *Port combination basis.* Domestic and ocean carriers may enter into joint rate arrangements, as authorized by paragraph (b) of this section, and domestic carriers may at the same time maintain in effect rates applicable only from and to the ports, usable in combination with ocean carriers' independently established rates. Publication of such rates by the domestic carrier shall be subject to the following:

(1) The domestic carriers shall file their rates to the ports and from the ports, and such rates must be the same for all, regardless of which ocean carrier may be designated by the shipper, except as otherwise provided by section 28 of the Merchant Marine Act (41 Stat. 988, 46 U.S.C. 884).

(2) When the domestic carriers publish rates which are indicated to apply only on export or import traffic, the tariffs containing such rates shall specify by inclusion or exclusion the countries to or from which traffic subject to such rates shall move, regardless of whether such countries are, or are not, adjacent to the United States. Tariffs shall also specify whether or not property destined to or coming from the Republic of Cuba, the Commonwealth of Puerto Rico, Guam, Hawaii, or the Canal Zone is subject to such rates. In the absence of a statement in tariffs limiting the application of export or import rates, such rates will apply on traffic destined to or coming from them.

(3) As a matter of convenience to the public, the domestic carriers may also publish as information in their tariffs the ocean carriers' rates or charges that will apply to or from a foreign country in connection with the domestic carriers' rates. When this is done, the ocean carriers' rates or charges are in no manner subject to the jurisdiction of this Commission, but the rates of the domestic carriers applying to or from the ports are subject to all provisions of the Interstate Commerce Act and to this Commission's regulations.

(d) *Through export and import billing.* Export and import shipments may be forwarded under through billing. Through bills of lading must clearly separate the liability of the carriers included therein, where different, and must show (1) the tariff rates or charges of the domestic carriers to or from the port or (2) the joint rates or charges when such rates or charges are established and are named in tariffs on file with this Commission as provided in paragraph (b) of this section. The name of the domestic carrier shall appear in a prominent place on the face of the bill of lading when that carrier originates the shipment. Tariffs which provide for the use of a specified kind of bill of lading shall reproduce all of the terms and conditions thereof.

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## PART 1308—FREIGHT TARIFFS AND SCHEDULES OF WATER CARRIERS

1. In § 1308.0, paragraphs (b) and (c) are revised to read as follows:

**§ 1308.0 General provisions; definitions.**

• • • • •

(b) *Conformation to regulations,* et cetera. All tariffs applicable on traffic subject to the regulations in this subpart must conform to all of their provisions, except as otherwise authorized by the Commission. They shall state and arrange the rates, charges, rules, and regulations clearly and explicitly in such manner that there will be no doubt of their proper application. Carriers or their agents may not publish rates or provisions which duplicate or conflict with rates or provisions published by or for account of such carriers.

(c) *Nonapplication.* Tariffs governed by the regulations in this subpart must not contain:

Joint water-rail rates;
Joint water-motor rates;
Joint water-rail-motor rates;
Passenger fares;
Contract carrier rates or charges.

Furthermore, tariffs published under this subpart must not contain joint rates and through routes over the lines of common carriers by water subject to the Interstate Commerce Act, on the one hand, and vessel-operating common carriers by water engaged in the foreign commerce of the United States, as defined in the Shipping Act, 1916, on the other hand, for the transportation of property between any place in the United States and any place in a foreign country. For applicable regulations, see §§ 1300.67 and 1307.49.

[FR Doc.75-20356 Filed 8-4-75;8:45 am]





# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rulemaking prior to the adoption of the final rules.

## DEPARTMENT OF DEFENSE

### Department of the Army

[ 32 CFR Part 641 ]

[ER 405-1-663]

### UNIFORM RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES ACT OF 1970

### Clarification of Procedure for Computing Replacement Housing Payment for Displaced Homeowners

Notice is hereby given that the Department of the Army (acting through the Chief of Engineers) proposes to amend its regulations in Title 32, Part 641, Code of Federal Regulations, governing administration of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (84 Stat. 1894, 42 U.S.C. 4601).

The proposed amendment clarifies procedures concerning computation of the replacement housing payment for homeowners displaced by Government acquisition from tracts larger than the average residential lot in the area or from tracts having a fair market value based on a higher and better use than residential use.

It is the policy of the Department of the Army, whenever practicable, to afford the public the maximum opportunity to participate in the rule making process. Accordingly, interested persons may submit their written comments, suggestions, or objections with respect to the proposed change to Headquarters, Department of the Army (ATTN: DAEN-REH-O), Washington, D.C. 20314, on or before 1 September 1975.

Dated: July 25, 1975.

For the Chief of Engineers.

RUSSELL J. LAMP,
*Colonel, Corps of Engineers*
*Executive.*

Subpart E of Part 641 of Subchapter J of Chapter V of Title 32 of the Code of Federal Regulations is amended as follows:

1. Section 641.104 is amended as follows: Paragraph (c)(5) is revised and (c)(6) is deleted as set forth below:

**§ 641.104 Different payment for replacement housing.**

• • • • • •

(c) • • •

(5) Even though a dwelling may be located on a tract larger than the average residential lot in the area or on a tract having a fair market value based on a higher and better use than residential, the replacement housing payment, under section 203 of the Act, must be based on the "acquisition cost" to the Government for the dwelling, including a homesite typical in size for the area. In such cases, the appraiser will be requested to insert a statement in the appraisal report reading substantially as follows: "The total appraised value of this property is $_____, which includes $_____ as the value of the dwelling on a homesite of typical size for the area." To avoid undue administrative costs and complications, the dwelling and homesite value indicated in the appraisal will be used as the acquisition cost of the dwelling and homesite in calculating the replacement housing payment regardless of the amount which may finally be paid for the property as a whole.

(6) [Deleted]

[FR Doc.75-20308 Filed 8-4-75;8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[ 33 CFR Part 117 ]

[CGD 75-153]

### DRAWBRIDGE OPERATION REGULATIONS

### Tombigbee River, Ala.

At the request of the Alabama Department of Highways, the Coast Guard is considering revising the regulations for the U.S. Highway 80 drawbridge across the Tombigbee River, mile 201.6, to require at least 24 hours notice from 1 May through 30 November, however when high water occurs during this period, the draw shall open on signal. This change is being considered because of infrequent openings from May through November.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander (oan), Eighth Coast Guard District, Customhouse, New Orleans, La. 70130. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, Eighth Coast Guard District.

The Commander, Eighth Coast Guard District, will forward any comments received before September 5, 1975, with his recommendations to the Chief, Office of Marine Environment and Systems, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33 of the Code of Federal Regulations, be amended by adding a new § 117.245(l)(15-a) immediately after § 117.245(l)(15) to read as follows:

**§ 117.245 Navigable waters discharging into the Atlantic Ocean south of and including Chesapeake Bay and into the Gulf of Mexico, except the Mississippi River and its tributaries and outlets; bridges where constant attendance of draw tenders is not required.**

• • • • • •

(l) • • •

(15-a) *Tombigbee River, Ala.; U.S. highway drawbridge near Bellamy.* The draw shall open on signal from December 1 through April 30. The draw shall open on signal from May 1 through November 30 if at least 24 hours notice is given. During periods of high water from May 1 through November 30, the draw shall open on signal.

• • • • • •

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655(g)(2); 49 CFR 1.46(c)(5), 33 CFR 1.05-1(c)(4)).

Dated: July 29, 1975.

R. I. PRICE,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20310 Filed 8-4-75;8:45 am]

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### Federal Aviation Administration

[ 14 CFR Part 39 ]

[Docket No. 14806]

### AIRWORTHINESS DIRECTIVES

### Hawker Siddeley Aviation Ltd., DH-114 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Hawker Siddeley Aviation Ltd., DH-114 series airplanes. Three have been cracks of the nose gear adjusting screws on Hawker Siddeley Aviation Ltd., DH-114 airplanes, that could result in an inability to lower the gear. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require the adjusting screw to be replaced with an improved part on Hawker Siddeley Aviation Ltd., DH-114 series airplanes.



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Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW Washington, D.C. 20591. All communications received on or before September 4, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

HAWKER SIDDELEY AVIATION. Applies to DH-114 series airplanes certificated in all categories except those modified in accordance with Hawker Siddeley Modification 1610.

Compliance required within the next 400 hours time in service after the effective date of this AD unless already accomplished.

To prevent cracking of the nose gear adjusting screw, replace P/N 4U.493 with P/N 4U.567 in accordance with paragraph No. 5 of Hawker Siddeley Technical News Sheet No. U.16, dated March 19, 1973, or with an FAA-approved equivalent part and procedure.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20280 Filed 8-4-75;8:45 am]

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[ 14 CFR Part 39 ]

[Docket No. 14870]

## AIRWORTHINESS DIRECTIVES

### Pilatus Aircraft Ltd., Model PC-6 Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Pilatus Model PC-6 airplanes. There have been reports of hazardous fuel leaks at the elbow fittings connecting the fuel line to the fuel pump and carburetor on Pilatus Model PC-6 airplanes that could result in engine fire. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require replacement of aluminum fuel line and elbow fittings with stainless steel parts, on Pilatus Model PC-6 airplanes manufactured by Pilatus Aircraft Ltd. The proposed AD would not be applicable to Pilatus Model PC-6 airplanes manufactured by Fairchild Hiller.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 4, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. Applies to Pilatus model PC-6 airplanes, serial numbers 685 and below (all variants) manufactured by Pilatus Aircraft Ltd., powered by Lycoming G60-480-B1A6 engines.

NOTE: This AD does not apply to Pilatus PC-6 airplanes manufactured by Fairchild Hiller.

Compliance is required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent hazardous fuel leaks from developing at the elbow fittings connecting the fuel line to the fuel pump and carburetor and to prevent a broken fuel line, accomplish the following:

(a) Replace aluminum fittings (AN 822-8D and AN 823-8D) with stainless steel fittings (MS 20822-8C and MS 20823-8C), or FAA-approved equivalents.

(b) Replace aluminum fuel line P/N 6238.0094.80 with a stainless steel fuel line P/N 6238.0094.80C, or an FAA-approved equivalent.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20282 Filed 8-4-75;8:45 am]

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[ 14 CFR Part 39 ]

[Docket No. 14869]

## AIRWORTHINESS DIRECTIVES

### Pilatus Aircraft Ltd. and Fairchild Hiller Model PC-6 Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Pilatus Model PC-6 airplanes. There have been reports of cracks in the rudder bar junction welded seam of Pilatus Model PC-6 airplanes that could result in weakening and eventual failure of the rudder bar. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require repetitive inspections, interim repair and replacement of the rudder bar, as necessary, on Pilatus Model PC-6 airplanes manufactured by Pilatus Aircraft Ltd. and Fairchild Hiller.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before September 4, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. AND FAIRCHILD HILLER. Applies to Pilatus model PC-6 airplanes (all variants), serial numbers 338 through 623, manufactured by Pilatus Aircraft Ltd. and serial numbers 2001 through 2067, manufactured by Fairchild Hiller.

Compliance is required as indicated.

To prevent a fatigue failure of the pilot and copilot rudder bar junction welded seam, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless already accomplished, visually inspect the junction fillet welds (P/Ns 6232.145, 6232.241, and 116.35.06.004) of the pilot and copilot rudder bars and determine whether the weld covers the full 360° of the rudder bar tube circumference or only 250° of the rudder bar tube circumference. If the weld is determined to be of the improved 360° design, no further action is required by this AD.

(b) If the fillet weld is found to be of the non continuous (250°) weld design, visually inspect the rudder bar junction weld for cracks by applying magnaflux or by the dye check method in accordance with paragraph 2.1 of Pilatus Aircraft Ltd. Service Bulletin No. 120, dated January 1973, or an FAA-approved equivalent.

(c) If no cracks are found during the inspection required by paragraph (b) of this AD, within the next 100 hours' time in service and thereafter at intervals not to exceed 100 hours' time in service, visually inspect the rudder bar junction weld for cracks using a 10 power magnifying glass in accordance with paragraph 2.2 of Pilatus Aircraft Ltd. Service Bulletin No. 120 dated January 1973, or an FAA-approved equivalent.

(d) If cracks are found during an inspection required by paragraphs (b) or (c) of this AD, either repair the rudder bar junction weld in accordance with paragraph 2.3 of Pilatus Aircraft Ltd. Service Bulletin No. 120 dated January 1973, or an FAA-approved equivalent, or replace the rudder bars with new rudder bars of the same part number but with improved 360° weld design.

(e) Within the next 100 hours' time in service after accomplishing the repair described in paragraph (d) of this AD, or, if no cracks were found during the inspections required by paragraphs (b) or (c) of this AD, within the next 300 hours' time in service after complying with the inspection requirements of paragraph (b) of this AD, replace the rudder bars, P/N 6232.145, 6232.241, or 116.35.06.004, with new rudder bars of the same part number incorporating the continuous full 360° fillet weld around the rudder bar circumference.

Issued in Washington, D.C., on July 29, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20281 Filed 8-4-75;8:45 am]

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[ 14 CFR Part 71 ]

[Airspace Docket No. 75-GL-51]

## ALTERATION OF TRANSITION AREA

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Litchfield, Minnesota.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018. All communications received on or before September 4, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018.

A new instrument approach procedure has been developed for the Litchfield Municipal Airport, Litchfield, Minnesota. The transition area requires alteration to protect this procedure.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (40 FR 441), the following transition area is amended to read:

LITCHFIELD, MINNESOTA

That airspace extending upward from 700 feet above the surface within a 6-mile radius of the Litchfield Municipal Airport (latitude 45°08'18" N., longitude 94°30'56" W.); and within 3½ miles each side of the Darwin VORTAC 139° radial, extending from the 6-mile radius to 11½ miles southeast of the VORTAC.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act [49 U.S.C. 1655(c)].

Issued in Des Plaines, Illinois, on July 17, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

[FR Doc.75-20284 Filed 8-4-75;8:45 am]

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[ 14 CFR Part 71 ]

[Airspace Docket No. 75-NE-30]

## ALTERATION OF VOR FEDERAL AIRWAY SEGMENT

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would realign the segment of V-229 from Hartford, Conn., to Gardner, Mass.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, New England Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 12 New England Executive Park, Burlington, Mass. 01803. All communications received on or before September 4, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would realign the segment of V-229 between Hartford and Gardner via the INT of the Hartford 044°(057°M) and the Gardner 195°(209°M) radials.

The proposed realignment would enhance control of air traffic and provide an operational advantage by reducing the airway distance between Hartford and Gardner.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348 (a)) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)).

Issued in Washington, D.C., on July 29, 1975.

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and*
*Air Traffic Rules Division.*

[FR Doc.75-20283 Filed 8-4-75;8:45 am]

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## COMMODITY FUTURES TRADING COMMISSION

[ 17 CFR Part 146 ]

### THE REQUIREMENTS OF THE PRIVACY ACT OF 1975

#### Proposal To Adopt Rules

The Commodity Futures Trading Commission proposes to adopt rules concerning records maintained by the Commission concerning individuals. If adopted, the rules will reflect the Commission's implementation of the requirements of the Privacy Act of 1975, 5 U.S.C. 552a (Pub. L. 93-579), and will comprise a new Part 146 of Title 17 of the Code of Federal Regulations. It is proposed to make these rules effective September 27, 1975, the effective date of the Privacy Act.

SUMMARY OF THE RULES' PROVISIONS

The Privacy Act and the rules being proposed by the Commission generally relate to an individual's right to know what information the Commission has in its files concerning him and his right not to have that information disseminated to unauthorized persons. For this purpose the Act and rules provide for the annual publication by the Commission of notices of each "system of records" it maintains on individuals. The individual may then examine these system notices, determine which system might contain records pertaining to him, and, following procedures established in the proposed rules, ask the Commission to determine whether those systems do in fact contain any information about him.

If the system of records has information concerning an individual, the individual may request and obtain access to those records. Upon payment of specified charges, he may also obtain copies of the records. Furthermore, if he believes information contained in the records is not accurate, relevant, timely, or complete, procedures are established whereby he may seek amendment or correction.

The proposed rules restrict access by others to personal information concerning an individual that is contained in the Commission files. The information is available to members of the Commission and the Commission staff who need it in the pursuit of their duties. Disclosure of the record as required under the Freedom of Information Act, 5 U.S.C. 552, is also permitted without restriction. Beyond that, a record may be disclosed only for purposes specifically authorized under the Privacy Act, or for "routine uses," which must be described and published







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by the Commission in the FEDERAL REGISTER for each system of records it maintains. Furthermore, the Commission is required to keep a record of each disclosure, except those made to Commission employees or made pursuant to the Freedom of Information Act. Upon request, it must provide that record to the individual.

The proposed rules exempt certain kinds of records from some of the provisions of the Privacy Act. The exemptions relate primarily to investigatory material compiled for a law enforcement purposes and limited kinds of information which may be found in personnel files maintained by the Commission.

Finally, the proposed rules prescribe certain information that the Commission must give to an individual whenever the Commission requests personal information from him, and standards that the Commission will meet in maintaining its files.

### SCOPE OF RULES

Section 146.1 of proposed Part 146 generally describes the scope and purpose of the rules which follow. Section 146.2 contains definitions of terms as they are used in the Privacy Act and in the Commission's rules as well. An understanding of several key terms is essential to an understanding of the scope of the remainder of the provisions.

Of central importance to the Privacy Act and to the Commission's proposed rules, is the concept of a "system of records." A "record" is defined as any item, collection or grouping of information about an individual that contains his name or other identifying particular. A "system of records" is defined as a group of records: (1) which is under the control of the agency; (2) from which information may be retrieved by the name of the individual or some other identifying particular unique to the individual. Thus, information about an individual might be contained in a Commission record, but unless the information is filed under or indexed by the name of the individual, or an individual identifier, it will not come within many of the provisions of the Privacy Act.

The Privacy Act and these rules apply only to records concerning individuals. An "individual" is defined under the Act and for purposes of this Part to mean a citizen of the United States or an alien lawfully admitted for permanent residence. Thus the Privacy Act and these proposed rules will not apply to records of corporations and business organizations. There is some indication in its legislative history that the Privacy Act is not intended to apply to individuals acting in an entrepreneurial capacity. As a practical matter, however, it will usually be difficult to distinguish between personal and entrepreneurial records concerning an individual, and the Commission does not intend to rely upon the distinction as a basis upon which it will deny an individual access to records that concern him.

Among the other important definitions included in § 146.2 are "routine use," which describe a use of a record for a purpose which is compatible with the purpose for which it was collected, and "system notice," which is the description of a system of records that an agency is required to publish in the FEDERAL REGISTER.

### PROCEDURES FOR REQUESTING INFORMATION OR ACCESS TO RECORDS PERTAINING TO AN INDIVIDUAL, AND FOR DISCLOSURE OF THE REQUESTED INFORMATION TO THE INDIVIDUAL

Section 146.3 of the proposed rules establishes procedures by which an individual may request information as to whether a system of records maintained by the Commission contains any information relating to him and may request access to his records. Requests are to be made in writing and are to be directed to a Privacy Unit established in the Commission's Washington, D.C. office. To assist the Commission staff in identifying the requested records, certain information is required to be supplied with respect to each system of records from which information is sought. The individual is also required to include in his request certain other information which is designed to enable the Commission to: (1) identify the individual to whom the records pertain; and (2) select the particular information sought by the individual within a record which may contain other types of personal information as well. To assist in properly preparing requests, the Commission offers individuals, free of charge, a compilation of its systems notices. A description of the information included in the system notice and instructions on how to obtain these compilations are set forth in Section 146.11.

Requests will be processed promptly, and the individual will be informed whether any information available to him is contained in the systems of records the Commission maintains. If the individual has requested access, he will be advised where and when he may inspect the records or be given the name and address of the person with whom he should communicate to make further arrangements.

The Commission's proposed rules are designed not only to give an individual access to information about himself, but also to protect him against unauthorized disclosure of that information to others. Section 146.4 of the proposed rules sets forth the methods by which an individual must identify himself in order to gain access to his records. Generally, an individual will be able to satisfy those requirements with forms of identification that he may be expected to have in his possession, *e.g.*, a driver's license or credit cards. However, provision is made for the use of other types of identification in appropriate circumstances. Of course, no identification will be required where access is requested to records that are available to any person under the Freedom of Information Act.

Section 146.5 of the proposed rules establishes procedures by which information will be supplied to the individual, after the request for access has been granted. The individual will normally be given access to his records during the normal business hours in the Commission office where the records are maintained, but exceptions will be granted for good cause. The individual may be accompanied by persons of his own choosing when reviewing the records, but will be required to provide the Commission with a statement in writing authorizing access by these persons.

The Privacy Act makes no special provision for access by a second person unless accompanied by the individual to whom the record pertains and the legislative history suggests that the Privacy Act was in fact directed toward personal participation by the individual in the process. However, the Commission anticipates that in most cases it will honor a request by the individual that another person be granted access in his absence, so long as the authority and identity of the other person are unambiguously demonstrated.

As an alternative to personal inspection of the record, or in addition thereto, the individual may obtain copies of the records which pertain to him. The fees which the Commission has established for copies are set forth in an appendix to Part 146.

The individual is entitled to the information he requests in a meaningful form. Under some circumstances, this may not be possible through direct access to the record itself. For example, the record may contain information concerning matters which do not pertain to the individual and which he is not entitled to see. To extract only the information relating to that individual may not be a satisfactory solution. Accordingly, where necessary to make the record meaningful, the staff is authorized to prepare a report of the relevant information and present that to the individual.

### DISCLOSURE OF THE INDIVIDUAL'S RECORD TO THIRD PARTIES

To protect against disclosure of personal information to unauthorized persons, § 146.6 of the proposed rules implements the provisions of the Privacy Act limiting disclosure without the written consent of the individual whose record is involved, except in certain specified circumstances.

There are three situations in which disclosure is authorized under the rules that can be expected to arise frequently: disclosure to those persons within the Commission who need to have access to the information in order to perform their jobs; disclosure required under the Freedom of Information Act; and disclosure that has been established as a routine use for that system of records, through publication in the FEDERAL REGISTER. The Commission expects to publish for public comment an initial list of routine uses in about 30 days.

When disclosures are made of individual information contained in a system of records, the Commission's rules, consistent with the Privacy Act, will require





that an accounting be kept of such disclosures. This accounting serves two purposes: (1) to enable the individual, with certain exceptions, to determine to whom disclosures about him are being made, and (2) to enable the Commission to notify prior recipients of subsequent corrections to records or of the existence of a dispute concerning their accuracy. No accounting is required, however, for disclosures made with the consent of the individual, for internal disclosures, and for disclosures pursuant to the Freedom of Information Act.

### PROCEDURES FOR CORRECTION OR AMENDMENT OF RECORDS

If an individual believes that records concerning him are not accurate, relevant, timely and complete, he may request an amendment to these records following procedures established in proposed § 146.8. If the staff grants a request to amend a record, not only will the individual be notified of the decision, but prior recipients of the record identified in the accounting of disclosures will be notified of the correction and of its substance. If the request for amendment should be denied, the individual will be given the reasons for that decision and notified that he may seek review of the denial by the Commission itself, in accordance with procedures set forth in § 146.9.

### PROCEDURES FOR APPEALS TO THE COMMISSION

In order to assure that all persons will have direct access to the Commission to complain about an alleged failure of the Commission or members of its staff to comply with the requirements of the Privacy Act and of the proposed rules, § 146.9 creates a right to petition the Commission in writing to seek correction of the deficiency. The individual may petition for review of a denial of access or denial of a request to amend a record. This section also authorizes a petition to the Commission when it is claimed that a determination was made previously on the basis of inaccurate, incomplete, irrelevant, or out of date information about the individual contained in Commission records. Commission review may also be sought with respect to other matters as well. The procedures established are not, however, intended to permit the reopening of litigated cases although, under exceptional circumstances, if injustice has been done, the Commission may treat a petition under this section as a petition to reopen an otherwise finally decided matter.

Instructions on preparing and filing a petition are contained in § 146.9. While the word "petition" is used in the rule, the Commission will consider any written complaint, however informally presented, if the complainant indicated it is being submitted pursuant to § 146.9 or if it plainly encompasses a complaint remediable under that provision. The Commission has undertaken in its rule to make a determination of the matter within thirty business days after it is received.

In those situations where an individual has sought review of the denial of a request to amend a record, which was made pursuant to § 146.8, certain special provisions apply. If the Commission determines that the record should be amended, prior recipients of the record will be notified of the change and its substance. If the petition is denied, the individual will be advised of that determination, the reasons for the denial and of his right to obtain judicial review. The proposed rules also permit an individual to file a statement indicating why he disagrees with the Commission's refusal to amend the record. Subsequent disclosures of the disputed record will note the dispute and include a copy of the statement of disagreement.

### EXEMPTIONS

The Privacy Act, 5 U.S.C. 552a(k), authorizes the Commission by rule to exempt certain systems of records from some of the provisions of the Act, primarily those provisions relating to disclosure to the individual of information about himself contained in Commission files. Pursuant to that authority the Commission is proposing in § 146.2 of the rules to exempt investigatory material compiled for law enforcement purposes. In addition, a narrow exemption relating to personnel records is being proposed.

### OTHER MATTERS

The individual is entitled, pursuant to Section 146.10 of the proposed rules, to certain information from the Commission when it seeks personal information from him. This includes information about: (1) the Commission's authority to request the information; (2) the purposes and uses which will be or may be made of the data; (3) whether the disclosure is mandatory or voluntary; and (4) the effect, if any, of not providing the information.

Section 146.7 provides that the Commission's records shall be timely, relevant, accurate and complete, and that the Commission shall not maintain information in the files which is not relevant or necessary to accomplish statutory objectives. The proposed rules also circumscribe the collection of material by the Commission relating to the exercise of First Amendment rights, and require that the Commission should collect information directly from the individual—rather than secondary sources—where fairness so requires.

The text of the proposed rules is as follows:

**Part 146—Records Maintained on Individuals**

**§ 146.1 Purpose and scope.**

(a) This part contains the rules of the Commodity Futures Trading Commission implementing the Privacy Act of 1974 (Pub. L. 93-579, 5 U.S.C. 552a). These rules apply to all records maintained by this Commission which are not excepted or exempted as set forth in § 146.12, insofar as they contain personal information concerning an individual, identify that individual by name or other symbol and are contained in a system of records from which information is retrieved by the individual's name or identifying symbol. Among the primary purposes of these rules are to permit individuals to determine whether information about them is contained in Commission files and, if so, to obtain access to that information; to establish procedures whereby individuals may have inaccurate and incomplete information corrected; and to restrict access by unauthorized persons to that information.

(b) In this part the Commission is also exempting certain Commission systems of records from some of the provisions of the Privacy Act of 1974 that would otherwise be applicable to those systems.

**§ 146.2 Definitions—for purposes of this Part 146.**

(a) The term "Commission" means the Commodity Futures Trading Commission;

(b) The term "Executive Director" refers to the executive level staff official appointed pursuant to section 2(a)(5) of the Commodity Exchange Act and whose responsibilities are set forth in 17 CFR ;

(c) The term "Privacy Unit" refers to a staff subdivision established in the Commission's principal office in Washington, D.C. to process requests, and handle various other matters relating to the Commission's implementation of the Privacy Act of 1974;

(d) The term "individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(e) The term "maintain" includes maintain, collect, use, or disseminate;

(f) The term "record" means any item, collection, or grouping of information about an individual that is maintained by the Commission, including but not limited to, his education, financial transactions, and criminal or employment history and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual;

(g) The term "system of records" means a group of any records under the control of the Commission retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

(h) The term "system notice" means a notice of the existence and character of Commission's system of records published in the FEDERAL REGISTER pursuant to § 146.11(a);

(i) The term "routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected;

(j) The term "Fredom of Information Act" encompasses both the Freedom of Information Act, as amended 5 U.S.C. 552, and Part 145 of this Title;

(k) The term "agency" means any executive department, military department, Government corporation, Government controlled corporation or other establishment in the Executive branch of the Government or any independent regulatory agency.



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**§ 146.3 Requests by an individual for information or access.**

(a) Any individual may request information on whether a system of records maintained by the Commission contains any information pertaining to him, or may request access to his record or to any information pertaining to him which is contained in a system of records. All requests shall be directed to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

(b) A request for information or for access to records under this Part may be made by mail or in person. The request shall (1) be in writing and signed by the individual making the request; (2) include the full name (including the middle name) of the individual seeking the information or record, his home address and telephone number, his business address and telephone number; and (3) if he is or ever has been registered with the Commission or its a predecessor agency, or associated with a firm so registered as a partner, officer or director or 10 percent shareholder, state in what capacity he is or was registered.

(c) For each system of records from which information is sought, the request shall (1) specify the title and identifying number as it appears in the system notice published by the Commission; (2) provide such additional identifying information, if any, as may be required by the system notice; (3) describe the specific information or kind of information sought within that system of records; and (4) set forth any unusual arrangements sought concerning the time, place, or form of access. A description of the information contained in a system notice and instructions on how to obtain copies of the Commission's system notices appear in § 146.11(b).

(d) The Commission will respond in writing to a request made under this section within ten days (excluding Saturdays, Sundays and legal public holidays) after receipt of the request. If a definitive reply cannot be given within ten days, the request will be acknowledged and an explanation will be given of the status of the request. Since some materials are exempt from disclosure to the individual to whom they relate, an inquiry as to whether a system of records contains any information pertaining to an individual will be responded to in terms of whether or not the system contains any information which is available to the individual under the Privacy Act and the rules of this Part.

(e) The individual either will be notified in writing of where and when he may obtain access to the records requested or will be given the name, address and telephone number of the member of the Commission staff with whom he should communicate to make further arrangements for access.

**§ 146.4 Procedures for identifying the individual making the request.**

When a request for information or for access to records has been made pursuant to § 146.3, before information is given or access is granted pursuant to § 146.5 of these rules the Commission shall require reasonable identification of the person making the request to insure that information is given and records are disclosed only to the proper person.

(a) An individual may establish his identity by:

(1) Submitting with his request for information or for access a photocopy of two pieces of identification bearing his name and signature, one of which shall bear his current home or business address; or

(2) Appearing at any office of the Commission (located at the addresses set forth in § 145.6) during the regular working hours for that office and presenting either:

(i) One piece of identification containing a photograph and signature, such as a drivers license or passport; or

(ii) Two pieces of identification bearing his name and signature, one of which shall bear his current home or business address;

(3) Providing such other proof of identity as the Commission deems satisfactory in the circumstances of a particular request.

(b) If the Executive Director or other designated Commission official determines that the data in a requested record is so sensitive that unauthorized access could cause harm or embarrassment to the person whose record is involved, or if the person making the request is unable to produce satisfactory evidence of identity under subsection (a) above, the individual making the request may be required to submit a notarized statement attesting to his identity and that he is familiar with and understands the criminal penalties provided under section 1001 of Title 18 of the United States Code for making false statements to a Government agency and under the Privacy Act, section 552a(i)(3) of Title 5 of the United States Code, for obtaining records under false pretenses. Copies of these statutory provisions and forms for such notarized statements may be obtained upon request from the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036.

(c) The parent or guardian of a minor or a person judicially determined to be incompetent, in addition to establishing the identity of the person he represents as described in the previous paragraphs of this subsection, shall establish his own identity and his parentage or guardianship by furnishing a copy of a birth certificate showing parentage or a court order establishing the guardianship.

(d) Nothing in this section shall preclude the Commission from requiring additional identification before granting access to the records if there is reason to believe that the person making the request may not be the individual to whom the record pertains, or where the sensitivity of the data warrants it.

(e) The requirements of this § 146.4 shall not apply if the records involved would be available to any person under the Freedom of Information Act. The Commission's rules implementing the Freedom of Information Act are set forth in Part 145 of this Title.

**§ 146.5 Disclosure of requested information to individuals; fees for copies of records.**

(a) Any individual who has requested access to his record or to any information pertaining to him in the manner prescribed in § 146.3, and has identified himself as prescribed in § 146.4, shall be permitted to review the record and have a copy made of all or any portion thereof in a form comprehensible to him, subject to fees for copying services set forth in Appendix A to this Part (§ 146a). Upon his request persons of his own choosing may accompany him, but the individual shall first furnish a written statement authorizing discussion of that individual's record in the accompanying persons' presence.

(b) Access will generally be granted in the office of the Commission where the records are maintained during normal business hours, but for good cause shown the Commission may grant access at another office of the Commission or at different times for the convenience of the individual making the request.

(c) Where a document containing information about an individual also contains information not pertaining to him, the portion not pertaining to the individual shall not be disclosed to him except to the extent the information is available to any person under the Freedom of Information Act. If the records sought cannot be provided for review and copying in a meaningful form, the Commission shall provide to the individual a report of the information concerning the individual contained in the record or records which shall be complete and accurate in all material aspects.

(d) Where the disclosure involves medical records, the records may be provided only to a physician designated in writing by the individual.

(e) Requests for copies of documents may be directed to the Privacy Unit or to the member of the Commission's staff through whom arrangements for access were made.

(f) Fees for copies of records shall be charged as set forth in the schedule of fees contained in Appendix A of this Part 146. Copies of the schedule may be obtained upon request from the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. Payment should be made by check or money order payable to the Treasury of the United States. Advance payment of all or part of the fee may be required at the discretion of the Commission, but generally this will not be required for requests where the anticipated fee is less than $25.

(g) Nothing in this § 146.5 or in § 146.3 shall:

(1) Require the disclosure of records exempted under § 146.12 of these rules, including the exemption relating to investigative records;





(2) Allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding or a criminal proceeding;

(3) Require the furnishing of information or records which cannot be retrieved by the name or other identifier of the individual making the request.

**§ 146.6 Disclosure to third parties.**

(a) The Commission shall not disclose to any agency or to any person by any means of communication a record pertaining to an individual which is contained in a system of records, except under the following circumstances:

(1) The individual to whom the record pertains has given his written consent to the disclosure;

(2) The disclosure is to officers and employees of the Commission who need it in the performance of their duties;

(3) Disclosure is required under the Freedom of Information Act (5 U.S.C. 552);

(4) Disclosure is for a routine use as defined in § 146.2(g) of these rules and described in the system notice for that system of records;

(5) The disclosure is made to the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity;

(6) The disclosure is made to a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(7) The disclosure is made to another agency or to an instrumentality of any Governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law and if the head of the agency or instrumentality has made a written request to the Commission specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) The disclosure is made to a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) The disclosure is made to either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) The disclosure is made to the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(b) The Commission will make reasonable efforts to serve notice on an individual when any record on such individual is made available to any person under compulsory legal process when such process becomes a matter of public record.

(c) The Commission, with respect to each system of records under its control, shall keep an accurate accounting of certain disclosures:

(1) A record shall be kept of all disclosures made under paragraph (a) of this § 146.6, except disclosures made with the consent of the individual to whom the record pertains [paragraph (a)(1)], disclosures to authorize employees (subparagraph (a)(2) and disclosures required under the Freedom of Information Act (subparagraph (a)(3))).

(2) The record shall include:

(i) The date, nature, and purpose of each disclosure of a record made to any person or to another agency;

(ii) The name and address of the person or agency to whom the disclosure was made.

(3) The accounting will be retained for at least five years or the life of the record, whichever is longer, after the disclosure for which the accounting is made.

(d) The accounting described in paragraph (c) will be made available to the individual named in the record upon his written request, directed to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036, except that the accounting will not be revealed with respect to disclosures made under paragraph (a)(7) of this § 146.6, pertaining to law enforcement activity, and to disclosures involving systems of records exempted under § 146.12 of these rules.

(e) Whenever an amendment or correction of a record or a notation of dispute concerning the accuracy of records is made by the Commission in accordance with §§ 146.8 and 146.9 of these rules, the Commission will inform any person or other agency to whom the record was previously disclosed, if an accounting of the disclosure was made pursuant to the requirements of paragraph (c) of this § 146.6.

**§ 146.7 Content of systems of records.**

(a) The Commission will maintain in its records only such information about an individual as is relevant and necessary to accomplish the purposes of the Commodity Exchange Act and other purposes required to be accomplished by statute or by executive order of the President.

(b) The Commission will maintain no record describing how any individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity.

(c) The Commission will collect information to the greatest extent practicable directly from the subject individual when the information may result in adverse determinations about an individual's rights, benefits, and privileges under Federal programs.

(d) The Commission will maintain all records which are used by the Commission in making any determination about any individual with such accuracy, relevance, timeliness, and completeness as is reasonably necessary to assure fairness to the individual in the determination.

**§ 146.8 Amendment of a record.**

(a) Any individual may request amendment of information pertaining to him which is contained in a system of records maintained by the Commission and which is filed under his name or other individual identifier if he believes the information is not accurate, relevant, timely or complete. A request for amendment shall be directed to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036.

(b) A request for amendment may be made by mail or in person and shall (1) be in writing and signed by the person making the request; (2) describe the particular record to be amended with sufficient specificity to permit the record to be located among those maintained by the Commission; and (3) specify the nature of the amendment sought and the justification for the requested change. The person making the request may be required to provide the information specified in § 146.3 and § 146.4 of these rules in order to simplify identification of the record and permit verification of the identity of the person making the request for amendment.

(c) Receipt of a request for amendment will be acknowledged in writing within ten days (excluding Saturdays, Sundays and legal public holidays) except that, if the individual is given notice within the ten day period that his request will or will not be complied with, no acknowledgement is required.

(d) Assistance in preparing a request to amend a record may be obtained from the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036.

(e) Upon receipt of a request for amendment the Executive Director of the Commission or a person designated by the Executive Director shall promptly determine whether the record is materially inaccurate, incomplete, misleading, or is irrelevant or not timely, as claimed by the individual, and, if so, shall cause the record to be amended in accordance with the individual's request.

(f) If the Executive Director or designee grants the request to amend the record, the individual shall promptly be advised of the decision and of the action taken, and notice shall be given of the correction and its substance to each person or agency to whom the record had previously been disclosed, as shown on the record of disclosures maintained in accordance with § 146.6(c) of these rules.

(g) If the Executive Director or designee disagrees in whole or in part with a request for amendment of a record, the individual shall promptly be notified of the complete or partial denial of his request and the reasons for the refusal. The individual shall also be notified of the procedures for administrative review



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by the Commission of any complete or partial denial of a request for amendment, which are set forth in § 146.9 of these rules.

(h) If a request is received for amendment of a record prepared by another agency which is in the possession or control of the Commission, the request for amendment will be forwarded to that agency. If that agency determines that the correction should be made, the Commission will amend its records accordingly and notify the individual making the request for amendment of the change. If the other agency declines to make the amendment, the Executive Director or designee will independently determine whether the amendment will be made to the record in the Commission's possession or control, considering any explanation given by the other agency for its decision.

**§ 146.9 Appeals to the Commission.**

(a) Any individual may petition the Commission:

(1) To review a refusal to comply with an individual request for access to records pursuant to the Privacy Act, 5 U.S.C. 552a(d)(1), and §§ 146.3 and 146.5 of the rules in this part;

(2) To review denial of a request for amendment made pursuant to § 146.8;

(3) To correct any determination that may have been made adverse to the individual based in whole or in part upon inaccurate, irrelevant, untimely or incomplete information;

(4) To correct a failure to comply with any other provision of the Privacy Act, 5 U.S.C. 552a, and the rules of this Part 146, which has had an adverse effect on the individual.

(b) The petition to the Commission shall be in writing and shall (1) state in what manner it is claimed the Commission or any Commission employee has failed or refused to comply with provisions of the Privacy Act or of the rules contained in this Part 146, and (2) set forth the corrective action the petitioner wishes the Commission to take. The petitioner may, if he wishes, state such facts and cite such legal or other authorities as he considers appropriate.

(c) The petition should be directed to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036.

(d) The Commission will make a determination of any petition filed pursuant to this § 146.9 within thirty days (excluding Saturdays, Sundays and legal public holidays) after receipt by the Privacy Unit of the petition, unless for good cause shown, the Commission extends the 30-day period. If a petition is denied, the Commission will notify the petitioner in writing and state the reasons therefor.

(e) Where the petition is made for review of a denial of a request for amendment made pursuant to § 146.8, the following additional procedures shall apply:

(1) If upon review the Commission grants the petition to amend the record, notice of the correction and its substance shall be given to each person or agency to whom the record had previously been disclosed, as shown on the record of disclosures maintained in accordance with § 146.6(c) of these rules.

(2) If upon review the initial denial of the request for amendment is upheld in whole or in part, the individual shall be notified of the provisions for judicial review of that determination which are set forth in Section 552a(g)(1)(A) and (2)(A), of Title 5 of the United States Code and the provisions for disputed records set forth in subparagraph (e)(3) of this § 146.7.

(3) If after review the Commission has declined to amend the records as the individual has requested, the individual may file with the Privacy Unit a concise statement setting forth why he disagrees with the Commission's denial of his request. Any subsequent disclosure containing information about which a statement of disagreement has been filed shall clearly note the portion which is disputed, and include a copy of the individual's statement. The Commission may also include a copy of a concise statement explaining its reasons for not making the amendments requested.

**§ 146.10 Information supplied by the Commission when collecting information from an individual.**

The Commission will inform each individual whom it asks to supply information, on the form which it uses to collect the information or on a separate form that can be retained by the individual of:

(a) The authority (whether granted by statute, or by executive order of the President) which authorizes the solicitation of the information and whether disclosure of such information is mandatory or voluntary;

(b) The principal purpose or purposes for which the information is intended to be used;

(c) The routine uses which may be made of the information, as published in the FEDERAL REGISTER; and

(d) The effects on him, if any, of not providing all or any part of the requested information.

**§ 146.11 Public notice of records systems.**

(a) The Commission will publish in the FEDERAL REGISTER at least annually a notice of the existence and character of each of its system of records, which notice shall include:

(1) The name and location of the system;

(2) The categories of individuals on whom records are maintained in the system;

(3) The categories of records maintained in the system;

(4) Each routine use of the records contained in the system, including the categories of users and the purpose of such use;

(5) The policies and practices of the Commission regarding storage, retrievability, access controls, retention, and disposal of the records;

(6) The title and business address of the Commission official who is responsible for the system of records;

(7) The procedures whereby an individual can be notified at his request if the system of records contains a record pertaining to him;

(8) The procedures whereby an individual can be notified at his request how he can gain access to any record pertaining to him contained in the system of records, and how he can contest its content; and

(9) The categories of sources of records in the system.

(b) Copies of the notices as printed in the Federal Register will be available in each office of the Commission. Locations of Commission offices are listed in § 145.6 of these rules. Mail requests should be directed to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. The first copy will be furnished free of charge. A charge of $3.00 will be made for each additional copy.

**§ 146.12 Exemptions.**

(a) Investigatory materials compiled for law enforcement purposes are exempt from portions of the Privacy Act of 1974 and of these rules as set forth in subsection (c) of this § 146.12, on the basis and to the extent that individual access to these files could impair the effectiveness and orderly conduct of the Commission's enforcement program. Provided, however, that if any individual is denied any right, privilege, or benefit to which he would otherwise be entitled by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to the individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence. Materials exempted under this paragraph are contained in the system of records entitled "Exempted Investigatory Materials."

(b) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for employment with or contracts with the Commission are exempt from portions of the Privacy Act of 1974 and of these rules as set forth in paragraph (c) of this § 146.12, to the extent that it identifies a confidential source. This is done in order to encourage persons from whom information is sought to provide information to the Commission which absent assurances of confidentiality they would be unwilling to give. However, if practicable, material identifying a confidential source shall be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual. Materials exempted under this paragraph are included in the system of records entitled "Exempted Employee Background Investigation Material."

(c) The systems set forth in paragraphs (a) and (b) of this § 146.12 are hereby exempted from the provisions of sections 552a(c)(3), d, (e)(1), (e)(4)(G), (e)(4)(H), (e)(4)(I) and (f) of Title 5 of the United States Code (the Privacy Act of 1974), and are also exempted from the following sections of these rules: § 146.3 [requests for information and for access]; § 146.5 [access to records]; § 146.6(d) [accounting of disclosures to be made available to the individual]; § 146.11(a)(7), (8), (9) [content of the system notice]; and § 146.7(a) [relevancy of records].





**146-APPENDIX A—FEES FOR COPIES OF RECORDS REQUESTED UNDER THE PRIVACY ACT OF 1974**

(a) The following schedule of fees shall apply to copies of records requested by individuals pursuant to the Privacy Act of 1974, 5 U.S.C. 552a and § 146.5(f).

(1) No fee shall be charged for copies of documents if the number of pages requested by that individual totals less than 10. This limit applies to the total requests under this section during any 180-day period.

(2) For requests for copies of documents in excess of 10 pages the charge will be $0.10 per page.

(3) For computer material charges:

| | |
|---|---|
| (A) One-part paper per 1,000 | $11.00 |
| (B) Two-part paper per 1,000 | 17.63 |
| (C) Three-part paper per 1,000 | 28.95 |
| (D) Four-part paper per 1,000 | 37.52 |
| (E) Five-part paper per 1,000 | 50.83 |
| (F) Stock Hollerith cards per 1,000 | 1.78 |
| (G) Magnetic tape per reel | 9.50 |
| (H) Disk pack, each | 775.00 |

(4) for tape recordings and other audio records:

| | |
|---|---|
| (A) 45 minute cassette | $0.56 |
| (B) 60 minute cassette | .60 |
| (C) 90 minute cassette | .77 |

(5) For materials other than those described in paragraphs (2), (3), (4), the direct cost of the materials shall be charged, but only with the prior specific approval of the person making the request.

(6) The Commission may, upon application by the individual, furnish any records without charge or at a reduced rate, if it determines that such waiver or reduction of fee is in the public interest.

(b) Requests for copies of documents should be addressed to Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036, or may be made to the member of the Commission's staff through whom requests for access were made.

(c) Payment must be made by check or money order payable to the Treasury of the United States. No employee of the Commission is authorized to accept payment of fees in cash.

(d) Advance payment of all or part of the fee may be required at the discretion of the Commission. Generally, advance payment will not be required where the anticipated fee is less than $25.

* * * * *

Interested persons are invited to submit written comments, suggestions, or objections to the proposed rules to the Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. Comments should be submitted on or before August 15, 1975 to permit publication of final rules by August 28, 1975. Comments received after August 15 will nevertheless be fully evaluated. All such communications will be available for public inspection.

Issued in Washington, D.C. on July 30, 1975.

By the Commission.

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-20360 Filed 8-4-75;8:45 am]

## CONSUMER PRODUCT SAFETY COMMISSION

**[ 16 CFR Part 302 ]**

**MATTRESSES**

**Exemption From Flammability Testing for Physician Prescribed Mattresses**

The purpose of this document is to propose an amendment to 16 CFR 302.20, the rules and regulations issued under the Standard for the Flammability of Mattresses (FF 4–72, 38 FR 15095), by adding a new paragraph which would allow an exemption from the testing requirements of the Standard for certain "one of a kind" mattresses manufactured in accordance with a physician's written prescription.

This proceeding was commenced in response to a January 23, 1974 petition submitted by Bay Area Mattress Company and Keva Mattress Company of Oakland, California. The Petitioners sought an exemption, under section .2(d) of FF 4–72, from testing "one of a kind" mattresses with specific reference to those mattresses manufactured to a customer's own specifications which might contain wool, cotton, hair and kapok core material, as well as mattresses of odd size and shape. Petitioners also sought a comprehensive explanation of the term "one of a kind" mattress.

Section .2(d) of the Standard, which enables "one of a kind" mattresses to be exempted from testing, reads as follows:

One of a kind mattress, such as nonstandard sizes or shapes, may be excluded from testing under this standard pursuant to rules and regulations established by the Consumer Product Safety Commission.

Since June 22, 1973, the effective date of the Standard for the Flammability of Mattresses (FF 4–72, as amended), the Commission has received numerous inquiries with regard to what is included in the category of "one of a kind" mattress.

When answering these inquiries, the Commission has noted that Section .1(h) of the Standard, which defines "mattress prototype," specifies that a difference in size is not relevant to the issue of qualification testing and, thus, mattresses of different sizes may be included in a single mattress prototype. Also, the Commission has stated that a difference in mattress size does not result in a new "mattress type" as that term is defined in Section .1(l) of the Standard (mattresses of varying sizes or shapes may thus comprise a single mattress type or a single mattress prototype). As long as the components of a mattress are placed in a mattress in the same configuration as the prototype, the size and shape of the mattress is irrelevant for cigarette ignition test purposes. Therefore, a nonstandard size or a nonstandard shape mattress is not necessarily a "one of a kind" mattress.

After careful consideration of these inquiries, the Commission has concluded that at this time only those mattresses which are manufactured in accordance with a physician's written prescription, for use in connection with the treatment or management of a named individual's physical illness or injury, should be proposed for exemption from testing as provided in Section .2(d) of the Standard. Accordingly, the Commission proposes to amend 16 CFR 302.20 to state that the exemption from testing is limited to mattresses which are manufactured in accordance with a physician's written prescription for the treatment of an illness or injury. For the purposes of this regulation a physician is an authorized practitioner of medicine including osteopaths. Not included within the meaning of the term physician are podiatrists, chiropodists, chiropractors, dentists, veterinarians, and optometrists. The proposed amendment also contains a requirement that any mattress which is exempted from the requirements of the Standard for testing shall bear a permanent, conspicuous and legible label which states:

WARNING: This mattress may be subject to ignition and hazardous smoldering from cigarettes. It was manufactured in accordance with a physician's prescription and has not been tested under the Federal Standard for the Flammability of Mattresses (FF 4–72).

Size dimensions are specified for the label and lettering; and all letters on the label are required to be in a color which contrasts with the background of the label. There is a provision that the warning statement which appears on the label must also be conspicuously displayed on the invoice or other sales papers that accompany the mattress in commerce from the manufacturer through the final point of sale to the consumer.

The Commission realizes that any exemption from the Standard for the Flammability of Mattresses carries with it some degree of consumer exposure to the hazards the Standard was designed to eliminate. However, the Commission does recognize the practical necessity of exempting physician prescribed "one of a kind" mattresses from the testing requirements. The cost of testing both prototype and production samples of mattresses, such tests being necessarily destructive, could make the medically required mattresses prohibitively expensive. The Commission is of the opinion that any further expansion of the "one of a kind" exemption to include mattresses manufactured to the customer's own specifications would seriously reduce the effectiveness of the mattress standard. However, the Commission is interested in receiving comments on this issue.



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Therefore, pursuant to section 5(c) of the Flammable Fabrics Act, as amended (Sec. 5(c), 81 Stat. 568; 15 U.S.C. 1191), and under authority vested in the Consumer Product Safety Commission by section 30(b) of the Consumer Product Safety Act (sec. 30(b), 86 Stat. 1231; 15 U.S.C. 2079(b)), the Commission proposes to amend the section heading and add a new paragraph (i) to 16 CFR 302.20 as follows:

§ 302.20 Mattresses—labeling, record-keeping requirements, guaranties, and "one of a kind" exemption under FF 4–72.

* * * * *

(i) *"one of a kind" exemption.*

(1) *Physician prescribed mattresses.* (i) A mattress manufactured in accordance with a physician's written prescription, to be used in connection with the treatment or management of a named individual's physical illness or injury, shall be considered a "one of a kind mattress" and shall be exempt from testing under the standard pursuant to .2(d) thereof, provided that in lieu of the labeling required by paragraph (b)(3) of this section, the mattress bears a permanent, conspicuous and legible label which states:

WARNING: This mattress may be subject to ignition and hazardous smoldering from cigarettes. It was manufactured in accordance with a physician's prescription and has not been tested under the Federal Standard for the Flammability of Mattresses (FF 4–72).

Such label must be attached to the mattress so as to remain on or affixed thereto for the useful life of the mattress. The label must be at least 250 square centimeters (40 square inches) with no linear dimension less than 12.5 centimeters (5 inches). The letters in the word "WARNING" shall be no less than 1.2 centimeters (½ inch) in height and all letters on the label shall be in a color which contrasts with the background of the label.

The warning statement which appears on the label must also be conspicuously displayed on the invoice or other sales papers that accompany the mattress in commerce from the manufacturer through the final point of sale to the consumer.

(ii) The manufacturer of a mattress exempted from testing under this paragraph shall, in lieu of the records required to be kept by paragraph (c) of this section, retain a copy of the written prescription for such mattress during a period of three years measured from the date of manufacture.

(2) For purposes of this regulation, a physician is an authorized practitioner of medicine including osteopaths. Excluded from the term physician are podiatrists, chiropodists, chiropractors, dentists, veterinarians and optometrists.

All interested persons are invited to submit written comments or suggestion, preferably with five copies, to the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207, on or before September 4, 1975. Comments received after that date will be considered insofar as practicable. Those materials which are received will be available for public inspection at the Office of the Secretary, 10th Floor, 1750 K Street, N.W., Washington, D.C. 20207 during working hours Monday through Friday.

Dated: July 31, 1975.

SADYE E. DUNN,
*Secretary, Consumer Product Safety Commission.*

[FR Doc.75–20306 Filed 8–4–75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF THE TREASURY

### Office of the Secretary

[Dept. Cir.; Public Debt Series—No. 24–75]

### TREASURY NOTES OF SERIES B–1982

**Dated and Bearing Interest From July 24, 1975**

JULY 31, 1975.

The Secretary of the Treasury announced on July 30, 1975, that the interest rate on the notes described in Department Circular—Public Debt Series—No. 24–75, dated July 24, 1975, will be 8⅛ percent per annum. Accordingly, the notes are hereby redesignated 8⅛ percent Treasury Notes of Series B–1982. Interest on the notes will be payable at the rate of 8⅛ percent per annum.

DAVID MOSSO,
*Fiscal Assistant Secretary.*

[FR Doc.75–20304 Filed 8–4–75;8:45 am]

## DEPARTMENT OF DEFENSE

### Department of the Air Force

### SCIENTIFIC ADVISORY BOARD

**Meeting**

AUGUST 1, 1975.

The USAF Scientific Advisory Board ad hoc Reconnaissance Review Group will hold a meeting on August 21, 1975 from 8:30 a.m. to 5:00 p.m. at the Pentagon, Washington, D.C.

The meeting will be closed to the public in accordance with Title 5, U.S.C. 552(b) (1) (4) and (5). The Group will be briefed on present reconnaissance capabilities and proposals for capabilities of the future. The Group will hold classified discussions on the proposals, and formulate recommendations.

For further information, contact the Scientific Advisory Board Secretariat at 202–697–8404.

W. K. RICHARDSON,
*Colonel, USAF,*
*Deputy Director of Administration.*

[FR Doc.75–20447 Filed 8–4–75;8:45 am]

### Office of the Secretary of Defense

### DEFENSE INTELLIGENCE AGENCY SCIENTIFIC ADVISORY COMMITTEE

**Closed Meeting**

Pursuant to the provisions of Section 10 of Public Law 92–463, effective January 5, 1973, notice is hereby given that a closed meeting of a Panel of the DIA Scientific Advisory Committee will be held at Rosslyn, Virginia on Wednesday, August 27, 1975.

The entire meeting commencing at 0900 hours is devoted to the discussion of classified information as defined in Section 552(b)(1), Title 5 of the U.S. Code and therefore will be closed to the public. Subject matter is to work on a study of specialized intelligence data requirements.

Dated: July 31, 1975.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

[FR Doc.75–20313 Filed 8–4–75;8:45 am]

### ISSUANCE OF QUARTERLY INDEX

The Office of the Secretary of Defense publishes quarterly the "Department of Defense (DoD) Directives System Index of DoD Issuances". The term "DoD Issuances" includes DoD Directives, Instructions,, and Amendments thereto. Part I contains an Index of DoD Issuances and a Subject Index.

Notice is hereby given that a new supplement (Part II) was added to that document, beginning July 1, 1975 (covering the period April 1–June 30, 1975), and will be published each quarter thereafter. Part II, required by 5 U.S.C. 552(a)(2), as amended, consists of: final opinions, statements of policy, and administrative staff manuals and instructions affecting the public.

The public may inspect copies of the Quarterly Index in the Office of the Director, Freedom of Information Security Review, Department of Defense, Room 2C757, Pentagon, Washington, D.C. 20301.

Dated: July 31, 1975.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

[FR Doc.75–20314 Filed 8–4–75;8:45 am]

## DEPARTMENT OF JUSTICE

### Law Enforcement Assistance Administration

### NATIONAL ADVISORY COMMITTEE ON CRIMINAL JUSTICE STANDARDS AND GOALS

**Meeting**

Notice is hereby given that an ad hoc working committee of the Private Security Task Force to the National Advisory Committee on Criminal Justice Standards and Goals will meet Friday and Saturday, August 22 and 23, 1975, in Philadelphia, Pennsylvania. The meeting is scheduled to convene at 9:00 a.m., Friday August 22, in the East Conference Room, 12th Floor I.N.A. Building, 1600 Arch Street, Philadelphia. The meeting is scheduled to run all day Friday, and will adjourn by noon, Saturday the 23rd.

Discussion at this meeting will focus upon the area of private security personnel training and education. The meeting will be open to the public.

For further information, please contact: Mr. John Marshall, Office of National Priority Programs, LEAA, U.S. Department of Justice, 633 Indiana Avenue, N.W., Washington, D.C. 20531. 202/376–3687.

GERALD H. YAMADA,
*Attorney-Advisor, Office of General Counsel.*

[FR Doc.75–20318 Filed 8–4–75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### PUEBLOS OF ZIA, JEMEZ AND SANTA ANA

**Plan for the Use and Distribution of Pueblos of Zia, Jemez and Santa Ana Judgment Funds Awarded in Docket 137 Before the Indian Claims Commission**

JULY 22, 1975.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DN 2.

The Act of October 19, 1973 (P.L. 93–134, 87 Stat. 466), requires that a plan be prepared and submitted to Congress for the use or distribution of funds appropriated to pay a judgment of the Indian Claims Commission or Court of Claims to any Indian tribe. Funds were appropriated by the Act of June 8, 1974, 88 Stat. 195, in satisfaction of an award granted to the Pueblos of Zia, Jemez and Santa Ana in Indian Claims Commission Docket 137. The plan for the use and distribution of the funds was submitted to the Congress with a letter dated April 3, 1975, and was received (as recorded in the Congressional Record) by the House of Representatives on April 7, 1975, and by the Senate on April 8, 1975. Neither House of Congress having adopted a resolution disapproving it, the plan became effective on June 17, 1975, as provided by section 5 of the 1973 Act, *supra*.

The plan reads as follows:

"The funds appropriated by the Act of June 8, 1974, 88 Stat. 195, in satisfaction of the award granted to the Pueblos of Zia, Jemez and Santa Ana in Docket 137 before the Indian Claims Commission, less attorney fees and litigation expenses,



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shall be used and distributed as herein provided.

As soon as possible after the effective date of this plan, the Secretary of the Interior (hereinafter 'Secretary') shall divide the funds, including all interest and investment income accrued, in three equal sums among the three Pueblos of Zia, Jemez and Santa Ana. The funds so divided shall be invested by the respective governing bodies of the Pueblos subject to the approval of the Secretary. Investment income shall be programed and budgeted on an annual basis by the governing bodies for purposes such as, but not limited to, economic, community, industrial, commercial, social and cultural development and land development and land purchase.

Any of the governing bodies may, as regards their respective share of the funds, utilize portions of the principal, subject to the approval of the Secretary, for the same purposes for which investment income is budgeted. With the approval of the Secretary, a tribal governing body may also utilize principal funds for purposes other than those specified for the investment income therefrom. No portion of the principal nor of interest nor investment income accrued shall be utilized for per capita payments."

MORRIS THOMPSON,
*Commissioner of Indian Affairs.*

[FR Doc.75-20319 Filed 8-4-75;8:45 am]

## Bureau of Land Management

## MONTANA

### Designation of Centennial Mountains Primitive Area

JULY 28, 1975.

Pursuant to the authority in 43 CFR, Subpart 2070, and the authorization from the Director dated June 25, 1975, I hereby designate the public lands in the following described area as the Centennial Mountains Primitive Area:

PRINCIPAL MERIDIAN, MONTANA

Township 14 South, Range 1 East
Sec. 21: Lots 4, 5, 6, 7, and 8;
Sec. 22: Lots 3 and 4, N½SE¼;
Sec. 23: Lots 2, 3, 4, 5, 6, 7, and 8;
Sec. 25: N½, N½S½, SE¼SW¼, S½SE¼;
Sec. 26: N½, N½S½;
Sec. 27: N½, N½S½;
Sec. 28: N½, N½S½, S½SW¼, SW¼SE¼;
Sec. 29: SE¼SW¼, SE¼;
Sec. 31: Lots 1, 2, 3, 4, 5, 6, and 7, S½NE¼, E½NW¼, NE¼SW¼, N½SE¼;
Sec. 32: Lots 1 and 2, N½, N½S½;
Sec. 33: N½NW¼, SW¼NW¼.
Township 15 South, Range 1 East
Sec. 5: NW¼NW¼;
Sec. 6: Lots 1, 2, 4, 5, 6, NE¼, W½NW¼.
Township 14 South, Range 1 West
Sec. 31; Lots 1, 5, 6, and 7, S½NE¼, SE¼NW¼, E½SW¼, NW¼SE¼;
Sec. 32: N½N½, S½NW¼;
Sec. 33: N½N½, SE¼NE¼;
Sec. 34: N½, E½SW¼, SE¼;
Sec. 35: All;
Sec. 36: SW¼SW¼.
Township 15 South, Range 1 West
Sec. 1: All;
Sec. 2: All;
Sec. 3: Lots 1 and 2.
Township 14 South, Range 2 West
Sec. 18: SE¼NE¼, E½SE¼;
Sec. 19: All;
Sec. 26: All;
Sec. 27: All;
Sec. 28: All;
Sec. 29: All;
Sec. 30: All;
Sec. 31: All;
Sec. 32: All;
Sec. 33: All;
Sec. 34: All;
Sec. 35: All;
Sec. 36: S½SE¼.
Township 15 South, Range 2 West
Sec. 5: Lots 2 and 3;
Sec. 6: All.
Township 14 South, Range 3 West
Sec. 23: Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10, N½SE¼;
Sec. 25: All;
Sec. 26: Lot 1, SE¼NE¼;
Sec. 28: Lots 3 and 4, NW¼SW¼;
Sec. 29: Lots 1, 2, 3, and 4, N½S½;
Sec. 32: All;
Sec. 33: All;
Sec. 34: S½NE¼, NW¼NW¼, S½;
Sec. 35: S½NW¼, S½.
Township 15 South, Range 3 West
Sec. 1: All;
Sec. 3: All;
Sec. 2: All;
Sec. 4: All;
Sec. 5: All;
Sec. 7: All;
Sec. 8: All;
Sec. 9: All;
Sec. 10: All;
Sec. 17: All.

TOWNSHIP 15 SOUTH, RANGE 4 WEST

Sec. 10: Lot 2, NE¼SE¼;
Sec. 11: All;
Sec. 12: All;
Sec. 13: All;
Sec. 14: All;
Sec. 15: Lots 1, 2, 3, and 4.

The area described aggregates 24,165.70 acres of public lands.

The Centennial Mountains Primitive Area will be managed under criteria established under the regulations contained in 43 CFR 6221.

EDWIN ZAIDLICZ,
*State Director.*

[FR Doc.75-20288 Filed 8-4-75;8:45 am]

[INT FES 75-64]

## SIGURD TO CEDAR CITY TRANSMISSION LINE—UTAH

### Availability of Final Environmental Impact Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Land Management, Department of the Interior, has prepared a final environmental impact statement for a 230 KV transmission line from Utah Power and Light Company's Sigurd substation to Cedar City, Utah. Four alternative corridors, each over 100 miles long, are considered.

The environmental impact statement considers the impact of electronic interference, right-of-way clearing, wildlife disturbance, weed infestations, and increased fire hazards.

Copies are available for inspection at the following locations:

Utah State Office, Bureau of Land Management, 125 South State Street, Salt Lake City, Utah 84147.
Cedar City District Office, 154 North Main, Cedar City, Utah 84720.
Director, Bureau of Land Management, Department of the Interior, Washington, D.C. 20240.

Dated: July 31, 1975.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-20295 Filed 8-4-75;8:45 am]

## Bureau of Outdoor Recreation

[INT DES 75-45]

### NOTICE OF AVAILABILITY OF DRAFT ENVIRONMENTAL STATEMENT

### Proposed Missouri National Wild and Scenic River

Pursuant to section 102(2)(C) of the National Environmental Policy Act, the Bureau of Outdoor Recreation has prepared a draft environmental statement for the proposed Missouri Wild and Scenic River, Montana.

The environmental statement considers the probable impact of establishing the Missouri River as a component of the National Wild and Scenic Rivers System.

Comments are invited and should be submitted to the Director, Bureau of Outdoor Recreation, Department of the Interior, Washington, D.C. 20240, within 45 days. Copies of the draft statement are available for inspection at the following locations:

Office of Communications
Department of the Interior, Room 7200
Washington, D.C. 20240
Telephone: (202) 343-4662

Office of Information
Bureau of Outdoor Recreation, Room 4427
Department of the Interior
Washington, D.C. 20240
Telephone: (202) 343-5726

Office of Regional Director
Bureau of Outdoor Recreation
Mid-Continent Regional Office
603 Miller Court
Lakewood, Colorado 80215

State Department of Planning and Economic Development
Capitol Station
Helena, Montana 59601

Great Falls-City-County Planning Board
P.O. 1609
Great Falls, Montana 59403

Single copies are available to the public and may be obtained by writing to the Director, Bureau of Outdoor Recreation, Department of the Interior, Washington, D.C. 20240. Please refer to the statement number shown above.

Date: July 29, 1975.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-20316 Filed 8-4-75;8:45 am]





## Fish and Wildlife Service

### ENDANGERED SPECIES PERMIT

### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

*Applicant:* U.S. Fish and Wildlife Service, Post Office Box 1306, Albuquerque, New Mexico 87103; W. O. Nelson, Jr., Regional Director.

OMB NO. 42-R1670

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

1. APPLICATION FOR (Indicate only one) — ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
To take, transport, propagate, and study the Colorado River Squawfish (Ptychocheilus lucius).

3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
W. O. Nelson, Jr.
Regional Director
U.S. Fish and Wildlife Service
P. O. Box 1306
Albuquerque, New Mexico 87103

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS. | HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
U.S. Fish and Wildlife Service
Department of Interior
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Federal Agency
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
States of the Colorado River Drainage - Propagation efforts at Willow Beach NFH, Arizona.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(If yes, list licenses or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of documents)
Not Required

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ 0

10. DESIRED EFFECTIVE DATE
Immediately

11. DURATION NEEDED
10 years

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.

CERTIFICATION

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE: W O Nelson — Regional Director — DATE: APR 28 1975

3-200
(5/74)

APRIL 18, 1975.

Director, Fish and Wildlife Service
Washington, D.C.

This memorandum constitutes our application for the required permit(s) to continue the Service's work toward establishing viable populations of Colorado River Squawfish throughout its historical range.

In accordance with § 13.12, we submit the following information:

13.12 a (1) W. O. Nelson, Jr., R.D. USFWS, Box 1306, Albuquerque, N.M., Phone No. 505-766-2321.
(2) N.A.
(3) Lynn Greenwalt, Director, USFWS Washington, D.C.
(4) Field activities may be carried out in the Colorado River drainage, including the States of Colorado, Utah, Nevada, New Mexico, and Arizona. Propagation activities are being conducted at the Willow Beach NFH, Arizona.
(5) See Sub-part B. § 17.23.
(6) N.A.
(7) I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter I of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.
(8) Immediately.
(9) May 1.
(10) RD signature.
(11) Recovery plan.
17.23 a (1) Colorado River Squawfish (*Ptychocheilus lucius*).
It is not possible to provide exact data on numbers of squawfish to be handled. All ages of squawfish and both sexes will be included. An estimated 30 to 50 adults may be taken from the wild for breeding purposes.
(2) N.A.
(3) See attachment #1 Colorado River Squawfish recovery plan.
(4) Willow Beach NFH, Arizona.
(5) All three situations apply.
(6) N.A.
(7) N.A.

W. O. NELSON, Jr.,
*Regional Director.*

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 4, 1975 will be considered.

Dated: July 30, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20362 Filed 8-4-75;8:45 am]

### ENDANGERED SPECIES PERMITS

### Official Actions

Notice is hereby given that the U.S. Fish and Wildlife Service has taken the following action with regard to permit applications received under section 10 of the Endangered Species Act of 1973, 16 U.S.C. 1539. Each permit was issued only after it was determined that it was applied for in good faith; that by granting the permit it will not be to the disadvantage of the endangered species; and that it will be consistent with the purposes and policy set forth in the Endangered Species Act of 1973.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER, DECEMBER 23, 1974 (39 FR 44258-59-60)

*Applicant:* Dr. James R. Dixon, Department of Wildlife and Fisheries Sciences, Texas A&M University, College Station, Texas 77843.

*Official Action:* Issued permit March 4, 1975, to take, harass, mark for identification by the clipping and the use of color-coded markers, attach radio transmitters, and release the AMERICAN ALLIGATOR (*Alligator mississipiensis*) for scientific purposes.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 2, 1975 (40 FR 38-29)

*Applicant:* Los Angeles Zoo, 5333 Zoo Drive, Los Angeles, California 90027; Dr. Warren Dean Thomas, Director.

*Official Action:* Issued permit March 4, 1975, to import and remove MONKEY-EATING EAGLE (*Pithecophaga jefferyi*), from the Frankfurt Zoo, West Germany.



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NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 20, 1975 (40 FR 3225–26–27–28)

*Applicant:* National Zoological Park, Smithsonian Institution, Washington, D.C. 20009; Dr. Theodore H. Reed, Director.

*Official Action:* Permit issued March 7, 1975, to export through a designated port, two male and one female JAGUAR (*Panthera onca*) to the Jardin Zoologico, Caracas, Venezuela.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 20, 1975 (40 FR 3228–29–30)

*Applicant:* National Zoological Park, Smithsonian Institution, Washington, D.C. 20009; Dr. Theodore H. Reed, Director.

*Official Action:* Permit issued March 17, 1975, to import two (2) pairs of WHITE-WINGED WOOD DUCKS (*Cairina scutulata*) for scientific research and propagational purposes.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 2, 1975 (40 FR 29)

*Applicant:* Wesley R. Jones, Chief, Branch of Population Management, Division of Planning and Assistance, U.S. Fish and Wildlife Service, Federal Building—Fort Snelling, Twin Cities, Minnesota 55111.

*Official Action:* Permit issued March 7, 1975: "Permittee and other authorized individuals are to take (harass only) live KIRTLAND'S WARBLERS (*Dendroica kirtlandii*) for the purpose of collecting information about population size, distribution, Cowbird parasitism, egg production, fledging, and for the purpose of conducting guided public tours of its breeding grounds."

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER DECEMBER 20, 1974 (39 FR 44055–56–57)

*Applicant:* Oregon Cooperative Wildlife Research Unit, 104 Nash Hall, Oregon State University, Corvallis, Oregon 97331; Howard M. Wight, Leader.

*Official Action:* Permit issued March 13, 1975: "Permittee is authorized to take (capture, mark, release and observe only, of all sex and age groups) the COLUMBIAN WHITE-TAILED DEER (*Odocoileus virginianus leucurus*), for scientific research related to the ecology of the species."

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 24, 1975 (40 FR 3790–91–92)

*Applicant:* Lincoln Park Zoological Gardens, 100 W. Webster Avenue, Chicago, Illinois 60614; Saul L. Kitchener, Assistant Director.

*Official Action:* Permit issued March 17, 1975, to export two (2) SNOW LEOPARDS (*Panthera uncia*) to Howletts Zoo Park, Bekesbourne, England.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 7, 1975 (40 CFR 1283–84)

*Applicant:* Gordon W. Watson, Alaska Area Director, U.S. Fish and Wildlife Service, 813 D Street, Anchorage, Alaska 99501.

*Official Action:* Permit issued March 18, 1975, to trap or capture, hold temporarily, band or otherwise mark, radio-tag, weigh, measure, extract blood samples and feathers, disturb for scientific purposes, salvage and hold for rehabilitation purposes, and transport as necessary, ALEUTIAN CANADA GEESE (*Branta canadensis leocopareia*) on the Aleutian Islands National Wildlife Refuge.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 10, 1975 (40 FR 2241–42–43)

*Applicant:* Harold William Werner, Everglades National Park, Post Office Box 279, Homestead, Florida 33030.

*Official Action:* Permit issued March 20, 1975, to capture, trap, band with color plastic leg bands, and otherwise mark, CAPE SABLE SPARROWS (*Ammospiza mirabilis*).

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 20, 1975 (40 FR 3230–31)

*Applicant:* San Diego Zoological Garden, Post Office Box 551, San Diego, California 92112; Clyde A. Hill, Curator of Mammals.

*Official Action:* Permit issued March 20, 1975, to import one male and one female JAGUAR (*Panthera onca*) from Sao Paulo, Brazil.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 20, 1975 (40 FR 3231–32)

*Applicant:* James R. Spotila, Ph. D., Department of Biology, State University College, 1300 Elmwood Avenue, Buffalo, New York 14222.

*Official Action:* Permit issued March 24, 1975, to trap, capture, transport and hold AMERICAN ALLIGATORS (*Alligator mississipiensis*), for scientific research to include implanting thermocouples and radio transmitters.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER JANUARY 30, 1975 (40 FR 4466–67)

*Applicant:* Colorado Division of Wildlife, 6060 Broadway, Denver, Colorado 80216; Jack R. Grieb, Director.

*Official Action:* Permit issued March 25, 1975, to conduct scientific research on PEREGRINE FALCONS (*Falco peregrinus anatum and tundrius*). This research will involve banding, color marking, collecting of infertile eggs and shell fragments, "double clutching" involving the removing of eggs from wild nests, artificially hatching and rearing the young and returning the young to the wild, and the placing of captive produced young or eggs in wild peregrine nests to augment natural production.

NOTICE OF APPLICATION PUBLISHED IN FEDERAL REGISTER NOVEMBER 13, 1974 (39 FR 40043–44)

*Applicant:* Patuxent Wildlife Research Center, U.S. Fish and Wildlife Service, U.S. Department of the Interior, Laurel, Maryland 20810; Dr. Lucille F. Stickel, Director.

*Official Action:* Permit issued March 28, 1975, to take and transport one female BLACK-FOOTED FERRET (*Mustela nigripes*) to Patuxent Wildlife Research Center for propagation studies.

Each permit is available for public inspection during normal business hours at the U.S. Fish and Wildlife Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Dated: July 30, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement.*

[FR Doc.75-20363 Filed 8-4-75;8:45 am]

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## National Park Service

## NATIONAL REGISTER OF HISTORIC PLACES

### Additions, Deletions, and Corrections

By notice of the FEDERAL REGISTER of February 4, 1975, Part II, there was published a list of the properties included in the National Register of Historic Places. Further notice is hereby given that certain amendments or revisions in the nature of additions, deletions, or corrections to the previously published list are adopted as set out below.

It is the responsibility of all Federal agencies to take cognizance of the properties included in the National Register as herein amended and revised in accordance with section 106 of the National Historic Preservation Act of 1966, 80 Stat. 915, 16 U.S.C. 470 et seq. (1970 ed.), and the procedures of the Advisory Council on Historic Preservation, 36 CFR Part 800.

**The following properties have been added to the National Register since July 1, 1975. National Historic Landmarks are designated by NHL; properties recorded by Historic American Buildings Survey are designated by HABS; properties recorded by Historic American Engineering Record are designated by HAER:**

### ALABAMA

*Dallas County*

Selma, *Dallas County Courthouse*, 109 Union St. (6–20–75).

*Elmore County*

Wetumpka, *Wetumpka L & N Depot*, Coosa St. (7–1–75).

*Winston County*

Houston, *Houston Jail*, off U.S. 276 on SR 63 (6–5–75).

### ARKANSAS

*Crawford County*

Chester, *Yoes, Col. Jacob, Building*, Front St. (6–5–75).

*Dallas County*

Wave vicinity, *Wommack Kiln*, SE of Wave on Wave Rd. (6–10–75).

*Jefferson County*

Altheimer vicinity, *Lake Dick*, 4 mi. S. of Altheimer off AR 88 (7–3–75).
Pine Bluff, *Knox, R. M., House*, 1504 W. 6th St. (6–5–75).
Pine Bluff vicinity, *Plum Bayou Homesteads (Wright Plantation)*, N of Pine Bluff, E of Arkansas River, includes town of Wright and its environs (6–5–75).

*Pulaski County*

Little Rock, *Garland, Augustus, House*, 1404 Scott St. (6–10–75).

*Washington County*

Fayetteville, *Walker House*, Knerr Rd. (6–10–75).
Springdale, *Shiloh Church*, Huntsville and Main Sts. (6–5–75).

*Yell County*

Dardanelle, *Steamboat House*, 601 N. Front St. (6–5–75).

### CALIFORNIA

*Amador County*

Sutter Creek, *Knight's Foundry and Shops*, 13 Eureka St. (7–1–75).

*Butte County*

Chico, *Stansbury House*, 307 W. 5th St. (6–5–75).

*Inyo County*

Death Valley, *Leadfield*, Death Valley National Monument on Titus Canyon Trail (6–10–75).







*Napa County*

Napa, *First Presbyterian Church*, 1333 3rd St. (6–5–75).

*Riverside County*

Twentynine Palms vicinity, *Ryan House and Lost Horse Well*, S of Twentynine Palms in Joshua Tree National Monument (6–5–75).

*Salano County*

Vallejo, *Mare Island Naval Shipyard* (5–15–75) NHL.

*San Bernardino County*

Chine vicinity, *Yorba-Slaughter Adobe*, 5.5 mi. S of Chine at 17127 Pomona Rincon Rd. (7–7–75).

*San Francisco County*

San Francisco, *Goodman Building*, 1117 Geary Blvd. (6–18–75).
San Francisco, *Lotta Crabtree Fountain*, Market, Geary, and Kearny Sts. (6–20–75).

*San Luis Obispo County*

San Luis Obispo vicinity, *Rancho Canada de Los Osos y Pecho y Islay*, S of San Luis Obispo between Point San Luis and Diablo Canyon (6–20–75).

*Tuolumne County*

Strawberry vicinity, *Chinamen Mortar. Site*, W of Strawberry in Stanislaus National Forest (6–20–75).
Tuolumne vicinity, *Niagara Camp*, NE of Tuolumne in Stanislaus National Forest (6–5–75).

### COLORADO

*Adams County*

Thornton vicinity, *Wolpert, David, House*, E of Thornton at 9190 River Dale Rd. (6–27–75).

*Denver County*

Denver, *LeFevre, Owen E., House*, 1311 York St. (6–11–75).

*Moffat County*

Craig, *Marcia* (Pullman car), 341 E. Victory Way (6–20–75).

*Pitkin County*

Aspen, *Armory Hall, Fraternal Hall*, 130 S. Galena St. (6–5–75).

*Pueblo County*

Pueblo, *Pueblo County Courthouse*, 10th and Main Sts. (6–27–75).

*Saguache County*

La Garita vicinity, *Carnero Creek Pictographs*, N of La Garita in Rio Grand National Forest (6–5–75).

### CONNECTICUT

*Hartford County*

Farmington, *First Church of Christ* (5–15–75) NHL.
West Hartford, *Morley, Edward W., House* (5–15–75) NHL.

*New Haven County*

New Haven, *Chittenden, Russell Henry, House* (5–15–75) NHL.

### DISTRICT OF COLUMBIA

*Washington*

*Bruce, Blanche K., House* (5–15–75) NHL.
*Caldwell-Monroe-Adams-Abbe House* (5–15–75) NHL.
*Coues, Elliott, House* (6–15–75) NHL.
*Terrell, Mary Church, House* (5–15–75) NHL.

### FLORIDA

*Clay County*

Green Cove Springs, *Clay County Courthouse*, Brabantio Ave. (6–30–75).

*Duval County*

Jacksonville vicinity, *Grand Site*, N of Jacksonville (6–20–75).

*Liberty County*

Sumatra, *British Fort* (5–15–75) NHL.

*Monroe County*

Key Largo vicinity, *Rock Mound Archeological Site*, S of Key Largo (7–1–75).

*Polk County*

Lakeland, *Florida Southern College Architectural District*, Mc Donald and Johnson Ave. (6–11–75) HABS.
Lake Wales vicinity, *Casa de Josefina*, 2 mi. SE of Lake Wales off U.S. 27 (6–10–75).

### GEORGIA

*Banks County*

Commerce vicinity, *New Salem Covered Bridge*, 6 mi. N of Commerce on SR 8092 over Grove Creek (6–10–75).
Homer vicinity, *Kesler Covered Bridge*, 10 mi. N of Homer on County Line Rd. over Middle Fork Broad River (also in Franklin County) (6–18–75).

*Bartow County*

Carterville vicinity, *Etowah Valley District*, area around Carterville in Etowah Valley (6–30–75).

*Clarke County*

Athens, *Cobb, T.R.R., House*, 194 Prince Ave. (6–30–75) HABS.
Athens, *Lumpkin, Joseph Henry, House*, 248 Prince Ave. (6–27–75) HABS.

*Cobb County*

Marietta, *Northwest Marietta Historic District* (6–11–75).

*Elbert County*

Elberton vicinity, *Allen, William, House* (*Beverly Plantation*), 9 mi. E of Elberton on SR 6 (6–5–75).

*Franklin County*

Homer vicinity, *Kesler Covered Bridge*. Reference—see Banks County.

*Hancock County*

Linton and vicinity, *Linton Historic District*, town of Linton and its environs (6–18–75).

*Newton County*

Oxford, *Oxford Historic District*, college and residential district centered around Wesley St. (6–5–75) HABS.

*Oglethorpe County*

Smithsonia vicinity *Howard's Covered Bridge*, 3 mi. SE of Smithsonia on SR S2164 over Big Clouds Creek (7–1–75).

*Putnam County*

Eatonton, *Eatonton Historic District*, most of town centered around courthouse and city hall (6–11–75).
Eatonton vicinity, *Gatewood House*, 6 mi. NE of Eatonton off GA 44 (6–20–75).

*Randolph County*

Cuthbert, *Cuthbert Historic District*, centered around U.S. 82 and U.S. 27 (6–10–75).

*Washington County*

Davisboro vicinity, *Francis Plantation*, SE of Davisboro on SR 2189 (7–3–75).

*Wilkes County*

Washington vicinity, *Kettle Creek Battlefield (War Hill)*, 9 mi. SW of Washington off Tyrone Rd. (6–26–75).

### GUAM

*Agat vicinity, Orote Field*, 5 mi. N of Agat on Orote Peninsula (6–18–75).
Piti, *Piti Coastal Defense Gun*, E of jct. of Insular Rtes. 1 and 11 (6–18–75).
Umatac, *Agaga*, 2.5 mi. N of Umatac (6–11–75).
Yigo, *Mataguac Hill Command Post*, off Insular Rte. 1 (6–10–75).

### IDAHO

*Boise County*

Idaho City, *Idaho City*, bounded by city limits (6–27–75).

*Idaho County*

Grangeville vicinity, *Wylies Peak Lookout*, Nez Perce National Forest (6–5–75).

*Kootenai County*

Coeur d'Alene, *Inland Empire Electric Railway Substation*, Mullan Rd. and Northwest Blvd. (6–27–75).

*Lincoln County*

Shoshone, *Shoshone Historic District*, irregular pattern, includes N bank of Little Wood River and W. D St. from S. Cherry St. to S. Alta St. (6–27–75).

*Nez Perce County*

Lewiston, *Lewiston Historic District*, irregular pattern between 1st and 5th Sts. and B St. and the Snake River (6–5–75).

### ILLINOIS

*Cook County*

Chicago, *Carson, Pirie Scott and Company, Building* (5–15–75) NHL.
Chicago, *Page Brothers Building*, SE corner of Lake and State Sts. (6–5–75).
Chicago, *Priest, Oscar Stanton De, House* (5–15–75) NHL.
Chicago, *Williams, Dr. Daniel Hale, House* (5–15–75) NHL.

*De Kalb County*

De Kalb, *Ellwood Mansion*, 509 N. 1st St. (6–13–75).

*Iroquois County*

Watseka, *Old Iroquois County Courthouse*, Cherry St. at 2nd St. (6–13–75).

*Madison County*

Alton, *Trumbull, Lyman, House* (5–15–75) NHL.

### INDIANA

*Wayne County*

Mount Auburn, *Huddleson House Tavern*, U.S. 40E (6–5–75).

### IOWA

*Davis County*

Bloomfield, *Weaver, James B., House* (5–15–75) NHL.

### KANSAS

*Osage County*

Melvern vicinity, *Cow-Killer Archeological Site*, W of Melvern (6–24–75).

### KENTUCKY

*Anderson County*

Lawrenceburg vicinity, *Crossfield, B. H. House*, SW of Lawrenceburg off Anderson City Rd. (6–11–75).
Lawrenceburg vicinity, *Old Wash Place*, 9 mi. W of Lawrenceburg at jct. of U.S. 62 and KY 53 (6–11–75).

*Barren County*

Glasgow, *Fort Williams (Fort Hobson)*, between Glasgow Municipal Cemetery and U.S. 31E Bypass (6–10–75).

*Boyd County*

Ashland, *Paramount Theatre*, 1304 Winchester Ave. (6–30–75).



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*Bracken County*

Brooksville vicinity, *Walcott Covered Bridge*, 3.5 mi. N of Brooksville on SR 1159 over Locust Creek (6–10–75).

*Calloway County*

Murray, *Old Normal School Building, Administration Building*, Murray State University campus (6–11–75).
Murray vicinity, *Seclusaval (Hamlin House)*, 8 mi. E of Murray on KY 614 (6–10–75).

*Carroll County*

Carrollton, *Masterson, Richard, House*, E of jct. of U.S. 227 and U.S. 42 (7–1–75).

*Daviess County*

Owensboro, *Grimes, Felix, House*, 1301 Leitchfield Rd. (6–18–75).

*Fayette County*

Lexington, *Morton, William, House*, 518 Limestone St. (6–10–75).
Lexington, *Opera House and Yates Bookshop Building*, 141, 145 N. Broadway (6–11–75).

*Franklin County*

Harvieland vicinity, *Penn–Marshall Stone House*, E of Harvieland on Stoney Creek Rd. at Kentucky River (6–5–75).

*Hancock County*

Hawesville, *Hancock County Courthouse*, Courthouse Sq. (6–18–75).
Hawesville, *Immaculate Conception Church*, Water St. (6–18–75).

*Jefferson County*

Louisville, *Little Loomhouses*, 328 Kenwood Hill Rd. (6–30–75).
Middletown, *Chenoweth Fort–Springhouse*, Avoca Rd. (7–1–75).

*Jessamine County*

Nicholasville vicinity, *Fort Bramlette*, 7 mi. S of Nicholasville off U.S. 27 at Kentucky River (6–13–75).

*Knox County*

Barbourville, *Owens House*, 335 Knox St. (6–16–75).

*Letcher County*

Whitesburg vicinity, *Kingdom Come Creek* School, 5 mi. SW of Whitesburg off KY 588 (6–11–75).

*Lincoln County*

Stanford vicinity, *Logan, John, House*, E of Stanford at jct. of U.S. 150 and Goshen Rd. (KY 642) (6–11–75).

*Marion County*

Lebanon vicinity, *Lebanon National Cemetery*, 1 mi. SW of Lebanon off KY 208 (6–5–75).

*Mason County*

Maysville, *Washington Opera House*, 116 W. 2nd St. (6–11–75).

*McLean County*

Calhoun, *Griffith–Franklin House (Crittenden Headquarters)*, 207 W. 2nd St. (7–7–75).

*Nicholas County*

Millersbug vicinity, *Thompson, Henry, Stone House*, 2.5 mi. N of Millersburg on Arthur Pike (6–23–75).

*Perry County*

Buckhorn, *Buckhorn Presbyterian Church and the Greer Gymnasium*, off Ky 28 (6–27–75).

*Scott County*

Great Crossing vicinity, *Craig–Johnson Mill Dam and Mill Sites*, 2 mi. W of Great Crossing off U.S. 460 (6–10–75).

*Shelby County*

Shelbyville, *Shelbyville L & N Railroad Depot*, 220 N. 7th St. (6–20–75).
Shelbyville vicinity, *Todd, Charles and Letitia Shelby, House*, 5 mi. N of Shelbyville on KY 55 (6–5–75).

*Warren County*

Bowling Green, *St. Joseph Roman Catholic Church*, 430 Church St. (7–3–75).
Bowling Green vicinity, *Lost River Archeological Cave*, S of Bowling Green at jct. of Cave Mill Rd. and U.S. 31W (6–18–75).

## LOUISIANA

*Lafayette Parish*

Lafayette, *Mouton, Alexandre, House*, 1122 Lafayette St. (6–18–75).
Lafayette, *Old Lafayette City Hall*, 217 W. Main St. (6–10–75).

*Orleans Parish*

New Orleans, *Confederate Memorial Hall*, Camp St. (6–11–75).

## MAINE

*Androscoggin County*

Auburn, *High Street Congregational Church*, High St. (6–5–75).

*Somerset County*

Madison vicinity, *Lakewood Theater*, NE of Madison in town of Lakewood on bank of Lake Wesserunsett (6–18–75).
Mercer, *Ingalls House*, off U.S. 2 (6–5–75).

*York County*

Buxton, *Brewster, Royal, House*, Buxton Lower Corner (6–5–75).
East Lebanon, *Old Grist Mill*, Little River Rd. (6–5–75).
West Lebanon, *West Lebanon Historic District*, irregular pattern along West Lebanon, Rochester, Milton, Shapleigh and Meeting House Rds. (6–5–75).

## MARYLAND

*Allegany County*

Cumberland, *16 Altamont Terrace*, NE corner of Altamont Ter. and Union St. (7–7–75).
Cumberland, *200—208 Decatur Street*, 200, 202, 204, 206, 208 Decatur St. (7–7–75)

*Anne Arundel County*

Annapolis, *Scott, Upton, House*, 4 Shipwright St. (6–5–75) HABS
Annapolis vicinity, *Martins Pond Site*, W of Annapolis (6–5–75)

*Baltimore (independent city)*

*Lombard Street Bridge*, over Gwynns Falls off Wetheredsville Rd. (6–30–75).
*Remsen, Ira, House* (5–15–75) NHL
*Rowland, Henry August, House* (5–15–75) NHL.

*Baltimore County*

Essex vicinity, *Ballestone Mansion*, E of Essex on Back River Neck Rd. in Rocky Point Park (6–18–75).

*Carroll County*

Westminster vicinity, *Farm Content*, 3 mi. SW of Westminster off MD 31 (6–20–75).

*Cecil County*

Perryville, *Perry Point Mansion House and Mill*, Veterans' Administration Hospital grounds (7–2–75).

*Frederick County*

Frederick vicinity, *Biggs Ford Site*, N. of Frederick (6–10–75).

*Harford County*

Kalmia vicinity, *Husband Flint Mill Site*, NE of Kalmia (6–18–75).

*Olmsted County*

Rochester, *Toogood Barns*, 16th St. SW. off U.S. 63 (6–26–75).

*Queen Annes County*

Centreville vicinity, *Reed's Creek Farm*, W of Centreville on Wright's Neck Rd. off MD 18 (7–7–75).

*Somerset County*

Westover vicinity, *Salisbury Plantation*, SW of Westover off MD 361 (6–20–75).

*Washington County*

Antietam and vicinity, *Antietam Iron Furnace Site and Antietam Village*, confluence of Antietam Creek and Potomac River (6–26–75).
Knoxville vicinity, *Magnolia Plantation (Boteler–Holder Farm)*, NW of Knoxville off Sandy Hook Rd. (6–18–75).

*Wicomico County*

Quantico, *St. Bartholomew's Episcopal Church*, Green Hill Church Rd. (6–5–75).

## MASSACHUSETTS

*Barnstable County*

Brewster, *Old Higgins Farm Windmill*, off Lower Rd. (6–10–75).
Truro vicinity, *Highland House*, off U.S. 6 on Cape Cod National Seashore (6–5–75).

*Franklin County*

New Salem, *Whitaker–Clary House*, Elm St. (6–18–75).

*Middlesex County*

Cambridge, *Birkhoff, George D., House* (5–15–75) NHL.
Cambridge, *Bridgman, Percy, House* (5–15–75) NHL.
Medford, *Brooks, Charles, House*, 309 High St. (6–18–75).
Medford, *Brooks, Jonathan, House*, 2 Woburn St. (6–26–75).
Medford, *Fletcher, Jonathan, House*, 283 High St. (6–23–75).
Medford, *Wade, John, House*, 253 High St. (6–18–75).
Woburn, *Count Rumford Birthplace*, (5–15–75) NHL.

*Worcester County*

Worcester, *Salisbury House*, 61 Harvard St. (6–10–75).

## MICHIGAN

*Genesee County*

Flint, *Superintendent's Cottage*, Michigan School for the Deaf campus (7–7–75).

*Kalamazoo County*

Kalamazoo, *Michigan Central Depot*, 459 N. Burdick St. (6–11–75).

*Lapeer County*

Almont, *Currier House*, 231 E. St. Clair St. (6–10–75).

*Tuscola County*

Vassar, *Burtis, R. C., House*, 2163 S. Ringle Rd. (6–26–75).

## MINNESOTA

*Goodhue County*

Kenyon, *Gunderson, Martin T., House*, 107 2nd St. (6–10–75).
Red Wing, *Hoyt, E. S., House*, 300 Hill St. (6–5–75).

*Lake County*

Two Harbors vicinity, *Edna G.* (tugboat), home port at S end of Popular St. in Agate Bay (6–5–75).

*LeSueur County*

Cleveland vicinity, *Geldner Sawmill*, S of Cleveland on German Lake (6–11–75).





*Lincoln County*

Tyler, *Danebod*, Danebod Court (6–30–75).

*Martin County*

Fairmont, *Wohlheter, George, Mansion*, 320 Woodland Ave. (6–20–75).

*Meeker County*

Litchfield, *Trinity Episcopal Church*, 400 N. Sibley Ave. (6–20–75).

*Mower County*

Grand Meadow, *Exchange State Bank*, NW corner of Main and 1st Sts. (6–10–75).

*Nobles County*

Adrian, *Slade Hotel*, 2nd and Main Sts. (6–30–75.

*Ramsey County*

St. Paul, *Lauer Flats*, 226 Western Ave. (6–5–75).
St. Paul, *Rau/Strong House*, 2 George St. (6–18–75).
St. Paul, *St. Joseph's Academy*, 355 Marshall Ave. (6–5–75).

*Rice County*

Nerstrand vicinity, *Veblen Farmstead*, NE of Nerstrand off MN 246 (6–30–75).
Northfield, *Wilkin Hall (New Hall)*, Carleton College campus (6–13–75).

*Rock County*

Luverne, *Hinkly, R. B., House*, 217 N. Freeman Ave. (6–10–75).

*Steele County*

Owatonna, *Abbot, Ezra, House*, 345 E. Broadway (6–10–75).

*Winona County*

Winona, *James P. Pearson* (steamboat), Levee Park, foot of Main St. (6–11–75).

## MISSISSIPPI

*Alcorn County*

Rienzi vicinity, *Moores Creek Site*, E of Rienzi (7–7–75).

*LaFayette County*

Oxford, *Lamar, Lucius Quintus Cincinnatus, House*, (5–15–75) NHL.

*Monroe County*

Amory vicinity, *Hester–Standifer Creek Site*, 2 mi. N of Amory (6–5–75).
Amory vicinity, *Lawson Site*, N of Amory (7–7–75).

## MISSOURI

*New Madrid County*

Howardville vicinity, *King II Archeological Site*, S of Howardville (6–26–75)

## NEBRASKA

*Johnson County*

Tecumseh, *Tecumseh Historic District*, irregular pattern roughly bounded by Atchison & NE RR. tracks, 9th and Washington Sts., and U.S. 136 (6–20–75)

*Sarpy County*

Bellevue vicinity, *Sarpy, Peter A., Trading Post Site*, NE of Bellevue on W bank of Missouri River (6–10–75)

## NEVADA

*Carson City (independent city)*

*Nevada State Capitol*, 101 N. Carson St. (6–10–75) HABS

*Humboldt County*

Paradise Valley, *Micca House*, Bridge St. (6–11–75).

## NEW HAMPSHIRE

*Cheshire County*

East Swanzey vicinity, *Carleton Bridge*, on Carleton Rd. over South Branch Ashuelot River (6–10–75).
Jaffrey vicinity, *Jaffrey Center Historic District*, NW of Jaffrey on NH 124 (6–11–75).

*Coos County*

Lancaster, *Wilder–Holton House*, 226 Main St. (6–11–75).

*Hillsborough County*

Goffstown, *Goffstown Railroad Bridge*, NH 114 (Main St.) over Piscataquog River (6–18–75).
Hillsborough, *Contoocook Mills Industrial District*, between Mill St. and Contoocook River (6–10–75).
Hillsborough, *Hillsborough Railroad Bridge*, spans Contoocook River SW of NH 149 (6–10–75) HAER.
Manchester, *Manchester City Hall*, 908 Elm St. (6–13–75).
Temple vicinity, *New England Glassworks Site*, SW of Temple off Nashua Rd. (6–10–75).

*Merrimack County*

Canterbury vicinity, *Canterbury Shaker Village*, 4 mi. E of Canterbury on Shaker Rd. (6–17–75).
Concord, *Concord Historic District*, bounded by N. State St., Horse Shoe Pond, Boston and Maine RR. tracks, Sen. Styles Bridges Hwy. and Church St. (6–11–75) HABS.
Franklin, *Sulphite Railroad Bridge*, off U.S. 3 over Winnipesaukee River (6–11–75).

*Rockingham County*

Greenland, *Weeks House*, Weeks Ave. off NH 101 (6–20–75) HABS.
Portsmouth, *Strawbery Banke Historic District*, bounded by Court and Marcy Sts. and both sides of Hancock and Washington Sts. (6–20–75) HABS.

*Sullivan County*

Acworth, *Acworth Congregational Church (Acworth Meetinghouse)*, N end of town common (6–13–75) HABS.
Claremont vicinity, *Wright's Bridge*, E of Claremont on Chandler Rd. over Sugar River (6–10–75).
Cornish Flat, *Chase, Salmon P., Birthplace* (5–15–75) NHL.
Newport vicinity, *Pier Bridge*, 3 mi. W of Newport on Chandler Rd. over Sugar River (6–10–75).

## NEW JERSEY

*Bergen County*

Tenafly, *Stanton, Elizabeth Cady, House* (5–15–75) NHL.

*Burlington County*

Rancocas, *Rancocas Historic Village*, irregular pattern bounded N and W by Willingsboro line, E to Springside Rd. and S to 3rd St. (6–5–75) HABS.

*Cumberland County*

Greenwich vicinity, *Maskel, Thomas, House*, 2 mi. W of Greenwich on Bacon's Neck Rd. (6–10–75) HABS.

*Essex County*

Newark, *Essex County Courthouse*, 470 High St. (6–26–75).

*Mercer County*

Princeton, *Drumthwacket*, 344 Stockton Rd. (6–10–75).
Princeton, *Princeton Historic District*, irregular pattern between Lytle St. and Haslet Ave. from Lovers Lane to Olden St. (6–27–75) HABS.

*Morris County*

Riverdale, *Slater's Mill*, 96 Paterson–Hamburg Tnpke. (6–18–75).

*Somerset County*

Bound Brook, *Middlebrook Encampment Site*, Mountain Ave. (7–3–75).
Rocky Hill vicinity, *Bridgepoint Historic District*, N of Rocky Hill off U.S. 206 (6–10–75).

## NEW MEXICO

*Bernalillo County*

Albuquerque, *Ilfeld, Charles, Company Warehouse*, 200 1st St. NW. (6–10–75).

*Luna County*

Columbus, *Village of Columbus and Camp Furlong* (5–15–75) NHL.

*Santa Fe County*

Santa Fe, *Fort Marcy Officer's Residence*, 116 Lincoln Ave. (6–20–75).

*Socorro County*

Socorro, *Bursum House*, 326 Church St. (6–18–75).

## NEW YORK

*Cayuga County*

Auburn vicinity, *Sand Beach Church*, S of Auburn on NY 38 (6–10–75).

*Chenango County*

Norwich, *Broad Street—Main Street Historic District*, irregular pattern between Hayes and Mechanic Sts. and Maple Ave. and City Hall (6–10–75).

*Livingston County*

Geneseo vicinity, *Wadsworth Fort Site*, S. Geneseo (6–11–75).

*New York County*

New York, *Bell Telephone Laboratories*, 463 West St. (5–15–75) NHL.
New York, *City Pier A*, S end of Battery Pl. at Hudson River (6–27–75) HAER.
New York, *Fish, Hamilton, House*, 21 Stuyvesant St. (5–15–75) NHL.
New York, *Hensen, Matthew, House*, 246 W. 150th St. (5–15–75) NHL.

*Niagara County*

Niagara Falls, *Adams Power Plant Transformer House*, Buffalo Ave. near Portage Rd. (6–11–75).

*Oneida County*

Utica, *Conkling, Roscoe, House* (5–15–75) NHL.

*Otsego County*

Worcester, *Worcester Historic District*, both sides of Main St. (NY 7) between Decatur and Cook Sts. (6–10–75).

*Schenectady County*

Schenectady, *General Electric Research Laboratory* (5–15–75) NHL.

*Ulster County*

Kingston, *Kingston Stockade District*, area bounded by both sides of Clinton Ave., Main, Green, and Front Sts. (incorporates former *Clinton Avenue Historic District*) (6–19–75).

*Washington County*

South Granville, *Haynes, Lemuel, House* (5–15–75) NHL.

*Westchester County*

Hastings–on–the–Hudson, *Draper, John W., House*, 407 Broadway (5–15–75) NHL.



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## NOTICES

### NORTH CAROLINA

*Caswell County*

Milton, *Union Tavern* (5–15–75) NHL.

*Durham County*

Durham, *North Carolina Mutual Life Insurance Company Building*, 114–116 W. Parrish St. (5–15–75) NHL.

*Franklin County*

Franklinton vicinity, *Kearney, Shemuel, House*, 1 mi. S of Franklinton on U.S. 1 (6–5–75)
Gupton vicinity, *Perry, Dr. Samuel, House*, E of Gupton on SR 1436 (6–5–75)
Louisburg, *Williamson House*, 401 Cedar St. (6–20–75)
Louisburg vicinity, *Green Hill House*, S of Louisburg near jct. of SR 1760 and 1761 (6–10–75) HABS

*Iredell County*

Mooresville vicinity, *Johnson-Neel House*, 4 mi. W of Mooresville off NC 150 (6–20–75)

*Johnston County*

Smithfield vicinity, *Atkinson-Smith House*, 10 mi. E of Smithfield off SR 1007 (6–5–75)

*Madison County*

Marshall vicinity, *White, Jeff, House*, NE of Marshall on NC 213 (6–5–75)

*Wake County*

Raleigh vicinity, *Jones, Alpheus, House*, NE of Raleigh on U.S. 401 (7–7–75).

### OHIO

*Adams County*

West Union, *Sinton Homestead*, 114 E. Main St. (6–10–75).

*Ashtabula County*

Jefferson, *Ashtabula County Courthouse Group*, NW corner of Jefferson and Chestnut Sts. (6–30–75).

*Butler County*

Oxford vicinity, *Pugh's Mill Covered Bridge*, 1 mi. N of Oxford off SR 732 (6–5–75).

*Clark County*

Springfield, *Myers Hall*, Wittenberg Ave. and Ward St. (6–30–75)

*Columbiana County*

Lisbon vicinity, *Church Hill Road Covered Bridge*, 3 mi. E of Lisbon off SR 867 (6–11–75).

*Coshocton County*

Blissfield vicinity, *Helmick Covered Bridge*, E of Blissfield on Twnshp. Rd. (6–18–75)

*Crawford County*

Galion, *Big Four Depot*, SE corner of Church and Washington Sts. (7–7–75).

*Cuyahoga County*

Bedford, *Dunham, Hezekiah, House*, 726 Broadway (6–18–75)
Cleveland, *Cleveland Mall*, roughly T-shaped mall area between E. 9th and W. 3rd Sts. and Superior Ave. and RR. tracks (6–18–75) HABS.
Strongsville, *Pomeroy, Alanson, House*, Pearl Rd. at Westwood Dr. (6–20–75) HABS.

*Darke County*

Greenville vicinity, *Bear's Mill*, 5 mi. W of Greenville off U.S. 36 on Bear's Mill Rd. (6–10–75).

*Delaware County*

Delaware, *Monnett Hall*, Ohio Wesleyan University campus at Elizabeth and Winter Sts. (6–23–75).

*Fairfield County*

Canal Winchester vinicity, *Schaer Theodore B., Mound*, SE of Canal Winchester (6–20–75).

*Franklin County*

Amlin, *Davis, Anson, House*, 4900 Hayden Run Rd. (7–7–75).

*Greene County*

Yellow Springs, *Antioch Hall, North and South Halls*, Hyde Rd., Antioch College campus (6–30–75) HABS.

*Hamilton County*

Cincinnati, *Allen Temple*, 536 Broadway (7–7–75).
Cincinnati, *Covington and Cincinnati Suspension Bridge* (5–15–75) NHL (also in Miami County).
Cincinnati, *Ferris, Joseph, House*, 5729 Dragon Way (6–30–75) HABS.
Cleves vicinity, *Conrad Mound Archeological Site*, E of Cleves (6–20–75).
Harrison, *Looker, Othniel, House*, 10580 Marvin Rd. (6–5–75).
Sayler Park, *Story Mound*, Gracely Dr. (6–11–75).

*Lake County*

Painesville, *St. James Episcopal Church*, 141 N. State St. (7–7–75).

*Lorain County*

Elyria, *Lorain County Courthouse*, 308 2nd St. (6–18–75).
Oberlin, *Langston, John Mercer, House* (5–15–75) NHL.

*Lucas County*

Maumee, *Fort Miamis Site*, between Michigan, Water and Corey Sts., and the Maumee River (6–18–75).
Toledo, *Manhattan Building*, 518 Jefferson Ave. (6–10–75).
Waterville vicinity, *Haskins, Liberty Whitcomb, House*, N of Waterville at 625 Canal Rd. (7–1–75).

*Medina County*

Medina, *Medina Public Square Historic District*, Public Sq. and surrounding properties (6–11–75).
Medina, *Root, A. I. and E. R., Homestead*, 622 W. Liberty St. (6–10–75).

*Meigs County*

Chester, *Old Meigs County Courthouse and Chester Academy*, OH 248 (6–30–75) HABS.

*Miami County*

*Covington and Cincinnati Suspension Bridge*, Reference—See Hamilton County.
Troy, *Troy Public Square*, property surrounding jct. of Main and Market Sts. (6–30–75).

*Monroe County*

Graysville vicinity, *Weddle Covered Bridge*, 3 mi. E of Graysville on SR 40 (6–5–75).

*Montgomery County*

Dayton, *Dayton Arcade*, from Ludlow to Main St. between 3rd and 4th Sts. (6–18–75).
Dayton, *Kelly Family Home*, 657 S. Main St. (6–30–75).
Germantown vicinity, *Stump, John, House and Mill*, SW of Germantown at jct. of Sigal and Oxford Rds. (7–7–75).
Miamisburg, *Market Square*, both sides of Main St. including jcts. at Central and Linden Aves. (6–30–75).

*Pickaway County*

Williamsport vicinity, *Tick Ridge Mound District*, NW of Williamsport (6–11–75).

*Portage County*

Freedom, *Freedom Congregational Church*, Public Green on OH 88 (7–7–75).
Garrettsville vicinity, *Cascade House*, NE of Garrettsville on OH 282 in Nelson Ledge State Park (7–1–75).
Garrettsville vicinity, *Ellenwood House*, NW of Garrettsville on OH 82 (6–20–75).

*Preble County*

Gratis vicinity, *Brubaker Covered Bridge*, W of Gratis on Aukerman Creek Rd. (6–11–75).

*Ross County*

Chillicothe, *Adena Mound*, 947–999 Orange St. (6–5–75).

*Shelby County*

Lockington vicinity, *Lockington Covered Bridge*, 1 mi. E of Lockington on SR 132 (6–10–75).

*Trumbull County*

Kenilworth, *Raymond, Liberty G., Tavern and Barn*, OH 87 and Dennison-Ashtabula Rd. (6–20–75).
North Bloomfield, *Brown-Wing House*, Park West Rd. (6–20–75).

### OKLAHOMA

*Noble County*

Marland, *101 Ranch Historic District* (5–15–75) NHL.

*Okfuskee County*

Boley, *Boley Historic District* (5–15–75) NHL.

### OREGON

*Douglas County*

Roseburg, *Willis, Judge William R., House*, 744 SE. Rose St. (6–5–75).

*Linn County*

Albany, *St. Mary's Roman Catholic Church*, 822 S. Ellsworth St. (6–5–75).

### PENNSYLVANIA

*Beaver County*

Beaver, *Quay, Matthew S., House* (5–15–75) NHL.

*Blair County*

Altoona, *Baker Mansion*, 3500 Baker Blvd. (6–5–75).

*Bucks County*

Richboro, *Twin Trees Farm*, 905 2nd St. Pike (6–5–75).

*Clearfield County*

Cooper Settlement vicinity, *St. Severin's Old Log Church*, W of Cooper Settlement off PA 53 (6–5–75).

*Dauphin County*

Harrisburg, *Cameron, Simon, House* (5–15–75) NHL.
Harrisburg, *Penn Central Railroad Station and Shed*, Aberdeen St. (6–11–75).

*Lebanon County*

Newmanstown vicinity, *Bomberger's Distillery*, 7 mi. SW of Newmanstown off PA 501 (6–26–75).
Palmyra vicinity, *Bindnagles Evangelical Lutheran Church*, N of Palmyra at jct. of SR 38003 and SR T330 (7–7–75).

*Northampton County*

Bethlehem, *Gemeinhaus-Lewis David de Schweinitz Residence* (5–15–75) NHL.

*Philadelphia County*

Philadelphia, *Cope, Edward Drinker, House* (5–15–75) NHL.

*Union County*

Lewisburg vicinity, *Slifer House, N. of Lewisburg off U.S. 15 on SR 59024* (6–18–75).





## NOTICES

### SOUTH CAROLINA

*Charleston County*

Charleston vicinity, *Ashley Hall Plantation*, SW of Charleston off SC 61 (Ashley River Rd.) (6–5–75).

*Greenwood County*

Greenwood vicinity, *Stony Point*, N of Greenwood at jct. of SC 246 and SR 39 (6–20–75).

### SOUTH DAKOTA

*Brown County*

Aberdeen, *Aberdeen Highlands Historic District*, both sides of N. Main from 12th to 15th Ave. NE. (6–5–75).
Aberdeen, *Aberdeen Historic District*, both sides of 3rd–6th Aves. and Jay, Kline, and Arch Sts. (6–5–75).

*Charles Mix County*

Greenwood vicinity, *Holy Fellowship Episcopal Church*, SE of Greenwood (6–5–75).

*Codington County*

Florence vicinity, *Halse Halfway House*, 6 mi. N of Florence (6–5–75).

*Davison County*

Mitchell, *Mitchell Historic Commercial District*, 210 S.–604 N. Main, 119–201 W. 3rd St., 117–219 E. 4th St., and 112–220 W. 5th St. (6–27–75).

*Lawrence County*

Spearfish, *Spearfish Historic Commercial District*, 544, 545, 603–645 Main St., 114–136 W. Illinois St., and 701–703 5th St. (6–5–75).

*Meade County*

Sturgis, *Sturgis Commercial Block*, 1000–1028 Main St. (6–20–75).
Sturgis, *Tubbs, Poker Alice, House*, N. Junction St. (6–5–75).

*Pennington County*

Rapid City, *Church of the Immaculate Conception*, 918 5th St. (6–5–75).

*Todd County*

St. Francis, *St. Francis Mission*, Rosebud Indian Reservation (6–20–75).

*Washabaugh County*

Wanblee vicinity, *Lip's Camp*, SE of Wanblee on E bank of Pass Creek (6–11–75).

### TENNESSEE

*Bedford County*

Shelbyville, *Cooper, Gov. Prentice, House*, 413 E. Lane St. (6–5–75).

*Bradley County*

Cleveland, *Wilson, C. J., Store*, 3202 Ocoee St. (6–10–75) HABS.

*Claiborne County*

Speedwell vicinity, *Kincaid-Ausmus House*, NE of Speedwell off TN 63 (6–18–75).
Speedwell vicinity, *McClain-Ellison House*, W of Speedwell on Rte. 2 off TN 63 (6–10–75).

*Grundy County*

Altamont, *Grundy County Jail*, off TN 56 (6–18–75).

*Knox County*

Concord, *Russell, Avery, House*, 11409 Kingston Pike (6–5–75).

*Loudon County*

Lenoir City, *Lenoir Cotton Mill*, Depot St. (6–18–75) HABS.

*Madison County*

Jackson, *Jackson Free Library*, College and Church Sts. (6–26–75).

*Obion County*

Rives, *Dickey's Octagonal Barbershop*, SW corner of High and N. Church Sts. (6–5–75).

*Sevier County*

Harrisburg vicinity, *Harrisburg Covered Bridge*, S of Harrisburg off U.S. 411 over East Fork of Little Pigeon River (6–10–75).
Pigeon Forge, *Pigeon Forge Mill*, off U.S. 441 (6–10–75).
Sevierville, *Waters House*, 217 Cedar St. (6–18–75).
Sevierville vicinity, *Brabson's Ferry Plantation*, NW of Sevierville off Sevierville Pike in Boyd's Creek area (6–26–75).
Sevierville vicinity, *Wheatlands*, NW of Sevierville on Old Knoxville Hwy. (7–7–75).

*Sumner County*

Gallatin, *Trousdale Place*, 183 W. Main St. (6–5–75).
Gallatin vicinity, *Fairvue*, 4 mi. S of Gallatin on U.S. 31E (6–10–75) HABS.

*Williamson County*

Franklin vicinity, *Harrison House*, S of Franklin on Columbia Pike (6–18–75).

### TEXAS

*Bexar County*

San Antonio, *Fort Sam Houston* (5–15–75) NHL.

*Galveston County*

Galveston, *East End Historic District*, irregular pattern including both sides of Broadway and Market Sts. between 11th and 19th Sts. (7–3–75).

*Harrison County*

Marshall vicinity, *Marshall Arsenal, CSA*, N of Marshall on both sides of F.M. 1997 (7–1–75).

*McLennan County*

Waco vicinity, *Torrey's Trading House No. 2 Site*, E of Waco off TX 6 (6–5–75).

*Runnels County*

Ballinger, *Ballinger Carnegie Library*, 204 N. 8th St. (6–18–75).

*Webb County*

Laredo, *Fort McIntosh*, Laredo Junior College campus (6–25–75).

### UTAH

*Emery County*

Emery vicinity, *Rochester-Muddy Creek Petroglyph Site*, 2.5 mi. SE of Emery (6–26–75).

*Iron County*

Parowan, *Smith, Jesse N., House*, 45 West 100 South (6–20–75).

*Kane County*

Glen Canyon vicinity, *Davis Gulch Pictograph Panel*, Glen Canyon National Recreation Area (6–5–75).

*Salt Lake County*

Salt Lake City, *Old City Hall* (5–15–75) NHL.
Salt Lake City, *Utah Commercial and Savings Bank Building*, 22 East 100 South (6–18–75) HABS.

*Tooele County*

Wendover vicinity, *Wendover Air Force Base*, S of Wendover off U.S. 40/I 80 (7–1–75).

*Wayne County*

Bicknell vicinity, *Nielson, Hans Peter, Gristmill*, 3 mi. SE of Bicknell (6–18–75).

### VERMONT

*Washington County*

Barre City, *Wheelock Law Office*, 135 N. Main St. (6–18–75).

### VIRGINIA

*Botetourt County*

Eagle Rock vicinity, *Phoenix Bridge*, NW of Eagle Rock off VA 615 over Craig Creek (6–10–75).

*Charles City County*

Ruthville vicinity, *Westover Parish Glebe*, SW of Ruthville off VA 615 (6–5–75) HABS.

*Chesterfield County*

Midlothian vicinity, *Pleasant View*, 1.5 mi. E of Midlothian on VA 677 (6–10–75).

*Fredericksburg (independent city)*

*Washington, Mary, House*, 1200 Charles St. (6–5–75) HABS.

*Hanover County*

Mechanicsville vicinity, *Rural Plains*, 6 mi. N of Mechanicsville off VA 606 (6–5–75) HABS.

*New Kent County*

Toano vicinity, *Moysonec*, W of Toano on Chickahominy River (6–20–75).

*Richmond (independent city)*

*Third Street Bethel A.M.E. Church*, 616 N. 3rd St. (6–5–75).
*Walker, Maggie Lena, House* (5–15–75) NHL.

*Rockbridge County*

Lexington vicinity, *Thorn Hill*, SW of Lexington off VA 251 (6–18–75).

*Shenandoah County*

Mt. Jackson vicinity, *Meems Bottom Covered Bridge*, S of Mt. Jackson on VA 720 over North Fork of Shenandoah River (6–10–75).

*Spotsylvania County*

Fredericksburg vicinity, *St. Julien*, S of Fredericksburg between VA 609 and VA 2 (6–5–75).

*Westmoreland County*

Wakefield Corner vicinity, *Blenheim*, N of Wakefield Corner off VA 204 (6–5–75) HABS.

### WASHINGTON

*King County*

Seattle, *Coliseum Theater*, 5th Ave. and Pike St. (7–7–75).
Seattle, *Naval Military Hangar—University Shell House*, University of Washington campus (7–1–75).

*Klickitat County*

Glenwood vicinity, *Whitcomb Cabin*, 8 mi. S of Glenwood on SR 183 (6–10–75).

*Pierce County*

Tacoma, *Tacoma Light and Water Company Purifier Building*, 2203 S. A St. (6–18–75).

### WEST VIRGINIA

*Brooke County*

Bethany, *Pendleton Heights*, Bethany College campus (6–26–75).



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*Cabell County*

Milton, *Mud River Covered Bridge*, off U.S. 60 on SR 25 over Mud River (6–10–75).

*Fayette County*

Clifftop vicinity, *Tyree Stone Tavern (Old Stone House)*, E of Clifftop off U.S. 19 on SR 10 (6–20–75).

*Grant County*

Lahmansville vicinity, *Snyder, Noah, Farm*, 1.5 mi. S of Lahmansville on Rte. 5 (6–10–75).

*Greenbrier County*

Caldwell, *Elmhurst*, U.S. 60 (6–5–75).
Lewisburg, *Price, Gov. Samuel, House*, 224 N. Court St. (6–20–75).
Lewisburg vicinity, *Hartland (Rogers Farm)*, 2 mi. W of Lewisburg on Houfnaggle Rd. 6–10–75).

*Hampshire County*

Junction vicinity, *Sloan-Parker House (Stone House)*, E of Junction on U.S. 50 (6–5–75).

*Randolph County*

Huttonsville, *Hutton, E. E., House*, jct. of U.S. 219/250 and Union St. (6–11–75).

## WISCONSIN

*Jefferson County*

Palmyra, *Enterprise Building*, 125 W. Main St. (6–5–75) HABS.

## WYOMING

*Laramie County*

Cheyenne, *Fort D. A. Russell* (5–15–75) NHL.

*Park County*

Cody, *Buffalo Bill Boyhood Home*, 720 Sheridan Ave. (6–5–75).

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**The following are corrections for properties previously listed in the Federal Register:**

## ALABAMA

*Autauga County*

Prattville vicinity, *Montgomery-Jones-Whittaker House*, S of Prattville off AL 14 (10–25–74) (formerly listed as Jack Whittaker House).

*Macon County*

Tuskegee vicinity, *Tuskegee Institute National Historic Site*, 1 mi. NW of Tuskegee on U.S. 80 (10–26–74).

## DISTRICT OF COLUMBIA

*Washington Navy Yard Historic Precinct*, bounded by Isaac Hull Ave., M, and 9th Sts. and the Anacostia River (6–19–73).

## GEORGIA

*Bibb County*

Macon, *Monroe-Dunlap-Snow House*, 920 High St. (7–14–71).

## ILLINOIS

*Cook County*

Chicago, *Auditorium Building, Michigan* Ave. at Congress St. (4–17–70) NHL.
Chicago, *Rookery Building*, 300 S. La Salle St. (4–17–75) NHL.

*McLean County*

Bloomington, *Davis, David, House*, 1000 E. Monroe St. (10–18–72) NHL.

## LOUISIANA

*Orleans Parish*

New Orleans, *Old United States Mint, New Orleans Branch*, 420 Esplanade Ave. (5–5–73) NHL.

## MAINE

*Cumberland County*

Portland, *Reed, Thomas Brackett, House*, 80–32 Deering St. (5–7–73) NHL.

## MICHIGAN

*Jackson County*

Jackson, *Stone Post Office*, at rear of 125 N. Jackson St. (3–16–72) (formerly listed in Muskegon County)

## NEBRASKA

*Otoe County*

Nebraska City vicinity, *Morton, J. Sterling, House (Arbor Lodge)*, Arbor Lodge State Park (4–16–69) NHL.

## NEW YORK

*Erie County*

Buffalo, *Prudential Building*, Church and Pearl Sts. (3–20–73) NHL.

*New York County*

New York, *Central Synagogue (Congregational Ahawath Chesed-Shaar Hashomayim)* 646–652 Lexington Ave. (10–9–70) NHL.

## OHIO

*Cuyahoga County*

Cleveland, *Cleveland Arcade*, 401 Euclid Ave. (3–20–73) NHL.

*Hamilton County*

Cincinnati, *Plum Street Temple*, 8th and Plum Sts. (12–27–72) NHL.

*Stark County*

Canton, *McKinley, William, Tomb*, 7th St. NW. (11–10–70) NHL.

## OREGON

*Linn County*

Stayton vicinity, *Mt. Pleasant Presbyterian Church (Christian Church at Mt. Mount Pleasant)*, S of Stayton on Stayton-Jordon Rd. (1–24–74).

## PENNSYLVANIA

*Chester County*

Easttown, *Waynesborough*, Waynesborough Rd. (1–29–73) NHL.

*Philadelphia County*

Philadelphia, *Pennsylvania Academy of Fine Arts*, SW corner of Broad and Cherry Sts. (5–27–75) NHL.

## UTAH

*Salt Lake County*

Salt Lake City, *Fort Douglas*, Fort Douglas Military Reservation (6–15–70) NHL.

## VIRGINIA

*King and Queen County*

Walkerton vicinity, *Hillsborough*, 2 mi. SE of Walkerton off SR 633 (9–22–71) HABS (formerly listed in Stevensville vicinity).

*Norfolk (independent city)*

*Boush-Tazewell House*, 6225 Powhattan Ave. (7–18–74).

## WEST VIRGINIA

*Ohio County*

Wheeling, *Wheeling Suspension Bridge*, over Ohio River from 10th St. Wheeling to Virginia St. Wheeling Island (1–26–70) NHL.

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**The following properties were omitted from the February 4, 1975, Federal Register:**

## FLORIDA

*Palm Beach County*

Palm Beach, *Mar-A-Lago National Historic Site*, 1100 S. Ocean Blvd. (10–21–72).

## NEW YORK

*Erie County*

Buffalo, *Theodore Roosevelt Inaugural National Historic Site*, Delaware Ave. (11–2–66) HABS.

## TENNESSEE

*Hawkins County*

Rogersville, *Rogersville Historic District* (2–23–73).

*Knox County*

Knoxville, *Knox County Courthouse*, Main Ave. and Gay St. (4–24–73).

## TEXAS

*Potter County*

Fritch vicinity, *Alibates Flint Quarries Texas Panhandle Pueblo Culture National Monument*, SW of Fritch on the Canadian River (8–21–65).

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**The following properties have been demolished and therefore removed from the National Register of Historic Places:**

## KENTUCKY

*Jefferson County*

Louisville, *Board of Trade Building*.

## VIRGINIA

*Botetourt County*

Fincastle, *Botetourt County Courthouse*.

## WISCONSIN

*La Crosse County*

La Crosse, *Cargill, William W., House*.

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**The following properties have been removed from the National Register of Historic Places:**

## FLORIDA

*Broward County*

Olustee vicinity, *Olustee Battlefield* (correctly listed in Baker County).

## MARYLAND

*Howard County*

Savage, *Savage Mill* (see *Savage Mill Historic District*).

## NEW HAMPSHIRE

*Rockingham County*

Portsmouth, *Portsmouth Parade Historic District*.

## NEW YORK

*Ulster County*

Kingston, *Clinton Avenue Historic District* (incorporated into *Kingston* Stockade District).

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The following properties have been determined to be eligible for inclusion in the National Register. All determinations of eligibility are made at the request of the concerned Federal Agency under the authorities in section 2(b) and 1(3) of Executive Order 11593 as implemented by the Advisory Council on Historic Preservation, 36 CFR Part 800.





This listing is not complete. Pursuant to the authorities discussed herein, an Agency Official shall refer any questionable actions to the Director, Office of Archeology and Historic Preservation, National Park Service, Department of the Interior, for an opinion respecting a property's eligibility for inclusion in the National Register.

Historical properties which are determined to be eligible for inclusion in the National Register of Historic Places are entitled to protection pursuant to the procedures of the Advisory Council on Historic Preservation, 36 CFR Part 800. Agencies are advised that in accord with the procedures of the Advisory Council on Historic Preservation, before an agency of the Federal Government may undertake any project which may have an effect on such a property, the Advisory Council on Historic Preservation shall be given an opportunity to comment on the proposal.

## ALABAMA

*Madison County*

Huntsville, *Lee House*, Red Stone Arsenal.

## ALASKA

*Northwestern District*

Little Diomede Island, *Iyapana, John, House*.

## ARIZONA

*Coconino County*

Grand Canyon National Park, *Old Post Office*.
Grand Canyon National Park, *O'Neill, Buckley, Cabin*.
Grand Canyon National Park, *Ranger's Dormitory*.

*Graham County*

*Foote Wash—No Name Wash Archeological District*.

*Mohave County*

Colorado City vicinity, *Short Creek Reservoir No. 1, Site NA 13,257*.
Colorado City vicinity, *Short Creek Reservoir No. 1, Site NA 13,258*.

*Maricopa County*

*Cave Creek Archeological District*.
*New River Dams Archeological District*.
*Site T:4:6*.
*Skunk Creek Archeological District*.

*Navajo County*

Polacca vicinity, *Walpi Hopi Village*, adjacent to Polacca.

*Pima County*

Tucson, *Armory Park Historic Disirict*.
Tucson vicinity, *Old Santan*, NW of Tucson.

*Yuma County*

Wickenburg vicinity, *Harquahala Peak Observatory*, SW of Wickenburg.
Yuma, *Southern Pacific Depot*.

## ARKANSAS

*Ouachita County*

Camden, *Old Post Office*, Washington St.

## CALIFORNIA

*Calaveras County*

*New Melones Historical District*, New Melones Lake Project area, Stanislaus River (also in Tuolumne County).

*Colusa County*

Stoneyford vicinity, *Upper and Lower Letts Valley Historical District*, 12 mi. SW of Stoneyford.

*Imperial County*

Glamis vicinity, *Chocolate Mountain Archeological District*.

*Inyo County*

*Scotty's Castle*, Death Valley National Monument.
*Scotty's Ranch*, Death Valley National Monument.

*Los Angeles County*

*Van Norman Reservoir, Site CA–LAN 646, CA–LAN 643, Site CA–LAN 490, and a cluster made up of Sites CA–LAN 475, 491, 492, and 493*

*Madera County*

*CA–Mad 176–185, Lower China Crossing, and New Site*, in Hidden Dam-Hensley Lake Project Area, Fresno River.

*Marin County*

Point Reyes, *Point Reyes Light Station*.

*Mariposa County*

Yosemite National Park, *Degnan Residence and Bakery*, Southside Dr.

*Modoc County*

Alturas vicinity, *Rail Spring*, about 30 mi. N of Alturas in Modoc National Forest.

*Monterey County*

Big Sur, *Point Sur Light Station*.
Pacific Grove, *Point Pinos Light Station*.

*Riverside County*

Blythe vicinity, *Blythe Intaglios, Indian Intaglios*, N of Blythe on U.S. 95.
Twentynine Palms, *Barker Dam*, Joshua Tree National Monument.
Twentynine Palms, *Cottonwood Oasis (Cottonwood Springs)*, Joshua Tree National Monument.
Twentynine Palms, *Desert Queen Mine*, Joshua Tree National Monument.
Twentynine Palms, *Lost Horse Mine*, Joshua Tree National Monument.

*San Bernardino County*

Twentynine Palms, *Keys, Bill, Ranch*, Joshua Tree National Monument.
Twentynine Palms, *Cow Camp*, Joshua Tree National Monument.
Twentynine Palms, *Twentynine Palms Oasis*, Joshua Tree National Monument.
Twentynine Palms, *Wallstreet Mill*, Joshua Tree National Monument.

*Sacramento County*

*Sacramento River Bank Protection Project, Site 1*, Sacramento River.

*San Luis Obispo County*

San Luis Obispo, *San Luis Obispo Light Station*.

*San Mateo County*

Ano Nuevo vicinity, *Pigeon Point Light Station*.
Hillsborough, *Point Montara Light Station*.

*Shasta County*

Redding vicinity, *Squaw Creek Archeological Site*, NE of Redding.
Whiskeytown, *Irrigation System (165 and 166)*, Whiskeytown National Recreation Area.

*Sonoma County*

*Dry Creek-Warm Springs Valley Archeological District*.
Santa Rosa, *Santa Rosa Post Office*.

*Siskiyou County*

*Thomas-Wright Battle Site*, Lava Beds National Monument.

## COLORADO

*Denver County*

Denver, *Eisenhower Memorial Chapel*, Building No. 27, Reeves St., on Lowry AFB.

*Douglas County*

*Keystone Railroad Bridge*, Pike National Forest.

*Eagle County*

Wolcott, *Wolcott Stage Station*.

*El Paso County*

Colorado Springs, *Alamo Hotel*, corner of Tejon and Cucharras Sts.
Colorado Springs, *Old El Paso County Jail*, corner of Vermijo and Cascade Ave.

*Larimer County*

*Site 5–LR–257*, Boxelder Watershed Project.

*Rio Blanco County*

Meeker vicinity, *Thornburgh Monument*, NE of Meeker on Thornburgh Rd. 9 mi. from jct. of CO 13 and 789.
Rangely vicinity, *Canon Pintado*, S of Rangely on Hwy. 139.
Rangely vicinity, *Carrot Men Pictograph Site*, SW of Rangely and W of Rangely Dragon Rd.

## CONNECTICUT

*Hartford County*

Hartford, *Church of the Good Shepherd and Parish House*, Wyllys St. and Van Block Ave.
Hartford, *Colt Factory Housing*, Huyshope Ave., between Sequassen and Weehasset Sts.
Hartford, *Colt Factory Housing (Potsdam Village)*, Curcombe St. between Hendriexsen Ave. and Locust St.
Hartford, *Colt Park*, bounded by Wethersfield Ave., Stonington, Wawarme, Curcombe, and Marseek Sts., and by Huyshope and Van Block Aves.
Hartford, *Colt, Col. Samuel, Armory, and related factory buildings*, Van Dyke Ave.
Hartford, *Flat-Iron Building (Motto Building)*, Congress St. and Maple Ave.
Hartford, *Houses on both sides of Congress Street*.
Hartford, *Houses on Charter Oak Place*.
Hartford, *Houses on Wethersfield Avenue*, between Morris and Wyllys Sts., particularly Nos. 97–81, 65.

*Middlesex County*

Middletown, *Mather-Douglas-Santangelo House*, 11 S. Main St.

*New Haven County*

New Haven, *City Hall and Annex*.
New Haven, *Post Office-Courthouse*, Church and Court Sts.

*New London County*

New London, *Thames Shipyard*, west bank of Thames River N. of the U.S. Coast Guard Academy.

## DELAWARE

*New Castle County*

Wilmington, *Wilmington Customhouse*, King St.

*Suffolk County*

Lewes, *Delaware Breakwater*.
Lewes, *Harbor of Refuge Breakwater*.

## DISTRICT OF COLUMBIA

*Auditors' Building*, 201 14th St. SW.
*Central Heating Plant*, 13th and C Sts. SW.
*1700 Block Q Street NW*, 1700–1744, 1746, 1748 Que St. NW.; 1536, 1538, 1540, 1602, 1604, 1606, 1608 17th St. NW.



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### FLORIDA

*Hillsborough County*

Tampa, *Firehouse No. 10*, Ybor City.

*Pinellas County*

Bay Pines, *VA Center*, Sections 2, 3, and 11 TWP 31–S, R–15E.

### GEORGIA

*Chatham County*

*Archeological Site*, N end of Skidway Island.

*Clarke County*

Athens, *Carnegie Library Building*, 1401 Prince Ave.

*Clay County*

*Archeological Site WGC–73*, downstream from Walter F. George Dam.

*Heard County*

*Philpott Homesite and Cemetery*, on bluff above Chattahoochee River where Grayson Trail leads into river.

*Stewart County*

*Rood Mounds*.

*Sumter County*

Americus, *Aboriginal Chert Quarry*, Souther Field.

### HAWAII

*Hawaii County*

Hawaii Volcanoes National Park, *Mauna Loa Trail*.

*Maui County*

Hana vicinity, *Kipahulu Historic District*, SW of Hana on Rte. 31.

*Oahu County*

*Moanalua Valley*.

### IDAHO

*Ada County*

Boise, *Alexanders*, 826 Main St.
Boise, *Falks Department Store*, 100 N. 8th St.
Boise, *Idaho Building*, 216 N. 8th St.
Boise, *Simplot Building (Boise City National Bank)*, 806 Idaho St.
Boise, *Union Building*, 712½ Idaho St.

*Clearwater County*

Orofino vicinity, *Canoe Camp—Suite 18*, W. of Orofino on U.S. 12 in Nez Perce National Historical Park.

*Custer County*

Challis, *Challis Bison Jump*.

*Idaho County*

Kamiah vicinity, *East Kamiah—Suite 15*, SE of Kamiah on U.S. 12 in Nez Perce National Historical Park.

*Lemhi County*

Tendoy, *Lewis and Clark Trail, First Flag Unfurling*.
Tendoy, *Lewis and Clark Trail, Pattee Creek Camp*.

*Lewis County*

Jacques Spur vicinity, *St. Joseph's Mission (Slickpoo)*, S of Jacques Spur on Mission Creek off U.S. 95.

*Nez Perce County*

Lapwai, *Fort Lapwai Officer's Quarters*, Phinney Dr. and G St. in Nez Perce National Park.
Lapwai, *Spalding*.

### ILLINOIS

*Cook County*

Chicago, *McCarthy Building (Landfield Building)* NE corner of Dearborn and Washington Sts.
Chicago, *Methodist Book Concern (later Stop and Shop Warehouse)*, 12 W. Washington St.
Chicago, *Ogden Building*, 130 W. Lake St.
Chicago, *Oliver Building*, 159 N. Dearborn St.
Chicago, *Springer Block (Bay, State, and Kranz Buildings)*, 126–146 N. State St.
Chicago, *Unity Building*, 127 N. Dearborn St.

*De Kalb County*

De Kalb, *Haish Barbed Wire Factory*, corner of 6th and Lincoln Sts.

*Lake County*

Fort Sheridan, *Museum, Bldg. 33*, Lyster Rd.
Fort Sheridan, *Water Tower*, Bldg. 49, Leonard Wood Ave.

*Williamson County*

*Wolf Creek Aboriginal Mound*, Crab Orchard National Wildlife Refuge.

### INDIANA

*Monroe County*

Bloomington, *Carnegie Library*.

*St. Joseph County*

Mishawaka, *180 NW Block*, properties fronting N. Main St. and W. Lincoln Way.

*Vermillion County*

*Houses in SR 63/32* Project, jct. of SR 32 and SR 63 and 1st rd. S of Jct.

### IOWA

*Boone County*

*Saylorville Archeological District* (also in Polk and Dallas counties).

*Muscatine County*

Muscatine, *Clark, Alexander, Property*, 125–123 W. 3rd and 307, 309 Chestnut.

### KANSAS

*Douglas County*

Lawrence, *Curtis Hall (Kiva Hall)*, Haskell Institute.

*Pottawatomie County*

*Coffey Archeological Site, 14 PO 1*.

### KENTUCKY

*Trigg County*

Golden Pond, *Center Furnace*, N of Golden Pond on Bugg Spring Rd.

### MAINE

*Washington County*

Machiasport, *Libby Island Light Station*.

### MARYLAND

*Anne Arundel County*

Chestertown, *Bloody Point Bar Light*, on Chesapeake Bay.
Skidmore, *Sandy Point Shoal Light*, on Chesapeake Bay.

*Baltimore County*

Fort Howard, *Craighill Channel Upper Range Front Light*, on Chesapeake Bay.
Sparrows Point, *Craighill Channel Range Front Light*, on Chesapeake Bay.

*Cecil County*

Sassafras Elk Neck, *Turkey Point Light*, at Elk River and Chesapeake Bay.

*Dorchester County*

Hoopersville, *Hooper Island Light*, Chesapeake Bay-Middle Hooper Island.

*Harford County*

Havre De Grace, *Havre De Grace Light*.

*St. Marys County*

Piney Point, *Piney Point Light Station*.
St. Inigoes, *St. Inigoes Manor House*, Naval Electronic System Test and Evaluation Detachment.
St. Marys City, *Point No Point Light*, on Chesapeake Bay.

*Talbot County*

Tilgman Island, *Sharps Island Light*, on Chesapeake Bay.

### MASSACHUSETTS

*Barnstable County*

Chatham vicinity, *Old Harbor U.S. Life Saving Station—U.S.C.G. Station*, North Beach.
North Eastham, *French Cable Hut*, jct. of Cable Rd. and Ocean View Dr.
Truro, *Highland House*, Cape Cod Light (Highland Light) area.

*Bristol County*

New Bedford, *Fire Station No. 4*, 79 S. 6th St.

*Middlesex County*

Watertown, *Commanding Officer's Quarters Bldg. 111, Watertown Arsenal*, 443 Arsenal St.
Wayland, *Old Town Bridge (Four Arch Bridge)*, Rte. 27, 1.5 mi. NW of Rte. 126 Jct.

*Worcester County*

North Brookfield, *Meadow Site No. 11*, Upper Quaboag River Watershed.

### MICHIGAN

*Little Forks Archeological District*.

### MINNESOTA

*Beltrami County*

Blackduct, *Rabideau CCC Camp Site*, S of Blackduct in Chippewa National Forest.

*Winona County*

Winona, *Second Street Commercial Block*.

### MISSOURI

*Buchanan County*

St. Joseph, *Hall Street Historic District*, bounded by 4th St. on W. Robidoux on S. 10th on E, and Michel, Corby, and Ridenbaugh on N.

*Dent County*

Lake Spring, *Hyer, John, House*.

*Franklin County*

Leslie, *Noser's Mill and adjacent Miller's House*, Rural Rte. 1.

### MONTANA

*Carbon County*

Barry's Landing, *Bad Pass Trail (Sioux Trail)*, Big Horn Canyon National Recreation Area.
Hardin, *Pretty Creek Site (Hough Creek Site)*, Big Horn Canyon National Recreation Area.





*Fergus County*

*Lewis & Clark Campsite, May 23, 1805.*
*Lewis & Clark Campsite, May 24, 1805.*

*Lewis and Clark County*

Marysville, *Marysville Historic District*.

*Ravalli County*

Conner vicinity, *Alta Ranger Station*, S of Conner in Bitterroot National Forest.

*Sheridan County*

Medicine Lake, *Tipi Hills*, Medicine Lake National Wildlife Refuge.

### NEVADA

*Clark County*

Indian Springs vicinity, *Tim Springs Petroglyphs*, N of Indian Springs.
Las Vegas vicinity, *Blacksmith Shop*, Desert National Wildlife Range.
Las Vegas vicinity, *Mesquite House*, Desert National Wildlife Range.
Las Vegas vicinity, *Mormon Well Corral*, NE of Las Vegs.

*Nye County*

Las Vegas vicinity, *Emigrant's Trail*, about 75 mi. NW of Las Vegas on U.S. 95.

*Storey County (also in Washoe County)*

Sparks vicinity, *Derby Diversion Dam*, on the Truckee River 19 mi. E of Sparks, along I 80.

*Washoe County*

*Derby Division Dam*, see Storey County.

### NEW JERSEY

*Grafton County*

*Bedell Covered Bridge*.

*Mercer County*

Hamilton and West Windsor Townships, *Assunpink Historic District*.

*Middlesex County*

New Brunswick, *Delaware and Raritan Canal*, between Albany St. Bridge and Landing Lane Bridge.

*Monmouth County*

*Long Branch*, The Reservation, 1–9 New Ocean Ave.

*Sussex County (also in Warren County)*

*Old Mine Road Historic District*.

*Warren County*

*Old Mine Road Historic District*, see Sussex County.

### NEW MEXICO

*Dona Ana County*

Placitas Arroyo, *Sites SCSPA 1—8*.

### NEW YORK

*Bronx County*

New York, *North Brothers Island Light Station*, in center of East River.

*Greene County*

New York, *Hudson City Light Station*, in center of Hudson River.

*New York County*

New York, *Harlem Courthouse*, 170 E. 121st St.

*Richmond County*

New York, *Romer Shoal Light Station*, located in lower bay area of New York Harbor.

*Schoharie County*

Breakabeen, *Breakabeen Historic District* between villages of North Blenheim and Breakabeen.

*Suffolk County*

New York, *Fire Island Light Station*, U.S. Coast Guard Station.
New York, *Little Gull Island Light Station*, off North Point of Orient Point, Long Island.
New York, *Plum Island Light Station*, off Orient Point, Long Island.
New York, *Race Rock Light Station*, S. of Fishers Island, 10 mi. N. of Orient Point.

*Ulster County*

Kingston vicinity, *Esopus Meadows Light Station*, middle of Hudson River.
New York, *Rondout North Dike Light*, center of Hudson River at Jct. at Rondout Creek and Hudson River.
New York, *Saugerties Light Station*, Hudson River.

*Westchester County*

Port Washington vicinity, *Execution Rocks Light Station*, lower SW portion of Long Island Sound.

### NORTH CAROLINA

*Alamance County*

Burlington, *Southern Railway Passenger Depot*, NE corner Main and Webb Sts.

*Brunswick County*

Southport, *Fort Johnston*, Moore St.

*Caswell County (also in Rockingham Co.)*

*Archeological Sites CS–12*, County Line Creek Watershed Project.
*Womacks Mill*, in County Creek Watershed Project (also in Rockingham County).

*Cleveland County*

*Archeological Resources in Second Brood River Watershed Project*, also in Rutherford County.

*Cumberland County*

Fayetteville, *Veterans Administration Hospital Confederate Breastworks*, 23 Ramsey St.

*Dare County*

Buxton, *Cape Hatteras Light*, Cape Hatteras National Seashore.

*Durham County*

Durham, *St. Joseph's A.M.E. Church*, Fayetteville St. at the Durham Expwy.

*Hyde County*

Ocracoke, *Ocracoke Lighthouse*.

*New Hanover County*

Wilmington, *Market Street Mansions District*, both sides of Market St. between 17th and 18th Sts.

*Rockingham County*

*Archeological Sites CS–12* (see Caswell County).
*Womack's Mill* (see Caswell County).

*Rutherford County*

*Archeological Resources in Second Brood River Watershed Project*, see Cleveland County.

### OHIO

*Clermont County*

Neville vicinity, *Maynard House*, 2 mi. E of Neville off U.S. 52.

*Pickaway County*

Williamsport vicinity, *The Shack (Daugherty, Harry, House)*, 5.5 mi. NW of Williamsport.

*Seneca County*

Tiffin, *Old U.S. Post Office*, 215 S. Washington St.

### OKLAHOMA

*Comanche County*

Fort Sill, *Blockhouse on Signal Mountain* off Mackenzie Hill Rd.
Fort Sill, *Camp Comanche Site*, E range on *Cache Creek*.
Fort Sill, *Chiefs Knoll, Post Cemetery*, N of Macomb Rd.
Fort Sill, *Geronimo's Grave*, N of Jct. of Dodge Hill and Elgin Rds.
Fort Sill, *Henry Post Air Field*, Post Rd.
Fort Sill vicinity, *Medicine Bluffs*, NW of Fort Sill.

*Haskell County*

Keota vicinity, *Otter Creek Archeological Site*, SW of Keota.

*Kay County*

Newkirk vicinity, *Bryson Archeological Site*, NE of Newkirk.

### OREGON

*Coos County*

Charleston, *Cape Arago Light Station*.

*Curry County*

Port Orford, *Cape Blanco Light Station*.
Wolf Creek, *Rogue River Branch*, Star Rte. Box 78.

*Douglas County*

Winchester Bay, *Umpqua River Lighthouse*.

*Josephine County*

*Whiskey Creek Cabin*.

*Klamath County*

Crater Lake National Park, *Crater Lake Lodge*.

*Lake County*

Silver Lake, *Picture Rock Pass Petroglyphs Site*.

*Lane County*

Roosevelt Beach, *Heceta Head Lighthouse*.
Roosevelt Beach, *Heceta Head Light Station*.

*Lincoln County*

Agate Beach, *Yakuina Head Lighthouse*.

*Sherman County*

Grass Valley vicinity, *Mack Canyon Archeological Site*, at end of BLM access road adjacent to Deschutes River N of Maupin.

*Tillamook County*

Tillamook, *Cape Meares Lighthouse*.

*Wasco County*

*Memaloose Island*, River Mile 177.5 in Columbia River.

### PENNSYLVANIA

*Adams County*

Gettysburg, *Barlow's Knoll*, adjacent to Gettysburg National Military Park.

*Allegheny County*

Bruceton, *Experimental Mine*, U.S. Bureau of Mines, off Cochran Mill Rd.

*Berks County*

Mt. Pleasant, *Berger-Stout Log House*, near jct. of Church Rd. and Tulephocken Creek.
Mt. Pleasant, *Conrad's Warehouse*, near jct. of Rte. 183 and Powder Mill Rd.
Mt. Pleasant, *Heck-Stamm-Unger Farmstead*, Gruber Rd.
Mt. Pleasant, *Miller's House*, jct. of Rte. 183 and Powder Mill Rd.
Mt. Pleasant, *O'Bolds-Billman Hotel and Store*, Gruber Rd. and Rte. 183.
Mt. Pleasant, *Pleasant Valley Roller Mill*, Gruber Rd.
Mt. Pleasant, *Reber's Residence and Barn*, on Tulephocken Creek.
Mt. Pleasant, *Union Canal*, Blue Marsh Lake Project area.



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*Clinton County*

Lockhaven, *Apsley House*, 302 E. Church St.
Lockhaven, *Harvey, Judge, House*, 29 N. Jay St.
Lockhaven, *McCormick, Robert, House*, 234 E. Church St.
Lockhaven, *Mussina, Lyons, House*, 23 N. Jay St.

*Huntingdon County*

*Brumbaugh Homestead*, Raystown Lake Project.

*Lehigh County*

Dorneyville, *King George Inn and two other stone houses*, Hamilton and Cedar Crest Blvds.

*Philadelphia County*

Philadelphia, *Quartermaster's Depot, U.S. Marine Corps*, 1100 S. Broad St.

*Washington County*

Charleroi, *Ninth Street School*.

## SOUTH CAROLINA

*Charleston County*

Charleston, *139 Ashley St.*
Charleston, *69 Barre St.*
Charleston, *68r Barre St.*
Charleston, *316 Calhoun St.*
Charleston, *316r Calhoun St.*
Charleston, *268 Calhoun St.*
Charleston, *274 Calhoun St.*
Charleston, *Old Bice Mill*, off Lockwood Dr.

## SOUTH DAKOTA

*Pennington County*

Rapid City, *Rapid City Historic Commercial District*, portions of 612–632 Main St.

## TENNESSEE

*Henry County*

*Mt. Zion Church and Cemetery (United Baptist Church)*.

*Monroe County*

Vonore vicinity, *Tellico Blockhouse Site*, E of Vonore.

*Stewart County*

Dover vicinity, *Fort Henry Site*, NW of Dover.
*Great Western Furnace*.

*Trousdale County*

Dixon Springs, *McGee House*.

## TEXAS

*Bexar County*

Fort Sam Houston, *Eisenhower House*, Artillery Post Rd.

*Galveston County*

Galveston, *U.S. Customhouse*, bounded by Avenue B, 17th, Water, and 18th Sts.

## UTAH

*Salt Lake County*

Salt Lake City, *Karrick Building (Leyson-Pearsall Building)*, 236 S. Main St.
Salt Lake City, *Lollin Block*, 238–240 S. Main St.

## VERMONT

*Franklin County*

Highgate Falls, *Lenticular or Parabolic Truss Bridge*, over Missiquoi River.

*Windsor County*

Windsor, *Post Office Building*.

## WASHINGTON

*Clallam County*

*Olympic National Park Archeological District*, Olympic National Park (also in Jefferson County).
Segium, *New Dungeness Light Station*.



*Grays Harbor County*

West port, *Grays Harbor Light Station*.

*Jefferson County*

*Olympic National Park Archeological District* (see Clallam County).

*King County*

Burton, *Point Robinson Light Station*.
Seattle, *Alki Point Light Station*.
Seattle, *West Point Light Station*.

*Kitsap County*

Hansville, *Point No Point Light Station*.

*Pacific County*

Ilwaco, *Cape Disappointment Light Station*.
Ilwaco, *North Head Light Station*.

*Pierce County*

Fort Lewis Military Reservation, *Captain Wilkes, July 4, 1841, Celebration Site*.
Longmire, *Longmire Cabin*, Mount Rainier National Park.

*San Juan County*

San Juan Islands, *Patos Island Light Station*.

*Snohomish County*

Mukilteo, *Mukilteo Light Station*.

## WEST VIRGINIA

*Cabell County*

Huntington, *Old Bank Building*, 1208 3rd Ave.

*Kanawha County*

St. Albans, *Chilton House*, 439 B St.

*Ohio County*

Wheeling, *B & O Railroad Freight Station and Train Shed*.

*Wood County*

Parkersburg, *Wood County Courthouse*.
Parkersburg, *Wood County Jail*.

## WISCONSIN

*Ashland County*

Ashland vicinity, *Madeline Island Site 7302*.

*Door County*

Chambers Island, *Chambers Island Light House Dwelling*, northern tip Chambers Island, Green Bay, Lake Michigan.

*Milwaukee County*

Milwaukee, *Plainkinton, Elizabeth, House*, 1492 W. Wisconsin Ave.

## WYOMING

*Goshen County*

Torrington, *Union Pacific Depot*.

*Natrona County*

Casper, *Cantonment Reno*.
Casper, *Castle Rock Archeological Site*.
Casper, *Dull Knife Battlefield*.
Casper, *Middle Fork Pictograph-Petroglyph Panels*.
Casper, *Portuguese Houses*.

*Park County*

Mammouth, *Chapel at Fort Yellowstone*, Yellowstone National Park.

## PUERTO RICO

Mona Island, *Sardinero Site and Ball Courts*.

A. R. MORTENSEN,
*Director, Office of Archeology and Historic Preservation.*

[FR Doc.75-20115 Filed 8-4-75;8:45 am]

# DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

## AVAILABILITY OF DRAFT ENVIRONMENTAL IMPACT STATEMENT

### Trial Boll Weevil Eradication Program

This document gives public notice that the Trial Boll Weevil Eradication Program Draft Environmental Statement (USDA–APHIS, (ADM–75–1)) was sent to the Council on Environmental Quality on July 25, 1975, pursuant to section 102 (2)(c) of the National Environmental Policy Act of 1969.

The notice of the Department's intent to prepare the draft statement was published in the Federal Register (39 FR 37079) on October 17, 1974. Comments were invited. Responses expressing support of the program were received from individual growers; grower organizations, including the National Cotton Council, State grower groups, and farm bureaus; and National and State governmental agencies, including the Atomic Energy Commission, State cooperative extension services, State experiment stations, and State departments of agriculture. Responses received from environmental groups or individuals affiliated therewith were noncommital as to the feasibility of the program, but asked for the opportunity to review the draft. All comments were given full consideration in preparing the draft statement.

The issues involved, results of the pilot experiment, and other pertinent information considered at preliminary conferences involving other agencies and the cotton industry are fully discussed in the draft statement.

The proposed action is to conduct a 3-year trial boll weevil eradication program on approximately 500,000 acres of cotton in Virginia, North Carolina, and South Carolina to determine if the technical and operational requirements for eradication can be executed successfully in a large-scale operational program. The boll weevil is the most important agricultural pest in the United States. It costs cotton producers and the U.S economy $200 to $300 million annually in losses and control. Approximately one-third of the insecticide applied in the United States each year for control of agricultural pests is for boll weevil control.

The population suppression technology that will be utilized in the trial program involves the integration of chemical, biological, and cultural control measures in a precisely timed program.

Scientific data have established, and are reported in the draft environmental statement, that the use of the population suppression techniques that will be employed in the program will result in no excessive or irreversible impact on the environment.

Alternatives considered to the proposed program are: (1) Organizing and implementing an areawide boll weevil management program; (2) Continue present control strategy where growers apply repeated pesticide treatments throughout each growing season.

Copies of the draft are available for public inspection at the following locations:

Plant Protection and Quarantine Programs, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 620, Federal Building, New Bern Avenue, Raleigh, N.C.
Plant Protection and Quarantine Programs, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 302–E, Administration Building, 14th and Independence Avenue, Washington, D.C.

Interested persons may obtain a copy of the draft statement by writing the Deputy Administrator, Plant Protection and Quarantine Programs, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Washington, D.C. 20250. Comments are invited and should be addressed to the Deputy Administrator by September 30, 1975.

Done at Washington, D.C., this 30th day of July 1975.

J. F. SPEARS,
*Acting Deputy Administrator, Plant Protection and Quarantine Programs.*

[FR Doc. 75-20260 Filed 8-4-75;8:45 am]

# DEPARTMENT OF COMMERCE

### Bureau of the Census

## CENSUS ADVISORY COMMITTEE OF THE AMERICAN ECONOMIC ASSOCIATION

### Meeting

The Census Advisory Committee of the American Economic Association will convene on October 3, 1975, at 9:15 a.m. in Room 2424, Federal Building 3 at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee of the American Economic Association advises the Director, Bureau of the Census, on technical matters, accuracy levels, and conceptual problems concerning the economic censuses; reviews major aspects of the Bureau's programs, and advises on the role of analysis within the Bureau and the need for providing data in more detail.

The Committee is composed of 15 members of the American Economic Association.

The agenda for the meeting is: 1) Topics of current interest at the Bureau of the Census, 2) data needs for the new Congressional Budget Process, 3) framework for establishing the income/labor force data package for the 1980 census, 3) housing and construction statistics—new and needed data, and 4) review of the Census Bureau's Program of Energy Statistics.

The meeting will be open to the public, and a brief period will be set aside for public comment and questions. Extensive questions or statements must be submitted in writing to the Committee Control Officer at least 3 days prior to the meeting.

Persons planning to attend the meeting and wishing additional information concerning the meeting should contact the Committee Control Officer, Mr. Melvin A. Hendry, Acting Assistant Director for Economic Censuses, Bureau of the Census, Room 2081, Federal Building 3, Suitland, Maryland. (Mail address: Washington, D.C. 20233.) Telephone (301) 763–7356.

Dated: July 31, 1975.

VINCENT P. BARABBA,
*Director, Bureau of the Census.*

[FR Doc.75-20305 Filed 8-4-75;8:45 am]

### Maritime Administration

## FIRST NATIONAL BANK OF MINNEAPOLIS

### Approval of Applicant as Trustee

Notice is hereby given that First National Bank of Minneapolis, with offices at 120 South Sixth Street, Minneapolis, Minnesota, has been approved as Trustee pursuant to Pub. L. 89–346 and 46 CFR 221.21–221.30.

BURT KYLE,
*Acting Director, Office of Domestic Shipping.*

[FR Doc.75-20359 Filed 8-4-75;8:45 am]

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Social and Rehabilitation Service

## WORK INCENTIVE PROGRAM—SOCIAL AND SUPPORTIVE SERVICES

### Interim Funding Limits

Notice is hereby given of interim annual limits of entitlement for States for Federal financial participation in expenditures for child care and supportive services under the Work Incentive (WIN) Program pursuant to sections 402(a)(19)(G) and 403(d) of the Social Security Act, 42 U.S.C. § 602(a)(19)(G) and 603(d), for the period from July 1, 1975 to June 30, 1976. Public Law 94–41, the joint resolution making continuing appropriations for the fiscal year 1976, and for other purposes, makes available such amounts as are necessary to continue activities under Title IV part C of the Social Security Act including child care and supportive services pursuant to § 402(a)(19)(G) at a rate of $94,349,000 per year.

Accordingly, limits of entitlement have been calculated on the basis of the allocation formula published in the FEDERAL REGISTER on August 5, 1975 (40 FR 32861 (HEW/SRS)) and the amount made available under the Public Law 94–41. The annual limits of entitlement promulgated herein are an interim measure and will be replaced and superseded when the annual appropriation of the Department is enacted and the funds thus appropriated are made available to the Department for obligation. Grant Awards for the first fiscal quarter, and each subsequent quarter of fiscal year 1976 will not exceed one-fourth of the limits promulgated herein as long as these limits remain effective. The limit of entitlement for each State for child care, other supportive services and administration under section 402(a)(19)(G) for the period from July 1, 1975 to June 30, 1976 are as follows:

| State | *July 1, 1975 to June 30, 1976 limits of entitlement* |
|---|---|
| Alabama | 1,069,026 |
| Alaska | 448,178 |
| Arizona | 1,076,135 |
| Arkansas | 677,627 |
| California | 9,865,778 |
| Colorado | 1,416,133 |
| Connecticut | 1,199,894 |
| Delaware | 334,457 |
| District of Columbia | 1,356,388 |
| Florida | 3,078,395 |
| Georgia | 2,455,388 |
| Hawaii | 441,909 |
| Idaho | 534,633 |
| Illinois | 3,808,340 |
| Indiana | 1,985,269 |
| Iowa | 1,032,971 |
| Kansas | 728,204 |
| Kentucky | 1,108,594 |
| Louisiana | 926,686 |
| Maine | 616,360 |
| Maryland | 2,261,195 |
| Massachusetts | 2,390,405 |
| Michigan | 3,267,227 |
| Minnesota | 1,484,578 |
| Mississippi | 826,409 |
| Missouri | 1,742,118 |
| Montana | 357,657 |
| Nebraska | 350,305 |
| New Hampshire | 166,904 |
| New Jersey | 6,506,408 |
| New Mexico | 391,393 |
| New York | 10,328,687 |
| North Carolina | 1,231,350 |
| North Dakota | 229,226 |
| Ohio | 2,590,757 |
| Oklahoma | 667,274 |
| Oregon | 2,369,902 |
| Pennsylvania | 3,490,531 |
| Rhode Island | 664,328 |
| South Carolina | 858,021 |
| South Dakota | 417,980 |
| Tennessee | 1,128,423 |
| Texas | 2,615,231 |
| Utah | 1,176,121 |
| Vermont | 434,260 |
| Virginia | 1,149,369 |
| Washington | 2,192,911 |
| West Virginia | 1,501,185 |
| Wisconsin | 3,216,354 |
| Wyoming | 190,924 |
| Guam | 48,129 |
| Puerto Rico | 1,188,817 |
| Virgin Islands | 80,709 |
| Total | 94,349,000 |

Dated: July 30, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

[FR Doc.75-20294 Filed 8-4-75;8:45 am]

### Social and Rehabilitation Service

## WORK INCENTIVE PROGRAM; SOCIAL AND SUPPORTIVE SERVICES

### Distribution of Funds

On December 2, 1974, this Department published in the Federal Register (39 FR 41757) a proposed formula for distribution of funds under section 403(d) of the Social Security Act for States' Social and Supportive Service program costs in the Work Incentive (WIN) program under







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section 402(a)(19)(G) of the Act during Fiscal Year 1976. This action was necessary to assure that States operate their programs within the amount available under this Department's appropriation.

A number of comments were received during the comment period prescribed for the proposed FY 76 allocation formula. Essentially all of the comments were based upon the probability that the States will receive less funds in FY 76 than they believe is necessary. Given the fact that there are less funds available than many States would prefer, there is no allocation formula that will satisfy every State. The Department feels the proposal is the most equitable that can be developed under the circumstances. Furthermore, allocating 50 percent of the funds on the basis of a measurement of performance, provides States with an incentive to improve their programs. Therefore, after considering all the comments, no changes are being made in the proposed FY 76 allocation formula. Annual limits of entitlement for Fiscal Year 1976 of State expenditures for support services under the Work Incentive (WIN) program under sections 402(a)(19)(G) and 403(d) of the Social Security Act will be calculated on the basis of the following formula:

1. Fifty percent of the total limit of entitlement for all the States will be distributed on the basis of the ratio of each State's total program costs under section 402(a)(19)(G) for the four most recent quarters to the total of such program costs for all States during the four most recent fiscal quarters. (Such program costs shall be based on information available in Central office at the time of promulgation of the limits.)

2. Fifty percent of the total limit of entitlement for all the States shall be distributed on the basis of the ratio of the amount of funds allocated by the Secretary of Labor in support of the WIN manpower agency for each State in Fiscal Year 1976. (Such allocations of the Secretary of Labor shall be those available at the time of promulgation of the limits.)

Requests for Federal financial participation in expenditures incurred pursuant to section 402(a)(19)(G) during Fiscal Year 1976 will not be honored to the extent they exceed limits promulgated on this basis.

On May 1, 1976 the Department will reallocate on the basis of the same formula established for Fiscal Year 1976 funds which a survey of all States indicates will not be expended during Fiscal Year 1976. Such funds will be allocated to those States which indicate a necessity for additional funds to operate their program under 402(a)(19)(G) for the remainder of Fiscal Year 1976.

Dated: July 17, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: July 30, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-20326 Filed 8-4-75;8:45 am]



## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGD 75 164]

### QUALIFICATION OF SCHLUMBERGER TECHNOLOGY CORPORATION AS A CITIZEN OF THE UNITED STATES

This is to give notice that pursuant to 46 CFR 67.23-7, issued under the provisions of section 27A of the Merchant Marine Act, 1920, as added by the Act of September 2, 1958 (46 U.S.C. 883-1), Schlumberger Technology Corporation of 5000 Gulf Freeway, Houston, Texas 77001, incorporated under the laws of the State of Texas, did on 23 June 1975, file with The Commandant, United States Coast Guard, in duplicate, an oath for qualification of a corporation as a citizen of the United States following the form of oath prescribed in form CG-1260.

The oath shows that:

(a) A majority of the officers and directors of the corporation are citizens of the United States (list of names, home addresses, and citizenship attached to the oath);

(b) Not less than 90 percent of the employees of the corporation are residents of the United States;

(c) The corporation is engaged primarily in a manufacturing or mineral industry in the United States, or in a Territory, District, or possession thereof;

(d) The aggregate book value of the vessels owned by the corporation does not exceed 10 percent of the aggregate book value of the assets of the corporation; and

(e) The corporation purchases or produces in the United States, its Territories or possessions not less than 75 percent of the raw materials used or sold in its operations.

The Commandant, United States Coast Guard, having found this oath to be in compliance with the law and regulations on 23 June 1975 issued to Schlumberger Technology Corporation a certificate of compliance on form CG-1262, as provided in 46 CFR 67.23-7.

The certificate and any authorization granted thereunder will expire three years from the date thereof unless there first occurs a change in the corporate status requiring a report under 46 CFR 67.23-7.

Dated: July 30, 1975.

J. V. CAFFREY,
*Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.*

[FR Doc.75-20312 Filed 8-4-75;8:45 am]

## CIVIL AERONAUTICS BOARD

[DOCKET NO. 27962]

### ALOHA AIRLINES, INC. ENFORCEMENT PROCEEDING

#### Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled matter is assigned to be held on September 24, 1975, at 10 a.m. (local time) in Room 503, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Dee C. Blythe.

Dated at Washington, D.C., July 30, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20325 Filed 8-4-75;8:45 am]

[DOCKET No. 28115]

### MIDWEST-ATLANTA COMPETITIVE SERVICE CASE

#### Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on September 23, 1975, at 10:00 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Henry Whitehouse.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 5, 1975, and the other parties on or before September 15, 1975. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., July 30, 1975.

[SEAL] ROBERT L. PECK,
*Chief Administrative Law Judge.*

[FR Doc.75-20329 Filed 8-4-75;8:45 am]

[Docket 27878, Order 75-7-147]

### SFO HELICOPTER AIRLINES, INC. CONTROL RELATIONSHIPS

#### Order To Show Cause

In the matter of application of Jack A. Erickson, SFO Helicopter Airlines, Inc., and United Technologies Corp. pursuant to sections 408 and 409 of the Federal Aviation Act of 1958, as amended.

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 30th day of July, 1975.

Jack A. Erickson, SFO Helicopter Airlines, Inc. (SFOH), and United Technologies Corp. (UTC)[1] request approval under section 408 of the Federal Aviation Act of 1958, as amended (the Act), of the acquisition by Mr. Erickson of 111,095 shares (15.3 percent) of SFOH class B voting stock from UTC.[2] Mr. Erickson presently owns 17,000 shares of this class of stock purchased on the open market. Upon consummation of the proposed transfer of the UTC shares, Mr. Erickson will own a total of 128,095 class B common shares, representing approximately 18.2 percent of the total outstanding voting securities of SFO.[3] Transfer of the UTC shares has been deferred pending action on the instant application.

Mr. Erickson is engaged principally in the lumbering business in Oregon, Washington, and California. He is president and sole owner of Indian Creek Lumber Co., which has engaged in wholesale lumbering operations.[4] Indian Creek is the parent of two wholly owned subsidiaries, Plymouth Lumber Co., now inactive, and Erickson Air-Crane Co. The latter owns timber rights in Oregon, Washington, and California and engages in the cutting of standing timber which it transports by helicopter or truck for sale to various lumber mills. This operation is performed with Sikorsky S-64 helicopters having a payload capacity of 20,000 pounds. Air-Crane also operates two three-seat Bell-47 helicopters for crew transportation and other suport requirements.

Air-Crane has a wholly owned subsidiary, Erickson Air Crane of Washington, Inc. (EAC/Washington), which owns one S-64 helicopter used in power line construction and support operations. The applicants state that there is no overlap between the operations of the two Erickson companies and SFOH, even though the latter has developed a program called its "Sky Hook" service, under which it provides externally slung cargo operations involving, for example, the removal of abandoned or wrecked automobiles from remote locations and the placement of electric power line towers. According to the applicants, these operations are not competitive because of the limited payload of 7,000 pounds of SFOH's S-61 helicopters compared with the 20,000 pounds of the S-64 operated by the Erickson companies.

UTC is an applicant in this proceeding, according to the applicants, only because of its interest in prompt approval of the transfer of its stock in SFOH and because it desires the removal of certain conditions imposed by the Board in connection with UTC's acquisition of the SFOH shares.

Based on the foregoing factors and the uncomplicated and noncontroversial nature of the transaction, the following relief is requested by the applicants:

(a) That the Board grant expeditious treatment of the application under nonhearing procedures used in similar cases.[5]

(b) That Mr. Erickson's acquisition of SFOH stock not be limited to the shares contemplated by the instant application. In this connection SFOH and Mr. Erickson would accept a condition under which the Board retained jurisdiction in this matter and imposed a requirement that Mr. Erickson report the acquisition of additional SFOH stock in increments of 10,000 shares within 14 days after purchase. In the alternative, SFOH and Mr. Erickson request that the Board grant anticipatory approval of the acquisition by Mr. Erickson of up to 50 percent of SFOH's shares.

(c) That, since UTC is disposing of its entire interest in SFOH, the Board delete the conditions imposed by order 73-8-5 on relationships between SFOH and UTC or otherwise determine that the requirements no longer apply.[6]

(d) That, in the event the Board should decide not to approve the acquisition under expedited procedures and thereby creates an affiliate relationship between SFOH and the various Erickson enterprises which would exempt the interlock pursuant to sections 287.3e and 287.4, or should the Board decide to disclaim jurisdiction or set the matter for hearing, the Board would grant expedited approval of the interlocking relationships of Mr. Erickson.

According to the applicants, the proposed transaction at issue will have no impact at all on SFOH, the public which SFOH serves, or upon any other air carrier, since the transaction merely involves the transfer of a block of SFOH's outstanding stock from one holder or holders to another. The applicants view the basic question as whether Mr. Erickson's acquisition of controlling interest in SFOH may involve the entrance into air transportation of a person whose interests are inconsistent with the sound development thereof. The applicants respond that no such possibility exists or is threatened here. They see Mr. Erickson's interest as a director and major shareholder of SFOH as wholly coterminous with SFOH's sound development and success, and that Mr. Erickson's other business activities neither overlap SFOH's nor present any potential conflict of interest between the separate unrelated operations.[7]

In addition the slung cargo operations of SFOH are only an adjunct to its scheduled services in the San Francisco/Oakland Bay area.

No comments relative to the application have been received.

Upon consideration of the application the Board concludes that SFOH is a certificated air carrier and that the acquisition of 10 percent or more of its stock by Mr. Erickson, a person engaged in a phase of aeronautics, raises the presumption of control over SFOH under sections 408(a) and 408(f) of the Act. However, we have tentatively concluded that the relationship between Mr. Erickson and SFOH should be approved pursuant to section 408 subject to an intercompany transaction condition. Because of the less-than-arm's-length relationship created by the affiliation between SFOH and the companies owned by Mr. Erickson, we will require that substantial transactions between SFOH and any other company owned or controlled by Mr. Erickson be subject to the prior approval of the Board.

Because of the ability of SFOH and Air-Crane/EAC-Washington to handle externally slung cargo, there exists the possibility that SFOH and the Erickson helicopter companies may be competing for contracts for this type of service. However there is a wide disparity in the lift capacity of SFOH's S-61 helicopters (7,000 pounds) as compared to the S-64's operated by the Erickson companies (20,000 pounds), and there appears to be little likelihood of significant competition between the parties for this type of business. It also appears reasonable to conclude that Mr. Erickson's wide experience and contacts in this field, together with his substantial investment in SFOH, could produce opportunities for the profitable use of SFOH's smaller helicopters in contract operations to which they are suited.

With regard to Mr. Erickson's expressed intention to acquire additional voting stock of SFOH, we have decided to accept applicant's offer to report such acquisitions, with two modifications. Instead of reporting in 10,000-share increments, we will limit such reports to additions of 10 percent of SFOH's issued and outstanding shares, and we will limit such acquisitions, in toto, to 40 percent of such shares unless prior Board approval of the acquisition of more than that amount has been obtained. In similar cases, Pan American has been permitted to acquire 45 percent of the vot-

[1] UTC was formerly United Aircraft Corp.

[2] UTC acquired this stock in November 1973 as part of a reorganization of SFOH approved by orders 73-7-101 and 73-8-5.

[3] As of April 30, 1975, SFO had 703,400 common shares issued and outstanding, including 578,400 class B shares which were issued to unsecured creditors and 125,000 class A shares issued to Trans World Airlines, Inc., in conjunction with the 1973 chapter X reorganization. The two different classes of common stock have identical voting rights per share for purposes of calculating the percentage distribution herein. The class A shares have certain additional rights, including a preference in liquidation, in recognition of TWA's prior senior creditor status.

[4] At the present time, Indian Creek is not actively engaged in any operations, and its assets consist solely of its investment in subsidiaries.

[5] SFO Helicopter Airlines, Inc. Reorganization, orders 73-7-101 and 73-8-5; Black and Decker Manufacturing Co., orders 73-11-5 and 73-12-108.

[6] Order 73-8-5, in ordering paragraph 4, imposes the following requirements upon SFO:

(a) SFOH and its affiliates and subsidiaries, shall make no purchase of goods and services from UAC, (former name of UTC) or its subsidiaries and affiliates, except at prices offered to other air carriers.

(b) SFOH shall file with the Board within ten days thereof a report of any transactions or negotiations that might lead to (1) the modification, in whole or in part, purchase, or lease of any aircraft manufactured, owned or modified by UAC, or its subsidiaries or affiliates, or (2) the purchase, lease or modification of aircraft for which UAC or its subsidiaries or affiliates manufactures a component part or produces subassemblies.

[7] The fact that both SFO and Air-Crane perform externally slung cargo operations presents no potential for conflict of interest, in view of the markedly different scope, purpose, and capabilities of the two operations. Apart from the unique and specialized nature of Air-Crane's helicopter logging operations, the divergent lift capacities of the two aircraft types (up to 20,000 pounds by the S-64 versus a 7,000-pound limit for the S-61) renders them suitable for wholly noncompetitive cargo-lifting activities.







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ing stock of New York Airways' and TWA, in connection with previous acquisitions of SFOH stock, contemplated the acquisition of up to 34 percent of such stock.[9] There is no particular significance to the 40-percent limitation except to provide the Board with an opportunity to review SFOH's operating and financial status in the light of Mr. Erickson's participation in SFOH's ownership and management.

Finally we shall grant applicant's request that SFOH and UTC be relieved of the requirements of subparagraphs (a) and (b) of ordering paragraph 4 of order 73-8-5 to the extent that such order required reports or otherwise limited transactions between SFOH and UTC.

Upon consideration of the foregoing, the Board finds that the acquisition of 15.3 percent of the stock of SFOH by Mr. Erickson constitutes the acquisition of control of an air carrier within the meaning of sections 408(a)(5) and 408(f) of the Act. However, the Board has tentatively decided that the acquisition is consistent with the public interest and will not result in creating a monopoly and thereby restrain competition nor jeopardize another air carrier not a party to the transaction and should be approved pursuant to section 408(b) of the Act, subject to conditions.[10] Otherwise there does not appear to be any disputed facts in issue which require a hearing for their resolution; the salient facts are a matter of public record since they are fully set forth in the application; and a protracted hearing on the matter could adversely affect the interests of the parties to the transaction and result in delays or prevent the acquisition. In its final order, the Board intends to retain jurisdiction in this proceeding for the purpose of taking such further action as may be required in the public interest.

Therefore, consistent with similar past procedures utilized by the Board,[11] the Board has decided to direct all interested persons[12] to show cause why the tentative findings, conclusions, and proposed approval should not be made final.

Accordingly, it is ordered that:

1. Interested persons are directed to show cause why the Board should not issue an order granting approval under section 408 of the Federal Aviation Act of the proposed transaction described herein;

2. Any person disclosing a substantial interest in the acquisition described herein and supporting or objecting to the issuance of an order making final the tentative findings and conclusions set forth herein or desiring the imposition of additional conditions upon approval shall file such comments with the Board within 20 days of the date of service of this order;[13] and

3. A copy of this order shall be served on the Departments of Justice and Transportation.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

[FR Doc.75-20330 Filed 8-4-75;8:45 am]

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[Dockets 28074, 28075, 26838; Order 75-7-150]

## PRIORITY RESERVED AIR FREIGHT RATES OF EASTERN AIR LINES, INC. ET AL.

### Priority Reserved Air Freight Rates Investigation

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 31st day of July, 1975.

*Eastern's proposal*

By tariff revisions[1] issued June 27 and scheduled for effectiveness August 1, 1975, Eastern Air Lines, Inc. (Eastern) proposes, *inter alia*, to establish an online priority air freight service. The proposed rates are 130 percent of the otherwise applicable general or specific commodity rate, including minimum charges, currently in effect.[2] Eastern has concurrently filed for a 6 percent systemwide rate increase, also effective August 1. Thus, the proposed priority rates actually represent a premium of about 22.6 percent of the proposed increased rates.

The proposed service consists of loading priority freight after express and small-package shipments, but ahead of regular freight, provides for reservation of space aboard a particular flight subject to a 90-minute advance tender requirement, and, with certain exceptions,[3] for a refund to the shipper of the difference between the priority rate and the otherwise applicable rate in the event the shipment does not move on the specified flight.

In support of the proposal and in answer to the complaints, the carrier asserts that the proposal is not intended as a substitute for shipments it presently moves jointly with REA Express, Inc. (REA), but may be easily adapted as such, in the event of the dissolution of the air express agreement between the carriers and REA, or the removal of the court stay of Order 73-12-36, terminating REA's exemption authority; and that the proposal is designed basically to match that of Delta Air Lines, Inc. (Delta), which the Board permitted to go into effect by Order 75-7-81. The carrier estimates that the proposal will yield $500,000 per year in additional revenue.

*Southern's proposal*

By tariff revisions[4] issued June 30 and scheduled to become effective August 1, 1975, Southern Airways, Inc. (Southern) proposes to publish point-to-point priority rates at 130 percent of the otherwise applicable general and specific commodity rates currently in effect. Like Eastern, Southern has concurrently filed a systemwide increase of 6 percent on regular freight rates, for August 1 effectiveness, and the proposed priority rates are thus a premium of approximately 22.6 percent. Southern currently constructs priority rates by tariff rule, at a 30 percent premium. Its priority service rules are similar to Eastern's. The carrier asserts that the proposed rates are equal to those of Delta previously permitted by the Board.

*Complaints*

Complaints requesting suspension and investigation of the above proposals, or alternatively, in the case of Southern, rejection, have been submitted by United Air Lines, Inc. (United). The complainant contends, *inter alia*, that Eastern has failed to justify a premium of less than 30 percent; that the priority rates of Delta, which Eastern is purporting to meet, are themselves unreasonable; that Southern has never justified point-to-point priority rates, but only rates constructed by rule, and has submitted no justification whatsoever for reducing the priority premium from 30 to 22.6 percent; and that the rates of both carriers fail to recover costs and thus pose an additional burden upon regular air freight.

*Board's findings*

Southern's proposed rates come within the scope of the *Priority Reserved Air Freight Rates Investigation* (PRAFRI), Docket 26838, and their lawfulness will be determined in that proceeding. The issue now before the Board is whether to suspend them or to permit them to become effective pending investigation.[5] Eastern's rates are not currently under investigation.

There are significant questions as to the level and structure of the proposed rates and whether the proposals, both as to rates and service, are consistent with the Board's finding that the carriers are under an obligation to offer highly expedited inter-carrier priority service as a replacement for air express service (Order 73-12-36). Consequently, upon consideration of all relevant factors, the Board finds that Eastern's proposal may be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful and shold be investigated. This investigation will be consolidated into PRAFRI.

The Board will also, for the foregoing reasons, institute an investigation of similar priority rate provisions in effect but not under investigation for Northwest Airlines, Inc.

We will, however, permit the proposed rates of both Eastern and Southern to become effective pending investigation, and will dismiss United's requests for suspension. United presents no valid argument that a 30 percent priority premium is *prima facie* more reasonable than a lower premium. Our conclusion here is identical to that in Order 75-7-81, dealing with Delta's proposed point-to-point priority rates, involving a 22.6 percent premium above standard rates. The Board asserted, "We cannot find that Delta's rates for priority service are unduly low, or that their relationship to its general or specific commodity rates warrant suspension." The Board takes the same position here.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly Sections 204(a), 403, 404, and 1002 thereof,

IT IS ORDERED THAT:

1. An investigation is instituted to determine whether the (1) rates, charges, and provisions in Rule No. 75 on 7th Revised Page 40 applicable for the account of "NW"; and (2) provisions in Rule No. 76 on 8th Revised Page 41 and "GCX" and "SCX" rates, charges, and provisions on pages 477 through 612 making reference to Rule No. 76 for application for the account of "EA" in Tariff C.A.B. No. 169, issued by Airline Tariff Publishing Company, Agent, and rules, regulations, or practices affecting such rates, charges, and provisions, including subsequent reissues or revisions thereof are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and, if found to be unlawful, to determine and prescribe the lawful rates, charges, and provisions and rules, regulations, and practices affecting such provisions;

2. The investigation instituted herein is hereby consolidated into Docket 26838, *Priority Reserved Air Freight Rates Investigation;*

3. Except to the extent granted herein, the complaints of United Air Lines, Inc. in Dockets 28074 and 28075 are hereby dismissed; and

4. Copies of this order shall be served upon Eastern Air Lines, Inc. and Northwest Airlines, Inc., which are hereby made parties to Docket 26838.

This order will be published in the Federal Register.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

[FR Doc.75-20331 Filed 8-4-75;8:45 am]

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[9] Order 73-10-92, Oct. 24, 1973.

[10] Order 70-7-50, July 10, 1970.

[11] These conditions will be essentially as follows:

(a) Transactions between SFOH and any company owned or controlled by Mr. Erickson shall not exceed $100,000 a year in the aggregate without prior Board approval.

(b) SFOH and Mr. Erickson shall report the acquisition of a beneficial interest by Mr. Erickson in additional voting stock of SFOH at any time such additional interest exceeds 10 percent of the then outstanding total voting shares of SFOH stock provided that Mr. Erickson's total beneficial interest in SFOH voting stock shall not exceed 40 percent without prior Board approval.

[12] See San Francisco and Oakland Helicopters Airlines, Inc., order 73-7-101, July 20, 1973; Black and Decker Mfg. Co., order 73-11-5, Nov. 1, 1973.

[13] We anticipate that such persons will support their objections with detailed answers specifically setting forth the tentative findings and conclusions to which they object. Persons supporting approval are similarly expected to document their positions.

[14] Such comments shall comply with the requirements of the Board's Procedural Regulations, 14 CFR 302.

[1] Revisions to Airline Tariff Publishing Company, Agent, Tariff C.A.B. No. 169.

[2] Rates on human remains shipments are to be set equal to current rates, since such shipments already receive priority treatment, while exception ratings applied to live-animal shipments will not be applied to those receiving priority service.

[3] Adverse weather conditions, mechanical delay of the aircraft, and other conditions not under the control of the carrier.

[4] Revisions to Airline Tariff Publishing Company, Agent, Tariff C.A.B. No. 169.

[5] Southern's proposed point-to-point rates are equal to the currently effective rates published by tariff rule, and do not constitute a substantive change. We therefore find no basis for rejection on the grounds of lack of justification.





## COMMISSION ON CIVIL RIGHTS

### ARIZONA STATE ADVISORY COMMITTEE

#### Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Arizona State Advisory Committee will convene at 7:00 p.m. and end at 10:00 p.m. on August 20, 1975, Hunter Inn, 124 S 24th Street, Phoenix, Arizona 85034-Sonora Room.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mountain States Regional Office of the Commission, Room 216, Champa Street, Denver, Colorado 80282.

The purpose of this meeting is to bring SAC members up-to-date with the Administration of Justice and Arizona Native Americans project, coordinate SAC visits to areas in Arizona for court observation, decision on place of hearing.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., July 30, 1975.

ISAIAH T. CRESWELL, JR., *Advisory Committee Management Officer.*

[FR Doc.75-20320 Filed 8-4-75;8:45 am]

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### ARKANSAS STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Arkansas State Advisory Committee (SAC) to this Commission will convene at 9:30 a.m. and end 4:30 p.m. on August 30, 1975, in the Loggia Room Sam Peck Hotel, 625 Capitol West, Little Rock, Arkansas 72201.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Southwest Regional Office of the Commission, Room 231, New Moore Building, 106 Broadway, San Antonio, Texas 78205.

The purpose of this meeting is to discuss Delta Region Follow-up Study; appointment of minorities and women to State boards and commissions; State Human Relations Council Proposal.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C. July 30, 1975.

ISAIAH T. CRESWELL, JR., *Advisory Committee Management Officer.*

[FR Doc.75-20321 Filed 8-4-75;8:45 am]

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### COLORADO STATE ADVISORY COMMITTEE

#### Cancellation of Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Colorado State Advisory Committee (SAC) to this Commission, originally scheduled for August 23, 1975, has been cancelled.

Dated at Washington, D.C., July 30, 1975.

ISAIAH T. CRESWELL, JR., *Advisory Committee Management Officer.*

[FR Doc.75-20322 Filed 8-4-75;8:45 am]

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### MARYLAND STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Maryland State Advisory Committee (SAC) to this Commission will convene at 8:00 p.m. and end at 10:30 p.m. on August 18, 1975, at Johns Hopkins University, Baltimore, Maryland.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street, NW., Washington, D.C. 20037.

The purpose of this meeting is to: 1. Review data for Maryland S&L's Institutions. 2. Review draft project proposal. 3. Identify potential interviews for Maryland S&L hearing.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., July 30, 1975.

ISAIAH T. CRESWELL, JR., *Advisory Committee Management Officer.*

[FR Doc.75-20323 Filed 8-4-75;8:45 am]

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### OKLAHOMA STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a fact-finding meeting of the Oklahoma State Advisory Committee (SAC) to this Commission will convene at 6:00 p.m. on August 21, 1975 and 9:00 a.m. on August 22, 1975, at the Ramada Inn 601 No. 2nd Street (Room 168), Lawton, Oklahoma 73501.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Southwestern Regional Office of the Commission, Room 231, New Moore Building, 106 Broadway, San Antonio, Texas 78205.

The purpose of this meeting is a follow-up on Equal Employment Report in Lawton, Oklahoma.



V40151 AUG 5 75 XUM

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., July 30, 1975.

ISAIAH T. CRESWELL, JR.,
*Advisory Committee Management Officer.*

[FR Doc.75-20324 Filed 8-4-75;8:45 am]

## COMMODITY FUTURES TRADING COMMISSION

### CFTC ADVISORY COMMITTEE PROGRAM

#### Establishment

The Commodity Futures Trading Commission has determined that establishment of a "CFTC Advisory Committee Program" would be in the public interest in connection with the performance of duties imposed on the Commission by the Commodity Exchange Act ("Act"), 7 U.S.C. 1 et seq., as amended, by the Commodity Futures Trading Commission Act of 1974 ("CFTC Act"), Pub. L. 93-463, 88 Stat. 1389 (1974). As required by Section 9(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. 1, 9(a)(2), the Commission has consulted with the Committee Management Secretariat of the Office of Management and Budget, and the Commission certifies that creation of the CFTC Advisory Committee Program is in the public interest in connection with duties imposed on the Commission by law.

The CFTC Advisory Committee Program will be comprised of four separate advisory committees of limited duration. The nature, purposes and designations of each of these advisory committees are as follows:

1. *"The Commodity Futures Trading Commission Advisory Committee on Regulation of Commodity Futures Trading Professionals"* (*"Advisory Committee on Commodity Futures Trading Professionals"*). The objectives and scope of activities of the Advisory Committee on Commodity Futures Trading Professionals will be to consider and submit reports and recommendations to the Commission on the following subjects: Standards for regulation under the Commodity Exchange Act, as amended by the CFTC Act, of domestic and foreign commodity futures trading professionals, including commodity trading advisors, commodity pool operators, futures commission merchants, floor brokers, and associated persons. The advisory committee will consider:

(1) Definition, role and function of commodity futures trading professionals.

(2) Recordkeeping, reporting, and financial responsibility requirements for commodity futures trading professionals.

(3) Training and fitness standards for commodity futures trading professionals.

(4) Regulation of non-member futures commission merchants.

(5) Customer/investor protection stand

(5) Customer/investor protection standards for commodity futures trading professionals including: (i) Investor information needs, availability, content, timeliness, format and accuracy; and (ii) Responsibilities to customers: rules on suitability/know your customer or other alternatives; customer rights.

2. *"The Commodity Futures Trading Commission Advisory Committee on Definition and Regulation of Market Instruments"* (*"Advisory Committee on Market Instruments"*). The objectives and scope of activities of the Advisory Committee on Market Instruments will be to consider and submit reports and recommendations to the Commission on the following subjects:

(1) Appropriate standards to be utilized by the Commission in regulating forms of transactions that are subject to the Commodity Exchange Act, as amended by the CFTC Act, including consideration of such matters as: (i) Appropriate standards to be utilized by the Commodity Futures Trading Commission regarding the definition of commodity futures contracts; and (ii) Appropriate restrictions or prohibitions for options relating to commodity transactions and margin or leverage transactions subject to section 217 of the CFTC Act.

(2) Responsibilities of the Commission over cash commodity markets. This will include consideration of such matters as: (i) Contracts for forward delivery; (ii) Cash market manipulations; and (iii) Data and reporting needs for cash markets.

3. *"The Commodity Futures Trading Commission Advisory Committee on Regulation of Contract Markets and Self-Regulatory Associations"* (*"Advisory Committee on Market Regulation"*). The objectives and scope of activities of the Advisory Committee on Market Regulation will be to consider and submit reports and recommendations to the Commission on the following subjects:

(1) Rulemaking and enforcement roles of contract markets and futures associations subject to section 301 of the CFTC Act. This will include consideration of such matters as: (i) Streamlining regulations and rules; (ii) Uniformity considerations; (iii) Cost-effectiveness; and (iv) Duplication, coordination, and cooperation.

(2) Adequacy of contract market practices including: (i) Procedures for emergency actions by contract markets; (ii) Desirability of prohibiting or restricting dual broker-dealer activities; and (iii) Adequacy of transaction records (including time-stamping of executions).

4. *"The Commodity Futures Trading Commission Advisory Committee on the Economic Role of Contract Markets"* (*"Advisory Committee on Economic Role of Contract Markets"*). The objectives and scope of activities of the Advisory Committee on Economic Role of Contract Markets will be to consider and submit reports and recommendations to the Commission on the following subjects:

(1) Economic functions of futures trading. This will include consideration of such matters as: (i) Benefits of commodity futures trading; (ii) Appropriate standards to be utilized by the Commission under the Commodity Exchange Act, as amended by the CFTC Act, in developing a definition of bona fide hedging transactions or positions;

(iii) Appropriate standards to be utilized by the Commission under the Commodity Exchange Act, as amended by the CFTC Act, in developing a definition of international arbitrage; and (iv) Appropriate policy criteria to be utilized by the Commission in establishing trading and position limits under the Commodity Exchange Act, as amended by the CFTC Act.

(2) Criteria for economic evaluation of existing contracts and new contract applications, including such matters as: (i) Proliferation of contracts; (ii) Commercial viability of contracts (including delivery points); and (iii) Trading potential (new and inactive contracts).

Each of the proposed advisory committees will have as members persons from the following interest groups: industry, which may include representatives from contract markets, producers, processors, or financial institutions; persons with professional or academic expertise in commodities futures trading; and representatives of other interest groups such as labor, consumers, or communications. The Commission will appoint at least one of its members to serve as chairman of each advisory committee and may also select as members to the advisory committees, public officials having duties connected with the areas regulated by the Commission. The Commission believes that representatives from these interest groups will provide background and experience that will be of significant importance in considering appropriate regulatory measures to implement the requirements of the Commodity Exchange Act, as amended by the CFTC Act.

Interested persons may obtain additional information or make comments by writing the Commodity Futures Trading Commission, 1120 Connecticut Avenue, Washington, D.C. 20036.

Issued in Washington, D.C. August 5, 1975.

By the Commission:

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-20412 Filed 8-4-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 409-5; OPP-33000/296]

### NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

#### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before October 3, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 3, 1975.

Dated: July 28, 1975.

JOHN B. RITCH, JR.,
*Director, Registration Division.*

APPLICATIONS RECEIVED (OPP—33000/296)

EPA File Symbol 8828-L. Almo Lab. Co., Inc., 47 Sindle Ave., Little Falls NJ 07424. NUODINE A LOW FOAMING IODOPHOR. Active Ingredients: Butoxy polypropoxy polythoxy ethanoliodine complex 12.47%; Polyethoxy polypropoxy polyethoxy ethanol-iodine complex 0.37%. Method of Support: Application proceeds under 2(b) of interim policy. PM34

EPA Reg. No. 3125-123. Chemagro Div. of Baychem Corp., Box 4913, Kansas City MO 64120. GUTHION 2S EMULSIFIABLE INSECTICIDE. Active Ingredients: *0,0*-Dimethyl *S*-[(4-oxo 1,2,3-benzotriszin-3(4*H*)-yl) methyl] phosphorodithioate 22%. Method of Support: Application proceeds under 2(b) of interim policy. PM12

EPA File Symbol 11292-U. Chemifax, 14800 Firestone Blvd., La Mirada CA 90638. CHLOREZE BOWL CLEANER. Active Ingredients: Hydrogen Chloride 8.5%; Isopropyl Alcohol 4.0%; Oxalic Acid 1.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA File Symbol 11292-G. Chemifax. WHIRLPOOL EMULSION BOWL CLEANER AND DISINFECTANT. Active Ingredients: Hydrogen Chloride 21.8%; Isopropyl Alcohol 4.0%; Oxalic Acid 1.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA File Symbol 11292-E. Chemifax. QUICK SWAB BOWL CLEANER. Active Ingredients: Phosphoric Acid 12.5%; Hydrogen Chloride 9.0%; Isopropyl Alcohol 6.5%; Toluene Sulfonic Acid 6.0%; Oxalic Acid 1.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

EPA Reg. No. 239-2186. Chevron Chem. Co., Ortho Div., 940 Hensley Way, Richmond CA 94804. ORTHO PARAQUAT CL. Active Ingredients: Paraquat dichloride (1,1'-dimethyi-4,4'-bipyridinium dichloride) 29.1%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM25

EPA Reg. No. 4643-12. Dearborn Chem. Div., Chemed Corp., 320 Genesee St., Lake Zurich IL 60047. DEARCIDE 712. Active Ingredients: Sodium Pentachlorophenate 25.3%; Sodium Trichlorophenate 6.8%; Sodium Salts of Other Chlorophenols and Related Compounds 3.5%; Dipropylene Glycol Methyl Ether 10.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA Reg. No. 4643-19. Dearborn Chem. Div., Chemed Corp., 320 Genesee St., Lake Zurich IL 60047. DEARCIDE 713. Active Ingredients: N-Alkyi (7% C8, 6.5% C10, 53% C12, 19% C14, 8.5% C16, 5% C18)-1,3-Propanediamine 15.0%; Isopropyl Alcohol 15.0%; 2,4,5-Trichlorophenol 9.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA Reg. No. 1471-35. Elanco Products Co., A Div. of Eli Lilly and Co., PO Box 1750, Indianapolis IN 46206. ELANCO HERBICIDE TREFLAN E.C. Active Ingredients: trifluralin (a,a,a-trifluoro-2,6-dinitro-N,N-dipropyl-p-toluidine) 44.5%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Additional use. PM23

EPA File Symbol 491-EEE. Selig Chem. Industries, 840 Selig Dr., Atlanta GA 30336. SELCOL DISINFECTANT-SANITIZER FUNGICIDE-DEODORIZER. Active Ingredients: Alkyi (C14 60%, C16 30%, C12 5%, C18 5%) Dimethyi Benzyi Ammonium Chlorides 5.0%; Alkyi (C12 68%, C14 32%) Dimethyi Ethylbenzyi Ammonium Chlorides 5.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 10485-EN. United Chemical Corp., PO Box 1499, Hobbs NM 88240. ALPHA 560 WATER TREATMENT MICROBIOCIDE. Active Ingredients: n-Alkyi (60% C14, 30% C16, 5% C12, 5% C18) dimethyi benzyi ammonium chloride 21.0%; n-Dialkyi (60% C14, 30% C16, 5% C12, 5% C18) methyi benzyi ammonium chloride 4.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 52-EUL. West Chem. Products, Inc., 42-16 West St., Long Island City NY 11101. PINE-SCENTED TERAMINE DISINFECTANT - SANITIZER - DEODORIZER. Active Ingredients: n-Alkyi (40% C12, 50% C14, 10% C16) dimethyi benzyi ammonium chlorides 10.00%; Essential oils 2.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 36254-R. Western Environmental Services, PO Box 558, N. Hollywood CA 91603. SOAK-N-GROW. Active Ingredients: 2B,4a,7-trihydroxy,-1-methyl-8-methylene-4aa, 4bB,-gibb-3-ene-1a,10B-dicarboxylic acid, 1,4a-lactone 44.83%; 6-furfuryiaminopurine 10.34%; KNO3 44.83%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

CORRECTED ITEMS

The following are corrections to the list of Applications Received previously published in the FEDERAL REGISTER.

EPA File Symbol 11511-EE. Shalco Chemical Corp., PO Box 2508, 2421 Lexington Ave., Toledo OH 43606 (originally published as 43600). SHALCO OUTDOOR FOGICIDE. PM17 (40 FR 29923)

EPA File Symbol 8612-OR. B & G Co., PO Box 20372, Dallas TX 75220. BGC-4 EMULSIFIABLE CONCENTRATE (originally published as BCG-4 EMULSIFIABLE CONCENTRATE). PM15 (40 FR 30315)

EPA Reg. No. 352-372. E. I. Du Pont De Nemours & Co., Inc., Biochemical Dept. 7056 Dupont Bldg., Wilmington DE 19898. DUPONT VYDATE L OXAMYL INSECTICIDE/NEMATICIDE (originally published as DUPONT VYDATE L OXAMY INSECTICIDE/NEMATICIDE). PM12 (40 FR 30315)

[FR Doc.75-20120 Filed 8-4-75;8:45 am]

[FRL 409-6; OPP-33000/297]

### NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

#### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before October 3, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.







V40151 AUG 5 75 XUM

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 3, 1975.

Dated: July 28, 1975.

JOHN B. RITCH, Jr.,
*Director,*
*Registration Division.*

APPLICATIONS RECEIVED (OPP–33000/297)

EPA Reg. No. 1448–46. Buckman Lab., Inc., Memphis TN 38108. BL BUSAN 30. Active Ingredients: 2 - (thiocyanomethylthio) benzothiazole 30%. Method of Support: Application proceeds under 2(b) of interim policy. Republished: Added uses. PM22

EPA Reg. No. 239–1663. Chevron Chem. Co., Ortho Div., 940 Hensley St., Richmond CA 94804. ORTHO DIQUAT WATER WEED KILLER. Active Ingredients: Diquat dibromide [6,7-dihydrodipyrido (1,2-a:2',1'-c) pyrazinedilium dibromide] 35.3%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM24

EPA Reg. No. 456–97. Chemical Formulators, Inc., PO Box 26, Nitro WV 25143. MALEIC HYDRAZIDE 30. Active Ingredients: 1,2-dihydro-3,6-pyridazinedione 58.0%. Method of Support: Applicaiton proceeds under 2 (c) of interim policy. Republished: Added uses. PM25

EPA File Symbol 270-REG. Farnam Companies, Inc., 2230 E. Magnolia St., Phoenix AZ 85036. FARNAM B.E.R. EXTERNAL BOT EGG REMOVER. Active Ingredients: Sodium Linear Alkylate Sulfonate 20%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 35940–G. Petro-Con Chem. Co., 161 W 231st St., Bronx NY 10463. ALGA-TABS. Active Ingredients: Diisobutylphenoxyethoxyethyl dimethyl benzyl ammonium chloride, monohydrate 49.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 37296–L. Product-Sol Inc., 2010 Cole, Birmingham MI 48008. BIODERM 300 PRESERVATIVE. Active Ingredients: 1 - (3 - chloroallyl) - 3,5,7 - triaza-1 - azoniaadamantane 67.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

EPA File Symbol 201–GOE. Shell Chemical Co., Suite 200, 1025 Connecticut Ave., NW, Washington DC 20036. SHELL CATTLE MINERAL MIX. Active Ingredients: 2-chloro - 1 - (2,4,5 - trichlorophenyl) vinyl dimethyl phosphate 1.8%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 201–GOG. Shell Chemical Co., Suite 200, 1025 Connecticut Ave., NW, Washington DC 20036. SHELL CATTLE MINERAL BLOCK. Active Ingredients: 2-chloro - 1 - (2,4,5 - trichlorophenyl) vinyl dimethyl phosphate 1.8%. Method of Support: Application proceeds under 2(c) of interim policy. PM15



EPA Reg. No. 2935–123. Wilbur Ellis Co., PO Box 1286, Fresno CA 93715. RED-TOP TEPP 40 SPRAY. Active Ingredients: Tetraethyl Pyrophosphate 40%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM16

[FR Doc.75–20121 Filed 8–4–75;8:45 am]

[FRD 409–7; OPP–33000/296]

## NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for examination at the Environmental Protection Agency, Room EB–31, East Tower, 401 M Street, SW., Washington D.C. 20460.

On or before October 3, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH–569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 3, 1975.

Dated: July 28, 1975.

JOHN B. RITCH, Jr.,
*Director,*
*Registration Division.*

APPLICATIONS RECEIVED (OPP–33000/298)

EPA File Symbol 7701–AG. Chemical Specialties, Inc., 777 S. Main St., Memphis TN 38106. GENERAL PURPOSE AQUEOUS INSECTICIDE. Active Ingredients: Pyrethrins 0.1%; Piperonyl Butoxide, technical 1.0%; Petroleum distillate 0.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM17

EPA Reg. No. 464–323. Dow Chemical Co., PO Box 1706, Midland MI 48640. TORDON 22K HERBICIDE. Active Ingredients: Picloram (4-amino-3,5,6-trichloropicolinic acid) as the potassium salt 24.9%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM25

EPA Reg. No. 5602–97. Hub States Corp., 200 N. Illinois St., Indianapolis IN 46202. DITOX E. Active Ingredients: 0,0-diethyl 0-(3,5,6-trichloro-2-pyrdyl phosphorothioate 12.31%; 2,2-Dichlorovinyl dimethyl phosphate 11.45%; Related Compounds 0.86%; Xylene 70.33%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM18

EPA File Symbol 2693–RNI. International Paint Co., Inc., PO Box 386, Union NJ 07083. WIDE SPECTRUM ANTIFOULING ROYAL BLUE MARK I 3303. Active Ingredients: Tributyltin Fluoride 14.96%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA File Symbol 61–RAT. Andrew Brown Div. of Koppers Co., Inc., 1401 Koppers Bldg., Pittsburgh, PA 15219. COLORTOX BOTTOM PAINT ANTIFOULING B–45 INTERNATIONAL ORANGE. Active Ingredients: Tributyltin Fluoride 15.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA Reg. No. 2224–50. Mobile Chemical, PO Box 26683, Richmond, VA 23261. MOBIL MODOWN HERBICIDE WETTABLE POWDER. Active Ingredients: Bifenox [Methyl 5-(2,4-dichlorophenoxy)-2-nitrobenzoate] 80%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM25

EPA Reg. No. 2224–51. Mobil Chemical, PO Box 26683, Richmond VA 23261. MOBIL MODOWN HERBICIDE EMULSIFIABLE CONCENTRATE. Active Ingredients: Bifenox [Methyl 5-(2,4-dichlorophenoxy)-2-nitrobenzoate] 21%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM25

EPA File Symbol 36530–R. Vic-Kum Chemical Corp., 4416 S. Austin St., Milwaukee WI 53207. VIC-KUM P-D-C GERMICIDAL RINSE. Active Ingredients: Potassium Dichloro Cyanurate 28%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

[FR Doc.75–20122 Filed 8–4–75;8:45 am]

## FEDERAL MARITIME COMMISSION

### CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

### Certificates Issued

Notice is hereby given that the following vessel owners and/or operators have established evidence of financial responsibility, with respect to the vessels indicated, as required by Section 311(p)(1) of the Federal Water Pollution Control Act, and have been issued Federal Maritime Commission Certificates of Financial Responsibility (Oil Pollution) pursuant to Part 542 of Title 46 CFR.





| Certificate No. | Owner/operator and vessels |
|---|---|
| 01015--- | A/S Rederiet Odfjell: *Bow Flower.* |
| 01073--- | N.V.T.V.V.D. Koninklijke Hollandsche Lloyd: *Westland.* |
| 01152--- | Neptune Maritime Co. of Monrovia: *Artemis.* |
| 01354--- | H. E. Hansen-Tangen: *Adna.* |
| 01406--- | United Bulkcarriera S.A.: *Capetan Rahiotis.* |
| 01426--- | Kuwait Shipping Company (S.A.K.): *Ibn Tufail.* |
| 01428--- | Ocean Transport & Trading Limited: *Autolycus.* |
| 01466--- | Common Brothers (Management) Limited: *Woodburn.* |
| 01935--- | Partnership Between Steamship Company Svendborg Ltd. and Steamship Company of 1912 Ltd.: *Mathilde Maersk.* |
| 02182--- | Flanigan, Loveland Shipping Co. S.A. & Interocontinent Tankers, Inc.: *William T. Steele.* |
| 02344--- | Empresa Lineas Maritimas Argentinas, S.A.: *Rio Esquel, Rio Gualeguay.* |
| 02432--- | Dempo Steamships Limited: *Jagat Samrat.* |
| 02730--- | Freeport Sulphur Company, a Division of Minerals Company: *Fred Holder, Truelove, Wright.* |
| 02862--- | Ocean Shipping & Enterprises Ltd.: *Ocean Reels.* |
| 02917--- | Scherkate Sahami Keschtirani Melli Arya: *Arya Shad, Arya Sara.* |
| | Scherkate Sahami Keschtirani Melli Arya: *Arya Far, Arya Chehr, Arya Pand, Arya Gol, Arya Kish, Arya Sun.* |
| 02949--- | Valley Towing Service, Inc.: *JDS–126.* |
| 02950--- | Tony Barge Co. Inc.: *R–101, Percy L. Lemay.* |
| 02982--- | The Shipping Corporation of India Ltd.: *Visvesvaraya, Vivekananda, Netaji Subhas Bose, Aradhana, Vishva Tej, Sankara, State of Travancore-Cochin.* |
| 03395--- | A/S Oljefrakt II & Skibs A/S Motortank: *Harry Borthen.* |
| 03468--- | Nihonkai Kisen Kabushiki Kaisha: *Rio De Janeiro Maru, Tasman Maru.* |
| 03489--- | Sanwa Shosen K. K.: *Yamashige Maru.* |
| 03513--- | Tanda Sangyo Kisen K. K.: *Hampton Maru.* |
| 03836--- | Splosna Plovba: *Kocevje.* |
| 04037--- | O. F. Bean Corporation: *Bean 12.* |
| 04356--- | Pacific Far East Line, Inc.: *American Bear.* |
| 04623--- | Seaspan International Ltd.: *Powell Carrier, Seaspan Forester, Seaspan Yarder.* |
| 04670--- | Standard Products Co. Inc.: *Atlantic Beach.* |
| 04679--- | Ratnakar Shipping Company Limited: *Ratna Nandini.* |
| 05040--- | General Construction Company: *The Dalles, GC 20 (H & M NO. 1).* |
| 05046--- | Magnolia Marine Transport Co.: *MM 27, MM 28, MM 29.* |
| 05098--- | Esso Tankers, Inc.: *Esso Geneva.* |
| 05197--- | Stravelakis Bros. Ltd.: *Leon.* |
| 05203--- | The Western Company of North America: *Western Polaris I, Western Pacesetter II.* |
| 05273--- | CIA Maritima Gulf, S.A.: *La Rabida, La Nina, Munatones, Butron.* |
| 05274--- | Fluor Drilling Services, Inc.: *MR. SI.* |
| 05372--- | Rowan Companies, Inc.: *Rowan-Alaska, Rowan-Louisiana.* |
| 05378--- | Gulf States Oil Transportation Co.: *Butcher NO. 2.* |
| 05425--- | Georgia Transporters, Inc.: *GT–110.* |
| 05437--- | The Dow Chemical Company: *DC–401, DC–402, DC–403.* |
| 05537--- | Empresa Navegacion Mambisa: *Abel Santamaria, Frank Pais, Pepito Tey, Renato Guitart.* |
| 05549--- | Polska Zegluga Morska: *Karkonosze, Miroslawiec.* |
| 05624--- | Perusahann Pertambangan Minyak Dan Gas Bumi Negara (Pertamina): *Permina Samudra 104.* |
| 05767--- | Neptune Orient Lines Ltd.: *Neptune Sapphire, Neptune Emerald, Neptune Topaz, Neptune Garnet, Neptune Amber, Neptune Agate, Neptune Jasper, Neptune Beryl.* |
| 06064--- | Trailer Marine Transport Corporation: *TMT Florida, TMT Puerto Rico, TMT Biscayne, TMT San Juan.* |
| 06169--- | Empresa de Navegacao Alianca S/A: *Serra Branca, Serra Verde.* |
| 06248--- | Commercial Corporation "Sovrybflot": *Kazalinsk.* |
| 06384--- | Mercury Shipping Co. Ltd.: *Mercury River.* |
| 06389--- | Sears Oil Co. Inc.: *Albany Sears, Utica Sears.* |
| 06409--- | India Steamship Co. Ltd.: *Indian Endurance.* |
| 06413--- | Nanayo Kisen Kabushiki Kaisha: *Housho Maru.* |
| 06429--- | Ta Cheng Marine Company Ltd.: *Great Concord.* |
| 06662--- | Reederei Claus-Peter Offen KG: *Holstental.* |
| 06761--- | Sinclair Memphis Marine Service Inc.: *Dry Dock No. 1.* |
| 06934--- | Chevron Navigation Corp.: *Chevron Perth.* |
| 07331--- | K. K. Kaieisha: *Amaryllis.* |
| 07171--- | Flensburger Ubersee-Schiffahrtsgesellschaft Jacob MBH & Co. KG: *MARGOT JACOB.* |
| 07843--- | Northland Marine Lines Inc.: *Galena.* |
| 07941--- | Dundee Shipping Incorporated: *Stolt Viking.* |
| 08038--- | Flota Petrolera Ecuatoriana: *Flota Petrolera Ecuatoriana.* |
| 08199--- | Gulf Shipping Corporation Limited: *Mansoor.* |
| 06414--- | I. F. R. Services Limited: *Chrysantema.* |
| 08559--- | Pescapuerta, S.A.: *Pescapuerta Segundo.* |
| 08868--- | Weathers Towing, Inc.: *J. W. Wilson Jr.* |
| 08927--- | Carib Lines, Ltd.: *Halcyon Sol.* |
| 09006--- | Stena Line AB: *Stena Sailer.* |
| 09018--- | Sigurd Herlofson & Co. A/S: *Amax Macgregor.* |
| 09051--- | Vitasea S.A. Panama: *Vitasea.* |
| 09244--- | System Fuels, Inc.: *SFI 51, SFI 54.* |
| 09285--- | Statheros Shipping Corporation of Monrovia, Liberia: *Statheros.* |
| 09301--- | Scott Chotin, Inc.: *Joe Chotin. Chotein.* |
| 09315--- | Kaigai Gyogyo K.K.: *Sea Bird No. 8, Sea Bird No. 35.* |
| 09374--- | International Ocean Transport Corporation: *Allegiance, Massachusetts.* |
| 09390--- | Seacoast Products, Inc.: *Acadia.* |
| 09392--- | Bay Rock Vessels, Inc.: *E 818.* |
| 09395--- | Interoceangas Tankers Management, S.A.: *Pythagore.* |
| 09440--- | Barge Leasing Corp.: *Conrad.* |
| 09457--- | Ajax Shipping Company Limited: *Capbon.* |
| 09497--- | S. A. Maritime Estate and Tourist Enterprises: *Neptune.* |
| 09530--- | Naviera y Pesquera de la Baja Calif. sa de CV: *Mar de Cortez.* |
| 09539--- | Raymond - Klewit - Tidewater, a Joint Venture: *Gerard.* |
| 09567--- | Dong Soo, Ltd.: *Dong Soo No. 111.* |
| 09625--- | Scheepvaartagentuur Orionbel N. V.: *Cuyo.* |
| 09908--- | Freight Chartering Co., Ltd.: *Gerda.* |
| 10021--- | Leitch Transport Ltd.: *Cape Breton Highlander, St. Lawrence Navigator, St. Lawrence Pros-* |
| 10040--- | Tanker Trading Inc.: *Trina Multina.* |
| 10094--- | Eacho Marine, Inc.: *Ellis 1256.* |
| 10099--- | Petries Compania Naviera S.A.: *Dimitrios K.* |
| 10133--- | Claudia Compania Maritima S.A. Panama: *Essen.* |
| 10163--- | Narada Shipping Ltd.: *North Atlantic Unity.* |
| 10177--- | Raymond E. Lee, Randy E. Lee, Rickey J. Lee DBA Sabine River Fuel Service, Inc.: *ST 107.* |
| 10194--- | Agri-Trans Corporation: *American Beauty, Crimson Glory, White Dawn, White Knight.* |
| 10199--- | Williams-McWilliams Co., Inc.: Arkansas, Diesel, George A. McWilliams, Port Arthur, Natchez, W–701. |
| 10207--- | Seaspan Overseas Limited: *Alberni Carrier, Warrawee.* |
| 10223--- | Baldbutte Shipping Company: *Baldbutte.* |
| 10229--- | South Louisiana Dredging Co., Inc.: *Western Warrior.* |
| 10235--- | Zapata Ugland Drilling, Inc.: *Zapata Ugland.* |
| 10240--- | Ubique Finance Corporation, Panama: *Aktea.* |
| 10246--- | Jagda Shipping Co. Ltd.: *Andoria.* |
| 10247--- | Daslew Shipping Co., Ltd.: *Adler.* |
| 10248--- | Transoceanic Cable Ship Company, Inc.: *Long Lines.* |
| 10251--- | Martimaris Quinto Maritime Corporation: *Elinela.* |
| 10254--- | Hambro S.A.: *Raymar.* |
| 10257--- | Transworld No. 1 Tanker Services, Inc.: *CYS Dignity.* |
| 10259--- | Transportacion Maritima de Yucatan S.A.: *El Salinero.* |
| 10260--- | Hollywood Marine, Inc.: *Hollywood 1001, Hollywood 1002, Hollywood 1003, Hollywood 1502, Hollywood 2001, Hollywood 2002, Hollywood 2003, Hollywood 2004, Hollywood 2005, Hollywood 2006, Hollywood 2501, C & H 106, Debbie, Ellis 554, MGL–51, MGL–52, S–1511, S–1512, S–1513, S–1514, SS 2021, STC 2011, ST 130, ST 133, T–2200, TTC 1, W–143, W–144.* |
| 10261--- | Carina Transport Company Limited: *Leo.* |
| 10262--- | OBC Shipping S.A.: *Sea Hare.* |
| 10263--- | Peters Trading Co. Ltd.: *North Lite.* |
| 10264--- | Viotia Companis S.A.: *Sonya.* |
| 10265--- | K. M. Shipping Company Limited: *Kalimantan Mahogany.* |
| 10267--- | Acorn Maritime Incorporated: *Teresina.* |
| 10268--- | Kung Hoi Shipping S.A.: *Kung Hoi.* |
| 10271--- | Naviera Del Noroeste S.A.: *Dry Sack.* |
| 10272--- | Kinori Uematsu: *Otori Maru.* |
| 10273--- | Namyangsa Co. Ltd.: *Clover No. 101, Clover No. 102, Clover No. 103, Clover No. 105, Clover No. 106, Clover No. 107, Clover No. 108, Clover No. 110, Clover No. 111, Clover No. 112.* |
| 10274--- | Dieloo Compania Naviera S.A. Panama: *Antares.* |
| 10275--- | Velos Navigation Company, Inc.: *Velos.* |



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| Certificate No. | Owner/operator and vessels |
|---|---|
| 10276--- | Eighth Chandris Shipping Corporation: *Agios Vlasios V.* |
| 10279--- | Ikuchi Kaiun Kabushiki Kaisha: *Gallant, Grace.* |
| 10280--- | Kuwait Oil Tanker Co., (U.K.) Ltd.: *Al Funtas, Al Andalus, Al Badiah, Al Sabbiyah, Arabiyah, Kazimah, Warbah.* |
| 10277--- | Gregos Maritime Corporation: *Gregos.* |
| 10281--- | Hansa Shipping Panama, Inc.: *Andreasturm, Philippturm.* |
| 10282--- | Compagnie Francaise de Cables Sous-Marin et de Radio: *Vercors.* |
| 10296--- | Rother Shipping Inc.: *Sun Crocus.* |
| 10285--- | Aria Shipping Co. Ltd.: *Aris.* |
| 10286--- | Armar Shipping Co. Ltd.: *Armar.* |
| 10287--- | Sunny Hurst Shipping Corporation: *Golconda.* |
| 10288--- | Mithassel & Co. A/S: *Cool Girl.* |
| 10289--- | Ocean Star Tankers S.A.: *Aegean Sailor.* |
| 10292--- | Pacific Peace Navigation S.A.: *Pacific Peace.* |
| 10293--- | South Marine Corporation: *Baltimore, Peru, AGP No. 74, AGP No. 75, SC1099, AGP No. 70.* |
| 10294--- | Interessentskapet Olav Trygvason: *Olav Trygvason.* |
| 10295--- | Merchants and Miners Transport, Inc.: *River Princess.* |
| 10298--- | Carlon Maritime (Asia) Ltd.: *Mascot.* |
| 10297--- | Imee Naviera Co., S.A.: *Daiei Maru No. 52.* |
| 10300--- | Partrederiet Bech XIII: *Esther Bech.* |
| 10301--- | Tyrolean Shipping Corp.: *Tyrol.* |
| 10302--- | Interocean Tanker Corporation: *Southern Lion.* |
| 10303--- | Almare Societa Di Navigazione S.P.A.: *Almare Prima.* |
| 10304--- | Epiktetos Shipping Co. Ltd.: *Sarina I.* |
| 10306--- | Ecliptic Maritime, Inc.: *Canis Minor.* |
| 10307--- | N.V. Motorscheepvaartmaatschappij "Coria": *Coria.* |
| 10308--- | The Indo-China Steam Navigation Company (Hong Kong) Limited: *Cree.* |
| 10309--- | Vulcan Materials Company: *CC-206, CC-209.* |
| 10310--- | Sar. Ge. Na. S.R.L.: *Primarosa, Ritina.* |
| 10312--- | Merakmar Corporation: *Meraklis.* |
| 10314--- | Edipeos Compania Naviera S.A.: *Michael Angelos.* |
| 10315--- | North Dene Shipping Co. S.A.: *Seapearl.* |
| 10316--- | Iran Express Lines: *Pishtaz Iran.* |
| 10317--- | Dong Won Ice Co., Ltd.: *Dong Won No. 709.* |
| 10319--- | Nederlandse Zeeboormaatschappij B.V.: *Sedneth I.* |
| 10320--- | Star Shipping Corporation: *Caribbean Pearl.* |
| 10321--- | Interocean Navigation Corporation: *Anna M.* |
| 10322--- | Duk Soo Moolsan Co. Ltd.: *Duk Soo No. 61.* |
| 10323--- | Doric Maritime Corporation: *Derico.* |
| 10324--- | Montrose Navigation Company Limited: *Irenes Banner.* |
| 10325--- | Silver Cloud Shipping Company S.A. Panama: *Silver Cloud.* |
| 10326--- | Cooperativa Internacional Pesquera S.A.: *Cipsa No. 21, Cipsa No. 22.* |
| 10328--- | Anglo Pacific Shipping Company Limited: *Nordic Rambler.* |
| 10330--- | United Car Transport Corporation S.A.: *Atlantic Wing.* |
| 10332--- | Fukujin Kisen Kabushiki Kaisha: *Matsufukujin Maru.* |
| 10334--- | Atlantic Overseas Petroleum Carriers Inc.: *Oriental Satellite.* |
| 10335--- | Tanker Services Ltd.: *Nyuta.* |
| 10339--- | Samudera Shipping (Liberia) Inc.: *Salunaka.* |
| 10340--- | Sarda Ligure Di Navigazione S.P.A.: *Integritas.* |
| 10341--- | Winterport Shipping Co. Inc.: *Proof Spirit.* |
| 10342--- | Alaska Marine Charters, Inc.: *Snowbird.* |
| 10343--- | Honeywell Navigation Corporation Ltd.: *Shirley.* |
| 10344--- | Amella Shipping Corporation, Monrovia: *Masovia.* |
| 10348--- | Cugado Shipping Company S.A.: *El Tambo.* |
| 10349--- | Niagara Barge Corporation: *Nepco 142* |

By the Commission.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20085 Filed 8-4-75;8:45 am]

## CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

### Certificates Revoked

Notice of voluntary revocation is hereby given with respect to Certificates of Financial Responsibility (Oil Pollution) which had been issued by the Federal Maritime Commission, covering the below indicated vessels, pursuant to Part 542 of Title 46 CFR and Section 311(p)(1) of the Federal Water Pollution Control Act, as amended.

| Certificate No. | Owner/operator and vessels |
|---|---|
| 01017--- | Westfal-Larsen & Co. A/S: *Kaupanger.* |
| 01028--- | Flensburger Schiffsparten-Vereiningung AG: *Stern Saturn.* |
| 01107--- | N.V. Stoomvaart-Maatschappij "Oostzee" (Curacao): *Britsum.* |
| 01330--- | Shell Tankers (U.K.) Ltd.: *Haustrum, Vermetus, Volvatella.* |
| 01428--- | Ocean Transport & Trading Limited: *Rhezenor.* |
| 01430--- | Tankers Limited: *Athelcrown.* |
| 01466--- | Common Brothers (Management) Ltd.: *Warbah, Al Funtas, Al Sabbiyal, Al Badiah, Kazimah, Atlantic Champion.* |
| 01470--- | Mermaid Shipping Co. Ltd.: *Atlantic Mermaid.* |
| 01482--- | Atlantic Falcon Shipping Co. Ltd.: *Atlantic Falcon.* |
| 01618--- | Evros Shipping Co., Ltd.: *Evros.* |
| 01620--- | Eagle Shipping Co., Ltd.: *Atlantic Eagle.* |
| 01622--- | Theofano Shipping Co., Ltd.: *Theofano Livanos.* |
| 01624--- | Archangel Shipping Co., Ltd.: *Archangelos.* |
| 01625--- | Champion Shipping Co. Ltd.: *Atlantic Champion.* |
| 01861--- | BP Tanker Company, Ltd.: *British Energy, British Light.* |
| 01931--- | Brigantine Transport Corporation: *Seraphine.* |
| 01935--- | Partnership Between Steamship Company, Svendborg Ltd., and Steamship Company of 1912 Ltd.: *Rosa Maersk.* |
| 01936--- | Interseas Shipping Company, S.A.: *Florentine.* |
| 01939--- | Maersk McKinney Moller, Aktieselskabet Dampskibsselskabet Svendborg, Dampskibsselskabet AF 1912 Aktieselskab: *Dragor Maersk.* |
| 01948--- | Leyena Atlantica Navegacion S.A. of Panama: *Intrepid Colocotronis.* |
| 01962--- | Akmis Cia. Nav. S.A. of Panama: *Mitera Vassiliki.* |
| 01953--- | Estrella Manna Nav. S.A. of Panama: *Majestic Colocotronis.* |
| 01954--- | Empresas Oceanicas S.A. of Panama: *Theodoti.* |
| 02001--- | Rederiaktiebolaget Transatlantic: *Elgaren.* |
| 02047--- | Amarilis Shipping Co. Ltd.: *Amarilis.* |
| 02196--- | Peninsular & Oriental Steam Navigation Co.: *Trewidden.* |
| 02223--- | Aristotle Navigation Co. Ltd.: *Agios Vlasios V.* |
| 02285--- | Atlan Lines, S.A.: *Atlan Turquesa.* |
| 02288--- | "Cosarma": *Alberto Bennati.* |
| 02333--- | Diamond Shamrock Corporation: *Chem 72.* |
| 02549--- | Carlisle Steam Navigation Co. Ltd.: *Cassandra.* |
| 02602--- | Fyffes Group Limited: *Roatan.* |
| 02717--- | Court Line Limited: *Halcyon the Great, Halcyon Loch, Halcyon Skies.* |
| 02863--- | Naviera Aznar S.A.: *Monte Umbe.* |
| 02870--- | Ketamian Lines, Inc.: *Long Lines.* |
| 02982--- | The Shipping Corporation of India, Ltd.: *Viswesweraya, Vivekanand, Netaji Subash Bose, Ardhama, Shankara, Vishva Toj, State of Trav-Cochin.* |
| 03091--- | Universal Marine Corporation: *Monkong Honour.* |
| 03216--- | Rederiaktiebolaget Rex: *Ledaro.* |
| 03282--- | Matheson & Co., Limited: *Cree.* |
| 03294--- | Companhia de Navegacao Lloyd Brasileiro: *Rosa da Fonseca.* |
| 03386--- | Compania Naviera Garoufalia, S.A.: *Spyros A. Lemos.* |
| 03402--- | Asteria Shipping Company S.A.: *Despina R.* |
| 03447--- | K. K. Kyokuyo: *Ryoun Maru No. 7, Akitsu Maru No. 6.* |
| 03479--- | Okada Shosen Kabushiki Kaisha: *Senyo Maru.* |
| 03482--- | Ryutsu Kaiun Kabushiki Kaisha: *Ryuyo Maru.* |
| 03484--- | Sanko Kisen K. K.: *Montreal Maru, Kako Maru.* |
| 03692--- | Marmac Corporation: *Manitou, Gertrude K.* |
| 03963--- | The World Ore Carriers Ltd.: *Eastern Matsu.* |
| 04039--- | Parker Brothers & Co., Inc.: *Trinity II.* |
| 04184--- | M/G Transport Services Inc.: *Harewood.* |
| 04229--- | Compagnie Maritime Congolaise S.C.R.L.: *Maurice Mpolo.* |
| 04276--- | Rivtow Straits Limited: *Alberni Carrier.* |
| 04289--- | Dixie Carriers, Inc.: *Butcher 5, Butcher 3, Butcher 4.* |
| 04349--- | Northwestern Sea Carriers Corporation: *Andros Castle.* |
| 04678--- | Compania Vapor Carmen, S.A.: *Nuestra Senora Del Carmen Segundo.* |
| 04685--- | Partenreederei M.V. Marocsand: *Marocsand.* |
| 04763--- | Codros Shipping Co., Ltd.: *Dora Poplios.* |
| 04771--- | Texaco Canada Ltd., *Texaco Brave.* |
| 04775--- | Leadale Shipping Limited: *Leadale, Fernadale.* |
| 04919--- | Albany River Transport Inc.: *Albany.* |
| 04984--- | C.V. M.S. "Tempo": *Tempo.* |
| 05028--- | Westwind Shipping Corp.: *Buena Fortuna.* |
| 05096--- | Esso Tankschiff Reederei GMBH: *Esso Munchen, Esso Frankfurt, Esso Hannover.* |
| 05117--- | Otter Shipping Company Ltd.: *Sister Clio.* |
| 05167--- | Consorcio Naviero Peruano S.A.: *Lima, Piura.* |





| Certificate No. | Owner/operator and vessels |
|---|---|
| 05168--- | Transcontinental Navigation Corporation: *Athenian Runner.* |
| 05298--- | Erich Drescher: *Ede Sinstore.* |
| 05383--- | Lineas Pimillos: *Jucar.* |
| 05421--- | Duenos Armadora S.A.: *Lambros.* |
| 05663--- | Steelyrunne Shipping Co. S.A.: *Steely Runner.* |
| 05664--- | Steelycarre Shipping Co. S.A.: *Steely Carrier.* |
| 05695--- | O.K. Service Shipping Limited: *O. K. Service X.* |
| 05777--- | Aeakos Compania Naviera S.A.: *Aegis Loyal.* |
| 05857--- | Coral Marine Enterprise Panama Co. S.A.: *Daiei Maru No. 52.* |
| 06012--- | Tensei Kisen K.K.: *Tenkei Maru No. 2.* |
| 06028--- | Fulmen Compania Naviera S.A.: *Fulmen.* |
| 06064--- | Trailer Marine Transport Corporation: *TMT Jacksonville, TMT Fortaleza.* |
| 06165--- | Soponata-Sociedade Portuguesa de Navios Tanques, Limitada: *Cercal.* |
| 06297--- | Astir Reederei GMBH & Co., K.G.: *Aegis Bravery.* |
| 06413--- | Nanayo Kisen Kabushiki Kaisha: *Daishowa Maru.* |
| 06496--- | Whaling City Dredge & Dock Corp.: *Coen No. 61.* |
| 06505--- | Astir Navigation Company, Ltd.: *Byron.* |
| 06508--- | Compania de Navigation Aeolus S.A.: *Sparto.* |
| 06591--- | Med Shipping Corporation: *Kimon.* |
| 06587--- | Estrella Neptunea Navegacion S.A.: *Lady Clio.* |
| 06939--- | Naftilos Shipping Company: *Frankrig.* |
| 06977--- | Alma Oceanico Naviera S.A.: *Morias.* |
| 06995--- | Novorossisk Shipping Company: *Ljubertsy, Maurice Thorez, Marshal Budyonyy, Matkop.* |
| 07060--- | Intermare Transport Limited: *Aegis Diligence.* |
| 07188--- | Atrax Shipping Company Limited: *Aegis Duty.* |
| 07249--- | Astrofeliz Armadora S.A.: *Vasso.* |
| 07290--- | Hollywood Terminals, Inc.: *W 144, W 143, Tide Mar 20, T 2200, TTC No. 1, STC 2011, ST 133, ST 130, SS 2021, S 1514, S 1513, S 1512, S 1511, MGL 52, MGL 51, JDS 128, JDS 126, Hollywood 2006, Hollywood 2004, Hollywood 2003, Hollywood 2002, Ellis 2123, Ellis 2121, Ellis 554, C & H 106.* |
| 07294--- | Aetos Shipping Co. Ltd. S.A.: *Ithaki Castle.* |
| 07366--- | Compagnie Martitime Des Chargeurs Reunis: *Mediariana.* |
| 07370--- | Elanka Compania Naviera S.A. Panama: *Scapbay.* |
| 07533--- | Liquid Carrier Navigation Co. Ltd.: *Jan-Jan.* |
| 07606--- | Sant' Ilario Societa Di Navigazione Di Paolo Mantovani & C., S.A.S.: *Taormina.* |
| 07664--- | Hado Shipping Corporation: Tamara. |
| 07679--- | Millstone Oil Carriers, S.A.: *Thale.* |
| 07742--- | Rederiet Jal A/S: *Jal Importer.* |
| 07752--- | Didimi Compania Naviera S.A. of Panama: *Monica S.* |
| 07818--- | Cape Sear Shipping Company S.A., Monrovia: *Cape Sear.* |
| 07836--- | Lunamarin S.A.: *Belgrano.* |
| 07843--- | Northland Marine Lines Inc.: *O & H 196.* |
| 07952--- | Maristra Navigation Company Limited: *Maristra.* |
| 08071--- | Anglo Nordic Bulkship (Management) Ltd.: *Trachodon.* |
| 08109--- | Cassiopeia Shipping Company Limited: *Leo.* |
| 08124--- | Transportadora Madison S.A.: *Peruana.* |
| 08125--- | Associated Marine Services, Inc.: *Meron.* |
| 08177--- | Ocean Bulkers (U.K.) Limited: *Halcyon Isle, Halcyon Cove.* |
| 08399--- | Orydon Shipping Company S.A. Panama: *Sophia.* |
| 08429--- | Oceanos Benignos Armadora S.A.: *Tikka.* |
| 08522--- | Colmar Maritime Ltd.: *Lucky Era.* |
| 08554--- | Almirante Navigation Corporation, Inc.: *Sovereign Sapphire.* |
| 08565--- | Paris Shipping Company Limited: *Paris.* |
| 08669--- | Chrysanthi Shipping Co. Ltd.: *Chrysanthi.* |
| 08683--- | Far East Shipping Company Limited: *Pacific Viking.* |
| 09042--- | C K Processing Co.: *TCB 305.* |
| 09061--- | Vitasea S.A. Panama: *Aristovoulos.* |
| 09147--- | Angelina Towing Corp.: *LSC 41.* |
| 09292--- | Compania Naviera Stakia, S.A. Panama: *Mount Julie.* |
| 09468--- | Puerto Rico Maritime Shipping Authority: *Trenton.* |
| 09634--- | Bergen Shipping Co., Ltd.: *Yukonmart.* |
| 09680--- | Timat Scheepvaart Maatschappij N.V.: *Korissa.* |
| 09875--- | Skukuza Shipping Corporation: *Skukuza.* |
| 09908--- | Freight Chartering Co., Ltd.: *Insulaner.* |
| 09955--- | URSA Shipping (Panama) S.A.: *Lucid.* |

By the Commission.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20084 Filed 8-4-75;8:45 am]

## CITY OF ANCHORAGE AND TOTEM OCEAN TRAILER EXPRESS, INC.

### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Agreement No. T-3130, between City of Anchorage (City) and Totem Ocean Trailer Express, Inc. (Totem) is a lease by City to Totem of preferential berthing area and transit area at Anchorage City Dock to be used in a roll-on/roll-off trailer-ship service. Totem shall have the right to construct trestles connecting the berthing area, transit area and other additions to the premises. As compensation, and in lieu of tariff charges, except as expressly provided for in the agreement, Totem shall pay $426,625 per agreement year and may handle up to 250,000, tons of cargo. For each ton of cargo above 250,000, Totem shall pay an additional amount per ton at graduated levels as provided for in the agreement.

By Order of the Federal Maritime Commission.

Dated: July 31, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20334 Filed 8-4-75;8:45 am]

## PORT OF SEATTLE AND TOTEM OCEAN TRAILER EXPRESS, INC.

### Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico, Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, within 10 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter)



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and the statement should indicate that this has been done.

Notice of Agreement Filed by:

H. H. Wittren, Manager, Waterfront Real Estate, Port of Seattle, P.O. Box 1209, Seattle, Washington 98111

Agreement No. T-3128, between Port of Seattle (Port) and Totem Ocean Trailer Express, Inc., (Totem), is a three-year lease by Port to Totem of Piers 37 and 39 to be used in roll-on/roll-off trailership terminal operating functions. As compensation, and in lieu of tariff charges, Totem shall pay $35,500 a month as base rental and $6,656 a month (subject to adjustment) for improvements and other properties and facilities purchased by Port.

By Order of the Federal Maritime Commission.

Dated: July 31, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20333 Filed 8-4-75;8:45 am]



## FEDERAL POWER COMMISSION

[Docket Nos. RI75-81, *et al.*]

### AMOCO PRODUCTION CO. ET AL.

**Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]**

JULY 29, 1975.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

*The Commission finds:* It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

*The Commission orders:* (A) Under the Natural Gas Act, particularly Sections 4 and 15, the Regulations pertaining thereto [18 CFR, Chapter I], and the Commission's Rules of Practice and Procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and Section 154.102 of the Regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[1] Does not consolidate for hearing or dispose of the several matters herein.

APPENDIX A

| Docket No. | Respondent | Rate sched. No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* [2] Rate in effect | Cents per Mcf* [2] Proposed increased rate | Rate in effect subject to refund in docket No. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI75-81 | Amoco Production Co | 193 | 23 | Northwest Pipeline Corp. (New Mexico) (Rocky Mountain). | $273 | 6-30-75 | | 7-2-75 | 29.810 | 29.823 | RI75-81. |
| | do | | | do | | 6-30-75 | 7-1-75 | ([3]) | 60.814 | 60.840 | |
| | do | 405 | 11 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | 64 | 6-30-75 | | 7-2-75 | 35.246 | 35.246 | RI75-81. |
| | do | | | do | 403 | 6-30-75 | 7-1-75 | ([3]) | 72.871 | 72.902 | |
| | do | 411 | 15 | do | 481 | 6-30-75 | | 7-2-75 | 29.810 | 29.826 | RI75-81. |
| | do | | | do | | 6-30-75 | 7-1-75 | ([3]) | 60.814 | 60.840 | |
| | do | 302 | 20 | do | 65 | 7- 3-75 | | 7-4-75 | 29.810 | 29.826 | RI75-81. |
| | do | | | do | 1 | 7- 3-75 | 7-3-75 | ([3]) | 41.724 | 44.766 | |
| | do | | | do | 234 | 7- 3-75 | 7-3-75 | ([3]) | 60.814 | 60.840 | |
| RI75-123 | PWG partnership | 6 | 14 | Northwest Pipeline Corp. (New Mexico) (Rocky Mountain). | 1 | 6-30-75 | | 9-13-75 | [4] [5] 29.3117 | [5] 29.3234 | |
| RI71-288 | Union Texas Petroleum, a division of Allied Chemical Corp. | 80 | 16 | Transwestern Pipeline Co. (New Mexico) (Permian). | 753 | 7- 2-75 | | 7-3-75 | [6] 27.9069 | [6] 28.1207 | RI71-288. |
| | PWG partnership | 1 | 21 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | 78 | 6-30-75 | 7-1-75 | ([3]) | 62.7608 | 62.7859 | |
| RI75-94 | do | 2 | 14 | do | 1 | 6-30-75 | | 7-2-75 | 26.7844 | 26.7951 | RI75-94. |
| | do | | | do | 1 | 6-30-75 | | 9-13-75 | [4] [5] 29.3117 | [5] 29.3234 | |
| | do | | | do | 1 | 6-30-75 | 7-1-75 | ([3]) | 62.7608 | 62.7859 | |
| | do | 3 | 23 | do | | 6-30-75 | 7-1-75 | ([3]) | 43.0712 | 43.0853 | |
| | do | | | do | | 6-30-75 | 7-1-75 | ([3]) | 62.7608 | 62.7859 | |
| | do | 4 | 11 | do | 1 | 6-30-75 | | 7-2-75 | 26.7844 | 26.7951 | RI75-94. |
| | do | | | do | 1 | 6-30-75 | | 9-13-75 | [4] [5] 29.3117 | [5] 29.3234 | |
| | do | | | do | 1 | 6-30-75 | 7-1-75 | ([3]) | 62.7608 | 62.7859 | |
| | do | 5 | 17 | do | 17 | 6-30-75 | | 7-2-75 | 26.7844 | 26.7951 | RI75-94. |
| | do | 5 | 17 | do | 11 | 6-30-75 | | 9-13-75 | [4] [5] 29.3117 | [5] 29.3234 | RI75-94. |
| | Mesa Petroleum Co | 56 | 10 | do | 416 | 6-30-75 | 7-1-75 | ([3]) | 62.7608 | 62.7859 | |
| | do | | | do | 25 | 6-30-75 | 7-1-75 | ([3]) | [7] [8] 26.7844 | [7] 26.795 | |
| RI75-104 | do | | | do | 15 | 6-30-75 | | 12-31-75 | [7] [8] 27.2698 | [8] 27.2708 | RI75-104. |
| | do | | | do | 116 | 6-30-75 | | 7-2-75 | [7] [8] 30.8361 | [8] 30.8504 | RI75-104. |
| | do | 63 | 10 | do | 2 | 6-30-75 | 7-1-75 | ([3]) | [9] 54.6390 | [9] 54.6609 | |
| | do | | | Northwest Pipeline Corp. (New Mexico) (Rocky Mountain). | 33 | 6-30-75 | | 12-31-75 | [7] [8] 27.2696 | [8] 27.2805 | RI75-104. |
| | do | | | do | | 6-30-75 | 7-1-75 | ([3]) | [9] 54.6390 | [9] 54.6609 | |
| | do | 54 | 18 | Southern Union Gathering Co. (New Mexico) (Rocky Mountain). | 108 | 6-30-75 | | 12-31-75 | [9] 26.5519 | [9] 26.5638 | |
| | do | | | do | | 6-30-75 | 7-1-75 | ([3]) | [9] 54.6390 | [9] 54.6609 | |
| | do | 55 | 12 | do | 8 | 6-30-75 | | 12-31-75 | [9] 26.5519 | [9] 26.5638 | |
| RI75-90 | Tenneco Oil Co | 134 | 14 | do | | 6-30-75 | 7-1-75 | ([3]) | [9] 54.6390 | [9] 54.6609 | |
| | do | 176 | 29 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | 131 | 6-30-75 | | 7-2-75 | [7] [8] 27.5717 | [8] 27.5821 | RI75-90. |
| | do | | | do | 74 | 6-30-75 | | 7-2-75 | [7] [8] 29.3207 | [8] 29.3311 | |
| | do | | | do | 21 | 6-30-75 | | 7-3-75 | [7] [8] 27.5717 | [8] 27.5821 | RI75-90. |
| | do | | | do | 17 | 6-30-75 | | 7-3-75 | [7] [8] 29.3207 | [8] 29.3311 | RI75-90. |
| | do | | | do | 4 | 6-30-75 | 7-1-75 | ([3]) | [7] [8] 38.6961 | [8] 38.7139 | |
| | do | | | do | 4 | 6-30-75 | 7-1-75 | ([3]) | [7] [8] 56.3856 | [8] 56.4101 | |
| | do | 196 | 10 | Northwest Pipeline Corp. (New Mexico) (Rocky Mountain). | 66 | 6-30-75 | | 7-2-75 | [7] [8] 27.5717 | [8] 27.5821 | RI75-90. |





| Docket No. | Respondent | Rate sched. No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | do | 196 | 10 | do | | 6-30-75 | | 7- 2-75 | [8] [10] 29.3207 | [8] [10] 29.3311 | RI75-90. |
| | do | 223 | 20 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | 136 | 6-30-75 | | 7- 2-75 | [8] [10] 27.5717 | [8] [10] 27.5821 | RI75-90. |
| | do | | | do | 2 | 6-30-75 | | 7-2-75 | [8] [10] 29.3207 | [8] [10] 29.3311 | RI75-90. |
| | do | | | do | 12 | 6-30-75 | 7-1-75 | ([3]) | [8] [10] 38.6961 | [8] [10] 38.7139 | |
| | do | | | do | 2 | 6-30-75 | 7-1-75 | ([3]) | [8] [10] 56.3856 | [8] [10] 56.4101 | |
| | do | 292 | 33 | Northwest Pipeline Corp. (New Mexico) (Rocky Mountain). | 110 | 6-30-75 | | 7-2-75 | [8] [10] 27.5717 | [8] [10] 27.5821 | RI75-90. |
| | do | | | do | 83 | 6-30-75 | | 7-2-75 | [8] [10] 29.3207 | [8] [10] 29.3311 | RI75-90. |
| | do | | | do | 12 | 6-30-75 | 7-1-75 | ([3]) | [8] [10] 38.6961 | [8] [10] 38.7139 | |
| | do | | | do | 47 | 6-30-75 | 7-1-75 | ([3]) | [8] [10] 56.3856 | [8] [10] 56.4101 | |
| | do | 45 | 15 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | 121 | 6-30-75 | | 7-2-75 | [8] [10] 27.5717 | [8] [10] 27.5821 | RI75-90. |
| | do | | | do | 74 | 6-30-75 | | 7-2-75 | [8] [10] 29.3207 | [8] [10] 29.3311 | RI75-90. |
| | do | 142 | 18 | Southern Union Gathering Co. (New Mexico) (Rocky Mountain). | 968 | 6-30-75 | | 7-2-75 | [8] [10] 27.5717 | [8] [10] 27.5821 | RI75-90. |
| | do | | | do | | 6-30-75 | | 7-2-75 | [8] [10] 29.3207 | [8] [10] 29.3311 | RI75-90. |

* Unless otherwise stated, the pressure base is 14.73 lb/in²a.
[1] Applicable only to supplement No. 22.
[2] Applicable only to gas delivered from wells completed on or after June 1, 1970.
[3] Applicable only to gas delivered from wells completed prior to June 1, 1970.
[4] Applicable only to gas delivered from wells commenced on or after Jan. 1, 1973.
[5] Applicable only to wells completed prior to June 1, 1970.
[6] Applicable only to wells completed on or after June 1, 1970.
[7] Applicable to acreage dedicated on or after Oct. 1, 1968.
[8] Applicable to add acreage supplement dated on or after Jan. 1, 1973.
[9] The pressure base is 15.025 lb/in²a.
[10] Suspended in docket No. RI75-123.
[11] The pressure base is 14.65 lb/in²a.
[12] Accepted for filing as of the date set forth in the "Effective Date Unless Suspended" column.
[13] Unless otherwise stated, the rate shown is the total rate, inclusive of any applicable British thermal unit adjustment and tax.

The proposed tax increases involved here reflect reimbursement for the recent increase in the New Mexico Conservation tax.

The proposed tax increases which exceed the applicable area ceiling in Opinion No. 658 are suspended in the same rate proceeding involving the underlying rates. Where the underlying rate is in effect subject to refund the proposed rate is suspended for one day and where the underlying rate is currently under suspension the proposed rate is suspended until the expiration of the suspension period for the underlying rate.

The proposed rate increases of Mesa Petroleum Company under its Rate Schedule Nos. 56, 63, 54, and 55, in addition to tax reimbursement, also reflect a change in computing upward Btu adjustment. The proposed rates exceed the Opinion No. 658 ceiling rate and they are suspended for five months.

[FR Doc.75-20238 Filed 8-4-75;8:45 am]

[Docket No. RP75-80]

### ALABAMA-TENNESSEE NATURAL GAS CO.

**Extension of Procedural Dates**

JULY 29, 1975.

On July 21, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued April 24, 1975 in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, Section 1.13 of the Commission's Rules and Regulations is waived and notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, September 16, 1975
Service of Intervenor Testimony, October 28, 1975
Service of Company Rebuttal, November 11, 1975
Hearing, December 2, 1975 (10:00 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20335 Filed 8-4-75;8:45 am]

[Docket No. E-9408]

### AMERICAN ELECTRIC POWER SERVICE CORP.

**Extension of Procedural Dates**

JULY 30, 1975.

On July 18, 1975, American Electric Power Service Corporation filed a motion to extend the procedural dates fixed by order issued May 30, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Good cause having been shown, Section 1.13(d) of the Commission Rules and Regulations is waived and notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of AEP Testimony, July 28, 1975
Service of Intervenor Testimony, September 22, 1975
Service of Staff Testimony, October 6, 1975
Service of AEP Rebuttal Testimony, October 20, 1975
Hearing, November 3, 1975 (10:00 a.m. EST)

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20336 Filed 8-4-75;8:45 am]

[Docket No. E-8302]

### BANGOR HYDRO-ELECTRIC CO.

**Filing of Supplemental Rate Schedule**

JULY 30, 1975.

Take notice that on June 19, 1975, Bangor Hydro-Electric Company (Bangor) tendered for filing a Rate Schedule for Wheeling Service and supporting materials. Bangor states that power is wheeled for Eastern Maine Electric Cooperative (Eastern) which Eastern purchased from sources outside of Bangor's power supply system. Bangor also states that the proposed tariff rate of $14 per KW per annum is based upon a fully allocated cost of service study.

Bangor states that prior to January 1, 1973, Eastern "agreed to pay for such wheeling on an allocated cost of service basis," and that the proposed rate is supported by the cost of service materials accompanying its filing. Accordingly, Bangor requests waiver of the notice requirements of the Commission's Regulations to permit the filed tariff for Wheeling Service to become effective on January 1, 1973. If the notice requirements are waived, Bangor agrees that it will voluntarily refund to Eastern all sums in excess of the proper rate as found by the Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 12, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20337 Filed 8-4-75;8:45 am]



V40151 AUG 5 75 XUM

[Docket Nos. RP75-83, RP75-85, and RP75-86]

## COLORADO INTERSTATE GAS CO.

### Extension of Procedural Dates

JULY 29, 1975.

On July 28, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued April 30, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, October 17, 1975
Service of Intervenor Testimony, October 31, 1975.
Service of Company Rebuttal, November 14, 1975.
Hearing, December 9, 1975 (10:00 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20338 Filed 8-4-75;8:45 am]

[Docket Nos. RP74-90 and RP73-107]

## CONSOLIDATED GAS SUPPLY CORP.

### Further Extension of Procedural Dates

JULY 29, 1975.

On June 30, 1975, Staff counsel filed a motion to extend procedural dates fixed by order issued June 24, 1974, as most recently modified by notice issued June 10, 1975.

On July 7, 1975, Rochester Gas and Electric Corporation responded to staff's motion of June 30, 1975 and requested that the dates for service of intervenor testimony and for company rebuttal be still further extended.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff testimony in RP73-107, August 1, 1975.
Service of Intervenor Testimony, August 28, 1975.
Service of Company Rebuttal, September 11, 1975.
Hearing, September 30, 1975 (10:00 a.m. EDT).

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20339 Filed 8-4-75;8:45 am]

[Docket No. CP76-24]

## CRAB RUN GAS CO. AND WASHINGTON GAS LIGHT CO.

### Application

JULY 30, 1975.

Take notice that on July 18, 1975, Crab Run Gas Company (Crab Run), 6801 Industrial Road, Springfield, Virginia 22151, and Washington Gas Light Company (WGL), 1100 H Street, NW., Washington, D.C. 20080, jointly Applicants, filed in Docket No. CP76-24 a joint application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale in interstate commerce by Crab Run of natural gas produced in the Vatican Field, Lafayette Parish, Louisiana, to WGL, and authorizing the sale by WGL of approximately 3.8 percent of said gas to Transcontinental Gas Pipe Line Corporation (Transco), all as more fully set forth in the application on file with the Commission and open to public inspection.

Crab Run proposes to sell to its affiliate, WGL, approximately 70,000 Mcf of gas per month at 51.0 cents per Mcf at 15.025 psia, plus 0.5 cent per Mcf for gathering and subject to downward Btu adjustment from a base of 1,000 Btu per cubic foot, and to deliver said gas to Florida Gas Transmission Company for redelivery to Transco in Vermilion Parish, Louisiana, for transportation to WGL. WGL proposes to sell to Transco for compressor fuel and line loss 3.8 percent of the gas purchased from Crab Run at the same price paid to Crab Run.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20340 Filed 8-4-75;8:45 am]

[Docket No. E-9422]

## MISSOURI UTILITIES CO.

### Order Denying Rehearing

JULY 30, 1975.

On May 2, 1975, Missouri Utilities Company (Missouri) tendered for filing proposed changes in its wholesale electric power purchase agreement with the City of California, Missouri (California), which Missouri states would result in increased rates and charges in the amount of $112,372, or 45.34%, for the twelve months ended December 31, 1974.

Upon review of Missouri's May 2, 1975 filing and the currently effective contract between Missouri and the City of California we found that the Mobile-Sierra[1] doctrine compelled us to reject the filing. By order issued May 30, 1975, we rejected Missouri's May 2, 1975 filing.

On June 30, 1975, Missouri filed an application for rehearing of our May 30, 1975 order rejecting its rate increase filing. In support of its application Missouri argues that the Commission applied an improper construction to the power contract between Missouri and the City of California and that the Mobile-Sierra doctrine did not require the rejection of the filing. Missouri contends that, since a provision in the contract permits the City of California to terminate and cancel the contract at any time after an increase in rates by order of a governmental regulatory body, the consent of the City is not a prerequisite to a revision of the contract.

Missouri further states that the company has had conversations with officials of the City of California with reference to possible changes in their wholesale contract and that it would be advantageous to the parties if this proceeding was to remain open until the results of such conversations were finalized and made known to the Commission.

Upon consideration of Missouri's application for rehearing we find that nothing is included therein which convinces us that our order of May 30, 1975 was in error. We shall therefore reaffirm that order and deny Missouri's application for rehearing.

It is true, as Missouri contends, that Article IX, Section 1 of the 1954 Missouri-City of California agreement provides the City of California with a right to terminate the contract.[2] Indeed that right of termination is conferred upon both parties to the contract upon a twelve-month notice of termination. The record offers no evidence that either party has given notice of termination. In the absence of notice bringing Article IX, Section 1 into play, we are obligated to give full consideration to the import of Article IX, Section 2 of the Missouri-City of California agreement. That Section provides:

[1] United Gas Pipe Line Co. v. Mobile Gas Service Corp., 350 U.S. 332 (1956); Federal Power Commission v. Sierra Pacific Power Co., 350 U.S. 348 (1956).

[2] Article IX, Section 1, provides that the "term of this agreement is for five (5) years beginning on the day when power and energy is first delivered hereunder by the Company to the Board [of the City of California] and ending five years from that date (referred to as 'Primary Period') and thereafter from year to year (referred to as 'Yearly Period') unless and until terminated by either party giving twelve (12) months' written notice prior to the expiration of primary period or of any yearly period thereafter."





Due to unforeseen conditions relative to power costs which may change from time to time, or at any time, during the term of this contract, rates, terms and provisions herein may be reviewed and revised by *mutual consent of parties hereto*, subject, always, to the approval of the Public Service Commission of the State of Missouri. (emphasis supplied)

It is the opinion of this Commission that this language unquestionably requires both parties to the contract to assent to a rate increase and that such assent by the City of California is a condition precedent to the lawful filing of a request for a rate increase by Missouri. Missouri, in its application for rehearing, ignores this crucial provision in the contract, thereby offering no other reasonable interpretation of the language.

As for Missouri's allegation that it would be advantageous to the parties if the Commission held this proceeding open pending the outcome of discussions between Missouri and the City of California, we find we have no authority to do so by means of granting this application for rehearing. We have concluded that the Mobile-Sierra doctrine required us to reject Missouri's proposed rate increase filing. We are therefore unable to ignore that finding.[3] Moreover, even if we were able to keep this proceeding open for this purpose we note that on July 11, 1975, Counsel for the City of California filed with this Commission a letter informing us that "the City of California, Missouri, has had no conversations with the Applicant, Missouri Utilities, which would in any way have any bearing upon the above-styled proceedings." The City of California further requested that Missouri's application for rehearing be denied.

Upon review of Missouri's application for rehearing and upon further review of the contract existing between Missouri and California we conclude that our action of May 30, 1975 in this docket, by which we rejected Missouri's rate increase filing under the Mobile-Sierra doctrine was proper and without error. We shall therefore deny Missouri's application for rehearing of that order.

*The Commission finds.* good cause does not exist to grant Missouri's June 30, 1975 application for rehearing of our May 30, 1975 order in this docket.

*The Commission orders.* (A) Missouri's June 30, 1975 application for rehearing of our order issued May 30, 1975 in this docket is hereby denied.

(B) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20341 Filed 8-4-75;8:45 am]

[3] *See* Sam Rayburn Dam Electric Cooperative v. F.P.C., (D.C. Cir., Docket Nos. 73-1996 and 73-2167, issued July 11, 1975), slip opinion at 1128.

[Docket No. E-9473]

## MISSOURI UTILITIES CO.

### Filing of Supplemental Data

JULY 30, 1975.

Take notice that on July 17, 1975, Missouri Utilities Company tendered supplemental data intended to make complete its original tender for filing of June 2, 1975. This action is in response to a deficiency letter issued by the Secretary of the Federal Power Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 7, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20342 Filed 8-4-75;8:45 am]

[Docket Nos. E-9136 and E-9140]

## NEW ENGLAND POWER CO.

### Order Accepting and Suspending Revised Fuel Adjustment Clause, Consolidating Proceedings, Granting Interventions and Granting Waiver

JULY 30, 1975.

On June 30, 1975, New England Power Company (NEPCO) tendered for filing in the above captioned dockets amendments[1] to NEPCO's FPC Electric Tariff, Original Volume No. 1, revising the R-9 Rate as effective June 1, 1975. The amendments are intended to revise the fuel clause as originally filed in Docket No. E-9140 to conform with Section 35.14 of the Commission's Regulations, as amended by Order No. 517. Moreover, the amendments allow for a new base cost of fuel of 14.3 mills per kilowatt hour, reflecting 1974 fuel costs, and provide for a corresponding increase in the basic R-9 energy charge from 6.1 mills per kilowatt hour to 18.3 mills per kilowatt hour. NEPCO further requested a waiver of Section 35.13(b)(1) of the Commission's Regulations providing for revenue comparisons for the twelve month periods preceding and following the proposed effective date of the amendments. August 1, 1975, inasmuch as the tendered rate design change does not significantly affect wholesale revenues for the test period.

[1] Designated as: Schedule II-A, Fifth Revised Page No. 1; Schedule II-A, Fifth Revised Page No. 2.

Notice of NEPCO's filing was issued July 7, 1975 with responses due on or before July 22, 1975. On July 18, 1975 a protest and petition to intervene was jointly filed by the NEPCO Customer Rate Committee, the Manchester Electric Company, the New Hampshire Electric Cooperative, Inc., and some twenty-five municipal electric plants and departments (See Appendix A). The Petitioners request that they be permitted as intervenors in this proceeding, that the proceeding be consolidated with the R-9 rate matter in Docket Nos. E-9136 and E-9140, and that the proposed amendments be suspended for one day.

By order issued December 31, 1975[2], we accepted NEPCO's filings in Docket Nos. E-9136 and E-9140 which included, *inter alia*, the originally proposed fuel clause, consolidated the dockets for purposes of hearing and decision, suspended the proposed rates and charges for five months permitting them to become effective June 1, 1975, subject to refund, and set all matters for hearing. By subsequent order issued May 30, 1975 in these dockets[3], we accepted for filing, *inter alia*, a revision, filed by NEPCO pursuant to Section 35.17 of the Commission's Regulations, to NEPCO's suspended R-9 rate design. That revision had the effect of increasing the proposed energy charge from 2.1 mills to 6.1 mills/kwh, and decreasing the proposed demand charge from $7.69 to $5.72 per Kw/month. As noted above, the fuel clause amendments herein under consideration would reflect a new base cost of fuel of 14.3 mills per kwh and result in a further increase of the presently effective energy charge from 6.1 mills to 18.3 mills per kwh.

Our review indicates that the format of NEPCO's fuel clause amendments proposed herein are in conformance with Order No. 517. We find, however, that inasmuch as the tendered amendments are reflective of a rate level and structure that was suspended and placed into effect subject to refund, these amendments have likewise not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise unlawful. We shall, therefore, accept the proposed amendments for filing and suspend their effect for one day, pending the hearing in this proceeding and decision thereon. Furthermore, since certain issues of law and fact raised in NEPCO's proposed fuel clause amendments are substantially the same as those in Docket Nos. E-9136 and E-9140, it is appropriate that these proceedings be consolidated for purposes of hearing and decision.

[2] Order Accepting Tariff Sheets For Filing, Suspending Use Thereof, Consolidating Proceedings And Providing For Hearing, Permitting Intervention and Denying Motions To Reject.

[3] Order Accepting For Filing Change In Suspended Rate, Accepting Proposed Amendment To Supplemental Agreement For Filing, Suspending Same, Consolidating Proceedings And Granting Interventions.



V40N151 AUG 5 75 XUM

*The Commission find.* (1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of the proposed amendments to NEPCO's filings in Docket Nos. E–9136 and E–9140, and that the proposed amendments be suspended as hereinafter ordered.

(2) Good cause exists for consolidation of the investigation of NEPCO's proposed fuel clause amendments filed June 30, 1975 with Docket Nos. E–9136 and E–9140.

(3) Good cause exists to grant NEPCO's requested waiver of Section 35.13(b) (1) of the Commission's Regulations. However, since our order of June 18, 1975, in these dockets required NEPCO to furnish additional data with respect to its May 16, 1975 submission of revised Period II data, we will also require NEPCO to submit within 10 days revised revenue comparisons for Period II to reflect the effects of its revised fuel adjustment clause.

(4) Participation in this proceeding of the above-named petitioners to intervene may be in the public interest.

*The Commission orders.* (A) Pending a hearing and decision thereon, NEPCO's proposed fuel clause amendments are hereby accepted for filing, suspended for one day, and permitted to become effective August 2, 1975, subject to refund.

(B) NEPCO's proposed fuel clause amendments are hereby consolidated with the related matters in Docket Nos. E–9136 and E–9140, with procedural dates as established therein to govern.

(C) NEPCO's requested waiver of the filing requirements of Section 35.13(b) (1) of the Commission's Regulations is hereby granted.

(D) Within 10 days of the issuance of this order, NEPCO is directed to file revised revenue comparisons for Period II to reflect the effect of its revised fuel adjustment clause.

(E) The petitioners mentioned above and in Appendix A are hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission; *Provided, however*, that the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in the respective petitions to intervene; and *Provided, further*, that the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(F) The Secretary shall cause prompt publication of this order in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

APPENDIX A

NEW ENGLAND POWER COMPANY
DOCKET NOS. E–9136 AND E–9140

Ashburnham, Massachusetts
Boylston, Massachusetts
Danvers, Massachusetts



Georgetown, Massachusetts
Groton, Massachusetts
Hingham, Massachusetts
Holden, Massachusetts
Hudson, Massachusetts
Hull, Massachusetts
Ipswich, Massachusetts
Littleton, Massachusetts
Mansfield, Massachusetts
Marblehead, Massachusetts
Merrimac, Massachusetts
Middleton, Massachusetts
North Attleboro, Massachusetts
Paxton, Massachusetts
Peabody, Massachusetts
Princeton, Massachusetts
Shrewsbury, Massachusetts
Sterling, Massachusetts
Templeton, Massachusetts
Wakefield, Massachusetts
West Boylston, Massachusetts
Littleton, New Hampshire

[FR Doc.75–20343 Filed 8–4–75;8:45 am]

[Docket No. CP74–241]

## PACIFIC GAS TRANSMISSION CO.

### Amendment to Application

JULY 30, 1975.

Take notice that on July 17, 1975, Pacific Gas Transmission Company (Applicant), 245 Market Street, San Francisco, California 94105, filed in Docket No. CP74–241 an amendment to the application filed in said docket pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of a natural gas pipeline extending from the Kingsgate Meter Station on the international boundary between the United States and Canada to the Malin Meter Station on the border of Oregon and California, all as more fully set forth in the amendment on file with the Commission and open to public inspection.

Applicant states that it filed an application for a certificate of public convenience and necessity authorizing the construction and operation of a 42-inch pipeline on March 21, 1974, in the instant docket.[1]

Applicant states that it amended its application on March 3, 1975, because it could not expect to receive gas from Alberta in 1975, and accordingly requested that it be certificated to construct the proposed pipeline in one phase. Applicant states that it also submitted an alternative pipeline design since the exact quantities of gas to be transported had not been determined. The alternative proposal was for a 36-inch pipeline to be operated at a maximum pressure of 1440/1250 psig to transport up to 850,000 Mcf of gas per day. The alternate proposal is stated to have allowed Applicant a maximum flexibility once the final volumes of natural gas available for import were established.

In the instant amendment, Applicant proposes two further alternative pipelines, the first designated as the "1180 Design, would consist of a 36-inch pipeline partially looping and parallel to Applicant's existing pipeline on its existing right-of-way. The proposed construction would require the construction of approximately 319.6 miles of pipeline at twelve locations to be operated at the maximum pressure of 911 psig.[2] It is alleged that this design would allow Applicant to transport up to 200,000 Mcf of gas per day, and that this is the approximate volume of gas that Pacific Gas and Electric Company would have available to it under contractual arrangements with Exxon Company, U.S.A., from natural gas produced in Alaska. The estimated cost of this alternative is stated to be approximately $129,025,000.

| *Length* | *Location* |
|---|---|
| 7.9 miles | Boundary County, Idaho. |
| 29.6 miles | Boundary and Bonner Counties, Idaho. |
| 6.9 miles | Bonner County, Idaho. |
| 62.6 miles | Spokane and Whitman Counties, Washington, Kootenai County, Idaho. |
| 8.9 miles | Whitman County, Washington. |
| 8.6 miles | Columbia and Walla Walla Counties, Washington. |
| 5.7 miles | Umantilla County, Oregon. |
| 35.4 miles | Umantilla and Morrow Counties, Oregon. |
| 60.4 miles | Gilliam, Wasco and Jefferson Counties, Oregon. |
| 43.9 miles | Deschutes and Klamath Counties, Oregon. |
| 18.2 miles | Klamath County, Oregon. |
| 31.5 miles | Klamath County, Oregon. |

The second alternative, designated as the 1580 Design, it is stated, consists of a complete looping of Applicant's 36-inch pipeline and requires the construction of approximately 591.9 miles of 36-inch pipeline, parallel to Applicant's existing pipeline, which would be operated at a maximum pressure of 911 psig.[3] Applicant alleges that this pipeline would be capable of transporting up to 600,000 Mcf of gas per day, which would be in excess of the volumes of natural gas currently committed to Applicant but which Applicant believes would become available to it from additional exploration and development of reserves in Alaska and northern Canada. The estimated cost of this alternative is stated to be approximately $235,254,000.

[1] Notice was published in the FEDERAL REGISTER on April 15, 1974 (39 FR 13596). The original proposal was for the construction in stages of a 42-inch pipeline to operate at the maximum pressure of 1440/1250 psig. It is stated that the design was expected to accommodate the importation of an additional annual average daily volume of 1.2 million Mcf of gas and would have been constructed as volumes of gas became available from Alaska and the McKenzie delta region of Canada and the Province of Alberta.

[2] All of the twelve proposed pipeline loops for the 1180 Design alternative are 36-inch O.D. pipe and they would parallel the existing pipeline. They are as follows:

[3] All of the proposed pipeline loops for the 1580 Design alternative are 36-inch O.D. pipe and they parallel the existing pipeline. The proposed facilities would be constructed in the Counties of Boundary, Bonner and Kootenai, in Idaho, the Counties of Spokane, Whitman, Columbia and Walla Walla in Washington, and the Counties of Umantilla, Morrow, Gilliam, Wasco, Jefferson, Crook, Deschutes and Klamath in Oregon.





It is stated that both of these alternatives would require the acquisition of additional right-of-way for one segment of the proposed construction, but that they would use existing right-of-way for most of the proposed pipeline. These alternatives are stated to use also existing compressor station properties and to utilize the 36-inch pipeline that was previously installed at various major river crossings. The proposed pipeline facilities are alleged to also result in a total saving in fuel gas over the present levels of consumption. Further, it is stated that the facilities proposed would allow flexibility since the construction could progress in stages to conform to delivery requirements as additional supply became available and have the potential for expansion. The proposed full-looping pipeline is stated to be capable of expansion with the addition of compression, to accommodate up to 1.1 million Mcf of gas per day.

The application states that the pipeline designs proposed in the instant amendment would promote security of supply to California consumers. It is stated that because of the compatibility of design between Applicant's existing facilities and the proposed facilities, an outage in either pipeline could be compensated for in the parallel facility with a minimum reduction in throughput.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before August 20, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Any person who has heretofore filed a petition to intervene, notice of intervention or protest in the instant docket or in the consolidation proceeding in Docket No. CP75–96, *et al.*, need not file again.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc. 75–20344 Filed 8–4–75;8:45 am]

[Docket No. CP76–22]

## REGIS GAS SYSTEMS, INC.

### Application

JULY 30, 1975.

Take notice that on July 18, 1975, Regis Gas Systems, Inc. (Applicant), 1616 West Loop South, Houston, Texas 77027, filed in Docket No. CP76–22 an application for permission and approval to abandon the facilities known as the Maetze system in the Maetze Field, Goliad County, Texas, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it acquired the Maetze system from Valley Gas Transmission, Inc., after their continued operation was economically infeasible for Valley. Applicant alleges that it intended to provide inducements to producers for well recompletions and the drilling of new wells as a basis for the continued operations of the gas system. It is stated that a higher wellhead price was offered to the producer by Applicant but that the producer failed to take any action to extend the life of the field and allowed the leases to lapse. Applicant alleges that it has sought to contact all potential sources of new gas in the Maetze Field area but that no gas has been available in that area. Applicant states that the last time it transported gas in its Maetze System was May 1974.

Applicant states that it should be permitted to abandon the service that is rendered by the Maetze system because the supply of natural gas is depleted to such an extent that the continuance of the service is unwarranted and so that it can presently recover the salvage value of the facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 20, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed with the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20345 Filed 8–4–75;8:45 am]

## SOUTHERN NATURAL GAS CO.

[Docket No. RP72–91 (Phase II), *et al.* (AP 5/16/74)]

### Further Postponement of Hearing

JULY 29, 1975.

On July 16, 1975, Southern Natural Gas Company filed a motion to postpone the hearing date fixed by order issued July 19, 1974, as most recently modified by notice issued July 8, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date of hearing in the above matter is further postponed until November 5, 1975, at 10:00 a.m., EST.

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20346 Filed 8–4–75;8:45 am]

[Docket Nos. RP72–91 (Phase II), *et al.* (AP 5/16/74)]

## SOUTHERN NATURAL GAS CO.

### Motion To Terminate Proceedings

JULY 29, 1975.

On February 12, 1975, Staff filed a statement of position and motion to terminate the above-referenced proceedings.

On August 27, 1974, Southern Natural Gas Company (Southern) tendered for filing proposed changes in its FPC Gas Tariff, Sixth Revised Volume No. 1. This filing reflected, *inter alia*, the inclusion in Southern's rate base of additional advance payments in excess of advance payments theretofore included in Southern's rate base. Notice of this filing was issued on September 9, 1974, with protests, comments and petitions to intervene due on or before September 17, 1974. Staff filed comments relating to this filing on September 17, 1974. Staff indicated in those comments that the filing did not demonstrate that the producers would make the expenditures of the amounts advanced within a reasonable time from the date such advances would be included in Southern's rate base and therefore recommended that the rate increase associated with the inclusion of these advance payments be made subject to refund and that the matter be set for hearing.

The Commission, by order issued October 9, 1974, accepted Southern's rate change for filing, effective subject to refund and set the matter for hearing. After an extension of the procedural dates Southern filed the testimony of Mr. J. C. Jones and one exhibit sponsored by Mr. Jones, both in support of including the subject advances in Southern's rate base.

In Order No. 499,[1] this Commission stated that in order for advances to be considered reasonable and appropriate for inclusion in rate base, the producers

[1] Docket No. RM74–4, issued December 28, 1973.



V40151 AUG 5 75 XUM

must incur the costs for exploration, development and production within a reasonable time from the date the advances are included in the pipeline's rate base.

Staff, in its statement of position filed February 12, 1975, states it has consistently maintained that the producers should incur these costs within thirty days from the time the advances are included in rate base. Staff reports in its motion that their review of Southern's exhibit sponsored by Mr. Jones, filed on January 15, 1975, and of information provided by Southern subsequent to the filing of this exhibit indicates that as of November 11, 1974, thirty days from the time these advances were included in Southern's rate base, 91% or $4,431,402 of a total advance included in this filing of $4,867,000 had been spent. Based on those facts, Staff has submitted that the amount advanced is reasonable and appropriate within the meaning of Order No. 499 and that the refund obligation associated with those advances should be removed.

Further, Staff states that the amount not spent by the producers before November 11, 1974, equals $435,598 and has a revenue impact on jurisdictional cost of service of $54,885, an amount so low as to have no effect on Southern's rates and charges. In its motion Staff reserves the right to question the reasonableness and appropriateness of the amounts not spent by the producers within thirty days of the inclusion of those amounts in Southern's rate base in Southern's next filing whether pursuant to Article III of its Stipulation and Agreement or any other filing pursuant to Section 4 of the Natural Gas Act.

Our review of Staff's motion indicates that no purpose would be served by further proceedings in this matter and accordingly we find that it would be in the public interest to grant Staff's motion and terminate this proceeding. The instant filing complies with Order No. 499 to the extent that the producers have incurred the costs associated with exploration, development and production within a reasonable time from the date the advance payments were included in Southern's rate base.

*The Commission finds:*

Good cause exists to terminate the proceedings relating to the advance payments contained in Southern's August 27, 1974, filing and to relieve Southern of refund liability associated with the inclusion in Southern's rate base of amounts spent by producers within 30 days of their inclusion pursuant to the advances included in the August 27, 1974 filing, to wit: $4,431,402, at the same time recognizing Staff's reserved right to question the reasonableness and appropriateness of the amounts not so expended in Southern's next filed rate increase, whether pursuant to Article III of its Stipulation and Agreement or as a general rate increase under Section 4 of the Natural Gas Act.

*The Commission orders:*

(A) The refund liability with respect to the inclusion in Southern's rate base of amounts spent by producers within 30 days of their inclusion pursuant to the advances included in the August 27, 1974, filing, to wit: $4,431,402, is hereby terminated.

(B) The proceedings relating to the advance payments contained in Southern's August 27, 1974, filing are hereby terminated subject to such further proceedings as may be required pursuant to ordering paragraph (C) below.

(C) Staff's specific reservation of its right to challenge the reasonableness and appropriateness of the amounts not so expended in Southern's next filed rate increase, whether pursuant to Article III of its Stipulation and Agreement or as a general rate increase under Section 4 of the Natural Gas Act is hereby recognized.

(D) The Secretary shall cause prompt publication of this to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20347 Filed 8-4-75;8:45 am]

[Docket No. CI69-13]

## SUN OIL CO.

### Procedural Dates and Date for Formal Hearing

JULY 29, 1975.

On May 12, 1975, Sun Oil Company (Applicant) filed in Docket No. CI75-695[1] an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon a sale of natural gas to El Paso Natural Gas Company (El Paso) from the V. T. McCabe Well No. 14, located in the North Jameson (Strawn) Field, Noland County, Texas, all as more fully set forth in the application.

Applicant proposes to abandon the sale from the subject well made pursuant to Applicant's FPC Gas Rate Schedule No. 150, which provides for the sale of gas-well gas to El Paso. The subject well has been reclassified from a gas well to an oil well by the Texas Railroad Commission. As an oil well the casinghead gas therefrom is dedicated to a contract dated November 18, 1952, with Lone Star Gas Company (Lone Star) for an intrastate sale.

After due notice by publication in the Federal Register, no petitions to intervene, notices of intervention, or protests to the granting of the application have been filed.

The subject proposal if approved would cause a diminution of gas to El Paso, which is currently experiencing curtailment of service, and to the interstate market, which is experiencing a gas shortage, We believe that there arises legal and factual issues, which require an evidentary record to be developed to determine whether the public convenience and necessity warrant the abandonment of service requested herein. The Applicant should address himself *inter alia* to the need of Lone Star and El Paso for the subject gas, the location and history of the subject well, the amount of reserves concerned herein, the revenue impact of the abandonment including the price of gas and the necessity for additional facilities in order for Lone Star to take the gas and the circumstances surrounding the reclassification.

*The Commission finds:*

It is necessary and appropriate and in the public interest that the proceeding in Docket No. CI63-13 be set for formal hearing.

*The Commission orders:*

(A) Pursuant to the provisions of the Natural Gas Act particularly, Sections 7 and 15 thereof, a formal hearing shall be convened in Docket No. CI63-13 in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 on September 16, 1975, at 10:00 a.m. (EDT). The Presiding Administrative Law Judge for the purpose—See Delegation of Authority 18 CFR 3.5(d)—shall preside at the hearing in this proceeding and shall prescribe relevant procedural matters not herein provided.

(B) The direct case of Sun Oil Company and all persons in support of the application to abandon shall be filed and served on all parties of record, including the Commission Staff on or before August 27, 1975.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20348 Filed 8-4-75;8:45 am]

[1] Application was incorrectly assigned and noticed in Docket No. CI75-695. The application applies to only one of the wells covered by the certificate authorization issued in Docket No. CI63-13. The authorization for sales from the other wells is not concerned by the instant order.

## GENERAL ACCOUNTING OFFICE

### REGULATORY REPORTS REVIEW

#### Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 29, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the Federal Register is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before August 25, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, NW., Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

FEDERAL COMMUNICATIONS COMMISSION

Request for clearance of a revision of FCC Form 301-A, Application for Authority to Operate a Broadcast Station by Remote Control or to Make Changes in a Remote Control Authorization. The use of this form is required by Section 15.48 of the Commission's Rules. FCC Form 301-A is required to be filed by licensees or permittees of Standard FM (commercial and noncommercial) and Television (commercial and noncommercial) Broadcast Stations when applying for authority to operate a broadcast station by remote control or to make changes in a remote control authorization. It is estimated that respondent burden would average 16 hours per response. The FCC receives approximately 175 applications annually.

NORMAN F. HEYL, *Regulatory Reports Review Officer.*

[FR Doc.75-20352 Filed 8-4-75;8:45 am]





Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

INTERSTATE COMMERCE COMMISSION

Request for clearance of OP-OR-9, Application for Motor Carrier Certificate or Permit, as revised by Commission proceeding in Ex Parte No. 55 (Sub-No. 10), decided November 20, 1974. Revisions adopted made no change to the basic data included in the form, but concern a change in Rule 247 of the Commission's General Rules of Practice, whereby the entire Commission prescribed requirements as to shipper certifications and established time limitations with respect to the submission of restrictive amendments and certifications of shipper support. The purpose in adopting the revisions was the Commission's concern with the deleterious impact on the public interest, the burden imposed on the parties, and the abuse of the Commission's procedures arising from the unreasonable expansion or contraction of cases after being filed. Forms are used by motor carriers seeking new or extended interstate operating authority. Approximately 6,000 applications are filed each year and constitute a formal proceeding before the Commission. Time to prepare application Form OP-OR-9 is estimated at 8 man-hours.

NORMAN F. HEYL, *Regulatory Reports Review Officer.*

[FR Doc.75-20351 Filed 8-4-75;8:45 am]

## REGULATORY REPORTS REVIEW

### Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 30, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the Federal Register is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed FCC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before August 25, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, NW., Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

FEDERAL COMMUNICATIONS COMMISSION

Request for clearance of a revision of FCC Form 301-A, Application for Authority to Operate a Broadcast Station by Remote Control or to Make Changes in a Remote Control Authorization. The use of this form is required by Section 15.48 of the Commission's Rules. FCC Form 301-A is required to be filed by licensees or permittees of Standard FM (commercial and noncommercial) and Television (commercial and noncommercial) Broadcast Stations when applying for authority to operate a broadcast station by remote control or to make changes in a remote control authorization. It is estimated that respondent burden would average 16 hours per response. The FCC receives approximately 175 applications annually.

NORMAN F. HEYL, *Regulatory Reports Review Officer.*

[FR Doc.75-20352 Filed 8-4-75;8:45 am]

## GENERAL SERVICES ADMINISTRATION

[GSA BULLETIN FPMR D-121]

### PUBLIC BUILDINGS AND SPACE

#### Redesignation of Federal Building

1. *Purpose.* This bulletin announces a change in the name and address of a Federal building.

2. *Expiration date.* This bulletin expires July 31, 1975. However, the building designation announced by this bulletin will remain in effect until canceled or superseded.

3. *Redesignation.* The former and new names of the building being redesignated are as follows:

| *New Name* | *Former Name* |
|---|---|
| U.S. Tariff Commission Building<br>7th and F Streets, NW.<br>Washington, DC 20004 | U.S. International Trade Commission Building<br>701 E Street, NW.<br>Washington, DC 20436 |

Dated: July 8, 1975.

DWIGHT A. INK, *Acting Administrator of General Services.*

[FR Doc.75-20315 Filed 8-4-75;8:45 am]

## NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN

### Meeting

Notice is hereby given, pursuant to PL 92-463, that the next meeting of the National Advisory Council on the Education of Disadvantaged Children will be held on August 22 and 23, 1975. Committee meetings will be held on August 22, from 8:30-10:00 a.m., and full Council will convene from 10:00 a.m.-5:00 p.m. The meeting of August 23 is scheduled to be held from 9:00 a.m.-2:00 p.m. The two-day meeting will be held at 425 Thirteenth Street, N.W., Suite 1012, Washington, D.C. 20004.

The National Advisory Council on the Education of Disadvantaged Children is established under section 148 of the Elementary and Secondary Act (20 U.S.C. 2411) to advise the President and the Congress on the effectiveness of compensatory education to improve the educational attainment of disadvantaged children.

The agenda of the two-day meeting will include Committee reports (Early Childhood Education, Special Concerns, Mandated Studies) on site visits and a review of the Committees' position papers.

Because of limited space, all persons wishing to attend should call for reservations by August 11, 1975, Area Code 202/382-6945.

Records shall be kept of all Council proceedings and shall be available for public inspection at the Office of the National Advisory Council on the Education of Disadvantaged Children, located at 425 Thirteenth Street, N.W., Suite 1012, Washington, D.C.

Signed at Washington, D.C. on July 30, 1975.

ROBERTA LOVENHEIM, *Executive Director.*

[FR Doc.75-20270 Filed 8-4-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Docket No. P-499-A]

### DEPARTMENT OF WATER AND POWER OF THE CITY OF LOS ANGELES, ET AL.

#### Notice of Receipt of Partial Application for Construction Permits and for Facility Licenses; Time for Submission of Views on Antitrust Matters

The Department of Water and Power of the City of Los Angeles, the State of California Department of Water Resources, the City of Anaheim, the City of Glendale, the City of Pasadena, the City of Riverside, the Northern California Power Agency, the Pacific Gas and Electric Company and the Southern California Edison Company, pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, have filed one part of an application, which was docketed on May 21, 1975, in connection with plans to construct and operate four generating units of an undetermined type, each with a net electrical output of approximately 1170 megawatts. The proposed facilities, designated as the San Joaquin Nuclear Project, are to be located near Wasco, approximately 33 miles northwest of Bakersfield, in Kern County, California. The portion of the application filed contains the information requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

Pursuant to § 2.101 of Part 2, the remaining portion of the application consisting of an Environmental Report is expected to be filed in August 1976, and the Preliminary Safety Analysis Report in December 1976. Upon receipt of the portions of the application dealing with environmental and radiological health and safety matters, separate notices of receipt will be published, by the Nuclear Regulatory Commission (the Commission), including an appropriate notice of hearing.



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A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C. 20555; the Nuclear Regulatory Commission, Inspection and Enforcement, Region V, 1990 N. California Boulevard, Walnut Creek, California 94596; the Federal Records Center, Reading Room, 4747 Eastern Avenue, Bell, California 90201; and the Kern County Library, 1315 Truxtun Avenue, Bakersfield, California 93301. Docket No. P-499-A has been assigned to the application and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Chief, Office of Antitrust and Indemnity, Office of Nuclear Reactor Regulation, on or before August 12, 1975.

Dated at Bethesda, Maryland, this 5th day of June 1975.

For the Nuclear Regulatory Commission.

JOHN F. STOLZ,
*Chief, Light Water Reactors Project Branch No. 2-1, Division of Reactor Licensing.*

[FR Doc.75-15287 Filed 6-12-75;8:45 am]

## ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, CALLAWAY PLANT, UNITS 1 AND 2, SUBCOMMITTEE

### Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the ACRS Subcommittee on the Callaway Plant, Units 1 and 2, will hold a meeting on August 20, 1975 at the Red Carpet Inn-Airport, 4690 N. Lindbergh Boulevard (Brigeton), St. Louis, MO 63044. The purpose of this meeting is to explore the site-related aspects of this application of the Standardized Nuclear Unit Power Plant System (SNUPPS).

The agenda for the subject meeting shall be as follows:

Wednesday, August 20, 1975, 9:00 a.m. until the conclusion of business. The Subcommittee will hear presentations by representatives of the Union Electric Company and the NRC Staff and will hold discussions with these groups regarding the site-related aspects of the application for a construction permit as well as other matters relating to the standard design.

In connection with the above agenda items, the Subcommittee will hold Executive Sessions, not open to the public, at 8:30 a.m. and at the end of the day to consider matters relating to the above application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee Members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Subcommittee may hold closed sessions with representatives of the NRC Staff and Applicant for the purpose of discussing privileged information concerning plant physical security and other matters related to plant design, construction, and operation, if necessary.

I have determined, in accordance with Subsection 10(d) of Pub. L. 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held, if necessary to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552(b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Subcommittee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 13, 1975 to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555. Background information concerning items to be discussed at the meeting can be found in the Preliminary Safety Analysis Report for this project and related documents on file and available for public inspection at the Nuclear Regulatory Commission's Public Document Room, 1717 H St., N.W., Wash., D.C. 20555, the Olin Library of Washington University, St. Louis, MO 63130, and the Fulton City Library, 709 Market St., Fulton, MO 65251. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements and the time allotted, can be obtained by a prepaid telephone call on August 19, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634-1920, ATTN: Mr. John C. McKinley) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) Persons desiring to attend portions of the meeting where proprietary information, other than plant security information, is to be discussed may do so by providing to the Executive Secretary, ACRS, NRC, 1717 H St., NW., Wash., D.C. 20555, seven days prior to the meeting, a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(h) A copy of the transcript of the open portion of the meeting will be available for inspection on or after August 25, 1975 at the NRC Public Document Room, 1717 H St., NW., Wash., D.C. 20555, the Olin Library of Washington University, St. Louis, MO 63130, and the Fulton City Library, 709 Market St., Fulton, MO 65251. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, NE., Washington, D.C. 20002 (telephone 202/547-6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the Nuclear Regulatory Commission's Public Document Room, 1717 H St., NW., Wash., D.C. 20555 after November 20, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-20405 Filed 8-4-75;8:45 am]

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on July 30, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice thru this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202-395-4529), or from the reviewer listed.

NEW FORMS

ENVIRONMENTAL PROTECTION AGENCY

Data Requirements for Study of Growth Effects of Major Land Use on Air Quality, single-time, regional planning agencies, Lowry, R. L., 395-3772.

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service, Consumer Acceptance Survey: canned beef, ARS 501-1, ARS 501-2, single-time, members of two churches, Lowry, R. L., 395-3772.

Forest Service, Maroon Valley User Survey, single-time, visitors to outdoor recreation area, Lowry, R. L., 395-3772.

DEPARTMENT OF COMMERCE

Bureau of the Census, Application for Data User Training, UTA-1, on occasion, prospective applicants for data user training, Lowry, R. L., 395-3772.

DEPARTMENT OF THE INTERIOR

Bureau of Sport Fisheries and Wildlife, Wildlife Recreation Telephone Questionnaire; National Hunting and Fishing Survey, single-time, households of nation; hunters and fishermen, Lowry, R. L., 395-3772.

REVISIONS

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service, Semi-annual Statistical Report on Hearings, SR SNCSS105, semi-annually, State public assistance agencies, Caywood, D.P., 395-3443.

EXTENSIONS

DEPARTMENT OF THE TREASURY

Bureau of Customs, Application for ID Card (merchandise importers), CF-3078, on occasion, broker, carrier, cartman, lighterman and their employees, Marsha Traynham, 395-4529.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration, Application for Agricultural Aircraft Operator Certificate, FAA 3873, on occasion, air agencies, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-20401 Filed 8-4-75;8:45 am]





3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice thru this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Center for Disease Control, Evaluation of Center for Disease Control, "Training Bulletin," TF-8.10-1, TF 8.10-2, single-time, sample of persons receiving CDC training bulletin, Human Resources Division, 395-3532.

Health Resources Administration, Interview Instrument for Evaluation of States Health Manpower and Health Facility information systems, HRANCHS 0303, single-time, State government officials, George Hall, Raynsford, R., 395-6140.

Health Services Administration, Navajo Health Authority Study of Health Care Services, HSAIHS 0702, single-time, health care providers, Human Resources Division, Dick Eisinger, 395-3532.

DEPARTMENT OF THE INTERIOR

National Park Service, Visitor Transportation Questionnaire, single-time, visitors to a national park, Lowry, R. L., 395-3772.

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration, Feasibility Analysis and Design Concepts and Criteria for Community-wide Separate Pedestrian Networks, single-time, pedestrians in non-CBD metropolitan areas, economics and general government division, Strasser, A., 395-3451.

EXTENSIONS

DEPARTMENT OF HEALTH, EDUCATION AND WELFARE

Social Security Administration, Evaluation and Measurement System—Supplemental Security Income Questionnaire, SSA 9750, on occasion, new SSI applicants, Human Resources Division, Sunderhauf, M. B., 395-3532.

Office of Education, Program Operations Report, Veteran's Cost-of-Instruction Payments to Institutions (sec. 420, title IV-A, P. L. 88-329, as amended), OE 369-2, annually, postsecondary institutions, Marsha Traynham, 395-4529.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration: Bird Strike—Incident Report, FAA 3630, on occasion, aviation public, Marsha Traynham, 395-4529.

Airport Pavement Design, FAA5100-1, on occasion, Marsha Traynham, 395-4529.

Compliance Worksheet, FAA 5190-7, annually, airport owners and sponsors, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-20402 Filed 8-4-75;8:45 am]

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget, on July 31, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice thru this release.

Further information about the items on this daily list may be obtained from the clearance office, Office of Management and Budget Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

FEDERAL RESERVE SYSTEM

Offering Rates on Negotiable CD's, FR 416D, weekly, large commercial banks, Caywood, D. P., 395-3443.

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service, Report of Improperly Manufactured, Mutilated, or Shortage/Overage of Food Coupon Books, FNS-43, on occasion, food stamp project areas, Lowry, R. L., 395-3772.

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance, United States Travel Service Questions (USTS participation in U.S.T.D.C. Survey), single-time, State travel Directors, Strasser, A., 395-5867.

REVISIONS

DEPARTMENT OF THE INTERIOR

National Park Service, Backcountry Management Questionnaire, single-time, Grand Teton Park backcountry day users, Lowry, R. L., 395-3772.

EXTENSIONS

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service, Group Evaluation of Selected USDA Recipes, ARS 195-198, on occasion,



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elementary school students and school personnel, Lowry, R. L., 395–3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service:
A System of Quality Control of Eligibility and Payments in Public Assistance, SRS–APA341, on occasion, welfare recipients, Sunderhauf, M. B., 395–6140.
Quality Control—Status of AFDO Sample Cases in Current Reporting Period, SRS OQC 1, monthly, Government agencies, Sunderhauf, M. B., 395–6140.

DEPARTMENT OF THE TREASURY

Bureau of Customs, Special Customs Invoice, LARS, CF5515, on occasion, exporters to U.S. Marsha Traynham, 395–4529.

NEW FORMS

DEPARTMENT OF THE INTERIOR

Geological Survey, CCT Information Response, on occasion, Scientists, Caywood, D.P., 395–3443.
National Park Service:
Backcountry Management Questionnaire for Kings, Canyon National Park, single-time, park visitors entering backcountry area, Lowry, R.L., 395–3772.
Natchez Trace Need Center Program Evaluation, on occasion, elementary and secondary classroom teachers, Lowry, R.L., 395–3772.

REVISIONS

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance:
Glass Containers, M32G, monthly, glass container manufacturers, Hulett, D.T., 395–4730.
Metal Cans (shipments), M–34D, monthly manufacturing establishments, Hulett, D.T., 395–4730.

DEPARTMENT OF DEFENSE

Department of the Air Force, Technical Order System Publication Deficiency Report, AFTO22, on occasion, manufacturers of AF equipment, Lowry, R.L., 395–3772.

EXTENSIONS

DEPARTMENT OF TRANSPORTATION

Coast Guard, Summary of Planned Submersible Operations, GC–4790, on occasion, operators of submersible vessels, Marsha Traynham. 395–4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75–20403 Filed 8–4–75;8:45 am]

## POSTAL RATE COMMISSION

[Docket No. MC73–1]

### MAIL CLASSIFICATION SCHEDULE, 1973

**Conference**

JULY 31, 1975.

Notice is hereby given that the Administrative Law Judge has scheduled a formal conference in the above-designated proceeding, to be held on Wednesday, August 6, 1975, at 10:00 a.m., in the Postal Rate Commission hearing room, Suite 500, 2000 L Street, N.W., Washington, D.C., to discuss prospects for settlement and scheduling of possible hearing dates.

JAMES R. LINDSAY,
*Secretary of the Commission.*

[FR Doc.75–20293 Filed 8–4–75;8:45 am]



## SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 11555; SR–2]

### AMERICAN STOCK EXCHANGE, INC.

**Rule Changes**

JULY 28, 1975.

NOTICE IS HEREBY GIVEN that the American Stock Exchange, Inc. (the "Amex") has filed, pursuant to Section 19(b) of the Securities Exchange Act of 1934, as amended, amendments (the "Amendments") to the certificate of incorporation, by-laws and rules of the American Stock Exchange Clearing Corporation ("ASECC"). The Amendments provide for the implementation of a continuous net settlement ("CNS") system for the clearance and settlement of transactions executed on the Amex.

1. THE AMENDMENTS

Pursuant to the Amendments, ASECC will clear and settle through the CNS system transactions in securities issues listed on the Amex and eligible for inclusion in the CNS operation and will continue to operate a daily balance order ("DBO") clearing and settlement system for transactions in issues not eligible for inclusion in the CNS operation.

Securities settlement in the CNS operation will be made through The Depository Trust Company ("DTC") by book entry; all members of ASECC will be required to become members of DTC, and issues not eligible for inclusion in DTC will not be eligible for inclusion in the CNS operation. Securities settlement in the DBO operation may be effected through the envelope system of Stock Clearing Corporation ("SCC"), the clearing arm of the New York Stock Exchange, Inc.

Once CNS is fully operational, money settlement for transactions cleared through ASECC (including CNS transactions for which securities deliveries are made through DTC and DBO transactions for which securities deliveries are made through SCC's envelope system) will be made through SCC, thereby permitting ASECC–SCC dual members to make one payment for ASECC and SCC money settlement obligations each day.

Any losses will be allocated among ASECC, SCC and DTC in accordance with a formula included in the Amendments and included in amendments to the rules of SCC and DTC ordered to be put into effect contemporaneously with the Amendments, and, in certain circumstances, DTC will be permitted to reverse book entry movements for which payment is required to be made in DTC but for which DTC has not been paid.

Processing in connection with ASECC's CNS operation will be performed by the Securities Industry Automation Corporation ("SIAC"), a service entity owned jointly by the NYSE and the Amex, which currently performs processing for ASECC's existing operations and for SCC's operations.

2. SOLICITATION OF COMMENTS ON THE AMENDMENTS

The Commission preliminarily sought comments from interested persons on the Amendments by publishing notice in the FEDERAL REGISTER that the Amex filing had been received and requesting comments on or before August 8, 1975. By today's notice, the Commission extends the comment period. Interested persons are invited to submit their views and comments to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before August, 1975. Communications should refer to File No. SR–2. The Amendments are, and all comments will be, available for public inspection at the Public Reference Room of the Commission at 1100 L Street, N.W., Washington, D.C.

3. SUMMARY EFFECTIVENESS OF THE PROPOSED ASECC RULE CHANGES

The National Clearing Corporation, the Pacific Clearing Corporation and SCC currently have fully operational continuous netting clearing systems which have increased significantly the safety and efficiency of clearing and settlement for securities transactions processed through the systems. Based on the performance of existing continuous netting systems and on its review of the ASECC CNS system, the Commission has determined that implementation of ASECC's CNS system will increase significantly the safety and efficiency of clearing and settlement for securities transactions cleared through ASECC. Accordingly, it appears to the Commission that immediate implementation of the CNS system is necessary for the protection of investors and for the safeguarding of securities and funds.

IT IS THEREFORE ORDERED, pursuant to Section 19(b)(3)(B) of the Act, that the Amendments relating to the implementation of ASECC's CNS system, filed with the Commission on June 2, 1975 be put into effect summarily, effective July 25, 1975, until such time as the Commission, pursuant to Section 19(b)(2) of the Act, either approves the Amendments or institutes proceedings to determine whether such rules should be disapproved.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20287 Filed 8–4–75;8:45 am]

[Rel. No. 11554; SR–4]

### NEW YORK STOCK EXCHANGE, INC.

**Rule Changes**

JULY 28, 1975.

NOTICE IS HEREBY GIVEN that the New York Stock Exchange, Inc. (the "NYSE") has filed, pursuant to Section 19(b) of the Securities Exchange Act, as amended, amendments (the "Amendments") to the Rules of The Depository Trust Company ("DTC").





1. THE AMENDMENTS

The Amendments have been filed in connection with Amendments to the certificate of incorporation, by-laws and rules of the American Stock Exchange Clearing Corporation ("ASECC"), ordered to be put in effect contemporaneously with the Amendments, providing for implementation by ASECC of a continuous net settlement ("CNS") system which will involve settlement of transactions in certain American Stock Exchange-listed issues through the facilities of DTC.

The Amendments consist of additions to DTC's Rules 1, 4, 6 and 9, to provide for the allocation of certain DTC losses among the DTC Participants Fund, the ASECC CNS Clearing Fund, and the Stock Clearing Corporation ("SCC") CNS Clearing Fund. The Amendments constitute an expansion of procedures previously established by SCC and DTC, in connection with the implementation of SCC's CNS system, to allocate losses between them.

2. SOLICITATION OF COMMENTS ON THE AMENDMENTS

The Commission preliminarily sought comments from interested persons on the Amendments by publishing notice in the FEDERAL REGISTER that the NYSE filing had been received and requesting comments on or before August 8, 1975. By today's notice, the Commission extends the comment period. Interested persons are invited to submit their views and comments on the Amendments to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before August __, 1975. Communications should refer to File No. SR–3. The Amendments are, and all comments will be, available for public inspection at the Public Reference Room of the Commission at 1100 L Street, NW., Washington, D.C.

3. SUMMARY EFFECTIVENESS OF THE AMENDMENTS

The National Clearing Corporation, the Pacific Clearing Corporation and SCC currently have fully operational continuous netting clearing systems which have increased significantly the safety and efficiency of clearing and settlement for securities transactions processed through the systems. Based on the performance of existing continuous netting systems and on its review of the ASECC's CNS system, the Commission has determined that implementation of ASECC's CNS system will increase significantly the safety and efficiency of clearing and settlement for securities transactions cleared through ASECC. Implementation of ASECC's CNS system will not proceed until these Amendments become effective. Accordingly, it appears to the Commission that immediate effectiveness of the Amendments is necessary for the protection of investors and for the safeguarding of securities and funds.

IT IS THEREFORE ORDERED, pursuant to Section 19(b)(3)(B) of the Act, that the Amendments relating to the establishment of loss allocation and book entry reversal mechanisms in connection with the implementation of ASECC's CNS system, filed with the Commission on June 26, 1975, be put into effect summarily, effective July 25, 1975, until such time as the Commission, pursuant to Section 10(b)(2) of the Act, either approves the Amendments or institutes proceedings to determine whether such rules should be disapproved.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20289 Filed 8–4–75;8:45 am]

[Rel. No. 11556; SR–3]

### NEW YORK STOCK EXCHANGE, INC.

**Proposed Rule Changes**

JULY 28, 1975.

NOTICE IS HEREBY GIVEN that the New York Stock Exchange, Inc. (the "NYSE") has filed, pursuant to Section 19(b) of the Securities Exchange Act, as amended, amendments (the "Amendments") to the Rules of Stock Clearing Corporation ("SCC").

The Amendments have been filed in connection with amendments to the certificate of incorporation, by-laws and rules of the American Stock Exchange Clearing Corporation ("ASECC"), ordered to be put in effect contemporaneously with the Amendments, providing for implementation by ASECC of a continuous net settlement ("CNS") system which will involve settlement of transactions in certain American Stock Exchange-listed issues through the facilities of The Depository Trust Company ("DTC").

1. THE AMENDMENTS

Except for a minor correction in SCC's Rule 12, the Amendments consist of additions to SCC's Rule 4, Section 4 to provide for the allocation of certain DTC losses among the DTC Participants Fund, the ASECC CNS Clearing Fund, and the SCC CNS Clearing Fund. The Amendments constitute an expansion of procedures previously established by SCC and DTC, in connection with the implementation of SCC's CNS system, to allocate losses between them.

2. SOLICITATION OF COMMENTS ON THE AMENDMENTS

The Commission preliminarily sought comments from interested persons on the Amendments by publishing notice in the *Federal Register* that the NYSE filing had been received and requesting comments on or before August 8, 1975. By today's notice, the Commission extends the comment period. Interested persons are invited to submit their views and comments on the Amendments to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before August , 1975. Communications should refer to File No. SR–3. The Amendments are, and all comments will be, available for public inspection at the Public Reference Room of the Commission at 1100 L Street, N.W., Washington, D.C.

3. SUMMARY EFFECTIVENESS OF THE AMENDMENTS

The National Clearing Corporation, the Pacific Clearing Corporation and SCC currently have fully operational continuous netting clearing systems which have increased significantly the safety and efficiency of clearing and settlement for securities transactions processed through the systems. Based on the performance of existing continuous netting systems and on its review of the ASECC CNS system, the Commission has determined that implementation of ASECC's CNS system will increase significantly the safety and efficiency of clearing and settlement for securities transactions cleared through ASECC. Accordingly, it appears to the Commission that immediate effectiveness of the Amendments is necessary for the protection of investors and for the safeguarding of securities and funds.

IT IS THEREFORE ORDERED, pursuant to Section 19(b)(3)(B) of the Act, that the Amendments relating to the establishment of loss allocation and book entry reversal mechanisms in connection with the implementation of ASECC's CNS system, filed with the Commission on June 30, 1975, be put into effect summarily, effective July 25, 1975, until such time as the Commission, pursuant to Section 19(b)(2) of the Act, either approves the Amendments or institutes proceedings to determine whether such rules should be disapproved.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20288 Filed 8–4–75;8:45 am]

[Rel. No. 8865; 811–1301]

### PACIFIC STANDARD FUND, INC.

**Filing of Application**

JULY 28, 1975.

NOTICE IS HEREBY GIVEN that Pacific Standard Fund, Inc. ("Applicant"), an open-end, diversified, management investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application on April 30, 1975, and an amendment thereto on May 23, 1975, for an order of the Commission declaring that the Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant states that on April 25, 1975, shareholders of the Applicant approved an Agreement and Plan of Reorganization ("Agreement") and Articles of Exchange and Transfer providing for the sale by the Applicant of substantially all of its assets to Empire Fund, Inc. ("Em-



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pire"), an open-end investment company registered under the Act, in exchange for shares of capital stock of Empire and cash; and that on April 28, 1975, the Agreement and the Articles of Exchange and Transfer were filed with the Department of Assessments and Taxation of the State of Maryland. In addition, Applicant states that Articles of Dissolution will be filed with such Department upon receipt of a tax clearance certificate from the Maryland Department of Revenue.

Applicant states further that its former shareholders have been issued shares of Empire pursuant to the terms of the Agreement; that checks in lieu of fractional shares of Empire have been issued to such shareholders; and that Applicant has no assets other than a small cash reserve maintained for the purpose of satisfying such checks.

Section 8(f) of the Act provides, in pertinent part, that when the Commission upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order and, upon the effectiveness of such order, the registration of such company shall cease to be in effect.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 22, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on this matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address set forth above. Proof of such service (by affidavit or, in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20290 Filed 8–4–75;8:45 am]

## TENNESSEE VALLEY AUTHORITY

### ROANE, TENNESSEE—500–kV SUBSTATION AND TRANSMISSION LINE CONNECTIONS

#### Negative Determination

In accordance with section 102(2)(C) of the National Environmental Policy Act of 1969, section 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550–62 (August 1, 1973)), and section V–B–1 of the Tennessee Valley Authority's Procedures for Environmental Planning and Assessment (39 FR 5671–75 (February 14, 1974)), the Tennessee Valley Authority (TVA) hereby gives notice that it has determined that the construction and operation of a 500-kV substation and related transmission line connections on a site in Roane County, Tennessee (approximately 8 miles southwest of the city of Oak Ridge), does not constitute a "major federal action significantly affecting the quality of the human environment" and that an environmental statement is not necessary for this proposed action.

These facilities are required to provide additional electric energy requirements of the Energy Research and Development Administration facilities at Oak Ridge, Tennessee. TVA has prepared an environmental evaluation record to assess the environmental impacts related to this proposal and to identify measures to minimize the effects of construction and operation on the environment. TVA's environmental review has revealed no significant environmental impacts which would occur from the construction or operation of the facilities in accordance with their design. The facilities would be constructed entirely on federally-owned property already used for industrial purposes. The proposal is compatible with both regional and local planning and is not considered controversial within the meaning of the CEQ Guidelines. As a result of this review, TVA has determined that an environmental impact statement is not required.

TVA's environmental evaluation record is available for inspection and review during regular work hours at the following locations:

Tennessee Valley Authority
Information Office
333 New Sprankle Building
Knoxville, Tennessee 37902

Anderson County
Oak Ridge Civic Center
Oak Ridge, Tennessee 37830

Kingston City Library
Patton Ferry Road
Kingston, Tennessee 37763

A limited number of single copies are available and can be obtained by writing to TVA's Information Office at the above address.

Any questions or comments concerning this proposal should be directed to:

Dr. Peter A. Krenkel
Director of Environmental Planning
268 401 Building
Chattanooga, Tennessee 37401

Dated: July 29, 1975.

LYNN SEEBER,
*General Manager.*

[FR Doc.75–20317 Filed 8–4–75;8:45 am]

## DEPARTMENT OF LABOR

### Wage and Hour Division

### ACME GARMENT CO., ET AL.

#### Certificates Authorizing the Employment of Learners at Special Minimum Wages

*Correction*

In FR Doc. 75–18651 appearing on page 30337 in the issue of Friday, July 18, 1975, the date in the second column, 21st line reading "4–21–75" should read "4–21–76".

### Wage and Hour Division

### UNIVERSITY OF ALABAMA, ET AL.

#### Certificates Authorizing Institutions of Higher Education To Employ Their Full-Time Students at Subminimum Wages

*Correction*

In FR Doc. 75–18652 appearing at page 30337 in the issue of Friday July 18, 1975, the penultimate line of the listing under South Carolina in the first column on page 30339 reading "Sumter Regional Campus, Sumter, SC; Un-" should read "Sumter Regional Campus, Sumter, SC; Union".

## ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

### STUDY GROUP ON FIELD AND LABORATORY UTILIZATION

#### Determination To Establish

Pursuant to the Federal Advisory Committee Act (Pub. L. 92–463), the establishment of a "Study Group on Field and Laboratory Utilization" has been certified by the Acting Administrator as necessary, appropriate, and in the public interest in connection with the performance of duties imposed upon the Energy Research and Development Administration (Pub. L. 93–438), and other applicable law.

1. *Name of Committee.* Study Group on Field and Laboratory Utilization.

2. *Purpose.* To advise ERDA on the organizational and management steps to be taken to contribute to the optimum utilization of ERDA's field and laboratory resources in accomplishing ERDA's nonmilitary missions.

3. *Effective date of establishment and duration.* The Study Group is established effective with the publication of this notice.

The charter of the Study Group will be filed with the standing committees of Congress having legislative jurisdiction of the Energy Research and Development Administration.



4. *Membership.* The members are:

(a) Lt. Gen. Austin W. Betts (USA, Retired), Senior Vice President, Southwest Research Institute, Chairman of the Study Group.
(b) Dr. Raymond L. Bisplinghoff, Chancellor, University of Missouri.
(c) Mr. William L. Davis, Emerson Electric.
(d) Dr. Alan M. Lovelace, Associate Administrator for Aeronautics and Space Technology, NASA.
(e) Dr. John A. Hornbeck, Bell Telephone Laboratories.
(f) V/Adm. William J. Moran (USN, Retired).
(g) Dr. Herman Postma, Director, Holifield National Laboratory.
(h) Dr. Harold M. Agnew, Director, Los Alamos Scientific Laboratory.
(i) Dr. George H. Vineyard, Director, Brookhaven National Laboratory.
(j) Mr. Robert D. Thorne, Manager, ERDA San Francisco Operations Office.
(k) Dr. Agnew W. Decora, Director, Laramie Energy Research Center.
(l) Dr. Vitalij Garber (Designated Federal employee), Technical Director, ERDA Assistant Administrator for Laboratory & Field Coordination.

5. *Study Group operation.* The Study Group will operate in accordance with provisions of the Federal Advisory Committee Act (Pub. L. 92–463), ERDA policy and procedures, OMB Circular No. A–63 (Revised), and other directives and instructions issued in implementation of the Act.

For the Administrator.

HARRY L. PEEBLES,
*Deputy Advisory Committee Management Officer.*

[FR Doc.75–20505 Filed 8–4–75;8:45 am]

### STUDY GROUP ON FIELD AND LABORATORY UTILIZATION

#### Meeting

The Study Group on Field and Laboratory Utilization will hold a meeting on August 12 and 13, 1975, at ERDA Headquarters, Germantown, Maryland, in Room A–410. The portion of the meeting which will be open to the public will begin at 8:30 a.m. and end at approximately 12 noon.

The purpose of the Study Group on Field and Laboratory Utilization will be to prepare a report which will be based on its appraisal of the management practices inherited by ERDA and recommend organizational and management steps to be taken to contribute to the optimum utilization of ERDA's field and laboratory resources in accomplishing ERDA's nonmilitary missions.

In addition to the public session on August 12, the Study Group plans to hold two (2) executive sessions. The first will begin at approximately 1 p.m., August 12, and continue through the day ending at approximately 5:30 p.m. The second executive session is scheduled for August 13, 1975, from 8:30 a.m. to 5:30 p.m. These sessions will include discussion of budget information, intra-agency communications on pending issues and classified data.

When this group was originally constituted, it was erroneously believed that it was not subject to the Federal Advisory Committee Act (FACA). Subsequently, it was determined that the group is in fact an advisory committee subject to the FACA. Meanwhile, a schedule of meetings was established, the first of which is set for August 12 and 13, 1975. The Study Group must initiate its efforts in early August so as to complete its report by the end of October, 1975, as directed by the Administrator, in order to meet stringent budget cycle dates.

The members of the Study Group have agreed to serve because of the importance of ERDA's missions and the value of this study in assuring that they will be successfully accomplished. All of them have other important responsibilities, but have agreed that half of their activities over the next few months will be devoted to the Study. The proposed schedule of meetings and site visits are very difficult to arrange in the time available and still permit some of the members to meet their other important commitments. August 12 and 13 are the only dates on which nearly all of the members will be available to meet at Headquarters prior to the first site visit. The hardships to the members of the Study Group resulting from any rescheduling at this time, and the hardship to ERDA from any delay in meeting its budget requirements are deemed to be sufficient cause justifying a notice period shorter than the 15 days as provided in section 8(b)3 of the OMB Circular No. A–63 (Revised).

The Headquarters' briefings are vital to assure a maximum understanding by the Group of ERDA and its programs prior to undertaking the first site visit. Thus, the purpose of this first meeting is not for ERDA to receive advice, but is for ERDA officials to brief the Study Group.

I have determined, in accordance with subsection 10(d) of Pub. L. 92–463, that these executive sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b); and further that some of the discussions will be on laboratory management matters which will involve weapons information and other classified activities which fall within exemption (1) and (3) of 5 U.S.C. 552(b). It is essential to close these portions of the meeting to protect the free interchange of internal views and to avoid undue interference with Agency or Study Group operation.

The Chairman is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business.

With respect to public participation in the Study Group meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements on agenda items may do so by mailing ten copies thereof, postmarked no later than August 26, 1975, to Ms. Antionette Joseph, Office of Laboratory Coordination, ERDA, Washington, D.C. 20545. Requests for the opportunity to make oral statements shall be ruled on by the Chairman of the Study Group who is empowered to apportion the time available among those selected by him to make oral statements.

(b) Questions at the meeting may be asked only by members of the Study Group.

(c) Seating for the public will be made available on a first-come, first-served basis.

(d) Copies of minutes will be made available for copying, following their acceptance by the Study Group, in accordance with the Federal Advisory Committee Act, at the Energy Research and Development Administration's Public Document Room, 1717 H Street, NW, Washington, D.C. 20545, upon payment of all charges required by law.

The Study Group will convene August 19–21, 1975 for site visits to the Argonne National Laboratory, FermiLab, and the Pittsburgh Energy Research Center. The Study Group will undertake site visits to, and may hold meetings at the ERDA San Francisco Operations Office, the ERDA Oak Ridge Operations Office, and the ERDA Albuquerque Operations Office. Future Study Group meetings will be held in September and early October, 1975. Notices of these meetings will be published in the Federal Register.

HARRY L. PEEBLES,
*Deputy Advisory Committee Management Officer.*

[FR Doc.75–20506 Filed 8–4–75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 823]

### ASSIGNMENT OF HEARINGS

JULY 31, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 125777 Sub No. 152, Jack Gray Transport, Inc., now being assigned, November 20, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 128383 Sub No. 53, Pinto Trucking Service Inc., now being assigned November 19, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 124212 Sub No. 80, Mitchell Transport, Inc., now being assigned November 18, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 140563 Sub No. 2, W. T. Myles Transportation Company, now being assigned, November 12, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.



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MC 140563 Sub No. 2, W. T. Myles Transportation Company, now being assigned, November 12, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 8214 Sub 3, Port Jersey Transportation, now being assigned November 3, 1975, at New York, New York (1 day); in a hearing room to be designated later.

MC 113362 Sub 283, Ellsworth Freight Lines, Inc., now being assigned November 4, 1975 (1 day), at New York, New York; in a hearing room to be designated later.

MC 129529 Sub 7, Thruway Messenger Service, Inc., now being assigned November 5, 1975 (3 days), at Newark, New Jersey; in a hearing room to be designated later.

MC 140484 Sub No. 1, Lester Coggins Trucking, Inc., now being assigned November 12, 1975, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 73165 Sub No. 310, Eagle Motor Lines, Inc., now being assigned September 17, 1975, at the Office of the Interstate Commerce Commision, Washington, D.C.

MC-F-12336, Riteway Express, Inc.—Purchase—A. Knorr's Express, Inc., and MC 1668 Sub 6, Riteway Express, Inc., now assigned September 9, 1975, at New York, New York; will be held in Court of Claims, Room 238, Court Room A, 26 Federal Plaza.

MC 134716 (Sub-No. 5), Rush Trucking, Inc., now assigned September 8, 1975, at Miami, Fla., will be held in Room 208, Federal Building, 51 S.W. First Street.

MC 113855 Sub 314, International Transports, Inc., now assigned September 9, 1975, at Billings, Mont., will be held in Room 1033, Federal Building, 316 North 26.

MC 123407 Sub 187, Sawyer Transport, Inc., now assigned September 11, 1975, at Billings, Mont., will be held in Room 2222, Federal Building, 316 North 26.

MC 123407 Sub 198, Sayyer Transport, Inc., now assigned September 18, 1975, at Billings, Mont., will be held in Room 2222, Federal Building, 316 North 26.

AB 7 Sub 7, Chicago, Milwaukee, St. Paul and Pacific Railroad Company Abandonment Between Heath and Grass Range, Fergus County, Montana, now assigned September 15, 1975, at Lewistown, Mont., will be held at the Yago Inn, Sapphire A Room.

MC 128273 Sub 179, Midwestern Distribution, Inc., now assigned September 22, 1975, at Portland, Oreg., will be held in Room 103, Pioneer Courthouse, 555 S.W. Yamhill Street.

MC-F-12343, National Machinery Haulers, Inc.—Purch.—Larry L. Fenner Transport, Inc., and MC 140504, National Machinery Haulers, Inc. (D. R. to MC-F 12343), now being assigned November 4, 1975 (2 days), at Chicago, Ill., in a hearing room to be later designated.

MC 119619 Sub 74, Distributors Service Co., now assigned September 9, 1975, at Columbus Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 114273 Sub 223, Cedar Rapids Steel Transportation, Inc., now assigned September 10, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 106398 Sub 720, National Trailer Convoy, Inc., now assigned September 11, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 140104 Sub 2, Toledo Frigid Lines, Inc., now being assigned September 12, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 135111 Sub 1, Reese Trucking, Inc., now assigned September 15, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 102616 Sub 910, Coastal Tank Lines, Inc., now assigned September 16, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 124221 Sub 49, Howard Baer, now assigned September 17, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

MC 107403 Sub 917, Matlack, Inc., now assigned September 18, 1975, at Columbus, Ohio; will be held in Room 235, Federal Office Building, 85 Marconi Boulevard.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20354 Filed 8-4-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY—ELIMINATION OF GATEWAY LETTER NOTICES

JULY 31, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 15, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 115840 (Sub-No. 77E), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., PO Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *such materials and supplies (except in bulk) used in the operation, production, processing or transportation of iron and steel articles, cranes, sand hoppers, elevators, conveyors, dust collectors, and meter boxes which are aluminum articles* (1) from points in North Carolina and South Carolina to points in North Dakota, Nebraska, South Dakota, Kansas, Oklahoma, Texas, Louisiana, Mississippi, and points in that portion of Alabama on and west of Interstate Highway 65 and points in that portion of Arkansas on and west of U.S. Highway 65; (2) from points in Florida to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Missouri, Minnesota, Wisconsin, Iowa, Michigan, Illinois, and points in that portion of Kentucky on and west of Interstate Highway 65 and points in that portion of Ohio beginning at the Ohio-Kentucky State Line on and north of Interstate Highway 71 (including Cincinnati, Columbus, and Cleveland, Ohio), and points in Indiana; (3) from points in that portion of Florida on and east of U.S. Highway 431 to points in Mississippi and Texas; (4) from points in that portion of Florida on and west of U.S. Highway 431 to points in Tennessee, Ohio, on and east of Interstate Highway 71, Pennsylvania, New York, Connecticut, Massachusetts, Rhode Island, Maine, Vermont, New Hampshire, New Jersey, West Virginia, Virginia, North Carolina, South Carolina, and points in that portion of Alabama on and north of Interstate Highway 20, beginning at the Alabama-Georgia State Line, to the intersection with U.S. Highway 78, thence on and north of U.S. Highway 78 to the Alabama-Mississippi State Line and to Jefferson, Shelby, and Walker Counties, Alabama; (5) from points in Georgia to points in Iowa, Wisconsin, Michigan, Illinois, North Dakota, South Dakota, Kansas, Oklahoma, Texas, Arkansas,, Missouri, and Minnesota.

(6) From points in that portion of Georgia on and north of Interstate Highway 20 to points in Louisiana and Mississippi and to points in Alabama on and west of Interstate Highway 65; (7) from points in Tennessee on and east of Interstate Highway 65 to points in Oklahoma, Texas, Louisiana, and points in that portion of Alabama on and south of Interstate Highway 20 and points in that portion of Mississippi on and south of Interstate Highway 20; (8) from points in that portion of Tennessee on and west of Interstate Highway 65 to points in Florida and points in that portion of Georgia on and south of U.S. Highway 80 and points in that porton of Alabama beginning at the Alabama-Florida State Line on and east of U.S. Highway 431 to the intersection with Interstate Highway 65, thence north on and east of Interstate Highway 65 to the intersection with Interstate Highway 20, thence east on and south of U.S. Interstate Highway 20 to the Alabama-Georgia State Line; (9) From points in Arkansas to points in South Carolina, New Jersey, Massachusetts, Maine, New Hampshire, Rhode Island, Connecticut, the District of Columbia, Vermont, Georgia, points in Florida east of U.S. Highway 431, and points in Alabama on and east of Interstate Highway 65; (10) from those points in Arkansas on and South of Interstate Highway 40 to points in Pennsylvania and New York; (11) from points in Mississippi to points in New York, Pennsylvania, Rhode Island, New Jersey, Delaware, New Hampshire, Connecticut, Massachusetts, Vermont, Maine, Maryland, Virginia, West Virginia, Georgia, on and north of Interstate Highway 20 and U.S. Highway 78, North Carolina and South Carolina; (12) from points in Mississippi on and south of U.S. Highway 82 to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee) and points in that portion of Kentucky on and east of U.S. Highway 65, and points in Alabama beginning at the Alabama-Tennessee State Line on and east of Interstate Highway 65, thence on U.S. Interstate Highway 65 to its intersection with Alabama State Highway 22, thence east on and north of Alabama State Highway 22 to the Alabama-Georgia State Line.

(13) From those points in Mississippi on and north of U.S. Highway 82 to points in Florida on and east of U.S. Highway 431 and points in Georgia on and south of Interstate Highway 20 and U.S. Highway 78; (14) from those points in Louisiana on and east of the Mississippi River to points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, New York, Pennsylvania, Rhode Island, New Jersey, Maryland, Delaware, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, and points in that portion of Georgia on and north of U.S. Highway 78 and Interstate Highway 65 and those points in Tennessee on and east of Interstate 65 (including Davidson County, Tennessee) and points in that portion of Alabama beginning at the Alabama-Tennessee State Line on and east of Interstate Highway 65 (including Decatur, Alabama), thence south on Interstate Highway 65 to (including Shelby, Jefferson, Walker, and Chilton Counties, Alabama) its intersection with Alabama State Highway 22, thence east on and north of Alabama State Highway 22 to the Alabama-Georgia State Line; (15) from points in Alabama to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, New York, Rhode Island, New Jersey, Maryland, Delaware, Virginia, West Virginia, Pennsylvania, North Carolina, and South Carolina; (16) from points in Alabama on and south of U.S. Highway 278 to points in North Dakota, South Dakota, Iowa, Ohio, Kentucky, Minnesota, Wisconsin, Michigan, Illinois, Indiana, and Kansas; (17) from those points in Alabama on and east of Interstate Highway 65 (including Shelby and Jefferson Counties, Alabama) to points in Texas, Arkansas, and Oklahoma.

(18) From those points in Alabama on and north of Interstate Highway 20 to the intersection with U.S. Highway 78, thence west on and north of U.S. Highway 78 to the Alabama-Mississippi State Line to points in Florida and that portion of Georgia on and south of U.S. Highway 80; (19) from those points in Alabama on and west of Interstate Highway 65 to points in Georgia on and north of Interstate Highway 20; (20) from those points in Georgia beginning at the Georgia-Alabama State Line on and south of U.S. Highway 78 bounded on the north by U.S. Highway 78, thence east on U.S. Highway 78 to its intersection with U.S. Highway Alternate 27 located at (and including) Bremen, Georgia, thence south on and west of U.S. Highway Alternate 27 (including Carrollton, Newman, Manchester, and Columbus, Georgia) bounded on the east by U.S. Highway Alternate 27 to the Georgia-Alabama State Line located at Columbus, Georgia, to points in Maine, Vermont, New Hampshire, Virginia, West Virginia, Delaware, Kentucky, Massachusetts, Pennsylvania, New York, New Jersey, Maryland, the District of Columbia, Rhode Island, Connecticut, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Arkansas, Mississippi north of Interstate Highway 20, Tennessee west of Interstate Highway 65 (including Davidson County, Tennessee), Kentucky west of Interstate Highway 65 (including Louisville, Kentucky), and points in that portion of Alabama on and west of Interstate Highway 65 beginning at the Alabama-Tennessee State Line to its intersection with U.S. Highway 78, thence west on and north of U.S. Highway 78 to Alabama-Mississippi State Line, and to points in Jefferson, Shelby, Walker, and Blount Counties, Alabama. The purpose of this filing is to eliminate the gateway of facilities of Planet Corp., Inc., at Birmingham, Ala.

No. MC 115840 (Sub-E91), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such materials and supplies (except in bulk) used in the operations of a foundry as are also used in the operation, production, processing, or transportation of iron and steel articles, cranes, sand hoppers, elevators, conveyors, dust collectors, and meter boxes as are also embraced in iron and steel articles, valves, hydrants, gaskets, overhead highway sign structures, highway breakaway posts, highway guardrails, and uprights.* (1) From points in California to points in Maine, and New Hampshire, (2) From points in California on and south of Interstate Highway 80 to points in Vermont, Massachusetts, New Jersey, Rhode Island, Connecticut, Delaware, Maryland, and West Virginia, New York, Pennsylvania, and Kentucky; (3) from points in Colorado on and south of U.S. Highway 50 to points in Maine, New Hampshire, Rhode Island, Connecticut, Delaware, Maryland, Virginia, New York City and Philadelphia, Pa.; (4) from points in Arizona to points in Maine, Vermont, New Hampshire, Connecticut, Rhode Island, New York, New Jersey, Massachusetts, Pennsylvania, Virginia, Maryland, Delaware, West Virginia, and that portion of Kentucky on and east of Interstate Highway 65; (5) from points in Nevada on and south of U.S. Highway 50 to points in Maine, Vermont, New Hampshire, Connecticut, Massachusetts, Rhode Island, New York, Virginia, New Jersey, Pennsylvania, Kentucky, West Virginia, Delaware, and Maryland; (6) from points in New Mexico on and south of U.S. Highway 66 to points in Maine, Pennsylvania, New York, Vermont, New Hampshire, Connecticut, Massachusetts, Maryland, Virginia, Delaware, New Jersey, and Rhode Island; (7) from points in Texas to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Virginia, Delaware, Maryland, and West Virginia; (8) from points in Louisiana to points in West Virginia, Virginia, Maryland, Pennsylvania, New Jersey, Delaware, New York, Rhode Island, Connecticut, Massachusetts, Vermont, New Hampshire, and Maine.

(9) From points in Mississippi to points in Maine, New Hampshire, Vermont, Connecticut, Rhode Island, New York, Delaware, New Jersey, Maryland, and Virginia; (10) from points in Mississippi on and south of Interstate Highway 20 to points in Kentucky; (11) from points in Arkansas beginning at the Arkansas-Tennessee State line on and south of Interstate Highway 40 to its intersection with Interstate Highway 30 thence southwest on and east of Interstate Highway 30 to the Arkansas-Texas State line, to points in Maine, Connecticut, Vermont, New Hampshire, Rhode Island, Massachusetts, New Jersey, Delaware, Maryland, Virginia, New York, Pennsylvania; (12) from points in Alabama to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut; (13) from points in Mississippi on and south of U.S. Highway 82 to points in West Virginia and Pennsylvania; (14) from points in Alabama on and south of Interstate Highway 20 (including Walker and Jefferson Counties, Alabama) to points in Pennsylvania, New York, New Jersey, Maryland, Delaware, Virginia, and West Virginia; (15) from Memphis, Tennessee, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Maryland, Virginia, and those portions of Pennsylvania and New York on and east of Interstate Highway 81; and (16) from those points in Georgia beginning at the Georgia-Alabama State line on and south of U.S. Highway 78, thence east on and south of U.S. Highway 78 to its intersection with U.S. Highway Alternate 27, thence south on and south of U.S. Highway Alternate 27 to the Georgia-Alabama State line located at Columbus, Georgia, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, those portions of New York and Pennsylvania on and west of Interstate Highway 81 and points in Kentucky, on and west of Interstate Highway 65. The purpose of this filing is to eliminate the gateway of Holt and Birmingham, Ala.

No. MC 115840 (Sub-E92), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Rogerm M. Shaner (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, and iron and steel* (except commodities which because of size or weight require the use of special equipment) which are *materials and supplies (except in bulk) used in the operations of a foundry* and are also used in the operation, production, processing, or transportation of *iron and steel articles, cranes, sand hoppers, elevators, conveyors, dust collectors, and meter boxes*, (1) from points in California, Oregon, Washington, Arizona, New Mexico, Colorado, Utah, Nevada,







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Wyoming, Idaho, Louisiana, Montana, and points in that portion of Texas beginning at the Texas-Louisiana State Line on and south of Interstate Highway 20 to the intersection with U.S. Highway 75 (including Dallas), thence north on and west of U.S. Highway 75 to the Texas-Oklahoma State Line and points in that portion of Mississippi beginning at the Mississippi-Alabama State Line on and south of U.S. Highway 82 (including Greenwood and Greenville, Mississippi), thence on U.S. Highway 82 to the Mississippi-Arkansas State Line to points in Tennessee located on the Tennessee River north of Knoxville, Tennessee, and south to Chattanooga, Tennessee; (2) from points in California, Washington, Oregon, Arizona, New Mexico, Texas, Idaho, Wyoming, Louisiana, Nevada, Utah, Colorado, Montana; and points in that portion of Mississippi beginning at the Mississippi-Alabama State Line on and south of Interstate Highway 20, thence on Interstate Highway 20 (including Jackson and Vicksburg, Miss.) to the Mississippi-Louisiana State Line located at Vicksburg, Mississippi, to points in that portion of Tennessee located on the Tennessee River beginning at Chattanooga, Tennessee, (including Chattanooga) south to (and including) Decatur, Alabama.

(3) From points in California, Oregon, Washington, Arizona, New Mexico, Texas, Louisiana, Colorado, Nevada, Utah, Wyoming, Idaho, Montana, Massachusetts, Connecticut, Vermont, New Hampshire, Maine, and Rhode Island, to points in that portion of Alabama on the Tennessee River from Decatur to Florence, Alabama; (4) from points in California, Oregon, Washington, Arizona, New Mexico, Nevada, Utah, Idaho, Montana, Massachusetts, Connecticut, Vermont, New Hampshire, Maine, and points in that portion of Colorado beginning at the Colorado-New Mexico State Line on and west of Interstate Highway 25 (including Denver and Colorado Springs, Colorado) to the Colorado-Wyoming State Line to points located on the Tennessee River from Florence, Alabama, to the Kentucky-Tennessee State Line; (5) from points in California beginning at the International Boundary Line between the United States and Mexico on and west of Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line and points in that portion of Oregon beginning at the Oregon-California State Line on and west of Interstate Highway 5 (including Eugene, Albany, Salem, and Portland, Oregon), to the Oregon-Washington State Line, and points in that portion of Washington beginning at the Washington-Oregon State Line on and west of U.S. Highway 97 to the International Boundary Line between the United States and Canada, and points in Florida, to points on that portion of the Mississippi River from Memphis, Tennessee (including Memphis, Tennessee), to Greenville, Mississippi; (6) from points in Washington, Oregon, Montana, Idaho, and points in that portion of California beginning at the International Boundary Line between the United States and Mexico on and west of Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line, to points on that portion of the Mississippi River from Memphis, Tennessee, to Greenville, Mississippi; (7) from points in Oregon, Washington, Idaho, Montana, and points in that portion of California beginning at the International Boundary Line between the United States and Mexico, on and west of Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line, points in Main, Massachusetts, Vermont, New Hampshire, Connecticut, Rhode Island, to points on that portion of the Mississippi River from Greenville to Vicksburg, Mississippi.

(8) From Oregon, Washington, Massachusetts, Connecticut, Rhode Island, Maine, New York, New Jersey, Vermont, New Hampshire, Pennsylvania to points on that portion of the Mississippi River from Vicksburg to Natchez, Mississippi; (9) from points in California beginning at the California-Nevada State line on and north of Interstate Highway 80 to the Pacific Ocean, points in Oregon, Washington, Idaho, Montana, Rhode Island, Maine, New Hampshire, Vermont, Massachusetts, Connecticut, New York, Pennsylvania, New Jersey, to points on that portion of the Mississippi River from Natchez, Mississippi, to Baton Rouge, Louisiana; and (10 from points in California, Oregon, Washington, Nevada, Idaho, Wyoming, Montana, New York, New Jersey, Maine, Pennsylvania, Vermont, New Hampshire, Massachusetts, Rhode Island, and Connecticut, to points on the Mississippi River from Baton Rouge, Louisiana, to the Gulf of Mexico. The purpose of this filing is to eliminate the gateways of Holt, Birmingham, and Bessemer, Ala.

No. MC 115840 (Sub-No. 93E), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: iron and steel and iron and steel articles (except commodities which because of size or weight require the use of special equipment) which are materials and supplies (except in bulk) used in the operations of a foundry and which are also used in the operation, production, processing, or transportation of iron and steel articles, cranes, sand hoppers, elevators, conveyors, dust collectors, and meter boxes (1) from points in California, Oregon, Washington, Arizona, New Mexico, Colorado, Utah, Nevada, Wyoming, Idaho, Louisiana, Montana and points in that portion of Texas beginning at the Texas-Louisiana State Line on and south of Interstate Highway 20 to the intersection with U.S. Highway 75 (including Dallas), thence north on and west of U.S. Highway 75 to the Texas-Oklahoma State Line and that portion of Mississippi beginning at the Mississippi-Alabama State line on and south of U.S. Highway 82 (including Greenwood and Greenville, Mississippi), thence on U.S. Highway 82 to the Mississippi-Arkansas State Line located at Greenville, Mississippi, to points in Tennessee located on the Tennessee River north of Knoxville, Tennessee, southward to Chattanooga, Tennessee; (2) from points in California, Washington, Oregon, Arizona, New Mexico, Texas, Idaho, Wyoming, Louisiana, Nevada, Utah, Colorado, Montana, and that portion of Mississippi beginning at the Mississippi-Alabama State line on and south of Interstate Highway 20, thence west on Interstate Highway 20 (including Jackson and Vicksburg, Mississippi) to the Mississippi-Louisiana State Line located at Vicksburg, Mississippi, to points in that portion of Tennessee located on the Tennessee River beginning at Chattanooga, Tennessee (including Chattanooga, Tennessee) southward on the Tennessee River to (and including) Decatur, Alabama.

(3) From points in California, Oregon, Washington, Arizona, New Mexico, Texas, Louisiana, Colorado, Nevada, Utah, Wyoming, Idaho, Montana, Massachusetts, Connecticut, Vermont, New Hampshire, Maine, Rhode Island, to points in that portion of Alabama on the Tennessee River from Decatur to Florence, Alabama; (4) From points in California, Oregon, Washington, Arizona, New Mexico, Nevada, Utah, Idaho, Montana, Massachusetts, Connecticut, Vermont, New Hampshire, Maine, and that portion of Colorado beginning at the Colorado-New Mexico State Line on and west of Interstate Highway 25, thence north on Interstate Highway 25 (including Denver and Colorado Springs, Colorado) to the Colorado-Wyoming State Line to points located on the Tennessee River from Florence, Alabama, to the Kentucky-Tennessee State Line; (5) from points in California beginning at the international boundary line between the United States and Mexico on and west of Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line and that portion of Oregon beginning at the Oregon-California State Line on and west of U.S. Interstate Highway 5 (including Eugene, Albany, Salem, and Portland, Oregon), thence on Interstate Highway 5 to the Oregon-Washington State Line, and points in that portion of Washington beginning at the Washington-Oregon State Line on and west of U.S. Highway 97 thence on U.S. Highway 97 to the International Boundary Line between the United States and Canada, and Florida, to points on that portion of the Mississippi River beginning at Memphis, Tennessee (including Memphis, Tennessee), to Greenville, Mississippi; (6) from points in Washington, Oregon, Montana, Idaho and points in that portion of California beginning at the International Boundary Line between the United States and Mexico on and west of Interstate Highway 5, thence on Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line, to points on that portion of the Mississippi River from Memphis, Tennessee, to Greenville, Mississippi; (7) from points in Oregon, Washington, Idaho, Montana, and points in that portion of California beginning at the International Boundary Line between the United States and Mexico, on and west of Interstate Highway 5 (including Sacramento, California) to the California-Oregon State Line, Maine, Massachusetts, Vermont, New Hampshire, Connecticut, Rhode Island, to points on that portion of the Mississippi River from Greenville to Vicksburg, Mississippi.





(8) From Oregon, Washington, Massachusetts, Connecticut, Rhode Island, Maine, New York, New Jersey, Vermont, New Hampehire, Pennsylvania, to points on that portion of the Mississippi River from Vicksburg to Natchez, Mississippi; (9) from points in California beginning at the California-Nevada State Line on and north of Interstate Highway 80 thence on Interstate Highway 80 to the Pacific Ocean, points in Oregon, Washington, Idaho, Montana, Rhode Island, Maine, New Hampshire, Vermont, Massachusetts, Connecticut, New York, Pennsylvania, New Jersey, to points on that portion of the Mississippi River from Natchez, Mississippi, to Baton Rouge, Louisiana; (10) from points in California, Oregon, Washington, Nevada, Idaho, Wyoming, Montana, New York, New Jersey, Maine, Pennsylvania, Vermont, New Hampshire, Massachusetts, Rhode Island, and Connecticut, to points on the Mississippi River from Baton Rouge, Louisiana, to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Holt and Anniston, Ala.

No. MC 115840 (Sub-No. E98), filed May 2, 1975. Applicant: COLONIAL FAST FREIGHT LINES, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum ingots, bars, sows, and aluminum scrap*, the transportation of which because of size or weight require the use of special equipment (except in dump vehicles), (1) between points in Florida, on the one hand, and, on the other, points in North Dakota, South Dakota, Nebraska, Kansas, Wisconsin, Oklahoma, Arkansas, Missouri, Minnesota, Wisconsin, Iowa, Texas, Michigan, Illinois, and points in that portion of Kentucky on and west of Interstate Highway 65 and points in that portion of Ohio beginning at the Ohio-Kentucky State line on and north of Interstate Highway 71 (including Cincinnati, Columbus, and Cleveland, Ohio), and points in Indiana, New York, Rhode Island, Massachusetts, Connecticut, New Hampshire, Vermont, and Maine; (2) between points in that portion of Florida on the west of U.S. Highway 431, on the one hand, and, on the other, points in Tennessee, Ohio, Kentucky, Pennsylvania, New Jersey, West Virginia, Virginia, North Carolina, South Carolina, Maryland, Delaware, the District of Columbia, and points in that portion of Alabama beginning at the Alabama-Tennessee State line on and east of Interstate Highway 65, thence along Interstate Highway 65 to its intersection with Interstate Highway 20 (including Decatur, Birmingham, Bessemer, and Anniston, Ala.), thence along Interstate Highway 20 to the Alabama-Georgia State line; (3) between points in Georgia on and north of Interstate Highway 20, on the one hand, and, on the other, points in Louisiana, Mississippi, and points in Alabama on and west of Interstate Highway 65; (4) between points in Georgia, on the one hand, and, on the other, points in Iowa, Wisconsin, Michigan, Illinois, North Dakota, South Dakota, Kansas, Oklahoma, Texas, Arkansas, Missouri, Minnesota, and Nebraska; (5) between points in that portion of Georgia beginning at the Alabama-Georgia State line on and south of U.S. Highway 78, thence along U.S. Highway 78 to its intersection with U.S. Highway 27 to Carrollton, Ga. (including Carrollton, Ga.), and its intersection with Alternate U.S. Highway 27, thence along Alternate U.S. Highway 27 to its intersection with U.S. Highway 27 at (and including) Columbus, Ga., thence along U.S. Highway 27 to the Georgia-Florida State line (including Bainbridge, Ga.), on the one hand, and, on the other, points in Kentucky, Ohio, Illinois, Indiana, Tennessee on and west of Interstate Highway 65 (including Davidson County, Tenn.), New York, Pennsylvania, Delaware, New Jersey, Massachusetts, Connecticut, Vermont, New Hampshire, Maine, Rhode Island, Mississippi on and north of U.S. Highway 82 (including Columbus, Starkville, Winona, Greenwood, Indianola, and Greenville, Miss.), and Ohio.

(6) Between points in Tennessee on and east of Interstate Highway 65, on the one hand, and, on the other, points in Oklahoma, Texas, Louisiana east of the Mississippi River, and points in that portion of Florida on and west of U.S. Highway 231; (7) between points in that portion of Tennessee beginning at the Alabama-Tennessee State line on and east of Interstate Highway 65, thence on Interstate Highway 65 to its intersection with Interstate Highway 24 located at Nashville, Tenn. (including Davidson County, Tenn.), thence along Interstate Highway 24 (including Hamilton County, Tenn.), to the Tennessee-Georgia State line, on the one hand, and, on the other, points in North Dakota, South Dakota, Oklahoma, Texas, Louisiana, Pennsylvania, New York, Massachusetts, Connecticut, Rhode Island, and Florida; (8) between points in Mississippi, on the one hand, and, on the other, points in New York, Rhode Island, Pennsylvania, New Jersey, Delaware, New Hampshire, Connecticut, Massachusetts, Maryland, Vermont, Maine, Virginia, West Virginia, Georgia on and north of Interstate Highway 20 and U.S. Highway 78, North Carolina, and South Carolina; (9) between points in Mississippi on and south of U.S. Highway 82, on the one hand, and, on the other, points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tenn.), and points in that portion of Kentucky on and east of Interstate Highway 65, and Ohio; (10) between those points in Mississippi on and north of U.S. Highway 82, on the one hand, and, on the other, points in Florida on and east of U.S. Highway 431 and points in Georgia; and (11) between those points in Louisiana east of the Mississippi River, on the one hand, and, on the other, points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, New York, Pennsylvania, Rhode Island, New Jersey, Maryland, Delaware, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, and points in that portion of Georgia on and north of Interstate Highway 20 and U.S. Highway 78, and these points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tenn.). The purpose of this filing is to eliminate the gateways of Birmingham and Steele, Ala.

No. MC 115840 (Sub E107) filed August 23, 1974. Applicant: COLONIAL FAST FREIGHT LINES, INC., 1215 Bankhead Highway, W., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Valves, hydrants, fittings, components, parts and accessories* which are materials and supplies used in the agriculture, water treatment, food processing, wholesale groceries, and institutional supply industries (except in bulk), (1) from those points in that portion of Alabama bounded on the north by U.S. Highway 84 from the Alabama-Mississippi state line, east to the intersection of U.S. Highway 31; on the east by U.S. Highway 31 from its intersection with U.S. Highway 84, to the Alabama-Florida state line at, and including, Flomaton, Alabama thence along the Alabama-Florida state line to the Gulf of Mexico; and on the west by the Alabama-Mississippi state line from the Gulf of Mexico to U.S. Highway 84, to points in Montana, South Dakota, North Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Michigan, Missouri, Kansas, West Virginia, Illinois, (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana state line and extending along U.S. Highway 36 to Springfield, Illinois, thence along Illinois Highway 29 to Peoria, Ill., Metamora, Ill., thence along Illinois Highway 89 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line and thence along the Illinois-Indiana State line to the point of beginning) Ohio (except those points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State line near Sharon, along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio).



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(2) From those points in that portion of Alabama bounded by U.S. Highway 82 from the Alabama-Mississippi State line, thence to the intersection of U.S. Highway 31, thence to the intersection with U.S. Highway 84, thence to the Alabama-Mississippi state line to those points in New Mexico, Arizona, California, Colorado, Utah, Nevada, Oregon, Washington, Texas, Idaho, Wyoming, Montana, South Dakota, North Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Michigan, Kansas, West Virginia, Missouri, Illinois (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Springfield, Illinois, thence along Illinois Highway 29 to Peoria, Illinois, thence along Illinois Highway 116 to Metamora, Illinois, thence along Illinois Highway 89 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 31, to unnumbered Highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line to the point of beginning), Ohio (except those points in that part of Ohio on, west, and north of a line begnining at a point on the Ohio-Pennsylvania State line near Sharon, Pennsylvania, and extending along U.S. Highway 62 to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio).

(3) From those points in that portion of Alabama located at the intersection of Alabama State Highway 5 and U.S. Highway 278 to the intersection of Interstate Highway 65 thence on Interstate Highway 65 to the Intersection of Alabama State Highway 69 thence on Alabama State Highway 69 to the intersection with U.S. Highway 82 thence on U.S. Highway 82 to the Alabama-Mississippi State line thence to intersection U.S. Highway 78 thence on U.S. Highway 78 to the intersection of U.S. Highway 278 thence on U.S. Highway 278 to the intersection with Alabama State Highway 5 to points in Arizona, California, Colorado, Utah, Nevada, Oregon, Washington, Idaho, Wyoming, Montana, South Dakota, North Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Michigan, Missouri, Kansas, West Virginia, Illinois (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Springfield, Illinois, thence along Illinois Highway 29 to Peoria, Illinois thence along Illinois Highway 116 to Metamora, Illinois, thence along Illinois Highway 89 to junction U.S. Highway 34 thence along U.S. Highway 34 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line and thence along the Illinois-Indiana State line to the point of beginning), Ohio (except those points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State line near Sharon, Pennsylvania, and extending along U.S. Highway 62 to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio).

(4) From those points in that portion of Alabama located at the intersection of Alabama State Highway 79 and U.S. Highway 231 thence on U.S. Highway 231 to Interstate 20 thence on U.S. Interstate 20 to the intersection with Alabama State Highway 77 thence to the intersection of Alabama State Highway 77 and U.S. Highway Alternate 231 located at Talladega and (including Talladega, Alabama) thence on U.S. Highway Alternate 231 to intersection of Alabama State Highway 22 thence on Alabama State Highway 22 to the intersection with U.S. Highway 82 thence on U.S. Highway 82 to the intersection of Alabama State Highway 69 thence to the intersection with Interstate Highway 65 thence on Interstate Highway 65 to Birmingham, Alabama (including Birmingham, Alabama), and the intersection of U.S. Highway 31 and Alabama State Highway 79 thence on Alabama State Highway 79 to the intersection with U.S. Highway 231 to points in Arizona, California, Oregon, Utah, Washington, New Mexico, Nevada, Texas, Idaho, Wyoming, Montana, South Dakota, North Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Michigan, Missouri, Kansas, West Virginia, Illinois (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Springfield, Illinois, thence along Illinois Highway 29 to Peoria, Illinois, thence along Illinois Highway 116 to Metamora, Illinois, thence along Illinois Highway 89 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line and thence along the Illinois-Indiana State line to the point of beginning), Ohio (except those points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State line near Sharon, Pennsylvania, and extending along U.S. Highway 62 to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio).

(5) From those points in that portion of Alabama at the intersection of U.S. Highway Alternate 231 and Alabama State Highway 77 at Talladega, Alabama thence on Alabama State Highway 77 to the intersection of Alabama State Highway 22 thence on Alabama State Highway 22 to the intersections of U.S. Highway 280 thence on U.S. Highway 280 to the intersection with Alabama State Highway 49 at Dadeville, Alabama and (including Dadeville, Alabama) thence on Alabama State Highway 49 to the intersection of Alabama State Highway 14 thence on Alabama State Highway 14 to the intersection with U.S. Highway 231 thence on U.S. Highway 231 to the intersection with U.S. Highway Alternate 231 at Sylacauga, Alabama (including Sylacauga, Alabama) thence on U.S. Highway Alternate 231 to the intersection with Alabama State Highway 77 to points in New Mexico, Arizona, California, Colorado, Utah, Nevada, Oregon, Washington, Texas, Idaho, Wyoming, Montana, Missouri, Kansas, West Virginia, Illinois (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Springfield, Illinois, thence along Illinois Highway 29 to Peoria, Illinois, thence along Illinois Highway 116 to Metamora, Illinois, thence along Illinois Highway 89 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line and thence along the Illinois-Indiana State line to the point of beginning), Ohio (except those points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State line near Sharon, Pennsylvania, and extending along U.S. Highway 62 to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio, and thence along U.S. Highway 22 to Cincinnati, Ohio).

(6) From those points in that portion of Alabama at the intersections with interstate Highway 65 and U.S. Highway 278 thence on U.S. Highway 278 to the intersection with Alabama State Highway 69 thence on Alabama State Highway 69 to the intersection with U.S. Highway 231 thence on U.S. Highway 231 to the intersection with U.S. Highway 278 thence on U.S. Highway 278 to the intersection with Alabama State Highway 75 thence on Alabama State Highway 75 to the intersection with Alabama State Highway 35 thence on Alabama State Highway 35 to the intersection with Alabama State Highway 9 thence on Alabama State Highway 9 to the intersection with U.S. Highway 411 thence on U.S. Highway 411 to intersection of U.S. Highway 431 thence on U.S. Highway 431 to the intersection with Alabama State Highway 21 at Anniston, Alabama (including Anniston, Alabama) thence on Alabama State Highway 21 to intersection Alabama State Highway 77 thence on Alabama Highway 77 to the intersection with Interstate Highway 20 thence on Interstate Highway 20 to the intersection with U.S. Highway 231 thence on U.S. Highway 231 to the intersection with Alabama State Highway 79 thence on Alabama State Highway 79 to the intersection with Interstate Highway 65 at Birmingham, Alabama (including Birmingham, Alabama), thence on Interstate Highway 65 to the intersection with U.S. Highway 278 to points in New Mexico, Arizona, California, Colorado, Utah, Nevada, Oregon, Washington, Texas, Idaho, Wyoming, Montana, South Dakota, North Dakota, Nebraska, Minnesota, Iowa, Wisconsin, Michigan, Missouri, Kansas, West Virginia, Illinois (except those points in that part of Illinois on and bounded by a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 36 to Springfield, Ill., thence along Illinois Highway 29 to Peoria, Illinois, thence along Illinois Highway 116 to Metamora, Illinois, thence along Illinois Highway 89 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction Illinois Highway 31, thence along Illinois Highway 31 to unnumbered highway (referred to as Aurora Avenue), thence along said unnumbered highway to U.S. Highway 34 to Chicago, Illinois, thence along Lake Michigan to the Illinois-Indiana State line and thence along the Illinois-Indiana State line to the point of beginning), Ohio (except those points in that part of Ohio on, west, and north of a line beginning at a point on the Ohio-Pennsylvania State line near Sharon, Pennsylvania, and extending along U.S. Highway 62, to Columbus, Ohio, thence along U.S. Highway 23 to Circleville, Ohio and thence along U.S. Highway 22 to Cincinnati, Ohio). The purpose of this filing is to eliminate the gateway of Anniston, Ala.

No. MC 115841 (Sub E18), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C., 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (A) *Edible meats, edible meat products, edible meat by-products, and edible dairy products*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plantsite of Swift & Co., at Rochelle, Ill. to points in South Carolina, points in Louisiana on and south of a line beginning at the Louisiana-Mississippi State line and extending along U.S. Highway 84, to junction Louisiana Highway 28, to junction Louisiana Highway 8, to the Louisiana-Texas State line, and points in Mississippi on, south and east of a line beginning at the Mississippi-Alabama State line and extending along U.S. Highway 82, to junction Natchez Trace Parkway, to the Mississippi-Louisiana State line, (including Natchez, Miss.), (Birmingham, Ala.)* (B) *Meats, meat products, meat by-products, and dairy products*, unfrozen, (except in bulk, in tank vehicles), as defined by the Commission, from the plantsite of Swift & Co. at Rochelle, Ill. to points in North Carolina, (Chattanooga, Tenn.)*, Restricted in (A) and (B) above to the transportation of shipments originating at the above-named plantsite. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E21), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *fresh and cured edible meats* (except canned meats), as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Boston, Mass., (a) to points in Georgia on and west of U.S. Highway 27 and points in Arkansas (Chattanooga, Tenn.)*; (b) to points in California, Oregon, Oklahoma, points in Washington on and west of U.S. Highway 97 (Birmingham, Ala.)*; (c) to points in Texas (Montgomery, Ala.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E25), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *edible bakery materials* (except in bulk), in vehicles equipped with mechanical refrigeration, from Belleville, N.J., (a) to points in Arkansas, Louisiana, California, Oregon points in Washington on and west of U.S. Highway 97. (Birmingham, Ala)* (b) to points in Alabama, (Knoxville, Tenn.) (2) *bakery materials*, (except in bulk), restricted to dairy products, unfrozen, in vehicles equipped with mechanical refrigeration, from Belleville, N.J., to points in Texas and Oklahoma, (Birmingham, Ala.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-E27), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products, and dessert topping and bakery goods topping*, in vehicles equipped with mechanical refrigeration, from Chadds Ford, Marysville, Morgantown, and Pottstown, Pa., to points in California, Oregon, and points in Washington on and west of a line beginning at the Washington-Oregon State line and extending along U.S. Highway 395 to junction Washington Highway 21, to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E30), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in containers, in vehicles equipped with mechanical refrigeration, (1) from the Lower Peninsula of Michigan (except Mattawan) on and east of U.S. Highway 75 to points in California on and south of a line beginning at the





(A) *meats, meat products, meat by-products and articles distributed by meat packinghouses*, as defined by the Commission (except hides and commodities in bulk), from Lexington, Ky., to points in Arkansas (except Blytheville and Little Rock), (Nashville, Tenn)*. (B) *edible meats, edible meat products, edible meat by-products and edible articles distributed by meat packinghouses* (except commodities in bulk), from Lexington, Ky. to points in California and points in Washington and Oregon which are on and west of U.S. Highway 97. (Birmingham, Ala.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E32), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *foodstuffs* (except in bulk or in tank vehicles), in vehicles equipped with mechanical refrigeration, (1) from points in Alabama on and north of U.S. Highway 80 (except Cullman), to points in Oregon, California, and Washington, (2) from points in Alabama on, north and west of a line, beginning at the Alabama-Mississippi State line and extending along U.S. Highway 80 to junction U.S. Highway 65, to junction U.S. Highway 59 to the Alabama-Georgia State line, (3) from points in Jefferson County, Ala., to points in Arkansas. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E35), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, (except liquid commodities in bulk, candies, confectionery products, and canned goods other than canned meat and canned seafoods), in vehicles equipped with mechanical refrigeration from Baltimore, Md., to points in Arkansas, California, Oregon, points in Washington on and west of U.S. Highway 97. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-E37), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in containers, in vehicles equipped with mechanical refrigeration, (1) from the Lower Peninsula of Michigan (except Mattawan) on and east of U.S. Highway 75 to points in California on and south of a line beginning at the



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California-Arizona State line and extending along U.S. Highway 10 to junction California Highway 78, to the Pacific Ocean (including San Diego County), points in Florida, points in Georgia on and south of U.S. Highway 80, (2) from points in the Lower Peninsula of Michigan on and west of U.S. Interstate Highway 75 to points in Georgia, Florida and San Diego County, Cal. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E43), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in vehicles with refrigeration, from North East, Pa., (a) to points in Georgia on and west of U.S. Highway 27, and points in California on and south of a line beginning at the California-Arizona State line and extending along U.S. Highway 10 to junction California Highway 78, to the Pacific Ocean. (including Orange and San Diego Counties), (Birmingham, Ala.) * (b) to Little Rock and Blytheville, Ark. and Little Rock Air Force Base at Jacksonville, Ark. (Nashville, Tenn.) * The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E44), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: foodstuffs (except in bulk or in tank vehicles), in vehicles equipped with mechanical refrigeration, (1) from Jefferson County, Ala. to points in Louisiana, Mississippi and Tennessee, (2) from points in Alabama on, north and east of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 59 to junction U.S. Interstate Highway 20, to the Alabama-Georgia State line, to points in Louisiana, points in Mississippi and south of U.S. Highway 78, and points in Tennessee on and west of U.S. Highway 51, (3) from that portion of Alabama on and south of U.S. Highway 20 which are north of U.S. Highway 80, to points in Tennessee on and east of U.S. Highways 45 and 45–E, and Lake Charles, (4) from points in Alabama on and east of U.S. Highway 65 which are on and west of U.S. Highway 59 (including Decatur, Ala.), to points in Louisiana, and points in Mississippi on and south of U.S. Highway 20 (including Jackson, Meridian, and Vicksburg, Miss.), (5) from points in Alabama on, and north and west of a line beginning at the Alabama-Tennessee State line and extending along U.S. Highway 65 to junction U.S. Highway 78, to the Alabama-Mississippi State line, to points in Louisiana on and south of a line beginning at the Louisiana-Mississippi State line and extending along U.S. Highway 84 to junction U.S. Highway 71 to junction U.S. Highway 20, to the Louisiana-Texas State line. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E45), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, (except liquid commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Pittsburgh, Pa. to points in California on, south and west of a line beginning at the California-Nevada State line and extending along U.S. Highway 395 to junction California Highway 36, to junction U.S. Highway 5 to the California-Oregon State line. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E46), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street, NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prepared foods*, in vehicles equipped with refrigeration, (1) from New York, Union City, and Jersey City, N.J., to points in Arkansas, California, Oregon, and points in Washington on and west of U.S. Highway 97, (2) from Philadelphia, to points in Arkansas, California, Oregon, and points in Washington on and west of U.S. Highway 97. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E49), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *edible confectionary products*, unfrozen, (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, (1) from the points in Alabama beginning at the Alabama-Georgia State line and extending along U.S. Highway 80 on and bounded by a line to junction U.S. Highway 65, to junction U.S. Highway 20, to the Alabama-Georgia State line to point of beginning, to points in Iowa, Minnesota, Nebraska, South Dakota, points in Kansas on and north of U.S. Highway 54 and points in Missouri on and north of U.S. Highway 70, (2) from points in Alabama on and east of U.S. Highway 59 which are on and north of U.S. Highway 20, to points in Minnesota, Nebraska, South Dakota, St. Joseph, Missouri, points in Kansas on and north of U.S. Highway 70 and points in Iowa on and north of U.S. Highway 34, (3) from points in Alabama on and bounded by a line beginning at the Alabama-Mississippi State line and extending along U.S. Highway 80 to junction U.S. Highway 65, to junction U.S. Highway 78, to the Alabama-Mississippi State line to points in Nebraska, Minnesota, South Dakota, points in Iowa on and north of U.S. Highway 34 and points in Cheyenne, Rawlins, Sherman, and Thomas Counties, Kans. The purpose of this filing is to eliminate the gateway of Birmingham, Ala. and Chattanooga, Tenn.

No. MC 115841 (Sub E50), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, BIRMINGHAM, ALA. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *edible candy, edible confectionary products*, and *edible snack foods* (other than frozen, except in bulk), when moving in mixed loads with candy and/or confectionary products, (a) from the facilities of Elmer's Candy Corp at New Orleans, La. to points in Tennessee on and east of U.S. Highways 45 and 45E. (b) from the facilities of Elmer's Candy Corp at Ponchatoula, La. to points in Tennessee on and east of Tennessee Highway 13, points in Florida on and east of U.S. Highway 75, and points in Pasco and Pinellas counties Fla. (c) from the facilities of Elmer's Candy Corp. at New Orleans and Ponchatoula, La. to points in Oregon, Washington and points in California on and north of a line beginning at the California-Nevada State line and extending along U.S. Highway 40 to junction U.S. Highway 66, to junction U.S. Highway 395, to junction California Highway 74, to the Pacific Ocean. Restricted in (a), (b) and (c) to traffic originating at the above-named facilities. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-No. E52), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Candy*, in vehicles equipped with mechanical refrigeration, from Hackettstown, N.J., (1) to points in Alabama, Mississippi, Louisiana, Arkansas, and points in Georiga on and south of U.S. Highway 80 which are on and west of U.S. Highway 75, (Chattanooga, Tenn.) *, and (2) to points in California and Oregon (Chattanooga, Tenn., and Birmingham, Ala.) *; and (B) *Confectionary products*, unfrozen, in vehicles equipped with mechanical refrigeration, from Hackettstown, N.J., to points in Oklahoma, points in Missouri on and south of U.S. Highways 60 and 44 and





points in Kansas on, south, and west of a line beginning at the Kansas-Missouri State line and extending along U.S. Highway 54 to junction U.S. Highway 35W, thence along U.S. Highway 35W to junction U.S. Highway 81, thence along U.S. Highway 81 to the Kansas-Nebraska State line (Chattanooga, Tenn.) *; restricted in (A) and (B) above to traffic originating at Hackettstown, N.J. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E88), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *edible bakery products, edible meats* (except canned meats), *and edible dairy products*, all unfrozen, in vehicles equipped with mechanical refrigeration, from points in North Carolina to points in Iowa on and west of a line beginning at the Iowa-Missouri State line and extending along U.S. Highway 63 to junction Iowa Highway 163, to junction U.S. Highway 35 to the Iowa-Minnesota State line. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub E91), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *edible meats, edible meat products, edible meat by-products, edible dairy products, and edible articles distributed by meat packinghouses*, as defined by the Commission unfrozen (except liquid commodities, in bulk) in vehicles equipped with mechanical refrigeration, from points in Knox County, Tenn., to points in California, Oregon and Washington (Chattanooga, Tenn. and Birmingham, Ala.) * (b) *meats, meat products, meat by-products, dairy products, and articles distributed by meat packinghouses*, as defined by the Commission, unfrozen (except liquid commodies in bulk), in vehicles equipped with mechanical refrigeration, from points in Knox County, Tenn. to points in Alabama, Louisiana, points in Mississippi on, south and west of U.S. Highway 78, points in Georgia on, south and west of a line beginning at the Georgia-South Carolina State line and extending along U.S. Highway 85 to junction U.S. Highway 75 to junction U.S. Highway 80, to the Atlantic Ocean (but including Atlanta, Macon and Savannah, and Gwinnett, Henry, DeKalb, Cobb, Fulton, Newton Counties), and points in Arkansas on and west of a line beginning at the Arkansas-Tennessee State line and extending along U.S. Highway 61 to junction U.S. Highway 63, to junction Arkansas Highway 1, to the Arkansas-Missouri State line (Chattanooga, Tenn.). * The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E93), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *edible meats, edible meat products, and edible meat by-products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration from Nashville, Tenn. to points in Maryland, Delaware, District of Columbia, Virginia and points in West Virginia on and east of U.S. Highways 19 and 77, restricted against the transportation of the above-described commodities, in bulk, in tank vehicles, to points in Virginia. The purpose of this filing is to eliminate the gateway of Knoxville, Tenn.

No. MC 115841 (Sub E116), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Chambersburg, Pa., and points within 15 miles thereof, (1) to points in Louisiana, Mississippi, Arkansas, Grants Pass, Ore. and points in California on and south of a line beginning at the California-Nevada State line and extending along U.S. Highway 395 to junction California Highway 36, to junction California Highway 89, to junction U.S. Highway 5 to the California-Oregon State line, (Nashville, Tenn. and Birmingham, Ala.) * (2) to points in Alabama (except Dothan) * (B) *Frozen foods* (except frozen fruits, berries and vegetables), and *frozen fruits, frozen berries and frozen vegetables*, when moving in mixed loads therewith, from Chambersburg, Pa. and points within 15 miles thereof, (1) to points in Oklahoma and Texas (Nashville, Tenn., Birmingham, Ala. and points in Tennessee west of the Tennessee River) * (2) to points in Kansas on and east of U.S. Highway 81, (Nashville, Tenn.) * The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E117), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *frozen foods* (except in bulk or in tank vehicles,) in vehicles equipped with mechanical refrigeration, (1) from points in Alabama on and north of U.S. Highway 80 (except Cullman,) to points in Connecticut, Maine, Maryland, Massachusetts, New Jersey, New York, Rhode Island, and Virginia (Birmingham or Montgomery, Ala.) *, (2) from points in Alabama on and south of U.S. Highway 59 which are on and north of U.S. Highway 80 (including Jefferson County, Ala.) to points in Illinois, Michigan, Pennsylvania, West Virginia, Wisconsin, and points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line and extending along U.S. Highway 65 to junction the Blue Grass Parkway, to U.S. Highway 64, to the Kentucky-West Virginia State line. (Birmingham, Ala.) *.

(3) From points in Alabama on and north of U.S. Highway 80 (except Cullman), to points in New Hampshire, Vermont, and Maine (Birmingham or Montgomery, Ala. and Vineland, N.J.) *, (b) *frozen foods* (except frozen fruits, berries and vegetables) and *frozen fruits, frozen berries and frozen vegetables*, when moving in mixed loads with frozen foods, (except in bulk, in tank vehicles,) in vehicles equipped with mechanical refrigeration, (1) from points in Alabama on and east of U.S. Interstate Highway 59 which are on and north of U.S. Highway 20, to points in Missouri and Kansas, (2) from points in Alabama on and bounded by a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 20 to junction U.S. Highway 65, to junction U.S. Highway 80, to the Alabama-Georgia State line to point of beginning to points in Arkansas, Iowa, Missouri, and Kansas, (3) from points in Alabama on and bounded by a line beginning at the Alabama-Mississippi State line and extending along U.S. Highway 80 to junction U.S. Highway 65, to junction U.S. Highway 78, to the Alabama-Mississippi State line to point of beginning, to points in Iowa and Kansas (Birmingham or Montgomery, Ala. and points in Tennessee west of the Tennessee River) *.

(c) Foodstuffs (except in bulk or in tank vehicles), in vehicles equipped with mechanical refrigeration, (1) from points in Alabama on, north and east of a line beginning at the Alabama-Tennessee State line and extending along U.S. Highway 65, to junction U.S. Highway 20, to the Alabama-Georgia State line, (except Cullman), to points in Louisiana, points in Mississippi on, south and west of U.S. Highway 78, Arkansas and points in Tennessee on and west of U.S. Highway 51, (2) from points in Alabama on and bounded by a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 20 to junction U.S. Highway 65, to junction U.S. Highway 80, to the Alabama-Georgia State line to point of beginning to points in Louisiana on and west of U.S. Interstate Highway 55, points in Mississippi on and north of U.S. Highway 82, Arkansas and Tennessee, (3) from points in Alabama on and bounded by a line beginning at the Alabama-Mississippi State line and extending along U.S. Highway 80 to junction U.S. Highway 65, to junction U.S. Highway 78, to the Alabama-Mississippi State line to point of beginning to Lake



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Charles, that portion at points in Tennessee on and east of U.S. Highway 127 and points in Arkansas on and north of U.S. Highway 62.

(4) From points in Alabama on and west of U.S. Highway 65, on and north of U.S. Highway 78, to points in Mississippi on and south of U.S. Interstate Highway 10, points in Louisiana on and south of a line beginning at the Louisiana-Mississippi State line and extending along U.S. Highway 84 to junction U.S. Highway 71 to junction U.S. Highway 20, to the Louisiana-Texas State line. (Birmingham, Ala) *, (d) *frozen foods*, except frozen fruits, vegetables and berries, (except in bulk or in tank vehicles) in vehicles equipped with mechanical refrigeration), (1) from points in Alabama on and south of U.S. Highways 59 and 78, which are on and north of U.S. Highway 80, to points in Iowa, West Virginia, and points in Nebraska on and east of U.S. Highway 81, (2) from points in Alabama on and north of U.S. Highway 80 which are on and south of U.S. Highway 78, to points in Delaware, Virginia (except Bristol, District of Columbia, West Virginia, Maryland, and Iowa. (Birmingham or Montgomery, Ala. and Nashville, Tenn.).* The purpose of this filing is to eliminate the gateways, *indicated* by asterisks *above*.

No. MC 115841 (Sub E123), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Frozen foods, and frozen fruits, vegetables and berries*, when moving in mixed loads therewith, from LaPorte, Ind. to points in Texas which are on and south of U.S. Highway 40, and points in Florida on, west and south of a line beginning at the Florida-Georgia State line and extending along U.S. Highway 75 to junction Florida Highway 50 to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub E125), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC. P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen juices and frozen concentrates*, from Springdale, Ark., (a) to points in the lower peninsula of Michigan, Kentucky, Connecticut, Rhode Island, Massachusetts, New Jersey, Pennsylvania, New York, and Ohio. (Tennessee) * (b) to points in Alabama, Florida, Georgia, Maryland, Virginia, West Virginia, North Carolina, South Carolina, and the District of Columbia (points in Tennessee west of the Tennessee River). The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub 129), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in mechanically refrigerated vehicles, from the plantsites or warehouses of Pet Milk Co. at Allentown and Chambersburg, Pa., (A) to points in Arkansas, points in Missouri on and south of U.S. Highways 60 and 44, and, and points in Kansas on and east of U.S. Highway 81, restricted against the transportation of frozen fruits, vegetables and berries to points in Kansas. (Nashville, Tenn.) * (B) to points in California and Oregon. (Birmingham, Ala.) *, restricted in (A) and (B) above to traffic originating at the above-named facilities. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E137), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting; *Unfrozen edible confectionary products*, in vehicles equipped with mechanical refrigeration, from points in North Carolina to points in Iowa, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, South Dakota, Texas, Mississippi, Louisiana, and Arkansas, restricted to traffic originating at points in North Carolina. The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn.

No. MC 115841 (Sub E145), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Elmira, N.Y., (A) to points in Kansas on and south of U.S. Highway 160 which are on and east of U.S. Highway 81,, and points in Oklahoma. (points in Tennessee west of the Tennessee River.) *, (B) to Joplin, Mo. (points in Tennessee west of the Tennessee River or Nashville, Tenn.) *, (C) to points in California on, south and west of a line beginning at the California-Nevada State line and extending along U.S. Highway 395 to junction California Highway 36, to junction U.S. Highway 5 to the California-Oregon State line. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub E151), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *edible preserved vegetables*, from the plantsite and warehouse facilities of Food Processors, Inc. at Wilson, N.C., to points in California, Oregon, and Washington, restricted to traffic originating at the above-named facilities. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 116077 (Sub-No. E1), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from Sugarland, Tex., to Alabama, Florida, Mississippi, and Tenn. The purpose of this filing is to eliminate the gateway of Lake Charles, La.

No. MC 116077 (Sub-No. E2), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 200 LOP South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Roberston, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquir isopropene, liquid petrochemicals, liquid petrochemical products, Isoprene* and *petroleum* and *petroleum products* (except liquefied petroleum gases and petroleum wax), as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from the site of Humble Oil & Refining Co., and Enjay Chemical Co. Refinery at North Baton Rouge, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E3), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid isopropene, liquid petrochemicals* and *liquid petrochemical products* (except liquefied petroleum gases and petroleum wax), as described in Appendix XIII to the report *in Descriptions in Motor Carrier Certificates*, 61 M.C.C., in bulk, in tank type vehicles, from the site of Humble Oil & Refining Co., and Enjay Chemical Co. Refinery at N. Baton Rouge, La., to all points in Arizona, California, Colorado, Minnesota, Nebraska, and that part of Kansas on and west of a line beginning at the Kansas-Oklahoma State line on U.S. Highway 81, thence north to Caldwell, thence to Kansas Highway 49 to junction U.S. Highway 160, thence along U.S. Highway 160 to the junction of Interstate Highway 35, thence along Interstate Highway 35 to Topeka, Kans., thence on U.S. Highway 75 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateway of Baytown, Tex.

No. MC 116077 (Sub-No. E4), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lubricating oil*, in bulk, in tank vehicles, from the site of Humble Oil & Refining Co., and Enjay Chemical Co. Refinery at N. Baton Rouge, La., to points in California, Idaho, Nevada, Oregon, Utah, Washington, and Wyoming. The purpose of this filing is to eliminate the gateway of Baytown, Tex.

No. MC 116077 (Sub-No. E5), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid isopropene, liquid petrochemicals* and *liquid petrochemical products, isoprene* and *petroleum* and *petroleum products* (except liquefied petroleum gases and petroleum wax), as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from the site of the Humble Oil & Refining Co., and Enjay Chemical Co. Refinery at N. Baton Rouge, La., to Alaska, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E6), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid* (except such commodities in dry form), in bulk, in tank vehicles, from Norco, La., to that part of Oklahoma on and west of a line beginning at the Texas-Oklahoma State line on Interstate Highway 35, thence along Interstate Highway 35 and U.S. Highway 64, thence along U.S. Highway 64 to junction U.S. Highway 177, thence along U.S. Highway 177 to Ponca City, Okla., thence along U.S. Highway 77 to the Oklahoma-Kansas State line. The purpose of this filing is to eliminate the gateway of Houston, Tex.

No. MC 116077 (Sub-No. E7), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, in bulk, in tank vehicles, from Norco, La., to points in Arizona, California, Colorado, Nebraska, and that part of Kansas on and west of a line beginning at the Oklahoma-Kansas State line at U.S. Highway 77, thence along U.S. Highway 77 to El Dorado, thence along U.S. Highway 35 to Topeka, Kans., thence along U.S. Highway 75 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateway of Houston, Tex.

No. MC 116077 (Sub-No. E8), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 77027. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, in bulk, in tank vehicles, from Norco, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E9), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, in bulk, in tank vehicles, from Norco, La., to points in Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E10), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrogen peroxide*, in bulk, in shipper-owned and carrier-owned tank vehicles, from Norco, La., to Arizona, California, Colorado, Nebraska, and that part of Kansas on and west of a line beginning at the Oklahoma-Kansas State line on U.S. Highway 77, thence along U.S. Highway 77 to Eldorado, Kans., thence along U.S. Highway 35 to Topeka, thence along U.S. Highway 75 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateway of Houston, Tex.

No. MC 116077 (Sub-No. E11), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrogen peroxide*, in bulk, in shipper-owned and carrier-owned tank vehicles, from Norco, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E12), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrogen peroxide*, in bulk, in shipper-owned and carrier-owned tank vehicles, from Norco, La., to Alaska, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E13), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids* and *chemicals* (except such commodities in dry form), in bulk, in tank vehicles, from points in Brazoria County, Tex., to points in Arkansas, Louisiana, and Oklahoma. The purpose of this filing is to eliminate the gateway of Houston (Harris County), Tex.

No. MC 116077 (Sub-No. E14), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Brazoria County, Tex., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E15), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular







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routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Brazoria County, Tex., to points in Arizona, California, Colorado, Kansas, Nebraska, and Kanawha County, W. Va. The purpose of this filing is to eliminate the gateway of Houston (Harris County), Tex.

No. MC 116077 (Sub-No. E16), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer* and *dry fertilizer materials*, in bags and packages, from Lake Charles, La., to points in Arizona, Colorado, Kansas, Nebraska, New Mexico, and that part of Missouri north of a line beginning at the Kansas-Missouri State line on U.S. Highway 24, thence along U.S. Highway 24 to Brunswick, Mo., thence along Missouri Highway 11 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Missouri Highway 156, thence along Missouri Highway 156 to junction Missouri Highway 6, thence along Missouri Highway 6 to junction Missouri Highway 16, thence along Missouri Highway 16 to the Missouri-Illinois State line. The purpose of this filing is to eliminate the gateway of Houston, Tex.

No. MC 116077 (Sub-No. E18) filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid* and *phosphatic fertilizer solution*, in bulk, in tank vehicles, from the plant site of Freeport Chemical Co., Division of Freeport Sulphur Co., near Uncle Sam, St. James Parish, La., to points in Arizona, Colorado, Kansas, and Nebraska. The purpose of this filing is to eliminate the gateway of Houston (Harris County), Tex.

No. MC 116077 (Sub-No. E19), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid* and *phosphatic fertilizer solution*, in bulk, in tank vehicles, from the plant site of Freeport Chemical Co., Division of Freeport Sulphur Co., near Uncle Sam, St. James Parish, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E20), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid* and *phosphatic fertilizer solution*, in bulk, in tank vehicles, from the plant site of Freeport Sulphur Co., Division of Freeport Chemical Co., near Uncle Same, St. James Parish, La., to points in California, Oregon, Washington, Nevada, Utah, Idaho, Montana, North Dakota, and South Dakota. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E21), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South TANK LINES, INC., 2000 Loop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sodium silicate*, in bulk, in tank vehicles, from Pineville, La., to points in Arizona, California, Colorado, and that part of Nebraska west of a line beginning at the Kansas-Nebraska State line on U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 30, thence along U.S. Highway 30 to Columbus, Nebr., thence along U.S. Highway 81 to the Nebraska-South Dakota State line. The purpose of this filing is to eliminate the gateway of points in Harris County, Tex.

No. MC 116077 (Sub-No. E22), filed June 4, 1974. Applicant: ROBERTSON TAND LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sodium silicate*, in bulk, from Pineville, La., to points in Idaho, Montana, Nevada, North Dakota, Oregon, Utah, Washington, and that part of South Dakota north and west of a line beginning at the Nebraska-South Dakota State line on U.S. Highway 281 to Pickstown, S. Dak., thence along South Dakota Highway 46 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to Huron, S. Dak., thence along U.S. Highway 14 to DeSmet, S. Dak., thence along South Dakota Highway 25 to junction U.S. Highway 212, thence along U.S. Highway 212 to the Minnesota-South Dakota State line. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E23), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sodium silicate*, in bulk, in tank vehicles, from Pineville, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E24), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemical fertilizers* and *dry chemical fertilizer materials*, in bulk, from Beaumont, Tex., to Florida and Georgia. The purpose of this filing is to eliminate the gateway of Baton Rouge, La.

No. MC 116077 (Sub-No. E25), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid livestock feed*, in bulk, from Hereford, Tex., to points in Alabama, Florida, Georgia, and that part of Tennessee on or east of U.S. Highway 231. The purpose of this filing is to eliminate the gateway of McComb, Miss.

No. MC 116077 (Sub-No. E26), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid livestock feed*, in bulk, from Houston, Tex., to points in Alabama, Florida, Georgia, and Tennessee. The purpose of this filing is to eliminate the gateway of McComb, Miss.

No. MC 116077 (Sub-No. E27), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sodium silicate*, in bulk, from Pineville, La., to points in Idaho, Montana, Nevada, Utah, Oregon, Washington, and that part of South Dakota north and west of a line beginning at the Nebraska-South Dakota State line on U.S. Highway 281 to Pickstown, S. Dak., thence along South Dakota Highway 46 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to Huron, S. Dak., thence along U.S. Highway 14 to DeSmet, S. Dak., thence along South Dakota Highway 25 to junction U.S. Highway 212, thence along U.S. Highway 212 to the Minnesota-South Dakota State line. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E28), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, in tank vehicles, from the plant site of Olin Corporation at or near Gayles, Caddo Parish, La., to that part of New Mexico on and west of U.S. Highway 285. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E29), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Loop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, in tank vehicles, from the plant site of Olin Corporation at or near Gayles, La., to points in Idaho, Montana, Nevada, Oregon, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E30), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from DeRidder, La., to points in Arizona, California, Colorado, Iowa, Minnesota, Nebraska, and that part of Kansas on and west of a line beginning at the Oklahoma-Kansas State line on Kansas Highway 49, thence along Kansas Highway 49 to junction U.S. Highway 160, thence along U.S. Highway 160 to junction U.S. Highway 81, thence along U.S. Highway 81 to Newton, Kans., thence along Kansas Highway 15 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction U.S. Highway 77, thence along U.S. Highway 77 to Junction City, thence along Kansas Highway 18 to Manhattan, thence along Kansas Highway 13 to Blain, Kans., thence along Kansas Highway 99 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateway of Houston, Tex.

No. MC 116077 (Sub-No. E31), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulfuric acid*, in bulk, in tank vehicles, from the plant site of Olin Corporation at or near Gayles, La., to points in Idaho, Montana, Nevada, Oregon, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 116077 (Sub-No. E32), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from DeRidder, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

No. MC 116077 (Sub-No. E33), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Muriatic acid* and *hydrochloric acid*, in bulk, in tank vehicles, from Weeks, Iberia Parish, La., to points in Arizona, California, Colorado, Iowa, Kansas, Minnesota, and Nebraska. The purpose of this filing is to eliminate the gateway of Houston (Harris County), Tex.

No. MC 116077 (Sub-No. E34), filed June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Muriatic acid* and *hydrochloric acid*, in bulk, in tank vehicles, from Weeks, Iberia Parish, La., to points in New Mexico. The purpose of this filing is to eliminate the gateway of Youens, Tex.

June 4, 1974. Applicant: ROBERTSON TANK LINES, INC., 2000 Lop South, Suite 1800, Houston, Tex. 77027. Applicant's representative: Pat. H. Robertson, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Muriatic acid* and *hydrochloric acid*, in bulk, from Weeks, Iberia Parish, La., to points in Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, and Washington. The purpose of this filing is to eliminate the gateway of Pearland, Tex.

No. MC 117344 (Sub E1), filed May 17, 1974. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Thomas L. Maxwell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum Products*, as described in Appendix XIII to the Report in Description Motor Carrier Certificates, 61 M.C.C. 209, in bulk, in tank vehicles, (1) from Cincinnati, Ohio; (2) from Cincinnati, Ohio to those points in Kentucky which are 100 miles or more from Cincinnati, Ohio; (3) from Norwood, Ohio to those points in Kentucky which are 100 miles or more from Cincinnati, Ohio. The purpose of this filing is to eliminate the gateway of Warren County, Ohio.

No. MC 117344 (Sub-E6), filed May 17, 1974. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Thomas L. Maxwell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, (except liquid hydrogen), in bulk, in tank vehicles, from Louisville, Ky., to those points in Illinois on, north and west of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 50 to junction U.S. Highway 45, to junction Illinois Highway 146, to junction Illinois Highway 37 to the Illinois-Kentucky State line, those in Indiana on and north of U.S. Highway 50, and those in Ohio, except those within 150 miles of Cincinnati. The purpose of this filing is to eliminate the gateway of Jackson County, Ind.

No. MC 118831 (Sub E28), filed June 5, 1974. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, High Point, N.C. 27262. Applicant's representative: Richard E. Shaw (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry Synthetic plastic resins*, in bulk, in tank in Georgia on and west of a line beginning at the Georgia-North Carolina State line and extending along Georgia Highway 28, to junction Georgia Highway 255, to junction U.S. Highway 76, to junction Georgia Highway 197, to junction Georgia Highway 255, to junction Georgia Highway 17, to junction Georgia Highway 75, to junction U.S. Highway 129, to junction U.S. Highway 19, to junction Georgia Highway 53, to the Georgia-Alabama State line, and those in Georgia on and south of a line beginning at the Georgia-Alabama State line and extending along U.S. Highway 84, to junction Georgia Highway 94, to the Georgia-Florida State line, and those in South Carolina on and east of a line beginning at the North Carolina-South Carolina State line and extending along South Carolina Highway 200 to junction U.S. Highway 521, to junction South Carolina Highway 34 to junction South Carolina 341, to junction U.S. Highway 52, to junction South Carolina Highway 12, junction South Carolina Highway 41, to junction South Carolina Highway 51, to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of North Carolina.

No. MC 118831 Sub E31, filed June 5, 1974. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, High Point, N.C. 27262. Applicant's representative: Richard E. Shaw (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *liquid fertilizer and fertilizer materials*, in bulk, from points in South Carolina to points in Delaware, New Jersey, those in West Virginia on and east of U.S. Highway 522, those in Maryland on, north, and east of U.S. Highway 522, and those in Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland State line and extending along Interstate Highway 70 to junction Pennsylvania Highway 56, to junction, U.S. Highway 119 to junction U.S. Highway 219, to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Hertford County, N.C.

No. MC 124211 (Sub-No. E39), filed April 29, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988, D.T.S., Omaha, Nebr. 68101. Applicant's representative: THOMAS L. HILT, P.O. Box 988 D.T.S., Omaha, Nebr. 68101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Junk materials* (except scrap meats, scrap paper and waste paper, and commodities in bulk), attached:

(1) Between: Points in Alabama, on







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the one hand, and, on the other, Points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California on and north of Interstate Highway 80, those in Colorado on and north of U.S. Highway 50, those in Iowa on and west of U.S. Highway 169, those in Kansas on and north of U.S. Highway 40, those in Minnesota on and extending along a line beginning at the United States-Canada International Boundary line U.S. Highway 53 junction Interstate Hwy 35, to the Iowa-Minnesota State line, those in Missouri on on and west of Interstate Highway 29 and north of U.S. Highway 50, those in Nevada on and north of U.S. Highway 6, and those in Utah on and north of U.S. Highway 50.

(2) Between: Points in Arizona, on the one hand, and, on the other, Points in Connecticut, Delaware, Illinois, Indiana, Iowa, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, Norht Carolina, North Dakota, Ohio, Pennsylvania, Rhode Island, South Dakota, Vermont, Virginia, West Virginia, and Wisconsin, those in Kentucky on and east of U.S. Highway 41, those in Missouri on and north of U.S. Highway 40, those in South Carolina on and north of a line beginning at the Atlantic Ocean and extending along Interstate Highway 26 to junction U.S. Highway 276, to the North Carolina-South Carolina State line, and those in Tennessee on and east of U.S. Highway 41; and the District of Columbia;

(3) Between: Points in Arkansas, on the one hand, and, on the other, Points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California on and north of Interstate Highway 80, those in Colorado on and north of U.S. Highway 24, those in Iowa on and west of U.S. Highway 71, those in Nevada on and north of U.S. Highway 50, and those in Utah on and north of U.S. Highway 50.

(4) Between: Points in Florida, on the one hand, and, on the other, Points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California on and north of Interstate Highway 80, those in Colorado on and north of U.S. Highway 50, those in Iowa on and west of U.S. Highway 69, those in Kansas on and North of U.S. Highway 40, those in Minnesota on and west of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 53 to junction Interstate Highway 35 to the Iowa-Minnesota State line, those in Missouri on and west of Interstate Highway 29 and north of U.S. Highway 50, those in Nevada on and north of U.S. Highway 6, and those in Utah on and north of U.S. Highway 50.

(5) Between: Points in Georgia, on the one hand, and, on the other, Points in Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming those in California on and north of U.S. Highway 66, those in Iowa on and west of U.S. Highway 169, those in Kansas on and north of U.S. Highway 40, those in Minnesota on and west of U.S. Highway 71, and those in Missouri on and west of U.S. Highway 71 and north of U.S. Highway 50.

(6) Between: Points in Louisiana, on the one hand, and, on the other, Points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California on and north of Interstate Highway 80, those in Colorado on and north of U.S. Highway 24, those in Iowa on and west of U.S. Highway 71, those in Nevada on and north of U.S. Highway 50, those in Utah on and north of U.S. Highway 50, and those in Atchison County, Mo., and St. Joseph, Mo.

(7) Between: New Orleans, La., on the one hand, and, on the other, Kansas City, Mo.

(8) Between: Points in Maine, on the one hand, and, on the other, Points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, Wyoming, those in Arkansas on and west of U.S. Highway 71, those in Iowa on and west of U.S. Highway 69, those in Minnesota on and west of U.S. 59, those in Missouri on and west of U.S. Highway 65, those in Texas on and west of U.S. Highway 81, and Albert Lea and Mankato, Minn.

(9) Between: Points in Mississippi, on the one hand, and, on the other, Points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, Wyoming, those in California on and north of Interstate Highway 80, those in Colorado on and north of U.S. Highway 24, those in Iowa on and west of U.S. Highway 71, those in Minnesota on and west of U.S. Highway 59, those in Nevada on and north of U.S. Highway 50, those in Utah on and north of U.S. Highway 50, those in Atchison County, Mo., and St. Joseph, Mo.

(10) From: Points in Nebraska in and west of Clay, Hamilton, Merrick, Howard, Valley, Loup, Blaine, and Cherry Counties, to Chicago, Ill.

(11) Between: Points in New Hampshire, on the one hand, and, on the other, Points in Arizona, California, Colorado, Kansas, Montana, Nevada,, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, Wyoming, those in Iowa on and west of U.S. Highway 71, those in Minnesota on and west of U.S. Highway 71 and south of U.S. Highway 212, those in Missouri on and west of U.S. Highway 71 and north of U.S. Highway 50, those in Oklahoma on and west of U.S. Highway 69, and those in Texas on and west of U.S. Highway 75.

(12) Between: Points in New Mexico, on the one hand, and, on the other, Points in Connecticut, Delaware, District of Columbia, Iowa, Indiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, North Dakota, Ohio, Pennsylvania, Rhode Island, South Dakota, Vermont, West Virginia, Wisconsin, those in Illinois on and north of U.S. Highway 50 those in Kentucky on and north of U.S. Highway 64, those in Missouri on and north of U.S. Highway 40, and those in Virginia on and north of U.S. Highway 60.

(13) Between: Points in North Carolina, on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, Wyoming, those in Iowa on and west of U.S. Highway 71, those in Minnesota on and west of U.S. Highway 59, those in Missouri on and west of U.S. Highway 59, and those in Kansas (except those south of U.S. Highway 50 and east of U.S.

(14) Between: Points in Oklahoma, on the one hand, and, on the other, Points in Connecticut, Idaho, Maine, Massachusetts, Michigan, Minnesota, Montana, New Hampshire, New York, North Dakota, Oregon, Rhode Island, South Dakota, Vermont, Washington, Wyoming, those in Illinois on and north of U.S. Highway 80, those in Indiana on and north of U.S. Highway 30, those in Iowa west of U.S. Highway 63 and north of Iowa Highway 22, those in New Jersey on and north of U.S. Highway 30, those in Ohio on and north of U.S. Highway 30, and those in Pennsylvania on and north of U.S. Highway 30.

(15) Between: Points in South Carolina, on the one hand, and, on the other, Points in California, Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, Wyoming, those in Arizona on and north of U.S. Highway 60, those in Iowa on and west of U.S. Highway 169, those in Kansas on and north of U.S. Highway 56, those in Minnesota on and west of U.S. Highway 71, those in Missouri on and west of U.S. Highway 71 and north of U.S. Highway 50, and those in New Mexico on and north of U.S. Highway 66.

(16) Between: Those Points in Texas on and west of a line beginning at the United States-Mexico International Boundary line and extending along U.S. Highway 277 unnumbered highway to junction U.S. Hwy. 277, to the Texas-Oklahoma State line on the one hand, and, on the other, Points in Connecticut, Delaware, Iowa, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, North Dakota, Pennsylvania, Rhode Island, South Dakota, Vermont, Wisconsin, those in Illinois on and north of U.S. Highway 36, those in Indiana on and north of U.S. Highway 36, those in Kansas on and north of U.S. Highway 36, those in Missouri on and north of U.S. Highway 36, those in Ohio on and north of U.S. Highway 50, and those in West Virginia on and north of U.S. Highway 33; and the District of Columbia.

(17) Those Points in Texas east of a line beginning at the Texas-Oklahoma State line along U.S. Highway 277 to junction unnumbered highway to the United States-Mexico International Boundary line, on the one hand, and, on the other, Points in Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, Wyoming, those in Iowa on and north of U.S. Highway 6, those in Kansas on and north of U.S. Highway 36, those in Atchison County, Mo., and St. Joseph, Mo.; and,

(18) Between: Points in Vermont, on the one hand, and, on the other, Points in Arizona, California, Colorado, Kansas, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, Wyoming, those in Iowa on and west of U.S. Highway 71, those in Minnesota on and west of U.S. Highway 71 and south of U.S. Highway 212, those in Missouri on and west of U.S. Highway 71 and north of U.S Highway 50, those in Oklahoma on and west of U.S. Highway 69, and those in Texas on and west of U.S. Highway 75.

The purpose of this filing is to eliminate the gateway of Nebraska.

No. MC 125777 (Sub-No. E6), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, granite, marble,* and *gravel*, crushed, in dump vehicles, from points in Colorado, Wyoming, Montana, Wisconsin, Minnesota, Iowa, South Dakota, Nebraska, North Dakota, Arizona, and Utah to points in West Virginia. RESTRICTION: The operations authorized above are restricted against the transportation of limestone from points in Iowa. The purpose of this filing is to eliminate the gateways of Champaign and Chicago, Ill.

No. MC 125777 (Sub-No. E19), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J.S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, granite, marble,* and *gravel*, crushed, in dump vehicles, from points in Wisconsin, Minnesota, Iowa, South Dakota, North Dakota, Nebraska, Wyoming, Montana, and Utah to points in South Carolina. RESTRICTION: The operations authorized above are restricted against the transportation of limestone from points in Iowa to the destination area. The purpose of this filing is to eliminate the gateways of Champaign and Chicago, Ill.

No. MC 125777 (Sub-No. E22), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, marble, granite,* and *gravel*, crushed, in bulk, in dump vehicles, from points in Wisconsin and Minnesota to points in Mississippi. The purpose of this filing is to eliminate the gateways of Chicago and Champaign, Ill.

No. MC 125777 (Sub-No. E26), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gravel, marble, granite,* and *stone*, crushed, in bulk, in dump vehicles, from points in Wisconsin, Minnesota, South Dakota, North Dakota, Wyoming, and Montana to points in Alabama. The purpose of this filing is to eliminate the gateways of Chicago and Champaign, Ill.

No. MC 125777 (Sub-No. E33), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, in bulk, in dump vehicles, (other than hopper or tank vehicles), from Michigan City, Ind., to points in Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Texas, Minnesota, Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Maryland, Virginia, Tennessee, North Carolina, South Carolina, Florida, Georgia, Alabama, Mississippi, Arkansas, Louisiana, and Kentucky. The purpose of this filing is to eliminate the gateway of Bridgeman, Mich.

No. MC 125777 (Sub-No. E34), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay*, in bulk, in dump vehicles, from points in Audrain, Callaway, and Montgomery Counties, Mo., to points in Indiana, Michigan, and Wisconsin. The purpose of this filing is to eliminate the gateway of points in Illinois.

No. MC 125777 (Sub-No. E53), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15 thvAe TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, gravel, marble,* and *gravel*, crushed, in dump vehicles, from points in Wisconsin, Minnesota, South Dakota, North Dakota, Wyoming, and Montana to points in Georgia. The purpose of this filing is to eliminate the gateways of Chicago and Champaign, Ill.

No. MC 125777 (Sub-No. E76), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime*, in bulk, in dump vehicles; (1) from Ste. Genevieve, Mo., to points in Wisconsin (Chicago, Ill.)*; and (2) from Ste. Genevieve, Mo., to points in Michigan and New York (Buffington, Ind.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 125777 (Sub E83), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gray, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, gravel, marble, and granite*, crushed, in bulk in dump vehicles, from points in New Jersey, to points in Wisconsin, Illinois, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, New Mexico, Colorado, Wyoming, Montana, Utah, and Arizona. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 125777 (Sub-No. E85), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stone, granite, marble,* and *gravel*, crushed, in bulk, in dump vehicles, from points in Ohio to points in South Dakota, North Dakota, Nebraska, New Mexico, Colorado, Wyoming, Montana, Arizona, and Utah. The purpose of this filing is to eliminate the gateways of Champaign and Chicago, Ill.

No. MC 125777 (Sub-No. E88), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pig iron*, in dump vehicles, from Calvert City, Ky., to points in Washington, Oregon, California, Idaho, Montana, Wyoming, Utah, Colorado, Arizona North Dakota, South Dakota, Nebraska, and Nevada. The purpose of this filing is to eliminate the gateway of Keokuk Iowa.

No. MC 125777 (Sub-No. E98), filed June 4, 1974. Applicant: JACK GRAY TRANSPORT, INC., 4600 East 15th Avenue, Gary, Ind. 46403. Applicant's representative: J. S. Gray, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferro alloys*, in bulk, in dump vehicles, from Monaco, Pa., to points in Mississippi, Alabama, Georgia, Florida, Louisiana, Oklahoma, Texas, Minnesota, Iowa, Arkansas, Missouri, Nevada, Colorado, Arizona, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Washington, Oregon, California Idaho, Montana, Wyoming, Utah, Kentucky, and Tennessee. The purpose of this filing is to eliminate the gateway of Vanadis, Ohio.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20353 Filed 8-4-75;8:45 am]







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[Notice No. 45]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

JULY 31, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 25, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC–75948. By order of July 28, 1975, the Motor Carrier Board approved the transfer to Monrovia Transport, Inc., Arcadia, Calif. of Certificate No. MC–114095 issued May 27, 1960, to Wiley M. Whittaker, Portland, Oreg., authorizing the transportation of shingles and shakes, wooden, from specified counties in Washington and Oregon, to points in California. Frederick J. Coffman, P.O. Box 81849, Lincoln, Nebr. 68501, attorney for transferee. Philip G. Skofstad, 3076 Burnside St., Portland, Oreg. 97214, attorney for transferor.

No. MC–FC–75966. By order of July 28, 1975, the Motor Carrier Board approved the transfer to James Leslie Gaddis, doing business as Gilbert's Towing and Storage Service, Portland, Oregon, of Certificate No. MC–101781, issued April 13, 1970, to Robert L. Gaddis and James L. Gaddis, doing business as Gilbert's Towing and Storage Service, Portland, Oregon, authorizing the transportation of used automotive vehicles, wrecked and disabled motor vehicles, recovered, stolen, or repossessed automobiles between points in Washington, Oregon, California, and Idaho. Robert R. Hollis, 400 Pacific Bldg., Portland, Oreg. 97204, attorney for transferee.

No. MC–FC–75999. By order entered July 28, 1975, the Motor Carrier Board approved the transfer to Harran Transportation Co., Inc., North Merrick, N.Y., of the operating rights set forth in Certificate No. MC–40815, issued January 24, 1966, to Veterans Transportation Co., Inc., Valley Stream, N.Y., authorizing the transportation of passengers and their baggage, in charter operations, from New York, N.Y., to points in New York, New Jersey, Connecticut, and Pennsylvania. Samuel B. Zinder, 98 Cutter Mill Road, Great Neck, N.Y. 11021, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75–20355 Filed 8–4–75;8:45 am]

[Notice No. 79]

## TEMPORARY AUTHORITY TERMINATION

The temporary authorities granted in the dockets listed below have expired as a result of final action either granting or denying the issuance of a Certificate or Permit in a corresponding application for permanent authority, on the date indicated below:

| Temporary authority application | Final action or certificate or permit | Date of action |
|---|---|---|
| United States Lines, Inc., MC–WC 497 Sub-10 | MC–WC 497 Sub-11 | July 23, 1975 |
| Garrett Freightlines, Inc., MC–26 Sub-216 | MC–26 Sub-217 | July 29, 1975 |
| Greyhound Lines, Inc., MC–1515 Sub-200 | MC–1515 Sub- 201 | July 23, 1975 |
| George Transfer and Rigging Co., MC–8535 Sub-54 | MC–8535 Sub-55 | July 24, 1975 |
| Marvin Hayes Lines, Inc., MC–10173 Sub-14 | MC–10173 Sub-15 | July 29, 1975 |
| Buske Lines, Inc., MC–43246 Sub-19 | MC–43246 Sub-20 | July 24, 1975 |
| Schneider Transport, Inc., MC–91146 Sub-348 | MC–91146 Sub-374 | July 29, 1975 |
| Cambell Sixty-Six Express, Inc., MC–75320 Sub-146 | MC–75320 Sub-147 | July 23, 1975 |
| Zirbel Transport, Inc., MC–92633 Sub-25 | MC–92633 Sub-27 | July 29, 1975 |
| The Geo. A. Rhoman Co., Inc., MC–108191 Sub-44 | MC–108191 Sub-45 | July 29, 1975 |
| Noble Grahame, MC–107162 Sub-24 | MC–107162 Sub-32 | June 5, 1972 |
| Salem Transportation Co., MC–107586 Sub-53 | MC–107586 Sub-48 | July 24, 1975 |
| H. W. Twyston Co., Inc., MC–109821 Sub-37 | MC–109821 Sub-38 | July 23, 1975 |
| United Parcel Service, Inc., MC–115495 Sub-27 | MC–115495 Sub-29 | Do. |
| W & L Motor Lines, Inc., MC–129272 Sub-18 | MC–129272 Sub-15 | July 25, 1975 |
| Schwerman Trucking Co., MC–124078 Sub-611 | MC–124078 Sub-614 | Do. |
| D.b.a. Schnettzal Trucking Co., MC–124111 Sub-6 | MC–124111 Sub-2 | July 28, 1975 |
| H. H. Omps, Inc., MC–128133 Sub-7, Sub-8, Sub-9 | MC–128133 Sub-11 | July 29, 1975 |
| Page Trucking Co., Inc., MC–129486 Sub-6 | MC–129486 Sub-7 | July 23, 1975 |
| Booner Express, Inc., MC–134777 Sub-21 | MC–134777 Sub-23 | July 25, 1975 |
| Coin Devices Corp., MC–136069 Sub-3, Sub-4 | MC–136099 Sub-1 | July 29, 1975 |
| McKinnn Milk Transport, Inc., MC–136461 Sub-1 | MC–136461 Sub-2 | July 28, 1975 |
| D.b.a. Wisconsin Provisions Express, MC–138512 Sub-6 | MC–138512 Sub-1 | July 25, 1975 |
| D.b.a. Mace Trucking Co., MC–139034 Sub-1 | MC–139034 Sub-2 | July 24, 1975 |
| Organ Hofstetter, Inc., MC–139897 Sub-1 | MC–139897 Sub-2 | July 23, 1975 |

JOSEPH M. HARRINGTON,
*Acting Secretary.*

[FR Doc.75–20357 Filed 8–4–75;8:45 am]



federal register

TUESDAY, AUGUST 5, 1975

PART II:

# DEPARTMENT OF AGRICULTURE

## Agricultural Marketing Service

## GRAIN STANDARDS

### Miscellaneous Amendments

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## Title 7—Agriculture

## CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTIONS, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

## PART 26—GRAIN STANDARDS

### Miscellaneous Amendments

*Statement of considerations.* On December 4 and 27, 1974, there was published in the FEDERAL REGISTER (39 FR 42226 and 39 FR 44763) notices of proposed rulemaking to amend §§ 26.1, 26.6, 26.9, 26.10, 26.11, 26.13, 26.14, 26.15, 26.30, 26.61, 26.85, 26.87, 26.97, 26.100, 26.101, 26.110, and 26.114 of the regulations (7 CFR 26.1, 26.6, 26.9, 26.10, 26.11, 26.13, 26.14, 26.15, 26.30, 26.61, 26.85, 26.87, 26.97, 26.100, 26.101, 26.110, and 26.114) under the Act.

The proposed amendments of the regulations under the Act are needed to conform inspection procedures with changes in grain merchandising and transportation practices, to clarify certain provisions in the regulations, and to provide additional guidelines for official inspection agencies.

Copies of the notices of proposed rulemaking were sent to official inspection personnel licensed under the Act and to members of the grain industry.

Interested persons were given until January 20, 1975, to submit written data, views, or arguments with respect to the proposed rulemaking. In response to a request by interested parties for additional time to study the proposals, the time for filing written data, views, or arguments was extended to March 7, 1975. Sixty-two comments with respect to the proposals were received from farm organizations, grain industry firms, grain industry groups, official inspection agencies, grain inspection groups, steamship companies, and the U.S. Department of Commerce.

One commentor supported all the proposals, and one comment from a nongrain commercial firm was not relevant to the proposals. The principal points raised in the other comments and the Department's response are set out by section as follows:

1. *Weighted average.* Section 26.1 of the regulations (7 CFR 26.1) would be amended by adding a definition for the term "weighted average." The definition is needed to supplement the weighted average provision in § 26.14(k) of the regulations (7 CFR 26.14 (k)).

One commentor suggested that this section include a definition for "numerical average" in addition to a definition for "weighted average." Present inspection procedures require the use of weighted averages but does not require numerical averages. It has been concluded that a definition for "numerical average" would serve no useful purpose, and that the section should be amended as proposed.

2. *Mechanical sampler inspection.* Section 26.6 of the regulations (7 CFR 26.6) would be amended by authorizing an additional and needed service, the inspection of mechanical grain samplers. Pursuant to § 26.28 (7 CFR 26.28), the service would be conducted by official inspection personnel employed by an official inspection agency.

One commentor supported the proposal and no commentors opposed the amendment. It is concluded that this section should be amended as proposed. However, a change has been made in paragraph (1)(1) of this section to correct a reference.

3. *Conditions for inspection.* Section 26.9 of the regulations (7 CFR 26.9) would be amended by adding a paragraph stating the conditions to which the applicant consents in submitting a request for an official inspection service. The conditions which are listed in the proposed new paragraph are considered essential to effectuate the purposes of the Act.

One commentor opposed the proposed conditions to which an applicant consents in requesting inspection service. It has been concluded that each of the items is essential to effectuate the purposes or provisions of the Act; that an applicant for inspection should consent to the conditions stated in this section as a requisite to satisfactory inspection conditions and that this section should be amended as proposed.

4. *Grounds for dismissing requests.* Section 26.10 of the regulations (7 CFR 26.10) would be amended by deleting the reference to §§ 26.27, 26.30, 26.37, and 26.47, and by including, as a note, a reference to § 26.11 of the regulations and § 10 of the Act. This would simplify and clarify the wording as § 26.10 is intended to cover the dismissal of inspection requests.

One commentor opposed the reference in this section that relates to other sections of the regulations and the Act. The amendment to this section, as proposed, will replace the present five references to other sections of the regulations and one section of the Act with one parenthetical reference to a section in the regulations and a section in the Act. This would simplify and clarify the wording of § 26.10. It is concluded that this section should be amended as proposed.

5. *Health and safety, and timely notice.* Section 26.11 of the regulations (7 CFR 26.11) would be amended by providing in subsection (a)(2) examples showing when grain shall be deemed to be not "accessible for inspection" as a result of conditions which are unduly hazardous to the health or safety of official inspection personnel. The only examples shown at present are for conditions that do not permit an adequate and correct sampling, examination, or other determination. Section 26.11 would also be amended by providing in subsection (b) an interpretation for the term "timely arrangements" for an appeal inspection on export grain. The interpretation would set forth the minimum time period for requesting overtime service. A minimum time period is needed to plan and schedule staffing needs.

Seven commentors opposed the reference to OSHA standards in the regulations, and one of the seven commentors recommended a cooperative effort between USDA, the grain industry, and official inspection agencies to develop safety standards for all inspection personnel. Two commentors suggested that timely arrangements for appeal inspection be defined as 1600 hours of the preceding workday instead of 1400 hours, but did not furnish a reason for the suggestion. It is concluded that inasmuch as grain industry firms, official inspection agencies, and official inspection personnel are already subject to the OSHA regulations, reference to the OSHA regulations should not be included in the amendment to this section, but such safety standards will be prescribed in instructions by the Administrator. It is further concluded that because no reason was shown for changing the definition of "timely arrangements" to 1600 hours of the preceding workday, the section should be amended to include the definition for "timely arrangements" as proposed.

6. *Issuance of one certificate for more than one lot.* Section 26.13 of the regulations (7 CFR 26.13) would be amended by authorizing the issuance of one certificate for more than one lot when such a certificate would meet the needs of the applicant. At present, except in the case of combined lot inspections (see § 26.15), official inspection personnel are required to issue one certificate per lot. The issuing of one certificate for more than one lot would reduce the number of certificates issued and the related clerical work.

Three commentors supported the amendment of this section. However, two of the three commentors requested that the word "barges" in this section be defined to include barges specifically designed for loading aboard oceangoing vessels. It is concluded that inclusion of such barges is in accordance with the intent of this section and that the section should be amended to specifically include such barges.

7. *Inspection of cargo grain.* Section 26.14 of the regulations (7 CFR 26.14) would be amended to:

Replace the term "grade" with the more inclusive term "quality";

Remove the limit on the quantity of better quality grain that can be in a lot; and

Define new terms and explain how they are used in the inspection of cargo grain.

NOTE: The Department plans to later propose, in the regulations, an additional inspection plan for the inspection of grain in ships for shipments where divided-original inspection certificates are not needed. The additional plan will involve wider constraints on variations in quality and will promote more efficient handling of bulk export grain.

One commentor opposed the definitions of terms in this section related to the so called "Plan A" rules (Uniform Shiploading Plan) because the statistical limits in the plan would be burdensome to exporters. The Uniform Shiploading Plan presently in use was developed in consultation with the grain industry utilizing statistical principles. One commentor objects to changing the phrase "after consultation with the grain trade" to "with the users of the service." It has been determined that the phrase "with users of the service" is a more inclusive phrase because not all applicants for inspection service under the Act and regulations are members of the grain industry. It is concluded that the section should be amended as proposed.





8. *Combined lots.* Section 26.15 of the regulations (7 CFR 26.15) would be amended to:

Authorize the inspection of grain in combined lots either during loading, unloading, or while the grain is at rest in the containers. (Presently, only the inspection of grain in combined lots during loading is authorized.);

Authorize the use of new procedures for the inspection of grain in combined lots and authorize the issuance of divided-original certificates for combined shiplots. (The present procedure does not authorize the issuance of divided-original certificates for combined shiplots.); and

Define new terms and explain how they are used in the inspection of grain in combined lots.

NOTE: The Department plans to later propose, in the regulations, an additional inspection plan for the inspection of grain in combined lots. The plan will involve wider constraints on variations in quality and will promote more efficient handling of bulk grain.

Forty-five commentors supported the amendment of this section as an equitable means of merchandising grain under conditions comparable to the provisions presently allowed in export. Two commentors opposed the amendment of this section for weighted averages of grades in domestic shipments. Two commentors requested the term "barges" be amended to include "barges specifically designed for loading aboard oceangoing vessels." One commentor opposed replacing the phrase "after consultation with the grain trade" to "with the users of the service." It is concluded that the section should be revised to include barges specifically designed for loading aboard oceangoing vessels, that no change should be made with respect to the phrase "with the users of the service" for the reasons given in number 7 above, and that otherwise § 26.15 should be amended as proposed.

9. *Succeeding original inspections.* Section 26.30 of the regulations (7 CFR 26.30) would be amended by deleting the reference to submitted samples in paragraph (a). Succeeding original inspections are not available on submitted samples. The end of paragraph (c) would be amended to delete the words "and will better fit the needs of the applicant." The wording is considered confusing and unneeded.

No commentors opposed the amendment. It is concluded that § 26.30 should be amended as proposed.

10. *Divided-original certificates.* Section 26.61 of the regulations (7 CFR 26.61) would be amended to provide for divided-original certificates on a combined export shiplot, and to authorize the showing, at the request of the applicant, of merchandising information such as loading order numbers on divided-original inspection certificates for export cargo grain. The showing of the information would facilitate the handling and matching of the certificates with related merchandising and transportation documents on export cargo grain.

No commentors opposed the amendment. It is concluded that § 26.61 should be amended as proposed.

11. *Duties of official inspection personnel.* Section 26.85 of the regulations (7 CFR 26.85) would be amended to provide that official inspection services shall be performed in accordance with approved safety procedures and using approved safety equipment. Safety is a basic duty in inspection work. The change would require official inspection personnel to operate in a safe manner and use approved safety equipment.

Seven commentors opposed the reference to OSHA standards in the regulations, and one of the seven commentors recommended a cooperative effort between the Government and grain industry to develop correct safety and training procedures. It is concluded that the section should not be amended to include a reference to OSHA standards, but that the section should be amended to give the Department authority to prescribe approved safety procedures and safety equipment.

12. *Conflicts of interest.* Section 26.87 of the regulations (7 CFR 26.87) would be amended by listing certain conflicts of interest under "other conflicts." The conflicts are now listed under "interpretations." The amendment would add to the clarity of the wording. The substance of the section would not be changed.

One commentor indicated reservations on the constitutionality of the proposed change in this section. The substance of the text in this section is not changed by the amendment. It is concluded that this section should be amended as proposed.

13. *Application for designation.* Section 26.97 of the regulations (7 CFR 26.97) would be amended to require that applicants for designation to operate as an official inspection agency who are incorporated, furnish a copy of the articles of incorporation and the names of the current corporate officers with the application.

Complete information is deemed necessary for proper evaluation of an applicant for designation as an official inspection agency. No commentors opposed the proposed amendment of this section. It is concluded that this section should be amended as proposed.

14. *Duties of inspection agencies.* Section 26.100 of the regulations (7 CFR 26.100) would be amended to require that official inspection agencies would provide its employees with approved safety equipment and training in the use of such equipment, and upon request, provide information with respect to the ownership and operation of the agencies. Providing safety equipment and providing training in its use are basic duties of employers. The information on ownership and operation is needed and is currently being provided by private agencies to facilitate the handling of applications of designation to operate as an official inspection agency, and the handling of requests for the cancellation, amendment, transfer, or suspension of designations.

Seven commentors opposed the reference to OSHA standards in the regulations. One commentor recommended that the new subsection on reports of ownership not be adopted. It is concluded that the section should not be amended to include a reference to OSHA standards, but that because reports of ownership are needed to effectively supervise official inspection agencies, with respect to conflicts of interest, the section should be amended as proposed to include reports of ownership.

15. *Official inspection agencies.* Section 26.101 of the regulations (7 CFR 26.101) would be amended by adding wording to require that a minimum of 90 days' advanced notice be given by a designated official inspection agency when requesting that its designation be canceled, amended, transferred, or suspended. At present no advanced notice is required. A minimum of 90 days is needed to process such requests.

Section 26.101 would also be amended to authorize the interim designation of an official inspection agency when it is impracticable to publish in the FEDERAL REGISTER the final action on a designation in advance of the effective date. This would promote the orderly continuation of needed inspection services, and would support currently approved practices in the designation of official inspection agencies.

No commentors opposed amendment of this section. It is concluded that this section should be amended as proposed.

16. *Export grain.* Section 26.110 of the regulations (7 CFR 26.110) would be amended to provide that (1) export grain in sacks may be sampled prior to the final elevation. This waiver, authorized under section 5 of the Act, is needed because it is not practicable to sample export sacked grain after final elevation as the grain is loaded abroad or while it is at rest in the final carrier, and (ii) that diverter-type mechanical samplers shall be used in the sampling of export grain, with waiver authority for (1) classes of shipments, such as sacked grain, which are impracticable to sample with such samplers while the grain is being loaded abroad, or while it is in the final carrier; and (2) emergency situations involving mechanical or power failure.

Studies conducted by the Agricultural Research Service of the U.S. Department of Agriculture show that diverter-type mechanical samplers consistently obtain the most representative samples of grain. Further, many export grain elevators have installed diverter-type mechanical samplers for the use of official inspection personnel in the sampling of bulk export grain. The diverter-type samplers have been found to be practical in use, and are available in commercial quantities. It is proposed to make this requirement effective November 1, 1975.

Five commentors opposed the mandatory requirement of mechanical diverter-type samplers for export cargos because of costs or recommended that the effective date be delayed. It is concluded that the section should be amended to require the use of mechanical diverter-type samplers for export cargo grain as proposed because diverter-type mechanical samplers consistently obtain the most representative samples of grain. It is further concluded that the section should provide for an extension of the effective date for installation of such samplers, subject to the elevator showing that diligent effort has been made to meet the deadline.

17. *Official grade designations.* Section 26.114 of the regulations (7 CFR 26.114) would be amended to add the words "U.S." to "No. 1 Hard Winter Wheat," so that the example of the official grade designation would be consistent with the official grain standards of the United States.

One commentor supported the amendment of this section. No commentors opposed the amendment. It is concluded



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that the section should be amended as proposed.

After consideration of the written comments, views, or arguments filed with respect to the proposal of amendment and other information available, the provisions of the proposed amendments, with changes as indicated, are being implemented as set forth below:

1. A new definition of weighted average is added to § 26.1(b) to read as follows:

§ 26.1 **Meaning of words.**

• • • • •

(b) • • •

(40) *Weighted average.* A lot average determined by multiplying the analytical result for each factor in each sublot by the weight of the sublot, adding the resultant figures for each factor, and dividing by the weight of the lot.

2. The introductory text of § 26.6(a) is revised and a new paragraph (l) added to read as follows:

§ 26.6 **Kinds (scope) of official inspection services.**

(a) *General.* The kinds of official inspection services available under the Act and the basis for performing each service are those shown in paragraphs (b) through (l) of this section.

• • • • •

(l) *Mechanical sampler inspection.*

(1) This inspection shall consist of the following operations by official inspection personnel (other than a licensed employee of a grain elevator or warehouse): (i) A pre-installation examination of the sampling site for the mechanical sampler to determine whether the site and the spout or the belt arrangements are in accordance with the basic requirements for the installation and use of the sampler; (ii) initial and periodic post-installation examination to determine whether the sampler is installed properly; (iii) initial and periodic checktesting to determine whether the sampler obtains representative samples; and (iv) the issuance of an official certificate in accordance with § 26.58 and § 26.59, and paragraph (l)(3) of this section.

NOTE: This service shall be limited to specified models of diverter-type mechanical samplers that have been tested under controlled conditions by the U.S. Department of Agriculture and found to give results within a range of ±10 percent of the known quantity in the checklist material. A list of such samplers may be obtained from official inspection agencies and Field Offices. For a list of such offices, see § 26.9(d).

(2) The inspection shall be made in accordance with the methods and procedures prescribed in the instructions or approved in specific cases by the Administrator. (Instructions and application forms for use in checktesting mechanical samplers may be obtained from any official inspection agency and Field Office. For locations where the instructions and forms may be obtained, see § 26.9(d)).

(3) Each certificate for a mechanical sampler inspection shall show the results of the inspection, in whole or in part. The certificate for the final determination shall show the following or substantially equivalent statements: "Sampler inspected and found to obtain representative samples of (*kinds of grain*)" or "Sampler inspected and found not to obtain representative samples of (*kinds of grain*)."

3. Section 26.9 is amended by revising the heading and by adding a new paragraph (e) to read as follows:

§ 26.9 **Inspection services.**

• • • • •

(e) *Conditions for inspection.* In submitting a request for an official inspection service, the applicant consents to the following items which are considered essential to effectuate the purposes or provisions of the Act: (1) To pay bills for inspection services promptly upon receipt; (2) to provide loading conditions and containers which will not contaminate the grain or otherwise lower the grade, quality, or condition of the grain; (3) to make the grain fully accessible for inspection except as provided in § 26.12 (b); (4) to provide required mechanical sampling equipment as provided in § 26.110(d); (5) to provide adequate and separate space for official inspection personnel for performing the kind of service requested; (6) to make grain fully accessible for supervision inspections at any time during loading or unloading; and (7) to provide needed water transportation for performing off-shore ship hold supervisions and inspections.

4. Section 26.10(c) is revised to read as follows:

§ 26.10 **When a request for inspection services may be withdrawn or dismissed.**

• • • • •

(c) *Grounds for dismissal.* A request for inspection services may be dismissed by the official inspection personnel (1) upon request of the applicant; (2) if the request is for the inspection of grain for which standards have not been established under the Act; (3) if the official inspection agency (or in the case of U.S. grain in Canadian ports and appeal inspections, the field office) otherwise lacks jurisdiction under the Act or the regulations to handle the request; (4) if the request is not in compliance with the regulations; (5) if sufficient evidence is not available upon which to make an accurate and true determination; or (6) if it is clearly not practicable to perform the requested inspection services. (See also § 26.11 of the regulations and section 10 of the Act for conditional withholding and refusal of inspection service.)

• • • • •

5. Sections 26.11(a)(2) and (b) are revised to read as follows:

§ 26.11 **Conditional withholding of inspection service.**

(a) *Mandatory withholding.*

• • • • •

(2) (i) For the purpose of this paragraph, grain shall be deemed to be not "accessible for inspection" if it is offered for sampling or inspection under conditions which (*a*) are unduly hazardous to the health or safety of official inspection personnel or (*b*) do not permit an adequate and correct sampling, examination, or other determination for the requested inspection service.

(ii) Conditions which are considered unduly hazardous to the health and safety of official inspection personnel as prescribed in the instructions by the Administrator include, but are not limited to (*a*) conditions at the sampling or inspection site, or the ingress or egress routes to the sampling or inspection site; (*b*) forcible assaults, intimidations, or interferences, at the sampling or inspection site; and (*c*) storage, stowage, and similar spaces which have been fumigated or have toxic fumes, or in which the oxygen has been depleted unless the spaces have been found "safe" in accordance with the instructions.

(iii) Conditions which do not permit an adequate and correct sampling, examination, or other determination for the requested inspection service include, but are not limited to, grain in barges or other carriers that are closed at the time the grain is offered for inspection and the carriers cannot be readily opened by official inspection personnel.

(b) *Permissive withholding.* At the discretion of the official inspection personnel, an official inspection may be conditionally withheld if the applicant has failed to pay bills for prior inspection services; or the grain is offered for inspection outside of the customary workday, unless timely arrangements for overtime inspection have been made by the applicant with the official inspection personnel. In the case of appeal inspections on export cargo grain, the "customary workday" shall be deemed to mean 0800 to 1630 hours local time, Monday through Friday, except national holidays; and "timely arrangements" shall be deemed to mean arrangements made not later than 1400 hours of the preceding workday. (For definition of "holiday," see § 26.72(a), footnote 4.)

• • • • •

6. Section 26.13 is amended as follows:

§ 26.13 **Inspection of grain in containers other than ships.**

(a) *General.* The inspection of bulk or sacked grain loaded aboard, or being loaded aboard, or discharged from railway cars, trucks, trailers, river barges (including barges specifically designed for loading aboard oceangoing ships), bay boats, bins, warehouse lots, or containers other than ships shall be conducted in accordance with the provisions in this section, and such methods and procedures as may be prescribed in the instructions or approved in specific cases by the Administrator.

• • • • •

(c) *One certificate per lot.* One official inspection certificate shall be issued for each lot: *Provided,* That the requirements of this paragraph shall not be applicable to § 26.15, or paragraph (b) of this section, or instances when the issuance of one certificate for more than one container is requested by the applicant for inspection. If the grain is not uniform in condition, the certificate shall show the approximate quantity in each portion, the location of each portion in the container, and the grade of the grain in each portion, in accordance with procedures prescribed in the instructions or approved in specific cases by the Administrator.

• • • • •

7. Section 26.14 (b), (c), (d), and (e) are amended as follows and (f) is deleted:

§ 26.14 **Inspection of grain in ships.**

• • • • •

(b) *Definitions.* For purposes of this section the term "ship" means all oceangoing ships, barges, and tankers; lake vessels, and ships of similar or larger capacity.

(1) The term "reasonably continuous operation" shall be construed to include inactive intervals of not more than 88 consecutive hours; *Provided,* That the ship does not leave the designated inspection point or port in which the inspection is being performed. Upon request of the applicant, the statement "Loaded under continuous official inspection" may be shown on the official inspection certificate when the conditions of this section are met.

(2) The term "material portion" means a portion which is considered significant under a sampling plan prescribed in the instructions on the basis of approved statistical principles after consultation with the users of the service: *Provided,* That if the applicant has been informed by official inspection personnel or otherwise knows the quality of the grain prior to loading the grain on a ship, any portion of "off-grade" grain which is of an inferior grade in comparison with the load order grade shall be deemed to be a material portion.

(3) The term "load order grade" means the official grade, official factors, and other criteria specified by the applicant for inspection.

(4) The term "uniform in quality" means that all portions in the lot conform to the load order grade and that no material portion in the lot is of a grade, or equivalent of a grade inferior to the load order grade.

(5) The determination of "equivalent of a grade" shall be based on special grades, dockage, factors, and other criteria, and shall be prescribed in the instructions or otherwise approved by the Administrator.

(c) *Grain uniform in quality.* The grain in each lot offered for inspection shall be examined thoroughly for uniformity of quality. If the grain is found to be uniform in quality and is loaded aboard or discharged from the ship in a reasonably continuous operation, the grain shall be sampled, inspected, graded, and certificated as one lot. (The requirements of this paragraph and paragraph (d) of this section with respect to reasonably continuous loading or discharge shall not apply to grain which is at rest in a ship when the grain is offered for an inspection.)

(d) *Grain not uniform in quality.* If the grain in a lot is found to be not uniform in quality or if the grain is not loaded aboard or discharged from the ship in a reasonably continuous operation, the grain in each portion, and the grain which is loaded aboard or discharged from the ship at different times shall be sampled, inspected, graded, and certificated as a separate lot.

(e) *Certification of grain not uniform in quality.* If the grain in a lot is found to be not uniform in quality under paragraph (d) of this section, the cargo inspection certificate for each lot shall show (1) the grade of the lot; (2) a statement that the grain has been loaded on board with other grain; (3) the grade, location, and approximate quantity of the other grain; and (4) such other information as may be required by the regulations and the instructions or approved in specific cases by the Administrator. (The requirements of subparagraph (2) of this paragraph shall not apply to grain which is inspected as it is being discharged from a ship.)

(f) [Deleted]

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8. Section 26.15 is revised as follows:

§ 26.15 **Inspection and certification of grain in combined lots.**

(a) *General.* The inspection of grain being loaded into or discharged from, or at rest in, two or more railway cars, trucks, barges (including barges specifically designed for loading aboard oceangoing ships), and the grain in two or more identified lots loaded into or discharged from a ship shall be in accordance with the provisions of this section and such methods and instructions as may be prescribed in the instructions or otherwise approved by the Administrator.

(b) *Definitions.* For purposes of this section, the following terms shall have the meanings given below:

(1) The term "uniform in quality" shall mean that the weighted average of the grain in the combined lot is not inferior to the load order grade, and that no material portion in the lot is of a grade or equivalent of a grade inferior to the load order grade.

(2) The term "equivalent of a grade" shall be based on special grades, dockage, factors, and other criteria, and shall be prescribed in the instructions or otherwise approved by the Administrator.

(3) The term "load order grade" means the official grade, official factors, and other criteria specified by the applicant for inspection.

(4) The term "material portion" shall mean a portion which is considered significant under a sampling plan prescribed in the instructions on the basis of approved statistical principles after consultation with the users of the service: *Provided,* That if the applicant has been informed by official inspection personnel or otherwise knows the quality of the grain prior to loading the grain on a ship, any portion of "off-grade" grain which is of an inferior grade in comparison with the load order grade shall be deemed to be a material portion.

(c) *Inspection during loading, unloading, or while at rest.* Upon request by an applicant, the grain being loaded into or discharged from, or at rest in, two or more railway cars, trucks, or barges, and the grain in two or more identified lots being loaded into or discharged from a ship may be sampled, inspected, and certificated as a combined lot if:

(1) In the case of grain which is being loaded or discharged, the request is filed in advance of the loading or discharge of any of the grain;

(2) The request shows the quantity of grain which is to be certificated as a combined lot;

(3) Each car, truck, barge, or shiplot is specifically identified in the request;

(4) The grain loaded into or discharged from, or at rest in, each car, truck, or barge, or the grain in each shiplot is accessible for sampling and is sampled in one designated inspection area within 88 consecutive hours.

(5) A representative sample or samples are obtained from the grain in each car, truck, or barge, or the grain in each shiplot;

(6) The grain loaded into or discharged from or at rest in each car, truck, or barge, or the grain in each shiplot is inspected and graded in accordance with the provisions of this section and such methods and procedures as may be prescribed in the instructions or otherwise approved by the Administrator; and

(7) The grain in the combined lots is found to be uniform in quality.

(d) *Inspection after certification.* Upon request by an applicant, the grain in two or more cars, trucks, barges, or the grain in two or more shiplots which has been sampled, inspected, and certificated as separate lots may be certificated as a combined lot if:

(1) The request is filed within a reasonable time, not to exceed 2 business days after the date of the latest inspection;

(2) The grain in each container was accessible for sampling and was sampled in one designated inspection area, within an 88-hour period;

(3) The grain in the combined lots was found to be uniform in quality.

(4) The originals of the official certificates issued for the component lots are surrendered to the official inspection agency or the field office except as provided for in paragraph (f)(vi) of this section;

(5) Representative file samples of the grain are available; and







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(6) The official inspection personnel who issued the certificates for the component lots and the official inspection personnel who will issue the combined lot certificate believe that the samples which were used as the basis for the component inspections were representative of the grain at the time of the inspections, and that the quality or condition of the grain in the samples, and the quality or condition of the grain in the combined lot has not changed since the time of the component inspections.

(e) *Certification.* Each such certificate shall show the statement "Combined Lot Inspection," and the identification of each car, truck, barge, and each shiplot. The statement shall be shown below the grade line of the certificates as prescribed in the instructions. The inspection results shown on the certificate shall be the weighted average results of the analyses of the samples from the component lots: *Provided,* That if the grain in each lot in a combined lot is found to be uniform for any grade and the weighted averages show a different grade, the grade found for the combined lots shall prevail. Upon request, information as to specified factors for each combined lot shall be shown on the combined lot inspection certificate.

(f) *Grain not uniform in quality.* If the grain in the combined lot is found to be not uniform in quality, the grain in each portion shall be sampled, inspected, graded, and certificated as a separate lot.

(2) *Grain uniform in quality.* If the grain in the combined lot is found to be uniform in quality, an official certificate shall be issued.

(f) *Combined lot superseding certificate requirements.* (1) If the request for a combined lot inspection was filed after the grain in the component lots was inspected and certificated, the combined lot inspection certificate shall also show: (i) The date the component lots were inspected as the date of inspection of the grain in the combined lot. However, if the lots were inspected on different dates, the latest of the dates shall be shown; (ii) a new serial number, other than the serial numbers of the certificates which are to be superseded; (iii) a statement showing the name(s) of the elevator(s) or warehouse(s) from which the grain in the combined lot was loaded; (iv) a statement showing the approximate quantity of grain in the combined lot; (v) a statement showing the identification of any superseded certificates as follows: "This Combined Lot certificate supersedes certificates Nos. ---- dated ----------." (The numbers shown in the statement shall in all cases include the lettered prefix.); and (vi) if the superseded certificates are in the custody of the Grain Division or an official inspection agency, the superseded certificates shall be marked "Void" in a clear and conspicuous manner. If, at the time of issuing the combined lot inspection certificate, the superseded certificates are not in the custody of the Grain Division, or an official inspection agency, the statement "The superseded certificates identified herein have not been surrendered" shall be clearly shown, in the space provided for remarks, on the combined lot inspection certificate beneath the statement identifying the superseded certificates. Official inspection personnel shall exericse such other precautions as may be found necessary to prevent the fraudulent or unauthorized use of the superseded certificates.

(g) *Quantity.* No combined lot inspection certificate shall be issued which shows a quantity of grain in excess of the quantity shown on the superseded certificates.

(h) *Further combining.* After a combined lot certificate has been issued in accordance with this section, there shall be no dividing or further combining of the certificate at a later date, except as provided in § 26.61.

(i) *Limitation.* No combined lot inspection certificate shall be issued for any inspection other than as described in this section.

(j) *Reinspection and appeal inspection on combined or off-grade lots.* A reinspection or an appeal inspection may be obtained on a combined lot or on each "off-grade" lot in accordance with the regulations.

9. Section 26.30 (a) and (c) are revised as follows:

**§ 26.30 Succeeding original inspections.**

(a) *General provisions.* In cases where an original inspection has been obtained in any designated inspection area on a specific lot, and a later or more current inspection of the same kind (scope) is desired in the same area on the same lot, one or more succeeding inspections may be obtained in accordance with paragraphs (b) through (i) of this section.

* * * * *

(c) *Grounds for dismissal.* A request for a succeeding original inspection may be withdrawn or dismissed in accordance with the provisions of §§ 26.10 and 26.27, or shall be dismissed when a reinspection or an appeal inspection can be obtained from the preceding original inspection.

* * * * *

10. Section 26.61 (a) and (f) are amended as follows:

**§ 26.61 Divided-original inspection certificates.**

(a) *General requirements.* If an export cargo shipment is certificated as a combined lot, or is offered for inspection as one lot, and is found to be uniform in quality and is certificated as one lot, the applicant may exchange the original certificate for two or more divided-original certificates subject to the requirements in paragraphs (b) through (g) in this section.

* * * * *

(f) *Certification requirements and options.* The same information and statements shall be shown on the divided-original certificates as shown, or required to be shown, on the original certificate except (1) the original and all copies shall show, in the space provided for remarks, the completed statement: "This grain is part of an undivided lot of ------ (bushels) (pounds)."; (2) the original shall show the term Divided-Original instead of Original and the copies shall show the term Divided-Original (Copy) instead of the word Copy; (3) the serial number shown on the divided-original certificates shall be the same as the serial number shown on the original certificates except the serial number of the divided-original certificates shall include a serially numbered suffix; (4) the quantity of grain shown on the divided-original certificates shall be in accordance with the request for the certificates: *Provided,* That no divided-original certificates shall be issued which show, individually or in the aggregate, a quantity of grain in excess of the quantity shown on the original certificate. At the written request of the applicant, loading order numbers, purchase authorization numbers, reference numbers, contract numbers, letter of credit identifications, or other identifications may be shown on divided-original certificates: *Provided,* That the same identifications are shown on the original certificate.

* * * * *

11. Section 26.85(b) is revised as follows:

**§ 26.85 Duties of official inspection personnel.**

* * * * *

(b) *Inspection services.* Official inspection personnel shall perform requested inspection services (1) without discrimination, except as authorized in § 26.12; (2) as soon as practicable, except as authorized in §§ 26.10 and 26.11; (3) upon reasonable terms; and (4) by using approved safety procedures and safety equipment prescribed in the instructions by the Administrator.

12. Section 26.87 (b), (c), (d), and (e) are revised as follows:

**§ 26.87 Conflicts of interest.**

* * * * *

(b) *Other conflicts.* The kinds of activities specified in paragraphs (b) (1) through (5) of this section shall also be deemed to involve a conflict of interest if engaged in by official inspection personnel. No official inspection personnel shall:

(1) (i) Hold any appointive or elective office or position in any national, regional, State, or local grain industry group, organization, or association: *Provided,* That a grain inspection group, organization, or association shall not be deemed to be a grain industry group, organization, or association; or (ii) be employed by or otherwise work for any association, corporation, or other business entity owned or composed, in whole or in part, by persons who are financially interested in a grain elevator or warehouse or who are engaged in the merchandising of grain: *Provided,* That this restriction will not apply if neither such business entity, nor any of its officers or members, give any technical advice or technical direction to the official inspection personnel, or otherwise exercise any control, direct or indirect, over any of the technical aspects of the official inspection functions: *Provided, further,* That the physical presence of any officer or member of such a business entity in the inspection or testing quarters assigned to the official inspection personnel may, in the absence of a specific invitation by the personnel, be deemed to be a control, direct or indirect, over the technical aspects of the official inspection functions performed by such personnel.





(2) Be engaged in buying, selling, transporting, cleaning, elevating, storing, binning, mixing, blending, drying, treating, fumigating, or other preparation of grain (other than as a grower of grain, or the disposition of inspection samples); or in the business of cleaning, treating, or fitting of carriers or containers for transporting or storing grain; the merchandising for non-farm use of equipment for cleaning, drying, treating, fumigating, or otherwise processing, handling, or storing grain; or the merchandising of grain inspection equipment (other than buying or selling by official inspection personnel of such equipment for use in performance of their official inspection functions): *Provided,* That licensed employees of grain elevators or warehouses may obtain warehouseman's samples, as provided in § 26.6(d).

(3) Accept any fee or charge in excess of the published fee or charge or any favor, gift, loan, unusual discount, service, entertainment, or other thing of monetary value under circumstances in which such acceptance could result, or create the appearance of resulting in (i) the use of their office for undue private gain; (ii) an undertaking to give undue preferential treatment to any person; or (iii) any other loss of complete independence or impartiality in performance of official inspection functions.

(4) Participate (directly or otherwise) in any transaction concerning the purchase or sale of corporate stocks or bonds, commodities, or other property for speculative purposes if such action might tend to interfere with the proper and impartial performance of his duties or bring discredit upon the Department of Agriculture. Licensees and employees are not prohibited by this paragraph from making bona fide investments.

(5) Coerce or give the appearance of coercing any person to provide special or undue benefits to themselves as licensees or authorized employees.

(c) *Reports of interests.* Official inspection personnel shall report such information regarding their employment or other business interests as may be required at any time by the Administrator. (The filing of such reports, or the filing of an application for a license as provided in § 26.77, does not permit a licensee or authorized employee to have a conflict of interest prohibited by the Act or the regulations.)

(d) *Avoiding conflicts of interest.* Each licensee and each authorized employee shall at all times avoid acquiring any financial interest or engaging in any activity that would result in a violation of this section or § 26.86 or other violation of section 11 of the Act and shall not permit his spouse, minor children, or any blood relative who resides in his immediate household to acquire any such interest or engage in any such activity. For the purpose of this section, the interest of a spouse, minor child, or blood relative who is a resident of a licensee's or an authorized employee's immediate household shall be considered to be an interest of the licensee or employee.

(e) *Disposition of conflicting interests.* (1) Upon being advised that certain employment or other interest is in conflict with his official duties and that remedial action is required, the applicant, licensee, or authorized employee shall take immediate action to end the conflict of interest and advise the responsible officials of action taken in this respect.

(2) An applicant, licensee, or authorized employee who believes that remedial action will cause undue hardship may request a review and modification by forwarding to the Administrator either directly or through the field office, a written statement setting forth all the facts and circumstances with the reasons for the request or modification.

(3) If a final determination is made that a conflict of interest does, in fact, exist, failure to take immediate action to end the conflict of interest shall subject an applicant to the dismissal of his application; a licensee to administrative action against his license and criminal prosecution; and an authorized employee to disciplinary action and criminal prosecution.

* * * * *

13. Section 26.97(a) (16) is amended as follows:

**§ 26.97 Application for designation.**

(a) * * *

(16) The articles of incorporation if the applicant is incorporated and the names of current corporate officers.

* * * * *

14. Section 26.100(d) is revised and (j) is added as follows:

**§ 26.100 Duties of official inspection agencies.**

* * * * *

(d) *Training and supplies.* (1) Each official inspection agency shall provide its employees with training in: (i) Performing official inspection functions for which its employees are or have requested to be licensed; and (ii) the use of approved safety procedures and safety equipment prescribed in the instructions by the Administrator.

(2) Each official inspection agency shall supply its licensed personnel with (i) approved safety equipment; (ii) safety instructions prescribed by the Administrator; (iii) the official grain standards; (iv) an adequate supply of forms approved by the Administrator; and (v) other materials necessary for the conduct of official inspection functions.

* * * * *

(j) *Reports of ownership.* Each official inspection agency shall report such information regarding its ownership and operation as may be required by the Administrator.

15. Section 26.101 is amended by revising heading and paragraphs (a) and (c) as follows:

**§ 26.101 Cancellation, amendment, transfer, suspension, and revocation of designation.**

(a) *Voluntary cancellation, amendment, transfer, or suspension.* Upon request by an official inspection agency, and a showing of good cause, a designation to operate as an official inspection agency may be canceled, amended, transferred to another agency or person, or suspended for a definite or indefinite period of time in accordance with the following procedure:

(1) The request for the proposed cancellation, amendment, transfer, or suspension shall be made by the agency at least 90 days in advance of the proposed effective date of the action, and good cause shall be shown to support the request.

(2) The proposed action shall be published in the FEDERAL REGISTER and interested persons shall be given opportunity to present their views. Reasonable notice of the final action shall, insofar as practicable, be published in advance of the effective date: *Provided,* That if there is insufficient time to publish the final action in the FEDERAL REGISTER in advance of the effective date, and an interim designation for an official inspection agency appears warranted, such designation may be made by the Administrator in accordance with the provisions of paragraph (c) of this section.

(3) In the case of a transfer, the transferee must qualify under the requirements in § 26.96.

* * * * *

(c) *Replacement agency.* (1) If a designation for an official inspection agency is canceled, suspended, or revoked, and a replacement agency is deemed warranted, arrangements for a replacement agency shall be made by the Administrator after consultation with interested State departments of agriculture, official inspection agencies, users of the inspection service, and other interested persons, and insofar as practicable, in advance of the cancellation, suspension, or revocation. The need for a replacement agency shall be published in the FEDERAL REGISTER and interested persons shall be given opportunity to present their views. Reasonable notice of the final action shall be published in the FEDERAL REGISTER in advance of the effective date.

(2) If time or other circumstances action or the final action in a timely manner, and an interim designation for an official inspection agency is deemed warranted by the Administrator, notice of the interim designation shall be published in the FEDERAL REGISTER together with the effective period of the interim designation. Interested persons may sub-



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mit comments on the interim designation.

16. Section 26.110(d) (1) and (3) are revised to read as follows:

§ 26.110 Mandatory inspection—export grain.

* * * * *

(d) *Sampling requirements.* (1) The inspection for official grade and official factor information must be based on official samples obtained from the grain as it is being loaded aboard, or while it is in the final carrier in which it is to be transported from the United States: *Provided*, That the inspection of sacked grain may be based on an initial inspection as the grain is being sacked and a final inspection as the sacks of grain are being loaded aboard the final carrier in which they are to be transported from the United States, in accordance with instructions issued by the Administrator.

* * * * *

(3) If the grain is sampled as it is being loaded aboard the carrier, the samples must be obtained after the final vertical elevation, at such place or places and in such manner as will obtain the most representative sample and otherwise in accordance with the instructions; *Provided*, That after November 1, 1975, all bulk export cargo grain shall be sampled by means of approved diverter-type mechanical samples: *Provided further*, That the Administrator may (i) extend the time to May 1, 1976, in specific cases for an export elevator to complete installation of diverter-type mechanical samplers if the elevator can show that diligent effort has been made to meet the November 1, 1975, deadline; (ii) waive such requirements for (*a*) classes of shipments of sacked grain, which are impracticable to sample with such samplers while the grain is being loaded aboard, or while it is in the final carrier, and (*b*) emergency situations involving mechanical or power failure.

* * * * *

17. Section 26.114(a) is revised as follows:

§ 26.114 Use of official grade designations, official inspection marks and other descriptions of or representations concerning grain.

(a) *Grade designations and marks.* Paragraph (a) (5) of section 13 of the Act prohibits any person from knowingly using any official grade designation or official inspection mark on any container of grain by means of a tag, label, or otherwise, unless the gain in such container was officially inspected on the basis of an official sample taken while the grain was being loaded into or was in such container and the grain was found to qualify for such designation or marks. The official grade designations are those specified in the official grain standards for the various grades of grain: e.g., U.S. No. 1 Hard Winter Wheat. The official inspection mark is the statement "Loaded Under Continuous Official Inspection," authorized for use in accordance with § 26.14(1).

* * * * *

(Secs. 12 and 16, 82 Stat. 766 and 768; 7 U.S.C. 87a and 87e; 37 FR 28464 and 28476.)

*Effective date.* The provisons shall become effective September 4, 1975.

Done in Washington, D.C. on: July 31, 1975.

JOHN C. BLUM,
*Acting Administrator.*

[FR Doc.75-20881 Filed 8-4-75;8:45 am]



federal register

TUESDAY, AUGUST 5, 1975

PART III:

# FEDERAL ELECTION COMMISSION

## CAMPAIGN FINANCING

Reporting of Debts and Obligations

Office Accounts and Franking Accounts; Excess Contributions

Pre-1975 Campaign Debts

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Title 11—Federal Elections

CHAPTER I—FEDERAL ELECTION COMMISSION

[Notice 1975-20]

## INTERIM GUIDELINE

### Reporting of Debts and Obligations [1]

NOTE: To assure orderly development of the Code of Federal Regulations, it has been determined that the chapter assigned to the Federal Election Commission be redesignated from 11 CFR Chapter II to 11 CFR Chapter I. All interim guidelines published since the establishment of 11 CFR Chapter II on June 2, 1975 (40 FR 23832) are hereby redesignated as issuances under 11 CFR Chapter I.

1. OBLIGATION TO CONTINUOUSLY REPORT DEBTS AND OBLIGATIONS

a. All debts and obligations outstanding on June 30, 1975, and incurred by a candidate or political committee with respect to any election, shall be reported on Comp. Gen. Election Form 3, Senate Election Form 3, or H.R. Election Form 3 (available from the Commission), in accordance with the reporting schedule prescribed by 2 U.S.C. 434(a), until the debt or obligation is extinguished.

b. For purposes of this guideline an amount owed pursuant to a customary credit arrangement does not become a debt or obligation unless it remains unpaid for a period in excess of 45 days from the date a bill, statement or invoice is rendered (or other demand for payment is made) by the vendor; or, if earlier, 45 days from the date such bill would have ordinarily been rendered in the usual course of the vendor's business.

2. SPECIAL REPORT FOR CANDIDATE DEBTS OUTSTANDING ON JUNE 30, 1975

Any debts or obligations outstanding on June 30, 1975, which were not reported by a candidate, former candidate, or political committee in a report filed on or about July 10, 1975, shall be specially reported to the Commission by the candidate or former candidate by August 25, 1975, and thereafter in accordance with paragraph 1, above.

3. SEPARATE REPORTING FOR RETIRING PRE-1975 DEBTS

Contributions received and expenditures made solely for the purpose of retiring debts and obligations outstanding on June 30, 1975, and incurred in connection with an election held before January 1, 1975, shall be reported separately from contributions received and expenditures made with respect to an election occurring after January 1, 1975.

4. RESTRICTIONS ON CONTRIBUTIONS TO RETIRE PRE-1975 CAMPAIGN DEBTS

a. Hereafter, contributions made for the purpose of retiring a debt incurred in connection with an election held before January 1, 1975, and aggregating over $100 for calendar year 1975 from any person, may be received by a candidate, former candidate, or political committee only if the person making the contribution contemporaneously provides to the recipient a written statement restricting the use of such contribution to the retirement of debts or obligations incurred in connection with an election held before January 1, 1975.

b. Written and oral solicitations for contributions described in paragraph a shall clearly disclose (i) the purpose for which the contributions are to be used, and (ii) the requirement that persons making contributions aggregating over $100 in calendar year 1975, transmit to the recipient a written statement restricting the use of their contribution to the retirement of debts incurred in connection with an election held before January 1, 1975.

Dated: July 31, 1975.

THOMAS B. CURTIS,
*Chairman for the*
*Federal Election Commission.*

[FR Doc.75-20365 Filed 8-4-75;8:45 am]

[1] (See advisory opinions AO:1975-5 and AO:1975-6, published July 26, 1975, at 40 FR 31318)





## FEDERAL ELECTION COMMISSION

[11 CFR Part 113]

[Notice 1975-18]

## OFFICE ACCOUNTS AND FRANKING ACCOUNTS; EXCESS CAMPAIGN CONTRIBUTIONS

### Notice of Proposed Rulemaking

The Federal Election Commission today published a proposed regulation concerning the treatment of office accounts and franking accounts of members of Congress and the treatment of excess campaign funds. Generally, contributions to and expenditures from office accounts are treated as political and therefore are included in the determination of campaign limitations. Funds appropriated for legislative activities are not included in contribution and expenditure totals. Funds contributed and expended for the preparation and printing of matter sent under the frank are not included in contribution and expenditure totals.

Excess campaign funds are treated as follows: funds expended by December 31 of the election year are treated as expenditures for the last election of that year; funds expended after December 31 are treated as expenditures for the next election.

AUTHORITY: This regulation is proposed under authority of 2 U.S.C. 437d(a)(8), 437d(a)(9) and 439a.

*Comment Period.* Interested persons are invited to submit written comments on this proposed regulation to the Federal Election Commission, Office of General Counsel, Rulemaking Section, 1325 K Street, NW., Washington, D.C. 20463. Comments should be received on or before September 4, 1975.

*Effective Date.* This regulation shall become effective on a date specified in a future notice published in the FEDERAL REGISTER, which effective date shall not be less than 30 calendar days after the date of this Notice of Proposed Rulemaking.

It is proposed that 11 CFR Part 113 be promulgated as follows:

## PART 113—OFFICE ACCOUNTS AND FRANKING ACCOUNTS; EXCESS CAMPAIGN CONTRIBUTIONS

Sec.

113.1 Definitions.
113.2 Contribution and Expenditure Limitations and Prohibitions.
113.3 Deposits of Funds into Office and Franking Accounts.
113.4 Reports of Franking Accounts.
113.5 Reports of Office Accounts.
113.6 Excess Campaign Funds.

Authority: 2 U.S.C. 437d(a)(8), 437d(a)(9) and 439a.

### § 113.1 Definitions.

(a) *Commission.* "Commission" means the Federal Election Commission, 1325 K Street, NW., Washington, D.C. 20463, (202) 382-5162.

(b) *Excess campaign funds.* "Excess campaign funds" means the surplus of campaign receipts, including all contributions, sales and income, over campaign expenditures.

(c) *Franking account.* "Franking account" means an account which is used exclusively for the purpose of receiving and expending funds pursuant to 39 U.S.C. 3210. Such funds may not be transferred to any other account or political committee.

(d) *Office account.* "Office account" means an account other than a franking account which is used for the purpose of supporting the activities of a federal officeholder.

(e) *Principal campaign committee.* "Principal campaign committee" means the political committee designated by a candidate as his or her principal campaign committee pursuant to 2 U.S.C. 432(f)(1).

(f) *Legislative activities.* "Legislative activities" means those activities which are paid for solely out of appropriations approved by either or both houses of Congress, for use by members and members-elect of Congress. Such appropriations include but are not limited to those for salaries, constituent services, stationery, travel and general office expenses.

### § 113.2 Contribution and expenditure limitations and prohibitions.

(a) All funds including but not limited to gifts, loans, advances, credits or deposits of money or any other thing of value which are received or expended by an incumbent or elected holder of a federal office for the purpose of supporting his or her activities as a holder of such office shall be considered contributions or expenditures subject to the limitations of 18 U.S.C. 608, 610, 611, 613, 614 and 615.

(b) Notwithstanding subsection (a) of this section the limitations of 18 U.S.C. 608 do not apply (1) when a contributor states in writing that the contribution is to be used exclusively for expenditures made pursuant to 39 U.S.C. 3210, provided that such contributions shall be deposited in a franking account, or (2) when expenditures are made from funds provided for legislative activities.

### § 113.3 Deposits of Funds into Office and Franking Accounts.

Except for funds appropriated for legislative activities, all funds received by or on behalf of a federal officeholder for the purpose of supporting his or her activities as a holder of such office shall be deposited into one of the following accounts:

(a) An account of the officeholder's principal campaign committee, pursuant to 2 U.S.C. 437b, or

(b) A franking account, or

(c) An office account, pursuant to 2 U.S.C. 437b.

### § 113.4 Reports of Franking Accounts.

(a) All individuals having franking accounts shall file reports with the Commission on April 10 and October 10 of each year.

(b) The April 10 report shall include all receipts and expenditures made from October 1 of the prior year to March 31 of each year. The October 10 report shall include all receipts and expenditures made from April 1 to September 30 of each year. These reporting obligations shall be effective prospectively on the effective date of this regulation (designated Part 113).

(c) Such reports shall include the name, address, occupation and principal place of business of all persons making contributions aggregating in excess of $100 during the reporting period. Such reports shall include the name and address of all persons receiving expenditures aggregating more than $100 during the reporting period.

(d) Forms will be provided by the Commission to implement this section.

### § 113.5 Reports of Office Accounts.

(a) All individuals having office accounts shall report as if such account is a political committee, and on forms provided for that purpose, pursuant to 2 U.S.C. 434.

(b) If the officeholder, former officeholder, or candidate has designated a principal campaign committee such individual shall file the reports required by this section with such principal campaign committee.

(c) If the officeholder, former officeholder, or candidate has not designated a principal campaign committee such individual shall file the reports required by this section with the Commission.

### § 113.6 Excess Campaign Funds.

(a) A principal campaign committee may transfer excess campaign funds to an office account, a franking account, an organization described in 26 U.S.C. 170(c), or for any other lawful purpose.

(b) Excess campaign funds expended on or before December 31 in an election year will be considered expenditures for the last election of that year. Excess campaign funds not expended or transferred by Decemer 31 of an election year will be considered expenditures for the next election when they are expended or transferred. Except for transfers to a franking account, such expenditures, whether made before or after December 31 of an election year, are subject to the expenditure limitations of 18 U.S.C. 608(c).

Dated: July 31, 1975.

THOMAS B. CURTIS,
*Chairman for the*
*Federal Election Commission.*

[FR Doc.75-20366 Filed 8-4-75;8:45 am]



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## FEDERAL ELECTION COMMISSION

[Notice 1975–19]

### POLICY STATEMENT

#### Pre-1975 Campaign Debts

Under its statutory authority in 2 U.S.C. § 437d(a)(9) to formulate general policy with respect to the administration of 18 U.S.C. 608, inter alia, the Federal Election Commission adopts the following policy as to contributions and expenditures made after January 1, 1975, but relating to the retirement of debts incurred in connection with elections held before January 1, 1975.

As used in 18 U.S.C. 608(b)(1) and (2), the language "with respect to any election for Federal office * * *" means any election occurring after January 1, 1975, with the result that contributions made for the sole purpose of retiring campaign debts incurred incident to an election held before January 1, 1975, are not subject to the limits in 18 U.S.C. 608(b), as amended in 1974 and effective January 1, 1975. The expenditure of such contributions is accordingly not subject to the limits in 18 U.S.C. 608(c).

However, to prevent attribution of such contributions to the above cited limitations, as applicable to elections held after January 1, 1975, all solicitations for contributions to retire debts incurred with respect to pre–1975 elections must include clear notice of that purpose. Furthermore, persons making contributions aggregating over $100 in a calendar year for that purpose must restrict them in writing to application to past debts. These restricted contributions must be received by the close of December 31, 1975, to avoid the possibility of charging them against contribution limitations prescribed by the 1974 Act and applicable to any election held after January 1, 1975.

The Commission further states that under section 101(c) of the Federal Election Campaign Act Amendments of 1974 (Pub. L. 93–443), expenditures from personal funds of a candidate or his or her immediate family may be made without limitation as to time or amount, for the purpose of extinguishing debts and obligations outstanding on October 15, 1974, and incurred in connection with any campaign for Federal office ending before the close of December 31, 1972. Other campaign debts related to elections held before January 1, 1975, are subject to the personal fund expenditure limits in 18 U.S.C. § 608(a) as effective April 7, 1972, and amended in 1974.

The Commission has today issued an interim guideline which applies to the reporting of the transactions described above. Both this policy statement and the interim guideline are issued to indicate the general applicability of the Commission's advisory opinions AO: 1975–5 and AO: 1975–6, published on July 25, 1975 at 40 FR 31316.

Dated: July 31, 1975.

THOMAS B. CURTIS,
*Chairman for the*
*Federal Election Commission.*

[FR Doc.75–20364 Filed 8–4–75;8:45 am]



federal register

TUESDAY, AUGUST 5, 1975

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PART IV:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service

■

## FINANCIAL ASSISTANCE PROGRAM

Quality Control Systems

V40151 AUG 5 75 XUM

Title 45—Public Welfare

CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 205—GENERAL ADMINISTRATION—PUBLIC ASSISTANCE PROGRAMS

PART 206—APPLICATION, DETERMINATION OF ELIGIBILITY AND FURNISHING ASSISTANCE—PUBLIC ASSISTANCE PROGRAMS

PART 233—COVERAGE AND CONDITIONS OF ELIGIBILITY IN FINANCIAL ASSISTANCE PROGRAMS

Quality Control System

Notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 21737) on May 19, 1975, to announce proposals for amending §§ 205.40, 205.41, 206.10, and 233.10 of Chapter II, Title 45 of the Code of Federal Regulations relating to the program of Quality Control for Aid to Families with Dependent Children. Final Regulations had previously been published on April 6, 1973 (38 FR 8743) after notice of proposed rulemaking published on December 5, 1972 (37 FR 25853). Revisions to regulations regarding this program had been published in final form on October 18, 1974 (39 FR 37195) after notice of proposed rulemaking published on August 19, 1974 (39 FR 29935).

Comments on the May 19 proposals were received from twenty-five State welfare departments, five local welfare departments, four members of Congress, and three interested private organizations. Many of the comments related to aspects of the regulations which have been in effect since April 6, 1973, and which were not altered by the May 19 notice of proposed rulemaking, i.e. use of Quality Control for purposes of disallowing Federal funds; States' ability to attain the established tolerance levels for erroneous payments; inclusion of erroneous payments occasioned by "client error" in State Quality Control samples; and the alleged violation of the Federal-State partnership by the disallowance of Federal financial participation pursuant to the Quality Control program. These concerns were responded to in 1973, and the Department's positions on these matters remain unchanged.

Numerous comments were also received which were specifically responsive to the proposed revisions. In light of the comments and suggestions received, the proposed revisions of May 19 have been amended and set forth below, and, as amended, are herein adopted.

As originally proposed, the revisions added a requirement at 45 CFR 206.10 that a State plan specify a budget period and payment month as defined therein. Proposed revisions to 45 CFR 205.40 and .41 established definitions for the terms underpayment, overpayment, ineligibility and what constitutes a case error for Quality Control purposes. These definitions were related to a payment month and budget period established by each State, so as to provide States an administrative period of up to 34 days during which an assistance unit's change in circumstances affecting eligibility for and the amount of assistance payment occurring therein which are not reflected in the subsequent assistance grant would not be considered a case error for Quality Control purposes. However, only those States which utilized a system of prior month budgeting in determining such eligibility for an amount of an assistance payment would have been provided with such an administrative period.

Many comments favored the providing of such an administrative period. However, many of these comments also expressed a general confusion regarding the specific application of the budget period and payment month concept to the Quality Control program. Moreover, these comments indicated to the Department that the proposed revisions would require many States to substantially modify their accounting procedures immediately to take advantage of such an administrative grace period. Thus, many of these comments requested that the implementation of these regulations be postponed until the application of these terms could be clarified and commented upon.

Other comments argued that by providing only those States which utilize prior month budgeting with an administrative period, the revisions had the effect of indirectly mandating such budgeting. These comments suggested that this indirect mandating of prior month budgeting would contravene extant Department regulations interpreting the Social Security Act, and would also violate requirements of the Administrative Procedure Act regarding notice and comment procedures. Such comments also suggested that if the Department did encourage prior month budgeting through the Quality Control regulations, some provision should be made to enable States to aid recipients who are placed in undue hardship because of such a budgeting system.

In response to these comments, the proposed regulations have been modified to delete the requirements of specifying a payment month and budget period, and to set forth a uniform administrative period which the Department considers to be a reasonable amount of time during which States would not be held accountable for their failure to reflect changes in the circumstances of an assistance unit which affect the eligibility for or the amount of the assistance payment. This modification is in no way intended to indicate that the Department does not favor the system of prior month budgeting. Rather the basis and purpose of this revision is the Department's desire to simplify at present the concept of what constitutes a case error for Quality Control purposes, and to provide all States with an administrative period regardless of their present accounting procedures.

Specifically, the revision herein adopted deletes the proposed modifications to § 206.10 (a) (13) and (b) (i.e., the requirement that States' plans specify a budget period and payment month along with the respective definitions of those terms).

Additionally, the regulations as adopted herein delete all references to payment month and budget period contained in the proposed revisions of 45 CFR 205.40 and .41. Further, 45 CFR 205.40 is amended to add subsection (b) (2) which requires that notwithstanding 45 CFR 206.10, States shall consider a case error to exist for Quality Control purposes when any change in circumstances affecting eligibility for or the amount of the assistance payment has not been accurately reflected in a terminated or adjusted payment by the second subsequent month following the month in which the change of circumstances occurred, unless assistance is being continued as required because a hearing has been requested pursuant to 45 CFR 205.10. However, if a State reflects such a change in an assistance unit's circumstances in an assistance payment prior to the payment for the second month following the month in which the change occurs, it must do so accurately, or a case error exists.

When assistance is being continued as a result of a hearing request, the prescribed time for reflecting a change in the assistance unit's circumstances (which alters his eligibility for or the amount of a payment) begins on the date upon which an initial hearing decision is rendered. The reference in this provision of 45 CFR 205.40 to 45 CFR 206.10 reflects the relationship between that provision and the Department's policies regarding requirements upon States to reconsider a recipient's eligibility provided in § 206.10. The Department believes that it would be unrealistic to require a State plan to provide that a State agency must promptly reconsider eligibility after a change in circumstances occurs of which the State is not aware, for a State obviously cannot be required to reconsider that of which it is unaware. Moreover, such a plan requirement would subject a State to compliance procedures should it fail to substantially comply with that provision of its State plan, with the possibility of a resulting discontinuance of all Federal funds for its AFDC program pursuant to section 404 of the Social Security Act (and sections 4, 1004, 1404 and 1604 for programs established pursuant to titles I, X, XIV, and XVI (AABD) for Guam, Puerto Rico, and the Virgin Islands). Thus, 45 CFR 206.10 provides for prompt reconsideration only where a State agency has knowledge of a recipient's change in circumstances.

However, an erroneous payment is no less an erroneous payment simply because it was occasioned by a change in an assistance unit's circumstances of which the State is not aware. Thus, based on the Department's belief that it is incumbent upon States to develop methods of discovering these changes in a recipient's circumstances (and to thereby eliminate erroneous payments caused by such changes) it is the purpose of these regulations to provide that any such changes in circumstances which are not reflected in the assistance unit's assistance payment (or termination from assistance) within the prescribed time limits are considered to be case errors for Quality Control purposes, notwithstanding the absence of States' knowledge of these changes. Failure to require inclusion of such erroneous payments as case errors would provide a disincentive to States' development and application of methods to discover such changes in circumstances, thereby vitiating a primary purpose of the Quality Control program, i.e., the elimination of erroneous State payments.

45 CFR 205.40 is revised for the purpose of providing that Quality Control reviewers will review against "permissible State practices" instead of the State plan in determining whether a case error exists. "Permissible State practices" encompass written State policy materials which are consistent with the State's plan, and written policy materials which incorporate and are consistent with amendments to the State's plan which have been submitted to, but have not been acted upon by SRS. The purpose of these revisions is to permit States to put such proposed AFDC amendments into effect (subject to unavailability of FFP if the amendments are not approved) without having assistance payments which are made based upon these amendments being classified as a case errors.

The basis for these revisions is to conform the Quality Control program to Department regulations which provide for Federal financial participation in State AFDC payments which were made in conformity with approvable State plan amendments, i.e., payments made consistent with, and subsequent to the submittal to SRS of, an amendment to a State's plan which is later approved by the Service. Since the Department will participate in payments made pursuant to plan amendments which are ultimately approved, retroactive to the first day of the calendar quarter in which such approvable amendments are submitted if then in effect on a statewide basis, it would be improper to consider such payments case errors. Moreover, if the plan amendment is ultimately disapproved, the Department will not participate in payments made pursuant to the proposed amendment. Thus, any funds misspent as a result of such a State plan amendment will be totally State funds, and it would therefore be improper to consider such payments as case errors.

However, since one purpose of Quality Control is to monitor the accuracy of State AFDC payments as of the time they were made, it is necessary for Quality Control reviewers to have some tangible evidence of State policy as it existed at that time. Therefore, such State plan amendments must be reflected by written policy issued by the State which is effective on the date upon which an assistance payment is made, if those amendments are to be applied in determining whether the assistance payment constitutes a case error.

With the exception of technical amendments to conform the definitions of ineligibility, overpayment, and underpayment to the revised policies of providing a uniform budget period and of reviewing against "permissible State practices" stated above, the definitions of those terms, as adopted herein, remain substantially the same as in the proposed revisions of May 19. Thus, as in the proposed revisions, a payment for ineligibility exists where an assistance payment is made to an assistance unit in which no member would have been eligible for assistance, whereas an overpayment or underpayment occurs when an assistance unit receives a payment in a differing amount than that for which it would have been eligible under "permissible State practices."

As an example, if an assistance unit received an assistance payment on the basis that four individuals within that unit were eligible for financial assistance but, in fact, only three were eligible for assistance under "permissible State practices" that payment constitutes an overpayment (in the amount of that payment which represented the needs of the ineligible individual). On the other hand, if an assistance payment was provided on behalf of an assistance unit in which no member was eligible for financial assistance, that payment would constitute a payment for ineligibility in the total amount of the payment.

However, unlike the proposed revisions, the revisions hereinadopted specify that a payment which is in error by less than $5.00 will not constitute an overpayment or underpayment. The purpose of this modification is to reflect the Department's determination not to fault States for overpayments and underpayments of insignificant amounts.

As in the proposed revisions, the modifications adopted herein define case error as any case in which there is a payment for ineligibility, overpayment, or underpayment (as defined in the regulation). Additionally, the definition of case error, like § 205.40(b)(2), adopted herein reflects a Departmental recognition that under present State systems of administration, it is difficult if not impossible immediately to reflect a change in circumstances affecting eligibility for or the amount of assistance in the assistance payment. However, as mentioned above, for the purpose of providing all States with an administrative period within which to consider and reflect such changes in circumstances, and to simplify the application of the administrative period to the Quality Control program, the revisions adopted herein provide that for Quality Control purposes, an overpayment, underpayment, or payment for ineligibility which is occasioned solely by an assistance unit's change in circumstances which occurs within the month for which an assistance payment is made or the month immediately preceding that month will not be considered a case error. Thus, in essence, a State must reflect such a change in the assistance unit's circumstances by the assistance payment for the second month following the month in which the change in circumstances occurs. This time period is based on the Department's determination that this encompasses a reasonable time period for States to discover any change, redetermine a recipient's eligibility for a certain payment level under "permissible State practices", send notice of reduction or termination as required in 45 CFR 205.10, and reflect the change in the grant. If, during this time period, a recipient requests a hearing and the grant is required to be continued unadjusted pending an initial decision pursuant to 45 CFR 205.10, unadjusted payments will not constitute a case error. However, after a hearing decision is rendered which affects eligibility for or the amount of the assistance to which the assistance unit is entitled, the State must accurately reflect the result of that decision in the payment for the second month following the month in which the decision is rendered, and any overpayment, underpayment, or payment for ineligibility occurring after that period will be considered a case error. The definition of case error also provides that if a State reflects a change in the assistance unit's circumstances in a payment prior to the payment for the second month following the month in which such a change occurs, it must do so accurately or a case error will exist. The basis of this is the Department's desire that when States take corrective action, they do so correctly. The purpose of the Quality Control program is not served by encouraging States to incorrectly reflect changes in circumstances.

The proposed revisions to § 205.41 also provided for the use of two error rates; one based on the lower limit at the 95% confidence level of a statistical regression formula for the purpose of disallowing Federal financial participation, and another based on the application of the regression formula, as opposed to the lower limit of that formula, for purposes of analyzing findings of their Quality Control systems and for taking appropriate corrective action. After further analysis, the Department recognizes that it is not administratively feasible for States to analyze findings of their systems and to take appropriate corrective action on the basis of figures derived from the application of the regression formula. Therefore, for analysis purposes the revisions herein adopted provide for using the error rates derived from the States' full samples adjusted on a case-by-case basis for differences found in the Federal subsample. However, the revisions herein adopted retain the proposed revision that the Department will use the lower limit at the 95% confidence level of a statistical regression formula for the purpose of disallowing Federal financial participation in order to minimize the chance of overstating States' actual case error rates. The lower limit at the 95% confidence level will generally understate the actual case error rate so that no State is unjustly denied Federal funds.







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Further, the Department will publish error rates derived from the application of the regression formula as official error rates. The reason for publishing these error rates is that this actual figure derived from the application of the regression formula is the "best estimate" of a State's case error rate of erroneous payments.

The revisions adopted herein also contain technical amendments to sections 45 CFR 205.40 and 41 to conform those provisions with the modifications described above (including the addition of a definition of review month) and to indicate the proper SRS form and Information Memorandum numbers.

Further, the definition of assistance unit is revised for the purpose of clarifying the Department's position that the assistance unit encompasses all individuals whose needs must be considered in determining the eligibility for and the amount of assistance "permissible State practices" notwithstanding the State's failure to consider the needs of any of those individuals (or consideration of the needs of other individuals not covered under the plan) in making an assistance payment.

45 CFR 233.10(a)(3) as modified in the proposed revision of May 19 is hereby deleted, since that provision was revised to make that section consistent with the proposed revisions to 45 CFR 205.40 and 205.41. A new provision at 45 CFR 233.10(a)(5) is herein added for the purpose of conforming regulations at that section with 45 CFR 205.40 and 205.41 herein adopted. Thus the provision herein adopted serves the purpose of providing that where a change in circumstances makes an individual ineligible or eligible for a smaller amount of assistance, Federal financial participation will not be available in payments made after the month following the month in which the change of circumstances occurs to the extent that the assistance exceeds the amount to which the recipent should have been entitled under the State plan; except that where assistance is required to be continued pending a hearing request pursuant to 45 CFR 205.10, Federal financial participation will be provided in the amount of any unadjusted payment for up to one month after an initial hearing decision is rendered.

As discussed in the preamble to the proposed revision of May 19, to the extent that provisions of the *Handbook for Public Assistance Administration* (specifically sections 5512 and 5514 of Part IV therein) conflict with this provision and 45 CFR 205.41, they are hereby superseded.

The proposed revisions of May 19 also removed the extant provision at 45 CFR 233.10(b)(3). That provision provides for Federal financial participation in assistance payments for an entire month if for any portion of the month the recipient met all of the Federal eligibility conditions. The initial basis for the deletion of this provision was that the provision as presently worded would permit States to validate payemnts for inelgibility, overpayments, and underpayments subsequent to their being drawn for the Quality Control sample without correcting erroneous payments to individuals in similar circumstances who were not included in the sample. Thus, as initially worded, the provision could have permited States to distort their Quality Control samples.

After reflecting upon this subject, the Department believes that it is desirable to permit States to make an assistance payment for a total month where an individual is eligible for a portion of the month provided that the individual is eligible for assistance on the date on which payment is actually made. Thus, to achieve this purpose, the extant § 233.10(b)(3) is retained, but modified to comport with this policy.

45 CFR 206.10(a)(9)(ii) as revised in the proposed revision is herein adopted.

Comments were also received which were responsive to the proposed revisions which after consideration did not result in any modification of those revisions. These comments primarily covered the following concerns:

(1) An incentive should be provided in the regulations for States to reduce underpayments by providing that an offset to States whose underpayment rates fall below the 5% underpayments tolerance level could somehow be applied to ineligibility and overpayment disallowance.

(2) Tolerances should be based on percentages of dollars paid erroneously rather than on total cases in error.

(3) States should not be required to submit corrective action plans to reduce their levels of erroneous payments once the prescribed tolerance levels for disallowance purposes are met.

(4) The use of the lower limit at the 95% confidence level of a statistical regression formula for purposes of disallowing Federal financial participation is an improvement of the Department's prior practice of utilizing the rates obtained in the State full sample adjusted for differences found in the Federal subsample.

(5) The use of the regression formula in determining case error rates can result in Federal findings replacing State findings.

(6) The Department's statement in the preamble to the proposed revision that to the extent that the revised regulations conflict with the *Handbook for Public Assistance* the Handbook is superseded, is unreasonable. Individual workers are not capable of resolving such conflicts.

The Department's response to these comments is as follows:

(1) SRS will examine the possibility of providing an incentive for States to reduce underpayments by providing an offset as suggested. If such a suggestion proves feasible and legally permissible, it will be issued for comment as a proposed regulation. However, even in the absence of such a provision, the integrity of the AFDC program and the desire to provide the proper amount of assistance to which eligible assistance units are entitled should act as incentives to States in reducing their levels of erroneous underpayments.

(2) The regulations provide that the case error rate is to be converted to a dollar rate for purposes of disallowing Federal financial participation. Additionally, one of the purposes of Quality Control as stated in the preamble to the proposed regulations is the maintaining of the integrity of the public fiscal (thereby maintaining public confidence in the program): The purpose of maintaining such public confidence in the integrity of the AFDC program is fostered by requiring States to reduce their level of erroneous payments to a reasonable number of cases as well as a reasonable dollar limitation. Thus, for reporting purposes, States are required to submit their rates of erroneous payments in terms of cases as well as dollars, and it is reasonable that such case error rates be taken into consideration regarding the disallowance of Federal financial participation.

(3) As indicated in the preamble to the proposed revisions of May 19, the 3 and 5% tolerance levels for overpayments, underpayments, and payments to ineligibles represent the Department's awareness that, under administrative structures presently existing in most States, a requirement at this time that all States eliminate all erroneous payments, with a resultant disallowance of Federal financial participation in any erroneous overpayments or payments to ineligibles, is unrealistic. However, the inclusion of these tolerance levels in the Quality Control regulations was never intended to relieve States from any requirements for taking appropriate corrective action to further reduce their levels of erroneous payments once these tolerance levels are met. Rather these tolerance levels constitute only the minimum levels of acceptability, and, once the States meet these levels, they are expected to take appropriate corrective action to further reduce erroneous payments. The Department believes that it is only through a vigorous program of corrective action in reducing erroneous payments to the greatest extent possible that the maintenance of public confidence in the AFDC program can be retained.

(4) No response is necessary to this comment.

(5) It is true that the use of the regression formula in determining case error rates can result in Federal findings replacing State findings in certain instances. The regression formula is used for determining accurate case error rates. Differences between the State Quality Control sample and the Federal subsample take place when the State agency is not properly determining where case errors exist as required by the Quality Control regulations and implementing materials. If States are conforming to the standards set forth under such regulations and implementing materials in their samples, there will be a high correlation, case by case, between the State initial findings and the final Federal findings in the Federal subsample. In such instances, the error rate derived from the application of the regression formula will be substantially the same as the State initial error rate. Only where there is no correlation, case by case, between such State and Federal findings, will the derived error rate be the Federal error rate in the Federal subsample. The Department believes it is unlikely that this situation will ever arise.

(6) The promulgation of a regulation which conflicts with a provision in the *Handbook for Public Assistance Administration* automatically results in the superseding of the *Handbook* provision. It is impossible to envision and describe every possible conflict which could arise between the Quality Control regulations and the *Handbook* provisions. The Department believes that it is reasonable to require that where such conflicts arise, State agency employees will follow the Quality Control regulations.

Sections 205.40, 205.41, 206.10, and 233.10 of Chapter II, Title 45 of the Code of Federal Regulations are revised to read as follows:

Chapter II, Title 45 of the Code of Federal Regulations is revised as follows:

1. Section 205.40 is revised to read as set forth below:

**§ 205.40 Quality control system.**

(a) *Definitions.* For purposes of this section and § 205.41, notwithstanding any other regulations in this chapter:

(1) *"Assistance unit"* means all individuals whose needs, income, and resources are to be considered in determining eligibility for the amount of an assistance payment for which Federal financial participation is claimed under this chapter.

(2) *"Case error"* means an overpayment, underpayment or payment for ineligibility, as defined in this section. However, where an overpayment, underpayment or payment for ineligibility is occasioned solely by the failure of the assistance payment to reflect changes in an assistance unit's circumstances which occurred in the review month or the month (calendar or fiscal) immediately preceding the review month, no case error will exist (unless the assistance payment was, in fact, adjusted inaccurately as a result of such a change). For purposes of this definition, a hearing decision which required adjustment or termination of the assistance payment is considered a change in circumstances. The determination as to whether an assistance payment constitutes a case error will be made in accordance with procedures specified in the Quality Control Manual. There is no case error where payment is required to be continued unadjusted because a hearing has been requested.

(3) *"Ineligibility"* refers to a financial assistance payment received by or for an assistance unit, for the review month, when no amount of such payment should have been paid to such assistance unit under permissible State practice (as defined herein) in effect on the first day of the review month, notwithstanding the State agency's failure to make a finding under § 206.10(a)(5) of this chapter.

(4) *"Overpayment"* means a financial assistance payment received by or for an assistance unit, for the review month, which is in excess by at least $5.00 of the amount that should have been paid, to such assistance unit under permissible State practice (as defined herein) in effect on the first day of the review month.

(5) *"Underpayment"* means a financial assistance payment received by or for an assistance unit for the review month which is at least $5.00 less than the amount that should have been paid, to such assistance unit under permissible State practice (as defined herein) in effect on the first day of the review month.

(6) *"Review month"* means the specific period of time for which a particular financial assistance payment (or two successive payments where the State pays on a semi-monthly basis) under review is received, regardless of whether that period is a calendar month or a fiscal month.

(7) *"Permissible State practice"* means all written policy instructions issued by the State for administering the AFDC program so long as those written instructions are consistent with either the State plan or proposed amendments thereto which have been submitted to, but have not been acted upon by the Social and Rehabilitation Service. In all instances where such written instructions are not consistent with the State plan or such amendments thereto, permissible State practice means the provisions of the State plan.

(b) *State plan requirements.*—A State plan under title IV–A or I, X, XIV or XVI of the Social Security Act must provide for a continuing system of quality control for assuring that assistance is furnished in accordance with permissible State practice (as defined herein). Under this requirement:

(1) The State agency's system of quality control shall:

(i) Apply the sampling methods and schedules in accordance with instructions prescribed by the Social and Rehabilitation Service;

(ii) Conduct field investigations, including a personal interview in all cases which fall within the sample;

(iii) Provide for the necessary resources, organizational structure and systems for the analysis of the findings of the system;

(iv) Take appropriate corrective action on improperly authorized assistance and system weaknesses: and

(v) Assure access by DHEW staff to State and local records relating to public assistance, to recipients, and to third parties.

(2) Notwithstanding the provisions of § 206.10(a)9 of this Chapter, the State agency shall count as a case error in its Quality Control sample, any case in which a in circumstances which affects eligibility or the amount of the assistance payment is not correctly reflected in a terminated or adjusted payment by the second month following the month in which the change of circumstances occurred, unless assistance is continued unadjusted because a hearing has been requested; except that where the change in circumstances is improperly reflected in an assistance payment prior to the second month following the month in which the change of circumstances occurred, the State agency shall consider that a case error exists. Under this requirement, a hearing decision which affects eligibility or the amount of the assistance payment is a change in circumstances.

(3) The State agency shall submit to the Social and Rehabilitation Service, in such form and at such times as it prescribes:

(i) A description of the State's sampling plan;

(ii) On a monthly basis during the 6-month sampling period, for each sample case in the State Quality Control review, the original finding on the amount of the assistance payment and, where a case error has been determined to exist in such payment, the amount by which the payment was in error, and the type of error, i.e. whether the error was an overpayment, underpayment, or payment to an ineligible;

(iii) Data required by Forms SRS–QC 341.1 and 341.1A, within 60 days of the close of the 6-month sampling period to which such data apply;

(iv) A corrective action plan for reducing the case error rates of ineligibility, overpayments, and underpayments, within 90 days of the close of the 6-month sampling period to which they apply, even after achieving the case error rates specified in paragraph (a) of § 205.41 of this chapter; and

(v) Data required by Forms SRS–QC 341.2, 341.3 and 341.4, at the same time the corrective action plan is submitted.

2. Section 205.41 is revised to read as set forth below:

**§ 205.41 Federal financial participation in relation to erroneous State payments.**

(a) Effective with the July–December 1975 Quality Control sampling period and for periods thereafter, the case error rates shall be deemed to be within tolerance if they do not exceed:

(1) 3% for ineligibility;

(2) 5% for overpayments; and

(3) 5% for underpayments.

(b) There shall be excluded from Federal financial participation in payments as Aid to Families with Dependent Children that portion of a State's expenditures for ineligibility, represented by the case error rate in excess of 3%, commencing with the July December, 1975 Quality Control sampling period and for subsequent 6-month sampling periods.

(c) There shall be excluded from Federal financial participation in payments as Aid to Families with Dependent Children that portion of a State's expenditures for overpayments, represented by the case error rate in excess of 5%, commencing with the July December, 1975







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Quality Control sampling period and for subsequent 6-month sampling periods.

(d) The case error rates for ineligibility and overpayments in excess of 3% and 5%, respectively, shall be converted to dollar error rates in determining the amount to be excluded from Federal financial participation. The dollar error rates shall be applied to the Federal share of expenditures for assistance payments made during the sampling period, excluding payments for emergency assistance, AFDC foster care and presumptive eligibility, and vendor payments.

(e) The amount to be excluded from Federal financial participation shall be based on error rates determined by the Social and Rehabilitation Service on the basis of State quality control data and Federal quality control sub-sample data. In computing case error rates and dollar error rates for purposes of determining any such exclusions, the Service will use the lower limit at the 95% confidence level of a statistical regression formula applied to case and dollar error rates obtained from both the State and Federal data. For purposes of analyzing findings of the system and for taking corrective action as required by § 205.40 of this chapter, the Service will use the figures derived from the State full sample adjusted for differences found in the Federal subsample as case and dollar error rates as opposed to using such lower limit. The dollar conversion formula and the regression formula methodology limit are described in the Information Memorandum issued by the Social and Rehabilitation Service. (SRS–IM 75–11 (AO), dated June 13, 1975.)

(f) For Guam, Puerto Rico, and the Virgin Islands, this section is also applicable to public assistance under title I, X, XIV, or XVI of the Social Security Act, except that the State expenditures for ineligibility and overpayment, in excess of the 3% and 5% tolerance levels, shall be excluded from Federal financial participation only to the extent that such excess is greater than the portion of State expenditures that is eligible for Federal financial participation but is not participated in because of the statutory limitations on Federal funds payable to these jurisdictions.

3. Section 206.10 is amended by revising paragraph (a)(9) and paragraph (b), as set forth below:

**§ 206.10 Application, determination of eligibility and furnishing of assistance.**

(a) *State plan requirements.* • • •

• • • • •

(9) Where an individual has been determined to be eligible, eligibility will be reconsidered or redetermined:

(i) When required on the basis of information the agency has obtained previously about anticipated changes in the individual's situation;

(ii) Promptly, after a report is obtained which indicates changes in the individual's circumstances that may affect the amount of assistance to which he is entitled or may make him ineligible; and

(iii) Periodically, within agency-established time standards, but not less frequently than every 6 months in AFDC, and every 12 months in the other categories, including medical assistance, on eligibility factors subject to change.

• • • • •

(b) *Definitions.* For purposes of this section:

(1) "Applicant" is a person who has, directly, or through his authorized representative, or where incompetent or incapacitated, through someone acting responsibly for him, made application for public assistance from the agency administering the program, and whose application has not been terminated.

(2) "Application" is the action by which an individual indicates in writing to the agency administering public assistance his desire to receive assistance. The relative with whom a child is living or will live ordinarily makes application for the child for AFDC. An application is distinguished from an inquiry, which is simply a request for information about eligibility requirements for public assistance.

Such inquiry may be followed by an application.

4. Section 233.10 is amended by revising paragraph (b)(3) and adding a new paragraph (b)(5) to read as set forth below:

**§ 233.10 General provisions regarding coverage and eligibility.**

(a) *State plan requirements.* • • •

(b) Federal financial participation.• • •

(3) Federal financial participation is available in assistance payments made for the entire month in accordance with the State plan if the individual was eligible for a portion of the month, provided that the individual was eligible on the date that the payment was made; except that where it has been determined that the State agency had previously denied assistance to which the individual was entitled, Federal financial participation will be provided in any corrective payment regardless of whether the individual is eligible on the date that the corrective payment is made.

• • • • •

(5) Where changed circumstances or a hearing decision makes the individual ineligible for any assistance, or eligible for a smaller amount of assistance than was actually paid, Federal financial participation is available in excess payments to such individuals, for not more than one month following the month in which the circumstances changed or the hearing decision was rendered. Federal financial participation is available where assistance is required to be continued unadjusted because a hearing has been requested.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

(Catalog of Federal Domestic Assistance Program No. 13.761, Public Assistance—Maintenance Assistance (State Aid))

*Effective Date:* These regulations shall be effective retroactive July 1, 1975.

It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 3, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: July 25, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75–20442 Filed 8–4–75;8:45 am]



federal register

TUESDAY, AUGUST 5, 1975

PART V:

# DEPARTMENT OF COMMERCE

# PRIVACY ACT OF 1974

## Proposed Implementation and Notice of Systems of Records

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## DEPARTMENT OF COMMERCE

### Office of the Secretary

### [ 15 CFR Part 4b ]

### PRIVACY ACT OF 1974

### Proposed Implementation

Notice is hereby given that the Department of Commerce proposes to amend Title 15, Code of Federal Regulations, by adding a new Part 4b which implements the provisions of sections 2 and 3 of the Privacy Act of 1974 (Pub. L. 93–579) (hereinafter referred to as the "Act"). The proposed regulations establish revised policies and procedures to assure the protection of individual privacy and the accuracy of records in accordance with the requirements of the Act, including provisions regarding an individual's access to and right to seek correction or amendment of such records and the disclosure of information from such records.

Any person interested in the amendments herein may participate in this proposed rulemaking by submitting written data, views, or arguments on the proposed regulations to the Privacy Act Task Force (Stop 206), Room 5892, U.S. Department of Commerce, 14th & E Streets, NW., Washington, D.C. 20230 on or before August 25, 1975. All written comments received from the public through that date will be considered by the Department in formulating final regulations. The comments received will be available for public inspection at the above address between the hours of 9 a.m. and 4 p.m. Monday through Friday (except holidays), as received and until 4 p.m., September 1, 1975.

Notice is given that it is proposed to make these regulations effective September 27, 1975, the effective date of section 3, Pub. L. 39–579.

These proposed regulations were drafted with major reliance on the "Guidelines and Responsibilities" for implementation of the Act published by the Office of Management and Budget (40 F.R. 28949, July 9, 1975).

The following remarks should assist in understanding certain passages of the proposed regulations and serve to focus the public's comments thereon. The introductory reference corresponds to the particular passage in the proposed regulations.

*Sec. 4b.1(a)*. The phrase "regardless of age" (also appearing in Secs. 4b.3(a), 4b.4(a) and 4b.7(a)) is proposed in light of the Act's repeated references to "any individual" and notwithstanding the references to "minor" and "age" in 5 U.S.C. 552a(h). The status and definition of a minor are not explained by the Act. It appears that minority is not determined by any Federal statute of general applicability, so that a question would be decided by the law of the state in which the minor resides. The proposal to honor inquiries and requests regardless of the age of the individual could lead to the following situations: First, both the parent of a minor and a true minor (under state law) obtaining access to records pertaining to the latter; and, second, a parent of an apparent minor and an actually emancipated minor (under state law) seekig access to the latter's records. Such situations raise serious questions involving the degree of explanation as to minority status which should be required from individuals by the Department and the Department's exposure to civil action if it honors requests from both a parent of an apparent minor and an actually emancipated minor.

*Sec. 4b.1(d)(3)*. Access to and correction of an employee's records has been available under grievance procedures in regulations and in collective bargaining agreements authorized by Executive Order. The Department discerns no intent within the Act whereby employees would be permitted duplicative and serial opportunities to gain the same relief. The election of procedures is left solely with the employee. This procedure is compatible with the proposed regulations of the United States Civil Service Commission (5 CFR 297.112).

*Sec. 4b.3(d)*. Identification normally need not be required of an individual merely asking whether the Department maintains a record pertaining to him or her. However, revelation of the very existence of some files might be an unwarranted invasion of privacy (for example, listing of those owing money to the Department). In such cases, the Department will require proof of an individual's identity before responding to an inquiry. The provisions of section (d) (2) and (3) is not required because requests under the Act do not constitute a system of records within the meaning of that term in the Act. However, since the individual's request could mature into a disagreement statement which becomes part of a record in a system of records, compliance with 5 U.S.C. 552a (e) (3) appears to be both practical and prudent.

*Sec. 4b.4(f)*. Identification procedures proposed when the individual does not submit the request in person may appear somewhat cautious. However, it is believed that the general availability of notaries and similar officers throughout the country should cause no real inconvenience to individuals. The main purpose in requiring such proof of identity is to comply with a basic principle of the Act, namely avoidance of unwarranted disclosure to other than the individual to whom the record or information pertains. The Department believes that individuals will accept the procedures once it is understood that they insure the privacy of their own records. The designation of an employee at most public facilities of the Department to determine identity should reduce the number of individuals needing to use the absentee proof of identity procedure.

*Sec. 4b.5(g)(1)(ii)*. The Department submits that information once subject to the exemption in 5 U.S.C. 552a(d)(5) is so exempted permanently. The Act provides no limit as to time, although the point was considered during the legislative process.

*Sec. 4b.5(g)(1)(iv)*. The one anticipated situation of failure to comply with the regulations is an individual's refusal to submit further proof of identification upon request. Others may be encountered which are not now foreseeable but which impede proper implementation of the Act.

*Sec. 4b.6*. The automatic waiting period is designed for the rare instance of a Department determination that disclosure of medical records could be harmful to the individual. If all other medical records were disclosed immediately, the unusual withholding for purposes of consultation with the individual's physician or psychologist might itself cause the harmful result sought to be avoided. The refusal of a request for access indicated in the tentative penultimate paragraph of the section might be the only responsible course of action in the unusual circumstances, namely, that the Department had determined the individual could be harmed by the disclosure and he or she refuses to identify a personal physician or psychologist for consultation purposes. The Department is weighing the possible civil action and imposition of fees and costs which could result against the responsibility to protect the individual. Once into litigation, the court could regulate the proceeding to serve the best interests of the individual. The meaning of a complainant "substantially" prevailing in this context is certainly unclear.

*Sec. 4b.8(e)(2) and (3)*. Any correction or amendment as to records in judicial, quasi-judicial and quasi-legislative proceedings are subject to correction only according to the procedures of the forum. Collateral attack through the Act would be clearly unwarranted.

*Sec. 4b.9(g)(3)*. The Department automatically will add the final determination not to correct or amend, or summary thereof, in order to close the record while personnel familiar with the request can do so efficiently. Personnel turn-over and imperfect recollection could deny the Department its full advantage to make a complete record if delayed too long.

*Sec. 4b.10(b)*. The five listed disclosures mandated by the Act would fall outside the permissive disclosure of 552a (b) (1) through (11). The Department submits that these situations are not subject to inclusion in routine uses in the published notice of systems of records under the Act on the basis that disclosures within the Act itself would have been listed in 5 U.S.C. 552(a)(b) had the Congress so intended. It also should be noted that the first three examples could be viewed as authorized by an individual under the written request criterion of 5 U.S.C. 552(a)(b), at least constructively. The latter two examples could not be so viewed. Specific comment is invited on whether these three disclosures, as well as disclosures at the request or with the consent of the individual to whom the records pertains, are subject to the accounting requirements of 5 U.S.C. 522a(c). The fundamental





purpose of the accounting, namely, to allow the individual to learn to whom his or her records were disclosed, would already be satisfied.

*Sec. 4b.11(a)*. It is assumed that the proposed regulations of the United States Civil Service Commission will be adopted substantially as proposed, particularly 5 CFR 297.115.

*Secs. 4b.13 and 4b.14*. As to the systems of records for which exemptions are claimed, also see the Notice of Systems of Records published by the Department in the FEDERAL REGISTER this same date. Special attention is called to the use of conditional exemptions in those situations where both general exemptions and specific exemptions are claimed for a particular system of records. In all instances, the Department first will assert the general exemption. The specific exemption is stated conditionally, and the condition is that the primary assertion of a general exemption is determined to be invalid. The Department has concluded that this bifurcated and conditional approach is dictated by the uncertainty surrounding the exemption process under the Act.

*Sec. 4b.13(a)*. The general exemption determined by the source agency would appear as part of the regulations adopted by that agency. The Department would be bound by the regulation and would have no authority to amend it. Thus, the only possible course of action available to the Department is referral of the individual to the source agency.

*Appendix C*. It is assumed that the other agencies listed will publish Government-wide notices, as information to the Department presently indicates. Appropriate changes will be made if those listed do not publish and as other agencies are identified.

*Appendix D*. The Department will process the official form through the Office of Management and Budget as a public use form and append a facsimile prior to the effective date of these regulations.

Finally, the Department intends to solicit the public's views on its implementation of the Act during the Fall of 1976. A notice to that effect will be published in the FEDERAL REGISTER. Although not required, citizen comments should provide valuable insight as to the success, or shortcomings, of the Department's efforts to implement the Act fully.

Title 15, Code of Federal Regulations is proposed to be amended by establishing a new Part 4b, as follows:

### PART 4b—PRIVACY ACT


Sec.
4b.1 Purpose and scope.
4b.2 Definitions.
4b.3 Procedures for requests pertaining to individual records in a record system.
4b.4 Times, places, and requirements for identification of individuals making requests for access.
4b.5 Disclosure of requested information to individuals.
4b.6 Special procedures: medical records.
4b.7 Request for correction or amendment to records.
4b.8 Agency review of request for correction or amendment of record.
4b.9 Appeal of initial adverse agency determination on correction of amendment.
4b.10 Disclosure of record to person other than the individual to whom it pertains.
4b.11 Fees.
4b.12 Penalties.
4b.13 General exemptions.
4b.14 Specific exemptions.
Appendix A—Officials to receive inquiries, requests for access and requests for correction or amendment.
Appendix B—Officials to receive appeals from adverse determination on correction or amendment.
Appendix C—Systems of record noticed by other agencies and applicable to records of the Department.
Appendix D—Facsimile of official form for inquiries and requests.


AUTHORITY: 5 U.S.C. 552a; 5 U.S.C. 553; 5 U.S.C. 552; 5 U.S.C. 301; 44 U.S.C. 3101; Reorganization Plan No. 5 of 1950.

#### § 4b.1 Purpose and scope.

(a) The purpose of this part is to establish policies and procedures for implementing the Privacy Act of 1974 (Pub. L. 93–579), particularly 5 U.S.C. 552a as added by the Act. The main objectives are to facilitate full exercise of rights conferred on individuals under the Act and to insure the protection of privacy as to individuals on whom the Department maintains records in systems of records under the Act. The Department accepts the responsibility to act promptly and in accordance with the Act upon receipt of any inquiry, request or appeal from a citizen of the United States or an alien lawfully admitted for permanent residence into the United States, regardless of the age of the individual. Further, the Department accepts the obligations to maintain only such information on individuals as is relevant and necessary to the performance of its lawful functions, to maintain that information with such accuracy, relevancy, timeliness and completeness as is reasonably necessary to assure fairness in determinations made by the Department about the individual, to obtain information from the individual to the extent practicable, and to take every reasonable step to protect that information from unwarranted disclosure. The Department will maintain no record describing how an individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity.

(b) This part applies to all units in the Department in order to assure the maximum amount of uniformity and consistency within the Department in its implementation of the Act. The units of the Department may promulgate supplementary orders and rules not inconsistent with this part.

(c) The Assistant Secretary for Administration is delegated responsibility for maintaining this part, for issuing such orders and directives internal to the Department as are necessary for full compliance with the Act, and for effecting publication of all required notices concerning systems of records.

(d) Matters outside the scope of this part include the following:

(1) Requests under the Freedom of Information Act (5 U.S.C. 552);

(2) Requests involving information pertaining to an individual which is in a record or file but not within the scope of a system of records notice published in the FEDERAL REGISTER; and,

(3) Requests where a grievance procedure is available to the individual either by regulation or by provision in a collective bargaining agreement with the Department or a unit of the Department, and the individual has expressed the intention of using the grievance procedure.

#### § 4b.2 Definitions.

(a) All terms used in this part which are defined in 5 U.S.C. 552a shall have the same meaning herein.

(b) As used in this part:

(1) The term "Act" means the "Privacy Act of 1974," Pub. L. 93–579.

(2) The term "unit of the Department" and "unit" means primary operating unit of the Department as defined in Department Organization Order 1–1, "Mission and Organization of the Department of Commerce" (35 FR 19704, December 27, 1970).

(3) The term "Privacy Officer" means those officials, identified in Appendix A to this part, who are authorized to receive and act upon inquiries, requests for access, and requests for correction or amendment.

(4) The term "Secretary" means the Assistant Secretary for Administration.

(5) The term "Privacy Appeals Officer" means those officials, identified in Appendix B to this part, who are authorized to receive and act upon appeals from an initial denial of a request for correction or amendment.

(6) The term "Department" means the Department of Commerce.

(7) The term "inquiry" means either a request for general information regarding the Act and this part or a request by an individual that the Department determine whether it has any record in a system of records which pertains to that individual.

(8) The term "request for access" means a request by an individual to see a record which is in a particular system of records and which pertains to that individual.

(9) The term "request for correction or amendment" means the request by an individual that the Department change (either by correction, amendment, addition or deletion) a particular record in a system of records which pertains to that individual.

(10) The term "appeal" means the request by an individual that an initial denial of a request for correction or amendment by that individual be reviewed and reversed.

(11) The term "person" means any human being and shall include, but is not limited to, corporations, associations, partnerships, trustees, receivers, personal



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representatives, and public or private organizations.

**§ 4b.3 Procedures for requests pertaining to individual records in a record system.**

(a) Any individual, regardless of age, who is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States may submit an inquiry to the Department. The inquiry should be made either in person or by mail addressed to the appropriate Privacy Officer identified in Appendix A to this part, or the official identified in the notification procedures paragraph of the systems of records notice published in the FEDERAL REGISTER. If an individual believes the Department maintains a record pertaining to that individual but does not know which system of records might contain such a record and/or which unit of the Department maintains the system of records, assistance in person or by mail will be provided at the first address listed in Appendix A to this part. The offices of Privacy Officers are open to the public between the hours of 9 a.m. and 4 p.m. Monday through Friday (excepting holidays).

(b) The processing of inquiries submitted by mail will be facilitated if the words "PRIVACY ACT INQUIRY" appear in capital letters on the face of the envelope.

(c) The Department has an official form for making inquiries and requests, a facsimile of which is Appendix D hereto. Its use is urged. Copies may be obtained by contacting any of the officials in Appendix A hereto. Copies also may be obtained by contacting any facility of the Department. Please consult your telephone directory under the listing "United States Government—Commerce Department."

(d) (1) If, for some reason, an individual is unable to use the Department's official form, the letter should bear the words "PRIVACY ACT INQUIRY" in capital letters at the top. If the inquiry is for general information regarding the Act and this part, no particular information is required. If the inquiry is a request that the Department determine whether it has, in a given system of records, a record which pertains to the individual, the following information should be submitted:

(i) Name, address and telephone number (optional) of the individual making the request;

(ii) Name, address and telephone number (optional) of the individual to whom the record pertains, if the requesting individual is either the parent of a minor or the legal guardian of the individual to whom the record pertains;

(iii) A certified or authenticated copy of documents establishing parentage or guardianship;

(iv) Whether the individual to whom the record pertains is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States;

(v) Name of the system of records, as published in the FEDERAL REGISTER;

(vi) Location of the system of records, as published in the FEDERAL REGISTER;

(vii) Such additional information as the individual knows will or believes might assist the Department in responding to the inquiry and in verifying the individual's identity (for example, date of birth, place of birth, names of parents, place of work, dates of employment, position title, etc.);

(viii) Date of inquiry; and,

(ix) Individual's signature.

The Department reserves the right to require compliance with the identification procedures appearing at § 4b.4(f) where circumstances warrant.

(2) In compliance with 5 U.S.C. 552a (e)(3), each individual supplying the information in accordance with paragraph (d)(1) of this section hereby is informed that:

(i) The authority authorizing solicitation of the information is 5 U.S.C. 552a, disclosure is voluntary, and no penalty attached for failure to respond;

(ii) The principal purpose for which the information is intended to be used is processing the inquiry under the Act;

(iii) The routine uses which may be made of the information are the general routine uses appearing as a prefatory statement to the Department's notice of systems of records published in the FEDERAL REGISTER; and,

(iv) The effects of not providing all or any part of the information may be to render impossible or to delay the Department's processing of and action on the request under the Act.

(3) If, having been made aware of the contents of paragraph (d)(2) of this section, an individual submits the information listed in paragraph (d)(1) of this section, he or she will be deemed to have made the submission on a purely voluntary and consentual basis.

(e) Any inquiry which is not addressed as specified in paragraph (a) of this section or which is not marked as specified in paragraphs (b) and (d) of this section will be so addressed and marked by Department personnel and forwarded immediately to the responsible Privacy Officer. An inquiry which is not properly addressed by the individual will not be deemed to have been "received" for purposes of measuring time periods for response until forwarding of the inquiry to the Privacy Officer has been effected. In each instance when an inquiry so forwarded is received, the Privacy Officer shall notify the individual that his or her inquiry was improperly addressed and the date when the inquiry was received at the proper address.

(f) Each inquiry received shall be acted upon promptly by the responsible Privacy Officer. Every effort will be made to respond within ten days (excluding Saturdays, Sundays and holidays) of the date of receipt. If a response cannot be made within ten days, the Privacy Officer shall send an acknowledgement during that period providing information on the status of the inquiry and asking for such further information as may be necessary to process the inquiry.

(g) An individual shall not be required to state a reason or otherwise justify his or her inquiry.

(h) Special note should be taken of the fact that certain agencies are responsible for publishing notices of systems of records having Government-wide application to other agencies, including the Department. The agencies known to be publishing these general notices and the types of records covered therein appear in Appendix C to this part. These general notices do not identify the Privacy Officers in the Department to whom inquiries should be presented or mailed. The provisions of this section, and particularly paragraph (a) hereof, should be followed in making inquiries with respect to such records. Such records in the Department are subject to all the provisions of this part. The exemptions, if any, determined by the agency publishing a general notice shall be invoked and applied by the Department after consultation, as necessary, with that other agency.

**§ 4b.4 Times, places, and requirements for identification of individuals making requests for access.**

(a) Any individual, regardless of age, who is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States may submit a request for access to records to the Department. The request should be made either in person or by mail addressed to the responsible Privacy Officer identified in Appendix A to this part. The offices of Privacy Officers are open to the public between the hours of 9 a.m. and 4 p.m. Monday through Friday (excluding holidays).

(b) The Department has an official form for making requests, a facsimile of which is Appendix D to this part. Its use is urged. Copies may be obtained by contacting any of the officials listed in Appendix A to this part. Copies also may be obtained by contacting any facility of the Department. Please consult your telephone directory under the listing "United States Government—Commerce Department."

(c) The processing of requests submitted by mail will be facilitated if the words "PRIVACY ACT REQUEST" appear in capital letters on the face of the envelope. If, for some reason, an individual is unable to use the Department's official form the letter should bear the words "PRIVACY ACT REQUEST" in capital letters at the top.

(d) Any request which is not addressed as specified in paragraph (a) of this section or which is not marked as specified in paragraph (c) of this section will be so addressed and marked by Department personnel and forwarded immediately to the responsible Privacy Officer. A request which is not properly addressed by the individual will not be deemed to have been "received" for purposes of measuring time periods for response until forwarding of the request to the Privacy Officer has been effected. In each instance when a request so forwarded is received, the Privacy Officer shall notify





the individual that his or her request was improperly addressed and the date when the request was received at the proper address.

(e) If the request follows inquiry under section 4b.3 of this part in connection with which the individual's identity was established by the Department, the individual need only indicate the record to which access is sought and sign and date the request. If the request is not preceded by an inquiry under § 4b.3, the procedures of either § 4b.3(c) or § 4b.3 (d) should be followed.

(f) The requirements for identification of individuals seeking access to records are as follows:

(1) *In person.* Each individual making a request in person shall be required to present satisfactory proof of identity. The means of proof, in the order of preference and priority, are:

(i) A document bearing the individual's photograph (for example, driver's license, passport or military or civilian identification card);

(ii) A document bearing the individual's signature, preferably issued for participation in a Federally sponsored program (for example, social security card, unemployment insurance book, employer's identification card, national credit card and professional, craft or union membership card); and,

(iii) A document bearing neither the photograph nor the signature of the individual, preferably issued for participation in a Federally sponsored program (for example, Medicaid card). In the event the individual can provide no suitable documentation of identity, the Department will require a signed statement asserting the individual's identity and stipulating that the individual understands the penalty provision of 5 U.S.C. 552a(i)(3) recited in § 4b.12(a). For the convenience of the public, and in addition to the Privacy Officers listed in Appendix A hereto, most facilities which are open to the public and operated by the Department outside Metropolitan Washington, D.C. have employees authorized to determine the identity of an individual. However, such employees are not authorized to take any other action with respect to a request except to transmit the request to the responsible Privacy Officer. In order to avoid any unwarranted disclosure of an individual's records, the Department reserves the right to determine the adequacy of proof of identity offered by any individual, particularly when the request involves a sensitive record.

(2) *Not in person.* If the individual making a request does not appear in person before a Privacy Officer or other employee authorized to determine identity, a certificate of a notary public or equivalent officer empowered to administer oaths must accompany the request. The Department's official form for requests contains a certificate. If, for some reason, the individual is unable to use the official form, the certificate within or attached to the letter must be substantially in accord with the following text:

City of _____ County of _____: ss _____, who affixed (name of individual) (his) (her) signature below in my presence, came before me, a _____, in and (title) for the aforesaid County and State, this _____ day of _____, 19____, and established (his) (her) identity to my satisfaction.

My commission expires _____

_____ (signature)

(3) *Parents of minors and legal guardians.* An individual acting as the parent of a minor or the legal guardian of the individual to whom a record pertains shall establish his or her personal identity in the same manner prescribed in either paragraph (f) (1) or (2) of this section. In addition, such other individual shall establish his or her identity in the representative capacity of parent or legal guardian. In the case of the parent of a minor, the proof of identity shall be a certified or authenticated copy of the minor's birth certificate. In the case of a legal guardian of an individual who has been declared incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, the proof of identity shall be a certified or authenticated copy of the court's order. A parent or legal guardian may act only for a living individual, not for a decedent. A parent or legal guardian may be accompanied during personal access to a record by another individual, provided the provisions of § 4b.5(f) are satisfied.

(g) When the provisions of this part are alleged to have the effect of impeding an individual in exercising his or her right to access, the Department will consider, from an individual making a request, alternative suggestions regarding proof of identity and access to records.

(h) An individual shall not be required to state a reason or otherwise justify his or her request for access to a record.

**§ 4b.5 Disclosure of requested information to individuals.**

(a) Each request received shall be acted upon promptly by the responsible Privacy Officer. Every effort will be made to respond within ten days (excluding Saturdays, Sundays and holidays) of the date of receipt. If a response cannot be made within ten days due to unusual circumstances, the Privacy Officer shall send an acknowledgment during that period providing information on the status of the request and asking for such further information as may be necessary to process the request. "Unusual circumstances" shall include circumstances where a search for and collection of requested records from inactive storage, field facilities or other establishments are required, cases where a voluminous amount of data is involved, instances where information on other individuals must be separated or expunged from the particular record, and cases where consultations with other agencies having a substantial interest in the determination of the request as necessary.

(b) Grant of access—(1) *Notification.* An individual shall be granted access to a record pertaining to him or her, except where the provisions of paragraph (g) (1) of this section apply. The Privacy Office shall notify the individual of such determination and provide the following information:

(i) The methods of access, as set forth in paragraph (b)(2) of this section;

(ii) The place at which the record may be inspected;

(iii) The earliest date on which the record may be inspected and the period of time that the records will remain available for inspection. In no event shall the earliest date be later than thirty days from the date of notification.

(iv) The estimated date by which a copy of the record could be mailed and the estimate of fees pursuant to section 4b.11 of this part. In no event shall the estimated date be later than thirty days from the date of notification;

(v) The fact that the individual, if he or she wishes, may be accompanied by another individual during personal access, subject to the procedures set forth in paragraph (f) of this section; and,

(vi) Any additional requirements needed to grant access to a specific record.

(2) *Methods of access.* The following methods of access to records by an individual may be available depending on the circumstances of a given situation:

(i) Inspection in person may be had in the office specified by the Privacy Officer granting access, during the hours indicated in § 4b.4(a);

(ii) Transfer of records to a Federal facility more convenient to the individual may be arranged, but only if the Privacy Officer determines that a suitable facility is available, that the individual's access can be properly supervised at that facility, and that transmital of the records to that facility will not unduly interfere with operations of the Department or involve unreasonable costs, in terms of both money and manpower; and

(iii) Copies may be mailed at the request of the individual, subject to payment of the fees prescribed in section 4b.11 of this part. The Department, at its own initiative, may elect to provide a copy by mail, in which case no fee will be charged the individual.

(c) Access to medical records is governed by the provisions of §4b.6.

(d) The Department shall supply such other information and assistance at the time of access as to make the record intelligible to the individual.

(e) The Department reserves the right to limit access to copies and abstracts of original records, rather than the original records. This election would be appropriate, for example, when the record is in an automated data media such as tape or disc, when the record contains information on other individuals, and when deletion of information is permissible under exemptions (for example, 5 U.S.C. 552a(k)(2)). In no event shall original records of the Department



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be made available to the individual except under the immediate supervision of the Privacy Officer or his designee. Title 18, United States Code, section 2701(a) makes it a crime to conceal, mutilate, obliterate, or destroy any record filed in a public office, or to attempt to do any of the foregoing.

(f) Any individual who requests access to a record pertaining to that individual may be accompanied by another individual of his or her choice. "Accompanied" includes discussion of the record in the presence of the other individual. The individual to whom the record pertains shall authorize the presence of the other individual in writing and shall include the name of the other individual, a specific description of the record to which access is sought, the date and the signature of the individual to whom the record pertains. The other individual shall sign the authorization in the presence of the Privacy Officer. An individual shall not be required to state a reason or otherwise justify his or her decision to be accompanied by another individual during personal access to a record.

(g) Initial denial of access: (1) *Grounds.* Access by an individual to a record which pertains to that individual will be denied only upon a determination by the Privacy Officer that:

(i) The record is subject to an exemption under §§ 4b.13 and 4b.14 or to an exemption determined by another agency noticing the system of records, as described in § 4b.3(h);

(ii) The record is information compiled in reasonable anticipation of a civil action or proceeding;

(iii) The provisions of § 4b.6 pertaining to medical records temporarily have been invoked; or,

(iv) The individual unreasonably has failed to comply with the procedural requirements of this part.

(2) *Notification.* The Privacy Officer shall give notice of denial of access to records to the individual in writing and shall include the following information:

(i) The Privacy Officer's name and title or position;

(ii) The date of the denial;

(iii) The reasons for the denial, including citation to the appropriate section of the Act and this part;

(iv) The individual's opportunities if any, for further administrative consideration, including the identity and address of the responsible official. If no further administrative consideration within the Department is available, the notice shall state that the denial is administratively final; and,

(v) If stated to be administratively final within the Department, the individual's right to judicial review under 5 U.S.C. 552a(g)(1), as amended by 5 U.S.C. 552a(g)(5).

(3) *Administrative review.* When an initial denial of a request is issued by the Privacy Officer, the individual's opportunities for further consideration shall be as follows:

(i) As to denial under paragraph (g)(1)(i) of this section, the sole procedure is a petition for the issuance, amendment, or repeal of a rule under 5 U.S.C. 553(e). If the exemption was determined by the Department, such petition shall be filed with the Secretary. If the exemption was determined by another agency, referred to in § 4b.3(h), the Department will provide the individual with the name and address of the other agency and any relief sought by the individual shall be that provided by the regulations of the other agency. Within the Department, no such denial is administratively final until such a petition has been filed by the individual and disposed of on the merits by the Secretary.

(ii) As to denial under with paragraph (g)(1)(ii) or (iv) of this section, the individual may file for review with the responsible Privacy Appeals Officer, identified in Appendix B hereto, as indicated in the Privacy Officer's initial denial notification. The procedures appearing in § 4b.8 shall be followed by both the individual and the Department to the maximum extent practicable.

(iii) As to denial under paragraph (g)(1)(iii) of this section, no further administrative consideration within the Department is available because the denial is not administratively final until expiration of the time period indicated in § 4b.6(a).

(h) If a request is partially granted and partially denied, the Privacy Officer shall follow the appropriate procedures of this section as to the records within the grant and the records within the denial.

**§ 4b.6 Special procedures: Medical records.**

(a) No response to any request for access to medical records by an individual will be issued by the Privacy Officer for a period of seven days (excluding Saturdays, Sundays and holidays) from the date of receipt.

(b) The Department has published as a routine use, for all systems of records containing medical records, consultations with an individual's physician or psychologist if, in the sole judgment of the Department, disclosure could have an adverse effect upon the individual. The mandatory waiting period set forth in paragraph (a) of this section will permit exercise of this routine use in appropriate cases. The Department will pay no costs of any such consultation.

(c) In every case of a request by an individual for access to medical records, the Privacy Officer shall:

(1) Inform the individual of the waiting period prescribed in paragraph (a) of this section;

(2) Obtain the name and address of the individual's physician and psychologist, if the individual consents to give them;

(3) Obtain specific, written consent for the Department to consult the individual's physician and psychologist in the event that the Department believes such consultation is advisable, if the individual consents to give such authorization;

(4) Obtain specific, written consent for the Department to provide the medical records to the individual's physician or psychologist in the event that the Department believes access to the record by the individual is best effected under the guidance of the individual's physician or psychologist, if the individual consents to give such authorization; and,

(5) Forward the individual's medical record to the Department's medical officer for review and a determination on whether consultation with or transmittal of the medical records to the individual's physical or psychologist is warranted. If the consultation with or transmittal of such records to the individual's physician or psychologist is determined to be warranted, the Department's medical officer shall so consult or transmit. Whether or not such a consultation or transmittal occurs, the Department's medical officer shall provide instruction to the Privacy Officer regarding the conditions of access by the individual to his or her medical records.

(d) If an individual refuses to give the names and consents set forth in paragraphs (c)(2) through (4) of this section and the Department has determined that disclosure could have an adverse effect upon the individual, the Department shall refuse the individual access to said records.

(e) The provisions of § 4b.3(d)(2) and (3) apply to the information obtained under paragraph (c)(2) through (4) of this section.

**§ 4b.7 Request for correction or amendment to record.**

(a) Any individual, regardless of age, who is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States may submit a request for correction or amendment to the Department. The request should be made either in person or by mail addressed to the Privacy Officer who processed the individual's request for access to the record, and to whom is delegated authority to make initial determinations on requests for correction or amendment. The offices of Privacy Officers are open to the public between the hours of 9 a.m. and 4 p.m. Monday through Friday (excluding holidays).

(b) The processing of requests submitted by mail will be facilitated if the words "PRIVACY ACT REQUEST" appear in capital letters on the face of the envelope. If, for some reason, the individual is unable to use the Department's official form, the letter should bear the words "PRIVACY ACT REQUEST" in capital letters at the top.

(c) Any request which is not addressed as specified in paragraph (a) of this section or which is not marked as specified in paragraph (b) of this section will be so addressed and marked by Department personnel and forwarded immediately to the responsible Privacy Officer. A request which is not properly addressed by the individual will not be deemed to have been "received" for purposes of measuring time periods for response until forwarding of the request to the Privacy Officer has been effected. In each instance when a request so forwarded is





received, the Privacy Officer shall notify the individual that his or her request was improperly addressed and the date when the request was received at the proper address.

(d) Since the request, in all cases, will follow a request for access under § 4b.5, the individual's identity will be established by his or her signature on the request.

(e) A request for correction or amendment should include the following:

(1) A specific identification of the record sought to be corrected or amended (for example, description, title, date, paragraph, sentence, line and words);

(2) The specific wording to be deleted, if any;

(3) The specific wording to be inserted or added, if any, and the exact place at which to be inserted or added; and,

(4) A statement of the basis for the requested correction or amendment, with all available supporting documents and materials which substantiate the statement. The statement should identify the standard of the Act being invoked, that is, whether the information in the record is unnecessary, inaccurate, irrelevant, untimely or incomplete.

(f) The provisions of §§ 4b.3(d)(2) and (3) apply to the information obtained under paragraph (e) of this section.

**§ 4b.8 Agency review of request for correction or amendment of record.**

(a)(1) Not later than ten days (excluding Saturdays, Sundays and holidays) after receipt of a request to correct or amend a record, the Privacy Officer shall send an acknowledgment providing an estimate of time within which action will be taken on the request and asking for such further information as may be necessary to process the request. The estimate of time may take into account unusual circumstances as described in § 4b.5(a). No acknowledgment will be sent if the request can be reviewed, processed and the individual notified of the results of review (either compliance or denial) within the ten days. Requests filed in person will be acknowledged in writing at the time submitted.

(2)) Promptly after acknowledging receipt of a request, or after receiving such further information as might have been requested, or after arriving at a decision within the ten days, the Privacy Officer shall either:

(i) Make the requested correction or amendment and advise the individual in writing of such action, providing either a copy of the corrected or amended record or a statement as to the means whereby the correction or amendment was effected in cases where a copy cannot be provided (for example, erasure of information from a record maintained only in an electronic data bank); or,

(ii) Inform the individual in writing that his or her request is denied and provide the following information:

(A) The Privacy Officer's name and title and position;

(B) The date of the denial;

(C) The reasons for the denial, including citation to the appropriate sections of the Act and this part; and,

(D) The procedures for appeal of the denial as set forth in § 4b.9, including the name and address of the responsible Privacy Appeals Officer from Appendix C to this part. The term "promptly" in this paragraph means within thirty days (excluding Saturdays, Sundays and holidays). If the Privacy Officer cannot make the determination within thirty days, the individual will be advised in writing of the reason therefor and of the estimated date by which the determination will be made.

(b) Whenever an individual's record is corrected or amended pursuant to a request by that individual, the Privacy Officer shall see to the notification of all persons and agencies to which the corrected or amended portion of the record had been disclosed prior to its correction or amendment, if an accounting of such disclosure required by the Act was made. The notification shall require a recipient agency maintaining the record to acknowledge receipt of the notification, to correct or amend the record and to apprise any agency or person to which it had disclosed the record of the substance of the correction or amendment.

(c) The following criteria will be considered by the Privacy Officer in reviewing a request for correction or amendment:

(1) The sufficiency of the evidence submitted by the individual;

(2) The factual accuracy of the information;

(3) The relevance and necessity of the information in terms of purpose for which it was collected;

(4) The timeliness and currency of the information in light of the purpose for which it was collected;

(5) The completeness of the information in terms of the purpose for which it was collected;

(6) The degree of possibility that denial of the request could unfairly result in determinations adverse to the individual;

(7) The character of the record sought to be corrected or amended; and,

(8) The propriety and feasibility of complying with the specific means of correction or amendment requested by the individual.

(d) The Department will not undertake to gather evidence for the individual, but does reserve the right to verify the evidence which the individual submits.

(e) Correction or amendment of a record requested by an individual will be denied only upon a determination by the Privacy Officer that:

(1) The individual has failed to establish, by a preponderance of the evidence, the propriety of the correction or amendment in light of the criteria set forth in paragraph (c) of this section;

(2) The record sought to be corrected or amended was compiled in a terminated judicial, quasi-judicial or quasi-legislative proceeding to which the individual was a party or participant;

(3) The information in the record sought to be corrected or amended, or the record sought to be corrected or amended, is the subject of a pending judicial, quasi-judicial or quasi-legislative proceeding to which the individual is a party or participant;

(4) The correction or amendment would violate a duly enacted statute or promulgated regulation; or,

(5) The individual unreasonably has failed to comply with the procedural requirements of this part.

(f) If a request is partially granted and partially denied, the Privacy Officer shall follow the appropriate procedures of this section as to the records within the grant and the records within the denial.

**§ 4b.9 Appeal of initial adverse agency determination on correction or amendment.**

(a) When a request for correction or amendment has been denied initially under § 4b.8, the individual may submit a written appeal within thirty days after the date of the initial denial. When an appeal is submitted by mail, the postmark is conclusive as to timeliness.

(b) An appeal shall be addressed to the Privacy Appeals Officer identified in the initial denial, which official is authorized to make final determinations. The processing of appeals will be facilitated if the words "PRIVACY APPEAL" appear in capital letters on both the envelope and the top of the appeal papers. An appeal not addressed and marked as provided herein will be so marked by Department personnel when it is so identified, and will be forwarded immediately to the responsible Privacy Appeals Officer. An appeal which is not properly addressed by the individual will not be deemed to have been "received" for purposes of measuring the time periods in this section until forwarding of the appeal to the Privacy Appeals Officer has been effected. In each instance when an appeal so forwarded is received, the Privacy Appeals Officer shall notify the individual that his or her appeal was improperly addressed and the date when the appeal was received at the proper address.

(c) The individual's appeal papers shall include the following: a copy of the original request for correction or amendment; a copy of the initial denial; and a statement of the reasons why the initial denial is believed to be in error. The appeal shall be signed by the individual. The record which the individual requests be corrected or amended will be supplied by the Privacy Officer who issued the initial denial. While the foregoing normally will comprise the entire record on appeal, the Privacy Appeals Officer may seek additional information necessary to assure that the final determination is fair and equitable and, in such instances, the additional information will be disclosed to the individual to the greatest extent possible and an opportunity provided for comment thereon.

(d) No personal appearance or hearing on appeal will be allowed.



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(e) The Privacy Appeals Officer shall act upon the appeal and issue a final determination in writing not later than thirty days (excluding Saturdays, Sundays and holidays) from the date on which the appeal is received; provided, that the Privacy Appeals Officer may extend the thirty days upon deciding that a fair and equitable review cannot be made within that period, but only if the individual is advised in writing of the reason for the extension and the estimated date by which a final determination will issue (which estimated date should not be later than the sixtieth day (excluding Saturdays, Sundays and holidays) after receipt of the appeal unless unusual circumstances, as described in § 4b.5(a), are met).

(f) If the appeal is determined in favor of the individual, the final determination shall include the specific corrections or amendments to be made and a copy thereof shall be transmitted promptly both to the individual and to the Privacy Officer who issued the initial denial. Upon receipt of such final determination, the Privacy Officer promptly shall take the actions set forth in § 4b.8(a)(2)(i) and (b).

(g) If the appeal is denied, the final determination shall be transmitted promptly to the individual and state the reasons for the denial. The notice of final determination also shall inform the individual of the following information:

(1) The right of the individual to file a concise statement of reasons for disagreeing with the final determination. The statement ordinarily should not exceed one page and the Department reserves the right to reject a statement of excessive length. Such a statement shall be filed with the Privacy Appeals Officer. It should identify the date of the final determination and be signed by the individual. The Privacy Appeals Officer shall acknowledge receipt of such statement and inform the individual of the date on which it was received;

(2) The fact that any such disagreement statement filed by the individual will be noted in the disputed record and that a copy of the statement will be provided to persons and agencies to which the record is disclosed subsequent to the date of receipt of such statement;

(3) The fact that the Department will append to any such disagreement statement filed by the individual, a copy of the final determination or summary thereof which also will be provided to persons and agencies to which the disagreement statement is disclosed; and,

(4) The right of the individual to judicial review of the final determination under 5 U.S.C. 552a(g)(1)(A), as limited by 5 U.S.C. 552a(g)(5).

(h) In making the final determination, the Privacy Appeals Officer shall employ the criteria set forth in subsection 4b.8(c) of this part and shall deny an appeal only on the grounds set forth in § 4b.8(e).

(i) If an appeal is partially granted and partially denied, the Privacy Appeals Officer shall follow the appropriate procedures of this section as to the records within the grant and the records within the denial.

(j) Although a copy of the final determination or a summary thereof will be treated as part of the individual's record for purposes of disclosure in instances where the individual has filed a disagreement statement, it will not be subject to correction or amendment by the individual.

(k) The provisions of § 4b.3(d) (2) and (3) apply to the information obtained under paragraphs (c) and (g)(1) of this section.

### § 4b.10 Disclosure of record to person other than the individual to whom it pertains.

(a) The Department may disclose a record pertaining to an individual to a person other than the individual only in the following instances:

(1) Upon written request by the individual, including authorization under § 4b.5(f);

(2) With the prior written consent of the individual;

(3) To a parent or legal guardian under 5 U.S.C. 552a(h);

(4) When required by the Act and not covered explicitly by the provisions of 5 U.S.C. 552a(b); and,

(5) When permitted under 5 U.S.C. 552a(b)(1) through (11), which read as follows:

(1) To those officers and employees of the agency which maintains the record who have a need for the record in the performance of their duties;

(2) Required under section 552 of this title;

(3) For a routine use as defined in subsection (a)(7) of this section and described under subsection (e)(4)(D) of this section;

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(b) The situations referred to in paragraph (a)(4) of this section include the following:

(1) 5 U.S.C. 552a(c)(4) requires dissemination of a corrected or amended record or notation of a disagreement statement by the Department in certain circumstances;

(2) 5 U.S.C. 552a(d) requires disclosure of records to the individual to whom they pertain, upon request;

(3) 5 U.S.C. 552a(g) authorizes civil action by an individual and requires disclosure by the Department to the court;

(4) Sec. 5(e)(2) of the Act authorizes release of any records or information by the Department to the Privacy Protection Study Commission upon request of the Chairman; and,

(5) Sec. 6 of the Act authorizes the Office of Management and Budget to provide the Department with continiuing oversight and assistance in implementation of the Act.

(c) The Privacy Officer shall make an accounting of each disclosure by him of any record contained in a system of records in accordance with 5 U.S.C. 552a(c)(1) and (2). Except for a disclosure made under 5 U.S.C. 552a(b)(7), the Privacy Officer shall make such accounting available to any individual, insofar as it pertains to that individual, on request submitted in accordance with section 4b.4 of this part. The Privacy Officer shall make reasonable efforts to notify any individual when any record in a system of records is disclosed to any person under compulsory legal process, promptly upon being informed that such process has become a matter of public record.

### § 4b.11 Fees.

(a) The only fees to be charges to or collected from an individual under the provisions of this part are for copying records at the request of the individual.

(1) No fees shall be charged or collected for the following: search for and retrieval of the records; review of the records; copying at the initiative of the Department without a request from the individual; transportation of records and personnel; and first class postage.

(2) It is the policy of the Department to provide an individual with one copy of each record corrected or amended pursuant to his or her request without charge as evidence of the correction or amendment.

(3) As required by the United States Civil Service Commission in its published regulations implementing the Act, the Department will charge no fee for a single copy of a personnel record covered by that Commission's Government-wide published notice of systems of records.

(b) The copying fees prescribed by paragraph (a) of this section are:

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|---|---|
| $0.07 | Each copy of each page, up to "8½x14", made by photocopy or similar process. |
| $0.25 | Each copy of each microform frame printed on paper. |
| $0.25 | Each aperture card. |
| $0.25 | Each 105mm fiche. |
| $7.00 | Each 100' roll of 35mm microfilm. |
| $6.00 | Each 100' roll of 16mm microfilm. |
| $0.20 | Each page of computer printout without regard to the number of carbon copies concurrently printed. |

Other copying forms (*e.g.*, typing or printing) will be charged at direct cost, including personnel and equipment costs.

(c) All copying fees shall be paid by the individual before the copying will be undertaken. Payment shall be made in cash, or, preferably, by check or money order payable to "U.S. Department of Commerce," and they shall be paid or sent to the office stated in the billing notice or, if none, to the Privacy Officer processing the request. Where appropriate, payment may be required in the form of certified check.

(d) A copying fee totaling $1 or less shall be waived, but the copying fees for contemporaneous requests by the same individual shall be aggregated to determine the total fee. A copying fee shall not be charged or collected, or alternatively, it may be reduced, when it is determined by the Privacy Officer, based on a petition therefor, that the petitioning individual is indigent and that Department resources permit a waiver of all or part of the fee. An individual is deemed to be indigent when without income or resources sufficient to pay the fees.

(e) Special and additional services provided at the request of the individual, such as certification or authentication postal insurance and special mailing arrangement costs, will be charged to the individual in accordance with other published regulations of the Department pursuant to statute (for example, 31 U.S.C. 483a).

(f) This section applies only to individuals making requests under this part. All other persons shall remain subject to fees and charges prescribed by other and appropriate authorities.

### § 4b.12 Penalties.

(a) The Act provides, in pertinent part:

"Any person who knowingly and willfully requests or obtains any record concerning an individual from an agency under false pretences shall be guilty of a misdemeanor and fined not more than $5,000." (5 U.S.C. 552a(i)(3))

(b) A person who falsely or fraudulently attempts to obtain records under the Act also may be subject to prosecution under such other criminal statutes as 18 U.S.C. 494, 495 and 1001.

### § 4b.13 General exemptions.

(a) Individuals may not have access to records maintained by the Department but which were provided by another agency which has determined by regulation that such information is subject to general exemption under 5 U.S.C. 552a(j). If such exempt records are within a request for access, the Department will advise the individual of their existence and of the name and address of the source agency. For any further information concerning the record and the exemption, the individual must contact that source agency.

(b) The general exemptions determined to be necessary and proper with respect to systems of records maintained by the Department, including the parts of each system to be exempted, the provisions of the Act from which they are exempted, and the justification for the exemption, are as follows:

(1) *Individuals Identified in Export Administration Compliance Proceedings or Investigations—COMMERCE/DIBA–1.* Pursuant to 5 U.S.C. 552a(j)(2), these records are hereby determined to be exempt from all provisions of the Act, except 5 U.S.C. 552a (b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6), (7), (9), (10), and (11), and (i). These exemptions are necessary to insure the proper functioning of the law enforcement activity, to protect confidential sources of information, to fulfill promises of confidentiality, to maintain the integrity of the law enforcement process, to avoid premature disclosure of the knowledge of criminal activity and the evidentiary bases of possible enforcement actions, to prevent interference with law enforcement proceedings, to avoid the disclosure of investigative techniques, and to avoid the endangering of law enforcement personnel. Section 7(c) of the Export Administration Act of 1969, as amended, also protects this information from disclosure.

(2) *Fisheries Law Enforcement Case File—COMMERCE/NOAA–11.* Pursuant to 5 U.S.C. 552a(j)(2), these records are hereby determined to be exempt from all provisions of the Act, except 5 U.S.C. a (b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6), (7), (9), (10), and (11) and (i). These exemptions are necessary to insure the proper functioning of the law enforcement activity, to protect confidential sources of information, to fulfill promises of confidentiality, to prevent interference with law enforcement proceedings, to avoid the disclosure of investigative techniques, to avoid the endangering of law enforcement personnel, to avoid premature disclosure of the knowledge of criminal activity and the evidentiary bases of possible enforcement actions, and to maintain the integrity of the law enforcement process.

(3) *Investigative Records—Contract and Grant Frauds and Employee Criminal Misconduct—COMMERCE/DEPT–12.* Pursuant to 5 U.S.C. 552a(j)(2), these records are hereby determined to be exempt from all provisions of the Act, except 5 U.S.C. 552 a(b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6), (7), (9), (10), and (11) and (i). These exemptions are necessary to insure the proper functions of the law enforcement activity, to protect confidential sources of information, to fulfill promises of confidentiality, to prevent interference with law enforcement proceedings, to avoid the disclosure of investigative techniques, to avoid the endangering of law enforcement personnel, to avoid premature disclosure of the knowledge of criminal activity and the evidentiary bases of possible enforcement actions, and to maintain the integrity of the law enforcement process.

### § 4b.14 Specific exemptions.

(a) Some systems of records under the Act which are maintained by the Department contain, from time-to-time, material subject to the exemption appearing at 5 U.S.C. 552a(k)(1), relating to national defense and foreign policy materials. The systems of records published in the FEDERAL REGISTER on this same date by the Department which are within this exemption are: COMMERCE/DIBA–2, COMMERCE/DIBA–3, COMMERCE/PAT–TM–5, COMMERCE/PAT–TM–8, COMMERCE/PAT–TM–9, COMMERCE/DEPT–12 and COMMERCE/DEPT–13. The Department hereby asserts a claim to exemption of such materials wherever they might appear in such systems or records, or any systems of records, at present or in the future. The materials would be exempt from 5 U.S.C. 552a(c)(3), (d)(e)(1), (e)(4)(G), (H) and (I) and (f). The reason therefor is to protect the materials required by Executive Order to be kept secret in the interest of the national defense and foreign policy.

(b) The specific exemptions determined to be necessary and proper with respect to systems of records maintained by the Department, including the parts of each system to be exempted, the provisions of the Act from which they are exempted, and the justification for the exemption, are as follows:

(1) *Exempt under 5 U.S.C. 552a(k)(1).* The systems of records exempt hereunder appear in subsection (a) of this section. The claims for exemption of COMMERCE/DEPT–12 and COMMERCE/DIBA–1 under this subsection are subject to the condition that the general exemption claimed in subsection 4b.13(b)(3) of this part is held to be invalid.

(2) *Exempt under 5 U.S.C. 552a (k)(2).* The systems of records exempt (some only conditionally), the sections of the Act from which exempted and the reasons herefor are as follows:

(i) Individuals Identified in Export Administration Compliance Proceedings of Investigations—COMMERCE/DIBA–1, but only on condition that the general exemption claimed in subsection 4b.13(b)(1) of this part is held to be invalid;

(ii) Individuals Involved in Export Transactions—COMMERCE/DIBA–2;

(iii) Fisheries Law Enforcement Case File—COMMERCE/NOAA–11, but only on condition that the general exemption claimed in § 4b.13(b)(2) is held to be invalid;

(iv) EEO Title VI Compliance and Complaints Files—COMMERCE/DEPT–6;

(v) Investigative Records—Contract and Grants Frauds and Employee Criminal Misconduct—COMMERCE/DEPT–12, but only on condition that the general exemption claimed in subsection 4b.13(b)(3) of this part is held to be invalid;

(vi) Investigative Records—Persons Associated with the Department, Ex-





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cepting CSC Employee Records—COMMERCE/DEPT–13; and,

(vii) Litigation, Claims, and Administrative Proceeding Records—COMMERCE/DEPT–14.

The foregoing are exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (H), and (I) and (f). The reasons for asserting the exemption are to prevent subjects of investigation from frustrating the investigatory process, to insure the proper functioning and integrity of law enforcement activities, to prevent disclosure of investigatiove techniques, to maintain the ability to obtain necessary information, to fulfill commitments made to sources to protect their identities and the confidentiality of information and to avoid endangering these sources and law enforcement personnel. Special note is taken of the fact that the proviso clause in this exemption imports due process and procedural protections for the individual. The existence and general character of the information exempted will be made known to the individual to whom it pertains.

(3) *Exempt under* 5 U.S.C. 552a(k)(4). The systems of records exempt, the sections of the Act from which exempted, and the reasons therefor are as follows:

(i) Agricultural Census Records for 1964 (Partial), 1969, and 1974—COMMERCE/SESA–1;

(ii) Individual and Household Statistical Surveys and Special Census Studies Records—COMMERCE/SESA–3;

(iii) Minority-Owned Business Enterprises Survey Records—COMMERCE/SESA–4;

(iv) Population and Housing Census Records for 1960 and 1970—COMMERCE/SESA–5; and,

(v) Special Censuses of Population Conducted for State and Local Governments—COMMERCE/SESA–7.

The foregoing are exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (H), and (I) and (f). The reasons for asserting the exemption are to comply with the prescription of Title 13, United States Code, especially sections 8 and 9, and to avoid needless consideration of records whose present, solely statistical use comports fully with a basic purpose of the Act, namely, no adverse determinations may be made of these records as to any identifiable individual.

(4) *Exempt under 5 U.S.C. 552a(k)(5).* The systems of records exempt (some only conditionally), the sections of the Act from which exempted, and the reasons therefor are as follows:

(i) Indian Reservation Economic Development Planners and Applicants Records—COMMERCE/EDA–3;

(ii) Applications to U.S. Merchant Marine Academy (USMMA)—COMMERCE/MA–1;

(iii) Trustees for Ship Sales—COMMERCE/MA–13;

(iv) USMMA Midshipman Medical Files—COMMERCE/MA–17;

(v) USMMA Midshipman Personnel Files—COMMERCE/MA–18;

(vi) USMMA Non-Appropriated Fund Activity Employees—COMMERCE/MA–19;

(vii) USMMA Service Contractor Employees—COMMERCE/MA–20;

(viii) Applicants for the NOAA Corps—COMMERCE/NOAA–4;

(ix) Commissioned Officer Official Personnel Folders—COMMERCE/NOAA–7;

(x) Conflict of Interest Records, Appointed Officials—COMMERCE/DEPT–3;

(xi) EEO Title VI Compliance and Complaint Files—COMMERCE/DEPT–6;

(xii) Investigative Records—Contract and Grant Frauds and Employee Criminal Misconduct—COMMERCE/DEPT–12, but only on condition that the general exemption claimed in subsection 4b.13(b)(3) of this part is held to be invalid;

(xiii) Investigative Records—Persons Associated with the Department, Excepting CSC Employee Records—COMMERCE/DEPT–13; and,

(xiv) Litigation, Claims, and Administrative Proceeding Records—COMMERCE/DEPT–14.

The foregoing are exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (H) and (I) and (f). The reasons for asserting the exemption are to maintain the ability to obtain candid and necessary information, to fulfill commitments made to sources to protect the confidentiality of information, to avoid endangering these sources and, ultimately, to facilitate proper selection or continuance of the best applicants or persons for a given position or contract. Special note is made of the limitation on the extent to which this exemption may be asserted. The existence and general character of the information exempted will be made known to the individual to whom it pertains.

(c) At the present time, the Department claims no exemption under 5 U.S.C. 552a(k)(3), (6) and (7).

APPENDIX A

OFFICIALS TO RECEIVE INQUIRIES, REQUESTS FOR ACCESS AND REQUESTS FOR CORRECTION OR AMENDMENT*

| *For records in systems of records located in*** | *Privacy Officer* |
|---|---|
| The Office of the Secretary and all departmental staff offices. | Director, Office of Organization and Management Systems, Main Commerce Building, Washington, D.C. 20230. |
| Domestic and International Business Administration. | Director, Office of Management and Systems, DIBA, Main Commerce Building, Washington, D.C. 20230. |
| Economic Development Administration | Director, Office of Public Affairs, EDA, Main Commerce Building, Washington, D.C. 20230. |
| Maritime Administration | Secretary of the Maritime Administration, Main Commerce Building, Washington, D.C. 20230. |
| National Bureau of Standards | Associate Director for Administration, NBS, Administration Building, Washington, D.C. 20234. |
| National Fire Prevention and Control Administration. | Administrative Officer, NFPCA, Washington, D.C. 20230. |
| *National Oceanic and Atmospheric Administration—Inquiries only* | |
| All except NOAA Corps | Assistant Administrator for Administration, NOAA, 6010 Executive Blvd., Rockville, Md. 20852. |
| NOAA Corps | Director, NOAA Corps, 6010 Executive Blvd., Rockville, Md. 20852. |
| *Requests* | |
| All, including NOAA Corps | Assistant Administrator for Administration, NOAA, 6010 Executive Blvd., Rockville, Md. 20852. |
| National Technical Information Service | Administrative Officer, NTIS, Springfield, Va. 22151. |
| Office of Minority Business Enterprise | Assistant Director, Field Operations and Administration, OMBE, Main Commerce Bldg., Washington, D.C. 20230. |
| Office of Telecommunications | Administrative Officer, OTEL, U.S. Department of Commerce, Washington, D.C. 20230. |
| Patent and Trademark Office | Assistant Commissioner for Administration, Patent and Trademark Office, Washington, D.C. 20231. |
| Social and Economic Statistics Administration. | Associate Administrator for Administration, SESA, FOB 3, Washington, D.C. 20233. |
| United States Travel Service | Executive Director, USTS, Main Commerce Bldg., Washington, D.C. 20230. |

*National Oceanic and Atmospheric Administration subject to division of responsibilities noted below.

**If the location of the records within the Department is unknown, address the inquiry to the Privacy Officer for the Office of the Secretary and all Departmental staff offices.





APPENDIX B

OFFICIALS TO RECEIVE APPEALS FROM ADVERSE DETERMINATION ON CORRECTION OR AMENDMENT

| *For records in systems of records located in* | *Privacy Appeals Officer* |
|---|---|
| The Office of the Secretary and all Departmental staff offices. | Assistant Secretary for Administration, Main Commerce Building, Washington, D.C. 20230. |
| Domestic and International Business Administration. | Assistant Secretary for Domestic and International Business, Main Commerce Building, Washington, D.C. 20230. |
| Economic Development Administration | Assistant Secretary for Economic Development, Main Commerce Building, Washington, D.C. 20230. |
| Maritime Administration | Assistant Secretary for Maritime Affairs, Main Commerce Building, Washington, D.C. 20230. |
| National Bureau of Standards | Director, National Bureau of Standards, Administration Building, Washington, D.C. 20234. |
| National Fire Prevention and Control Administration. | Administrator, National Fire Prevention and Control Administration, Washington, D.C. 20230. |
| National Oceanic and Atmospheric Administration. | Administrator, National Oceanic and Atmospheric Administration, Main Commerce Building, Washington, D.C. 20230. |
| National Technical Information Service | Director, National Technical Information Service, Main Commerce Building, Washington, D.C. 20230. |
| Office of Minority Business Enterprise | Director, Office of Minority Business Enterprise, Main Commerce Building, Washington, D.C. 20230. |
| Office of Telecommunications | Director, Office of Telecommunications, U.S. Department of Commerce, Washington, D.C. 20230. |
| Patent and Trademark Office | Commissioner, Patent and Trademark Office, Washington, D.C. 20231. |
| Social and Economic Statistics Administration. | Administrator, Social and Economic Statistics Administration, FOB 3, Washington, D.C. 20230. |
| United States Travel Service | Assistant Secretary for Tourism, Main Commerce Building, Washington, D.C. 20230. |

APPENDIX C

SYSTEMS OF RECORDS NOTICED BY OTHER AGENCIES AND APPLICABLE TO THE DEPARTMENT

| *Category of records* | *Other Federal agency* |
|---|---|
| Federal Personnel Records | Civil Service Commission. |
| Federal Employee Compensation Act Program. | Department of Labor. |
| Federal Motor Vehicle Accidents | General Services Administration. |
| Equal Employment Opportunity under E.O. 11246, as amended. | Department of Labor. |
| Foreign Service Officer Appraisals | Department of State. |

APPENDIX D

FACSIMILE OF OFFICIAL FORM FOR INQUIRIES AND REQUESTS

[Reserved]

*Effective date.* These regulations shall be effective September 27, 1975.

Dated: July 25, 1975.

ROGERS MORTON,
*Secretary of Commerce.*

[FR Doc.75–19780 Filed 8–4–75;8:45 am]



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## DEPARTMENT OF COMMERCE

### Office of the Secretary

### PRIVACY ACT OF 1974

### Notice of Systems of Records

Notice is hereby given that the Department of Commerce, in accordance with 5 U.S.C. 552a(e) (4) and (11), Sec. 3 of the Privacy Act of 1974 (Pub. L. 93–579) ("Act"), proposes to adopt the notice of systems of records set forth below. Although the Act requires only publication for comment of that portion of a notice which describes the "routine uses" of the particular system of records, the Department invites public comment on all parts of the notice.

Any person interested in this notice may submit written data, views, or arguments to the Privacy Act Task Force (Stop 206), Room 5892, U.S. Department of Commerce, 14th and E Streets, NW., Washington, D.C. 20230 on or before September 4, 1975. All written comments received from the public through said date will be considered by the Department before taking action on a final notice. The comments received also will be available for public inspection at the above address between the hours of 9 a.m. and 4 p.m. Monday thorugh Friday (except holidays), as received and until 4 p.m., September 1, 1975.

This notice was drafted and the files to be noticed were selected with major reliance on the "Guidelines and Responsibilities" for implementation of the Act published by the Office of Management and Budget (40 FR 28949, July 9, 1975).

The following remarks should clarify the principles on which the particular systems of records were selected for notice publication, as well as the contents of the notice.

The proposed notice has four distinct parts. The first part is a prefatory note of general routine uses applicable to all noticed systems of records and incorporated by reference into the notice of each particular system of records. The centralizing of these routine uses was occasioned by the desire to avoid unnecessary repetition which would hamper the public in its review and use of the proposed notice. The second part is a segregated note as to the exemption for national defense and foreign policy under 5 U.S.C. 552a(k)(1). It was concluded that isolation of this specific exemption would best underscore the essential importance of records so protected. The third part is a footnote chart of abbreviations used in the names of individual systems of records within the notice. Not all primary operating units of the Department are represented. The absence of any unit means that it had no system of records unique to itself. However, a unit may be covered under a system of records marked "COMMERCE/DEPT" (or under a Government-wide notice such as those listed in Appendix C to the proposed regulations published in the FEDERAL REGISTER this same date). Recourse to that part of a notice for a particular system of records which gives location may reveal such coverage. The fourth part is the listing of the one hundred systems or records determined to be subject ot the Act's requirement of published notice.

Especial note should be taken of the exclusion from the general routine uses and the routine uses of particular systems of records of certain disclosures authorized by the Act itself. They are: Disclosure of corrected or amended records, or notations of disagreement when requested corrections or amendments are denied, under 5 U.S.C. 552a(c)(4); disclosure to and at the request of the individual, of records which pertain to that individual, under 5 U.S.C. 552a(d); disclosures to the courts, under 5 U.S.C. 552a(g); disclosures to the Privacy Protection Study Commission, under sec. 5(e)(2) of the Act; and disclosures to the Office of Management and Budget in the course of its assistance and oversight responsibilities, under Sec. 6 of the Act. The Department submits that these disclosures are outside all the provisions of 5 U.S.C. 552a(b) (1) through (11), including the provision addressing routine uses. The very ommission of these provisions from the itemized permissive disclosures suggests exclusive and co-equal status, for the Congress could have included them quite readily if such were the intent. An alternative theory with respect to the first three of the five situations might be that the disclosures are constructively "pursuant to a written request by, or with the prior written consent of, the individual" inasmuch as they occur through the individual's own initiatives. If the tentative exclusion is reversed, these routine uses would be added to the list of general routine uses.

Three basic criteria were employed to determine those records which constitute a system of records under the Act requiring publication of notice in the FEDERAL REGISTER. All three are discussed in the publication of the Office of Management and Budget noted above. The first criterion is whether the record is an "official" record of the Department. The second criterion is whether information which pertains to an individual "is retrieved" by means of the name or other personal identifier assigned to that particular individual. The third criterion is whether a particular individual, with respect to whom information is retrieved by name or other personal identifier, is viewed in an entrepreneurial, as contrasted with a purely personal, capacity.

Applying these criteria to all records containing personal information as to individuals which were uncovered in a survey of Department files, many did not fall within the definition of "systems of records" in the Act. The one hundred notices of particular systems of records proposed below cover a substantial portion, but not all, of Department records containing information on individuals.

The primary reason why many records do not appear in the proposed notice is found in the very nature of the Department's responsibilities which involve relations with private and public corporations and bodies other than individuals. The Act is directed to individuals and personal information concerning them. To a major extent, information about individuals is maintained in the files of the Department only as a derivative of a relationship, contractual or otherwise, between the Department and a company or public body. In such cases, access to information about the individual is gained through the name of the company or body, a contract number, a project name or number or geographical designation, or a combination of these methods. Thus, the second criterion assumed greatest importance in selecting the records to be noticed.

The entrepreneurial standard, which is the third criterion set forth above, appeared second in frequency. The Department determined its presence both as to sole proprietorships offering goods and services to the Department and as to participants in Department programs. The former is self-explanatory. The latter is illustrated by technical advisors participating in some economic development programs sponsored by the Department. Although files might be maintained in the name of an individual, the Department views the individual only in a businessman capacity completely distinct from a personal capacity.

The first criterion, concerning "official" records, applied to files physically within the precincts of Department facilities but neither required in the conduct of any program or function for which the Department is responsible nor subject to Department control or dominion. It also covered standard research and reference authorities published by private and public sources. Both as to importance and number of records, this was the least important criterion.

The following listings serve to illustrate further the kinds of records falling outside the first and second criteria just discussed and, for that reason, not included in the proposed notice:

*Unofficial records and public references*

Employee recreation associations;

Employee blood donors;

Employees deciding to "give at the office" to community chest or united givers funds (except where the donation is effected through payroll deduction, in which case the information is covered by the Department's notice on employee attendance, leave and payroll: COMMERCE/DEPT-1*);

Telephone directories and address lists created and kept by individual employees at their own initiative to facilitate communications with other employees and nonemployees;

Lists are created and kept by individual employees as a service to other employees, usually within their immediate office, such as the scheduled expiration dates of driver's licenses for those employees whose position requires operation of a motor vehicle;

* It is noted that U.S. Savings Bonds purchased through payroll deductions also are covered under the same notice.





Directories published by commercial concerns and public agencies and held by the Department as reference tools, such as Martindale-Hubbell's lists of attorneys and the Department of Labor's list of debarred Government contractors; and,

All publications of the National Technical Information Service sold at retail.

*Retrieved by other than individual*

Financial statements of individuals who are officers, directors or stockholders of corporations dealing with the Department, but which are filed by corporate name or contract number; and,

Correspondence filed only by date.

The concept of routine uses established by the Act deserves careful attention. The statutory definition indicated use of a record "compatible with the purpose for which it was collected." This signals a clear distinction between the original purpose and the compatible corollary use. Therefore, the Department has omitted from this notice any recital of primary or main purpose for the collection of information in the recital of routine uses. Another norm is whether the routine use involves transmittal of the record information outside the Department. If not, the use is not recorded under the routine use for a particular system of records. This has a special application to the Department in terms of 5 U.S.C. 552a(b)(4). The decision that the Department would be the "agency" responsible for publication of this notice and the regulations under the Act and the fact that the Bureau of the Census is one of the main line components of the Department have the effect of making record transfers to that Bureau subject to 5 U.S.C. 552a(b)(1), not 5 U.S.C. 552a(b)(4) or 5 U.S.C. 552a(b)(3). More generally, routine use by staffs in personnel, paperwork management, statistics, counsel and computer offices are not recited, either. The reasons are the strictly intra-Departmental character of the use and the view that such uses are immediately ancillary to the purpose for which the records were collected.

This notice does not include particular identification of certain systems of records, admittedly existing within the Department, due to the fact that other Federal agencies have assumed responsibility for publishing a Government-wide notice. The primary example is the publication of systems of records pertaining to Federal employee personnel records by the United States Civil Service Commission. The Department has listed all such known notices, and identified the publishing agencies, in Appendix C to the proposed regulations published in the FEDERAL REGISTER this same date.

This notice also does not include discussion of the application of general exemptions determined by other Federal agencies to apply to records or copies of records in the possession of the Department. However, the proposed regulations published in the FEDERAL REGISTER this same date state the procedure to be followed by the Department (15 CFR 4b.13).

A number of the particular systems of records noticed indicate Social Security Numbers in the category of information and request an individual to provide such number when applying to the Department as a matter of right under the Act. The Department is not unaware of the provisions of sec. 7 of the Act. The fact is that some filing systems were designed with Social Security Numbers as one of the retrieval keys. In the event any individual declines to provide his or her number, the Department will make a reasonable effort to respond to the request submitted.

The Department has omitted a notice embracing experts or consultants engaged by the Department. This decision was made in the belief that such persons either are special employees covered by the general notice published by the United States Civil Service Commission or are subject to the entrepreneurial criterion discussed above.

Finally, the Department intends to solicit the public's views on its implementation of the Act during the Fall of 1976. A notice to that effect will be published in the FEDERAL REGISTER. Although not required, citizen comments should provide valuable insight as to the success, or shortcomings, of the Department's efforts to implement the Act fully.

*Effective date.* This notice shall be effective August 28, 1975.

Dated: July 25, 1975.

ROGERS MORTON,
*Secretary of Commerce.*

The Department proposes to adopt the following notice of systems of records:

NOTICE OF SYSTEMS OF RECORDS*

* The identification of the operating unit or units within the Department to which the particular system of records pertains appears as "COMMERCE/" followed by a designating abbreviation. The abbreviations and their meanings are as follows:

DEPT—Overall Department of Commerce (or at least multiple operating units presently, and a potential for more).
DIBA—Domestic and International Business Administration.
EDA—Economic Development Administration.
IATC—Interagency Auditor Training Center.
MA—Maritime Administration.
NBS—National Bureau of Standards.
NOAA—National Oceanic and Atmospheric Administration.
NTIS—National Technical Information Service.
PAT-TM—Patent and Trademark Office.
SESA—Social and Economic Statistics Administration.
USTS—United States Travel Service.

PREFATORY STATEMENT OF GENERAL ROUTINE USES

The following routine uses apply to, and are incorporated by reference into, each system of records set forth below.

1. In the event that a system of records maintained by the Department to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. A record from this system of records may be disclosed, as a routine use, to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses if necessary to obtain information relevant to a Department decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

3. A record from this system of records may be disclosed, as a routine use, to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

4. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing counsel in the course or settlement negotiations.

5. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving the individual when the individual is a constituent of the Member and has requested assistance from the Member with respect to the subject matter of the record.

6. A record in this system of records which contains medical information may be disclosed, as a routine use, to the medical advisor of any individual submitting a request for access to the record under the Act and 15 CFR Part 4b if, in the sole judgment of the Department, disclosure could have an adverse effect upon the individual, under the provision of 5 U.S.C. 552a(f)(3) and implementing regulations at 15 CFR 4b.6.

NATIONAL DEFENSE AND FOREIGN POLICY EXEMPTION

Some systems of records under the Act which are maintained by the Department contain, from time-to-time, material subject to the specific exemption authorized by 5 U.S.C. 552a(k)(1), relating to national defense and foreign policy materials. The systems of records noticed below, and also listed in 15 CFR 4b.14(a) of the proposed regulations published in the FEDERAL REGISTER this same date, which are subject to this determination of specific exemption under 5 U.S.C. 552



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a(k)(1) are: COMMERCE/DIBA-2, COMMERCE/DIBA-3, COMMERCE/PAT-TM-5, COMMERCE/PAT-TM-8, COMMERCE/PAT-TM-9, COMMERCE/DEPT-12 and COMMERCE/DEPT-13. The Department hereby asserts a claim to exemption of such materials wherever they might appear in such systems of records, or any systems of records, at present or in the future. The materials would be exempt from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H), and (F) and (f). The reason therefor is to protect the material required by Executive Order to be kept secret in the interest of the national defense and foreign policy.





COMMERCE/DEPT-1.

**System name:** Attendance, Leave, and Payroll Records of Employees-COMMERCE/DEPT-1.

**System location:** a. For employees of Departmental Offices, DIBA, EDA, NFPCA, OMBE, and Regional Action Planning Commissions: Office of Financial Management Services, OS, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230, and Office of Organization and Management Systems (ADP Operations Division), use above address.

b. For employees of MARAD: Maritime Administration, Office of Personnel (Data Operations Division), 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

c. For employees of NBS: National Bureau of Standards, Accounting Division (Payroll Section), Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

d. For employees of NOAA: National Oceanic and Atmospheric Admin- istration, Personal Services Accounting Branch, 6010 Executive Boulevard, Rockville, Maryland 20852.

e. For employees of PAT-TM: Office of Finance (Employee Accounts Division), Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

f. For employees of SESA: Social and Economics Statistics Admin- istration, Federal Building 3, Washington, D.C. 20233, and following SESA Regional Offices: 1365 Peachtree Street, N.E., Atlanta Georgia 30309; 441 Stuart Street, Boston, Massachusetts 02116; 230 South Tryon Street, Charlotte, North Carolina 28202; 536 South Clark Street, Chicago, Illinois 60605; 1100 Commerce Street, Dallas, Texas 75202; 11011 West Sixth Avenue (P.O. Box 25207), Denver, Colorado 80225; 234 State Street, Detroit, Michigan 48226; One Gateway Center, 4th and State Streets, Kansas City, Kansas 66101; 1100 Wilshire Boulevard, Los Angeles, California 90024; 26 Federal Plaza, New York City, New York 10007; 600 Arch Street, Philadelphia, Pennsylvania 19106; and 1700 Westlake Avenue, Seattle, Washington 98109.

**Categories of individuals covered by the system:** All Commerce Department employees as categorized by organizational component in (a) through (f), above.

**Categories of records in the system:** Name, social security number and employee number, grade, step, and salary; organization (code), retirement or FICA data as applicable; Federal, state, and local tax deductions, as appropriate; IRS tax lien data; savings bond and charity deductions; regular and optional Government life insurance deduction(s), health insurance deduction and plan or code; cash award data; jury duty data; military leave data; pay differen- tials; union dues deductions; allotments, by type and amount; financial institution code and employee account number; leave status and leave data of all types (including annual, compensatory, jury duty, maternity, military, retirement disability, sick, transferred, and without pay); time and attendance records, including number of regular, overtime, holiday, Sunday, and other hours worked; pay period number and ending date; cost of living allowances; mailing address; co-owner and/or beneficiary of bonds, marital status and number of dependents; and 'Notification of Personnel Action'. The individual records listed herein are included only as pertinent or applicable to the individual employee.

**Authority for maintenance of the system:** Title 6, GAO Policy and Procedures Manual, pursuant to 31 U.S.C. 66(a) and sections 112(a) and 113 of the Budget and Accounting Procedures Act of 1950.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Transmittal of data to U.S. Treasury to effect issuance of paycheck to employees and distribution of pay according to employee directions for savings bonds, allotments, financial institutions, and other authorized purposes.

Reporting: tax withholding to Internal Revenue Service and appropriate State and local taxing authorities; FICA deductions to the Social Security Administration; dues deductions to labor unions; withholdings for health insurance to the insurance carriers and the U.S. Civil Service Commission; charity contribution deductions to agents of charitable institutions; annual W-2 statements to taxing authorities and the individual.

(When P.L. 93-579 becomes effective, it is anticipated that appropriate statements will be issued to employees, spouse-recipients, and the courts involved).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Both manual and machine-readable.

**Retrievability:** By name and/or employee or social security number.

**Safeguards:** Physical, technical, and administrative security is maintained, with all storage equipment and/or rooms locked when not in use. Admittance, when open, is restricted to authorized personnel only. All payroll personnel and computer operators and programmers are instructed and cautioned on the confidentiality of the records.

**Retention and disposal:** Retained on site until after GAO audit, then disposed of, or transferred to Federal Records Storage Centers in accordance with the fiscal records program approval by GAO, as appropriate, or General Record Schedules of GSA.

**System manager(s) and address:** For records at Location (a): Director, Departmental Office of Financial Management Services, U.S. Department of Commerce, Washington, D.C. 20230.

For records at Location (b): (machine readable) Chief, Division of Data Operations, (manual) Chief, Division of Budget and Program Analysis, Maritime Administration, Washington, D.C. 20230;

For records at Location (c): Chief Accountant, Accounting Division, National Bureau of Standards, Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234)

For records at Location (d): Chief, Personal Services Accounting Branch, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852;

For records at Location (e): Director, Office of Finance, Patent and Trademark Office, Washington, D.C. 20231; and

For records at Location (f): Associate Administrator for Administration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230;

For records ar Location (b), information may be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230;

For records ar Location (c), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Maryland (p.O. Washington, D.C. 20234);

For records ar Location (d), information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852;

For records at Location (e), information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231; and

For records at Location (f), information may be obtained from: Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

Requestor should provide name, social security number, and time or organization unit of employment pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address of the desired location as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address for desired location.

**Record source categories:** Subject individuals, supervisors, timekeepers, official personnel records, and IRS.

COMMERCE/DEPT-2.

**System name:** Accounts Receivable-COMMERCE/DEPT-2.

**System location:** a. For Departmental offices, DIBA, EDA, NFPCA, USTS, OMBE, and Regional Action Planning Commissions: Office of Financial Management Services, OS, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230, and Office of Organization and Management Systems (ADP Operations Division), use above address.

b. For MARAD: Maritime Administration, Office of Personnel (Date Operations Division), 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

c. For NBS: National Bureau of Standards, Accounting Division, Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

d. For NOAA: National Oceanic and Atmospheric Administration, Finance Division, 6010 Executive Boulevard, Rockville, Maryland 20852.

e. For PAT-TM: Office of Finance, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.



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f. For SESA: Social and Economics Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Categories of individuals covered by the system:** Debtors owing money to the agency, including employees, former employees, business firms, general public, and institutions.

**Categories of records in the system:** Name and address; amount owed, and service, overpayment or other accounting therefor; invoice number, if any.

**Authority for maintenance of the system:** 5 U.S.C. 5701-09; FPMR 101-7; Treasury Fiscal Requirements Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Billing debtors, reporting to Civil Service Commission, and routine uses per Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual and machine readable copy.

**Retrievability:** By name, and invoice number as appropriate.

**Safeguards:** Physical security, handling by authorized personnel only.

**Retention and disposal:** Retained until payment is received and account is audited, then disposed of in accordance with Records Control Schedule.

**System manager(s) and address:** For records at Location (a): Director, O/Financial Management Services, OS, U.S. Dept. of Commerce, Washington, D.C. 20230.

For records at Location (b): Chief, Division of Accounts, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

For records at Location (c): Chief, Accounting Division, National Bureau of Standards, Administration Building, Washington, D.C. 20234.

For records al Location (d): Chief, Finance Division, NOAA, 6010 Executive Blvd., Rockville, Md. 20852.

For records at Location (e): Chief, Office of Finance, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

For records at Location (f): Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U. S. Department of Commerce, Washington, D.C. 20230;

For records at Location (b), information may be obtained from: Secretary, Maritime Adminsitration, Washington, D.C. 20230;

For records at Location (c), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Maryland (P.O. Washington, D.C. 20234);

For records at Location (d), information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

For records at Location (e), information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231; and

For records at Location (f), information may be obtained from: Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

Requestor should provide name and address, and invoice number as appropriate, pursuant to the inquiry provisions of the Deaprtment's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual, contracting officer-as appropriate, accounting records.

**COMMERCE/DEPT-3.**

**System name:** Conflict of Interest Records, Appointed Officials-COMMERCE/DEPT-3.

**System location:** Office of General Counsel, Room 5876, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals, past and present, appointed by the President to Commerce Department offices and other senior level officers of the Department.

**Categories of records in the system:** Statements of personal and family shareholdings and other interests in business enterprises; copies of blind trust and other agreements pertaining to such interests; correspondence as to insulation of control of such interests; opinions of counsel; and confirmation materials.

**Authority for maintenance of the system:** 18 U.S.C. 306 and E.O. 11222 (May 8, 1965).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Disposed of 2 years after separation of employee.

**System manager(s) and address:** Deputy General Counsel, Room 5870, U.S. Department of Commerce, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (k)(5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k) (5) is exempted from the notice, acces, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e) (1), (e) (4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confiden- tiality of sources, and to maintain access to sources of information which are necessary to determine suitability for employment.

**COMMERCE/DEPT-4.**

**System name:** Congressional Files-COMMERCE/DEPT-4.

**System location:** Office of the Assistant to the Secretary for Congressional Affairs, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Members of Congress.

**Categories of records in the system:** Biographical information from sources such as the Congressional Quarterly, Congressional Directory, biographies provided by Members' Offices, extracts from the Congressional Record, and correspondence between the Members and the Department.

**Authority for maintenance of the system:** 5 U.S.C. 301 and 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** None.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in paper form only.

**Retrievability:** Indexed by name of Member or State or Congressional District.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** The records are retained in accordance with the Office's Record Control Schedule.

**System manager(s) and address:** Assistant to the Secretary for Conmgressional Affairs, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Departmental Office of Organization and Management Systems, OS, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230. Requestor should provide name of Member pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Published Congressional reference materials and the Member, himself or herself.





**COMMERCE/DEPT-5.**

**System name:** Donors of Gifts and Bequests-COMMERCE/DEPT-5.

**System location:** a. For records of Departmental offices, EDA, SESA, OMBE, and USTS: Office of Financial Management Services, OS, U.S. Department of Commerce, Washington, D.C. 20230 and Office of Organization and Managment Systems (ADP Operations Division), use above address.

b. For records of MA: Office of Administration, U.S. Merchant Marine Academy, Kings Point, Long Island, N.Y. 11204.

c. For records of DIBA: Office of Budget, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

d. For records of NBS: Accounting Division, NBS, Administration Building, Gaithersburg, Maryland (mailing address: Washington, D.C. 20234).

e. For records of NOAA: Finance Division, NOAA, 6010 Executive Boulevard, Rockville, Maryland 20852.

f. For records of PAT-TM: Office of Finance, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Any donor of gifts or bequests of funds, property, or services to Departmental offices or agencies.

**Categories of records in the system:** Name and address of donor; dollar amount of donations; value and description of non-cash donations; name and title of employee receiving gift or travel expenses as a result of the gift; and purposes for which gift or bequest was made.

**Authority for maintenance of the system:** 5 U.S.C. 608a-608c (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Both paper records in file folders and magnetic tape.

**Retrievability:** Filed chronologivally by date of transaction or serial number.

**Safeguards:** Physical, technical, and administrative security is maintained, with all storage equipment and/or rooms locked when not in use. Admittance, when open, is restricted to authorized personnel only.

**Retention and disposal:** Records are maintained permanently.

**System manager(s) and address:** For records at location (a): Director, Office of Financial Management Services, U.S. Department of Commerce, Washington, D.C. 20230.

For records at location (b): Assistant Superintendent for Administration, Office of Administration, U.S. Merchant Marine Academy, Kings Point, Long Island, N.Y. 11024.

For records at location (c): Director, Office of Budget, DIBA, U.S. Departmentof Commerce, Washington, D.C. 20230. For records at location (d): Chief, Accounting Division, NBS, Administration Building, Gaithersburg, Maryland. (Mailing address: Washington, D.C. 20234).

For records at location (e): Chief, Finance Division, NOAA, 6010 Executive Boulevard, Rockville, Maryland 20852.

For records at location (f): Finance Officer, Office of Finance, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

**Notification procedure:** For records at location (a), information may be obtained from: Director, Office of Organization and Management Systems, Room 5329, U.S. Department of Commerce, Washington, D.C. 20230;

For records at location (b), information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20236;

For records at location (c), information may be obtained from: Director, Office of Management and Systems, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230;

For records at location (d), information may be obtained from: Associate Director for Administration, Room A1101, Administration Building, NBS, Gaithersburg, Md. (Mailing address: Washington, D.C. 20234);

For records at location (e), information may be obtained from: Associate Administrator for Administration, Room 908, Washington Science Center, NOAA, Rockville, Maryland 20852; and

For records at Location (f), information may be obtained from: Assistant Administrator for Administration, Room 11D27, CP3, U.S. Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

Requestor should provide name and date of transaction, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinatins by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Donors and subject employees.

**COMMERCE/DEPT-6.**

**System name:** EEO Title VI Compliance and Complaint Files-COMMERCE/DEPT-6.

**System location:** a. Office of Civil Rights, Economic Development Administration, Main Commerce Building, Washington, D.C. 20230.

b. Office of Civil Rights, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Non-Federal employees in maritime industry and on Commerce con- struction projects filing complaints under Title VI of the Civil Rights Act of 1964.

**Categories of records in the system:** Name, address, social security number, job title, wage rate, earnings, dates of employment, race, sex, work history, data on applications for employment, and complaint.

**Authority for maintenance of the system:** Title VI, Civil Rights Act of 1964.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine uses paragraphs of the Prefatory Statement, and forwarding to the U.S. Department of Labor and to Equal Employment Opportunity Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained for 15 years and then destroyed.

**System manager(s) and address:** a. Director, Office of Civil Rights, Economic Development Admin- istration, Main Commerce Building, Washington, D.C. 20230.

b. Director, Office of Civil Rights, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

**Notification procedure:** a. Information may be obtained from: Director, Office of Public Affairs, Economic Development Administration, Main Commerce Building, Washington, D.C. 20230; and

b. Secretary, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

Requestor should provide name and address and date of complaint, in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual, fellow workers, and employer.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k)(2) and (k)(5), all investigatory material in the record which meets the criteria of these subsections is exempted from the notice, access and contest requirements (under 5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4) (G), (H) and (I) and (f)) of the agency regulations in order to accomplish the implementation of Title VI of the Civil Rights Act of 1964.

**COMMERCE/DEPT-7.**

**System name:** Employee Accident Reports-COMMERCE/DEPT-7.

**System location:** a. For employees of Departmental Offices and NFPCA: Office of Administrative Services and Procurement, U.S. Department of Commerce, Washington, D.C. 20230.

b. For employees of DIBA: Office of Administrative Support, Domestic and International Business Administration, Washington, D.C. 20230.



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c. For employees of EDA: Office Services Division,Economic Development Administration, Washington,D.C. 20230.

d. For employees of MARAD: Office of Domestic Shipping, Maritime Administration, Washington, D.C. 20230.

e. For employees of OMBE: Field Operations and Administration, Office of Minority Business Enterprise, Washington, D.C. 20230.

f. For employees of NBS; Safety and Fire Protection Section Administration Building, NBS, Gaithersburg, Md. (P.O. Washington, D.C. 20234).

g. For employees of NOAA: Administrative Operations Division, National Oceanic and Atmospheric Administration, 6010 Executive Blvd., Rockville, Md. 20852.

h. For employees of NTIS; Property Management Branch, Administrative Services Division, National Technical Information Service, 5285 Port Royal Rd., Springfield, Va. 22161.

i. For employees of PAT-TM: Office of General Services, U.S. Patent and Trademark Office, 2011 Jefferson Davis Highway, Arlington, Va. 22202.

j. For employees of SESA; Records and Facilities Branch, Federal Building 4, Social and Economic Statistics Administraiton, Washington, D.C. 20233.

k. For employees of OTEL; Administrative Services Office, Office of Telecommunications, 1325 G. St., N.W., Washington, D.C. 20005.

l. For employees of USTS; Office of Administration, United Stated Travel Service, 14th St, and Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** All Department employees as categorized by organization component in (a) through (l), above, who have sustained occupational injury/ illness or who have been involved in a motor vehicle accident while on official Government business,

**Categories of records in the system:** Name; address; date and place of birth; sex; social security number; grade; location and description of accident or injury; driving permit or license data; physical condition at time of incident; insurance information; vehicle ownership and licensing data.

**Authority for maintenance of the system:** 29 U.S.C. 651-78, 28 U.S.C. 2671-2680, Executive Orders 11612 and 11807.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine.use paragraphs of Prefatory Statement. Also, accident reports involving government vehicles are disclosed to the General Services Administration; accident information may be disclosed to insurance carriers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets with access limited to those whose official duties require access.

**Retention and disposal:** Disposed after 5 years.

**System manager(s) and address:** For records at Location (a); Co-ordinator for Occupational Safety and Health and Motor Management, Departmental Office of Administrative Services and Procurement, U.S. Department of Commerce, Washington, D.C. 20230.

For records at Location (b): Director, Office of Administrative Support, Domestic and International Business Administration, Washington, D.C. 20230.

For records at Location (c): Chief, Office Services Division, Economic Development Administration, Washington, D.C. 20230.

For records at Location (d): Safety Officer, Office of Domestic Shipping, Maritime Administration, Washington, D.C. 20230.

For records at Location (e): Safety Officer, Field Operations and Administration, Office of Minority Business Enterprise, Washington, D.C. 20230.

For records at Location (f): Chief, Safety and Fire Protection Section, Administration Building, NBS, Gaithersburg, Md. (P.O. Washington, D.C. 20234).

For records at Location (g): Safety Engineer, Administrative Operations Division, National Oceanic and Atmospheric Administration, Rockville, Md. 20852.

For records at Location (h); Chief, Property Management Branch, Administrative Services Division, Sills Building, National Technical Information Service, Springfield, Va. 22161.

For records at Location (i): Chief, Office of General Services, U.S. Patent and Trademark Office, Arlington, Va. 22202.

For records at Location (j): Chief, Records and Facilities Branch, Federal Building 4, Social and Economic Statistics Administration, Washington, D.C. 20233.

For records at Location (k): Safety Officer, Administrative Services Office, Office of Telecommunications, 1325 G St., N.W., Washington, D.C. 20233.

For records at Location (l): Director, Office of Administration, United States travel Service, 14th St. and Constitution Ave., N.W., Washington, D.c. 20230.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230;

For records at Location (b), information may be obtained from: Director, Office of Management and Systems, Domestic and International Business Administration, Washington, D.C. 20230;

For records at Location (c), information may be obtained from: Director, Office of Public Affairs, Economic Development Administration, Washington, D.C. 20230;

For records at Location (d), information may be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230;

For records at Location (d), information may be obtained from: Assistant Director, Field Operations and Administration, Office of Minority Business Enterprise, Washington, D.C. 20230;

For records at Location (f), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Md. (p.O. Washington, D.C. 20234);

For records at Location (g), information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, Rockville, Md. 20852;

For records at Location (h), information may be obtained from: Assistant Director for Administration, National Technical Information Service, Springfield, Va. 22161;

For records at Location (i), information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231;

For records at Location (j), information may be obtained from: Associate Director for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233;

For records at Location (k), information may be obtained from: Administrative Office, Office of Telecommunications, 1325 G.St., N.W., Washington, D.C. 20005; and

For records at Location (l), information may be obtained from: Executive Director, United States Travel Service, Washington, D.C. 20230.

Requestor should provide name and approximate date of accident pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address of the desired location as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the RulesSection of this Federal Register. Use above address for desired location.

**Record source categories:** Subject individual; others involved in accident; witnesses; employee's supervisor; and the safety officer.

### COMMERCE/DEPT-8.

**System name:** Employee Applications for Motor Vehicle Operator's Card-COMMERCE/DEPT-8.

**System location:** a. For employees of Departmental offices, NFPCA, OMBE, OTEL, Regional Action Planning Commissions, and USTS: Office of Administrative Services and Procurement, U.S. Department of Commerce, Washington, D.C. 20230.

b. For employees of DIBA: Office of Administrative Support, Domestic and International Business Administration, Washington, D.C. 20230.

c. For employees of EDA: Office Services Division, Economic Development Administration, Washington, D.C. 20230.

d. For employees of MARAD: Office of Administrative Services, Maritime Administration, Washington, D.C. 20230; the following MARAD regional offices: 26 Federal Plaza, New York, N.Y. 10007; 701 Loyola Ave., New Orleans, La. 70150; 450 Golden Gate Ave., San Francisco, Calif. 94102; and the U.S. Merchant Marine Academy, Department of Public Works, Kings Point, L.I., N.Y. 11024.

e. For employees of NBS and NTIS: Safety and Fire Protection Section, Administration Building, Gaithersburg, Md. (P.O. Washington, D.C. 20234).

f. For employees of NOAA: Administrative Operations Division, National Oceanic and Atmospheric Administration, Rockville, Md. 20852.

g. For employees of PAT-TM: Offices of General Services, U.S. Patent and Trademark Office, Arlington, Virginia 22202.





h. For employees of SESA: Office of Administrative Services, Social and Economic Statistics Administration, Federal Building 4, Washington, D.C. 20233; and following SESA Regional Offices: 1365 Peachtree Street, N.E., Atlanta; Georgia 30309; 441 Stuart Street, Boston, Massachusetts 02116; 230 South Tryon Street, Charlotte, North Carolina 28202; 536 South Clark Street, Chicago, Illinois 60605; 1100 Commerce Street, Dallas, Texas 75202; 11011 West Sixth Avenue (P.O. Box 25207), Denver, Colorado 80225; 234 State Street, Detroit, Michigan 48226; One Gateway Center, 4th and State Streets, Kansas City, Kansas 66101; 1100 Wilshire Boulevard, Los Angeles, California 90024; 26 Federal Plaza, New York City, New York 10007; 600 Arch Street, Philadelphia, Pennsylvania 19106; and 1700 Westlake Avenue, Seattle, Washington 98109.

**Categories of individuals covered by the system:** All Department employees as categorized by organizational components in (a) through (h) above, who are seeking or holding a Federal vehicle operator permit.

**Categories of records in the system:** Name; position title; date and place of birth; physical characteristics; social security number, summary of driving record, including all arrests, traffic citations and accidents for the past five years; hearing and visual acuity examination report; road test results; and medical history.

**Authority for maintenance of the system:** 40 U.S.C. 471.

**Routine uses of records maintained in the system, including categories of users and the purpoes of such uses:** See routine use paragraphs in the Prefatory Statement. Also, information is transmitted to the Department of Transportation with request for suitability check.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets with access limited to those whose official duties require access.

**Retention and disposal:** Disposed of when re-issued at the end of three years or upon employee's terminiation of employment.

**System manager(s) and address:** For records at Location (a): Co-ordinator for Occupational Safety and Health and Motor Management, Departmental Office of Administrative Services and Procurement, U.S. Department of COmmerce, Washington, D.C. 20230.

For records at Location (b): Director, Office of Administrative Support, Domestic and International Business Administration, Washington, D.C. 20230.

For records at Location (c): Chief, Office Services Division, Economic Development Administration, Washington, D.C. 20230.

For records at Location (d): Director, Office of Administrative Services, Office of Domestic Shipping, Maritime Administration, Washington, D.C. 20230.

For records at Location (e): Chief, Safety and Fire Protection Section, Administration Building, National Bureau of Standards, Gaithersburg, Md. (P.O. Washington, D.C. 20234).

For records at Location (f): Motor Fleet Manager, Administrative Operations Division, National Oceanic and Atmospheric Administration, Rockville, Md. 20852.

For records at Location (g): Chief, Office of General Services, U.S. Patent and Trademark Office, Arlington, Va. 22202.

For records at Location (h): Chief, Office of Administrative Services, Federal Building 4, Social and Economic Statistics Administration, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230.

For records at Location (b), information may be obtained from: Director, Office of Management and Systems, Domestic and International Business Administration, Washington, D.C. 20230.

For records at Location (c), information may be obtained from: Director, Office of Public Affairs, Economic Development Administration, Washington, D.C: 20230.

For records at Location (d), information may be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230.

For records at Location (e), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

For records at Location (f), information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852.

For records at Location (g), information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231.

For records at Location (h), information may be obtained from: Associate Director for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

Requestor should provide name, organizational unit, and approximate date of employement pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address of the desired location as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual motor vehicle departments in individuals state, and National Driver Register of the Department of Transportation.

### COMMERCE/DEPT-9.

**System name:** Employee Travel Records (Domestic and Foreign)-COMMERCE/DEPT-9.

**System location:** a. For employees of Departmental Offices, DIBA, EDA, NFPCA, OMBE, USTS, and Regional Action Planning Commissions; members of DOC Advisory Committees; and private citizens invited to visit the Department:

Paper records in office of Financial management Services, OS, and machine-readable records in ADP Operations Division, OOMS, both in Main Commerce Building, Washington, D.C. 20230.

b. For employees of MARAD: Division of Accounts, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

c. For employees of NBS: Acounting Division (Domestic) or Supply Division (Foreign), National Bureau of Standards, Administration Building, Washington, D.C. 20234.

d. For employees of NOAA: Travel and Transportation Branch, NOAA and Finance Division, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

e. For employees of PAT-TM: Office of General Services, Patent and Trademark Office, Arlington, Va. 22202.

f. For employees of SESA: Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Categories of individuals covered by the system:** Employees, Advisory Committee Members, and official guests of the Department.

**Categories of records in the system:** Name, address, social security number; destination, itinerary, mode and purpose of travel; dates; expenses including amounts advanced (if any), amouats claimed, and amounts reimbursed; travel orders, travel vouchers, receipts, and passport record card.

**Authority for maintenance of the system:** Budget & Accounting Act of 1921; Accounting & Auditing Act of 1950; and Federal Claim Collection Act of 1966.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Transmittal to U.S. Treasury for payment, to State Department for passports, and see routine use portion of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual and machine readable paper copy.

**Retrievability:** Filed by name, social security number, or travel order number.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained according to GSA Federal Travel Regulations, and then disposed of according to unit's Records Control Schedule.

**System manager(s) and address:** For records at Location (a), Director, Office of Financial Management Services, and Chief, ADP Operations Division, OOMS, both in Main Commerce Building, Washington, D.C. 20230.

For records at Location (b), Chief, Division of Accounts, Maritime Administration, Washington, D.C. 20230.

For records at Location (c), Chief, Accounting Division (Domestic Travel) and Chief, Supply Division (Foreign Travel), National Bureau of Standards, Administration Building, Gaithersburg, Maryland 20234.

For records at Location (d), Chief, Travel and Transporta- tion, Finance Division, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.



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For records at Location (e), Director, Office of General Services, Patent and Trademark Office, Arlington, Virginia 22202.

For records at Location (f), Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information can be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Wahington, D.C. 20230.

For records at Location (b), information can be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230.

For records at Location (c), information can be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

For records at Location (d), information can be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

For records at Location (e), information can be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231.

For records at Location (f), information can be obtained from: Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

Requestor should provide name, travel order number, if known, and date of travel, in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be address to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual, supervisors, and finance (or accounting) office standard references.

COMMERCE/DEPT-10.

**System name:** Foreign Residence Requirement Waiver Applicants-COMMERCE/DEPT-10.

**System location:** Office of Personnel, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Applicant aliens seeking Departmental support for requests for waivers of the foreign residence requirement of Section 212(e) of the Immigration and Nationality Act, as amended.

**Categories of records in the system:** Name, alien registration number, country of current nationality, date and place of birth, education, dates and places of entry and type of visa for each entry into the U.S., location and dates of foreign residence between entries, date of acquisition of exchange-visitor status, dates and places of residence in the United States and in the country of the exchange-visitor's nationality, place of intended residence in the U.S., current residence and telephone number, prospective U.S. employer, report of sponsors0 of the exchange visit on the request for waiver, and reasons for request of waiver.

**Authority for maintenance of the system:** 8 U.S.C. 1182(e).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Forwarding of requests and supporting documentation with recommendation for waiver to the State Department. Forwarding of names of applicants to Exchange Visitor Program Sponsors and countries of nationality. Also see routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Indexed alphabetically by name and calendar year of receipt of application.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained for nine years and then destroyed.

**System manager(s) and address:** Director, Office of Personnel, Room 5119, 14th and Constitution Avenue, N.W., Washingtonm D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Departmental Office of Organization and Management Systems, OS, Main Commerce Building, Washington, D.C. 20230. Requestor should provide name, date of application, and alien registration number, in accordance with inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Applicant, U.S. employer, Exchange Visitor Program sponsor, and embassy of country of nationality.

COMMERCE/DEPT-11.

**System name:** Freedom of Information Act Requests for Records-COMMERCE/DEPT-11.

**System location:** For locations, see paragraph 2, Appendix B, 15 CFR Part 4, Federal Register dated March 12, 1975, as amended, in the Federal Register of June 10, 1975..

**Categories of individuals covered by the system:** Individuals requesting copies of records from the Department of Commerce, including all primary operating units, under the pro- visions of the Freedom of Information Act, as amended.

**Categories of records in the system:** Name, address, and telephone number; description or identification of records requested, furnished, and/or denied; dates of request and response; amount of fees paid, reduced, or waived, if any; payment delinquencies, if any; petitions of indigency; appeals of denials; final determinations; and names and titles of denying officials and determining officials.

**Authority for maintenance of the system:** Freedom of Information Act, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Annual Report to the Congress under section (d) of the Freedom of Information Act, as amended, and available for public inspection at all times. Also see routine use paragraphs of the Prefatory Statement hereto.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Indexed chronologically by date received.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained in accordance with the Organizations' Records Disposal Schedule.

**System manager(s) and address:** The head of each Freedom of Information Act Control Desk listed by organizational component and address in paragraph 2, Appendix B, 15 CFR Part 4 is the System Manager for the records at that location.

**Notification procedure:** See Appendix B to the Privacy Act rules of the Department as published in this issue of the Federal Register for title and address of the responsible Privacy Officer. Requestor should provide name, address, and date or appropriate month and year in which the FOIA request was made.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals and Department officers and employees engaged in processing or making determinations with respect to FOIA requests.

COMMERCE/DEPT-12.

**System name:** Investigative Records-Contract and Grant Frauds and Employee Criminal Misconduct-COMMERCE/DEPT-12.

**System location:** Departmental Office of Investigations and Security, OS, Main Commerce Building, Washington, D.C. 20230.

**Categories of individuals covered by the system:** When under or having been under investigation for suspected violation of criminal lawspast and present employees; employees and principal officers of contractors used by the Department; and principal officers and employees of organizations, firms, or institutions which are recipients or beneficiaries of grants, loans, or loan guarantee programs of the Department.





**Categories of records in the system:** Name; address; date and place of birth; citizenship; physical characteristics; employment and military service history; credit references and credit records; education; medical history; arrest records; Federal employee's relatives; dates and purpose of visits to foreign countries; passport numbers; names of spouses, relatives, references, and personal associates; activities; and conflict of interest, security, and suitability for employment.

**Authority for maintenance of the system:** Executive Order 11652; Title 18 U.S.C., including sections 201, 209, 287, 508, 602, 641, 643, 653, 654, 1001, 1719, 1913, 2071, and 2073.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Locked cabinets in secured rooms or in guarded building, and used only by authorized screened personnel.

**Retention and disposal:** Investigative records are retained until cases are closed; other records are disposed of in accordance with the provision of the unit's Records Central Schedule.

**System manager(s) and address:** Director, Office of Investigatives and Security, OS, Main Commerce Building, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (j)(2), all information about an individual in the record which meets the criteria stated in 5 U.S.C. 552a (j)(2) are exempted from the notice, access, and contest requirements of the agency regulations and from all parts of 5 U.S.C. 552a except subsections (b), (c)(1) and (2), (e) (4)(A) through (F), (e)(6), (7),(9), (10), and (11), and (i) and pursuant to 5 U.S.C. 552a (k)(1), (k)(2) and (k)(5), on condition that the 5 U.S.C. 552a (j)(2) exemption is held to be invalid, all information and material in the record which meets the criteria of these three subsections are exempted from the notice, access, and contest requirements under (5 U.S.C. 552a (c) (3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations.

The exemption of this information and material is necessary in order to accomplish this law enforcement function of the agency, to prevent disclosure of classified information as required by Executive Order 11652, to assure the protection of the President, to prevent subjects of investigation from frustrating the investigatory process, to prevent the disclosure of investigative techniques, information, and to avoid endangering these sources and law enforcement personnel.

COMMERCE/DEPT-13.

**System name:** Investigative Records-Persons Associated with the Department, Excepting CSC Employee Records-COMMERCE/DEPT-13.

**System location:** Departmental Office of Investigations and Security, OS, Main Commerce Bldg., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Nominees, members, and former members of public advisory committees, trade missions, and export councils; research associates; and guest workers. Employees of contractors used, or which may be used, by the Department on national security classified projects. Principal officers of some contractors used, or which may be used by the Depart- ment. Principal officers and some employees of organizations, firms, or institutions which are recipients or beneficiaries, or prospective recipients or beneficiaries, of grants, loans, or loan guarantee programs of the Department.

**Categories of records in the system:** Name; address; date and place of birth; citizenship; physical characteristics; employment and military service history; credit references and credit records; education; medical history; arrest records; Federal employee relatives; dates and purpose of visits to foreign countries; passport numbers; names of spouses, relatives, references, and personal associates; activities; and conflict of interest, security, and suitability materials.

**Authority for maintenance of the system:** Executive Orders 10450, 11478, 11652; 5 U.S.C. 7531-32; and Equal Employment Act of 1972.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Locked cabinets in secure rooms in guarded building, and used only by authorized screened personnel.

**Retention and disposal:** Investigative records are retained until cases are closed; other records are disposed of in accordance with the provision of the unit's Records Central Schedule.

**System manager(s) and address:** Director, Office of Investigatives and Security, OS, Main Commerce Building, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (k) (1), (k) (2) and (k) (5), all information and material in the record which meets the criteria of these subsections are exempted from the notice, access, and contest requirements under (5 U.S.C. 552a (c) (3), (d), (e) (1), (e) (4) (G), (H), and (I) and (f)) of the agency regulations because of the necessity to exempt this information and material in order to accomplish this law enforcement function of the agency, to prevent disclosure of classified information as required by Executive Order 11652, to assure the protection of the President, to prevent subjects of investigation from frustrating the investigatory process, to prevent the disclosure of investigative techniques, to fulfull commitments made to protect the confidentiality of information, and to avoid endangering these sources and law enforcement personnel.

COMMERCE/DEPT-14.

**System name:** Litigation, Claims, and Administrative Proceeding Records- COMMERCE/DEPT-14.

**System location:** a. For matters involving EDA: Office of Chief Counsel, EDA, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

b. For matters involving MARAD: Maritime Administration, Office of General Counsel, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

c. For matters involving NBS: National Bureau of Standards, Office of Legal Adviser, Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

d. For matters involving NOAA: National Oceanic and Atmospheric Administration, Office of General Counsel, 6010 Executive Boulevard, Rockville, Maryland 20852.

e. For matters involving PAT-TM: Patent and Trademark Office, Office of the Solicitor, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

f. For matters involving SESA: Social and Economic Statistics Administration, Associate Administrator for Administration, Federal Building 3, Washington, D.C. 20233.

g. For all other matters: Office of the General Counsel, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Persons making claims or bringing actions against the Department and persons the subject of the Department's claims and actions, including tort and property claims and civil contract issues (but excluding Federal Employee Compensation Act claimants). Persons suspected of violations of criminal and civil statutes in connection with Departmental programs and activities. Persons the subject of administrative proceedings where the Department is involved.

**Categories of records in the system:** Names, addresses, statements of claims and analyses thereof, investigatory reports, opinions of law, and pleadings, motions, depositions, rulings, opinions, and other litigation documentation.

**Authority for maintenance of the system:** 5 U.S.C 301; 44 U.S.C Section 3101; 42 U.S.C 3211; 31 U.S.C. 240; 28 U.S.C. 171; 28 U.S.C 1346(b), and all other authorities of the Department.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are disposed of according to unit's Record Control Schedule.

**System manager(s) and address:** For records at Location (a): Chief Counsel, Economic Development Administration, Department of Commerce, Washington, D.C. 20230.

For records at Location (b): General Counsel, Maritime Administration, Washington, D.C. 20230.



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For records at Location (c): Legal Adviser, National Bureau of Standards, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

For records at Location (d): General Counsel, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

For records at Location (e): Solicitor, Patent and Trademark Office, Arlington, Virginia 22202.

For records at Location (f): Associate Administrator for Administration, Washington, D.C. 20233.

For records at Location (g): General Counsel, U.S. Department of Commerce, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (k)(2) and (k)(5), all investigatory material in the record which meets the criteria of these sub- sections is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations in order for the Department's legal staff to properly perform its functions.

COMMERCE/DEPT-15.

**System name:** Private Legislation Claimants-Central Legislative Files-COMMERCE/DEPT-15.

**System location:** Office of the General Counsel, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.20230.

**Categories of individuals covered by the system:** Individual claimants against the government seeking remedy through private relief bills in patent, contract, employee compensation, and other similar areas which involve the Department.

**Categories of records in the system:** Draft and formal relief bills, statements, and information as to the basis and validity of the claim, and correspondence with the claimant and the sponsor of the legislation.

**Authority for maintenance of the system:** 5 U.S.C. 301, Act of February 4, 1903, 32 STAT. 825.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** iled alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained according to the Office's Records Control Schedule.

**System manager(s) and address:** Assistnt General Counsel, Legislation, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name, social security number, date of claim, and name of bill, if any, pursuant to the inquiry provisions of the Department's Rules published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject claimaint; records of units of the Department primarily involved in the transaction; service or application on which the claim is founded; and the sponsoring member of Congress.

COMMERCE/DEPT-16.

**System name:** Property Accountability Files-COMMERCE/DEPT-16.

**System location:** a. Supply Management Division, Maritime Administration, Washington, D.C. 20230.

b. All libraries of the Department. For listing, see Directory of Libraries in the United States Department of Commerce, 1972, Department of Commerce, Washington, D.C., or American Library Directory, biennial, R.R. Bowker Company, New York City.

**Categories of individuals covered by the system:** Employees, general public, institutions, and anyone who charges out books or other materials.

**Categories of records in the system:** Name, address or organizational unit, telephone number, title of book, and identification of property or equipment.

**Authority for maintenance of the system:** 5 U.S.C. 301; 44 U.S.C. 3101; 40 U.S.C. 481-92.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal files cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained until property is accounted for, then disposed of in accordance with unit's Record Control Schedule.

**System manager(s) and address:** For records at Location (a): Chief, Supply Management Division, Maritime Administration, Washington, D.C. 20230.

For records at Location (b): the head of the respective library.

**Notification procedure:** For records at Location (a): Director, Departmental Office of Organization and Management Systems, OS, Main Commerce Building, Washington, D0C. 20230.

For records at Location (b): Address communication to the library's parent organization (e.g., National Bureau of Standards) Attention: Privacy Officer, or use the Privacy Officer's Official position title and address as listed in Appendix B to the Depart- ment's rules which are published in this issue of the Federal Register.

Requestor should provide name and address pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual, book cards, and supply person providing the equipment.

COMMERCE/DEPT-17.

**System name:** Records of Cash Receipts-COMMERCE/DEPT-17.

**System location:** a. For Departmental offices, DIBA, OMBE, USTS, and EDA: Office of Financial Management Services (Receipts and Distribution Section), OS, U.S. Department of Commerce, 14th and Constitution Ave., N.W., Washington, D.C. 20230.

b. For MARAD: Maritime Administration, Office of Budget and Program Analysis (Division of Accounts), 14th and Constitution Ave., N.W., Washington, D.C. 20230.

c. For NOAA: National Oceanic and Atmospheric Administration, Assistant Administrator for Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

d. For PAT-TM: Patent and Trademark Office, Office of Finance, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

e. For SESA: Social and Economic Statistics Administration, Associate Administrator for Administration, Federal Building 3, Washington, D.C. 20233.

**Categories of individuals covered by the system:** Persons paying for goods or services, reimbursing overpayments, or otherwise delivering cash to the Department.

**Categories of records in the system:** Individual's name, the goods or service purchased, amount, date, check number, division or office, bank deposit, treasury deposit number.

**Authority for maintenance of the system:** 31 U.S.C. 66(a).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual and machine-readable.

**Retrievability:** Name and/or account or case number.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Permanently maintained.





**System manager(s) and address:** For records at Location (a); Director, Office of Financial Management Services, U.S. Department of Commerce, Washington, D.C. 20230.

For records at Location (b): Chief, Division of Accounts, Maritime Administration, Washinton, D.C. 20230.

For records at Location (c): Assistant Administrator for Administration, National Oceanic and Atmospherice Administration, 6010 Executive Boulevard, Rockville, Maryland 20852.

For records at Location (d): Director, office of Finance, Patent and Trademark Office, Washington, D.C. 20231.

For records at Location (e): Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230;

For records at Location (b), information may be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230;

For records at Location (c), information may be obtained from: Assisrant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852;

For records at Location (d), information may be obtained from: Assistant Commissioner for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

Requestor should provide name, address, date of receipt, and check number or case number pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Notification procedure:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual.

COMMERCE/DEPT-18.

**System name:** Unfair Labor Practice Charges/Complaints-COMMERCE/DEPT-18.

**System location:** a. For employees of Departmental Offices, EDA, NFPCA, OMBE, and Regional Action Planning Commissions: Office of Personnel, OS, U.S. Department of Commerce, 14th & Constitution Ave., N.W., Washingtoo, D.C. 20230.

b. For Employees of DIBA: Domestic and International Business Administration, Office of Personnel, (Employee Relations Division), 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

c. For employees of MARAD: Maritime Administration, Office of Personnel, 14th and Constitution Ave., N.W., Washington, D.C. 20230.

d. For employees of NBS: National Bureau of Standards, Personnel Division (Employee Relations and Development Section), Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234).

e. For employees of NOAA: National Oceanic and Atmospheric Administration, Personnel Division, (Labor Management Relation Section), 6010 Executive Boulevard, Rockville, Maryland 20852.

f. For employees of PAT-TM: Patent and Trademark Office, Office of Personnel, (Employee Relations Division), 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

g. For employees of SESA: Social and Economics Statistics, Personnel Division, (Employee Relations Services Branch), Federal Building 3, Washington, D.C. 20233.

**Categories of individuals covered by the system:** Commerce employees filing unfair labor practice charges/complaints.

**Categories of records in the system:** Formal charge and complaint; name, address, and other personal information about complainant, transcript of hearing (if held), and information about other personnel in complainant's work unit, as relevant.

**Authority for maintenance of the system:** Executive Order 11491, as amended; Rules and Regulations of the Assistant Secretary of Labor for Labor Management Relations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Information is also Transmitted to investigative officials of the Department of Labor as well as to the Federal Labor Relations Council for settlement of the complaint or appeal.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Name and Docket or Case number.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** For records at Location (a): Labor Relations Officer, Office of Personnel, U.S. Department of Commerce, Washington, D.C0 20230;

For records at Location (b): Chief, Employee Relations Division, Office of Personnel, Domestic and International Business Administration, Washington, D.C. 20230;

For records at Locatioo (c): Chief, Office of Personnel, Maritime Administration, Washington, D.C. 20230.

For records at Location (d): Chief, Employee Relations and Develop- ment Section, Personnel Division, National Bureau of Standards, Administration Building, Gaithersburg, Maryland (P.O. Washington, D.C. 20234);

For records at Location (e): Chief, Labor Management Relations Section, Personnel Division, National Oceanic and Atmospheric Administration, 6010 Executive Blvd., Rockville, Maryland, Maryland 20852;

For records at Location (f): Chief, Employee Relations Division, Office of Personnel, Patent and Trademark Office, Washington, D.C. 20231;

For records at Location (g): Chief, Employee Relations and Services Branch, Personnel Division, Social and Economic Statistics Admini- tration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** For records at Location (a), information may be obtained from: Director, Office of Organization and Management Systems, OS, U.S. Department of Commerce, Washington, D.C. 20230;

For records at Location (b), information may be obtained from: Director, Office of Management and Systems, Domestic and International Business Administration, Washington, D.C. 20230;

For records at Location (c), information may be obtained from: Secretary, Maritime Administration, Washington, D.C. 20230;

For records at Location (d), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Gaithersburg, Maryland (P.O. Washington, D.C. 20234);

For records at Location (e), information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852;

For records at Location (f), information may be obtained from: Assistant Commission for Administration, U.S. Patent and Trademark Office, Washington, D.C0 20231.;

For records at Location (g), information may be obtained from: Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233. Requestor should provide name, social security number, date of complaint, and organizational unit in which employed at the time of the complaint, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject complainant, colleagues and supervisors of complainant and management officials.

COMMERCE/DEPT-19.

**System name:** Visitor Logs and Permits for Facilities Under Department Control-COMMERCE/DEPT-19.

**System location:** a. Maritime Administration: Beaumont Reserve Fleet, Beaumont, Texas; James River Reserve Fleet, Fort Eustis, Virginia; Reserve Fleet Division Office, New York City, New York;Suisan Bay Reserve Fleet, Benicia, California; and U.S. Merchant Marine Academy, Kings Point, New York.

b. National Bureau of Standards: Security Office, Administration Building, Rockville, Maryland 20234; and Security Office, Radio Building, NBS, Boulder, Colorado 80302.

**Categories of individuals covered by the system:** Non-Federal visitors, Federal personnel entering facilities after duty hours, and employees seeking parking and firearm permits.



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**Categories of records in the system:** Name, address, place of birth, citizenship, physical characteristics, purpose of visit, affiliation, time in and time out, and as appropriate: license numbers; and records of violations.

**Authority for maintenance of the system:** 5 U.S.C. 301; 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name, or date and time.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained on site for five years, then disposed of in accordance with unit's Record Control Schedule.

**System manager(s) and address:** For records at Location (a): Security Officer, respective Reserve Fleet address; Reserve Fleet Division Reception Office Chief, Reserve Fleet Division, New York City, New York; and Special Assistant to Superintendent, U.S. Merchant Marine Academy, Commandant's Department, Kings Point, New York.

**System manager(s) and address:** For records at Location (b): Security Officer, Chief, Administrative Services Division, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** For records at Location (a), information may be obtained from: Secretary, Maritime Administration, Main Commerce Building, Washington, D.C. 20230.

For records at Location (b), information may be obtained from: Associate Director for Administration, National Bureau of Standards, Administration Building, Washington, D.C. 20234.

Requestors should provide name and address, date of visit or type of permit, as appropriate, in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals and employers.

COMMERCE/DIBA-1.

**System name:** Individuals Identified in Export Administration Compliance Proceedings or Investigations-COMMERCE/DIBA-1.

**System location:** Office of Export Administration, DIBA, 14th Street & Constitution Ave. N.W., U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals identified in an export administration compliance proceeding or investigation. Individuals alleged to have violated the Export Administration regulations; established violators of the regulations; certain other individuals identified by the FBI or other investigating agency or individual in the investigative process such as those involved in organized crime; and individuals who have received warning letters.

**Categories of records in the system:** Reports from F.B.I., other law enforcement or investigative agencies, investigators, or informants; investigative and intelligence data; documented violations; warning letters. Includes any information on alleged or proven violators of the Export Administration Act.

**Authority for maintenance of the system:** Export Administration Act of 1969 (50 U.S.C. App. 2401 et seg.), as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in paper form.

**Retrievability:** Information filed by case or subject file. All names are cross- referenced by name card file.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained for a reasonable period of time. Disposition is recorded.

**System manager(s) and address:** Director, Compliance Division, Office of Export Administration, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (j)(2), all information about an individual in the record which meets the criteria stated in 5 U.S.C. 552a (j)(2) are exempted from the notice, access and contest requirements of the agency regulations and from all parts of 5 U.S.C. 552a except subsections (b), (c)(1) and (2), (e) (4) (A) through (F), (e)(6), (7), (9), (10), and (11), and (i), and pursuant to 5 U.S.C. 552a (k)(2) on condition that the 5 U.S.C. 552a(j)(2) exemption is held to be invalid, all investi- gatory material in the record which meet the criteria stated in 5 U.S.C. 552a (k)(2) are exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations because of the necessity to exempt this information and material in order to accomplish this law enforcement function of the agency, to prevent subjects of investigation from frustrating the investigatory process, to prevent the disclosure of investigative techniques, to fulfill commitments made to protect the confidentiality of sources, to maintain access to sources of information, and to avoid endangering these sources and law enforcement personnel. Section 7(c) of ths Export Administration Act of 1969, as amended, also protects this information and material from disclosure.

COMMERCE/DIBA-2.

**System name:** Individuals Involved in Export Transactions-COMMERCE/DIBA-2.

**System location:** Office of Export Development, DIBA, U.S. Department of Commerce, 14th St. and Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals involved in export transactions. Information primarily is maintained on foreign companies and business officials, but includes U.S. citizens involved with or working for firms abroad.

**Categories of records in the system:** World Trade Directory Reports, reports and cables from U.S. foreign service posts, reports from investigative agencies.

**Authority for maintenance of the system:** 50 U.S.C. App. 2401 et seq. (Export Administration Act of 1969 as amended).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by individual's name.

**Safeguards:** Barlocked metal cabinets with combination. Some material is maintained in safes.

**Retention and disposal:** Disposed of after 5 years.

**System manager(s) and address:** Director, Export Information Division, Office of Export Develop- ment, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (2), law enforcement investigatory material is exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e) (4) (G), (H) an0d (I) and (f), to the extent the disclosure of such material would reveal the identity of a confidential source of information, in order to maintain the ability to obtain necessary information and to fulfill commitments made to sources that their identities would be kept confident.

Pursuant to 5 U.S.C. 552a(k) (1), material which is classified is exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e) (4) (G), (H) and (I) and (f) to prevent disclosures detrimental to national defense or foreign policy.

COMMERCE/DIBA-3.

**System name:** Individuals Involved in International Business Trade Complaints- COMMERCE/DIBA-3.

**System location:** Office of Export Development, DIBA, U.S. Department of Commerce, 14th St. and Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals filing trade complaints (business disputes) against foreign firms, or against whom foreign firms file complaints through U.S. Embassies.

**Categories of records in the system:** Complaint and supporting documentation, record of the handling and disposition of the complaint,





and third party information (bank references, information obtained from other parties to the transaction, and commercial contacts of the individual).

**Authority for maintenance of the system:** 15 U.S.C. 1512.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Also foreign governments obtain information on the disputants in order to check reliability of the firms involved, and Foreign firms involved in the dispute obtain information. This information is supplied to the foreign governments and foreign firms through the Department of State. The Department of State also uses information to check the credibility of the foreign firms involved in a dispute. Information is released to other executive branch agencies e.g., SBA, USDA, when a party to the dispute falls within their area of jurisdiction in an attempt to solve the dispute.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Name of American party to the dispute.

**Safeguards:** Metal cabinets with bar and combination lock.

**Retention and disposal:** Permanent.

**System manager(s) and address:** Director, Office of Export Development, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (1), material which is classified is exempted from 5 U.S.C. 552a(c)(3), (d), (e)(1), (e) (4) (G), (H) and (I) and (f), to prevent disclosures detrimental to national defense or foreign policy.

COMMERCE/DIBA-4.

**System name:** Members of U.S. Trade Missions-COMMERCE/DIBA-4.

**System location:** Office of International Marketing, DIBA, 14th St. and Constitution Ave. N.W., U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals who are members of United States Trade Missions sponsored by the Department.

**Categories of records in the system:** Home address, date and place of birth, photographs, brief career history, social security number, citizenship, names of close relatives, and previous residences.

**Authority for maintenance of the system:** Delegation of Authority, dated June 25, 1962 from United States Information Agency under Section 5 (e) of Executive Order 11034 of June 25, 1962, as amended by Executive Order 11380 of November 8, 1967, insofar as said delegation pertains to U.S. participation in trade missions abroad under the Mutual Educational and Cultural Exchange Act of 1961, as amended (22 U.S.C. 2451 et seg.).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** By promotion theme of trade mission, location of trade mission and individual's name.

**Safeguards:** Records are locked in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** File is retained for three years and then destroyed.

**System manager(s) and address:** Director, Special Activities Division, Office of International Marketing, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Management and Systems, DIBA, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name and location of trade mission and individual's name pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual and individual's company.

COMMERCE/DIBA-5.

**System name:** Membership Information: District and Regional Export Councils- COMMERCE/DIBA-5.

**System location:** Office of Export Development, President's Export Council Staff, 14th St. and Constitution Ave. N.W., U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Present, former and potential members of the District Export Councils and Regional Export Councils.

**Categories of records in the system:** Address, date and place of birth, brief career history, education, special qualifications for appointment, and record of appointment. Miscellaneous material such as photographs, press releases and resumes are maintained on some members.

**Authority for maintenance of the system:** 15 U.S.C. 1512.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name of committee or may be filed by name of individual.

**Safeguards:** Records are located in lockable metal file cabinets or in metal cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Retained for active councils. Retired when councils terminate.

**System manager(s) and address:** Director, Office of Management and Systems, DIBA, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Management and Systems, DIBA, Room 3100, U. S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of individual and council pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual and individual's company.

COMMERCE/DIBA-6.

**System name:** National Defense Executive Reserve Personnel Folders-COMMERCE/DIBA-6.

**System location:** Office of Industrial Mobilization, Bureau of Domestic Commerce, DIBA, 14th St. and Constitution Ave. N.W., U.S. Department of Commerce, Washington, DC. 20230 and Office of Export Administration, Bureau of East-West Trade, 14th St. and Constitution Ave. N.W., U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals from the business community selected to assume responsibility for industrial production, construction, and distribution in the event of national emergencies.

**Categories of records in the system:** Security clearance and investigation data, statement of under- standing, request for appointment, appointment affidavits, and biographical data.

**Authority for maintenance of the system:** E.O. 11179 of September 22, 1964.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper forms and index cards.

**Retrievability:** Filed alphabetically by individual's name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.



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**Retention and disposal:** Retained until two years after individual's resignation or death and then discarded.

**System manager(s) and address:** Director, Office of Industrial Mobilization, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

Emergency Planning Officer, Bureau of East-West Trade, Office of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Management and Systems, DIBA, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of individual pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

COMMERCE/DIBA-7.

**System name:** Overseas Assignments for DIBA's Office of Field Operations- COMMERCE/DIBA-7.

**System location:** Office of Field Operations, Domestic and International Business Administration, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Trade Specialists employed by DIBA's District Offices and Regional Offices and Trade Specialists on Overseas Assignment.

**Categories of records in the system:** Form DIB-716 'Overseas Assignments Data (OFO Personnel Only)'. This form contains information on date of birth, U.S. Passport Type and No., position title, grade, private business experience, previous U.S. Government overseas assignments, foreign language proficiency, etc.

**Authority for maintenance of the system:** The delegation of authority, dated June 25, 1962, from the United States Information Agency under Section 5 (e) of Executive Order 11034 of June 25, 1962, as amended by Executive Order 11380 of November 8, 1967, insofar as said delegation pertains to U.S. participation in trade missions abroad under the Mutual Educational and Cultural Exchange Act of 1961, as amended (22 U.S.C. 2451 et seg.) The foreign Assistance Act of 1961, as amended (22 U.S.C. 2151 et seg.), and Section 302 of Executive Order 10973 of November 3, 1961, issued pursuant thereto, relating to drawing the attention of private enterprise to investment opportunities abroad.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders.

**Retrievability:** Filed by name or geographic district or region.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Indefinitely.

**System manager(s) and address:** Deputy National Export Markerting Director, Office of Field Operations, DIBA, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Management and Systems, DIBA, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of individual and assignment location pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

COMMERCE/EDA-1.

**System name:** Applicants Resumes For EDA-Funded Planning Grantee Positions- COMMERCE/EDA-1.

**System location:** Office of Development Organizations, EDA, U.S. Department of Comemrce, 14th St. & Constitution Ave., N.W., Washington, D.C. 20230 and the following Regional Offices: Atlantic-600 Arch Street, Room 10424, Philadelphia, Pa. 19106; Midwestern-32 West Randolph Street, Room 1025, Chicago, Illinois 60601; Rocky Mountain-Suite 505, Title Building, 909 17th Street, Denver, Colorado 80202; Southeastern-Suite 555, 1401 Peachtree Street, N.E., Atlanta, Georgia 30309; Southwestern-American Bank Tower, Suite 600, 221 West 6th Street, Austin, Texas 78701; and Western-Lake Union Building, Suite 500, 1700 West Lake Avenue North, Seattle, Washington 98109.

**Categories of individuals covered by the system:** Applicants for planning grantee positions funded by EDA.

**Categories of records in the system:** Contains name; address; telephone number; education; work experience; references.

**Authority for maintenance of the system:** 42 U.S.C. 3151, 3152, 3211.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Maintained in metal file cabinets in a secure office or in secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Disposed of at systems manager's request.

**System manager(s) and address:** Director, Office of Development Organizations, EDA, U.S. Department of Commerce, 14th St. & Constitution Ave., N.W., Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Public Affairs, EDA, U.S. Department of Commerce, Room 7019, 14th St. and Constitution Ave., N.W., Washington, D.C. 20230. Requestor should provide: name, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual.

COMMERCE/EDA-2.

**System name:** Indian Industrial Development Intern Records-COMMERCE/EDA-2.

**System location:** Special Assistant for Indian Affairs, EDA, U.S. Department of Commerce, 14th St. & Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Indians who participated in Industrial Development Intern Program.

**Categories of records in the system:** School transcripts; previous employment records; training records; performance evaluations by participating industrialists; employment records since completion of program.

**Authority for maintenance of the system:** 42 U.S.C. 3211.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed chronologically by years and alphabetically by individual names and states.

**Safeguards:** Maintained in metal file cabinets in a secure office or in secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Disposed of when 5 years old.

**System manager(s) and address:** Special Assistant for Indian Affairs, EDA, U.S. Department of Commerce, 14th St. & Constitution Ave., N.W., Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Director, Office of Public Affairs, EDA U.S. Department of Commerce, 14th St. and Constitution Ave., N.W., Room 7019, Washington, D.C. 20230. Requestor should provide: name; year(s) participated in the program; and state, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals; sponsoring agencies; participating employers.

COMMERCE/EDA-3.

**System name:** Indian Reservation Economic Development Planners and Applicants Records-COMMERCE/EDA-3.

**System location:** Special Assistant for Indian Affairs, EDA, U.S. Department of Commerce 14th St. & Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Applicants for and those hired as Indian reservation economic development planners.

**Categories of records in the system:** Date and place of birth; marital status; previous employment; training information; schooling; arrest record; performance evaluations of planners on the job.

**Authority for maintenance of the system:** 42 U.s.C. 3211.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by region, reservation, state, and planner's name.

**Safeguards:** Maintained in metal file cabinets in a secure office or in secured premises with acces limited to those whose official duties require access.

**Retention and disposal:** Disposed of after one year.

**System manager(s) and address:** Special Assistant for Indian Affairs, EDA, Department of Commerce, 14th St. & Constitution Ave., N.W., Washington, D.C. 20230.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (5), the interview notes, correspondence, and other investigatory material in this records system which would reveal the identity of a confidential source are exempted from the access and contest requirements of the agency procedures (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H) and (I) and (f)). Sources of information in the system have been explicitly promised that their identity will be kept confidential. These information sources are necessary in order to select the best qualified applicants for positions. This exemption is made in accordance with agency rules published in the rules section of this Federal Register.

COMMERCE/IATC-1.

**System name:** Auditor Trainee Registrants-COMMERCE/IATC-1.

**System location:** Interagency Auditor Training Center, Woodmont Building, 8120 Woodmont Avenue, Bethesda, Maryland 20014.

**Categories of individuals covered by the system:** Individuals, past and present, who have registered as an enrollee at the Training Center.

**Categories of records in the system:** &Name; date of birth; social security number; phone; address; occupation; position; grade level; and education.

**Authority for maintenance of the system:** Government Employees Training Act of 1958; Executive Order 11348, April 20, 1976; and Intergovernmental Cooperation Act of 1968 (P.L. 90-557).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in flie floders.

**Retrievability:** Indexed by name and year of attendance.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are maintained indefinitely.

**System manager(s) and address:** Director, IATC, Woodmont Building, Room 607, 8120 Woodmont Avenue, Bethesda, Maryland 20014.

**Notification procedure:** Information may be obtained from: address same as above. Requestor should provide name and dates of attendance pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: Director, Office of Organization and Management Systems, OS, Department of Commerce, Washington, D.C. 20230.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Individuals on whom the record is maintained:

COMMERCE/MA-1.

**System name:** Applications to U.S. Merchant Marine Academy (USMMA)-COMMERCE/MA-1.

**System location:** Office of Admissions, U.S. Merchant Marine Academy, Kings Point, Long Island, N.Y. 11204.

**Categories of individuals covered by the system:** Applicants for admission to the Academy.

**Categories of records in the system:** Contains name; address; name of nominating Congressman and his congressional district; social security number; citizenship; color of hair and eyes; sex; marital status; scholastic background; names of relatives who attended the Academy; high school record; personality record (compiled by high school authorities); seaman's experience; military service data; and biographical sketch. (Form: KP 2-65).

**Authority for maintenance of the system:** Merchant Marine Act of 1936; 46 U.S.C 216 (b)(1) (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name..

**Safeguards:** Access to and use of these records is limited to those persons whose official duties require such access. Personnel screening is employed to prevent unauthorized disclosure.

**Retention and disposal:** If admitted, the application becomes part of the Midshipman's Personnel Record for permanent retention. The file is transferred to the Federal Records Center after 5 years. If not admitted, it is retained for one year and destroyed.

**System manager(s) and address:** Director, Office of Admissions, see address above.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k)(5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k)(5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintain access to sources of information which are necessary to determine applicant's suitability for civilan employment and military service.

COMMERCE/MA-2.

**System name:** Cadet Files, State Merchant Marine Academies-COMMERCE/MA-2.

**System location:** Office of Maritime Manpower, Maritime Administration, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Current and former cadets enrolled in the State Maritime Academies.

**Categories of records in the system:** Name; date of birth; marital status; number of dependents; military service; number of arrests and convictions; date of change in pay; reenrollment or reinstatement; disenrollment; non-subversive activities; no-strike statement; and date of graduation.

**Authority for maintenance of the system:** 46 U.S.C 1383,1387 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.







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**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are located in lockable file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** The records are transferred to the Federal Records Center one year after graduation or termination and disposed of 60 years after date of enrollment.

**System manager(s) and address:** Director, Office of Maritime Manpower, see address above.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C., 20230. Requestor should provide Cadet's name and State School attended, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The subject student.

COMMERCE/MA-3.

**System name:** Citizenship Statements and Affidavits-COMMERCE/MA-3.

**System location:** Division of Reserve Fleet, Room 6628, U.S. Department of Commerce, Washington, D.C. 20230, for bidders on surplus vessels; and Citizenship Officer, Office of the General Counsel, MA, Room 4898, U.S. Department of Commerce, Washington, D.C. 20230, for all other programs.

**Categories of individuals covered by the system:** Officers and shareholders of non-personal applicants and individual applicants.

**Categories of records in the system:** Name; date and place of birth; nationality; and nationalization data.

**Authority for maintenance of the system:** Merchant Marine Act of 1936; 46 U.S.C. 11,802, 803, 1114 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by applicants name; name of individual or vessel name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** The records are transferred to the Federal Records Center after 5 years where they are retained indefinitely.

**System manager(s) and address:** Chief, Divison of Reserve Fleet and Citizenship Office, Office of the General Counsel, addresses are same as above.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of applicant, or name of individual, or name of vessel, the program under which filed and the date, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The applicant and the individual.

COMMERCE/MA-4.

**System name:** General Agent's Protection and Indemnity and Record Seaman's Insurance: WSA and NSA-COMMERCE/MA-4.

**System location:** Office of Marine Insurance, Room 3618, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individuals (e.g., seamen, passengers, stevedores) filing claims against general agents for death, disability, loss of personal effects, detention and repatriation and property damage.

**Categories of records in the system:** Claimant's name; address; mariner's document number; sea service record; disciplinary records; selective service classification; names of parents; marriage and divorce data; social security number; alien registration and citizenship data; medical information; next- of-kin; wages per month; birth date; witness statements; investi- gator's report; names of counsel; and executors and administrators of estates. (Forms: MA-574, MA-570, MA-26 and 27).

**Authority for maintenance of the system:** Merchant Marine Act of 1936; 46 C.F.R. 320 (1974); 5 U.S.C. 301, 302 (1970); 44 U.S.C. 3101 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate and award money for filed claims, negotiate settlements, to contest or to initiate lawsuits. Users are the Office of Marine Insurance; adjustors and attorneys acting for the government; Office of Federal Employees Compensation in the Department of Labor; and the Marine Index Bureau, 17 Battery Place, N.Y., N.Y. (a contract service centralizing data on seamen claims). Also see the routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by Seaman's name and vessel's name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** The records are transferred to the Federal Records Center after one year where they are retained indefinitely.

**System manager(s) and address:** Director, Office of Marine Insurance, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide Seaman's name, vessel name, and date of incident, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The seaman; his or her attorney; adjustors; investigators; attorneys; Office of Marine Insurance; witness; and the Marine Index Bureau.

COMMERCE/MA-5.

**System name:** Marine Training School Registrants-COMMERCE/MA-5.

**System location:** MA regional offices: Eastern-26 Federal Plaza, New York, N.Y. 10007; Central-701 Loyola Ave., New Orleans, La. 70150; Marine Academy, Kings Point, Long Island, N.Y. 11024.

**Categories of individuals covered by the system:** Each seafarer enrolling in an agency training course.

**Categories of records in the system:** Name; address; position title; owner's document number; social security number; certificate number; sponsoring organization; course completed; date of course completion; course grade; date of birth; and telephone number. (Forms: MA-1005 and 1006A).

**Authority for maintenance of the system:** Merchant Marine Act of 1936; 46 U.S.C. 1126(b) (5) (c) (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In addition to the routine uses referenced in the Prefatory Statement, the information is used by the U.S. Coast Guard for verification of attendance and performance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by student's name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose duties require access.

**Retention and disposal:** The records are transferred to the Federal Records Center one year after Graduation or termination and disposed of 60 years after date of enrollment.





**System manager(s) and address:** Training Facility Registrar where the training was taken, see address above.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name, date and facility attended, course description, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The student and the training instructors.

COMMERCE/MA-6.

**System name:** Medical Records of Seamen Treated in Overseas Military Hospitals- COMMERCE/MA-6.

**System location:** Office of Maritime Manpower, Room 4099, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** All seamen who were treated in Military bospitals overseas during the Vietnam conflict.

**Categories of records in the system:** Name; social security number; name of vessel; medical history; treatment provided; and diagnosis.

**Authority for maintenance of the system:** 5 U.S.C. 301, 302 (1970); 44 U.S.C. 3101 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use in paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of patient.

**Safeguards:** Records are located in lockable file cabinets or in metal file cabinets in secured or secured premises with access limited to those whose whose official duties require access.

**Retention and disposal:** The records are transferred to the Federal Records Center one month after receipt from the military where they are retained indefinitely.

**System manager(s) and address:** Director, Office of Maritime Manpower, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of seaman and approximate dates of treatment, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The seaman, the medical staff of the treating facility.

COMMERCE/MA-7.

**System name:** National Defense Executive Reserve-COMMERCE/MA-7.

**System location:** Division of Emergency Plans, Room 3716, U.S. Department of Commerce, Washington, d.C. 20230.

**Categories of individuals covered by the system:** Nominees and members of the National Defense Executive Reserve.

**Categories of records in the system:** Name; address; date and place of birth; any physical handicap; military service; education; experience in Federal service; present and previous employment; marital status; dates and places of residence since 1937; citizenship; social security number; business and residence telephone numbers; and security clearance. (Form: MA-634).

**Authority for maintenance of the system:** 50 U.S.C. 2153; and E.O. 11179 of September 22, 1964.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.0

**Retention and disposal:** Records are retained while nomination is pending and during the original three year appointment or any three year extension thereof and then destroyed.

**System manager(s) and address:** Chief, Division of Emergency Plans, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The individual, the investigator performing personal and security investigation and sources contacted by the investigator.

COMMERCE/MA-8.

**System name:** Non-Attorney Practitioner Applications and 'Section 807 Reports'- Commerce/MA-8.

**System location:** Office of the Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Those representing others in agency proceedings.

**Categories of records in the system:** Name; address; compensation paid; expenses incurred; exact nature of the representation; education; experience; employment history for last five years; date and place of birth; citizenship; past Federal service; involvement in litigation alleging fraud; and Communist, Fascist, etc. affiliations. (Form: MA-327).

**Authority for maintenance of the system:** Merchant Marine Act of 1936; 46 U.S.C 807 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of practitioner and by name of principal.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to to those whose official duties require access.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Secretary MA/MSB, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, see above address. Requestor should provide name of practitioner, pursuant to the inquiry provision of the Department's Rules as published in this isssue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The practitioner and his or her principal.

COMMERCE/MA-9.

**System name:** Seaman Awards and Nominations, for Service, Valor, etc.-COMMERCE/MA-9.

**System location:** Office of Maritime Manpower, Room 4099, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Seamen nominated for and given awards for service, valor, etc.

**Categories of records in the system:** Name; address; date of birth; mariner's document number; social security number; names of ships



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and dates of service; and possibly: medical information; and personal recommendations. (Forms: MA-1005 and 1006A).

**Authority for maintenance of the system:** Merchant Marine Medals Act; 46 U.S.C. 249 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of seaman or vessel.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are transferred to the Federal Records Center after one year, where they are retained for 75 years with the individual's medical records.

**System manager(s) and address:** Director, Office of Maritime Manpower, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U. S. Department of Commerce, Washington, D.C. 20230. Requestor should provide seaman's name and name of vessel, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The seaman, his or her co-workers and witnesses to incidents.

COMMERCE/MA-10.

**System name:** Seamen's Employment Analysis Records-COMMERCE/MA-10.

**System location:** Division of Data Operations, Room SB-087, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Current and recent merchant seamen.

**Categories of records in the system:** Social security number; date of birth; records of U.S. Coast Guard issued documents; voyage employment information (e.g., port and date signed on); and maritime schools attended.

**Authority for maintenance of the system:** 46 U.S.C. 1122(a) and 1126.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on magnetic tape.

**Retrievability:** Filed by social security number.

**Safeguards:** In addition to technical securities, the records are located in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Basic biographical data are retained indefinitely; discharge records are destroyed two years from date of discharge.

**System manager(s) and address:** Director, Office of Maritime Manpower, Room 4099, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name and social security number pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Magnetic tape is produced from information received from the U.S. Coast Guard.

COMMERCE/MA-11.

**System name:** Seamen's Unclaimed Wages (Vietnam Conflict)-COMMERCE/MA-11.

**System location:** Division of Accounts, Room 3075 and Automated Data Processing Operations Division, Room 1830, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Seamen owed wages for service aboard Government vessels operated by general agents.

**Categories of records in the system:** Name; name of vessel; social security number; employing general agent; and wages due and owing.

**Authority for maintenance of the system:** 31 U.S.C. 65-67 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In addition to routine uses specified in the Prefatory Statement, these records are disclosured to the U.S. Treasury for the purpose of reporting wages owed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and on magnetic tape.

**Retrievability:** Paper records are filed alphabetically by name. Magnetic tape is indexed by social security number.

**Safeguards:** Paper records are secured in lockable metal file cabinets. Magnetic tapes are subject to technical securities. Both forms of records are located in secured areas with access limited to those whose official duties require access.

**Retention and disposal:** Both forms of records are retained until such time the claim is resolved or the wages are disbursed.

**System manager(s) and address:** Chief, Division of Accounts or Chief, Automated Data Processing Operations Division, see above addresses.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name and social security number, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The general agents.

COMMERCE/MA-12.

**System name:** Shipyard Labor Supply and Demand Programs-COMMERCE/MA-12.

**System location:** Automated Data Processing Operations Division, Room SB-087, U.S. Department of Commerce, 20230.

**Categories of individuals covered by the system:** Production workers in selected shipyards.

**Categories of records in the system:** Name; social security number; skill level; seniority; general employment data; age; and shipyards worked.

**Authority for maintenance of the system:** 46 U.S.C. 1121(c) (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on magnetic tape.

**Retrievability:** Filed by social security number.

**Safeguards:** In addition to maintenance of technical securities, the tapes are located in secured areas with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained for one year and destroyed.

**System manager(s) and address:** Director, Office of Maritime Manpower, Room 4099, U.S. Department of Commerce, Washington, D.C. 20230.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name, social security number, badge number and shipyard location, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.





**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Employing shipyard.

COMMERCE/MA-13.

**System name:** Trustees for Ship Sales-COMMERCE/MA-13.

**System location:** Division of Ship Management, Room 6086, U.S. Department of Commerce, Washington, D.C. 20230.

**Categories of individuals covered by the system:** Individual trustees and executives of non-personal entity trustees.

**Categories of records in the system:** Name, address; vessel name; settlor of the trust; detailed financial information on individual trustees; and personal information on executives of corporate, etc. trustees. (Forms: MA-579, MA-580).

**Authority for maintenance of the system:** Shipping Act of 1916; 46 U.S.C. 802 (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of trustee.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are renewed annually and are retained permanently.

**System manager(s) and address:** Chief, Division of Ship Management, see above address.

**Systems exempted from certain provisions of the act:** All investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k)(5) is exempted from the notice, access, and contest requirements (under 5 U.S.C 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintian access to sources of information which are necessary to make determinations or the award of Federal contracts.

COMMERCE/MA-14.

**System name:** USMMA Graduates-COMMERCE/MA-14.

**System location:** Office of External Affairs, U.S. Merchant Marine Academy, Kings Point, N.Y. 11024.

**Categories of individuals covered by the system:** All graduates of USMMA.

**Categories of records in the system:** Name; address (home and business); telephone numbers (home and business); vocation; class year; social security number; employer's name and address; years of maritime service, at sea and ashore; military service; marine licenses; honors and awards; and union affiliation.

**Authority for maintenance of the system:** 46 U.S.C. 1126 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make employment referrals and to compile statistical reports for Congress on the professional progress of the graduates. The user is the Director, Office of External Affairs and his immediate administrative staff, prospective employers, and Members of Congress. Also see the routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and some basic information is on magnetic tape.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access. Records on tape are also subject to technical securities.

**Retention and disposal:** The records have been kept since 1965 on all graduates since 1942. These records are kept indefinitely.

**System manager(s) and address:** Director, Office of External Affairs, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The graduates' questionnaire.

COMMERCE/MA-15.

**System name:** USMMA Midshipmen Account Records-COMMERCE/MA-15.

**System location:** Budget and Accounts Officer, U.S. Merchant Marine Academy, Kings Point, New York 11024.

**Categories of individuals covered by the system:** All current midshipmen.

**Categories of records in the system:** Name, social security number, mailbox number, and all of the debts and credits of the midshipmen to the Academy.

**Authority for maintenance of the system:** The Merchant Marine Act of 1936, 46 U.S.C. 216(b)(4) (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer card.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or in secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Maintained for one year after graduation or separation, and then destroyed.

**System manager(s) and address:** Budget and Accounts Officer, see above address.

**Notification procedure:** Information may be obtained from Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of midshipman and dates of attendance pursuant to the inquiry provisions of the Department's Rules as published in the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The midshipman himself, the suppliers of midshipman equipment, and the Budget and Accounts Office personnel.

COMMERCE/MA-16.

**System name:** USMMA Midshipman Grade Transcripts-COMMERCE/MA-16.

**System location:** U.S. Merchant Marine Academy, Kings Point, N.Y. 11024.

**Categories of individuals covered by the system:** All present and past midshipmen.

**Categories of records in the system:** Name; social security number, courses taken, grades received, and cumulative average.

**Authority for maintenance of the system:** The Merchant Marine Act of 1936; and 46 U.S.C. 216(b) (1) (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Sent to other schools or employers when requested by the midshipman. Users are the midshipman, the Academy registrar, other schools and employers. Also see routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by Midshipman's name.



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**Safeguards:** Records are located in lockable metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Registrar, U.S. Merchant Marine Academy, see above address.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide name of midshipman, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The midshipman, his instructors, the Registrar's Staff.

### COMMERCE/MA-17.

**System name:** USMMA Midshipman Medical Files-COMMERCE/MA-17.

**System location:** Medical Department, U.S. Merchant Marine Academy, Kings Point, New York 11024.

**Categories of individuals covered by the system:** All Midshipmen.

**Categories of records in the system:** Complete medical history prior to and during enrollment at the Academy.

**Authority for maintenance of the system:** The Merchant Marine Act of 1936; and 46 U.S.C. 216(b) (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by midshipman name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or in secured premises with access limited to those whose official duties require access.

**Retention and disposal:** If appointed, record is retained for sixty years; and if not appointed, the record is retained for one year and destroyed.

**System manager(s) and address:** Medical Officer, U.S. Merchant Marine Academy. See above address.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k) (5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c) (3), (d), (e) (1), (e) (4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintain access to sources of information which are necessary to determine suitability for civilian employment and military service.

### COMMERCE/MA-18.

**System name:** USMMA Midshipman Personnel Records- COMMERCE/MA-18.

**System location:** Office of the Commandant of Midshipman, U.S. Merchant Marine Academy, Kings Point, New York 11024.

**Categories of individuals covered by the system:** All current and former midshipmen since inception of the Academy in 1942.

**Categories of records in the system:** Nomination to U.S. Merchant Marine Academy; College Board Scores; high school transcript; name; address; social security number; parent's names and address and occupation; relatives who attended USMMA; number of brothers and sisters; medical report; height; weight; color of hair; color of eyes; complexion; commendations; record of disciplinary cases; resignation notice; graduation certification; and report of deficiencies.

**Authority for maintenance of the system:** The Merchant Marine Act of 1936 and 46 U.S.C. 216(b) (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by midshipman's name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or in secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are maintained permanently.

**System manager(s) and address:** Commandant of Midshipmen, see above address.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k) (5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c) (3), (d), (e) (1), (e) (4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintain access to sources of information which are necessary to determine suitablilty for civilian employment and military service.

### COMMERCE/MA-19.

**System name:** USMMA Non-Appropriated Fund Employees-COMMERCE/MA-19.

**System location:** Department of Administrative Services, U.S. Merchant Marine Academy, Kings Point, N.Y. 11024.

**Categories of individuals covered by the system:** All current and former employees of non-appropriated fund activities since 1970.

**Categories of records in the system:** Name; telephone number; social security number; address; date of birth; height; weight; birthplace; employment history; special qualifications; education summary; references; personnel actions showing positions held and salary paid; insurance coverage; and letters of commendation or reprimand.

**Authority for maintenance of the system:** The Merchant Marine Act of 1936, and 46 U.S.C. 216(b) (1971).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by Midshipman's name.

**Safeguards:** Records are located in lockable metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Head, Department of Administrative Services, see above address.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k)(5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k)(5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintain access to sources of information which are necessary to determine suitability for employment.

### COMMERCE/MA-20.

**System name:** USMMA Service Contractor Employees-COMMERCE/MA-20.

**System location:** Administrative Services Office, U.S. Merchant Marine Academy, Kings Point, N.Y. 11024.

**Categories of individuals covered by the system:** Officers and employees of firms, or individuals, holding service contracts.

**Categories of records in the system:** Name; address; education; experience; professional background; and business references.

**Authority for maintenance of the system:** 5U.S.C. 301; 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by contractor name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.





**Retention and disposal:** The records are retained for one year.

**System manager(s) and address:** Administrative Services Officer and Contracting Officer, Administrative Services Office, see above address.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C 552a(k)(5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k)(5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations in order to fulfill commitments made to protect the confidentiality of sources, and to maintain access to sources of information which are necessary to determine whether to award federal contracts for maintenance and other services. 0

### Commerce/MA-21.

**System name:** Waivers of Liability to Board Reserve Fleet Vessels-Commerce/MA-21.

**System location:** Beaumont Reserve Fleet, Beaumont, Texas; James River Reserve Fleet, Fort Eustis, Virginia; and Suisun Bay Reserve Fleet, Benicia, California.

**Categories of individuals covered by the system:** All individuals boarding Reserve Fleet Vessels.

**Categories of records in the system:** Name, affiliation, date, and signature. (Form: MA-118).

**Authority for maintenance of the system:** 50 U.S.C. 1744-45 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets or metal file cabinets in secured rooms or in secured premise with access limited to those whose official duties require access.

**Retention and disposal:** Records are maintained for three years and then destroyed.

**System manager(s) and address:** The chief of the particular Regional Office: Eastern-26 Federal Plaza, New York, New York 10007; Central-701 Loyola Avenue, New Orleans, Louisiana 70150; Western-450 Golden Gate Avenue, San Francisco, California 94102; and U.S. Merchant Marine Academy-Kings Point, Long Island, New York 11024.

**Notification procedure:** Information may be obtained from: Secretary MA/MSB, Room 3099, U.S. Department of Commerce, Washington, D.C. 20230. Requestor should provide the name of the visitor, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** The subject individual.

### COMMERCE/NBS-1.

**System name:** NBS Guest Workers-COMMERCE/NBS-1.

**System location:** Personnel Division, National Bureau of Standards, U.S. Department of Commerce, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Guest workers pursuing individual scientific or technical projects.

**Categories of records in the system:** Agreement between NBS and guest worker; name; citizenship; social security number; supervisor; arrival and departure dates; date of securtiy assurance; conditions; and facilities to be made available.

**Authority for maintenance of the system:** 31 STAT. 1449 as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets with access limited to those whose official duties require access.

**Retention and disposal:** The records are disposed 5 years after guest worker terminates.

**System manager(s) and address:** Personnel Officer, Administration Building, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide name and approximate date of affiliation, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals; operating officials making the facilities available.

### COMMERCE/NBS-2.

**System name:** Inventors of Energy-Related Processes and Devices-COMMERCE/NBS-2.

**System location:** Office of Energy-Related Inventions, Institute for Applied Technology, National Bureau of Standards, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Inventors submitting ideas for evaluation by NBS; NBS employees signing Statements of Nondisclosure.

**Categories of records in the system:** Name, address, and telephone number of the persons submitting ideas or inventions for evaluation; name and title of NBS employees signing Statements of Nondisclosure.

**Authority for maintenance of the system:** 88 STAT. 1894.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In addition to the routine uses referenced in the Prefatory Statement, the information is used in correspondence with the inventor requesting the evaluation of interested third parties, evaluation of technical and commercial feasibility, reports to the Energy Research and Development Administration, and statistical and analytical data not including restricted information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets; access to all files is restricted to those persons requiring access for evaluation purposes and who have either signed a Statement of Nondisclosure, have permission pursuant to a written contract with NBS, or have written authorization of the legal advisor; an exception to this would be a valid request made under the Freedom of Information Act for information that is not 1) a trade secret or 2) commercial or financial information that is privileged or confidential and therefore falling within the exemption set out in the Act, 5 USC 552 (b)(4).

**Retention and disposal:** Currently all records are retained indefinitely.

**System manager(s) and address:** Chief, Office of Energy-Related Inventions, Institute for Applied Technology, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide name and additional factual data as appropriate, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals.

### COMMERCE/NBS-3.

**System name:** Research Associates-COMMERCE/NBS-3.



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**System location:** Office of Programs, Administration Building, National Bureau of Standards, U.S. Department of Commerce, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Research Associates.

**Categories of records in the system:** Personal history statement, conflict of interest statement, titles of publications authored or coauthored by Research Associates.

**Authority for maintenance of the system:** 31 STAT. 1449 as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets with access limited to those whose official duties require access.

**Retention and disposal:** Records are disposed following the termination of employment of the research associate.

**System manager(s) and address:** Industrial Liaison Officer, Office of Programs, Administration Building, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National BUreau of Standards, Washington, D.C. 20234. Requestor should provide name and approximate date of affiliation, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual

**COMMERCE/NBS-4.**

**System name:** Participants in Clinical Dental Project-COMMERCE/NBS-4.

**System location:** Dental and Medical Materials Section, National Bureau of Standards, U.S. Department of Commerce, Washington, D.C. 20234.

**Categories of individuals covered by the system:** NBS employees and spouses who have volunteered to participate in program.

**Categories of records in the system:** Name; date and place of birth; business address and phone number; drug sensitivity data; dental work limitations; home address and phone number; age; sex; and race.

**Authority for maintenance of the system:** 31 STAT. 1449 as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Indexed by name and project.

**Safeguards:** Records are located in steel file cabinets in secured rooms with access limited to those whose official duties require access.

**Retention and disposal:** Currently records are retained indefinitely.

**System manager(s) and address:** Chief, Dental and Medical Materials Sections, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide--name and the title of the project, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual; clinical examiner.

**COMMERCE/NBS-5.**

**System name:** Participants in Human Factors Studies-COMMERCE/NBS-5.

**System location:** Human Factors Laboratory, Bowman House, National Bureau of Standards, U.S. Department of Commerce, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Individuals who have served as subjects in Human Factors Laboratory experiments and studies.

**Categories of records in the system:** Name and social security number of the participant; participant's availability for additional experiments; name and description of the study; and signature of the participant, parent, or guradian certifying voluntary participation; and acceptance of the terms of the research participant's agreement.

**Authority for maintenance of the system:** 31 STAT. 1449 as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Maintained in a steel filing cabinet in a secured building with access limited to Human Factors Laboratory Staff.

**Retention and disposal:** Records maintained during course of study and destroyed three years after completion of the study.

**System manager(s) and address:** Chief, Human Factors Section, Center for Consumer Product Technology, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide name and the title of experiment, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

**COMMERCE/NBS-6.**

**System name:** Participants in Psychoacoustic Experiments-COMMERCE/NBS-6.

**System location:** Psychoacoustics Laboratory, Sound Building, National Bureau of Standards, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Applicants and participants in psychoacoustic experiments.

**Categories of records in the system:** Name, age, and sex; hearing history; strip chart recording of hearing sensitivity both before and after participation in the experiment; responses to questions and test related to material learned during the experiment.

**Authority for maintenance of the system:** 84 STAT. 1590.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper questionaires and strip chart recordings in file folders.

**Retrievability:** Indexed by experiment, date, and then by participant's name.

**Safeguards:** Maintained in locked metal cabinet, in locked room, accessible only to authorized personnel.

**Retention and disposal:** Disposed after ten years.

**System manager(s) and address:** Chief, Sound Section, National Bureau of Standards, Washington, D.C. 20234.





**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide name and approximate date of experiment, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals.

**COMMERCE/NBS-7.**

**System name:** Employees External Radiation Exposure Records-COMMERCE/NBS-7.

**System location:** Health Physicics Section, National Bureau of Standards, Washington, D.C. 20234.

**Categories of individuals covered by the system:** Individuals working with radioactive materials and machines who may be exposed to ionizing radiation.

**Categories of records in the system:** Name, social security number, date of birth, organizational unit, and amount of radiation received.

**Authority for maintenance of the system:** 10 CFR 20.403 and 20.405.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement. Also, film from badges is sent monthly to the U.S. Army for determination of amount of radiation exposure.

Information involving exposure levels, incidents, and amounts of overexposure is submitted to the Nuclear Regulatory Commission. In the event of serious overexposure, information would be disclosed to the Bethesda (Maryland) Naval Medical Center, employee's family physician, and other appropriate medical authorities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and film.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in lockable metal file cabinets with access limited to those whose official duties require access.

**Retention and disposal:** Currently, records are retained indefinitely.

**System manager(s) and address:** Chief, Health Physics Section, National Bureau of Standards, Washington, D.C. 20234.

**Notification procedure:** Information may be obtained from: Associate Director for Administration, Room 1105, Administration Building, National Bureau of Standards, Washington, D.C. 20234. Requestor should provide name, social security number, and date of employment, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals and U.S. Army.

**COMMERCE/NOAA-1.**

**System name:** Applicants for Federal Permits to Take, Buy, or Transport Endangered Species for Specific Purposes-COMMERCE/NOAA-1.

**System location:** Marine Mammal and Endangered Species Division, National Marine Fisheries Service, Washington, D.C. 20235.

Duplicate portions of the system may be located in the Regional Offices of the National Marine Fisheries Services at: Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930; Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; 300 South Ferry Street, Terminal Island, California 90731; Lake Union Building, 1700 Westlake Avenue North, Seattle, Washington 98109; and P.O. Box 1668, Juneau, Alaska 99801.

**Categories of individuals covered by the system:** Applicants for permits to take, import, export, or transport or sell in interstate or foreign commerce endangered species either for scientific purposes, enhancement of propagation or enhancement of survival, or to minimize undue economic hardship.

**Categories of records in the system:** Name and address; professional or business affiliation; educational and professional background; other qualifications, and the activities conducted by the individual(s) authorized by permit.

**Authority for maintenance of the system:** Endangered Species Act of 1973; 16 U.S.C. 1531-1543 10(a), 10(b), and 11 (f).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement. Also the system constitutes a public record, and it is available for any individual to examine.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy in file books.

**Retrievability:** Filed alphabetically by applicant names and file numbers.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or in secured premises.

**Retention and disposal:** Records are maintained indefinitely.

**System manager(s) and address:** Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name and address pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual applicants, public comments on an application, reviews by NMFS offices, and reports from Federal agents and observers on activities conducted under permit authority.

**COMMERCE/NOAA-2.**

**System name:** Applicants for Hardship Exemptions under Marine Mammal Protection Act of 1972-COMMERCE/NOAA-2.

**System location:** Marine Mammal and Endangered Species Division, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

Duplicate portions of the system are located in Regional Offices of the National Marine Fisheries Service at: Federal Building, 14 Elm Street, Gloucester, Massachusetss 01930; Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; 300 South Ferry Street, Terminal Island, California 90731;Lake Union Building, 1700 Westlake Avenue North, Seattle, Washington 98109; and P.O. Box 1668, Juneau, Alaksa 99801.

**Categories of individuals covered by the system:** Applicants for exemptions from the provisions of the Marine Mammal Protection Act0 of 1972, on the basis of undue economic hardship.

**Categories of records in the system:** Name and address; professional or business affiliation; educational and professional background; other qualifications of the individual; and the activities conducted by an individual as authorized by exemption, economic, and financial information indicating the degree of anticipated economic hardship.

**Authority for maintenance of the system:** Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), and regulations (50 CFR 216.31) promulgated under Section 112 of the Act, and in accordance with Section 101(c).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Also the system constitutes a public record, and it is available for any individual to examine.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy in file books.

**Retrievability:** Filed alphabetically by applicant names and file numbers.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises.

**Retention and disposal:** Records are maintained indefinitely.



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**System manager(s) and address:** Director, National Marine Fisheries Service National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name and address pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual applicants, public comments on an application, reviews of an application by National Marine Fisheries Service Offices, and reports from Federal agents and observers on activities conducted under exemption authority.

COMMERCE/NOAA-3.

**System name:** Applicants for Marine Mammal Scientific Research and Display Permits-COMMERCE/NOAA-3.

**System location:** Marine Mammal and Endangered Species Division, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

Duplicate portions of the system are located in Regional Offices of the National Marine Fisheries Service at: Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930; Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; 300 South Ferry Street, Terminal Island, California 90731; Lake Union Building, 1700 Westlake Avenue North, Seattle, Washington 98109, and Box 1668, Juneau, Alaska 99801.

**Categories of individuals covered by the system:** Applicants for permits to take or import marine mammals for the purposes of scientific research and public display.

**Categories of records in the system:** Name and address; professional or business affiliation; educational and professional background; and the activities conducted by an individual as authorized by permit.

**Authority for maintenance of the system:** Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), and is specifically solicited in accordance with regulations (50 C.F.R. 216.31) promulgated as authorized by Section 112 of the Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Also the system constitutes a public record, and it is available for any individual to examine all records within the system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy in file books.

**Retrievability:** Filed alphabetically by applicant names and file numbers.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises.

**Retention and disposal:** Records are maintained indefinitely.

**System manager(s) and address:** Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce;, Washington, D.C. 20235.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name and address pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual applicants, public comments on an application, reviews by NMFS Offices and the U.S. Marine Mammal Commission; and reports from Federal agents and observers on activities conducted under permit authority.

COMMERCE/NOAA-4.

**System name:** Applicants For the NOAA Corps-COMMERCE/NOAA-4.

**System location:** Office of the Director, NOAA Corps, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852.

**Categories of individuals covered by the system:** Applicants for appointment in the NOAA Corps.

**Categories of records in the system:** Name, social security number, letters of reference, physical examiniations, college transcripts, statements of prior military sevice, recruiting officer's appraisal, personal resumes, and similar data necessary to be considered for a commission in the NOAA Corps.

**Authority for maintenance of the system:** 33 U.S.C. 853t and 854, 33 U.S.C. 853i; 853j; 853j-l; 853t; 854; 854a-1.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement. Also to respond to the applicant, Members of Congress, or others with a valid interest who may inquire as to the status of the application or who may request reconsideration of a rejected application.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are maintained in secured room. Access only on the authority of the Director, NOAA Corps or the Chief/Deputy Chief, Commissioned Personnel Division.

**Retention and disposal:** Destroyed after approximately six months if rejected, unless applicant indicates a desire for reconsideration.

**System manager(s) and address:** Director, NOAA Corps, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k) (5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)of the agency regulations in order to fulfill commitments made to protect the confiden- tiality of sources, and to maintain access to sources of information which are necessary to determine employee's suitability for employment in the NOAA Corps.

COMMERCE/NOAA-5.

**System name:** Applicants for Threatened Species Permits-COMMERCE/NOAA-5 (Note: A system now being established to be in operation by late September 1975).

**System location:** Marine Mammal and Endangered Species Division, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

Duplicate portions of the system may be located in the Regional Offices of the National Marine Fisheries Service at: Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930; Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; 300 South Ferry Street, Terminal Island, California 90731; Lake Union Building, 1700 Westlake Avenue North, Seattle, Washington 98109; and P.O. Box 1668, Juneau, Alaska 99801.

**Categories of individuals covered by the system:** Applicants for permits to engage in activities involving threatened species which are otherwise prohibited by protective regulations. Protective regulations for threatened species may allow exceptions by permit to prohibited acts.

**Categories of records in the system:** Name and address; profession or business affiliation; educational and professional background; other qualifications; and the activities conducted by the individual(s) as authorized by permit.

**Authority for maintenance of the system:** The Endangered Species Act of 1973 (16 U.S.C. 1531-1543).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Also, the system constitutes a public record, and it is available for any individual to examine.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy in file books.





**Retrievability:** Filed alphabetically by applicant names and file numbers.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises.

**Retention and disposal:** Records are maintained indefinitely.

**System manager(s) and address:** Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C . 20235.

**Notification procedure:** Imformation may be obtained from: Assistant Administrator for Administration, National Oceanic and Atmospheric Administration, 6010 Executive Buolevard, Rockville, Maryland 20852. Requestor should provide name and address pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual applicants, public comments on an application, reviews of an application by National Marine Fisheries Service Offices, and reports from Federal agents and observers on activities conducted under permit authority.

COMMERCE/NOAA-6.

**System name:** Commissioned Officers Official Travel Orders Folders-COMMERCE/NOAA-6.

**System location:** Office of the Director, NOAA Corps, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852.

**Categories of individuals covered by the system:** Commissioned officers of the NOAA Corps (active, retired, and deceased) and former officers separated within previous six months.

**Categories of records in the system:** Name, grade, social security number, estimated travel cost, dates of transfer, assignment locations, and type of duty.

**Authority for maintenance of the system:** 37 U.S.C.; 33 U.S.C. 857-5, 857a, 855.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Also the record is sent to the organization to which officer is assigned such as branches of the U.S. Military Service, branches of foreign Military Services, World Weather Organization, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are maintained in a locked space. Access only on the authority of the Director, NOAA Corps, or the Chief/Deputy Chief, Commissioned Personnel Division.

**Retention and disposal:** Retained as separate file on all active duty offices. Incorporated into the Official Personnel File of retired and deceased officers and retained. Incorporated into the Official Personnel File of separated officers and after six months transferred to the National Personnel Records Center, St. Louis, Missouri 63118.

**System manager(s) and address:** Director, NOAA corps, see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide full name, social security number, date of birth, and dates of service, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual's Official Personnel Record and from the approved recommendations of the Officer Assignment Board.

COMMERCE/NOAA-7.

**System name:** Commissioned Officer Official Personnel Folders-COMMERCE/NOAA-7.

**System location:** Office of the Director, NOAA Corps (NC), National Oceanic and Atmospheric Administration, Rockville, Maryland 20852.

**Categories of individuals covered by the system:** Commissioned Officers of the NOAA Corps (active, retired, and deceased) and former commissioned officers separated within previous six months.

**Categories of records in the system:** Name, social security number; selective service number; promotion history; history of assignments; performance evaluations; date of birth; education; prior employment history; prior uniformed service; pay and allowance data; relatives; references; commenda- tions; discipline; insurance; medical evaluations; and similar personal information.

**Authority for maintenance of the system:** 33 U.S.C. 853a-t; 854a-a-2; 855; 856; 857; 857-1-5; 857a; 858; 864; 865; 872; 873; 874; 875; 876.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement. Specific information is also provided to Selective Service System, Veterans Administration, Federal Housing Administration, Social Security Administration, Public Health Service, Department of Defense elements, Internal Revenue Service, (Federal and local governments), and to the organization to which officer is assigned such as branches of U.S. Military Service, branches of foreign military services, World Weather Organizations, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are maintained in secured area. Access only on the authority of the Director, NOAA Corps or the Chief/Deputy Chief, Commissioned Personnel Division.

**Retention and disposal:** Records retained indefinitely on active, retired, and deceased officers; discharged officer's records are retained for approximately 6 months, then transferred to the National Personnel Records Center, St. Louis, Missouri 63118.

**System manager(s) and address:** Director, NOAA Corps, see above address.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (5), all investigatory material in the record which meets the criteria of 5 U.S.C. 552a(k) (5) is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f))of the agency regulations in order to fulfill commitments made to protect the confiden- tiality of sources, and to maintain access to sources of information which are necessary to determine applicant's suitability for employment in the NOAA Corps.

COMMERCE/NOAA-8.

**System name:** Commissioned Officers Retired Payroll-COMMERCE/NOAA-8.

**System location:** Office of the Director, NOAA Corps, NOAA, Rockville, Md. 20852.

**Categories of individuals covered by the system:** Commissioned officers of the NOAA Corps who are entitled to retired pay, and the survivors of deceased active duty and retired officers who are entitled to a survivor's annuity.

**Categories of records in the system:** Name; social security number; amount of gross retired pay or survival annuity; amount of federal income tax withheld; amount of VA reduction; amount of survivor benefit cost deducted; miscellaneous deductions; and net retired pay or annuity.

**Authority for maintenance of the system:** 33 U.S.C. 853a-h; 853j-l-t; 854a-2; 856; 857-2; 857-5; 872; 873. Authorities for Payroll Records - 5 U.S.C. 301; 552; Chap. 55; 31 U.S.C. 550; 628; 31 U.S.C. 52; 15 U.S.C. 1511; 37 U.S.C. 201 (Pay for Commissioned Officers); 5 App. Reorg. Plan No. 4 of 1970.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual, flat-paper computer print-out.

**Retrievability:** Filed by month and year.



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**Safeguards:** Records are maintained in a secured area. Access only by authority of the Director, NOAA Corps or the Chief, Program Planning, Liaison and Training Division.

**Retention and disposal:** Retained 3 years and then destroyed.

**System manager(s) and address:** Director, NOAA Corps, see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Admin- istration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide full name, grade, social security number and branch of service, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Information is a print-out from the computerized retired pay system maintained by the Commanding Officer, U.S. Navy Finance Center, 240 East Ninth Street, Cleveland, Ohio 44199, who maintains, under contract, the pay accounts of retired NOAA Corps officers and their annuitants.

COMMERCE/NOAA-9.

**System name:** Commissioners of International Fishery Commissions-COMMERCE/NOAA-9.

**System location:** Office of International Fisheries, NMFS, NOAA, Page Building 02, U.S. Department of Commerce, 3300 Whitehaven, Washington, D.C. 20007.

**Categories of individuals covered by the system:** Past and present commissioners of international fisheries commissions, e.g., the Inter-American Tropical Tuna Commission, the North Pacific Fur Seal Commission.

**Categories of records in the system:** Biographical data; education; past work experience; and positions previously held.

**Authority for maintenance of the system:** 5 U.S.C. 301; 44 U.S.C. 3101, and other relevant statutes and international conventions.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Notebook of forms.

**Retrievability:** Listing is alphabetical by name.

**Safeguards:** List is in file cabinet in room which is locked when unoccupied.

**Retention and disposal:** Indefinite retention.

**System manager(s) and address:** Senior Policy Analyst, Office of International Fisheries, F4, NMFS, NOAA, Commerce, Washington, D.C.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Adminis- tration, NOAA, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name and address, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

COMMERCE/NOAA-10.

**System name:** Employee Production Records-COMMERCE/NOAA-10.

**System location:** Field Finance Offices (Boulder, Colo.; Kansas City, Mo.; Miami, Fla.; and Rockville, Md.) of NOAA Finance Division, 6010 Executive Blvd., Rockville, Md. 20852 and Microfilming Unit, Technical Services Branch, National Climatic Center, NOAA, Federal Building, Asheville, N.C. 28801.

**Categories of individuals covered by the system:** NOAA employees.

**Categories of records in the system:** Employee output in workload units; number of records filmed each work day by each employee.

**Authority for maintenance of the system:** 5 U.S.C. 301; 33 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are kept in offices locked during non-working hours.

**Retention and disposal:** Records are retained until superseded by current data and then destroyed.

**System manager(s) and address:** As appropriate: Chief, Field Finance Officers or Director, National Climatic Center, see above addresses.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, NOAA, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name, place of employment (name and location of office, division, branch, and section), dates employed, and social security number, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Compiled from organization work sheets and from logs posted by employees.

COMMERCE/NOAA-11.

**System name:** Fisheries Law Enforcement Case File-COMMERCE/NOAA-11.

**System location:** Law Enforcement Division, NMFS, 3300 Whitehaven Street, N.W. National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20007.

**Categories of individuals covered by the system:** Violators and alleged violators of the criminal and/or civil provisions of certain laws (listed in the Authority section of this notice) and the regulations issued thereunder, within the responsibility of the Secretary of Commerce.

**Categories of records in the system:** 1. Information compiled for the purpose of identifying individual criminal and/or civil offenders and alleged offenders and consisting of identifying data and notations of arrests, the nature and disposition of criminal or civil charges, sentencing, confinement, release, parole and probation status, and fines and penalties assessed;

2. Information compiled for the purpose of a criminal or civil investigation, including reports of informants and investigators, and associated with an identifiable individual;

3. Reports identifiable to an individual compiled at any stage of the process of enforcement of the criminal and civil laws from arrest or indictment through release from supervision, and the imposition of civil sanctions through administrative and/or judicial process; and

4. Investigatory material compiled for law enforcement purposes other than the material covered above;

**Authority for maintenance of the system:** Reorganization Plan No. 4 of 1970; Certain sections of Titles 15, 16, 18, and 22 of the United States Code, and relevant treaty, international convention, and/or agreements of which there are approximately 20. (Example: International Convention for the Regulation of Whaling (TIAS 1849) cf. 16 U.S.C. 916).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in Prefatory Statement. Also, for making administrative determinations with respect to an identifiable individual in connection with administrative and judicial proceedings against such individual. In instances where judicial proceedings are determined appropriate, such information is trans- mitted to the Attorney General, or his representative, for prose- cution. Such information is also given to the Marine Mammal Commission in response to their inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by individual's name and is also given an identifying case number at its initiation.





**Safeguards:** Employees are informed of the Departmental rule of conduct regarding unauthorized disclosure of information contained in official records. All Special Agents receive a security clearance, granted by the Department of Commerce, after an investigation. The files of the Law Enforcement Division which relate to information concerning an identifiable individual are maintained in locked, metal file cabinets.

**Retention and disposal:** All records of this Division are subject to the retention and disposal procedures set forth in NOAA Directives Manual 62-10, et seq.

**System manager(s) and address:** Chief, Law Enforcement Division, National Marine Fisheries Service, National Oceanic and Atmospheric Adminsitration, U.S. Depart- ment of Commerce, 3300 Whitehaven Street, N.W., Page 2 Building, Suite 426, Washington, D.C. 20007.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a (j)(2), all information about an individual in the record which meets the criteria stated in 5 U.S.C. 552a (j)(2) are exempted from the notice, access and contest requirements of the agency regulations and from all parts of 5 U.S.C. 552a except subsections (b), (c)(1) and (2), (e) (4) (A) through (F), (e)(6), (7), (9), (10), and (11), and (i), and pursuant to 5 U.S.C. 552a (k)(2), on condition that the 5 U.S.C. 552a(j)(2) exemption is held to be invalid, all investigatory material in the record which meet the criteria stated in 5 U.S.C. 552a (k)(2) are exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f)) of the agency regulations because of the necessity to exempt this information and material in order to accomplish this law enforcement function of the agency, to prevent subjects of investigation from frustrating the investigatory process, to prevent the disclosure of investigative techniques, to fulfill commitments made to protect the confidentiality of sources, to maintain access to sources of information, and to avoid endangering these sources and law enforcement personnel.

COMMERCE/NOAA-12.

**System name:** Fisherman's Catch Statistics-COMMERCE/NOAA-12.

**System location:** Statistics & Market News Division, NMFS, NOAA, U.S. Department of Commerce, 3300 Whitehaven Street, Washington, D.C. 20007.

**Categories of individuals covered by the system:** Business firms related to fishing industries; commercial fishing vessels; commercial fishermen; and marine recreational fishermen.

**Categories of records in the system:** Business firm sales figures; commercial fishing vessel catches by quantity, value, species, and fish size; commercial fisherman catches by quantity, value, species, and fishing gear; and marine recreational fisherman catches by species.

**Authority for maintenance of the system:** Fish and Wildlife Act as amended (16 U.S.C. 742 et seq.).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy, punch cards, mag-tape, and disc files.

**Retrievability:** Coded firm name, vessel number, coded individual (a State code system), and in the case of marine sport fishermen, by surname. 9CPersonnel indoctrination and screening; secured offices; and entrance into the computer system to obtain individual records would require detailed knowledge of inhouse ADP procedures by a skilled computer programmer.

**Retention and disposal:** Records are permanently maintained.

**System manager(s) and address:** Chief, Statistics and Market News Division (F23), see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, NOAA, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide name pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Individual recreational fishermen, commercial fishermen, and firms.

COMMERCE/NOAA-13.

**System name:** Guest Workers at National Geophysical and Solar-Terrestrial Data Center-COMMERCE/NOAA-13.

**System location:** National Geophysical and Solar-Terrestrial Data Center, EDS/NOAA, RB03, Room A123, Boulder, Colorado 80302.

**Categories of individuals covered by the system:** People that are visiting NGSDC as Guest Workers to use the data files.

**Categories of records in the system:** Name; address; length of visit; type of work they are doing; and education.

**Authority for maintenance of the system:** 5 U.S.C. 301 and 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purpoes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are located in metal file cabinets which are locked after hours. Access is limited to those whose official duties require access.

**Retention and disposal:** Records are retained for 3 years.

**System manager(s) and address:** Administrative Officer, NGSDC, see above address, RB03, Room A-123.

**Notification procedure:** Information may be obtained from: Assistant Administrator for NOAA, 6010 Executive Blvd., Rockville, Maryland 20852. Requestor should provide name pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

COMMERCE/NOAA-14.

**System name:** Individuals Engaged in Weather Modification Activities-COMMERCE/NOAA-14.

**System location:** EM5 Office of Weather Modification, NOAA, U.S. Department of Commerce, 6010 Executive Blvd., Rockville, Md. 20852.

**Categories of individuals covered by the system:** Individuals and associations involved in weather modification operations.

**Categories of records in the system:** Individual's name and address; type of weather modification activity; location and duration of project; and equipment used.

**Authority for maintenance of the system:** P.L. 92-205; 15 CFR Part 908.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement. Also information is made available to anyone who so requests.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed sequentially by chronology.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises which are limited to those whose official duties require access.

**Retention and disposal:** Records are maintained indefinitely.

**System manager(s) and address:** Office of the Director, Office of Weather Modification, see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, 6010 Executive Boulevard, Rockville, Maryland 20852. Requestor should provide–name, address, date(s) of project etc., pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the



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individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Information is provided by the individual or association involved.

COMMERCE/NOAA-15.

**System name:** Sales Agents Authorized to Retail NOAA Aeronautical and Nautical-Charts- COMMERCE/NOAA-15.

**System location:** National Ocean Survey, Distribution Division, 6501 Lafayette Avenue, Riverdale, Maryland 20840.

**Categories of individuals covered by the system:** Authorized Chart Sales Agents for the sale of aeronautical and nautical charts.

**Categories of records in the system:** Applications relative to the appointment; name of agent; and signed contracts.

**Authority for maintenance of the system:** 4691 U.S. Act of June 3, 1844, of the revised statute.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Indexed by city and state.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Chief, Distribution Division, National Ocean Survey, see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, NOAA, 6010 Executive Blvd., Rockville, Maryland 20852. Requestor should provide city and state address as well as name, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individual.

COMMERCE/NOAA-16.

**System name:** Scientist-Researchers in GATE (Global Atmospheric Research Program Atlantic Tropical Equipment)-COMMERCE/NOAA-16.

**System location:** NOAA, EM6 Office of World Weather Programs, 6010 Executive Blvd., Rockville, Maryland 20852.

**Categories of individuals covered by the system:** Research meteorologists and ocean scientists participating in the Global Atmospheric Research Program Atlantic Tropical Experiment (GATE).

**Categories of records in the system:** Names of individual scientists; their research institutions and research programs; and their addresses.

**Authority for maintenance of the system:** Ministerial requirement necessitated by NOAA's appointment, as lead agency for the U.S. participation in 'GATE'; Presidential memorandum dated July 5, 1968 to DOC; 5 U.S.C. 301; and 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement. Data is also used to summarize and evaluate the U.S. GATE Research Program for the World Meteorological Organization incorporation into the International summary.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Indexed by name of principal scientist.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secure premises with access limited to those whose official duties require access.

**Retention and disposal:** Records maintained indefinetly.

**System manager(s) and address:** Director, GATE Project Office, see above address.

**Notification procedure:** Information may be obtained from: Assistant Administrator for Administration, NOAA, 6010 Executive Blvd., Rockville, Maryland 20852. Requestor should provide--name and address etc., pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same adress as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use address.

**Record source categories:** Subject individuals.

COMMERCE/NTIS-1.

**System name:** Customer Account Records-COMMERCE/NTIS-1.

**System location:** Administrative Services Division, Room 1018, NTIS, Springfield, Va. 22151.

**Categories of individuals covered by the system:** All persons who order and/or purchase materials from NTIS.

**Categories of records in the system:** Name; address; items ordered; items sent; amount of purchases, date received; date sent; NTIS deposit account; whether collectible or not.

**Authority for maintenance of the system:** 15 U.S.C. 1151-57 (1970); 41 U. S. C. 104 (1920).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and computer tapes.

**Retrievability:** Filed alphabetically by name and address.

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Records aremetal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Paper records are retained indefinitely. Computer tapes are retained for 2 years and destroyed.

**System manager(s) and address:** Chief, Administrative Division, NTIS, U. S. Department of Commerce, Springfield, Va. 22151.

**Notification procedure:** Information may be obtained from: Deputy Director, NTIS, Main Commerce Building, 14th and Constitution Ave., N. W., Washington, D.C. 20230. Requestor should provide name and address in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals and NTIS transaction files.

COMMERCE/NTIS-2.

**System name:** Individuals Interested in NTIS Publications, a Mailing List-COMMERCE/NTIS-2.

**System location:** Administrative Services Division, Room 1018, NTIS, Springfield, Va. 22151.

**Categories of individuals covered by the system:** All persons who have requested that they be placed on the mailing list, including regular publication customers.

**Categories of records in the system:** Name; address; date of last order; customer code number; amount of money spent at NTIS; NTIS deposit account number; amount on deposit; total charge to date; when subscription expires; which publications they receive.

**Authority for maintenance of the system:** 15 U.S.C. 1151-57 (1970).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Mailing labels and computer tape.

**Retrievability:** Filed alphabetically by name and address code.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.





**Retention and disposal:** Records are updated monthly and retained indefinitely.

**System manager(s) and address:** Chief, Administrative Service. Division, NTIS, U. S. Department of Commerce, Springfield, Va. 22151.

**Notification procedure:** Information may be obtained from: Deputy Director, NTIS, Main Commerce Building, 14th and Constitution Ave., N.W., Washington, D.C. 20230. Requestor should provide name and address, in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals and NTIS transaction files.

COMMERCE/PAT-TM-1.

**System name:** Attorneys and Agents Registered to Practice Before the Office-COMMERCE/ PAT-TM-1.

**System location:** Office of the Solicitor, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202, and Office of Computer Services, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Attorneys and agents who are registered to practice before the Patent and Trademark Office in patent cases, and applicants for such registration to practice.

**Categories of records in the system:** Biographical information, personal and professional qualifications, character and fitness reports, undertakings of former examiners, current address, and status information.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 31.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See Prefatory Statement paragraphs on Routine Uses. Also, a public roster of the registered individuals is published periodically.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and magnetic tape.

**Retrievability:** Filed alphabetically by name or registration number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records pertaining to registrants are retained during the lifetime of the registrant and then transferred to the Federal Records Holding Center. Records pertaining to applicants for registration are retained for 10 years and then transferred to the Federal Records Holding Center.

**System manager(s) and address:** Chairman, Committee on Enrollment, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name, address, and date of application, if known, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals.

COMMERCE/PAT-TM-2.

**System name:** Complaints, Investigations and Disciplinary Proceedings Relating to Registered Patent Attorneys and Agents-COMMERCE/PAT-TM-2.

**System location:** Office of the Solicitor, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Attorneys and agents registered to practice before the Patent and Trademark Office in patent cases, and disbarred or suspended attorneys and agents.

**Categories of records in the system:** Complaints and information obtained during investigations and disciplinary proceedings.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 32.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Buildings employ security guards: Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are permanent. They are retained in active files until investigation is closed or disciplinary proceeding is completed, held an additional 5 or 10 years in inactive files and subsequently retired to the Federal Records Holding Center.

**System manager(s) and address:** Solicitor, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name and identification data pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals, clients of same, witnesses in disciplinary proceedings, and court opinions.

COMMERCE/PAT-TM-3.

**System name:** Contestants (i.e., Inter Partes) in Trademark Registration Proceedings-COMMERCE/PAT-TM-3.

**System location:** Trademark Trial and Appeal Board, U.S. Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Trademark applicants and persons who believe they would be injured by registration of applicant's trademark.

**Categories of records in the system:** Information concerning conflicting rights of trademark applicant or registrant and opposing party to exclusive use of the trademark.

**Authority for maintenance of the system:** 15 U.S. Code, 1063, 1064, 1066, 1067, 1070, and 1092.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Serial number and registration number (indexed to applicant's name.)

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premise with access limited to those whose official duties require access.

**Retention and disposal:** Destroyed 20 years after termination of proceedings.

**System manager(s) and address:** Chairman, Trademark Trial and Appeal Board, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name and address, and name of other party, if known, in accordance with the inquiry provisions of the Department's rules, as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject applicants and adverse parties.



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COMMERCE/PAT-TM-4.

**System name:** Employee Production Records-COMMERCE/PAT-TM-4.

**System location:** Office of Program Planning and Evaluation, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Employees of the Patent and Trademark Office.

**Categories of records in the system:** Employee name and number, position and grade level, time in duty status, time on leave, duty hours distributed by task, receipt date of oldest item in processing queue, beginning and ending balances of work in process, work volumes compiled by organization and in some organizations by individuals, and comparative data on current production compared with earlier periods.

**Authority for maintenance of the system:** 5 U.S.C. 301 and 35 U.S.C. 6.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, and microfilm.

**Retrievability:** Filed by organization; cross referenced for access by name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Held approximately 5 years in paper, then converted to micro- film, and retained permanently.

**System manager(s) and address:** Supervisory Information Systems Analyst, Office of Program Planning and Evaluation, U.S. Patent and Trademark Office, Washington, D.C.

**Notification procedure:** Information may be obtained from Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name and number, in accordance with the inquiry provisions of the Department's rules, as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals and their supervisors.

COMMERCE/PAT-TM-5.

**System name:** Government Employee Invention Rights-COMMERCE/PAT-TM-5.

**System location:** Office of the Solicitor, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Government employees who are inventors or non-government employees who are joint inventors together with a government employee inventor.

**Categories of records in the system:** Invention rights questionnaires including information as to the inventor's employment status and his official duties and respon- sibilities at the time the invention was made, title determinations, appeals to the Commissioner, and petitions for reconsideration.

**Authority for maintenance of the system:** 35 U.S.C. 1 and 6, and E.O. 10096, dated January 23, 1959.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See paragraphs on routine uses in the Prefatory Statement to these notices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name and case number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are permanent and are retained in the Patent and Trademark Office.

**System manager(s) and address:** Head, Office of Government Employee Inventions, Office of the Solicitor, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (1), Government Employee Invention Rights records which relate to applications or inventions subject to a secrecy order pursuant to 35 U.S.C, 181 or are otherwise subject to security classification pursuant to E.O. 11652 or the A.E.C. Act of 1954, are exempted from the notification, access, and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H) and (I) and (f)). This exemption is made to prevent disclosure of information which might be detrimental to national security and in accordance to agency rules, which are published in the Rules Section of this Federal Register.

COMMERCE/PAT-TM-6.

**System name:** Non-registered Persons Rendering Assistance to Patent Applicants- COMMERCE/PAT-TM-6.

**System location:** Office of the Solicitor, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Persons other than registered attorneys or agents who have been paid for rendering assistance (excluding clerical or drafting) to patent applicants in the preparation of patent applications.

**Categories of records in the system:** Declarations of assistance received, including names and addresses of persons rendering such assistance.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 33, and 5 U.S.C. 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Providing notice to patent applicants, by Solicitor's staff, regarding whether or not the persons from whom assistance was received are registered to practice before the Office. Used by Solicitor's Staff for investigative and statistical purposes. Also, see paragraphs on routine uses in Prefatory statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are retained during the pendency of the application involved and disposed of 10 years after the termination of proceedings therein.

**System manager(s) and address:** Solicitor, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from Assistant Commissioner for Administration, U.S. Patent and Tradematk Office, Washington, D.C. 20231. Requestors should provide name and address, and name of patent applicants, in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents, and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Patent applicants who have received and paid for services by the individuals on whom the records are maintained.

COMMERCE/PAT-TM-7.

**System name:** Parties involved in Patent Interference Files-COMMERCE/PAT-TM-7.

**System location:** Board of Patent Interferences, U.S. Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Applicants for patent and patentees who become involved in a conflict involving the question of priority of invention.

**Categories of records in the system:** Preliminary statements, motions, and testimony, including information relating to the applicant's or patentee's name, age, citizenship, residence, educational and work background, physical and mental health and other matters which may arise during the taking of testimony. Information concerning the applicant's or patentee's activities relating to conception and reduction to practice of the contested subject matter.





**Authority for maintenance of the system:** 35 U.S.C. 1, 6, 23, 24, and 135.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Prior to termination of the interference proceedings, and thereafter until a patent has issued (except in cases involving a patent), information concerning these records is provided outside the Office only upon authorization of the applicants or owners of the applications involved or when necessary to carry out the provisions of any Act of Congress or in such special circumstances as may be determined by the Commissioner. Subsequent to such termination in cases involving a patent or after issuance of a patent, the records are open to public inspection. Also see routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by Interference Number, cross-indexed to the names of the parties.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or secured premises with access limited to those whose official duties require access.

**Retention and disposal:** Records of cases that reach the hearing stage are transferred to the Federal Records Center after 10 years and offered to National Archives after 40 years. Records of cases that are abandoned before the hearing stage are transferred to the Federal Records Center and destroyed after 40 years.

**System manager(s) and address:** Chairman, Board of Patent Interferences, see address above.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestors should provide name and address, and Interference Number, if known, pursuant to the inquiry provisions of the rules of the Department as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Applicants for patent and patentees, the patent attorneys or agents authorized by such persons to represent them, and witnesses and other parties involved in the taking of testimony.

COMMERCE/PAT-TM-8.

**System name:** Patent Application Files-COMMERCE/PAT-TM-8 (Note: This notice is broken down, where indicated, into three subsystems relating to the status of the files: a. Pending; b. Abandoned; and c. Patented.)

**System location:** a. Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202; b. Abandoned Files Unit, Patent and Trademark Office, Arlington, Va. 22202; c. Record Branch, Patent Search Division, Patent and Trademark Office, Arlington, Va. 22202.

**Categories of individuals covered by the system:** Applicants for patent, including inventors, legal representatives for deceased or incapacitated inventors, and other persons authorized by law to make applications for patent.

**Categories of records in the system:** Oath or declaration of applicant including name, citizenship, residence, post-office address and other information pertaining to the applicant's activities in connection with the invention for which a patent is sought. Statements containing various kinds of information with respect to inventors who are deceased or incapacitated, or who are unavailable or unwilling to make application for patent.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 115; 5 U.S.C. 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** a. Information concerning these records is provided outside the Office only upon authorization of the applicant or owner of the application or when necessary to carry out the provisions of any Act of Congress or in such special circumstances as may be determined by the Commissioner, e.g., secrecy order files under 35 U.S.C. 181. b. Same as a., except where application is referred to in a U.S. Patent, in which case the record is open to public inspection. c. Records are open to public inspection.

All three subsystems are also subject to the routine use paragraphs of the Prefatory State.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Subsystems a and b filed aplhabetically by name and serial number; Subsystem c filed by Patent Number.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained. (Note: The records of subsystem c are open to public inspection.)

**Retention and disposal:** a. Records are retained indefinitely; b. Records are transferred to the Federal Records Center after 5-6 years where they are retained indefinitely; and c. Records are transferred to the Federal Records Center 8-10 years after patenting and ultimately transferred to National Archives.

**System manager(s) and address:** a. Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington, D.C. 20231; b. Director, Office of General Services, U.S. Patent and Trademark Office, Washington, D.C. 20231; c. Director, Office of Patent and Trademark Services, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (1), Patent Applications, to the extent that they are subject to a secrecy order pursuant to 35 U.S.C. Section 181 or are otherwise subject to security classification pursuant to E.O. 11652 or the A.E.C. Act of 1954 are exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4)(G), (H) and (I) and (f)). procedures. This exemption is made to prevent disclosure of information which might be detrimental to national security and in accordance to agency rules published in the Rules Section of this Federal Register.

COMMERCE/PAT-TM-9.

**System name:** Patent Application Secrecy Order Files-COMMERCE/PAT-TM-9.

**System location:** Patent Examining Operation, Group 220, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Applicants including inventors, legal representatives for deceased or incapacitated inventors, and other persons authorized by law to make applications for patent.

**Categories of records in the system:** Identification of patent application and applicant including application serial number, filing date, title of invention, applicant's or inventor's address and addresses of applicant's duly appointed representatives.

**Authority for maintenance of the system:** 35 U.S.C., 1, 6, and 181 through 183.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Referral to authorized government agencies under 35 U.S.C., Section 181 for determination of the requirement for a secrecy order, and notification of the applicant or his duly appointed representative of such secrecy order. Also see routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by serial number of applicant, cross-indexed to name of applicant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained, plus storage in a locked vault.

**Retention and disposal:** Retained in Office for an indefinite period and permanently retired to Federal Records Holding Center.

**System manager(s) and address:** Director of Patent Examining Group 220, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C. 552a(k) (1), Patent Applications, to the extent that they are subject to a secrecy order pursuant to 35 U.S.C. Section 181 or are otherwise subject to security classification pursuant to E.O. 11652 or the A.E.C. Act of 1954 are exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G), (H) and (I) and (f)). This exemption is made to prevent disclosure of information which might be detri-



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mental to national security and in accordance to agency rules published in the Rules Section of this Federal Register.

COMMERCE/PAT-TM-10.

**System name:** Patent Assignment Records-COMMERCE/PAT-TM-10.

**System location:** Office of Patent and Trademark Services, Assignment Division, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Persons who have given or received property rights under an application for patent or a patent by means of a written instrument recorded in the Patent and Trademark Office. Deceased or incapacitated inventors and their legal representatives.

**Categories of records in the system:** Assignments, grants, mortgages, liens, encumbrances, licenses, and other instruments affecting title. Letters testamentary and other court certificates and orders. Assignment records relating to pending or abandoned applications are maintained in confidence, in accordance with 35 U.S.C. 122, while those relating to patents are open to public inspection.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 261.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** With respect to those records open to public inspection only, maintaining public search facility and providing certified abstracts of title and copies of instruments to members of the public. Also see the routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm reels, index card files.

**Retrievability:** Filed by name, application serial number, patent number.

**Safeguards:** Building employs security guards. Records subject to confidence requirements are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent and are retained in the Patent and Trademark Office.

**System manager(s) and address:** Recording Officer, Assignment Division, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestors should provide name, and Application Serial Number or Patent Number if known, in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notificaiton section above.

**Contesting record procedures:** The Departments rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Seciton of this Federal Register. Use above address.

**Record source categories:** Persons who have submitted written instruments to the Patent and Trademark Office for recording.

COMMERCE/PAT-TM-11.

**System name:** Patent Deposit Accounts System-COMMERCE/PAT-TM-11.

**System location:** Receipts Control Division, Office of Finance, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202; and Office of Computer Services, same address.

**Categories of individuals covered by the system:** Registered patent attorneys and agents and other members of the public who maintain deposit accounts to pay the cost of services rendered by the Patent and Trademark Office.

**Categories of records in the system:** Name, account number, and financial transactions with the Office.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 41.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm, magnetic tape.

**Retrievability:** Filed by name, account number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are retained for three years and then transferred to the Federal Records Holding Cenetr.

**System manager(s) and address:** Director, Office, of Finance, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D0C. 20231. Requestors should provide name and account number in accordance with the inquiry provisions of the Department's rules, as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing intital determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals.

COMMERCE/PAT-TM-12.

**System name:** Patent Examiner Testimony Files – COMMERCE/PAT-TM-12.

**System location:** Office of the Solicitor, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

**Categories of individuals covered by the system:** Employees and former employees who have testified in court actions in regard to duties performed while employed by the Patent and Trademark Office.

**Categories of records in the system:** Name, address, employment status, education, work experience, and other matters which might be raised in the course of a deposition or other testimony.

**Authority for maintenance of the system:** 35 U.S.C. 1 and 6; 5 U.S.C. 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Historical, statistical, and legal research by Solicitor's Staff. Also see routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are retained during the pendency of litigation and disposed of 10 years after the termination thereof.

**System manager(s) and address:** Solicitor, U.S. Patent and Trademark Office, Washington D.C. 20231

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name and date(s) of testimony if known, in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals and their co-workers.

COMMERCE/PAT-TM-13.

**System name:** Patent Subscription Service System - COMMERCE/PAT-TM-13.

**System location:** U.S. Patent and Trademark Office, Office of Patent and Trade- mark Services, 2021 Jefferson Davis Highway, Arlington, Virginia 22202.

**Categories of individuals covered by the system:** Persons subscribing to copies of patents, trademarks, designs, defensive publications, and related publications issued in certain classes or subclasses.

**Categories of records in the system:** Name of subscriber, Deposit Account Number, address, classes or subclasses subscribed to, total number of subclasses subscribed to; and initial payment per year. Weekly listings of patent, trademark, design, defensive publication, and related publication numbers for each subscription order.

**Authority for maintenance of the system:** 35 U.S.C. 41, 5 U.S.C. 301.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** On magnetic tape and computer print out.

**Retrievability:** By subscriber's name and account number.

**Safeguards:** Maintained in areas accessible only to authorized personnel in building protected by security guards non-business hours.

**Retention and disposal:** Retained as long as active; disposed of upon termination.

**System manager(s) and address:** Director of Office of Patent and Trademark Services U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name and Deposit Account Number in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals.

COMMERCE/PAT-TM-14.

**System name:** Petitioners for License to File for Foreign Patents-COMMERCE/PAT-TM-14.

**System location:** Patent Examining Operation, Group 220, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

**Categories of individuals covered by the system:** Petitioners for license to file a patent application in any foreign country.

**Categories of records in the system:** Petitioner's name, address, and description of subject matter, or, where a corresponding U.S. application has been filed, identification of applicant including application serial number, filing date, title to invention, applicant's address and addresses of applicant's duly appointed representatives.

**Authority for maintenance of the system:** 35 U.S.C. 1, 6, and 184.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy.

**Retrievability:** By number assigned called P number and by serial number related to P number when additional matter is submitted in connection with a corresponding U.S. application, cross-indexed to petitioner's name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Retained in Office for an indefinite period and permanently retired to Federal Records Holding Center.

**System manager(s) and address:** Director of Patent Examining Group 22, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U. S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name, and serial number or P number if known, in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals or their duly appointed representatives.

COMMERCE/PAT-TM-15.

**System name:** Trademark Application Files-COMMERCE/PAT-TM-15.

**System location:** Trademark Examining Operation, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

**Categories of individuals covered by the system:** Applicants seeking registration of their Trademarks.

**Categories of records in the system:** Statement of applicant including name, residence address and citizenship, specimens of the trademark, and information con- cerning its use and ownership, as required by statute in applica- tions for registration of trademarks.

**Authority for maintenance of the system:** 15 U.S.C. 1051-1127.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs in the Prefatory Statement. Trademark applications are open to the public.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy.

**Retrievability:** Filed by serial number of application, and registration number (indexed to name of applicant).

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Destroyed 2 years after application is abandoned or registration is cancelled or expires.

**System manager(s) and address:** Director of Trademark Examining Operation, U.S. Patent and Trademark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name, and serial number and/or registration number if known, in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual or his or her attorney.

COMMERCE/PAT-TM-16.

**System name:** Trademark Assignment Records-COMMERCE/PAT-TM-16.

**System location:** Office of Patent and Trademark Services, Assignment Division, Patent and Trademark Office, 2021 Jefferson Davis Highway, Arlington, Va. 22202.

**Categories of individuals covered by the system:** Persons who have given or received rights relating to a re- gistered trademark, or a trademark for which an application to register has been filed, by means of a written instrument recorded in the Patent and Trademark Office. Deceased or incapacitated owners of such trademarks and their legal representatives.

**Categories of records in the system:** Assignments and other instruments relating to registered trademarks or trademarks for which an application to register has been filed. Letters testamentary and other court certificates and orders.

**Authority for maintenance of the system:** 35 U.S.C. 1 and 6, 15 U.S.C. 1060.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Providing title reports or copies of recorded instruments by Assignment Division Staff to authorized officials of the Office. Maintaining public search facility, and providing certified abstracts of title and copies of instruments to members of the public on request. See routine use paragraphs of the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm reels, index card files.

**Retrievability:** Filed by name, Application Serial Number, Registration Number.



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**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screenedg cleared and trained.

**Retention and disposal:** Records are permanent and are retained in the Patent and Trademark Office.

**System manager(s) and address:** Recording Officer, Assignment Division, U.S. Patent and Trade- mark Office, Washington, D.C. 20231.

**Notification procedure:** Information may be obtained from: Assistant Commissioner for Administration, U.S. Patent and Trademark Office, Washington, D.C. 20231. Requestor should provide name, and application serial number or registration number if known, in accordance with the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department's rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals who have submitted written instruments to the Patent and Trademark Office for recording.

COMMERCE/SESA-1.

**System name:** Argiculture Census Records for 1964 (partial), 1969 and 1974-COMMERCE/SESA-1.

**System location:** Social and Economic Statistics Administration, Federal Building 3, Washing- ton, D.C. 20233 and Bureau of the Census, 1201 East 10th Street, Jeffersonville,Indiana 47103.

**Categories of individuals covered by the system:** Farm operators and family members.

**Categories of records in the system:** Age, race, residence, ethnic groups, off-farm employment, income.

**Authority for maintenance of the system:** 13 U.S.C. 142.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These data maintained by the Bureau of the Census are used solely for statistical purposes. Publications of the Bureau do not contain data that couldidentify any particular establishment or individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, microform, punch card, paper hard copy.

**Retrievability:** Retrieved by unique serial identification numbers internal to the Bureau.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, governing the confidentiality of the data.

**Retention and disposal:** Retention and disposal practices are in accordance with approved General Services Administration schedules. Generally, records are retained for periods of 5 to 7 years, unless a longer period is necessary for statistical purposes or for permanent archival retention.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C., 552 a (k) (4), this record is exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G),(H) and (I) and (f)). This exemption is applicable as the data are maintained by the Bureau of the Census solely as statistical records as required under Title 13 U.S.C. and are not used in whole or in part in making any determination about an identifiable individual. This exemption is made in accordance to agency rules published in the rules section of this Federal Register.

COMMERCE/SESA-2.

**System name:** Employee Productivity Measurement Records-COMMERCE/SESA-2.

**System location:** Social and Economic Statistics Administration, Federal Building 3, Washing- ton, D.C. 20233 and Bureau of the Census, 1201 East 10th Street, Jeffersonville,Indiana 47103 and Bureau of the Census, Personal Census Service Branch, Pittsburg, Kansas 66762. Also at the following Regional Offices: Atlanta-1365 Peachtree Street, N.E., Rm. 625, 30309; Boston-441 Stuart Street, 10th Floor, 02116; Charlotte-230 S. Tryon Street, Suite 800, 28202; Chicago-536 S. Clark Street, Rm. 1085, 60605; Dallas-1100 Commerce Street, Rm. 3C54, 75202; Denver-11011 W. 6th. Avenue, P.O. Box 25207, 80225; Detroit-234 State Street, Rm. 2100, 48226; Kansas-4th and State Streets, One Gateway Center, 66101; Los Angeles-11000 Wilshire Boulevard, Rm. 11209, 90024; New York-26 Federal Plaza, Rm. 4102, 10007; Philadelphia-600 Arch Street, Rm. 9244, 19106; Seattle-1700 Westlake Avenue, North, 98109.

**Categories of individuals covered by the system:** SESA employees.

**Categories of records in the system:** Name, employee number, rate of pay, supervisor, organization unit, location, type of work performed, time work accomplished, work units processed, production-standard and percent performance, number and types of errors and error rates, work units accepted and rejected, and similar information on employee and work group productivity.

**Authority for maintenance of the system:** 5 U.S.C. 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraph in the Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, paper copy, microform.

**Retrievability:** Retrieved by name or employee number and/or program or interviewer code.

**Safeguards:** Tape under EDP security, sensitive material is held in locked file cabinets.

**Retention and disposal:** Records retained for 5 years.

**System manager(s) and address:** Associate Administrator for Administration, Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** Information may be obtained from: same address as stated in the system manager section above. Requestor should provide name, employee number and/or program or interviewer code, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Department rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individuals, timekeepers, supervisors, and managers.

COMMERCE/SESA-3.

**System name:** Individual and Household Statistical Surveys and Special Studies Records-COMMERCE/SESA-3.

**Security classification:** Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233 and Bureau of the Census, 1201 East 10th Street, Jeffersonville, Indiana 47103 and National Archives and Records Services, Washington National Records Center, Washington, D.C. 20409.

**Categories of individuals covered by the system:** Individuals in families and households designated for statistical sample surveys and special studies.

**Categories of records in the system:** Age, sex, race, education, marital status, residence, family income, birth expectations, employment, ethnic origin, relationship to head of household, mobility status, and similar social, economic, and demographic characteristics of individuals.

**Authority for maintenance of the system:** 13 U.S.C. 6, 8, and 181; 31 U.S.C. 686; 12 U.S.C. 1701Z-1, Z(f), and Z(g); 16 U.S.C. 742d(4), (5); 23 U.S.C. 307(a); 29 U.S.C. 1 and 9; 42 U.S.C. 242c, 282(5); 49 U.S.C. 1605.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These data maintained by the Bureau of the Census are used solely for statistical purposes. Publications do not contain data that could identify any particular establishment or individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy, punch card, magnetic tape, and microform.

**Retrievability:** Unique serial identification numbers internal to the Bureau of the Census.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, U.S.C. governing the confidentiality of the data.





**Retention and disposal:** Retention and disposal practices are in accordance with approved GSA schedules. Generally, records are retained for periods of 5 to 7 years, unless a longer period is necessary for statistical purposes or for permanent archival retention.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C., 552a (k) (4), this record is exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G),(H) and (I) and (f)). This exemption is applicable as the data are maintained by the Bureau of the Census solely as statistical records as required under Title 13 U.S.C. and are not used in whole or in part in making any determination about an identifiable individual. This exemption is made in accordance to agency rules published in the rules section of this Federal Register.

COMMERCE/SESA-4.

**System name:** Minority-Owned Business Enterprises Survey Records-COMMERCE/SESA-4.

**System location:** National Archives and Records Service, Washington National Records Center, Washington, D.C. 20409 and General Services Administration, Federal Records Center, Suitland, Maryland 20233 and Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233.

**Categories of individuals covered by the system:** Female and minority persons who are sole proprietors, partners, or shareholders of small business corporations.

**Categories of records in the system:** Name, social security number, sex, race, whether Spanish surname, receipts of business, geographic area, legal form of business. Name and social security number are deleted from partners and stockholders once other data are coded. Data include number, geographic dispersion, and economic characteristics of minority business enterprises.

**Authority for maintenance of the system:** 13 U.S.C. 131 and 132.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These data maintained by the Bureau of the Census are used solely for statistical purposes. Publications do not contain data that could identify any particular establishment or individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper copy and magnetic tape.

**Retrievability:** Filed by Name and social security number.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, U.S.C. governing the confidentiality of the data.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C., 552a(k) (4), this record is exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G),(H) and (I) and (f)). This exemption is applicable as the data are maintained by the Bureau of the Census solely as statistical records as required under Title 13 U.S.C. and are not used in whole or in part in making any determination about an identifiable individual. This exemption is made in accordance to agency rules published in the rules section of this Federal Register.

COMMERCE/SESA-5.

**System name:** Population and Housing Census Records for 1960 and 1970-COMMERCE/SESA-5.

**System location:** Social and Economic Statistics Administration, Federal Building 3, Washington, D.C.00 20233 and Bureau of the Census 1201 East 10th street, Jeffersonville, Indiana 47103.

**Categories of individuals covered by the system:** All persons counted during the Censuses of Population and Housing taken in 1960 and 1970.

**Categories of records in the system:** Records contain population information on age; sex; race or color; marital status and family relationships; citizenship and ethnic origin; education and veteran status, income, occupation and employment; and housing information on occupancy, vacancy, utilization, plumbing, structural and financial characteristics and equipment, fuels and appliances, and similar social, economic, and demographic characteristics.

**Authority for maintenance of the system:** 13 U.S.C. 141.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are maintained and used solely for statistical purposes and are confidential under 13 U.S.C 8 and 9. Publications do not contain data that could identify any particular establishment or individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microform, paper copy, magnetic tape, punch cards.

**Retrievability:** Information is retrieved by the use of unique serial identification numbers internal to the Bureau of the Census.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, U.S.C. governing the confidentiality of the data. Access to records is controlled and restricted to employees.

**Retention and disposal:** Records are preserved, pursuant to 44 U.S.C. 3101 and 3105.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C., 552a(k) (4), this record is exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G),(H) and (I) and (f)). This exemption is applicable as data are maintained by the Bureau of the Census solely as statistical records as required under Title 13 U.S.C. and are not used in whole or in part in making any determination about an identifiable individual. This exemption is made in accordance to agency rules published in the rules section of this Federal Register.

COMMERCE/SESA-6.

**System name:** Population Census Personal Service Records for 1900 and All Subsequent Decennial Censuses-COMMERCE/SESA-6.

**System location:** Bureau of the Census, Personal Census Services Branch, Pittsburg, Kansas 66762.

**Categories of individuals covered by the system:** All persons ever counted during decennial censuses of population (1900-1970).

**Categories of records in the system:** Name, address, relationship to head of household, date of birth, marital status, occupation and education data, race of household members, and other similar characteristics as reported in each census.

**Authority for maintenance of the system:** 13 U.S.C. 8.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See paragraphs on routine use in Prefatory Statement. Also, searches performed at the request of subject individual under procedures published in the 15 CFR Part 60 and in accordance with 13 U.S.C. 8 to provide proof of age, citizenship, proof of relationship, and limited use for genealogical purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microform.

**Retrievability:** Indexed by numerical coding of surname on SOUNDEX system and by township, county, and state.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, U.S.C. governing the confidentiality of the data.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Notification procedure:** Information may be obtained from: Bureau of the Census, Personal Census Services Branch, Pittsburg, Kansas 66762. Requestor should provide name of parents or head of household, names of spouses, date of birth, place of birth, and street, county and state address for the particular Census years to be searched, pursuant to the inquiry provisions of the Department's Rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to: same address as stated in the notification section above.

**Contesting record procedures:** The Departments rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Subject individual, original schedules of 1900 Census and all sub- sequent Censuses of Population.



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COMMERCE/SESA-7.

**System name:** Special Censuses of Population Conducted for State and Local Government-COMMERCE/SESA-7.

**System location:** Social and Economic Statistics Administration, Federal Building 3, Washington, D.C. 20233 and Bureau of the Census, 1201 East 10th Street, Jeffersonville, Indiana 47103.

**Categories of individuals covered by the system:** Residents counted in the area requesting a census.

**Categories of records in the system:** Address, name, age, race, sex, relatinship to head of household, and occasionally other related social, economic, and demographic characteristics.

**Authority for maintenance of the system:** 13 U.S.C. 8.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These data maintained by the Bureau of the Census are used solely for statistical purposes. Publications do not contain data that could identify any particular establishment or individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, paper copy.

**Retrievability:** Records are retrieved by name and address.

**Safeguards:** All employees are subject to the restrictions, penalties, and prohibitions of Title 13, U.S.C. Employees are also regularly advised of the regulations issued pursuant to Title 13, U.S.C. governing the confidentiality of the data.

**Retention and disposal:** Tapes retained for 90 days after processing, then erased, paper copy is retained for 2 years, then destroyed.

**System manager(s) and address:** Director, Bureau of the Census, Federal Building 3, Washington, D.C. 20233.

**Systems exempted from certain provisions of the act:** Pursuant to 5 U.S.C., 552a (k) (4), this record is exempted from the notification, access and contest requirements of the agency procedures (under 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4) (G),(H) and (I) and (f)). This exemption is applicable as the data are maintained by the Bureau of the Census solely as statistical records as required under Title 13 U.S.C. and are not used in whole or in part in making any determination about an identifiable individual. This exemption is made in accordance to agency rules published in the rules section of this Federal Register.

COMMERCE/USTS-1.

**System name:** Employees Individual Performance Report-COMMERCE/USTS-1.

**System location:** International Division, USTS, U.S. Department of Commerce, 14th and Constitution Ave., N.W., Washington, D.C. 20230.

**Categories of individuals covered by the system:** Employees in USTS field offices.

**Categories of records in the system:** Name, performance rating expressed in percentage.

**Authority for maintenance of the system:** 5 U.S.C. 4303.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** See routine use paragraphs of Prefatory Statement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee's name.

**Safeguards:** Records are located in lockable metal file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

**Retention and disposal:** Records are disposed upon the individual's termination of employment.

**System manager(s) and address:** Director, International Division, USTS, Room 1513, 14th and Constitution Ave., N.W., Washington, D.C. 20230

**Notification procedure:** Information may be obtained from: Executive Director, USTS, Main Commerce Building, Washington, D.C. 20230. Requestor should provide name and time period as appropriate in accordance with the inquiry provisions of the Department's rules as published in this issue of the Federal Register.

**Record access procedures:** Requests from individuals should be addressed to : same address as stated in the notification section above.

**Contesting record procedures:** The Department rules for access, for contesting contents and appealing initial determinations by the individual concerned appear in the Rules Section of this Federal Register. Use above address.

**Record source categories:** Supervisors of subject individuals. /*

[FR Doc.75-19731 Filed 8-4-75;8:45 am]



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# federal register

WEDNESDAY, AUGUST 6, 1975

## highlights

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Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523-5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.

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NOTE: No acts approved by the President were received by the Office of the Federal Register for inclusion in today's LIST OF PUBLIC LAWS.



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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 14—Aeronautics and Space

### CHAPTER I—FEDERAL AVIATION ADMINISTRATION

[Docket No. 75-GL-12 Amdt. 39-2309]

### PART 39—AIRWORTHINESS DIRECTIVES

### Bellanca Models 7 and 8 Series

Amendment 39-2173, 40 F.R. 17138, AD 75-09-02, as amended by Amendment 39-2243, and Amendment 39-2261, requires installation of Bellanca Service Kit #251 on the Bellanca Models 7ECA, 7GCAA, 7GCBC, 7KCAB, and 8KCAB airplanes. Amendment 39-2261 relieved a restriction due to adverse service experience with the replacement carburetor alternate air valve required by Amendment 39-2173. Further investigation into the sources of fatigue associated with the alternate air valve furnished with Bellanca Service Kit #248 has resulted in satisfactory resolution of the problem. Therefore, the AD is being superseded by a new AD that requires installation of Bellanca Kit #248A on those airplanes exempted by Amendment 39-2261.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13967), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directives:

BELLANCA. Applies to the Bellanca models 7ECA, 7GCAA, 7GCBC, 7KCAB, 8KCAB, and 8GCBC airplanes as set forth below.

Compliance required as indicated, unless previously accomplished. A special flight permit pursuant to FAR 21.197 may be issued to allow ferrying of the aircraft to a facility where the required mainteance can be performed.

To prevent possible engine power loss due to fatigue failure of the carburetor alternate air valves, accomplish the following:

(A) Within the next 10 hours time in service after the effective date of this AD on Models 7ECA (S/N 985-74 thru 1106-75), 7GCAA (S/N 280-74 thru 319-75), 7GCBC (S/N 604-74 thru 859-75), 7KCAB (S/N 405-74 thru 532-75), 8KCAB (S/N 120-74 thru 204-75), 8GCBC (S/N 1-74 thru 181-75), install Bellanca Service Kit No. 248A. Bellanca Service Letter No. 118A pertains to this subject.

(B) Within the next 10 hours time in service after June 25, 1975, on the Models 7ECA (S/N 723-70 thru 964-73), 7GCAA (S/N 205-70 thru 279-73), 7GCBC (S/N 202-70 thru 603-73), 7KCAB (S/N 209-70 thru 404-73), 8KCAB (S/N 4-71 thru 119-73), install Bellanca Service Kit No. 251. Bellanca Service Letter No. 120 applies to this subject.

(C) At each annual, progressive, or 100-hour inspection as required by Federal Aviation Regulation 91.169, on the Models covered by paragraphs A and B and all subsequent serials of those same models, inspect the alternate air valve for cracks. If any cracks are noted, replace the alternate air valve by installing Bellanca Service Kit 251 on Models 7ECA (S/N 723-70 thru 964-73), 7GCAA (S/N 205-70 thru 279-73), 7GCBC (S/N 202-70 thru 603-73) 7ECAB (S/N 209-70 thru 404-73), 8KCAB (S/N 4-71 thru 119-73); Bellanca Service Kit #248A on Models 7ECA (S/N 965-74 and up), 7GCAA (S/N 280-74 and up), 7GCBC (604-74 and up), 7KCAB (405-74 and up), 8KCAB (S/N 120-74 and up), 8GCBC (S/N 1-74 and up).

Any equivalent method of compliance with this AD must be approved by the Chief, Engineering and Manufacturing Branch, Great Lakes Region, 2300 E. Devon Avenue, Des Plaines, Illinois, 60018.

This Amendment supersedes Amendment 39-2173, 40 F. R. 17138, AD 75-09-02 as amended by Amendment 39-2243, and Amendment 39-2261.

This amendment becomes effective August 12, 1975.

(Sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Des Plaines, Illinois on July 29, 1975.

JOHN TRUHAN,
*Acting Director,*
*Great Lakes Region.*

[FR Doc.75-20456 Filed 8-5-75;8:45 am]

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[Docket No. 75-SO-85; Amdt. 39-2298]

### PART 39—AIRWORTHINESS DIRECTIVES

### Dehavilland DH-114 Series Airplanes

There has been a propeller failure which resulted in separation of a blade on a DeHavilland DH-114 airplane, modified in accordance with STC SA1685WE, that caused extensive aircraft damage. Since this condition is likely to exist or develop in other airplanes modified in accordance with the above STC, an airworthiness directive is being issued to require inspection and replacement, if necessary, of the counterweight dampers on the Teledyne Continental IO-520-E engines installed on DH-114 airplanes, as modified above.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F. R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

DEHAVILLAND DH-114. Applies to all DeHavilland model DH-114 airplanes modified in accordance with supplemental type certificate (STC) SA1685WE.

Compliance required within the next 200 hours' time in service after the effective date of this AD, unless already accomplished within the last 1500 hours' time in service, and thereafter at intervals not to exceed 1500 hours' time in service from the last inspection.

To prevent excessive wear of the counterweight bushings and subsequent ineffectiveness of the counterweight function, accomplish the following:

Inspect and replace, if required, crankshaft counterweight pins and bushings in accordance with Teledyne Continental Overhaul Manual X-30030 or an equivalent procedure approved by the Chief, Engineering and Manufacturing Branch, ASO-210, P.O. Box 20636, Atlanta, Georgia 30320.

This amendment becomes effective August 8, 1975.

(Sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in East Point, Georgia on July 25, 1975.

P. M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20457 Filed 8-5-75;8:45 am]

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[Docket No. 14876; Amdt. 39-2333]

### PART 39—AIRWORTHINESS DIRECTIVES

### LET N.P. Blanik 13 Gliders

There has been cracking of the fin rib carrying the upper rudder hinge mount on Blanik 13 gliders that could result in loss of rudder control. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued to require repetitive inspections, repair and replacement of fin top rib on Blanik 13 gliders.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.-89), § 39.13 of Part 39 of the Federal



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Aviation Regulations is amended by adding the following new airworthiness directive:

LET N.P. Applies to Blanik 13 gliders, certificated in all categories, serial numbers 174230 and below.

Compliance is required as indicated.

To prevent structural failure of the fin top rib, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless already accomplished within the last 90 hours' time in service, and thereafter at intervals not to exceed 100 hours' time in service from the last inspection, visually inspect the fin top rib and central stiffener (fuselage stiffener) with a 5 power magnifying glass in accordance with the accomplishment instructions set forth in paragraph A of LET N.P UH HRADITSTE-KUNOVICE Mandatory Service Bulletin No. L 13/040, undated, or an FAA-approved equivalent.

(b) If cracks are found in the fin top rib of less than 5 mm in length, or of any length in the central stiffener, before further flight, either—

(1) Repair the fin top rib or central stiffener as necessary, in accordance with the accomplishment instructions set forth in paragraph B of LET N.P. Mandatory Service Bulletin No. L 13/040, undated, or an FAA-approved equivalent; or

(2) Comply with paragraph (e) of this AD.

(c) If any cracks are found in the fin top rib which exceed 5 mm in length, before further flight comply with paragraph (e) of this AD.

(d) If no cracks are found, within the next 200 hours' time in service after the effective date of this AD, comply with paragraph (e) of this AD.

(e) Replace both the fin top rib and central stiffener in accordance with the accomplishment instructions set forth in paragraphs C and D of LET N.P. Mandatory Service Bulletin No. L 13/040, undated, or an FAA-approved equivalent.

(f) The inspections required by paragraph (a) of this AD may be discontinued when the fin top rib and central stiffener have been replaced in accordance with paragraph (e) of this AD.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C. on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20454 Filed 8-5-75;8:45 am]

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[Docket No. 14875; Amdt. 39-2332]

## PART 39—AIRWORTHINESS DIRECTIVES

### Messerschmitt-Bolkow-Blohm (MBB) Model BO-105 Helicopters

There have been incidents in service of incipient cracks, corrosion, and excessive wear of certain bolts of MBB Model BO-105 main rotor heads that could jeopardize safe operation. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires replacement of the affected bolts with new bolts of improved design.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable, and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

MESSERSCHMITT-BOLKOW-BLOHM. Applies to Messerschmitt-Bolkow-Blohm (MBB) models BO-105A and BO-105C helicopters, certificated in all categories, incorporating main rotor head assembly No. 105-14101.

Compliance is required within the next 100 hours time in service after the effective date of this AD, unless already accomplished in accordance with MBB BO-105 Alert Service Bulletin No. 4 and Service Bulletin No. 10-11.

To prevent development of incipient cracks, corrosion, and excessive wear on bolts of the main rotor head, accomplish the following:

(a) For all Main Rotor Head Assemblies, P/N 105-14101, determines part number of Blade Mounting Bolts. If bolt P/N 105-14101.31 is found, replace with serviceable bolt of P/N 105-14101.29.

(b) For Main Rotor Head Assemblies 105-14101 having Serial Number 50 or lower, determine part number revision letter of Main Rotor Bolts P/N 105-14101.22 and .23. If any bolt with revision letter "a" through "f" is found, replace with serviceable bolt of the same part number having revision letter "g" or subsequent.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20455 Filed 8-5-75;8:45 am]

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[Docket No. 14877; Amdt. 39-2334]

## PART 39—AIRWORTHINESS DIRECTIVES

### Scheibe Bergfalke II/55 and III Gliders

The design of the elevator control connection safety pin (Fokker needle) permits the connection to open and the pin to fall out during elevator control operation on Scheibe Bergfalke II/55 and III gliders which would result in loss of elevator control. Since this condition is likely to exist or develop in other gliders of the same type design, an airworthiness directive is being issued which requires replacement of the Fokker needle with a washer and cotter pin on Scheibe Bergfalke II/55 and III gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness direotive:

SCHEIBE FLUGZEUGBAU GMBH. Applies to Bergfalke II/55 and III gliders, certificated in all categories, equipped with loose connecting bolt between the elevator push-pull rod and elevator control level.

Compliance is required as indicated, unless already accomplished.

To ensure a reliable elevator control connection, within the next 10 hours' times in service after the effective date of this AD, replace the safety pin (Fokker needle) with an aviation quality washer and cotter pin in accordance with the accomplishment instructions of Scheibe Flugzeugbau GmbH Service Bulletin 71-87, dated September 21, 1971, or an FAA-approved equivalent.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20453 Filed 8-5-75;8:45 am]

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[Docket No. 14871; Amdt. 39-2328]

## PART 39—AIRWORTHINESS DIRECTIVES

### SIAI Marchetti S. 205 and S. 208 Airplanes

There have been cracks of the left and right internal wing rib brackets, located in the area of rib No. 2 due to interference with the connecting bolt washers on SIAI Marchetti S. 205 and S. 208 airplanes that could result in failure of the landing gear to function properly. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require periodic inspection and replacement of the brackets if necessary, and replacement of washers, with countersunk washers, of new design on SIAI Marchetti S. 205 and S. 208 airplanes.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIAI MARCHETTI. Applies to S.205 (all models), serial numbers 001 through 003; 101 though 399; 4-101 through 4-282; 4-285; 4-292, 5-302, 5-303, and 5-406 certificated in all categories, and S.208 airplanes, serial numbers 001 through 003; 1-03 through 1-15; 2-16 through 2-25; 2-47 through 2-50; 4-51; 4-60; 4-62; 369; 3-100; 4-281; 4-233; 4-256; 4-257, and 4-258 certificated in all categories.

Compliance is required as indicated. To detect cracks which could result in the possible failure of the landing gear operating mechanism, accomplish the following:

(a) Within the next 25 hours time in service after the effective date of this AD, unless already accomplished within the last 75 hours time in service, and thereafter at intervals not to exceed 100 hours time in service from the last inspection, inspect the internal wing rib brackets, P/Ns 205-3-033-18 and 205-3-034-18 for cracks in accordance with Instructions paragraph (a) of SIAI Marchetti Service Bulletin S.B. No. 205B37B, dated August 24, 1974, or an FAA-approved equivalent.

(b) If cracks are found during an inspection required by paragraph (a) of this AD that are in excess of 10 mm (0.394 inch) in length, before further flight comply with the following:

(1) Replace the affected brackets with new brackets of the same part number.

(2) Unless already accomplished replace the associated washers, P/N AN960-516L, with new design countersunk washers, P/N 205-3-053-18 in accordance with Instructions paragraph (b) of SIAI Marchetti Service Bulletin S.B. No. 205373B, dated August 24, 1974, or an FAA-approved equivalent.

(c) Following the work specified in paragraph (b) of this AD continue to inspect in accordance with paragraph (a) of this AD.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C. on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20448 Filed 8-5-75;8:45 am]

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[Docket No. 14872; Amdt. 39-2329]

## PART 39—AIRWORTHINESS DIRECTIVES

### SIAI Marchetti S. 205 and S. 208 Airplanes

Cracks have been found in the landing gear actuator bracket on SIAI Marchetti S. 205 and S. 208 airplanes, that could lead to structural failure of the bracket and malfunction of the landing gear. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued which requires periodic inspections of landing gear actuator brackets for cracks and installation of bracket reinforcements on SIAI Marchetti S.205 and S.208 airplanes.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).





In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIAI MARCHETTI. Applies to model S.205-18/R, -20/R, and -22/R airplanes, serial numbers 001 through 003, 101 through 399, 4-101 through 4-282, 4-285, 4-292, 5-302, 5-303, and 5-406, certificated in all categories, and model S.208 airplanes, serial numbers 001 through 003, 1-03 through 1-15, 2-16 through 2-27, 2-47 through 2-50, 4-51, 4-60, 4-62, 369, 3-100, 4-231, 4-233, 4-256, 4-257, 4-258, certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To detect cracks in the landing gear actuator brackets and prevent bracket failure, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless already accomplished within the last 90 hours' time in service, and thereafter at intervals not to exceed 100 hours' time in service from the last inspection, until modified in accordance with paragraph (d) of this AD, visually inspect the landing gear actuator bracket P/N 205-6-209-03 installed on the rear side of the No. 5 frame for cracks, in accordance with Instruction a) of the SIAI Marchetti Service Bulletin No. 205B39, dated September 19, 1973, or an FAA-approved equivalent.

(b) If cracks are found, before further flight, comply with paragraph (d) of this AD.

(c) If no cracks are found, within 300 hours' time in service after the effective date of this AD, comply with paragraph (d) of this AD.

(d) Install landing gear actuator bracket reinforcements, P/Ns U. T. 5270-11 and -13, to inside of the landing gear actuator bracket P/N 205-6-209-03 in accordance with Instruction b) of the SIAI Marchetti Service Bulletin No. 205B39, dated September 19, 1973, or an FAA-approved equivalent.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20449 Filed 8-5-75;8:45 am]

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[Docket No. 14873; Amdt. 39-2330]

## PART 39—AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle Aerospatiale Model SA-341G "Gazelle" Helicopter

Instances have been reported of the swashplate upper bearing of certain Aerospatiale SA-341G helicopters rotating in its housing and thereby jeopardizing safe operation. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires inspection of the bearing for evidence of rotation, and incorporation of additional measures to prevent rotation.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable, and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603, of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to model SA-341G "Gazelle" helicopters, certificated in all categories, with main rotor shaft P/N 341A.31.0001, dot number .05 and lower, in which Aerospatiale modification No. AMS 07.6072 has not been incorporated.

Compliance is required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished in accordance with Gazelle Service Bulletin No. 05.04.

To prevent possible rotation of the main rotor head swashplate upper bearing, accomplish the following:

(a) Inspect the spigot on upper bearing stop P/N 341A.31.4236.20 for evidence of rotation of the upper bearing in accordance with subparagraph 1C(1) of Gazelle Service Bulletin No. 05.04, dated March 9, 1973, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region, c/o American Embassy, APO New York 09667.

(b) If evidence of upper bearing rotation is found, remove the main rotor shaft P/N 341A.31.0001 and replace with a serviceable part of the same part number upon which Aerospatiale Modification No. AMS 07.6072 has been incorporated.

(c) If no evidence of upper bearing rotation is found, install a second upper bearing stop P/N 341A.31.4236.20 in accordance with subparagraph 1C(2) of Gazelle Service Bulletin No. 05.04, dated March 9, 1973, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region, c/o American Embassy, APO New York 09667.

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRORESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20450 Filed 8-5-75;8:45 am]

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[Docket No. 14874; Amdt. 39-2331]

## PART 39—AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle Aerospatiale Model SA-341G "Gazelle" Helicopter

It has been determined that full application of the tail rotor control under certain flight conditions causes excessive torque loading of the engine and thereby jeopardizes safe operation. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires replacement of the tail rotor servo-control jack with a new jack that will reduce the operating pitch



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range and power requirement of the tail rotor.

Since a situation exists that requires immediate adoption of this regulation, notice and public procedure hereon are impracticable, and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to Model SA-341G "Gazelle" helicopters, certificated in all categories, serial numbers 1031 and lower, incorporating tail rotor servo pack P/N 67.370.004.00 or P/N 67.370.006.00.

Compliance is required within the next 100 hours' time in service after the effective date of this AD, unless already accomplished in accordance with Gazelle Service Bulletin No. 67.01, dated March 9, 1973.

To prevent over-torquing of engine by application of tail rotor control, replace tail rotor servo jack P/N 67.370.004.00 or P/N 67.370.006.00, with tail rotor servo jack P/N 67.370.008.00.

This amendment becomes effective on August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20451 Filed 8-5-75;8:45 am]

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[Docket No. 14878; Amdt. 39-2335]

## PART 39—AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle Aerospatiale "Alouette" Helicopters

It has been determined that inadequate supply of fluid to hydraulic dampers of the main rotor of Aerospatiale (formerly Sud Aviation) helicopter Models Alouette II, Alouette-Astazou, and Alouette III, may result in severe vibration or ground resonance which jeopardizes safety of operation. Since this condition is likely to exist or develop in other helicopters of the same type design, an airworthiness directive is being issued which requires replacement of the hydraulic damper valve assembly with a valve assembly of new design, and which restricts altitude operation of certain helicopter models in the interim period prior to accomplishment of the required change.

Since a situation exists that requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulation is amended by adding the following new airworthiness directive:

SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to Alouette helicopters SE-3130, SE-313B, SA-315B, SE-3160, SA-316B, SA-36C, SA-3180, SA-318B, SA-318C, and SA-319B equipped with main rotor hydraulic dampers P/N 3130S.13.60.000.

Compliance is required as indicated, unless already accomplished.

To prevent excessive vibration or ground resonance, accomplish the following:

(a) Prior to September 30, 1975 modify and reidentify main rotor hydraulic dampers P/N 3130S.13.60.000 in accordance with subparagraphs 2B(1), 2B(2), and 2(c) of Lama Service Bulletin No. 65.20 dated July 4, 1975, for Model SA-315B and Alouette Service Bulletin No. 65.107 dated July 4, 1975, for the other designated models, or equivalents approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region, c/o American Embassy, APO New York, N.Y. 09667.

(b) Prior to further flight, for Models SA-3160, SA-316B, SA-316C, and SA-319B, install temporary placard on instrument panel, in full view of the pilot, reading as follows: "DO NOT CHANGE ALTITUDE MORE THAN 6600 FEET DURING ANY ONE FLIGHT." Temporary placard may be removed upon accomplishment of paragraph (a) of this AD. (Alouette Service Bulletin No. 01.39 also referts to paragaph (b) of this AD).

This amendment becomes effective August 20, 1975.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20452 Filed 8-5-75;8:45 am]

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[Airspace Docket No. 75-SW-47]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Shreveport, La. (Downtown Airport), control zone.

The present Shreveport, La. (Downtown Airport), control zone description specifies, in part, that the control zone is effective from 0600 to 2200 hours, local time, daily. Since the Shreveport Flight Service Station has been moved to the Downtown Airport and provides weather on a 24-hour basis, the reference to specific hours of operation is unnecessary.

As this amendment poses no additional burden on any airspace user, notice and public procedures are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective August 6, 1975.

In Section 71.171 (40 F.R. 354), the Shreveport, La. (Downtown Airport), control zone is amended by deleting "This control zone is effective from 0600 to 2200 hours, local time, daily."

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Fort Worth, Tex., on July 24, 1975.

HENRY L. NEWMAN,
*Director, Southwest Region.*

[FR Doc.75-20458 Filed 8-5-75;8:45 am]

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## Title 24—Housing and Urban Development

## CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FI-645]

## PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

### Status of Participating Communities

● **Purpose. The purpose of this notice is to list those communities wherein the sale of flood insurance is authorized under the National Flood Insurance Program (42 U.S.C. 4001–4128).** ●

Insurance policies can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the National Flood Insurers Association servicing company for the state (addresses are published at 39 FR 26186–93). A list of servicing companies is also available from the Federal Insurance Administration (FIA), HUD, 451 Seventh Street SW., Washington, D.C. 20410.

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance as a condition of receiving any form of Federal or Federally related financial assistance for acquisition or construction purposes in a flood plain area having special hazards within any community identified by the Secretary of Housing and Urban Development.

The requirement applies to all identified special flood hazard areas within the United States, and no such financial assistance can legally be provided for acquisition or construction in these areas unless the community has entered the program. Accordingly, for communities listed under this Part no such restriction exists, although insurance, if required, must be purchased.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence new entries to the table. In each entry, a complete chronology of effective dates appears for each listed community. The date that appears in the fourth column of the table is provided in order to designate the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. These dates serve notice only for the purposes of granting relief, and not for the application of sanctions, within the meaning of 5 U.S.C. 551. The entry reads as follows:

§ 1914.4 List of eligible communities.

• • • • •





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Colorado | Ouray | Ouray, city of | July 24, 1975, emergency | May 24, 1974 | | |
| Connecticut | New Haven | Bethany, town of | do | July 26, 1974 | | |
| Do | Litchfield | Washington, town of | do | | | |
| Delaware | Kent | Dover, city of | do | May 31, 1974 | | |
| Florida | Indian River | Orchid, town of | do | Jan. 23, 1974 | | |
| Do | Putnam | Interlachen, town of | do | | | |
| Do | Broward | Pembroke Park, town of | do | May 31, 1974 | | |
| Georgia | Clinch | Homerville, city of | do | June 7, 1974 | | |
| Do | Peach | Unincorporated areas | do | | | |
| Indiana | Johnson | do | do | Oct. 18, 1974 | | |
| Illinois | Knox | Abingdon, city of | do | June 7, 1974 | | |
| Do | Kankakee | Bourbonnais, village of | do | | | |
| Do | Montgomery | Hillsboro, city of | do | May 17, 1974 | | |
| Do | Fulton | Ipava, village of | do | Jan. 31, 1975 | | |
| Do | Vermilion | Oakwood, village of | do | Mar. 29, 1974 | | |
| Iowa | Hardin | Iowa Falls, city of | do | June 28, 1974 | | |
| Do | Story | Maxwell, town of | do | do | | |
| Kansas | Scott | Scott City, city of | do | Feb. 8, 1974 | | |
| Do | Johnson | Westwood, city of | do | Aug. 16, 1974 | | |
| Kentucky | McCracken | Unincorporated areas | do | Dec. 6, 1974 | | |
| Maine | Hancock | Castine, town of | do | Jan. 31, 1975 | | |
| Maryland | Cecil | North East, town of | do | Feb. 7, 1975 | | |
| Massachusetts | Middlesex | Cambridge, city of | do | | | |
| Do | Worcester | Leominster, city of | do | Mar. 22, 1974 | | |
| Do | do | Oxford, town of | do | June 28, 1974 | | |
| Do | Plymouth | West Bridgewater, town of | do | Aug. 9, 1974 | | |
| Do | do | Rockland, town of | do | June 28, 1974 | | |
| Do | Franklin | Whately, town of | do | Sept. 6, 1974 | | |
| Michigan | Kalamazoo | Ross, township of | do | | | |
| Do | Ingham | Williamston, city of | do | May 3, 1974 | | |
| Do | Leelanau | Northport, village of | do | | | |
| Missouri | Linn | Linneus, city of | do | | | |
| Do | Polk | Bolivar, city of | do | Mar. 15, 1974 | | |
| Do | Scott | Miner, village of | do | | | |
| Do | New Madrid | Parma, city of | do | Mar. 29, 1974 | | |
| Nebraska | Hall | Cairo, town of | do | May 24, 1974 | | |
| New Hampshire | Coos | Gorham, town of | do | Mar. 1, 1974 | | |
| Do | Merrimack | Pembroke, town of | do | May 3, 1974 | | |
| New Jersey | Camden | Gloucester, township of | do | Dec. 13, 1974 | | |
| Do | Monmouth | Red Bank, borough of | do | Mar. 8, 1974 | | |
| Do | Burlington | Mansfield, township of | do | July 26, 1974 | | |
| New York | Columbia | Ancram, town of | do | Nov. 15, 1974 | | |
| Do | Saratoga | Charlton, town of | do | July 19, 1974 | | |
| Do | Dutchess | East Fishkill, town of | do | Nov. 1, 1974 | | |
| Do | Cattaraugus | East Otto, town of | do | June 21, 1974 | | |
| Do | Greene | Greenville, town of | do | July 26, 1974 | | |
| Do | Tompkins | Lansing, town of | do | Sept. 20, 1974 | | |
| Do | Erie | Springville, village of | do | May 17, 1974 | | |
| Do | Cayuga | Summer Hill, town of | do | May 31, 1974 | | |
| Do | Ontario | Victor, town of | do | Oct. 25, 1974 | | |
| Do | Seneca | Waterloo, village of | do | May 31, 1974 | | |
| Do | Broome | Whitney Point, village of | do | Feb. 22, 1974 | | |
| Do | do | Windsor, town of | do | June 28, 1974 | | |
| North Carolina | Catawba | Brookford, town of | do | Sept. 6, 1974 | | |
| Do | Yancey | Burnsville, town of | do | Mar. 8, 1974 | | |
| Do | Wake | Knightdale, town of | do | Apr. 12, 1974 | | |
| Do | Northampton | Unincorporated areas | do | | | |
| Do | Granville | Oxford, city of | do | | | |
| Ohio | Ross | Bainbridge, village of | do | Mar. 29, 1974 | | |
| Do | Coshocton | Coshocton, city of | do | Jan. 23, 1974 | | |
| Do | Gallia | Cheshire, village of | do | Dec. 20, 1974 | | |
| Do | Miami | Covington, village of | do | June 7, 1974 | | |
| Do | Wood | Millbury, village of | do | Mar. 1, 1974 | | |
| Do | Williams | Pioneer, village of | do | May 31, 1974 | | |
| Do | Meigs | Pomeroy, village of | do | Feb. 15, 1974 | | |
| Pennsylvania | Fayette | Franklin, township of | do | Dec. 6, 1974 | | |
| Do | Clearfield | Grampian, borough of | do | Apr. 12, 1974 | | |
| Do | Erie | Albion, borough of | do | Jan. 17, 1975 | | |
| Do | Washington | Jefferson, township of | do | Jan. 10, 1975 | | |
| Do | Adams | Mount Joy, township of | do | Dec. 27, 1974 | | |
| Do | Lawrence | Perry, township of | do | Jan. 10, 1975 | | |
| Do | Bedford | Schellsburg, borough of | do | do | | |
| Do | Wayne | Texas, township of | do | Nov. 15, 1974 | | |
| Do | Schuylkill | Union, township of | do | Nov. 8, 1974 | | |
| Do | Cambria | Upper Yoder, township of | do | Jan. 24, 1975 | | |
| Do | Crawford | Vernon, township of | do | Oct. 18, 1974 | | |
| Do | Allegheny | Whitaker, borough of | do | Feb. 8, 1974 | | |
| South Carolina | Anderson | Belton, city of | do | May 24, 1974 | | |
| Do | Oconee | Seneca, city of | do | | | |
| Texas | Duval | Benavides, city of | do | | | |
| Do | Hemphill | Canadian, city of | do | June 28, 1974 | | |
| Do | Comanche | De Leon, city of | do | Apr. 5, 1974 | | |
| Do | Duval | Unincorporated areas | do | | | |
| Do | Van Zandt | Grand Saline, city of | do | May 10, 1974 | | |
| Do | Wilson | Poth, city of | do | May 24, 1974 | | |
| Do | Hanford | Spearman, city of | do | May 17, 1974 | | |
| Utah | Davis | Centerville, city of | do | June 28, 1974 | | |
| Do | Summit | Coalville, city of | do | Aug. 2, 1974 | | |
| Vermont | Addison | Bristol, village of | do | Dec. 13, 1974 | | |
| Do | Washington | Calais, town of | do | June 28, 1974 | | |
| Do | Chittenden | Charlotte, town of | do | Jan. 3, 1975 | | |
| Do | Windham | Londonderry, town of | do | June 28, 1974 | | |
| Do | Rutland | Poultney, town of | do | do | | |
| Do | Windsor | Royalton, town of | do | July 19, 1974 | | |
| Washington | Stevens | Unincorporated areas | do | | | |
| West Virginia | Clay | do | do | Jan. 24, 1975 | | |
| Do | McDowell | War, city of | do | May 31, 1974 | | |
| Wisconsin | Adams | Adams, city of | do | June 28, 1974 | | |
| Do | Barron | Barron, city of | do | Dec. 17, 1973 | | |
| Do | Sawyer | Couderay, village of | do | Aug. 23, 1974 | | |
| Do | Douglas | Solon Springs, village of | do | June 7, 1974 | | |
| Do | Juneau | Mauston, city of | do | Dec. 17, 1973 | | |
| Do | Sauk | West Baraboo, village of | do | Jan. 16, 1974 | | |



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| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Walker | Cordova, city of | July 25, 1975, emergency | May 31, 1974 | | |
| Do | Jefferson | Libsomb, city of | do | June 14, 1974 | | |
| Do | Mobile | Mount Vernon, town of | do | Dec. 17, 1973 | | |
| Alaska | Wrangel and Petersburg. | Petersburg, city of | do | June 14, 1974 | | |
| Arizona | Navajo | Holbrook, city of | do | | | |
| Arkansas | Saline | Trackwood, city of | do | Apr. 18, 1975 | | |
| California | El Dorado | Placerville, city of | do | June 7, 1974 | | |
| Do | Los Angeles | Montebello, city of | do | | | |
| Do | do | Rolling Hills, city of | do | June 28, 1974 | | |
| Do | Contra Costa | Hercules, city of | do | | | |
| Do | Monterey | Gonzalez, city of | do | May 24, 1974 | | |
| Do | Napa | Napa, city of | do | Mar. 22, 1974 | | |
| Do | San Diego | Vista, city of | do | June 14, 1974 | | |
| Colorado | Montezuma | Mancos, town of | do | May 17, 1974 | | |
| Do | Jackson | Walden, town of | do | June 28, 1974 | | |
| Do | Summit | Breckenridge, town of | do | May 24, 1974 | | |
| Do | Chaffee | Buena Vista, town of | do | May 3, 1974 | | |
| Connecticut | Litchfield | Cornwall, town of | do | June 28, 1974 | | |
| Do | Tolland | Somers, town of | do | Aug. 2, 1974 | | |
| Do | Fairfield | Sherman, town of | do | Feb. 21, 1975 | | |
| Do | Litchfield | Bantam, Borough of | do | Sept. 13, 1974 | | |
| Florida | Dixie | Horseshoe Beach, town of | do | Aug. 30, 1974 | | |
| Do | Holmes | Bonifay, city of | do | Nov. 16, 1973 | | |
| Do | Broward | Hacienda, village of | do | Sept. 6, 1974 | | |
| Do | Palm Beach | Glan Ridge, town of | do | Dec. 6, 1974 | | |
| Georgia | Cobb | Kennesaw, city of | do | June 14, 1974 | | |
| Do | Rabun | Clayton, city of | do | May 24, 1974 | | |
| Do | Montgomery | Mount Vernon, city of | do | May 31, 1974 | | |
| Do | Bryan | Pembroke, city of | do | May 10, 1974 | | |
| Idaho | Gooding | Unincorporated areas | do | | | |
| Do | Payette | Payette, city of | do | May 2, 1974 | | |
| Illinois | Williamson | Johnston City, city of | do | June 28, 1974 | | |
| Do | Sangamon | Chatham, village of | do | Nov. 16, 1973 | | |
| Do | Massac | Unincorporated areas | do | | | |
| Do | Monroe | Columbia, city of | do | May 17, 1974 | | |
| Indiana | Grant | Marion, city of | do | | | |
| Do | Carroll | Delphi, city of | do | Nov. 23, 1973 | | |
| Do | Hancock | Greenfield, city of | do | | | |
| Do | Grant | Jonesboro, town of | do | Dec. 7, 1973 | | |
| Do | Lake | Cedar Lake, town of | do | Dec. 28, 1973 | | |
| Iowa | O'Brien | Sheldon, city of | do | Feb. 8, 1974 | | |
| Do | Audubon | Exira, city of | do | May 10, 1974 | | |
| Do | Jones | Anamosa, city of | do | June 28, 1974 | | |
| Do | Chickasaw | Lawler, town of | do | do | | |
| Kansas | Hamilton | Syracuse, city of | do | Jan. 9, 1974 | | |
| Do | Summer | Belle Plaine, city of | do | | | |
| Louisiana | Tangipahoa Parish. | Independence, town of | do | May 17, 1974 | | |
| Massachusetts | Middlesex | Malden, city of | do | July 26, 1974 | | |
| Do | Bristol | Seekonk, town of | do | do | | |
| Do | Middlesex | Marlborough, city of | do | do | | |
| Do | Berkshire | Richmond, town of | do | | | |
| Do | Norfolk | Bellingham, town of | do | June 28, 1974 | | |
| Michigan | Ingham | Leslie, city of | do | June 14, 1974 | | |
| Do | Hillsdale | Litchfield, city of | do | | | |
| Do | Macomb | New Haven, village of | do | | | |
| Do | Oakland | Clawson, city of | do | June 28, 1974 | | |
| Minnesota | Hennepin | Greenwood, city of | do | May 31, 1974 | | |
| Do | Lake | Beaver Bay, city of | do | Aug. 30, 1974 | | |
| Missouri | Linn | Browning, city of | do | Feb. 21, 1975 | | |
| Do | Gentry | Stanberry, city of | do | May 17, 1974 | | |
| New Hampshire | Belknap | Tilton, town of | do | Mar. 22, 1974 | | |
| Do | Hillsborough | Brennington, town of | do | May 17, 1974 | | |
| New Jersey | Hudson | Bayonne, city of | do | do | | |
| New York | Wyoming | Arcade, village of | do | May 31, 1974 | | |
| Do | Greene | Catskill, town of | do | Dec. 27, 1974 | | |
| Do | Broome | Sanford, town of | do | July 26, 1974 | | |
| Ohio | Allen and Van Wert. | Delphos, city of | do | May 17, 1974 | | |
| Do | Lucas | Maumee, city of | do | Feb. 8, 1974 | | |
| Do | Pickaway | New Holland, village of | do | Apr. 5, 1974 | | |
| Do | Muskingum | Roseville, village of | do | Feb. 15, 1974 | | |
| Oklahoma | Alfalfa | Burlington, town of | do | Aug. 23, 1974 | | |
| Do | Sequoyah | Gore, town of | do | Sept. 6, 1974 | | |
| Oregon | Klamath | Bonanza, town of | do | Sept. 13, 1974 | | |
| Do | Wasco | Mosier, city of | do | | | |
| Pennsylvania | Cambria | Ashville, borough of | do | Nov. 15, 1974 | | |
| Do | Carbon | Banks, township of | do | Nov. 29, 1974 | | |
| Do | Cambria | Loretto, borough of | do | Nov. 15, 1974 | | |
| Do | Northumberland | Lower Mahanoy, township of. | do | Sept. 20, 1974 | | |
| Do | Berks | Mount Penn, borough of | do | | | |
| Do | Mercer | Jackson Center, borough of | do | Jan. 17, 1975 | | |
| Do | Berks | Topton, borough of | do | May 31, 1974 | | |
| Do | Montour | West Hemlock, township of. | do | Dec. 20, 1974 | | |
| Do | Armstrong | Gilpin, township of | do | Sept. 20, 1974 | | |
| South Carolina | Barnwell | Blackville, town of | do | June 7, 1974 | | |
| Do | Williamsburg | Hemingway, town of | do | do | | |
| Do | Lexington | South Congaree, town of | do | May 17, 1974 | | |
| South Dakota | Moody | Colman, city of | do | | | |
| Tennessee | Chester | Henderson, city of | do | May 24, 1974 | | |
| Texas | Eastland | Cisco, city of | do | May 3, 1974 | | |
| Do | Willacy | Unincorporated areas | do | | | |
| Do | Dallas | Sachse, city of | do | Feb. 22, 1974 | | |
| Utah | Emery | Castle Dale, city of | do | | | |
| Do | Tooele | Wendover, town of | do | | | |
| Do | Emery | Unincorporated areas | do | Feb. 7, 1975 | | |





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Vermont | Orange | Chelsea, town of | do | June 28, 1974 | | |
| Do | Rutland | Mount Holly, town of | do | do | | |
| Do | Windsor | Rochester, town of | do | Dec. 20, 1974 | | |
| Do | Addison | Starksboro, town of | do | Jan. 31, 1975 | | |
| Do | Windham | Townshend, town of | do | Aug. 2, 1974 | | |
| Do | Orange | Tunbridge, town of | do | May 31, 1974 | | |
| Do | Windham | Westminster, town of | do | Aug. 16, 1974 | | |
| Do | Washington | Worcester, town of | do | Jan. 31, 1975 | | |
| Washington | King | Carnation, town of | do | May 31, 1974 | | |
| Wisconsin | Grant | Bagley, village of | do | Aug. 30, 1974 | | |
| Do | Lafayette | Belmont, village of | do | May 17, 1974 | | |
| Do | Waukesha | Hartland, village of | do | Nov. 30, 1973 | | |
| Do | Dodge | Hustisford, village of | do | do | | |
| Do | Pierce | Malden Rock, village of | do | July 19, 1974 | | |
| Do | Iowa | Mineral Point, city of | do | May 31, 1974 | | |
| Do | Barron | Prairie Farm, village of | do | Dec. 7, 1973 | | |
| Do | Jefferson | Waterloo, city of | do | Dec. 28, 1973 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alaska | Kobuk Division | Kotzebue, city of | July 28, 1975, emergency | June 21, 1974 | | |
| California | Orange | LaPalma, city of | do | June 14, 1974 | | |
| Do | Los Angeles | Whittier, city of | do | June 28, 1974 | | |
| Florida | | | | | | |
| Do | Hardee | Wauchula, city of | do | | | |
| Illinois | De Witt | Unincorporated areas | do | | | |
| Do | Iroquois | Gilman, city of | do | June 7, 1974 | | |
| Do | Fulton | Lewistown, city of | do | June 14, 1974 | | |
| Do | Warren | Kirkwood, village of | do | May 24, 1974 | | |
| Do | Putnam | Magnolia, village of | do | Oct. 18, 1974 | | |
| Do | Massac | Metropolis, city of | do | Mar. 8, 1974 | | |
| Do | Warren | Roseville, village of | do | May 17, 1974 | | |
| Indiana | Fountain | Attica, city of | do | Dec. 7, 1973 | | |
| Do | White | Wolcott, town of | do | Dec. 17, 1974 | | |
| Iowa | Mills | Emerson, town of | do | Dec. 13, 1974 | | |
| Do | Floyd | Rockford, town of | do | May 3, 1974 | | |
| Do | Buena Vista | Sioux Rapids, town of | do | May 10, 1974 | | |
| Do | Crawford | Westside, town of | do | | | |
| Maine | Aroostook | Westfield, town of | do | June 21, 1974 | | |
| Massachusetts | Hampshire | Goshen, town of | do | Aug. 16, 1974 | | |
| Do | Berkshire | New Marlborough, town of | do | June 28, 1974 | | |
| Do | Essex | Rockport, town of | do | Aug. 9, 1974 | | |
| Do | Worcester | Webster, town of | do | July 19, 1974 | | |
| Michigan | Leelanau | Centerville, township of | do | | | |
| Mississippi | Smith | Taylorsville, town of | do | | | |
| Do | Coahoma | Jonestown, town of | do | June 7, 1974 | | |
| Montana | Yellowstone | Unincorporated areas | do | | | |
| New Hampshire | Hillsborough | Greenville, town of | do | July 26, 1974 | | |
| New Jersey | Cape May | Dennis, township of | do | Apr. 4, 1975 | | |
| Do | Essex | Essex Fells, borough of | do | | | |
| Do | Ocean | Seaside Heights, borough of | do | Mar. 22, 1974 | | |
| Do | Sussex | Wantage, township of | do | | | |
| New York | Orange | Florida, village of | do | do | | |
| Do | Delaware | Kortright, town of | do | June 28, 1974 | | |
| Do | Erie | Tonwanda, town of | do | June 7, 1974 | | |
| Do | Otsego | Unadilla, village of | do | June 28, 1974 | | |
| Do | Dutchess | Union Vale, town of | do | Nov. 15, 1974 | | |
| Do | Steuben | Wayland, town of | do | June 28, 1974 | | |
| North Carolina | Jackson | Sylva, town of | do | Mar. 8, 1974 | | |
| North Dakota | McIntash | Ashley, city of | do | June 28, 1974 | | |
| Ohio | Herrison | Cadiz, village of | do | May 31, 1974 | | |
| Do | Fairfield | Lancaster, city of | do | May 17, 1974 | | |
| Do | Cuyahoga | Solon, city of | do | Apr. 5, 1974 | | |
| Oregon | Lake | Paisley, city of | do | Sept. 13, 1974 | | |
| Pennsylvania | Blair | Greenfield, township of | do | Feb. 14, 1975 | | |
| Do | Columbia | Greenwood, town of | do | Nov. 1, 1974 | | |
| Do | Bucks | Haycock, township of | do | July 26, 1974 | | |
| Do | Bedford | Hopewell, township of | do | | | |
| Do | Mercer | Jackson, township of | do | Jan. 17, 1975 | | |
| Do | Mifflin | Kistler, borough of | do | Dec. 13, 1974 | | |
| Do | Juniata | Lack, township of | do | Sept. 13, 1974 | | |
| Do | Lackawanna | La Plume, township of | do | Dec. 27, 1974 | | |
| Do | Mercer | South Pymatuning, township of | do | Jan. 24, 1975 | | |
| Do | Butler | West Liberty, Borough of | do | Nov. 1, 1974 | | |
| South Dakota | Hutchinson | Menno, city of | do | | | |
| Wisconsin | Douglas | Superior, village of | do | | | |
| Do | Monroe | Wilton, village of | do | May 17, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Chambers | Unincorporated areas | July 29, 1975, Emergency | Jan. 17, 1975 | | |
| Arizona | Cochise | do | do | Sept. 6, 1974 | | |
| Arkansas | Scott and Sebastian | Mansfield, city of | do | Mar. 15, 1974 | | |
| Connecticut | Fairfield | Bethel, town of | do | Apr. 5, 1974 | | |
| Do | Tolland | Ellington, town of | do | Nov. 1, 1974 | | |
| Florida | Orange | Unincorporated areas | do | | | |
| Georgia | Fulton | Union City, city of | do | Apr. 4, 1975 | | |
| Illinois | Hamilton | Broughton, village of | do | Mar. 1, 1974 | | |
| Do | St. Clair | Fairmont City, village of | do | | | |
| Do | Livingston | Forrest, village of | do | Mar. 1, 1974 | | |
| Do | Gallatin | Unincorporated areas | do | | | |
| Do | Hamilton | do | do | | | |
| Do | Bureau | Ladd, village of | do | | | |
| Do | Lawrence | Lawrenceville, city of | do | Mar. 8, 1974 | | |
| Do | Sangamon | Loami, village of | do | Mar. 29, 1974 | | |
| Do | Gallatin | Old Shawneetown, village of | do | Dec. 17, 1974 | | |
| Do | Stephenson | Pearl City, village of | do | May 3, 1974 | | |



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| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Do | Pope | Unincorporated areas | do | | | |
| Do | Pulaski | Pulaski, village of | do | May 17, 1974 | | |
| Do | Gallatin | Ridgway, village of | do | Feb. 22, 1974 | | |
| Do | Sangamon | Unincorporated areas | do | | | |
| Indiana | Whitley | Columbia City, city of | do | Dec. 17, 1973 | | |
| Do | Allen | Huntertown, town of | do | May 31, 1974 | | |
| Do | St. Joseph | Lakeville, town of | do | | | |
| Do | Noble | Rome, city of | do | | | |
| Do | Johnson | Whiteland, town of | do | | | |
| Do | Greene | Worthington, town of | do | Nov. 23, 1973 | | |
| Iowa | Pottawatamie | Carson, city of | do | Aug. 9, 1974 | | |
| Kansas | Barton | Ellinwood, city of | do | Mar. 15, 1974 | | |
| Kentucky | Knox | Unincorporated areas | do | Dec. 13, 1974 | | |
| Do | Carter | Olive Hill, city of | do | Feb. 1, 1974 | | |
| Maine | York | Hollis, town of | do | May 31, 1974 | | |
| Do | Sagadahoc | Phipsburg, town of | do | Oct. 25, 1974 | | |
| Do | Androscoggin | Turner, town of | do | July 26, 1974 | | |
| Massachusetts | Plymouth | Carver, town of | do | June 28, 1974 | | |
| Do | Worcester | Grafton, town of | do | Apr. 5, 1974 | | |
| Do | Essex | Peabody, city of | do | Aug. 2, 1974 | | |
| Michigan | Genesee | Montrose, Township of | do | | | |
| Minnesota | Rock and Pipestone. | Jasper, city of | do | Mar. 29, 1974 | | |
| Missouri | Perry | Perryville, city of | do | Mar. 8, 1974 | | |
| Do | Butler | Poplar Bluff, city of | do | do | | |
| Nebraska | Clay | Edgar, city of | do | Apr. 12, 1974 | | |
| New Jersey | Burlington | Burlington, township of | do | Aug. 9, 1974 | | |
| Do | do | New Hanover, township of | do | do | | |
| Do | Sussex | Sparta, township of | do | Dec. 20, 1974 | | |
| Do | Hunterdon | Union, township of | do | July 19, 1974 | | |
| Do | Sussex | Vernon, township of | do | Apr. 11, 1975 | | |
| New York | Jefferson | Clayton, town of | do | June 14, 1974 | | |
| Do | Sullivan | Rockland, town of | do | June 28, 1974 | | |
| Do | Jefferson | Rodman, town of | do | June 21, 1974 | | |
| Do | Saratoga | Round Lake, village of | do | Apr. 12, 1974 | | |
| North Carolina | Cherokee | Andrews, town of | do | Mar. 8, 1974 | | |
| Ohio | Cuyahoga | Chagrin Falls, village of | do | Mar. 15, 1974 | | |
| Do | Columbiana | East Liverpool, city of | do | Jan. 16, 1974 | | |
| Do | Cuyahoga | Olmsted Falls, city of | do | June 14, 1974 | | |
| Do | do | Westlake, city of | do | Apr. 12, 1974 | | |
| Pennsylvania | Schuylkill | Auburn, borough of | do | Jan. 23, 1974 | | |
| Do | Westmoreland | Avonmore, borough of | do | Feb. 1, 1974 | | |
| Do | Tioga | Bloss, township of | do | Dec. 27, 1974 | | |
| Do | do | Brookfield, township of | do | Oct. 18, 1974 | | |
| Do | Clearfield | Lawrence, township of | do | | | |
| Do | Carbon | Lower Towamensing, township of. | do | Dec. 13, 1974 | | |
| Do | Tioga | Chatham, township of | do | Nov. 22, 1974 | | |
| Do | Centre | Marion, township of | do | Nov. 8, 1974 | | |
| Do | Susquehanna | New Milford, borough of | do | June 14, 1974 | | |
| Do | Fayette | Nicholson, township of | do | Feb. 14, 1975 | | |
| Do | Washington | Peters, township of | do | Jan. 10, 1975 | | |
| Do | Monroe | Pocono, township of | do | Dec. 6, 1974 | | |
| Do | Berks | Rockland, township of | do | Sept. 6, 1974 | | |
| Do | Lackawanna | South Abington, township of. | do | Jan. 24, 1975 | | |
| Do | Wayne | South Canaan, township of | do | Dec. 20, 1974 | | |
| Do | Bradford | Ulster, township of | do | Sept. 20, 1974 | | |
| Do | Luzerne | Warrior Run, borough of | do | Dec. 6, 1974 | | |
| Do | York | Yoe, borough of | do | June 28, 1974 | | |
| South Carolina | Dillon | Lake View, town of | do | May 24, 1974 | | |
| Texas | Gregg and Rusk | Kilgore, city of | do | do | | |
| Do | Sterling | Sterling, city of | do | do | | |
| Vermont | Bennington | Dorset, town of | do | July 26, 1974 | | |
| Do | Washington | Moretown, town of | do | May 31, 1974 | | |
| Do | Caledonia | Waterford, town of | do | July 26, 1974 | | |
| Virginia | Bland | Unincorporated areas | do | Feb. 7, 1975 | | |
| Washington | Grays Harbor | Elma, city of | do | June 7, 1974 | | |
| West Virginia | Berkeley | Unincorporated areas | do | | | |
| Wisconsin | Dane | Mazomanie, village of | do | Dec. 28, 1973 | | |
| Do | Waukesha | Oconomowoc Lake, village of. | do | | | |
| Do | Columbia | Poynette, village of | do | May 3, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Jackson | Paint Rock, town of | July 30, 1975, emergency | | | |
| California | Imperial | Calexico, city of | do | Feb. 1, 1974 | | |
| Delaware | Sussex | Greenwood, town of | do | May 24, 1974 | | |
| Do | Kent | Little Creek, town of | do | Aug. 9, 1974 | | |
| Georgia | Dooly | Pinehurst, city of | do | | | |
| Illinois | Tazewell | Pekin, city of | do | Apr. 12, 1974 | | |
| Indiana | Bartholomew | Jonesville, town of | do | | | |
| Do | Kosciusko | Unincorporated areas | do | Dec. 27, 1974 | | |
| Iowa | Dallas | Adel, city of | do | June 28, 1974 | | |
| Kentucky | Ketill | Irvine, city of | do | May 17, 1974 | | |
| Louisiana | Tangipahoa | Tickfaw, city of | do | | | |
| Maine | Oxford | Hiram, town of | do | Jan. 3, 1973 | | |
| Do | Waldo | Knox, town of | do | Jan. 17, 1975 | | |
| Do | do | Stockton Springs, town of | do | Feb. 7, 1975 | | |
| Do | Franklin | New Sharon, town of | do | June 21, 1974 | | |
| Do | Knox | Owl's Head, town of | do | Sept. 13, 1974 | | |
| Do | Washington | Perry, town of | do | Feb. 28, 1975 | | |
| Do | Aroostook | Wade, town of | do | Feb. 14, 1975 | | |
| Do | York | Waterboro, town of | do | Feb. 21, 1975 | | |
| Do | Franklin | Weld, town of | do | Feb. 14, 1975 | | |





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Massachusetts | Essex | Ipswich, township of | do | Oct. 18, 1974 | | |
| Do | Middlesex | Weston, town of | do | July 26, 1974 | | |
| Michigan | Charlevoix | East Jordan, city of | do | | | |
| Do | Allegan | Saugatuck, village of | do | July 17, 1974 | | |
| Minnesota | Wright | Clearwater, city of | do | Aug. 23, 1974 | | |
| Nebraska | Polk | Osceola, city of | do | Mar. 22, 1974 | | |
| New York | Chenango | Earlville, village of | do | May 31, 1974 | | |
| Do | Madison | Georgetown, town of | do | Aug. 2, 1974 | | |
| Do | Oswego | Mexico, village of | do | Dec. 20, 1974 | | |
| Do | Saratoga | Saratoga, town of | do | Sept. 13, 1974 | | |
| Do | Jefferson | West Carthage, village of | do | May 10, 1974 | | |
| North Carolina | Scotland | Unincorporated areas | do | | | |
| Ohio | Cuyahoga | Seven Hills, city of | do | Mar. 22, 1974 | | |
| Do | Richland | Shelby, city of | do | Nov. 9, 1973 | | |
| Do | Jefferson | Tiltonsville, village of | do | | | |
| Do | Darke | Union City, village of | do | | | |
| Pennsylvania | Blair | Antis, township of | do | Dec. 27, 1974 | | |
| Do | Bedford | Bedford, township of | do | | | |
| Do | Allegheny | Cheswick, borough of | do | Feb. 1, 1974 | | |
| Do | Lancaster | Christiana, borough of | do | June 28, 1974 | | |
| Do | Fayette | Fayette City, borough of | do | Feb. 22, 1974 | | |
| Do | Luzerne | Hughestown, borough of | do | | | |
| Do | Carbon | Lehigh, township of | do | Aug. 9, 1974 | | |
| Do | Lancaster | Sadsbury, township of | do | Sept. 20, 1974 | | |
| Do | Carbon | Parker, township of | do | Dec. 27, 1974 | | |
| Do | Cambria | Spangler, borough of | do | Feb. 1, 1974 | | |
| Do | Lawrence | Taylor, township of | do | Jan. 17, 1975 | | |
| Do | Carbon | Towamensing, township of | do | Dec. 20, 1974 | | |
| Do | Juniata | Tuscarora, township of | do | Jan. 10, 1975 | | |
| Do | Erie | Westfall, township of | do | | | |
| Texas | Crosby | Lorenzo, city of | do | Apr. 12, 1974 | | |
| Do | Colorado | Eagle Lake, city of | do | May 10, 1974 | | |
| Do | Titus | Mt. Pleasant, city of | do | Feb. 1, 1974 | | |
| Vermont | Washington | Northfield, town of | do | May 31, 1974 | | |
| West Virginia | Berkeley | Unincorporated areas | do | Nov. 8, 1974 | | |
| Wisconsin | Price | Prentice, village of | do | Dec. 28, 1973 | | |
| Do | Sheboygan | Random Lake, village of | do | June 28, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alaska | Cordova-McCarthy Division. | Cordova, city of | July 31, 1975, emergency | | | |
| Arkansas | Jefferson | Humphrey, city of | do | May 3, 1974 | | |
| California | Los Angeles | Baldwin Park, city of | do | June 28, 1974 | | |
| Colorado | Adams | Thornton, city of | do | Nov. 1, 1974 | | |
| Connecticut | Windham | Willimantic, city of | do | May 10, 1974 | | |
| Florida | Brevard | Palm Bay, city of | do | | | |
| Georgia | Newton | Porterdale, town of | do | Apr. 12, 1974 | | |
| Illinois | Mercer | Aledo, city of | do | June 14, 1972 | | |
| Do | Marshall | Tolnea, city of | do | Apr. 5, 1974 | | |
| Indiana | Cass | Walton, town of | do | May 17, 1974 | | |
| Kansas | Graham | Hill City, city of | do | June 28, 1974 | | |
| Do | Lincoln | Sylvan Grove, city of | do | | | |
| Kentucky | Bourbon | Unincorporated areas | do | | | |
| Do | Simpson | do | do | June 14, 1974 | | |
| Maine | Aroostook | Ashland, town of | do | June 28, 1974 | | |
| Do | Washington | Calais, city of | do | | | |
| Do | Waldo | Jackson, town of | do | | | |
| Maryland | Anne Arundel | Highland Beach Inc., town of. | do | | | |
| Massachusetts | Essex | Georgetown, town of | do | July 26, 1974 | | |
| Michigan | Gratiot | Saint Louis, city of | do | June 14, 1974 | | |
| Missouri | Linn | Brookfield, city of | do | Feb. 1, 1974 | | |
| Nebraska | Hitchcock | Stratton, village of | do | Dec. 6, 1974 | | |
| New Hampshire | Hillsborough | Litchfield, town of | do | Mar. 15, 1974 | | |
| New Jersey | Sussex | Byram, township of | do | Feb. 28, 1975 | | |
| Do | Burlington | North Hanover, township of | do | July 19, 1974 | | |
| Do | Essex | Roseland, borough of | do | June 29, 1973 | | |
| Do | Camden | Winslow, township of | do | July 26, 1974 | | |
| New York | Genesee | Batavia, town of | do | May 3, 1974 | | |
| Do | Chemung | Catlin, town of | do | Aug. 2, 1974 | | |
| Do | Albany | New Scotland, town of | do | May 10, 1974 | | |
| Do | Putnam | Putnam Valley, town of | do | Mar. 29, 1974 | | |
| North Dakota | Wells | Harvey, city of | do | Jan. 24, 1975 | | |
| Ohio | Stark | Alliance, city of | do | June 7, 1974 | | |
| Do | Mercer | Mendon, village of | do | June 14, 1974 | | |
| Do | Darke | Versailles, village of | do | Apr. 5, 1974 | | |
| Do | Greene | Yellow Springs, village of | do | Oct. 18, 1974 | | |
| Oklahoma | Sequoyah | Muldrow, town of | do | June 28, 1974 | | |
| Do | Dewey | Selling, town of | do | May 24, 1974 | | |
| Pennsylvania | Clearfield | Chester Hill, borough of | do | | | |
| Do | Allegheny | Clairton, city of | do | Jan. 16, 1974 | | |
| Do | Armstrong | Dayton, borough of | do | Sept. 20, 1974 | | |
| Do | Lancaster | Elizabeth, township of | do | Sept. 6, 1974 | | |
| Do | Lehigh | Fountain, borough of | do | Nov. 22, 1974 | | |
| Do | York | Franklin, township of | do | Nov. 8, 1974 | | |
| Do | Bisk | Freedom, township of | do | Jan. 31, 1975 | | |
| Do | Somerset | Garrett, borough of | do | Apr. 12, 1974 | | |
| South Carolina | Aiken | Unincorporated areas | do | Jan. 3, 1975 | | |
| Tennessee | McMinn | Calhoun, city of | do | Mar. 8, 1974 | | |
| Texas | Denton | Flower Mound, town of | do | | | |
| Do | Austin | Sealy, city of | do | Dec. 17, 1973 | | |
| Do | Bosque | Valley Mills, city of | do | May 3, 1974 | | |
| Wisconsin | Columbia | Unincorporated areas | do | | | |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator (34 FR 2680, Feb. 27, 1969) as amended 39 FR 2787, Jan. 24, 1974.)

Issued: July 18, 1975.

J. ROBERT HUNTER,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20303 Filed 8-5-75;8:45 am]



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Title 50—Wildlife and Fisheries

CHAPTER I—U.S. FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 20—MIGRATORY BIRD HUNTING

## 1975–76 Migratory Game Bird Hunting; Frameworks for Certain Migratory Game Birds; Horicon Zone Canada Goose Hunting

On page 20090 of the FEDERAL REGISTER of May 8, 1975 (40 FR 20090) there was published a Notice of Proposed Rule Making to amend Part 20 of Title 50, Code of Federal Regulations. These amendments would specify open seasons, shooting hours, and bag and possession limits for doves, pigeons, rails, gallinules, woodcock, common (Wilson's) snipe, coots, cranes, swans and waterfowl; coots, cranes, common (Wilson's) snipe and waterfowl in Alaska; and certain sea ducks in coastal waters of certain eastern States. Included in that proposed rule making were Proposed 1975–76 Migratory Game Bird Hunting Regulations (In Part) which consisted of general frameworks and guidelines which ordinarily do not depend on the results of spring and summer surveys.

A 30-day public comment period was allowed, ending June 7, 1975, and was extended to June 25, 1975, through publication in the June 9, 1975, FEDERAL REGISTER (40 FR 24527). Also, the Annual Regulations Conference for Migratory Shore and Upland Game Birds convened on June 24, 1975, in Washington, D.C., in accordance with the notice published in the FEDERAL REGISTER on June 6, 1975 (40 FR 24368). This meeting was open to the public and statements by interested persons were invited.

In this connection, the Final Environmental Statement for the Issuance of Annual Regulations Permitting the Sport Hunting of Migratory Birds (FES 75–54) was filed with the Council on Environmental Quality on June 6, 1975, and notice of availability was published in the FEDERAL REGISTER on June 13, 1975 (40 FR 25241).

On July 2, 1975, the Service published in the FEDERAL REGISTER proposed regulations frameworks for 1975–76 hunting seasons on certain migratory game birds (40 FR 27943) with a 15-day comment period allowed for public comment, ending July 17, 1975. Those proposed frameworks contained more specific information than the earlier regulatory proposals (40 FR 20090; May 8, 1975).

Responses made between May 8 and June 25, 1975, to the Service proposals published on May 8, 1975 (40 FR 20090) are summarized as follows.

### COMMENTS ON SERVICE PROPOSALS

Sixty-one letters and written communications were received in response to the Service's regulations proposals published in the FEDERAL REGISTER on May 8, 1975 (40 FR 20090). From these, comments have been summarized as follows:

Four comments favored the entire proposal published in the FEDERAL REGISTER (40 FR 20090; May 8, 1975).

### ITEM 1. SHOOTING HOURS

Nine comments in favor, seven against. All seven comments against the proposal advocated more restrictive shooting hours. One individual asked that the noon opening provision associated with the five additional days of waterfowl hunting in the Atlantic and Mississippi Flyways if the season is opened on Wednesday be removed because it discriminates against those who cannot go hunting during the midday because of work or school. Two organizations, in one letter, suggested that the shooting hours be changed to one-half hour after sunrise to one-half hour before sunset to facilitate species identification. One individual recommended that shooting hours be from sunrise to noon for the same purpose. One organization proposed that shooting hours extend from sunrise to a definite closing hour, such as 4 p.m. One individual recommended that no hunting occur before sunrise and that shooting commence at noon of the opening day and subsequent segments of the hunting season. Another individual opposed the one-half hour before sunrise shooting hour because he believes that few hunters can identify waterfowl species in hand or flight, particularly before sunrise. One individual proposed 7 a.m. to 4 p.m. shooting hours as a means of reducing hunting pressure.

### ITEM 2. FRAMEWORK DATES FOR DUCKS AND GEESE

Five comments in favor, 27 opposed; of the latter, 19 stated that the proposals were too restrictive and 8 stated that they were too lenient. One State asked that the framework for sea ducks be set back to avoid the hunting of flightless eiders and to facilitate season selection in August. Ten comments requested later framework closing dates for waterfowl hunting and two advocated an earlier framework opening, all to permit greater harvest opportunity or harvest of waterfowl. Three persons requested longer goose seasons for the same reasons. One State asked that the goose season framework be modified to permit later goose seasons, enabling greater harvest of migrant birds. One individual suggested that season length be based upon the number of weekends rather than number of hunting days. One individual urged that duck and goose seasons open concurrently. One individual advocated a closure of the waterfowl season for one year to allow populations to rebuild. Another individual recommended that any splits in seasons be separated by at least two weeks. Two organizations in one letter recommended that the season be closed on black ducks, ring-necks, canvasbacks, redheads, certain snow geese, sea ducks, mergansers and goldeneyes and that the season be closed or severely restricted on buffleheads because of reduced population levels or inadequate information on population status. Fifteen organizations in one letter recommended a three-year closure on black ducks and proposed that information be gathered on the species, an educational program be implemented, the release of mallards prohibited, and habitat preservation efforts be accelerated.

Of the above comments, significant numbers did not provide any facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal. Comments regarding the status of certain species of waterfowl will be considered during the usual regulatory process for waterfowl hunting in the United States, excluding Alaska. By that time, current information on the status of many species, and the 1974 harvest, will be available for consideration.

### ITEM 3. SEA DUCKS

No comments in favor; 4 against. Of the four, three opponents recommended a more restrictive proposal and one requested a relaxation. Of those requesting a more restrictive proposal, one comment was that the season for sea ducks was too long; two organizations in one letter expressed the view that the season should be closed because data were lacking on the status of the various species of sea ducks; and one individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable. One State requested that an exception be made to the one-mile limitation for that State and that hunters should be allowed to take sea ducks during the prescribed sea duck season in designated areas "• • • in any waters of the Atlantic Ocean and/or in any tidal waters of any bay which are separated by at least 800 yards of open water from any shore, island, and emergent vegetation • • •"

### ITEM 4. SEPTEMBER TEAL SEASONS

Four comments in favor, 2 against. One comment in opposition was that special seasons should be eliminated because of abuse or lack of sufficient data for the involved species. One individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable.

### ITEM 5. EXTRA BLUE-WINGED TEAL OPTION

One comment in favor, 2 against. One comment in opposition was that extra or bonus bag options should be eliminated because of abuse or lack of sufficient data for the involved species. One individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable.

### ITEM 6. SPECIAL SCAUP SEASON

One comment in favor, 2 against. One comment in opposition was that special seasons should be eliminated because of abuse or lack of sufficient data for the involved species. One individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable.

### ITEM 7. EXTRA SCAUP OPTION

No comments in favor, 2 against. One comment in opposition was that provisions for bonus ducks should be eliminated because of abuse or lack of sufficient data for the involved species. One individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable.





### ITEM 8. MERGANSERS

No comments in favor, 3 against. One State opposed the inclusion of the mergansers in the basic daily bag for ducks because of lack of biological evidence that hunting pressure need be reduced on these species. Another State felt regulation simplification was not a justifiable reason to reduce the waterfowl hunters' total bag limit and hunting opportunity by eliminating the separate bag limit and indicated that mergansers are often taken by hunters in that State incidental to hunting for other species. One comment in a letter submitted on behalf of two organizations opposed special merganser bag limits because of an apparent population decline and recommended that the season be closed. The Service will establish merganser regulations later and all comments will be considered prior to that time.

### ITEM 9. CANVASBACK/REDHEAD DUCKS

One comment in favor, 5 against. Three comments against the proposal advocated a more restrictive regulation and 2 favored a more lenient regulation. One individual recommended that these species be made part of the daily bag. Another individual proposed that at least one bird should be allowed in the daily bag. One individual and another commenting on behalf of two organizations recommended that the season be closed on the two species. One individual stated that hunters could not identify the various species of waterfowl and that the proposal is unenforceable. Canvasback/redhead duck regulation will be established later and all the comments will be considered prior to that time.

### ITEM 10. GOOSE AND BRANT SEASONS

Five comments in favor, 10 against. Six individuals proposed that more liberal seasons or daily bag limits be permitted. One individual recommended lower daily bag limits on white-fronted geese and black brant. One comment on behalf of two organizations urged that hunting closures be enacted for the protection of lesser snow geese originating from Wrangel Island, USSR, and Aleutian Canada geese. One individual recommended that the season be opened on Atlantic brant if good production occurs this breeding season. One State proposed a more liberal bag limit on Canada geese, stating that the flywaywide Canada goose population seemed to remain stable or increased slightly and the increase in harvest resulting from an increase in the bag limit would not have a significant detrimental effect on the population. That State also requested a limited open snow goose season in certain delineated areas since the flywaywide snow goose population is increasing. Goose and brant regulations will be established later and all the comments will be considered prior to that time.

### ITEM 11. ALASKA WATERFOWL, COOTS, CRANES AND GALLINULES

One comment in favor, 3 against; of the latter, all favored more restrictive changes. One individual representing an Alaskan native organization recommended that bag limits for white-fronted geese and Pacific brant be reduced because of apparent population declines in Alaska. Another individual urged that crane hunting be eliminated. One comment, on behalf of two organizations, proposed the elimination of sea duck seasons because of lack of information on the population status of these species.

Of the above comments, none provided any facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal at this time. Hunting regulations in the lower 48 States for migratory game birds which breed in Alaska will be set at a later date after information becomes available from population surveys.

### ITEM 12. WHISTLING SWANS

No comments in favor, 1 against. One individual proposed that the hunting of whistling swans be eliminated.

### ITEM 13. LESSER SANDHILL (LITTLE BROWN) CRANES

No comments in favor, 2 against. One individual proposed that the hunting of cranes be eliminated. This comment provided no information beyond bare opinion or suggestion that would substantiate a need to change the proposal. One State recommends that the hunting seasons for cranes and geese not run concurrently. The dates for crane and goose seasons will be established at a later date and this request will be considered at that time.

### ITEM 14. COOT BAG LIMIT

One comment in favor, none against.

### ITEM 15. GALLINULES

One comment in favor, none against.

### ITEM 16. RAILS

No comments in favor; one against. One State proposed that the hunting of king rails be permitted on a Statewide basis to provide biological information on the species, and because it is not thought that the population would be jeopardized by hunting. The Service believes that hunting should not be allowed at this time due to lack of information on which to base a determination in that State.

### ITEM 17. COMMON (WILSON'S) SNIPE

Three comments in favor, none against.

### ITEM 18. WOODCOCK

Two in favor; one against. One State recommended that the opening framework be set back to September 15 to prevent harvest of birds incompletely recovered from the post-breeding moult. The same State recommended that the season framework extend only to January 31 due to nesting in southern areas at that time. The Service believes that no action should be taken pending additional management information and evaluation.

### ITEM 19. BAND-TAILED PIGEONS

Two in favor, one against. One State recommended an expansion of the framework closing date to November 9 to enable the selection of a later hunting season. The Service concurs that a later hunting season may be biologically advantageous.

### ITEM 20. MOURNING DOVES

Three comments in favor, 6 against. Two opponents favored more lenient changes and four advocated more restrictive changes. One organization and one individual recommended that the hunting season framework be delayed until October 1 to reduce the harvest of doves which may still be nesting. The former alleges that no extenuating circumstances dictate that dove hunting commence on September 1, that considerable loss of eggs and young take place during September hunting season, that the harassment of nesting birds may lead to disease outbreaks, that September hunting results in the killing of immature birds which are discarded by hunters, and that the "discretionary" power in application of the Migratory Bird Treaty Act was not intended to violate the basic principles upon which the Act was based, namely, the "protection of the eggs and young of migratory birds." The comment did not provide any new facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal. The Service recognizes that some mourning doves are still nesting in September but, based on available information, the proportion of nesting birds is low and September hunting is not believed to jeopardize the population.

One State and one individual in that State requested that permissible shooting hours be changed from 12 noon until sunset to one-half hour before sunrise to sunset. The Service concurs with this recommendation inasmuch as it has appropriate Flyway Council approval and would simply allow uniform hunting hours throughout the mourning dove management unit. One State asked that it be permitted to change the boundary between its two hunting zones but this request was later withdrawn. One individual requested that mourning dove hunting be prohibited in the vicinity of Bermuda City, Arizona, in order to provide protection to the inhabitants. The Service believes that this matter can be more appropriately handled by local authorities.

### ITEM 21. WHITE-WINGED DOVES

Two comments in favor, one against. The opposing comment requested that hunting be allowed to commence the Saturday or Sunday before Labor Day. In 1975 this would entail hunting in the continental United States prior to September 1 which is judged contrary to the provisions of the Migratory Bird Treaty Act.



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OTHER

In addition to the above comments, 30 other comments were received on a number of miscellaneous items related to migratory game bird hunting.

Two comments indicated that the regulations proposals had been given insufficient publicity or that the comment period was too short.

One organization indicated that the interests of the nonhunting public should be taken into consideration in setting regulations and that organizations representing these interests should be involved in the decision-making process by participation in advisory groups.

Five States in the Atlantic Flyway that prohibit Sunday hunting requested that consideration be given to allowing extra hunting days or counting only actual hunting days as means for alleviating lost hunting opportunity.

Fourteen comments were received regarding the point system; 7 favored the system while 7 were opposed to it. Of the latter, 5 were opposed to point allocations for certain species whereas the other 2 simply did not favor the system.

One person favored an increase in the cost of the migratory bird hunting stamp, another complained that hunting regulations had not been adequately distributed, and a third stated that regulations should be modified to reduce crippling loss.

Five individuals expressed opposition to proposals requiring the use of a nontoxic shot for hunting migratory game birds.

Of the above comments, significant numbers did not provide any facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal (see Items 1, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 18, and 21). Comments that did present substantive information and the Service position thereon are as follows:

Item 3. *Sea ducks.* The Service had proposed no change in sea duck regulations from the 1974–75 season. These regulations restricted hunters in North Carolina to taking sea ducks during the prescribed sea duck season in designated areas in any waters of the Atlantic Ocean and, in addition, in any tidal waters of any bay which are separated by at least one mile of open water from any shore, island, and emergent vegetation.

The North Carolina Wildlife Resources Commission requested that hunters in North Carolina be allowed to take sea ducks during the prescribed sea duck season in designated areas ". . . in any waters of the Atlantic Ocean and/or in any tidal waters of any bay which are separated by at least 800 yards of open water from any shore, island, and emergent vegetation . . ." as is the case in the States of Delaware, Maryland and Virginia instead of the one-mile limitation which now applies to North Carolina. The Commission felt this would increase the sea duck hunting opportunity for hunters by allowing them to take advantage of large concentrations of sea ducks which frequent those areas between 800 yards and one mile from shore. Since this relaxation would conform to a body of water that is related to the Virginia system and is judged to be not detrimental to the resource, the Service sees no reason not to permit North Carolina to do this and therefore the request is adopted.

Item 19. *Band-tailed pigeons.* The Service had proposed that an open season of 30 consecutive days for band-tailed pigeons could be selected between September 1 and October 31, 1975, by the States of Arizona, Colorado, New Mexico and Utah. The Arizona Game and Fish Department recommended the framework dates be expanded to September 1 through November 9, 1975, in order to permit a generally later season designed to minimize the taking of band-tailed pigeons engaged in rearing activities. The Service concurs in the recommendation and therefore adopts the framework season dates for band-tailed pigeons in the above-mentioned States to read between September 1 and November 30, 1975. These expanded framework dates allow the States more latitude in selecting later band-tailed pigeon seasons and conform with the framework dates offered these States for the 1974–75 hunting season. This change is considered relatively minor since many band-tailed pigeons migrate in October and few would be available for harvest in November, thus resulting in little change in harvest.

The Service had also proposed that New Mexico have the option of dividing its State into two zones, with a season of 20 consecutive days in each zone. The framework dates proposed for the South Zone in New Mexico were October 12 to November 30, 1975. The New Mexico Department of Game and Fish proposed framework dates of October 11 to November 30, 1975, for the South Zone to allow a Saturday opening. The Service concurs in allowing the State more flexibility in setting season dates and therefore adopts a framework from October 1 to November 30, 1975, for the South Zone in New Mexico. This change does not represent a significant relaxation, as hunting could commence as early as September 1 if the State elected not to select shortened seasons by dividing the State into North and South Zones.

Item 20. *Mourning doves.* The Service had proposed no changes from last year's regulations but this was subject to modification pending receipt of data from ongoing surveys. The Texas Parks and Wildlife Department requested the option to shoot mourning doves from one-half hour before sunrise to sunset daily, instead of from 12 noon to sunset as in the past, to bring the hunting hours in Texas into conformance with those offered to other States in the Central Management Unit. Texas advised it would continue its harvest surveys to ascertain to what extent, if any, the harvest is changed. Full-day shooting of mourning doves in Texas was endorsed by the Central Flyway Council, and no adverse comments on the proposed action were expressed at the Conference. The Service concurs in bringing shooting hours in Texas into conformity with those elsewhere in the Central Management Unit.

Item 21. *White-winged doves.* The Service proposed no changes from last year's regulations but this was subject to modification pending receipt of data from ongoing surveys. At the Annual Regulations Conference for Migratory Shore and Upland Game Birds held in Washington, D.C., on June 24, 1975, the Texas Parks and Wildlife Department requested a white-winged dove season not to exceed seven half-days (12 noon to sunset) between September 1 and September 14 in those counties where white-winged doves may be hunted. Last year's regulations allowed a season of four half-days between September 1 and September 10. Population survey data supplied by the Texas Parks and Wildlife Department indicates that the breeding population of white-winged doves in the Lower Rio Grande Valley this spring was approximately 675,000 birds, 28 percent greater than the number in 1973. Anticipated production is estimated at 925,000 birds. After allowance is made for natural mortality, it is believed that approximately 520,000 birds may be killed by hunters without detriment to the desired 1976 breeding population. During the past three seasons, the average daily harvest was 57,000 birds. The proposal was discussed at the Conference and no adverse comments were offered. The Service considers the change a minor one and concurs in allowing up to 7 half-days for hunting white-winged doves. The Service believes that the added hunting opportunity will not jeopardize the population of white-winged doves.

Responses made during the 15-day comment period from July 2 to July 17, 1975, to the proposed regulations frameworks for 1975–76 hunting seasons on certain migratory game birds and the proposed amendments to § 20.105 of subpart K, Title 50 CFR published in the FEDERAL REGISTER on July 2, 1975 (40 FR 27943) are summarized as follows.

COMMENTS ON PROPOSED FRAMEWORKS

Thirteen letters and written communications were received in response to the Service's proposed regulations frameworks published in the FEDERAL REGISTER on July 2, 1975 (40 FR 27943; 7/2/75).

From these letters, comments have been summarized as follows:

One comment favored the entire proposal as published.

MOURNING DOVES

One comment in favor, none against.

WHITE-WINGED DOVES

No comments received.

BAND-TAILED PIGEONS

No comments received.

RAILS (KING, CLAPPER, SORA, AND VIRGINIA)

One comment in favor; one against. One individual commenting for an organization said the rail data (particularly king rails) are insufficient to justify either a season length or bag limits.





WOODCOCK

Two comments in favor, two against. One individual is of the opinion that there are very few woodcock in his State and recommended that the species be added to the endangered species list. This comment provided no facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal. One organization recommended that the framework opening be set back to September 15 to prevent shooting of birds incompletely recovered from the post breeding moult and requested zoning and split season options that are more restrictive than the framework offered. This comment can be handled within the existing framework and the Service therefore believes that no changes are necessary.

COMMON (WILSON'S) SNIPE

One comment in favor, one against. One individual asked "what purpose is the slaughter of cranes or snipe?" and "why do you always wait until everything is nearly extinct and then put them on the endangered species list."

GALLINULES

One comment in favor.

SCOTER, EIDER, AND OLDSQUAW DUCKS (ATLANTIC FLYWAY)

One in favor, three against. One individual commenting in behalf of an organization felt information on populations of sea duck species does not support the season. He felt the proposed season is excessive in length and the bag limits too large; that a large proportion of the birds shot are not even used; and allowing a limit for point system States in the Atlantic Flyway during the regular duck season of 17 ducks is unconscionable. This comment provided no facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposal. One organization recommended the September 1 opening date be set back to October 1 to (1) help prevent shooting of flightless young elder ducks in September following a late or protracted breeding season and (2) to make it administratively feasible and desirable to set sea duck seasons at the same time and use the same meetings as for the regular duck seasons rather than at some earlier date. Another organization recommended that States be allowed to defer selection of their sea duck seasons until they selected their waterfowl seasons, like with snipe and gallinule seasons. These last two requests can be handled within the existing framework, and except for clarifying the option to defer selection of sea duck seasons until late August when other waterfowl seasons are selected, the Service believes that no changes are necessary.

SEPTEMBER TEAL SEASON

No comments in favor, two against. Two individuals in one letter felt there should not be a provision for an early teal season because of illegal kills of other duck species during this period which were left to rot and because they felt that shooting during the early teal season caused other ducks to migrate sooner than normal, resulting in poorer hunting during the regular season. Another individual commenting in behalf of an organization felt a special teal season is not needed and in view of the large numbers of other species shot, he felt it clearly cannot be justified.

MIGRATORY GAME BIRD SEASONS IN ALASKA

No comments.

OTHER

In addition to the above comments, 9 other comments were received on a number of miscellaneous items related to migratory game bird hunting. One individual commenting in behalf of an organization felt the total coverage of the seasons should not exceed 4 months, and that in view of enforcement difficulties, it should probably be no more than three months. One individual felt September is too early and October 1 seems to be most desirable (especially mid-week opening) and he felt hunting seasons and bag limits should be more uniform throughout the United States. One individual commenting on behalf of an organization felt shooting hours should be changed to facilitate identification and enforcement and that at least they should not begin before sunrise. Another individual commented that the shooting hours were fine. None of the above comments specified what species their comments related to and none provided any facts or information beyond bare opinion or suggestions that would substantiate a need to change the proposal.

Two individuals in one letter felt canvasback and redhead ducks should be protected in the entire Mississippi Flyway, that efforts should be made to preserve the present population while efforts continue to save habitat which is endangered. Two individuals in one letter favored lowering by one or two the daily bag limit on lesser snow geese. These comments on canvasback and redhead ducks and lesser snow geese relate back to the Service's earlier proposal for which the comment period already closed on June 25, 1975 (40 FR 20090; May 8, 1975, and 40 FR 24527; June 9, 1975).

One individual commenting on behalf of an organization felt that until lead shot is replaced, both season length and bag limits should be substantially reduced. That individual also felt that "in general the liberalization of regulations over recent years, represented in part by special seasons for teal, sea ducks, cranes, etc., is neither sound nor responsible in terms of the public interest. During the same period there has been a continuing increase in factors unfavorable to the health of the resource such as development, pollution and destruction of habitat. The margin for error allowed is insufficient. The current program, in effect, discounts the likelihood of unforeseen and substantial problems such as severe short term climate changes." The same individual also felt it would be desirable if notices informing the public of matters on which they may comment could be sent in sufficient time so that more than a day or two remains before the deadline.

Comments on Proposed Amendments to § 20.105 of Subpart K, Title 50 CFR (Seasons, limits and shooting hours for Canada geese in the Horicon Zone)

No comments in favor, 3 against. Three individuals felt the present quota system is unfair, discriminatory and too restrictive. All three favored a daily bag limit of 1 goose per day. Of these three, one favored increasing the quota to 40,000 geese, reducing the size of the Horicon Zone by 50 percent, eliminating the lottery-tag system and adopting "the on farm registration" used by southern Illinois hunters; another felt the quota for Horicon Zone was too low for the number of geese going to that area and felt that by increasing hunter pressure on the geese, the amount of crop damage would be cut down. The third suggested opening the season for a limited number of days and permitting the taking of 1 goose a day without a permit. Of the above comments, none provided any facts or information beyond bare opinion or suggestions that would substantiate a need to change the proposal. Furthermore, the established quota system is per agreement with the State and cannot be changed at this late date.

None of the comments received on the proposed regulations frameworks for 1975–76 hunting seasons on certain migratory game birds and on proposed amendments to § 20.105 of Subpart K, Title 50 CFR (Seasons, limits and shooting hours for Canada geese in the Horicon Zone) provided any facts or information beyond bare opinion or suggestion that would substantiate a need to change the proposals. The only change the Service adopts in the final frameworks is a minor one which is a relaxation of the one-mile limit to 800 yards in the sea duck hunting areas in North Carolina as discussed above following the summary of comments received on the Service's Proposed 1975–76 Migratory Game Bird Hunting Regulations (Part).

Comments on the Service's regulations proposals, proposed frameworks for certain migratory game birds, and proposed amendments affecting the Horicon Zone Canada goose hunting seasons received by the Service are available for public inspection during normal business hours at the Service's Office of Migratory Bird Management, Fish and Wildlife Service, Room 2257, U.S. Department of the Interior, 18th and C Streets, Washington, D.C.

The Fish and Wildlife Service is of the view that, although the rulemaking process for migratory bird hunting must, by its nature, operate under severe time constraints, every attempt should be made to give the public the greatest possible opportunity to comment on the regulations; thus, when the above-mentioned proposed rulemaking was published, the Service established what it believed were the longest periods possible for public comment. In doing this, the



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Service recognized that at the end of the periods, time would be of the essence. That is, if there were a delay in the effective date of these regulations after this final rulemaking, the Service is of the opinion that the States would have insufficient time to select their season dates, shooting hours, and bag limits, to communicate those selections to the Service, and finally to establish and publicize the necessary regulations and procedures to implement their decisions. The Service therefore finds that "good cause" exists, within the terms of 5 U.S.C. 553(d)(3) of the Administrative procedure Act; and these regulations will, therefore, take effect immediately upon publication.

After due consideration of the comments received, the U.S. Fish and Wildlife Service, under authority of the Migratory Bird Treaty Act of July 3, 1918, as amended, 40 Stat. 755; 16 U.S.C. 703–711), prescribes final rulemaking on portions of the 1975–76 migratory game bird hunting regulations (40 FR 20090; May 8, 1975); prescribes the final regulations frameworks for 1975–76 hunting seasons on certain migratory game birds (40 FR 27943; July 2, 1975), and final rulemaking on amendments to § 20.105 of Subpart K, Title 50 CFR relating to Canada geese in the Horicon Zone.

Effective date: August 6, 1975.

LYNN A. GREENWALT,
*Director,*
*U.S. Fish and Wildlife Service.*

AUGUST 1, 1975.

FINAL 1975–76 MIGRATORY GAME BIRD HUNTING REGULATIONS (PARTIAL

Under authority of the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 703–711), the Fish and Wildlife Service adopts the following general frameworks and guidelines for hunting certain waterfowl, swans, cranes, mourning doves, white-winged doves, band-tailed pigeons, gallinules, rails, coots, common (Wilson's) snipe and woodcock during the 1975–76 season:

1. *Shooting hours.* Basic shooting hours beginning one-half hour before sunrise and ending at sunset are adopted with the option that States may select more restrictive hours within this framework. Exceptions to these basic shooting hours will be noted in subsequent frameworks and finally adopted regulations to be published in the FEDERAL REGISTER.

2. *Framework dates for ducks and geese.* To be generally the same as during the 1974–75 season. From October 1, 1975, to January 20, 1976, for the Atlantic and Mississippi Flyways, and from October 4, 1975, through January 18, 1976, for the Central and Pacific Flyways, with the following exceptions:

(a) Sea ducks: in designated sea duck hunting areas in the Atlantic Flyway—September 1, 1975, through January 20, 1976.

(b) September teal season framework: September 1 through September 30, 1975, in specified areas.

(c) Special scaup season framework: October 1, 1975, through January 31, 1976, in specified areas.

(d) Pacific Flyway brant season framework: October 30, 1975, through February 20, 1976.

(e) Alaska waterfowl: September 1, 1975, through January 26, 1976.



3. *Sea ducks:* (No change.) During the regular duck season in the Atlantic Flyway, States may set, in addition to the regular limits, a daily bag limit of 7 and a possession limit of 14 scoter, eider, and old-squaw ducks, singly or in the aggregate of these species. In addition, an open season for taking scoter, eider and oldsquaw ducks may be selected within the framework in 2(a) above in designated sea duck hunting areas desribed in the 1974–75 Regulatory Announcement No. 93, in the following States of the Atlantic Flyway: Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Virginia, North Carolina, South Carolina, and Georgia, *provided*, that such designated areas have been described and delineated as special sea duck hunting areas under the hunting regulations adopted by the respective States. The daily bag limit in these designated areas is 7 and the possession limit is 14, singly or in the aggregate of these species. In all other areas of these States and in all other States in the Atlantic Flyway, sea ducks may be taken only during the regular open season for ducks.

4. *September teal season:* (No change.) An open season for taking all species of teal may be designated within the framework in 2(b) by the States of Alabama, Arkansas, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Missouri, New Mexico, Ohio, Oklahoma, Tennessee, and Texas in areas delineated by State regulations. The season may not exceed 9 consecutive days. A bag limit of 4 teal daily and 8 in possession is prescribed.

5. *Extra blue-winged teal option:* (No change.) States in the Atlantic, Mississippi and Central Flyways not permitted or not selecting a September teal season may permit the taking of 2 *blue-winged* teal daily and 4 in possession as an addition to the regular duck bag limit for 9 consecutive days during the regular duck season, *except* that States selecting a point system limit may not take extra teal during the regular season. States selecting this option will identify the season dates when they select regular duck season dates.

6. *Special scaup season:* (No change.) An open season for taking scaup may be selected within the framework in 2(c) for all States in areas mutually agreed upon by the Service and the State and delineated by State hunting regulations. The season may not exceed 16 consecutive days and must not overlap with the regular duck season. In these delineated areas, bag limits are 5 scaup daily and 10 in possession. States must identify special scaup season dates when they select their regular duck seasons.

7. *Extra scaup option:* (No change.) States not selecting a special scaup season may permit the taking of 2 scaup daily and 4 in possession as an addition to the regular duck bag limits during the regular duck season in areas mutually agreed upon by the Service and the State and delineated by State hunting regulations, *except* States selecting a point system limit may not take extra scaup during the regular season. States selecting this option must do so at the time they select regular duck season dates. Unless otherwise specified, this addition to the regular bag limit may be taken throughout the regular duck season.

8. *Mergansers:* Deferred pending receipt of additional information and recommendations from the Flyway Councils. Merganser regulations will be established later and all the comments received will be considered prior to that time.

9. *Canvasback/redhead ducks:* Deferred pending receipt of additional information and recommendations from the Flyway Councils. Canvasback/redhead duck regulations will be established later and all the comments received will be considered prior to that time.

10. *Goose and brant seasons: Atlantic Flyway* (No change.) Seasons and bag limits are to be generally the same as last year pending receipt of additional information and recommendations from the Flyway Council. That is, an open season on geese not to exceed 70 days in Virginia (except Back Bay) and States to the north with bag limits on Canada geese of 3 daily and 6 in possession, and not to exceed 50 days in States to the south of Virginia and in Back Bay, Virginia, with bag limits on Canada geese of 1 daily and 2 in possession, *except* no open season on geese in Georgia and Florida. Continuation of a closed season for blue and snow geese and brant to be determined later pending further evaulation of the status of these species.

*Mississippi Flyway:* (No change.) Seasons and bag limits to be generally the same as last year for Canada geese; that is, not to exceed 70 days and bag limits not to exceed 2 daily and 4 in possession pending additional information and Flyway Council recommendations. Seasons and bag limits for specific populations of Canada geese and for blue, snow and white-fronted geese to be determined later when more information is available.

*Central Flyway:* (No change.) Seasons and bag limits to be generally the same as last year; that is, not to exceed 72 days with a daily bag and possession limit of 2 Canada and white-fronted geese singly or in the aggregate in the eastern tier of States (North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas), and not to exceed 93 days with bag limits of 2 daily and 4 in possession for Canada and white-fronted geese singly or in the aggregate in the remainder of the Flyway. In all States in the Flyway, the bag and possession limit may not include more than 1 Ross' goose. Seasons and bag limits for specific populations of Canada geese, and for blue and snow geese are deferred pending additional information and Council recommendations.

*Pacific Flyway:* (Change—bag limit for white geese.). Seasons and bag limits to be generally the same as last year. That is, not to exceed 93 days with bag limits not to exceed 6 daily and in possession, including no more than 3 dark geese daily nor more than 3 white geese daily, including not more than 1 Ross' goose daily and in possession. Seasons and bag limits for brant and specific populations of Canada geese are deferred pending additional information and Flyway Council recommendations. Pacific Flyway lesser snow geese are derived from two principal sources—Wrangel Island off the Siberian arctic coast and the islands and coast of the western Canadian arctic. On Wrangel Island, 1974 marked the fourth year of poor production and birds from the Canadian arctic colonies also experienced poor production last summer. A decrease in the daily bag limit for white geese is proposed to aid in permitting these populations to rebuild to more desirable numbers.

11. *Alaska waterfowl, coots, lesser sandhill (little brown) cranes, and common (Wilson's) snipe:* No changes are adopted in seasons, limits and shooting hours for these species.

12. *Whistling swans:* (No change.) An open season for taking a limited number of whistling swans in Utah, Nevada and Montana may be selected subject to the following conditions: (a) hunting by special permit only, authorizing each permittee to take one swan; (b) the swan season to run concurrently with the duck season; (c) no more than 2,500 permits to be issued in Utah, 500 in Nevada (for hunting in Churchill County only), and 500 in Montana (for hunting in Teton County only); (d) serially numbered permits and metal locking seals furnished by the Service to be issued free by the appropriate State game department on an equitable basis.

13. *Lesser sandhill (little brown) cranes:* (No change.) Seasons for hunting lesser sandhill cranes may be selected with similar dates and identical hunting areas in Colorado, New Mexico/Texas, Texas/Oklahoma, North Dakota, South Dakota, Montana, and Wyoming, as defined in the 1974–75 Regulatory Announcement No. 94, with a daily bag limit of 3 and a possession limit of 6 lesser sandhill cranes.

14. *Coot bag limit:* (No change.) Within the regular duck season, States in the Atlantic, Mississippi and Central Flyways may permit a daily bag limit of 15 and a possession limit of 30 coots, and States in the Pacific Flyway may permit 25 coots daily and in possession, singly or in the aggregate with gallinules.

15. *Gallinules.* (No change.) States in the Atlantic, Mississippi and Central Flyways may select a gallinule season of not more than 70 days from September 1, 1975, through the last day of the 1975–76 regular waterfowl season framework, with a daily bag limit of 15 and a possession limit of 30. Seasons may be split without penalty. They may be selected in July when dove seasons are selected or deferred until waterfowl seasons are selected. If the selection is deferred, shooting hours must conform with those for waterfowl, and the season length will be the same as for waterfowl or 70 days, whichever is the shorter period. A gallinule season selected by any State in the Pacific Flyway must conform to its waterfowl season, and the daily bag and possession limit will be 25 gallinules singly or in the aggregate with coots.

16. *Rails:* (No change.) From September 1, 1975, through the last day of the 1975–76 regular waterfowl season framework, an open season of not more than 70 consecutive days for taking sora and Virginia rails may be selected by States in the Atlantic, Mississippi and Central Flyways. Daily bag and possession limits are 25 birds singly or in the aggregate of these species. In addition, king and clapper rails may be taken during the rail seasons in the following States: (a) Connecticut, Delaware, Maryland, Rhode Island, New Jersey, and New York. Daily bag and possession limits for king and clapper rails in these States will be established in June. (b) In the States of Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, and Virginia, the daily bag limit may be 15 and the possession limit 30 king and clapper rails, singly or in the aggregate.

17. *Common (Wilson's) snipe:* (No change.) Atlantic, Mississippi, and Central Flyway States, except Florida, may select an open season of 65 days from September 1, 1975, through February 28, 1976, except that in Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland and Virginia, the season must close by January 31, 1976. Florida may select a snipe season of not more than 107 days within this framework. In the Pacific Flyway, snipe seasons must run concurrently with regular duck seasons. In all States, the daily bag limit is 8 and the possession limit is 16 snipe. States may select a snipe season at the time they select the waterfowl season, and the snipe season may be split without penalty.

18. *Woodcock:* No changes from last season's regulations. That is, between September 1, 1975, and February 28, 1976, States in the Atlantic, Mississippi, and Central Flyways may select a season of not more than 65 days with a daily bag limit of 5 and a possession limit of 10; *Provided, That* in the States of Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, and Virginia the season must end by January 31. Shooting hours are ½ hour before sunrise until sunset daily. Any State may split its woodcock season without penalty.

19. *Band-tailed pigeons:* An open season of 30 consecutive days from September 1, 1975, through January 15, 1976, may be selected in Washington, Oregon and in each of two areas in California described as (1) the counties of Butte, Del Norte, Glenn, Humboldt, Lassen, Mendocino, Modoc, Plumas, Shasta, Sierra, Siskiyou, Tehama and Trinity; and (2) the rest of California. In these three States, the daily bag and possession limit is 5 band-tailed pigeons.

The open season for band-tailed pigeons in Arizona, Colorado, New Mexico and Utah is subject to the following conditions: between September 1 and November 30, 1975, each State may select an open season of 30 consecutive days with a daily bag limit of 5 and possession limit of 10 band-tailed pigeons, *provided*, that each hunter must have been issued and carry on his person while hunting band-tailed pigeons a valid band-tailed pigeon hunting permit issued by the respective State game department, and such permit will be valid in that State only; and *provided further*, that this season shall be open only in the areas delineated by the respective States in their hunting regulations. New Mexico may divide its State into two zones, along a line following U.S. Highway 60 from the Arizona State line east to Interstate Highway 25 at Socorro and thence south along Interstate Highway 25 to the Texas State line. Between September 1, 1975, and November 30, 1975, in the northern zone, and October 1, 1975, and November 30, 1975, in the southern zone, New Mexico may select open seasons of 30 consecutive days.

20. *Mourning doves:* No change from last season's regulations except that Texas may have full-day hunting (one-half hour before sunrise until sunset) as do the other States in the Central Flyway. However, during the periods that both mourning doves and white-winged doves are hunted, the shooting hours will then be 12 noon until sunset daily.

21. *White-winged doves:* No changes from last year's regulations except that Texas may select a season of no more than 7 half-days (12 noon until sunset) between September 1 and September 14.

The mourning dove is the only migratory game bird occurring in Hawaii in numbers to permit hunting. Mourning doves may be taken in Hawaii in accordance with regulations set by the State of Hawaii as has been done in the past and subject to the applicable provisions of Part 20 of Title 50, Code of Federal Regulations.

FINAL REGULATIONS FRAMEWORKS FOR 1975–76 HUNTING SEASONS ON CERTAIN MIGRATORY GAME BIRDS

Pursuant to the Migratory Bird Treaty Act, the Secretary of the Interior has approved proposed frameworks which prescribe season lengths, bag limits, shooting hours, and outside dates within which States may select seasons for mourning doves, white-winged doves, band-tailed pigeons, rails, woodcock, snipe, and gallinules; for September teal seasons; for sea ducks in certain defined areas of the Atlantic Flyway; and for waterfowl, coots, snipe, and cranes in Alaska. For the guidance of State game departments, these frameworks are summarized below.

NOTE: Those States desiring their gallinule or snipe season to open after September may make their selection at the time they select their regular waterfowl season. Those Atlantic Flyway coastal States desiring their season on sea ducks in certain defined areas to open after September may make their selection at the time they select their regular waterfowl season.

MOURNING DOVES

Between September 1, 1975, and January 15, 1976, except as noted, States may select seasons as follows:

*Eastern Management Unit:* (All States east of the Mississippi River and Louisiana)

1. Shooting hours are 12 noon until sunset daily.

2. The daily bag limit is 12 and the possession limit is 24.

3. An open season of not more than 70 half-days which may run consecutively or be split into not more than three periods.

4. As an option to the above, Alabama, Georgia, Louisiana, and Mississippi may elect to zone their States as follows:

A. Two zones per State having the following division lines:

Alabama—U.S. Highway 84.

Georgia—from west to east, U.S. Highway 80 from Columbus to Macon; State Highway 49 from Macon to Milledgeville; State Highway 22 from Milledgeville to Sparta; State Highway 16 from Sparta to Warrenton; and U.S. Highway 278 from Warrenton to Augusta.

Louisiana—U.S. Highway 190.

Mississippi—From west to east, State Highway 12 to Kosciusko, there joining State Highway 14 and continuing to the Alabama line.

B. Within each zone, these States may select an open season of not more than 70 half-days which may run consecutively or be split into not more than three periods.

C. The hunting seasons in the southern zones of these States may commence no earlier than September 20, 1975.

*Central Management Unit:* (Arkansas, Colorado, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, and Wyoming).

1. Shooting hours are ½ hour before sunrise until sunset daily in all States except that in Texas during the white-winged dove season, the shooting hours are 12 noon until sunset in those counties where white-winged dove hunting is allowed.

2. The daily bag limit is 10 and the possession limit is 20 in all States.

3. An open season in all States of not more than 60 full days which may run consecutively or be split into not more than three periods.

Texas may select an open season for each of two previously established geographical areas subject to the following conditions:

1. The open season may be split into not more than 2 periods.

2. The Northern Area may have an open season of not more than 60 days between September 1, 1975, and January 20, 1976. Shooting hours are ½ hour before sunrise until sunset daily, except during the white-winged dove season when the shooting hours are noon until sunset in those counties in which white-winged doves are hunted.

3. The Southern Area may have an open season of not more than 60 days between September 20, 1975, and January 20, 1976. Shooting hours are ½ hour before sunrise until sunset daily. *Provided, That* in the Counties of *Cameron, Willacy, Hidalgo, Starr, Zapata, Webb,* and *Maverick,* the mourning dove season will be open concurrently with the white-winged dove season, with shooting hours to coincide with those for white-winged doves, and the remainder of the season (60 days less the number of days of the white-winged dove season) must be during September 20, 1975–January 20, 1976.

In New Mexico, the daily bag limit is 10 and the possession limit is 20 mourning and





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white-winged doves, singly or in the aggregate of these species.

*Western Management Unit*: (Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington).

1. Shooting hours are half hour before sunrise until sunset daily.

2. The daily bag limit is 10 and the possession limit is 20.

3. An open season of not more than 50 full days which may run consecutively or be split into not more than three periods.

In Clark and Nye Counties, Nevada, and in Imperial, Riverside, and San Bernardino Counties, California, the daily bag limit is 10 and the possession limit is 20 mourning and white-winged doves, singly or in the aggregate of these species.

WHITE-WINGED DOVES

Between September 1, 1975, and December 31, 1975, Arizona may select an open season for the entire State of not more than 25 consecutive days. Such a season shall run concurrently with the first period of the mourning dove season. The daily bag and possession limit is 10. Shooting hours are ½ hour before sunrise until sunset daily.

California may select an open season only for the Counties of Imperial, Riverside, and San Bernardino. The daily bag limit is 10 and the possession limit is 20 white-winged and mourning doves, singly or in the aggregate of these species. Shooting hours are from ½ hour before sunrise until sunset daily. Dates, limits, and hours conform with those for mourning doves.

Nevada may select an open season only for the Counties of Clark and Nye. The daily bag limit is 10 and the possession limit is 20 white-winged and mourning doves, singly or in the aggregate of these species. Shooting hours are ½ hour before sunrise until sunset daily. Dates, limits, and hours conform with those for mourning doves.

New Mexico may select an open season for the entire State. The daily bag limit is 10 and the possession limit is 20 white-winged and mourning doves, singly or in the aggregate of these species. Shooting hours are ½ hour before sunrise until sunset daily. Dates, limits, and hours conform with those for mourning doves.

Texas may select an open season of not more than 7 half-days for the following Counties: Brewster, Cameron, Culberson, El Paso, Hidalgo, Hudspeth, Jeff Davis, Kinney, Maverick, Presidio, Starr, Terrell, Val Verde, Webb, Willacy, and Zapata. The daily bag is 10 and the possession limit is 20. Shooting hours are 12 noon until sunset daily. Season may be split. Dates: Between September 1 and September 14, 1975.

BAND-TAILED PIGEONS

Between September 1, 1975, and January 15, 1976, Washington and Oregon may select open seasons of not more than 30 consecutive days; California may select open seasons of not more than 30 consecutive days for each of the following two areas:

1. In the Counties of: Butte, Del Norte, Glenn, Humboldt, Lassen, Mendocino, Modoc, Plumas, Shasta, Sierra, Siskiyou, Tehama, and Trinity; and

2. The remainder of the State.

In all three States, the daily bag and possession limit is not more than 8 band-tailed pigeons and the shooting hours are ½ hour before sunrise until sunset daily.

The open season for band-tailed pigeons in Arizona, Colorado, New Mexico, and Utah is subject to the following conditions: between September 1 and November 30, 1975, each State may select an open season of 30 consecutive days with a daily bag limit of 5 and possession limit of 10 band-tailed pigeons, *Provided*, That each hunter must have been issued and carry on his person while hunting band-tailed pigeons, a valid band-tailed pigeon hunting permit issued by the respective State game department, and such permit will be valid in that State only; and *Provided further*, That this season shall be open only in the areas delineated by the respective States in their hunting regulations. New Mexico may divide its State into two zones, along a line following U.S. Highway 60 from the Arizona State line east to Interstate Highway 25 at Socorro and thence south along Interstate Highway 25 to the Texas State line. Between September 1, 1975, and November 30, 1975, in the northern zone, and October 1, 1975, and November 30, 1975, in the southern zone, New Mexico may select open seasons of 20 consecutive days. The shooting hours are ½ hour before sunrise until sunset daily.

RAILS (KING, CLAPPER, SORA, AND VIRGINIA)

Between September 1, 1975, and January 20, 1976, the States may select seasons on king, clapper, sora, and Virginia rails as follows: Shooting hours in all States for all species are ½ hour before sunrise until sunset daily.

The season length for all species of rails may not exceed 70 days.

In Rhode Island, Connecticut, New Jersey, Delaware, and Maryland, the daily bag limit is 10 and the possession limit is 20 king and clapper rails, singly or in the aggregate of these two species.

In Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, and Virginia, the daily bag limit is 15 and possession limit is 30 king and clapper rails, singly or in the aggregate of these two species.

The season will remain closed on king and clapper rails in all other States.

In addition to the limits for king and clapper rails prescribed above, a daily bag and possession limit of 25, singly or in the aggregate of sora and Virginia rails is prescribed in States in the Atlantic, Mississippi, and Central Flyways.

No season is prescribed for rails in the Pacific Flyway.

WOODCOCK

Between September 1, 1975, and February 28, 1976, States in the Atlantic, Mississippi, and Central Flyways may select a season of not more than 65 days with a daily bag limit of 5 and a possession limit of 10; *Provided*, That in the States of Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, and Virginia the season must end by January 31. Shooting hours are ½ hour before sunrise until sunset daily. Any State may split its woodcock season without penalty.

COMMON SNIPE (WILSON'S)

Between September 1, 1975, and February 28, 1976, States in the Atlantic (except Florida), Mississippi, and Central Flyways may select a season of not more than 65 days with a daily bag limit of 8 and a possession limit of 16; Florida may select a snipe season within this framework of not more than 107 days; *Provided*, That in the States of Maine, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, and Virginia the season must end no later than January 31. Shooting hours are ½ hour before sunrise until sunset daily. Any State may split its snipe season without penalty.

All States and portions of States in the Pacific Flyway must select their snipe season to run concurrently with their regular duck season. In these Pacific Flyway States it will be unlawful to take snipe when it is unlawful to take ducks.

States in the three eastern Flyways (except Florida) may defer selecting their snipe season until the time they select their waterfowl season. In that event, the bag and possession limits will be 8 and 16, as above, but shooting hours must be the same as for waterfowl.

GALLINULES

Between September 1, 1975, and January 20, 1976, States may select a season of not more than 70 days with a daily bag limit of 15 and a possession limit of 30. Shooting hours are ½ hour before sunrise until sunset daily. States may split their gallinule seasons without penalty.

States may select their seasons on gallinules at the time they select their waterfowl seasons. If the selection is deferred, bag limits will remain the same, but shooting hours must conform with those for waterfowl, and the season length will be the same as that for waterfowl, or 70 days, whichever is the shorter period. *Except*, That a gallinule season selected by any State in the Pacific Flyway must conform to its waterfowl season, and the daily bag and possession limits will be 25 coots and gallinules singly or in the aggregate of these species.

SCOTER, EIDER, AND OLDSQUAW DUCKS (ATLANTIC FLYWAY)

A maximum open season of 107 days for taking scoter, eider, and oldsquaw ducks is prescribed during the period between September 1, 1975, and January 20, 1976, in all coastal waters and all waters of rivers and streams seaward from the first upstream bridge in the States of Maine, New Hampshire, Massachusetts, Rhode Island, and Connecticut; in those coastal waters of the State of New York lying in Long Island and Block Island Sounds and associated bays eastward from a line running between Miamogue Point in the town of Riverhead to Red Cedar Point in the town of Southampton, including any ocean waters of New York lying south of Long Island; in any waters of the Atlantic Ocean and in any tidal waters of any bay which are separated by at least 1 mile of open water from any shore, island, and emergent vegetation in the States of New Jersey, South Carolina, and Georgia; and in any waters of the Atlantic Ocean and in any tidal waters of any bay which are separated by at least 800 yards of open water from any shore, island, and emergent vegetation in the States of Delaware, Maryland, North Carolina and Virginia: *Provided*, That any such areas have been described, delineated, and designated as special sea duck hunting areas under the hunting regulations adopted by the respective States. In all other areas of these States and in all other States in the Atlantic Flyway, sea ducks may be taken only during the regular open season for ducks.

The daily bag limit is 7 and the possession limit is 14, singly or in the aggregate of these species. During the regular duck season in the Atlantic Flyway, States may set, in addition to the regular limits, a daily bag limit of 7 and a possession limit of 14 scoter, eider, and oldsquaw ducks, singly or in the aggregate of these species. Shooting hours are ½ hour before sunrise until sunset daily.

Those States desiring their sea duck season to open after September may make their selection at the time they select their waterfowl seasons.

SEPTEMBER TEAL SEASON

Between September 1 and September 30, 1975, an open season on all species of teal may be selected by the States of Alabama, Arkansas, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Missouri, New Mexico, Ohio, Oklahoma, Tennessee, and Texas in areas delineated by State regulations.

Shooting hours are from sunrise to sunset daily. The season may not exceed 9 consecutive days with a bag limit of 4 teal daily and 8 in possession.





MIGRATORY GAME BIRD SEASONS IN ALASKA

Between September 1, 1975, and January 26, 1976, Alaska may select seasons on waterfowl, coots, snipe, and cranes, subject to the following limitations:

1. Shooting hours on all species are ½ hour before sunrise until sunset daily.

2. Season lengths:

(a) In the Pribilof, Kodiak, and Aleutian Islands, except Unimak Island, an open season of 107 consecutive days for ducks, geese, brant, and coots.

(b) Except: the season is closed on Canada geese from Unimak Pass westward in the Aleutian Island chain.

(c) In the remainder of Alaska including Unimak Island, an open season of 107 consecutive days for ducks, geese, brant, and coots.

(d) An open season of 65 days for snipe.

(e) An open season of 45 consecutive days for lesser sandhill (little brown) cranes.

3. *Bag and Possession Limits:*

(a) *Ducks*—A basic daily bag limit of 6 and a possession limit of 18 ducks. In addition to the basic limit, there is a daily bag limit of 15 and a possession limit of 30 scoter, eider, oldsquaw, harlequin, and American and red-breasted mergansers, singly or in the aggregate of these species.

(b) *Geese*—A basic daily bag limit of 6 and a possession limit of 12, of which not more than 4 daily and 8 in possession may be white-fronted or Canada geese, singly or in the aggregate of these species. In addition to the basic limit, there is a daily bag limit of 6 and a possession limit of 12 emperor geese.

(c) *Brant*—A daily bag limit of 4 and a possession limit of 8.

(d) *Coots*—A daily bag and possession limit of 15.

(e) *Snipe*—A daily bag limit of 8 and a possession limit of 16.

(f) *Cranes*—A daily bag limit of 2 and a possession limit of 4.

Section 20.105(d) is revised to read as follows:

§ 20.105 Seasons, limits, and shooting hours for waterfowl, coots, and gallinules.

* * * * *

(d) *Canada geese in the Horicon Zone.*

(1) In Wisconsin during the 1975–76 waterfowl season, the kill of Canada geese will be limited to 28,000 birds; 16,000 of which may be taken in the area designated as the Horicon Zone.

(2) The Horicon Zone includes portions of Columbia, Dodge, Fond du Lac, Green Lake, Washington, and Winnebago Counties. It is bounded on the east by U.S. Highway 45 from Oshkosh to Fond du Lac, and then State Highway 175 to Addison; on the south by State Highway 33 from Addison to Beaver Dam, and then U.S. Highway 151 to Columbus; on the west by State Highway 73 from Columbus to its intersection with State Highway 23, east of Princeton; and on the north by State Highway 23 from the intersection with State Highway 73 to Ripon, then State Highway 44 to Oshkosh.

(3) Seasons and limits for Canada geese:

Daily bag limit: 1.
Possession limit: 1.
Season dates: October 9–October 26, inclusive.

(4) Each person hunting Canada geese in the Horicon Zone must have been issued in his name and carry on his person a valid Horicon Zone Canada goose tag hunting permit with correspondingly numbered report card and metal Canada goose tag. To be valid, the permit must remain attached to the report card until a Canada goose is reduced to possession.

(5) Immediately after a Canada goose is killed in the Horicon Zone and reduced to possession, the tag must be affixed and securely locked through the nostrils of the Canada goose. The goose may not be carried by hand or transported in any manner without the tag being attached. The tab must remain on the goose until it reaches the abode of the permit holder.

(6) Each person hunting Canada geese in the Horicon Zone must report on tag use or nonuse, using the report card provided, within 12 hours after the close of the Canada goose season in the Horicon Zone.

(7) Permit application procedure:

(i) Applications for Horicon Zone Canada Goose Hunting Permits must be submitted by mail and postmarked no later than September 12, 1975. Only holders of a current valid hunting license may apply. Each application must contain the applicant's first name, middle initial (if any) and last name. It shall be unlawful for any person to apply for or use more than one permit per year or to submit an application containing false information. Applications from persons in the military service on duty outside the State during the regular application period will be accepted if they are accompanied by a notarized statement attesting to such duty outside the State.

(ii) Application forms will be available from county clerks, State hunting and fishing license depots, and from Wisconsin Department of Natural Resources offices in Spooner, Rhinelander, Eau Claire, Green Bay, Madison and Milwaukee.

(iii) If the number of applicants exceeds the number of permits and tags authorized, successful applicants will be randomly selected. If two or more persons wish to hunt together in the Horicon Zone, each must fill out an application form and submit it together with the applications from other members of the group in one envelope marked "Group Application." Group applications will be considered in the selection as one application.

* * * * *

[FR Doc.75-20488 Filed 8-5-75;8:45 am]

## Title 7—Agriculture

## SUBTITLE A—OFFICE OF THE SECRETARY OF AGRICULTURE

## PART 2—DELEGATIONS OF AUTHORITY BY THE SECRETARY OF AGRICULTURE AND GENERAL OFFICERS OF THE DEPARTMENT

### Defense Responsibilities

Part 2, Subtitle A, Title 7, Code of Federal Regulations is amended to include in the delegations of authority by the Secretary and general officers the assignment of defense responsibilities and to make certain corrections.

### Subpart C—Delegations of Authority to the Under Secretary, Assistant Secretaries and Director of Agricultural Economics

1. Section 2.15 is amended by revising paragraph (c)(2) to read as follows:

§ 2.15 Delegations of Authority to the Under Secretary.

(c) * * *

(2) Coordinate the Department emergency preparedness program including the disaster emergency response program and matters relating to international defense organizations.

* * * * * *

2. Section 2.17 is amended by adding a new paragraph (h) to read as follows:

§ 2.17 Delegations of Authority to the Assistant Secretary for Marketing and Consumer Services.

* * * * * *

(h) *Related to Defense.* Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), concerning protection of livestock, poultry and crops and products thereof from biological and chemical warfare; utilization or disposal of livestock and poultry exposed to radiation; wholesomeness of meat and poultry and products thereof; inspection of eggs and egg products; and food stamp assistance.

3. Section 2.19 is amended by revoking and reserving paragraph (c)(12) and by adding a new paragraph (l) as follows:

§ 2.19 Delegations of Authority to the Assistant Secretary for Conservation, Research, and Education.

* * * * * *

(c)(12) [Reserved]

* * * * * *

(l) *Related to Defense.* Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), concerning agricultural lands and water; forests and forest products; rural fire defense; information and



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education; agricultural and forestry research; and coordination of research by cooperating State research institutions.

4. Section 2.21 is amended by revoking and reserving paragraph (a)(10) and adding a new paragraph (f) to read as follows:

**§ 2.21 Delegations of Authority to the Assistant Secretary for International Affairs and Commodity Programs.**

• • • • •

(a)(10) [Reserved]

• • • • •

(f) *Related to Defense.* Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), concerning agricultural production; food processing, storage, and distribution; distribution of farm equipment and fertilizer; rehabilitation and use of food, agricultural and related agribusiness facilities; Commodity Credit Corporation resources; and foreign agricultural intelligence and other foreign agricultural matters.

5. Section 2.23 is amended by adding a new paragraph (e) to read as follows:

**§ 2.23 Delegations of Authority to the Assistant Secretary for Rural Development.**

• • • • •

(e) *Related to Defense.* Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act, as amended (50 U.S.C. App. 2251 et seq.), concerning rural credit and financial assistance.

6. Section 2.25 is amended by adding a new paragraph (j) to read as follows:

• • • • •

**§ 2.25 Delegations of Authority to the Assistant Secretary for Administration.**

• • • • •

(j) *Related to Defense.* Provide internal administrative management and support services for the defense programs of the Department.

7. Section 2.27 is amended by adding a new paragraph (f) to read as follows:

**§ 2.27 Delegations of Authority to the Director of Agricultural Economics.**

• • • • •

(f) *Related to Defense.* Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), concerning estimates of supplies of agricultural commodities and evaluation of requirements therefor; coordination of damage assessment; and food and agricultural aspects of economic stabilization, economic research, and agricultural statistics.

**Subpart D—Delegations of Authority to Other General Officers and Agency Heads**

8. Section 2.31 is amended by revising paragraph (o) to read as follows:

**§ 2.31 Delegation of Authority to the General Counsel.**

• • • • •

(o) Perform such other legal service as may be required in the administration of the Department's activities, including the defense program.

• • • • •

9. Section 2.32 is amended by revising paragraph (d) to read as follows:

**§ 2.32 Delegations of Authority to the Director of Communication.**

• • • • •

(d) Determine policy for all Departmental communication activities and provide leadership and centralized operational direction for Department and agency information activities so that all material shall effectively support Departmental policies and programs, including the defense program.

• • • • •

**Subpart E—Delegations of Authority by the Under Secretary**

10. Section 2.46 is amended by deleting from paragraph (a)(1) the reference to "Office of Emergency Preparedness" and inserting in lieu thereof "Federal Preparedness Agency" and by revising paragraph (a)(7) to read as follows:

**§ 2.46 Delegations of Authority to the Director, Office of Intergovernmental Affairs.**

(a) • • •

(7) Direct the entire defense program of USDA. This includes: (i) Maintaining liaison with executive departments and the Congress with respect to policy matters (ii) supervising and directing USDA regional emergency staffs and USDA State and county emergency boards; (iii) directing the USDA part of the national defense executive reserve program; (iv) providing policy guidance to USDA agencies in carrying out specific defense assignments; and (v) representing the Department in matters relating to international defense organizations, such as NATO and its suborganizations.

• • • • •

**Subpart F—Delegations of Authority by the Assistant Secretary for Marketing and Consumer Services**

11. Section 2.50 is amended by adding a new paragraph (a)(3)(xxx) to read as follows:

**§ 2.50 Administrator, Agricultural Marketing Service.**

(a) • • •

(3) • • •

(xxx) Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to inspection of eggs and egg products.

• • • • •

12. Section 2.51 is amended by adding a new paragraph (a)(30) to read as follows:

**§ 2.51 Administrator, Animal and Plant Health Inspection Service.**

(a) • • •

(30) Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C App. 2251 et seq.), relating to protection of livestock, poultry and crops and products thereof from biological and chemical warfare; utilization or disposal of livestock and poultry exposed to radiation; and wholesomeness of meat and poultry and products thereof.

13. Section 2.53 is amended by adding a new paragraph (a)(6) to read as follows:

**§ 2.53 Administrator, Food and Nutrition Service.**

(a) • • •

(6) Authorize defense emergency food stamp assistance.

**Subpart G—Delegations of Authority by the Assistant Secretary for Conservation, Research, and Education**

14. Section 2.57 is amended by adding a new paragraph (a)(27) to read as follows:

**§ 2.57 Administrator, Agricultural Research Service.**

(a) • • •

(27) Agricultural research in support of functions assigned to the Department under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.).

15. Section 2.58 is amended by adding a new paragraph (a)(8) to read as follows:

**§ 2.58 Administrator, Cooperative State Research Service.**

(a) • • •

(8) Coordinate research by cooperating State research institutions in support of functions assigned to the Department under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.).

16. Section 2.59 is amended by revising paragraph (a)(11) to read as follows:

**§ 2.59 Administrator, Extension Service.**

(a) • • •

(11) Administer through the Cooperative Extension Service education and information services assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.).

• • • • •





17. Section 2.60 is amended by adding a new paragraph (a)(20) to read as follows:

**§ 2.60 Chief, Forest Service.**

(a) • • •

(20) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to forests and forest products, rural fire defense, and forestry research.

• • • • •

18. Section 2.62 is amended by adding a new paragraph (a)(8) to read as follows:

**§ 2.62 Administrator, Soil Conservation Service.**

(a) • • •

(8) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to agricultural lands and water.

**Subpart H—Delegations of Authority by the Assistant to the Secretary for International Affairs and Commodity Programs**

19. Section 2.65 is amended by revising paragraph (a)(10) to read as follows:

**§ 2.65 Administrator, Agricultural Stabilization and Conservation Service.**

(a) • • •

(10) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to agricultural production; food processing, storage, and distribution; distribution of farm equipment and fertilizer; rehabilitation and use of food, agricultural and related agribusiness facilities; and resources of the Commodity Credit Corporation, on behalf of that corporation.

• • • • •

20. Section 2.68 is amended by adding a new paragraph (a)(24) to read as follows:

**§ 2.68 Administrator, Foreign Agricultural Service.**

(a) • • •

(24) Provide foreign agricultural intelligence and other foreign agricultural services in support of programs administered by the Department under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.).

**Subpart I—Delegations of Authority by the Assistant Secretary for Rural Development**

21. Section 2.70 is amended by adding a new paragraph (a)(14) to read as follows:

**§ 2.70 Administrator, Farmers Home Administration.**

(a) • • •

(14) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to rural credit and financial assistance.

• • • • •

22. Section 2.72(a) is revised to read as follows:

**§ 2.72 Administrator, Rural Electrification Administration.**

(a) *Delegations.* Pursuant to § 2.23(c) and subject to policy guidance and direction by the Assistant Secretary for Rural Development, the following delegations of authority are made by the Assistant Secretary for Rural Development:

(1) Administer the Rural Electrification Act as amended (7 U.S.C. 901–950 (b)).

(2) Provide management support services for the Rural Development Service, as agreed upon by the agencies, including administrative, budget, financial, personnel, and matters such as procurement, property management, communications, messenger and paperwork management, but excluding fiscal accounting.

(3) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to financial assistance.

• • • • •

**Subpart J—Delegations of Authority by the Assistant Secretary for Administration**

23. Section 2.75 is amended by adding a new paragraph (a)(1)(viii) to read as follows:

**§ 2.75 Director, Office of Management and Finance.**

(a) • • •

(1) • • •

(viii) Budgetary and financial aspects of defense responsibilities of the Department.

• • • • •

24. Section 2.78 is amended by adding a new paragraph (a)(14) to read as follows:

**§ 2.78 Director of Personnel.**

(a) • • •

(14) Provide personnel services relating to defense responsibilities of the Department.

• • • • •

25. Section 2.79 is amended by adding a new paragraph (a)(6) to read as follows:

**§ 2.79 Director, Office of Operations.**

(a) • • •

(6) Provide support services normally furnished by the Office of Operations and needed by the Department in carrying out defense responsibilities.

• • • • •

**Subpart K—Delegations of Authority by the Director of Agricultural Economics**

26. Section 2.86 is amended by adding a new paragraph (a)(10) to read as follows:

**§ 2.86 Administrator, Economic Research Service.**

(a) • • •

(10) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to estimates of supplies of agricultural commodities and evaluation of requirements therefor, and food and agricultural aspects of economic stabilization and economic research.

• • • • •

27. Section 2.87 is amended by adding a new paragraph (a)(7) to read as follows:

**§ 2.87 Administrator, Statistical Research Service.**

(a) • • •

(7) Administer responsibilities and functions assigned under the Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.), and the Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), relating to agricultural statistics and damage assessment coordination.

*Effective date.* These amendments shall become effective August 6, 1975.

Dated: July 30, 1975.

For Subparts C and D:

EARL L. BUTZ,
*Secretary of Agriculture.*

Dated: July 29, 1975.

For Subpart E:

J. PHIL CAMPBELL,
*Under Secretary.*

Dated: July 16, 1975.

For Subpart F:

JOHN DAMGARD,
*Deputy Assistant Secretary, Marketing and Consumer Service.*

Dated: July 18, 1975.

For Subpart G:

PAUL A. VANDER MYDE,
*Deputy Assistant Secretary for Conservation, Research, and Education.*

Dated: July 24, 1975.

For Subpart H:

RICHARD E. BELL,
*Assistant Secretary for International Affairs and Commodity Programs.*



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Dated: July 24, 1975.

For Subpart I:

JAMES E. BOSTIC, Jr.,
*Deputy Assistant Secretary for Rural Development.*

Dated: July 25, 1975.

For Subpart J:

JOSEPH R. WRIGHT,
*Assistant Secretary for Administration.*

Dated: July 14, 1975.

For Subpart K:

J. DAWSON AHALT,
*Acting Director of Agricultural Economics.*

[FR Doc.75-20423 Filed 8-5-75;8:45 am]

## CHAPTER III—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

## PART 301—DOMESTIC QUARANTINE NOTICES

### Imported Fire Ant, Additions to Regulated Areas

**• Purpose: The purpose of this docket is to list the additional areas regulated because of the spread of the imported fire ant. •**

This document amends the supplemental regulation which lists regulated areas for purposes of the Federal Imported Fire Ant Quarantine by:

1. Adding to the generally infested regulated areas all or parts of the following previously nonregulated counties: Marshall in Alabama; Drew in Arkansas; Broward, Dade, Martin, Monroe, Palm Beach, and St. Lucie in Florida; Candler, Douglas, Hancock, Jefferson, and Polk in Georgia; Leflore, Sunflower, and Tippah in Mississippi; New Hanover in North Carolina; and Anderson, Bandera, Caldwell, Calhoun, Frio, Gonzales, Grayson, Guadalupe, Kerr, Leon, Limestone, Navarro, Robertson, Upshur, and Wood in Texas. The entire State of Florida is now regulated.

2. Extending the regulated areas in the following previously regulated counties: Lawrence and Winston in Alabama; Ashley in Arkansas; Carroll, Haralson, and Morgan in Georgia; Bolivar, Grenada, Humphreys, Lafayette, and Prentiss in Mississippi; Columbus and Pamlico in North Carolina; Darlington in South Carolina; and Collin, Comal, Fayette, Matagorda, Rusk, and Tarrant in Texas.

Pursuant to the provisions of sections 8 and 9 of the Plant Quarantine Act of August 20, 1912, as amended, and section 106 of the Federal Plant Pest Act (7 U.S.C. 161, 162, 150ee), and § 301.81–2 of the Imported Fire Ant Quarantine regulations, 7 CFR 301.81–2, as amended, the supplemental regulation designating regulated areas, 7 CFR 301.81–2a, is hereby amended as set forth below:

1. In § 301.81–2a relating to the States of Alabama, Arkansas, Georgia, Mississippi, North Carolina, South Carolina, and Texas, under generally infested areas,



the following counties are redescribed or added in alphabetical order as follows:

**§ 301.81–2a Regulated areas; suppressive and generally infested areas.**

• • • • •

ALABAMA

(1) *Generally infested area.*

• • • • •

*Lawrence County.* N ½, T. 6 S., R. 6 W.; T. 4 and 5 S., R. 6 W.; Secs. 1 and 2, T. 6 S., R. 7 W. and Secs. 35 and 36, T. 5 S., R. 7 W.

• • • • •

*Marshall County.* That portion of the county lying south of the north line of T. 10 S.

• • • • •

*Winston County.* The entire county.

• • • • •

ARKANSAS

(1) *Generally infested area.*

*Ashley County.* The entire county.

• • • • •

*Drew County.* That portion of the county lying south of the south line of T. 11 S., and west of the west line of R. 5 W.

• • • • •

GEORGIA

(1) *Generally infested area.*

• • • • •

*Carroll County.* The entire county.

*Candler County.* That portion of the county lying within Georgia Militia District 1735.

• • • • •

*Douglas County.* The entire county.

• • • • •

*Hancock County.* That portion of the county lying within Georgia Militia Districts 109, 103, 102, 101, and 104.

*Haralson County.* That portion of the county lying within Georgia Militia Districts 653, 1078, 1143, 1225, 1335, 1426, 1512, and 1574.

• • • • •

*Jefferson County.* That portion of the county south of Williamson Swamp Creek.

• • • • •

*Morgan County.* That portion of the county lying within Georgia Militia Districts 283, 282, 400, 396, 397, 286, 1463, 285, 278, 279, and that portion of Georgia Militia District 280 lying south and southwest of State road S. 1418.

• • • • •

*Polk County.* That portion of the county lying within Georgia Militia Districts 1075, 1079, 1223, and 1469.

• • • • •

MISSISSIPPI

(1) *Generally infested area.*

• • • • •

*Bolivar County.* T. 20 N., Rs. 6 and 7 W.; and T. 21 N., Rs. 5, 6, and 7 W.

• • • • •

*Grenada County.* N ½, T. 21 N., R. 4 E.; S ½, T. 22 N., R. 4 E., and that portion of the county lying east of the west line of R. 5 E.

• • • • •

*Humphreys County.* The entire county.

• • • • •

*Lafayette County.* That portion of the county lying south of the north line of T. 10 S.; T. 9 S., Rs. 1 and 2 W.; and T. 8 S., R. 1 W.

• • • • •

*Leflore County.* That portion of T. 16 N., R. 2 W., lying in the county; S½, T. 17 N., R. 2 W.; and N½, T. 19 N., R. 2 W.

• • • • •

*Prentiss County.* That portion of the county lying south of the north line of T. 5 S.; and that portion of T. 4 S., R. 9 E., lying in the county.

• • • • •

*Sunflower County.* N½, T. 17 N., R. 3 W.; and T. 20 N., R. 5 W.

*Tippah County.* E½, T. 5 S., R. 4 E.; and that portion of the county lying east of the west line of R. 5 E.

• • • • •

NORTH CAROLINA

(1) *Generally infested area.*

• • • • •

*Columbus County.* That area bounded by a line beginning at a point where U.S. Highway 74 intersects the Columbus-Robeson County line, thence south and east along said highway to its junction with North Carolina Highway 410, thence southeast along right-of-way of proposed U.S. Highway 74 to its junction with U.S. Highway 74, thence south and east along said highway to the Brunswick-Columbus County line, thence south and west along said county line to the North Carolina-South Carolina State line, thence northwest along said State line to the Columbus-Robeson County line, thence northeast along said county line to the point of beginning, including all the towns of Halisboro, Bolton and Delco.

• • • • •

*New Hanover County.* That area bounded by a line beginning at the junction of the New Hanover County line and the Northeast Cape Fear River; thence southeast along said river to its junction with Smith Creek; thence east along said creek to its junction with Burnt Mill Creek; thence south along said creek to its intersection with the Seaboard Coastline Railroad; thence southeast along said railroad to its intersection with Kerr Avenue; thence south along said avenue to its junction with State Secondary Road 1492; thence south along said road to its junction with U.S. Highway 421; thence south along said highway to the intersection with the Intra-Coastal Waterway; thence southwest along said Waterway to the junction of the Brunswick-New Hanover County line; thence northwest along said county line to the Pender-New Hanover County line; thence northeast along said county line to point of beginning.

• • • • •

*Pamlico County.* That portion of the county located west and southwest of the Intra-Coastal Waterway.

• • • • •

SOUTH CAROLINA

(1) *Generally infested area.*

• • • • •

*Darlington County.* That portion of the county bounded by a line beginning at a point where State Secondary Highway 131 intersects the Darlington-Lee County line, thence extending easterly along State Secondary Highway 131 to its intersection with State Secondary Highway 290, thence easterly along said highway to its junction with U.S. Highway 401, thence northeasterly along said highway to its intersection with Jeffries Creek, thence southeasterly along said creek to its intersection with the Darlington-Florence Connty line, thence southwesterly along said county line to its intersection with Sparrow Swamp, thence northwesterly along said swamp to its junction with Newman Swamp, thence northwesterly along said swamp to its intersection with the Darlington-Lee County line, thence northerly along said county line to the point of beginning; that portion of the county bounded by a line beginning at a point where U.S. Highway 15 intersects the Great Pee Dee River, thence southerly along said river to its junction with the Darlington-Florence County line, thence southwesterly along said county line to its intersection with U.S. Highway 52, thence northwest along said highway to its intersection with State Primary Highway 34, thence northeast along said highway to its junction with State Secondary Highway 133, thence north along said highway to its junction with U.S. Highway 15, thence northeast along said highway to the point of beginning, excluding the town of Society Hill.

• • • • •

TEXAS

(1) *Generally infested area.*

*Anderson County.* That portion of the county bounded by a line beginning at the point where U.S. Highway 287 intersects U.S. Highway 84, thence easterly along said highway to the Anderson-Cherokee County line, thence southeasterly along said county line to its junction with the Anderson-Houston County line, thence westerly along said county line to its intersection with U.S. Highway 287, thence northwesterly along said highway to the point of beginning, including all of the city of Palestine and all of the town of Elkhart.

*Angelina County.* The entire county.

*Atascosa County.* That portion of the county bounded by a line beginning where Atascosa County line intersects the Medina County line, thence southeasterly along the Atascosa County line to its junction with Texas Highway 97, thence southwesterly along said highway to its intersection with Texas Highway 16, thence north along said highway to its junction with Texas Highway 173, thence northwesterly along said highway to its intersection with the west boundary line of Atascosa County, thence north along said boundary line to the point of beginning, excluding the Cities of Pleasanton and Jourdanton.

*Austin County.* The entire county.

*Bandera County.* That portion of the county bounded by a line beginning at a point where Texas Highway 16 intersects the Bandera-Kerr County line, thence southeasterly along said county line to its junction with the Bandera-Kendall County line, thence southeasterly along said county line to its junction with the Bandera-Bexar County line, thence southwesterly along said county line to its junction with the Bandera-Medina County line, thence southwesterly, westerly, northerly, and westerly along said county line to its intersection with Farm to Market Road 689, thence northerly along said road to its intersection with Texas Highway 16, thence northwesterly along said highway to the point of beginning, including the entire towns of Bandera and Medina.

*Bexar County.* The entire county.

*Brazoria County.* The entire county.

*Brazos County.* The entire county.

*Burleson County.* That portion of the county lying south and east of Texas Highway 21, excluding the City of Caldwell.

*Caldwell County.* The entire county.

*Calhoun County.* That portion of the county bounded by a line beginning at a point where U.S. Highway 87 intersects the Calhoun-Victoria County line, thence easterly along said county line to its junction with the Calhoun-Jackson County line, thence easterly, southerly, and easterly along said county line to its junction with the Calhoun-Matagorda County line, thence southwesterly along said county line to its intersection with the Gulf Intercoastal Waterway, thence southwesterly along said waterway to its junction with the south shore of Matagorda Bay, thence northwesterly along said shoreline to a point opposite the end of Farm to Market Road 2717, thence southerly along an imaginary line to said Farm to Market Road, thence southerly and southwesterly along said road to its junction with Texas Highway 316, thence northwesterly along said highway to its junction with Farm to Market Road 2541, thence westerly and northwesterly along said road to its junction with Texas Highway 35, thence easterly along said highway to its intersection with Farm to Market Road 2433, thence northwesterly along said road to its junction with U.S. Highway 87, thence northwesterly along said highway to the point of beginning.

*Chambers County.* The entire county.

*Cherokee County.* That portion of the county lying south of U.S. Highway 84, including the City of Rusk.

*Collin County.* The entire county.

*Colorado County.* The entire county.

*Comal County.* The entire county.

*Dallas County.* The entire county.

*Denton County.* The entire county.

*De Witt County.* That portion of the county bounded by a line beginning where Farm to Market Road 443 intersects the De Witt-Gonzales County line, thence northeasterly along said county line to its junction with the De Witt-Lavaca County line, thence southeasterly along said county line to its intersection with Farm to Market Road 1447, thence southwesterly along said road to its intersection with U.S. Highway 183, thence northerly along said highway to its junction with Farm to Market Road 443, thence northerly along said road to the point of beginning, excluding the city of Cuero and the town of Hochheim.

*Ellis County.* That portion of the county lying within the corporate limits of the Cities of Ennis and Ferris.

*Fayette County.* The entire county.

*Fort Bend County.* The entire county.

*Frio County.* That portion of the county bounded by a line beginning at a point where Farm to Market Road 462 intersects the Frio-Medina County line, thence east along said county line to its junction with the Frio-Atascosa County line, thence south along said county line to its intersection with Farm to Market Road 140, thence westerly along said road to its intersection with Interstate Highway 35, thence northeasterly along said highway to its intersection with Farm to Market Road 462, thence northwesterly along said road to the point of beginning, including the entire towns of Pearsall and Moore.

*Galveston County.* The entire county.

*Gonzales County.* That portion of the county bounded by a line beginning at a point where Texas Highway 304 intersects the Gonzales-Caldwell County line, thence northeasterly along said county line to its junction with the Gonzales-Fayette County line, thence southeasterly and southwesterly along said county line to its junction with the Gonzales-Lavaca County line, thence southwesterly along said county line to its intersection with U.S. Highway 90A, thence northwesterly along said highway to its junction with Texas Highway 304, thence northerly along said highway to the point of beginning.

*Grayson County.* That portion of the county bounded by a line beginning at the point of intersection of Texas Highway 289 and Farm to Market Road 121, thence easterly along the latter road to its junction with Texas Highway 160, thence south along said highway to its intersection with the Grayson-Collin County line, thence west along said county line to its intersection with Texas Highway 289, thence northeasterly along said highway to the point of beginning, including all of the town of Van Alstyne, but excluding all of the town of Gunter.

*Gregg County.* The entire county.

*Grimes County.* The entire county.

*Guadalupe County.* The entire county.

*Hardin County.* The entire county.

*Harris County.* The entire county.

*Harrison County.* The entire county.

*Houston County.* The entire county.

*Jackson County.* The entire county.

*Jasper County.* The entire county.

*Jefferson County.* The entire county.

*Kendall County.* The entire county.

*Kerr County.* That portion of the county bounded by a line beginning at a point where Farm to Market Road 783 intersects the Kerr-Gillespie County line, thence east along said county line to its junction with the Kerr-Kendall County line, thence south along said county line to its junction with the Kerr-Bandera County line, thence northwesterly along said county line to its intersection with Texas Highway 16, thence northeasterly along said highway to its intersection with Texas Highway 27, thence northwesterly along said highway to its junction with Farm to Market Road 783, thence northerly along said road to the point of beginning and including all of the city of Kerrville.

*Lavaca County.* The entire county.

*Leon County.* That portion of the county lying south of Texas Highway 7, but excluding the towns of Marquez and Centerville.

*Liberty County.* The entire county.

*Limestone County.* That portion of the county included in a block four miles wide with Texas Highway 14 as its center line and running in a northeasterly direction from the Limestone Falls County line to the Limestone-Freestone County line and including the towns of Kossa, Thornton, Groesbeck and the city of Mexia.

*Madison County.* The entire county.

*Marion County.* That portion of the county bounded by a line beginning at a point where Texas Highway 49 intersects Texas Highway 43, thence easterly along Texas Highway 49 to its junction with the Texas-Louisiana State line, thence south along said State line to its junction with the Marion-Harrison County line, thence westerly along said county line to its intersection with Texas Highway 43, thence northerly along said highway to the point of beginning.

*Matagorda County.* The entire county.

*Medina County.* That portion of the county bounded by a line beginning at a point where Texas Farm to Market Road 689 intersects the Medina-Bandera County line, thence easterly, southerly, and northeasterly along said county line to its junction with the Medina-Bexar County line, thence south along said county line to its junction with the Medina-Frio County line, thence west along said county line to its intersection with Texas Farm to Market Road 462, thence northwest and north along said road to its intersection with U.S. Highway 90, thence east along said highway to its junction with Texas Farm to Market Road 689, thence northerly along said highway to the point of beginning, excluding the towns of Yancey and Hondo.

*Montgomery County.* The entire county.

*Nacogdoches County.* The entire county.

*Navarro County.* That area within a circle having a radius of 3 miles with the focal point at the intersection of Texas Highway 31 and Farm to Market Road 1129.

*Newton County.* The entire county.

*Nueces County.* The entire county.

*Orange County.* The entire county.

*Panola County.* The entire county.

*Polk County.* The entire county.

*Robertson County.* That portion of the county bounded by a line beginning at a point where the Brazos River intersects Farm to Market Road 979, thence easterly along







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said road to its intersection with Farm to Market Road 46, thence southeasterly along said road to its junction with the Robertson-Brazos County line, thence southwesterly along said county line to its junction with the Brazos River, thence northerly along said river to the point of beginning, but excluding the towns of Calvert and Franklin.

*Rusk County.* The entire county.

*Sabine County.* The entire county.

*San Augustine County.* The entire county.

*San Jacinto County.* The entire county.

*San Patricio County.* The entire county.

*Shelby County.* The entire county.

*Smith County.* The entire county.

*Tarrant County.* That portion of the county bounded by a line beginning at a point where Texas Highway 114 intersects the Tarrant-Denton County line, thence easterly along said county line to its junction with the Tarrant-Dallas County line, thence south along said county line to its junction with the Tarrant-Ellis County line, thence west along said county line and the Tarrant-Johnson County line to its intersection with U.S. Highway 287, thence northwesterly along said highway to its junction with Interstate Highway 20, thence westerly along said highway to its junction with Loop 820, thence northerly along said loop to its junction with Texas Highway 121, thence northeasterly along said highway to its intersection with Texas Highway 114, thence northwesterly along said highway to the point of beginning.

*Trinity County.* The entire county.

*Tyler County.* The entire county.

*Upshur County.* That portion of the county lying south of a line beginning at a point where the Upshur-Wood County line intersects Farm to Market Road 2911, thence easterly along said road to its junction with Texas Highway 155, thence northeasterly along said highway to its junction with Farm to Market Road 1404, thence southerly and easterly along said road to its junction with Farm to Market Road 2685, thence northerly along said road for a distance of 2.75 miles to its junction with an unnamed county road, thence east, southeast and east along said road to its junction with Farm to Market Road 726, thence northeasterly along said road to its junction with Texas Highway 154, thence northeasterly, easterly and southeasterly to its intersection with the Upshur-Harrison County line, and including all of the town of Big Sandy.

*Victoria County.* The entire county.

*Walker County.* The entire country.

*Waller County.* The entire county.

*Washington County.* The entire county.

*Wharton County.* The entire county.

*Wilson County.* That portion of the county bounded by a line beginning at a point where Farm to Market Road 536 intersects the meeting point of the Atascosa-Bexar-Wilson County lines, thence northeasterly along the Bexar-Wilson County line to its junction with Cibolo Creek, thence southerly along said creek to its intersection with Farm to Market Road 775, thence westerly along said road, to its junction with U.S. Highway 87, thence southeasterly along said highway to its junction with Texas Highway 97, thence southwesterly along said highway to its junction with Farm to Market Road 536, thence westerly along said road to the point of beginning, excluding the city of Floresville and the towns of LaVernia and Sutherland Springs.

*Wood County.* That portion of the county lying east of U.S. Highway 69 and south of Texas Highway 49, but excluding all of the city of Mineola.

(2) *Suppressive areas.*

*Bowie County.* That area within a circle having a radius of 3 miles with the center at the intersection of Interstate Highway 30 and Texas Highway 8.

FLORIDA

2. In § 301.81–2a relating to the State of Florida, under generally infested area, the entire description is changed as set forth below:

(1) *Generally infested areas.* The entire State.

(2) *Suppressive areas.* None.

(Secs. 8, 9, 37 Stat. 318, as amended, sec. 106, 71 Stat. 33 (7 U.S.C. 161, 162, 150ee); 37 FR 28464, 28477 as amended; 38 FR 19140; 7 CFR 301.81–2, 39 FR 21117)

The Deputy Administrator of the Plant Protection and Quarantine Programs has determined that the imported fire ant has been found or there is reason to believe it is present in the civil divisions and parts of civil divisions listed as regulated areas or that it is necessary to regulate such areas because of their proximity to imported fire ant infestation or their inseparability for quarantine enforcement purposes from imported fire ant infested localities. Further, he has also determined that the areas designated as suppressive and generally infested areas eligible for such designation under § 301.81–1.

The Deputy Administrator has also determined that each of the quarantined States, wherein only portions of the State are designated as regulated areas, has adopted and is enforcing a quarantine or regulation which imposes restrictions on the intrastate movement of the regulated articles which are substantially the same as those which are imposed with respect to the interstate movement of such articles under the quarantine and regulations in this subpart, and that the designation of less than the entire State as a regulated area will otherwise be adequate to prevent the interstate spread of the imported fire ant. Therefore, such civil divisions and parts of civil divisions listed above are designated as imported fire ant regulated areas.

This document imposes restrictions that are necessary in order to prevent the dissemination of the imported fire ant and should be made effective promptly to accomplish its purpose in the public interest. Also, it does not appear that additional information would be made available to the Department by public participation in rulemaking proceedings on this amendment. Accordingly, it is found upon good cause, under the administrative procedure provisions of 5 U.S.C. 553, that notice and other public procedure with respect to the foregoing amendment are impracticable and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

*Effective date.* This amendment shall become effective August 6, 1975.

Done at Washington, D.C., this 1st day of August, 1975.

J. F. SPEARS,
*Acting Deputy Administrator, Plant Protection and Quarantine Programs.*

[FR Doc.75–20486 Filed 8–5–75;8:45 am]

## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

## PART 923—SWEET CHERRIES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

### Expenses and Rate of Assessment

This document authorizes $25,698 of Washington Cherry Marketing Committee expenses, under Marketing Order No. 923, for the 1975–76 fiscal period and fixes the rate of assessment at $0.80 per ton of cherries shipped outside the production area. Such assessments are to be paid to the committee by each first handler as his pro rata share of program expenses.

On July 16, 1975, notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 29831) regarding proposed expenses and the related rate of assessment for the period April 1, 1975, through March 31, 1976, pursuant to the marketing agreement and Order No. 923 (7 CFR Part 923) regulating the handling of sweet cherries grown in designated counties in Washington. The notice invited interested persons to submit written data, views, or arguments through July 31, 1975. No such material was submitted. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Washington Cherry Marketing Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

§ 923.215 Expenses and rate of assessment.

(a) *Expenses.* Expenses that are reasonable and likely to be incurred by the Washington Cherry Marketing Committee during the period April 1, 1975, through March 31, 1976, will amount to $25,698.

(b) *Rate of Assessment.* The rate of assessment for said period, payable by each first handler in accordance with § 923.41, is fixed at $0.80 per ton of sweet cherries.

(c) *Terms.* Terms used in the marketing agreement and order shall, when used herein, have the same meaning as is given to the respective terms in said marketing agreement and order.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of the current crop of sweet cherries grown in the designated counties in Washington are now being made; (2) the relevant provisions of said marketing agreement and this part require that the rate of assessment herein fixed shall be applicable to all assessable cherries handled during the aforesaid period; and (3) such period began on April 1, 1975, and said rate of assessment will automatically apply to all such cherries beginning with such date.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 1, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20484 Filed 8–5–75;8:45 am]





## Title 10—Energy

## CHAPTER I—NUCLEAR REGULATORY COMMISSION

## PART 20—STANDARDS FOR PROTECTION AGAINST RADIATION

## PART 50—LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

### Change of Terminology for "as low as practicable" Limits

On May 5, 1975 the Nuclear Regulatory Commission published in the FEDERAL REGISTER (40 FR 19439) its decision in the rule making proceeding concerning numerical guides for design objectives and limiting conditions for operation to meet the criterion "as low as practicable" for radioactive material in light-water-cooled nuclear power reactor effluents, including amendments of 10 CFR Part 50 to be effective June 4, 1975.

In its decision the Commission stated that:

> The Commission fully subscribes to the general principle that, within established radiation protection guides, radiation exposures to the public should be kept "as low as practicable." This precept has been a central one in the field of radiation protection for many years. The term "as low as practicable" is defined in the Commission's regulations [10 CFR 50.34a(a)] to mean "as low as is practicably achievable taking into account the state of technology, and the economics of improvements in relation to the benefits to the public health and safety and in relation to the utilization of atomic energy in the public interest.
>
> We note that during the pendency of this rule making the International Commission on Radiological Protection, in ICRP Publication No. 22, has replaced the phrase "as low as practicable" with "as low as is reasonably achievable" in its recommendation on dose limitation.
>
> Its recommendation has also been expanded to identify two specific considerations—economic and social—that are to be taken into account in determining a level of exposure that may be considered "as low as is reasonably achievable." Other considerations, such as ethical ones, are not excluded by this wording and may indeed be considered to be included by the adjective "social." The ICRP has clearly stated that the changed terminology does not reflect a change in the objectives of dose limitation, but rather a choice of language which "more closely describes its intentions." See ICRP Publication 22, paragraphs 6, 7, and 20.
>
> We endorse this attempt to make this basic concept of radiation protection more understandable. We are today directing the Commission's staff to prepare and issue for public comment a proposed rule that substitutes the currently accepted phrasing—"as low as is reasonably achievable"—for the older, less precise terminology in the many places throughout our regulations and regulatory guides where it appears.

In accordance with the Commission's directive the Commission's staff has prepared the following proposed amendments of 10 CFR Parts 20 and 50 which would substitute the term "as low as is reasonably achievable" for the term "as low as practicable."

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, and section 553 of Title 5 of the United States Code, notice is hereby given that adoption of the following amendments to 10 CFR Parts 20 and 50 is contemplated. All interested persons who desire to submit written comments or suggestions in connection with the proposed amendments should submit them by October 6, 1975, to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section. Copies of comments on the proposed amendments may be examined at the Commission's Public Document Room at 1717 H Street, NW, Washington, D.C.

1. Section 20.1 of 10 CFR Part 20 is amended by revising paragraph (c) to read as follows:

§ 20.1 Purpose.

. . . . . .

(c) In accordance with recommendations of the Federal Radiation Council, approved by the President, persons engaged in activities under licenses issued by the Nuclear Regulatory Commission pursuant to the Atomic Energy Act of 1954, as amended, and the Energy Reorganization Act of 1974 should, in addition to complying with the requirements set forth in this part, make every reasonable effort to maintain radiation exposures, and releases of radioactive materials in effluents to unrestricted areas, as low as is reasonably achievable. The term "as low as is reasonably achievable" means as low as is reasonably achievable taking into account the state of technology, and the economics of improvements in relation to benefits to the public health and safety, and other societal and socioeconomic considerations, and in relation to the utilization of atomic energy in the public interest.

2. Section 50.34a of 10 CFR Part 50 is amended by revising paragraph (a) to read as follows:

§ 50.34a Design objectives for equipment to control releases of radioactive material in effluents—nuclear power reactors.

(a) An application for a permit to construct a nuclear power reactor shall include a description of the preliminary design of equipment to be installed to maintain control over radioactive materials in gaseous and liquid effluents produced during normal reactor operations, including expected operational occurrences. In the case of an application filed on or after January 2, 1971, the application shall also identify the design objectives, and the means to be employed, for keeping levels of radioactive material in effluents to unrestricted areas as low as is reasonably achievable. The term "as low as is reasonably achievable" as used in this part means as low as is reasonably achievable taking into account the state of technology, and the economics of improvements in relation to benefits to the public health and safety and other societal and socioeconomic considerations, and in relation to the utilization of atomic energy in the public interest. The guides set out in Appendix I provide numerical guidance on design objectives for light-water-cooled nuclear power reactors to meet the requirement that radioactive material in effluents released to unrestricted areas be kept as low as is reasonably achievable. These numerical guides for design objectives and limiting conditions for operation are not to be construed as radiation protection standards.

. . . . . .

§ 50.36a [Amended]

3. Section 50.36a and Appendix I of 10 CFR Part 50 are amended by changing the term "as low as practicable" to "as low as is reasonably achievable" wherever it appears.

(Sec. 161, Pub. L. 83–703, 68 Stat. 948 (42 U.S.C. 2201); Sec. 201(f), Pub. L. 93–438, 88 Stat. 1243 (42 U.S.C. 5841)).

Dated at Bethesda, Maryland this 2nd day of July 1975.

For the Nuclear Regulatory Commission.

LEE V. GOSSICK,
*Executive Director for Operations.*

[FR Doc.75–20369 Filed 8–5–75;8:45 am]

## Title 12—Banks and Banking

## CHAPTER V—FEDERAL HOME LOAN BANK BOARD

[75–649]

## PART 523—MEMBERS OF BANKS

### Liquidity

JULY 30, 1975.

The Federal Home Loan Bank Board considers it desirable to amend § 523.11 of the Regulations for the Federal Home Loan Bank System (12 CFR 523.11) for the purposes of increasing the overall liquidity requirement of each Federal Home Loan Bank member from 6 percent to 6½ percent of its liquidity base and of increasing each member's short-term liquidity requirement from 2 percent to 2½ percent of such base. Accordingly, the Federal Home Loan Bank Board hereby amends said § 523.11 by revising paragraph (a) thereof, to read as follows, effective September 1, 1975:

§ 523.11 Liquidity requirements.

(a) *General.* For each calendar month, each member, other than a mutual savings bank as to which there is in effect the election provided for in paragraph (e) of this section, shall maintain an average daily balance of liquid assets in an amount not less than 6½ percent of the average daily balance of the member's liquidity base during the preceding calendar month; except as otherwise pro-



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vided in paragraphs (b) and (d) of this section. For each calendar month, each member, other than a mutual savings bank or an insurance company, shall maintain an average daily balance of short-term liquid assets in an amount not less than 2½ percent of the average daily balance of the member's liquidity base during the preceding calendar month, except as otherwise provided in paragraphs (b) and (d) of this section.

* * * * *

Since members' recent reports to the Board show a substantial increase in cash flow, making funds more available for lending and for other purposes, the Board determines that it is prudent to increase members' liquidity requirements without the delay that would result if notice and public procedure were provided with respect to this amendment. Therefore, the Board hereby finds that notice and public procedure as to this amendment are impracticable and contrary to the public interest under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and since publication of this amendment for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date of this amendment would in the opinion of the Board likewise be impracticable and contrary to the public interest for the same reason, the Board hereby provides that this amendment shall become effective as hereinbefore set forth.

(Sec. 5A, 47 Stat. 727, as added by sec. 1, 64 Stat. 256, as amended, sec. 17, 47 Stat. 736, as amended; 12 U.S.C. 1425a, 1437. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071).

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN, *Secretary.*

[FR Doc.75–20443 Filed 8–5–75;8:45 am]

[75–653]

## PART 564—SETTLEMENT OF INSURANCE

### Deletion of Obsolete Regulations

JULY 30, 1975.

The Federal Home Loan Bank Board, as operating head of the Federal Savings and Loan Insurance Corporation, in Resolution No. 75–482, dated June 4, 1975, proposed to delete §§ 564.11 and 564.12 from the rules and regulations for Insurance of Accounts (12 CFR 564.11 and 564.12) as obsolete.

Notice of such proposed rulemaking was duly published in the FEDERAL REGISTER on June 10, 1975 (40 FR 24755), with a invitation for interested persons to submit written comments by July 11, 1975. On the basis of its consideration of all relevant material presented by interested persons and otherwise available, the Board considers it desirable to adopt the proposed amendment. Accordingly, the Board hereby amends Part 564 by deleting §§ 564.11 and 564.12 thereof, to read as set forth below, effective September 8, 1975.



Sections 564.11 and 564.12 were adopted by Board Resolution No. 20,724 of July 7, 1967. Section 564.11 (12 CFR 564.11) continued until April 15, 1968, insurance of all accounts insured under the rules and interpretations theretofore in effect. Section 564.12 (12 CFR 564.12) required each insured institution to provide notice of such amendments to certain of its accountholders by mailing them prior to February 1, 1968, a brochure prepared by the Federal Savings and Loan Insurance Corporation. Section 564.12 also required insured institutions to make such brochures available to the public at each of their offices.

Sections 564.11 and 564.12 are rescinded as follows:

§ 564.11 [Rescinded eff. 9–8–75]

§ 564.12 [Rescinded eff. 9–8–75]

(Secs. 402, 403, 407, 48 Stat. 1258, 1257, 1260, as amended; 12 U.S.C. 1725, 1726, 1730. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071).

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN, *Secretary.*

[FR Doc.75–20445 Field 8–5–75;8:45 am]

## CHAPTER VI—FARM CREDIT ADMINISTRATION

## PART 612 PERSONNEL ADMINISTRATION

### Conflicts of Interest

The Farm Credit Administration, by its Federal Farm Credit Board, took final action on amendments to its regulations and authorized their issuance effective July 29, 1975. These amendments would (1) clarify the handling of political activities of employees of Farm Credit institutions; (2) clarify that all employees of Farm Credit institutions are required to devote their full business time to the effective accomplishment of their duties; (3) clarify what acts are prohibited for salaried employees of Farm Credit institutions; (4) provide for a policy to be adopted by each district bank board requiring the bank to adopt a procedure for handling conflicts of interest cases; (5) restate the circumstances for reporting of conflicts of interest transactions by interested personnel; (6) clarify the procedure for enforcing the conflicts of interest prohibition; (7) clarify the reporting of conflicts of interest cases by associations; (8) reidentify the office to which reports shall be made of credit extended to financing institutions under certain circumstances; (9) clarify the reporting of conflicts of interest which may be involved in a loan transaction requiring prior approval or advice from the Farm Credit Administration.

By a notice published in the FEDERAL REGISTER on June 16, 1975, interested persons were afforded the opportunity to file written comments or suggestions on the proposed amendments not later than July 18, 1975. All comments were considered prior to the final action on the proposed amendments by the Federal Farm Credit Board. Copies of all communications received are available for examination by interested persons in the Office of Director, Information Division, Office of Administration, Farm Credit Administration.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by revising §§ 612.2060(a), 612.2150, 612.2160, 612.2170, 612.2230, 612.2240, 612.2250, 612.2260, and 612.2270. These amendments are as follows:

**§ 612.2060 Political activity.**

(a) No salaried officer, employee, or agent of a Farm Credit institution shall hold a public office or be a candidate for such office unless the bank by which he is employed or which supervises his employer has, after investigation and consideration of all facts involved, determined in writing that such candidacy or holding of public office would not bring justified criticism on the grounds of political activities or partialities or in any other manner adversely affect the best interests of the borrowers or the operations and public image of the System or any institutions thereof. All determinations made hereunder shall be reported to the board of directors of the bank concerned.

* * * * *

**§ 612.2150 Devotion of time to official duties.**

Salaried officers, employees, and agents of Farm Credit institutions are required to devote the full business time for which they are employed to the effective accomplishment of the duties assigned them by the institutions in which they are employed. They are also expected to refrain from accepting employment or compensation for activities, even for services rendered outside of the business hours for which they are employed, which might embarrass the Farm Credit institution or the Farm Credit Administration or reflect adversely upon their ability to take an unbiased and impartial view of its operations.

**§ 612.2160 Prohibited acts for salaried employees.**

A salaried officer, employee, or agent of any institution of the Farm Credit System:

(a) Shall not participate, directly or indirectly, in the deliberation upon, or the determination of, any question affecting his personal interests, those of any person related to him by blood, marriage, or adoption, or those of any partnership, association, or any business organization in which he is directly or indirectly interested. An act shall not be deemed enjoined by this paragraph (a) if the employing institution determines that the degree of interest or relationship in question is not substantial but so trivial as to create little probability that the officer's, employee's, or agent's impartiality of judgment and action has been affected, and such determination has been reported to the board of directors of the employing institution. Such report shall be reflected in the minutes of the board meeting;

(b) Shall not use for his own personal benefit or that of another or, except in the performance of his official duties, divulge to another person any fact or information acquired, directly or indirectly, by virtue of his employment which is not generally available to the public;

(c) (1) Shall not solicit o raccept, directly or indirectly, any "benefit" (i.e., salary, fee, commission, honorarium, gift, or favor):

(i) From any "borrower" (i.e., a debtor, loan applicant, or representative) of the Farm Credit institution which is his employer;

(ii) From any borrower of a Farm Credit institution supervised by his employer;

(iii) From any borrower of a Farm Credit institution which supervises his employer;

(iv) From any person who purchases real or personal property from a borrower;

(v) From any person who sells real or personal property to a borrower; or

(vi) From any person transacting business with his employer.

(2) An officer, employee, or agent may enter into the following transactions for a benefit with a person (as identified in paragraph (c) (1) above) if such transactions are arranged in good faith as the result of arm's-length negotiations and the fair market value of services, supplies, or products involved in any single transaction, or any series of transactions with the same person, during one calendar year does not exceed a total of $1,000:

(i) For services to be performed on a farm owned or rented by him or on other property in which he has an interest;

(ii) For the purchase of farm supplies and products to be used on a farm owned or rented by him;

(iii) For the sale of farm supplies and products produced on a farm owned or rented by him; or

(iv) For the rental of real property by or to him; Provided, that for any single transaction, or any series of transactions with the same person, during one calendar year the total of which exceeds $1,000, prior written authorization of the board of directors of his employer shall be obtained. When such authorization is given, the action of the board of directors shall be reported to the bank officer designated pursuant to § 612.2170.

(3) The board of directors of the supervising bank may, in lieu of the provisions of paragraph (c) (2) above, prescribe a policy addressed to the transactions identified therein and submit it for the approval of the Farm Credit Administration, and establish guidelines applicable to officers, employees, and agents of the bank and of associations under its supervision, which shall assure that the types and values of permitted transactions do not have a reasonable potential for conflicts of interest.

(4) An officer, employee, or agent may

(i) Accept food and refreshments of nominal value on infrequent occasions in the ordinary course of a luncheon or dinner meeting or other meeting where such officer, employee, or agent is in attendance;

(ii) Accept unsolicited advertising or promotional material such as pens, pencils, note pads, calendars, and other items of nominal value; or

(iii) Accept any benefit otherwise enjoined by this paragraph (c) if the circumstances make clear that the motivating factor for the extension of such benefit is not based on the official responsibilities of such officer, employee, or agent or of the institution by which he is employed and, in any way, connected with any business activity he is engaged in, other than an activity referred to in paragraph (c) (1), and with any business of the other person or organization concerned, and that the offer of such benefit has been reported to and its acceptance has received the prior written authorization of the board of directors of the employing institution and, if an association officer, employee, or agent is involved, by the board of directors of the supervising bank. The action of the board shall be reflected in the minutes of the board meeting and brought to the attention of the bank officer designated pursuant to § 612.2170 (c).

(d) Shall not acquire, directly or indirectly (including acquisition by membership in syndicates, but not by will or inheritance):

(1) Any lands or interests therein, including mineral interests, which are owned by any Farm Credit institution or which were thus owned at any time within the preceding 12 months,

(2) Any mineral interests in lands which are mortgaged to any Farm Credit institution or which were thus mortgaged at any time within the preceding 12 months, but this shall not prohibit the acquisition of mineral interests incidentally with surface interests, or which were severed prior to the preceding 12 months from lands currently mortgaged to the institution and are owned by a person who has no interest in such lands, or

(3) Any interests in lands (including mineral interests being acquired incidentally with surface interests) which are mortgaged to any Farm Credit institution or which were thus mortgaged at any time within the preceding 12 months, without obtaining the specific prior approval of such institution's board of directors. Such action shall be reported in the minutes of the board meeting.

As used in this paragraph (d), "mineral interests" means any interest in minerals, oil, or gas, including but not limited to, any right derived, directly or indirectly, from a mineral, oil, or gas lease, deed, or royalty conveyance.

(e) Shall not participate, directly or indirectly, in any tra saction concerning the purchase or sale of corporate stocks or bonds, commodities, or other property for speculative purposes if such action might tend to interfere with the proper and impartial performance of his duties or bring discredit upon any Farm Credit institution. Employees are not prohibited by this paragraph from making bone fide investments. When an employee is uncertain as to whether a contemplated transaction would constitute a violation of this paragraph, he should seek the advice, in accordance with procedures adopted by the district bank, of the officer designated pursuant to § 612.2170(c).

(f) Shall not have a business relation, directly or indirectly,

(1) With a "borrower" (i.e., a debtor, loan applicant, or representative) of the Farm Credit institution which is his employer;

(2) With a borrower of a Farm Credit institution supervised by his employer;

(3) With a borrower of a Farm Credit institution which supervises his employer;

(4) With a person who purchases real or personal property from any borrowers;

(5) With a person who sells real or personal property to any borrowers; or

(6) With a person transacting business with his employer; except in an official capacity as officer, employee, or agent of a Farm Credit institution, unless the board of directors of the employing institution, in carrying out the intention of this § 612.2160, has made a prior determination in writing that such business relation reasonably cannot be viewed as a means to influence a decision in which a Farm Credit institution has an interest. If the employing institution is an association, such determination shall be reported to and concurred in by the supervising bank. The action of the board shall be reflected in the minutes of the board meeting and brought to the attention of the bank officer designated pursuant to § 612.2170(c). Examples of such business relation include the purchase or sale of personal or real property, sale or placement of insurance, salesbarn activities, and auctioneering, appraisal, and other professional services but do not include the transactions described in paragraph (c) (2) and (4) (iii) or transactions involving nonfarm goods purchased to meet family needs for food, clothing, and household furnishings and equipment from usual commercial sources at prices available to the public in general, or involving medical or dental services.

(g) Shall not purchase or acquire, directly or indirectly while he serves on a finance committee or subcommittee, except by will or inheritance, any interest in any obligations of the bank or banks for which he participated in establishing rates.

(h) Shall not also serve as an officer or director of an organization that transacts business with a Farm Credit institution, or of a financial institution unless the board of directors of the bank by which he is employed or which supervises his employer has determined that the involvement by such financial institution in the type of lending engaged in by the bank or his employer is so trivial as to create little probability of any significant impact upon the bank's or his employer's business, and he has agreed in writing not to participate on the finan-







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cial institution's loan committee or in the deliberation upon, or determination of, any question coming before the financial institution's board which has more than nominal significance to the bank or his employer. Such action shall be reported in the minutes of the board meeting.

(i) The provisions of §§ 612.2110 and 612.2120, and not this § 612.2160, apply to directors of Farm Credit banks and associations.

**§ 612.2170 Prohibited acts procedures.**

Under a policy of its board applicable to the acts prohibited by § 612.2160, each district bank shall adopt procedures which will assure that:

(a) The provisions of § 612.2160 are brought to the attention from time to time of all officers, employees, and agents of Farm Credit institutions and directors of associations in the district;

(b) All cases arising under § 612.2160 involving officers, employees, or agents of the bank, or of associations under its supervision, are brought to the attention of the bank's board;

(c) An officer of the bank is designated (1) to receive reports of all cases arising under § 612.2160 involving officers, employees, or agents of the bank and of associations under its supervision, (2) to report promptly in writing to the Deputy Governor, Office of Credit and Operations, cases arising under paragraphs (a) through (g) thereof, (3) to record actions taken to resolve every case involving § 612.2160, and (4) to submit a semiannual report in writing of such actions to the Deputy Governor, Office of Credit and Operations.

**§ 612.2230 Report by personnel.**

The director, officer, or employee involved or interested in any transaction to which §§ 612.2120 and 612.2160 are applicable shall report in writing to the appropriate officer of the interested bank or association and disclose his interest and status in the matter unless, in the case of a loan application, the application itself discloses such information. The interested bank or association is the one that is a party to the transaction and not the employing bank or association or the one on whose board the director serves, unless they happen to be the same.

**§ 612.2240 Prohibited acts enforcement.**

(a) The Office of Examination shall investigate any case involving an act prohibited by paragraphs (a) through (g) of § 612.2160 if it determines that such action is necessary or advisable. A copy of the investigation report shall be submitted to the president of the district bank concerned and to the officer designated as provided in § 612.2170(c).

(b) The bank shall, with regard to any prohibited act evidenced by the investigation report, take prompt action in a manner that will assure the integrity of the Farm Credit institution concerned and the confidence of the public in it.

(c) The board of directors of the bank shall, with regard to a case arising under paragraph (h) of § 612.2160 take prompt action to assure compliance therewith.

**§ 612.2250 Reports of transactions with directors, officers, or employees.**

The associations shall report transactions to which §§ 612.2120, 612.2160, 612.2210, and 612.2230 apply fully in writing to the officer of the supervising bank designated pursuant to § 612.2170(c).

**§ 612.2260 Reports of credit extended to financing institutions.**

Any bank or association extending credit to a financing institution not in the Farm Credit System upon the basis of any note or other obligation of a director, officer, or employee of a Farm Credit institution, including any obligation or any endorsement in which such director, officer, or employee has a personal financial interest, shall be reported to the Deputy Governor, Office of Credit and Operations, at the time the transaction comes to the attention of the Farm Credit bank. This section shall not apply to the fulfillment of existing contracts with such institutions in accordance with their terms where there is no change in the parties of interest or the ownership of the related property, to the sales of surplus equipment and supplies in accordance with the rules of disposition of such property, or the discounting by a Federal intermediate credit bank of a PCA loan, or to the making of a loan by a bank for cooperatives except as such loans or discounts are required by other regulations to be submitted for prior approval.

**§ 612.2270 Other reports to Farm Credit Administration.**

In connection with any loan transaction required by regulations not contained in this Subpart B to be submitted to the Deputy Governor, Office of Credit and Operations, for prior approval or advice and counsel, if there is involved a violation or possible violation of a regulation in this Subpart B, a report of such violation or possible violation shall be included with the loan transaction submission. Such report shall not be in lieu of the report required by § 612.2170. All directors, officers, and employees shall be advised of the circumstances in which reports are required under this § 612.2270.

(Secs. 5.6, 5.9, 5.18, 5.19, 5.26, 85 Stat. 616, 619, 621, 624)

W. M. HARDING,
*Governor,*
*Farm Credit Administration.*

[FR Doc.75-20476, Filed 8-5-75;8:45 am]

## Title 17—Commodity and Securities Exchanges

### CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Release Nos. 33-5596, 34-11529, 35-19083, IC-8848, AS-175]

### PART 210—FORM AND CONTENT OF FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, AND INVESTMENT COMPANY ACT OF 1940

### Consolidated Financial Statements

The Commission today adopted an amendment of Rule 4-02(e) of Regulation S-X (17 CFR 210.4-02(e)) relating to separate statements of subsidiaries included in consolidated financial statements. The amendment clarifies the requirements for separate statements of consolidated subsidiaries engaged in certain financial activities. Revision of the rule was originally proposed on December 11, 1974.[1] Consideration of comments has resulted in revisions of the proposal so that the rule now being adopted will be more understandable and easier to work with.

The December 1974 release observed that the proposed amendment resulted from our experience in examining financial statements filed by registrants and also from current economic and financial developments. At that time we noted concern over developments in banking and other regulated financial businesses in which there is regulation for the interests of depositors and insureds apart from the interests of stockholders. The need for disclosure of information concerning subsidiaries in these highly leveraged areas is no less necessary today.

The revisions to the proposed amendments of Rule 4-02(e) are as follows:

The provision of paragraph (e)(2) requiring financial statements for a registrant's nonsignificant subsidiaries when the investment in them exceeds 10 percent of total assets on registrant's balance sheet has been transferred to paragraph (e). The remainder of paragraph (e)(2) has been eliminated since it provided for omission of nonsignificant subsidiaries whose exclusion generally would be appropriate because of lack of materiality. The former paragraph (e)(3) has been renumbered (e)(2) but is otherwise unchanged.

The inclusion of leasing as part of the finance line of business has been modified to include subsidiaries engaged in finance leasing and to exclude subsidiaries with only nonfinancing leases.

The proposed paragraph § 210.4-02(e)(1) provided for exclusion of supporting statements of a consolidated significant subsidiary or of a significant group of subsidiaries if their assets, sales and income each exceed 90 percent of the corresponding amounts on the consolidated statements. In response to several comments these provisions have been revised so that in making this test average consolidated income (or loss) may be substituted for the current year's income (or loss). This is comparable to a provision in the definition of significant subsidiary in Rule 1-02 of Regulation S-X.

Under the rule one or more sets of financial statements may be required in support of the basic consolidated statements, and under certain unusual circumstances as many as four separate sets of statements may be needed.[2] While this requirement may appear to place an onerous burden on a registrant, it is a reflection of the involved and complicated nature of business and is necessary to provide the investor with sufficient information on which to base investment decisions. In its project on "Financial Reporting for Segments of a Business Enterprise," the Financial Accounting Standards Board is considering the reporting problems of diversified companies including the matter of disclosure of information about different segments. Rule 4-02 will be reconsidered when the FASB issues a statement on this subject.

*Commission action:* The Commission hereby amends Part 210 of Chapter II of Title 17 of the Code of Federal Regulations by revising paragraph (e) of § 210.4-02 as given below:

**§ 210.4-02. Consolidated financial statements of the registrant and its subsidiaries.**

* * * * *

(e) separate financial statements shall be presented for each significant consolidated subsidiary or each group of consolidated subsidiaries which in the aggregate meet the tests of a significant subsidiary engaged in the business of life insurance, fire and casualty insurance, securities broker-dealer, finance (which group includes similar activities such as factoring, mortgage banking and leasing, exclusive of subsidiaries with only nonfinancing leases), savings and loan or banking (including all subsidiaries of banks), and for all nonsignificant consolidated subsidiaries not otherwise included in groups above, combined when registrant's investment (including current and not current advances) in all such subsidiaries exceeds 10 percent of total assets on registrant's balance sheet. Notwithstanding the foregoing requirement, separate financial statements may be omitted:

(1) For a consolidated subsidiary or group of consolidated subsidiaries in the same business if the registrant's and registrant's other subsidiaries' proportionate share (based on their equity interests) of (i) total assets (after intercompany eliminations), (ii) total sales and revenues (after intercompany eliminations), and (iii) income (or loss) before income taxes and extraordinary items of such subsidiary or group of subsidiaries each exceeds 90 percent of the corresponding amounts on the consolidated financial statements. If the proportionate share of income (or loss) under paragraph (e)(1)(iii) above and the corresponding amount on the consolidated financial statements are not both income or both loss, then separate financial statements may not be omitted. If the average income before income taxes and extraordinary items on the consolidated financial statements for the last five fiscal years is less than such consolidated income on the most recent annual financial statements or if the average consolidated loss for the last five years is less than such consolidated loss on the most recent annual financial statements, then such average amounts may be substituted in the determination under (iii) above.

(2) For a consolidated subsidiary or group of consolidated subsidiaries in the same business if in excess of 90 percent of their sales and revenues are derived from registrant and registrant's other subsidiaries.

(sections 6, 7, 8, 10 and 19(a) of the Securities Act of 1933 (15 U.S.C. 77f, 77g, 77h, 77j, 77s); sections 12, 13, 15(d) and 23(a) of the Securities Exchange Act of 1934 (15 U.S.C. 78l, 78m, 78o(d), 78w); sections 5(b), 14 and 20(a) of the Public Utility Holding Company Act of 1935 (15 U.S.C. 79e, 79n, 79t); and sections 8, 30, 31(c) and 38(a) of the Investment Company Act of 1940 (15 U.S.C. 80a-8, 80a-29, 80a-30(c), 80a-37(a)))

The amendments shall be effective with respect to financial statements filed with the Commission subsequent to September 30, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

JULY 10, 1975.

[FR Doc.75-20398 Filed 8-5-75;8:45 am]

[1] Securities Act Release No. 5548, Securities Exchange Act Release No. 11132, Public Utility Holding Company Act Release No. 18705, Investment Company Act Release No. 8612 (40 FR 1078).

[2] For example, a holding company with bank and finance company subsidiaries might have to present the following sets of financial statements: (1) consolidated statements; (2) parent company statements; (3) combined statements of bank subsidiaries; and (4) combined statements of finance company subsidiaries.





## Title 20—Employee Benefits

### CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### PART 405—FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED (1965-.....)[1]

### Utilization Review; Deferral of Effective Date of Regulations

This Notice defers, until further notice, the effective date of certain regulatory provisions published November 29, 1974 (39 FR 41604, 41610) governing the requirement for admission review in hospitals under the Medicare and Medicaid programs.

On May 27, 1975, the United States District Court for the Northern District of Illinois in the case of *American Medical Association* v. *Weinberger*, Civil Action No. 75 C 560, issued a preliminary injunction pending a final disposition on the merits of the action, prohibiting the Department from enforcing or implementing 20 CFR 405.1035 (e) and (f) and 45 CFR 250.19(a)(1)(viii). On July 23, 1975, the United States Court of Appeals for the Seventh Circuit affirmed the District Court's order. The Department is presently considering whether to seek further review of the preliminary injunction.

These regulatory provisions were originally to have been effective on February 1, 1975. On April 1, 1975, the Department published a notice in the FEDERAL REGISTER (40 FR 14591, 14597) changing the effective date to July 1, 1975. On July 3, 1975, the Department published a Notice in the FEDERAL REGISTER further postponing the effective date to July 30, 1975 (40 FR 28052, 28070). In view of the affirmance by the Court of Appeals of the District Court's order prohibiting the enforcement of implementation of these regulatory provisions, it has become necessary to defer enforcement and implementation of these provisions until such time as the District Court's order is reversed or modified. Accordingly, notice is hereby given that the effective date of 20 CFR 405.1035 (e) and (f) and 45 CFR § 250.19(a)(1)(viii) is delayed until further notice.

Dated: August 1, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-20473 Filed 8-5-75;8:45 am]

[1] 38 FR 13637, May 24, 1973.

## Title 21—Food and Drugs

[FRL 412-2 FAP4H5050/R10]

### CHAPTER I—FOOD AND DRUG ADMINISTRATION

### PART 561—TOLERANCES FOR PESTICIDES IN ANIMAL FEEDS ADMINISTERED BY THE ENVIRONMENTAL PROTECTION AGENCY

### Hexakis (2-Methyl-2-Phenylpropyl) Distannoxane

On May 28, 1974, notice was given (39 FR 18505) that Shell Chemical Company, Suite 300, 1700 K St., NW, Washington, D.C. 20006, had filed a food additive petition (FAP 4H5050) with the Environmental Protection Agency (EPA). This petition proposed the establishment of a tolerance for residues of the insecticide hexakis (2-methyl-2-phenylpropyl) distannoxane in dried apple pomace at 15 parts per million (ppm) resulting from application of the insecticide to growing apples.

Shell filed the petition under the name hexakis (beta, beta-dimethylphenethyl) distannoxane in dried apple pomace at akis (2-methyl-2-phenylpropyl) distannoxane.

Shell Chemical Company subsequently amended the petition by including the organotin metabolites of the insecticide in the tolerance request, increasing the proposed food additive tolerance in dried apple pomace to 20 ppm, and by adding a request for a food additive tolerance of 7 ppm in dried citrus pulp. (A document concerning hexakis and the establishment of a pesticide tolerance also appears in today's FEDERAL REGISTER at page 33035.)

The data submitted in the petition and other relevant material have been evaluated, and it has been concluded that the tolerances will protect the public health.

Any person adversely affected by this regulation may on or before September 5, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M St., SW, East Tower, Room 1019, Washington, D.C. 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.



V40I152 AUG 6 75 XUM

Dated: July 30, 1975.

(Sec. 409(c) (1) and (4) of the Federal Food, Drug and Cosmetic Act (21 U.S.C. 348(c) (1) and (4)))

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

Effective August 6, 1975, Part 561 is amended by adding § 561.255 as set forth below.

**§ 561.255 Hexakis (2-methyl-2-phenylpropyl) distannoxane.**

Tolerances are established for residues of the insecticide hexakis (2-methyl-2-phenylpropyl) distannoxane and its organotin metabolite, calculated as hexakis (2-methyl-2-phenylpropyl) distannoxane, in the following processed feeds when present therein as a result of the application of the insecticide to growing crops:

20 parts per million in dried apple pomace.

7 parts per million in dried citrus pulp.

[FR Doc.75-20381 Filed 8-5-75;8:45 am]

## Title 32—National Defense

### CHAPTER VI—DEPARTMENT OF THE NAVY

### PART 706—NAVIGATIONAL LIGHT WAIVERS

#### Miscellaneous Amendment

Sections 360 and 1052 of title 33, U.S.C., confer upon the Secretary of the Navy the authority to approve navigational light waivers when naval ships of special construction cannot comply with the statutory provisions for navigation lights and compliance with such provisions is otherwise as close as possible. A recent study indicates that the lights of the Amphibious Assault Ship (LHA class) comply with the applicable statutes except for the masthead and range lights, which cannot comply without interfering with the military function of the ship. The location of these lights does, however, constitute the closest possible compliance with the requisite statutory provisions.

Placement of the masthead and range lights falls within the boundaries of the existing waiver for certain classes of ships in the aircraft carrier category. This waiver is set forth in 32 CFR Part 706. On May 28, 1975, the Secretary of the Navy, pursuant to the authority set forth in 33 U.S.C. 360 and 1052, approved the extension of this existing waiver to include the Amphibious Assault Ship (LHA class). The Secretary of the Navy further determined, in accordance with the provisions of 32 CFR § 296.5(c) [40 FR 4912, Feb. 12, 1975], that prepublication of this amendment for public comment is unnecessary and impracticable because it is based on technical findings that the placement of lights on this class of ships in a manner different from that prescribed herein will adversely affect the ships' ability to perform their military functions.



Accordingly, effective on August 6, 1975, 32 CFR Part 706 is amended by revising the consolidated tabulation of lights in Table One and Note 3 following Table Two of § 706.2 as follows:

**§ 706.2 [Amended]**

1. In Table One, under the category "AIRCRAFT CARRIERS" in the "Vessel class or type" column, add the listing "LHA (Amphibious Assault Ship)" immediately preceding the listing of "LPH (Amphibious Assault Ship)" within the existing bracket.

2. In Note 3 following Table Two, in the second line, add "LHA" preceding "LPH" within the parentheses.

Dated: July 30, 1975.

WILLIAM O. MILLER,
*Rear Admiral, JAGC, U.S. Navy, Deputy Judge Advocate General.*

[FR Doc.75-20429 Filed 8-5-75;8:45 am]

## Title 33—Navigation and Navigable Waters

### CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 1-75-1R]

### PART 127—SECURITY ZONES

#### Seal Harbor, Maine; Establishment of Security Zone

JULY 30, 1975.

This amendment to the Coast Guard's Security Zone Regulations, establishes the area of territorial waters encompassed within a boundary line commencing at position 44°17'18" N., 68°15' W. thence to CG Mooring Buoy at position 44°17'07" N., 68°14'45" W. thence to Black Can Bouy #1 (Lightlist page 33) at Seal Harbor entrance thence to the right tangent of the island off Crowninshield Point position 44°17'22.5" N., 68°-14'31" W. from 0001 Daylight Savings Time on Friday, August 1, 1975, until 2400 Daylight Savings Time on Monday, August 25, 1975 as a Security Zone. No vessel may enter, cross, or navigate in the Security Zone without the consent of the Captain of the Port. This security zone is established to maintain waterside security of the area contiguous to the estate of the Vice President of the United States.

This amendment is issued without publication of a notice of proposed rule making and this amendment is effective in less than 30 days from the date of publication, because good cause exists and public procedures on this amendment are impracticable because of minimal prior notification of the Vice President's itinerary.

In consideration of the foregoing, Part 127 of Title 33 of the Code of Federal Regulations is amended by adding § 127.-101, to read as follows:

**§ 127.101 Seal Harbor, Maine.**

The waters within the following boundary is a security zone: a line beginning at position 44°17'18" N., 68°15' W. thence to CG Mooring Buoy at position 44°17'07" N., 68°14'45" W. thence to Black Can Buoy #1 (Lightlist page 33) at Seal Harbor entrance thence to the right tangent of the island off Crowninshield Point position 44°17'-22.5" N., 68°14'31" W. from 0001 Daylight Savings Time on Friday, August 1, 1975, until 2400 Daylight Savings Time on Monday, August 25, 1975 as a Security Zone. No vessel may enter, cross, or navigate in the Security Zone without the consent of the Captain of the Port.

(40 Stat. 220, as amended (section 1, 63 Stat. 503,) section 6(b), 80 Stat. 937; 50 U.S.C. 191 (14 U.S.C. 91), 49 U.S.C. 1655(b); E.O. 10173, E.O. 10277, E.O. 10352, E.O. 11249; 3 CFR, 1949–1953 Comp. 356, 778, 873, 3 CFR, 1964–1965 Comp. 349, 33 CFR Part 6, 49 CFR 1.46(b))

*Effective date:* This amendment becomes effective from August 1, 1975 to August 26, 1975.

Dated: July 30, 1975.

JAMES P. STEWART,
*Rear Admiral, United States Coast Guard, Commander, First Coast Guard District.*

[FR Doc.75-20441 Filed 8-5-75;8:45 am]

## Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 411-6]

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

#### California Transportation Control Plan; Correction

In FR Doc. 73-23577 appearing at page 31232 in the issue for Monday, November 12, 1973, under § 52.254 (i) (5) (i) appearing on page 31250, the word "solids" was inadvertently placed in the phrase instead of the correct word "solvent". As corrected that section reads as follows:

**§ 52.254 Organic solvent usage.**

(i) • • •

(5) • • •

(i) The volatile content of such materials consists only of water and organic solvent, and

• • • • •

Dated: July 28, 1975.

PAUL DEFALCO,
*Regional Administrator.*

[FR Doc.75-20384 Filed 8-5-75;8:45 am]

[FRL 377-6]

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

#### Wyoming Plan Revisions

*Correction*

In FR Doc. 75-14875 appearing at page 24726 of the issue for Tuesday, June 10, 1975, the 24th entry under "Source" of the table should read FMC.





[FRL 412-1; PP4F1492/R44]

### PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

#### Hexakis (2-Methyl-2-Phenylpropyl) Distannoxane

On May 28, 1974, notice was given (39 FR 18505) that Shell Chemical Co., Suite 300, 1700 K St., NW, Washington DC 20006 had filed a pesticide petition (PP 4F1492) with the Environmental Protection Agency (EPA). This petition proposed the establishment of a tolerance for residues of the insecticide hexakis (2-methyl-2-phenylpropyl) distannoxane in or on the raw agricultural commodities apples, pears, and citrus fruits at 4 parts per million (ppm).

Shell filed the petition under the name hexakis (betadimethylphenethyl) distannoxane; the accepted name is hexakis (2-methyl-2-phenylpropyl) distannoxane.

The Shell Chemical Company subsequently amended the petition by including the organotin metabolite of hexakis (2-methyl-2-phenylpropyl) distannoxane in the tolerance request and added a proposal for a tolerance of 0.3 ppm for residues of the insecticide in the liver and kidney of cattle, goats, hogs, horses, and sheep.

(A document concerning hexakis and the establishment of a feed additive tolerance also appears in today's FEDERAL REGISTER at page 33033).

The data submitted in the petition and other relevant material have been evaluated, and the pesticide is considered to be useful for the purpose for which the tolerances are sought. No residues are likely to occur in milk, eggs, poultry, and meat (except kidney and liver), fat, and meat byproducts of livestock from the proposed use, and Section 180.6(a)(3) applies. The tolerances established by this regulation will cover residues of the insecticide that will result in the liver and kidney of cattle, goats, hogs, horses, and sheep, and it has been concluded that the tolerances will protect the public health.

Any person adversely affected by this regulation may, on or before September 5, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW, East Tower, Room 1019, Washington DC 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective on August 6, 1975 Part 180, Subpart C, is amended by adding § 180.362 as set forth below.

Dated: July 30, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

(Sec. 408(d)(1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(d)(1)))

**§ 180.362 Hexakis (2-methyl-2-phenylpropyl) distannoxane; tolerances for residues.**

Tolerances are established for residues of hexakis (2-methyl-2-phenylpropyl) distannoxane and its organotin metabolite calculated as hexakis (2-methyl-2-phenylpropyl) distannoxane in or on raw agricultural commodities as follows:

4 parts per million in or on apples, citrus fruits, and pears.

0.3 part per million in liver and kidney of cattle, goats, hogs, horses, and sheep.

[FR Doc.75-20383 Filed 8-5-75;8:45 am]

## Title 41—Public Contracts and Property Management

### CHAPTER 101—FEDERAL PROPERTY MANAGEMENT REGULATIONS

[FPMR Amdt. E-165]

### PART 101-26—PROCUREMENT SOURCES AND PROGRAMS

#### Improved Federal Supply Schedules Program

*Correction*

In FR Doc. 75-19378 appearing at page 31223, in the issue for Friday, July 25, 1975, the effective date should read, "This regulation is effective on July 25, 1975."

## Title 45—Public Welfare

### CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### PART 235—ADMINISTRATION OF FINANCIAL ASSISTANCE PROGRAMS

#### Certification of Receipt of AFDC

Part 235 of Chapter II, Title 45 of the Code of Federal Regulations is amended by adding a new § 235.40 to implement a requirement under section 401 of Pub. L. 94-12, the Tax Reduction Act of 1975.

Section 401 of Pub. L. 94-12 provides for a Federal Welfare Recipient Employment Incentive Tax Credit for business and nonbusiness employers who hire AFDC recipients who, in addition to other conditions specified in the law, have been certified by the appropriate State or local agency as being eligible for financial assistance under the AFDC program and as having continuously received such financial assistance during the 90 days immediately preceding the date on which the individual is hired by the employer. The provision is applicable only to wages paid or earned between March 29, 1975, and June 30, 1976. The regulations in the new § 235.40 provide for such certification of AFDC recipients to employers for purposes of claiming the tax credit.

Proposed rulemaking procedures have been dispensed with because of the need to have regulations in effect which comport with the March 29, 1975 effective date of the law and because of the limited time period during which these provisions will remain in effect. However, consideration will be given to written comments, suggestions, or objections thereto addressed to the Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, P.O. Box 2382, Washington, D.C. 20013, and received on or before September 5, 1975.

Such comments will be available for public inspection in Room 5225 of the Department's offices at 330 C Street, SW., Washington, D.C., beginning approximately August 20, 1975, on Monday through Friday of each week from 8:30 a.m. to 5 p.m. (area code 202-245-0950) and will be given the same consideration they would receive if this were a notice of proposed rulemaking.

Part 235 of Chapter II, Title 45 of the Code of Federal Regulations is amended by adding a new § 235.40, as set forth below:

**§ 235.40 Certification of AFDC recipients for employment incentive tax credit.**

(a) Upon the request of the employer of any individual who is hired and receives wages for services performed after March 28, 1975, and before July 1, 1976, the State or local welfare agency shall, if such individual was eligible for, and was continuously receiving, financial assistance under an approved State AFDC plan during the 90-day period immediately preceding the date on which he was hired by such employer, so certify. Such certification shall be made only for purposes of an employer claiming a Federal welfare recipient employment incentive tax credit under Section 401 of Pub. L. 94-12, the Tax Reduction Act of 1975.

(b) The provisions of this section are applicable to both business and nonbusiness employers.

(c) The State agency shall make such reports in such form and containing such information as the Secretary may require.

*Effective date:* The regulations in this section are effective on March 29, 1975, and expire on June 30, 1976.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302).)
(Catalog of Federal Domestic Assistance Program No. 13.761, Public Assistance-Maintenance Assistance (State Aid).)

Dated: July 1, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: July 25, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-20327 Filed 8-5-75;8:45 am]



V40I152 AUG 6 75 XUM

## PART 250—ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS

### Utilization Review; Deferral of Effective Date of Regulations

*Cross reference:* For a document deferring the effective date of regulations codified in this part, see FR Doc. 75–20473 in the rules section, supra.

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## Title 49—Transportation

## CHAPTER I—DEPARTMENT OF TRANSPORTATION

## PART 173—SHIPPERS

### Shippers and Carriers of Hazardous Materials

*Cross reference:* For a document notifying shippers of hazardous materials of the applicable regulations codified in this part, see FR Doc. 75–20466 in the notices section.

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## CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 73–20; Notice 6]

## PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

### Fuel System Integrity

This notice amends Standard No. 301, *Fuel System Integrity* (49 CFR 571.301), to specify new loading conditions and to establish a 30-minute fuel spillage measurement period following barrier crash tests.

On April 16, 1975, the NHTSA published a notice (40 FR 17036) proposing a revision of the loading conditions and fuel spillage measurement period requirement in Standard 301. The NHTSA also proposed in that notice an extension of the applicability of Standard 301 to school buses with a GVWR in excess of 10,000 pounds. At the request of several Members of Congress, the due date for comments on the school bus proposal was extended to June 26, 1975, and final rulemaking action on it will appear in a later FEDERAL REGISTER notice.

It was proposed that the current 15-minute fuel spillage measurement period be extended to 30 minutes in order to allow more time for leaks to be located and rates of flow to be established. Measurement of fuel loss during only a 15 minute time period is difficult because fuel may be escaping from various parts of the vehicle where it is not readily detectable. Chrysler, American Motors, and General Motors objected to the proposed change and asked that it either not be adopted or that adoption be delayed for one year until September 1, 1976.

The commenters argued that the revision was unnecessary and would involve a change in their testing methods. The NHTSA has fully considered these arguments and does not consider the amendment to prescribe a higher level of performance. It concludes that the 30-minute measurement period is necessary to achieve accurate measurement of fuel loss and assessment of vehicle compliance and accordingly amends Standard 301 to prescribe the longer period for measurement.

The April 16, 1975, notice also proposed a change in the Standard 301 loading conditions to specify that 50th percentile test dummies be placed in specified seating positions during the frontal and lateral barrier crash tests, and that they be restrained by means installed in the vehicle for protection at the particular seating position. Currently the standard requires (during the frontal and lateral barrier crash tests) ballast weight secured at the specified designated seating positions in vehicles not equipped with passive restraint systems. In vehicles equipped with passive restraints, 50th percentile test dummies are to be placed in the specified seating positions during testing.

In petitions for reconsideration of this amendment to Standard No. 301 (39 FR 40857) various motor vehicle manufacturers stated that attachment of such ballast weight to the vehicle floor pans during the barrier crashes would exert unrealistic stresses on the vehicle structure which would not exist in an actual crash. The NHTSA found merit in petitioners' arguments, and its proposed revision of the loading conditions is intended to make the crash tests more representative of real-life situations.

Only Mazda objected to the proposal. It argued that curb weight be prescribed as the loading condition so that it could conduct Standard 301 compliance testing concurrently with testing for Standards No. 212 and 204. The NHTSA does not find merit in Mazda's request as the Standard 301 loading condition is considered necessary to assure an adequate level of fuel system integrity. Since the proposed loading conditions are more stringent than a curb weight condition, manufacturers could conduct compliance testing for Standards 301, 212, and 204 simultaneously. If the vehicle complied with the requirements of Standards 212 and 204 when loaded according to 301 specifications, the manufacturer presumably could certify the capability of the vehicles to comply with the performance requirements of 212 and 204 when loaded to curb weight. It should be noted that the NHTSA is considering amending Standards 212 and 204 to specify the same loading conditions as proposed for Standard 301.

All other commenters supported immediate adoption of the proposed loading conditions. Therefore, the NHTSA adopts the loading conditions as they were proposed in the April 16, 1975, notice.

In consideration of the foregoing, S5.5 and S7.1.6 of Motor Vehicle Safety Standard No. 301, *Fuel System Integrity* (49 CFR 571.301), are amended to read as follows:

§ 571.301 Standard No. 301, Fuel System Integrity.

* * * * * *

S5.5 *Fuel spillage: Barrier Crash.* Fuel spillage in any fixed or moving barrier crash test shall not exceed 1 ounce by weight from impact until motion of the vehicle has ceased, and shall not exceed a total of 5 ounces by weight in the 5-minute period following cessation of motion. For the subsequent 25-minute period fuel spillage during any 1-minute interval shall not exceed 1 ounce by weight.

* * * * * *

S7.1.6 The vehicle, including test devices and instrumentation, is loaded as follows:

(a) Except as specified in S7.1.1, a passenger car is loaded to its unloaded vehicle weight plus its rated cargo and luggage capacity weight, secured in the luggage area, plus the necessary test dummies as specified in S6, restrained only by means that are installed in the vehicle for protection at its seating position.

(b) Except as specified in S7.1.1, a multipurpose passenger vehicle, truck, or bus with a GVWR of 10,000 pounds or less is loaded to its unloaded vehicle weight, plus the necessary test dummies, as specified in S6., plus 300 pounds or its rated cargo and luggage capacity weight, whichever is less, secured to the vehicle and distributed so that the weight on each axle as measured at the tire-ground interface is in proportion to its GAWR. If the weight on any axle, when the vehicle is loaded to unloaded vehicle weight plus dummy weight, exceeds the axle's proportional share of the test weight, the remaining weight shall be placed so that the weight on that axle remains the same. Each dummy shall be restrained only by means that are installed in the vehicle for protection at its seating position.

* * * * * *

*Effective date:* Because this amendment revises certain requirements that are part of 49 CFR 571.301–75, Motor Vehicle Safety Standard 301–75, effective September 1, 1975, and creates no additional burden upon any person, it is found for good cause shown that an effective date of less than 180 days after publication is in the public interest.

(Sec. 103, 119, Pub. L. 89–563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.51).

Issued August 1, 1975.

ROBERT L. CARTER,
*Acting Administrator.*

[FR Doc.75–20629 Filed 8–4–75;11:21 am]





## CHAPTER X—INTERSTATE COMMERCE COMMISSION

[S.O. No. 1216]

## PART 1033—CAR SERVICE

### Reading Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 31st day of July, 1975.

It appearing, That because of track and bridge damage resulting from flooding, the Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees (PC) is unable to operate over its line serving Lebanon, Pennsylvania; that shippers served by the PC at Lebanon are thereby deprived of railroad service, thus creating an emergency; that the Reading Company, Andrew L. Lewis, Jr., and Joseph L. Castle, Trustees (RDG) has agreed to operate over PC tracks in Lebanon, Pennsylvania, for the purpose of providing rail service to shippers located on such PC tracks; that there is need for the RDG to operate over PC tracks in Lebanon, Pennsylvania for the purpose of providing rail service to shippers located on such PC tracks in the interest of the public and the commerce of the people; that notice and public procedure herein are impracticable and contrary to the public interest; and that good cause exists for making this order effective upon less than thirty days' notice.

*It is ordered,* That:

§ 1033.1216 Service Order No. 1139.

(a) Reading Company, Andrew L. Lewis, Jr., and Joseph L. Castle, Trustees Authorized to operate over tracks of Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond and John H. McArthur, Trustees. The Reading Company, Andrew L. Lewis, Jr., and Joseph L. Castle, Trustees, (RDG) be, and it is hereby, authorized to operate over tracks of the Penn Central Transportation Company, Robert W. Blanchette, Richard C. Bond, and John H. McArthur, Trustees (PC) in Lebanon, Pennsylvania.

(b) *Application.* The provisions of this order shall apply to intrastate, interstate, and foreign traffic.

(c) *Rates applicable.* Inasmuch as this operation by the RDG over tracks of the PC is deemed to be due to carrier's disability, the rates applicable to traffic moved by the RDG over these tracks of the PC shall be the rates which were applicable on the shipments at the time of shipment as originally routed.

(d) *Effective date.* This order shall become effective at 12:01 a.m., August 1, 1975.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., February 29, 1976, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; (49 U.S.C. 1, 12, 15, and 17 (2)). Interprets or applies Secs. 1(10–17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; (49 U.S.C. 1(10–17), 15(4), and 17(2)).)

*It is further ordered,* That copies of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75–20603 Filed 8–5–75;8:45 am]



V40152 AUG 6 75 XUM

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF THE TREASURY

### Customs Service

### [ 19 CFR Part 4 ]

### VESSELS IN FOREIGN AND DOMESTIC TRADES

### Customs Forms Used in Connection With the Entry and Clearance of Vessels

Notice is hereby given that under the authority of R.S. 251, as amended (19 U.S.C. 66), and sections 431 and 624, 46 Stat. 710, as amended, 759 (19 U.S.C. 1431, 1624), it is proposed to amend various sections of Part 4 of the Customs Regulations (19 CFR Part 4), pertaining to Customs forms used in connection with the arrival and departure of vessels in foreign trade.

To further implement the Convention on Facilitation of International Maritime Traffic, the United States Customs Service proposes to substitute a standardized model cargo declaration form developed by the Intergovernmental Maritime Consultative Organization (IMCO), as modified by the International Chamber of Shipping (ICS), for the present "Inward Foreign Manifest" and "Outward Foreign Manifest" forms now in use.[1]

It has been determined that the ICS standard manifest, which incorporates the IMCO Cargo Declaration, with some modifications, when presented with the other forms mentioned in § 4.7(a), Customs Regulations, will comply with laws and regulations administrered by the United States Customs Service relating to inward cargo manifests. Further, it has been determined that the modified form complies with laws and regulations administered by the United States Customs Service relating to outward cargo manifests.

The proposed amendments would establish and provide for the use of Customs Form 1302, "Cargo Declaration" and Customs Form 1305, "Cargo Declaration (outward with commercial forms)" to replace Customs Form 1374, "Outward Foreign Manifest", and Customs Forms 7527–A and 7527–B, "Inward Foreign Manifest", which would be abolished. Certain procedural changes necessitated by the foregoing changes would also be made.

In addition, it is proposed to amend § 4.7(a) of the Customs Regulations to clarify that a "Master's Oath on Entry of Vessel in Foreign Trade", Customs Form 1300, is included with the manifest documents. Although the master's oath has always been a part of the manifest, the oath was inadvertently omitted from the manifest requirements when Part 4 of the Customs Regulations was amended by T.D. 71–169 to provide for the use of three other IMCO model forms (Customs Form 1301, "General Declaration", Customs Form 1303, "Ship's Stores Declaration", and Customs Form 1304, "Crew's Effects Declaration").

It is also proposed to amend § 4.84(c) of the Customs regulations to include current administrative procedures for United States vessels transporting merchandise from a port in the United States to any noncontiguous territory of the United States (including Puerto Rico), or from Puerto Rico to the United States or any other noncontiguous territory of the United States. Although the formal clearance requirements for such trade were eliminated pursuant to Pub. L. 87–826, effective April 13, 1963, the proposed amendment to this section will clarify this matter by setting forth the simplified procedures now followed relating to requests for permission for certain vessels to depart.

In addition, it is proposed to revise §§ 4.33 and 4.34 of the Customs Regulations to clarify the former provisions. No substantive changes have been made in the procedures described therein.

Accordingly, it is proposed to amend various sections of Part 4 of the Customs Regulations (19 CFR Part 4) in the following manner:

It is proposed to amend the sections as follows:

1. Paragraph (a) of § 4.7 is amended to read as follows:

**§ 4.7 Inward manifest; production on demand; contents and form.**

(a) The master of every vessel arriving in the United States and required to make entry shall have on board his vessel a manifest, as required by section 431, Tariff Act of 1930, as amended (19 U.S.C. 1431),[1] and by this section. The manifest shall be legible and complete. If it is in a foreign language, an English translation shall be furnished with the original and with any required copies. The manifest shall consist of a Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300, a General Declaration, Customs Form 1301, and the following documents: (1) Cargo Declaration, Customs Form 1302, (2) Ship's Stores, Declaration, Customs Form 1303, (3) Crew's Effects Declaration, Customs Form 1304, or, optionally, a copy of the Crew List, Customs and Immigration Form I–418, to which are attached crewmember's declarations on Customs Form 5129, (4) Crew List, Customs and Immigration Form I–418, and (5) Passenger List, Customs and Immigration Form I–418. Any document which is not required may be omitted from the manifest provided the word "None" is inserted in items 17–22 of the General Declaration, as appropriate. If a vessel arrives in ballast and therefore the Cargo Declaration is omitted, the legend "No merchandise on board" shall be inserted in item 13 of the General Declaration.

2. It is proposed to amend the section heading, the first sentence, and paragraph (c) of § 4.7a to read as follows:

**§ 4.7a Inward manifest; information required; alternative forms.**

The forms designated by § 4.7(a) as comprising the inward manifest shall be completed as follows:

* * * * * *

(c) *Cargo Declaration.* (1) The Cargo Declaration, Customs Form 1302, shall list all the inward foreign cargo on board regardless of the port of discharge. The block designated "Arrival" at the top of the form shall be checked. The goods described in column numbers 6, 7, and 8 shall refer to the respective bills of lading.

(2) When inward foreign cargo is being shipped by container, the number of the container and the number of the container seal shall be listed in column number 6. Information on each bill of lading in a container must be shown on the Cargo Declaration immediately following the information on the first-listed bill of lading in the container. Ditto marks may be used in column number 6 for the second and each subsequent bill of lading in the container in lieu of repeating the numbers in that column.

(3) For shipments of containerized or palletized cargo, Customs officers shall accept a Cargo Declaration which indicates that it has been prepared on the basis of information furnished by the shipper. The use of words of qualification shall not limit the responsibility of a master to submit accurate Cargo Declarations or qualify the oath taken by the master as to the accuracy of his declaration.

(i) If the Cargo Declaration covers only containerized or palletized cargo, the following statement may be placed on the declaration:

The information appearing on the declaration relating to the quantity and description of the cargo is in each instance based on the shipper's load and count. I have no knowledge or information which would lead me to believe or to suspect that the information furnished by the shipper is incomplete, inaccurate, or false in any way.

(ii) If the Cargo Declaration covers conventional cargo and containerized or palletized cargo, or both, the use of the abbreviation "SLAC" for "shipper's load and count," or an appropriate abbreviation if similar words are used, is approved, provided the abbreviation is placed next to each containerized or palletized shipment on the declaration and the following statement is placed on the declaration:

The information appearing on this declaration relating to the quantity and description of cargo preceded by the abbreviation "SLAC" is in each instance based on the shipper's load and count. I have no information which would lead me to believe or to suspect that the information furnished by the shipper is incomplete, inaccurate, or false in any way.

(iii) The statements specified in subparagraphs (3)(i) and (3)(ii) of this paragraph shall be placed on the last page of the Cargo Declaration. Words similar to "the shipper's load and count" may be substituted for those words in the statements. Vague expressions such as "said to contain" or "accepted as containing" are not acceptable. The use of an asterisk or other character instead of appropriate abbreviations, such as "SLAC", is not acceptable.

3. Section 4.33 would be revised to read as follows:

**§ 4.33 Diversion of cargo.**

(a) *Unlading at other than original port of destination.* A vessel may unlade cargo or baggage at an alternative port of entry to the port of original destination if:

(1) It is compelled by any cause to put into the alternative port and the district director of the port issues a permit for the unlading of cargo or baggage; or

(2) As a result of an emergency existing at the port of destination, the district director authorizes the vessel to proceed in accordance with the residue cargo bond procedure to the alternative port. The owner or agent of the vessel shall apply for such authorization in writing, stating the reasons and agreeing to hold the district director and the Government harmless for the diversion.

(b) *Disposition of cargo or baggage at emergency port.* Cargo and baggage unladen at the alternative port under the circumstances set forth in paragraph (a) of this section may be:

(1) Entered in the same manner as other imported cargo or baggage;

(2) Treated as unclaimed and stored at the risk and expense of its owner; or

(3) Reladen upon the same vessel without entry, for transportation to its original destination.

(c) *Substitution of ports of discharge on manifest.* After entry, the Cargo Declaration, Customs Form 1302, of a vessel may be changed at any time to permit discharge of manifested cargo at any domestic port in lieu of any other port shown on the Cargo Declaration, if:

(1) A written application for the diversion is made on the amended Cargo Declaration by the master, owner, or agent of the vessel to the district director of the port where the vessel is located, after entry of the vessel at that port;

(2) An amended Cargo Declaration, under oath, covering the cargo which it is desired to divert, is furnished in support of the application and is filed in such number of copies as the district director shall require for local Customs purposes; and

(3) The certified traveling manifest is not altered or added to in any way by the master, owner, or agent of the vessel. When an application under paragraph (c)(1) of this section is approved, the district director shall securely attach an approved copy of the amended manifest to the traveling manifest and shall send one copy of the amended Cargo Declaration to the district director at the port where the vessel's bond was filed.

(d) *Retention of cargo on board for later return to the United States.* If, as the result of a strike or other emergency at a United States port for which inward foreign cargo is manifested, it is desired to retain the cargo on board the vessel for discharge at a foreign port but with the purpose of having the cargo returned to the United States, an application may be made by the master, owner, or agent of the vessel to amend the vessel's Cargo Declaration, Customs Form 1302, under a procedure similar to that described in paragraph (c) of this section, except that a foreign port shall be substituted for the domestic port of discharge. If the application is approved, it shall be handled in the same manner as an application filed under paragraph (c) of this section. However, before approving the application, the district director is authorized to require such bond as he deems necessary to insure that export control laws and regulations are not circumvented.

4. Section 4.34 paragraphs (a)–(g) would be revised to read as follows:

**§ 4.34 Prematurely landed, overcarried, and undelivered cargo.**

(a) *Prematurely landed cargo.* Upon receipt of a satisfactory written application from the owner or agent of a vessel establishing that cargo was prematurely landed and left behind by the importing vessel through error or emergency, the district director may permit inward foreign cargo remaining on the dock to be reladen on the next available vessel owned or chartered by the owner of the importing vessel for transportation to the destination shown on the Cargo Declaration, Customs Form 1302, of the first vessel, provided the importing vessel actually entered the port of destination of the prematurely landed cargo. Unless so forwarded within 30 days from the date of landing, the cargo shall be appropriately entered for Customs clearance or for forwarding in bond; otherwise, it shall be sent to general order as unclaimed. If the merchandise is so entered for Customs clearance at the port of unlading, or if it is so forwarded in bond, other than by the importing vessel or by another vessel owned or chartered by the owner of the importing vessel, representatives of the importing vessel shall file at the port of unlading a Cargo Declaration in duplicate listing the cargo. The district director shall retain the original and forward the duplicate to the district director at the originally intended port of discharge.

(b) *Overcarried cargo.* Upon receipt of a satisfactory written application by the owner or agent of a vessel establishing that cargo was not landed at its destination and was overcarried to another domestic port through error or emergency, the district director may permit the cargo to be returned in the importing vessel, or in another vessel owned or chartered by the owner of the importing vessel, to the destination shown on the Cargo Declaration, Customs Form 1302, of the importing vessel, provided the importing vessel actually entered the port of destination.[2]

(c) *Inaccessibly-stowed cargo.* Cargo so stowed as to be inaccessible upon arrival at destination may be retained on board, carried forward to another domestic port or ports, and returned to the port of destination in the importing vessel or in another vessel owned or chartered by the owner of the importing vessel in the same manner as other overcarried cargo.

(d) *Application for forwarding cargo.* When it is desired that prematurely landed cargo, overcarried cargo, or cargo so stowed as to be inaccessible, be forwarded to its destination by the importing vessel or by another vessel owned or chartered by the owner of the importing vessel in accordance with paragraph (a), (b), or (c) of this section, the required application shall be filed with the local district director at the port of premature landing or overcarriage by the owner or agent of the vessel. The application shall be supported by a Cargo Declaration, Customs Form 1302, in such number of copies as the district director may require. Whenever practicable, the application shall be made on the face of the Cargo Declaration below the description of the merchandise. The application shall specify the vessel on which the cargo was imported, even though the forwarding to destination is by another vessel owned or chartered by the owner of the importing vessel, and all ports of departure and dates of sailing of the importing vessel. The application shall be stamped and signed to show that it has been approved.

(e) *Manifesting prematurely landed or overcarried cargo.* One copy of the Cargo Declaration, Customs Form 1302, shall be certified by Customs for use as a substitute traveling manifest for the prematurely landed or overcarried cargo being forwarded as residue cargo, whether or not the forwarding vessel is also carrying other residue cargo. If the application for forwarding is made on the Cargo Declaration, the new substitute traveling manifest shall be stamped to show the approval of the application. If the application is on a separate document, a copy thereof, stamped to show its approval, shall be attached to the substitute traveling manifest. An appropriate cross-reference shall be placed on the original traveling manifest to show that the vessel has one or more substitute traveling manifests. A permit to proceed endorsed on a General Declaration, Customs Form 1301, issued to the vessel transporting the prematurely landed or overcarried cargo to its desti-

[1] Filed as part of the original.







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nation shall make reference to the nature of such cargo, identifying it with the importing vessel.

(f) *Residue cargo procedure.* A vessel with prematurely landed or overcarried cargo on board shall comply upon arrival at all domestic ports of call with all the requirements of Part 4 relating to foreign residue cargo for domestic ports. The substitute traveling manifest, carried forward from port to port by the oncarrying vessel, shall be finally surrendered at the port where the last portion of the prematurely landed or overcarried cargo is discharged.

(g) *Cargo undelivered at foreign port and returned to the United States.* Merchandise shipped from a domestic port, but undelivered at the foreign destination and returned, shall be manifested as "Undelivered—to be returned to original foreign destination," if such a return is intended. The district director may issue a permit to retain the merchandise on board, or he may, upon written application of the steamship company, issue a permit on a Delivery Ticket, Customs Form 6043, allowing the merchandise to be transferred to another vessel for return to the original foreign destination. No charge shall be made against the vessel bond. The items shall be remanifested outward and an explanatory reference of the attending circumstances and compliance with export requirements noted.

* * * * * *

5. Paragraph (b) of § 4.38 would be revised to read as follows:

**§ 4.38 Release of cargo.**

* * * * *

(b) When packages of merchandise bear marks or numbers which differ from those appearing on the Cargo Declaration, Customs Form 1302, of the importing vessel for the same packages and the importer or a receiving bonded carrier, with the concurrence of the importing carrier, makes application for their release under such marks or numbers, either for consumption or for transportation in bond under an entry filed therefor at the port of discharge from the importing vessel, the district director may approve the application upon condition that (1) the contents of the packages be identified with an invoice or transportation entry as set forth below, and (2) the applicant furnish at his own expense any bonded cartage or lighterage service which the granting of the application may require. The application shall be in writing in such number of copies as may be required for local Customs purposes. Before permitting delivery of packages under such an application, the district director shall cause such examination thereof to be made as will reasonably identify the contents with the invoice filed with the consumption entry. If the merchandise is entered for transportation in bond without the filing of an invoice, such examination shall be made as will reasonably identify the contents of the packages with the transportation entry.

* * * * * *

6. Paragraph (a) of § 4.41 would be revised to read as follows:

**§ 4.41 Cargo of wrecked vessel.**

(a) Any cargo landed from a vessel wrecked in the waters of the United States or on the high seas shall be subject at the port of entry to the same entry requirements and privileges as the cargo of a vessel regularly arriving in the foreign trade. In lieu of a Cargo Declaration, Customs Form 1302, to cover such cargo, the owner, underwriter (if the merchandise has been abandoned to him), or the salvor of the merchandise shall make written application for permission to enter the wrecked cargo, and any such applicant shall be regarded as the consignee of the merchandise for Customs purposes.[78]

* * * * * *

7. Paragraph (b) (2) of § 4.61 would be to read as follows:

**§ 4.61 Requirements for clearance.**

* * * * * *

(b) * * *

(2) Outward Cargo Declarations; shippers' export declarations (§ 4.63).

* * * * * *

8. Section 4.62 would be revised to read as follows:

**§ 4.62 Accounting for inward cargo.**

Inward cargo discrepancies shall be accounted for and adjusted by correction of the Cargo Declaration, Customs Form 1302, but the vessel may be cleared and the adjustment deferred if the discharging officer's report has not been received. (See § 4.12)

9. Section 4.63 would be revised to read as follows:

**§ 4.63 Outward Cargo Declaration; shippers' export declarations.**

(a) No vessel shall be cleared directly for a foreign port, or for a foreign port by way of another domestic port or other domestic ports (see § 4.87(b)), unless there has been filed with the district director at the port from which clearance is being obtained (1) a Cargo Declaration, Customs Form 1302, or, in lieu thereof, a Cargo Declaration (outward with commercial forms), Customs Form 1305, covering all the cargo laden aboard the vessel at that port, together with a properly executed Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300, and such export declarations as are required by pertinent regulations of the Bureau of the Census, Department of Commerce, or (2) an incomplete Cargo Declaration as provided for in § 4.75. The block designated "Departure" at the top of the Cargo Declaration shall be checked. Only items numbered 1 through 7 must be completed on the Cargo Declaration.

(b) Except as hereinafter stated, the number of the export declaration covering each shipment for which an authenticated export declaration is required shall be shown on the Cargo Declaration, Customs Form 1302 or 1305, in the marginal column headed "B/L No." If an export declaration is not required for a shipment, a notation shall be made on the Cargo Declaration describing the basis for the exemption with a reference to the number of the section in the Census Regulations (see §§ 30.39 and 30.50–30.57, title 15, Code of Federal Regulations) where the particular exemption is provided. Where shipments are exempt on the basis of value and destination, the appearance of the value and destination on a bill of lading or other commercial form is acceptable as evidence of the exemption and reference to the applicable section in the Census Regulations is not required.

(c) The list of cargo may be shown on bills of lading, cargo lists, or other commercial forms, provided that:

(1) The Cargo Declaration, Customs Form 1302 or 1305, is completely executed except for particulars as to cargo;

(2) The commercial forms are securely attached to the Cargo Declaration in such manner as to constitute one document;

(3) The commercial forms are incorporated by a suitable reference on the face of the Cargo Declaration such as "Cargo as per attached commercial forms;" and

(4) There is shown on the face of each such commercial form the information required by the Cargo Declaration for the cargo covered by that form.

(d) For each shipment to be exported under an entry or withdrawal for exportation or for transportation and exportation, the Cargo Declaration, Customs Form 1302 or 1305, or commercial document attached to the Cargo Declaration and made a part thereof in accordance with paragraph (c) of this section shall clearly show for such shipment the number, date, and class of such Customs entry or withdrawal (i.e., T. & E., Wd. T. & E., I.E., Wd. Ex., or Wd. T., as applicable) and the name of the port where the entry or withdrawal was filed if other than the port where the merchandise is laden for exportation.

(e) Customs officers shall accept a Cargo Declaration, Customs Form 1302 or 1305, covering containerized or palletized cargo which indicates by the use of appropriate words of qualification (see § 4.7 a(c)(3)) that the declaration has been prepared on the basis of information furnished by the shipper.

10. Section 4.75 would be revised to read as follows:

**§ 4.75 Incomplete Cargo Declaration; incomplete export declarations; bond.**

(a) If a master desiring to clear his vessel for a foreign port does not have available for filing with the district director a complete Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63)[106] or all required shippers' export declarations,[107] the district director may accept in lieu thereof an incomplete manifest on the General Declaration, Customs Form 1301, if there is on file in his office a bond on Customs Form 7567 or Customs Form 7569 executed by the vessel owner or some other person as attorney in fact for the vessel owner. The legend, "This incomplete Cargo Declaration is filed in accordance with § 4.75, Customs Regulations," shall be inserted in item 16 of the General Declaration. The form shall be appropriately modified to indicate that it is an incomplete Cargo Declaration, and the Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300, (see § 4.63(a)) shall be executed.

(b) Not later than the fourth business day after clearance[108] from each port in the vessel's itinerary, the master, or the vessel's agent on behalf of the master, shall deliver to the district director at each port a complete Cargo Declaration, Customs Form 1302 or 1305, in accordance with § 4.63, of the cargo laden at such port together with duplicate copies of all required shippers' export declarations for such cargo and a General Declaration, Customs Form 1301. The oath of the master or agent on the Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300 (see § 4.63(a)) shall be properly executed before acceptance.

(c) During any period covered by a finding by the President under section 1 of the Act of June 15, 1917, as amended (50 U.S.C. 191), that the security of the United States is endangered by reason of actual or threatened war, or invasion, or insurrection, or subversive activity, or of disturbance or threatened disturbances of the international relations of the United States, no vessel shall be cleared for a foreign port until a complete Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63), and all required export declarations have been filed with the district director, unless clearance in accordance with paragraphs (a) and (b) of this section is authorized by the Commissioner of Customs.[109]

11. Paragraph (e) of § 4.81 would be revised to read as follows:

**§ 4.81 Reports of arrivals and departures in coastwise trade.**

* * * * * *

(e) Before any foreign vessel shall depart in ballast, or solely with articles to be transported in accordance with section 4.93, from any port in the United States for any other such port, the master shall apply to the district director for a permit to proceed by filing a General Declaration, Customs Form 1301, in duplicate. If a vessel is proceeding in ballast and therefore the Cargo Declaration, Customs Form 1302, is omitted, the word "None" shall be inserted in item 17 of the General Declaration and the words "No merchandise on board" shall be inserted in item 13 of the General Declaration. However, articles to be transported in accordance with § 4.93 shall be manifested on a Cargo Declaration, as required by § 4.93(c). Three copies of the Cargo Declaration shall be filed with the district director. The required master's oath shall be executed on the Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300, (see § 4.63(a)). When the district director grants the permit by making an appropriate endorsement on the General Declaration, (see § 4.85(b)), the duplicate copy, together with two copies of the Cargo Declaration covering articles to be transported in accordance with § 4.93, shall be returned to the master. The traveling Crew's Effects Declaration, Customs Form 1304, and all unused crewmembers' declarations on Customs Form 5123 or Customs Form 5129 shall be placed in a sealed envelope addressed to the Customs boarding officer at the next intended domestic port and returned to the master for delivery. The master shall execute a receipt for all unused crewmembers' declarations which are returned to him. Within 24 hours after arrival at the next United States port the master shall report his arrival to the district director. He shall make entry within 48 hours by filing with the district director the permit to proceed on the General Declaration received at the previous port, a newly executed General Declaration, a Crew's Effects Declaration of all unentered articles acquired abroad by crewmembers which are still on board, a Ship's Stores Declaration, Customs Form 1303, in duplicate, of the stores remaining on board, both copies of the Cargo Declaration covering articles transported in accordance with § 4.93, and the document of the vessel. The required master's oath shall be executed on the Master's Oath on Entry of Vessel in Foreign Trade (see § 4.63(a)). The traveling Crew's Effects Declaration and all unused crewmembers' declarations on Customs Form 5123 or Customs Form 5129 returned at the prior port to the master shall be delivered by him to the boarding officer.

12. Section 4.82 would be revised to read as follows:

**§ 4.82 Touching at foreign port while in coastwise trade.**

(a) A vessel under unlimited register or frontier enrollment and license which, during a voyage between ports in the United States, touches at one or more foreign ports and there discharges or takes on merchandise, passengers, baggage, or mail[112] shall obtain a permit to proceed or clearance at each port of lading in the United States for the foreign port or ports at which it is intended to touch. The Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63), shall show only the cargo for foreign destination. (See §§ 4.61 and 4.87.)

(b) The master shall also present to the district director a coastwise Cargo Declaration, Customs Form 1302, in triplicate, of the merchandise to be transported via the foreign port or ports to the subsequent ports in the United States. It shall describe the merchandise and show the marks and numbers of the packages, the names of the shippers and consignees, and the destinations. The district director shall certify the two copies and return them to the master. Merchandise carried by the vessel in bond under a Transportation Entry and Manifest, Customs Form 7512, shall not be shown on the coastwise Cargo Declaration.

(c) Upon arrival from the foreign port or ports at the subsequent port in the United States, a report of arrival and entry of the vessel shall be made, and tonnage taxes shall be paid unless the vessel is under a frontier enrollment and license. The master shall present a Cargo Declaration in accordance with § 4.7 and the certified copies of the coastwise Cargo Declaration, Customs Form 1302.

(d) All merchandise on the vessel upon its arrival at the subsequent port in the United States is subject to such Customs examination and treatment as may be necessary to protect the revenue. Any article on board which is not identified to the satisfaction of the district director, by the Coastwise Cargo Declaration, Customs Form 1302, or otherwise, as part of the coastwise cargo, shall be treated as imported merchandise.[113]

13. Paragraphs (c) and (d) of § 4.84 would be revised to read as follows:

**§ 4.84 Trade with noncontiguous territory.**

* * * * * *

(c) A vessel which is not required to clear but which is transporting merchandise from a port in any State or the District of Columbia to any noncontiguous territory of the United States (including Puerto Rico), or from Puerto Rico to any State or the District of Columbia or any other noncontiguous territory of the United States, shall not be permitted to depart without filing a complete Cargo Declaration, Customs Form 1302, when required by regulations of the Bureau of the Census (15 CFR Part 30), and all required shipper's export declarations, unless before the vessel departs an approved bond is filed for the timely production of the required documents, as specified in § 30.24 of those regulations (15 CFR 30.24). Requests for permission to depart may be written or oral and permission to depart shall be granted orally by the appropriate Customs officer. However, if the request is to depart prior to the filing of the required manifest and export declarations, permission shall not be granted unless the appropriate bond is on file. In the latter case, the Customs officer shall keep a simplified record of the necessary information in order to assure that the manifest and export declarations are filed within the required time period. The Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300 (see § 4.63(a)), required at the time of clearance is not required to be taken to obtain permission to depart.







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(d) Upon arrival of a vessel of the United States at a port in any State, the District of Columbia, or Puerto Rico from a port in noncontiguous territory of the United States other than Puerto Rico, the master shall report its arrival within 24 hours and shall prepare, produce, and file a Cargo Declaration in the form and manner and at the times specified in §§ 4.7 and 4.9, but shall not be required to make entry. If the vessel proceeds directly to another port in any State, the District of Columbia, or Puerto Rico, the master shall prepare, produce, and file a Cargo Declaration in the form and manner and at the times specified in § 4.85, but no permit to proceed on the General Declaration, Customs Form 1301, shall be required for the purposes of this paragraph. No cargo shall be unladen from any such vessel until Cargo Declarations have been filed and a permit to unlade has been issued in accordance with the procedure specified in § 4.30.

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14. Paragraph (c) of § 4.85 would be revised to read as follows:

**§ 4.85 Vessels with residue cargo for domestic ports.**

• • • • •

(c) Upon the arrival of a vessel at the next and each succeeding domestic port with inward foreign cargo or passengers still on board, the master shall report arrival and make entry within 24 hours. To make such entry, he shall deliver to the district director the vessel's document, the permit to proceed (Customs Form 1301 endorsed in accordance with paragraph (b) of this section), the traveling manifest, and the traveling Crew's Effects Declaration, Customs Form 1304, together with the crewmembers' declarations received on departure from the previous port. The master shall also present an abstract manifest consisting of (1) a newly executed General Declaration, Customs Form 1301, (2) a Cargo Declaration, Customs Form 1302, and a Passenger List, Customs and Immigration Form I–418, in such number of copies as may be required for local Customs purposes, of any cargo or passengers on board manifested for discharge at that port, (3) a Crew's Effects Declaration in duplicate of all unentered articles acquired abroad by officers and crewmembers which are still on board, (4) a Ship's Stores Declaration, Customs Form 1303, in duplicate, of the sea or ship's stores remaining on board, and (5) if applicable, the Cargo Declaration required by § 4.86(b). If no inward foreign cargo or passengers are to be discharged, the Cargo Declaration or Passenger List may be omitted from the abstract manifest, and the following legend shall be placed in item 12 of the General Declaration:

Vessel on an inward foreign voyage with residue cargo/passenger for ----------
No cargo or passengers for discharge at this port.

The required master's oath shall be executed on the Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300 (see § 4.63(a)). The traveling manifest, together with a copy of the newly executed General Declaration, shall serve the purpose of a copy of an abstract manifest at the port where it is finally surrendered.

15. Section 4.86 would be revised to read as follows:

**§ 4.86 Intercoastal residue cargo procedure; optional ports.**

(a) When a vessel arrives at an Atlantic or Pacific coast port from a foreign port or ports with residue cargo for delivery at a port or ports on the opposite coast or on the Great Lakes, or where such arrival is at a port on the Great Lakes, with residue cargo for delivery at a port or ports on the Atlantic or Pacific coast, or both, and the master, owner, or agent is unable at that time to designate the specific port or ports of discharge of the residue cargo, the Cargo Declaration, Customs Form 1302, filed on entry in accordance with § 4.7(b), shall show such cargo as destined for "optional ports, Atlantic coast," or, "optional ports, Pacific coast," or, "optional ports, Great Lakes coast," as the case may be. The traveling manifest shall be similarly noted.

(b) Upon arrival of the vessel at the first port on the next coast, the master, owner, or agent shall designate the port or ports of discharge of residue cargo, as required by section 431, Tariff Act of 1930, as amended (19 U.S.C. 1431). For this purpose, the master shall furnish with the other papers required upon entry a Cargo Declaration, Customs Form 1302, in an original only, of the inward foreign cargo remaining on board for discharge at optional ports on that coast, and the Cargo Declaration shall designate the specific ports of intended discharge for that cargo. The traveling manifest shall be amended to agree with that Cargo Declaration so as to show the newly designated ports of discharge on that coast and shall be used to verify the abstract Cargo Declarations surrendered at subsequent ports on that coast.

16. Section 4.87 would be revised to read as follows:

**§ 4.87 Vessels proceeding foreign via domestic ports.**

(a) Any foreign vessel or vessel of the United States under register or frontier enrollment and license may proceed from port to port in the United States to lade cargo or passengers for foreign ports.

(b) When applying for a clearance from the first and each succeeding port of lading, the master shall present to the district director a General Declaration, Customs Form 1301, in duplicate, and a Cargo Declaration, Customs Form 1302 or 1305, in accordance with § 4.63(a), of all the cargo laden for export at that port. The General Declaration shall clearly indicate all previous ports of lading. The required mater's oath shall be executed on the Master's Oath on Entry of Vessel in Foreign Trade, Customs Form 1300 (see § 4.63(a)).

(c) Upon compliance with the applicable provisions of § 4.61, the district director shall grant the permit to proceed by making the endorsement prescribed by § 4.85(b) on the General Declaration, Customs Form 1301. One copy shall be returned to the master, together with the vessel's document if on deposit. The traveling Crew's Effects Declaration, Customs Form 1304, together with any unused crewmembers' declarations, shall be placed in a sealed envelope addressed to the Customs boarding officer at the next domestic port and returned to the master.

(d) On arrival at the next and each succeeding domestic port, the master shall report arrival within 24 hours. He shall also make entry within 48 hours by presenting the vessel's document, the permit to proceed on the General Declaration, Customs Form 1301, received by him upon departure from the last port, a Crew's Effects Declaration, Customs Form 1304, in duplicate, listing all unentered articles acquired abroad by officers and crew of the vessel which are still retained on board, and a Ship's Stores Declaration, Customs Form 1303, in duplicate, of the stores remaining aboard. The master shall also execute a General Declaration. The required master's oath shall be on the Master's bath on Entry of Vessel in Foreign Trade, Customs Form 1300 (see § 4.63 (a)). The traveling Crew's Effects Declaration, together with any unused crewmembers' declarations returned to the master at the prior port, shall be delivered by him to the district director.

(e) Clearance shall be granted at the final port of departure from the United States in accordance with § 4.61.

(f) If a complete Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63), and all required shipper's export declarations are not available for filing before departure of a vessel from any port, clearance on the General Declaration, Customs Form 1301 (Customs Form 1378 at the last port) may be granted in accordance with § 4.75, subject to the limitation specified in § 4.75(c).

(g) When the procedure outlined in paragraph (f) of this section is followed at any port, the owner or agent of the vessel shall deliver to the district director at that port within 4 business days after the vessel's clearance 118 a Cargo Declaration, Customs Form 1302 or 1305 (see section 4.63), and the export declarations to cover the cargo laden for export at that port.

17. Paragraph (c) of § 4.88 would be revised to read as follows:

**§ 4.88 Vessels with residue cargo for foreign ports.**

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(c) If the vessel clears directly foreign from the first port of arrival, cargo brought from foreign ports and retained on board may be declared on the Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63), by the insertion of the following statement:





All cargo declared on entry in this port as cargo for discharge at foreign ports and so shown on the Cargo Declaration filed upon entry has been and is retained on board.

If any such cargo has been landed, the Cargo Declaration shall describe each item of the cargo from a foreign port which has been retained on board (see § 4.63(a)).

• • • • •

18. Section 4.89 would be revised to read as follows:

**§ 4.89 Vessels in foreign trade proceeding via domestic ports and touching at intermediate foreign ports.**

(a) A vessel proceeding from port to port in the United States in accordance with § 4.85, 4.86, or 4.87 may touch at an intermediate foreign port or ports to lade or discharge cargo or passengers. In such a case the vessel shall obtain clearance from the last port of departure in the United States before proceeding to the intermediate foreign port or ports at which it is intended to touch. The Cargo Declaration, Customs Form 1302 or 1305 (see § 4.63), shall show the cargo for such foreign destination in the manner provided in § 4.88(c).

(b) The master shall also present to the district director the Cargo Declaration or Cargo Declarations required by § 4.85, 4.86, or 4.87, and obtain a permit to proceed on the General Declaration, Customs Form 1301, to the next port in the United States at which the vessel will touch.

(c) Upon arrival at the next port in the United States after touching at a foreign port or ports, a report of arrival and entry shall be made. The Cargo Declaration, Customs Form 1302, filed at time of entry shall list the cargo laden at the intermediate foreign port or ports.

(d) The master shall also present to the district director the permit to proceed on the General Declaration, Customs Form 1301, and the Cargo Declaration from the last previous port in the United States as provided for in § 4.85, 4.86, or 4.87.

19. Paragraph (c) of § 4.91 would be revised to read as follows:

**§ 4.91 Diversion of vessel; transshipment of cargo.**

• • • • •

(c) In a case of necessity, a district director may grant an application on Customs Form 3171 of the owner or agent of an established line for permission to transship [1a] all cargo and passengers from one vessel of the United States to another such vessel under Customs supervision, if the first vessel is transporting residue cargo for domestic or foreign ports or is on an outward foreign voyage or a voyage to noncontiguous territory of the United States, and is following the procedure prescribed in § 4.85, 4.87, or 4.88. When inward foreign cargo or passengers are so transshipped to another vessel, a separate traveling manifest (Cargo Declaration, Customs Form 1302, or Passenger List, Customs and Immigration Form I–418) shall be used for the transshipped cargo or passengers, whether or not the forwarding vessel is also carrying other residue cargo or passengers. An appropriate cross-reference shall be made on the separate traveling manifest to show whether any other traveling manifest is being carried forward on the same vessel.

20. Paragraph (c) of § 4.93 is revised to read as follows:

**§ 4.93 Coastwise transportation of containers by certain vessels; procedures.**

• • • • •

(c) Any Cargo Declaration, Customs Form 1302, required to be filed under this part by any foreign vessel shall describe any article mentioned in paragraph (a) of this section laden aboard and transported from one United States port to another, giving its identifying number or symbols, if any, or such other identifying data as may be appropriate; the names of the shipper and consignee, and the destination. The Cargo Declaration shall include a statement (1) that the articles specified in paragraph (a)(1) of this section are owned or leased by the owner or operator of the transporting vessel and are transported for his use in handling his cargo in foreign trade; or (2) that the stevedoring equipment and material (paragraph (a)(2) of this section) is owned or leased by the owner or operator of the transporting vessel, or is owned or leased by the stevedoring company contracting for the lading or unlading of that vessel, and is transported without charge for use in the handling of cargo in foreign trade. If the district director at the port of lading is satisfied that there will be sufficient control over the coastwise transportation of the article without identifying it by number or symbol or such other identifying data on the Cargo Declaration, he may permit the use of a Cargo Declaration that does not include such information. This shall only be permitted if the Cargo Declaration includes a statement that the district director at the port of unlading shall be presented a statement at the time of entry of the vessel that shall list the identifying number or symbol or other appropriate identifying data for the article to be unladen at the port. Applicable penalties under section 584, Tariff Act of 1930, as amended (19 U.S.C. 1584), shall be assessed for violation of this paragraph.

22. Section 4.99 would be revised to read as follows:

**§ 4.99 Forms substitution.**

Customs Forms 1300, 1301, 1302, 1303, 1304 and 1305 printed by private parties or foreign governments shall be accepted provided the forms so printed conform to the official Customs forms in size (except that such forms may be up to 14 inches in length or may be reduced in size to not less than 11 inches by 8½ inches), wording, arrangement, style, size of type and paper specifications. Forms not complying with the requirements of this section are not acceptable without the specific approval of the Commissioner of Customs. If instructions are printed on the reverse of any of the official Customs forms, such instructions may be omitted (although such instructions must be followed).

Sample copies of proposed Customs Forms 1302, "Cargo Declaration", and 1305, "Cargo Declaration (outward with commercial forms)", have been filed with this notice in the Office of the Federal Register and may be obtained from the office of any regional commissioner of Customs.

Data, views, or arguments with respect to the foregoing proposals may be addressed to the Commissioner of Customs, Attention: Regulations Division, Washington, D.C. 20229. To insure consideration of such communications, they must be received not later than October 6, 1975.

Written material or suggestions submitted will be available for public inspection in accordance with § 103.8(b) of the Customs Regulations (19 CFR 103.8 (b)), at the Regulations Division, Headquarters, United States Customs Service, Washington, D.C., during regular business hours.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

Approved: July 29, 1975.

JAMES B. CLAWSON,
*Acting Assistant Secretary of the Treasury.*

[FR Doc.75-20483 Filed 8-5-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

### [ 7 CFR Part 52 ]

### REGULATIONS GOVERNING INSPECTION AND CERTIFICATION

### Notice of Proposed Rulemaking

Notice is hereby given that the United States Department of Agriculture is considering revisions to the Regulations Governing Inspection and Certification of Processed Fruits and Vegetables and Related Products (7 CFR, 52.1–52.83) pursuant to the authority contained in the Agricultural Marketing Act of 1946 (Sec. 205, 60 Stat. 1087, et seq. as amended; 7 U.S.C. 1621 et. seq.).

The Agricultural Marketing Act of 1946 provides for the issuance of official United States grades to designate different quality levels for the voluntary use of producers, buyers, and consumers. Official grading services are also provided for under this Act upon request and payment of the fee to cover the cost of such services.

Interested persons desiring to submit written data, views, or arguments for consideration in connection with the proposals should file the same, in duplicate, not later than September 8, 1975, with the Hearing Clerk, U.S. Department of Agriculture, Room 112 Administration Building, Washington, D.C. 20250. All written submissions made pursuant to this notice will be made available for public review at the office of the Hearing Clerk during business hours (7 CFR, 1.27 (b)).



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NOTE: Compliance with the provisions of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or with applicable State laws and regulations.

*Statements of consideration leading to the amendment of the regulations.* The proposed amendments to the Regulations Governing Inspection and Certification of Processed Fruits and Vegetables and Related Products include: (1) Revised and additional definitions of terms for the types of Inspection Services; (2) Revised sampling plans; (3) Inclusion of new inspection marks; and (4) Revised rules for the use of the sampling mark.

The previously defined pack certification inspection service was limited to designated lots. The pack certification type service is being expanded to include a "Quality Assurance" type of inspection contract.

This type of inspection has been requested by some users of the inspection service to minimize duplication of inspection efforts between plant quality control and AMS and to reduce inspection costs.

This type of service will provide assurance to the processor that their own quality control efforts are adequate and that their evaluations of product characteristics can be relied upon.

In § 52.38 Table III, for Group 2 and 3 the "3 pound" reference is changed to 60 ounces. A common can size included in Group 2 sampling includes a can size which, when filled with certain products, may have a net weight slightly in excess of 48 ounces. This proposed increase in the Group 2 maximum weight does not change the sampling rate, but is intended to include this can size in Group 2 regardless of variations in net weight due to types of products contained within.

Tables IV and V in § 52.38 would be amended by adding provisions for a smaller sample size for on-line inspection than for lot inspection. The smaller sample is practical because the on-line inspection includes additional information on the product from raw material through to the finished product.

A new inspection mark is proposed in § 52.52 so that plants operating under the new "Quality Assurance" type inspection contract may distinguish their product with an approved identification. It is the policy of the Department to provide inspection marks whereby products packed under or monitored by various USDA inspection services may be so identified in the commercial trade.

The "officially sampled" mark has always been available to identify a product that has been officially sampled and inspected by the Department. The current regulations prohibit placing this stamp on any case with a grade designation on it or the packages within, until the product has been graded to verify that it meets the declared grade.

This restriction would be deleted thereby promoting a more economical, efficient and orderly conduct of the inspection service.

This would be accomplished by:

(1) Re-emphasizing the fact that the sampling mark denotes only that a particular lot was "officially sampled." The sampling mark was not intended to indicate compliance or non-compliance with a specification, requirement, regulation, or label declaration.

(2) Reducing the applicant inspection costs in those instances where cases were not stamped at time of sampling and a return trip was required.

(3) Permitting the stamping of lots at time of sampling so that positive identification can be maintained. This is an important aspect in those situations where control of the lot by the Department is necessary or required.

The proposed amendments to 7 CFR Part 52 are as follows:

1. In § 52.2 paragraph (c) would be revised to read as follows:

§ 52.2 Terms defined.

* * * * *

*Inspection services; types of* (a) * * *

* * * * *

(c) "Pack Certification" is the conduct of inspection and grading services in an approved plant whereby one or more inspectors may make inspections of the preparation and processing of products but are not required to be present at all times the plant is in operation.

(1) Under a *Designated Lot* contract, inspectors will grade and certify only those lots designated by the applicant.

(2) Under a *Quality Assurance* contract, inspector(s) will use information available from the applicant's quality control records to certify lots, as requested, and will *grade* lots at random as often as necessary to verify the reliability of the applicant's quality control system.

2. In § 52.38, Table III, under the Group 2 and Group 3 headings in the first column, the "3 pound" reference would be changed to read "60 ounces."

3. Also in § 52.38, Tables IV and V would be revised by deleting the bottom row (headed "Sample Size-Acceptance Number") and substituting the following in both tables:

§ 52.38 Sampling plans and procedures determining lot compliance.

* * * * *

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| Lot inspection: | | | | | | | | |
| Sample size (number of sample units) [2] | 3 | 6 | 13 | 21 | 29 | 38 | 48 | 60 |
| Acceptance number | 0 | 1 | 2 | 3 | 4 | 5 | 6 | 7 |
| On-line in-plant inspection: | | | | | | | | |
| Sample size (number of sample units) [3] | 3 | 6 | 6 | 13 | 21 | 29 | 38 | 48 |
| Acceptance number | 0 | 1 | 1 | 2 | 3 | 4 | 5 | 6 |

* * * * *

NOTE: There is no change proposed in the footnotes.

* * * * *

4. In § 52.53, paragraphs (a), (b), (c), (d), and (e) would be revised to read as follows:

§ 52.53 Approved identification.

(a) *General.* Use of the approved identification marks described and illustrated in figures 1 through 10 of this section is restricted to processed products that:

(1) Are clean, safe, and wholesome;

(2) Have been produced in an approved plant;

(3) Are truthfully and accurately labeled;

(4) Meet the quality requirements for U.S. Grade C or better;

(5) Meet applicable fill weight and/or drained weight, condition of container criteria, Brix or other characteristics of a commodity related to market value;

(6) Have been certified, or have been inspected and are eligible for certification, by an inspector; and, in addition, meet the specific requirements stated in (b), (c), and (d) of this section.

(b) *Inspection (Continuous) grade and inspection marks.* The official marks approved for use by plants operating under USDA continuous inspection service contracts shall be similar in form and design to the examples in figure 1 through 10 of this section; *Provided:* That the official marks illustrated by figures 8 and 9 are limited to products packed by plants operating under an approved Quality Assurance type of inspection contract: *And provided further,* That the inspection marks illustrated in figures 1 through 4 may only be used on products packed by plants operating under USDA continuous inspection.

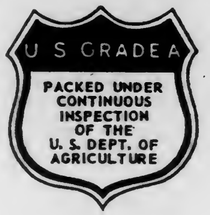



FIGURE 1.




FIGURE 2.










Statement enclosed within a shield.

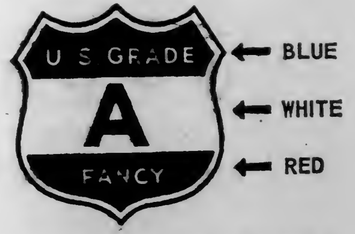
FIGURE 3.

PACKED UNDER CONTINUOUS INSPECTION OF THE U. S. DEPT. OF AGRICULTURE

Statement without the use of the shield.

FIGURE 4.

(c) *In-plant inspection (other than continuous) grade and inspection marks.* The official marks approved for use by plants operating under USDA inspection service contracts (other than continuous) requiring a resident inspector shall be limited to those similar in form and design to the examples in figures 5 through 10 of this section; *Provided:* That the official marks illustrated by figures 8 and 9 are limited to products packed by plants operating under an approved Quality Assurance type of an inspection contract.




Shield using red, white, and blue background or other colors appropriate for label.

FIGURE 5.




Shield with plain background.

FIGURE 6.




Shield with plain background.

FIGURE 7.



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**FIGURE 8**

**PACKED UNDER**
**QUALITY ASSURANCE**
**PROGRAM**
**of the**
**U.S. DEPT. OF AGRICULTURE**

Statement without the use of the shield.

**FIGURE 9**

(d) *Approved plant-lot inspection grade marks.* Processed products that are produced in an approved plant and inspected and certified by an inspector on a lot basis may be labeled with an official grade mark, not in a shield design, such as is illustrated by marks (1) and (2) of figure 10. Failure to have all lots, bearing such official marks, inspected and certified shall be cause for the debarment of services and such other actions as provided for in the Agricultural Marketing Act of 1946.

(1) U. S. GRADE A

(2) U. S. CHOICE

Grade marks not in shield design.

FIGURE 10.

(e) *Sampling marks.* Processed products which have been packed under inspection as provided for in this section and products sampled for inspection on a lot basis as provided in this part may, at the option of the Department, be identified by an authorized representative of the Department by stamping the shipping cases and inspection certificate(s) covering such lot(s) with an officially drawn sampling mark similar in form and design to the example in figure 11 of this section.




FIGURE 11.

Dated: July 30, 1975.

WILLIAM H. WALKER III,
*Deputy Administrator,*
*Program Operations.*

[FR Doc.75-20300 Filed 8-5-75;8:45 am]





[ 7 CFR Part 993 ]

## DRIED PRUNES PRODUCED IN CALIFORNIA

### Undersized Regulation and Salable and Reserve Percentages for the 1975–76 Crop Year

Notice is hereby given of a proposal recommended by the Prune Administrative Committee to: (1) Establish salable and reserve percentages of 100 percent and 0 percent, respectively, for the 1975–76 crop year; (2) modify the size openings prescribed in § 993.49(c) for the determination of undersized prunes; and (3) on the basis of this modification, establish an undersized prune regulation for prunes received by handlers from producers and dehydrators during the 1975–76 crop year. The proposals are in accordance with the provisions of the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The Committee's recommendations are based on its estimate that California's 1975 dried prune production would approximate 145,000 natural condition (N.C.) tons, and that carryin on August 1, 1975, the beginning of the 1975–76 crop year, of salable prunes from 1974 production would be about 58,000 N.C. tons.

The estimated 1975 production, coupled with the estimated carryin would result in a supply exceeding 1975–76 trade demand for prunes by about 28,500 N.C. tons. However, the Committee recommended no volume regulation for the 1975–76 crop year. Instead, it recommended establishment of an undersized regulation applicable to all prunes received by handlers from producers and dehydrators during that crop year. The objective of the undersized regulation would be to remove the smallest—i.e., the least desirable—prunes from the 1975 crop. Handlers cannot market undersized prunes for human consumption, but can dispose of them in nonhuman consumption outlets such as livestock feed. The Committee estimated that the proposed undersized regulation would reduce the apparent excess of about 28,500 tons by approximately 10,000 tons, still leaving sufficient prunes to fulfill foreign and domestic trade demand during the 1975–76 crop year, and provide an adequate carryout on July 31, 1976.

Under the proposal, French variety prunes which pass freely through a screen opening 24/32 of an inch in diameter would be classified as undersized prunes. For non-French prunes, the opening would be 30/32 of an inch in diameter.

In order to establish such a regulation for the 1975–76 crop year, it would be necessary to modify the openings prescribed in § 993.49(c). Paragraph (c) provides, in part, that any undersized regulation shall provide that the diameter of the round opening for French prunes shall be 23/32 of an inch, and for non-French prunes 28/32 of an inch, or such larger openings as may be prescribed pursuant to § 993.52. Based on the authority in §§ 993.49(c) and 993.52, it is therefore proposed that a new § 993.400 be included in Subpart—Undersized Prune Regulation (7 CFR 993.401) modifying the openings prescribed in § 993.49(c) to permit undersized regulations using openings of 24/32 of an inch for French prunes, and 30/32 of an inch, for non-French prunes.

Consideration will be given to any written data, views, or arguments pertaining to the proposals which are received by the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, no later than August 21, 1975. All written submissions made pursuant to this notice should be in quadruplicate and will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 993.401) reading as follows:

The proposals follow:

1. Salable and reserve percentages for the 1975–76 crop year.

**§ 993.211 Salable and reserve percentages for prunes for the 1975–76 crop year.**

The salable and reserve percentages for the 1975–76 crop year shall be 100 percent and 0 percent, respectively.

2. Add a new § 993.400 to Subpart—Undersized Prune Regulation (7 CFR 993–401) reading as follows:

**§ 993.400 Modification.**

Pursuant to the authority in § 993.52, the provisions in § 993.49(c) prescribing size openings for undersized prune regulations are hereby modified to permit larger size openings. For French prunes, any undersized regulation may prescribe an opening of 23/32 of an inch or 24/32 of an inch; for non-French prunes, any undersized regulation may prescribe an opening of 28/32 of an inch or 30/32 of an inch.

3. The proposed undersized prune regulation for the 1975–76 crop year is as follows:

**§ 993.402 Undersized prune regulation for the 1975–76 crop year.**

Pursuant to §§ 993.49(c) and 993.52, an undersized prune regulation for the 1975–76 crop year is hereby established. Undersized prunes are prunes which pass freely through round openings as follows: For French prunes, 24/32 of an inch in diameter; for non-French prunes, 30/32 of an inch in diameter.

Dated: August 1, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director,*
*Fruit and Vegetable Division.*

[FR Doc.75-20485 Filed 8-5-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

[ 45 CFR Part 102 ]

## STATE VOCATIONAL EDUCATION PROGRAMS

### Notice of Proposed Rulemaking

The following amendments to the regulations (45 CFR Part 102), which are applicable to programs of vocational education administered by State boards for vocational education under the Vocational Education Act of 1963, as amended (20 U.S.C. 1241 through 1393(f)), are proposed for the purpose of conforming the regulations to existing Departmental policy and of insuring effective coordination of vocational education programs conducted under the Vocational Educational Act with program activities provided under the Comprehensive Employment and Training Act (CETA), Pub. L. 93–203, (29 U.S.C. 801 et seq.) and the regulations issued thereunder by the Department of Labor (29 CFR Part 94).

The purpose of CETA is to provide job training and employment opportunities for economically disadvantaged, unemployed, and underemployed persons. Since there is considerable overlap in both CETA and vocational education target populations, it is proposed that the State's annual program plan required under the Vocational Education Act and the General Education Provisions Act provide for cooperative arrangements between the State board and the State Manpower Services Council established under the authority of section 107 of CETA. Accordingly, it is proposed to amend § 102.40 to assure that the State Manpower Services Council will be provided with an opportunity to comment on the development of the provisions of the annual program plan which relate to manpower services at the public hearing or prior to the public hearing mandated by § 102.31(e)(3).

Three other CETA related changes are proposed. First, § 102.3 would be expanded to include the definition of "Prime Sponsor", which is the governmental unit responsible for carrying out comprehensive manpower programs. Secondly, § 102.40(b) would be broadened in order to provide coordination with CETA prime sponsor manpower planners in the development of vocational education programs. Thirdly, § 102.51(a)(3) would be amended to indicate the repeal of the "Manpower Development and Training Act of 1962" and to clarify the exclusionary language of this provision. Although an implication might be read into section 122(a)(3) of the Act that trainees under CETA and the Trade Expansion Act must be excluded from vocational programs, Congressional intention was precisely the opposite. (109 Cong. Rec. 13476 (1963 (remarks of Representatives Perkins and Goodell)). The purpose for writing this exclusionary language was to prevent an overlapping in the actual availability of funds between voca-



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tional education and such other programs. Persons receiving training allowances under CETA or the Trade Expansion Act, therefore, are eligible for vocational education programs as long as funds authorized pursuant to such legislation supplement vocational funds rather than duplicate vocational funds.

A new provision is proposed in § 102.4 for related instruction to apprentices who are employed to learn trade skills. A list of assurances to be incorporated into the annual program plan is enumerated in § 102.4. These provisions should be read in conjunction with the Department of Labor's regulations on Apprenticeship (24 CFR Part 29).

In order to make more effective use of State advisory councils, an amendment to § 102.159(b) is proposed requiring that the recommendations of the State advisory council be considered by the State board in developing the annual program plan for the ensuing year and that a response in writing to each recommendation be included in the annual program plan. This proposed revision is identical to the addition to § 102.159 made in 37 FR 2882, but inadvertently omitted in the Notice of Proposed Rulemaking published in the FEDERAL REGISTER on July 24, 1974 at 39 FR 27086 and the final regulation published in the FEDERAL REGISTER on February 25, 1975 at 40 FR 8076.

Section 122(a)(4)(c) of the Vocational Education Act, as added by section 841(a)(5)(A) of Pub. L. 93-380 requires that funding to the States for the purpose of vocational education programs for students of limited English-speaking ability be carried out in coordination with bilingual education programs under Title VII of the Elementary and Secondary Education Act of 1965, and bilingual adult education programs under section 306(a)(1) of the Adult Education Act. Accordingly, § 102.6 was amended in 40 FR 8076 so that programs for disadvantaged or handicapped persons would include persons of limited English-speaking ability. It is now proposed that § 102.60(a)(2) also be amended so that local educational agencies will provide an assurance in their local application that any Federal funds received under Title VII of the Elementary and Secondary Education Act of 1965 (Bilingual Education) will be so used that expenditures for program purposes will supplement each other and not amount to a duplication of effort.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendments to the U.S. Office of Education, 400 Maryland Avenue, SW., Federal Office Building 6, Room 2085, Washington, D.C. 20202, Attention: Chairman, Office of Education Task Force on Rules and Regulations. All relevant material must be received not later than September 5, 1975. Comments received will be available for public inspection at the above office Monday through Friday between 8 a.m. and 4 p.m.

(Catalog of Federal Domestic Assistance, Nos. 13.493-495, 13.498-503; Vocational Education-Basic Grants to States, Consumer and Homemaking, Cooperative Education, Research, Special Needs, State Advisory Councils, Work Study and Innovation)

Dated: June 30, 1975.

T. H. BELL,
*U.S. Commissioner of Education.*

Approved: July 28, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

The proposed amendments to Part 102 are as follows:

1. Section 102.3 is amended by adding a new definition to read as follows:

**§ 102.3 Definitions.**

* * * * * * *

"Prime Sponsor" means a unit of government, combinations of units of government, or a rural Concentrated Employment Program grantee (as set forth in 29 CFR § 95.3), which has entered into a grant with the Department of Labor to provide comprehensive manpower services under Title I of the Comprehensive Employment and Training Act.

* * * * * * *

2. Section 102.4 is amended by adding the following paragraph at the end of paragraph (e).

**§ 102.4 Vocational instruction.**

* * * * * * *

(e-1) *Apprenticeship programs.* The annual program plan may provide for related instruction for apprentices who are employed to learn skilled trades. If such programs of instruction are offered, the annual program plan must set forth the following assurances:

(1) The vocational training is supplemental to the on-the-job training experience of the apprentice.

(2) The worker involved in the apprenticeable occupation must be at least 16 years of age, except where a higher minimum age standard is otherwise fixed by law.

(3) The apprentice training agreement must specify a given length of planned work experience training through employment on the job which is supplemented by related instruction.

(4) The skilled trade must possess all of the following characteristics:

(i) It is customarily learned in a practical way through training and work on the job;

(ii) It is clearly identified and commonly recognized throughout an industry; and

(iii) It involves manual, mechanical or technical skills and knowledge.

(5) Apprentices will be classified as follows:

(i) *Registered.* (*a*) Where the program or the apprentice, or both are registered under the apprenticeship law of the State in which the apprentice is employed;

(*b*) Where the program or the apprentice, or both, are registered by a State apprenticeship agency operating under powers vested in it by legally responsible State authority; and

(c) Where the program of the apprentice, or both, are registered by the Bureau of Apprenticeship and Training, U.S. Department of Labor, under "standards" or "fundamentals" approved by the Federal Committee on Apprenticeship. Such registration or recognition exists only where neither conditions in paragraph (e-1)(5)(i)(*a*) nor paragraph (e-1)(5)(i)(*b*) of this section exist.

(ii) *Non-registered.* Where the program or the apprentice, or both, is not registered under any of the three conditions in paragraphs (e-1)(5)(i) (*a*), (*b*), and (c) of this section, but a non-certifiable apprenticeship program is conducted under an implied or written agreement between the apprentice and an individual employer, a group of employers, employer-employee committees, or a governmental agency.

(6) The standards of apprenticeship programs must adhere to the requirements outlined in 29 CFR Part 29 (Department of Labor Apprenticeship Programs).

(29 U.S.C. 50)

* * * * * * *

3. Section 102.40 is amended by adding the following paragraph at the end of paragraph (b) and by inserting the words "and prime sponsors" between the words "organizations" and "Copies" in paragraph (c).

**§ 102.40 Cooperative arrangements.**

* * * * * * *

(b-1) *With State Manpower Services Council.* The annual program plan shall provide for cooperative arrangements with the State Manpower Services Council created under the authority of section 107 of the Comprehensive Employment and Training Act (Pub. L. 93-203). In order to facilitate coordination of manpower activities within the State, the annual program plan shall set forth an assurance that the State Manpower Services Council will be provided with an opportunity to comment on the development of the annual program plan provisions which relate to manpower services at the public hearing or prior to the public hearing mandated by §102.31(e)(3).

* * * * * * *

4. Section 102.51(a)(3) is revised to read as follows:

**§ 102.51 Allocation of funds to part B purposes.**

(a) * * *

(3) Persons who have already entered the labor market and who need training or retraining to achieve stability or advancement in employment. Persons receiving training allowances under the Comprehensive Employment and Training Act (29 U.S.C. 801 et seq.) or the Trade Expansion Act of 1962 (19 U.S.C. 1801-1991) are eligible as long as funds authorized pursuant to such legislation supplement vocational education funds rather than duplicate vocational education funds.

5. Section 102.60, paragraph (a)(2), is revised to read as follows:





**§ 102.60 Content of local applications.**

* * * * * * *

(a) * * *

(2) A justification of the amount of Federal and State funds requested, and information on the amounts and sources of other funds available for the programs, services and activities. The local educational agency must also provide an assurance that any Federal funds received under Title VII of the Elementary and Secondary Education Act of 1965 (Bilingual Education) will be so used that expenditures for program purposes will supplement each other and not amount to a duplication of effort.

* * * * * * *

6. Section 102.159, paragraph (b), is revised to read as follows:

**§ 102.159 Annual evaluation report.**

* * * * * * *

(b) The annual evaluation report of the State advisory council may be accompanied by such comments of the State board as it deems appropriate. The recommendations of the State advisory council shall be considered by the State board in developing the State plan for the ensuing year. Response in writing to each recommendation shall accompany the State plan and may include among other matters, the results of evaluations by the State board of programs, services, and activities which support, supplement, or differ with the evaluation results of the State advisory council.

[FR Doc.75-20326 Filed 8-5-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

**[ 14 CFR Part 39 ]**

[Docket No. 14884]

### AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation Viscount Models 744, 745D, and 810 Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corporation Viscount 700 and 810 series airplanes. There have been fatigue cracks detected in the torque tubes of high time landing flap torque shaft assemblies on British Aircraft Corporation Viscount 744, 745D, and 810 airplanes that could result in failures in the landing flap system. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require inspections, replacement, and rework of the landing flap torque shaft assemblies as appropriate after an applicable specified number of landings on British Aircraft Corporation Viscount 700 and 810 series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to British Aircraft Corporation (BAC) Viscount Model 700 and 810 series airplanes.

Compliance is required as indicated, unless already accomplished.

To prevent possible fatigue failure of the No. 1 and 2 landing flap torque shaft assemblies, accomplish the following:

(a) For No. 1 torque shaft assemblies (LH and RH), comply with the following:

(1) Torque tubes fitted to torque shaft assemblies for which total landings can be determined and which have accumulated in excess of 28,000 landings but not more than 28,000 landings on the effective date of this AD may remain in service for 2000 additional landings with no special inspections after which time they must be replaced with new torque tubes of the same part number in accordance with paragraph (a)(5) of this AD.

(2) Torque tubes fitted to torque shaft assemblies for which the total landings can be determined and which have accumulated in excess of 28,000 landings on the effective date of this AD may be continued in service, subject to the inspection requirements of paragraph (a)(4) of this AD, for 2000 additional landings after which they must be replaced with new torque tubes of the same part number in accordance with paragraph (a)(5) of this AD.

(3) Torque tubes fitted to torque shaft assemblies for which total landings cannot be determined must use in lieu thereof the total landings on the aircraft on which they are installed and comply with either paragraph (a)(1) or (a)(2) of this AD as applicable.

NOTE: If total landings on the aircraft are not known, an operator may substitute a value for total landings established by dividing the total aircraft hours by the average flight length for the particular aircraft, subject to the approval of the assigned FAA Inspector.

(4) Torque tubes fitted to torque shaft assemblies may remain in service for 2000 additional landings in accordance with paragraph (a)(2) of this AD, subject to the following conditions:

(i) Within 50 landings after the effective date of this AD and thereafter at intervals not to exceed 50 landings until replaced in accordance with paragraph (a)(2) of this AD, inspect the torque tubes in accordance with 2.2.1 of Alert PTL No. 290 (700 series) or Alert PTL No. 158 (810 series), both dated August 23, 1972, or an FAA-approved equivalent. If any cracks are found in the torque tubes as a result of this inspection, before further flight, replace the torque tubes with new parts of the same part numbers in accordance with paragraph (a)(5) of this AD.

(ii) Within 500 landings from the effective date of this AD and thereafter at intervals not to exceed 500 landings until replaced in accordance with paragraph (a)(2) of this AD, remove the torque shaft assemblies and inspect and rework in accordance with paragraph 2.2.2 of Alert PTL No. 290 (700 series) or Alert PTL No. 158 (810 series), both dated August 23, 1972, or an FAA-approved equivalent. Where an inspection required by this paragraph coincides with an inspection interval specified in paragraph (a)(4)(i) of this AD, the inspection conducted in accordance with this paragraph is considered as showing compliance with the inspection required by paragraph (a)(4)(i) of this AD. If any cracks are found in the torque tubes or end fittings as a result of this inspection, replace cracked parts with new parts of the same part numbers in accordance with the assembly instructions specified in paragraph (a)(5) of this AD.

(5) Torque tubes replaced in accordance with any provisions of this AD must be assembled to the torque shaft assembly in accordance with figure 2 of Alert PTL No. 290 (700 series) or PTL No. 158 (810 series) both dated August 23, 1972, or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, c/o American Embassy, APO New York 09667.

(6) Replacement torque tubes installed in accordance with the provisions of this AD must be replaced within 20,000 landings from new. Thereafter inspect replacement torque tubes in accordance with paragraph 2.3 of Alert PTL No. 290 (700 series) or Alert PTL No. 158 (810 series), both dated August 23, 1972, or an FAA-approved equivalent.

(b) For No. 2 torque shaft assemblies (LH and RH), comply with the following:

(1) For torque tubes fitted to torque shaft assemblies, for which total landings can be determined, within 500 landings after the effective date of this AD or before accumulating 28,500 landings, whichever occurs later, and thereafter at intervals not to exceed 500 landings, inspect the torque tubes in accordance with paragraph 2.4.1 of Alert PTL No. 290 (700 series) or Alert PTL No. 158 (810 series), both dated August 23, 1972, or an FAA-approved equivalent.

(2) Within 1500 landings after the initial inspection required by paragraph (b)(1) of this AD, and thereafter at intervals not to exceed 2000 landings from the last inspection, remove the torque shaft assemblies and inspect the torque tubes and end fittings for cracks in accordance with paragraph 2.4.2 of Alert PTL No. 290 (700 series) or Alert PTL No. 158 (810 series), both dated August 23, 1972, or an FAA-approved equivalent. Where an inspection required by this paragraph coincides with an inspection interval specified in paragraph (b)(1) of this AD, the inspection conducted in accordance with this paragraph is considered as showing compliance with that required by paragraph (b)(1) of this AD.

(3) If cracks are found as a result of the inspections conducted in accordance with paragraphs (b)(1) or (b)(2) of this AD, before further flight, replace the cracked parts with new parts of the same part number. Where new torque tubes are installed as a result of the inspections specified in paragraphs (b)(1) or (b)(2) of this AD, the repetitive inspections required by these subparts must be initiated upon accumulating 28,000 landings on the new torque tubes.

(4) Torque tubes fitted to torque shaft assemblies for which the total landings cannot be determined, must use in lieu thereof the total landings of the aircraft on which they are installed for the purpose of complying with paragraph (b)(1) of this AD.



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NOTE.—If total landings of the aircraft are not known, an operator may substitute a value for total landings established by dividing the total aircraft hours by the average flight length for the particular aircraft, subject to the approval of the assigned FAA Inspector.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20459 Filed 8-5-75;8:45 am]

[ 14 CFR Part 39 ]

[Docket No. 14880]

## AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation BAC 1-11 200 and 400 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corporation BAC 1-11 200 and 400 series airplanes. There have been incidents of arcing at the H.F. antenna tuning unit connector post on BAC 1-11 series airplanes that resulted in burning of the surrounding area in the vicinity of oxygen system lines. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require an inspection and deactivation of the oxygen system until alterations are accomplished on BAC 1-11 200 and 400 series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written cata, views, or arguments as they may desire. Communciations should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to BAC 1-11 200 and 400 series airplanes certificated in all categories, equipped with H.F. radio systems that do not have BAC Modifications PM 4412 Part (a) or Part (b) and Modification PM 4424 incorporated.

Compliance is required as indicated.

To prevent hazardous arcing at the H.F. antenna tuning unit connector post in the vicinity of the oxygen system, accomplish the following:

(a) Within the next 25 hours' time in service, after the effective date of this AD, comply with the following:

(1) Unless accomplished within the last 25 hours' time in service, inspect the H.F. antenna lead-in cable at the antenna, the antenna tuning unit (A.T.U.) connectors, the tuning unit and all adjacent wiring and oxygen piping in the immediate vicinity for signs of overheating damage or arcing, and replace damaged parts with parts of the same part numbers, or FAA-approved equivalent parts.

(2) Remove and discard the rubber overshoe fitted at the A.T.U. connector post.

(3) Attach a placard on the instrument panel in full view of the pilot reading:

"The passenger oxygen system control valve must remain in the OFF position. Conduct operations in accordance with FAR 121.329 or 91.31, as applicable."

(b) Repeat the inspection required by paragraph (a)(1) of this AD at intervals not to exceed 50 hours' time in service from the last inspection until paragraph (c) of this AD is complied with, at which time the inspection interval may be increased not to exceed 200 hours' time in service from the last inspection.

(c) The placard required by paragraph (a)(3) of this AD may be removed and the inspection interval prescribed in paragraph (b) may be established upon completion of the following:

(1) Compliance with the provisions of British Aircraft Corporation Alert Service Bulletin 23-A-PM 4346 dated April 5, 1971, paragraph numbers 3.1, 3.2, 3.3, 3.4, 3.5, 3.7, 3.8, 3.9, 4.3, 4.4, 4.5, or FAA-approved equivalents.

(2) Alteration of the oxygen system in accordance with BAC Modification PM 4412 Part (a) and Part (b), or an FAA-approved equivalent.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20463 Filed 8-5-75;8:45 am]

[ 14 CFR Part 39 ]

[Docket No. 14882]

## AIRWORTHINESS DIRECTIVES

### Societe Nationale Industrielle Aerospatiale Model SA-341G "Gazelle" Helicopter

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Aerospatiale Model SA-341G "Gazelle" helicopters. There have been instances in service where flight in extreme attitudes has caused unpriming of the Model SA-341G booster pump resulting in interruption of fuel flow to the engine. Since this condition is likely to exist or develop in other helicopters of the same type design, the proposed airworthiness directive would require modification of the SA-341G fuel system to include among other changes a fuel sump of larger capacity and relocation of the booster pump.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

SOCIETE NATIONALE INDUSTRIELLE AEROSPATIALE. Applies to Model SA-341G "Gazelle" helicopters, certificated in all categories, serial numbers 1062 and lower, incorporating standard fuel tank P/N 341A.55.1065.20, or .22, or .24.

Compliance is required within the next 100 hour's time in service after the effective date of this AD, unless already accomplished in accordance with Gazelle Service Bulletin No. 28.01.

To prevent interruption of fuel flow to the engine during execution of approved flight maneuvers, modify the fuel system to provide for increased fuel sump capacity and an improved booster pump location in accordance with subparagraph 2(B) of Gazelle Service Bulletin No. 28.01, as revised November 21, 1973, or an FAA-approved equivalent.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20461 Filed 8-5-75;8:45 am]

[ 14 CFR Part 39 ]

[Docket No. 14881]

## AIRWORTHINESS DIRECTIVES

### Turbomeca Astazou IIA Engines

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Turbomeca Astazou IIA engines. There have been failures of the axial compressor wheels on these engines that could result in a hazard to safe flight due to engine failure and damage to critical helicopter structure. Since this condition is likely to exist or develop in other engines of the same type design, the proposed airworthiness directive would require axial compressor wheel inspection, repair, or replacement, and modification before reinstallation on engines.





Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

TURBOMECA. Applies to Turbomeca Astazou IIA engines installed on, but not necessarily limited to, Aerospatiale Alouette II Models SA318C, SA318B, SA318C helicopters.

Compliance is required as indicated unless already accomplished.

To prevent axial compressor wheel failure due to corrosion and fatigue, accomplish the following:

(a) Within the next 100 hours' time in service after the effective date of this AD, or before the accumulation of 1000 hours' time in service since new, whichever occurs later, remove the axial compressor wheels, P/Ns 0-236-15-014 Index A and 0-268-15-004, from the engine and inspect for cracks and corrosion.

(b) If cracks are found, before returning the engine to service, comply with paragraph (d) of this AD.

(c) If no cracks are found but corrosion is found, before returning the engine to service either—

(1) Rework the wheel and reinstall in the engine in accordance with Turbomeca MOD TU 196, or an equivalent approved by the Chief, Aircraft Certification Staff, Europe, Africa, and Middle East, FAA, c/o American Embassy, APO New York 09667; or

(2) Comply with paragraph (d) of this AD.

(d) Replace the wheel with a new wheel, P/N 0.236-15-016, 0-268-15-011, or 0-268-15-010, modified in accordance with Turbomeca MOD TU 196, or an equivalent approved by the Chief, Aircraft Certification Staff, Europe, Africa, and Middle East, FAA, c/o American Embassy, APO New York 09667.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20462 Filed 8-5-75;8:45 am]

[ 14 CFR Part 39 ]

[Docket No. 14879]

## AIRWORTHINESS DIRECTIVES

### Britten Norman Ltd. BN-2A and BN-2A Mark III Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Britten Norman Ltd. BN-2A and BN-2A Mark III airplanes. There have been in-flight instances of inadvertent release of the seat locking mechanism on the Britten Norman BN-2A and BN-2A Mark III airplanes that could result in loss of control of the airplane. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require an inspection and, if necessary, an alteration of the seat locking mechanism on BN-2A and BN-2A Mark III airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITTEN NORMAN LTD. Applies to BN-2A and BN-2A Mark III airplanes certificated in all categories.

Compliance is required as indicated, unless already accomplished.

To prevent inadvertent release of the pilots' seats in the seat tracks, accomplish the following:

(a) Within the next 50 hours' time in service after the effective date of this AD, inspect the pilots' seats locking mechanism (Alar P/N NB-99-H-007, or Jeteats P/N JS114) for damage and for short pawls, in accordance with paragraph Nos. 1, 2, 3, and 4 of the section titled "Inspection" of Britten Norman Ltd. Service Bulletin No. BN-2/SB.71, dated June 12, 1974, or an FAA-approved equivalent.

(b) If seats with damaged locking parts are found, remove and replace the damaged parts with parts of the same part numbers, or FAA-approved equivalents.

(c) If seats with short pawls are found, lock the seats in place in accordance with paragraph 5a. of the Section titled "Inspection" of Britten Norman Ltd. Service Bulletin No. BN-2/SB.71, dated June 12, 1974, or an FAA-approved equivalent, until compliance with paragraph (d) of this AD is accomplished.

(d) Within the next 100 hours' time in service after the effective date of this AD, modify seats with short pawls in accordance with paragraph 5b. of Section titled "Inspection" of Britten Norman Ltd. Service Bulletin No. BN-2/SB. 71, dated June 12, 1974, or an FAA-approved equivalent.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20464 Filed 8-5-75;8:45 am]

[ 14 CFR Part 39 ]

[Docket No. 14885]

## AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation Viscount Models 744, 745D and 810 Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corporation Viscount Models 744, 745D and 810 airplanes. There have been non-contained engine failures on these airplanes which resulted in inflight fire and inability to feather the propeller. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require an electrical back-up propeller feathering system to the manual propeller feathering system on British Aircraft Corporation Viscount Models 744, 745D and 810 airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of



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section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13, Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to British Aircraft Corporation (BAC) Viscount Models 744, 745D and 810 airplanes, certificated in all categories.

Compliance is required within the next 300 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent failure of propeller feathering, install an electrical back-up to the primary manual feathering system in accordance with the instructions contained in BAC Bulletin-For-Modification No. FG.2122, dated February 11, 1972, (for Viscount Model 810 airplanes), or BAC Bulletin-For-Modification No. D.3245, dated February 11, 1972 (for Viscount Models 744 and 745D airplanes), as appropriate, or an equivalent of either approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Region, FAA-American Embassy, APO New York 09667.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20465 Filed 8-5-75;8:45 am]

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[ 14 CFR Part 39 ]

[Docket No. 14883]

## AIRWORTHINESS DIRECTIVES

### British Aircraft Corporation BAC 1-11 200 and 400 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corporation BAC 1-11 200 and 400 series airplanes. There have been a number of cases of fuel diluted oil systems of auxiliary power units (A.P.U.) installed on British Aircraft Corporation BAC 1-11 200 and 400 series airplanes that could result in a turbine bearing failure and overheating of the tailcone structure. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require repetitive inspections for fuel leakage on certain British Aircraft Corporation BAC 1-11 200 and 400 series airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue SW., Washington, D.C. 20591. All communications received on or before September 5, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT CORPORATION. Applies to BAC 1-11 200 and 400 series airplanes, certificated in all categories, with Garrett AiResearch Models GTCP 85-115, -115C or -115CK APU's installed, that do not have British Aircraft Corporation Modification PM 5217 incorporated.

Compliance is required as indicated.

To prevent excessive fuel contamination of the Auxiliary Power Unit oil contents, accomplish the following:

(a) Within the next 60 APU hours' time in service after the effective date of this AD, unless accomplished within the last 20 APU hours' time in service, and thereafter at intervals not to exceed 80 APU hours' time in service from the last inspection, inspect for fuel leakage in accordance with paragraph 2.1 of the Accomplishment Instructions of British Aircraft Corporation Model BAC 1-11 Service Bulletin 49-PM 5217, or an FAA-approved equivalent.

(b) If the fuel leakage rate exceeds one drop per minute, prior to further use of the APU, rectify the leakage, drain and refill the oil system with fresh oil, and thereafter continue the inspections required by paragraph (a) of this AD.

Issued in Washington, D.C., on July 30, 1975.

J. A. FERRARESE,
*Acting Director,*
*Flight Standards Service.*

[FR Doc.75-20460 Filed 8-5-75;8:45 am]

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## DEPARTMENT OF LABOR

### Office of the Secretary

[ 29 CFR Part 29 ]

### APPRENTICESHIP PROGRAMS

### Proposed Registration Standards; Extension of Comment Period

The Department of Labor published a revision of proposed regulations for apprentice programs on March 10, 1975 at 40 FR 11340. The comment period ended on April 9, 1975.

The Federal Committee on Apprentices has requested that before the apprentice regulation under this proposed Part 29 becomes final, the Committee have an opportunity to make recommendations to the Secretary on the subject of training programs approved by the Department of Labor under 29 CFR Part 5, as amended July 21, 1975, 40 FR 30480.

In view of this request the period for receiving comments is hereby extended until further notice. Notice of the end of the comment period will be published in the FEDERAL REGISTER at least 15 days before the new closing date.

Signed at Washington, D.C., this 29th day of July, 1975.

WILLIAM H. KOLBERG,
*Assistant Secretary for Manpower.*

[FR Doc.75-20416 Filed 8-5-75;8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ 40 CFR Part 418 ]

[FRL 412-4]

### FERTILIZER MANUFACTURING POINT SOURCE CATEGORY

### Effluent Limitations and Guidelines for Existing Sources and Standards for New Sources for the Phosphate Subcategory

Notice is hereby given that the Environmental Protection Agency, (EPA) is proposing to amend 40 CFR 418, Fertilizer Manufacturing Point Source Category; Subpart A—Phosphate Subcategory, §§ 418.11, 418.12, 418.13, and 418.15 as set forth below.

40 CFR 418 was promulgated on April 8, 1974 (39 FR 12832) pursuant to sections 301, 304 (b) and (c), 306(b) and 307(c) of the Federal Water Pollution Control Act as amended, 33 U.S.C. 1251, 1311, 1314 (b) and (c), 1316(b), and 1317 (c); 86 Stat. 816 et seq; P.L. 92-500.

The promulgated regulation for the phosphate subcategory of the fertilizer manufacturing point source category provided for the discharge, after treatment, of waters from process wastewater impoundments based on the balance between precipitation and evaporation in each month. Phosphate fertilizer manufacturers, however, have contended that this provision for discharge was cumbersome and difficult to manage and utilize. The companies have contended further that it is not possible to operate a facility manufacturing phosphate fertilizers without an allowance for discharge of certain occasional but unavoidable leaks and spills. After due consideration of the industry's claims, the Agency believes that the allowance for discharge from a water impoundment due to rainfall events can be restated so as to make its application less cumbersome and more easily understood. Additionally, the Agency concurs that in some situations it may be appropriate to allow some discharge from the facility due to leaks and spills which are otherwise unavoidable. However, the Agency believes that any allowance for such discharge must require prompt management attention to and correction of the leaks and spills.

The Agency does not believe that the amount of pollutants discharged by facilities affected by this subpart will be substantially altered by this change in regulatory language, nor does it believe that there will be any significant effect on the energy necessary for pollution control or on any other non-water quality related environmental impacts.

Interested persons may participate in this rulemaking by submitting written comments in triplicate to the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460, Attention: Ms. Ruth Brown. Comments on all aspects of this request for public participation are solicited. In the event comments are in the nature of criticisms as to the adequacy of data which is available, or which may be relied upon by the Agency, comments should identify and, if possible, provide any additional data which may be available and should indicate why such data is essential to the development of the regulations.

In the event comments address the approach taken by the Agency, EPA solicits suggestions as to what alternative approach should be taken and why and how these alternatives better satisfy the detailed requirements of sections 301, 304 and 306 of the Act.

A copy of all public comments will be available for inspection and copying at the EPA Freedom of Information Center, Room 204, West Tower, Waterside Mall, 401 M Street, S.W., Washington, D.C. 20460. The EPA information regulation, 40 CFR 2, provides that a reasonable fee may be charged for copying.

All comments received on or before September 5, 1975 will be considered.

Dated: July 30, 1975.

RUSSELL E. TRAIN,
*Administrator.*

### PART 418—FERTILIZER MANUFACTURING POINT SOURCE CATEGORY

Subpart A is amended as follows:

* * * * *

1. In § 418.11, paragraphs (b), (c), (d), (e), and (f) are revised to read as follows:

§ 418.11 Specialized definitions.

* * * * *

(b) The term "process waste water" means any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by-product, or waste product. The term "process waste water" does not include contaminated non-process waste water, as defined below.

(c) The term, "contaminated non-process wastewater" shall mean any water including precipitation runoff which, during manufacturing or processing, comes into incidental contact with any raw material, intermediate product, finished product, by-product or waste product by means of: (1) precipitation runoff; (2) accidental spills; (3) accidental leaks caused by the failure of process equipment and which are repaired or the discharge of pollutants therefrom contained or terminated within the shortest reasonable time which shall not exceed 24 hours after discovery or when discovery should reasonably have been made, whichever is earliest; and (4) discharges from safety showers and related personal safety equipment, and from equipment washings for the purpose of safe entry, inspection and maintenance; provided that all reasonable measures have been taken to prevent, reduce, eliminate and control to the maximum extent feasible such contact and provided further that all reasonable measures have been taken that will mitigate the effects of such contact once it has occurred.

(d) The term "ten year 24 hour rainfall event" shall mean the maximum 24 hour precipitation event with a probable recurrence interval of once in 10 years as defined by the National Weather Service in technical paper no. 40, "Rainfall Frequency Atlas of the United States", May, 1961, and subsequent amendments in effect as of the effective date of this regulation.

(e) The term "25 year 24 hour rainfall event" shall mean the maximum 24 hour precipitation event with a probable recurrence interval of once in 25 years as defined by the National Weather Service in technical paper no. 40, "Rainfall Frequency Atlas of the United States", May, 1961, and subsequent amendments in effect as of the effective date of this regulation.

(f) The term "calcium sulfate storage pile runoff" shall mean the calcium sulfate transport water runoff from or through the calcium sulfate pile, and the precipitation which falls directly on the storage pile and which may be collected in a seepage ditch at the base of the outer slopes of the storage pile, provided such seepage ditch is protected from the incursion of surface runoff from areas outside of the outer perimeter of the seepage ditch.

2. In § 418.12, paragraphs (a), (b), (c), and (d) are revised to read as follows:

§ 418.12 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.

* * * * *

(a) Subject to the provision of paragraphs (b) and (c) below, the following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available: there shall be no discharge of process wastewater pollutants to navigable waters.

(b) Process wastewater pollutants from a calcium sulfate storage pile runoff facility operated separately or in combination with a water recirculation system designed, constructed and operated to maintain a surge capacity equal to the runoff from the 10-year, 24-hour rainfall event may be discharged, after treatment to the standards set forth in paragraph (c) below, whenever chronic or catastrophic precipitation events cause the water level to rise into the surge capacity. Process waste water must be treated and discharged whenever the water level equals or exceeds the mid point of the surge capacity.

(c) The concentration of pollutants discharged in process wastewater pursuant to the limitations of paragraph (b) shall not exceed the values listed in the following table:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus (as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| TSS | 50 | 25 |
| pH | Within the range 6.0 to 9.0. | |

(d) The concentration of pollutants discharged in contaminated non-process wastewater shall not exceed the values listed in the following table:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus (as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| pH | Within the range 6.0 to 9.0. | |

3. In § 418.13, paragraphs (a) and (b) are revised and (c) and (d) added to read as follows:

§ 418.13 Effluent limitations guidelines representing the degree of effluent reduction attained by the application of the best available technology economically achievable.

* * * * *

(a) Subject to the provisions of paragraphs (b) and (c) below, the following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a point source subject to the provisions of this subpart: there shall be no discharge of process wastewater pollutants to navigable waters.

(b) Process wastewater pollutants from a calcium sulfate storage pile runoff facility operated separately or in combination with a water recirculation system designed, constructed and operated to maintain a surge capacity equal to the runoff from the 25-year, 24-hour rainfall event may be discharged, after treatment to the standards set forth in paragraph (c) below, whenever chronic or catastrophic precipitation events cause the water level to rise into the surge capacity. Process waste water must be treated and discharged whenever the water level equals or exceeds the mid point of the surge capacity.

(c) The concentration of pollutants discharged in process wastewater pursuant to the limitations of paragraph (b) shall not exceed the values listed in the following table:







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| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus (as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| TSS | 50 | 25 |
| pH | Within the range 6.0 to 9.0. | |

(d) The concentration of pollutants discharged in contaminated non-process wastewater shall not exceed the values listed in the following table:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus (as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| pH | Within the range 6.0 to 9.0. | |

4. In § 418.15, paragraphs (a) and (b) are revised and (c) and (d) are added to read as follows:

**§ 418.15 Standards of performance for new sources.**

* * * * *

(a) Subject to the provisions of paragraphs (b) and (c) below, the following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this section, which may be discharged by a new source subject to the provisions of this subpart after application of the best available demonstrated control technology: There shall be no discharge of process wastewater pollutants to navigable waters.

(b) Process wastewater pollutants from a calcium sulfate storage pile runoff facility operated separately or in combination with a water recirculation system designed, constructed and operated to maintain a surge capacity equal to the runoff from the 25-year, 24-hour rainfall event may be discharged, after treatment to the standards set forth in paragraph (c) below, whenever chronic or catastrophic precipitation events cause the water level to rise into the surge capacity. Process waste water must be treated and discharged whenever the water level equals or exceeds the mid point of the surge capacity.

(c) The concentration of pollutants discharged in process wastewater pursuant to the limitations of paragraph (b) shall not exceed the values listed in the following table:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus (as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| TSS | 50 | 25 |
| pH | Within the range 6.0 to 9.0 | |

(d) The concentration of pollutants discharged in contaminated non-process wastewater shall not exceed the values listed in the following table:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Effluent limitations: Average of daily values for 30 consecutive days shall not exceed |
|---|---|---|
| | mg/l | |
| Total phosphorus as P) | 70 | 35 |
| Fluoride | 30 | 15 |
| pH | Within the range 6.0 to 9.0 | |

[FR Doc.75–20385 Filed 8–5–75;8:45 am]

## FEDERAL HOME LOAN BANK BOARD

**[ 12 CFR Parts 541, 545, and 546 ]**

**[No. 75–651]**

## FEDERAL SAVINGS AND LOAN SYSTEM

### Proposed Amendment Relating to District of Columbia Associations

JULY 30, 1975.

The following summary regarding the amendment proposed herein is included for the reader's convenience and is subject to the full description in the preamble as well as the specific provisions of the regulation.

I. *Present situation*—District of Columbia associations are included within the term "Federal association" for limited purposes.

II. *Proposed amendment*—(a) Would generally include District of Columbia associations within the term "Federal association", except as the Board may otherwise provide.

(b) Would allow for continued Board supervision in the area of branch offices, satellite offices, and change of office locations for any future District of Columbia associations and any non-District of Columbia chartered associations operating or seeking to operate in the District of Columbia.

III. *Reason for proposed change*—To provide a basis for Board supervision of District of Columbia associations if the Regulations for District of Columbia Savings and Loan Associations and Branch Offices are deleted.

The Federal Home Loan Bank Board considers it desirable to propose to amend Parts 541, 545 and 556 of the rules and regulations for the Federal Savings and Loan System by revising § 541.2 and inserting new §§ 545.14(l), 545.14–5(j) and 545.16(i).

Present § 541.2 defines the term "Federal association" to mean a "savings and loan association chartered by the Board as provided in section 5 of the Home Owners' Loan Act of 1933, as amended." As used in §§ 546.1, 546.2, 546.3, and 546.4 of Part 546, and in Parts 547, 548, 549 and 550, the term "Federal association" also includes any incorporated or unincorporated building, building or loan, building and loan, savings and loan, or homestead association, which has been organized or incorporated under or pursuant to the laws of the District of Columbia.

Under the proposed amendment, § 541.2 would be revised to include within the term "Federal association", except as the Board may otherwise provide, any incorporated or unincorporated building, building or loan, building and loan, savings and loan, or homestead association, which has been organized or incorporated under or pursuant to the laws of the District of Columbia. This restatement of the definition would delete references to the specific sections of the Federal Regulations listed above and would enable § 541.2 to be of sufficient general applicability that all provisions of the Federal Regulations would apply to associations in the District of Columbia.

New §§ 545.14(l), 545.14–5(j) and 545.16(i) would allow for continued Board supervision in the area of branch offices, satellite offices, and change of office locations for any future District of Columbia associations and any non-District of Columbia chartered associations operating or seeking to operate in the District of Columbia. These amendments to the Federal Regulations will allow the complete deletion of the Regulations for District of Columbia Savings and Loan Associations and Branch Offices.

This amendment is being proposed in conjunction with an amendment (Resolution No. 75–650; July 30, 1975) that proposes to delete the Regulations for District of Columbia Savings and Loan Associations and Branch Offices. Those regulations are being deleted because there are no longer any associations incorporated or organized under the laws of the District of Columbia; all such associations have become Federal associations. The instant proposal would provide a basis for Board supervision of any future District of Columbia association, either newly formed or a Federal association which converts back.





Accordingly, the Federal Home Loan Bank Board hereby proposes to amend Parts 541 and 545 by revising § 541.2, and by inserting new §§ 545.14(l), 545.14–5(j), and 545.16(i), to read as set forth below.

Interested persons are invited to submit written data, views, and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street, NW., Washington, D.C. 20552, by September 8, 1975, as to whether this proposal should be adopted, rejected or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.5 of the General Regulations of the Federal Home Loan Bank Board (12 CFR 505.5).

1. Amend Part 541 by revising § 541.2 to read as follows:

**§ 541.2 Federal association.**

The term "Federal association" means a Federal savings and loan association chartered by the Board as provided in section 5 of the Home Owners' Loan Act of 1933, as amended, and except as the Board may otherwise provide, any incorporated or unincorporated building, building or loan, building and loan, savings and loan, or homestead association, which has been organized or incorporated under or pursuant to the laws of the District of Columbia.

2. Amend Part 545 by adding a new § 545.14(l) to read as follows.

**§ 545.14 Branch office.**

* * * * *

(l) For purposes of this section, the term "Federal association" includes any incorporated or unincorporated building, building or loan, savings and loan, or homestead association or cooperative bank operating or seeking to operate in the District of Columbia with respect to any office operated or sought to be operated therein by such association.

3. Amend Part 545 by adding a new § 545.14–5(j) to read as follows:

**§ 545.14–5 Satellite office.**

* * * * *

(j) For purposes of this section, the term "Federal association" includes any incorporated or unincorporated building, building or loan, savings and loan, or homstead association or cooperative bank operating or seeking to operate in the District of Columbia with respect to any satellite office operated or sought to be operated therein by such association.

4. Amend Part 545 by adding a new § 545.16(l) to read as follows:

**§ 545.16 Change of office location.**

* * * * *

(l) For purposes of this section, the term "Federal association" includes any incorporated or unincorporated building, building or loan, savings and loan, or homestead association or cooperative bank operating or seeking to operate in the District of Columbia with respect to any office operated or sought to be operated therein by such association.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464; Sec. 8, 84 Stat. 1815; 12 U.S.C. 1466a. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN, *Secretary.*

[FR Doc.75–20447 Filed 8–5–75;8:45 am]

**[ 12 CFR Parts 581, 582, 582a, and 582b ]**

**[No. 75–650]**

## DISTRICT OF COLUMBIA SAVINGS AND LOAN ASSOCIATIONS AND BRANCH OFFICES

### Proposed Deletion of Obsolete Regulations

JULY 30, 1975.

The Federal Home Loan Bank Board considers it desirable to propose to delete the Regulations for District of Columbia Savings and Loan Associations and Branch Offices.

There are no longer any associations incorporated or organized under the laws of the District of Columbia; all such associations have become Federal associations. As a result, the Regulations for District of Columbia Savings and Loan Associations and Branch Offices appear to be obsolete.

By a companion resolution (Resolution No. 75–651; July 30, 1975), the Board is proposing to revise § 541.2 and insert new §§ 545.14(l), 545.14–5(j) and 545.16(l). Revised § 541.2 would expand the definition of the term "Federal association" to include District of Columbia associations. This change will be necessary to provide for Board supervision of any future District of Columbia association, either newly formed or a Federal association which converts back, if the Board deletes the Regulations for District of Columbia Savings and Loan Associations and Branch Offices. New §§ 545.14(l), 545.14–5(j) and 545.16(i) would allow for continued Board supervision in the area of branch offices, satellite offices, and change of office locations for any future District of Columbia associations and any non-District of Columbia chartered associations operating or seeking to operate in the District of Columbia. These amendments to the Federal Regulations will allow complete deletion of the Regulations for District of Columbia Savings and Loan Associations and Branch Offices.

Accordingly, the Federal Home Loan Bank Board hereby proposes to delete Parts 581, 582, 582a, and 582b of said regulations.

Interested persons are invited to submit written data, views, and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street, NW., Washington, D.C. 20552, by September 8, 1975, as to whether this proposal should be adopted, rejected or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.5 of the General Regulations of the Federal Home Loan Bank Board (12 CFR 505.5).

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464; Sec. 8, 84 Stat. 1815; 12 U.S.C. 1466a. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN, *Secretary.*

[FR Doc.75–20446 Filed 8–5–75;8:45 am]

**[ 12 CFR Part 582a ]**

**[75–652]**

## DISTRICT OF COLUMBIA SAVINGS AND LOAN ASSOCIATIONS AND BRANCH OFFICES

### Withdrawal of Proposed Amendment Relating to Investments and Other Transactions

JULY 30, 1975.

The Federal Home Loan Bank Board by Resolution No. 72–602, dated May 23, 1972, proposed to amend Part 582a of the Regulations for District of Columbia Savings and Loan Associations and Branch Offices (12 CFR Part 582a) by adding a new § 582a.2 for the purpose of requiring that certain investments and other transactions by District of Columbia savings and loan associations be made in conformity with regulations applicable to Federal savings and loan associations. Notice of such proposed rule making was duly published in the FEDERAL REGISTER on May 27, 1972 (37 FR 10745), and interested persons were invited to submit written comments and arguments as to whether it should be adopted, rejected or modified by June 30, 1972.

There are no longer any associations incorporated or organized under the laws of the District of Columbia; all such associations have become Federal associations. As a result, there is no longer any necessity for amending Part 582a.

Accordingly, the Board hereby withdraws from consideration the amendment proposed by said Resolution No. 72–602.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071)

By the Federal Home Loan Bank Board,

[SEAL] J. J. FINN, *Secretary.*

[FR Doc.75–20444 Filed 8–5–75;8:45 am]



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# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

### Office of the Secretary

### INTERNATIONAL CONFERENCE ON AIR LAW—WARSAW CONVENTION

#### Meeting

An International Conference on Air Law, held under the auspices of the International Civil Aviation Organization (ICAO), will meet in Montreal September 3–25, 1975. The Conference will consider, with a view to approval, draft Articles on the system of liability for the carriage of cargo prepared at the 21st Session of the ICAO Legal Committee. It is expected that the International Conference will prepare a Protocol or other instrument which will revise the cargo and mail provisions of the Warsaw Convention system. The Conference may also consider amendments to Articles which express the limits of liability in the Warsaw Convention and The Hague and Guatemala City Protocols, with a view to establishing a new unit of account to replace the gold franc as defined in the Convention and Protocols (the "Poincare gold franc").

Notice is hereby given that a public meeting will be held beginning at 10:30 a.m. on 13 August 1975, in Room 1406, Department of State, 2201 C Street, N.W., Washington, D.C., 20520, for the purpose of receiving public comment on the issues to be considered at this Conference. Written statements may be submitted prior to or after the meeting, but should be received in the Department no later than August 22, 1975, in order to be considered prior to the Conference.

Members of the public who desire to attend the meeting should come to the 22nd and C Street entrance for admission and direction to the conference room.

Any questions concerning this meeting, and requests for a copy of the Report of the 21st Session of the Legal Committee of ICAO and other background material, should be directed to Mr. Franklin K. Willis, Deputy Legal Advisor, Room 5527A, Department of State, Washington, D.C. (202–632–3736).

FRANKLIN K. WILLIS,
*Assistant Legal Adviser for African Affairs.*

AUGUST 1, 1975.

[FR Doc.75–20628 Filed 8–5–75;8:45 am]

## DEPARTMENT OF THE TREASURY

### Office of the Secretary

[Public Debt Series—No. 25–75]

### 8⅜ TREASURY BONDS OF 1995–2000

#### Redesignation of Interest

AUGUST 1, 1975.

The Secretary of the Treasury announced on July 31, 1975, that the interest rate on the bonds described in Department Circular—Public Debt Series—No. 25–75, dated July 24, 1975, will be 8⅜ percent per annum. Accordingly, the bonds are hereby redesignated 8⅜ percent Treasury Bonds of 1995–2000. Interest on the bonds will be payable at the rate of 8⅜ percent per annum.

DAVID MOSSO,
*Fiscal Assistant Secretary.*

[FR Doc.75–20400 Filed 8–5–75;8:45 am]

## DEPARTMENT OF DEFENSE

### Department of the Air Force

### USAF SCIENTIFIC ADVISORY BOARD

#### Meeting

AUGUST 1, 1975.

The USAF Scientific Advisory Board ad hoc Reconnaissance Review Group will hold a meeting on August 27, 1975 from 8:30 a.m. to 5 p.m. at the Pentagon, Washington, D.C.

The Meeting will be closed to the public in accordance with Title 5, U.S.C. 552(b) (1), (4), and (5). The Group will be briefed on present reconnaissance capabilities, and proposals for capabilities of the future. The Group will hold classified discussions on the proposals, and formulate recommendations.

For further information, contact the Scientific Advisory Board Secretariat at 697–8404.

W. K. RICHARDSON,
*Colonel, USAF, Deputy Director of Administration.*

[FR Doc.75–20481 Filed 8–5–75;8:45 am]

### USAF SCIENTIFIC ADVISORY BOARD

#### Meeting

AUGUST 1, 1975.

The USAF Scientific Advisory Board Electronics Panel on Prioritization of Electron Device Technology will hold a meeting on September 4, 1975 from 9 a.m. to 5 p.m. at the Pentagon, Washington, D.C.

The meeting will be closed to the public in accordance with Title 5, U.S.C. 552(b) (1), (4), and (5). The Panel will receive classified and proprietary briefings on the present electron device technology base and anticipated Air Force development opportunities and requirements through FY 1981.

For further information, contact the Scientific Advisory Board Secretariat at 202–697–8404.

W. K. RICHARDSON,
*Colonel, USAF, Deputy Director of Administration.*

[FR Doc.75–20482 Filed 8–5–75;8:45 am]

### Office of the Secretary

### DEFENSE SCIENCE BOARD TASK FORCE ON IDENTIFICATION FRIEND, FOE OR NEUTRAL

#### Advisory Committee Meeting

The Defense Science Board Task Force on Identification Friend, Foe or Neutral will meet in closed session on 23 September 1975 at the Institute for Defense Analyses, Arlington, Virginia.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Director of Defense Research and Engineering on overall research and engineering and to provide long-range guidance in these areas to the Department of Defense.

The Task Force will provide an analysis of technology and systems applicable to the identification function and indicate promising solutions to the problem area for possible implementation within the Department of Defense.

In accordance with section 10(d) of Appendix I, Title 5, United States Code, it has been determined that this Task Force meeting concerns matters listed in section 552(b) of Title 5 of the United States Code specifically subparagraph (1) thereof, and that accordingly this meeting will be closed to the public.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

AUGUST 1, 1975.

[FR Doc.75–20468 Filed 8–5–75;8:45 am]





## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Wyoming 51725]

### WYOMING

#### Notice of Application

JULY 29, 1975.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Colorado Interstate Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 20 N., R. 99 W.,
Sec. 24, W½W½.

The pipeline will convey natural gas from the Mesa UPRR No. 1–25 well in sec. 25 to the applicant's existing pipeline in sec. 13, all in T. 20 N., R. 99 W., 6th P.M., WY.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, WY 82901.

GLENNA M. LANE,
*Acting Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75–20437 Filed 8–5–75;8:45 am]

### Bonneville Power Administration

### DRAFT ENVIRONMENTAL STATEMENT

#### Public Meetings

The Bonneville Power Administration hereby gives notice of a series of public meetings to be held to discuss BPA's Fiscal Year 1977 Draft Environmental Statement. The purpose of the meetings is twofold: to present to the public BPA's proposed Fiscal Year 1977 Program, and to elicit comments from the public with respect to the environmental impact of BPA's proposed program. The dates, hours, and places of these meetings are as follows: September 8, 1975, 8 p.m., Moore Elementary School, Moore, Idaho; September 9, 1975, 8 p.m., Patio Room, Ramada Inn, 800 N. Overland, Burley, Idaho; September 9, 1975, 7:30 p.m., North Bonneville Elementary School Auditorium; September 10, 1975, 7:30 p.m., Sedro Woolley High School Little Theater, 4th & Nelson, Sedro Woolley, Washington.

For those who cannot attend any of these meetings, written comments will be accepted until the end of the close of comment period, which is September 12.

Additional or clarifying information may be obtained by writing or calling the Environmental Office, Bonneville Power Administration, P.O. Box 3621, Portland, Oregon 97208; (503) 234–3361, ext. 5136.

Dated: August 1, 1975.

WILLIAM H. CLAGETT,
*Assistant Administrator.*

[FR Doc.75–20614 Filed 8–5–75;8:45 am]

### Office of the Secretary

### OIL SHALE ENVIRONMENTAL ADVISORY PANEL

#### Meeting

Notice is hereby given in accordance with Pub. L. 92–463 that a meeting of the Oil Shale Environmental Advisory Panel will be held on August 27 and 28, 1975, at the Colorado Northwest Community College in Rangely, Colorado. The meeting will begin at 8:30 a.m. on Wednesday, August 27, and conclude at 5 p.m. Thursday, August 28, after a field tour.

The Panel was established to assist the Department of the Interior in the performance of its functions in connection with the supervision of oil shale leases issued under the Prototype Oil Shale Leasing Program. The purpose of this meeting is to review the third quarterly environmental data reports for the four oil shale lease tracts, to receive reports from Departmental officials, to hear presentations from the C-a lessee groups on status of environmental studies, waste disposal and community development aspects of the Rio Blanco Oil Shale Project. A representative of Thorne Ecological Institute will present a briefing on the environmental study which they performed as one of the Colorado Cooperative Oil Shale Studies. On the second day the Panel will tour the Colorado C-a oil shale lease tract.

The meeting is open to the public. It is expected that space will permit 75 persons to attend the meeting in addition to the Panel members. Interested persons may make brief presentations to the Panel or file written statements. Requests should be made to Mr. William L. Rogers, Chairman, Office of the Secretary, Department of the Interior, Room 688, Building 67, Denver Federal Center, Denver, Colorado 80225.

Further information concerning this meeting may be obtained from Mr. Henry O. Ash, Office of the Oil Shale Environmental Advisory Panel, Room 690, Building 67, Denver Federal Center, Denver, Colorado 80225, Telephone No. (303) 234–3275. Minutes of the meeting will be available for public inspection for 30 days after the meeting at the Panel Office.

JACK O. HORTON,
*Assistant Secretary of the Interior.*

JULY 30, 1975.

[FR Doc.75–20440 Filed 8–5–75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Forest Service

### OLYMPIC, MT. BAKER-SNOQUALMIE, AND GIFFORD PINCHOT NATIONAL FORESTS, WASHINGTON

#### Vegetation Management Using Selective Herbicides; Notice of Availability of Final Addendum

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final addendum to the final environmental statement for vegetation management using selective herbicides on the Olympic, Mt. Baker-Snoqualmie, and Gifford Pinchot National Forests, Washington, for the period July 1, 1975 through June 30, 1976. USDA–FS–R6–FES(Adm)75–16.

The final addendum concerns a proposed use of herbicides 2,4–D, 2,4,5–T, 2,4,5–TP, Amitrole–T, atrazine, picloram, dicambra, and HSMA to reduce the competition from native vegetation where it hampers forest management activities in Washington. The proposed uses of the herbicides are for reforestation site preparation, release of conifers, right-of-way maintenance, maintenance of physical facilities, range improvement work, and thinning and weeding of conifer plantations.

This final addendum was transmitted to SEQ on July 30, 1975. Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 3231, 12th & Independence Ave., S.W., Washington, D.C. 20250.
USDA, Forest Service, Pacific Northwest Region, 319 S.W. Pine Street, Portland, Oregon 97204.
Olympic National Forest, Federal Building, Olympia, Washington 98501.
Mt. Baker-Snoqualmie National Forest, 1601 2nd Avenue Building, Seattle, Washington 98101.
Gifford Pinchot National Forest, 500 West 12th Street, Vancouver, Washington 98660.

A limited number of single copies are available upon request to Regional Forester T. A. Schlapfer, Pacific Northwest Region, P.O. Box 3623, Portland, Oregon 97208.

Copies of the final addendum have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: July 30, 1975.

CURTIS L. SWANSON,
*Regional Environmental Coordinator, Planning, Programing, and Budgeting.*

[FR Doc.75–20421 Filed 8–5–75;8:45 am]

### GILA NATIONAL FOREST GRAZING ADVISORY BOARD

#### Notice of Meeting

The Gila National Forest Grazing Advisory Board will meet at 10 a.m., August 29, 1975 in large Conference Room in Federal Building, 2610 North Silver Street, Silver City, New Mexico.

The purpose of this meeting is:

1. To organize Board.
2. Elect officers.
3. Develop Advisory Board By-Laws.
4. Discuss Santa Fe Permittee Group Meeting.
5. Any other item the Board may wish to discuss.

The meeting will be open to the public.

ROBERT M. WILLIAMSON,
*Forest Supervisor.*

JULY 30, 1975.

[FR Doc.75–20422 Filed 8–5–75;8:45 am]

### Office of the Secretary

### DEFENSE EMERGENCY RESPONSIBILITIES

The following notice sets forth the Defense Emergency Responsibilities in



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USDA. It supersedes the notice titled "Defense Responsibilities in USDA" published on April 24, 1968, 33 FR 6251.

GENERAL

Sec. 1. *Purpose.* This notice outlines the responsibilities of the Department of Agriculture relating to defense emergencies and the organization for carrying them out at national, regional, State, and county levels. It describes in further detail the functions delegated by the Secretary and general officers in 7 CFR Part 2 for departmental direction and coordination of defense programs. Responsibilities include (1) the development of standby defense emergency programs, and (2) the activation and administration of these programs upon authorization by the President following a proclamation of a civil defense emergency by the Congress or the President.

Sec. 2. *USDA Defense Emergency Assignments.*

a. *Source.* Defense Production Act of 1950, as amended (50 U.S.C. App. 2061 et seq.) Federal Civil Defense Act of 1950, as amended (50 U.S.C. App. 2251 et seq.), and Executive Order 11490, as amended.

b. *Coverage.* The Secretary of Agriculture is responsible for national leadership and direction of defense emergency programs relating to:

(1) Food resources, farm equipment, fertilizer, and food resource facilities.

(2) Lands under the jurisdiction of the Secretary of Agriculture.

(3) Rural fire control.

(4) Defense against biological and chemical warfare and radiological fallout pertaining to agricultural activities.

(5) Rural defense information and education.

RESPONSIBILITIES AT NATIONAL HEADQUARTERS

Sec. 3. *Direction, coordination, and liaison.*

a. *Under Secretary.* Responsible for defense preparedness program coordination and matters relating to international defense organizations.

b. *Assistant to the Secretary for Intergovernmental Affairs.* Through authority redelegated to him by the Under Secretary, is responsible for:

(1) Directing and coordinating the total defense emergency program of USDA.

(2) Supervising and directing USDA regional emergency staffs and USDA State and county emergency boards, and servicing the staffs.

(3) Policy guidance to USDA agencies in carrying out defense emergency assignments.

(4) Supervising the USDA unit of the National Defense Executive Reserve.

(5) Liaison with Executive departments and agencies and the Congress on defense policy matters.

(6) Food and agricultural matters relating to international defense organizations, such as NATO and its suborganizations.

(7) USDA-wide administrative readiness for continuity of essential functions.

(8) Coordinating arrangements, including records, for alternate emergency operating facilities.

c. *USDA Agency Emergency Program Contacts.* Each agency having a defense emergency assignment under sections 4 through 12 has an emergency program contact. Each contact is responsible for:

(1) Serving as liaison between the agency and the Assistant to the Secretary, Intergovernmental Affairs on current matters relating to defense emergency preparedness.

(2) Advisory agency head on defense readiness matters.

DEFENSE PREPAREDNESS AND EMERGENCY OPERATING RESPONSIBILITIES OF GENERAL OFFICERS OF THE DEPARTMENT AND OF AGENCIES UNDER THEIR JURISDICTION

Sec. 4. *Assistant Secretary, marketing and consumer services.* Protection of livestock, poultry and crops and products thereof from biological and chemical warfare; utilization or disposal of livestock and poultry exposed to radiation; wholesomeness of meat and poultry and products thereof; inspection of eggs and egg products; and food stamp assistance.

a. *Agricultural Marketing Service (AMS).* Inspection of eggs and egg products for purity and wholesomeness under continuous AMS inspection.

b. *Animal and Plant Health Inspection Service (APHIS).*

(1) Protection of livestock, poultry and crops and products thereof from diseases, pests, and chemicals introduced as agents of biological or chemical warfare, and the assessment of the damage to agriculture of any such introduction.

(2) Guidance on utilization and disposal of livestock and poultry exposed to radiation.

(3) Inspection to insure the purity and wholesomeness of meat and meat products and poultry and poultry products in slaughtering and processing plants subject to continuous APHIS inspection.

(4) Purity, safety, and effectiveness of veterinary biologics in interstate commerce.

(5) Necessary interstate inspection of imported animals and plants and their products and inspection at Ports of Entry.

(6) Determination of and reporting requirements for equipment, chemicals, and other materials needed to support assigned programs.

c. *Food and Nutrition Service (FNS).* Authorizing food stamp assistance whenever local authorities identify increasing needs.

Sec. 5. *Assistant Secretary, Conservation, Research, and Education.* Agricultural lands and water; forests and forest products; rural fire defense; information and education; agricultural and forestry research; and coordination of research by cooperating State research institutions.

a. *Agricultural Research Service (ARS).*

(1) Agricultural research in support of defense preparedness (except as noted under "Economic Research Service", "Forest Service", and the "Cooperative State Research Service").

(2) Market quality and transportation and facilities research on matters related to departmental defense responsibilities.

(3) Guidance on the effects of radiation on agriculture.

(4) Guidance on the most efficient procedures for producing, processing, storing, and distributing agricultural commodities under post-attack conditions.

(5) Administrative functions on behalf of the Secretary relating to radiological safety within the Department.

b. *Cooperative State Research Service (CSRS).*

(1) Use of land-grant and other cooperating State college and university services in carrying out the defense research responsibilities of the Department.

(2) Encouraging research by these organizations to support the defense program of the Department.

(3) Coordinating such work with USDA defense program objectives.

c. *Extension Service (ES).*

(1) Defense information and education services covering:

(a) The needs of farmers, other rural people, and members of the food industry in an emergency.

(b) Attack vulnerability in rural areas, including crop and livestock vulnerability.

(c) The application of science and technology to meet emergency agricultural production goals.

(2) Gaining understanding and support of USDA defense activities through close working relationships with community organizations and groups and information media.

(3) Assuring coordination among Extension Services at Federal, State, and county levels in carrying out defense emergency responsibilities.

d. *Forest Service (FS).*

(1) Prevention and control of fires in rural areas in cooperation with State governments and appropriate Federal agencies.

(2) Determination of damage to National Forests and other forested areas resulting from enemy attack.

(3) Emergency protection, management, and utilization of National Forest timber, range, water, and related resources.

(4) Emergency production, availability, and utilization of timber and timber products in accordance with memorandum of understanding between the Departments of Commerce and Agriculture.

(5) Determination of and reporting requirements for equipment, manpower, fuels, chemicals, and other materials needed for carrying out the assigned activities.

(6) Research in support of defense preparedness and emergency operations relating to management and utilization of forest resources and defense against rural land fires.

e. *Soil Conservation Service (SCS)*

(1) Based upon results of radiological monitoring and the extent of radioactive contamination, guidance to farmers and others on:

(a) Safety of livestock.

(b) Disposition of growing crops and harvesting of crops.

(c) Use of crops stored on farms.

(d) Selection and use of land for agricultural production.

(e) Use, conservation, disposal and control of water to assure adequate usable water for agricultural purposes and to prevent floods.

(2) Assessing damage to agricultural lands and water resulting from enemy attack.

Sec. 6. *Assistant Secretary, International Affairs and Commodity Programs.* Agricultural production; food processing, storage and distribution; distribution of farm equipment and fertilizer; rehabilitation and use of food, agricultural and related agribusiness facilities; CCC resources; and foreign agricultural intelligence and other foreign agricultural matters.

a. *Agricultural Stabilization and Conservation Service (ASCS).*

(1) Agricultural production including emergency controls on feed and seed and on domestic distribution of farm equipment and fertilizer; and emergency controls on grain storage and distribution and on food processing, storage, and distribution through the wholesaler level.

(2) Analyzing the emergency capabilities of agriculture, the food industry and support industries to supply requirements.

(3) Assessing effects of attack on assigned resources.

(4) Guidance and information on emergency plans to agricultural and food industries and to State governments.

(5) Determining the needs of agriculture, the food industry, and related agribusinesses for supporting materials, manpower, supplies,





and services necessary for essential operations, and providing assistance to these industries in obtaining these inputs and services.

(6) Facilitating the rehabilitation of food, agricultural and related agribusiness facilities.

(7) Providing assistance to the Assistant to the Secretary, Intergovernmental Affairs, including:

(a) Consolidation of all claims for materials, manpower, equipment, supplies, and services to support defense program responsibilities of USDA.

(b) Coordinating activities relating to expansion of productive capacity, materials, and facilities under the Defense Production Act of 1950, as amended.

(c) Back-up assistance on interdepartmental and international meetings relating to defense preparedness.

(d) Servicing USDA State and county emergency boards.

(e) Coordinating preemergency defense reporting.

b. *Commodity Credit Corporation (CCC).*

(1) Procurement of needed food and agricultural commodities under the CCC Charter Act to provide emergency food supplies, and the management of any commodity inventories to assure their availability in an emergency.

(2) Making reimbursable disbursements for FmHA emergency production loans when there is a breakdown in mail services or in activities of the FmHA Finance Office or the Disbursing Office of the Treasury.

(3) Guaranteeing or making emergency loans needed to process, store, and distribute food and other agricultural commodities, to mix and distribute fertilizer, and to distribute farm equipment and other farm supplies.

(4) Guaranteeing payment to firms authorized by USDA to provide a commodity under the jurisdiction of USDA or a related service.

c. *Foreign Agricultural Service (FAS).*

(1) Assisting ERS in acquiring and analyzing information related to food and agricultural commodities on a worldwide basis by commodities.

(2) Assembling and preparing analyses, in cooperation with the Department of State, of food requirements for foreign allies, and making recommendations regarding allocations.

(3) Assembling and presenting Canadian food requirements, in cooperation with the Canadian Government, whenever food allocations are made.

(4) Carrying out any foreign trade controls that may be assigned.

(5) Supporting the activities of international defense organizations, such as NATO and its suborganizations, concerned with food and agriculture.

Sec. 7. *Assistant Secretary, Rural Development.* Rural credit and financial assistance.

a. *Farmers Home Administration (FmHA).*

(1) Emergency credit to farmers in support of the agricultural production program.

(2) Technical assistance relating to guarantees, loans, and other credit arrangements in support of all USDA emergency programs except agricultural production.

b. *Rural Electrification Administration (REA).*

(1) Emergency credit to REA-financed rural electrification and telephone systems.

(2) Technical assistance and advice on restoration of electric power and telephone service, and in meeting emergency conditions, including facilities protection; estimating electric power requirements and supply capabilities of REA-financed systems; determination of and support requirements for materials, manpower, equipment, supplies, and services needed by REA-financed systems to meet the requirements of their customers.

Sec. 8. *Assistant Secretary, Administration.* Internal administrative management and support activities.

a. Office of Audit (OA). Audit service on a current basis to:

(1) Evaluate program effectiveness.

(2) As appropriate, recommend improvements in the planning, development, and execution of the defense program.

b. *Office of Management and Finance (OMF).* Policy guidance on budget matters covering all phases of defense assignments made to the Secretary. This includes procedures for budgeting and financing preemergency and emergency activities including both administrative and project costs.

c. *Office of Operations (OO).*

(1) Staff support for:

(a) Space management matters relating to emergency office space and fallout shelters.

(b) Supply and property management matters relating to emergency office space and fallout shelters.

(2) Emergency communications management.

(3) Coordination of agency plans for Washington area transportation of essential USDA personnel to their emergency operating facilities.

d. Office of Personnel (OP). Leadership, policy, guidance, program formulation, and management direction relating to preemergency and emergency personnel aspects of the Department's defense program, including:

(1) Assuring that each executive team member who will relocate in an emergency has the proper identification and security clearance.

(2) Readiness and postattack actions covering recruitment, appointment, and staffing.

(3) Employe training in safety and survival methods.

(4) In an emergency, advising employees who do not have defense assignments of actions to take if their regular duty stations are not in operation.

Sec. 9. *Director, Agricultural Economics.* Estimates of supplies of agricultural commodities and evaluation of requirements therefor; coordination of damage assessment; and food and agricultural aspects of economic stabilization, economic research, and agricultural statistics.

a. *Economic Research Service (ERS).*

(1) Estimating supplies and evaluating requirements for agricultural commodities, in cooperation with appropriate agencies of the Department.

(2) Economic analysis of production capacity and adjustment potentials for agricultural commodities.

(3) Economic analysis and background data relating to needs for and substitution possibilities for farm production inputs and marketing services, both domestically and for foreign countries.

(4) Recommending basic food allocations for major food claimants on the basis of ERS estimates of supplies and requirements.

(5) Reviewing economic stabilization proposals affecting food and agriculture and recommending a USDA position relative to economic stabilization and rationing.

b. *Statistical Reporting Service (SRS).*

(1) Obtaining and supplying needed agricultural statistics.

(2) Developing procedures for adapting available statistics to defense needs.

(3) Analyzing and summarizing USDA damage assessment data at the State level.

(4) Coordinating the national level assessment of effects of attack on resources for which USDA is responsible.

Sec. 10. *Office of Communication (COMM).*

a. Direction and advice on proper use of the information media.

b. Preparing or arranging for the development of informational materials.

c. Obtaining any additional materials prepared by other agencies.

d. Establishing and maintaining liaison with the Office of Preparedness and the Defense Civil Preparedness Agency to coordinate information methods, media, and subject matter relating to the USDA defense program.

Sec. 11. *Office of the General Counsel (OGC).*

a. Leadership in the development of proposed legislation needed to implement the defense responsibilities of USDA.

b. Advice and assistance on legal aspects of proposed preparedness and defense actions.

Sec. 12. *Office of Investigation (OI).* Security of physical facilities, self-protection, and warden systems.

Sec. 13. *General Provisions Relating to Defense Assignments.* Defense functions are assigned mainly on the basis of related current responsibilities. Only those agencies with specific defense assignments are included in this document.

a. The head of each agency with a defense assignment shall:

(1) Coordinate plans and programs with agencies having related responsibilities through the Office of Intergovernmental Affairs (OIA).

(2) Arrange for training of personnel, including any executive reservists.

(3) Issue necessary emergency operating instructions to headquarters and field offices.

b. The head of each agency with an assigned function of sufficient essentiality that it must be carried out in the immediate preattack, transattack, and immediate postattack period shall:

(1) Establish a line of succession to act for him in the event of his inability to act. In accordance with guidance from OIA, include one or more field officials.

(2) Obtain security clearance for each successor.

(3) Document line of succession.

(4) Clear line of succession with OGC.

(5) Preposition authenticated copies of line of succession in agency records at headquarters relocation sites.

(6) File authenticated copy of line of succession with OIA.

c. The head of each agency with an assigned function that is essential to the postattack reconstruction of the Nation shall depend, for defense purposes, on the peacetime line of succession established within his agency. These successors shall act for him in the event of his inability to act.

d. Heads of all other agencies shall respond to special requests in support of the defense effort. Such agencies, in event of attack, would defer reconstitution until directed by proper authority.

COORDINATION AND LIAISON IN THE FIELD

Sec. 14. *USDA regional emergency staffs.*

a. *Members.* Representatives of USDA agencies determined by OIA to have essential, uninterruptible defense functions at the regional level. Chairman is selected from among the members by OIA.

b. *Location.* In each of the 10 Standard Federal Regions.

c. *Responsibilities of Chairman.*

(1) *Preemergency.*

(a) Liaison with Federal agency representatives at the regional level including the Federal Preparedness Agency (General Services Administration) and the Defense Civil Preparedness Agency (Department of Defense).



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(b) Representing USDA on any defense-related regional committees established by the Federal Preparedness Agency or the Defense Civil Preparedness Agency.

(2) *Emergency.*

(a) Continuing liaison with other Federal agencies and exchanging information on attack effects and availability of resources.

(b) Presenting food and agriculture claims at the regional level for materials, manpower, equipment, supplies, and services under the jurisdiction of other agencies.

(c) During period when communications with national headquarters are cut off, providing guidance for all USDA programs within the region.

(d) Representing USDA in dealings with the Regional Office of Defense Resources.

(e) Channeling defense information between field representatives and national headquarters of USDA.

d. *Responsibilities of Staff Members.*

(1) Assisting chairman in carrying out regional defense preemergency and emergency responsibilities.

(2) During a defense emergency, providing USDA support as required in Federal Regional Council Cities and at the alternate regional emergency operating facilities.

SEC. 15. *State Emergency Boards.*

a. *Coverage.* A board in each State and one covering Puerto Rico and the Virgin Islands.

b. *Members.* Representatives of

| | |
|---|---|
| ASCS (chairman) | |
| APHIS | FS |
| CES | SCS |
| FmHA | SRS |

c. *Responsibilities.*

(1) Coordination of preemergency preparation and emergency execution of USDA programs at the State level.

(2) Preparation and execution of defense programs not assigned to any one agency, e.g., State level coordination of damage assessment activities.

(3) Providing guidance to USDA county emergency boards.

(4) Serving as liaison between USDA and State government officials on defense matters.

Sec. 16. *USDA County Emergency Boards.*

a. *Coverage.* A board covers every county or comparable subdivision in the United States and in Puerto Rico and the Virgin Islands.

b. *Members.* Representatives of

ASCS (chairman except in special circumstances)
CES
FmHA
SCS
Other agencies as available or as warranted

c. *Responsibilities.*

(1) Coordination of preemergency preparation and emergency execution of USDA programs at the county level.

(2) Preparation and execution of defense programs not assigned to any one agency, e.g., observing and reporting effects of attack on resources under USDA jurisdiction.

(3) Serving as liaison between USDA and local government officials on defense matters.

This notice shall be effective on August 6, 1975.

EARL L. BUTZ,
*Secretary of Agriculture.*

JULY 30, 1975.

[FR Doc.75-20424 Filed 8-5-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### ARIZONA STATE UNIVERSITY

#### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq., 15 CFR 701, 1974).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00473-00-46040. Applicant: Arizona State University, Tempe, Arizona 85281. Article: Goniometer Stage for Electron Microscope. Manufacturer: Philips Electronic Instruments, NVD, The Netherlands. Intended use of article: The article is an accessory to an existing electron microscope to be used to aid in the study of formation of ferrite particles in irradiated austenitic stainless steel in order to determine the orientation relationships between the ferrite particles and the austenite matrix.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The application relates to a compatible accessory for an instrument that had been previously imported for the use of the applicant institution. The article is being furnished by the manufacturer which produced the instrument with which the article is intended to be used and is pertinent to the applicant's purposes.

The Department of Commerce knows of no similar accessory being manufactured in the United States, which is interchangeable with or can be readily adapted to the instrument with which the foreign article is intended to be used.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
*Director, Special Import Programs Division.*

[FR Doc.75-20425 Filed 8-5-75;8:45 am]

### FIELD MUSEUM OF NATURAL HISTORY

#### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq, 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00042-88-46070. Applicant: Field Museum of Natural History, Department of Zoology, Lake Shore Drive & Roosevelt Road, Chicago, Illinois 60605. Article: Scanning Electron Microscope, Model S4-10. Manufacturer: Cambridge Instruments, Ltd., United Kingdom. Intended use of article: The article will be used for the study of surface features, histological details, and fracture sections of biological objects and fossils. Study materials include live insect and plant materials, preserved museum specimens, critical point dried biological materials and minerals. Some of the specimens must be observed without fixation, or coating. By placing these in a humidity chamber for 24 hours prior to study, the elevated water content prevents or minimizes charging. Interpretation of the studies is aided by the ability to compare wet specimen observations with those of specimens treated or prepared in other ways such as fixing and critical point drying. Examples of specific specimens to be studied using various methods of handling are mites ptiliid beetles, plant materials and other diverse organisms. In the main comparative studies on the classification, functional morphology and structures of the various specimens with a view toward understanding the significance and function of observed structures (many of which are expected to be hitherto unobserved) will be carried out. The article will also be used extensively in teaching in graduate level courses (open to students at the University of Chicago, Northwestern University, University of Illinois Medical Center and other institutions of higher education) offered in Problems in Phylogeny and Zoogeography, Mammalian Systematics, Vertebrate Paleontology, Entomology, Organic Evolution and Biogeography by Museum staff members.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, was being manufactured in the United States at the time the foreign article was ordered (October 12, 1972).

Reasons: This application is a resubmission of Docket No. 73-00327-88-46070 and which was denied without prejudice to resubmission on March 8, 1974 for informational deficiencies. At the time the foreign article was ordered the applicant intended to study a number of specimens which normally contain a high degree of moisture and are significantly altered as drying occurs. Although several methods are currently widely accepted as a means of studying such specimens in the scanning electron microscope (SEM) without maintaining the wet condition (e.g., critical point drying), at the time of order direct examination of wet specimens was worthy of investigation. Direct examination of very wet specimens in the SEM, however, is difficult because the specimen chamber must accommodate the excess moisture needed to prevent degradation and charging of the specimen (while micrographs are being obtained) without significantly blocking the path of the electron beam or altering the vacuum in the electron optical column needed for normal instrument operation. The foreign article overcomes this difficulty with a dual pump vacuum system in which the specimen chamber and the electron optical column are each pumped independently with a high degree of control by a separate diffusion pump. The manufacturer of the foreign article states that 4000 micrograms of water per minute can be accommodated by the chamber under normal SEM operation. Domestic instruments available at the time the foreign article was ordered provided a single pump vacuum system in which the diffusion pump is connected to a manifold with separate valves to divide between the column and chamber. Interplay of both valves is involved in an adjustment of vacuum. Information as to the rate at which water may enter the specimen chamber without adversely effecting operation has not been obtainable from manufacturers of domestic instruments comparable to the article. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated November 4, 1974 that the capabilities of the dual vacuum system of the foreign article is pertinent to the applicant's research studies. HEW further advises that domestically manufactured SEMs available did not provide a pumping system to meet the applicant's needs. We, therefore, find that domestically available SEMs were not of equivalent scientific value to the foreign article for the applicant's intended uses at the time the article was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
*Director, Special Import Programs Division.*

[FR Doc.75-20426 Filed 8-5-75;8:45 am]





### UNIVERSITY OF CALIFORNIA—DAVIS

#### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 F.R. 12253 et seq, 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 74-00456-33-46070. Applicant: University of California, Department of Botany, Davis, California 95616. Article: Scanning Electron Microscope, Model S4. Manufacturer: Cambridge Scientific Instruments Ltd., United Kingdom. Intended use of article: The article is intended to be used to examine biological material, viz: pollen, leaf tissue, thin sections of plastic embedded cells, lung tissue, bone, herbicide dispersal patterns on leaves, algal morphology, shoot tip developmental patterns, fungal micromorphology, and insects.

In addition (1) energy-dispersive x-ray analysis will be used in conjunction with the microscope to explore the elemental distribution patterns of various biologically important elements. (2) specimen cathodoluminescence will be observed to examine herbicide fluorescence patterns on lead surfaces. (3) X-ray analysis will be performed on thin sectioned biological materials in conjunction with scanning transmission electron imaging.

The article will also be used in the following courses designed to acquaint students with the basic concepts concerning plant and animal tissue morphology:

Plant cytology—Botany 130.
Organization and phylogeny of vascular plants—Botany 116.
Phycology—Botany 118.
Plant anatomy—Botany 105.
Biological evaluation of herbicides—Botany 180.
Biological electron miscroscopy—Botany 231.
Insect classification—Entomology 105.
Systematic anatomy—Anatomy 100.
Diseases of crop plants—Plant Pathology 206A.
Introduction of plant pathology—Plant pathology 120.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, was being manufactured in the United States at the time the foreign article was ordered. (November 5, 1971).

Reasons: This application is a resubmission of Dockets No. 73-00103-33-46070 and 72-00185-33-46070 which were denied without prejudice to resubmission on February 4, 1974 and May 11, 1972 respectively for informational deficiencies. At the time the foreign article was ordered the applicant intended to study a number of specimens which normally contain a high degree of moisture and are significantly altered as drying occurs. Although several methods are currently widely accepted as a means of studying such specimens in the scanning electron microscope (SEM) without maintaining the wet condition (e.g., critical point drying), at the time of order direct examination of wet specimens was worthy of investigation. Direct examination of very wet specimens in the SEM, however, is difficult because the specimen chamber must accommodate the excess moisture needed to prevent degradation and charging of the specimen (while micrographs are being obtained), without significantly blocking the path of the electron beam or altering the vacuum in the electron optical column needed for normal instrument operation. The foreign article overcomes this difficulty with a dual pump vacuum system in which the specimen chamber and the electron optical column are each pumped independently with a high degree of control by a separate diffusion pump. The manufacturer of the foreign article states that 4000 micrograms of water per minute can be accommodated by the chamber under normal SEM operation. Domestic instruments available at the time the foreign article was ordered provided a single pump vacuum system in which the diffusion pump is connected to a manifold with separate valves to divide between the column and chamber. Interplay of both valves is involved in an adjustment of vacuum. Information as to the rate at which water may enter the specimen chamber without adversely effecting operation has not been obtainable from manufacturers of domestic instruments comparable to the article. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated July 26, 1974 that the capabilities of the dual vacuum system of the foreign article is pertinent to the applicant's research studies. HEW further advises that domestically manufactured SEMs did not have two diffusion pumps or a vacuum system scientifically equivalent to that of the foreign article at the time the foreign article was ordered.

The Deparment of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which was being manufactured in the United States at the time the foreign article was ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
*Director, Special Import Programs Division.*

[FR Doc.75-20427 Filed 8-5-75;8:45 am]

### UNIVERSITY OF WASHINGTON, ET AL.

#### Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their



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views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the FEDERAL REGISTER.

Amended regulations issued under cited Act, as published in the March 18, 1975 issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket number: 76–00006–33–46040. Applicant: University of Washington, RR 104 University Hospital RG–20, Seattle, Washington 98195. Article: AEI Corinth 500 Electron Microscope. Manufacturer: AEI Scientific Apparatus Inc., United Kingdom. Intended use of article: The article is intended to be used in the study of the effect of fatty acid absorption on Chylomicron formation, electron microscopic studies of intestinal smooth muscle and myenteric nerve plexes of patients with a variety of gastrointestinal disorders and electron microscopic studies on human xanthomas and on the skin lesions of patients suspected of having the lymphomatous malignancy, mycosis fungoides. Application received by Commissioner of Customs: July 9, 1975.

Docket number: 76–00007–33–90000. Applicant: Stormont-Vail Hospital, 1500 West 100th Street, Topeka, Kansas 66606. Article: EMI Scanner System with Magnetic Tape System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to investigate the amount of atrophic changes present and identifiable by means of computerized axial tomography of the brain. The objective of this research is to further the knowledge and increase the expectancy level of demonstrable lesions in the brain not available by any other means. The article will also be used for training students and staff in the proper utilization of the computerized axial tomograph machine itself. Application received by Commissioner of Customs: July 9, 1975.

Docket number: 76–00008–33–46040. Applicant: University of Washington, Seattle, Washington 98195. Article: Electron Microscope, Model JEM 100S with plate camera, semi-automatic photometer and plate numbering system, and accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for studies of biological materials from human and non-human origin, e.g., lung tissue, cervical tissue, tissue-culture cells, bacteria and viruses as well as non-biological materials, e.g., asbestos fibers and air pollution particulates. Research will be conducted to (1) characterize and quantify the growth and development of residual lung tissue in animals following pneumonectomy; (2) to expose pneumonectomized animals to single or multiple concentrations of common air pollutants and to determine if, and to what extent, growth of the residual lung is impaired by exposure to the gas and the factors responsible for this impairment. In addition, the article will be used to train graduate students, research and specific degree students (e.g., sanitation and industrial hygiene) in the theory and practice of light and electron microscopy for the evaluation of research material and material from the urban environment. Application received by Commissioner of Customs: July 9, 1975.

Docket number: 76–00010–33–90000. Applicant: Rogue Valley Memorial Hospital, 2825 Barnett Road, Medford, Oregon 97501. Article: EMI Scanner System with Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to provide noninvasive computerized tomograms of elderly patients to determine the incidence of low pressure hydrocephalus as a cause of premature senility. Medical radiologic technicians will also be trained in the use of the instrument. Application received by Commissioner of Customs: July 10, 1975.

Docket Number: 76–00012–33–40700. Applicant: UCLA Hospital & Clinics, Division of Radiation Therapy, Center for the Health Sciences, Los Angeles, California 90024. Article: Gammacell 220 Irradiation Unit, Cobalt 60 source, Attenuators (J–325) and Field Flattener (J–348). Manufacturer: Atomic Energy of Canada, Ltd., Canada. Intended use of article: The article is intended to be used for studies of the clinical effects of gamma irradiation on whole blood, plasma, and/or cell cultures. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76–00013–33–46500. Applicant: Indiana University, Purchasing Department, 1101 East 17th Street, Bloomingtoh, IN 47401. Article: OMU3 Ultramicrotome with stereoscopic microscope and accessories. Manufacturer: C. Reichert Optische, Werke AG, Austria. Intended use of article: The article is intended to be used to prepare plastic embedded tissue specimens for electron microscopic study for all research projects in the Medical Sciences Program. In addition the article will be used for studies involving the intranuclear annulate lamellae in rodent giant cell trophoblast. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76–00014–33–90000. Applicant: St. Luke's Hospital of Kansas City, Wornall Road at 44th, Kansas City, Missouri 64111. Article: EMI Scanner System with Magnetic Tape Storage System and Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in a number of educational programs including the training of resident physicians in Radiology; the training of interns and residents in Medicine, Surgery and other related fields; and the training of Radiologic Technologists in Special Procedures. In addition, the article will be used in clinical evaluation and research including the correlation and evaluation of various diagnostic tests for abnormal brain conditions such as isotope studies, x-ray contrast studies, ultrasound and other modalities. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76–00015–33–46040. Applicant: National Cancer Institute, Baltimore Cancer Research Ctr., 3100 Wyman Park Drive, Baltimore, Maryland 21211. Article: Electron Microscope JEM 100C. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used in a research capacity in studies of subcellular aspects of differentiation, neoplastic transformation of hematopoietic cells and the response of malignant and normal cells to chemotherapeutic agents. Etiologic factors of human hematopoietic dyscrasias and animal model systems of such diseases are also under investigation. Of particular importance is the search for and identification of virus like structures in human material. The article will also be used to study structural alterations in cellular components such as nucleic acid malformations, subcellular particle alterations and changes in tissue organization by pharmacologic agents or appearing in the natural course of a disease. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76–00016–98–40500. Applicant: Purdue University, Lafayette, In. 47907. Article: Model MK2 cube interferometer. Manufacturer: Sir. Howard Grubb Parsons and Co. Ltd., United Kingdom. Intended use of article: The article is intended to be used to carry out studies of the following:

(1) Excitation spectra using amplitude fourier spectroscopy in order to detect predicted collective modes in dipolar liquids ($f<250\ cm.^{-1}$).

(2) The normal modes of RNA and DNA in the far infrared ($f<200\ cm^{-1}$) in order to compare them with what is predicted by theory.

(3) Excitation spectra of localized states in silver halides and semiconductors.

(4) High frequency dielectric constant of super ionic conductors. Application received by Commissioner of Customs: July 9, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART,
*Director Special Import Programs Division.*

[FR Doc.75–20428 Filed 8–5–75;8:45 am]





## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[Docket No. 75N–0152]

### THE COCA COLA CO.

### Frozen Concentrated Orange Juice Deviating From Identity Standard; Temporary Permit for Market Testing

The Food and Drug Administration has issued to the Coca Cola Co. a temporary permit (24 months duration) to market test a reduced-acid orange juice, effective no later than November 4, 1975.

Pursuant to § 10.5 (21 CFR 10.5) concerning temporary permits to facilitate market testing of foods that deviate from the requirements of the standards of identity promulgated pursuant to section 401 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 341), notice is given that a temporary permit has been issued to the Coca Cola Co., P.O. Box 2079, Houston, TX 77001. This permit covers limited interstate marketing tests of frozen concentrated orange juice that deviates from the standard of identity prescribed in § 27.109 (21 CFR 27.109) in that a portion of the citric acid has been removed from the orange juice to produce a product having a Brix/acid ratio in the range of 21:1 to 26:1, which is greater than that of the standardized food.

The principal display panel of the labels will declare the name "Reduced Acid Frozen Concentrated Orange Juice."

This permit is effective for 24 months. The 24-month period will begin on the date the new food is introduced or caused to be introduced into interstate commerce but no later than November 4, 1975.

Dated: July 30, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–20404 Filed 8–5–75;8:45 am]

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[Docket No. 75N–0001]

### ADMINISTRATIVE PRACTICES AND PROCEDURES

### Stay of Regulations

In the FEDERAL REGISTER of August 4, 1975 (40 FR 32750), the Commissioner of Food and Drugs announced a stay, until further notice, of the regulations on administrative practices and procedures published in the FEDERAL REGISTER of May 27, 1975 (40 FR 22950). This action was the result of an order of permanent injunction entered on July 31, 1975, by the United States District Court for the District of Columbia in the case of *American College of Neuropsychopharmacology* v. *Weinberger, et al.*, Civ. Action No. 75–1187. In that announcement, the Commissioner stated that he would issue for publication in the FEDERAL REGISTER, as required by the Court's Order, the terms of the Court's Findings of Fact and Conclusions of Law, and of its Final Order and Judgment. The document referred to by the Commissioner as "Final Order and Judgment" was issued by the Court with the caption "Order."

The Commissioner therefore, pursuant to the Court's Order, hereby issues the following documents:

FINDINGS OF FACT AND CONCLUSIONS OF LAW

INTRODUCTION

This action for equitable relief including declaratory judgment and injunction questions the validity of defendants' promulgating, as final, certain regulations of the Food and Drug Administration (FDA) entitled "Administrative Practices and Procedures" published in the FEDERAL REGISTER of May 27, 1975 (40 FR 22950–23046). The Court has considered the verified Complaint, the plaintiff's Motion for Preliminary Injunction, and the defendants' Opposition thereto. After the benefit of full argument, the Court granted a preliminary injunction.

Subsequently, defendants made an oral motion before the Court that the hearing on the preliminary injunction be stipulated to be a hearing on the merits and any relief granted be cast in permanent terms. Plaintiff joined in the motion.

The Court, therefore, makes the following Findings of Fact and Conclusions of Law in support of the attached Order granting a permanent injunction.

FINDINGS OF FACT

1. Plaintiff is a non-profit, tax-exempt, interdisciplinary scientific corporation which, on behalf of its members, has participated and currently is participating in a variety of regulatory matters before the FDA, which affect the rights and interests of its member practitioners and researchers.

2. Defendants are charged with the enforcement and administration of the provisions of the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. 321 *et seq.*

3. In the FEDERAL REGISTER of May 27, 1975 (40 FR 22950–23046), defendants issued regulations consisting of 96 pages of printed material and entitled "Administrative Practices and Procedures." These regulations were issued in final form, rather than as proposed rulemaking, with an effective date of July 28, 1975. Public comment was solicited by the FDA, which established July 28, 1975 as the deadline for submissions. This comment period was subsequently extended to August 27, 1975, pursuant to a notice appearing in the FEDERAL REGISTER of June 20, 1975 (40 FR 26027). However, the final and effective date of the regulations of July 28, 1975 was not affected.

4. Section 553 of the Administrative Procedure Act (APA), 5 U.S.C. 553, imposes certain minimum requirements on any administrative agency initiating a rule-making proceeding. Specifically, this section provides that

(b) General notice of proposed rule making shall be published in the FEDERAL REGISTER * * *. The notice shall include—

(1) A statement of the time, place, and nature of public rule making proceedings;

(2) Reference to the legal authority under which the rule is proposed; and

(3) Either the terms or substance of the proposed rule or a description of the subjects and issues involved. Except when notice or hearing is required by statute, this subsection does not apply—

(A) To interpretative rules, general statements of policy, or rules of agency organization, procedures, or practice; or,

(B) When the agency for good cause finds (and incorporates the finding and a brief statement of reasons therefor in the rules issued) that notice and public procedure thereon are impracticable, unnecessary, or contrary to the public interest.

(c) After notice required by this section, the agency shall give interested persons an opportunity to participate in the rule making through submission of written data, views, or arguments with or without opportunity for oral presentation. After consideration of the relevant matter presented, the agency shall incorporate in the rules adopted a concise general statement of their basis and purpose * * *.

* * * * * *

(e) Each agency shall give an interested person the right to petition for the issuance, amendment, or repeal of a rule."

5. The FDA is subject to the provisions of the APA by virtue of section 551(1) which defines agency to mean "* * * each authority of the Government of the United States, whether or not it is within or subject to review of another agency * * *."

6. The proceeding initiated by defendants, which is identified in the preamble to the FDA regulations as a rule-making, meets the definition contained in section 551(5) of the APA which states that "'rule making' means agency process for formulating, amending, or repealing a rule."

1. A rule, in turn, is defined in section 551 (4) of the APA as "* * * the whole or a part of an agency statement of general or particular applicability and future effect designed to implement, interpret, or prescribe law or policy or describing the organization, procedure, or practice requirements of an agency * * *."

8. Defendants admittedly failed to comply with the APA requirements of section 553 (b) and (c) which mandate that in a rulemaking proceeding the regulation must first be published as a proposal with sufficent opportunity for effective participation by interested persons prior to its promulgation as a final regulation.

9. As authority for its action, defendants relied upon section 553(b) (A) and (B) of the APA.

10. To determine whether defendants' action meets the criteria of (A), the "substantial impact" test, not labels such as "procedural," is to be utilized:

Complexity and pervasiveness of the rules issued;

Drastic changes effected in existing law by the rules;

Degree of retroactivity and its impact; and

Confusion and controversy engendered by practical difficulty in compliance with new rules.

*National Motor Freight Traffic Assn., Inc.* v. *United States*, 268 F. Supp. 90, 96 (D.C. 1967), *aff'd* 393 U.S. 18 (1968); *Continental Oil Company* v. *Burns*, 317 F. Supp. 194 (Del. 1940).

11. To determine whether defendants' action meets the criteria of (B), the findings, if any, in the preamble to the regulation must be examined.

12. Plaintiff's opportunity to submit views on final regulations is not the equivalent to its statutory right to comment on proposed regulations, prior to final enactment.

13. As a result of defendants' actions, plaintiff was deprived of its opportunity to participate in the rule-making proceeding with respect to regulations which have a substantial impact on plaintiff.

CONCLUSIONS OF LAW

1. This Court has jurisdiction of this matter pursuant to 28 U.S.C. 2201 and 28 U.S.C. 2202 and 5 U.S.C. 701–706.

2. Defendants' regulations, because of their complexity and pervasiveness, cannot be classified merely as "interpretative rules, general statements of policy or rules of agency organi-



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zation, procedure or practice" as set forth in section 553(b)(A) of the APA.

3. No "good cause" has been advanced to support defendants' claim that issuance of the regulations as a proposal is "impracticable, unnecessary or contrary to the public interest" as set forth in section 553(b)(B) of the APA.

4. Defendants illegally promulgated the regulations in violation of section 553(b) and (c) of the APA, by not publishing the same as proposed regulations, rather than by promulgating the same as final regulations.

5. Defendants' invalid action deprived plaintiff of its statutory rights.

An Order consistent with the foregoing has been entered this day.

Dated: July 31, 1975.

JOHN H. PRATT,
*United States District Judge.*

ORDER

The Court having entered its Findings of Fact and Conclusions of Law this 31st day of July, 1975, it is hereby

Ordered: (1) That defendants Weinberger and Schmidt, and their officers, agents and employees, be and hereby are permanently enjoined from promulgating, as final, regulations entitled "Administrative Practices and Procedures" as published in the FEDERAL REGISTER of May 27, 1975 (40 FR 22950–23046), without complying, as a condition precedent, with the requirements of section 553 of the Administrative Procedure Act, 5 U.S.C. 553; and

(2) That defendants publish forthwith in the FEDERAL REGISTER a copy of this Order and the Findings of Fact and Conclusions of Law.

Dated: July 31, 1975.

JOHN H. PRATT,
*United States District Judge.*

These documents are published pursuant to the terms of the above Order of the United States District Court for the District of Columbia.

Dated: August 4, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–20632 Filed 8–5–75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Office of Interstate Land Sales Registration

[Docket No. N–75–405]

### APPLE BLOSSOM LAKE AND CATARACT LAKE ESTATES

### Notice of Hearing

In the matter of Apple Blossom Lake, OILSR, No. 0–4125–15–52; Cataract Lake Estates, OILSR No. 0–4106–15–54; Doc. Nos. ED–75–9 and ED–75–10.

Pursuant to 15 U.S.C. 1706(e) and 24 CFR 1720.165(b), notice is hereby given that:

1. Colonial Discount Corporation, Jack W. Griffin, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90–448) (15 U.S.C. 1701 et seq.), received Notices of Suspension dated July 11, 1975, which were sent to the developer pursuant to 15 U.S.C. 1706(c) and 24 CFR 1710.45(b)(3) and 1720.131 informing the developer that its amended Statements of Record submitted June 6, 1975, for Apple Blossom Lake, located in Putnam County, Indiana and Cataract Estates, located in Owen County, Indiana, were not effective pursuant to the Act, and the regulations contained in 24 CFR Part 1710.

2. The Respondent filed an Answer received July 2, 1975, in response to the suspension order.

3. In said answer the respondent requested a hearing on the suspension order.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(e) and 24 CFR 1720.165(b), *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the propriety of the Suspension Order will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on August 7, 1975, at 10 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before August 6, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default, and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and the suspension order shall be continued in effect.

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: July 29, 1975.

JAMES W. MAST,
*Administrative Law Judge.*

[FR Doc.75–20470 Filed 8–5–75;8:45 am]

[Docket No. N–75–406]

### SALISHAN

### Hearing

In the matter of Salishan, OILSR No. 0–1467–43–18; Doc. No. 75–85–IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), notice is hereby given that:

1. Salishan Properties, Inc., Howard M. Feuerstein, Authorized Agent, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90–448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued July 7, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Salishan, located in Lincoln County, Oregon, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received July 25, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1708(d) and 24 CFR 1720.160(d), *it is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on September 10, 1975, at 10 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before August 27, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceeding shall be determined against Respondent, the allegations of which shall be deemed to be true, and an ORDER Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: July 30, 1975.

JAMES W. MAST,
*Administrative Law Judge.*

[FR Doc.75–20471 Filed 8–5–75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[FRA General Docket No. F–74–35]

### ASHLEY, DREW AND NORTHERN RAILWAY CO.

### Waiver of Freight Car Safety Standards

The Ashley, Drew and Northern Railway Company (AD&W) has sought approval from the Federal Railroad Administration (FRA) to continue operating certain freight cars equipped with one or more components whose use was restricted, effective January 1, 1975, under FRA regulations (49 C.F.R. 215.225). Information has subsequently become available which indicates that some of these cars are also equipped with components whose use is prohibited under FRA regulations (49 C.F.R. 215.223).

The FRA has considered the request for approval to continue operating these cars, which was filed under the provisions of section 215.225, to be a petition for exemption from section 215.223 of the FRA Freight Car Safety Standards. The petition seeks an exemption for 104 pulpwood rack cars which are equipped with one or more pairs of cast iron wheels, a component whose use was prohibited effective January 1, 1975 under FRA regulations.

These cars are used in lumber service between Monticello and Crossett in the State of Arkansas. The cars are used exclusively on the AD&N railroad at speeds which do not exceed 35 miles per hour and are not interchanged with any other carrier. The cars all bear AD&N reporting marks and bear assorted numbers in the series between 300 and 469.

Petitioner seeks a permanent exemption for these cars and states that the cars have been inspected and found safe to operate in the lumber service described in this notice.

Interested persons are invited to participate in these proceedings by submitting written data, views, or comments. FRA does not anticipate scheduling an opportunity for oral comment on these petitions since the facts do not appear to warrant it. An opportunity to present oral comments will be provided however, if requested by any interested person prior to August 15, 1975. All communications concerning this petition should identify the appropriate Docket Number (FRA General Docket Number F–74–35) and should be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, SW., Washington, D.C. 20590. Communications received before September 15, 1975 will be considered by the Federal Railroad Administration before final action is taken. Comments received after that date will be considered so far as practicable. All comments received will be available, both before and after the closing date for communications, for examination by interested persons during regular business hours in Room 5101, Nassif Building, 400 Seventh Street, SW., Washington, D.C. 20590.

This notice is issued under the authority of section 202, 84 Stat. 971, 45 U.S.C. 431; and section 1.49(n) of the regulations of the Office of the Secretary of Transportation, 49 C.F.R. 1.49(n).

Issued in Washington, D.C. on August 1, 1975.

DONALD W. BENNETT,
*Chief Counsel.*

[FR Doc.75–20417 Filed 8–5–75;8:45 am]

[FRA General Docket No. F–74–91]

### MERIDIAN & BIGBEE RAILROAD CO.

### Waiver of Freight Car Safety Standards

The Meridian and Bigbee Railroad Company (M&B) has sought approval from the Federal Railroad Administration (FRA) to continue operating certain freight cars equipped with one or more components whose use was restricted, effective January 1, 1975, under FRA regulations (49 CFR 215.225). Information has subsequently become available which indicates that some of these cars are also equipped with components whose use is prohibited under FRA regulations (49 CFR 215.223).

The FRA has considered the request for approval to continue operating these cars, which was filed under the provisions of section 215.225 of the regulations, to be a petition for exemption from section 215.223 of the FRA Freight Car Safety Standards. The petition seeks an exemption for 42 chip hopper cars which are equipped with one or more pairs of a type of cast steel wheels whose use was prohibited, effective January 1, 1975, under FRA regulations.

The cars are used exclusively to haul sawdust, wood chips and wood shavings between Meridian, Mississippi and Naheola, Alabama, a distance of approximately 46 miles. The cars are used solely on the M&B railroad at speeds which do not exceed 35 miles per hour and are not interchanged with any other carrier. The cars all bear M&B reporting marks and assorted numbers in the series between 800 and 1031.

Petitioner seeks a permanent exemption for these cars and states that the cars have inspected and found safe to operate in the service described in this notice. Petitioner also states that the cars have a good safety record during the time petitioner has owned the cars.

Interested persons are invited to participate in these proceeding by submitting written data, views, or comments. FRA does not anticipate scheduling an opportunity for oral comment on this petition since the facts do not appear to warrant it. An opportunity to present oral comments will be provided however, if requested by any interested person prior to August 15, 1975. All communications concerning this petition should identify the appropriate Docket Number (FRA Waiver Petition Docket Number RSFC–74–91) and should be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590. Communications received before September 15, 1975 will be considered by the Federal Railroad Administration before final action is taken. Comments received after that date will be considered so far as practicable. All comments received will be available, both before and after the closing date for communications, for examination by interested persons during regular business hours in Room 5101, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590.

This notice is issued under the authority of section 202, 84 Stat. 971, 45 U.S.C. 431; and section 1.49(n) of the regulations of the Office of the Secretary of Transportation, 49 C.F.R. 1.49(n).

Issued in Washington, D.C. on August 1, 1975.

DONALD W. BENNETT,
*Chief Counsel.*

[FR Doc.75–20418 Filed 8–5–75;8:45 am]



[FRA General Docket No. F–74–83]

### OREGON AND NORTHWESTERN RAILROAD CO.

### Waiver of Freight Car Safety Standards

The Oregon and Northwestern Railroad Company (O&NW) has sought approval from the Federal Railroad Administration (FRA) to continue operating certain freight cars equipped with one or more components whose use was restricted, effective January 1, 1975, under FRA regulations (49 C.F.R. 215.225). Information has subsequently become available which indicates that some of these cars are also equipped with components whose use is prohibited under FRA regulations (49 C.F.R. 215.223).

The FRA has considered the request for approval to continue operating these cars, which was filed under the provisions of section 215.225, to be a petition for exemption from section 215.223 of the FRA Freight Car Safety Standards. The petition seeks an exemption for 146 log flat cars which are equipped with one or more pairs of cast iron wheels, a component whose use was prohibited, effective January 1, 1975, under FRA regulations.

These cars are used exclusively in lumber service between Hines and Seneca in the State of Washington. The cars are used solely on the O&NW railroad at speeds which do not exceed 25 miles per hour and are not interchanged with any other carrier. The cars all bear O&NW reporting marks and bear assorted numbers in the series between 301 and 605.

Petitioner seeks a permanent exemption for these cars and states that available records indicate that no accident during the past 20 years has been caused by the failure of one of these cars or its component parts.

Interested persons are invited to participate in these proceedings by submitting written data, views, or comments. FRA does not anticipate scheduling an opportunity for oral comment on these petitions since the facts do not appear to warrant it. An opportunity to present oral comments will be provided however, if requested by any interested person prior to August 15, 1975. All communications concerning this petition should identify the appropriate Docket Number (FRA General Docket Number F–74–83) and should be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590. Communications received before September 15, 1975 will be considered by the Federal Railroad Administration before final action is taken. Comments received after that date will be considered so far as practicable. All comments received will be available, both before and after the closing date for communications, for examination by interested persons during regular business hours in Room 5101, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590.

This notice is issued under the authority of section 202, 84 Stat. 971, 45 U.S.C. 431; and section 1.49(n) of the regula-



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tions of the Office of the Secretary of Transportation, 49 C.F.R. 1.49(n).

Issued in Washington, D.C. on August 1, 1975.

DONALD W. BENNETT,
*Chief Counsel.*

[FR Doc.75-20419 Filed 8-5-75;8:45 am]

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[FRA Waiver Petition Docket No. RSFC-75-4]

## TRAILER TRAIN CO.

### Waiver of Freight Car Safety Standards

The Trailer Train Company (TTX) has petitioned the Federal Railroad Administration (FRA) for an exemption from certain provisions of the FRA Freight Car Safety Standards. The petition seeks a waiver of the date by which all of the freight cars owned by TTX must receive their initial periodic inspection and a waiver of the time intervals within which the freight cars owned by TTX must be given subsequent periodic inspections. Both of these time frames are presently prescribed by FRA regulations (49 CFR 215.25).

TTX is a private owner of railroad freight cars. As of December 31, 1974 the fleet of freight cars owned by TTX totalled 73,373 freight cars. The fleet of cars are basically identified as flat cars. Approximately 39,000 of these plat cars are designed for the movement of intermodal freight shipments including truck trailers and cargo containers. Another group of these flat cars, totalling nearly 23,000 cars, are designed to accept superstructures for the transport of automobiles and are commonly referred to as autorack cars. The remaining cars in the TTX fleet are special purpose flat cars designed for the transport of large equipment including heavy machinery. The autorack and intermodal flat cars owned by TTX represents more than eighty percent of these types of cars currently in the nationwide freight car fleet.

TTX has estimated that approximately 87% of its fleet or roughly 64,000 of its flat cars currently fit within the definition of high utilization cars, TTX estimates that compliance with the current provisions of the regulations and without any allowance for growth of its fleet would require that periodic inspections be performed at the rate of 259 cars every day. TTX currently has 26 shops at which maintenance work is performed on its freight car fleet. Given the degree of work required when performing a periodic inspection, TTX has evaluated these facilities and concluded that, at present capacity levels, these shops can perform approximately 15,000 annual periodic inspections. TTX states that it has embarked on a program to expand its shop capacity and hopes to increase its periodic inspection capacity by approximately 2,500 cars by the end of 1975.

The FRA issued freight car safety standards (38 FR 32224) which became effective on January 1, 1974. In general terms those standards require that all freight cars be given an initial periodic inspection prior to December 31, 1976 (49 CFR 215(a)). In addition, if any freight car is operated in the manner described in the regulation or is of the particular designs specified in the regulation it will be considered a high utilization car. Any freight car which fits the defined status of high utilization must be inspected annually unless it was originally constructed or reconditioned within the preceding 24 months.

In view of those facts and for the reasons set forth in the petition TTX has requested an exemption from the provisions of the regulation so that TTX will be required to provide periodic inspections for its high utilization cars every 3 years unless that car was originally built or reconditioned within the preceding 6 years. TTX also seeks an extension of the time by which all of their high utilization cars must receive their initial periodic inspection. TTX has requested that it be given until December 31, 1979 to perform that initial periodic inspection.

In support of the request for an exemption TTX has provided accident data which indicates that for the three year period between 1971 and 1973 TTX freight cars experienced a significantly lower accident rate than did all other freight cars in the national freight car fleet. TTX states that it believes this better accident record for its high utilization cars stems in part from the quality of the design and construction of these cars including the use of a number of components whose specifications exceed those recommended by the Association of American Railroads. Furthermore, the high utilization cars belong to TTX have been receiving comprehensive preventive maintenance for several years. TTX states that it believes this preventive maintenance program is another of the principal factors which has been responsible for the lower accident rate for TTX high utilization cars. The final factor which TTX states is partly responsible for this accident record is the fact that these cars generally operate in a less severe service environment. The environment is less severe in part, according to TTX's estimation, because the average load carried by these cars is 20 to 30 percent less than that hauled by other freight cars. TTX believes that since these cars are primarily used over main lines they also avoid the more difficult problems associated with branch lines and switching in yards.

The TTX request for an exemption contains the basic formula which TTX has used in proposing to substitute a general 3 year periodic inspection requirement and a 6 year periodic inspection requirement for originally constructed or reconditioned equipment. The formula relied on by TTX uses the requirements for periodic inspection of non-high utilization freight cars which are set forth in the FRA Freight Car Safety Standards (49 CFR 215.25(a)(1)). The pertinent provisions requires that non-high utilizations cars be given periodic inspections in general every 4 years unless the car was originally constructed or reconditioned within the preceding 8 years. TTX requests that these 4 year and 8 year requirements be adjusted downward to 3 and 6 year intervals on the basis of the relative mileage and accident rates for the general national freight car fleet and those of the TTX high utilization cars.

TTX estimates that, if the periodic inspection intervals sought in this request for exemption are granted, it will require several years beyond the established deadline of December 31, 1976 to provide the initial periodic inspection for its entire fleet of high utilization cars. TTX has requested that it be granted an extension of this time provision and proposes to have given its entire fleet of high utilization cars their initial periodic inspection by December 31, 1979.

In urging the granting of the exemption in the manner requested, TTX indicates that a substantial nationwide inflationary impact would result while TTX attempted to comply with the current regulatory provisions. TTX also indicates its belief that fuel conservation efforts, air pollution control efforts and highway safety would be adversely affected if this exemption is not granted.

Interested persons are invited to participate in these proceedings by submitting written data, views, or comments. FRA does not anticipate scheduling an opportunity for oral comment on this petition. An opportunity to present oral comments will be provided however, if requested by any interested person prior to August 22, 1975. All communications concerning this petition should identify the appropriate Docket Number (FRA Waiver Petition Docket Number RSFC-75-4) and should be submitted in tripilicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590. Communications received before September 15, 1975 will be considered by the Federal Railroad Administration before final action is taken. Comments received after that date will be considered so far as practicable. All comments received will be available, both before and after the closing date for communications, for examination by interested persons during regular business hours in Room 5101, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590.

This notice is issued under the authority of section 202, 84 Stat. 971, 45 U.S.C. 431; and section 1.49(n) of the regulations of the Office of the Secretary of Transportation, 49 C.F.R. 1.49(n).

Issued in Washington, D.C. on August 1, 1975.

DONALD W. BENNETT,
*Chief Counsel.*

[FR Doc.75-20420 Filed 8-5-75;8:45 am]

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### Office of Hazardous Materials Operations

## HAZARDOUS MATERIALS

### Notice to Shippers and Carriers

A recent accident of serious consequence relating to the transportation of a forbidden explosive makes it necessary for the Bureau to bring to the attention of all shippers and carriers of hazardous materials several requirements of the Department's Hazardous Materials Regulations.

The Department's Hazardous Materials Regulations are found in Title 49, Code of Federal Regulations, Parts 170-179. Section 173.51 contains requirements governing the offering of certain explosives for transportation and specifies the criteria used to identify those explosives. In addition, paragraph (b) of this section states that "Explosive compositions that ignite spontaneously or undergo marked decomposition when subjected for 48 consecutive hours to a temperature of 75° C. (167° F.)." are forbidden explosives. Also, § 173.21(b) states in part that "The offering for transportation of any package or container of any liquid, solid or gaseous material which under conditions incident to transportation may polymerize (combine or react with itself) or decompose so as to cause dangerous evolution of heat or gas is prohibited." Further, paragraph (c) of this section states "The offering for transportation of any package or container of any material which will cause a dangerous evolution of heat or gas under conditions normally incident to transportation is forbidden."

All shippers of hazardous materials are instructed to take note of the above cited prohibitions and should take all steps necessary to ascertain that the materials they offer for transportation do not fall under any of the conditions specified above. It is requested that any person having knowledge of anyone manufacturing, preparing, or processing materials of this kind, who may be potential shippers, advise them of the prohibitions mentioned above.

It is requested that all carriers handling hazardous materials bring these prohibitions to the attention of the shippers of hazardous materials they serve and make them fully aware of the existence of the Department's Hazardous Materials Regulations. Copies of the Regulations may be obtained from the Superintendent of Documents, Washington, D.C. 20402 at a cost of $7.20 per copy. They should request "49 Transportation, Parts 100 to 199." Copies of the Regulations may also be obtained from the Bureau of Explosives, Association of American Railroads, 1920 L Street, NW., Washington, D.C. 20036 and from the Tariff Order Section, American Trucking Associations, Inc., 1616 P Street, NW., Washington, D.C. 20036.

Serious penalties may be imposed for violations of the Department's Hazardous Materials Regulations. Title 18 U.S.C. 834 (f), under which most of the existing regulations have been prescribed, states "Whoever knowingly violates any such regulation shall be fined not more than $1,000 or imprisoned not more than one year, or both; and, if the death or bodily injury of any person results from such violation, shall be fined not more than $10,000 or imprisoned not more than ten years, or both." New hazardous materials statutes enacted earlier this year increases the possible monetary fine to $25,000 for each offense.

(18 U.S.C. 831-835; 49 CFR 1.64(g))

Issued in Washington, D.C. on July 31, 1975.

ALAN I. ROBERTS,
*Director, Office of Hazardous Materials Operations.*

[FR Doc.75-20466 Filed 8-5-75;8:45 am]

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## CIVIL AERONAUTICS BOARD

[Docket Nos. 28096, 27625, 27684; Order 75-7-104]

### PAN AMERICAN WORLD AIRWAYS, INC. AND NORTHWEST AIRLINES, INC.

### Order; Category Y Fare Investigation

*Correction*

In FR Doc. 75-19389 appearing at page 31253 in the issue for Friday, July 25, 1975, the Order number should be corrected to read as set forth in the bracketed heading above.

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[Order 75-7-151; Docket 25280; Agreement C.A.B. 25318]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

### Specific Commodity Rates

Issued under delegated authority July 31, 1975.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers, and other carriers embodied in the resolutions of the Joint Traffic Conferences of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement names an additional specific commodity rate, as set forth below, reflecting a reduction from general cargo rates, and was adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated July 23, 1975.

| *Specific commodity item No.* | *Description and rate* |
|---|---|
| 6435 | Opium, 161 cents per kg., minimum weight 1,000 kgs. From Calcutta to New York. |

Pursuant to authority duly delegated by the Board in the Board's Regulations, 14 CFR 385.14, it is not found that the subject agreement is adverse to the public interest or in violation of the Act, provided that approval is subject to the conditions hereinafter ordered.

Accordingly, *it is ordered*, That:

Agreement C.A.B. 25318 be and hereby is approved, provided that approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publications, provided further that tariff filings shall be marked to become effective on not less than 30 days' notice from the date of filing.

Persons entitled to petition the Board for review of this order, pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period, unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20469 Filed 8-5-75;8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL 402-7]

### GRANTS FOR CONSTRUCTION OF TREATMENT WORKS

### Consulting Engineering Agreements; Interim Guidance

The following program guidance memorandum has been distributed to Environmental Protection Agency Regional Offices to serve as interim guidance pending promulgation of final EPA regulations regarding grantee contracts with consulting engineers and other subagreement provisions under EPA grants. Proposed regulations were published on May 9, 1975, at 40 FR 20296. This guidance has been issued to clarify current EPA requirements while the Agency fully considers all comments received on the proposed regulation.

Dated: July 30, 1975.

JAMES L. AGEE,
*Assistant Administrator for Water and Hazardous Materials.*

ALVIN L. ALM,
*Assistant Administrator for Planning and Management.*

PROGRAM GUIDANCE MEMORANDUM

[PG-53]

INTERIM GUIDANCE—CONSULTING ENGINEERING AGREEMENTS—TITLE II CONSTRUCTION GRANT PROGRAM

Proposed subagreement regulations published in the FEDERAL REGISTER on May 9, 1975, included provisions applicable to consulting engineering agreements under EPA construction grants (principally proposed 40 CFR 35.937 through 35.937-11, at 40 FR 20303 through 20305). A notice was published in the June 9, 1975 FEDERAL REGISTER to extend the comment period upon these regulations to July 15, 1975.

It is anticipated that final regulations concerning the subject of the May 9, 1975 proposed regulations will be published in September 1975, with an effective date somewhat later. After promulgation but prior to the effective date, a series of regional workshops will be held. The purpose of these workshops will be to insure the EPA personnel, consulting engineers, state and municipal personnel and others will fully understand and properly apply the final subagreement regulations and to assure minimum disruption to the program.

The purpose of this memorandum is to define EPA policy and procedures concerning consulting engineering subagreements in the interim until final subagreement reg-







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ulations become effective. Program Guidance Memorandum No. 42 dated October 23, 1974, and all other prior memos, letters and guidance concerning this subject-matter are superseded by this memorandum.

A. ACCESS TO RECORDS

(1) Existing EPA regulations require applicants/grantees and their contractors including consulting engineers, to maintain, and insure EPA access to, records pertinent to project performance. See 40 CFR § 35.935–7 of the February 11, 1974, final Title II construction grant regulations and 40 CFR §§ 30.605 and 30.805 of the final EPA general grant regulations published at 40 FR 20242 and 20245 on May 8, 1975.

This access to records requirement is applicable (subject to the policy and procedures set forth in sec. B, below) to all Title II construction grants, but action need not be taken to insert the access to records clause in consulting engineering agreements under Title II grants awarded prior to July 1, 1975.

(2) After June 30, 1975 a construction grant will not be awarded nor will initiation of Step 1 work be approved pursuant to 40 CFR §§ 35.917(e) or 35.925–18(a)(3), unless an acceptable access clause as follows is included in the consulting engineering subagreement. This requirement also pertains to Step 2 and Step 3 grant awards. This requirement also pertains to completed Step 1 or Step 2 work not covered by a grant award, if payment therefor is requested as a part of a Step 3 grant award. Submission of consulting engineering subagreements is required pursuant to 40 CFR §§ 35.920–3(a)(2) and 35.920–3(b)(7).

The following clause is the acceptable access to records clause for insertion in all consulting engineering subagreements in excess of $10,000:

1. The (Contractor/Consulting Engineer) shall maintain books, records, documents and other evidence directly pertinent to performance on EPA grant work under this agreement in accordance with accepted professional practice, appropriate accounting procedures and practices, and 40 CFR §§ 30.-605, 30.805, and 35.935–7. The United States Environmental Protection Agency, the Comptroller General of the United States, the United States Department of Labor, (the grantee-owner), and (the state water pollution control agency) or any of their duly authorized representativea shall have access to such books, records, documents and other evidence for the purpose of inspection, audit and copying. The (Contractor/Consulting Engineer) will provide proper facilities for such access and inspection.

2. The (Contractor/Consulting Engineer) agrees to include in all his contracts and all tier subcontracts directly related to project performance which are in excess of $10,000 the five items of this clause.

3. Audits conducted pursuant to this provision shall be in accordance with generally accepted auditing standards and formally established audit regulations, procedures and guidelines of the reviewing or audit agency(ies).

4. The (Contractor/Consulting Engineer) agrees to the disclosure of all information and reports resulting from access to records pursuant to paragraphs 1 and 2, above, to any of the agencies referred to in paragraph 1, above. In those cases where the audit concerns the (contractor/consulting engineer), the auditing agency will afford the (contractor/consulting engineer) an opportunity for an audit exit conference, and an opportunity to comment on the pertinent portions of the draft audit report. The (contractor/consulting engineer) will be provided copies of the formal draft audit report at the time of its transmission. Such transmission will include the written comments, if any, of the audited firm.

5. Records under paragraphs 1 and 2 above shall be maintained and made available during performance on EPA grant work under this agreement and until three years from date of final EPA grant payment for the project. In addition, those records which relate to any "Dispute" appeal under an EPA grant agreement, or litigation, or the settlement of claims arising out of such performance, or costs or items to which an audit exception has been taken, shall be maintained and made available until three years after the date of resolution of such appeal, litigation, claim or exception.

An alternate clause may be approved only if it has been found acceptable by the Regional Counsel.

(3) *Exception for Step 3 Grant Awards.* If amendment of an existing consulting engineering agreement is not feasible prior to the award of a Step 3 grant, but amendment is assured in writing by a letter from the consulting engineer, grant award may be made prior to such amendment. In such case, the grant agreement must include the following special condition:

This grant is awarded subject to compliance, within 90 days after the grant award or such additional extension of time as may be allowed in writing by the EPA Project Officer, with the access to records requirements of 40 CFR 30.605, 30.805, and 35.935–7, in reliance upon the written assurance dated ) by (consulting engineer or firm). Consulting engineering work performed under an agreement which does not include an acceptable access to records clause will be ineligible. Accordingly, grant payments will not be made for consulting engineering work until the agreement under which such work has been or is being performed includes an acceptable access to records clause.

This exception should be utilized chiefly as an interim measure to avoid unnecessary disruption of Step 3 grant awards for applications presently filed in the EPA Regional Office.

B. EXERCISE OF RIGHT OF ACCESS TO RECORDS

(1) EPA has a broad right of access to the grantees' consulting engineers' records pertinent to performance of EPA project work. The extent to which EPA will exercise this right of access will depend upon the nature of the records and upon the type of agreement. In referring to these records, it is important to bear in mind the following three categories of records—

*Category A:* Records pertaining directly to the professional, technical and other services performed, excluding any type of financial records of the consulting engineer.

*Category B:* Financial records of the consulting engineer pertaining to the direct costs of professional, technical and other services performed, excluding financial records pertaining to profit and overhead or other indirect costs.

*Category C:* Financial records of the consulting engineer excluded from Category B.

(2) In all cases, EPA will exercise its right of access to Category A records. Also, where there is an indication that fraud, gross abuse, or corrupt practices may be involved, EPA will exercise its right of access to records in all categories. Access to consulting engineers' financial records (Category B and C) will depend principally upon the method(s) of compensation stipulated in the agreement:

(a) *Agreements Based Upon a Percentage of Construction Cost.* Category B and C records will not be audited. However, terms of the agreement including the total amount of compensation will be evaluated for fairness and reasonableness and consistency with historical and advisory guidelines in general use and acceptable locally such as ASCE Manual 45 or other analyses or data relied upon or utilized by the contracting parties in negotiation of the agreement. Such evaluation shall also consider comparable contracts for which EPA grants have been awarded. Payment under a contract based upon a percentage of construction cost must be based upon the consulting engineer's construction cost estimate provided at the time of completion of plans and specs plus a reasonable compensation for updating plans and specs, revising cost estimate, or similar services. Where the low bid for construction is higher than this estimate, payment for consulting engineering services may not be increased, except for those services performed in the interim between completion of plans and specs or award of the grant, and receipt of the engineer's estimate, over and above those services contemplated in the original consulting engineering agreement.

(b) *Agreements Based Upon Salary Cost Times a Multiplier, Including Profit.* Category B records will be audited. Category C records will not be audited. However, terms of the agreement, including the multiplier, will be evaluated in accordance with appropriate portions of paragraph B(2)(a) above. Items of overhead or other indirect costs will only be audited to the extent necessary to assure that types of costs found both in overhead and reimbursable direct costs, if any, are properly charged.

(c) *Per Diem Agreements.* Category B records will be audited. Category C records will not be audited. Audit will be performed to the extent necessary to determine that hours claimed and classes of personnel used were properly supported. The *per diem* rates will be evaluated in accordance with appropriate portions of (2) (a) and (b) above.

(d) *Cost Plus a Fixed Fee Payment (Compensation).* All direct costs and overhead and other indirect costs claimed will be audited to determine that they are reasonable, allowable, and properly supported by the consulting engineer's records. The amount of fixed fee will not be questioned unless the total compensation appears unreasonable when evaluated in accordance with (2) (a) and (b) above.

(e) *Fixed Lump-Sum Contracts.* Category B and C records will not be audited. The contract amount will not be questioned unless the total compensation appears unreasonable when evaluated in accordance with appropriate portions of (2) (a) and (b) above.

(3) Under agreements covering both grant-eligible and ineligible work, access to records will be exercised to the extent necessary to allocate contract work or costs between work grant-eligible for Title II construction grant assistance and work or costs which are ineligible.

(4) Under agreements utilizing two or more methods of compensation, each part of the agreement will be separately audited in accordance with the appropriate subparagraph of (2) above.

(5) Any audited firm and the grantee will be afforded opportunity for an audit exit conference and an opportunity to comment upon the pertinent portions of the draft audit report. The audited firm and the grantee will also be provided copies of the formal draft audit report at the time of its transmission. Such transmission will include the written comments, if any, of the audited firms and the grantee in addition to those of the appropriate state and/or Federal agency(ies).

C. TRANSITION: CONTRACT TYPE

(1) The percentage of construction cost type of contract, and the multiplier contract, where profit is included in the multiplier, may not be utilized for Step 1 or Step 2 work initiated after July 1, 1975, when the Step 1 or Step 2 grant is awarded subsequent to June 30, 1975.

(2) Step 1 and Step 2 work performed under the percentage of construction cost type of contract and the multiplier contract, where profit is included in the multiplier, will be reimbursed and such contracts will not be questioned where such costs are reimbursed in conjunction with a Step 3 grant award where Step 2 work has been initiated prior to July 1, 1975 and the Step 3 grant is awarded before July 1, 1976.

(3) Where Step 2 work is initiated after July 1, 1975, under contracts described in (1) and (2) above, EPA approval may not be given or grant assistance awarded until the terms of compensation under the contract have been renegotiated. It is recommended that the terms of compensation under the contract be renegotiated as a lump-sum agreement where the extent of work to be performed is reasonably ascertainable, (or as a cost plus fixed fee payment type agreement where the extent of work to be performed is not reasonably ascertainable).

(4) Establishing an "upset" figure (an upper limit which cannot be exceeded without a formal amendment to the agreement) under a multiplier contract, where profit is included in the multiplier, is not acceptable where renegotiation of such contracts is required. In such renegotiation, the amount of profit must be specifically identified.

(5) Per diem agreements should be utilized only to a limited extent, such as where the first task under a Step 1 grant involves establishing the scope and cost of succeeding Step 1 tasks, or Step 3 services during construction, or for incidental services.

(6) Appendix A to this memorandum contains examples to serve as guidance in the application of the foregoing requirements.

D. COST OR PRICE ANALYSIS

(1) EPA requirements concerning cost or price analysis are contained in 40 CFR § 30.-725. Guidance is being prepared concerning such formal analysis for consulting engineering agreements. Until such guidance has been distributed, no such formal analysis should be undertaken.

(2) Until guidance has been distributed, the total contract amount under any form of contract may be questioned in accordance with (b)(2).

(3) On all consulting engineering contracts in excess of $100,000 a certification may be required (see Appendix B[1]).

E. PAYMENT

Full and prompt payment should be made by EPA and by grantees for eligible costs as work is completed under consulting engineering contracts in accordance with 40 CFR 35.945 (second sentence). Grantees or their contractors should not withhold payment for professional services unless it is determined that the professional service contractor has failed to comply with contract objectives, terms, conditions, or reporting requirements. Any withholding should be limited to only that amount necessary to assure contract compliance.

F. ENFORCEMENT

Refusal by a consulting engineer to allow access to its records, or to renegotiate a consulting engineering contract in accordance with the foregoing requirements, will render costs incurred under such contract ineligible. Accordingly, all such costs will be questioned and disallowed pending access to records.

[1] Appendix B filed as part of the original document.





APPENDIX A

TRANSITION

CONSULTANT FEE BASED ON PERCENTAGE OF CONSTRUCTION COST

OR

COST MULTIPLIER (WITH PROFIT AS PART OF MULTIPLIER)

A. *Grant offer made and accepted.*

| *Case* | *EPA position* |
|---|---|
| Case I:<br>1. Step 1 contract only.<br>2. Step 1 work underway or being completed.<br>3. Progress or final payment is requested. | Pay requests thru completed step 1. |
| Case II:<br>1. Step 2 contract only.<br>2. Step 1 complete.<br>3. Step 2 underway or being completed.<br>4. Progress or final payment is requested on step 2. | Pay requests thru completed step 2. |
| Case III:<br>1. Combination step 1, 2 & "supervision" 3 (or 1/2 or 2/3).<br>2. Work has not yet started on 2 (or 3).<br>3. Anticipate continued payment requests. | Pay requests for work on step currently underway. Advise grantee fed. share will apply only to steps not underway where compensation is not determined as percent of construction cost, or cost multiplier. |
| Case IV:<br>1. Previously completed step 2 work.<br>2. Step 2 P&S "shelved."<br>3. Step 2 reactivated and only add'l work by A/E is "updating" P&S etc. (to allow step 3 grant request or bidding) thereby resulting in *increased* construction cost and *increased* (windfall) A/E compensation. | Pay only compensation as determined by construction cost estimate at *completion* of *original* work plus a "reasonable" compensation for "updating" the plans and specs, etc. |

B. *Grant offer pending—Grantee already has A&E under contract with compensation based on percentage construction cost or cost multiplier.*

| *Case* | *EPA POSITION* |
|---|---|
| Case I<br>1. No work started on step 1, or 2.<br>2. Grant request made. | No grant until grantee/consultant renegotiate contract with compensation based on other than percent construction cost, or cost multiplier. |
| Case II<br>1. Work started (or completed) on step 1. | Award grant, continue current contract and pay that basis. |
| Case III<br>1. Work started (or completed) on step 2. | Same as B. II above. |
| Case IV<br>1. Combination step 1 and 2 (or 1, 2 & 3, etc.). | Same as A. III above. |

[FR Doc.75–20386 Filed 8–5–75;8:45 am]

[FRL 412–5; FIFRA Docket No. 382]

## SODIUM CYANIDE

### M–44 Predator Control Devices; Report of First Prehearing Conference

In re application to register sodium cyanide for use in the M–44 device to control predators.

A prehearing conference was held in Washington, D.C., on July 30, 1975, pursuant to notice in the above-entitled proceeding, dated July 24, 1975 (40 FR 31657). The following were present at the conference:

For EPA: Ronald L. McCallum, Colburn T. Cherney, Room 431, 401 M Street SW., Washington, D.C. 20460.
For Environmental Defense Fund: William Butler, Richard E. Guttings, Jr., 1525 18th Street NW., Washington, D.C. 20036.
For Humane Society of the U.S.: Murdaugh Stuart Madden, 2100 L Street NW., Washington, D.C. 20037.
For Fish and Wildlife Service: David Fisher, Room 6548, Department of Interior Building, Washington, D.C. 20420.
For Pacific Legal Foundation: Glenn Davis, 1030 15th Street NW., Suite 342, Washington, D.C. 20005.

Until the time for filing interventions has expired and until a report following the prehearing conference now scheduled for August 7, 1975 (40 FR 31261) has been issued with a comprehensive list of parties, each of the foregoing shall be served with any documents served or issued in this proceeding.

This conference was held for the purpose of considering necessary special rules to govern the expedited hearing within the time limits set forth in the initial Notice of Hearing herein (40 FR 29755, July 15, 1975). As a result of those discussions, the rules set forth in the Appendix hereto are prescribed to govern this proceeding. The Presiding Officer has



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determined that without these modifications, the customary rules (40 CFR 164.1–111) could not feasibly apply.

*It is ordered*, That the Special Rules set forth in the Appendix hereto shall govern this proceeding.

FREDERICK W. DENNISTON,
*Administrative Law Judge.*

JULY 31, 1975.

SPECIAL RULES OF PROCEDURE

[Governing Docket No. 382]

1. The proponents of modification of the 1972 Order (37 FR 5718) shall have the burden of proof on all issues in connection with the hearings and shall have the burden of going forward to present an affirmative case for modification of the 1972 Order.

2. The issues to be adjudicated are set forth in the Administrator's Notice of Hearing (40 CFR 29755, July 15, 1975).

3. Counsel for EPA will immediately supply a complete copy of the application involved herein, and of any subsequent related applications, to the Hearing Clerk, Room 1019E, Environmental Protection Agency, 401 M Street, SW., Washington, D.C., where it will be available to interested persons, in addition to the copies heretofore made available to the public in the Office of Pesticide Programs and at EPA Regional Offices.

4. Direct testimony must be prepared in writing, in advance of the hearing, and distributed as noted below. The statement must be verified under jurat or oath and if no request is made for cross-examination of that witness, the statement will be received in evidence as if orally delivered. The statements may not be read for the record although brief supplemental or corrective statements may be allowed.

5. The applicant, Department of Interior, Fish and Wildlife Service, shall file the proposed direct testimony of all of its witnesses by delivering copies thereof to the Presiding Officer, and to all known interested parties present at the prehearing conference scheduled for August 7, 1975, and by mail on those not present, and by depositing two copies thereof on the same date with the Hearing Clerk.

6. The direct testimony of all parties supporting the application shall be prepared and distributed in the same manner and at the same time as specified in Paragraph 3 above.

7. The direct testimony of the witnesses of all other parties shall be prepared and distributed in the same manner as specified above, on or before August 11, 1975.

8. Witnesses being sponsored by Interior/Fish and Wildlife Service should be present at the commencement of the hearing on August 12, 1975 and available for cross-examination. They should be prepared to be sworn as witnesses and identify their statements which should be offered as exhibits, and serially numbered, for example as "FWS Ex. No. —."

9. Each party will notify the other parties of the order in which its witnesses will appear as soon as possible, but not later than at the beginning of the hearing on August 12, 1975.

10. At the outset of the first day of hearing each party shall indicate which witnesses of petitioner, or of parties in support thereof, are required for cross-examination and, by the beginning of the second day of hearing, which of the other parties' witnesses are so required. Absent a request for cross-examination, the verified statement may be received into evidence without the personal appearance of the witnesses.

11. Any witness who cites or relies on published articles or works in support of his testimony shall attach to such testimony excerpts of the portions on which reliance is placed, and further must file two complete copies of each such work with the Hearing Clerk and have a complete copy of each available at the hearing. As the time constraints of this proceeding will not permit individual research, mere citation to writings, even those considered standard reference works, will not be adequate.

12. Underlying data or bulk documentary evidence supporting exhibits in summary form or expert testimony will not necessarily be made a part of the record of the proceedings but must be made available for examination and copying by the other parties a reasonable time before the proffer of the exhibit or testimony. The party proffering an exhibit has the responsibility, at the request of any other party, to make available in Washington, D.C., the "underlying data" to that exhibit. The party proffering an exhibit will notify the other parties of the existence of "underlying data," a description thereof and if feasible a sampling therefrom.

13. Survey evidence may be submitted by proffering the report or the survey as an exhibit and, in addition to notifying the other parties as to the availability of the "underlying data," by making available for cross-examination purposes an appropriate witness who can testify concerning the methodology and conduct of the survey. In the event the survey report itself does not contain a description of the methodology and the conduct of the survey the witness made available must describe such methodology and conduct in a sworn statement accompanying such exhibit.

14. Depending on the amount and scope of direct testimony, it may be necessary to allocate the amount of time available for cross-examination. Parties having a common interest are urged, and may be required, to designate a single counsel to speak and examine witnesses on behalf of that group.

15. During the course of the hearing, it will be ascertained whether petitioner or those in support intend to offer rebuttal testimony and provision will be made for written submissions thereof.

16. In addition to all other copies required by the foregoing, a party offering an exhibit shall supply two copies thereof to the official reporter.

17. The service of all petitions or documents required by these rules on persons in the Washington, D.C., area shall be by hand delivery, and, on persons outside that area, by air mail.

18. A party may request of opposing counsel that a prospective witness be made available for an interview. No prospective witness is required to agree to be interviewed, but counsel are not to instruct their witnesses that they may not be interviewed.

19. The parties will submit to the Administrative Law Judge proposed orders, proposed findings of fact and conclusions of law, and a brief in support thereof, within four (4) days after the last evidence is taken in the hearing. The parties will also submit at the same time lists of proposed corrections of the transcript, if deemed essential, but not including spelling, typographical and other apparent or immaterial errors. Within ten (10) days after the last evidence is taken in the hearing, the Administrative Law Judge shall evaluate the record before him and prepare and file his initial decision with the Hearing Clerk who shall immediately hand deliver copies to parties or their representatives located in Washington. Within fourteen (14) days after the hearing, each party may file exceptions [1] to that decision or to any adverse order or ruling to which he objected during the hearing and may appeal such exceptions to the Administrator for decision by filing them in writing with the Hearing Clerk, including a section containing proposed findings of fact, conclusions, orders, or rulings. Such exceptions shall be accompanied by a brief concerning each of the exceptions being appealed.

20. The Administrative Law Judge shall take official notice of the March 9, 1972 order cancelling and suspending the registrations of 1080, strychnine and sodium cyanide for predator control (PR Notice 72-2; 37 FR 5718) and the report, commonly referred to as the "Cain Report", upon which the Administrator relied in issuing the March 9, 1972 order and which is entitled "Predator Control–1971, Report to the Council on Environmental Quality and the Department of the Interior by the Advisory Committee on Predator control."

[FR Doc.75–20387 Filed 8–5–75;8:45 am]

[1] While the notice of the hearing refers to reply briefs (40 FR 29755 at 29758), it was obviously intended to refer to exceptions.

## FEDERAL MARITIME COMMISSION

### DELTA STEAMSHIP LINES, INC. AND EMPRESSA LINEAS MARITIMAS ARGENTINAS, S.A.

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before August 26, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Thomas E. Stakem, Esquire, Macleay, Lynch, Bernhard & Gregg, 1625 K Street, N.W., Washington, D.C. 20006.

Agreement No. 10039–2, between the lines listed above, modifies the approved basic agreement covering the apportionment of general liner cargo transported by the parties in the Northbound and Southbound trade between Gulf ports of the United States and Argentina by amending the third sentence of paragraph A, Article 3, Annex I (Northbound) and Annex II (Southbound) ". . . As agreed between the parties, the following cargoes will not be included in the Pool," and to substitute therefor a revised sentence reading ". . . The cargoes mentioned hereunder will be accounted separately in the Pool."

Agreement 10039–1, extended the basic agreement expiration date to December 31, 1976.

Dated: August 1, 1975.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75–20487 Filed 8–5–75;8:45 am]





## FEDERAL RESERVE SYSTEM

### CLEVETRUST CORP.

#### Acquisition of Bank

Clevetrust Corporation, Cleveland, Ohio, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to The Northeastern Ohio National Bank, Ashtabula, Ohio. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Cleveland. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 2, 1975.

Board of Governors of the Federal Reserve System, July 30, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75–20390 Filed 8–5–75;8:45 am]

### MIDWEST BANCSHARES, INC.

#### Formation of Bank Holding Company

Midwest Bancshares, Inc., Poplar Bluff, Missouri, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 80.37 per cent or more of the voting shares of Dexter National Bank, Dexter, Missouri. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of St. Louis. Any person wishing to comment on the application should submit views in writing to the Reserve Bank, to be received not later than September 3, 1975.

Board of Governors of the Federal Reserve System, July 30, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75–20391 Filed 8–5–75;8:45 am]

### PATAGONIA CORP.

#### Order for Hearing

On July 11, 1975, the Board of Governors of the Federal Reserve System ordered a hearing, pursuant to a decision by the United States Court of Appeals for the Ninth Circuit, on the petition of Patagonia Corporation, Tucson, Arizona, that, on or before June 30, 1968, Pima Savings and Loan Association, Tucson, Arizona was a subsidiary of Patagonia Corporation, as defined in section 2(d)(3) of the Bank Holding Company Act (12 U.S.C. 1841(d)(3)). Pursuant to that Board Order (40 FR 30537), Philip J. LaMacchia, former Administrative Law Judge, now retired, was appointed as the Presiding Officer to conduct the hearing in accordance with the Board's Rules of Practice for Formal Hearings (12 CFR Part 263).

The hearing will commence at 10 a.m. on September 30, 1975 in Tucson, Arizona, at the Federal Building, 301 West Congress Street. The hearing will be open to the public.

By order of the Secretary of the Board of Governors, acting pursuant to delegated authority from the Board of Governors, effective July 30, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75–20392 Filed 8–5–75;8:45 am]

### CENTRAL BANKING SYSTEM, INC.

#### Proposed Acquisition of Computer Dynamics, Inc.

Central Banking System, Inc., Oakland, California, has applied, pursuant to Section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to acquire voting shares of Computer Dynamics, Inc., Oakland, California. Notice of the application was published on February 25, 1975 in the Oakland Tribune, a newspaper circulated in Oakland, California.

Applicant states that the proposed subsidiary would engage in computer services consisting of general ledger, accounts payable, accounts receivable and billing, list maintenance, software development implementation and sale of software packages. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of San Francisco.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than September 2, 1975.

Board of Governors of the Federal Reserve System, July 29, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75–20430 Filed 8–5–75;8:45 am]

### CLEVETRUST CORP.

#### Order Approving Acquisition of Bank

CleveTrust Corporation, Cleveland, Ohio (Applicant), a bank holding company within the meaning of the Bank Holding Company Act, has applied for approval of the Board of Governors of the Federal Reserve System, under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)), to acquire up to 100 percent, less directors' qualifying shares, of the successor by merger to The City Bank, Kent, Ohio (Bank). The bank into which Bank is to be merged has no significance except as a means to facilitate the acquisition of the voting shares of Bank. Accordingly, the proposed acquisition of shares of the successor organization is treated herein as the proposed acquisition of the shares of Bank.

Notice of the application affording opportunity for interested persons to submit comments and views has been given in accordance with Section 3(b) of the Act (12 U.S.C. 1842(b)). The time for filing comments and views has expired and none have been timely received. The Reserve bank has considered the application in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant is the largest banking organization in Ohio, controlling three banks with consolidated deposits of $2.9 billion, representing 10.0 percent of total deposits in commercial banks in the State.[1] Upon consummation of the proposal, Applicant's share of total state deposits would only increase to 10.1 percent.

[1] All data as of December 31, 1974, unless otherwise noted.



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Bank, with total deposits of $36.6 million, is the ninth largest of the fifteen banking organizations in the Akron market and controls approximately 2.2 percent of market deposits. There is no significant existing competition between Applicant's subsidiary banks and Bank, and there is little likelihood for any competition to develop between the institutions given the county-wide branching restrictions of Ohio law. Six of the ten largest banking organizations in the State are presently represented in the Akron market, and de novo entry into the Akron market by Applicant seems unlikely because of the large number of the banking organizations which presently compete in the area. Accordingly, consummation of the proposed transaction would appear to have no adverse effects on existing or potential competition.

There is no evidence to indicate that the banking needs of the Akron banking market are not being adequately met. However, Applicant plans to make international and trust services available at Bank, to broaden the scope of Bank's branching and marketing operations, and to introduce equipment leasing. Thus, factors relating to the convenience and needs of the communities to be served lend some weight toward approval of the application.

The financial and managerial resources and prospects of Applicant, its subsidiary banks, and Bank are generally satisfactory and consistent with approval of the application. It has been determined that consummation of the proposal would be in the public interest.

On the basis of record, the application is approved for the reasons summarized above. The transaction shall not be consummated (a) before the thirtieth calendar day following the date of this Order or (b) later than three months after the date of this Order, unless such period is extended for good cause by the Board or by this bank pursuant to delegated authority.

By order of the Federal Reserve Bank of Cleveland, acting pursuant to delegated authority for the Board of Governors of the Federal Reserve System effective July 25, 1975.

[SEAL] WILLIS J. WINN,
*President.*

[FR Doc.75-20431 Filed 8-5-75;8:45 am]

## FIRST BANC GROUP, INC.
### Order Approving Acquisition of Bank

First Banc Group, Inc., Creve Coeur, Missouri ("Applicant"), a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 76 percent or more of the voting shares of Commonwealth Bank, Wentzville, Missouri ("Bank").

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the application and all comments received have been considered in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant controls four banks with aggregate deposits of $73.9 million,[1] representing less than 1 percent of total commercial bank deposits in Missouri. Applicant's acquisition of Bank, with deposits of $7.2 million, would not result in any significant increase in the concentration of banking resources in the State.

Bank is the fifth largest of ten banks competing in its market area,[2] controlling 8.5 percent of total commercial bank deposits in the market. Applicant's nearest subsidiary is located 27 road miles from Bank in another banking market. No significant competition exists between Bank and any of Applicant's subsidiary banks and it is unlikely that any will develop in the future due to numerous banks in the market with no organization apparently dominent, and due to Missouri branching restrictions. Because the structure of this market seems conducive to competitive performance, elimination of Applicant as a potential de novo entrant is not likely to reduce competition. Accordingly, competitive considerations are consistent with approval of the application.

The financial and managerial resources and prospects of Applicant, its subsidiaries, and Bank are regarded as satisfactory and consistent with approval of the application, especially in view of plans to augment Bank's capital. As a result of the affiliation, Applicant intends to make computerized payroll services available to Bank's customers, and referral trust services available through its lead bank. Considerations relating to the convenience and needs of the community are consistent with approval of the application. It is the Reserve Bank's judgment that the proposed acquisition is in the public interest and that the application should be approved.

On the basis of the record as summarized above, the Federal Reserve Bank of St. Louis approves the application, provided that the transaction shall not be consummated (a) before the thirtieth calendar day following the date of this Order or (b) later than three months after the date of this Order, unless such period is extended for good cause by the Board or by this Reserve Bank pursuant to delegated authority.

By order of the Federal Reserve Bank of St. Louis, acting pursuant to delegated authority for the Board of Governors of the Federal Reserve System, effective July 24, 1975.

HAROLD E. UTHOFF,
*Vice President.*

[FR Doc.75-20432 Filed 8-5-75;8:45 am]

[1] Deposit data as of December 31, 1974.

[2] Bank's market area is approximated by western St. Charles County, northeastern Warren County, and southern Lincoln County.

## MELLON NATIONAL CORPORATION
### Order for Hearing

Mellon National Corporation, Pittsburgh, Pennsylvania, has applied, pursuant to Section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 C.F.R. § 225.4(b)(2)) for permission to acquire 100 per cent of the voting shares of Local Loan Company, Chicago, Illinois. Notice of the application was published between September 20 and 27, 1974 and on October 3, 11 and 12, 1974, in newspapers of general circulation in each of the communities in which there is located one or more of the 124 offices of Local Loan Company located in the United States to be retained by Applicant if the proposed transaction is consummated. The subsidiaries of Local Loan Company operate offices in the States of California, Colorado, Florida, Illinois, Indiana, Kentucky, Minnesota, Nebraska, New York, Oregon, Washington, and Wisconsin.

By notice published in the FEDERAL REGISTER on December 6, 1974 (39 FR 42719 (1974)), the Board invited interested persons to express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." The notice further provided that any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

By letter dated January 6, 1975, Mr. Anthony R. Martin-Trigona, Chicago, Illinois, requested that the Board hold a formal hearing on the Mellon application.[1] His request, which was accompanied neither by a statement summarizing the evidence he proposed to submit or elicit nor by a statement why the matter could not be resolved without a hearing, stated his belief "that the Board is well aware of my standing as a party in interest." In response to Applicant's challenge to his standing, Mr. Martin-Trigona requested the Board to incorporate by reference in the record of this proceeding certain earlier submissions to the Board made by him with respect to his standing to oppose the application of The Chase Manhattan Corporation, New York, N.Y., to acquire Dial Financial Corporation, Des Moines, Iowa.

On May 30, 1975, following receipt of several further communications from both Mellon and Mr. Martin-Trigona

[1] Although Mr. Martin-Trigona's letter stated that "I would again renew my demand for formal hearings on this application," no previous request for a hearing on the Mellon application had been made by him.





with respect to the standing issue, and because Mr. Martin-Trigona had expressed a desire to supplement his earlier submission on standing in the *Chase-Dial* matter, the Board's General Counsel notified Mellon and Mr. Martin-Trigona that he would hold an informal hearing on June 12, 1975, to afford them an opportunity to put before the Board any additional facts they deemed relevant on the standing question. Applicant and its counsel, as well as Mr. Martin-Trigona and his counsel, participated in this proceeding, and Mr. Martin-Trigona has taken the position that he has carried his burden of establishing his standing to obtain a formal hearing in this case.

A brief review of the history of Mr. Martin-Trigona's efforts to establish his standing in Board proceedings under the Bank Holding Company Act is necessary to put the present controversy in perspective.

In November 1972, Mr. Martin-Trigona protested the application of BankAmerica Corporation, San Francisco, California ("BankAmerica"), for permission to acquire GAC Finance, Inc., Allentown, Pennsylvania. In response to an inquiry from the Board asking whether he claimed status as a "party in interest" and, if so, requesting that he state the basis for that claim, Mr. Martin-Trigona responded that his claim was made "on the basis of my undivided interest in the public interest, as a citizen of the United States and the State of Illinois, and as a person who stands to be injured by economic concentration." In addition, he asserted an interest in "meaningful and rigorous enforcement" of the antitrust laws.

By letter of June 26, 1973, the Board rejected Mr. Martin-Trigona's claim of party-in-interest status in that case because, inter alia, he had not shown that he was within the class sought to be protected by the Bank Holding Company Act. In July 1973, the Board denied BankAmerica's application, but BankAmerica requested reconsideration. In August 1973, Mr. Martin-Trigona reaffirmed his opposition to the application and again requested a hearing. However, he submitted no additional material with respect to his claim of standing and the Board denied his renewed request for a hearing for the reasons it had stated in its June 26 letter. Mr. Martin-Trigona petitioned the U.S. Court of Appeals for the District of Columbia Circuit for review of the Board's denial of his request. In his brief to the Court of Appeals, Mr. Martin-Trigona, admitting that the matter was "not of record," asked the Court to consider that "petitioner himself is a potential entrant in the financial services industry and has been studying an entry in the market himself for sometime in 1974." He alleged that these plans "will shortly be coming to fruition" and he described his entry as "imminent." On review, the Board's conclusion as to his standing was affirmed by the Court of Appeals. *Martin-Trigona* v. *Federal Reserve Board*, 509 F. 2d 363 (D.C. Cir. 1975) (the "*BankAmerica-GAC* case").[3]

In March 1974, as we have noted, Mr. Martin-Trigona protested a renewed application of The Chase Manhattan Corporation ("Chase") to acquire Dial Financial Corporation,[4] and sought leave to intervene on the ground that he was then "in the process of entering the financial services industry himself and, accordingly, is within the class of business competitors and potential competitors who are guaranteed a right and standing to intervene" by 12 U.S.C. 1850. Elaborating on this request in April 1974, he stated that he had taken a number of preparatory steps to enter the business,[4] that he was "prepared to commit more funds in the next 60 days to begin operations," and that "we should be operational on a pilot basis some time in June or early July, and move into full scale operations as soon as is practicable." In July 1974, he told the Board that he was waiting until the prime rate fell below 9 per cent, and that "if we had a prime rate of 9 per cent, I think we would be operational by the 1st of August." On October 31, 1974, the Board denied Chase's application without a hearing and, accordingly, without resolving the question of Mr. Martin-Trigona's standing.

In the present case, Mr. Martin-Trigona continues to allege that he intends to enter the consumer finance business in Chicago, and that he therefore has standing as a potential competitor of Mellon. While interest rates have decreased well below the 9 per cent level that he referred to in the *Chase-Dial* matter, he now states that his uncertainty as to the "regulatory climate" and the general economy is deterring his entry. He avers that "I've got the money to go, and I can start lending and earning a return on my assets virtually instantly." However, he states he is waiting "to determine what the position of the Board will be" before he proceeds, and that "if the Board proceeds to approve willy nilly acquisitions of loan companies by bank holding companies," the chances he will proceed with entry "are marginal, at best." He further states that he has been "postponing our entry until the economy appears to be moving out of the recession and until the demand for funds moves to the positive side."

We take as our present standard for determining questions of standing in cases such as this section 105 of the Bank Holding Company Act Amendments of 1970 (12 U.S.C. 1850), and the recent decision of the U.S. Court of Appeals for the District of Columbia Circuit in the *BankAmerica-GAC* case.

Section 105 expressly provides that in a case in which a bank holding company applies for authority to acquire a company engaged in a non-banking activity

> [A] party who would become a competitor of the applicant or subsidiary thereof by virtue of the applicant's * * * acquisition, * * * shall have the right to be a party in interest

in the Board's proceeding with respect to the application. Mr. Martin-Trigona is admittedly not a present competitor of either Mellon or Local Loan and he clearly would not become such "by virtue of" the proposed acquisition. However, in the *BankAmerica-GAC* case, the Court pointed out that a "potential competitor" would be within the "zone of interest" protected by section 4 of the Bank Holding Company Act "if that potential competitor may realistically be viewed as a possible entrant" into the relevant market. Furthermore, although it reserved judgment on the issue, it suggested that a consumer of the services offered by the applicant or the acquired firm would similarly be considered to be within that "zone of interest." In either event, the Court stated that, in order to establish standing in a case such as this, the claimant must satisfy three salient principles: first, he must allege that the proposed acquisition would cause him "injury in fact, economic or otherwise"; second, the alleged "injury in fact" must be arguably within the zone of interests protected or regulated by the statute; and, third, the claimant "may not merely allege the existence of an injury," but must go beyond and allege "facts showing that he is himself adversely affected" by the proposed acquisition. The Court further indicated that the test of whether a potential competitor or consumer has standing based upon allegations of injury resulting from the anticompetitive effects of an acquisition is whether he would have standing under the Clayton Act (15 U.S.C. 12 *et seq.*) to maintain a private antitrust action with respect to the proposed acquisition.[5] (509 F. 2d at 365–66.)

[3] In 1970, the same court affirmed a decision of the Federal Communications Commission holding that Mr. Martin-Trigona lacked standing to petition that agency for revocation of the licenses of the three major New York television stations. *Martin-Trigona* v. *Federal Communications Commission*, 432 F. 2d 682 (D.C. Cir. 1970).

[4] Chase's first application to acquire Dial, which was denied in January 1974, was not opposed by Mr. Martin-Trigona.

[4] Specifically, he stated he had surveyed relevant state laws, appropriate corporate forms, and possible names; formed corporations and ordered a corporate logo; inquired of banks as to lines of credit; investigated banks to perform computer bookkeeping and lock box services; raised a "modest initial cash investment"; and had discussions with a "possible full-time branch manager for the first office."

[5] Section 4 of the Clayton Act (15 U.S.C. 15) permits private damage actions by any person who has been injured in his business or property by reason of any conduct of the defendant violative of the antitrust laws. Section 16 of the Clayton Act (15 U.S.C. 26) authorizes suits for injunctions by any person threatened with injury by such conduct.



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Assessing Mr. Martin-Trigona's belated claim of standing as a "consumer" on the basis of the standards articulated by the Court of Appeals, we have little difficulty in concluding that he has not established standing as a consumer. Mr. Martin-Trigona admittedly has never borrowed from Local Loan Company, although he states that he "might at some point in the future do so." At the informal hearing before the General Counsel he was not responsive in answering questions about his past "consumer" borrowings, and he flatly refused, "simply on the basis of relevance," to state when in the past he had borrowed from any consumer finance company. He has alleged no facts whatsoever that even remotely indicate how he would personally be adversely affected as a "consumer" by Mellon's proposed acquisition of Local Loan. Although he makes the conclusory claims that the effect of this acquisition would be "to force rates higher," and that an additional source of credit would be provided if Mellon were encouraged to enter the finance business de novo, rather than through an acquisition of an existing company, the Board does not consider these allegations to constitute the type of factual allegations of particularized injury called for in the test established by the Court of Appeals.

A somewhat different question is presented, however, with respect to Mr. Martin-Trigona's claim as a "potential competitor." Under the approach dictated by the Court of Appeals in the *Bank-America-GAC* case, there are four elements to be considered in determining whether a party claiming standing as a potential competitor has established the necessary intention and preparedness to warrant a conclusion that he has a protectable "business" interest: (1) His background and experience in the prospective business, (2) the affirmative action he has taken to engage in the proposed business, (3) his financial ability to purchase the necessary equipment and facilities to engage in the business, and (4) the consummation of contracts relating to the proposed business. See *Waldron* v. *British Petroleum Co.*, 231 F. Supp. 72, 81–82 (S.D.N.Y. 1964).[8]

Applying these tests, the Board has substantial question whether Mr. Martin-Trigona can realistically be viewed as a potential competitor. He has not alleged or proved that he has background or experience in the consumer finance business, he has not consummated any contracts relating to the business; he has not obtained or applied for a state license to engage in the business. While he claims to have made certain "surveys" and taken certain very preliminary steps, such as the formation of shell corporations, and while he claims to have made "inquiries" of banks as to lines of credit, the Board has doubts that these steps constitute meaningful "affirmative action" and that his mere "inquiries" of banks establish his financial ability to engage in the business. Moreover, his long delay in actually entering the business since the first time he informed the Board of his intention to do so, and the unpersuasiveness of his explanation for this delay, strongly suggest that his claim of "potential competitor" status has been advanced for the purpose of clothing himself with standing in Board proceedings rather than as a result of a bona fide intention to enter the consumer finance business.

In short, there is reason to be skeptical about Mr. Martin-Trigona's claims, and the Board believes that the record in this matter would support a conclusion that he should not, in the Court of Appeals' words, "realistically be viewed as a possible entrant" into the consumer finance business. However, in the event a reviewing court were to take a different review of the standing issue the likely relief would be a remand for a hearing. Because of its reluctance to foreclose the parties prematurely from making full submissions on the standing issue in this case the Board has permitted the argument to carry on for a period of several months, and the Board is hesitant at this stage of the proceedings to infect this case with possible procedural error, however remote that possibility may be, that would in the long run cause far more substantial delay in the final resolution of this matter. Accordingly, the Board has determined not to decide the question as to Mr. Martin-Trigona's standing as a potential competitor in this case, but nevertheless to hold a hearing on the merits of Mellon's application and to permit Mr. Martin-Trigona to participate in that hearing.[7]

For the foregoing reasons,[9] it is hereby ordered that a public hearing be held with respect to the application of Mellon National Corporation, Pittsburgh, Pennsylvania, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. § 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 C.F.R. 225.4(b)(2)), for permission to acquire 100 percent of the voting shares of Local Loan Co., Chicago, Illinois. The hearing will commence at 10:00 a.m., September 3, 1975, before Philip J. LaMacchia, former Administrative Law Judge, now retired, in Room 1202 of the Board Building, Constitution Avenue between 20th and 21st Streets, Washington, D.C. 20551.

*It is further ordered*, That the issue to be considered at said hearing is whether the proposed acquisition can reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interest, or unsound banking practices.[6]

By order of the Board of Governors,[7] July 28, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75–20433 Filed 8–5–75;8:45 am]

[8] The *Waldron* case was expressly relied upon by the Court of Appeals in the *Bank-America* case. 509 F.2d at 366 n.12.

[7] In light of his past expressions of interest in participating in Board proceedings, we recognize that the question of Mr. Martin-Trigona's standing may again be raised in future application proceedings. To the extent that he continues to claim standing as a potential entrant into the consumer finance business, the Board will, in any such future case, expect to be presented with credible evidence that the intention he first expressed in this regard in April 1974, has been meaningfully furthered by the taking of concrete steps t oenter that Business.

Of course, whether or not Mr. Martin-Trigona is determined to have sufficient standing to entitle him to a formal hearing and to party-in-interest status, the opportunity is always available to him to make a timely submission of facts and argument in written form.

[6] Dissenting statement of Governors Holland and Coldwell filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Philadelphia.

[9] In view of the Board's decision to hold a hearing in this matter and to afford Mr. Martin-Trigona the same opportunity to participate that he would have had if he had estabilised his standing, the question of standing will no longer be considered to be an issue to be litigated in this proceeding before the Board, and the hearing will be limited to the merits of the application.

[5] Voting for this action: Governors Bucher, Wallich, and Jackson. Voting against this action: Governors Holland and Coldwell. (Dissenting statement filed as part of the original document.) Absent and not voting: Chairman Burns and Governor Mitchell.

[1] All banking data are as of June 30, 1974, and reflect bank holding company formations and acquisitions approved through that date.

## MOUNTAIN BANKS, LTD.

### Order Approving Acquisition of Bank

Mountain Banks, Ltd., Colorado Springs, Colorado, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire all of the voting shares (less directors' qualifying shares) of Fort Collins National Bank, Fort Collins, Colorado ("Bank").

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the seventh largest banking organization in Colorado, controls seven banks with aggregate deposits of $247 million, representing approximately 3.7 per cent of total commercial bank deposits in the State.[1] Acquisition of Bank ($2.7 million in deposits) would increase Applicant's share of commercial bank deposits in Colorado by less than 0.1 of one percent and would have no appreciable effect on the concentration of banking resources in Colorado.

Bank controls approximately 1.5 percent of the deposits in the relevant banking market and ranks eleventh among the 13 banks operating in the market.[2] Applicant's banking subsidiary closest to Bank is located 46 miles away in Boulder. It appears that no meaningful competition presently exists between any of Applicant's subsidiary banks and Bank, nor is any such competition likely to develop due in part to the distance involved. While de novo entry is not out of the question, such entry appears unlikely in view of the fact that population per banking office in the relevant banking market is already below the Statewide average. Therefore, the Board concludes that consummation of the proposed transaction would not have significantly adverse effects on existing or potential competition in any relevant area and that the competitive considerations are consistent with approval of the application.

The financial condition and managerial resources of Applicant, its subsidiaries, and Bank are considered generally satisfactory and the future prospects of each appear favorable. Accordingly, considerations relating to the banking factors are consistent with approval of the application. Applicant proposes to expand the range of services presently offered by Bank. In particular, affiliation with Applicant will provide Bank's customers with additional mortgage lending services. Consequently, the considerations relating to the convenience and needs of the communities to be served lend some weight toward approval of the application. It is the Board's judgment that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Board of Governors,[3] effective July 28, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75–20434 Filed 8–5–75;8:45 am]

[2] The relevant banking market is approximated by Larimer County.

[3] Voting for this action: Chairman Burns and Governors Wallich, Coldwell, and Jackson. Absent and not voting: Governors Mitchell, Bucher, and Holland.

## SCRIBNER BANSHARES, INC.

### Order Denying Formation of Bank Holding Company

Scribner Banshares, Inc., Scribner, Nebraska, has applied for the Board's approval, under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)), of formation of a bank holding company through acquisition of 96.7 percent or more of the voting shares of Scribner Bank, Scribner, Nebraska ("Bank").[1] Applicant has also applied, pursuant to section 4(c)(8) of the Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to retain Scribner Insurance Agency ("Agency"), a company that engages in the activities of a general insurance agency in a community with a population not exceeding 5,000. Such activities have been determined by the Board to be closely related to banking (12 C.F.R. 225.4(a)(9)(iii)(*a*)).

Notice of receipt of these applications, affording an opportunity for interested persons to submit comments and views, has been given in accordance with sections 3 and 4 of the Act (40 F.R. 2625 (1975)). The time for filing comments and views has expired, and the Board has considered the applications and all comments received in the light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)) and the considerations specified in section 4(c)(8) of the Act (12 U.S.C. 1843(c)(8)).

Applicant was formed for the purposes of becoming a bank holding company through the acquisition of Bank and of operating a general insurance agency. Bank, with deposits of about $10.3 million,[2] is the only bank in Scribner, Nebraska, and is the fourth largest of 7 banks in the relevant banking market,[3] controlling approximately 8.9 per cent of the total deposit in commercial banks in the market. Certain principals of Applicant are also involved as shareholders, directors and/or officers, in other one-bank holding companies located in Nebraska, Iowa, and South Dakota. The closest subsidiary bank of these bank holding companies is 53 miles from Bank, and none operates in the relevant market area. Accordingly, since the proposal represents a restructuring of the ownership of Bank from individuals to a corporation owned by the same individuals, consummation of the proposal would have no significantly adverse effects on competition in any relevant area. Accordingly, the Board concludes that competitive considerations are consistent with approval of the application.

The Board has indicated on previous occasions that it believes that a holding company should provide a source of financial and managerial strength to its subsidiary bank(s), and that every proposed acquisition or formation will be closely examined with such considerations in mind. In this connection, the Board notes that Applicant will incur a substantial debt as a result of the acquisition of Bank. Applicant proposes to service such debt over an 11-year period with income from Agency and dividends from Bank consistently exceeding 50 per cent of Bank's net income, thereby limiting Bank's ability to meet any unforeseen financial problems that might arise. Accordingly, the Board views the sizeable acquisition debt to be incurred by Applicant as an adverse factor in the consideration of the subject proposal.

Turning to managerial considerations, it appears that certain of the banks in which Applicant's principals are involved have experienced deteriorating capital positions. In addition, demands that some of the principals appear to have placed upon the resources of other banks under their control have detracted from the overall financial condition of some of these banks. The Board believes, therefore, that managerial considerations weigh for denial of the application.

The proposed formation represents merely a restructuring of the ownership of Bank with no significant changes in Bank's operations or the services offered to customers. Consequently, considerations relating to the convenience and needs of the community to be served lend no weight toward approval of the application.

On the basis of all the circumstances concerning this application, the Board concludes that the banking considerations involved in the proposal present adverse factors bearing on the financial and managerial resources of Applicant. Such adverse factors are not outweighed by any procompetitive effects or by benefits which would result in serving the convenience and needs of the community. Accordingly, it is the Board's judgment that approval of the application would not be in the public interest and that the application to become a bank holding company should be, and is hereby, denied.[4]

By order of the Board of Governors,[5] effective July 28, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75–20435 Filed 8–5–75;8:45 am]

[1] The Board of Governors also considered today the application of Winner Banshares, Inc., Winner, South Dakota, to acquire Farmers State Bank, Winner, South Dakota, which involves some of the same principal shareholders.

[2] All banking data are as of June 30, 1974.

[3] The relevant banking market is approximated by Dodge County excluding the City of Dodge.

## WINNER BANSHARES, INC.

### Order Denying Formation of Bank Holding Company

Winner Banshares, Inc., Winner, South Dakota, has applied for the Board's approval, under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)), of formation of a bank holding company through acquisition of 94.4 per cent or more of the voting shares

[4] In view of the Board's action with respect to the application to become a bank holding company, consideration of the Section 4(c)(8) application to retain the insurance activities becomes moot.

[5] Voting for this action: Governors Holland, Wallich, Coldwell and Jackson. Absent and not voting: Chairman Burns and Governors Mitchell and Bucher.







V40N152 AUG 6 75 XUM

of Farmers State Bank, Winner, South Dakota ("Bank").[1]

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, a newly-organized corporation, was formed for the purpose of becoming a bank holding company through the acquisition of Bank. Bank (deposits of $29.8 million) is the thirteenth largest banking organization in South Dakota and holds about 1.5 percent of the total commercial bank deposits in the State.[2] With a total of four offices in the relevant market (approximated by Tripp, Todd and Mellette Counties), Bank controls 58.4 percent of the total market deposits and ranks as the largest of the three banking organizations in the market. Certain principals of Applicant are also involved as shareholders, directors and/or officers, in other Banks and one-bank holding companies located in Nebraska, Iowa, and South Dakota. Inasmuch as this proposal represents a restructuring of the existing ownership of Bank, and since none of the other banks with which Applicant's principals are involved is located in the same market as Bank, it appears that consummation of the proposal would not have adverse effects on existing or potential competition. Accordingly, the Board concludes that competitive considerations are consistent with approval of the application.

The Board has indicated on previous occasions that it believes that a holding company should provide a source of financial and managerial strength to its subsidiary bank(s), and that every proposed acquisition or formation will be closely examined with such considerations in mind. In this connection, the Board notes that Applicant will incur a debt as a result of the acquisition of Bank. Applicant proposes to service such debt over a 12 year period through dividends from Bank averaging about 50 percent of its net income. In the Board's view, Applicant's projections appear somewhat optimistic, and the dividends required from Bank to service the debt could result in the impairment of Bank's overall capital position. Accordingly, the Board views the acquisition debt to be incurred by Applicant as an adverse factor in the consideration of the subject proposal.

Turning to managerial considerations, it appears that certain of the banks in which Applicant's principals are involved have experienced deteriorating capital positions. In addition, demands that some of the principals appear to have placed upon the resources of other banks under their control, have detracted from the overall financial condition of some of these banks. The Board believes, therefore, that managerial considerations weigh for denial of the application.

On the basis of all the circumstances concerning this application, the Board concludes that the banking considerations involved in the proposal present adverse factors bearing on the financial and managerial resources of Applicant. Such adverse factors are not outweighed by any procompetitive effects or by benefits which would result in serving the convenience and needs of the community. Accordingly, it is the Board's judgment that approval of the application would not be in the public interest and that the application to become a bank holding company should be, and is hereby, denied.

By order of the Board of Governors,[3] effective July 28, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20436 Filed 8-5-75;8:45 am]

[1] The Board of Governors also considered today the application of Scribner Banshares, Inc., Scribner, Nebraska to acquire Scribner Bank and to retain an insurance agency. These applications involve some of the same principal shareholders.

[2] All banking data are as of June 30, 1974.

[3] Voting for this action: Governors Holland, Wallich, Coldwell and Jackson. Absent and not voting: Chairman Burns and Governors Mitchell and Bucher.

## INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)

### ELECTRIC FACE EQUIPMENT STANDARD

#### Applications for Renewal Permits; Opportunity for Public Hearing

Applications for Renewal Permits for Noncompliance with the Electric Face Equipment Standard prescribed by the Federal Coal Mine Health and Safety Act of 1969 have been received for items of equipment in underground coal mines as follows:

(1) ICP Docket No. 4201-000, LANE HOLLOW COAL COMPANY, Mine No. 21, Mine ID No. 44 02258 0, Maxie, Virginia, ICP Permit No. 4201-002—R-1 (Mescher HD12 Rubber Tired Tractor, Ser. No. 240). ICP Permit No. 4201-003—R-1 (Mescher HD12 Rubber Tired Tractor, Ser. No. 288).

(2) ICP Docket No. 4224-000, ED POTTER COAL COMPANY, Mine No. 2, Mine ID No. 44 01516 0, Hurley, Virginia, ICP Permit No. 4224-011—R-1 (Mescher HD12 Rubber Tired Tractor, I.D. No. EP6).

In accordance with the provisions of § 504.7(b) of Title 30, Code of Federal Regulations, notice is hereby given that requests for public hearing as to an application for a renewal permit may be filed on or before August 21, 1975. Requests for public hearing must be filed in accordance with 30 CFR Part 505 (35 F.R. 11296, July 15, 1970), as amended, copies of which may be obtained from the Panel upon request.

A copy of each application is available for inspection and requests for public hearing may be filed in the office of the Correspondence Control Officer, Interim Compliance Panel, Room 800, 1730 K Street, N.W., Washington, D.C. 20006.

GEORGE A. HORNBECK,
*Chairman,*
*Interim Compliance Panel.*

AUGUST 1, 1975.

[FR Doc.75-20399 Filed 8-5-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON THE VIDAL NUCLEAR GENERATING STATION PROJECT NO. 486/HTGR

#### Meeting

In accordance with the purposes of Section 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the ACRS Subcommittee on the Vidal Nuclear Generating Station will hold a meeting on August 25 and 26, 1975 at the Ramada Inn, 470 S. Acoma, Lake Havasu City, Arizona 86403. The purpose of this meeting is to evaluate the suitability of the Vidal site for a future nuclear power generating station.

The agenda for the subject meeting shall be as follows:

Tuesday, August 26, 1975, 1:30 p.m. until the conclusion of business. The Subcommittee will hear presentations by representatives of the Southern California Edison Company and the NRC Staff and will hold discussions with these groups regarding the suitability of the Vidal site for a future nuclear power generating station.

In connection with the above agenda item, the Subcommittee will hold Executive Sessions, not open to the public, at about 7:00 p.m. on August 25 and about 1:00 p.m. on August 26, 1975 and at the end of the day to consider matters relating to the above application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee members and consultants and internal deliberations for the purpose of formulating recommendations to the ACRS.

I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552 (b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views and to avoid undue interference with agency or Subcommittee operation.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 18, 1975 to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555. Background information concerning items to be discussed at this meeting can be found in "Information Concerning Site Characteristics, Vidal Nuclear Generating Station, (Project No. 486/HTGR)" and related documents for this site on file and available for public inspection at the Nuclear Regulatory Commission Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 and at the Parker Public Library, POB 902, Parker, Arizona 85344. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time, chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 22, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634-1371, ATTN: Mr. M. W. Libarkin) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) A copy of the transcript of the open portion of the meeting will be available for inspection on or after September 1, 1975 at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 and at the Parker Public Library, POB 902, Parker, Arizona 85344. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, N.E., Washington, D.C. 20002 (telephone 202/547-6222) upon payment of appropriate charges.

(h) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 after November 26, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
*Advisory Committee*
*Management Officer.*

[FR Doc.75-20409 Filed 8-5-75;8:45 am]

## REGULATORY GUIDE

### Issuance and Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 1.83, Revision 1, "Inservice Inspection of Pressurized Water Reactor Steam Generator Tubes," describes a method acceptable to the NRC staff for implementing General Design Criteria by reducing the probability and consequences of steam generator tube failures through periodic inservice inspection for early detection of defects and deterioration.

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed (listed below) or (2) improvements in all published guides are encouraged at any time. Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

Other Division 1 Regulatory Guides currently being developed include the following:

Prevention of Fracture of Structural Discontinuities in Reactor Pressure Vessel.
Protection Against Postulated Events and Accidents Outside of Containment.
Fracture Toughness Requirements for Materials for Class 2 and 3 Components.
Maintenance of Water Purity in PWR Secondary Systems.
Criteria for Heatup and Cooldown Procedures.
Effects of Residual Elements on Predicted Radiation Damage.
Surveillance Testing and Inservice Inspection of Thermal Barrier and Steam Generator Materials in High-Temperature Gas-Cooled Reactors.
Surveillance and Postirradiation Examination of Fuel Rods in Lead Assemblies.
Design Load Combinations for Component Supports.
Interim Guide on Tornado Missiles.
Criteria for Plugging Steam Generator Tubes.
Structural Design Criteria for Fuel Assemblies in Light-Water-Cooled Reactors.
Overhead Crane Handling Systems for Nuclear Power Plants.
Recommended Procedures for Reintering Test to Monitor Densification Stability of Production Fuel.
Qualifications for Cement Grouting for Prestressing Tendons in Containment Structure.
Posttensioned Prestressing Systems for Concrete Reactor Vessels and Containment.
Inservice Monitoring of Core and Core Support Structure Motion Via Neutron-Flux Measurement.
Loose Parts Monitoring Program for the Primary System.
Tornado Design Classification.
Overpressure Protection of Low-Pressure Systems Connected to Reactor Coolant Pressure Boundary.
Protective Coatings for Light-Water Reactor Containment Facilities.
Quality Assurance Requirements for Installation, Inspection, and Testing of Mechanical Equipment and Systems.
Assumptions Used for Evaluating the Potential Radiological Consequences of a BWR Radioactive Offgas System Failure.
Fire Protection Criteria for Nuclear Power Plants.
Requirements for Auditing of Quality Assurance Programs for Nuclear Power Plants.
Quality Assurance Requirements for Control of Procurement of Equipment, Materials, and Services for Nuclear Power Plants.
Instrumentation for Light-Water-Cooled Nuclear Power Plants to Assess Plant Conditions During and Following an Accident.
Quality Assurance Requirements for Lifting Equipment.
Maintenance and Testing of Batteries.
Qualification Test of Class IE Cables, Connections, and Field Splices for Nuclear Power Plants.
Seismic Qualification of Class I Electric Equipment.
Fuel Oil Systems for Standby Diesel Generators.
Quality Assurance Requirements for the Manufacture of Class IE Instrumentation and Electric Equipment for Nuclear Power Plants.
Assumptions Used for Evaluating the Potential Radiological Consequences of a Liquid Radioactive Waste System Accident.
Containment Isolation Provisions.
Instrument Spans and Setpoints.
Initial Startup Testing Program for Facility Shutdown from Outside the Control Room.
Periodic Testing of Diesel Generators.
Qualification of Inspection, Examination, and Testing Personnel for Nuclear Facilities.
Quality Assurance Program Requirements for Nuclear Power Plant Fuels.
Testing of Nuclear Air Cleaning Systems.
Preoperational and Initial Startup Testing of Feedwater Systems for BWRs.
Design Criteria for Overload Protection of Motor-Operated Valves.
Identification of Materials, Parts, and Components for Nuclear Power Plants.
Probable Maximum Storm Surge Flooding on Lakes and Sea Shores.
Protection of Nuclear Power Plants Against Industrial Sabotage.
Emergency Planning for Nuclear Power Plants.
Control Room Manning.
Flood Protection for Nuclear Power Plants.







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Hydrologic Design Criteria for Water Control Structures Constructed for Nuclear Power Plants.
Spill Analysis—Dispersion and Dilution in Surface and Ground Water.
Design Objectives for LWR Spent Fuel Facilities.
Design Objectives for LWR Fuel Handling Systems.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 30th day of July 1975.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
*Director,*
*Office of Standards Development.*

[FR Doc.75-20411 Filed 8-5-75;8:45 am]

[Docket No. 50-471]

## BOSTON EDISON CO., ET AL. (PILGRIM NUCLEAR GENERATING STATION, UNIT 2)

### Reconstitution of Board

Max D. Paglin, Esq., is the designated Chairman of the Atomic Safety and Licensing Board established to consider the above application. Mr. Paglin is retiring and is unable to continue his service on this Board.

Accordingly, Frederic J. Coufal, Esq., whose address is Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, has been appointed Chairman of this Board. Reconstitution of the Board in this manner is in accordance with Section 2.721 of the Commission's Rules of Practice, as amended.

Dated at Bethesda, Maryland, this 31st day of July 1975.

JAMES R. YORE,
*Acting Chairman, Atomic Safety and Licensing Board Panel.*

[FR Doc.75-20373 Filed 8-5-75;8:45 am]

[Docket No. 50-155]

## CONSUMERS POWER CO. (BIG ROCK NUCLEAR PLANT)

### Reconstitution of Board

Max D. Paglin, Esq., is the designated Chairman of the Atomic Safety and Licensing Board established for the above proceeding. Mr. Paglin is retiring and is unable to continue his service on this Board.

Accordingly, John M. Frysiak, Esq., wohse adress is Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, has been appointed Chairman of this Board. Reconstitution of the Board in this manner is in accordance with Section 2.721 of the Commission's Rules of Practice, as amended.

Dated at Bethesda, Maryland, this 31st day of July 1975.

JAMES R. YORE,
*Acting Chairman, Atomic Safety and Licensing Board Panel.*

[FR Doc.75-20374 Filed 8-5-75;8:45 am]



[Docket No. 50-542]

## GENERAL ATOMIC CO.

### Application for and Consideration of Issuance of Facility Export License

Please take notice that General Atomic Company submitted to the Nuclear Regulatory Commission an application for a license to authorize the export of a research reactor with a thermal power level of 1000 kilowatts to Iran and that the issuance of such license is under consideration by the Nuclear Regulatory Commission.

No license authorizing the proposed reactor export will be issued until the Nuclear Regulatory Commission determines that such export is within the scope of and consistent with the terms of an applicable agreement for cooperation arranged pursuant to Section 123 of the Atomic Energy Act of 1954, as amended (Act), nor until the Nuclear Regulatory Commission has found that:

(a) The application complies with the requirements of the Act, and the Commission's regulations set forth in 10 CFR, Chapter 1, and

(b) The reactor proposed to be exported is a utilization facility as defined in said Act and regulations.

In its review of applications solely to authorize the export of production or utilization facilities, the Nuclear Regulatory Commission does not evaluate the health and safety characteristics of the facility to be exported.

Unless on or before August 21, 1975 a request for a hearing is filed with the Nuclear Regulatory Commission by the applicant, or a petition for leave to intervene is filed by any person whose interest may be affected by the proceeding, the Director of the Office of Nuclear Material Safety and Safeguards may, upon the determinations and findings noted above, cause to be issued to General Atomic Company a facility export license and may cause to be published in the FEDERAL REGISTER a notice of issuance of the license. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in the notice, the Nuclear Regulatory Commission will issue a notice of hearing or an appropriate order.

A copy of the application is on file in the Nuclear Regulatory Commission's Public Document Room located at 1717 H Street, N.W., Washington, D.C.

Dated at Bethesda, Maryland, this 28th day of July, 1975.

For the Nuclear Regulatory Commission.

G. WAYNE KERR,
*Chief, Agreements and Exports Branch, Division of Materials and Fuel Cycle Facility Licensing.*

[FR Doc.75-20375 Filed 8-5-75;8:45 am]

[License No. 37-16174-02E]

## KF INDUSTRIES, INC.

### Issuance of Byproduct Material License

Please take notice that the Nuclear Regulatory Commission has, pursuant to Section 32.26 of 10 CFR Part 32, issued License No. 37-16174-02E to KF Industries, Inc., 230 West Dauphin Street, Philadelphia, Pa. 19113 which authorizes the distribution of fire detectors to persons exempt from the requirements for a license pursuant to Section 30.20 of 10 CFR Part 30.

1. The devices are designed to detect incipient fire by responding to the products of combustion produced by thermal decomposition of building materials or contents prior to the appearance of visible smoke, flame, or appreciable heat. The sensitive element of each detector is an ionization chamber in which air flowing into the chamber is made conductive by alpha particles emitted by a radioactive source of americium-241.

2. The byproduct material incorporated in each detector is americium in the oxide form contained in foils manufactured by Nuclear Radiation Developments (Model A-001). The maximum radioactivity contained in the unit is 1.5 microcuries.

3. Each exempt unit will have a label identifying the manufacturer, KF Industries Inc., and the byproduct material, americium-241, contained in the unit and recommending that the unit be returned to KF Industries, Inc., for repair or disposal.

A copy of the license and license application containing additional information are available for public inspection at the Commission's Public Document Room at 1717 "H" Street, N.W., Washington, D.C.

For the Nuclear Regulatory Commission.

Dated at Bethesda, Maryland, July 30, 1975.

BERNARD SINGER,
*Chief, Materials Branch, Division of Materials and Fuel Cycle Facility Licensing.*

[FR Doc.75-20377 Filed 8-5-75;8:45 am]

[Docket No. 50-321]

## GEORGIA POWER CO. AND OGLETHORPE ELECTRIC MEMBERSHIP CORP.

### Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 11 to Facility Operating License No. DPR-57 issued to Georgia Power Company and Oglethorpe Electric Membership Corporation which revised Technical Specifications for operation of the Edwin I. Hatch Nuclear Plant Unit 1, located in Appling County, Georgia. The amendment is effective as of its date of issuance.





The amendment permits modification of the Technical Specifications to revise the routine reporting requirements.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration. The Commission has further concluded pursuant to 10 CFR § 51.5(d)(4) that an environmental statement, negative declaration or environmental impact appraisal need not be prepared in connection with the issuance of this proposed amendment.

For further details with respect to this action, see (1) the applications for amendments dated November 29, 1974, May 23, 1975, and June 26, 1975, (2) Amendment No. 11 to License No. DPR-57, with Change No. 11 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Appling County Public Library, Parker Street, Baxley, Georgia 31513.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this July 30, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75-20376 Filed 8-5-75;8:45 am]

[Docket No. 50-20]

## MASSACHUSETTS INSTITUTE OF TECHNOLOGY

### Issuance of Amended Facility License

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has issued Amendment No. 10 to Facility License No. R-37 to Massachusetts Institute of Technology (MIT) authorizing operation of the modified research reactor at steady state power levels up to 5 megawatts (thermal) located on the MIT campus. The amendment, which revises the license in its entirety, is effective as of the date of issuance.

The amended license: (1) Authorizes operation of the modified MIT reactor, (2) incorporates in the license Technical Specifications as Appendix A, (3) authorizes the possession and use of an additional 27.5 kilograms of uranium 235 and (4) authorizes the possession and use of 2 one-curie plutonium-beryllium neutron sources.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Notice of Proposed Issuance of Amendment to Facility Operating License in connection with this action was published in the FEDERAL REGISTER on March 6, 1973 (38 F.R. 6096).

For further details with respect to this action, see (1) the application for amendment dated November 18, 1970, and supplements dated April 25, July 12, and November 14, 1973, March 8, April 12, August 8, September 26, 1974, February 14 and 20, March 28, April 3 and June 2, 1975, (2) Amendment No. 10 to License No. R-37 with Change No. 13, (3) the Commission's related Safety Evaluation, (4) the Negative Declaration, and (5) the Commission's Environmental Impact Appraisal. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C.

A copy of items (2), (3), (4) and (5) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this July 23, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75-20371 Filed 8-5-75;8:45 am]

[Docket No. 50-20]

## MASSACHUSETTS INSTITUTE OF TECHNOLOGY RESEARCH REACTOR

### Negative Declaration Regarding Facility Operating License R-37

The U.S. Nuclear Regulatory Commission (the Commission) has considered the Amendment to Facility Operating License No. R-37 for Massachusetts Institute of Technology (MIT). The license authorizes MIT to operate a research reactor at power levels up to five megawatts (thermal).

The U.S. Nuclear Regulatory Commission, Division of Reactor Licensing, has prepared an environmental impact appraisal for this research reactor. On the basis of this appraisal, we have concluded that an environmental impact statement for this particular action is not warranted because there will be no significant environmental impact attributable to the proposed action. The environmental impact appraisal is available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C.

Dated at Bethesda, Maryland, this 23rd day of July, 1975.

For the Nuclear Regulatory Commission.

WM. H. REGAN, JR.,
*Chief, Environmental Projects Branch No. 4, Division of Reactor Licensing.*

[FR Doc.75-20372 Filed 8-5-75;8:45 am]

[Docket No. 50-285]

## OMAHA PUBLIC POWER DISTRICT

### Issuance of Amendment To Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 7 to Facility Operating License No. DPR-40 issued to Omaha Public Power District which revised Technical Specifications for operation of the Fort Calhoun Station Unit 1, located in Washington County, Nebraska. The amendment is effective as of its date of issuance.

The amendment permits modification to the Technical Specifications to (1) revise those operating limits which presently limit reactor operation to 87% of full power and (2) incorporate several corrections to typographical errors.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Notice of Proposed Issuance of Amendment to Facility Operating License in connection with this action was published in the FEDERAL REGISTER on June 2, 1975 (40 FR 23785). No request for a hearing or petition for leave to intervene was filed following notice of the proposed action.

For further details with respect to this action, see (1) the applications for amendments dated November 18, 1974, April 10, 1975 and June 2, 1975 with supplements dated May 30, 1975, June 26, 1975 and July 9, 1975, (2) Amendment No. 7 to License No. DPR-40, with Change No. 13 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Blair Public Library, 1665 Lincoln Street, Blair, Nebraska 68008.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this July 30, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75-20378 Filed 8-5-75;8:45 am]



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[Docket Nos. 50-463, 50-464]

## PHILADELPHIA ELECTRIC CO. (FULTON GENERATING STATION, UNITS 1 AND 2)

### Reconstitution of Board

Max D. Paglin, Esq., is the designated Chairman of the Atomic Safety and Licensing Board established for the above proceeding. Mr. Paglin is retiring and is unable to continue his service on this Board.

Accordingly, Hugh K. Clark, Esq., whose address is P.O. Box 127A, Kennedyville, Maryland 21645, has been appointed Chairman of this Board. Reconstitution of the Board in this manner is in accordance with Section 2.721 of the Commission's Rules of Practice, as amended.

Dated at Bethesda, Maryland, this 31st day of July 1975.

JAMES R. YORE,
*Acting Chairman, Atomic Safety and Licensing Board Panel.*

[FR Doc.75-20379 Filed 8-5-75;8:45 am]

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[Docket Nos. 50-346A, 50-440A, and 50-441A]

## THE TOLEDO EDISON CO. ET AL.

### Reconstitution of Atomic Safety and Licensing Appeal Board

In the matter of the Toledo Edison Company and the Cleveland Electric Illuminating Company (Davis-Besse Nuclear Power Station, Unit 1); The Cleveland Electric Illuminating Company, et al. (Perry Nuclear Power Plant, Units 1 and 2).

Notice is hereby given that, in accordance with the authority in 10 CFR 2.787 (a), the Vice-Chairman of the Atomic Safety and Licensing Appeal Panel has reconstituted the Atomic Safety and Licensing Appeal Board for these antitrust proceedings to consist of the following members:

Alan S. Rosenthal, Chairman
Michael C. Farrar, Member
Richard S. Salzman, Member

Dated: July 30, 1975.

ROMAYNE M. SKRUTSKI,
*Secretary to the Appeal Board.*

[FR Doc.75-20380 Filed 8-5-75;8:45 am]

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## ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON EMERGENCY CORE COOLING SYSTEMS (ECCS)

### Meeting

In accordance with the purposes of sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards' Subcommittee on ECCS will hold a meeting on August 21, 1975 in Room 1046, 1717 H Street, N.W., Washington, D.C. 20555. The purpose of this meeting will be to discuss EXXON Nuclear Company, Inc. analytical models formulated to meet current ECCS criteria for fuel fabricated for pressurized water reactors (PWR).



The following constitutes that portion of the Subcommittee's agenda for the above meeting which will be open to the public:

Thursday, August 21, 1975, 9:00 a.m. until close of business. Discussion with the NRC Staff and representatives of the EXXON Nuclear Company, Inc. on evaluation models formulated to meet ECCS criteria for PWR.

In connection with the above agenda item, the Subcommittee will hold executive sessions before and after the meeting to discuss its preliminary views and to exchange opinions and formulate recommendations to the ACRS. In addition, following the public portion of the meeting, the Subcommittee may hold a closed session with the NRC Staff to discuss privileged information relating to the EXXON ECCS evaluation models.

I have determined, in accordance with subsection 10(d) of Pub. L. 92-463, that the executive session at the beginning and end of the meeting will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held to discuss certain documents which are privileged and fall within exemption (4) of 5 U.S.C. 552(b), such as XN 75-27, "EXXON Nuclear Neutronic Design Methods for Pressurized Water Reactors," June, 1975. It is essential to close such portions of the meeting to protect such privileged information and the free interchange of internal views and to avoid undue interference with Committee operation.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda may do so by mailing a readily reproducible copy thereof, postmarked no later than August 14, 1975, to the Executive Secretary, ACRS, NRC, Washington, D.C. 20555, ATTN: Mr. Thomas G. McCreless. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 20, 1975 to Mr. Thomas G. McCreless (telephone 202/634-1374) between 8:15 a.m. and 5 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) Persons desiring to attend portions of the meeting where proprietary information is to be discussed may do so by providing to the Executive Secretary, ACRS, 1717 H Street, N.W., Washington, D.C. 20555, seven days prior to the meeting, a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(h) A copy of the transcript of the open portions of the meeting will be available for inspection after August 26, 1975 at the Nuclear Regulatory Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, NE., Washington, D.C. 20002, (telephone 202/547-6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the Nuclear Regulatory Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555 after November 21, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-20406 Filed 8-5-75;8:45 am]

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[Docket No. 50-346]

## TOLEDO EDISON CO. AND THE CLEVELAND ELECTRIC ILLUMINATING CO. (DAVIS-BESSE NUCLEAR POWER STATION, UNIT 1)

### Order Extending Construction Completion Date

The Toledo Edison Company and the Cleveland Electric Illuminating Company are holders of Construction Permit No. CPPR-80 issued by the Atomic Energy Commission[1] on March 24, 1971, for construction of the Davis-Besse Nuclear Power Station, Unit 1, presently under construction at the Companies' site on the southwestern shore of Lake Erie in Ottawa County, Ohio, approximately 21 miles east of Toledo, Ohio.

[1] Effective January 19, 1975, the Atomic Energy Commission became the Nuclear Regulatory Commission and permits in effect on that day continued under the authority of the Nuclear Regulatory Commission.





On February 11, 1975, the Company filed a request for an extension of the completion date because construction has been delayed due to (1) Construction Schedule, (2) Construction Permit Delay, (3) Work Delays, (4) Design Modifications and (5) Rework. This action involves no significant hazards consideration; good cause has been shown for the delay; and the requested extension is for a reasonable period, the bases for which are set forth in a staff evaluation, dated July 30, 1975.

*It is hereby ordered*, That the latest completion date for CPPR-80 is extended from April 1, 1975 to April 1, 1977.

Date of Issuance: July 30, 1975.

For the Nuclear Regulatory Commission.

VOSS A. MOORE,
*Assistant Director for Light Water Reactors Group No. 2, Division of Reactor Licensing.*

[FR Doc.75-20410 Filed 8-5-75;8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[70-5708]

## AMERICAN ELECTRIC POWER CO., INC.

### Proposal of Holding Company To Act as Surety for Subsidiary Company

JULY 29, 1975.

Notice is hereby given that American Electric Power Company, Inc., 2 Broadway, New York, New York 10004, ("AEP"), a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 12(b) and 12(f) of the Act and Rule 45 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

AEP proposes to act as surety for its electric utility subsidiary company, Appalachian Power Company ("Appalachian"), in connection with certain Appalachian rate proceedings now pending before the Public Service Commission of West Virginia ("state commission"). On March 31, 1975 Appalachian filed with the state commission new increased rates for electric service in West Virginia. On the same date Appalachian also filed with the state commission a rate surcharge applicable to all retail sales of electric energy in West Virginia to permit the recovery of incurred fuel expenses which, by prior order of the state commission, could not be billed through its fuel adjustment clause. By orders dated April 4, 1975 and April 11, 1975, respectively, the state commission suspended the increased rates and the rate surcharge until August 28, 1975 pending its investigation of such increased rates and rate surcharge. The new increased rates and rate surcharge can both be made effective on and after August 28, 1975, subject to the posting in each instance by Appalachian of an appropriate bond to assure the making of appropriate refunds to its customers in the event the state commission's final order in each proceeding should require refunds to be made. The state commission has indicated in each instance that it would permit AEP to become a surety for Appalachian in lieu of Appalachian's posting of the said bond.

The purpose of the proposed transactions is to enable Appalachian, as permitted by West Virginia law, to begin applying the new increased rates and the rate surcharge prior to completion of the state commission's investigation, hearing and decision with respect thereto. It is expected that the amounts of the bond for the new increased rates and for the rate surcharge will not exceed $30,000,000 and $14,645,000, respectively; which in each instance is equal to the estimated additional annual revenue that the new increased rates and rate surcharge will provide. In the event that the amount of the bond ordered by the state commission should exceed these amounts, American will not execute the statutory bond until this Commission has issued a further order with respect thereto. It is desired to consummate the proposed transactions in order that Appalachian might save the cost of obtaining the statutory bond, which is estimated to cost approximately $35,000 annually in the case of the increased new rates and $18,000 annually in the case of the rate surcharge.

The fees and expenses to be paid, including legal fees, are estimated as not to exceed $2,500. It is stated that aside from the state proceeding described herein, no state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than August 22, 1975, request in writing that a hearing be held with respect to the proposed transaction, stating the nature of his interest, the reasons for such request, and the issues of factor or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereto.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20393 Filed 8-5-75;8:45 am]

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[File No. 500-1]

## CONTINENTAL DYNAMICS, LTD.

### Suspension of Trading

JULY 30, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Continental Dynamics, Ltd., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 11:15 a.m. (EDT) on July 30, 1975 through midnight (EDT) on August 8, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20394 Filed 8-5-75;8:45 am]

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[70-5713]

## GENERAL PUBLIC UTILITIES CORP.

### Proposed Issue and Sale of Common Stock; Request for Exception From Competitive Bidding for Standby Underwriting

JULY 29, 1975.

Notice is hereby given that General Public Utilities Corporation ("GPU"), 80 Pine Street, New York, New York, 10005, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(a), 7 and 12(c) of the Act and Rules 42 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

GPU proposes to offer up to 5,030,000 authorized but unissued shares of its common stock ("additional common stock") for subscription by the holders of its outstanding shares of common stock on the basis of 1 share for each 10 shares of common stock held on the record date. The record date will be September 10, 1975, or such later date as GPU's registration statement under the Securities Act of 1933 may become effective. The subscription price, to be determined by GPU's Board of Directors at about 4:00 p.m. on the day preceding the



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anticipated record date, will not be more than 100% and not less than 85%, of the closing price of GPU common stock on the New York Stock Exchange on the day prior to the record date. The subscription offer will expire September 29, 1975, unless the record date should be later than September 10, 1975, in which event the expiration date will be specified by amendment.

Rights to subscribe to the additional common stock will be evidenced by transferable subscription warrants which will be issued to all record holders of GPU common stock as promptly as practicable after the record date. No fractional shares will be issued; however, any holder with more than 10 shares, but not in exact multiples thereof, may purchase, at the subscription price, one extra share of additional common stock. A stockholder with less than 10 shares of common stock will be entitled to purchase, at the subscription price, one full share of additional common stock. In addition, each holder of a warrant or warrants who exercise such warrant or warrants in full will be given the privilege of subscribing, subject to allotment, at the same subscription price, for shares of additional unsubscribed common stock.

GPU does not propose to mail warrants to stockhoders whose registered addresses are outside the United States, Bermuda, Canada and Mexico. To the extent that GPU does not receive instructions from such stockholders to exercise their warrants, the rights evidenced by such warrants may be sold by Hartford National Bank and Trust Company, the subscription agent, for the account of such stockholders.

It is stated that GPU's Articles of Incorporation permit it to sell common stock in a public offering without preemptive rights in any calendar year in an amount up to 5% of the number of shares of common stock outstanding at the beginning of each calendar year. GPU states that it has already substantially exhausted this 5% exemption for 1975 and that in order for GPU to raise the equity capital it requires, it must exceed that 5% exemption and must therefore proceed through a rights offering.

GPU notes that in June 1974, it made a non-underwritten rights offering of its common stock. In that offering, approximately one-half the issue remained unsold at the end of the subscription period. GPU further notes that GPU subsidiary companies have had difficulties in marketing their securities in the recent past. GPU therefore proposes to proceed with an underwritten rights offering of this issue, and requests an exception from the competitive bidding requirements of Rule 50 under the Act so that it may negotiate the terms of this underwriting.

It is stated that the net proceeds of the sale of the additional common stock will be used by GPU to repay a portion of GPU's short-term indebtedness expected to be outstanding at the time of sale of the additional common stock or to reimburse the GPU treasury for prior investments in its subsidiaries.

Fees and expenses to be incurred in connection with the proposed transactions will be supplied by amendment. It is stated that no state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than August 20, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney-at-law, by certificate) should be filed with the request. At any time after said date, the declaration, as amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20395 Filed 8-5-75;8:45 am]

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[File No. S7-573]

## MUNICIPAL SECURITIES BROKERS, DEALERS, AND SPECIALISTS

### Solicitation of Comments Relating to the Application of Net Capital Requirements

JULY 30, 1975.

The Securities Acts Amendments of 1975 ("the 1975 Amendments") amended Section 15(c)(3) of the Securities Exchange Act of 1934 ("the Act") by requiring the Commission to establish minimum financial responsibility requirements for all brokers and dealers. The 1975 Amendments also amended Section 23(a)(1) of the Act to authorize the Commission to classify persons for purposes of implementing the provisions of the Act and prescribe greater, lesser or different requirements for different classes.

The Commission is of the view that, it may continue to provide appropriate exemptions for brokers and dealers from the provisions of the net capital rule. However, the basic thrust of the legislation requires the establishment of minimum financial responsibility requirements for all brokers and dealers. The Commission has determined to solicit the views of interested persons on the question of the application of the recently adopted uniform net capital rule[1] to municipal securities brokers and dealers and on the question of appropriate net capital requirements to be applied to specialists.

### MUNICIPAL SECURITIES BROKERS AND MUNICIPAL SECURITIES DEALERS

Prior to the enactment of the 1975 Amendments, municipal securities were included in the definition of exempted securities set forth in Section 3(a)(12) of the Act and, therefore, brokers or dealers who effected transactions solely in municipal securities or other exempted securities were not subjected to rules adopted under Section 15(c)(3) of the Act respecting financial responsibility and related practices. The 1975 Amendments modified Section 3(a)(12) to provide that municipal securities would no longer be exempted securities for purposes of Section 15 of the Act. Thus, as of December 1, 1975 (the effective date of the relevant provisions of the 1975 Amendments) municipal securities brokers and dealers other than banks will be come subject to appropriate financial responsibility requirements under Section 15(c)(3).[2]

The Commission has determined to seek public comment from interested persons on **any special problems** which may be unique to such municipal securities brokers and dealers including those whose only customers may be professional securities dealers and banks. Comments are requested so that any problems which may exist may be appropriately resolved before all the provisions of the uniform net capital rule become effective.

### SPECIALISTS

The net capital rule classifies specialists as a separate class of brokers and dealers and exempts them from its requirements. The separate classification is based on the fact that such specialists deal only with other brokers or dealers and have no public customers and, furthermore conduct a business which is closely monitored and regulated by the exchanges. Nevertheless, the Commission does not believe that the exemption should be continued indefinitely.

The Commission is soliciting the views of all interested parties as to what types of capital requirements are appropriate for specialists as well as what minimum dollar capital requirements should be applied to all specialists. The alternative net capital concept would appear to be one approach which would be appropriate for specialists. The Commission has already solicited the views of the various self-regulatory organizations as to appropriate uniform financial responsibility requirements for specialists; copies of the views of such organizations are available for public inspection. (File S7-573)

Finally, it is the Commission's view that unique capital requirements appear to be appropriate for market makers, specialists and registered traders in options who do not deal with the public and who are not clearing members of the Options Clearing Corporation. Accordingly, specific comments are sought as to how the capital requirements applicable to such market makers, specialists and registered traders should be incorporated in minimum financial responsibility requirements for all brokers and dealers.

Interested persons are invited to submit their views to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, no later than August 31, 1975. Reference should be made to File No. S7-573. All comments received will be subject to public inspection.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20397 Filed 8-5-75;8:45 am]

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[812-3776]

## SENTRY LIFE INSURANCE CO. ET AL.

### Filing of Application

JULY 30, 1975.

In the matter of Sentry Life Insurance Company, Sentry Variable Annuity Account 1, Sentry Equity Services, Inc., 1421 Strongs Avenue, Stevens Point, Wisconsin, 54481.

Notice is hereby given that Sentry Life Insurance Company ("Sentry Life"), a stock life insurance company incorporated under the laws of the State of Wisconsin, Sentry Variable Annuity Account 1 ("Separate Account"), a unit investment trust registered under the Investment Company Act of 1940 ("Act"), and Sentry Equity Services, Inc. ("Equity Services"), a Delaware corporation and principal underwriter for Separate Account (collectively "Applicants"), filed an application on March 7, 1975, and amendments thereto on June 2 and July 21, 1975, pursuant to Section 6(c) of the Act for an order of exemption from the provisions of Sections 22(d), 26(a), and 27(c)(2) of the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Sentry Life is a 99.5% subsidiary of The Sentry Corporation, a Texas corporation. The Sentry Corporation is a wholly-owned subsidiary of Sentry Insurance, a mutual company which, directly or through its subsidiaries, controls a complex of insurance and other companies. As of December 31, 1974, Sentry Life had total assets of $112,014,999, capital and surplus of $12,181,112 and a mandatory securities valuation reserve of $87,430.

Separate Account was established on August 7, 1974. It is intended to serve as the funding medium for variable annuity contracts to be issued and administered by Sentry Life and will invest exclusively in shares of Sentry Fund, Inc. ("Fund"), an open-end, diversified management investment company registered under the Act. Equity Services, a broker-dealer registered under the Securities Exchange Act of 1934, is a wholly-owned subsidiary of The Sentry Corporation.

Sentry Life will offer two types of individual contracts: (1) periodic premium deferred variable annuity contracts ("Deferred Contracts"), and (2) single premium immediate variable annuity contracts ("Immediate Contracts"). Both fixed and variable payments are available under each type of contract. Both types of contracts are designed for retirement planning. Under the Deferred Contracts, the sales charge will be 8½% for each premium; administrative expenses will be .5% for each premium plus an additional $12.00 per year during the accumulation period. An additional administrative charge of $8.00 will be made if the Deferred Contract is issued in connection with an H.R. 10 or Individual Retirement Account retirement plan. Under the Immediate Contracts, the sales and administrative charges will be scaled down from maximums of 7% and 2%, respectively, for a premium of less than $10,000, to minimums of 3% and 0.6%, respectivley, for premiums of $100,000 or more. Mortality and expense risk guarantee premiums under the contracts will be .8395% and .2555%, respectively, per annum.

### SECTION 22(d)

Section 22(d) of the Act provides, in pertinent part, that no registered investment company shall sell any redeemable security issued by it to any person except at a current offering price described in the prospectus.

Applicants request exemption from Section 22(d) of the Act to permit:

(1) The sales and administrative charges on Immediate Contracts to be based on the total purchase premium. Applicants represent that such an exemption will permit Immediate Contract purchasers who allocate their purchase premiums to provide both fixed and variable annuity payments to be treated in the same manner as Immediate Contract purchasers who allocate the entire premium to a single type of annuity payment;

(2) A beneficiary of a Deferred Contract to apply proceeds of the death benefit to provide an Immediate Contract without the imposition of any sales and administrative charges. Applicants allege that deductions of additional sales and administrative charges from monies previously paid would result in unreasonable charges;

(3) An owner of a Deferred Contract to reallocate, as of the maturity date, funds from his fixed accumulation account to his variable accumulation account without the imposition of any sales and administrative charges. Applicants state that such a reallocation would be available only once and must be elected at least 30 days prior to the maturity date. Applicants represent that this reallocation privilege would provide each Deferred Contract owner with greater flexibility to modify his retirement plans. have already been subject to like charges;

(4) An owner of a Deferred Contract to deposit the proceeds from (i) any other contract issued by Sentry Life, and (ii) any shareholder account in Fund, to his fixed or accumulation account with the imposition of a 1% charge not to exceed $100 in lieu of any other sales and administrative charges. Such deposits are limited to a minimum of $1,000 and a maximum equal to the cash value of the owner's Deferred Contract at that time. Applicants state that the availability of such deposits provides additional flexibility for the contract owner's retirement planning. Applicants also state that the proceeds available for such deposits have already been subject to sales charges and that a reduced charge avoids cumulative sales charges; and

(5) The purchase of an Immediate Contract with the proceeds from (i) any other contract issued by Sentry Life, and (ii) any shareholder account in Fund, with the imposition of a 1% administrative charge not to exceed $500 in lieu of all other sales and administrative charges. Applicants state that the reasons in (4) above also apply to justify this exemption.

### SECTIONS 26(a) AND 27(c)(2)

Sections 26(a) and 27(c)(2), as here pertinent, provide in substance that a registered unit investment trust and any depositor and principal underwriter for the trust are prohibited from selling periodic payment plan certificates unless the proceeds of all payments other than sales load are deposited with a qualified bank as trustee or custodian and held under an indenture or agreement containing specified provisions. Such indenture or agreement must provide, in part, that (1) the custodian bank shall have possession of all the property of the unit investment trust and shall segregate and hold the same in trust; (2) the custodian bank shall not resign until either the unit investment trust has been liquidated or a successor custodian has been appointed; (3) the custodian may collect fees from the income and if necessary from the corpus of the trust for services performed and for reimbursement of expenses incurred; and (4) no payment to the depositor or principal underwriter shall be allowed the custodian bank as

[1] Securities Exchange Act Release No. 11497, June 26, 1975.

[2] The terms municipal securities dealer and municipal securities broker are defined in Sections 3(a)(30) and 3(a)(31) of the Act to include in general all persons engaged in buying and selling municipal securities for their account including banks. However, banks as defined in Section 3(a)(6) of the Act continue to be excluded from the definitions of "broker" and "dealer" set forth in Sections 3(a)(4) and 3(a)(5) of the Act and therefore are not subject to the provisions of Section 15(c)(3) of the Act.







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an expense, except a fee, not exceeding such reasonable amount as the Commission may prescribe, as compensation for performing bookkeeping and other administrative expenses normally performed by the custodian.

Applicants request an exemption from Sections 26(a) and 27(c)(2) to permit the premiums received under the contracts to be held by Sentry Life rather than by a custodian or trustee as required under the Act, to permit Sentry Life to administer Separate Account directly in the manner described in the Separate Account's prospectus, and otherwise to perform the tasks customarily handled by the custodian.

Applicants state that on each valuation date, net purchase payments received under the contracts will be invested in Fund shares which will be the only assets of Separate Account. Applicants also state that the assets of Fund are held in custody by Marshall & Ilsley Bank of Milwaukee, Wisconsin, as custodian under an agreement meeting the requirements of Section 26(a) of the Act. Applicants further state that Wisconsin law prohibits the assets of Separate Account from being chargeable for liabilities arising out of Sentry Life's other business.

Applicants submit that the operations of Sentry Life and Separate Account are subject to extensive supervision and inspection by the Wisconsin Commissioner of Insurance. Applicants also state that all of Sentry Life's assets are available to meet its obligations and expenses under the variable annuity contracts.

Applicants consent that the exemptions requested from Sections 26(a) and 27(c)(2) may be subject to the conditions (1) that the charges under the contracts for administrative services shall not exceed such reasonable amounts as the Commission shall prescribe, jurisdiction being reserved to the Commission for such purpose, and (2) that the payment of sums and charges out of the assets of Separate Account shall not be deemed to be exempted from regulation by the Commission by reason of the requested order, provided that Applicants' consent to these conditions shall not be deemed to be a concession to the Commission of authority to regulate the payment of sums and charges out of such assets, other than the charges for administrative services, and Applicants reserve the right, in any proceeding before the Commission or in any suit or action in any court, to assert that the Commission has no authority to regulate the payment of such other sums and charges.

Section 6(c) of the Act provides, in part, that the Commission, by order upon application, may conditionally or unconditionally exempt any person, security, or transaction from any provision or provisions of the Act, or of any rule or regulation thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than August 25, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to nature of his interest, and the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements, thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20306 Filed 8-5-75;8:45 am]

## DEPARTMENT OF LABOR

### Office of the Secretary

[TA-W-97]

### AMOS ABBOTT CO.

**Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance**

On July 29, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the United Textile Workers of America, on behalf of the workers and former workers of Amos Abbott Company, Dexter, Maine (TA-W-97).

Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with woolens for ladies wear and men's sport coats produced by Amos Abbott Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 18, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 30th day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20413 Filed 8-5-75;8:45 am]

[TA-W-98]

### CARLISLE TIRE AND RUBBER CO.

**Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance**

On July 30, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of Carlisle Tire and Rubber Company, Carlisle, Pennsylvania (TA-W-98).

Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with bicycle tires and tubes produced by Carlisle Tire and Rubber Company, or an appropriate subdivision thereof have contributed importantly to an absolue decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 18, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 30th day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20414 Filed 8-5-75;8:45 am]

[TA-W-33]

### FREEMAN-TOOR CORP.

**Notice of Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-33; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

The investigation was initiated on May 30, 1975 in response to a worker petition received on May 29, 1975 which was filed on behalf of workers formerly producing men's footwear at the Waynesboro, Pennsylvania plant of Freeman-Toor Corporation, Beloit, Wisconsin, a wholly owned subsidiary of United States Shoe Corporation Cincinnati, Ohio.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 24580) on June 9, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Freeman-Toor Corporation, its customers, the U.S. International Trade Commission, U.S. Department of Commerce, American Footwear Industries Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

SIGNIFICANT TOTAL OR PARTIAL SEPARATION

All workers engaged in the production of men's footwear at the Waynesboro, Pennsylvania plant of Freeman-Toor Corporation were separated in the first quarter of 1975, when the company closed the plant. Employment declined 81 percent from October 1974 to March 1975.

SALES OR PRODUCTION, OR BOTH, HAVE DECREASED ABSOLUTELY

Production of men's footwear at the Waynesboro plant was terminated in March 1975 when Freeman-Toor Corporation closed the plant.

Sales and production declined 38 percent and 48 percent respectively from fiscal year 1974 to fiscal year 1975.

INCREASED IMPORTS CONTRIBUTED IMPORTANTLY

Imports of men's nonrubber footwear increased from about 45 million pairs in 1970 to about 69 million pairs in 1974. The import/consumption and import/production ratios increased from 35.4 percent and 54.7 percent respectively in 1970 to 44.5 percent and 80.1 percent in 1974.

Imports of men's leather footwear increased from about 29 million pairs in 1970 to about 56 million pairs in 1974. The ratios of imports to domestic consumption and production increased significantly from 35.0 percent and 53.7 percent respectively in 1970 to 54.2 percent and 118.3 percent respectively in 1974.

Freeman-Toor Corporation imports of men's footwear constituted about 45 percent of the company's available supply of men's footwear in fiscal year 1975 for sale to its customers.

CONCLUSION

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with men's footwear produced by the Waynesboro, Pennsylvania plant of Freeman-Toor Corporation contributed importantly to the total or partial separation of workers of that plant. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act I make the following certification:

All workers, hourly, piecework and salaried, engaged in employment related to the production of men's footwear at the Waynesboro, Pennsylvania plant of Freeman-Toor Corporation who became totally or partially separated from employment on or after October 3, 1974 are certified as eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 25th day of July, 1975.

GLORIA G. PRATT,
*Director, Office of Foreign Economic Policy.*

[FR Doc.75-20415; Filed 8-5-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 824]

### ASSIGNMENT OF HEARINGS

AUGUST 1, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 111545 Sub No. 94, Home Transportation Company, Inc., now being assigned November 10, 1975, (1 week), at Chicago, Ill., in a hearing room to be later designated.

MC 139527 Sub 2, M.E.M. Enterprises, Inc., now assigned September 9, 1975, at Seattle, Wash., will be held in Room 1070, Old Federal Building, 909 First Avenue.

MC 140163, Post & Sons Transfer Co., now assigned September 10, 1975, at Seattle, Wash., will be held in Room 1070, Old Federal Building, 909 First Avenue.

MC 140054 Z & S Construction Co., Inc., now assigned September 15, 1975, at Denver, Colo., will be held in Room 587, Tax Court, U.S. Federal Building, 19th & Stout Street.

MC 95876 Sub 163, Andesson Trucking Service, Inc., now assigned September 22, 1975, at Denver, Colo., will be held in Room 587, Tax Court, U.S. Federal Building, 19th & Stout Street.

MC 76032 Sub 273, Navajo Freight Service Lines, Inc., now assigned September 25, 1975, at Denver, Colo. will be held in Room 587, U.S. Tax Court, U.S. Federal Building, 19th & Stout Street.

MC 61592 Sub 336, Jenkins Truck Line, Inc., now being assigned November 6, 1975 (2 days), at Chicago, Ill.; in a hearing room to be later designated.

MC 25788 Sub 273, Clay Hayder Trucking Lines, Inc., now assigned September 11, 1975, at Washington, D.C., is canceled and application dismissed.

MC 98499 Sub 12, White Truck Line, Inc., now assigned September 9, 1975, at Atlanta, Georgia, will be held in Room 305, 1252 W. Peachtree Street, N.W.

MC 116519 Sub 25, Frederick Transport Limited, now assigned September 12, 1975, at Chicago, Ill., is canceled and application dismissed.

MC 105457 Sub 83, Thurston Motor Lines, Inc., now assigned September 22, 1975, at Atlanta, GA, will be held in Room 305, 1252 W. Peachtree St., N.W.

MC 139064 Sub 1, Bradberry Farms, Inc., now assigned September 9, 1975, at Memphis, Tenn., will be held in Room 978, Federal Building, 167 North Main Street.

MC 106497 Sub 109, Parkhill Truck Company, now assigned September 11, 1975, at Memphis, Tenn., will be held in Room 978, Federal Building, 167 North Main Street.







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MC 115654 Sub 33, Tennessee Cartage Co., Inc., now assigned September 15, 1975, at Memphis, Tenn., will be held in Room 978, 167 North Main Street.

MC-F-12339, H. W. Taynton Company, Inc.—Purchase—Margaret B. Bowser and the Estate of Robert Bowser and MC 109821 Sub 40, now assigned September 29, 1975 at Philadelphia, Pennsylvania; will be held in Room 3240, William J. Green, Jr., Federal Building, 600 Arch Street.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20491 Filed 8-5-75;8:45 am]

## Office of Hearings

[Notice No. 825]

### ASSIGNMENT OF HEARINGS

AUGUST 1, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

CORRECTION

MC 123407 Sub 224, Sawyer Transport, Inc., now assigned November *11*, 1975 at Denver, Colorado; should read November *12*, 1975, at Denver, Colorado.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20492 Filed 8-5-75;8:45 am]

### FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 1, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before August 21, 1975.

FSA No.43024—Joint Rail-Water Container Rates—Lykes Bros. Steamship Co., Inc. Filed by Lykes Bros. Steamship Co., Inc. (No. 1), for itself and interested rail carriers. Rates on general commodities, from and to railroad terminals at U.S. Pacific Coast ports, and ports in Continental Europe, the United Kingdom, Black Sea, Scandinavia and Denmark. Grounds for relief—Water competition. Tariffs—Lykes Bros. Steamship Co., Inc., tariffs Eastbound and Westbound I.C.C. Nos. 1 and 2, F.M.C. Nos. 89 and 90, respectively. Rates are published to become effective on September 1, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20490 Filed 8-5-75;8:45 am]

### FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

AUGUST 1, 1975.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to Section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's Rules of Practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

Alaska Docket No. 75-196-MF/O, filed July 2, 1975. Applicant: A & P GRISWOLD EXPEDITERS, INC., 2½ mile Steese Highway, Fairbanks, Alas. 99701. Applicant's repersentative: Peter Aschenbrenner, 202 Nerland Bldg., Fairbanks, Alas. 99701. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *freight* having prior or subsequent movement by air within 100 miles radius of Deadhorse Airport, Prudhoe Bay, Alas. Intrastate, interstate and foreign commerce authority sought.

*HEARING:* Date, time, and place not yet fixed. Requests for procedural information shoud be addressed to State of Alaska, Department of Commerce, Alaska Transportation Commission, 1000 Mackay Building, 338 Denali Street, Anchorage, Alas. 99501, and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 2339, filed July 22, 1975. Applicant: ALAMO EXPRESS, INC., P.O. Box 10280, Hackberry Station, San Antonio, Tex. 78210. Applicant's representative: Paul D. Angenend, P.O. Box 2207, Austin, Tex. 78767. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, between Houston, Tex., and the plantsite of Western Electric Corporation west of Houston, as follows: From Houston Tex., over Interstate Highway 10 to its intersection with Mason Road, thence over Mason Road for approximately one and one-half miles to the plantsite of Western Electric Corporation, and return over the same route, serving the termini and all intermediate points.

NOTE.—Applicant proposes to tack and coordinate the proposed additional service with all services authorized in intrastate commerce under its existing certificates. Intrastate, interstate and foreign commerce authority sought.

*HEARING:* Date, time, and place will be scheduled approximately 30 days after publication in the FEDERAL REGISTER. Requests for procedural information should be addressed to the Railroad Commission of Texas, Capitol Station, P.O. Drawer 12967, Austin, Tex. 78711 and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 2600, filed July 22, 1975. Applicant: RED ARROW FREIGHT LINES, INC., 3901 Seguin Road (Box 1897), San Antonio, Tex. 78206. Applicant's representative: Phillip Robinson, P.O. Box 2207, Austin, Tex. 78767. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, between Houston, Tex., and the plantsite of Western Electric Corporation west of Houston, as follows: From Houston, Tex., over Interstate Highway 10 to its intersection with Mason Road, thence over Mason Road for approximately one and one-half miles to the plantsite of Western Electric Corporation, and return over the same route, serving the termini and all intermediate points.

NOTE.—Applicant proposes to tack and coordinate the proposed additional service with all services authorized in intrastate commerce under its existing certificates. Intrastate, interstate, and foreign commerce authority sought.

*HEARING:* Date, time, and place scheduled approximately 30 days after publication in the FEDERAL REGISTER. Requests for procedural information should be addressed to the Railroad Commission of Texas, Capitol Station, P.O. Drawer 12967, Austin, Tex. 78711 and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 2627, filed July 22, 1975. Applicant: CENTRAL FREIGHT LINES INC., 303 South 12th Street, P.O. Box 238, Waco, Tex. 76703. Applicant's representative: Philip Robinson, P.O. Box 2207, Austin, Tex. 78767. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, between Houston, Tex., and the plantsite of Western Electric Corporation, west of Houston, as follows: From Houston, Tex., over Interstate Highway 10 to its intersection with Mason Road, thence over Mason Road for approximately one and one-half miles to the plantsite of Western Electric Corporaand return over the same route serving the termini and all intermediate points. Intrastate, interstate, and foreign commerce authority sought.

*HEARING:* Date, time, and place scheduled approximately 30 days after publication in the FEDERAL REGISTER. Requests for procedural information should be addressed to the Railroad Commission of Texas, Capitol Station, P.O. Drawer 12967, Austin, Tex. 78711 and should not





be directed to the Interstate Commerce Commission.

Texas Docket No. 2627, filed July 22, 1975. Applicant: CENTRAL FREIGHT LINES, INC., 303 South 12th Street, P.O. Box 238, Waco, Tex. 76703. Applicant's representative: Phillip Robinson, P.O. Box 2207, Austin, Tex. 78767. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, between Cleburne, Tex., and the plantsite of the KWS Manufacturing Company, located near Joshua, Tex., as follows: From Cleburne, Tex., over Texas Highway 174 to Joshua, Tex., thence over Farm Road 917 two and one-half miles to the plantsite of KWS Manufacturing Company, and return over the same route, serving the termini and all intermediate points. Intrastate, interstate, and foreign commerce authority sought.

*Hearing:* Date, time, and place scheduled approximately 30 days after publication in the FEDERAL REGISTER. Requests for procedural information should be addressed to the Railroad Commission of Texas, Capitol Station, P.O. Drawer 12967, Austin, Tex. 78711 and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 2627, filed July 22, 1975. Applicant: CENTRAL FREIGHT LINES INC., 303 South 12th Street, P.O. Box 238, Waco, Tex. 76703. Applicant's representative: Phillip Robinson, P.O. Box 2207, Austin, Tex. 78767. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, between (1) Longview, Texas, and the plantsite of Longview Plastic Division, Dunaway Manufacturing Company, located near Longview, as follows: From Longview over Farm Road 1845 approximately four miles to its intersection with an unmarked country road known as Shilo Road, thence over unmarked country road approximately one and one-half miles to the plantsite of Longview Plastic Division, Dunaway Manufacturing Company, and return over the same route, serving the termini and all intermediate points; (2) Longview, Texas, and the plantsite of Natural Gas Pipe Line Company of America, as follows: From Longview over Farm Road 2208 one and two-tenths miles to its intersection with Farm Road 2879, thence over Farm Road 2879 four and four-tenths miles to the intersection of Farm Road 2879 and Farm Road 449, thence over Farm Road 449 one-half mile to the named plantsite of Natural Gas Pipe Line Company of America, and return over the same route, serving the termini and all intermediate points; (3) Tyler and Garden Valley, as follows: From Tyler over U.S. Highway 69 to Lindale, Texas, thence over Farm Road 16 eight and one-half miles to Garden Valley, Texas, and return over the same route, serving the termini and all intermediate points, including the plantsite of the David Wilkerson Twin Oaks Ranch located near Garden Valley; and (4) Marshall, Texas, and the plantsite of A. M. General Corporation near Woodlawn, Texas, as follows: From Marshall over U.S. Highway 59 seven and seven-tenths miles to the plantsite of A. M. General Corporation near Woodlawn, Texas, and return over the same route, serving the termini and all intermediate points. Intrastate, interstate, and foreign commerce authority sought.

*HEARING:* Date, time, and place scheduled approximately 30 days after publication in the FEDERAL REGISTER. Requests for procedural information should be addressed to the Railroad Commission of Texas, Capitol Station, P.O. Drawer 12967, Austin, Tex. 78711 and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20493 Filed 8-5-75;8:45 am]

[Notice No. 61]

### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 1, 1975.

The following publications include motor carrier, water carrier, broker, freight forwarder and rail proceedings indexed as follows: (1) Grants of authority requiring republication prior to certification; (2) notices of filing of petitions for modification of existing authorities; (3) new operating right's applications directly related to and processed on a consolidated record with finance applications filed under Sections 5(2) and 212(b); (4) notices of filing of Sections 5(2) and 210a(b) finance applications; and (5) notices of filing of Section 212(b) transfer applications.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application in compliance with the requirements of 49 CFR § 1100.250.

Protests to the granting of the requested authority must be filed with the Commission on or before September 5, 1975 (unless otherwise specified). Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest should comply with section 247(d) or section 240(c) as appropriate of the Commission's General Rules of Practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and a detailed description of the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest (except for petitions and Finance Dockets under Rule 40 requiring the original and six (6) copies of the protest) shall be filed with the Commission, and a copy shall be served concurrently upon applicant's or petitioner's representative, or applicant or petitioner if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) or section 240(c)(4) of the special rules, and shall include the certification required therein.

No. MC 7647 (Correction of Notice of Filing of Petition To Modify Territorial Description), filed June 23, 1975, and published in the FEDERAL REGISTER issue of July 16, 1975, and republished as corrected this issue. Petitioner: J. & S. TRUCKING SERVICE, INC., 9 West Stimpson Ave., Linden, N.J. 07036. Petitioner's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Petitioner holds a motor *common carrier* certificate in No. MC 7647 issued August 4, 1971, authorizing transportation, as pertinent, over irregular routes, of *General commodities* (except those of unusual value, classes A and B explosives, livestock household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between New York, N.Y., on the one hand, and, on the other, points in Hudson, Bergen, Union, Middlesex, Monmouth, Somerset, Essex, Morris, Passaic, and Ocean Counties, N.J.

By the instant petition, petitioner seeks to modify the territorial description in the above authority so as to read, between New York, N.Y. and those points in New York within 5 miles of New York, N.Y., and all of any New York municipality any part of which is within 5 miles of New York, N.Y., on the one hand, and, on the other, points in Hudson, Bergen, Union, Middlesex, Monmouth, Somerset, Essex, Morris, Passaic, and Ocean Counties, N.J. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition on or before September 5, 1975.

NOTE.—The purpose of this correction is to indicate that petitioner seeks modification of the above territorial description to include points and municipalities in New York within 5 miles of New York, N.Y., in lieu of points and municipalities in New Jersey within 5 miles of New York, N.Y., as originally published.

No. MC 116092 (Sub-No. 5) (Notice of Filing of Petition To Modify Territorial Description), filed July 23, 1975. Petitioner: E. J. PERSONS TRANSPORT, LTD., 785 Main St., Cowansville, Province of Quebec, Canada. Petitioner's representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, N.J. 08904. Petitioner holds a motor *common carrier* certificate in No. MC 116092 (Sub-No. 5) issued June 14, 1974, authorizing transportation, over irregular routes, of *Lumber*, between ports of



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entry on the United States-Canada Boundary line at or near Champlain and Ogdensburg, N.Y., and Norton Mills, Derby Line, and Richford, Vt., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, and Pennsylvania, restricted against the transportation of traffic originating at points in Maine.

By the instant petition, petitioner seeks to add Highgate Springs, Vt., as an additional terminal point in the above described authority, so as to read, between ports of entry on the United States-Canada Boundary line at or near Champlain and Ogdensburg, N.Y., and Norton Mills, Derby Line, Richford, and Highgate Springs, Vt., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, and Pennsylvania, restricted against the transportation of traffic originating at points in Maine.

Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 139457 (Sub-No. 1) (Notice of Filing of Petition To Modify Territorial Description), filed July 22, 1975. Petitioner: G. L. SKIDMORE, doing business as, JELLY SKIDMORE TRUCKING COMPANY, P.O. Box 35, Paris, Tex. 75460. Petitioner's representative: Paul D. Angenand, 904 Lavaca Building, P.O. Box 2207, Austin, Tex. 78767. Petitioner holds a motor *contract carrier* permit in No. MC 139457 (Sub-No. 1), issued February 14, 1975, authorizing transportation, over irregular routes, of (1) *Canned and preserved foodstuffs*, and (2) *canned and packaged animal food*, from the facilities of the Campbell Soup Company, at or near Paris, Tex., to points in Oklahoma, under a continuing contract or contracts with Campbell Soup Company at Paris, Tex.

By the instant petition, petitioner seeks to add points in Colorado, Kansas, Missouri, Nebraska, and Wyoming, and points in Iowa on and west of U.S. Highway 169, as additional destination points in the above described authority. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's Special Rules governing notice of filing of applications by motor carriers of property or passengers under Sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 C.F.R. 1.240).

MOTOR CARRIERS OF PROPERTY

Applications for certificates or permits which are to be processed concurrently with application under section 5 governed by special rule 240 to the extent applicable.

No. MC 33641 (Sub-No. 122), filed July 11, 1975. Applicant: IML FREIGHT, INC., 2175 South 3270 West, Salt Lake City, Utah 80217. Applicant's representative: Carl L. Steiner, 39 So. LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk (except grain and livestock feed) and those requiring special equipment), between points in Hawaii on the Island of Oahu.

NOTE.—This is a matter directly related to a Section 5(2) proceeding in MC-F-12587 published in the FEDERAL REGISTER issue of July 30, 1975. If a hearing is deemed necessary, applicant requests it be held at either Honolulu, Hawaii, or San Francisco or Los Angeles, Calif.

No. MC-F-12531. (Second Correction) (CROUCH FREIGHT SYSTEMS, INC. — PURCHASE (PORTION) — INTEROCEAN SERVICE CORPORATION), published in the May 29, 1975, and July 23, 1975, issues of the FEDERAL REGISTER. Prior notices should be modified to read as follows: *General commodities*, except those of unusual value, classes A and B explosives, rags, skids, paper and paper products, machinery, materials, and supplies used in the manufacture of paper and paper products, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, as a *common carrier* over irregular routes, between Allamuchy, Dover, and Trenton, N.J., New York and Suffern, N.Y., and points in that part of New Jersey bounded by a line beginning at Raritan Bay and extending along the north bank of the Raritan River to Highland Park, N.J., thence along New Jersey Highway 27 to New Brunswick, N.J., thence along New Jersey Highway 514 (formerly unnumbered highways) through Clyde, Middlebush, East Millstone, Millstone, and Hamilton to Woods Tavern, N.J., thence north along U.S. Highway 206 to junction U.S. Highway 202, thence north and northeast along U.S. Highway 202 to junction U.S. Highway 46 (west of Parsippany, N.J.), thence along U.S. Highway 46 to Paterson, N.J., thence along New Jersey Highway 4 to the George Washington Bridge, thence south along the New Jersey State line to Raritan Bay, including points on the highways named, between Allamuchy, Dover, and Trenton, N.J., New York and Suffern, N.Y., and points in that part of New Jersey bounded by a line beginning at Raritan Bay and extending along the north bank of the Raritan River to Highland Park, N.J., thence along New Jersey Highway 27 to New Brunswick, N.J., thence along New Jersey Highway 514 (formerly unnumbered highways) through Clyde, Middlebush, East Millstone, Millstone, and Hamilton to Woods Tavern, N.J., thence north along U.S. Highway 206 to junction U.S. Highway 202, thence north and northeast along U.S. Highway 202 to junction U.S. Highway 46 (west of Parsippany, N.J.), thence along U.S. Highway 46 to Paterson, N.J., thence along New Jersey Highway 4 to the George Washington Bridge, thence south along the New Jersey State line to Raritan Bay, including points on the highways named, on the one hand, and, on the other, Baltimore, Md., and points in * * * that part of New York, except New York City, on, south, and east of a line beginning at Granville, N.Y., and extending along New York Highway 149 to Hartford, N.Y., thence along New York Highway 196 through South Hartford to Hudson Falls, N.Y., thence along New York Highway 32 (formerly New York Highway 32B) to Glens Falls, N.Y., thence along U.S. Highway 9 to Saratoga Springs, N.Y., thence along New York Highway 50 to Ballston Spa, N.Y., thence along New York Highway 67 to Amsterdam, N.Y., thence along New York Highway 5 to Chittenango, N.Y., thence along New York Highway 13 to Horseheads, N.Y., thence along New York Highway 14 to the New York-Pennsylvania State line, those in that part of New Jersey on, north, and west of a line beginning at Raritan Bay and extending along the north bank of the Raritan River to U.S. Highway 1 (portion formerly shown as New Jersey Highway 25), and thence along U.S. Highway 1 to junction U.S. Highway 130 (portion formerly shown as New Jersey Highway 25), thence along U.S. Highway 130 to Camden, N.J., except Allamuchy, Dover, and Trenton, N.J., and points in that part of New Jersey bounded by a line beginning at Raritan Bay and extending along the north bank of the Raritan River to Highland Park, N.J., thence along New Jersey Highway 27 to New Brunswick, N.J., thence along New Jersey Highway 514 (formerly unnumbered highways) through Clyde, Middlebush, East Millstone, Millstone, and Hamilton to Woods Tavern, N.J., thence north along U.S. Highway 206 to junction U.S. Highway 202, thence north and northeast along U.S. Highway 202 to junction U.S. Highway 46 (west of Parsippany, N.J.), thence along U.S. Highway 46 to Paterson, N.J., thence along New Jersey Highway 4 to the George Washington Bridge, thence south along the New Jersey State line to Raritan Bay, including points on the highways named, between Allamuchy, Dover, and Trenton, N.J., New York and Suffern, N.Y., and points in that part of New Jersey bounded by a line beginning at Raritan Bay and extending along the north bank of the Raritan River to Highland Park, N.J., thence along New Jersey Highway 27 to New Brunswick, N.J., thence along New Jersey Highway 514 (formerly unnumbered highways) through Clyde, Middlebush, East Millstone, Millstone, and Hamilton to Woods Tavern, N.J., thence north along U.S. Highway 206 to junction U.S. Highway 202, thence north and northeast along U.S. Highway 202 to junction U.S. Highway 46 (west of Parsippany, N.J.), thence along U.S. Highway 46 to Paterson, N.J., thence along New Jersey Highway 4 to the George Washington Bridge, thence south along the New Jersey State line to Raritan Bay, including points on the highways named points in that part of Pennsylvania on, south, and east of a line beginning at the Delaware River opposite Hancock, N.Y., and extending along Pennsylvania Highway 370 (portion formerly Pennsylvania Highway 570) to junction unnumbered highway (formerly portion Pennsylvania Highway 570), thence along unnumbered highway to Thompson, Pa., thence along Pennsylvania Highway 171 (formerly Pennsylvania Highway 70) to Carbondale, Pa., thence along U.S. Highway 6 to Scranton, Pa., thence along U.S. Highway 11





to the Pennsylvania-Maryland State Line, and those in that part of Delaware on and north of U.S. Highway 40; *rock wool*, in bags and cartons, from Dover, N.J., to the District of Columbia, points in Maryland other than Baltimore, and those in Virginia within 30 miles of the District of Columbia, with restriction; *paper products*, as a *contract carrier* over irregular routes from Centreville, Holmdel Township, Monmouth County, N.J., to Washington, D.C., Baltimore, Md., and points in * * * that part of New York south and east of a line beginning at Granville, N.Y., and extending along New York Highway 149 to Hartford, N.Y., thence along New York Highway 196 through South Hartford, N.Y., to Hudson Falls, N.Y., thence along New York Highway 32 to Glens Falls, N.Y., thence along U.S. Highway 9 to Saratoga Springs, N.Y., thence along New York Highway 50 to Ballston Spa, N.Y., thence along New York Highway 67 to Amsterdam, N.Y., thence along New York Highway 5 to Chittenango, N.Y., thence along New York Highway 13 to Horseheads, N.Y., thence along New York Highway 14 to the New York-Pennsylvania State line, those in that part of Pennsylvania on, south, and east of a line beginning at the Delaware River opposite Hancock, N.Y., and extending along Pennsylvania Highway 370 to junction unnumbered highway near Preston Park, Pa., thence along unnumbered highway through Starrucca, Pa., to Thompson, Pa., thence along Pennsylvania Highway 171 to Carbondale, Pa., thence along U.S. Highway 6 to Scranton, Pa., thence along U.S. Highway 11 to the Pennsylvania-Maryland State line, and those in that part of Delaware on and north of U.S. Highway 40, with restriction; *rags, skids, paper and paper products, machinery, materials, and supplies*, used in the manufacture of paper and paper products, between points in New York, N.Y., and that part of New Jersey bounded by a line beginning at the George Washington Bridge and extending along New Jersey Highway 4 to the Saddle River, thence along the east bank of the Saddle River to the Passaic River, thence along the east bank of the Passaic River to Harrison, N.J., thence along New Jersey Highway 10 to junction New Jersey Highway 21, thence along New Jersey Highway 21 to junction U.S. Highway 1, thence along U.S. Highway 1 to junction New Jersey Highway 28, thence along New Jersey Highway 28 to the Goethals Bridge, thence north along the New Jersey State line to the George Washington Bridge, between Whippany, N.J., on the one hand, and, on the other, New York, N.Y., and points in the immediately above-specified portion of New Jersey, between Whippany, N.J., New York, N.Y., and the next above-specified portion of New Jersey on the one hand, and, on the other, Baltimore, Md., and points in * * * that part of New York on, south, and east of a line beginning at Granville, N.Y., and extending along New York Highway 149 to Hartford, N.Y., thence along New York Highway 196 through South Hartford to Hudson Falls, N.Y., thence along New York Highway 32 (formerly New York Highway 32B) to Glens Falls, N.Y., thence along U.S. Highway 9 to Saratoga Springs, N.Y., thence along New York Highway 50 to Ballston Spa, N.Y., thence along New York Highway 67 to Amsterdam, N.Y., thence along New York Highway 30 to East Branch, N.Y., thence along New York Highway 17 to Hancock, N.Y., those in that part of New Jersey not included in the next above-described portion of New Jersey on, north, and west of a line beginning at Raritan Bay and extending along the north bank of the Raritan River to U.S. Highway 1 (portion formerly shown as New Jersey Highway 25), and thence along U.S. Highway 1 to junction U.S. Highway 130 (portion formerly shown as New Jersey Highway 25), thence along U.S. Highway 130 to Camden, N.J., those in that part of Pennsylvania on, south, and east of a line beginning at the Delaware River opposite Hancock, N.Y., and extending along Pennsylvania Highway 370 (portion formerly Pennsylvania Highway 570) to junction unnumbered highway (formerly portion Pennsylvania Highway 570), thence along unnumbered highway to Thompson, Pa., thence along Pennsylvania Highway 171 (formerly Pennsylvania Highway 70) to Carbondale, Pa., thence along U.S. Highway 6 to Scranton, Pa., thence along U.S. Highway 11 to the Pennsylvania-Maryland State line, and those in that part of Delaware on and north of U.S. Highway 40, with restriction.

No. MC-F-12574. (Correction) (KENNETH SAVAGE, NEAL SAVAGE, AND T. LUKE SAVAGE, doing business as SAVAGE BROTHERS—CONTROL—R. CLYDE ASHWORTH, doing business as ASHWORTH TRANSFER, INC.), published in the July 16, 1975, issue of the FEDERAL REGISTER on page 29950. Prior notice should be modified to read as follows: *Commodities*, the transportation of which because of their size or weight require the use of special equipment or special handling, and commodities, which do not require the use of special equipment or special handling, when moving in connection with size and weight commodities; *contractor's equipment, materials, and supplies; building materials; self-propelled articles*, each weighing 15,000 pounds or more, and related machinery, tools, parts and supplies moving in connection therewith; *special purpose trailers*, of various types; *iron and steel articles;* (1) between points in Colorado, and (2) between points in Utah.

No. MC-F-12592. Authority sought for purchase by LESTER M. PRANGE, INC., R.D. #1, Kirkwood, PA., 17536, of the operating rights of GRIM BROS. TRUCKING CO., 997 Laucks Mill Road, York, Pa., 17402, and for acquisition by LESTER M. PRANGE, also of Kirkwood, Pa., 17536, of control of such rights through the purchase. Applicants' attorney: John M. Musselman, P.O. Box 1146, 410 North Third Street, Harrisburg, Pa., 17108. Operating rights sought to be transferred: *Concrete, cinder and slag products*, as a *common carrier* over irregular routes from Baltimore, Md., to points in Delaware, New Jersey, New York, and Pennsylvania, from points in Hartford County, Md., to points in Delaware, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia, from Harrisburg and York, Pa., to points in New York (except those on Long Island, N.Y.), from Baltimore, Md., to points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont, with no transportation for compensation on return except as otherwise authorized. Concrete, cinder, and slag products with exceptions, from Harrisburg, Pa., to points in Maryland, Delaware, New Jersey, and the District of Columbia, with no transportation for compensation on return except as otherwise authorized. *Lime, fertilizer,* and *road building materials* including those ordinarily transported in dump trucks, between points in York County, Pa., on the one hand, and, on the other, points in that part of Maryland west of the Susquehanna River and Chesapeake Bay, *cast stone, concrete, cinder* and *slag products*, except poststressed concrete products, from York, Pa., to points in Maryland, Delaware, New Jersey, and the District of Columbia, and points in Virginia within 50 miles of Washington, D.C., with no transportation for compensation on return except as otherwise authorized, *scrap metal*, from Washington, D.C., to Coatesville, Johnstown, Lancaster, Monongahela, Pittsburgh, and York, Pa., *masonry building units*, from the plant site of United Glazed Products, Inc., located at Baltimore, Md., to points in Ohio, Virginia, West Virginia, and the District of Columbia, *Masonry building units* and *materials* and *supplies* used in the production, distribution, or use of masonry building units, between Lansing, Mich., on the one hand, and, on the other, points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, West Virginia, and the District of Columbia, with restrictions, *Brick* (except refractory brick), from the plant site of Webster Brick Co., at Somerset, Va., and the plant site of West Brothers Brick Company at Fairmont Heights, Md., to points in Delaware, New Jersey, and Pennsylvania, *brick and clay products*, from the facilities of Capitol Clay Products Company at Fairmount Heights, Md., to points in Maine, New Hampshire, and Vermont, *Brick*, from York, Pa., to Amagansett, Chester, Franklin Square, Monticello, Great Neck, Manhasset, Riverhead, and New York, N.Y., Trenton, Mountain Lakes, and New Brunswick, N.J., Newark, Wilmington, Smyrna, and Dover, Del., Washington, D.C., Alexandria, Va., Baltimore, Md., and points in Anne Arundel, Carroll, Cecil, Harford, Montgomery, Talbot, and Baltimore Counties, Md., *Refractories* (except commodities in bulk), from West Manchester Township, Pa., to points in New Jersey, New York, West Virginia, Maryland, Virginia, Maine, and the District of Columbia, with no transportation for compensation return except as otherwise authorized. Vendee is authorized to operate as a *common carrier* in Alabama,



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Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin. Application has been filed for temporary authority under section 210a(b).

No. MC-F-12593. Authority sought for purchase by ESTES EXPRESS LINES, 1405 Gordon Avenue, Richmond, VA 23224, of a portion of the operating rights of POLLARD DELIVERY SERVICE, INC., Room 213, Hanger 8 Washington National Airport, Washington, DC 20001, and for acquisition by ROBEY W. ESTED, also of Richmond, VA 23224, of control of such rights through the purchase. Applicants' attorneys: Francis W. McInerny, Suite 502, Solar Bldg., 1000 16th St., N.W., Washington, DC 20036, and Donald E. Cross, 700 World Center Bldg., 918 16th St., N.W., Washington, DC 20006. Operating rights sought to be transferred: *General commodities*, excepting among others, livestock, high explosives, and commodities in bulk, as a *common carrier* over regular routes, between Baltimore, Md., and Alexandria, Va., serving the intermediate points of Laurel, Beltsville, College Park, and Riverdale, Md., and Washington, D.C., and serving the off-route points of Baileys Crossroads and Fort Myer, Va., and Jessups and Chevy Chase, Md., with restriction. Vendee is authorized to operate as a *common carrier* in Delaware, Maryland, New Jersey, New York, North Carolina, Pennsylvania, South Carolina, Virginia, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-12594. Authority sought for purchase by MORRIS MILLER, 288 Maple Avenue, Cassadaga, NY 14718, of a portion of the operating rights of BEVERAGE TRANSPORT, INC., JAMES B. DOYLE, Trustee in Bankruptcy, 529 Times Square Bldg., 45 Exchange St., Rochester, NY 14614. Applicants' attorney: Robert D. Gunderman, Suite 710 Statler Hilton, Buffalo, NY 14202. Operating rights sought to be transferred: *Malt beverages*, as a *common carrier* over irregular routes, from Fort Wayne, Ind., to points in New York and Pennsylvania. Vendee is authorized to operate as a *common carrier* in New York, Ohio, Pennsylvania, and Indiana. Application has been filed for temporary authority under section 210a(b).

No. MC-F-12595. Authority sought for purchase by OLD DOMINION FREIGHT LINE, P.O. Box 2006, High Point, NC 27261, of a portion of the operating rights of QUINN FREIGHT LINES, INC., 1093 North Montello St., Brockton, MA 02401, and for acquisition by L. C. CROWDER, and E. E. CONGDON, both of High Point, NC 27261, and J. R. CONGDON, P.O. 4265, Richmond, VA 23224, of control of such rights through the purchase. Applicants' attorneys: Francis W. McInerny, 1000 16th St., N.W., Washington, D.C. 20036 and Mary E. Kelley, 11 Riverside Ave., Medford, MA 02155. Operating rights sought to be transferred: *General commodities*, excepting among others, class A and B explosives, livestock, household goods, and commodities in bulk, as a *common carrier* over regular routes, between Washington, D.C., and Richmond, Va., serving all intermediate points and various off-route points, between junction U.S. Highway 1 and Virginia Highway 350, near the Virginia-District of Columbia boundary line, and junction Virginia Highway 350 and U.S. Highway 1, north of Woodbridge, Va., serving no intermediate points, between junction U.S. Highway 1 and Alternate U.S. Highway 1, north of Fredericksburg, Va., and junction Alternate U.S. Highway 1 and U.S. Highway 1, south of Fredericksburg, Va., serving no intermediate points. Vendee is authorized to operate as a *common carrier* in Alabama, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20489 Filed 8-5-75;8:45 am]

[Notice No. 27]

## MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 1, 1975.

The following letter-notices of proposals (except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application), to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969 (49 C.F.R. 1042.4(c)(11)) and notice thereof to all interested persons is hereby given as provided in such rules (49 C.F.R. 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 C.F.R. 1042.4(c)(12)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

### MOTOR CARRIERS OF PROPERTY

No. MC 263 (Deviation No. 15), GARRETT FREIGHTLINES, INC., P.O. Box 4048, Pocatello, Idaho 83201, filed July 28, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From Boise, Idaho, over Idaho Highway 55 to junction U.S. Highway 95, thence over U.S. Highway 95 to Lewiston, Idaho, and (2) From Weiser, Idaho, over U.S. Highway 95 to Lewiston, Idaho, and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Boise, Idaho, over U.S. Highway 30 to Pendleton, Oreg., thence over Oregon Highway 11 and Washington Highway 125 to Walla Walla, Wash., thence over U.S. Highway 12 to Lewiston, Idaho, and return over the same route.

No. MC 1936 (Deviation No. 15), B & P MOTOR EXPRESS, INC., 720 Gross Street, Pittsburgh, Pa. 15224, filed July 21, 1975. Carrier's representative: William J. Lavelle, 2310 Grant Bldg., Pittsburgh, Pa. 15219. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Fort Wayne, Ind., over U.S. Highway 30 to junction U.S. Highway 31, thence over U.S. Highway 31 to South Bend, Ind., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Fort Wayne, Ind., over U.S. Highway 33 to South Bend, Ind., and return over the same route.

No. MC 1936 (Deviation No. 17), B & P MOTOR EXPRESS, INC., 720 Gross Street, Pittsburgh, Pa. 15224, filed July 24, 1975. Carrier's representative: William J. Lavelle, 2310 Grant Bldg., Pittsburgh, Pa. 15219. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Cleveland, Ohio over U.S. Highway 20 to Toledo, Ohio, and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Cleveland, Ohio, over Ohio Highway 254 to junction Ohio Highway 57, thence over Ohio Highway 57 to Lorain, Ohio, thence over Ohio Highway 2 to Toledo, Ohio, and return over the same route.

No. MC 2202 (Deviation No. 146), ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Blvd., Akron, Ohio 44309, filed July 15, 1975. Carrier proposes to operate as a *common carrier*, by motor vericle, of *general commodities*, with certain exceptions, over a deviation route as follows: From the junction of U.S. Highway 81 (also designated as Interstate Highway 35) and Texas Highway 80 near San Marcos, Tex., over Texas Highway 80 to junction Texas Highway 21, thence over Texas Highway 21 to junction Texas Highway 7 at Nacagdoches, Tex., thence over Texas Highway 7 to junction U.S. Highway 84, thence over U.S. Highway 84 to junction Louisiana Highway 5 at Logansport, La., thence over Louisiana Highway 5 to junction U.S. Highway 171, thence over U.S. Highway 171 to Shreveport, La., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Liberty, Ind., over U.S. Highway 27 to Richmond, Ind., thence over U.S. Highway 40 to Cambridge City, Ind., thence over Indiana Highway 1 to Connersville, Ind., and return over the same route.



No. MC 107478 (Deviation No. 5), OLD DOMINION FREIGHT LINES, P.O Box 1189, High Point, N.C. 27261, filed July 22, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Greensboro, N.C., over Interstate Highway 40 to junction U.S. Highway 19, thence over U.S. Highway 19 to junction U.S. Highway 276, thence over U.S. Highway 276 to junction Interstate Highway 40, thence over Interstate Highway 40 to junction Interstate Highway 81, thence over Interstate Highway 81 to junction U.S. Highway 70, thence over U.S. Highway 70 to Knoxville, Tenn., thence over Interstate Highway 40 to junction U.S. Highway 11, thence over U.S. Highway 11 to junction Interstate Highway 75, thence over Interstate Highway 75 to junction U.S. Highway 411, thence over U.S. Highway 411 to junction U.S. Highway 41, thence over U.S. Highway 41 to Atlanta, Ga., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Greensboro, N.C., over U.S. Highway 70A (formerly portion U.S. Highway 70) to High Point, N.C., thence over U.S. Highway 29 to China Grove, N.C., thence over Alternate U.S. Highway 29 to junction U.S. Highway 29, thence over U.S. Highway 29 to Charlotte, N.C., thence over U.S. Highway 21 to junction South Carolina Highway 72, thence over South Carolina Highway 72 to junction U.S. Highway 321, thence over U.S. Highway 321 to junction U.S. Highway 21, thence over U.S. Highway 21 to Columbia, S.C., thence over Interstate Highway 26 to junction South Carolina Highway 7, thence over South Carolina Highway 7 to junction South Carolina Highway 61, thence over South Carolina Highway 61 to junction U.S. Highway 78, thence over U.S. Highway 78 to junction U.S. Highway 278, thence over U.S. Highway 278 to junction Interstate Highway 20, thence over Interstate Highway 20 to Atlanta, Ga., and return over the same route.

No. MC 111383 (Deviation No. 34), BRASWELL MOTOR FREIGHT LINES, INC., P.O. Box 4447, Dallas, Tex. 75208, filed July 21, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From the junction of U.S. Highway 81 (also designated as Interstate Highway 35) and Texas Highway 80 near San Marcos, Tex., over Texas Highway 80 to junction Texas Highway 21, thence over Texas Highway 21 to junction Texas Highway 7 at Nacagdoches, Tex., thence over Texas Highway 7 to junction U.S. Highway 84, thence over U.S. Highway 84 to junction Louisiana Highway 5 at Logansport, La., thence over Louisiana Highway 5 to junction U.S. Highway 171, thence over U.S. Highway 171 to Shreveport, La., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From junction U.S. Highway 81 (Interstate Highway 35) and Texas Highway 80 near San Marcos, Tex., over U.S. Highway 81 to Waco, Tex., thence over U.S. Highway 77 to Dallas, Tex., thence over Interstate Highway 20 to Shreveport, La., and return over the same route.

No. MC 26739 (Deviation No. 37), CROUCH FREIGHT SYSTEMS, INC., P.O. Box 10280, Palo Alto, Calif., 94303, filed July 9, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Jersey City, N.J., over U.S. Highway 1 to junction New Jersey Highway 3, thence over New Jersey Highway 3 to junction U.S. Highway 46, thence over U.S. Highway 46 to junction Interstate Highway 80, thence over Interstate Highway 80 to junction Interstate Highway 35, thence over Interstate Highway 35 (U.S. Highway 69) to Minneapolis, Minn., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Jersey City, N.J., over U.S. Highway 1 to Philadelphia, Pa., thence over the Pennsylvania Turnpike to junction Ohio Turnpike, thence over the Ohio Turnpike to junction Ohio Highway 7, thence over Ohio Highway 7 to junction U.S. Highway 224, thence over U.S. Highway 224 to junction Ohio Highway 18, thence over Ohio Highway 18 to junction U.S. Highway 23, thence over U.S. Highway 23 to junction U.S. Highway 6, thence over U.S. Highway 6 to junction Indiana Highway 152, thence over Indiana Highway 152 to junction Calumet Tri-States Expressway, thence over Calumet Tri-States Expressway to Chicago, Ill., thence over U.S. Highway 66 to Springfield, Ill., thence over U.S. Highway 36 to St. Joseph, Mo., thence over U.S. Highway 71 to Auburn, Iowa, thence over Iowa Highway 175 to junction Iowa Highway 4, thence over Iowa Highway 4 to the Iowa-Minnesota State line, thence over Minnesota Highway 4 to St. James, Minn., thence over combined Minnesota Highways 30 and 60 to Mankato, Minn., thence over U.S. Highway 169 to Minneapolis, Minn., and return over the same route.

No. MC 44605 (Deviation No. 10), MILNE TRUCK LINES, INC., 2200 South 400 West, Salt Lake City, Utah 84115, filed July 11, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Salt Lake City, Utah over Interstate Highway 80 (U.S. Highway 40) to junction Alternate U.S. Highway 50 near Wendover, Utah, thence over Alternate U.S. Highway 50 to junction U.S. Highway 93, thence over U.S. Highway 93 to junction Interstate Highway 15 (U.S. Highway 91) near Las Vegas, Nev., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Salt Lake City, Utah, over Interstate Highway 15 (U.S. Highway 91) to Las Vegas, Nev., and return over the same route.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20495 Filed 8-5-75;8:45 am]

[Notice No. 86]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 30, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

### MOTOR CARRIERS OF PROPERTY

No. MC 6741 (Sub-No. 7TA) (Correction), filed June 27, 1975, published in the FEDERAL REGISTER issue of July 18, 1975, and republished as corrected this



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issue. Applicant: F. S. WILLEY COMPANY INC., doing business as WILLEY's EXPRESS, 28 Center Street, Laconia, N.H. 03246. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving Avon, Braintree, Brockton, Canton, Framingham, Holbrook, Marlboro, Milford, Seekonk, Shresbury, Southboro, South Easton, Whiteman, and Worcester, Mass., as off-route points in connection with carrier's authorized regular routes, restricted to traffic interchanged with motor common carriers, for 180 days. Supporting shippers: There are approximately 14 statements of support attached to the application, which may be examined at the Interstate Commerce Commission, in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Ross J. Seymour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 313 Federal Bldg., Concord, N.H. 03301. The purpose of this republication is to correct the name of the district supervisor, which was previously published in error.

No. MC 30144 (Sub-No. 6TA), filed July 21, 1975. Applicant: GEORGE W. JEWETT & SON, INC., East Baldwin, Maine 04024. Applicant's representative: David R. Hastings II, 8 Portland St., Fryeburg, Maine 04037. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dairy products*, in vehicles equipped with mechanical refrigeration, under a continuing contract or contracts with H. P. Hood, Inc., of Portland, Maine, between the plants of H. P. Hood, Inc., in Charlestown, Mass.; Portsmouth, N.H.; Portland, Maine, and Newport, Maine; and (2) *Dairy products*, in vehicles equipped mechanical refrigeration, under a continuing contract with Abbot's Dairy, Inc., of Conway, N.H., between the plant of H. P. Hood, Inc., in Portland, Maine and the plant of Sealtest Foods, South Portland, Maine, on the one hand, and, on the other, the plant of Abbott's Dairy, Inc., in Conway, N.H., for 180 days. Supporting shippers: (1) H. P. Hood, Inc., 349 Park Ave., Portland, Maine 04104. (2) Abbott's Dairy, Inc., Conway, N.H. 03818. Send protests to: Donald G. Weiler, District Supervisor, Room 307, 76 Pearl St., Portland, Maine 04111.

No. MC 42710 (Sub-No. 12TA), filed July 22, 1975. Applicant: BEN'S TRANSFER & STORAGE CO., INC., P.O. Box 190, Baker, Oreg. 97814. Applicant's representative: Earle V. White, 2400 S.W. Fourth Ave., Portland, Oreg. 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pozzolan*, in bulk, in hopper-type vehicles, from Lime, Oreg., to points in Douglas and Okanogan Counties, Wash., for 180 days. Supporting shipper: Oregon Portland Cement Co., 111 S.E. Madison St., Portland, Oreg. 97214. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, Oreg. 97204.

No. MC 62254 (Sub-No. 2TA), filed July 14, 1975. Applicant: C M R TRANSPORTATION, INC., P.O. Box 267, Bound Brook, N.J. 08805. Applicant's representative: Robert B. Pepper, 168 Woodbridge Ave., Highland Park, N.J. 08904. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Newsprint paper, ground wood paper, and printing paper*, in rolls, having a prior movement by rail, from the facilities of Brook's Warehouse, Bridgewater, Township, N.J., to Dover, Freehold, Parsippany, Phillipsburg, Bridgeton, Toms River, and Red Bank, N.J., for 180 days. Supporting shipper: Great Northern Paper Company, A Division of Great Northern Nekoosa Corp., 75 Prospect St., Stamford, Conn. 06901. Send protests to: Robert S. H. Vance, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102.

No. MC 71459 (Sub-No. 51TA), filed July 22, 1975. Applicant: O.N.C. FREIGHT SYSTEMS, P.O. Box 386, Elwood, Kans. 66204. Applicant's representative: C. J. Boddington, 260 Sheridan Avenue, Suite 200, Palo Alto, Calif. 94306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment). Between Espanola, N. Mex., and Amarillo, Tex., serving all intermediate points in New Mexico and the off-route point of Felt, Okla., from Espanola over U.S. Highway 84 to junction New Mexico Highway 68, thence over New Mexico Highway 68 to junction New Mexico Highway 3, thence over New Mexico Highway 3 to junction New Mexico Highway 38, thence over New Mexico Highway 38 to junction U.S. Highway 64, thence over U.S. Highway 64 to junction New Mexico Highway 58, thence over New Mexico Highway 58 to junction U.S. Highway 85, thence over U.S. Highway 85 to junction U.S. Highway 56, thence over U.S. Highway 56 to junction U.S. Highway 87, thence over U.S. Highway 87 to Amarillo and return over the same route; Serving the commercial zones (terminal areas) of all points granted herein. Applicant is authorized to join the authority granted herein with its presently authorized routes in MC 71459 and seeks authority to interline with other carriers at Felt, Okla., and Amarillo, Tex., for 180 days. Supporting shipper(s): There are approximately sixty-five (65) statements of support attached to the application which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: District Supervisor Claud W. Reeves, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 106051 (Sub-No. 47TA), filed July 21, 1975. Applicant: OLD COLONY TRANSPORTATION CO., INC., 676 Dartmouth St., South Dartmouth, Mass. 02748. Applicant's representative: Francis E. Barrett, Jr., 10 Industrial Park Road, Hingham, Mass. 02043. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cartons and corrugated sheets*, from Franklin, Mass., to points in New Hampshire on and south of U.S. Highway 2, and to points in Maine on and south of a line beginning at the Maine-New Hampshire State line and extending along U.S. Highway 2 to Bangor, Maine, and thence along Maine Highway 9 to Calais, Maine, for 180 days. Supporting shipper: J & J Corrugated Box Corp., North Main St., Fall River, Mass. Send protests to: Gerald H. Curry, District Supervisor, 187 Westiminster St., Providence, R.I. 02903.

No. MC 108676 (Sub-No. 80TA), filed July 23, 1975. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Ave., Knoxville, Tenn. 37917. Applicant's representative: A. J. Metler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Junk motor vehicles*, compacted or crushed, and scrap metal, from Knoxville, Tenn., to points in Kentucky, Illinois, Indiana, and Ohio, for 180 days. Supporting shipper: Southern Foundry Supply, Inc., 2826 Central St., Knoxville, Tenn. 27917. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite A–422, U.S. Courthouse, Nashville, Tenn. 37203.

No. MC 111401 (Sub-No. 450TA), filed July 21, 1975. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Blvd., P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Victor R. Comstock (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Crossett, Ark., to points in Alabama, Arkansas, Kansas, Louisiana, Mississippi, New Mexico, Oklahoma, Tennessee, and Texas, for 180 days. Supporting shipper: Georgia-Pacific Corporation, Charles W. Hanks, Plant Manager, P.O. Box 520, Crossett, Ark. 71635. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240 Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 112822 (Sub-No. 384TA), filed July 21, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little St., P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,





transporting: *Nitrogen fertilizer solutions*, from the plantsite and/or storage facilities of Farmland Industries, Inc., at or near Dodge City, Kans., to points in Oklahoma, Texas, Nebraska, Wyoming, New Mexico, and Colorado, for 180 days. Supporting shipper: Farmland Industries, Inc., Charles D. Rosas, Supervisor of Transportation Service, P.O. Box 7305, Kansas City, Mo. 64116. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240 Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 114284 (Sub-No. 71TA), filed July 21, 1975. Applicant: FOX-SMYTHE TRANSPORTATION CO., 1700 S. Portland, P.O. Box 82307, Oklahoma City, Okla. 73108. Applicant's representative: M. W. Thompson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles* distributed by meat packers in the conduct of their business, when destined to and for use by meat packers, as described in Sections A, B, C, and D of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Oklahoma City, Okla., to points in Colorado, for 180 days. Supporting shipper: Golden State Food Corporation, W. C. Mikkelson, Plant Manager, 644 South Walnut St., Oklahoma City, Okla. 73125. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240, Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 114486 (Sub-No. 32TA) (Amendment), filed July 9, 1975, published in the FEDERAL REGISTER issue of July 22, 1975, and republished as amended this issue. Applicant: AUTREY F. JAMES, doing business as A. F. JAMES TRUCK LINE, 107 Lelia St., Texarkana, Tex. 75501. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Bldg., Austin, Tex. 78701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Clay, clay products*, and *fittings therefor*, from Texarkana, Tex., to points in Alabama, Florida, Georgia, Illinois, Iowa, Kentucky, Minnesota, North Carolina, South Carolina, and Virginia; and (2) *Compounds that are manufactured and distributed by clay manufactures*, from Texarkana, Tex., to points in Alabama, Arizona, Arkansas, Florida, Georgia, Illinois, Iowa, Kansas, Kentucky, Louisiana, New Mexico, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia; and (B) *Clay and materials and supplies* used in the manufacture of compounds produced and distributed by clay manufactures, from Moundsville and New Martinsville, W. Va., to Texarkana, Tex.; (C) *Silica sand*, from Elco, Ill., to Texarkana, Tex., all transportation to be performed under a continuing contract with W. S. Dickey Clay Manufacturing Co., for 180 days. Supporting shipper: W. S. Dickey Clay Manufacturing Co., Box 58, Texarkana, Tex. 75501. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75202. The purpose of this republication is to amend the commodity description in the proceeding.

No. MC 117344 (Sub-No. 245TA), filed July 21, 1975. Applicant: THE MAZWELL CO., 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: John C. Spencer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid*, in bulk, in tank vehicles, from East Chicago, Ind., to Cincinnati, Ohio, for 180 days. Supporting shipper: E. I. DuPont de Nemours & Co., Brower Rd., North Bend, Ohio 45052. Send protests to: Paul J. Lowry, District Supervisor, Room 5514–B, Federal Bldg., 550 Main St., Cincinnati, Ohio 45202.

No. MC 119399 (Sub-No. 54TA), filed July 23, 1975. Applicant: CONTRACT FREIGHTERS, INC., 2900 Davis Boulevard, Joplin, Missouri 64801. Applicant's representative: David L. Sitton, 2900 Davis Boulevard, Joplin, Missouri 64801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Unfrozen foodstuffs*, in containers, From the plantsite and warehouse facilities of National Oats Co., Inc., located at Cedar Rapids and Wall Lake, Iowa, to points in the States of Illinois, Indiana, Minnesota, North Dakota, South Dakota, and Wisconsin, for 180 days. Supporting shippers: National Oats Co., Inc., 1515 "H" Avenue, N.E., Cedar Rapids, Iowa 52402. Send protests to: John V. Barry, District Supervisor Interstate Commerce Commission—BOp 600 Federal Building, 911 Walnut Street, Kansas City, Missouri 64106.

No. MC 124505 (Sub-No. 16TA), filed July 22, 1975. Applicant: EUGENE TRIPP, Route 4, Missoula, Mont. 59801. Applicant's representative: Warren C. Shepard (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Seattle, Wash., to Bismarck, Dickinson, Minot, and Williston, N. Dak., under a continuing contract with Rainier Brewing Company, for 180 days. Supporting shipper: Rainier Brewing Company, 3100 Airport Way S., Seattle, Wash. 98134. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 124896 (Sub-No. 11TA), filed July 22, 1975. Applicant: WILLIAMSON TRUCK LINES, INC., P.O. Box 3485, Wilson, N.C. 27894. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Alabama, Delaware, the District of Columbia, Florida, Georgia, Kentucky, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia. Restriction: Restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., 3315 N. Ooak Trafficway, Kansas City, Mo. 64116. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 126276 (Sub-No. 131TA), filed July 22, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60515. Applicant's representative: James C. Hardman, 33 N. La Salle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers and container parts and accessories*, from Racine, Wis., to Danville, Ill., under a continuing contract or contracts with Continental Can Co., Inc., for 180 days. Supporting shipper: Continental Can Co., Inc., 150 S. Wacker Drive, Chicago, Ill. 60606. Send protests to: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 128841 (Sub-No. 6TA), filed July 14, 1975. Applicant: MUR-GAIL, INC., 301 North Fifth St., Minneapolis, Minn. 55403. Applicant's representative: Samuel Rubenstein (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by premium trading stamp companies, in shipper owned or leased equipment (trailers), having had immediate prior transportation by rail, from Minneapolis and St. Paul, Minn., to Hutchinson, Minn., and returned merchandise from Hutchinson, Minn., to Minneapolis and St. Paul, Minn., under continuing contract with The Sperry and Hutchinson Co., for 180 days. Supporting shipper: The Sperry and Hutchinson Co., 330 Madison Ave., New York, N.Y. 10017. Send protests to: A. N. Spath, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 414 Federal Bldg. & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 129994 (Sub-No. 9TA), filed July 23, 1975. Applicant: RAY BETHERS TRUCKING, INC., 176 West Central Avenue, Salt Lake City, Utah 84107. Applicant's representative: Marilyn McNeil (same address as applicant). Authority sought to operate as a *common carrier*,



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by motor vehicle, over irregular routes, transporting: *Gypsum, gypsum products, gypsum wallboard,* from Blue Diamond, Clark County, Nev., to points in Utah, for 180 days. Supporting shipper(s): The Flintkote Company, Box 2312, Terminal Annex, Los Angeles, Calif. 90051 (Richard B. Colby, Traffic Manager). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 5301 Federal Building, 125 South State Street, Salt Lake City, Utah 84138.

No. MC 133194 (Sub-No. 2TA), filed July 18, 1975. Applicant: WOODLINE, INC., P.O. Box 1047, Russellville, Ark. 72801. Applicant's representative: Charles J. Lincoln II, 1550 Tower Bldg., Little Rock, Ark. 72201. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk), from Fort Smith over U.S. Highway 64 to Ozark, and return over the same route serving all intermediate points, the off-route points of Hector, Dardanelle, Dover, and Petit Jean Mountain, Ark., and the commercial zones of all intermediate and off-route points. Authority is specifically sought for: (1) Joinder with present authority at Ozark, Ark., and (2) Interline at Fort Smith and Little Rock and their Commercial Zones. Applicant intends to tack with base certificate, joinder proposed at Ozark, Ark., for 180 days. Supporting shippers: There are approximately 42 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 134387 (Sub-No. 25TA), filed July 22, 1975. Applicant: Blackburn Truck Lines, Inc., 4998 Branyon Street, South Gate, CA 90280. Applicant's representative: David P. Christianson, 606 South Olive, Suite 825, Los Angeles, CA 90014. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Empty cans and can ends,* from points in Los Angeles County, Calif., to points in Coconino County, Ariz., for 180 days. Supporting shippers: Crown Cork & Seal Company, Inc., 9300 Ashton Rd., Philadelphia, PA 19136. Send protests to: Transportation Assistant Mildred I. Price, Room 1321, Federal Building, 300 North Los Angeles Street, Los Angeles, California 90012.

No. MC 140389 (Sub-No. 3TA), filed July 23, 1975. Applicant: OSBORN TRANSPORTATION, INC., P.O. Box 1830, Gadsden, Ala. 35902. Applicant's representative: John P. Carlton, 903 Frank Nelson Bldg., Birmingham, Ala. 35203. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Textile products and floor coverings,* from points in Georgia and Chattanooga, Tenn., to points in Louisiana, Mississippi, Alabama, and points in Tennessee on and west of U.S. Highway 31, for 180 days. Supporting shippers: There are approximately 32 statements of support attached to the application, which may be examined at the Interstate Commerce Commission, in Washington, D.C., or copies thereof, which may be examined at the field office named below. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Bldg., Birmingham, Ala. 35203.

July 22, 1975. Applicant: WATKINS TRANSFER, INC., 116 Druid St., P.O. Box 6219, Jacksonville, Fla. 32205. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *General commodities,* in containers (except commodities in bulk and automobiles), between Jacksonville, Fla., and points in its commercial zone (except Yulee and Fernandina Beach, Fla.), for 180 days. Supporting shippers: (1) Trailer Marine Transport Corporation, 1045 Bond Ave., P.O. Box 2110, Jacksonville, Fla. 32203. (2) Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 141156 (Sub-No. 1TA), filed July 18, 1975. Applicant: SWIFT-O CARRIER, INC., 2053 St. Deville, N.E., Atlanta, Ga. 30345. Applicant's representative: K. Edward Wolcott, 1600 First Federal Bldg., Atlanta, Ga. 30303. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Such merchandise* as is marketed by home products distributors for the account of Amway Corporation, from the plantsite and storage facilities of Amway Corporation in Fulton County, Ga., to points in Alabama, Florida, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia, under a continuing contract with Amway Corporation, for 180 days. Supporting shipper: Amway Corporation, 300 Villanova Drive, Atlanta, Ga. 30036. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 141171 TA, filed July 17, 1975. Applicant: J. & G. SWARTZ, INC., 3755 Fenwick Drive, Spring Valley, Calif. 92077. Applicant's representative: Milton W. Flack, 4311 Wilshire Blvd., Suite 300, Los Angeles, Calif. 90010. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Food products,* in straight shipments, or in mixed shipments with commodities exempt under the provisions of Section 203(b)(6) of the Interstate Commerce Act, from New York, N.Y., and all points within a radius of 20 miles thereof, to Los Angeles and Culver City, Calif., under continuing contract with F. & M. Importing Co. and Bezjian's Grocery, Inc., for 180 days. Supporting shippers: Bezjian's Grocery, Inc., 4725 Santa Monica Blvd., Los Angeles, Calif. 90029. F. & M. Importing Co., 3947 Landmark, Culver City, Calif. 90230. Send protests to: Mildred I. Price, Transportation Assistant, Room 1321 Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 141172 TA, filed July 21, 1975. Applicant: RETTA TRUCKING CO., INC., 3 Pleasantville Road, Ossining, N.Y. 10562. Applicant's representative: Samuel B. Zinder, 98 Cutter Mill Road, Great Neck, N.Y. 11021. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Sauces,* from the facilities of Saucey Susan Products, Inc., in the Village of Briarcliff Manor, Westchester, County, N.Y., to points in Connecticut, and New Jersey; *glass,* from Port Allegheny, Pa., to the facilities of Saucey Susan Products Inc., in the Village of Briarcliff Manor, Westchester County, N.Y.; and *Sauces and mustard,* from the facilities of Aunt Millie's Sauces, Inc., in the Hamlet of Hawthorne, Westchester County, N.Y., to points in Connecticut and New Jersey, for 180 days. Supporting shippers: Aunt Millie's Sauces, Inc., Hamlet of Hawthorne, Westchester County, N.Y. Saucy Susan Products, Inc., 104 Woodside Ave., Briarcliff Manor, N.Y. 10510. Send protests to: Stephen P. Tomany, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 141176 TA, filed July 23, 1975. Applicant: DALE H. BAKER, doing business as BAKER'S TOWING SERVICE, Route #2, Box 279E, Joplin, Mo. 64801. Applicant's representative: Dale H. Baker (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Stolen, wrecked, disabled or damaged motor vehicles,* by wrecker equipment only and operable replacement motor vehicles specified above, between points in Jasper, Newton, and Greene Counties, Mo.; Cherokee, Crawford, and Bourbon Counties, Kans.; Benton and Washington Counties, Ark.; and Tulsa, Osage, and Ottawa Counties, Okla., on the one hand, and, on the other, points in Arkansas, Colorado, Illinois, Iowa, Kansas, Missouri, Nebraska, New Mexico, Oklahoma, and Texas, for 180 days. Supporting shippers: There are approximately 5 statements of support attached to the application, which may be examined at the Interstate Commerce Commission, in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protest to: John V. Berry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 141178 TA, filed July 23, 1975. Applicant: THOMPSON, INC., Hwy., 44 East, Spring Grove, Minn. 55974. Applicant's representative: Kenneth L. Thompson (same address as applicant).





Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Malt beverages,* from Milwaukee, Wis., to Spring Grove, Minn., *and return of empty containers,* under a continuing contract with Spring Grove Bottling Works, for 180 days. Supporting shipper: Spring Grove Bottling Works, 515 2nd Ave., N.W., Spring Grove, Minn. 55974. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg. & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

APPLICATION OF PASSENGERS

No. MC 121688 (Sub-No. 2TA), filed July 21, 1975. Applicant: CLARK FORK VALLEY EXPRESS CO., INC., 655 Helen Ave., Helena, Mont. 59601. Applicant's representative: Raymond F. Bozman, 800 E. 6th Avenue, Helena, Mont. 59601. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Passengers, their baggage and express,* between Missoula, Mont., and Kalispell, Mont., serving all intermediate points from Missoula, Mont., west via Interstate Highway 90; thence north on U.S. Highway 93 to Ravalli, Mont.; thence west on Montana Highway 20 to Plains, Mont.; thence north and east to Elmo, Mont.; thence east and north on U.S. Highway 93 to Kalispell, Mont., and return over the same route, applicant intends to tack its existing authority with MC 121688 Sub-No. 2TA at Missoula, Mont., and Kalispell, Mont., for 180 days. Supporting shipper(s): Sanders County Council on Aging, P.O. Box 187, Hot Springs, Mont. 59845. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Building, Billings, Mont. 59101.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20494 Filed 8-5-75;8:45 am]

[Rule 19, Ex Parte No. 241, Fifteenth Revised Exemption No. 91]

## ATCHISON, TOPEKA AND SANTA FE RAILWAY CO., ET AL.

### Exemption Under Provision of Mandatory Car Service Rules

To all railroads:

*It appearing,* That the United States railroads own numerous plain 50-ft. boxcars; that under present conditions, there is virtually no demand for these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain boxcars owned by the United States railroads, resulting in unnecessary loss of utilization of such cars.

*It is ordered,* That pursuant to the authority vested in me by Car Service Rule 19, plain 50-ft. boxcars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 395, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation XM, and bearing all reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception)

*Exception,* This exemption shall not apply to 50-ft. plain boxcars owned by the railroads named below:

The Atchison, Topeka and Santa Fe Railway Company.[1]
Reporting Marks: ATSF.
Atlanta and West Point Rail Road Company.
Reporting Marks: AWP.
Bangor and Aroostook Railroad Company.
Reporting Marks: BAR.
Burlington Northern Inc.
Reporting Marks: BN–CBQ–GN–NP–SPS.
Central Vermont Railway, Inc.
Reporting Marks: CV–CVC.
Chicago, Milwaukee, St. Paul and Pacific Railroad Company.
Reporting Marks: MILW.
Duluth, Winnipeg and Pacific Railway.
Reporting Marks: DWP.
Erie Lackawanna Railway Company (Thomas F. Patton and Ralph S. Tyler, Jr., Trustees).
Reporting Marks: DL&W–EL–ERIE.
Florida East Coast Railway Company.
Reporting Marks: FEC.
Illinois Central Gulf Railroad Company.
Reporting Marks: ICG–CLG–GMO–IC.
The Kansas City Southern Railway Company.
Reporting Marks: KCS–LA.
Lehigh Valley Railroad Company (Robert C. Haldeman, Trustee).
Reporting Marks: LV.
St. Louis Southwestern Railway Company.
Reporting Marks: SSW.
Southern Pacific Transportation Company.
Reporting Marks: SP.
The Texas Mexican Railway Company.
Reporting Marks: TM.
The Western Pacific Railroad Company.
Reporting Marks: WP.
The Western Railway of Alabama.
Reporting Marks: WA.

*Effective August 1, 1975,* and continuing in effect until further order of this Commission.

Issued at Washington, D.C., July 25, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER, *Agent.*

[FR Doc.75-20500 Filed 8-5-75;8:45 am]

[Rule 19, Ex Parte No. 241, Corrected Fourteenth Rev. Exemption No. 91]

## ATLANTA AND WEST POINT RAIL ROAD CO., ET AL.

### Exemption Under Mandatory Car Service

To all railroads:

*It appearing,* That the United States railroads own numerous plain 50-ft. boxcars; that under present conditions, there is virtually no demand for these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain boxcars owned by the United States railroads, resulting in unnecessary loss of utilization of such cars.

*It is ordered,* That pursuant to the authority vested in me by Car Service Rule 19, plain 50-ft. boxcars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 395, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation XM, and bearing all reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception)

*Exception,* This exemption shall not apply to 50-ft. plain boxcars owned by the railroads named below:

Atlanta and West Point Rail Road Company.
Reporting Marks: AWP.
Bangor and Aroostook Railroad Company.
Reporting Marks: BAR.
Burlington Northern Inc.
Reporting Marks: BN–CBQ–GN–NP–SPS.
Central Vermont Railway, Inc.
Reporting Marks: CV–CVC.
Chicago, Milwaukee, St. Paul and Pacific Railroad Company.
Reporting Marks: MILW.
Duluth, Winnipeg and Pacific Railway.[1]
Reporting Marks: DWP.
Erie Lackawanna Railway Company (Thomas F. Patton and Ralph S. Tyler, Jr., Trustees).
Reporting Marks: DL&W–EL–ERIE.
Florida East Coast Railway Company.
Reporting Marks: FEC.
Illinois Central Gulf Railroad Company.
Reporting Marks: ICG–CLG–GMO–IC
The Kansas City Southern Railway Company.
Reporting Marks: KCS–LA.
Lehigh Valley Railroad Company (Robert C. Haldeman, Trustee).
Reporting Marks: LV.
St. Louis Southwestern Railway Company.[2]
Reporting Marks: SSW.
Southern Pacific Transportation Company.
Reporting Marks: SP.
The Texas Mexican Railway Company.
Reporting Marks: TM.
The Western Pacific Railroad Company.
Reporting Marks: WP.
The Western Railway of Alabama.
Reporting Marks: WA.

*Effective July 16, 1975,* and continuing in effect until further order of this Commission.

Issued at Washington, D.C., July 16, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,[1] *Agent.*

[FR Doc.75-20499 Filed 8-5-75;8:45 am]

[1] Added ATSF.

[1] Deleted D&H.
[2] Correction (N&W had been inadvertently listed).



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[Rule 19, Ex Parte No. 241, Second Revised Exemption No. 99]

## FLORIDA EAST COAST RAILWAY CO., ET AL.

### Exemption Under Mandatory Car Service Rules

To all U.S. railroads:

*It appearing*, That the U.S. railroads own numerous plain gondolas less than 61 ft.; that under present conditions, there are substantial surpluses of these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain gondolas, resulting in unnecessary loss of utilization of such cars.

*It is ordered*, That, pursuant to the authority vested in me by Car Service Rule 19, plain gondola cars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 395, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation "GA", "GB", "GD", "GH", "GS", "GT", and "GW", which are less than 61 ft. 0 in. long, and which bear the reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception and Note.)

*Exception:* This exemption shall not apply to plain gondola cars owned by the railroads named below:

Florida East Coast Railway Company.
Reporting Marks: FEC.
The Kansas City Southern Railway Company.
Reporting Marks: KCS–LA.
Richmond, Fredericksburg and Potomac Railroad Company.[1]
Reporting Marks: REP.
Union Pacific Railroad Company.
Reporting Marks: UP.

*Note:* This exemption does not supersede United States customs regulations applicable to cars owned by Canadian or Mexican railroads.

This exemption shall not apply to cars subject to service orders issued by the Interstate Commerce Commission or to Directives issued by the Car Service Division of the Association of American Railroads, restricting the use of designated cars.

Effective July 28, 1975.

Expires August 15, 1975.

Issued at Washington, D.C. July 25, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75–20501 Filed 8–5–75;8:45 am]

[1] Addition.



[Rule 19, Ex Parte No. 241, Third Revised Exemption No. 99]

## FLORIDA EAST COAST RAILWAY CO. ET AL.

### Exemption Under Mandatory Car Service Rules

To all U.S. Railroads:

*It appearing*, That the U.S. railroads own numerous plain gondolas less than 61 ft.; that under present conditions, there are substantial surpluses of these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain gondolas, resulting in unnecessary loss of utilization of such cars.

*It is ordered*, That pursuant to the authority vested in me by Car Service Rule 19, plain gondola cars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 395, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation "GA", "GB", "GD", "GH", "GS", "GT"[1], and "GW", which are less than 61 ft. 0 in. long, and which bear the reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception and Note)

*Exception:* This exemption shall not apply to plain gondola cars owned by the railroads named below:

Florida East Coast Railway Company.
Reporting Marks: FEC.
The Kansas City Southern Railway Company.
Reporting Marks: KCS–LA.
Richmond, Frederick and Potomac Railroad Company.
Reporting Marks: RFP.
Union Pacific Railroad Company.
Reporting Marks: UP.

NOTE: This exemption does not supersede United States customs regulations applicable to cars owned by Canadian or Mexican railroads.

This exemption shall not apply to cars subject to service orders issued by the Interstate Commerce Commission or to directives issued by the Association of American Railroads, restricting the use of designated cars.

Effective August 1, 1975.

Expires August 31, 1975.

Issued at Washington, D.C. July 25, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75–26502 Filed 8–5–75;8:45 am]

[1] Delete "GT" designation.

[Rule 19, Ex Parte No. 241, Amdt. No. 2 to Second rev. Exemption No. 89]

## U.S. RAILROADS

### Exemption Under Mandatory Car Service Rules

To all railroads:

Upon further consideration of Exemption No. 89 issued November 25, 1974.

*It is ordered*, That, under the authority vested in me by Car Service Rule 19, Exemption No. 89 to the Mandatory Car Service Rules, ordered in Ex Parte No. 241, be, and it is hereby amended to *expire August 31, 1975.*

This amendment shall become effective July 31, 1975.

Issued at Washington, D.C., July 28, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75–20496 Filed 8–5–75;8:45 am]

[I.C.C. Order No. 147 Under Rev. SO. 994]

## CHESAPEAKE AND OHIO RAILWAY CO.

### Rerouting Traffic

In the opinion of R. D. Pfahler, Agent, The Chesapeake and Ohio Railway Company is unable to transport traffic over its line on the West Virginia Division of the Big Sandy Sub-Division near Paintsville, Kentucky because of bridge damage.

*It is ordered*, That:

(a) *Rerouting traffic.* The Chesapeake and Ohio Railway Company, being unable to transport traffic over its line at Paintsville, Kentucky, because of bridge damage, is hereby authorized to divert or reroute such traffic over any available route to expedite the movement.

(b) *Concurrence of receiving road to be obtained.* The Chesapeake and Ohio Railway Company, in rerouting cars in accordance with this order, shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted, before the rerouting or diversion is ordered.

(c) *Notification to shippers.* The Chesapeake and Ohio Railway Company, when rerouting cars in accordance with this order, shall notify each shipper at the time each shipment is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic is deemed to be due to carrier disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) *Effective date.* This order shall become effective at 3:20 p.m., July 18, 1975.

(g) *Expiration date.* This order shall expire at 11:59 p.m., July 22, 1975, unless otherwise modified, changed, or suspended.

*It is further ordered*, That this order shall be served upon the Association of American Railroads, Car Service Division, as Agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement; and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 18, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75–20498 Filed 8–5–75;8:45 am]

[I.C.C. Order No. 148 Under Rev. S. O. 994]

## READING CO.

### Rerouting Traffic

To all railroads:

In the opinion of R. D. Pfahler, Agent, the Reading Company, Andrew L. Lewis, Jr. and Joseph L. Castle, Trustees, is unable to transport traffic via its float bridge at Carneys Point, New Jersey because of mechanical failure.

*It is ordered*, That:

(a) The Reading Company, Andrew L. Lewis, Jr. and Joseph L. Castle, Trustees, being unable to transport traffic over its float bridge at Carneys Point, New Jersey because of mechanical failure, that carrier is hereby authorized to reroute or divert such traffic via any available route to expedite the movement. The billing covering all such cars rerouted shall carry a reference to this order as authority for the routing.

(b) *Concurrence of receiving roads to be obtained.* The railroad desiring to divert or reroute traffic under this order shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted, before the rerouting or diversion is ordered.

(c) *Notification to shippers.* Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic is deemed to be due to carrier disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic. Divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) *Effective date.* This order shall become effective at 4:00 p.m., July 23, 1975.

(g) *Expiration date.* This order shall expire at 11:59 p.m., July 31, 1975, unless otherwise modified, changed, or suspended.

*It is further ordered*, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 23, 1975.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
*Agent.*

[FR Doc.75–20497 Filed 8–5–75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Applications

AUGUST 1, 1975.

The following applications to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(d)(2)), and notice thereof to all interested persons is hereby given as provided in such rules.

Carriers having a genuine interest in an application may file an original and three copies of *verified statements* in opposition with the Interstate Commerce Commission on or before September 5, 1975. (This procedure is outlined in the Commission's report and order in *Gateway Elimination*, 119 M.C.C. 530.) A copy of the verified statement in opposition must also be served upon applicant or its named representative. The verified statement should contain all the evidence upon which protestant relies in the application proceeding including a detailed statement of protestant's interest in the proposal. No rebuttal statements will be accepted.

No. MC 10788 (Sub-No. 8G) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER issue of May 2, 1975, and republished in part as corrected this issue. Applicant: TOM'S EXPRESS, INC., 555 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Paul F. Beery, 8 East Broad Street, Ninth Floor, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and manufactured products thereof:* (4) between points in Ohio on and south of a line beginning at the Ohio River, thence west along Ohio Highway 39 to intersection U.S. Highway 62, thence along U.S. Highway 62 to intersection U.S. Highway 36, thence west along U.S. Highway 36 to intersection U.S. Highway 33, thence west along U.S. Highway 33 to the Ohio-Indiana state line, on the one hand, and, on the other, points in New York on and west of a line beginning at the Pennsylvania-New York state line, thence north along U.S. Highway 62 to intersection New York Highway 75, thence north along New York Highway 75 to Lake Erie. The purpose of this filing is to eliminate the gateways of points in Brooke and Ohio Counties, W. Va. This correction clarifies applicant's request to perform radial movements. (6) from points in Pennsylvania on, south and west of a line beginning at the West Virginia-Pennsylvania state line, thence east along U.S. Highway 22 to intersection Interstate Highway 76, thence east along Interstate Highway 76 to intersection Interstate Highway 70, thence south along Intersection Highway 70 to the Pennsylvania-Maryland state line, to points in New York on and west of a line beginning at the Pennsylvania-New York state line, thence north along New York Highway 19 to intersection New York Highway 243, thence west along New York Highway 243 to intersection New York Highway 98, thence north along New York Highway 98 to intersection New York Highway 16, thence north along New York Highway 16 to intersection New York Highway 240, thence west along New York Highway 240 to Lake Erie. The purpose of this filing is to eliminate the gateways of points in Brooke and Ohio Counties, W. Va. This correction indicates that the defining boundary line proceeds along New York Highway 98 rather than U.S. Highway 98 as previously noticed.

NOTE.—Interested parties may file verified statements in opposition to the granting of parts (4) and (6) above within 30 days from the date of this FEDERAL REGISTER notice.

No. MC 59271 (Sub-No. 11G) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER issue of May 15, 1975, and republished in part as corrected this issue. Applicant: BOSTON TRUCK CO., INC., 194 First Street, Cambridge, Mass. 02142. Applicant's representative: Francis E. Barrett, 60 Adams Street, Milton, Mass. 02187. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (3) *new furniture*, between Chicago, Ill.; Detroit, Mich.; Baltimore, Md.; Wilmington, Del.; New York, N.Y.; the District of Columbia, and points in Connecticut, Massachusetts, Rhode Island, New Jersey, Virginia, Ohio, and Pennsylvania. The purpose of







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this filing is to eliminate gateways at New York, N.Y.; Baltimore, Md.; Philadelphia, Pa.; Chicago, Ill.; Wilmington, Del.; Detroit, Mich.; and the District of Columbia. This correction indicates applicant's requested service point at Wilmington, Del., rather than Milton, Del.

No. MC 63792 (Sub-No. 22G) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER issue of May 7, 1975, and republished in part as corrected this issue. Applicant: TOM HICKS TRANSFER COMPANY, INC., 3838 Majestic St., P.O. Box 16006, Houston, Tex. 77022. Applicant's representative: C. W. Ferebee (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and byproducts, and *machinery, materials, equipment, and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking-up thereof, except the stringing and picking-up of pipe in connection with main pipelines, (2) *earth drilling machinery and equipment and machinery, equipment, materials, supplies, and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites and (d) the injection or removal of commodities into or from holes or wells, and (3) *machinery, equipment, materials, and supplies* used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, (e) between points in Alabama, Georgia, and Florida, on the one hand, and, on the other, points in Texas, Arkansas, Oklahoma, New Mexico, Colorado, Utah, Wyoming, and Kansas. The purpose of this filing is to eliminate the gateways of points in Louisiana and Texas.

NOTE.—The purpose of this republication is to indicate applicant's request to serve points in Kansas in (e) above as originally indicated in its application filing of June 4, 1974.

The following letter-notices of propose of reducing highway congestion, pose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 18, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 2630 (Sub-No. E47), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone Street, Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined in *Practices of Motor Common Carrier of Household Goods*, 17 M.C.C. 467, between points in Alabama, on the one hand, and, on the other, points in South Carolina on and north of a line beginning at the North Carolina-South Carolina State line and extending along U.S. Highway 76 to junction South Carolina Highway 340, thence along South Carolina Highway 340 to junction South Carolina Highway 151, thence along South Carolina Highway 151 to junction South Carolina Highway 34, thence along South Carolina Highway 34 to junction Interstate Highway 26, thence along Interstate Highway 26 to junction U.S. Highway 276, thence along U.S. Highway 276 to the North Carolina-South Carolina State line. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 3252 (Sub E10), filed May 13, 1974. Applicant: MERRILL TRANSPORT, CO., 1037 Forest Avenue, Portland, Maine 04104. Applicant's representative: James A. Marchin (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *paper mill rolls*, between points in Maine, on the one hand, and, on the other, Kalamazoo, Mich., and Appleton, Wis. The purpose of this filing is to eliminate the gateway of Jay, Maine.

No. MC 13250 (Sub E4), filed April 4, 1975. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Houston, Tex. 77002. Applicant's representative: James M. Doherty, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the facilities of CF & I Steel Corporation at or near Pueblo, Colorado, to those points in Mississippi on and south of a line beginning at the Mississippi-Louisiana State line and extending along Natchez Trace Parkway and Interstate Highway 20 to the Alabama-Mississippi State line. The purpose of this filing is to eliminate the gateway of Baytown, Tex.

No. MC 13250 (Sub E6), filed April 4, 1975. Applicant: J. H. ROSE TRUCK LINE, INC., P.O. Box 16190, Houston, Texas 77022. Applicant's representative: James M. Doherty, 500 West Sixteenth St., Austin, Texas 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report of the Commission in Ex Parte No. 45, *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, (1) between points in California, on the one hand, and, on the other, points in Idaho (Utah or Oregon)* and Montana (Nevada or Oregon and Idaho)*; (2) between points in Colorado, on the one hand, and, on the other, points in Oregon (Idaho or California)*, and Washington (Idaho)*; (3) between points in Idaho, Montana, and Wyoming, on the one hand, and, on the other, points in Oregon and Washington (Idaho)*; and (4) between points in Utah, on the one hand, and, on the other, points in Oregon (Idaho or California)* and Washington (Idaho)*. The purpose of this filing is to eliminate the gateways as indicated by asterisks above.

No. MC 13250 (Sub E8), filed April 17, 1975. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Houston, Tex. 77026. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities (except boats and Classes A and B Explosives), which because of their size or weight require the use of special equipment, and self-propelled articles (except boats), each weighing 15,000 pounds or more, which are transported on trailers, (1) between points in Alabama, on the one hand, and, on the other, points in Arizona, Colorado, New Mexico, Utah, (Texas)*, Idaho (Texas and Utah)*, and Nevada (Texas and Arizona, or Texas and Utah)*; (2) between points in Arizona, on the one hand, and, on the other, points in Florida, Georgia, Mississippi, North Carolina, and South Carolina, (Texas)*; (3) between points in Colorado, on the one hand, and, on the other, points in Georgia, Florida, Mississippi, North Carolina, and South Carolina (Texas)*; (4) between points in Florida, on the one hand, and, on the other, points in Idaho (Texas and Utah)*, Kansas, New Mexico, Oklahoma, and Utah (Texas)*, and Nevada (Texas and Arizona, or Texas and Utah)*; (5) between points in Georgia, on the one hand, and, on the other hand, points in Idaho (Texas and Utah)*, Nevada (Texas and Arizona, or Texas and Utah)*, New Mexico, and Utah (Texas)*; (6) between points in Idaho, on the one hand, and, on the other, points in Mississippi, North Carolina (Texas and Utah)*, and South Carolina (Utah and Texas)*; (7) between points in Mississippi, on the one or Texas and Utah)*, New Mexico, and Utah (Texas)*; (8) between points in Nevada, on the one hand, and, on the other, points in North Carolina and South Carolina (Arizona and Texas, or Utah and Texas)*; (9) between points in New Mexico, on the one hand, and, on the other, points in North Carolina and South Carolina (Texas)*; and (10) between points in North Carolina and South Carolina, on the one hand, and, on the other, points in Utah (Texas)*. The purpose of this filing is to eliminate the gateways as indicated by the asterisks above.

No. MC 29886 (Sub-No. E60), filed June 3, 1974. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 W. Sample St., South Bend, Ind. 46627. Applicant's representative: Charles Pieroni (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled street sweepers*, which because of size or weight require the use of special handling or special equipment or which are self-propelled and weigh 15,000 pounds or more, (1) from points in Michigan, to points in Alabama, Florida, those in Tennessee (except those in Clay, Jackson, Putnam, White, Van Buren, Sequatchie, Hamilton, Bradley, Polk, McMinn, Meigs, Rhea, Bledsoe, Cumberland, Overton, Pickett, Scott, Fentress, Morgan, Roane, Monroe, Laudon, Anderson, Campbell, Claiborne, Union, Knox, Blount, Sevier, Jefferson, Grainger, Hancock, Hamblen, Hawkins, Greene, Cocke, Washington, Sullivan, Unicoi, Carter, Johnson Counties), and those in Georgia on and west of a line beginning at the Tennessee-Georgia State line extending along Interstate Highway 75 to junction Interstate Highway 20, thence along Interstate Highway 20 to the Georgia-South Carolina State line; (2) from points in the Lower Peninsula of Michigan and those in the Upper Peninsula of Michigan on and east of U.S. Highway 41, to points in Florida, Alabama, Arizona, Utah, Nevada, California; (3) from those points in Michigan on and south of U.S. Highway 10 to points in South Dakota, Montana, and those in North Dakota on and south of U.S. Highway 2; (4) from those points in Michigan on and west of a line beginning at the Indiana-Michigan State line extending along Michigan Highway 66 to junction Michigan Highway 20, thence along Michigan Highway 20 to junction U.S. Highway 27, thence along U.S. Highway 27 to Mackinaw City, to points in Maryland, Delaware, North Carolina, Tennessee, South Carolina, Georgia; those in Virginia on and east of Interstate Highway 81 and the District of Columbia; and (5) from points in Lake, Porter, LaPorte, St. Joseph, and Elkhart Counties, Ind., to points in Delaware, Missouri, West Virginia, Virginia, and the District of Columbia. The purpose of this filing is to eliminate the gateway of South Bend, Ind.

No. MC 35358 (Sub E1), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new and used furniture, crated and uncrated*, from points in Anoka, Hennepin, Ramsey, Carver, points in Wright County, east of Minnesota Highway 25, points in Dakota County, north of Minnesota Highway 50, Washington and Scott Counties, Minn., to points in Montana, North Dakota, Kansas, Missouri, Illinois, points in Wisconsin on and east of a line beginning at the Wisconsin-Michigan State line and extending along U.S. Highway 51 to junction Wisconsin Highway 13, to junction Wisconsin Highway 70, to junction Wisconsin Highway 27, to junction U.S. Highway 12, to junction U.S. Highway 10, to Wisconsin Highway 13, to junction U.S. Highway 12, to junction U.S. Highway 151, to the Illinois-Wisconsin State line, points in South Dakota on and west of a line beginning at the South Dakota-North Dakota State line and extending along U.S. Highway 81 to junction U.S. Highway 14, to junction South Dakota Highway 25, to junction South Dakota Highway 34, to junction South Dakota Highway 37, to the South Dakota-Nebraska State line, points in Nebraska on and west of a line beginning at the South Dakota-Nebraska State line and extending along Nebraska Highway 14 to junction U.S. Highway 275, to the Nebraska-Iowa State line, points in Iowa on and south of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 6 to junction U.S. Highway 35, to junction U.S. Highway 30, to junction U.S. Highway 218, to junction Iowa Highway 101, to junction Iowa Highway 150, to junction U.S. Highway 20, to the Iowa-Illinois State line. The purpose of this filing is to eliminate the gateway of St. Paul, Minneapolis or Anoka, Minn.

No. MC 35358 (Sub E3), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, crated and uncrated, from points in Minnesota on and north of a line beginning at the North Dakota-Minnesota State line and extending along U.S. Highway 10 to junction Minnesota Highway 210, to the Wisconsin-Minnesota State line, to points in Wisconsin on and south of a line beginning at the Minnesota-Wisconsin State line and extending along U.S. Highway 16 to junction Wisconsin Highway 23 to Lake Michigan. The purpose of this filing is to eliminate the gateway of St. Paul, Minneapolis, or Anoka, Minn.

No. MC 35358 (Sub E4), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used furniture, crated and uncrated*, from points in Minnesota on and north of a line beginning at the North Dakota-Minnesota State line and extending along U.S. Highway 10 to junction Minnesota Highway 210, to the Wisconsin-Minnesota State line, to points in Wisconsin on and south of a line beginning at the Minnesota-Wisconsin State line and extending along U.S. Highway 23 to Lake Michigan. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn., or points in Minnesota in the Superior, Wis., commercial zone.

No. MC 35358 (Sub E4), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used furniture, crated and uncrated*, from points in Minnesota on and south of a line beginning at the North Dakota-Minnesota State line and extending along U.S. Highway 10 to junction Minnesota Highway 210, to the Minnesota-Wisconsin State line, which are on and north of U.S. Highway 212, to points in Wisconsin on and south of a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 94 to junction Wis-







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consin Highway 29, to junction Wisconsin Highway 22, to Green Bay. The purpose of this filing is to eliminate the gateway of St. Paul, Minneapolis, or Anoka, Minn.

No. MC 35358 (Sub E7), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new furniture, crated and uncrated*, from points in Minnesota south and east of a line beginning at the Minnesota-Wisconsin State line and extending along U.S. Highway 212 to junction U.S. Highway 169, to the Iowa-Minnesota State line, to points in Washington, Oregon, California, Nevada, Idaho, Wyoming, Utah, Arizona, New Mexico, Colorado, Kansas, Oklahoma, Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, points in Montana on and west of a line beginning at the United States-Canada International Boundary line and extending along Montana Highway 13 to junction Montana Highway 200, to junction Montana Highway 22, to junction U.S. Highway 312, to junction U.S. Highway 212, to the Montana-Wyoming State line, points in South Dakota on and west of a line beginning at the South Dakota-Wyoming State and extending along U.S. Highway 212 to junction South Dakota Highway 34, to junction U.S. Highway 83, to junction U.S. Highway 90, to junction U.S. Highway 183, to the South Dakota-Nebraska State line, points in Nebraska on and west of a line beginning at the Nebraska-South Dakota State line and extending along U.S. Highway 183 to junction Nebraska Highway 92, to the Iowa-Nebraska State line, points in Iowa on and south of a line beginning at the Nebraska-Iowa State line and extending along U.S. Highway 80 to junction U.S. Highway 35, to the Iowa-Missouri State line, points in Missouri south and west of a line beginning at the Missouri-Iowa State line and extending along U.S. Highway 69 to junction Missouri Highway 10, to junction Missouri Highway 13, to junction U.S. Highway 40, to junction U.S. Highway 63, to the Arkansas-Missouri State line, points in Arkansas on and south of a line beginning at the Arkansas-Missouri State line and extending along U.S. Highway 167 to junction U.S. Highway 64, to the Tennessee-Arkansas State line, points in Virginia on and south of a line beginning at the Virginia-Tennessee State line and extending along U.S. Highway 81 to junction U.S. Highway 460, to junction U.S. Highway 360, to junction U.S. Highway 301, to the Washington, D.C., line, and points in Maryland on, south, and east of U.S. Highway 301. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 35358 (Sub E19), filed June 4, 1974. Applicant: BARGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new furniture, crated and uncrated, uncrated furniture, uncrated store fixtures, and uncrated furnishings*, from points in Pennsylvania on and west of a line beginning at the Maryland-Pennsylvania State line and extending along Pennsylvania Highway 14 to junction U.S. Highway 15, to junction U.S. Highway 83, to the Maryland-Pennsylvania State line, to points in Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Arizona, North Dakota, South Dakota, points in Iowa on and west of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 35 to junction U.S. Highway 20, to junction U.S. Highway 71, to junction U.S. Highway 80, to the Nebraska-Iowa State line, points in Nebraska on and north of a line beginning at the Nebraska-Iowa State line and extending along U.S. Highway 281 to the Nebraska-Kansas State line, points in Colorado north and west of U.S. Highway 25, points in New Mexico on and west of a line beginning at the Colorado-New Mexico State line and extending along U.S. Highway 25 to junction U.S. Highway 64, to junction U.S. Highway 40, to the Arizona-New Mexico State line. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 35358 (Sub E20), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture, crated and uncrated, uncrated furniture, uncrated store fixtures, and uncrated furnishings*, from points in Wisconsin west of U.S. Highway 53 which are north of U.S. Highway 8, to points in the United States (except Alaska, Hawaii, Michigan, Wisconsin, Ohio), points in Indiana north of a line beginning at the Illinois-Indiana State line and extending along Indiana Highway 46 to junction Indiana Highway 37, to junction U.S. Highway 150 then to the Indiana-Kentucky State line, points in Kentucky north of U.S. Highway 64, points in Illinois north of U.S. Highway 74, points in Iowa north of U.S. Highway 80, points in South Dakota east of a line beginning at the South Dakota-Iowa State line and extending along U S. Highway 29 to junction U.S. Highway 90, to junction U.S. Highway 83, to the North Dakota-South Dakota State line. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn., or points in Minnesota in the Superior, Wis., commercial zone.

No. MC 35358 (Sub E23), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new furniture, crated and uncrated, and uncrated furniture, uncrated store fixtures, and uncrated furnishings*, from points in Wisconsin east of U.S. Highway 53 which are north of Wisconsin Highway 29, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, New Mexico, Colorado, Wyoming, Montana, North Dakota, Texas, Oklahoma, Kansas, Nebraska, South Dakota, points in Arkansas on and west of a line beginning at the Missouri-Arkansas State line and extending along U.S. Highway 65 to junction Arkansas Highway 15 to the Arkansas-Louisiana State line, points in Missouri on and west of a line beginning at the Missouri-Iowa State line and extending along Missouri Highway 13 to junction U.S. Highway 65 to the Missouri-Arkansas State line, and points in Iowa, south, and west of a line beginning at the Missouri-Iowa State line and extending along U.S. Highway 35 to junction U.S. Highway 30, to junction U.S. Highway 59, to junction U.S. Highway 20, to the Nebraska-Iowa State line. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn., or points in Minnesota in the commercial zone of Superior, Wis.

No. MC 35358 (Sub E30), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *uncrated furniture, uncrated store fixtures, and uncrated furnishings*, from Kansas City, Mo., and points in its commercial zone in Missouri to points in North Dakota, points in South Dakota on and north of a line beginning at the South Dakota-Minnesota State line and extending along U.S. Highway 212 to junction U.S. Highway 81, to junction U.S. Highway 12, to the North Dakota-South Dakota State line, points in Montana, Oregon, Washington, points in Idaho on and north of U.S. Highway 12, and points in Wisconsin on, north, and west of a line beginning at the Minnesota-Wisconsin State line and extending along U.S. Highway 8 to junction Wisconsin Highway 13, to junction Wisconsin Highway 29, to junction U.S. Highway 53, to the Minnesota-Wisconsin State line. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 35358 (Sub E31), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *uncrated furniture, uncrated store fixtures, and uncrated furnishings*, from points in Montana to





points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Ohio, Lower Peninsula of Michigan, Illinois, Indiana, Kentucky, North Carolina, South Carolina, Tennessee, Georgia, Alabama, Mississippi, Florida, Louisiana, Arkansas, points in Texas on and east of a line beginning at the Gulf of Mexico and extending along U.S. Highway 45 to junction U.S. Highway 59, to junction U.S. Highway 69, to junction U.S. Highway 271, to the Oklahoma-Texas State line, points in Missouri east of U.S. Highway 35, points in Iowa on and east of U.S. Highway 35, points in Wisconsin on and south of a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 53 to junction Wisconsin Highway 29, to junction Wisconsin Highway 22, to junction U.S. Highway 41, to Green Bay. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 35358 (Sub E32), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *uncrated new furniture, uncrated store fixtures, and uncrated furnishings*, from points in North Dakota east and north of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 85 to junction U.S. Highway 10, to junction U.S. Highway 83, to the North Dakota-South Dakota State line, to points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, West Virginia, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Arkansas, Tennessee, Kentucky, Ohio, Lower Peninsula of Michigan, Indiana, Illinois, points in Wisconsin on and east of a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 90 to junction U.S. Highway 151, to junction U.S. Highway 41, to junction Wisconsin Highway 54, to Lake Michigan, points in Missouri on and east of U.S. Highway 169, points in Kansas on and east of a line beginning at the Kansas-Missouri State line and extending along U.S. Highway 24 to junction U.S. Highway 75, to the Kansas-Oklahoma State line, points in Oklahoma on and east of U.S. Highway 75, points in Texas on and east of U.S. Highway 35, and points in Iowa south and east of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 20 to junction U.S. Highway 169, to junction Iowa Highway 141, to the Iowa-Missouri State line. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 35358 (Sub. E46), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *uncrated household furnishings and appliances, and uncrated household kitchen equipment*, between points in Wisconsin on and west of a line beginning at Lake Superior and extending along Wisconsin Highway 13 to junction Wisconsin Highway 78, to junction Wisconsin Highway 92, to junction Wisconsin Highway 69, to the Wisconsin-Illinois State line, on the one hand, and, on the other, points in Indiana, Kentucky, Ohio, West Virginia, Pennsylvania, New York, Massachusetts, and points in Michigan on and south of a line beginning at Lake Michigan and extending along Michigan Highway 57 to junction U.S. Highway 75, to junction Michigan Highway 21, to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 35358 (Sub. E51), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *uncrated household furniture, uncrated household fixtures, uncrated household furnishings, uncrated household appliances*, between points in Minnesota, on the one hand, and, on the other, points in Massachusetts, New York, Pennsylvania, West Virginia, Ohio, Indiana, points in Kentucky on and east of U.S. Highway 24, points in Illinois on and east of a line beginning at the Illinois-Missouri State line and extending along U.S. Highway 51 to junction U.S. Highway 55, to junction U.S. Highway 80, to the Indiana-Illinois State line, points in Michigan on and south of a line beginning at Michigan and extending along Michigan Highway 57 to U.S. Highway 75, to junction Michigan Highway 21, to the United States-Canada International Boundary line. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 35358 (Sub-No. E56), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive NE., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: new uncrated furniture, and uncrated store fixtures, and furnishings, (A) from points in Virginia and points in North Carolina east of U.S. Highway 25, to Washington, Oregon, Idaho, Montana, Wyoming, North Dakota, South Dakota, and points in Iowa on and north of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 35 to junction U.S. Highway 30, to junction U.S. Highway 29, to the Iowa-Nebraska State line, points in Nebraska along Nebraska Highway 92 to junction U.S. Highway 30, to junction U.S. Highway 80, to the Colorado-Nebraska State line, points in Colorado on and north of a line beginning at the Utah-Colorado State line and extending along U.S. Highway 80 to junction U.S. Highway 6, to the Utah-Colorado State line, points in Utah north and west of a line beginning at the Utah-Colorado State line and extending along U.S. Highway 6 to junction U.S. Highway 70, to junction Utah Highway 4, to junction U.S. Highway 15, to the Utah-Arizona State line, points in Nevada on and north of U.S. Highway 15, points in California on and north of a line beginning at the Nevada-California State line and extending along U.S. Highway 15 to junction U.S. Highway 10 to the Pacific Ocean; (B) from points in South Carolina, to points in Washington, Oregon, Idaho, Montana, Wyoming, North Dakota, South Dakota, points in Iowa north and west of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 35 to junction U.S. Highway 20, to the Nebraska-Iowa State line, points in Utah, on and north of U.S. Highway 80, points in Nevada on and north of U.S. Highway 40, points in California on and north of a line beginning at the Nevada-California State line and extending along U.S. Highway 80 to junction California Highway 99, to junction U.S. Highway 580, to junction U.S. Highway 680, to junction U.S. Highway 280, to the Pacific Ocean. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 41635 (Sub-No. E2), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standiford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles and trucks*, in secondary movements, in truckaway service, from points in Kentucky on and north of a line beginning at the Kentucky-Indiana State line and extending along Interstate Highway 65 to junction Bluegrass Parkway, thence along Bluegrass Parkway to junction U.S. Highway 150, thence along U.S. Highway 150 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Kentucky Highway 80, thence along Kentucky Highway 80 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Kentucky Highway 194, thence along Kentucky Highway 194 to the Kentucky-West Virginia State line to points in Bell, Brazos, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Burleson, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington, and Williamson Counties, Tex. The purpose of this filing is to elim-



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mate the gateways of Louisville, Ky., and Shreveport, La.

No. MC 41635 (Sub-No. E4), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, bodies, cabs, and chassis* in secondary movements, in truckaway service, (1) from points in Alabama to points in Illinois on and south of U.S. Highway 24; (2) from points in Alabama on and south of a line beginning at the Alabama-Mississippi State line extending along U.S. Highway 82 to junction Alabama Highway 231, thence along Alabama Highway 231 to junction Alabama Highway 1, thence along Alabama Highway 1 to the Alabama-Florida State line, to points in Indiana on and west of a line beginning at the Ohio River extending along U.S. Highway 41 to junction U.S. Highway 40 at Terre Haute, thence along U.S. Highway 40 to the Indiana-Illinois State line, to points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction Kentucky Highway 293, thence along Kentucky Highway 293 to junction U.S. Alternate Highway 41, thence along U.S. Alternate Highway 41 to the Ohio River; (3) from points in Florida west and south of a line beginning at the Florida-Georgia State line extending along U.S. Highway 221 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Interstate Highway 75, thence along Interstate Highway 75 to junction Florida Highway 50, thence along Florida Highway 50 to junction U.S. Highway 1, to points in Kentucky west and north of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction Kentucky Highway 89, thence along Kentucky Highway 89 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 431, thence along U.S. Highway 431 to the Ohio River and to points in Indiana on and west and south of a line beginning at the Ohio River at Cannelton, Ind., extending along Indiana Highway 237 to junction Indiana Highway 37, thence along Indiana Highway 37 to junction Indiana Highway 145, thence along Indiana Highway 145 to junction U.S. Highway 150, thence along U.S. Highway 150 to the Indiana-Illinois State line; (4) from points in Florida to points in Illinois on and south of U.S. Highway 50:

(5) From points in Florida east and north of a line beginning at the Florida-Georgia State line extending along U.S. Highway 221 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction U.S. Highway 75, thence along Interstate Highway 75 to junction Florida Highway 50, thence along Florida Highway 50 to junction U.S. Highway 51, to points in Kentucky west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 45 to junction Kentucky State Highway 80, thence along Kentucky Highway 80 to junction U.S. Highways 641/62, thence along U.S. Highways 641/62 to junction Kentucky Highway 293, thence along Kentucky Highway 293 to junction U.S. Alternate Highway 41, thence along U.S. Alternate Highway 41 to the Ohio River; (6) from points in Mississippi to points in Kentucky north of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Ohio River; (7) from points in Mississippi to points in Illinois on and south of U.S. Highway 24; (8) from points in Mississippi to points in Indiana south and west of a line beginning at the Ohio River extending along U.S. Highway 150 to junction Indiana Highway 37, thence along Indiana Highway 37 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Indiana-Illinois State line; and (9) from points in Alabama on and south of U.S. Highway 11, to points in Tennessee west of the Tennessee River. The purpose of this filing is to eliminate the gateways of points in Tennessee west of the Tennessee River and points in Kentucky west of U.S. Highway 51.

No. MC 44735 (Sub-No. E1), filed June 4, 1974. Applicant: KISSICK TRUCK LINES, INC., 7101 East 12th St., Kansas City, Mo. 64126. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Woven wire fencing, poultry netting, nails, staples, smooth wire, barbed wire, wire rods, bolts, nuts, rivets, billets, ingots, bars, angles, zees, tees, channels, sheet steel, plates, steel roofing materials, wire cloth, fence posts and fixtures, gates and fixtures, wire stretchers, steel shingles, steel siding, steel ceiling, reinforcing mesh, baling ties, brads, tacks, and spikes*, from Sterling and Rock Falls, Ill., to points in Kansas, Oklahoma, and points in Chase, Dundy, Hitchcock, Red Willow, Hayes, Frontier, Furnace, Harlon, Franklin, Webster, and Nuckolls Counties, Nebr. (Kansas City, Mo.°). (2) *Iron and steel articles* (except commodities which because of size or weight require the use of special equipment), from Sterling and Rock Falls, Ill., to points in Colorado (except points in Sedgwick, Phillips, Yuma, Washington, Logan, Weld, Morgan, Boulder, and Larimer Counties) (St. Louis, Mo.°). (3) *Woven wire fencing, poultry netting, nails, staples, smooth wire, barbed wire, wire rods, bolts, nuts, rivets, billets, ingots, bars, angles, zees, tees, channels, sheet steel, plates; steel roofing materials wire cloth, fence posts and fixtures, gates and fixtures, wire stretchers, steel shingles, steel siding, steel ceiling, reinforcing mesh, baling ties, brads, tacks, and spikes*, from Kansas City, Mo., to points in that part of Wisconsin on, south, and east of a line beginning at the Minnesota-Wisconsin State line extending along U.S. Highway 53 to junction Wisconsin Highway 178 to junction Wisconsin Highway 27, thence along Wisconsin Highway 27 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction U.S. Highway 2, thence along U.S. Highway 2 to Lake Superior, and points in Indiana (except points south of Indiana Highway 26 (Sterling, Ill.°). (4) *Iron and steel products*, from St. Louis, Mo., to points in Wisconsin and points in Minnesota on and south of U.S. Highway 14 (Sterling, Ill.°).

(5) *Iron and steel products*, from Alton, Ill., to points in Nebraska, Oklahoma (except points in that part of Oklahoma on, east, and north of a line beginning at the Kansas-Oklahoma State line extending along U.S. Highway 169 to junction Muskogee Turnpike, thence along Muskogee Turnpike to junction Interstate Highway 40, thence along Interstate Highway 40 to the Oklahoma-Arkansas State line), and points in Iowa on and west of a line beginning at the Iowa-Minnesota State line extending along Iowa Highway 4 to junction Iowa Highway 44, thence along Iowa Highway 44 to junction Iowa Highway 25, thence along Iowa Highway 25 to the Iowa-Missouri State line. (Kansas City, Mo.°). (6) *Iron and steel products*, from points in Iowa (except points in Appanoose, Wayne, Henry, Jefferson, Wapello, Monroe, Davis, Van Buren, Lee, and Des Moines Counties), to points in Indiana. (Sterling, Ill.°) (7) *Iron and steel products* from points in Appanoose, Davis, Van Buren, Lee, Wayne, Henry, Jefferson, Wapello, Monroe, and Des Moines Counties, Iowa, to points in that part of Indiana on and north of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 24 to Peru, thence along Indiana Highway 124 to the Indiana-Ohio State line. (Sterling, Ill.°). (8) *Iron and steel products*, from points in Iowa on and south of a line beginning at the Iowa-South Dakota State line extending along U.S. Highway 20 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction Interstate Highway 80 to Des Moines, thence along Iowa Highway 163 to Oskaloosa, thence along U.S. Highway 63 to Ottumwa, thence along U.S. Highway 34 to the Iowa-Illinois State line, to points in Wisconsin (except points in Douglas, Bayfield, Ashland, Burnett, Washburn, Sawyer, Polk, Baron, Rusk, Chippewa, Dunn, St. Croix, Pierce, Pepin, Buffalo, La Crosse, Trempealeau, Jackson, Monroe, Clark, Price, and Taylor Counties). (Sterling, Ill.°).

(9) *Construction materials, supplies and equipment*, and *fencing materials*, all of which are iron and steel articles, from points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone to points in that part of Oklahoma on, south, and





west of a line beginning at the Kansas-Oklahoma State line extending along U.S. Highway 169 to junction Muskogee Turnpike, thence along Muskogee Turnpike to junction Interstate Highway 40, thence along Interstate Highway 40 to the Oklahoma-Arkansas State line, and points in that part of Iowa on and west of a line beginning at the Iowa-Minnesota State line extending along Iowa Highway 4 to junction Iowa Highway 44, thence along Iowa Highway 44 to junction Iowa Highway 25, thence along Iowa Highway 25 to the Iowa-Missouri State line. (Kansas City, Mo.°). (10) *Iron and steel articles*, from Sterling, Ill., to points in Missouri on and west of U.S. Highway 63 and on and south of U.S. Highway 54. (St. Louis, Mo.°). (11) *Iron and steel articles*, from Sterling, Ill., to points in Kansas on and south of U.S. Highway 24. (St. Louis, Mo.-East St. Louis, Ill., commercial zone°). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 67646 (Sub E4), filed May 16, 1974. Applicant: HALL'S MOTOR TRANSIT COMPANY, 6060 Carlisle Pike, Mechanicsburg, Pa. 17055. Applicant's representative: Daniel W. Rohrbaugs (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Harford County, Md., on the one hand, and, on the other, points in New Jersey, and Nassau, Suffolk, and Westchester Counties, N.Y.; Gateways to be eliminated: points in Lancaster or Chester Co., Pa. or Jersey City, N.J.; (2) *General Commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, between Baltimore, Md., on the one hand, and on the other, points in New Jersey, and Nassau, Suffolk and Westchester, N.Y. gateways to be eliminated: points in Harford County, Md., and points in Lancaster or Chester County, Pa., or Jersey City, N.J.; (3) *General Commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Washington, D.C., Commercial Zone, on the one hand, and, on the other, points in New Jersey, and Nassau, Suffolk, and Westchester Counties, N.Y.: Gateways to be eliminated: Baltimore, Md., points in Harford County, Md., points in Lancaster or Chester County, Pa., or Jersey City, N.J.; (4) *General Commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in New Jersey, and Nassau, Suffolk, and Westchester Counties, N.Y., on the one hand, and, on the other, points in West Virginia (except Berkeley and Jefferson Counties), and those points in Virginia on and west of a line beginning at the Maryland-Virginia State line, thence along U.S. Highway 522 to junction U.S. Highway 29, thence along U.S. Highway 29 to the Virginia-North Carolina State line, excluding Culpepper. Gateways to be eliminated: points in Lancaster or Chester County, Pa., points within 50 miles of Frederick, Md., points within 50 miles of Fairview, Md., points within 8 miles of Fairview, or Jersey City, N.J.

(5) *General commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, between those points in New Jersey on and south of a line beginning at Camden, thence along New Jersey Highway 537 to junction New Jersey Highway 33, thence along New Jersey Highway 33 to junction New Jersey Highway 66, thence along N.J. Highway 66 to Asbury Park, on the one hand, and, on the other, those points in Pennsylvania which are on, west, and south of a line beginning at Erie, thence along Pennsylvania Highway 8 to junction U.S. Highway 422, thence along U.S. Highway 422 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 522, thence along U.S. Highway 522 to Pa.-Md. State line, and Altoona, Pa.: Gateways to be eliminated: points in Lancaster or Chester County, Pa., Taylor, Md., points within 50 miles of Fairview, Md., and points within 8 miles of Fairview; (6) *General commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities, requiring special equipment, and those injurious or contaminating to other lading, between points in Hudson, Essex, Union, and Middlesex Counties, N.J., and Nassau and Suffolk Counties, N.Y., on the one hand, and, on the other, points in Beaver, Butler, Lawrence, and Mercer Counties, Pa.: Gateways to be eliminated: points in Lancaster or Chester County, Pa., Taylor, Md., points within 50 miles of Fairview, Md., points within 8 miles of Fairview, Md., or Jersey City, N.J.; (7) *General Commodities*, except those of unusual value, Classes A and B explosives, sand, gravel, earth, stone, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading, from points in Dutchess, Putnam, and Westchester, Nassau, Suffolk, N.Y., and those points in Ulster, Orange, and Rockland Counties, N.Y., which are on and east of a line beginning at the Green-Ulster County line, thence along Interstate Highway 87 to junction New York Highway 17, thence along N.Y. Highway 17 to the New York-New Jersey State line to its junction with U.S. Highway 22, at or near Harrisburg, Pa.: Gateways to be eliminated: points in Somerset County, N.J., or Jersey City, N.J.

No. MC 78228 (Sub E15), filed June 4, 1974. Applicant: J. MILLER EXPRESS, INC., 152 Wabash Street, Pittsburgh, Pa. 15220. Applicant's representative: John M. Rumin, Wick, Vuona & Lavelle, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicles, over irregular routes, transporting: Pig iron and coke, in dump vehicles, from points in that part of Ohio on, south and west of a line beginning at the Ohio-Pennsylvania State line, thence along U.S. Highway 422 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction Interstate Highway 76, thence along Interstate Highway 76 to junction U.S. Highway 224, thence along U.S. Highway 224 to junction Interstate Highway 75, and thence along Interstate Highway 75 to the Ohio-Michigan State line to points in that part of New York on and east of a line beginning at the United States-Canada border, thence along New York Highway 87 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction New York Highway 58, thence along New York Highway 58 to junction New York Highway 3, thence along New York Highway 3 to Remington Corners, N.Y., thence along an unnumbered highway to junction New York Highway 26A to the junction New York Highway 12, thence along New York Highway 12 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction New York Highway 13, thence along New York Highway 13 to junction New York Highway 14, thence along New York Highway 14 to the Pennsylvania-New York, State line. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa.

No. MC 83430 (Sub-No. E1), filed May 13, 1974. Applicant: ONEIDA MOTOR FREIGHT, INC., Commercial Ave., Carlstadt, N.J. 07072. Applicant's representative: Paul D. McGoldrick (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in Philadelphia, Delaware, and Bucks County, Pa., south of U.S. Highway 202, on the one hand, and, on the other, points in Montgomery, Schenectady, Albany, Rensalaer, Greene, Columbia, Ulster, Dutchess, Orange, Putnam, Rockland, Westchester, Nassau, and Suffolk Counties, N.Y., and New York, N.Y. The purpose of this filing is to eliminate the gateways of points in Essex, Hudson, Berger, Passaic, and Union Counties, N.J.

No. MC 83745 (Sub E35), filed June 4, 1974. Applicant: BOND TRANSPORT, INC., 4620 Rolling Road, Pittsburgh, Pa. 15236. Applicant's representative: William J. Lavelle, 2310 Grant Building,



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Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* requiring special equipment, restricted so that the loading and/or unloading which necessitates the special equipment is performed by the consignor or consignee, or both, between points in that part of Washington County, Pa., within 25 miles of Pittsburg, Pa., that is north and east of Pennsylvania Highway 50 from the West Virginia State line to junction Pennsylvania Highway 231, thence over Pennsylvania Highway 231 to junction Pennsylvania Highway 221, thence over Pennsylvania Highway 221 to the Greene County, Pa., line, on the one hand, and, on the other, points in Ohio (except points in Belmont, Carroll, Columbiana, Guernsey, Harrison, Jefferson, Monroe, Noble, and Washington Counties). The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa., and its Commercial Zone.

No. MC 95490 (Sub-No. E8), filed May 31, 1974. Applicant: UNION CARTAGE COMPANY, 9A Southwest Cutoff, Worchester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Malt beverages and empty malt beverage containers, between points in Carroll, Coos, Belknap, Hillsborough, Merrimack, Rockingham, and Strafford Counties, N.H., and those in Grafton County, N.H., on, east, and north of a line beginning at the Grafton-Merrimack County line and extending along U.S. Highway 4 to junction New Hampshire Highway 118, thence along New Hampshire Highway 118 to junction New Hampshire Highway 25, thence along New Hampshire Highway 25 to the Vermont-New Hampshire State line, on the one hand, and, on the other, points in New Jersey (except Sussex County). The purpose of this filing is to eliminate the gateway of Lowell, Mass. and points within 15 miles of Springfield, Mass. (excluding Springfield).

No. MC 102616 (Sub-No. E13), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in New Castle County, Del, to: (1) Points in Illinois, (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, and (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line; (2) points in Indiana, (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112, thence along Indiana Highway 112 to the Indiana-Michigan State line, (b) on U.S. Highway 94, (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line, (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line, (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line, (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line; (3) points in Ohio, (a) in the commercial zones of Cincinnati and Dayton, (b) Westwood, Fairmount, Cumminsville, St. Bernard, Avondale, Norwood, Oakley, Linwood, and Sedamsville, Ohio, (c) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 52 to Cincinnati, (d) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 27 to junction Ohio Highway 73, (i) to junction U.S. Highway 127 to Cincinnati, and (ii) to junction Ohio Highway 4, thence along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Middletown, (e) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 35 to junction U.S. Highway 127 to Cincinnati, (f) On a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati, (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati, (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 4, to Dayton; (4) points in Michigan, (a) in the commercial zone of Detroit, (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak, Pleasant Ridge, Ferndale, East Detroit and Grosse Pointe Farms, (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25 to Mount Clemens, (ii) to junction U.S. Highway 150 to Rochester, (iii) to junction U.S. Highway 127 to Jackson, and (iv) to junction U.S. Highway 23 to Ann Arbor, (d) on a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12, (e) on a line beginning at junction U.S. Highway 94, (i) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles, and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles, (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78, thence along Michigan Highway 78 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Michigan Highway 43, thence along Michigan Highway 43 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 96, thence along U.S. Highway 96 to Detroit, (g) on a line beginning at Lansing, and extending along Michigan Highway 78 to junction U.S. Highway 10, thence along U.S. Highway 10 to Detroit, (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, thence U.S. Highway 24 to junction U.S. Highway 25, thence along U.S. Highway 25 to Detroit, and Dundee, Mich., (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line, and (l) on U.S. Highways 24 or 25 beginning at Detroit and extending to the Michigan-Ohio State line; and (5) points in Wisconsin, (a) in the commercial zone of Milwaukee, Wis., (b) White Fish Bay, Shorewood, North Milwaukee, Wauwatosa, West Allis, Root Creek, Cudahy, Fox Point, Greendale, and South Milwaukee, (c) on a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 41, (i) to junction Wisconsin Highway 50, thence along Wisconsin Highway 50 to Kenosha, and (ii) to junction Wisconsin Highway 20, thence along Wisconsin Highway 20 to Racine, and (d) on Wisconsin Highway 32 beginning at the Wisconsin-Illinois State line and extending to Milwaukee. The purpose of this filing is to eliminate the gateway of points in Cambria County, Pa., within the Altoona, Pa., commercial zone, and Akron, Ohio.

No. MC 102616 (Sub E51), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Chicago, Ill., and points in Illinois, (a) on and bounded by a line beginning at junction U.S Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, to junction U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line, to points in Delaware, Maryland, New Jersey, to points in New York east of U.S. Highway 24 and points in Pennsylvania (except Allegheny, Beaver, Butler, Cambria, Fayette, and McKean Counties).





No. MC 102616 (Sub E54), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois, (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30, to junction Illinois Highway 31, to junction U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line, to points in Kanawha, Pleasants, and Wetzel Counties, W. Va. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub E59), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, to junction U.S. Highway 41 to point of beginning, to points in Michigan, Indiana, Minnesota, Missouri, Ohio, points in Iowa on and west of U.S. Highway 69, and points in Wisconsin on and north of a line beginning at Lake Michigan and extending along U.S. 18 to junction U.S. Highway 14 to the Wisconsin-Iowa State line, restricted against the transportation of benzol from Chicago, Ill., to Bay City, Mich.

No. MC 102616 (Sub-E60), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois, (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, to junction U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line, to points in Allegheny, Beaver, Butler, Cambria, Fayette, and McKean Counties, Pa.

No. MC 102616 (Sub-No. E93), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Indiana; (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112, thence along Indiana Highway 112 to the Indiana-Michigan State line; (b) on U.S. Highway 94; (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line; (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line; (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41; (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line; (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line, to points in Cuyahoga, Mahoning, Stark, Summit, and Trumbull Counties, Ohio, Allegheny, Beaver, Butler, Cambria, Fayette, and McKean Counties, Pa., and Brooke, Hampshire, Hancock, Kanawha, Marion, Marshall, Monongalia, Pleasants, and Wetzel Counties, W. Va. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E105), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Indiana: (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112, thence along Indiana Highway 112 to the Indiana-Michigan State line; (b) on U.S. Highway 94; (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line; (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line; (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41; (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line; (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line; and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line, to points in Cuyahoga, Mahoning, Stark, Summit, and Trumbull Counties, Ohio, Allegheny, Beaver, Butler, Cambria, Fayette, and McKean Counties, Pa., and Brooke, Hampshire, Hancock, Kanawha, Marion, Marshall, Monongalia, Pleasants, and Wetzel Counties, W. Va. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E116), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Road, Akron, Ohio 4439. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from points in Indiana; (a) on a line beginning at the



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Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112, thence along Indiana Highway 112 to the Indiana-Michigan State line; (b) on U.S. Highway 94; (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line; (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line; (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line; (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line; and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line, to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, Rhode Island, New York, N.Y., points in Virginia on and north of U.S. Highway 60 and the District of Columbia. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E189), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from points in Michigan; (a) in the commercial zone of Detroit; (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak, Pleasant Ridge, Ferndale, East Detroit, and Grosse Pointe Farms; (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25 to Mount Clemens, (ii) to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Michigan Highway 160, thence along Michigan Highway 160 to Rochester, (iii) to junction U.S. Highway 127 to Jackson, and (iv) to junction U.S. Highway 23 to Ann Arbor; (d) on a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12; (e) on a line beginning at junction U.S. Highway 94, (i) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles, and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles; (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78, thence along Michigan Highway 78 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Michigan Highway 43, thence along Michigan Highway 43 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 96, thence along U.S. Highway 96 to Detroit; (g) on a line beginning at Lansing, and extending along Michigan Highway 78 to junction U.S. Highway 10, thence along U.S. Highway 10 to Detroit; (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 25, thence along U.S. Highway 25 to Detroit; and Dundee, Mich.; (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line; and (j) on U.S. Highways 24 or 25 beginning at Detroit and extending to the Michigan-Ohio State line, to points in Lawrence, Erie, Crawford, Mercer, and Venango Counties, Pa. The purpose of this filing is to eliminate the gateways of Cleveland or Kent, Ohio.

No. MC 102616 (Sub-No. E286), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Ohio; (a) in the commercial zones of Cincinnati and Dayton; (b) Westwood, Fairmount, Cumminsville, St. Bernard, Avondale, Norwood, Oakley, Linwood, and Sedamsville, Ohio; (c) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 52 to Cincinnati; (d) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 27 to junction Ohio Highway 73, (1) to junction U.S. Highway 127 to Cincinnati, and (ii) to junction Ohio Highway 4, thence along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Middletown; (e) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 35 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; (f) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati, (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; and (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 49 to Dayton; to points in Nevada. The purpose of this filing is to eliminate the gateways of Ft. Wayne, Ind., and Midland, Mich.

No. MC 102616 (Sub-No. E300), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from points in Ohio; (a) in the commercial zones of Cincinnati and Dayton; (b) Westwood, Fairmount, Cumminsville, St. Bernard, Avondale, Norwood, Oakley, Linwood, and Sedamsville, Ohio; (c) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 52 to Cincinnati; (d) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 27 to junction Ohio Highway 73, (i) to junction U.S. Highway 127 to Cincinnati, and (ii) to junction Ohio Highway 4, thence along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Middletown; (e) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 35 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; (f) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati, (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; and (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 49 to Dayton; to points in Connecticut, Delaware, Maryland, Massachusetts, Rhode Island, the District of Columbia, New York, N.Y., and points in New Jersey on and south of U.S. Highways 22 and 202. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E321), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Allegheny, Beaver, Butler, Cambria, Fayette, and McKean Counties, Pa.; (1) points in Illinois, (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning at Chicago and extending to the Illinois-Wisconsin State line; (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, and (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line; (2) points in Indiana, (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112 to the Indiana-Michigan State line, (b) on U.S. Highway 94, (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line, (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line, (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line, (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line;

(3) points in Ohio, (a) in the commercial zones of Cincinnati and Dayton, (b) Westwood, Fairmount, Cumminsville, St. Bernard, Avondale, Norwood, Oakley, Linwood, and Sedamsville, Ohio, (c) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 52 to Cincinnati, (d) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 27 to junction Ohio Highway 73, (i) to junction U.S. Highway 127 to Cincinnati, and (ii) to junction Ohio Highway 4 thence along Ohio Highway 4 to junction U.S. Highway 127 to Middletown, (e) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 35 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati, (f) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati, (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; and (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 49 to Dayton;

(4) points in Michigan, (a) in the commercial zone of Detroit, (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak, Pleasant Ridge, Ferndale, East Detroit, and Grosse Pointe Farms, (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25 to Mount Clemens, (ii) to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Michigan Highway 150, thence along Michigan Highway 150 to Rochester, (iii) to junction U.S. Highway 127 to Jackson, and (iv) to junction U.S. Highway 23, to Ann Arbor, (d) on a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12, (e) on a line beginning at junction U.S. Highway 94 (1) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles, and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles, (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Michigan Highway 43 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 96, thence along U.S. Highway 96 to Detroit, (g) on a line beginning at Lansing and extending along Michigan Highway 78 to junction U.S. Highway 10, thence along U.S. Highway 10 to Detroit, (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 25, thence along U.S. Highway 25 to Detroit, and Dundee, Mich., (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line, (j) on U.S. Highways 24 or 25 beginning at Detroit and extending to the Michigan-Ohio State line; (5) points in Wisconsin, (a) in the commercial zone of Milwaukee, Wis., (b) White Fish Bay, Sherwood, North Milwaukee, Wauwatosa, West Allis, Root Creek, Cudahy, Fox Point, Greendale, and South Milwaukee, (c) on a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 41, (i) to junction Wisconsin Highway 50 to Kenosha, and (ii) to junction Wisconsin Highway 20 to Racine, and (d) on Wisconsin Highway 32 beginning at the Wisconsin-Illinois State line and extending to Milwaukee; and (6) points in Kentucky, (a) in the commercial zone of Cincinnati, Ohio, and (b) Newport, Bellevue, Fort Thomas, Covington, Wilders, and Dayton, Ky. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E331), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Allegheny and Beaver Counties, Pa., to (a) in the commercial zones of Cincinnati and Dayton; (b) Westwood, Fairmount, Cumminsville, St. Bernard, Avondale, Norwood, Oakley, Linwood, and Sedamsville, Ohio; (c) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 52 to Cincinnati; (d) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 27 to junction Ohio Highway 73, (i) to junction U.S. Highway 127 to Cincinnati, and (ii) to junction Ohio Highway 4 thence along Ohio Highway 4 to junction U.S. Highway 127 to Middletown; (e) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 35 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; (f) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati, (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati, (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 49 to Dayton; (i) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 30 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 25, thence along U.S. Highway 25 to Cincinnati; (g) on a line beginning at junction U.S. Highway 25 and Ohio Highway 4 and extending along Ohio Highway 4 to junction U.S. Highway 127, thence along U.S. Highway 127 to Cincinnati; and (h) on a line beginning at the Ohio-Indiana State line and extending along U.S. Highway 40 to junction Ohio Highway 49, thence along Ohio Highway 49 to Dayton. The purpose of this filing is to eliminate the gateway of Allegheny or Beaver Counties, Pa., and Akron, Ohio.

No. MC 102616 (Sub-No. E332), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from points in Allegheny and Beaver Counties, Pa., to (1) points in Illinois (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line; (2) points in Indiana (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112, thence along Indiana Highway 112 to the Indiana-Michigan State line, (b) on U.S. Highway 94, (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Indiana-Ohio State line, (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Indiana-Ohio State line, (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line, (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line; (3) points in Michigan (a) in the Commercial Zone of Detroit, (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak,







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Pleasant Ridge, Ferndale, East Detroit, and Grosse Pointe Farms, (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25 to Mount Clemens; (ii) to junction U.S. Highway 10, to junction Michigan Highway 150 to Rochester; (iii) to junction U.S. Highway 127 to Jackson; and

(iv) To junction U.S. Highway 23 to Ann Arbor, (d) on a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12, (e) on a line beginning at junction U.S. Highway 94, (i) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles; and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles, (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78, to junction U.S. Highway 27, to junction Michigan Highway 43, to junction unnumbered highway, to junction U.S. Highway 96 to Detroit, (g) on a line beginning at Lansing and extending along Michigan Highway 78 to junction U.S. Highway 10 to Detroit, (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, to junction U.S. Highway 25 to Detroit; and Dundee, Mich., (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line, (j) on U.S. Highways 24 and 25 beginning at Detroit and extending to the Michigan-Ohio State line; (4) points in Wisconsin, (a) in the Commercial Zone of Milwaukee, Wisc., (b) White Fish Bay, Shorewood, North Milwaukee, Wauwatosa, West Allis, Root Creek, Cudahy, Fox Point, Greendale, and South Milwaukee, (c) on a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 41, (i) to junction Wisconsin Highway 50 to Kenosha, and (ii) to junction Wisconsin Highway 20 to Racine, (d) on Wisconsin Highway 32 beginning at the Wisconsin-Illinois State line and extending to Milwaukee; and (5) points in Kentucky (a) in the Commercial Zone of Cincinnati, Ohio, and (b) Newport, Bellevue, Fort Thomas, Covington, Wilders, and Dayton, Ky. The purpose of this filing is to eliminate the gateways of Pittsburgh, Pa., and Akron, Ohio.

No. MC 102616 (Sub-No. E349), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from Philadelphia, Pa., to (1) points in Illinois (a) on and bounded by a line beginning at junction U.S. Highway 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line; (2) points in Indiana (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112 to the Indiana-Michigan State line, (b) on U.S. Highway 94, (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52 to the Indiana-Ohio State line, (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27 to the Indiana-Ohio State line, (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line, (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, and (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Indiana-Ohio State line. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 102616 (Sub-No. E402), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from points in Virginia on and east of U.S. Highway 29 within 20 miles of Alexandria, to (1) points in Illinois (a) on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, to junction U.S. Highway 41 to point of beginning, (b) on U.S. Highway 41 beginning at Chicago, and extending to the Illinois-Wisconsin State line, (c) on Illinois Highway 42 beginning at Chicago and extending to the Illinois-Wisconsin State line, (d) on U.S. Highway 20 beginning at Chicago and extending to the Illinois-Indiana State line; (2) points in Indiana (a) on a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 20 to junction Indiana Highway 112 to the Indiana-Michigan State line, (b) on U.S. Highway 94, (c) on a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 41 to junction U.S. Highway 52 to the Indiana-Ohio State line, (d) on a line beginning at junction U.S. Highway 52 and Indiana Highway 44 and extending along Indiana Highway 44 to junction U.S. Highway 27 to the Indiana-Ohio State line, (e) on Indiana Highway 2 beginning at the Illinois-Indiana State line and extending to junction U.S. Highway 41, (f) on a line beginning at junction U.S. Highway 52 and Indiana Highway 28 and extending along Indiana Highway 28 to the Indiana-Ohio State line, (g) on a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to the Ohio-Indiana State line, (h) on a line beginning at junction U.S. Highways 41 and 52 and extending along U.S. Highway 52 to junction U.S. Highway 40 to the Indiana-Ohio State line; and (3) points in Michigan (a) in the Commercial Zone of Detroit, (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak, Pleasant Ridge, Ferndale, East Detroit, and Groose Pointe Farms, (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25 to Mount Clemens; (ii) to junction U.S. Highway 10, to junction Michigan Highway 150 to Rochester; (iii) to junction U.S. Highway 127 to Jackson; and (iv) to junction U.S. Highway 23 to Ann Arbor, Mich.

(d) On a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12, (e) on a line beginning at junction U.S. Highway 94, (i) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles; and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles, (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78, to junction U.S. Highway 27, to junction Michigan Highway 43, to junction unnumbered highway, to junction U.S. Highway 96, to Detroit, (g) on a line beginning at Lansing and extending along Michigan Highway 78 to junction U.S. Highway 10 to Detroit, (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, to junction U.S. Highway 25 to Detroit, and Dundee, Mich., (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line, (j) on U.S. Highways 24 or 25 beginning at Detroit and extending to the Michigan-Ohio State line. The purpose of this filing is to eliminate the gateways of Baltimore, Md., and Akron, Ohio.

No. MC 102616 (Sub-No. E441), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, in bulk, in tank vehicles, from points in Illinois on and bounded by a line beginning at junction U.S. Highways 41 and 30, and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, to points in South Carolina, Georgia, Florida, Alabama, Mississippi, and points in New Mexico on and east of U.S. Highway 85. The purpose of this filing is to eliminate the gateways of Chicago, Ill., Princeton, Ind., or points within 5 miles thereof, and Marshall, Ill., or points within 5 miles thereof.





No. MC 102616 (Sub-No. E442), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 E. Waterloo Rd., Akron, Ohio 44319. Applicant's representative: Fred H. Daly (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, to points in Georgia, Louisiana, Texas (except Harris County), and points in Colorado on and east of U.S. Highway 85, restricted against the transportation of resins, paint and paint materials to points in the Dallas, Tex., Commercial Zone. The purpose of this filing is to eliminate the gateways of Chicago, Ill., Kalamazoo or Grand Rapids, Mich., and Marshall, Ill., or points within 5 miles thereof.

No. MC 102616 (Sub-No. E443), filed June 3, 1974. Applicant: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois on and bounded by a line beginning at junction U.S. Highways 41 and 30 and extending along U.S. Highway 30 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 41, thence along U.S. Highway 41 to point of beginning, to points in Arizona, California, Nevada, Oregon and Washington. The purpose of this filing is to eliminate the gateways of Chicago, Ill., and Bay City, or Ludington, Mich.

No. MC 102616 (Sub-No. E448), filed June 3, 1974. Application: COASTAL TANK LINES, INC., 215 East Waterloo Road, Akron, Ohio 44319. Applicant's representative: Fred H. Daly (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Petroleum products*, as defined by the Commission, in bulk, in tank vehicles, from points in Michigan; (a) in the commercial zone of Detroit; (b) Lincoln Park, Ecorse, River Rouge, Wayne, Dearborn, Plymouth, Farmington, Southfield, Berkeley, Royal Oak, Pleasant Ridge, Ferndale, East Detroit, and Grosse Pointe Farms; (c) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 12, (i) to junction U.S. Highway 25, thence along U.S. Highway 25 to Mount Clemens, (ii) to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Michigan Highway 150, thence along Michigan Highway 150 to Rochester, (iii) to junction U.S. Highway 127 to Jackson, and (iv) to junction U.S. Highway 23 to Ann Arbor; (d) on a line beginning at the Indiana-Michigan State line and extending along U.S. Highway 94 to junction U.S. Highway 12; (e) on a line beginning at junction U.S. Highway 9494, (i) and U.S. Highway 31 and extending along U.S. Highway 31 to Niles, and (ii) and Michigan Highway 40 and extending along Michigan Highway 40 to Niles; (f) on a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 94 to junction Michigan Highway 78, thence along Michigan Highway 78 to junction U.S. Highway 27, thence along U.S. Highway 27 to junction Michigan Highway 43, thence along Michigan Highway 43 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 96, thence along U.S. Highway 96 to Detroit, (g) on a line beginning at Lansing and extending along Michigan Highway 78 to junction U.S. Highway 10, thence along U.S. Highway 10 to Detroit; (h) on a line beginning at junction U.S. Highways 12 and 223 and extending along U.S. Highway 223 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 25, thence along U.S. Highway 25 to Detroit; and Dundee, Mich.; (i) on U.S. Highway 23 beginning at junction U.S. Highway 12 and extending to the Michigan-Ohio State line; and (j) on U.S. Highways 24 or 25 beginning at Detroit and extending to the Michigan-Ohio State line; to points in Lawrence, Erie, and Crawford Counties, Pa. The purpose of this filing is to eliminate the gateway of Cleveland, Ohio.

No. MC 103051 (Sub-No. E5), filed June 6, 1974. Applicant: FLEET TRANSPORT COMPANY, INC., P.O. Box 90408, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Petrochemicals*, in bulk, in tank vehicles, from Birmingham, Ala., to points in South Carolina in and east of Abbeville, Laurens, Union and Cherokee Counties; North Carolina in and east of Cleveland, Lincoln, Catawba, Alexander, Wilkes and Allegheny Counties; and Virginia in and east of Grayson, Carroll, Pulaski and Giles Counties. (Atlanta and Augusta, Ga.*). (2) *Liquid petroleum oils*, in bulk, in tank vehicles, from points in North Carolina, to points in Bradley, Hamilton, Sequatchie, Marion, Franklin, Lincoln, Giles, Maury, Marshall, Bedford, Coffee, Grundy, Warren, Cannon, Rutherford, Wilson, Davidson, Moore, Williamson, Trousdale, Smith and DeKalb Counties, Tenn., within 125 miles of Lookout Mountain, Ga. (Chattanooga, Tenn., and Lookout Mountain, Ga.*). (3) *Petroleum oils*, in bulk, in tank vehicles, from points in Virginia to points in Bradley, Hamilton, Sequatchie, Marion, Grundy, Franklin, Warren, Coffee, Moore, Lincoln, Pulaski, Maury, Marshall, Bedford, Cannon, Rutherford, Williamson and Davidson Counties, Tenn., within 125 miles of Lookout Mountain, Ga. (Chattanooga, Tenn., and Lookout Mountain, Ga.*). (4) *Petroleum*



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oils, in bulk, in tank vehicles, from points in South Carolina to points in Bradley, Meigs, Rhea, Cumberland, Fentress, Overton, Putnam, White, Van Buren, Bledsoe, Hamilton, Sequatchie, Marion, Grundy, Warren, DeKalb, Jackson, Smith, Wilson, Davidson, Williamson, Rutherford, Cannon, Maury, Marshall, Coffee, Giles, Lincoln, Moore and Franklin Counties, Tenn., within 125 miles of Lookout Mountain, Ga. (Chattanooga, Tenn., and Lookout Mountain, Ga.*). (5) *Nitric Acid*, in bulk, in tank vehicles, from the plant site of Hercules Powder Company at or near Birmingham, Ala., to points in South Carolina in and east of Abbeville, Laurens, Union and Cherokee Counties; North Carolina in and east of Cleveland, Lincoln, Catawba, Alexander, Wilkes and Allegheny Counties; and Virginia in and east of Grayson, Carroll, Pulaski and Giles Counties. (Atlanta, and Augusta, Ga.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 103051 (Sub-No. E7), filed May 17, 1974. Applicant: FLEET TRANSPORT COMPANY, INC., P.O. Box 90408, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Corn syrup, liquid sugar and blends of corn syrup and liquid sugar*, in bulk, in tank vehicles, from Nashville, Tenn., to points in Florida (except that part west of Florida Highway 87) and South Carolina. (Atlanta, Ga.*). (2) *Corn syrup, liquid sugar, and blends of corn syrup and liquid sugar*, in bulk, in tank vehicles, from Nashville, Tenn., to points in Louisiana. (Birmingham, Ala.*) (3) *Corn syrup, liquid sugar, and blends for corn syrup and liquid sugar*, in bulk, in tank vehicles, from Atlanta, Ga., to points in Louisiana. (Birmingham, Ala.*). (4) *Corn syrup, liquid sugar, and blends of corn syrup and liquid sugar*, in bulk, in tank vehicles, from points in Hamilton County, Tenn., to points in Louisiana and Mississippi (except Tishomingo, Prentiss, Tippah, Alcorn and Benton Counties). (Birmingham, Ala.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 103993 (Sub-No. E53), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 W. Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings, complete, knocked down, or in sections, and equipment*, and *materials* incidental to the erection and the completion of such buildings when shipped therewith, and *rejected shipments* of such commodities and *equipment* incidental to the handling of such commodities, from all points in that part of Ohio north and west of a line beginning at, and including Cleveland, and extending south along Interstate Highway 71 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-Indiana State line, to points in that part of Pennsylvania east of U.S. Highway 15. The purpose of this filing is to eliminate the gateways of Niles, Warren, or Youngstown, Ohio.

No. MC 103993 (Sub-No. E54), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated building*, complete, knocked down, or in sections and *equipment* and *materials* incidental to the erection and completion of such buildings and shipped therewith, and *rejected shipments* of such commodities and *equipment* incidental to the handling of such commodities (except in bulk), from points in Illinois to points in that part of Virginia east of a line beginning at the West Virginia-Virginia State line, and extending along U.S. Highway 220 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 501, thence along U.S. Highway 501 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Walker-Parkersburg, a division of Textron, Ind., at Parkersburg, W. Va.

No. MC 103993 (Sub-No. E55), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (Same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such commodities and equipment incidental to the handling of such commodities, from points in that part of Missouri east and south of a line beginning at the Missouri-Illinois State line and extending along Interstate Highway 70 to the junction of U.S. Highway 63, thence along U.S. Highway 63 to the junction of U.S. Highway 66, thence along U.S. Highway 66 to the Missouri-Oklahoma State line, to points in Washington. The purpose of this filing is to eliminate the gateway of facilities of the Blinkly Company in Warren County, Mo.

No. MC 103993 (Sub-No. E56), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such commodities and equipment incidental to the handling of such commodities, from points in that part of Ohio west of a line beginning at the Ohio-Michigan State line, and extending along U.S. Highway 23 to the junction of Interstate Highway 71, thence along Interstate Highway 71 to the Ohio-Kentucky State line, to points in that part of Virginia east of U.S. Highway 220. The purpose of this filing is to eliminate the gateway of the plant site and storage facilities of Walker-Parkersburg, a division of Textron, Inc., at Parkersburg, W. Va.

No. MC 103993 (Sub-No. E57), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and the completion of such buildings when shipped therewith, and *rejected shipments* of such commodities, from points in that part of Ohio west of a line beginning at Cleveland, on Lake Erie, and extending along Ohio Highway 21 to junction Interstate Highway 77, thence along Interstate Highway 77 to the Ohio-West Virginia State line, to points in that part of New York east of a line beginning at Lake Ontario on New York Highway 261, thence along New York Highway 261 to junction New York Highway 104, thence along New York Highway 104 to junction New York Highway 251, thence along New York Highway 251 to junction New York State T. E. Dewey Thruway, thence along New York State T. E. Dewey Thruway to junction U.S. Highway 15, thence along U.S. Highway 15 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Niles, or Warren, or Youngstown, Ohio.

No. MC 103993 (Sub-No. E58), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated building*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and the completion of such buildings when shipped therewith, and *rejected shipments* of such buildings and commodities and equipment incidental to the handling of such commodities from all points in that part of Missouri east of U.S. Highway 63 to points in California and Nevada. The purpose of this filing is to eliminate the gateway of facilities of the Blinkly Company in Warren County, Mo.

No. MC 103993 (Sub-No. E63), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such commodities and equipment incidental to the handling of such commodities, from points in Kentucky, to all points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, Rhode Island, Washington, D.C., that part of New York south of a line beginning at the Pennsylvania-New York State line and extending along New York Highway 7 to the Vermont-New York State line, and that part of Pennsylvania south of a line beginning at the Pennsylvania-Ohio State line and extending along Interstate Highway 80 to junction Interstate Highway 81, thence along Interstate Highway 81 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of the facilities of Walker-Parkersburg, a division of Textron, Inc., at Parkersburg, W. Va.





No. MC 103993 (Sub-No. E66), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such commodities and equipment incidental to the handling of such commodities, from points in Florida and Georgia, to points in Maine, New Hampshire, Vermont, and that part of New York north of a line beginning at the Pennsylvania-New York State line, and extending east on New York Highway 7 to the Vermont-New York State line. The purpose of this filing is to eliminate the gateways of Niles, Warren, or Youngstown, Ohio.

No. MCC 103993 (Sub-No. E67), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such buildings and commodities and equipment incidental to the handling of such commodities, from points in that part of Florida south of a line beginning at Bayport, Fla., and extending east along Florida Highway 595 to the junction of Florida Highway 50, thence east along Florida Highway 50 to the junction of Interstate Highway 95, thence along Interstate Highway 95 to the junction of Florida Highway 70, thence along Florida Highway 70 to Fort Pierce, Fla. The purpose of this filing is to eliminate the gateway of Pinellas County, Fla.

No. MC 103993 (Sub-No. E68), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such buildings and commodities and equipment incidental to the handling of such commodities (except buildings and commodities the transportation of which because of size or weight require the use of special equipment), from all points in Illinois, Indiana, Kentucky, Ohio, West Virginia, that part of Michigan south of a line extending east from Luddington, Mich., along U.S. Highway 10 to Bay City, Mich., and that part of Iowa east of Interstate Highway 35, to all points in Montana and Wyoming. The purpose of this filing is to eliminate the gateway of Polk County, Iowa.

No. MC 103993 (Sub-No. E71), filed May 24, 1974. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Frank A. Antonovitz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, complete, knocked down, or in sections, and *equipment* and *materials* incidental to the erection and completion of such buildings when shipped therewith, and *rejected shipments* of such buildings and commodities and equipment incidental to the handling of such commodities, from all points in Alabama, Georgia, Kentucky, Ohio, Tennessee, West Virginia, and in that part of Michigan south of a line extending east from Luddington, Mich., along U.S. Highway 10 to Bay City, Mich., to all points in North Dakota and South Dakota. The purpose of this filing is to eliminate the gateway of Indiana.

No. MC 107012 (Sub-No. E12), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: New household furnishings, crated, from Oklahoma City, Vinita, and Beckham Counties, Okla., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, and West Virginia. The purpose of this filing is to eliminate the gateway of Evansville, Ind.

No. MC 107012 (Sub-No. E21), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Air moving equipment* (except commodities which because of their size or weight require the use of special equipment), from the plant sites of ILG Industries, Inc., at Chicago, Ill., to points in Arizona, California, New Mexico, Oklahoma, and Texas. RESTRICTION: Said operations are restricted to the transportation of traffic originating at the above-named plant site. The purpose of this filing is to eliminate the gateway of Clay or Greene Counties, Ark.

No. MC 108119 (Sub-No. E6), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment used or useful in road construction, mining, logging, and sawmill, operations, which because of size and weight, require special handling or the use of special equipment and *related parts, materials*, and *supplies* (not requiring special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment; and (2) *Such commodities* as contractors' equipment, heavy and bulky articles, or machinery which are self-propelled articles, each weighing 15,000 pounds or more, and which, because of size or weight, require special handling, or the use of special equipment, and related machinery tools, parts, and supplies moving in connection therewith; (a) between points in Idaho in and north of Clearwater and Lewis Counties and that part of Idaho County on and west of U.S. Highway 95, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 281, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of U.S. Highway 281, that part of Oklahoma on and east of U.S. Highway 281, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of U.S. Highway 281, Tennessee, that part of Texas on and east of U.S. Highway 281, Vermont, Virginia, West Virginia, and Wisconsin;

(b) Between points in Idaho within Custer, Lemhi, and Valley Counties, and points in Idaho east of U.S. Highway 95,



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on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 77, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line extending along U.S. Highway 81 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of U.S. Highway 281, that part of Oklahoma on and east of a line extending along U.S. Highway 177 to junction Oklahoma Highway 13, thence along Oklahoma Highway 13 to junction Oklahoma Highway 99, thence along Oklahoma Highway 99 to junction Oklahoma Highway 78, thence along Oklahoma Highway 78 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending along U.S. Highway 281 to junction South Dakota Highway 50, thence along South Dakota Highway 50 to Yankton, S. Dak., thence along U.S. Highway 81 to the South Dakota-Nebraska State line, Tenn., that part of Texas on and east of a line extending along U.S. Highway 69 to junction Texas Highway 19, thence along Texas Highway 19 to Huntsville, Tex., thence along Interstate Highway 45 to Houston, Tex., thence along Texas Highway 288 to the Gulf of Mexico, Vermont, Virginia, West Virginia, and Wisconsin;

(c) Between points in Idaho within Adams, Washington, Payette, Gem, Canyon, and Ada Counties, on the one hand, and, on the other, points in Alabama, that part of Arkansas on and east of a line extending from Ft. Smith, Ark., along U.S. Highway 71 to the Arkansas-Louisiana State line, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 75, Kentucky, that part of Louisiana on and east of a line extending along U.S. Highway 71 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 27, thence along Louisiana Highway 27 to the Gulf of Mexico near Creole, La., Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line extending along U.S. Highway 81 to junction U.S. Highway 275, thence along U.S. Highway 275 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to junction Nebraska Highway 50, thence along Nebraska Highway 50 to junction Nebraska Highway 4, thence along Nebraska Highway 4 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of U.S. Highway 281, that part of Oklahoma on and east of a line extending along U.S. Highway 75 to Tulsa, Okla., thence along Muskogee Turnpike to junction Interstate Highway 40, thence along Interstate Highway 40 to the Oklahoma-Arkansas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending along U.S. Highway 281 to junction U.S. Highway 16, thence along U.S. Highway 16 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction South Dakota Highway 50, thence along South Dakota Highway 50 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin;

(d) Between points in Idaho within Boise, Elmore, Owyhee, Twin Falls, Gooding, and Camas Counties, on the one hand, and, on the other, points in Alabama, that part of Arkansas on and east of U.S. Highway 65, Connecticut, Delaware, District of Columbia, Florida, Georgia, that part of Iowa on and east of a line extending along Interstate Highway 29 to junction Iowa Highway 141, thence along Iowa Highway 141 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction U.S. Highway 169, thence along U.S. Highway 169 to junction Iowa Highway 2, thence along Iowa Highway 2 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Iowa-Missouri State line, Kentucky, that part of Louisiana on and east of a line extending along Interstate Highway 55 to junction Interstate Highway 10, thence along Interstate Highway 10 to junction Louisiana Highway 23, thence along Louisiana Highway 23 to the Gulf of Mexico, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, that part of Mississippi on and east of a line extending along Mississippi Highway 27 to junction Interstate Highway 55, thence along Interstate Highway 55 to the Louisiana State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota, on and east of U.S. Highway 281, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending along U.S. Highway 281 to junction U.S. Highway 212, thence along U.S. Highway 212 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction South Dakota Highway 50, thence along South Dakota Highway 50 to junction U.S. Highway 77, thence along U.S. Highway 77 to the South Dakota-Iowa State line, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin;

(e) Between points in Idaho within Blaine, Butte, Lincoln, Jerome, Minidoka, Power, and Cassia Counties, and the commercial zone of Pocatello, on the one hand, and, on the other, points in Alabama, that part of Arkansas on and east of a line extending along U.S. Highway 63 to junction Arkansas Highway 1, thence along Arkansas Highway 1 to junction U.S. Highway 49, thence along U.S. Highway 49 to the Arkansas-Mississippi State line, Connecticut, Delaware, District of Columbia, Florida, Georgia, that part of Iowa on, north, and east of a line extending along Iowa Highway 141 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 218, thence along U.S. Highway 218 to the Iowa-Illinois State line, Kentucky, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula), Minnesota, that part of Mississippi on and east of a line extending along Mississippi Highway 322 to junction U.S. Highway 49, thence along U.S. Highway 49 to junction U.S. Highway 49W, thence along U.S. Highway 49W to junction U.S. Highway 49, thence along U.S. Highway 49 to the Gulf of Mexico, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota, on and east of U.S. Highway 281, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending along U.S. Highway 281 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction U.S. Highway 18, thence along U.S. Highway 18 to the South Dakota-Nebraska State line, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; and

(f) Between points in Idaho in and east of Clark, Jefferson, Bingham, Bannock, and Oneida Counties, on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Georgia, that part of Iowa (on, north, and east of a line extending along U.S. Highway 18 to junction U.S. Highway 169, thence along U.S. Highway 169 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Iowa Highway 150, thence along Iowa Highway 150 to junction U.S. Highway 90, thence along U.S. Highway 30 to junction U.S. Highway 61, thence along U.S. Highway 61 to the Iowa-Illinois State line), Kentucky (points on and east of the Penny Riley Parkway), Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 18, Pennsylvania, Rhode Island, South Carolina, that part of south Dakota on and east of U.S. Highway 81 extending to junc South Dakota Highway 19, thence along South Dakota Highway 19 to junction U.S. Highway 18, thence along U.S. Highway 18 to the South Dakota-Iowa State line, that part of Tennessee on and east of a line extending along Tennessee Highway 48 to junction Natchez Trace Parkway, thence along Natchez Trace Parkway to the Tennessee-Mississippi State line, Vermont, Virginia, West Virginia, and Wisconsin, restricted in (1) and (2) above against the transportation of farm machinery, to or from Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming, and further restricted in (2) to commodities which are transported on trailers. The purpose of this filing is to eliminate the gateways of that part of Montana west of a line extending from the United States–Canada International Boundary line along U.S. Highway 89 to Livingston, Mont., thence along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line, including points on the indicated portions of the highways specified, and Minnesota.





No. MC 107012 (Sub-E81), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Jewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household appliances, uncrated*, (1) from points in Hartford County, Conn. to points in Caldwell, Catawba, Alleghany, Lincoln, Cleveland, Burke, Gaston, Ashe, Iredell, Avery, Yadkin, Wilkes, Watauga, Mecklenburg, Surry, Alexander, Cherokee, Clay, Jackson, Yancy, McDowell, Henderson, Haywood, Macon, Madison, Graham, Transylvania, Swain, Rutherford, Mitchell, Polk, Buncombe Counties, N.C.; Lancaster, Lexington, Calhoun, Fairfield, Darlington, Keeshaw, Chesterfield, Lee, Marlboro, Richland, Sumter, Aiken, Union, York, Newberry, McCormick, Lamens, Chester, Greenwood, Spartnburg, Edgefield, Saluda, Cherokee, Pickens, Anderson, Greenville, Ocomee, Abbeville, Cabell, Lincoln, Logan, Mingo, Putnam, Wayne, Boone Counties, W. Va.; (2) from points in Windham and Tolland Counties Conn., to points in Ashe, Avery, Burke, Lincoln, Cleveland, Caldwell, Catawba, Gaston, Iredell, Mecklenburg, Yadken Surry, Watauga, Wilkes, Alexander, Alleghany, Swain, Transylvania, Yancey, Rutherford, Mitchell, Clay, Polk, Madison, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Buncome, Cherokee Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Aiken, York, McCormick, Newberry, Saluda, Spartanburg, Edgefield, Union, Lamens, Greenwood, Chester, Cherokee, Greenville, Ocomee, Pickens, Abbeville, Anderson, Counties, S.C.; Williamson, Wayne, Lincoln, Logan, Mingo, Putnam, Boone, Cabell Counties, W. Va.

(3) From points in New London County, Conn., to points in Burke, Avery, Ashe, Alleghany, Caldwell, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Wilkes, Watauga, Surry, Yadkin, Alexander, Swain, Yancey, Cherokee, Transylvania, Rutherford, Clay, Macon, Madison, Graham, Mitchell, Haywood, Henderson, Jackson, McDowell, Polk, Buncombe Counties, N.C.; Calhoun Chesterfield, Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Aiken, Greenwood, Lamens, Edgefield, York, McCormick, Chester, Union, Spartanburg, Newberry, Saluda, Cherokee, Ocombee, Anderson, Pickens, Greenville, Abbeville Counties, S.C.; Williamson, Putnam, Cabell, Lincoln, Logan, Mingo, Wayne, Boone Counties, W. Va.; (4) from points in Litchfield, Conn., to points in Wilkesboro, Yadkin, Wilkes, Watauga, Surry, Mecklenburg, Lincoln, Iredell, Alleghany, Ashe, Gaston, Catawba, Cleveland, Caldwell, Burke, Avery, Alexander, Rutherford, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Swain, Transylvania, Yancey, Buncombe Counties, N.C.; Keeshaw, Sumter, Fairfield, Lee, Marlboro, Lancaster, Darlington, Chesterfield, Calhoun, Lexington, Richland, Aiken, Newberry, York, Union, Spartanburg, Saluda, Chester, Edgefield, McCormick, Greenwood, Lamens, Cherokee, Anderson, Greenville, Pickens, Ocomee, Abbeville Counties, S.C.; Mingo, Logan, Putnam, Lincoln, Cabell, Wayne, Boone Counties, W. Va.; (5) from points in New Haven, Fairfield, and Middlesex Counties, Conn.; Gaston, Yadkin, Cleveland, Wilkes, Watauga, Catawba, Burke, Caldwell, Avery, Iredell, Surry, Mecklenburg, Lincoln, Alexander, Alleghany, Ashe, Swain, Transylvania, Rutherford, Yancey, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Clay, Buncombe, Cherokee Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, Newberry, McCormick, Saluda, Spartanburg, Greenwood, Union, York, Lamens, Cherokee, Chester, Edgefield, Pidkens, Ocomee, Anderson, Abbeville, Greenville Counties, S.C.; Putnam, Mingo, Logan, Wayne, Lincoln, Boone, and Cabell Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E82), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in New Castle County, Del., to points in Florida; Douglas, Murray, Paulding, Heard, Dade, Floyd, Walker, Gordon, Chattooga, Carroll, Haralson, Catoosa, Whitfield, Polk, Bartow, Gilmer, Butts, Hart, Clarke, Gwinnett, Habersham, Henry, Barrow, Jackson, Hall, Cherokee, Towns, Jasper, Union, Clayton, Walton, Lumpkin, Madison, Stephens, White, Morgan, Newton, Oconee, Cobb, Coweta, Dawson, DeKalb, Elbert, Fannin, Fayette, Forsyth, Pickens, Franklin, Rabun, Fulton, Spalding, Rockdale, Banks, Richmond, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Jefferson, Hancock, Greene, Glascock, Emanuel, Columbia, Burke, Washington, Warren, Wilkes, Taliaferro, Treutlen, Wilkinson, Baldwin, Toombs, Wayne, Wheeler, Tattnall, Ware, Pierce, Montgomery, McIntosh, Glynn, Bacon, Brantley, Long, Jeff Davis, To Ware, Charlton, Colquitt, Sumter, Webster, Wilcox, Talbot, Cook, Upson, Twiggs, Quitman, Pulaski, Lamar, Jones, Pike, Irwin, Seminole, Houston, Stewart, Crawford, Harris, Grady, Schley, Turner, Peach, Baker, Echols, Ben Hill, Berrien, Taylor, Early, Dougherty, Troup, Dooly, Dodge, Bibb, Randolph, Muscogee, Clay, Monroe, Bleckley, Decatur, Crisp, Macon, Clinch, Coffee, Mitchell, Lowndes, Brooks, Calhoun, Lee, Tift, Miller, Worth, Chattahoo, Thomas, Terrell, Meriwether, Marion, Lanier, Telfair, Atkinson Counties, Ga.; Yancey, Transylvania, Polk, Swain, Rutherford, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Buncombe Counties, N.C.; Spartanburg, Newberry, Saluda, McCormick, Union, York, Lamens, Greenwood, Chester, Edgefield, Cherokee, Pickens, Greenville, Anderson, Ocomee, Abbeville, Wayne, Logan, Lincoln, Mingo, Putnam, Cabell, Boone Counties, W. Va.

(2) From points in Kent County, Del., to points in Florida; Douglas, Paulding, Gordon, Dade, Floyd, Catoosa, Chattooga, Whitfield, Carroll, Haralson, Murray, Walker, Polk, Heard, Bartow, Fayette, Dawson, Newton, Elbert, De Kalb, Oconee, Pickens, Madison, Jasper, Barrow, Lumpkin, Butts, Fulton, Jackson, Hall, Hart, Franklin, Forsyth, Henry, Morgan, Habersham, Cherokee, Towns, Gilmer, Gwinnett, Clarke, Clayton, Cobb, Rabun, Fannin, White, Spalding, Rockdale, Coweta, Stephens, Walton, Union, Banks, Burke, Wilkinson, Wilkes, Washington, Warren, Treutlen, Taliaferro, Richmond, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Jefferson, hancock, Greene, Glaseock, Emanuel, Columbia, Baldwin, Lee, Marion, Dougherty, Dooly, Stewart, Telfair, Taylor, Lanier, Lamar, Jones, Dodge, Worth, Grady, Echols, Harris, Decatur, Bibb, Early, Berrien, Lowndes, Ben Hill, Talbot, Macon, Sumter, Troup, Tift, Thomas, Irwin, Terrell, Muscogee, Meriwether, Crisp, Bleckley, Baker, Crawford, Monroe, Mitchell, Houston, Schley, Randolph, Quitman, Pulaski, Turner, Pike, Peach, Wilcox, Twiggs, Cook, Upson, Colquitt, Coffee, Clinch, Clay, Seminole, Miller, Chattahoo, Calhoun, Brooks, Webster, Atkinson Counties, Ga.; Swain, Rutherford, Cherokee, Clay, Graham, Haywood, Henderson, Transylvania, Yancey, Macon, Mitchell, Polk, Madison, Jackson, McDowell, Buncombe Counties, N.C.; Lamens, Greenwood, McCormick, York, Union, Saluda, Newberry, Edgefield, Spartanburg, Chester, Cherokee, Ocomee, Pickens, Anderson, Greenville, Abbeville, Counties, S.C.; Putnam, Wayne, Mingo,



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Lincoln, Logan, Cabell, Boone Counties, W. Va.

(3) From points in Sussex County, Del., to points in Gadsen Franklin, Liberty, Madison, Taylor, Wakulla, Leon, Gilchrist, Hamilton, Jefferson, Lafayette, Suwannee, Dixie, Columbia, Calhoun, Walton, Gulf, Escambia, Santa Rosa, Okaloosa, Jackson, Holmes, Washington, Bay, Pasco, Pinellas, Polk, Citrus, Seminole, Orange, Osceola, Henando, Hillsboro, Sumter, Volusia, Indian River, Lake, Brevard, Dade, Collier, Martin, Monroe, Palm Beach, St. Lucie, Broward, Hendry, Highlands, Hardee, Lee, Manatee, Sarasota, Glades, Okeechobee, De Sota, Charlotte Counties, Fla.; Chattooga, Carroll, Haralson, Walker, Polk, Paulding, Gordon, Murray, Dade, Douglas, Heard, Whitfield, Catoosa, Floyd, Bartow, Franklin, Butts, Spalding, Rockdale, Gwinnett, Forsyth, Habersham, Pickens, Rabun, Hall, Cherokee, Stephens, Clarke, Towns, Clayton, Cobb, Gilmer, Hart, Fulton, Borrow, Henry, Jackson, Coweta, Dawson, Jasper, Union, DeKalb, Lumpkin, Madison, Walton, Elbert, White, Fayette, Morgan, Newton, Fannin, Oconee, Banks, Crawford, Cook, Colquitt, Coffee, Crisp, Decatur, Dodge, Clinch, Clay, Chattahoo, Calhoun, Brooks, Dooly, Bleckley, Bibb, Berrien, Ben Hill, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Troup, Tift, Thomas, Terrell, Telfair, Taylor, Talbot, Sumter, Stewart, Seminole, Schley, Randolph, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Jones, Irwin, Houston, Harris, Grady, Echols, Early, Dougherty, Baker, Atkinson Counties, Ga.; Polk, Macon, Clay, Grahm, Haywood, Madison, Henderson, Jackson, Rutherford, Cherokee, Mitchell, McDowell, Yancey, Transylvania, Swain, Buncombe Counties, N.C.; Saluda, Spartanburg, Union, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, York, Pickens, Ocomee, Anderson, Greenville, Abbeville Counties, S.C.; Putnam, Wayne, Lincoln, Cabell, Logan, Mingo, Boone Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E83), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801 Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances uncrated*, from the District of Columbia to points in Florida, Chattooga, Murray, Gordon, Haralson, Polk, Floyd, Heard, Dade, Catoosa, Whitfield, Douglas, Walker, Carroll, Paulding, Bartow, Lumpkin, Madison, Coweta, Morgan, Newton, Oconee, Clarke, Pickens, Rabun, Rockdale, Spalding, Stephens, Towns, Union, Walton, DeKalb, White, Henry, Clayton, Jackson, Elbert, Jasper, Cobb, Fannin, Dawson, Fayette, Forsyth, Franklin, Barrow, Fulton, Gilmer, Butts, Cherokee, Gwinnett, Habersham, Hall, Hart, Banks, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Jefferson, Hancock, Greene, Glascock, Emanuel, Columbia, Burke, Treutlen, Taliaferro, Richmond, Wilkinson, Wilkes, Washington, Warren, Baldwin, Tattnal, Toombs, Pierce, Jeff Davis, Camden, Glynn, Charlton, McIntosh, Montgomery, Long, Ware, Wayne, Wheeler, To Ware, Bacon, Brantley, Appling, Worth, Wilcox, Webster, Dooly; Upson, Twiggs, Turner, Troup, Tift, Thomas, Terrell, Dodge, Telfair, Taylor, Decatur, Talbot, Crisp, Sumter, Crawford, Cook, Stewart, Seminole, Colquitt, Coffee, Schley, Randolph, Quitman, Clinch, Pulaski, Pike, Peach, Muscogee, Clay, Monroe, Mitchell, Chattahoo, Calhoun, Miller, Brooks, Meriwether, Bleckley, Bibb, Marion, Macon, Lowndes, Lee, Lanier, Berrien, Ben Hill, Lamar, Baker, Jones, Irwin, Houston, Harris, Grady, Echols, Early, Dougherty, Atkinson Counties, Ga.; Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, McDowell, Jackson, Haywood, Henderson, Macon, Graham, Clay, Cherokee, Buncombe Counties, N.C.; McCormick, Newberry, Saluda, Spartanburg, Union, York, Chester, Edgefield, Greenwood, Lamens, Cherokee, Pickens, Ocomee, Anderson, Greenville, Abbeville Counties, S.C. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E84), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Franklin, Kennebec, Lincoln, Andrscogin, Cumberland, York, Oxford, Sagadahoc Counties, Maine, to points in Gaston Lincoln, Iredell, Mecklenburg, Yadkin, Surry, Wilkes, Watauga, Cleveland, Catawba, Ashe, Caldwell, Alexander, Burke, Avery, Alleghany, Mitchell, Polk, Rutherford, Madison, Swain, Transylvania, Yancey, Macon, Graham, Cherokee, Henderson, Haywood, Clay, McDowell, Jackson, Buncombe Counties, N.C.; Lexington, Richland, Sumter, Marlboro, Aiken, Lee, Fairfield, Darlington, Chesterfield, Calhoun, Lancaster, Keeshaw, Union, York, Spartanburg, Edgefield, Saluda, Chester, Newberry, McCormick, Lamens, Greenwood, Cherokee, Abbeville, Pickens, Ocomee, Greenville, Anderson Counties, S.C.; Danville, Russell, Highland, Henry, Buchanan, Lee, Rockbridge, Washington, Tazewell, Buena Vist, Roanoke, Carroll, Campbell, Craig, Charlotte, Montgomery, Patrick, Martinsville, Bristol, Pulaski, Nelson, Norton, Salem, Covington, Radford, Staunton, Smyth, Floyd, Clif Forge, Dickenson, Lynchburg, So Boston, Giles, Franklin, Scott, Roanoke, Pitsylvania, Bedford, Halifax, Grayson, Wythe, Lexington, Galax, Wise, Amherst Appomattox, Bath, Augusta Alleghany, Botetourt, Bland, Bedford Counties, Va.; Summers, Raleigh, Mercer, Wyoming, Pocahontas, Monroe, McDowell, Greenbrier, Boone, Wayne, Mingo, Cabell, Putnam, Logan, Lincoln Counties, W. Va.

(2) From points in Waldo, Washington, Hancock, Knox Counties, Maine, to points in Chatham, Richmond, Wake, Union, Randolph, Vance, Stokes, Person, Davidson, Warren, Stanly, Davie, Orange, Durham, Forsyth, Franklin, Granville, Guilford, Lee, Montgomery, Rockingham, Rowan, Moore, Caswell, Cabarrus, Anson, Allamance, Iredell, Catawba, Lincoln, Mecklenburg, Surry, Burke, Watauga, Wilkes, Caldwell, Yadkin, Cleveland, Gaston, Avery, Ashe, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Translyvania, Madison, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Graham, Clay, Buncombe, Cherokee Counties, N.C.; Keeshaw, Lexington, Marlboro, Richland, Fairfield, Sumter, Lee, Lancaster, Aiken, Calhoun, Darlington, Chesterfield, York, Spartanburg, Union, Saluda, Lamens, McCormick, Newberry, Cherokee, Chester, Edgefield, Greenwood, Hampton, Charleston, Berkeley, Dorchester, Colleton, Jasper, Orangeburg, Allendale, Bamberg, Beaufort, Barnwell, Pickens, Abbeville, Anderson, Ocomee, Greenville Counties, S.C.; Bland, Bedford, Salem; Galax, Bath, Botetourt, Martinsville, Nelson, Danville, Covington, Cliff Forge, Bristol, Bedford, South Boston, Lynchburg, Roanoke, Lexington, Floyd, Franklin, Giles, Grayson, Halifax, Henry, Wythe, Highland, Montgomery, Washington, Lee, Staunton, Wise, Tazewell, Smyth, Scott, Dickenson, Russell, Charlotte, Craig, Carroll, Rockbridge, Roanoke, Buchanan, Pulaski, Campbell, Pitsylvania, Patrick, Radford, Norton, Buena Vista, Augusta, Appomattox, Amherst, Alleghany Counties, Va.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Nicholas, Webster, Kanawha, Fayette, Clay, Braxton, Mingo, Putnam, Wayne, Logan, Lincoln Cabell. Boone Counties, W. Va.

(3) From points in Anoostook, Penobscot, Piscataqui and Somerset Counties, Maine, to points in Rockingham, Durham, Montgomery, Vance, Lee, Stanly, Orange, Rowan, Moore, Randolph, Richmond, Forsyth, Person, Chatham, Franklin, Stokes, Granville, Davidson, Wake, Guilford, Warren, Davie, Union, Alamance, Anson, Cabarrus, Caswell, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Burke, Caldwell, Alexander, Alleghany, Ashe, Avery, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Buncombe, Cherokee, Clay, Graham Counties, N.C.; Keeshaw, Lancaster, Marlboro, Lexington, Lee, Richland, Fairfield, Sumter, Aiken, Calhoun, Chesterfield, Darlington, McCormick, Newberry, Saluda, Spartanburg, Lamens, Union, York, Cherokee, Chester, Edgefield, Greenwood, Berkeley, Charleston, Colleton, Jasper, Dorchester, Orangeburg, Hampton, Allendale, Bamberg, Barnwell, Beaufort, Pickens, Abbeville, Anderson, Greenville, Ocomee, Lee, Washington, Tazewell, Highland, Henry, Halifax, Grayson, Giles, Franklin, Floyd, Dickenson, Smyth, Craig, Scott, Russell, Bath, Rockbridge, Charlotte, Bedford, Wythe, Roanoke, Pulaski, Pitsylvania,





Patrick, Carroll, Campbell, Nelson, Montgomery, Wise, Bland, Bedford, Buchanan, Bristol, Staunton, South Boston, Lynchburg, Salem, Roanoke, Radford, Norton, Martinsville, Lexington, Galax, Danville, Covington, Clif Forge, Buena Vista, Botetourt, Augusta, Appomattox, Amherst, Alleghany Counties, Va.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Webster, Nicholas, Braxton, Clay, Fayette, Kanawha, Mingo, Putnam, Wayne, Boone, Cabell, Lincoln, Logan, Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E85), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Baltimore, Balt. City, Carroll, Cecil, Frederick, Hartford, Howard, Kent Counties, Md., to points in Florida; Paulding, Polk, Haralson, Walker, Whitfield, Heard, Murray, Catoosa, Bartow, Chattooga, Douglas, Floyd, Carroll, Dade, Gordon, Lumpkin, Madison, Morgan, Newton, Oconee, Pickens, Rabun, Rockdale, Spalding, Stephens, Towns, Union, Walton, White, Dawson, DeKalb, Elbert, Fannin, Fayette, Forsyth, Franklin, Fulton, Gilmer, Gwinnett, Habersham, Hall, Hart, Henry, Jackson, Jasper, Clayton, Coweta, Cobb, Butts, Cherokee, Clarke, Banks, Barrow, Warren, Treutlen, Taliaferro, Richmond, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Wilkes, Washington, Wilkinson, Hancock, Emanuel, Glascock, Jefferson, Burke, Columbia, Balwin, Greene, Montgomery, To Ware, Ware, Pierce, Wheeler, McIntosh, Toombs, Tattnall, Wayne, Bacon, Appling, Brantley, Camden, Charlton, Glynn, Long, Jeff Davis, Dodge, Decatur, Crisp, Crawford, Cook, Colquitt, Coffee, Clinch, Clay, Chattahoo, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Dooly, Troup, Tift, Thomas, Terrell, Telfair, Taylor, Talbot, Sumter, Stewart, Seminole, Schley, Randolph, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Jones, Irwin, Houston, Harris, Grady, Echols, Early, Cougherty, Baker, Atkinson, Ben Hill, Berrien, Bibb, Bleckley, Calhoun, Brooks, Mitchell, Polk, Rutherford, Madison, Swain, Transylvania, Yancey, Macon, Buncombe, Cherokee, Clay, McDowell, Jackson, Henderson, Haywood, Graham Counties, N.C.; Spartanburg, Union, York, McCormick, Chester, Cherokee, Newberry, Greenwood, Lamens, Saluda, Edgefield, Greenville, Pickens, Anderson, Ocomee, Abbeville Counties, S.C.

(2) From points in Ann Arundel, Caroline, Calvert, Charles, Montgomery, Prince George, Queen Anne, St. Marys, Talbot, Counties, Md., to points in Florida; Murray, Paulding, Whitfield, Heard, Polk, Walker, Bartow, Chattooga, Carroll, Catoosa, Dade, Douglas, Floyd, Gordon, Haralson, Lumpkin, Madison, Morgan, Newton, Oconee, Pickens, Rabun, Rockdale, Spalding, Stephens, Towns, Union, Walton, White, Jasper, DeKalb, Elbert, Fannin, Fayette, Forsyth, Franklin, Fulton, Gilmer, Gwinnett, Habersham, Hall, Hart, Henry, Jackson, Barrow, Butts, Cherokee, Clarke, Clayton, Cobb, Coweta, Dawson, Banks, Johnson, Laurens, Lincoln, Wilkinson, Wilkes, Washington, Warren, Treutlen, Taliaferro, Richmond, Putnam, Oglethorpe, McDuffie, Burke, Columbia, Emanuel, Glascock, Greene, Hancock, Jefferson, Jenkins, Baldwin, Dodge, Decatur, Crisp, Crawford, Cook, Colquitt, Coffee, Clinch, Echols, Grady, Harris, Irwin, Houston, Jones, Dooly, Dougherty, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Troup, Talbot, Thomas, Terrell, Telfair, Taylor, Randolph, Sumter, Stewart, Seminole, Schley, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Early, Berrien, Bleckley, Bibb, Brooks, Calhoun, Chattahoo, Atkinson, Baker, Ben Hill Counties, Ga.; Mitchell, Polk, Madison, Rutherford, Swain, Transylvania, Yancey, Jackson, Haywood, Henderson, Graham, Clay, McDowell, Buncombe, Macon, Cherokee Counties, N.C.; Union, York, Cherokee, Chester, Edgefield, Greenwood, Lamens, Newberry, Saluda, Spartanburg, McCormick, Greenville, Abbeville, Pickens, Ocomee. Anderson Counties, S.C

(3) From points in Allegany, Garrett, and Washington Counties, Md., to points in Florida; Georgia; Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Buncombe, Cherokee, Clay Counties, N.C.; Newberry, McCormick, Saluda, Spartanburg, Union, York, Greenwood, Lamens, Cherokee, Chester, Edgefield, Ocomee, Pickens, Abbeville, Anderson, Greenville Counties, S.C.; (4) from points in Dorchester, Somerset, Wicomico, and Worcester Counties, Md., to points in Madison, Suwannee, Liberty, Gilchrist, Wakulla, Taylor, Hamilton, Jefferson, Lafayette, Leon, Columbia, Dixie, Franklin, Gadsen, Washington, Santa Rosa, Okaloosa, Walton, Jackson, Holmes, Bay, Calhoun, Escambia, Gulf, St. Lucie, Monroe, Palm Beach, Broward, Collier, Dade, Martin, Okeechobee, Lee, Highlands, Manatee, Sarasota, Hendry, Charlotte, De Soto, Glades, Hardee Counties, Fla.; Floyd, Gordon, Heard, Dade, Polk, Paulding, Douglas, Murray, Haralson, Walker, Whitfield, Catoosa, Bartow, Chattooga, Carroll, Lumpkin, Madison, Morgan, Newton, Oconee, Pickens, Rabun, Rockdale, Spalding, Stephens, Towns, Union, Walton, White, Clarke, Clayton, Cobb, Coweta, Dawson, DeKalb, Elbert, Fannin, Fayette, Forsyth, Franklin, Fulton, Gilmer, Gwinnett, Habersham, Hall, Hart, Jasper, Henry, Jackson, Banks, Barrow, Butts, Cherokee, Dodge, Decatur, Crisp, Crawford, Dougherty, Dooly, Early, Echols, Grady, Cook, Harris, Irwin, Colquitt, Houston, Coffee, Clinch, Clay, Chattahoo, Calhoun, Brooks, Bleckley, Bibb, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Troup, Tift, Thomas, Terrell, Telfair, Taylor, Talbot, Sumter, Stewart, Seminole, Schley, Randolph, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Jones, Berrien, Atkinson, Baker, Ben Hill, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, Haywood, Henderson, Jackson, McDowell, Macon, Buncombe, Cherokee, Clay, Graham Counties, N.C.; Pickens, Greenville, Ocomee, Abbeville, Anderson, Counties, S.C.; Wayne, Mingo, Putnam, Logan, Boone, Cabell, Lincoln Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E86), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Hampton, Berkshire, Franklin, and Hampshire Counties, Mass., to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Catawba, Yadkin, Caldwell, Cleveland, Iredell, Burke, Gaston, Avery, Ashe, Alexander, Alleghany, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, Haywood, Henderson, Jackson, McDowell, Macon, Graham, Clay, Buncombe, Cherokee Counties, N.C.; Sumter, Lee, Marlboro, Lancaster, Lexington, Fairfield, Keeshaw, Richland, Darlington, Chesterfield, Newberry, Saluda, Spartanburg, Union, York, McCormick, Lamens, Greenwood, Edgefield, Cherokee, Chester, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.; Wayne, Putnam, Mingo, Logan, Lincoln, Boone, Cabell Counties, W. Va.; (2) from points in Dorcester County, Mass., to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Iredell, Alleghany, Ashe, Avery, Burke, Caldwell, Catawba, Cleveland, Gaston, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Buncombe Counties, N.C.; Fairfield, Sumter, Richland, Lancaster, Chesterfield, Lee, Lexington, Calhoun, Marlboro, Keeshaw, Darlington, Aiken, Newberry, Saluda, Spartanburg, Union, York, Chester, Edgefield, McCormick, Greenwood, Lamens, Cherokee, Anderson, Pickens, Greenville, Ocomee, Abbeville Counties, S.C.; Putnam, Mingo, Wayne, Cabell, Lincoln, Logan, Boone Counties, W. Va.

(3) From points in Suffolk, Essex, Middlesex, Norfolk Counties, Mass., to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Burke, Caldwell, Iredell, Gaston, Catawba, Cleveland, Avery, Ashe, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, Jackson, Henderson, Haywood, Macon, McDowell, Graham, Clay, Cherokee, Buncombe, Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster,



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Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Aiken, Newberry, Saluda, Apartanburg, McCormick, Union, York, Lamens, Greenwood, Edgefield, Chester, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville, Pocahontas, Wyoming, Summers, Raleigh, Monroe, Mercer, McDowell, Greenbrier, Wayne, Mingo, Putnam, Logan, Lincoln, Cabell, Boone Counties, W. Va.; (4) from points in Plymouth, Barnstable, Bristol, Dukes, Counties, Mass., to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Burke, Caldwell, Catawba, Cleveland, Iredell, Gaston, Ashe, Alleghany, Avery, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Macon, Madison, McDowell, Jackson, Haywood, Henderson, Clay, Cherokee, Buncombe, Graham Counties, N.C.; Fairfield, Marlboro, Keeshaw, Lexington, Lee, Sumter, Richland, Lancaster, Chesterfield, Calhoun, Aiken, Darlington, Newberry, Saluda, Spartanburg, McCormick, Union, Lamens, York, Greenwood, Edgefield, Chester, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville, Wayne, Mingo, Putnam, Logan, Lincoln, Cabell, Boone Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc. 75-20480 Filed 8-5-75;8:45 am]

## OFFICE OF TELECOMMUNICATIONS POLICY

### ELECTROMAGNETIC RADIATION MANAGEMENT ADVISORY COUNCIL

#### Meeting

Notice is hereby given that the Electromagnetic Radiation Management Advisory Council (ERMAC) will meet at 9:00 a.m., in Room 730, Office of Telecommunications Policy, 1800 G Street NW., Washington, D.C., on Thursday and Friday, August 21 and 22, 1975.

The meeting will consist of a workshop-seminar on research pertaining to possible genetic-hereditary-growth and/or developmental effects of nonionizing electromagnetic radiation.

The meeting will be open to the public; any member of the public will be permitted to file a written statement with the Council, before or after the meeting.

The names of the members of the Council, a copy of the agenda, a summary of the meeting, and other information pertaining to the meeting may be obtained from LCDR David Brown, Office of Telecommunications Policy, Washington, D.C. 20504 (telephone: 202-395-4737).

Dated: August 5, 1975.

BROMLEY SMITH,
*Advisory Committee,*
*Management Officer.*

[FR Doc.75-20510 Filed 8-5-75;10:04 am]



federal register

WEDNESDAY, AUGUST 6, 1975




PART II:

# ENVIRONMENTAL PROTECTION AGENCY

■

## AIR PROGRAM

Five Categories of Sources in the Phosphate Fertilizer Industry

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Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 392-7]

## PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

### Five Categories of Sources in the Phosphate Fertilizer Industry

On October 22, 1974 (39 FR 37602), under section 111 of the Clean Air Act, as amended, the Administrator proposed standards of performance for five new affected facilities within the phosphate fertilizer industry as follows: Wet-process phosphoric acid plants, superphosphoric acid plants, diammonium phosphate plants, triple superphosphate plants, and granular triple superphosphate storage facilities.

Interested parties participated in the rulemaking by sending comments to EPA. The Freedom of Information Center, Rm 202 West Tower, 401 M Street, SW., Washington, D.C. has copies of the comment letters received and a summary of the issues and Agency responses available for public inspection. In addition, copies of the issue summary and Agency responses may be obtained upon written request from the EPA Public Information Center (PM-215), 401 M Street, SW., Washington, D.C. 20460 (specify "Comment Summary: Phosphate Fertilizer Industry"). The comments have been considered and where determined by the Administrator to be appropriate, revisions have been made to the proposed standards, and the revised version of the standards of performance for five source categories within the phosphate fertilizer industry are herein promulgated. The principal revisions to the proposed standards and the Agency's responses to major comments are summarized below.

#### Definitions

The comment was made that the designation of affected facilities (§§ 60.200, 60.210, 60.220, 60.230, and 60.240) were confusing as written in the proposed regulations. As a result of the proposed wording, each component of an affected facility could have been considered a separate affected facility. Since this was not the intent, the affected facility designations have been reworded. In the new wording, the listing of components of an affected facility is intended for identification of those emission sources to which the standard for fluorides applies. Any sources not listed are not covered by the standard. Additionally, the definition of a "superphosphoric acid plant" has been changed to include facilities which concentrate wet-process phosphoric acid to 66 percent or greater $P_2O_5$ content instead of 60 percent as specified in the proposed regulations. This was the result of a comment stating that solvent extracted acids could be evaporated to greater than 60 percent $P_2O_5$ using conventional evaporators in the wet-process phosphoric acid plant. The revision clarifies the original intention of preventing certain wet-process phosphoric acid plants from being subject to the more restrictive standard for superphosphoric acid plants.

One commentator was concerned that a loose interpretation of the definition of the affected facility for diammonium phosphate plants might result in certain liquid fertilizer plants becoming subject to the standards. Therefore, the word "granular" has been inserted before "diammonium phosphate plant" in the appropriate places in subpart V to clarify the intended meaning.

Under the standards for triple superphosphate plants in § 60.231(b), the term "by weight" has been added to the definition of "run-of-pile triple superphosphate." Apparently it was not clear as to whether "25 percent of which (when not caked) will pass through a 16 mesh screen" referred to percent by weight or by particle count.

#### Opacity Standards

Many commentators challenged the proposed opacity standards on the grounds that EPA had shown no correlation between fluoride emissions and plume opacity, and that no data were presented which showed that a violation of the proposed opacity standard would indicate simultaneous violation of the proposed fluoride standard. For the opacity standard to be used as an enforcement tool to indicate possible violation of the fluoride standard, such a correlation must be established. The Agency has reevaluated the opacity test data and determined that the correlation is insufficient to support a standard. Therefore, standards for visible emissions for diammonium phosphate plants, triple superphosphate plants, and granular triple superphosphate storage facilities have been deleted. This action, however, is not meant to set a precedent regarding promulgation of visible emission standards. The situation which necessitates this decision relates only to fluoride emissions. In the future, the Agency will continue to set opacity standards for affected facilities where such standards are desirable and warranted based on test data.

In place of the opacity standard, a provision has been added which requires an owner or operator to monitor the total pressure drop across an affected facility's scrubbing system. This requirement will provide an affected facility's scrubbing system. This requirement will provide for a record of the operating conditions of the control system, and will serve as an effective method for monitoring compliance with the fluoride standards.

#### Reference Methods 13A and 13B

Reference Methods 13A and 13B, which prescribed testing and analysis procedures for fluoride emissions, were originally proposed along with standards of performance for the primary aluminum industry (39 FR 37730). However, these methods have been included with the standards of performance for the phosphate fertilizer industry and the the fertilizer standards are being promulgated before the primary aluminum standards. Comments were received from the phosphate fertilizer industry and the primary aluminum industry as the methods are applicable to both industries. The majority of the comments discussed possible changes to procedures and to equipment specifications. As a result of these comments some minor changes were made. Additionally, it has been determined that acetone causes a positive interference in the analytical procedures. Although the bases for the standard are not affected, the acetone wash has been deleted in both methods to prevent potential errors. Reference Method 13A has been revised to restrict the distillation procedure (Section 7.3.4) to 175°C instead of the proposed 180°C in order to prevent positive interferences introduced by sulfuric acid carryover in the distillate at the higher temperatures. Some commentators expressed a desire to replace the methods with totally different methods of analysis. They felt they should not be restricted to using only those methods published by the Agency. However, in response to these comments, an equivalent or alternative method may be used after approval by the Administrator according to the provisions of § 60.8(b) of the regulations (as revised in 39 FR 9308).

#### Fluoride Control

Comments were received which questioned the need for Federal fluoride control because fluoride emissions are localized and ambient fluoride concentrations are very low. As discussed in the preamble to the proposed regulations, fluoride was the only pollutant other than the criteria pollutants, specifically named as requiring Federal action in the March 1970 "Report of the Secretary of Health, Education, and Welfare to the United States (91st) Congress." The report concluded that "inorganic fluorides are highly irritant and toxic gases" which, even in low ambient concentrations, have adverse effects on plants and animals. The United States Senate Committee on Public Works in its report on the Clean Air Amendments of 1970 (Senate Report No. 91-1196, September 17, 1970, page 9) included fluorides on a list of contaminants which have broad national impact and require Federal action.

One commentator questioned EPA's use of section 111 of the Clean Air Act, as amended, as a means of controlling fluoride air pollution. Again, as was mentioned in the preamble to the proposed regulations, the "Preferred Standards Path Report for Fluorides" (November 1972) concluded that the most appropriate control strategy is through section 111. A copy of this report is available for inspection during normal business hours at the Freedom of Information Center, Environmental Protection Agency, 401 M Street, SW., Washington, D.C.

Another objection was voiced concerning the preamble statement that the "phosphate fertilizer industry is a major source of fluoride air pollution." According to the "Engineering and Cost Effectiveness Study of Fluoride Emissions Control" (Contract EHSD 71-14) published in January 1972, the phosphate fertilizer industry ranks near the top of the list of fluoride emitters in the U.S., accounting for nearly 14 percent of the total soluble fluorides emitted every year. The Agency contends that these facts justify naming the phosphate fertilizer industry a major source of fluorides.





#### Diammonium Phosphate Standard

One commentator contended that the fluoride standard for diammonium phosphate plants could not be met under certain extreme conditions. During periods of high air flow rates through the scrubbing system, high ambient temperatures, and high fluoride content in scrubber liquor, the commentator suggested that the standard would not be met even by sources utilizing best demonstrated control technology. This comment was refuted for two reasons: (1) The surmised extreme conditions would not occur and (2) even if the conditions did occur, the performance of the control system would be such as to meet the standard anyway. Thus the fluoride standard for diammonium phosphate plants was not revised.

#### Pond Water Standards

The question of the standards for pond water was raised in the comments. The commentator felt that it would have been more logical if the Agency had postponed proposal of the phosphate fertilizer regulations until standards of performance for pond water had also been decided upon, instead of EPA saying that such pond water standards might be set in the future. EPA researched pond water standards along with the other fertilizer standards, but due to the complex nature of pond chemistry and a general lack of available information, simultaneous proposal was not feasible. Rather than delay new source fluoride control regulations, possibly for several years, the Agency decided to proceed with standards for five categories of sources within the industry.

#### Economic Impact

As was indicated by the comments received, clarification of some of the Agency's statements concerning the economic impact of the standards is necessary. First, the statement that "for three of the five standards there will be no increase in power consumption over that which results from State and local standards" is misleading as written in the preamble to the proposed regulations. The statement should have been qualified in that this conclusion was based on projected construction in the industry through 1980, and was not meant to be applicable past that time. Second, some comments suggested that the cost data in the background document were out of date. Of course the time between the gathering of economic data and the proposal of regulations may be as long as a year or two because of necessary intermediate steps in the standard setting process, however, the economic data are developed with future industry growth and financial status in mind, and therefore, the analysis should be viable at the time of standard proposal. Third, an objection was raised to the statement that "the disparity in cost between triple superphosphate and diammonium phosphate will only hasten the trend toward production of diammonium phosphate." The commentator felt that EPA should not place itself in a position of regulating fertilizer production. In response, the Agency does not set standards to regulate production. The standards are set to employ the best system of emission reduction considering cost. The standards will basically require use of a packed scrubber for compliance in each of the five phosphate fertilizer source categories. In this instance, control costs (although considered reasonable for both source categories) are higher for triple superphosphate plants than for diammonium phosphate plants. The reasons for this are that (1) larger gas volumes must be scrubbed in triple superphosphate facilities and (2) triple suprephosphate storage facility emissions must also be scrubbed. However, the greater costs can be partially offset in a plant producing both granular triple superphosphate and diammonium phosphate with the same manufacturing facility and same control device. Such a facility can optimize utilization of the owner's capital by operating his phosphoric acid plant at full capacity and producing a product mix that will maximize profits. The information gathered by the Agency indicates that all new facilities equipped to manufacture diammonium phosphate will also produce granular triple superphosphate to satisfy demand for direct application materials and exports.

#### Control of Total Fluorides

Most of the commentators objected to EPA's control of "total fluorides" rather than "gaseous and water soluble fluorides." The rationale for deciding to set standards for total fluorides is presented on pages 5 and 6 of volume 1 of the background document. Essentially the rationale is that some "insoluble" fluoride compounds will slowly dissolve if allowed to remain in the water-impinger section of the sample train. Since EPA did not closely control the time between capture and filtration of the fluoride samples, the change was made to insure a more accurate data base. Additional comments on this subject revealed concern that the switch to total fluorides would bring phosphate rock operations under the standards. EPA did not intend such operations to be controlled by these regulations, and did not include them in the definitions of affected facilities; however, standards for these operations are currently under development within the Agency.

#### Monitoring Requirements

Several comments were received with regard to the sections requiring a flow measuring device which has an accuracy of ± 5 percent over its operating range. The commentators felt that this accuracy could not be met and that the capital and operating costs outweighed anticipated utility. First of all, "weigh-belts" are common devices in the phosphate fertilizer industry as raw material feeds are routinely measured. EPA felt there would be no economic impact resulting from this requirement because plants would have normally installed weighing devices anyway. Second, contacts with the industry led EPA to believe that the ± 5 percent accuracy requirement would be easily met, and a search of pertinent literature showed that weighing devices with ± 1 percent accuracy are commercially available.

#### Performance Test Procedures

Finally some comments specifically addressed § 60.245 (now § 60.244) of the proposed granular triple superphosphate storage facility standards. The first two remarks contended that it is impossible to tell when the storage building is filled to at least 10 percent of the building capacity without requiring an expensive engineering survey, and that it was also impossible to tell how much triple superphosphate in the building is fresh and how much is over 10 days old. EPA's experience has been that plants typically make surveys to determine the amount of triple superphosphate stored, and typically keep good records of the movement of triple superphosphate into and out of storage so that it is possible to make a good estimate of the age and amount of product. In light of data gathered during testing, the Agency disagrees with the above contentions and feels the requirements are reasonable. A third comment stated that § 60.244 (proposed § 60.245) was too restrictive, could not be met with partially filled storage facilities, and that the 10 percent requirement was not valid or practical. In response, the requirement of § 60.244(d)(1) is that "at least 10 percent of the building capacity" contain granular triple superphosphate. This means that, for a performance test, an owner or operator could have more than 10 percent of the building filled. In fact it is to his advantage to have more than 10 percent because of the likelihood of decreased emissions (in units of the standard) as calculated by the equation in § 60.244(g). The data obtained by the Agency show that the standard can be met with partially filled buildings. One commentator did not agree with the requirement in § 60.244(e) [proposed § 60.245(e)] to have at least five days maximum production of fresh granular triple superphosphate in the storage building before a performance test. The commentator felt this section was unreasonable because it dictated production schedules for triple superphosphate. However, this section applies only when the requirements of § 60.244(d)(2) [proposed § 60.245(d)(2)] are not met. In addition this requirement is not unreasonable regarding production schedules because performance tests are not required at regular intervals. A performance test is conducted after a facility begins operation; additional performance tests are conducted only when the facility is suspected of violation of the standard of performance.



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*Effective date.* In accordance with section 111 of the Act, these regulations prescribing standards of performance for the selected stationary sources are effective on August 4, 1975, and apply to sources at which construction or modification commenced after October 22, 1974.

RUSSELL E. TRAIN,
*Administrator.*

JULY 25, 1975.

Part 60 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

1. The table of sections is amended by adding Subparts T, U, V, W, and X and revising Appendix A to read as follows:

* * * * *


**Subpart T—Standards of Performance for the Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants**

60.200 Applicability and designation of affected facility.
60.201 Definitions.
60.202 Standard for fluorides.
60.203 Monitoring of operations.
60.204 Test methods and procedures.

**Subpart U—Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants**

60.210 Applicability and designation of affected facility.
60.211 Definitions.
60.212 Standard for fluorides.
60.213 Monitoring of operations.
60.214 Test methods and procedures.

**Subpart V—Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants**

60.220 Applicability and designation of affected facility.
60.221 Definitions.
60.222 Standard for fluorides.
60.223 Monitoring of operations.
60.224 Test methods and procedures.

**Subpart W—Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants**

60.230 Applicability and designation of affected facility.
60.231 Definitions.
60.232 Standard for fluorides.
60.233 Monitoring of operations.
60.234 Test methods and procedures.

**Subpart X—Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities**

60.240 Applicability and designation of affected facility.
60.241 Definitions.
60.242 Standard for fluorides.
60.243 Monitoring of operations.
60.244 Test methods and procedures.

* * * * *

APPENDIX A—REFERENCE METHODS

Method 1—Sample and velocity traverses for stationary sources.
Method 2—Determination of stack gas velocity and volumetric flow rate (Type S pitot tube).
Method 3—Gas analysis for carbon dioxide, excess air, and dry molecular weight.
Method 4—Determination of moisture in stack gases.
Method 5—Determination of particulate emissions from stationary sources.
Method 6—Determination of sulfur dioxide emissions from stationary sources.
Method 7—Determination of nitrogen oxide emissions from stationary sources.
Method 8—Determination of sulfuric acid mist and sulfur dioxide emissions from stationary sources.
Method 9—Visual determination of the opacity of emissions from stationary sources.
Method 10—Determination of carbon monoxide emissions from stationary sources.
Method 11—Determination of hydrogen sulfide emissions from stationary sources.
Method 12—Reserved.
Method 13A—Determination of total fluoride emissions from stationary sources—SPADNS Zirconium Lake Method.
Method 13B—Determination of total fluoride emissions from stationary sources—Specific Ion Electrode Method.


2. Part 60 is amended by adding subparts T, U, V, W, and X as follows:

## Subpart T—Standards of Performance for the Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants

### § 60.200 Applicability and designation of affected facility.

The affected facility to which the provisions of this subpart apply is each wet-process phosphoric acid plant. For the purpose of this subpart, the affected facility includes any combination of: reactors, filters, evaporators, and hotwells.

### § 60.201 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) "Wet-process phosphoric acid plant" means any facility manufacturing phosphoric acid by reacting phosphate rock and acid.

(b) "Total fluorides" means elemental fluorine and all fluoride compounds as measured by reference methods specified in § 60.204, or equivalent or alternative methods.

(c) "Equivalent $P_2O_5$ feed" means the quantity of phosphorus, expressed as phosphorous pentoxide, fed to the process.

### § 60.202 Standard for fluorides.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility any gases which contain total fluorides in excess of 10.0 g/metric ton of equivalent $P_2O_5$ feed (0.020 lb/ton).

### § 60.203 Monitoring of operations.

(a) The owner or operator of any wet-process phosphoric acid plant subject to the provisions of this subpart shall install, calibrate, maintain, and operate a monitoring device which can be used to determine the mass flow of phosphorus-bearing feed material to the process. The monitoring device shall have an accuracy of ±5 percent over its operating range.

(b) The owner or operator of any wet-process phosphoric acid plant shall maintain a daily record of equivalent $P_2O_5$ feed by first determining the total mass rate in metric ton/hr of phosphorus bearing feed using a monitoring device for measuring mass flowrate which meets the requirements of paragraph (a) of this section and then by proceeding according to § 60.204(d)(2).

(c) The owner or operator of any wet-process phosphoric acid plant subject to the provisions of this part shall install, calibrate, maintain, and operate a monitoring device which continuously measures and permanently records the total pressure drop across the process scrubbing system. The monitoring device shall have an accuracy of ±5 percent over its operating range.

### § 60.204 Test methods and procedures.

(a) Reference methods in Appendix A of this part, except as provided in § 60.8 (b), shall be used to determine compliance with the standard prescribed in § 60.202 as follows:

(1) Method 13A or 13B for the concentration of total fluorides and the associated moisture content,

(2) Method 1 for sample and velocity traverses,

(3) Method 2 for velocity and volumetric flow rate, and

(4) Method 3 for gas analysis.

(b) For Method 13A or 13B, the sampling time for each run shall be at least 60 minutes and the minimum sample volume shall be 0.85 dscm (30 dscf) except that shorter sampling times or smaller volumes, when necessitated by process variables or other factors, may be approved by the Administrator.

(c) The air pollution control system for the affected facility shall be constructed so that volumetric flow rates and total fluoride emissions can be accurately determined by applicable test methods and procedures.

(d) Equivalent $P_2O_5$ feed shall be determined as follows:

(1) Determine the total mass rate in metric ton/hr of phosphorus-bearing feed during each run using a flow monitoring device meeting the requirements of § 60.203(a).

(2) Calculate the equivalent $P_2O_5$ feed by multiplying the percentage $P_2O_5$ content, as measured by the spectrophotometric molybdovanadophosphate method (AOAC Method 9), times the total mass rate of phosphorus-bearing feed. AOAC Method 9 is published in the Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12. Other methods may be approved by the Administrator.

(e) For each run, emissions expressed in g/metric ton of equivalent $P_2O_5$ feed shall be determined using the following equation:

$$E = \frac{(C_s Q_s)\ 10^{-3}}{M_{P_2O_5}}$$

where:

$E$ = Emissions of total fluorides in g/metric ton of equivalent $P_2O_5$ feed.
$C_s$ = Concentration of total fluorides in mg/dscm as determined by Method 13A or 13B.
$Q_s$ = Volumetric flow rate of the effluent gas stream in dscm/hr as determined by Method 2.
$10^{-3}$ = Conversion factor for mg to g.
$M_{P_2O_5}$ = Equivalent $P_2O_5$ feed in metric ton/hr as determined by § 60.204(d).





## Subpart U—Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants

### § 60.210 Applicability and designation of affected facility.

The affected facility to which the provisions of this subpart apply is each superphosphoric acid plant. For the purpose of this subpart, the affected facility includes any combination of: evaporators, hotwells, acid sumps, and cooling tanks.

### § 60.211 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) "Superphosphoric acid plant" means any facility which concentrates wet-process phosphoric acid to 66 percent or greater $P_2O_5$ content by weight for eventual consumption as a fertilizer.

(b) "Total fluorides" means elemental fluorine and all fluoride compounds as measured by reference methods specified in § 60.214, or equivalent or alternative methods.

(c) "Equivalent $P_2O_5$ feed" means the quantity of phosphorus, expressed as phosphorous pentoxide, fed to the process.

### § 60.212 Standard for fluorides.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility any gases which contain total fluorides in excess of 5.0 g/metric ton of equivalent $P_2O_5$ feed (0.010 lb/ton).

### § 60.213 Monitoring of operations.

(a) The owner or operator of any superphosphoric acid plant subject to the provisions of this subpart shall install, calibrate, maintain, and operate a flow monitoring device which can be used to determine the mass flow of phosphorus-bearing feed material to the process. The flow monitoring device shall have an accuracy of ± 5 percent over its operating range.

(b) The owner or operator of any superphosphoric acid plant shall maintain a daily record of equivalent $P_2O_5$ feed by first determining the total mass rate in metric ton/hr of phosphorus-bearing feed using a flow monitoring device meeting the requirements of paragraph (a) of this section and then by proceeding according to § 60.214(d)(2).

(c) The owner or operator of any superphosphoric acid plant subject to the provisions of this part shall install, calibrate, maintain, and operate a monitoring device which continuously measures and permanently records the total pressure drop across the process scrubbing system. The monitoring device shall have an accuracy of ± 5 percent over its operating range.

### § 60.214 Test methods and procedures.

(a) Reference methods in Appendix A of this part, except as provided in § 60.8(b), shall be used to determine compliance with the standard prescribed in § 60.212 as follows:

(1) Method 13A or 13B for the concentration of total fluorides and the associated moisture content.

(2) Method 1 for sample and velocity traverses,

(3) Method 2 for velocity and volumetric flow rate, and

(4) Method 3 for gas analysis.

(b) For Method 13A or 13B, the sampling time for each run shall be at least 60 minutes and the minimum sample volume shall be at least 0.85 dscm (30 dscf) except that shorter sampling times or smaller volumes, when necessitated by process variables or other factors, may be approved by the Administrator.

(c) The air pollution control system for the affected facility shall be constructed so that volumetric flow rates and total fluoride emissions can be accurately determined by applicable test methods and procedures.

(d) Equivalent $P_2O_5$ feed shall be determined as follows:

(1) Determine the total mass rate in metric ton/hr of phosphorus-bearing feed during each run using a flow monitoring device meeting the requirements of § 60.213(a).

(2) Calculate the equivalent $P_2O_5$ feed by multiplying the percentage $P_2O_5$ content, as measured by the spectrophotometric molybdovanadophosphate method (AOAC Method 9), times the total mass rate of phosphorus-bearing feed. AOAC Method 9 is published in the Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12. Other methods may be approved by the Administrator.

(e) For each run, emissions expressed in g/metric ton of equivalent $P_2O_5$ feed, shall be determined using the following equation:

$$E = \frac{(C_s Q_s)\ 10^{-3}}{M_{P_2O_5}}$$

where:

$E$ = Emissions of total fluorides in g/metric ton of equivalent $P_2O_5$ feed.
$C_s$ = Concentration of total fluorides in mg/dscm as determined by Method 13A or 13B.
$Q_s$ = Volumetric flow rate of the effluent gas stream in dscm/hr as determined by Method 2.
$10^{-3}$ = Conversion factor for mg to g.
$M_{P_2O_5}$ = Equivalent $P_2O_5$ feed in metric ton/hr as determined by § 60.214(d).

## Subpart V—Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants

### § 60.220 Applicability and designation of affected facility.

The affected facility to which the provisions of this subpart apply is each granular diammonium phosphate plant. For the purpose of this subpart, the affected facility includes any combination of: reactors, granulators, dryers, coolers, screens and mills.

### § 60.221 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) "Granular diammonium phosphate plant" means any plant manufacturing granular diammonium phosphate by reacting phosphoric acid with ammonia.

(b) "Total fluorides" means elemental fluorine and all fluoride compounds as measured by reference methods specified in § 60.224, or equivalent or alternative methods.

(c) "Equivalent $P_2O_5$ feed" means the quantity of phosphorus, expressed as phosphorous pentoxide, fed to the process.

### § 60.222 Standard for fluorides.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility any gases which contain total fluorides in excess of 30 g/metric ton of equivalent $P_2O_5$ feed (0.060 lb/ton).

### § 60.223 Monitoring of operations.

(a) The owner or operator of any granular diammonium phosphate plant subject to the provisions of this subpart shall install, calibrate, maintain, and operate a flow monitoring device which can be used to determine the mass flow of phosphorus-bearing feed material to the process. The flow monitoring device shall have an accuracy of ±5 percent over its operating range.

(b) The owner or operator of any granular diammonium phosphate plant shall maintain a daily record of equivalent $P_2O_5$ feed by first determining the total mass rate in metric ton/hr of phosphorus-bearing feed using a flow monitoring device meeting the requirements of paragraph (a) of this section and then by proceeding according to § 60.224(d)(2).

(c) The owner or operator of any granular diammonium phosphate plant subject to the provisions of this part shall install, calibrate, maintain, and operate a monitoring device which continuously measures and permanently records the total pressure drop across the scrubbing system. The monitoring device shall have an accuracy of ±5 percent over its operating range.

### § 60.224 Test methods and procedures.

(a) Reference methods in Appendix A of this part, except as provided for in § 60.8(b), shall be used to determine compliance with the standard prescribed in § 60.222 as follows:

(1) Method 13A or 13B for the concentration of total fluorides and the associated moisture content,

(2) Method 1 for sample and velocity traverses,

(3) Method 2 for velocity and volumetric flow rate, and

(4) Method 3 for gas analysis.

(b) For Method 13A or 13B, the sampling time for each run shall be at least 60 minutes and the minimum sample volume shall be at least 0.85 dscm (30 dscf) except that shorter sampling



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times or smaller volumes when necessitated by process variables or other factors, may be approved by the Administrator.

(c) The air pollution control system for the affected facility shall be constructed so that volumetric flow rates and total fluoride emissions can be accurately determined by applicable test methods and procedures.

(d) Equivalent $P_2O_5$ feed shall be determined as follows:

(1) Determine the total mass rate in metric ton/hr of phosphorus-bearing feed during each run using a flow monitoring device meeting the requirements of § 60.223(a).

(2) Calculate the equivalent $P_2O_5$ feed by multiplying the percentage $P_2O_5$ content, as measured by the spectrophotometric molybdovanadophosphate method (AOAC Method 9), times the total mass rate of phosphorus-bearing feed. AOAC Method 9 is published in the Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12. Other methods may be approved by the Administrator.

(e) For each run, emissions expressed in g/metric ton of equivalent $P_2O_5$ feed shall be determined using the following equation:

$$E = \frac{(C_s Q_s)\ 10^{-3}}{M_{P_2O_5}}$$

where:

$E$ = Emissions of total fluorides in g/metric ton of equivalent $P_2O_5$.
$C_s$ = Concentration of total fluorides in mg/dscm as determined by Method 13A or 13B.
$Q_s$ = Volumetric flow rate of the effluent gas stream in dscm/hr as determined by Method 2.
$10^{-3}$ = Conversion factor for mg to g.
$M_{P_2O_5}$ = Equivalent $P_2O_5$ feed in metric ton/hr as determined by § 60.224(d).

## Subpart W—Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants

### § 60.230 Applicability and designation of affected facility.

The affected facility to which the provisions of this subpart apply is each triple superphosphate plant. For the purpose of this subpart, the affected facility includes any combination of: Mixers, curing belts (dens), reactors, granulators, dryers, cookers, screens, mills and facilities which store run-of-pile triple superphosphate.

### § 60.231 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) "Triple superphosphate plant" means any facility manufacturing triple superphosphate by reacting phosphate rock with phosphoric acid. A run-of-pile triple superphosphate plant includes curing and storing.

(b) "Run-of-pile triple superphosphate" means any triple superphosphate that has not been processed in a granulator and is composed of particles at least 25 percent by weight of which (when not caked) will pass through a 16 mesh screen.

(c) "Total fluorides" means elemental fluorine and all fluoride compounds as measured by reference methods specified in § 60.234, or equivalent or alternative methods.

(d) "Equivalent $P_2O_5$ feed" means the quantity of phosphorus, expressed as phosphorus pentoxide, fed to the process.

### § 60.232 Standard for fluorides.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility any gases which contain total fluorides in excess of 100 g/metric ton of equivalent $P_2O_5$ feed (0.20 lb/ton).

### § 60.233 Monitoring of operations.

(a) The owner or operator of any triple superphosphate plant subject to the provisions of this subpart shall install, calibrate, maintain, and operate a flow monitoring device which can be used to determine the mass flow of phosphorus-bearing feed material to the process. The flow monitoring device shall have an accuracy of ±5 percent over its operating range.

(b) The owner or operator of any triple superphosphate plant shall maintain a daily record of equivalent $P_2O_5$ feed by first determining the total mass rate in metric ton/hr of phosphorus-bearing feed using a flow monitoring device meeting the requirements of paragraph (a) of this section and then by proceeding according to § 60.234(d)(2).

(c) The owner or operator of any triple superphosphate plant subject to the provisions of this part shall install, calibrate, maintain, and operate a monitoring device which continuously measures and permanently records the total pressure drop across the process scrubbing system. The monitoring device shall have an accuracy of ±5 percent over its operating range.

### § 60.234 Test methods and procedures.

(a) Reference methods in Appendix A of this part, except as provided for in § 60.8(b), shall be used to determine compliance with the standard prescribed in § 60.232 as follows:

(1) Method 13A or 13B for the concentration of total fluorides and the associated moisture content,

(2) Method 1 for sample and velocity traverses,

(3) Method 2 for velocity and volumetric flow rate, and

(4) Method 3 for gas analysis.

(b) For Method 13A or 13B, the sampling time for each run shall be at least 60 minutes and the minimum sample volume shall be at least 0.85 dscm (30 dscf) except that shorter sampling times or smaller volumes, when necessitated by process variables or other factors, may be approved by the Administrator.

(c) The air pollution control system for the affected facility shall be constructed so that volumetric flow rates and total fluoride emissions can be accurately determined by applicable test methods and procedures.

(d) Equivalent $P_2O_5$ feed shall be determined as follows:

(1) Determine the total mass rate in metric ton/hr of phosphorus-bearing feed during each run using a flow monitoring device meeting the requirements of § 60.233(a).

(2) Calculate the equivalent $P_2O_5$ feed by multiplying the percentage $P_2O_5$ content, as measured by the spectrophotometric molybdovanadophosphate method (AOAC Method 9), times the total mass rate of phosphorus-bearing feed. AOAC Method 9 is published in the Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12. Other methods may be approved by the Administrator.

(e) For each run, emissions expressed in g/metric ton of equivalent $P_2O_5$ feed shall be determined using the following equation:

$$E = \frac{(C_s Q_s)\ 10^{-3}}{M_{P_2O_5}}$$

where:

$E$ = Emissions of total fluorides in g/metric ton of equivalent $P_2O_5$ feed.
$C_s$ = Concentration of total fluorides in mg/dscm as determined by Method 13A or 13B.
$Q_s$ = Volumetric flow rate of the effluent gas stream in dscm/hr as determined by Method 2.
$10^{-3}$ = Conversion factor for mg to g.
$M_{P_2O_5}$ = Equivalent $P_2O_5$ feed in metric ton/hr as determined by § 60.234(d).

## Subpart X—Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities

### § 60.240 Applicability and designation of affected facility.

The affected facility to which the provisions of this subpart apply is each granular triple superphosphate storage facility. For the purpose of this subpart, the affected facility includes any combination of: storage or curing piles, conveyors, elevators, screens and mills.

### § 60.241 Definitions.

As used in this subpart, all terms not defined herein shall have the meaning given them in the Act and in subpart A of this part.

(a) "Granular triple superphosphate storage facility" means any facility curing or storing granular triple superphosphate.

(b) "Total fluorides" means elemental fluorine and all fluoride compounds as measured by reference methods specified in § 60.244, or equivalent or alternative methods.

(c) "Equivalent $P_2O_5$ stored" means the quantity of phosphorus, expressed as phosphorus pentoxide, being cured or stored in the affected facility.

(d) "Fresh granular triple superphosphate" means granular triple superphosphate produced no more than 10 days prior to the date of the performance test.





### § 60.242 Standard for fluorides.

(a) On and after the date on which the performance test required to be conducted by § 60.8 is completed, no owner or operator subject to the provisions of this subpart shall cause to be discharged into the atmosphere from any affected facility any gases which contain total fluorides in excess of 0.25 g/hr/metric ton of equivalent $P_2O_5$ stored ($5.0 \times 10^{-4}$ lb/hr/ton of equivalent $P_2O_5$ stored).

### § 60.243 Monitoring of operations.

(a) The owner or operator of any granular triple superphosphate storage facility subject to the provisions of this subpart shall maintain an accurate account of triple superphosphate in storage to permit the determination of the amount of equivalent $P_2O_5$ stored.

(b) The owner or operator of any granular triple superphosphate storage facility shall maintain a daily record of total equivalent $P_2O_5$ stored by multiplying the percentage $P_2O_5$ content, as determined by § 60.244(f)(2), times the total mass of granular triple superphosphate stored.

(c) The owner or operator of any granular triple superphosphate storage facility subject to the provisions of this part shall install, calibrate, maintain, and operate a monitoring device which continuously measures and permanently records the total pressure drop across the process scrubbing sytem. The monitoring device shall have an accuracy of ±5 percent over its operating range.

### § 60.244 Test methods and procedures.

(a) Reference methods in Appendix A of this part, except as provided for in § 60.8(b), shall be used to determine compliance with the standard prescribed in § 60.242 as follows:

(1) Method 13A or 13B for the concentration of total fluorides and the associated moisture content,

(2) Method 1 for sample and velocity traverses,

(3) Method 2 for velocity and volumetric flow rate, and

(4) Method 3 for gas analysis.

(b) For Method 13A or 13B, the sampling time for each run shall be at least 60 minutes and the minimum sample volume shall be at least 0.85 dscm (30 dscf) except that shorter sampling times or smaller volumes, when necessitated by process variables or other factors, may be approved by the Administrator.

(c) The air pollution control system for the affected facility shall be constructed so that volumetric flow rates and total fluoride emissions can be accurately determined by applicable test methods and procedures.

(d) Except as provided under paragraph (e) of this section, all performance tests on granular triple superphosphate storage facilities shall be conducted only when the following quantities of product are being cured or stored in the facility:

(1) Total granular triple superphosphate—at least 10 percent of the building capacity.

(2) Fresh granular triple superphosphate—at least 20 percent of the amount of triple superphosphate in the building.

(e) If the provisions set forth in paragraph (d)(2) of this section exceed production capabilities for fresh granular triple superphosphate, the owner or operator shall have at least five days maximum production of fresh granular triple superphosphate in the building during a performance test.

(f) Equivalent $P_2O_5$ stored shall be determined as follows:

(1) Determine the total mass stored during each run using an accountability system meeting the requirements of § 60.243(a).

(2) Calculate the equivalent $P_2O_5$ stored by multiplying the percentage $P_2O_5$ content, as measured by the spectrophotometric molybdovanadophosphate method (AOAC Method 9), times the total mass stored. AOAC Method 9 is published in the Official Methods of Analysis of the Association of Official Analytical Chemists, 11th edition, 1970, pp. 11–12. Other methods may be approved by the Administrator.

(g) For each run, emissions expressed in g/hr/metric ton of equivalent $P_2O_5$ stored shall be determined using the following equation:

$$E = \frac{(C_s Q_s)\ 10^{-3}}{M_{P_2O_5}}$$

where:

$E$ = Emissions of total fluorides in g/hr/metric ton of equivalent $P_2O_5$ stored.
$C_s$ = Concentration of total fluorides in mg/dscm as determined by Method 13A or 13B.
$Q_s$ = Volumetric flow rate of the effluent gas stream in dscm/hr as determined by Method 2.
$10^{-3}$ = Conversion factor for mg to g.
$M_{P_2O_5}$ = Equivalent $P_2O_5$ feed in metric tons as measured by § 60.244(d).

3. Part 60 is amended by adding Reference Methods 13A and 13B to Appendix A as follows:

METHOD 13—DETETMINATION OF TOTAL FLUORIDE EMISSIONS FROM STATIONARY SOURCES—SPADNS ZIRCONIUM LAKE METHOD

1. *Principle and Applicability.*

1.1 *Principle.* Gaseous and particulate fluorides are withdrawn isokinetically from the source using a sampling train. The fluorides are collected in the impinger water and on the filter of the sampling train. The weight of total fluorides in the train is determined by the SPADNS Zirconium Lake colorimetric method.

1.2 *Applicability.* This method is applicable for the determination of fluoride emissions from stationary sources only when specified by the test procedures for determining compliance with new source performance standards. Fluorocarbons, such as Freons, are not quantitatively collected or measured by this procedure.

2. *Range and Sensitivity.*

The SPADNS Zirconium Lake analytical method covers the range from 0–1.4 μg/ml fluoride. Sensitivity has not been determined.

3. *Interferences.*

During the laboratory analysis, aluminum in excess of 300 mg/liter and silicon dioxide in excess of 300 μg/liter will prevent complete recovery of fluoride. Chloride will distill over and interfere with the SPADNS Zirconium Lake color reaction. If chloride ion is present, use of Specific Ion Electrode (Method 13B) is recommended; otherwise a chloride determination is required and 5 mg of silver sulfate (see section 7.3.6) must be added for each mg of chloride to prevent chloride interference. If sulfuric acid is carried over in the distillation, it will cause a positive interference. To avoid sulfuric acid carryover, it is important to stop distillation at 175°C.

4. *Precision, Accuracy and Stability.*

4.1 *Analysis.* A relative standard deviation of 3 percent was obtained from twenty replicate intralaboratory determinations on stack emission samples with a concentration range of 39 to 360 mg/l. A phosphate rock standard which was analyzed by this procedure contained a certified value of 3.84 percent. The average of five determinations was 3.88 percent fluoride.

4.2 *Stability.* The color obtained when the sample and colorimetric reagent are mixed is stable for approximately two hours. After formation of the color, the absorbances of the sample and standard solutions should be measured at the same temperature. A 3°C temperature difference between sample and standard solutinos will produce an error of approximately 0.005 mg F/liter.

5. *Apparatus.*

5.1 *Sample train.* See Figure 13A–1; it is similar to the Method 5 train except for the interchangeability of the position of the filter. Commercial models of this train are available. However, if one desires to build his own, complete construction details are described in APTD–0581; for changes from the APTD–0581 document and for allowable modifications to Figure 13A–1, see the following subsections.

The operating and maintenance procedures for the sampling train are described in APTD–0576. Since correct usage is important in obtaining valid results, all users should read the APTD–0576 document and adopt the operating and maintenance procedures outlined in it, unless otherwise specified herein.

5.1.1 Probe nozzle—Stainless steel (316) with sharp, tapered leading edge. The angle of taper shall be ≤30° and the taper shall be on the outside to preserve a constant internal diameter. The probe nozzle shall be of the button-hook or elbow design, unless otherwise specified by the Administrator. The wall thickness of the nozzle shall be less than or equal to that of 20 gauge tubing, i.e., 0.165 cm (0.065 in.) and the distance from the tip of the nozzle to the first bend or point of disturbance shall be at least two times the outside nozzle diameter. The nozzle shall be constructed from seamless stainless steel tubing. Other configurations and construction material may be used with approval from the Administrator.

A range of sizes suitable for isokinetic sampling should be available, e.g., 0.32 cm (⅛ in.) up to 1.27 cm (½ in.) (or larger if higher volume sampling trains are used) inside diameter (ID) nozzles in increments of 0.16 cm (⅛ in.). Each nozzle shall be calibrated according to the procedures outlined in the calibration section.

5.1.2 Probe liner—Borosilicate glass or stainless steel (316). When the filter is located immediately after the probe, a probe heating system may be used to prevent filter plugging resulting from moisture condensation. The temperature in the probe shall not exceed 120 ± 14°C (248 ± 25°F).

5.1.3 Pitot tube—Type S, or other device approved by the Administrator, attached to probe to allow constant monitoring of the stack gas velocity. The face openings of the pitot tube and the probe nozzle shall be adjacent and parallel to each other, not necessarily on the same plane, during sampling. The free space between the nozzle and



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pitot tube shall be at least 1.9 cm (0.75 in.). The free space shall be set based on a 1.3 cm (0.5 in.) ID nozzle, which is the largest size nozzle used.

The pitot tube must also meet the criteria specified in Method 2 and be calibrated according to the procedure in the calibration section of that method.

5.1.4 Differential pressure gauge—Inclined manometer capable of measuring velocity head to within 10% of the minimum measured value. Below a differential pressure of 1.3 mm (0.05 in.) water gauge, micromanometers with sensitivities of 0.013 mm (0.0005 in.) should be used. However, micromanometers are not easily adaptable to field conditions and are not easy to use with pulsating flow. Thus, other methods or devices acceptable to the Administrator may be used when conditions warrant.

5.1.5 Filter holder—Borosilicate glass with a glass frit filter support and a silicone rubber gasket. Other materials of construction may be used with approval from the Administrator, e.g., if probe liner is stainless steel, then filter holder may be stainless steel. The holder design shall provide a positive seal against leakage from the outside or around the filter.

5.1.6 Filter heating system—When moisture condensation is a problem, any heating system capable of maintaining a temperature around the filter holder during sampling of no greater than 120±14°C (248±25°F). A temperature gauge capable of measuring temperature to within 3°C (5.4°F) shall be installed so that when the filter heater is used, the temperature around the filter holder can be regulated and monitored during sampling. Heating systems other than the one shown in APTD–0581 may be used.

5.1.7 Impingers—Four impingers connected as shown in Figure 13A–1 with ground glass (or equivalent), vacuum tight fittings. The first, third, and fourth impingers are of the Greenburg-Smith design, modified by replacing the tip with a 1¼ cm (½ in.) inside diameter glass tube extending to 1¼ cm (½ in.) from the bottom of the flask. The second impinger is of the Greensburg-Smith design with the standard tip.

5.1.8 Metering system—Vacuum gauge, leak-free pump, thermometers capable of measuring temperature to within 3°C (~5°F), dry gas meter with 2% accuracy at the required sampling rate, and related equipment, or equivalent, as required to maintain an isokinetic sampling rate and to determine sample volume. When the metering system is used in conjunction with a pitot tube, the system shall enable checks of isokinetic rates.

5.1.9 Barometer—Mercury, aneroid, or other barometers capable of measuring atmospheric pressure to within 2.5 mm Hg (0.1 in. Hg). In many cases, the barometric reading may be obtained from a nearby weather bureau station, in which case the station value shall be requested and an adjustment for elevation differences shall be applied at a rate of minus 2.5 mm Hg (0.1 in. Hg) per 30 m (100 ft) elevation increase.

5.2 *Sample recovery.*

5.2.1 Probe liner and probe nozzle brushes—Nylon bristles with stainless steel wire handles. The probe brush shall have extensions, at least as long as the probe, of stainless steel, teflon, or similarly inert material. Both brushes shall be properly sized and shaped to brush out the probe liner and nozzle.

5.2.2 Glass wash bottles—Two.

5.2.3 Sample storage containers—Wide mouth, high density polyethylene bottles, 1 liter.

5.2.4 Plastic storage containers—Air tight containers of sufficient volume to store silica gel.

5.2.5 Graduated cylinder—250 ml.

5.2.6 Funnel and rubber policeman—to aid in transfer of silica gel to container; not necessary if silica gel is weighed in the field.

5.3 *Analysis.*

5.3.1 Distillation apparatus—Glass distillation apparatus assembled as shown in Figure 13A–2.

5.3.2 Hot plate—Capable of heating to 500° C.

5.3.3 Electric muffle furnace—Capable of heating to 600° C.

5.3.4 Crucibles—Nickel, 75 to 100 ml capacity.

5.3.5 Beaker, 1500 ml.

5.3.6 Volumetric flask—50 ml.

5.3.7 Erlenmeyer flask or plastic bottle—500 ml.

5.3.8 Constant temperature bath—Capable of maintaining a constant temperature of ±1.0° C in the range of room temperature.

5.3.9 Balance—300 g capacity to measure to ±0.5 g.

5.3.10 Spectrophotometer — Instrument capable of measuring absorbance at 570 nm and providing at least a 1 cm light path.

5.3.11 Spectrophotometer cells—1 cm.

6. *Reagents*

6.1 *Sampling.*

6.1.1 Filters—Whatman No. 1 filters, or equivalent, sized to fit filter holder.

6.1.2 Silica gel—Indicating type, 6–16 mesh. If previously used, dry at 175° C (350° F) for 2 hours. New silica gel may be used as received.

6.1.3 Water—Distilled.

6.1.4 Crushed ice.

6.1.5 Stopcock grease—Acetone insoluble, heat stable silicone grease. This is not necessary if screw-on connectors with teflon sleeves, or similar, are used.

6.2 *Sample recovery.*

6.2.1 Water—Distilled from same container as 6.1.3.

6.3 *Analysis.*

6.3.1 Calcium oxide (CaO)—Certified grade containing 0.005 percent fluoride or less.

6.3.2 Phenolphthalein Indicator—0.1 percent in 1:1 ethanol-water mixture.

6.3.3 Silver sulfate ($Ag_2SO_4$)—ACS reagent grade, or equivalent.

6.3.4 Sodium hydroxide (NaOH)—Pellets, ACS reagent grade, or equivalent.

6.3.5 Sulfuric acid ($H_2SO_4$)—Concentrated, ACS reagent grade, or equivalent.

6.3.6 Filters—Whatman No. 541, or equivalent.

6.3.7 Hydrochloric acid (HCl)—Concentrated, ACS reagent grade, or equivalent.

6.3.8 Water—Distilled, from same container as 6.1.3.

6.3.9 Sodium fluoride—Standard solution. Dissolve 0.2210 g of sodium fluoride in 1 liter of distilled water. Dilute 100 ml of this solution to 1 liter with distilled water. One milliliter of the solution contains 0.01 mg of fluoride.

6.3.10 SPADNS solution—[4,5dihydroxy-3-(p-sulfophenylazo)-2,7-naphthalene - disulfonic acid trisodium salt]. Dissolve 0.960 ±.010 g of SPADNS reagent in 500 ml distilled water. This solution is stable for at least one month, if stored in a well-sealed bottle protected from sunlight.

6.3.11 Reference solution—Add 10 ml of SPADNS solution (6.3.10) to 100 ml distilled water and acidify with a solution prepared by diluting 7 ml of concentrated HCl to 10 ml with distilled water. This solution is used to set the spectrophotometer zero point and should be prepared daily.

6.3.12 SPADNS Mixed Reagent—Dissolve 0.135 ±0.005 g of zirconyl chloride octahydrate ($ZrOCl_2.8H_2O$), in 25 ml distilled water. Add 350 ml of concentrated HCl and dilute to 500 ml with distilled water. Mix equal volumes of this solution and SPADNS solution to form a single reagent. This reagent is stable for at least two months.

7. *Procedure.*

NOTE: The fusion and distillation steps of this procedure will not be required, if it can be shown to the satisfaction of the Administrator that the samples contain only water-soluble fluorides.

7.1 *Sampling.* The sampling shall be conducted by competent personnel experienced with this test procedure.

7.1.1 Pretest preparation. All train components shall be maintained and calibrated according to the procedure described in APTD–0576, unless otherwise specified herein.

Weigh approximately 200–300 g of silica gel in air tight containers to the nearest 0.5 g. Record the total weight, both silica gel and container, on the container. More silica gel may be used but care should be taken during sampling that it is not entrained and carried out from the impinger. As an alternative, the silica gel may be weighed directly in the impinger or its sampling holder just prior to the train assembly.

7.1.2 Preliminary determinations. Select the sampling site and the minimum number of sampling points according to Method 1 or as specified by the Administrator. Determine the stack pressure, temperature, and the range of velocity heads using Method 2 and moisture content using Approximation Method 4 or its alternatives for the purpose of making isokinetic sampling rate calculations. Estimates may be used. However, final results will be based on actual measurements made during the test.

Select a nozzle size based on the range of velocity heads such that it is not necessary to change the nozzle size in order to maintain isokinetic sampling rates. During the run, do not change the nozzle size. Ensure that the differential pressure gauge is capable of measuring the minimum velocity head value to within 10%, or as specified by the Administrator.

Select a suitable probe liner and probe length such that all traverse points can be sampled. Consider sampling from opposite sides for large stacks to reduce the length of probes.

Select a total sampling time greater than or equal to the minimum total sampling time specified in the test procedures for the specific industry such that the sampling time per point is not less than 2 min. or select some greater time interval as specified by the Administrator, and such that the sample volume that will be taken will exceed the required minimum total gas sample volume specified in the test procedures for the specific industry. The latter is based on an approximate average sampling rate. Note also that the minimum total sample volume is corrected to standard conditions.

It is recommended that a half-integral or integral number of minutes be sampled at each point in order to avoid timekeeping errors.

In some circumstances, e.g. batch cycles, it may be necessary to sample for shorter times at the traverse points and to obtain smaller gas sample volumes. In these cases, the Administrator's approval must first be obtained.

7.1.3 Preparation of collection train. During preparation and assembly of the sampling train, keep all openings where contamination can occur covered until just prior to assembly or until sampling is about to begin.

Place 100 ml of water in each of the first two impingers, leave the third impinger empty, and place approximately 200–300 g or more, if necessary, of preweighed silica gel in the fourth impinger. Record the weight of the silica gel and container on the data sheet. Place the empty container in a clean place for later use in the sample recovery.

Place a filter in the filter holder. Be sure that the filter is properly centered and the gasket properly placed so as to not allow the sample gas stream to circumvent the filter. Check filter for tears after assembly is completed.

When glass liners are used, install selected nozzle using a Viton A O-ring; the Viton A O-ring is installed as a seal where the nozzle is connected to a glass liner. See APTD–0576 for details. When metal liners are used, install the nozzle as above or by a leak free direct mechanical connection. Mark the probe with heat resistant tape or by some other method to denote the proper distance into the stack or duct for each sampling point.

Unless otherwise specified by the Administrator, attach a temperature probe to the metal sheath of the sampling probe so that the sensor extends beyond the probe tip and does not touch any metal. Its position should be about 1.9 to 2.54 cm (0.75 to 1 in.) from the pitot tube and probe nozzle to avoid interference with the gas flow.

Assemble the train as shown in Figure 13A–1 with the filter between the third and fourth impingers. Alternatively, the filter may be placed between the probe and the first impinger. A filter heating system may be used to prevent moisture condensation, but the temperature around the filter holder shall not exceed 120±14°C (248±25°F). [(Note: Whatman No. 1 filter decomposes at 150°C (300°F)).] Record filter location on the data sheet.

Place crushed ice around the impingers.

7.14 Leak check procedure—After the sampling train has been assembled, turn on and set (if applicable) the probe and filter heating system(s) to reach a temperature sufficient to avoid condensation in the probe. Allow time for the temperature to stabilize. Leak check the train at the sampling site by plugging the nozzle and pulling a 380 mm Hg (15 in. Hg) vacuum. A leakage rate in excess of 4% of the average sampling rate or 0.00057 m³/min. (0.02 cfm), whichever is less, is unacceptable.

The following leak check instructions for the sampling train described in APTD–0576 and APTD–0581 may be helpful. Start the pump with by-pass valve fully open and coarse adjust valve completely closed. Partially open the coarse adjust valve and slowly close the by-pass valve until 380 mm Hg (15 in. Hg) vacuum is reached. *Do not* reverse direction of by-pass valve. This will cause water to back up into the filter holder. If 380 mm Hg (15 in. Hg) is exceeded, either leak check at this higher vacuum or end the leak check as described below and start over.

When the leak check is completed, first slowly remove the plug from the inlet to the probe or filter holder and immediately turn off the vacuum pump. This prevents the water in the impingers from being forced backward into the filter holder (if placed before the impingers) and silica gel from being entrained backward into the third impinger.

Leak checks shall be conducted as described whenever the train is disengaged, e.g for silica gel or filter changes during the test, prior to each test run, and at the completion of each test run. If leaks are found to be in excess of the acceptable rate, the test will be considered invalid. To reduce lost time due to leakage occurrences, it is recommended that leak checks be conducted between port changes.

7.1.5 Particulate train operation—During the sampling run, an isokinetic sampling rate within 10%, or as specified by the Administrator, of true isokinetic shall be maintained.

For each run, record the data required on the example data sheet shown in Figure 13A–3. Be sure to record the initial dry gas meter reading. Record the dry gas meter readings at the beginning and end of each sampling time increment, when changes in flow rates are made, and when sampling is halted. Take other data point readings at least once at each sample point during each time increment and additional readings when significant changes (20% variation in velocity head readings) necessitate additional adjustments in flow rate. Be sure to level and zero the manometer.

Clean the portholes prior to the test run to minimize chance of sampling deposited material. To begin sampling, remove the nozzle cap, verify (if applicable) that the probe heater is working and filter heater is up to temperature, and that the pitot tube and probe are properly positioned. Position the nozzle at the first traverse point with the tip pointing directly into the gas stream. Immediately start the pump and adjust the flow to isokinetic conditions. Nomographs are available for sampling trains using type S pitot tubes with 0.85±0.02 coefficients ($C_p$), and when sampling in air or a stack gas with equivalent density (molecular weight, $M_d$, equal to 29±4), which aid in the rapid adjustment of the isokinetic sampling rate without excessive computations. APTD–0576 details the procedure for using these nomographs. If $C_p$ and $M_d$ are outside the above stated ranges, do not use the nomograph unless appropriate steps are taken to compensate for the deviations.

When the stack is under significant negative pressure (height of impinger stem), take care to close the coarse adjust valve before inserting the probe into the stack to avoid water backing into the filter holder. If necessary, the pump may be turned on with the coarse adjust valve closed.

When the probe is in position, block off the openings around the probe and porthole to prevent unrepresentative dilution of the gas stream.

Traverse the stack cross section, as required by Method 1 or as specified by the Administrator, being careful not to bump the probe nozzle into the stack walls when sampling near the walls or when removing or inserting the probe through the portholes to minimize chance of extracting deposited material.

During the test run, make periodic adjustments to keep the probe and (if applicable) filter temperatures at their proper values. Add more ice and, if necessary, salt to the ice bath, to maintain a temperature of less than 20°C (68°F) at the impinger/silica gel outlet, to avoid excessive moisture losses. Also, periodically check the level and zero of the manometer.

If the pressure drop across the filter becomes high enough to make isokinetic sampling difficult to maintain, the filter may be replaced in the midst of a sample run. It is recommended that another complete filter assembly be used rather than attempting to change the filter itself. After the new filter or filter assembly is installed conduct a leak check. The final emission results shall be based on the summation of all filter catches.

A single train shall be used for the entire sample run, except for filter and silica gel changes. However, if approved by the Administrator, two or more trains may be used for a single test run when there are two or more ducts or sampling ports. The final emission results shall be based on the total of all sampling train catches.

At the end of the sample run, turn off the pump, remove the probe and nozzle from the stack, and record the final dry gas meter reading. Perform a leak check.[1] Calculate percent isokinetic (see calculation section) to determine whether another test run should be made. If there is difficulty in maintaining isokinetic rates due to source conditions, consult with the Administrator for possible variance on the isokinetic rates.

7.2 Sample recovery. Proper cleanup procedure begins as soon as the probe is removed from the stack at the end of the sampling period.

When the probe can be safely handled, wipe off all external particulate matter near the tip of the probe nozzle and place a cap over it to keep from losing part of the sample. Do not cap off the probe tip tightly while the sampling train is cooling down, as this would create a vacuum in the filter holder, thus drawing water from the impingers into the filter.

Before moving the sample train to the cleanup site, remove the probe from the sample train, wipe off the silicone grease, and cap the open outlet of the probe. Be careful not to lose any condensate, if present. Wipe off the silicone grease from the filter inlet where the probe was fastened and cap it. Remove the umbilical cord from the last impinger and cap the impinger. After wiping off the silicone grease, cap off the filter holder outlet and impinger inlet. Ground glass stoppers, plastic caps, or serum caps may be used to close these openings.

Transfer the probe and filter-impinger assembly to the cleanup area. This area should be clean and protected from the wind so that the chances of contaminating or losing the sample will be minimized.

Inspect the train prior to and during disassembly and note any abnormal conditions. Using a graduated cylinder, measure and record the volume of the water in the first three impingers, to the nearest ml; any condensate in the probe should be included in this determination. Treat the samples as follows:

7.2.1 Container No. 1. Transfer the impinger water from the graduated cylinder to this container. Add the filter to this container. Wash all sample exposed surfaces, including the probe tip, probe, first three impingers, impinger connectors, filter holder, and graduated cylinder thoroughly with distilled water. Wash each component three separate times with water and clean the probe and nozzle with brushes. A maximum wash of 500 ml is used, and the washings are added to the sample container which must be made of polyethylene.

7.2.2 Container No. 2. Transfer the silica gel from the fourth impinger to this container and seal.

7.3 *Analysis.* Treat the contents of each sample container as described below.

7.3.1 Container No. 1.

7.3.1.1 Filter this container's contents, including the Whatman No. 1 filter, through Whatman No. 541 filter paper, or equivalent into a 1500 ml beaker. Note: If filtrate volume exceeds 900 ml make filtrate basic with NaOH to phenolphthalein and evaporate to less than 900 ml.

7.3.1.2 Place the Whatman No. 541 filter containing the insoluble matter (including the Whatman No. 1 filter) in a nickel crucible, add a few ml of water and macerate the filter with a glass rod.

Add 100 mg CaO to the crucible and mix the contents thoroughly to form a slurry. Add a couple of drops of phenolphthalein indicator. The indicator will turn red in a basic medium. The slurry should remain basic during the evaporation of the water or fluoride ion will be lost. If the indicator turns colorless during the evaporation, an acidic condition is indicated. If this happens add CaO until the color turns red again.

Place the crucible in a hood under infrared lamps or on a hot plate at low heat. Evaporate the water completely.

After evaporation of the water, place the crucible on a hot plate under a hood and slowly increase the temperature until the paper chars. It may take several hours for complete charring of the filter to occur.

[1] With acceptability of the test run to be based on the same criterion as in 7.1.4.







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Place the crucible in a cold muffle furnace and gradually (to prevent smoking) increase the temperature to 600°C, and maintain until the contents are reduced to an ash. Remove the crucible from the furnace and allow it to cool.

7.3.1.3 Add approximately 4 g of crushed NaOH to the crucible and mix. Return the crucible to the muffle furnace, and fuse the sample for 10 minutes at 600°C.

Remove the sample from the furnace and cool to ambient temperature. Using several rinsings of warm distilled water transfer the contents of the crucible to the beaker containing the filtrate from container No. 1 (7.3.1). To assure complete sample removal, rinse finally with two 20 ml portions of 25 percent (v/v) sulfuric acid and carefully add to the beaker. Mix well and transfer a one-liter volumetric flask. Dilute to volume with distilled water and mix thoroughly. Allow any undissolved solids to settle.

7.3.2 Container No. 2. Weigh the spent silica gel and report to the nearest 0.5 g.

7.3.3 Adjustment of acid/water ratio in distillation flask—(Utilize a protective shield when carrying out this procedure.) Place 400 ml of distilled water in the distilling flask and add 200 ml of concentrated $H_2SO_4$. Caution: Observe standard precautions when mixing the $H_2SO_4$ by slowly adding the acid to the flask with constant swirling. Add some soft glass beads and several small pieces of broken glass tubing and assemble the apparatus as shown in Figure 13A–2. Heat the flask until it reaches a temperature of 175°C to adjust the acid/water ratio for subsequent distillations. Discard the distillate.

7.3.4 Distillation—Cool the contents of the distillation flask to below 80°C. Pipette an aliquot of sample containing less than 0.6 mg F directly into the distilling flask and add distilled water to make a total volume of 220 ml added to the distilling flask. [For an estimate of what size aliquot does not exceed 0.6 mg F, select an aliquot of the solution and treat as described in Section 7.3.6. This will give an approximation of the fluoride content, but only an approximation since interfering ions have not been removed by the distillation step.]

Place a 250 ml volumetric flask at the condenser exit. Now begin distillation and gradually increase the heat and collect all the distillation up to 175°C. Caution: Heating the solution above 175°C will cause sulfuric acid to distill over.

The acid in the distilling flask can be used until there is carryover of interferences or poor fluoride recovery. An occasional check of fluoride recovery with standard solutions is advised. The acid should be changed whenever there is less than 90 percent recovery or blank values are higher than 0.1 μg/ml. Note: If the sample contains chloride, add 5 mg $Ag_2SO_4$ to the flask for every mg of chloride. Gradually increase the heat and collect at the distillate up to 175°C. Do not exceed 175°C.

7.3.5 Determination of Concentration—Bring the distillate in the 250 ml volumetric flask to the mark with distilled water and mix thoroughly. Pipette a suitable aliquot from the distillate (containing 10 μg to 40 μg fluoride) and dilute to 50 ml with distilled water. Add 10 ml of SPADNS Mixed Reagent (see Section 6.3.12) and mix thoroughly.

After mixing, place the sample in a constant temperature bath containing the standard solution for thirty minutes before reading the absorbance with the spectrophotometer.

Set the spectrophotometer to zero absorbance at 570 nm with reference solution (6.3.11), and check the spectrophotometer calibration with the standard solution. Determine the absorbance of the samples and determine the concentration from the calibration curve. If the concentration does not fall within the range of the calibration curve, repeat the procedure using a different size aliquot.

8. *Calibration.*

Maintain a laboratory log of all calibrations.

8.1 Sampling Train.

8.1.1 Probe nozzle—Using a micrometer, measure the inside diameter of the nozzle to the nearest 0.025 mm (0.001 in.). Make 3 separate measurements using different diameters each time and obtain the average of the measurements. The difference between the high and low numbers shall not exceed 0.1 mm (0.004 in.).

When nozzles become nicked, dented, or corroded, they shall be reshaped, sharpened, and recalibrated before use.

Each nozzle shall be permanently and uniquely identified.

8.1.2 Pitot tube—The pitot tube shall be calibrated according to the procedure outlined in Method 2.

8.1.3 Dry gas meter and orifice meter. Both meters shall be calibrated according to the procedure outlined in APTD–0576. When diaphragm pumps with by-pass valves are used, check for proper metering system design by calibrating the dry gas meter at an additional flow rate of 0.0057 m³/min. (0.2 cfm) with the by-pass valve fully opened and then with it fully closed. If there is more than ±2 percent difference in flow rates when compared to the fully closed position of the by-pass valve, the system is not designed properly and must be corrected.

8.1.4 Probe heater calibration—The probe heating system shall be calibrated according to the procedure contained in APTD–0576. Probes constructed according to APTD–0581 need not be calibrated if the calibration curves in APTD–0576 are used.

8.1.5 Temperature gauges—Calibrate dial and liquid filled bulb thermometers against mercury-in-glass thermometers. Thermocouples need not be calibrated. For other devices, check with the Administrator.

8.2 Analytical Apparatus. Spectrophotometer. Prepare the blank standard by adding 10 ml of SPADNS mixed reagent to 50 my of distilled water. Accurately prepare a series of standards from the standard fluoride solution (see Section 6.3.9) by diluting 2, 4, 6, 8, 10, 12, and 14 ml volumes to 100 ml with distilled water. Pipette 50 ml from each solution and transfer to a 100 ml beaker. Then add 10 ml of SPADNS mixed reagent to each. These standards will contain 0, 10, 20, 30, 40, 50, 60, and 70 μg of fluoride (0—1.4 μg/ml) respectively.

After mixing, place the reference standards and reference solution in a constant temperature bath for thirty minutes before reading the absorbance with the spectrophotometer. All samples should be adjusted to this same temperature before analyzing. Since a 3°C temperature difference between samples and standards will produce an error of approximately 0.005 mg F/liter, care must be taken to see that samples and standards are at nearly identical temperatures when absorbances are recorded.

With the spectrophotometer at 570 nm, use the reference solution (see section 6.3.11) to set the absorbance to zero.

Determine the absorbance of the standards. Prepare a calibration curve by plotting μg F/50 ml versus absorbance on linear graph paper. A standard curve should be prepared initially and thereafter whenever the SPADNS mixed reagent is newly made. Also, a calibration standard should be run with each set of samples and if it differs from the calibration curve by ±2 percent, a new standard curve should be prepared.

9. *Calculations.*

Carry out calculations, retaining at least one extra decimal figure beyond that of the acquired data. Round off figures after final calculation.

9.1 Nomenclature.

$A_a$=Aliquot of distillate taken for color development, ml.

$A_n$=Cross sectional area of nozzle, m² (ft²).

$A_t$=Aliquot of total sample added to still, ml.

$B_{ws}$=Water vapor in the gas stream, proportion by volume.

$C_s$=Concentration of fluoride in stack gas, mg/m³, corrected to standard conditions of 20° C, 760 mm Hg (68° F, 29.92 in. Hg) on dry basis.

$F_t$=Total weight of fluoride in sample, mg.

$\mu gF$=Concentration from the calibration curve, μg.

$I$=Percent of isokinetic sampling.

$m_n$=Total amount of particulate matter collected, mg.

$M_w$=Molecular weight of water, 18 g/g-mole (18 lb/lb-mole).

$m_a$=Mass of residue of acetone after evaporation, mg.

$P_{bar}$=Barometric pressure at the sampling site, mm Hg (in. Hg).

$P_s$=Absolute stack gas pressure, mm Hg (in. Hg).

$P_{std}$=Standard absolute pressure, 760 mm Hg (29.92 in. Hg).

$R$=Ideal gas constant, 0.06236 mm Hg-m³/°K-g-mole (21.83 in. Hg-ft³/°R-lb-mole).

$T_m$=Absolute average dry gas meter temperature (see fig. 13A–3), °K (°R).

$T_s$=Absolute average stack gas temperature (see fig. 13A–3), °K (°R).

$T_{std}$=Standard absolute temperature, 293° K (528° R).

$V_a$=Volume of acetone blank, ml.

$V_{aw}$=Volume of acetone used in wash, ml.

$V_d$=Volume of distillate collected, ml.

$V_{lc}$=Total volume of liquid collected in impingers and silica gel, ml. Volume of water in silica gel equals silica gel weight increase in grams times 1 ml/gram. Volume of liquid collected in impinger equals final volume minus initial volume.

$V_m$=Volume of gas sample as measured by dry gas meter, dcm (dcf).

$V_{m(std)}$=Volume of gas sample measured by the dry gas meter corrected to standard conditions, dscm (dscf).

$V_{w(std)}$=Volume of water vapor in the gas sample corrected to standard conditions, scm (scf).

$V_t$=Total volume of sample, ml.

$v_s$=Stack gas velocity, calculated by Method 2, Equation 2–7 using data obtained from Method 5, m/sec (ft/sec).

$W_n$=Weight of residue in acetone wash, mg.

$\Delta H$=Average pressure differential across the orifice (see fig. 13A–3), meter, mm $H_2O$ (in. $H_2O$).

$\rho_a$=Density of acetone, mg/ml (see label on bottle).

$\rho_w$=Density of water, 1 g/ml (0.00220 lb/ml).

$\theta$=Total sampling time, min.

13.6=Specific gravity of mercury.

60=Sec/min.

100=Conversion to percent.

9.2 Average dry gas meter temperature and average orifice pressure drop. See data sheet (fig. 13A–3).

9.3 Dry gas volume. Correct the sample volume measured by the dry gas meter to standard conditions [20° C, 760 mm Hg (68° F, 29.92 inches Hg)] by using equation 13A–1.





$$V_{m(std)} = V_m \frac{T_{std}}{T_m}\left[\frac{P_{bar} + \frac{\Delta H}{13.6}}{P_{std}}\right] = KV_m \frac{P_{bar} + \Delta H/13.6}{T_m}$$

equation 13A–1

where:

$K$=0.3855 °K/mm Hg for metric units.

=17.65 °R/in. Hg for English units.

9.4 Volume of water vapor.

$$V_{w(std)} = V_{lc} \frac{\rho_w}{M_w} \frac{RT_{std}}{P_{std}} = KV_{lc}$$

equation 13A–2

where:

$K$=0.00134 m³/ml for metric units.

=0.0472 ft³/ml for English units.

9.5 Moisture content.

$$B_{ws} = \frac{V_{w(std)}}{V_{m(std)} + V_{w(std)}}$$

equation 13A–3

If the liquid droplets are present in the gas stream assume the stream to be saturated and use a psychrometric chart to obtain an approximation of the moisture percentage.

9.6 Concentration.

9.6.1 Calculate the amount of fluoride in the sample according to Equation 13A–4.

$$F_t = K \frac{V_t}{A_t} \frac{V_d}{A_d} (\mu g\ F)$$

equation 13A–4

where:

$K$=10⁻³ mg/μg.

9.6.2 Concentration of fluoride in stack gas. Determine the concentration of fluoride in the stack gas according to Equation 13A–5.

$$C_s = K \frac{F_t}{V_{m(std)}}$$

equation 13A–5

where:

$K$=35.31 ft³/m³.

9.7 Isokinetic variation.

9.7.1 Calculations from raw data.

$$I = \frac{100\ T_s\ [KV_{lc} + (V_m/T_m)\ (P_{bar} + \Delta H/13.6)]}{60\ \theta v_s P_s A_n}$$

equation 13A–6

where:

$K$=0.00346 mm Hg-m³/ml-°K for metric units.

=0.00267 in. Hg-ft³/ml-°R for English units.

9.7.2 Calculations from intermediate values.

$$I = \frac{T_s V_{m(std)} P_{std}\ 100}{T_{std} v_s \theta A_n P_s\ 60\ (1 - B_{ws})}$$

$$= K \frac{T_s V_{m(std)}}{P_s v_s A_n \theta\ (1 - B_{ws})}$$

equation 13A–7

where:

$K$=4.323 for metric units.

=0.0944 for English units.

9.8 Acceptable results. The following range sets the limit on acceptable isokinetic sampling results:

If 90 percent <I< 110 percent, the results are acceptable. If the results are low in comparison to the standards and I is beyond the acceptable range, the Administrator may option to accept the results. Use reference 7.4 to make judgments. Otherwise, reject the results and repeat the test.

10. *References.*

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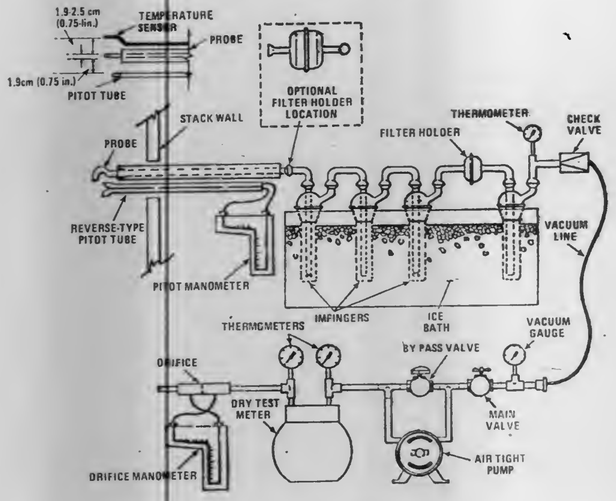



Figure 13A-1. Fluoride sampling train.

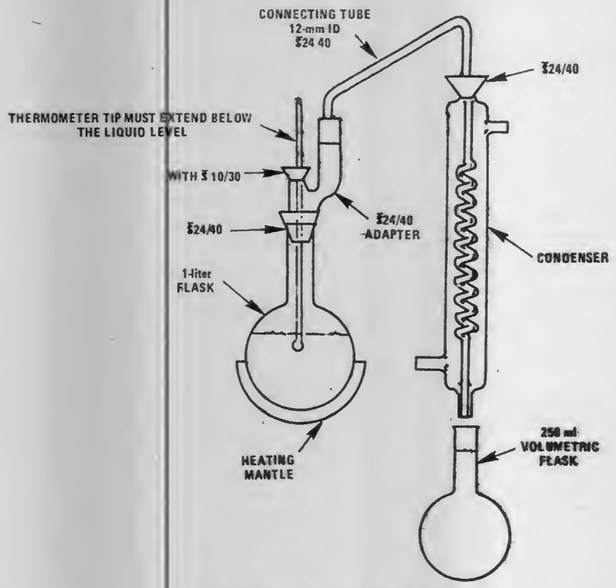



Figure 13A-2. Fluoride Distillation Apparatus





PLANT _____
LOCATION _____
OPERATOR _____
DATE _____
RUN NO. _____
SAMPLE BOX NO. _____
METER BOX NO. _____
METER $\Delta H_@$ _____
C FACTOR _____
PITOT TUBE COEFFICIENT, $C_p$ _____

SCHEMATIC OF STACK CROSS SECTION

AMBIENT TEMPERATURE _____
BAROMETRIC PRESSURE _____
ASSUMED MOISTURE, % _____
PROBE LENGTH, m (ft) _____
NOZZLE IDENTIFICATION NO. _____
AVERAGE CALIBRATED NOZZLE DIAMETER, cm (in.) _____
PROBE HEATER SETTING _____
LEAK RATE, $m^3$/min (cfm) _____
PROBE LINER MATERIAL _____

| TRAVERSE POINT NUMBER | SAMPLING TIME (θ), min. | STATIC PRESSURE mm Hg (in Hg) | STACK TEMPERATURE ($T_s$) °C (°F) | VELOCITY HEAD ($\Delta P_s$), | PRESSURE DIFFERENTIAL ACROSS ORIFICE METER mm $H_2O$ (in. $H_2O$) | GAS SAMPLE VOLUME $m^3$ ($ft^3$) | GAS SAMPLE TEMPERATURE AT DRY GAS METER | | FILTER HOLDER TEMPERATURE, °C (°F) | TEMPERATURE OF GAS LEAVING CONDENSER OR LAST IMPINGER, °C (°F) |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | INLET °C (°F) | OUTLET °C (°F) | | |
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| TOTAL | | | | | | | Avg. | Avg. | | |
| AVERAGE | | | | | | | Avg. | | | |

Figure 13A-3. Field data.

METHOD 13B—DETERMINATION OF TOTAL FLUORIDE EMISSIONS FROM STATIONARY SOURCES—SPECIFIC ION ELECTRODE METHOD.

1. *Principle and Applicability.*

1.1 Principle. Gaseous and particulate fluorides are withdrawn isokinetically from the source using a sampling train. The fluorides are collected in the impinger water and on the filter of the sampling train. The weight of total fluorides in the train is determined by the specific ion electrode method.

1.2 Applicability. This method is applicable for the determination of fluoride emissions from stationary sources only when specified by the test procedures for determining compliance with new source performance standards. Fluorocarbons such as Freons, are not quantitatively collected or measured by this procedure.

2. *Range and Sensitivity.*

The fluoride specific ion electrode analytical method covers the range of 0.02–2,000 μg F/ml; however, measurements of less than 0.1 μg F/ml require extra care. Sensitivity has not been determined.

3. *Interferences.*

During the laboratory analysis, aluminum in excess of 300 mg/liter and silicon dioxide in excess of 300 μg/liter will prevent complete recovery of fluoride.

4. *Precision, Accuracy and Stability.*

The accuracy of fluoride electrode measurements has been reported by various researchers to be in the range of 1–5 percent in a concentration range of 0.04 to 80 mg/l. A change in the temperature of the sample will change the electrode response; a change of 1°C will produce a 1.5 percent relative error in the measurement. Lack of stability in the electrometer used to measure EMF can introduce error. An error of 1 millivolt in the EMF measurement produces a relative error of 4 percent regardless of the absolute concentration being measured.

5. *Apparatus.*

5.1 Sample train. See Figure 13A–1 (Method 13A); it is similar to the Method 5 train except for the interchangeability of the position of the filter. Commercial models of this train are available. However, if one desires to build his own, complete construction details are described in APTD–0581; for changes from the APTD–0581 document and for allowable modifications to Figure 13A–1, see the following subsections.

The operating and maintenance procedures for the sampling train are described in APTD–0576. Since correct usage is important in obtaining valid results, all users should read the APTD–0576 document and adopt the operating and maintenance procedures outlined in it, unless otherwise specified herein.

5.1.1 Probe nozzle—Stainless steel (316) with sharp, tapered leading edge. The angle of taper shall be ≤30° and the taper shall be on the outside to preserve a constant internal diameter. The probe nozzle shall be of the button-hook or elbow design, unless otherwise specified by the Administrator. The wall thickness of the nozzle shall be less than or equal to that of 20 gauge tubing, i.e., 0.165 cm (0.065 in.) and the distance from the tip of the nozzle to the first bend or point of disturbance shall be at least two times the outside nozzle diameter. The nozzle shall be constructed from seamless stainless steel tubing. Other configurations and construction material may be used with approval from the Administrator.

A range of sizes suitable for isokinetic sampling should be available, e.g., 0.32 cm (⅛ in.) up to 1.27 cm (½ in.) (or larger if higher volume sampling trains are used) inside diameter (ID) nozzles in increments of 0.16 cm (1/16 in.). Each nozzle shall be calibrated according to the procedures outlined in the calibration section.

5.1.2 Probe liner—Borosilicate glass or stainless steel (316). When the filter is located immediately after the probe, a probe heating system may be used to prevent filter plugging resulting from moisture condensation. The temperature in the probe shall not exceed 120±14°C (248±25°F).

5.1.3 Pitot tube—Type S, or other device approved by the Administrator, attached to probe to allow constant monitoring of the stack gas velocity. The face openings of the pitot tube and the probe nozzle shall be adjacent and parallel to each other, not necessarily on the same plane, during sampling. The free space between the nozzle and pitot tube shall be at least 1.9 cm (0.75 in.). The free space shall be set based on a 1.3 cm (0.5 in.) ID nozzle, which is the largest size nozzle used.

The pitot tube must also meet the criteria specified in Method 2 and be calibrated according to the procedure in the calibration section of that method.

5.1.4 Differential pressure gauge—Inclined manometer capable of measuring velocity head to within 10 percent of the minimum measured value. Below a differential pressure of 1.3 mm (0.05 in.) water gauge, micromanometers with sensitivities of 0.013 mm (0.0005 in.) should be used. However, micromanometers are not easily adaptable to field conditions and are not easy to use with pulsating flow. Thus, other methods or devices acceptable to the Administrator may be used when conditions warrant.

5.1.5 Filter holder—Borosilicate glass with a glass frit filter support and a silicone rubber gasket. Other materials of construction may be used with approval from the Administrator, e.g. if probe liner is stainless steel, then filter holder may be stainless steel. The holder design shall provide a positive seal against leakage from the outside or around the filter.

5.1.6 Filter heating system—When moisture condensation is a problem, any heating system capable of maintaining a temperature around the filter holder during sampling of no greater than 120 ± 14°C (248 ± 25°F). A temperature gauge capable of measuring temperature to within 3°C (5.4°F) shall be installed so that when the filter heater is used, the temperature around the filter holder can be regulated and monitored during sampling. Heating systems other than the one shown in APTD–0581 may be used.

5.1.7 Impingers—Four impingers connected as shown in Figure 13A–1 with ground glass (or equivalent), vacuum tight fittings. The first, third, and fourth impingers are of the Greenburg-Smith design, modified by replacing the tip with a 1¼ cm (½ in.) inside diameter glass tube extending to 1¼ cm (½ in.) from the bottom of the flask. The second impinger is of the Greenburg-Smith design with the standard tip.

5.1.8 Metering system—Vacuum gauge, leak-free pump, thermometers capable of measuring temperature to within 3°C (~5°F), dry gas meter with 2 percent accuracy at the required sampling rate, and related equipment, or equivalent, as required to maintain an isokinetic sampling rate and to determine sample volume. When the metering system is used in conjunction with a pitot tube, the system shall enable checks of isokinetic rates.

5.1.9 Barometer—Mercury, aneroid, or other barometers capable of measuring atmospheric pressure to within 2.5 mm Hg (0.1 in Hg). In many cases, the barometric reading may be obtained from a nearby weather bureau station, in which case the station value shall be requested and an adjustment for elevation differences shall be applied at a rate of minus 2.5 mm Hg (0.1 in. Hg) per 30 m (100 ft) elevation increase.

5.2 Sample recovery.

5.2.1 Probe liner and probe nozzle brushes—Nylon bristles with stainless steel wire handles. The probe brush shall have extensions, at least as long as the probe, of stainless steel, teflon, or similarly inert material. Both brushes shall be properly sized and shaped to brush out the probe liner and nozzle.

5.2.2 Glass wash bottles—Two.

5.2.3 Sample storage containers—Wide month, high density polyethylene bottles, 1 liter.

5.2.4 Plastic storage containers—Air tight containers of sufficient volume to store silica gel.

5.2.5 Graduated cylinder—250 ml.

5.2.6 Funnel and rubber policeman—To aid in transfer of silica gel to container; not necessary if silica gel is weighed in the field.



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5.3 Analysis.

5.3.1 Distillation apparatus—Glass distillation apparatus assembled as shown in Figure 13A–2 (Method 13A).

5.3.2 Hot plate—Capable of heating to 500°C..

5.3.3 Electric muffle furnace—Capable of heating to 600°C.

5.3.4 Crucibles—Nickel, 75 to 100 ml capacity.

5.3.5 Beaker—1500 ml.

5.3.6 Volumetric flask—50 ml.

5.3.7 Erlenmeyer flask or plastic bottle—500 ml.

5.3.8 Constant temperature bath—Capable of maintaining a constant temperature of ±1.0°C in the range of room temperature.

5.3.9 Trip balance—300 g capacity to measure to ±0.5 g.

5.3.10 Fluoride ion activity sensing electrode.

5.3.11 Reference electrode—Single junction; sleeve type. (A combination-type electrode having the references electrode and the fluoride-ion sensing electrode built into one unit may also be used).

5.3.12 Electrometer—A pH meter with millivolt scale capable of ±0.1 mv resolution, or a specific ion meter made specifically for specific ion use.

5.3.13 Magnetic stirrer and TFE fluorocarbon coated stripping bars.

6. *Reagents.*

6.1 Sampling.

6.1.1 Filters—Whatman No. 1 filters, or equivalent, sized to fit filter holder.

6.1.2 Silica gel—Indicating type, 6–16 mesh. If previously used, dry at 175°C (350°F) for 2 hours. New silica gel may be used as received.

6.1.3 Water—Distilled.

6.1.4 Crushed ice.

6.1.5 Stopcock grease—Acetone insoluble, heat stable silicone grease. This is not necessary if screw-on connectors with teflon sleeves, or similar, are used.

6.2 Sample recovery.

6.2.1 Water—Distilled from same container as 6.1.3.

6.3 Analysis.

6.3.1 Calcium oxide (CaO)—Certified grade containing 0.005 percent fluoride or less.

6.3.2 Phenolphthalein Indicator—0.1 percent in 1:1 ethanol water mixture.

6.3.3 Sodium hydroxide (NaOH)—Pellets, ACS reagent grade or equivalent.

6.3.4 Sulfuric acid ($H_2SO_4$)—Concentrated, ACS reagent grade or equivalent.

6.3.' Filters—Whatman No. 541, or equivalent.

6.3.6 Water—Distilled, from same container as 6.1.3.

6.3.7 Total Ionic Strength Adjustment Buffer (TISAB)—Place approximately 500 ml of distilled water in a 1-liter beaker. Add 57 ml glacial acetic acid, 58 g sodium chloride, and 4 g CDTA (Cyclohexylene dinitrilo tetraacetic acid). Stir to dissolve. Place the beaker in a water bath to cool it. Slowly add 5 M NaOH to the solution, measuring the pH continuously with a calibrated pH/reference electrode pair, until the pH is 5.3. Cool to room temperature. Pour into a 1-liter flask and dilute to volume with distilled water. Commercially prepared TISAB buffer may be substituted for the above.

6.3.8 Fluoride Standard Solution—0.1 M fluoride reference solution. Add 4.20 grams of reagent grade sodium fluoride (NaF) to a 1-liter volumetric flask and add enough distilled water to dissolve. Dilute to volume with distilled water.

7. *Procedure.*

NOTE: The fusion and distillation steps of this procedure will not be required, if it can be shown to the satisfaction of the Administrator that the samples contain only water-soluble fluorides.

7.1 Sampling. The sampling shall be conducted by competent personnel experienced with this test procedure.

7.1.1 Pretest preparation. All train components shall be maintained and calibrated according to the procedure described in APTD–0576, unless otherwise specified herein.

Weigh approximately 200–300 g of silica gel in air tight containers to the nearest 0.5 g. Record the total weight, both silica gel and container, on the container. More silica gel may be used but care should be taken during sampling that it is not entrained and carried out from the impinger. As an alternative, the silica gel may be weighed directly in the impinger or its sampling holder just prior to the train assembly.

7.1.2 Preliminary determinations. Select the sampling site and the minimum number of sampling points according to Method 1 or as specified by the Administrator. Determine the stack pressure, temperature, and the range of velocity heads using Method 2 and moisture content using Approximation Method 4 or its alternatives for the purpose of making isokinetic sampling rate calculations. Estimates may be used. However, final results will be based on actual measurements made during the test.

Select a nozzle size based on the range of velocity heads such that it is not necessary to change the nozzle size in order to maintain isokinetic sampling rates. During the run, do not change the nozzle size. Ensure that the differential pressure gauge is capable of measuring the minimum velocity head value to within 10 percent, or as specified by the Administrator.

Select a suitable probe liner and probe length such that all traverse points can be sampled. Consider sampling from opposite sides for large stacks to reduce the length of probes.

Select a total sampling time greater than or equal to the minimum total sampling time specified in the test procedures for the specific industry such that the sampling time per point is not less than 2 min. or select some greater time interval as specified by the Administrator, and such that the sample volume that will be taken will exceed the required minimum total gas sample volume specified in the test procedures for the specific industry. The latter is based on an approximate average sampling rate. Note also that the minimum total sample volume is corrected to standard conditions.

It is recommended that a half-integral or integral number of minutes be sampled at each point in order to avoid timekeeping errors.

In some circumstances, e.g. batch cycles, it may be necessary to sample for shorter times at the traverse points and to obtain smaller gas sample volumes. In these cases, the Administrator's approval must first be obtained.

7.13 Preparation of collection train. During preparation and assembly of the sampling train, keep all openings where contamination can occur covered until just prior to assembly or until sampling is about to begin.

Place 100 ml of water in each of the first two impingers, leave the third impinger empty, and place approximately 200–300 g or more, if necessary, of prewsighed silica gel in the fourth impinger. Record the weight of the silica gel and container on the data sheet. Place the empty container in a clean place for later use in the sample recovery.

Place a filter in the filter holder. Be sure that the filter is properly centered and the gasket properly placed so as to not allow the sample gas stream to circumvent the filter. Check filter for tears after assembly is completed.

When glass liners are used, install selected nozzle using a Viton A O-ring; the Viton A O-ring is installed as a seal where the nozzle is connected to a glass liner. See APTD–0576 for details. When metal liners are used, install the nozzle as above or by a leak free direct mechanical connection. Mark the probe with heat resistant tape or by some other method to denote the proper distance into the stack or duct for each sampling point.

Unless otherwise specified by the Administrator, attach a temperature probe to the metal sheath of the sampling probe so that the sensor extends beyond the probe tip and does not touch any metal. Its position should be about 1.9 to 2.54 cm (0.75 to 1 in.) from the pitot tube and probe nozzle to avoid interference with the gas flow.

Assemble the train as shown in Figure 13A–1 (Method 13A) with the filter between the third and fourth impingers. Alternatively, the filter may be placed between the probe and first impinger. A filter heating system may be used to prevent moisture condensation, but the temperature around the filter holder shall not exceed 1200±14°C (248±25°F). [(Note: Whatman No. 1 filter decomposes at 150°C (300°F)).] Record filter location on the data sheet.

Place crushed ice around the impingers.

7.1.4 Leak check procedure—After the sampling train has been assembled, turn on and set (if applicable) the probe and filter heating system(s) to reach a temperature sufficient to avoid condensation in the probe. Allow time for the temperature to stabilize. Leak check the train at the sampling site by plugging the nozzle and pulling a 380 mm Hg (15 in. Hg) vacuum. A leakage rate in excess of 4% of the average sampling rate of 0.0057 m³/min. (0.02 cfm), whichever is less, is unacceptable.

The following leak check instruction for the sampling train described in APTD–0576 and APTD–0581 may be helpful. Start the pump with by-pass valve fully open and coarse adjust valve completely closed. Partially open the coarse adjust valve and slowly close the by-pass valve until 380 mm Hg (15 in. Hg) vacuum is reached. *Do Not* reverse direction of by-pass valve. This will cause water to back up into the filter holder. If 380 mm Hg (15 in. Hg) is exceeded, either leak check at this higher vacuum or end the leak check as described below and start over.

When the leak check is completed, first slowly remove the plug from the inlet to the probe or filter holder and immediately turn off the vacuum pump. This prevents the water in the impingers from being forced backward into the filter holder (if placed before the impingers) and silica gel from being entrained backward into the third impinger.

Leak checks shall be conducted as described whenever the train is disengaged, e.g. for silica gel or filter changes during the test, prior to each test run, and at the completion of each test run. If leaks are found to be in excess of the acceptable rate, the test will be considered invalid. To reduce lost time due to leakage occurrences, it is recommended that leak checks be conducted between port changes.

7.1.5 Particulate train operation—During the sampling run, an isokinetic sampling rate within 10%, or as specified by the Administrator, of true isokinetic shall be maintained.

For each run, record the data required on the example data sheet shown in Figure 13A–3 (Method 13A). Be sure to record the initial dry gas meter reading. Record the dry gas meter readings at the beginning and end of each sampling time increment, when changes in flow rates are made, and when sampling is halted. Take other data point readings at least once at each sample point during each time increment and additional readings when significant changes (20% variation in velocity head readings) necessitate additional adjustments in flow rate. Be sure to level and zero the manometer.

Clean the portholes prior to the test run to minimize chance of sampling deposited material. To begin sampling, remove the nozzle cap, verify (if applicable) that the probe heater is working and filter heater is up to temperature, and that the pitot tube and probe are properly positioned. Position the nozzle at the first traverse point with the tip pointing directly into the gas stream. Immediately start the pump and adjust the flow to isokinetic conditions. Nomographs are available for sampling trains using type S pitot tubes with 0.85±0.02 (coefficients ($C_p$), and when sampling in air or a stack gas with equivalent density (molecular weight, $M_d$, equal to 29±4), which aid in the rapid adjustment of the isokinetic sampling rate without excessive computations. APTD–0576 details the procedure for using these nomographs. If $C_p$ and $M_d$ are outside the above stated ranges, do not use the nomograph unless appropriate steps are taken to compensate for the deviations.

When the stack is under significant negative pressure (height of impinger stem), take care to close the coarse adjust valve before inserting the probe into the stack to avoid water backing into the filter holder. If necessary, the pump may be turned on with the coarse adjust valve closed.

When the probe is in position, block off the openings around the probe and porthole to prevent unrepresentative dilution of the gas stream.

Traverse the stack cross section, as required by Method 1 or as specified by the Administrator, being careful not to bump the probe nozzle into the stack walls when sampling near the walls or when removing or inserting the probe through the portholes to minimize chance of extracting deposited material.

During the test run, make periodic adjustments to keep the probe and (if applicable) filter temperatures at their proper values. Add more ice and, if necessary, salt to the ice bath, to maintain a temperature of less than 20°C (68°F) at the impinger/silica gel outlet, to avoid excessive moisture losses. Also, periodically check the level and zero of the manometer.

If the pressure drop across the filter becomes high enough to make isokinetic sampling difficult to maintain, the filter may be replaced in the midst of a sample run. It is recommended that another complete filter assembly be used rather than attempting to change the filter itself. After the new filter or filter assembly is installed, conduct a leak check. The final emission results shall be based on the summation of all filter catches.

A single train shall be used for the entire sample run, except for filter and silica gel changes. However, if approved by the Administrator, two or more trains may be used for a single test run when there are two or more ducts or sampling ports. The final emission results shall be based on the total of all sampling train catches.

At the end of the sample run, turn off the pump, remove the probe and nozzle from the stack, and record the final dry gas meter reading. Perform a leak check.[1] Calculate percent isokinetic (see calculation section) to determine whether another test run should be made. If there is difficulty in maintaining isokinetic rates due to source conditions, consult with the Administrator for possible variance on the isokinetic rates.

[1] With acceptability of the test run to be based on the same criterion as in 7.1.4.





7.2 Sample recovery. Proper cleanup procedure begins as soon as the probe is removed from the stack at the end of the sampling period.

When the probe can be safely handled, wipe off all external particulate matter near the tip of the probe nozzle and place a cap over it to keep from losing part of the sample. Do not cap off the probe tip tightly while the sampling train is cooling down, as this would create a vacuum in the filter holder, thus drawing water from the impingers into the filter.

Before moving the sample train to the cleanup site, remove the probe from the sample train, wipe off the silicone grease, and cap the open outlet of the probe. Be careful not to lose any condensate, if present. Wipe off the silicone grease from the filter inlet where the probe was fastened and cap it. Remove the umbilical cord from the last impinger and cap the impinger. After wiping off the silicone grease, cap off the filter holder outlet and impinger inlet. Ground glass stoppers, plastic caps, or serum caps may be used to close these openings.

Transfer the probe and filter-impinger assembly to the cleanup area. This area should be clean and protected from the wind so that the chances of contaminating or losing the sample will be minimized.

Inspect the train prior to and during disassembly and note any abnormal conditions. Using a graduated cylinder, measure and record the volume of the water in the first three impingers, to the nearest ml; any condensate in the probe should be included in this determination. Treat the samples as follows:

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7.2.1 Container No. 1. Transfer the impinger water from the graduated cylinder to this container. Add the filter to this container. Wash all sample exposed surfaces, including the probe tip, probe, first three impingers, impinger connectors, filter holder, and graduated cylinder thoroughly with distilled water. Wash each component three separate times with water and clean the probe and nozzle with brushes. A maximum wash of 500 ml is used, and the washings are added to the sample container which must be made of polyethylene.

7.2.2 Container No. 2. Transfer the silica gel from the fourth impinger to this container and seal.

7.3 Analysis. Treat the contents of each sample container as described below.

7.3.1 Container No. 1.

7.3.1.1 Filter this container's contents, including the Whatman No 1 filter, through Whatman No. 541 filter paper, or equivalent into a 1500 ml beaker. NOTE: If filtrate volume exceeds 900 ml make filtrate basic with NaOH to phenolphthalein and evaporate to less than 900 ml.

7.3.1.2 Place the Whatman No. 541 filter containing the insoluble matter (including the Whatman No. 1 filter) in a nickel crucible, add a few ml of water and macerate the filter with a glass rod.

Add 100 mg CaO to the crucible and mix the contents thoroughly to form a slurry. Add a couple of drops of phenolphthalein indicator. The indicator will turn red in a basic medium. The slurry should remain basic during the evaporation of the water or fluoride ion will be lost. If the indicator turns colorless during the evaporation, an acidic condition is indicated. If this happens add CaO until the color turns red again.

Place the crucible in a hood under infrared lamps or on a hot plate at low heat. Evaporate the water completely.

After evaporation of the water, place the crucible on a hot plate under a hood and slowly increase the temperature until the paper chars. It may take several hours for complete charring of the filter to occur.

Place the crucible in a cold muffle furnace and gradually (to prevent smoking) increase the temperature to 600°C, and maintain until the contents are reduced to an ash. Remove the crucible from the furnace and allow it to cool.

7.3.1.3 Add approximately 4 g of crushed NaOH to the crucible and mix. Return the crucible to the muffle furnace, and fuse the sample for 10 minutes at 600°C.

Remove the sample from the furnace and cool to ambient temperature. Using several rinsings of warm distilled water transfer the contents of the crucible to the beaker containing the filtrate from container No. 1 (7.3.1). To assure complete sample removal, rinse finally with two 20 ml portions of 25 percent (v/v) sulfuric acid and carefully add to the beaker. Mix well and transfer to a one-liter volumetric flask. Dilute to volume with distilled water and mix thoroughly. Allow any undissolved solids to settle.

7.3.2 Container No. 2. Weigh the spent silica gel and report to the nearest 0.5 g.

7.3.3 Adjustment of acid/water ratio in distillation flask—(Utilize a protective shield when carrying out this procedure). Place 400 ml of distilled water in the distilling flask and add 200 ml of concentrated $H_2SO_4$. Caution: Observe standard precautions when mixing the $H_2SO_4$ by slowly adding the acid to the flask with constant swirling. Add some soft glass beads and several small pieces of broken glass tubing and assemble the apparatus as shown in Figure 13A–2. Heat the flask until it reaches a temperature of 175°C to adjust the acid/water ratio for subsequent distillations. Discard the distillate.

7.3.4 Distillation—Cool the contents of the distillation flask to below 80°C. Pipette an aliquot of sample containing less than 0.6 mg F directly into the distilling flask and add distilled water to make a total volume of 220 ml added to the distilling flask. [For an estimate of what size aliquot does not exceed 0.6 mg F, select an aliquot of the solution and treat as described in Section 7.3.6. This will give an approximation of the fluoride content, but only an approximation since interfering ions have not been removed by the distillation step.]

Place a 250 ml volumetric flask at the condenser exist. Now begin distillation and gradually increase the heat and collect all the distillate up to 175°C. Caution: Heating the solution above 175°C will cause sulfuric acid to distill over.

The acid in the distilling flask can be used until there is carryover of interferences or poor fluoride recovery. An occasional check of fluoride recovery with standard solutions is advised. The acid should be changed whenever there is less than 90 percent recovery or blank values are higher than 0.1 ug/ml.

7.3.5 Determination of concentration—Bring the distillate in the 250 ml volumetric flask to the mark with distilled water and mix thoroughly. Pipette a 25 ml aliquot from the distillate. Add an equal volume of TISAB and mix. The sample should be at the same temperature as the calibration standards when measurements are made. If ambient lab temperature fluctuates more than ±2°C from the temperature at which the calibration standards were measured, condition samples and standards in a constant temperature bath measurement. Stir the sample with a magnetic stirrer during measurement to minimize electrode response



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time. If the stirrer generates enough heat to change solution temperature, place a piece of insulating material such as cork between the stirrer and the beaker. Dilute samples (below $10^{-4}$ M fluoride ion content) should be held in polyethylene or polypropylene beakers during measurement.

Insert the fluoride and reference electrodes into the solution. When a steady millivolt reading is obtained, record it. This may take several minutes. Determine concentration from the calibration curve. Between electrode measurements, soak the fluoride sensing electrode in distilled water for 30 seconds and then remove and blot dry.

8. *Calibration.*

Maintain a laboratory log of all calibrations.

8.1 Sampling Train.

8.1.1 Probe nozzle—Using a micrometer, measure the inside diameter of the nozzle to the nearest 0.025 mm (0.001 in.). Make 3 separate measurements using different diameters each time and obtain the average of the measurements. The difference between the high and low numbers shall not exceed 0.1 mm (0.004 in.).

When nozzles become nicked, dented, or corroded, they shall be reshaped, sharpened, and recalibrated before use.

Each nozzle shall be permanently and uniquely identified.

8.1.2 Pitot tube—The pitot tube shall be calibrated according to the procedure outlined in Method 2.

8.1.3 Dry gas meter and orifice meter. Both meters shall be calibrated according to the procedure outlined in APTD–0576. When diaphragm pumps with by-pass valves are used, check for proper metering system design by calibrating the dry gas meter at an additional flow rate of 0.0057 m³/min. (0.2 cfm) with the by-pass valve fully opened and then with it fully closed. If there is more than ±2 percent difference in flow rates when compared to the fully closed position of the by-pass valve, the system is not designed properly and must be corrected.

8.1.4 Probe heater calibration—The probe heating system shall be calibrated according to the procedure contained in APTD–0576. Probes constructed according to APTD–0581 need not be calibrated if the calibration curves in APTD–0576 are used.

8.1.5 Temperature gauges—Calibrate dial and liquid filled bulb thermometers against mercury-in-glass thermometers. Thermocouples need not be calibrated. For other devices, check with the Administrator.

8.2 Analytical Apparatus.

8.2.1 Fluoride Electrode—Prepare fluoride standardizing solutions by serial dilution of the 0.1 M fluoride standard solution. Pipet 10 ml of 0.1 M NaF into a 100 ml volumetric flask and make up to the mark with distilled water for a $10^{-2}$ M standard solution. Use 10 ml of $10^{-2}$ M solution to make a $10^{-3}$ M solution in the same manner. Reapt $10^{-4}$ and $10^{-5}$ M solutions.

Pipet 50 ml of each standard into a separate beaker. Add 50 ml of TISAB to each beaker. Place the electrode in the most dilute standard solution. When a steady millivolt reading is obtained, plot the value on the linear axis of semi-log graph paper versus concentration on the log axis. Plot the nominal value for concentration of the standard on the log axis, e.g., when 50 ml of $10^{-2}$ M standard is diluted with 50 ml TISAB, the concentration is still designated "$10^{-2}$ M".

Between measurements soak the fluoride sensing electrode in distilled water for 30 seconds, and then remove and blot dry. Analyze the standards going from dilute to concentrated standards. A straight-line calibration curve will be obtained, with nominal concentrations of $10^{0}$, $10^{-1}$, $10^{-2}$, $10^{-3}$, $10^{-4}$ concentrations of $10^{-5}$, $10^{-4}$, $10^{-3}$, $10^{-2}$, $10^{-1}$ concentrations of $10^{-5}$, $10^{-4}$, $10^{-3}$, $10^{-2}$, $10^{-1}$ fluoride molarity on the log axis plotted versus electrode potential (in millivolts) on the linear scale.

Calibrate the fluoride electrode daily, and check it hourly. Prepare fresh fluoride standardizing solutions daily of $10^{-3}$ M or less. Store fluoride standardizing solutions in polyethylene or polypropylene containers. (Note: Certain specific ion meters have been designed specifically for fluoride electrode use and give a direct readout of fluoride ion concentration. These meters may be used in lieu of calibration curves for fluoride measurements over narrow concentration ranges. Calibrate the meter according to manufacturer's instructions.)

9. *Calculations.*

Carry out calculations, retaining at least one extra decimal figure beyond that of the acquired data. Round off figures after final calculation.

9.1 Nomenclature.

$A_n$ = Cross sectional area of nozzle, m² (ft²).

$A_t$ = Aliquot of total sample added to still, ml.

$B_{ws}$ = Water vapor in the gas stream, proportion by volume.

$C_s$ = Concentration of fluoride in stack gas, mg/m³, corrected to standard conditions of 20° C, 760 mm Hg (68° F, 29.92 in. Hg) on dry basis.

$F_t$ = Total weight of fluoride in sample, mg.

$I$ = Percent of isokinetic sampling.

$M$ = Concentration of fluoride from calibration curve, molarity.

$m_a$ = Total amount of particulate matter collected, mg.

$M_w$ = Molecular weight of water, 18 g/g-mole (18 lb/lb-mole).

$m_a$ = Mass of residue of acetone after evaporation, mg.

$P_{bar}$ = Barometric pressure at the sampling site, mm Hg (in. Hg).

$P_s$ = Absolute stack gas pressure, mm Hg (in. Hg).

$P_{std}$ = Standard absolute pressure, 760 mm Hg (29.92 in. Hg).

$R$ = Ideal gas constant, 0.06236 mm Hg-m³/°K-g-mole (21.83 in. Hg-ft³/°R-lb-mole).

$T_m$ = Absolute average dry gas meter temperature (see fig. 13A–3), °K (°R).

$T_s$ = Absolute average stack gas temperature (see fig. 13A–3), °K (°R).

$T_{std}$ = Standard absolute temperature, 293° K (528° R).

$V_a$ = Volume of acetone blank, ml.

$V_{aw}$ = Volume of acetone used in wash, ml.

$V_d$ = Volume of distillate collected, ml.

$V_{lc}$ = Total volume of liquid collected in impingers and silica gel, ml. Volume of water in silica gel equals silica gel weight increase in grams times 1 ml/gram. Volume of liquid collected in impinger equals final volume minus initial volume.

$V_m$ = Volume of gas sample as measured by dry gas meter, dcm (dcf).

$V_{m(std)}$ = Volume of gas sample measured by the dry gas meter corrected to standard conditions, dscm (dscf).

$V_{w(std)}$ = Volume of water vapor in the gas sample corrected to standard conditions, scm (scf).

$V_t$ = Total volume of sample, ml.

$v_s$ = Stack gas velocity, calculated by Method 2, Equation 2–7 using data obtained from Method 5, m/sec (ft/sec).

$W_a$ = Weight of residue in acetone wash, mg.

$\Delta H$ = Average pressure differential across the orifice (see fig. 13A–3), meter, mm $H_2O$ (in. $H_2O$).

$\rho_a$ = Density of acetone, mg/ml (see label on bottle).

$\rho_w$ = Density of water, 1 g/ml (0.00220 lb/ml).

$\theta$ = Total sampling time, min.

13.6 = Specific gravity of mercury.

60 = Sec/min.

100 = Conversion to percent.

9.2 Average dry gas meter temperature and average orifice pressure drop. See data sheet (Figure 13A–3 of Method 13A).

9.3 Dry gas volume. Use Section 9.3 of Method 13A.

9.4 Volume of Water Vapor. Use Section 9.4 of Method 13A.

9.5 Moisture Content. Use Section 9.5 of Method 13A.

9.6 Concentration

9.6.1 Calculate the amount of fluoride in the sample according to equation 13B–1.

$$F_t = K \frac{V_t}{A_t} (V_d) \quad (M)$$

where:

$K$ = 10 mg/ml.

9.6.2 Concentration of fluoride in stack gas. Use Section 9.6.2 of Method 13A.

9.7 Isokinetic variation. Use Section 9.7 of Method 13A.

9.8 Acceptable results. Use Section 9.8 of Method 13A.

10. *References.*

Bellack, Ervin, "Simplified Fluoride Distillation Method," *Journal of the American Water Works Association* #50: 530–6 (1958).

MacLeod, Kathryn E., and Howard L. Crist, "Comparison of the SPADNS—Zirconium Lake and Specific Ion Electrode Methods of Fluoride Determination in Stack Emission Samples," *Analytical Chemistry* 45: 1272–1273 (1973).

Martin, Robert M. "Construction Details of Isokinetic Source Sampling Equipment," Environmental Protection Agency, Air Pollution Control Office Publication No. APTD–0581.

*1973 Annual Book of ASTM Standards*, Part 23, Designation: D 1179–72.

Pom, Jerome J., "Maintenance, Calibration, and Operation of Isokinetic Source Sampling Equipment," Environmental Protection Agency, Air Pollution Control Office Publication No. APTD–0576.

*Standard Methods for the Examination of Water and Waste Water*, published jointly by American Public Health Association, American Water Works Association and Water Pollution Control Federation, 13th Edition (1971).

(Sections 111 and 114 of the Clean Air Act, as amended by section 4(a) of Pub. L. 91–604, 84 Stat. 1678 (42 U.S.C. 1857 c–6, c–9))

[FR Doc.75–20478 Filed 8–5–75;8:45 am]



federal register

WEDNESDAY, AUGUST 6, 1975

PART III:

# FEDERAL ELECTION COMMISSION

## DOCUMENT FILING

## Notice of Proposed Rulemaking

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## FEDERAL ELECTION COMMISSION

**[ 11 CFR Part 106 ]**

[Notice 1975–21]

### DOCUMENT FILING

**Notice of Proposed Rulemaking**

The Federal Election Commission today publishes a proposed regulation concerning the place where Statements of Organization and Reports of Receipts and Expenditures should be filed by Federal candidates and political committees. The proposed regulation provides that all statements of Organization and Reports of Receipts and Expenditures required to be filed by Federal candidates, multicandidate committees, and principal campaign committees should be filed with the Commission. Copies of all such statements and reports will be promptly forwarded to the Secretary of the Senate and the Clerk of the House with originals pertaining to House and Senate candidates and their principal campaign committees to follow shortly thereafter.

The following interim guidelines will be affected by the proposed regulation: Notice 1975–1, June 2, 1975, 40 FR 23832; Notice 1975–3, June 16, 1975, 40 FR 25440; and Notice 1975–6, June 26, 1975, 40 FR 26991. These guidelines remain in effect until the proposed regulation becomes effective. After the effective date of the regulation the interim guidelines remain effective as modified by the regulation.

*Authority.* This regulation is proposed under authority of 2 U.S.C. 437d and will implement 2 U.S.C. 432, 433, 434, and 438.

*Comment Period.* Interested persons are invited to submit written comments on this proposed regulation to the Federal Election Commission, Office of General Counsel, Rulemaking Section, 1325 K Street, N.W., Washington, D.C. 20463 on or before September 5, 1975.

*Effective Date.* This regulation shall become effective on a date specified in a future notice published in the FEDERAL REGISTER, which effective date shall be not less than 30 calendar days after the date of this Notice of Proposed Rulemaking.

It is proposed that 11 CFR Part 106 be promulgated as follows:

— —

### PART 106—DOCUMENT FILING

Sec.

106.1 Place of Filing.
106.2 Copies Transmitted to Clerk of House of Representatives and Secretary of Senate.
106.3 Originals Transmitted to Clerk of House of Representatives and Secretary of Senate.
106.4 Definitions.

**§ 106.1 Place of Filing.**

All statements and reports, including any modifications or amendments thereto, required to be filed under 2 U.S.C. 433 and 2 U.S.C. 434, shall be filed in original form with the Federal Election Commission.

**§ 106.2 Copies Transmitted to Clerk of House of Representatives and Secretary of Senate.**

Upon receiving a statement or report filed by (a) a candidate for nomination or election to Federal office, and by (b) any political committee supporting one or more such candidates, the Commission shall as soon as practicable, usually within one working day and in any event not later than the second working day after receiving the filed statement or report, furnish a microfilm (or suitable equivalent) copy thereof, together with an index, to the Clerk of the House of Representatives and to the Secretary of the Senate.

**§ 106.3 Originals Transmitted to Clerk of House of Representatives and Secretary of Senate.**

(a) As soon as practicable after receiving a filed statement or report, usually within 5 working days but in any event no later than 10 days after receiving it, the Commission shall transmit the original statement and report filed by (1) a candidate for the office of Representative in, or Delegate or Resident Commissioner to, the Congress of the United States, and by (2) any political committee supporting such candidate, to the Clerk of the House of Representatives as custodian for the Commission.

(b) As soon as practicable after receiving a filed statement or report, usually within 5 working days but in any event no later than 10 days after receiving it, the Commission shall transmit the original statement and report filed by (1) a candidate for the office of Senator, and by (2) any political committee supporting such candidate, to the Secretary of the Senate as custodian for the Commission.

(c) For purposes of this section the phrase "any political committee supporting such candidate" means:

(1) The principal campaign committee designated by a Congressional candidate, and

(2) Any political committee required to file a statement or report with the principal campaign committee of a Congressional candidate.

**§ 106.4 Definitions.**

The definitions in 2 U.S.C. 431 are applicable to §§ 106.1 through 106.3 unless otherwise expressly modified or required by context.

NEIL STAEBLER,
*Vice Chairman, For the Federal Election Commission.*

[FR Doc.75–20504 Filed 8–5–75;8:45 am]



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federal register

WEDNESDAY, AUGUST 6, 1975




PART IV:

# DEPARTMENT OF THE INTERIOR

Bureau of Land Management
Office of the Secretary

## ALASKA NATIVE CLAIMS APPEAL BOARD REGULATIONS; ALASKA NATIVE SELECTIONS

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Title 43—Public Lands: Interior

SUBTITLE A—OFFICE OF THE SECRETARY OF THE INTERIOR

PART 4—DEPARTMENT HEARINGS AND APPEALS PROCEDURES

## Alaska Native Claims Appeal Board Regulations

On pages 13308–13311 of the FEDERAL REGISTER of March 26, 1975, there was published a notice and text of proposed procedural rules amending Department Hearings and Appeals Procedures to include the Alaska Native Claims Appeal Board within the Office of Hearings and Appeals, and to provide procedural rules for appeals to the Alaska Native Claims Appeal Board. The procedural rules for appeals to the Alaska Native Claims Appeal Board were proposed as a new Subpart 2655 of Part 2650, Title 43 CFR. Since the Alaska Native Claims Appeal Board is to be part of the Office of Hearings and Appeals, and since regulations governing all Department hearings and appeals are contained in Part 4, these regulations are now being published in final as a new Subpart J to Part 4, Title 43 CFR.

Interested persons were invited to participate in the proposed rulemaking by the submission of comments, suggestions or objections. Each comment was carefully considered and the regulations were re-examined in light of the comments. As a result several minor changes have been made and a number of changes, as explained below, have been adopted in the final regulations.

The proposed rulemaking included procedures for the Alaska Native Claims Appeal Board as Subpart 2655. In the final rulemaking, these regulations have been included as Subpart J to Part 4, 43 CFR in order to be consistent with the departmental policy to have all hearings and appeals procedures included in Part 4 of 43 CFR.

Section 2655.1(c) has been changed to provide for referral of issues from any Board of the Department, other than the Alaska Native Claims Appeal Board, to the Alaska Native Claims Appeal Board, where the issue falls within the jurisdiction of the Alaska Native Claims Appeal Board. It also provides, as it did previously, for referral of issues by the Alaska Native Claims Appeal Board to other Boards. This section is important to avoid possible jurisdictional problems between the Interior Board of Land Appeals and the Alaska Native Claims Appeal Board. Issues arising under the Alaska Native Claims Settlement Act are generally to be decided by the Alaska Native Claims Appeal Board, whereas issues arising under other public land laws fall within the jurisdiction of and are to be decided by the Interior Board of Land Appeals. Since frequently a single determination by the Bureau of Land Management may involve issues under the Alaska Native Claims Settlement Act and under other public land laws, some machinery for handling these appeals and guidance is considered appropriate. Where the decision by the Bureau of Land Management involves the effect of the public land laws, including the general mining law and mineral leasing acts, upon the validity of an interest, or pending application therefor, asserted under such laws, any appeal therefrom would generally be directed to the Interior Board of Land Appeals. Where the decision by the Bureau of Land Management involves the effect of the Alaska Native Claims Settlement Act upon an interest, or pending application therefor, derived under the public land laws, including the general mining law and mineral leasing acts, any appeal therefrom would generally be directed to the Alaska Native Claims Appeal Board.

Section 2655.2 has been changed to include any party who "claims" a property interest, since the proposed language, "any party with a property interest" assumes the interest that may be in issue in the litigation.

Paragraph (3) of § 2655.3(a) of the proposed rulemaking (§ 4.903(a)) has been deleted. The certificate of service for the notice of appeal under § 4.908(b) is required to be filed with the notice of appeal. This change has been made in response to comments and was possible as a result of another change, also made in response to comments, contained in § 4.908(f) that service by mail, first class or registered, shall be considered complete on the date of posting.

A new paragraph has been added, § 4.907(c), to provide that for this subpart the "time of filing" shall be the date of postmark, or if there is no postmark, the date of receipt.

Section 4.908 (§ 2655.8 in the proposed rulemaking) paragraph (e) has been changed to refer to the entrance of an appearance by an attorney on behalf of a party, rather than the less specific provision ("when a party is represented by an attorney") that was included in the proposed rulemaking.

Paragraph (f) of the same section has been changed to provide that service by mail shall be deemed to have been made on the date of posting, regardless of what type of mail service is used.

Section 4.911(c) (2655.11(c) in the proposed rulemaking) has been changed to specify that hearings may be held at the request of a party or by order of the Board where there is an issue of fact on which evidence is to be presented. Hearings required to be conducted in accordance with the Administrative Procedure Act will be conducted by Administrative Law Judges.

Strenuous objections were raised in the comments with respect to § 2655.12 of the proposed rulemaking. Accordingly the provisions for formal settlement conferences have been deleted from the regulations. Section 4.911(b) provides for conferences, at which settlements may be reached. It is not considered necessary for the Board to be in a position, or have power that would enable it, to compel the parties to settle the litigation.

A new § 4.913 has been added to preclude a unit of the Interior Department from entering into a settlement without the approval of the Secretary and to provide that parties to appeals in which the Department of Interior is not a party cannot bind future actions of the Department of the Interior by entering into settlement agreements unless such agreements have been approved by the Secretary or his authorized delegate. This latter provision would apply to a settlement which may involve or require future action by the Interior Department.

*Effective date.* Since the revisions to Part 4 contain procedural rules effecting appeals under the Alaska Native Claims Settlement Act of 1971, it is determined that the 30 day period required by 5 U.S.C. 553(d) before these rules become effective is unnecessary, and these revisions to Part 4 shall become effective on August 6, 1975.

In consideration of the foregoing, Subtitle A of Title 43 of the Code of Federal Regulations, Part 4, is amended as set forth below.

1. In 43 CFR Part 4, Subpart A is amended by redesignating paragraph (5) of § 4.1 as paragraph (6), and by adding a new § 4.1, paragraph (5), to read as follows:

**§ 4.1 Scope of authority; applicable regulations.**

* * * * *

(5) *Alaska Native Claims Appeal Board.* The Board considers and decides finally for the Department appeals to the head of the Department from findings of fact or decisions rendered by Departmental officials in matters relating to land selection arising under the Alaska Native Claims Settlement Act (85 Stat. 688), and orders and conducts hearings as necessary; except, the Board shall not consider appeals relating to enrollment of Alaska Natives; and with respect to appeals from Departmental decisions on village eligibility under Section 11(b) of the Act, decisions of the Board shall be submitted to the Secretary for his personal approval before becoming final. Special regulations applicable to proceedings before the Board are continued in Subpart J of this part.

* * * * *

2. Part 4 is amended by the addition of a new Subpart J to read as follows:

**Subpart J—Special Rules Applicable to Alaska Native Claims Settlement Act Hearings and Appeals**

Sec.
4.900 References.
4.901 Appeals; general.
4.902 Who may appeal.
4.903 Appeals; how taken.
4.904 Answers.
4.905 Summary dismissal.
4.906 Transmittal of administrative record.
4.907 Pleadings.
4.908 Service.
4.909 Amicus curiae; intervenors; joinder.
4.910 Appearances; practice.
4.911 Proceedings.
4.912 Witnesses.
4.913 Settlement approval.

**Subpart J—Special Rules Applicable to the Alaska Native Claims Settlement Act Hearings and Appeals**

**§ 4.900 References.**

General appeals procedures are contained in Subparts A and B of this part.





**§ 4.901 Appeals; general.**

(a) Unless otherwise provided, appeals to the Secretary under the Act relating to land selection shall be to the Alaska Native Claims Appeal Board. The Alaska Native Claims Appeal Board shall be personally appointed by the Secretary. At least one member of the Board shall be familiar with Native village life. Among those otherwise qualified to serve on the Board, preference will be given to those familiar with Native village life. The Board is authorized to decide finally for the Secretary appeals under the Act, except, the Board shall not consider appeals relating to enrollment of Alaska Natives, and appeals from decisions on village eligibility shall be personally approved by the Secretary.

(b) All hearings held in connection with appeals to the Alaska Native Claims Appeal Board shall be conducted within the State of Alaska. The Alaska Native Claims Appeal Board has its headquarters within the State of Alaska. The mailing address of the Board is: U.S. Department of the Interior, Alaska Native Claims Appeal Board, P.O. Box 2433, Anchorage, Alaska 99510.

(c) Where the Alaska Native Claims Appeal Board determines that one or more issues raised on an appeal fall within the jurisdiction of another Appeals Board of the Department, it shall certify the record or a part thereof to the Board having jurisdiction, or to the Secretary, for determination. When an appeal is taken to another Appeals Board of the Department and such other Board determines that one or more issues raised on appeal fall within the jurisdiction of the Alaska Native Claims Appeal Board, such other Board shall certify the record or a part thereof to the Alaska Native Claims Appeal Board, or to the Secretary, for determination. When one Appeals Board certifies a record to another Board of the Department, or to the Secretary, the appeal to such other Board or the Secretary shall be deemed timely filed if the appeal was properly filed in accordance with the law and regulations applicable to appeals to the Board in which the appeal was originally filed. Where issues on appeal have been severed and referred to a second Board of the Department, each Board may proceed with its appeal and issue separate decisions, or upon completion of consideration of the questions referred from the Board in which the appeal was first filed, the record and determination of such other Board or the Secretary may be certified to the Board in which the appeal was first filed.

**§ 4.902 Who may appeal.**

Any party who claims a property interest in land affected by a determination from which an appeal to the Alaska Native Claims Appeal Board is allowed, or an agency of the Federal Government, may appeal as provided in this subpart. However, a regional corporation shall have the right of appeal in any case involving land selections.

**§ 4.903 Appeals; how taken.**

(a) *Notice of appeal.* Appellant shall file a written notice of appeal, signed by him or his authorized representative, with the Alaska Native Claims Appeal Board within 30 days after the date of receipt of the decision by appellant, or if publication of the decision in the FEDERAL REGISTER is made, within 30 days after publication of the decision in the FEDERAL REGISTER, whichever shall occur first; provided that, with respect to any decision on an application for conveyance of a primary place of residence which was received by the applicant or published in the FEDERAL REGISTER prior to August 6, 1975, appellant shall have 45 days from the effective date of this subpart in which to file a notice of appeal.

(1) *Contents of notice of appeal.* The notice of appeal shall indicate that an appeal is thereby intended, and identify the decision being appealed; the notice of appeal should indicate the decision being appealed by the serial number and date of the decision.

(2) *Service of notice of appeal.* Copies of the notice of appeal and any accompanying documents shall be served upon the Alaska Native Claims Appeal Board, the Departmental officer whose action or decision is being appealed, all persons named as parties in the decision being appealed, and such other persons as the board may order.

(b) *Statement of reasons and interest affected.* (1) If the notice of appeal did not include a statement of the reasons for the appeal, such a statement shall be filed with the Board within 30 days after the notice of appeal was filed. In any case, the appellant will be permitted to file with the Board additional statements of reasons and written arguments or briefs within the 30-day period after filing the notice of appeal.

(2) Within 30 days after filing of the notice of appeal, the appellant shall file with the Board, a statement of facts upon which the appellant relies for standing under § 4.902. The statement of the appellant's standing may be filed as a separate document, or may be included with the statement of reasons, written arguments or briefs filed pursuant to paragraph (b)(1) of this section.

**§ 4.904 Answers.**

If any party served with a notice of appeal wishes to participate in the proceedings on appeal, he must file an answer within 30 days after service on him of the notice of appeal or statement of reasons where such statement was not included in the notice of appeal. If additional reasons, written arguments or briefs are filed by the appellant, the adverse party shall have 30 days after service thereof within which to answer. The answer must state the reasons the adverse party opposes the appeal.

**§ 4.905 Summary dismissal.**

An appeal may, in the discretion of the Board, be dismissed for failure to file or serve, upon all persons required to be served, a notice of appeal, statement of reasons or of standing as required by § 4.903.

**§ 4.906 Transmittal of administrative record.**

Within 10 days after service of a copy of the notice of appeal, the officer whose decision is appealed shall transmit a certified copy of the administrative record to the Alaska Native Claims Appeal Board. Such record will be available for inspection and copying in the Board's office.

**§ 4.907 Pleadings.**

(a) In addition to pleadings filed pursuant to §§ 4.903 and 4.904, additional briefs may be filed with the consent of the Board, subject to such conditions as the Board may impose. The Board may, upon request and for good cause shown, grant extensions of time for filing briefs.

(b) Briefs shall state clearly and concisely the issues in dispute.

(c) The filing of any pleading, document or other paper shall be deemed to have been made on the date of postmark, except when there is no postmark, in which case it shall be the date of receipt in the proper office.

**§ 4.908 Service.**

(a) Copies of all briefs, statements of reason for appeal and interest affected, and other documents filed with the Board shall be served upon all parties to the proceeding, and such other persons as the Board may order.

(b) The notice of appeal, all pleadings, briefs and other documents filed with the Board shall contain a certificate stating the names and addresses of all persons served with copies.

(c) Whenever the regulations in this subpart require that a document be served upon a person, service may be made by personal delivery or by mailing the document first-class or by registered or certified mail, return receipt requested, to his address of record.

(d) Service may be proved by an acknowledgment of the person served, or by a certificate of service, stating the time and manner of service, signed by the person making service. No default will be entered without proof of actual service, or satisfactory proof of inability to serve.

(e) When an attorney has entered an appearance for a party in a case involving an appeal before the Alaska Native Claims Appeal Board, such attorney will be recognized as responsible for the case on behalf of his client and service of all briefs and other documents filed with the Board shall be made upon the attorney. The requirement of service of any document relating to the proceeding on such party may be fully satisfied by making service upon such attorney, unless otherwise specifically required by law, rule, order, or regulation of the Alaska Native Claims Appeal Board. When more than one attorney has entered an appearance for a party, service



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upon one of the attorneys shall be sufficient.

(f) Whenever a time period commences after service is made, for purposes of computing the time period, service shall be deemed to have been made on the date personal service was made, or, if service was made by mail, on the date of posting.

**§ 4.909 Amicus curiae; intervenors; joinder.**

(a) A brief of an amicus curiae may be filed with the Board. Copies of amicus curiae briefs shall be served upon all parties to the proceeding and a certificate of service must be filed in accordance with § 4.908. Any person filing an amicus brief shall not be considered a party to the proceeding for purposes of this subpart.

(b) Any person may petition the Board to intervene in an appeal. Upon a proper showing of interest under § 4.902, such person may be recognized as an intervenor in the appeal.

(c) The Board may require the joinder of any person whose participation is deemed essential to the final determination of an appeal.

(d) Any motion seeking intervention or joinder shall be served on all parties to the proceeding, and a certification of service must be filed in accordance with § 4.908.

**§ 4.910 Appearances; practice.**

(a) *Representation; generally.* Appearance and representation before the Board shall be governed generally by the applicable provisions in Part 1 of Subtitle A of this title, which regulates practice before the Department of the Interior.

(b) *Practice and procedure.* When not in conflict with this subpart, the provisions in Subparts A and B of this part shall be applicable.

**§ 4.911 Proceedings.**

(a) *Consolidation and separation.* Under appropriate circumstances, the Board may consolidate several appeals, or separate a single appeal into component parts, each of which may be processed as a separate appeal.

(b) *Conferences.* When orderly and equitable processing of the appeal will be furthered, the Board may hold conferences with the parties.

(c) *Hearings.* A party may request a hearing to present evidence on an issue of fact. Such request shall be made in writing and filed with the Board. Copies of the request shall be served in accordance with § 4.908. The allowance of a request for hearing is within the discretion of the Board, and the Board may, on its own motion, order a hearing on one or more issues of fact. Any hearing may be conducted by the Board or a member of members thereof, or where required, the hearing will be conducted by an Administrative Law Judge, pursuant to an order by the Board. Any order by the Board shall specify the issues upon which the hearing is to be held.



(d) *Copy requirements.* Unless otherwise provided in this subpart or by order of the Board, an original and one copy of all documents should be filed with the Board. All documents must be legible.

(e) *Official file.* The Board shall maintain one official file constituting the entire record of each appeal before the Board. No document shall be removed from the official file. The official file shall be available in the Board's office for inspection and copying.

**§ 4.912 Witnesses.**

(a) It is the responsibility of the parties to produce those persons whose testimony will support their respective positions at the times and places established for evidentiary hearings, and to keep such witnesses available so long as may be necessary for the reception of their testimony. All employees of the Department of Interior requested by the Board or any Administrative Law Judge to testify before or furnish relevant information to the Board or the Administrative Law Judge shall comply with such request.

(b) If a witness fails to appear in spite of every reasonable effort to assure his appearance, the Board may allow secondary evidence to be submitted in lieu of the testimony of such witness; the weight to be attributed to such secondary evidence shall be within the discretion of the Board.

**§ 4.913 Settlement approval.**

(a) Where an Office, Bureau, Service or other unit of the Department of the Interior is a party to an appeal before the Alaska Native Claims Appeal Board, no settlement agreement that will resolve one or more matters in issue without any action or decision by the Board shall be entered into by such organization unless such agreement is approved by the Secretary or his delegate.

(b) Where an appeal is before the Alaska Native Claims Appeal Board, and no unit of the Department of the Interior is a party to the appeal, no agreement between parties which may require future action or forbearance from action by the Department of the Interior shall bind the Department unless such agreement is approved by the Alaska Native Claims Appeal Board, or the Secretary or his delegate.

(Sec. 25 of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601–1624) (Supp. II, 1972); Administrative Procedure Act (5 U.S.C. et seq.)

Dated: July 29, 1975.

KENT FRIZZELL,
*Acting Secretary of the Interior.*

[FR Doc.75–20439 Filed 8–5–75;8:45 am]

## CHAPTER II—BUREAU OF LAND MANAGEMENT

## PART 2650—ALASKA NATIVE SELECTIONS

### Miscellaneous Amendments

On pages 13308–13309 of the FEDERAL REGISTER of March 26, 1975, there was published a notice and text of proposed amendments to Subparts 2650, 2651.

Interested persons were invited to participate in the proposed rulemaking by the submission of comments, suggestions or objections. Each comment was carefully considered and the regulations were re-examined in light of the comments. As a result several changes have been made as explained below.

Numerous comments were received with respect to the proposed § 2650.3–1(d) in which it was pointed out that, as proposed, the language created a presumption in favor of the validity of claimed settlements and entries which would interfere with the Native selection process. It was not the intention of the drafters to create such a presumption but only to clarify that jurisdiction to determine the validity of third party claims would be where it ordinarily is, in the BLM, with right of appeal to the Interior Board of Land Appeals. Upon reconsideration, the existing regulation—§ 2650.3–1—leave no ambiguity. Jurisdiction to determine the validity of such third party claims would generally be in the BLM, with appeal to the Interior Board of Land Appeals. Accordingly, the proposed § 2650.3–1(d) has been deleted.

*Effective date.* Since the revision contains procedural rules effecting appeals under the Alaska Native Claims Settlement Act of 1971, it is determined that the 30 day period required by 5 U.S.C. 553(d) before these rules become effective is unnecessary, and this revision of Part 2650 shall become effective on August 6, 1975.

In consideration of the foregoing, Part 2650 of Title 43 of the Code of Federal Regulations is amended as set forth below.

1. Section 2650.0–7(d) is revised to read:

**§ 2650.0–7 References.**

• • • • • •

(d) Appeals procedures are contained in 43 CFR Part 4, Subpart J.

• • • • • •

2. Section 2650.3–2(a) is revised to read as follows:

**§ 2650.3–2 Mining claims.**

(a) *Possessory rights.* Pursuant to section 22(c) of the act, on any lands to be conveyed to village or regional corporations, any person who prior to August 31, 1971, initiated a valid mining claim or location, including millsites, under the general mining laws and recorded notice thereof with the appropriate State or local office, shall not be challenged by the United States as to his possessory rights, if all requirements of the general mining laws are met. However, the validity of any unpatented mining claim may be contested by the United States, the grantee of the United States or its successor in interest, or by any person who may initiate a private contest. Contest proceedings and appeals therefrom shall be to the Interior Board of Land Appeals.

• • • • • •





3. Section 2650.8 is revised to read as follows:

**§ 2650.8 Appeals.**

Any decision relating to a land selection shall become final unless appealed to the Alaska Native Claims Appeal Board by a person entitled to appeal, under, and in accordance with, Subpart J of Part 4, 43 CFR.

4. Section 2651.2(a)(4), is amended by the revision of the last sentence thereof to read:

**§ 2651.2 Eligibility requirements.**

(a) • • •

(4) • • • Such decision shall become final unless appealed to the Secretary by a notice filed with the Alaska Native Claims Appeal Board within 30 days of its publication in the FEDERAL REGISTER.

• • • • • •

5. Section 2651.2(a)(5), is revised to read:

**§ 2651.2 Eligibility requirements.**

(a) • • •

(5) *Action on appeals.* Appeals shall be made to the Alaska Native Claims Appeal Board in accordance with Subpart J of Part 4 of this title. Decisions of the Board on village eligibility appeals are not final until personally approved by the Secretary.

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(Sec. 25 of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. § 1601–1624) (Supp. II, 1972); Administrative Procedure Act (5 U.S.C. et seq)

Dated: July 29, 1975.

KENT FRIZZELL,
*Acting Secretary of the Interior.*

[FR Doc.75–20438 Filed 8–5–75;8:45 am]



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WEDNESDAY, AUGUST 6, 1975




PART V:

# COMMISSION ON THE REVIEW OF THE NATIONAL POLICY TOWARD GAMBLING

Civil Aeronautics Board

Postal Rate Commission

Selective Service System

■

## PRIVACY ACT OF 1974

Notices of Systems of Records

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## COMMISSION ON THE REVIEW OF THE NATIONAL POLICY TOWARD GAMBLING

[1 CFR Part 410]

### PRIVACY ACT OF 1974

**Proposed Regulations for Implementation**

The following Proposed Regulations, drafted in accordance with Section F of the Privacy Act of 1974, are hereby offered for public comment. Interested parties have until September 5, 1975, to submit comments, which should be addressed to The Executive Director, Commission on the Review of the National Policy Toward Gambling, 2000 M Street, NW., Washington, D.C. 20036.

Signed the 22d day of July, 1975, by

JAMES E. RITCHIE,
*Executive Director.*

**§ 410.1 Purpose and scope.**

The purposes of these regulations are to:

(a) Establish a procedure by which an individual can determine if the Commission on the Review of the National Policy Toward Gambling (hereafter known as the Commission) maintains a system of records which includes a record pertaining to the individual; and

(b) Establish a procedure by which an individual can gain access to a record pertaining to him for the purpose of review, amendment and/or correction.

**§ 410.2 Definitions.**

For the purpose of these regulations—

(a) The term "individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(b) The term "maintain" includes maintain, collect, use or disseminate;

(c) The term "record" means any item, collection or grouping of information about an individual that is maintained by the Commission, including, but not limited to, his education,, financial transactions, medical history, and criminal or employment history and that contains his name, ohtr dieeinfnytig shrdl tains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph;

(d) The term "system of records" means a group of any records under the control of the Commission from which information is retrieved by the named of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual; and

(e) The term "routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

**§ 410.3 Procedures for requests pertaining to individual records in a record system.**

An individual must submit a request to the Executive Director of the Commission to determine if a system of records named by the individual contains a record pertaining to the individual. The individual must submit a request to the Executive Director of the Commission which states the individual's desire to review his record.

**§ 410.4 Times, places and requirements for the identification of the individual making a request.**

An individual making a request to the Executive Director pursuant to § 410.3 shall present the request at the Comnuission's offices, 2000 M Street, NW., Room 3302, Washington, D.C. 20036, on any business day between the hours of 9 a.m. and 5:30 p.m. The individual submitting the request is required to present himself at the Commission's offices with a form of identification which will permit the Commission to verify that the individual is the same individual as contained in the record requested.

**§ 410.5 Disclosure of requested information to the individual.**

Upon verification of identity the Commission shall disclose to the individual the information contained in the record which pertains to that individual.

**§ 410.6 Request for correction or amendment to the record.**

The individual must submit a request to the Executive Director of the Commission which states the individual's desire to correct or to amend his record. This request is to be made in accord with the provisions of § 410.4.

**§ 410.7 Agency review of request for correction or amendment of the record.**

Within ten (10) days (excluding Saturdays, Sundays and legal public holidays) of the receipt of the request to correct or to amend the record, the Executive Director must acknowledge, in writing, such receipt and promptly, either—

(a) Make any correction or amendment of any portion thereof which the individual believes is not accurate, relevant, timely, or complete; or

(b) Inform the individual of his refusal to correct or to amend the record in accordance with the request, the reason for the refusal, and the procedures established by the Commission for the individual to request a review of that refusal.

**§ 410.8 Appeal of an Initial Adverse Agency Determination on Correction or Amendment of the Record.**

An individual who disagrees with the refusal of the Executive Director of the Commission to correct or to amend his record may submit a request for a review of such refusal to the Chairman of the Commission, Mr. Charles H. Morin, Dickstein, Shapiro & Morin, 1735 New York Avenue, NW., Washington, D.C. 20006. The Chairman shall, not later than thirty (30) days (excluding Saturdays, Sundays and legal public holidays) from the date on which the individual requests such review, complete such review and make a final determination unless, for good cause shown, the Chairman extends such thirty (30) day period. If, after his review, the Chairman also refuses to correct or to amend the record in accordance with the request, the individual may file with the Commission a concise statement setting forth the reasons for his disagreement with the refusal of the Commission and may seek judicial review of the Chairman's determination under 5 U.S.C. section 552a(g)(1)(A).

**§ 410.9 Disclosure of record to a person other than the individual to whom the record pertains.**

The Commission shall not disclose a record to any individual other than to the individual to whom the record pertains without receiving the written consent of the individual to whom the record pertains.

**§ 410.10 Fees.**

If an individual requests copies of his record he shall be charged ten cents per page, excluding the cost of any search for and review of the record.

[FR Doc.75-20076 Filed 8-5-75;8:45 am]





## COMMISSION ON THE REVIEW OF THE NATIONAL POLICY TOWARD GAMBLING

### PRIVACY ACT OF 1974

**Proposed Notices of Record Systems**

The following Notices of Record Systems were drafted as prescribed by section e(4) of the Privacy Act of 1974, and the routine uses thereof are hereby offered for public comment. These two (2) Record Systems are the only ones in our inventory. Interested parties have until September 5, 1975, to submit comments, which should be addressed to The Executive Director, Commission on the Review of the National Policy Toward Gambling, 2000 M Street, NW., Washington, D.C. 20036.

Signed the 22d day of July 1975.

JAMES E. RITCHIE,
*Executive Director.*



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**CRNPG—1**

**System name:** Members and past members of the Commission—CRNPG

**System location:**

Commission on the Review of the National Policy Toward Gambling
2000 M Street, N. W., Room 3302
Washington, D. C. 20036

**Categories of individuals covered by the system:** Members and past members of the Commission

**Categories of records in the system:** Contains biographical information and correspondence between the individuals and the Commission staff.

**Authority for maintenance of the system:** Organized Crime Control Act of 1970, PL 91-452, Section 804

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identification of the Commission's members, past and present. Used by the Commission's staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is stored in file folders.

**Retrievability:** Information is retrieved by name.

**Safeguards:** Information is contained in unlocked file drawer.

**Retention and disposal:** Information is retained during the CRNPG's existence and then stored with the National Archives.

**System manager(s) and address:**

Executive Director
Commission on the Review of the National Policy Toward Gambling
2000 M Street, N. W., Room 3302
Washington, D. C. 20036

**Notification procedure:** Address inquiries to the Executive Director.

**Record access procedures:** Address inquiries to the Executive Director.

**Contesting record procedures:** Address inquiries to the Executive Director.

**Record source categories:** Individual to whom the record pertains.

**CRNPG—2**

**System name:** Personnel Records—CRNPG

**System location:**

Commission on the Review of the National Policy Toward Gambling
2000 M Street, N. W., Room 3302
Washington, D. C. 20036

**Categories of individuals covered by the system:** Individuals employed by CRNPG

**Categories of records in the system:** Contains copies of official personnel records, payroll information, time and attendance records, consultants' employment files.

**Authority for maintenance of the system:** Organized Crime Control Act of 1970, PL 91-452, Section 804

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identification of CRNPG personnel and their employment records. Used by the Executive Director, Associate Director and the Deputy for Management, Budget and Administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is stored in file folders.

**Retrievability:** Information is retrieved by name.

**Safeguards:** Information is contained in locked file drawer.

**Retention and disposal:** Information is retained during the CRNPG's existence and then stored with the National Archives.

**System manager(s) and address:**

Executive Director
Commission on the Review of the National Policy Toward Gambling
2000 M Street, N. W., Room 3302
Washington, D. C. 20036

**Notification procedure:** Address inquiries to the Executive Director.

**Record access procedures:** Address inquiries to the Executive Director.

**Contesting record procedures:** Address inquiries to the Executive Director.

**Record source categories:** Individual to whom the record pertains.

[FR Doc.75-20075 Filed 8-5-75;8:45 am]





## CIVIL AERONAUTICS BOARD

### PRIVACY ACT OF 1974

### Proposed Notices of Systems of Records

For purposes of implementing the Privacy Act of 1974, the Civil Aeronautics Board proposes to adopt the following notices of the existence and character of the systems of records which it maintains which contain information about individuals. Public comment is invited on these notices on or before Sept. 5, 1975, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. For further information, see the proposed rulemaking document which appears at 40 FR 30283.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

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Employee payroll and leave and attendance records and files—CAB.

Employee reports of financial interests and employment—CAB.

Employee travel records and files—CAB.

Investigatory material compiled for law enforcement purposes—CAB.

Procurement records and files—CAB.

Property accountability records—CAB.



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CAB—1

**System name:** Agreements between carriers for performance of services by specified persons—CAB.

**System location:** Agreements Division, Bureau of Operating Rights, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Individuals who may be specified for the performance of services in agreements filed with the CAB between an air carrier and another carrier for cooperative working arrangements which affect air transportation.

**Categories of records in the system:** Contains the name and/or address of the individual and the service which is performed.

**Authority for maintenance of the system:** Section 412 of the Federal Aviation Act, 49 U.S.C. 1382, Part 261 of CAB Regulations (14 CFR 261).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Agreements between carriers are public records available for any use by any person. Used by CAB to determine whether agreements should be approved or disapproved, and for any other regulatory purpose including use in evidence in proceedings before the Board and the Courts. Relevant records in this system f records may be referred, as a routine use, to the Department of Justice for investigating or prosecuting any violation of the Federal Aviation Act or of any regulation or order thereunder or any violation of any other federal law or requirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:** Maintained in file folders by number assigned to each agreement. Index file is maintained of names of individuals mentioned in agreements which is cross-referenced to the agreement number. Maintained in areas where CAB pwrsonnel are present when office doors are not locked. Agreements maintained by CAB for five years after approval or disapproval, then transferred to a federal records center where they are maintained for five years and then destroyed.

**System manager(s) and address:** Chief, Agreements Division, Bureau of Operating Rights, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Contesting record procedures:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Air carrier filing the agreement.

CAB—2

**System name:** Applications by air carriers for approval of the holding by their officers and directors of similar positions in certain other carriers and businesses—CAB.

**System location:** Docket Section, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Officers, directors, members and stockholders holding a controlling interest in an air carrier.

**Categories of records in the system:** Applications by air carriers for CAB approval for the holding with an air carrier of the position of officer, director, member or stockholder holding a controlling interest, and the holding of a similar position with another air carrier, another common carrier or business engaged in a hase of aeronautics.

**Authority for maintenance of the system:** Section 409 of the Federal Aviation Act, 49 U.S.C. 1379.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Applications and filings related thereto are public records available for any use to any person. Used by CAB to determine whether the interlocking relationship should be approved or disapproved, for maintaining surveillance over industry relationships, and for any other regulatory purpose including use in evidence in proceedings before the Board and the courts. Relevant records in this system of records may be referred, as a routine use, to the Department of Justice for investigating or prosecuting any violation of the Federal Aviation Act or of any regulation or order thereunder or any violation of any other applicable federal law or requirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:** Storage—maintained in docket binder by docket number assigned to application. Retrievability—index file is maintained of names of individual officers, directors, members or stockholders holding a controlling interest in an air carrier for whom approval of interlocking relationships is requested which is cross-referenced to the docket numbers. Safeguards—maintained in areas to which access is controlled by or restricted to CAB personnel and which are locked after office hours. Retention and disposal—applications are maintained on file with the Board for two years after their disposition by the Board, and are then transferred to a federal records center where they are maintained for eight years and then destroyed.

**System manager(s) and address:** Chief, Docket Section, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Air Carriers filing the application.

CAB—3

**System name:** Consumer complaint records and files—CAB.

**System location:** Office of the Consumer Advocate and Data Processing Division, Bureau of Accounts and Statistics, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Individuals who as consumers address complaints or requests for assistance to the CAB concerning services provided or offered in air transportation, and persons against whom such complaints or requests are directed.

**Categories of records in the system:** Contains the name and usually the address of the complainant, the name of the person complained against and the subject and varying details of the complaint.

**Authority for maintenance of the system:** Sections 204 and 1002 of the Federal Aviation Act, 49 U.S.C. 1324, 1482.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files containing consumer complaints and reflecting their disposition are public files available for any use to any person. Used by CAB in an attempt to informally resolve disputes between consumers and carriers and agents, for maintaining surveillance over industry practices and arrangements, for statistical purposes and for other regulatory purposes including use in evidence in proceedings before the Board and in the courts. Relevant records in this system of records may be referred, as a routine use, to the Department of Justice for investigating or prosecuting any violation of the Federal Aviation Act or of any regulation or order issued thereunder or any violation of any other applicable federal law or requirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—complaints are assigned a number and are maintained in file folders by numerical sequence. Retrievability—the number assigned to the complaint, the name of the complainant, the name of the person complained against, and the subject matter of the complaint are recorded in the CAB's Data Processing System in such manner as to permit retrieval in the name of the complainant or person complained against. Safeguards—maintained in areas to which access is controlled by or restricted to CAB personnel and which are locked after office hours. Retention and disposal—files are maintained for one year after the complaint is closed, and then transferred to a federal records center where they are maintained for four years and then destroyed.

**System manager(s) and address:** Director, Office of Consumer Advocate, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Contesting record procedures:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** The complainant and person complained against.

CAB—4

**System name:** Correspondence etween Civil Aeronautics Board and persons outside the Board—CAB.

**System location:** Communications Services Section, Office of Facilities and Operations, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Individuals receiving certain replies in response to their correspondence to the Board.





**Categories of records in the system:** Central correspondence files which contain the name and address of some individuals writing to the Board and the Board's reply.

**Authority for maintenance of the system:** Section 204 of the Federal Aviation Act, 49 U.S.C. 1324.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by CAB in answering the inquiries involved, and may be used for any regulatory purpose including use in evidence in proceedings before the Board and the courts. Relevant records in this system of records may be disclosed to any person if required under "freedom of information" or other laws governing access to materials in the Board's possession, and may be referred, as a routine use, to the Department of Justice for investigating or prosecuting any violation of the Federal Aviation Act or of any regulation or order thereunder or any violation of any other federal law or requirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records consist of incoming letter and CAB reply maintained in central correspondence or subject matter files. Retrievability—correspondence in the central correspondence file is maintained in cumulative files sequenced in alphabetical order of addressee. Correspondence control slips bearing the name of some persons from whom letters are recieved are maintained in alphabetical sequence, and some items of correspondence also may be located by reference to these slips. Safeguards—records are maintained in file folders in areas to which access is restricted to Communication Services Section Personnel and which are locked after office hours. Retention and disposal—the records of correspondence signed by the Chairman are maintained by the CAB for five years and then transferred to a federal records center where they are maintained for fifteen years and then offered to National Archives. The records of correspondence signed by other CAB officials are maintained at the CAB for two years and are then destroyed by burning.

**System manager(s) and address:** Chief, Communications Services Section, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Contesting record procedures:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428, a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individuals writing to the CAB, and the CAB.

CAB—5

**System name:** Employee payroll and leave and attendance records and files—CAB.

**System location:** Office of Comptroller and Data Processing Division, Bureau of Accounts and Statistics, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** CAB employees.

**Categories of records in the system:** Records consist of manual files and computer retrievable data containing payroll-related information for CAB employees. Payroll and leave and attendance records and information includes many records or information also maintained in the employee's Official Personnel Folder and related files maintained in accordance with Civil Service Commission regulations and of which notice has been given by the Commission in its notice of government-wide systems of personnel records. Payroll and related information consists of various forms and computer-retrievable data which discloses on a biweekly, year-to-date, and in some cases an annual basis, payroll and leave data for each employee relating to rate and amount of pay, leave, and hours worked, and leave balances; tax and retirement deductions; life insurance and health insurance deductions; savings allotments; savings bond and charity deductions; mailing addresses and home addresses.

**Authority for maintenance of the system:** Section 203 of the Federal Aviation Act, 49 U.S.C. 1323; Federal Personnel Manual and Treasury Fiscal Requirements Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to prepare payroll and to meet government payroll record-keeping and reporting requirements, and for retrieving and supplying payroll and leave information as required for agency needs. Other routine uses for certain records contained in this system of records are specified in the Civil Service Commission notice of government-wide systems of personnel records: "C.S.C.—General Personnel Records (Official Personnel Folder and records related thereto)." Relevant records in this system of records may be referred, as a routine use, to the Department of Justice or other appropriate federal agency for investigating or prosecuting any violation of any federal law or requirement thereunder.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—the records maintained by the Office of Comptroller are kept in file folders or on time and attendance cards, and those maintained by the Data Processing Division are maintained on magnetic tape and/or disk. Retrievability—magnetic tapes are indexed by social security number, manual files are indexed by name. Safeguards—files are kept in areas to which only authorized CAB personnel have access and which are locked after business hours. Retention and Disposal—in accordance with Internal Revenue Service and General Services Administration requirements for financial/payroll-related records.

**System manager(s) and address:** Comptroller and Directors, Bureau of Accounts and Statistics, Office of Personnel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Contesting record procedures:** Director, Office of Personnel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Provided by CAB employees.

CAB—6

**System name:** Employee reports of financial interests and employment—CAB.

**System location:** Office of Personnel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428

**Categories of individuals covered by the system:** CAB employees.

**Categories of records in the system:** CAB Form 141—"Confidential Report of Employment and Financial Interests" required of certain employees contains a statement of the financial interests of the employee and the members of his immediate family and the employment of the immediate family or any other employment by the CAB employee; CAB Form 16—"Employee's Report as to Pecuniary Interests in Civil Aeronautics Enterprises" required of all employees contains similar information with respect to civil aeronautics enterprises.

**Authority for maintenance of the system:** Sec. 370.735072, 73 (14 CFR 370.375) of the CAB Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by authorized CAB personnel for ascertaining conflicts or apparent conflicts of interest and recommending appropriate action to the employee or to the CAB. In the event that this system of records maintained by CAB to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in individual file folders. Retrievability—maintained in alphabetical order. Safeguards—kept in closed safe with combination lock except when being used by authorized CAB personnel who are instructed as to their confidentiality and permitted use. Retention and Disposal—maintained by CAB until employee leaves the Board and then destroyed by burning.

**System manager(s) and address:** Director, Office of Personnel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428

**Contesting record procedures:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Employee filing the report.

CAB—7

**System name:** Employee travel records and files—CAB.



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**System location:** Office of Comptroller, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Travel vouchers filed by CAB employees and related documents.

**Authority for maintenance of the system:** Section 204 of the Federal Aviation Act, 49 U.S.C. 1324.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Available for any use by any person. Used by CAB for purposes of providing reimbursement to employees for travel expenses and/or record of official travel. Relevant records in this system of records may be referred, as a routine use, to the Department of Justice or other appropriate federal agency for investigating or prosecuting any violation of any federal law or requirement thereunder.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in individual folders for each employee. Retrievability—files are maintained in alphabetical order. Safeguards—maintained in areas to which access is controlled by or restricted to CAB personnel and which are locked after business hours. Retention and Disposal—in accordance with General Services Administration requirements for financial/payroll related records.

**System manager(s) and address:** Comptroller, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Contesting record procedures:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** CAB employee executing vouchers or employee auditing voucher.

**CAB—8**

**System name:** Investigatory material compiled for law enforcement purposes—CAB.

**System location:** Bureau of Enforcement, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Users or observers of air transportation services; officers and employees of persons offering or providing air transportation services.

**Categories of records in the system:** Reports to CAB from sources outside the CAB of violations or suspected violations of laws administered or thought to be administered by CAB; reports of investigations and other materials compiled by CAB staff with respect to possible violations of laws administered by CAB.

**Authority for maintenance of the system:** Secs. 204, 901, 902, 903, 1002, 1007 of the Federal Aviation Act; 49 U.S.C. 1324, 1471, 1472, 1473, 1482, 1487; Sec. 11 of the Clayton Act, 15 U.S.C. 21; Sec. 108 of the Consumer Protection Act; 15 U.S.C. 1607.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Materials used by CAB staff for informal enforcement purposes and for determining whether to institute or to recommend institution of proceedings for enforcement of statutes edministered by CAB. A record from this system of records may be disclosed as a routine use for purposes of evidence or discovery in any civil, criminal or regulatory proceeding before a court, the CAB, or other agency for enforcement of any federal statute or requirement thereunder administered by the CAB. In the event that this system of records maintained by CAB to carry out its functions indicates a violation or potential violation of law, whether civil, criminal, or regulatory in nature, and whether arising by general statute or a particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

A record from this system of records also may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit; or may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in file folders in file cabinets. Retrievability—investigatory material is maintained either in file folders to which numbers are assigned and maintained in numerical sequence or in subject matter files. Cross-index files are maintained in alphabetical order which contain the name of the person who reported an alleged violation, the name of the person alleged to have committed the violation or who is the subject of investigation, and the file number or name in which the investigatory material is contained. Safeguards—kept in locked cabinets in areas to which only authorized CAB personnel have access and which are locked when persons in charge of the files are absent. Files available only to authorized CAB personnel who are instructed concerning their use. Retention and Disposal—maintained by CAB for three years after file is closed and then transferred to a federal records center where they are maintained for seven years and then destroyed.

**System manager(s) and address:** Director, Bureau of Enforcement, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

This system of records has been exempted from subsections (c)(3), (d), (e)(1), (e)(4)(G)(H) and (I) and (f) of section 552a of the Privacy Act since effective law enforcement otherwise would be hampered. The exemption rule is contained in sec. 310a.14 of the CAB Regulations (14 CFR 310a.14, 40 F.R. 30283).

**CAB—9**

**System name:** Procurement records and files—CAB.

**System location:** General Services Section, Office of Facilities and Operations; Office of Comptroller; Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** Individuals who provide or may provide supplies or services to the Board by contract.

**Categories of records in the system:** Bids, offers, contracts, purchase orders, records of performance and payment.

**Authority for maintenance of the system:** Sec. 203 of the Federal Aviation Act, 49 U.S.C. 1323.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Procurement records and files are used by the Board as the bases for payment of the supplies and service obtained, and as the record relating to their procurement, performance and payment. Vouchers filed by individuals receiving payment for supplies or services, and offers, bids, contracts or purchase orders, are available for any use to any person. In the event that this system of records maintained by CAB to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order pursuant thereto. A record from this system of records also may be disclosed as a "routine use" to a federal, state, or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit; or may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a secutiry cleanance, the reporting of a investigation of an employee, the letting of a contract, or the issuance of a license grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in file cabinets. Retrievability—records in the Comptroller's Office consist of vouchers filed by the name of each person receiving payment for supplies or services. Records in the General Services Section are maintained by order number of contract number of the vendor in files bearing the name of the vendor. The pertinent file containing information relating to a named individual may be ascertained through





reference to the voucher file, to the order master file or the contract index. Safeguards—kept in areas to which only authorized CAB personnel have access and which are locked when persons in charge of files are absent. Retention and Disposition—records relating to expenditures of 2500 or more are maintained by the Board for two years after final payment after which they are transferred to a federal records center where they are maintained for four years and destroyed. Records relating to expenditures of less than

2500 are maintained by the Board for three years after final payment and then destroyed by burning.

**System manager(s) and address:** Director, Office of Facilities and Operations, and Comptroller, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Notification procedure:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. a written request containing the individuals return address, printed or typed name, and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individuals bidding for or entering into contracts for supplies and services and CAB personnel as a result of their experience with the vendor or as ascertained by them through inquiry to sources outside the Board.

**CAB—10**

**System name:** Property accountability records—CAB.

**System location:** General Services Section, Office of Facilities and Operations, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Categories of individuals covered by the system:** CAB employees.

**Categories of records in the system:** 3 inch by 5 inch CAB Form 388, executed by each employee to whom accountable government property is issued which contains the employee's name, reference number and property charge to him.

**Authority for maintenance of the system:** Section 204 of the Federal Aviation Act, 49 U.S.C. 1324.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for control of accountable property.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in carboard file fox. Retrievability—maintained in alphabetical order. Safeguards—maintained in areas where CAB personnel are present when office doors are not locked. Retention and Disposal—each card is maintained until property is returned or a new card is filled out.

**System manager(s) and address:** Director, Office of Facilities and Operations, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

**Notification procedure:** By mailing or delivering to the Office of the Secretary, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 a written request bearing the individual's return address, printed or typewritten name and signature.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** CAB employee executing form.

[FR Doc.75-19039 filed 7X18-75;11:26 am]



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## POSTAL RATE COMMISSION

[Docket No. RM-76-2]

### PRIVACY ACT OF 1974

### Notice of Proposed Routine Uses for Systems of Records

JULY 25, 1975.

Notice is hereby given that the Postal Rate Commission plans to adopt the following as routine uses of its systems of records, as defined in the Privacy Act of 1974 (Pub. L. 93-579).

The Commission will entertain comments on the proposed routine uses if received on or before August 21, 1975. Comments should be filed with the Commission's Secretary, at the Postal Rate Commission, 2000 L Street, NW., Washington, D.C. 20268.

Authority for the foregoing is contained in 39 U.S.C. section 3603 and 5 U.S.C. section 552a.

By the Commission.

JAMES R. LINDSAY,
*Secretary.*





**PRC—1**

**System name:** Official Personnel Files—PRC

**System location:** 2000 L St., N. W., Washington, D. C. 20268

**Categories of individuals covered by the system:** Personnel of the Postal Rate Commission

**Categories of records in the system:** Personnel information, including information supplied on applications, references, records of employment, health records, payroll records, financial reporting records, and information required for affirmative action plans for employment of minorities and handicapped.

**Authority for maintenance of the system:** 39 U.S.C. 3603, 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information from this record system is transferred to the U. S. Postal Service to process payroll and to the Civil Service Commission in compliance with financial reporting requirements. Information on the health of Commission employees is maintained by the Public Health Service in connection with its services as the health unit for the Commission. Information on security is developed by submission of appropriate forms with the Civil Service Commission. Other such housekeeping measures may require frequent inter-agency transfers of information.

In the event that information in this record system indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

In the event that information in this record system is needed in the course of presenting evidence to a court, magistrate, or administrative tribunal, the relevant records may be referred, as a routine use, to the appropriate person to use as evidence.

Information in this record system may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a Commission decision concerning the hiring or retention of an employee, the letting of a contract, or the issuance of a grant or other benefit.

Information in this record system may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Hard copy for official personnel folders and financial statements, mag-tape for payroll records.

**Retrievability:** Official personnel folders and financial statements by name of employee, payroll by Social Security number of employee.

**Safeguards:** Approved combination safe for record storage. Program for staff training being developed.

**Retention and disposal:** Official personnel records are maintained by the Commission for the duration of a person's employment with the Commission, follow the employee to new federal jobs, or are retired to the Federal Record Center upon termination of government employment. Financial reports are maintained for a period of four years after termination of the individual's employment with the Commission.

**System manager(s) and address:** Chief Administrative Officer, 2000 L St., N.W., Washington, D.C. 20268

**Notification procedure:** Assistant Administrative Officer, 2000 L St., N.W., Washington, D.C. 20268

Supply name, Social Security number, date of birth, last agency employing with dates, and a return address.

**Record access procedures:** Write or call Assistant Administrative Officer, 2000 L St., N.W., Washington, D.C. 20268, telephone (202) 254-3881

**Contesting record procedures:** Write or call Assistant Administrative Officer, 2000 L St., N.W., Washington, D.C. 20268, telephone (202) 254-3881

**Record source categories:** Applications for employment as submitted by the applicants; data supplied by employees in connection with their employment; records from other agencies in which employees worked; replies from references; responses to security investigations; supervisors' performance evaluations; grades from courses taken under Commission sponsorship; medical records.

[FR Doc.75-19732 Filed 8-6-75;8:45 am]



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## SELECTIVE SERVICE SYSTEM

### PRIVACY ACT OF 1974

### Notice of Systems of Records

Pursuant to the requirements of Section 3 of the Privacy Act of 1974, 5 U.S.C. 552(e)(4) and 5 U.S.C. 552a(e)(11), notice is hereby given of the existence and character of the systems of records maintained by the Selective Service System and of the routine uses thereof. Interested persons are invited to submit written data, views or arguments to the Director of Selective Service.

BYRON V. PEPITONE,
*Director.*

JULY 24, 1975.





SSS—1

**System name:** General Counsel Violator Records—SSS

**System location:**

Office of General Counsel
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Categories of individuals covered by the system:** Alleged violators of the Military Selective Service Act (50 U.S.C. App. 451 et seq.).

**Categories of records in the system:** Contains the name, Selective Service Number (if any), report of nature of alleged violation and disposition data of alleged violations.

**Authority for maintenance of the system:** Section 10(b)(3) of the Military Selective Service Act (50 U.S.C. App. 460(b)(3)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Justice—Exchange of information respecting alleged violators.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** The records are maintained on 8 1/2 inch by 10 inch card forms in metal file cabinets.

**Retrievability:** Indexed by name and Selective Service Number.

**Safeguards:** Records are available only to authorized personnel of the General Counsel's office.

Building is locked when authorized personnel are not on duty.
Periodic security checks.

**Retention and disposal:** Upon final disposition of a violator's case, the card form record is destroyed by maceration, shredding or burning.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: General Counsel

**Notification procedure:** Same as the above. It is necessary to furnish the following information in order to identify the individual whose records are requested:

a. Full name.
b. Date of birth.
c. Selective Service Number.
d. Mailing address to which the reply should be mailed.

**Record access procedures:** An individual can obtain information on tha procedures for gaining access to and contesting the records through:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: General Counsel

**Contesting record procedures:** Same as the above.

**Record source categories:** Correspondence and reports from field elements of the Selective Service System.

SSS—2

**System name:** General Files—SSS, a subsidiary of Registrant Processing Records.

**System location:** Offices of State Directors of Selective Service. See Appendix, Federal Register Notice, Registrant Processing Records. National Headquarters, Selective Service System, 1724 F Street, NW, Washington, DC 20435.

**Categories of individuals covered by the system:** Registrants of the Selective Service System and other individuals and organizations.

**Categories of records in the system:** Contains current and previous correspondence with individual registrants, private individuals and Government agencies, requesting information or resolution of specific problems related to registrant processing or agency operations.

**Authority for maintenance of the system:** Section 10(b)(3), Military Selective Service Act (50 U.S.C. App. 460(b)(3)), E.O. 9979, E.O. 9992, E.O. 11623.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Justice—Refer reports received as to possible violations of the Military Selective Serice Act.

Federal Bureau of Investigation—Refer reports received as to possible violations of the Military Selective Service Act.

Department of Defense—Exchange of information respecting status of individuals subject to the provisions of the Military Selective Service Act.

Immigration and Naturalization Service—Response to inquiries concerning aliens.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below:

**Storage:** Paper copies maintained in routine filing equipment.

**Retrievability:** Indexed by name and/or Selective Service Number and date of birth.

**Safeguards:** Maintained in filing areas restricted to Selective Service personnel.

**Retention and disposal:** Hold file intact for five years from date of latest correspondence, purge 1 percent sample for Archives and destroy balance. If 1 percent sample is not accepted by Archives, the 1 percent sample is also destroyed.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: Administrative Services Division Manager

**Notification procedure:** Same as the above.

**Record access procedures:** Same as the above.

**Contesting record procedures:** Same as the above.

**Record source categories:** Individual registrants and private individuals and organizations, Members of the Congress acting on behalf of constituents.

SSS—3

**System name:** Reconciliation Service Records—SSS

**System location:**

Reconciliation Service Division
National Headquarters, SSS
1724 F Street, N.W.
Washington, D.C. 20435

**Categories of individuals covered by the system:** Vietnam era draft evaders and military deserters who have qualified for a period of alternate service as a condition for reconciliation under Presidential Proclamation 4313, signed September 16, 1974.

**Categories of records in the system:** Assignment File Folder—A folder in which all documents pertaining to an enrollee's period of Reconciliation Service are maintained.

Computer Printouts—Individual's name, address, place of enrollment, Selective Service or Reconciliation Service Control Number, date of birth, term of service, source of referral, enrollee job proposal codes, date of status and enrollee status.

**Authority for maintenance of the system:** Presidential Proclamation 4313, E.O. 11804, 5 U.S.C. 553, 50 U.S.C. App. 460(b)(3).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Referral to the Department of Justice for appropriate action in cases involving unsatisfactory participation.

Referral to the appropriate military referring authority, upon request, in cases involving the updating of military discharges.

Referral to the Presidential Clemency Board, upon request, in cases necessitating additional review.

Referral to Office of Management and Budget, upon request, in cases undergoing investigative review, in conjunction with the specific functions of these agencies.



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Exchange of information with Reconciliation Service employers regarding the placement, supervision of and performance of Reconciliation Service by returnees who have agreed to perform such service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** Print-out files are maintained in print-out binders. Documents pertaining to an enrollee's status are maintained in assignment file folders. General office files are maintained in indexed file folders. All files are stored in either metal or wood storage and file cabinets.

**Retrievability:** The system is alphabetically indexed by state and last name.

**Safeguards:** Office building is secured after 5:00 PM by security guard. Entrance to the building is limited to authorized personnel only.

**Retention and disposal:** Print-out records are retained for 60 days and then destroyed by shredding. All other records are retained until disposal instructions are received from the Director.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Serivce System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: Reconciliation Service Division

**Notification procedure:** Same as above. An individual seeking to ascertain whether or not his record is in the system, should include his name, address and Reconciliation Service Control Number when presenting his request.

**Record access procedures:** An individual desiring to obtain information on the procedures for gaining access to and contesting records may write to:

Mr. Byron V. Pepitone
Director of Selective Serivce System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: Reconciliation Service Division

**Contesting record procedures:** See

**Record access procedures:** above.

**Record source categories:** Sources of records in the system are primarily established by the individual at the time and place of enrollment, based on oral and written information given by the enrollee. Other sources of information include the Report of Separation From Active Duty (DD Form 214), referral documents from the referring authority and information provided by an enrollee's employer.

SSS—4

**System name:** Registrant Information Bank (RIB) Records—SSS

**System location:**

Computer Service Center
Selective Service System
2550 Huntington Avenue
Alexandria, Virginia 22303

**Categories of individuals covered by the system:** Selective Service Registrants commencing with Year of Birth 1953.

Selective Service Registrants who are medical specialists or medical specialty students born prior to the Year 1953 who have not reached age 35.

**Categories of records in the system:** The Registrant Information Bank (RIB) is an automated data processing system which stores information furnished by the local boards concerning registration, classification, examination, assignment and induction of Selective Service Registrants.

**Authority for maintenance of the system:** Section 10(b)(3) of the Military Selective Service Act (50 U.S.C. App. 460(b)(3)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Justice—for exchange of information on prosecutive processing of registrants suspected of violation of the Military Selective Service Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** The records are maintained on tape, input (OCR) forms and computer printouts.

**Retrievability:** The system is indexed by Selective Service Number.

**Safeguards:** a. No access to RIB from terminals.

b. Records are handled by authorized personnel of the Selective Service System only.

c. Premises are locked when authorized personnel not on duty.

d. Periodic security checks and emergency planning.

**Retention and disposal:** When eligible for disposal, the tapes are erased. The records stored on tape in the Registrant Information Bank (RIB) are retained, as follows:

a. Records of medical specialists and medical specialty students are retained until age 35, at which time they are automatically dropped from the system.

b. All others are retained until age 26.

The computer printouts are distributed to the local boards, State Headquarters, and National Headquarters, and destroyed when they have served their purpose by maceration, shredding or burning.

The OCR input forms received from the local boards are destroyed by maceration, shredding or burning immediately after the information has been recorded in the Registrant Information Bank (RIB).

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Notification procedure:** The address of the agency office to which inquiries should be addressed is:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: OO

It is necessary to furnish the following information in order to identify the individual whose records are requested.

a. Full name of the individual.

b. Date of birth.

c. Selective Service Number.

d. Mailing address to which the reply should be mailed.

**Record access procedures:** An individual can obtain information on the procedures for gaining access to and contesting records through:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: OO

**Contesting record procedures:** Same as the above.

**Record source categories:** OCR forms prepared by the field elements are the input documents for all information recorded in the SSS—Registrant Information Bank (RIB) Records.

SSS—5

**System name:** Registrant Processing Records—SSS

**System location:** Active records are located in the area office serving the area of the individual's place of residence at the time of his registration, with the exception of certain records in the custody of the State Director. Location of the appropriate area office may be obtained from the State Director of Selective Service of the state concerned. (See Appendix)

Inactive records are stored in the Federal Records Center serving the area office until eligible for destruction, with Lhe exception of certain records transmitted to the State Headquarters for storage, destruction, or eventual transfer to the Federal Records Center. Consult area office or State Director (See Appendix).

**Categories of individuals covered by the system:** Registrants of the Selective Service System.





Non-registrants of the Selective Service System who presented themselves for registration late, after suspension of registration April 1, 1975, and prior to implementation of annual registration.

Non-registrants who entered active service in the Armed Forces of the United States prior to their requirement to register.

Non-registrants who are suspected of violation of the Military Selective Service Act.

**Categories of records in the system:** Individual Processing Records:

a. Registration Card—a locator card identifying the registrant.

b. Registrant File Folder and Contents—contains all information necessary for registrant's processing, including forms, statements, correspondence, and copies of documents relevant to inclusion for, or exemption or deferment from training and service under the Military Selective Service Act and Regulations.

General Processing Records:

a. Correspondence File, Alphabetical—contains information relating to non-registrants and registrants for whom a Registrant File Folder has not been prepared.

b. Administrative Processing Records—relating to processing of registrants for classification, examination, induction or civilian work assignments.

c. State Headquarters Files—contains correspondence and administrative records of the State Headquarters relevant to registrants and non-registrants.

**Authority for maintenance of the system:** Section 3, 10(b)(3) and 15(b) of the Military Selective Service Act (50 U.S.C. App. 453, 460(b)(3), 465(b)), E.O. 9979, E.O. 9992, E.O. 11623.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Defense—for exchange of information concerning registration, classification, enlistment, examination and induction of individuals, and availability of Standby Reservists.

Alternate service employers—for exchange of information witb employers regarding a registrant who is a conscientious objector for the purpose of placement in and supervision of performance of alternate service in lieu of induction into military service.

Department of Justice—for review and processing of suspected violations of the Military Selective Service Act, or for perjury, and for defense of a civil action arising from administrative processing under such Act.

Federal Bureau of Investigation—for location of an individual when suspected of violation of the Military Selective Service Act.

Immigration and Naturalization Service—to provide information for use in determining an individual's eligibility for re-entry into the United States.

Department of State—for determination of an alien's eligibility for possible entry into the United States and United States citizenship.

The Presidential Clemency Board—for use in reviewing requests for clemency.

Office of Veterans' Reemployment Rights, United States Department of Labor—to assist veterans in need of information concerning reemployment rights.

Persons named by registrant as always knowing the address—for obtaining current address when mail addressed to the registrant is undelivered.

General Public—Registrant's Name, Selective Service Number, Date of Birth and Classification. Military Selective Service Act Section 6, 50 U.S.C. App. 456.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** Records are maintained on manually prepared forms in file folders, computer printouts and correspondence files.

**Retrievability:** The system is indexed by name (within local board) and Selective Service Number.

**Safeguards:** Measures that have been taken to prevent unauthorized disclosure of records are:

a. Records are maintained by authorized personnel only, who have been trained in the rules and regulations concerning disclosure of information; offices are locked when authorized personnel not on duty.

b. Periodic security checks and other emergency planning.

c. Records transferred for storage are boxed and taped; records in transit for temporary custody of another office are sealed.

Records eligible for destruction are destroyed by maceration, shredding or burning.

**Retention and disposal:** Individual Processing Records:

1. Registration Card—Retained as permanent record; active to age 35.

2. Registrant File Folder and Contents—Active to age 21; normally destroyed at age 26, with the following exceptions:

a. Files of unique historical, legal or administrative value are retained as permanent record.

b. Files of registrants in Class 1-W are retained at the State Headquarters until civilian work assignment is completed.

c. Files of registrants processed as medical specialists are retained to age 35.

d. Files of registrants processed as medical specialists and medical specialty students born in the years 1940, 1941 and 1942 are stored at the State Headquarters until destruction is authorized.

e. Files of registrants who are aliens (including former American Citizens who have expatriated themselves) who were last classified in an available class, or 4-C or whose last classification was 5-A immediately preceded by Class 4-C, are retained as permanent records.

f. Files of registrants on which destruction is suspended by request of the Presidential Clemency Board, are retained at the State Headquarters or the Federal Records Center as appropriate.

General Processing Records:

1. Correspondence File, Alphabetical—Active to age 21; retained or destroyed, the same as 2 above.

2. Administrative Processing Records—Summary of processing is active to age 35; retained as permanent records. Other administrative processing records are destroyed when administrative needs are fulfilled.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Notification procedure:** The agency office address to which inquiries should be addressed and the location at which an individual may present a request as to whether the Registrant Processing Records System contains records pertaining to himself is:

1. The area office at which the individual's local board is located. Consult State Director (See Appendix).

2. The State Director of the state in which the individual's place of residence was located at the time he registered (See Appendix).

It is necessary to furnish the following information in order to identify the individual whose records are requested:

1. Full name of the individual.

2. Selective Service Number or date of birth if Selective Service Number is not known.

3. Mailing address to which the reply should be mailed.

**Record access procedures:** An individual can obtain information on the procedures for gaining access to and contesting records through the State Director of the state concerned (See Appendix). See also 32 CFR, Chapter XVI, Part 1608.

**Contesting record procedures:** See Record access procedures above.

**Record source categories:** Information contained in the Registrant Processing Records System is obtained from the individual, and supporting documents from other persons, federal, state and local government agencies, and institutions.

**Systems exempted from certain provisions of the act:**

Appendix—Office locations of the State Directors of Selective Service are as follows: Alabama, 474 South Court St., Montgomery, AL 36104; Alaska, P.O. Box 1740, Federal Bldg., Anchorage, AK 99501; Arizona, P.O. Bldg. RM 202 N. Central Ave., Phoenix, AZ 85004; Arkansas, Federal Office Bldg., 700 West Capitol, Little Rock, AR 72201; California, 801 I Street, Federal Bldg., Sacramento, CA 95814; Canal Zone, 200-A Administrative Bldg., P.O. Box 2014, Balboa Heights, CZ; Colorado, 750 W. Hampden Ave., Suite 305, Englewood, CO 80110; Connecticut, P.O. Box 1558, State Armory, Hartford, CT 06101; Delaware, Prices Corner, 3202 Kirkwood Hwy, Wilmington, DE 19808; District of Columbia, 441 G St., NW, Washington, DC 20001; Florida, Southgate Plaza, Office Park, US 1 South, P.O. Box 1988, St. Augustine, FL 32084; Georgia, 901 West Peachtree St., NE, Atlanta, GA 30309; Guam, Hernan Cortes Ave. & Soledad Dr., P.O. Box 3036, Agana, GU 96910; Hawaii, 1311 Kapiolani Blvd., Honolulu, HI 96813; Idaho, Federal Bldg. U.S. Court House, Box 033, RM 466, 550 West Fort St., Boise, ID 83724; Illinois, 528 South Fifth Street, Springfield, IL 62701; Indiana, 344 Federal Bldg., U.S. Court House, 46 East Ohio Street, Indianapolis,



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IN 46204; Iowa, RM 108 United Federal Mart, 3839 Merle Hay Road, Des Moines, IA 50310; Kansas, 1000 Kansas Avenue, First Floor Landmark Plaza Bldg., Topeka, KS 66612; Kentucky, RM 105 Federal Bldg., 330 West Broadway, Frankfort, KY 40601; Louisiana, Jackson Barracks Bldg. 63, New Orleans, LA 70146; Maine, Federal Bldg., 40 Western Ave., Augusta, ME 04330; Maryland, Federal Bldg. Charles Center, 31 Hopkins Plaza, Baltimore, MD 21201; Massachusetts 150 Causeway Street, Suite 1300, Boston, MA 02114; Michigan, 1120 May St., P.O. Box 626, Lansing, MI 48903; Minnesota, P.O. Custom House, 180 E. Kellogg Blvd., Saint Paul, MN 55101; Mississippi, Cameron Walker Bldg., 4785 Interstate 55 North, Jackson, MS 39206; Missouri, 411 Madison St., Jefferson City, MO 65101; Montana, 616 Helena Ave., Helena, MT 59601; Nebraska, Federal Bldg. & U.S. Court House, Room 289, 100 Centennial Mall, North, Lincoln, NE 68508; Nevada, 1511 North Carson St., Carson City, NV 89701; New Hampshire, Federal Bldg. U.S. Post Office, 55 Pleasant St., Concord, NH 03301; New Jersey, U.S. P.O. Court House, 402 East State St., Trenton, NJ 08608; New Mexico, P.O. Box 967, U.S. Court House, Santa Fe, NM 87501; New York, Leo W. O'Brien Federal Bldg., Clinton Ave. North Pearl St., Albany, NY 12207; New York City, Federal Bldg., 26 Federal Plaza, New York, NY 10007; North Carolina, Federal Bldg. RM 448, 310 New Bern Ave., P.O. Box 26088, Raleigh, NC 27611; North Dakota, Federal Bldg., P.O. Box 1417, Bismarck, ND 58501; Ohio, 85 Marconi Blvd., Columbus, OH 43215; Oklahoma, 417 U.S. P.O. Court House Bldg., Oklahoma City, OK 73102; Oregon, 355 Belmont St., NE, Salem, OR 97301; Pennsylvania, Federal Bldg., 228 Walnut St., Harrisburg, PA 17108; Puerto Rico, 400 Fernandez Juncos Avenue, San Juan, PR 00901; Rhode Island, 1 Washington Avenue, Providence, RI 02905; South Carolina, 2711 Middleburg Drive, P.O. Box 4750, Columbia, SC 29204; South Dakota, RM 202 U. S. Court House, Federal Bldg., 515 Ninth Street, Rapid City, SD 57701; Tennessee, RM 500, 1717 West End Bldg., Nashville, TN 37203; Texas, RM G 161, Federal Building, 300 East Eighth Street, Austin, TX 78701; Utah, 469 South 400 East, Suite 102, Salt Lake City, UT 84111; Vermont, Federal Bldg., P.O. Box 308, Montpelier, VT 05602; Virgin Islands, 26 Norre Gade, P.O. Box 360, Charlotte Amalie, St. Thomas, VI 00801; Virginia, 400 North Eighth Street, Richmond, VA 23240; Washington, 19415 Pacific Highway South, Seattle, WA 98188; West Virginia, 500 Quarrier Street East, Federal Bldg., P.O. Box 1713, Charleston, WV 25326; Wisconsin, 702 Blackhawk Avenue, Madison, WI 53701; Wyoming, 308 West 21ST Street, Cheyenne, WY 82001.

SSS—6

**System name:** Reserve and National Guard Personnel Records—SSS

**System location:**

Manpower Administration Division
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Categories of individuals covered by the system:** Currently assigned officers and Warrant Officers of the Reserve and National Guard assigned to the Selective Service System, and officers and Warrant Officers formerly so assigned.

**Categories of records in the system:** The records contain information relating to selection, placement and utilization of military personnel, such as name, rank, Social Security Account Number, date of birth, physical profile, residence and business addresses, and telephone numbers. Information is also recorded on unit of assignment, occupational codes and data pertaining to training, cost factors, efficiency ratings and mobilization assignments and duties, and other information relating to the status of the member.

**Authority for maintenance of the system:** Section 10(b)(2) of the Military Selective Service Act (50 U.S.C. App. 460(b)(2)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide information to the individual member's branch of the Armed Forces as required in connection with his assignment to the Selective Service System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** Records are maintained in file folders and magnetic tape or disk.

**Retrievability:** Records are indexed by name, Social Security Account Number.

**Safeguards:** Use of the records or any information contained therein is limited to employees or Reserve Forces Members whose official duties require access. The records are maintained in lockable file containers.

**Retention and disposal:** Personnel records for SS Reserve Forces are retained for one (1) year after separation and then disposed of in accordance with procedures provided by each Branch of Service.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Notification procedure:** Inquiries should include name, address, and Social Security Account Number and be forwarded to:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: Manpower Administrator

**Record access procedures:** Same as the above. SS Reserve Forces Members or former members who wish to gain access to their records should make their request in writing, including their full name, ranks, Branch of Service, address, and Social Security Account Number.

**Contesting record procedures:** Same as the above.

**Record source categories:** Information in this system is obtained directly from the individual to whom it applies or is derived from information he supplied or is provided by the individual Branch of the Armed Forces.

SSS—7

**System name:** Uncompensated Personnel Records—SSS

**System location:** The Personnel Offices of Region III Service Center, 1421 Cherry Street, Philadelphia, Pennsylvania 19102; Region IV Service Center, 1720 Peachtree Street, NW, Atlanta, Georgia 30309; Region VIII Service Center, 750 West Hampden Avenue, Englewood, Colorado 80110; Region IX Service Center, Building 2-G, GSA Federal Center, 620 Central Avenue, Alameda, California 94501, or the Manpower Administration Division, National Headquarters, Selective Service System, 1724 F Street, N.W., Washington, D.C. 20435.

**Categories of individuals covered by the system:** Currently appointed uncompensated local board and appeal board members, and others appointed in advisory or administrative capacity, and former members appointed in an uncompensated capacity.

**Categories of records in the system:** The records contain information relating to the selection, appointment and separation of appointees, such as name, date of birth, mailing address, residence and business telephone numbers, state and county of legal residence, organizational location, position title, minority group code, sex code, date of appointment, physical characteristics (i.e. height, weight, etc.), length of service and occupational title.

**Authority for maintenance of the system:** Section 10(b)(3) of the Military Selective Service Act (50 U.S.C. App. 460(b)(3)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Justice—exchange of information when required in connection with processing of alleged violations of the Military Selective Service Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** Records are maintained in file folders and magnetic tape.

**Retrievability:** Records are indexed by name of individual, record identification number and location.

**Safeguards:** Use of the records or any information contained therein is limited to employees whose official duties require such access. The records are maintained in lockable file containers.

**Retention and disposal:** Personnel Records for uncompensated appointees are maintained for one (1) year after separation at the servicing personnel office, and then forwarded to a Federal Records Center for destruction 75 years after date of birth of the appointee.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Notification procedure:** Inquiries should include name, address (state in which appointed), date of birth, and Social Security Account Number for former appointees, or record Identification Number for current appointees to:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: Manpower Administrator

**Record access procedures:** Same as the above. Appointees who wish to gain access to their records should make requests in writing, including their full name, address (state in which appointed), date of birth and Social Security Account Number for former appointees, or record Identification Number for current appointees.

**Contesting record procedures:** Same as the above.

**Record source categories:** Information in this system is obtained directly from the individual or is derived from information he has supplied, or is provided by the agency official with authority to appoint the individual.

SSS—8

**System name:** Violator Inventory Monitoring System (VIMS)—SSS

**System location:**

Computer Service Center
Selective Service System
2550 Huntington Avenue
Alexandria, Virginia 22303

**Categories of individuals covered by the system:** Alleged violators of the Military Selective Service Act (50 U.S.C. App. 451 et seq.).

**Categories of records in the system:** Contains the name, Selective Service Number (if any), report of, and disposition data of, alleged violations of the Military Selective Service Act.

**Authority for maintenance of the system:** Section 10(b)(3) of the Military Selective Service Act (50 U.S.C. App. 460(b)(3)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Exchange of information with the Department of Justice respecting alleged violations of the Military Selective Service Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** The records are maintained on tape, input (OCR) forms and computer printouts.

**Retrievability:** Indexed by Selective Service Number.

**Safeguards:** a. No access to VIMS from terminals.

b. Records are available to authorized SSS personnel only.
c. Office is locked when authorized personnel are not on duty.
d. Periodic security checks.

**Retention and disposal:** Upon final disposition of violator case, the tapes are erased.

The OCR input forms are destroyed by maceration, shredding or burning immediately after the information has been recorded in VIMS.

Computer printouts distributed to local boards, State Headquarters and National Headquarters are destroyed when they have served their temporary purposes by maceration, shredding or burning.

**System manager(s) and address:**

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435

**Notification procedure:** Same as the above. It is necessary to furnish the following information in order to identify the individual whose records are requested:

a. Full name.
b. Date of birth.
c. Selective Service Number.
d. Mailing address to which the reply should be mailed.

**Record access procedures:** An individual can obtain information on the procedures for gaining access to and contesting records through:

Mr. Byron V. Pepitone
Director of Selective Service System
National Headquarters
Selective Service System
1724 F Street, N.W.
Washington, D.C. 20435
Attn: General Counsel

**Contesting record procedures:** Same as the above.

**Record source categories:** OCR forms prepared by the field elements are the input documents for all information recorded in VIMS records.

[FR Doc.75-19600 Filed 8-5-75;8:45 am]







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## NOTICE TO FEDERAL REGISTER READERS

As part of its continuing program to improve the quality of the daily FEDERAL REGISTER and CODE OF FEDERAL REGULATIONS, the Office of the Federal Register is soliciting the views of interested persons on the effectiveness of individual Federal Register documents and on regulations contained in the CODE OF FEDERAL REGULATIONS.

Our goal is twofold:

First—to make each document published in the FEDERAL REGISTER easily understandable, thus making compliance easier, more efficient, and less costly; and

Second—to identify and correct any existing Federal regulations which are obsolete, unnecessarily wordy, or unclearly stated.

We believe this effort is consistent with the objectives stated by President Ford in his October 8th speech on the economy in which he announced "a joint effort by the Congress, the executive branch and the private sector to identify and eliminate existing Federal rules and regulations that increase costs to the consumer without any good reason in today's economic climate."

The Office of the Federal Register welcomes your comments and suggestions. The survey blank below is provided for that purpose. All comments received will be maintained in a public docket and will be available for inspection in the Office of the Federal Register to any interested persons or agencies. Comments which point out the need for substantive changes in existing regulations also will be forwarded to the responsible agency.

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I. For the following reasons I found it difficult to understand the document from _____ (agency) in column _____, page _____ of the _____ (date) issue of the FEDERAL REGISTER:

☐ only technical language was used; ☐ document contained long and difficult sentences; ☐ preamble did not contain a clear and concise explanation of the document's purpose; ☐ other (explain) _____

_____

_____

II. I believe that the requirement(s) contained in:

A. The document from _____ (agency) in column _____, page _____ of the _____ (date) issue of the FEDERAL REGISTER, or

B. Section(s) _____ of Title _____ of the CODE OF FEDERAL REGULATIONS impose(s) an: ☐ unnecessary; ☐ unreasonable; ☐ impractical; or ☐ obsolete requirement on those persons subject to that regulation.

My reasons are: _____

_____

_____

III. (Optional) I suggest that the provision(s) mentioned above be rewritten as follows:

_____

_____

_____

Please mail to:

Office of the Federal Register
National Archives and Records Service
General Services Administration
Washington, D.C. 20408

Name and address (optional)

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**Authority for maintenance of the system:** Section 10(b)(2) of the Military Selective Service Act (50 U.S.C. App. 460(b)(2)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide information to [illegible] connection with his assignment to the Selective Service System.

**Policies and practices for storing, retrieving, accessing, retaining and disposing of records in the system:** See Storage, Retrievability, Safeguards, Access, Retention and Disposal below.

**Storage:** Records are maintained in file folders and magnetic tape.

**Retrievability:** Records are indexed by name of [illegible] identification number and location.

**Safeguards:** Use of the records or any information contained therein is limited to [illegible] whose official duties require [illegible]. The records are maintained in lockable file containers.

**Retention and disposal:** [illegible] Records of uncompensated [illegible] are maintained [illegible] after separation of the [illegible] personnel. [illegible] Federal Records Center for destruction [illegible] of the applicable [illegible].

**System manager(s) and address:** [illegible]

gation, physical characteristics (i.e., height, weight, etc.), length of service and occupational title.

**Authority for maintenance of the system:** Section 10(b)(3) of the Military Selective Service Act (50 U.S.C. App. 460(b)(3)).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Justice—exchange of information when required in connection with processing of alleged violations of the Military Selective Service Act.

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Please mail to:

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National Archives and Records Service
General Services Administration
Washington, D.C. 20408

Name and address (optional)

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THURSDAY, AUGUST 7, 1975

## highlights

### PRIVACY ACT OF 1974—OMB GUIDELINES

Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523–5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.

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federal register

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# rules and regulations

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The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 7—Agriculture

### CHAPTER II—FOOD AND NUTRITION SERVICE, DEPARTMENT OF AGRICULTURE

[Amdt. 56]

### PART 271—PARTICIPATION OF STATE AGENCIES AND ELIGIBLE HOUSEHOLDS

#### Submission of State Plans to Governors

On March 6, 1975, there was published in the FEDERAL REGISTER (40 F.R. 10481), a notice of proposed rulemaking to amend Part 271 of the Food Stamp Program Regulations, 7 CFR 271. The proposed amendment would implement Part III of OMB Circular A–95 by providing for the submission of State Plans and amendments to the State Governor for review and comment on their relationship to other State Plans and programs.

We received letters in favor of the regulation from six State agencies and three interested groups. Only one letter expressed disfavor and this was directed to the requirements of Circular A–95 and not to the regulation.

Two State agencies thought the 45-day review period was mandated and would limit flexibility and possibly delay submission of plans and amendments. Although the 45-day period is specifically mentioned in A–95, it is not intended to be a mandatory period. State agencies are encouraged to arrange with the Governor or his delegated agency for a shorter time period to expedite the amendment process.

Two other State agencies suggested an increase in the time for submission of plans and amendments to FNS by State agencies to accommodate the Governor's review. The need for additional time to submit plans and amendments because of the Governor's review will be taken into consideration by FNS when it establishes dates for submission by State agencies of such documents.

Except for a minor clarification in wording the regulation is adopted as proposed.

Accordingly, § 271.8 of Part 271 of Chapter II, Title 7 of the Code of Federal Regulations is amended by adding a new paragraph (f). The new paragraph of § 271.8 reads as follows:

**§ 271.8 Plans of Operation.**

* * * * *

(f) Each State agency shall submit its Plan of Operation and amendments to the State Governor, or his delegated authority, for comment on its relationship to other State plans and programs. The Governor, or his delegated authority, shall be allowed a period of 45 days, prior to submission to FNS by the State agency, to make such comments and attach them to the plan or amendment.

* * * * *

(78 Stat. 703, as amended; 7 U.S.C. 2011–2026)

*Effective date.* This amendment shall become effective August 7, 1975.

(Catalog of Federal Domestic Assistance Programs No. 10.551, National Archives Reference Services)

Dated: August 4, 1975.

RICHARD L. FELTNER,
*Assistant Secretary.*

[FR Doc.75–20745 Filed 8–6–75;8:45 am]

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### CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Valencia Orange Regulation 510]

### PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

#### Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period August 8–14, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

**§ 908.810 Valencia Orange Regulation 510.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges continues to be dull Prices f.o.b. averaged $3.28 per carton on a reported sales volume of 629,000 cartons last week, compared with an average f.o.b. price of $3.36 per carton and sales of 647,000 cartons a week earlier. Track and rolling supplies at 256 cars were down 39 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making, procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested person were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, includ-

ing its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 5, 1975.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 3, 1975, through August 14, 1975, are hereby fixed as follows:

(i) District 1: 160,000 cartons;

(ii) District 2: 340,000 cartons;

(iii) District 3: Unlimited movement.

(2) As used in this section, "handled", "District 1", "District 2", "District 3", and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 5, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20805 Filed 8-6-75;11:39 am]

## PART 917—FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

### Expenses, Rates of Assessment, and Carryover of Unexpended Funds

This document authorizes $945,470 of Control Committee expenses, under Marketing Order No. 917, for the 1975–76 fiscal period and fixes the rates of assessment under subject program as follows: $.01 per carton of pears; $.075 per lug of plums; and $0.04 per lug of peaches. Such assessments are to be paid to the committee by each first handler as his pro rata share of expenses. It also authorizes the carryover, as a committee reserve, of unexpended assessment income from fiscal 1974–75 and prior years.

On July 16, 1975, notice of rulemaking was published in the FEDERAL REGISTER (40 F.R. 29881) regarding proposed expenses and the related rates of assessment for the fiscal period beginning March 1, 1975, and ending February 29, 1976, and the carryover of unexpended 1974–75 assessment income pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917), regulating the handling of fresh pears, plums, and peaches grown in California. The notice invited interested persons to submit written data, views, or arguments through July 31, 1975. No such material was submitted. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Control Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

**§ 917.213 Expenses, rates of assessment, and carryover of unexpended funds.**

(a) *Expenses.* Expenses that are reasonable and likely to be incurred during the fiscal period March 1, 1975, through February 29, 1976, will amount to $945,470.

(b) *Rates of Assessment.* The rates of assessment for such fiscal period payable by each handler in accordance with § 917.37 are fixed at:

(1) One cent ($0.01) per No. 29B special lug box of pears, or its equivalent in other containers or in bulk;

(2) Seven and five-tenths cents ($0.075) per No. 22D standard lug box of plums, or its equivalent in other containers or in bulk;

(3) Four cents ($0.04) per L. A. lug of peaches, or its equivalent in other containers or in bulk.

(c) *Reserve.* Unexpended assessment funds in excess of expenses incurred during the fiscal period ended February 28, 1975, and prior years shall be carried over as a reserve in accordance with the applicable provisions of § 917.38.

(d) *Terms.* Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order, and "No. 29B special lug box" and "No. 22D standard lug box" shall have the same meaning as set forth in Section 1387.11 of the Regulations of the California Department of Food and Agriculture.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of the current crop of pears, plums, and peaches, are currently underway; (2) the relevant provisions of said amended marketing agreement and this part require that the rate of assessment fixed for a particular season be applicable to all fresh pears, plums, and peaches handled from the beginning of such fiscal period; and (3) the fiscal period began March 1, 1975, and the rates of assessment herein fixed will automatically apply to all pears, plums, and peaches beginning with such date.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 1, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20652 Filed 8-6-75;8:45 am]

## PART 967—CELERY GROWN IN FLORIDA

### Handling Regulation

This handling regulation establishes the quantity of Florida celery to be marketed fresh during the 1975–76 season, with the objective of assuring adequate supplies and orderly markets.

Notice of rule making was published in the FEDERAL REGISTER June 23, 1975 (40 FR 26276) that the Secretary of Agriculture was considering the issuance of a handling regulation designed to promote orderly marketing of celery grown in Florida. The proposal was discussed at a public meeting June 10, 1975, in Orlando, after being unanimously recommended by the Florida Celery Committee. This committee was established under Marketing Agreement No. 149 and Order No. 967, both as amended (7 CFR Part 967). This program regulates the handling of celery grown in Florida and is issued under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to file written data, views or arguments regarding the proposal with the Hearing Clerk not later than July 7, 1975. None was filed.

The committee recommended a Marketable Quantity of 8,326,671 crates of fresh celery for the 1975–76 season. This recommendation is based on the appraisal of expected supply and prospective market demand for the 1975–76 season.

During recent years, total celery production from the acreage planted in Florida and California substantially exceeded the quantity required to satisfy consumer demand. Florida's fresh market celery sales during the 1974–75 season were approximately 6.5 million crates, nearly a half million crates more than the previous season. In both 1973–74 and 1974–75 prices received by growers frequently were below cost of production, resulting in significant economic losses. Several of the major celery growers have discontinued their celery growing operations.

The Marketable Quantity recommended for the coming season is nearly two million crates above the quantity shipped during the 1974–75 season when supplies were excessive. It is predicated, however, on the assumption that growing conditions in California may be less favorable than in the last two years, therefore requiring a marginal supply to adequately meet market needs. In addition, a promotional campaign is planned in order to stimulate consumer demand.

The recommended Marketable Quantity is smaller than the total Base Quantities of present producers. If demand does not increase, producers presently holding Base Quantities could be adversely affected economically. No request for new or increased Base Quantities was received. In accordance with § 967.37(d)(1), no reserve is recommended for such additional Base Quantities.

On the basis of the foregoing considerations, as well as industrywide trends in the production and sales of celery, it is believed that this regulation is necessary to maintain orderly marketing and will





tend to effectuate the declared policy of the act.

It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) notice was given of the proposed handling regulation set forth in this section through publicity in the production area and by publication in the June 23, 1975, FEDERAL REGISTER, (2) as provided in the marketing agreement and order, this regulation applies to celery marketed during the 1975–76 season, (3) compliance with this section will not require any special preparation by handlers which cannot be completed prior to the time actual handling of harvested celery begins, approximately the latter part of October, (4) prompt issuance of this regulation will be beneficial to all interested parties because it should afford producers and handlers maximum time to plan their operations accordingly, and (5) no useful purpose will be served by postponing such issuance.

It is therefore ordered:

Section 967.311 is added to 7 CFR Chapter IX reading as follows:

**§ 967.311 Handling Regulation; Marketable Quantity; and Uniform Percentage.**

(a) The Marketable Quantity for the 1975–76 season is established, under § 967.36(a), as 8,326,671 crates.

(b) As provided in § 967.38(a), the Uniform Percentage for the 1975–76 season is determined as 90 percent.

(c) During the season August 1, 1975, through July 31, 1976, no handler may handle, as provided in § 967.36(b)(1), any harvested celery unless it was within the Marketable Allotment for the producer of such celery.

(d) No reserve for Base Quantities for the 1975–76 season is established.

(e) Terms used herein shall have the same meaning as when used in the said marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674.)

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: August 1, 1975.

FLOYD F. HEDLUND,
*Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20653 Filed 8-6-75;8:45 am]

## CHAPTER XVII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

[FmHA Instruction 440.6]

## PART 1808—TRUTH-IN-LENDING—DISCLOSURE STATEMENTS AND NOTICE OF RIGHT TO RESCIND

### Real Estate Settlement Procedures Act

Various paragraphs of § 1808.2 of Part 1808 of Title 7, Code of Federal Regulations, Chapter XVIII (40 FR 26258) are amended. This amendment is being made to further implement the requirements of the Real Estate Settlement Procedures Act of 1974 (RESPA) enacted by Public Law 93–533 and Regulation X of the Department of Housing and Urban Development, and to make clear that the application of this part to farms and other properties over ten acres; insures that a copy of form FmHA 440–59 (HUD–1) is sent to the seller only when title to security property is being conveyed; and provides for the use of Form FmHA 440–60, "Waiver to Reduce Period Between Advance Disclosure and Settlement" for cases where the loan, assumption, or transfer will be closed within 15 days of issuance of the Advance Disclosure Statement. In order that the buyer is fully advised as to the value of the property this amendment also provides for disclosure of the previous selling price for property acquired by foreclosure sale or voluntary conveyance, and includes editorial changes for clarification. This amendment also provides instructions for FmHA personnel to follow in disclosing the previous selling price of inventory property.

It is the policy of this Department that rules relating to public property, loans, grants, benefits, or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. These regulations, however, are not published for proposed rulemaking because they further implement provisions of the Real Estate Settlement Procedures Act of 1974, and regulations issued by the Department of Housing and Urban Development which were effective June 20, 1975, (40 FR 22448).

Because of the need to clarify the purposes and intent of the Act at the earliest possible date, it is impracticable and contrary to the public interest to engage in proposed rulemaking inasmuch as it will affect the settlement of several thousand pending loans, therefore public notice and procedure thereon are unnecessary.

As amended, § 1808.2 (a), (b), (d), (e), and (f) read as follows:

**§ 1808.2 Real Estate Settlement Procedures Act.**

(a) *General.* This section provides the instructions for compliance with the Real Estate Settlement Procedures Act (RESPA) and Regulation X of the Department of Housing and Urban Development and administrative regulations of the FmHA. The purpose of Form FmHA 440–59 (HUD–1), "Disclosure/Settlement Statement," prescribed by RESPA is to provide more effective advance disclosure of settlement costs to borrowers and sellers at the time of loan approval and provide a uniform settlement statement.

(b) *Scope.* This paragraph applies to all loans, assumptions, and credit sales involving the sale or construction of 1–4 family residential units (502 RH, 1–4 family RRH, 1–4 family LH, loans to purchase farm tracts on which a 1–4 family residence is located) secured by a lien on the real estate, regardless of the nature of the borrower. Except that this paragraph does not apply to any loan financing the purchase or transfer of a property of 100 or more acres, or any loan financing the purchase or transfer of a property of less than 100 acres but more than 10 acres where the value of the 1–4 family residence, including related residential facilities (e.g. garage), and a reasonable parcel of land on which the residence is located, is less than the value of the remaining security property (i.e. land and existing buildings and facilities, and buildings and facilities to be constructed with proceeds of the loan).

* * * * *

(d) *Advance disclosure.* (1) For all loans, assumption, or credit sales described in paragraph (b) of this section, approved after June 20, 1975, Form FmHA 440–59 (HUD–1) will be completed by the County Supervisor as indicated in the Form, as an advance disclosure of settlement costs and sent to the borrower along with Form FmHA 440–1, "Payment Authorization." For loans covered by § 1808.1(b) and paragraph (b) of this section, Form FmHA 440–58 will also be completed as indicated in the Form and attached as a third page to Form FmHA 440–59 (HUD–1). In cases where title to the security property is being conveyed to the borrower a copy of Form FmHA 440–59 (HUD–1) will also be mailed to the seller of the land at the time of loan approval. The County Supervisor will indicate in the Running Record section of the County Office case folder the date that Form FmHA 440–59 (HUD–1) was sent to the borrower and the seller, as appropriate.

(2) No loan, assumption, or credit sale will be closed within 15 days of mailing of the Advance Disclosure Statement except that a loan, assumption, or credit sale may be closed no sooner than 3 days after actual receipt of said statement by the borrower, and seller if any, where closing is held not later than 21 days after the date the application is received. The time period may be reduced only if the borrower and seller agree and sign Form FmHA 440–60 "Waiver to Reduce Period Between Advance Disclosure and Settlement."

(e) *Settlement statements.* For all loans, assumptions, or credit sales described in paragraph (b) of this section closed after June 20, 1975, Form FmHA 440–59 (HUD–1) will be completed as indicated in the Form by the designated attorney or escrow agent as a settlement statement, and a copy will be given to both the borrower and seller at loan closing. If the loan is covered by § 1808.1(b) and paragraph (b) of this section, Form FmHA 440–58 will be completed as indicated in the Form and attached as a third page to Form FmHA 440–59 (HUD–1).

(f) *Disclosure of previous selling price of existing real property.* (1) Section 7 of RESPA requires that the purchaser of a residence on which construction has been completed more than 12 months prior to date of loan approval must be given the following information in writ-

ing by the seller or the seller's agent prior to loan approval:

(i) The name and address of the present owner of the property being sold;

(ii) The date the property was acquired by the present owner (the year only if the property was acquired more than two years previously); and

(iii) If the seller has not owned the property for at least two years prior to the date of the loan application and has not used the property as a place of residence, the date and purchase price of the last arm's length transfer of the property, as list of any subsequent improvements made to the property (excluding maintenance repairs), and the cost of such improvements.

(2) To assure compliance with this requirement, no loan or assumption described in paragraph (b) of this section will be approved until a copy of the written statement provided by the seller to the buyer has been received in the County Office. In credit sales, the County Supervisor will provide this statement to the purchaser prior to approving the sale. The previous selling price will be as follows:

(i) If the property was acquired at a foreclosure sale, the bid price with the notation "Acquired at foreclosure";

(ii) If the property was acquired by voluntary conveyance, the inventory value price with the notation "Acquired by Deed in Lieu of foreclosure (voluntary conveyance)."

*Effective date.* This revision is effective on August 7, 1975.

(7 U.S.C. 1989; 42 U.S.C. 1480; 40 U.S.C. 442; 42 U.S.C. 2942; 5 U.S.C. 301; Sec. 10 of P.L. 93-357, 88 Stat. 392; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70.)

Dated: July 25, 1975.

FRANK W. NAYLOR, Jr.,
*Acting Administrator,*
*Farmers Home Administration.*

[FR Doc.75-20747 Filed 8-6-75;8:45 am]

## Title 12—Banks and Banking

### CHAPTER III—FEDERAL DEPOSIT INSURANCE CORPORATION

### PART 329—INTEREST ON DEPOSITS

#### Preauthorized Payments or Transfers From Savings Deposits

1. On April 4, 1975 the Board of Directors of the Federal Deposit Insurance Corporation ("the Board") adopted a proposed amendment to § 329.5(c) of the FDIC's rules and regulations (12 C.F.R. 329.5(c)). The proposed amendment would permit an insured nonmember bank to make payments or transfers of credit from a customer's savings account to facilitate payment to third parties, regardless of the nature of the customer's obligation. The proposed amendment was published as a notice of proposed rulemaking in the FEDERAL REGISTER of April 10, 1975 (40 FR 16219). Interested persons were given until May 30, 1975 to submit written data, views or arguments on the proposed amendment.

After considering the views and arguments of those persons who commented on the proposed amendment to Section 329.5(c), the Board has decided upon its adoption with certain modifications:

(a) The question has been raised as to whether the phrase "third parties" in the proposed amendment refers to the depositor's own bank. Since the depositor's bank is such a party within the purview of the amendment, the phrase "including the depositor's own bank" has been added after the words "third parties."

(b) The question has been raised as to whether the amendment contemplates the execution of one authorization form so as to permit all subsequent withdrawals. Since the amendment contemplates such a result, the first word in Section 329.5(c)(1)(vi) has been changed from "Payment" to "Payments," so as to be consistent with the phrase "payments or transfers of credit" and so as to avoid any possible confusion.

2. Part 329 of Title 12 of the Code of Federal Regulations is amended by revising, in § 329.5, the introductory portion of (c)(1), and (c)(1)(vi) and (c)(2) to read as follows:

§ 329.5 Withdrawal of savings deposits.

* * * * *

(c) *Manner of payment of savings deposits.* (1) Subject to the provisions of subparagraphs (2) and (4) of this paragraph (c), an insured nonmember bank may permit withdrawals to be made from a savings deposit only through payment [12] to the depositor himself (but not to any other person whether or not acting for the depositor), except:

* * * * *

(vi) Payments or transfers of credit made pursuant to a nonnegotiable, nontransferable written order or authorization, signed by the depositor, directing the bank to make such payments or transfers of credit to third parties, including the depositor's own bank, periodically or otherwise. Any such order or authorization shall include a clear and conspicuous statement to the effect that it is neither negotiable nor transferable.

(2) Notwithstanding the provisions of subparagraph (1) of this paragraph (c), no withdrawal shall be permitted by an insured nonmember bank to be made from a savings deposit, through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor (other than of interest on the savings deposit) if such payment or transfer of credit is made pursuant to any advertised plan or any agreement, written or oral, which authorizes such payments or transfers to be made as a normal practice in order to cover checks or drafts drawn by the depositor upon the bank.

* * * * *

(Sec. 9, 64 Stat. 881-82, 12 U.S.C. 1819; Sec. 18(g), 64 Stat. 893, 80 Stat. 824, 88 Stat. 1558, 12 U.S.C. 1828(g)).

[12] Payment from a savings deposit or presentation of a passbook may be made over the counter, through the mails, or otherwise.

3. Having given ample notice and opportunity for public comment in its Notice of Proposed Rulemaking, the Board hereby adopts the above amendments. The effective date thereof will be delayed for at least 30 days following publication in accordance with 5 U.S.C. 553(d) and 12 CFR 302.5.

4. *Effective Date.* The foregoing amendments to 12 CFR Part 329 are effective September 2, 1975.

By order of the Board of Directors, August 1, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] ALAN R. MILLER,
*Executive Secretary.*

[FR Doc.75-20651 Filed 8-6-75;8:45 am]

## Title 14—Aeronautics and Space

### CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airworthiness Docket No. 75-WE-43-AD; Amdt. 39-2317]

### PART 39—AIRWORTHINESS DIRECTIVES

#### Certain Lockheed L-1011-385-1 Aircraft

Some interior arrangement configurations of the Lockheed L-1011 have a flight attendant rest seat located within the aft service center complex which does not have oxygen immediately available for the occupants per FAR 25.1447(c)(1) and does not have the required passenger information signs per FAR 25.791. The lack of oxygen and passenger information signs for the occupants of the flight attendant rest seat can compromise the safety of flight attendants as well as passengers requiring assistance following a rapid decompression of the aircraft. Since this condition is likely to exist in other aircraft of the same type design, an airworthiness directive is being issued to require the installation of an automatically presented oxygen system and passenger information signs for the occupants of the rest seat.

In light of the specified minimum requirements of FAR 25.1447(c)(1) and FAR 25.791 and on the basis of safety considerations, accomplishment of the modifications required by this AD within the time the agency has determined is necessary makes strict compliance with the notice and public provisions of the Administrative Procedure Act impracticable, and this amendment becomes effective 30 days after publication in the Federal Register. However, interested persons are invited to submit such written data, views, or arguments as they may desire regarding this AD. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Regional Counsel, FAA Western Region, Attention: Airworthiness Rules Docket, P.O. Box 92007, Worldway Postal Center, Los Angeles, California 90009. All communications received before the effective date will be considered by the Administrator, and the AD may be changed in light of comments received. All comments will be available both before and after the effective date in the Rules Docket for examination by interested persons. Persons are urged to submit their comments as early as possible since it may not be possible to evaluate comments received near the effective date in sufficient time to amend the AD before it becomes effective.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED. Applies to model L-1011-385-1 series airplanes certificated in all categories, configured with aft service center flight attendant rest seats.

Compliance required within 300 flight hours time in service after effective date of this AD unless already accomplished.

To provide protection from the lack of adequate oxygen for the occupants of the aft service center flight attendant's rest seat under emergency conditions and to provide the required information sign notifying occupants of this seat when safety belts should be fastened, and when smoking is prohibited, accomplish one of the following:

(a) Install an automatically presented oxygen unit and passenger information sign for occupants of the aft service center flight attendant's rest seat, approved by the Chief, Aircraft Engineering Division, FAA Western Region; or

(b) Remove the aft service center flight attendant's rest seat; or

(c) Remove existing placard (Lockheed P/N 1564393-101) prohibiting use during takeoff landing and turbulent flight and install in its place a placard prohibiting rest seat occupancy.

Flight attendant's rest seat installation modified by (b) or (c), above, may be reconfigured back to the original seat installation upon accomplishment of (a), above.

This amendment becomes effective September 11, 1975.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on July 29, 1975.

ROBERT H. STANTON,
*Director, FAA Western Region.*

[FR Doc.75-20615 Filed 8-6-75;8:45 am]

[Airspace Docket No. 75-RM-22]

### PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

#### Alteration of Transition Area

On June 25, 1975, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (40 F.R. 26687) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the transition area at Jackson, Wyoming.

Interested persons were given 30 days in which to submit written comments, suggestions or objections. No objections have been received and the proposed amendment is hereby adopted without change.

*Effective date.* This amendment shall be effective 0901 GMT, October 9, 1975.

This amendment is issued under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Aurora, Colorado, on August 7, 1975.

M. M. MARTIN,
*Director, Rocky Mountain Region.*

In Federal Aviation Regulation Part 71, § 71.181 (40 FR 441), the description of the Jackson, Wyoming transition area is amended to read:

That airspace extending upward from 700 feet above the surface within a 5-mile radius circle centered on the Jackson's Hole Airport (latitude 43°36'24" N, Longitude 110°44'13" W), within 5.5 miles west and 9.5 miles east of the Jackson VOR 200° radial, extending from the VOR to 24.5 miles south; and within 2.5 miles each side of the Jackson VOR 020° radial extending from the VOR to 12 miles north of the VOR; and that airspace extending upward from 1200 feet above the surface within 6 miles west and 9.5 miles east of the Jackson VOR 020° radial extending from the VOR to 37.5 miles north of the VOR; within 5 miles each side of the Jackson VOR 107° radial extending from the VOR to 15 miles east of the VOR; and within 6 miles north and 9 miles south of the Dunoir, Wyoming VOR 102° and 282° radials extending from 8 miles east to 21 miles west of Dunoir VOR.

[FR Doc.75-20617 Filed 8-7-75;8:45 am]

[Docket No. 14862; Amdt. No. 980]

### PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

#### Miscellaneous Amendments

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 FR 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Information Center, AIS-230, 800 Independence Avenue, S.W., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, *effective September 18, 1975.*

Cordele, Ga.—Cordele Arpt., VOR/DME Rwy 22, Amdt. 3.
Moberly, Mo.—Omar N. Bradley Arpt., VOR TAC Rwy 17, Amdt. 4
Mobile, Al.—Mobile Aerospace Arpt., VOR Rwy 32, Amdt. 4
Smyrna, Tn.—Smyrna Arpt., VOR/DME Rwy 32, Amdt. 5
Washington, D.C.—Washington National Arpt., VOR Rwy 15, Amdt. 3
Washington, D.C.—Washington National Arpt., VOR Rwy 36, Amdt. 5
Washington, D.C.—Washington National Arpt., VOR/DME Rwy 18, Amdt. 3

* * * *effective September 4, 1975*

Brunswick, Ga.—Brunswick-Golden Isles Municipal Arpt., VOR/DME-B, Orig.

* * * *effective July 30, 1975*

Janesville, Wi.—Rock County Arpt., VOR Rwy 4, Amdt. 17

* * * *effective July 29, 1975*

Bloomington, In.—Monroe County Arpt., VOR Rwy 35, Amdt. 6
Jackson, Mi.—Reynolds Municipal Arpt., VOR Rwy 23, Amdt. 11
Marquette, Mi.—Marquette County Arpt., VOR Rwy 8, Amdt. 12

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective July 25, 1975.*

Columbus, Oh.—Port Columbus International Arpt., LOC(BC) Rwy 10R, Amdt. 10 cancelled
Los Angeles, Ca.—Los Angeles International Arpt., LOC(BC) Rwy 6R, Amdt. 1
Los Angeles, Ca.—Los Angeles International Arpt., LOC(BC) Rwy 7R, Amdt. 11

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, *effective September 18, 1975.*

Lewisburg, W.V.—Greenbrier Valley Arpt., NDB Rwy 4, Amdt. 3
Smyrna, Tn.—Smyrna Arpt., NDB Rwy 32, Amdt. 1

* * * *effective August 14, 1975*

Frankfort, In.—Frankfort Municipal Arpt., NDB Rwy 3, Orig.

* * * *effective July 29, 1975*

Columbus, Oh.—Port Columbus International Arpt., NDB Rwy 28L, Amdt. 7

Jackson, Mi.—Reynolds Municipal Arpt., NDB Rwy 23, Amdt. 4

* * * *effective July 25, 1975*

Celina, Oh.—Lakefield Arpt., NDB Rwy 8, Orig. cancelled

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective September 18, 1975.*

Lewisburg, W.V.—Greenbrier Valley Arpt., ILS Rwy 4, Amdt. 1

* * * *effective July 30, 1975*

Janesville, Wi.—Rock County Arpt., ILS Rwy 4, Amdt. 1

* * * *effective July 29, 1975*

Columbus, Oh.—Port Columbus International Arpt., ILS Rwy 28L, Amdt. 19
Jackson, Mi.—Reynolds Municipal Arpt., ILS Rwy 23, Amdt. 3
Marquette, Mi.—Marquette County Arpt., ILS Rwy 8, Amdt. 3
Pontiac, Mi.—Oakland-Pontiac Arpt., ILS Rwy 9R, Amdt. 4

* * * *effective July 25, 1975*

Los Angeles, Ca.—Los Angeles International Arpt., ILS Rwy 6R, Amdt. 5
Los Angeles, Ca.—Los Angeles International Arpt., ILS Rwy 7L, Amdt. 12

5. Section 97.33 is amended by originating, amending or canceling the following RNAV SIAPs, *effective July 25, 1975.*

Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 6L, Amdt. 2
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 7L, Amdt. 2
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 24R, Amdt. 3
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 25L, Amdt. 4

These amendments are made effective under the authority of Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, and Sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c).

Issued in Washington, D.C., on July 31, 1975.

JAMES M. VINES,
*Chief,*
*Aircraft Programs Division.*

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 FR 5610) approved by the Director of the Federal Register on May 12, 1969.

[FR Doc.75-20616 Filed 8-6-75;8:45 am]

## Title 16—Commercial Practices

## CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2678]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### Crown Trading Company, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533-25 Displays, in-house. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, *et seq.*)

*In the matter of Crown Trading Company, Inc., a corporation trading and doing business as Crown Stores, and Eusebio Benitez and Juan Benitez, individually and as officers of said corporation.*

Consent order requiring a Miami, Fla., retailer of television sets, furniture and appliances, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

IT IS ORDERED that respondents Crown Trading Company, Inc., a corporation trading and doing business as Crown Stores, or under any other name or names, its successors and assigns, and its officers, and Eusebio Benitez and Juan Benitez, individually and as officers of said corporation, and respondents agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with any extension of consumer credit or advertisement to aid, promote or assist directly or indirectly any extension of consumer credit, as "consumer credit" and "advertisement" are defined in Regulation Z (12 C.F.R. 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 *et seq.*), do forthwith cease and desist from:

1. Failing to disclose the "annual percentage rate," computed in accordance with Section 226.5 of Regulation Z, as required by Section 226.8(b) (2) of Regulation Z.

2. Failing to disclose the number, amount, and due dates or periods of payments scheduled to repay the indebtedness, as required by Section 226.8(b) (3) of Regulation Z.

3. Failing to disclose the sum of the payments scheduled to repay the indebtedness, using the term "total of payments," as required by Section 226.8(b) (3) of Regulation Z.

4. Failing in any credit sale to disclose the price at which respondents, in the regular course of business, offer to sell for cash the property or services which are the subject of the credit sale, using the term "cash price," as required by Section 226.8(c) (1) of Regulation Z.

5. Failing to disclose the amount of any downpayment in money made in connection with any credit sale, using the term "cash downpayment," as required by Section 226.8(c) (2) of Regulation Z.

6. Failing to disclose the amount of any downpayment in property made in connection with any credit sale, using the term "trade in," as required by Section 226.8(c) (2) of Regulation Z.

7. Failing to disclose the sum of the "cash downpayment" and the "trade in" made in connection with any credit sale, using the term "total downpayment." as required by Section 226.8(c) (2) of Regulation Z.

8. Failing in any credit sale to disclose the difference between the "cash price" and the "total downpayment," using the term "unpaid balance of cash price," as required by Section 226.8(c) (3) of Regulation Z.

9. Failing to disclose all other charges which are included in the amount financed, but which are not part of the finance charge, as required by Section 226.8(c) (4) of Regulation Z.

10. Failing in any credit sale to disclose the sum of the "unpaid balance of cash price" and all other charges individually itemized, which are included in the amount financed but which are not part of the finance charge, using the term "unpaid balance," as required by Section 226.8(c) (5) of Regulation Z.

11. Failing to disclose the amount of credit extended, using the term "amount financed," as required by Section 226.8 (c) (7) of Regulation Z.

12. Failing to disclose the sum of all charges made to the customer which are required by Section 226.4 of Regulation Z to be included in the finance charge, using the term "finance charge," as required by Section 226.8(c) (8) (i) of Regulation Z.

13. Failing in any credit sale to disclose the sum of the cash price, all charges which are included in the amount financed but which are not part of the finance charge, and the finance charge, using the term "deferred payment price," as required by Section 226.8 (c) (8) (ii) of Regulation Z.

14. Failing to make consumer credit cost disclosures heretofore set forth in this order before consummation of the transaction, and to furnish the customer with a duplicate of the contract or a statement by which the disclosures required by Regulation Z are made, as required by Section 226.8(a) of Regulation Z.

15. Supplying, orally or in writing, any information to a customer so as to mislead or confuse the customer, or contradict or obscure, or detract attention from the information required by Regulation Z, in violation of Section 226.6(c) of Regulation Z.

16. Misrepresenting, orally or otherwise, directed or by implication, that credit life, accident, health and/or disability insurance are required as a condition of obtaining credit from respondents.

17. Discouraging, orally or otherwise, directly or by implication, the declination of credit life, accident, health and/or disability insurance.

18. Failing, when charges for credit life insurance and/or accident and health insurance are not included in the finance charge to:

a. Obtain from each customer purchasing such insurance a specifically dated and separately signed affirmative written indication of the consumer's desire for such insurance after making written disclosure to the consumer of the costs of such insurance, as required by Section 226.4(a) (5) of Regulation Z.

b. Tell the consumer that:

i. credit life insurance and/or credit accident and health insurance are optional; and

ii. the consumer's choice regarding the insurance coverage will not be considered in respondents' approval of the consumer's credit.

19. Failing to tell every customer the purpose(s) of each signature requested by respondents on any document directly related to the consummation of the credit transaction.

20. Making any marks or otherwise instructing a consumer where to sign or date the personal insurance authorization required by Section 226.4(a) (5), in advance of the consumer's free and independent choice of such insurance.

21. Failing in any consumer credit transaction or advertisement to make all disclosures, determined in accordance with Sections 226.4 and 226.5 of Regulation Z, in the manner, form, and amount required by Sections 226.6, 226.7, 226.8, and 226.10 of Regulation Z.

IT IS FURTHER ORDERED that whenever the sales presentation is principally made in a language other than English, *e.g.*, Spanish, that the customer be given a statement containing the disclosures required by Section 226.8 of Regulation Z, in the form and manner prescribed therein but in the same language as that principally used in the sales presentation made to such customer.

IT IS FURTHER ORDERED that respondents prominently display the following notice both in Spanish and in English in two or more locations in that portion of respondents' business premises most frequented by prospective customers, and in each location where customers normally sign consumer credit documents or other binding instruments. Such notice shall be considered prominently displayed only if so positioned as to be easily observed and read by the intended individuals:

NOTICE TO CREDIT CUSTOMERS

If the Dealer Is Financing or Arranging the Financing of Your Purchase, You Are Entitled to Consumer Credit Cost Disclosures as Required by the Federal Trade Commission's Truth in Lending Act. These Must be Provided to You in Writing Before You Are Asked to Sign Any Document Or Other Papers Which Would Bind You to Such A Purchase.

IT IS FURTHER ORDERED that the respondents deliver a copy of this order to cease and desist to all present and future personnel of respondents engaged in the consummation of any extension of consumer credit or in any aspect of the preparation, creation or placing of advertising, and that respondents secure a signed statement acknowledging receipt of said order from each such person.

IT IS FURTHER ORDERED that the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged, as well as a description of their duties and responsibilities.

IT IS FURTHER ORDERED that respondents notify the Commission at least thirty (30) days prior to any proposed change in corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor business, corporate or otherwise, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of this order.

IT IS FURTHER ORDERED that the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 1, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20621 Filed 8-6-75;8:45 am]

[1] Copies of the Complaint, Decision and Order, filed with the original document.





[Docket No. 8874]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### Corning Glass Works

For codification under Part 13 of CFR, see 38 FR 18644.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45.)

*In the matter of Corning Glass Works, a corporation.*

Amended final order to cease and desist prohibiting a Corning, New York manufacturer, advertiser, seller and distributor of Pyrex, Corning Ware, and Corelle Livingware brands of glass household products for food preparation, serving, and storage, among other things, from entering into, maintaining or enforcing resale price agreements; and refusing to deal with customers or potential customers unless they agree to maintain the fair trade price of the commodities to be resold.

The order reopening proceedings, vacating order, and issuing amended final order to cease and desist is as follows: [1]

On April 30, 1975, the Commission's Order in this matter became final.[2] On that same day, Respondent filed a Petition to Reopen the Proceedings to Vacate the Final Order Entered Herein and to Substitute an Amended Final Order and a Motion for Suspension of Compliance with Final Order Pending Disposition of Petition to Vacate Same. Complaint Counsel on behalf of the Bureau of Competition filed their answer to both the Petition and the Motion on May 1, 1975. The Motion to Suspend Compliance was granted in part on May 8, 1975. On May 19, 1975, the parties filed a stipulation as to a modification in respondent's proposed Amended Final Order.

Treating the Petition to Reopen as a Petition to Reopen and Modify under Rule Section 3.72(b)(2), we find that it should be granted as modified by the stipulation of May 19.

Under Section 3.72(b), a reopening of a final order is authorized if changed conditions of fact so require. Here, Respondent has alleged, and Complaint Counsel agree, that it has wholly abandoned its fair trade program which was the subject of this matter. We are persuaded that this changed condition of fact and the public interest require a modification of the Order entered herein. Accordingly,

IT IS ORDERED that the proceedings in the above-captioned matter be, and they hereby are, reopened.

IT IS FURTHER ORDERED that the Commission's Order in said matter, issued June 5, 1973, be, and it hereby is, vacated and the following Amended Final Order is hereby entered:

AMENDED FINAL ORDER

I. IT IS ORDERED that Respondent, Corning Glass Works, a corporation, directly or indirectly, through its officers, agents, representatives, employees, subsidiaries, successors, licensees, or assigns, or through any reseller or any other corporate or other device, in connection with the manufacture, advertising, offering for sale, sale, or distribution, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, of Pyrex, Corning Ware, and Corelle brand commodities, or of any other commodity which bears, or the label or container of which bears, any other trademark, brand, or name owned by Respondent, with respect to which commodity Respondent may in the future establish any fair trade program, shall not:

1. Enter into, maintain or enforce any understanding, contract, or agreement with any reseller located within, or applicable to resales occurring within, any

[1] Copy of the order filed with the original document.

[2] The Commission Order of June 5, 1973 (82 FTC 1675) was appealed by Corning to the United States Court of Appeals for the Seventh Circuit. The Commission's decision and Order was affirmed by that Court, 509 F. 2d 293 (January 29, 1975). Under 15 U.S.C. Sec. 45(g)(2), the Order thus became final on April 30, 1975.

state which at the time is, or thereafter becomes a free trade state[*]—

(a) which contains any provision which establishes, is intended to establish, or may be construed by the reseller to establish, any stipulated or minimum price at which resales shall be made; or which contains any circumstance or condition under which any such provision shall become applicable to any resale; or

(b) which contains any provision which restricts, is intended to restrict, or may be construed by the reseller to restrict, the reseller's right to deal with any customer, whether for subsequent resale or otherwise, in any state; or which otherwise imposes, is intended to impose, or may be construed by the reseller to impose, any qualification, precondition, or other limitation on said right; or which contains any circumstance or condition under which any such provision shall become applicable to any resale.

2. Enter into, maintain, or enforce any understanding, contract or agreement, with any reseller located within any state which at the time is, or thereafter becomes a free trade state, which requires, is intended to require, or may be construed by the reseller to require, as a precondition to any resale or as a qualification or other limitation on the right to resell, that said reseller—

(a) obtain from any customer or potential customer in any state any understanding, contract, or agreement by which said customer or potential customer agrees with Respondent to maintain the fair trade price of the commodity to be resold; or

(b) refuse to deal with any customer or potential customer in any state unless such customer or potential customer has agreed to maintain the fair trade price of the commodity to be resold.

3. (a) Circulate to any free trade state reseller any list ("blacklist") of retailers who have advertised, offered for sale, or sold any of Respondent's fair traded commodities at less than the fair trade prices established therefor, or who have not signed a fair trade contract, or whose retailer contracts have been terminated; or in any other manner communicate the names of such retailers to any free trade state resellers; or (b) take any other action which is intended to, or which may in fact, prevent or have a tendency to prevent any retailer from obtaining any such commodity: *Provided, however,* That nothing in (b) of this subparagraph 3 shall apply to any action taken by virtue of the breach of a signed contract, lawfully obtained and entered into pursuant to a fair trade law which is valid as of the time of both the breach and the action taken; or to any action taken to enforce any right against a nonsigner created by a fair trade law or provision thereof which is enforceable as of the time of the action taken.

4. Impose, by refusing to deal, termination, or any other unilateral action, or by contract, combination or conspiracy, any limitation, qualification, or precondition not expressly permitted by Sections 5(a)(2) and 5(a)(3) of the Federal Trade Commission Act, on any reseller's right or ability to purchase or sell any fair traded commodity—

(a) where the purpose or effect thereof is, or is likely to be, adherence to resale prices or any course of conduct established, required, or suggested by Respondent, by any reseller whose resale prices or conduct are not, or cannot be, lawfully controlled by Respondent; or

(b) where the purpose or effect thereof is, or is likely to be, the unavailability, through normal channels of distribution, of Respondent's commodities to, or any discrimination with respect thereto against, any such reseller due to his failure or unwillingness to adhere to said resale prices or course of conduct.

II. IT IS FURTHER ORDERED that Respondent, directly or indirectly, through its officers, agents, representatives, employees, subsidiaries, successors, licensees, or assigns, or through any reseller or any other corporate or other device, in connection with the manufacture, advertising, offering for sale, sale, or distribution, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, of any commodity, shall forthwith cease and desist from entering into, maintaining, or enforcing any contract, combination or conspiracy which imposes any limitation, qualification, or precondition not expressly permitted by applicable state law and granted immunity by Section 5(a)(2) of the Federal Trade Commission Act, on any reseller—

1. Where the purpose or effect thereof is, or is likely to be, adherence to resale prices or any course of conduct established, required, or suggested by Respondent, by any reseller whose resale prices or conduct are not, or cannot be lawfully controlled by Respondent; or

2. Where the purpose or effect thereof is, or is likely to be, the unavailability through normal channels of distribution of Respondent's commodities to, or any discrimination with respect thereto against, any such reseller due to his failure or unwillingness to adhere to said resale prices or course of conduct.

III. IT IS FURTHER ORDERED that beginning ninety (90) days following the date upon which this Order becomes final and continuing for a period of ten (10) years thereafter in connection with the advertising, offering for sale, sale or distribution of any non-fair traded glass and glass ceramic product for food preparation, serving and storage under the names Pyrex and Corning Ware and tableware under the name Corelle, Respondent shall not suggest any resale prices either in advertising or in any material provided, published, or paid for in whole or in part by Respondent, including but not limited to price lists, advertising and promotional material, boxes and containers furnished for the transport or display of such commodities and tags, labels and other devices affixed to such commodities, unless such advertising and material include the clear and conspicuous statement "Manufacturer's Suggested Price", or a statement substantially equivalent thereto, *Provided, however,* That nothing in this Paragraph III shall prevent Respondent from furnishing or causing to be furnished to resellers of such products any advertising or promotional materials containing Respondent's suggested prices without such statement when alternative materials without prices for use by such resellers to advertise or promote prices of their own choosing are simultaneously furnished; and *Provided, further,* That Respondent shall not initiate, conduct, sponsor, participate in, or contribute anything of value to, any cooperative advertising or other program of sales promotion or assistance wherein participation therein or the benefits thereof to any reseller are in any way conditioned upon the reseller's advertising, offering for sale or selling at no less than any price(s) suggested by Respondent for such products.

IV. IT IS FURTHER ORDERED that Respondent shall:

1. Within sixty (60) days from the date upon which this order becomes final, mail, deliver or cause to be delivered and request signed receipts for, copies of this Order to the following resellers of glass and glass ceramic products for food preparation, serving and storage under the names Pyrex and Corning Ware and tableware under the name Corelle:

(a) every reseller who was either under fair trade contract on March 1, 1971 or who was placed under such contract thereafter;

(b) every reseller whose fair trade contract has been terminated by Respondent since January 1, 1966;

(c) every reseller whose name has appeared on any blacklist since January 1, 1966; and

(d) every other current reseller of such products.

2. Within sixty (60) days from the date upon which this Order becomes final, and on the six (6) month and twelve (12) month anniversary date of this Order, mail, deliver or cause to be delivered, and request signed receipts for notices in forms submitted to and approved by the Commission prior to mailing or delivery, which clearly inform all resellers specified in subparagraphs 1(a), (b), (c) and (d) of this Paragraph IV:

(a) that Respondent has ceased to fair trade its commodities;

(b) that all provisions of their contracts (should the same otherwise be in effect) relating to fair trade are cancelled and that said resellers are under no legal duty to re-enter into any fair trade agreements;

(c) that such fair trade provisions will no longer be enforced;

(d) that said resellers may and are encouraged to sell Respondent's goods to any customer at such price as may be individually determined by each such reseller;

(e) that said resellers may and are encouraged to sell Respondent's goods to any customer, whether for subsequent resale or otherwise, without restriction or precondition, and irrespective of whether the customer is located within, or may resell the goods within, any fair trade state;

(f) that no resellers in any state are required to refuse to deal with any other reseller due to the other reseller's failure or unwillingness to sign any contract requiring the maintenance of resale prices;

(g) that any reseller in any state who places an order for Respondent's goods with any reseller which is not filled due to its having advertised, offered for sale, or sold such goods at less than Respondent's suggested resale price or any former stipulated or minimum price, should immediately notify Respondent in writing of the name and address of the reseller so refusing to deal;

(h) that the exercise by said resellers of any of their rights previously subject to the fair trade provisions of Respondent's fair trade contracts shall in no way prejudice said resellers' ability to obtain or to continue to obtain Respondent's merchandise;

(i) that any reseller who believes that Respondent is violating any provision of this Order, either directly or indirectly (through its wholesalers or otherwise) should set forth the facts and circumstances believed relevant and submit them to

Assistant Director, Division of Compliance, Bureau of Competition, Federal Trade Commission, Washington, D.C. 20580.

The first notice required to be mailed or delivered to retailers by this subparagraph 2 shall be accompanied by a list of the names and addresses (arranged by state) of all wholesalers of Respondent's goods. Said list shall contain a clear and conspicuous statement that all wholesalers listed therein are free to sell at prices of their own choosing to any retailer in any state without qualification, limitation or precondition.

3. Within sixty (60) days from the date upon which this order becomes final, mail or deliver, and obtain a signed receipt for, a written offer of reinstatement to:

(a) any free trade state wholesaler who was terminated by Respondent since January 1, 1966 for failure to comply with the refusal-to-deal provision of his wholesaler contract, and

(b) any free trade state wholesaler who was terminated by Respondent since January 1, 1966 for failure to comply with the resale price maintenance provision of his wholesaler contract; and reinstate forthwith, any such wholesalers who within thirty (30) days thereafter request reinstatement. Said offer of reinstatement shall be accompanied by a copy of this Order and the notice required by subparagraph 2 of this Paragraph IV.

4. Immediately upon receipt, take such action as is necessary to ensure correction of all complaints received pursuant to any provision of this Paragraph IV, and retain such complaints and records of all corrective action taken thereon for a period of five years from the date on which each complaint is received. Reports of said complaints and of corrective action shall be included in reports to the Commission required by Paragraph VI 1. of this Order.

V. IT IS FURTHER ORDERED that Respondent shall:

1. Fully acquaint all appropriate present and future personnel with the provisions and requirements of this Order.

2. For a period of five (5) years from the date of this Order, mail or deliver and obtain a signed receipt for, a copy of this Order to all new resellers to whom Respondent directly sells glass and glass ceramic products for food preparation, serving, and storage under the names Pyrex and Corning Ware and tableware under the name Corelle.

3. Make any fair trade provisions of contracts entered into by it in the future conform with the requirements and intent of this Order and submit any such contracts to the Commission for approval prior to their use.

VI. IT IS FURTHER ORDERED that Respondent shall:

1. Within sixty (60) days from the date on which this Order becomes final, and annually each year for a period of five (5) years thereafter, submit to the Commission a written report setting forth in full detail the manner in which Respondent is complying with each requirement of this Order, accompanied by such documents, forms, contracts, receipts, or other material as is necessary to constitute proof that Respondent is in full and faithful compliance herewith.

2. Notify the Commission in writing at least ninety (90) days prior to the reinstitution by Respondent of any future fair trade program and neither execute nor obtain the execution of any new fair trade contract which has not been submitted to and approved by the Commission prior to its use.

3. Notify the Commission in writing at least thirty (30) days prior to any proposed change in the corporation such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the corporation which may affect compliance obligations arising out of this Order.

4. Retain all receipts required to be obtained by this Order for a period of five (5) years from the date of each said receipt.

With Commissioner Thompson not participating, the order issuing amended final order to cease and desist was issued by the Commission June 17, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20622 Filed 8-6-75;8:45 am]

[*] The definitions of terms contained in Part I.A of the Commission's June 6, 1973 opinion in this matter shall apply to this Amended Final Order.





## Title 19—Customs Duties

### CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 75-201]

### PART 6—AIR COMMERCE REGULATIONS

### Reporting and Landing Requirements; Private Aircraft

On March 28, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 14087) which proposed to amend Part 6 of the Customs Regulations (19 CFR Part 6) by amending paragraphs (a) and (b) of section 6.2 and by adding a new section 6.14 to set forth special reporting requirements and control procedures for private aircraft arriving from certain areas south of the United States. Specifically, the amendments will require commanders of private aircraft proceeding to the United States from a foreign place in the Western Hemisphere south of 33 degrees north latitude, and crossing into the United States over a point on the United States border between 95 and 120 degrees west longitude, to communicate to Customs, not less than 15 minutes prior to crossing the border, their intention of landing and the intended point and time of border crossing. The amendments will require all such aircraft, unless exempted, to land at one of the 13 specially-designated airports in the immediate proximity of the border between the United States and Mexico.

Interested persons were given 30 days from the date of publication of the notice to submit relevant written data, views, or arguments regarding the proposal. After consideration of all comments received, it has been determined that the proposed amendments should be adopted as set forth in the notice except for the following two changes:

1. Section 6.14(a)(5) is changed to read "Place of last departure (foreign);".

2. Subparagraphs (2), (3), (4), (5), and (6) of section 6.14(d) are renumbered (3), (4), (5), (6), and (7), respectively, and a new subparagraph (2) is added to read: "(2) Identity of aircraft (make and model number)".

The proposed amendments, modified to include these changes, are adopted as set forth below.

*Effective date.* These amendments shall become effective September 8, 1975.

[SEAL] VERNON D. ACREE,
*Commissioner of Customs.*

Approved: July 16, 1975.

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

Paragraphs (a) and (b) of § 6.2 of the Customs Regulations (19 CFR 6.2(a) and (b)) are amended to read as follows:

**§ 6.2 Landing requirements.**

(a) *Place of landing.* * * * The first landing shall be at an international airport unless permission to land elsewhere shall first be granted, except that such

permission is not required for an emergency or forced landing or with respect to the procedure prescribed in paragraph (b) of this section, relating to private aircraft arriving from south of the United States. * * *

* * * * *

(b) *Advance notice of arrival*—(1) *Applicability.* All aircraft, except as provided in subparagraph (3) of this paragraph, before coming into any area from any place outside the United States, for security reasons, and in order to avoid the penalties provided for in § 6.11, shall furnish a timely notice of intended arrival, either by or at the request of the commander of the aircraft, through the Federal Aviation Administration flight notification procedures or directly to the district director or other Customs officer in charge at the nearest intended place of first landing in such area. That officer shall notify the officers in charge of the other Government services. In the case of private aircraft passing through the zone referred to in paragraph (a) of § 6.14 and crossing into the United States within that zone, advance notice shall be furnished in accordance with the procedure prescribed in § 6.14.

(2) *Furnishing advance notice.* When, by reason such as departure from a remote place, dependable facilities for giving notice are not available, a landing shall be made at a place where the necessary facilities do exist before coming into any area from any place outside the United States. However, radio equipment of the plane may be used if this will result in the giving of adequate and timely notice.

(3) *Exception for scheduled airline to the requirement of giving advance notice.* Advance notice shall not be required in the case of aircraft of a scheduled airline arriving in accordance with a regular schedule filed with the district director for the district in which the place of first landing is situated.

(4) *Contents of advance notice.* The advance notice of arrival shall specify the following:

(i) Type of aircraft and registration marks;

(ii) Name of aircraft commander;

(iii) Place of last departure;

(iv) International airport of intended landing or other place at which landing has been authorized by Customs;

(v) Number of alien passengers;

(vi) Number of citizen passengers; and

(vii) Estimated time of arrival.

(5) *Timeliness of advance notice.* The advance notice must be received by Customs in sufficient time to enable the officers designated to inspect the aircraft to reach the international airport or such other place of first landing prior to the arrival of the aircraft, except as provided in § 6.14.

(6) *Responsibility of aircraft commander upon landing.* If, upon landing in any area the aircraft commander finds that United States Government inspection officers have not arrived, the commander shall hold the aircraft and any merchandise, including baggage, thereon intact and keep the passengers and crewmembers in a segregated place until the inspection officers arrive.

* * * * *

Part 6 of the Customs Regulations (19 CFR Part 6) is amended by adding a new § 6.14 to read as follows:

**§ 6.14 Private aircraft arriving from areas south of the United States.**

(a) *Advance report of penetration of United States airspace.* All private aircraft arriving in the United States from a foreign place in the Western Hemisphere south of 33 degrees north latitude which cross into the United States over a point on the United States border between 95 and 120 degrees west longitude shall furnish a notice of intended arrival to the Customs Service, either by or at the request of the commander of the aircraft, not less than 15 minutes prior to crossing the border. The notice shall be furnished through the Federal Aviation Administration flight notification procedures or directly to the district director or other Customs officer at the nearest intended place of first landing in the United States. The notice shall include the following:

(1) Aircraft registration number;

(2) Name of aircraft commander;

(3) Number of United States citizen passengers;

(4) Number of alien passengers;

(5) Place of last departure (foreign);

(6) Estimated time and location of crossing United States border;

(7) Name of intended United States airport of first landing (one of the designated airports listed in paragraph (e) of this section, unless an exception has been granted); and

(8) Estimated time of arrival.

(b) *Landing requirement.* Private aircraft required to furnish a notice of intended arrival in compliance with paragraph (a) of this section shall land for Customs processing at one of the airports listed in paragraph (e) of this section unless exempted from this requirement in accordance with paragraph (d) of this section.

(c) *Private aircraft defined.* For the purpose of this section, "private aircraft" means any aircraft other than an aircraft engaged in the transportation of passengers or cargo or both for hire.

(d) *Exemption from the landing requirement.* The owner or aircraft commander of a private aircraft required to furnish a notice of intended arrival in compliance with paragraph (a) of this section may request an exemption from the landing requirement specified in paragraph (b) of this section. The request shall be submitted to the Customs officer in charge of the airport of first landing at which Customs processing is desired and shall be submitted at least 30 days prior to the anticipated first arrival if the request is for an exemption covering a number of flights over a period of 1 year, or at least 15 days prior to the anticipated arrival if the request is for a single flight. The request shall include the following information:

(1) Aircraft registration number;

(2) Identity of aircraft (make and model number);

(3) Names and addresses of owners of the aircraft;

(4) Names and addresses of all crewmembers;

(5) Names of usual or potential passengers to the extent possible;

(6) Name of anticipated airport of first landing in the United States; and

(7) Place or places from which the flight(s) will originate.

(e) *Designated airports.*

| Location: | Name |
|---|---|
| Brownsville, Texas | Brownsville International Airport. |
| Calexico, California | Calexico International Airport. |
| Del Rio, Texas | Del Rio International Airport. |
| Douglas, Arizona | Bisbee-Douglas International Airport. |
| Eagle Pass, Texas | Eagle Pass Airport. |
| El Paso, Texas | El Paso International Airport. |
| Laredo, Texas | Laredo International Airport. |
| McAllen, Texas | Miller International Airport. |
| Nogales, Arizona | Nogales International Airport. |
| San Diego, California | Brown Field. |
| San Diego, California | San Diego International Airport (Lindbergh Field). |
| Tucson, Arizona | Tucson International Airport. |
| Yuma, Arizona | Yuma International Airport. |

(R.S. 251, as amended, sec. 624, 46 Stat. 759, sec. 1109, 72 Stat. 799, as amended (19 U.S.C. 66, 1624, 49 U.S.C. 1509)

[FR Doc.20721 Filed 8-6-75;8:45 am]

## Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION AND WELFARE

[Docket No. 75N-0063]

### PART 436—TESTS AND METHODS OF ASSAY OF ANTIBIOTIC AND ANTIBIOTIC-CONTAINING DRUGS

#### Cephradine

*Correction*

In FR Doc. 75-16074 appearing at page 26270 in the issue of Monday, June 23, 1975, make the following changes:

1. On page 26270 in the table in § 436.33(b) the figure under the heading "Concentration in units or milligrams of activity per milliliter" should read "40 mg."

2. On page 26270 the table in § 436.105 (a) has several errors and is reprinted correctly below:





| Antibiotic | Media to be used (as listed by medium number in § 436.102(b)) | | Milliliters of media to be used in the base and seed layers | | Test organism | Suggested volume of standardized inoculum to be added to each 100 milliliters of seed agar | Incubation temperature for the plates |
|---|---|---|---|---|---|---|---|
| | Base layer | Seed layer | Base layer | Seed layer | | | |
| • • • | • • • | • • • | • • • | • • • | • • • | *Milliliters* | *Degrees C* |
| | | | | | | • • • | • • • |
| Cephradine | 2 | 1 | 21 | 4 | A | 0.05 | 32-35 |
| • • • | • • • | • • • | • • • | • • • | • • • | • • • | • • • |
| • | | • | | • | | • | • |

3. On page 26270 in the table in § 436.105(b) the figure under the heading "Final concentration units or milligrams per milliliter" should read "1mg."

## Title 22—Foreign Relations

### CHAPTER II—AGENCY FOR INTERNATIONAL DEVELOPMENT, DEPARTMENT OF STATE

[A.I.D. Reg. 14]

### PART 214—ADVISORY COMMITTEE MANAGEMENT

Title 22, Chapter II, Part 214 (A.I.D. Reg. 14) was originally published in the Federal Register of August 8, 1973 FR 21398). Because of the amendments briefly described below, and the updating of references and dates, Part 214 is republished in its entirety.

CHANGES

§ 214.11 Amended by the addition of language requiring that A.I.D. consultation with the Office of Management and Budget (OMB) Committee Management Secretariat on the establishment of a new Advisory Committee be in writing.

§ 214.12 A new section on considerations in membership selection.

§ 214.13 Formerly numbered § 214.12.

§ 214.14 Formerly numbered § 214.13.

§ 214.15 A new section on changes in membership.

§ 214.21 Amended by the addition of a provision which limits a committee to two years after it is renewed, unless further renewed prior to its expiration; and addition of a requirement for A.I.D. to notify OMB of a renewal not more than 60 nor less than 30 days prior to expiration, such renewal to be approved by the OMB Secretariat.

§ 214.22 Amended by the addition of a requirement that within A.I.D., renewal documentation is to be submitted to the Administrator 65 days prior to the expiration date.

§ 214.31 Amended by the addition of a requirement that Advisory Committee Representatives maintain current membership lists.

§ 214.33 Amended by a provision that notices of meetings are to explain why if any part of the meeting is to be closed, in addition to the previous requirement for notices to include "the extent to which the public may attend or participate in the meeting"; a provision that notices normally state that meetings are open to the public; and a requirement that in A.I.D., notices of meetings are to be sent to the General Counsel 32 days before the meeting date. This is to ensure publication in the FEDERAL REGISTER.

§ 214.34 Amended by the addition of a provision that when the A.I.D. Administrator determines that a meeting should be closed, the determination itself is to be available to the public; and a requirement that when all or part of a meeting is closed, the committee shall issue a report at least annually.

§ 214.38 This section, which formerly required an annual report from each committee, is eliminated.

§ 214.39 Renumbered § 214.38 and modified to reflect the above change in committee reporting requirements.

§ 214.44 Revised to reflect current A.I.D. reporting requirements, i.e., a report on the annual comprehensive review of committees due in OMB by November 30, an annual report to GSA due February 1, and notification to OMB if any significant changes in committees occur.

Part 214 of 22 CFR Chapter II is republished as set forth below.

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AUTHORITY: Section 621 of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2381); sec. 8(a) of the Federal Advisory Committee Act, P.L. 92-463; and Executive Order 11769.

Subpart A—General

**§ 214.1 Purpose.**

The regulations in this part prescribe administrative guidelines and management controls for A.I.D. advisory committees. Federal Advisory Committees are governed by the provisions of the Federal Advisory Committee Act, P.L. 92-463 (effective January 5, 1973, hereinafter referred to as the Act); Executive Order No. 11769 (February 21, 1974) entitled "Committee Management"; OMB Circular A-63 (March 27, 1974, as amended).

**§ 214.2 Definition of advisory committee.**

(a) The term "advisory committee" is defined in section 3(2) of the Act.

(b) In general, this definition includes any committee, board, commission, council, conference, panel, task force, or other similar group, or any subcommittee or sub-group thereof, which is formed or utilized by the Agency for obtaining advice or recommendations, and which is not composed wholly of full-time Federal employees.

**§ 214.3 A.I.D. Advisory Committee Management Officer.**

The Advisory Committee Management Officer is responsible to the Administrator for the establishment of uniform administrative guidelines and management controls which must be consistent with directives of the Director of the OMB under sections 7 and 10 of the Act.

Subpart B—Establishment of Advisory Committees

**§ 214.11 Establishment and Chartering Requirements.**

Provisions governing the establishment and chartering of Advisory Committees are contained in section 9 of the Act and paragraph 6 of OMB Circular A-63. In summary, these requirements include the following:

(a) Where establishment of an Advisory Committee is not specifically authorized by statute or by the President, the need for a new A.I.D. advisory committee is determined by the A.I.D. Administrator, in accordance with the guidelines set forth in section 5(b) of the Act. The determination also includes a certification that creation of the Committee is in the public interest and a description of the nature and purpose of the Committee.

(b) After written consultation to the OMB Secretariat and notification that the establishment of the Committee would be in accord with the Act, A.I.D. publishes the Administrator's Determination in the FEDERAL REGISTER at



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least fifteen (15) days prior to the filing of the Committee's Charter.

(c) Each advisory committee established or used by A.I.D. is required to file a charter with the A.I.D. Administrator, the House Foreign Affairs Committee, and the Senate Foreign Relations Committee, before meeting or taking any action.

(d) Advisory committee charters shall include the following information:

(1) Committee's official title;

(2) Committee's objectives and scope of activity;

(3) Period of time necessary for the committee to carry out its purposes;

(4) Agency official to whom the committee reports;

(5) Agency responsible for providing necessary support for the committee;

(6) Description of duties for which the committee is responsible, and, if such duties are not solely advisory, a specification of the authority for such functions;

(7) Estimated annual operating costs in dollars and man-years for the committee;

(8) Estimated number and frequency of committee meetings;

(9) Committee's termination date; and

(10) Date the charter is filed.

(e) A copy of the charter is required to be sent to the Library of Congress, Exchange and Gift Division, Federal Advisory Committee Desk, Washington, D.C. 20540.

### § 214.12 Considerations in Membership Selection.

Membership is to be fairly balanced in terms of points of view represented and functions to be performed. Appropriate attention is also given to factors of sex, race, creed, national origin, and religion.

### § 214.13 Responsibilities within A.I.D.

(a) The A.I.D. Office or Bureau seeking establishment of a new A.I.D. advisory committee:

(1) Justifies the need for the advisory committee to the satisfaction of the A.I.D. Advisory Committee Management Officer, the A.I.D. Administrator, and the OMB Secretariat.

(2) Prepares, clears with the Advisory Committee Management Officer and the General Counsel, and submits to the Administrator all documentation necessary to establish or use the advisory committee.

(b) The Advisory Committee Management Officer with assistance as appropriate from the General Counsel and the Office of Legislative Affairs:

(1) Appraises the need for the proposed advisory committee;

(2) Assures that the requirements of the Act and OMB guidelines have been followed;

(3) If satisfied with paragraph (b) (1) and (2) of this section, clears the proposal for submission to the Administrator and obtains OMB concurrence in Agency actions to establish advisory committees;

(4) Maintains the agency file of approved charters and formal determinations;

(5) Publishes approved charters in the Agency's internal directives system;

(6) Reviews proposed committee membership for compliance with legal requirements, including conflict of interest.

(7) Assures publication of the Administrator's formal determinations in the FEDERAL REGISTER; and

(8) Transmits approved advisory committee charters to the House Foreign Affairs Committee, the Senate Foreign Relations Committee, and the Library of Congress.

### § 214.14 Charter Revisions.

(a) Sponsoring A.I.D. Bureaus and Offices initiate revisions to advisory committee charters, as necessary, to reflect current information regarding scope, duties, etc.

(b) Charter revision requires clearances by the advisory committee, the A.I.D. Advisory Committee Management Officer and the General Counsel; consultation with OMB; approval by the A.I.D. Administrator, and notification of the change to the FEDERAL REGISTER, Congressional committees, and the Library of Congress.

### § 214.15 Changes in membership.

Changes in membership of advisory committees are proposed by the Bureau or Office through which the committee reports, are cleared by the Advisory Committee Management Officer and the Office of the General Counsel, and are approved by the A.I.D. Administrator.

## Subpart C—Termination and Renewal of Advisory Committees

### § 214.21 Termination and Renewal Provisions.

Provisions governing the termination and renewal of advisory committees are contained in section 14 of the Act and paragraph 7 of OMB Circular A-63, as amended. As related to A.I.D.-established non-statutory committees, these provisions mean that:

(a) Each such committee which was in existence on January 5, 1973, shall terminate by January 5, 1975, unless it is renewed by the A.I.D. Administrator prior to the latter date.

(b) Each such committee established after January 5, 1973, shall terminate not later than two years after its establishment, unless it is renewed by the A.I.D. Administrator prior to its termination date.

(c) Any committee which is renewed shall continue for not more than two years unless, prior to the expiration of that period, it is renewed.

(d) Renewal requires advance approval of the Administrator in accordance with section 5(c) which requires application of the criteria set forth in section 5(b) of the Act; notification to the OMB Secretariat not more than sixty (60) days nor less than thirty (30) days before the expiration date, and concurrence by the Secretariat; publication of a notice of the renewal; and the filing of a new advisory committee charter with the appropriate House and Senate Committees and to the Library of Congress.

(e) Notification to the OMB Secretariat shall include:

(1) The A.I.D. Administrator's determination that renewal is necessary and is in the public interest;

(2) The reasons for his determination;

(3) The Agency's plan to attain or maintain balanced membership of the committee; and

(4) An explanation of why the committee's functions cannot be performed by the Agency or by an existing advisory committee.

### § 214.22 Responsibilities within A.I.D.

Responsibilities within A.I.D. for the renewal of advisory committees are as follows:

(a) The Office or Bureau through which the advisory committee reports: Prepares, clears with the Advisory Committee Management Officer and the General Counsel, and submits to the Administrator all documentation necessary for committee renewal sixty-five (65) days prior to the expiration date of the Committee.

(b) The Office of General Counsel assists in the preparation of charters; reviews and clears the proposal for conformity with the Act and other requirements; and assures publication of the Administrator's determination of renewal in the FEDERAL REGISTER.

(c) The Office of Legislative Affairs transmits approved advisory committee charters to the House and Senate Committees and to the Library of Congress.

## Subpart D—Operation of Advisory Committees

### § 214.31 A.I.D. Advisory Committee Representative.

(a) For each advisory committee used by A.I.D., the Administrator designates an A.I.D. employee to serve as the A.I.D. Advisory Committee Representative.

(b) The designated A.I.D. employee performs functions required by section 10 of the Act and assigned herein. Such functions include:

(1) Calling, or giving advance approval to, advisory committee meetings;

(2) Approving an agenda for each meeting;

(3) Making recommendations on proposals to close meetings, or parts of meetings, to the public; and clearing such recommendations with the Advisory Committee Management Officer and the General Counsel for decisions by the Administrator;

(4) Assuring that advance notices of each meeting (whether open or closed) are published in the FEDERAL REGISTER, provided through other means such as press releases and direct mail, and provided to the Advisory Committee Management Officer.

(5) Assuring that open meetings are accessible to the public;

(6) As specified by the Administrator, chairing or attending each meeting;





(7) Determining the number of committee members necessary to be present at any meeting for the transaction of committee business;

(8) Adjourning any meeting, whenever he determines adjournment to be in the public interest;

(9) Assuring that minutes are kept of each advisory committee meeting and of the meetings of sub-committees and sub-groups, and that such minutes are certified for accuracy by the chairman or presiding officer of the committee; and

(10) Assuring that, subject to section 552 of Title 5 U.S.C., the documents of the advisory committee are made available for public inspection and copying.

(11) Maintaining a current list of members of the advisory committee, and furnishing membership information to the A.I.D. Advisory Committee Management Officer on request.

### § 214.32 Calling of Advisory Committee Meetings.

(a) No advisory committee is to hold any meetings except at the call or with the advance approval, of the designated A.I.D. Advisory Committee Representative.

(b) Each advisory committee meeting is conducted in accordance with an agenda approved by the designated A.I.D. Advisory Committee Representative.

(1) The agenda lists the matters to be considered at the meeting and indicates whether any part of the meeting is concerned with matters which may be exempt from public disclosure under section 552(b) of title 5 U.S.C.

(2) Copies of the agenda are distributed to members of the committee prior to the date of the meeting and are included in the official records of the Advisory Committee.

### § 214.33 Notice of Meetings.

(a) Notice of each advisory committee meeting (whether the meeting is open or closed) shall be published in the FEDERAL REGISTER at least fifteen (15) days before the date of the meeting, and should also be provided through other means such as newspaper advertisements, press releases, and direct mail.

(1) Exceptions to the requirement for public notice are granted only for reasons of national security as determined by the Director, OMB and are requested and justified by the Administrator, A.I.D. at least thirty (30) days prior to the meeting.

(2) Exceptions to the fifteen (15) day advance publication requirement are granted in emergency situations or when such notice is otherwise impracticable as determined by the Administrator, A.I.D. In such situations, the facts upon which exception is based are to be included in the Notice of the meeting.

(3) Requests for exceptions under paragraph (a) (1) and (2) of this section are prepared by the Advisory Committee Representative and are cleared by the Advisory Committee Management Officer and the General Counsel prior to submission to the Administrator.

(b) Notices include the name of the advisory committee; the time of the meeting; the purposes of the meeting; a statement regarding the extent to which the public will be permitted to attend and, if any part is closed, why such closure or partial closure is necessary, including citation of the appropriate exemption permitted under the Freedom of Information Act. Thus, A.I.D. Notices of Advisory Committee meetings normally state that the meeting is open to the public and include the place of the meeting; and instructions for gaining access to open meetings which are held in a "secured" building.

(c) Both formal and informal notices are prepared by the A.I.D. Advisory Committee Representative; formal notices to be published in the FEDERAL REGISTER are cleared with the Advisory Committee Management Officer and are sent to the Office of the General Counsel at least thirty-two (32) days before the scheduled meeting date.

(d) Copies of all public notices are provided to the Advisory Committee Management Officer.

### § 214.34 Public Participation.

(a) Each advisory committee meeting is to be open to the public except where:

(1) The Director, OMB, has determined that public notice of a meeting would be inconsistent with national security; or

(2) The Administrator, A.I.D. has formally determined that the meeting, or a part of the meeting, is concerned with matters listed in section 552(b) of title 5 U.S.C. and should therefore, be closed to the public.

(b) Advisory committee requests to close all or part of a meeting or a series of metings are to include the reasons for proposed closure, citing specific exceptions involved under section 552(b) of the Freedom of Information Act. Such requests are submitted by the A.I.D. Advisory Committee Representative, through the Advisory Committee Management Officer and the General Counsel to the Administrator at least forty (40) days before the scheduled date of the meeting.

(c) The Administrator's determination is to be in writing and is to contain a brief statement of the reasons for closing the meeting (or portion thereof). The determination itself is to be made available to the public on request.

(d) When all or part of an advisory committee meeting is closed and detailed minutes are not to be made available in their entirety to the public, the Committee shall prepare and make available to the public within thirty (30) days of the close of the meeting a summary of its activities and related matters which are informative to the public consistent with the policy of 5 U.S.C. 552(b). Notice of availability of such a summary shall be incorporated in the notice of the meeting published in the FEDERAL REGISTER.

(e) To facilitate public participation in advisory committee meetings which are to be open or partially open to the public:

(1) Meetings are to be held at a reasonable time and at a place that is accessible to members of the public.

(2) The size of the meeting room is to be large enough to accommodate the Advisory committee, its staff, and those members of the public who might be expected to attend.

(3) Any member of the public is permitted to file a written statement with the committee, before or after the meeting.

(4) Interested persons may be permitted to present oral statements at the meeting in accordance with procedures established by the committee, and to the extent time available for the meeting permits.

(5) Other participation by members of the public is not permitted, except in accordance with procedures established by the committee.

### § 214.35 Minutes of Meetings.

(a) Minutes are to be kept of each meeting of each advisory committee and its formal and informal sub-groups.

(b) The chairman or presiding officer designates a member or other person to keep the minutes.

(c) The minutes are to include:

(1) The time and place of the meeting;

(2) A list of members, staff, and A.I.D. employees attending;

(3) A complete summary of matters discussed and conclusions reached;

(4) Copies of all reports received, issued, or approved;

(5) The extent to which the meeting was open to the public; and

(6) The extent of public participation, including a list of those who presented oral or written statements and a estimate of the number of those who attended the meeting.

(d) The chairman or presiding officer of the advisory committee is to certify to the accuracy of the minutes. The certification is to indicate that "the minutes are an accurate and complete summary of the matters discussed and conclusions reached at the meeting held on (date(s))."

### § 214.36 Records of Advisory Committees.

(a) The A.I.D. Advisory Committee Representative is to maintain the records of the advisory committee in a location known to the A.I.D. Advisory Committee Management Officer.

(b) Such records are to include the reports, transcripts, minutes, appendices, working papers, drafts, studies, agenda, and other documents which were made available to, or prepared for or by, the advisory committee.

(c) Advisory committee records are maintained and disposed of according to procedures prescribed in the Agency's Handbook 21—*Communications*, Part III, Records Filing and Disposition Manual.

### § 214.37 Public Access to Committee Records.

(a) Records maintained in accordance with § 214.36 are subject to the Freedom of Information Act 5 U.S.C. section 552

et seq. and, thus, are available for public inspection and copying except where access is denied under paragraph (b) of this section.

(b) Access to advisory committee records may be denied only where:

(1) Such records relate directly to a meeting which was closed for reasons of national security; or

(2) Such records relate to a meeting or to the part of a meeting which was closed to the public; or

(3) A document is subject to the exemptions listed in 5 U.S.C. 552(b); or

(4) Such records relate to the non-advisory functions of a group which is "utilized" as an advisory committee but was not established for that purpose.

(c) Procedures for requesting access to advisory committee records are the same as those established for Agency records under section 212.33 of AID Regulation 12 (22 CFR Part 212). They are implemented subject to the general oversight of the Advisory Committee Management Officer on behalf of the Agency.

(d) Procedures for denial of access to advisory committee records are the same as those established for Agency records under section 212.36 of AID Regulation 12; except that use of exemption (5) of 5 U.S.C. 552(b) as the basis for denial requires a formal determination by the A.I.D. Administrator that the denial is essential to protect the free exchange of internal views and to avoid undue interference with agency or advisory committee operation. Implementation of these procedures also are subject to the general oversight of the Advisory Committee Management Officer.

**§ 214.38 Submission of reports to the Library of Congress.**

(a) Each advisory committee is to file with the Library of Congress eight copies of each of its reports, except where the report falls within an exemption listed in 5 U.S.C. 552(b) or relates to a meeting which was closed for reasons of national security.

(b) The A.I.D. Advisory Committee Representative provides copies of committee reports to the Office of Legislative Affairs for transmittal to the Library of Congress; and sends a copy to the A.I.D. Advisory Committee Management Officer for inclusion in the Agency's central file on advisory committees.

(c) As appropriate, the A.I.D. Advisory Committee Representative may also send copies of background papers and other advisory committee documents to Office of Legislative Affairs for transmittal to the Library of Congress.

### Subpart E—Administration of Advisory Committees

**§ 214.41 Support Services.**

(a) A.I.D. provides support services for advisory committees which are established by or report to the Agency, unless the establishing authority provides otherwise.

(b) Within A.I.D., support services are provided by and charged to the allotment of the A.I.D. office or bureau through which the advisory committee reports, and are coordinated by the designated A.I.D. Advisory Committee Representative.

(c) Support services include staff, quarters, supplies, and funds.

**§ 214.42 Uniform Pay Guidelines.**

(a) A.I.D. follows OMB/CSC guidelines in section 11 of OMB Circular A-63 in establishing rates of pay for advisory committee members, staffs, and consultants.

(b) In summary, A.I.D. policy regarding compensation for advisory committee members is as follows:

(1) Advisory committee members who are not employed by the U.S. Government ordinarily serve without compensation. However, they may be reimbursed for travel and related expenses of invitational travel under the provisions of A.I.D. travel regulations.

(2) If committee members are appointed as A.I.D. consultants or experts, their compensation shall be fixed in accordance with CSC guidelines and regulations, and the general agreement between CSC and A.I.D.

(3) Expenses of committee members are charged to the allotments of the A.I.D. office or bureau through which the advisory committee reports.

**§ 214.43 Agency Records.**

(a) The A.I.D. Advisory Committee Management Officer maintains the Agency's official central files on the nature, functions, and operations of each A.I.D. advisory committee. Central files contain the following information with respect to each A.I.D. advisory committee:

(1) Original copy of Advisory Committee Charter filed with the Administrator;

(2) Official records copy of formal determinations by the A.I.D. Administrator with respect to the establishment, renewal, operation, and termination of the committee;

(3) Annual reports of committee activity;

(4) Designations of Advisory Committee Representatives;

(5) Location of official files of the Advisory Committee.

(b) Each A.I.D. Advisory Committee Representative maintains individual advisory committee files at a location known to the A.I.D. Advisory Committee Management Officer. These files contain the following information:

(1) Copies of documents establishing, renewing, and terminating the committee;

(2) Copies of committee charters filed with the A.I.D. Administrator;

(3) Fiscal records which fully disclose the disposition of any funds made available to the committee;

(4) Advisory committee records described above in § 214.36(b) (i.e., the reports, transcripts, minutes, appendices, and other documents which were made available to, or prepared for or by, the committee).

(c) The A.I.D. Advisory Committee Management Officer, the A.I.D. Auditor General, the OMB Secretariat, and the Comptroller General shall have access to these records.

(d) Personnel documentation required by CSC and Agency regulations shall be maintained in the official personnel records of the Office of Personnel and Manpower.

**§ 214.44 Annual Review and Reports.**

(a) A.I.D. conducts an annual comprehensive review of advisory committees under instructions provided by OMB Circular A-63, Section 10, as amended, and submits required data to OMB on the prescribed format, by November 30 of each year.

(b) A.I.D. reports monthly to OMB on committee terminations or other significant changes in continuing A.I.D. Advisory Committees.

(c) A.I.D. also provides information to the General Services Administration (GSA) for an annual report to Congress. The Agency report is due on February 1 of each year; includes only those advisory committees established by or reporting to A.I.D.; and is submitted on a form prescribed by GSA.

(d) Within A.I.D., the Advisory Committee Management Officer collects required information from the A.I.D. Advisory Committee Representatives; appraises advisory committee activities for the Administrator; and prepares the Agency's reports for the Administrator.

### Subpart F—Administrative Remedies

**§ 214.51 Administrative review of denial for public access to records.**

Any person whose request for access to an advisory committee document is denied may seek administrative review in accordance with § 212.36(c) of A.I.D. Regulation 12, 22 CFR 212.36(c).

**§ 214.52 Administrative review of other alleged non-compliance.**

With regard to other alleged non-compliance with the Act, OMB Circular A-63, or this regulation, the following procedures are to be used:

(a) Advisory committee members or other aggrieved individuals or organizations must file a written complaint which contains specific information regarding the alleged non-compliance.

(b) The written complaint must be addressed to the Administrator or Deputy Administrator, Agency for International Development, 21st and Virginia Avenue, NW., Washington, D.C. 20523.

(c) The complaint must be filed within thirty (30) days after the date of the alleged non-compliance.

(d) The complaint will be considered by the Administrator or Deputy Administrator with the advice and assistance of the General Counsel and the A.I.D. Advisory Committee Management Officer.

(e) Written notice of the disposition of the complaint shall be provided to the complainant within thirty (30) days of the date the complaint was received by the Agency.

*Effective date.* This regulation is effective July 28, 1975.

Dated: July 28, 1975.

DANIEL PARKER,
*Administrator.*

[FR Doc.75-20775 Filed 8-6-75;8:45 am]





## Title 24—Housing and Urban Development

## CHAPTER IV—OFFICE OF ASSISTANT SECRETARY FOR HOUSING MANAGEMENT, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-75-257]

### SUBCHAPTER N—DISASTER RELIEF

### PART 470—TEMPORARY HOUSING PRE-TERMINATION PROCEDURE

Notice was given on March 15, 1974 at 39 F.R. 9985 that the Department of Housing and Urban Development was proposing to amend Title 24 of the Code of Federal Regulations by adding a new Subchapter N, Disaster Relief, and a new Part 470—Temporary Housing Pre-Termination Procedures.

The purpose of Part 470 is to prescribe pre-termination hearing procedures to be followed by all HUD offices regarding termination of HUD-assistance for, or eviction by HUD from, temporary housing provided under the Disaster Relief Act of 1970 or the Disaster Relief Act of 1974 (collectively referred to as "the Acts") during a disaster emergency.

The Department received only two responses to the March 15, 1974 publication. These comments were seriously considered and adopted in full by incorporation of the following changes in Sections 470.3(b) and 470.6(c) of the regulations. As a result of the comments, the requested changes are made as follows:

(1) Section 470.3(b) is revised to require that the tenant receive a notice in writing of his right to request a hearing and;

(2) Section 470.6(c) is revised to provide that the requirement for deposit of the amount of rentals or other charges disputed in an escrow account may be waived by HUD in extenuating circumstances.

The Assistant Secretary for Housing Management has determined that the public interest would best be served by making these regulations effective immediately since this procedure will provide increased benefits in the form of basic safeguards of due process for tenants with respect to termination of assistance or eviction. Therefore, deferral of the effective date under 5 U.S.C. 553(d) is waived and these regulations shall become effective upon publication.

The Department has determined that an Environmental Impact Statement is not required with respect to this rule. The Finding of Inapplicability is available for inspection at the Office of General Counsel, Rules Docket Clerk, Department of Housing and Urban Development, Room 10245, 451 7th Street SW., Washington, D.C.

Accordingly, Title 24 is amended as follows:

A new Subchapter N, Disaster Relief, and a new Part 470, Temporary Housing Pre-Termination Procedure, are added to Chapter IV to read as set forth hereinafter:

Sec.
470.1 Purpose.
470.2 Termination of Benefits.
470.3 Administrative Procedure Prior to Hearing.
470.4 Request for Hearing.
470.5 Hearing Panel.
470.6 Hearing.
470.7 Decision.
470.8 Appeal from Decision.
470.9 Notice to Vacate Premises.
470.10 Termination of Assistance.

AUTHORITY: Section 7(d) Department of Housing and Urban Development Act (79 Stat. 670, 42 U.S.C. 3535(d)).

**§ 470.1 Purpose.**

The purpose of this Part is to prescribe a pre-termination hearing procedure to be followed by HUD regarding termination of assistance for, or eviction from, temporary housing provided under the Disaster Relief Act of 1970 and the Disaster Relief Act of 1974 (the "Acts") during a disaster emergency. This procedure is applicable to any dispute with respect to HUD action terminating assistance for, or evicting a tenant from, such temporary housing, and is available to any tenant (including an occupant) of such housing who is or may be adversely affected by the action.

**§ 470.2 Termination of Benefits.**

Written notice shall be delivered to the tenant at least 30 days prior to the proposed termination by HUD of assistance for or eviction by HUD from temporary housing, specifying the reasons for termination of assistance of tenancy; the date of termination, which shall be not less than 30 days after receipt of the notice; and the administrative procedure available to the tenant if he wishes to dispute the action.

**§ 470.3 Administrative Procedure Prior to Hearing.**

(a) *Filing of Complaint.* If the tenant desires to dispute the termination, upon receipt of the written notice specified in § 470.2, he shall present his complaint in writing to the appropriate HUD office in person or by mail within 5 business days or such additional time as HUD may for good cause allow. The complaint must be signed by the tenant and give the reasons or grounds why the assistance or tenancy should not be terminated and for any other action requested.

(b) *Informal Conference.* The appropriate HUD official shall, immediately upon receipt of the complaint, attempt to arrange an informal conference with the complaining tenant in an effort to settle the matter without a hearing. Whether or not the matter is settled by an informal conference, an answer in writing to each complaint, dated and signed by the appropriate HUD official, shall be delivered or mailed to the complainant within 5 business days after receipt of the complaint or such additional time as HUD may for good cause allow. The answer shall specify the determination which has been made, based on consideration of the information in the complaint and/or provided at any informal conference, and the specific reasons for the determination. If the determination is made to terminate the assistance or the tenancy, the tenant shall be advised in writing of his right to request a hearing on the matter within ten business days after receipt of the determination and of the procedure for obtaining such a hearing.

**§ 470.4 Request for Hearing.**

If the tenant desires to dispute any determination made under § 470.3, he may submit in writing a request for a hearing to the appropriate HUD office in person or by mail within ten business days after receipt of the determination. A hearing date shall be scheduled promptly for a time and place reasonably convenient to the complaining tenant who shall be notified promptly thereof in writing. The notice of hearing shall specify the procedure governing the hearing.

**§ 470.5 Hearing Panel.**

(a) The Hearing Panel shall consist of three members: One tenant member, one member representing HUD, and one impartial and disinterested member (together with an alternate) who shall be chosen by the other two Hearing Panel members. Relatives of the complaining tenant, and officials and employees of HUD whose duties or responsibilities have involved them in any way with the complaint, shall not be eligible to serve on the Panel. The impartial and disinterested member of the Panel shall not be an official or employee of the HUD office in which the complaint originated or a tenant receiving temporary housing assistance under the Acts. In the event that the two Hearing Panel members cannot agree on the third impartial member, the third member shall be appointed by the Commercial Arbitration Tribunal of the American Arbitration Association.

(b) In the event that no tenant is available for selection as a member of the Hearing Panel in accordance with these regulations, then the hearing shall be conducted by a single impartial and disinterested Hearing Officer appointed in the same manner as provided in § 470.5 (a) for appointment of the impartial member of a Hearing Panel.

**§ 470.6 Hearing.**

(a) *Due Process Requirement.* The complaining tenant shall be afforded a fair hearing providing the basic safeguards of due process before the Hearing Panel and may be represented by counsel or another person chosen as his representative. The hearing shall be private unless the complainant requests and the Hearing Panel agrees to a public hearing. This restriction shall not be construed to limit the attendance of persons with a valid interest in the proceedings.

(b) *Availability of Documents.* The complainant may examine before the hearing and, at his expense, copy all documents and records of the appropriate HUD office that are relevant to the hearing. Any document not made available, after request therefor by the complainant, may not be relied on by HUD at the hearing. The complainant

may request in advance and at his expense a transcript of the hearing.

(c) *Deposit of Rentals and Other Charges.* If the dispute involves rentals or other charges which HUD claims are due, the complainant shall deposit the amount in dispute in an escrow account before a hearing is scheduled. This requirement may be waived by HUD in extenuating circumstances. Failure to make such deposit shall not constitute a waiver of complainant's right to contest HUD's disposition of his complaint in an appropriate judicial proceeding.

(d) *Failure to Appear.* If a complainant fails to appear at a hearing, the Hearing Panel may postpone the Hearing for not to exceed five business days or make a determination that complainant has waived his right to a hearing. Such determination shall not constitute a waiver of complainant's right to contest HUD's disposition of his complaint in an appropriate judicial proceeding.

(e) *Proof.* At the hearing, the complainant must first make a prima facie case; thereafter, HUD must sustain the burden of proof in justifying the action against which the complaint is directed. The complainant shall have the right to present evidence and arguments in support of his complaint, to controvert evidence relied on by HUD, and to confront in a reasonable manner and cross-examine all witnesses on whose testimony or information HUD relies. Hearings shall be conducted informally by the Hearing Panel and any oral or documentary evidence pertinent to the facts and issues raised by the complaint may be received without regard to its admissibility under rules of evidence employed in judicial proceedings.

**§ 470.7 Decision.**

The decision of the Hearing Panel shall be based solely and exclusively upon facts presented at the hearing and upon applicable Federal and State law, and HUD regulations and requirements promulgated thereunder. The Hearing Panel shall prepare a written decision setting forth a statement of findings and conclusions, together with the reasons or basis therefor, upon all material issues raised by the parties, within 5 business days after the hearing, or such additional time as HUD may for good cause allow. The decision of the Hearing Panel shall be binding on HUD which shall take all actions necessary to carry out the decision or refrain from any action prohibited by the decision unless the HUD General Counsel determines and notifies the complainant in writing within 30 days, or such additional time as HUD may for good cause allow, that the decision of the Hearing Panel is not legally supportable. Any such decision of the HUD General Counsel may be judicially reviewed.

**§ 470.8 Appeal from Decision.**

A decision by the Hearing Panel in favor of HUD or which denies the relief requested by the complainant in whole or in part shall not constitute a waiver of, nor affect in any manner whatever, rights he may have to a trial de novo in judicial proceedings which may thereafter be brought in the matter. In such judicial proceedings, HUD shall, by stipulation or other appropriate means, be limited to invoking against the complainant the grounds originally relied on by HUD in its proposed disposition of the complaint, but may respond to any new matters raised by the complainant.

**§ 470.9 Notice to Vacate Premises.**

If the tenant has requested a hearing on a notice of termination of tenancy pursuant to § 470.2 and the Hearing Panel upholds HUD's decision to evict, an action to regain possession may not be commenced until the tenant's right to use and occupancy of the premises has been terminated by lawful written notice. Such notice to vacate may not be given prior to the date on which the Hearing Panel's decision is delivered or mailed to the tenant. In no case may eviction occur prior to the termination date stated in the original notice of termination of tenancy. When such notice to vacate is given to the tenant, he must be informed in writing that, if he fails to quit the premises within three days, appropriate action will be brought against him, and that, if suit is brought against him, he may be required to pay court costs and attorney fees. If the tenant elects to contest the legal action, HUD must establish that the reasons on which it relied in the administrative proceedings constitute good cause for eviction under applicable laws and regulations.

**§ 470.10 Termination of Assistance.**

If the Hearing Panel upholds HUD's decision to terminate assistance for temporary housing, such assistance may be terminated in accordance with the original notice given pursuant to § 470.2 at any time after the 30 days specified in the original notice have elapsed.

*Effective Date.* This Part 470 is effective August 7, 1975.

H. R. CRAWFORD,
*Assistant Secretary for Housing Management.*

[FR Doc.75-20791 Filed 8-6-75;8:45 am]

## CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FI-652]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for County of De Kalb, Georgia

On June 5, 1970, in 35 F.R. 8733, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included De Kalb County, Georgia, as an eligible community and included Map No. H 130065 06, which indicates that the subdivision known as Creek Forest Club Apartments, 2940 Corsair Drive, Decatur, Georgia, as recorded in Deed Book 2935, Page 556, in the Office of the Clerk of De Kalb County, Georgia, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the existing structures on the above mentioned property are not within the Special Flood Hazard Area. Accordingly, effective June 5, 1970, Map No. H 130065 06 is hereby corrected to reflect that the existing structures on the above property are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20655 Filed 8-6-75;8:45 am]

[Docket No. FI-651]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 F.R. 13715, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arvada, Colorado, as an eligible community and included Map No. H 085072 02, which indicates that Lots 14 and 15, Block 20, of Maplewood Estates Fourth Filing, Arvada, Colorado, as recorded in Book 30, Page 11, in the office of the Clerk and Recorder of Jefferson County, Colorado, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone B, and is not within the Special Flood Hazard Area. Accordingly, effective May 1, 1971, Map No. H 085072 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20656 Filed 8-6-75;8:45 am]





[Docket No. FI-443]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for City of Dallas, Texas

On January 10, 1975, in 40 F.R. 2199, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Dallas, Texas, as an eligible community and included Map No. H 480171 18 which indicates that a portion of City Block 7522, Abstracts 177 and 996, Dallas, Texas, as recorded in Volume 71123, Page 683 of the Deed Records of Dallas County, Texas, which can be described as follows:

Beginning in the southerly right-of-way line of Boundbrook Avenue at the northeasterly corner of Block 7522; thence S 36°45' 13" W. 153.00 feet to a point; thence S. 24° 10'13" W 100.00 feet to a point; thence N 65° 49''47" W 487.22 feet to a point; thence N 3°29'13" E 164.30 feet to a point; thence S 75°12'47" E 586.43 feet to the Point of Beginning,

is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective December 13, 1974, Map No. H 480171 18 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 31, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20657 Filed 8-6-75;8:45 am]

[Docket No. FI-297]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for the City of Placentia, California

On June 27, 1974, in 39 F.R. 23263, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Placentia, California, as an eligible community and included Map No. H 060229 01 which indicates that Tract 7533, Placentia, California, as recorded in Volume 333, Pages 34 through 39, and Tract 8160, as recorded in Volume 335, Pages 24 through 32 in the office of the Recorder of Orange County, California, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective June 14, 1974, Map No. H 060229 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20658 Filed 8-6-75;8:45 am]

[Docket No. FI-257]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for City of Plano, Texas

On May 6, 1974, in 39 F.R. 15874, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Plano, Texas, as an eligible community and included Map No. H 480140 06 which indicates that Lots 2, 4, and 6, Block K, Kimberlea Addition, Plano, Texas, as recorded in Volume 10, Page 26 in the office of the Clerk of Collin County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the existing structures on the above property are not within the Special Flood Hazard Area. Accordingly, effective May 10, 1974, Map No. H 480140 06 is hereby corrected to reflect that the structures on the above property are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20659 Filed 8-6-75;8:45 am]

[Docket No. FI-443]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for City of Dallas, Texas

On January 10, 1975, in 40 F.R. 2199, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Dallas, Texas, as an eligible community and included Map No. H 480171 24 which indicates that Lot 9, Block W, City Block No. 8122, White Rock North 5th Installment, Dallas, Texas, as recorded in Volume 46, Page 137 of the Map Records of Dallas County, Texas, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective December 13, 1974, Map No. H 480171 24 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20660 Filed 8-6-75;8:45 am]

[Docket No. FI-310]

### PART 1920—PROCEDURE FOR MAP CORRECTION

#### Letter of Map Amendment for City of Davenport, Iowa

On July 12, 1974, in 39 F.R. 25649, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Davenport, Iowa, as an eligible community and included Map No. H 190242 11 which indicates that Lots 1 through 24, Imperial Park Third Addition, Davenport, Iowa, as recorded in Book 190, Page 526 in the office of the Recorder of Scott County, Iowa, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective June 21, 1974, Map No. H 190242 11 is hereby corrected to reflect that the above prop-

erty is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20661 Filed 8-6-75;8:45 am]

[Docket No. FI-314]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for City of Aurora, Colorado

On August 6, 1974, in 39 F.R. 28235, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Aurora, Colorado, as an eligible community and included Map No. H 080002 11, which indicates that Kingsborough Subdivision Filing No. 2, Unit No. 1, Block No. 5, Lots No. 4 through 9, as recorded in Book 22, Pages 59 through 60; and Kingsborough Subdivision Filing No. 5, Block No. 1, Lots 1 through 6, as recorded in Book 24, Page 89, in the office of the Clerk and Recorder of Arapahoe County, Colorado, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective June 28, 1974, Map No. H 080002 11 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20662 Filed 8-6-75;8:45 am]

[Docket No. FI-352]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for City of Green Bay, Wisconsin

On September 12, 1974, in 39 F.R. 32891, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Green Bay, Wisconsin, as an eligible community and included Map No. H 550022 13, which indicates that Lots 3, 4, 12, and 13 of Block 68, Green Bay, Wisconsin, as recorded in Plat of Astor Volume 1, Page 67, in the office of the Register of Deeds of Brown County, Wisconsin, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective August 30, 1974, Map No. H 550022 13 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20663 Filed 8-6-75;8:45 am]

[Docket No. FI-321]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for Town of Farmington, Connecticut

On August 6, 1974, in 39 FR 28251, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Farmington, Connecticut, as an eligible community and included Map No. H 090029 08, which indicates that the subdivision called Cookes Acres, Farmington, Connecticut, as recorded in Cabinet 51, Map No. 3151, in the office of the Town Clerk of Farmington, Connecticut, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective June 28, 1974, Map No. H 090029 08 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: July 31, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.76-20664 Filed 8-6-75;8:45 am]

[Docket No. FI-471]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for City of Temple, Texas

On February 18, 1975, in 40 F.R. 6963, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Temple, Texas, as an eligible community and included Map No. H 480034 05 which indicates that Block 4; Lots 1 through 34, Block 5; Lots 1 through 5, and 19 through 26, Block 6; Lots 18 through 22, Block 9; and Lots 2 through 5, Block 10, Spanish Southwest Addition to the City of Temple, Texas, as recorded in Book 2, Page 184-Z-5 in the office of the Clerk of Bell County, Texas, are in thier entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective March 1, 1974, Map No. H 480034 05 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 31, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.76-20665 Filed 8-6-75;8:45 am]

[Docket No. FI-100]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for Town of Glastonbury, Connecticut

On April 10, 1973, in 38 F.R. 9087, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Glastonbury, Connecticut, as an eligible community and included Map No. H 090124 01, which indicates that the subdivision called Meadow Hill, Glastonbury, Connecticut, as recorded in Drawer 33, Maps 17 and 23, in the office of the Town Clerk of Glastonbury, Connecticut, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that Parcels 1, 2, A-1, C-1, C-2, C-3, C-4, and C-5 of the above mentioned subdivision are not within the Special Flood Hazard Area. Accordingly, effective April 20, 1973, Map No. H 090124 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20666 Filed 8-6-75;8:45 am]

[Docket No. FI-653]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for County of Dade, Florida

On September 30, 1972, in 37 F.R. 20535, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the County of Dade, Florida, as an eligible community and included Map No. H 125098 21, which indicates that 9891 S.W. 67th Avenue, Miami, Florida, as recorded in Book 8923, Page 1065, in the office of the Circuit Court Clerk and County Recorder of Dade County, Florida, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone B, and is not within the Special Flood Hazard Area. Accordingly, effective August 14, 1970, Map No. H 125098 21 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued July 26, 1975.

J. ROBERT HUNTER,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20667 Filed 8-6-75;8:45 am]





[Docket No. FI-657]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for Village of Palatine, Illinois

On February 20, 1973, in 38 F.R. 4669, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the Village of Palatine, Illinois, as an eligible community and included Map No. H 175170 02 which indicates that 463 Warwick Road, being Lot 54, Pebble Creek Subdivision, Palatine, Illinois, as recorded in Book 745, Page 18 in the office of the Clerk of Cook County, Illinois, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. The structure on this property is located in Zone C. Accordingly, effective February 16, 1973, Map No. H 175170 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20668 Filed 8-6-75;8:45 am]

[Docket No. FI-656]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for City of Arlington, Texas

On July 23, 1971, in 36 FR 13675, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arlington, Texas, as an eligible community and included Map No. H 485454 16 which indicates that Blocks 1, 2, and 3, Oak Creek Estates, Section One, Arlington, Texas, as recorded in Volume 388-73, Page 19 in the office of the Clerk of Tarrant County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is within Zone C, and not within the Special Flood Hazard Area. Accordingly, effective July 23, 1971, Map No. H 485454 16 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20669 Filed 8-6-75;8:45 am]

[Docket No. FI-654]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 F.R. 13715, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arvada, Colorado, as an eligible community and included Map No. H 085072 02, which indicates that Lot 5, Block 6 of the subdivision called Woodland Valley Filing No. 7, Arvada, Colorado, as recorded in Plat Book 33, Page 48, in the Office of the Clerk and Recorder of Jefferson County, Colorado, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone C, and is not within the Special Flood Hazard Area. Accordingly, effective May 1, 1971, Map No. H 085072 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20670 Filed 8-6-75;8:45 am]

[Docket No. FI-655]

## PART 1920—PROCEDURE FOR MAP CORRECTION

### Letter of Map Amendment for the City of Lakewood, Colorado

On July 20, 1972, in 37 F.R. 14387 and 14388, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood

Insurance Rate Maps were available for public inspection. This list included the City of Lakewood, Colorado, as an eligible community and included Map No. H 035075 10, which indicates that the subdivision called Woodlake Filing No. 4, Lakewood, Colorado, as recorded in Book 30, Page 38, in the office of the Clerk and Recorder of Jefferson County, Colorado, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of the additional, recently acquired flood information, that Tracts D, E, and F, of the above mentioned property are within Zone C, and are not within the Special Flood Hazard Area. Accordingly, effective July 21, 1972, Map No. H 085075 10 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20671 Filed 8-6-75;8:45 am]

## Title 25—Indians

### CHAPTER I—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR

### PART 221—OPERATION AND MAINTENANCE CHARGES

### Flathead Irrigation Project

On page 27035 of the FEDERAL REGISTER of June 26, 1975, there was published a notice of intention to amend § 221.24, 221.26, and 221.28 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Flathead Indian Irrigation Project, Montana, that are subject to the jurisdiction of the several irrigation districts. The purpose of the amendments is to establish the lump sum assessment against the Flathead, Mission and Jocko Valley Irrigation Districts within the Flathead Indian Irrigation Project for the 1976 season.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendments. No comments, suggestions or objections have been received, and the proposed amendments are hereby adopted without change as set forth below.

Sections 221.24, 221.26, and 221.28 are revised to read as follows:

§ 221.24 Charges.

Pursuant to a contract executed by the Flathead Irrigation District, Flathead Indian Irrigation Project, Montana, on May 12, 1928, as supplemented and amended by later contracts dated February 27, 1929, March 28, 1934, August 26, 1936, and April 5, 1950, there is hereby fixed for the season of 1976 an assessment of $414,017.32 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Flathead Irrigation District. This assessment involves an area of approximately 87,161.54 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

Section 221.26 is revised to read as follows:

§ 221.26 Charges.

Pursuant to a contract executed by the Mission Irrigation District, Flathead Indian Irrigation Project, Montana, on March 7, 1931, approved by the Secretary of the Interior on April 21, 1931, as supplemented and amended by later contracts dated June 2, 1934, June 6, 1936, and May 16, 1951, there is hereby fixed, for the season of 1976 an assessment of $78,137.49 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Mission Irrigation District. This assessment involves an area of approximately 16,244.80 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

Section 221.28 is revised to read as follows:

§ 221.28 Charges.

Pursuant to a contract executed by the Jocko Valley Irrigation District, Flathead Indian Irrigation Project, Montana, on November 13, 1931, approved by the Secretary of the Interior on February 26, 1935, as supplemented and amended by later contracts dated August 26, 1936, April 14, 1950, and August 24, 1967, there is hereby fixed for the season of 1976 an assessment of $42,914.22 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Jocko Valley Irrigation District. This assessment involves an area of approximately 7,528.81 acres, which does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

GEORGE L. MOON,
*Project Engineer.*

[FR Doc.75-20626 Filed 8-6-75;8:45 am]

## Title 28—Judicial Administration

### CHAPTER I—DEPARTMENT OF JUSTICE

[Order No. 615–75]

### PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

### PART 16—PRODUCTION OR DISCLOSURE OF MATERIAL OR INFORMATION

### Transfer of Function of Acting on Freedom of Information Appeals to the Deputy Attorney General

Under the Justice Department's regulations for administering the Freedom of Information Act, 5 U.S.C. 552, requests for access to Justice Department records, if denied by the head of a division, bureau, or similar component of the Department, may be the subject of an appeal by the requester to the Attorney General. The purpose of the present order is to enable the Deputy Attorney General to act on the Attorney General's behalf upon the majority of such appeals, preserving to the Attorney General, however, the function of acting personally or assigning another official of the Department to act for him in designated cases, as well as in all cases where the initial determination to deny has been made by the Deputy Attorney General.

By virtue of the authority vested in me by 28 U.S.C. 509 and 510, and 5 U.S.C. 301 and 552, it is hereby ordered as follows:

1. 28 CFR Part 16, Subpart A, as amended, is hereby further amended as follows:

(A) § 16.7, *Appeals to the Attorney General from Initial Denials*, is amended by redesignating paragraphs (b) through (f) as (c) through (g), respectively, and by inserting a new paragraph (b) to read as follows:

(b) *Action on Appeals by the Deputy Attorney General.* Unless the Attorney General otherwise directs, the Deputy Attorney General shall act on behalf of the Attorney General on all appeals under this section, except that (1) in the case of an initial denial by the Deputy Attorney General, the Attorney General or his designee shall act on the appeal, and (2) an initial denial by the Attorney General shall constitute the final action of the Department on the request.

(B) The following conforming amendments are hereby made:

(1) § 16.7(c), as redesignated (*Action within twenty working days*), is amended by substituting in lieu of the words "The Attorney General will act upon the appeal" the words "The appeal will be acted upon".

(2) § 16.7(f), as redesignated (*Form of action on appeal*), is amended by striking the words "Attorney General's".

(3) § 16.7(g), as redesignated (*Copies to Deputy Attorney General*), is amended by substituting in lieu of the words "supplied to and maintained by" the words "maintained by and when necessary supplied to".

(4) § 16.8(b) (*Maintenance of file open to public*), is amended by striking the words "by the Attorney General".

2. Section 0.18 of 28 CFR, Part O, Subpart C, as amended, (*Freedom of Information Appeals Unit*) is hereby further amended by striking the words "the Attorney General".

Dated: August 1, 1975.

EDWARD H. LEVI,
*Attorney General.*

[FR Doc.75-20771 Filed 8-6-75;8:45 am]





## Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 404–3]

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

### Idaho: Approval of Revisions

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each state to submit a plan which provides for the attainment and maintenance of the national ambient air quality standards throughout the state. On May 31, 1972 (37 FR 10842), pursuant to Section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator of the Environmental Protection Agency (EPA) approved, with specific exceptions, the State of Idaho Air Quality Implementation Plan.

On January 10 and January 24, 1975 the Governor of the State of Idaho submitted for the Administrator's approval several revisions to the State Implementation Plan (SIP). The revisions include amendments to the "Rules and Regulations for the Control of Air Pollution in Idaho," as outlined below:

1. An amended Regulation C, *Ambient Air Quality Standards.*

2. An amended Regulation A, *General Provisions.*

3. A revised Regulation S, *Control of Sulfur Oxide Emissions.*

This Notice of Final Rulemaking pertains only to Regulations C and A, which relate to the standard for sulfur oxides and Scheduled Maintenance, respectively. The approval or disapproval of Regulation S will be prepared in a separate FEDERAL REGISTER Notice of Final Rulemaking.

On April 10, 1975 (40 FR 16218) EPA published a Notice of Proposed Rulemaking in the FEDERAL REGISTER proposing approval of Regulations A and C and invited public comment on whether the proposed revisions should be approved or disapproved. No comments were received during the 30-day comment period.

The revisions to Regulation A include the addition of several definitions to Section 2 and a revision to Section 6, Scheduled Maintenance, which requires the reporting of any exceeded emission limits resulting from the shutdown of any air pollution control equipment for scheduled maintenance while the related equipment continues operation. The section provides that permission of the State Department of Health and Welfare must be obtained prior to such a shutdown and permission may be granted only if maximum reasonable effort has been made to complete such maintenance during periods of non-operation of the related equipment.

Regulation C has been amended by the State to maintain consistency with EPA's standards for sulfur oxides, as amended on September 14, 1973 (38 FR 25678). The maximum 3-hour secondary standard under the amended Regulation C is 1,300 micrograms per cubic meter (0.5 ppm).

The Administrator has thoroughly reviewed and evaluated the proposed revisions to the State of Idaho Air Quality Implementation Plan. Having determined that they meet the requirements of Section 110 of the Clean Air Act, as amended, and 40 CFR Part 51, he is therefore today approving Regulations C and A as submitted on January 10 and January 24, 1975, respectively, as revisions to the federally approved State Implementation Plan.

The Administrator finds good cause for making this rulemaking effective immediately as the regulations are already in effect under State law and EPA's action imposes no additional substantive burdens on the affected parties.

This Notice of Final Rulemaking is issued under the authority of Section 110 of the Clean Air Act, as amended. (42 U.S.C. 1857c–5).

Dated: July 31, 1975.

JOHN QUARLES,
*Administrator.*

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

### Subpart N—Idaho

1. Section 52.670 is amended by revising paragraph (c)(2) to read as follows:

§ 52.670 Identification of plan.

* * * * *

(c) Supplemental information was submitted on:

* * * * *

(2) March 2, May 5 and June 9, 1972; February 15, July 23, and October 16, 1973; July 1, 1974 (Idaho Indirect Source Regulation, and compliance schedules); and January 10 (Regulation C) and January 24 (Regulation A) 1975.

[FR Doc.75-20508 Filed 8-6-75;8:45 am]

[FRL 397–7]

### PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

### Approval of Revision to Oregon Implementation Plan

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each State to submit a plan which provides for the implementation, maintenance and enforcement of national ambient air quality standards throughout the State. On May 31, 1972 (37 FR 10842), the Administrator of the Environmental Protection Agency (EPA) approved the State of Oregon Clean Air Act Implementation Plan (SIP). Contained in that approved SIP is Chapter 340 of the Oregon Administrative Rules (OAR), *Department of Environmental Quality* (DEQ).

On February 8, 1973, the Director of DEQ submitted for the Administrator's approval, after proper notice and public hearing in accordance with 40 CFR 51.4 and 51.6, amended 340 OAR §§ 25–155 through 25–195, *Kraft Pulp Mills*, as a proposed revision to the approved SIP.

On February 19, 1974 (39 FR 6130), EPA published a Notice of Proposed Rulemaking inviting public comment on whether the proposed revision to the Kraft pulp mill regulation, as well as several other revisions to the Oregon SIP, should be approved or disapproved as an SIP revision. The action being taken by the Administrator today addresses only the Kraft pulp mill regulation. A Notice of Final Rulemaking regarding the other revisions will be published in a separate FEDERAL REGISTER. No comments were received on the Kraft pulp mill regulation during the 30-day public comment period.

The Administrator has thoroughly reviewed and evaluated amended 340 OAR §§ 25–155 through 25–195 and has determined that the revised regulation, as it relates to particulate matter and sulfur dioxide, meets the requirements of the Clean Air Act, as amended, and 40 CFR Part 51. In addition to particulate matter and sulfur dioxide, the amended regulation sets specific emission limitations for total reduced sulfur (TRS). Because TRS is not a pollutant for which a national ambient air quality standard has been established, the Administrator is taking no action to either approve or disapprove that portion of the regulation relating to TRS and it is not to be considered as an official portion of the SIP. Consequently that portion of the submission is not enforceable by EPA.

The revised regulation sets specific emission limitations for particulate matter from recovery furnaces and lime kilns which were effective as of May 1, 1975, and from smelt dissolving tanks which were effective immediately as of March 1, 1973. It also sets a specific emission limitation for sulfur dioxide from recovery furnaces to be effective July 1, 1975. The regulation at the time of submittal was not approvable because the future-effective emission limitations for particulate matter (for recovery furnaces and lime kilns) and for sulfur dioxide were not accompanied by legally enforceable compliance schedules as required by 40 CFR 51.15(a)(1). Furthermore, compliance schedules extending over a period of more than one year from the date of adoption by a State agency must include, where practicable, legally enforceable increments of progress toward compliance (40 CFR 51.15(c)). The regulation, as submitted, contains only final compliance dates. However, at this point in time, the remaining final compliance date in the regulation is too close to make interim increments of progress meaningful. Accordingly, the Administrator has determined that the regulation is now approvable as submitted, and hereby approves it without requiring supplemental compliance schedules.

Furthermore, the Administrator, on August 23, 1973 (38 FR 22746), promulgated schedules for bringing Kraft pulp mills in Oregon into compliance with the Oregon Kraft pulp mill emission limitations. These schedules are no longer nec-



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essary. Therefore, the Administrator is today revoking 40 CFR 52.1975(c) (3), (4) and (5).

In addition, the Administrator is today correcting an error that occurred in the promulgation of compliance schedules for sulfite pulp mills for Oregon on August 23, 1973. In 40 CFR 52.1975(c)(6), reference is made to subparagraphs (5) and (6). The subparagraphs referred to are actually numbered (7) and (8). Section 52.1975(c)(6), as corrected, is reprinted below.

The Administrator finds good cause for making this rulemaking effective immediately as the Oregon Kraft pulp mill regulation is already in effect under State law and approval by EPA therefore imposes no additional burden on the parties affected.

This Notice of Final Rulemaking is issued under the authority of Section 110 of the Clean Air Act, as amended. (42 U.S.C. 1857c-5).

Dated: July 31, 1975.

JOHN QUARLES,
*Acting Administrator.*

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

**Subpart MM—Oregon**

In § 52.1970, paragraph (c) is amended as follows:

**§ 52.1970 Identification of plan.**

* * * * *

(c) Supplemental information was submitted on: * * *

(2) August 10, 1972, February 8, 9, and 13, May 30, June 8, 22 and 25, July 17 and August 3, 20 and 27, 1973; January 24, 1974, by the Department of Environmental Quality.

(3) Provided, however, that the rules and regulations of the Mid-Williamette Valley Air Pollution Authority, submitted on February 13, 1973, and the Veneer Drier regulation, OAR, section 25-315(1), submitted on May 30, 1975, have been neither approved or disapproved.

In § 52.1975, paragraph (c) (3), (c) (4) and (c) (5) are revoked and paragraph (c) (6) is revised. As amended, § 52.1975 reads as follows:

**§ 52.1975 Compliance schedules.**

* * * * *

(c) * * *

(3) [Reserved]

(4) [Reserved]

(5) [Reserved]

(6) Except as provided in subparagraph (11) of this paragraph, the owner or operator of any sulfite pulp mill subject to the following emission-limiting regulation in the Oregon Implementation Plan shall comply with the compliance schedule in subparagraph (7) and (8), as applicable, of this paragraph: Oregon Administrative Rules, chapter 340, section 25-36 (app. 2-A of the Oregon Implementation Plan).

[FR Doc.75-20507 Filed 8-6-75;8:45 am]

**Title 41—Public Contracts and Property Management**

**CHAPTER 14—DEPARTMENT OF THE INTERIOR**

**PART 14-1—GENERAL**

**Definition of Small Business for Surety Bond Guarantee Assistance**

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301, Part 14-1 of Chapter 14 of Title 41 of the Code of Federal Regulations is hereby amended as stated herein.

It is the general policy of the Department of the Interior to allow time for interested parties to participate in the rulemaking process. However, the amendments herein are revisions based on amended regulations issued under §121.3-15 of 13 CFR Chapter 1 pertaining to the definition of small business for the purpose of surety bond guarantee assistance. Because the amendments are entirely administrative in nature, the public rulemaking process is waived in this instance and the amendments stated herein are effective immediately.

Dated: July 31, 1975.

JAMES T. CLARKE,
*Assistant Secretary of the Interior.*

1. Subpart 14-1.7 of 41 CFR is amended by revising § 14-1.701-50 to read as follows:

**Subpart 14-1.7—Small Business Concerns**

**§ 14-1.701 Definitions.**

**§ 14-1.701-50 Definition of small business for the purpose of surety bond guarantee assistance.**

As provided in 13 CFR 121.3-15, a small business concern for the purpose of surety bond guarantee assistance is a concern that qualifies as small under the definition of a small business for SBA loans (13 CFR 121.3-10), with the following exceptions: Any construction concern is small if its annual receipts for its preceding fiscal year or its average annual receipts for its preceding 3 fiscal years do not exceed $2 million: Provided, however, that if the concern is primarily engaged in an industry set forth in § 1-1.701-1(b) (1) of this title, it is small if its annual receipts for its preceding fiscal year or its average annual receipts for its preceding 3 fiscal years do not exceed the maximum established therein for that industry.

[FR Doc.75-20777 Filed 8-6-75;8:45 am]

**PART 14-4—SPECIAL TYPES AND METHODS OF PROCUREMENT**

**General Provisions; Correction**

In FR Doc. 75-16720 appearing at pages 27220-27221 in the FEDERAL REGISTER of June 27, 1975, Subparagraph (3) of § 14-4.5101-3(f) appearing on page 27220 is corrected in the sixth line of that subparagraph by deleting the first word "been" immediately before the words "received a technical . . ."

Dated: July 31, 1975.

JAMES T. CLARK,
*Assistant Secretary of the Interior.*

[FR Doc.75-20759 Filed 8-6-75;8:45 am]

**CHAPTER 101—FEDERAL PROPERTY MANAGEMENT REGULATIONS**

[FPMR Amdt. H-92]

**PART 101-45—SALE, ABANDONMENT, OR DESTRUCTION OF PERSONAL PROPERTY**

**Gold**

This regulation provides for the implementation of Public Law 93-110 and Public Law 93-373, which repealed the prohibition and penalties of sections 3 and 4 of the Gold Reserve Act of 1934 (31 U.S.C. 442 and 443), regarding holding, selling, dealing in, or possessing gold.

The table of contents for Part 101-45 is amended by revising the following entry:

Sec.
101-45.309-9 Gold.

**Subpart 101-45.3—Sale of Personal Property**

Section 101-45.309-9 is revised to read as follows:

**§ 101-45.309-9 Gold.**

(a) Gold will be sold in accordance with § 101-45.304 and this § 101-45.309-9.

(b) Sales of gold shall be processed to:

(1) Use the sealed bid method of sale;

(2) Require a 20 percent bid deposit;

(3) Certify all forms of bid deposit and payments; and

(4) Include in the invitation for bids only gold and such other precious and semiprecious materials as may be available for sale at that time.

(c) Each agency generating scrap gold and also having a continuing need for fine gold shall, instead of sale, arrange with a private refiner or the U.S. Assay Office in New York, as appropriate, for the acceptance of scrap gold in exchange for fine gold. Such exchanges will avoid the necessity of spending funds for the acquisition of fine gold. The exchange of scrap gold for fine gold at the U.S. Assay Office in New York will be based on the actual costs incurred by that office.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c)).

*Effective date.* This regulation is effective August 7, 1975.

Dated: July 28, 1975.

ARTHUR F. SAMPSON,
*Administrator of General Services.*

[FR Doc.75-20625 Filed 8-6-75;8:45 am]

**CHAPTER 114—DEPARTMENT OF THE INTERIOR**

[IPMR Release No. 96]

**Miscellaneous Amendments**

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301, and Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c), Section 114-42.203, 114-43.000, 114-45.000, and 114-47.000 of Chapter 114, Title 41 of the Code of Federal Regulations, are amended as set forth below.

Since these amendments relate to matters of internal policy only, it is determined that the proposed rule-making procedure is unnecessary and these amendments shall become effective on August 7, 1975.

JAMES T. CLARKE,
*Assistant Secretary of the Interior.*

JULY 31, 1975.

**PART 114-42—PROPERTY REHABILITATION SERVICES AND FACILITIES**

**Subpart 114-42.2—Property Rehabilitation Services Performed by Federal Facilities**

Section 114-42.203 is revised to read as follows:

**§ 114-42.203 Notifications.**

Should any Bureau or Office propose to establish or substantially expand existing facilities for the repair, maintenance, rehabilitation, or reclamation of personal property, the details of such proposal should be embodied in a letter, prepared for the signature of the Assistant Secretary—Management, and addressed to:

Administrator, General Services Administration (FW), Washington, D.C. 20408.

The letter should include, as a minimum, all of the information called for in FPMR 101-42.203(b).

**PART 114-43—UTILIZATION OF PERSONAL PROPERTY**

Section 114-43.000 is revised to read as follows:

**§ 114-43.000 Scope of part.**

The provisions of this part are applicable to all available and excess personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior, except that it does not include policies governing the reutilization of excess automatic data processing equipment and supplies covered in FPMR 101-32.3. They apply to:

(a) Personal property located in the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands and,

(b) Foreign excess personal property.

**PART 114-45—SALE, ABANDONMENT, OR DESTRUCTION OF PERSONAL PROPERTY**

Section 114-45.000 is revised to read as follows:

**§ 114-45.000 Scope of part.**

(a) This part applies to disposal by public sale, abandonment, or destruction of personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior (including scrap, salvage, and waste material) when such property is no longer needed for use in authorized Federal agency programs or is replaced with a similar type of property. It applies to personal property located in the United States the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

(b) This part does not apply to:

(1) Foreign excess personal property or,

(2) Properties which are sold or otherwise disposed of pursuant to special statutes authorizing, directing, or requiring the Department of the Interior to dispose of specific properties such as helium, maps, electrical power, irrigation and municipal water, trust properties of the Bureau of Indian Affairs, and other properties which are disposed of in furtherance of Interior programs, except as provided in IPMR 114-45.316 and 114-45.317.

**PART 114-47—UTILIZATION AND DISPOSAL OF REAL PROPERTY**

Section 114-47.000 is revised to read:

**§ 114-47.000 Scope of part.**

The provisions of this part are applicable to all available, excess, and surplus real property and related personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior in the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

[FR Doc.75-20761 Filed 8-6-75;8:45 am]

**Title 45—Public Welfare**

**CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE**

**PART 205—GENERAL ADMINISTRATION—PUBLIC ASSISTANCE PROGRAMS**

**Determination of Eligibility of Supplemental Security Income Beneficiaries for Food Stamps or Surplus Commodities; Postponement of Effective Date**

Regulations requiring State agencies to determine the eligibility of certain Supplemental Security Income beneficiaries for food stamps or surplus commodities were published on December 13, 1973 (38 FR 34324) to be effective January 1, 1974. The regulations implemented certain provisions of Public Law 93-86, the Agriculture and Consumer Protection Act of 1973. A further postponement, to July 1, 1975, was published on August 28, 1974 (39 FR 31322), in accordance with Public Law 93-335.

The effective date has now been postponed until July 1, 1976 by Public Law 94-44, signed by the President on June 28, 1975.

Accordingly, the regulations in 45 CFR 205.25 of this chapter shall not be effective until July 1, 1976.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

(Catalog of Federal Domestic Assistance Program No. 14-761, Public Assistance—Maintenance Assistance (State Aid))

It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A-107.

Dated: July 22, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

[FR Doc.75-20723 Filed 8-6-75;8:45 am]

**Title 47—Telecommunication**

**CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION**

[FCC 75-892]

**PART 0—COMMISSION ORGANIZATION**

**Chief Engineer**

In the matter of amendment of Part O of the Commission's Rules to reflect a reorganization of the Office of Chief Engineer.

1. On April 4, 1975 the Commission approved the transfer of the type certification application processing function from the Office of Chief Engineer, International and Operations Division to the Office of Chief Engineer, Laboratory Division. Consolidating the type acceptance, type approval, and type certification programs at the Laboratory will improve the administration of these programs and contribute to program efficiency.

2. The amendment adopted herein pertains to agency organization. The prior notice, procedure, and effective date provisions of Section 533(b) (3) (A) of the Administrative Procedure and Judicial Review Act are therefore inapplicable. Authority for the amendments adopted herein is contained in Section 4(i) and 5(b) of the Commission's Act of 1934, as amended and in Section 0.231(d) of the Commission's Rules.

3. In view of the foregoing, IT IS ORDERED effective July 25, 1975, Part O of the Rules and Regulations is amended as set forth below.

Adopted: April 4, 1975.

Released: July 31, 1975.

(Secs. 4, 5, 303, 43 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part O of the Rules (47 CFR Chapter I) is amended as follows:

1. Section 0.35 is revised to read as follows:

**§ 0.35 Laboratory Division.**

The Laboratory Division studies new phenomena, proposed new systems, and new equipment looking toward the

[1] Commissioners Lee and Washburn absent.

greater use of radio, the reduction of interference, and the establishment of appropriate rules and regulations; participation in various intergovernmental, national, and international organizations looking toward the standardization of equipment and measuring units and methods as well as the more efficient use of the radio spectrum or the reduction of interference; designs and assembles apparatus for special tests and studies, and performs special tests and studies concerning propagation, equipment or systems, and evaluates the results of such tests or studies with regard to the Commission's problems, often looking toward new or modified rules; acts on application for type approval and makes type approval tests on equipment including those equipments under Parts 15, 18, 73, 81, 83, and 95 of this chatper requiring type approval; acts on applications for type acceptance of equipment and issues lists of type accepted and type approved equipment; acts on applications for type certification of equipment and issues lists of certified equipment; acts on applications for advance approval of subscription television technical systems and issues lists of approved subscription television technical systems; conducts technical studies of equipment design and performance; provides information and comments on test procedures and test results to assist in the evaluation of material supporting certifications; conducts special tests of equipments in connection with the certification and type acceptance programs; designs, develops and constructs equipment for use in connection with other Commission activities; standardizes and calibrates equipment and installations for other Commission activities and makes tests of radio devices for other Government departments and agencies.

2. Section 0.36 is revised to read as follows:

§ 0.36 International and Operations Division.

The International and Operations Division administers Part 5 of this chapter regulating the Experimental Radio Services; formulates rules, technical standards and general policy for Parts 15 and 18 of this chapter; reviews patents as they are issued by the Patent Office to determine which patents may dominate radio services regulated by the Commission and notifies the General Counsel as to such findings; provides Commission representation on, and coordination with, the Interdepartment Radio Advisory Committee (IRAC) and, as may be required, on other national and international telecommunication bodies; coordinates frequency allocation policy matters involving government users of radio with the Office of Telecommunications Policy; maintains the Commission's master frequency record of assignments made; notifies United States frequency assignments to the International Frequency Registration Board of the International Telecommunication Union; performs staff functions relating to international communications conferences and agreements having to do with frequency allocation and assignment; and communicates as necessary with administrations in foreign countries, through appropriate channels, concerning matters which relate to assignment of radio frequencies and to control of radio interference.

[FR Doc.75-20734 Filed 8-6-75;8:45 am]

[Docket No. 19658]

## PART 1—PRACTICE AND PROCEDURE

### Fee Schedule and Commercial Radio Operator Licenses; Correction

In the matter of amendment of Subpart G of Part 1 of the Commission's Rules relating to the schedule of fees.

Amendment of Part 13 of the Commission's Rules relating to commercial radio operator licenses.

1. The *Second Report and Order* in the instant proceeding, FCC 75-182, adopted February 11, 1975, amended the rules, *inter alia*, to require the payment of annual license fees for the period April 1, 1973 to February 28, 1975 (40 FR 8186, February 26, 1975). Subparagraph 1.1102(e)(2) provided, in part, that "the fee applicable to the period after December 31, 1974 shall be the fee prescribed in § 1.1111(a)(5) of this chapter." Section 1.1111(a)(5) relates to fees applicable to assignments and transfers. It was our intention to cite subparagraph § 1.1111(a)(6) which does prescribe annual license fees. The text of the report and order made clear that reference to the subparagraph imposing the regular annual fee rather than to the one imposing assignment and transfer fees was intended.

2. Accordingly, we are amending the appendix of the *Second Report and Order* in Docket No. 19658 to correct this minor editorial error.

3. Section 1.1102(e)(2) of the rules is revised to read as follows:

§ 1.1102 Payment of fees.

* * * * *

(e) * * *

(2) Each broadcast station shall pay an annual license fee to the Commission for the period April 1, 1973–February 28, 1975. The fee applicable to the period after December 31, 1974 shall be the fee prescribed in § 1.1111(a)(6) of this chapter. The fee applicable to the period April 1, 1973–December 31, 1974 is as follows:

(i) For AM and FM stations: The annual license fee will be a payment equal to 6.7 times the station's highest single "one minute" spot announcement rate, but in no event shall the annual license fee for each AM and each FM station be less than $25.00.

(ii) For television broadcast stations: The annual license fee will be a payment equal to 3.4 times the station's highest "30-second" spot announcement rate, but in no event shall the annual fee be less than $100.00.

* * * * *

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20737 Filed 8-6-75;8:45 am]

[Docket No. 20313; FCC 75-878]

## PART 73—RADIO BROADCAST SERVICES

### Report and Order

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Bastrop and Farmerville, Louisiana) Docket No. 20313, RM-2249.

1. The Commission here considers its *Notice of Proposed Rule Making* issued in this proceeding (40 Fed. Reg. 1716 (1975)) which proposed amendment of the FM Table of Assignments, Section 73.202(b) of the Commission Rules, to assign Channel 261A to Bastrop, Louisiana, as its second FM assignment. Also considered herein is a counterproposal, which is mutually exclusive with the Bastrop proposal, to assign Channel 261A to Farmerville, Louisiana, as its first FM assignment.

2. The counterproposal is technically defective inasmuch as its proponent, Union Broadcasting Co., Inc. (Union), licensee of daytime-only AM Station KTDL, Farmerville, failed to serve a copy of its counterproposal on the proponent of the Bastrop proposal, Stan R. Hagan (Hagan), president and principal stockholder of Hagan Broadcasting, Inc., licensee of unlimited-time Class IV AM Station KVOB, Bastrop, as required by Section 1.420(a) of the Commission Rules. However, we believe that it is in the public interest to accept this counterproposal and avoid the harsh result of a dismissal. We do so because it will work no harm on Hagan and because of the newness of the rule which had only been in effect for three days.

3. Bastrop (pop. 14,713)[1] is the parish (county) seat of predominantly rural Morehouse Parish (pop. 32,463). Located 25 miles north of Monroe, Louisiana, and 50 miles southeast of El Dorado, Arkansas, Bastrop is the only community in the parish which has a population in excess of 1,000 persons. It currently has three local broadcast outlets: Station KTRY-FM (Channel 232A), daytime-only AM Station KTRY, and Hagan's unlimited-time Class IV AM station, KVOB.

4. In response to questions raised in the *Notice* regarding area growth, Hagan submitted a letter from the Morehouse Parish Chamber of Commerce stating that residential utility accounts increased by 457 between January 1970 and December 1974 (from 5,196 to 5,653), which it believes, represents a population increase of approximately 1,700 persons. It appears, from the methods used in an earlier Chamber of Commerce letter submitted with Hagan's Supplemental Supporting Statement, that this figure was obtained by multiplying the number of new accounts by the national average number of persons per household, but this method is inaccurate as it presumes that each household has only one utility service (i.e., gas, electricity, water or telephone) and fails to consider how many new accounts have been opened by current residents; a figure which may be significant in view of the rural nature of the area. However, other growth information supplied in the second letter shows that from 1972 through 1974 the establishment of two new industrial plants and established industry expansions have added approximately five hundred new jobs to the area and that area retail sales increased by eighteen million dollars during that period. We are persuaded that a second channel is warranted.

[1] All population figures are from the 1970 U.S. Census.





5. As indicated in the *Notice*, adoption of the Bastrop proposal would not affect any existing FM assignments and the only communities within or near the preclusion areas caused by this proposal that have populations in excess of 1,000 persons are El Dorado, Arkansas (pop. 25,283) and Farmerville.[2] El Dorado appears to be adequately served locally by one television station and two FM and two AM stations, and another available assignment has been found for Farmerville. It also appears that Bastrop is the only community in Morehouse Parish large enough to merit FM assignments of its own and thereby serve the local needs of the parish. We therefore believe that it is in the public interest to provide Bastrop with a second FM assignment and we do so in this proceeding.

6. Farmerville (pop. 3,416) is the parish seat of predominantly rural Union Parish (pop. 18,447). It is located on Lake D'Arbonne, which we are told, is the largest man-made lake in northern Louisiana, and is said to be used by thousands daily, year-round, for fishing, camping and water sports. Farmerville's only local aural service is daytime-only AM Station KTDL and Union states that a full-time facility is needed, particularly to enhance the safety of those using Lake D'Arbonne by providing nighttime weather reports.

7. The *Notice* indicated that Farmerville was within the preclusion area that would result from assignment of Channel 261A to Bastrop and requested that Hagan determine whether alternative channels are available for assignment to Farmerville should some party later wish to request such an assignment. In reply comments[3] Hagan stated that it appears from a preliminary, non-computerized, study conducted by his consulting engineer that no alternative channel is available. However, a staff study shows that Channel 224A can be assigned to Farmerville in compliance with Commission Rules. In the engineering analysis appended to its counterproposal, Union Broadcasting stated that "Channel 224 could not be assigned to Farmerville because it would preclude the assignment of Channel 226 to an area that encompasses several cities with populations greater than 2,500. . . ". However, our staff study showed that Channel 224A can be assigned only in a very limited area which includes Farmerville.[4] An assignment of this channel to Farmerville would result in efficient use of the FM spectrum because the open area available for assignment of Channel 224A includes no other communities without FM assignments having populations in excess of 2,500 persons. In view of the efficiency of such an assignment and because it will provide a needed first local FM assignment to Farmerville, we believe that it is in the public interest.

8. Accordingly, pursuant to the authority contained in Section 4(i), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, IT IS ORDERED, That effective September 8, 1975, the FM Table of Assignments, Section 73.202(b) of the Rules, IS AMENDED to read as follows for the cities listed below:

| *City* | *Channel No.* |
|---|---|
| Bastrop, Louisiana | 232A, 261A |
| Farmerville, Louisiana | 224A |

9. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

Adopted: July 22, 1975.

Released: July 31, 1975.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307.)

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20733 Filed 8-6-75;8:45 am]

[Docket No. 20369; FCC 75-869]

## PART 87—AVIATION SERVICES

### Transponder Test Sets; Pulse Repetition Rate

In the matter of amendment of Part 87 to specify the pulse-repetition rate for transponder test sets to eliminate interference to Air Traffic Control radar, Docket No. 30369.

1. At the request of the Department of Transportation, Federal Aviation Administration (FAA) to consider changes to the rules to specify the pulse-repetition rate (PRR) for transponder test sets, a Notice of Proposed Rule Making (NPRM) was released by the Commission on March 5, 1975. The NPRM was published in the Federal Register on March 10, 1975 (47 FR 1101). The period for comments and reply comments has passed.

2. No timely comments were received. Aeronautical Radio, Inc. (ARINC) and the Air Transportation Association (ATA) filed a joint comment on April 25, 1975, with the request that the Commission consider these comments filed two weeks after the time specified for comments. They state that due to the time required for evaluation and coordination, it was not practicable to file on the date originally set. ARINC and ATA represent the major users of the transponder test sets. While both have commented on numerous Commission matters in the past and are familiar with the administrative procedures for obtaining additional time for filing of comments, they have failed to ask for an extension of time in which to file comments and have elected to ask for acceptance of late filed comments. This procedure, of course, denies the public an opportunity to comment on the submission. However, we believe that these comments should be considered in view of the absence of other comments and the effect of the proceeding on the commenters.

3. ARINC and ATA state that, based on a few isolated cases of interference, the FAA requested that the PRR be changed from the currently authorized 245–270 pps to 235 pps ±5 pps. ARINC and ATA concur with this proposal insofar as new equipment is concerned. Some of the current licensees have equipment which cannot be easily modified to the lower PRR. Since the FAA has evaluated all existing equipment and found no interference, the March 31, 1978, date for modification of all equipment would impose an unnecessary hardship on these licensees. ARINC and ATA propose, therefore, that a provision be made to authorize continued operation at the higher PRR upon approval of the FAA.

4. FAA advises that this rule making was requested to avoid proliferation of transponder test sets with higher PRR's and to establish technical specifications for the manufacturers of transponder test sets. FAA has no objection to the continued use of transponder test sets with a higher PRR which have been evaluated and found to cause no interference at the present location. We agree with the FAA and the commenters that there may be situations subsequent to March 31, 1978, where transponder test sets with a higher PRR may be used without interference. However, we do not agree with the commenters that the rule should contain a proviso that a higher PRR may be authorized with the concurrence of

[2] Farmerville is situated just outside the southern edge of the preclusion area and Channel 261A could be used at Farmerville in compliance with Commission Rules.

[3] Hagan did not file comments.

[4] Assignment of Channel 224A to this area is limited by assignments of Channel 224A at Springhill, Louisiana [Station KIKC, construction permit granted Jan. 21, 1975 (BPH-8941)] with a transmitter situated approximately 66 miles west, and at Lake Providence, Louisiana (Station KBED) with a transmitter located approximately 68 miles east; Channel 222 assigned to Pine Bluff, Arkansas (Station KOTN-FM) with a transmitter located approximately 100 miles north; and Channel 226 assigned [51 F.C.C. 2d 498 (1975)] to Alexandria, Louisiana, requiring a transmitter location 25 miles north-northeast of Alexandria and therefore approximately 78 miles south of Farmerville.

Also, this recent assignment of Channel 226 to Alexandria foreclosed its usage to the area in which it would be precluded by an assignment of Channel 224A to Farmerville.



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the FAA. Section 1.958 of the Commission's rules contains the procedures for requesting a waiver of any rule in the Safety and Special Radio Services. We believe that these procedures are adequate and would not impose any unnecessary burden upon the licensees.

5. The current licenses will not be modified at this time to indicate the PRR of 235 pps±5 pps, but will be modified upon renewal to indicate this PRR or any other PRR determined as a result of Commission action upon any waiver requests.

6. Accordingly, IT IS ORDERED, That, pursuant to the authority contained in Section 4(i) and 303(r) of the Communications Act of 1934, as amended, Part 87 of the Commission's rules is amended effective September 8, 1975 as set forth below. IT IS FURTHER ORDERED, That, this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: July 22, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
VINCENT J. MULLINS,
*Secretary.*

Part 87 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 87.521(d) is revised to read as follows:

**§ 87.521 Frequencies available.**

* * * * *

(d) 108.0 MHz and the frequencies set forth in subpart N of this part may be assigned to radionavigation land test stations for the testing of airborne receiving equipment. The frequencies normally assigned will be 108.0 and 108.05 MHz for VHF omnirange, 108.1 MHz for localizer, 334.7 MHz for glide slope, 978 and 979 MHz (X channel)/1104 MHz (Y channel) for DME/TACAN, and the ATC radar beacon (ATCRBS) frequency 1030 MHz for transponder tests. The following conditions apply:

(1) The power authorized on these frequencies normally will be one watt or less.

(2) The pulse repetition rate (PRR) of the 1030 MHz ATC beacon test set will be 235 pulses per second (pps) ±5 pps. Stations authorized before September 2, 1975 may continue operations on the present PRR until March 31, 1978.

(3) The assignment of 108.0 MHz is subject to the condition that no interference shall be caused to the reception of FM broadcasting stations and stations using the frequency are not protected against interference from FM broadcasting stations.

[FR Doc.75-20732 Filed 8-6-75;8:45 am]

## Title 49—Transportation

### CHAPTER X—INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 252 (Sub-No. 1)]

### PART 1036—INCENTIVE PER DIEM CHARGES ON BOXCARS

### Incentive Per Diem Charges—1968

At a General Session of the INTERSTATE COMMERCE COMMISSION, held at its office in Washington, D.C., on the 29th day of July 1975.

Upon consideration of the record in the above-captioned proceeding, including: (1) the reports and orders of the Commission, 337 I.C.C. 183, 337 I.C.C. 217, 339 I.C.C. 627, 343 I.C.C. 49, and 349 I.C.C. 303; (2) the order entered February 14, 1975 which allowed the filing of petitions requesting a return of the incentive per diem program to the 6-month period of September through February in lieu of the present year-round application of the program; and (3) the petition and replies thereto filed by numerous parties on various dates; and

*It appearing*, That according to section 1(14)(a) of the Interstate Commerce Act, incentive per diem shall be applied only where the supply of a car is not found to be adequate; that the current year-round application of incentive per diem cannot be justified because of the present surplus of unequipped general service boxcars, but the supply of these boxcars cannot be said to be adequate because of the decline in their ownership and the temporary decline in demand;

*It further appearing*, That sufficient grounds have been presented to warrant returning the incentive per diem program to the 6-month period of September through February, for unequipped general service boxcars (except XF cars);

*And it further appearing*, That should there be a change in the supply of unequipped general service boxcars (except XF cars), the Commission has sufficient indicators to give it proper notice in considering whether to return incentive per diem to a year-round basis;

WHEREFORE, and for good cause:

*It is ordered*, That, effective September 15, 1975, the Commission's rules and regulations, 49 CFR 1036.5 be, and they are hereby, amended by deleting therefrom the words "be effective from May 1, 1973, and shall continue in effect until further order of the Commission" and substituting therefor the words "apply for a 6-month period from September 1 of each year through February 28 of the following year on unequipped general service boxcars. The rules set forth in § 1036.1 and 1036.2 shall apply on XF cars on a year-round basis."

*It is further ordered*, That a copy of this order shall be delivered to the Director, Office of the Federal Register for publication therein.

This decison is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20784 Filed 8-6-75;8:45 am]

## Title 50—Wildlife and Fisheries

### CHAPTER I—U.S. FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

### PART 32—HUNTING

### Certain National Wildlife Refuges in Alaska

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain national wildlife refuges in Alaska.

*General Conditions.* Hunting shall be in accordance with applicable State regulations. Information relative to hunting may be obtained from Refuge Managers addressed to respective refuges.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

Migratory game birds may be hunted on the following refuge areas: Aleutian Islands National Wildlife Refuge

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

*Special condition.* Hunting permitted only on Unimak, Adak, Attu, Shemya, and Atka.

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

*Special condition.* The landing of aircraft is prohibited except in the event of emergency.

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

*Special conditions.* Parts of the Kenai National Moose Range are closed to the operation of aircraft and motor boats. These regulations and maps are available at the Refuge office, Kenai, Alaska, and from the Alaska Area Office, U.S. Fish and Wildlife Service, 813 "D" Street, Anchorage, Alaska 99501.

Kodiak National Wildlife Refuge, P.O. Box 825, Kodiak, Alaska 99615.

*Special condition.* Except in the event of an emergency, the landing and operation of aircraft on the Kodiak National Wildlife Refuge is restricted to lakes, streams, and other bodies of water.

Nunivak National Wildlife Refuge, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

GORDON W. WATSON,
*Area Director, U.S. Fish & Wildlife Service, Anchorage, Alaska.*

AUGUST 1, 1975.

[FR Doc.75-20630 Filed 8-6-75;8:45 am]

### PART 32—HUNTING

### Certain National Wildlife Refuges in Montana

AUGUST 7, 1975.

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain National Wildlife Refuges in Montana.

*General Conditions:* Hunting shall be in accordance with applicable state regulations. Portions of refuges which are open to hunting are designated by signs and/or delineated on maps. No vehicle travel is permitted except on maintained roads and trails. Special conditions applying to individual refuges are listed on the reverse side of maps available at refuge headquarters and from the office of the Area Manager, U.S. Fish & Wildlife Service, 711 Central Avenue, Billings, Montana 59102.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

Migratory game birds may be hunted only on the following area:

*Red Rock Lakes National Wildlife Refuge*, Monida Star Route, Box 15, Lima, Montana 59739.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

*Red Rock Lakes National Wildlife Refuge*, Monida Star Route, Box 15, Lima, Montana 59739

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

E. D. STROOPS,
*Refuge Manager.*

JULY 30, 1975.

[FR Doc.75-20760 Filed 8-6-75;8:45 am]

### PART 32—HUNTING

### Certain National Wildlife Refuges in Alaska

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain national wildlife refuges in Alaska.

*General conditions.* Hunting shall be in accordance with applicable State regulations. Information relative to hunting may be obtained from Refuge Managers addressed to the respective refuges.

**§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.**

Upland game may be hunted on the following refuge areas:

Aleutian Islands National Wildlife Refuge.

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

*Special conditions:*

(1) Except on Amchitka Island.

(2) Landing of aircraft on Unimak Island or taking aircraft off from Unimak Island, while transporting upland game or upland game hunters, is restricted to the following areas:

*Area No. 1.* The airstrip situated at the village of False Pass.

*Area No. 2.* The airstrip situated at Cape Sarichef.

*Area No. 3.* The waters of all lakes, bays and lagoons on or adjacent to Unimak Island.

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

*Special conditions:*

(1) The landing of aircraft is prohibited except in the event of emergency.

(2) The use of motorized vehicles is restricted to the established road system.

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

*Special conditions:*

The use of aircraft, boats, and other motorized vehicles is restricted to certain designated areas and periods of use. Information relative to hunting and use of refuge lands may be obtained from the Refuge Manager, Kenai National Moose Range Headquarters, P.O. Box 500, Kenai, Alaska 99611.

Kodiak National Wildlife Refuge, P.O. Box 825, Kodiak, Alaska 99615.

*Special condition:*

Except in the event of an emergency, the landing and operation of aircraft on the Kodiak National Wildlife Refuge is restricted to the lakes, streams, and other bodies of water.

Nunivak National Wildlife Refuge, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuges areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

GORDON W. WATSON,
*Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.*

AUGUST 1, 1975.

[FR Doc.75-20631 Filed 8-6-75;8:45 am]

### PART 33—SPORT FISHING

### Certain Wildlife Refuges and Ranges in Alaska

The following special regulations are issued and are effective on August 7, 1975.

**§ 33.5 Special regulations; sport fishing, for individual wildlife refuge areas.**

*General condition.* Fishing shall be in accordance with applicable State regulations.

ALASKA

ALEUTIAN ISLANDS NATIONAL WILDLIFE REFUGE

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

ARCTIC NATIONAL WILDLIFE RANGE

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

BERING SEA NATIONAL WILDLIFE REFUGE

Bering Sea National Wildlife Refuge headquarters: Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

CLARENCE RHODE NATIONAL WILDLIFE RANGE

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

IZEMBEK NATIONAL WILDLIFE RANGE

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

KENAI NATIONAL MOOSE RANGE

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

KODIAK NATIONAL WILDLIFE REFUGE

Kodiak National Wildlife Refuge, Box 825, Kodiak, Alaska 99615.

NUNIVAK NATIONAL WILDLIFE REFUGE

Nunivak National Wildlife Refuge headquarters: Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which govern fishing on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through August 31, 1976.

GORDON W. WATSON,
*Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.*

AUGUST 1, 1975.

[FR Doc.75-20627 Filed 8-6-75;8:45 am]



FEDERAL REGISTER, VOL. 40, NO. 153—THURSDAY, AUGUST 7, 1975

VOL 40 NO 153 AUG 7 75 XU

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF THE INTERIOR

### National Park Service

### [ 36 CFR Part 7 ]

### MOUNT RAINIER NATIONAL PARK, WASHINGTON

### Fishing Regulations

The National Park Service proposes to amend § 7.5(a), Code of Federal Regulations, pertaining to fishing within Mount Rainier National Park, State of Washington.

A National Park Service study of fishing at Mount Rainier National Park has determined that the present fishing regulations are sometimes misunderstood and that the traditional spring opening date for the park's fishing season has resulted in a greater impact on fishing at that time.

The purpose of this amendment is to eliminate the opening and closing dates for fishing within Mount Rainier National Park and to establish a daily catch and possession limit. These amendments will simplify the public's interpretation of Mount Rainier's fishing regulations and the elimination of an opening date for a fishing season will spread out the initial impact on fishing within the park.

A determination has been made pursuant to NEPA and pertinent regulations based on the study of January 15, 1973, and related files, that the proposed regulations will have no significant impact but will be beneficial on the quality of the human environment and, therefore, no environmental impact statement is required. A copy of this determination is on file and may be examined in the Superintendent's office for Mount Rainier National Park.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections regarding the proposed addition to: Superintendent, Mount Rainier National Park, Longmire, Washington 98397, on or before September 8, 1975.

This amendment is proposed under the authority contained in Section 3 of the Act of August 25, 1916, 36 Stat. 535, as amended (16 U.S.C. § 3); Section 2 of the Act of March 2, 1899, 30 Stat. 993, as amended (16 U.S.C. § 92); 245 DM 1 (34 FR 13879, as amended); National Park Service Order No. 77 (38 FR 7378, as amended); and Pacific Northwest Region Order No. 3 (37 FR 6325, as amended).

Specifically, in consideration of the foregoing, it is proposed that § 7.5(a) of Part 7 of 36 CFR Chapter 1, entitled "Mount Rainier National Park", be amended as follows:

§ 7.5 **Mount Rainier National Park.**

(a) *Fishing.* (1) Fishing in all park waters shall remain open year round.

* * * * *

(5) The daily catch and possession limit for fish taken from park waters shall be six pounds and one fish, not to exceed 12 fish.

Dated: May 22, 1975.

DANIEL J. TOBIN, JR.,
*Superintendent,*
*Mount Rainier National Park.*

[FR Doc.75-20719 Filed 8-6-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Farmers Home Administration

### [ 7 CFR Part 1822 ]

[FmHA Instruction 444.5]

### RURAL RENTAL HOUSING LOAN POLICIES, PROCEDURES AND AUTHORIZATIONS

### Nonprofit Organizations

Notice is hereby given that the Farmers Home Administration has under consideration the addition of a new paragraph (p) to § 1822.88 of Subpart D of Part 1822, Title 7, Code of Federal Regulations (40 FR 4282). This addition will give to State and public agency and nonprofit organization applicants priority in funding when monies are not available to approve all applications during any fiscal year. This priority will also be effective if more than one application is received to provide rental housing for the same community.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendment to the Chief, Directives management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before September 8, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Chief, Directives Management Branch during regular business hours. (8:15 a.m.–4:45 p.m.)

As proposed, § 1822.88(p) is added as follows:

§ 1822.88 **Special conditions.**

* * * * *

(p) *Priority in funding.* When funds are not available for all applications pending within a State during any fiscal year, priority in funding will be given to applicants who are State or local public agencies or nonprofit organizations. This priority will also be effective where more than one application is received to provide rental housing in the same community.

* * * * *

(42 U.S.C. 1480; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70)

Date: August 1, 1975.

FRANK W. NAYLOR, JR.,
*Acting Administrator,*
*Farmers Home Administration.*

[FR Doc.75-20746 Filed 8-6-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Social Security Administration

### [ 20 CFR Part 416 ]

[Regulations No. 16]

### SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

### Definition of Resident

Notice is hereby given, pursuant to the Administrative Procedure Act (5 U.S.C. 553) that the amendment to the regulations set forth in tentative form below is proposed by the Commissioner of Social Security with the approval of the Secretary of Health, Education, and Welfare. The proposed amendment prescribes criteria for the establishment of a claimant's status as resident of the United States. Benefits under title XVI of the Social Security Act (42 U.S.C. 1381 et seq.) can only be paid to people who are residents of the United States. However, section 1611(f) of the Act (42 U.S.C. 1382) provides that benefits can be paid to eligible individuals who are outside the United States for less than 30 consecutive days, thus indicating the Congressional intent that physical presence is not, in all circumstances, a necessary element of residence. Therefore, the amendment provides that an individual can be found to retain his status as a resident of the United States even though he is temporarily absent from the United States for less than 30 days. The proposed amendment implements in part section 1614(a) of the Social Security Act (42 U.S.C. 1382c(a)) which requires U.S. residence for eligibility for supplemental security income benefits.

The rules set forth in the proposed regulations will be applied by the Social Security Administration in order to administer the supplemental security income program during the period from January 1, 1974, when the new program became effective, until final regulations are adopted.

Prior to the final adoption of the proposed amendment of the regulations, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in triplicate to the Commissioner of Social Security, Department of Health, Education, and Welfare, P.O. Box 1585, Baltimore, Maryland 21203, on or before September 8, 1975.

Copies of all comments received in response to this notice will be available for public inspection during regular business hours at the Washington Inquiries Section, Office of Information, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4146, 330 Independence Avenue SW., Washington, D.C. 20201.

The proposed amendment is to be issued under the authority of sections 1102, 1614, and 1631 of the Social Security Act, as amended; 49 Stat. 647, as amended, 86 Stat. 1471 and 1475; 42 U.S.C. 1302, 1382c, and 1383.

(Catalog of Federal Domestic Assistance Program No. 13.807, Supplemental Security Income Program.)

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 8, 1975.

J. B. CARDWELL,
*Commissioner of Social Security.*

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

Section 416.202 of Part 416 of Chapter III of Title 20 of the Code of Federal Regulations is revised to read as follows:

**§ 416.202 Eligibility requirements.**

(a) *General:* For purposes of this part, an aged, blind, or disabled individual is an individual who:

(1) Is 65 years of age or older (as determined under Subpart H of this part), is blind (as determined under Subpart I of this part), or is disabled (as determined under Subpart I of this part), and

(2) Is a resident of the United States (see paragraphs (b) and (c) of this section), and is either:

(i) A citizen of the United States (as defined in § 416.203(c)), or,

(ii) An alien lawfully admitted for permanent residence or otherwise permanently residing in the United States under color of law (including an alien who is lawfully present in the United States as a result of the application of the provisions of section 203(a)(7) or section 212(d)(5) of the Immigration and Nationality Act (8 U.S.C. 1153, 1182)).

(b) *Resident of the United States.* For purposes of this part, a resident of the United States is an individual who lives in the United States, i.e., the 50 States and the District of Columbia, and who is not merely a transient or sojourner.

(c) *When status as a resident may be lost.* An individual who has once acquired the status of a resident does not lose that status until he actually departs from the United States even though his intention to give up U.S. residence was formed some time previously. Temporary absence will not cause loss of status as a resident. (However, see § 416.1327 regarding suspension of benefits where eligible individuals are outside the United States.)

[FR Doc.75-20722 Filed 8-6-75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Federal Insurance Administration

[Docket No. FI–647]

### [ 24 CFR Part 1917 ]

### APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Proposed Flood Elevation Determinations for the City of La Grange, Lewis County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (P.L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968, P.L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (Section 1917.4 (a)), hereby gives notice of his proposed determinations of flood elevations for the City of La Grange, Missouri.

Under these Acts, the Administrator, to whom the Secretary has delegated his statutory authority, must develop criteria for flood plain management in identified flood hazard areas. In order to participate in the National Flood Insurance Program, the City of La Grange must adopt flood plain management measures that are consistent with the flood elevations determined by the Secretary.

Proposed flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the proposed flood elevations are available for review at City Hall, La Grange, Missouri 63435.

Any person having knowledge, information, or wishing to make a comment on these determinations should immediately notify Mayor Richard Wagner, City Hall, La Grange, Missouri 63435. The period for comment will be ninety days following the second publication of this notice in a newspaper of local circulation in the above-named community or November 5, 1975, whichever is the later.

The proposed 100-year Flood Elevations are:

| Source of flooding | Location | Elevation (feet above mean sea level) | Width from end of road (facing downstream) to 100-yr flood boundary (feet) | |
|---|---|---|---|---|
| | | | Right | Left |
| Mississippi River | Buchanan St | 490 | 120 | |
| | Pierce St | 490 | 920 | |
| | Polk St | 490 | 440 | |
| | Knox St | 490 | 240 | |
| | Lewis St | 490 | 440 | |
| | South St | 490 | 320 | |
| | Marion St | 490 | 400 | |
| | Washington St | 490 | 400 | |
| | Jefferson St | 490 | 400 | |
| | Monroe St | 490 | 360 | |
| | Jackson St | 491 | 320 | |
| | Wyaconda St | 491 | 240 | |
| | Skinner St | 491 | 200 | |
| | Filmore St | 491 | 120 | |
| | Clay St | 491 | 160 | |
| | Main St | 490 | From Southern Corp. limits to Intersection with Jackson St. | |
| | Chicago, Burlington, & Quincey RR. | 490-491 | Entire railroad within corporation limits. | |

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20472 Filed 8-6-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

### [ 14 CFR Part 71 ]

[Airspace Docket No. 75–GL–53]

### VOR AIRWAYS

### Proposed Extension

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would:







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1. Extend V–72 from the Montroee, Ill., INT to Bloomington, Ill., via Mattoon, Ill.
2. Extend V–156 from Moline, Ill., direct to Cedar Rapids, Iowa.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. All communications received on or before September 8, 1975 will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will also be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, S.W., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would designate direct airways between Mattoon and Bloomington and also between Moline and Cedar Rapids.

These routes are being used as "direct routes." Their designation as airways would reduce the pilot/controller coordination (radar vectoring) workload.

(Sec. 307(a) Federal Aviation Act of 1958 (49 U.S.C. 1348(a)), Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)).

EDWARD J. MALO,
*Acting Chief, Airspace and Air Traffic Rules Division.*

Issued in Washington, D.C., on August 1, 1975.

[FR Doc.75–20618 Filed 8–6–75;8:45 am]

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**[ 14 CFR Part 71 ]**

[Airspace Docket No. 75–GL–50]

**VOR AIRWAY**

**Proposed Alteration**

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would realign V–129 between Dubuque, Iowa, and Nodine, Minn., eastward and renumber the present segment of this airway as V–129W.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. All communications received on or before September 8, 1975 will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, S.W., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would redesignate V–129 from Dubuque to Nodine via the INT of the Dubuque 348° (344°M) and the Nodine 150° (146°M) radials, including a W alternate from Dubuque to Nodine via Waukon, Iowa.

The proposed realignment would solve an operational problem at La Crosse, Wis., and provide a more direct airway between Dubuque and Nodine.

(Sec. 307(a) Federal Aviation Act of 1958 (49 U.S.C. 1348(a)), Sec. 6(c) Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Washington, D.C., on August 1, 1975.

EDWARD J. MALO,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75–20619 Filed 8–6–75;8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

**[ 40 CFR Part 35 ]**

[FRL 406–1]

**STATE PUBLIC WATER SYSTEM SUPERVISION**

**Program Grants**

Notice is hereby given that pursuant to Sections 1443 and 1450 of the Public Health Service Act ("the Act"), as amended by the Safe Drinking Water Act ("SDWA", P. L. 93–523) the Administrator of the Environmental Protection Agency (EPA) proposes to issue additions to 40 CFR Part 35 setting forth regulations governing grants to States to assist in the funding of public water system supervision programs.

The SDWA was signed by the President on December 16, 1974. It provides for national standards for drinking water to protect the public health, but emphasizes the importance of Federal-State cooperation and encourages States to assume primary enforcement responsibility for public water systems. Pursuant to Section 1413 of the Act, the Administrator may determine that a State has primary enforcement responsibility if the State meets certain specified requirements.

To assist the States in establishing programs meeting the requirements for primary enforcement responsibility, Section 1443(a) of the Act authorizes the Administrator to make grants to States to carry out "public water system supervision programs," which are defined in Section 1443(c) as programs "for the adoption and enforcement of drinking water regulations [with permitted variances and exceptions] which are no less stringent than the national primary drinking water regulations and for keeping records and making reports" required by the Administrator. Section 1443(a)(2) provides that no State may receive its first grant until the Administrator determines that the State has established or will establish within one year from the date of the grant a public water system supervision program, and will, within that one year, assume primary enforcement responsibility for public water systems within the State.

Section 35.630 of the proposed grant regulations provides that an application for the initial grant must include a letter from the chief executive officer of the State stating whether the State has, or intends to establish within one year, a public water system supervision program and affirming the State's intention to assume primary enforcement responsibility within one year. Pursuant to the requirements of the Act, § 35.634(b) provides that a State cannot receive a grant for a period beginning more than one year after the date of the State's first grant unless the State has assumed and maintains primary enforcement responsibility.

Section 1443(a)(4) of the Act provides that the grant money will be allotted among the States on the basis of population, land area, number of public water systems, and "other relevant factors." Statistics on population and land area are, of course, readily available. However, statistics on the number of public water systems in each State are not yet entirely reliable. The comprehensiveness of public water system inventories varies widely from State to State, particularly with regard to small, non-residential systems such as those owned by restaurants, service stations and recreation areas. EPA is encouraging the States to complete their public water system inventories.

In the absence of currently available, reliable data on the total number of public water systems in each State, EPA proposes to rely initially on public water system inventory data taken from EPA inventory forms which have been in use for several years. Information from those forms gives relatively reliable information on the number of systems in each State which primarily serve a "community," "company town," "mobile home park," or "institution."[1] For the purposes of convenience, systems falling in one of these categories are referred to in the allocation formula as "resident water systems." The proposed allocation formula contained in § 35.610 would allocate funds on the basis of population (30%); land area (10%); and number of "resident water systems" (60%). The allocation for FY 76 would be based on the inventory known to EPA as of August 1, 1975. Comments on the proposed allocation formula are invited.

"State" is defined in proposed § 35.603 to include the District of Columbia,

[1] In the future, EPA inventory forms will be revised to categorize public water systems as "community" or "other" systems, reflecting the categorization used in the interim primary drinking water standards and the regulations for implementation of those standards.





Puerto Rico, the Virgin Islands, Guam, American Samoa and the Trust Territory of the Pacific Islands. Pursuant to § 35.610(b), a State's allotment shall be not less than one percent of the total appropriation, except that allotments for Guam, American Samoa and the Virgin Islands shall be not less than one-third of one percent of the total appropriation.

Section 35.613 provides that the actual grant to the State will be determined by the Regional Administrator at the time of the grant award. The grant must not exceed 75% of the eligible costs of a State program.

Section 35.611(c) provides for a mandatory aditional allotment of all program grant funds which have not been obligated by the Agency. This must be done at least 180 days prior to the end of the Federal fiscal year.

Sections 35.636(c) and 35.640 provide that the Regional Administrator may reduce a State's grant from what it would have obtained under § 35.613 if the initial program submitted does not contain planned accomplishments reasonably consistent with the level of funding requested, or if the accomplishments achieved are substantially below the level approved in the State program plan. The Regional Administrators and the States will be provided with information to help them determine appropriate funding levels for various accomplishments. Any funds retrieved by reduction of a State's grant may be realloted to other States in the same region in accordance with § 35.611(d).

These regulations are written on the assumption that the funds will remain available until expended, since the appropriations bill now before Congress contains language to this effect.

Program elements of a public water system supervision program are listed in § 35.618. Each of these elements is desirable and is an appropriate element for the use of grant funds. However, EPA will not tie specific amounts of money to specific program elements. Although it is not necessary for a State program to include every element in § 35.618 or to produce an accomplishment for every program element, the program of a State with primary enforcement responsibility must include the program elements required by § 142.10 of this chapter. In addition, a State may include other program elements if it can demonstrate that such other elements are appropriate to its program. A State can propose almost any mixture of program elements and accomplishments which can reasonably be considered part of a public water system supervision program. State funds spent on appropriate elements can be counted toward the 25% matching funds requirement imposed by § 1443(a)(3) of the Act. The Regional Administrator will have a great deal of discretion in determining if the amount requested by the State is consistent with the accomplishments the state proposes in its program.

EPA believes that routine monitoring should become the responsibility of public water systems. However, some States provide this monitoring service for some systems, especially systems serving small communities. EPA believes that such costs should be transferred to the public water systems as quickly as feasible in accordance with the intent of the legislation. However, no limitation on the use of grant funding for routine monitoring is being initially proposed. Comments are sought on the manner in which all routine monitoring costs may be most expeditiously transferred from the States to the public water systems.

Federal grant funds, provided in accordance with these regulations, should not be used to supplant non-Federal funding used for public water system supervision efforts by the State. For this reason, § 35.625 provides that non-Federal funds for recurrent costs should not be reduced. However, it is recognized that special circumstances may exist and that strict application of this provision could cause undue hardship. In these cases relief is possible through administrative actions by EPA under Subpart I of Part 30 of this chapter.

The Administration has requested $7.5 million in program grant funds for the States in FY 76. A discussion of the costs of State drinking water programs is contained in the preamble to the proposed Drinking Water Standards Implementation Regulations, which are being published concurrently with these proposed grant regulations.

**COMMENTS**

Interested persons may participate in this rulemaking process by submitting written comments in triplicate to the Office of Water Supply (WH–450), Environmental Protection Agency, Washington, D.C. 20460, Attention: Comment Clerk, Drinking Water Standards Implementation and Grant Regulations.

Comments on all aspects of the proposed regulations are solicited. In addition to considering public comments sent to EPA, the Agency will hold public hearings at the following locations to receive comments and statements on the proposed regulations. The hearing room locations and times should be confirmed in advance by telephone.

| | |
|---|---|
| Sept. 3, 1975, 9:30 a.m. | EPA Region IX, 100 California St., San Francisco, Calif. 94111; telephone: 415–556–7450. |
| Sept. 5, 1975, 9:30 a.m. | Washington, D.C., EPA Headquarters, Waterside Mall, 401 M Street SW., Washington, D.C. 20460; telephone: 202–426–8877. |

All comments received on or before September 15, 1975 will be considered. A copy of all public comments will be available for inspection and copying at the EPA Freedom of Information Center. As provided in 40 CFR Part 2, a reasonable fee may be charged for copying services.

It is hereby certified that the economic and inflationary impacts of these proposed regulations have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 29, 1975.

RUSSELL E. TRAIN,
*Administrator.*

It is proposed to add the following new §§ 35.600—35.649 to Supart B of 40 CFR Part 35:

**GRANTS FOR STATE PUBLIC WATER SYSTEM SUPERVISION PROGRAMS**

Sec.
35.600 Scope and Purpose.[1]
35.603 Definitions.
35.604 Program Coverage.
35.610 Determination of Allotments.
35.611 Notification of Allotments and Reallotments.
35.613 Grant Amount.
35.615 State Program Plan.
35.618 Program Elements of a Public Water System Supervision Program.
35.620 Eligible and Ineligible Costs.
35.625 Maintenance of Effort.
35.630 Application for Grant/State Program Plan Submission.
35.632 Criteria for Award.
35.634 Limitation on Grant Award.
35.636 Regional Administrator's Action on State Program Plan.
35.638 Budget Period.
35.640 Reduction of Grant Amount.
35.642 Assignment of Personnel.
35.649 Reserved.

AUTHORITY: Secs. 1443 and 1450 of P.L. 93–523, 88 Stat. 1660 (42 U.S.C. 300j–2 and 300j–9).

**GRANTS FOR STATE PUBLIC WATER SYSTEM SUPERVISION PROGRAMS**

**§ 35.600 Scope and Purpose.**

Sections 35.600 through 35.649 establish regulations and procedures for providing program grant funds to the States for the development and administration of public water system supervision programs as authorized by Section 1443(a) of the Public Health Service Act. These regulations are intended to foster development of State program plans and programs to assist in implementing Title XIV of the Act (added by the Safe Drinking Water Act).

**§ 35.603 Definitions.**

As used in this part, and except as otherwise specifically provided:

(a) "Act" means the Public Health Service Act.

(b) "Public water system" means a system for the provision to the public of piped water for human consumption, if such system has at least fifteen service connections or regularly serves an average of at least twenty-five individuals daily at least two months out of the year. Such term includes (1) any collection, treatment, storage, and distribution facilities under control of the operator of such system and used primarily in connection with such system, and (2) any collection or preatreatment storage facilities not under such control which are

[1] Section numbers are not consecutively numbered to allow room for modification and insertion of new sections as needed.

used primarily in connection with such system.

(c) "State" means one of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

(d) "Administrator" means the Administrator of the United States Environmental Protection Agency or his authorized representative.

(e) "Agency" means the United States Environmental Protection Agency.

(f) "Supplier of water" means any person who owns or operates a public water system.

(g) "Primary enforcement responsibility" means the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State.

(h) "National primary drinking water standard" means any primary drinking water regulation contained in Part 141 of this chapter.

(i) "State primary drinking water standard" means a drinking water standard of a State which is comparable to a national primary drinking water standard.

(j) "Sanitary survey" means an on-site review of the water source, facilities, equipment, operation and maintenance of a public water system for purposes of evaluating the adequacy of such source, facilities, equipment, operation and maintenance for producing safe drinking water.

(k) "State program grant" means the award of Federal assistance to a State from its allotment to assist in developing or carrying out a public water system supervision program.

(l) "Allotment" means the maximum initial amount of funds potentially available to each State from each annual appropriation.

(m) "Public water system supervision program" means a program for the adoption and enforcement of drinking water regulations which are no less stringent than the national primary drinking water regulations and for keeping records and making reports required to be made by States with primary enforcement responsibility.

### § 35.604 Program Coverage.

The provisions of §§ 35.600–649 shall not apply to any part of a public water system supervision program for a public water system:

(a) which consists only of distribution and storage facilities (and does not have any collection and treatment facilities);

(b) which obtains all of its water from, but is not owned or operated by, a public water system to which such regulations apply;

(c) which does not sell water to any person; and

(d) which is not a carrier which conveys passengers in interstate commerce.

### § 35.610 Determination of Allotments.

Funds appropriated in each fiscal year will be allotted as follows:

(a) The initial allotment will be established on the basis of the following weighted factors:

(1) The population of each State in proportion to the total population of all States (weight factor: 30%). Population statistics will be drawn from the 1970 census, Tables 4 and 11 of the 1974 Statistical Abstract of the United States.

(2) The land area of each State in proportion to the total land area of all States (weight factor: 10%). Land area statistics will be drawn from Table 290 of the 1974 Statistical Abstract of the United States.

(3) Number of "resident water systems" in each State in proportion to the number of such systems in all States (weight factor: 60%). Water systems statistics will be drawn from the Inventory of Public Water Systems maintained by the Agency based on input from the States. For Fiscal Year 76 grants the number of "resident water systems" for each State will be determined by the number of public water systems for which inventory data have been submitted to EPA on or before August 1, 1975, and for which the predominant service area characteristic has been reported to be at least one of the following:

(i) Community,
(ii) Company town,
(iii) Mobile home park, or
(iv) Institution.

(b) Initial allotments established for the States based on the weighted ratios in (a) will be adjusted as follows:

(1) State allotments (except for Guam, American Samoa, and the Virgin Islands) shall not be less than one percent of the appropriation.

(2) Allotments for Guam, American Samoa, and the Virgin Islands shall not be less than one-third of one percent of the appropriation.

(c) The total increase in State allotments resulting from the application of paragraph (b) of this section shall be offset by an equivalent total decrease in the initial allotment to the other States. This decrease in a State's initial allotment will be in proportion to the amount the State's initial allotment exceeded the one percent or one-third of one percent minimum.

### § 35.611 Notification of Allotments and Reallotments.

(a) Each year, within thirty days after the President delivers his budget to Congress, the Administrator will issue to each Regional Administrator an anticipated allotment for each State for the coming fiscal year except that for Fiscal Year 1976, the anticipated allotment shall be issued no later than 30 days following final promulgation of these regulations. The anticipated allotment shall be promptly communicated to each State by the Regional Administrator. This anticipated allotment (planning target) will be based on the amount of funds requested in the President's budget for this purpose in the coming fiscal year.

(b) As soon as practicable after funds are appropriated, the Administrator will issue to each Regional Administrator a final allotment for each State from funds appropriated for that fiscal year. This final allotment shall be promptly communicated to each State by the Regional Administrator.

(c) As soon as practicable but in no event later than 180 days prior to the end of the Federal Fiscal Year, the Administrator will reallot on a national basis among the States which have already received a grant, all funds unobligated by the agency except that the Administrator will establish a different date for Fiscal Year 1976. The unobligated funds will be allotted on the basis of each such State's allocation factor compared to the sum of the allocation factors for all such States. The funds will be granted to the States which can demonstrate a need for the additional funds.

(d) Funds remaining unobligated 90 days prior to the end of the fiscal year from funds realloted under § 35.611(c) and other funds made available by reduction of grant amounts, shall be available within the Region for supplementary awards to other grantees.

### § 35.613 Grant Amount.

The actual amount of each State grant, which shall not exceed the State's allotment, shall be determined at the time of the grant award by the Regional Administrator. Federal funds can not exceed 75% of the eligible cost of the State's public water system supervision program as described by § 35.615.

### § 35.615 State Program Plan.

Any State wishing to apply for a grant shall prepare and submit to the Regional Administrator for approval a program plan which satisfies the requirements of applicable regulations and contains planned accomplishments. A State may include in the plan submitted to the Regional Administrator any program element listed in § 35.618, and any other program element if the State can demonstrate that such other program element is appropriate for the conduct of its public water system supervision program. The essence of the State plan is to relate the utilization of available resources (both Federal and non-Federal) to the achievement of expected accomplishments. The program plan shall describe how the planned accomplishments address the problems in the State and are consistent with the objectives of the Act and national policy as set forth in the annual guidance document issued by the Agency. Information on the program elements contained in each State's submission shall be presented in summary form and shall include:

(a) The planned accomplishments;

(b) The resources to be expended by the State to produce the planned accomplishments, including anticipated Federal financial and technical assistance; and

(c) For Fiscal Year 1977 and subsequent years an analysis of the previous year's State program. This analysis shall compare the planned accomplishments with expected resources, the actual resources expended, and the actual accomplishments.





### § 35.618 Program Elements of a Public Water System Supervision Program.

The following program elements are appropriate for carrying out public water system supervision programs. For a State with primary enforcement responsibility the State program must include program elements satisfying the requirements of § 142.10 of this chapter.

(a) *Administration and Program Development.* Planning, development and coordination of program activities for the management of a water system supervision program including general program direction and supervision, and development of staffing and budget needs; development and evaluation of basic water supply legislation, regulations, policies, and public information.

(b) *Surveillance and Technical Assistance.* Sanitary surveys of public water systems on an established schedule with written survey reports to the suppliers of water; review of bacteriological and chemical sampling data submitted by the suppliers to determine compliance with applicable provisions of State primary drinking water standards; technical assistance to suppliers of water and others regarding the planning, design, operation, maintenance, treatment, quality control and assessment of public water systems.

(c) *Plan Review.* A plan review activity for new public water systems and modifications or additions to existing systems.

(d) *Laboratory Certification.* A laboratory certification or approval program on an established frequency for laboratories from which public water systems propose to submit data to be used in determining compliance with applicable State primary drinking water standards.

(e) *Laboratory Capability.* Provision and operation of laboratory facilities with capability to perform the type of analyses required by State primary drinking water standards; or obtaining laboratory services from outside sources.

(f) *Training and Certification.* An activity for the training or certification of water system personnel, plant operators, public water system supervisory personnel and State water supply program personnel.

(g) *Enforcement.* An activity for the establishment and implementation of procedures for administrative and judicial enforcement of State primary drinking water standards.

(h) *Data Management.* A data management activity to maintain essential records needed for conduct of the drinking water supervision program and for submission to the Agency; including the maintenance of an inventory for all public water systems.

(i) *Disease Surveillance and Investigation.* The maintenance of a coordinated activity with State and local agencies to detect, investigate and report suspected waterborne disease outbreaks.

### § 35.620 Eligible and Ineligible Costs.

Federal grant money can be expended only for the program elements of § 35.618 and other program elements contained in the approved grant agreement.

(a) Eligible costs shall include all laboratory costs associated with routine monitoring.

(b) Costs of occupying office, laboratory, shop and storage space shall be eligible only as follows:

(1) No costs shall be allowed for acquisition of land or for the construction of any structure (including foundations, fences and parking areas).

(2) Costs of occupying State or local government-owned buildings shall be allowed only under an indirect cost agreement negotiated with the Agency.

(3) Costs of occupying privately-owned buildings shall be eligible.

### § 35.625 Maintenance of Effort.

No grant will be awarded if it is determined by the Regional Administrator that Federal grant funds will supplant, rather than supplement, non-Federal funding committed to public water system supervision efforts by the State. Each applicant for an initial grant must provide an assurance of a minimum level of expenditures of non-Federal funds for recurrent allowable program costs during the budget period of the grant at least equal to such expenditures during the twelve-month period preceding the grant award. For grants from funds appropriated for subsequent fiscal years, the minimum level of effort required to be eligible for Federal grant assistance shall be the amount of non-Federal funds actually expended by the grantee for recurrent allowable program costs under the initial grant.

### § 35.630 Application for Grant/State Program Plan Submission.

States wishing to make application for a program grant shall:

(a) Develop an annual program in accordance with § 35.615.

(b) Starting with Fiscal Year 1977, submit a preliminary (draft) plan to the Regional Administrator no later than 90 days prior to the start of the Federal Fiscal Year.

(c) Starting with Fiscal Year 1977, submit an application on the appropriate EPA form, which includes the annual state program plan submission, for grant award to the Regional Administrator in accordance with Part 30, Subpart B of this chapter, no later than 30 days prior to the start of the Federal Fiscal Year.

(d) For Fiscal Year 1976, submit an application on the appropriate EPA form to the Regional Administrator no later than February 1, 1976.

(e) The application for an initial grant shall include, in addition to the other submissions requested by this subpart, a letter from the chief executive officer of the State, stating whether the State has, or intends to establish, a public water system supervision program. The letter should designate the State agency to receive the grant and to be responsible for conducting the public water system supervision program. The letter should also affirm the State's intent to assume within one year primary enforcement responsibility in accordance with the requirements of Part 142, Subpart B of this chapter.

### § 35.632 Criteria for Award.

No grant may be awarded unless the program plan contained in the grant application meets the requirements of § 35.615 and has been approved by the Regional Administrator.

### § 35.634 Limitation on Grant Award.

(a) Notwithstanding any other provision of this part, the Regional Administrator may not approve an application of a State for its first grant to carry out a public water system supervision program unless he determines that the State (1) has established or will establish within one year from the effective date of the grant a public water system supervision program, and (2) will, within that one year, assume primary enforcement responsibility for public water systems within the State. (See §§ 142.10 through 142.13 of this chapter).

(b) Notwithstanding any other provision of this part, no grant may be made to a State for any fiscal year subsequent to the fiscal year of the State's first grant unless the State has assumed and maintains primary enforcement responsibility for public water systems within the State. (See §§ 142.10 through 142.13 of this chapter).

### § 35.636 Regional Administrator's Action on State Program Plan.

(a) Each State's final grant application and program plan shall be approved or disapproved by the Regional Administrator within 45 days of receipt.

(b) Should the Regional Administrator's evaluation of the State program plan submission reveal that the planned accomplishments are not consistent with the level of funding requested, he shall negotiate with the State either to increase the planned accomplishments or to reduce the grant amount. Funds freed by this procedure will remain within the region to be available for use in accordance with § 35.611(d).

### § 35.638 Budget Period.

The budget period of the grant shall be for the Federal Fiscal Year.

### § 35.640 Reduction of Grant Amount.

(a) If the Regional Administrator determines that the grantee has substantially failed or will fail to achieve the planned accomplishments, the grant amount may be reduced accordingly. This money will be available for use in accordance with § 35.611(d).

(b) A State agency shall be notified prior to any reduction, pursuant to paragraph (a) of this section, in the amount of Federal support to that agency. This notification shall include the reasons for reduction and, if appropriate, what steps the agency must take to regain funding including the time frame within which the steps must be taken.

§ 35.642 Assignment of Personnel.

Upon the written request of a State agency, the Regional Administrator may assign personnel of the Agency to such State agency pursuant to Section 1450(c) of the Act. As provided by Office of Management and Budget Circular A-97 the State agency must reimburse the Agency for the salaries and all other identifiable direct or indirect cost of providing the personnel.

§ 35.649 Reserved.

[FR Doc.75-20509 Filed 8-6-75;8:45 am]

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[ 40 CFR Part 142 ]

[FRL 406-2]

## DRINKING WATER

### Proposed Implementation of Standards

Notice is hereby given that pursuant to Sections 1413, 1414, 1415, 1416, 1445 and 1450 of the Public Health Service Act ("the Act"), as amended by the Safe Drinking Water Act ("SDWA", Pub. L. 93-523), the Administrator of the Environmental Protection Agency (EPA) proposes to issue a new 40 CFR Part 142 setting forth regulations for implementation of the national primary drinking water standards contained in Part 141.

On March 14, 1975, national interim primary drinking water standards were proposed pursuant to Section 1412 of the Act, 40 FR 11990. Section 1412 provides that those standards will become effective 18 months after they are promulgated in final form.

During consideration and passage of the SDWA, Congress made clear that it intended that the States have the principal responsibility for administering and enforcing primary drinking water standards. For example, the House Report on the legislation stated that "the Committee is hopeful that State and Federal cooperation will be the rule and that the States will take the lead in adopting standards, reviewing compliance strategies, and where necessary bringing enforcement actions." H.R. Rep. No. 1185, 93rd Cong., 2nd Sess. at 21.

This proposed Part 142 sets forth regulations for the implementation of primary drinking water standards, with particular emphasis on the role of the States. Subpart A of Part 142 contains general provisions applicable to the entire part. Subpart B sets forth requirements States must meet to have primary enforcement responsibility and includes regulations concerning determinations of the Administrator relating to primary enforcement responsibility. Subpart C provides for the statutorily-mandated periodic review by EPA of variances and exemptions granted by States with primary enforcement responsibility. Subpart D covers Federal enforcement actions in situations where a State with primary enforcement responsibility does not take appropriate action to deal with violations of the primary drinking water standards. Subpart D also provides for EPA hearings on systems in violation of applicable standards and for EPA inspections of public water systems.

Subparts E and F of Part 142 deal with variances and exemptions from national primary drinking water standards granted by EPA for public water systems in States that do not have primary enforcement responsibility. States that have primary enforcement responsibility and wish to grant variances and exemptions do not have to follow the procedures set forth in Subparts E and F so long as the State procedures comply with Sections 1415 and 1416 of the Act.

To facilitate reference to the provisions of the Act which require or authorize the proposed regulations, a reference to the pertinent statutory provision is included in parentheses adjacent to each section heading.

The proposed regulations refer throughout to "the Administrator". It is anticipated that most of the responsibilities of the Administrator under this part will be delegated to the Regional Administrators. For example, it is expected that the Regional Administrators will make the determination as to whether a State meets the requirements for primary enforcement responsibility, and that Regional Administrators will act on variance and exemption requests from public water systems in States that do not have primary enforcement responsibility. Regional Administrators will be provided with guidance that will permit local differences to be accommodated within a national framework that is consistent in terms of philosophy and basic policy.

The proposed regulations are discussed in more detail below.

#### Subpart A—General Provisions

Section 142.2 of Subpart A contains definitions of terms used in Part 142. Several of the definitions are taken directly from the Act. In addition, the term "primary enforcement responsibility" is defined in § 142.2(l) to mean "the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State." Thus, once a State is determined to meet the requirements for primary enforcement responsibility, it will have general responsibility for regulating public water systems in the State. The term "State" is defined in § 142.2(f) to include the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa and the Trust Territory of the Pacific Islands.

The term "maximum contaminant level," in § 142.2(b), is defined somewhat differently than it is in the Act and in the proposed national interim primary drinking water standards. The definition in the Act (Section 1401(3)), refers to the level of contaminant "in water which is delivered to any user of a public water system." Because of suggestions in the legislative history that the intent was to measure contaminants at the consumer's tap, the proposed national interim primary standards refer to contaminant levels "in water which is delivered to the free flowing outlet of the ultimate user of a public water system." 40 FR at 11994. However, that definition fails to deal with the fact that a public water system has no control over contamination of water after it has been delivered to the consumer, unless the contamination is caused by deterioration of the user's pipes resulting from corrosive qualities of the water. It would be unreasonable to hold a public water system in violation of a maximum contaminant level if the level is exceeded at the consumer's tap as a result of the user's attachment of a faulty home treatment device or because of cross-connections in the user's plumbing system. Accordingly, the definition of "maximum contaminant level" in these proposed regulations excludes contamination which is the fault of the user. In addition, the proposed definition provides for measurements of turbidity at the point of entry to the distribution system, rather than at the consumer's tap, since measurement at this point is a more meaningful indicator of the sanitary quality of the water.

The term "public water system" is also defined somewhat differently in these proposed regulations than in the statute or the proposed national interim primary standards. The proposed standards refer to a system that "regularly serves an average of at least twenty-five individuals daily at least three months out of the year." The purpose of the insertion of the three-month requirement into the statutory definition was to make clear that a system operating on a short-term basis is not a system "regularly" serving individuals. However, it has been determined that seasonable public water systems operating for as much as two months a year, which include many campgrounds and other tourist facilities, do "regularly" serve individuals within the meaning of the Act. Therefore these proposed regulations define a public water system to include those which serve an average of at least twenty-five individuals daily at least two months out of the year.

Section 142.3, dealing with the scope of Part 142, is taken from Section 1411 of the Act. It should be noted that an interstate conveyance is a public water system for purposes of the regulations if it meets the definition of such system contained in § 142.2(c).

#### Subpart B—Primary Enforcement Responsibility

As noted above, it was the intention of Congress that the States have the principal responsibility for the regulation of public water systems. This Congressional intent is carried out in Section 1413(a) of the Act, which provides that a State "has primary enforcement responsibility for public water systems" during any period for which the Administrator determines that the State meets the following requirements:





(1) has adopted drinking water regulations which (A) in the case of the period beginning on the date the national interim primary drinking water regulations are promulgated under Section 1412 and ending on the date such regulations take effect are no less stringent than such regulations, and (B) in the case of the period after such effective date are no less stringent than the interim and revised national primary drinking water regulations in effect under such section;

(2) has adopted and is implementing adequate procedures for the enforcement of such State regulations, including conducting such monitoring[1] and making such inspections as the Administrator may require by regulation;

(3) will keep such records and make such reports with respect to its activities under paragraphs (1) and (2) as the Administrator may require by regulation;

(4) if it permits variances or exemptions, or both, from the requirements of its drinking water regulations which meet the requirements of paragraph (1), permits such variances and exemptions under conditions and in a manner which is not less stringent than the conditions under, and the manner in, which variances and exemptions may be granted under sections 1415 and 1416; and

(5) has adopted and can implement an adequate plan for the provision of safe drinking water under emergency circumstances.

Section 1413(b) of the Act provides that the Administrator shall propose regulations concerning determinations as to State primary enforcement responsibility made pursuant to Section 1413(a). Subpart B of the proposed Part 142 consists of such regulations. Subpart B sets forth the requirements a State must meet in order to qualify for primary enforcement responsibility, and the manner in which a State may apply for a determination by the Administrator that the State has met the requirements. Subpart B also sets forth the procedures to be followed in cases where the Administrator has information indicating that a State previously found to meet the requirements for primary enforcement responsibility no longer meets those requirements.

The intention of the regulations in Subpart B is to preserve the flexibility necessary to carry out the Congressional mandate to emphasize State enforcement, while assuring that a State meets the five basic requirements set forth in Section 1413(a) of the Act before the Administrator determines that the State has primary enforcement responsibility. The way in which those five requirements are described in the proposed § 142.10 can be summarized as follows:

(1) Primary drinking water standards (§ 142.10(a)). It is clear that a State may not be determined to have primary enforcement responsibility unless it has already adopted and has in effect State primary drinking water standards at least as stringent as the comparable national primary drinking water standards. This is not to say, however, that each State standard must be identical to the comparable national standard. Differences will be acceptable in appropriate cases. For example, a State may specify sample analysis methods different from those contained in the national standards so long as the alternate analysis is as accurate and dependable as the comparable analysis specified in the national standards. Moreover, it is anticipated that in several instances the national standards as promulgated will explicitly set forth areas in which State discretion may be exercised. In addition, a State's standards may be more stringent than the national standards even where there is no explicit reference in the standards to State discretion.

Timing is important in the adoption of State standards. In order for a State to qualify for primary enforcement responsibility, the State must already have adopted its standards. However, State standards are not required to become effective until comparable national standards become effective. Thus, the Administrator may determine that a State has primary enforcement responsibility prior to the date when the national interim primary standards become effective, even if the State standards which have been adopted do not become effective in that State until the national standards go into effect.

(2) Enforcement (§ 142.10(b)). The proposed requirements for State enforcement are divided into six distinct elements—inventory of public water systems, sanitary surveys, laboratory certification, availability of laboratory facilities to the State, design and construction, and statutory and regulatory enforcement authority. A State must have a minimum capability in each of these six areas in order to qualify for primary enforcement responsibility. However, the proposed regulations do not contemplate that a State will bring its capabilities to bear immediately with respect to every public water system in the State. In accordance with the Congressional objective of Federal-State cooperation and flexibility, States will be expected to set their own priorities and will have substantial discretion in shaping their program with respect to enforcement. For example, the requirement of proposed § 142.10(b)(2), concerning a systematic State program for sanitary surveys, does not impose on the States specific priorities concerning types of systems to be surveyed or the timing of surveys, except to require that some priority be given to systems not in compliance with applicable standards. It is recognized that a State cannot make a sanitary survey of every system in the State immediately. What is required is a reasonable, systematic program. Similarly, the requirement of proposed § 142.10(b)(4) that a State have access to laboratory facilities will not be interpreted to require the State agency with jurisdiction over drinking water standards to have its own fully-equipped laboratory. This requirement may be satisfied by access to laboratory facilities of a State university or a private laboratory, so long as the State is able to have laboratory analyses done when necessary.

The requirement that a State assure that the design and construction of public water system facilities will meet the primary drinking water standards is not intended to mandate a State licensing system. This requirement may reasonably be carried out by rules of general application which seek to assure that new facilities are capable of producing water which meets applicable drinking water standards. Comments are requested on these six elements which comprise the enforcement area of a state program eligible for primary enforcement authority.

(3) Record-keeping and reports (§§ 142.10(c), 142.14 and 142.15). In order to qualify for primary enforcement responsibility, a State would be required to commit itself to keeping records on bacteriological analyses for one year and chemical analyses for ten years. The type of information required could be retained in a summary form similar to the form used currently for the interstate carrier program, so long as the information is retained in a form suitable for admission into evidence in an administrative or judicial enforcement proceeding. More detailed information will be available from the supplier of water, pursuant to the record-keeping requirements of Part 141.

The results of chemical analyses are to be retained for the longer period because the chronic exposure hazard involved with chemicals makes longer-range information necessary. Because many fewer chemical samples are taken than bacteriological samples, the 10-year period should not prove unduly burdensome. It has been suggested that, because the latency period of health effects from chemical contaminants in drinking water may be considerably longer than 10 years, results of chemical analyses should be kept for longer than 10 years. Comments are invited on the appropriate retention period for records, and on the content of test result records.

Section 142.15 would require a State with primary enforcement responsibility to report annually to EPA respecting violations of primary drinking water standards in the State, and the status of each variance and exemption granted by the State. In addition, as required by the Act, the State would have to submit to EPA notification of the granting of a variance or exemption, with supporting information. As the Act and the legislative history of the Safe Drinking Water Act make clear, EPA is not to substitute its judgement for that of the State on a case-by-case basis. Periodic reports from the States are necessary for EPA to fulfill its responsibilities in reviewing continuing State compliance with the Act, but the reports are not intended to interfere with the basic State responsibility for enforcement of primary drinking water standards. Section 142.15 provides that annual reports from the States would be filed by February 1, covering activities of the preceding calendar year. If information on State activities is available on this date, it can be used in preparing the annual report to Congress on implementation of the Act which must

[1] Monitoring as used here does not include routine or operational monitoring as required by the interim primary drinking water standards.



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be submitted by April 1. Comments on the timing of State reporting requirements are invited.

(4) State variances and exemptions (§ 142.10(d)). The Act sets forth, in Sections 1415 and 1416, the requirements to be followed by States that have primary enforcement responsibility and wish to grant variances and exemptions from State primary drinking water standards. In view of the detail of those sections, and a desire not to hamper State programs and unnecessary requirements, the proposed regulations do not further define the requirements of a State program for granting variances and exemptions. The procedures to be followed by EPA in granting exemptions and variances in States that do not have primary enforcement responsibility are described in subparts E and F of Part 142. States with primary enforcement responsibility are not required to follow these procedures, so long as their own procedures are consistent with Sections 1415 and 1416 of the Act.

(5) Emergency plan (§ 142.10(e)). The fifth requirement imposed by the Act for primary enforcement responsibility is the adoption of, and ability to implement, an adequate plan for the provision of safe drinking water under emergency circumstances. A State will not be required to have an individual plan for each public water system. All that is required is a State-wide plan for responding to emergencies.

Proposed § 142.11 of Subpart B sets forth the information to be submitted by a State requesting a determination that it meets the five requirements for primary enforcement responsibility. The intention of § 142.11 is to require the State to submit enough information to permit the Administrator to make an informed determination, without burdening the process with excessive paperwork.

Proposed § 142.12 provides, in accordance with Section 1413(b)(2) of the Act, that the Administrator shall act on a request for a determination of primary enforcement responsibility within 90 days after receiving the request. However, as required by Section 1413(b)(1) of the Act, a determination of the Administrator that a State meets the requirements for primary enforcement responsibility does not become effective until after the Administrator has given an opportunity for public hearing. Section 142.13 sets forth the procedures to be followed in giving such an opportunity. A person requesting a hearing will be required to provide a statement of interest and the information to be presented in the public hearing. Frivolous or insubstantial requests for hearing may be denied by the Administrator. In addition, the Administrator may hold a public hearing on his own motion. The Administrator's determination will become effective upon issuance of an order subsequent to the public hearing; or, if no hearing is held, 30 days after notice of opportunity for hearing is given.

A State program normally will be expected to apply to all public water systems in the State to which the national primary drinking water standards apply. An exception to this requirement will be public water systems on Indian land over which a State does not have general civil jurisdiction. EPA will exercise primary enforcement responsibility over such systems. As intended by the statute, State primary drinking water standards will apply to public water systems operated by Federal agencies.

Once the Administrator's determination that a State has primary enforcement responsibility becomes effective, it remains in effect until rescinded pursuant to § 142.12(b). The procedure outlined in § 142.12(b) provides opportunity for a State to demonstrate that it continues to meet the requirements for primary enforcement responsibility. As required by the Act, a determination that a State no longer meets the requirements does not become effective until after the Administrator has provided an opportunity for a public hearing.

As authorized by the Act, the Administrator will provide technical and other assistance to States for their public water supply programs. The Agency will provide as much assistance as is feasible and appropriate to help strengthen State programs. In those States that do not initially qualify for primary enforcement responsibility, EPA will work to help the States qualify, and in the meantime will cooperate with the States in having State agencies carry out as much of the regulation of public water systems as possible.

### Subpart C—Review of State-Issued Variances and Exemptions

As noted above, States that have primary enforcement responsibility may grant variances and exemptions from State primary drinking water standards, so long as the provisions of Sections 1415 and 1416 of the Act are followed. As required by the Act, proposed § 142.21 establishes a deadline for State action on a variance or exemption request. The agency has selected 90 days as a reasonable period. This is the same deadline proposed by §§ 142.41 and 142.51 for action by the Administrator on requests for variances and exemptions in States that do not have primary enforcement responsibility. Comments are invited on the suitability of the 90-day deadline. It should be kept in mind that a variance does not become effective immediately upon action by the State. An opportunity for public hearing must be given.

Proposed §§ 142.22 through 142.24 follow the statutory mandate for review by EPA of State variances and exemptions at least once every three years. In accordance with the intent of the statute, the Agency's review of variances and exemptions granted by a State will be a broad, over-all review. Further action will be taken by EPA only if the review indicates that the State has, in a substantial number of instances, abused its discretion in granting variances or exemptions. The review will take into account the number of persons affected by the variances or exemptions and whether requirements applicable to the granting of variances and exemptions have been complied with.

### Subpart D—Federal Enforcement

Sections 142.30–142.33 of Subpart D of the proposed regulations relate to Section 1414 of the Act, which provides for Federal enforcement actions against public water systems not in compliance with national primary drinking water standards. In the case of public water systems in States that do not have primary enforcement authority, Section 1414 is simple and straightforward. It authorizes the Administrator to commence a civil action in a United States District Court whenever a system is not in compliance. However, the case of a system in a State which does have primary enforcement responsibility, Section 1414 requires the Administrator to give the State full opportunities to bring the system into compliance.

Section 142.30 of Subpart D sets forth the procedures to be followed in a State with primary enforcement authority. When the Administrator finds that a public water system in such a State is not in compliance, he is to notify the State of that fact. Once a State has been notified of a violation, further steps including publication of the Administrator's findings will be taken unless the public water system involved comes into compliance or initiates appropriate corrective actions to bring the system into compliance by the earliest feasible time. If the system does not take appropriate action and remains in non-compliance, a report on the situation will be required from the State. If the State does not submit the report, fails to implement within sixty days adequate procedures to bring the system into compliance by the earliest feasible time, or otherwise abuses its discretion, the Administrator may take legal action against the public water system in violation. In addition, the State may request the Administrator to file suit; and if an imminent danger to health is involved, the Administrator may take direct action pursuant to Section 1431 of the Act.

Subpart D of the proposed regulations also contains, in § 142.32, procedures for the holding of a public hearing with respect to a public water system not in compliance with applicable standards. A public hearing may be requested by the State, the public water system or a person served by the system. As in the case of requests for a hearing on a determination concerning primary enforcement responsibility, the request for hearing must provide information supporting the request. The granting of a hearing is within the Administrator's discretion.

Section 142.34 of Subpart D provides for the entry and inspection of public water systems by EPA. In keeping with the goal of Federal-State cooperation in the regulation of public water systems, § 142.34 provides that with respect to systems in States with primary enforcement responsibility, the State agency charged with responsibility for safe drinking water will be notified of any inspection by EPA, and the State agency will be offered the opportunity of having a representative accompany the EPA inspector. As required by the statute, the State agency may not use the EPA notice to inform the person whose property is to be entered of the proposed entry.





### Subparts E and F—Variances and Exemptions Issued by the Administrator

EPA may issue variances and exemptions from the national primary drinking water standards to public water systems in States that do not have primary enforcement responsibility. Subparts E and F set forth regulations to be followed by EPA in granting variances and exemptions in those situations. States with primary enforcement responsibility may wish to use similar regulations for issuing variances and exemptions. However, no State is required to follow the EPA procedures so long as the State procedures are in accordance with Sections 1415 and 1416 of the Act.

The Administrator cannot issue an exemption to a public water system in a State with primary enforcement responsibility. He can issue a variance to such a system only in the situation covered by proposed § 142.46. That provision, which follows Section 1415(a)(3) of the Act, authorizes the Administrator to issue a variance from a national treatment technique requirement if the system can show that it will use another treatment technique which is as efficient as the prescribed technique. This provision will not be used in the near future because no treatment technique has been proposed for inclusion in the interim primary drinking water standards.

The proposed regulations for the granting of variances and exemptions by EPA provide that when two or more public water systems seek a similar variance or exemption under similar circumstances, they may make a joint request to the Agency. Also, as explicitly permitted by the Act, hearings may encompass more than one application. The Agency plans to make use of these procedural tools to eliminate unnecessary paperwork and duplication in the processing and consideration of variance and exemption requests.

Sections 1415 and 1416 of the Act provide that the Agency cannot grant a variance or exemption if to do so would result in an "unreasonable risk to health." It has been suggested that any violation of a bacteriological maximum contaminant level would result in an "unreasonable risk to health" because of the acute effects of excessive bacteria in water and that therefore no variance or exemption from any such maximum contaminant level should be permitted. Temporary variances and exemptions would appear to be more appropriate with respect to chemical contaminant levels established on the basis of the possible chronic health effects. Comment is invited on the criteria to be used in judging whether or not a variance or an exemption would result in an unreasonable risk to health.

### Economic Considerations

Cost to the States has been a principal consideration in the development of the proposed Drinking Water Standards Implementation Regulations and the proposed State Program Grant Regulations. Every effort has been made to avoid unnecessary or unduly burdensome regulatory requirements, and to permit a phased buildup of State program capability.

The cost estimates for State water supply programs are based primarily on information collected by the EPA Water Supply Division since 1970. Since the 1970 Community Water Supply study, 13 State water supply program evaluations have been conducted by EPA's Regional Offices. In 1971 the Water Supply Division compiled a paper on State program budgets from information obtained from the States by the Regional Offices. In 1973 the Water Supply Division, with the assistance of the Conference of State Sanitary Engineers, developed a "rationale" for estimating State water supply program costs. Twenty-six States responded to a request from CSSE to estimate costs for a satisfactory program based on the "rationale."

With the information obtained from these sources the Water Supply Division developed and published a "Manual for the Evaluation of a State Drinking Water Supply Program" in 1974. Concurrently with the development of this manual the National Sanitation Foundation developed a manual containing staffing and budgetary guidelines for State water supply programs. Both publications are utilized extensively for the rationale, assumptions and procedures used in developing the cost estimates given below.

Estimated costs are based on program activities and staffing needed by the States to implement the Safe Drinking Water Act. These costs relate principally to a level of program capability that will be needed to meet the conditions for primary enforcement responsibility contained in the proposed regulations. The six principal activities of a State program used to derive these cost estimates are (1) surveillance and technical assistance, (2) laboratory certification, (3) enforcement, (4) data management, (5) laboratory capability, and (6) administration and program development. The key program element influencing the phased approach to the State program cost estimates is surveillance and technical assistance. The estimates reflected a phased buildup of program capability to conduct sanitary surveys and provide technical assistance to public water systems. It is assumed that initially sanitary surveys would be conducted at the larger community systems that use surface water sources and at systems that fail to comply with the interim primary standards. Sanitary surveys of community water systems using groundwater and at small systems serving the traveling public would be conducted as State program capability increases. The costs reflect the assumption that by 1981, a State will be conducting an annual sanitary survey for each public water system.

Estimated costs to the States for the six principal activities in FY 76 and FY 77 are $22 million and $33 million respectively. By the end of the assumed 6-year phase-in period State program costs would reach an estimated $70 million annually.

The cost of routine water quality monitoring of public water systems required by the proposed interim primary drinking water standards have not been included in these estimates. The interim standards place the responsibility for this monitoring on the public water systems. Although it is the Congressional intent that the supplier of water bear the responsibility for the cost of routine monitoring, many States presently perform some degree of routine monitoring at no charge to the public water system. This is particularly true for the smaller systems. Based on the monitoring requirements of the proposed interim primary standards, (40 FR 11990, March 14, 1975) the total annual monitoring costs were estimated at $156 million. However, the proposed interim standards are undergoing substantial revisions which will reduce this estimate to something like $20 to $40 million. A more detailed estimate of costs will be included with the promulgated interim primary drinking water regulations expected to be issued this summer. Because of the uncertainties concerning the monitoring requirements it is not possible at this time to estimate the eventual monitoring costs and the percentage of the costs that may be borne by the States. It is estimated that the States are currently absorbing 50 per cent of all costs for public water system water quality monitoring now conducted. As the interim primary standards' requirements increase the analytical work load, it is expected that the States will shift the cost of routine monitoring as quickly as feasible to the public water systems in accordance with the Congressional intent that the systems bear the full cost of routine monitoring.

These preliminary estimates of costs to the States do not appear excessive or inflationary. It is estimated that the States are currently spending $17 million annually on water supply activities. This includes some $4 million to $5 million for routine monitoring. The Administration has requested $7.5 million in program grant funds for the States in FY 76. Assuming that this level of federal grant funds is made available in FY 76, it appears that the needed State program level of $22 million will be achieved.

Comments are invited from the States, and other concerned parties, concerning their estimate of the minimum funding required to operate water supply programs meeting the requirements of these regulations.

### Comments

Interested persons may participate in this rulemaking process by submitting written comments in triplicate to the Office of Water Supply (WH-450), Environmental Protection Agency, Washington, D.C. 20460, Attention: Comment Clerk, Drinking Water Standards Implementation and Grant Regulations.

Comments on all aspects of the proposed regulations are solicited. In addi-



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tion to considering public comments sent to EPA, the Agency will hold public hearings at the following locations to receive comments and statements on the proposed regulations. Locations of the hearing rooms and times should be confirmed in advance by telephone.

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| Sept. 3, 1975, 9:30 a.m. | EPA Region IX, 100 California St., San Francisco, Calif. 94111; telephone: 415-556-7450. |
| Sept. 5, 1975, 9:30 a.m. | Washington, D.C., EPA Headquarters, Waterside Mall, 401 M Street SW., Washington, D.C. 20460; telephone: 202-426-8877. |

All comments received on or before September 15, 1975 will be considered. A copy of all public comments will be available for inspection and copying at the EPA Freedom of Information Center. As provided in 40 CFR Part 2, a reasonable fee may be charged for copying services.

It is hereby certified that the economic and inflationary impacts of these proposed regulations have been carefully evaluated in accordance with OMB circular A-107.

Dated: July 29, 1975.

RUSSELL E. TRAIN,
*Administrator.*

It is proposed to add the following new Part 142 to 40 CFR Subchapter D:

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## PART 142—DRINKING WATER STANDARDS IMPLEMENTATION


**Subpart A—General Provisions**

142.1 Applicability.
142.2 Definitions.
142.3 Scope.
142.4 State and Local Authority.

**Subpart B—Primary Enforcement Responsibility**

142.10 Requirements for a Determination of Primary Enforcement Responsibility.
142.11 Request for Determination of Primary Enforcement Responsibility.
142.12 Determination of Primary Enforcement Responsibility.
142.13 Public Hearings.
142.14 Records Kept by States.
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**Subpart C—Review of State Issued Variances and Exemptions**

142.20 State-Issued Variances and Exemptions.
142.21 State Consideration of a Variance or Exemption Request.
142.22 Review of State Variances, Exemptions and Schedules.
142.23 Notice to State.
142.24 Administrator's Rescission.

**Subpart D—Federal Enforcement**

142.30 Failure by State to Assure Enforcement.
142.31 Federal Action.
142.32 Petition for Public Hearing.
142.33 Public Hearing.
142.34 Entry and Inspection of Public Water Systems.

**Subpart E—Variances Issued by the Administrator**

142.40 Requirements for a Variance.
142.41 Variance Request.
142.42 Consideration of a Variance Request.
142.43 Disposition of a Variance Request.
142.44 Public Hearings on Variances and Schedules.
142.45 Action After Hearing.
142.46 Alternative Treatment Techniques.

**Subpart F—Exemptions Issued by the Administrator**

142.50 Requirements for an Exemption.
142.51 Exemption Request.
142.52 Consideration of an Exemption Request.
142.53 Disposition of an Exemption Request.
142.54 Public Hearings on Exemption Schedules.
142.55 Final Schedule.


AUTHORITY: Secs. 1413, 1414, 1415, 1416, 1445 and 1450 of Pub. L. 93-523, 88 Stat. 1660 (42 U.S.C. 300g-2, 300g-3, 300g-4, 300g-5, 300j-4 and 300j-9).

### Subpart A—General Provisions

**§ 142.1 Applicability.**

This part sets forth, pursuant to Sections 1413 through 1416, 1445 and 1450 of the Public Health Service Act, as amended by the Safe Drinking Water Act, Pub. L. 93-523, regulations for the implementation and enforcement of the national primary drinking water standards contained in Part 141 of this chapter.

**§ 142.2 Definitions.**

(See Section 1401 of the Act.) As used in this part, and except as otherwise specifically provided:

(a) "Act" means the Public Health Service Act.

(b) "Maximum contaminant level" means the maximum permissible level of a contaminant in water which is delivered to the free flowing outlet of the ultimate user of a public water system; provided, that in the case of turbidity, the maximum permissible level is measured at the point of entry to the distribution system. Contaminants added to the water under circumstances under control of the user, except for those resulting from corrosion of service piping and plumbing due to corrosive qualities of the water, are excluded from this definition.

(c) "Public water system" means a system for the provision to the public of piped water for human consumption, if such system has at least fifteen service connections or regularly serves an average of at least twenty-five individuals daily at least two months out of the year. Such term includes (1) any collection, treatment, storage, and distribution facilities under control of the operator of such system and used primarily in connection with such system, and (2) any collection or pretreatment storage facilities not under such control which are used primarily in connection with such system.

(d) "Contaminant" means any physical, chemical, biological, or radiological substance or matter in water.

(e) "Person" means an individual, corporation, company, association, partnership, State, municipality or Federal agency.

(f) "State" means one of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

(g) "Administrator" means the Administrator of the United States Environmental Protection Agency or his authorized representative.

(h) "Agency" means the United States Environmental Protection Agency.

(i) "Federal agency" means any department, agency, or instrumentality of the United States.

(j) "Municipality" means a city, town or other public body created by or pursuant to State law, or an Indian tribal organization authorized by law.

(k) "Supplier of water" means any person who owns or operates a public water system.

(l) "Primary enforcement responsibility" means the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State.

(m) "National primary drinking water standard" means any primary drinking water regulation contained in Part 141 of this chapter.

(n) "State primary drinking water standard" means a drinking water standard of a State which is comparable to a national primary drinking water standard.

(o) "Sanitary survey" means an onsite review of the water source, facilities, equipment, operation and maintenance of a public water system for purposes of evaluating the adequacy of such source, facilities, equipment, operation and maintenance for producing safe drinking water.

(p) "Treatment technique requirement" means a requirement of the national primary drinking water standards which specifies for a contaminant a specific treatment technique(s) known to the Administrator which leads to a reduction in the level of such contaminant sufficient to comply with the requirements of Part 141 of this chapter.

**§ 142.3 Scope.**

(See Section 1411 of the Act.) Except where otherwise provided, this part applies to each public water system in each State; except that this part shall not apply to a public water system:

(a) which consists only of distribution and storage facilities (and does not have any collection and treatment facilities);

(b) which obtains all of its water from, but is not owned or operated by, a public water system to which such regulations apply;

(c) which does not sell water to any person; and

(d) which is not a carrier which conveys passengers in interstate commerce.

**§ 142.4 State and Local Authority.**

(See Section 1413(e) of the Act.) Nothing in this part shall diminish any authority of a State or political subdivision to adopt or enforce any law or regulation respecting drinking water regulations or public water systems, but no such law or regulation shall relieve any person of any requirements otherwise applicable under this part.





### Subpart B—Primary Enforcement Responsibility

**§ 142.10 Requirements for a Determination of Primary Enforcement Responsibility.**

(See Section 1413(a) of the Act.) A State has primary enforcement responsibility for public water systems in the State during any period for which the Administrator determines, based upon a submission made pursuant to § 142.11, that such State:

(a) Has adopted State primary drinking water standards which (1) in case of the period beginning on the date the national interim primary drinking water standards are promulgated in Part 141 of this chapter and ending on the date such standards take effect are no less stringent than such standards, and (2) in the case of the period after such effective date are no less stringent than the interim and revised national primary drinking water standards in effect under such part;

(b) Has adopted and is implementing adequate procedures for the enforcement of such State standards, such procedures to include:

(1) Maintenance of an inventory of public water systems;

(2) A systematic program for conducting sanitary surveys of public water systems in the State, with priority given to sanitary surveys of public water systems not in compliance with State primary drinking water standards;

(3) The establishment and maintenance of a State program for the approval and certification of laboratories conducting analytical measurements of drinking water contaminants pursuant to the requirements of the State primary drinking water standards including the designation of a laboratory officer, or officers, certified by the Administrator, as the official(s) responsible for the State's certification program;

(4) Assurance of the availability to the State of laboratory facilities certified by the Administrator and capable of performing analytical measurements of all contaminants specified in the State primary drinking water standards;

(5) The establishment and maintenance of an activity to assure that the design and construction of new or substantially modified public water system facilities will result in compliance with the State primary drinking water standards;

(6) Statutory and regulatory enforcement authority adequate to compel compliance with the State primary drinking water standards in appropriate cases;

(c) Has established and will maintain record keeping and reporting of its activities under paragraphs (a), (b) and (d) in compliance with §§ 142.14 and 142.15;

(d) If it permits variances or exemptions, or both, from the requirements of the State primary drinking water standards, it shall do so under conditions and in a manner which is no less stringent than the conditions under which, and the manner in which, variances and exemptions may be granted under Sections 1415 and 1416 of the Act (regulations governing the issuance of variances and exemptions by the Administrator in States that do not have primary enforcement responsibility are set forth in Subparts E and F. States with primary enforcement responsibility may adopt procedures different from those set forth in Subparts E and F, provided that the State procedures meet the requirements of this paragraph); and

(e) Has adopted and can implement an adequate plan for the provision of safe drinking water under emergency circumstances.

**§ 142.11 Request for Determination of Primary Enforcement Responsibility.**

(See Section 1413(b) of the Act.) A State may apply to the Administrator for a determination that the State has primary enforcement responsibility for public water systems in the State pursuant to Section 1413 of the Act. The application shall be as concise as possible, describe and document the State's compliance with each of the five requirements set forth in § 142.10, and include the following information:

(a) The text of the State's primary drinking water standards, with references to those State standards that vary from comparable standards set forth in Part 141 of this chapter, and a demonstration that any different State standard is at least as stringent as the comparable standard contained in Part 141.

(b) A description, accompanied by appropriate documentation, of the State's procedures for the enforcement of the State primary drinking water standards. The submission shall include:

(1) A brief description of the State's program to maintain a current inventory of public water systems.

(2) A brief description of the State's program for conducting sanitary surveys, including an explanation of the priorities given to various classes of public water systems.

(3) A brief description of the State's laboratory approval and certification program, including the name(s) of the responsible State laboratory officer(s) certified by the Administrator.

(4) Identification of laboratory facilities, available to the State, certified by the Administrator and capable of performing analytical measurements of all contaminants specified in the State's primary drinking water standards.

(5) A brief description of the State's program activity to assure that the design and construction of new or substantially modified public water system facilities will result in compliance with the requirements of the State primary drinking water standards.

(6) Copies of State statutory and regulatory provisions authorizing the adoption and enforcement of State primary drinking water standards, and a brief description of State procedures for administrative or judicial action with respect to public water systems not in compliance with such standards.

(c) A statement that the State will make such reports and will keep such records as may be required pursuant to §§ 142.14 and 142.15.

(d) If the State permits variances or exemptions from its primary drinking water standards, the text of the State's statutory and regulatory provisions concerning variances and exemptions.

(e) A brief description of the State's plan for the provision of safe drinking water under emergency conditions.

**§ 142.12 Determination of Primary Enforcement Responsibility.**

(See Section 1413(b) of the Act.)

(a) (1) The Administrator shall act on an application submitted pursuant to § 142.11 within 90 days after receiving such application, and shall promptly inform the State in writing of his action. If he denies the application, his written notification to the State shall include a statement of reasons for the denial.

(2) A determination by the Administrator that a State has met the requirements for primary enforcement responsibility shall take effect in accordance with § 142.13.

(3) When the Administrator's determination becomes effective pursuant to § 142.13, it shall continue in effect unless terminated pursuant to paragraph (b) of this section.

(b) (1) The Administrator shall periodically review, with respect to each State determined to have primary enforcement responsibility, the compliance of the State with the requirements set forth in § 142.10.

(2) When the Administrator's periodic review, or other information available to him, indicate that a State no longer meets the requirements set forth in § 142.10, he shall notify the State in writing of that fact and shall summarize in his notice the information available to him which indicates that the State no longer meets such requirements.

(3) The State notified pursuant to subparagraph (2) of this paragraph may, within 30 days of receiving the Administrator's notice, submit to the Administrator evidence or arguments demonstrating that the State continued to meet the requirements for primary enforcement responsibility.

(4) After reviewing the submission of the State, if any, made pursuant to subparagraph (3) of this paragraph the Administrator shall either determine that the State no longer meets the requirements of § 142.10 or that the State continues to meet those requirements, and shall notify the State of his determination. Any determination that the State no longer meets the requirements of § 142.10 shall not become effective except as provided in § 142.13.

**§ 142.13 Public Hearing.**

(See Section 1413(b) of the Act.)

(a) Before any determination pursuant to § 142.12(a) that a State meets the requirements of § 142.10 for primary en-

forcement responsibility becomes effective, or any determination pursuant to § 142.12(b) that a State no longer meets the requirements of § 142.10 becomes effective, the Administrator shall provide an opportunity for public hearing on his determination.

(b) The Administrator shall publish notice of any determination specified in paragraph (a) of this section in the FEDERAL REGISTER within 15 days after making such determination, with a statement of his reasons for the determination. Such notice shall inform interested persons that they may request a public hearing on the Administrator's determination. A public hearing may be requested by any interested person other than a Federal agency.

(c) Requests for hearing submitted pursuant to paragraph (b) of this section shall be submitted to the Administrator within 30 days after publication of notice of opportunity for hearing in the FEDERAL REGISTER. Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing.

(2) A brief statement of the requesting person's interest in the Administrator's determination.

(3) A brief statement of information that the person making the request intends to submit at such hearing.

(4) The signature of the individual making the request; or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the FEDERAL REGISTER of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the person requesting a hearing, if any, and to the State involved. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 15 days prior to the time scheduled for the hearing.

(e) Hearings convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(f) After reviewing the record of the hearing, the Administrator shall issue an order affirming the determination referred to in paragraph (a) of this section or rescinding such determination. If the determination is affirmed, it shall become effective as of the date of the Administrator's order.

(g) If no timely request for hearing is received and the Administrator does not determine to hold a hearing on his own motion, the Administrator's determination shall become effective 30 days after notice is issued pursuant to paragraph (b) of this section.

(h) If a determination of the Administrator that a State no longer meets the requirements for primary enforcement responsibility becomes effective, the State may subsequently apply for a determination that it meets such requirements by submitting to the Administrator information demonstrating that it has remedied the deficiencies found by the Administrator without adversely sacrificing other aspects of its program required for primary enforcement responsibility.

### § 142.14 Records Kept by States.

(See Sections 1413(a)(3) of the Act.)

(a) Each State which has primary enforcement responsibility shall maintain records of tests, measurements and analyses performed on all public water systems to determine compliance with applicable provisions of State primary drinking water regulations.

(1) Records of bacteriological analyses shall be retained for not less than 1 year. Actual laboratory reports may be kept or data may be transferred to tabular summaries, provided that the information retained includes:

(i) The analytical method used;

(ii) The number of samples analyzed each month;

(iii) The analytical results, set forth in a form which makes possible comparison with the limits specified in § 141.15 of chapter.

(2) Records of bacteriological analyses of check or special samples shall be retained for not less than 1 year in the form of actual laboratory reports or in an appropriate summary form.

(3) Records of analyses for other than bacteriological contaminants shall be retained for not less than 10 years and shall include at least the following information:

(i) Date and place of sampling.

(ii) Date and results of analyses.

(b) Records required to be kept pursuant to paragraph (a) must be in a form admissible as evidence in State enforcement proceedings.

(c) Each State which has primary enforcement responsibility shall maintain current inventory information for each public water system in the State and shall retain, for not less than 10 years, files which shall include for each such public water system:

(1) Reports of sanitary surveys:

(2) Records of any State approvals;

(3) Records of any enforcement actions; and

(4) Records pertaining to variances and exemptions.

### § 142.15 Reports by States.

(See Sections 1413(a)(3), 1415(a)(1)(C) and 1416(c) of the Act.) Each State which has primary enforcement responsibility shall submit to the Administrator the following information:

(a) Additions or corrections to the State's inventory of public water systems, as such additions or corrections are made if feasible, and in any event by February 1 of each year.

(b) An annual report to be submitted by February 1 of each year, covering the preceding calendar year, and consisting of:

(1) A summary of violations by public water systems in the State of the primary drinking water standards and of enforcement actions taken by the State;

(2) A summary of the status of each variance and exemption granted by the State which was in effect during any part of the calendar year.

(c) Prompt notification of the granting of a variance or exemption. The notice shall include a statement of reasons for the granting of the variance or exemption, including support for the need for the variance or exemption and for the finding that the granting of the variance or exemption will not result in an unreasonable risk to health. A single notification statement may be used to report two or more similar variances or exemptions.

## Subpart C—Review of State-Issued Variances and Exemptions

### § 142.20 State-Issued Variances and Exemptions.

(See Section 1413(a)(4) of the Act.) States with primary enforcement responsibility may issue variances and exemptions from the requirements of primary drinking water regulations under conditions and in a manner which are not less stringent than the conditions under which, and the manner in which, variances and exemptions may be granted under Sections 1415 and 1416 of the Act. In States that do not have primary enforcement responsibility, variances and exemptions from the requirements of applicable national primary drinking water regulations may be granted by the Administrator pursuant to Subparts E and F.

### § 142.21 State Consideration of a Variance or Exemption Request.

(See Sections 1415(c) and 1416(g) of the Act.) A State with primary enforcement responsibility shall act on any variance or exemption request submitted to it, within 90 days of receipt of the request.

### § 142.22 Review of State Variances, Exemptions and Schedules.

(See Sections 1415(a)(1)(F) and 1416(d)(1) of the Act.)

(a) Not later than 18 months after the effective date of the interim national primary drinking water standards the Administrator shall complete a comprehensive review of the variances and exemptions granted (and schedules prescribed pursuant thereto) by the States during the one-year period beginning on such effective date. The Administrator shall conduct such subsequent reviews of exemptions and schedules as he deems necessary to carry out the purposes of this title, but at least one review shall be





completed within each 3-year period following the completion of the first review under this paragraph.

(b) Notice of a proposed review shall be published in the FEDERAL REGISTER. Such notice shall (1) provide information respecting the location of data and other information respecting the variances and exemptions to be reviewed (including data and other information concerning new scientific matters bearing on such variances and exemptions), and (2) advise of the opportunity to submit comments on the variances and exemptions reviewed and on the need for continuing them. Upon completion of any such review, the Administrator shall publish in the FEDERAL REGISTER the results of his review, together with findings responsive to any comments submitted in connection with such review.

### § 142.23 Notice to State.

(See Sections 1415(a)(1)(G) and 1416(d)(2) of the Act.) (a) If the Administrator finds that a State has, in a substantial number of instances, abused its discretion in granting variances or exemptions under Section 1415(a) or Section 1416(a) of the Act or failed to prescribe schedules in accordance with Section 1415(a) or Section 1416(b) of the Act, he shall notify the State of his findings. Such notice shall:

(1) Identify each public water system for which the finding was made;

(2) Specify the reasons for the finding; and

(3) As appropriate, propose revocation of specific variances or exemptions, or propose revised schedules for specific public water systems.

(b) The Administrator shall also notify the State of a public hearing to be held on the provisions of the notice required by paragraph (a) of this section. Such notice shall specify the time and location for the hearing.

(c) The Administrator shall publish notice of the public hearing in the FEDERAL REGISTER, including a summary of the findings made pursuant to paragraph (a) of this section, a statement of the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing.

(d) Hearings convened pursuant to paragraph (b) and (c) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(e) Within 180 days after the date notice is given pursuant to paragraph (b) of this section, the Administrator shall:

(1) Rescind the finding for which the notice was given and promptly notify the State of such rescission, or

(2) Promulgated with any modifications as appropriate such revocation and revised schedules proposed in such notice and promptly notify the State of such action.

(f) A revocation or revised schedule shall take effect 90 days after the State is notified under paragraph (e)(2) of this section.

### § 142.24 Administrator's Rescission.

(See Sections 1415(a)(1)(G) (iii and 1416(d)(2)(C) of the Act.) If, upon notification of a finding by the Administrator under § 142.23, the State takes corrective action before the effective date of the revocation or revised schedule, the Administrator shall rescind the application of his finding to that variance, exemption or schedule.

## Subpart D—Federal Enforcement

### § 142.30 Failure by State to Assure Enforcement.

(See Section 1414(a)(1) of the Act.)

(a) The Administrator shall notify a State whenever he finds during a period in which the State has primary enforcement responsibility for public water systems that a public water system within such State is not in compliance with any regulation or provision of Part 141 of this chapter or with any schedule or other requirements imposed pursuant to a variregulation or provision of Part 141 of this 1415 or 1416 of the Act; provided, that the State will be deemed to have been notified of a violation referred to in a report submitted by the State.

(b) The Administrator shall provide advice and technical assistance to such State and public water system as may be appropriate to bring the system into compliance by the earliest feasible time.

(c) If the Administrator finds that the public water system fails to comply within 30 days after the date of the notice given to the State pursuant to paragraph (a), and fails to initiate appropriate corrective actions to bring the system into compliance by the earliest feasible time, the Administrator shall give public notice of his findings of noncompliance. Such notice shall be by publication in the FEDERAL REGISTER, and in a newspaper of general circulation or by other appropriate communication media covering the area served by such public water system. The Administrator shall also mail a copy of the notification to the supplier of water.

(d) The Administrator shall request the State to report to him within 15 days from the date of such public notice. Such report shall specify information including but not limited to:

(1) Reasons for any failure by the State to bring the system into compliance,

(2) A timetable with increments of progress by which compliance will be achieved,

(3) Steps that are being taken or will be taken to bring the system into compliance and the reasons for such steps, and

(4) Legal steps that will be taken by the State to assure that the timetable is followed (the State may refer to information on file with the Administrator).

(e) The Administrator, after considering the report submitted by the State within such time period as specified in paragraph (d), will (1) determine that the State has taken appropriate action or (2) determine that the State has abused its discretion in carrying out primary enforcement responsibility by both:

(1) Failing to implement by the sixtieth day after the date of notice given under paragraph (a), adequate procedures to bring the system into compliance by the earliest feasible time, and

(2) Failing to assure by such day the provision through alternative means of safe drinking water by the earliest feasible time.

### § 142.31 Federal Action.

(See Section 1414(b) of the Act.)

(a) The Administrator may commence a civil action against a supplier of water whose public water system is not in compliance with a regulation or provision of Part 141 of this chapter or with any schedule or other requirements imposed pursuant to a variance or exemption granted pursuant to Section 1415 or 1416 of the Act:

(1) During a period in which the State in which the system is located does not have primary enforcement responsibility for public water systems;

(2) During a period in which the State in which the system is located has primary enforcement responsibility, if such failure to comply extends beyond the sixtieth day after the date of the notice given pursuant to § 142.30(a), and if

(i) The State fails to submit the report requested by the Administrator as provided by § 142.30(d); or

(ii) The Administrator determines, after considering the report submitted by the State as provided by § 142.30(d), that the State has abused its discretion in carrying out primary enforcement responsibility pursuant to § 142.30(e); or

(3) If requested by the chief executive officer of the State in which the system is located or by the agency of such State which has jurisdiction over compliance by public water systems in the State with primary drinking water standards.

### § 142.32 Petition for Public Hearing.

(See Section 1414(b) of the Act.)

(a) If the Administrator makes a finding of noncompliance pursuant to § 142.30 with respect to a public water system in a State which has primary enforcement responsibility, the Administrator may, for the purpose of assisting that State in carrying out such responsibility and upon the petition of such State or public water system or persons served by such system, hold, after appropriate notice, public hearings for the purpose of gathering information as described in § 142.33.

(b) A petition for a public hearing pursuant to paragraph (a) of this section shall be filed with the Administrator and shall include the following information:

(1) The name, address and telephone number of the individual or other entity requesting a hearing.

(2) If the petition is filed by a person other than the State or public water system, a statement that the person is served by the system.

(3) A brief statement of the basis for the petition.

(4) The signature of the individual submitting the petition; or, if the petition is filed on behalf of a State, public water system or other entity, the signature of a responsible official of the State or other entity.

**§ 142.33 Public Hearing.**

(See Section 1414(f) of the Act.)

(a) If the Administrator grants the petition for public hearing, he shall give appropriate public notice of such hearing.

(b) The Administrator shall gather during the public hearing information from technical or other experts, Federal, State, or other public officials, representatives of such public water system, persons served by such system, and other interested persons on:

(1) The ways in which such system can within the earliest feasible time be brought into compliance, and

(2) The means for the maximum feasible protection of the public health during any period in which such system is not in compliance.

(c) On the basis of such hearing the Administrator shall issue recommendations which shall be sent to the State and public water system involved and shall be made available to the public and communications media.

**§ 142.34 Entry and Inspection of Public Water Systems.**

(See Section 1445(b) of the Act.)

(a) Any supplier of water or other person subject to a national primary drinking water standard shall, at any time, allow the Administrator, or a designated representative of the Administrator, upon presenting appropriate credentials and a written notice of inspection, to enter any establishment, facility or other property of such supplier or other person to determine whether such supplier or other person has acted or is acting in compliance with the requirements of the Act or Subchapter D of this chapter. Such inspection may include inspection, at reasonable times of records, files, papers, processes, controls and facilities, or testing of any feature of a public water system, including its raw water source.

(b) Prior to entry into any establishment, facility or other property within a State which has primary enforcement responsibility, the Administrator shall notify, in writing, the State agency charged with responsibility for safe drinking water of his intention to make such entry and shall include in his notification a statement of reasons for such entry. The Administrator shall, upon a showing by the State agency that such an entry will be detrimental to the administration of the State's program of primary enforcement responsibility, take such showing into consideration in determining whether to make such entry. The Administrator shall in any event offer the State agency the opportunity of having a representative accompany the Administrator or his representative on such entry.

(c) No State agency which receives notice under paragraph (b) may use the information contained in the notice to inform the person whose property is proposed to be entered of the proposed entry; if a State so uses such information, notice to the agency under paragraph (b) is not required for subsequent inspections of public water systems until such time as the Administrator determines that the agency has provided him satisfactory assurances that it will no longer so use information contained in a notice received under paragraph (b).

## Subpart E—Variances Issued by the Administrator

**§ 142.40 Requirements for a Variance.**

(See Section 1415(a)(2) of the Act.)

(a) The Administrator may grant one or more variances to any public water system within a State that does not have primary enforcement responsibility from any requirement respecting a maximum contaminant level of an applicable national primary drinking water standard upon a finding that:

(1) Because of characteristics of the raw water sources which are reasonably available to the system, the system cannot meet the requirements respecting the maximum contaminant levels of such drinking water standards despite application of the best technology, treatment techniques, or other means, which the Administrator finds are generally available (taking costs into consideration); and

(2) The granting of a variance will not result in an unreasonable risk to the health of persons served by the system.

(b) The Administrator may grant one or more variances to any public water system within a State that does not have primary enforcement responsibility from any requirement of a specified treatment technique of an applicable national primary drinking water standard upon a finding that the public water system applying for the variance has demonstrated that such treatment technique is not necessary to protect the health of persons because of the nature of the raw water source of such system.

**§ 142.41 Variance Request.**

(See Section 1415(a)(2) of the Act.)

A supplier of water may request the granting of a variance pursuant to this subpart for a public water system within a State that does not have primary enforcement responsibility by submitting a request for a variance in writing to the Administrator. Suppliers of water may submit a joint request for variances when they seek similar variances under similar circumstances. Any written request for a variance or variances shall include the following information:

(a) The nature and duration of variance requested.

(b) Relevant analytical results of water quality sampling of the system, including results of relevant tests conducted pursuant to the requirements of the national primary drinking water standards.

(c) For any request made under § 142.40(a):

(1) Explanation in full and evidence of the best available treatment technology and techniques.

(2) Economic and legal factors relevant to ability to comply.

(3) Analytical results of raw water quality relevant to the variance request.

(4) A proposed compliance schedule, including the date each step toward compliance will be achieved. Such schedule shall include as a minimum the following dates:

(i) Date by which arrangement for alternative raw water source or improvement of existing raw water source will be completed.

(ii) Date of initiation of the connection of the alternative raw water source or improvement of existing raw water source.

(iii) Date by which final compliance is to be achieved.

(5) A plan for the provision of safe drinking water in the case of an excessive rise in the contaminant level for which the variance is requested.

(6) A plan for interim control measures during the effective period of variance.

(d) For any request made under § 142.40(b), a statement that the system will perform monitoring and other reasonable requirements prescribed by the Administrator as a condition to the variance.

(e) Other information, if any, believed to be pertinent by the applicant.

(f) Such other information as the Administrator may require.

**§ 142.42 Consideration of Variance Request.**

(See Section 1415(a)(2) of the Act.)

(a) The Administrator shall act on any variance request submitted pursuant to § 142.41 within 90 days of receipt of the request.

(b) In his consideration of whether the public water system is unable to comply with a contaminant level required by the national primary drinking water regulations because of the nature of the raw water source, the Administrator shall consider such factors as the following:

(1) The availability and effectiveness of treatment methods for the contaminant for which the variance is requested.

(2) Cost and other economic considerations such as implementing treatment, improving the quality of the source water or using an alternate source.

(c) In his consideration of whether a public water system should be granted a variance to a required treatment technique because such treatment is unnecessary to protect the public health, the Administrator shall consider such factors as the following:

(1) Quality of the water source including water quality data and pertinent sources of pollution.





(2) Source protection measures employed by the public water system.

**§ 142.43 Disposition of a Variance Request.**

(See Section 1415(a)(2) of the Act.)

(a) If the Administrator decides to deny the application for a variance, he shall notify the applicant of his intention to issue a denial. Such notice shall include a statement of reasons for the proposed denial, and shall offer the applicant an opportunity to present, within 30 days of receipt of the notice, additional information or argument to the Administrator. The Administrator shall make a final determination on the request within 30 days after receiving any such additional information or argument. If no additional information or argument is submitted by the applicant the application shall be denied.

(b) If the Administrator proposes to grant a variance request submitted pursuant to § 142.41, he shall notify the applicant of his decision in writing. Such notice shall identify the variance, the facility covered, and shall specify the period of time for which the variance will be effective.

(1) For the type of variance specified in § 142.40(a) such notice shall provide that the variance will be terminated when the system comes into compliance with the applicable standard, and may be terminated upon a finding by the Administrator that the system has failed to comply with any requirements of a final schedule issued pursuant to § 141.44.

(2) For the type of variance specified in § 142.40(b) such notice shall provide that the variance may be terminated at any time upon a finding that the nature of the raw water source is such that the specified treatment technique for which the variance was granted is necessary to protect the health of persons or upon a finding that the public water system has failed to comply with monitoring and other requirements prescribed by the Administrator as a condition to the granting of the variance.

(c) For a variance specified in § 142.40(a)(1) the Administrator shall propose a schedule for:

(1) Compliance (including increments of progress) by the public water system with each contaminant level requirement covered by the variance; and,

(2) Implementation by the public water system of such control measures as the Administrator may require for each contaminant covered by the variance.

(d) The proposed schedule for compliance shall specify dates by which steps towards compliance are to be taken, including at the minimum, where applicable:

(1) Date by which arrangement for an alternative raw water source or improvement of existing raw water source will be completed.

(2) Date of initiation of the connection for the alternative raw water source or improvement of the existing raw water source.

(3) Date by which final compliance is to be achieved.

(e) The proposed schedule may, if the public water system has no access to an alternative raw water source, and can effect or anticipate no adequate improvement of the existing raw water source, specify an indefinite time period for compliance until a new and effective treatment technology is developed at which time a new compliance schedule shall be prescribed by the Administrator.

(f) The proposed schedule for implementation of interim control measures during the period of variance shall specify interim treatment techniques, methods and equipment, and dates by which steps toward meeting the interim control measures are to be met.

(g) The schedule shall be prescribed by the Administrator within one year after the granting of the variance, subsequent to provision of opportunity for hearing pursuant to § 142.44.

**§ 142.44 Public Hearings on Variances and Schedules.**

(See Section 1415(a)(2) of the Act.)

(a) Before a variance or a schedule proposed by the Administrator pursuant to § 142.43 may take effect, the Administrator shall provide notice and opportunity for public hearing on the variance or schedule. A notice given pursuant to the preceding sentence may cover the granting of more than one variance and a hearing held pursuant to such notice shall include each of the variances covered by the notice.

(b) Public notice of an opportunity for hearing on a variance or schedule shall be circulated in a manner designed to inform interested and potentially interested persons of the proposed variance or schedule, and shall include at least the following:

(1) Posting of a notice in the principal post office of each municipality or area served by the public water system, or publishing of a notice in a newspaper or newspapers of general circulation in the area served by the public water system; and

(2) Mailing of a notice to the agency of the State in which the system is located which is responsible for the State's water supply program, and to other appropriate State or local agencies at the Administrator's discretion.

(3) Such notice shall include a summary of the proposed variance or schedule and shall inform interested persons that they may request a public hearing on the proposed variance or schedule.

(c) Requests for hearing may be submitted by any interested person other than a Federal agency. Such requests must be submitted to the Administrator within 30 days after issuance of the public notices provided for in paragraph (b). Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing;

(2) A brief statement of the interest of the person making the request in the proposed variance or schedule;

(3) A brief statement of the information that the person making the request intends to submit at such hearing; and

(4) The signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the manner set forth in paragraph (b) of this section of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the persons requesting the hearing, if any. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 15 days prior to the time scheduled for the hearing.

(e) A hearing convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(f) The variance or schedule shall become effective 30 days after notice of opportunity for hearing is given pursuant to paragraph (b) if no timely request for hearing is submitted and the Administrator does not determine to hold a public hearing on his own motion.

**§ 142.45 Action After Hearing.**

(See Section 1415(a)(2) of the Act.)

Within 30 days after the termination of the public hearing held pursuant to §142.44, the Administrator shall, taking into consideration information obtained during such hearing and other relevant information, confirm, revise or rescind the proposed variance or schedule.

**§ 142.46 Alternative Treatment Techniques.**

(See Section 1415(a)(3) of the Act.)

The Administrator may grant a variance from any treatment technique requirement of a national primary drinking water standard to a supplier of water, whether or not the public water system for which the variance is requested is located in a State which has primary enforcement responsibility, upon a showing from any person that an alternative treatment technique not included in such requirement is at least as efficient in lowering the level of the contaminant with respect to which such requirements was prescribed. A variance under this paragraph shall be conditioned on the use of the alternative treatment technique which is the basis of the variance.

## Subpart F—Exemptions Issued by the Administrator

**§ 142.50 Requirements for an Exemption.**

(See Section 1416(f) of the Act.) The Administrator may exempt any public

water system within a State that does not have primary enforcement responsibility from any requirement respecting a maximum contaminant level or any treatment technique requirement, or from both, of an applicable national primary drinking water standard upon a finding that:

(a) Due to compelling factors (which may include economic factors), the public water system is unable to comply with such contaminant level or treatment technique requirement;

(b) The public water system was in operation on the effective date of such contaminant level or treatment technique requirement; and

(c) The granting of the exemption will not result in an unreasonable risk to health.

**§ 142.51 Exemption Request.**

(See Section 1416(f) of the Act.) A supplier of water may request the granting of an exemption pursuant to this subpart for a public water system within a State that does not have primary enforcement responsibility by submitting a request for exemption in writing to the Administrator. Suppliers of water may submit a joint request for exemptions when they seek similar exemptions under similar circumstances. Any written request for an exemption or exemptions shall include the following information:

(a) The nature and duration of exemption requested.

(b) Relevant analytical results of water quality sampling of the system, including results of relevant tests conducted pursuant to the requirements of the national primary drinking water standards.

(c) Explanation of the compelling factors such as time or economic factors which prevent such system from achieving compliance.

(d) Other information, if any, believed by the applicant to be pertinent to the application.

(e) A proposed compliance schedule, including the date when each step toward compliance will be achieved.

(f) Such other information as the Administrator may require.

**§ 142.52 Consideration of an Exemption Request.**

(See Section 1416(f) of the Act.)

(a) The Administrator shall act on any exemption request submitted pursuant to § 142.51 within 90 days of receipt of the request.

(b) In his consideration of whether the public water system is unable to comply due to compelling factors, the Administrator shall consider such factors as the following:

(1) Construction, installation, or modification of treatment equipment or systems.

(2) The time needed to put into operation a new treatment facility to replace an existing system which is not in compliance;

(3) Economic feasibility of compliance.

**§ 142.53 Disposition of an Exemption Request.**

(See Section 1416(f) of the Act.)

(a) If the Administrator decides to deny the application for an exemption, he shall notify the applicant of his intention to issue a denial. Such notice shall include a statement of reasons for the proposed denial, and shall offer the applicant an opportunity to present, within 30 days of receipt of the notice, additional information or argument to the Administrator. The Administrator shall make a final determination on the request within 30 days after receiving any such additional information or argument. If no additional information or argument is submitted by the applicant, the application shall be denied.

(b) If the Administrator grants an exemption request submitted pursuant to § 142.51, he shall notify the applicant of his decision in writing. Such notice shall identify the facility covered, and shall specify the termination date of the exemption. Such notice shall provide that the exemption will be terminated when the system comes into compliance with the applicable standard, and may be terminated upon a finding by the Administrator that the system has failed to comply with any requirements of a final schedule issued pursuant to § 142.55.

(c) The Administrator shall propose a schedule for:

(1) Compliance (including increments of progress) by the public water system with each contaminant level requirement and treatment technique requirement covered by the exemption; and

(2) Implementation by the public water system of such control measures as the Administrator may require for each contaminant covered by the exemption.

(d) The schedule shall be prescribed by the Administrator within one year after the granting of the exemption, subsequent to provision of opportunity for hearing pursuant to § 142.54.

**§ 142.54 Public Hearings on Exemption Schedules.**

(See Section 1416(f) of the Act.)

(a) Before a schedule proposed by the Administrator pursuant to § 142.53 may take effect, the Administrator shall provide notice and opportunity for public hearing on the schedule. A notice given pursuant to the preceding sentence may cover the proposal of more than one such schedule and a hearing held pursuant to such notice shall include each of the schedules covered by the notice.

(b) Public notice of an opportunity for hearing on an exemption schedule shall be circulated in a manner designed to inform interested and potentially interested persons of the proposed schedule, and shall include at least the following:

(1) Posting of a notice in the principal post office of each municipality or area served by the public water system, or publishing of a notice in a newspaper or newspapers of general circulation in the area served by the public water system; and

(2) Mailing of a notice to the agency of the State in which the system is located which is responsible for the States water supply program and to other appropriate State or local agencies in the Administrator's discretion.

(3) Such notices shall include a summary of the proposed schedule and shall inform interested persons that they may request a public hearing on the proposed schedule.

(c) Requests for hearing may be submitted by any interested person other than a Federal agency. Such requests must be submitted to the Administrator within 30 days after issuance of the public notices provided for in paragraph (b). Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing;

(2) A brief statement of the interest of the person making the request in the proposed schedule;

(3) A brief statement of the information that the person making the request intends to submit at such hearing; and

(4) The signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the manner set forth in paragraph (b) of this section of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the person requesting the hearing, if any. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 10 working days prior to the time scheduled for the hearing.

(e) A hearing convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

**§ 142.55 Final Schedule.**

(See Section 1416(f) of the Act.)

(a) Within 30 days after the termination of the public hearing pursuant to § 142.54, the Administrator shall, taking into consideration information obtained during such hearing, revise the proposed schedule as necessary and prescribe the final schedule for compliance and interim measures for the public water system granted an exemption under § 142.52.

(b) Such schedule shall require compliance by the public water system with each contaminant level and treatment technique requirement prescribed by:





(1) Interim national primary drinking water standards pursuant to Part 141 of this chapter, by no later than January 1, 1981, and

(2) Revised national primary drinking water standards pursuant to Part 141 of this chapter, by no later than seven years after the effective date of such standards.

(c) If the public water system has entered into an enforceable agreement to become a part of a regional public water system, as determined by the Administrator, such schedule shall require compliance by the public water system with each contaminant level and treatment technique requirement prescribed by:

(1) Interim national primary drinking water standards pursuant to Part 141 of this chapter, by no later than January 1, 1983, and

(2) Revised national primary drinking water standards pursuant to Part 141 of this chapter, by no later than nine years after the effective date of such standards.

[FR Doc.75-20610 Filed 8-6-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Part 1 ]**

[Docket No. 20522]

### CORPORATE OWNERSHIP INFORMATION

**Amendment to Annual Report Forms; Extension of Time**

By the Chief, Common Carrier Bureau:

In the matter of amendment of Annual Report Form M for telephone companies, Form O for wire-telegraph and ocean-cable carriers, Form R for radiotelegraph carriers, and Form H for holding companies to provide for more comprehensive information on corporate ownership.

1. The Commission has received a motion dated July 22, 1975 from the American Telephone and Telegraph Company (AT&T) and the associated Bell System operating companies requesting an extension from July 28, 1975 to November 26, 1975 in which to submit comments pertaining to the Notice of Proposed Rule Making on corporate ownership information [40 FR 26557].

2. AT&T indicates that the timetable set forth in the Notice of Proposed Rule Making does not allow it sufficient time to gather information necessary to assess the impact of the proposal on the total Bell System. In this connection, AT&T points out that it will require extensive work in order to assess the impact of the proposed requirements upon the Bell System companies, particularly the disclosures related to (a) business affiliations of officers and directors, and (b) stock and debt ownership, including the legal implications of the latter.

3. It appears that it is in the public interest to allow additional time for comments. However, because of the importance of the matter under consideration in this proceeding, it would appear that an extension of time to September 29, 1975 rather than to November 26, 1975 as requested by AT&T, would be more appropriate in order not to unduly delay action in this proceeding.

4. Accordingly, IT IS ORDERED, pursuant to authority delegated by Section 0.303(c) of the Commission's Rules, that the time for filing comments in the above captioned proceeding is hereby extended to September 29, 1975 and the time for filing reply comments is hereby extended to October 14, 1975. In granting this extension of time, we believe sufficient time has been made available to all interested persons within which to file their comments. We, therefore, urge all interested persons to take appropriate steps to file their comments within the time periods established in this proceeding.

Adopted: July 24, 1975.

Released: July 28, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALTER R. HINCHMAN,
*Chief, Common Carrier Bureau.*

[FR Doc.75-20741 Filed 8-6-75;8:45 am]

**[ 47 CFR Part 0 ]**

[Docket No. 20563; FCC 75-920]

### PRIVACY ACT REGULATIONS

**Implementation**

In the Matter of proposed rules to implement the Privacy Act of 1974.

1. The attached proposed rules are designed to implement the Privacy Act of 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552a.

2. Interested persons are invited to submit comments on the proposed rules on or before August 29, 1975. In view of the fact that final rules must be issued by September 27, 1975, the effective date of the Privacy Act, reply comments are not invited and petitions for extension of the date for filing comments will not be granted.

3. Authority for the proposed rules is contained in Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r), and in the Privacy Act of 1974, Public Law 93-579, December 31, 1974, 5 U.S.C. 552a.

4. In accordance with the provisions of Section 1.419 of the Rules and Regulations, 47 CFR 1.419, an original and 14 copies of all comments shall be furnished the Commission. Comments will be available for inspection in the Commission's Broadcast and Dockets Reference Room. All relevant and timely comments will be considered by the Commission prior to final action in this proceeding. In reaching its decision, the Commission may take into account other relevant information before it in addition to the specific comments invited by this Notice.

Adopted: July 30, 1975.

Released: August 5, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

In Part O of Chapter I of Title 47 of the Code of Federal Regulations, a new Subpart E is added, to read as follows:

**Subpart E—Privacy Act Regulations**

**§ 0.551 Purpose and Scope; definitions.**

(a) The purpose of this subpart is to implement the Privacy Act of 1974, 5 U.S.C. 552(a), and to protect the rights of the individual in the accuracy and privacy of information concerning him which is contained in Commission records. The regulations contained herein cover any group of records under the Commission's control from which information about individuals is retrievable by the name of an individual or by some other personal identifier.

(b) In this subpart:

(1) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(2) "Record" means any item, collection or grouping of information about an individual that is maintained by the Commission, including but not limited to, his education, financial transactions, medical history, and criminal or employment history, and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph;

(3) "System of Records" means a group of records under the control of the Commission from which information is retrievable by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

(4) "Routine Use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected;

(5) "System Manager" means the Commission official responsible for the storage, maintenance, safekeeping, and disposal of a system of records.

**§ 0.552 Notice identifying Commission systems of records.**

The Commission annually publishes in the Federal Register a notice listing systems of records currently maintained by the Commission, including for each system of records:

(a) the name and location of the system;

(b) the categories of individuals on whom records are maintained in the system;

(c) the categories of records maintained in the system;

(d) each routine use of the records contained in the system, including the categories of users and the purposes of such use;

(e) the policies and practices of the agency regarding storage, retrievability, access controls, retention, and disposal of the records;

(f) the title and business address of the system manager;

(g) the address of the agency office to which inquiries should be addressed and the addresses of locations at which the individual may inquire whether a system

contains records pertaining to himself;

(h) the agency procedures whereby an individual can be notified how access can be gained to any record pertaining to that individual contained in a system of records, and the procedure for correcting or contesting its contents; and

(i) the categories of sources of records in the system.

§ 0.553 New uses of information.

Before establishing a new routine use of a system of records, the Commission will publish a notice in the FEDERAL REGISTER of its intention to do so, and will provide at least 30 days for public comment on such use. The notice will contain:

(a) the name of the system of records for which the new routine use is to be established;

(b) the authority for the system;

(c) the categories of records maintained;

(d) the proposed routine use(s); and

(e) the categories of recipients for each proposed routine use.

**§ 0.554 Procedures for requests pertaining to individual records in a system of records.**

(a) Upon request, the Commission will notify an individual as to whether it maintains information about him or her in a system of records and, subject to the provisions of § 0.555(b), will disclose the substance of such information to that individual. In order to properly request notification or access to record information, reference must be made to the Notice described in § 0.552. A table of contents, which is alphabetized by bureau or office, precedes the system descriptions and allows members of the public to easily identify record systems of interest to them. An individual may inquire into information contained in any or all systems of records described in the Notice. However, each inquiry shall be limited to information from systems located within a single bureau or office and shall be addressed to that bureau or office.

(b) Reasonable identification is required of all individuals making requests pursuant to Paragraph (a) of this section in order to assure that disclosure of any information is made to the proper person.

(1) An individual who chooses to register a request for information in person may verify his or her identity by showing any two of the following: social security card; drivers license; employee identification card; medicare card; birth certificate; bank credit card; or other positive means of identifiation. Documents incorporating a picture and/or signature of the individual shall be produced if possible. If an individual can provide no suitable document for identification, he will be required to sign a statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another person under false pretences is punishable by a fine of up to $5,000.

NOTE. An individual's refusal to disclose his social security number shall not constitute cause in and of itself, for denial of a request.

(2) All requests for record information sent by mail shall be signed by the requestor and shall include his printed name, current address and telephone number (if any). Commission officials receiving such requests will attempt to verify the identity of the requestor by comparing his or her signature to those in the record. If the record contains no signatures and if positive identification cannot be made on the basis of other information submitted, the requestor will be required to sign a statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another person under false pretenses is punishable by a fine of up to $5000.

(3) If positive identification cannot be made on the basis of the information submitted, and if data in the record is so sensitive that unauthorized access could cause harm or embarrassment to the individual to whom the record pertains, the Commission reserves the right to deny access to the record pending the production of additional more satisfactory evidence of identity.

NOTE. The Commission will require verification of identity only where it has determined that knowledge of the existence of record information or its substance is not subject to the public disclosure requirements of the Freedom of Information Act, 5 U.S.C. 552, as amended.

(c) All requests for notification of the existence of record information or for access to such information shall be delivered to the business address of the system manager responsible for the system of records in question, except that requests relating to official personnel records shall be addressed to the Chief, Personnel Division. Such addresses can be found in the Notice described in § 0.552.

(d) A written acknowledgement of receipt of a request for notification and/or access will be provided within 10 days (excluding Saturdays, Sundays, and legal public holidays) to the individual making the request. Such an acknowledgement may, if necessary, request any additional information needed to locate a record. A search of all systems of records identified in the individual's request will be made to determine if any records pertaining to the individual are contained therein, and the individual will be notified of the search results as soon as the search has been completed. Normally, a request will be processed and the individual notified of the search results within 30 days (excluding Saturdays, Sundays, and legal holidays) from the date the inquiry is received. However, in cases where records have to be recalled from Federal Record Centers, notification may be delayed. If it is determined that a record pertaining to the individual making the request does exist, the notification will state approximately when the record will be available for personal review. No separate acknowledgement is required if the request can be processed and the individual notified of the search results within the ten-day period.

**§ 0.555 Disclosure of record information to individuals.**

(a) An individual having been notified that the Commission maintains a record pertaining to him or her in a system of records may request access to such record in one of three ways: by in person inspection at the system location; by transfer of the record to a nearer location; or by mail.

(1) Individuals who wish to review their records at the system location must do so during regular Commission business hours (8:00 a.m.–4:30 p.m., Monday through Friday). For personal and administrative convenience, individuals are urged to arrange to review a record by appointment. Preferences as to specific dates and times can be made by writing or calling the system manager responsible for the system of records in question at least two days in advance of the desired appointment date, and by providing a telephone number where the individual can be reached during the day in case the appointment must be changed. Verification of identity is required as in § 0.554(b)(1) before access will be granted an individual appearing in person. Individuals may be accompanied by a person of his or her own choosing when reviewing a record. However, in such cases, a written statement authorizing discussion of his or her record in the presence of the accompanying person must be furnished. In addition, any disclosure of original Commission records must take place in the presence of a Commission representative having physical custody of the records.

(2) Individuals may request that a record be transferred to a Commission field office or installation in the vicinity of his or her home and that access be granted at that location. The addresses of Commission field offices are listed in § 0.121. A request to transfer records must specify the exact location where the records should be sent and a telephone number to call when the information is available for review at the field location. Paragraph (a)(1) of this section regarding personal appointments, verification of identity accompanying persons, and disclosure of original records applies equally to this paragraph.

(3) Individuals may request that copies of records be sent directly to them. In such cases, the individual must verify his or her identity as in § 0.554(b)(2) and provide an accurate return address. Records shall be sent only to that address.

(b) The disclosure of record information under this section is subject to the following limitations:

(1) Records containing medical information pertaining to an individual are subject to individual access under this section unless, in the judgment of the system manager having custody of the records after consultation with a medical doctor, access to such record information could have an adverse impact on the individual. In such cases, a copy of the record will be delivered to a medical doctor named by the individual.

(2) Classified material, investigative material compiled for law enforcement purposes, investigatory material compiled solely for determining suitability for federal employment or access to classified information, and certain testing or examination material shall be removed from the records to the extent permitted in the Privacy Act of 1974, 5 U.S.C. 552(a). Section 0.561 of this subpart sets forth the systems of records maintained by the Commission which are either totally or partially exempt from disclosure under this subparagraph.

(c) No fee will be imposed if the number of pages of records requested is 25 or less. Requests involving more than 25 pages shall be submitted to the duplicating contractor (see § 0.465(a)).

(d) The provisions of this section in no way give an individual the right to access any information compiled in reasonable anticipation of a civil action or proceeding.

**§ 0.556 Request to correct or amend records.**

(a) An individual may request the amendment of information contained in his or her record. Except as otherwise provided in this paragraph, the request to amend should be submitted in writing to the system manager responsible for the records. Requests to amend the official personnel records of active FCC employees should be submitted to the Chief, Personnel Division, Office of Executive Director, 1919 M Street, N.W., Washington, D.C. 20554. Requests to amend official personnel records of former FCC employees should be sent to the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, 1900 E Street, N.W., Washington, D.C. 20415. Any request to amend should contain, as a minimum:

(1) The identity verification information required by § 0.554(b)(2) and the information needed to locate the record as required by § 0.554(a).

(2) A brief description of the item or items of information to be amended; and

(3) The reason for the requested change.

(b) A written acknowledgment of the receipt of a request to amend a record will be provided within 10 days (excluding Saturdays, Sundays, and legal public holidays) to the individual requesting the amendment. Such an acknowledgement may, if necessary, request any additional information needed to make a determination. There will be no acknowledgment if the request can be reviewed, processed, and the individual notified of compliance or denial within the 10 day period.

(c) The responsible system manager or, in the case of official personnel records of active FCC employees, the Chief, Personnel Division, shall promptly take one of the following actions regarding a request to amend:

(1) If the system manager agrees that an amendment to the record is warranted, he shall:

(i) So advise the individual in writing;

(ii) Correct the record in compliance with the individual's request; and

(iii) If an accounting of disclosures has been made, advise all previous recipients of the fact that the record has been corrected and of the substance of the correction.

(2) If the system manager, after an initial review, does not agree that all or any portion of the record merits amendment, he shall:

(i) Notify the individual in writing of his refusal to amend and the reasons therefore;

(ii) Advise the individual that he may seek further administrative review of the initial decision by the full Commission pursuant to the procedures set forth in § 0.557. (In cases where the request to amend involves official personnel records, review is available exclusively from the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, Washington, D.C. 20415); and

(iii) Inform the individual of the procedures for requesting Commission review pursuant to § 0.557.

(d) In reviewing a record in response to a request to amend, the system manager shall assess the accuracy, relevance, timeliness, or completeness of the record in light of each data element placed into controversy and the use of the record in making decisions that could possibly affect the individual. Moreover, he shall adjudge the merits of any request to delete information based on whether or not the information in controversy is both relevant and necessary to accomplish a statutory purpose required of the Commission by law or executive order of the President.

**§ 0.557 Administrative review of an initial decision not to amend a record.**

(a) An individual has 30 days from the date of the determination not to amend a record consistent with his or her request to seek further administrative review by the full Commission. Such a request shall be in writing and should be addressed to either the system manager who made the initial adverse decision, or, in the case of official personnel records of active FCC employees, to the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, Washington, D.C. 20415. Any request for administrative review must:

(1) Clearly identify the questions presented for review (e.g., whether the record information in question is, in fact, accurate; whether information subject to a request to delete is relevant and necessary to the purpose for which it is maintained);

(2) Specify with particularity why the decision reached by the system manager is erroneous or inequitable; and

(3) Clearly state how the record should be amended or corrected.

(b) The Commission shall conduct an independent review of the record in controversy using the standards of review set out in § 0.556(d). It may seek such additional information as is necessary to make its determination. Final administrative review shall be completed not later than 30 days (excluding Saturdays, Sundays and legal public holidays) from the date on which the individual requests such review unless the Chairman determines that a fair and equitable review cannot be made within the 30 day period. In such event, the individual will be informed in writing of the reasons for the delay and the approximate date on which the review is expected to be completed.

(c) If upon review of the record in controversy the Commission agrees with the individual that the requested amendment is warranted, the Commission will proceed in accordance with § 0.556(c)(i)–(iii).

(d) If after the review, the Commission also refuses to amend the record as requested, it shall:

(1) Notify the individual in writing of its refusal and the reasons therefor;

(2) Advise the individual of his or her right to file a concise statement of the reasons for disagreeing with the decision of the Commission;

(3) Inform the individual:

(i) That such a statement should be signed and addressed to the system manager having custody of the record in question;

(ii) That the statement will be made available to any one to whom the record is subsequently disclosed together with, at the Commission's discretion, a summary of its reasons for refusing to amend the record; and

(iii) That prior recipients of the record will be provided a copy of the statement of dispute to the extent that an accounting of such disclosures is maintained; and

(4) Advise the individual of his or her right to seek judicial review of the Commission's decision not to amend the record in any district court of the United States.

**§ 0.558 Advice and assistance.**

Individuals who have questions regarding the procedures contained in this subpart for gaining access to a particular system of records or for contesting the contents of a record, either administratively or judicially, should write or call the Privacy Liaison Officer at the following address:

Federal Communications Commission, Office of General Counsel, 1919 M Street NW., Washington, D.C. 20554.

Individuals who request clarification of the Notice described in § 0.552 or who have questions concerning the characterization of specific systems of records as set forth therein, should write or call the Privacy Liaison Officer at the following address:

Federal Communications Commission, Records Management Division, Office of Executive Director, 1229 20th Street NW., Washington, D.C. 20554.

**§ 0.539 Disclosure of disputed information to persons other than the individual to whom it pertains.**

If the Commission determines not to amend a record consistent with an individual's request, and if the individual files a statement of disagreement pursuant to § 0.557(d)(2), the Commission shall clearly annotate the record so that the disputed portion becomes apparent to anyone who may subsequently have access to, use or disclose the record. A copy of the individual's statement of disagreement shall accompany any subsequent disclosure of the record. In addition, the Commission may include a brief summary of its reasons for not amending the record when disclosing the record. Such statements become part of the individual's record for granting access, but are not subject to the amendment procedures of § 0.556.

**§ 0.560 Penalty for false representation of identity.**

Any individual who knowingly and willfully requests or obtains under false pretenses any record concerning an individual from any system of records maintained by the Commission shall be guilty of a misdemeanor and subject to a fine of not more than $5,000.

**§ 0.561 Exemptions.**

The following systems of records are totally or partially exempt from Subsections (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I), and (f) of the Privacy Act of 1974, 5 U.S.C. 552(a), and from §§ 0.554–0.557 of this subpart:

(a) SYSTEM NAME: *Radio Operator Records—FCC.*

Parts of this system of records are EXEMPT pursuant to Section (k)(2) of the Act because they contain investigatory material compiled solely for law enforcement purposes.

(b) SYSTEM NAME: *Violators File (records kept on individuals who have been subjects of FCC field enforcement actions)—FCC.*

Parts of this system of records are EXEMPT because they are maintained as a protective service for individuals described in Section 3056 of title 18, and because they are necessary for Commission employees to perform their duties, pursuant to Sections (k)(1), (2), and (3) of the Act.

(c) SYSTEM NAME: *Investigations involving Broadcast Owners, officers, employees—FCC.*

Hearing Division case file (includes information furnished by witnesses, complainants, informants)—FCC.

Attorney Misconduct Files—FCC.

This system of records IS E-EMPT pursuant to Section 3(k)(2) of the Act because it is maintained for law enforcement purposes.

(d) SYSTEM NAME: *Complaints against Broadcast Stations, Licensees, Officers, Employees—FCC.*

Communications Interception — § 605 — FCC.

Alleged Violators File (United States District Court Enforcement Actions)—FCC.

Alleged Violators File (Ex Parte Rules)—FCC.

Licensees or Unlicensed Persons Operating Radio Equipment Improperly—FCC.

Part of this system of records are EXEMPT pursuant to Section 3(k)(2) of the Act because they embody investigatory material compiled solely for law enforcement purposes.

(e) SYSTEM NAME: *Personnel Investigations of Members of Advisory Committee (Maritime Communications Subcommittee, National Industry Advisory Committee)* — FCC. SYSTEM NAME: *Personnel Investigations of Employees—FCC.*

Parts of these systems of records are exempt because they embody investigatory material pursuant to sections 3(k)(2) and 3(k)(5) of the Act as applicable.

[FR Doc.75-20744 Filed 8-6-75;8:45 am]

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**[ 47 CFR Part 1 ]**

[Docket No. 20554; FCC 75-866]

## RADIO BROADCAST SERVICES

### Fee Schedule

In the Matter of Amendment of Subpart G of Part 1 of the Commission's rules relating to the schedule of fees.

1. On June 27, 1975, the Commission adopted a Report and Order [1] in Docket No. 20265, which promulgated certain new standards concerning the assignment of standard broadcast stations. The Commission for the first time provided in the amended rules for standard broadcast stations with authorized power of 2.5 kilowatts. The current fee schedule, as set forth in Section 1.1111 of the Commission's rules, does not provide for fees for applications for construction permits for new stations and major changes in existing stations which requests facilities specifying a power of 2.5 kilowatts.

2. The Commission bases its fee schedule, as required by the *NCTA* case [2] on the standard of "value to the recipient". The objective index used to reflect "value to the recipient" for applications for construction permit for new standard broadcast stations and major changes in existing standard broadcast stations relates to the number of kilowatt hours requested in the application. This was the basis for assigning "value to recipient" to a particular class of applications which was adopted January 15, 1975 (*Schedule of Fees*, 50 F.C.C. 2d 906 (1975)).

3. Therefore, we propose to charge filing and grant fees for applications for a new daytime-only standard broadcast station or for a major change in an existing station requesting a power of 2.5 kilowatts in the amount of $300 and $2,025, respectively. For an application for an unlimited time station (either new or a major change thereof) requesting a power of 2.5 kilowatts, the filing and grant fees would be $600 and $4,050, respectively. Section 1.1111(a)(1), as proposed to be revised, is set forth below.

4. Accordingly, the Commission invites comments on the proposed amendments outlined in paragraph 3 below.

5. Authority for the adoption of the amendments herein proposed is contained in Section 4(i) (47 U.S.C. 154(i)) of the Communications Act of 1934, as amended, title V of the Independent Offices Appropriation Act of 1952 (31 U.S.C. 483(a)) and Budget Bureau Circular A–25 and supplements thereto.

6. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before August 14, 1975, and reply comments on or before August 20, 1975. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision on the rules of general applicability which are proposed herein, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

7. In accordance with the provisions of § 1.419 of the Commission's Rules and Regulations, an original and 14 copies of all comments, pleadings, briefs, or other documents shall be furnished the Commission.

8. All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters in Washington, D.C. (1919 M Street, N.W.).

Adopted: July 22, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 1 of Chapter 1 of Title 47 of the Code of Federal Regulations is proposed to be amended to read as follows:

1. Section 1.1111(a)(1) is amended to read as follows:

**§ 1.1111 Schedule of Fees for Radio Broadcast Services.**

(a) Except as provided in paragraph (b) of this section, the fees prescribed below are applicable to applications and operations in the Radio Broadcast Services:

(1) *Construction Permits.* Application for construction permit for new station or for major changes in existing station:

[1] *In the Matter of Amendment of Part 73 of the Commission's Rules Regarding AM Station Assignment Standards*, FCC 75-769, released July 14, 1975.

[2] *National Cable Television Association, Inc.* v. *U.S.*, 416 U.S. 336 (1974).





| | Filing fee | Grant fee |
|---|---|---|
| VHF—top 50 markets [1] | $10,000 | $67,500 |
| UHF—top 50 markets | 2,500 | 22,500 |
| VHF—next 50 markets | 4,000 | 27,000 |
| UHF—next 50 markets | 1,000 | 9,000 |
| VHF—balance | 2,000 | 13,500 |
| UHF—balance | 500 | 4,500 |
| FM—class A | 200 | 1,350 |
| FM—class B and C | 400 | 2,700 |
| AM—day, 50 kW | 1,000 | 6,750 |
| AM—day, 25 kW | 800 | 5,400 |
| AM—day, 10 kW | 600 | 4,050 |
| AM—day, 5 kW | 400 | 2,700 |
| AM—day, 2.5 kW | 300 | 2,025 |
| AM—day, 1 kW | 200 | 1,350 |
| AM—day, 500 W | 100 | 675 |
| AM—day, 250 W | 50 | 340 |
| AM—unlimited, 50 kW | 2,000 | 13,500 |
| AM—unlimited, 25 kW | 1,600 | 10,800 |
| AM—unlimited, 10 kW | 1,200 | 8,100 |
| AM—unlimited, 5 kW | 800 | 5,400 |
| AM—unlimited, 2.5 kW | 600 | 4,050 |
| AM—unlimited, 1 kW | 400 | 2,700 |
| AM—unlimited, 500 W | 200 | 1,350 |
| AM—unlimited, 250 W | 100 | 675 |
| AM—class IV, full time 1 kW/d; 250 W night | 200 | 1,350 |

[1] The market size shall be determined by the ranking of the American Research Bureau, on the basis of prime time household (average ¼ hr audience during prime time, all home stations).

* * * * *

[FR Doc.75-20731 Filed 8-6-75;8:45 am]

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**[ 47 CFR Part 73 ]**

[Docket No. 20550]

## EMPLOYMENT POLICIES AND PRACTICES OF BROADCAST LICENSEES

### Nondiscrimination; Correction

In the Matter of Nondiscrimination in the employment policies and practices of broadcast licensees.

In the Notice of Inquiry and Notice of Proposed Rulemaking in the above-entitled matter [40 FR 31625], FCC 75–849, Released July 25, 1975, paragraph 27 (b), (c) & (d), paragraph 28, paragraph 29, and a part of paragraph 30 [included herein completely for clarity] were inadvertently omitted and should be inserted to read as attached:

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

(b) The name and the address of the licensee;

(c) A description of the alleged discriminatory acts or conduct; and

(d) Any other pertinent information—such as the names of individuals who have personal knowledge of the alleged discriminatory act or conduct—which will assist the Commission in its evaluation.

CONCLUSION

28. In this Notice, we have briefly outlined the development of our equal employment opportunity rules as they relate to broadcast licensees and permittees. Notwithstanding the increases in minority and female employment in broadcasting since the adoption of our rules, the shortcoming in our own requirements and some of the equal employment opportunity programs submitted by licensees and permittees have not produced the results we think the public interest requires. We have, therefore, proposed for comment what we believe should be the required ingredients of an acceptable equal employment opportunity program. We are also seeking comments on the use of goals and timetables as an administrative remedy where it appears that a broadcaster's equal employment program is not having practical results. Comments are invited as to whether only broadcasters with at least ten (or fifteen) fulltime employees should be required to file written Equal Employment Opportunity Programs with their applications. Finally, we seek comments on a proposal to amend our rules to require the filing of individual discrimination complaints while the alleged act of discrimination is continuing, or within 180 days from the end of the alleged discrimination. On balance, we believe that comments on the proposals contained herein will greatly enhance the Equal Employment Opportunity Programs of broadcast licensees and permittees and provide the Commission with sufficient information to make an informed judgment whether our regulatees are making satisfactory efforts to provide equal employment opportunity.

29. Also, we are herein providing opportunity for public comment on the current Annual Employment Report (FCC Form 395), including several refinements in the instructions which have been made since the initiation of this form.

30. Therefore, based on the authority contained in Section 4 (i) and (j) and 303, 307 and 403 of the Communications Act of 1934, as amended, comments are invited on the matters discussed above which may be incorporated in whole or in part into our rules.

[FR Doc.75-20736 Filed 8-6-75;8:45 am]

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**[ 47 CFR Part 73 ]**

[Docket No. 20507; RM–2427, etc.]

## ARIZONA FM BROADCAST STATIONS

### Table of Assignments; Order Extending Time for Filing Comments and Reply Comments

In the Matter of Amendment of Section 73.202(b), Table of Assignments, FM Broadcast Stations. (Tucson, Green Valley, Sierra Vista, and Bisbee, Arizona) Docket No. 20507, RM–2427, RM–2439, RM–2042.

1. On June 2, 1975, the Commission adopted a Notice of Proposed Rule Making in the above-entitled proceeding. Publication was made in the Federal Register on June 10, 1975, 40 Fed. Reg. 24748. The dates for filing comments and reply comments are presently August 4 and August 25, 1975, respectively.

2. On July 25, 1975, counsel for Tucson FM Engineering (Tucson FM), requested that the time for filing comments and reply comments be extended to and including September 3 and September 24, 1975, respectively. Counsel states that Tucson FM has retained Communications General Corporation, a consulting engineering organization to prepare the necessary materials concerning the technical aspects of the proposal and the preclusion study. He adds that these materials are unable to be prepared by the date specified for the filing of comments and therefore requests the additional time.

3. We are of the view that the public interest would be served by extending the time in this proceeding. Accordingly, IT IS ORDERED, that the dates for filing comments and reply comments ARE EXTENDED to and including September 3 and September 24, 1975, respectively.

5. This action is taken pursuant to authority found in Sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and Sections 0.281 and 1.46 of the Commission's Rules.

Adopted: July 29, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

[FR Doc.75-20742 Filed 8-6-75;8:45 am]

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## GENERAL SERVICES ADMINISTRATION

**[ 41 CFR Part 105–61 ]**

### FEES FOR REPRODUCTION SERVICES: LOCATION OF RECORDS AND HOURS OF USE

### Proposed Rulemaking

This notice of proposed rulemaking contains proposed revisions to the schedule of fees for reproduction services published on February 24, 1975, (40 FR 7927) pursuant to the Freedom of Information Act (5 U.S.C. 552). These proposed revisions will be published in Subpart 105–61.52.

Interested persons may participate in the proposed rulemaking by submitting written data, views, or arguments in duplicate to the General Services Administration (NAA), Washington, DC 20408. Comments received before September 3, 1975, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for examination by interested persons in the Central Research Room, National Archives Building, 8th and Pennsylvania Avenue, Washington, DC.

Dated: July 24, 1975.

JAMES E. O'NEILL,
*Acting Archivist of the United States.*

It is proposed to amend Subpart 105–61.52 as follows:

1. Section 105–61.5201 is amended by deleting and reserving paragraph (c)(3) as follows:

**§ 105–61.5201 Applicability.**

* * * * * *

(c) * * *

(3) [Reserved]

* * * * * *

2. Section 105–62.5205 is amended by revising paragraphs (b) and (d) as follows:

§ 105–61.5205 Mail orders.

• • • • •

(b) Except for oversized electrostatic reproductions, no additional fee is charged for postage and handling reproductions that are sent to domestic addresses by surface mail at the lowest rate. For oversized electrostatic reproductions an additional 10¢ per running foot is added to mail orders.

• • • • •

(d) The following special shipping fees are computed as a percentage of the fee for the item ordered:

| Type of reproduction | Shipping fee: Foreign surface or expedited domestic mail or freight or express (percent) | Shipping fee: Foreign airmail (percent) |
|---|---|---|
| (1) Electrostat | 5 | 10 |
| (2) Photostat | 10 | 30 |
| (3) Diazo | 10 | 20 |
| (4) Copy Negative | 1 | 2 |
| (5) Slides (2 by 2 in) | 2 | 4 |
| (6) Photographic prints (larger than 8 by 10 in) | 10 | 20 |
| (7) Sound tapes | 5 | 10 |
| (8) Motion pictures | 3 | 6 |
| (9) Microfilm[1] | | |
| (10) Photographic prints (8 by 10 in or smaller) | 4 | 8 |

[1] Shipping fees for microfilm publications are included in the "Catalog of National Archives Microfilm Publications".

• • • • •

3. Section 105–61.5206 is revised as follows:

§ 105–61.5206 Fee schedule.

(a) *Authentication,* $2.00.

(b) *Still Photography (minimum order, $2.00).*

(1) *Copy Negatives (black & white).*

| | |
|---|---|
| 4 in. by 5 in | 2.40 |
| 8 in. by 10 in | 3.65 |

(2) *Aerial Prints (black & white).*

| | |
|---|---|
| 10 in. by 10 in. or smaller, contact | $3.00 |
| 10 in. by 10 in. enlargement | 3.00 |
| 14 in. by 14 in | 5.00 |
| 18 in. by 18 in | 8.00 |
| 27 in. by 28 in | 9.00 |
| 40 in. by 41 in | 15.00 |

(3) *Photographic Prints (includes prints from microfilm).*

| | Black and white | Color |
|---|---|---|
| 8 by 10 in. or smaller | 3.00 | 8.75 |
| 11 by 14 in | 3.65 | 15.00 |
| 16 by 20 in | 6.10 | 22.50 |
| 20 by 24 in | 8.35 | 35.00 |
| 22 by 28 in | 8.35 | 65.00 |
| 24 by 30 in | 11.30 | 65.00 |
| 30 by 40 in | 11.30 | 70.00 |
| Sepia, add | 3.50 | ------ |

(4) *Slides and Transparencies.*

| | |
|---|---|
| Black & White: | |
| 2 in. by 2 in. from existing negative | 1.20 |
| Additional fee when negative must be made | 2.10 |
| Color: | |
| 2 in. by 2 in. duplicate | .70 |
| 2 in. by 2 in. from opaque original | 1.25 |
| 4 in. by 5 in | 5.80 |
| 8 in. by 10 in | 10.00 |

(5) *Photostat (up to 17" x 23"):* 1.50.

(6) *Diazo (per foot):* .45.

(7) *Drymounting (per square foot):* 1.00.

(8) *Red Line electrostatic copies (Red-bordered prints):* 2.50.

(c) *Microfilm.*

| | 16 mm | 35 mm |
|---|---|---|
| (1) Negative (per frame; minimum order, $10) | 0.10 | 0.10 |
| (2) Positive (per foot; minimum, $6 per roll) | .09 | .11 |
| (3) Duplicate negative (per foot; minimum order $6) | .10 | .11 |

(d) *Electrostatic Copying.*

(1) *Paper to Paper (up to 8½" x 14").*

| | |
|---|---|
| Mail order (minimum order, $2) | 0.15 |
| In research rooms | .10 |

(2) *Oversized electrostatic copies (per foot).*

| | |
|---|---|
| Without postage | 0.50 |
| With postage | .60 |

(3) *Microfilm to Paper.*

| | |
|---|---|
| From negative (Copyflo, minimum order, $10 per foot) | 1.25 |
| From positive (per frame): | |
| When work is done by customer (up to 8½ in. by 14 in. per frame) | .15 |
| When work is done by NARS (minimum order, $2): | |
| Nonconsecutive frames or first of consecutive frame, any size | .75 |
| Consecutive or duplicate frames: | |
| Up to 8½ in. by 14 in | .25 |
| 11 in. by 17 in | .35 |
| 18 in. by 24 in | .45 |

(e) *Motion Pictures (minimum order, $24.00).*

| | 35 mm | 16 mm | 16 mm from 35 mm |
|---|---|---|---|
| (1) Basic fee per hand or reel | 9.50 | 8.00 | 8.00 |
| (2) Added fee per foot: | | | |
| Master positive | .12 | .11 | .12 |
| Duplicate negative | .16 | .13 | .14 |
| Projection print | .11 | .10 | .11 |
| Composite, add | .015 | .015 | .03 |

(f) *Sound Records.*

| | |
|---|---|
| Reel to reel cassette: | |
| 7½ min | $2.70 |
| 15 min | 5.30 |
| 22½ min | 8.00 |
| 30 min | 9.90 |
| 45 min | 12.10 |
| 60 min | 18.20 |

(g) *Machine-readable records.*

| | |
|---|---|
| Tape-to-tape copying (per reel) | 60.00 |
| Tape-to-printout copying (computer processing time per hour; minimum order $25) | 150.00 |
| Tape-to-printout extract (computer processing time per hour; minimum order $25) | 150.00 |
| Tape-to-tape extract ($50 per reel plus computer processing time. Minimum order $25; per hour) | 150.00 |
| Card-to-card (per card; minimum order $10) | .02 |

(h) *Technical Services.*

| | Regular | Overtime |
|---|---|---|
| (1) Projectionist (per hour) | 15.50 | 23.25 |
| (2) Photographer or other (per hour) | 11.25 | 16.75 |

(i) *Unlisted processes.*

Fees for reproduction processes not listed in this § 105–61.5206 are computed upon request.

4. Section 105–61.5208 is revised as follows:

§ 105–61.5208 Effective date.

The fees in § 105–61.5206 are effective beginning September 8, 1975, and ending on September 30, 1976. Orders received after September 30, 1976, will be subject to the fees in effect at that time.

[FR Doc.75–20623 Filed 8–6–75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[ 49 CFR Part 1207 ]

[No. 32155 (Sub.-No. 4)]

### COMMON AND CONTRACT MOTOR CARRIERS OF PROPERTY

### Uniform System of Accounts for Class I and Class II

AUGUST 4, 1975.

At a General Session of the INTERSTATE COMMERCE COMMISSION held at its office in Washington, D.C. on the 15th day of July, 1975.

This proceeding was instituted by Order of this Commission, Division 2, on April 12, 1974, No. 32155 (Sub. No. 4), served April 24, 1974, (39 FR 14572) to consider a petition filed by National Tank Truck Carriers, Inc. on February 21, 1974, requesting amendments to the Uniform System of Accounts for Class I and Class II Common and Contract Motor Carriers of Property. The purpose of this Notice of Proposed Rulemaking is to consider proposals by Chemical Leaham Tank Truck Lines, Inc., National Tank Truck Carriers, Inc. and Manufacturing Chemists Association in response to the Order of April 24, 1974.

BACKGROUND

On July 5, 1974, Chemical Leaham Tank Lines, Inc. (CLTL), filed a statement in response to the Order of April 24, 1974, requesting the segregation and identification of certain costs in the Uniform System of Accounts for Instruction 28(A) Common and Contract Motor Carriers of Property. A similar statement was filed by National Tank Truck Carriers, Inc. (NTTC), on July 8, 1974 and by Manufacturing Chemists Association (MCA), on September 24, 1974.

The respondents argued that billing and collecting and cleaning and waste removal costs should, to the greatest extent possible, be segregated, identified and attributed to the proper activity. The methodology for implementing these changes differed among the respondents.

REPRESENTATIONS OF THE PARTIES

Chemical Leaham Tank Lines, Inc. recommended modifications to the present accounting regulations for cleaning and waste removal costs, costs peculiar to the tank truck industry, and billing and collection costs. CLTL requested this Commission to prescribe Terminal Activity 5 and the related natural account classifications for the grouping of cleaning and waste removal costs. Specifically, CLTL emphasized the importance of establishing or maintaining functional service cost relationships on a proper basis. In this respect, CLTL favored the Terminal Activity for assignment of cleaning and waste removal costs. CLTL further stated that cleaning costs transcend many natural account classifications and the accumulation of such costs in a single natural account is not warranted. CLTL also cited the growing need for specialized information by the public and tank truck carriers and the significance of such costs in relation to other tank truck costs as support for this revision. CLTL presented similar arguments for the segregation of the Billing and Collecting Activity insisting that such costs are distinguishable and significant to Instruction 28(A) motor carriers of property. CLTL stated that billing and collecting costs are difficult to identify under the present accounting regulations. CLTL further stated that the proposed revisions would enhance the uniformity of reporting such costs and involve only minor changes in the accounting regulations since the activity already exists.

National Tank Truck Carriers, Inc., representing approximately 300 motor carriers engaged in whole or in part in the transportation of bulk commodities, stated the peculiarities of cleaning and waste removal costs precluded continued accounting under the present Uniform System of Accounts. NTTC requested a separate natural account classification to identify cleaning and waste removal costs. Presently, NTTC commingles cleaning and waste removal costs with operating supplies in account No. 4590 of the Uniform System of Accounts. NTTC indicated that tank truck carriers frequently account for these costs separately by utilizing subaccounts. As an alternative, NTTC recommended that individual carriers establish subaccounts to provide a means for accounting and identifying such costs. NTTC also presented arguments for the segregation of the Billing and Collecting Activity from the Platform and Terminal Activities. The subject matter of those arguments was similar to those presented by CLTL.

Manufacturing Chemists Association's statement addressed the response of CLTL. MCA commented on the section of the petition relating to cleaning and waste removal costs. MCA supported the rationale behind the CLTL response but favored an alternative means of implementation. From a functional service cost point of view, MCA insisted the Terminal Activity was inappropriate because cleaning costs of tank truck carriers are not related to the volume or weight of shipments. As a result, MCA indicated a separate activity should be established and such costs should be related to the number of shipments or vehicles cleaned. In addition, MCA recommended that sufficient sub-accounts be established to subject matter of the arguments.

DISCUSSION AND RECOMMENDATIONS

The arguments presented by the respondents were reviewed by the Commission in terms of the proposed revisions' effect on existing accounting and reporting regulations. The discussion which follows is structured to the actual subject matter of the arguments.

BILLING AND COLLECTING COSTS

The Commission continues to provide for the identification of significant costs in the Uniform System of Accounts and reports for all modes of transportation under our jurisdiction. The Commission recognizes that billing and collecting costs have reached a level of significance for Instruction 28(A) motor carriers of property and such costs should be distinguished from other costs. The Commission concurs with the petitioners in regard to the expansion of the Billing and Collecting Activity to Instruction 28(A) motor carriers of property. Such action will aid in the identification of costs, provide a means for accumulating relevant statistical data and provide uniform direction in the identification and reporting of costs. As a result, the Commission proposes to segregate the Billing and Collecting Activity from the Platform and Terminal Activities and require distribution of such costs according to existing natural account classifications.

CLEANING AND WASTE REMOVAL COSTS

The Commission reviewed the proposals of the respondents in relation to cleaning and waste removal costs. After considering the accounting and reporting implications of each of the proposed revisions, the Commission believes a revision to the Uniform System of Accounts for cleaning and waste removal costs is not justified. However, the Commission has no objection to nor control over carriers implementing a proposed alternative.

The Commission recognizes the increasing significance of cleaning and waste removal costs to tank truck carriers. However, the Commission cannot justify a revision to the Uniform System of Accounts unless such a revision will benefit all Instruction 28(A) motor carriers of property. Tank truck carriers represent only a segment of Instruction 28(A) motor carriers of property, and extensive cleaning and waste removal costs are unique costs of tank truck carriers. All Instruction 28(A) motor carriers of property incur some sort of cleaning cost prior to reusage of vehicles. Generally, this cost is insignificant except in the case of tank truck carriers. The Commission does not intend to establish a separate activity nor accumulate or publish statistical data in relation to such costs due to their specialized nature. Further, accounting for cleaning and waste removal costs by natural account classification under Terminal Activity 5 or establishing a separate activity would disrupt the continuity of published statistical data.

An alternative solution suggested by NTTC was to allow carriers to create subaccounts to identify and account for components of cleaning and waste removal costs. The Uniform System of Accounts does not prevent carriers from creating and maintaining subaccounts to provide for special information needs. The Commission would encourage such action under the circumstances.

The Commission reviewed the comments of MCA pertaining to the functional service cost aspects of cleaning and waste removal costs. Under the present cost formula, cleaning and waste removal costs are related to the volume or hundredweight of the quantity transported and such costs are classified as Terminal costs. MCA's comments were not relevant to the major issue of this proceeding. The major issue was to determine if cleaning and waste removal costs warranted separate disclosure in the uniform system of accounts. As previously stated, the Commission cannot justify such revisions, and to give consideration to a revision of the cost formula for determining the cost of transporting freight in tank vehicles is beyond the scope of this proceeding.

In order to facilitate the identification of cleaning and waste removal costs for tank truck carriers without disrupting the continuity of statistics and the reporting process of Instruction 28(A) motor carriers of property, the Commission recommends that tank truck carriers create subaccounts to provide for their infromation needs related to cleaning and waste removal costs. Examples of subaccounts for cleaning and waste removal costs are provided in Appendix A for illustrative purposes. Carriers should continue to report such costs under account #4590 as explained in the Uniform System of Accounts instructions.

The proposed revision issued under the authority of Section 220 of the Interstate Commerce Act and 553 of the Administrative Procedures Act is to be effective for the year beginning January 1, 1976.

Upon consideration of the above-described matters and good cause appearing therefore:

*It is ordered,* That any interested person wishing to submit a statement of facts, views, or arguments regarding the proposed revision shall file 15 copies of such representations with the Secretary, Interstate Commerce Commission, Washington, D.C., 20423, on or before *September 8, 1975.*

*It is further ordered,* That written material or suggestions submitted will be available for public inspection at the offices of the Interstate Commerce Commission, 12th and Constitution Avenue, N.W., Washington, D.C., during regular business hours.

*And it is further ordered,* That statutory notice be given to all respondents and to the general public by mailing a copy of this order to the Governor of every State and to the Public Utilities Commissions or Boards of each State

having jurisdiction over transportation, by posting a copy of this order in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection, and by delivering a copy thereof to the Director, Division of the Federal Register, for publication in the Federal Register as notice to all interested persons.

This decision is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

## PART 1207—CLASS I AND CLASS II COMMON AND CONTRACT MOTOR CARRIERS

The text of Instruction 28, Section A, Carriers other than household goods carriers, paragraph (a) is amended by separating the Billing and Collecting Activity from Activity (5) and designating Billing and Collecting as Activity (3). As amended the text reads:

### CLASS I AND CLASS II MOTOR CARRIER INSTRUCTION

* * * * *

(1) * * *
(3) Billing and Collecting.
(5) Platform and Terminal.

* * * * *

APPENDIX A—EXAMPLES OF SUBACCOUNTS FOR CLEANING AND WASTE REMOVAL COSTS (SAMPLE)

| | |
|---|---|
| 4595 | Other operating supplies and expenses—Terminal. |
| 4595.1 | Cleaning and waste removal of tank trucks—Control. |
| 4595.1–1 | Solvents and cleaning solutions. |
| 4595.1–2 | Insurance. |
| 4595.1–3 | Utilities. |
| 4595.1–4 | Rents. |
| 4595.1–5 | Real estate and personal property taxes. |
| 4595.1–6 | Depreciation expense—Structure. |
| 4595.1–7 | Depreciation expense—Equipment. |

[FR Doc.75–20783 Filed 8–6–75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

[Public Notice CM–5/74]

### STUDY GROUP 1 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

#### Notice of Meeting

The Department of State announces that Study Group 1 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on September 11 and 12 in Room 4833, Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. The meeting on September 11 will commence at 10:30 a.m.; on September 12 at 9:30 a.m.

Study Group 1 deals with: matters relating to efficient use of the radio frequency spectrum, and in particular, with problems of frequency sharing, taking into account the attainable characteristics of radio equipment and systems; principles for classifying emissions; and the measurement of emission characteristics and spectrum occupancy. The purpose of the meeting will be a review of the work programs of U.S. Study Group 1 in preparation for the international meeting of Study Group 1 in May–June, 1976.

Members of the general public may attend the meetings and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 30, 1975.

GORDON L. HUFFCUTT,
*Chairman,*
*U.S. National Committee.*

[FR Doc.75–20752 Filed 8–6–75;8:45 am]

[Public Notice CM–5/73]

### STUDY GROUP 5 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

#### Notice of Meeting

The Department of State announces that Study Group 5 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on August 22, 1975, at 10:15 a.m. in the Executive Conference Room at ComSat Laboratories, ComSat Drive, Clarksburg, Maryland.

Study Group 5 deals with propagation of radio waves (including radio noise) at the surface of the earth, through the non-ionized regions of the earth's atmosphere, and in space where the effect of ionization is negligible. The purpose of the meeting will be a review of work underway in U.S. Study Group 5 in preparation for the international meeting of Study Group 5 in February–March 1976.

Members of the general public may attend the meeting and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 25, 1975.

GORDON L. HUFFCUTT,
*Chairman,*
*U.S. National Committee.*

[FR Doc.75–20754 Filed 8–6–75;8:45 am]

[PUBLIC NOTICE CM–5/72]

### STUDY GROUP 7 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

#### Notice of Meeting

The Department of State announces that Study Group 7 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet August 21–22, 1975 at the U.S. Naval Observatory, 34th Street and Massachusetts Avenue, N.W., Washington, D.C. The meetings will be convened at 9:30 a.m. in Room 300 of Building No. 52.

Study Group 7 deals with time-signal services by means of radiocommunications. The purpose of the meetings will be a review of the work programs of U.S. Study Group 7 in preparation for the international meeting of Study Group 7 in February 1976.

Members of the general public may attend the meetings and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 24, 1975.

GORDON L. HUFFCUTT,
*Chairman,*
*U.S. National Committee.*

[FR Doc.75–20753 Filed 8–6–75;8:45 am]

[Public Notice CM–C5/2]

### SHIPPING COORDINATING COMMITTEE SUBCOMMITTEE ON SAFETY OF LIFE AT SEA

#### Notice of Cancelled Meeting

The meeting of the working group on subdivision and stability of the Subcommittee on the Safety of Life at Sea, a subcommittee of the Shipping Coordinating Committee, previously announced (40 FR 30993, July 24, 1975) for Thursday, August 14, 1975 at 9:30 a.m. in Room 8236 of the Department of Transportation, 400 Seventh Street, S.W., Washington, D.C. has been cancelled.

AUGUST 5, 1975.

JOHN P. STEINMETZ,
*Acting Director,*
*Office of Maritime Affairs.*

[FR Doc.75–20602 Filed 8–6–75;9:52 am]

Agency for International Development

[99.1.16]

### MISSION DIRECTOR, USAID/LAOS

#### Cancellation of Redelegation of Authority

Pursuant to the authority delegated to me by Redelegation of Authority No. 99.1 (38 F.R. 12336), dated May 1, 1973, from the Assistant Administrator for Program and Management Services, I hereby revoke Redelegation of Authority No. 99.1.16 (38 F.R. 28851), dated September 27, 1973, to the Mission Director, USAID/Laos. This revocation is effective July 31, 1975.

Dated: July 31, 1975.

HUGH L. DWELLEY,
*Acting Director,*
*Office of Contract Management.*

[FR Doc.75–20776 Filed 8–6–75;8:45 am]

## DEPARTMENT OF THE TREASURY

Internal Revenue Service

[Order No. 3 (Rev. 2)]

### COMMISSIONER OF INTERNAL REVENUE

#### Delegation of Authority

Issued: July 30, 1975.

Effective: July 30, 1975.

1. Pursuant to authority vested in the Commissioner of Internal Revenue by Treasury Department Order No. 150–2 and Treasury Department Order No. 129 (Revision No. 2), it is ordered, that:

(a) the Deputy Commissioner shall perform the duties of Commissioner of Internal Revenue during the absence or disability of the Commissioner of Internal Revenue or when there is a vacancy in that office; and

(b) the Assistant Commissioners, in the order listed below, shall perform the duties of the Commissioner of Internal Revenue during the absence or disability of the Commissioner of Internal Revenue or a vacancy in that office and the absence or disability of the Deputy Commissioner or a vacancy in that office, except to the extent otherwise provided for specific periods of time by written designation orders which may be, issued from time to time by the Commissioner:

Assistant Commissioner (Compliance)
Assistant Commissioner (Accounts, Collection, and Taxpayer Service)
Assistant Commissioner (Planning and Research)
Assistant Commissioner (Administration)
Assistant Commissioner (Technical)
Assistant Commissioner (Inspection)
Assistant Commissioner (Employee Plans and Exempt Organizations)

2. The authority herein delegated may not be redelegated.

3. This Order supersedes Delegation Order No. 3 (Rev. 1), issued September 11, 1974.

DONALD C. ALEXANDER,
*Commissioner.*

[FR Doc.75-20755 Filed 8-6-75;8:45 am]

[Order No. 5 (Rev. 8)]

## DEPUTY COMMISSIONER AND ASSISTANT COMMISSIONERS

### Emergency Order of Succession and Delegation of Authority

Issued: July 30, 1975.

Effective: July 30, 1975.

1. By virtue of the authority vested in me by Treasury Department Order No. 129, Revision No. 2, dated April 22, 1955, the officials in the positions listed below are hereby authorized, in the event of an enemy attack on the United States, and the disability of the Commissioner, his absence from the main Treasury Relocation Site, or if there is a vacancy in the office, to succeed to the position of Acting Commissioner in the order listed, and are authorized to perform the functions of Commissioner to insure the continuity of the functions of that office:

Deputy Commissioner
Assistant Commissioner (Compliance)
Assistant Commissioner (Accounts, Collection, and Taxpayer Service)
Assistant Commissioner (Planning and Research)
Assistant Commissioner (Administration)
Assistant Commissioner (Technical)
Assistant Commissioner (Inspection)
Assistant Commissioner (Employee Plans and Exempt Organizations)

2. If none of these officials is available, the first available Regional Commissioner, in the order of appointment as Regional Commissioner, will become Acting Commissioner. Should any of the officials specified in Paragraphs 1 and 2 be required to act as Secretary of the Treasury under Treasury Order No. 183, as revised, he will be considered as not available to assume the position of Acting Commissioner.

3. If none of the officials listed in Paragraphs 1 and 2 is available, the first available District Director in the order shown on the list on file at each National Office Relocation Site (prepared on the basis of the higher GS grades first, date of promotion to the grade and alphabetical order where grade and promotion dates are identical) will assume the position of Acting Commissioner until relieved or further instructions are given by proper authority.

4. There is hereby delegated to Regional Commissioners and District Directors, or the officials acting in their stead, in the event of an enemy attack on the United States, all authority vested in the Commissioner of Internal Revenue by law or transfer from the Secretary of the Treasury to insure the continuous performance of Internal Revenue Service functions in their areas of jurisdiction. This delegation of authority will remain in effect until notice is received from proper authority that it has been terminated.

5. The authority delegated in Paragraphs 1, 2 and 3 may not be redelegated.

6. This Order supersedes Delegation Order No. 5 (Rev. 7), issued September 11, 1974.

DONALD C. ALEXANDER,
*Commissioner.*

[FR Doc.75-20756 Filed 8-6-75;8:45 am]

[Order No. 116 (Rev. 1)]

## DISTRICT DIRECTORS, ET AL.

### Delegation of Authority To Grant Extensions of Time To File Income and Estate Tax Returns

Issued: July 25, 1975.

Effective: July 25, 1975.

The authority granted to the Commissioner of Internal Revenue by 25 CFR 1.6081-1, 26 CFR 20.6081-1 and 26 CFR 301.7701-9 to grant extensions of time to file income and estate tax returns is hereby delegated to District Directors, Assistant District Directors, Director of International Operations, Assistant Director of International Operations, Service Center Directors and Assistant Service Center Directors.

The authority delegated herein may be redelegated but not below Branch Chief or Chief, Special Procedures Staff, in District Offices and Office of International Operations, and not below Senior Tax Examiners in Service Centers.

Delegation Order No. 116, issued August 6, 1971, is superseded.

DONALD C. ALEXANDER,
*Commissioner.*

[FR Doc.75-20757 Filed 8-6-75;8:45 am]

# DEPARTMENT OF JUSTICE

## Office of the Attorney General

[Order No. 614-75]

## FREEDOM OF INFORMATION

### Published and Unpublished Indexes to Final Opinions and Orders, Statements of Policy and Interpretations, and Administrative Staff Manuals and Instructions

Under subsection (a)(2) of the Freedom of Information Act, 5 U.S.C. 552(a)(2), each agency is required to "maintain and make available for public inspection and copying current indexes providing identifying information for the public" as to the agency's so-called (a)(2) materials, *i.e.*, certain final opinions and orders, statements of policy and interpretations, and administrative staff manuals and instructions. Under the 1974 amendments to the Act (P.L. 93-502), these indexes are required to be published at quarterly or more frequent intervals and distributed, unless the agency determines by order published in the FEDERAL REGISTER that such publication would be unnecessary and impracticable. The purpose of this order is to bring the Department of Justice into compliance with these requirements of subsection (a)(2) of the Freedom of Information Act.

The order has four sections. The first section sets forth materials in the Justice Department which are indexed, and makes a determination that as to these indexes quarterly publication would be unnecessary and impracticable. The second section of the order constitutes an index to single-document materials located in the Justice Department; this section further provides that this index shall be published and updated at quarterly intervals. The third section of the order contains certain disclaimers intended to avoid possible misunderstanding as to the meaning or legal effect of sections 1 and 2 of the order. The fourth section makes assignments of responsibility to components within the Justice Department to ensure continuing compliance with subsection (a)(2).

By virtue of the authority vested in me by 28 U.S.C. 509, and 5 U.S.C. 301 and 552, it is hereby ordered as follows:

1. It is determined that it is unnecessary and impracticable to publish quarterly or more frequently the indexes to the Department of Justice materials listed below. This determination is made because there is insufficient interest to justify such publication, because with respect to some of the indexes listed continual updating and revision is required to reflect the frequent addition of materials, and because the practical utility of the indexes does not warrant such publication.

(a) *Office of Public Information*—Press releases, speeches, statements and testimony by Department officials.

(b) *Office of Management and Finance*—

(1) Final decisions in discrimination complaints against the Department.

(2) Decisions on adverse actions and discipline of personnel.

(3) Decisions on classification appeals.

(4) Personnel Management Plans.

(5) EEO Affirmative Action Plans.

(c) *Office of Legislative Affairs*—Departmental reports on pending legislation.

(d) *Community Relations Service*—Official Policy Memoranda from the Director.

(e) *Civil Rights Division*—Submissions under Section 5 of the Voting Rights Act of 1965.

(f) *Criminal Division:*

(1) Miscellaneous memoranda, including circulars, orders, directives to staff and notices.

(2) Compilations of legislative materials.

(g) *Immigration and Naturalization Service*—Administrative decisions under immigration and nationality laws (including both precedent and nonprecedent decisions).

(h) *Board of Immigration Appeals*—Decisions (indexes to some of these decisions are published, but less frequently than quarterly).

(i) *Board of Parole*—

(1) Labor relations decisions regarding former inmates.

(2) Pension case decisions regarding former inmates.

(3) Final Board Orders and/or Notices of Action.

(j) *Office of the Deputy Attorney General*—Notifications of decisions by the Attorney General on administrative appeals from denials of requests for access to Justice Department records under the Freedom of Information Act.

(k) *Executive Office for United States Attorneys* — United States Attorneys' Bulletins.

(l) *Office of Legal Counsel*—Opinions of the Attorney General (index published, but less frequently than quarterly).

Indexes to the foregoing materials are located in the offices of the above components of the Justice Department and will be made available upon request.

2. The following list of individual documents, together with the headings under which such documents are listed, shall constitute an index to the documents, and this index is hereby published, and shall be updated and published at quarterly intervals.

(a) *Office of Watergate Special Prosecution Force:*

(1) Memorandum of Understanding Re Handling of Internal Revenue Matters Arising in Connection with Investigation and Prosecution of 18 U.S.C. 610 (Illegal Corporate Contributions) Matters.

(2) Press releases (two regarding general policy towards violations of 18 U.S.C. 610.

(3) Statement on violations of 18 U.S.C. 611.

(b) *Community Relations Service:* Community Relations Service Directives Manual.

(c) *Antitrust Division:*

(1) Antitrust Division Manual, chapter 1 (Organization of the Department and the Division), chapter 5 (Policy and Planning), and chapter 6 (Miscellaneous).

(2) Investigations of Cases of Price-Fixing, except for sample documents B, C, F, and G.

(d) *Criminal Division:*

(1) Adversary Hearings Memorandum.

(2) Authority to Compromise Civil Penalties Assessed Under the Coal Mine Health and Safety Act of 1969, 30 U.S.C. Sections 801 *et seq.* (Criminal Division Memo No. 802 to United States Attorneys).

(3) Copyright Protection of Sound Recordings (Criminal Division Manual, April, 1973).

(4) Deletion of Portions of Motion Picture Films or Other Materials or Their Reexportation After Seizure By The Bureau of Customs As Obscene and Inadmissible Under 19 U.S.C. 1305 (Criminal Division Memo No. 767 to United States Attorneys).

(5) Extradition Handbook (Criminal Division Manual, December, 1974).

(6) Extradition—Provisional Arrest (Criminal Division Memo of November 8, 1974, to Section Chiefs).

(7) Handbook for Federal Obscenity Prosecutions (Criminal Division Manual, June, 1972).

(8) Handling of Obscene Private Correspondence Cases, 18 U.S.C. 1461 (Criminal Division letter of August 31, 1964, to United States Attorneys).

(9) Sound Recording Piracy—Violations of 17 U.S.C. 104 (Criminal Division Memo No. 798 to United States Attorneys).

(e) *Land and Natural Resources Division:*

(1) Uniform Appraisal Standards for Federal Land Acquisition (1973 edition).

(2) A Procedural Guide for the Acquisition of Real Property by Governmental Agencies (1972 edition).

(3) Standards for the Preparation of Trade Evidence in Land Acquisitions by the United States (1970 edition).

(f) *Tax Division:*

(1) Guide for the Preparation of Written Communications in the Tax Division (secretarial manual, under revision).

(2) Institute on Criminal Tax Trials, section X (Policy Considerations).

(3) Manual for Criminal Tax Trials, chapter I (General Policies).

(4) Organization, Operation and Procedure Manual (under revision).

(5) Tax Division Uniform System of Citation and Instructions on Briefs (under revision).

(6) United States Attorneys' Guide, Policies Affecting the Processing of Tax Fraud Cases.

(g) *Immigration and Naturalization Service:*

(1) Administrative Manual.

(2) Border Patrol Handbook.

(3) Immigrant Inspector's Handbook.

(4) Investigator's Handbook.

(5) Naturalization Examiner's Guide.

(6) Operating Instructions and Interpretations, (the latter pertaining to nationality acquisition and loss).

(h) *Law Enforcement Assistance Administration:*

(1) Comprehensive Plan and Part C and Part E Action Grant Processing Procedures (LEAA Directive HB 4325.1A, January 8, 1975).

(2) Debriefing of Unsuccessful Companies in Competitive Negotiations (LEAA Directive I 1720.1, November 5, 1971).

(3) Distribution, Resolution and Clearance of Audit Reports (LEAA Directive G 7140.1A, January 11, 1974).

(4) Financial Management for Planning and Action Grants (LEAA Directive M 7100.1A, December 18, 1974).

(5) Freedom of Information Act Amendments (LEAA Directive I 1600.4A, May 29, 1975).

(6) Guide for Discretionary Grant Programs (LEAA Directive M 4500.1C, January 7, 1975).

(7) Planning Grant Processing Procedures (LEAA Directive HB 4210-1A, October 18, 1974).

(8) Standards of Conduct (LEAA Directive I 1551.2A, November 11, 1974).

(i) *United States Marshals Service:* United States Marshals Manual.

(j) *Board of Parole:* Board of Parole Administrative Staff Manual.

(k) *Executive Office for United States Attorneys:* United States Attorneys' Manual.

3. Nothing in this order shall be deemed to constitute a determination that all or any part of a particular document included in any of the indexes referred to herein is either (1) covered by subsection (a)(2) of the Act or (2) not a matter described in subsection (b) of the Act and exempt from disclosure, nor shall any part of this order be deemed a determination that the indexing requirement in subsection (a)(2) of the Act applies to a single document or to any particular category of documents.

4. For the purposes of helping to assure optimum and continuing compliance within the Department of Justice with the requirements of subsection (a)(2) of the Act, the following assignments of responsibility are made:

A. To each division (such term as used herein includes each bureau, office, service, administration, board or other comparable component of the Department): initial responsibility for determining which documents and classes of documents which it generates or maintains should be treated as (a)(2) materials; for preparing and maintaining the necessary indexes to such materials, for publishing such indexes quarterly or more frequently or determining that such publication is unnecessary and impracticable; and for reviewing from time to time whether its determinations as referred to in this paragraph should be revised.

B. To the Office of Management and Finance, under the direction of the Deputy Attorney General: responsibility (a) to maintain for the Department current information on overall departmental compliance with the requirements of subsection (a)(2) of the Act, including current information on compliance by each division with the responsibility assigned above; (b) to arrange for the timely publication, on the basis of indexes, determinations, or information from each division, of any index covering materials of two or more divisions, of any finding that publication is unnecessary or impracticable with respect to indexes maintained by any one or more divisions, and of any notice of the availability of published indexes which serves to comply with the requirement to "distribute" published indexes, as discussed in the Attorney General's Memorandum on the 1974 Amendments to the Freedom of Information Act at page 17; and (c) to make such recommendations to appropriate authorities within the Department as may result in improved compliance with the requirements of subsection (a)(2) of the Act, including recommendations for more useful and economical methods of compliance.

C. To the Office of Legal Counsel: To provide legal advice and to assist in resolving differences in connection with the foregoing.

Dated: July 31, 1975.

EDWARD H. LEVI,
*Attorney General.*

[FR Doc.75-20772 Filed 8-6-75;8:45 am]

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Drug Enforcement Administration

[Docket No. 75-9 and 75-11]

## WESTERN FHER LABORATORIES AND CIBA-GEIGY CORP.

### 1975 Individual Manufacturing Quota and 1975 Procurement Quota for Basic Class Phenmetrazine

On April 25, 1975, petitioner, Western Fher Laboratories (Western Fher) through its counsel, Kleinfeld, Kaplan & Becker of Washington, D.C., requested a hearing on the "denial of Western Fher's petition to increase its 1975 individual manufacturing quota for basic class phenmetrazine and the establishment of a revised 1975 manufacturing quota of" * * * kg.[1]

By letter of April 25, 1975, intervenor, Boehringer Ingelheim, Limited (Boehringer), through its counsel, Kleinfeld, Kaplan & Becker, requested a hearing on the "denial of Ciba-Geigy's petition to increase its (Ciba's) 1975 procurement quota and the establishment of a revised 1975 procurement quota of" * * * kg. This request did not comply with the language of 21 C.F.R. 1303.34(a); hence the Administrator of the Drug Enforcement Administration issued a denial of Boehringer's request for hearing on the grounds that Boehringer was "not the proper party to request a hearing on the issue of Ciba's procurement quota." 40 FR 20962-63 (May 14, 1975).

Thereafter, by letter of May 6, 1975, petitioner, Ciba-Geigy Corporation (Ciba), through its counsel, William E. Ragolia, Jr., requested a hearing on the "denial of its petition to increase its 1975 procurement quota for phenmetrazine and the establishment of a revised 1975 procurement quota for phenmetrazine of" * * * kg.

A prehearing conference was held on May 14, 1975, before Administrative Law Judge Francis L. Young. In his Prehearing Ruling, Judge Young ordered the respective hearing requests of Western Fher and Ciba to be consolidated for all purposes during the proceeding, and Judge Young granted leave to Boehringer, pursuant to its request and written petition to intervene, to be represented and to participate in the hearing of this matter. Judge Young noted that petitioners had waived the requirement of thirty days prior notice of the hearing as provided in 21 C.F.R. 1303.36, and the hearing was set to commence on May 21, 1975, in order to accommodate petitioners' request for expediting the matter. The hearing was held before Judge Young from May 21 through May 30, 1975, in Room 1210, Drug Enforcement Administration, 1405 Eye St., N.W., Washington, D.C.

Proposed Findings of Fact and Conclusions of Law were filed by the parties on June 23, 1975.

As a result of this hearing, the Administrative Law Judge submitted the following Recommended Rulings, Finding of Fact, Conclusions of Law and Decision.

RECOMMENDED RULINGS, FINDING OF FACT, CONCLUSIONS OF LAW AND DECISION OF ADMINISTRATIVE LAW JUDGE

These proceedings commenced with the submission of a written request dated April 25, 1975, for a hearing by Western Fher Laboratories with respect to its individual manufacturing quota for the calendar year 1975 of the drug phenmetrazine, known by the trade name "Preludin", in Docket No. 75-9. (ALJ 1)[2] Ciba-Geigy Corporation subsequently filed a written request for a hearing, dated May 6, 1975, with respect to its procurement quota for the calendar year 1975 for phenmetrazine. (ALJ 3) Since common and interlocking questions of fact and law appeared to be presented by these two requests, and since both of these parties were represented by the same counsel, both matters were set for a prehearing conference which was held on May 14, 1975. At that time Boehringer Ingelheim, Ltd. submitted a petition to intervene and fully participate in the proceedings. (ALJ 2) This petition was granted. The prehearing conference was held, and in response to urgent request of all three of these petitioners that the proceedings be expedited to the maximum extent possible, the matter was set for formal hearing one week later, May 21, 1975. (ALJ 6) Testimony was taken, documents received in evidence, and oral argument was made before the Administrative Law Judge on May 21, 22, 23, 27, 29 and 30, 1975. The transcript runs to 770 pages.

These proceedings present questions of great importance to the three petitioner companies and to the Drug Enforcement Administration, going as they do to the heart of the implementation of Section 306 of the Controlled Substances Act (21 USC 826) and Section 1303.01 et seq. of Title 21, Code of Federal Regulations, which provide for the establishment of manufacturing and procurement quotas by this Administration. It would appear that questions regarding these matters have not previously been brought to the formal hearing level.

Western Fher Laboratories is the sole applicant for a 1975 individual manufacturing quota for basic class phenmetrazine. Ciba-Geigy is currently the exclusive manufacturer of phenmetrazine in finished dosage form. Ciba-Geigy's manufacture of the finished dosage forms of phenmetrazine is covered by Boehringer's approved new drug application for this product. Ciba-Geigy is the sole applicant for a 1975 procurement quota to procure and use phenmetrazine in the manufacture of its finished dosage forms. Upon completion of such manufacture by Ciba-Geigy, Boehringer is the sole primary distributor thereof in the United States and it distributes phenmetrazine in these forms under the trade name "Preludin".

Since Western Fher manufactures the basic class phenmetrazine solely for further processing by Ciba-Geigy, and since Ciba-Geigy transforms the drug into its finished dosage forms for distribution by Boehringer, the quota for any given year assigned to one of these companies necessarily affects the quota assigned to the other. Accordingly, in its approach to the determination of the basic class manufacturing quota for Western Fher and the setting of the procurement quota for Ciba-Geigy, the Compliance Investigations Division (CID) of this Administration employs interlocking formulae. Describing the approach of the CID as the building of a pyramid, its Chief, Mr. Durrin, described the process as follows:

"Q First the procurement quota are set, you stated, then the individual manufacturing quotas, and finally, the aggregate production quotas for each class?

"A That is correct.

"Q Now, they are all some what interdependent, as built from the bottom?

"A Very definitely, yes.

"Q. Then the Western Fher individual manufacturing quota figure, is it dependent upon what need DEA determines to be present at the Ciba level, the procurement level?

"A It is entirely dependent upon the need of Ciba at the procurement level with, of course, allowance for an inventory to Western Fher." (Tr. 125 & 126)

Mr. Durrin then described in detail the application of this formula in determining the 1975 procurement quota for Ciba-Geigy and the 1975 individual manufacturing quota for Western Fher. (Tr. 129-135) This process is summarized on Exhibit G 15.

Briefly, the CID started with the Ciba-Geigy 1974 total sales figure expressed, as were all of the figures in this discussion, in terms of anhydrous base, added a fifty percent inventory allowance, subtracted the amount of Ciba-Geigy's inventory on hand at the end of 1974, and then subtracted a figure computed to be the difference between Ciba-Geigy's sales during 1974 and the total quantity of the

[1] As used throughout the text of this Final Order, * * * kg. indicates the deletion of a number identifying an absolute quantity of basic class phenmetrazine expressed in kilograms of anhydrous base. These quantities of basic class phenmetrazine constitute the actual figures for the original and revised 1975 individual manufacturing quotas issued to Western Fher and the original and revised 1975 procurement quotas issued to Ciba-Geigy. Each quota was determined in part from data of a confidential nature supplied to the Drug Enforcement Administration by either Western Fher or Ciba-Geigy. Consequently, the actual numbers representing each of these quotas are valuable and legitimate trade secrets of either Western Fher or Ciba-Geigy and these numbers are not disclosed within the text of this Order.

[2] ALJ—Administrative Law Judge
G—Government Exhibit
P—Petitioners Exhibit





drug dispensed by prescriptions at retail pharmacies throughout the United States according to a statistical report prepared by a company known as IMS America. The resulting figure was the net procurement quota authorized for Ciba-Geigy for calendar 1975 by the CID.

Then, beginning with that net Ciba-Geigy procurement quota, the CID added a figure equal to fifty percent thereof for an inventory allowance, subtracted the Western Fher inventory of product on hand at the end of 1974, and thus arrived at the figure which it set for the individual production quota for Western Fher for 1975.

The CID used as its starting point in this process the total amount of the drug sold by Ciba-Geigy, the dosage form manufacturer, in 1974 because the Food and Drug Administration, Department of Health, Education and Welfare, had advised that: "The use of stimulants (of which phenmetrazine is one) in 1975 should be the same as in 1974, data indicate relative constant use for the past two years." (G 9, p. 2)

At the hearing, petitioners urged that this formula for determining their respective quota was defective and contrary to law, arbitrary and capricious, and, generally, not calculated to permit the manufacture and production of the drug in the quantities necessary to accomplish the objectives specified in Section 306 of the Act, 21 USC 826.

Petitioners argue for the use of a formula which would result in significantly larger production and procurement quotas for phenmetrazine for 1975. Set out as attachments 1 and 2 to Exhibit G 10, a letter from Ciba-Geigy to DEA dated February 24, 1975, this method starts from and is focused on the 1975 sales forecast for Preludin as developed by Ciba-Geigy. This figure is considerably larger than the starting point of the DEA formula which, as stated, was the quantity of the drug actually sold by Ciba-Geigy during 1974.

At the outset of the hearing counsel for both sides were requested to submit such authority as they could find with respect to the standard to be applied by the Administrative Law Judge in weighing the evidence as he prepared his recommended findings and conclusions and decision for the Administrator. Section 507 of the Controlled Substances Act (21 USC § 877) provides that merely "substantial evidence" will support a finding of fact by the Administrator against attack in the Court of Appeals. But no statutory or regulatory provision has been found to guide the Administrative Law Judge as he considers the evidence introduced by the opposing parties. Certainly, the "beyond a reasonable doubt" standard of the criminal trial is inapplicable. A "substantial evidence" standard cannot be applied here since it very well may be that both sides introduce "substantial evidence". A somewhat analogous situation to that now confronting the Administrative Law Judge is presented by the trial of a civil case in our courts of law, where triers of fact are told to decide the issues on the basis of "a preponderance of the evidence". Accordingly, that is the standard which will be applied by the Administrative Law Judge in these proceedings, in the absence of definitive direction to the contrary.

Applying this standard to the evidence presented at the hearing, I find that the approach, method and formula for determining individual production quotas and procurement quotas utilized by the Compliance Investigations Division is more likely to meet the objectives set out in the statute than the alternative proposed by Petitioners.

As its starting point, the CID approach utilizes the information provided it by the Department of Health, Education, and Welfare pursuant to section 242(a) of title 42 USC, which is "the results of studies and investigations of the quantities of . . . narcotic drugs . . . subject to control, . . . together with reserves of such drugs, that are necessary to supply the normal and emergency medicinal and scientific requirements of the United States . . ."

The results of these studies and investigations conducted by the Department of Health, Education and Welfare would seem to provide a much sounder starting point for the phenmetrazine quota determination than the alternative proposed by Petitioners, namely, the 1975 sales forecast of Boehringer. The method of establishing this forecast, as testified to by witness Robert Page, Manager of Marketing Administration for Boehringer, "involves several guidelines, or guideposts—one of which is evaluating the past performance of the product by looking at the therapeutic categories as a whole to determine the trend of the therapeutic category—whether it's up or down—an assessment of the competitive products on the market and their direction—an anticipated promotion of the product which you are presenting the sales forecast on for the following year—any anticipated new dosage forms or strengths of the product. These are but a few of the guidelines which we use in establishing a sales forecast." (Tr. 469 & 470)

Mr. Page testified that he had made the phenmetrazine sales forecast for 1975 upon which petitioners were presently relying. (Tr. 479) Also, Mr. Page acknowledged that he had made the sales forecast for phenmetrazine for 1974 (Tr. 470), his forecast having been that sales would decline in that year whereas, in the event, they actually increased over the sales of the preceding year. (Tr. 471)

Worthy of note is the fact that, although Mr. Page has forecast a sizable increase in sales of phenmetrazine during 1975, actual retail pharmacy sales of the drug during the first three months of this year were slightly lower than the like period in 1974. (Tr. 198, 199; Exhibit G 19)

One of the basic reasons for regulating the quantity of controlled substances, such as phenmetrazine, which can be manufactured and distributed throughout the United States is to diminish the likelihood of diversion of the drug from legitimate distribution channels. To this end it is desirable to keep the pipeline lean and to limit production during the year to that quantity of the drug sufficient to meet medical needs and the other purposes specified in the statute. (Tr. 218, 269)

Diversion of phenmetrazine is very profitable. (Tr. 215)

Diversion, however, is not considered as a factor in the sales forecasting of Boehringer. (Tr. 501)

In order for the CID to ascertain whether or not the pipeline is being kept sufficiently lean, and to keep an eye on the size of inventories at the retail level so that quotas can be adjusted, if need be, lest excessive inventory come into existence thus facilitating diversion, the CID keeps itself informed of the quantities of phenmetrazine sold at retail in prescription pharmacies. This information is obtained from a private, statistical gathering organization known as IMS America through its National Prescription Audit. This same organization also distributes a report on the quantities of phenmetrazine, and other drugs, purchased by retail drug stores from manufacturers and wholesalers. This report, known as "The Pharmaceutical Market-US Drug Stores", normally is not followed by the CID. However, in April 1975, to assist it in determining the 1975 individual production and procurement quotas for phenmetrazine, the CID requested IMS America to provide it with this information on phenmetrazine for the years 1972, 1973, and 1974. IMS America attempted to comply with this request by sending to Mr. Louis Fisher at DEA a letter dated May 8, 1975. (Tr. 228-235; Exhibit G 20)

Unfortunately, the information with respect to the finished dosage form units and kilograms of phenmetrazine purchased by drug stores in the United States as set forth in Table II and Table III accompanying that letter are now considered by IMS America to be misleading and inaccurate. James A. Donahue, Vice President of IMS America, who testified at some length concerning these figures at the hearing on May 22, 1975 and who signed the letter transmitting them to the CID, admitted that this information was based on original projections which subsequently had been revised. (Tr. 458-465) The oral admission to a representative of Boehringer was not rebutted or challenged by the CID in any way at the hearing, and it was confirmed by Mr. Donahue's letter dated May 28, 1975, in which Mr. Donahue stated that at the time of his testimony at the hearing on May 22, 1975 he personally had not been aware that Table II and Table III accompanying his letter of May 8 were based upon data now considered suspect by his own organization. (Exhibit P 10)

This data with respect to purchases of phenmetrazine by drug stores in the United States in Table II and Table III of Exhibit G 20 was considered and was relied on by the CID in connection with its determination of the individual production quota and procurement quota for phenmetrazine in 1975. (Tr. 226-240)

Mr. Durrin, Chief of CID, discussed it at great length and obviously attached considerable importance to it.

Thus it appears that the personnel of the Compliance Investigations Division, while acting conscientiously and in complete good faith, nonetheless took into consideration in the setting of the quotas questioned here, and gave substantial weight to, certain data which the source thereof now considers unreliable. Accordingly, it would seem that these quotas should be redetermined by the Compliance Investigations Division without any consideration being given to the now discredited data contained in Table II and Table III of Exhibit G 20.

RECOMMENDED RULING ON PROPOSED FINDINGS AND CONCLUSIONS OF THE PARTIES

It is recommended that all of the proposed findings of fact and conclusions of law submitted by the parties be denied except to the extent that they may be affirmatively recommended below.

RECOMMENDED FINDINGS OF FACT

For the reasons indicated hereinabove, the following findings of fact are recommended:

1. Western Fher Laboratories (Western Fher) is the sole applicant for a 1975 individual manufacturing quota for basic class phenmetrazine. (Tr. 21, 29)

2. Ciba-Geigy Corporation (Ciba-Geigy) is currently the exclusive manufacturer of phenmetrazine in finished dosage form. (ALJ Exhibit 3, Tr. 564)

3. Ciba-Geigy's manufacture of the finished dosage forms of phenmetrazine is covered by Boehringer Ingelheim, Limited's (Boehringer) approved new drug application for the product. (Tr. 635)

4. Ciba-Geigy is the sole applicant for a 1975 procurement quota to procure and use phenmetrazine in the manufacture of the finished dosage forms of phenmetrazine. (Tr. 28–29)

5. Boehringer is the primary distributor of the finished dosage forms of phenmetrazine manufactured by Ciba-Geigy. (ALJ 2, Tr. 651)

6. Boehringer distributes the finished dosage forms of phenmetrazine under the trade name "Preludin." (ALJ Exhibit 2, Tr. 28)

7. Boehringer only distributes phenmetrazine to persons who have an effective Certificate of Registration issued by DEA authorizing them to handle schedule II controlled drugs, including phenmetrazine. (Tr. 501)

8. Preludin has been classified by the Food and Drug Administration as "effective" in the management of exogenous obesity as a short-term (a few weeks) adjunct in a regimen of weight reduction based on caloric restrictions. (Tr. 399, 419; Petitioners' Exhibit 4)

9. The 1975 individual manufacturing quota for basic class phenmetrazine originally assigned to Western Fher on an interim basis was (* * * kg.), expressed in terms of anhydrous base. (Government's Exhibit 2, Tr. 47)

10. The 1975 procurement quota originally assigned to Ciba-Geigy on an interim basis was (* * * kg.), expressed in terms of anhydrous base. (Government's Exhibit 1, Tr. 44)

11. On April 22, 1975, the Drug Enforcement Administration based on supplemental data received, established Western Fher's 1975 individual manufacturing quota for basic class phenmetrazine at (* * * kg.). (Government's Exhibit 16)

12. On April 22, 1975, the DEA based on supplemental data received, established Ciba-Geigy's 1975 procurement quota for phenmetrazine at (* * * kg.). (Government's Exhibit 17)

13. In determining the estimated manufacturing needs of finished dosage forms of phenmetrazine for the calendar year 1975, the DEA relied in part upon National Prescription Audit projections and the Department of Health, Education, and Welfare's (HEW) estimates of the amount needed to provide for the normal and emergency medicinal and scientific requirements of the United States for the calendar year 1975. (Durrin, Tr. pp. 91, 94, 117)

14. HEW estimated that "The use of the stimulants in 1975 should be the same as in 1974, data indicate relative constant use for the past two years." (Government's Exhibit 9)

15. Phenmetrazine is one of these stimulants. (Government's Exhibit 9)

16. The data contained in the IMS America letter of May 8, 1975, addressed to Mr. Fisher of DEA was also relied on by the Compliance Investigations Division in its determination of Ciba-Geigy's revised 1975 procurement quota, including the estimated number of units and kilograms of phenmetrazine purchased by drug stores in 1974 contained in Table II and III of the attachment to that letter. (Government's Exhibit 20, Tr. 235)

17. The bases for the estimates contained in Tables II and III of Government's Exhibit 20 were subsequently determined by IMS America to be inaccurate and misleading and are being revised. (Tr. 458–465, Petitioners' Exhibits 6 & 10)

18. Based upon revised estimates, the percentage increase in dollar sales of phenmetrazine to drug stores in 1974 vis-a-vis 1973, was changed by IMS America from an increase of 36.1% to 13.7%. (Petitioners' Exhibit 6; Tr. pp. 462–463)

19. According to a Vice President of IMS America, since the estimates contained in Tables II and III of his May 8 letter to Mr. Fisher (Government's Exhibit 20) and the revised estimates contained in the March 11 letter to Mr. Page (Government's Exhibit 6) are both estimates, "considerable time, back data review and statistical consulting would be necessary to properly document which one is correct." (Petitioners' Exhibit 10)

RECOMMENDED CONCLUSIONS OF LAW

1. The quotas with which these proceedings are concerned are to be set by the Drug Enforcement Administration pursuant to the applicable provisions of the Controlled Substances Act of 1970, particularly Section 306 thereof, 21 U.S.C. § 826, and to the applicable provisions of Part 21, Code of Federal Regulations, particularly Sections 1303.12 and 1303.23 and 1303.24 thereof.

2. The formula utilized by the Compliance Investigations Division of DEA to determine Ciba-Geigy's procurement quota and Western Fher's production quota for 1975 for phenmetrazine takes cognizance of all the factors required by the statute and the regulations to be considered, and its application to reliable data will accomplish the overall statutory purpose.

3. Consideration and utilization, in the setting of quotas, of estimated data subsequently found to be distorted and misleading gives rise to the possibility that those quotas may not achieve the statutory purpose.

4. Quotas which may not achieve the statutory purpose should not be imposed.

RECOMMENDED DECISION

It is recommended that the decision of the Administrator in this matter be that the Compliance Investigations Division redetermine the 1975 individual production quota for phenmetrazine for Western Fher and the 1975 procurement quota for Ciba-Geigy, without giving any consideration to the data contained in Table II and Table III of Exhibit G 20.

FRANCIS L. YOUNG,
*Administrative Law Judge.*

After careful consideration of the Recommended Decision of the Administrative Law Judge printed above, and after having considered the applicable statutes and regulations and the entire record, including the Proposed Findings of Fact and Conclusions of Law submitted by petitioners and the Government, it is the decision of the Acting Administrator, Drug Enforcement Administration, to adopt without modification the Recommended Rulings, Finding of Fact, Conclusions of Law and Decision of the Administrative Law Judge in this case.

Therefore, under the authority vested in the Attorney General by Section 306 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 826), and redelegated to the Administrator of the Drug Enforcement Administration, by § 0.100, as amended, Title 28, Code of Federal Regulations, and further having been duly designated as Acting Administrator by Order No. 607–75 of the Attorney General, dated May 30, 1975, in accordance with the authority stated therein, and pursuant to the authority delegated to the Acting Administrator by § 0.132(d) of Title 28 of the Code of Federal Regulations, the Acting Administrator hereby orders that the Compliance Investigations Division of the Drug Enforcement Administration redetermine the 1975 individual manufacturing (production) quota for basic class phenmetrazine to be issued to Western Fher as well as the 1975 procurement quota for basic class phenmetrazine to be issued to Ciba-Geigy, without giving any consideration to the data contained in Table II and Table III of the May 8, 1975 letter from IMS America, Exhibit G 20. It is further ordered that the Compliance Investigations Division of the Drug Enforcement Administration determine whether its redetermination of said quotas without the use of the misleading and distorted data contained in Exhibit G 20 will result in an upward or downward adjustment, or no adjustment, in the actual numbers constituting the revised 1975 individual manufacturing quota for basic class phenmetrazine issued to Western Fher and the revised 1975 procurement quota for basic class phenmetrazine issued to Ciba-Geigy under cover of letters dated April 22, 1974, Exhibits G 16 and G 17 respectively.

Dated: July 31, 1975.

HENRY S. DOGIN,
*Acting Administrator,*
*Drug Enforcement Administration.*

[FR Doc.75-20792 Filed 8-6-75;8:45 am]





## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Fairbanks 019269, 012203, 020174]

### ALASKA

### Notice of Proposed Withdrawal and Reservation of Lands Amended

JULY 31, 1975.

In Federal Register Documents 75–17778, 75–17779 and 75–17780, appearing at page No. 28820, 28821 and 28822 in the issue for Wednesday, July 9, 1975, in the first line of paragraph 4 of each notice, the date is amended from "August 9, 1975" to read "September 9, 1975."

This is the last date of the period in which interested persons may submit comments on the proposed re-withdrawals of the Fort Greely Maneuver Area, the Fort Greely Air Drop Area and the Fort Wainwright Maneuver Area.

ROBERT W. ARNDORFER,
*Acting State Director.*

[FR Doc.75–20767 Filed 8–6–75;8:45 am]

[Bureau Order 701, Amdt. 21]

### CHIEF, CADASTRAL SURVEY DIVISION

### Delegation of Authority

SUBJECT: CADASTRAL SURVEY—Redelegation of Authority

Bureau Order No. 701, dated July 23, 1964, is further amended as follows:

PART V—REDELEGATIONS OF AUTHORITY TO THE CHIEF, DIVISION OF CADASTRAL SURVEY

Sec. 5.0 Functions of Chief, Division of Cadastral Survey

* * * * *

(4) approval of Outer Continental Shelf Official Protraction Diagrams.

Dated: July 31, 1975.

GEORGE L. TURCOTT,
*Associate Director.*

[FR Doc.75–20768 Filed 8–6–75;8:45 am]

[M 31915]

### MONTANA

### Application

JULY 30, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Kansas-Nebraska Natural Gas Company, Inc. has applied for a natural gas pipeline right of way for a 4-inch line across the following lands:

PRINCIPAL MERIDIAN, MONTANA

T. 32 N., R. 31 E.,
Sec. 21, SE¼NE¼;
Sec. 22, S½NW¼;
Sec. 26, S½NW¼; and
Sec. 27, S½NE¼, SE¼NW¼.

and for a 10-inch line across the following lands:

PRINCIPAL MERIDIAN, MONTANA

T. 32 N., R. 31 E.,
Sec. 22, NW¼NW¼, SE¼NW¼, E½SW¼; and
Sec. 27, W½NE¼, E½W½, NW¼SE¼.

This pipeline will convey natural gas across 3.76 miles of national resource lands in Phillips County, Montana.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their names and address to the District Manager, Bureau of Land Management, P.O. Box B, Malta, Montana 59538.

ROLAND F. LEE,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75–20762 Filed 8–6–75;8:45 am]

### Office of the Secretary

### HARLEY L. COLLINS

### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

HARLEY COLLINS.

[FR Doc.75–20633 Filed 8–6–75;8:45 am]

### BILL M. GUTHRIE

### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 30, 1975.

Dated: June 30, 1975.

BILL M. GUTHRIE.

[FR Doc.75–26034 Filed 8–6–75;8:45 am]

### WILLIAM P. HENNE

### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 24, 1975.

Dated: June 24, 1975.

WILLIAM P. HENNE.

[FR Doc.75–20635 Filed 8–6–75;8:45 am]

### BILL C. HULSEY

### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No Change.
(2) No Change.
(3) No Change.
(4) No Change.

This statement is made as of July 1, 1975.

Dated: June 25, 1975.

BILL C. HULSEY.

[FR Doc.75-20636 Filed 8-6-75;8:45 am]

### ANDREW P. JONES

### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) NO CHANGE.
(2) NO CHANGE.
(3) NO CHANGE.
(4) NO CHANGE.

This statement is made as of June 30, 1975.

Dated: June 25, 1975.

ANDREW P. JONES.

[FR Doc.75-20637 Filed 8-6-75;8:45 am]

### CARLOS O. LOVE

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of July 1, 1975.

Dated: July 16, 1975.

CARLOS O. LOVE.

[FR Doc.75-20638 Filed 8-6-75;8:45 am]

### ROBERT J. MARCHETTI

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of July 6, 1975.

Dated: June 27, 1975.

ROBERT J. MARCHETTI.

[FR Doc.75-20639 Filed 8-6-75;8:45 am]

### JOHN A. MCMAHON

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

JOHN A. MCMAHON.

[FR Doc.75-20640 Filed 8-6-75;8:45 am]

### S. RIGGS SHEPPERD

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No Change.
(2) Cooperative Finance Corporation Bonds, Pennzoil Corporation Debentures.
(3) No change.
(4) No change.

This statement is made as of July 1, 1975.

Dated: June 25, 1975.

S. RIGGS SHEPPERD.

[FR Doc.75-20641 Filed 8-6-75;8:45 am]

### FRED M. TREFFINGER

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 25, 1975.

Dated: June 25, 1975.

FRED M. TREFFINGER.

[FR Doc.75-20842 Filed 8-6-75;8:45 am]

### CHARLES N. WHITMIRE

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) None.
(2) None.
(3) None.
(4) None.

This statement is made as of July 1, 1975.

Dated: June 30, 1975.

CHARLES N. WHITMORE.

[FR Doc.75-20643 Filed 8-6-75;8:45 am]

### ROBERT W. WINFREE

**Statement of Changes in Financial Interests**

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

ROBERT W. WINFREE.

[FR Doc.75-20644 Filed 8-6-75;8:45 am]

## Bureau of Reclamation

### GRANITE REEF AQUEDUCT TRANSMISSION SYSTEM; CENTRAL ARIZONA PROJECT, ARIZONA

**Availability of Final Environmental Statement**

[INT. FES 75-66]

Pursuant to the requirements of Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 7332), the Department of the Interior has prepared a final environmental statement for the Granite Reef Aqueduct Transmission System, a feature of the authorized Central Arizona Project, Arizona.

The environmental statement concerns the electrical power system necessary for furnishing electrical power to the pumping plants of the Granite Reef Aqueduct feature of the Central Arizona Project.

Copies of the final environmental impact statement are available for inspection at the following locations:

Office of Communications, Room 7220, Department of the Interior, Washington, D.C. 20240. Telephone (202) 343-9247.
Office of the Assistant to the Commissioner—Ecology, Room 7622, Bureau of Reclamation, Department of the Interior, Washington, D.C. 20240. Telephone (202) 343-4991.
Division of Engineering Support, Technical Services and Publications Branch, E&R Center, Denver Federal Center, Denver, Colorado 80225. Telephone (303) 234-3017.
Office of the Regional Director, Bureau of Reclamation, P.O. Box 427, Boulder City, Nevada 89005. Telephone (702) 293-8411.
Arizona Projects Office, Bureau of Reclamation, 135 North Second Avenue, Phoenix, Arizona 85003. Telephone (602) 261-3106.

Single copies of the final statement may be obtained upon request to the Commissioner of Reclamation or the Regional Director. In addition, copies may be purchased from the Document Service, Environmental Law Institute, 1346 Connecticut Avenue, NW., Washington, D.C. 20036. Please refer to the statement number above.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

AUGUST 4, 1975.

[FR Doc.75-20724 Filed 8-6-75;8.45 am]

## Office of the Secretary

### MAUMEE RIVER, OHIO AND INDIANA

**Notice of Exclusion from the National Wild and Scenic Rivers System**

Notice is hereby given in accordance with section 7(b)(1) of the Wild and Scenic Rivers Act, Public Law 90-542, October 2, 1968, as amended, that the Secretary of the Interior has concluded, on the basis of study, that the Maumee River, Ohio and Indiana, should not be included in the National Wild and Scenic Rivers System.

Dated: July 17, 1975.

CURTIS BOHLEN,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-20774 Filed 8-6-75;8:45 am]

[INT FES 75-65]

### PROPOSED J. N. "DING" DARLING WILDERNESS AREA

**Availability of Final Environmental Statement**

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, Public Law 91-190, the Department of the Interior has prepared a final environmental statement for the Proposed J. N. "Ding" Darling Wilderness Area, Lee County, Florida.

The proposal recommends that 2,735 acres of the J. N. "Ding" Darling National Wildlife Refuge, located in Lee County, Florida, be included in the National Wilderness Preservation System.

Copies of the final statement are available for inspection at the following locations:

Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329.
Refuge Manager, P.O. Drawer B, Sanibel, Florida 33957.
U.S. Fish and Wildlife Service, Branch of Environmental Coordination, Room 2252, 18th & C Streets, N.W., Washington, D.C. 20240.

Single copies may be obtained by writing the Chief, Branch of Environmental Coordination, U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

AUGUST 4, 1975.

[FR Doc.75-20725 Filed 8-6-75;8:45 am]

## Fish and Wildlife Service

### ENDANGERED SPECIES PERMIT

**Notice of Receipt of Application**

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Atlanta Zoological Park, 800 Cherokee Avenue, SE., Atlanta, Georgia 30316. J. S. Dobbs, Director; R. Howard Hunt, Curator, Reptiles.



OMB NO. 42-R1870

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

1. APPLICATION FOR (*Indicate only one*)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
Export 24 young, captive hatched Crocodilus moreleti to southern Mexico for release under protection.

3. APPLICANT. (*Name, complete address and phone number of individual, business, agency, or institution for which permit is requested*)
Dept. Herpetology, Atlanta Zoological Park, Atlanta, Ga.

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
Zoological park engaged in: conservation, education recreation, research and culture.
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Steve Dobbs-Director-627-5804
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
shipment from the Atlanta Zoological Park, Atlanta, Ga. U.S.A. to Southern Veracruz, Mexico.-Dr. Bernardo Villa-Ramirez, Instituto De Biologia LaB. De Mastozoologia, Apartado Postal 70-153, Mexico 20, D.F.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(*If yes, list license or permit numbers*)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(*If yes, list jurisdictions and type of documents*)

9. CERTIFIED CHECK OR MONEY ORDER (*if applicable*) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$

10. DESIRED EFFECTIVE DATE: 9-1-75

11. DURATION NEEDED: 9-1-75 to 11-1-75

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (*See 50 CFR 13.12(a)*) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Endangered Wildlife Permit 17.23

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (*In ink*) | DATE: 6-20-75

3-200 (6/74)

Subpart C—Endangered Wildlife Permit—Export 17.23 Zoological Permits.

Twenty-four Morelet's crocodiles *Crocodylus moreleti*, 1-3 years old, sex unknown, toe tagged, captive bred at the Atlanta Zoological Park for export to Dr. Bernardo-Villa Ramirez Field Research Biological Station at Los Tuxtlas, Southern Veracruz, Mexico in Sept. or Oct. 1975. The exact time is not possible to predict because it is dependent on the 1975 hatch of crocodiles at the Atlanta Zoological Park. The parents of these young crocodiles were obtained as juveniles in July, 1965 in the Mexican state of Yucatan. The Herpetology Dept. of the Atlanta Zoological Park has a surplus of young, captive bred *C. moreleti* for export and release in a controlled, protected situation in southern Mexico. Our crocodiles are not "hand tame" and do not feed from the hand. They are difficult to catch in our large solaria and are as suitable as any other captive raised, lower vertebrate animal for release into a wild or semi-wild situation. Dr. Villa-Ramirez has such a situation in southern Veracruz and is willing to make arrangements for their safe transport through Mexico. The crocodiles will be sent by air freight, in a vented, wooden box and these size animals will not need water or food if the transport period does not exceed 2 weeks. To avoid injury to each other each crocodile's mouth will be taped shut.

R. HOWARD HUNT
ATLANTA ZOOLOGICAL PARK,
*Atlanta, Ga., June 20, 1975.*

DIRECTOR,
*U.S. Fish and Wildlife Service,*
*Wash., D.C. 20240*

SIRS: In 1971, for the first time in captivity, it was possible to observe our Morelet's crocodiles as they established territories, mated, built nest mounds, laid viable eggs and assisted their young from the nest. Our Morelet's crocodiles reproduced in captivity before the World Wildlife Fund sponsored project in Mexico under Dr. Del Toro succeeded in producing Morelet's crocodiles. I am gathering data on crocodile maternal behavior that no one has ever seen or suspected. Many captive animals in semi-natural conditions produce data that would be impossible to find in a wild situation. Before zoological parks are ruled and regulated out of existence, I thought I would point out at least one of their good points.

Sincerely,

R. HOWARD HUNT

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975 will be considered.

Dated: August 1, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20611 Filed 7-6-75;8:45 am]

## ENDANGERED SPECIES PERMIT

### Notice of Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

APPLICANT

Mrs. Ella K. Wilhoit Helsel, Wilhoit Exhibits, Post Office Box 472, Indiantown, Florida 33456.

OMB NO. 42-R1675

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**
**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
Exhibit Two Alligator Exhibits. Each Exhibit Contained One Large Alligator.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Mrs. Ella K. Wilhoit Helsel
Wilhoit Exhibits
P.O. Box 472
Indiantown, Florida 33456
Phone 305-597-2328

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☒ MRS. ☐ MISS ☐ MS.
HEIGHT 5'6 1/2" WEIGHT 150
DATE OF BIRTH 12-19-1925
COLOR HAIR Black
COLOR EYES Hazel
PHONE NUMBER WHERE EMPLOYED
SOCIAL SECURITY NUMBER 413-36-9898
OCCUPATION Exhibitor
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT
No

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
State and County Fairs in United States

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☐ NO
(If yes, list licenses or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☒ YES ☐ NO
(If yes, list jurisdictions and type of document)
Florida Permit to Possess Wildlife N.Y. Endangered Species Permit.

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ 50.00

10. DESIRED EFFECTIVE DATE 7-14-75

11. DURATION NEEDED 7-15-76

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Part 17.23

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) Ella Kate Wilhoit Helsel
DATE 7-7-75

3-200 (5/74)

WILHOITS EXHIBITS,
*Indiantown, Fla., July 7, 1975.*

Mr. A. EUGENE HESTER,
*Special Agent in Charge,*
*Division of Law Enforcement,*
*U.S. Department of the Interior,*
*Fish and Wildlife Service,*
*Washington, D.C.*

Dear Mr. HESTER: In reply to your letter of July 3, 1975 you will find the completed form 3-200 and the information required by Part 17.23 of regulation (50-EFR17). Also is the $50.00 fee required to process the application.

The following information required by Part 17.23:

(1) Two (2) male alligators (Alligator Mississipiensis) age unknown, approximately 13 feet long, for the purpose of exhibiting at State and County Fairs in the United States.

(2) The first exhibit alligator was obtained in 1964 from Cecil Clementa, Gatorama Farm at Palm Dale, Florida. The second exhibit alligator was obtained from Charles Godwin in 1971, Gatorland, Kissemme, Florida.

(3) The two (2) alligators will be transported in separate trailers, from their home pens at Leslie Wilhoit's at Little Ranch Estates in Indiantown, Florida, to the Fairs.

(4) The alligators are kept in separate pens at Indiantown, Florida. The pens are each 16 by 22 feet with a water pool 6 by 16 feet, 3 feet deep at one end. Shade and running water as needed.

I and my family have cared for and have over 11 years experience in which we never lost an alligator.

I will participate with the Fish and Wildlife Service in any breeding program that would be appropriate.

The alligators are transported in separate trailers, which have pens 6 x 16 feet made of steel and wire, with a water pool to the depth of 18 inches 6 x 16 feet. When on exhibit the water is circulated and filtered. They are cared for and fed by myself and my family while on exhibit.

(5) The purpose of the activity sought by the permit is to show the two alligator exhibits which are the only means of income myself and my family have had for the past 11 years. If the permit is not issued I will have a monetary loss of over $3,000.00 paid out to different Fairs as rent and privileges to exhibit the alligators. Enclosed is copies of sample Fair Contracts which I have paid.

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter 1 of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of U.S.C. 1001.

P.S. Please return the permit to the following address: c/o Elmer Pierce, Route 2, Bulls Gap, Tennessee 37711.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975 will be considered.

Dated: August 1, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20612 Filed 7-6-75;8:45 am]





## ENDANGERED SPECIES PERMIT

### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Mr. and Mrs. Svend Kristensen
(Svend and Lilli I. K. Kristensen)
Post Office Box 725
Brandon, Florida 33511

OMB NO. 42-R1675

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**
**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☑ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
FOR TRANSPORTING & SHOWING MY 6 leopards IN VARIOUS STATES IN USA, IN WHICH I AM CONTRACTED BY POLICE AND SHRINE-CIRCUSSES.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
SVEND + LILLI I K. KRISTENSEN
P.O. BOX 725, BRANDON
FLA. 33511, Phone 689-4081 a.c. 813

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☑ MR. ☑ MRS. ☐ MISS ☐ MS.
HEIGHT 5'4 WEIGHT 134
DATE OF BIRTH Oct 26 1930 / July 15 1930
COLOR HAIR BROWN
COLOR EYES GR YE / BLUE-GREY
PHONE NUMBER WHERE EMPLOYED DIFFERS.
SOCIAL SECURITY NUMBER 217-46-0330
OCCUPATION ANIMAL-TRAINERS +
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT
CIRCUS-BUSINESS

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
FOR ENTERTAINMENT + EDUCATION
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED PRIVATE OWNED.

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
VARIOUS TOWNS IN U.S.A.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☑ NO
(If yes, list licenses or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of document)
NOT REQUIRED

copy of check is enclosed

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ 50.00 Paid on 7-26-74

10. DESIRED EFFECTIVE DATE June 1975

11. DURATION NEEDED 1 YEAR, OR AS LONG AS THEY REMAIN IN USA

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
ALL INFORMATION AND $50.00 CHECK WAS MAILED ON July 26, 1974 TO MR. EARL RAYSINGER. HAVE ENCLOSED COPIES.

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) Svend & Lilli Kristensen
DATE July 25, 75

3-200 (5/74)

JULY 5, 1975.

Application for permit for transporting and showing six LEOPARDS in U.S.A. (17.22)
Mr. and Mrs. Svend and Lilli Kristensen,
P.O. Box 725, Brandon, Florida 33511.
Six leopards (*Panthera pardus*)
2 females—born 1967
1 female—born 1970
1 female—born 1971
1 female—born 1972 (Dec)
1 male (Black leopard)—born 1968.

Permit wanted for transporting animals in U.S.A. while performing and showing animals at various police and Shrine circusses, etc.

All animals were bought in California on Nov. 29, 1972; youngest animal delivered from California three months later (sent with Jet airliner).

All animals were bought from Mr. and Mrs. Tony Bauman, 660 San Fernando Road, Los Angeles, California. The animals were raised by them. We have no idea where they were born as the Baumans worked the animals in circusses before we bought them.

All animals are maintained in Brandon, Florida, during winter months or lay-off time, otherwise they are displayed at various Shrine/police circusses and fairs all over the U.S.A.

Both of us (Svend and Lilli Kristensen) have cared for lions, alligators, foxes, etc., in Denmark 1945—1949; we stayed five years with Ringling Bros. circus, where we soaked in a lot of knowledge. Also, we have owned and cared for the six leopards we now have since end of 1972.

We will be more than willing to participate in a cooperative breeding program, etc.

We transport animals to various cities, performing with them, and showing them to people who might never have seen, and prob-



AUG 75 XU

ably may not again see, a beautiful contented leopard

Animals are transported in individual stainless steel wagons, lined with vinyl-covered wood, loaded into special-built 45 ft. semi-trailer equipped with a 525-pound capacity freezer for meat, with fan, air conditioner and heater, to keep animals comfortable under any circumstances. When performing, they are loose in a big 32 ft. circular arena in which they are also put occasionally between shows to romp.

By our getting the permit to show our animals in various cities and States, it gives us an opportunity to meet with a lot of zoo directors, discussing breeding, caring, and exchanging knowledge, which certainly does the program good. Also, it enables us to give our animals the utmost of good care and facility, and to stay in Florida in the wintertime with our cats, and try to breed them, as was done this winter, when both females (predicted pregnant by the veterinarian) came in with false pregnancies, which is an experience in itself, and a different approach will be tried with three female leopards this fall, to produce positive results.

Mr. and Mrs. SVEND and LILLI KRISTENSEN.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975 will be considered.

Dated: August 4, 1975.

MARSHALL L. STINNETT,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20793 Filed 8-6-75;8:45 am]

## ENDANGERED SPECIES PERMIT

### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Lincoln Park Zoological Gardens
100 W. Webster Avenue
Chicago, Illinois 60614
L. E. Fisher, D.V.M., Director
Saul L. Kitchener, Assistant Director

JUNE 4, 1975.

Director
U.S. Fish & Wildlife Service
U.S. Department of Interior
Washington, DC 20240

DEAR SIR:

The Lincoln Park Zoological Gardens, 100 West Webster, Chicago, Illinois 60614, hereby applies for permits to exchange captive-born Asiatic Lions (*Panthera leo persica*) with the East Berlin Zoo under the Endangered Species Act of 1973. We would like to send a male cub born here March 26, 1975 to East Berlin for a male cub born there earlier in 1975.

We wish to exchange these animals in order to avoid in-breeding and to establish a more viable breeding group.

The East Berlin Zoo is agreeable to this exchange. Please find enclosed a copy of a letter from Dr. H. Dathe, Director, East Berlin Zoo, dated March 13, 1975, to this effect.

The original pair of Asiatic Lions imported by Lincoln Park Zoo arrived here March 14, 1973 under Endangered Species Permit No. ES-76. Since then they have produced two litters of 4 cubs each. The first litter was 3.1 of which 1.1 survived, born October 26, 1974 and was, as far as we can determine, the first Asiatic Lions born in the Western Hemisphere. A second litter of 1.3 was born March 26, 1975 and a pair remain from this litter as well.

There has been some question in the past as to whether these animals are pure-bred Indian Lions. I am enclosing a copy of a letter from S. V. Bakshi, Zoo Officer of the Sakkarbaug Zoo, Junagadh attesting to the authenticity of our Lions. Mr. Bakshi is the stud-book keeper for the Asiatic Lion and is the Director of the Sakkarbaug Zoo, Junagadh, India. This is in the province of Gujarat where the Gir Forest is located. Since this is the last remaining stronghold of the Asiatic Lion, Mr. Bakashi must be looked upon as an authority on the Asiatic Lion.

This exchange will have no effect on the wild population since both animals are zoo-born. At any rate the wild population continues to fare poorly in India. The IUCN Red Data Book, 1972, shows the population down from approximately 290 in 1955 to 177 in 1968. The Asiatic Lion is restricted to the Gir Forest and considering the wild ungulate population has been reduced to a low level and 55% of the cattle killed by lions are taken away by people who collect the hide and meat; their future in the wild is a precarious one to say the least. After our pair was imported a pair of Asiatic Lions was imported by the Cheyenne Mountain Zoo. This pair has not reproduced as yet, but when they do, we would be willing to exchange animals with them as well.

The one individual who has complete jurisdiction of the breeding program with the Asiatic Lions is Dr. Lester E. Fisher, Director, Lincoln Park Zoo, although the entire staff is involved in the program. Dr. Fisher has been director of Lincoln Park Zoo for the past 13 years and is a veterinarian.

We have kept the adult pair of Indian Lions in our exhibit cages, but they have been recently moved to a moated grotto with a gunite background on the north side of the present Large Cat facility. The outdoor dimensions are 115' long x 44' wide. A pool is available during the warm months. During the colder weather they will be inside in glass-fronted exhibits with a gunite background with the following dimensions: 17' long x 12' wide x 15' high.

I am enclosing pictures of animals in these exhibits. Siberian Tigers are in one of the exhibit areas. African Lions were in the other exhibit area as shown in the enclosed picture.

Two veterinarians are on the staff and are on 24-hour call. Records are kept of all observed breedings and any unusual behavior. At the present time the curatorial staff is in the process of a longitudinal study of the differences between Asiatic and African Lions. The cubs are measured, weighed and photographed once a week. A paper will be prepared on these differences and submitted for publication in the appropriate journal.

Lincoln Park Zoo is famous for its cat collection and the breeding of the *Felidae*. As mentioned above we have already had two litters of Asiatic Lion. We have bred third generation Black Leopards and second generation Snow Leopards, and have had a total of 17 Siberian Tigers, 54 African Lions, 33 Snow Leopards, 35 Black Leopards, 37 Bengal Tigers, 30 Jaguar and 49 Mountain Lions born at our zoo since 1962 to date. We are successful with the smaller cats as well, particularly with Servals. We have had 46 Serval born at Lincoln Park Zoo since 1967.

An exhibit and breeding program of Asiatic Lions is of such zoological interest and importance to us that we have disposed of our breeding African Lions and will now only keep the Asiatic Lion. The exchange of cubs with East Berlin will help to assure the continuance of this breeding program. This is a permanent commitment by Lincoln Park Zoo.

Since we have already contacted the stud-book keeper for Asiatic Lions it is obvious that we will cooperate in any way with this stud book. We also plan on continuing our commitment to cooperative breeding programs with other zoos. The shipping arrangements are usually handled by an international freight forwarding company for shipment from East Germany. We will ship to them via Lufthansa direct to Frankfurt and then on to East Berlin. We have shipped animals to Leipzig, East Germany and Prague, Czechoslovakia in the past and have had little difficulty with the shipping arrangements.

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and other applicable parts in Subchapter B of Chapter I of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.

Sincerely yours,

L. E. FISHER, D.V.M.
*Zoological Gardens Director.*

JULY 17, 1975.

Director
U.S. Fish and Wildlife Service
U.S. Department of Interior
Washington, DC 20240

DEAR SIR:

On June 4, 1975 Lincoln Park Zoo submitted an Endangered Species permit application to exchange captive-born Asiatic Lions (*Panthera leo persica*) with the East Berlin Zoo. Pursuant to this application supportive data regarding the East Berlin Zoo and the expertise of its staff follows.

The East Berlin Zoo is one of the largest zoos in Europe, if not the world. The last census available to me, International Zoo Yearbook Vol. 14, lists their total specimens as 5019+ of 882 species and sub-species. Perhaps of more relevance to the issue at hand is their 1116 specimens of 192 mammalian species and sub-species.

They have a very large staff of 332 people, including 10 researchers. This is one of the largest staffs I have personally heard of. While they have the usual array of Curatorial personnel, they also have at least one scientist working in Parasitology, Anatomy, Helminthology and Ethology as well as a Scientific Coordinator, a Curator of Scientific Records and three (3) Veterinarians. This may be the most extensive staff in the zoo world. The zoo also has close cooperation with Alexander von Humboldt University and the Institute of Comparative Pathology of the German Academy of Science.

The zoo itself is a total of 130 hectares (321 acres) and is being expanded to 160 hectares (395 acres). The annual attendance of the East Berlin Zoo is 2,060,781. Since the population of East Berlin is only 1,200,000 the zoo therefore draws approximately 860,000 more people than the population of their city. This indicates the people have





a healthy attitude toward their zoo and bodes well for the zoo's future.

There has been a zoo in Berlin since the early 1840's. The Berlin Zoo was always considered one of the finest in the world, and in fact, is the oldest in Germany. The West Berlin Zoo is the descendant of this zoo, but when Berlin was split into East and West, a new zoo was considered necessary for the Eastern sector.

Construction began on the East Berlin Zoo in April, 1955 with the first section opening in July of that same year. After 6½ years of construction the Alfred Brehm House was opened in June, 1963. According to all authorities this is the largest animal house in the world. The building covers a ground surface of 5,300 square meters (Approximately 50,000 square feet) enclosing a space of 41,500 cubic meters (slightly less than 300,000 cubic feet). The greatest length of this building is between 100 and 110 meters (328-360 feet). Please find an article specifically detailing this building with a diagram attached.

The feline carnivores are kept and bred in racial groups in this building. Dr. Dathe, the Director of the Zoo and author of this article states that the place of origin is known in each case, referring to their feline species. A cage unit consists of "an inside den, an outside enclosure and an isolation den. The dens and enclosures are connected by a passageway so that it is possible to move the animals without having to disturb them too much. Restraint cages make it possible for sick animals to be handled quickly." The Alfred Brehm House is so famous that the East German government has put it on a number of their postage stamps.

The staff of the zoo is headed by the Director, Dr. Heinrich Dathe. Dr. Dathe is a scientist of international reknown. He is a member of the International Union of Directors of Zoological Gardens and is the keeper of the International Stud-book for Asiatic Wild Asses. He is the editor of three scientific journals: DER ZOOLOGISCHE GARTEN, BEITRÄGE ZUR VOGELKUNDE, and MILU. DER ZOOLOGISCHE GARTEN is the most venerable and well-known of these journals, with the first issue appearing in 1859. Although publication was interrupted on two occasions it is still being published. Dr. Dathe who had been a contributor to DER ZOOLOGISCHE GARTEN since 1934 joined the editorial staff in 1949 and became the editor shortly thereafter. It is the only scientific journal for the publication of articles on the work of Zoological Gardens as a whole in the widest possible sense. Since its inception almost 100 volumes have been published.

Dr. Dathe is a prolific writer and I am attaching copies of his articles from the International Zoo Yearbooks, although he writes for many other publications as well.

The Curatorial staff at East Berlin Zoo is also noted for its excellence. I am also attaching some articles by them that were published in the International Zoo Yearbooks. They also publish in other sources, of course.

East Berlin's Feline collection is an extensive one. The Genus *Panthera* seems to be one of their specialties. Along with the Asiatic Lions (*Panthera leo persica*) other rare *Pantherids* is as follows:

1/3 Siberian Tiger (*Panthera tigris altaica*)
0/1 Amoy Tiger (*Panthera tigris amoyensis*)
2/6 Sumatran Tiger (*Panthera tigris sumatrae*)
0/1 Sind Leopard (*Panthera pardus sindica*)
3/2 North China Leopard (*Panthera pardus japonensis*)
1/2 Indo-Chinese Leopard (*Panthera pardus delacouri*)
1/2 Snow Leopard (*Panthera uncia*)

East Berlin has done well with breeding of *Panthera* as follows:

African Lions (*Panthera leo*) at least 29 (records are not published any more in International Zoo Yearbooks)
Tiger (*Panthera tigris*) 21 (sub-species unidentified)
Siberian Tiger (*Panthera tigris altaica*) 16
Sumatran Tiger (*Panthera tigris sumatrae*) 23
Jaguar (*Panthera onca*) 9
Leopard (*Panthera pardus*) 3 (sub-species unidentified)
Black Leopard (*Panthera pardus var. niger*) 6 (sub-species unidentified)
North Chinese Leopard (*Panthera pardus japonensis*) 19
Indo-Chinese Leopard (*Panthera pardus delacouri*) 16
South Chinese Leopard (*Panthera pardus fusca*) 12
Congo Leopard (*Panthera pardus ituriensis*) 5

From the record it is apparent to me that the East Berlin Zoo will be a more than adequate home for our Asiatic Lion. The staff has the apparent expertise and medical assistance necessary for the proper management and maintenance of this and allied species. Dr. Dathe, being the stud-booker for Asiatic Wild Asses, will undoubtedly coperate with the Asiastic Lion stud-book.

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and other applicable parts in Subchapter B of Chapter I of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.

Sincerely yours,

SAUL L. KITCHENER,
*Assistant Director,*
*Lincoln Park Zoo.*

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975, will be considered.

Dated: August 4, 1975.

MARSHALL L. STINNETT,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20792 Filed 8-6-75;8:45 am]

## ENDANGERED SPECIES PERMIT

### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Mr. James E. Coffey
James E. Coffey & Sons
4843 Greenwood Terrace
Cincinnati, Ohio 45226

OMB NO. 42-R1670

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**
**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
a). "import 4 Jamaican boas(endangered species) for breeding purposes and study to begin a colony.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
James E. Coffey & Sons
Mr. James E. Coffey
4843 Greenwood Terrace
Cincinnati, Ohio 45226
1-513-321-1114.

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☒ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT: 6' 2" WEIGHT: 215 lb.
DATE OF BIRTH: April 21, 1941 COLOR HAIR: Drk.Br. COLOR EYES: Brown
PHONE NUMBER WHERE EMPLOYED: 559-6186 SOCIAL SECURITY NUMBER: 291-36-8943
OCCUPATION: Gen. Maintenance man.
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:
Supplier: of boas Jamaica Swamp Safaris Ltd; Falmouth, Jamaica. U.S.Dept. of the Interior:Permit. Applicant: James E. Coffey.

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
4843 Greenwood Terrace
cincinnati, Ohio 45226

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☑ NO
(If yes, list license or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? XX YES ☐ NO
(If yes, list jurisdictions and type of document(s))
Supplier has all necessary papers and documents from Jamaican Government to export legally to U.S.A.(Cam[illegible]ose)

9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$50.00

10. DESIRED EFFECTIVE DATE: July 1, 1975
11. DURATION NEEDED: 6 mos.

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) James E. Coffey DATE May 30, 1975

3-200
16-741

JULY 15, 1975.

Re: FWS/LE—PRT-8-217-I
UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
*Washington, D.C. 20240*
Att: C. R. Bavin, Chief, Division of Law Enforcement
Att: A. Eugene Hester, Special Agent in Charge, Permits

GENTLEMEN:

In reply to your letter of July 9, 1975, with regards to the Jamaican boas:

Mr. Ron Kananga has for many years bred and raised Jamaican boas, along with other wildlife. The boas of which I requested a permit are not from the wild. These have been born and raised in captivity.

If any further information is required please contact me at once.

Sincerely yours,
Mr. JAMES E. COFFEY.

P.S. I still plan on making the trip to Jamaica. The reason is to study their natural habitat and duplicate it here as close as possible. The trip will be made only after the permit has been granted for these Jamaican boas. At no time will I remove any Jamaican boas from the wild.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975 will be considered.

Dated: August 1, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20795 Filed 8-6-75;8:45 am]





## ENDANGERED SPECIES PERMIT

### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (P.L. 93-205).

*Applicant:*
Dr. Maurice Ferdinand Mettee
Alabama Geological Survey
Environmental Division
Post Office Drawer O
University, Alabama 35486
and—Mr. Edward Crittenden
U.S. Fish and Wildlife Service
Post Office Box 4586
Panama City, Florida 32401

OMB NO. 42-R1670

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**
**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
The purpose of the study is to monitor populations of Brown and Okaloosa darters. By making close observations on the habitats occupied by these two species, we hope to determine: a) if they are ecological equivalents and therefore in competition for food and space and b) if the Brown darter is outcompeting the the Okaloosa darter. Other secondary aims of the study are included in the enclosed proposal.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Dr. Maurice Ferdinand Mettee
Alabama Geological Survey
Environmental Division
P.O. Drawer O
University, Alabama 35486

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
Dr. XX
☐ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT: 6" WEIGHT: 205
DATE OF BIRTH: April 28,1943 COLOR HAIR: Brown COLOR EYES: Brown
PHONE NUMBER WHERE EMPLOYED: 205-759-5721 SOCIAL SECURITY NUMBER: 418/58/2467
OCCUPATION: Environmental Biologist
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:
None

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
Not Applicable
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Not Applicable
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED
Not Applicable

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
The study will be conducted in Rocky and Swift Creeks, two small tributaries of Choctawhatchee Bay, Okaloosa and Walton Counties, Florida.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(If yes, list license or permit numbers)

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of document(s))
I hold a Florida Scientific Collector's Permit (# 187). The state of Florida and Eglin AFB which is where the study will take place will [illegible] be required.

9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
None Enclosed

10. DESIRED EFFECTIVE DATE: July 26,1975
11. DURATION NEEDED: 1 year

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Attachments are enclosed as per 50 CFR 13.12(b).

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) M. Maurice Ferdinand Mettee DATE July 1,1975

3-200
16-741



VOL 40 NO 153 AUG 7 75 XU

OMB NO. 42-R1670

**DEPARTMENT OF THE INTERIOR**
**U.S. FISH AND WILDLIFE SERVICE**

**FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION**

1. APPLICATION FOR (Species only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED:
The purpose of the study is to monitor populations of Brown and Okaloosa darters. By making close observations on the habitats occupied by these two species, we hope to determine: a) if they are ecological equivalents and therefore in competition for food and space and b) if the Brown darter is outcompeting the Okaloosa darter. Other secondary aims of the study are included in the enclosed proposal.

3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Edward Crittenden
U.S. Fish & Wildlife Service
P.O. Box 4586
Panama City, Fla. 32401

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:

| ☒ MR. ☐ MRS. ☐ MISS ☐ MS. | HEIGHT | WEIGHT |
|---|---|---|
| DATE OF BIRTH | COLOR HAIR | COLOR EYES |
| March 20, 1919 | gray | brown |
| PHONE NUMBER WHERE EMPLOYED | SOCIAL SECURITY NUMBER | |
| 763-1059 | 261-22-8198 | |

OCCUPATION
Fishery Biologist

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:
U.S. Fish and Wildlife Service

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
Not Applicable

NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Not Applicable

IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED
Not Applicable

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
The study will be conducted in Rocky and Swift Creeks, two small tributaries of Choctawhatchee Bay, Okaloosa and Walton Counties, Florida.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(If yes, list license/permit number(s))

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of document(s))
State Collectors permit, also letter from Director of State Game & Fish Comm giving approval for study of Okaloosa darter.

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO the U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ Not applicable

10. DESIRED EFFECTIVE DATE: July 26, 1975
11. DURATION NEEDED: 1 year

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (see 50 C.F.R. 13.12(a)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Attachments enclosed to provide 50 CFR 13.12 (b)

**CERTIFICATION**

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (Do not type) Edward Crittenden
DATE July 7, 1975

FWS FORM 3-200 (6-74)

ATTACHMENT

The following data is being submitted in support of a request by Dr. Maurice Ferdinand Mettee and Mr. Edward Crittenden for a scientific collecting permit as given in Section 50 CFR 17.23.

1. Species for which permit is requested: *Etheostoma okaloosae* (Fowler) the Okaloosa Darter

2. Not applicable.

3. Purpose of the study: Prior to 1970, it was believed that the population status of the Okaloosa Darter was stable although limited in distribution since it occurs only in five stream systems which empty into the northwest corner of Choctawhatchee Bay in northwest Florida. Recently, however, it was found that the range of this darter had been entered by the Brown Darter, *Etheostoma edwini*, and that this species was becoming established there. Based on field observations made by Mettee and Crittenden, it is possible that in these streams Okaloosa and Brown darters may be ecological equivalents. There is also information based on early field data that where the two species occur together, the Brown Darter is outcompeting the Okaloosa Darter. The purpose of this study are therefore:

A. To make careful observations on the specific stream habitats occupied by the Okaloosa and Brown darters

B. To try to determine if the Brown and Okaloosa darters are ecological equivalents and therefore in competition for food and space where they occur together

C. To try to collect any specimens that might be hybrids between the Brown and Okaloosa darters and

D. Based on our findings, to make recommendations to insure the continued success of the endangered species, *Etheostomd okaloosae*.

4. A maximum of four specimens of *Etheostoma okaloosae* will be retained per collection. We feel that this number is not unreasonable since the relative numbers of individuals present in those streams occupied and not occupied by the Okaloosa darter are substantial to repopulate within a period of one year. All specimens collected will be deposited in the University of Alabama Ichthyological Collection in Tuscaloosa, Alabama. Representative collections of *Etheostoma Okaloosae* will be sent to major museums in the United States including the University of Michigan (Ann Arbor), the Smithsonian Museum (Washington, D.C.), the Philadelphia Academy of Natural Sciences (Philadelphia), the University of Florida (Gainesville) and Tulane University (New Orleans).

5. Not Applicable.

6. Not Applicable.

Two copies of our proposal which was submitted to the Region 4 Office of the U.S. Fish and Wildlife Service are enclosed for your inspection. According to information obtained from the Region 4 Office by Mr. Crittenden, funds have already been appropriated for this study.

A PROPOSAL TO MONITOR POPULATIONS OF *Etheostoma okaloosae* AND *Etheostoma edwini* IN ROCKY AND SWIFT CREEKS, OKALOOSA AND WALTON COUNTIES, FLORIDA—Submitted By Dr. Maurice F. Mettee, Alabama Geological Survey, Environmental Geology Division, Tuscaloosa, Alabama; and Mr. Edward Crittenden, U.S. Fish and Wildlife Service, Panama City, Florida—April 1975.

The Okaloosa darter, *Etheostoma okaloosae*, is distributed in several small to moderate size streams that empty into Boggy and Rocky Bayous in the northwestern corner of Choctawhatchee Bay, Okaloosa County, Florida (See Figure 1). This species is comparatively new to science, being described by Henry W. Fowler (1941) from a single specimen collected from Little Rocky Creek, Okaloosa County, Florida.

*Etheostoma okaloosae* has received only limited study and therefore comparatively little is known about its life history and ecological requirements. After its description, *E. okaloosae* was not mentioned again in the literature until Bailey, Winn, and Smith (1954) synonymized it with *Etheostoma swaini*, a convention that was followed by Eddy (1957) and Moore (1957). Yerger (1960) removed *E. okaloosae* from synonymy and assigned it to the subgenus *Villora* with the brown darter, *Etheostoma edwini*. In their study on the subgenus *Villora*, Collette and Yerger (1962) included the only observations of *E. okaloosae* spawning. Based on their field observations, Collette and Yerger noted that even though the headwaters of streams occupied by *Etheostoma edwini* and *E. okaloosae* were at times less than a half mile apart, they were allopatric.

In a thesis on the fishes of the Choctawhatchee Bay drainage, Mettee (1970) reported three collections of *Etheostoma edwini* from within the range of *E. okaloosae*. Two of the collections were from separate localities on Swift Creek while the third was from Rocky Creek. At that time, Mettee proposed the idea that *Etheostoma edwini* and *E. okaloosae* were ecological equivalents. Shortly thereafter, he submitted data on the Okaloosa darter to the Office of Endangered Species in Washington and in 1973, the species was approved to the "List of Endangered and Threatened Vertebrates of the United States" with a status of "Endangered".

The latest data on *Etheostoma okaloosae* resulted from a study conducted by Crittenden (1974) which was designed to update information on the species' distribution and relative abundance and assess its reaction to habitat alteration. In addition to the sites reported by Mettee (1970), Crittenden collected specimens of *Etheostoma edwini* and *E. okaloosae* at a third site on Swift Creek.

In June 1974, Mettee observed specimens of *Etheostoma edwini* and *E. okaloosae* at a second site on Rocky Creek. A total of 12 species were recorded among which were 86 specimens of the brown darter and 3 specimens of the Okaloosa darter.

Based on the data presented here which is basically a summary of all of the knowledge on *Etheostoma okaloosae*, several conclusions can be made.

1. In relatively recent times (possibly since 1962), the brown darter, *Etheostoma edwini*, has gained entry into at least two of the streams previously thought to be occupied only by *E. okaloosae*.

2. Based on data presented by Collette and Yerger (1962), Crittenden (1974), and Mettee (1970), it is probable that *Etheostoma edwini* and *E. okaloosae* are ecological equivalents.

3. If *Etheostoma edwini* and *E. okaloosae* are ecological equivalents, then according to Gause's Principle of Competitive Exclusion, one will eventually outcompete the other to the point of possible extirpation. Personal field data compiled by Mettee from 1967 through 1974 from collections at two sites on Swift Creek seem to support this hypothesis. At these sites, the numbers of individuals of *E. okaloosae* that were collected decreased while the numbers of *E. edwini* either increased or remained the same. Although there are no earlier collections, the relative numbers of Okaloosa and brown darters at the Rocky Creek site visited by Mettee in 1974 indicate that the same process is occurring there.

In order to determine the extent to which *Etheostoma edwini* has invaded the range of *E. okaloosae* and what the future implications of its presence there might be, it is imperative that a program be initiated as soon as possible to monitor the sites where both species occur. Although federal law prohibits the collection of endangered species, we feel that the results of such a study will be invaluable in the future since it may identify a biological process that, if gone unnoticed, could have a significant effect on the distribution and future success of one of our already endangered species.

There are two major reasons which justify retaining rather than releasing the darters that are collected during the study. The color patterns of female individuals of *Etheostoma edwini* and *E. okaloosae* resemble each other very closely in life, therefore, in order to make positive identifications, specimens should be examined with the use of a dissecting microscope. Secondly, if *E. edwini* and *E. okaloosae* are ecological equivalents, then it is entirely possible that given the proper environmental conditions, they may hybridize. Because of their similar color patterns and small size, hybrid individuals could be recognized only by careful examination with a dissecting microscope.

The study that we are proposing will last for a period of one year and consist of 6 bimonthly field trips to selected sites on Rocky and Swift Creeks. If at the end of the year, more data is needed, we will request one additional year of field work.

Six bimonthly collections will be made at the five sites where *Etheostoma edwini* and *E. okaloosae* are known to occur together and at any additional sites where we might collect the two species together during the study. A maximum of ten sites will be monitored during each field trip.

Collections will be made with 6 and 10 foot nylon minnow seines. All fishes will be immediately preserved in a 10% formalin solution and transported to Tuscaloosa, Alabama where they will be sorted, identified, and accessioned into the University of Alabama Ichthyological Collection by Dr. Mettee. Dr. Herbert T. Boschung, curator of the Alabama fish collection, has indicated that he will be pleased to accept the specimens and that they will be maintained within the museum indefinitely for study by qualified scientists. Dr. Boschung has also indicated that he will furnish the preservatives and additional specimen jars that might be needed during the course of the study.

Since both Crittenden and Mettee have had a great deal of previous experience in collecting individuals of *Etheostoma okaloosae*, they share an appreciation for precise environmental conditions under which this species lives. Great care will be taken, therefore, to keep habitat disturbance at a minimum while collections are being made.

Prior to the initiation of any field work, the Natural Resources Division of Eglin Reservation will be notified as to our activities in the area and personnel from the division will be invited to participate in all field trips.

Each locality where collections are made will be photographed at the beginning and end of the study for comparative purposes. Copies of all slides will be included in the final report.

A detailed record of all locality and ecological data will be kept. Physical parameters including air and water temperatures, dissolved oxygen, conductivity, and pH will be taken for each collection. Copies of all locality and ecological data, together with species lists for each collection, will be included in the final report.

Within four months after all field work is completed, a final report will be submitted to the Regional Director, Region 4, U.S. Fish and Wildlife Service, which will summarize our observations on *Etheostoma okaloosae* and *E. edwini* in Rocky and Swift Creeks. Based on the information collected during the study, we will attempt (1) to evaluate the potential threat posed by the presence of apparently increasing populations of *Etheostoma edwini* within the streams occupied by *E. okaloosae*, (2) better describe the watershed and operational programs within it that may be a threat to the habitat or the fish directly, (3) better define the habitat requirements (ranges of various parameters) as they relate to completion of the life cycle of the Okaloosa darter, and (4) make recommendations to insure the continued success of this endangered species.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 8, 1975 will be considered.

Dated: August 1, 1975.

C. R. BAVIN,
*Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-20796 Filed 8-6-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Farmers Home Administration

[Notice of Designation Number A246]

### MONTANA

### Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following counties in Montana:

| | |
|---|---|
| Cascade | Glacier |
| Deer Lodge | Powell |

The Secretary has found that this need exists as a result of a natural disaster consisting of a snowstorm and excessive rainfall April 8 to May 8, 1975, in Cascade County; a snowstorm April 25 and 26, 1975, in Deer Lodge and Powell Counties; and a snowstorm and flooding April 4 to 27, 1975, in Glacier County.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237 and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Thomas L. Judge that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 1st day of August 1975.

FRANK W. NAYLOR, JR.,
*Acting Administrator, Farmers Home Administration.*

[FR Doc.75-20749 Filed 8-6-75;8:45 am]

[Notice of Designation Number A247]

### TEXAS

### Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following counties in Texas:

| | |
|---|---|
| Atascosa | Hidalgo |
| Duval | Wilson |

The Secretary has found that this need exists as a result of a natural disaster consisting of hailstorms April 29 and 30 and hail, wind, and rain May 4, 1975, in Atascosa County; a tornado (rain, hail, and wind) May 24 and 28, 1975, in Duval County; drought November 1, 1974, to May 8, 1975, in Hidalgo County; and excessive rain, high winds, and hail May 4 and 8 and excessive rainfall May 23 and 24, 1975, in Wilson County.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Dolph Briscoe that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of

proposed rule making and invite public participation.

Done at Washington, D.C., this 1st day of August, 1975.

FRANK W. NAYLOR, Jr.,
*Acting Administrator,*
*Farmers Home Administration.*

[FR Doc.75-20748 Filed 8-6-75;8:45 am]

## Forest Service

### CALIFORNIA ADVISORY COMMITTEE TO THE U.S. FOREST SERVICE

#### Notice of Meeting

The California Advisory Committee to the U.S. Forest Service will conduct a field meeting beginning at 8:30 AM, September 4, 1975, Bass Lake Ranger District Office, Oakhurst, California, and concluding at 4:00 PM, September 5, 1975 at Bass Lake, California.

Committee members will: 1) Discuss planning for management of visitors to and interpretation of the Bull Buck tree and its environs; 2) Review Forest Service recreation planning including its relationship to recreation activities on adjacent lands; 3) Visit Bass Lake recreation facilities and discuss problems of managing such heavily used areas.

The meeting will be open to the public. Persons who wish to attend should notify Douglas R. Leisz, Regional Forester, 630 Sansome Street, San Francisco, California 94111, phone (415) 556-4310. Written statements may be filed with the Committee before or after the meeting.

Dated: August 1, 1975.

T. W. KOSKELLA,
*Acting Regional Forester.*

[FR Doc.75-20773 Filed 8-6-75;8:45 am]

### LONE PEAK WILDERNESS STUDY AREA UINTA AND WASATCH NATIONAL FORESTS

#### Notice of Availability of Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Proposed Management Alternatives, Lone Peak Wilderness Study Area, Uinta and Wasatch National Forests, Utah. The Forest Service report number is USDA-FS-DES (Adm) R4-76-1.

The purpose of this environmental statement is to display various management alternatives considered reasonable for the Lone Peak Wilderness Study Area and their effects on the environment, society, and the economy. Four alternatives are presented; a Forest Service preferred alternative is not indicated.

This draft environmental statement was transmitted to CEQ on July 31, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 3230, 12th St. and Independence Ave., S.W., Washington, D.C. 20250.

Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138.

Regional Planning & Budget, USDA, Forest Service, Federal Building, Room 4403, Ogden, Utah 84401.

Salt Lake Ranger District, USDA, Forest Service, 3070 East 33rd South, Salt Lake City, Utah 84109.

A limited number of single copies are available upon request to Forest Supervisor Chandler P. St. John, Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138, or Forest Supervisor Bruce B. Hronek, Uinta National Forest, 88 West 100 North, Provo, Utah 84601.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

Comments are invited from the public and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Forest Supervisor Chandler P. St. John, Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138, or Forest Supervisor Bruce B. Hronek, Uinta National Forest, 88 West 100 North, Provo, Utah 84601. Comments must be received by September 29, 1975, in order to be considered in the preparation of the final environmental statement.

Dated: July 31, 1975.

P. M. REES,
*Director,*
*Regional Planning and Budget.*

[FR Doc.75-20769 Filed 8-6-75;8:45 am]

### PROPOSED VEGETATION CONTROL BY MECHANICAL, CHEMICAL, AND FIRE TREATMENT IN THE STATES OF ARIZONA AND NEW MEXICO

#### Notice of Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for Proposed Vegetation Control by Mechanical, Chemical, and Fire Treatment in the States of Arizona and New Mexico, USDA-FS-FES(Adm) R3-74-03.

The environmental statement considers probable environmental effects of the proposed program.

The final environmental statement was transmitted to CEQ on August 1, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Rm. 3230, 14th & Independence Ave., SW, Washington, D.C. 20250.

USDA, Forest Service, Southwestern Region, 517 Gold Avenue, SW, Albuquerque, New Mexico 87102.

Carson National Forest, Forest Service Building, Taos, New Mexico 87571.

Coronado National Forest, 301 West Congress, Tucson, Arizona 85702.

Tonto National Forest, 102 South 28th Street, Phoenix, Arizona 85034.

Apache-Sitgreaves National Forests, Federal Building, Springerville, Arizona 85938.

Coconino National Forest, 114 N. San Francisco Street, Flagstaff, Arizona 86001.

Lincoln National Forest, 11th & New York Streets, Alamogordo, New Mexico 88310.

Gila National Forest, 2610 North Silver Street, Silver City, New Mexico 88061.

Single copies are available upon request to the Forest Supervisors listed above and the Regional Forester, Southwestern Region, 517 Gold SW, Albuquerque, New Mexico 87102. Copies are also available from the Colorado Plateau Environmental Advisory Council, P.O. Box 1389, Flagstaff, Arizona 86001. Please refer to the name and number of the environmental statement when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: August 1, 1975.

M. J. HASSELL,
*Deputy Regional Forester, R3.*

[FR Doc.75-20750 Filed 8-6-75;8:45 am]

## Soil Conservation Service

### BANNING PARK RESOURCE CONSERVATION AND DEVELOPMENT (RC&D) MEASURE, DELAWARE

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, and part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental statement is not being prepared for the Banning Park RC&D Measure Plan, New Castle County, Delaware.

The environmental assessment of this federal action indicates that the measure will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. Otis D. Fincher, State Conservationist, Soil Conservation Service, USDA, 2-4 Treadway Towers, 9 E. Loockerman Street, Dover, Delaware 19901, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for water-based park and recreation development. The planned elements of the measure include structural improvements to two small ponds, park safety, and the installation of recreation facilities and vegetative treatment.

The Negative Declaration is available for single copy requests, and the environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 2-4 Treadway Towers, 9 E. Loockerman Street, Dover, Delaware 19901.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this notice.

(Catalog of Federal Domestic Program No. 10.901, National Archives Reference Services.)

Dated: July 29, 1975.

VICTOR H. BARRY, Jr.,
*Deputy Administrator for Field Services, Soil Conservation Service.*

[FR Doc.75-20766 Filed 8-6-75;8:45 am]

### KEMPER COUNTY LAKE RC&D MEASURE PLAN KEMPER COUNTY, MISSISSIPPI

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651), June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Kemper County Lake RC&D Measure Plan, Kemper County, Mississippi.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. W. L. Heard, State Conservationist, Soil Conservation Service, USDA, Room 590, Milner Building, 310 South Lamar Street, Jackson, Mississippi 39205, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

This project concerns a plan for watershed protection, recreation, and flood prevention. The planned works of improvement include conservation land treatment and one multiple purpose structure with basic facilities.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, Room 590, Milner Building, 310 South Lamar Street, Jackson, Mississippi 39205

Single copies of the Negative Declaration are available at the above location or at the following address:

Soil Conservation Service, P.O. Box 610, Jackson, Mississippi 39205

No administrative action on implementation of the proposal will be taken until 15 days after the date of this Notice.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

Dated: July 29, 1975.

VICTOR H. BARRY, Jr.,
*Deputy Administrator for Field Services, Soil Conservation Service.*

[FR Doc.75-20765 Filed 8-6-75;8:45 am]

### NORTH CAL-NEVA RESOURCE CONSERVATION AND DEVELOPMENT PROJECT EAGLE LAKE MEASURE, CALIFORNIA

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Eagle Lake Measure, Lassen County, California.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. G. H. Stone, State Conservationist, Soil Conservation Service, USDA, P.O. Box 1019, Davis, California 95616, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for recreation. The planned works of improvement, as described in the negative declaration, include the construction of a boat ramp.

The environmental assessment file is available for inspection during regular working hours at the following locations:

Soil Conservation Service, 50 Hall Street, Susanville, California 96130.

Soil Conservation Service, 2828 Chiles Road, Davis, California 95616.

The Negative Declaration is available for single copy requests from one of the above addresses.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this notice.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

Dated: July 25, 1975.

VICTOR H. BARRY, JR.,
*Deputy Administrator for Field Services, Soil Conservation Service.*

[FR Doc.75-20764 Filed 8-6-75;8:45 am]

### OAK MIDDLE CREEK TRIBUTARIES OF SALT CREEK WATERSHED PROJECT, NEBRASKA

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Oak Middle Creek Tributaries of Salt Creek Watershed Project, Butler, Lancaster, Saunders, and Seward Counties, Nebraska.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Wilson J. Parker, State Conservationist, Soil Conservation Service, USDA, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvement as described in the negative declaration include conservation land treatment supplemented by ten single purpose floodwater retarding structures, one multiple purpose floodwater retarding recreation structure, and two grade stabilization structures.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508.

Single copy requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this publication.

Dated: July 30, 1975.

WILLIAM B. DAVEY,
*Deputy Administrator for Water Resources, Soil Conservation Service.*

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

[FR Doc.75-20763 Filed 8-6-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

[Case No. 487]

### MERVYN E. EYETT AND OVERSEAS HOLIDAYS & AIRCRAFT HIRE (PTY.), LTD.

#### Order Denying Export Privileges for an Indefinite Period

On or about April 17 and 18, 1973, reports were received by the Compliance Division, that three U.S.-origin Boeing 720 aircraft had been delivered to Salisbury, Rhodesia, in contravention of the sanctions imposed upon that country by the United Nations and in apparent violation of the U.S. Export Administration

Regulations (hereinafter, the export regulations). Review of Office of Export Administration export licensing records and subsequent investigation show that the respondents, Overseas Holidays & Aircraft Hire (Pty.), Ltd. and its Managing Director, Mervyn E. Eyett, had purchased and accepted delivery of three such aircraft in April of 1973, immediately prior to the reported delivery to Salisbury. As a part of the investigation, interrogatories and a request for documents were sent to the respondents by registered mail on October 25, 1974, concerning the facts and circumstances surrounding the purchase, delivery, use, and disposition of the aircraft. It was impracticable to issue subpoenas.

The Director, Compliance Division, Office of Export Administration, with the concurrence of the Office of General Counsel, has applied to the Hearing Commissioner for an order against the above-named respondents indefinitely denying all United States export privileges. The basis for the application is the failure of the respondents to respond to the interrogatories and request for documents duly issued in the furtherance of the investigation, pursuant to Section 388.6 of the export regulations. Section 388.15 of the export regulations provides that failure to respond to interrogatories and requests for documents within 20 days of their service upon a respondent may result, without prior notice, in the denial of export privileges.

The Hearing Commissioner has reviewed the application for an indefinite denial order and the evidence presented in support thereof and has submitted his report, together with a recommendation that the application be granted. On the basis of the Hearing Commissioner's submission and the supporting evidence, I find that relevant and material interrogatories and request for documents were properly served by registered mail on October 25, 1974. The respondents have failed, in violation of Section 388.15 of the export regulations, to respond to the said interrogatories and request for documents and have not shown good cause for such failure.

It is, therefore,

ORDERED

I. All outstanding validated export licenses concerned with or affecting any transaction in which the respondents have any interest, direct or indirect, are hereby revoked and are ordered to be returned forthwith to the Office of Export Administration.

II. The respondents, their successors or assigns, partners, representatives, agents and employees are hereby denied the privileges of participating, directly or indirectly, in any manner or capacity, in any transaction involving commodities or technical data exported from the United States in whole or in part, or to be exported, or which are otherwise subject to the export regulations. Without limitation of the generality of such denial of export privileges, participation prohibited in any such transaction either in the United States or abroad shall include participation directly or indirectly, in any manner or capacity:

A. As a party or as a representative of a party to any validated export license application;

B. In the preparation or filing of any export license application or reexport authorization, or any document to be submitted therewith;

C. In the obtaining or using of any validated or general export license or other export control document;

D. In the carrying on of negotiations with respect to, or in the receiving, ordering, buying, selling, delivering, storing, using, or disposing of any commodities or technical data in whole or in part exported or to be exported from the United States;

E. In the financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. Such denial of export privileges shall extend not only to the respondents, but also, to their agents and employees and to any successor, and to any persons, firm, corporation, partnership or other business organization with which the respondents now or hereafter may be related by ownership, control, position of responsibility, affiliation, or other connection in the conduct of trade or related services.

IV. No person, firm, corporation, partnership or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of East-West Trade, shall do any of the following acts, directly or indirectly, or carry on negotiations with respect thereto, in any manner or capacity, on behalf of or in any association with the respondents or any related party, or whereby the respondents or related party may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly:

A. Apply for, obtain, transfer, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for the respondents or related party;

B. Order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in, any transaction which may involve the respondents or related party in any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States or which is otherwise subject to the export regulations.

V. This order shall remain in effect until the respondents provide responsive answers, written information, and documents, in response to the interrogatories and request for documents heretofore served upon them or give adequate reasons for not doing so, except insofar as this order may be amended or modified hereafter in accordance with the export regulations.

VI. In accordance with the provisions of Section 388.15 of the export regulations, the respondents may move at any time to vacate or modify this indefinite denial order by filing with the Hearing Commissioner, Bureau of East-West Trade, U.S. Department of Commerce, Washington, D.C., 20230, an appropriate motion for relief, supported by substantial evidence, and may also request an oral hearing thereon, which if requested shall be held before the Hearing Commissioner at Washington, D.C. at the earliest convenient date.

VII. A copy of this order shall be served on the respondents.

Dated: July 24, 1975.

RAUER H. MEYER,
*Director, Office of Export Administration.*

[FR Doc.75-20620 Filed 8-6-75;8:45 am]

## Office of the Secretary

### REFRIGERATORS, COMBINATION REFRIGERATOR-FREEZERS, AND FREEZERS

#### Voluntary Energy Conservation: Testing and Labeling

*Correction*

In FR Doc. 75-19879 appearing at page 32415 of the issue for Friday, August 1, 1975, in the first column on page 32427 paragraphs 1.0 *Purpose* and 2.0 *Scope*, which includes subparagraphs 2.1 through 2.3, are in the wrong place. They are part of Specification No. 3-75 *For Combination Refrigerator-Freezers*, and should therefore be transferred to the middle column, page 32427, immediately preceding paragraph 3.0 *Definitions*.

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Public Health Service

### HEALTH PROFESSIONS AND NURSING STUDENT LOANS

#### "Low-Income Levels" for Loan Repayment

Sections 741(1) and 830(a) of the Public Health Service Act, as implemented by regulations, provide that the Secretary of Health, Education, and Welfare may undertake to repay, upon application by an individual, all or any portion of such individual's educational loans made subsequent to November 17, 1971, for meeting his costs at a school of medicine, osteopathy, dentistry, veterinary medicine, optometry, pharmacy, podiatry, or nursing when the Secretary determines that the individual:

(1) Failed subsequent to November 17, 1971, to complete the health professions studies leading to his first professional degree or the specified nursing studies, with respect to which such loan(s) was made;

(2) Is in exceptionally needy circumstances;

(3) Is from a low-income or disadvantaged family; and





(4) Has not resumed or cannot reasonably be expected to resume the course of study within two years following the date upon which he terminated such studies.

Sections 57.217(c) and 57.317(c) of the implementing regulations (42 CFR Part 57, Subparts C and D) require that the Secretary publish annually in the FEDERAL REGISTER the low-income levels which will be utilized in determining an applicant's eligibility under these provisions.

Notice is hereby given that the income levels indicated below, updated through December 1974, are used in determining what constitutes a "low-income family" for purposes of repayment of educational loans by the Secretary pursuant to sections 741(1) and 830(a) of the Public Health Service Act. Further, these income levels, together with other relevant factors such as value of assets, unusual expenses, income available to the individual, etc., are taken into consideration in determining whether an applicant is "in exceptionally needy circumstances" or is from a "disadvantaged family".

The income levels below were derived from low-income thresholds published by the U.S. Bureau of the Census, utilizing an index adopted by a Federal Interagency Committee for use in a variety of Federal programs, multiplied by a factor of 1.3 for adaptation to the Health Professions and Nursing Student Loan Programs, and have been updated to reflect increases in the Consumer Price Index through December 31, 1974.

| Size of parents' family (includes only dependents listed on Federal income tax form) | *Income level * (adjusted gross income for calendar year 1974)* |
|---|---|
| 1 | $3,300 |
| 2 | 4,300 |
| 3 | 5,100 |
| 4 | 6,600 |
| 5 | 7,700 |
| 6 or more | 8,700 |

* Rounded to $100

Dated: July 29, 1975.

HAROLD MARGULIES,
*Acting Administrator, Health Resources Administration.*

[FR Doc.75-20751 Filed 8-6-75;8:45 am]

## Social Security Administration

### SUPPLEMENTAL SECURITY INCOME STUDY GROUP

#### Meeting

Notice is hereby given pursuant to Pub. L. 92-463, that the Supplemental Security Income Study Group will hold a meeting on Thursday, August 21 from 9 a.m. to 5 p.m. in Room 406, 50 Fulton Street, San Francisco, California. The meeting is open to the public.

Further information may be obtained from Nelson Sabatini, Executive Secretary of the Study Group, Room 945 Altmeyer Building, Social Security Administration, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (301) 594-2330. Members of the public planning to attend should send written notice of intent to the Executive Secretary.

(Catalog of Federal Domestic Assistance Program Number 13.807, Supplemental Security Income for the Aged, Blind, and Disabled)

Dated: August 4, 1975.

NELSON SABATINI,
*Executive Secretary, Supplemental Security, Income Study Group.*

[FR Doc.75-20561 Filed 8-6-75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Federal Insurance Administration

[Docket No. N-75-376]

### NATIONAL FLOOD INSURANCE PROGRAM

#### Flood-Prone Areas of Communities Subject to Prohibition of Federal and Federally Related Assistance

The purpose of this notice is to provide a list of communities that contain areas of special flood hazard potentially subject to the provisions of Section 202 of the Flood Disaster Protection Act of 1973 (PL 93-234) on July 1, 1975, or an appropriate later date, and to provide a convenient reference for interested persons, communities, Federal agencies and instrumentalities, and others involved in assuring compliance with that section. This list supersedes and up-dates the list published in the Federal Register on July 21, 1975 at 40 F.R. 30540-30554.

Section 202 provides that effective July 1, 1975, Federal agencies and federally supervised, approved, insured, or regulated lending institutions are prohibited from providing financial assistance or making loans for acquisition or construction purposes in areas which (a) have been designated by the Secretary of Housing and Urban Development as Special Flood Hazard Areas for at least one year; and (b) are in communities which are not participating in the National Flood Insurance Program (42 USC §§ 4001-4128).

The prohibition does not apply to any loan made by a federally-supervised, approved, insured, or regulated lending institution made prior to January 1, 1976, to finance the acquisition of a previously occupied residential dwelling.

Each of the communities listed below received notice of its designation as flood-prone prior to September 1, 1974, and legal notice was furnished of such designation by publication under Part 1915 of Title 24 of the Code of Federal Regulations in the *Federal Register*. These communities have failed to provide the Federal Insurance Administrator with sufficient technical or scientific data to rebut their designation as flood prone nor have they as yet qualified for participation in the National Flood Insurance Program. Thus, the sanctions of Section 202 apply as of July 1, 1975, or one year after a community's identification, whichever is later, *until the community participates in the program.*

In order to continue Federal or federally related assistance or lending in its Special Flood Hazard Area, a community must apply for and be made eligible for participation in the program in accordance with 24 CFR (Parts 1909 to 1920). Communities may receive assistance in applying for participation by contacting the Federal Insurance Administration, 451 Seventh St., S.W., Washington, D.C. 20410, (202) 755-5581, or its toll-free numbers 800-424-8872 or 800-424-8873.

Communities on this list may be made eligible to participate in the program after the date of publication of this list. Such eligibility will be published periodically in the Federal Register under 24 CFR § 1914.4 *List of eligible communities.* At that time the sanctions of Section 202 will no longer apply to the communities listed below.

| *Alabama* | *Date of identification* |
|---|---|
| Autaugaville, town of (Autauga County). | June 7, 1974. |
| Collinsville, town of (Dekalb County). | May 17, 1974. |
| Cottonwood, town of (Houston County). | Do. |
| Demopolis, city of (Marengo County). | June 7, 1974. |
| Autaugaville, town of (Autauga County). | Do. |
| Brantley, town of (Crenshaw County). | June 28, 1974. |
| Clanton, town of (Chilton County). | Do. |
| Collinsville, town of (Dekalb County). | May 17, 1974. |
| Cottonwood, town of (Houston County). | Do. |
| Cowarts, town of (Houston County). | Aug. 16, 1974. |
| Demopolis, city of (Marengo County). | June 7, 1974. |
| Fayette, city of (Fayette County). | May 3, 1974. |
| Flomaton, town of (Escambia County). | Nov. 23, 1973. |
| Gadsden, city of (Etowa County). | Mar. 8, 1974. |
| Gantt, town of (Covington County). | June 7, 1974. |
| Irondale, town of (Jefferson County). | Do. |
| Madrid, town of (Houston County). | Aug. 23, 1974. |
| Providence, town of (Marengo County). | Dec. 17, 1973. |
| Silver Hill, town of (Baldwin County). | June 28, 1974. |
| Southside, town of (Etowah County). | Dec. 7, 1973. |
| Tarrant City, city of (Jefferson County). | June 28, 1974. |
| Tuskegee, city of (Macon County). | Aug. 16, 1974. |
| Valley Head, town of (Dekalb County). | May 3, 1974. |
| Webb, town of (Houston County). | Aug. 23, 1974. |
| Total | 20 |
| *Alaska* | |
| Dillingham, city of (Bristol Bay Borough). | May 31, 1974. |
| Haines, city of (Haines Borough). | Do. |
| Hoonah, city of (Lynn Canal-Icy Straits Borough). | June 7, 1974. |
| Hooper Bay, city of (Wade Hampton Borough). | June 28, 1974. |
| Nome, city of (Nome Borough). | Do. |
| Total | 5 |



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*Arizona*

| | |
|---|---|
| Avondale, city of (Maricopa County). | Feb. 15, 1974. |
| Benson, town of (Cochise County). | Jan. 16, 1974. |
| Clarkdale, town of (Yavapai County). | Aug. 23, 1974. |
| El Mirage, town of (Maricopa County). | Feb. 15, 1974. |
| Florence, town of (Pinal County). | May 3, 1974. |
| Goodyear, town of (Maricopa County). | Mar. 15, 1974. |
| Kearny, town of (Pinal County). | Nov. 30, 1973. |
| Mammoth, town of (Pinal County). | Dec. 7, 1973. |
| Parker, town of (Yuma County). | May 17, 1974. |
| Show Low, city of (Navajo County). | June 7, 1974. |
| Surprise, town of (Maricopa County). | June 28, 1974. |
| Taylor, town of (Navajo County). | May 17, 1974. |
| Yuma, city of (Yuma County). | Apr. 12, 1974. |
| Total ---------- | 13 |

*Arkansas*

| | |
|---|---|
| Alpena, town of (Boone County). | Aug. 30, 1974. |
| Altheimer, city of (Jefferson County). | May 10, 1974. |
| Amagon, town of (Jackson County). | Aug. 9, 1974. |
| Bald Knob, city of (White County). | Mar. 8, 1974. |
| Beebe, city of (White County). | Do. |
| Calico Rock, city of (Izard County). | Mar. 22, 1974. |
| Campbell Station, city of (Jackson County). | Aug. 16, 1974. |
| Carthage, city of (Dallas County). | Mar. 8, 1974. |
| Cotton Plant, city of (Woodruff County). | June 21, 1974. |
| Everton, town of (Boone County). | Aug. 30, 1974. |
| Foreman, city of (Little River County). | Mar. 1, 1974. |
| Garner, town of (White County). | Aug. 30, 1974. |
| Greenland, town of (Washington County). | June 28, 1974. |
| Greenway, town of (Clay County). | Aug. 30, 1974. |
| Havana, city of (Yell County). | Aug. 23, 1974. |
| Higginson, town of (White County). | Aug. 16, 1974. |
| Imboden, town of (Lawrence County). | May 3, 1974. |
| Joiner, city of (Mississippi County.) | May 17, 1974. |
| Kensett, city of (White County). | Oct. 12, 1973. |
| Morae, city of (White County). | Mar. 8, 1974. |
| Midland, town of (Sebastian County). | Aug. 16, 1974. |
| Mountainburg, town of (Crawford County). | May 3, 1974. |
| Newark, city of (Independence County). | Mar. 15, 1974. |
| Parkdale, city of (Ashley County). | Mar. 29, 1974. |
| Rison, city of (Cleveland County). | Mar. 8, 1974. |
| Sulphur Springs, city of (Benton County). | Aug. 23, 1974. |
| Waldo, city of (Columbia County). | Apr. 5, 1974. |
| Winchester, town of (Drew County). | Aug. 30, 1974. |
| Yellville, City of (Marion County). | Nov. 30, 1973. |
| Total ---------- | 29 |

*California*

| | |
|---|---|
| Alhambra, city of (Los Angeles County). | June 28, 1974. |
| Alturas, city of (Modoc County). | May 31, 1974. |
| Bakersfield, city of (Kern County). | Aug. 16, 1974. |
| Bishop, city of (Inyo County). | June 7, 1974. |
| Calipatria, city of (Imperial County). | Apr. 12, 1974. |
| Carmel By-The-Sea, city of (Monterey County). | June 14, 1974. |
| Coachella, city of (Riverside County). | May 17, 1974. |
| Commerce, city of (Los Angeles County). | June 28, 1974. |
| Dixon, city of (Solano County). | Mar. 15, 1974. |
| El Dorado County---------- | Aug. 2, 1974. |
| Exeter, city of (Tulare County). | Mar. 8, 1974. |
| Grass Valley, city of (Nevada County). | May 17, 1974. |
| Gridley, city of (Butte County). | May 24, 1974. |
| Guadalupe, city of (Santa Barbara County). | May 17, 1974. |
| Hughson, city of (Stanislaus County). | May 24, 1974. |
| Huron, city of (Fresno County). | May 17, 1974. |
| Indio, city of (Riverside County). | May 31, 1974. |
| Ione, city of (Amador County). | May 24, 1974. |
| Irwindale, city of (Los Angeles County). | June 28, 1974. |
| La Mirada, city of (Los Angeles County). | Do. |
| Lomita, city of (Los Angeles County). | Do. |
| Maricopa, city of (Kern County). | June 14, 1974. |
| McFarland, city of (Kern County). | June 28, 1974. |
| Mendota, city of (Fresno County). | Mar. 29, 1974. |
| Mono County---------- | Aug. 16, 1974. |
| Monte Sereno, city of (Santa Clara County). | May 24, 1974. |
| Montebello, city of (Los Angeles County). | June 28, 1974. |
| Pomona, city of (Los Angeles County). | Do. |
| Redwood City, city of (San Mateo County). | Do. |
| Rio Dell, city of (Humboldt County). | May 24, 1974. |
| Rocklin, city of (Placer County). | July 19, 1974. |
| Rosemead, city of (Los Angeles County). | June 28, 1974. |
| San Joaquin, city of (Fresno County). | May 10, 1974. |
| San Juan Capistrano, city of (Orange County). | Do. |
| Santa Fe Springs, city of (Los Angeles County). | June 28, 1974. |
| Selma, city of (Fresno County). | May 24, 1974. |
| Signal Hill, city of (Los Angeles County). | Feb. 1, 1974. |
| Sonora, city of (Tuolumne County). | June 28, 1974. |
| Susanville, city of (Lassen County). | May 17, 1974. |
| Wasco, city of (Kern County). | May 31, 1974. |
| Total ---------- | 40 |

*Colorado*

| | |
|---|---|
| Black Hawk, city of (Gilpin County). | Aug. 30, 1974. |
| Collbran, town of (Mesa County). | Do. |
| Dinosaur, town of (Moffat County). | Do. |
| Dove Creek, town of (Dolorea County). | May 24, 1974. |
| Grand Junction, city of (Mesa County). | Feb. 1, 1974. |
| Holyoke, town of (Phillips County). | June 28, 1974. |
| Hotchkiss, town of (Delta County). | June 21, 1974. |
| Hugo, town of (Lincoln County). | May 31, 1974. |
| Ignacio, town of (La Plata County). | Mar. 22, 1974. |
| La Fayette, city of (Boulder County). | May 24, 1974. |
| La Jara, town of (Conejos County). | May 17, 1974. |
| Leadville, city of (Lake County). | Do. |
| Loveland, city of (Larimer County). | Mar. 1, 1974. |
| Minturn, town of (Eagle County). | Aug. 16, 1974. |
| Nucla, town of (Montrose County). | May 24, 1974. |
| Nunn, town of (Weld County). | Aug. 30, 1974. |
| Otis, town of (Washington County). | May 24, 1974. |
| San Luis, town of (Costilla County). | Do. |
| Yampa, town of (Routt County). | May 24, 1974. |
| Total ---------- | 19 |

*Connecticut*

| | |
|---|---|
| Bolton, town of (Tolland County). | June 7, 1974. |
| Danielson, borough of (Windham County). | Jan. 24, 1974. |
| Hebron, town of (Tolland County). | Nov. 29, 1944. |
| Plymouth, town of (Litchfield County). | Aug. 16, 1974. |
| Preston, town of (New London County). | Do. |
| Roxbury, town of (Litchfield County). | June 7, 1974. |
| Somers, town of (Tolland County). | Aug. 2, 1974. |
| Stafford Springs, borough of (Tolland County). | June 28, 1974. |
| Wolcott, town of (New Haven County). | May 3, 1974. |
| Total ---------- | 9 |

*Delaware*

| | |
|---|---|
| Leipsic, town of (Kent County). | Aug. 9, 1974. |
| Total ---------- | 1 |

*Florida*

| | |
|---|---|
| | June 28, 1974. |
| Arcadia, city of (DeSoto County). | June 21, 1974. |
| Belle Glade, city of (Palm Beach County). | July 19, 1974. |
| Branford, town of (Suwannee County). | Jan. 9, 1974. |
| Briny Breezes, town of (Palm Beach County). | Jan. 23, 1974. |
| Brooker, town of (Bradford County). | Aug. 30, 1974. |
| Callahan, city of (Nassau County). | July 19, 1974. |
| Fellsmere, city of (Indian River County). | Jan. 16, 1974. |
| Grand Ridge, town of (Jackson County). | Aug. 2, 1974. |
| Greenville, city of (Madison County). | June 28, 1974. |
| Haverhill, town of (Palm Beach County). | Do. |





*Florida*—Continued

| | |
|---|---|
| Horseshoe Beach, town of (Dixie County). | Aug. 30, 1974. |
| Mangonia Park, town of (Palm Beach County). | Jan. 16, 1974. |
| Ocean Breeze, town of (Martin County). | Aug. 2, 1974. |
| Ona, town of (Hardee County). | Aug. 23, 1974. |
| Parkland, town of (Broward County). | Aug. 30, 1974. |
| Sebastian, town of (Indian River County). | Feb. 8, 1974. |
| Sneads, town of (Jackson County). | Aug. 2, 1974. |
| Vernon, town of (Washington County). | June 28, 1974. |
| West Dundee, city of (Polk County). | Aug. 2, 1974. |
| Wewahitchka, town of (Gulf County). | Aug. 9, 1974. |
| White Springs, town of (Hamilton County). | Jan. 16, 1974. |
| Wildwood, town of (Sumter County). | Jan. 23, 1974. |
| Zephyrhills, city of (Pasco County). | Feb. 1, 1974. |
| Total ---------- | 23. |

*Georgia*

| | |
|---|---|
| Clarke County---------- | Apr. 12, 1974. |
| Newton County---------- | Do. |
| Adairsville, town of (Bartow County). | June 14, 1974. |
| Argyle, town of (Clinch County). | Aug. 30, 1974. |
| Bainbridge, city of (Decatur County). | May 24, 1974. |
| Baldwin, town of (Banks County). | June 28, 1974. |
| Brooklet, town of (Bulloch County). | Apr. 5, 1974. |
| Clarkesville, city of (Habersham County). | June 21, 1974. |
| Commerce, city of (Jackson County). | June 28, 1974. |
| Crawford, city of (Oglethorpe County). | June 7, 1974. |
| Cusseta, city of (Chattahoochee County). | Apr. 12, 1974. |
| Dahlonega, city of (Lumpkin County). | June 28, 1974. |
| Duluth, city of (Gwinnett County). | May 24, 1974. |
| Hampton, city of (Henry County). | June 28, 1974. |
| Jefferson, city of (Jackson County). | June 28, 1974. |
| Jonesboro, city of (Clayton County). | May 24, 1974. |
| Ludowici, city of (Long County). | June 14, 1974. |
| Lumber City, city of (Telfair County). | June 18, 1974. |
| Mountain View, city of (Clayton County). | May 10, 1974. |
| Palmetto, city of (Fulton & Coweta Counties). | June 14, 1974. |
| Poulan, city of (Worth County). | May 17, 1974. |
| Sandersville, city of (Washington County). | Aug. 9, 1974. |
| Scotland, city of (Telfair & Wheeler Counties). | Aug. 30, 1974. |
| Stone Mountain, city of (Dekalb County). | May 12, 1974. |
| Waverley Hall, town of (Harris County). | June 14, 1974. |
| Woodbine, city of (Camden County). | Do. |
| Young Harris, town of (Towns County). | Do. |
| Total ---------- | 25. |

*Idaho*

| | |
|---|---|
| American Falls, city of (Power County). | May 24, 1974. |
| Challis, city of (Custer County). | June 28, 1974. |
| Council, city of (Adams County). | May 3, 1974. |
| Garden City, city of (Ada County). | Dec. 17, 1973. |
| Harrison, city of (Kootena County). | Mar. 22, 1974. |
| Parma, city of (Canyon County). | May 17, 1974. |
| Shoshone, city of (Lincoln County). | June 28, 1974. |
| Total ---------- | 7. |

*Illinois*

| | |
|---|---|
| Altamont, city of (Effingham County). | Mar. 22, 1974. |
| Anna, city of (Union County). | Mar. 29, 1974. |
| Arthur, village of (Moultrie County). | May 3, 1974. |
| Atwood, village of (Platt County). | Nov. 23, 1973. |
| Banner, village of (Fulton County). | Dec. 28, 1973. |
| Bath, village of (Mason County). | Dec. 17, 1973. |
| Bement, village of (Platt County). | June 14, 1974 |
| Bluffs, village of (Scott County). | June 7, 1974. |
| Bonnie, village of (Jefferson County). | Feb. 15, 1974. |
| Breese, city of (Clinton County). | June 7, 1974. |
| Bridgeview, village of (Cook County). | Mar. 22, 1974. |
| Brookport, city of (Massac County). | June 7, 1974. |
| Bush, village of (Williamson County). | Mar. 29, 1974. |
| Bushnell, city of (McDonough County). | June 7, 1974. |
| Camargo, village of (Douglas County). | Apr. 5, 1974. |
| Carbon Hills, village of (Grundy County). | Mar. 8, 1974. |
| Carlinville, city of (Macoupin County). | June 14, 1974 |
| Carlyle, city of (Clinton County). | Dec. 7, 1973. |
| Carrollton, city of (Green County). | June 7, 1974. |
| Carterville, city of (Williamson County). | Feb. 15, 1974. |
| Casey, city of (Clark County). | June 28, 1974 |
| Catlin, village of (Vermilion County). | Do. |
| Cave In Rock, village of (Hardin County). | Jan. 23, 1974. |
| Central City, village of (Marion County). | Feb. 15, 1974. |
| Centralia, city of (Clinton County). | May ??, 1974. |
| Channahon, village of (Will County). | Mar. 9, 1974. |
| Clinton, city of (Dewitt County). | May 24, 1974. |
| Creve Coeur, village of (Tazewell County). | Mar. 1, 1974. |
| Cullom, village of (Livingston County). | Feb. 22, 1974 |
| Danvers, village of (Mclean County). | June 28, 1974 |
| De Soto, village of (Jackson County). | Apr. 5, 1974. |
| Deer Creek, village of (Tazewell County). | June 28, 1974 |
| Deland, village of (Platt County). | Aug. 23, 1974. |

*Illinois*—Continued

| | |
|---|---|
| Dongola, village of (Union County). | Mar. 8, 1974. |
| E Gillespie, village of (Macoupin County). | July 19, 1974. |
| Edwardsville, city of (Madison County). | Apr. 5, 1974. |
| Eileen, village of (Grundy County). | Mar. 8, 1974. |
| Eldred, village of (Greene County). | Dec. 1, 1973. |
| Ellisville, village of (Fulton County). | Mar. 22, 1974. |
| Fayetteville, village of (St. Clair County). | Feb. 22, 1974. |
| Florence, village of (Pike County). | Dec. 17, 1973. |
| Forrest, village of (Livingston County). | Mar. 1, 1974. |
| Galatia, Village of (Saline County). | Do. |
| Galva, city of (Henry County). | June 14, 1974 |
| Genoa, city of (Dekalb County). | Mar. 1, 1974. |
| Germantown, village of (Clinton County). | Mar. 29, 1974. |
| Gibson City, city of (Ford County). | Do. |
| Golden, village of (Adams County). | June 7, 1974. |
| Greenfield, city of (Green County). | Feb. 22, 1974. |
| Greenview, village of (Menard County). | Nov. 23, 1973. |
| Hammond, village of (Piatt County). | June 14, 1974. |
| Hampshire, village of (Kane County). | May 3, 1974. |
| Havana, city of (Mason County). | Apr. 5, 1974. |
| Heyworth, village of (Mclean County). | June 14, 1974 |
| Hinckley, village of (Dekalb County). | Mar. 1, 1974. |
| Hurst, village of (Williamson County). | Mar. 15, 1974 |
| Ina, village of (Jefferson County). | Aug. 16, 1974 |
| Indian Creek, village of (Lake County). | Aug. 23, 1974 |
| Jerseyville, city of (Jersey County). | June 7, 1974. |
| Johnston City, city of (Williamson County). | June 28, 1974 |
| Joppa, village of (Massac County). | Nov. 23, 1973. |
| Lacon, city of (Marshall County). | Nov. 30, 1973. |
| Lake Bluff, village of (Lake County). | Feb. 1, 1974. |
| Leaf River, village of (Ogle County). | Nov. 23, 1973. |
| Lebanon, city of (St. Clair County). | Nov. 16, 1973. |
| Lewistown, city of ---------- | Feb. 1, 1974. |
| Lexington, city of Mclean County). | June 28, 1974 |
| Lincolnwood, village of (Cook County). | June 21, 1974. |
| Makanda, village of (Jackson County). | Aug. 23, 1974 |
| Malta, village of (Dekalb County). | June 7, 1974. |
| Manlius, village of (Bureau County). | Mar. 8, 1974. |
| Marquette Heights, city of (Tazewell County). | Do. |
| Martinsville, city of (Clark County). | Nov. 23, 1973. |
| Maunie, village of (White County). | Jan. 9, 1974. |
| Mill Shoals, village of (White County). | July 19, 1974. |

*Illinois*—Continued

| | | |
|---|---|---|
| Momence, city of (Kankakee County). | Jan. 9, 1974. | |
| Montrose, village of (Effingham County). | Aug. 23, 1974. | |
| Moweaqua, village of ( ' 'by County). | June 7, 1974. | |
| Nebo, village of (Pike County). | Dec. 28, 1973. | |
| New Athens, village of (St Clair County). | Mar. 22, 1974. | |
| New Baden, village of (Clinton County). | May 24, 1974. | |
| New Canton, Town of (Pike County). | Aug. 16, 1974. | |
| New Haven, village of (Gallatin County ). | Jan. 13, 1974. | |
| Newton, City of (Jasper County). | Dec. 17, 1973. | |
| Niantic, village of Macon County). | Mar. 1, 1974. | |
| Nokomis, city of (Montgomery County). | Mar. 29, 1974. | |
| Old Mill Creek, village of (Lake County). | Aug. 30, 1974. | |
| Oneida, city of (Knox County). | June 7, 1974. | |
| Orangeville, village of Stephenson County). | Aug. 16, 1974. | |
| Palestine, town of (Crawford County). | Nov. 23, 1973. | |
| Pana, city of (Christian County). | Aug. 9, 1974. | |
| Paris, city of (Edgar County). | May 3, 1974. | |
| Park City, village of (Lake County). | Mar. 1, 1974. | |
| Paw Paw, village of (Lee County). | June 14, 1974. | |
| Pearl, village of (Pike County). | Dec. 28, 1973. | |
| Pecatonica, village of (Winnebago County). | Apr. 5, 1974. | |
| Petersburg, city of (Menard County). | Dec. 7, 1973. | |
| Phoenix, village of (Cook County). | Apr. 12, 1974. | |
| Pittsfield, city of (Pike County). | June 7, 1974. | |
| Pleasant Plains, village of Sangamon County). | Mar. 22, 1974. | |
| Pontoosuc, village of (Hancock County). | Jan. 16, 1974. | |
| Potomac, village of Vermillion County). | Mar. 22, 1974. | |
| Rantoul, village of (Champaign County). | Apr. 12, 1974. | |
| Ridott, village of (Stephenson County). | Dec. 17, 1973. | |
| Riverton, village of (Sangamon County). | Nov. 16, 1973. | |
| Riverwoods, village of (Lake County). | Mar. 1, 1974. | |
| Rushville, city of (Schuyler County). | Do. | |
| Sheridan, village of (Lasalle County). | Apr. 12, 1974. | |
| Silvis, city of (Rock Island County). | May 21, 1974. | |
| Smithton, village of (St. Clair County). | Mar. 29, 1974. | |
| South Chicago Heights, village of (Cook County). | Apr. 12, 1974. | |
| South Jacksonville, city of (Morgan County). | Mar. 29, 1974. | |
| Sparland, village of (Marshall County). | Nov. 23, 1973. | |
| Springfield, city of (Sangamon County). | June 7, 1974. | |
| St. Francisville, village of (Lawrence County). | Mar. 29, 1974. | |
| Stonefort, village of (Saline County). | Aug. 30, 1974. | |
| Summerfield, village of (St. Clair County). | May 3, 1974. | |
| Sumner, city of (Lawrence County). | Mar. 1, 1974. | |
| Tallula, village of (Menard County). | Mar. 29, 1974. | |
| Tamms, village of (Alexander County). | May 10, 1974. | |
| Teutopolis, village of (Effingham County). | Feb. 22, 1974. | |
| Thayer, village of Sangamon County). | Mar. 22, 1974. | |
| Thebes, village of (Alexander County). | Aug. 30, 1974. | |
| Toulon, city of (Stark County). | Apr. 31, 1974. | |
| Tuscola, city of (Douglas County). | Nov. 30, 1973. | |
| Valley City, village of (Pike County). | Dec. 17, 1973. | |
| Verona, village of (Grundy County). | May 3, 1974. | |
| Virginia, city of (Cass County). | Apr. 5, 1974. | |
| Waltonville, village of (Jefferson County). | Aug. 23, 1974. | |
| Wamac, city of (Clinton County). | June 28, 1974. | |
| Warrenville, city of (Dupage County). | May 24, 1974. | |
| Westville, village of (Vermilion County). | June 28, 1974. | |
| Wheeler, village of (Jasper County). | Feb. 22, 1974. | |
| White Hall, city of (Greene County). | Apr. 5, 1974. | |
| Yates City, village of (Knox County). | June 14, 1974. | |
| Total ---------- | 134 | |

*Indiana*

| | | |
|---|---|---|
| Albion, town of (Noble County). | June 7, 1974. | |
| Alton, town of (Crawford County). | Jan. 23, 1974. | |
| Andrews, town of (Huntington County). | June 7, 1974. | |
| Arcadia, town of (Hamilton County). | Feb. 1, 1974. | |
| Austin, city of (Scott County). | Nov. 23, 1973. | |
| Battle Ground, city of (Tippecanoe County). | May 24, 1974. | |
| Bicknell, town of (Knox County). | May 17, 1974. | |
| Bloomfield, town of (Greene County). | Nov. 23, 1973. | |
| Boonville, city of (Warrick County). | Dec. 28, 1973. | |
| Brooklyn, town of (Morgan County). | Dec. 7, 1973. | |
| Brownsburg, town of (Hendricks County). | Nov. 23, 1973. | |
| Brownstown, town of (Jackson County). | Do. | |
| Burlington, town of (Carroll County). | Do. | |
| Camden, town of (Carroll County). | Do. | |
| Carmel, city of (Hamilton County). | Aug. 9, 1974. | |
| Cayuga, town of (Vermillion County). | May 31, 1974. | |
| Cedar Grove, town of (Franklin County). | Dec. 7, 1973. | |
| Chandler, town of (Warrick County). | Jan. 9, 1974. | |
| Charlestown, city of (Clark County). | April 12, 1974. | |
| Churubusco, town of (Whitley County). | May 31, 1974. | |
| Converse, town of (Miami County). | May 17, 1974. | |
| Denver, town of (Miami County). | Feb. 1, 1974. | |
| Eaton, town of (Delaware County). | Nov. 23, 1973. | |
| Edwardsport, town of (Knox County). | Do. | |
| English, town of (Crawford County). | April 12, 1974. | |
| Fountain City, city of (Way County). | May 10, 1974. | |
| French Lick, town of (Orange County). | Feb. 1, 1974. | |
| Gosport, town of (Owen County). | Nov. 23, 1973. | |
| Hamlet, city of (Stark County). | June 21, 1974. | |
| Hartford City, city of (Blackford County). | Nov. 23, 1973. | |
| Hazleton, town of (Gibson County). | Do. | |
| Hillsboro, town of, (Fountain County). | Feb. 1, 1974. | |
| Hudson, town of (Steuben County). | July 19, 1974. | |
| Huntington, city of (Huntington County). | June 7, 1974. | |
| Judson, town of (Parke County). | Dec. 17, 1973. | |
| Kentland, town of (Newton County). | May 24, 1974. | |
| Knightstown, town of (Henry County). | Nov. 30, 1973. | |
| Ladoga, town of (Montgomery County). | May 24, 1974. | |
| Lagro, town of (Wabash County). | Do. | |
| Leavenworth, town of (Crawford County). | Nov. 30, 1973. | |
| Marengo, town of (Crawford County). | Feb. 1, 1974. | |
| Mecca, town of (Parke (County). | Jan. 23, 1974. | |
| Medora, town of (Jackson County). | Nov. 23, 1973. | |
| Milltown, town of (Crawford & Harrison). | Nov. 30, 1973. | |
| New Palestine, town of (Hancock County). | Do. | |
| New Whiteland, town of (Johnson County). | Jan. 16, 1974. | |
| Newberry, town of (Greene County). | Feb. 1, 1974. | |
| Newport, town of (Vermillion County). | May 31, 1974. | |
| Oakland City, city of (Gibson County). | May 10, 1974. | |
| Ogden Dunes, town of (Porter County). | May 31, 1974. | |
| Orland, town of (Steuben County). | Do. | |
| Orleans, town of (Orange County). | Do. | |
| Osceola, town of (St. Joseph County). | Dec. 17, 1973. | |
| Paoli, town of (Orange County). | Nov. 23, 1973. | |
| Paragon, town of (Morgan County). | Feb. 1, 1974. | |
| Patoka, town of (Gibson County). | Nov. 23, 1973. | |
| Pennville, town of (Wayne County). | Feb. 1, 1974. | |
| Perrysville, town (Vermillion County). | Nov. 23, 1973. | |
| Plainfield, town of (Hendricks County). | Feb. 1, 1974. | |
| Portage, city of (Porter County). | July 26, 1974. | |
| Remington, town of (Jasper County). | May 31, 1974. | |
| Ridgeville, town of (Randolph County). | Nov. 30, 1973. | |
| Riley, town of (Vigo County). | Feb. 1, 1974. | |
| Roachdale, town of (Putnam County). | July 19, 1974. | |
| Roann, town of (Wabash County). | Dec. 7, 1973. | |
| Roanoke, town of (Huntington County). | Dec. 28, 1973. | |
| Rochester, city of (Fulton County). | Feb. 15, 1974. | |
| Rosedale, town of (Parke County). | Nov. 30, 1973. | |
| Schneider, town of (Lake County). | Dec. 17, 1973. | |





*Indiana*—Continued

| | | |
|---|---|---|
| Sellersburg, town of (Clark County). | Nov. 23, 1973. | |
| South Whitley, town of (Whitley County). | Dec. 21, 1973. | |
| Spencerville, town of (De Kalb County). | Feb. 15, 1974. | |
| Spring Lake Park, town of (Hancock County). | Feb. 1, 1974. | |
| Springport, town of (Henry County). | Do. | |
| St. Paul, town of (Morgan County). | Do. | |
| Stinesville, town of (Monroe County). | Do. | |
| Sulphur Springs, town of (Henry County). | Do. | |
| Tennyson, town of (Warrick County). | Do. | |
| Tipton, city of (Tipton County). | Dec. 28, 1973. | |
| Troy, town of (Perry County). | May 31, 1974. | |
| Universal, town of (Vermillion County). | Feb. 1, 1974. | |
| Vera Cruz, town of (Wells County). | Dec. 7, 1973. | |
| Wabash, city of (Wabash County). | June 7, 1974. | |
| Waynetown, town of (Montgomery County). | May 31, 1974. | |
| West Baden Springs, town of (Orange County). | Dec. 28, 1973. | |
| Westfield, town of (Hamilton County). | Feb. 1, 1974. | |
| Whitestown, town of (Boone County). | Apr. 12, 1974. | |
| Williamsport, town of (Warren County). | Dec. 17, 1973. | |
| Winona Lake, town of (Kosciusko County). | May 3, 1974. | |
| Winslow, town of (Pike County). | Dec. 17, 1973. | |
| Total ---------- | 90 | |

*Iowa*

| | | |
|---|---|---|
| Alden, town of (Hardin County). | June 21, 1974. | |
| Anthon, town of (Woodbury County). | Jan. 23, 1974. | |
| Belmond, city of (Wright County). | May 3, 1974. | |
| Bonaparte, city of (Van Buren County). | Jan. 9, 1974. | |
| Bronson, town of (Woodbury County). | Aug. 30, 1974. | |
| Cascade, city of (Dubuque & Jones County). | Dec. 17, 1973. | |
| Clear Lake, city of (Cerro Gordo County). | May 24, 1974. | |
| Columbus Junction, city of (Louisa County). | Jan. 9, 1974. | |
| Danbury, city of (Woodbury County). | Do. | |
| Danville, town of (Des Moines County). | June 28, 1974. | |
| Deloit, town of (Crawford County). | Aug. 30, 1974. | |
| Donnellson, town of (Lee County). | May 10, 1974. | |
| Dow City, town of (Crawford County). | May 31, 1974. | |
| Dows, town of (Franklin & Wright County). | June 21, 1974. | |
| Eddyville, town of (Wapello & Mahaska & Monroe County). | June 28, 1974. | |
| Eldon, town of (Wapello County). | Dec. 17, 1973. | |
| Fredericksburg, town of (Chickasaw County). | May 3, 1974. | |
| Gowrie, town of (Webster County). | June 28, 1974. | |
| Granger, town of (Dallas County). | Mar. 22, 1974. | |
| Hamburg, city of (Fremont County). | June 14, 1974. | |
| Hancock, town of (Pottawattamie County). | Aug. 30, 1974. | |
| Hills City, city of (Johnson County). | Dec. 28, 1973. | |
| Indianola, city of (Warren County). | June 7, 1974. | |
| Janesville, town of (Black Hawk & Bremer County). | Dec. 28, 1973. | |
| Kellogg, town of (Jasper County). | June 21, 1974. | |
| Lawton, city of (Woodbury County). | Aug. 16, 1974. | |
| Le Mars, city of (Plymouth County). | Jan. 16, 1974. | |
| Linn Grove, town of (Buena Vista County). | Aug. 16, 1974. | |
| Littleport, town of (Clayton County). | Aug. 23, 1974. | |
| Lowden, city of (Cedar County). | June 28, 1974. | |
| Maquoketa, city of (Jackson County). | Do. | |
| Montrose, town of (Lee County). | Jan. 23, 1974. | |
| New Albin, town of (Allamakee County). | May 17, 1974. | |
| Oelwein, city of (Fayette County). | July 26, 1974. | |
| Olin, town of (Jones County). | Aug. 30, 1974. | |
| Oxford, town of (Johnson County). | May 10, 1974. | |
| Sac City, city of (Sac County). | Dec. 28, 1973. | |
| Sheffield, town of (Franklin County). | June 28, 1974. | |
| Shenandoah, city of (Page County). | June 28, 1974. | |
| Sigourney, city of (Keokuk County). | Mar. 15, 1974. | |
| Sloan, town of (Woodbury County). | May 24, 1974. | |
| Spirit Lake, city of (Dickinson County). | May 31, 1974. | |
| St. Olaf, town of (Clayton County). | Aug. 30, 1974. | |
| Stanwood, town of (Cedar County). | Aug. 9, 1974. | |
| Sumner, city of (Bremer County). | May 3, 1974. | |
| Tama, city of (Tama County). | June 28, 1974. | |
| Wapello, city of (Louisa County). | Jan. 16, 1974. | |
| Waukon, city of (Allamakee County). | Mar. 22, 1974. | |
| West Branch, city of (Cedar County). | Mar. 1, 1974. | |
| What Cheer, city of (Keokuk County). | Jan. 9, 1974. | |
| Wheatland, town of (Clinton County). | June 28, 1974. | |
| Zearing, town of (Story County). | July 19, 1974. | |
| Total ---------- | 52 | |

*Kansas*

| | | |
|---|---|---|
| Alma, city of (Wabaunsee County). | Mar. 8, 1974. | |
| Andale, city of (Sedgwick County). | Aug. 16, 1974. | |
| Anthony, city of (Harper County). | June 28, 1974. | |
| Ashland, city of (Clark County). | May 17, 1974. | |
| Basehor, city of (Leavenworth County). | Apr. 12, 1974. | |
| Baxter Springs, city of (Cherokee County). | May 24, 1974. | |
| Belleville, city of (Republic County). | Feb. 15, 1974. | |
| Burrton, city of (Harvey County). | Mar. 15, 1974. | |
| Caney, city of (Montgomery County). | Feb. 15, 1974. | |
| Carbondale, city of (Osage County). | May 24, 1974. | |
| Columbus, city of (Cherokee County). | Mar. 1, 1974. | |
| Concordia, city of (Cloud County). | Dec. 28, 1973. | |
| Countryside, city of (Johnson County). | Aug. 23, 1974. | |
| Delia, city of (Jackson County). | Aug. 30, 1974. | |
| Edgerton, city of (Johnson County). | Mar. 8, 1974. | |
| Elkhart, city of (Morton County). | May 24, 1974. | |
| Eureka, city of (Greenwood County). | Apr. 12, 1974. | |
| Frankfort, city of (Marshall County). | Jan. 23, 1974. | |
| Garnett, city of (Anderson County). | Feb. 8, 1974. | |
| Grandview Plaza, city of (Geary County). | Feb. 1, 1974. | |
| Holton, city of (Jackson County). | Feb. 22, 1974. | |
| La Cygne, city of (Linn County). | Mar. 15, 1974. | |
| Lansing, city of (Leavenworth County). | Aug. 23, 1974. | |
| Leroy, city of (Coffey County). | Dec. 28, 1973. | |
| Lincoln Center, city of (Lincoln County). | Mar. 8, 1974. | |
| Logan, City of (Phillips County). | July 19, 1974. | |
| Louisburg, city of (Miami County). | Mar. 1, 1974. | |
| Madison, city of (Greenwood County). | July 19, 1974. | |
| Marquette, city of (McPherson County). | Dec. 17, 1973. | |
| Minneola, city of (Clark County). | June 21, 1974. | |
| Moline, city of (Elk County) | Feb. 22, 1974. | |
| Mound City, city of (Linn County). | Mar. 1, 1974. | |
| Nortonville, city of (Jefferson County). | Do. | |
| Osborne, city of (Osborne County). | Mar. 15, 1974. | |
| Oskaloosa, city of (Jefferson County). | May 24, 1974. | |
| Pawnee Rock, city of (Barton County). | Jan. 10, 1974. | |
| Pomona, city of (Franklin County). | Feb. 8, 1974. | |
| Riley, city of (Riley County) | Feb. 15, 1974. | |
| Rofland Park, city of (Johnson County). | May 31, 1974. | |
| Rossville, city of (Shawnee County). | Jan. 9, 1974. | |
| Russell, city of (Russell County). | Feb. 8, 1974. | |
| Smith Center, city of (Smith County). | June 28, 1974. | |
| Stockton, city of (Cook County). | June 21, 1974. | |
| Westmoreland, city of (Pottawatomie County). | Mar. 8, 1974. | |
| Willard, city of (Shawnee County). | Aug. 16, 1974. | |
| Total ---------- | 45 | |

*Kentucky*

| | | |
|---|---|---|
| Allen, town of (Floyd County). | Jan. 23, 1974. | |
| Arlington, town of (Carlisle County). | May 17, 1974. | |
| Bardstown, city of (Nelson County). | May 31, 1974. | |
| Bardwell, town of (Carlisle County). | May 17, 1974. | |
| Berry, town of (Harrison County). | Aug. 16, 1974. | |
| Bloomfield, city of (Nelson County). | May 10, 1974. | |



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*Kentucky*—Continued

| | | |
|---|---|---|
| Booneville, city of (Owsley County). | Feb. 1, 1974. |
| Bradfordsville, city of (Marion County). | May 10, 1974. |
| Brodhead, city of (Rock Castle County). | May 17, 1974. |
| Burgin, city of (Mercer County). | May 10, 1974. |
| Burkesville, city of (Cumberland County). | Feb. 17, 1974. |
| Calhoun, town of (McLean County). | Feb. 1, 1974. |
| Campbellsville, city of (Taylor County). | May 24, 1974. |
| Catlettsburg, town of (Boyd County). | May 3, 1974. |
| Central City, city of (Muhlenberg County). | Feb. 1, 1974. |
| Clay, city of (Webster County). | Do. |
| Clinton, town of (Hickman County). | May 17, 1974. |
| Corbin, city of (Whitley County). | June 14, 1974. |
| Crab Orchard, town of (Lincoln County). | Do. |
| Danville, city of (Boyle County). | May 31, 1974. |
| Dover, town of (Mason County). | Aug. 2, 1974. |
| Falmouth, city of (Pendleton County). | May 24, 1974. |
| Flemingsburg, town of (Fleming County). | June 7, 1974. |
| Florence, town of (Boone County). | Feb. 1, 1974. |
| Fort Thomas, city of (Campbell County). | Jan. 25, 1974. |
| Ghent, town of (Carroll County). | Jan. 16, 1974. |
| Glencoe, city of (Gallatin County). | Feb. 1, 1974. |
| Greenup, town of (Greenup County). | Jan. 23, 1974. |
| Hardin, city of (Marshall County). | June 14, 1974. |
| Hardin, town of, Marshall County). | May 10, 1974. |
| Harrodsburg, city of (Mercer County). | Do. |
| Hazel, town of (Calloway County). | Aug. 9, 1974. |
| Hickman, city of Fulton County). | June 28, 1974. |
| Hodgenville, town of (Larue County). | May 17, 1974. |
| Hustonville, town of (Lincoln County). | Aug. 2, 1974. |
| Hyden, city of (Leslie County). | May 24, 1974. |
| Jamestown, city of (Russell County). | May 10, 1974. |
| Jenkins, city of (Letcher County). | June 7, 1974. |
| Lawrenceburg, city of (Anderson County). | Aug. 16, 1974. |
| Lebanon Junction, city of (Bullitt County). | Mar. 15, 1974. |
| Leitchfield, town of (Grayson County). | May 10, 1974. |
| Livingston, city of (Rock Castle County). | Aug. 2, 1974. |
| Manchester, city of (Clay County). | Feb. 1. 1974. |
| Martin, town of (Floyd County). | May 24, 1974. |
| Millersburg, city of (Bourbon County). | May 10, 1974. |
| Morganfield, town of (Union County). | May 17, 1974. |
| Morgantown, town of (Butler County). | Feb. 1. 1974. |
| Mortons Gap, town of (Hopkins County). | May 17, 1974. |
| Neon, town of (Letcher County). | May 24, 1974. |
| Petersburg, town of (Boone County). | Jan. 23, 1974 |
| Prestonville, town of (Carroll County). | Aug. 16, 1974. |
| Raceland, town of (Greenup County). | Feb. 8. 1974. |
| Rochester, town of (Butler County). | Feb. 1, 1974. |
| Rockport, town of (Ohio County). | Do. |
| Sanders, town of (Carroll County). | Jan. 23, 1974. |
| Shepherdsville, city of (Bullitt County). | May 24, 1974. |
| Slaughters, city of (Webster County). | Aug. 16, 1974. |
| Smithland, town of (Livingston County). | Feb. 1, 1974. |
| South Shore, town of (Greenup County). | Do. |
| Sparta, city of (Gallatin County). | Do. |
| Taylorsville, town of (Spencer County). | Do. |
| Uniontown, town of (Union County). | May 17, 1974. |
| Vancesburg, town of (Lewis County). | Feb. 1, 1974. |
| Vicco, city of (Perry County) | May 10, 1974. |
| Vine Grove, city of (Hardin County). | May 17, 1974. |
| Visalia, city of (Kenton County). | Jan. 23, 1974. |
| Warsaw, city of (Gallatin County). | Feb. 1, 1974. |
| Wayland, town of (Floyd County). | Aug. 23, 1974. |
| Wheat Croft, town of (Webster County). | Feb. 15, 1974. |
| Winston Park, town of (Kenton County). | Jan. 23, 1974. |
| Woodbury, town of (Butler County). | Feb. 1, 1974. |
| Worthville, town of (Carroll County). | Jan. 23, 1974. |
| Total ---------- | 72 |

*Louisiana*

| | |
|---|---|
| Albany, village of (Livingston Parish). | Apr. 12, 1974. |
| Basile, town of (Evangeline Parish). | May 24, 1974. |
| Benton, town of (Bossier Parish). | June 14, 1974. |
| Boyce, town of (Rapides Parish). | Apr. 5, 1974. |
| Clarence, village of (Natchitoches Parish). | Mar. 1, 1974. |
| Doyline, village of (Webster Parish). | Apr. 5, 1974. |
| Duson, town of (Lafayette Parish). | Do. |
| Grand Coteau, town of (St. Landry Parish). | Dec. 7, 1973. |
| Kinder, town of (Allen Parish). | Apr. 5, 1974. |
| Mermentau, town of (Acadia Parish). | Nov. 23, 1973. |
| Morse, town of (Acadia Parish). | Do. |
| Oberlin, city of (Allen Parish). | June 21, 1974. |
| Pearl River, town of (St. Tammany Parish). | May 24, 1974. |
| Ringgold, town of (Bienville Parish). | May 3, 1974. |
| Robeline, village of (Natchitoches Parish). | Apr. 12, 1973. |
| Roseland, town of (Tangipahoa Parish). | Oct. 26, 1973. |
| Scott, town of (Lafayette Parish). | June 28, 1974. |
| Sicily Island, village of (Catahoula Parish). | Dec. 28, 1973. |
| Springfield, town of (Livingston Parish). | Aug. 23, 1974. |
| Sterlington, town of (Ouachita Parish). | Dec. 17, 1973. |
| Sun, village of (St. Tammany Parish). | Aug. 30, 1974. |
| Tickfaw, village of (Tangipahoa Parish). | Do. |
| Turkey Creek, village of (Evangeline Parish). | Do. |
| Ville Platte, town of (Evangeline Parish). | May 17, 1974. |
| Westlake, town of (Calcasieu Parish). | Do. |
| Total ---------- | 25 |

*Maine*

| | |
|---|---|
| Beals, town of (Washington County). | Aug. 16, 1974. |
| Berwick, town of (York County). | Aug. 9, 1974. |
| Blaine, town of (Aroostock County). | Aug. 2, 1974. |
| Buckfield, town of (Oxford County). | Do. |
| Burnham, town of (Waldo County). | July 26, 1974. |
| Buxton, town of (York County). | Apr. 5, 1974. |
| Cornish, town of (York County). | May 28, 1974. |
| Dayton, town of (York County). | June 28, 1974. |
| Dexter, town of (Penobscot County). | Mar. 15, 1974. |
| Grand Isle, town of (Aroostock County). | Aug. 2, 1974. |
| Limington, town of (York County). | May 31, 1974. |
| Minot, town of (Androscoggin County). | Feb. 1, 1974. |
| Parsonfield, town of (York County). | June 28, 1974. |
| Phillips, town of (Franklin County). | June 14, 1974. |
| Poland, town of (Androscoggin County). | Feb. 22, 1974. |
| Sabattus, town of (Androscoggin County). | May 31, 1974. |
| Strong, town of (Franklin County). | June 14, 1974. |
| Whitefield, town of (Lincoln County). | July 28, 1974 |
| Total ---------- | 18 |

*Maryland*

| | |
|---|---|
| Centreville, town of (Queen Annes County). | July 26, 1974. |
| Church Hill, town of (Queen Annes County). | Aug. 16, 1974. |
| Hancock, town of (Washington County). | Aug. 9, 1974. |
| Queen Anne, town of (Queen Annes County). | Do. |
| Sharptown, town of (Wicomico County). | Do. |
| Total ---------- | 5 |

*Massachusetts*

| | |
|---|---|
| Amesbury, town of (Essex County). | June 14, 1974. |
| Ashfield, town of (Franklin County). | June 28, 1974. |
| Avon, town of (Norfolk County). | June 21, 1974. |
| Barre, town of (Worcester County). | May 17, 1974. |
| Blandford, town of (Hampden County). | July 26, 1974. |
| Boxford, town of (Essex County). | Aug. 30, 1974. |
| Boylston, town of (Worcester County). | Aug. 23, 1974. |
| Bridgewater, town of (Plymouth County). | July 19, 1974. |
| Brimfield, town of (Hampden County). | Do. |





*Massachusetts*—Continued

| | |
|---|---|
| Brookfield, town of (Worcester County). | May 3, 1974. |
| Carlisle, town of (Middlesex County). | Aug. 16, 1974. |
| Chester, town of (Hampden County). | July 19, 1974. |
| Chesterfield, town of (Hampshire County). | Aug. 30, 1974. |
| Clarksburg, town of (Berkshire County). | July 26, 1974. |
| Clinton, town of (Worcester County). | Aug. 9, 1974. |
| Colrain, town of (Franklin County). | July 26, 1974. |
| Conway, town of (Franklin County). | Aug. 2, 1974. |
| East Brookfield, town of (Worcester County). | June 7, 1974. |
| East Hampton, town of (Hampshire County). | June 21, 1974. |
| Erving, town of (Franklin County). | June 28, 1974. |
| Freetown, town of (Bristol County). | Aug. 2, 1974. |
| Gill, town of (Franklin County). | Mar. 15, 1974. |
| Granville, town of (Hampden County). | Aug. 30, 1974. |
| Halifax, town of (Plymouth County). | July 26, 1974. |
| Hancock, town of (Berkshire County). | June 28, 1974. |
| Holliston, town of (Middlesex County). | Aug. 2, 1974. |
| Hopkinton, town of (Middlesex County). | July 19, 1974. |
| Hudson, town of (Middlesex County). | July 26, 1974. |
| Leverett, town of (Franklin County). | June 28, 1974. |
| Maynard, town of (Middlesex County). | July 26, 1974. |
| Medway, town of (Norfolk County). | Aug. 9, 1974. |
| Mileford, town of (Worcester County). | July 26, 1974. |
| Millis, town of (Norfolk County). | July 19, 1974. |
| North Brookfield, town of (Worcester County). | June 21, 1974. |
| Northfield, town of (Franklin County). | Aug. 9, 1974. |
| Oakham, town of (Worcester County). | Aug. 2, 1974. |
| Paxton, Town of (Worcester County). | July 26, 1974. |
| Pelham, town of (Hampshire County). | June 28, 1974 |
| Phillipston, town of Worcester County). | Aug. 9, 1974. |
| Princeton, town of (Worcester County). | Aug. 30, 1974. |
| Rochester, town of (Plymouth County). | July 19, 1974. |
| Rowley, town of (Essex County). | July 26, 1974. |
| Russell, town of (Hampden County). | June 28, 1974. |
| Shirley, town of (Middlesex County). | Do. |
| Southborough, town of (Worcester County). | Aug. 2, 1974. |
| Stoneham, town of (Middlesex County). | Do. |
| Templeton, town of (Worcester County). | Do. |
| Upton, town of (Worcester County). | Aug. 16, 1974. |
| West Boylston, Town of (Worcester County). | July 26, 1974. |
| Weston, town of (Middlesex County). | Do. |
| Wilbraham, town of (Hampden County). | May 17, 1974. |
| Winchedon, town of (Worcester County). | Aug. 23, 1974. |
| Winchester, town of (Middlesex County). | July 19, 1974. |
| Total ---------- | 53 |

*Michigan*

| | |
|---|---|
| Almont, village of (Lapeer County). | May 10, 1974. |
| Ash, township of (Monroe County). | June 14, 1974 |
| Bedford, township of (Monroe County). | Feb. 15, 1974. |
| Clyde, township of (St. Clair County). | July 26, 1974. |
| Delhi Chapter, township of (Ingham County). | Do. |
| Dowagiac, city of (Cass County). | June 28, 1974 |
| Flat Rock, city of (Wayne County). | May 17, 1974. |
| Frankenmuth, city of (Saginaw County). | Jan. 23, 1974. |
| Ida, township of (Monroe County). | June 21, 1974 |
| Manchester, village of (Washtenaw County). | Feb. 22, 1974. |
| Memphis, village of (St. Clair County). | May 17, 1974. |
| Milan, Township of (Monroe County). | May 24, 1974. |
| Olivet, city of (Eaton County). | May 17, 1974. |
| Parchment, city of (Kalamazoo County). | May 10, 1974. |
| Plymouth, city of (Wayne County). | May 17, 1974. |
| Plymouth, township of (Wayne County). | Aug. 9, 1974. |
| Raisinville, township of (Monroe County). | Feb. 5, 1974. |
| Riverview, city of (Wayne County). | May 3, 1974. |
| South Rockwood, village of (Monroe County). | Feb. 1, 1974. |
| Springfield, city of (Calhoun County). | June 28, 1974 |
| Sumpter, township of (Wayne County). | Do. |
| Traverse, city of (Grand Traverse County). | May 24, 1974. |
| Weesaw, township of (Berrien County). | June 28, 1974 |
| Total ---------- | 23 |

*Minnesota*

| | |
|---|---|
| Arlington, city of (Sibley County). | May 17, 1974. |
| Aurora, city of (St. Louis County). | Apr. 5, 1974. |
| Avon, city of Stearns County). | Mar. 29, 1974. |
| Barnum, city of (Carlton County). | Aug. 23, 1974. |
| Big Falls, city of (Koochiching County). | Aug. 30, 1974. |
| Bluffton, city of (Otter Tail County). | Aug. 9, 1974. |
| Branch, city of (Chisago County). | Aug. 30, 1974. |
| Brooks, city of (Red Lake County). | Aug. 9, 1974. |
| Brownton, city of (Mcleod County). | May 3, 1974. |
| Buckman, city of (Morrison County). | Aug. 9, 1974. |
| Campbell, city of (Wilkin County). | Aug. 2, 1974. |
| Chandler, city of (Murray County). | Aug. 9, 1974. |
| Chokio, city of (Stevens County). | May 3, 1974. |
| Clinton, city of (Big Stone County). | May 17, 1974. |
| Clontarf, city of (Swift County). | July 19, 1974. |
| Cohasset, city of (Itasca County). | May 31, 1974. |
| Corcoran, city of (Hennepin County). | June 7, 1974. |
| Cosmos, city of (Meeker County). | May 17, 1974. |
| Courtland, city of (Nicollet County). | July 19, 1974. |
| Cromwell, city of (Carlton County). | Aug. 30, 1974. |
| Currie, city of (Murray County). | Aug. 2, 1974. |
| Cyrus, city of (Pope County). | Aug. 9, 1974. |
| Danvers, city of (Swift County). | Do. |
| Deer Creek, city of (Otter Tail County). | Aug. 16, 1974. |
| Degraff, city of (Swift County). | Aug. 9, 1974. |
| Delavan, city of (Faribault County). | Aug. 16, 1974. |
| Eden Valley, city of (Stearns County). | May 3, 1974. |
| Ellsworth, city of (Nobles County). | Do. |
| Elmdale, city of (Morrison County). | Aug. 9, 1974. |
| Elmore, city of (Faribault County). | May 14, 1974. |
| Erhard, city of (Otter Tail County). | Aug. 9, 1974. |
| Eveleth, city of (St. Louis County). | June 7, 1974. |
| Eyota, city of (Olmstead County). | Apr. 12, 1974. |
| Fairfax, city of (Renville County). | Mar. 29, 1974. |
| Fairmont, city of (Martin County). | June 7, 1974. |
| Fisher, city of (Polk County). | Aug. 2, 1974. |
| Foreston, city of (Mille Lacs County). | Do. |
| Ghent, city of (Lyon County). | Do. |
| Gibbon, city of (Sibley County). | June 21, 1974. |
| Glyndon, city of (Clay County). | May 17, 1974. |
| Goodhue, city of (Goodhue County). | May 24, 1974. |
| Graceville, city of (Big Stone County). | May 17, 1974. |
| Granada, city of (Martin County). | Aug. 2, 1974. |
| Greenwald, city of (Stearns County). | Aug. 23, 1974. |
| Henning, city of (Otter Tail County). | May 3, 1974. |
| Heron Lake, city of (Jackson County). | May 24, 1974. |
| Hewitt, city of (Todd County). | Aug. 9, 1974. |
| Hills, city of (Rock County). | April 12, 1974. |
| Holdingford, city of (Stearns County). | May 17, 1974. |
| Holland, city of (Pipestone County). | Aug. 30, 1974. |
| Humboldt, city of (Kittson County). | Aug. 9, 1974. |
| Ihlen, city of (Pipestone County). | Aug. 2, 1974. |
| International Falls, city of (Koochiching County). | June 7, 1974. |
| Jenkins, city of (Crow Wing County). | Aug. 23, 1974. |
| Keewatin, city of (Itasca County). | May 3, 1974. |
| Kenyon, city of (Goodhue County). | May 24, 1974. |
| Kiester, city of (Faribault County). | May 10, 1974. |
| La Prairie, city of (Itasca County). | Aug. 23, 1974. |
| Madella, city of (Watonwan County). | April 12, 1974. |
| Madison, city of (Lac Qui Parle County). | Do. |
| Maple Plain, city of (Hennepin County). | May 3, 1974. |
| Marble, city of (Itasca County). | May 17, 1974. |
| Mayer, city of (Carver County). | Nov. 23, 1973. |
| Mazeppa, city of (Wabasha County). | July 19, 1974. |



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*Minnesota*—Continued

| | |
|---|---|
| Medford, city of (Steele County). | April 12, 1974. |
| Menahga, city of (Wadena County). | Do. |
| Mendota Heights, city of (Dakota County). | Nov. 23, 1973. |
| Mendota, city of (Dakota County). | Feb. 8, 1974. |
| Middle River, city of (Marshall County). | July 19, 1974. |
| Miesville, city of (Dakota County). | Do. |
| Millville, city of (Wabasha County). | Aug. 2, 1974. |
| Minnesota City, city of (Winona County). | Do. |
| Minnesota Lake, city of (Faribault County). | May 17, 1974. |
| Morristown, city of (Rice County). | Mar. 29, 1974. |
| Motley, city of (Morrison County). | Aug. 2, 1974. |
| Mountain Iron, village of (St. Louis County). | May 24, 1974. |
| Murdock, city of (Swift County). | Aug. 23, 1974. |
| New London, city of (Kandiyohi County). | Apr. 5, 1974. |
| New Richland, city of (Waseca County). | Apr. 12, 1974. |
| Nicollet, city of (Nicollet County). | Apr. 5, 1974. |
| Nisswa, city of (Crow Wing County). | Aug. 2, 1974. |
| North Branch, city of (Chisago County). | May 10, 1974. |
| Oak Park Heights, city of (Washington County). | Apr. 22, 1974. |
| Odessa, city of (Big Stone County). | Nov. 23, 1974. |
| Palisade, city of (Aitkin County). | Aug. 2, 1974. |
| Pease, city of (Mille Lacs County). | Do. |
| Peterson, city of (Filmore County). | Aug. 30, 1974. |
| Pillager, city of (Cass County). | July 19, 1974. |
| Plummer, city of (Red Lake County). | Aug. 23, 1974. |
| Prinsburg, city of (Kandiyohi County). | Do. |
| Quamba, city of (Kannabec County). | Aug. 9, 1974. |
| Randolph, city of (Dakota County). | July 19, 1974. |
| Ranier, city of (Koochiching County). | Aug. 9, 1974. |
| Ravenna, city of (Dakota County). | Feb. 25, 1974. |
| Richmond, city of (Stearns County). | Mar. 29, 1974. |
| Rollingstone, city of (Winona County). | Aug. 2, 1974. |
| Roscoe, city of (Stearns County). | Do. |
| Rosemont, city of (Dakota County). | June 7, 1974. |
| Rush City, city of (Chisago County). | May 10, 1974. |
| Ruthton, city of (Pipestone County). | Aug. 9, 1974. |
| Rutledge, city of (Pine County). | Do. |
| Sacred Heart, city of (Renville County). | May 3, 1974. |
| Scanlon, city of (Carlton County). | Nov. 2, 1974. |
| Sebeka, city of (Wadena County). | Apr. 12, 1974. |
| Spring Lake Park, city of (Anoka County). | May 10, 1974. |
| St. Bonifacius, City of (Hennepin County). | June 7, 1974. |
| St. Clair, city of (Blue Earth County). | Aug. 23, 1974. |
| St. Francis, city of (Anoka County). | June 28, 1974. |
| St. Stephen, city of (Stearns County). | Aug. 23, 1974. |
| Taunton, city of (Lyon County). | July 19, 1974. |
| Taylor Falls, city of (Chisago County). | May 24, 1974. |
| Thomson, city of (Carlton County). | Aug. 2, 1974. |
| Trosky, city of (Pipestone County). | Aug. 9, 1974. |
| Twin Lakes, city of (Freeborn County). | Aug. 2, 1974. |
| Tyler, city of (Lincoln County). | May 3, 1974. |
| Vermillion, city of (Itasco County). | Aug. 9, 1974. |
| Waldorf, city of (Waseca County). | Do. |
| Waltham, city of (Mower County). | Do. |
| Watkins, city of (Meeker County). | Apr. 12, 1974. |
| Welcome, city of (Martin County). | May 10, 1974. |
| Winston, city of (St. Louis County). | Aug. 2, 1974. |
| Wolverton, city of (Wilkin County). | Aug. 9, 1974. |
| Woodbury, city of (Washington County). | May 31, 1974. |
| Total ---------- | 125 |

*Mississippi*

| | |
|---|---|
| Braxton, village of (Simpson County). | July 19, 1974. |
| Crowder, town of (Quitman County). | June 7, 1974. |
| Duncan, town of (Bolivar County). | June 21, 1974. |
| Florence, town of (Rankin County). | Aug. 23, 1974. |
| Friars Point, town of (Coahoma County). | June 28, 1974. |
| Gattman, village of (Monroe County). | July 19, 1974. |
| Georgetown, town of (Copiah County). | Aug. 2, 1974. |
| Lake, town of (Scott County). | July 19, 1974. |
| Puckett, town of (Rankin County). | Aug. 23, 1974. |
| Ripley, city of (Tippah County). | June 7, 1974. |
| Sallis, village of (Attala County). | Aug. 9, 1974. |
| Schlater, town of (Leflore County). | Aug. 23, 1974. |
| Shubuta, town of (Clarke County). | June 7, 1974. |
| Walnut Grove, town of (Leake County). | June 28, 1974. |
| Winstonville, town of (Bolivar County). | July 19, 1974. |
| Total ---------- | 15 |

*Missouri*

| | |
|---|---|
| Albany, city of (Gentry County). | May 17, 1974. |
| Amazonia, town of (Andrew County). | Aug. 16, 1974. |
| Anderson, city of (McDonald County). | May 17, 1974. |
| Anniston, town of (Mississippi County). | May 3, 1974. |
| Arbyrd, town of (Dunklin County). | Aug. 30, 1974. |
| Archie, town of (Cass County). | June 7, 1974. |
| Ava, city of (Douglas County). | May 17, 1974. |
| Bel Nor, village of (St. Louis County). | Apr. 5, 1974. |
| Berger, city of (Franklin County). | Aug. 30, 1974. |
| Bland, city of (Gasconado County). | May 17, 1974. |
| Bloomfield, city of (Stoddard County). | Dec. 28, 1973. |
| Brunswick, town of (Charlton County). | Mar. 29, 1974. |
| Buckner, town of (Jackson County). | Dec. 28, 1973. |
| California, city of (Moniteau County). | Apr. 5, 1974. |
| Cameron, city of (Clinton and DeKalb Counties). | May 17, 1974. |
| Campbell, city of (Dunklin County). | Mar. 29, 1974. |
| Carl Junction, city of (Jasper County). | Feb. 8, 1947. |
| Carterville, town of (Jasper County). | Dec. 28, 1973. |
| Center, town of (Ralls County). | July 26, 1974. |
| Cole Camp, city of (Benton County). | June 14, 1974. |
| Conway, town of (Laclede County). | May 10, 1974. |
| Crane, city of (Stone County). | June 7, 1974. |
| Duniphan, city of (Ripley County). | Mar. 1, 1974. |
| Duenweg, city of (Jasper County). | May 3, 1974. |
| Edina, city of (Knox County). | Dec. 17, 1973. |
| Fisk, city of (Butler County). | Mar. 29, 1974. |
| Fulton, city of (Callaway County). | May 17, 1974. |
| Gainesville, town of (Ozark County). | Dec. 28, 1973. |
| Galena, city of (Stone County). | Aug. 30, 1974. |
| Glenaire, village of (Clay County). | June 14, 1974. |
| Granby, city of (Newton County). | Apr. 12, 1974. |
| Hanley Hills, town of (St. Louis County). | Aug. 2, 1974. |
| Hardin, city of (Ray County). | June 7, 1974. |
| Hartville, town of (Wright County). | June 28, 1974. |
| Harviell, town of (Butler County). | Aug. 30, 1974. |
| Hillsdale, village of (St. Louis County). | Apr. 5, 1974. |
| Hurley, town of (Stone County). | May 3, 1974. |
| Lamar, town of (Barton County). | Dec. 28, 1973. |
| Lincoln, town of (Benton County). | May 31, 1974. |
| Lutesville, city of (Bollinger County). | May 10, 1974. |
| Manchester, city of (St. Louis County). | Dec. 17, 1973. |
| Marble Hill, city of (Bollinger County). | May 10, 1974. |
| Marceline, city of (Linn County). | Mar. 29, 1974. |
| Marionville, city of (Lawrence County). | May 17, 1974. |
| Marlborough, village of (St. Louis County). | May 31, 1974. |
| Marston, city of (New Madrid County). | May 24, 1974. |
| Mary Ridge, village of (St. Louis County). | Apr. 5, 1974. |
| Missouri City, village of (Clay County). | Aug. 16, 1974. |
| Naylor, city of (Ripley County). | Mar. 1, 1974. |
| Nixa, city of (Christian County). | June 28, 1974. |
| Noel, town of (McDonald County). | May 24, 1974. |
| Norborne, city of (Carroll County). | Apr. 5, 1974. |
| Northmoor, town of (Platte County). | July 19, 1974. |
| Ozark, city of (Christian County). | Dec. 28, 1973. |





*Missouri*—Continued

| | |
|---|---|
| Palmyra, city of (Marion County). | Mar. 29, 1974. |
| Puxico, town of (Stoddard County). | Mar. 8, 1974. |
| Riverview, city of (St. Louis County). | June 28, 1974. |
| Saginaw, town of (Newton County). | Aug. 30, 1974. |
| Scott City, city of (Scott County). | Apr. 12, 1974. |
| Shoal Creek Drive, town of (Newton County). | Aug. 16, 1974. |
| Sibley, village of (Jackson County). | Aug. 30, 1974. |
| St. Clair, town of (Franklin County). | Apr. 12, 1974. |
| Strasburg, city of (Cass County). | Aug. 16, 1974. |
| Versailles, city of (Morgan County). | Apr. 5, 1974. |
| Warrensburg, city of (Johnson County). | Dec. 17, 1973. |
| Warsaw, city of (Benton County). | Mar. 29, 1974. |
| Windsor, city of (Henry County). | Apr. 5, 1974. |
| Total ---------- | 67 |

*Montana*

| | |
|---|---|
| Baker, city of (Fallon County). | Mar. 15, 1974. |
| Big Sandy, town of (Chouteau County). | Mar. 29, 1974. |
| Broadus, town of (Powder River County). | Aug. 23, 1974. |
| Darby, town of (Ravalli County). | Jan. 9, 1974. |
| Ennis, town of (Madison County). | Mar. 15, 1974. |
| Fairview, town of (Richland County). | Aug. 16, 1974. |
| Forsyth, city of (Rosebud County). | Mar. 8, 1974. |
| Fort Benton, city of (Chouteau County). | May 10, 1974. |
| Glasgow, city of (Valley County). | Jan. 9, 1974. |
| Hot Springs, town of (Sanders County. | June 7, 1974. |
| Kalispell, city of (Flathead County). | Feb. 15, 1974. |

*Montana*

| | |
|---|---|
| Plains, town of (Sanders County). | Mar. 22, 1974. |
| Rosebud County---------- | Aug. 2, 1974. |
| Stanford, town of (Judith Basin County). | June 28, 1974. |
| Stillwater County---------- | Aug. 16, 1974. |
| White Sulphur Springs, city of (Meager County). | May 24, 1974. |
| Whitefish, city of (Flathead County). | May 31, 1974. |
| Total ---------- | 17. |

*Nebraska*

| | |
|---|---|
| Brock, village of (Nemaha County). | Aug. 16, 1974. |
| Clay Center, city of (Clay County). | Mar. 22, 1974. |
| Elm Creek, village of (Buffalo County). | May 31, 1974. |
| Ewing, village of (Holt County). | May 3, 1974. |
| Fullerton, city of (Nance County). | June 7, 1974. |
| Hay Springs, city of (Sheridan County). | Mar. 22, 1974. |
| Lynch, village of (Boyd County). | Nov. 8, 1973. |
| Nemaha, village of (Nemaha County). | Aug. 20, 1974. |
| Nickerson, village of (Dodge County). | Jan. 23, 1974. |

*Nebraska*—Continued

| | |
|---|---|
| Oakdale, village of (Antelope County). | Dec. 28, 1973. |
| Paxton, village of (Keith County). | May 24, 1974. |
| Ponca, city of (Dixon County). | Apr. 12, 1974. |
| Ralston, city of (Douglas County). | Jan. 23, 1974. |
| Rushville, city of (Sheridan County). | May 3, 1974. |
| Shelton, village of (Buffalo County). | Mar. 22, 1974. |
| Stromsburg, city of (Polk County). | May 17, 1974. |
| Terrytown, village of (Scotts Bluff County). | Dec. 17, 1973. |
| Unadilla, village of (Otoe County). | Aug. 23, 1974. |
| Wisner, city of (Cuming County). | Dec. 7, 1973. |
| Total ---------- | 19. |

*Nevada*

| | |
|---|---|
| Boulder City, city of (Clark County). | June 28, 1974. |
| Caliente, city of (Lincoln County). | Mar. 29, 1974. |
| Carson City, city and county of. | May 24, 1974. |
| Wells, city of (Elko County). | July 26, 1974. |
| Total ---------- | 4. |

*New Hampshire*

| | |
|---|---|
| Allenstown, town of (Merrimack County). | Apr. 5, 1974. |
| Andover, town of (Merrimack County). | June 28, 1974. |
| Bartlett, town of (Carroll County). | Do. |
| Bedford, town of (Hillsborough County). | Mar. 29, 1974. |
| Bethlehem, town of (Grafton County). | June 28, 1974. |
| Boscawen, town of (Merrimack County). | Mar. 15, 1974. |
| Bradford, town of (Merrimack County). | June 28, 1974. |
| Bridgewater, town of (Grafton County). | Aug. 16, 1974. |
| Bristol, town of (Grafton County). | June 21, 1974. |
| Campton, town of (Grafton County). | Apr. 5, 1974. |
| Canaan, town of (Grafton County). | June 28, 1974. |
| Charlestown, town of (Sullivan County). | May 31, 1974. |
| Chichester, town of (Merrimack County). | Apr. 5, 1974. |
| Concord, city of (Merrimack County). | Aug. 2, 1974. |
| Cornish, town of (Sullivan County). | Apr. 5, 1974. |
| Epsom, town of (Merrimack County). | Mar. 15, 1974. |
| Francestown, town of (Hillsborough County). | June 14, 1974. |
| Franconia, town of (Grafton County). | Aug. 16, 1974. |
| Freedom, town of (Carroll County). | Aug. 30, 1974. |
| Gilford, town of (Belknap County). | June 28, 1974. |
| Gorham, town of (Cos County). | Mar. 1, 1974. |
| Haverhill, town of (Grafton County). | Mar. 8, 1974. |
| Henniker, town of (Merrimack County). | Mar. 15, 1974. |
| Hudson, town of (Hillsborough County). | Mar. 8, 1974. |
| Jackson, town of (Carroll County). | Aug. 30, 1974. |

*New Hampshire*—Continued

| | |
|---|---|
| Littleton, town of (Grafton County). | May 31, 1974 |
| Londonderry, town of (Rockingham County). | Aug. 9, 1974. |
| Loudon, town of (Merrimack County). | Aug. 2, 1974. |
| Marlborough, town of (Cheshire County). | June 28, 1974. |
| Milan, town of (Coos County). | Do. |
| New Boston, town of (Hillsborough County). | Do. |
| New Castle, town of (Rockingham County). | May 31, 1974. |
| New Hampton, town of (Belknap County). | Mar. 8, 1974. |
| Newmarket, town of (Rockingham County). | June 28, 1974. |
| Northfield, town of (Merrimack County). | Mar. 22, 1974. |
| Nottingham, town of (Rockingham County). | June 28, 1974. |
| Pittsfield, town of (Merrimack County). | Mar. 15, 1974. |
| Plymouth, town of (Grafton County). | May 3, 1974. |
| Raymond, town of (Rockingham County). | Aug. 9, 1974. |
| Rumney, town of (Grafton County). | Mar. 15, 1974. |
| Rye, town of (Rockingham County). | June 28, 1974. |
| Sandwich, town of (Carroll County). | July 26, 1974. |
| Seabrook, town of (Rockingham County). | Aug. 2, 1974. |
| Somersworth, town of (Strafford County). | Aug. 16, 1974. |
| Stratford, town of (Coos County). | July 26, 1974. |
| Sugar Hill, town of (Grafton County). | Aug. 23, 1974. |
| Sunapee, town of (Sullivan County). | June 28, 1974. |
| Sutton, town of (Merrimack County). | Do. |
| Swanzey, town of (Cheshire County). | July 19, 1974. |
| Tamworth, town of (Carroll County). | Do. |
| Unity, town of (Sullivan County). | May 31, 1974. |
| Wakefield, town of (Carroll County). | July 26, 1974. |
| Warner, town of (Merrimack County). | Aug. 9, 1974. |
| Wentworth, town of (Grafton County). | Aug. 16, 1974. |
| Whitefield, town of (Coos County). | July 26, 1974. |
| Wilmot, town of (Merrimack County). | Aug. 16, 1974. |
| Windham, town of (Rockingham County). | Do. |
| Total ---------- | 57 |

*New Jersey*

| | |
|---|---|
| Audubon Park, borough, (Camden County). | June 21, 1974. |
| Bordentown, township of (Burlington County). | June 28, 1974. |
| Edgewater, borough of (Bergen County). | Aug. 2, 1974. |
| Elk, town of (Gloucester County). | June 28, 1974. |
| Florence, township of (Burlington County). | Do. |
| Frankford, township of (Sussex County). | Jan. 31, 1974. |
| Franklin, township of (Hunterdon County). | July 26, 1974. |
| Hamburg, borough of (Sussex County). | June 14, 1974. |
| Hampton, borough of (Hunterdon County). | June 7, 1974. |

*New Jersey*—Continued

| | |
|---|---|
| Harrison, town of (Hudson County). | June 28, 1974. |
| Jamesburg, borough of (Middlesex County). | Do. |
| Kinnelon, borough of (Morris County). | July 13, 1973. |
| Leona, borough of (Bergen County). | June 21, 1974. |
| Liberty, township of (Warren County). | Aug. 9, 1974. |
| Milford, borough of (Hunterdon County). | June 28, 1974. |
| Millstone, township of (Monmouth County). | Mar. 29, 1974. |
| Oaklyn, borough of (Camden County). | Feb. 22, 1974. |
| Penns Grove, borough of (Salem County). | June 28, 1974. |
| Prospect Park, borough of (Passaic County). | May 3, 1974. |
| South Hackensack, township of (Bergen County). | June 14, 1974. |
| South Harrison, township of (Gloucester County). | June 28, 1974. |
| Springfield, township (Burlington County). | July 26, 1974. |
| Upper Freehold, township of (Monmouth County). | Mar. 22, 1974. |
| Weehawken, township of (Hudson County). | Aug. 2, 1974. |
| Westampton, township of (Burlington County). | June 28, 1974. |
| Winfield, township of (Union County). | Mar. 8, 1974. |
| Wrightstown, borough of (Burlington County). | June 28, 1974. |
| Total ---------- | 27 |

*New Mexico*

| | |
|---|---|
| Bayard, village of (Grant County). | Aug. 30, 1974. |
| Chama, village of (Rio Arriba County). | Aug. 16, 1974. |
| Cimarron, village of (Colfax County). | May 17, 1974. |
| Eunice, city of (Lea County) | Aug. 30, 1974. |
| Grants, city of (Valencia County). | June 28, 1974. |
| Hurley, town of (Grant County). | Do. |
| Las Vegas, city of (San Miguel County). | Do. |
| Magdalena, village of (Socorro County). | Aug. 2, 1974. |
| Mora County---------- | Aug. 9, 1974. |
| Otero County---------- | Do. |
| Taos County---------- | Aug. 30, 1974. |
| Taos, town of (Taos County) | May 17, 1974. |
| Tatum, town of (Lea County). | June 21, 1974. |
| Total ----------13 | |

*New York*

| | |
|---|---|
| Adams, town of (Jefferson County). | May 31, 1974. |
| Alabama, town of (Genesee County). | May 3, 1974. |
| Albion, village of (Orleans County). | May 24, 1974. |
| Alexandria, town of (Jefferson County.) | May 31, 1974. |
| Altamont, village of (Albany County). | Apr. 12, 1974. |
| Andes, town of (Delaware County). | Aug. 16, 1974. |
| Antwerp, village of (Jefferson County). | May 31, 1974. |
| Arcade, village of (Wyoming County). | Do. |
| Ava, town of (Oneida County). | June 28, 1974. |
| Baldwin, town of (Chemung County). | May 31, 1974. |
| Ballston, town of (Saratoga County). | Aug. 2, 1974. |
| Barton, town of (Tioga County). | June 21, 1974. |
| Beekmantown, town of (Clinton County). | Aug. 30, 1974. |
| Berlin, town of (Rensselaer County). | Do. |
| Boonville, village of (Oneida County). | May 31, 1974. |
| Bovina, town of (Delaware) | June 28, 1974 |
| Bridgewater, village of (Oneida County). | May 17, 1974. |
| Brightwaters, village of (Suffolk County). | May 10, 1974. |
| Brookfield, town of (Madison County). | Aug. 2, 1974. |
| Canastota, village of (Madison County). | Mar. 29, 1974. |
| Candor, town of (Tioga County). | Aug. 2, 1974. |
| Canton, village of (St. Lawrence County). | Aug. 16, 1974. |
| Castleton on the Hudson, village of (Rensselar County). | Mar. 1, 1974. |
| Castorland, village of (Lewis County). | Aug. 9, 1974. |
| Celoron, village of (Chautauqua County). | Feb. 15, 1974. |
| Centre Island, village of (Nassau County). | Aug. 9, 1974. |
| Champion, town of (Jefferson County). | May 31, 1974. |
| Champlain, town of (Clinton County). | Do. |
| Charleston, town of (Montgomery County). | July 26, 1974. |
| Chaumont, village of (Jefferson County). | May 17, 1974. |
| Cherry Creek, village of (Chautauqua County). | May 10, 1974. |
| Clayville, village of (Oneida County). | May 24, 1974. |
| Cleveland, village of (Oswego County). | May 31, 1974. |
| Clyde, village of (Wayne County). | Do. |
| Cold Spring, town of (Cattaraugus County). | June 21, 1974. |
| Cold Spring, village of (Putnam County). | Mar. 8, 1974. |
| Columbia, town of (Herkimer County). | Mar. 29, 1974. |
| Conewango, town of (Cattaraugus County). | June 28, 1974. |
| Conquest, town of (Cayuga County). | Aug. 16, 1974. |
| Constableville, village of Lewis County). | Aug. 9, 1974. |
| Corinth, town of (Saratoga County). | Aug. 2, 1974. |
| Covert, town of (Seneca County). | July 19, 1974. |
| Croghan, village of (Lewis County). | May 31, 1974. |
| Danube, town of (Herkimer County). | Apr. 5, 1974. |
| Dayton, town of (Cattaraugus County). | Aug. 9, 1974. |
| De Ruyter, village of (Madison County). | May 24, 1974. |
| Deposit, town of (Delaware County). | June 21, 1974. |
| Dobbs Ferry, village of (Westchester County). | May 17, 1974. |
| Eaton, town of (Madison County). | May 3, 1974. |
| Ellisburg, village of (Jefferson County). | Aug. 30, 1974. |
| Evans Mills, village of (Jefferson County). | May 17, 1974. |
| Fairfield, town of (Herkimer County). | Mar. 29, 1974. |
| Farmersville, town of (Cattaraugus County). | June 28, 1974. |
| Fillmore, village of (Allegany County). | Feb. 1, 1974. |
| Fishkill, village of (Dutchess County). | June 21, 1974. |
| Forest Port, town of (Oneida County). | June 28, 1974. |
| Fort Ann, village of (Washington County). | Apr. 12, 1974. |
| Franklin, town of (Franklin County). | May 31, 1974. |
| Franklin, village of (Delaware County). | Do. |
| Franklinville, village of (Cattaraugus County). | Do. |
| Freedom, town of (Cattaraugus County). | Do. |
| Genoa, town of (Cayuga County). | June 28, 1974. |
| Georgetown, town of (Madison County). | Aug. 2, 1974. |
| Glen Park, village of (Jefferson County). | Mar. 29, 1974. |
| Great Valley, town of (Cattaraugus County). | June 28, 1974. |
| Greenville, town of (Greene County). | July 26, 1974. |
| Greig, town of (Lewis County). | June 28, 1974. |
| Grove, town of (Allegany County). | Do. |
| Hamden, town of (Delaware County). | Do. |
| Harpersfield, town of (Delaware County). | July 26, 1974. |
| Harrisburg, town of (Lewis County). | Aug. 30, 1974. |
| Haverstraw, village of (Rockland County). | Apr. 12, 1974. |
| Herrings, village of (Jefferson County). | Aug. 9, 1974. |
| Hudson Falls, village of (Washington County). | May 31, 1974. |
| Humphrey, town of (Cattaraugus County). | Aug. 30, 1974. |
| Hunter, village of (Greene County). | Aug. 16, 1974. |
| Ira, town of (Cayuga County). | July 26, 1974. |
| Ischua, town of (Cattaraugus County). | May 31, 1974. |
| Italy, town of (Yates County). | June 28, 1974. |
| Keeseville, village of (Essex County). | May 31, 1974. |
| Ledyard, town of (Cayuga County). | July 19, 1974. |
| Lenox, town of (Madison County). | May 10, 1974. |
| Leon, town of (Cattaraugus County). | May 31, 1974. |
| Lewis, town of (Lewis County). | June 28, 1974. |
| Lexington, town of (Greene County). | Aug. 23, 1974. |
| Lincoln, town of (Madison County). | Apr. 12, 1974. |
| Lisbon, town of (St. Lawrence County). | Aug. 16, 1974. |
| Lisle, town of (Broome County). | Feb. 15, 1974. |
| Lisle, village of (Broome County). | Aug. 9, 1974. |
| Litchfield, town of (Herkimer County). | Mar. 15, 1974. |
| Livingston, town of (Columbia County). | May 24, 1974. |
| Lodi, town of (Seneca County). | July 26, 1974. |
| Lyndon, town of (Cattaraugus County). | Aug. 9, 1974. |
| Lyons, village of (Wayne County). | May 3, 1974. |
| Lyonsdale, town of (Lewis County). | Aug. 16, 1974. |
| Mansfield, town of (Cattaraugus County). | May 31, 1974. |
| Martinsburg, town of (Lewis County). | June 28, 1974. |
| Masonville, town of (Delaware County). | Do. |





*N.Y.*—Continued

| | |
|---|---|
| Millport, village of (Chemung County). | Aug. 9, 1974. |
| Montezuma, town of (Cayuga County). | May 31, 1974. |
| Montour, town of (Schuyler County). | July 19, 1974. |
| Moravia, town of (Cayuga County). | June 14, 1974. |
| Moreau, town of (Saratoga County). | Aug. 9, 1974. |
| Morristown, village of (St. Lawrence County). | May 31, 1974. |
| Morrisville, village of (Madison County). | Mar. 8, 1974. |
| Mount Hope, town of (Orange County). | May 24, 1974. |
| Munnsville, Village of (Madison County). | Aug. 30, 1974. |
| Napoli, town of (Cattaraugus County). | June 14, 1974. |
| Nassau, village of (Rensselaer County). | Mar. 22, 1974. |
| Nelliston, village of (Montgomery County). | Feb. 15, 1974. |
| New Berlin, village of (Chenango County). | May 31, 1974. |
| New Haven, town of (Oswego County). | July 19, 1974. |
| Newark Valley, village of (Tioga County). | June 7, 1974. |
| Nichols, town of (Tioga County). | June 28, 1974. |
| Nichols, village of (Tioga County). | June 7, 1974. |
| North Collins, town of------ | May 24, 1974. |
| North Syracuse, village of (Onondaga County). | June 7, 1974. |
| Orange, town of (Schuyler County). | July 26, 1974. |
| Osceola, town of (Lewis County). | Aug. 16, 1974. |
| Oswego, town of (Oswego County). | May 31, 1974. |
| Otisco, town of (Onondaga County). | Do. |
| Otto, town of (Cattaraugus County). | Do. |
| Ovid, town of (Seneca County). | July 26, 1974. |
| Owasco, town of (Cayuga County). | May 31, 1974. |
| Palatine Bridge, village of (Montgomery County). | Feb. 15, 1974. |
| Panama, village of (Chautauqua County). | Aug. 9, 1974. |
| Pelham, village of (Westchester County). | May 17, 1974. |
| Perry, town of (Wyoming County). | June 28, 1974. |
| Perrysburg, town of (Cattaraugus County). | May 17, 1974. |
| Portage, town of (Livingston County). | Aug. 16, 1974. |
| Rathbone, town of (Steuben County). | Aug. 2, 1974. |
| Rensselaer, city of (Rensselaer County). | July 26, 1974. |
| Richburg, village of (Allegany County). | Aug. 9, 1974. |
| Richmondville, village of (Schoharie County). | May 31, 1974. |
| Romulus, town of (Seneca County). | July 26, 1974. |
| Rose, town of (Wayne County). | June 28, 1974. |
| Rosendale, town of (Ulster County). | May 31, 1974. |
| Roslyn Harbor, village of (Nassau County). | June 28, 1974. |
| Rouses Point, village of (Clinton County). | June 14, 1974. |
| Rutland, town of (Jefferson County). | June 7, 1974. |
| Salem, village of (Washington County). | Apr. 12, 1974. |
| Sandy Creek, town of (Oswego County). | May 24, 1974. |
| Schoharie, village of (Schoharie County). | May 31, 1974. |
| Scipio, town of (Cayuga County). | Do. |
| Scriba, town of (Oswego County). | July 19, 1974. |
| Sempronius, town of (Cayuga County). | May 31, 1974. |
| Sennett, town of (Cayuga County). | June 14, 1974. |
| Sherburne, village of (Chenango County). | May 31, 1974. |
| South Dayton, village of (Cattaraugus County). | Do. |
| South Glens Falls, village of (Saratoga County). | Apr. 12, 1974. |
| Spencer, town of (Tioga County). | Aug. 9, 1974. |
| St. Johnsville, town of (Montgomery County). | Feb. 15, 1974. |
| Stamford, village of (Delaware County). | May 17, 1974. |
| Sterling, town of (Cayuga County). | July 26, 1974. |
| Steuben, town of (Oneida County). | June 28, 1974. |
| Therbsa, village of (Jefferson County). | May 10, 1974. |
| Throop, town of (Cayuga County). | Apr. 12, 1974. |
| Torrey, town of (Yates County). | May 31, 1974. |
| Trenton, village of (Oneida County). | Aug. 30, 1974. |
| Triangle, town of (Broome County). | Apr. 5, 1974. |
| Truxton, town of (Cortland County). | Do. |
| Turin, town of (Lewis County). | June 7, 1974. |
| Vernon, village of (Oneida County). | Mar. 8, 1974. |
| Victory, town of (Cayuga County). | July 26, 1974. |
| Victory, village of (Saratoga County). | April 5, 1974. |
| Waterloo, town of (Seneca County). | July 19, 1974. |
| Waterville, village of (Oneida County). | June 14, 1974. |
| Western, town of (Oneida County). | Aug. 2, 1974. |
| Willing, town of (Allegany County). | Aug. 30, 1974. |
| Wilton, town of (Saratoga County). | June 14, 1974. |
| Wolcott, town of (Wayne County). | June 28, 1974. |
| Woodhull, town of (Steuben County). | July 26, 1974. |
| Wyoming, village of (Wyoming County). | May 17, 1974. |
| Total ---------- | 173 |

*North Carolina*

| | |
|---|---|
| Bridgeton, town of (Craven County). | Feb. 8, 1974. |
| China Grove, town of (Rowan County). | Jan. 9, 1974. |
| Conetoe, town of (Edgecombe County). | Do. |
| Elizabethtown, town (Bladen County). | Dec. 28, 1973. |
| Enfield, town of (Halifax County). | Nov. 30, 1973. |
| Lansing, town of (Ashe County). | Feb. 22, 1974. |
| Lincolnton, city of (Lincoln County). | Apr. 5, 1974. |
| Macclesfield, town of (Edgecombe County). | Jan. 9, 1974. |
| McAdenville, city of (Gaston County). | June 21, 1974. |
| Newland, town of (Avery County). | June 14, 1974. |
| Old Fort, town of (McDowell County). | Feb. 22, 1974. |
| Pinetops, town of (Edgecombe County). | Jan. 9, 1974. |
| Rhodhiss, town of (Caldwell County). | June 21, 1974. |
| Robbinsville, town of (Graham County). | June 14, 1974. |
| Rutherfordton, town of (Rutherford County). | Mar. 1, 1974. |
| Sparta, city (Allegany County). | Feb. 15, 1974. |
| Speed, town of (Edgecombe County). | Jan. 9, 1974. |
| Vanceboro, town of (Craven County). | Mar. 1, 1974. |
| West Smithfield, town of (Johnston County). | Mar. 21, 1974. |
| Whitakers, town of (Edgecombe County). | May 24, 1974. |
| Total ---------- | 20 |

*North Dakota*

| | |
|---|---|
| Bowman, city of (Bowman County). | Mar. 29, 1974. |
| Hatton, city of (Traill County). | May 10, 1974. |
| Lakota, city of (Nelson County). | May 3, 1974. |
| Leeds, city of (Benson County). | Apr. 5, 1974. |
| Maddock, city of (Benson County). | Mar. 8, 1974. |
| Napoleon, city of (Logan County). | June 28, 1974. |
| New Rockford, city of (Eddy County). | Nov. 23, 1973. |
| Portland, city of (Traill County). | May 10, 1974. |
| Rugby, city of (Pierce County). | Mar. 22, 1974. |
| Turtle Lake, city of (McLean County). | Do. |
| Tuttle, city of (Kidder County). | Jan. 29, 1974. |
| Washburn, city of (McLean County). | Mar. 22, 1974. |
| Wilton, city of (McLean and Burleigh County). | May 24, 1974. |
| Total ---------- | 13 |

*Ohio*

| | |
|---|---|
| Ada, city of (Hardin County). | June 7, 1974. |
| Addyston, village of (Hamilton County). | Mar. 1, 1974. |
| Alexandria, village of (Licking County). | May 31, 1974. |
| Amsterdam, village of (Jefferson County). | Apr. 12, 1974. |
| Antwerp, village of (Paulding County). | Mar. 29, 1974. |
| Apple Creek, village of (Wayne County). | Do. |
| Arlington Heights, village of (Hamilton County). | Feb. 1, 1974. |
| Arlington, village of (Hancock County). | May 17, 1974. |
| Ashley, village of (Delaware County). | Jan. 23, 1974. |
| Avon, city of (Lorain County). | Apr. 12, 1974. |
| Baltimore, village of (Fairfield County). | June 21, 1974. |
| Barnesville, village of (Belmont County). | June 7, 1974. |
| Batavia, village of (Clermont County). | Nov. 30, 1973. |
| Belle Valley, village of (Noble County). | Aug. 30, 1974. |
| Berlin Heights, village of (Erie County). | Apr. 5, 1974. |
| Bettsville, village of (Seneca County). | Apr. 12, 1974. |
| Blanchester, village of (Clinton County). | Apr. 5, 1974. |
| Botkins, village of (Shelby County). | May 31, 1974. |
| Bowerston, village of (Harrison County). | Aug. 9, 1974. |

*Ohio*

| | |
|---|---|
| Broadview Heights, city of (Cuyahoga County). | June 28, 1974. |
| Brookville, village of (Montgomery County). | Feb. 15, 1974. |
| Burgoon, village of (Sandusky County). | Aug. 2, 1974. |
| Camden, village of (Preble County). | May 10, 1974. |
| Castalia, village of (Erie County). | Mar. 29, 1974. |
| Chauncey, village of (Athens County). | June 21, 1974. |
| Cheviot, city of (Hamilton County). | June 7, 1974. |
| Christiansburg, village of (Champaign County). | Aug. 9, 1974. |
| Coal Grove, village of (Lawrence County). | June 14, 1974. |
| Coalton, village of (Jackson County). | Feb. 1, 1974. |
| Columbus Grove, village of (Putnam County). | Feb. 8, 1974. |
| Convoy, village of (Van Wert County). | May 31. 1974. |
| Creston, village of (Wayne County). | Feb. 1, 1974. |
| Crooksville, village of (Perry County). | Do. |
| Cuyahoga Heights, village of (Cuyahoga County). | Mar. 29, 1974. |
| Cygnet, village of (Wood (County). | May 10, 1974. |
| Delroy, village of (Carroll County). | Aug. 9, 1974. |
| Dexter City, village of (Noble County). | Aug. 23, 1974. |
| Donnelsville, village of (Clark County). | Feb. 1, 1974. |
| Dupont, village of (Putnam County). | Aug 9, 1974. |
| Elida, village of (Allen County). | Mar. 29, 1974. |
| Evendale, village of (Hamilton County). | Mar. 1, 1974. |
| Fairlawn, city of (Summit County). | Mar. 29, 1974. |
| Florida, village of (Henry County). | Aug. 9, 1974. |
| Fort Jennings, village of (Putnam County). | May 31, 1974. |
| Fort Recovery, village of (Mercer County). | June 7, 1974. |
| Frazeysburg, village of (Muckingham County). | Aug. 30, 1974. |
| Frederickstown, village of (Knox County). | Aur. 5, 1974. |
| Gilboa, village of (Putnam County). | Aug. 9, 1974. |
| Girard, city of (Trumbull County). | Jan. 23, 1974. |
| Glenford, village of (Perry County). | Aug. 23, 1974. |
| Gloria Glens Park, village of (Medina County). | Mar. 15, 1974. |
| Grand River, village of (Lake County). | Feb. 8, 1974. |
| Green Springs, village of (Sandusky County). | Mar. 1, 1974. |
| Greenfield, village of (Highland County). | Do. |
| Hamden, village (Vinton County). | Feb. 1, 1974. |
| Hamler, village of (Henry County). | Apr. 12, 1974. |
| Hanoverton, village of (Columbiana County). | Aug. 9, 1974. |
| Holgate, village of (Henry County). | May 3, 1974. |
| Holloway, village of (Belmont County). | Aug. 23, 1974. |
| Jackson Center, village of (Shelby County). | May 31, 1974. |
| Jeffersonville, village of (Athens County). | May 17, 1974. |
| Jeffersonville, village of (Fayette County). | Do. |

*Ohio*—Continued

| | |
|---|---|
| Jenera, village of (Hancock County). | Aug. 9, 1974. |
| Kalida, village of (Putnam County). | Mar. 1, 1974. |
| Kenton, city of (Hardin County). | Jan. 9, 1974. |
| Killbuck, village of (Holmes County). | May 3, 1974. |
| Lakemore, village of (Summit County). | Feb. 8, 1974. |
| Leesburg, village of (Highland County). | Apr. 5, 1974. |
| Leetonia, village of (Columbiana County). | May 3, 1974. |
| Lisbon, village of (Columbiana County). | Apr. 12, 1974. |
| Lockland, city of (Hamilton County). | Feb. 15, 1974. |
| London, city of (Madison County). | May 10, 1974. |
| Lore City, village of (Guernsey County). | Aug. 30, 1974. |
| Lucas, village of (Richland County). | Apr. 5, 1974. |
| Lynchburg, village of (Highland County). | Mar. 29, 1974. |
| Madison, village of (Lake County). | May 10, 1974. |
| Magnolia, village of (Carroll County). | May 3, 1974. |
| Mantua, village of (Portage County). | Feb. 8, 1974. |
| Marlemont, village of (Washington County). | Do. |
| McComb, village of (Hancock County). | May 10, 1974. |
| McGuffey, village of (Hardin County). | Do. |
| Mechanicsburg, village of (Champaign County). | Feb. 1, 1974. |
| Milan, village of (Erie County). | Apr. 12, 1974. |
| Millville, village of (Butler County). | June 7, 1974. |
| Monroe, village of (Butler County). | May 17, 1974. |
| Monroeville, village of (Huron County). | Nov. 2, 1973. |
| Montezuma, village of (Mercer County). | Aug. 9, 1974. |
| Montgomery, city of (Hamilton County). | June 28, 1974. |
| Montpelier, village of (Williams County). | May 31, 1974. |
| Moraine, village of (Montgomery County). | Mar. 1, 1974. |
| Mount Blanchard, village of (Hancock County). | Aug. 9, 1974. |
| Mount Healthy, city of (Hamilton County). | June 7, 1974. |
| Napoleon, city of (Henry County). | May 31, 1974. |
| New Lexington, village of (Perry County). | May 17, 1974. |
| New Miami, village of (Butler County). | Feb. 8, 1974. |
| Newburgh Heights, village of (Cuyahoga County). | Mar. 15, 1974. |
| Newton, village of (Hamilton County). | Feb. 1, 1974. |
| North Bend, village of (Hamilton County). | Mar. 15, 1974. |
| North Fairfield, village of (Huron County). | Do. |
| Oak Harbor, village of (Ottawa County). | Mar. 1, 1974. |
| Oakwood, village of (Paulding County). | May 17, 1974. |
| Obetz, village of (Franklin County). | Feb. 15, 1974. |
| Osgood, village of (Darke County). | Aug. 30, 1974. |
| Ottawa Hills, village of (Lucas County). | Nov. 9, 1973. |
| Payne, village of (Paulding County). | May 3, 1974. |

*Ohio*—Continued

| | |
|---|---|
| Perrysburg, city of (Wood County). | Mar. 22, 1974. |
| Pickerington, village of (Fairfield County). | June 28, 1974. |
| Pleasant City, village of (Guernsey County). | Aug. 23, 1974. |
| Plymouth, village of (Huron County). | May 3, 1974. |
| Racine, village of (Meigs County). | Apr. 5, 1974. |
| Rarden, village of (Scioto County). | Aug. 23, 1974. |
| Reading, city of (Hamilton County). | Feb. 8, 1974. |
| Richmond Heights, city of (Cuyahoga County). | Mar. 22, 1974. |
| Riverside, village of (Montgomery County). | Feb. 15, 1974. |
| Rock Creek, village of (Ashtabula County). | Apr. 5, 1974. |
| Rogers, village of (Columbiana County). | Mar. 22, 1974. |
| Rossford, city of (Wood County). | Mar. 1, 1974. |
| Salem, city of (Columbiana County). | May 3, 1974. |
| Seville, village of (Medina County). | Mar. 15, 1974. |
| Shawnee Hills, village of (Delaware County). | Feb. 8, 1974. |
| Sheffield, village of (Lorain County). | June 21, 1974. |
| Shelby, city of (Richland County). | Nov. 9, 1973. |
| Sherrodsville, village of (Carroll County). | Aug. 9, 1974. |
| Shreve, village of (Wayne County). | Mar. 29, 1974. |
| South Mount Vernon, village of (Knox County). | June 21, 1974. |
| South Salem, village of (Ross County). | Aug. 23, 1974. |
| St. Paris, village of (Champaign County). | June 7, 1974. |
| Sugar Creek, village of (Tuscarawas County). | May 31, 1974. |
| Terrace Park, village of (Hamilton County). | Feb. 8, 1974. |
| Toronto, city of (Jefferson County). | Jan. 16, 1974. |
| Tuscarawas, village of (Tuscarawas County). | Apr. 3, 1974. |
| Upper Sandusky, city of (Wyandot County). | Jan. 9, 1974. |
| Valley View, village of (Cuyahoga County). | Jan. 23, 1974. |
| Van Buren, village of (Hancock County). | Mar. 22, 1974. |
| Vandalia, city of (Montgomery County). | June 7, 1974. |
| Wadsworth, city of (Medina County). | Mar. 1, 1974. |
| Waite Hill, village of (Lake County). | Dec. 17, 1973. |
| Wakeman, village of (Huron County). | Nov. 9, 1973. |
| Washingtonville, village of Columbiana and Mahoning Counties). | Do. |
| Waverly, city of (Pike County). | June 21, 1974. |
| Wellington, village of (Lorain County). | Jan. 9, 1974. |
| Wellston, city of (Jackson County). | Feb. 15, 1974. |
| Whitehouse, village of Lucas County). | Mar. 29, 1974. |
| Williamsburg, village of Clermont County). | Do. |
| Windham, village of (Portage County). | Mar. 15, 1974. |
| Wintersville, village of (Jefferson County). | May 31, 1974. |
| Woodlawn, village of (Hamilton County). | Feb. 1, 1974. |





*Ohio*—Continued

| | |
|---|---|
| Woodsfield, village of (Monroe County). | June 7, 1974. |
| Woodville, village of (Sandusky County). | Mar. 15, 1974. |
| Total ---------- | 149 |

*Oklahoma*

| | |
|---|---|
| Allen, town of (Pontotoc and Hughes Counties). | June 28, 1974. |
| Apache, town of (Caddo County). | July 26, 1974. |
| Binger, town of (Caddo County). | June 7, 1974. |
| Boley, town of (Okfuskee County). | Apr. 12, 1974. |
| Boswell, town of (Choctaw County). | Mar. 15, 1974. |
| Bristow, city of (Creek County). | June 28, 1974. |
| Byng, town of (Pontotoc County). | Aug. 30, 1974. |
| Canton, town of (Blaine County). | June 28, 1974. |
| Carnegie, town of (Caddo County). | Dec. 7, 1973. |
| Chelsea, city of (Rogers County). | Dec. 28, 1973. |
| Cheyenne, town of (Roger Mills County). | June 28, 1974. |
| Davidson, town of (Tillman County). | July 26, 1974. |
| Dewar, town of (Okmulgee County). | June 28, 1974. |
| Dewey, city of (Washington County). | May 31, 1974. |
| Fort Supply, town of (Woodward County). | May 24, 1974. |
| Granite, city of (Greer County). | June 28, 1974. |
| Greenfield, town of (Blaine County). | Aug. 30, 1974. |
| Haileyville, city of (Pittsburg County). | July 26, 1974. |
| Harrah, town of (Oklahoma County). | Aug. 2, 1974. |
| Haskell, town of (Muskogee County). | Apr. 12, 1974. |
| Healdton, city of (Carter County). | Dec. 28, 1973. |
| Henryetta, city of (Okmulgee County). | Jan. 23, 1974. |
| Hobart, city of (Kiowa County). | Dec. 7, 1973. |
| Hominy, city of (Osage County). | Dec. 28, 1973. |
| Hulbert, town of (Cherokee County). | Apr. 12, 1974. |
| Hydro, town of (Caddo-Blaine Counties). | July 26, 1974. |
| Idabel, city of (McCurtain County). | Jan. 23, 1974. |
| Inola, city of (Rogers County). | May 10, 1974. |
| Jay, town of (Delaware County). | June 28, 1974. |
| Konawa, city of (Seminole County). | Apr. 5, 1974. |
| Krebs, city of (Pittsburg County). | Dec. 28, 1973. |
| Lexington, town of (Cleveland County). | June 28, 1974. |
| Lone Wolf, town of (Kiowa County). | May 3, 1974. |
| Madill, city of (Marshall County). | Nov. 23, 1973. |
| Marlow, city of (Stephens County). | Dec. 28, 1973. |
| Noble, town of (Cleveland County). | Aug. 30, 1974. |
| Nowata, city of (Nowata County). | June 28, 1974. |
| Okay, town of (Wagoner County). | Aug. 16, 1974. |
| Okeene, town of (Blaine County). | June 28, 1974. |
| Porum, town of (Muskogee County). | Do. |

*Oklahoma*—Continued

| | |
|---|---|
| Quinton, town of (Pittsburg County). | Aug. 16, 1974. |
| Ramona, town of (Washington County). | July 19, 1974. |
| Roff, city of (Pontotoc County). | Mar. 22, 1974. |
| Shattuck, town of (Ellis County). | May 24, 1974. |
| Stonewall, town of (Pontotoc County). | June 28, 1974. |
| Taft, Town of (Muskogee | Do. |
| Thomas, city of (Custer County). | Apr. 5, 1974. |
| Tishomingo, city of (Johnston County). | Jan. 16, 1974. |
| Tonkawa, city of (Kay County). | Nov. 23, 1973. |
| Vian, town of (Sequoyah County). | May 3, 1974. |
| Wagoner, city of (Wagoner County). | June 28, 1974. |
| Welfetka, city of (Okfuskee County). | June 14, 1974. |
| Wyandotte, town of (Ottawa County). | June 28, 1974. |
| Total ---------- | 53 |

*Oregon*

| | |
|---|---|
| Adams, city of (Umatilla County). | Aug. 30, 1974. |
| Aumsville, city of (Marion County). | May 10, 1974. |
| Aurora, city of (Marion County). | Aug. 30, 1974. |
| Gervais, city of (Marion County). | June 28, 1974. |
| Powers, city of (Coos County). | Nov. 23, 1973. |
| Sisters, city of (Deschutes County). | Dec. 7, 1973. |
| Weston, city of (Umatilla County). | May 17, 1974. |
| Total ---------- | 7 |

*Pennsylvania*

| | |
|---|---|
| Alburtis, borough of (Lehigh County). | Jan. 16, 1974. |
| Aleppo, township of (Allegheny County). | May 10, 1974. |
| Arona, borough of (Westmoreland County). | Aug. 9, 1974. |
| Beaver Meadows, borough of (Carbon County). | June 28, 1974. |
| Bellevue, borough of (Allegheny County). | Dec. 28, 1973. |
| Ben Avon, borough of (Allegheny County). | Do. |
| Bethel, township of (Armstrong County). | May 31, 1974. |
| Big Run, borough of (Jefferson County). | July 19, 1974. |
| Blairsville, borough of (Indiana County). | July 26, 1974. |
| Boggs, township of (Armstrong County). | Aug. 30, 1974. |
| Bolivar, borough of (Westmoreland County). | June 14, 1974. |
| Boswell, borough of (Somerset County). | July 26, 1974. |
| Burgettstown, borough of (Washington County). | Jan. 23, 1974. |
| Burlington, borough of (Bradford County). | Aug. 16, 1974. |
| Callery, borough of (Butler County). | Aug. 9, 1974. |
| Caln, township of (Chester County). | Aug. 30, 1974. |
| Castle Shannon, borough of (Allegheny County). | June 28, 1974. |
| Central City, borough of (Somerset County). | June 7, 1974. |

*Pennsylvania*—Continued

| | |
|---|---|
| Coalport, borough of (Clearfield County). | May 3, 1974. |
| Columbia, township of (Bradford County). | Aug. 2, 1974. |
| Creekside, borough of (Indiana County). | Aug. 9, 1974. |
| Cumberland, township of (Greene County). | Aug. 30, 1974. |
| Deerfield, township of (Tioga County) | Do. |
| Delaware Water Gap, borough of (Monroe County). | June 21, 1974. |
| Donegal, township of (Westmoreland County). | Do. |
| East Butler, borough of (Butler County). | July 26, 1974. |
| East Pittsburgh, borough of (Allegheny County). | Mar. 29, 1974. |
| East Rochester, borough of (Beaver County). | Feb. 1, 1974. |
| East Vandergrift, borough of (Westmoreland County). | Apr. 5, 1974. |
| Economy, borough of (Beaver County). | Do. |
| Eden, township of (Lancaster County). | Aug. 30, 1974. |
| Ehrenfeld, borough of (Cambria County). | Aug. 9, 1974. |
| Elizabeth, borough of (Allegheny County). | Jan. 9, 1974. |
| Factoryville, borough of (Wyoming County). | Aug. 2, 1974. |
| Fairchance, borough of (Fayette County). | July 26, 1974. |
| Fairfield, township of (Crawford County). | May 31, 1974. |
| Fairview, borough of (Erie County). | July 26, 1974. |
| Falls Creek, borough of (Jefferson County). | Do. |
| Glasgow, borough of (Beaver County). | Aug. 16, 1974. |
| Granville, township of (Bradford County). | July 26, 1974. |
| Hamilton, township of (Tioga County). | Aug. 30, 1974. |
| Hastings, borough of (Cambria County). | July 26, 1974. |
| Hayfield, township of (Crawford County). | Aug. 30, 1974. |
| Hooversville, borough of (Somerset County). | June 28, 1974. |
| Houtzdale, borough of (Clearfield County). | May 17, 1974. |
| Independence, township of (Beaver County). | Aug. 30, 1974. |
| Irvona, borough of (Clearfield County). | Apr. 12, 1974. |
| Jacobus, borough of (York County). | July 19, 1974. |
| Lansford, borough of (Carbon County). | June 7, 1974. |
| Lenhartsville, borough of (Berks County). | Aug. 16, 1974. |
| Lewisberry, borough of (York County). | Aug. 2, 1974. |
| Liberty, borough of (Allegheny County). | Dec. 28, 1973. |
| Ligonier, borough of (Washington County). | Apr. 12, 1974. |
| Lower Windsor, township of (York County). | Aug. 30, 1974. |
| Mahaffey, borough of (Clearfield County). | Do. |
| Marion Center, borough of (Indiana County). | Do. |
| Marion, township (Butler County). | June 28, 1974. |
| Mercersburg, borough of (Franklin County). | June 21, 1974. |
| Millerstown, borough of (Perry County). | Jan. 16, 1974. |
| Monroe, township (Wyoming County). | Aug. 30, 1974. |
| Mountville, borough of (Lancaster County). | July 19, 1974. |
| Nazareth, borough of Northampton County). | Jan. 9, 1974. |



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*Pennsylvania*—Continued

| | |
|---|---|
| New Alexandria, borough of (Westmoreland County). | June 28, 1974. |
| New Berlin, borough of (Union County). | Feb. 22, 1974. |
| New Stanton, borough of (Westmoreland County). | Aug. 2, 1974. |
| North Buffalo, township of (Armstrong County). | Apr. 5, 1974. |
| North Towanda, township of (Bradford County). | July 26, 1974. |
| Osceola Mills, borough of (Clearfield County). | Mar. 29, 1974. |
| Overton, township of (Bradford County). | Aug. 30, 1974. |
| Paint, borough of (Somerset County). | July 26, 1974. |
| Parker City, city of (Armstrong County). | June 14, 1974. |
| Parks, township of (Armstrong County). | May 3, 1974. |
| Plumville, borough of (Indiana County). | Aug. 9, 1974. |
| Raccoon, township of (Beaver County). | Aug. 2, 1974. |
| Scalp Level, borough of (Cambria County). | June 28, 1974. |
| Shelocta, borough of (Indiana County). | Aug. 16, 1974. |
| Shenango, township of (Mercer County). | May 17, 1974. |
| Shinglehouse, borough of (Potter County). | June 28, 1974. |
| Shipping Port, borough of (Beaver County). | Feb. 1, 1974. |
| Smithton, borough of (Westmoreland County). | May 31, 1974. |
| South Bethlehem, borough of (Armstrong County). | June 28, 1974. |
| South Coatesville, borough of (Chester County). | May 31, 1974. |
| South Fork, borough of (Cambria County). | Do. |
| South Greenburg, borough of (Westmoreland County). | June 14, 1974. |
| South Huntingdon, township of (Westmoreland County). | Aug. 9, 1974. |
| South Phillipsburg, borough of (Centre County). | Do. |
| South Versailles, township of (Allegheny County). | Aug. 2, 1974. |
| Southwest Greensburg, borough of (Westmoreland County). | Feb. 1, 1974. |
| Spring, township of (Crawford County). | May 31, 1974. |
| Stockertown, borough of (Northampton County). | Aug. 2, 1974. |
| Sugar Grove, borough of (Warren County). | May 31, 1974. |
| Susquehanna Depot, borough of. | June 21, 1974. |
| Tatamy, borough of (Northampton County). | Apr. 12, 1974. |
| Tionesta, borough of (Forest County). | Mar. 29, 1974. |
| Topton, borough of (Berks County). | May 31, 1974. |
| Turtle, Creek, borough of (Allegheny County). | Feb. 1, 1974. |
| Unionville, borough of (Centre County). | Aug. 9, 1974. |
| Upper Nazareth, township of (Northampton County). | Dec. 27, 1971. |
| Utica, borough of (Venango County). | Aug. 16, 1974. |
| Venango, borough of (Crawford County). | Aug. 30, 1974. |
| Venango, township of (Crawford County). | May 31, 1974. |
| Versailles, borough of (Allegheny County). | Jan. 9, 1974. |
| Waterford, borough of (Erie County). | May 10, 1974. |
| Waymart, borough of (Wayne County). | July 26, 1974. |
| Wayne, township of (Crawford County). | May 31, 1974. |
| West Burlington, township of (Bradford County). | Aug. 2, 1974. |
| West Leechburg, borough of (Westmoreland County). | June 21, 1974. |
| Westover, borough of (Clearfield County). | Mar. 8, 1974. |
| Williamstown, borough of (Dauphin County). | June 28, 1974. |
| Wilmore, borough of (Cambria County). | Aug. 9, 1974. |
| Wind Gap, borough of (Northampton County). | June 28, 1974. |
| Worthville, borough of (Jefferson County). | Aug. 9, 1974. |
| Wyalusing, borough of (Bradford County). | Feb. 1, 1974. |
| York Haven, borough of (York County). | Jan. 23, 1974. |
| Young, township of (Jefferson County). | Aug. 30, 1974. |
| Total ---------- | 115 |

*Rhode Island*

| | |
|---|---|
| Hopkinton, town of (Washington County). | May 31, 1974. |
| Total ---------- | 1 |

*South Carolina*

| | |
|---|---|
| | June 21, 1974. |
| Abbeville, city of (Abbeville County). | May 31, 1974. |
| Belton, town of (Anderson County). | May 24, 1974. |
| Blackville, town of (Barnwell County). | June 7, 1974. |
| Bluffton, town of (Beaufont County). | May 17, 1974. |
| Dillon, town of (Dillon County). | May 17, 1974. |
| Edgefield, town of (Edgefield County). | May 24, 1974. |
| Ehrhardt, town of (Bamberg County). | July 19, 1974. |
| Fairfax, town of (Allendale County). | May 31, 1974. |
| Harleyville, town of (Dorchester County). | May 24, 1974. |
| Holley Hill, town of (Orangeburg County). | June 7, 1974. |
| Iva, town of (Anderson County). | May 31, 1974. |
| Jackson, town of (Aiken County). | May 17, 1974. |
| Loris, town of (Horry County). | June 21, 1974. |
| Olanta, town of (Florence County). | May 24, 1974. |
| Pacolet Mills, town of (Spartanburg County). | June 28, 1974. |
| Pamplico, town of (Florence County). | May 10, 1974. |
| Paxville, town of (Clarendon County). | Aug. 9, 1974. |
| Pelion, town of (Lexington County). | Do. |
| Pendleton, town of (Anderson County). | June 21, 1974. |
| Pineridge, town of (Lexington County). | Do. |
| Pinewood, town of (Sumter County). | Do. |
| Ravenel, town of (Charleston County). | June 14, 1974. |
| Ridgeville, town of (Dorchester County). | May 31, 1974. |
| Scranton, town of (Florence County). | May 24, 1974. |
| Sellers, town of (Marion County). | June 7, 1974. |
| Seneca, town of (Oconee County). | June 14, 1974. |
| Timmonsville, town of (Florence County). | May 24, 1974. |
| Ulmers, town of (Allendale County). | Aug. 16, 1974. |
| Total ---------- | 28 |

*South Dakota*

| | |
|---|---|
| Colome, town of (Tripp County). | May 10, 1974. |
| Edgemont, city of (Fall River County). | Aug. 2, 1974. |
| Plankinton, city of (Aurora County). | June 7, 1974. |
| Total ---------- | 3 |

*Tennessee*

| | |
|---|---|
| Auburntown, city of (Cannon County). | Aug. 2, 1974. |
| Bell Buckle, town of (Bedford County). | June 14, 1974. |
| Bethel Springs, town of (McNairy County). | June 28, 1974 |
| Bradford, town of (Gibson County). | June 21, 1974 |
| Brighton, city of (Tipton County). | Aug. 23, 1974. |
| Byrdstown, city of (Pickett County). | June 21, 1974 |
| Chapel Hill, town of (Marshall County). | June 14, 1974 |
| Charleston, city of (Bradley County). | Feb. 1, 1974. |
| Dunlap, city of (Sequatchie County). | May 24, 1974. |
| Eagleville, town of (Rutherford County). | Aug. 23, 1974. |
| Englewood, city of (McMinn County). | May 17, 1974. |
| Greenbrier, city of (Robertson County). | June 21, 1974 |
| Iron City, city of (Lawrence County). | June 14, 1974. |
| Kingston, city of (Roane County). | Mar. 8, 1974. |
| Lavergne, town of (Rutherford County). | June 28, 1974 |
| Lewisburg, city of (Marshall County). | Mar. 1, 1974. |
| Linden, town of (Perry County). | June 14, 1974 |
| Lynnville, city of (Giles County). | Do. |
| Richard City, city of (Marion County). | Feb. 1, 1974. |
| Ridgetop, city of (Robertson County). | June 7, 1974. |
| Rogersville, city of (Hawkins County). | Feb. 15, 1974. |
| Rossville, town of (Fayette County). | July 19, 1974. |
| Rutherford, town of (Gibson County). | June 7, 1974. |
| Saltillo, town of (Hardin County). | June 14, 1974 |
| Signal Mountain, town of (Hamilton County). | Do. |
| Somerville, town of (Fayette County). | May 17, 1974. |
| South Carthage, town of (Sullivan County). | Aug. 23, 1974. |
| Spring Hill, city of (Maury County). | May 17, 1974. |
| Surgoinsville, city of (Hawkins County). | Do. |
| Tellico Plains, city of (Monroe County). | Mar. 8, 1974. |
| Tracy City, city of (Grundy County). | May 10, 1974. |
| Wartrace, town of (Bedford County). | June 14, 1974. |
| Waynesboro, city of (Wayne County). | Do. |
| Whitwell, city of (Marion County). | Feb. 15, 1974. |
| Total ---------- | 34 |

*Texas*

| | |
|---|---|
| Alamo, city of (Hidalgo County). | Mar. 23, 1974. |
| Albany, city of (Shackelford County). | May 3, 1974. |
| Alvarado, city of (Johnson County). | Aug. 9, 1974. |
| Anna, city of (Collin County). | Do. |





*Texas*—Continued

| | |
|---|---|
| Anton, city of (Hockley County). | Mar. 29, 1974. |
| Arp, city of (Smith County). | Aug. 16, 1974. |
| Balch Springs, city of (Dallas County). | Mar. 8, 1974. |
| Bandera, city of (Bandera County). | Apr. 12, 1974. |
| Bellaire, city of (Harris County). | June 28, 1974 |
| Booker, city of (Ochiltree-Lipscomb Counties). | May 24, 1974. |
| Boyd, city of (Wise County). | Dec. 28, 1973. |
| Briar Oaks, city of (Johnson County). | Mar. 29, 1974. |
| Bridgeport, city of (Wise County). | June 28, 1974 |
| Cactus, city of (Moore County). | June 14, 1974 |
| Caddo Mills, city of (Hunt County). | June 28, 1974. |
| Canton, city of (Van Zandt County). | May 10, 1974. |
| Canuttillo, city of (El Paso County). | Jan. 9, 1974. |
| Carrizo Springs, city of (Dimmit County). | May 3, 1974. |
| Celeste, city of (Hunt County). | June 21, 1974 |
| Center, city of (Shelby County). | Mar. 1, 1974. |
| Chandler, city of (Henderson County). | June 28, 1974 |
| Clarksville, city of (Red River County). | Feb. 15, 1974. |
| Cockrell Hill, city of (Dallas County). | Dec. 7, 1973. |
| Combes, town of (Cameron County). | May 10, 1974. |
| Cooper, city of (Delta County). | Jan. 9, 1973. |
| Corrigan, city of (Polk County). | May 24, 1974. |
| Cotulla, city of (La Salle County). | Dec. 17, 1973. |
| Crandall, city of (Kaufman County). | Mar. 8, 1974. |
| Dalhart, city of (Dallas-Hartley Counties). | Aug. 23, 1974. |
| Dimmitt, city of (Castro County). | May 10, 1974. |
| Dublin, city of (Erath County). | Aug. 30, 1974. |
| Early, city of (Brown County). | May 17, 1974. |
| Edgewood, city of (Van Zandt County). | May 14, 1974. |
| Ennis, city of (Ellis County) | June 28, 1974. |
| Floydada, city of (Floyd County). | May 31, 1974. |
| Follett, city of (Lipscomb County). | June 28, 1974 |
| Frankston, city of (Anderson County). | Aug. 16, 1974. |
| Friona, city of (Parmer County). | Apr. 12, 1974. |
| Glen Rose, city of (Somervell County). | Aug. 23, 1974. |
| Gonzales, city of (Gonzales County). | May 24, 1974. |
| Gustine, town of (Comanche County). | Aug. 2, 1974. |
| Hale Center, city of (Hale County). | May 10, 1974. |
| Hewitt, city of (McLennan County). | Jan. 23, 1974. |
| Jacinto City, city of (Harris County). | June 28, 1974. |
| Kermit, city of (Winkler County). | May 24, 1974. |
| Lacoste, city of (Medina County). | Jan. 9, 1974. |
| Lampasas, city of (Lampasas County). | Aug. 30, 1974. |
| Lindale, city of (Smith County). | Mar. 22, 1974. |
| Llano, city of (Llano County). | Dec. 28, 1973. |
| Lyford, city of (Willacy County). | May 17, 1974. |
| Marion, city of (Guadalupe County). | Jan. 9, 1974. |
| Mason, city of (Mason County). | May 10, 1974. |
| McLean, city of (Gray County). | May 17, 1974. |
| Merizon, city of (Irion County). | July 26, 1974. |
| Mexia, city of (Limestone County). | Mar. 15, 1974. |
| Miami, city of (Roberts County). | May 24, 1974. |
| Mineola, city of (Wood County). | May 3, 1974. |
| Moulton, town of (Lavaca County). | Apr. 5, 1974. |
| Murphy, city of (Collin County). | Dec. 7, 1973. |
| Newton, city of (Newton County). | June 7, 1974. |
| Nolanville, city of (Bell County). | May 24, 1974. |
| Normangee, city of (Leon & Madison Counties). | Aug. 16, 1974. |
| Oakwood, town of (Leon County). | May 24, 1974. |
| Odessa, city of (Ector County). | June 28, 1974. |
| Ozona, city of (Crockett County). | Dec. 7, 1973. |
| Palestine, city of (Anderson County). | May 31, 1974. |
| Pampa, city of (Gray County). | May 10, 1974. |
| Petersburg, city of (Hale County). | Apr. 12, 1974. |
| Pittsburg, city of (Camp County). | Jan. 23, 1974. |
| Prosper, town of (Collin County). | June 21, 1974. |
| Pyote, city of (Ward County). | Aug. 16, 1974. |
| Quinlan, city of (Hunt County). | Apr. 12, 1974. |
| Ranger, city of (Eastland County). | May 17, 1974. |
| Rankin, city of (Upton County). | May 10, 1974. |
| Roby, city of (Fisher County). | May 17, 1974. |
| Rotan, city of (Fisher County). | Apr. 12, 1974. |
| Roxton, city of (Lamar County). | May 3, 1974. |
| Saginaw, city of (Tarrant County). | Mar. 8, 1974. |
| Santa Rosa, city of (Cameron County). | May 17, 1974. |
| Seminole, city of (Gaines County). | May 24, 1974. |
| Shepperd, city of (San Jacinto County). | Aug. 23, 1974. |
| Splendora, city of (Montgomery County). | Aug. 30, 1974. |
| Stinnett, city of (Hutchinson County). | May 31, 1974. |
| Stockdale, city of (Wilson County). | Do. |
| Sundown, city of (Hockley County). | Apr. 12, 1974. |
| Troup, city of (Smith & Cherokee Counties). | May 12, 1974. |
| Turkey, city of (Hall County). | June 28, 1974. |
| University Park, city of (Dallas County). | May 24, 1974. |
| Vernon, city of (Wilbarger County). | May 17, 1974. |
| Wharton County---------- | Aug. 2, 1974. |
| Wills Point, city of (Van Zandt County). | May 17, 1974. |
| Wink, city of (Winkler County). | June 28, 1974. |
| Wolfe City, city of (Hunt County). | do. |
| Yoakum, city of (Lavaca & De Witt Counties). | May 10, 1974. |
| Zapata County---------- | Aug. 2, 1974. |
| Total---------- | 95 |

*Utah*

| | |
|---|---|
| Beaver, city of (Beaver County). | June 11, 1974. |
| Circleville, town of (Piute County). | Aug. 2, 1974. |
| Enterprise, city of (Washington County). | Aug. 16, 1974. |
| Gunnison, city of (Sampete County). | Do. |
| Honeyville, town of (Box Elder County). | June 28, 1974. |
| Huntsville, town of (Weber County). | June 21, 1974. |
| Lewiston, city of (Cache County). | Aug. 16, 1974. |
| Midway, city of (Wasatch County). | June 28, 1974. |
| Orangeville, city of (Emery County). | June 7, 1974. |
| Perry, city of (Box Elder County). | July 26, 1974. |
| Randolph, town of (Rich County). | Aug. 16, 1974. |
| Wellington, city of (Carbon County). | July 26, 1974. |
| Willard, city of (Box Elder County). | June 7, 1974. |
| Total ---------- | 13 |

*Vermont*

| | |
|---|---|
| Arlington, town of (Bennington County). | Aug. 2, 1974. |
| Berkshire, town of (Franklin County). | May 31, 1974. |
| Berlin, town of (Washington County). | Feb. 15, 1974. |
| Bridgewater, town of (Windsor County). | Aug. 16, 1974. |
| Charleston, town of (Orleans County). | Aug. 9, 1974. |
| Clarendon, town of (Rutland County). | May 31, 1974. |
| Dover, town of (Windham County). | Aug. 2, 1974. |
| Enosburg, town of (Franklin County). | Aug. 9, 1974. |
| Essex Junction, village of (Chittenden County). | June 28, 1974. |
| Granville, town of (Addison County). | Jan. 24, 1974. |
| Guildhall, town of (Essex County). | Aug. 16, 1974. |
| Guilford, town of (Windham County). | July 19, 1974. |
| Highgate, town of (Franklin County). | May 31, 1974. |
| Huntington, town of (Chittenden County). | July 21, 1974. |
| Hyde Park, village of (Lamoille County). | Aug. 30, 1974. |
| Jamaica, town of (Windham County). | June 28, 1974. |
| Lincoln, town of (Addison County). | Aug. 2, 1974. |
| Londonderry, town of (Windham County). | June 28, 1974. |
| Lunenburg, town of (Essex County). | Do. |
| Milton, village of (Chittenden County). | May 3, 1974. |
| Montgomery, town of (Franklin County). | June 21, 1974. |
| Morrisville, village of (Lamoille County). | Feb. 1, 1974. |
| North Troy, village of (Orleans County). | Aug. 2, 1974. |
| Orleans, village of (Orleans County). | Aug. 9, 1974. |
| Poultney, town of (Rutland County). | June 28, 1974. |

| | | |
|---|---|---|
| *Vermont*—Continued | | |
| Bradsboro, village of (Bennington County). | Aug. 9, 1974. | |
| Richford, town of (Franklin County). | Aug. 2, 1974. | |
| Royalton, town of (Windsor County). | July 19, 1974. | |
| Sheldon, town of (Franklin County). | July 21, 1974. | |
| Stowe, town of (Lamoille County). | April 12, 1974. | |
| Stowe, village of (Lamoille County). | Aug. 9, 1974. | |
| Sunderland, town of (Bennington County). | Feb. 1, 1974. | |
| Swanton, village of (Franklin County). | Feb. 22, 1974. | |
| Thetford, town of (Orange County). | Aug. 16, 1974. | |
| Troy, town of (Orleans County). | July 26, 1974. | |
| Tunbridge, town of (Orange County). | May 31, 1974. | |
| Washington, town of (Orange County). | June 28, 1974. | |
| Weathersfield, town of (Windsor County). | June 14, 1974. | |
| Wells River, village of (Orange County). | Aug. 9, 1974. | |
| West Rutland, town of (Rutland County). | July 26, 1974. | |
| Whittingham, town of (Windham County). | Aug. 9, 1974. | |
| Total | 43 | |
| *Virginia* | | |
| Duffield, town of (Scott County). | Mar. 8, 1974. | |
| Dungannon, town of (Scott County). | Mar. 22, 1974. | |
| Hallwood, town of (Accomack County). | Aug. 9, 1974. | |
| Haymarket, town of (Prince William County). | Do. | |
| New Castle, town of (Craig County). | Do. | |
| Roykins, town of (Southampton County). | May 31, 1974. | |
| White Stone, town of (Lancaster County). | Aug. 30, 1974. | |
| Total | 7 | |
| *Washington* | | |
| Buckley, town of (Pierce County). | Aug. 6, 1974. | |
| Republic, town of (Perry County). | June 7, 1974. | |
| Shelton, city of (Mason County). | June 14, 1974. | |
| Tekoa, city of (Whitman County). | Aug. 30, 1974. | |
| Total | 4 | |
| *West Virginia* | | |
| Cairo, town of (Ritchie County). | Aug. 9, 1974. | |
| Camden, On-Gauley, Town of--W. | Do. | |
| Coalton, town of (Randolph County). | Do. | |
| Ellenboro, town of (Ritchie County). | Do. | |
| Layopolis, town of (Gilmer County). | Do. | |
| West Milford, town of (Harrison County). | Do. | |
| Total | 6 | |
| *Wisconsin* | | |
| Arcadia, city of (Trempealeau County). | Nov. 30, 1973. | |
| Barneveld, village of (Iowa County). | May 17, 1974. | |
| Belgium, village of (Ozaukee County). | June 7, 1974. | |
| Bell Center, village of (Crawford County). | Jan. 9, 1974. | |
| Big Falls, village of (Waupaca County). | Aug. 30, 1974. | |
| Black Earth, village of (Dane County). | Dec. 17, 1973. | |
| Boaz, village of (Richland County). | Aug. 23, 1974. | |
| Boscobel, city of (Grant County). | Dec. 17, 1973. | |
| Browntown, village of (Green County). | Jan. 9, 1974. | |
| Cable, village of (Bayfield County). | Aug. 30, 1974. | |
| Cambridge, village of (Dane County). | Dec. 17, 1973. | |
| Cameron, village of (Barron County). | Dec. 28, 1973. | |
| Cascade, village of (Sheboygan County). | May 3, 1974. | |
| Cazenovia, village of (Richland County). | Aug. 23, 1974. | |
| Chaseburg, village of (Vernon County). | Dec. 28, 1973. | |
| Cobb, village of (Iowa County). | Aug. 30, 1974. | |
| Conrath, village of (Rusk County). | Do. | |
| Costburg, village of (Sheboygan County). | June 28, 1974. | |
| Dallas, village of (Barron County). | July 19, 1974. | |
| DeSoto, village of (Crawford County). | Jan. 9, 1974. | |
| Doylestown, village of (Columbia County). | Apr. 17, 1974. | |
| Eagle River, city of (Vilas County). | Dec. 28, 1973. | |
| East Troy, village of (Walworth County). | May 24, 1974. | |
| Eland, village of (Shawano County). | Aug. 23, 1974. | |
| Elderon, village of (Marathon County). | July 19, 1974. | |
| Endeavor, village of (Marquette County). | Dec. 17, 1973. | |
| Fairchild, village of (Eau Claire County). | May 31, 1974. | |
| Fall Creek, village of (Eau Claire County). | May 24, 1974. | |
| Fenwood, village of (Marathon County). | Aug. 2, 1974. | |
| Forestville, village of (Door County). | Nov. 30, 1973. | |
| Fortville, village of (Rock County). | May 31, 1974. | |
| Francis Creek, village of (Manitowoc County). | May 17, 1974. | |
| Galesville, city of (Trempealeau County). | Nov. 30, 1973. | |
| Gillett, village of (Oconto County). | Apr. 12, 1974. | |
| Gilman, village of (Taylor County). | June 28, 1974. | |
| Granton, village of (Clark County). | Aug. 30, 1974. | |
| Gratiot, village of (Lafayette County). | Jan. 16, 1974. | |
| Hammond, village of (St. Croix County). | May 10, 1974. | |
| Howard, village of (Brown County). | Dec. 28, 1973. | |
| Hustler, village of (Juneau County). | Aug. 23, 1974. | |
| Iola, village of (Waupaca County). | June 7, 1974. | |
| Ironton, village of (Sauk County). | Aug. 16, 1974. | |
| Johnson Creek, village of (Jefferson County). | Jan. 9, 1974. | |
| Knapp, village of (Dunn County). | July 19, 1974. | |
| Lake Mills, city of (Jefferson County). | May 17, 1974. | |
| Lime Ridge, village of (Sauk County). | Aug. 23, 1974. | |
| Livingston, village of (Grant County). | May 17, 1974. | |
| Lowell, village of (Dodge County). | Do. | |
| Marquette, village of (Green Lake County). | Dec. 28, 1973. | |
| *Wisconsin* | | |
| Mattoon, village of (Shawano County). | Aug. 30, 1974. | |
| Melvina, village of (Monroe County). | Do. | |
| Menomonie, city of (Dunn County). | June 28, 1974. | |
| Merrillan, village of (Jackson County). | May 31, 1974. | |
| Minong, village of (Washburn County). | Aug. 30, 1974. | |
| Mount Hope, village of (Grant County). | Do. | |
| Necedah, village of (Juneau County). | Jan. 9, 1974. | |
| New Auburn, city of (Chippewa County). | July 19, 1974. | |
| Norwalk, village of (Monroe County). | Aug. 30, 1974. | |
| Ogdensburg, village of (Waupaca County). | Aug. 23, 1974. | |
| Oliver, village of (Douglas County). | Aug. 30, 1974. | |
| Ontario, village of (Vernon County). | Jan. 9, 1974. | |
| Osseo, village of (Trempealeau County). | May 3, 1974. | |
| Pardeeville, village of (Columbia County). | Dec. 28, 1973. | |
| Poplar, village of (Douglas County). | Do. | |
| Potosi, village of (Grant County). | Do. | |
| Pulaski, village of (Brown County). | May 24, 1974. | |
| Redgranite, village of (Waushara County). | May 17, 1974. | |
| Rib Lake, village of (Taylor County). | May 24, 1974. | |
| Shullsburg, city of (Lafayette County). | May 17, 1974. | |
| South Wayne, village of (Lafayette County). | Dec. 7, 1973. | |
| Spring Green, village of (Sauk County). | Do. | |
| St. Cloud, village of (Fond du Lac County). | Dec. 28, 1973. | |
| St. Francis, city of (Milwaukee County). | June 7, 1974. | |
| Star Prairie, village of (St. Croix County). | Dec. 28, 1973. | |
| Stockbridge, village of (Calumet County). | Aug. 9, 1974. | |
| Sturtevant, village of (Racine County). | May 24, 1974. | |
| Taylor, village of (Jackson County). | Dec. 7, 1973. | |
| Theresa, village of (Dodge County). | Do. | |
| Vesper, village of (Wood County). | Aug. 2, 1974. | |
| Watertown, city of (Dodge County). | May 31, 1974. | |
| Waunakee, village of (Dane County). | Dec. 17, 1973. | |
| Wausaukee, village of (Marinette County). | May 24, 1974. | |
| Wautoma, city of (Waushara County). | Mar. 17, 1974. | |
| West Bend, city of (Washington County). | Dec. 28, 1973. | |
| Wheeler, village of (Dunn County). | Aug. 2, 1974. | |
| Wild Rose, village of (Waushara County). | May 31, 1974. | |
| Wilson, village of (St. Croix County). | Aug. 30, 1974. | |
| Winneconne, village of (Winnebago County). | Jan. 16, 1974. | |
| Woodman, village of (Grant County). | Do. | |
| Woodville, village of (St. Croix County). | May 24, 1974. | |
| Total | 90. | |
| *Wyoming* | | |
| DuBois, town of (Fremont County). | Jan. 23, 1974. | |
| Jackson, town of (Teton County). | May 10, 1974. | |
| Kemmerer, town of (Lincoln County). | Mar. 29, 1974. | |
| Laramie, city of (Albany County). | Apr. 5, 1974. | |
| Riverton, city of (Fremont County). | Mar. 29, 1974. | |
| Torrington, town of (Goshen County). | Mar. 15, 1974. | |
| Total | 6 | |
| National total | 1,912 | |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 F.R. 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 F.R. 2680, Feb. 27, 1969) as amended 39 F.R. 2787, Jan. 24, 1974.

Issued: July 25, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75–20361 Filed 8–6–75;8:45 am]

[Docket No. FI–173]

## RAPID CITY, SOUTH DAKOTA

### Changes Made in Determinations of Base Flood Elevations

On September 7, 1973, at 38 FR 24361, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map numbers and locations where Flood Insurance Rate Maps were available for public inspection. The list included Flood Insurance Rate Maps for portions of Rapid City.

The Federal Insurance Administration, after consultation with the Chief Executive Officer of the community, has determined that it is appropriate to modify the base (100-year) flood elevations of some locations in Rapid City, South Dakota. These modified elevations are currently in effect and amend the Flood Insurance Rate Map, which was in effect prior to this determination. A revised rate map will be published as soon as possible. The modifications are made in accordance with Section 206 of the Flood Disaster Protection Act of 1973 (P.L. 93–234) and the National Flood Insurance Act of 1968, as amended, (Title XIII of the Housing and Urban Development Act of 1966 P.L. 90–448) 42 U.S.C. 4001–4128, and 24 CFR Part 1916.

For rating purposes, the new community number is 465420B, and must be used for all new policies and renewals.

Under the above-mentioned Acts of 1968 and 1973, the Administrator must develop criteria for flood plain management. In order for the community to continue participation in the National Flood Insurance Program, the community must use the modified elevations to carry out the flood plain management measures of the Program. These modified elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and contents.

From the date of this notice, any person has 90 days in which he can request through the community that the Federal Insurance Administrator reconsider the changes. Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data. All interested parties are on notice that until the 90-day period elapses, the Administrator's new determination of elevations may itself be changed.

Any persons having knowledge or wishing to comment on these changes should immediately notify:

Mr. Leonard Swanson, Director, Urban Renewal Department, 2040 West Main Street, Rapid City, South Dakota 57701.

Also, at this location is the map showing the new base flood elevations. This map is a copy of the one that will be printed. The numerous changes made in the base flood elevations on the Rapid City Flood Insurance Rate Map make it administratively infeasible to publish in this notice all of the base flood elevation changes contained on the Rapid City map.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urbau Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 24, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75–20654 Filed 8–6–75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket No. 28122]

### SHREVEPORT-DALLAS NONSTOP PROCEEDING

#### Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on September 16, 1975, at 10:00 a.m. (local time), in Room 1031N, Universal Building North, 1875 Connecticut Avenue, N.W., Washington, D.C., before Administrative Law Judge Greer M. Murphy.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statements of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 4, 1975, and the other parties on or before September 11, 1975. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., August 1, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75–20743 Filed 8–6–75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 412–3; OPP 33000/299]

### RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

#### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB–31, East Tower, 401 M Street, SW, Washington DC 20460.

On or before October 6, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH–569), Office of Pesticide Programs, 401 M Street, SW, Washington DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No







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claims will be accepted for possible EPA adjudication which are received after October 6, 1975.

Dated: July 30, 1975.

JOHN B. RITCH, JR.,
*Director, Registration Division.*

APPLICATIONS RECEIVED (OPP-33000/299)

EPA File Symbol 9613-T. Bison Lab., Inc., 80 Leslie St., Buffalo NY 14211. CRYSTAL-AQUA ALGAECIDE. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) Dimethyl Benzyl Ammonium Chloride 5.0%; Sodium Carbonate 5.0%. Method of Support changed from 2(c) to 2(b) of interim policy. PM24

EPA Reg. No. 464-400. The Dow Chemical Co., Midland MI 48640. DOW SPRAY DISINFECTANT. Active Ingredients: o-phenylphenol 0.12%; Alcohol 66.6%. Method of Support: Application proceeds under 2(b) of interim policy. PM32

EPA File Symbol 1486-EG. Ferro Corp., Chemical Div., 7050 Krick Rd., PO Box 46349, Bedford OH 44146. MICRO-CHEK 15 FUNGISTAT. Active Ingredients: Pentachlorophenol monochloroacetate 99.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

EPA File Symbol 36301-A. J-Chem, Inc., PO Box 5421, Houston TX 77012. J-CHEM METHYL BROMIDE PENETRATING FUMIGANT. Active Ingredients: Methyl Bromide 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM11

EPA File Symbol 35486-R. Key Pharmaceuticals, Inc., 50 N.W. 176th St., Miami FL 33169. URI-TET PLANT INJECTION FORMULA. Active Ingredients: Oxytetracycline Hydrochloride (equivalent to 25% Oxytetracycline base) 27%. Method of Support: Application proceeds under 2(c) of interim policy. PM21

EPA File Symbol 6659-L. Knight Oil Corp., 251 N Comrie Ave., Johnstown NY 12095. KNIGHT'S BACT-X DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C13) dimethyl benzyl ammonium chlorides 2.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 2.25%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2 (b) of interim policy. PM31

EPA File Symbol 10873-UT. Tifton Chemical Co., PO Box 5, Tifton GA 31794. TIFCHEM 6-2 PEACH SPRAY. Active Ingredients: Parathion 3.75%; Sulphur, as elemental 67.50%. Method of Support: Application proceeds under 2(c) of interim policy. PM12

EPA File Symbol 12042-L. Verax Chem. Co., 3753 Brooklyn Ave., NE, Seattle WA 98105. ALGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

[FR Doc.75-20388 Filed 8-6-75;8:45 am]

[FRL 413-4]

## LIST OF VIOLATING FACILITIES

Pursuant to Section 306 of the Clean Air Act (42 U.S.C. 1857 *et seq.*, as amended by Public Law 91-604), the Federal Water Pollution Control Act, (33 U.S.C. 1251 *et seq.*, as amended by Public Law 92-500), and Executive Order 11738, EPA has been authorized to provide certain prohibitions and requirements concerning the administration of the Clean Air Act and Federal Water Pollution Control Act with respect to Federal contracts, grants, or loans. On April 16, 1975, regulations implementing the requirements of the statutes and the executive order were promulgated in the FEDERAL REGISTER (see 40 CFR Part 15, 40 F.R. 17124, April 16, 1975). Section 15.20 of the regulations provides for the establishment of a List of Violating Facilities which will reflect those facilities ineligible for use in nonexempt Federal contracts, grants or loans.

The representatives of any facility under consideration for listing are afforded the opportunity to appear at a Listing Proceeding conducted by the Director, Office of Federal Activities. Listing occurs when the Director determines there is adequate evidence of noncompliance with clean air or water standards. Federal, State, and local criminal convictions, civil adjudications, and administrative findings of noncompliance may serve as a basis for consideration of listing. However, in the case of a State or local civil adjudication or administrative finding, EPA may consider listing only at the request of the Governor.

The List of Violating Facilities is contained in two sublists. Sublist 1 includes those facilities listed on the basis of a conviction under section 113(c)(1) of the Clean Air Act or section 309(c) of the Federal Water Pollution Control Act. Sublist 2 includes those facilities listed on the basis of any injunction, order, judgment, decree or other form of civil ruling by a Federal, State or local court issued as a result of noncompliance; or a conviction in a State or local court for noncompliance; or on the basis of noncompliance with an order under section 113(a) of the Clean Air Act or section 309(a) of the Federal Water Pollution Control Act, or have been subjected to equivalent State or local proceedings to enforce clean air or water standards.

No agency in the Executive Branch of Government shall enter into, renew, or extend any nonexempt contract, subcontract, grant, subgrant, loan or subloan where a facility listed would be utilized for the purposes of any such agreement.

Pursuant to this authority, the Director, Office of Federal Activities, U.S. Environmental Protection Agency, certifies that the following facilities have been placed on the List of Violating Facilities as of August 1, 1975. The List of Violating Facilities will be revised periodically as any listings or de-listings occur.

*List of Violating Facilities*

*Sublist 1*

No Facilities Listed

*Sublist 2*

No Facilities Listed

Dated: August 4, 1975.

SHELDON MEYERS,
*Director,*
*Office of Federal Activities.*

[FR Doc.75-20720 Filed 8-6-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

[Report No. 765]

### COMMON CARRIER SERVICES INFORMATION [1]

### Domestic Public Radio Services Applications Accepted for Filing [2]

AUGUST 4, 1975.

Pursuant to §§ 1.227(b)(3) and 21.30 (b) of the Commission's Rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) the close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to Section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to §§ 21.27 of the Commission's Rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

APPLICATIONS ACCEPTED FOR FILING:

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE:

20110-CD-P-76, Mobile Telephone Service of Southern Utah, Inc. (New). C.P. for a new one-way station to operate on 158.70 MHz to be located SW Corner of City Boundary, Cedar City, Utah.

20111-CD-P-(3)-76, AAA Anserphone, Inc., Jackson (KKV692). C.P. to change antenna system and relocate facilities from Loc. #1 at Deposit Guaranty Bank Bldg., Corner of Capital and Lamar Streets, Jackson, Mississippi to two new sites operating on 152.15 and 152.18 MHz located at Capital Towers Building; and 152.09 MHz at 1190 North State Street, Jackson, Mississippi.

20112-CD-P-76, Portable Communications, Inc. (KTS238). C.P. for additional standby facilities operating on 158.70 MHz at Loc. #1: #1 Marine Midland Center, Buffalo, New York.

20113-CD-P-76, John Sharpe, Jr. and Danial J. Sears, d/b/a Autophone of Vidalia (New). C.P. for a new station to operate on 152.15 MHz located 1.5 miles East of Vidalia, Georgia.

21801-CD-ML-75, David R. Williams, d/b/a Industrial Communications (KOP321). Mod. Lic. to change repeater frequencies at Loc. #1 from 459.350 MHz to 459.325 MHz; and control frequency 454.350 MHz to 454.325 MHz at Loc. #2.

*Major Amendment*

21264-C2-P-74, Byron W. White, d/b/a Band Communications, Athens, Texas (New). Amend base frequency 152.21 MHz to read 152.06 MHz. All other particulars are to remain the same as reported on PN #698, dated April 29, 1974.

3471-C2-P-73, Houston Mobilfone, Inc., Huntsville, Texas (New). Amend to change base frequency 152.12 MHz to 152.15 MHz. All other particulars are to remain as reported on PN #623, dated November 20, 1972.

*Informative:*

AUGUST 4, 1975.

It appears that the following applications may be mutually exclusive and subject to the Commission's Rules regarding Ex Parte presentations by reasons of potential electrical interference.

CALIFORNIA—(454.200 MHZ)

Santa Cruz Telephone Answering & Radio Service, Boulder Creek, KMD683, File No. 21260-CD-P-(2)-7

Knox La Rue, d/b/a Atlas Radiophone, Danville, KMJ224, File No. 21461-CD-P-75

RURAL RADIO:

60032-CR-P-76, The Pacific Telephone and Telegraph Company (New). C.P. for a new rural subscriber station to operate on 157.77 and 157.89 MHz located 5.2 miles ENE of Niland, California.

60033-CR-P-76, RCA Alaska Communications, Inc. (New). C.P. for a new central office station to operate on 152.63 MHz located 165 miles E of Barrow, Oliktok, Alaska.

60034-CR-P-76, RCA Alaska Communications, Inc. (New). C.P. for a new rural subscriber station to operate on 157.89 MHz at Village located 151 miles SE of Barrow, Alaska.

60035-CR-P-76, RCA Alaska Communications, Inc. (New). C.P. for a new central office station to operate on 152.60 MHz located 179 miles SW of Barrow, Point Lay Dews, Alaska.

60036-CR-P-76, RCA Alaska Communications, Inc. (New). C.P. for a new rural subscriber station to operate on 157.86 MHz located 177 miles SW of Barrow, Point Lay, Alaska.

POINT-TO-POINT MICROWAVE RADIO SERVICE

154-CF-P-76, Northwestern Telephone Systems, Inc. (KPM60), 60 West Grant Street, Lebanon, Oregon. Lat. 44°32'18" N., Long. 122°54'26" W. C.P. to change antenna system, transmitter, power, emission and frequency 6415V MHz to 11425.0H MHz toward Cedar Butte, Oregon on azimuth 162°37'.

155-CF-P-76, Same (KPM61), Cedar Butte, near Sodaville, Oregon. Lat. 44°26'26" N., Long. 122°51'42" W. C.P. to change antenna system, transmitter, power, emission and frequencies 6295V MHz to 10735.0H MHz toward Lebanon, Oregon on azimuth 342°37', and 6235V MHz to 11015.0H MHz toward Sweet Home, Oregon via Passive Reflector on azimuth 295°53'.

156-CF-P-76, Same (KPM62), 10th and L Streets, Sweet Home, Oregon. Lat. 44°23'49" N., Long. 122°43'53" W. C.P. to change antenna system, transmitter, power, emission and frequency 6355V MHz to 11625.0H MHz toward Cedar Butte, Oregon via Passive Reflector on azimuth 295°53'.

157-CF-P-76, Continental Telephone Company of California (KMZ74), SW Corner of Bremer & Main Streets, Weaverville, California. Lat. 40°43'45" N., Long. 122°56'18" W. C.P. to add hot standby transmitter, change power, antenna location, path distance and azimuth toward Arbuckle Mtn., Passive Reflector to read 06°03' for frequency 2178.0H MHz and azimuth from Passive Reflector to Ridgeville to read 64°37'.

158-CF-P-76, Same (WAN94), ½ mile East of Granite Peak Rd., Ridgeville, California. Lat. 40°51'21" N., Long. 122°49'02" W. C.P. to add hot standby transmitter, change power, and correct path distance and azimuth toward Arbuckle Mtn., Passive Reflector to read 244°49', and azimuth from Passive Reflector to Weaverville to read 186°04' for frequency 2128.0V MHz.

162-CF-ML-76, South Central Bell Telephone Company (KRW74) Approx. 7 miles SW of Lebanon, Tennessee. Lat. 36°09'00" N., Long. 86°23'13" W. Mod. of License to change polarization from Horizontal to Vertical on frequencies 3710, 3790, 3870 MHz and from Vertical to Horizontal on 3770, 3850, 3930, 4010, 4090, and 4170 MHz toward Nashville, Tennessee on azimuth 272°41'.

163-CF-ML-76, Same (KTU60), 215 Church Street, Nashville, Tennessee. Lat. 36°09'51" N., Long. 86°46'38" W. Mod. of License to change polarization from Vertical to Horizontal on frequencies 3730, 3810, 3890, 3970, 4050, 4130 MHz and from horizontal to vertical on 3750, 3830, 3910, and 3990 MHz toward Lebanon, Tennessee on azimuth 92°27'.

06-CF-P-76, Microwave Transmission Corporation (New), Salinas, California. Lat. 36°40'09" N., Long. 121°38'49" W. C.P. for a new station on 11265V MHz toward Bald Ridge, California, on azimuth 353°05'.

18-CF-P-76, American Television Relay (KKT84), Sandia Crest, New Mexico. Lat. 35°12'44" N., Long. 106°26'59" W. C.P. to add 5960.0V MHz, 6078.6V MHz and 6049.0H MHz toward a new point of communication at Alden Ranch, New Mexico, on azimuth 79°28'.

19-CF-P-76, American Television Relay, Inc. (KKB98), El Huerfano, 28.8 Miles SE of Farmington, New Mexico. Lat. 36°24'54" N., Long. 107°50'39" W. C.P. to add 6212.0V MHz toward Aztec (CATV), New Mexico, on azimuth 342°59'.

53-CF-P-76, Eastern Microwave, Inc. (KEM59), Sentinel Heights, New York. Lat. 42°56'45" N., Long. 76°07'09" W. C.P. to add 6049.0V MHz toward Oswego, New York, on azimuth 332°07'.

55-CF-P-76, Same (KEM49), Smith Hill, 2.5 Miles NE of Utica, New York. Lat. 43°08'38" N., Long. 75°10'40" W. C.P. to add 6108.3H MHz, via power split, toward Ilion, New York, on azimuth 141°33'.

56-CF-P-75, Mountain Microwave Corporation. (KOB37), Colorow Hill, 2.0 Miles SW of Golden, Colorado. Lat. 39°43'54" N., Long. 105°14'58" W. C.P. to add 11225H MHz and 11305H MHz toward new point of communication at Lakewood (CATV), Colorado, on azimuth 100°01'.

57-CF-P-75, Same (KBI22), Almagre Mtn., 8.0 miles West of Broadmore, Colorado. Lat. 38°46'25" N., Long. 104°59'30" W. C.P. to add 5974.8V MHz toward a new point of communication at Colorado Springs (KRDO-TV), Colorado, on azimuth 104°47'.

76-CF-P-76, American Television and Communications (New), Goldsboro, North Carolina. Lat. 35°24'33" N., Long. 77°59'-15" W. C.P. for a new station on 6212.0V MHz, 6271.4V MHz, and 6330.7V MHz toward Wilson, North Carolina, on azimuth 8°35'.

92-CF-P-76, Eastern Microwave, Inc. (KEL-95), Alma Hill, New York. Lat. 42°03'09" N., Long. 78°00'48" W. C.P. to add 6390.0H MHz, 6271.4V MHz, and 6330.7V MHz muth 32°10'.

*Major amendment:*

4050-CF-P-75, American Television & Communications Corp. (New), Raleigh, North Carolina. Lat. 35°48'12" N., Long. 78°37'-27" W. Application amended to add 6212.0H MHz, 6271.4H MHz, and 6330.7V MHz, via power split, toward Garner, North Carolina, on azimuth 162°02'.

[FR Doc.75-20739 Filed 8-6-75;8:45 am]

[1] All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's Rules, regulations and other requirements.

[2] The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).

## CABLE TELEVISION SYSTEM OPERATORS

### Reminder: Three Important FCC Decisions

JULY 29, 1975.

Cable television system operators and franchising authorities who may soon be involved in franchise negotiations in anticipation of the March 31, 1977 deadline for strict compliance with Section 76.31 of the Cable Television Rules, and those who are negotiating franchises for the first time are reminded of three important FCC decisions which have been released in the past eight months.

Section 76.31(a)(2) of the Rules has been amended (FCC 74-1384, 50 FCC 2d 61 (1974)) to include a provision that where a franchise contains a policy of construction requiring less than complete wiring of the franchise area, such policy shall be adopted only after a full public proceeding which includes specific notice of the consideration of such a policy. The provision is applicable to all franchises granted after August 1, 1975.

Section 76.31(a)(5) of the Rules has been amended (FCC 74-1381, 50 FCC 2d 43 (1974)) to include provisions requiring that the franchise (1) designate by title the office or official of the franchising authority which has primary responsibility for the continuing administration of the franchise and implementation of complaint procedures and (2) require notice of these complaint procedures to be given to each new subscriber at the time of initial subscription to the cable system. These provisions are applicable to all franchises granted after August 1, 1975.

In order to promote an efficient and orderly transition in the area of franchises the Commission permits grandfathered franchises, currently being negotiated to comply with our rules, to keep intact the pre-existing franchise fee until March 31, 1977, if the parties so desire, and to have a termination date consistent with a fifteen year maximum

running from March 31, 1977. (FCC 75-68, 50 FCC 2d 761 (1975)).

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc 75-20738 Filed 8-6-75;8:45 am]

[FCC 75-899]

## EMERGENCY BROADCAST SYSTEM

### Closed Circuit Test

In the matter of A Closed Circuit Test of National-Level Interconnecting Systems, Facilities, and Program Origination Channels of the Emergency Broadcast System.

1. The Commission has received a request from the White House Communications Agency to conduct a Closed Circuit Test of the National-Level interconnecting systems and facilities of the Emergency Broadcast System (EBS) on August 7, 1975, from 2:03:30 to 2:09:00 P.M. EDT.

2. This request has been coordinated with the major radio networks, The American Telephone and Telegraph Company, and the AP and UPI wire services.

3. Coordinated arrangements and voluntary agreements have been obtained from the White House Communications Agency, the Office of Telecommunications Policy, the major Radio Broadcast Networks (ABC, CBS, IMN, MBS, NBC, NPR), UPI-Audio, AT&T, AP and UPI.

4. IT IS ORDERED, pursuant to Section 0.381 of the Commission's Rules and Regulations that a Closed Circuit Test of the EBS be conducted on August 7, 1975, from 2:03:30 to 2:09:00 P.M. EDT, in accordance with Section 73.962 of the rules.

5. Authority for the adoption of this action is contained in Section 1, 4(1), 4(o) and 303(r) of the Communications Act of 1934, as amended.

Adopted: July 29, 1975.

Released: August 4, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20735 Filed 8-6-75;8:45 am]

## FCC TECHNICAL STANDARDS SUBCOMMITTEE

### Meeting

AUGUST 1, 1975.

In accordance with Public Law 92-463, announcement is made of a public meeting of the Glossary Task Group of the FCC Technical Standards Subcommittee to be held September 4, 1975 in Washington, D.C. The meeting will commence at 10 am and will be held in Room 752, 1919 M Street NW:

1. *Purpose:* The purpose of this Subcommittee is to prepare recommended standards and procedures to permit the interconnection of customer-provided and maintained PBX equipment to the public switched network without the need for carrier-provided connecting arrangements.

2. *Activities:* As at prior meetings, Subcommittee members and observers present their suggestions and recommendations regarding the various technical criteria and standards that should be considered with respect to the interconnection of PBX equipment to the public telephone network.

3. *Agenda:* The agenda for the September 4 Glossary Task Group will be as follows:

(1) Review latest computer printout of glossary to remove redundant definitions and to clarify ambiguous text.

(2) Review plans for completion of work.

4. *Public Participation:* The public is invited to attend this meeting. Any member of the public wishing to file a written statement with the Subcommittee may do so before or after the meeting.

For more information, contact the Common Carrier Bureau on (202) 632-6917.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20740 Filed 8-6-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

### WHOLESALE PETROLEUM ADVISORY COMMITTEE

### Notice of Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463, 86 Stat. 770), notice is hereby given that the Wholesale Petroleum Advisory Committee will meet Monday, August 25, 1975, at 9:30 a.m., in the Eldorado Room, Jack Tarr Hotel, Van Ness and Geary Streets, San Francisco, California.

The Committee was established to provide the Administrator, FEA, with expert and technical advice concerning the wholesale trade of selling heating oil, residual fuel, and gasoline.

The agenda for the meeting is as follows:

1. Discussion of Status of Emergency Petroleum Allocation Act of 1973
2. Discussion of Consignee Operations
3. Discussion of Regional Pricing
4. Discussion of Market Shares
5. Discussion of Base Period Suppliers
6. Advisory Committee Membership Rotation
7. Remarks from the Floor (10-Minute Rule)

The meeting is open to the public. The Chairman of the Committee is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform Lois Weeks, Advisory Committee Management Officer, (202) 961-7022 at least 5 days before the meeting and reasonable provision will be made for their appearance on the agenda.

Further information concerning this meeting may be obtained from the Advisory Committee Management Office.

Minutes of the meeting will be made available for public inspection at the Federal Energy Administration, Washington, D.C.

Issued at Washington, D.C. on August 4, 1975.

ROBERT E. MONTGOMERY, Jr.,
*General Counsel.*

[FR Doc.75-20511 Filed 8-5-75;9-56 am]

## GENERAL SERVICES ADMINISTRATION

### REGIONAL PUBLIC ADVISORY PANEL ON ARCHITECTURAL AND ENGINEERING SERVICES

### Meeting

Pursuant to Public Law 92-463, notice is hereby given of a meeting of the Regional Public Advisory Panel on Architectural and Engineering Services, Region 3, August 20, 1975, from 10:30 to 2:00, Room 404, General Services Administration, Winder Building, 17th and F Streets N.W., Washington, D.C. The meeting will be devoted to the initial step of the procedures for screening and evaluating the qualifications of architect-engineers under consideration for selection to furnish professional services for the proposed Miscellaneous Mechanical Work, Agriculture (South) Building, Washington, D.C. (GS-00B-02547). Frank and open discussion of the professional qualifications of the firms being considered is essential to insure selection of the best qualified firms. Accordingly, pursuant to a determination that it will be concerned with a matter listed in 5 U.S.C. 522(b)(5) the meeting will not be open to the public.

Dated: July 25, 1975.

JOHN F. GALUARDI,
*Regional Administrator.*

[FR Doc.75-20624 Filed 8-6-75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

[337-TA-6]

### EYE TESTING INSTRUMENTS INCORPORATING REFRACTIVE PRINCIPLES

### Hearing

Notice is hereby given that the United States International Trade Commission, pursuant to the requirements of section 337(c) of the Tariff Act of 1930, as amended (88 Stat. 2053), will hold a public hearing under section 337(e) of the Tariff Act of 1930, as amended (88 Stat. 2053), in connection with investigation 337-TA-6, Eye Testing Instruments Incorporating Refractive Principles, on August 26, 1975, at 10:00 a.m., E.D.T., in the Hearing Room of the U.S International Trade Commission Building, 8th and E Streets NW., Washington, D.C., for the purpose of determining whether there is reason to believe that section 337 of the Tariff Act of 1930, as amended (88 Stat. 2053), has been violated and, if so, whether or not a temporary order of exclusion or a cease and desist order should be issued.

For purposes of defining the nature and extent of the evidence to be presented by the parties at the hearing, a prehearing conference will be held on August 19, 1975 at 10:00 a.m., E.D.T., at the U.S. Iternational Trade Commission, Building, 8th and E Streets NW., Washington, D.C.

Requests from interested parties and persons for appearances at the hearing should be received by the Secretary of the U.S. Intrnational Trade Commission, in writing, at his office in Washington, D.C. 20436, not later than noon, August 14, 1975.

This notice and order shall become effective August 18, 1975 unless objection and request for reconsideration of this action is filed by any interested party within this 10-day period. Any objection and request for reconsideration shall be accompanied by a statement setting forth the facts relied upon in support of such objection and request and shall be served on the other parties to this investigation.

Notice of the institution of the investigation was published in the FEDERAL REGISTER on February 13, 1975 (40 F.R. 6723) with an assigned docket number 337-41. By notice published in the FEDERAL REGISTER on June 4, 1975 (40 F.R. 24056) this investigation was assigned a new docket number 337-TA-6.

By order of the Commission:

Issued: August 1, 1975.

[SEAL] KENNETH R. MASON,
*Secretary.*

[FR Doc.75-20613 Filed 8-6-75;8:45 am]

## NATIONAL ENDOWMENT FOR THE HUMANITIES

### SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

### Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 13, 15, 17, and 19, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW., Washington, D.C., 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20714 Filed 8-6-75;8:45 am]

### SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

### Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 20, 22, 24, and 26, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW., Washington, D.C., 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20715 Filed 8-6-75;8:45 am]

### SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

### Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 5, 8, 10, and 12, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, NW., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20716 Filed 8-6-75;8:45 am]

## NATIONAL TRANSPORTATION SAFETY BOARD

[N-AR 75-18]

### ACCIDENT REPORTS; SAFETY RECOMMENDATIONS AND RESPONSES

### Availability and Receipt

The National Transportation Safety Board announces the availability of three accident reports and one safety recommendation letter:

*Marine Casualty Report* (USCG/NTSB-MAR-57-3), released June 17, 1975, covers the fire and explosions which destroyed tank barge OCEAN 80, endangering the entire pprt area at Carteret, New Jersey, October 25, 1972. The Safety Board determined that the probable cause of the accident was the ignition of gasoline which spilled from overflowing cargo tanks. The source of ignition could not be identified. A contributing factor, the Board said, was the "failure of the barge tankerman and the terminal dockman to adhere to prescribed procedures." The Safety Board recommended that the Coast Guard (1) require by regulation adequate supervision of cargo-transfer safety procedures, (2) assess terminal firefighting capabilities and require any necessary changes, and (3) thoroughly investigate for at least one year all cargo-transfer oil spills to evaluate the adequacy of applicable Coast Guard regulations.

*Highway Accident Report* (NTSB-HAR-75-4), released July 28, 1975, resulted from the Safety Board's investigation of a four-fatality crash of a car and a truck in congested traffic on Interstate Route 20 at the Chattahoochee River Bridge, west of Atlanta, Georgia, August 21, 1973. The Safety Board determined that the probable cause of the crash was the driver's failure to control

her car while attempting to avoid unexpected slower moving vehicles ahead. This failure resulted in an erratic move to the left and into the path of an overtaking truck. On August 15, 1974, the Safety Board recommended that the Federal Highway Administration provide accident site studies of existing and expected future traffic volumes, traffic controls and roadway geometry, and install traffic control devices on I–20 through lanes if minor improvements to operational practices and ramp geometry proved inadequate. (Recommendations H–74–22 through 24.) Those recommendations are reproduced in this report. Also in this report are new recommendations, H–75–14 and 15, to the FHA to (1) identify and analyze—in cooperation with the Environmental Protection Agency, the Department of Housing and Urban Development, and the States—the cause-and-effect relationships of land-use planning and control, highway facility design and traffic safety; and (2) write standards, if needed, for "the comprehensive planning of highway transportation facilities and the land uses that affect their safe operation."

*Railroad Accident Report* (NTSB–RAR–75–7), released July 29, 1975, covers the hazardous materials accident at the Southern Pacific Transportation Company's Englewood Yard, Houston, Texas, September 21, 1974. Butadiene spilled, vaporized, and subsequently exploded after two jumbo tank cars collided with an empty tank car at five times the intended coupling speed. The empty tank car's coupler pierced the tank head of one of the jumbo cars, causing the spillage. The Board held that the overspeed impact probably was caused by the failure of the yard's retarding system to slow the two coupled tank cars and by "the absence of a backup system to control cars which pass through the retarders at excessive speeds." The Board traced the retarding system failure to foreign substances on the wheels of the two cars that preceded the two tank cars through the retarders. The Board recommended that Southern Pacific, after "systematic analysis," make necessary changes at Englewood Yard "to insure that all cars brought to the hump for classifications will be controlled properly." (Recommendation R–75–28.) Further, the Board recommended (R–75–29 and 30) that the Federal Railroad Administration (1) research and develop, in cooperation with the Association of American Railroads, minimum performance standards for retarding systems in gravity switching yards; and (2) issue regulations, superseding its 1974 emergency order, which would fulfill the Board's 1972 recommendation that switching of large quantities of all hazardous materials "with a danger range beyond railroad property boundaries" be handled as would cars containing explosives.

*Safety Recommendation A–75–60*, issued July 31, 1975, directs the Federal Aviation Administration to: "Issue an Air Carrier Operations Bulletin requiring Principal Operations Inspectors to alert their assigned air carriers to the importance of assigning emergency duties and seating locations to extra flight attendants carried on board aircraft in excess of the number required by 14 CFR 121.391 so that they are more evenly distributed throughout the aircraft to provide more effective guidance to passengers at more exits during an emergency evacuation." The need for this recommendation was prompted by Board investigations of the Pan American Boeing 707 accident at Pago Pago, January 30, 1974, and the Overseas National Airways DC–8 emergency evacuation at Bangor, Maine, June 20, 1973.

*Responses to Safety Recommendations.* During the past week the following letter responses were received from addressees of earlier Safety Board recommendations:

Re *A–75–52* (40 FR 25861), dated July 18, 1975, from FAA. The FAA reports that, on June 2, two GENOT's (general notices) were issued: (1) "to all facilities making it clear that the provision of ATC additional services, which includes safety advisories, is a required duty to be accomplished to the extent permitted by higher priority duties and other circumstances," and (2) "requiring as a first priority duty, along with the separation of the aircraft, the immediate issuance of a 'low altitude alert' to radar identified aircraft if an automatic altitude report is observed on radar showing the aircraft to be at an altitude, which in the controller's judgment places the aircraft in unsafe proximity to terrain/obstructions."

Re *A–75–24*, dated July 18, 1975, from FAA. The Board issued the recommendation, which relates to bird ingestion criteria for large turbofan engines, on March 25, 1975. FAA states that, after obtaining available data on in-service cases of bird ingestion by JT9D and CF6 engines, analysis shows: "The average in-flight shutdown rate due to bird is approximately 0.003 per 1,000 engine hours, which is on the order of one percent of the in-flight shutdown rate for all causes in these engines." FAA concludes that the bird ingestion criteria are adequate but that further effort to improve engine resistance to bird strikes is merited. A joint FAA/NASA project is planned.

Re *A–75–14 and 15*, dated July 23, 1975, from the Department of Defense, attaching copy of a letter of June 30, 1975, from FAA to DOD. FAA concurs with A–75–14 and will meet with appropriate military authority to make changes in establishment of military refueling tracks to include the concept of the recommendation. However, FAA has no comments on A–75–15, considering the lighting requirements of Federal Aviation Regulation 91 satisfactory; FAA states that military aircraft meet the requirements of that regulation. DOD states that its letter of May 30, 1975 (40 FR 25107) and FAA's comments constitute final action on the recommendations.

The reports and the recommendation letter are available to the general public; single copies may be obtained without charge. A $4.00 user-service charge will be made for each recommendation response, in addition to a charge of 10¢ per page for reproduction. All requests must be in writing, addressed to: Publications Unit, National Transportation Safety Board, Washington, D.C. 20594.

Multiple copies of the reports may be purchased from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151.

(Secs. 304(a)(2) and 307 of the Independent Safety Board Act of 1974 (Pub. L. 93–633, 88 Stat. 2169, 2172 (49 U.S.C. 1903, 1906)).

*Federal Register Liaison Officer.*

AUGUST 4, 1975.

[FR Doc.75–20726 Filed 8–6–75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, WORKING GROUP ON HYPOTHETICAL CORE DISRUPTIVE ACCIDENT (HCDA)

#### Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards Working Group on HCDA will hold a meeting on August 22, 1975 in room 1046, 1717 H St. NW., Wash., D.C. 20555. The purpose of the meeting will be to discuss highlights of topics previously considered such as transition phase technology, post-accident heat removal, radiological consequences and analytical modeling of a hypothetical core disruptive accident.

The following constitutes that portion of the Working Group's agenda for the above meeting which will be open to the public:

*Friday, August 22, 1975, 10:00 a.m. until the close of business.* Presentations will be made on the various aspects of a HCDA. Discussions will be held with representatives of the Energy Research and Development Administration (ERDA) and the NRC Staff.

In connection with the above agenda item, the Working Group will hold Executive Sessions, not open to the public, at 9:30 a.m. and at the end of the day to consider matters relating to the above topics. These sessions will involve an exchange of opinions and discussions of preliminary views and recommendations of Working Group members and internal deliberations for the purpose of formulating recommendations to the ACRS.

I have determined, in accordance with Subsection 10(d) of Public Law 92–463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552 (b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Working Group operation.





Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Working Group is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 15, 1975, to the Executive Secretary, ACRS, NRC, 1717 H St. NW., Washington, D.C. 20555, ATTN: Mr. Thomas G. McCreless. Comments which fail to meet the specific mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Working Group will receive oral statements at an appropriate time chosen by the Chairman of the Working Group.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 21, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634–1373, ATTN: Mr. Thomas G. McCreless) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Working Group and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) A copy of the transcript of the open portion of the meeting will be available for inspection on or after August 28, 1975 at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second St. NE., Wash., D.C. 20002 (telephone 202/547–6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555 after November 24, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75–20408 Filed 8–6–75;8:45 am]

[Docket No. 50–333]

### POWER AUTHORITY OF THE STATE OF NEW YORK (JAMES A. FITZPATRICK PLANT)

#### Proposed Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) is considering the issuance of an amendment to Facility Operating License No. DPR–59 issued to the Power Authority of the State of New York and Niagara Mohawk Power Corporation (the licensee) for operation of the James A. Fitzpatrick Nuclear Power Plant (the facility), a boiling-water reactor located in Scriba, Oswego County, New York, and currently authorized for operation at power levels up to 2436 MWt.

In accordance with the licensee's application for a license amendment dated July 9, 1975, the amendment would modify operating limits in the Technical Specifications based upon an evaluation of ECCS performance calculated in accordance with an acceptable evaluation model that conforms to the requirements of the Commission's regulations in 10 CFR Section 50.46. The amendment would modify various limits established in accordance with the Commission's Interim Acceptance Criteria, and would, with respect to the facility, terminate the further restrictions imposed by the Commission's December 27, 1974 Order for Modification of License, and would impose instead, limitations established in accordance with the Commission's Acceptance Criteria for Emergency Core Cooling Systems for Light Water Nuclear Power Reactors, 10 CFR Section 50.46.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By September 8, 1975 the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject facility operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER Notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to Arvin E. Upton, Esquire, LeBoeuf, Lamb, Leiby & MacRae, 1757 N Street NW., Washington, D.C. 20036, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see (1) the application for amendment dated July 9, 1975, and (2) the Commission's Order for Modification of License and the documents referred to in the Order dated December 27, 1974 published in the FEDERAL REGISTER on January 9, 1975 (40 FR 1774), which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Oswego City Library, 120 East Second Street, Oswego, New York. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 30th day of July 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75–20407 Filed 8–6–75;8:45 am]

[Docket Nos. 50-354 & 50-355]

## PUBLIC SERVICE ELECTRIC & GAS CO. AND ATLANTIC CITY ELECTRIC CO.

### Issuance of Amendment to Construction Permits

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 2 to Construction Permits CPPR-120 and CPPR-121 issued to Public Service Electric & Gas Company and Atlantic City Electric Company for construction of the Hope Creek Generating Station, Units 1 & 2, located on the Permittees' site on Artificial Island in Lower Alloways Creek Township, Salem County, New Jersey. Amendment No. 2 is effective as of the date of issuance.

The amendment changes the operable date for the audible signal (a siren for emergency alarm use) as specified in Condition 3E(10)d of CPPR-120 and CPPR-121 from August 1, 1975 to December 31, 1975.

The application for the amendment compiles with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action see (1) the application for amendment, dated June 30, 1975, (2) Amendment No. 1 to CPPR-120 and Amendment No. 1 to CPPR-121, (3) Amendment No. 2 to CPPR-120 and Amendment No. 2 to CPPR-121, and (4) the Commission's related Staff Evaluations. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Salem Free Public Library, 112 West Broadway, Salem, New Jersey 08079.

A copy of items (2), (3), and (4) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 31st day of July, 1975.

For the Nuclear Regulatory Commission.

WALTER R. BUTLER,
*Chief, Light Water Reactor Branch 1-2, Division of Reactor Licensing.*

[FR Doc.75-20649 Filed 8-9-75;8:45 am]

[Dockets Nos. 50-266/301]

## WISCONSIN ELECTRIC POWER CO. AND WISCONSIN MICHIGAN POWER CO.

### Proposed Issuance of Amendments to Facility Operating Licenses

The Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses Nos. DPR-24 and DPR-27 issued to Wisconsin Electric Power Company and Wisconsin Michigan Power Company (the licensees), for operation of the Point Beach Nuclear Plant Units 1/2, located in Town of Two Creeks, Manitowoc County, Wisconsin.

The amendments would revise the provisions in the Technical Specifications relating to altering existing Limiting Conditions for Operation associated with the ECCS and Reactor Core Power Distribution Limits, in accordance with the licensees applications for amendments, dated September 6, 1974, December 6, 1974, and June 24, 1975.

Prior to issuance of the proposed license amendments, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's rules and regulations.

By September 8, 1975, the licensees may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendments to the subject facility operating licenses. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Bruce W. Churchill, Esquire, Shaw, Pittman, Potts, Trowbridge & Madden, Barr Building, 910 17th Street NW., Washington, D.C. 20006, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendments dated September 6, 1974, and supplements dated December 6, 1974 and June 24, 1975, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Document Department, University of Wisconsin—Stevens Point Library, Stevens Point, Wisconsin 54481. The license amendments and the Safety Evaluation, when issued, may be inspected at the above locations and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland this July 25, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch #3, Division of Reactor Licensing.*

[FR Doc.75-20370 Filed 8-5-75;8:45 am]

[Docket No. 50-29]

## YANKEE ATOMIC ELECTRIC CO.

### Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 15 to Facility Operating License No. DPR-3 issued to Yankee Atomic Electric Company which revised Technical Specifications for operation of the Yankee Nuclear Power Station located in Rowe, Massachusetts. The amendment is effective as of its date of issuance.

This amendment adds a new Section G, "Reactor Coolant System Surveillance Testing", in the Technical Specifications in Appendix A.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated January 3, 1974, (2) Amendment No. 15 to License No. DPR-3, with Change No. 120, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Greenfield Public Library, 402 Main Street, Greenfield, Massachusetts 01581.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 31st day of July 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch #1, Division of Reactor Licensing.*

[FR Doc.75-20650 Filed 8-6-75;8:45 am]





## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area #1166]

### ILLINOIS

#### Declaration of Disaster Area

As a result of the President's declaration I find that Fulton and adjacent counties within the State of Illinois constitute a disaster area because of damage resulting from a tornado on July 23, 1975. Eligible persons, firms and organizatons may file applications for loans for physical damage until the close of business on September 26, 1975, and for economic injury until the close of business on April 28, 1976, at:

Small Business Administration
Branch Office
Ridgely Building—Room 816
502 East Monroe Street
Springfield, Illinois 62701

or other locally announced locations.

Date: July 30, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20646 Filed 8-6-75;8:45 am]

[Declaration of Disaster Loan Area #1167]

### LOUISIANA

#### Declaration of Disaster Area

Ouachita and adjacent parishes within the State of Louisiana constitute a disaster area because of damage resulting from flooding on July 7 and 8, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 29, 1975 and for economic injury until the close of business on April 30, 1976 at:

Small Business Administration
District Office
Plaza Tower—17th Floor
1001 Howard Avenue
New Orleans, Louisiana 70113

or other locally announced locations.

Date: July 30, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20647 Filed 8-6-75;8:45 am]

[Declaration of Disaster Loan Area #1165]

### OHIO

#### Declaration of Disaster Area

Hamilton and adjacent counties within the State of Ohio constitute a disaster area because of damage resulting from flooding on June 26, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 29, 1975 and for economic injury until the close of business on April 29, 1976 at:

Small Business Administration, Branch Office,
Federal Building—Room 5524, 550 Main
Street, Cincinnati, Ohio 45202

or other locally announced locations.

Date: July 29, 1975.

LOUIS F. LAUN,
*Acting Administrator.*

[FR Doc.75-20645 Filed 8-6-75;8:45 am]

## VETERANS ADMINISTRATION

### STATION COMMITTEE ON EDUCATIONAL ALLOWANCES

#### Notice of Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on Friday, August 29, 1975, at 10:30 a.m. E.D.T., the White River Junction Station Committee on Educational Allowances shall at Room 124, Administration Building, Veterans Administration Center, White River Junction, VT. conduct a hearing to determine whether Veterans Administration benefits to all eligible persons enrolled in Southern Vermont College, Bennington, VT. should be discontinued, as provided in 38 C.F.R. 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the committee at that time and place.

Dated: July 31, 1975.

W. A. YASINSKI,
*Director VA Center, White River Junction, VT. 05001.*

[FR Doc.75-20768 Filed 8-6-75;8:45 am]

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

### ALASKA STATE STANDARDS

#### Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Assistant Regional Director for Occupational Safety and Health (hereinafter called Assistant Regional Director) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary) (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On August 10, 1973, notice was published in the FEDERAL REGISTER (38 FR 21628) of the approval of the Alaska plan and the adoption of Subpart R to Part 1952 containing the decision.

The Alaska plan provides for the adoption of Federal standards as State standards by reference. Section 1952.243 of Subpart R sets forth the State's schedule for the adoption of Federal standards.

By letter dated February 25, 1975, from Edmund N. Orbeck, Commissioner, Department of Labor, to James W. Lake, Assistant Regional Director, and incorporated as part of the plan, the State submitted State standards comparable to 29 CFR Part 1910 Subpart S. These standards, which are contained in Alaska Occupational Safety and Health Standards, were promulgated after resolution adopted by the Alaska Department of Labor on May 31, 1973, pursuant to Alaska Statutes 18.60.020.

2. *Decision.* Having reviewed the State submission in comparison with the Federal standards it has been determined that the State standards are identical to the Federal standards and are hereby aporoved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplement, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Assistant Regional Director, Occupational Safety and Health Administration, Room 6048, Federal Office Building, 909 First Avenue, Seattle, Washington 98174; State of Alaska, Department of Labor, Office of the Commissioner, Juneau, Alaska 99801; and Office of the Associate Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, New Department of Labor Building Room N3603, 200 Constitution Avenue NW., Washington, D.C. 20210.

4. *Public participation.* Under 1953.2 (c) of this chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds that good cause exists for not publishing the supplement to the Alaska State plan as a proposed change and making the Assistant Regional Director's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with the procedural requirements of State law and further participation would be unnecessary.

This decision is effective August 7, 1975.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667)).

Signed at Seattle, Washington, this 30th day of June, 1975.

JAMES W. LAKE,
*Assistant Regional Director.*

[FR Doc.75-20717 Filed 8-6-75;8:45 am]

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### Office of the Secretary

[TA-W-35-44]

### CHRYSLER CORP.

**Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, the Department of Labor herein presents the results of TA-W-35-44; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

The investigation was initiated on June 2, 1975, in response to worker petitions filed on that date by the International Union, United Automobile, Aerospace and Agricultural Implement Workers of America (UAW) on behalf of workers at ten domestic automobile assembly, engine and soft trim plants of Chrysler Corporation.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 24965) on June 11, 1975. A public hearing was requested by the UAW and was held on July 7, 1975.

The information upon which the determination was made was obtained principally from officials of Chrysler Corporation, the UAW, industry analysts, the U.S. International Trade Commission, the U.S. Department of Commerce, the Motor Vehicle Manufacturers Association and Ward's Automotive Reports.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) that a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) that sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) that increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

*Significant total or partial separations.* Average hourly employment at Chrysler's six domestic automobile assembly plants declined by the following percentages from the first nine months of model year 1974 (August 1973 to April 1974) to the first nine months of model year 1975 (August 1974 to April 1975): Lynch Road plant—29 percent, Hamtramck plant—52 percent, Jefferson plant—40 percent, Newark plant—60 percent, Belvidere plant—23 percent and St. Louis plant—33 percent. Average hourly employment at the company's domestic engine and soft trim plants declined by the following percentages during the same period: Mound Road engine plant—25 percent, Trenton engine plant—32 percent, Detroit trim plant—29 percent and Lyons trim plant—50 percent. Average salaried employment at the ten petitioning plants declined 34 percent overall during the same period.

*Sales or production, or both have decreased absolutely.* Automobile production at Chrysler's six domestic assembly plants fell by the following percentages from the first ten months of model year 1974 (August 1973 to May 1974) to the first ten months of model year 1975 (August 1974 to May 1975): Lynch Road plant—36 percent, Hamtramck plant—52 percent, Jefferson plant—20 percent, Newark plant—54 percent, Belvidere plant—8 percent and St. Louis plant—39 percent. Chrysler domestic engine production declined 37 percent at the Mound Road plant and 28 percent at the Trenton plant during the same period. Chrysler domestic soft trim production declined 24 percent in value for the Detroit and Lyons trim plants combined during the same period.

*Contribution of imports.* It seems clear that imports have contributed relatively little to the decline in the U.S. automobile industry as a whole over the period relevant to the petitions. Yet, imports have contributed importantly to the decline in Chrysler output and employment with regard to certain but not all of the products covered by the petition. Much of the analysis in this investigation was directed to the impact of imports on the specific Chrysler products covered by the petitions.

The critical issue concerns the competitive structure of the U.S. auto market. The market is served by many makes (manufacturers and carlines) and by many sizes of each make (subcompacts, compacts, intermediates, etc.) some of which are imported and some not. Accordingly, the problem is one of determining the extent to which the demand for a U.S. produced Chrysler compact, for example, has been affected by imports of the same and similar cars by Chrysler, by imports of the same and similar sizes by different makers, and by similar cars produced in the U.S. by domestic competitors. The results need to be disentangled from the impact of the recession, energy problems, and other factors.

The degree of competition has been treated as a continuum running from prefect substitutability at one extreme (the Canadian made Valiant and the U.S. made Valiant) to extremely low substitutability at the other, with considerable judgment required in most cases.

The finding is made that imports did not contribute importantly to declines in production and employment involving Chrysler compact, standard, and luxury autos. For all three models, the recession, sales losses to U.S. products of competitors, and other non-import factors are sufficient to explain the declines in output and employment. The perfectly competitive imports of Chrysler compacts from Canada declined as sharply as did Chrysler U.S. production. For standard and luxury cars, competitive imports do not seem to be significant.

A negative finding is also made in respect of six cylinder engines and soft trim produced in the Detroit plant. Both items are produced primarily to meet Chrysler auto production requirements and only Chrysler Canadian imports are of any significance. For six cylinder engine production, the recession and domestic competition are of overwhelming importance. Imports declined sharply in absolute terms and increased only slightly in relative terms. The Detroit trim plant benefited from interplant transfers of production and cannot be regarded as importantly affected by imports.

Affirmative findings are made for the production of intermediate autos, eight cylinder engines, and for the trim produced at the Lyons plant. For the three products, there were no significant losses to domestic competition and Canadian imports increased substantially even in absolute terms.

*Conclusion.* After careful review of the facts obtained in the investigation, I conclude that increased imports of intermediate automobiles, eight cylinder automobile engines, and soft trim for automobiles like that produced at Chrysler's Lynch Road (Detroit, Michigan) and St. Louis (Fenton, Missourl) automobile assembly plants; Chrysler's Mound Road (Detroit, Michigan) and Trenton (Michigan) engine plants; and Chrysler's Lyons (Michigan) soft trim plant have contributed importantly to the separations of the workers and to the declines in production at these plants. I further conclude that increased imports of automobiles like the compact, standard, and luxury type automobiles, the six cylinder engines, and the soft trim produced at Chrysler's Newark (Delaware), St. Louis (Fenton, Missouri), Hamtramck (Michigan), Jefferson (Detroit, Michigan), and Belvidere (Illinois) automobile assembly plants; Chrysler's Trenton engine plant; and Chrysler's Detroit trim plant did not contribute importantly to the separations of workers at these plants. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision, I make the following certification:

"That all hourly and salaried workers of Chrysler Corporation, Mound Road Engine plant (TA-W-36), Detroit, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, St. Louis Assembly plant (TA-W-38), Fenton, Missouri, engaged in employment related to the production of Fury and Coronet automobiles who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Trenton Engine plant (TA-W-42), Trenton, Michigan, engaged in employment related to the production of eight cylinder engines for automobiles who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Lynch Road Assembly plant (TA-W-43), Detroit, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Lyons Trim plant (TA-W-44), Lyons, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974."

Signed at Washington, D.C., this 1st day of August 1975.

JOEL SEGALL,
*Deputy Under Secretary*
*International Affairs.*

[FR Doc.75-20718 Filed 8-6-75;8:45 am]





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## LEGAL SERVICES CORPORATION

### ORGANIZATION AND FUNCTIONS

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93-355, 88 Stat. 378, 42 U.S.C. §§ 2996-2996*l*, §§ 2971e, 2996b note ("the Act"). The Corporation's Board of Directors, which was confirmed by the Senate on July 9, 1975, held its first meeting on July 14, 1975. Section 1006(b)(5) of the Act requires the Corporation to issue certain rules and regulations within 90 days of its first Board meeting. Accordingly, pursuant to §§ 1006(b)(5), 1011 and 1008(e) of the Act, the Corporation hereby notices and publishes for comment the following proposed temporary rules and regulations.

Public comment will be received by the Corporation at its temporary office, Room 413, 1725 K Street N.W., Washington, D.C. for 30 days from the date of this publication. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen at the above offices during business hours, Monday through Friday.

Comments will be considered by the Board at its next meeting thereafter. These proposed temporary rules and regulations,, as they may be amended by the Board after consideration of such comments, and published in the Federal Register in final form prior to September 13, 1975, shall become effective as such on October 13, 1975.

These proposed rules and regulations here noticed and published are temporary. Final rules and regulations will be proposed by notice and publication by the Corporation as soon as practicable.

SECTION 1. *Purpose and Scope.* The purpose of these temporary regulations is to implement and enforce provisions of §§ 1006(b)(5), 1007(a)(5), and 1011 of the Act. Unless otherwise indicated, they shall apply to the Corporation, its employees, its recipients, and the employees of its recipients. Nothing contained herein shall affect the application of the other provisions of the Act, including the rights, duties and restrictions contained therein, to the Corporation, its directors, officers and employees, and to the recipients, and the employees and staff attorneys of the recipients, as of October 13, 1975.

SEC. 2. *Definitions.* As used in these regulations, the term—

(A) "Act" means The Legal Services Corporation Act of 1974, Pub. L. 93-355, 88 Stat. 378, 42 U.S.C. §§ 2996-2996*l*, §§ 2971e, 2966b note;

(B) "Board" means the Board of Directors of the Legal Services Corporation established under the Act;

(C) "Corporation" means the Legal Services Corporation established under the Act;

(D) "eligible client" means any person financially unable to afford legal assistance;

(E) "legal assistance" means the provision of any legal services consistent with the purposes and provisions of the Act;

(F) "recipient" means any grantee, contractee, or recipient of financial assistance described in clause (A) of § 1006(a)(1) of the Act; and

(G) "staff attorney" means an attorney who receives more than one-half of his annual professional income from a recipient organized solely for the provision of legal assistance to eligible clients under the Act.

SEC. 3. *Picketing, Boycotts, Strikes, Illegal Activities.* (A) No employee of the Corporation or of any recipient (except as permitted by law in connection with such employee's own employment situation), while carrying out legal assistance activities under the Act shall engage in, or encourage others to engage in, any public demonstration or picketing, boycott, or strike.

(B) No such employee shall, at any time, engage in, or encourage others to engage in, any of the following activities:

(1) any rioting or civil disturbance;

(2) any activity which is in violation of an outstanding injunction of any court of competent jurisdiction;

(3) any other illegal activity; or

(4) any intentional identification of the Corporation or any recipient with any political activity prohibited by § 1007(a)(6) of the Act; *provided, however,* that nothing in this section shall be interpreted to mean that the prohibition against "encouraging" precludes legal advice and representation for an eligible client with respect to such client's legal rights and responsibilities.

SEC. 4. *Legislative and Administrative Representation.* No funds made available to recipients by the Corporation shall be used at any time, directly or indirectly, to influence the issuance, amendment, or revocation of any executive order or similar promulgation by any Federal, State, or local agency, or to undertake to influence the passage or defeat of any legislation by the Congress of the United States, or by any State or local legislative bodies, except where—

(A) representation by an attorney as an attorney for any eligible client is necessary to the provision of legal advice and representation with respect to such client's legal rights and responsibilities (which shall not be construed to permit a recipient or an attorney to solicit a client for the purpose of making such representation possible, or to solicit a group with respect to matters of general concern to a broad class of persons as distinguished from acting on behalf of any particular client); or

(B) a governmental agency, a legislative body, a committee, or a member thereof requests personnel of any recipient to make representations thereto.

SEC. 5. *Enforcement.* The Corporation shall have authority, in accordance with procedures set forth at 45 C.F.R. § 1067.-1-4(b) (relating to suspension) or 45 C.F.R. §§ 1067.1-5 through 1067.1-11 (relating to terminations):

(A) to suspend or terminate the employment of any employee of the Corporation who violates the provisions of Section 3 hereof; and

(B) to suspend or terminate financial assistance to any recipient which fails to prohibit activities proscribed by the Act or by Sections 3 and 4 hereof;

*provided that,* no suspension of employment or financial assistance shall be continued for longer than 30 days unless the employee of the Corporation or recipient is provided notice and an opportunity for a hearing in accordance with the procedures set forth in 45 C.F.R. § 1067.1-5 through 1067.1-11; and

*provided further,* that the term "OEO" in the above-referenced regulations shall mean the Corporation and the term "responsible OEO official" shall mean the President of the Corporation, or, if no President is in office, the Chairman of the Board, or his designee.

LOUIS F. OBERDORFER,
*Counsel to the Corporation.*

[FR Doc.75-20859 Filed 8-6-75;12:21 pm]

## FEDERAL POWER COMMISSION

### CONNECTICUT RIVER BASIN

#### Meeting on Hydroelectric Power

As noticed in the FEDERAL REGISTER on July 25, 1975 (Volume 40, No. 144, pages 31273–31274), pursuant to the provisions of the Federal Power Act, the National Environmental Policy Act of 1969, Section 102(C), and Commission Order No. 415(C), the staff of the Federal Power Commission will issue an environmental impact statement (EIS) on the relationships among hydroelectric power facilities, the electric power generation and transmission system, and water use in the Connecticut River Basin (CRB) on or about December 31, 1975.

The thrust of the statement relates to the responsibility of the Federal Power Commission to license non-Federal hydroelectric power developments and to assure an abundant supply of electric energy with the greatest possible economy and with regard to the proper utilization and conservation of natural resources. The statement will provide a systematic environmental evaluation of the cumulative, synergistic impacts of hydroelectric power in the basin and its relationship to the total electric power requirement and supply in the region. Extensive use will be made of mathematical models; component parts of the basin model will include: the electric energy system, a physical (chiefly hydroelectric) model and man's influence on hydrologic patterns, an ecological model, a human activities model, and a model of economic impact.

Notice is hereby given that a technical meeting between Commission staff and licensees for hydroelectric projects within the Connecticut River Basin (Holyoke Water Power Company, Western Massachusetts Electric Company, and the New England Power Company) will be held on Friday, August 31, 1975, the Room 163 complex, 10:00 a.m., Murray Lincoln Campus Center, University of Massachusetts, Amherst, Massachusetts. This meeting is open to the public. The meeting is expected to be completed by 12:00 noon but may reconvene at 1:30 if additional time is necessary.

The Commission staff will describe the environmental impact statement being prepared on the relationships between hydroelectric power and water use in the Connecticut River Basin and identify the kinds of information which the staff is requesting of licensees.

The agenda for the meeting is as follows:

1. Opening Remarks
2. Presentation of Staff CRB/EIS Outline
3. Description of the Kinds of Information Requested of Licensees.
4. Response by Licensees

As stated in the original FEDERAL REGISTER notice of July 25, 1975, a meeting to receive public comments will be held in the Connecticut River Basin area following the availability of the draft CRB EIS.

For further information contact Richard F. Hill, Office of Energy Systems, Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 (Telephone: 202–386–6525).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20675 Filed 8–6–75;8:45 am]

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[Docket No. ER76–19]

### ARIZONA PUBLIC SERVICE CO.

#### Filing of Power Agreement

JULY 30, 1975.

Take notice that on July 23, 1975, Arizona Public Service Company (APS) tendered for filing a Power Agreement between APS and Electrical District Member, One of the County of Pinal, Arizona. The filing is made pursuant to Section 35.12 of the Commission's Regulations.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20687 Filed 8–6–75;8:45 am]

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[Docket No. RP75–32]

### ARKANSAS-LOUISIANA GAS CO.

#### Extension of Procedural Dates

JULY 30, 1975.

On July 25, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued February 13, 1975, as most recently modified by notice issued June 2, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, October 14, 1975.
Service of Intervenor Testimony, October 28, 1975.
Service of Company Rebuttal, November 11, 1975.
Hearing, November 19, 1975 (10 a.m. EST).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20688 Filed 8–6–75;8:45 am]

[Docket No. E–8250]

### ARKANSAS POWER AND LIGHT CO.

#### Extension of Procedural Dates

JULY 31, 1975.

On July 25, 1975, Intervenors filed a motion to extend the procedural dates fixed by order issued May 16, 1975, in the above-designated matter.

Upon consideration, Section 1.13(d) of the Commission's Rules and Regulations is waived and notice is hereby given that the dates in the above matter are modified as follows:

Service of Intervenor's Testimony, October 1, 1975.
Service of A P & L Rebuttal, November 14, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20700 Filed 8–6–75;8:45 am]

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[Docket Nos. RI74–95, *et al.*]

### ATLANTIC RICHFIELD CO., ET AL.

#### Correction

JULY 22, 1975.

In the Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes to Become Effective Subject to Refund, issued July 1, 1975, and Published in the Federal Register on July 11, 1975, 40 FR 29340, please make the following correction.

APPENDIX "A", page 29341, Docket No. RI74–95, *Atlantic Richfield Company*. Under column headed "Purchaser And Producing Area" opposite FPC Gas Rate Schedule No. 580 and Supplement No. 9 insert "Northwest Pipeline Corporation" (New Mexico) (Rocky Mountain) and opposite FPC Gas Rate Schedule No. 638, Supplement No. 8 insert "El Paso Natural Gas Company" (New Mexico) (Rocky Mountain).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20676 Filed 8–6–75;8:45 am]

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[Docket No. ID–1623]

### ALAN R. BARTON

#### Supplemental Application

JULY 31, 1975.

Take notice that on June 20, 1975, Alan R. Barton, (Applicant) filed a supplemental application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following position:

Executive Vice Pres., Alabama Power Company, Public Utility.

Alabama Power Company (hereinafter sometimes referred to as "ALABAMA") has its principal place of business at 600 North 18th Street, Birmingham, Alabama, and is engaged within the State of Alabama in the generation and purchase of electric energy and distribution and sale of such energy at retail in 639 communities (including Birmingham, Mobile and Montgomery) as well as in rural areas, and at wholesale to 15 municipalities, 11 rural distributing cooperative associations and one generating and transmitting cooperative.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20686 Filed 8–6–75;8:45 am]





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[Docket No. ID–1764]

### EARL A. BORGMANN

#### Initial Application

JULY 31, 1975.

Take notice that on July 7, 1975, Earl A. Borgmann, (Applicant) filed an initial application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Vice President, The Cincinnati Gas & Electric Company, Public Utility.
Vice President, The Union Light, Heat, and Power Company, Public Utility.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20690 Filed 8–6–75;8:45 am]

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[Docket Nos. E–9364 and E–9366]

### BOSTON EDISON CO.

#### Order Accepting for Filing Proposed Rate Schedules

(Issued July 31, 1975)

On April 6, 1975, Boston Edison Company (Edison) tendered for filing Initial Unit Sales Agreements with Bangor Hydro-Electric Company (Bangor) [1] and Cambridge Electric Light Company (Cambridge) [2] from Edison's Mystic Unit No. 7 (Unit).[3] These filings are designated as Boston Edison Company's Rate Schedule FPC No. 106 (Bangor) and Rate Schedule FPC No. 107 (Cambridge).

Notice of the filings were issued on April 14, 1975, with comments, protests, or petitions to intervene due on or before April 23, 1975. No responses were received. Edison has requested an effective date of June 14, 1975, being the date the unit was placed into service.

Edison's filings show that Cambridge pays a monthly transmission charge calculated in accordance with standard New England Power Pool (NEPOOL) practices. This amount is equal to Cambridge's percentage share times the net capability of the Unit in kilowatts times one-twelfth of the annual cost of Edison's pool transmission facilities (PTF). We note that PTF cost rules are currently under investigation in New England Power Pool, Docket No. E–7690. Accordingly, that part of Cambridge's transmission charges associated with NEPOOL PTF costs will be made subject to the outcome of the proceedings in Docket No. E–7690.

Our investigation of the filing indicates that the proposed charges for the unit sales are based on Cambridge's and Bangor's percentage share of the Unit's 587 MW Unit output. The agreements provide for the purchase by Cambridge of 49,895 KW of power (8.5%) from May 1, 1975, through October 31, 1975, and by Bangor of varying percentages of power (3.41%, 6.81%, 8.52%, 10.22%, 5.11%, 6.81%, 14.48% and 16.18% for periods commencing May 1, 1975, November 1, 1975 and each November 1 thereafter through October 31, 1984, respectively). Total charges include a capacity charge, an associated transmission charge, and an energy charge. The capacity charges are determined on a cost of service basis. The associated transmission charge is for the use of Edison's 345 KV transmission line from the Unit to Edison's North Cambridge Substation No. 509. The energy charge is based on each purchaser's entitlement percentages in the Unit times the monthly fuel expense for the unit.

[1] Designated Docket No. E–9394.
[2] Designated Docket No. E–9366.
[3] The unit is a fossil generating unit located in Everett, Massachusetts. When completed it will have an estimated 587 Mw maximum net capacity.

Certain issues of law and fact raised in Docket No. E–9364 are similar to those raised in Docket No. E–9366. Accordingly, we shall consolidate Docket No. E–9364 with Docket No. E–9366 for purposes of hearing and decision, as hereinafter provided.

Our review indicates that the proposed rates, charges, terms, and conditions of service of the proposed rate schedules have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory and otherwise unlawful. We shall, therefore, accept the proposed rate filings to become effective June 14, 1975, as requested, and shall institute a Section 206 investigation into the lawfulness of the rates charged and collected by Edison.

*The Commission finds:*

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Federal Power Act that the Commission accept for filing Edison's April 6, 1975, filings and permit the proposed rate schedules to become effective June 14, 1975.

(2) A Section 206 investigation into the lawfulness of the rates charged and collected by Edison should be instituted.

(3) Good cause exists to grant Edison's request for waiver pursuant to Section 35.11 of the notice requirement set for in Section 35.3(a).

(4) That part of transmission charges to Cambridge associated with PTF costs should be subject to the outcome of proceedings in Docket No. E–7690.

*The Commission orders:*

(A) The Commission hereby grants Edison's request for waiver pursuant to Section 35.11 of the Regulations of the 30 day notice requirement set forth in Section 35.3 of the Regulations.

(B) Edison's Initial Rate Filings filed on April 6, 1975, are hereby accepted for filing to become effective June 14, 1975.

(C) That part of transmission charges to Cambridge associated with PTF costs will be made subject to adjustment based on the outcome of the PTF cost rules now pending in Docket No. E–7690.

(D) Docket No. E–9364 is hereby consolidated with Docket No. E–9366 for purposes of hearing and decision.

(E) Pursuant to the authority of the Federal Power Act, particularly Section 206 thereof, and the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on November 19, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, to determine the justness and reasonableness of the rates, charges, terms and conditions of service in Edison's filings.

(F) Edison shall serve its prepared testimony and exhibits on or before September 23, 1975. Any Intervenor's evi-



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dence shall be served on or before October 7, 1975. The Commission Staff shall serve its prepared testimony and exhibits on or before October 21, 1975. Any Company Rebuttal shall be served on or before November 4, 1975.

(G) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(H) The Commission Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20701 Filed 8-6-75;8:45 am]

[Docket No. RP72-142; PGA75-1]

## CITIES SERVICE GAS CO.

### Order Setting Date for Hearing; Correction

Issued July 16, 1975, published in the Federal Register on July 22, 1975, Page 30749 please make the following correction.

APPENDIX. Under column headed "Producer Respondents" change "Burham Oil & Gas Co." to "Burmah Oil & Gas Co."

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20677 Filed 8-6-75;8:45 am]

[Docket No. CP64-89]

## CITIES SERVICE GAS CO. AND NATURAL GAS PIPELINE CO. OF AMERICA

### Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 22, 1975, Natural Gas Pipeline Company of America (Petitioner), 122 South Michigan Avenue, Chicago, Illinois 60603, filed in Docket No. CP64-89 a petition to amend the order of the Commission of January 2, 1964 (31 FPC 3), as amended, issued in said docket pursuant to Section 7(c) of the Natural Gas Act to authorize the construction and operation of an additional delivery point in Grady County, Oklahoma, for the exchange of natural gas with Cities Service Gas Company (Cities), all as more fully set forth in the application on file with the Commission and open to public inspection.

Petitioner states that on April 22, 1975, Petitioner and Cities further amended their gas exchange agreement to provide an additional exchange point for Petitioner in Grady County, Oklahoma. Petitioner states that the amendment provides that Petitioner may deliver to Cities up to 5,000 Mcf of gas per day at the proposed exchange point, produced from the Anthony No. 1 Well, and purchased pursuant to a long-term purchase contract dated January 29, 1975, between Petitioner and Eason Oil Company and Harper Oil Company, and that Cities would redeliver exchange volumes of gas to Petitioner at existing exchange points authorized in the instant docket. Petitioner states that the volumes of gas so delivered would not require an increase in the maximum daily volume of gas authorized to be exchanged in the instant docket and that the necessary facilities for the proposed exchange would be constructed under its existing gas purchase facilities budget-type authorization issued in Docket No. CP75-61.[1]

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 26, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20702 Filed 8-6-75;8:45 am]

[Docket No. E-9524]

## DETROIT EDISON CO.

### Notice of Concurrence of Amendment to Operating Agreement

JULY 30, 1975.

Take notice that on July 25, 1975, The Boston Edison Company tendered for filing a Certificate of Concurrence to the simultaneous filing by The Detroit Edison Company of Amendment No. 1 to the Operating Agreement Among Customers Power Company, The Detroit Edison Company, and The Toledo Edison Company (Detroit Edison Company Rate Schedule FPC No. 11), together with certain supporting data justifying the proposed changes.

The Detroit Edison Company also concurs with the data presented on Exhibit F of the filing by Consumers Power Company showing a comparison of actual and proposed charges for Emergency and Short Term services rendered during the 12 months ending May 31, 1975, between the Michigan companies and The Toledo Edison Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 12, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20689 Filed 8-6-75;8:45 am]

[1] Order of the Commission issued March 4, 1975.

[Project No. 2232]

## DUKE POWER CO.

### Notice of Application for Conveyance of Interests in Project Lands

JULY 31, 1975.

Public notice is hereby given that an application was filed on May 12, 1975, under the Federal Power Act (16 U.S.C. §§ 791a-825r) by Duke Power Company (Correspondence to: Mr. Charles S. Carter, Attorney, Duke Power Company, Box 2178, Charlotte, North Carolina 28201) for Commission approval of a conveyance of interests in project lands for Project No. 2232 (Catawba-Wateree Project) located on the Catawba River in North Carolina and the Catawba and Wateree Rivers in South Carolina in Alexander, Burke, Caldwell, Catawba, Gaston, Iredell, Lincoln, McDowell, and Mecklenburg Counties, North Carolina, and Chester, Fairfield, Kershaw, Lancaster, and York Counties, South Carolina. The project lands involved are located on Long Creek, an arm of Lake Wylie, in Mecklenburg County, North Carolina.

Applicant requests Commission approval to grant two easements to the City of Charlotte, North Carolina (City). The first easement, which would cross land owned in fee by Applicant, would comprise the following:

(a) a 100-foot by 100-foot area to be used as the site of a sewage pumping station;

(b) a 226-foot long by 20-foot wide right-of-way for a gravel access road to the pumping station;

(c) a 630-foot long by 15-foot wide right-of-way for a sanitary sewage pressure line from the pumping station to the City's municipal sewage system; and

(d) a 724-foot long by 30-foot wide right-of-way for a portion of the Long Creek Outfall Line. This gravity flow sewer line would be constructed of 21-inch diameter reinforced concrete pipe and would connect another segment of the City's sewage system to the pump station.

The second easement, which would cross land upon which Applicant owns a riparian rights easement, would be for a right-of-way for one additional mile of the Long Creek Outfall Line. This line would be located within 300 feet of the left bank of Long Creek.

The proposed facilities would not discharge into Lake Wylie.

Any person desiring to be heard or to make any protest with reference to said





application should on or before September 8, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 C.F.R. § 1.8 or § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 C.F.R. § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20703 Filed 8-6-75;8:45 am]

[Docket No. E-9267]

## ELECTRIC ENERGY, INC.

### Notice of Extension of Procedural Dates

JULY 30, 1975.

On July 28, 1975, Electric Energy, Inc., filed a motion to extend the procedural dates fixed by order issued April 23, 1973, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Electric Energy Inc.'s Testimony, October 3, 1975.
Service of Staff's Testimony, November 7, 1975.
Service of Electric Energy Inc.'s Rebuttal, December 19, 1975.
Hearing, January 5, 1976 (10 a.m. EST).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20691 Filed 8-6-75;8:45 am]

[Docket Nos. RI74-188 and RI75-21]

## INDEPENDENT OIL AND GAS ASSOCIATION OF WEST VIRGINIA

### Notice of Extension of Time

JULY 31, 1975.

On July 29, 1975, Virginia F. Pleasants filed a request to extend the time within which to comply with the reporting requirement of the order issued July 3, 1975, in the above-designated matter.

Upon consideration, Section 1.13(d) of the Commission's Rules and Regulations is waived and notice is hereby given that Virginia F. Pleasants has until August 15, 1975, to comply with the requirements of the July 3, 1975 order in the above matter.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20693 Filed 8-6-75;8:45 am]

[Docket No. CP70-289]

## INTER-CITY MINNESOTA PIPELINES LTD. INC.

### Order Granting Waiver and Amending Import Authorizations

JULY 31, 1975.

On July 16, 1975, Inter-City Minnesota Pipelines Ltd. Inc. (Inter-City) filed a petition to amend its import authorization to permit it to continue the importation of natural gas from Canada at increased prices. Inter-City's petition is predicated on the fact that on May 21, 1975, the Canadian government amended its export licenses to provide that the export price for natural gas at Sprague Manitoba, and consumed in the United States without re-entering Canada would be increased to $1.40 per MMBtu (Canadian) effective August 1, 1975, and to $1.60 per MMBtu (Canadian) effective November 1, 1975. The price of natural gas imported at Fort Frances, Ontario would be increased to $1.30 per MMBtu (Canadian) effective August 1, 1975. Inter-City states within its petition that Inter-City Gas Transmission, Ltd., its Canadian supplier, is its sole supplier.

Notice of Inter-City's petition to amend its import authorization was issued on July 29, 1975, with protests and petitions to intervene due on or before August 15, 1975. No petitions to intervene have yet been received.

Examination of Inter-City's filing indicates that the company has no available alternative supply of natural gas to replace the volumes imported from Canada. Upon review, we find that continuation of importation under the increased prices would be consistent with the public interest, subject, however, to the condition that any further increase in the price Inter-City is required to pay will require further amendment to its import authorizations.

Inter-City requests that the requirements of Section 153.2 of our Regulations be waived to allow for an effective date of August 1, 1975. In view of Inter-City's gas supply situation, we are of the opinion that good cause exists for granting such waiver.

*The Commission finds:*

(1) Good cause exists to grant waiver of the filing requirements of Section 153.2 of our Regulations to allow an effective date of August 1, 1975, for Inter-City's import authorization amendments.

(2) Inter-City's authorization for the importation of natural gas from Canada should be amended to permit it to continue such importation at Sprague, Manitoba of gas to be consumed in the United States without re-entering Canada, at a price of $1.40 per MMBtu (Canadian), effective August 1, 1975, and $1.60 per MMBtu (Canadian), effective November 1, 1975, and at Fort Frances, Ontario at a price of $1.30 per MMBtu (Canadian), effective August 1, 1975, as hereinafter ordered, as such importation has been shown to be consistent with the public interest.

*The Commission orders:*

(A) The filing requirements of Section 153.2 of our Regulations are hereby waived to allow an effective date of August 1, 1975, for Inter-City's import authorization amendments.

(B) Pursuant to the authority of the Natural Gas Act, particularly Section 3 thereof, Inter-City's import authorizations for importation of natural gas from Canada is hereby amended to permit it to import natural gas at Sprague, Manitoba, of gas to be consumed in the United States without re-entering Canada, at the price of $1.40 per MMBtu, (Canadian) effective August 1, 1975, and $1.60 per MMBtu, (Canadian) effective November 1, 1975, and at Fort Frances, Ontario at a price of $1.30 per MMBtu (Canadian) effective August 1, 1975, as hereinafter ordered and conditioned.

(C) Any further change in the price Inter-City is to pay for the importation of Canadian gas will require further amendment to its import authorization.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20694 Filed 8-6-75;8:45 am]

[Docket No. E-9342]

## JERSEY CENTRAL POWER & LIGHT CO.

### Order Accepting for Filing and Suspending Proposed Fuel Clause

JULY 31, 1975.

On March 26, 1975, Jersey Central Power & Light Company (Jersey Central) tendered for filing a revised fuel cost adjustment clause, seeking to make such clause effective on April 26, 1975. By letter of April 25, 1975, Jersey Central was advised that its March 26 filing was deficient. On May 30, 1975, Jersey Central resubmitted a proposed fuel cost adjustment clause in a revised format. By letter of June 27, 1975, Jersey Central was advised that its May 30 filing was deficient, and certain additional information was requested. On July 3, 1975, Jersey Central submitted additional information in

response to the Commission's letter of June 27, 1975.

Notice of these three filings was issued on April 2, June 3, and July 9, 1975, respectively. The Borough of Madison, New Jersey (Madison) filed a petition to intervene and request for suspension of the proposed fuel clause. We believe that good cause exists to grant Madison's petition to intervene.

Our review of Jersey Central's proposed fuel cost adjustment clause indicates that it has not been shown to be just and reasonable and may be unjust, unreasonable, unduly preferential or discriminatory or otherwise unlawful. It is based, *inter alia*, on estimates and historical averages and may not provide adequately for tracking changes in fuel costs to Jersey Central. Accordingly, we shall establish an evidentiary hearing concerning the lawfulness of the proposed fuel clause.

Jersey Central, in its July 3, 1975, filing, requested waiver of the 30-day notice requirement of the Federal Power Act to permit an effective date of June 30, 1975. However, good cause was not shown to grant such waiver. In the alternative, Jersey Central requested an effective date of August 3, 1975. Pending hearing and decision as to the lawfulness of the proposed fuel clause, we shall accept it for filing and suspend its use for one day, until August 4, 1975, when it will be permitted to become effective, subject to refund.

*The Commission finds:*

(1) Jersey Central's proposed fuel cost adjustment clause should be accepted for filing and suspended for one day, as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of Jersey Central's proposed rate change.

(3) Good cause exists to permit the intervention of the above named petitioner in these proceedings.

*The Commission orders:*

(A) Jersey Central's proposed fuel cost adjustment clause is hereby accepted for filing and suspended for one day and its use, subject to refund, is deferred until August 4, 1975.

(B) Pursuant to the authority of the Federal Power Act, particularly Sections 205 and 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held December 16, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(C) Jersey Central shall file its prepared testimony and exhibits on or before September 10, 1975. On or before November 4, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Prepared testimony and exhibits of intervenors, if any, shall be served on or before November 18, 1975. Company rebuttal shall be served on or before December 2, 1975.

(D) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose, (See Delegation of Authority, 18 CFR 3.5 (d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure.

(F) The above-named petitioner is hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission; *Provided, however,* that the participation of such intervenor shall be limited to matters affecting rights and interests specifically set forth in the petition to intervene; and *Provided, further,* that the admission of such intervenor shall not be considered as recognition by the Commission that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(G) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20704 Filed 8-6-75;8:45 am]

[Docket No. E-9260]

## KANSAS GAS & ELECTRIC CO.

### Proposed Amendment to Fuel Adjustment Clause

JULY 30, 1975.

Take notice that on July 23, 1975 Kansas Gas and Electric Company (KG&E) tendered for filing a proposed Fuel Adjustment Clause Rider and a proposed Statement "O", Schedules 1–R and 2–R, amending its February 10, 1975 filing of proposed changes in its FPC Electric Service Tariff REC–173, Service to Non-Profit Rural Electric Cooperative Associations (FPC Rate Schedule Nos. 45, 46, 47, 48, 49, 72, 74, and 127).

KG&E states that it is filing the proposed amendments in respect of the Commission's Order Accepting Rate Schedules for Filing and Suspending Rate Increase and Establishing Procedures issued on March 12, 1975 in the above-captioned docket, and that it believes the proposed amendments to be in compliance with Commission Order No. 517. KG&E further states that, prior to effecting any change in rate pursuant to the proposed Tax Clause which it included in its February 10, 1975 filing, KG&E will file thirty days in advance appropriate data and calculations showing the basis for such change in rate.

Concurrently, KG&E moved the Commission to terminate the proceedings at Docket No. E-9260 for the reason that, if the subject revisions are accepted, there will remain in dispute no issue with respect to KG&E's fuel adjustment provisions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission in accordance with Section 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 1.10). All such petitions or protests should be filed on or before August 11, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene unless such petition has previously been filed. Copies of the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20695 Filed 8-6-75;8:45 am]

[Docket No. CP76-26]

## LYONS GAS CO., INC.

### Notice of Application

JULY 31, 1975.

Take notice that on July 22, 1975, Lyons Gas Company Inc. (Applicant), 110 East Morenci Street, Lyons, Ohio 43533, filed in Docket No. CP76–26 an application pursuant to Section 1(c) of the Natural Gas Act for a declaration that Applicant is exempt from the provisions of the Natural Gas Act with respect to the transportation and sale of natural gas in Ohio, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it plans to sell natural gas to public utilities in Ohio for resale in Ohio and that the Public Utilities Commission of Ohio has and is exercising jurisdiction over Applicant's rates, service and facilities. Applicant further states that it purchases natural gas from Michigan Wisconsin Pipe Line Company at one delivery point in Fulton County, Ohio, near the Village of Lyons, and that gas thereafter is distributed by Applicant in the Village of Lyons. Applicant states that all gas sold by it would be consumed within the State of Ohio.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 26, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20705 Filed 8-6-75;8:45 am]





[Docket No. ID–1782]

## HAROLD C. MCKENZIE, JR.

### Notice of Initial Application

JULY 31, 1975.

Take notice that on June 10, 1975, Harold C. McKenzie, Jr., (Applicant) filed an initial application with the Federal Power Commission, pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Director and Executive Vice Pres., Georgia Power Company, Public Utility.
Director, Southern Electric Generating Company, Public Utility.

Georgia Power Company (hereinafter sometimes referred to as "GEORGIA") has its principal place of business at 270 Peachtree Street, N.W., Atlanta, Georgia 30303, and is engaged in the generation and purchase of electric energy and the distribution and sale of such energy within the State of Georgia at retail in 646 communities (including Atlanta, Columbus, Augusta and Macon), as well as in rural areas, and the sale at wholesale of electric energy to 50 municipalities and to 39 rural distributing cooperative associations. In addition, Georgia is engaged in the production and sale of steam for heating purposes in the main business district of Atlanta.

Southern Electric Generating Company (hereinafter sometimes referred to as "SEGCO") has its principal place of business at 600 North Eighteenth Street, Birmingham, Alabama and is engaged in the generation and transmission of electric energy within the State of Alabama and the sale of such energy under a long-term contract to GEORGIA and Alabama Power Company (hereinafter sometimes referred to as "ALABAMA"), each of which owns 50% of its common stock. Such sales are made at SEGCO's generating units at the Ernest C. Gaston Steam Plant in Shelby County, Alabama, in the case of ALABAMA, and in the case of GEORGIA, at two points on the Alabama-Georgia state line and at GEORGIA's Goat Rock switching station in Alabama. ALABAMA acts as SEGCO's agent in the operation of SEGCO's generating units. SEGCO also has extensive coal reserves in the Warrior Coal Field, northwest of Birmingham, and in the Cahaba Coal Field near the Ernest C. Gaston Steam Plant.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 14, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20692 Filed 8-6-75;8:45 am]

[Docket No. CP76–25]

## MICHIGAN WISCONSIN PIPE LINE CO.

### Notice of Application

JULY 31, 1975.

Take notice that on July 22, 1975, Michigan Wisconsin Pipe Line Company (Applicant), One Woodward Avenue, Detroit, Michigan 48226, filed in Docket No. CP76–25 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities and the exchange of natural gas with Arkansas Louisiana Gas Company (Arkla) when it would minimize the facilities that either party would be required to construct to connect reserves to its system, as provided for in an exchange agreement between them dated May 8, 1975, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has acquired an initial commitment of gas reserves in Caddo and Canadian Counties, Oklahoma, from five working wells. Applicant further states that it has acquired 31,000 net gas call acres in the general area of the completed wells. Applicant states that the total combined deliverability of the five completed wells will be approximately 7,000 Mcf of gas per day and that this would not be sufficient to justify Applicant's constructing its own system in the area. Therefore, Applicant proposes to exchange gas with Arkla with no monetary compensation for either party. Applicant would deliver gas to Arkla in Caddo County and Arkla would redeliver gas in Custer County, Oklahoma. The exchange agreement is alleged to call for the receiving party to install, own and operate suitable side taps, valves and measurement equipment to accomplish the receipt of the exchange gas, with the exception of the Caddo delivery point which Applicant would construct and own and Arkla would operate.

Applicant states that under the agreement, the construction that is proposed herein is an extension of Applicant's 16-inch pipeline in Custer County, Oklahoma, by 8 miles to connect to Arkla's facilities at the proposed Custer delivery point and measurement stations at the Custer and Caddo delivery points. It is stated that the line is sized to transport the exchange volumes both presently available and from the reserves expected to be developed. Applicant states that Arkla filed an interdependent application with the Commission in Docket No. CP76–10.[1] The estimated cost of the proposed facilities is approximately $1,139,200.

Applicant states that the exchange agreement is to provide a means whereby Applicant can purchase gas from dedicated wells which are presently beyond the economic reach of its facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 25, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20696 Filed 8-6-75;8:45 am]

[Docket No. RP73–43; PGA 75–5]

## MID LOUISIANA GAS CO.

### Order Accepting for Filing and Suspending Proposed PGA Rate Adjustment

JULY 31, 1975.

On June 16, 1975, Mid Louisiana Gas Company (Mid Louisiana) tendered for filing with the Commission a proposed revised tariff sheet[1] providing for (1) a PGA rate increase of 4.27¢ per Mcf under Rate Schedules G–1, SG–1, and I–1 and (2) a PGA rate decrease of 14.7¢ per Mcf

[1] Notice issued July 17, 1975.

[1] Sixteenth Revised Sheet No. 3a to FPC Gas Tariff, First Revised Volume No. 1 (issued June 27, 1975).

under Rate Schedule E–1. The increase under Rate Schedules G–1, SG–1, and I–1 reflects the effect of an increase of 0.27¢ or $239,960 in the cost of gas and a 4.0¢ increase (from minus 2.44¢ to 1.56¢ [2]) in the surcharge to recoup the balance in the Unrecovered Purchase Gas Cost Account. The decrease under Rate Schedule E–1 tracks a decrease by United Gas Pipe Line Company (United) under Rate Schedule PL–N. The proposed effective date is August 1, 1975.

Notice of Mid Louisiana's filing was issued on June 25, 1975, with any comments, protests or petitions to intervene due on or before July 16, 1975. The Commission has received no comments, protests, or petitions to intervene.

Our review of Mid Louisiana's proposed PGA adjustment indicates that it is based in part upon small independent producer and emergency purchases at rates in excess of the rate levels established in Opinion No. 669–H.[3] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise unlawful. Accordingly, we shall accept Mid Louisiana's June 16, 1975 PGA filing and suspend it for one day to become effective August 2, 1975, subject to refund.

With regard to the question of small producer rates, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[4] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*,[5] holding that the Commission exceeded its authority under the Natural Gas Act.[6] We shall, at an appropriate future time, set the issue of the justness and reasonableness of these costs for hearing.

Our review of Mid Louisiana's proposed tariff sheet indicates that the claimed increased costs, other than those costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H, do comply with the standards set forth in Docket No. R–406. Accordingly, Mid Louisiana may file a substitute tariff sheet to become effective August 1, 1975, reflecting increased costs other than those claimed increased costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed by Opinion No. 699–H.

*The Commission finds:*

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Mid Louisiana's proposed PGA adjustment tendered on June 16, 1975, be effective August 2, 1975, subject to refund pending further Commission action in this docket.

(2) The claimed increased costs, other than those associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H, have been reviewed and found to be in compliance with the standards set forth in Docket No. R–406.

*The Commission orders:*

(A) Mid Louisiana's Sixteenth Revised Sheet No. 3a to FPC Gas Tariff, First Revised Volume No. 1, is hereby accepted for filing, suspended for one day, and permitted to become effective August 2, 1975, subject to refund, pending further Commission order in this docket.

(B) Mid Louisiana may file, to become effective August 1, 1975, a substitute tariff sheet reflecting that portion of Mid Louisiana's proposed rates which reflects costs other than those costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H.

(C) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20706 Filed 8–6–75;8:45 am]

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[Docket Nos. RP72–149, RP75–20 and PGA75–11a]

## MISSISSIPPI RIVER TRANSMISSION CORP.

### Notice of Proposed Change in Rates

JULY 30, 1975.

Take notice that Mississippi River Transmission Corporation (Mississippi) on July 21, 1975 tendered for filing Substitute Thirty-First Revised Sheet No. 3A and Substitute Thirty-Second Revised Sheet No. 3A to its FPC Gas Tariff, First Revised Volume No. 1, to become effective July 2, 1975 and August 1, 1975, respectively.

Mississippi states that Substitute Thirty-First Revised Sheet No. 3A is being submitted pursuant to the Commission's letter order of June 3, 1975 to reflect United Gas Pipe Line Company's revised PGA filing of July 14, 1975, which has a proposed effective date of July 2, 1975. Mississippi states that Substitute Thirty-Second Revised Sheet No. 3A reflects the above-mentioned United filing as well as a revised PGA filing of Natural Gas Pipeline Company of America made on July 7, 1975, to become effective August 1, 1975, and is to be substituted for Thirty-Second Revised Sheet No. 3A, which was submitted to the Commission on June 24, 1975 in conjunction with a motion for reconsideration of Commission orders of April 24, 1975 and May 19, 1975 in these dockets. Each of the above-described sheets was accompanied by schedules supporting the proposed rate revisions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 8, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene unless such petition has previously been filed. Copies of the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20697 Filed 8–6–75;8:45 am]

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[Docket No. CP73–227]

## NORTHERN NATURAL GAS CO.

### Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 21, 1975, Northern Natural Gas Company (Petitioner), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP73–227 a petition to amend the order of the Commission issued November 30, 1973 (50 FPC 1733), in said docket pursuant to Section 7(c) of the Natural Gas Act by authorizing the deferral for one year of the presently authorized increase in maximum daily volumes of gas to be transported by Applicant for Northern States Power Company (NSP), all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner states that by order of the Commission of November 30, 1973, it is authorized to transport natural gas to NSP pursuant to an agreement between them dated January 12, 1973, under Applicant's Rate Schedule T–12. Applicant alleges that by order in Docket No. CP73–227, as amended on December 16, 1974, it is authorized to transport for NSP between November 27, 1975, and March 26, 1976, a maximum daily volume of 8,000 Mcf of gas, and in each heating season thereafter a maximum daily volume of 12,000 Mcf of gas. Applicant states that during the last heating season the maximum daily volume of deliveries was 4,000 Mcf of gas and that NSP has requested that Applicant defer the delivery of additional volumes of gas for one year. It is stated that NSP's customers' conservation of gas has eliminated the need for an increase in the volume of gas transported during the 1975–76 heating season.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 26, 1975, file with the Federal

[2] There is a balance of $158,889 in the account

[3] Docket No. R–389–B, issued June 21, 1974.

[4] *F.P.C.* v. *Texaco, Inc.*, 417 U.S. 380 (1974).

[5] Order No. 491, 50 FPC 742 (1973); Order No. 491–A, 50 FPC 848 (1973); Order No. 491–B, 50 FPC 1463 (1973); Order No. 491–C, 50 FPC 1634 (1973).

[6] *Consumer Federation of America, et al.* v. *F.P.C.* (D.C. Cir., Docket No. 73–20009, issued March 13, 1975).





Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20707 Filed 8–6–75;8:45 am]

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[Docket No. CP74–145]

## NORTHERN NATURAL GAS CO.

### Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 21, 1975, Northern Natural Gas Company (Petitioner), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP74–145 a petition to amend the order of the Commission of May 29, 1975, issued in said docket pursuant to Section 7(c) of the Natural Gas Act to authorize an additional point of receipt to implement the authorized gas exchange between Petitioner and Natural Gas Pipeline Company of America (Natural), all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner states that it is authorized to exchange with Natural on a gas-for-gas basis up to 2,000 Mcf of gas per day by the order of May 29, 1975. Applicant further states that Petitioner is authorized by said order to deliver gas to Natural at a point on Natural's gathering system in Wheeler County, Texas, and that Natural is authorized to redeliver equivalent volumes of gas to Petitioner at a new point of interconnection in Carson County, Texas.

Petitioner states that under a contract with J. I. O'Neill, Jr., Petitioner is purchasing 81.226 percent of the gas produced from the Miles No. 1 well in the Camerick Field, Beaver County, Oklahoma, and that Natural has contracted for the remaining uncommitted gas reserves from said well. Petitioner proposes to accept Natural's share of the gas produced from said well at the existing gathering and measuring facilities (Camerick Exchange Point) and to redeliver the gas to Natural to obviate the necessity for duplicate facilities. It is stated that receipt of Natural's gas from the Miles No. 1 well would not increase the daily exchange volume of 2,000 Mcf of gas.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20708 Filed 8–6–75;8:45 am]

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[Docket No. RP71–107, et al. (Phase II)]

## NORTHERN NATURAL GAS CO.

### Notice Deferring Procedural Dates

JULY 30, 1975.

On July 25, 1975, Dyco Petroleum Corporation (Dyco) and Phillips Petroleum Company (Phillips) filed motions to extend the procedural dates fixed by order issued July 7, 1975, in the above designated proceeding.

Notice is hereby given that the procedural dates in the above matter are deferred pending expiration of the 15-day period, on August 11, 1975, within which to respond to these motions of Dyco and of Phillips.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20709 Filed 8–6–75;8:45 am]

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[Docket No. CP76–23]

## OKLAHOMA NATURAL GAS CO.

### Notice of Application

JULY 30, 1975.

Take notice that on July 21, 1975, Oklahoma Natural Gas Company (Applicant), 624 South Boston Avenue, Tulsa, Oklahoma 74119, filed an application pursuant to Section 1(c) of the Natural Gas Act for a declaration that Applicant is exempt from the provisions of the Natural Gas Act with respect to the transportation and sale of natural gas in Oklahoma through facilities to be acquired from High Plains Natural Gas Company (High Plains), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that is has acquired all of High Plains' facilities located within the State of Oklahoma, pursuant to an agreement dated May 28, 1975, and proposes to continue the transportation and sale of natural gas in lieu of High Plains for service to the towns and cities of Shattuck, Fargo, and Gage. Applicant states that High Plains was receiving gas from Northern Natural Gas Company (Northern) and that such gas was received and ultimately consumed within the State of Oklahoma. Applicant states that it has acquired the rights of High Plains to such gas subject to the approval of Northern.

Applicant states further that any gas received by Applicant would be delivered within the State of Oklahoma for ultimate consumption within the State of Oklahoma, and that its rates, service and facilities are subject to the jurisdiction of the Corporation Commission of the State of Oklahoma and that such commission is exercising and will continue to exercise jurisdiction over Applicant's rates, service and facilities. Applicant requests that the exemption granted by the Commission be granted with respect to its receipt of gas from Northern and with respect to its entire system within the State of Oklahoma.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20698 Filed 8–6–75;8:45 am]

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[Docket Nos. RP73–108 and RP73–36, AP75–2, PGA75–4]

## PANHANDLE EASTERN PIPELINE CO.

### Order Accepting for Filing and Suspending Proposed PGA Rate Adjustment and Accepting Alternate Revised Tariff Sheet

JULY 31, 1975.

On June 13, 1975, Panhandle Eastern Pipe Line Company (Panhandle) tendered for filing alternate revised tariff sheets to track a rate decrease reflecting (1) a decrease of $5,075,026 in the cost of purchased gas, (2) a 3.92¢ per Mcf reduction in surcharge to recover the balance in the deferred purchased gas cost account, (3) an increase by producer supplier's of $5.1 million, (4) an increase in the cost of advance payments of $26,295,223, and (5) a surcharge pursuant to Section 16.6(e) of its FPC Gas Tariff to recover $5,646,562 of demand charge adjustments. Protests and petitions to intervene were due by June 30, 1975. None have been received.

One set of revised tariff sheets reflects small producer and emergency purchases in excess of the rates allowed in Opinion No. 699–H.[1] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable,

[1] Substitute Thirteenth Revised Sheet No. 3–A to FPC Gas Tariff, Original Volume No. 1.

unduly discriminatory or otherwise unlawful. Accordingly, we shall accept the sheet identified in footnote one and suspend it for one day to become effective August 2, 1975, subject to refund.

With regard to the question of small producer purchases, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[2] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*[3] holding that the Commission exceed its authority under the Natural Gas Act.[4] We shall, at an appopriate future time, set the issue of the justness and reasonableness of these costs for hearing.

Our review of the advance payment increase indicates seven of the advance payment agreements are not consistent with Order 499[5] as follows: (1) six agreements (listed on Attachment A) do not provide that recovery of the advances will be made in economic considerations other than gas (in the event the prospects are non-productive) within five years from the time the advances have been included in Account 166 and (2) the Amoco Production Company advance payment agreement dated September 24, 1974, does not guarantee full repayment of the advance within five years from the date gas deliveries commence. Accordingly, acceptance of the advance payment increase should be conditioned as hereinafter ordered.

The alternate substitute revised tariff sheet[6] does not reflect costs in excess of those allowed in Opinion No. 699–H. We shall accept that tariff sheet to become effective August 1, 1975, as hereinafter ordered and conditioned.

The underlying base tariff rates remain subject to refund in Docket Nos. RP73–108 and RP73–36.

*The Commission finds*:

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Panhandle's proposed revised tariff sheets identified in footnote one of this order be accepted for filing, suspended for one day and permitted to become effective August 2, 1975, subject to refund pending further Commission action in this docket and Docket Nos. RP73–108 and RP73–36.

(2) The alternate set of revised tariff sheets as identified in footnote six of this order should be accepted and permitted to become effective August 1, 1975.

(3) The advance payment agreements should be accepted and permitted to become effective August 1, 1975, conditioned as hereinafter ordered.

*The Commission orders*:

(A) The Alternate Substitute Thirteenth Revised No. 3–A to FPC Gas Tariff, Original Volume No. 1 is hereby accepted for filing to become effective August 1, 1975. The underlying rates shall remain subject to refund in Docket Nos. RP73–108 and RP73–36.

(B) The Substitute Thirteenth Revised Sheet No. 3–A to FPC Gas Tariff, Original Volume No. 1 is hereby accepted for filing and suspended for one day to become effective August 2, 1975, subject to refund in this docket and in Docket Nos. RP73–36 and RP73–108.

(C) The advance payment agreements listed in Attachment A are accepted for filing to become effective August 1, 1975, subject to the following condition:

If 5 years elapses from the time the advance has been included in this account and during such time no gas deliveries have commenced or no determination has been made that the recovery will be in economic consideration other than gas, Panhandle shall at the end of the 5-year period, transfer the advance from Account 166 to Account 167, and cease rate base treatment thereof, unless otherwise directed by the Commission.

(D) The advance payment agreement with the Amoco Production Company, dated September 24, 1974, is hereby accepted for filing to become effective August 1, 1975, subject to the following condition:

If 5 years elapses from the date gas deliveries commence and during such time full repayment of the advance has not been made, Panhandle shall at the end of the 5 year period, remove the advance from Account 166, and cease rate base treatment thereof, unless otherwise directed by the Commission.

(E) Any hearing set concerning the small independent producer purchases and/or the emergency purchases shall be docketed RP73–36 and PGA75–4.

(F) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

ATTACHMENT A

PANHANDLE EASTERN PIPE LINE COMPANY

*Advance Payment Contracts to be Conditioned*

(1) Colorado Energy Corporation, March 13, 1975.
(2) Martin Oil Service, Inc., March 13, 1975.
(3) Anadarko Production Company, May 7, 1975.
(4) Anadarko Production Company, May 12, 1975.
(5) Anadarko Production Company, May 13, 1975.
(6) Anadarko Production Company, May 27, 1975.

[FR Doc.75–20678 Filed 8–6–75;8:45 am]

[Project Nos. 135, 2195]

## PORTLAND GENERAL ELECTRIC CO.

### Notice of Application for Change in Land Rights

JULY 31, 1975.

Public notice is hereby given that an application was filed on July 21, 1975, under the Federal Power Act (16 U.S.C. §§ 791a–825r) by Portland General Electric Company (Applicant) (Correspondence to: Mr. Robert Sullivan, Manager, Land Department, Portland General Electric Company, Electric Building, Portland, Oregon 97205) for change in land rights for the constructed Oak Grove Project No. 135, located on the Oak Grove Fork of the Clackamas River in Clackamas County, Oregon and affecting lands of the United States within Mt. Hood National Forest, and for the constructed North Fork Project No. 2195, located on the Clackamas River in Clackamas County, Oregon and affecting lands of the United States within Mt. Hood National Forest.

Applicant, who is also the Licensee for these two projects, requests authorization to grant easements to the State of Oregon, Highway Division of the Department of Transportation, to construct, operate, and maintain a section of the Clackamas Highway within the project boundaries of Projects Nos. 135 and 2195.

The proposed 231-foot (average width) highway right-of-way would be approximately 1.52 miles in length. The estimated acreages within the project boundaries of Projects Nos. 135 and 2195 affected by this proposal are 18.55 acres and 15.19 acres, respectively. The proposed highway section would be located in the SE ¼ of Section 12 and in Section 18, both in T. 4 S., R. 5 E., Willamette Meridian, Clackamas County, Oregon.

This partially Federally funded project for the construction of the proposed highway section of Highway Route 55 would be a two-lane highway constructed with a compacted asphalt surface. A Final Environmental Statement for this proposal was circulated by the Federal Highway Administration, Region 10, in May, 1974.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 C.F.R. § 1.8 or § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32 (b) (18 C.F.R. § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–20710 Filed 8–6–75;8:45 am]

[Project No. 2685]

## POWER AUTHORITY OF THE STATE OF NEW YORK

### Order Approving Settlement Agreement

JULY 30, 1975.

On November 5, 1973, the Towns of Fulton and Blenheim, New York (Complainants) filed a complaint, under Section 306 of the Federal Power Act, 16 U.S.C. § 825e, and Section 1.6 of the Commision's Rules of Practices and Procedure, 18 C.F.R. § 1.6 (1974), against the Power Authority of the State of New York, Licensee for the Blenheim-Gilboa Pumped Storage Project No. 2685. The complaint alleged that Licensee was operating the project in such a manner, with respect to flow releases, that it was violating the terms of its license by causing wild and rapid fluctuations in water levels downstream from the project.

The Blenheim-Gilboa Project No. 2685, which was licensed by a Commission order on June 6, 1969, is located on Schoharie Creek, a tributary of the Mohawk River, in the Towns of Gilboa and Blenheim, in Schoharie County, New York. Operations began in July of 1973.

The source of water for Project No. 2685 is Schoharie Creek. Directly upstream from the project is the Gilboa Dam of the Schoharie Reservoir which serves as a source of water supply for New York City.[1] The Gilboa Dam contains an uncontrolled spillway and no outlet gates or valves to control releases of water. Therefore, during the winter there is usually uncontrolled spill over the Gilboa Dam into Schoharie Creek. In the summer, there is little or no spill over the Gilboa Dam, so the inflow to the project is only from the 40 square miles of drainage area below Gilboa Dam. According to available records this inflow with no spill from Gilboa Dam has fallen to below 1 cfs.

The Blenheim Gilboa pumped storage project is basically a closed system, that is, after the upper and lower reservoirs have been filled to meet the capacity requirements of the project, no additional water is required on a continual basis, except for small amounts needed to replenish whatever water is depleted from the system by means of evaporation, minor seepage losses, or operating releases.

In accordance with Section 1.6 of our Rules of Practice and Procedure and the Federal Power Act, a copy of the complaint was transmitted to the Licensee for comment. The Licensee responded, denying the Complainants' allegations. Public notice of the aforementioned complaint was issued on June 5, 1974, with July 22, 1974, being the last date to file protests or petitions to intervene. On June 19, 1974 the Schoharie Valley Environmental Conservation Association filed a timely petition to intervene, which we granted on July 26, 1974.

On June 25, 1974, we issued an order granting a hearing in this matter because of the unresolved factual issues arising from the complaint. In the filing of its testimony prior to the hearing, the Licensee submitted a new plan of operation for the project with regard to controlling and monitoring flow releases.

At the hearing which was held in Albany, New York on August 5, 1974, the Licensee's testimony and exhibits were made a part of the record, and the Complainants stated that if an operational plan for the project, as indicated in the Licensee's testimony, would be implemented that this would, in effect, satisfy their complaint. Complainants then stated, pursuant to Section 1.18(e) of the Commission Rules of Practice and Procedure, that they were of the opinion that a settlement agreement could be effected in this matter. The Licensee was in agreement. The Commission Staff indicated that it did not object. The Presiding Administrative Law Judge directed that the Complainants and Licensee file a fully executed settlement agreement on or before September 16, 1974. An extension of time for the filing was thereafter granted. On October 2, 1974, the aforesaid agreement was filed, and was certified by the Presiding Administrative Law Judge to the Commission on October 4, 1974. Notice of the certification of the settlement agreement to the Commission was issued on November 14, 1974, with December 13, 1974, being the last date to file protests or comments. One timely letter of comment was received on December 11, 1974.

The proposed settlement agreement would resolve all issues in this proceeding.

Details of the settlement agreement, which is basically a water management plan for operation for the project, may be summarized as follows:

The objectives are basically to prevent floods and fluctuations downstream from being more severe than they would be without the project and to maintain low flows as nearly as practicable to what they would be without the project. Generally these objectives can be met by keeping the total water in the upper and lower reservoirs virtually constant. Downstream releases from the lower reservoir of the project are by two means. Small flows are released through two valves which will pass up to 400 cfs each. Larger flows are released through three taintor gates.

In order to maintain constant reservoir volume, flows into the lower reservoir must be accurately determined. Over any period of time the inflow to the reservoir system must equal the outflow during the period plus the change in the volume of stored water plus evaporation and seepage losses. Capacity tables are available to determine the change in storage volume, and this method is currently in use. It is, however, subject to error for short time intervals if there are rapidly changing inflows. A second method which Licensee has recently adopted is to measure inflow directly before it enters the reservoir system by means of gages on Schoharie Creek and the main tributaries. This method is accurate for short intervals and during rapidly changing flow conditions, while the volumetric method is more accurate over longer periods. Both methods will be used by Licensee, and eventually the second will be aided by use of a small digital computer to automatically calculate and record reservoir inflows, outflows, and storage volumes, as well as gate and valve position changes whenever necessary.

However, even after the computer becomes operational, the operator will set the outflow control works. The outflow is a function of the gate and valve positions and the lower reservoir elevation. Instrumentation enables the operator to determine rapidly and accurately the gate or valve settings required to release the proper outflow. The overall operating plan used relates generally to flood flows, moderate flows, and low flows.

A flood period is one when Schoharie Creek downstream from the project exceeds normal bank full stage (about 10,000 cfs). To maintain constant total reservoir volume during the rising flood inflows, the average outflow for a given period of time must approximately equal the average inflow during that period. By making gate changes small and the setting periods short, outflow will closely follow inflow. Also, when these inflows initially exceed valve capacity, valves will be closed gradually and the gates opened gradually to prevent any sudden large change in outflow.

Moderate flow periods occur when the Gilboa Dam is spilling water and/or a rainstorm is in progress. Inflow is reasonably uniform and downstream flow is expected to remain within the channel banks. Outflow will be adjusted as often as necessary to maintain balanced inflow and outflow. If corrections are needed to return the reservoirs to the desired content, they will be spread over at least

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[2] *F.P.C. v. Texaco, Inc.* 417 U.S. 380 (1974).
[3] Order No. 491, 50 FPC 742 (1973); Order No. 491–A, 50 FPC 848 (1973); Order No. 491–B, 50 FPC 1463 (1973); Order No. 491–C, 50 FPC 1634 (1973).
[4] *Consumer Federation of America, et al. v. F.P.C.* (D.C. Cir., Docket No. 73–20009, issued March 13, 1975).
[5] Issued December 28, 1973.
[6] Alternate Substitute Thirteenth Revised Sheet No. 3–A to FPC Gas Tariff Original Volume No. 1.

[1] The Gilboa Dam and Scholarie Reservoir is not a waterpower project and is not licensed by this Commission.

24 hours to minimize downstream flow fluctuations.

Low flows are periods when Schoharie Reservoir is below spillway crest and there is no storm runoff. Generally, low flows are within the capacity of the valves in the lower reservoir dam. Inflow will be calculated at least once every 8 hours and any adjustments will be spread over a 24 hour period. When the flow at the North Blenheim gauging station is less than 5.0 cfs, the net reservoir evaporation will be withdrawn from reservoir storage and released downstream. This will result in flows comparable to those which would have occurred if the project had not been built.

Regardless of these various flow conditions, fluctuation in outflow will be controlled and minimized to the extent practicable. Since the low level outlet valves afford more precise control of outflows than the gates, valve control will be employed during moderate and low flow periods until required outflows exceed valve capacity (800 cfs). During high flow periods, the primary consideration will be to match outflow with inflow. Needless fluctuation downstream will be avoided by use of frequent small gate adjustments.

The Settlement Agreement also provides, as requested by Complainants, that records of inflow and outflow at the project will be made available at the office at the powerhouse in Schoharie County and at the office at 10 Columbus Circle in New York City.

Turning now to the single letter of comment on this proposed settlement agreement, we can summarize its basic criticisms as follows: (1) No mention of a specified minimum release occurs in the Settlement Agreement even though the Licensee is fully aware of its desirability; (2) Attempting to match inflow and outflow during summer months is not practical, particularly when no allowance is made for seepage losses; (3) No allowance has been made for the 10–12,000 cfs entering the lower reservoir during maximum power generation. Licensee responded to these criticisms and further explained the Settlement Agreement by letter dated February 4, 1975.

The reason for the lack of a provision regarding minimum releases in the proposed Settlement Agreement is the small drainage area (40 square miles) that serves Project No. 2685 below Gilboa Dam. Gilboa Dam and Schoharie Reservoir divert substantial amounts of water from the Schoharie Creek watershed for use by New York City. The level of water in Schoharie Reservoir is generally below the crest of Gilboa Dam during the summer, fall and early winter months. Thus, the only inflows to Project No. 2685 at these times come from its limited drainage area and Licensee states "it was not practicable to design the [project] to provide for minimum releases in excess of the inflow during low flow periods." As summarized above, when the outflow is less than 5 cfs, the water management plan does provide for the release downstream of an additional volume of water equal to the net reservoir evaporation. This resulting flow would equal the flow which would have occurred if the project had not been built.

With regard to seepage losses, Licensee reports that "[a]ll tests and observations made to date indicate that there is no substantial seepage from the upper reservoir." Generally, seepage losses from the lower reservoir would augment downstream flows.

The final criticism is that no allowance has been made in the Settlement Agreement during flood flows to provide for the 10–12,000 cfs entering the lower reservoir during maximum power generation. This criticism ignores the fact that the project is basically a closed system, as stated earlier, and thus the amount of total water in the two reservoirs remains generally constant. Water will not be released from the upper reservoir unless there is adequate storage space in the lower reservoir. Licensee states: "In fact, during a flood period it is probable that some portion of the inflow will be stored in the reservoir system. This excess water will not be released until the flood has subsided."

Although the fully executed agreement should resolve the outstanding issues of this proceeding, the total effect of the operating plan will not be known or available for evaluation until a sufficient period of project operation has been recorded.

Control of downstream releases should also be contingent upon a detailed evaluation of the project's fisheries and environmental aspects. These features are currently under Commission Staff review as part of the Licensee's application for approval of Exhibit S for the Blenheim-Gilboa Project.

Based upon our review of the settlement agreement, the comments responding thereto, and the record as a whole, it appears that the settlement agreement adequately resolves the issues raised by the filings and is in the public interest and should therefore be approved and made effective as hereinafter ordered and conditioned. The criticisms in the single letter of comment have been fully answered and do not alter our conclusion that approval of this agreement is in the public interest.

*The Commission finds:*

The Settlement Agreement, as executed between the Towns of Fulton and Blenheim (Complainants) and Power Authority of the State of New York (Licensee) is reasonable and appropriate and in the public interest in carrying out the provisions of the Federal Power Act and should be approved as hereinafter ordered.

*The Commission orders:*

(A) The Settlement Agreement certified to us by the Presiding Administrative Law Judge is incorporated herein by reference, and is hereby approved.

(B) This order is without prejudice to any finding or orders which have been made or which will hereafter be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its staff, or any party or persons affected by this order, in any proceeding now pending or hereafter instituted by or against Power Authority of the State of New York or any person or party, except as provided in the settlement agreement.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20699 Filed 8-6-75;8:45 am]

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[Docket Nos. CI75-688 and CI75-689]

## RHONDA OPERATING CO.

### Notice of Withdrawal

JULY 30, 1975.

On July 21, 1975, Rhonda Operating Company filed a request for withdrawal of its application for abandonment, filed May 14, 1975, and of its application for certificate of public convenience and necessity, also filed May 14, 1975, in the above-designated dockets.

Notice is hereby given that pursuant to Section 1.11(d) of the Commission's Rules and Regulations, the withdrawal of the above applications shall become effective August 20, 1975.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20681 Filed 8-6-75;8:45 am]

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[Docket No. E-9454]

## PUBLIC SERVICE CO. OF NEW MEXICO

### Order Denying Motion To Reject

JULY 31, 1975.

On May 21, 1975, Public Service Company of New Mexico (PNM) tendered for filing a proposed rate schedule supplement [1] that would increase revenues from its sole jurisdictional municipal customer, the City of Gallup, New Mexico (Gallup), by $847,549 based upon Period I, calendar year 1974.

The proposed rate increases the demand charge to $5.15/kw and the energy charge to 6.2 mills/kWh. It adds a system charge of $500 per delivery point. The power factor is increased to 90% and the customer will pay $0.25 for each RKVA in excess of the allowed 0.48 RKVA per kw of billing demand. The new ratchet clause is pegged to the highest of the following: 75% of the highest kw demand established during the preceding eleven months, the contracted minimum kw demand, or the minimum demand of 10,000 kw specified in the proposed rate. The monthly minimum charge is 10,000 kw plus the system charge. The fuel adjustment clause has been revised and is in conformance with Commission Order No. 517.

PNM states that the reason for the proposed change in rate is that, at the present time, the rate of return to PNM for its service to Gallup is negative and that it is necessary to bring the rate of return in line with present day conditions. PNM's Statement N indicates that the proposed rate increase would have resulted in an earned rate of return of 9.892% in calendar year 1974.

[1] Designated as: Public Service Company of New Mexico Supplement No. 4 to Rate Schedule FPC No. 2 (Supersedes Supplement No. 3).





PNM proposes that the new rate become effective on July 31, 1975. Notice of the filing was issued on June 4, 1975, with comments, protests, or petitions to intervene due on or before June 16, 1975. On June 9, 1975, Gallup requested an extension of time for the closing date for petitions to intervene. On June 13, 1975, the Secretary issued a notice extending the time for filing petitions to intervene to and including June 30, 1975. On June 16, 1975, the New Mexico Public Service Commission filed a Notice of Intervention.

On June 30, 1975, Gallup filed a Motion to Reject, Protest, and Petition to Intervene. Gallup asserts, *inter alia*, that the existing contract between PNM and Gallup is a fixed-rate contract that does not permit unilateral Section 205 rate increase filings and therefore PNM's proposed rate increase must be rejected under the Sierra-Mobile doctrine.[2] Gallup further asserts that PNM's filing must be rejected for failure to comply with Sections 35.13(b)(4)(iii) and Section 35.13(b)(2) of the Commission's Regulations. Gallup alleges that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer Community Public Service Company (CPS); and Gallup argues that the proposed rate will foreclose it from competing with PNM for retail loads through a price squeeze situation, thereby necessitating rejection of the filing.

On July 15, 1975, PNM filed an Answer to Gallup's motion which opposed, *inter alia*, Gallup's argument for rejection of the filing and Gallup's discrimination and price squeeze allegations.

PNM cites the following language from the present PNM-Gallup contract (FPC Rate Schedule No. 2), as amended by Amendment No. One, under "Change in Rate":

"Notwithstanding the earliest effective date of termination (July 1, 1977) as set forth in Article II (Term) above, should the rates charged herein to the consumer by the Company be increased for any reason whatsoever other than fuel cost or tax adjustments provided for herein, then and in that event, the Consumer shall immediately have the option within (90) days after the consumer is given notice of such rate increase to terminate this agreement; provided, however, that the Company will supply for a two (2) year period thereafter such power and energy in accordance with the new or increased rates as may be requested by consumer from time to time up to the amount specified in Article IV hereof."

PNM asserts that this language evidences the clear right of PNM to file a unilateral rate increase. We do not think that this language goes to the *Mobile-Sierra* issue of whether the contract permits the selling public utility to unilaterally file for an increase in rates, but rather provides an option to the customer if the rates charged to it are increased for any reason.

Both parties quote from Article XII, as amended by Amendment No. One, of the PNM-Gallup contract:

"This contract, including the tariff made a part hereof, shall at all times be subject to such changes or modifications as shall be *ordered* from time to time by *any legally constituted regulatory body having jurisdiction* to require such changes or modifications." (emphasis supplied)

Gallup argues that this provision bars unilateral rate increase filings; while PNM argues that it permits them.

We believe that this is the important language to focus on with respect to the *Mobile-Sierra* issue. The U.S. Court of Appeals has stated, "the rule of *Mobile-Sierra* and *Memphis*[3] is refreshingly simple. The contract between the parties governs the legality of the filing. Rate filings consistent with contractual obligations are valid."[4] We think that the key language in the clause at issue is that the rate shall be subject to change by order issued by the regulatory body having jurisdiction, which is this Commission. In the *Mobile* case, the Court stated in reference to Section 4(d) of the Natural Gas Act, which is equivalent to Section 205(d) of the Federal Power Act:

"Section 4(d) provides not for the filing of 'proposals' but for notice to the Commission of any 'change . . . made by' a natural gas company, *and the change is effected, if at all, not by an order of the Commission, but solely by virtue of the natural gas company's own action.*" *Mobile, supra,* at 342 (emphasis supplied)

Since the parties provided for a change in rate only by order issued by the Commission, it is clear they did not contemplate the unilateral filings permitted by Section 205. Accordingly, we shall institute a Section 206(a) proceeding and set the just and reasonable rate for PNM's service to Gallup pursuant to Section 206(a) [5], any change to be prospective in application.

Gallup asserts that PNM's filing must be rejected for failure to comply with Section 35.13(b)(4)(iii) of the Regulations. PNM tendered for filing its rate increase on May 21, 1975. It used calendar year 1974 data for Period I, and it did not submit Period II data, stating that the proposed increase was less than one million dollars and therefore Period II data was not required pursuant to Order No. 487. Gallup asserts that Period I should be May, 1974, through April of 1975. Gallup cites *Minnesota Power & Light Company*, Docket No. E-8494, Order of February 15, 1974, and *Public Service Company of New Hampshire*, Docket No. E-9290, Order of June 4, 1975. In *Minnesota, supra*, the Secretary sent out a deficiency letter on December 6, 1973, which stated, *inter alia*, that Minnesota's use of 1972 calendar year for Period I where Period II was calendar 1974 was not permissible under the Regulations. In *Public Service Company of New Hampshire, supra*, the Commission rejected proposed tariff sheets based upon a Period I of calendar year 1973 that were tendered for filing in February, 1975 and retendered in March, 1975. We think these precedents are distinguishable and that use of calendar year 1974 as Period I for PNM's May 21, 1975 filing with a July 31, 1975, proposed effective date does not warrant rejection under the Regulations with respect to this case.

Gallup asserts that the filing must be rejected for failure to comply with Section 35.13(b)(2) of the Regulations in that PNM did not submit a "comparison of the proposed rate with other rates of the filing public utility for similar wholesale for resale and transmission services". The submission of this data is only required when similar services exist, and we think that the failure to file such data in this case does not warrant rejection of PNM's filing.

Gallup asserts that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS. Gallup may present evidence to substantiate this claim in the proceeding to be established.[6]

Gallup charges that the proposed rate will foreclose it from competing with PNM for retail loads through a price squeeze situation. The Commission must utilize a cost plus fair return standard for establishing the justness and reasonableness of the wholesale rate and does not have the authority under the Federal Power Act to set the wholesale rate predicated upon retail rates over which we have no jurisdiction.[7] We shall therefore limit this proceeding so as to exclude consideration of the price squeeze issue. We are aware of Gallup's reliance upon *Conway Corporation* v. *F.P.C.*, 510 F. 2d 1264 (1975). However, the Court in Conway stayed its mandate pending appeal by the Commission. Accordingly, Gallup may renew its request for consideration

[2] *Federal Power Commission* v. *Sierra Pacific Power Company*, 350 U.S. 348 (1956); *United Gas Pipe Line Company* v. *Mobile Gas Service Corporation*, 350 U.S. 322 (1956).

[3] *United Gas Pipe Line Co.* v. *Memphis Light, Gas and Water Division*, 358 U.S. 103 (1958).

[4] *Richmond Power and Light Co.* v. *F.P.C.*, 481 F.2d 490, 493 (USCA–DC Cir. 1974).

[5] We note that the procedures under such a Section 206(a) proceeding would not entail meeting the heavy burden of proof associated with the *Mobile-Sierra* decisions.

[6] *St. Michaels Utilities Commission* v. *The Eastern Shore Public Service Company of Maryland*, 35 FPC 591 (1966), affm'd 377 F. 2d 912 (USCA—4th Cir. 1967).

[7] See e.g., *Virginia Electric and Power Company*, Docket No. E-9147, order issued January 22, 1975, *Carolina Power and Light Company*, Docket No. E-8884, order issued August 26, 1974; *Wisconsin Public Service Corporation*, Docket No. E-8867, order issued August 23, 1974, and *Pacific Gas and Electric Company*, Docket No. E-7777, order issued March 14, 1974.



AUG 7 1975 XU

of the price squeeze issue when and if the *Conway* decision becomes final.[a]

*The Commission finds:*

(1) The motion to reject PNM's rate increase filing for service to Gallup should be denied.

(2) A proceeding under Section 206(a) of the Federal Power Act should be instituted to determine the just and reasonable rate to be charged Gallup. Such proceeding should use the material in PNM's original filing of May 21, 1975.

(3) Gallup may introduce evidence as hereinafter ordered to substantiate its claim that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS.

(4) "Price-squeeze" issues should be excluded from these proceedings.

(5) Good cause exists to permit the intervention of Gallup and the New Mexico Public Service Commission as hereinafter limited.

*The Commission orders:*

(A) Gallup's motion to reject is denied.

(B) We hereby institute a proceeding under Section 206(a) of the Federal Power Act to determine the just and reasonable rate to be charged Gallup. Materials contained in the original PNM filing of May 21, 1975, shall form the basis of the proceeding.

(C) Pursuant to the authority of the Federal Power Act, particularly Section 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on November 11, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) On or before September 30, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Prepared testimony and exhibits of intervenors, if any, shall be served on or before October 14, 1975. Company rebuttal shall be served on or before October 28, 1975.

(E) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding. shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(F) Any rate increase to Gallup which we may approve shall be effective from the date of such approval.

(G) PNM may not bill Gallup at the rate proposed herein or at such other rate as the Commission shall find just and reasonable until completion of the proceeding herein ordered and approval of the new rate.

(H) Gallup and the New Mexico Public Service Commission are hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission; *Provided, however*, that the participation of Gallup shall be limited to matters affecting rights and interests specifically set forth in its petition to intervene, with the exclusion of price squeeze issues; and *Provided, further*, that the admission of such intervenors shall not be considered as recognition by the Commission that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(I) Gallup may introduce evidence according to the aforesaid procedural dates to substantiate its claim that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS.

(J) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure.

(K) The Secretary shall cause prompt publication of this order in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20680 Filed 8-6-75;8:45 am]

[a] On July 23, 1975, Gallup filed a Reply to PNM's Answer; and on July 24, 1975, PNM filed a Motion to Reject Or In The Alternative For Leave To File A Response Thereto. Our review of these pleadings indicate that no new issues of fact or law are raised. We deny the motion to reject and the request for leave to file a response.

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[Docket No. CP76-30]

## SOUTH TEXAS NATURAL GAS GATHERING CO.

### Notice of Application

JULY 31, 1975.

Take notice that on July 25, 1975, South Texas Natural Gas Gathering Company (Applicant), Five Greenway Plaza East, Houston, Texas 77046, filed in Docket No. CP76-30 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of approximately 600 Mcf of gas per day for National Exploration Company (National), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests authorization to transport approximately 600 Mcf of gas per day to be produced from the Jack Casey No. 1 Well in the Bob Cooper Field, Brooks County, Texas, to be delivered to Applicant by National in the field, for redelivery to Transcontinental Pipe Line Corporation (Transco) at an existing point of interconnection between the systems of Applicant and Transco at Falfurrias, Jim Wells County, Texas, for National. The stated cost of the transportation service is 6.25 cents per Mcf of gas, which is stated to be Applicant's average system cost for such service. Applicant does not request the authorization to construct any facilities in the instant application and states that any expenses incurred by it in connection with the taking of gas in the field would be reimbursed by National.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 20, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20711 Filed 8-6-75;8:45 am]

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[Docket No. RI76-13]

## SUPERIOR OIL CO.

### Order Providing for Hearing on and Suspension of Proposed Change in Rate

JULY 31, 1975.

Respondent has filed a proposed change in rate and charge for the jurisdictional sale of natural gas, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

*The Commission finds:* It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered blow.

*The Commission orders:* (A) Under the Natural Gas Act, particularly Sections 4 and 15, the Regulations pertaining thereto [18 CFR, Chapter I], and the Commission's Rules of Practice and Procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column. This supplement shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Respondent shall comply with the refunding procedure required by the Natural Gas Act and Section 154.102 of the Regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* | | Rate in effect subject to refund in docket No. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | Rate in effect | Proposed increased rate | |
| RI76-13 | The Superior Oil Co. | 141 | 4 | Pacific Lighting Service Co. (Offshore California). | $1,460 | 7-7-75 | ---------- | 9-3-75 | 27.0 | 27.5 | |

* Unless otherwise stated, the pressure base is 14.73 lb/in²a.

The Superior Oil Company has filed a periodic rate increase for the sale of casinghead gas to Pacific Lighting Service Company from Offshore Santa Barbara County, California. No formal or guideline ceiling has been established for this area. However, the present effective initial rate is subject to refund under the temporary certificate issued for the subject sale. Accordingly, the proposed rate increase is suspended for one day from September 2, 1975, the contractual effective date.

[FR Doc.75-20679 Filed 8-6-75;8:45 am]

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[Docket No. ER76-20]

## SUPERIOR WATER, LIGHT & POWER CO.

### Notice of Proposed Changes in Rates and Charges

JULY 31, 1975.

Take notice that Superior Water, Light & Power Company (SWL&P) on July 23, 1975, tendered for filing proposed changes in its FPC Electric Rate Schedule No. 12. The Company states that the proposed changes would increase revenues from jurisdictional sales and service by less than $1,000,000.

The proposed rate changes and rate charges are designed to increase the revenue from Dahlberg Light & Power Company, Superior Water, Light & Power Company's only jurisdictional customer sufficiently to recover the proportionate share of the increase in the cost of purchased power from supplier and to raise the rate of return on the investment necessary to serve jurisdictional customer to an acceptable level.

Copies of the filing were served upon SWL&P's jurisdictional customer and Public Service Commission of Wisconsin.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 12, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20712 Filed 8-6-75;8:45 am]

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[Docket No. CP76-16]

## TENNECO LNG INC.

### Notice of Application

JULY 29, 1975.

Take notice that on July 15, 1975, Tenneco LNG Inc. (Applicant), Tenneco Building, Houston, Texas 77002, filed in Docket No. CP76-16 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity in a bifurcated proceeding authorizing *in toto* the construction and operation of facilities for the receipt, unloading, storing, and vaporizing of LNG at a proposed facility which would be located on approximately 530 acres at mile 91.2 on the Delaware River in West Deptford, Gloucester County, New Jersey, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests that the proceedings on the instant application be divided into two parts, a preliminary evaluation of the issues related to the examination of site location, safety and environment and a later evaluation of the proposed construction and operation of the specific facilities proposed. The proposed facilities would include docking and unloading facilities consisting of three berths, two grouped around a single finger pier, the third located parallel to the shoreline, LNG storage facilities consisting of four 900,000 barrel storage tanks surrounded by earthen containment dikes, pumping and vaporization units which would use water from the Delaware River to provide the required heat necessary to vaporize the LNG, vapor compression facilities for handling the boil-off vapors from the terminal, and auxiliary facilities appurtenant to the proposed LNG facility.

Applicant proposes that the environmental, safety and site examination be concerned with but not confined to those factors including air resources, aquatic environment, terrestrial environment, noise environment, socio-economic environment, project alternatives, site alternatives, and the commitment of resources.

Applicant states that Tennessee Gas Transmission Company, a Division of Tenneco Inc. (Tennessee), has been involved in efforts since 1970 to acquire LNG for importation into the United States with the Soviet Union and has entered into a protocol of intent with the Soviet Union. Applicant further states that Tennessee has been involved in negotiation with the Federal Republic of Nigeria since 1971 and believes that a portion or all of the LNG produced there by certain facilities may become available to Tennessee.

Applicant, a whole-owned subsidiary of Tenneco Inc., states that it would only perform the services of receiving unloading, storing and vaporizing LNG and would deliver such gas to Tennessee at the discharge side of the proposed terminal. The proposed facilities would be financed during construction by advances from Tenneco Inc. and bank credit.

The application states that the proposed facilities have been designed to provide a base level supply of 2,000,000 Mcf of gas per day to Tennessee. It is proposed that the LNG would arrive by cryogenic tankers at an average rate of one every 30 hours and that each tanker would deliver the equivalent of 2,500,000 Mcf of vaporous gas. The application shows a total estimated cost of $264,000,000 for facilities necessary for a project involving 500,000 Mcf of gas per day. Applicant states that this cost estimate is presented as an indication of the size of the project considered most likely to be the subject of the filings in the second phase of the proceeding.

Any person desiring to be heard or to make any protest with reference to said application should on or before August

21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20713 Filed 8-6-75;8:45 am]

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[Docket No. RP74-24]

## TENNESSEE GAS PIPELINE CO.

### Notice of Extension of Time

JULY 29, 1975.

On July 21, 1975, Tennessee Gas Pipeline Company filed a motion to extend the time for filing briefs on exceptions to the initial decision of the Presiding 1975, in the above-designated matter. Administrative Law Judge issued July 9, The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date for filing briefs on exceptions to the above-designated decision is extended to September 8, 1975. The date for filing briefs opposing exceptions is extended to September 29, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20682 Filed 8-6-75;8:45 am]



[Docket No. RP75-19]

## TEXAS GAS TRANSMISSION CORP.

### Notice of Further Extension of Procedural Dates

JULY 29, 1975.

On July 21, 1975, Columbia Gas Transmission and Consolidated Gas Supply Corporation filed a motion to extend the procedural dates fixed by order issued October 30, 1974, as most recently modified by notice issued July 15, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Supplemental Testimony, August 28, 1975.
Service of Intervenor Testimony, September 29, 1975.
Service of Staff and Intervenor Rebuttal, October 27, 1975.
Service of Company Rebuttal, November 18, 1975.
Hearing, December 2, 1975 (10:00 a.m. EST).

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20683 Filed 8-6-75;8:45 am]

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[Docket No. RP73-35; PGA75-3]

## TRUNKLINE GAS CO.

### Order Accepting for Filing Proposed PGA Rate Change and Instituting Investigation

JULY 30, 1975.

On June 13, 1975, Trunkline Gas Company (Trunkline) tendered for filing with the Commission a proposed revised tariff sheet[1] pursuant to its PGA clause which reflects (1) a 1.66¢ per Mcf, or $2.9 million annually, increase in the current cost of purchased gas, and (2) a surcharge reduction from 6.19¢ per Mcf to 0.96¢ per Mcf to recover the $1,708,193 remaining balance in Trunkline's deferred purchased gas cost account as of April 30, 1975. Trunkline has requested an effective date of August 1, 1975.

Public notice of Trunkline's filing was issued on June 25, 1975 with all protests, comments, and petitions to intervene due on or before July 16, 1975. The Commission has received no comments, protests, or petitions to intervene.

Our review of Trunkline's proposed PGA adjustment indicates that it is based in part upon small independent producer purchases and emergency purchases at rates in excess of the rate levels established in Opinion No. 699-H.[2] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, and otherwise unlawful. Accordingly, we shall enter into an investigation under Section 5 of the Natural Gas Act to determine the justness and reasonableness of these small producer purchases and emergency purchases.

With regard to the question of small producer purchases, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[3] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*[4] holding that the Commission exceeded its authority under the Natural Gas Act.[5] We believe, therefore, that it would be premature to establish a procedural schedule in this docket at this time.

*The Commission finds:*

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Trunkline's proposed PGA adjustment tendered on June 13, 1975, be accepted for filing and permitted to become effective August 1, 1975, as proposed.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Natural Gas Act that the Commission enter upon an investigation under Section 5 of the Natural Gas Act concerning the lawfulness of the small producer rates and emergency purchase rates in excess of the rate levels established in Opinion No. 699-H.

*The Commission orders:*

(A) Trunkline's proposed Thirteenth Revised Sheet No. 3-A to its original Volume No. 1 of the FPC Gas Tariff is hereby accepted for filing, and permitted to become effective August 1, 1975, as proposed.

(B) Pursuant to the authority of Section 5 of the Natural Gas Act, the Commission's Rules of Practice and Procedure, and the Regulations Under the Natural Gas Act, a Section 5 investigation shall be held concerning the lawfulness of Trunkline's small producer and emergency purchases at rates in excess of rate levels established in Opinion No. 699-H, as contained in Trunkline's June 13, 1975, filing.

(C) The Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20684 Filed 8-6-75;8:45 am]

[1] Thirteenth Revised Sheet No. 3-A to FPC Gas Tariff, Original Volume No. 1.

[2] Docket No. R-389-B, issued June 21, 1974.

[3] *F.P.C. v. Texaco, Inc.*, 417 U.S. 380 (1974).

[4] Order No. 491, 50 FPC 742 (1973); Order No. 491-A, 50 FPC 848 (1973); Order No. 491-B, 50 FPC 1463 (1973); Order No. 491-C, 50 FPC 1634 (1973).

[5] *Consumers Federal of America, et al. v. F.P.C.* (D.C. Cir., Docket No. 73-20009, issued March 13, 1975).





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[Docket No. RP75-109]

## UNITED GAS PIPE LINE CO.

### Order Granting Petiton To Intervene

JULY 29, 1975.

By order issued July 7, 1975, the Commission accepted for filing and suspended for a five-month period the proposed rate increase tendered by United Gas Pipe Line Company (United) in this proceeding. The Commission in that order further granted petitions to intervene to numerous parties, one of which was Mississippi Valley Gas Company. The petition to intervene filed on behalf of Mississippi Valley Gas Company was a joint petition to intervene filed on behalf of that company, Mobile Gas Service Corporation, and Clarke-Mobile Counties Gas District. By inadvertence, Appendix A to our July 7, 1975 order failed to list the latter two petitioners to this joint petition to intervene. Good cause having been shown we shall grant intervention to Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District.

*The Commission finds:*

Good cause exists to grant intervention in this proceeding to Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District.

*The Commission orders:*

(A) The joint petition to intervene filed on behalf of Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District is hereby granted.

(B) The Secretary shall cause prompt publication of this order to be issued in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20685 Filed 8-6-75;8:45 am]

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[Docket No. RP76-2]

## TRANSCONTINENTAL GAS PIPE LINE CORP.

### Petition for Issuance of Declaratory Order

AUGUST 5, 1975.

Take notice that on July 17, 1975, Transcontinental Gas Pipe Line Corporation (Transco) filed a petition pursuant to Section 1.7(c) of the Commission's Rules of Practice and Procedure, for a declaratory order with respect to 60 day emergency purchases of gas pursuant to Section 2.68 of the Commission's General Policy and Interpretations and Section 157.29 of the Commission's Regulations. Specifically, Transco requests that the Commission declare that natural gas pipelines which need emergency gas to serve, during the 1975-76 winter, Priority 1 and Priority 2 markets (as defined in Order No. 467-B) may purchase such gas without refund exposure if such purchases are made at "arms-length" and at prices which are in line with competitive intrastate prices.

The Commission's Policy and Regulations permit emergency sales for a 60 day period to interstate pipelines by intrastate pipelines (Section 2.68 of the General Policy and Interpretations) and by independent producers (Section 157.29 of the Regulations) without express authorization from the Commission. Under the latter provision, reinstituted by Opinion No. 699-B on September 9, 1974, the pipeline shall be entitled to pay and recover "a rate for emergency purchases which a reasonably prudent pipeline purchaser would pay for gas under the same or similar circumstances" (*mimeo*, p. 4). Transco states that although this standard appears to be less stringent than the standard previously announced for 180 day sales,[1] it appears that the Commission has treated the 60 day purchases in the same way as the 180 day purchases, *i.e.*, it has required all amounts in excess of the national rate to be collected subject to refund. Transco states that since substantial amounts of emergency gas may be available this coming winter at prices competitive with intrastate market prices and since the financial exposure to pipelines could be enormous if such arrangements are consummated and rates are collected subject to refund, it is imperative that the Commission declare that pipelines may pay and pass on the costs of arms-length emergency purchases at levels which do not exceed competitive intrastate price levels where the purpose and effect is to avoid or reduce indicated curtailment of Priority 1 and Priority 2 markets as defined in Order No. 467-B.

Transco further states that its curtailment situation in one of the more severe among interstate pipelines and may indeed be the most severe in terms of effect upon high priority loads for the 1975-76 winter heating season. In percentage terms, Transco's curtailment is expected to be about 43 percent for the 1975-76 winter period, based upon Transco's Form 16 on file with the Commission. Under an assumed Order 467-B curtailment plan and based upon the market data in Transco's curtailment proceeding in Docket No. RP72-99, such a curtailment level would indicate no service to requirements in Priorities 2 through 9, and only 94 percent of service to FPC Priority 1 requirements. To the extent that additional conventional supplies can be purchased by Transco in the near-term future, it is alleged that such supplies would reduce the reliance on supplemental supply sources at costs ranging from $3 to $5 per Mcf for those customers able to obtain such supplemental supplies. Therefore, Transco argues that not only is it clear that its curtailment situation cuts very critically into high priority markets next winter but also that emergency gas supply sources purchased by Transco even at the relatively high intrastate market prices would result in lower costs to the ultimate consumers than if the distributors were able to obtain supplemental supplies.

Transco also alleges that as a result of the wide disparity between regulated interstate prices and the unregulated intrastate market prices that virtually all of the new gas being found on shore is sold in the intrastate market. In this connection, Transco asserts that although there is a pervasive and worsening gas supply shortage in the interstate market, there are some indications that the stepped-up drilling activities in onshore locations, together with reduced economic activity, may have created a surplus of available supplies in the intrastate market, even if such surplus may be only of a temporary nature. Transco states it has received some inquiries with respect to available emergency volumes for a temporary period; and a recent article in Business Week, attached as Appendix A to the petition, indicates that temporary surpluses may exist. It is anticipated, however, that any purchases that may be available will be in the range of presently competitive intrastate prices.

Finally, Transco states that in order to restore its gas supply to the level which existed last winter (which itself was not free from problems), Transco would have to purchase in the range of 450,000 Mcf per day throughout the upcoming winter. Assuming that such emergency volumes could be obtained, and assuming a price of $1 per Mcf over the national rate, the amount which could be collected by Transco subject to refund under present Commission practices would be about $68,000,000 for the winter period. While Transco holds out no expectations that such a large volume will be available for purchase, it is suggested that the risks to the pipeline of buying any appreciable quantity of emergency gas at competitive prices, without assurance of flow-through, are enormous. Therefore, Transco argues it is imperative that assurances be given by the Commission that pipelines which are able to purchase emergency gas at such prices *"for indicated Priority 1 and Priority 2 loads"* will be able to recoup such costs.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 or 1.10 of the Commission's Rules of Practice and Procedure [18 CFR 1.8, 1.10]. A shortened notice period in this proceeding may be in the public interest, thusly, all such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in deter-

[1] *I.e.*, that the transaction was not "improvidently consummated at a rate which was more than necessary to secure the gas for the interstate market".

mining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene; provided, however, that any person who has previously filed a Petition to intervene in this proceeding is not required to file a further petition. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20818 Filed 8-6-75;11:58 am]

## INTERSTATE COMMERCE COMMISSION

[AB 89 (Sub-No. 1)]

### ALAMEDA BELT LINE, CALIF.

#### Abandonment

JULY 29, 1975.

In the matter of Alameda Belt Line, abandonment in the City of Alameda, County of Alameda, State of California.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 6, 1975, applicant was required to publish a notice in the Alameda County, Calif., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 5, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20778 Filed 8-6-75;8:45 am]

[Docket No. AB-6 (Sub-No. 1)]

### BURLINGTON NORTHERN, INC.

#### —Abandonment; Extension of Time

In the matter of Burlington Northern Inc., abandonment between Issaquah and Tanner in King County, Washington.

Upon consideration of the record in the above-entitled proceeding, and the letter-petition of applicant filed July 7, 1975, for an extension of time in which to exercise the authority granted by certificate and order of the Commission, Commissioner Tuggle, served June 27, 1974; and good cause appearing therefor:

*It is ordered,* That the time within which the transaction herein may be consummated, be, and it is hereby, extended to August 1, 1976, and that the said certificate and order, as hereby modified, shall be and remain in full force and effect.

Dated at Washington, D.C., this 29th day of July, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20781 Filed 8-6-75;8:45 am]

[AB 18 (Sub-No. 13)]

### CHESAPEAKE AND OHIO RAILWAY CO.

#### Abandonment

JULY 29, 1975.

In the matter of Chesapeake and Ohio Railway Company, abandonment of portion of eastbound passenger main track and portion of the westbound main passenger track, at Ashland, Boyd County, Kentucky.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 23, 1975, applicant was required to publish a notice in the Boyd County, Ky., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 23, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20780 Filed 8-6-75;8:45 am]

[AB 43 (Sub-No. 4)]

### ILLINOIS CENTRAL GULF RAILROAD CO.

#### Abandonment

JULY 29, 1975.

In the matter of Illinois Central Gulf Railroad Company, abandonment between Silver Creek, Lawrence County, and Mendenhall, Simpson County, Mississippi.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 10, 1975, applicant was required to publish a notice in the Lawrence and Simpson Counties, Miss., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 10, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20782 Filed 8-6-75;8:45 am]

[AB 20]

### TEXAS AND PACIFIC RAILWAY CO.

#### Abandonment

JULY 29, 1975.

In the matter of Texas and Pacific Railway Company, abandonment between Plaquemine and McWilliams, in Iberville Parish, Louisiana.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 10, 1975, applicant was required to publish a notice in the Iberville Parish, La., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 10, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20779 Filed 8-6-75;8:45 am]

[Notice No. 826]

### ASSIGNMENT OF HEARINGS

AUGUST 4, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commisison. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC-F 12383, Grand Island Moving & Storage Co., Inc.—Purchase (Portion)—J. E. Lammert Transfer, Inc., and MC-F 12397, Curtis, Inc.—Purchase (Portion)—J. E. Lammert Transfer, Inc., now assigned September 10, 1975 at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 14th Street.

MC 136168 Sub 3, Wilson Certified Express, Inc., now assigned September 16, 1975, at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 140638, Wells Transport Company, Inc., now assigned September 15, 1975 at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 124211 Sub 262, Hilt Truck Line, Inc., now assigned September 18, 1975, at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 1239 Sub 4, Pony Trucking, Inc., now assigned September 10, 1975, at Pittsburgh, Pa., will be held in Courtroom 12, 10th Floor, U.S. Post Office Courthouse, 7th & Grant Street.

MC 138900 Sub 2, Reid J. Cavanaugh, now assigned September 15, 1975, at Pittsburgh, Pa., will be held in Courtroom 12, 10th Floor, U.S. Post Office Courthouse, 7th & Grant Street.

MC-C 8489, Pioneer Hauling Company, Inc., Revocation of Certificate now assigned September 10, 1975, at Jefferson City, MO, will be held in Room B-25A and B-25B, Missouri State Capitol Bldg.

MC 139986, Frank C. Scheer, d/b/a Allstates Coach Service, now assigned September 22, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

No. AB 28, Central of Georgia Railroad Company, Abandonment between Lafayette & Roanoke, in Chambers and Randolph Counties, Alabama, now assigned September 3, 1975, at Roanoke, Alabama, will be held in Court House.

No. MC 128932 Sub 7, Robert L. Torrans, d/b/a Commercial Storage & Distribution Co., now assigned September 8, 1975, at Dallas, Texas, will be held in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 111545 Sub 212, Home Transportation Company, Inc., now assigned September 25, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 107107 Sub-440, Alterman Transport Lines, Inc., now assigned September 26, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 140094, Latin Express Service, Inc., now assigned September 29, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 119726 Sub 55, N. A. B. Trucking Co., Inc., now being assigned September 12, 1975 (1 day), at Chicago, Ill., in a hearing room to be later designated.

MC-F-12437, Crouch Freight Systems, Inc.—Purchase—Mills Transfer Company, et al, now assigned September 9, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC-F-12455 and MC 33807 (Sub-No. 6), Nashua Motor Express, Inc.—Purchase—Gerrard Transport, Inc., now assigned September 17, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 134974 Sub 4, Be-Well Farms Inc., now assigned September 15, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 136527 Sub 1, J. O. Battles, Inc., now assigned September 11, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 107993 Sub 38, J. J. Willis Trucking Company, now assigned September 18, 1975 (2 days), at Birmingham, Ala., in a hearing room to be later designated.

MC-C-8338, Hunt Truck Lines, Inc.—Investigation and Revocation of Certificate, and MC 52979 Sub 3, Hunt Truck Lines, Inc., now assigned September 18, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 115689 Sub 148, Dahlsten Truck Line, Inc., now assigned September 16, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 134142 Sub 8, Brown Refrigerated Express, Inc., now assigned September 11, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 140241 Sub 2, Dalke Transport, Inc., now assigned September 9, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Bldg., 911 Walnut Street.

MC 114273 Sub 226, CRST, Inc., now assigned September 15, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20787 Filed 8-6-75;8:45 am]

[Notice No. 50]

### MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 6, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 27, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75857. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to J. C. Services, Inc., Feasterville, Pa. of the operating rights set forth in Certificate No. MC 9975, issued May 9, 1974, to Elizabeth Lucera, Philadelphia, Pa., authorizing the transportation of household goods, between points in the Philadelphia, Pa. Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in Pennsylvania, New Jersey, New York, Delaware, Maryland, and the District of Columbia. Harry J. Liederbach, 892 Second Street Pike, Richboro, Pa. 18954, attorney for applicants.

No. MC-FC-75885. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to Massachusetts Interstate Freight Transfer, Incorporated, Dorchester, Mass., of the operating rights set forth in Certificate No. MC 41809 and Certificate of Registration No. MC 41809 (Sub-No. 2), both issued September 12, 1972, to George Green, doing business as MIFT, Dorchester, Mass., authorizing the transportation general commodities, with the usual exceptions, between points in Massachusetts. Timothy Francis Murphy, 587 Weld St., West Roxbury, Mass., attorney for applicants.

No. MC-FC-75963. By order of August 1, 1975, the Motor Carrier Board approved the transfer to Mariano Brothers, Incorporated, Danbury, Connecticut, of Certificates Nos. MC 80350 and MC 80350 Sub-No. 1, issued April 3, 1964, and January 8, 1971, to Moody Moving & Storage Company, Inc., Greenwich, Connecticut, authorizing the transportation of household goods between specified points in Connecticut, New York, New Jersey, Pennsylvania, Massachusetts, and Rhode Island. Paul J. Goldstein, 109 Church Street, New Haven, Conn. 06510, attorney for applicants.

No. MC-FC-75978. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to John William Palmer, doing business as Palmer Distributing, Arco, Idaho, of the operating rights set forth in Permit No. MC 134152 (Sub-No. 1), issued April 2, 1975, to Motor Cargo, a corporation, Salt Lake City, Utah, authorizing the transportation of canned soft drinks, from Salt Lake City, Utah, to specified points in Colorado, Wyoming, Montana, and Nevada, under a continuing contract or contracts with Bonneville Canning Company. Robert Felton, Twelve Exchange Place, Salt Lake City, Utah 84111, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20786 Filed 8-6-75;8:45 am]

[Notice 80]

### TEMPORARY AUTHORITY TERMINATION

The temporary authorities granted in the dockets listed below have expired as a result of final action either granting or denying the issuance of a Certificate or Permit in a corresponding application for permanent authority, on the date indicated below:

| Temporary Authority Application | Final Action or Certificate or Permit | Date of Action |
|---|---|---|
| Ruan Transport Corp., MC-107496 Sub-952, Sub-951, Sub-956 | MC-107496 Sub-958 | July 30, 1975 |
| Curtis, Inc., MC-113678 Sub-562 | MC-113678 Sub-572 | Do. |
| Willis Shaw Frozen Express Inc., MC-117119 Sub-511 | MC-117119 Sub-494 | Do. |
| Free State Truck Service, Inc., MC-123502 Sub-43 | MC-123502 Sub-44 | Do. |
| Joyce E. Haynes Trucking, Inc., MC-140667 Sub-1 | MC-140667 Sub-4 | July 29, 1975 |

*Secretary.*

[FR Doc.75-20785 Filed 8-6-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Applications

AUGUST 4, 1975.

The following applications to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(d)(2)), and notice thereof to all interested persons is hereby given as provided in such rules.

Carriers having a genuine interest in an application may file an original and three copies of *verified statements* in opposition with the Interstate Commerce Commission within 30 days from the date of publication. (This procedure is outlined in the Commission's report and order in *Gateway Elimination*, 119 M.C.C. 530.) A copy of the verified statement in opposition must also be served upon applicant or its named representative. The verified statement should contain all the evidence upon which protestant relies in the application proceeding including a detailed statement of protestant's interest in the proposal. No rebuttal statements will be accepted.

No. MC 110525 (Sub-No. 1098–G) (Correction), filed June 4, 1974, and published in the FEDERAL REGISTER issue of June 3, 1975, and partially republished as corrected this issue. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (3) *Animal, vegetable, mineral and fish oil, chemicals, soap and soap products*, and *glycerin*, in bulk, in tank vehicles, from points in Pennsylvania east of a line beginning at the Pennsylvania-Maryland State Boundary line near Delta, Pa., and extending north through Lancaster, Pa. to the Pennsylvania-New York State Boundary line, to points in Rhode Island. The purpose of this filing is to eliminate the gateway at Newark, N.J. (99) *Liquid chemicals*, in bulk, in tank vehicles, from points in that part of New York on and south of a line beginning at the New York-Vermont State Boundary line and extending along New York Highway 7 to Binghamton, N.Y., and thence along U.S. Highway 11 to the New York-Pennsylvania State Boundary line (except New York, N.Y. and points in Nassau, Suffolk, and Westchester Counties, N.Y.), to points in Pennsylvania. The purpose of this filing is to eliminate the gateway at Carteret, N.J.

NOTE. The purpose of this partial republication is to indicate the correct destinations sought by the above requests for authority, which were inadvertently omitted in the original publication. The rest of the application remains as originally published.

### ELIMINATION OF GATEWAY LETTER NOTICES

AUGUST 4, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 18, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 107012 (Sub-E87), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: New household kitchen appliances, uncrated (1) from points in Grafton, and Carroll, Counties, New Hampshire, to points in Lincoln, Ashe, Avery, Burke, Mecklenburg, Surry, Caldwell, Watauga, Wilkes, Yadkin, Catawba, Iredell, Cleveland, Gaston, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Jackson, McDowell, Macon, Madison, Clay, Graham, Haywood, Henderson, Cherokee, Buncombe Counties, N.C., Lancaster, Keeshaw, Lee, Fairfield, Darlington, Chesterfield, Sumter, Richland, Marlboro, Lexington, Calhoun, Aiken, Newberry, Saluda, McCormick, Spartanburg, Union, York, Edgefield, Greenwood, Lamens, Chester, Cherokee, Berkeley, Colleton, Barnwell, Hampton, Orangeburg, Charleston, Beaufort, Dorchester, Jasper, Bamberg, Allendale, Ocomee, Greenville, Pickens, Abbeville, Anderson Counties, S.C.; Pocahontas, Monroe, Mercer, Wyoming, Summers, Raleigh, McDowell, Greenbrier, Mingo, Logan, Putnam, Wayne, Lincoln, Cabell, Boone Counties, W. Va.; (2) from points in Cheshire, Hillsboro, and Sullivan Counties, New Hampshire, to points in Gaston, Cleveland, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Iredell, Yadkin, Avery, Burke, Caldwell, Catawba, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Graham, Haywood, Madison, Macon, McDowell, Jackson, Henderson, Buncombe, Clay, Cherokee Counties, N.C.; Sumter, Keeshaw, Lancaster, Richland, Marlboro, Lexington, Fairfield, Darlington, Lee, Chesterfield, Calhoun, Aiken, Newberry, Saluda, Spartanburg, Union, York, McCormick, Greenwood, Lamens, Edgefield, Chester, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.; Putnam, Logan, Mingo, Wayne, Cabell, Boone, Lincoln Counties, W. Va.

(3) From points in Coos County, New Hampshire, to points in Lincoln, Ashe, Avery, Caldwell, Mecklenburg, Surry, Watauga, Wilkes, Cleveland, Yadkin, Gaston, Catawba, Iredell, Burke, Alleghany, Alexander, Macon, Mitchell, Polk, Jackson, Rutherford, Swain, Transylvania, Yancey, McDowell, Madison, Henderson, Haywood, Clay, Graham, Cherokee, Buncombe Counties, N.C.; Keeshaw, Marlboro, Fairfield, Darlington, Chesterfield, Calhoun, Lexington, Lee, Lancaster, Sumter, Richland, Aiken, York, Newberry, Saluda, Spartanburg, McCormick, Chester, Edgefield, Greenwood, Lamens, Union Cherokee, Beaufort, Barnwell, Berkeley, Charleston, Colleton, Dorchester, Hampton, Jasper, Orangeburg, Bamberg, Allendale, Ocomee, Anderson, Pickens, Greenville, Abbeville, Buena Vist, Clif Forge, Covington, Danville, Galax, Lexington, Lynchburg, Martinsville, Norton, Radford, Roanoke, Salem, South Boston, Staunton, Amherst, Appomattox, Augusta, Bath, Bedford, Bland, Botetourt, Buchanan, Campbell, Carroll, Charlotte, Craig, Dickenson, Floyd, Franklin, Giles, Grayson, Wise, Wythe, Halifax, Henry, Bedford, Highland, Lee, Montgomery, Nelson, Patrick, Pitsylvania, Pulaski, Doanoke, Rockbridge, Russell, Scott, Bristol, Smyth, Tazewell, Washington, Alleghany Counties, Va.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Wayne, Cabell, Lincoln, Putnam, Logan, Mingo, Boone Counties, W. Va.; (4) from points in Strafford, Belknap, Merrimack, Rockingham Counties, New Hampshire to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Gaston, Cleveland, Catawba, Iredell, Burke, Caldwell, Alleghany, Alexander, Avery, Ashe, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, McDowell, Macon, Madison, Haywood, Henderson, Jackson, Clay, Buncombe, Graham, Cherokee, Counties, N.C.; Keeshaw, Fairfield, Lancaster, Lee, Lexington, Marlboro, Sumter, Richland, Chesterfield, Calhoun, Darlington, Aiken, Newberry, Saluda, Spartanburg, Union, York, Lamens, McCormick, Greenwood, Chester, Cherokee, Edgefield, Pickens, Greenville, Anderson, Abbeville, Ocomee Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Wayne, Mingo, Pulaski, Rockcastle, Casey, Green, Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E88), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over





irregular routes, transporting: New household kitchen appliances, uncrated (1) from points in Bergen, Essex, Hudson, and Passaic Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Catawba, Cleveland, Gaston, Iredell, Burke, Caldwell, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Jackson, McDowell, Macon, Madison, Haywood, Henderson, Buncombe, Clay, Graham, Cherokee Counties, N.C.; Lexington, Marlboro, Lee, Keeshaw, Fairfield, Lancaster, Sumter, Richland, Aiken, Chesterfield, Darlington, Calhoun, Newberry, Saluda, Spartanburg, Union, York, Lamens, McCormick, Edgefield, Greenwood, Cherokee, Chester, Pickens, Greenville, Ocomee, Abberille, Anderson Counties, S.C.; Wayne, Putnam, Mingo, Cabell, Lincoln, Logan, Boone Counties, W. Va.; (2) from points in Morris, Sussex and Warren Counties, N.J., to points in Georgia; Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Avery, Gaston, Iredell, Cleveland, Catawba, Burke, Caldwell, Ashe, Alexander, Alleghany, Mitchell, Polk, Rutherford, Swain, Macon, Madison, Transylvania, Yancey, McDowell, Jackson, Graham, Haywood, Henderson, Clay, Buncombe, Cherokee Counties, N.C.; Keeshaw, Lancaster, Lee, Fairfield, Darlington, Sumter, Lexington, Richland, Marlboro, Calhoun, Aiken, Chesterfield, Lamens, McCormick, Newberry, Union, Saluda, Spartanburg, Greenwood, York, Edgefield, Cherokee, Chester, Pickens, Ocomee, Anderson, Greenville, Abbeville Counties, S.C.; Wayne, Putnam, Logan, Mingo, Boone, Lincoln, Cabell Counties, W. Va.

(3) From points in Camden, Cumberland, Gloucester, and Salem Counties, N.J. to points in Paulding, Heard, Gordon, Dade, Polk, Murray, Whitfield, Douglas, Floyd, Walker, Haralson, Bartow, Chattooga, Carroll, Catoosa, Lumpkin, Madison, Morgan, Newton, Clarke, Oconee, Clayton, Cobb, Coweta, Dawson, Pickens, DeKalb, Elbert, Fannin, Fayette, Forsyth, Rabun, Rockdale, Franklin, Spalding, Fulton, Gilmer, Stephens, Towns, Gwinnett, Union, Habersham, Walton, White, Hall, Hart, Henry, Jackson, Jasper, Banks, Barrow, Butts, Cherokee, Wilkinson, Wilkes, Washington, Warren, Treutlen, Taliaferro, Richmond, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Jefferson, Hancock, Green, Glascock, Burke, Columbia, Emanuel, Baldwin, Glynn, Pierce, Montgomery, Long, Wheeler, Wayne, Jeff Davis, Tattnall, Toombs, Charlton, To Ware, Ware, McIntosh, Brantley, Camden, Dodge, Decatur, Crisp, Crawford, Cook, Colquitt, Coffee, Clinch, Clay, Chattahoo, Calhoun, Brooks, Bleckley, Bibb, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Troup, Tift, Thomas, Terrell, Telfair, Taylor, Talbot, Sumter, Stewart, Seminole, Schley, Randolph, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Jones, Irwin, Houston, Harris, Grady, Echols, Early, Dooly, Dougherty, Berrien, Atkinson, Baker, Ben Hill Counties, Ga.; Mitchell, Polk, Rutherford, Swain, Madison, Transylvania, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Clay, Buncombe, Cherokee, Graham Counties, N.C.; Lamens, Newberry, Spartanburg, Saluda, Union, York, McCormick, Greenwood, Cherokee, Chester, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Putnam, Mingo, Wayne, Boone, Cabell, Lincoln, Logan Counties, W. Va.; (4) from points in Atlantic, Burlington, Cape May, Monmouth, Ocean Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Iredell, Surry, Watauga, Wilkes, Yadkin, Caldwell, Catawba, Cleveland, Gaston, Ashe, Burke, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, Jackson, McDowell, Henderson, Macon, Graham, Buncombe, Cherokee, Clay, Haywood Counties, N.C.; Newberry, Saluda, Spartanburg, Union, York, Cherokee, Edgefield, Greenwood, Lamens, Chester, Greenville, Ocomee, Pickens, Abbeville, Anderson Counties, S.C.; Wayne, Putnam, Cabell, Logan, Boone, Lincoln, Mingo Counties, W. Va.

(5) From points in Hunterdon, Mercer, Middlesex, Somerset, Union Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Surry, Iredell, Watauga, Wilkes, Gaston, Cleveland, Yadkin, Catawba, Caldwell, Ashe, Burke, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Macon, McDowell, Jackson, Madison, Henderson, Graham, Buncombe, Cherokee, Clay, Haywood Counties, N.C.; Newberry, Saluda, Spartanburg, Union, York, McCormick, Lamens, Chester, Edgefield, Greenwood, Cherokee, Greenville, Ocomee, Pickens, Abbeville, Anderson Counties, S.C.; Wayne, Putnam, Mingo, Boone, Cabell, Lincoln, Logan Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E89), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Albany, Bronx, Columbia, Dutchess, Greene, Kings, Nassau, New York, Orange, Putnam, Queens, Rensselar, Richmond, Rockland, Sullivan, Ulster, Westchester Counties, N.Y. to points in Yadkin, Alleghany, Ashe, Catawba, Gaston, Wilkes, Lincoln, Mecklenburg, Surry, Alexander, Cleveland, Watauga, Avery, Burke, Caldwell, Iredell, Buncombe, Henderson, Macon, Swain, Yancey, Clay, Polk, Rutherford, Transylvania, Graham, Jackson, McDowell, Cherokee, Haywood, Madison, Mitchell Counties, N.C.; Aiken, Chesterfield, Darlington, Lancaster, Calhoun, Fairfield, Keeshaw, Lee, Lexington, Marlboro, Richland, Sumter, Union, York, McCormick, Newberry, Edgefield, Greenwood, Saluda, Spartanburg, Cherokee, Chester, Lamens, Greenville, Ocomee, Pickens, Anderson, Abbeville Counties, S.C.; Putnam, Mingo, Logan, Lincoln, Cabell, Wayne, Boone Counties, W. Va.; (2) from points in Suffolk County, N.Y. to points in Iredell, Lincoln, Mecklenburg, Gaston, Surry, Cleveland, Watauga, Wilkes, Alleghany, Ashe, Avery, Burke, Caldwell, Yadkin, Catawba, Alexander, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, McDowell, Jackson, Cherokee, Clay, Graham, Haywood, Henderson, Macon, Buncombe Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Calhoun, Chesterfield, Aiken, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, York, Union, Saluda, Spartanburg, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.; Mingo, Lincoln, Cabell, Putnam, Wayne, Logan, Boone Counties, W.Va.

(3) From points in Hamilton, Clinton, Essex, Franklin, Fulton, Montgomery, Saratoga, Schenectady, Washington Counties, N.Y. to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Alexander, Burke, Iredell, Gaston, Cleveland, Catawba, Caldwell, Avery, Alleghany, Ashe, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Cherokee, Buncombe, McDowell, Madison, Macon, Jackson, Henderson, Haywood, Clay, Graham Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, York, Chester, Spartanburg, Union, Saluda, Newberry, McCormick, Lamens, Greenwood, Cherokee, Edgefield, Orangeburg, Bamberg, Allendale, Jasper, Hampton, Dorchester, Colleton, Charleston, Berkeley, Beaufort, Barnwell, Anderson, Abbeville, Greenville, Ocomee, Pickens Counties, S.C.; Pocahontas, Monroe, Wyoming, Summers, Raleigh, Mercer, McDowell, Greenbrier, Bonne, Wayne, Putnam, Mingo, Logan, Cabell, Lincoln Counties, W. Va.; (4) from points in Broome, Cayuga, Chenango, Chemung, Courtland, Delaware, Madison, Ontario, Onondaga, Otsego, Schuyler, Schoharie, Seneca, Tioga, Tompkins, Wayne, Yates Counties, N.Y. to points in Yadkin, Wilkes, Surry, Watauga, Mecklenburg, Lincoln, Gaston, Catawba, Cleveland, Caldwell, Avery, Burke, Ashe, Alleghany, Alexander, Henderson, Haywood, Clay, Graham, Cherokee, Buncombe, Transylvania, Yancey, Swain, Polk, Rutherford, Mitchell, Madison, Macon, McDowell, Jackson, Fairfield, Richland, Marlboro, Lexington, Lancaster, Keeshaw, Darlington, Chesterfield, Calhoun, Aiken, Saluda, York, Union, Spartanburg, Newberry, Edgefield Greenwood, McCormick, Lamens, Chester, Cherokee, Orangeburg, Colleton, Dorchester, Charleston, Berkeley, Beaufort, Barnwell, Bamberg, Allendale, Jasper, Hampton, Pickens, Ocomee, Anderson, Greenville, Abbeville.

(5) From points in Herkimer, Jefferson, Lewis, Oneida, Oswego, St. Lawrence Counties, N.Y. to point in Gaston, Iredell, Lincoln, Mecklenburg, Surry, Watauga, Cleveland, Catawba, Wilkes, Yadkin, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Tran-

sylvania, Yancey, McDowell, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lee, Lancaster, Sumter, Richland, Marlboro, Lexington, Aiken, Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Newberry, Saluda, Spartanburg, Union, York, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Colleton, Dorchester, Hampton, Jasper, Orangeburg, Allendale, Bamberg, Barnwell, Beaufort, Berkeley, Charleston, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C.; (6) from points in Allegany, Cataraugus, Chatauqua, Erie, Genesee, Livingston, Monroe, Niagara, Orleans, Steuben Counties, N.Y.; to points in Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Cleveland, Gaston, Iredell, Lincoln, Alexander, Alleghany, Ashe, Avery, Burke, Caldwell, Catwba, Polk, Rutherford, Swain Transylvania, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Buncombe, Cherokee, Clay, Graham, Madison, Mitchell Counties, N.C.; Sumter, Lancaster, Lee, Lexington, Marlboro, Richland, Aiken, Calhoun, Chesterfield, Darlington, Fairfield, Keeshaw, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Berkeley, Charleston, Colleton, Allendale, Bamberg, Dorchester, Hampton, Jasper, Orangeburg, Barnwell, Beaufort, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E90), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Allegheny, Armstrong, Bearer, Butler, Fayette, Greene, Indiana, Lawrence, Somerset, Washington, Westmoreland Counties, Pa. to points in Polk, Rutherford, Swain, Transylvania, Yancey, Mitchell, Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison Counties, N.C.; Sumter, Richland, Aiken, Calhoun, Chesterfield, Darlington, Fairfield, Keeshaw, Lancaster, Lee, Lexington, Marlboro, York, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Orangeburg, Allendale, Bamberg, Barnwell, Beaufort, Berkeley, Charleston, Colleton, Dorchester, Hampton, Jasper, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; (2) from points in Clarion, Crawford, Elk, Erie, Cameron, Forest, Jefferson, McKean, Mercer, Potter, Venango, Warren Counties, Pa., to points in Surry, Watauga, Wilkes, Yadkin, Ashe, Burke, Caldwell, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Alexander, Alleghany, Avery, Rutherford, Swain, Transylvania, Yancey, Cherokee, Clay, Haywood, McDowell, Macon, Madison, Mitchell, Polk, Buncombe, Graham, Henderson, Jackson Counties, N.C., and points in South Carolina.

(3) From points in Adams, Bedford, Blair, Cambria, Centre, Clearfield, Clinton, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Numberland, Perry, Snyder, Tioga, Union Counties, Pa. to points in Jackson, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, McDowell, Macon Counties, N.C.; Chesterfield, Calhoun, Fairfield, Keeshaw, Aiken, Richland, Sumter, Darlington, Lancaster, Lee, Lexington, Marlboro, Edgefield, Greenwood, Saluda, Spartanburg, Union, Lamens, McCormick, Newberry, York, Cherokee, Chester, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C.; (4) from points in Bradford, Carbon, Columbia, Lackawanna, Luzerne, Monroe, Pike, Sullivan, Susquehana, Wayne, Wyoming Counties, Pa. to points in Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Lincoln, Iredell, Gaston, Cleveland, Catawba, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Polk, Rutherford, Swain, Transylvania, Yancey, Clay, Cherokee, Buncombe, Mitchell, Madison, Macon, McDowell, Henderson, Jackson, Haywood, Graham Counties, N.C.; Sumter, Darlington, Chesterfield, Calhoun, Aiken, Richland, Marlboro, Lexington, Lancaster, Lee, Keeshaw, Fairfield, Edgefield, Chester, Cherokee, York, Union, Spartanburg, Saluda, Newberry, McCormick, Lamens, Greenwood, Ocomee, Greenville, Anderson, Abbeville, Pickens Counties, S.C.; (5) from points in Bucks, Chester, Delaware, Lancaster, Berks, Lehigh, Lebanon, Montgomery, North Hampton, Philadelphia, Schuyukill, York Counties, Pa. to points in Swain, Transylvania, Yancey, Rutherford, Clay, Cherokee, Buncombe, Polk, Mitchell, Macon, Madison, McDowell, Jackson, Henderson, Haywood, Graham Counties, N.C.; Chester, Cherokee, York, Union, Saluda, Spartanburg, Newberry, McCormick, Lamens, Greenwood, Edgefield, Pickens, Ocomee, Greenville, Anderson, Abbeville, Counties, S.C.; Logan, Mingo, Lincoln, Wayne, Cabell, Putnam, Boone Counties, W. Va. The purpose of this filing is to eliminate the gateways of points in Tennessee.

No. MC 107012 (Sub-E91), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Bristol, Newport, and Washington Counties, Rhode Island to points in Wilkes, Yadkin, Caldwell, Watuga, Gaston, Mecklenburg, Surry, Catawba, Avery, Iredell, Lincoln, Cleveland, Burke, Ashe, Alleghany, Alexander, Transylvania, Yancey, Swain, Polk, Rutherford, Graham, Mitchell, Madison, Macon, Haywood, Jackson, McDowell, Henderson, Buncombe, Clay, Cherokee Counties, N.C.; Fairfield, Darlington, Lee, Keeshaw, Lexington, Marlboro, Sumter, Lancaster, Richland, Chesterfield, Calhoun, Aiken, McCormick, Newberry, Saluda, Greenwood, Lamens, Spartanburg, Union, York, Edgefield, Chester, Cherokee, Pickens, Ocomee, Abbeville, Anderson, Greenville Counties, S.C.; Logan, Mingo, Putnam, Wayne, Lincoln, Cabell, Boone Counties, W.Va.; (2) from points in Kent and Providence Counties, Rhode Island to points in Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Burke, Gaston, Avery, Ashe, Caldwell, Catawba, Cleveland, Alleghany, Alexander, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Haywood, Swain, Clay, Yancey, Transylvania, Graham, Cherokee, Buncombe Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Fairfield, Richland, Sumter, Marlboro, Darlington, Chesterfield, Calhoun, Aiken, McCormick, Newberry, Saluda, Edgefield, Spartanburg, York, Lamens, Greenwood, Union, Chester, Cherokee, Greenville, Pickens, Oconee, Abbeville, Anderson Counties, S.C.; Logan, Mingo, Wayne, Lincoln, Putnam, Boone, Cabell Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E92), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New Household Kitchen Appliances, uncrated*, (1) from points in Bennington, Rutland, Windham, and Windsor Counties, Vermont, to points in Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Gaston, Burke, Caldwell, Catawba, Yadkin, Cleveland, Alexander, Alleghany, Ashe, Avery, Transylvania, Henderson, Jackson, Yancey, McDowell, Macon, Haywood, Rutherford, Madison, Swain, Polk, Mitchell, Buncombe, Cherokee, Graham, Clay Counties, N.C.; Lexington, Lee, Lancaster, Richland, Keeshaw, Fiarfield, Sumter, Marlboro, Aiken, Calhoun, Darlington, Chesterfield, York, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Cherokee, Chester, Edgefield, Greenwood, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Mingo, Putnam, Wayne, Boone, Cabell, Logan, Lincoln Counties, W. Va.; (2) from points in Chittenden, Franklin, Grand Isle, and Lamoille Counties, Vt. to points in Wilkes, Watauga, Mecklenburg, Surry, Lincoln, Iredell, Burke, Cleveland, Gaston, Yadkin, Catawba, Caldwell, Alexander, Alleghany, Ashe, Avery, Haywood, Mitchell, Henderson, Jackson, McDowell, Macon, Yancey, Polk, Rutherford, Swain, Madison, Transylvania, Buncombe, Cherokee, Clay, Graham Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Vairfield, Marlboro, Sumter, Richland, Aiken, Calhoun, Chesterfield, Darlington, Union, York, Spartanburg, Lamens, Saluda, Newberry, McCormick, Cherokee, Chester, Edgefield, Greenwood, Jasper, Orangeburg, Berkeley, Charleston, Colleton, Dorchester, Hampton, Allendale, Bamberg, Barnwell, Beaufort, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Greenbrier, McDowell, Mercer, Monroe, Mingo, Putnam, Wayne, Boone, Cabell, Lincoln, Logan Counties, W. Va.

(3) From points in Addison, Orange, and Washington Counties, Vermont, to points in Cleveland, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Iredell, Gaston, Caldwell, Avery, Burke, Catawba, Ashe, Alexander, Alleghany, Swain, Transylvania, Yancey, Graham, Henderson, Haywood, Jackson, McDowell, Polk, Macon, Rutherford, Madison, Mitchell, Clay, Buncombe, Cherokee Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Sumter, Richland, Marlboro, Calhoun, Chesterfield, Aiken, York, Saluda, Spartanburg, Union, Greenwood, Newberry, McCormick, Lamens, Cherokee, Chester, Edgefield, Beaufort, Hampton, Dorchester, Berkeley, Jasper, Colleton, Orangeburg, Charleston, Allendale, Bamberg, Barnwell, Pickens, Ocomee, Abbeville, Anderson, Greenville Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Greenbriar, McDowell, Mercer, Logan, Mingo, Putnam, Wayne, Cabell, Lincoln, Boone Counties, W. Va.; (4) from points in Calidinia, Essex, and Orleans Counties, Vermont, to points in Lincoln, Mecklenburg, Surry, Burke, Caldwell, Watauga, Avery, Yadkin, Wilkes, Iredell, Gaston, Cleveland, Catawba, Alexander, Alleghany, Ashe, Rutherford, Swain, Madison, Transylvania, Mitchell, Henderson, Jackson, Graham, Polk, Yancey, Haywood, Macon, McDowell, Clay, Buncombe, Cherokee Counties, N.C.; Lexington, Richland, Lee, Lancaster, Keeshaw, Marlboro, Fairfield, Darlington, Sumter, Chesterfield, Aiken, Calhoun, McCormick, Newberry, Saluda, Lamens, Spartanburg, Union, Greenwood, York, Cherokee, Chester, Edgefield, Jasper, Hampton, Beaufort, Orangeburg, Berkeley, Charleston, Colleton, Dorchester, Barnwell, Allendale, Bamberg, Ocomee, Pickens, Anderson, Greenville, Abbeville Counties, S.C.; Monroe, Wyoming, Summers, Raleigh, Pocahontas, Greenbrier, McDowell, Mercer, Logan, Mingo, Putnam, Wayne, Boone, Cabell, Lincoln Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E93), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*, (1) from points in Mercer, Monroe, Greenbrier, McDowell, Pocahontas, Raleigh, Summers, Wyoming Counties, W. Va. to points in Yancey, Mitchell, Polk, Rutherford, Swain, Madison, Macon, Transylvania, McDowell, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lexington, Sumter, Richland, Marlboro, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Aiken, York, Spartanburg, Union, Saluda, Newberry, McCormick, Lamens, Greenwood, Edgefield, Chester, Cherokee, Jasper, Orangeburg, Hampton, Dorchester, Colleton, Charleston, Berkeley, Beaufort, Barnwell, Bamberg, Allendale, Greenville, Anderson, Abbeville, Pickens, Ocomee Counties, S.C.; (2) from points in Braxton, Clay, Fayette, Kanawha, Nicholas, Webster Counties, W. Va., to points in Madison, Mitchell, Macon, Jackson, McDowell, Polk, Rutherford, Swain, Yancey, Transylvania, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lancaster, Lee, Richland, Marlboro, Sumter, Lexington, Calhoun, Aiken, Keeshaw, Fairfield, Darlington, Chesterfield, Spartanburg, Union, York, Newberry, Saluda, McCormick, Lamens, Greenwood, Edgefield, Chester, Cherokee, Hampton, Jasper, Orangeburg, Dorchester, Colleton, Beaufort, Barnwell, Bamberg, Allendale, Charleston, Berkeley, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.

(3) From points in Cabell, Lincoln, Logan, Mingo, Boone, Putnam, Wayne Counties, W. Va. to points in Nash, Northampton, Pamlico, Pasquotank, Per Quiman, Pitt, Tyrrell, Washington, Wilson, Gates, Halifax, Hertford, Hyde, Matin, Edgecombe, Dare, Currituck, Chowan, Camden, Bertie, Beaufort, Johnston, Hoke, Harnett, Greene, Onslow, Jones, Pender, North Hanover, Wayne, Scotland, Sampson, Lenoir, Robeson, Duplin, Cumberland, Craven, Columbus, Carteret, Brunswick, Bladen, Lincoln, Mecklenburg, Surry, Cleveland, Gaston, Iredell, Wilkes, Yadkin, Watauga, Catawba, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Macon, McDowell, Mitchell, Polk, Rutherford, Swain, Madison, Transylvania, Yancey, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; points in South Carolina; Suffolk, Virginia B, Williamsburg, Sussex, York, Chesapeake, Emporia, Franklin, Northampton, Hampton, Nansemond, Newport News, Numberland, Norfolk, Richmond, Surry, Southampton, Portmouth, Middiesex, Mathews, Lancaster, Wight Isle, Greenville, Gloucester, Accomack Counties, Va.; (4) from points in Brooke, Hancock, Marshall, and Ohio Counties, W. Va., to points in Yadkin, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Burke, Caldwell, Catawba, Cleveland, Gaston, Iredell, Alexander, Avery, Ashe, Alleghany, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Macon, Madison, McDowell, Haywood, Henderson, Jackson, Caly, Cherokee, Buncombe, Graham Counties, N.C.; and points in South Carolina.

(5) From points in Mason, Calhoun, Gilmer, Jackson, Pleasants, Ritchie, Roane, Wirt, Wood Counties, W. Va. to points in Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Cherokee, Clay, Buncombe, Graham, Haywood, Henderson, Jackson, McDowell, Macon Counties, N.C.; Marlboro, Sumter, Richland, Chesterfield, Darlington, Fairfield, Keeshaw, Lancaster, Lee, Lexington, Aiken, Calhoun, Union, York, Lamens, McCormick, Newberry, Saluda, Spartanburg, Cherokee, Chester, Edgefield, Greenwood, Jasper, Orangeburg, Berkeley, Charleston, Allendale, Bamberg, Barnwell, Beaufort, Colleton, Dorchester, Hampton, Anderson, Greenville, Ocomee, Abbeville, Pickens Counties, S.C.; (6) from points in Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel Counties, W. Va. to points in Madison, Mitchell, Polk, Swain, Transylvania, Buncombe, Cherokee, Henderson, Yancey, Graham, Haywood, Jackson, McDowell, Macon, Rutherford Counties, N.C.; Darlington, Lexington, Marlboro, Aiken, Calhoun, Chesterfield, Fairfield, Keeshaw, Lancaster, Lee, Richland, Sumter, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, York, Barnwell, Beaufort, Berkeley, Bamberg, Hampton, Jasper, Orangeburg, Allendale, Charleston, Colleton, Dorchester, Ocomee, Anderson, Greenville, Pickens Counties, S.C. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E94), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Autauga, Bibb, Blount, Calhoun, Chilton, Chambers, Cherokee, Cleburne, Clay, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, Shelby, St. Clair, Talladega, and Tallapoosa Counties, Ala., to points in Woodbury, Pocahontas, Osceola, Ida, Clay, Cherokee, Sioux, O'Brien, Humboldt, Carroll, Sac, Monona, Dickinson, Calhoun, Palo Alto, Lyon, Emmet, Buena Vista, Plymouth, Kossuth, Crawford, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Cerro Gordo, Black Hawk, Winnebago, Floyd, Chickasaw, Allamakee, Mitchell, Fayette, Buchanan, Winneshiek, Howard, Delaware, Butler Counties, Iowa; Wayne, Thurston, Platte, Dodge, Colfax, Butler, Vance, Pierce, Dixon, Burt, Washington, Merrick, Cuming, Boone, Stanton, Madison, Dakota, Antelope, Polk, Knox, Cedar, Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Lyon, Humboldt, Douglas, Churchill, Washoe, Pershing, Storey, Mineral, Ormsby, Whitepine, and Elko Counties, Nev.; and points in Wyoming; (2) from points in Colbert, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, and Winston Counties, Ala., to points in Lyon, Plymouth, Emmet, Clay, Kossuth, Monona, Pocahontas, Buena Vista, Crawford, O'Brien, Sac, Calhoun, Dickinson, Osceola, Sioux, Carroll, Humboldt, Palo Alto, Woodbury, Cherokee,







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Ida, Worth, Howard, Black Hawk, Chickasaw, Wright, Hancock, Butler, Clayton, Winneshiek, Franklin, Bremer, Delaware, Winnebago, Floyd, Buchanan, Fayette, Mitchell, Allamakee, and Cerro Gordo Counties, Iowa; Madison, Thurston, Knox, Burt, Dodge, Wayne, Vance, Antelope, Colfax, Washington, Stanton, Boone, Cuming, Pierce, Polk, Cedar, Dakota, Platte, Merrick, Butler, Dixon, Sheridan, Box Butte, Dawes, and Sioux Counties, Nebr.; Churchill, Douglas, Mineral, Lyon, Humboldt, Ormsby, Pershing, Storey, Washoe, Elko, and Whitepine Counties, Nev.; Park, Teton, Yellowstone National Park, Natrona, Fremont, Hot Spring, Sheridan, Big Horn, Washakie, Campbell, Weston, Johnson, Crook, Uinta, Lincoln, Sublette, and Sweetwater Counties, Wyo.

(3) From points in DeKalb, Jackson, Limestone, Marshall, Madison, and Morgan Counties, Ala., to points in Warren, Grundy, Jasper, Marion, Boone, Wayne, Lucas, Storey, Mahaska, Clarke, Webster, Poweshiek, Polk, Greene, Appanoose, Hardin, Tama, Madison, Decatur, Hamilton, Monroe, Marshall, Dallas, Woodbury, Monona, Pocahontas, Crawford, Buena Vista, Sioux, O'Brien, Osceda, Clay, Sac, Emmet, Palo Alto, Cherokee, Lyon, Humboldt, Plymouth, Calhoun, Dickinson, Ida, Kossuth, Carroll, Clayton, Wright, Chickasaw, Buchanan, Worth, Mitchell, Delaware, Bremer, Winneshiek, Floyd, Hancock, Black Hawk, Winnebago, Franklin, Cerro Gordo, Allamakee, Fayette, Howard, and Butler Counties, Iowa; Vance, Platte, Cuming Colfax, Antelope, Pierce, Dixon, Wayne, Cedar, Merrick, Knox, Madison, Butler, Thurston, Dakota, Dodge, Burt, Washington, Stanton, Polk, Boone, Valley, Garfield, Lawson, Holt, Brown, Greeley, McPherson, Keyapana, Hall, Boyd, Thomas, Custer, Hooker, Cherry, Arthur, Rock, Logan, Wheeler, Buffalo, Box Butte, Sioux, Sheridan, Dawes, Scot Bluff, Deuel, Morrill, Banner, Kimball, Garden, and Cheyenne Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Washoe, Humboldt, Pershing, Mineral, Storey, Lyon, Churchill, Ormsby, Douglas, Elko, and Whitepine Counties, Nev.; and points in Wyoming; (4) from points in Barbour, Dale, Montgomery, Bullock, Geneva, Pike, Covington, Henry, Russell, Coffee, Houston, Crenshaw, and Macon Counties, Ala., to points in Marion, Monroe, Appanoose, Hardin, Dallas, Tama, Polk, Mahaska, Hamilton, Clarke, Warren, Webster, Lucas, Grundy, Boone, Marshall, Poweshiek, Madison, Greene, Wayne, Storey, Jasper, Decatur, Woodbury, Pocahontas, Lyon, Dickinson, Calhoun, Sioux, Osceola, Kossuth, Crawford, Sac, O'Brien, Ida, Clay, Palo Alto, Buena Vista, Humboldt, Cherokee, Plymouth, Monona, Emmet, Carroll, Worth, Howard, Fayette, Butler, Winneshiek, Allamakee, Delaware, Buchanan, Winnebago, Hancock, Clayton, Bremer, Mitchell, Floyd, Chickasaw, Black Hawk, Wright, Franklin, and Cerro Gordo Counties, Iowa; Vance, Washington, Knox, Cuming, Boone, Wayne, Stanton, Madison, Colfax, Polk, Thurston, Dodge, Cedar, Platte, Antelope, Dixon, Butler, Pierce, Merrick, Dakota, Burt, Keyapana, Howard, Valley, Lawson, McPherson, Loup, Thomas, Greeley, Buffalo, Logan, Arthur, Grant, Brown, Wheeler, Hooker, Garfield, Boyd, Rock, Holt, Custer, Blaine, Sherman, Hall, Cherry, Dawes, Sioux, Sheridan, Box Butte, Banner, Garden, Deuel, Scott Bluffs, Cheyenne, Morrill, and Kimball Counties, Nebr.; Churchill, Washoe, Lyon, Storey, Humboldt, Pershing, Douglas, Ormsby, Mineral, Elko, and Whitepine Counties, Nev., and points in Wyoming.

(5) From points in Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Monroe, Mobile, Perry, Sumter, Washington, and Wilcox Counties, Ala., to points in Poweshiek, Webster, Marion, Boone, Grundy, Storey, Jasper, Marshall, Clarke, Hamilton, Tama, Lucas, Monroe, Decatur, Hardin, Warren, Madison, Polk, Dallas, Wayne, Mahaska, Appanoose, Greene, Pocahontas, Kossuth, Palo Alto, Cherokee, Humboldt, Sac, Lyon, Plymouth, Clay, Woodbury, Monona, Buena Vista, Crawford, Sioux, O'Brien, Calhoun, Dickinson, Ida, Osceola, Carroll, Emmet, Wright, Hancock, Allamakee, Cerro Gordo, Worth, Howard, Black Hawk, Chickasaw, Fayette, Mitchell, Bremer, Clayton, Floyd, Winnebago, Butler, Delaware, Franklin, Winneshiek, and Buchanan Counties, Iowa; Wayne, Knox, Polk, Cedar, Dixon, Washington, Madison, Stanton, Butler, Vance, Merrick, Antelope, Colfax, Thurston, Pierce, Boone, Cuming, Dodge, Platte, Burt, Dakota, Sheridan, Sioux, Box Butte, and Dawes Counties, Nebr.; Humboldt, Storey, Mineral, Washoe, Lyon, Churchill, Ormsby, Douglas, and Pershing Counties, Nev., Yellowstone National Park, Natrona, Park, Teton, Fremont, Hot Springs, Crook, Sheridan, Johnson, Big Horn, Washakie, Campbell, Weston, Sweetwater, Uinta, Lincoln, and Sublette Counties, Wyo. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E95), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Maricopa, Pinal, Pima, and Santa Cruz Counties, Ariz., to points in Washington, Marion, Taylor, Russell, Anderson, Clinton, Cumberland, Wayne, Greene, Adair, Lincoln, Monroe, Jessamine, Pulaski, Boyle, Madison, Rockcastle, Gerrard, Metcalfe, Mercer, Woodford, Fayette, Casey, Letcher, Knott, Owsley, Bell, Leslie, Knox, Perry, Breathitt, Floyd, Laurel, Pike, Clay, Harlan, Lee, Whitley, Jackson, McCreary, Estill, Bracken, Lewis, Carter, Menifee, Grant, Scott, Boone, Campbell, Magoffin, Clark, Fleming, Nicholas, Powell, Bourbon, Gallatin, Carroll, Martin, Montgomery, Greenup, Robertson, Boyd, Kenton, Harrison, Elliott, Franklin, Owen, Wolfe, Bath, Lawrence, Johnson, Mason, Morgan, Pendleton, and Rowan Counties, Ky.; Tasca, Carlton, St. Louis, Cook, Lake, Aitkin, Hennepin, Le-Sueur, Nicollet, Dodge, Faribault, Washington, Blue Earth, Houston, McLeod, Fillmore, Dakota, Sibley, Winona, Chisago, Good Hue, Freeborn, Olmstead, Rice, Steele, Wright, Isanti, Mille Lacs, Pine, Scott, Wabasha, Anoka, Kanabec, Mower, Ramsey, Sherburne, Wasela, Carver, Marshall, Mahnomen, Clearwater, Polk, Roseau, Kittson, Pennington, Lake Woods, Red Lake, Koochichin, Norman, Beltrami, Granville, Wake, Randolph, Forsyth, Lee, Anson, Union, Warren, Davie, Franklin, Chatham, Caswell, Orange, Rowan, Richmond, Stanly, Davidson, Vance, Stokes, Rockingham, Montgomery, Cabarrus, Person, Durham, Guilford, Moore, Alamance, Hertford; Wilson, Edgecombe, Pasquotank, Bertie, Hyde, Washington, Gates, Pamlico, Northampton, Tyrrell, Nash, Chowan, Martin, Currituck, Pitt, Beaufort, Halifax, Dare, Per Quiman, Camden, Greene, Robeson, Jones, Harnett, Cleveland, Yadkin, Lincoln, Alexander, Duplin, Pender, Johnston, Carteret, Gaston, Wilkes, Iredell, Craven, Onslow, Hoke, Bladen, Catawba, Watauga, Avery, Cumberland, North Hancock, Scotland, Brunswick, Burke, Mecklenburg, Alleghany, Sampson, Lenoir, Wayne, Columbus, Caldwell, Surry, and Ashe Counties, N.C.

(2) From points in Yuma County, Ariz., to points in Monroe, Madison, Boyle, Jessamine, Green, Mercer, Anderson, Casey, Taylor, Fayette, Pulaski, Woodford, Rockcastle, Washington, Adair, Metcalfe, Lincoln, Gerrard, Clinton, Marion, Cumberland, Russell, Wayne, Lee, Leslie, Knott, Floyd, Owsley, Letcher, Knox, Breathitt, Perry, McCreary, Laurel, Bell, Pike, Harlan, Clay, Whitley, Jackson, Estill, Johnson, Franklin, Fleming, Carter, Robertson, Montgomery, Bourbon, Greenup, Kenton, Scott, Wolfe, Pendleton, Menifee, Boyd, Grant, Lawrence, Clark, Campbell, Owen, Mason, Bracken, Powell, Lewis, Elliott, Harrison, Morgan, Martin, Bath, Gallatin, Magoffin, Carroll, Rowan, Nicholas, and Boone Counties, Ky.; Lake, Aitkin, Tasca, Cook, St. Louis, Carlton, Dodge, Isanti, Carver, Mower, Faribault, Rice, Sibley, Wright, Kanabec, Chisago, Nicollet, Olmstead, Scott, Anoka, Hennepin, LeSueur, Dakota, Good Hue, Pine, Winona, Steele, Wabasha, Washington, Wasela, Ramsey, Fillmore, Houston, McLeod, Mille Lacs, Freeborn, Blue Earth, Sherburne, Marshall, Roseau, Kittson, Norman, Mahnomen, Beltrami, Red Lake, Lake Woods, Polk, Koochichin, Pennington, and Clearwater Counties, Minn.; Union, Anson, Davie, Guilford, Person, Stokes, Vance, Cabarrus, Durham, Lee, Randolph, Allamance, Rowan, Caswell, Forsyth, Montgomery, Richmond, Wake, Chatham, Franklin, Moore, Rockingham, Warren, Davidson, Granville, Orange, Stanly, Wilson, Pasquotank, Dare, Hyde, Beaufort, Washington, Chowan, Edgecombe, Martin, Tyrrell, Bertie, Gates, Nash, Pitt, Currituck, Halifax, Northampton, Per Quiman, Camden, Hertford, Pamlico, Sampson, North Hanover, Harnett, Craven, Robeson, Lenoir, Wayne, Columbus, Scotland, Jones, Greene, Carteret, Pender, Johnston, Duplin, Brunswick, Onslow, Hoke, Cumberland, Bladen, Burke, Avery, Gaston, Alexander, Caldwell, Alleghany, Watauga, Catawba, Lincoln, Surry, Cleveland, Yadkin, Wilkes, Iredell, Mecklenburg, and Ashe Counties, N.C.

(3) From points in Graham, Greenlee, Cochise, and Gila Counties, Ariz., to points in Montgomery, Lewis, Menifee, Nicholas, Owen, Grant, Bath, Martin, Fleming, Harrison, Greenup, Pendleton, Carroll, Boyd, Lawrence, Kenton, Wolfe, Bracken, Clark, Powell, Boone, Franklin, Johnson, Elliott, Campbell, Carter, Robertson, Bourbon, Magoffin, Morgan, Scott, Mason, Gallatin, and Rowan Counties, Ky., St. Louis, Cook, Tasca, Carlton, Lake, Aitkin, Faribault, Good Hue, McLeod, Pine, Sherburne, Washington, Blue Earth, Wright, Dakota, Mille Lacs, Ramsey, Sibley, Freeborn, Carver, Hennepin, Isanti, Mower, Rice, Steele, Winona, Fillmore, Kanabec, Nicollet, Dodge, Wabasha, Chisago, Houston, LeSueur, Olmstead, Scott, Wasela, Anoka, Mahnomen, Marshall, Beltrami, Lake Woods, Norman, Koochichin, Polk, Pennington, Red Lake, Kittson, Roseau, and Clearwater Counties, Minn.; Rockingham, Warren, Durham, Lee, Stanley, Allamance, Union, Stokes, Forsyth, Montgomery, Randolph, Anson, Vance, Chatham, Franklin, Moore, Richmond, Rowan, Davidson, Granville, Orange, Caswell, Wake, Davie, Guilford, Person, Cabarrus, Gates, Washington, Pamlico, Hertford, Beaufort, Edgecombe, Pitt, Northampton, Halifax, Currituck, Tyrrell, Nash, Chowan, Dare, Pasquotank, Martin, Camden, Wilson, Per Quiman, Hyde, and Bertie Counties, N.C.

(4) From points in Apache, Coconino, Mohave, Navajo, and Yavapai Counties, Ariz., to points in Monroe, Russell, Marion, Madison, Clinton, Pulaski, Taylor, Wayne, Cumberland, Casey, Lincoln, Metcalfe, Woodford, Fayette, Anderson, Jessamine, Washington, Green, Boyle, Rockcastle, Gerrard, Mercer, Adair, Morgan, Campbell, Martin, Grant, Montgomery, Fleming, Bracken, Nicholas, Kenton, Magoffin, Carroll, Carter, Franklin, Boyd, Owen, Robertson, Mason, Scott, Clark, Greenup, Bourbon, Penuleton, Lawrence, Johnson, Rowan, Wolfe, Gallatin, Boone, Powell, Lewis, Harrison, Menifee, Elliott, and Bath Counties, Ky.; Tasca, Aitkin, St. Louis, Lake, Cook, and Carlton Counties, Minn.; Stanley, Orange, Wake, Durham, Lee, Allamance, Rockingham, Rowan, Vance, Forsyth, Stokes, Cabarrus, Richmond, Moore, Union, Franklin, Chatham, Randolph, Montgomery, Davidson, Granville, Caswell, Person, Warren, Davie, Guilford, Anson, Hyde, Dare, Pasquotank, Washington, Chowan, Hertford, Martin, Northampton, Currituck, Halifax, Pamlico, Pitt, Camden, Gates, Per Quiman, Tyrrell, Bertie, Edgecombe, Nash, Wilson, Beaufort, Duplin, North Hanover, Sampson, Brunswick, Greene, Hoke, Jones, Bladen, Pender, Lenoir, Robeson, Craven, Onslow, Wayne, Cumberland, Columbus, Harnett, Scotland, Johnston, and Carteret Counties, N.C. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.





No. MC 107012 (Sub-No. E96), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Chicot, Drew, Cleveland, Lincoln, Ashley, Columbia, Quachita, Bradley, Dallas, Union Calhoun, and Desha Counties, Ark., to points in Bonner, Boundry, Benewah, Clearwater, Idaho, Lewis, Kootenai, Latah Counties, Idaho, Nez Perce, Shoshone, Winneshiek, Wright, Fayette, Bremer, Winnebago, Worth, Floyd, Buchanan, Mitchell, Chickasaw, Franklin, Butler, Howard, Clayton, Alamakee, Cerro Gordo, Hancock, Delaware, Black Hawk Counties, Iowa, St. Louis, Aitkin, Tasca, Carlton, Cook, Lake, Wright, Mille Lacs, Ramsey, Sibley, Chisago, Houston, Faribault, Isanti, Mower, Rice, Wasela, Dakota Anoke, Fillmore, Kanabec, Nicollet, Winona, Steele, Freeborn, Blue Earth, Le Sueur, Olmstead, Scott, Wabasha, Good Hue, Carver, McLeod, Pine, Cherburne, Washington Hennepin, Dodge, Mahnomen, Roseau, Lake Woods, Norman, Beltrami, Marshall, Pennington, Clearwater, Polk, Kittson, Red Lake, and Michigan Counties, Minn.; McCone, Valley, Dawson, Phillips, Garfield, Richland, Roosevelt, Sheridan, Daniels, Wheatland, Pondera, Golden Valley, Teton, Blaine, Lewis Clark, Tocele, Cascade, Liberty, Hill, Chouteau, Meagher, Judi Basin, Fergus, Petroleum, Flathead, Missoula, Sanders, Glacier, Lake, Lincoln, Mineral, and Powell Counties, Mont.; points in North Dakota, Jefferson, Kitsap, Mason, Clallam, San Juan, Grays Harbor, Chelan, Kittitas, Douglas, Skagit, Grant, Snohomish, Island, Whatcom, King, Ferry, Okanogan, Spokane, Pend Oreille, Stevens, and Lincoln Counties, Wash.; (2) from points in Clark, Miller, Scott, Hempstead, Montgomery, Sevier, Howard, Hevada, Yell, Lafayette Pike, Little River, and Polk Counties, Ark., to points in Lake, St. Louis, Aitkin, Tasca, Carlton, Cook, Norman, Lake Woods, Pennington, Beltrami, Mahnomen, Polk, Clearwater, Marshall, Red Lake, Kittson, Roseau, and Koochichiri Counties, Minn.

(3) From points in Faulkner, Lee, Prairie, Garland, Lonoke, Pulaski, Arkansas, Grant, Monroe, Saline, Cleburne, Hot Springs, Perry, White, Conway, Jefferson and Phillips Counties, McCone, Valley, Lewis Clark, Chouteau, Wheatland, Meagher, Judi Basin, Cascade, Tooele, Liberty, Hill, Blaine, Teton, Golden Valley, Fergus, Pondera, Petroleum, Sanders, Lake, Powell, Glacier, Missoula, Flathead, Mineral, and Lincoln Counties, Mont.; points in North Dakota; Marion, Clatsop, Linn, Clackamas, Lincoln, Benton, Yamhill, Lane, Washington, Columbia, Tillamook, Polk, and Multnomah Counties, Oreg.; and points in Washington; (4) from points in Baxter, Clay, Cross, Crittenden, Craighead, Fulton, Greene, Independence, Izard, Jackson, Lawrence, Mississippi, St. Francis, Cross, Independence, Pointsetta, Woodruff, Crittendon, Izard, Randolph, Craighead, Jackson, and Sharp Counties, Ark., to points in Humboldt, Mendicino, Trinity, Glenn, Tehama, Lake, Siskiyou, Nevada, Sierra, Lassen, Shasta, Butte, Plumas, Yuba, and Modoc Counties, Calif.; Lewis, Clearwater, Latah, Bonner, Kootenai, Benewah, Shoshone, Idaho, Nez Perce, and Boundary Counties, Idaho; Wright, Hancock, Delaware, Bremer, Worth, Franklin, Clayton, Black Hawk, Winneshiek, Mitchell, Chickasaw, Buchanan, Winnebago, Floyd, Cerro Gordo, Allamakee, Howard, Fayette, and Butler Counties, Iowa; Lake, Carlton, Tasca, Aitkin, St. Louis, Cook, Nicollet, Scott, Wasela, Mille Lacs, LeSueur, Faribault, Chisago, Olmstead, Sherburne, Washington, Isanti, Hennepin, Dodge, Anoka, Pine, Sibley, Winona, Kanabec, Good Hue, Dakota, Ramsey, Steele, Wright, McLeod, Freeborn, Carver, Rice, Wabasha, Mower, Houston, Fillmore, Blue Earth, Yellow Medicine, Swift, Morrison, Hubbard, Chippewa, Wilkin, Stevens, Meeker, Grant, Big Stone, Wadena, Stearns, Lac qui Parle, Douglas, Cass, Traverse, Renville, Otter Tail, Crow Wing, Benton, Todd, Pope, Kandiyohi, Clay, Becker, Roseau, Norman, Clearwater, Marshall, Koochichin, Red Lake, Mahnomen, Beltrami, Polk, Lake Woods, Pennington, and Kittson Counties, Minn.; Perkins, Corson, McPherson, Edmunda, Harding, Campbell, Walworth, Faulk, Potter, and Dewey Counties, S. Dak.; and points in Montana, North Dakota, Oregon, and Washington. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E97), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Orange, San Luis Obispo, Santa Barbara, Kern, Ventura, and Los Angeles Counties, Calif., to points in Wright, Fayette, Clayton, Buchanan, Worth, Howard, Chickasaw, Bremer, Winneshiek, Hancock, Floyd, Black Hawk, Winnebago, Franklin, Cerro Gordo, Allamakee, Mitchell, Delaware, and Butler Counties, Iowa; Metcalfe, Washington, Russell, Green, Woodford, Marion, Lincoln, Gerrard, Fayette, Pulaski, Wayne, Cumberland, Taylor, Madison, Rockcastle, Clinton, Mercer, Monroe, Jessamine, Casey, Boyle, Anderson, Adair, Letcher, Leslie, Knox, Clay, Owsley, Laurel, Whitley, Breathitt, Perry, Jackson, Harlan, Bell, Pike, McCreary, Floyd, Lee, Knott, Estill, Wolfe, Elliott, Greenup, Lewis, Montgomery, Powell, Boyd, Scott, Fleming, Harrison, Magoffin, Morgan, Robertson, Bourbon, Carroll, Franklin, Johnson, Martin, Nicholas, Rowan, Boone, Carter, Gallatin, Kenton, Mason, Owen, Campbell, Bath, Clark, Grant Lawrence, Menifee, Pendleton, and Bracken Counties, Ky.; Hennepin,

McLeod, Freeborn, Scott, Wasela, Faribault, Blue Earth, Houston, Fillmore, Olmstead, Sherburne, Washington, Dodge, Anoka, Isanti, Mille Lacs, Pine, Sibley, Winona, Dakota, Kanabec, Mower, Ramsey, Steele, Wright, Chisago, LeSueur, Nicollet, Rice, Wabasha, Good Hue, and Carver Counties, Minn.; Union, Chester, Cherokee, Newberry, McCormick, Spartinsburg, Lames, Saluda, Greenwood, York, Edgefield, Williamsburg, Georgetown, Clarendon, Florence, Horry, Dillon, and Marion Counties, S.C.; Sevier, Hawkins, Washington, Claiborne, Greene, Jefferson, Union, Carter, Hamblen, Johnson, Unicoi, Campbell, Grainger, Scott, Sullivan, Blount, Hancock, Knox, Cocke, and Anderson Counties, Tenn.; and points in North Carolina.

(2) From points in Imperial, Riverside, and San Diego Counties, Calif., to points in Worth, Fayette, Clayton, Wright, Franklin, Delaware, Chickasaw, Black Hawk, Winnebago, Cerro Gordo, Winneshiek, Allamakee, Floyd, Mitchell, Hancock, Bremer, Buchanan, Howard, and Butler Counties, Iowa; Clinton, Rockcastle, Pulaski, Metcalfe, Boyle, Taylor, Jessamine, Marion, Wayne, Anderson, Cumberland, Russell, Mercer, Woodford, Adair, Gerrard, Lincoln, Casey, Monroe, Green, Madison, Fayette, Washington, Floyd, McCreary, Perry, Breathitt, Estill, Knott, Pike, Bell, Letcher, Owsley, Whitley, Clay, Harlan, Knox, Leslie, Jackson, Laurel, Lee, Boyd, Clark, Grant, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Greenup, Lewis, Montgomery, Powell, Bath, Campbell, Fleming, Harrison, Magoffin, Morgan, Robertson, Bourbon, Carroll, Franklin, Johnson, Martin, Nicholas, Rowan, Boone, Carter, Gallatin, Kenton, Mason, Owen, and Scott Counties, Ky.; Lake, Cook, Tasca, St. Louis, Carlton, Aitkin, Hennepin, McLeod, Pine, Dakota, Wasela, Wright, Carver, Houston, Mille Lacs, Ramsey, Sherbourne, Washington, Fillmore, Blue Earth, Isanti, Mower, Rice, Sibley, Dodge, Freeborn, Kanabec, Nicollet, Scott, Steele, Faribault, Good Hue, LeSueur, Olmstead, Chisago, Wabasha, Winona, and Anoka Counties, Minn.; points in North Carolina; and Knox, Sullivan, Hamblen, Grainger, Union, Johnson, Hancock, Carter, Scott, Unicoi, Greene, Campbell, Sevier, Jefferson, Claiborne, Blount, Washington, Hawkes, Cocke, and Anderson Counties, Tenn.

(3) From points in San Bernard County, Calif., to points in Hancock, Clayton, Buchanan, Winnebago, Franklin, Chickasaw, Bremer, Winneshiek, Floyd, Cerro Gordo, Howard, Worth, Fayette, Butler, Black Hawk, Allamakee, Delaware, Mitchell, and Wright Counties, Iowa; Anderson, Taylor, Washington, Russell, Boyle, Jessamine, Gerrard, Pulaski, Clinton, Woodford, Marion, Monroe, Madison, Lincoln, Adair, Green, Fayette, Rockcastle, Wayne, Metcalf, Cumberland, Casey, Mercer, Harlan, Whitley, Perry, Floyd, Letcher, Owsley, Clay, Jackson, Estill, Pike, Laurel, Bell, Breathitt, Lee, Knox, Leslie, McCreary, Knott, Bourbon, Carter, Gallatin, Kenton, Mason, Nicholas, Robertson, Boyd, Clark, Grant, Lawrence, Menifee, Owen, Rowan, Bracken, Elliott, Greenup, Lewis, Scott, Pendleton, Boone, Campbell, Fleming, Harrison, Magoffin, Montgomery, Wolfe, Bath, Carroll, Franklin, Johnson, Martin, Morgan, and Powell Counties, Ky.; Cook, Aitkin, St. Louis, Tasca, Lake, and Carlton Counties, Minn.; Warren, Rowan, Richmond, Moore, Forsyth, Chatham, Wake, Stanley, Person, Montgomery, Franklin, Allamance, Vance, Caswell, Anson, Lee, Durham, Union, Cabarrus, Randolph, Guilford, Davie, Stokes, Rockingham, Orange, Granville, Davidson, Edgecombe, Chowan, Martin, Hyde, Beaufort, Dare, Pasquotank, Wilson, Hertford, Currituck, Pamlico, Tyrrell, Par Quiman, Gates, Northampton, Nash, Halifax, Camden, Washington, Pitt, Bertie, Sampson, Craven; Johnston, Greene, Robeson, Columbia, Brunswick, Duplin, Pender, Lenoir, Scotland, Wayne, Onslow, Carteret, Hoke, Cumberland, North Hanover, Jones, Harnett, Bladen, Lincoln, Yadkin, Avery, Alexander, Mecklenburg, Catawba, Ashe, Surry, Cleveland, Alleghany, Watauga, Caldwell, Gaston, Wilkes, Burke, Iredell, Johnson, Washington, Campbell, Sevier, Jefferson, Blount, Unicoi, Knox, Hancock, Hamblen, Carter, Scott, Hawkins, Greene, Sullivan, Cocke, Union, Grainger, Claiborne, Anderson.

(4) From points in Fresno, Inyo, Kings, and Tulare Counties, Calif., to points in Marshall, Madison, Morgan, DeKalb, Limestone, and Jackson Counties, Ala.; Union, Levy, Clay, St. Johns, Marion, Beaufort, Nassau, Flagler, Duval, Baker, Putnam, Alachua, Seminole, Orange, Hillsboro, Volusia, Pinellas, Hernando, Pasco, Sumter, Citrus, Indian River, Polk, Brevard, Osceola, Lake, Palm Beach, Martin, St. Lucie, Dade, Monroe, Broward, Collier, Hendry, Lee, Highlands, Charlotte, Sarasota, Glades, Okeechobee, Hardee, Manatee, and DeSoto Counties, Fla.; Dade, Heard, Walker, Douglas, Murray, Carroll, Floyd, Paulding, Bartow, Gordon, Polk, Catoosa, Haralson, Whitfield, Chattooga, Lumpkin, Pickens, Towns, Henry, Madison, Rabun, Union, Jackson, Morgan, Rockdale, Walton, Jasper, Newton, Spaulding, White, Clarke, Oconee, Stephens, Hart, Clayton, Cobb, Fannin, Gilmer, Banks, Coweta, Fayette, Gwinnett, Cherokee, Dawson, Forsyth, Habersham, Butts, DeKalb, Franklin, Hall, Elbert, Fulton, Barrow, Treutlen, McDuffie, Wilkes, Glascock, Emanuel, Putnam, Jenkins, Washington, Taliaferro, Columbia, Johnson, Jefferson, Lincoln, Warren, Laurens, Hancock, Greene, Baldwin, Oglethorpe, Wilkinson, Richmond, Burke, Screven, Bryan, Liberty, Candler, Effingham, Bullock, Evans, Chatham, Charlton, Montgomery, Ware, Brantley, Glynn, Pierce, Wayne, Bacon, Jeff Davis, Tattnall, Wheeler, Long, Toombs, Camden, McIntosh, Toware, and Appling Counties, Ga.; Wright, Fayette, Howard, Bremer, Franklin, Delaware, Winneshiek, Buchanan, Floyd, Clayton, Hancock, Allamakee, Winnebago, Chickasaw, Cerro Gordo, Black Hawk, Mitchell, Worth, and Butler Counties, Iowa; Wilson, Montgomery, Overton, Cannon, Trousdale, Rutherford, Pickett, Clay, Williamson, Macon, Robertson, Davidson, Sumner, Jackson, DeKalb, Cheatham, Smith, Putnam, Dickson, Marshall, Morgan, Grundy, Rhea, White, Meigs, Cumberland, Hamilton, Roane, Coffee, Monroe, Fentress, Lincoln, Sequatchie, Bradley, Moore, Polk, Loudon, Van Buren, Bledsoe, McMinn, Franklin, Marion, Warren, Bedford, Union, Greene, Jefferson, Scott, Washington, Sevier, Johnson, Carter, Claiborne, Hamblen, Hancock, Anderson, Cocke, Sullivan, Knox, Campbell, Grainger, Unicoi, Hawkins, Blount, Hickman, Hardin, Stewart, Giles, Houston, Maury, Wayne, Decatur, Humphreys, Henderson, Weakley, Lawrence, Henry, Carroll, Lewis, Perry, and Benton Counties, Tenn.; and points in Kentucky, North Carolina, and South Carolina.

(5) From points in Alameda, Colusa, Merced, San Francisco, San Joaquin, Sutter, Alpin, Eldorado, Monterey, Santa Cruz, Santa Clara, Tuolumne, Amador, Mariposa, Mono, San Mateo, Solano, Yolo, Calavaeras, Marin, Napa, Sacramento, Sonoma, Contra Costa, Madera, Placer, San Benito, and Stanislaus Counties, Calif., to points in Calhoun, Blount, Bibb, Autauga, Lee, Jefferson, Chilton, Tallapoosa, Cullman, Elmore, Cherokee, Etowah, Coosa, Chambers, Talladega, Randolph, Cleburne, Shelby, St. Clair, Clay, Franklin, Lamar, Fayette, Colbert, Marion, Lawrence, Winston, Tuscaloosa, Lauderdale, Walker, Pickens, Madison, Limestone, Jackson, DeKalb, Morgan, and Marshall Counties, Ala.; Bradford, Clay, Baker, Alachua, Union, Levy, Flagler, Nassau, Duval, St. Johns, Putnam, Hernando, Hillsboro, Citrus, Brevard, Seminole, Orange, Polk, Volusia, Lake, Sumter, Pasco, Indian River, Pinellas, Osceola, Martin, Dade, Collier, Broward, St. Lucie, Palm Beach, Monroe, Glades, Hardee, De Soto, Charlotte, Lee, Highlands, Sarasota, Hendry, Okeechobee, and Manatee Counties, Fla.; Bremer, Mitchell, Howard, Chickasaw, Buchanan, Hancock, Franklin, Cerro Gordo, Black Hawk, Floyd, Delaware, Butler, Wright, Winneshiek, Fayette, Worth, Winnebago, Clayton, Davis, Clinton, Cedar, Benton, Linn, Jones, Henry, Wapello, Muscatine, Lee, Dubuque, Washington, Johnson, Jackson, Des Moines, Van Buren, Keokuk, Jefferson, Scott, Louisa, and Iowa Counties, Iowa; Wright, Chisago, Sibley, Winona, Blue Earth, Rice, Wasela, Anoka, Scott, Washington, Steele, Sherbourne, Carver, Wabasha, Ramsey, Olmstead, Hennepin, Kanabec, Dodge, Pine, Isanti, Freeborn, Dakota, Nicollet, McLeod, Good Hue, Mower, Mille Lacs, Fillmore, LeSueur, Houston, and Faribault Counties, Minn.; Davidson, Clay, Cheatham, Cannon, Smith, Rutherford, Jackson, Robertson, Putnam, Dickson, Sumner, Montgomery, DeKalb, Wilson, Trousdale, Overton, Williamson, Pickett, Macon, Bradley, Sequatchie, Meigs, Marshall, Franklin, Coffee, Rhea, Monroe, McMinn, Fentress, Bledsoe, Van Buren, Roane, Moore, Hamilton, Cumberland, Bedford, Warren, Polk, Loudon, Lincoln,





White, Morgan, Marion, Grundy, Campbell, Carter, Blount, Anderson, Scott, Jefferson, Grainger, Washington, Sullivan, Knox, Cocke, Sevier, Hamblen, Claiborne, Union, Hawkins, Hancock, Unicoi, Johnson, Greene, Decatur, Giles, Carroll, Benton, Stewart, Lewis, Henry, Weakley, Perry, Henderson, Lawrence, Houston, Hardin, Maury, Humphreys, Wayne, and Hickman Counties, Tenn.; points in Georgia, Kentucky, North Carolina and South Carolina.

(6) From points in Glenn, Humboldt, Lake, Mendicino, Tehama, and Trinity Counties, Calif., to points in Woodruff, Izard, Independence, Greene, Stone, St. Francis, Pointsetta, Crittendon, Sharp, Jackson, Baxter, Cross, Randolph, Fulton, Clay, Lawrence, Mississippi, and Craighead Counties, Ark.; Chickasaw, Mitchell, Fayette, Wright, Howard, Delaware, Worth, Hancock, Clayton, Winneshiek, Franklin, Allamakee, Winnebago, Floyd, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Louisa, Scott, Lee, Lenton, Dubuque, Washington, Muscatine, Linn, Cedar, Jones, Wapello, Jackson, Clinton, Henry, Johnson, Clinton, Henry, Johnson, Iowa, Davis, Van Buren, Jefferson, Keokuk, and Des Moines Counties, Iowa; Wright, Wasela, Houston, McLeod, Olmstead, Scott, Dakota, Washington, Faribault, Fillmore, Mille Lacs, Good Hue, Anoka, Dodge, Steele, Sibley, Isanti, Mower, Pine, Blue Earth, Wabasha, Sherburne, Kanabec, Freeborn, Ramsey, Carver, Winona, Hennepin, LeSueur, Nicollet, Rice, and Chisago Counties, Minn.; Warren, Washington, Bolivar, Humphreys, Talahatchi, Yazoo, Carroll, Leflore, Sharkey, Coahoma, Montgomery, Sunflower, Grenada, Quitman, Issaquena, Holmes, Desoto, Marshall, Panola, Pontotoc, Calhoun, Itawamba, Monroe, Tunila, Prentiss, Chickasaw, Lafayette, Tippah, Union, Tate, Choctaw, Lee, Tishomingo, Webster, Alcorn, Clay, Lowndes, Oktibbeha, Yalobusha, and Benton Counties, Miss.; and points in Kentucky, Georgia, Florida, North Carolina, South Carolina, and Tennessee; (7) from points in Butte, Shasta, Lassen, Sierra, Modoc, Siskiyou, Nevada, Yuba, and Plumas Counties, Calif., to points in Lawrence, Jackson, Clay, Fulton, Woodruff, Sharp, Craighead, Independence, Stone, St. Francis, Greene, Izard, Randolph, Mississippi, Craighead, Poinsett, Baxter, and Cross Counties, Ark.; Floyd, Mitchell, Allamakee, Worth, Winnebago, Black Hawk, Wright, Franklin, Bremer, Fayette, Hancock, Buchanan, Winneshiek, Howard, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Washington, Linn, Lee, Davis, Jackson, Muscatine, Jones, Louisa, Des Moines, Scott, Wapello, Benton, Dubuque, Van Buren, Keokuk, Cedar, Iowa, Jefferson, Johnson, Clinton, and Henry Counties, Iowa; Warren, Sunflower, Grenada, Montgomery, Washington, Talahatchi, Holmes, Yazoo, Bolivar, Humphreys, Quitman, Carrol, Leflore, Sharkey, Coahoma, Issaquena, Tippah, Yalobusha, Pontotoc, Alcorn, Clay, Tishomingo, Marshall, Prentiss, Benton, Desota, Tunila, Monroe, Tate, Calhoun, Itawamba, Union, Oktibbeha, Lowndes, Chickasaw, Lafayette, Webster, Panola, Lee, and Choctaw Counties, Miss.; points in Alabama, Florida, Georgia, Kentucky, Tennessee, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E98), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated: (1) from points in Adams, Denver, Fremont, Larimer, Teller, Arapahoe, Douglas, Gilpin, Lake, Boulder, Eagle, Grand, Park, Cedar Creek, Elbert, Jackson, Pitkin, Chaffee, El Paso, Jefferson, and Summit Counties, Colo., to points in Marion, Baker, Union, Levy, Bradford, St. Johns, Flagler, Alachua, Putnam, Duval, Nassau, Clay, Sumter, Osceola, Citrus, Seminole, Orange, Hernando, Polk, Lake, Brevard, Pinellas, Indian River, Volusia, Pasco, Hillsboro, Dade, St. Lucie, Collier, Palm Beach, Broward, Monroe, Martin, Manatee, Glades, Lee, DeSoto, Highlands, Charlotte, Sarasota, Hendry, Okeechobee, and Hardee Counties, Fla.; Wilkinson, Oglethorpe, Johnson, Emanuel, Washington, Treutlen, McDuffie, Jefferson, Columbia, Warren, Taliaferro, Lincoln, Hancock, Burke, Richmond, Laurens, Greene, Baldwin, Putnam, Jenkins, Glascock, Wilkes, Screven, Candler, Liberty, Bullock, Evans, Bryan, Effingham, Chatham, Toombs, Long, Bacon, Wheeler, Tattnall, Jeff David, Brantley, Wayne, Pierce, Glynn, Appling, Ware, McIntosh, Charlton, ToWare, Montgomery, and Camden Counties, Ga.; Woodford, Metcalfe, Green, Clinton, Washington, Wayne, Mercer, Jessamine, Casey, Taylor, Rockcastle, Marion, Gerrard, Anderson, Russell, Pulaski, Madison, Fayette, Boyle, Monroe, Lincoln, Cumberland, Adair, Whitley, Letcher, Knott, Clay, Pike, Leslie, Jackson, Breathitt, Perry, Lee, Harlan, Bell, Owsley, Knox, Floyd, McCreary, Laurel, Estill, Wolfe, Menifee, Pendleton, Harrison, Fleming, Campbell, Bath, Rowan, Montgomery-Powell, Greenup, Clark, Bracken, Magoffin, Scott, Morgan, Robertson, Grant, Elliott, Boyd, Lewis, Martin, Nicholas, Kenton, Gallatin, Carter, Bourbon, Lawrence, Mason, Owen, Johnson, Franklin, Carroll, and Boone Counties, Ky.; Unicoi, Johnson, Greene, Blount, Union, Sullivan, Jefferson, Grainger, Campbell, Sevier, Hawkins, Cocke, Anderson, Scott, Hamblen, Claiborne, Knox, Hancock, Carter, and Washington Counties, Tenn.; and points in North Carolina and South Carolina.

(2) From points in Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Kit Carson, and Washington Counties, Colo., to points in Union, Levy, Baker, Nassau, Flagler, Alachua, Putnam, Duval, St. Johns, Clay, Marion, Bradford, Pasco, Volusia, Hillsboro, Pinellas, Osceola, Hernando, Polk, Orange, Citrus, Seminole, Lake, Brevard, Sumter, Indian River, Broward, Palm Beach, Collier, St. Lucie, Dade, Martin, Monroe, Sarasota, Hardee, Okeechobee, Hendry, Charlotte, Highlands, DeSoto, Lee, Glades, and Manatee Counties, Fla.; Green, Mercer, Russell, Adair, Cumberland, McCreary, Owsley, Bell, Harlan, Wolfe, Elliott, Greenup, Lewis, Montgomery, Powell, Bracken, Jessamine, Metcalfe, Taylor, Anderson, Fayette, Knox, Leslie, Breathitt, Jackson, Scott, Fleming, Harrison, Magoffin, Morgan, Bath, Campbell, Lincoln, Monroe, Washington, Boyle, Gerrard, Whitley, Perry, Clay, Knott, Rowan, Franklin, Johnson, Martin, Nicholas, Boone, Carroll, Madison, Pulaski, Woodford, Casey, Letcher, Laurel, Estill, Robertson, Gallatin, Kenton, Mason, Owen, Bourbon, Carter, Marion, Rockcastle, Wayne, Clinton, Pike, Lee Floyd, Clark, Grant, Lawrence, Menifee, Pendleton, Boyd, Knox, Union, Campbell, and Greene Counties, Tenn.; points in Georgia, North Carolina, and South Carolina; (3) from points in Baca, Bent, Cheyenne, Costilla, Crowley, Custer, Huerfano, Kiowa, Las Animas, Lincoln, Otero, Prowers, and Pueblo Counties, Colo., to points in Wolfe, Kenton, Mason, Owen, Scott, Boone, Franklin, Grant, Lawrence, Menifee, Pendleton, Carter, Bourbon, Gallatin, Greenup, Lewis, Montgomery, Powell, Clark, Campbell, Boyd, Harrison, Magoffin, Morgan, Robertson, Elliott, Carroll, Bracken, Johnson, Martin, Nicholas, Rowan, Bath, and Fleming Counties, Ky.; Montgomery, Richmond, Stokes, Anson, Granville, Durham, Northampton, Tyrrell, Hyde, Currituck, Hertford, Wayne, Onslow, Columbus, Harnett, Moore, Rockingham, Union, Cabarrus, Guilford, Lee, Pamlico, Washington, Martin, Dare, Scotland, North Hanover, Craven, Hoke, Orange, Rowan, Vance, Caswell, Chatham, Pasquotank, Wilson, Nash, Edgecombe, Sampson, Bladen, Cumberland, Johnston, Person, Warren, Wake, Forsyth, Davidson, Per Quiman, Bertie, Beaufort, Gates, Robeson, Brunswick, Duplin, Jones, Randolph, Stanly, Allamance, Franklin, Davie, Pitt, Camden, Chowan, Halifax, Pender, Carteret, Greene, and Lenoir Counties, N.C.

(4) From points in Alamosa, Archul ta, Conejos, Delta, Dolores, Gunnison, Hinsdale, LaPlata, Mineral, Montezuma, Montrose, Quray, Rio Grande, Saguache, San Juan, and San Miguel Counties, Colo., to points in Pike, Estill, Knox, McCreary, Whitley, Floyd, Laurel, Owsley, Bell, Harlan, Lee, Perry, Breathitt, Jackson, Leslie, Clay, Knott, Letcher, Johnson, Martin, Nicholas, Rowan, Bourbon, Carter, Gallatin, Kenton, Mason, Owen, Scott, Boyd, Clark, Grant, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Greenup, Lewis, Montgomery, Powell, Bath, Campbell, Fleming, Harrison, Magoffin, Morgan, Robertson, Boone, Carroll, and Franklin Counties, Ky.; Aiken, Kershaw, Richland, Cherokee, McCormick, York, Clarendon, Marion, Abbeville, Calhoun, Lancaster, Sumter, Chester, Newberry, Dillon, Williamsburg, Anderson, Chesterfield, Lee, Edgefield, Saluda, Florence, Greenville, Darlington, Lexington, Greenwood, Spartansburg, Georgetown, Ocomee, Fairfield, Marlboro, Lamens, Union, Horry, and Pickens Counties, S.C.; Sullivan, Blount, Granger, Jefferson, Unicoi, Campbell, Greene, Johnson, Union, Carter, Ham-



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blen, Knox, Washington, Claiborne, Hancock, Scott, Anderson, Cocke, Hawkins, and Sevier Counties, Tenn., and points in North Carolina.

(5) From points in Rio Blanco, Routt, Garfield, Mesa, and Moffat Counties, Colo., to points in Union, Nassau, Clay, Hamilton, Leon, Gadsden, Sumter, Volusia, Brevard, St. Lucie, Martin, Highlands, Hendry, St. Johns, Putnam, Bradford, Liberty, Lafayette, Franklin, Lake, Pinellas, Indian River, Palm Beach, Dade, Lee, Hardee, Flagler, Baker, Jefferson, Wakulla, Dixie, Orange, Polk, Hillsboro, Collier, Sarasota, Glades, Levy, Alachua, Taylor, Suwannee, Columbia, Osceola, Seminole, Citrus, Broward, Manatee, DeSoto, Marion, Duval, Madison, Gilchrist, Pasco, Hernando, Monroe, Okeechobee, and Charlotte Counties, Fla., points in Georgia; Cumberland, Jessamine, Fayette, Lincoln, Taylor, Madison, Gerrard, Marion, Green, Wayne, Russell, Washington, Adair, Mercer, Pulaski, Boyle, Metcalfe, Rockcastle, Clinton, Woodford, Anderson, Monroe, Casey, Laurel, Owsley, Pike, Bell, Robertson, Morgan, Magoffin, Harrison, Carroll, Franklin, Boone, Lee, Jackson, Whitley, Breathitt, Powell, Menifee, Lewis, Wolfe, Carter, Gallatin, Bourbon, Leslie, Knott, Knox, Clay, Pendleton, Montgomery, Lawrence, Scott, Clark, Grant, Boyd, Letcher, Perry, Estill, Owen, Mason, Kenton, Rowan, Elliott, Greenup, Bracken, McCreary, Harlan, Floyd, Nicholas, Martin, Johnson, Campbell, Fleming, and Bath Counties, Ky.; Smith Overton, Wilson, DeKalb, Loudon, Fentress, Monroe, Roane, Bedford, Grainger, Knox, Union, Claiborne, Rutherford, Montgomery, Dickson, Davidson, McMinn, Franklin, Moore, Sequatchie, Cumberland, Hancock, Scott, Washington, Anderson, Roberton, Sumner, Jackson, Clay, Marion, Grundy, Morgan, Van Buren, Coffee, Hawkins, Sevier, Hamblen, Blount, Putnam, Trousdale, Macon, Cheatham, Marshall, Hamilton, Polk, Warren, Brauley, Jefferson, Sullivan, Greene, Campbell, Pickett, Williamson, Cannon, Meigs, Lincoln, Rhea, White, Bledsoe, Johnson, Unicoi, Cocke, and Carter Counties, Tenn., and points in North Carolina and South Carolina. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E99), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Hartford County, Conn., to points in Lamar, Walker, Colbert, Lauderdale, Pickens, Lawrence, Marion, Winston, Franklin, Tuscaloosa, Fayette, Choctaw, Escambia, Sumter, Monroe, Clarke, Greene, Hale, Baldwin, Conecuh, Butler, Lawndes, Marengo, Mobile, Perry, Dallas, Washington, and Wilcox Counties, Ala.; Holmes, Santa Rosa, Calhoun, Okaloosa, Escambia, Jackson, Gulf, Washington, Walton and Bay Counties, Fla.; (2) from points in Tolland and Windham Counties, Conn., to points in Pickens, Lawrehce, Fayette, Franklin, Lauderdale, Winston, Lamar, Marion, Walker, Tuscaloosa, Colbert, Choctaw, Greene, Monroe, Baldwin, Clarke, Hale, Perry, Butler, Conecuh, Lawndes, Sumter, Dallas, Marengo, Washington, Escambia, Mobile, and Wilcox Counties, Ala.; Escambia, Santa Rosa, Okaloosa, Washington, Holmes, Walton, Gulf, Calhoun, Jackson, and Bay Counties, Fla.; (3) from points in New London County, Conn., to points in Walker, Lauderdale, Colbert, Fayette, Lawrence, Franklin, Marion, Lamar, Pickens, Winston, Tuscaloosa, Butler, Monroe, Wilcox, Washington, Greene, Clarke, Dallas, Baldwin, Marengo, Lawndes, Perry, Choctaw, Conecuh, Escambia, Mobile, Hale, and Sumter Counties, Ala.; Okaloosa, Calhoun, Jackson, Santa Rosa, Holmes, Washington, Gulf, Walton, Escambia, and Bay Counties, Fla.; (4) from points in Litchfield County, Conn., to points in Walker, Pickens, Colbert, Fayette, Marion Tuscaloosa, Lawrence, Winston, Lamar, Franklin, Lauderdale, Perry, Clarke, Escambia, Sumber, Hale, Marengo, Wilcox, Baldwin, Monroe, Lawndes, Washington, Mobile, Conecuh, Greene, Choctaw, Dallas, and Butler Counties, Ala.; Okaloosa, Santa Rosa, Jackson, Gulf, Holmes, Escambia, Washington, Calhoun, Walton, and Bay Counties, Fla.; (5) from points in Fairfield, Middlesex, and New Haven Counties, Conn., to points in Tuscaloosa, Marion, Fayette, Walker, Pickens, Winston, Lamar, Lauderdale, Franklin, Lawrence, Colbert, Clarke, Hale, Perry, Baldwin, Conecuh, Wilcox, Marengo, Butler, Dallas, Sumter, Mobile, Escambia, Lawndes, Monroe, Greene, Washington, and Choctaw Counties, Ala.; Okaloosa, Santa Rosa, Jackson, Walton, Holmes, Escambia, Gulf, Bay, Washington, and Calhoun Counties, Fla. The purpose of this filing is to elimnate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E100), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in New Castle County, Del., to points in Winston, Fayette, Colbert, Marion, Franklin, Pickens, Lamar, Tuscaloosa, Lauderdale, Walker, Lawrence, Choctaw, Sumter, Wilcox, Mobile, Clarke, Dallas, Butler, Baldwin, Monroe, Escambia, Hale, Perry, Washington, Lawndes, Conecuh, Greene, and Marengo Counties, Ala.: Okaloosa, Calhoun, Jackson, Washington, Holmes, Walton, Gulf, Santa Rosa, Escambia, and Bay Counties, Fla.; (2) from points in Kent County, Del., to points in Choctaw, Clarke, Conecuh, Perry, Dallas, Escambia, Sumter, Washington, Wilcox, Greene, Hale, Lawndes, Marengo, Mobile, Butler, Monroe, and Baldwin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E101), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated, from the District of Columbia, to points in Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Mobile, Monroe, Perry, Sumter, Butler, Washington, Wilcox, and Baldwin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E102), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated;* (1) from points in Alachua, Flagler, St. Johns, Baker, Levy, Union, Bradford, Clay, Marion, Nassau, Duval, and Putnam Counties, Fla., to points in Inyo, Fresno, Kings, Tulare, Santa Clara, Placer, Sacramento, Monterey, Colusa, Mariposa, Solano, Tuolumne, San Benito, Alameda, Contra Costa, Merced, San Joaquin, San Francisco, San Mateo, Alpin, Eldorado, Mono, Stanislaus, Sonoma, Yolo, Amador, Madera, Napa, Santa Cruz, Sutter, Calaveras Marin, Glenn, Trinity, Humboldt, Lake, Mendicino, Tehama, Butte, Shasta, Lassen, Sierra, Modo, Siskiyou, Nevada, Yuba, and Plumas Counties, Calif.; Jefferson, Park, Arapahoe, Douglas, Gilpin, Kit Carson, Washington, Jackson, Pitkin, Boulder, Eagle, Logan, Weld, Grand, Summit, Cedar Creek, Elbert, Morgan, Yuman, Lake, Teller, Chaffee, El Paso, Phillips, Larimer, Adams, Denver, Fremont, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; Story, Mahaska, Polk, Hamilton, Clarke, Wayne, Warren, Madison, Grundy, Boone, Monroe, Poweshiek, Lucas, Greene, Appanoose, Marshall, Webster, Jasper, Decatur, Marion, Tama, Hardin, Dallas, Woodbury, O'Brien, Kossuth, Crawford, Buena Vista, Sioux, Osceola, Ida, Clay, Sac, Palo Alto, Humboldt, Cherokee, Pocahontas, Plymouth, Emmet, Carroll, Monona, Lyon, Dickinson, Calhoun, Taylor, Page, Fremont, Union, Montgomery, Cass, Shelby, Mills, Audubon, Ringgold, Harrison, Adams, Pottawatta, Guthrie, Adair, Howard, Hancock, Delaware, Buchanan, Winnebago, Mitchell, Clayton, Bremer, Winneshiek, Franklin, Chicasaw, Black Hawk, Worth, Floyd, Cerro Gordo, Allamakee, Wright, Fayette, and Butler Counties, Iowa; Pierce, Polk, Knox, Colfax, Antelope, Stanton, Vance, Dodge, Cedar, Platte, Wayne, Dixon, Butler, Thurston, Washington, Dakota, Burt, Merrick, Madison, Cuming, Boone, Rock, Hooker, Thomas, Grant, Brown, McPherson, Wheeler, Lawson, Garfield, Boyd, Loup, Keyapana, Holt, Custer, Blaine, Logan, Valley, Hall, Cherry, Arthur, Howard, Sherman, Greeley, Buffalo, Perkins, Kearney, Furnas, Phelps, Hitchcock, Frontier, Redwillow, Hayes, Franklin, Lincoln, Harlan, Dundy, Keith, Gosper, Chase, Dawes, Box Butte, Sioux, Sheridan, Scotts Bluff, Cheyenne, Morrill, Banner, Kimball, Garden, and Deuel Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Elko, and Whitepine Counties, Nev., and points in Utah and Wyoming;

(2) From points in Columbia, Hamilton, Madison, Dixie, Jefferson, Suwanee, Franklin, Lafayette, Taylor, Gadsden, Leon, Wakulla, Gilchrist, and Liberty Counties, Fla., to points in Mendicion; Lake, Humboldt, Glenn, Trinity, Tehama, Siskiyou, Sierra, Shasta, Plumas, Nevada, Modoc, Lassen, Butte, and Yuba Counties, Calif.; Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; Poweshiek, Tama, Clarke, Madison, Grundy, Polk, Wayne, Boone, Lucas, Greene, Marshall, Warren, Appanoose, Jasper, Decatur, Monroe, Webster, Marion, Hardin, Storey, Dallas, Mahaska, Hamilton, Palo Alto, Woodbury, Buena Vista, Osceola, Plymouth, O'Brien, Pocahontas, Cherokee, Monona, Sac, Carroll, Lyon, Sioux, Kossuth, Ida, Clay, Humboldt, Emmet, Dickinson, Crawford, Mitchell, Buchanan, Hancock, Clayton, Winnebago, Bremer, Franklin, Chickasaw, Winneshiek, Black Hawk, Floyd, Cerro Gordo, Worth, Allamakee, Fayette, Butler, Wright, Howard, and Delaware Counties, Iowa; Vance, Washington, Knox, Colfax, Antelope, Wayne, Thurston, Dodge, Cedar, Polk, Pierce, Dixon, Butler, Platte, Marrick, Dakota, Burt, Stanton, Madison, Cuming, Boone, Thomas, Logan, Howard, Grant, Brown, Sherman, Lawson, Hooker, Garfield, Boyd, Rock, Keyapana, Holt, Custer, Blaine, McPherson, Valley, Hall, Cherry, Arthur, Loup, Wheeler, Greeley, Buffalo, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Cheyenne, Banner, Scotts Bluff, Morrill, and Kimball Counties, Nebr.; Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Churchill, Ormsby, Elk, and Whitepine Counties, Nev.; Weber, Cache, Summit, Davis, Tooele, Morgan, Utah, Rich, Wasatch, Box Elder, Salt Lake, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Counties, Utah, and points in Wyoming;

(3) From points in Bay, Jackson, Calhoun, Okaloosa, Escambia, Santa Rosa, Gulf, Washington, Holmes, and Walton Counties, Fla., to points in Mendicino, Lake, Humboldt, Glenn, Tehama, Trinity, Nevada, Yuba, Modoc, Siskiyou, Lassen, Sierra, Butte, Shasta, and Plumas Counties, Calif.; Lucas, Polk, Storey, Boone, Grundy, Madison, Monroe, Wayne, Appanoose, Decatur, Mahaska, Marshall, Webster, Jasper, Greene, Marion, Warren, Dallas, Hardin, Poweshiek, Tama, Clarke, Hamilton, Kossuth, Plymouth, Lyon, Ida, Clay, Monona, Pocahontas, Cherokee, Humboldt, O'Brien, Sac, Carroll, Emmet, Osceola, Sioux, Calhoun, Dickinson, Palo Alto, Woodbury, Buena Vista, Crawford, Mitchell, Wright, Bremer, Clayton, Winnebago, Hancock, Black Hawk, Chicasaw, Franklin, Howard, Allamakee, Butler, Winneshiek, Floyd, Fayette, Cerro Gordo, Worth, Buchanan, and Delaware Counties, Iowa; Polk, Platte, Stanton, Dodge, Burt, Pierce, Wayne, Colfax, Dixon, Madison, Merrick, Cedar, Dakota, Washington, Thurston, Boone, Cuming, Knox, Vance, Antelope, Butler, Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Pershings, Douglas, Storey, Humboldt, Washoe, Lyon, Ormsby, Churchill, Mineral, and Whitepine Counties, Nev.; Weber, Utah, Morgan, Wasatch, Tooele, Davis, Summit, Cache, Salt Lake, Box Elder, and Rich Counties, Utah; Yellowstone National Park, Teton, Park, Natrona, Hot Spring, Fremont, Johnson, Crook, Campbell, Big Horn, Weston, Washakie, Sheridan, Uinta, Sweetwater, Sublette, and Lincoln Counties, Wyo.;

(3) From points in Brevard, Lake, Polk, Citrus, Orange, Seminole, Hernando, Osceola, Sumter, Hillsboro, Pasco, Volusia, Indian River, and Pinellas Counties, Fla., to points in Fresno, Kings, Tulare, Inyo, Tuolumne, Sonoma, Santa Clara, Mono, Amador, Madera, Yolo, Sutter, San Mateo, Monterey, Calaveras, Marin, Solano, San Joaquin, Stanislaus, Napa, Colusa, Mariposa, San Francisco, Santa Cruz, Placer, Alameda, Contra Costa, San Benito, Sacramento, Merced, Alpine, Eldorado, Glenn, Lake, Mendicino, Tehama, Trinity, Humboldt, Lassen, Sierra, Modoc, Siskiyou, Nevada, Yuba, Plumas, Butte, and Shasta Counties, Calif., Teller, Pitkin, Jackson, Chaffee, El Paso, Jefferson, Summit, Adams, Denver, Lake, Fremont, Arapahoe, Douglas, Larimer, Gilpin, Boulder, Eagle, Park, Grand, Cedar Creek, Elbert, Phillips, Morgan, Logan, Kit Carson, Yuma, Weld, Washington, Sedgwick, Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; Warren, Storey, Clarke, Madison, Grundy, Wayne, Marshall, Boone, Lucas, Greene, Tama, Monroe, Appanoose, Jasper, Decatur, Webster, Polk, Marion, Hardin, Poweshiek, Dallas, Mahaska, Hamilton, Osceola, Sioux, Buena Vista, Ida, Clay, Palo Alto, Woodbury, O'Brien, Humboldt, Plymouth, Cherokee, Monona, Emmet, Pocahontas, Carroll, Lyon, Dickinson, Sac, Calhoun, Kossuth, Crawford, Union, Taylor, Montgomery, Cass, Shelby, Mills, Audubon, Ringgold, Harrison, Adams, Pottawatta, Guthrie, Adair, Page, Fremont, Mitchell, Floyd, Black Hawk, Chickasaw, Worth, Franklin, Bremer, Clayton, Winnebago, Hancock, Buchanan, Delaware, Winneshiek, Howard, Butler, Fayette, Wright, Allamakee, and Cerro Gordo Counties, Iowa; Platte, Washington, Pierce, Cedar, Dodge, Polk, Wayne, Antelope, Colfax, Thurston, Madison, Burt, Dakota, Stanton, Merrick, Butler, Dixon, Thomas, Logan, Hall, Blaine, Custer, Sherman, Lawson, Holt, Boyd, Garfield, Rock, Keyapana, Hooker, Brown, Grant, McPherson, Wheeler, Howard, Buffalo, Greeley, Loup, Valley, Arthur, Cherry, Redwillow, Chase, Gosper, Keith, Dundy, Harlan, Lincoln, Franklin, Hayes, Perkins, Frontier, Hitchcock, Phelps, Furnas, Kearney, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Cheyenne, Banner, Scott Bluff, Morrill, and Kimball Counties, Nebr.; Eureka, Lander, Nye, Esmeralda, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Churchill, Ormsby, and Whitepine Counties, Nev.; Box Elder, David, Tooele, Morgan, Utah, Rich, Wasatch, Salt Lake, Weber, Cache, Summit, Daggett, Uimtah, Duchesme, Emery, Grand, Carbon, San Juan, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Counties, Utah, and points in Wyoming;

(4) From points in Broward, Palm Beach, Collier, St. Lucie, Dade, Martin, and Monroe Counties, Fla.; Tulare, Kings, Fresno, Inyo, Sonoma, San Francisco, Santa Clara, Mariposa, Monterey, Eldorado, San Mateo, Stanislaus, Santa Cruz, Merced, Calaveras, Contra Costa, Tuolumne, Sutter, San Benito, Placer, Amador, Colusa, Yolo, Napa, Madera, Sacramento, Alpine, Solano, San Joaquin, Marin, Mono, Alameda, Mendicino, Trinity, Lake Tehama, Humboldt, Glenn, Yuba, Butte, Siskyou, Sierra, Nevada, Shasta, Modoc, Plumas, and Lassen Counties, Calif.; Fremont, Pitkin, Elbert, Boulder, Chaffee, Jefferson, Park, El Paso, Arapahoe, Grand, Lake, Eagle, Adams, Jackson, Gilpin, Teller, Douglas, Larimer, Summit, Cedar Creek, Denver, Yuma, Weld, Phillips, Washington, Morgan, Sedgwick, Logan, Kit Carson, Rio Blanco, Moffatt, Routt, Mesa, and Garfield Counties, Colo.; Nye Lander, Eureka, Esmeralda, Storey, Churchill, Washoe, Pershing, Lyon, Ormsby, Humboldt, Mineral, Douglas, Whitepine, and Elko Counties, Nev.; points in Iowa, Nebraska, Utah, and Wyoming;

(5) From points in Charlotte, DeSoto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota, Fresno, Kings, Tulare, San Mateo, Santa Cruz, San Joaquin, Napa, Marin, Calaveras, Sacramento, Yolo, Merced, Solano, Mariposas, Colusa, Santa Clara, San Benito, Placer, Mono, Alameda, Contra Costa, Sonoma, Monterey, Sutter, El Dorado, Alpine, Tuolumne, Stanislaus, San Francisco, Mader, Amador, Humboldt, Lake, Mendicino, Tehama, Glenn, Trinity, Nevada, Lassen, Siskiyou, Modoc, Yuba, Plumas, Shasta, Butte, and Sierra Counties, Calif.; Fremont, Summit, Park, Arapahoe, Douglas, Gilpin, Larimer, Adams, Boulder, Pitkin, Grand, Eagle, Cedar Creek, Jefferson, Teller, Elbert, Chaffee, Lake, Jackson, El Paso, Denver, Phillips, Logan, Sedgwick, Morgan, Washington, Weld, Yuma, Kit Carson, Mesa, Moffat, Rio Blanco, Routt, and Garfield Counties, Colo.; Lucas, Poweshiek, Marion, Hardin, Dallas, Webster, Polk, Madison, Jasper, Greene, Wayne, Monroe, Tama, Appanoose, Grundy, Warren, Marshall, Decatur, Boone, Storey, Mahaska, Hamilton, Clarke, Monona, Pocahontas, Kossuth, Buena Vista, Crawford, O'Brien, Woodbury, Dickinson, Calhoun, Osceola, Sac, Emmet, Carroll, Palo Alto, Sioux, Humboldt, Cherokee, Plymouth, Lyon, Ida, Clay, Pottawatta, Harrison, Adams, Ringgold, Mills, Audubon, Shelby, Montgomery, Cass, Taylor, Page, Fremont, Union, Adair, Guthrie, Winneshiek, Howard,

Clayton, Bremer, Worth, Franklin, Delaware, Buchanan, Hancock, Wright, Fayette, Butler, Winnebago, Floyd, Allamakee, Cerro, Gordo, Mitchell, Chickasaw, and Black Hawk Counties, Iowa; points in Nebraska; Eureka, Lander, Nye, Esmeralda, Pershing, Douglas, Storey, Humboldt, Washoe, Lyon, Mineral, Churchill, Ormsby, Whitepine, and Elko Counties, Nev.; Weber, Box Elder, Salt Lake, Summit, Cache, Tooele, Davis, Utah, Morgan, Wasatch, Rich, Uimtah, Daggett, Duchesme, Emery, Grand, Carbon, San Juan, Garfield, Kane, Wayne, Millard, Piute, Sanpete, Juab, and Sevier Counties, Utah; and points in Wyoming. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E103), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Bartow, Douglas, Murray, Catoosa, Floyd, Paulding, Carroll, Gordon, Polk, Chattanooga, Haralson, Walker, Dade, Heard, and Whitfield Counties, Ga., to points in Fresno, Kings, Tulare, Inyo, San Joaquin, San Francisco, Stanislaus, Mariposa, Napa, Calaveras, Sutter, Sonoma, Santa Cruz, Madera, Placer, Colusa, Tuolumne, Sacramento, Solano, Merced, Alameda, Contra Costa, Yolo, Santa Clara, Eldorado, Mono, Alpine, San Mateo, San Benito, Marin, Monterey, Amador, Humboldt, Lake, Mendicino, Tehama, Glenn, Trinity, Sierra, Lassen, Yuba, Modoc, Nevada, Siskiyou, Plumas, Butte, and Shasta Counties, Calif.; Washington, Logan, Morgan, Phillips, Yuma, Sedgwick, Kit Carson, Weld, Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; points in Idaho; Tama, Poweshiek, Greene, Boone, Madison, Warren, Storey, Hamilton, Appanoose, Lucas, Wayne, Monroe, Decatur, Marshall, Jasper, Webster, Hardin, Dallas, Marion, Polk, Grundy, Clarke, Mahaska, Sioux, Plymouth, Clay, Osceola, Ida, Woodbury, Humboldt, Cherokee, O'Brien, Pocahontas, Crawford, Carroll, Monona, Sac, Dickinson, Calhoun, Lyon, Palo Alto, Emmet, Buena Vista, Kossuth, Winnebago, Cerro Gordo, Bremer, Hancock, Wright, Chickasaw, Black Hawk, Franklin, Worth, Clayton, Allamakee, Floyd, Winneshiek, Butler, Mitchell, Fayette, Delaware, Buchanan, and Howard Counties, Iowa; Polk, Stanton, Knox, Boone, Cuming, Wayne, Antelope, Madison, Burt, Washington, Dodge, Merrick, Butler, Vance, Dixon, Pierce, Cedar, Thurston, Dakota, Platte, Colfax, Thomas, Logan, Garfield, Hooker, Boyd, Sherman, Lawson, Custer, Howard, Buffalo, Rock, Wheeler, Cherry, Keyapana, Grant, McPherson, Valley, Hall, Arthur, Greeley, Loup, Brown, Holt, Blaine, Dawes, Sheridan, Sioux, Box Butte, Scott Bluff, Cheyenne, Deuel, Garden, Kimball, Banner, and Morrill Counties, Nebr.; Eureka, Lander, Nye, Esmeralda, Pershing, Washoe, Storey, Churchill, Douglas, Humboldt, Lyon, Mineral, Ormsby, Whitepine, and Elko Counties, Nev.; points in Minnesota, Montana, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(2) From points in Banks, Barrow, Butts, Cherokee, Clarke, Clayton, Cobb, Coweta, Dawson, DeKalb, Elbert, Fannin, Fayette, Forsyth, Franklin, Fulton, Gilmer, Gwinnett, Habersham, Hart, Hall, Henry, Jackson, Jasper, Lumpkin, Madison, Morgan, Newton, Oconee, Pickens, Rabun, Rockdale, Spaulding, Stephens, Towns, Union, Walton, and White Counties, Ga., to points in Kit Carson, Washington, Logan, Weld, Morgan, Phillips, Yuma, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; Clark Jerome, Franklin, Madison, Fremont, Minidoka, Jefferson, Oneida, Lincoln, Power, Bannock, Butte, Bear Lake, Caribou, Bingham, Cassia, Blaine, and Bonneville Counties, Idaho; Appanoose, Marion, Storey, Jasper, Marshall, Warren, Lucas, Monroe, Tama, Madison, Polk, Wayne, Mahaska, Poweshiek, Webster, Boone, Grundy, Clarke, Hamilton, Dallas, Hardin, Decator, Greene, Humboldt, O'Brien, Sac, Ida, Osceloa, Sioux, Kossuth, Palo Alto, Woodbury, Lyon, Plymouth, Monona, Pocahontas, Buena Vista, Crawford, Calhoun, Dickinson, Carroll, Emmet, Cherokee, Clay, Delaware, Howard, Wright, Fayette, Winnebago, Floyd, Mitchell, Franklin, Winneshiek, Hancock, Worth, Allamakee, Cerro Gordo, Black Hawk, Chickasaw, Bremer, Clayton, Buchanan, and Butler Counties, Iowa; Dodge, Merrick, Vance, Dixon, Polk, Wayne, Knox, Platte, Washington, Madison, Stanton, Pierce, Thurston, Antelope, Colfax, Boone, Cuming, Burt, Dakota, Butler, Cedar, Greeley, Hooker, McPherson, Wheeler, Grant, Keyapana, Sherman, Hall, Lawson, Rock, Holt, Logan, Thomas, Howard, Loup, Valley, Arthur, Cherry, Blaine, Custer, Boyd, Garfield, Brown, Buffalo, Box Butte, Dawes, Sheridan, Sioux, Kimball, Garden, Deuel, Scot Bluff, Cheyenne, Morrill, and Banner Counties, Nebr.; and points in Minnesota, Montana, North Dakota, South Dakota, and Wyoming; (3) from points in Baldwin, Greene, Laurens, Richmond, Wilkes, Burke, Hancock, Lincoln, Tallaferro, Wilkinson, Columbia, Jefferson, McDuffie, Treutlen, Emanuel, Jenkins, Oglethorpe, Warren, Glascock, Johnson, Putnam, and Washington Counties, Ga., to points in Hood River, Jefferson, Crook, Sherman, DeSchutes, Wasco, Gilliam, Wheeler, Malheur, Harney, Klamath, Lake, Umatilla, Union, Baker, Wallowa, Grant, and Morrow Counties, Oreg., and points in Washington;

(4) From points in Bryan, Evans, Bullock, Liberty, Candler, Screven, Chatham and Effingham Counties, Ga., to points in Tulare, Inyo, Fresno, Kings, San Mateo, Sutter, Marin, Sacramento Alameda Centra Costa, Tuolumne, San Joaquin, Mariposa, Solano, Alpine, Eldorado, Yolo, Placer, Merced, Sonoma, Amador, Madera, Santa Clara, San Benito, Mono, Napa, Calavaras, Stanislaus, San Francisco, Monterey, Santa Cruz, Colusa, Glenn, Trinity, Humboldt, Lake, Mendicino, Tehama, Yuba, Plumas, Butte, Shasta, Lassen, Sierra, Modoc, Siskiyou, and Nevada Counties, Calif.; El Paso, Jefferson, Park, Boulder, Eagle, Fremont, Teller, Pitkin, Cedar Creek, Gilpin, Lake, Summit, Chaffee, Grand, Larimer, Adams, Denver, Jackson, Elbert, Arapahoe, Douglas, Kit Carson, Washington, Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; points in Idaho; Hardin, Wayne, Polk, Appanoose, Greene, Jasper, Mahaska, Poweshiek, Boone, Grundy, Lucas, Marion, Storey, Clarke, Hamilton, Madison, Marshall, Tama, Dallas, Webster, Monroe, Warren, Decatur, O'Brien, Sioux, Kossuth, Carroll, Emmet, Plymouth, Woodbury, Ida, Cherokee, Pocahontas, Osceola, Humboldt, Clay, Sac, Monona, Buena Vista, Crawford, Palo Alto, Lyon, Calhoun, Dickinson, Pottawatta, Union, Ringgold, Shelby, Page, Taylor, Cass, Montgomery, Fremont, Adair, Guthrie, Admas, Harrison, Audubon, Mills, Winnebago, Howard, Worth, Butler, Mitchell, Hancock, Allamakee, Cerro Gordo, Winneshiek, Franklin, Black Hawk, Chickasaw, Delaware, Floyd, Bremer, Clayton, Fayette, Wright, and Buchanan Counties, Iowa; points in Minnesota and Montana; Polk, Merrick, Dodge, Burt, Dakota, Platte, Madison, Dixon, Butler, Vance, Knox, Stanton, Cedar, Thurston, Wayne, Antelope, Colfax, Pierce Washington, Boone, Cuming, Logan, Loup, Keyapana, Holt, Buffalo, Howard, Hooker, Greeley, Arthur, Cherry, Thomas, McPherson, Sherman, Blaine, Custer, Valley, Grant, Lawson, Boyd, Garfield, Wheeler, Rock, Hall, Brown, Perkins, Redwillow, Frontier, Hitchcock, Kearney, Furnas, Lincoln, Chase, Gosper, Keith, Dundy, Harlan, Phelps, Franklin, Hayes, Box Butte, Dawes, Sheridan, Sioux, Banner, Morrill, Cheyenne, Scott Bluffs, Deuel, Garden, and Kimball Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Washoe, Mineral, Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Elko, and Whitepine Counties, Nev.; and points in North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(5) From points in Appling, Glynn, Pierce, Ware, Bacon, Jeff Davis, Tattnall, Wheeler, Brantley, Long, ToWare, Camden, McIntosh, Toombs, Charlton, Montgomery, and Wayne Counties, Ga., to points in Kings, Fresno, Inyo, Tulare, Santa Clara, Stanislaus, San Francisco, Colusa, San Benito, Contra Costa, Tuolumne, San Joaquin, Merced, Calaveras, Placer, Eldorado, Yolo, San Mateo, Mariposa, Amador, Napa, Alameda, Santa Cruz, Solano, Marin, Alpine, Monterey, Sonoma, Sutter, Madera, Sacramento, Mono, Lake, Humboldt, Trinity, Glenn, Tehama, Mendicino, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, Plumas, Nevah, and Yuba Counties, Calif.; Summit, Douglas, Arapahoe, Jackson, Elbert, Pitkin, Denver, Adams, Grand, Park, Chaffee, Larimer, Gilpin, Teller, Cedar Creek, Lake, El Paso, Eagle Boulder, Jefferson, Fremont, Morgan, Yuma,





Logan, Weld, Washington, Kit Carson, Sedgwick, Phillips, Moffat, Mesa, Garfield, Routt, and Rio Blanco Counties, Colo.; points in Idaho; Warren, Wayne, Dallas, Monroe, Jasper, Tama, Hamilton, Clarke, Marshall, Lucas, Storey, Grundy, Boone, Marion, Hardin, Poweshiek, Greene, Appanoose, Madison, Webster, Decatur, Polk, Mahaska, Pocahontas, Dickinson, Sac, Crawford, Sioux, Clay, Woodbury, Cherokee, Emmet, Carroll, Calhoun, O'Brien, Humboldt, Buena Vista, Lyon, Plymouth, Monona, Palo Alto, Kossuth, Osceola, Ida, Mills, Audubon, Union, Pottawatta, Harrison, Adams, Taylor, Montgomery, Guthrie, Adair, Shelby, Fremont, Ringgold, Cass, Page, Worth, Butler, Winneshiek, Hancock, Wright, Buchanan, Winnebago, Fayette, Clayton, Bremer, Mitchell, Floyd, Chickasaw, Black Hawk, Howard, Delaware, Cerro Gordo, Allamakee, and Franklin Counties; points in Minnesota and Montana; Vance, Dakota, Boone, Pierce, Colfax, Wayne, Cuming, Antelope, Merrick, Thurston, Cedar, Stanton, Madison, Washington, Butler, Polk, Dodge, Knox, Burt, Platte, Dixon, McPherson, Sherman, Thomas, Valley, Wheeler, Rock, Buffalo, Logan, Holt, Loup, Brown, Lawson, Greeley, Garfield, Boyd, Keyapana, Hall, Custer, Blaine, Howard, Grant, Cherry, Arthur, Hooker, Hayes, Franklin, Redwillow, Kearney, Harlan, Dundy, Phelps, Hitchcock, Gosper, Chase, Perkins, Furnas, Lincoln, Frontier, Keith, Sheridan, Dawes, Box Butte, Sioux, Deuel, Scott Bluffs, Cheyenne, Morrill, Banner, Kimball, and Garden Counties, Nebr.; Lander, Eureka, Esmeralda, Nye, Storey, Humboldt, Pershing, Douglas, Ormsby, Churchill, Mineral, Lyon, Whitepine, and Elko Counties, Nev.; and points in North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(6) From points in Atkinson, Bleckley, Clinch, Crisp, Early, Irwin, Lowndes, Mitchell, Pulaski, Stewart, Terrell, Twiggs, Baker, Brooks, Coffee, Decatur, Echols, Jones, Macon, Monroe, Quitman, Sumter, Thomas, Upson, Ben Hill, Calhoun, Colquitt, Dodge, Grady, Lamar, Marion, Muscogee, Randolph, Taylor, Tift, Webster, Berrien, Chattahoo, Cook, Dooly, Harris, Lanier, Meriwether, Peach, Schley, Talbot, Troup, Wilcox, Bibb, Clay, Crawford, Doughtery, Houston, Lee, Miller, Pike, Seminole, Telfair, Turner, and Worth Counties, Ga., to points in Amador, Madera, Monterey, San Francisco, Solano, Yolo, Calaveras, Marin, Napa, San Joaquin, Sonoma, Colusa, Mariposa, Placer, San Mateo, Sutter, Contra Costa, Merced, San Benito, Santa Clara, Stanislaus, Alpine, Eldorado, Mono, Sacramento, Santa Cruz, Tuolumne, Glenn, Lake, Humboldt, Mendicino, Tehama, Trinity, Plumas, Butte, Shasta, Modoc, Sierra, Nevada, Siskiyou, Lassen, and Yuba Counties, Calif.; Weld, Phillips, Sedgwick, Morgan, Yuma, Washington, Logan, Kit Carson, Rio Blanco, Moffat, Routt, Mesa, and Garfield Counties, Colo.; Storey, Marshall, Jasper, Dallas, Webster, Poweshiek, Lucas, Hamilton, Clark, Warren, Polk, Madison, Grundy, Boone, Wayne, Monroe, Mahaska, Greene, Appanoose, Tama, Marion, Hardin, Decatur, Sac, O'Brien, Humboldt, Cherokee, Pocahontas, Kossuth, Emmet, Carroll, Woodbury, Plymouth, Monona, Clay, Calhoun, Palo Alto, Lyon, Dickinson, Buena Vista, Sioux, Osceola, Ida, Crawford, Wright, Mitchell, Fayette, Buchanan, Worth, Franklin, Clayton, Bremer, Winneshiek, Hancock, Cerro Gordo, Black Hawk, Winnebago, Floyd, Chickasaw, Allamakee, Howard, Delaware, Butler, Union, Page, Cass, Pottawatta, Mills, Audubon, Ringgold, Fremont, Adams, Shelby, Guthrie, Adair, Taylor, Montgomery, and Harrison Counties, Iowa; Vance, Thurston, Wayne, Stanton, Polk, Washington, Platte, Pierce, Dixon, Butler, Knox, Dakota, Burt, Madison, Cedar, Boone, Merrick, Cuming, Antelope, Dodge, Colfax, Wheeler, McPherson, Keyapana, Greeley, Brown, Valley, Loup, Hooker, Garfield, Boyd, Sherman, Logan, Hall, Buffalo, Elaine, Thomas, Lawson, Holt, Cherry, Arthur, Rock, Howard, Grant, Custer, Sioux, Sheridan, Dawes, Box Butte, Banner, Cheyenne, Deuel, Garden, Kimball, Morrill, and Scott Bluff Counties, Nebr.; Douglas, Pershing, Humboldt, Washoe, Mineral, Storey; Lyon, Churchill, Ormsby, and Whitepine Counties, Nev.; Box Elder, Davis, Tooele, Morgan, Utah, Salt Lake, Wasatch, Rich, Weber, Cache, Summit, Daggett, Uimtah, Duchesne, Emery, Grand, Carbon, San Juan, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Countries, Utah; and points in Washington, Wyoming, North Dakota, Oregon, South Dakota, Minnesota, Montana, and Idaho. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E104), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Bonneville, Bannock, Bear Lake, Bingham, Blaine, Butte, Caribou, Cassia, Clark, Franklin, Fremont, Jefferson, Jerome, Lincoln, Madison, Minidoka, Oneida, and Power Counties, Idaho, to points in Tippah, Yalobusha, Choctaw, Lee, Panola, Tishoningo, Alcorn, Clay, Lowndes, Pontotoc, Tunila, Benton, Desoto, Marshall, Prentiss, Union, Calhoun, Itawamba, Monroe, Tate, Webster, Chickasaw, Lafayette, Oktibbeha, George, Jones, Stone, Forrest, Greene, Lamar, Wayne, Hancock, Pearl River, Harrison, Perry, Jackson, and Covington Counties, Miss.; Wilson, Putnam, Trousdale, Cannon, Jackson, Robertson, Clay, Cheatham, Montgomery, Rutherford, Davidson, DeKalb, Overton, Smith, Dickson, Macon, Pickett, Sumner, Williamson, Polk, Warren, Marshall, Meigs, Cumberland, Rhea, White, Moore, Monroe, Fentress, Roane, Loudon, Morgan, Bledsoe, Franklin, Sequatchie, McMinn, Lincoln, Bradley, Grundy, Van Buren, Marion, Bedford, Coffee, Hamilton, Union, Knox, Campbell, Hamblen, Washington, Scott, Carter, Hancock, Jefferson, Unicoi, Claiborne, Hawkins, Sullivan, Anderson, Cocke, Johnson, Greene, Blount, Grainger, Sevier, Decatur, Stewart, Houston, Perry, Giles, Weakley, Benton, Humphreys, Hardin, Wayne, Lawrence, Maury, Henderson, Henry, Carroll, Lewis, and Hickman Counties, Tenn.; (2) from points in Canyon, Lemhi, Washington, Ada, Custer, Owyhee, Adams, Elmore, Fayette, Boise, Gem, Twin Falls, Camas, Gooding, and Valley Counties, Idaho, to points in Yazoo, Sharkey, Bolivar, Humphreys, Issaquena, Sunflower, Carroll, Leflore, Talahatchi, Coahoma, Montgomery, Warren, Grenada, Quitman, Washington, Holmes, Tippah, Pontotoc, Oktibbeha, Chickasaw, Lafayette, Tishomingo, Yalobusha, Panola, Choctaw, Lee, Tunila, Prentiss, Alcorn, Clay, Lowndes, Union, Tate, Benton, DeSoto, Marshall, Webster, Monroe, Calhoun, Itawamba, Simpson, Clarke, Lauderdale, Noxubee, Smith, Copiah, Leake, Rankin, Winston, Hinds, Madison, Scott, Attala, Jasper, Neshoba, Clairborne, Kemper, Newton, Covington, Harrison, Perry, Forrest, Jackson, Stone, George, Jones, Wayne, Greene, Lamar, Hancock, and Pearl River Counties, Miss.; and points in Tennessee;

(3) From points in Clearwater, Nez Perce, Idaho, Shoshone, Benewah, Kootenai, Boundary, Latah, Booner, and Lewis Counties, Idaho, to points in Quachita, Dallas, Ashley, Union, Columbia, Cleveland, Lincoln, Chicot, Desha, Calhoun, Drew, Bradley, White, Pulaski, Grant, Arkansas, Perry, Prairie, Garland, Lonoke, Monroe, Lee, Faulkner, Saline, Jefferson, Conway, Phillips, Hot Springs, Cleburne, Poinsett, Sharp, Fulton, Clay, Randolph, Stone, Cross, Baxter, Lawrence, Woodruff, Crittendon, Jackson, St. Francis, Izard, Greene, Mississippi, Independence, and Craighead Counties, Ark.; Muscatine, Jones, Louisa, Des Moines, Jackson, Van Buren, Wapello, Jefferson, Davis, Scott, Keokuk, Henry, Clinton, Washington, Lee, Iowa, Cedar, Johnson, Linn, Dubuque, and Benton Counties, Iowa; St. Charles, St. Marv, Washington, Orleans, E. Felician, St. Helena, St. Tammany, West Baton Rouge, Lafourche, East Baton Rouge, St. James, Tangipahoa, W. Felician, Jefferson, Assumption, St. John The Baptist, St. Bernard, Pointe Coupee, Iberville, Ascension, St. Martin, Terrebonne, Plaquemine, Iberia, Livingston, W. Carroll, Morehouse, E. Carroll, Winn, Madison, Caldwell, Union, Lincoln, Richland, Tensas, Jackson, Ouachita, Franklin, Evangeline, Rapids, Concordia, St. Landry, Catahoula, LaSalle, Avoyelles, Grant, and Vernon Counties, La.; and points in Mississippi and Tennessee. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E105), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, crated; (1) from points in Appanoose, Grundy, Lucas, Monroe, War-

ren, Boone, Greene, Madison, Poweshiek, Wayne, Clarke, Hardin, Mahaska, Polk, Webster, Dallas, Hamilton, Marion, Storey, Decatur, Jasper, Marshall, and Tama Counties, Iowa to points in DeKalb, Madison, Limestone, Jackson, Morgan, Marshall, Dale, Crenshaw, Barbour, Covington, Coffee, Bullock, Houston, Pike, Henry, Russell, Geneva, Montgomery, Macon, Baldwin, Butler, Dallas, Marengo, Washington, Rockcastle, Adair, Clinton, Jessamine, Metcalfe, Escambia, Mobile, Wilcox, Russell, Woodford, Cumberland, Lincoln, Monroe, Choctaw, Greene, Monroe, Taylor, Anderson, Fayette, Madison, Pulaski, Clarke, Hale, Perry, Washington, Boyle, Gerrard, Marion, Conecuh, Lawndes, Sumter, Wayne, Casey, Green, and Mercer Counties, Ala.; Perry, Floyd, Laurel, Owsley, Pike, Bell, Harlan, Lee, Whitley, Breathitt, Jackson, Leslie, Clay, Knott, Letcher, Estill, Knox, McCreary, Robertson, Pendleton, Owen, Boone, Lewis, Kenton, Elliott, Rowan, Menifee, Campbell, Bath, Lawrence, Grant, Carter, Scott, Montgomery, Bracken, Mason, Greenup, Franklin, Clark, Wolfe, Morgan, Boyd, Magoffin, Harrison, Gallatin, Carroll, Powell, Nicholas, Bourbon, Martin, Johnson, and Fleming Counties, Ky.; Warren, Bradley, Sequatchie, Moore, Loudon, White, Bledsoe, Rhea, Morgan, Lincoln, Fentress, Bedford, Polk, Marshall, Hamilton, Cumberland, Van Buren, Meigs, McMinn, Grundy, Coffee, Roane, Monroe, Marion, Franklin, Cocke, Union, Knox, Hamblen, Claiborne, Anderson, Sullivan, Johnson, Greene, Carter, Unicoi, Jefferson, Grainger, Campbell, Sevier, Hawkins, Blount, Washington, Scott, and Hancock Counties, Tenn.; and points in Virginia, North Carolina, South Carolina, Florida, and Georgia;

(2) from points in Buena Vista, Crawford, Kossuth, Palo Alto, Woodbury, Carroll, Dickinson, Lyon, Plymouth, Calhoun, Emmet, Monona, Pocahontas, Cherokee, Humboldt, O'Brien, Sac, Clay, Ida, Osecola, and Sioux Counties, Iowa, to points in Union, Clay, Lowndes, Pontotoc, Tunila, Webster, DeSoto, Marshall, Prentiss, Alcorn, Yalobusha, Itawamba, Monroe, Tate, Benton, Chickasaw, Lafayette, Oktibbeha, Tippah, Calhoun, Choctaw, Lee, Panola, Tishomingo, Greene, Lamar, Hancock, Pearl River, Harrison, Perry, Jackson, Stone, Jones, Wayne, Covington, Forrest, and George Counties, Miss.; Williamson, Robertson, Macon, Clay, Wilson, Sumner, Putnam, Jackson, Cheatham, Trousdale, Pickett, Dickson, Cannon, Smith, Overton, DeKalb, Rutherford, Montgomery, Davidson, Sequatchie, Morgan, McMinn Franklin, Bledsoe, Van Buren, Polk, Loudon, Fentress, Bedford, Warren, Meigs, Lincoln, Cumberland, Roane, White, Marshall, Hamilton, Coffee, Moore, Rhea, Marion, Grundy, Bradley, Monroe, Unicoi, Johnson, Greene, Campbell, Union, Sullivan, Jefferson, Grainger, Blount, Sevier, Hawkins, Cocke, Anderson, Scott, Hancock, Claiborne, Knox, Hamblen, Carter, Washington, Maury, Wayne, Lewis, Weakely, Lawrence, Stewart, Humphreys, Perry, Houston, Hickman, Decatur, Henry, Carroll, Henderson, Benton, Hardin, and Giles Counties, Tenn.; points in Virginia, North Carolina, South Carolina, Alabama, Florida, Georgia, and Kentucky;

(3) From points in Adair, Guthrie, Pottawatta, Adams, Harrison, Ringgold, Audubon, Mills, Shelby, Cass, Montgomery, Taylor, Fremont, Page, and Union Counties, Iowa, to points in Clay, Union, Baker, Marion, Bradford, Nassau, Duval, Putnam, Flagler, St. Johns, Alachua, Levy, Orange, Seminole, Citrus, Osceola, Sumter, Hernando, Paso, Volusia, Hillsboro, Pinellas, Indian River, Polk, Brevard, Lake, Collier, St. Lucie, Dade, Martin, Monroe, Broward, Palm Beach, Manatee, DeSoto, Lee, Glades, Okeechobee, Hardee, Sarasota, Hendry, Charlotte, and Highlands Counties, Fla.; Treutlen, Washington, Johnson, Putnam, Glascock, Wilkinson, Warren, Laurens, Baldwin, Greene, Wilkes, Hancock, Lincoln, Burke, Richmond, Jefferson, McDuffie, Columbia, Tallaferro, Jenkins, Oglethorpe, Emanuel, Screven, Bullock, Liberty, Candler, Chatham, Effingham, Bryan, Evans, Wayne, Montgomery, Ware, Charlton, Wheeler, Pierce, Appling, Glynn, Jeff Davis, Tattnall, Bacon, Long, Toombs, Brantley, McIntosh, Ware, Camden, Dooly, Harris, Lanier, Meriwether, Peach, Schley, Taylor, Troup, Wilcox, Breckley, Clinch, Baker, Dougherty, Houston, Lee, Miller, Pike, Seminole, Telfair, Turner, Worth, Brooks, Colquitt, Ben Hill, Early, Irwin, Lowndes, Mitchell, Pulaski, Stewart, Terrell, Twiggs, Crisp, Calhoun, Cook, Berrien, Echols, Jones, Macon, Monroe, Quitman, Sumter, Thomas, Upson, Decatur, Chattahoo, Crawford, Bibb, Grady, Lamar, Marion, Muscogee, Randolph, Talbot, Tift, Webster, Dodge, Clay, Atkinson, and Coffee Counties, Ga.; Washington, Rockcastle, Green, Mercer, Casey, Wayne, Russell, Jessamine, Metcalfe, Clinton, Woodford, Taylor, Lincoln, Adair, Cumberland, Monroe, Fayette, Madison, Anderson, Pulaski, Gerrard, Marion, Boyle, Perry, Knox, McCreary, Floyd, Pike, Laurel, Owsley, Harlan, Whitley, Lee, Breathitt, Jackson, Knott, Leslie, Clay, Bell, Letcher, Estill, Pendleton, Powell, Robertson, Menifee, Montgomery, Morgan, Johnson, Nicholas, Carter, Gallatin, Bourbon, Rowan, Kenton, Magoffin, Clark, Grant, Boyd, Scott, Lawrence, Martin, Elliott, Greenup, Bracken, Wolfe, Lewis, Mason, Fleming, Bath, Campbell, Harrison, Owen, Carroll, Franklin, and Boone Counties, Ky.; Sevier, Greene, Jefferson, Blount, Sullivan, Grainger, Johnson, Campbell, Unicoi, Hamblen, Knox, Carter, Union, Hancock, Scott, Claiborne, Washington, Hawkins, Anderson, and Cocke Counties, Tenn.; and points in Virginia, North Carolina, and South Carolina;

(4) From points in Allamakee, Cerro, Godo, Floyd, Winnebago, Black Hawk, Chickasaw, Franklin, Winneshiek, Bremer, Clayton, Hancock, Worth, Butler, Delaware, Howard, Wright, Buchanan, Fayette, and Mitchell Counties, Iowa, to points in Quachita, Columbia, Ashley, Lincoln, Cleveland, Drew, Chicot, Dallas, Calhoun, Union, Desha, Bradley, Monroe, Grant, Arkansas, Pulaski, Lonoke, Garland, Prairie, Lee, Faulkner, Phillips, Hot Springs, Conway, White, Perry, Jefferson, Cleburne, Saline, Lawrence, Cross, Baxter, Randolph, Jackson, Crittendon, St. Francis, Izard, Greene, Woodruff, Pointsett, Independence, Craighead, Stone, Mississippi, Fulton, Clay, and Sharp Counties, Ark.; Esmeralda, Nye, Lander, Eureka, Clark, and Lincoln Counties, Nev.; Ormsby, Churchhill, Mineral, Washoe, Lyon, Storey, Humboldt, Pershings, Douglas, Catron, Socorro, Otero, Hidalgo, Sierra, Grant, Luna, and Dona Ana Counties, N. Mex.; Coos, Josephine, Jackson, Douglas, Curry, Sherman, Crook, Jefferson, Hood River, Wasco, Gilliam, Wheeler, DeSchutes, Harney, Lake, Malheur, and Klamath Counties, Oreg.; Wood, San Augustine, Red River, Morris, Delta, Camp, Hopkins, Freestone, Kaufman, Sabine, Lamar, Upshur, Collin, Bowie, Henderson, Franklin, Smith, Rusk, Rains, Marion, Dallas, Angeline, Harrison, Titus, Rockwall, Panola, Fannin, Cherokee, Anderson, Gregg, Shelby, Van Zandt, Nacogbochs, Ellis, Cass, Hunt, Grayson, Williamson, Victoria, Robertson, Milam, Leon, Jasper, Comal, Burleson, Austin, Fort Bend, Wharton, Tyler, Polk, Matagorda, Lee, Jackson, Colorado, Brazos, Guadalupe, Fayette, Washington, Trinity, Orange, Madison, Lavaca, Houston, Chambers, Brazoria, Grimes, Falls, Waller, Travis, Newton, Limestone, Jefferson, Harris, Calhoun, Bell, Gonzales, DeWitt, Walker, San Jacinto, Montgomery, Liberty, Hardin, Hayes, Caldwell, Bastrop, Galveston, McMullen, Refugio, Willacy, Kaines, Brooks, Arkansas, Hidalgo, Maverick, San Patrico, Wilson, Jim Wells, Bexar, LaSalle, Jim Hogg, Medina, Starr, Zapata, Duval, Bee, Kleberg, Goliad, Nueces, Uvalde, Live Oak, Cameron, Bandera, Kinney, Frio, Real, Webb, Zavala, Dimmit, Atascosa, Kenedy, Ward, Loving, Brewster, Terrell, Jeff Davis, Reeves, Hudspeth, Presidio, El Paso, Pecos, Culberson, and Winkler Counties, Tex.; and points in Virginia, South Carolina, Tennessee, North Carolina, Alabama, Arizona, California, Florida, Georgia, Kentucky, Louisiana, and Mississippi;





(5) From points in Davis, Jackson, Lee, Van Buren, Des Moines, Jefferson, Linn, Wapello, Benton, Dubuque, Jones, Louisa, Washington, Cedar, Henry, Johnson, Muscatine, Clinton, Iowa, Keokuk, and Scott Counties, Iowa, to points in Solano, Yolo, Eldorado, Mono, Sacramento, Alameda, Sonoma, Santa Cruz, Madera, Monterey, San Francisco, Alpine, Stanislaus, Calaveras, Marin, Placer, San Joaquin, Amador, Sutter, Colusa, Mariposa, Napa, San Mateo, Tuolumne, Contra Costa, Merced, San Benito, Santa Clara, Mendicino, Tehama, Trinity, Glenn, Humboldt, Lake, Lassen, Butte, Modoc, Nevada, Yuba, Plumas, Shasta, Sierra, and Siskiyou Counties, Calif.; Collier, Dade, Martin, Palm Beach, St. Lucie, Broward, and Monroe Counties, Fla.; Clearwater, Nez Perce, Idaho, Shoshone, Kootenai, Latah, Lewis, Boundary, Benewah, and Bonner Counties, Idaho; Lake, St. Louis, Tasca, Carlton, Airkin, Cook, Koochichin, Pennington, Kittson, Lake Woods, Polk, Mahnomen, Red Lake, Marshall, Roseau, Beltrami, Norman, and Clearwater Counties, Minn.; McCone, Valley, Phillips, Richland, Roosevelt, Daniels, Sheridan, Garfield, Fergus, Liberty, Wheatland, Chouteau, Golden Valley, Meagher, Tooele, Hill, Petroleum, Judi Basin, Pondera, Blaine, Lewis & Clark, Teton, Cascade, Beaverhead, Granite, Jefferson, Madison, Park, Ravalli-Gallatin, Silver Bow, Stillwater, Sweet Grass, Broadwater, Deerlodge, Lincoln, Mineral, Missoula, Powell, Sanders, Lake, Flathead, and Glacier Counties, Mont.; Warren, Wake, Durham, Lee, Randolph, Cabarrus, Stanly, Caswell, Forsyth, Montgomery, Richmond, Anson, Stokes, Chatham, Franklin, Moore, Rockingham, Union, Davidson, Granville, Orange, Rowan, Vance, Davie, Guilford, Person, Allamance, Beaufort, Halifax, Northampton, Tyrrell, Currituck, Bertie, Hertford, Pamlico, Washington, Dare, Hyde, Pasquotank, Wilson, Edgecombe, Martin, Per Quiman, Camden, Gates, Nash, Pitt, Chowan, Brunswick, Duplin, Lenoir, Robeson, Bladen, Carteret, Greene, Jones, Sampson, Columbus, Harnett, North Hanover, Scotland, Craven, Hoke, Onslow, Wayne, Cumberland, Johnston, and Pender Counties, N.C.; Adams, Golden Valley, Oliver, Bowman, Billings, Grant, Sioux, Burleigh, Hettinger, Slope, Dunn, Mercer, Stark, Emmons, Morton, Burke, Ward, Bottineau, McHenry, McLean, Mountrail, Renville, Divide, McKenzie, and Williams Counties, N. Dak.; points in Oregon; Florence, Georgetown, Horry, Clarendon, Marion, Dillion, Williamsburg Counties, S.C., Fauquier, Fairfax, Prince William, Caroline, Fairfax, Alexandria, Orange, Essex, Westmoreland, King George, Fredericksburg, Stafford, Culpeper, Falls Church, Spotsylvania, Arlington, Harrisonburg, Loudoun, Greene, Frederick, Clarke, Winchester, Warren, Page, Shenandoah, Rockingham, Rappahannock, Madison, Charlottesville, Waynesboro, Goochland, Powhatan, Louisa, Dinwiddie, Colonial Heights, Prince George, Buckingham, Nottoway, King William, Cumberland, Hopewell, Prince Edward, Brunswick, New Kent, King & Queen, Charles City, Petersburg, James Pity, Amelia, Mecklenberg, Henrico, Chesterfield, Richmond, Hanover, Albemarle, Lunenburg, Fluvanna, Suffolk, Nansemond, Greensville, Newport News, Sussex, Virginia B, Middlesex, Gloucester, Franklin, Surry, Williamsburg, Mathews, Accomack, Emporia, Southampton, Portsmouth, Lancaster, Norfolk, Chesapeake, Richmond, Northampton, Isle of Wight, Hampton, York, and Northumberland Counties, Va.; and points in Washington. The purpose of this filing is to eliminate the gateway of De Kalb, Ill.

No. MC 107012 (Sub-No. E106), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Brown, Jefferson, Nemaha, Wyandotte, Douglas, Johnson, Osage, Doniphan, Leavenworth, Pottawatom, Franklin, Marshall, Shawnee, Atchison, Jackson, Miami, and Wabaunsee Counties, Kans., to points in Pitt, Hertford, Gates, Bertie, Nash, Tyrrell, Beaufort, Edgecombe, Perquimans, Washington, Chowan, Dare, Pasquotank, Wilson, Hyde, Currituck, Pamlico, Martin, Halifax, Camden, Northampton, Sampson, Craven, Onslow, Bladen, Wayne, Columbus, North Hanover, Lenoir, Scotland, Carteret, Johnston, Jones, Harnett, Robeson, Hoke, Duplin, Greene, Pender, Brunswick, and Cumberland Counties, N.C.; Prince William, Arlington, Stafford, Westmoreland, Orange, Essex, Spotsylvania, King George, Fredericksburg, Culpeper, Fauquier, Falls Church, Caroline, Fairfax, Alexandria, Fairfax, Harrisonburg, Clarke, Page, Warren, Rappahannock, Madison, Shenandoah, Loudoun, Greene, Winchester, Frederick, Rockingham, Waynesboro, Nottoway, Mecklenburg, Brunswick, Dinwiddie, King William, Petersburg, Richmond, Colonial Heights, Lunenburg, Charles City, King & Queen, Prince George, Hopewell, Cumberland, Henrico, Buckingham, James City, Prince Edward, Charlottesville, Chesterfield, Hanover, Amelia, Goochland, Powhatan, New Kent, Albemarle, Fluvanna, Louisa, Hampton, Suffolk, Accomack, Middlesex, Southampton, Franklin, Virginia Beach, Chesapeake, Lancaster, Richmond, Portsmouth, Williamsburg, York, Wight of Isle, Northumberland, Norfolk, Nansemond, Sussex, Greensville, Northampton, Newport News, Gloucester, Surry, Emporia, and Mathews Counties, Va.;

(2) From points in Barber, Dickinson, Jewell, Mitchell, Reno, Saline, Washington, Barton, Ellsworth, Kingman, Morris, Republic, Sedgwick, Chase, Geary, Lincoln, Osborne, Rice, Smith, Clay, Harper, Marion, Ottawa, Riley, Stafford, Cloud, Harvey, McPherson Pratt, Russell, and Sumner Counties, Kans., to points in Chowan, Halifax, Northampton, Tyrrell, Currituck, Hertford, Pamlico, Washington, Beaufort, Dare, Hyde, Pasquotank, Wilson, Bertie, Edgecombe, Martin, Per Quiman, Camden, Gates, Nash, Pitt, Columbus, Harnett, Bladen, Lenoir, Carteret, Sampson, Brunswick, Jones, Craven, Scotland, Duplin, Onslow, Greene, Hoke, North Hanover, Cumberland, Wayne, Robeson, Johnston, and Pender Counties, N.C.; Arlington, Caroline, Orange, Westmoreland, Culpeper, King George, Alexandria, Essex, Spotsylvania, Fairfax, Prince William, Falls, Church, Fauquier, Stafford, Fredericksburg, Clarke, Shenandoah, Frederick, Warren, Page, Harrisonburg, Rappahannock, Winchester, Rockingham, Madison, Greene, Loudoun, Richmond, Albermarle, Cumberland, New Kent, Colonial Heights, Goochland, King William, Petersburg, Amelia, Dinwiddie, Nottoway, Charlottesville, Hanover, Waynesboro, Brunswick, Louisa, Powhatan, Chesterfield, Henrico, Charles City, Lunenburg, Prince Edward, Hopewell, James City, Buckingham, Mecklenburg, Prince George, Fluvanna, King & Queen, Mathews, Southampton, Portsmouth, Lancaster, York, Wight of Isle, Chesapeake, Middlesex, Hampton, Virginia Beach, Northumberland, Emporia, Richmond, Norfolk, Accomack, Nansemond, Franklin, Northampton, Newport News, Gloucester, Surry, and Williamsburg Counties, Va.; (3) from points in Cheyenne, Graham, Phillips, Serman, Wichita, Decatur, Lane, Rawlins, Sheridan, Ellis, Logan, Rooks, Thomas, Gove, Ness, Rush, Trego, Greeley, Norton, Scott, and Wallace Counties, Kans., to points in Warren, Wake, Stanly, Stokes, Union, Vance, Moore, Franklin, Chatham, Rowan, Richmond, Orange, Forsyth, Caswell, Rockingham, Randolph, Lee, Dur-

ham, Cabarrus, Person, Guilford, Davie, Anson, Montgomery, Granville, Davidson, Allamance, Washington, Perquimans, Halifax, Camden, Northampton, Tyrrell, Nash, Gates, Chowan, Pitt, Martin, Edgecombe, Bertie, Pamlico, Hyde, Dare, Beaufort, Pasquotank, Hertford, Currituck, Wilson, Harnett, Craven, Wayne, Onslow, Hoke, Greene, Carteret, Scotland, North Hanover, Duplin, Brunswick, Sampson, Lenoir, Columbus, Bladen, Robeson, Jones, Cumberland, Pender, and Johnston Counties, N.C.; Horry, Clarendon, Marion, Georgetown, Florence, Williamsburg, and Dillon Counties, S.C., and points in Virginia;

(4) From points in Clark, Gray, Kearney, Seward, Comanche, Grant, Kiowa, Stanton, Edwards, Hamilton, Meade, Stevens, Finney, Haskell, Morton, Ford, Hodge, and Pawnee Counties, Kans., to points in Tyrrell, Martin, Perquimans, Chowan, Halifax, Washington, Nash, Pitt, Currituck, Wilson, Northamton, Beaufort, Dare, Hertford, Pamlico, Bertie, Edgecombe, Hyde, Pasquotank, Camden, and Gates Counties, N.C.; Prince William, Arlington, Fairfax, Alexandria, Spotsylvania, Faquier, Fairfax, Stafford, Caroline, King George, Falls Church, Fredericksburg, Culpeper, Orange, Essex, Westmoreland, Greene, Rockingham, Loudoun, Shenandoah, Page, Warren, Clarke, Madison, Harrisonburg, Frederick, Rappahannock, Winchester, Charlottesville, New Kent, Prince George, Charles City, Goochland, King William, Hopewell, Notoway, Albemarle, Cumberland, Hanover, Louisa, Petersburg, Powhatan, Amelia, Chesterfield, Henrico, Lunenburg, Richmond, Prince Edward, Brunswick, Fluvanna, James City, Mecklenburg, Waynesboro, Colonial Heights, Buckingham, Dinwiddie, King & Queen, Hampton, Virginia Beach, Isle of Wight, Northampton, Sussex, Newport News, Williamsburg, Lancaster, Northumberland, York, Norfolk, Accomack, Mathews, Richmond, Chesapeake, Portsmouth, Gloucester, Middlesex, Southampton, Emporia, Suffolk, Greensville, Nansemond, Surry, and Franklin Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E107), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Adair, Cumberland, Lincoln, Monroe, Wayne, Pulaski, Marion, Green, Metcalfe, Russell, Clinton, Jessamine, Mercer, and Taylor Counties, Ky., to points in Maricopa, Pima, Pinal, Santa Cruz, Yuma, Yavapai, Apache, Coconino, Mohave, and Navajo Counties, Ariz.; Park, Chaffee, El Paso, Jefferson, Pitkin, Adams, Douglas, Fremont, Lake, Summit, Arapahoe, Denver, Gilpin, Larimer, Teller, Boulder, Eagle, Grand, Cedar Creek, Elbert, Jackson, Kit Carson, Washington, Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Routt, Garfield, Mesa, Moffat, and Rio Blanco Counties, Colo.; Greene, Webster, Decatur, Mahaska, Tama, Grundy, Appanoose, Jasper, Marion, Storey, Hardin, Boone, Hamilton, Marshall, Warren, Monroe, Clarke, Lucas, Polk, Wayne, Dallas, Madison, Poweshiek, Monona, Clay, Ida, Plymouth, O'Brien, Buena Vista, Crawford, Kossuth, Pocahontas, Sioux, Calhoun, Dickinson, Lyon, Sac, Woodbury, Carroll, Emmet, Osceola, Cherokee, Humboldt, Palo Alto, Fremont, Page, Adair, Harrison, Pottawatta, Union, Adams, Guthrie, Ringgold, Audubon, Mills, Shelby, Cass, Montgomery, Taylor, Howard, Butler, Fayette, Wright, Winneshiek, Allamakee, Cerro Gordo, Floyd, Winnebago, Worth, Black Hawk, Chickasaw, Franklin, Bremer, Delaware, Hancock, Buchanan, Clayton, and Mitchell Counties, Iowa; Cuming, Polk, Butler, Washington, Madison, Dakota, Colfax, Wayne, Knox, Dixon, Antelope, Stanton, Pierce, Boone, Vance, Cedar, Platte, Burt, Thurston, Dodge, Wheeler, Holt, Blaine, Keyapana, Brown, Custer, Sherman, Boyd, Logan, Cherry, Garfield, Thomas, Greeley, Loup, Buffalo, Grant, Valley, Howard, McPherson, Hooker, Hall, Arthur, Lawson, Rock, Hayes, Furnas, Lincoln, Chase, Keith, Harlan, Perkins, Franklin, Red Willow, Gosper, Phelps, Frontier, Hitchcock, Dundy, Kearney, Box Butte, Dawes, Sioux, Sheridan, Deuel, Banner, Morrill, Cheyenne, Scot Bluff, Garden, and Kimball Counties, Nebr.; and points in California, Nevada, Utah, and Wyoming.

(2) From points in Bell, Harlan, Letcher, Perry, Breathitt, Jackson, Leslie, Pike, Clay, Knott, Lee, Whitley, Estill, Knox, McCreary, Floyd, Laurel, and Owsley Counties, Ky., to points in Pinal, Pima, Maricopa, Santa Cruz, and Yuma Counties, Ariz.; Teller, Denver, Adams, Lake, Elbert, Summit, Chaffee, Park, Grand, Pitkin, Cedar Creek, Larimer, Gilpin, Eagle, Boulder, Jackson, Fremont, Douglas, Arapahoe, Jefferson, El Paso, Morgan, Logan, Yuma, Washington, Kit Carson, Weld, Sedgwick, Phillips, LaPlata, Hinsdale, Gunnison, Dolores, Delta, Conejos, San Juan, Montrose, Archuleta, San Miguel, Montezuma, Alamosa, Saguache, Mineral, Rio Grand, Quray, Moffat, Mesa, Routt, Garfield, and Rio Blanco Counties, Colo.; Storey, Clark, Monroe, Jasper, Greene, Tama, Boone, Marshall, Lucas, Decatur, Warren, Appanoose, Mahaska, Hardin, Dallas, Wayne, Poweshiek, Marion, Hamilton, Webster, Polk, Madison, Grundy, Sac, Palo Alto, Ida, Emmet, Buena Vista, Sioux, Osceola, Kossuth, Clay, Woodbury, O'Brien, Humboldt, Cherokee, Pocahontas, Monona, Crawford, Carroll, Plymouth, Lyon, Dickinson, Calhoun, Pottawatta, Guthrie, Adair, Union, Page, Cass, Taylor, Mills, Fremont, Shelby, Montgomery, Audubon, Ringgold, Harrison, Adams, Wright, Franklin, Chickasaw, Black Hawk, Winnebago, Floyd, Cerro Gordo, Allamakee, Mitchell, Fayette, Butler, Worth, Howard, Clayton, Buchanan, Winneshiek, Hancock, Delaware, and Bremer Counties, Iowa; Wayne, Pierce, Vance, Merrick, Washington, Madison, Polk, Knox, Platte, Dodge, Dixon, Cedar, Stanton, Dakota, Burt, Cuming, Boone, Colfax, Antelope, Butler, Thurston, McPherson, Valley, Holt, Custer, Blaine, Sherman, Lawson, Hall, Buffalo, Arthur, Wheeler, Keyapana, Greeley, Cherry, Loup, Rock, Howard, Garfield, Brown, Logan, Thomas, Hooker, Grant, Boyd, Keith, Gosper, Chase, Phelps, Kearney, Furnas, Perkins, Hitchcock, Franklin, Lincoln, Hayes, Frontier, Harlan, Dundy, Red Willow, Sheridan, Dawes, Box Butte, Sioux, Morrill, Deuel, Scot Bluff, Cheyenne, Banner, Kimball, and Garden Counties, Nebr.; San Juan, Rio Arriba, and McKinley Counties, N. Mex.; points in California; Utah, Wyoming, and Nevada.

(3) From points in Bath, Carroll, Fleming, Harrison, Mason, Morgan, Robertson, Bourbon, Campbell, Franklin, Johnson, Magoffin, Nicholas, Rowan, Boone, Carter, Galhatin, Kenton, Martin, Owen, Scott, Boyd, Clark, Greenup, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Grant, Lewis, Montgomery, and Powell Counties, Ky., to points in Arizona, California, Colorado; Appanoose, Hamilton, Lucas, Polk, Marshall, Clarke, Grundy, Madison, Poweshiek, Tama, Boone, Greene, Mahaska, Warren, Dallas, Hardin, Monroe, Wayne, Decatur, Jasper, Marion, Storey, Webster, Woodbury, Calhoun, Lyon, Sioux, Carroll, Humboldt, Cherokee, Palo Alto, Clay, Monona, Plymouth, Crawford, O'Brien, Ida, Sac, Dickinson, Osceola, Kossuth, Pocahontas, Buena Vista, Emmet, Harrison, Ringgold, Mills, Shelby, Fremont, Taylor, Page, Union, Adair, Pottawatta, Cass, Montgomery, Adams, Audubon, Guthrie, Black Hawk, Chickasaw, Franklin, Winneshiek, Bremer, Clayton, Hancock, Worth, Buchanan, Delaware, Howard, Wright, Butler, Fayette, Mitchell, Allamakee, Cerro Gordo, Floyd, and Winnebago Counties, Iowa; Cheyenne, Graham, Logan, Rooks, Trego, Ellis, Ness, Rush, Thomas, Greeley, Norton, Scott, Wallace, Gove, Rawlins, Sheridan, Mitchell, Decatur, Lane, Phillips, and Sherman Counties, Kans.; points in Nebraska, Nevada; Bernalillo, Sandoval, San Miguel, Santa Fe, Guadalupe, Valencia, Los Alamos, Torrance, San Juan, McKinley, Rio Arriba, Mora, Taos, Union, Colfax, Harding, Grant, Socorro, Hidalgo, Luna, Catron, Sierra, Dona Ana, and Otero Counties, N. Mex.; El Paso, Presidio, Hudspeth, Reeves, Jeff Davis, Terrell, Brewster, Loving, Ward, Culberson, Pecos, and Winkler Counties, Tex.; and points in Utah and Wyoming.

(4) From points in Ballard, Daviess, Hickman, McCracken, Carlisle, Fulton, Hopkins, McLean, Caldwell, Graves, Livingston, Trigg, Calloway, Hancock, Lyon, Union, Crittenden, Henderson, Marshall, and Webster Counties, Ky., to points in Tulare, Inyo, Kings, Fresno, Solano, Yolo, Alpine, Sacramento, Mono, Eldorado, Sonoma, Santa Clara, Amador, San Benito, Merced, Contra Costa, Stanislaus, Santa Cruz, San Mateo, Placer, Mariposa, Colusa, Sutter, Calaveras, San Joaquin, Napa, Madera, Tuolumne, Alameda, San Francisco, Monterey, Marin, Mendicino, Tehama, Lake, Humboldt, Trinity, Glenn, Plumas, Yuba, Nevada, Sierra, Modoc, Siskiyou, Lassen, Shasta, and Butte Counties, Calif.; Woodbury, Palo Alto, Kossuth, Sioux, Osceola, Ida, Pocahontas, O'Brien, Humboldt, Plymouth, Monona, Emmet, Sac, Lyon, Dickinson, Crawford, Buena Vista, Clay, Cherokee, Carroll, Calhoun, Winnebago, Floyd, Cerro Gordo, Howard, Fayette, Butler, Allamakee, Mitchell, Delaware, Buchanan, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, and Winneshiek Counties, Iowa; Wayne, Madison, Cuming, Boone, Polk, Washington, Knox, Colfax, Antelope, Merrick, Dodge, Cedar, Vance, Platte, Dixon, Butler, Thurston, Pierce, Dakota, Burt, Stanton, Box Butte, Sioux, Sheridan, and Dawes Counties, Nebr.; Esmeralda, Nye, Lander, Eureka, Douglas, Ormsby, Churchill, Pershing, Mineral, Washoe, Lyon, Storey, Humboldt, Whitepoine, and Elko Counties, Nev.; Cache, Summit, Weber, Salt Lake, Box Elder, Wasatch, Rich, Utah, Morgan, Tooele, Davis, Washington, Iron, and Beaver Counties, Utah; Yellowstone National Park, Teton, Park, Fremont, Hot Spring, Natrona, Johnson, Big Horn, Campbell, Crook, Weston, Washakie, Sheridan, Unita, Sweetwater, Sublette, and Lincoln Counties, Wyo.

(5) From points in Breckridge, Grayson, LaRue, Ohio, Todd, Butler, Hardin, Logan, Oldham, Trimble, Bullitt, Hart, Meade, Sheleby, Warren, Allen, Christian, Henry, Muhlenberg, Simpson, Barren, Edmonson, Jefferson, Nelson, and Spencer Counties, Ky., to points in Tulare, Kings, Fresno, Inyo, Sutter, Sacramento, Mono, Eldorado, Alpine, Santa Cruz, Tuolumne, Placer, Merced, Contra Costa, Alameda, Santa Clara, Yolo, San Benito, Mariposa, Colusa, Stanislaus, San Mateo, San Joaquin, Napa, Marin, Calaveras, Sonoma, San Francisco, Monterey, Madera, Amador, Solano, Mendicino, Lake, Humboldt, Trinity, Glenn, Tehama, Yuba, Nevada, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, and Plumas Counties, Calif.; Sac, O'Brien, Cherokee, Monona, Pocahontas, Lyon, Carroll, Kossuth, Plymouth, Humboldt, Calhoun, Ida, Sioux, Palo Alto, Crawford, Buena Vista, Emmet, Woodbury, Osceola, Clay, Dickinson, Mitchell, Delaware, Buchanan, Wright, Howard, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, Winneshiek, Floyd, Cerro Gordo, Allamakee, Winnebago, Fayette, Butler, and Hancock Counties, Iowa; Vance, Pierce, Dixon, Butler, Thurston, Merrick, Dakota, Burt, Stanton, Madison, Cuming, Boone, Wayne, Platte, Knox, Colfax, Antelope, Washington, Polk, Dodge, Cedar, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Scot Bluff, Cheyenne, Morrill, Banner, and Kimball Counties, Nebr.; Lander, Esmeralda, Nye, Eureka, Lyon, Humboldt, Washoe, Douglas, Pershing, Churchill, Ormsby, Storey, Mineral, Whitepine, and Elko Counties, Nev.; and points in Utah and Wyoming. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E108), filed June 3, 1974. Applicant: AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Assumption, Iberia, Orleans, St. Tammany, Tangipahoa, Ascension, Jefferson, Plaquemine, St. Charles, Terrebonne, East Baton Rouge, St. John The Baptist, Pointe Coupee, St. James, West Baton Rouge, E. Feliciana, Lafourche, St. Mary, St. Martin, W. Feliciana, Iberville, Livingston, St. Helena, St. Bernard, and Washington Counties, La., to points in Lewis, Latah, Nez Perce, Shoshone, Bennewah, Bonner, Boundary, Idaho, Kootenai, and Clearwater Counties, Idaho; Allamakee, Floyd, Winnebago, Bremer, Clayton, Hancock, Winneshiek, Buchanan, Fayette, Worth, Black Hawk, Chickasaw, Delaware, Howard, Cerro Gordo, Franklin, Mitchell, Wright, and Butler Counties, Iowa; Multnomah, Tillamook, Linn, Yamhill, Marion, Polk, Washington, Clackamas, Clatsop, Lincoln, Benton, Lane, Columbia, Baker, Morrow, Grant, Umatilla, Wallowa, and Union Counties, Oreg.; Brookings, Marshall, Beadle, Roberts, Brown, Hamlin, Clark, Kingsbury, Codington, Day, Spink, Grant, Deuel, Buffalo, Hand, Tripp, Hughes, Todd, Sully, Lyman, Brule, Mellette, Jones, Stanley, Hyde, Harding, Walworth, McPherson, Potter, Perkins, Faulk, Dewey, Corson, Campbell, and Edmunda Counties, S. Dak.; Weston, Campbell, Big Horn, Crook, Washakie, Sheridan, and Johnson Counties, Wyo.; and points in Washington, Minnesota, Montana, and North Dakota.

(2) From points in Cameron, Acadia, Jefferson Davis, Allen, Lafayette, Beauregard, Vermillion, Calcastieu, Winnebago, Mitchell, Delaware, Black Hawk, Worth, Wright, Cerro Gordo, Bremer, Winneshiek, Floyd, Chickasaw, Buchanan, Fayette, Howard, Clayton, Butler, Hancock, Franklin, and Allamakee Counties, Iowa; Aitkin, Tasca, Carlton, Cook, Lake, St. Louis, Hennepin, McLeod, Pine, Good Hue, Washington, Blue Earth, Faribault, Houston, Mille Lacs, Ramsey, Sibley, Winona, Carver, Fillmore, Isanti, Mower, Rice, Steele, Wright, Dakota, Kanabec, Nicollet, Scott, Wabasha, Freeborn, Chicago, LeSueur, Olmstead, Sherburne, Wasela, Anoka, Dodge, Wadena, Otter Tail, Hubbard, Yellow Medicin, Becker, Swift, Morrison, Stearns, Wilkin, Douglas, Todd, Meeker, Stevens, Chippewa, Benton, Renville, Lac Qui Parle, Grant, Clay, Big Stone, Pope, Kandiyohi, Traverse, Crow Wing, Cass, Pennington, Clearwater, Marshall, Polk, Kittson, Norman, Red Lake, Koochichin, Roseau, Lake Woods, Beltrami, and Mahnomen Counties, Minn.; Valley, Phillips, Daniels, Richland, Dawson, Roosevelt, Garfield, Sheridan, McCone, Lincoln, Flathead, Mineral, Glacier, Missoula, Lake, Powell, and Sanders Coun-

ties, Mont.; Stutsman, Logan, Kidder, Sargent, Ransom, Richland, McIntosh, Barnes, Cass, LaMoure, Dickey, Eddy, Steele, Foster, Traill, Grand Forks, Griggs, Nelson, Walsh, Pierce, Wells, Ramsey, Benson, Rolette, Cavalier, Sheridan, Pembina, Towner, McHenry, McLean, Bottineau, Mountrail, Burke, Renville, Ward, Williams, Divide, and McKenzie Counties, N. Dak.; (3) from points in Bienville, Natchitoch, Bossier, Red River, Caddo, Sabine, Claiborne, Webster, and DeSoto Counties, La., to points in Howard, Hancock, Clayton, Bremer, Mitchell, Fayette, Chickasaw, Black Hawk, Winneshiek, Franklin, Cerro Gordo, Allamakee, Worth, Floyd, Butler, Delaware, Wright, Winnebago, and Buchanan Counties, Iowa; St. Louis, Lake, Cook, Carlton, Tasca, Aitkin, Hennepin, McLeod, Pine, Sibley, Washington, Blue Earth, Dodge, Houston, Mille Lacs, Ramsey, Steele, Winona, Anoka, Dakota, Isanti, Mower, Rice, Wabasha, Wright, Freeborn, Kanabac, Nicollet, Scott, Good Hue, Chisago, Fillmore, LeSueur, Olmstead, Sherburne, Wasela, Carver, Faribault, Polk, Mahnomen, Pennington, Roseau, Lake Woods, Koochichin, Red Lake, Kittson, Norman, Clearwater, Marshall, Beltrami Counties, Minn.; Wells, Pierce, Ramsey, Rolette, Sheridan, Towner, Walsh, Benson, Cavalier, and Pembina Counties, N. Dak.

(4) From points in Caldwell, Madison, Union, E. Carroll, Morehouse, W. Carroll, Franklin, Ouachita, Winn, Jackson, Richland, Lincoln, and Tensas Counties, La., to points in Bonner, Lewis, Benewah, Latah, Kootenai, Boundary, Shoshone, Idaho, Nez Perce, and Clearwater Counties, Idaho; Mitchell, Howard, Black Hawk, Fayette, Winnebago, Chickasaw, Allamakee, Delaware, Winneshiek, Cerro Gordo, Hancock, Clayton, Worth, Butler, Franklin, Buchanan, Wright, Bremer, and Floyd Counties, Iowa; St. Louis, Cook, Carlton, Aitkin, Tasca, Lake, Winona, Sibley, Scott, McLeod, Anoka, Freeborn, Dakota, Wright, Steele, Mower, Nicollet, Isanti, Fillmore, Chisago, Washington, Sherburne, Mille Lacs, Olmstead, Houston, Faribault, Wasela, Ramsey, Pine, Kanabec, Hennepin, Carver, Wabasha, Rice, LeSueur, Blue Earth, Good Hue, Dodge, Stearns, Todd, Swift, Big Stone, Kandiyohi, Renville, Wadena, Stevens, Benton, Hubbard, Pope, Wilkin, Clay, Becker, Grant, Otter Tail, Traverse, Chippewa, Meeker, Douglas, Morrison, Yellow Medicine, Cass, Lac Qui, Parle, Crow Wing, Clearwater, Polk, Norman, Beltrami, Pennington, Marshall, Mahnomen, Kittson, Roseau, Lake Woods, Red Lake, and Koochichin Counties, Minn.; Carson, Perkins, Dewey, Campbell, McPherson, Harding, Walworth, Faulk, Potter, and Edmunda Counties, S. Dak.; Grays Harbor, Clallam, Mason, San Juan, Kitsap, Jefferson, Kittitas, Chelan, Whatcom, King, Island, Snohomish, Grant, Skagit, Douglas, Lincoln, Stevens, Spokane, Ferry, Pend Oreille, and Okanogan Counties, Wash.; and points in Montana and North Dakota.

(5) From points in Grant, Avoyelles, LaSalle, Catahoula, Rapids, Concordia, St. Landry, Evangeline, and Vernon Counties, La., to points in Shoshone, Kootenai, Bonner, Latah, Boundary, Lewis, Clearwater, Nez Perce, Idaho, and Benewah Counties, Idaho; Winnebago, Floyd, Clayton, Bremer, Hancock, Winneshiek, Chickasaw, Black Hawk, Fayette, Worth, Cerro Gordo, Allamakee, Howard, Wright, Butler, Deleware, Mitchell, Franklin, and Buchanan Counties, Iowa; Lake, Cook, Carlton, Tasca, Aitkin, St. Louis, Hennepin, McLeod, Pine, Sibley, Winona, Anoka, Dakota, Houston, Mill Lacs, Ramsey, Steele, Wright, Freeborn, Chisago, Isanti, Mower, Rice, Wabasha, Good Hue, Fillmore, Kanabec, Nicollet, Scott, Wesela, Carver, Faribault, LeSueur, Olmstead, Sherburne, Washington, Blue Earth, Dodge, Stearns, Todd, Wilkin, Hubbard, Big Stone, Renville, Swift, Traverse, Douglas, Benton, Pope, Stevens, Meeker, Crow Wing, Becker, Otter Tail, Morrison, Lac Qui Parle, Clay, Grant, Wadena, Yellow Medicine, Kandiyohi, Chippewa, Cass, Polk, Marshall, Clearwater, Red Lake, Mahnomen, Beltrami, Roseau, Lake Woods, Pennington, Koochichin, Norman, and Kittson Counties, Minn.; Sheridan, McCone, Valley, Phillips, Daniels, Richland, Dawson, Roosevelt, Garfield, Wheatland, Petroleum, Hill, Pondera, Blaine, Golden Valley, Meagher, Liberty, Fergus, Teton, Lewis and Clark, Chouteau, Toole, Judi Basin, Cascade, Powell, Sanders, Missoula, Mineral, Lincoln, Glacier, Lake, and Flathead Counties, Mont.; points in North Dakota; Clallam, San Juan, Grays Harbor, Jefferson, Kitsap, Mason, Grant, Douglas, Island, King, Snohomish, Kittitas, Whatcom, Skagit, Chelan, Spokane, Lincoln, Stevens, Okanogan, Pend Oreille, and Ferry Counties, Wash. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E109), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Kennebec, Lincoln, Androscpggom, Oxford, Cumberland, Sagadahoc, Franklin, and York Counties, Maine, to points in Cleburne, Jefferson, Talladega, Chambers, Coosa, Lee, Tallapoosa, Calhoun, Culman, Randolph, Bibb, Blount, Elmore, St. Claire, Clay, Autauga, Etowah, Shelby, Chilton, Cherokee, Winston, Marion, Lauderdale, Tuscaloosa, Lamar, Walker, Franklin, Fayette, Colbert, Pickens, Lawrence, Perry, Hale, Greene, Sumter, Lawndes, Escambia, Washington, Marengo, Dallas, Wilcox, Mobile, Conecuh, Monroe, Clarke, Choctaw, Butler, and Baldwin Counties, Ala.; Walton, Jackson, Washington, Escambia, Holmes, Santa Rosa, Gulf, Calhoun, Okaloosa, and Bay Counties, Fla.; (2) from points in Hancock, Knox, Waldo, and Washington Counties, Maine, to points in Cullman, Clay, St. Clair, Cherokee, Elmore, Cleburne, Shelby, Autauga, Etowah, Coosa, Talladega, Bibb, Jefferson, Lee, Tallapoosa, Blount, Chilton, Randolph, Chambers, Calhoun, Walker, Lawrence, Lamar, Winston, Marion, Tuscaloosa, Colbert, Pickens, Fayette, Lauderdale, Franklin, Morgan, Limestone, Marshall, DeKalb, Jackson, Madison, Perry, Dallas, Marengo, Baldwin, Sumter, Escambia, Monroe, Clarke, Washington, Greene, Mobile, Wilcox, Hale, Butler, Conecuh, Lawndes, and Choctaw Counties, Ala.; Santa Rosa, Okaloosa, Walton, Bay, Washington, Calhoun, Holmes, Escambia, Jackson, and Gulf Counties, Fla.; (3) from points in Somerset, Aroostook, Penobscot, and Piscataqui Counties, Maine, to points in Coosa, Lee, Tallapoosa, Clay, Cullman, Randolph, Cleburne, Autauga, Elmore, St. Clair, Chambers, Bibb, Etowah, Shelby, Cherokee, Blount, Jefferson, Talladega, Chilton, Calhoun, Winston, Pickens, Lamar, Tuscaloosa, Marion, Lauderdale, Colbert, Lawrence, Fayette, Walker, Franklin, Marshall, Madison, Morgan, DeKalb, Jackson, Limestone, Perry, Conecuh, Lawndes, Choctaw, Sumter, Dallas, Monroe, Clarke, Marengo, Escambia, Mobile, Washington, Greene, Baldwin, Wilcox, Hale, and Butler Counties, Ala.; and Santa Rosa, Okaloosa, Walton, Bay, Washington, Calhoun, Holmes, Escambia, Jackson, and Gulf Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E110), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Baltimore City, Howard, Carroll, Kent, Cecil, Frederick, Baltimore, Hartford, Caroline, St. Marys, Charles, Talbot, Montgomery, Anne Arundel, Prince George, Calvert, Queen Anne, Garrett, Allegany, and Washington Counties, Md., to points in Perry, Hale, Clarke, Butler, Sumter, Lawndes, Conecuh, Baldwin, Washington, Marengo, Dallas, Wilcox, Mobile, Escambia, Monroe, Choctaw, and Greene Counties, Ala.; (2) from points in Worcester, Dorchester, Somerset, and Wicomico Counties, Md., to points in Winston, Lawrence, Lamar, Pickens, Lauderdale, Marion, Colbert, Tuscaloosa, Fayette, Walker, and Franklin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Mass.

No. MC 107012 (Sub-No. E111), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Berkshire, Franklin, Hampshire, Hampden, Worcester, Essex, Middlesex, Norfolk, Suffolk, Barnstable, Bristol, Dukes, and Plymouth Counties, Mass., to points in Washington, Okaloosa, Santa Rosa, Gulf, Walton, Escambia, Holmes, Bay, Jackson, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.





No. MC 107012 (Sub-No. E112), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Aitkin, Tasca, Carlton, Cook, Lake, and St. Louis Counties, Minn., to points in Quachita, Lincoln, Cleveland, Union, Ashley, Columbia, Drew, Bradley, Dallas, Calhoun, Desha, Chicot, Scott, Sevier, Lafayette, Polk, Pike, Little River, Nevada, Clark, Miller, Montgomery, Hempstead, Yell, Howard, Prairie, Pulaski, Jefferson, Garland, Hot Springs, Phillips, Arkansas, Grant, White, Lonoke, Cleburne, Saline, Monroe, Conway, Lee, Perry, Faulkner, Jackson, St. Francis, Independence, Greene, Mississippi, Sharp, Fulton, Crittendon, Poinsett, Stone, Baxter, Cross, Randolph, Woodruff, Clay, Lawrence, Izard, and Craighead Counties, Ark.; San Diego, Imperial, Riverside, and San Bernard Counties, Calif.; Van Buren, Washington, Keokuk, Davis, Clinton, Scott, Jackson, Lee, Des Moines, Henry, Jefferson, Linn, Dubuque, Wapello, Johnson, Louisa, Benton, Iowa, Jones, Muscatine, and Cedar Counties, Iowa; Socorro, Hidalgo, Sierra, Luna, Catron, Otero, Dona Ana, and Grant Counties, N. Mex.; Hopkins, Dallas, Henderson, Rusk, Nacogdochs, Fannin, Smith, Angelina, Morris, Rockwall, Kaufman, Panola, Red River, Shelby, Camp, Bowie, Marion, Upshur, Rains, Grayson, Collin, Hunt, Cass, Lamar, Titus, Delta, Wood, San Augstine, Franklin, Cherokee, Sabine, Gregg, Ellis, Harrison, Van Zandt, Freestone, Anderson, Caldwell, Colorado, Washington, Falls, Tyler, Polk, Matagorda, Lee, Chambers, Bell, Hays, Williamson, Galveston, Walker, Trinity, Orange, Madison, Lavaca, Houston, Brazoria, Harris, Grimes, Waller, Comal, Travis, Newton, Limestone, Jefferson, Calhoun, Brazos, Hardin, Gonzales, Fort Bend, Victoria, San Jacinto, Montgomery, Liberty, Jasper, Austin, Burleson, Guadalupe, Wharton, Fayette, DeWitt, Robertson, Milam, Leon, Jackson, Bastrop, LaSalle, McMullen, Jim Wells, Cameron, Webb, Real, Brooks, Live Oak, Frio, Kaines, Dimmit, Uvalde, Refugio, Aransas, Starr, Goliad, Kenedy, Duval, Maverick, San Patrico, Atascosa, Zapata, Hidalgo, Kinney, Zavala, Medine, Bee, Bandera, Wilson, Jim Hogg, Kleberg, Willacy, Nueces, Bexar, Sutton, Tom Green, Young, Bordon, Clay, Cooke, Lynn, Erath, Schleicher, San Saba, Mills, McLennan, Reagan, Howard, Tarrant, Upton, Andrews, Bosque, Coke, Coryell, Lubbock, Fisher, Glasscock, Runnels, Midland, Llamo, Palo Pinto, Irion, Taylor, Van Verde, Archer, Brown, Coleman, Crane, Stonewall, Gaines, Hamilton, Mitchell, Minard, Sterling, Nolan, Jack, Terry, Wise, Baylor, Burnet, Comanche, Mason, Ector, Carza, Haskell, Parker, Stephens Somervell, Hill, Johnson, Throckmorton, Yoakum, Blanco, Callahan, Concho, McCulloch, Edwards, Gillespie, Scurry, Montague, Martin, Shacklford, Hood, Jones, Kendall, Knox, Denton, Kent, Lampasas, Dickens, Kerr, Crockett, Eastland, Kimble, Crosby, King, Dawson, Terrell, Pecos, Jeff Davis, Ward, Brewster, Loving, Winkler, Culberson, Reeves, El Paso, Presidio, and Hudspeth Counties, Tex., and points in Louisiana.

(2) From points in Anoka, Dodge, Hennepin, McLeod, Pine, Sibley, Winona, Blue Earth, Faribault, Houston, Mille Lacs, Ramsey, Steele, Wright, Carver, Fillmore, Isanti, Mower, Rice, Washington, Chisago, Freeborn, Kanabec, Nicollet, Scott, Wasela, Dakota, Good Hue, LeSueur, Olmstead, Sherburne, and Wabasha Counties, Minn., to points in Maricopa, Pima, Pinal, Santa Cruz, Yuma, Chocise, Gila, Graham, and Greenlee Counties, Ariz.; Ashley, Bradley, Calhoun, Chicot, Cleveland, Lincoln, Columbia, Quachita, Dallas, Desha, Union, Drew, Stone, Woodruff, Crittendon, Jackson, St. Francis, Baxter, Cross, Lawrence, Sharp, Clay, Fulton, Mississippi, Craighead, Independence, Poinsett, Green, Izard, and Randolph Counties, Ark.; Santa Barbara, Kern, Ventura, Los Angeles, Orange, San Luis Obispo, Imperial, Riverside, San Diego, Placer, Santa Cruz, Tuolumne, Colusa, Mariposa, San Francisco, Tehama, San Benito, Solano, Yolo, Alameda, Contra Costa, Merced, San Joaquin, Glenn, Trinity, Sacramento, Sonoma, Alpine, Eldorado, Mono, Humboldt, San Mateo, Stanislaus, Amador, Madera, Monterey, Lake, Santa Clara, Sutter, Calaveras, Marin, Napa, and Mendicino Counties, Calif.; San Jacinto, Montgomery, Wharton, Tyler, Falls, Calhoun, Bell, Liberty, Jasper, Harris, Robertson, Milam, Washington, Trinity, DeWitt, Caldwell, Bastrop, Leon, Jackson, Hardin, Polk, Matagorda, Waller, Grimes, Comal, Burleson, Austin, Lee, Houston, Galveston, Orange, Travis, Walker, Gonzales, Colorado, Brazos, Madison, Lavaca, Hays, Fort Bend, Newton, Wiliamson, Victoria, Fayette, Chambers, Brazoria, Limestone, Jefferson, Guadalupe, Zavala, Kaines, Dimmit, Bandera, Webb, Real, Live Oak, Zapata, Hidalgo, Cameron, Atascosa, Uvalde, Nueces, McMullen, Kleberg, Coliad, Brooks, Aransas, Starr, Medina, Jim Wells, Kinney, Frio, Bexar, Wilson, San Patrico, Maverick, Jim Hogg, Kenedy, Duval, Bee, Willacy, Refugio, and LaSalle Counties, Tex., and Point, in Louisiana; (3) from Point in Brown, Cottonwood, Jackson, Nobles, Lincoln, Pipestone, Lyon, Redwood, Martin, Rock, Murray, and Watonwan Counties, Minn., to points in St. Charles, St. Mary, W. Baton Rouge, St. Helena, St. Tammany, W. Felician, St. James, Tangipahoa, St. Bernard, St. John The Baptist, Terrebonne, Pointe Coupee, St. Martin, Washington, Plaquemine, Orleans, Iberia, Livingston, E. Felician, Lafourche, E. Baton Rouge, Jefferson, Assumption, Iberville, and Ascension Counties, La.

(4) From points in Becker, Clay, Kandiyohi, Pope, Todd, Benton, Crow Wing, Lac Qui Parle, Renville, Traverse, Big Stone, Douglas, Meeker, Stearns, Wadena, Cass, Grant, Morrison, Stevens, Wilkin, Chippewa, Hubbard, Otter Tail, Swift, and Yellow Medicine Counties, Minn., to points in Baxter, Cross, Lawrence, Poinsett, Clay, Fulton, Sharp, Randolph, Craighead, Independence, Stone, St. Francis, Greene, Izard, Woodruff, Crittendon, Jackson, and Mississippi Counties, Ark.; Ascension, Pointe Coupee, St. John The Baptist, Terrebonne, E. Baton Rougge, Lafourche, St. Bernard, St. Martin, Washington, E. Felician, Livingston, St. Charles, St. Mary, W. Baton Rouge, Iberia, Orleans, St. Helena, St. Tammany, W. Felician, Iberville, Plaquemine, St. James, Tangipahoa, Assumption, Jefferson, Vermilion, Lafayette, Allen, Beauregard, Calcasiau, Cameron, Acadia, Jefferson Davis, Morehouse, W. Carroll, E. Carroll, Ouachita, Winn, Franklin, Richland, Jackson, Tensas, Lincoln, Union, Caldwell, Madison, Rapids, Catahoula, St. Landry, Concordia, Vernon, Evangeline, Grant Avoyelles, and LaSalle Counties, La.

(5) From points in Beltrami, Mahnomen, Red Lake, Clearwater, Marshall, Roseau, Kittson, Norman, Koochichin, Pennington, Lake of the Woods, and Polk Counties, Minn., to points in Santa Cruz, Pima, Pinal, Maricopa, Yuma, Graham, Chocise, Greenlee, and Gila Counties, Ariz.; Ashley, Columbia, Quachita, Bradley, Dallas, Union, Calhoun, Desha, Chicot, Drew, Cleveland, Lincoln, Yell, Miller, Scott, Hempstead, Montgomery, Sevier, Howard, Nevada, Clark, Lafayette, Pike, Little River, Polk, Phillips, Cleburne, Jefferson, Perry, Saline, Conway, Hot Springs, Arkansas, White, Faulkner, Lee, Pulaski, Garland, Lonoke, Prairie, Grant, Monroe, Poinsett, Stone, Cross, Lawrence, Randolph, Clay, Independence, Mississippi, Woodruff, Craighead, Fulton, Baxter, St. Francis, Greene, Izard, Sharp, Crittendon, and Jackson Counties, Ark.; Wapello, Keokuk, Jefferson, Dubuque, Jones, Van Buren, Lee, Jackson, Davis, Muscatine, Linn, Iowa, Clinton, Scott, Washington, Henry, Cedar, Louisa, Johnson, Des Moines, and Benton Counties, Iowa; points in Louisiana; Wood, Rockwall, Morris, Panola, Lamar, Angelina, Dallas, Franklin, Sabine, San Augstine, Van Zandt, Nacogdochs, Titus, Bowie, Collin, Anderson, Rusk, Shelby, Freestone, Hunt, Kaufman, Camp, Delta, Harrison, Grayson, Red River, Marion, Smith, Cass, Ellis, Gregg, Hopkins, Rains, Henderson, Upshur, Cherokee, Fannin, San Jacinto, Montgomery, Liberty, Jasper, Hardin, Fort Bend, Victoria, Williamson, Brazos, Colorado, Robertson, Milam, Leon, Jackson, Guadalupe, Fayette, Walker, Travis, Burleson, Comal, Polk, Matagorda, Lee, Houston, Grimes, Falls, Washington, Bastrop, Calhoun, DeWitt, Orange, Madison, Lavaca, Hays, Gonzales, Trinity, Waller, Bell, Caldwell, Austin, Newton, Limestone, Jefferson, Harris, Galveston, Tyler, Wharton, Brazoria, Chambers, Nueces, Wilson, Kenedy, McMullen, San Patrico, Bexar, Frio, Kleberg, Willacy, Kaines, Zavala, Live Oak, Brooks, Goliad, Kinney, Real, Starr, Zapata, Atascosa, Dimmit, Hidalgo, Jim Hogg, Medina, Jim Wells, Webb, Bandera, Cameron, Aransas, Maverick, LaSalle, Refugio, Uvalde, Bee, and Duval

Counties, Tex. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E113), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Bolivar, Humphreys, Sharkey, Yazoo, Carrol, Issaquena, Sunflower, Coahoma, Leflore, Talahatchi, Grenada, Montgomery, Warren, Holmes, Quitman, and Washington Counties, Miss., to points in Humboldt, Lake, Mendicino, Tehama, Trinity, Glenn, Nevada, Plumas, Butte, Siskiyou, Sierra, Lassen, Yuba, Shasta, and Modoc Counties, Calif.; Canyon, Payette, Ada, Elmore, Gem, Twin Falls, Adams, Gooding, Valley, Boise, Lemhi, Washington, Custer, Owyhee, Camas, Lewis, Bonner, Latah, Nez Perce, Boundry, Shoshone, Clearwater, Idaho, Benewah, and Kootenai Counties, Idaho; Wright, Floyd, Winnebago, Butler, Winneshiek, Franklin, Allamakee, Chickasaw, Worth, Hancock, Black Hawk, Cerro Gordo, Delaware, Howard, Bremer, Canyon, Fayette, Mitchell, and Buchanan Counties, Iowa; Beaule, Deuel, Roberts, Brookings, Brown, Grant, Spink, Clark, Hamlin, Codington, Kingsbury, Day, Marshall, Brule, Mellette, Jones, Buffalo, Stanley, Hand, Sully, Hyde, Todd, Lyman, Tripp, Hughes, Dewey, Perkins, Corson, Edmunda, Potter, Faulk, Walworth, Harding, McPherson, Campbell, Fall River, Pennington, Custer, Haakon, Shannon, Jackson, Washabaugh, Lawrence, Ziebach, Bennett, Meade, and Butte Counties, S. Dak.; Park, Teton, Yellowstone National Park, Sheridan, Washakie, Weston, Johnson, Big Horn, Crook, and Campbell Counties, Wyo.; and points in Oregon.

(2) From points in Alcorn, Clay, Lowndes, Pontotoc, Tunila, Benton, DeSoto, Marshall, Prentiss, Union, Calhoun, Itawamba, Monroe, Tate, Webster, Choctaw, Lafayette, Oktibbeha, Tippah, Yalobusha, Chickasaw, Lee, Panola, and Tishomingo Counties, Miss., to points in Mendicino, Lake, Humboldt, Trinity, Glenn, Tehama, Yuba, Nevada, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, and Plumas Counties, Calif., points in Idaho; Sac, O'Brien, Humboldt, Cherokee, Pocahontas, Monona, Emmet, Carroll, Plymouth, Lyon, Dickinson, Calhoun, Sioux, Palo Alto, Kossuth, Crawford, Buena Vista, Woodbury, Osceola, Ida, Clay, Wright, Howard, Delaware, Buchanan, Worth, Hancock, Clayton, Bremer, Winneshiek, Franklin, Chickasaw, Black Hawk, Winnebago, Floyd, Butler, Allamakee, Mitchell, Fayette, and Cerro Gordo Counties, Iowa; Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Pershing, Churchill, Ormsby, Mineral, Washoe, Humboldt, Lyon, Storey, Douglas, Whitepine, and Elko Counties, Nev.; Utah, Morgan, Tooele, Davis, Summit, Cache, Weber, Rich, Box Elder, Wasatch, and Salt Lake Counties, Utah; Yellowstone National Park, Teton, Natrona, Hot Spring, Fremont, Washakie, Big Horn, Sheridan, Johnson, Crook, Weston, Campbell, Uinta, Sublette, Lincoln, and Sweetwater Counties, Wyo., and points in Oregon and South Dakota, (3) from points in Attala, Jasper, Neshoba, Simpson, Clarke, Kemper, Newton, Smith, Clairborne, Lauderdale, Noxubee, Winston, Copiah, Leake, Rankin, Hinds, Madison, and Scott Counties, Miss., to points in Elmore, Payette, Camas, Gooding, Twin Falls, Canyon, Gem, Valley, Ada, Custer, Lemhi, Washington, Adams, Owyhee, Boise, Nez Perce, Latah, Clearwater, Idaho, Lewis, Benewah, Kootenai, Shoshone, Bonner, and Boundry Counties, Idaho; Wright, Floyd, Winnebago, Chickasaw, Franklin, Winneshiek, Clayton, Hancock, Worth, Delaware, Howard, Allamakee, Fayette, Mitchell, Black Hawk, Bremer, Buchanan, Butler, and Cerro Gordo Counties, Iowa; Benton, Lincoln, Washington, Clackamas, Linn, Tillamook, Clatsop, Multnomah, Yamhill, Columbia, Marion, Lane, Polk, Crook, Sherman, Gilliam, Wasco, DeShutes, Wheeler, Hood River, Jefferson, Harney, Klamath, Lake, Malheur, Wallowa, Baker, Union, Grant, Morrow, and Umatilla Counties, Oreg.; Beadle, Day, Marshall, Brookings, Deuel, Roberts, Brown, Grant, Spink, Clark, Hamlin, Codington, Kingsbury, Tripp, Lyman, Buffalo, Todd, Jones, Brule, Sully, Hyde, Stanley, Hughes, Mellette, Hand, Campbell, Harding, Corson, McPherson, Dewey, Perkins, Edmunda, Potter, Faulk, Walworth, Haakon, Shannon, Bennett, Jackson, Washabaugh, Butte, Lawrence, Ziebach, Custer, Meade, Fall River, and Pennington Counties, S. Dak.; Park, Teton, Yellowstone National Park, Weston, Johnson, Sheridan, Big Horn Washakie, Campbell, and Crook Counties, Wyo.

(4) From points in Covington, Hancock, Perry, Forrest, Jackson, Stone, George, Jones, Wayne, Greene, Lamar, Harrison, and Pearl River Counties, Miss., to points in Idaho; Woodbury, O'Brien, Carroll, Kossuth, Crawford, Sioux, Osceola, Calhoun, Ida, Sac, Palo Alto, Buena Vista, Humboldt, Pocahontas, Clay, Manona, Emmet, Plymouth, Cherokee, Lyon, Dickinson, Mitchell, Howard, Butler, Allamakee, Winnebago, Fayette, Cerro Gordo, Hancock, Winneshiek, Delaware, Buchanan, Franklin, Worth, Clayton, Bremer, Floyd, Wright, Chickasaw, Black Hawk Counties, Iowa; Sioux, Dawes, Sheridan, and Box Butte Counties, Nebr.; points in Oregon and South Dakota; Teton, Park, Yellowstone National Park, Hot Springs, Fremont, Natrona, Johnson, Weston, Crook, Washakie, Campbell, Sheridan and Big Horn Counties, Wyo.; (5) from points in Adams, Lawrence, Wilkinson, Amite, Lincoln, Franklin, Marion, Jefferson Davis, Pike, Jefferson, and Walthall Counties, Miss., to points in Benewah, Latah, Boundry, Bonner, Lewis, Clearwater, Nez Perce, Kootenai, Shoshone, and Idaho Counties, Idaho; Mitchell, Hancock, Buchanan, Delaware, Wright, Winneshiek, Butler, Fayette, Winnebago, Franklin, Cerro Gordo, Floyd, Worth, Black Hawk, Chickasaw, Allamakee, Howard, Bremer, and Clayton Counties, Iowa; Yamhill, Tillamook, Lane, Washington, Benton, Lincoln, Linn, Clackamas, Multnomah, Marion, Clatstop, Polk, Columbia, Sherman, Jefferson, Wasco, Crook, Wheeler, DeSchutes, Gilliam, Hood River, Umatilla, Morrow, Union, Wallowa, Baker, and Grant Counties, Oreg.; Spink, Deuel, Brookings, Roberts, Grant, Brown, Beadle, Hamlin, Codington, Clark, Kingsbury, Day, Marshall, Tripp, Lyman, Hughes, Buffalo, Stanley, Hyde, Hand, Sully, Jones, Todd, Mellette, Brule, Edmunda, Faulk, Harding, Perkins, McPherson, Potter, Dewey, Walworth, Campbell, Corson, Ziebach, Lawrence, Custer, Bennett, Pennington, Haakon, Fall River, Shannon, Jackson, Washbaugh, Meade, and Butte Counties, S. Dak.; and Campbell, Weston, Big Horn, Crook, Johnson, Washakie, and Sheridan Counties, Wyo. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E114), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Garfield, Sheridan, McConne, Valley, Phillips, Dawson, Richland, Daniels, and Roosevelt Counties, Mont., to points in Quachita, Cleveland, Bradley, Lincoln, Columbia, Drew, Union, Dallas, Chicot, Desha, Calhoun, Ashley, Phillips, Saline, Conway, Jefferson, Lonoke, Pulaski, Faulkner, Lee, Perry, Prairie, Garland, White, Arkansas, Grant, Monroe, Cleburne, Hot Springs, Jackson, St. Francis, Izard, Fulton, Lawrence, Sharp, Clay, Independence, Mississippi, Woodruff, Craighead, Crittendon, Poinsett, Stone, Green, Randolph, Baxter, and Cross Counties, Ark.; Keokuk, Louisa, Washington, Iowa, Clinton, Lee, Muscatine, Jefferson, Henry, Jones, Scott, Benton, Dubuque, Johnson, Van Buren, Cedar, Des Moines, Linn, Wapello, Jackson, and Davis Counties, Iowa; St. Charles, St. Mary, W. Baton Rouge, Plaquemine, Ascension, St. Helena, St. Tammany, St. Bernard, E. Felician, Lefourche, St. James, Tangipahoa, W. Felician, Pointe Coupee, E. Baton Rouge, Iverville, St. Martin, Washington, Orleans, Assumption, Livingston, Lafayette, Calcasieu, Jefferson Davis, Beauregard, Cameron, Allen, Acadia, Vermillion, W. Carroll, Ouachita, Franklin, Winn, Morehouse, E. Carroll, Tensas, Madison, Caldwell, Union, Lincoln, Richland, Jackson, Vernon, Catahoula, LaSalle, Concordia, Rapids, Evangeline, St. Landry, Grant, and Avoyelle Counties, La.; (2) from points in Fallon, Treasure, Bighorn, Musselshell, Wibaux, Carbon, Powder River, Yellowstone, Carter, Prairie, Custer, and Rosebud Counties, Mont., to points in Woodruff, Poinsett, Independence, Baxter, Stone, Greene, Izard, Clay, Sharp, Crittendon, Jackson, Craighead, St. Francis, Cross, Lawrence, Randolph, Fulton, and Mississippi Counties, Ark.; St. Charles, St. Mary,





Washington, Iberville, Plaquemine, St. Helena, St. Bernard, W. Baton Rouge, Jefferson, Pointe Coupee, St. James, St. Tammany, W. Felician, Lafourche, Ascension, St. John The Baptist, Tangipahoa, E. Felician, Livingston, Assumption, St. Martin, Terrebonne, Iberia, Orleans, E. Baton Rouge, Winn, Ouachita, Caldwell, Jackson, Richland, E. Carroll, Madison, Tensas, Franklin, Lincoln, Union, Morehouse, and W. Carroll Counties, La.

(3) From points in Blaine, Hill, Petroleum, Cascade, Judi Basin, Pondera, Chouteau, Lewis & Clark, Teton, Fergus, Liberty, Tooele, Golden Valley, Meagher, and Wheatland Counties, Mont., to points in Ashley, Union, Dallas, Bradley, Desha, Calhoun, Drew, Cleveland, Lincoln, Columbia, Chicot, Quachita, White, Arkansas, Hot Springs, Jefferson, Saline, Cleburne, Monroe, Lee, Lonoke, Conway, Prairie, Perry, Faulkner, Pulaski, Phillips, Grant, and Garland Counties, Ark.; Sharp, Cross, Lawrence, Baxter, Stone, Fulton, Mississippi, Clay, Woodruff, Independence, Poinsett, Craighead, Greene, Izard, Randolph, Crittendon, Jackson, and St. Francis Counties, Ark.; Louisa, Washington, Iowa, Jefferson, Linn, Muscatine, Cedar, Jackson, Johnson, Scott, Clinton, Benton, Jones, Van Buren, Des Moines, Davis, Keokuk, Wapello, Dubuque, Henry, and Lee Counties, Iowa; St. James, Tangipahoa, Ascension, Iberville, Plaquemine, St. John the Baptist, Terrebonne, Assumption, Jefferson, Pointe Coupee, St. Martin, Washington, E. Baton Rouge, Lafourche, St. Bernard, St. Mary, W. Baton Rouge, E. Felician, Livinston, St. Charles, St. Tammany, W. Felician, Iberia, Orleans, St. Helena, Caldwell, Madison, Richland, E. Carroll, Morehouse, Tensas, Franklin, Winn, Union, Jackson, W. Carroll, Lincoln, Ouachita, Avoyelles, Concordia, St. Landry, Evangeline, Vernon, Grant, LaSalle, Catahoula, and Rapids Counties, La.; (4) from points in Granite, Silver Bow, Beaverhead, Jefferson, Stillwater, Broadwater, Madison, Sweet Grass, Deerlodge, Park, Gallatin, and Ravalli Counties, Mont., to points in Stone, Woodruff, Crittendon, Jackson, Poinsett, Baxter, Cross, Lawrence, Randolph, Clay, Fulton, Mississippi, St. Francis, Craighead, Independence, Sharp, Greene, and Izard Counties, Ark.; Keokuk, Scott, Cedar, Henry, Jones, Lee, Van Buren, Clinton, Iowa, Linn, Wapello, Davis, Jackson, Louisa, Washington, Des Moines, Jefferson, Muscatine, Benton, Dubuque, and Johnson Counties, Iowa; St. Charles, St. Mary, W. Baton Rouge, Pointe Coupee, Iberia, St. Helena, St. Tammany, W. Felician, Ascension, Iberville, St. James, Tangipahoa, St. Bernard, Assumption, Jefferson, St. John The Baptist, Terrebonne, Orleans, E. Baton Rouge, Lafourche, St. Martin, Washington, Plaquemine, E. Felician, Livinston, Winn, Union, Jackson, Morehouse, W. Carroll, Lincoln, Ouachita, Caldwell, Madison, Richland, E. Carroll, Tensas, and Franklin Counties, La.

(5) From points in Glacier, Powell, Lake, Sanders, Lincoln, Mineral, Flathead, and Missoula Counties, Mont., to points in Lincoln, Bradley, Dallas, Quachita, Calhoun, Desha, Union, Chicot, Drew, Cleveland, Ashley, Columbia, Saline, Prairie, Cleburne, Hot Springs, White, Perry, Conway, Jefferson, Monroe, Lonoke, Faulkner, Pulaski, Phillips, Grant, Lee, Arkansas, Garland, Randolph, Poinsett, Crittendon, Baxter, Lawrence, Stone, Cross, Craighead, St. Francis, Woodruff, Fulton, Greene, Mississippi, Izard, Independence, Jackson, Sharp, and Clay Counties, Ark.; Keokuk, Louisa, Van Buren, Clinton, Iowa, Johnson, Muscatine, Wapello, Davis, Lee, Scott, Washington, Dubuque, Jefferson, Jones, Benton, Des Moines, Linn, Jackson, Cedar, and Henry Counties, Iowa; Tangipahoa, W. Felician, Pointe Coupee, St. Helena, E. Felician, Terrebonne, St. Charles, Plaquemine, St. Martin, Iberville, St. James, St. Tammany. St. Mary, Ascension, Iberia, Washington, St. Bernard, Orleans, Assumption, Jefferson, W. Baton Rouge, St. John The Baptist, Livingston, E. Baton Rouge, Lafourche, Acadia, Cameron, Allen, Lafayette, Beauregard, Vermilion, Calcasieu, Jefferson Davis, Richland, Jackson, Caldwell, Tensas, Madison, Franklin, Union, Morehouse, Lincoln, W. Carroll, Ouachita, Winn, E. Carroll, Vernon, Grant, Avoyelles, LaSalle, Catahoula, Rapids, Concordia, St. Landry, and Evangeline Counties, La. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E115), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Adams, Gage, Nemaha, Sarpy, Webster, Cass, Hamilton, Nuckolls, Saunders, York, Clay, Jefferson, Otoe, Saline Douglas, Johnson, Pawnee, Seward, Fillmore, Lancaster, Richardson, and Thayer Counties, Nebr., to points in Monroe, Palm Beach, St. Lucie, Dade, Martin, Broward, Collier, Hardee, DeSoto, Hendry, Glades, Highlands, Okeechobee, Sarasota, Lee, Charlotte, and Manatee Counties, Fla.; Mason, Owen, Scott, Harrison, Magoffin, Boyd, Clark, Menifee, Pendleton, Wolfe, Johnson, Martin, Bracken, Elliott, Montgomery, Powell, Gallatin, Kenton, Bath, Campbell, Fleming, Morgan, Robertson, Grant, Lawrence, Boone, Carroll, Franklin, Nicholas, Rowan, Greenup, Lewis, Bourbon, and Carter Counties, Ky.; Hancock, Scott, Claiborne, Sevier, Hawkins, Anderson, Cocke, Sullivan, Jefferson, Blount, Grainger, Unicol, Johnson, Campbell, Greene, Union, Knox, Carter, Hamblen, and Washington Counties, Tenn.; (2) from points in Antelope, Colfax, Knox, Polk, Washington, Boone, Cuming, Madison, Stanton, Burt, Dakota, Merrick, Thurston, Butler, Dixon, Pierce, Vance, Cedar, Dodge, Platte, and Wayne Counties, Nebr., to points in Alabama, Florida, Georgia, Kentucky, and points in Dickson, Putnam, Trousdale, Cannon, DeKalb, Jackson, Robertson, Williamson, Cheatham, Macon, Rutherford, Wilson, Clay, Overton, Smith, Davidson, Pickett, Sumner, Montgomery, White, Fentress, Marion, Morgan, Bledsoe, Warren, Lincoln, Marshall, Polk, Bradley, Sequatchie, Hamilton, Meigs, Rhea, Coffee, Van Buren, Louson, Monroe, Roane, Franklin, Cumberland, McMinn, Moore, Bedford, Grundy, Cocke, Hawkins, Sevier, Carter, Grainger, Jefferson, Sullivan, Anderson, Greene, Johnson, Unicol, Blount, Hamblen, Knox, Union, Campbell, Hancock, Scott, Washington, Claiborne, Henderson, Lawrence, Wayne, Giles, Henry, Lewis, Weakley, Benton, Houston, Maury, Carroll, Hickman, Jerry, Decatur, Humphreys, Stewart, and Hardin Counties, Tenn.

(3) From points in Arthur, Cherry, Hall, Lawson, Sherman, Blaine, Custer, Holt, Logan, Thomas, Boyd, Garfield, Hooker, Loup, Valley, Brown, Greeley, Howard, McPherson, Wheeler, Buffalo, Grant, Keyapana, and Rock Counties, Nebr., to points in Limestone, Jackson, Morgan, DeKalb, Marshall, Madison, Crenshaw, Covington, Coffee, Bullock, Barbour, Houston, Pike, Henry, Russell, Geneva, Montgomery, Dale, and Macon Counties, Ala.; Bradford, Baker, Alachua, Union, Levy, Putnam, Flagler, St. Johns, Duval, Nassau, Clay, Marion, Leon, Gadsden, Lafayette, Franklin, Madison, Jefferson, Dixie, Wakulla, Taylor, Suwannee, Hamilton, Columbia, Liberty, Gilchrist, Volusia, Pasco, Hillsboro, Sumter, Orange, Hernando, Seminole, Osceola, Citrus, Polk, Lake, Brevard, Pinellas, Indian River, Martin, Dade, St. Lucie, Collier, Palm Beach, Broward, Monroe, Okeechobee, Hardee, Manatee, Glades, Lee, De Soto, Highlands, Charlotte, Sarasota, and Hendry Counties, Fla.; Russell, Mercer, Green, Casey, Woodford, Rockcastle, Lincoln, Fayette, Boyle, Wayne, Pulaski, Madison, Gerrard, Anderson, Washington, Metcalfe, Marlon, Cumberland, Adair, Taylor, Monroe, Jessamine, Clinton, McCreary, Knox, Estill, Whitley, Lee, Jackson, Clay, Pike, Leslie, Knott, Breathitt, Owsley, Letcher, Harlan, Bell, Perry, Laurel, Floyd, Wolfe, Pendleton, Bracken, Elliott, Lawrence, Menifee, Grant, Montgomery, Rowan, Campbell, Fleming, Lewis, Bath, Harrison, Morgan, Powell, Carroll, Franklin, Magoffin, Boone, Johnson, Nicholas, Robertson, Carter, Gallatin, Martin, Bourbon, Kenton, Owen, Scott, Clark, Greenup, Mason, and Boyd Counties, Ky.; Rutherford, Macon, Clay, Robertson, Jackson, Sumner, Putnam, Dickson, Cannon, Smith, Pickett, DeKalb, Cheatham, Wilson, Montgomery, Overton, Davidson, and Williamson, White, Grundy, Bradley, Roane, Monroe, McMinn, Franklin, Bedford, Rhea, Meigs, Loudon, Cumberland, Sequatchie, Morgan, Marshall, Lincoln, Coffee, Van Buren, Polk, Marion, Hamilton, Bledsoe, Warren, Moore, Fentress, Anderson,

Carter, Hamblen, Knox, Unicoi, Grainger, Hancock, Scott, Union, Claiborne, Hawkins, Sevier, Washington, Blount, Cocke, Jefferson, Sullivan, Campbell, Greene, and Johnson Counties, Tenn., and points in Georgia.

(4) From points in Chase, Gosper, Kearney, Dundy, Hayes, Lincoln, Franklin, Harlan, Perkins, Frontier, Hitchcock, Phelps, Furnas, Keith, and Redwillow Counties, Nebr., to points in Putnam, Flagler, Marion, Clay, Nassau, Bradford, Union, Levy, Baker, St. Johns, Duval, Alachua, Pasco, Hillsboro, Osceola, Citrus, Sumter, Lake, Harnando, Seminole, Orange, Brevard, Polk, Indian River, Volusia, Pinellas, Palm Beach, Martin, Dade, St. Luce, Collier, Monroe, Broward, Glades, Manatee, DeSoto, Lee, Highlands, Charlotte, Sarasota, Hendry, Okeechobee, and Hardee Counties, Fla.; Richmond, Wilkinson, Putnam, Johnson, Glascock, Warren, Tallaferro, Oglethorpe, Jenkins, Emanuel, Washington, Columbia, McDuffie, Jefferson, Wilkes, Burke, Laurens, Hancock, Treutlen, Baldwin, Lincoln, Greene, Liberty, Candler, Evans, Bryan, Effingham, Chatham, Screven, Bullock, Wayne, McIntosh, Camden, ToWare, Wheeler, Long, Bacon, Toombs, Tattnall, Jefferson Davis, Brantley, Pierce, Glynn, Appling, Montgomery, Charlton, and Ware Counties, Ga.; Russell, Woodford, Marion, Gerrard, Boyle, Pulaski, Taylor, Madison, Fayette, Anderson, Washington, Wayne, Lincoln, Cumberland, Adair, Rockcastle, Metcalfe, Jessmine, Clinton, Monroe, Mercer, Green, Casey, Pike, Clay, Owsley, Knox, Perry, Estill, Letcher, Knott, Whitley, Breathitt, Lee, Jackson, Harlan, Bell, Leslie, Floyd, McCreary, Laurel, Johnson, Scott, Montgomery, Harrison, Rowan, Morgan, Kenton, Powell, Nicholas, Lawrence, Robertson, Owen, Wolfe, Pendleton, Menifee, Mason, Bracken, Grant, Clark, Magoffin, Bourbon, Gallatin, Carter, Martin, Boyd, Franklin, Carroll, Lewis, Boone, Elliott, Campbell, Greenup, Bath, and Fleming Counties, Ky.; Sevier, Cocke, Anderson, Hawkins, Sullivan, Claiborne, Scott, Hancock, Union, Campbell, Knox, Hamblen, Washington, Carter, Johnson, Greene, Unicoi, Blount, Jefferson, and Grainger Counties, Tenn.

(5) From points in Box Butte, Dawes, Sheridan, and Sioux Counties, Nebr., to points in Alabama, Florida, Georgia, Kentucky, and points in Jackson, Robertson, Dickson, Davidson, Macon, Pickett, Trousdale, Clay, Montgomery, Putnam, Smith, Cheatham, Overton, Williamson, DeKalb, Cannon, Rutherford, Wilson, Sumner, Roane, White, Moore, Sequatchie, Marshall, Morgan, Loudon, Meigs, Polk, Van Buren, Lincoln, Rhea, Warren, Monroe, Cumberland, Fentress, McMinn, Franklin, Coffee, Grundy, Bradley, Hamilton, Bledsoe, Marion, Bedford, Hancock, Johnson, Sevier, Knox, Greene, Claiborne, Sullivan, Carter, Hamblen, Grainger, Unicoi, Campbell, Hawkins, Cocke, Washington, Blount, Jefferson, Scott, Union, Anderson, Houston, Maury, Stewart, Giles, Weekley, Perry, Lawrence, Decatur, Humphreys, Henry, Wayne, Hickman, Henderson, Carroll, Lewis, Hardin, and Benton Counties, Tenn.

(6) From points in Banner, Morrill, Cheyenne, Scott Bluffs, Deuel, Garden, and Kimball Counties, Nebr., to points in Limestone, Marshall, Jackson, Madison, DeKalb, Morgan, Macon, Henry, Coffee, Russell, Geneva, Bullock, Montgomery, Dale, Barbour, Pike, Crenshaw, Houston, and Covington Counties, Ala.; St. Johns, Duval, Flagler, Putnam, Bradford, Clay, Union, Baker, Nassau, Alachua, Marion, Levy, Taylor, Liberty, Gadsden, Suwannee, Madison, Franklin, Lafayette, Jefferson, Dixie, Wakulla, Hamilton, Columbia, Leon, Gilchrist, Volusia, Pasco, Seminole, Sumter, Polk, Hillsboro, Pinellas, Hernando, Osceola, Citrus, Brevard, Orange, Lake, Indian River, St. Lucie, Collier, Palm Beach, Broward, Monroe, Martin, Dade, Sarasota, Highlands, Okeechobee, Hendry, Manatee, Hardee, Charlotte, Glades, Lee, and DeSoto Counties, Fla.; points in Georgia; Metcalfe, Russell, Greene, Mercer, Clinton, Woodford, Taylor, Jessamine, Boyle, Casey, Monroe, Washington, Lincoln, Anderson, Adair, Pulaski, Wayne, Madison, Fayette, Rockcastle, Gerrard, Marion, Cumberland, Whitley, Pike, Lee, Clay, Leslie, Letcher, Jackson, Breathitt, McCreary, Knott, Harlan, Bell, Perry, Knox, Floyd, Owsley, Laurel, Estill, Carter, Wolfe, Menifee, Pendleton, Greenup, Lewis, Boyd, Clark, Robertson, Montgomery, Powell, Harrison, Magoffin, Bourbon, Elliott, Rowan, Morgan, Franklin, Johnson, Carroll, Boone, Fleming, Martin, Nicholas, Gallatin, Kenton, Campbell, Bath, Scott, Mason, Owen, Grant, Lawrence, Bracken, Meade, Trimble, Grayson, Hardin, Christian, Logan, Jefferson, Sheleby, Muhlenberg, Butler, Simpson, LaRue, Nelson, Hart, Breckridge, Spencer, Henry, Ohio, Bullitt, Barren, Todd, Warren, Oldham, Allen, and Edmonson Counties, Ky.; Sumner, Macon, Pickett, Clay, Trousdale, Rutherford, Montgomery, Cheatham, Williamson, Robertson, Dickson, Cannon, Smith, Putnam, DeKalb, Jackson, Wilson, Overton, Davidson, Grundy, Marion, Polk, Monroe, Cumberland, Hamilton, Roane, Warren, Marshall, Coffee, Lincoln, White, Sequatchie, Meigs, Bradley, Loudon, Rhea, Morgan, Franklin, Bledsoe, McMinn, Van Buren, Moore, Fentress, Bedford, Hamblen, Knox, Washington, Carter, Hancock, Scott, Sullivan, Campbell, Jefferson, Sevier, Unicoi, Blount, Hawkins, Greene, Cocke, Anderson, Johnson, Union, Claiborne, and Grainger Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E116), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Nye, Esmerald, Eureka, and Lander Counties, Nev., to points in Morgan, Madison, Marshall, DeKalb, Jackson, and Limestone Counties, Ala.; St. Johns, Marion, Bradford, Duval, Nassau, Clay, Union, Flagler, Putnam, Alachua, Levy, Baker, Pinellas, Seminole, Brevard, Volusia, Sumter, Citrus, Polk, Osceola, Hernando, Indian River, Orange, Hillsboro, Pasco, Lake, Monroe, Dade, Palm Beach, Martin, St. Lucie, Broward, Collier, Sarasota, Okeechobee, Lee, Charlotte, Hendry, DeSoto, Highlands, Glades, Manatee, and Hardee Counties, Fla.; Dade, Heard, Whitfield, Douglas, Murray, Bartlow, Floyd, Paulding, Chattooga, Gordon, Polk, Carroll, Haralson, Walker, Catoosa, Lumpkin, Pickens, Towns, Clarke, DeKalb, Franklin, Jackson, Barrow, Madison, Rabun, Union, Clayton, Elbert, Fulton, Jasper, Butts, Morgan, Rockdale, Walton, Cobb, Fannin, Gilmer, Habersham, Cherokee, Newton, Spalding, White, Coweta, Fayette, Gwinnett, Hall, Oconee, Stephens, Hart, Dawson, Forsyth, Henry, Banks, Hancock, Lincoln, Richmond, Wilkes, Columbia, Jefferson, McDuffie, Tallaferro, Wilkinson, Emanuel, Jenkins, Oglethorpe, Treutlen, Greene, Johnson, Glascock, Warren, Baldwin, Laurens, Putnam, Washington, Burke, Liberty, Bullock, Screven, Candler, Effingham, Chatham, Evans, Bryan, Montgomery, Wayne, Glynn, Long, Ware, Jefferson Davis, Tattnall, McIntosh, Pierce, Toombs, Wheeler, Appling, ToWare, Charlton, Bacon, Brantley, and Camden Counties, Ga.; Winnebago, Delaware, Mitchell, Allamakee, Franklin, Clayton, Worth, Black Hawk, Floyd, Chickasaw, Winneshiek, Bremer, Fayette, Hancock, Butler, Buchanan, Wright, Howard, and Cerro Gordo Counties, Iowa; points in Kentucky and South Carolina; Sumner, Jackson, Robertson, Cannon, DeKalb, Pickett, Putnam, Cheatham, Wilson, Smith, Macon, Clay, Williamson, Rutherford, Montgomery, Davidson, Dickson, Trousdale, Overton, Loudon, Roane, Morgan, Moore, Marion, White, Lincoln, Marshall, Franklin, Bedford, Warren, McMinn, Meigs, Grundy, Bledsoe, Van Buren, Polk, Monroe, Fentress, Bradley, Sequatchie, Rhea, Hamilton, Cumberland, Coffee, Cocke, Union, Johnson, Hancock, Knox, Washington, Greene, Anderson, Claiborne, Sevier, Jefferson, Blount, Sullivan, Hamblen, Hawkins, Campbell, Unicoi, Grainger, Scott, Carter, Weakley, Perry, Stewart, Humphreys, Lawrence, Lewis, Henry, Decatur, Maury, Hickman, Giles, Wayne, Houston, Hardin, Benton, Henderson, and Carroll Counties, Tenn.

(2) From points in Clark and Lincoln Counties, Nev., to points in Winneshiek, Buchanan, Delaware, Fayette, Winnebago, Butler, Mitchell, Wright, Worth, Cerro Gordo, Howard, Allamakee, Floyd, Chickasaw, Hancock, Black Hawk, Bremer, Clayton, and Franklin Counties, Iowa; Taylor, Boyle, Gerrard, Madison, Pulaski, Rockcastle, Casey, Green, Marion, Adair, Washington, Clinton, Jessamine, Mercer, Anderson, Russell, Cumberland, Lincoln, Metcalfe, Wayne, Fayette, Woodford, Monroe, Letcher, Jackson, Whitley, Knox, Lee, Harlan, Clay, Bell, Knott, Owsley, Floyd, Breathitt, McCreary, Perry, Laurel, Leslie, Pike, Estill, Mason, Montgomery, Fleming, Nicholas, Rowan, Harrison, Magoffin, Bourbon, Carroll, Franklin,





Owen, Scott, Johnson, Martin, Boyd, Carter, Morgan, Pendleton, Wolfe, Kenton, Bath, Bracken, Clark, Gallatin, Powell, Menifee, Lawrence, Boone, Campbell, Elliott, Grant, Robertson, Greenup, and Lewis Counties, Ky.; Edgefield, Saluda, Chester, Greenwood, Spartansburg, Lamens, Union, McCormick, York, Newberry, Cherokee, Georgetown, Horry, Marion, Florence, Williamsburg, Clarendon, and Dillon Counties, S.C.; Knox, Union, Hamblen, Hawkins, Scott, Johnson, Cocke, Jefferson, Sevier, Washington, Campbell, Claiborne, Sullivan, Grainger, Carter, Anderson, Unicoi, Greene, Hancock, and Blount Counties, Tenn.

(3) From points in Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, and Mineral Counties, Nev., to points in Alabama, Florida, Georgia, Kentucky, South Carolina, and points in Wright, Hancock, Bremer, Clayton, Fayette, Mitchell, Buchanan, Delaware, Winneshiek, Howard, Butler, Allamakee, Floyd, Winnebago, Cerro Gordo, Black Hawk, Franklin, Worth, and Chickasaw Counties, Iowa; Tate, Panola, Prentiss, Lee, Tippah, Lowndes, Pontotoc, Tunila, Tishomingo, Marshall, Union, Clay, Chickasaw, Webster, Lafayette, Choctaw, Monroe, Alcorn, Desoto, Yalobusha, Benton, Itawamba, Oktibbeha, and Calhoun Counties, Miss.; Pickett, Williamson, Montgomery, Cannon, Smith, Rutherford, DeKalb, Cheatham, Trousdale, Overton, Dickson, Clay, Putnam, Sumner, Jackson, Davidson, Robertson, Wilson, Macon, Marion, Roane, Monroe, Lincoln, Hamilton, McMinn, Sequatchie, Moore, Bledsoe, Bedford, Loudon, Van Buren, Morgan, Fentress, Bradley, Warren, Marshall, Polk, Franklin, Coffee, Rhea, Meigs, White, Grundy, Cumberland, Scott, Unicoi, Hawkins, Campbell, Hancock, Union, Greene, Carter, Johnson, Washington, Hamblen, Claiborne, Knox, Sevier, Anderson, Cocke, Jefferson, Sullivan, Blount, Grainger, Perry, Humphreys, Hardin, Decatur, Maury, Lawrence, Henderson, Benton, Wayne, Lewis, Henry, Stewart, Giles, Houston, Weakley, Hickman, and Carroll Counties, Tenn.

(4) From points in Elko and Whitepine, Nev., to points in Florida, Georgia, Kentucky, South Carolina, and points in Cullman, Lee, Coosa, Cherokee, Elmore, Randolph, Blount, Talladega, Etowah, Clay, Calhoun, Chilton, Jefferson, Tallapoosa, Shelby, Autauga, Cleburne, St. Clair, Chambers, Bibb, Winston, Walker, Fayette, Pickens, Marion, Lawrence, Lauderdale, Franklin, Lamar, Tuscaloosa, Colbert, Madison, Jackson, Limestone, Morgan, Marshall, DeKalb, Montgomery, Macon, Pike, Crenshaw, Houston, Barbour, Henry, Geneva, Bullock, Dale, Coffee, Covington, and Russell Counties, Ala.; Tippah, Yalobusha, Prentiss, Clay, Lowndes, Tishomingo, Monroe, Tate, DeSoto, Marshall, Tunila, Oktibbeha, Calhoun, Itawamba, Benton, Union, Panola, Chickasaw, Lafayette, Alcorn, Webster, Pontotoc, Choctaw, and Lee Counties, Miss.; Williams, Pickett, Dickson, Smith, Wilson, Overton, DeKalb, Clay, Rutherford, Montgomery, Davidson, Cheatham, Robertson, Macon, Trousdale, Cannon, Putnam, Jackson, Sumner, McMinn, Polk, Sequatchie, Meigs, Cumberland, White, Morgan, Rhea, Franklin, Fentress, Monroe, Marshall, Roane, Lincoln, Bradley, Van Buren, Warren, Grundy, Coffee, Bledsoe, Moore, Marion, Hamilton, Loudon, Bedford, Union, Hamblen, Johnson, Grainger, Washington, Hancock, Knox, Greene, Campbell, Hawkins, Jefferson, Sullivan, Carter, Unicoi, Cocke, Blount, Scott, Sevier, Claiborne, Anderson, Wayne, Giles, Humphreys, Benton, Henry, Hardin, Hickman, Carroll, Henderson, Lawrence, Houston, Perry, Lewis, Weakley, Maury, Decatur, and Stewart Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E117), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Carroll and Grafton Counties, N.H., to points in Calhoun, Etowah, Cleburne, Tallapoosa, Cullman, Jefferson, Shelby, Chambers, Elmore, Lee, Talladega, Cherokee, Chilton, Randolph, Blount, Bibb, Clay, St. Clair, Coosa, Autauga, Lawrence, Tuscaloosa, Colbert, Lamar, Lauderdale, Marion, Winston, Pickens, Franklin, Walker, Fayette, Washington, Sumter, Escambia, Baldwin, Wilcox, Choctaw, Greene, Butler, Perry, Clarke, Hale, Mobile, Conecuh, Lawndes, Monroe, Dallas, and Marengo Counties, Ala.; Washington, Holmes, Gulf, Jackson, Walton, Okaloosa, Escambia, Calhoun, Santa Rosa, and Bay Counties, Fla.; (2) from points in Cheshire, Hillsboro, and Sullivan Counties, N.H., to points in Marion, Lawrence, Colbert, Pickens, Lauderdale, Tuscaloosa, Lamar, Walker, Franklin, Winston, Fayette, Washington, Sumter, Greene, Baldwin, Wilcox, Clarke, Hale, Butler, Mobile, Conecuh, Lawndes, Monroe, Dallas, Marengo, Perry, Escambia, and Choctow Counties, Ala.; Walton, Gulf, Washington, Holmes, Jackson, Calhoun, Santa Rosa, Bay, Okaloosa, and Escambia Counties, Fla.; (3) from points in Coos County, N.H., to points in Cullman, Lee, Cleburne, Talladega, Elmore, Bibb, Chambers, Clay, Etowah, Blount, Cherokee, Tallapoosa, Jefferson, St. Clair, Shelby, Chilton, Randolph, Calhoun, Coosa, Autauga, Marion, Walker, Colbert, Pickens, Lamar, Fayette, Winston, Franklin, Lauderdale, Tuscaloosa, Lawrence, Washington, Greene, Choctow, Escambia, Wilcox, Hale, Monroe, Baldwin, Butler, Lawndes, Clarke, Sumter, Marengo, Conecuh, Perry, Mobile, and Dallas Counties, Ala.; Escambia, Walton, Calhoun, Santa Rosa, Washington, Jackson, Gulf, Okaloosa, Holmes, and Bay Counties, Fla.; (4) from points in Belknap, Merrimack, Rockingham, and Strafford Counties, N.H., to points in Shelby, Tallapoosa, Chambers, Jefferson, Chilton, Cherokee, Randolph, Calhoun, Clay, Cleburne, Etowah, Blount, Cullman, Coosa, St. Clair, Bibb, Talladega, Elmore, Lee, Autauga, Marion, Lawrence, Fayette, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Lamar, Winston, Franklin, Washington, Lawndes, Sumter, Choctaw, Wilcox, Marengo, Conecuh, Butler, Escambia, Mobile, Dallas, Greene, Monroe, Baldwin, Hale, Perry, and Clarke Counties, Ala.; Holmes, Santa Rosa, Jackson, Gulf, Okaloosa, Escambia, Walton, Bay, Washington, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E118), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Passaic, Bergen, Essex, and Hudson Counties, N.J., to points in Lawrence, Walker, Lamar, Lauderdale, Winston, Marion, Colbert, Pickens, Fayette, Tuscaloosa, Franklin, Wilcox, Monroe, Perry, Sumter, Conecuh, Dallas, Lawndes, Choctaw, Washington, Marengo, Clarke, Escambia, Mobile, Greene, Baldwin, Hale, and Butler Counties, Ala.; Washington, Santa Rosa, Walton, Gulf, Holmes, Escambia, Jackson, Bay, Okaloosa, and Calhoun Counties, Fla.; (2) from points in Morris, Sussex, and Warren Counties, N.J., to points in Marion, Winston, Colbert, Pickens, Lamar, Lawrence, Lauderdale, Tuscaloosa, Fayette, Walker, Franklin, Sumter, Conecuh, Lawndes, Choctaw, Washington, Dallas, Marengo, Baldwin, Clarke, Escambia, Monroe, Wilcox, Greene, Mobile, Perry, Hale, and Butler Counties, Ala.; Santa Rosa, Okaloosa, Gulf, Holmes, Washington, Calhoun, Walton, Escambia, Jackson, and Bay Counties, Fla.; (3) from points in Salem, Camden, Cumberland, and Gloucester Counties, N.J., to points in Marion, Lauderdale, Franklin, Pickens, Lawrence, Tuscaloosa, Fayette, Walker, Lamar, Winston, Colbert, Conecuh, Greene, Monroe, Butler, Wilcox, Hale, Perry, Baldwin, Washington, Lawndes, Sumter, Dallas, Marengo, Choctaw, Escambia, Mobile, and Clarke Counties, Ala.; Holmes, Santa Rosa, Walton, Escambia, Washington, Gulf, Jackson, Bay, Okaloosa, and Calhoun Counties, Fla.; (4) from points in Ocean, Atlantic, Burlington, Cape May, and Monmouth Counties, N.J., to points in Marion, Winston, Lamar, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Fayette, Lawrence, Franklin, Marengo, Wilcox, Sumter, Conecuh, Mobile, Greene, Washington, Baldwin, Monroe, Hale, Butler, Dallas, Lawndes, Choctaw, Escambia, Perry, and Clarke Counties, Ala.; Walton, Gulf, Santa Rosa, Holmes, Washington, Bay, Okaloosa, and Calhoun Counties, Fla.

(4) From points in Ocean, Atlantic, Burlington, Cape May, and Monmouth Counties, N.J., to points in Marion, Winston, Lamar, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Fayette, Lawrence, Franklin, Marengo, Wilcox, Sumter, Conecuh, Mobile, Greene, Washington, Baldwin, Monroe, Hale, Butler,

Dallas, Lawndes, Choctaw, Escambia, Perry, and Clarke Counties, Ala.; Walton, Gulf, Santa Rosa, Holmes, Washington, Bay, Okaloosa, Calhoun, Jackson, and Escambia Counties, Fla.; (5) from points in Union, Hunterdon, Mercer, Middlesex, and Somerset Counties, N.J., to points in Marion, Lawrence, Lauderdale, Pickens, Colbert, Tuscaloosa, Fayette, Walker, Franklin, Winston, Lamar, Dallas, Marengo, Washington, Clarke, Escambia, Mobile, Wilcox, Conecuh, Greene, Monroe, Baldwin, Hale, Perry, Butler, Lawndes, Sumter, and Choctaw Counties, Ala.; and Walton, Bay, Jackson, Calhoun, Washington, Escambia, Oklaoosa, Gulf, Santa Rosa, and Holmes Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E119), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Los Alamos, Valencia, San Miguel, Sandoval, Bernalillo, Santa Fe, Guadalupe, and Torrance Counties, N. Mex., to points in Robertson, Harrison, Lawrence, Wolfe, Nicholas, Rowan, Johnson, Lewis, Mason, Owen, Gallatin, Pendleton, Magoffin, Menifee, Clark, Grant, Kenton, Scott, Montgomery, Elliott, Greenup, Powell, Martin, Morgan, Fleming, Franklin, Bracken, Carter, Campbell, Carroll, Bourbon, Boyd, Boone, and Bath Counties, Ky.; Washington, Pasquotank, Pitt, Edgecombe, Currituck, Wilson, Halifax, Per Quiman, Camden, Pamlico, Hertford, Northampton, Chowan, Martin, Nash, Bertie, Beaufort, Hyde, Tyrrell, Gates, and Dare Counties, N.C.; Prince William, Westmoreland, Caroline, Arlington, Stafford, Spotsylvania, Fauquier, Alexandria, Falls Church, King George, Fairfax, Orange, Fredericksburg, Essex, Culpeper, Winchester, Page, Madison, Harrisonburg, Greene, Loudoun, Shenandoah, Frederick, Warren, Clarke, Rockingham, Rappahannock, Henrico, King William, Charlottesville, Mecklenburg, Fluvanna, Amelia, James Pity, Louisa, Colonial Heights, New Kent, Cumberland, Brunswick, Goochland, Lunenburg, Hopewell, Nottoway, Chas Pity, Dinwiddie, King & Queen, Prince Edward, Petersburg, Hanover, Buckingham, Chesterfield, Powhatan, Prince George, Richmond, Waynesboro, Albemarle, Southampton, Richmond, Suffolk, Hampton, Nansemond, Northampton, Portsmouth, York, Newport News, Mathews, Northumberland, Emporia, Surry, Wight of Isle, Middlesex, Chesapeake, Virginia Beach, Sussex, Greensville, Lancaster, Norfolk, Franklin, Williamsburg, Gloucester, and Accomack Counties, Va.

(2) From points in McKinley, Rio Arriba, and San Juan Counties, N. Mex., to points in Estill, Knox, McCreary, Bell, Floyd, Laurel, Pike, Clay, Harlan, Lee, Whitley, Breathitt, Jackson, Leslie, Owsley, Knott, Letcher, Perry, Boyd, Owen, Carter, Franklin, Johnson, Magoffin, Pendleton, Menifee, Mason, Wolfe, Gallatin, Kenton, Scott, Bourbon, Nicholas, Bracken, Clark, Grant, Lawrence, Robertson, Bath, Montgomery, Campbell, Elliott, Greenup, Morgan, Rowan, Boone, Martin, Carroll, Fleming, Harrison, Lewis, and Powell Counties, Ky.; points in North Carolina and Virginia; Jefferson, Grainger, Carter, Scott, Hancock, Claiborne, Unicoi, Sevier, Union, Sullivan, Hawkins, Campbell, Washington, Hamblen, Johnson, Blount, Cocke, Greene, Knox, and Anderson Counties, Tenn.; (3) from points in Taos, Union, Colfax, Harding, and Mora Counties, N. Mex., to points in Wolfe, Campbell, Fleming, Harrison, Magoffin, Morgan, Boone, Scott, Carroll, Franklin, Johnson, Martin, Nicholas, Bourbon, Rowan, Carter, Gallatin, Kenton, Mason, Owen, Boyd, Robertson, Clark, Grant, Lawrence, Menifee, Pendleton, Bracken, Powell, Elliott, Greenup, Lewis, Montgomery, and Bath Counties, Ky.; Davidson, Granville, Orange, Davie, Guilford, Person, Durham, Lee, Randolph, Forsyth, Montgomery, Richmond, Franklin, Moore, Rockingham, Rowan, Wake, Cabarrus, Stanly, Warren, Anson, Stokes, Allamance, Union, Chatham, Vance, Caswell, Edgecombe, Halifax, Gates, Wilson, Currituck, Dare, Nash, Per Quiman, Chowan, Martin, Northampton, Pitt, Camden, Hyde, Pamlico, Tyrrell, Bertie, Hertford, Pasquotank, Washington, and Beaufort Counties, N.C., and points in Virginia.

(4) From points in Grant, Socorro, Hidalog, Luna, Catron, Otero, Dona Ana, and Sierra Counties, N. Mex., to points in Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Powell, Robertson, Rowan, Scott, Wolfe, Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, and Carter Counties, Ky.; Martin, Pitt, Northampton, Camden, Gates, Wilson, Per Quiman, Hyde, Chowan, Washington, Hertford, Nash, Currituck, Tyrrell, Pasquotank, Beaufort, Dare, Halifax, Pamlico, Bertie, and Edgecombe Counties, N.C.; Spotsylvania, Westmoreland, Stafford, Alexandria, Prince William, King George, Essex, Shenandoah, Warren, Harrisonburg, Winchester, Clarke, Frederick, Rappahannock, Greene, Rockingham, Loudoun, Madison, Page, Powhatan, Hopewell, Nottoway, Hanover, Louisa, Chas Pity, Prince Edward, Petersburg, Mecklenburg, Henrico, Albemarle, Chesterfield, Prince George, New Kent, Lunenburg, James Pity, Amelia, Cumberland, Charlottesville, Richmond, Fluvanna, King & Queen, Brunswick, Dinwiddie, Colonial Heights, Waynesboro, Goochland, King William, Buckingham, Newport News, Norfolk, Portsmouth, Williamsburg, Wight of Isle, Hampton, Chesapeake, Suffolk, Richmond, Lancaster, Franklin, Northampton, Southampton, Accomack, Mathews, Emporia, Northumberland, Sussex, Gloucester, Middlesex, Virginia Beach, York, Surry, Greensville, and Nansemond Counties, Va.; (5) from points in Curry, Quay, DeBaca, Roosevelt, Eddy, Lea, Chaves, and Lincoln Counties, N. Mex., to points in Warren, Page, Madison, Winchester, Rappahannock, Rockingham, Harrisonburg, Clarke, Shenandoah, Frederick, Greene, and Loudoun Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E120), filed June 4, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Albany, Kings, Queens, Ulster, Bronx, Nassau, Rensselar, Westchester, Columbia, New York, Richmond, Dutchess, Orange, Rockland, Greene, Putnam, and Sullivan Counties, N.Y., to points in Marion, Fayette, Lamar, Colbert, Pickens Franklin, Lawrence, Walker, Lauderdale, Tuscaloosa, Winston, Butler, Escambia, Mobile, Wilcox, Choctaw, Greene, Monroe, Baldwin, Clarke, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Okaloosa, Holmes, Escambia, Washington, Jackson, Gulf, Santa Rosa, Walton, Calhoun, and Bay Counties, Fla.; (2) from points in Suffolk County, N.J., to points in Fayette, Walker, Colbert, Franklin, Marion, Lamar, Tuscaloosa, Lauderdale, Pickens, Lawrence, Winston, Choctaw, Escambia, Mobile, Wilcox, Clarke, Greene, Monroe, Baldwin, Butler, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Calhoun, Okaloosa, Escambia, Mobile, Wilcox, Clarke, Greene, Monroe, Baldwin, Butler, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Calhoun, Okaloosa, Santa Rosa, Gulf, Walton, Holmes, Washington, Jackson, and Bay Counties, Fla.; (3) from points in Clinton, Montgomery, Essex, Saratoga, Franklin, Schenectdy, Fulton, Washington, Hamilton, and Warren Counties, N.Y., to points in Talladega, Shelby, Clay, Blount, Elmore, Cullman, Chilton, Bibb, Tallapoosa, Randolph, Cherokee, Autauga, Etowah, Lee, Chambers, Cleburne, St. Clair, Jefferson, Calhoun, Coosa, Winston, Lauderdale, Walker, Tuscaloosa, Lamar, Pickens, Franklin, Marion, Fayette, Lawrence, Colbert, Washington, Perry, Escambia, Dallas, Marengo, Sumter, Conecuh, Baldwin, Mobile, Lawndes, Clarke, Monroe, Hale, Choctaw, Wilcox, Green, and Butler Counties, Fla.; Okaloosa, Holmes, Washington, Gulf, Walton, Escambia, Santa Rosa, Bay, Jackson, and Calhoun Counties, Fla.

(4) From points in Broome, Delaware, Schuyler, Wayne, Cayuga, Madison, Schoharie, Yates, Chenango, Ontario, Seneca, Chemung, Onondaga, Tioga, Courtland, Otsego, and Tompkins Counties, N.Y., to points in Pickens, Marion, Lawrence, Fayette, Tuscaloosa, Colbert, Winster, Lauderdale, Lamar, Walker, Franklin, Butler, Hale, Choctaw, Perry, Baldwin, Greene, Clarke, Mobile, Marengo, Dallas, Wilcox, Monroe, Escambia, Washington, Lawndes, Conecuh, and Sumter Counties, Ala.; Okaloosa, Calhoun, Jackson, Bay, Walton, Gulf, Washington, Holmes, Santa Rosa, and Escambia Counties, Fla.; (5) from points in Jefferson, Lewis, Oneida, Oswego, Herkimer, and St. Lawrence Counties, N.Y., to points in Talladega, Lee, St. Clair, Bibb, Tallapoosa, Coosa, Shelby, Blount, Chilton, Cullman, Etowah, Calhoun, Clay, Elmore, Jefferson, Chambers, Cleburne, Randolph, Autauga, Cherokee, Marion, Fayette, Colbert, Pickens, Franklin, Tuscaloosa, Lamar, Walker, Lauderdale, Winston, Lawrence, Houston, Russell, Crenshaw, Macon, Pike, Dale, Henry, Bullock, Barbour, Geneva, Coffee, Montgomery, Covington, Wilcox, Escambia, Greene, Hale, Lawndes, Marengo, Washington, Conecuh, Mobile, Baldwin, Dallas, Monroe, Butler, Perry, Choctaw, Sumter, and Clarke Counties, Ala.; Okaloosa, Calhoun, Santa Rosa, Escambia, Walton, Gulf, Washington, Holmes, Bay, and Jackson Counties, Fla.; (6) from points in Cataraugus, Monroe, Chatauqua, Niagara, Erie, Orleans, Genesee, Steuben, Allegany, Livingston, and Wyoming Counties, N.Y., to points in Talladega, Shelby, Bibb, Chilton, Tallapoosa, Elmore, Blount, Clay, Lee, Etowah, Calhoun, Cleburne, Randolph, Jefferson, Chambers, Coosa, St. Clair, Autauga, Cherokee, Cullman, Russell, Houston, Coffee, Pike, Macon, Covington, Crenshaw, Montgomery, Dale, Geneva, Barbour, Henry, Bullock, Washington, Sumter, Hale, Choctaw, Wilcox, Dallas, Lawndes, Clarke, Mobile, Conecuh, Marengo, Monroe, Escambia, Baldwin, Perry, Greene, and Butler Counties, Ala.; and Washington, Gulf, Walton, Holmes, Bay, Jackson, Calhoun, Okaloosa, Escambia, Santa Rosa, and Escambia Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E121), filed June 4, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Allamance, Anson, Caswell, Cabarrus, Chatham, Davie, Davidson, Durham, Forsyth, Franklin, Granville, Guilford, Lee, Montgomery, Moore, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Stokes, Stanly, Union, Vance, and Warren Counties, N.C., to points in Ness, Rush, Trego, Cheyenne, Greeley, Norton, Scott, Wallace, Decatur, Lane, Phillips, Sheridan, Wichita, Ellis Logan, Rawlins, Sherman, Graham, Rooks, Thomas, and Gove Counties, Kans., Rio Arriba, San Juan, McKinley, Colfax, Union, Harding, Mora, and Taos Counties, N. Mex., and points in Auzena, California, Colorado, and Iowa; (2) from points in Beaufort, Dare, Hyde, Pamlico, Wilson, Bertie, Edgecombe, Martin, Perquimans, Camden, Gates, Nash, Pitt, Chowan, Halifax, Northampton, Tyrrell, Currituck, Hertford, Pasquotank, and Washington Counties, N.C., to points in Osage, Johnson, Douglas, Wyandotte, Nemaha, Jefferson, Brown, Wabaunsee, Miami, Jackson, Atchison, Shawnee, Marshall, Franklin, Pottawatomie, Leavenworth, Doniphan, Sumner, Russell, Pratt, Lincoln, Geary, Chase, Morris, Stafford, Riley, Reno, Kingman, Ellsworth, Barton, Sedgwick, Rice, Mitchell, Jewell, Dickinson, Barber, Saline, Republic, McPherson, Harvey, Cloud, Ottawa, Washington, Smith, Marion, Harper, Clay, Osborne, Wallace, Rush, Logan, Graham, Rooks, Wichita, Rawlins, Lane, Decatur, Trego, Phillips, Gove, Cheyenne, Thomas, Norton, Greeley, Sherman, Scott, Ness, Ellis, Sheridan, Stevens, Meade, Hamilton, Finney, Stanton, Kiowa, Gray, Comanche, Seward, Kearny Grant, Clark, Pawnee, Hodgeman, Ford, Morton, Haskell, and Edwards Counties, Kans.; Valencia, Sandoval, Torrance, Guadalupe, Santa Fe, Bernalillo, San Miguel, Los Alamos, Rio Arriba, McKinley, San Juan, Mora, Harding, Colfax, Union, Taos, Socorro, Grant, Sierra, Dona Ana, Otero, Catron, Luna, and Hidalgo Counties, N. Mex.; Texas, Cimarron, and Beaver Counties, Okla.; Presidio, Hudspeth, Winkler, Pecos, Culberson, Ward, Loving, Brewster, Terrell, Jefferson Davis, Reeves, and El Paso Counties, Tex.; points in Arizona, California, Colorado, and Iowa.

(3) From points in Bladen, Cumberland, Jones, Pender, Brunswick, Duplin, Johnston, Robeson, Carteret, Greene, Lenoir, Sampson, Columbus, Harnett, N. Hanover, Scotland, Craven, Hoke, Onslow, and Wayne Counties, N.C., to points in Pima, Pinal, Santa Cruz, Maricopa, Yuma, Coconino, Mohave, Navajo, Yavapai, and Apache Counties, Ariz.; Wyandotte, Brown, Jefferson, Nemaha, Doniphan, Johnson, Osage, Douglas, Leavenworth, Pottawatom, Franklin, Marshall, Shawnee, Atchison, Jackson, Miami, Wabaunsee, Reno, Saline, Sumneer, Barber, Dickinson, Jewell, Pratt, Republic, Sedgwick, Mitchell, Barton, Geary, Kingman, Rice, Smith, Morris, Chase, Ellsworth, Lincoln, Riley, Stafford, Osborne, Clay, Harper, Marion, Russell, Washington, Ottawa, Cloud, Harvey, McPherson, Wichita, Cheyenne, Gove, Phillips, Sheridan, Sherman, Decatur, Logan, Rawlins, Thomas, Ellis, Lane, Rooks, Trego, Graham, Ness, Rush, Wallace, Greeley, Norton, and Scott Counties, Kans.; Rio Arriba, San Juan and McKinley Counties, N. Mex.; and points in California, Colorado, and Iowa; (4) from points in Alexander, Catawba, Lincoln, Yadkin, Alleghany, Caldwell, Mecklenburg, Ashe, Cleveland, Surry, Avery, Gaston, Watauga, Burke, Iredell, and Wilkes Counties, N.C., to points in Maricopa, Santa Cruz, Pinal, and Pima Counties, Ariz.; Larimer, Jefferson, Fremont, Denver, Adams, Park, Lake, El Paso, Chaffee, Pitkin, Jackson, Elbert, Cedar Creek, Summit, Grand, Eagle, Boulder, Teller, Gilpin, Douglas, Arapahoe, Washington, Kit Carson, Sedgwick, Phillips, Yuma, Morgan, Weld, Logan, San Juan, Montezuma, Gunnison, Alamosa, San Miguel, Montrose, Dolores, Saguache, Mineral, Delta, Rio Grande, LaPlata, Conejos, Quray, Hinsdale, Archuleta, Garfield, Routt, Rio Blanco, Moffat, and Mesa Counties, Colo.; Webster, Warren, Mahaska, Hamilton, Clarke, Polk, Wayne, Madison, Grundy, Boone, Poweshiek, Marshall, Jasper, Greene, Appanoose, Storey, Monroe, Lucas, Decatur, Tama, Marion, Hardin, Dallas, Pocahontas, Osceola, Kossuth, Crawford, Buena Vista, Plymouth, Palo Alto, Ida, Clay, Sac, O'Brien, Humboldt, Cherokee, Sioux, Monona, Emmet, Carroll, Woodbury, Lyon, Dickinson, Calhoun, Ringgold, Guthrie, Adams, Shelby, Pottawatta, Harrison, Adair, Page, Fremont, Montgomery, Cass, Union, Mills, Audubon, Taylor, Winneshiek, Howard, Delaware, Buchanan, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, Mitchell, Fayette, Cerro, Gordo, Allamakee, Winnebago, Floyd, and Butler Counties, Iowa; McKinley, Rio Arriba, and San Juan Counties, N. Mex.; and points in California.

(5) From points in Buncombe, Henderson, Mitchell, Yancey, Cherokee, Jackson, Polk, Clay, Macon, Rutherford, Graham, Madison, Swain, Haywood, McDowell, and Transylvania Counties, N.C., to points in Ventura, Kern, Santa Barbara, San Luis Obispo, Orange, Los Angeles, Imperial, San Diego, Riverside, Inyo, Tulare, Kings, Fresno, Solano, Sonoma, Stanislaus, Sutter, Sacramento, Tuolumne, Santa Clara, Monterey, Eldorado, Amador, Yolo, Santa Cruz, Mono, Marin, Alpine, San Francisco, San Benito, Merced, Contra Costa, Alameda, San Joaquin, Placer, Mariposa, Colusa, San Mateo, Napa, Madera, Calaveras, Trinity, Glenn, Tehama, Mendicino, Lake, Humboldt, Shasta, Butte, Plumas, Siskiyou, Nevada, Sierra, Modoc, Yuba, and Lassen Counties, Calif.; Larimer, Lake, Fremont, Denver, Adams, Park, Jefferson, El Paso, Chaffee, Pitkin, Jackson, Douglas, Cedar Creek, Summit, Grand, Eagle, Boulder, Teller, Gilpin, Elbert, Arapahoe, Washington, Kit Carson, Sedgwick, Yuma, Phillips, Weld, Morgan, Logan, San Miguel, Montrose, Gunnison, Alamosa, San Juan, Montezuma, Dolores, Saguache, LaPlata, Delta, Rio Grande, Hinsdale, Conejos, Quray, Mineral, Archuleta, Garfield, Routt, Rio Blanco, Moffat, and Mesa Counties, Colo.; Storey, Poweshiek, Mahaska, Hamilton, Clarke, Webster, Warren, Madison, Hardin, Boone, Polk, Monroe, Lucas, Greene, Appanoose, Wayne, Marshall, Jasper, Decatur, Tama, Marion, Grundy, Dallas, Plymouth, Palo Alto, Kossuth, Crawford, Buena Vista, Pocahontas, Osceola, Ida, Clay, Sac, O'Brien, Emmet, Cherokee, Sioux, Monoma, Dickinson, Carroll, Woodbury, Lyon, Humboldt, Calhoun, Pattawatta, Guthrie, Adair, Union, Page, Fremont, Taylor, Mills, Cass, Shelby, Harrison, Audubon, Ringgold, Montgomery, Adams, Wright, Howard, Clayton, Buchanan, Winneshiek, Hancock, Chickasaw, Bremer, Worth, Franklin, Delaware, Black Hawk, Winnebago, Floyd, Cerro Gordo, Allamakee, Mitchell, Fayette, and Butler Counties, Iowa; McKinley, San Juan, and Rio Arriba Counties, N. Mex. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E122), filed June 3, 1974. Applicant: NORTH AMER-

ICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in LaMoure, Sargent, Barnes, Logan, Stutsman, Cass, McIntosh, Dickey, Ransom, Kidder, and Richland Counties, N. Dak., to points in Union, Drew, Cleveland, Lincoln, Columbia, Quachita, Dallas, Ashley, Desha, Bradley, Calhoun, Chicot, Perry, White, Lee, Conway, Phillips, Garland, Lonoke, Faulkner, Prairie, Grant, Monroe, Pulaski, Hot Springs, Arkansas, Saline, Jefferson, Cleburne, Stone, Randolph, Greene, Izard, Woodruff, Mississippi, Crittendon, Jackson, Poinsett, Baxter, Cross, Lawrence, Charp, Clay, Fulton, St. Francis, Craighead, and Independence Counties, Ark.; St. Charles, St. Mary, W. Baton Rouge, Iberia, Orleans, St. Helena, St. Tammany, W. Felician, Iberville, Plaquemine, St. James, Tangipahoa, Pointe Coupee, Jefferson, Ascension, St. John The Baptist, Terrebonne, St. Bernard, Lafourche, Assumption, St. Martin, Washington, E. Felician, Livingston, E. Baton Rouge, Beauregard, Vermilion, Allen, Calcasieu, Cameron, Jefferson Davis, Lafayette, Acadia, W. Carroll, Madison, Union, Winn, Morehouse, Caldwell, Franklin, Ouachita, E. Carroll, Jackson, Richland, Lincoln, Tensas, Catahoula, Rapids, Avoyelles, Concordia, St. Landry, Evangeline, Vernon, Grant, and LaSalle Counties, La.; (2) from points in Eddy, Steele, Foster, Traill, Griggs, Grand Forks, and Nelson Counties, N. Dak., to points in Desha, Cleveland, Calhoun, Drew, Columbia, Chicot, Union, Dallas, Lincoln, Ashley, Quachita, Bradley, Phillips, Perry, Arkansas, Grant, Lee, Pulaski, Cleburne, Hot Springs, Prairie, Saline, Faulkner, Monroe, Jefferson, Conway, Lonoke, White, Garland, Lawrence, Sharp, Woodruff, Crittendon, Poinsett, Izard, Baxter, Cross, Mississippi, Independence, Clay, Fulton, Randolph, Stone, Craighead, St. Francis, Jackson, and Greene Counties, Ark.; St. Charles, St. James, Tangipahoa, W. Felician, Jefferson, St. Helena, St. John The Baptist, Terrebonne, Lafourche, Iberville, Orleans, St. Martin, Livingston, Pointe Coupee, Ascension, St. Bernard, St. Mary, Washington, E. Felician, Assumption, Plaquemine, St. Tammany, W. Baton Rouge, Iberia, E. Baton Rouge, Vermilion, Cameron, Acadia, Jeff Davis, Allen, Lafayette, Beauregard, Calcasieu, Ouachita, Winn, Jackson, Richland, Morehouse, Lincoln, Tensas, Caldwell, Madison, Union, Franklin, W. Carroll, E. Carroll, St. Landry, Catahoula, Vernon, Evangeline, Rapids, Grant, Avoyelles, LaSalle, and Concordia Counties, La.

(3) From points in Pierce, Walsh, Ramsey, Wells, Benson, Rolette, Cavalier, Sheridan, Pembina, and Towner Counties, N.Dak., to points in Union, Bradley, Dallas, Quachita, Calhoun, Desha, Drew, Chicot, Lincoln, Cleveland, Ashley, Columbia, Monroe, Saline, Jefferson, Conway, Perry, White, Lee, Faulkner, Phillips, Garland, Lonoke, Prairie, Grant, Arkansas, Pulaski, Hot Springs; Cleburne, Pointsett, Woodruff, Cross, Craighead, Randolph, Lawrence, Fulton, Crittendon, St. Francis, Mississippi, Independence, Jackson, Sharp, Clay, Izard, Stone, Greene, and Baxter Counties, Ark.; and points in Louisiana; (4) from points in Adams, Emmons, Morton, Billings, Golden Valley, Oliver, Bowman, Grant, Sioux, Burleigh, Hettinger, Slope, Dunn, Mercer, and Stark Counties, N.Dak., to points in Drew, Dallas, Desha, Columbia, Bradley, Union, Cleveland, Ashel, Quachita, Chitcot, Lincoln, Calhoun, White, Cleburne, Lonoke, Arkansas, Saline, Prairie, Lee, Pulaski, Grant, Phillips, Jefferson, Garland, Perry, Hot Springs, Conway, Monroe, Faulkner, Sharp, Mississippi, Fulton, Clay, Stone, Lawrence, Cross, Baxter, Woodruff, Jackson, Crittendon, St. Francis, Randolph, Izard, Greene, Poinsett, Independence, and Craighead Counties, Ark.; Washington, Louisa, Jefferson, Des Moines, Lee, Muscatine, Linn, Jackson, Davis, Van Buren, Keokuk, Iowa, Clinton, Wapello, Jones, Henry, Cedar, Scott, Johnson, Dubuque, and Benton Counties, Iowa; St. James, Tangipahoa, St. Charles, Livingston, E. Felician, St. John The Baptist, Terrebonne, St. Bernard, Lafourche, E. Baton Rouge, St. Martin, Washington, Pointe Coupee, Jefferson, Assumption, St. Mary, W. Baton Rouge, Plaquemine, Iberville, Ascension, St. Tammany, W. Felician, Orleans, Iberia, St. Helena, Richland, Jackson, Winn, Ouachita, Franklin, W. Carroll, Morehouse, E. Carroll, Union, Madison, Caldwell, Tensas, Lincoln, Vernon, Evangeline, St. Landry, Concordia, Rapids, Catahoula, LaSalle, Avoyelles, and Grant Counties, La.

(5) From points in Bottineau, Renville, Burke, Ward, McLean, McHenry, and Mountrail Counties, N. Dak.; Drew, Chicot, Columbia, Desha, Calhoun, Cleveland, Union, Ashley, Lincoln, Bradley, Quachita, Dallas, Perry, Saline, Faulkner, Grant, Phillips, Lonoke, Conway, Garland, Jefferson, White, Cleburne, Prairie, Monroe, Arkansas, Pulaski, Lee, Hot Springs, Independence, Stone, Poinsett, Randolph, Izard, St. Francis, Woodruff, Jackson, Lawrence, Sharp, Mississippi, Craighead, Fulton, Clay, Cross, Baxter, Greene, and Crittendon Counties, Ark.; Wapello, Washington, Louisa, Cedar, Davis, Iowa, Jones, Muscatine, Henry, Jackson, Keokuk, Van Buren, Benton, Jefferson, Lee, Scott, Dubuque, Johnson, Linn, Clinton, and Des Moines Counties, Iowa; Pointe Coupee, St. John The Baptist, Terrebonne, Lafourche, Iberia, St. Charles, St. Martin, Washington, Livingston, E. Felician, St. Helena, St. Mary, W. Baton Rouge, Orleans, E. Baton Rouge, St. Bernard, St. Tammany, W. Felician, Jefferson, Assumption, St. James, Tangipahoa, Plaquemine, Iberville, Ascension, Vermilion, Lafayette, Calcasieu, Jefferson Davis, Beauregard, Cameron, Allen, Acadia, Winn, Union, Caldwell, W. Carroll, Lincoln, Morehouse, Ouachita, Jackson, Madison, Richland, E. Carroll, Tensas, Franklin, St. Landry, Evangeline, Vernon, Concordia, Rapids, Catahoula, La Salle, Avoyelles, and Grant Counties, La.

(6) From points in Divide, McKenzie, and Williams Counties, N. Dak., to points in Columbia, Quachita, Ashley, Drew, Union, Calhoun, Desha, Cleveland, Lincoln, Dallas, Chicot, Bradley, Jefferson, Hot Springs, Lee, Grant, Garland, Lonoke, Faulkner, Cleburne, Monroe, Pulaski, Arkansas, Perry, Saline, Phillips, White, Prairie, Conway, Greene, Jackson, Sharp, Craighead, Crittendon, Independence, Stone, Clay, Poinsett, Izard, Mississippi, Baxter, Cross, Randolph, Lawrence, Fulton, St. Francis, and Woodruff Counties, Ark.; Henry, Dubuque, Lee, Washington, Benton, Iowa, Des Moines, Linn, Scott, Jackson, Johnson, Louisa, Van Buren, Jefferson, Jones, Wapello, Clinton, Davis, Keokuk, Muscatine, and Cedar Counties, Iowa; St. Bernard, St. John The Baptist, St. Tammany, Washington, E. Felician, St. Charles, Iberia, Livingston, W. Baton Rouge, Pointe Coupee, St. Helena, St. Martin, Tangipahoa, Orleans, E. Baton Rouge, St. James, St. Mary, Terrebonne, Jefferson, Assumption, Plaquemine, Lafourche, Iberville, W. Felician, Ascension, Calcasieu, Beauregard, Cameron, Allen, Jefferson Davis, Acadia, Lafayette, Vermilion, Tensas, Richland, Franklin, W. Carroll, Winn, E. Carroll, Union, Ouachita, Caldwell, Madison, Lincoln, Morehouse, Jackson, Evangeline, LaSalle, Vernon, Avoyelles, Rapids, Concordia, Grant, Catahoula, and St. Landry Counties, La. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20788 Filed 8-6-75;8:45 am]

[Notice 62]

## MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

AUGUST 1, 1975.

The following applications are governed by Special Rule 1100.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by the Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

Evidence respecting how equipment is expected to be returned to an origin point, as well as other data relating to operational feasibility (including the need for dead-head operations), must be presented as part of an applicant's initial evidentiary presentation (either at oral hearing or in its opening verified statement under the modified procedure) with respect to all applications filed on or after December 1, 1973.

If an applicant states in its initial evidentiary presentation that empty or partially empty vehicle movements will result upon a grant of its application, applicant will be expected (1) to specify the extent of such empty operations, by mileages and the number of vehicles, that would be incurred, and (2) to designate where such empty vehicle operations will be conducted.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 931 (Sub-No. 11), filed July 8, 1975. Applicant: FALLS CITIES TRANSFER, INC., 1415 S. Clark Blvd., Jeffersonville, Ind. 47130. Applicant's representative: J. G. Dall, Jr., 1111 E St. NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, Classes A and B explosives, and articles requiring special equipment), between Louisville, Ky., on the one hand, and, on the other, points in Anderson, Breckenridge, Boyle, Bullitt, Carroll, Franklin, Grayson, Hancock, Hardin, Henry Jefferson, LaRue, Marion, Meade, Mercer, Nelson, Oldham, Shelby, Spencer, Trimble, and Washington Counties, Ky., and points in Clark, Crawford, Dubois, Floyd, Harrison, Jackson, Jefferson, Jennings, Orange, Perry, Scott, Spencer, and Washington Counties, Ind., restricted to the transportation of traffic moving in trailers provided by shippers, consignees, or railroads and having a prior or subsequent movement by rail in trailer-on-flatcar service to or from Louisville, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky.

No. MC 2990 (Sub-No. 23), filed July 1, 1975. Applicant: BLUE ARROW-DOUGLAS, INC., 525 Burton Street NW., Grand Rapids, Mich. 48180. Applicant's representative: Robert A. Sullivan, P.O. Box 400, 22375 Haggerty Road, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite or facilities of Hendrickson Mfg. Co. located at or near Burr Ridge, Ill., as an off route point in connection with carriers regular route operations from and to Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Detroit, Mich., or Chicago, Ill.

No. MC 5888 (Sub-No. 40), filed July 14, 1975. Applicant: MID-AMERICAN LINES, INC., 127 W. 10th Street, 11th Floor, Kansas City, Mo. 64105. Applicant's representative: Louis A. Hoger (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either St. Paul, Minn., or Des Moines, Iowa.

No. MC 16831 (Sub-No. 19), filed July 14, 1975. Applicant: MID SEVEN TRANSPORTATION COMPANY, a Corporation, 2323 Delaware Street, Des Moines, Iowa 50317. Applicant's representative: William L. Fairbank, 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from the plantsite and facilities of Penn-Dixie Steel Corporation, at or near Centerville, Iowa, to points in Illinois, Indiana, Kansas, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin; and (2) *materials and supplies* used in the manufacture and distribution of iron and steel articles, from points in the states named in Part (1) above, to the plantsite and facilities of Penn-Dixie Steel Corporation at or near Centerville, Iowa. Restriction: The above authority is restricted against the transportation of commodities in bulk, and is restricted to shipments either originating at, or destined to, the plantsite and facilities of Penn-Dixie Steel Corporation at or near Centerville, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 21455 (Sub-No. 38), filed June 26, 1975. Applicant: GENE MITCHELL CO., West Liberty, Iowa 52776. Applicant's representative: Kenneth F. Dudley, 611 Church Street, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wheat products*, from ports of entry on the International Boundary line between the United States and Canada located at Grand Portage, Minn., and Champlain, N.Y., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 22254 (Sub-No. 82), filed July 14, 1975. Applicant: TRANS-AMERICAN VAN SERVICE, INC., P.O. Box 12608, 12301 West Freeway, Fort Worth, Tex. 76116. Applicant's representative: John C. Bradley, 618 Perpetual Building, 1111 E. Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fuel cells, and fuel cell parts and accessories*, from Magnolia, Ark., to McConnell Air Force Base, at or near Wichita, Kans., and Tinker Air Force Base, at or near Oklahoma City, Okla.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Fort Worth, Tex., or Washington, D.C.

No. MC 22278 (Sub-No. 50), filed July 7, 1975. Applicant: TAKIN BROS. FREIGHT LINE, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B ex-

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

plosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), Serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 27500 (Sub-No. 11), filed July 7, 1975. Applicant: MISHAK TRUCK LINE, INC., 320 7th Avenue North, Clear Lake, Iowa 50428. Applicant's representative: Larry D. Knox, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Self-propelled vehicles*, (b) *equipment, materials, and supplies*, designed for use in conjunction with self-propelled vehicles, (c) *parts and attachments*, for the commodities in (a) and (b) above, and (d) *aluminum extrusions;* and (2) equipment, materials, and supplies, used in the manufacture or distribution of the abovementioned products (except commodities in bulk), between points in Winnebago County, Iowa, on the one hand, and, on the other, points in Nebraska, Wisconsin, Illinois, Indiana, Michigan, and points in Ohio, on and west of a line commencing at Toledo, Ohio, thence south over U.S. Highway 23 to Columbus, Ohio, and thence southwest over Interstate Highway 70, to Cincinnati, Ohio, restricted to traffic originating at or destined to, the plant and warehouse facilities of Winnebago Industries, Inc., located in Winnebago County, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Paul, Minn.

No. MC 27817 (Sub-No. 116), filed July 8, 1975. Applicant: H. C. GABLER, INC., R.D. #3, Chambersburg, Pa. 17201. Applicant's representative: Christian V. Graf, 407 North Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses (except commodities in bulk, frozen commodities, and canned and preserved foodstuffs), (1) between the plant site of Musselman Fruit Products, Division of Pet, Inc., located at Inwood, W. Va., on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Pennsylvania, Virginia, West Virginia, North Carolina, South Carolina, Ohio, and the District of Columbia; and (2) between the plant site of Musselman Fruit Products, Division of Pet, Inc., located at Biglerville and Gardners, Pa., on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Pennsylvania, Virginia, West Virginia, North Carolina, South Carolina, and the District of Columbia, restricted to the transportation of shipments originating at the above origins and destined to the abovenamed states.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Harrisburg, Pa., or Washington, D.C.

No. MC 28478 (Sub-No. 44), filed July 8, 1975. Applicant: GREAT LAKES EXPRESS CO., a Corporation, 1150 North Niagara Street, Saginaw, Mich. 48602. Applicant's representative: Robert A. Sullivan, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plantsite or the facilities of Hendrickson Manufacturing Company located at or near Burr Ridge, Ill., as an off-route point in connection with carrier's regular route operations from and to Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich., or Chicago, Ill.

No. MC 29130 (Sub-No. 106), filed July 10, 1975. Applicant: THE ROCK ISLAND MOTOR TRANSIT COMPANY, a Corporation, 2744 SE. Market Street, P.O. Box 1355, Des Moines, Iowa 50305. Applicant's representative: Bruce C. Spitzer, LaSalle Street Station, 139 West Van Buren Street, Chicago, Ill. 60605. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's regular-route operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa; Minneapolis or St. Paul, Minn.

No. MC 30280 (Sub-No. 67) (Amendment), filed June 2, 1975, published in the FEDERAL REGISTER issue of July 3, 1975, and republished as amended this issue. Applicant: WATKINS CAROLINA EXPRESS, INC., 1940 Monroe Drive NE., Atlanta, Ga. 30306. Applicant's representative: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301.

NOTE.—The sole purpose of this partial republication is to amend the restrictions in part (2) and (3) to read as follows: (2) Service at points in North Carolina west of U.S. Highway 25 restricted to traffic moving from, to or through South Carolina or Georgia other than those points within 15 miles of Atlanta. (3) Service at points in North Carolina east of a line formed by U.S. Highway 1 extending from the North Carolina-Virginia State Line to its junction with U.S. Highway 158, thence along U.S. Highway 158 to Warrenton, N.C., thence along North Carolina Highway 58 to Wilson, N.C., thence along U.S. Highway 301 to its junction with U.S. Highway 117, thence along U.S. Highway 117 to Wilmington, N.C., thence along U.S. Highway 421 to Fort Fisher, N.C., and the Atlantic Ocean restricted to the transportation of traffic moving from, to or through points in South Carolina or those in Georgia other than those within 15 miles of Atlanta. The rest of the application remains the same. If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 30844 (Sub-No. 546), filed July 7, 1975. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, P.O. Box 5000, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, from Bowling Green, Fremont, and Toledo, Ohio, to points in Minnesota, North Dakota, and South Dakota, restricted to shipments originating at the facilities of H. J. Heinz located at the above named origins and destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify location.

No. MC 35469 (Sub-No. 45), filed June 16, 1975. Applicant: MODERN TRANSFER CO., INC., P.O. Box 2008, Allentown, Pa. 18105. Applicant's representative: Christian V. Graf, 407 North Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment), (1) Between Youngstown, Ohio, and Baltimore, Md., serving no intermediate points: From Youngstown, Ohio, over Ohio State Highway 7 to junction Interstate Highway 80S, thence over Interstate Highway 80S to junction Interstate Highway 76, thence over Interstate Highway 76 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route; and (2) between Pittsburgh, Pa., and Baltimore, Md., serving intermediate and off-route points in Pennsylvania within 30 miles of the City-County Building in Pittsburgh, Pa.: (a) From Pittsburgh, Pa., over Interstate Highway 76 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route; and (b) From Pittsburgh, Pa., over U.S. Highway 30 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route.

NOTE.—The purpose of this filing is to eliminate the gateway Allentown, Pa. If a hearing is deemed necessary, the applicant requests it be held at either Harrisburg, Pa., or Washington, D.C.

No. MC 51146 (Sub-No. 439), filed July 14, 1975. Applicant: SCHNEIDER





TRANSPORT, INC., 2661 South Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise as is dealt in by discount and variety stores* (except foodstuffs, furniture, and commodities in bulk); and (2) *foodstuffs* (except in bulk) and *furniture*, in mixed loads with the commodities in (1) above, from the facilities of U.S. Packing and Shipping Co., Inc. located at Jersey City, N.J., to points in North Carolina, South Carolina, Georgia, Alabama, and Florida, restricted to traffic originating at the facilities of U.S. Packing and Shipping Co. located at Jersey City, N.J. and destined to the above-named destination points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 52473 (Sub-No. 10), filed July 8, 1975. Applicant: BEHNKE, INC., 77 South Monroe St., Battle Creek, Mich. 49014. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Bldg., Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic articles*, from Battle Creek, Mich., to points in Ohio, Illinois and Minnesota and to Lafayette and Connersville, Ind., and Chicago, Ill., under a continuing contract or contracts with United Steel & Wire Company, located at or near Battle Creek, Mich.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Lansing or Detroit, Mich.

No. MC 52657 (Sub-No. 729), filed June 30, 1975. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street, Chicago, Ill. 60620. Applicant's representative: S. J. Zangri (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers and trailer chassis* (except those designed to be drawn by passenger automobiles), in initial movements, in truckaway service, and *materials supplies and parts* (except commodities in bulk) used in the manufacture, assembly or servicing of commodities described above, when moving in mixed shipments and on the same load with such commodities, from Northumberland, Pa., to points in the United States, including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Harrisburg, Pa.

No. MC 52752 (Sub-No. 25), filed July 7, 1975. Applicant: WESTERN TRANSPORTATION COMPANY, 1300 West 35th St., Chicago, Ill. 60609. Applicant's representative: Allan C. Zukerman, 39 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plant site and facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 55896 (Sub-No. 47), filed July 17, 1975. Applicant: R–W SERVICE SYSTEM, INC., 20225 Goddard Road, Taylor, Mich. 48180. Applicant's representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt roofing, cement and siding*, from the plantsite of Globe Industries, Inc., located at or near Whiting, Ind., to points in Illinois and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 57880 (Sub-No. 15), filed July 7, 1975. Applicant: ASHTON TRUCKING CO., P.O. Box 472, 1201 North Broadway, Monte Vista, Colo. 81144. Applicant's representative: Leslie R. Kehl, 1660 Lincoln St., Lincoln Center Bldg., Suite 1600, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal feed*, between Fort Lupton, Colo., on the one hand, and, on the other, points in Texas and Wyoming.

NOTE.—Applicant holds motor contract carrier authority in MC 62538 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 60271 (Sub-No. 8), filed July 9, 1975. Applicant: HARPER TRUCK LINE, INC., P.O. Box 288, Monroe, La. 71201. Applicant's representative: W. C. Littleton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood sawdust, chips and shavings* (wood residuals), from Winnfield, La., to Crossett, Ark.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Monroe, Shreveport, Baton Rouge, or New Orleans, La.

No. MC 61440 (Sub-No. 151), filed July 3, 1975. Applicant: LEE WAY MOTOR FREIGHT, INC., 3000 West Reno, Oklahoma City, Okla. 73108. Applicant's representative: Richard H. Champlin (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Interstate Commerce Commission, commodities in bulk and those requiring special equipment), serving the plant site and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa as an off-route point in connection with applicant's otherwise authorized regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis, Minn. or Washington, D.C.

No. MC 65781 (Sub-No. 5), filed July 9, 1975. Applicant: DAWN MOVING & STORAGE COMPANY, INC., 6009 Wayzata Blvd., Minneapolis, Minn. 55416. Applicant's representative: Andrew R. Clark, 1000 First Nat'l Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Minnesota, Wisconsin, and points in Illinois on and north of Interstate Highway 80, on the one hand, and, on the other, points in North Carolina, South Carolina, Arkansas, Mississippi, Texas, and Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 69224 (Sub-No. 43), filed July 9, 1975. Applicant: H & W MOTOR EXPRESS COMPANY, 3000 Elm St., P.O. Box 837, Dubuque, Iowa 52001. Applicant's representative: James E. Ballenthin, 630 Osborn Bldg., St. Paul, Minn. 55102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plant site and other facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa as an off-route point, in connection with otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Des Moines, Iowa, or St. Paul, Minn.

No. MC 75320 (Sub-No. 181), filed July 7, 1975. Applicant: CAMPBELL SIXTY-SIX EXPRESS, INC., P.O. Box 807, Springfield, Mo. 65801. Applicant's representative: John A. Crawford, P.O. Box 22567, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibrous glass products and materials; mineral wool, mineral wool products and materials; insulated air ducts and insulating products and materials, including products necessary in the installation of all of said products* (except commodities in bulk), from the plantsite and other facilities of Certainteed Products Corp., at or near Kansas City, Kans., to points in Arkansas, Louisiana, Mississippi, Oklahoma, Tennessee, and Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans.

No. MC 76266 (Sub-No. 127), filed July 3, 1975. Applicant: ADMIRAL-MERCHANTS MOTOR FREIGHT, INC., 215 South 11th Street, Minneapolis, Minn. 55403. Applicant's representative: Cecil



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L. Goettsch, 11th Floor, Des Moines Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from the plant site and storage facilities of North Star Steel Company, located at or near Wilton, Iowa, to points in the United States (except Hawaii); and (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, from points in the states named in Part (1) above, to the plant site and storage facilities of North Star Steel Company, located at or near Wilton, Iowa, restricted to traffic originating at and destined to the above named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Paul, Minn.

No. MC 80430 (Sub-No. 156), filed July 7, 1975. Applicant: GATEWAY TRANSPORTATION CO., INC., 455 Park Plaza Drive, La Crosse, Wis. 54601. Applicant's representative: F. Neil Aschemeyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment). Serving the plantsite and other facilities of Minnesota Mining & Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's authorized regular route operations between Mt. Pleasant, Iowa, and Des Moines, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa; Chicago, Ill.; or Washington, D.C.

No. MC 82063 (Sub-No. 62), filed July 16, 1975. Applicant: KLIPSCH HAULING CO., a Corporation, 119 E. Loughborough, St. Louis, Mo. 63111. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, (1) from Obion County, Tenn., to points in Arkansas, Missouri, Alabama, Kentucky, and Illinois; (2) from Mississippi County, Ark., to points in Missouri, Tennessee, Alabama, Kentucky, Illinois, and Arkansas; (3) from Pontotoc County, Miss., to points in Arkansas, Missouri, Tennessee, Alabama, and Kentucky; and (4) from Nashville, Tenn., to points in Mississippi County, Ark.; Pontotoc County, Miss., and Chilton County, Ala.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either St. Louis, Mo., or Memphis, Tenn.

No. MC 82841 (Sub-No. 160), filed July 7, 1975. Applicant: HUNT TRANSPORTATION, INC., 10770 I Street, Omaha, Nebr. 68127. Applicant's representative: Donald L. Stern, 530 Univac Bldg., 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Arlington and Centralia, Wash., to points in Douglas County, Nebr., and Pottawattamie County, Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 87379 (Sub-No. 17), filed July 17, 1975. Applicant: C. H. HOOKER TRUCKING CO., 1475 Roanoke Avenue, P.O. Box 150, Unrichsville, Ohio 44683. Applicant's representative: Boyd B. Ferris, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products* (except earthenware, pottery, stoneware, and chinaware), from Junction City, Ohio, to points in Alabama, Arkansas, Louisiana, Mississippi, Oklahoma, and Texas.

NOTE.—The purpose of this instant application is to eliminate the gateway of Junction City, Ohio. Applicant holds contract carrier authority in MC 126851 Subs 2 and 3, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Columbus, Ohio, or Washington, D.C.

No. MC 94265 (Sub-No. 244), filed July 11, 1975. Applicant: BONNEY MOTOR EXPRESS, INC., P.O. Box 305, Route 460, Windsor, Va. 23487. Applicant's representative: Harry G. Buckwalter (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, fresh or frozen, and *meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities of or utilized by Stewart Foods at or near Norfolk, Va., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Norfolk, Va.

No. MC 100449 (Sub-No. 58), filed July 15, 1975. Applicant: MALLINGER TRUCK LINE, INC., R.F.D. 4, Fort Dodge, Iowa 50501. Applicant's representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* (except hides and commodities in bulk), from Roswell, N. Mex., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Missouri, Mississippi, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., Oklahoma City, Okla., or Dallas, Tex.

No. MC 100517 (Sub-No. 2), filed June 16, 1975. Applicant: REDDING TRANS., INC., 133 Elm Street, North Uxbridge, Mass. 01538. Applicant's representative: Arthur A. Wentzell, P.O. Box 764, Worcester, Mass. 01613. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cotton piece goods; yarn, mohair, Orlon, rayon and wool; bobbins; thread, cotton, rayon, and wool; printed matter; and knitting needles*, between Uxbridge, Mass., on the one hand, and, on the other, Boston, Mass., including Logan International Airport located at or near East Boston, Mass., and Worcester, Mass., restricted to traffic moving in interstate commerce from the plantsite of Emile Bernat & Sons Co.

NOTE.—Applicant holds contract carrier authority in MC 93257 therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Boston or Worcester, Mass.

No. MC 100666 (Sub-No. 302), filed July 9, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th, 280 National Foundation Life Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe and fittings*, from High Springs and Miami, Fla., to points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, and Tennessee.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Memphis, Tenn.

No. MC 100666 (Sub-No. 303), filed July 11, 1975. Applicant: MELTON TRUCK LINES, INC., 1129 Grimmett Drive, P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th, 280 National Foundation Life Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper mill products, pulp mill products and materials, equipment, and supplies* used in the manufacture and/or distribution thereof (except commodities in bulk), between the plantsite and storage facilities of Potlatch Corporation in Desha County, Ark., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 103051 (Sub-No. 347), filed July 17, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Avenue, North, P.O. Box 90408, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank and hoppertype vehicles, from points in North Carolina to points in Georgia, South Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Atlanta, Ga.

No. MC 106150 (Sub-No. 2), filed July 7, 1975. Applicant: OLIVER OIL COMPANY, Box 127, Huntsville, Mo. 65259. Applicant's representative: Floyd Riley (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gasolines, kerosene*, in bulk, in tank vehicles, and *distillates and tractor fuel*, in bulk, in tank vehicles, from The Phillips Petroleum Company facilities located in Kansas City, Kans., to points in Linn, Macon, Livingston, and Grundy Counties, Mo., under a continuing contract or contracts with Phillips Petroleum Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Moberly, Jefferson City, or Kansas City, Mo.

No. MC 107496 (Sub-No. 1003), filed July 7, 1975. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50304. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sulphuric acid*, in bulk, (a) from Tulsa, Okla., to points in Tennessee, Nebraska, Colorado, and Iowa; and (b) from Bartiesville, Okla., to points in Texas, Tennessee, Nebraska, Colorado, and Iowa; and (2) *chemicals*, in bulk, from the facilities of Economics Laboratory, Inc., located at or near Joliet, Ill., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Kansas City, Mo.

No. MC 107496 (Sub-No. 1004), filed July 7, 1975. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50304. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank vehicles, (1) from Gary, Ind., to points in Michigan; (2) from Rochester, Minn., to points in Wisconsin, Iowa, and Minnesota; (3) from LaCrosse, Wis., to points in Wisconsin, Minnesota, and Iowa; (4) from Oak Creek, Wis., to points in Wisconsin, Minnesota, Illinois, Iowa, and Indiana; (5) from Portage, Wis., to points in Michigan, Illinois, Iowa, and Minnesota; (6) from Ottertail County, Minn., to points in North Dakota and South Dakota; and (7) from Big Stone City, S. Dak., to points in Minnesota, North Dakota, Iowa, Nebraska, Wisconsin, and South Dakota.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Kansas City, Mo.

No. MC 107678 (Sub-No. 57), filed July 14, 1975. Applicant: HILL & HILL TRUCK LINE, INC., 14942 Talcott, P.O. Box 9698, Houston, Tex. 77015. Applicant's representative: Jay W. Elston, 800 Bank of the Southwest Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground water control systems and ground water control system equipment, parts, materials, and supplies*, between the plantsite of Moretrench American Corporation located near Tomball, Tex., on the one hand, and, on the other, points in Florida, Georgia, Alabama, Mississippi, Arkansas, Louisiana, and points in that portion of the United States in and west of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and New Mexico, including Alaska, but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Houston, Tex., or Denver, Colo.

No. MC 108449 (Sub-No. 387), filed July 8, 1975. Applicant: INDIANHEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul, Minn. 55113. Applicant's representative: Robert A. Sullivan, Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plantsite or the facilities of Hendrickson Manufacturing Co., located at or near Burr Ridge, Ill., as an off-route point in connection with carrier's authorized regular route operations to and from Chicago, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Detroit, Mich., or Chicago, Ill.

No. MC 108631 (Sub-No. 5), filed June 13, 1975. Applicant: BOB YOUNG TRUCKING, INC., Schoenersville Road at Industrial Drive, Bethlehem, Pa. 18017. Applicant's representative: Alan Kahn,, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated panels*, from the facilities of Gremar, Inc., t/a Masonry Systems, of Pennsylvania, in the Lower Nazareth township (Northampton County), Pa., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, North Carolina, Ohio, Rhode Island, Virginia, and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Philadelphia, Pa., or Washington, D.C.

No. MC 108649 (Sub-No. 8), filed July 7, 1975. Applicant: STURM FREIGHTWAYS, INC., 8919 North University Street, Peoria, Ill. 61614. Applicant's representative: Leonard R. Lofkin, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), Serving the plantsite and facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa.

No. MC 109638 (Sub-No. 30), filed July 14, 1975. Applicant: EVERETTE TRUCK LINE, INC., P.O. Box 145, Hodges Avenue, Washington, N.C. 27889. Applicant's representative: Cecil W. Bradley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, scrap and waste*, NOI, from points in Delaware, Maryland, New Jersey, New York, Pennsylvania, and the District of Columbia, to points in Martin and Washington Counties, N.C., and the plantsite and storage facilities of Weyerhaeuser Company bordering said counties at or near Plymouth, N.C.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111320 (Sub-No. 64, filed July 14, 1975. Applicant: KEEN TRANSPORT, INC., 2001 Barlow Road, P.O. Box 668, Hudson, Ohio 44236. Applicant's representative: L. E. Gresh (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Self-propelled articles, weighing 15,000 pounds or more;* and (2) *parts, attachments, and accessories*, for the commodities named in (1) above, between the plantsites of FMC Corporation, at or near Bowling Green, Ky., on the one hand, and, on the other, points in the United States (including Alaska, but excluding Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Columbus, Ohio.

No. MC 111729 (Sub-No. 557), filed July 3, 1975. Applicant: PUROLATOR COURIER CORP., a Corporation, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* moving in courier service (except household goods. commodities in bulk, explosives, articles of unusual value, and commodities which because of their size and weight require special equipment; and commercial papers, documents, and written instruments as are used in the business of banks and banking institutions), (a) between points in Kentucky, Ohio, and West Virginia; (b) between points in Kentucky, Missouri, and Tennessee; and (c) between points in Ohio, on the one hand, and, on the other, points in New and Pennsylvania. Restrictions: (1) No service shall be provided for the transportation of packages weighing more than 50 pounds and each package or article shall be considered a separate and distinct shipment; and (2) no service shall be provided for the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor at one location to one consignee at one location, in any one day.

NOTE.—Common control may be involved. Applicant holds contract carrier authority in MC 112750 and subs thereunder, therefore dual operations may also be involved. If a hearing is deemed necessary, the applicant requests it be held at Nashville, Tenn.; Lexington, Ky.; or Washington, D.C.

No. MC 111729 (Sub-No. 560), filed July 8, 1975. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Russell S. Bernhard, 1625 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drugs, toiletries, chemicals, medicines, cosmetics, and compressed gas:* (1) Between points in Washington; and (2) between points in Benton, Clackamas, Clatsop, Columbia, Douglas, Lane, Lincoln, Kinn, Marion, Multnomah, Tillamook, Washington, and Yamhill Counties, Oreg., restricted in (1) and (2) above: (a) To the transportation of traffic having an immediately prior or subsequent movement by air, rail, or motor vehicle; (b) against the transportation of shipments weighing in excess of 150 pounds; and (c) to the transportation of traffic moving to and from the facilities of Avon Products, Inc., and/or The Fuller Brush Company.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 112713 (Sub-No. 184), filed July 10, 1975. Applicant: YELLOW FREIGHT SYSTEM, INC., 10990 Roe Avenue, P.O. Box 7270, Shawnee Mission, Kans. 66207. Applicant's representative: John M. Records (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring the use of special equipment), serving the plant site and facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa, as an off-route point in connection with applicant's authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Des Moines, Iowa, or Kansas City, Mo.

No. MC 112822 (Sub-No. 383), filed July 14, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little Street, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Products dealt in by wholesale and retail grocers* (except foodstuffs), from the facilities of Hunt-Wesson Foods, Inc. located at or near Fullerton, Hayward, Davis, and Oakdale, Calif., to points in Colorado, Kansas, Nebraska, South Dakota, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Los Angeles or San Francisco, Calif.

No. MC 113271 (Sub-No. 36), filed July 7, 1975. Applicant: CHEMICAL TRANSPORT, 1627 Third Street N.W., Great Falls, Mont. 59404. Applicant's representative: Ray F. Koby, 314 Montana Bldg., Great Falls, Mont. 59403. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, between points in Montana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Montana.

No. MC 113362 (Sub-No. 289), filed July 14, 1975. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, Iowa 50533. Applicant's representative: James R. Ellsworth, 4500 North State Line Road, Texarkana, Ark. 75501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, or petroleum products, including compounded oils or greases, having a petroleum base in packages*, from Houston, Tex., to points in Indiana, Michigan, Ohio, Illinois (except Rock Island), and Wisconsin (except Fall River).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 113495 (Sub-No. 72), filed June 20, 1975. Applicant: GREGORY HEAVY HAULERS, INC., 51 Oldham Street, P.O. Box 60028, Nashville, Tenn. 37206. Applicant's representative: Wilmer B. Hill, 805 McLachlen Bank Building, 666 Eleventh Street, N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dredges, dredge modules, workboats, machinery, attachments, accessories, parts, and equipment*, incidental to machinery, equipment, materials, used in the development, production, and manufacture of the above (except commodities in bulk), between points in Davidson and Sumner Counties, Tenn., on the one hand, and, on the other, points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Washington, D.C.

No. MC 113666 (Sub-No. 95), filed July 14, 1975. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Federal Register of August 8, 1973 (38 sentative: William H. Shawn, 1730 M Street, N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated modular panels*, from Frankfort, Ind., and Tarboro, N.C., to points in Arizona, California, Colorado, Idaho, Montana, New Mexico, Nevada, Oregon, Utah, Washington, and Wyoming; (2) *laminated plastic sheets*, (a) from Sunset/Whitney Ranch, Calif., to Phoenix, Ariz.; Salt Lake City, Utah; Denver, Colo.; Albuquerque, N. Mex.; Dallas and Houston, Tex.; Tulsa and Oklahoma City, Okla.; Omaha, Nebr.; Kansas City, Mo.; Cincinnati, Ohio; Doraville, Ga.; and Piscataway, N.J.; and (b) from Cincinnati, Ohio, to Piscataway, N.J., Doraville, Ga., and ports of entry on the International Boundary line between the United States and Canada located in New York; and (3) *absorbent base paper* for making laminated plastics, from Cincinnati, Ohio, to ports of entry on the International Boundary line between the United States and Canada located in New York.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Cincinnati, Ohio, Pittsburgh, Pa., or Chicago, Ill.

No. MC 114052 (Sub-No. 6), filed June 26, 1975. Applicant: CATENCAMP TRANSFER & STORAGE, INC., 218 East Richmond Street, Shawano, Wis. 54166. Applicant's representative: Joseph E. Ludden, 309 State Bank Building, La Crosse, Wis. 54601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Window screens, wooden frames, native wood doors, doors, sash-native and glazed with common window glass, door hangers, hanger parts, tracks or parts, doors, door sections, fiber glass or wooden, and weather strips or stripping*, from Shawano, Wis., to points in North Dakota, South Dakota, Nebraska, Kansas, Missouri, Iowa, Minnesota, Illinois, Indiana, Ohio, Kentucky, and Michigan; and (2) *materials and supplies*, used in the manufacture of the commodities described in (1) above, from the destination points in (1) above, to Shawano, Wis., under a continuing contract or contract with Phoenix Manufacturing Co., Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.; Minneapolis, Minn.; or Milwaukee, Wis.

No. MC 114284 (Sub-No. 69), filed July 8, 1975. Applicant: FOX-SMYTHE TRANSPORTATION CO., a Corporation, 1700 S. Portland Street, Box 82307, Oklahoma City, Okla. 73108. Applicant's representative: Max G. Morgan, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* and *such commodities* as are used by meat packers in the conduct of their business, when destined to and for use by meat packers, as described in Sections A, B, C, and D of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities of Glover Packing Company located at or near Roswell, N. Mex., to points in Arizona, Arkansas, California, Colorado, Iowa, Kansas, Louisiana, Missouri, Nebraska, Nevada, Oklahoma, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Albuquerque, N. Mex.; Amarillo or Dallas, Tex.; or Kansas City, Mo.





No. MC 114533 (Sub-No. 325), filed July 7, 1975. Applicant: BANKERS DISPATCH CORPORATION, 1106 West 35th St., Chicago, Ill. 60609. Applicant's representative: Warren W. Wallin (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Surgical and medical equipment and supplies*, between Jackson and St. Louis Counties, Mo., on the one hand, and, on the other, points in Kansas and Illinois, restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day.

NOTE.—Applicant holds contract carrier authority in MC 126616 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Kansas City or St. Louis, Mo.

No. MC 114848 (Sub-No. 57), filed July 10, 1975. Applicant: WHARTON TRANSPORT CORPORATION, 1498 Channel Avenue, Memphis, Tenn. 38113. Applicant's representative: James N. Clay III, 2700 Sterick Bldg., Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry grain products*, in bulk, from loading facilities, at or near Memphis, Tenn., to points in Arkansas, Alabama, Georgia, Kentucky, Mississippi, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 115353 (Sub-No. 21), filed July 14, 1975. Applicant: LOUIS J. KENNEDY TRUCKING CO., 342 Schuyler Avenue, Kearny, N.J. 07032. Applicant's representative: Bert Collins, Suite 6193–5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Steel pipe, piling, railway track accessories, bridge and highway railing, pile drivers, pile extractors, and earth drilling equipment;* and (2) *parts and accessories* for the commodities described in (1) above, between the plantsite and other facilities of L. B. Foster Company located at East Windsor, N.J., on the one hand, and, on the other, points in the United States in and east of Wisconsin, Illinois, Kentucky, Tennessee, and Mississippi, under a continuing contract or contracts with L. B. Foster Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 115840 (Sub-No. 105), filed July 7, 1975. Applicant: COLONIAL FAST FREIGHT LINES, INC., Suite 200, 105 Vulcan Road, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, and Classes A and B explosives), between the Yellow Creek Port Terminal and Industrial Park located in Tishomingo County, Miss., on the one hand, and, on the other, points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, and Tennessee.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or Birmingham, Ala.

No. MC 116645 (Sub-No. 20), filed July 16, 1975. Applicant: DAVIS TRANSPORT CO., a Corporation, P.O. Box 56, Gilcrest, Colo. 80623. Applicant's representative: Marion F. Jones, 1600 Lincoln Center, 1660 Lincoln Street, Denver, Colo. 80623. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Distillery solubes*, in bulk, in tank vehicles, from Atchison, Kans., to points in Colorado.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 117344 (Sub-No. 246), filed July 18, 1975. Applicant: THE MAXWELL CO., a Corporation, 10380 Evendale Drive, Cincinnati, Ohio 45216. Applicant's representative: James R. Stiverson, 1396 West Fifth Avenue, Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, in bulk; in tank vehicles, from Owensboro, Ky., to points in Illinois, Indiana, Kentucky, Missouri, Tennessee, Ohio, Virginia and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 117344 (Sub-No. 247), filed July 18, 1975. Applicant: THE MAXWELL CO., a Corporation, 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: James R. Stiverson, 1396 West Fifth Avenue, Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from points in New Jersey, Pennsylvania, Texas, and West Virginia, to the facilities of Polymers and Chemicals Division of W. R. Grace & Co. at Owensboro, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 117644 (Sub-No. 42), filed July 9, 1975. Applicant: D & T TRUCKING CO., INC., 498 First St. N.W., P.O. Box 2611, New Brighton, Minn. 55122. Applicant's representative: William J. Boyd, 600 Enterprise Drive, Suite 222, Oak Brook, Ill. 60521. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from Trenton, N.J., to points in Illinois, Indiana, Kentucky, Michigan, Ohio, Iowa, Missouri, Nebraska, North Dakota, South Dakota, Colorado, Wisconsin, and Minnesota; and (2) *glass containers* from points in North Carolina to Trenton, N.J., under a continuing contract or contracts with Champale, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y., or Washington, D.C.

No. MC 119774 (Sub-No. 85), filed July 8, 1975. Applicant: EAGLE TRUCKING COMPANY, a Corporation, 301 E. Main St., P.O. Box 471, Kilgore, Tex. 75662. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies*, used in, or in connection with, the construction, operation, repair, servicing, maintenance, or dismantling of chemical plants and petrochemical plants; (1) between points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana Mississippi, Nevada, New Mexico, Oklahoma, Texas, and Wyoming; (2) between points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Nevada, New Mexico, Oklahoma, Texas, and Wyoming, on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, and Tennessee; (3) between points in Tennessee; (4) between points in Alabama, Arkansas, Florida, Georgia, Mississippi, Louisiana, Texas, Oklahoma, Kansas, and Nevada, on the one hand, and, on the other, points in Montana and Utah; and (5) between points in Tennessee, on the one hand, and, on the other, points in Illinois and Indiana.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Houston or Dallas, Tex.

No. MC 119864 (Sub-No. 60), filed July 10, 1975. Applicant: CRAIG TRANSPORTATION CO., a Corporation, 26699 Eckel Road, Perrysburg, Ohio 43551. Applicant's representative: Dale K. Craig (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Wauseon, Ohio, to points in Illinois, Wisconsin, and Michigan.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 119875 (Sub-No. 6), filed July 10, 1975. Applicant: WAR-HUNT TRUCKING CO., INC., R.D. No. 2, Wescoesville, Pa. 18106. Applicant's representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poles*, and *accessories, fittings, fixtures, and other articles*, used in connection with poles when moving in mixed shipments therewith: (1) From the plantsite and facilities of Meyer Industries, Inc. at Hazleton, Pa., to points in Georgia, North Carolina, Maine, New Hampshire, Vermont, New Jersey, and Delaware, restricted to the transportation of traffic originating at the above named plantsite and facilities and destined to points in the above named destination states; and (2) between Hazleton, Pa., on the one hand, and, on the other, points in Minnesota and Wisconsin, restricted to

the transportation of traffic originating at or destined to the above named plantsite and facilities.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Harrisburg, Pa.

No. MC 119934 (Sub-No. 204), filed June 30, 1975. Applicant: ECOFF TRUCKING, INC., 625 East Broadway, Fortville, Ind. 46040. Applicant's representative: Robert W. Loser II, 1009 Chamber of Commerce Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ink and ink materials*, in bulk, in tank vehicles, from New Albany, Ind., to points in Illinois, Kentucky, Mississippi, New York, Ohio, Tennessee, and Texas.

NOTE.—Applicant holds contract carrier authority in MC 128161 and Sub-No. 1 thereunder, therefore dual operations may be involved. Common control may also be involved. If a hearing is deemed necessary, the applicant requests it be held at either Indianapolis, Ind., or Detroit, Mich.

No. MC 119988 (Sub-No. 84), filed July 11, 1975. Applicant: GREAT WESTERN TRUCKING CO., INC., Highway 103 East, P.O. Box 1384, Lufkin, Tex. 75901. Applicant's representative: Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, and wood pulp*, and *materials, equipment, and supplies*, utilized in the manufacture and distribution thereof (except commodities in bulk), between the plantsites and storage facilities of Southland Paper Mills, Inc. at Sheldon and Herty, Tex., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—Applicant holds pending motor contract carrier authority in MC 140271 and Sub-No. 2 thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 121420 (Sub-No. 7), filed June 26, 1975. Applicant: DART TRUCKING COMPANY, INC., 61 Railroad Street, Canfield, Ohio 44406. Applicant's representative: Richard L. Goodman, Ninth Floor, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump vehicles, between points in Illinois, Indiana, Kentucky, Michigan, Ohio, Pennsylvania, New York, and West Virginia; (1) restricted against the transportation of coal, in bulk, between points in Barbour, Randolph, Preston, Lewis, Marion, Taylor, Upshur, Harrison, Jackson, Pleasants, Wetzel, Wood, Mason, Roane, Ritchie, Calhoun, Tyler, Marshall, Doddridge, Wirt, and Gilmer Counties, W. Va., and Elliott, Boyd, and Carter Counties, Ky., on the one hand, and, on the other, points in Washington, Athens, Morgan, and Noble Counties, Ohio; (2) restricted against the transportation of coal, in bulk, between points in Kanawha County, W. Va., on the one hand, and, on the other, points in Athens, Morgan, and Noble Counties, Ohio; and (3) restricted against the transportation of coal, in bulk, between points in Hancock, Brooke, Ohio, Marshall, Wetzel, and Pleasants County, W. Va., on the one hand, and, on the other, points in Jefferson, Belmont, Guernsey, Monroe, Harrison, and Noble Counties, Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Columbus, Ohio.

No. MC 123085 (Sub-No. 6), filed July 7, 1975. Applicant: IRGO TRUCKING CORP., 550 East Chester Street, Long Beach, N.Y. 11561. Applicant's representative: Thomas F. X. Foley, Suite 2005, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bottles and closures*, between Carle Place, N.Y., and points in the New York, N.Y., Commercial Zone, as defined by the Commission.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 123115 (Sub-No. 15), filed July 10, 1975. Applicant: BEN PACKER, doing business as, PACKER TRANSPORTATION CO., 465 South Rock Blvd., Sparks, Nev. 89431. Applicant's representative: Ben Packer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and wood products*, from points in Carson City, Churchill, Clark, Douglas, Lyon and Washoe Counties, Nev., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, North Dakota, South Carolina, South Dakota, Tennessee, Virginia, West Virginia, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Carson City or Reno, Nev.

No. MC 123407 (Sub-No. 256), filed July 14, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Stephen H. Loeb (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Zinc and zinc products*, from the plantsite and storage facilities of American Smelting and Refining Co., Inc., at Corpus Christi, Tex., to points in the United States (except Alaska, Hawaii, and Texas); and (2) *materials and supplies*, used in the manufacture and distribution of the commodities described in (1) above (except commodities in bulk, in tank vehicles), from points in the United States (except Alaska, Hawaii, and Texas), to the plantsite and storage facilities of American Smelting and Refining Co., Inc., at Corpus Christi, Tex.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Corpus Christi or Dallas, Tex.

No. MC 124070 (Sub-No. 31), filed July 9, 1975. Applicant: CHEMICAL HAULERS, INC., 7300 College Drive, Palos Heights, Ill. 60463. Applicant's representative: Chester A. Zyblut, 1522 K St. NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, between the plantsite of the Southern California Chemical Company, located at or near Union, Ill., on the one hand, and, on the other, points in Indiana, Iowa, Michigan, Minnesota, Missouri, New York, Ohio, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124070 (Sub-No. 32), filed July 9, 1975. Applicant: CHEMICAL HAULERS, INC., 7300 College Drive, Palos Heights, Ill. 60463. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from Schaumburg, Ill., to points in Alabama, Arkansas, Florida, Georgia, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124078 (Sub-No. 657), filed July 14, 1975. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th Street, P.O. Box 1601, Milwaukee, Wis. 53215. Applicant's representative: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from the plantsite and warehouse facilities of Economics Laboratory, Inc., located at or near Joliet, Ill., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant holds contract carrier authority in MC 113832 Sub 68, therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124783 (Sub-No. 16), filed July 9, 1975. Applicant: KATO EXPRESS, INCORPORATED, P.O. BOX 291, Elizabethtown, Ky. 42701. Applicant's representative: Fred F. Bradley, P.O. Box 773, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Standiford Field Airport (Jefferson County), Ky., on the one hand, and, on the other, points in Green, Adair, Grayson, Ohio, and Meade Counties, Ky., restricted to the transportation of traffic having an immediately prior or subsequent movement by air.





NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Elizabethtown or Louisville, Ky.

No. MC 126276 (Sub-No. 125), filed July 7, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, plastic products*, and *products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk), from Fort Worth, Tex., to points in Mississippi, Tennessee, Kentucky, Alabama, Georgia, Florida, North Carolina, South Carolina, and Illinois, under a continuing contract or contracts with Continental Can Co., Inc., located at or near Three Rivers, Mich.

NOTE.—Applicant holds common carrier authority in MC 134612 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 126), filed July 10, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: Albert A. Andrin, 127 North Dearborn Street, Chicago, Ill. 60513. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Containers, container ends*, and *materials and supplies* used in connection with the manufacture and distribution of containers and container ends, from the plant and warehouse sites of American Can Company located at Le Moyne, Pa., Baltimore, Md., and Morrisville (Bucks County), Pa., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with American Can Company.

NOTE.—Applicant holds pending motor common carrier authority in MC 134612 (Sub-No. 2), therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 127), filed July 14, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers, container ends, container accessories and materials and supplies* used in the manufacture and distribution of metal containers, container ends and container accessories (except commodities in bulk or those which because of size or weight require the use of special equipment), from Racine, Wis., and Chicago and Danville, Ill., to points in Illinois, Indiana, Ohio, Michigan, Wisconsin, Kentucky, New York, New Jersey, Pennsylvania, West Virginia, Virginia, North Carolina, Delaware, Maryland, Massachusetts, Connecticut, Rhode Island, Georgia, Minnesota, Kansas, Missouri, and Tennessee, under a continuing contract or contracts with Continental Can Company.

NOTE.—Dual operations and common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 130), filed July 16, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60518. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fibre drums, cores, tubes, and parts thereof*, from Van Wert, Ohio, to points in Illinois and Indiana, under a continuing contract or contracts with Continental Can Company, Inc.

NOTE.—Applicant has motor common carrier authority pending in MC 134612, and Sub 2, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 127539 (Sub-No. 44), filed June 12, 1975. Applicant: PARKER REFRIGERATED SERVICE, INC., 1108 54th Avenue East, Tacoma, Wash. 98424. Applicant's representative: George R. LaBissioniere, 1100 Norton Bldg., Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from points in the Los Angeles Harbor, California Commercial Zone to points in Washington and Oregon.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 127951 (Sub-No. 11), filed July 7, 1975. Applicant: SOUTHEASTERN CARRIERS, INC., 6945 Willow Lane, Miami Lakes, Fla. 33014. Applicant's representative: John P. Bond, 2766 Douglas Road, Miami, Fla. 33133. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated sheet plastic materials and adhesives*, from Lowell, Mass., to points in Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, and Florida; and (2) *adhesives*, from Cochocton, Ohio, to points in Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, and Florida, under contract with General Electric Company, at Cochocton, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Atlanta, Ga.

No. MC 128007 (Sub-No. 79), filed June 30, 1975. Applicant: HOFER, INC., P.O. Box 583, Pittsburg, Kans. 66762. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials handling and storage equipment, and parts and accessories* thereof, when moving with materials handling and storage equipment, from points in Labette County, Kans., to points in Arkansas, Arizona, Colorado, Illinois, Iowa, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Mexico, Oklahoma, South Dakota, Tennessee, Texas, Wisconsin, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 128273 (Sub-No. 193), filed July 8, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from points in Maine, Massachusetts, Connecticut, New Hampshire, Vermont, Rhode Islands, New York, New Jersey, and Pennsylvania, to points in Illinois, Iowa, Minnesota, North Dakota, South Dakota, and Wisconsin, restricted against movement of traffic: (1) from the plantsites and warehouse facilities of Hammermill Paper Company in Erie County, Pa.; (2) from facilities of The Strathmore Paper Company division of Hammermill Paper Company at Westfield, West Springfield, and Woronoco, Mass.; (3) from Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; and (4) from Lock Haven, Pa., to points in Illinois, Iowa, Minnesota, North Dakota, and South Dakota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 128273 (Sub-No. 194), filed July 7, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., 121 Humboldt St., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 South Horton St., Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum and aluminum articles, including extrusions* (except commodities which because of size or weight require use of special equipment), from points in Grayson County, Tex., to points in the United States (except Alaska, Hawaii, and Texas).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 128638 (Sub-No. 10), filed June 30, 1975. Applicant: CENTRAL GRAIN HAULERS, INC., Route No. 1, Van Meter Road, Winchester, Ky. 40391. Applicant's representative: George M. Catlett, 703–706 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Jackson and Knox Counties, Ky., to points in Kentucky, Ohio, Indiana, West Virginia, and Tennessee.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Lexington, Ky.

No. MC 128798 (Sub-No. 4), filed July 2, 1975. Applicant: GALASSO TRUCKING, INC., 8 Kilmer Road, Larchmont, N.Y. 10538. Applicant's rep-

resentative: Larsh B. Mewhinney, 235 Mamaroneck Avenue, White Plains, N.Y. 10605. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as are dealt in by department stores, and in connection therewith; and (2) *materials, supplies, and equipment* used in the conduct of such business, between New York, N.Y., on the one hand, and on the other, points in the District of Columbia, Fairfax, Arlington, Prince William, and Loudoun Counties, Va., and Montgomery, Frederick, Howard, Carroll, Prince Georges, Charles, and Anne Arundel Counties, Md., restricted against the transportation of commodities in bulk and alcoholic liquors and wines, and further restricted to service to be performed under a continuing contract or contracts with Bloomingdale Bros., a division of Federated Department Stores, Inc., located at or near New York, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 129633 (Sub-No. 2), filed July 14, 1975. Applicant: KARL B. HERTZ, doing business as KARL B. HERTZ TRANSPORTATION, 2460 North Garey Avenue, Pomona, Calif. 91767. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd., Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sewer sludge*, in bulk, in dump type vehicles, from points in Arizona, to points in California; (2) *shredded or cut up metal*, in bulk, in dump type vehicles, from points in California, to points in Arizona, Montana, Nevada, New Mexico, and Utah; (3) *waste metal containers, or scrap metals*, in bulk, in dump type vehicles, from points in Arizona, Montana, Nevada, New Mexico, and Utah, to points in California; and (4) *dried blood*, in bulk, in dump type vehicles, from Tolleson, Ariz., to points in California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Pomona, Calif., or Los Angeles, Calif.

No. MC 133119 (Sub-No. 70), filed July 7, 1975. Applicant: HEYL TRUCK LINES, INC., 235 Mill St., P.O. Box 206, Akron, Iowa 51001. Applicant's representative: A. J. Swanson, 521 South 14th St., P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass beads, glass spheres and thermo plastic marking material;* and (2) *equipment, materials, and supplies* used in the application of the commodities named in (1) above (except commodities in bulk), from Jackson, Miss., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Omaha, Nebr., or Jackson, Miss.

No. MC 133703 (Sub-No. 6), filed July 17, 1975. Applicant: WISCONSIN CHEESE SERVICE, INC., 770 Springdale Road, P.O. Box 337, Waukesha, Wis. 53187. Applicant's representative: Frank M. Coyne, 25 West Main Street, Madison, Wis. 53703. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, from Rochester, Minn., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Milwaukee Cheese Company located at Waukesha, Wis.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Madison, Wis.

No. MC 134323 (Sub-No. 76), filed July 7, 1975. Applicant: JAY LINES, INC., P.O. Box 4146, 720 North Grand, Amarillo, Tex. 79105. Applicant's representative: Gailyn Larsen, 521 South 14th, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Household appliances*, furnaces, and attachments and materials, parts, and supplies used in the manufacture, production, and distribution of household appliances, furnaces, and attachments, between the plant site and facilities of Fedders Corporation, its divisions, and subsidiaries, at or near Edison, N.J., and points in Tennessee, Kentucky, South Carolina, North Carolina, and Ohio, under a continuing contract or contracts with Fedders Corporation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Edison, N.J., or Amarillo, Tex.

No. MC 134755 (Sub-No. 54) (Amendment), filed May 1, 1975, published in the FEDERAL REGISTER issue of June 5, 1975, and republished as amended this issue. Applicant: CHARTER EXPRESS, INC., 1959 E. Turner Street, P.O. Box 3772, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime juice, bloody mary mixes, and grenadine syrups* (except in bulk), from Warwick, R.I., to points in Texas, Oklahoma, Nebraska, Colorado, Illinois, Missouri, Kansas, Iowa, Indiana, Arkansas, Mississippi, North Carolina, Georgia, Alabama, Ohio, Wisconsin, California, Washington, Oregon, New Mexico, and Arizona.

NOTE.—The purpose of this republication is to indicate Warwick, R.I. as the origin point in lieu of Jefferson, R.I. Applicant holds contract carrier authority in MC 138398 and subs thereunder pending, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Hartford, Conn., or Boston, Mass.

No. MC 135217 (Sub-No. 2), filed July 1, 1975. Applicant: ELBERT STAGGS, Route 1, Unionville, Mo. 63565. Applicant's representative: N. William Phillips, 103 North Market, Milan, Mo. 63556. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand, lime, rock, and coal* in bulk, between points in Putnam, Mercer, Schuyler, Adair, and Sullivan Counties, Mo., on the one hand, and, on the other, points in Davis, Appanoose, and Wayne Counties, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Des Moines, Iowa.

No. MC 135396 (Sub-No. 2), filed June 30, 1975. Applicant: WESTERN TANK LINES, INC., 19059 15th NW., P.O. Box 55, Richmond Beach, Wash. 98160. Applicant's representative: Robert G. Gleason, 15 South Grady Way, Evergreen Bldg., Suite 216, Renton, Wash. 98055. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bulk liquid commodities*, from Wilma, Wash., to Lewiston, Idaho, and its commercial zone and points in Asotin, Garfield, Grant, Columbia, and Whitman Counties, Wash.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 135750 (Sub-No. 6), filed July 7, 1975. Applicant: COALE TRUCK TRANSPORT, INC., Darlington Road, U.S. Route 161, P.O. Box 135, Darlington, Md. 21034. Applicant's representative: Robert J. Carson, 1700 One Charles Center, Baltimore, Md. 21201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Butter* (either alone or in conjunction with exempt agricultural commodities), (1) from Flushing, Ohio, including the commercial zones thereof, to points in New York (except Buffalo and New York City) and points in New Jersey (except Port Newark), and (2) from points in Illinois, Indiana, Iowa, Maryland, Michigan, New Jersey, New York, Pennsylvania, and Wisconsin, to Flushing, Ohio, and its commercial zones, under a continuing contract or contracts with Cloverdale Dairy, Inc., located at or near Flushing, Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Baltimore, Md.

No. MC 136220 (Sub-No. 22), filed June 20, 1975. Applicant: ROY SULLIVAN, doing business as SULLIVAN TRUCKING CO., 1705 NE. Woodland, Ponca City, Okla. 74601. Applicant's representative: G. Timothy Armstrong, Suite 200, 6161 N. May Avenue, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum coke* (except in bulk in tank vehicles), (1) from Texas City, Port Arthur, and Houston, Tex., to points in Calcasieu Parish, La.; and (2) from Houston, Tex., to Port Arthur, Tex., restricted in (2) above to traffic having a subsequent interstate movement.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Oklahoma City, Okla., or Houston, Tex.

No. MC 136330 (Sub-No. 1), filed July 14, 1975. Applicant: JERRY L. NIEDENS, doing business as NIEDENS CUSTOM SERVICE, Route 2, Wakeeney, Kans. 67672. Applicant's representative: C. Zimmerman, 413 Brown Bldg., Wichita, Kans. 67202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal buildings, unassembled or knocked down, or in sections*, from Houston, Tex., to points in Idaho, under contract with Idaho Building Systems, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Wichita, Kans.; Denver, Colo.; or Topeka, Kans.

No. MC 136408 (Sub-No. 29), filed July 8, 1975. Applicant: CARGO CONTRACT CARRIER CORP., P.O. Box 206, U.S. Highway 20, Sioux City, Iowa 51102. Applicant's representative: William J. Hanlon, 60 Park Place, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except in bulk, in tank vehicles), from Springfield, Bircham Bend, Ludlow, and Everett, Mass., to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin, restricted to a transportation service to be performed under a continuing contract or contracts with Monsanto Company of St. Louis, Mo.

NOTE.—Applicant holds common carrier authority in MC 140829 and Subs 1 and 2 pending, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 138018 (Sub-No. 23), filed July 10, 1975. Applicant: REFRIGERATED FOODS, INC., 1420 33d Street, Denver, Colo. 80205. Applicant's representative: Joseph W. Harvey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Filters, and cleaning, polishing, and scouring compounds*, from Denver, Colo., to points in Arizona, California, Idaho, Montana, Nevada, Oregon, Utah, and Washington.

NOTE.—Applicant holds contract carrier authority in MC 124377 (Sub-No. 3), and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 138157 (Sub-No. 20), filed July 9, 1975. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., doing business as SOUTHWEST MOTOR FREIGHT, 4284 Mission Blvd., Pomona, Calif. 91769. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lighting fixtures*, (a) from Cochran, Ga., to points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; and (b) from Conyers, Ga., to points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities named in (1) above, from the destination states named in (1) above to the plantsite of the Lithonia Lighting Division of National Service Industries, Inc., located at or near Cochran and Conyers, Ga., restricted to traffic originating at or destined to the plantsites of Lithonia Lighting Division of National Service Industries, Inc., located at or near Cochran and Conyers, Ga., and further restricted against the transportation of commodities in bulk.

NOTE.—Applicant holds contract carrier authority in MC 134150 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 138157 (Sub-No. 21), filed July 9, 1975. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., doing business as SOUTHWEST MOTOR FREIGHT, 4284 Mission Blvd., Pomona, Calif. 91769. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lighting fixtures*, from Crawfordsville, Ind., to points in the United States (except Alaska and Hawaii); and (2) *materials, equipment, and supplies* used in the manufacture and distribution of lighting fixtures, from points in the United States (except Alaska and Hawaii), to Crawfordsville, Ind., restricted to traffic originating at or destined to the plantsite of Lithonia Division of National Service Industries, Inc., located at or near Crawfordsville, Ind., and further restricted against the transportation of commodities in bulk.

NOTE.—Applicant holds contract carrier authority in MC 134150 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Atlanta, Ga.

No. MC 139117 (Sub-No. 3), filed July 10, 1975. Applicant: STANLEY AMSDEN TRUCKING, doing business as GENERAL DELIVERY, Centerville, Mo. 63633. Applicant's representative: Stanley Amsden (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips* in bulk, from points in Dent and Reynolds Counties, Mo., to the plant site of West Virginia Pulp Paper Company located at or near Wickliffe, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, or Jefferson City, Mo.

No. MC 139246 (Sub-No. 2), filed July 14, 1975. Applicant: LEON JONES FEED & GRAIN, INC., Route 3, Cumming, Ga. 30130. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed*, in bags, from Chamblee, Ga., to Jacksonville and Riviera Beach, Fla.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 139495 (Sub-No. 80), filed July 8, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Batteries*, from the facilities utilized by Eltra Corporation located at or near Reading and Temple, Pa., to Sidney, Nebr., Oklahoma City, Okla., El Segundo, Calif., and points in Iowa; (2) *materials and supplies* used in the manufacture or distribution of batteries, from the facilities utilized by Eltra Corporation located at or near Hughesville, N.J., to the facilities utilized by Eltra Corporation located at or near Reading and Temple, Pa., Sidney, Nebr., Oklahoma City, Okla., El Segundo, Calif., and Manchester, Iowa; and (3) *copper wire*, from Hazleton, Pa., to points in Iowa, Nebraska, and California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139935 (Sub-No. 3), filed July 3, 1975. Applicant: WOLF TRUCKING, INC., Ault, Colo. 80610. Applicant's representative: Robert G. Burroughs, 115 Second Avenue, Ault, Colo. 80610. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hides, green and slated, sheep and cattle skins only*, from Torrington, Wyo., to Houston, Amarillo, Dallas, Abernathy, and Laredo, Tex.; Oakland and Long Beach, Calif.; Solomon, Kans.; Portland, Oreg.; Denver, Colo.; and Boise, Idaho, under a continuing contract or contracts with John Rueb Associates.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 139973 (Sub-No. 2) (Amendment), filed May 2, 1975, published in the FEDERAL REGISTER issue of June 5, 1975, and republished as amended this issue. Applicant: J. H. WARE TRUCKING, INC., 909 Brown Street, P.O. Box 398, Fulton, Mo. 65251. Applicant's representative: Larry D. Knex, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime juice, Bloody Mary mixes, and grenadine syrups* (except in bulk), from Warwick, R.I., to points in Nebraska, Colorado, Missouri, Kansas, Texas, Oklahoma, New Mexico, Arizona, California, Oregon, Illinois, Arkansas, Indiana, and Virginia.

NOTE.—The purpose of this republication is to indicate Warwick, R.I., as the origin point in lieu of Jefferson, R.I. Applicant holds contract carrier authority in MC 138375 and subs thereunder, therefore dual operations







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may be involved. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., and Boston, Mass.

No. MC 139998 (Sub-No. 1), filed July 14, 1975. Applicant: J. S. SHAFER, JR., 5140 Rivergrade Road, Baldwin Park, Calif. 91706. Applicant's representative: Milton W. Flack, 4311 Wilshire Boulevard, Suite 300, Los Angeles, Calif. 90010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper slag*, in bulk, in dump vehicles, from McGill, Nev., to Irwindale, Calif., under a continuing contract or contracts with Valley Abrasive Shot Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 140033 (Sub-No. 9), filed July 14, 1975. Applicant: COX REFRIGERATED EXPRESS, INC., 10606 Goodnight Lane, Dallas, Tex. 75220. Applicant's representative: E. Larry Wells, 4645 N. Central Expressway, Dallas, Tex. 75205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods:* (1) From Wilson, N.C., to Cade, La., and points in Arizona, California, Colorado, Idaho, Nevada, Oregon, Utah, Texas, and Washington; and (2) from Cade, La., to Wilson, N.C., and points in Arizona, California, Colorado, Arkansas, Oklahoma, New Mexico, Texas, and Nevada.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New Orleans, La., or Dallas, Tex.

No. MC 140389 (Sub-No. 2), filed July 14, 1975. Applicant: OSBORN TRANSPORTATION, INC., P.O. Box 1830, Gadsden, Ala. 35902. Applicant's representative: John P. Carlton, 903 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Textile products and floor coverings*, from points in Georgia and Chattanooga, Tenn., to points in Louisiana, Mississippi, Alabama, and points in Tennessee on and west of U.S. Highway 31.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 140474 (Sub-No. 4), filed July 10, 1975. Applicant: C. E. JOHNSON, 704 North First, Osborne, Kans. 67473. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery and parts*, from the plantsite and/or storage facilities of Sunflower Mfg. Co., Inc., located at or near Beloit, Kans., to points in the United States (except Alaska and Hawaii), under a continuing contract with Sunflower Mfg. Co., Inc.

NOTE.—Applicant holds common carrier authority in MC 105774, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 140676 (Sub-No. 1), filed July 7, 1975. Applicant: D. G. ARMSTRONG, doing business as MID-WAY TRANSPORTATION CO., 8800 Oakdale, Waco, Tex. 76710. Applicant's representative: Thomas F. Sedberry, 1102 Perry-Brooks Bldg., Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Face brick, glazed tile, glazed brick, patio tile, unglazed tile, fire brick and refractory tile*, on pallets or in bundles, from points in that part of Texas on and east of U.S. Highway 283, from the Texas-Oklahoma Boundary, to Coleman, Tex., thence over U.S. Highway 67 to San Angelo, Tex., thence over U.S. Highway 277 to Del Rio, Tex., on the Texas-Mexico International Boundary, to points in Louisiana, Mississippi, Alabama, and Florida.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Dallas or Houston, Tex.

No. MC 140728 (Sub-No. 2), filed June 30, 1975. Applicant: LAWRENCE BRUNS, Lennox, S. Dak. 57039. Applicant's representative: M. Mark Menard, 307 West Fourteenth Street, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and supplies*, as described in Group B of Appendix I to the Description case 61 M.C.C. 209, between Sioux Falls, S. Dak., and points in Iowa, Nebraska, Minnesota, and South Dakota, under a continuing contract or contracts with Terrace Park Dairy.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Sioux Falls, S. Dak., or Sioux City, Iowa.

No. MC 140729 (Sub-No. 2), filed June 30, 1975. Applicant: RUSS EDIGER TRUCKING, INC., 5001 West 40th Street, Sioux Falls, S. Dak. 57105. Applicant's representative: M. Mark Menard, 307 West Fourteenth Street, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and supplies*, as described in Group B of Appendix I to the Description Case 61 M.C.C. 209, between Sioux Falls, S. Dak., and points in Iowa, Nebraska, Minnesota, and South Dakota, under a continuing contract or contracts with Terrace Park Dairy.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seaside, Falls, S. Dak. or Sioux City, Iowa.

No. MC 140788 (Sub-No. 1), filed July 14, 1975. Applicant: CONTINENTAL VAN & STORAGE, a corporation, 425 Orange Avenue, Seaside, Calif. 93955. Applicant's representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Monterey, Santa Cruz, San Benito, Santa Clara, Alameda, San Francisco, San Luis Obispo, and Los Angeles Counties, Calif., restricted to the transportation of traffic having a prior or subsequent movement, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seaside, Calif.

No. MC 140805 (Sub-No. 1), filed July 11, 1975. Applicant: BLAINE JANZ, doing business as JANZ TRUCKING, Rural Route 3, Minot, N. Dak. 58701. Applicant's representative: Harris P. Kenner, 615 South Broadway, P.O. Box 36, Minot, N. Dak. 58701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Groceries* and *related articles* handled by wholesale grocery houses; and (2) *sugar*, in bags: (a) from the warehouses of Nash-Finch Company in Hennepin and Ramsey Counties, Minn., to Minot, N. Dak.; and (b) from Sidney, Mont., to Minot, N. Dak., under a continuing contract or contracts with Nash-Finch Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minot, N. Dak., or Minneapolis or St. Paul, Minn.

No. MC 141021 (Correction), filed May 2, 1975, published in the FEDERAL REGISTER issue of July 3, 1975, and republished as corrected in this issue. Applicant: PETROLEUM TRANSPORT COMPANY, INCORPORATED, P.O. Drawer 1080, Kenner, La. 70062. Applicant's representative: Rene Jacomine (Same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* products, in bulk, in tank vehicles, between points in Louisiana and Mississippi, and points in Orange, Jefferson, Chambers, Galveston, Harris, and Liberty Counties, Tex.

NOTE.—The purpose of this republication is to correct the territorial description in this proceeding. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either New Orleans, La. or Houston, Tex.

No. MC 141033 (Sub-No. 2), filed July 7, 1975. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Ave., P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: James I. Mendenhall (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rolls carpet or rug cushions, cushioning or lining*, made of reclaimed polyurethane and reclaimed rubber, celluar expanded or foamed, from Shelbyville, Tenn., to points in the United States (except Alaska and Hawaii); and (2) *returned shipments* of rolls carpet or rug cushions, cushioning or lining, made of reclaimed polyurethane and reclaimed rubber, celluar expanded, or foamed, and materials, equipment, and supplies used in the manufacture and distribution of these commodities from the above-described destinations to the above described origin.





NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Memphis, Tenn., or Washington, D.C.

No. MC 141033 (Sub-No. 3), filed July 7, 1975. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Ave., P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: James I. Mendenhall (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rolls carpet or rug cushions, cushioning or lining*, made of reclaimed polyurethane and reclaimed rubber, celluar expanded or foamed, from Dallas, Tex., to points in the United States (except Alaska and Hawaii); and (2) *returned shipments* of rolls carpet or rug cushions, cushioning or lining, made of reclaimed polyurethane and reclaimed rubber, celluar expanded, or foamed, and materials, equipment, and supplies used in the manufacture and distribution of these commodities from the above-described destination to the above described origin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Memphis, Tenn., or Washington, D.C.

No. MC 141092, filed June 26, 1975. Applicant: ELMER R. HOPKINS AND NORMA K. HOPKINS, doing business as HOPKINS TRUCK LINE, R.R. No. 1, Garden City, Mo. 64747. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grain feed, salt, seed and feed ingredients*, in bulk, between points in Missouri, Iowa, Oklahoma, Kansas, Nebraska, and Arkansas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 141127, filed June 27, 1975. Applicant: WARREN D. FLETCHER, Box 209, Midland, Va. 22728. Applicant's representative: Daniel B. Johnson, 1123 Munsey Building, 1329 E Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone*, from points in Fauquier, Loudoun, Prince William, and Fairfax Counties, Va., to points in Montgomery and Prince Georges Counties, Md. and the District of Columbia.

NOTE.—Applicant holds motor contract authority in MC 136866 (Sub-No. 1), which partially duplicates the authority sought herein. If the above authority is granted, applicant states that it will request cancellation of said permit. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141131, filed July 7, 1975. Applicant: THE BIRGE COMPANY, INC., 421 East 16th St., Paterson, N.J. 07547. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wall coverings, and equipment, materials, and supplies*, used in the manufacture and sale of wall coverings (except commodities in bulk), (1) between Buffalo, N.Y., and Eatontown, N.J., on the one hand, and, on the other, points in New York, New Jersey, and Massachusetts; and (2) between Brooklyn, N.Y., on the one hand, and, on the other, points in Massachusetts, under continuing contract or contracts with The Birge Company, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 141132, filed July 10, 1975. Applicant: MARINE EXPLORATION COMPANY, INCORPORATED, 2995 Northwest South River Drive, Miami, Fla. 33125. Applicant's representative: Bernard C. Pestcoe, 511 Biscayne Building, 19 West Flagler St., Miami, Fla. 33130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, and household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, and those commodities injurious or contaminating to other lading), between points in Dade, Broward, and Palm Beach Counties, Fla., on shipments having a prior or subsequent movement by water, under contract with Universal Alco, Ltd.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Miami, Fla. or Washington, D.C.

No. MC 141136, filed June 30, 1975. Applicant: TRIANGLE EXPRESS, LTD., 5051 Still Creek Avenue, Burnaby, British Columbia V5C 4H6. Applicant's representative: George H. Hart, 1100 IBM Bldg., Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Structural steel and iron and steel articles*, between the Province of British Columbia, Canada, on the one hand, and on the other, points in Washington, Oregon, and California, through ports of entry on the International boundary line between the United States and Canada located in British Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Seattle, Wash. or Vancouver, British Columbia.

No. MC 141145 (Sub-No. 1), filed July 14, 1975. Applicant: REYNOLDS & COMPANY, INC., No. 1 Railroad Avenue, P.O. Box 227, Waynesboro, Ga. 30830. Applicant's representative: Archie B. Culbreth, Suite 246, 1252 West Peachtree St., NW., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fuel material for power plants, consisting of sawmill waste* (bark, wood chips, wood shavings, wood particles and sawdust mixed), from points in Georgia, to points in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 141150, filed July 10, 1975. Applicant: ATLAS WAREHOUSING COMPANY, a corporation, 510 West Kearsley St., P.O. Box 3551, Flint, Mich. 48506. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is dealt in by retail department stores: (a) from Saginaw and Flint, Mich., to stores of S. S. Kresge Company located in Owosso, Corunna, Midland, and Mt. Pleasant, Mich. and points in their respective commercial zones; and (b) from Flint, Mich., to stores of S. S. Kresge Company in Saginaw, Mich. and points in its commercial zone; and (2) *rejected or damaged merchandise*, on return in (1) and (2) above, under a continuing contract or contracts with S. S. Kresge Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich.

No. MC 141152, filed July 11, 1975. Applicant: JAMES H. FUNCH, doing business as JAMES FUNCH TRUCKING, 2750 North Polk Avenue, Fresno, Calif. 93705. Applicant's representative: Eldon M. Johnson, 650 California Street, Suite 2808, San Francisco, Calif. 94108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shingles, shakes, and ridge*, from points in Washington, to points in Arizona, California, and New Mexico.

NOTE.—Applicant states that the purpose of the instant application is to convert its contract carrier authority held in MC 133291 (Sub-Nos. 1, 2TA, and pending Sub-No. 3) to common carrier authority. If a hearing is deemed necessary, the applicant requests it be held at Seattle Wash., or San Francisco, Calif.

No. MC 141158, filed July 14, 1975. Applicant: RONALD DEAN CLINKENBEARD, 680 South Burlington Ave., Apt. No. 116, Los Angeles, Calif. 90057. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd., Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic or cloth material*, used on and in the upholstery or interior covering of motor vehicles; and (2) *materials, accessories, or supplies*, necessary for the manufacture, fabrication, and installation thereof, from points in Massachusetts, Michigan, New Jersey, and New York, to points in Los Angeles County, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 141160, filed July 14, 1975. Applicant: NEWTON TRANSPORTATION, INC., R.D. No. 1, Orwigsburg, Pa. 17961. Applicant's representative: Kenneth R. Davis, 121 South Main Street, Taylor, Pa. 18517. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Wire and cable*, from Pottsville, Pa., to points in the United States (except

Alaska and Hawaii); and (b) *materials and supplies*, used in the manufacture and distribution of wire and cable, from the destination points named in (1) (a) above to Pottsville, Pa. under a continuing contract with Cadillac Cable Corp.; (2) (a) *plastic manufacturing compounds*, from Frackville, Pa., to points in the United States on and east of a line beginning at the mouth of the Mississippi River and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the international Boundary line between the United States and Canada; and (b) *materials and supplies*, used in the manufacture and distribution of plastic manufacturing compounds from the destination points in (2) (a) above, to Frackville, Pa., under a continuing contract with Gerwain Chemical Corp.; and (3) *discarded photographic and X-ray film*, for the account of Ag-Met, Inc., from points in Minnesota, Wisconsin, Iowa, Illinois, Missouri, Indiana, Kentucky, Tennessee, Arkansas, Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, Virginia, West Virginia, Delaware, Connecticut, Maryland, Ohio, Michigan, New York, New Hampshire, Massachusetts, Rhode Island, California, and Colorado, to Delano, Pa., under a continuing contract with Ag-Met, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141169, filed July 17, 1975. Applicant: GULF COAST HEAVY HAULERS, INC., 7350 Breen, P.O. Box 90562, Houston, Tex. 77002. Applicant's representative: Clarence F. Kendall II, 2148 Tenneco Building, Houston, Tex. 77002. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Steel and iron articles as defined in 61 M.C.C. 209, scrap iron and steel, including scrap automobile bodies*, (1) from the plantsite and storage facilities of Chaparral Steel Company, Inc. located in Ellis County, Tex., to points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee; and (2) from points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee, to the plantsite and storage facilities of Chaparral Steel Company, Inc. located in Ellis County, Tex., under a continuing contract or contracts with Chaparral Steel Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Houston, Tex.; Fort Worth, Tex. or Washington, D.C.

PASSENGER APPLICATIONS

No. MC 102623 (Sub-No. 2), filed July 14, 1975. Applicant: LEE LINE, INC., 709 Bench Street, Red Wing, Minn. 55066. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round trip charter operations, beginning and ending at points in LeSeuer, Rice, Waseca, Steele, Dodge, Olmsted, Goodhue, Wabasha, Dakota, and Washington Counties, Minn.; Pepin, Dunn, and Pierce Counties, Wisc., and extending to points in the United States (except North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, New York, Pennsylvania, Maryland, Delaware, New Jersey, Connecticut, Rhode Island, Massachusetts, and the District of Columbia).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 124370 (Sub-No. 5), filed July 14, 1975. Applicant: ACE TRANSPORTATION CO., INC., P.O. Box 328, 1407 St. John Avenue, Albert Lea, Minn. 56007. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, and *baggage* of passengers in a separate vehicle, in charter operations, beginning and ending at points in Worth, Mitchell, and Winnebago Counties, Iowa, and points in Faribault, Freeborn, Mower, Waseca, Steele, Dodge, and Rice Counties, Minn., and extending to points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 135288 (Sub-No. 4) (Correction), filed June 6, 1975, published in the FEDERAL REGISTER issue of July 10, 1975, and republished as corrected this issue. Applicant: MCGILL'S TAXI AND BUS LINES, INC., doing business as ASHEBORO COACH CO., a corporation, 151 Sunset Avenue, P.O. Box 626, Asheboro, N.C. 27203. Applicant's representative: Wilmer B. Hill, 805 Mclachlen Bank Building, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: (1) Regular route, *Passengers and their baggage, and express, newspapers, and mail*, in the same vehicle with passengers, Between Asheboro, N.C., and Greensboro, N.C., serving all intermediate points and points in the commercial zones of Asheboro, N.C., and Greensboro, N.C.: From Asheboro over U.S. Highway 220 to Greensboro, and return over the same route; (2) Irregular routes, *passengers and their baggage*, in the same vehicle with passengers, in round-trip charter operations, beginning and ending at points on the regular route described in (1) above, and extending to points in the United States (except those in Alaska and Hawaii); and (3) Irregular routes, *passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at points on the regular route described in (1) above, and extending to points in the United States (except those in Alaska and Hawaii).

NOTE.—The purpose of this republication is to provide sufficient notice to the Public of this filing by publishing it with the "Passenger" section of the application notices. If a hearing is deemed necessary, the applicant requests it be held at Greensboro or Asheboro, N.C.

No. MC 140336 (Sub-No. 1), filed July 1, 1975. Applicant: HOWARD J. BURKHOLDER, doing business as BURKHOLDER BUS LINE, Route No. 1, Box 95–4 Winchester, Va. 22601. Applicant's representative: Howard J. Burkholder (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers*, Between Paw Paw, W. Va., and Winchester, Va.: From Paw Paw over West Virginia Highways 9 and 29 to junction Virginia Highway 45, thence over Virginia Highway 45 to junction U.S. Highway 522, thence over junction U.S. Highway 522 to Winchester and return over the same route, serving all intermediate points.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Winchester or Front Royal, Va.

No. MC 141144, filed July 14, 1975. Applicant: WENDELL L. OWENS, doing business as LAKE CRYSTAL BUS SERVICE, Box 127, Lake Crystal, Minn. 56055. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicles with passengers, and baggage of passengers in a separate vehicle, in charter operations, beginning and ending at points in Blue Earth, Martin, Nicollet, and Watonwan Counties, Minn. and extending to points in the United States (including Alaska, but excluding Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Min.

BROKER APPLICATIONS

No. MC 130327, filed June 30, 1975. Applicant: DON R. DIXON AND ALAN J. DIXON, doing business as DIXON TRAVEL BUREAU, a partnership, 103 West Main Street, Belleville, Ill. 62220. Applicant's representative: Don R. Dixon (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Belleville and Columbia, Ill., to sell or offer to sell the transportation of *Individual passengers and groups of passengers and their baggage*, in special and charter operations, in all expense round-trip tours, by motor carriers, beginning and ending at points in St. Clair, Madison, Monroe, Clinton, Washington, Randolph, and Perry Counties, Ill., and extending to points in the United States, including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Springfield, Ill. or St. Louis, Mo.





No. MC 130328, filed July 1, 1975. Applicant: BETTY C. CLAUSON, doing business as BETTY C. CLAUSON TOURS, 34837 Shasta Avenue, P.O. Box 398, Yucaipa, Calif. 92399. Applicant's representative: Betty C. Clauson (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Yucaipa, Calif., to sell or offer to sell the transportation of *Passengers and their baggage*, in special and charter operations, by motor carriers, between Yucaipa, Calif., on the one hand, and, on the other, points in the United States including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles or San Bernardino, Calif.

No. MC 130329, filed July 7, 1975. Applicant: VICTOR F. GAMBOA, doing business as VIC'S TOURS, 2135 El Camino Real Street, Santa Clara, Calif. 95051. Applicant's representative: James Stewart, 111 West St. John Street, San Jose, Calif. 95110. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Santa Clara, Calif., to sell or offer to sell the transportation of *Individual passengers and groups of passengers, and their baggage*, in special and charter operations, by motor carriers, from points in Alameda, Merced, Monterey, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, and Stanislaus Counties, Calif., to points in Nevada.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20479 Filed 8-6-75;8:45 am]

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PART II:

# DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## Low Income Housing

■

## LEASE AND GRIEVANCE PROCEDURES

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## TITLE 24—HOUSING AND URBAN DEVELOPMENT

## CHAPTER VIII—LOW INCOME HOUSING, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-75-344]

## PART 866—LEASE AND GRIEVANCE PROCEDURES

### Dwelling Leases, Procedures and Requirements

On June 19, 1973, a Notice was published in the FEDERAL REGISTER (38 F.R. 15988-9) stating that a review and evaluation was being made of Circular RHM 7465.8, dated February 22, 1971, titled "Requirements and Recommendations to be Reflected in Tenant Dwelling Leases for Low-Rent Public Housing Projects", soliciting comments from interested organizations and persons, and advising that at the conclusion of the study proposed regulations with proposed changes would be published in the FEDERAL REGISTER for written comment prior to final adoption by the Department. On November 6, 1974, a Notice of Proposed Dwelling Leases, Procedures and Requirements was published in the FEDERAL REGISTER (39 F.R. 39285) in accordance with the June 19, 1973 Notice. More than sixty comments were received in joint response to this November 6, 1974 Notice and to its companion Notice, Grievance Procedures, which was published at the same time.

All comments have received full and careful consideration. In each of the many sections of the regulation where tenant advocates and Public Housing Agencies (PHAs) submitted comments reflecting diametrically opposed views, the Department has adopted a provision which, in its opinion, is equitable to both tenants and the PHAs.

Certain changes were made in the proposed regulation in response to comments received. Other comments suggesting changes were considered but were not adopted by the Department. All significant changes and all significant suggested changes which were considered but not adopted are discussed below. The references to the new section numbers which have been adopted are followed by a parenthetical notation of the section number of the provision as published November 6, 1974 for the convenience of the reader.

1. § 866.2 (no prior section number). In response to comment suggesting that the time for implementation of the new lease requirements be specifically spelled out, the Department has included this new section.

2. § 866.3 (no prior section number). Some comments from tenant representatives urged that provisions of the lease be worked out jointly by the PHA and their tenants. The suggestion has not been adopted by the Department, but the new § 866.3 grants the tenants the right to written comment on the PHA's proposed lease which the PHA is required to consider prior to formal adoption of the new lease by the PHA. PHAs are expected to consider all comments submitted to them pursuant to § 866.3 with care and with due concern for the Congressional admonition in the USHAct requiring sound management practices.

3. § 866.4(a) (§ 410.53(a)). This section, which sets forth the requirements for identification of the parties and the premises, has been expanded to provide for the term of the lease and to require specific identification of the members of the household who will reside in the dwelling. Comments received indicated that some state laws require that the lease contain a specific term. Other comments pointed out the necessity for identifying the members of the family expected to reside in the dwelling in order, among other things, to enable the PHA to ascertain family composition for purposes of determining the appropriate rent and size of dwelling.

4. § 866.4(b) (410.53 (b), and (c)). The section provides for rent, amenities to be supplied without charge by the PHA, special charges to be made for excess utility consumption, repairs and similar matters, and for incorporation of the provisions of the section into the lease.

In response to comments taking opposing views, the Department has determined to recast the subparagraphs of the regulation as published and to consolidate the provision into a single subparagraph. The regulation as adopted separates defintively rent from other charges. Comment from certain PHAs endorsed the proposal in the rule as published to consolidate special charges and rent because in the qurisdictions in which these PHAs operate collection of the special charges and delinquent rent can be accomplished in a single action in court. Moreover, these PHAs recited difficulties in collection of the special charges from tenants, whether large or small, unless the charges are specifically made part of the rent. Even though the regulation separates special charges from the rent, the Department intends that PHAs continue to make vigorous efforts to collect the special charges utilizing the lease and grievance procedures and the courts. Additionally, the regulation is not intended to prevent PHAs from collecting both the special charges and the rent in the same court action where the jurisdiction permits. The Department believes that this policy consistent with the Congressional concern about increasing operating costs.

In response to comments received from tenant advocates, the Department wishes to point out that failure of PHAs to assess and collect charges for tenant-caused damage can lead to uncontrolled disrespect for the property and ultimately to serious deterioration of the living environment.

Comment from some tenant advocates asserted that any amount or any charge, regardless of its equity, which raises the total payment to an amount above 25% of family income constitutes a violation of the 25% statutory ceiling rent provision. The Department's view is that assessment of the special charges, regardless of whether the assessment results in a payment exceeding the 25% ceiling limitation, does not violate the statute. The charges for excess consumption of utilities are consistent with the concern of Congress, the Executive Branch and the country as a whole with the conservation of energy.

The Department has moved the two optional provisions contained in § 410.59 from that section to this. Although some comments sought to prohibit PHAs from including these two provisions, which permit late payment penalties and security deposits at the option of the PHA, the Department has determined to retain them. In PHA formulation of their leases pursuant to this regulation, it is expected that PHAs will consider tenant comment pursuant to § 866.3 concerning these provisions.

5. § 866.4(c) (§ 410.53(e)). The paragraph provides for rental redeterminations. Many comments were received concerning this provision, nearly all directed to expansion of its provisions and taking diametrically opposite positions. The Department has determined to adopt the version published in November 1974 with some editorial revision, because it believes the flexible provision appearing in the November 1974 publication is desirable.

6. § 866.4(e)(3) (§ 410.53(g)(3)). The paragraph provides for the obligations of the PHA and the particular clause relates to the PHA's responsibility for repair of the premises. As published in November 1974 the sentence read "to make necessary repairs, alterations and improvements to the premises necessitated by normal wear and tear". The regulation now reads: "to make necessary repairs to the premises." After consideration of all comments the Department decided upon the new language because it believes that while the responsibility of the PHAs is to maintain the projects in good repair, "alterations and improvements" will not ordinarily be required. The limitation as to "normal wear and tear" was deleted because it was recognized that the responsibility of the PHA would extend to other types of damage, e.g., caused by tenants or storm damage. Other provisions of the regulation, (§§ 866.4(b), 866.4(f) (9) and (10) 866.4(h)(2)), permit PHAs to collect from the tenants the amount of the repair charge, including overhead costs, when the damage or disrepair is tenant-caused.

7. § 866.4(f)(9) (§ 410.53(h)(10)) and § 866.4(f)(10) (§ 410.53(h)(11)). The first subsection provides for the tenant's obligation to refrain from and cause his household and guests to refrain from destroying, defacing, damaging or removing any part of the premises or project. The second and companion section provides for the tenant's obligation to pay reasonable charges for the repair of the project buildings, facilities or common areas caused by the tenant, his household or guests. The regulation published in November 1974 required the tenant to refrain from "deliberately or negligently" destroying, defacing, etc. the project and to pay reasonable charges for damages "intentionally or negligently caused" by the tenant, household or guests. Comments received pointed out the difficulty PHAs face in establishing the facts concerning the deliberate, intentional or negligent nature of the acts proscribed. The Department recognized that part of the premises, the dwelling unit, is under the dominion of the tenant, the consequences of which must be taken into consideration by hearing officers, hearing panels or a court, in fixing responsibility. The Department believes that the latter consideration should alleviate some of the concern expressed by PHA comment concerning the difficulty of proof of the cause of the disrepair. The regulation as adopted omits reference to the deliberate, intentional or negligent nature of the act because it is intended that the obligation not be restricted solely to such instances, but is intended to apply to all tenant caused damage other than ordinary wear and tear.

8. Section 866.4(f)(12) (no prior section). The section provides for the tenant's obligation to refrain from illegal or other activity which impairs the physical or social environment of the project. The Department has added this new provision in response to comments received from PHAs and a tenant organization. The provision is intended principally to prohibit trafficking in narcotics and prostitution, but is intended also to include other illegal activity such as manufacture of explosives or illegal possession of firearms (mentioned in comments received) and similar matters, as well as other activities which impair the social environment of housing projects.

9. Section 866.4(h) (§ 410.53(j)). The section requires that the lease provide for the rights of the PHA and the tenant in the event of defects which are hazardous to life, health or safety. The proposed rule published in November 1974 described the condition of the dwelling as "damage rendering the premises uninhabitable." The regulation as adopted describes the condition of the dwelling as one containing "defects hazardous to life, health or safety." The Department believes that the latter language more precisely expresses the original intent of the subsection as published. In response to comment the regulation as adopted also clarifies the Department's original intent that the alternative accommodations offered by the PHA must be standard accommodations.

10. § 866.4(i) (§ 453.(k)). The provision provides for preoccupancy and pretermination inspections. In the regulation as adopted the Department has added a provision requiring the tenant or his representative to inspect the premises prior to occupancy and requiring that the inspection report by the PHA be signed by both the PHA and the tenant or the tenant's representative. The Department has also added a provision to make clear that the PHA is not required to make provision for tenant participation in pretermination inspections where the tenant vacates without notice to the PHA.

11. § 866.4(j) (§ 410.53(l)). The subsection provides for entry of the premises during occupancy. The Department has added a provision defining reasonable advance notification to the tenant and has provided for written notice to the tenant for necessary entry while the tenant and all adult members of the household are absent. Comments received indicated doubt that entry for the purpose of performing extermination services was included among the reasons for entry. Extermination services are intended to be included within the term "routine inspection and maintenance." Other changes in the subsection are editorial.

12. § 866.4(l) (§ 410.53(n)). The subsection provides for termination of the lease. In the regulation as adopted the Department has determined to require that the lease may not be terminated other than for serious or repeated violations of material terms of the lease or for other good cause. The Department's determination was made in full consideration of some comments which recommended expansion of the grounds for lease termination contained in the November 1974 Notice and other comments which recommended that the grounds contained in the November 1974 Notice be defined more narrowly. In the Department's view the adopted regulation reflects an equitable resolution of the opposing views of tenants and PHAs. In response to the Congressional concern for prompt eviction procedures and a similar PHA concern expressed in the comments, the regulation provides for a 14 day notice in the case of failure to pay rent. In response to both PHA and tenant comment expressing concern that tenants who create or maintain a threat to the health or safety of other tenants or PHA employees be promptly evicted, the regulation provides for a reasonable-time notice in such instances. The thirty day notice has been retained in all other cases.

The regulation also omits the requirement that the PHA advise the tenant in a private conference of the reason for the termination. The Department believes that the provision requiring the PHA to advise the tenant of his right to make reply to the termination notice is sufficient to permit the tenant to request a private conference.

13. § 866.5 § (410.55). The section provides for posting of PHA policies rules and regulations. The regulation as adopted provides for more extensive distribution of the PHA's policies rules and regulations. The Department believes PHAs should provide thorough, effective distribution of PHA policies, rules and regulations so that all tenants may have knowledge of their content.

14. § 866.4(d) (§ 410.53(f)). The section provides for the tenant's right to use and occupancy of the dwelling. Comments from tenant advocates criticized the requirement that tenants obtain the consent of the PHA before including foster children as members of the household and providing live-in care of a member of the tenant family not otherwise originally included in the lease. The Department has determined to make no change in the regulation as published. The provision is included not to restrict the care of foster children and live-in care arrangements per se, but rather to assure that PHAs are kept notified of changes in family size in order to provide for relocating tenants where practicable and avoid overcrowding in violation of Federal and local laws and regulations.

15. §§ 866.4(e) (3), (4), (5), (6) and 866.4(g) (§§ 410.53(g) and (410.53(i)). The provisions relate respectively to the PHA's obligations concerning maintenance and a permissive provision permitting the PHA and the tenant to agree to maintenance by the tenant. Some tenant advocates objected to the inclusion of any provision which would permit the PHA to require the tenant to perform any service or provide any amenity. The Department has determined to retain these provisions. Since the beginning of the public housing program in the later 1930's it has been traditional to permit tenants and PHAs to agree that certain services and amenities, mainly in single family residences, be undertaken by the tenants and the tradition has worked to the satisfaction of both parties. For example, tenants have been pleased to be able to treat lawns, shrubs and gardens as their own, and PHAs have encouraged this kind of individual responsibility. The provision is not intended to shift maintenance burdens properly the PHA's concern to the tenants. Inclusion of the provision must be made by them in good faith and in accord with local practice.

Other changes that have been made are of an editorial or minor technical nature.

The Secretary has determined that this amendment does not have a substantial environmental impact and a finding of inapplicability is available for public inspection in the office of the Rules Docket Clerk, Room 10245, 451 7th Street SW., Washington, D.C. 20410, during regular business hours.

Accordingly, Title 24 is amended by adding a new Part 866—Lease and Grievance Procedures, Subpart A—Dwelling Leases, Procedures and Requirements, to read as follows:

#### Subpart A—Dwelling Leases, Procedures and Requirements


866.1 Purpose and Scope.
866.2 Time of Implementation of Lease Provisions.
866.3 Tenants' Opportunity for Comment.
866.4 Lease Requirements.
866.5 Posting of Policies, Rules and Regulations.
866.6 Prohibited Lease Provisions.


Authority: Section 8 of the United States Housing Act of 1937, 42 U.S.C. 1408: Secs. 5(b) and 6(c) of the United States Housing Act of 1937, as amended 42 U.S.C. 1437c and 1437d; Sec. 201(b) of the Housing and Community Development Act of 1974, 42 U.S.C. 1437 note; Section 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

## Subpart A—Dwelling Leases, Procedures and Requirements

### § 866.1 Purpose and scope.

The purpose of this Subpart is to prescribe the provisions that shall be incorporated in leases by public housing agencies (PHAs) for dwelling units assisted under the United States Housing Act of 1937 in projects owned by or leased to PHAs and leased or subleased by PHAs to the tenants. This Subpart is applicable to all such dwelling leases entered into directly by PHAs with tenants, and is not applicable to section 23 and section 10(c) leased housing projects, the section 23 Housing Assistance Payments Program, and the section 8 Housing Assistance Payments Program, where the owners enter into leases directly with the tenants. This Subpart is not applicable to the Low-Rent Housing Homeownership Opportunities Program (Turnkey III), to the Mutual Help Homeownership Opportunities Program, or to Indian Tribal Housing Authorities.

### § 866.2 Time of implementation of lease provisions.

The provisions of this Subpart shall be adopted by each PHA within six months from the effective date of these regulations. After it is adopted the lease shall be implemented for each tenant as follows:

(a) At admission for new tenants;

(b) At the next regularly scheduled reexamination of income for present tenants;

(c) Immediately for any tenant so requesting whose next regularly scheduled reexamination of income is later than six months after the date of adoption;

(d) At the time of transfer for any tenant moving from one dwelling unit in a project to any other dwelling unit in a project.

### § 866.3 Tenants' opportunity for comment.

Each PHA shall provide at least 30 days' written notice to tenants setting forth the proposed changes in the lease and providing the tenants an opportunity to present written comments which, subject to the requirements of this regulation, shall be taken into consideration by the PHA prior to the formal adoption of any new lease by the PHA.

### § 866.4 Lease requirements.

A lease shall be entered into between the PHA and each tenant of a dwelling unit which shall contain the provisions described hereinafter.

(a) *Identification of parties and premises.* The names of the parties to the leases and the identification of the premises leased shall be set forth, including:

(1) The term of the lease and provisions for renewal, if any;

(2) The members of the household who will reside in the unit.

(b) *Payments due under the lease.* (1) The lease shall state the amount fixed as rent, specifying the utilities and quantities thereof and the services and equipment furnished by the PHA without additional cost.

(2) The lease shall provide for charges to tenants for maintenance and repair beyond normal wear and tear and for consumption of excess utilities. The lease shall state the basis for the determination of such charges (e.g., by a posted schedule of charges for repair, amounts charged for utility consumption in excess of the allowance stated in the lease, etc.). The imposition of charges for consumption of excess utilities is permissible only if such charges are determined by an individual check meter servicing the leased unit or result from the use of major tenant-supplied appliances.

(3) At the option of the PHA, the lease may provide for:

(i) Payment of penalties for late payments.

(ii) Security deposits which shall not exceed one month's rent or such reasonable fixed amount as may be required by the PHA. Provision may be made for gradual accumulation of the security deposit by the tenant. Subject to applicable laws, interest earned on security deposits may be refunded to the tenant on vacation of the premises or used for tenant services or activities.

(4) The lease shall provide that charges assessed under paragraph (b) (2) and (3) of this section shall not become due and collectible prior to the first day of the second month following the month in which the charge is made.

(c) *Rent redeterminations.* The lease shall provide for redetermination of rentals which shall include:

(1) The frequency of regular rental redetermination and the basis for interim redetermination;

(2) An agreement by the tenant to furnish such information and certifications regarding family composition and income as may be necessary for the PHA to make determinations with respect to rent, eligibility, and the appropriateness of dwelling size;

(3) An agreement by the tenant to transfer to an appropriate size dwelling unit based on family composition, upon appropriate notice by the PHA that such a dwelling unit is available.

(d) *Tenant's right to use and occupy.* The lease shall provide that the tenant shall have the right to exclusive use and occupancy of the leased premises which shall include reasonable accommodation of the tenant's guests or visitors and, with the consent of the PHA, may include care of foster children and live-in care of a member of the tenant's family.

(e) *The PHA's obligations:* The lease shall set forth the PHA's obligations under the lease which shall include the following:

(1) To maintain the premises and the project in decent, safe and sanitary condition;

(2) To comply with requirements of applicable building codes, housing codes, and HUD regulations materially affecting health and safety;

(3) To make necessary repairs to the premises;

(4) To keep project buildings, facilities and common areas, not otherwise assigned to the tenant for maintenance and upkeep, in a clean and safe condition;

(5) To maintain in good and safe working order and condition electrical, plumbing, sanitary, heating, ventilating, and other facilities and appliances, including elevators, supplied or required to be supplied by the PHA;

(6) To provide and maintain appropriate receptacles and facilities (except containers for the exclusive use of an individual tenant family) for the deposit of ashes, garbage, rubbish and other waste removed from the premises by the tenant in accordance with paragraph (f)(7) of this section; and

(7) To supply running water and reasonable amounts of hot water and reasonable amounts of heat at appropriate times of the year (according to local custom and usage) except where the building that includes the dwelling unit is not required by law to be equipped for that purpose, or where heat or hot water is generated by an installation within the exclusive control of the tenant and supplied by a direct utility connection.

(f) *Tenant's obligations.* The lease shall provide that the tenant shall be obligated:

(1) Not to assign the lease or to sublease the premises;

(2) Not to provide accommodations for boarders or lodgers;

(3) To use the premises solely as a private dwelling for the tenant and the tenant's household as identified in the lease, and not to use or permit its use for any other purpose;

(4) To abide by necessary and reasonable regulations promulgated by the PHA for the benefit and well-being of the housing project and the tenants which shall be posted in the project office and incorporated by reference in the lease;

(5) To comply with all obligations imposed upon tenants by applicable provisions of building and housing codes materially affecting health and safety;

(6) To keep the premises and such other areas as may be assigned to him for his exclusive use in a clean and safe condition;

(7) To dispose of all ashes, garbage, rubbish, and other waste from the premises in a sanitary and safe manner;

(8) To use only in a reasonable manner all electrical, plumbing, sanitary, heating, ventilating, air-conditioning and other facilities and appurtenances including elevators;

(9) To refrain from, and to cause his household and guests to refrain from destroying, defacing, damaging, or removing any part of the premises or project;

(10) To pay reasonable charges (other than for wear and tear) for the repair of damages to the premises, project buildings, facilities or common areas caused by the tenant, his household or guests;

(11) To conduct himself and cause other persons who are on the premises with his consent to conduct themselves in a manner which will not disturb his neighbors' peaceful enjoyment of their accommodations and will be conducive to maintaining the project in a decent, safe and sanitary condition;

(12) To refrain from illegal or other activity which impairs the physical or social environment of the project.

(g) *Tenant maintenance.* The lease may provide that the tenant may agree that the tenant shall perform seasonal maintenance or other maintenance tasks, as permitted by the nature of the design and construction of the dwelling (e.g. single family, duplex, row house) and according to local custom, provided that the agreement is made in good faith and not for the purpose of evading the obligations of the PHA. If such agreement is reached, the lease shall specify the tasks to be performed by the tenant.

(h) *Defects hazardous to life, health, or safety.* The lease shall set forth the rights and obligations of the tenant and the PHA in the event that the premises are damaged to the extent that conditions are created which are hazardous to life, health, or safety of the occupants and shall provide that:

(1) The tenant shall immediately notify project management of the damage;

(2) The PHA shall be responsible for repair of the unit within a reasonable time, *Provided*, that if the damage was caused by the tenant, tenant's household or guests, the reasonable cost of the repairs shall be charged to the tenant;

(3) The PHA shall offer standard alternative accommodations, if available, in circumstances where necessary repairs cannot be made within a reasonable time; and

(4) Provisions shall be made for abatement of rent in proportion to the seriousness of the damage and loss in value as a dwelling in the event repairs are not made in accordance with subparagraph (2) of this paragraph or alternative accommodations not provided in accordance with subparagraph (3) of this paragraph, except that no abatement of rent shall occur if the tenant rejects the alternative accommodation or if the damage was caused by the tenant, tenant's household or guests.

(i) *Pre-occupancy and pre-termination inspections.* The lease shall provide that the PHA and the tenant or his representative shall be obligated to inspect the premises prior to commencement of occupancy by the tenant. The PHA will furnish the tenant with a written statement of the condition of the premises, the dwelling unit, and the equipment provided with the unit. The statement shall be signed by the PHA and the tenant, and a copy of the statement shall be retained by the PHA in the tenant's folder. The PHA shall be further obligated to inspect the unit at the time the tenant vacates the unit and to furnish the tenant a statement of any charges to be made in accordance with subparagraph (b) of this paragraph. Provision shall be made for the tenant's participation in the latter inspection, unless the tenant vacates without notice to the PHA.

(j) *Entry of premises during tenancy.* The lease shall set forth the circumstances under which the PHA may enter the premises during the tenant's possession thereof, which shall include that:

(1) The PHA shall, upon reasonable advance notification to the tenant, be permitted to enter the dwelling unit during reasonable hours for the purpose of performing routine inspections and maintenance, for making improvements or repairs, or to show the premises for re-leasing. A written statement specifying the purpose of the PHA entry delivered to the premises at least two days before such entry shall be considered reasonable advance notification;

(2) The PHA may enter the premises at any time without advance notification when there is reasonable cause to believe that an emergency exists; and

(3) In the event that the tenant and all adult members of his household are absent from the premises at the time of entry, the PHA shall leave on the premises a written statement specifying the date, time and purpose of entry prior to leaving the premises.

(k) *Notice procedures.* The lease shall provide procedures to be followed by the PHA and tenants in giving notice one to the other which shall require that:

(1) Except as provided in paragraph (j) of this section notice to the tenant shall be in writing and delivered to the tenant or to an adult member of the tenant's household residing in the dwelling or sent by prepaid first-class mail properly addressed to the tenant; and

(2) Notice to the PHA shall be in writing, delivered to the project office or the PHA central office or sent by prepaid first-class mail, properly addressed.

(l) *Termination of the lease.* The lease shall set forth the procedures to be followed by the PHA and by the tenant in terminating the lease which shall provide:

(1) That the PHA shall not terminate or refuse to renew the lease other than for serious or repeated violation of material terms of the lease such as failure to make payments due under the lease or to fulfill the tenant obligations set forth in § 866.4(f) or for other good cause.

(2) That the PHA shall give written notice of termination of the lease of:

(i) 14 days in the case of failure to pay rent;

(ii) a reasonable time commensurate with the exigencies of the situation in the case of creation or maintenance of a threat to the health or safety of other tenants or PHA employees; and

(iii) 30 days in all other cases.

(3) That the notice of termination to the tenant shall state reasons for the termination, shall inform the tenant of his right to make such reply as he may wish and of his right to request a hearing in accordance with the PHA's grievance procedure.

(m) *Grievance procedures:* The lease shall provide that all disputes concerning the obligations of the tenant or the PHA shall be resolved in accordance with the PHA grievance procedures which shall comply with Subpart B of this Part.

(n) *Provision for modifications:* The lease shall provide that modification of the lease must be accomplished by a written rider to the lease executed by both parties, except for paragraph (c) of this section and § 866.5.

(o) *Signature clause.* The lease shall provide a signature clause attesting that the lease has been executed by the parties.

### § 866.5 Posting of policies, rules and regulations.

Schedules of special charges for services, repairs and utilities and rules and regulations which are required to be incorporated in the lease by reference shall be publicly posted in a conspicuous manner in the Project Office and shall be furnished to applicants and tenants on request. Such schedules, rules and regulations may be modified from time to time by the PHA provided that the PHA shall give at least 30-day written notice to each affected tenant setting forth the proposed modification, the reasons therefor, and providing the tenant an opportunity to present written comments which shall be taken into consideration by the PHA prior to the proposed modification's becoming effective. A copy of such notice shall be:

(a) Delivered directly or mailed to each tenant; or

(b) Posted in at least three (3) conspicuous places within each structure or building in which the affected dwelling units are located, as well as in a conspicuous place at the project office, if any, of if none, a similar central business location within the project.

### § 866.6 Prohibited lease provisions.

Lease clauses of the nature described below shall not be incuded in new leases between a PHA and a tenant and shall be deleted from existing leases either by amendment thereof or execution of a new lease:

(a) *Confession of judgment.* Prior consent by the tenant to any lawsuit the landlord may bring against him in connection with the lease and to a judgment in favor of the landlord.

(b) *Distraint for rent or other charges.* Agreement by the tenant that landlord is authorized to take property of the tenant and hold it as a pledge until the tenant performs the obligation which the landlord has determined the tenant has failed to perform.

(c) *Exculpatory clauses.* Agreement by the tenant not to hold the landlord or landlord's agent liable for any acts or omissions whether intentional or negligent on the part of the landlord or the landlord's authorized representatives or agents.

(d) *Waiver of legal notice by tenant prior to actions for eviction or money judgments.* Agreements by the tenant that the landlord may institute suit without any notice to the tenant that the suit has been filed, thus preventing the tenant from defending against the lawsuit.

(e) *Waiver of legal proceedings.* Authorization to the landlord to evict the tenant or hold or sell the tenant's possessions whenever the landlord determines that a breach or default has occurred without notice to the tenant or any determination by a court of the rights and liabilities of the parties.

(f) *Waiver of jury trial.* Authorization of the landlord's lawyer to appear in court for the tenant and waive the right to a trial by jury.

(g) *Waiver of right to appeal judicial error in legal proceeding.* Authorization to the landlord's lawyer to waive the right to appeal for judicial error in any suit or to waive the right to file a suit in equity to prevent the execution of a judgment.

(h) *Tenant chargeable with cost of legal actions regardless of outcome.* Provision that the tenant agrees to pay attorney's fees or other legal costs whenever the landlord decides to take action against the tenant even though the court determines that the tenant prevails in the action. Prohibition of this type of provision does not mean that the tenant as a party to the lawsuit may not be obligated to pay attorney's fees or other costs if he loses the suit.

*Effective date.* This Part is effective on August 7, 1975.

H. R. CRAWFORD,
*Assistant Secretary for Housing Management.*

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[Docket No. R-75-344]

## PART 866—LEASE AND GRIEVANCE PROCEDURES

### Grievance Procedures and Requirements

On June 19, 1973 a notice was published in the FEDERAL REGISTER (38 F.R. 15988-9) that a review and evaluation was being made of Circular RHM 7465.9, dated February 22, 1971 entitled "Grievance Procedures in Low-Rent Public Housing Projects," soliciting comments from interested organizations and persons, and advising that at the conclusion of the study proposed regulations with proposed changes would be published in the FEDERAL REGISTER for written comment prior to final adoption by the Department. On November 6, 1974, a Notice of Proposed Grievance Procedures and Requirements was published in the FEDERAL REGISTER (39 F.R. 39287-89) in accordance with the June 19, 1973 Notice. More than sixty comments were received in joint response to the Grievance Procedures and Dwelling Lease Procedures which were published at the same time. All comments have received full and careful consideration.

Certain changes have been made in the proposed regulation in response to comments received. Other comments suggesting changes have been considered but were not adopted by the Department. All important changes and all important suggested changes which were considered but not adopted are discussed below. The references to the new section numbers which have been adopted are followed by a parenthetical notation of the section number of the provision as published November 6, 1974, for the convenience of the reader.

1. § 866.50 (§ 410.61) The section defines the purpose and scope of the regulation. As adopted the regulation omits reference to grievances involving policy and procedure in accordance with the determination that the grievance procedure is not intended as a forum for initiation or negotiation of policy changes between tenants and the PHA.

2. § 866.51 (§ 410.62) The section provides the applicability of the procedures prescribed. The regulation as revised permits PHAs, in jurisdictions which require that a tenant be given a hearing in court containing the elements of due process, to exclude terminations of tenancy or evictions based upon the tenant's creation or maintenance of a threat to the health or safety of other tenants or PHA employees. Comments received from PHAs and tenant organizations urged that in such cases eviction shall be promptly accomplished. The previous exclusion of terminations or evictions based on nonpayment of rent has been deleted on the grounds that PHAs are adequately protected by the provision requiring tenants to pay rent into an escrow account in order to utilize the grievance procedures (Sec. 866.55). Additionally, reference to summary eviction proceedings has been omitted. Comments received pointed out that in some jurisdictions eviction actions termed as summary in fact contain those procedural due process protections deemed to be required. The required elements of due process are defined in Sec. 866.53.

3. Sec. 866.52 (No prior provision) This new section requires that each PHA adopt a regulation in accordance with the Subpart within 90 days. Another new section, Sec. 866.59, provides for a waiver of the requirement for adoption of the requirements of this Subpart to permit PHAs to retain their present grievance procedure under prescribed circumstances.

4. Sec. 866.55 (Secs. 410.64, 410.65). The section provides for the procedures to be followed to obtain a hearing and for the appointment of hearing officers and hearing panels. The regulation as adopted requires that complainants submit grievances to informal settlement in accordance with § 866.54 as a condition precedent to a hearing. Comments received from PHAs and some tenant advocates stated that the majority of grievances can be settled by informal conference without the necessity of resorting to a hearing procedure. The Department has therefore determined to require that all complaints be first submitted in the informal procedure. The hearing officer or hearing panel may waive this requirement for good cause shown. Many conflicting suggestions were received concerning the method of selection of hearing officers and hearing panels. The Department has determined that the procedure for selection contained in the regulation as adopted presents an equitable selection method for both the tenant and the PHA and will permit maximum flexibility to PHAs and their tenants.

6. § 866.57 (§§ 410.67, 410.68) The section relates to the decision of the hearing officer or the hearing panel. The regulation as adopted authorizes an additional basis for PHA reversal of the decision of the hearing officer or hearing panel, i.e., that the grievance does not concern a PHA action or failure to act in accordance with or involving the complainant's lease. The additional ground for reversal implements the determination that the grievance procedure is not intended as a forum for negotiation of policy changes.

The regulation as adopted deletes the provision contained in the proposed regulation as published in November 1974 which required the PHA, in the event of an appeal from a decision of the hearing officer or hearing panel to agree by stipulation or otherwise, to limit its defense to grounds originally relied upon in its proposed disposition of the complaint. Comments received protested the inequity of confining the PHA to grounds relied upon in the grievance procedure in *de novo* proceedings in court. There the tenant is free to raise any issue permitted by the court, and PHAs in fairness, should be free to counter any new matter. The Department has determined that the requirement is inequitable and has deleted it.

Other changes made are for clarity, or are editorial.

The Secretary has determined that this amendment does not have a substantial environmental impact and a finding of inapplicability is available for public inspection in the office of the Rules Docket Clerk, Room 10245, 451 7th Street, S.W., Washington, D.C. 20410, during regular business hours.

Accordingly, 24 CFR Part 866 is amended by adding a new Subpart B—Grievance Procedures and Requirements, to read as follows:

#### Subpart B—Grievance Procedures and Requirements


Sec.
866.50 Purpose and Scope.
866.51 Applicability.
866.52 Requirements.
866.53 Definitions.
866.54 Informal Settlement of Grievances.
866.55 Procedures to Obtain a Hearing.
866.56 Procedures Governing the Hearing.
866.57 Decision of the Hearing Officer or Hearing Panel.
866.58 PHA Eviction Actions.
866.59 Use of Existing Grievance Procedures.


AUTHORITY: Section 8 of the United States Housing Act of 1937, 42 U.S.C. 1408: Secs. 5 (b) and 6(c) of the United States Housing Act of 1937, as amended, 42 U.S.C. 1437c and 1437d, Sec. 201(b) of the Housing and Community Development Act of 1974, 42 U.S.C. 1437 note; Section 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

### Subpart B—Grievance Procedures and Requirements

#### § 866.50 Purpose and scope.

The purpose of this Subpart is to set forth the requirements, standards and criteria for a grievance procedure to be established and implemented by public housing agencies (PHAs) to assure that PHA tenants are afforded an opportunity for a hearing if the tenant disputes within a reasonable time any PHA action or failure to act involving the tenant's lease with the PHA or PHA regulations which adversely affect the individual tenant's rights, duties, welfare or status. The grievance procedure provided by this Subpart shall be incorporated in the dwelling leases identified as subject to the provisions of Section 866.1 of Subpart A.





#### § 866.51 Applicability.

(a) The PHA grievance procedure shall be applicable to all individual grievances as defined in § 866.53 of this Subpart between the tenant and the PHA, *Provided*, that in those jurisdictions which require that, prior to eviction, a tenant be given a hearing in court containing the elements of due process, as defined in § 866.53(d), the PHA may exclude from its procedure any grievance concerning an eviction or termination of tenancy based upon a tenant's creation or maintenance of a threat to the health or safety of other tenants or PHA employees.

(b) The PHA grievance procedure shall not be applicable to disputes between tenants not involving the PHA or to class grievances. The grievance procedure is not intended as a forum for initiating or negotiating policy changes between a group or groups of tenants and the PHA's Board of Commissioners.

#### § 866.52 Requirements.

Within ninety days of the effective date of this Subpart each PHA shall adopt a regulation affording each tenant an opportunity for a hearing on a grievance as defined in § 866.53 in accordance with the requirements, standards, and criteria contained in this Subpart with such modifications as are required by State law. The regulations shall be made a part of all tenant dwelling leases.

#### § 866.53 Definitions.

For the purpose of this Subpart, the following definitions are applicable:

(a) "Grievance" shall mean any dispute which a tenant may have with respect to PHA action or failure to act in accordance with the individual tenant's lease or PHA regulations which adversely affect the individual tenant's rights, duties, welfare or status.

(b) "Complainant" shall mean any tenant whose grievance is presented to the PHA or at the project management office in accordance with § 866.54 and § 866.55(a).

(c) "Elements of due process" shall mean an eviction action or a termination of tenancy in a State or local court in which the following procedural safeguards are required:

(1) Adequate notice to the tenant of the grounds for terminating the tenancy and for eviction;

(2) Opportunity for the tenant to examine all relevant documents, records and regulations of the PHA prior to the trial for the purpose of preparing a defense;

(3) Right of the tenant to be represented by counsel;

(4) Opportunity for the tenant to refute the evidence presented by the PHA including the right to confront and cross-examine witnesses and to present any affirmative legal or equitable defense which the tenant may have;

(5) A decision on the merits.

(d) "Hearing officer" shall mean a person selected in accordance with § 866.55 of this Subpart to hear grievances and render a decision with respect thereto.

(e) "Hearing panel" shall mean a panel selected in accordance with § 866.55 of this Subpart to hear grievances and render a decision with respect thereto.

(f) "Tenant" shall mean any lessee or the remaining head of the household of any tenant family residing in housing accommodations covered by this Part.

#### § 866.54 Informal settlement of grievance.

Any grievance shall be personally presented, either orally or in writing, to the PHA office or to the office of the project in which the complainant resides so that the grievance may be discussed informally and settled without a hearing. A summary of such discussion shall be prepared within a reasonable time and one copy shall be given to the tenant and one retained in the PHA's tenant file. The summary shall specify the names of the participants, dates of meeting, the nature of the proposed disposition of the complaint and the specific reasons therefor, and shall specify the procedures by which a hearing under § 866.55 may be obtained if the complainant is not satisfied.

#### § 866.55 Procedure to obtain a hearing.

(a) *Request for hearing.* The complainant shall submit a written request for a hearing to the PHA or to the project office within a reasonable time after receipt of the summary of discussion pursuant to § 866.54. The written request shall specify:

(1) The reasons for the grievance; and

(2) The action or relief sought.

(b) *Selection of Hearing Officer or Hearing Panel.* Grievances shall be presented before a hearing officer or hearing panel. A hearing officer or hearing panel shall be selected as follows:

(1) The hearing officer shall be an impartial, disinterested person selected jointly by the PHA and the complainant. If the PHA and the complainant cannot agree on a hearing officer, they shall each appoint a member of a hearing panel and the member so appointed shall select a third member. If the members appointed by the PHA and the complainant cannot agree on a third member, such member shall be appointed by an independent arbitration organization such as the Center for Disputes Settlement of the American Arbitration Association, or by any other third party agreed upon by the PHA and the complainant.

(2) In lieu of the procedure set forth in paragraph (a) of this section a PHA may provide for the appointment of hearing officer or hearing panels by any method which is approved by the majority of tenants (in any building, group of buildings, or project, or group of projects to which the methods is applicable) voting in an election or meeting of tenants held for the purpose.

(c) *Failure to request a hearing.* If the complainant does not request a hearing in accordance with this paragraph, then the PHA's disposition of the grievance under § 866.54 shall become final, *Provided*, that failure to request a hearing shall not constitute a waiver by the complainant of his right thereafter to contest the PHA's action in disposing of the complaint in an appropriate judicial proceeding.

(d) *Hearing Prerequisite.* All grievances shall be personally presented either orally or in writing pursuant to the informal procedure prescribed in § 866.54 as a condition precedent to a hearing under this section, *Provided*, that if the complainant shall show good cause why he failed toproceed in accordance with § 866.54 to the hearing officer or hearing panel, the provisions of this subsection may be waived by the hearing officer or hearing panel.

(e) *Escrow deposit.* Before a hearing is scheduled in any grievance involving the amount of rent as defined in § 866.4 (b) of Subpart A of this Part which the PHA claims is due, the complainant shall pay to the PHA an amount equal to the amount of the rent due and payable as of the first of the month preceding the month in which the act or failure to act took place. The complainant shall thereafter deposit the same amount of the monthly rent in an escrow account monthly until the complaint is resolved by decision of the hearing officer or hearing panel. These requirements may be waived by the PHA in extenuating circumstances. Unless so waived, the failure to make such payments shall result in a termination of the grievance procedure, *Provided*, that failure to make payment shall not constitute a waiver of any right the complainant may have to contest the PHA's disposition of his grievance in any appropriate judicial proceeding.

(f) *Scheduling of hearings.* Upon complainant's compliance with paragraphs (a), (d) and (e) of this section, a hearing shall be scheduled by the hearing officer or hearing panel promptly for a time and place reasonably convenient to both the complainant and the PHA. A written notification specifying the time, place and the procedures governing the hearing shall be delivered to the complainant and the appropriate PHA official.

#### § 866.56 Procedures governing the hearing.

(a) The hearing shall be held before a hearing officer or hearing panel, as appropriate.

(b) The complainant shall be afforded a fair hearing providing the basic safeguards of due process which shall include:

(1) The opportunity to examine before the hearing and, at the expense of the complainant, to copy all documents, records and regulations of the PHA that are relevant to the hearing. Any document not so made available after request therefor by the complainant may not be relied on by the PHA at the hearing;

(2) The right to be represented by counsel or other person chosen as his or her representative;

(3) The right to a private hearing unless the complainant requests a public hearing;

(4) The right to present evidence and arguments in support of his or her complaint, to controvert evidence relied on by the PHA or project management, and to confront and cross-examine all witnesses on whose testimony or information the PHA or project management relies; and

(5) A decision based solely and exclusively upon the facts presented at the hearing.

(c) The hearing officer or hearing panel may render a decision without proceeding with the hearing if the hearing officer or hearing panel determines that the issue has been previously decided in another proceeding.

(d) If the complainant or the PHA fails to appear at a scheduled hearing, the hearing officer or hearing panel may make a determination to postpone the hearing for not to exceed five business days or may make a determination that the party has waived his right to a hearing. Both the complainant and the PHA shall be notified of the determination by the hearing officer or hearing panel. *Provided*, that a determination that the complainant has waived his right to a hearing shall not constitute a waiver of any right the complainant may have to contest the PHA's disposition of the grievance in an appropriate judicial proceeding.

(e) At the hearing, the complainant must first make a showing of an entitlement to the relief sought and thereafter the PHA must sustain the burden of justifying the PHA action or failure to act against which the complaint is directed.

(f) The hearing shall be conducted informally by the hearing officer or hearing panel and oral or documentary evidence pertinent to the facts and issues raised by the complaint may be received without regard to admissibility under the rules of evidence applicable to judicial proceedings. The hearing officer or hearing panel shall require the PHA, the complainant, counsel and other participants or spectators to conduct themselves in an orderly fashion. Failure to comply with the directions of the hearing officer or hearing panel to obtain order may result in exclusion from the proceedings or in a decision adverse to the interests of the disorderly party and granting or denial of the relief sought, as appropriate.

(g) The complainant or the PHA may arrange, in advance and at the expense of the party making the arrangement, for a transcript of the hearing. Any interested party may purchase a copy of such transcript.

**§ 866.57 Decision of the hearing officer or hearing panel.**

(a) The hearing officer or hearing panel shall prepare a written decision, together with the reasons therefor, within a reasonable time after the hearing. A copy of the decision shall be sent to the complainant and the PHA. The PHA shall retain a copy of the decision in the tenant's folder. A copy of such decision, with all names and identifying references deleted, shall also be maintained on file by the PHA and made available for inspection by a prospective complainant, his representative, or the hearing panel or hearing officer.

(b) The decision of the hearing officer or hearing panel shall be binding on the PHA which shall take all actions, or refrain from any actions, necessary to carry out the decision unless the PHA Board of Commissioners determines within a reasonable time, and promptly notifies the complainant of its determination, that

(1) The grievance does not concern PHA action or failure to act in accordance with or involving the complainant's lease on PHA regulations, which adversely affect the complainant's rights, duties, welfare or status;

(2) The decision of the hearing officer or hearing panel is contrary to applicable Federal, State or local law, HUD regulations or requirements of the annual contributions contract between HUD and the PHA.

(c) A decision by the hearing officer, hearing panel, or Board of Commissioners in favor of the PHA or which denies the relief requested by the complainant in whole or in part shall not constitute a waiver of, nor affect in any manner whatever, any rights the complainant may have to a trial *de novo* or judicial review in any judicial proceedings, which may thereafter be brought in the matter.

**§ 866.58 PHA eviction actions.**

If a tenant has requested a hearing in accordance with § 866.55 on a complaint involving a PHA notice of termination of the tenancy and the hearing officer or hearing panel upholds the PHA's action to terminate the tenancy, the PHA shall not commence an eviction action in a State or local court until it has served a notice to vacate on the tenant, and in no event shall the notice to vacate be issued prior to the decision of the hearing officer or the hearing panel having been mailed or delivered to the complainant. Such notice to vacate must be in writing and specify that if the tenant fails to quit the premises within the applicable statutory period, or on the termination date stated in the notice of termination, whichever is later, appropriate action will be brought against him and he may be required to pay court costs and attorney fees.

**§ 866.59 Use of existing grievance procedures.**

If a PHA has adopted a grievance procedure in accordance with the requirements of Circular RHM 7465.9, dated February 22, 1971 entitled "Grievance Procedure in Low-Rent Public Housing Projects" prior to the effective date of this Subpart and desires to retain such procedure, the Secretary or his designee may waive adoption of a grievance regulation in accordance with this Subpart, Provided, that the PHA requests such waiver within six months of the effective date of this Subpart, and *Provided further*, that the PHA provides evidence satisfactory to the Secretary or his designee that the affected tenants were adequately represented in the development of the prior procedure and that the affected tenants concur in the PHA's request to retain the existing procedures. After the effective date of this Subpart as stated below no amendment to existing grievance procedures adopted in accordance with the requirements of Circular RHM 7465.9 shall be permitted.

*Effective date.* This part is effective on August 7, 1975.

H. R. CRAWFORD,
*Assistant Secretary*
*for Housing Management.*

[FR Doc.75-20790 Filed 8-6-75;8:45 am]



federal register

THURSDAY, AUGUST 7, 1975

PART III:

# NATIONAL CREDIT UNION ADMINISTRATION

# PRIVACY ACT OF 1974

Proposed Rules and Notices of Systems of Records

**PRIVACY ACT OF 1974**

On December 31, 1974, President Ford signed Public Law 93–579, (88 Stat. 1896) which added section 552a to title 5 of the United States Code. This new section is known as the Privacy Act of 1974. The act reasserts the fundamental right to privacy as derived from the Constitution of the United States and provides a series of basic safeguards for the individual to prevent the misuse of personal information by the Federal Government.

The Privacy Act provides for making known to the public the existence and characteristics of all personal information systems kept by every Federal agency. The act permits an individual to have access to records containing personal information on that individual and allows the individual to control the transfer of that information to other Federal agencies for nonroutine uses. The act also requires all Federal agencies to keep accurate accountings of transfers of personal records to other agencies and outsiders, and to make the accountings available to the individual. The act further provides for civil remedies for the individual whose records are kept or used in contravention of the requirements of the act.

The Privacy Act also requires the agencies to adopt regulations that list and describe routine transfers of their personal records and to establish procedures for access to and amendment of such records.

**Compilation**

The Office of the Federal Register is required to publish an annual compilation of all Privacy Act rules and notices. Although the compilation will not be available until some time after September 27, 1975, readers may assemble their own compilation by cummulating Privacy Act material as it is published. To facilitate this, all Privacy Act notices and final rules will be published in separate Parts of the FEDERAL REGISTER which may easily be detached and combined.

## NATIONAL CREDIT UNION ADMINISTRATION

**[ 12 CFR Part 720 ]**

## DISCLOSURE OF OFFICIAL RECORDS AND INFORMATION

**Proposed Rulemaking**

Notice is hereby given that the Administrator of the National Credit Union Administration, pursuant to the authority conferred by section 120, 73 Stat. 635, 12 U.S.C. 1766, and section 209, 84 Stat. 1014, 12 U.S.C. 1789, is proposing to revise Part 720 (12 CFR 720) by designating existing sections as comprising Subpart A—Production or Disclosure Under 5 U.S.C. 552 and by adding a new Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a.

The purpose of adding a new Subpart B is to implement the provisions of the Privacy Act of 1974, Pub. L. 93–579, which adds a new section 552a to Title 5, United States Code, intended to provide certain safeguards for individuals against invasions of personal privacy.

Interested persons are invited to submit written comments, suggestions, or objections regarding the revisions to the Administrator, National Credit Union Administration, 2025 M Street, NW., Washington, DC 20456. Comments received prior to September 5, 1975, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for public inspection during normal business hours at the foregoing address.

HERMAN NICKERSON, Jr.,
*Administrator.*

JULY 28, 1975.

1. Present §§ 720.1 through 720.8 are hereby designated as comprising Subpart A—Production or Disclosure Under 5 U.S.C. 552.

2. Sections 720.9 through 720.19 are reserved for possible future use as part of Subpart A.

3. Part 720 is amended by adding a new Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a, to read as follows:

**Subpart A—Production or Disclosure Under 5 U.S.C. 552**

**Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a**

Sec.


720.20 Purpose and Scope
720.21 Definitions.
720.22 Procedures for Requests Pertaining to Individual Records in a System of Records.
720.23 Time, Place, and Requirements for Identification of Individuals Making Requests.
720.24 Notice of Existence of Records, Access Decisions and Provision of Access; Time Limits.
720.25 Special Procedures; Medical Records.
720.26 Requests for Correction or Amendment to a Record; Administration Review of Requests.
720.27 Appeal of Initial Adverse Determination on Correction or Amendment.
720.28 Disclosure of Record to Person Other than the Individual to Whom it Pertains.
720.29 Accounting for Disclosures.
720.30 Requests for Accounting of Disclosures.
720.31 Emergency Disclosures.
720.32 Collection of Information from Individuals; Information Forms.
720.33 Contracting for the Operation of a System of Records.
720.34 Fees.
720.35 Exemptions.
720.36 Security of Systems of Records.
720.37 Use and Collection of Social Security Numbers.
720.38 Employee Standards of Conduct With Regard to Privacy.


AUTHORITY: Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1014 (12 U.S.C. 1789).

### § 720.20 Purpose and scope.

(a) This subpart contains the regulations of the National Credit Union Administration implementing the Privacy Act of 1974, Pub. L. 93–579. The regulations apply to all records which are maintained by the Administration, contain information about an individual including some means of identifying the individual and are contained in a system of such records, from which information is retrieved by use of an identifying particular. The regulations set forth procedures whereby individuals may seek and gain access to records concerning themselves and request amendments of those records. The regulations also set forth requirements applicable to Administration employees maintaining, collecting, using or disseminating such records.

(b) The Assistant Administrator for Administration, with advice from the General Counsel, shall be responsible for training employees of the Administration in the obligations imposed by the Privacy Act of 1974 and these regulations.

### § 720.21 Definitions.

For purposes of this Subpart:

"Administration" means the National Credit Union Administration;

"Administrator" means the Administrator of the National Credit Union Administration;

"Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

"Maintain" includes maintain, collect, use, or disseminate;

"Record" means any item, collection, or grouping of information about an individual that is maintained by the Administration, and that contains his name, or an identifying number, symbol, or other identifying particular assigned to the individual;

"System of records" means a group of any records under the control of the Administration from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual; and

"Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

### § 720.22 Procedures for requests pertaining to individual records in a system of records.

(a) An individual seeking notification of whether a system of records contains a record pertaining to him or an individual seeking access to information or records pertaining to him which is available under the Privacy Act of 1974 shall present his request in person or in writing to the Administration official identified in the access procedure section of the "Notice of Records System" published by the National Archives and Records System, General Services Administration, which describes the system of records to which the individual's request relates.

(b) In addition to meeting the identification requirements set forth in § 720.23, individuals seeking notification or access, either in person or by mail, shall describe the nature of the records sought, the approximate dates covered by the record, and the system in which it is thought to be included, as described in the "Notices of Records Systems" published by the General Services Administration.





### § 720.23 Times, places, and requirements for identification of individuals making requests and identification of records requested.

(a) The following minimum standards are applicable to any individual who submits a request under § 720.22:

(1) An individual seeking access to records about himself in person may establish his identity by the presentation of a single document bearing a photograph (such as a passport or identification badge) or by the presentation of two items of identification which do not bear a photograph but do bear both a name and address (such as a driver's license or credit card);

(2) An individual seeking access to records about himself by mail shall establish his identity by a signature, address, date of birth, employee identification number if any, and on other identifier such as a photocopy of driver's license or other document; and

(3) An individual seeking access to records about himself by mail or in person who cannot provide the required documentation of identification may provide a notarized statement; swearing or affirming to his identity and to the fact that he understands the penalties for false statements pursuant to 18 U.S.C. 1001.

(b) The parent or guardian of a minor or a person judicially determined to be incompetent shall, in addition to establishing the identity of the minor or other person he represents as required in paragraph (a) of this section, establish his own parentage or guardianship by furnishing a copy of a birth certificate showing parentage or a court order establishing the guardianship.

(c) An individual seeking to review records about himself may be accompanied by another person of his own choosing. In such cases, the individual seeking access shall be required to furnish a written statement authorizing the discussion of that individual's record in the accompanying person's presence.

(d) In addition to the requirements set forth in paragraph (a) and (b) of this section, the published "Notice of System of Records" for individual systems may include further requirements of identification where necessary to retrieve the individual record from the system.

### § 720.24 Notice of existence of records, access decisions and disclosure of requested information; time limits.

(a) The Administration official identified in the record access procedure section of the "Notice of Records System" and identified in accordance with § 720.23(d), by an individual seeking notification of, or access to, a record, shall be responsible to (1) determine whether such a record exists; (2) determine whether excess is available under the Privacy Act, (3) notify the requesting individual of those determinations, and (4) provide access to information determined to be available. In cases where the Administration Official identified in the above sentence is the Assistant Administrator for Administration (or Security Officer) he shall designate one or more of his assistants as being responsible for carrying out the requirements of this section. In the case of an individual access request made in person, information determined to be available shall be provided by allowing a personal review of the record or portion of a record containing the information requested and determined to be available, and the individual shall be allowed to have a copy of all or any portion of available information made in a form comprehensible to him. In the case of an individual access request made by mail, information determined to be available shall be provided by mail, unless the individual has requested otherwise. If access is denied because of an exemption, the individual shall be notified that he may appeal that determination to the Assistant Administrator for Administration within thirty days after receipt of the determination. Such appeals shall be determined within thirty days.

(b) The following time limits shall be applicable to the required determinations, notification and provision of access set forth in paragraph (a) of this section:

(1) Requests concerning a single system of records which do not require consultation with or requisition of records from another agency shall be responded to within 20 working days after receipt of the request;

(2) Requests requiring requisition of records from or consultation with another agency shall be responded to within 10 working days after such requisition or resolution of the required consultation; and

(3) If a request under paragraph (b) (2) or (3) of this section presents unusual difficulties in determining whether the records involved are exempt from disclosure, the Assistant Administrator for Administration may, upon written request of the official responsible for action upon the record request, extend the time period established by these regulations for an additional 15 working days.

(c) Nothing in this section shall be construed to allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding or any information exempted from the provisions of 5 U.S.C. 552a(d) pursuant to 5 U.S.C. 552a (j) or (k).

### § 720.25 Special procedures: information furnished by other agencies; medical records.

(a) When records or information sought from the Administration include information furnished by other Federal agencies, the Administration official responsible for action on the request shall consult with the appropriate agency prior to making a decision to disclose or refuse the record but the decision whether to disclose the record shall be made in the first instance by the Administration official.

(b) When an individual requests medical records concerning himself, the Administration official responsible for action on the request may advise the individual that the records will be provided only to a physician designated in writing by the individual. Upon receipt of the designation and upon proper verification of identity, the Administration official shall permit the physician to review the records or to receive copies of the records by mail. The determination of which records should be made available directly to the individual and which records should not be disclosed directly because of possible harm to the individual shall be made by the Administration official responsible for action on the request.

### § 720.26 Requests for correction or amendment to record; administration review of requests.

(a) An individual may request amendment of a record concerning himself by addressing his request, either in person or by mail, to the Administration official identified in the record contest procedure section of the "Notice of Records System" published by the General Services Administration and describing the system of records which contains the record which the individual wishes to request amendment of. The request must indicate the particular record involved, the nature of the correction sought, and the justification for the correction or amendment. In cases where the Administration official described in the above sentence is the Assistant Administrator for Administration (or Security Officer), he shall designate one of his assistants, such as the Deputy Assistant Administrator, as the official responsible for carrying out the requirements of this section. Requests made by mail should be addressed to the responsible Administration official at the address specified in the "Notice of Records System" describing the system of records which contains the contested record.

(b) Within ten working days of receipt of the request, the appropriate Administration official shall advise the individual that his request has been received. The appropriate Administration official shall then promptly, and under normal circumstances, not later than thirty working days after receipt of the request, either advise the individual that the record is to be amended or corrected or inform the individual of his refusal to amend the record, the reason for the refusal, and the procedures established by § 720.27 for the individual to request a review of that refusal.

### § 720.27 Appeal of initial adverse determination on correction or amendment.

(a) A refusal, in whole or in part, to amend or correct a record may be appealed to the Assistant Administrator for Administration within 30 days of receipt of notice of the refusal. Appeals shall be in writing, shall set forth the specific item of information sought to be corrected and the documentation justifying the correction. Appeals shall be addressed to the Assistant Administrator, Office of Administration, National Credit Union Administration, 2025 M Street, NW.,

Washington, DC 20456. Appeals shall be decided within thirty working days of their receipt unless the Administrator shall, for good cause, shown, extend such period for an additional thirty working days.

(b) Within the time limits set forth in paragraph (a) of this section, the Assistant Administrator for Administration shall either advise the individual of his decision to amend or correct the record or advise the individual of his determination that an amendment or correction is not warranted on the facts, in which case he shall advise the individual of his right to provide for the record of "Statement of Disagreement" and of his right to judicial review pursuant to the Privacy Act of 1974.

(c) Statements of Disagreement may be furnished by the individual within 30 days of the date of receipt of the notice of refusal of the Assistant Administrator for Administration to authorize correction. They shall be addressed to Assistant Administrator, Office of Administration, National Credit Union Administration, 2025 M Street, NW., Washington, D.C. 20456. Upon receipt of a statement of disagreement in accordance with this section, the Assistant Administrator for Administration shall take steps to insure that the statement is included in the system or systems of records which contain the disputed item and that the original item is so marked to indicate that there is a statement of dispute and where, within the system of records, that statement may be found.

(d) When a record has been amended or corrected or a statement of disagreement has been furnished, the system manager for the system of records which contains the record shall, within thirty days thereof, advise all prior recipients of information to which the amendment or statement of disagreement relates whose identity can be determined by an accounting made as required by the Privacy Act of 1974 or any other accounting previously made, of the amendment or statement of disagreement. When a statement of disagreement has been furnished, the system manager shall also provide any subsequent recipient of a disclosure containing information to which the statement relates with a copy of the statement and note the disputed portion of the information disclosed. A concise statement of the reasons for not making the requested amendments may also be provided if deemed appropriate.

(e) In the case of any appeal made under this section and related to personnel records which the Administration maintains pursuant to specific requirements or authorization by the Civil Service Commission or pursuant to a recordkeeping requirement of the Federal Personnel Manual, the appeal shall be forwarded, after consideration by the Assistant Administrator for Administration, to the Civil Service Commission for a final determination, in accordance with Civil Service Commission regulations.

**§ 720.28 Disclosure of record to person other than the individual to whom it pertains.**

No record or item of information concerning an individual which is contained in a system of records maintained by the Administration shall be disclosed by any means of communication to any person or to another agency, without the prior written consent of the individual to whom the record or item of information pertains, unless the disclosure would be—

(a) To an employee of the Administration who has a need for the record in the performance of his duties;

(b) Required by the Freedom of Information Act;

(c) For a routine use as described in the "Notice of Records System," published by the National Archives and Records Service, which describes the system of records in which the record or item of information is contained;

(d) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of Title 13 of the United States Code;

(e) To a recipient who has provided the Administration with advance adequate written assurance that the record or item will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(f) To the National Archives of the United States as a record or item which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of the General Services or his designee to determine whether the record has such value;

(g) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the Administration specifying the particular portion desired and the law enforcement activity for which the record or item is sought;

(h) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(i) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(j) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(k) Pursuant to the order of a court of competent jurisdiction.

**§ 720.29 Accounting for disclosures.**

(a) Each system manager identified in the "Notice of Records System" as published by the National Archives and Records Service for each system of records maintained by the Administration, shall establish a system of accounting for all disclosures of information or records concerning individuals and contained in the system of records, made outside the Administration. Accounting procedures may be established in the least expensive and most convenient form that will permit the system manager to advise individuals, promptly upon request, of the persons or agencies to which records concerning them have been disclosed.

(b) Accounting records, at a minimum, shall include the identification of the particular record or information disclosed, the name and address of the person or agency to whom disclosure was made, and the date of disclosure. When records are transferred to the National Archives and Records Service for storage in records centers, the accounting pertaining to those records shall be transferred with the records themselves.

(c) Any accounting made under this section shall be retained for at least five years or the life of the record, whichever is longer, after the disclosure for which the accounting is made.

**§ 720.30 Requests for accounting for disclosures.**

At the time of his request for access or correction or at any other time, an individual may request an accounting of disclosures made of his record outside the Administration. Requests for accounting shall be directed to the system manager. Any available accounting, whether kept in accordance with the requirements of the Privacy Act or under procedures established prior to September 27, 1975, shall be made available to the individual except that an accounting need not be made available if it relates to: (a) A disclosure made pursuant to the Freedom of Information Act, 5 U.S.C. 552; (b) a disclosure made within the Administration; (c) a disclosure made to a law enforcement agency pursuant to 5 U.S.C. 552a(b)(7); (d) a disclosure which has been exempted from the provisions of 5 U.S.C. 552a(c)(3) pursuant to 5 U.S.C. 552a(j) or (k).

**§ 720.31 Emergency disclosures.**

If the information concerning an individual and contained in a system of records has been disclosed to any person under compelling circumstances affecting health or safety, the individual shall be notified at his last known address within 5 days of the disclosure. Notification shall include the following information: the nature of the information disclosed, the person or agency to whom it was disclosed, the date of the disclosure, and the compelling circumstances justifying the disclosure. Notification shall be given by the officer who made or authorized the disclosure.

**§ 720.32 Collection of information from individuals; information forms.**

(a) The system manager, as identified in the "Notice of Records System" published in the FEDERAL REGISTER for each system of records maintained by the Administration, shall be responsible for reviewing all forms developed and used to collect information from or about individuals for incorporation into the system of records.

(b) The purpose of the review shall be to eliminate any requirement for information that is not relevant and necessary to carry out an Administration function and to accomplish the following objectives:

(1) To insure that no information concerning religion, political beliefs or activities, association memberships (other than those required for a professional license), or the exercise of other First Amendment rights is required to be disclosed unless such requirement of disclosure is expressly authorized by statute or is pertinent to and within the scope of any authorized law enforcement activity;

(2) To insure that the form or accompanying statement makes clear to the individual which information he is required by law to disclose and the authority for that requirement and which information is voluntary;

(3) To insure that the form or accompanying statement states clearly the principal purpose or purposes for which the information is being collected, and states concisely the routine uses that will be made of the information;

(4) To insure that the form or accompanying statement clearly indicates to the individual the effect in terms of rights, benefits or privileges of not providing all or part of the requested information; and

(5) To insure that any form requesting disclosure of a Social Security Number, or an accompanying statement, clearly advises the individual of the statute or regulation requiring disclosure of the number or clearly advises the individual that disclosure is voluntary and that no consequence will flow from his refusal to disclose it, and the uses that will be made of the number whether disclosed mandatorily or voluntarily.

(c) Any form which does not meet the objectives specified in the Privacy Act and this section, shall be revised to conform thereto. If revision, printing and distribution cannot be accomplished prior to September 27, 1975, a separate statement shall be prepared to accompany each form advising the individual that the form is not in compliance with the Privacy Act and specifying the portions thereof which are not in compliance. The statement shall include all the information necessary to accomplish the objectives specified in the Privacy Act and this section.

**§ 720.33 Contracting for the operating of a system of records.**

(a) No component of the Administration shall contract for the operation of a record system by or on behalf of the agency without the express approval of the Administrator.

(b) Any contract which is approved shall contain the standard contract requirements promulgated by the General Services Administration to insure compliance with the requirements imposed by the Privacy Act of 1974. The contracting component shall have the responsibility for insuring that the contractor complies with the contract requirements relating to privacy.

**§ 720.34 Fees.**

(a) Fees pursuant to 5 U.S.C. 552 a(f)(5) shall be assessed for actual copies of records provided to individuals on the following basis, unless the Administration official determining access waives the fee because of the inability of the individual to pay:

(1) For actual copies of documents, $0.25 per page; and

(2) For copying information, if any, maintained in uncommon or nondocument form, the direct cost to the Administration may be assessed, but only if the individual has been notified of the cost before it is incurred.

(b) Where it is anticipated that access fees chargeable under this section will amount to more than $25, and the individual has not indicated in advance his willingness to pay fees as high as are anticipated, the individual shall be notified of the amount of the anticipated fees before copies are made, and the individual's access request shall not be considered to have been received until receipt by the Administration of his written agreement to pay.

**§ 720.35 Exemptions.**

(a) When an individual requests records about himself which have been exempted from individual access pursuant to 5 U.S.C. 552a(k)(2), by publication of notice of and reasons for the exemption in the "Notice of Records System" for the system of records as published by the National Archives and Records Service, the Administration shall neither confirm nor deny the existence of the record but shall advise the individual only that no record available to him pursuant to the Privacy Act of 1974 has been identified, unless a review of the information indicates that the information has been used or is being used to deny the individual any right, privilege or benefit for which he is eligible or to which he would otherwise be entitled under Federal law. In that event, the individual shall be advised of the existence of the information and shall be provided the information except to the extent it would identify a confidential source. Information which would identify a confidential source shall, if possible, be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual.

(b) Information compiled as part of an employee background investigation which has been exempted pursuant to 5 U.S.C. 552a(k)(5), by publication in the manner described in subsection (a), shall be made available to an individual upon request except to the extent that it identifies a confidential source. Material identifying a confidential source shall, if possible, be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual.

(c) For purposes of the section, a "confidential source" means a source who furnished information to the Government under an express promise that the identity of the source would remain confidential, or, prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence.

**§ 720.36 Security of systems of records.**

(a) Each system manager, with the approval of the head of his Office, shall establish administrative and physical controls, consistent with Administration regulations, to insure the protection of records systems from unauthorized access or disclosure and from physical damage or destruction. The controls instituted shall be proportional to the degree of sensitivity of the records but at a minimum must insure that records are enclosed in a manner to protect them from public view, that the area in which the records are stored is supervised during all business hours to prevent unauthorized personnel from entering the area or obtaining access to the records, and that the records are inaccessible outside of business hours. Automated systems shall comply with the security standards promulgated by the National Bureau of Standards.

(b) Each system manager, with the approval of the head of his Office, shall adopt access restrictions to insure that only those individuals within the agency who have a need to have access to the records for the performance of their duties have access to them. Procedures shall also be adopted to prevent accidental access to or dissemination of records.

**§ 720.37 Use and collection of social security numbers.**

The head of each office of the Administration (e.g., Assistant Administrator, Regional Director) shall take such measures as are necessary to insure that employees authorized to collect information from individuals are advised that individuals may not be required to furnish Social Security Numbers without statutory or regulatory authorization and that individuals who are requested to provide Social Security Numbers voluntarily must be advised that furnishing the number is not required and that no penalty or denial of benefits will flow from the refusal to provide it.

**§ 720.38 Employee standards of conduct with regard to privacy.**

(a) The head of each office of the Administration shall be responsible for assuring that employees subject to his supervision are advised of the provisions of the Privacy Act, including the criminal penalties and civil liabilities provided therein, and that such employees are made aware of their responsibilities to protect the security of personal information, to assure its accuracy, relevance, timeliness and completeness, to avoid unauthorized disclosure either

orally or in writing, and to insure that no information system concerning individuals, no matter how small or specialized, is maintained without public notice.

(b) With respect to each system of records maintained by the Administration, employees of the Administration shall:

(1) Collect no information of a personal nature from individuals unless authorized to collect it to achieve a function or carry out a responsibility of the Administration;

(2) Collect from individuals only that information which is necessary to Administration functions or responsibilities;

(3) Collect information, wherever possible, directly from the individual to whom it relates;

(4) Inform individuals from whom information is collected of the authority for collection, the purposes thereof, the routine uses that will be made of the information, and the effects, both legal and practical of not furnishing the information;

(5) Neither collect, maintain, use or disseminate information concerning an individual's religious or political beliefs or activities or his membership in associations or organizations, unless (i) the individual has volunteered such information for his own benefit; (ii) the information is expressly authorized by statute to be collected, maintained, used or disseminated; or (iii) the activities involved are pertinent to and with the scope of an authorized investigation or adjudication;

(6) Advise their supervisors of the existence or contemplated development of any record system which retrieves information about individuals by individual identifier;

(7) Maintain an accounting, in the prescribed form, of all dissemination of personal information outside the Administration, whether made orally or in writing;

(8) Disseminate no information concerning individuals outside the Administration except when authorized by 5 U.S.C. 552a or pursuant to a routine use as set forth in the routine use section of the "Notice of Records System" published by the National Archives and Records Service;

(9) Maintain and process information concerning individuals with care in order to insure that no inadvertent disclosure of the information is made either within or without the Administration; and

(10) Call to the attention of the proper Administration authorities any information in a system maintained by the Administration which is not authorized to be maintained under the provisions of the Privacy Act of 1974, including information on First Amendment activities, information that is inaccurate, irrelevant or so incomplete as to risk unfairness to the individual concerned.

(c) Heads of offices within the Administration shall, at least annually, review the record systems subject to their supervision to insure compliance with the provisions of the Privacy Act of 1974.

[FR Doc.75-20147; Filed 8-6-75;8:45 am]

## NATIONAL CREDIT UNION ADMINISTRATION

### PRIVACY ACT OF 1974

#### Notice of Existence and Character of Systems of Records

The Privacy Act of 1974, Pub. L. 93-579, an Act to provide certain safeguards for an individual against invasion of personal privacy, amends Title 5, United States Code, by adding after section 552 a new section 552a, effective September 27, 1975. 5 U.S.C. 552a(e)(4) requires that each agency publish at least annually a notice of the existence and character of each 'system of records,' as that term is defined in 5 U.S.C. 552a(a)(5), which it maintains, such notice to contain, inter alia, a description of each routine use of the records contained in the system. 5 U.S.C. 552a(e)(11) requires that each agency, at least 30 days prior to publication of a routine use description, publish notice of any new use or intended use of information in the system.

Pursuant to these provisions, the Administrator of the National Credit Union Administration submits the following notices of the existence and character of systems of records maintained by the National Credit Union Administration. Interested persons are invited to submit written comments on the notices in general and written data, views or arguments concerning the routine use portions of the notices. Comments, data, views and arguments received on or before September 5, 1975, will be considered prior to final publication of the notices.

HERMAN NICKERSON, JR.,
*Administrator.*

JULY 28, 1975.

AUTHORITY: Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1014 (12 U.S.C. 1789).

ALPHABETICAL LIST OF SYSTEM NAMES

(1) Equal Employment Opportunity Grievance and Discrimination Complaint Records, NCUA.

(2) Executive Manpower Development Program Records, NCUA.

(3) Federal Employee Security Investigations Containing Adverse Information, NCUA. (This system is subject to Subsection (K)(5) to the extent it contains information provided by confidential sources.)

(4) In-Service Counseling Program, Upward Mobility, NCUA.

(5) Intergovernmental Personnel Act Records, NCUA.

(6) Investigative Reports involving Possible Felonies and/or Violations of Federal Credit Union Act. (This system is subjected to a specific exemption pursuant to subsection 552(K)(2) as it consists of investigatory material compiled for law enforcement purposes.)

(7) Loan Management Records System, NCUA.

(8) Member Account Records of Federally Insured Credit Unions Closed for Involuntary Liquidation, NCUA.

(9) Middle Management Development Program, NCUA.

(10) Minority Group Designator System (MGD), NCUA.

(11) New Examiner Training Files, NCUA.

(12) Payroll Records System, NCUA.

(13) Region I Regional Office Staff Development/Correspondence Records, NCUA.

(14) Region II Regional Office Staff Development/Correspondence Records, NCUA.

(15) Region III Regional Office Staff Development/Correspondence Records, NCUA.

(16) Region IV Regional Office Staff Development/Correspondence Records, NCUA.

(17) Region V Regional Office Staff Development/Correspondence Records, NCUA.

(18) Region VI Regional Office Staff Development/Correspondence Records, NCUA.

(19) Requests for Approval of Training, NCUA.

(20) Security Clearance Records Concerning NCUA Personnel Who Occupy Critical-Sensitive Positions. (This system is subject to a specific exemption pursuant to subsection (k)(5) to the extent it contains information provided by confidential sources.)

(21) Supervisory Training Plans Records, NCUA.

(22) Trusteed Account Records System, NCUA.

(23) Verified Employee Mailing List, NCUA.





NCUA—1

**System name:** Equal Employment Opportunity Grievance and Discrimination Complaint Records, NCUA.

**System location:**

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA personnel who have filed a grievance or formal complaint of discrimination under the Equal Employment Opportunity Act.

**Categories of records in the system:** Reports made by supervisors, EEO counselors; formal letters advising of receipt of discrimination complaint/greviance; notices of final agency decision; formal requests to and responses from CSC for complaints examiner.

**Authority for maintenance of the system:** Executive Order N. 11478, Aug. 8, 1969, 34 F.R. 12985.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Formal or informal settlement of discrimination complaints/grievances. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained in the form of paper hard copy. Retrievability—system is indexed by name. Safeguards—records are maintained in separate, locked room accessible only to the Security Officer and his designated assitants. Retention and disposal—In accordance with GSA regulations, the complaint file is retained seven years, duplicates or copies are retained one year and background information not needed in the complaint file is disposed of or returned to the originator after three years.

**System manager(s) and address:** Security Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual who has filed grievance/complaint, supervisors of individual, EEO counselors.

NCUA—2

**System name:** Executive Manpower Development Program Records, NCUA.

**System location:**

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C.

**Categories of individuals covered by the system:** NCUA employees at the level of GS-13 and above.

**Categories of records in the system:** Approved Individual Staff Development Plans, Supervisor's Appraisal, Employee's Development Plan.

**Authority for maintenance of the system:** 5 U.S.C. Section 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reporting on individual development to the Civil Service Commission and for promotional purposes within NCUA. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law, rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and Disposal—Records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C.

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, supervisors, Civil Service Commission.

NCUA—3

**System name:** Federal Employee Security Investigations Containing Adverse Information, NCUA.

**System location:**

National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA employees on whom a routine CSC security investigation has been conducted, the results of which contain adverse information.

**Categories of records in the system:** May consist of police records and/or information on moral character, integrity or loyalty to the United States.

**Authority for maintenance of the system:** Records maintained pursuant to Civil Service Commission requirements. Separate notice is published due to separate maintenance of these records which has been effected to provide extraordinary safeguards against unwarranted access and disclosures.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are reviewed by the NCUA Security Officer, and if determined to be of substantive nature, they are forwarded to the Administrator, NCUA, for whatever action, if any, is deemed necessary. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course or an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law, rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—paper hard copy. Retrievability—system is indexed by name. Safeguards—records maintained in a separate, locked room accessible only to the Security Officer and his designated assistants. Records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—once disposition, if any, has been made, a record is maintained until the individual whom it concerns has left the employ of NCUA, whereupon it is either returned to the originating agency or destroyed.

**System manager(s) and address:**

Security Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Bureau of Personnel Investigations
Civil Service Commission
Federal Bureau of Investigation

**Systems exempted from certain provisions of the act:** In addition to any exemption to wich this system is subjected by Notices published by or regulations promulgated by the Civil Service Commission, the system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(5) to the extent that disclosures would reveal a source who furnished information under an express promise of confidentiality, or, prior to September 27, 1975, under an express or implied promise of confidentiality.

NCUA—4

**System name:** In-Service Counseling Program, Upward Mobility, NCUA.

**System location:**

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** Approved NCUA Upward-Mobility Candidate.

**Categories of records in the system:** Approved training plans for upward-mobility candidates.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To monitor effectiveness of upward-mobility program and make required Civil Service Commission reportings. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets located in secured offices within the Division of Training. Retention and Disposal—records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director
Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, supervisors of the individual, Civil Service Commission.

NCUA—5

**System name:** Intergovernmental Personnel Act Records, NCUA

**System location:**

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** Participants in Intergovernmental Personnel Act Conferences and Mobility Assignments.

**Categories of records in the system:** Required Civil Service Commission Report.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To carry out joint Federal-State programs, and make reporting internally and to the Civil Service Commission. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets in secured offices of the Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, supervisors of the individual and Civil Service Commission.

NCUA—6

**System name:** Investigative Reports Involving Possible Felonies and/or Violations of Federal Credit Union Act.

**System location:**

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Categories of individuals covered by the system:** Credit union employees who have misused or are suspected of having misused their trust in the credit union, with subsequent investigation and/or prosecution. Also, any member of a Federal credit union involved or suspected of having been involved in a felony or an infraction under the Federal Credit Union Act.

**Categories of records in the system:** Investigative reports relating to possible felonies and violations of the Federal Credit Union Act (embezzlements, improper allocation of credit union funds, etc.).

**Authority for maintenance of the system:** 12 U.S.C. 1766, 1789.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine disposition to be made, if any, of information contained in investigative reports. Referral of information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, to any appropriate agency or official in the course of collection of an outstanding claim, to to any appropriate agency, official, court, magistrate, or administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records are maintained on hard paper copy. Retrievability—system is indexed by name. Safeguards—records are maintained in a separate locked room accessible only to the Security Officer and his designated assistants. The records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—after records have served the operational needs of NCUA and after disposition of the subject matter of the records, they are returned to the originating agency or destroyed.

**System manager(s) and address:**

Security Officer
National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

**Notification procedure:** Same as above, subject to exemption discussed below.

**Record access procedures:** Same as above, subject to exemption discussed below.

**Contesting record procedures:** Same as above, subject to exemption discussed below.

**Record source categories:** Federal Bureau of Investigation, investigative branches of the three armed services of the Department of Defense.

**Systems exempted from certain provisions of the act:** This system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(2), as the system of records is investigatory material compiled for law enforcement purposes.

NCUA—7

**System name:** Loan Management Records System, NCUA

**System location:**

Division of Financial Management
Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456





**Categories of individuals covered by the system:** Members of liquidating federallyINSURED CREDIT UNIONS)

**Categories of records in the system:** Share and account balances, personal data regarding income and debts, payment history.

**Authority for maintenance of the system:** 12 U.S.C. 1787

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data used for payment of insurance claims to shareholders in liquidating federally-insured credit unions, for use in collection of outstanding loan balances, which may include, inter alia, referral of information to the General Accounting Office or the Department of Justice, and generally for all purposes necessary to wind up the affairs of the closed credit union, including referral of necessary information to facilitate a purchase of its assets by NCUA or sale to a third party, referral of non-credit information to outside address locaters, and referral of information to a surety company in pursuit of a fidelity bond claim. Referral of information in this system may also be made, as a routine use, to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—information is initially compiled on data conversion sheets prepared by NCUA examiners acting as on-site liquidators. That data is stored on computer tape, from which loan registers may be prepared and furnished to NCUA regional offices or prospective purchasers of the assets of closed credit unions. In addition to data stored on computer tape, data conversion sheets, loan registers, essential share and loan documents and members filed claim forms are maintained on hard paper copy. Retrievability—indexed by name of member and closed insured credit union. Safeguards—records are maintained in secured offices of the National Credit Union Administration's Division of Financial Management. Retention and disposal—information is disposed of after ten years retention.

**System manager(s) and address:**

Loan Management Specialist
Division of Financial Management
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above. Written inquiries should include name of inquirer, name of closed insured credit union of which inquirer was a member, and share and loan account numbers, if known, in addition to any requirements set by 12 CFR Part 720, Subpart B.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, outside address locaters and share and loan account files of the liquidating credit union of which the individual was a member.

NCUA—8

**System name:** Member Account Records of Federally Insured Credit Unions Closed for Involuntary Liquidation, NCUA.

**System location:** Records within this system of records are located at one of the National Credit Union Administration Regional Offices as indicated below for a period of time necessary to answer inquiries of credit union members and transfer share and loan information to NCUA's Division of Financial Management, Washington, D.C. After such time, the records are transferred for storage to one of twelve General Services Administration records storage centers.

I. NCUA Region I Regional Office
State Street South Building, Room 3E
1766 Heritage Drive
Boston, Massachusetts 02171
Phone: (617) 223-6807

Records of a federally-insured credit union which has been closed for liquidation, and for which the Administrator, NCUA, serves as liquidating agent, are located at the above address prior to transfer to a GSA storage center, if the main office of such credit union was located within one of the following states or territories: Connecticut, Maine, Massachusetts, New Hampshire, New York, Puerto Rico, Rhode Island, Virgin Islands, Vermont.

II. NCUA Region II Regional Office
Federal Building
228 Walnut St., Box 926
Harrisburg, Pennsylvania 17108
Phone: (717) 782-4597

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states: District of Columbia, Delaware, Maryland, New Jersey, Pennsylvania.

III. NCUA Region III Regional Office
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308
Phone: (404) 526-3127

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as a liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states or territories: Alabama, Panama Canal Zone, Florida, Georgia, Kentucky, Mississippi, North Carolina, Tennessee, Virginia.

IV. NCUA Region IV Regional Office
New Federal Building
234 N. Summit St., Room 1003
Toledo, Ohio 43604
Phone: (419) 259-7511

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of such credit union was located within one of the following states: Illinois, Indiana, Iowa, Michigan, Minnesota, North Dakota, Ohio, South Dakota, Wisconsin.

V. NCUA Region V Regional Office
205 W. Ninth St., 7th Floor
Austin, Texas 78701
Phone: (512) 397-5131

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located in one of the following states: Arkansas, Colorado, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, Texas, Utah, Wyoming.

VI. NCUA, Region VI Regional Office
760 Market St., Room 809
San Francisco, California 94102
Phone: (415) 556-6277

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states or territories: Alaska, California, Guam, Hawaii, Idaho, Montana, Nevada, Oregon, Washington, Arizona.

**Categories of individuals covered by the system:** Records in this system of records are maintained only on those individuals who were members of a federally-insured credit union closed for liquidation and for which the Administrator, NCUA, serves as liquidating agent pursuant to 12 U.S.C. 1787.

**Categories of records in the system:** Records on individuals within this system of records contain information concerning an individual's membership in and share and loan transactions with the credit union which has been closed for liquidation. Such information is maintained in the following forms: membership card, individual share and loan ledgers, and promissory notes and extension agreements, if any.

**Authority for maintenance of the system:** Sections 120(b) and 207 of the Federal Credit Union Act (12 U.S.C. 1766(b), 1787)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information and records in this system of records are used to close out the affairs of liquidating federally-insured credit unions, including (i) referral of information to credit union members, the NCUA Loan Management System, and any purchasers of the closed credit union.s assets, in the interest of payment of insured share accounts and sale of assets of the credit union, or collection on loans purchased by the National Credit Union Share Insurance Fund, (ii) referral of information to the credit union's surety in pursuit of fidelity bond claims, (iii) referral of relevant information to any appropriate agency or official in the course of collection of a claim of the United States, and (iv) referral of relevant information to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of enforcement of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records on individual credit union member in this system of records are maintained on member account documents as compiled by individual credit unions prior to entering liquidation. These documents may include, but are not necessarily limited to, membership cards, individual share and loan ledgers, notes, security documents and extension agreements. Retrievability—member records are generally ordered or indexed by member name or account number. Safeguards—records within this system of records are maintained under the control of a designated agent for the liquidating agent who makes only such disclosures from the records as are necessary or requisite to enable the Administrator, NCUA to carry out his responsibilities under the Federal Credit Union Act, 12 U.S.C. 1751, et seq. Retention and disposal—the records are maintained in a National Credit Union Administration Regional Office as indicated under the Location section of this notice, for a period necessary to answer inquiries of credit union members and transfer appropriate share and loan information to the NCUA Loan Management System, Washington, D.C. After such time the records are transferred for permanent storage to one of twelve General Services Administration records storage centers.

**System manager(s) and address:** The system managers for this system of records are the six National Credit Union Administration Regional Directors located at the business addresses set forth in the Location section of this notice.

**Notification procedure:** An individual may determine whether the records of a closed credit union within this system include records pertaining to him (her) by addressing an inquiry to the appropriate Regional Director at the address set forth in the Location section of this notice, i.e., an individual inquiry should be addressed to the Regional Director whose Regional Office has jurisdiction over federally-insured credit unions operating in the state of location of the main office of the closed credit union which the inquirer was a member of. A jurisdictional breakdown of states is provided in the Location section of this notice. Inquiries should contain the name of the inquirer, the name of the credit union closed for liquidation pursuant to 12 U.S.C. 1787 which the inquirer was a member of, and the credit union account number of the inquirer, if known, in addition to any requirements set by 12 CFR Part 720, Subpart B.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** The sole sources of the information in this system of records are the member-related files and accounting records of federally-insured credit unions which have been closed for liquidation and for which the Administrator, NCUA, or his designee, serves as liquidating agent.

NCUA—9

**System name:** Middle Management Development Program, NCUA.

**System location:**

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA employees at the level of GS-14.

**Categories of records in the system:** Individual self-development plans.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to evaluate employee performance for promotion purposes and to make required Civil Service Commission reporting. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets located in secured offices. Retention and disposal—records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, supervisors, Civil Service Commission.

NCUA—10

**System name:** Minority Group Designator System (MGD), NCUA.

**System location:**

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Categories of individuals covered by the system:** Employees of NCUA who are members of a minority group.

**Categories of records in the system:** Statistical Employment Information by race, national origin and gender based on visual identification.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq., 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Minority identification is used for statistical purposes only. Reports are produced for use of NCUA (Affirmative Action Plan, Internal Evaluations) or Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records are in the form of computer printouts (Mag tapes). Retrievability—information from computer runs can be obtained in various forms, e.g., in alpha order by name, or by employee number or type. Safeguards—data processing facility is located in the data management division of the Office of Systems Planning and Research. The data for the MGD system is coded, and access to the code is limited to a small number of people: regional office managers, EEO Director, and the Division of Personnel (one DOP staff member). Retention and disposal—minority identification information is immediately erased from the computer once the individual leaves the employ of NCUA.

**System manager(s) and address:**

Director, Equal Employment Opportunity
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Visual identification is made by Division of Personnel official in the central office and by office managers in the regions.

NCUA—11

**System name:** New Examiner Training Files, NCUA

**System location:**

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA examiners—entry level to one year on staff.

**Categories of records in the system:** Biweekly training reports, training progress reports, on-job trainers evaluation of classroom training, trainees evaluation of training program.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine retention or termination after 23 weeks on job. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in course of implementation of the law, rule, regulation or order.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, on-job trainers, supervisors, Civil Service Commission.

NCUA—12

**System name:** Payroll Records System, NCUA.

**System location:**

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456
General Services Administration
Region VI
Kansas City, Missouri

**Categories of individuals covered by the system:** Employees of NCUA

**Categories of records in the system:** Salary and related payroll data.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make all necessary and appropriate financial reporting analysis and planning involving disclosures both intra-agency and to the General Services Administration. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or in the course of collection of a claim of the United States, or to an appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—computer tape. Retrievability—by name or social security number. Safeguards—maintained in secured offices, access by written authorization only. Retention and disposal—in accordance with GSA policy.

**System manager(s) and address:**

Payroll Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual whom the record concerns, Civil Service Commission, General Services Administration.

NCUA—13

**System name:** Region I Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region I Regional Office
National Credit Union Administration
State Street South Building
Room 3E
1776 Heritage Drive
Boston, Massachusetts 02171

**Categories of individuals covered by the system:** NCUA Region I Employees

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation, or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintaining records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of at least one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region I Regional Office
National Credit Union Administration
State Street South Building
Room 3E
1776 Heritage Drive
Boston, Massachusetts 02171

**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Regional Director. Same address as above.

**Contesting record procedures:** Regional Director. Same address as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual may encounter in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—14

**System name:** Region II Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region II Regional Office
National Credit Union Administration
Federal Building
228 Walnut Street, Box 926
Harrisburg, Pennsylvania 17108

**Categories of individuals covered by the system:** NCUA Region II Employees.

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of the implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region II Regional Office
National Credit Union Administration
Federal Building
228 Walnut Street, Box 926
Harrisburg, Pennsylvania 17108

**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

**NCUA—15**

**System name:** Region III Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region III Regional Office
National Credit Union Administration
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308

**Categories of individuals covered by the system:** NCUA Region III Employees

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region III Regional Office
National Credit Union Administration
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308

**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

**NCUA—16**

**System name:** Region IV Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region IV Regional Office
National Credit Union Administration
New Federal Building
234 North Summit Street
Room 1003
Toledo, Ohio 43604

**Categories of individuals covered by the system:** NCUA Region IV Employees.

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work pervormance and general administrative matters. Referral of relevant information in this system may be made, as a routing use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region IV Regional Office
National Credit Union Administration
New Federal Building
234 North Summit Street
Room 1003
Toledo, Ohio 43604





**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

**NCUA—17**

**System name:** Region V Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region V Regional Office
National Credit Union Administration
205 West Ninth Street
7th Floor
Austin, Texas 78701

**Categories of individuals covered by the system:** NCUA Region V Employees.

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region V Regional Office
National Credit Union Administration
205 West Ninth Street
7th Floor
Austin, Texas 78701

**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

**NCUA—18**

**System name:** Region VI Regional Office Staff Development/Correspondence Records, NCUA.

**System location:**

Region VI Regional Office
National Credit Union Administration
760 Market Street
Room 809
San Francisco, California 94102

**Categories of individuals covered by the system:** NCUA Region VI Employees.

**Categories of records in the system:** Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

**System manager(s) and address:**

Office Manager
Region VI Regional Office
National Credit Union Administration
760 Market Street
Room 809
San Francisco, California 94102.

**Notification procedure:** Regional Director. Same address as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

**NCUA0**

**System name:** Request for Approval of Training, NCUA.

**System location:**

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** All NCUA Staff whose approved training has been subsidized by NCUA.

**Categories of records in the system:** Requests for Approval of Training Report, Evaluation of Training Report.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make required or necessary Civil Service Commission and NCUA monitoring reports. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets located in secured offices within the Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record is maintained, supervisors of the individual, Civil Service Commission.

NCUA—20

**System name:** Security Clearance Records concerning NCUA personnel who occupy critical sensitive positions.

**System location:**

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA personnel who occupy critical sensitive positions in the Agency, including the Security Officer and his designated assistants.

**Categories of records in the system:** Background investigations on individuals to determine appropriateness for security clearance. Information consists chiefly of records of interviews conducted by Civil Service Commission and Federal Bureau of Investigation officials with parties acquainted with the individual under investigation. Questions are geared to character, integrity and loyalty to the United States.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To facilitate a determination as to appropriateness for security clearance. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records are in the form of paper hard copy. Retrievability—system is indexed by name. Safeguards—records are maintained in a separate, locked room accessible only to the Security Officer and his designated assistants. The records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—records are maintained until the individual leaves the employ of NCUA, whereupon they are returned to the originating agency.

**System manager(s) and address:**

Security Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Federal Bureau of Investigation , Bureau of Personnel Investigation (Civil Service Commission), Central Intelligence Agency.

**Systems exempted from certain provisions of the act:** This system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(5) to the extent that disclosure would reveal a source who furnished information under an express promise of confidentiality, or, prior to September 27, 1975, under an express or implied promise of confidentiality.

NCUA—21

**System name:** Supervisory Training Plans Records, NCUA.

**System location:**

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Categories of individuals covered by the system:** Employees whose position descriptions reflect significant supervisory responsibilities.

**Categories of records in the system:** Supervisory training plans.

**Authority for maintenance of the system:** 5 U.S.C. 4101, et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to meet Civil Service Commission and internal NCUA reporting requirements. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and disposal—Records are purged annually for those employees no longer participating in the program.

**System manager(s) and address:**

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Individual on whom the record in maintained, supervisors, Civil Service Commission.

NCUA—22

**System name:** Trusteed Account Records System, NCUA.

**System location:**

Division of Financial Management
Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Categories of individuals covered by the system:** Members of liquidating federally insured credit unions.

**Categories of records in the system:** Share balances and last known address of individuals by whom or on whose behalf insured share account payout claims have not been filed.

**Authority for maintenance of the system:** 12 U.S.C. 1787.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used for processing claims subsequently received. Referral of information in this system may also be made, as a routine use, to a surety company in pursuit of a fidelity bond claim, to any appropriate agency or official in the course of collection of a claim of the United States, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—records are maintained on computer printout forms. Information in the system is also stored on computer tape by a private contractor pursuant to an agreement which provides that the information will remain confidential. Retrievability—by individual name, credit union name or a combination thereof. Safeguards—records are stored in secured offices. Retention and disposal—records are maintained until processing of claims is completed.

**System manager(s) and address:**

Operating Accountant, Trusteed Accounts
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** Files of federally-insured credit unions closed for liquidation.

NCUA—23

**System name:** Verified Employee Mailing List, NCUA.

**System location:**

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

**Categories of individuals covered by the system:** NCUA Employees.

**Categories of records in the system:** Name, address, telephone number, birthday, ethnic and sex codes, GS grade, employee type, employee identification number.

**Authority for maintenance of the system:** 5 U.S.C. 301, 44 U.S.C. 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To produce mailing labels and make reportings to the program analyst for the Assistant Administrator for Administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Storage—computer disc 3330. Retrievability—by employee identification number. Safeguards—SCL decks available only to three persons in Division of Data Management, and terminal is maintained in a room which is secured by padlock after hours. Retention and Disposal—information is maintained on active, retired and deceased employees for an indefinite period.

**System manager(s) and address:**

Program Analyst for Assistant Administrator for Administration
National Credit Union Administration
2025 M Street, NW.
Washington, DC 20456

**Notification procedure:** Same as above.

**Record access procedures:** Same as above.

**Contesting record procedures:** Same as above.

**Record source categories:** NCUA form 1042 completed for each new employee by employee, personnel staff and supervisors. Form 1051 completed by same to report changes.

[FR Doc.75-20146, Filed 8-6-75;8:45 a.m.]

*Just Released*

CODE OF FEDERAL REGULATIONS

(Revised as of April 1, 1975)

Title 19—Customs Duties ..... $5.40

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**Order from Superintendent of Documents,
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# federal register

FRIDAY, AUGUST 8, 1975

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Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523–5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.

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# presidential documents

## Title 3—The President

Proclamation 4382 • August 5, 1975

**Termination of Temporary Quantitative Limitation on the Importation into the United States of Certain Cattle, Swine and Pork from Canada**

*By the President of the United States of America*

### A Proclamation

WHEREAS, Proclamation No. 4335 of November 16, 1974, limiting imports into the United States of certain cattle, beef, veal, swine and pork from Canada, was issued pursuant to Section 252(a) of the Trade Expansion Act of 1962 (19 U.S.C. 1882(a)) in response to Canada's imposing unjustifiable restrictions on cattle and meat imports from the United States, said Proclamation inserting item numbers 945.01 through 945.04 into subpart B of part 2 of the Appendix to the Tariff Schedules of the United States (TSUS), and

WHEREAS, Canada has now lifted those unjustifiable restrictions on cattle imports from the United States, and

WHEREAS, Section 255(b) of the Trade Expansion Act of 1962 (19 U.S.C. 1885(b)) authorizes the President to terminate in whole or in part any proclamation made pursuant to Section 252 of the Trade Expansion Act of 1962 (19 U.S.C. 1882(a)), and

WHEREAS, I deem it necessary and appropriate to terminate in part the restrictions proclaimed in Proclamation No. 4335, specifically those imposing temporary quantitative limitations on the importation into the United States of certain cattle, swine and pork from Canada, in order to encourage the resolution of trade disputes between the United States and Canada,

NOW, THEREFORE, I, GERALD R. FORD, President of the United States of America, acting under authority vested in me by the Constitution and statutes, including Section 255(b) of the Trade Expansion Act of 1962 (19 U.S.C. 1885(b)) do hereby proclaim that:

1) So much of Proclamation No. 4335 as proclaimed temporary quantitative limitations on the importation into the United States of certain cattle, swine, and pork from Canada is terminated.



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2) Subpart B of part 2 of the Appendix to the TSUS is amended as follows:

(a) By deleting from the superior heading immediately preceding item 945.01 the following:

(i) "the cattle, the swine,"

(ii) ", or the pork"

(iii) "cattle, swine,"

(iv) "or pork, respectively,"

(b) By deleting items 945.01, 945.02, and 945.04.

3) This Proclamation is effective with respect to articles entered, or withdrawn from warehouse, for consumption after 12:01 a.m., EDT, August 7, 1975.

IN WITNESS WHEREOF, I have hereunto set my hand this fifth day of August, in the year of our Lord nineteen hundred and seventy-five, and of the Independence of the United States of America the two-hundredth.

Gerald R. Ford

[FR Doc.75-20918 Filed 8-6-75;3:04 pm]





# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 7—Agriculture

## CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTIONS, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

## PART 26—GRAIN STANDARDS

### United States Standards for Barley

*Statement of considerations.* The United States Grain Standards Act, as amended (82 Stat. 762, 7 U.S.C. 76) provides for official U.S. standards to designate the levels of quality of grain for use by producers, merchandisers, and consumers in the domestic and export marketing of grain. Official grading service is provided under the Act upon request of the applicant and payment of a fee to cover the cost of the service.

Pursuant to section 4 of the Act, a notice concerning a proposed revision of the United States Standards for Barley (7 CFR 26.201 et seq.) was published in the FEDERAL REGISTER (39 FR 14512) on April 24, 1974, according to the administrative procedure provisions of section 553 of Title 5, United States Code.

Approximately 1,000 reprints of the notice were sent to interested persons in the grain industry. Interested persons were given until July 24, 1974, to submit data, views, or recommendations concerning the proposed revisions.

A total of 10 written comments were received in response to the notice. Three commentors concurred with the proposal. The remaining seven commentors concurred with the proposal, in general, but objected to (1) the proposed 14.0 percent moisture limit above which barley would be graded "Tough," and (2) the proposed requirement that the percentage of "plump" barley be reported on all grade certificates for malting barley.

The seven commentors who objected to the proposed 14.0 percent moisture limit above which barley would be graded "Tough" indicated that barley has been and can be routinely stored under normal conditions at the 14.5 percent moisture level in the barley-producing areas, and that adoption of the proposed 14.0 percent limit would encourage producers in the upper midwest to delay harvest to achieve field drying. The delay in harvest would expose the barley to quality deterioration in the field and could result in price discounts and possible eligibility problems under a price-support program.

After consideration of the comments, available information, the fact that the special grade designation "Tough" is only an indicator of a possible storage problem, and that delay in harvesting to achieve field drying would expose the barley to possible quality deterioration in the field, it appears more desirable to establish the limit for "Tough" barley at "more than 14.5 percent" instead of the proposed "more than 14.0 percent."

The commenters who objected to the proposal that the percentage of "plump" barley be reported on all grade certificates for malting barley indicated that an unofficial system of determining and reporting "plump" barley has been used successfully in the Minneapolis market for many years and that, if the information is required to be determined by official inspection personnel and reported on grade certificates, it would increase inspection costs and inspection time, and would result in costly delays in the merchandising of malting barley.

Marketing and pricing practices demonstrate that the factor "plump" is the best practicable malt yield indicator for malting barley, and that there is a direct relationship between the percentage of "plump" kernels and the price of the barley. Further, information on the plump factor is used extensively in malting barley trading and is shown on grade certificates issued by the official inspection agencies in six malting barley markets—Milwaukee, Wisconsin; Great Falls, Montana; Spokane, Pasco, and Colfax, Washington; and Jamestown, North Dakota.

After consideration of the comments and other information available in the Department, it is concluded that the "plump" factor information is of substantial value to the malting barley industry; that it should be defined in the U.S. standards for malting barley; and that it should be shown on all certificates of grade for malting barley.

The concern regarding an increase in cost and inspection time is shared by the Department. The determination of "plump" is a simple sizing test and can be included with the other routine sizing tests that are performed in the grading of malting barley. Accordingly, no substantial delay is foreseen in the official inspection for the factor "plump."

Two commentors suggested that reporting "plump" barley in terms of a single whole percent would be consistent with current reporting practices and would be easier for buyers and sellers to understand.

The proposal that the percentage of "plump" would be shown on grade certificates in 5 percent ranges, for example 71–75 percent, was considered to be consistent with general pricing practices and consistent with expected variations in tests. The figures for the ranges of "plump" barley as listed in the proposal have been revised for clarification (e.g., "55 percent to 60 percent, 60 percent to 65 percent . . ." now reads "56 percent to 60 percent, 61 percent to 65 percent . . ."). If pricing practices change, and if the accuracy of testing procedures increase, consideration will be given to changing the reporting procedure to reflect the changes.

The Department proposed to list under § 26.201(v), "Suitable Malting Type," the new varieties of barley as they were approved for malting purposes. However, the Department has determined after further consideration that such a listing is not advisable because of the normal 1-year delay, after final rulemaking, in the effective date of a revised standard. New approved varieties of barley are released almost annually for production, but it would normally take a minimum of 1½ years to add such a new variety to the approved list. That variety could not be graded as "malting barley" during the interim. Such a delay would serve no useful purpose and could cause an economic hardship on seed companies and possibly producers. Therefore, the proposed definition has been deleted and new wording substituted stating that the approved varieties will be listed in the Grain Inspection Manual, GR Instruction 918–6, which is available from the Grain Division upon request. Listing approved varieties in the Grain Inspection Manual created no problems or objections in the past, and under the circumstances, continuing this practice would appear more desirable. Therefore, publishing this change as proposed rulemaking is deemed unnecessary.

After full consideration of all comments, discussions, and other relevant information available to the Department, the proposal is hereby adopted, except that (1) "Tough" barley shall be defined as barley which contains more than 14.5 percent moisture instead of more than 14.0 percent moisture as proposed; (2) varieties approved as "suitable malting type" will continue to be listed in the Grain Inspection Manual instead of the standards; and (3) other editorial and minor changes for clarification purposes, which include: the addition of footnotes in the malting barley tables (sections 26.206 and 26.207) to clarify that frost damaged minor and mold damaged minor shall not function as damaged kernels (when applicable) or against the sound barley; and that "mold-damaged kernels (major)" in six-rowed malting barley function as damaged kernels and against sound barley; and in Section 26.202, paragraph (c)(1)(ii), the insertion of the wording "which is not semi-steely in mass; which is not badly stained or materially weathered, bleached, blighted, ergoty, garlicky, smutty, or weevily" immediately following the words



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"blue aleurone layers" and immediately preceding the word "and" (the statement was inadvertently omitted from the proposed changes and does not represent any change from the current standards); and in Section 26.210 the insertion of an omitted paragraph "(g) Stained barley" and its definition; and the changing of paragraphs "g" and "h" to "h" and "i," respectively; and in Section 26.211[1] the insertion of the omitted word, "Stained" immediately following the word "Smutty," and immediately preceding the word "Tough"; and the revision to clarify the percentage figures in the ranges of "plump" barley.

Accordingly, the United States Standards for Barley, 7 CFR 26.201–26.211, are revised to read as follows:

UNITED STATES STANDARDS FOR BARLEY[1]

TERMS DEFINED

Sec.
26.201 Definitions of barley.
26.202 Definitions of other terms.

PRINCIPLES GOVERNING THE APPLICATION OF THE STANDARDS

26.203 Basis of determination.
26.204 Temporary modification in equipment and procedures.
26.205 Percentages.

GRADES, GRADE REQUIREMENTS, AND GRADE DESIGNATIONS

26.206 Grades and grade requirements for the subclasses Six-rowed Malting Barley and Six-rowed Blue Malting Barley (See also § 26.202(c)(1)(i) and (ii); § 26.210(a) through (h); and § 26.211.)
26.207 Grades and grade requirements for the subclass Two-rowed Malting Barley. (See also § 26.202(c)(2)(i); § 26.210(a) through (h); and § 26.211.)
26.208 Grades and grade requirements for the subclasses Six-rowed Barley, Two-rowed Barley, and the class Barley. (See also § 26.202(c)(1)(iii), (2)(ii), § 26.210(a) through (h) and § 26.211.)
26.209 Grade designations.

SPECIAL GRADES, SPECIAL GRADE REQUIREMENTS, AND SPECIAL GRADE DESIGNATIONS

26.210 Special grades and special grade requirements.
26.211 Special grade designations.

UNITED STATES STANDARDS FOR BARLEY[1]

TERMS DEFINED

### § 26.201 Definition of barley.

Grain which, before the removal of dockage, consists of 50 percent or more of whole kernels of cultivated barley (*Hordeum vulgare* L. and *H. distichum* L.) and not more than 25 percent of other grains for which standards have been established under the United States Grain Standards Act. The term "barley" as used in these standards shall not include hull-less barley.

[1] Compliance with the provisions of these standards does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or other Federal laws.

### § 26.202 Definitions of other terms.

For the purposes of these standards the following terms shall have the meanings stated below:

(a) *Black barley.* Barley with black hulls.

(b) *Broken kernels.* Barley with more than ¼ of the kernel removed.

(c) *Classes.* Barley shall be divided into the following three classes: Six-rowed Barley, Two-rowed Barley, and Barley.

(1) *Six-rowed Barley.* Barley of the six-rowed type with white hulls which contains not more than 10.0 percent of two-rowed barley or black barley, either singly or combined. This class shall be divided into the following three subclasses:

(i) *Six-rowed Malting Barley.* Six-rowed barley of a suitable malting type which has 90.0 percent or more of kernels with white aleurone layers; which is not semisteely in mass; which is not badly stained or materially weathered, bleached, blighted, ergoty, garlicky, smutty, or weevily, and which otherwise meets the requirements of the grades for the subclass Six-rowed Malting Barley (see § 26.206).

(ii) *Six-rowed Blue Malting Barley.* Six-rowed barley of a suitable malting type which has 90.0 percent or more of kernels with blue aleurone layers; which is not semisteely in mass; which is not badly stained or materially weathered, bleached, blighted, ergoty, garlicky, smutty, or weevily; and which otherwise meets the requirements of the subclass Six-rowed Malting Barley (see § 26.206).

(iii) *Six-rowed Barley.* Any barley of the class Six-rowed Barley which does not meet the requirements of the subclass Six-rowed Malting Barley or Six-rowed Blue Malting Barley.

(2) *Two-rowed Barley.* Barley of the two-rowed type with white hulls which contain not more than 10.0 percent of six-rowed barley or black barley, either singly or combined. This class shall be divided into the following two subclasses:

(i) *Two-rowed Malting Barley.* Two-rowed barley of a suitable malting type, which is not semisteely in mass; which is not badly stained or materially weathered, bleached, blighted, ergoty, garlicky, smutty, or weevily, and which otherwise meets the requirements of the grades for the subclass Two-rowed Malting Barley (see § 26.207).

(ii) *Two-rowed Barley.* Two-rowed barley which does not meet the requirements of the subclass Two-rowed Malting Barley.

(3) *Barley.* Barley which does not meet the requirements for any of the classes Six-rowed Barley, Two-rowed Barley, or which contains more than 10 percent of black barley.

(d) *Damaged kernels.* Kernels and pieces of kernels of barley, other grains, and wild oats, which are: Blight-damaged, mold-damaged (major and minor), heat-damaged (major and minor), sprout-damaged or malted, frost-damaged (major and minor), germ-damaged, badly ground-damaged, badly weather-damaged, insect-bored, or otherwise materially damaged.

(e) *Distinctly low quality.* Barley which is obviously of inferior quality because it contains foreign substances or because it is in an unusual state or condition, and which cannot be properly graded by use of the other grading factors provided in the standards.

(f) *Dockage.* Weed seeds, weed stems, chaff, straw, grain other than barley, sand, dirt, and any material other than barley which can be removed readily from a test portion of the original sample by use of an approved device in accordance with procedures prescribed in the Grain Inspection Manual.[2] Dockage shall include underdeveloped, shriveled, and small pieces of barley kernels removed in properly separating the material other than barley and which cannot be recovered by properly rescreening or recleaning. For the purpose of this paragraph "approved device" shall include the Carter Dockage Tester and any other equipment that is approved by the Administrator as giving equivalent results.[3]

(g) *Foreign material.* All matter other than barley, other grains, and wild oats, which is not separated from the barley in the determination of dockage.

(h) *Frost-damaged kernels (major).* Kernels and pieces of kernels of barley which are badly shrunken and distinctly discolored black or brown by frost.

(i) *Frost-damaged kernels (minor).* Kernels and pieces of kernels of barley which are distinctly indented, immature or shrunken in appearance; or which are light green in color as a result of frost before maturity.

(j) *Germ-damaged kernels.* Kernels and pieces of kernels of barley that have dead germs or discolored germ ends indicative of dead germs.

(k) *Heat-damaged kernels (major).* Kernels and pieces of kernels of barley, other grains and wild oats, which are materially discolored and damaged by heat.

(l) *Heat-damaged kernels (minor).* Kernels and pieces of kernels of barley which are slightly discolored as a result of heating.

(m) *Mold-damaged kernels (major).* Kernels and pieces of kernels of barley which are weathered and contain considerable evidence of mold.

[2] Grain Inspection Manual, GR Instruction 918–6, effective August 28, 1972, as amended, U.S. Department of Agriculture, Agricultural Marketing Service. Copies may be obtained from the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture, 6525 Belcrest Road, Hyattsville, Maryland 20782.

[3] Requests for information concerning approved devices and procedures, criteria for approved devices, and request for approval of devices should be directed to the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture, 6525 Belcrest Road, Hyattsville, Maryland 20782.





(n) *Mold-damaged kernels (minor).* Kernels and pieces of kernels of barley containing slight evidence of mold.

(o) *Moisture.* Water content in barley as determined by an approved device in accordance with procedures prescribed in the Grain Inspection Manual.[2] For the purpose of this paragraph "approved device" shall include the Motomco moisture meter and any other equipment that is approved by the Administrator as giving equivalent results.[3]

(p) *Other grains.* Corn, cultivated buckwheat, einkorn, emmer, flaxseed, sorghum, guar, hull-less barley, non-grain sorghum, oats, Polish wheat, popcorn, poulard wheat, rice, rye, soybeans, spelt, sweet corn, sunflower, triticale, and wheat.

(q) *Plump barley.* Barley that remains on top of a 6/64 x 3/4 slotted-hole sieve after sieving in accordance with procedures prescribed in the Grain Inspection Manual.[2]

(r) *Sieves.* (1) *5/64 x 3/4 slotted-hole sieve.* A metal sieve 0.032 inch thick with slotted perforations 0.0781 (5/64) inch by 0.750 (3/4) inch.

(2) *5 1/2/64 x 3/4 slotted-hole sieve.* A metal sieve 0.032 inch thick with slotted perforations 0.0859 (5 1/2/64) inch by 0.750 (3/4) inch.

(3) *6/64 x 3/4 slotted-hole sieve.* A metal sieve 0.032 inch thick with slotted perforations 0.0937 (6/64) inch by 0.750 (3/4) inch.

(s) *Skinned and broken kernels.* Barley kernels from which one-third or more of the hull has been removed, or in which the hull is loose or missing over the germ, or broken kernels, or whole kernels in which part or all of the germ is missing.

(t) *Sound barley.* Kernels and pieces of kernels of barley, except for frost-damaged kernels (minor) and mold-damaged kernels (minor), which are not damaged, as defined under paragraph (d) of this section.

(u) *Stones.* Concreted earthy or mineral matter and other substances of similar hardness that do not disintegrate readily in water.

(v) *Suitable malting type.* Varieties of malting barley which have been approved as being suitable for malting purposes. The approved varieties are listed in the Grain Inspection Manual, GR Instruction 918–6, which is available upon request from the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture.

(w) *Test weight per bushel.* (1) Test weight per bushel shall be the weight per Winchester bushel (2,150.42 cubic inch capacity) as determined on a test portion of the original sample by an approved device in accordance with instructions in the Grain Inspection Manual.[2] For the purpose of this paragraph "approved device" shall include the Fairbanks-Morse or Ohaus Test Weight Per Bushel apparatus and any other equipment that is approved by the Administrator as giving equivalent results.[3]

(2) Test weight per bushel shall be stated in terms of whole and half pounds; a fraction of a pound when equal to or greater than one-half shall be stated as one-half and when less than one-half shall be disregarded; e.g., 51.1 through 51.4 shall be 51.0 and 51.5 through 51.9 shall be 51.5.

(x) *Thin barley.* Barley and other matter which may be removed from a test portion of the original sample by an approved device in accordance with procedures prescribed in the Grain Inspection Manual.[2] For the purpose of this paragraph "approved device" shall be the 5 1/2/64 x 3/4 slotted-hole sieve for the class Two-rowed Barley and the 5/64 x 3/4 slotted-hole sieve for the class Six-rowed Barley.

(y) *Wild brome grasses.* Seeds of brome grasses such as *Bromus rigidus* which have harsh awns and which are injurious when fed to livestock.

(z) *Wild oats.* Seeds of *Avena fatua* and *A. sterilis.*

(aa) *Whole kernels.* Barley with 1/4 or less of the kernel removed.

PRINCIPLES GOVERNING THE APPLICATION OF THE STANDARDS

### § 26.203 Basis of determination.

Each determination of dockage, moisture, temperature, odor, garlic, live weevils or other insects injurious to stored grain, crotalaria seeds, large stones, castor beans, broken glass, animal filth, an unknown foreign substance, a commonly recognized harmful or toxic substance, and otherwise distinctly low quality shall be upon the basis of the grain as a whole. Each determination of heat-damaged kernels, white aleurone layers in Six-rowed Malting Barley; and blue aleurone layers in Six-rowed Blue Malting Barley shall be determined on a test portion of pearled, dockage-free barley. All other determinations shall be on a test portion of barley when free from dockage.

### § 26.204 Temporary modifications in equipment and procedures.

The equipment and procedures referred to in the barley standards are applicable to barley produced and harvested under normal environmental conditions. Abnormal environmental conditions during the production and harvesting of barley may require minor temporary modifications in the equipment or procedures to obtain results expected under normal conditions. When these adjustments are necessary, Grain Division Field Offices, official inspection agencies, and interested parties in the grain trade will be notified promptly in writing of the modification. These modifications shall not include changes in interpretations of identity, class, quality, or condition.

### § 26.205 Percentages.

(a) Percentages shall be determined on the basis of weight and shall be rounded off as follows:

(1) When the figure to be rounded is followed by a figure greater than 5, round to the next higher figure; e.g., 0.46, report as 0.5.

(2) When the figure to be rounded is followed by a figure less than 5, round to the next lowest figure; e.g., 0.54, report as 0.5.

(3) When the figure to be rounded is even and it is followed by the figure 5, retain the even figure. When the figure to be rounded is odd and it is followed by 5, round the figure to the next higher number; e.g., 0.45, report as 0.4; 0.55, report as 0.6.

(b) Percentages shall be stated in whole and tenth percent to the nearest tenth of a percent, except for dockage, the identity of barley, classes, and for plump barley. The percentage of dockage, when equal to one percent or more, shall be stated as a whole percent; a fraction of a percent shall be disregarded. The percentage, when determining the identity of barley and the classes in the class "Barley," shall be stated to the nearest whole percent. The percentage of plump barley shall be determined to the nearest whole percent and expressed in terms of the range in which it falls. Ranges shall be: Below 50 percent, 50 percent to 55 percent, 56 percent to 60 percent, 61 percent to 65 percent, 66 percent to 70 percent, 71 percent to 75 percent, 76 percent to 80 percent, 81 percent to 85 percent, 86 percent to 90 percent, 91 percent to 95 percent, and 96 percent to and including 100 percent.

GRADES, GRADE REQUIREMENTS, AND GRADE DESIGNATIONS

### § 26.206 Grades and grade requirements for the subclasses Six-rowed Malting Barley and Six-rowed Blue Malting Barley. (See also § 26.202(c)(1)(i) and (ii); § 26.210 (a) through (h); and § 26.211.)

| Grade[1] | Minimum limits of— | | | Maximum limits of— | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| | Test weight per bushel | Suitable malting type | Sound barley | Damaged kernels[2] | Foreign material | Other grains | Skinned and broken kernels | Thin barley | Black barley |
| | *Pounds* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* |
| U.S. No. 1 | 47.0 | 95.0 | 97.0 | 2.0 | 1.0 | 2.0 | 4.0 | 7.0 | 0.5 |
| U.S. No. 2 | 45.0 | 95.0 | 94.0 | 3.0 | 2.0 | 3.0 | 6.0 | 10.0 | 1.0 |
| U.S. No. 3 | 43.0 | 95.0 | 90.0 | 4.0 | 3.0 | 5.0 | 8.0 | 15.0 | 2.0 |

[1] Six-rowed Malting Barley and Six-rowed Blue Malting Barley may contain a maximum of 1.9 percent of frost damaged kernels of which not more than 0.4 percent may be frost-damaged (major), may contain a maximum of 0.2 percent of heat-damaged kernels of which not more than 0.1 percent may be heat-damaged kernels (major), and may contain unlimited amounts of mold-damaged kernels (minor); however, mold-damaged kernels (major) shall function as "damaged kernels" and against "sound barley."

[2] Frost-damaged kernels (minor) and mold-damaged kernels (minor) shall not be included as damaged kernels or scored against sound barley.

NOTE: Six-rowed barley that meets the requirements of U.S. No. 1 to U.S. No. 3, inclusive, for the subclasses Six-rowed Malting Barley and Six-rowed Blue Malting Barley shall be classified and graded according to the requirements in this section. Otherwise, it shall be graded according to the requirements in § 26.208.

**§ 26.207 Grades and grade requirements for the subclass Two-rowed Malting Barley. (See also § 26.202(c)(2)(i); § 26.210 (a) through (h); and § 26.211.)**

| Grade[1] | Minimum limits of— | | | | Maximum limits of— | | | | |
|---|---|---|---|---|---|---|---|---|---|
| | Test weight per bushel | Suitable malting types | Sound barley[2] | Wild oats | Foreign material | Skinned and broken kernels | Thin barley | Black barley |
| | *Pounds* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* |
| U.S. No. 1 choice | 50.0 | 97.0 | 98.0 | 1.0 | 0.5 | 5.0 | 5.0 | 0.5 |
| U.S. No. 1 | 48.0 | 97.0 | 98.0 | 1.0 | 0.5 | 7.0 | 7.0 | 0.5 |
| U.S. No. 2 | 48.0 | 95.0 | 96.0 | 2.0 | 1.0 | 10.0 | 10.0 | 1.0 |
| U.S. No. 3 | 48.0 | 95.0 | 93.0 | 3.0 | 2.0 | 10.0 | 10.0 | 2.0 |

[1] Two-rowed Malting Barley may contain a maximum of 1.9 percent of frost-damaged kernels of which not more than 0.4 percent may be frost-damaged kernels (major), may contain a maximum of 0.2 percent of heat-damaged kernels of which not more than 0.1 percent may be heat-damaged kernels (major), and may contain a maximum of 1.9 percent of mold-damaged kernels of which not more than 0.4 percent may be mold-damaged (major).

[2] Frost-damaged kernels (minor) and mold-damaged kernels (minor) shall not be scored against sound barley.

NOTE: Two-rowed barley that meets the requirements of U.S. No. 1 Choice to U.S. No. 3, inclusive, for the subclass Two-rowed Malting Barley shall be classified and graded according to the requirements in this section. Otherwise, it shall be graded according to the requirements in § 26.208.

**§ 26.208 Grades and grade requirements for the subclasses Six-rowed Barley, Two-rowed Barley, and the class Barley. (See also § 26.202(c)(1)(iii), (2)(ii); § 26.210 (a) through (h) and § 26.211.)**

| Grade | Minimum limits of— | | | | Maximum limits of— | | | |
|---|---|---|---|---|---|---|---|---|
| | Test weight per bushel | Sound barley | Damaged kernels[1] | Heat-damaged kernels (Major) | Foreign material | Broken kernels | Thin barley | Black barley[2] |
| | *Pounds* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* | *Percent* |
| U.S. No. 1 | 47.0 | 97.0 | 2.0 | 0.2 | 1.0 | 4.0 | 10.0 | 0.5 |
| U.S. No. 2 | 45.0 | 94.0 | 4.0 | 0.3 | 2.0 | 8.0 | 15.0 | 1.0 |
| U.S. No. 3 | 43.0 | 90.0 | 6.0 | 0.5 | 3.0 | 12.0 | 25.0 | 2.0 |
| U.S. No. 4[3] | 40.0 | 85.0 | 8.0 | 1.0 | 4.0 | 18.0 | 35.0 | 5.0 |
| U.S. No. 5 | 36.0 | 75.0 | 10.0 | 3.0 | 5.0 | 28.0 | 75.0 | 10.0 |
| U.S. Sample grade | U.S. Sample grade shall be barley which— (a) Does not meet the requirements for the grades U.S. Nos. 1, 2, 3, 4, or 5. (b) Contains a quantity of smut so great that one or more of the grade requirements cannot be determined accurately. (c) Contains more than 7 stones or more than 2 crotalaria seeds (*Crotalaria* spp.) per 1,000 grams of barley. (d) Has a musty, sour, or commercially objectionable foreign odor (except smut or garlic odor), or (e) Contains the seeds of wild brome grasses, or (f) Is heating or otherwise of distinctly low quality. | | | | | | | |

[1] Includes heat-damaged kernels (major). Frost-damaged kernels (minor) and mold-damaged kernels (minor) shall not be considered as damaged kernels.

[2] These limits do not apply to the class Barley.

[3] Barley that is badly stained or materially weathered shall be graded not higher than U.S. No. 4.

**§ 26.209 Grade designations.**

The grade designation for barley shall include, in the following order: (a) The letters "U.S.," (b) the number of the grade or the words "Sample grade," (c) the special grade "Bright," if applicable (see § 26.211), (d) the name of the applicable subclass, or in the case of the class Barley, the name of the class; (e) the name of each applicable special grade (see § 26.211), (f) when applicable, the word "dockage" together with the percentage thereof; and (g) for malting barley, the words "Plump Barley" together with the applicable percentage range. If requested by the applicant, the grade designation for the class Barley shall include, following the word "Barley," the approximate percentage of each class and of black barley in the mixture, in order of predominance.

SPECIAL GRADES, SPECIAL GRADE REQUIREMENTS, AND SPECIAL GRADE DESIGNATIONS

**§ 26.210 Special grades and special grade requirements.**

A special grade, when applicable, is supplemental to the grade assigned under § 26.206, § 26.207, or § 26.208. Such special grades are established and determined as follows:

(a) *Bleached barley.* Barley which, in whole or in part, has been treated with sulphurous acid or any other bleaching agent.

(b) *Blighted barley.* Barley which contains more than 4.0 percent of blight-damaged and/or mold-damaged kernels (major).

(c) *Bright barley.* Barley, except bleached barley, that is of exceptionally good natural color.

(d) *Ergoty barley.* Barley which contains ergot in excess of 0.10 percent.

(e) *Garlicky barley.* Barley which contains three or more green garlic bulblets, or an equivalent quantity of dry or partly dry bulblets in 500 grams of barley.

(f) *Smutty barley.* Barley which has kernels covered with smut spores to give a smutty appearance in mass, or which contains 0.20 percent or more of smut masses.

(g) *Stained barley.* Barley, except bleached barley that is badly stained or weathered.

(h) *Tough barley.* Barley which contains more than 14.5 percent moisture.

(i) *Weevily barley.* Barley which is infested with live weevils or other insects injurious to stored grain. As applied to barley the meaning of the term "infested" is set forth in chapter V of the Grain Inspection Manual.[3]

**§ 26.211 Special grade designations.**

The grade designation for bright barley shall include, preceding the class or subclass, the word "Bright." The grade designation for bleached, blighted, ergoty, garlicky, smutty, tough, or weevily barley shall include, following the class or subclass, the word(s) "Bleached," "Blighted," "Ergoty," "Garlicky," "Smutty," "Stained," "Tough," or "Weevily," as warranted, and all other information prescribed in § 26.209.

*Comments.* For a period of 6 months after adoption of these amendments, official inspection personnel shall, upon request, show on inspection certificates the grade under both the revised standards and the standards before the revision.

*Effective date.* The foregoing United States Standards for Barley shall become effective November 1, 1976.

Done at Washington, D.C., on August 4, 1975.

WILLIAM H. WALKER, III,
*Acting Administrator.*

[FR Doc.75-20584 Filed 8-7-75;8:45 am]

## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Lemon Reg. 5]

## PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

### Limitations of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period August 10–16, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

**§ 910.305 Lemon Regulation 5.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the Act.

(2) The need for this regulation to limit the quantity of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is generally easier at the beginning of this week. Average f.o.b. price was $7.05 per carton the week ended August 2, 1975, compared to $6.31 per carton the previous week. Track and rolling supplies at 126 cars were up 2 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 5, 1975.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period August 10, 1975, through August 16, 1975, is hereby fixed at 280,000 cartons.

(2) As used in this section, "handled", and "carton(s)" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended (7 U.S.C. 601–674))

Dated: August 6, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-20941 Filed 8-7-75;8:45 am]

## Title 8—Aliens and Nationality

## CHAPTER I—IMMIGRATION AND NATURALIZATION SERVICE, DEPARTMENT OF JUSTICE

## PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

### Visa Waiver for Certain Nonimmigrants

Reference is made to the notice of proposed rule making which was published in the FEDERAL REGISTER of August 13, 1974 (39 FR 28996) pursuant to 5 U.S.C. 553 (80 Stat. 383) and in which there were set forth the proposed amendments to 8 CFR 212.1(b) concerning the revocation of the waiver of the nonimmigrant visa requirement for certain aliens seeking to enter Puerto Rico or the Virgin Islands of the United States.

The representations which were received in response to the proposed rules of August 13, 1974, have been carefully considered. The proposed rules have been modified in the following respects. The provision for a waiver of the visa requirement for nationals of the British Virgin Islands having a residence in such islands when seeking to enter the Virgin Islands of the United States as nonimmigrants, has been retained. Nationals of other British, French, or Netherlands territory in the Caribbean area or of independent countries formerly a part of such territory, who are the beneficiaries of indefinite certifications issued by the Department of Labor for employment in the Virgin Islands of the United States, and their spouses and children, will also benefit from such a waiver when seeking to enter the Virgin Islands of the United States for employment pursuant to their certifications.

The proposed rules, as modified and as set forth below, are hereby adopted:

In Part 212, § 212.1(b) is revised to read as follows:

**§ 212.1 Documentary requirements for nonimmigrants.**

* * * * *

(b) *British, French, and Netherlands nationals, and nationals of certain adjacent islands of the Caribbean which are independent countries.* A visa is not required of a British, French, or Netherlands national, or of a national of Barbados, Grenada, Jamaica, or Trinidad and Tobago, who has his residence in British, French, or Netherlands territory located in the adjacent islands of the Caribbean area, or in Barbados, Grenada, Jamaica, or Trinidad and Tobago, who: (1) Is proceeding to the United States as an agricultural worker; or (2) is the beneficiary of a valid, unexpired indefinite certification granted by the Department of Labor for employment in the Virgin Islands of the United States and is proceeding to the Virgin Islands of the United States for such purpose, or is the spouse or child of such an alien accompanying or following to join him. A visa is not required of a national of the British Virgin Islands who has his residence in the British Virgin Islands, and who is proceeding to the Virgin Islands of the United States.

* * * * *

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

The basis and purpose of the above-prescribed regulations are to eliminate abuse of the nonimmigrant visa waiver for admission to Puerto Rico or the Virgin Islands of the United States, which waiver has been utilized for the purpose of facilitating entry into, and stay in, the United States in violation of law.

*Effective date.* The amendments contained in this order shall become effective October 7, 1975.

Dated: July 28, 1975.

L. F. CHAPMAN, JR.,
*Commissioner of Immigration and Naturalization.*

[FR Doc.75-20560 Filed 8-7-75;8:45 am]

## Title 13—Business Credit and Assistance

## CHAPTER I—SMALL BUSINESS ADMINISTRATION

[Rev. 9—Amdt. 2]

## PART 123—DISASTER LOANS

### Federal Flood Insurance

On January 20, 1975, the SBA published revised disaster loan rules and regulations (40 FR 3210D). This revision incorporated flood insurance requirements then in effect, duplicating Part 116 of this chapter. Since this amendment only eliminates duplication it is effective August 8, 1975, without request for public comment.

Part 123 is hereby amended by revising § 123.7 to read as follows:

§ 123.7 Federal flood insurance.

Applicants for SBA loans under this Part 123 must purchase Federal flood insurance in accordance with the requirements of Part 116 of these regulations.

Dated: August 4, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20565 Filed 8-7-75;8:45 am]

## Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 75-CE-1-AD; Amdt. 39-2338]

## PART 39—AIRWORTHINESS DIRECTIVES

### Cessna T310, 320, 340, 401, 402, 411, 414 and 421 Series Airplanes

AD 75-04-01, Amendment 39-2083 (40 FR 5348), as amended by Amendment 39-2130 (40 FR 11861, 11862), is an Airworthiness Directive (AD) superseding AD 72-10-5, Amendments 39-1442 (37 FR 9385, 9386), and 39-1562 (37 FR 25021), applicable to Cessna T310, 320, 340, 401, 402, 411, 414 and 421 series airplanes. AD 75-04-01 requires repetitive inspections of the exhaust system and replacement of certain exhaust system clamps on these airplanes in accordance with Cessna Service Letter ME74-21.

Subsequent to the issuance of AD 75-04-01, the manufacturer has advised that parts are still not readily available to effect compliance with Paragraph 2 of the AD. In addition, some of the clamps already supplied to the field may be defective. The manufacturer is in the process of designing a fail safe exhaust system retainer which when approved will be the subject matter of another AD on these exhaust systems. In the interim AD 75-04-01 is being amended by extending the compliance time for Paragraph 2 and by adding a new paragraph requiring repetitive inspections of the "V" band clamps on the discharge side of the turbo supercharger for cracks or fractures and the replacement thereof if necessary.

Since this amendment is in the interest of safety and is in part relaxatory in nature, compliance with the notice and public procedure provisions of the Administrative Procedure Act is not necessary and good cause exists for making this amendment effective in less than thirty (30) days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator 14 C.F.R. § 11.89 (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendments 39-2083 and 39-2130, AD 75-04-01, is amended in the following respects:

1. Paragraph 2 delete the phrase "within 50 hours' time in service after the effective date of this AD:" and substitute the following phrase "within 200 hours' time in service after the effective date of this amendment:".

2. Add a new Paragraph 3 which reads as follows:

(3) Within 25 hours' time in service after the effective date of this amendment and each 25 hours' time in service thereafter, visually inspect the multi segment and one-piece "V" band clamps installed on the discharge side of the turbo supercharger and tail pipe for cracks or fractures in the area of the apex on the circumference and in the transition between the clamping bolt and circumferences using a 10X magnifying glass and light. Loosen the clamp and slide it back on the tail pipe to make all areas accessible for inspection. Replace defective parts with new or serviceable clamps. Those airplanes which have the redundant tail pipe support installed are exempt from the above 25 hour repetitive inspection. However, these airplanes must comply with the 50 hour repetitive inspections in Paragraph 1a.

3. Renumber existing Paragraph 3 as Paragraph 4.

This amendment becomes effective August 15, 1975.

This amendment is made under the authority of Sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Kansas City, Missouri, on July 31, 1975.

C. R. MELUGIN, JR.,
*Director, Central Region.*

[FR Doc.75-20515 Filed 8-7-75;8:45 am]

[Docket No. 75-GL-13; Amdt. 39-2336]

## PART 39—AIRWORTHINESS DIRECTIVES

### Detroit Diesel Allison Model 501-D13 Series Engines

There has been a recent failure of a second stage turbine wheel in a Detroit Diesel Allison Model 501-D13D engine which resulted in penetration of the engine case and damage to surrounding structure. Investigation has shown that a low cycle fatigue failure can originate in the hub spline area of wheels from a specific heat lot. Since the condition described herein may exist or develop in other engines of the same type design, an Airworthiness Directive is being issued requiring removal of all second stage turbine wheels from that heat lot.

Since immediate action is required in the interest of safety, compliance with the notice and public procedure provisions of the Administrative Procedure Act is not practical and good cause exists for making this amendment effective in less than thirty (30) days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (31 FR 13697 and 14 C.F.R. § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

Applies to Detroit Diesel Allison Model 501-D13 series engines which incorporate P/N 6829072 second stage turbine wheels with the following serial numbers:

| | | | |
|---|---|---|---|
| KK14205 | KK14210 | KK14211 | KK14403 |
| KK14405 | KK14406 | KK14407 | KK14408 |
| KK14409 | KK14413 | KK14414 | KK14416 |
| KK14417 | KK14418 | KK14420 | KK14421 |
| KK14422 | KK14423 | KK14424 | KK14427 |
| KK14428 | KK14430 | KK14431 | KK14432 |
| KK14434 | KK14435 | KK14436 | KK14437 |
| KK14440 | KK14442 | KK14443 | KK14445 |
| KK14446 | KK14447 | KK14448 | KK14449 |
| KK14450 | KK14451 | KK14452 | KK14453 |
| KK14454 | KK14455 | KK14456 | KK14457 |
| KK14459 | KK14460 | KK14461 | KK14463 |
| KK14464 | KK14465 | KK14817 | KK14819 |
| KK14821 | KK14822 | KK14823 | KK14825 |
| KK15451 | KK15452 | KK15453 | KK15454 |
| KK15456 | KK15457 | KK15471 | KK15472 |
| KK15473 | KK15474 | KK15475 | KK15476 |
| KK15477 | KK15478 | KK15479 | KK15480 |
| KK15481 | KK15483 | KK15484 | KK15485 |
| KK15486 | KK15487 | KK15489 | KK15490 |
| KK15492 | KK15493 | KK15494 | KK15495 |
| KK15496 | KK15497 | KK15498 | KK15500 |

NOTE: At time of overhaul, some wheels have R1, R2, R3, R4 or R5 added as a suffix to the wheel serial number. The suffix should be disregarded in determining the applicability of this airworthiness directive.

Compliance required as indicated.

I. Remove from service wheels which have not been inspected since installation as new wheels, according to the following schedule:

(a) Remove from service within 100 cycles from the effective date of this Airworthiness Directive, wheels with more than 6900 cycles.

(b) Remove from service prior to exceeding 7000 cycles, wheels with not more than 6900 cycles, on the effective date of this Airworthiness Directive.

II. Remove from service wheels which have been inspected by fluorescent penetrant method FP-30A/ZL-30A at last inspection, according to the following schedule:

(a) Remove from service within 100 cycles from the effective date of this Airworthiness Directive, wheels with more than 3900 cycles since last inspection or more than 9400 total cycles, whichever occurs first.

(b) Remove from service prior to exceeding 4000 cycles since last inspection or 9500 total cycles, whichever occurs first, wheels with not more than 3900 cycles since last inspection or not more than 9400 total cycles on the effective date of this Airworthiness Directive.

NOTE: If the method of fluorescent penetrant inspection used at last inspection cannot be determined, it must be assumed that FP-30A/ZL-30A was not used.

III. Remove from service wheels which have been inspected by a fluorescent penetrant method other than FP-30A/ZL-30A at last inspection, according to the following schedule:

(a) Remove from service within 100 cycles from the effective date of this Airworthiness Directive, wheels with more than 2400 cycles since last inspection, or more than 9400 total cycles, whichever occurs first.

(b) Remove from service prior to exceeding 2500 cycles since last inspection or 9500 total cycles, whichever occurs first, wheels with not more than 2400 cycles since last inspection or not more than 9400 total cycles on the effective date of this Airworthiness Directive.

IV. For the purposes of this airworthiness directive, a cycle is defined as one takeoff.

V. Detroit Diesel Allison Commercial Service Letter 501-D13 CSL-234 pertains to this subject.

This amendment is effective August 14, 1975.

This amendment is made under the authority of sections 313(a) 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois, on July 31, 1975.

JOHN TRUHAN,
*Acting Director,*
*Great Lakes Region.*

[FR Doc.75-20519 Filed 8-7-75;8:45 am]





[Docket No. 75GL-14; Amdt. 39-2337]

## PART 39—AIRWORTHINESS DIRECTIVE

### Hartzell Model EHC-A3VF-2B/V7636D Propellers

Pursuant to the authority delegated to me by the Administrator (31 FR 13697 and 14 CFR 11.89), a telegraphic airworthiness directive was adopted July 15, 1975, and made effective immediately as to all known United States operators of Hartzell Model EHC-A3VF-2B/V7636D propellers used on Continental IO-520-E series engines. That directive requires a visual inspection with a 10× (ten power) glass of the blade shank areas and clamps, of the propellers installed on the affected aircraft, before further flight and prior to the first flight of each day. That airworthiness directive was considered to constitute an initial action pending further investigation.

A review of the telegraphic airworthiness directive issued July 15, 1975, indicated that a more detailed inspection of the propeller is necessary. Consequently, it was determined that this airworthiness directive should also require that a subsequent detailed inspection of the propeller components (i.e., blades, clamps, and hubs) be made. If any parts are found to be cracked or contain defects, they must be replaced with serviceable units before the propeller can be returned to service. Also, a service record log is to be maintained for these propellers. Furthermore, the initial inspection requirements, which have likewise been amended by requiring the removal of propellers having a history of rough operation, are to remain in effect until the detailed inspections of the affected propellers are accomplished.

Since it was found that immediate action was required, notice and public procedure thereon was impractical and contrary to public interest and good cause existed for making that telegraphic airworthiness directive effective immediately as to all known U.S. operators of Hartzell Model EHC-A3VF-2B/V7636D propellers used on Continental IO-520-E series engines by individual telegrams dated July 15, 1975. These conditions still exist and the airworthiness directive, amended as noted above, is hereby published in the Federal Register as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

HARTZELL PROPELLERS, Applies to Hartzell Model EHC-A3VF-2B/V7636D propellers used on Continental IO-520-E series engines installed on but not limited to the deHavilland (Heron) D. H. 114 series 2 type aircraft modified in accordance with STC SA 1685WE.

Compliance required as indicated.

To detect cracks and prevent possible blade shank and clamp failures accomplish Paragraph A before further flight and prior to the first flight of each day. After Paragraph B has been accomplished, compliance with Paragraph A is no longer necessary.

A. (1) Remove spinner and inspect propeller blade shank area for cracks using a 10X (ten power) glass. Region of concern covers area from point where blade emerges from clamp to the station 10 inches outboard of the clamp. Replace any propeller found with a cracked or defective blade in accordance with Paragraph A(3) before further flight.

(2) Inspect blade clamp for cracks using a 10X (ten power) glass. Also, inspect for loose or broken bolts. Replace any propeller having any cracked clamp or broken bolts in accordance with Paragraph A(3) before further flight.

(3) In the event any cracked blades, clamps, or bolts are found during inspections accomplished in accordance with Paragraphs A(1) and A(2) above, the propeller must be replaced with a propeller which has been inspected and repaired in accordance with Hartzell Bulletin No. 97A, dated March 1, 1973, Hartzell (Overhaul) Manual No. 114B, or with a new approved propeller to which this Airworthiness Directive does not apply.

(4) Any propeller with a continued history of synchronization difficulties and/or rough operation must be replaced prior to further flight with a propeller considered satisfactory in accordance with Paragraph A(3) of this Airworthiness Directive.

B. (1) Propellers with 800 or more hours in service since new or last overhaul, inspect in accordance with Paragraph B(4) within the next 200 hours in service after the effective date of this Airworthiness Directive, and reinspect every 1000 hours in service from the last inspection.

(2) Propellers with less than 800 hours in service since new or last overhaul, as of the effective date of this Airworthiness Directive, inspect in accordance with Paragraph B(4) prior to the accumulation of 1000 hours in service since new or last overhaul, and reinspect every 1000 hours in service from the last inspection.

(3) Propellers whose total hours in service are unknown will be assumed to have a total of 800 hours in service minimum, and thus will fall within the requirements for inspection and reinspection in accordance with Paragraph B(1).

(4) Remove propeller from the aircraft, inspect blades, clamps and hub, for cracks or defects in accordance with Hartzell Bulletin No. 97A dated March 1, 1973, Bulletin No. 113A dated July 22, 1975, and Hartzell (Overhaul) Manual No. 114B; or later Federal Aviation Administration approved revisions, or an equivalent procedure approved by the Chief, Engineering and Manufacturing Branch, Great Lakes Region. Replace any cracked or defective components with equivalent parts which have been inspected and found satisfactory in accordance with this Airworthiness Directive or with new approved parts and/or propellers to which this does not apply.

(5) A service record (log) shall be maintained for the affected propellers (blades and hub) which are inspected, repaired or replaced in accordance with the Airworthiness Directive.

(6) Upon request of the operator, a Federal Aviation Administration Maintenance Inspector, subject to prior approval of the Chief, Enigneering and Manufacturing Branch, Federal Aviation Administration, Great Lakes Region, may adjust the repetitive inspection intervals specified in this Airworthiness Directive, if the request contains satisfactory substantiating data to justify the adjustment for that operator.

The manufacturer's specifications and procedures identified in this directive are incorporated herein and made part hereof pursuant to 5 U.S.C. 522(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to Hartzell Propeller, Inc., 350 Washington Avenue, Piqua, Ohio 45356. These documents may also be examined at the Great Lakes Regional Office, 2300 East Devon Avenue, Des Plaines, Illinois 60018, and at FAA Headquarters, 800 Independence Avenue SW., Washington, D.C. A historical file of this Airworthiness Directive which includes incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C. and at the Great Lakes Region.

This amendment is effective August 14, 1975, and portions of it were effective July 15, 1975, for all recipients of the telegram dated July 15, 1975.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423 and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois, on July 31, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

[FR Doc.75-20520 Filed 8-7-75;8:45 am]

[Airworthiness Docket No. 75-WE-13-AD; Amdt. 39-2319]

## PART 39—AIRWORTHINESS DIRECTIVES

### McDonnell Douglas DC-8 Series Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring an inspection and rework of nose landing gear orifice support tubes on McDonnell Douglas DC-8 Series airplanes was published in 40 FR 11596.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Three comments were received in response to the NPRM.

One comment suggested there was no justification for an AD; that the initial inspection time of 1000 landings was too short; and that the existing tubes could be reworked and used indefinitely when combined with repetitive inspections.

The FAA disagrees. There have been several fatigue failures, at least one of which resulted in nose gear collapse on landing. The experience record is a sufficient justification for the issuance of an AD.

The 1000 landing initial inspection time was determined to be necessary to ensure the minimum level of safety required, with due regard for the economic burden imposed upon the operators. The paramount consideration is the level of safety to be maintained. This compliance time has been retained in the adopted rule.

A second comment requested the initial 1000 landing inspection and rework be changed to 2000 landings. However, no justification was provided for such an extension other than the convenience of the operators. In addition, the commentator requested the 24 month limitation for installation of the improved tube be eliminated as unduly restrictive and unnecessary compared to the 3000 landing interval for replacement with the new design.

The FAA agrees. The 24 month limitation has been deleted from the AD.

The third comment was from the manufacturer. Subsequent to the issuance of the NPRM, the manufacturer performed static and fatigue tests on old design, unreworked parts; on old design parts reworked after cracks had developed; and on the new design parts. Based on the test results, the manufacturer recommends that the interval of operation with reworked parts be extended from 3000 landings to 8000 landings after rework. In addition, fatigue test results indicate that the new design orifice support tube should have an unlimited lifetime.

The FAA finds the test data acceptable for allowing the extension in lifetimes as suggested by the manufacturer. The adopted rule reflects this extension.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

McDONNELL DOUGLAS, Applies to all DC-8 Series airplanes as listed on McDonnell Douglas DC-8 Service Bulletin 32-168, Rev. 2 dated July 25, 1975, or later FAA-approved revisions, and certificated in all categories.

Compliance required as indicated.

To prevent failure of the Nose Landing Gear (NGL) orifice support tube from fatigue and possible nose gear collapse, accomplish the following:

(a) Within the next 1000 landings after the effective date of this AD, unless already accomplished, remove the NLG orifice support tube P/N 5598184 or 5717019 and perform a penetrant inspection of the upper O-ring groove in accordance with McDonnell Douglas DC-8 Service Bulletin 32-168, Rev. 2 dated July 25, 1975, or later FAA-approved revisions, or by an equivalent inspection procedure approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(1) If cracks are found, discard the support tube and either replace with a reworked orifice support tube, P/N 5598184-SC2465 or 5717019-SC2465 or replace with a new orifice support tube, P/N 5598184-503 or 5717019-503, in accordance with DC-8 Service Bulletin 32-168, Rev. 2 dated July 25, 1975, or later FAA approved revision, or an equivalent rework approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(2) All tubes found to be free of cracks must either be reworked and replaced in accordance with DC-8 Service Bulletin 32-168 Rev. 2 dated July 25, 1975, or later FAA-approved revisions, or an equivalent rework procedure approved by the Chief, Aircraft Engineering Division, FAA Western Region, or they must be replaced by new orifice support tubes, P/N 5598185-503 or 5717019-503.

(b) Unless already accomplished by (a)(1) or (a)(2), above, within the next 8000 landings after the installation of reworked orifice support tube, replace with a newly reworked tube, P/N 5598184-SC2465 or 5717019-SC-2465, or with a new orifice support tube, P/N 5598184-503 or 5717019-503, in accordance with DC-8 Service Bulletin 32-168, Rev. 2 dated July 25, 1975, or later FAA-approved revisions.

Upon request of the operator, an FAA maintenance inspector, subject to prior approval of the Chief, Aircraft Engineering Division, FAA Western Region, may adjust the initial inspection compliance time specified in this AD to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the increase for that operator.

This amendment becomes effective August 20, 1975.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California, on July 30, 1975.

ROBERT H. STANTON,
*Director,*
*FAA Western Region.*

[FR Doc.75-20521 Filed 8-7-75;8:45 am]

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[Docket No. 75-NE-15; Amdt. 39-2327]

## PART 39—AIRWORTHINESS DIRECTIVES

### Sikorsky Model S-61L, S-61N, and S-61NM Helicopters Certificated in all Categories

There have been incidents where the sliding baggage door has opened while a helicopter was in flight and in one case the door separated from the aircraft and struck a main rotor blade. On February 14, 1975, a telegraphic airworthiness directive (40 FR 16191) was issued requiring inspections of the baggage doors of Sikorsky S-61 helicopters prior to each flight to ensure that they were closed and locked. The airworthiness directive also required a reduction in aircraft speed if the door opened in flight and required that a landing be made as soon as practicable. After further investigation the agency determined that if the door is not closed and locked, the following items may contribute to door disengagement and subsequent loss: (a) door track wear, (b) improper contact between the plate and the angle of the upper track stops, and (c) overridden track end stops.

Since this condition is likely to exist or develop in helicopters of the same design, an airworthiness directive is being issued to require: (a) installation of baggage door retainers on the door tracks, designed to assure that the door could not come out of its tracks, (b) installation of improved upper track stops, designed to assure adequate contact between the plate and the angle of the upper track stops, and (c) installation of improved track end stops to limit the travel of the bearing cage.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIKORSKY, Applies to S-61L, S-61N, and S-61NM helicopters certificated in all categories equipped with sliding baggage door S6120-72601-1, including helicopters equipped with S6120-72615-1 and S6120-72615-2 track and fitting assemblies, or S6120-72615-5 and S6120-72615-6 track and fitting assemblies with S6120-72605-1 and S6120-72605-2 track assemblies or 61200-72539-041 and 61200-72539-042 track assemblies.

Compliance required within the next forty-five (45) days after the effective date of this AD, unless already accomplished.

(a) To prevent the loss of the baggage door in flight and possible damage to the helicopter rotors, accomplish the following:

Install baggage door retainers, P/N 61200-72538-101 and 61200-72538-102 or equivalent FAA approved parts in accordance with Sikorsky Service Bulletin No. 61B20-11B dated June 27, 1975 or later FAA approved revisions.

(b) To prevent door misalignment, which may contribute to door disengagement, accomplish the following:

Install upper track stops, P/N S6120-72629-1 with angle P-N S6120-72629-3 and plate P/N S6120-72629-4 or equivalent FAA approved parts in accordance with Sikorsky Service Bulletin S61B20-11B dated June 27, 1975 or later FAA approved revision.

(c) To prevent possible loss of bearing cage, which may contribute to door disengagement, accomplish the following:

Install track end stops, P/N 61200-72381-101, 61200-72381-102, 61200-72381-103, 61200-72381-104, S6120-72618-8 and S6120-72618-10 stops or equivalent FAA approved parts in accordance with Sikorsky Service Bulletin No. 61B20-20 dated August 15, 1975 or later FAA approved revisions.

(d) The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to Sikorsky Aircraft, Stratford, Connecticut 06602. These documents may also be examined at the Office of Regional Counsel, New England Region, Federal Aviation Administration, 12 New England Executive Park, Burlington, Massachusetts 01808 and at FAA Headquarters, 800 Independence Avenue, SW., Washington, D.C. A historical file on this AD which includes the incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C., and at the New England Region Headquarters, Burlington, Massachusetts.

This amendment becomes effective August 20, 1975.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Burlington, Massachusetts, on July 31, 1975.

QUENTIN S. TAYLOR,
*Director, New England Region.*

NOTE: The incorporation by reference provisions in this document was approved by the Director of the Federal Register on June 19, 1967.

[FR Doc.75-20522 Filed 8-7-75;8:45 am]





[Airspace Docket No. 75-SO-87]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

● The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Fayetteville, N.C., transition area. ●

The Fayetteville transition area is described in § 71.181 (40 FR 441). In the description, an extension is predicated on the Pope LOM. Since the United States Air Force plans to decommission the LOM on September 7, 1975, it is necessary to amend the description by deleting reference to the LOM. In addition, an extension is predicated on Simmons AAF Runway 27; however, specific reference to Simmons AAF is not contained in the description. It is therefore necessary to amend the description by inserting reference to Simmons AAF. Since these amendments are editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 (40 FR 441), the Fayetteville, N.C., transition area is amended as follows:

• • • south of Runway 27 • • •" is deleted and "• • • south of Simmons AAF (Lat. 35°07'55" N., Long. 78°57'05" W.) Runway 27 • • •" is substituted therefor, and "• • • 18.5 miles northeast of the LOM; • • •" is deleted and "• • • 24 miles northeast of the Pope TACAN; • • •" is substituted therefor.

This amendment is made under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on July 30, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20514 Filed 8-7-75;8:45 am]

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[Airspace Docket No. 75-SO-67]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

On June 24, 1975, a Notice of Proposed Rulemaking was published in the FEDERAL REGISTER (40 FR 26543), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Oxford, N.C., transition area.

Interested persons were afforded an opportunity to participate in the rule-making through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

OXFORD, N.C.

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Oxford-Henderson Airport (Lat. 36°21'50" N., Long. 78°31'42" W.); within 3 miles each side of the 244° bearing from Huntsboro RBN (Lat. 36°21'52" N., Long. 78°31'29" W.), extending from the 6.5-mile radius area to 8.5 miles southwest of the RBN.

This amendment is made under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on July 30, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20516 Filed 8-7-75;8:45 am]

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[Airspace Docket No. 75-GL-39]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On Page 25028 of the FEDERAL REGISTER dated June 12, 1975, the Federal Aviation Administration published a notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Warsaw, Indiana.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the amendment as so proposed is hereby adopted, subject to the following change:

Line 5 of the Warsaw, Indiana, transition area description recited as "within 3½ miles each side of the 259° bearing" is changed to read "within 3½ miles each side of the 359° bearing".

This amendment shall be effective 0901 G.m.t., September 6, 1975.

This amendment is made under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois, on July 23, 1975.

JOHN M. CYROCKI,
*Director, Great Lakes Region.*

[FR Doc.75-20517 Filed 8-7-75;8:45 am]

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[Airspace Docket No. 75-GL-54]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Correction of Control Zone Description

● The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to correct a discrepancy in the description of the Oshkosh, Wisconsin control zone. ●

The Oshkosh, Wisconsin control zone has been operated as a part-time control zone for some time with effective hours the same as the control tower. The legal designation of the control zone does not indicate it to be a part-time zone.

Since this correction is minor in nature and is in the interest of safety, compliance with the notice and public procedure provisions of the Administrative Procedures Act is unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective immediately as hereinafter set forth:

In § 71.171 (40 FR 354), the Oshkosh, Wisconsin control zone is amended by adding:

This control zone is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual.

This amendment is proposed under the authority of Section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Des Plaines, Illinois, on July 23, 1975.

JOHN M. CYROCKI,
*Director, Great Lakes Region.*

[FR Doc.75-20518 Filed 8-7-75;8:45 am]

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## CHAPTER II—CIVIL AERONAUTICS BOARD

## PART 217—REPORTING DATA PERTAINING TO CIVIL AIRCRAFT CHARTERS PERFORMED BY FOREIGN AIR CARRIERS

### *CFR Correction*

In § 217.6 appearing on page 100 of Title 14, Part 200 to End, revised as of January 1, 1975, paragraphs (b)(1) through (9) were inadvertently omitted. In § 217.6 paragraphs (b)(1) through (9) are reinstated to read as follows:

§ 217.6 Reporting instructions.

(b) • • •

(1) Single entity charter, as defined in Parts 212 and 214 of this chapter (Board's economic regulations).

(2) Pro rata charter (other than travel group charter), as defined in Parts 212 and 214 of this chapter (Board's Eco-

nomic Regulations). Mixed charters, as defined in Parts 212 and 214 of this chapter, are to be reported as pro rata charters.

(3) All-cargo charter.

(4) Inclusive tour charter, as defined in Part 378 of this chapter (Board's special Regulations).

(5) Split charter, as provided for in §§ 212.8 and 214.7 of this chapter (Board's economic regulations).

(6) Charter performed for another direct foreign air carrier, as provided in § 212.8(a)(4-a) and § 214.7(a)(1) of this chapter, whichever is applicable, except emergency charters reported under § 212.14 or § 214.5, of this chapter.

(7) Study group charter, as defined in Part 373 of this chapter (Board's Special Regulations).

(8) Overseas military personnel charter, as defined in Part 372 of the Board's Special Regulations.

(9) Travel group charter, as defined in Part 372a of this chapter (Board's Special Regulations).

## Title 16—Commercial Practices

## CHAPTER I—FEDERAL TRADE COMMISSION

## PART 256—GUIDES FOR THE LAW BOOK INDUSTRY

*Introduction.* Guides for the Law Book Industry as herein set forth were adopted by the Commission to afford guidance as to the legal requirements applicable to the practices of this industry in the interest of protecting the public and effecting more widespread and equitable observance of the laws administered by the Commission.

Proceedings to establish these Guides were instituted by the Commission. Proposed Guides were released (38 FR 5351, Feb. 28, 1973) to afford interested or affected parties an opportunity to present to the Commission their views, suggestions, objections or other information concerning the proposed Guides. After full consideration of all comments received, and other pertinent information, the Commission adopted the Guides in their present form.

While it is not practicable to give an all-inclusive list of situations when affirmative disclosures may be required or representations disallowed in the advertising of and in representations appearing on industry products, and while it is not feasible to give a complete list of unobjectionable references or representations with respect to content or appearance of industry products, an effort has been made to provide industry members with a sufficient number of guidelines and examples to afford meaningful guidance in the conduct of their affairs so that they may avoid legal difficulties.

Provisions of these Guides which pertain to the use of certain terminology to describe industry products or materials used should not be construed as approval of claims made for any product or material, or as an expression or implication of the Commission's opinion respecting the comparative merits of industry products, their formats or materials used. These provisions of the Guides are intended to insure that the prospective purchaser has accurate and truthful information readily available so that he may make an informed and intelligent decision whether or not to make the purchase.

While the Guides are interpretive of laws administered by the Commission, and thus are advisory in nature, proceedings to enforce the requirements of law as explained in the Guides may be brought under the Federal Trade Commission Act (15 U.S.C. 41–58) which, briefly stated, makes it illegal for one to engage in "unfair methods of competition in or affecting commerce and unfair or deceptive acts or practices in or affecting commerce", as "commerce" is defined therein.

The Guides become effective as to all materials, including promotional materials, publications, research materials and the like, distributed eight months after promulgation of the Guides.

Inquiries and requests for copies of the Guides should be directed to the Bureau of Consumer Protection, Federal Trade Commission, Washington, D.C. 20580.

Subchapter B, Guides and Trade Practice Rules, 16 CFR Chapter I, is hereby amended by adding a new Part 256 as follows:

Sec.


256.0 Definitions.
256.1 General disclosures.
256.2 Disclosures relative to supplementation.
256.3 Disclosures relative to texts and treatises.
256.4 New revisions or replacement sets or series.
256.5 Representations, express or implied, describing a work as "new", "current" or "up-to-date".
256.6 Disclosures relative to misleading titles of texts and treatises.
256.7 Representations relative to works not yet published.
256.8 Representations relative to jurisdictional designations.
256.9 Catalogs.
256.10 Subscription renewal notices.
256.11 Disclosures on publications.
256.12 Jurisdictional designations of publications.
256.13 Disclosures on supplements.
256.14 Upkeep service.
256.15 Billing practices.
256.16 Added materials—germane subject matter.
256.17 Misrepresentations (general).


AUTHORITY: 38 Stat. 717, as amended; (15 U.S.C. 41–58).

### § 256.0 Definitions.

(a) *Industry product.* Any law book, case book, publication, series, service, law research materials, supplements and other printed materials of similar nature as well as materials appearing in microform, film, tape or other nonprint format designed primarily for use by members of the law profession and by law schools, excluding second-hand or used law materials.

(b) *Treatise or text.* An exposition—critical, evaluative, interpretive or informative—which analyzes one or more areas of the law. Generally, a legal treatise is more exhaustive in scope than an encyclopedia, and is considered a secondary aid.

(c) *Set.* A group of books published as a unit by virtue of such unifying characteristics as common authorship, editorship, relevance, or subject.

(d) *Series.* A number of separate works or sets usually, related to one another in subject or otherwise, issued in succession, normally by the same publisher or in uniform style, with a collective title.

(e) *Looseleaf (binder).* A law book or series of law books that consist of ring or post-bound (compression-type) binders used to hold separate looseleaf sheets as opposed to the bound book format wherein pages are permanently attached to the binder.

### § 256.1 General disclosures.

Direct-mail promotional materials [1] or oral representations soliciting the sale of specific industry products should clearly and conspicuously disclose:

(a) Name and address of publisher;

(b) Full title including any sub-titles, and edition name or number if not the first;

(c) Surname and given name or initials of authors, editors or compilers or designate if authored, edited or compiled by publisher's editorial staff;

(d) Latest copyright date and whether supplemented; or in the event of a looseleaf or post-bound (compression-type) publication, other appropriate identification of currency (latest copyright date not necessary for open-ended, ongoing type works such as reports and digests);

(e) In the case of a reprint by other than the original publisher, the publisher and copyright date of the original work, name and address of the reprint publisher and reprint dates;

(f) Whether part of a set or series and, if so, the full title of said set or series;

(g) Where the title of the advertised industry product is general, when in fact coverage therein is more limited than the title implies, a synoptic description of the limited coverage of subject matter, except in cases where chapter headings are listed and adequately reflect the limited subject matter;

(h) Type of binding (e.g., permanently bound with pocket parts, looseleaf including post-bound, compression-binder type or paperback);

(i) Where the price of the industry product appears, a description of what the price includes (e.g., the number of volumes in a set) and whether there are any extra charges such as postage, handling, shipping or other surcharges. [Guide 1]

[1] Where the direct-mail advertising of specific industry products consists of a promotional package containing more than one advertising piece (e.g., a brochure and/or cover letter, order form, and/or reply card), the disclosures required by §§ 256.1–256.3, 256.5–256.8 and 256.17 must appear clearly and conspicuously in the place where they are most likely to be noticed, on at least one piece of the promotional advertising package.





### § 256.2 Disclosures relative to supplementation.

Direct mail promotional materials or oral representations soliciting the sale of specific industry products should, where an industry product is being supplemented, or supplementation is being contemplated, clearly and conspicuously disclose:

(a) The general type of supplementation currently being supplied, a description of what is included in that supplementation (e.g., pocket part supplements [bound, unbound or pamphlet type], replacement pages, cumulative supplements, revised volumes, split volumes, replacement volumes), and the anticipated frequency of supplementation (e.g., annually or monthly);

(b) Any charge for the latest pocket parts or supplements, and the clearly identified period of time within which supplementation will be supplied without additional charge;

(c) The specific nature of any offer of credit or discount for supplements in connection with the original purchase, and the clearly identified period of time for said offer;

(d) Whether supplementation to the industry product has been abandoned, or is knowingly to be abandoned within 1 year after issuance of the solicitation, and the date or approximate date for abandonment of supplementation;

(e) Minimum supplementation cost for each of the past 2 calendar years, or such shorter period in which the publication has been available. [Guide 2]

### § 256.3 Disclosures relative to texts and treatises.

Direct-mail promotional materials or oral representations soliciting the sale of specific texts and treatises should clearly and conspicuously disclose:

(a) For a multivolume set the number or estimated number of volumes which are anticipated to complete the set, and the estimated publication schedule;

(b) Where offer is of a set, a general description of subjects covered under said set title;

NOTE. Industry member should clearly indicate general scope of the work, e.g., set may be titled *Encyclopedia of Hawaiian Law.* If the work is not a full encyclopedic treatment of Hawaiian law, it should be disclosed that it covers only certain areas which are to be clearly identified. [Guide 3]

### § 256.4 New revisions or replacement sets or series.

Where a publisher sells an industry product whose replacement or substantial revision is scheduled to be offered for sale within 1 year following the date of sale of the precursor work, such publisher should notify the purchaser, prior to consummating the sale, that the industry product will be replaced or revised and the approximate date of such replacement or revision. If the purchaser has not been so notified, the publisher should offer to the purchaser either:

(a) Full refund for the obsolete work within the 1 year period, less reasonable charges for the period of use of the work, or

(b) Full credit on the obsolete work within the 1 year period towards purchase of the new work, less reasonable charges for the period of use of the obsolete work.

NOTE. This guide does not apply when the publisher continues full supplementation of the precursor set or series. [Guide 4]

### § 256.5 Representations, express or implied, describing a work as "new", "current" or "up-to-date".

No direct-mail promotional materials or oral representations soliciting the sale of specific industry products should:

(a) Expressly or impliedly represent that the industry product is new when said industry product was first distributed more than 18 months prior to the time of the offer or dissemination of the advertisement (some examples, but not all inclusive, of terms suggesting new publications are: "Announcing", "newly revised", "New 8th Edition", "Up-to-date", "New");

(b) Other or prior titles and last copyright date where the advertised industry product or substantially the same industry product is or was published separately and/or as part of a set or as part of two or more sets, under identical or different titles (e.g., "Smith on Mortgages" is also published as Volume 9 of "The Symposium on Real Property Law" (1980); or • • • Smith on Mortgages is substantially the same book as • • • or is based on • • • or is composed of material also found in • • • Volume 9 of "The Symposium on Real Property Law" (1980) [or words to that effect]);

(c) Other or prior titles and last copyright date where the industry product or substantially the same industry product is or was published elsewhere and/or in another format under identical or different titles (e.g., "Brown on Leases," Revised Edition, published under the title of "Landlord & Tenant" (1980); or "Brown on Leases," Revised Edition, is composed primarily of materials from Landlord & Tenant (1980) [or words to that effect]);

(d) The identity of any sources, by title and last copyright date or other identification of currency, where the material in the industry product is substantially extracted from such sources [e.g., Chapter 1 of this book is based on the author's article in "97 Harvard Law Review 283" (1980)];

(e) For 5 years after issuance of a revision or a new edition of another title, the original title and last copyright date or other identification of currency of the precursor industry product.

NOTE. Where an industry product is composed of innumerable, short excerpts from other sources, such as a lawyer's desk aid and lawyer's almanac, then disclosure that the work is such a compilation will suffice without identifying all sources of the material therein. [Guide 6]

### § 256.6 Disclosures relative to misleading titles of texts and treatises.

Direct-mail promotional materials or oral representations soliciting the sale of specific texts or treatises should clearly and conspicuously disclose:

(a) Where a title contains the name of a person who did not author or edit or only partially authored or edited the actual texts or treatises, the names of authors or editors who contributed substantial parts of an industry product. The names of such authors or editors should appear at least once in immediate conjunction with the title where it most prominently appears in the advertisement;

(b) Other or prior titles and last copyright date where the advertised industry product or substantially the same industry product is or was published separately and/or as part of a set or as part of two or more sets, under identical or different titles (e.g., "Smith on Mortgages" is also published as Volume 9 of "The Symposium on Real Property Law" (1980); or • • • Smith on Mortgages is substantially the same book as • • • or is based on • • • or is composed of material also found in • • • Volume 9 of "The Symposium on Real Property Law" (1980) [or words to that effect]);

(c) Other or prior titles and last copyright date where the industry product or substantially the same industry product is or was published elsewhere and/or in another format under identical or different titles (e.g., "Brown on Leases," Revised Edition, published under the title of "Landlord & Tenant" (1980); or "Brown on Leases," Revised Edition, is composed primarily of materials from Landlord & Tenant (1980) [or words to that effect]);

(d) The identity of any sources, by title and last copyright date or other identification of currency, where the material in the industry product is substantially extracted from such sources [e.g., Chapter 1 of this book is based on the author's article in "97 Harvard Law Review 283" (1980)];

(e) For 5 years after issuance of a revision or a new edition of another title, the original title and last copyright date or other identification of currency of the precursor industry product.

NOTE. Where an industry product is composed of innumerable, short excerpts from other sources, such as a lawyer's desk aid and lawyer's almanac, then disclosure that the work is such a compilation will suffice without identifying all sources of the material therein. [Guide 6]

### § 256.7 Representations relative to works not yet published.

Representations soliciting the sale of specific industry products should not expressly or impliedly hold out a publication as having been printed or published at the time of the offer when such is not the fact. Solicitations relative to works not yet published should clearly and conspicuously disclose that the publication is being planned or contemplated and that inquiries or orders are being solicited to determine demand for the publication, or words to that effect. [Guide 7]

### § 256.8 Representations relative to jurisdictional designations.

Representations soliciting the sale of an industry product should not expressly or impliedly describe such product as being designed for a particular jurisdiction unless the contents of said industry product are designed primarily for and contain significant amounts of materials for use in the jurisdiction so designated. Nor should the promotional materials for an industry product have a designation or title that expresses or implies that a broader or more general jurisdiction is covered when in fact the industry product is designed primarily for a jurisdiction more limited in scope (e.g., "The New Rules of Evidence" is actually a work which applies to new evidence rules enacted in one State only). [Guide 8]

### § 256.9 Catalogs.

Catalog listings and descriptions of law publications should conform to §§ 256.1 to 256.3, 256.5 to 256.8, and § 256.17, and such catalogs should clearly and conspicuously disclose the printing



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or coverage dates on the front cover. [Guide 9]

§ 256.10 Subscription renewal notices.

(a) A subscription renewal notice for industry products should not be sent to any person, firm, library, or entity, where the recipient thereof is not currently subscribing to the industry product to which the renewal notice refers or relates.

(b) A subscription renewal notice should clearly designate the number of the notice (e.g., "First Renewal Notice" or "Second Renewal Notice"). [Guide 10]

§ 256.11 Disclosures on publications.

Texts or treatises, separately published or published in sets or series, should clearly and conspicuously disclose on the title page or pages, half title page and/or verso of title page:

(a) Full title of the book, including any sub-titles;

(b) If part of a set or series, the title of same;

(c) The number of the edition if not the first;

(d) For 5 years after issuance of a revision or a new edition of another title, the original title and last copyright date or other identification of currency of the precursor industry product;

(e) Unambiguous identification of authors, editors or compilers; or whether authored, edited or compiled by the publisher's editorial staff. However, if authors, editors or compilers are listed in the table of contents or credits, this paragraph need not apply:

(f) Name, city and State of publisher;

(g) Where the industry product or substantially the same industry product is or was published separately or as part of one or more sets under identical or different titles, or is or was published in various places or formats under identical or different titles, the prior titles and the place and date of previous publication. However, if such disclosures appear in the table of contents or credits, this paragraph need not apply;

(h) When the industry product is substantially extracted from other sources, the identity of sources by titles and copyright dates unless such disclosures appear in the table of contents or credits;

(i) Where the title contains the name of a person who did not author or edit, or only partially authored or edited the industry product, the names of authors, editors or publisher's editorial staff who contributed substantial parts of the industry product, and such disclosures should appear on the title page in conspicuous type or print. [Guide 11]

§ 256.12 Jurisdictional designations of publications.

No industry product should be titled with a jurisdictional designation (e.g., "Maryland Edition"; or "Montana Real Estate Law") unless the contents of said industry product are designed primarily for and contain significant amounts of material for use in that jurisdiction. Nor should an industry product have a title which expresses or implies that a broader or more general jurisdiction is covered when in fact the industry product is designed primarily for a jurisdiction more limited in scope (e.g., "The New Rules of Evidence" is actually a work which applies to new evidence rules enacted in one State only). [Guide 12]

§ 256.13 Disclosures on supplements.

Supplements issued to industry products should clearly and conspicuously disclose:

(a) On title page or verso of pocket parts and of stapled or bound supplemental units and on cover page or pages or their versos for replacement or supplemental pages:

(1) Full title of the industry product; and where part of a set or series, title of said set or series;

(2) Surname and given name of authors, editors or compilers of the titled industry product or if prepared by the publisher's editorial staff;

(3) Surname and given name of authors, editors or compilers of supplement if different from that of the titled book;

(4) Coverage date or date of issuance for the supplement.

(b) On each replacement sheet, the month and year of issuance. [Guide 13]

§ 256.14 Upkeep service.[2]

Prior to the formation of any contract, or other agreement, whether written or oral, for the purchase of industry products containing provisions for subsequent automatic shipment of materials for upkeep purposes, the seller should:

(a) clearly and conspicuously define the nature and extent of basic upkeep service. Basic upkeep service should include only those parts of upkeep which are absolutely essential and without which a set cannot remain functional (this might include such parts as pocket part supplements, replacement pages, releases and inserts, advance sheets, and replacement, revised, recompiled or split volumes); and

(b) make available for purchase such basic upkeep service on an automatic shipment basis without requiring the purchase of other additional upkeep services whether on an automatic basis or otherwise.

NOTE 1. Nothing in this section is meant to preclude a seller from offering to buyers the option of ordering and receiving all parts of upkeep on an automatic basis, including basic supplementation and all other extra parts of supplementation, or any other method of upkeep such as alternate year supplementation, as long as other requirements of this section are met.

NOTE 2. The purpose of this section is to furnish the seller and buyer with a clear understanding of what is being ordered. There has been dissension and confusion in the lawbook industry as to what constitutes upkeep service and as to what the customer expects to receive or thinks he ordered under the upkeep provision, and as to which parts or units of the upkeep service the customer considers necessary or unnecessary for his particular requirements.

[2] Upkeep service is also sometimes referred to as "Standing Order", "Continuations", "Subscription", or "Subscription Upkeep".

Once a customer invests in a work, his investment serves as a compelling factor in his decision of whether or not to continue future upkeep. Financial practicality and limited choices offered by sellers of particular types of works in a heavily concentrated industry tend to keep the buyer confined to the work in which he has already invested; therefore, the buyer will not or is reluctant to switch to a competitive work (if there is one) when he cannot purchase the type of upkeep he wants or needs.

Customers have varied needs and wants relating to upkeep. For example, the customer may want to enter his subscription or order for automatic upkeep of supplements (i.e., pocket part supplements, replacement pages, releases, inserts), advance sheets, replacement, revised, recompiled or split volumes, but he may want to be notified of and given the opportunity to order any additional, companion or related volumes, series or sets, new editions, or any related titles.

NOTE 3. Where a customer chooses to purchase individual parts of the upkeep service on a non-automatic basis [see paragraph (b) next above], the total price for each part so ordered should not exceed the cost of such parts when ordered automatically [see Note 1 above], unless any increased charges are based upon the actual increased costs to the seller directly attributable to such sale and/or delivery.

NOTE 4. The Federal Trade Commission Act will be enforced in accordance with Section 3009 of the Postal Reorganization Act which designates that "(a) * * * the mailing of unordered merchandise or of communications prohibited by paragraph (c) of this section constitutes an unfair method of competition and an unfair trade practice * * *.

"(b) Any merchandise mailed in violation of paragraph (a) of this section, or within the exceptions contained therein, may be treated as a gift by the recipient, who shall have the right to retain, use, discard, or dispose of it in any manner he sees fit without any obligation whatsoever to the sender. All such merchandise shall have attached to it a clear and conspicuous statement informing the recipient that he may treat the merchandise as a gift to him and has the right to retain, use, discard, or dispose of it in any manner he sees fit without any obligation whatsoever to the sender.

"(c) No mailer of any merchandise mailed in violation of paragraph (a) of this section, or within the exceptions contained therein, shall mail to any recipient of such merchandise a bill for such merchandise or any dunning communications." [Guide 14]

§ 256.15 Billing practices.

(a) Sellers of industry products should notify all customers in a clear and conspicuous manner:

(1) To mark conspicuously their account numbers (if any) or other appropriate identifying data on all correspondence and payments, including checks, sent by customers to the seller;

(2) That, upon request for clarification of an account, any customer may receive a statement of accounts, showing each purchase, payment or credit itemized for the current or all pertinent, preceding months;

(3) That, where the seller can apply payments to specific items under its billing procedures, to indicate or identify to the seller or payee the item or items to which any payment is to be applied.

(b) The publisher or seller of industry products should:





(1) When receiving communications showing account numbers, have the responsibility of applying all correspondence and payments to the correct account, and where there is any question, notify the customer before entering the pertinent data into the computer system;

(2) Provide a statement of accounts when requested by the customer;

(3) Where seller can apply payments to specific items under its billing procedures, apply payments or credits as designated by the buyer or payor.

(c) The seller of industry products, in oral or written communications with the buyer, should not use fictitious names, but should use names of live persons who are actively participating in the business.

(d) Billing statements to purchasers of industry products should show:

(1) Date and customer's account number, if any;

(2) Invoice numbers or, where items are listed, a clear and readable description of each item or unit. If abbreviations are used which are not readily understandable, the statement should have thereon or attached thereto a clear interpretation of said abbreviations (e.g., a table);

(3) a price for each item, or invoice totals, or the total of invoice totals;

(4) penalty, interest, or carrying charges, if any, clearly and separately identified;

(5) purchases sent on approval, if any, clearly and separately identified.

(e) All industry product invoices should:

(1) Be dated, numbered or adequately identified, and should show customer's account number, if any;

(2) Show a clear and readable description of each item or unit. If abbreviations are used which are not readily understandable, the invoice should have thereon or attached thereto a clear interpretation of said abbreviations;

(3) Show a price for each item, and clearly state terms of sale and amount of discount, if any;

(4) Clearly show the time period for approval orders, by showing specific opening and termination dates.

Note. This section is meant to suggest some basic information that should be provided for the billing process although the seller may prefer to use some other system or method which furnishes essentially the same information as provided by this section. Further, this section does not relieve an industry member of his responsibilities to comply with the Fair Credit Billing Act, 15 U.S.C. 1601, and law book sellers should note with particularity Section 161 of that Act dealing with "Correction of Billing Errors". [Guide 15]

§ 256.16 Added materials—germane subject matter.

The adding of volumes or other materials, the overall content of which is not substantially germane to the subject matter of the basic work, constitutes an unfair trade practice. [Guide 16]

§ 256.17 Misrepresentations (general).

An industry product should not be advertised, published or otherwise represented in any manner which may have the capacity and tendency or effect of misleading or deceiving purchasers or prospective purchasers concerning the grade, quality, material, size, contents, authorship, editorship, use, value, price, origin, preparation, manufacture or date of publication or copyright of any industry product or of any supplementation thereto, or the current or up-to-date character thereof, or concerning any service offered in connection therewith, or in any other material respect. [Guide 17]

NOTE. If a fixed fee per period is charged for a current topic reporting upkeep service which is supplemented monthly or more frequently, §§ 256.2, 256.3, 256.13(a) and 256.14 do not apply.

Promulgated by the Federal Trade Commission August 8, 1975.

[SEAL] CHARLES A. TOBIN, *Secretary.*

[FR Doc.75-20525 Filed 8-7-75;8:45 am]

## Title 20—Employees' Benefits

## CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Regs. No. 5, further amended]

## PART 405—FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED (1965.....)

### Payment for Services of Physicians in Teaching Hospitals, for Physicians' Costs to Hospitals and Medical Schools, and for Volunteer Services

On March 7, 1975, there was published in the FEDERAL REGISTER (40 FR 10687) a notice of proposed rule making which set forth proposed amendments to Subparts D and E of Regulations No. 5 to implement section 227 of Public Law 92-603, enacted October 30, 1972, as amended by section 15 of Public Law 93-233, enacted December 31, 1973, and section 7 of Public Law 93-368, enacted August 7, 1974. That legislation provided that a hospital, with the concurrence of its physician staff, may elect to receive program payment for physicians' direct medical and surgical services on a reasonable-cost basis rather than on a reasonable-charge basis, that payment for donated services of volunteer physicians provided to health insurance program patients may be made to a fund designated by the organized medical staff of the teaching hospital (or medical school), and that program payments may be made for certain medical school costs which theretofore had not been reimbursable.

These regulations apply, where a hospital elects to receive reimbursement on a reasonable-cost basis, for hospital cost-reporting periods beginning after June 30, 1973, and prior to July 1, 1976. In the interim, the National Academy of Sciences is conducting a study, the results of which are expected to help in assessing the potential impact of the 1972 legislation on teaching hospitals and their health care delivery systems, and be useful in formulating rules applicable to reimbursement by the health insurance program, for the services of physicians in teaching hospitals for cost-reporting periods beginning after June 30, 1976.

Comments and suggestions relative to the proposed rules were received from a number of organizations, hospitals, professional societies, and individuals. All have been reviewed and carefully considered.

In response to a number of comments, § 405.465(d) has been revised to make it clear that the compensation received by a physican from an organization unrelated to the hospital in which he is providing volunteer services, will not be considered in determining amounts payable for volunteer services in that hospital. Other changes have been made in the interest of clarity.

The following comments, although considered, have not been accepted:

1. Concern was expressed that the 105 percent payment limitation on certain medical school costs furnished to a nonrelated hospital was not adequate. The 105 percent limitation, that is, 105 percent of the sum of direct salaries, certain salary-related taxes, and fringe benefits, is predicated on the fact that the medical school incurs little added cost as a result of its providing services to the hospital's patients. Furthermore, the hospital may have certain costs that result from the presence of medical school faculty practicing on its premises that may obviate the need for the medical school to additionally incur many costs (e.g., hospital secretarial staff may be utilized by the physician if in the hospital when medical school matters arise). The health insurance program does not pay costs attributable to the regular educational activities of the medical school, and it should not pay costs incurred by the medical school that represent duplications of costs incurred by the hospital for services which the hospital could obtain without cost if there were no hospital/medical school relationship for the staff. On the other hand, however, it is reasonable to presume that payment of the direct compensation, related payroll taxes, and fringe benefits may not quite account for all of the reasonable costs incurred by the medical school relative to the provision of services by its faculty in the hospital setting. Therefore, in recognition that the individual medical school may incur some minor expenses not included in the costs specifically recognized, an additional allowance of 5 percent of the specifically recognized costs has been provided. The 105 percent limitation applies only where the hospital is unrelated to the medical school and does not pay the medical school for services provided by medical school faculty to all patients. Teaching hospitals related to medical schools by common ownership or control, and teaching hospitals unrelated to medical schools but which pay the medical school for services to all patients, will continue to be permitted reimbursement without regard to this limitation, provided the costs incurred

by the teaching hospital are reasonable.

2. Some of the comments received stated that the 3.5 weighting factor applicable to the day of admission, and used in the computation of the costs of physicians' direct medical and surgical services, would disproportionately reduce health insurance program reimbursement. In establishing the 3.5 weighting factor, advice was sought from a number of organizations and hospitals and, upon consideration, it has been concluded that the weighting factor is both appropriate and reasonable. In reaching this conclusion, recognition has been given to the fact that the intensity of physicians' services on the day of admission vary among patients, with some receiving more and others receiving less than the average represented by the 3.5-day weighting factor. Moreover, the use of a 3.5-day weighting factor is not unreasonable in terms of the unit values adopted by recognized relative value scales.

3. A number of correspondents expressed some concern regarding the accumulation of data relative to the outpatient statistic used in the determination of outpatient costs in § 405.465(h)(3). Implementing instructions will provide a method or methods which may be used to estimate outpatient-visit days in situations where the hospital does not accumulate the necessary data.

4. Some of the comments received related to the $30,000 limitation applicable to a volunteer physician's services. A limit was placed on the amount recognized for the services of a physician who provides volunteer services to avoid recognition of claims for reimbursement which would be unreasonable in terms of the compensation a hospital would be willing to pay a physician solely to provide services of the type generally provided in hospitals by other volunteer physicians. It is intended that the limitations provided for will be reviewed periodically and may be adjusted.

5. One party who commented asked how a governmental entity could be a qualified fund, as permitted by § 405.466(b). A State or municipal hospital can, for example, be such a qualified fund if its medical staff designates the hospital to receive the salary equivalent payments for the volunteer services by physicians in the hospital.

6. One comment received stated that the language in § 405.466(c) (that a qualified fund is to have all the rights and responsibilities of a provider under Medicare, except that it does not enter into a provider participation agreement) is too vague, and that a fund and a provider are sufficiently different to require classification of the rights and responsibilities of each. This comment was not accepted, because section 1861(u) of the Social Security Act subsumes a qualified fund under the term "provider." The first sentence of section 1866(a) similarly refers to a fund as a provider which is not eligible to enter into a provider participation agreement.

7. One comment received concerned the requirement in § 405.466(a) that the payment for volunteer services by physicians be made to a fund designated by the medical staff of a voluntary hospital, and recommended that control of the payments be the prerogative of the governing body of the hospital. This comment was not accepted, because § 405.466(a) reflects the provisions of sections 1814(g) and 1835(e) of the Social Security Act, which specify designation by the medical staff.

8. A number of commenters inquired about the rationale for publishing regulations relating to cost reimbursement by the health insurance program for physician services in teaching hospitals, prior to issuance of the report of the studies currently being conducted by the National Academy of Sciences. While Pub.L. 93-233 and Pub.L. 93-368 generally delayed implementation of the provisions of section 227 of Pub.L. 92-603, the legislation also made the special reasonable-cost provisions available to hospitals which elect them, for cost-reporting periods beginning after June 30, 1973, and before July 1, 1976. These regulations are rules which will be used in determining such costs where this election is exercised.

With the changes noted above, the proposed amendments are adopted and set forth below.

(Secs. 1102, 1833(a), 1842(b), 1861, and 1871, Social Security Act; sec. 15 of Public Law 93-233; sec. 7 of Public Law 93-368; 49 Stat. 647, as amended, 79 Stat. 302, as amended, 79 Stat. 306, as amended, and 79 Stat. 331, 87 Stat. 965, 88 Stat. 422; 42 U.S.C. 1302, 1395l(a), 1395u(b), 1395x, 1395hh, and 1395x note.)

*Effective date.* These amendments shall be effective September 8, 1975.

(Catalog of Federal Domestic Assistance Program No. 13.800, Health Insurance for the Aged and Disabled—Hospital Insurance; No. 13.801, Health Insurance for the Aged and Disabled—Supplementary Medical Insurance.)

Dated: July 1, 1975.

J. B. CARDWELL,
*Commissioner of Social Security.*

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

Regulations No. 5, Subpart D of the Social Security Administration, as amended (20 CFR Part 405), are further amended as follows:

1. Paragraph (c) of § 405.402 is amended by adding paragraph (c)(9) to read as follows:

§ 405.402 Cost reimbursement: general.

* * * * *

(c) * * *

(9) Reasonable cost of physicians' direct medical and surgical services (including supervision of interns and residents in the care of individual patients) rendered in a teaching hospital may be reimbursed as a provider cost (see § 405.465) where elected as provided for in § 405.521 of this Part.

* * * * *

2. Section 405.465 is added to read as follows:

**§ 405.465 Determining reimbursement for certain physician and medical school faculty services rendered in teaching hospitals.**

(a) *General.* Payments for services of physicians in teaching hospitals rendered to patients will be made by the health insurance program on the basis of reasonable cost where the hospital exercises the election as provided for in § 405.521 of this Part. Where such election is made:

(1) Direct medical and surgical services to health insurance program patients, including supervision of interns and residents, rendered in a teaching hospital by physicians on the hospital staff are reimbursable as provider services on a reasonable-cost basis, as provided for in paragraph (b) of this section.

(2) Reimbursement for certain medical school costs may be made as provided for in paragraph (c) of this section.

(3) Payments for services donated by volunteer physicians to health insurance program patients will be made to a fund designated by the organized medical staff of the teaching hospital or medical school as provided for in paragraph (d) of this section.

(b) *Reasonable cost of direct medical and surgical services (including supervision of interns and residents) rendered in a teaching hospital by physicians on the hospital staff.* Direct medical and surgical services to patients, including supervision of interns and residents, rendered in a teaching hospital by physicians on the hospital staff are reimbursable as provider services on a reasonable-cost basis. For purposes of this paragraph, reasonable cost is defined as the direct salary paid to such physicians, plus applicable fringe benefits. Such costs must be allocated to such services as provided by paragraph (j) of this section and apportioned to program beneficiaries as provided by paragraph (g) of this section. Other allowable costs incurred by the provider related to the services described in this paragraph are reimbursable subject to the requirements applicable to all other provider services.

(c) *Reasonable costs incurred by a teaching hospital for the services rendered by a medical school or related organization in a hospital.* An amount not in excess of the reasonable cost (as defined in paragraphs (c)(1) and (2) of this section) incurred by a teaching hospital for services rendered by a medical school or organization related thereto within the meaning of § 405.427 for certain costs to the medical school (or such related organization) in rendering services in the hospital are reimbursable to the hospital by the health insurance program provided that such costs would be reimbursable if incurred directly by the hospital rather than under such arrangement.

(1) *Reasonable costs of direct medical and surgical services (including supervision of interns and residents in the care of individual patients) rendered in a teaching hospital by physicians on the faculty of a medical school or organization related to the medical school.*

(i) In situations where the medical school (or organization related to the medical school) and the hospital are related by common ownership or control in accordance with § 405.427, the cost of such services are allowable costs to the hospital under the provisions of § 405.427 and the reimbursable costs to the hospital are determined under the provisions of this section in the same manner as the costs incurred for physicians on the hospital staff and without regard to payments made to the medical school by the hospital.

(ii) Where the medical school and the hospital are not related organizations under the provisions of § 405.427 and the hospital makes payment to the medical school for the costs of such services rendered to all patients, reimbursement will be made by the health insurance program to the hospital for the reasonable cost incurred by the hospital for its payments to the medical school for services to health insurance beneficiaries. Costs incurred under such an arrangement must be allocated to the full range of services provided to the hospital by the medical school physicians on the same basis as provided for under paragraph (j) of this section and costs so allocated to direct medical and surgical services to hospital patients must be apportioned to health insurance beneficiaries as provided for under paragraph (g) of this section. Where the medical school and the hospital are not related organizations under the provisions of § 405.427 and the hospital makes payment to the medical school only for the costs of such services rendered to health insurance program patients, costs of the medical school not to exceed 105 percent of the sum of physicians' direct salaries, applicable fringe benefits, employer's portion of FICA taxes, federal and state unemployment taxes, and workmen's compensation paid by the medical school or an organization related thereto may be recognized as allowable cost of the medical school. Such allowable medical school costs must be allocated to the full range of services rendered by the physicians of the medical school or organization related thereto as provided by paragraph (j) of this section. Costs so allocated to direct medical and surgical services to hospital patients must be apportioned to health insurance program beneficiaries as provided by paragraph (g) of this section.

(2) *Reasonable costs of other than direct medical and surgical services rendered in a teaching hospital by medical school faculty (or organization related to the medical school).* Such costs are determined in accordance with paragraph (c)(1) of this section except that: (i) where the hospital makes payment to the medical school for other than direct medical and surgical services rendered to all patients, such payments are subject to the required cost-finding and apportionment methods applicable to the cost of other hospital services (excepting direct medical and surgical services rendered to patients), or (ii) where the hospital makes payment to the medical school only for such services rendered to health insurance program patients, then the cost of services which are so reimbursed are not subject to cost-finding and apportionment as otherwise provided by this subpart and the reasonable cost reimbursed by the health insurance program must be determined on the basis of the health insurance ratio(s) used in the apportionment of all other provider costs (excepting physicians' direct medical and surgical services rendered to patients) applied to the allowable medical school costs incurred by the medical school for the services rendered to all patients of the hospital.

(d) *"Salary Equivalent" payments for physicians' direct medical and surgical services rendered to health insurance program patients in a teaching hospital by physicians on the voluntary staff of the hospital (or medical school or organization related thereto under arrangement with the hospital).*

(1) Payments will be made to a fund as defined in § 405.466 for direct medical and surgical services rendered on a regularly scheduled basis by physicians on the unpaid voluntary medical staff of the hospital (or medical school under arrangement with the hospital) to health insurance program patients. Such payments represent compensation for contributed medical staff time which, if not contributed, would have to be obtained through employed staff on a reimbursable basis. Payments for volunteer services are determined by applying to the regularly scheduled contributed time an hourly rate not to exceed the equivalent of the average direct salary (exclusive of fringe benefits) paid to all full-time, salaried physicians (other than interns and residents) on the hospital staff or, where the number of full-time salaried physicians is minimal in absolute terms or in relation to the number of physicians on the voluntary staff, to physicians at like institutions in the area. This "salary equivalent" is a single hourly rate covering all physicians regardless of specialty, and is applied to the actual regularly scheduled time contributed by the physicians in rendering direct medical and surgical services to health insurance program patients including supervision of interns and residents in such care. A physician who receives any compensation from the hospital or a medical school related to the hospital by common ownership or control (within the meaning of § 405.427), for direct medical and surgical services rendered to any patient in the hospital will not be considered an unpaid voluntary physician for purposes of this paragraph. Where, however, a physician receives compensation from the hospital or related medical school or organization related thereto for only services which are other than direct medical and surgical services, a salary equivalent payment for his regularly scheduled direct medical and surgical services to health insurance program patients of the hospital may be imputed. However, the sum of the imputed value for volunteer services and his actual compensation from the hospital and the related medical school (or organization related thereto) may not exceed the amount that would have been imputed if all of his hospital and medical school services (compensated and volunteer) had been (i) volunteer services, or (ii) at the rate of $30,000 per year, whichever is less.

(2) The following examples illustrate how the allowable imputed value for volunteer services is determined. In each example, it has been assumed that the average salary equivalent hourly rate is equal to the hourly rate for the individual physician's compensated services.

*Example No. 1.* Dr. Jones received $3,000 a year from Hospital X for services other than direct medical services to all patients, e.g., utilization review, administrative services, etc. Dr. Jones also voluntarily rendered direct medical services to health insurance program patients. The imputed value of the volunteer services amounted to $10,000 for the cost-reporting period. The full imputed value of Dr. Jones' volunteer direct medical services would be allowed since the total amount of the imputed value ($10,000) and the compensated services ($3,000) does not exceed $30,000.

*Example No. 2.* Dr. Smith received $25,000 from Hospital X for services as a department head in a teaching hospital. Dr. Smith also voluntarily rendered direct medical services to health insurance program patients. The imputed value of the volunteer services amounted to $10,000. Only $5,000 of the imputed value of volunteer services would be allowed since the total amount of the imputed value ($10,000) and the compensated services ($25,000) exceeds the $30,000 maximum amount allowable for all his services.

| Computation: | |
|---|---|
| Maximum amount allowable for all services performed by Dr. Smith for purposes of this computation | $30,000 |
| Less compensation received from hospital X for other than direct medical services to individual patients | $25,000 |
| Allowable amount of imputed value for the volunteer services rendered by Dr. Smith | $5,000 |

*Example No. 3.* Dr. Brown is not compensated by Hospital X for any services rendered in the hospital. Dr. Brown voluntarily rendered direct surgical services to health insurance program patients for a period of 6 months and the imputed value of these services amounted to $20,000. The allowable amount of the imputed value for volunteer services rendered by Dr. Brown would be limited to $15,000 ($30,000×6/12).

(3) The amount of the imputed value for volunteer services applicable to health insurance program beneficaries and payable to a fund will be determined in accordance with the Aggregate Per Diem Method described in paragraph (g) of this section.

(4) Health insurance payments to a fund will be used by the fund solely for improvement of care of hospital patients or for educational or charitable purposes (which may include but are not limited to medical and other scientific research). No personal financial gain, either direct or indirect, from benefits of the fund

may inure to any of the hospital staff physicians, medical school faculty, or physicians for whom the health insurance program imputes costs for purposes of payment into the fund. Expenses met from contributions made to the hospital from such a fund will not be included as a reimbursable cost when expended by the hospital, and depreciation expense will not be allowed with respect to equipment or facilities donated to the hospital by such a fund or purchased by the hospital from monies in such a fund.

(e) *Requirements for reimbursement for physicians' direct medical and surgical services (including supervision of interns and residents) in the care of individual patients rendered in a teaching hospital.*

(1) *Physicians on the hospital staff.* The requirements under which the costs of physicians' direct medical and surgical services (including supervision of interns and residents) in the care of individual patients rendered to health insurance program patients will be allowed are the same as those applicable to the cost of all other covered provider services except that the costs of these services are separately determined as provided by this section and are not subject to cost-finding as described in § 405.453.

(2) *Physicians on the medical school faculty.* Reimbursement will be made to a hospital by the health insurance program for the costs of services of physicians on the medical school faculty, provided that in situations where the medical school is not related to the hospital (within the meaning of § 405.427), the hospital does not make payment to the medical school for services rendered to all patients and the following requirements are met: (In situations where the hospital makes payment to the medical school for services rendered to all patients, these requirements do not apply (see § 405.465(c)(1)(ii)).)

(i) There is a written agreement between the hospital and the medical school or organization related thereto, specifying the types and extent of services to be furnished by the medical school and specifying that the hospital must pay to the medical school an amount at least equal to the reasonable cost (as defined in paragraph (c) of this section) of providing such services to health insurance program patients,

(ii) Such costs are paid to the medical school by the hospital no later than the date on which the cost report covering the period in which the services were rendered is due, and

(iii) Payment for such services furnished under such an arrangement would be made by the health insurance program to the hospital had such services been furnished directly by the hospital.

(3) *Physicians on the voluntary staff of the hospital (or medical school under arrangement with the hospital).* Payments will be made by the health insurance program on a "salary equivalent" basis (as defined in paragraph (d) of this section) to a fund where the conditions outlined in § 405.466 are met.

(f) *Requirements for reimbursement for medical school faculty services other than physicians' direct medical and surgical services rendered in a teaching hospital.* Reimbursement will be made to a hospital by the health insurance program for the costs of medical school faculty services other than physicians' direct medical and surgical services rendered in a teaching hospital where the requirements described in paragraph (e) of this section are met.

(g) *Aggregate per diem methods of apportionment for physicians' direct medical and surgical services (including supervision of interns and residents) in the care of individual patients, rendered in a teaching hospital.*

(1) *Aggregate per diem method of apportionment for the costs of physicians' direct medical and surgical services (including supervision of interns and residents) in the care of individual patients.* The cost of physicians' direct medical and surgical services rendered in a teaching hospital to health insurance program beneficiaries is determined on the basis of an average cost per diem as defined in paragraph (h)(1) of this section for physicians' direct medical and surgical services to all patients (see § 405.521) for each of the following categories of physicians:

(i) Physicians on the hospital staff.

(ii) Physicians on the medical school faculty.

(2) *Aggregate per diem method of apportionment for the imputed value of physicians' volunteer direct medical and surgical services.* The imputed value of physicians' direct medical and surgical services rendered to health insurance program beneficiaries in a teaching hospital is determined on the basis of an average per diem, as defined in paragraph (h)(1) of this section, for physicians' direct medical and surgical services to all patients except that the average per diem will be derived from the imputed value of the physician volunteer direct medical and surgical services rendered to all patients.

(h) *Definitions.*—(1) *Average cost per diem for physicians' direct medical and surgical services (including supervision of interns and residents) rendered in a teaching hospital.* Average cost per diem for physicians' direct medical and surgical services rendered in a teaching hospital to patients in each category of physicians' services as described in paragraphs (g)(1)(i) and (ii) of this section means the amount computed by dividing total reasonable costs of such services in each category by the sum of:

(i) Inpatient days (as defined in paragraph (h)(2) of this section) and,

(ii) Outpatient visit days (as defined in paragraph (h)(3) of this section).

(2) *Inpatient days.* Inpatient days will be determined by counting the day of admission as 3.5 days and each day subsequent to a patient's day of admission except the day of discharge, as 1 day.

(3) *Outpatient visit days.* Outpatient visit days will be determined by counting only one visit day for each calendar day that a patient visits the outpatient department.

(i) *Application.* (1) The following illustrates how apportionment based on the Aggregate Per Diem Method for cost of physicians' direct medical and surgical services rendered in a teaching hospital to patients will be determined.

TEACHING HOSPITAL Y

| | |
|---|---|
| Statistical and financial data: | |
| Total inpatient days as defined in paragraph (h)(2) of this section and outpatient visit days as defined in paragraph (h)(3) of this section | 75,000 |
| Total inpatient part A days applicable to program beneficiaries | 20,000 |
| Total inpatient part B days applicable to program beneficiaries where part A coverage is not available | 1,000 |
| Total outpatient part B visit days applicable to program beneficiaries | 5,000 |
| Total cost of direct medical and surgical services rendered to all patients by physicians on the hospital staff as determined in accordance with paragraph (j) of this section | $1,500,000 |
| Total cost of direct medical and surgical services rendered to all patients by physicians on the medical school faculty as determined in accordance with paragraph (j) of this section | $1,650,000 |
| Computation of cost applicable to program for physicians on the hospital staff: | |
| Average cost per diem for direct medical and surgical services to patients by physicians on the hospital staff: $1,500,000 ÷ 75,000 = $20 per diem. | |
| Cost of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part A: $20 per diem × 20,000 | $400,000 |
| Cost of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part B: $20 per diem × 1,000 | $20,000 |
| Cost of physicians' direct medical and surgical services rendered to outpatient beneficiaries covered under part B: $20 per diem × 5,000 | $100,000 |
| Computation of cost applicable to program for physicians on the medical school faculty: | |
| Average cost per diem for direct medical and surgical services to patients by physicians on the medical school faculty: $1,650,000 ÷ 75,000 = $22 per diem. | |
| Cost of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part A: $22 per diem × 20,000 | $440,000 |
| Cost of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part B: $22 per diem × 1,000 | $22,000 |
| Cost of physicians' direct medical and surgical services rendered to outpatient beneficiaries covered under part B: $22 per diem × 5,000 | $110,000 |

(2) The following illustrates how the imputed value of physicians' volunteer direct medical and surgical services rendered in a teaching hospital applicable to health insurance program patients will be determined.

*Example:* The physicians on the medical staff of Teaching Hospital Y donated a total of 5,000 hours in rendering direct medical and surgical services to patients of the hospital during a cost-reporting period and did not receive any compensation from either the hospital or the medical school. Also, the imputed value for any physician's volunteer services did not exceed the rate of $30,000 per year per physician.

| | |
|---|---|
| Statistical and financial data: | |
| Total salaries paid to the full-time salaried physicians by the hospital (excluding interns and residents) | $800,000 |
| Total physicians who were paid for an average of 40 hours per week or 2,080 (52 weeks × 40 hours per week) hours per year | 20 |
| Average hourly rate equivalent: $800,000 ÷ 41,600 (2,080 × 20) | $19.23 |
| Computation of total imputed value of physicians' volunteer services applicable to all patients: | |
| (Total donated hours × average hourly rate equivalent): 5,000 × $19.23 | $96,150 |
| Total inpatient days (as defined in paragraph (h)(2) of this section) and outpatient visit days (as defined in paragraph (h)(3) of this section) | 75,000 |
| Total inpatient part A days applicable to program beneficiaries | 20,000 |
| Total inpatient part B days applicable to program beneficiaries where part A coverage is not available | 1,000 |
| Total outpatient part B visit days applicable to program beneficiaries | 5,000 |
| Computation of imputed value of physicians' volunteer direct medical and surgical services applicable to program beneficiaries: | |
| Average per diem for physicians' direct medical and surgical services to patients: $96,150 ÷ 75,000 = $1.28 per diem. | |
| Imputed value of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part A: $1.28 per diem × 20,000 | $25,600 |
| Imputed value of physicians' direct medical and surgical services rendered to inpatient beneficiaries covered under part B: $1.28 per diem × 1,000 | $1,280 |
| Imputed value of physicians' direct medical and surgical services rendered to outpatient beneficiaries covered under part B: $1.28 per diem × 5,000 | $6,400 |
| Total | $33,280 |

(j) *Allocation of compensation paid to physicians in a teaching hospital.* In determining reasonable cost under this section, the compensation paid by a teaching hospital, or a medical school or related organization under arrangement with the hospital, to physicians in a teaching hospital must be allocated to the full range of services implicit in the physicians' compensation arrangements. (However, see paragraph (d) of this section for the computation of the "salary equivalent" payments for volunteer services rendered to patients.) Such allocation must be made and must be capable of substantiation on the basis of the proportion of each physician's time spent in rendering each type of service to such hospital and/or medical school.

3. Section 405.466 is added to read as follows:

**§ 405.466 Payment to a fund.**

(a) *General.* Payment for certain voluntary services by physicians in teaching hospitals (as such services are described in § 405.521(d)(2) will be paid on a salary equivalent basis (as described in § 405.465(d)) subject to the conditions and limitations contained in this Part 405 and title XVIII of the Act, to a single fund (as defined in paragraph (b) of this section) designated by the organized medical staff of the hospital (or, where such services are furnished in such hospital by the faculty of a medical school, to such fund as may be designated by the faculty), if:

(1) The hospital (or medical school furnishing the services under arrangement with the hospital) incurs no actual cost in furnishing the services; and

(2) The hospital has an agreement with the Secretary under § 405.602; and

(3) The intermediary, or the Social Security Administration, as appropriate, has received written assurances that:

(i) The payment will be used solely for the improvement of care of hospital patients or for educational or charitable purposes; and

(ii) Neither the individuals who are furnished the services nor any other persons will be charged for the services (and if charged, provision will be made for the return of any monies incorrectly collected).

(b) *Definition of a fund.* For purposes of paragraph (a) of this section, a fund is an organization which meets either of the following requirements:

(1) Has and retains exemption, as a governmental entity or under section 501(c)(3) of the Internal Revenue Code (nonprofit educational, charitable, and similar organizations), from Federal taxation; or

(2) Is an organization of physicians who, under the terms of their employment by an entity which meets the requirements of paragraph (b)(1) of this section, are required to turn over to that entity all income which the physician organization derives from the physicians' services.

(c) *Status of a fund.* A fund approved for payment under paragraph (a) of this section has all the rights and responsibilities of a provider under title XVIII of the Act except that it does not enter into an agreement with the Secretary under § 405.602.

4. The material in § 405.521(d) is redesignated as § 405.521(d)(1) and paragraphs (d)(2) and (d)(3) are added to read as follows:

**§ 405.521 Services of attending physicians supervising interns and residents.**

* * * * * *

(d) * * *

(2) For cost-reporting periods beginning after June 30, 1973, and before July 1, 1976, a hospital with an approved teaching program (see § 405.522(a)) may elect to receive reimbursement on a reasonable cost basis for the direct medical and surgical services of its physicians in lieu of any payment on the basis of reasonable charges which might otherwise be payable for such services. A hospital may make this election to receive cost reimbursement only where all physicians who render services in the hospital which are covered under the health insurance program agree not to bill charges for such services (or where all the physicians are employees of the hospital and as a condition of employment they are precluded from billing for such services). Where the requirements of this paragraph (d)(2) are satisfied by a hospital, the reimbursement provisions of § 405.465 are applicable.

(3) Where payments for services of physicians in teaching hospitals rendered after June 30, 1973, and before December 31, 1973, would be improper by virtue of section 15(a) of Pub. L. 93-233 (87 Stat. 965), such payments are deemed proper even though they may not meet the requirements which are based on section 15(a) of Pub. L. 93-233, if they are appropriately made under the provisions of section 227 of Pub. L. 92-603 (86 Stat. 1404).

* * * * *

[FR Doc.75-20537 Filed 8-7-75;8:45 am]

## Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### SUBCHAPTER E—ANIMAL DRUGS, FEEDS, AND RELATED PRODUCTS

[Docket No. 75N-0126]

### PART 510—NEW ANIMAL DRUGS

### PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

#### Tylosin

The Commissioner of Food and Drugs has evaluated a new animal drug application (100-744) filed by Dixie Mills Co., 10th and Walnut Sts., East St. Louis, IL 62202, proposing safe and effective use of a tylosin premix for the manufacture of swine feed. The application is approved, effective August 8, 1975.

The Commissioner is amending Parts 510 and 558 (formerly Parts 135 and 135e prior to recodification published in the FEDERAL REGISTER of March 27, 1974 (40 FR 13802)) to reflect the approval set forth below.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner (21 CFR 2.120), Parts 510 and 558 of Chapter I of Title 21 of the Code of Federal Regulations are amended as follows:

1. In Part 510 by amending § 510.600 (formerly § 135.501) by adding a sponsor alphabetically to paragraph (c) (1) and numerically to paragraph (c) (2), as follows:

**§ 510.600 Names, addresses, and code numbers of sponsors of approved applications.**

* * * * * * *

(c) * * *

(1) * * *

| Firm name and address: | *Drug listing No.* |
|---|---|
| * * * * * | |
| Dixie Mills Co., 10th and Walnut Sts., East St. Louis, IL 62202 | 025066 |
| * * * * * | |

(2) * * *

| Drug listing No.: | *Firm name and address* |
|---|---|
| * * * * * | |
| 025066 | Dixie Mills Co., 10th and Walnut Sts., East St. Louis, IL 62202. |
| * * * * * | |

2. In Part 558, § 558.625 (formerly § 135e.10), by adding paragraph (b) (41) as follows:

**§ 558.625 Tylosin.**

* * * * * * *

(b) * * *

(41) To 025066: 0.8 gram per pound; paragraph (f) (1) (vi) (*a*) of this section.

* * * * * * *

*Effective date.* This amendment shall become effective on August 8, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b (i)).)

Dated: August 1, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-20534 Filed 8-7-75;8:45 am]

[Docket No. 75N-0155]

## PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

### Robenidine Hydrochloride, Bacitracin Methylene Disalicylate

The Commissioner of Food and Drugs has evaluated a new animal drug application (97-085V) filed by American Cyanamid Co., Princeton, NJ 08540, proposing safe and effective use of robenidine hydrochloride and bacitracin methylene disalicylate in the complete feed for broiler and fryer chickens. The application is approved, effective August 8, 1975.

The Commissioner is amending § 558.515 (formerly § 135e.66 prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) to reflect this approval.

In accordance with § 514.11(e) (2) (ii) (21 CFR 514.11(e) (2) (ii)) of the animal drug regulations, a summary of the safety and effectiveness of data and information submitted to support the approval of this application is released publicly. The summary is available for public examination at the office of the Hearing Clerk, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852, Monday through Friday from 9 a.m. to 4 p.m., except on Federal legal holidays.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))), and under authority delegated to the Commissioner (21 CFR 5.1), § 558.515 is amended by adding paragraph (f) (1) (vii) as follows:

**§ 558.515 Robenidine hydrochloride.**

* * * * * * *

(f) * * *

(1) * * *

(vii) *Amount per ton.* Robenidine hydrochloride, 30 grams (.0033 percent) plus bacitracin, 4 to 50 grams (as bacitracin methylene disalicylate).

(*a*) *Indications for use.* As an aid in the prevention of coccidiosis caused by *E. mivati, E. brunetti, E. tenella, E. acervulina, E. maxima,* and *E. necatrix,* and: in the presence of 4 to 30 grams per ton of bacitracin, for increased rate of weight gain; in the presence of 27 to 50 grams per ton of bacitracin, for improved feed efficiency.

(*b*) *Limitations.* Feed continuously as sole ration; do not feed to laying chickens; withdraw 5 days prior to slaughter; as bacitracin methylene disalicylate provided by No. 000794 in § 510.600(c) of this chapter.

* * * * * * *

*Effective date.* This regulation becomes effective August 8, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)).)

Dated: August 1, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-20532 Filed 8-7-75;8:45 am]

## Title 22—Foreign Relations

## CHAPTER I—DEPARTMENT OF STATE

## PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

### Passports and Visas Not Required for Certain Nonimmigrants

Reference is made to the notice of proposed rulemaking published August 13, 1974, (39 FR 28995), concerning the proposed revocation of the waiver of the nonimmigrant visa requirement for certain aliens seeking to enter Puerto Rico or the Virgin Islands of the United States.

Over twenty comments were received in response to that notice. Many of the comments expressed general opposition to the proposed amendment. Certain comments related to specific situations in which it was represented that retention of the waiver was warranted. After careful consideration of the comments received, it has been determined that the proposed rule should be modified to the extent of retaining provision for a waiver of the visa requirement in two limited cases. Nationals of the British Virgin Islands having a residence in such islands will continue to benefit from such a waiver when seeking to enter the Virgin Islands of the United States as nonimmigrants. Nationals of other British, French or Netherlands territory in the Caribbean area, or of independent countries formerly a part of such territory, who are beneficiaries of indefinite certifications issued by the Department of Labor for employment in the Virgin Islands of the United States, and their spouses and children, will benefit from such a waiver when seeking to enter the Virgin Islands of the United States for employment to their certifications.

Aliens whose entitlement to a waiver of the nonimmigrant visa requirement is being revoked will be invited to make application for nonimmigrant visas by mail to the American Embassy at Bridgetown, Barbados. In those cases in which the consular officer can adjudicate the application without the necessity of a personal interview with the applicant, the visaed passport and associated documentation will be returned to the applicant by mail. A consular officer from the Embassy at Bridgetown will make periodic visits to the various islands within the Embassy's consular district for the purpose of conducting personal interviews with applicants in whose cases such interviews are required in order to complete the adjudication of the visa application. The Embassy will promulgate appropriate instructions and information concerning the precise details of the procedures established to carry out this function.

No substantive change was proposed or has been made in that portion of § 41.6 (b) which provides a waiver of the nonimmigrant visa requirement for certain aliens proceeding to the United States as temporary agricultural workers. Certain editorial changes have been made made for purposes of clarity.

Accordingly, the amendment to 22 CFR 41.6(b), with modifications as described in the foregoing, is adopted and is set forth below.

* * * * * *

In § 41.6 paragraph (b) is revised as follows:

**§ 41.6 Nonimmigrants not required to present passports, visas, or border crossing identification cards.**

* * * * * *

(b) *British, French, and Netherlands nationals, and nationals of certain adjacent islands of the Caribbean which are independent countries.* A visa shall not be required of a British, French, or Netherlands national, or of a national of Barbados, Grenada, Jamaica, or Trinidad and Tobago, who has his residence in British, French, or Netherlands territory located in the adjacent islands of the Caribbean area, or in Barbados, Grenada, Jamaica, or Trinidad and Tobago, who:

(1) Is proceeding to the United States as an agricultural worker; or

(2) Is the beneficiary of a valid, unexpired indefinite certification granted by the Department of Labor for employment in the Virgin Islands of the United States and is proceeding to the Virgin Islands of the United States for such purpose, or is the spouse or child of such an alien accompanying or following to join him.

A visa shall not be required of a national of the British Virgin Islands who has his residence in the British Virgin Islands, and who is proceeding to the Virgin Islands of the United States.

* * * * * *

*Effective date.* The amendment will become effective October 7, 1975.

(Sec. 104, 66 Stat. 174 (8 U.S.C. 1104))

For the Secretary of State:

Date: July 25, 1975.

LOREN E. LAWRENCE,
*Acting Administrator, Bureau of Security and Consular Affairs, Department of State.*

For the Attorney General:

Date: July 28, 1975.

LEONARD F. CHAPMAN, Jr.,
*Commissioner, Immigration and Naturalization Service, Department of Justice.*

[FR Doc.75-20561 Filed 8-7-75;8:45 am]

## Title 23—Highways

## CHAPTER I—FEDERAL HIGHWAY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

### SUBCHAPTER H—RIGHT-OF-WAY AND ENVIRONMENT

## PART 712—THE ACQUISITION FUNCTION

The Federal Highway Administration hereby amends Part 712 published in the FEDERAL REGISTER August 16, 1974, at 39 FR 29590, by revising § 712.204 paragraph (c) to clarify Federal Highway Administration right-of-way acquisition authorization procedures.

The revision is intended to make clear that the location and design approval requirements of § 790.9 paragraph (e) (2) of this Chapter may be included in the stipulations of an acquisition authorization given at the time of program approval. It is further intended to make clear that an authorization to acquire given at the time of program approval also includes authorization to proceed with the necessary preliminary activities.

This will codify a revision of paragraph 5(c) of Federal-Aid Highway Program Manual Volume 7, Chapter 2, Section 2, issued contemporaneously herewith.

23 CFR 712.204 paragraph (c) is revised to read as follows:

**§ 712.204 Project procedures.**

* * * * * *

(c) *Authorizations.* Concurrent with or subsequent to program approval, FHWA may, in response to a SHD's request:

(1) Authorize the SHD to proceed with those right-of-way activities necessary for the completion of the final environmental impact statement or negative declaration and preparation for public hearings, or

(2) Authorize the SHD to proceed with all preliminary right-of-way activities, including property appraisals, up to but not including negotiations, with the condition that appraisals of partial takings will not be made until the SHD has prepared right-of-way plans, or

(3) Authorize the SHD to proceed with those right-of-way activities enumerated in paragraph (c) (2) of this section, and authorize the acquisition of rights-of-way on a project with the stipulation that the following requirements will be met before acquisition will commence:

(i) The relocation project assurances and relocation plan have been approved by FHWA pursuant to the provisions of §§ 740.6 paragraph (b) and 740.12 of this chapter, and

(ii) The provisions of § 771.5 of this chapter have been met relative to environmental impact statements, negative declarations, and public hearing transcripts and certifications, and

(iii) where applicable, the provisions of § 771.19 of this chapter have been met relative to section 4(f) statements, and

(iv) where applicable, the provisions of § 790.9 paragraph (e) (2) of this chapter have been met relative to location and design approval.

This revision will take effect immediately.

Issued on: August 1, 1975.

NORBERT T. TIEMANN,
*Federal Highway Administrator.*

[FR Doc.75-20579 Filed 8-7-75;8:45 am]

## Title 24—Housing and Urban Development

## CHAPTER VIII—LOW-INCOME HOUSING

[Docket No. R-75-345]

## PART 860—INCOME LIMITS WITH RESPECT TO, ADMISSION TO, AND OCCUPANCY OF, LOW-INCOME HOUSING OWNED BY PUBLIC HOUSING AGENCIES OR LEASED BY PUBLIC HOUSING AGENCIES FROM PRIVATE OWNERS

### Interim Rule

Notice is hereby given that the Department of Housing and Urban Development (HUD) is adopting an interim rule amending Chapter VIII of Title 24 by adding a new Part 860, Subpart B.

The interim rule revises HUD's current procedures governing admission to low-income housing projects (with the exception of certain programs) assisted under the United States Housing Act of 1937. The rule supersedes Circulars HM 7465.12, dated 6/2/71, "Housing a Cross-Section of Low-Income Tenants in Low-Rent Public Housing"; HM 7465.5, dated 6/24/70, "Notification to Applicants for Admission to Public Housing"; and a circular dated 12/17/68 entitled "Admission and Continued Occupancy Regulations for Low-Rent Public Housing." This interim rule will be effective during the period prior to the promulgation of regulations pursuant to section 201(b) of the Housing and Community Development Act of 1974, Public Law 93-383, which regulations are required to be made effective within eighteen months after August 22, 1974, the date of enactment of said Act.

The interim rule incorporates, with modifications and clarifications, the procedures and requirements of the Circulars referred to above and is directed as nearly as possible toward the policies expressed in the amendments of the United States Housing Act of 1937 made by the Housing and Community Development Act of 1974, which policies will be fully reflected in the regulations to be promulgated pursuant to section 201(b).

The rule requires that it be implemented in a manner compatible with the objectives of Title VI of the Civil Rights Act of 1964 and HUD regulations and requirements pursuant thereto. It permits public housing agencies (PHAs) that have adopted tenant selection plans pursuant to HUD regulations implementing Title VI, and which plans will require revision because of this interim rule, to submit such revisions for HUD approval subject to a demonstration that the objectives of Title VI, the United States Housing Act of 1937, and this interim rule can be achieved under the PHA's proposed revision.

The interim rule sets forth standards for tenant selection criteria to be established by PHAs which take into consideration both the needs of an individual applicant for low-income public housing and the needs of the community for a financially and socially sound housing program. The standards require the PHA to take into consideration factors of prior conduct of an applicant in determining whether the applicant, if admitted, will have a detrimental effect on the health, safety, or welfare of other tenants or the physical environment or financial stability of the project, and factors which indicate a reasonable probability of favorable future conduct or financial prospects if unfavorable information is received concerning an applicant. The standards require the PHA to avoid concentrations of the most economically and/or socially deprived families in any one or all of the PHA projects, and to achieve, within a reasonable period of time, a tenant body of families with a broad range of incomes generally representative of the income range of low-income families in the PHA's area of operation, as defined in State law. They prohibit the automatic exclusion of an otherwise eligible applicant solely because of the applicant's membership in a particular group or category.

The interim rule requires that an applicant determined to be ineligible for admission be promptly notified of the basis therefor and provide the applicant upon request, within a reasonable time after the determination is made, with an opportunity for informal hearing on such determination. It also requires that approved applicants be notified of the approximate date of occupancy insofar as that date can be reasonably determined.

Publication of this interim rule as a notice of proposed rule making would re-

sult in the establishment of waiting lists which are inconsistent with the Congressional policy expressed in the Housing and Community Development Act of 1974 and which must be implemented no later than eighteen months after August 22, 1974. Therefore, the Secretary has determined that this Subpart shall be effective upon publication. Interested persons are invited to submit written comments and suggestions, with respect to the final rule concerning admission to low-income housing owned by public housing agencies or leased by public housing agencies from private owners, to the Rules Docket Clerk, Office of General Counsel, Room 10245, Department of Housing and Urban Development, 451 7th Street, SW, Washington, D.C. within thirty days. All relevant material received by Sept. 15, 1975, will be considered before adoption of a final rule. A copy of each communication will be available for public inspection during regular business hours at the above address.

A Finding of Inapplicability respecting the National Environmental Policy Act of 1969 has been made in accordance with HUD procedures. A copy of this Finding of Inapplicability will be available for public inspection during regular business hours at the address set forth in the preceding paragraph.

Therefore, Part 860 of Title 24 of the Code of Federal Regulations is added as follows:

Subpart A—Income Limits [Reserved]

Subpart B—Admission

Sec.

860.201 Purpose and scope.
860.202 Applicability.
860.203 Nondiscrimination requirements.
860.204 PHA tenant selection policies.
860.205 Standards for PHA tenant selection criteria.
860.206 Verification procedures.
860.207 Notification to applicants.

Subpart C—Continued Occupancy [Reserved]

AUTHORITY: Section 7(d), Department of Housing and Urban Development Act, 42 U.S.C. 3535(d); Sections 8 and 10(b), United States Housing Act of 1937, 42 U.S.C. 1408 and 1410(b); and Section 101 of the Housing and Community Development Act of 1974, 42 U.S.C. 5301.

## Subpart A—Income Limits [Reserved]

## Subpart B—Admission

### § 860.201 Purposes and scope.

The purpose of this subpart is to prescribe standards and criteria for tenant selection by each public housing agency (PHA) in accordance with the United States Housing Act of 1937 (the Act) and the Annual Contributions Contract (ACC).

### § 860.202 Applicability.

This subpart is applicable to all dwelling units assisted under the United States Housing Act of 1937 in projects owned by or leased to PHAs and leased or subleased by PHAs to tenants, and is not applicable to section 23 and section 10(c) leased housing projects, the section 23 Housing Assistance Payments Program, and the section 8 Housing Assistance Payments program where the owners enter into leases directly with the tenants. This Subpart is not applicable to the Low-Rent Housing Homeownership Opportunities Program (Turnkey III), to the Mutual Help Homeownership Opportunities Program, or to Indian Tribal Housing Authorities.

### § 860.203 Nondiscrimination requirements.

The tenant selection criteria and requirements pursuant to this Subpart shall be established and implemented in a manner compatible with the objectives of Title VI of the Civil Rights Act of 1964 and HUD regulations and requirements pursuant thereto. PHAs which have adopted tenant selection and assignment plans pursuant to HUD regulations and requirements implementing Title VI of the Civil Rights Act of 1964 which require revision to comply with this Subpart shall submit such revisions for HUD approval. Any such request must be supported by a demonstration that the objectives of the Civil Rights Act of 1964 and the objectives of the United States Housing Act of 1937 can be achieved under the revised plan.

### § 860.204 PHA tenant selection policies.

(a) In addition to policies and regulations including preferences and priorities established by the PHA for eligibility and admission to its low-income housing projects pursuant to the Act and the ACC with respect thereto, each PHA shall adopt and implement policies and procedures embodying standards and criteria for tenant selection which take into consideration the needs of individual families for low-income housing and the statutory purpose in developing and operating socially and financially sound low-income housing projects which provide a decent home and a suitable living environment and foster economic and social diversity in the tenant body as a whole.

(b) Such policies and procedures shall be designed to: (1) Avoid concentrations of the most economically and socially deprived families in any one or all of the PHA's low-income housing projects; (2) preclude admission of applicants whose habits and practices reasonably may be expected to have a detrimental effect on the tenants or the project environment; and (3) attain, within a reasonable period of time, a tenant body in each project composed of families with a broad range of incomes and rent-paying ability which is generally representative of the range of incomes of low-income families in the PHA's area of operation, as defined in state law.

(c) Such policies and procedures shall: (1) Not automatically deny admission to a particular group or category of otherwise eligible applicants (e.g., unwed mothers or families with children born out of wedlock); (2) assure that selection by the PHA among otherwise eligible applicants is objective and reasonable; (3) be consistent with the PHA's responsibilities as a public body; and (4) be in compliance with State, local and Federal laws and regulations, including the nondiscrimination requirements of Title VI of the Civil Rights Act of 1964, and the provisions of the ACC.

(d) Such policies and procedures shall: (1) Be duly adopted; (2) be publicized by posting copies thereof in each office where applications are received and by furnishing copies to applicants or tenants upon request; (3) be specific and describe in detail the criteria, standards and preferences to be applied; and (4) provide for verification and documentation of information relevant to acceptance or rejection of an applicant.

### § 860.205 Standards for PHA tenant selection criteria.

(a) The criteria to be established and information to be considered shall be reasonably related to individual attributes and behavior of an applicant and shall not be related to those which may be imputed to a particular group or category of persons of which an applicant may be a member. See, e.g., § 860.204(c).

(b) The criteria to be established in relation to avoiding concentration of families with serious social problems in PHA projects and information to be considered shall be reasonably related to whether the conduct of the applicant in present or prior housing has been such as would not be likely to interfere with other tenants in such a manner as to diminish their enjoyment of the premises by adversely affecting their health, safety or welfare or to affect adversely the physical environment or the financial stability of the project if the applicant were admitted to the project. Relevant information respecting habits or practices to be considered may include, but is not limited to:

(1) An applicant's past performance in meeting financial obligations, especially rent;

(2) A record of disturbance of neighbors, destruction of property, or living or housekeeping habits at prior residences which may adversely affect the health, safety or welfare of other tenants; and

(3) A history of criminal activity involving crimes of physical violence to persons or property and other criminal acts which would adversely affect the health, safety or welfare of other tenants.

(c) The criteria to be established shall be reasonably related to achieving the basic objective, within a reasonable period of time, of housing tenant families with a broad range of income, representative of the range of income of low-income families in the PHA's area of operation, as defined in state law, and with rent-paying ability sufficient to achieve financial stability of the project or projects. To accomplish the objective PHAs shall:

(1) Conduct studies, as necessary, directed to the distribution of incomes of all low-income families (elderly and nonelderly) in the PHA's area of operation, as defined in state law, based upon the most recent census or other reliable data on family income;

(2) Ascertain the actual distribution of incomes of all tenant families in residence in the PHA's projects;





(3) Ascertain the distribution of incomes of families on the PHA's waiting list;

(4) Ascertain the average operating costs of the PHA's project or projects and the average rent required to meet such costs;

(5) Ascertain the average rent which would be achieved based upon the incomes of low-income families in accordance with the distribution of incomes of all low-income families (elderly and nonelderly) in the PHA's area of operation, as defined in state law;

(6) Ascertain the average rent which can be achieved based upon the income of families in tenancy in the PHA's project or projects;

(7) Ascertain the average rent which could be achieved based upon the incomes of the families on the PHA's waiting list;

(8) Utilizing the above information, develop criteria, by preference or otherwise, which will be reasonably calculated to attain the basic objective. The criteria developed shall be sufficiently flexible to assure administrative feasibility. A dwelling unit should not be allowed to remain vacant for the purpose of awaiting application by a family falling within the appropriate range.

(d) In the event of the receipt of unfavorable information with respect to an applicant, consideration shall be given to the time, nature, and extent of the applicant's conduct and to factors which might indicate a reasonable probability of favorable future conduct or financial prospects. For example:

(1) Evidence of rehabilitation;

(2) Evidence of the applicant family's participation in or willingness to participate in social service or other appropriate counseling service programs and the availability of such programs;

(3) Evidence of the applicant family's willingness to attempt to increase family income and the availability of training or employment programs in the locality.

### § 866.206 Verification procedures.

(a) *General.* Adequate procedures shall be developed to obtain and verify information with respect to each applicant. Information relative to the acceptance or rejection of an applicant shall be documented and placed in the applicant's file. Such documentation may include reports of interviews, letters or telephone conversations with reliable sources. As a minimum, such reports shall indicate the date, the source of the information, including the name and title of the individual contacted, and a resume of the information received.

(b) *Suggested sources of information.* Sources of information may include, but are not limited to, the applicant (by means of interviews or home visits), landlords, employers, family social workers, parole officers, court records, drug treatment centers, clinics, physicians or police departments where warranted by the particular circumstances.

(c) *Tenant advisory boards.* The PHA may establish Tenant Advisory Boards for consultation in connection with the tenant selection process.

### § 860.207 Notification to applicants.

(a) The PHA shall promptly notify any applicant determined to be ineligible for admission to a project of the basis for such determination and shall provide the applicant upon request, within a reasonable time after the determination is made, with an opportunity for an informal hearing on such determination.

(b) When a determination has been made that an applicant is eligible and satisfies all requirements for admission including the tenant selection criteria, the applicant shall be notified of the approximate date of occupancy insofar as that date can be reasonably determined.

## Subpart C—Continued Occupancy [Reserved]

*Effective date.* This amendment shall be effective August 8, 1975.

*Inflationary impact statement.* It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A-107.

H. R. CRAWFORD,
*Assistant Secretary for Housing Management.*

[FR Doc.75-20589 Filed 8-7 75;8:45 am]

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# CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-648]

## PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

### Status of Participating Communities

The purpose of this notice is to list those communities wherein the sale of flood insurance is authorized under the National Flood Insurance Program (42 U.S.C. 4001-4128).

Insurance policies can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the National Flood Insurers Association servicing company for the state (addresses are published at 39 FR 26186-93). A list of servicing companies is also available from the Federal Insurance Administration (FIA), HUD, 451 Seventh Street SW., Washington, D.C. 20410.

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance as a condition of receiving any form of Federal or Federally related financial assistance for acquisition or construction purposes in a flood plain area having special hazards within any community identified by the Secretary of Housing and Urban Development.

The requirement applies to all identified special flood hazard areas within the United States, and no such financial assistance can legally be provided for acquisition or construction in these areas unless the community has entered the program. Accordingly, for communities listed under this Part no such restriction exists, although insurance, if required, must be purchased.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

Section 1914.4 of 24 CFR Chapter X, Subchapter B, Part 1914 is amended by adding in alphabetical sequence new entries to the table. In each entry, a complete chronology of effective dates appears for each listed community. The date that appears in the fourth column of the table is provided in order to designate the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. These dates serve notice only for the purposes of granting relief, and not for the application of sanctions, within the meaning of 5 U.S.C. 551. The entry reads as follows:

### § 1914.4 List of eligible communities.

* * * * *

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Florida | Madison | Madison, city of | Aug. 1, 1975, emergency | Jan. 24, 1974 | | |
| Illinois | Gallatin | Omaha, village of | do | May 10, 1974 | | |
| Do | Vermilion | Rankin, village of | do | May 17, 1974 | | |
| Do | Champaign | Saint Joseph, village of | do | Nov. 23, 1973 | | |
| Do | Cook | South Barrington, village of | do | Mar. 22, 1974 | | |
| Do | Lake | Wadsworth, village of | do | Mar. 1, 1974 | | |
| Indiana | Hamilton | Fishers, town of | do | | | |
| Iowa | Black Hawk | Hudson, city of | do | Mar. 8, 1974 | | |
| Do | Dubuque | New Vienna, town of | do | Aug. 16, 1974 | | |
| Kansas | Hodgeman | Jetmore, city of | do | Mar. 1, 1974 | | |
| Do | Osborne | Natoma, city of | do | June 28, 1974 | | |
| Massachusetts | Middlesex | Sudbury, town of | do | Aug. 23, 1974 | | |
| Mississippi | Covington | Unincorporated areas | do | | | |
| Do | Copiah | Hazlehurst, city of | do | June 7, 1974 | | |
| Missouri | Audrain | Laddonia, city of | do | May 24, 1974 | | |
| Do | Gasconade | Owensville, city of | do | May 10, 1974 | | |
| Do | New Madrid | Tallapoosa, city of | do | | | |
| Do | Grundy | Trenton, city of | do | Feb. 15, 1974 | | |
| Montana | Gallatin | Three Forks, town of | do | Mar. 29, 1974 | | |
| Nebraska | Clay | Sutton, city of | do | June 7, 1974 | | |
| New York | Franklin | Bangor, town of | do | Aug. 2, 1974 | | |
| Do | Monroe | Churchville, village of | do | June 28, 1974 | | |
| Do | Yates | Dundee, village of | do | | | |
| Do | Genesee | Elba, town of | do | Oct. 25, 1974 | | |
| Do | Columbia | Hudson, city of | do | Nov. 15, 1974 | | |
| Do | Erie | Orchard Park, town of | do | Aug. 9, 1974 | | |
| Do | Del ware | Roxbury, town of | do | Aug. 2, 1974 | | |
| Do | Warren | Warrensburg, town of | do | Sept. 20, 1974 | | |
| Ohio | Stark | Beach City, village of | do | | | |
| Do | Belmont | Bellaire, city of | do | Feb. 8, 1974 | | |
| Do | Williams | Bryan, city of | do | June 7, 1974 | | |
| Do | Noble | Caldwell, village of | do | do | | |
| Do | Columbiana | East Palestine, city of | do | Jan. 16, 1974 | | |
| Do | Jefferson | Empire, village of | do | Mar. 15, 1975 | | |
| Do | Marion | Green Camp, village of | do | Nov. 16, 1973 | | |
| Do | Stark | Louisville, city of | do | May 17, 1974 | | |
| Do | Morgan | McConnelsville, village of | do | do | | |
| Oregon | Douglas | Drain, city of | do | Apr. 5, 1974 | | |
| Do | Grant | Mount Vernon, city of | do | Dec. 20, 1974 | | |
| Do | Marion | Turner, city of | do | Jan. 16, 1974 | | |
| Pennsylvania | Lawrence | Bessemer, borough of | do | | | |
| Do | Blair | Blair, township of | do | Nov. 22, 1974 | | |
| Do | Somerset | Conemaugh, township of | do | Dec. 27, 1974 | | |
| Do | Potter | Hebron, township of | do | Jan. 17, 1975 | | |
| Do | Mercer | Sandy Lake, borough of | do | Jan. 16, 1974 | | |
| Rhode Island | Providence | Johnston, town of | do | | | |
| Texas | Hutchinson | Borger, city of | do | Jan. 28, 1974 | | |
| Vermont | Orange | Corinth, town of | do | June 28, 1974 | | |
| Do | Washington | Plainfield, town of | do | Aug. 9, 1974 | | |
| Do | do | Plainfield, village of | do | June 28, 1974 | | |
| Washington | Whitman | Rosalia, town of | do | May 24, 1974 | | |
| Do | Spokane | Spangle, town of | do | | | |
| Wisconsin | Grant | Bloomington, village of | do | June 28, 1974 | | |
| Do | Dodge | Fox Lake, city of | do | May 24, 1974 | | |
| Do | Fond Du Lac | Mount Calvary, village of | do | June 7, 1974 | | |
| Wyoming | Carbon | Saratoga, city of | do | June 14, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alaska | Ketchikan Gateway Borough | | Aug. 1, 1975, emergency | | | |
| California | San Mateo | Daly City, city of | do | Feb. 22, 1974 | | |
| Connecticut | Tolland | Columbia, town of | do | | | |
| Georgia | Wilkinson | Irwinton, city of | do | Apr. 25, 1975 | | |
| Illinois | Marshall | Wenona, city of | do | June 28, 1974 | | |
| Indiana | Knox | Decker, town of | do | Feb. 1, 1974 | | |
| Do | Jennings | North Vernon, city of | do | Nov. 30, 1973 | | |
| Do | Montgomery | Waveland, town of | do | May 24, 1974 | | |
| Iowa | Mills | Malvern, town of | do | Mar. 8, 1974 | | |
| Louisiana | Red River Parish | Coushatta, town of | do | Apr. 12, 1974 | | |
| | | | | Feb. 7, 1975 | | |
| Do | Winn Parish | Winnfield, city of | do | Nov. 16, 1973 | | |
| Massachusetts | Plymouth | Kingston, town of | do | June 28, 1974 | | |
| Minnesota | Rock | Hardwick, city of | do | Aug. 2, 1974 | | |
| New Hampshire | Belknap | Meredith, town of | do | June 14, 1974 | | |
| New Jersey | Sussex | Hampton, township of | do | Jan. 24, 1975 | | |
| Do | do | Stillwater, township of | do | Apr. 4, 1975 | | |
| New York | Delaware | Andes, village of | do | Aug. 16, 1974 | | |
| Do | Erie | Brant, town of | do | June 14, 1974 | | |
| Do | Monroe | Brockport, village of | do | May 31, 1974 | | |
| Do | Tompkins | Freeville, village of | do | do | | |
| Do | Cayuga | Port Byron, village of | do | May 3, 1974 | | |
| North Carolina | Ashe | Unincorporated areas | do | Jan. 3, 1975 | | |
| South Carolina | Saluda and Lexington | Batesburg, town of | do | | | |
| Do | Orangeburg | Branchville, town of | do | June 7, 1974 | | |
| Do | Florence | Johnsonville, city of | do | Nov. 8, 1974 | | |
| Do | Marion | Mullins, city of | do | June 28, 1974 | | |
| Texas | Wheeler | Wheeler, city of | do | Mar. 29, 1974 | | |
| Do | Haskell | Haskell, city of | do | May 17, 1974 | | |





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Arizona | Navajo | Taylor, town of | Aug. 5, 1975, emergency | May 17, 1974 | | |
| Connecticut | Tolland | Stafford Springs, borough of | do | June 28, 1974 | | |
| Florida | Palm Beach | Mangonia Park, town of | do | Jan. 16, 1974 | | |
| Indiana | Boone | Whitestown, town of | do | Apr. 12, 1974 | | |
| Iowa | Woodbury | Danbury, city of | do | Jan. 9, 1974 | | |
| Do | Louisa | Oakville, city of | do | May 2, 1975 | | |
| Kansas | Clark | Ashland, city of | do | May 17, 1974 | | |
| Do | Lincoln | Lincoln Center, city of | do | Mar. 8, 1974 | | |
| Do | Pottawatomie | Unincorporated areas | do | | | |
| Maine | Aroostook | Blaine, town of | do | Aug. 2, 1974 | | |
| Do | Oxford | Brownfield, town of | do | Sept. 13, 1974 | | |
| Do | do | Buckfield, town of | do | Aug. 2, 1974 | | |
| Do | York | Cornish, town of | do | June 28, 1974 | | |
| Do | Penobscot | Dexter, town of | do | Mar. 15, 1974 | | |
| Do | Aroostook | Grand Isle, town of | do | Aug. 2, 1974 | | |
| Do | York | North Berwick, town of | do | Feb. 21, 1975 | | |
| Do | Kennebec | Randolph, town of | do | Jan. 24, 1975 | | |
| Do | Oxford | Sumner, town of | do | Nov. 1, 1974 | | |
| Do | Franklin | Temple, town of | do | Dec. 6, 1974 | | |
| Do | Oxford | Woodstock, town of | do | Feb. 21, 1975 | | |
| Maryland | Carroll | New Windsor, town of | do | Nov. 22, 1974 | | |
| Massachusetts | Worcester | Templeton, town of | do | Aug. 2, 1974 | | |
| Michigan | Genesee | Mount Morris, city of | do | | | |
| New York | Madison | Eaton, town of | do | May 3, 1974 | | |
| Do | Schoharie | Richmondville, village of | do | May 31, 1974 | | |
| Do | Columbia | Taghkanic, town of | do | Dec. 20, 1974 | | |
| Do | Delaware | Delhi, town of | do | | | |
| North Dakota | Wells | Fessenden, city of | do | Jan. 17, 1975 | | |
| Do | Hettinger | Regent, city of | do | Jan. 24, 1975 | | |
| North Carolina | Jackson | Unincorporated areas | do | | | |
| Ohio | Paulding | Grover Hill, village of | do | May 17, 1974 | | |
| Do | Wood | Pemberville, village of | do | Oct. 18, 1974 | | |
| Do | Jefferson | Toronto, city of | do | Jan. 16, 1974 | | |
| Pennsylvania | Schuylkill | Barry, township of | do | Dec. 27, 1974 | | |
| Do | Carbon | Beaver Meadows, borough of | do | June 28, 1974 | | |
| Do | Adams | Bonneauville, borough of | do | Dec. 27, 1974 | | |
| Do | Warren | Columbus, township of | do | Jan. 17, 1975 | | |
| Do | Fulton | Dublin, township of | do | Dec. 20, 1974 | | |
| Do | Crawford | East Mead, township of | do | Oct. 18, 1974 | | |
| Do | Schuylkill | Eldred, township of | do | Nov. 22, 1974 | | |
| Do | Somerset | Hooversville, borough of | do | June 28, 1974 | | |
| Do | Lancaster | Mountville, borough of | do | July 19, 1974 | | |
| Do | McKean | Sergeant, township of | do | Feb. 14, 1975 | | |
| South Carolina | Dorchester | Harleyville, town of | do | May 24, 1974 | | |
| South Dakota | Turner | Davis, town of | do | May 2, 1975 | | |
| Tennessee | Anderson | Unincorporated areas | do | | | |
| Do | Sumner | do | do | | | |
| Texas | Ellis | Ovilla, city of | do | Feb. 7, 1975 | | |
| Utah | Garfield | Hatch, town of | do | | | |
| Do | Washington | Hurricane, city of | do | | | |
| Do | Utah | Pleasant Grove City, city of | do | | | |
| Vermont | Bennington | Arlington, town of | do | Aug. 2, 1974 | | |
| Do | Lamoille | Stowe, town of | do | July 21, 1974 | | |
| Do | Addison | Lincoln, town of | do | Aug. 2, 1974 | | |
| Do | Rutland | Poultney, village of | do | Dec. 6, 1974 | | |
| Wisconsin | Taylor | Gilman, village of | do | June 28, 1974 | | |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969 as amended 39 FR 2787, Jan. 24, 1974.)

Issued: July 28, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20672 Filed 8-7-75;8:45 am]

## Title 33—Navigation and Navigable Waters

### CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 75-81]

### PART 117—DRAWBRIDGE OPERATION REGULATIONS

### Kent Island, Md.

This amendment changes the regulations for the drawbridge across Kent Island Narrows by extending the periods during which the draw may remain closed to navigation. This amendment was circulated as a public notice dated April 7, 1975 by the Commander, Fifth Coast Guard District, and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGD 75-81) on April 1, 1975 (40 FR 14604). Three replies were received. Two of these had either no comment or no objection to the proposal. The third reply offered two suggestions. The first was that as Memorial Day is celebrated on different dates by the State of Maryland and the Federal Government it might be unclear as to which Memorial Day was meant. This regulation is issued by the Federal Government and therefore the Federal date is the one to be used. The second suggestion reflected concern over possible confusion that might be generated by the use of the proposed opening signal of one long blast followed by one short blast rather than the current signal of three short blasts. While this point may have some validity initially, it is the Coast Guard's position that the proposed opening signal is actually simpler and less confusing than the current signal because of the dual meaning of three short blasts in this case (i.e., to request a draw opening or to indicate that the vessel's engine(s) are going astern).

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by revising § 117.290 to read as follows:

**§ 117.290 Highway drawbridge, Kent Island Narrows, Md.**

(a) From October 1 through April 30, from 6 a.m. to 6 p.m. the draw shall open on signal. The draw need not open from 6 p.m. to 6 a.m.

(b) From May 1 through September 30:

(1) From 6 a.m. to 9 p.m., Monday through Thursday, except Memorial Day, Independence Day and Labor Day, the draw shall open on signal:

(2) On Fridays, Saturdays, Sundays, Memorial Day, Independence Day and Labor Day, the draw shall open on signal from 6 a.m. to 10 a.m. and from 8 p.m. to 9 p.m.; however, the draw shall open at 12 noon, 2 p.m., 4 p.m., and 6 p.m. if any vessels are waiting to pass.

(3) The draw need not open from 9 p.m. to 6 a.m.

(c) Public vessels of the United States or State or local vessels, on public safety missions shall be passed at any time. The

opening signal from these vessels is four blasts of a whistle or horn. The opening signal from all other vessels is one long blast followed by one short blast.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655 (g)(2); 49 CFR 1.46(c)(5), 33 CFR 1.05-1(c)(4)).

*Effective date.* This revision shall become effective on September 8, 1975.

Dated: August 4, 1975.

D. J. RILEY,
*Captain, U.S. Coast Guard, Acting Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20545 Filed 8-7-75;8:45 am]

[CGD 75-134]

## PART 117—DRAWBRIDGE OPERATION REGULATIONS

### Atlantic Intracoastal Waterway, Mile 347.3, South Carolina

Regulations were published on May 22, 1970 at 35 FR 7891 (CGFR 70-6a) which restricted the operation of the U.S. 17 drawbridge at mile 347.3 across the Atlantic Intracoastal Waterway near Little River, South Carolina. The purpose of these regulations was to relieve a problem caused by vehicular traffic going to and from the Atlantic beach areas during the summer months on Sundays.

The completion of a fixed bridge at mile 347.2 eliminates the need for the regulations. Therefore, 33 CFR 117.360 is hereby revoked and the draw of the bridge at mile 347.3 shall open on signal at all times.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655 (g)(2); 49 CFR 1.46(c)(5), 33 CFR 1.05-1(c)(4)).

*Effective date.* This revision shall become effective on August 8, 1975.

Dated: July 30, 1975.

R. I. PRICE,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20548 Filed 8-7-75;8:45 am]

## Title 40—Protection of Environment

## CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

### SUBCHAPTER C—AIR PROGRAMS

[FRL 394-2]

## PART 52—APPROVAL AND PROMULGATION OF STATE IMPLEMENTATION PLANS

### Virginia; Approval of Compliance Schedules

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each State to submit a plan which provides for the attainment and maintenance of the national ambient air quality standards throughout the State. Each such plan is to contain legally enforceable compliance schedules setting forth the dates by which all stationary and mobile sources must be in compliance with any applicable requirement of the plan.

On May 31, 1972 (37 FR 10842), pursuant to section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator approved portions of Virginia's State Implementation Plan.

Pursuant to 40 CFR 51.6, the Commonwealth of Virginia has submitted for the Environmental Protection Agency's approval, revisions to the compliance schedule portion of its plan. The approval of these revisions was proposed by the Administrator on March 14, 1975 (40 FR 11895) and on March 24, 1975 (40 FR 13002). This publication approves these revisions with specific exceptions pursuant to the provisions of 40 CFR 51.8.

Of the revisions submitted by the Commonwealth of Virginia for the Environmental Protection Agency's approval, ninety-seven (97) were evaluated and proposed for approval in the FEDERAL REGISTER on the above dates. The remaining compliance schedules submitted by the State were not proposed for approval either because the dates for final compliance will have passed by the date of this publication, or because the Environmental Protection Agency is still negotiating with the State and the individual sources to correct deficiencies appearing in the schedules.

Of the ninety-seven (97) schedules proposed for approval on the above mentioned dates, ninety-two (92) appear in final form below. The Agency still has under consideration the comments submitted with respect to the following facilities of the Mead Corporation: Mead Paperboard Products, Lynchburg; Lunchburg Foundry, Radford; Stanley Furniture Company, Waynesboro; Stanley Furniture Company, Stanleytown, and Stanley Furniture Company, Staunton.

The Administrator has not received public comments concerning the proposed approval of the remaining compliance schedules listed in the March 14, 1975, and March 24, 1975, FEDERAL REGISTER notices.

Each revision established a date by which an individual air pollution source must attain compliance with an emission limitation specified by the State Implementation Plan. This date is indicated in the table below under the heading "Final compliance date". In most cases, the schedules include incremental steps toward compliance with interim dates for achieving those steps. While the table below does not list these interim dates, the actual compliance schedules do. Evaluation reports have been prepared for each listed compliance schedule and are available for public inspection at the Region III Office in Philadelphia, Pennsylvania. All the compliance schedules listed here are available for public inspection at the following locations:

Environmental Protection Agency, Region III, Curtis Building, Sixth and Walnut Streets, Philadelphia, Pennsylvania 19106.
Commonwealth of Virginia, State Air Pollution Control Board, Room 1106, Ninth Street State Office Building, Richmond, Virginia 23219.
Freedom of Information Center, Environmental Protection Agency, 401 M Street SW., Washington, D.C. 20460.

Each compliance schedule listed below has been adopted by the Virginia State Air Pollution Control Board and submitted to the Environmental Protection Agency after notice and public hearing in accordance with the procedural requirements of 40 CFR Part 51. The compliance schedules for the sources identified below meet the requirements of 40 CFR 51.15.

This regulation will become effective September 8, 1975.

(42 U.S.C. 1857c-5).

Dated: July 30, 1975.

RUSSELL E. TRAIN,
*Administrator*

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

### Subpart VV—Virginia

Section 52.2435 is amended by adding a new paragraph (g) reading as follows:

### § 52.2435 Compliance schedules.

* * * * *

(g) The compliance schedules for the sources listed below are approved as meeting the requirements of §§ 51.6 and 51.15 of this chapter. All regulations cited are air pollution control regulations of the State, unless otherwise noted.

| Source | Location | State regulation(s) involved | Date of adoption | Effective date | Final compliance date |
|---|---|---|---|---|---|
| Adams Construction Co | Dickensonville | 4.04 | Oct. 31, 1974 | Immediately | May 15, 1975 |
| Do | St. Paul | 4.04 | Sept. 5, 1974 | do | Apr. 1, 1975 |
| American Cyanamid Co | Damascus | 4.03 | June 13, 1974 | do | June 30, 1975 |
| American Filtron Corp | Richmond | 4.02 | Dec. 10, 1974 | do | Apr. 30, 1975 |
| American Furniture Co | Martinsville | 4.04.01 | June 27, 1974 | do | May 31, 1975 |
| Appalachian Power Co | Glen Lyn | 4.02, 4.03 | Nov. 7, 1974 | do | Apr. 30, 1975 |
| Bassett Furniture Industry, Inc | Bassett | 4.04.01(b)(9) | June 25, 1974 | do | June 30, 1975 |
| Do | Burkeville | 4.02, 4.03, 4.04 | do | do | Do. |
| Brenco, Inc | Petersburg | 4.02.01, 4.04.01(b)(10). | Dec. 19, 1974 | do | Apr. 30, 1975 |
| Burlington Industries | Altavista | 4.02.01, 4.03.01 | June 21, 1974 | do | June 30, 1975 |
| Do | Clarksville | 4.03.01 | June 24, 1974 | do | Do. |
| Do | Glasgow | 4.02.01 | Sept. 9, 1974 | do | June 1, 1975 |
| Burruss Land and Lumber Co | Brookneal | 4.04 | June 25, 1974 | do | June 30, 1975 |
| Cargill, Inc | Chesapeake | 4.04.01, 4.04.02 | June 28, 1974 | do | Do. |
| Chessie System | Richmond | 4.02, 4.03 | Nov. 8, 1974 | do | Do. |





| Source | Location | State regulation(s) involved | Date of adoption | Effective date | Final compliance date |
|---|---|---|---|---|---|
| Chesterfield Public Schools | Chesterfield County. | 4.07 | June 28, 1974 | do | Do. |
| Citadel Cement Corp | Cloverdale | Section IV (rule 4). | June 19, 1974 | do | Do. |
| City of Norfolk Incinerator | Norfolk-Lambert's Point. | 4.07 | June 26, 1974 | do | Do. |
| Clinch River Quarries | Russell County | 4.04 | Oct. 31, 1974 | do | Apr. 30, 1975 |
| Continental Can Co | Hopewell | 4.01, 4.02, 4.03, 4.05. | July 1, 1974 | do | June 5, 1975 |
| Continental Grain Co | Norfolk | 4.04.02 | June 26, 1974 | do | Mar. 5, 1975 |
| Dan River Mills, Dan River Knits. | Danville | 4.02 | June 24, 1974 | do | June 30, 1975 |
| Dan River Mills, Riverside Division. | do | 4.02 | do | do | Do. |
| Dixie Manufacturing Co | Norfolk | 4.02, 4.01 | June 27, 1974 | do | Apr. 10, 1975 |
| Dow Badische Co | Williamsburg | 4.07.03 | June 26, 1974 | do | June 30, 1975 |
| V. M. Draper Manufacturing Co., Inc. | Martinsville | 4.03, 4.01 | June 27, 1974 | do | June 15, 1975 |
| Emporia Foundry Co | Emporia | 4.02.01, 4.04.01(b)(10). | June 28, 1974 | do | Apr. 1, 1975 |
| Evans Products Co | Doswell | 4.01.01(b)(9), 4.02.01, 4.03.01. | July 2, 1974 | do | Apr. 15, 1975 |
| Felton Brothers Transit Mix, Inc | Ontario | 4.01 | July 1, 1974 | do | June 30, 1975 |
| Franklin Veneer Co | Rocky Mount | 4.03.01 | June 24, 1974 | do | Do. |
| Gold Bond Building Products | Kimballton | Section IV (rule 1). | June 19, 1974 | do | Do. |
| Gold Kist, Inc., Plant No. 1 | Suffolk | 4.02.01, 4.04.01 | June 26, 1974 | do | May 31, 1975 |
| Gold Kist, Inc., Plant No. 2 | Suffolk | 4.01.01 | do | do | June 30, 1975 |
| Graham-White Manufacturing Co | Salem | 4.01 | Jan. 7, 1975 | do | Do. |
| Gravely Furniture Co | Ridgeway | 4.04 | June 24, 1974 | do | Do. |
| Guyer-Roberts Manufacturing Division, Franklin Veneer Co. | Rocky Mount | 4.03.01 | June 27, 1974 | do | Do. |
| Halifax Cotton Mills, Inc | South Boston | 4.02.01, 4.03.01 | June 21, 1974 | do | June 1, 1975 |
| Hampton Hardwood | Newport News | 4.04 | Nov. 15, 1974 | do | June 30, 1975 |
| Henry County Plywood Corp | Ridgeway | 4.02, 4.03, 4.01 | Sept. 9, 1974 | do | Do. |
| Hooker Furniture Co | Martinsville | 4.02, 4.03, 4.04 | June 27, 1974 | do | June 1, 1975 |
| Hoover Color Corp | Hiwassee | 4.04 | Oct. 31, 1974 | do | June 30, 1975 |
| Imperial Brimet Corp | Kenbridge | 4.02.01 | June 25, 1974 | do | Apr. 1, 1975 |
| James River Hydrate & Supply Co. | Swords Creek | 4.04 | Sept. 6, 1974 | do | Apr. 15, 1975 |
| Kittinger Old Dominion | Richmond | 4.02.01, 4.03.01 | June 28, 1974 | do | Apr. 30, 1975 |
| The Lane Corp | Altavista | 4.02.01, 4.03.01, 4.04.01. | June 25, 1974 | do | May 31, 1975 |
| Lea Industries | Richmond | 4.03 | Oct. 29, 1974 | do | Apr. 15, 1975 |
| Lee Hy Paving Corp | Port Royal | 4.02, 4.01 | June 28, 1974 | do | May 15, 1975 |
| Do | Rockville | 4.04.01(b)(2) | July 1, 1974 | do | June 30, 1975 |
| Lester Forest Products | Martinsville | 4.02.01, 4.03.01, 4.04.01. | June 21, 1974 | do | Apr. 15, 1975 |
| Lone Jack Limestone Co., Inc | Glasgow | 4.01 | Dec. 11, 1974 | do | May 15, 1975 |
| Lone Star Industries, Campostella Plant. | Norfolk | 4.04.01, 4.04.02 | June 28, 1974 | do | June 23, 1975 |
| Lorton Reformatory | Lorton | 4.702.01, 4.703.01 | June 27, 1974 | do | June 30, 1975 |
| MW Manufacturers | Rocky Mount | 4.03.01, 4.04.01 | June 24, 1974 | do | Do. |
| John Marshall Hotel | Richmond | 4.03.01, 4.02.01 | July 1, 1974 | do | Do. |
| Miller Manufacturing Co., Inc | do | 4.02, 4.03, 4.04.01(b)(9). | July 2, 1974 | do | May 31, 1975 |
| Merck & Co | Elkton | Section IV (rule 2, 3, 5). | June 20, 1974 | do | Feb. 28, 1975 |
| Mouldings, Inc | Marion | 4.02.00, 4.04.01(b)(9). | June 19, 1974 | do | June 30, 1975 |
| Naval Weapons Station | Yorktown | 4.04.01 | June 28, 1974 | do | Do. |
| Newport News Shipbuilding and Dry Dock Co. | Newport News | 4.04, 4.07 | June 27, 1974 | do | Do. |
| Norfork Naval Shipyard | Portsmouth | 4.02, 4.04, 4.07 | June 26, 1974 | do | June 1, 1975 |
| O.K. Foundry Co., Inc | Richmond | 4.02.01, 4.04.01(b)(10). | June 28, 1974 | do | Do. |
| Old Dominion Fiber Co | Doswell | 4.01.03(b) | Sept. 10, 1974 | do | June 30, 1975 |
| Old Dominion Plywood Co | Bristol | 4.03.00 | June 18, 1974 | do | Do. |
| Ogelt, Inc | Bluefield | 4.02.01(a)(2) | Dec. 23, 1974 | do | Apr. 30, 1975 |
| Premier Millwork and Lumber Co | Virginia Beach | 4.04 | Jan. 9, 1975 | do | June 1, 1975 |
| Pond Bros. Peanut Co | Suffolk | 4.02.01, 4.03.01 | June 26, 1974 | do | June 30, 1975 |
| Pulaski Furniture Co | Pulaski | 4.02, 4.04 | June 27, 1974 | do | Do. |
| Reynolds Metals Co | Bellwood Plant | 4.04.01(b)(10), 4.02.01. | June 28, 1974 | do | Apr. 15, 1975 |
| Reynolds Metals Co | Bellwood Smelting Plant. | 4.04.01(b)(10), 4.02.01. | July 2, 1974 | do | Do. |
| Richmond Guano Co | Henrico | 4.01.01(b)(3) | July 1, 1974 | do | June 30, 1975 |
| Richmond Lumber & Building Supply Co. | Richmond | 4.02.01, 4.03.01 | June 27, 1974 | do | May 1, 1975 |
| Richmond Public Schools | Bellevue | 4.02.01 | July 2, 1974 | do | May 31, 1975 |
| Do | Bainbridge | 4.02.01 | do | do | Do. |
| Do | Fairmount | 4.02.01 | do | do | Do. |
| Do | Oak Grove | 4.02.01 | do | do | Do. |
| Do | Stonwall Jackson. | 4.02.01 | do | do | Do. |
| Charles D. Roberts Co | Kenbridge | 4.02.01, 4.04.02 | June 26, 1974 | do | June 30, 1975 |
| Southside Manufacturing Corp | Danville | 4.02, 4.03 | June 21, 1974 | do | Do. |
| Strickland Foundry & Machinery Co. | Richmond | 4.02, 4.04 | Sept. 16, 1974 | do | May 15, 1974 |
| Suffolk Lumber Co | Suffolk | 4.02, 4.03 | June 28, 1974 | do | June 30, 1975 |
| Templeton & Sons | Lynchburg | 4.01 | Oct. 30, 1974 | do | Apr. 1, 1975 |

| Source | Location | State regulation(s) involved | Date of adoption | Effective date | Final compliance date |
|---|---|---|---|---|---|
| Stuart Lumber Corp. | Stuart | 4.04.01(b)(9) | June 25, 1974 | do | June 30, 1975 |
| Stuart M. Perry | Winchester | 4.04 | Dec. 19, 1974 | do | Apr. 30, 1975 |
| Star Paper Tube, Inc. | Danville | 4.07 | June 26, 1974 | do | June 30, 1975 |
| Southern Johns-Manville Products Corp. | Jarratt | 4.02.01, 4.03.01 | July 1, 1974 | do | Do. |
| Tidewater Crushed Stone & Asphalt Co. (I-95 asphalt plant). | Richmond | 4.04 | Sept. 10, 1975 | do | Do. |
| Tidewater Crushed Stone & Asphalt Co. (I-95 crushed stone plant). | do | 4.04 | do | do | Do. |
| Tidewater Crushed Stone & Asphalt Co. | Henrico County | 4.04 | Sept. 9, 1974 | do | Apr. 1, 1975 |
| Tuner Camp Corp. | Franklin | 4.02, 4.03, 4.04 | June 27, 1974 | do | June 30, 1975 |
| U. S. Gypsum Co. | Saltville | 4.04.01(b)(5), 4.04.02, 4.04.01 | June 20, 1974 | do | Apr. 30, 1975 |
| Do. | do | 4.04.01(b)(5), 4.04.02, 4.04.01. | Dec. 11, 1971 | do | June 30, 1975 |
| U. S. Navy Public Works Center | Norfolk | 4.02 | June 27, 1974 | do | Mar. 30, 1975 |
| U. S. Plywood | South Boston | 4.04 | Jan. 9, 1975 | do | June 30, 1975 |
| University of Virginia | Charlottesville | 4.07 | June 26, 1974 | do | Apr. 30, 1975 |
| Vaughn Furniture Co. | Galax | 4.04 | Sept. 5, 1974 | do | May 30, 1975 |
| Vaughn-Bassett Furniture Co. | do | 4.04.01(b)(9) | June 19, 1974 | do | June 30, 1975 |
| Virginia Asphalt Paving Co. | Riverton | 4.02 | Jan. 8, 1975 | do | Apr. 15, 1975 |
| Virginia Foundry Co. | Roanoke | 4.02, 4.04 | June 20, 1974 | do | June 30, 1975 |
| Virginia House Furniture Corp. | Atkins | 4.02, 4.04.01 (b)(9). | Jan. 7, 1975 | do | Apr. 30, 1975 |
| Virginia Lime Co. | Klmballton | Section IV (rules 2, 4). | June 20, 1974 | do | June 30, 1975 |
| Virginia Woodworking Co. | Bristol | 4.03.00, 4.04.01(b). | June 19, 1974 | do | Do. |
| W. S. Frey Co. | Clearbrook | 4.04.01 | June 21, 1974 | do | June 30, 1975 |
| Washington Weaving Co. | Frics | 4.02 | Nov. 7, 1974 | do | Apr. 30, 1975 |
| Weaver Fertilizer Co. | Norfolk | 4.04.02, 4.04.01(a)(1), 4.04.01(b)(3). | June 28, 1974 | do | June 30, 1975 |
| Webb Furniture Co. | Galax | 4.04 | Oct. 30, 1974 | do | Do. |
| Weblite Corp. | Roanoke | 4.04.01(b)(11) | June 27, 1974 | do | Do. |
| Westvaco Corp. (Chemical Plant). | Covington | 4.04, 4.07 | do | do | June 15, 1975 |
| William Byrd Motor Hotel. | Richmond | 4.03.01, 4.02.01 | July 1, 1974 | do | June 30, 1975 |
| Wonderknit Corp. | Galax | 4.03 | Oct. 30, 1974 | do | Mar. 15, 1975 |
| Zapata Haynie Corp. | Reedville | 4.04 | June 25, 1974 | do | June 30, 1975 |

[FR Doc.75-20382 Filed 8-7-75;8:45 am]

[FRL 402-3]

## PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

### Iowa: Approval of Compliance Schedules

On May 31, 1972 (37 FR 10842), pursuant to Section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator approved portions of State plans for implementation of the national ambient air quality standards.

The State of Iowa submitted to the Environmental Protection Agency compliance schedules to be considered as proposed revisions to the approved plan pursuant to 40 CFR 51.6. The approvable schedules were adopted by the State and submitted to the Environmental Protection Agency for review after notice and public hearings. The public hearings were held in accordance with the procedural requirements of 40 CFR 51.4 and 51.6 and the substantive requirements of 40 CFR 51.15 pertaining to compliance schedules. The compliance schedules have been reviewed and determined to be consistent with the approved control strategies of Iowa.

Accordingly, the Administrator proposed approval of these schedules on June 2, 1975, in the FEDERAL REGISTER, 40 FR 23766. The proposed approval of these schedules published in the June 2, 1975, FEDERAL REGISTER provided for a 30-day comment period. No comments concerning these schedules were received. Set forth below are specific compliance schedules which the Administrator approves pursuant to 40 CFR 51.8.

Each approved revision establishes a new date by which the individual source must comply with the applicable emission limitation in the federally approved State Implementation Plan. This date is indicated in the table below, under the heading "Final Compliance Date." In all cases, the schedules include incremental steps toward compliance with the applicable emission limitations. While the tables below do not include these interim dates, the actual compliance schedules do.

Under Iowa law, the compliance schedule is not enforceable after the date on which the associated variance expires and variances cannot extend for more than one year. Therefore, to the extent that the Iowa schedules extend past the variance expiration date, they are not legally enforceable at this time. For this reason, the Environmental Protection Agency's approval of each compliance schedule is unconditional only as to that part of the schedule covered by the initial variance. Approval of the remainder of the schedule will be conditioned upon the State's renewal of the variance in identical form and substance to that included in the schedule submitted to the Environmental Protection Agency and approved herein. If the variance is renewed in this manner, the condition precedent will be satisfied and the approval of the next segment of the schedule will not require further action by the State or this Agency. If the variance is not renewed, or is modified from the version that is federally-approved herein, the condition will not be fulfilled, the approval of the remainder of the schedule would not be effective, and the State's immediately-effective regulation will again become federally enforceable. The schedules were immediately effective on the date of adoption. An "Effective Date" is not indicated on the table. The "Variance Expiration Date" is included instead.

Provisional approval of final compliance dates and extensions of variances is justifiable only because of the one-year variance limitation in the law of Iowa. Since there will be no substantive changes in the schedules set forth below and public hearings were held on the complete schedules, there is no reason to require compliance with 40 CFR 51.6 procedures at the time Iowa renews each variance.

In the indication of approval of individual compliance schedules, the individual schedules are included by reference only. In addition, since the large number of compliance schedules preclude setting forth detailed reasons for approval of each individual schedule in the FEDERAL REGISTER, an evaluation report has been prepared for each individual compliance schedule. These evaluation reports are available for public inspection at the Environmental Protection Agency Regional Office, 1735 Baltimore, Kansas City, Missouri. The compliance schedules and the State Implementation Plans are available for public inspection at the Environmental Protection Agency Regional Office; the Environmental Protection Agency, Division of Stationary Source Enforcement, 401 M Street, SW., Washington, D.C.; and the Iowa Department of Environmental Quality, 3920 Delaware, Des Moines, Iowa.

This rulemaking will become effective immediately upon publication. The Agency finds that good cause exists for not deferring the effective date of this rulemaking because the compliance schedules are already in effect under State law and federal approval imposes no new burdens.

This rulemaking is promulgated pursuant to the authority of Section 110 of the Clean Air Act of 1970, as amended, 42 U.S.C. 1857c-5.

Dated: August 4, 1975.

JOHN QUARLES,
*Acting Administrator.*

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

### Subpart Q—Iowa

1. In § 52.825, the table in paragraph (c) is amended as follows:

§ 52.825 Compliance schedules.

* * * * *

(c) * * *





Iowa

| Source | Location | Regulation involved | Date adopted | Variance expiration date | Final compliance date |
|---|---|---|---|---|---|
| * | * | * | * | * | * |
| Aldwest Carbide Corp., carbide furnace. | Keokuk | 4.3(2)a | Apr. 10, 1975 | May 30, 1975 | May 30, 1975 |
| Grain Processing Corp., flash dryers Nos. 40, 43, and 46. | Muscatine | 4.3(2)d 4.4(6) | do | July 31, 1975 | July 31, 1975 |
| Corn Belt Power Cooperative, boiler No. 4. | Humboldt | 4.3(2)(b) | do | Apr. 30, 1975 | Apr. 30, 1975 |
| White Farm Equipment Co., electric arc furnace. | Charles City | 4.4(5) | do | June 15, 1975 | June 15, 1975 |
| L. Benac & Son, Inc., cupola | Centerville | 4.4(4) | do | June 23, 1975 | June 23, 1975 |
| Iowa Machine Works & Foundry, cupola. | Clinton | 4.4(4) | do | July 31, 1975 | July 31, 1975 |
| Hawkeye Elevator Co., cyclones on grain elevator. | Council Bluffs | 4.4(7) | do | July 1, 1975 | July 1, 1975 |
| Highway Surfacers, Inc., asphaltic concrete plant No. 848. | New Hampton | 4.4(2) | do | July 15, 1975 | July 15, 1975 |
| Associated Milk Producers, Inc., Maquoketa Valley Cooperative, milk spray dryer. | Arlington | 4.3(2)a | do | June 1, 1975 | June 1, 1975 |
| Highway Surfacers, Inc., asphaltic concrete plant No. 102. | Floyd | 4.4(2) | do | July 15, 1975 | July 15, 1975 |
| Boone Valley Cooperative, soybean meal dryer. | Eagle Grove | 4.4(6) | do | July 31, 1975 | July 31, 1975 |
| Cessford Construction Co., asphaltic concrete plant No. III. | LeGrand | 4.4(2) | do | May 15, 1975 | May 15, 1975 |
| Farmers Cooperative Co., feed grinder cyclone. | Pocahontas | 4.4(6) | do | July 10, 1975 | July 10, 1975 |

[FR Doc.75-20598 Filed 8-7-75;8:45 am]

SUBCHAPTER E—PESTICIDE PROGRAMS

[PP5F1613/R50]

## PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

### 2-(Thiocyanomethylthio)benzothiazole

On May 8, 1975, notice was given (40 FR 20129) that Buckman Laboratories, Inc., 1256 N. McLean Blvd., Memphis TN 38108 had filed a pesticide petition (PP 5F1613) with the Environmental Protection Agency (EPA). This petition proposed the establishment of a tolerance for negligible residues of the fungicide 2-(thiocyanomethylthio) benzothiazole in or on the raw agricultural commodities safflower (fodder, forage, and seed), sorghum (fodder, forage, and grain), and sugarbeets (roots and tops) at 0.1 part per million.

The data submitted in the petition and other relevant material have been evaluated, and the fungicide is considered to be useful for the purpose for which the tolerance is sought. There is no reasonable expectation of residues in meat, milk, poultry, and eggs and § 180.6(a)(3) applies. The tolerance established by amending § 180.288 will protect the public health, and it is therefore concluded that the tolerance should be established as set forth below.

Any person adversely affected by this regulation may on or before September 8, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, S.W., East Tower, Room 1019, Washington, D.C. 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective August 8, 1975, Part 180, Subpart C, is amended by revising § 180.288 as set forth below.

(Sec. 408(d)(2), Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(d)(2))

Dated: August 4, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

Section 180.288 is amended by revising the list of agricultural commodities for which tolerances for negligible residues have been established to include safflower (fodder, forage, and seed), sorghum (fodder, forage, and grain), and sugarbeets (roots and tops) to read as follows:

**§ 180.288 2-(Thiocyanomethylthio)benzothiazole; tolerances for residues.**

Tolerances are established for negligible residues of the fungicide 2-(thiocyanomethylthio) benzothiazole in or on barley (fodder, forage, grain, and straw), corn (fodder, forage, and grain), cotton forage, cottonseed, oats (fodder, forage, grain, and straw), rice (grain and straw) safflower (fodder, forage, and seed), sorghum (fodder, forage, and grain), sugarbeets (roots and tops), and wheat (fodder, forage, grain, and straw) at 0.1 part per million.

[FR Doc.75-20599 Filed 8-7-75;8:45 am]

[PP4F1491/R49]

## PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

### Oxadiazon

On May 28, 1974, notice was given (39 FR 18504) that Rhodia Inc., Chipman Div., 120 Jersey Ave., New Brunswick NJ 08903 had filed a pesticide petition (PP 4F1491) with the Environmental Protection Agency (EPA). This petition proposed the establishment of a tolerance for combined negligible residues of the herbicide oxadiazon [2-*tert*-butyl-4-(2,4-dichloro - 5 - isopropoxyphenyl) - $\Delta^2$-1,3,4-oxadiazolin-5-one] and its metabolites [2-*tert*-butyl-4-(2,4-dichloro-5-hydroxyphenyl) - $\Delta^2$ - 1,3,4 - oxadiazolin - 5-one and 2-carboxyisopropyl-4-(2,4-dichloro - 5 - isopropoxyphenyl) - $\Delta^2$ - 1,3,4-oxadiazolin-5-one] in or on the raw agricultural commodities pome fruit and stone fruit at 0.05 part per million.

Rhodia Inc. subsequently amended the petition by proposing that the tolerance be established only for crab-apples, quinces, and pears rather than for the entire commodity group pome fruit.

The data submitted in the petition and other relevant material have been evaluated, and the herbicide is considered to be useful for the purpose for which the tolerance is sought. There is no reasonable expectation of residues in eggs, meat, and meat byproducts of poultry, and § 180.6(a)(3) applies. The established tolerance for residues in milk, meat, and the meat byproducts of cattle, goats, hogs, horses, and sheep is adequate to cover residues resulting from the proposed and existing uses of the herbicide, and § 180.6(a)(2) applies. The tolerance established by amending § 180.346 of the regulations will protect the public health, and it has therefore been concluded that the tolerance should be established as set forth below.

Any person adversely affected by this regulation may, on or before September 8, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M St., SW., East Tower, Room 1019, Washington, D.C. 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective August 8, 1975, Part 180. Subpart C, is amended by amending § 180.346 as set forth below.

(Sec. 408(d)(2), Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(d)(2)).

Dated: August 1, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

Section 180.346 is amended by revising the paragraph "0.05 part per million * * *" to include the raw agricultural commodities crabapples, pears, quinces, and the commodity group stone fruit to read as follows:

**§ 180.346 Oxadiazon; tolerances for residues.**

* * * * *

0.05 part per million (negligible residues) in or on crabapples, pears, quinces, rice grain, and stone fruit.

* * * * *

[FR Doc.75-20595 Filed 8-7-75;8:45 am]

## Title 41—Public Contracts and Property Management

### CHAPTER 14H—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR

### PART 14H-1—GENERAL

#### Designation of Contracting Officer Positions

Chapter 14H of 41 CFR was published beginning on page 13659 of the August 26, 1969, FEDERAL REGISTER (38 FR 13659). Chapter 14H contains the Bureau of Indian Affairs Procurement Regulations (BIAPR). Section 14H-1.451-2 of Chapter 14H was subsequently amended most recently on page 38102 of the October 29, 1974, FEDERAL REGISTER (74-25051).

Pursuant to the authority contained in the Act of November 2, 1921, Ch. 115, 42 Stat. 208 (25 U.S.C. 13) and 41 CFR 14-1.008, 41 CFR 14H-1.451-2 is being revised to reflect organization and title changes.

Since this amendment involves internal Bureau procedures, advance notice and public procedure thereon have been deemed unnecessary and are dispensed with under the exception provided in subsection (b)(B) of 5 U.S.C. 553 (1970).

Since delay in the amendment becoming effective could delay the internal processing of contracts in the Bureau with resultant delay in providing services to the Indian and Alaskan Native people, the 30-day deferred effective date is dispensed with under the exception provided in 5 U.S.C. 533(d)(3) (1970). Accordingly, these regulations will become effective on August 8, 1975.

As revised, 41 CFR 14H-1.451-2 reads as follows:

(a) Each of the following organizational titles is designated as a contracting officer position:

(1) Headquarters Office Officials:
(i) Commissioner
(ii) Deputy Commissioner
(iii) Director, Office of Administration
(iv) Chief, Contracting Staff
(v) Chief, Division of Property Management
(vi) Chief, Branch of Contracts and Grants
(vii) Chief, Division of Facilities Engineering, Albuquerque, New Mexico
(viii) Chief, Indian Technical Assistance Center, Denver, Colorado
(ix) Property and Supply Officer, Field Administrative Office, Albuquerque, New Mexico

(2) Area Office Officials:
(i) Area Director
(ii) Area Administrative Officer
(iii) Area Property and Supply Officer except the Navajo Area Property and Supply Officer
(iv) Director, Seattle Liaison Office, Seattle, Washington
(v) Contract Administrator, Aberdeen Area Office
(vi) Chief, Branch of Contracting and Procurement Services, Navajo Area Office

MORRIS THOMPSON,
*Commissioner of Indian Affairs.*

[FR Doc.75-20568 Filed 8-7-75;8:45 am]

### CHAPTER 101—FEDERAL PROPERTY MANAGEMENT REGULATIONS

SUBCHAPTER E—SUPPLY AND PROCUREMENT

[FPMR Amendment E-167]

### PART 101-32—GOVERNMENT-WIDE AUTOMATED DATA MANAGEMENT SERVICES

#### Subpart 101-32.48—Exhibits

ADP SHARING EXCHANGE ADDRESSES

This amendment provides the current addresses and regional locations of ADP sharing exchanges, including a revised location map.

Sections 101-32.4801 and 101-32.4802 are revised to read as follows:

**§ 101-32.4801 ADP sharing exchange addresses.**

GSA Region 1, ADP Sharing Exchange, Boston, MA.: General Services Administration (1CP), John W. McCormack Post Office and Courthouse, Boston MA 02109. Telephone: 617 223-6277.

GSA Region 2, ADP Sharing Exchange, New York, NY.: General Services Administration (2CP), 26 Federal Plaza, New York, NY 10007. Telephone: 212 264-3631.

GSA Region 3, ADP Sharing Exchange, Washington, DC.: General Services Administration (3CP), 7th and D Streets, SW., Washington, DC 20407. Telephone: 202 963-4900 or 202 962-8716. IDS 13-34900 or 13-28716.

Philadelphia ADP Sharing Exchange, Veterans Administration, Post Office Box 8079, Philadelphia, PA 19101. Telephone: FTS 215 438-5629; Commercial 215 438-5200, ext. 629 or 630.

Tidewater ADP Sharing Exchange, Headquarters 5th Naval District, Norfolk, VA 23511. Telephone: 804 444-7557.

GSA Region 4, ADP Sharing Exchange, Atlanta, GA.: General Services Administration (4CP), 1776 Peachtree Street, NW., Atlanta, GA 30309. Telephone: FTS 404 526-3856.

GSA Region 5, ADP Sharing Exchange, Chicago, IL.: General Services Administration (5CP), 230 South Dearborn Street, Chicago, IL 60604. Telephone: 312 886-3821.

GSA Region 6, ADP Sharing Exchange, Kansas City, MO.: General Services Administration (6CP), 1500 East Bannister Road, Kansas City, MO 64131. Telephone: 816 926-7540.

St. Louis ADP Sharing Exchange, Automated Data and Telecommunications Service, General Services Administration, 9700 Page Boulevard, St. Louis, MO 63132. Telephone: 314 268-7152.

GSA Region 7, ADP Sharing Exchange, Fort Worth, TX.: General Services Administration (7CP), 819 Taylor Street, Fort Worth, TX 76102. Telephone: 817 334-3684.

GSA Region 8, ADP Sharing Exchange, Denver, CO.: General Services Administration (8CP), Building 41, Denver Federal Center, Denver, CO 80225. Telephone: 303 234-2466.

GSA Region 9, ADP Sharing Exchange, San Francisco, CA.: General Services Administration (9CP), 525 Market Street, San Francisco, CA 94105. Telephone: 415 556-7877.

Southern California ADP Sharing Exchange, Headquarters, 11th Naval District (code 25), San Diego, CA 92132. Telephone: 714 293-5587.

Las Vegas ADP Sharing Exchange, Nevada Operations Office of Energy Research and Development Administration, P.O. Box 14100, Las Vegas, NV 89114. Telephone: 702 734-3721.

Hawaii ADP Sharing Exchange, Commandant 14th Naval District (code 42B), FPO San Francisco, CA 96610. Telephone: 808 471-9925.

GSA Region 10, ADP Sharing Exchange, Auburn, WA.: General Services Administration (10CP), GSA Center, Auburn, WA 98002. Telephone: FTS 206 833-5281; Commercial 206 833-6500, ext. 281.

Oregon ADP Sharing Exchange, Bonneville Power Administration, P.O. Box 3621, Portland, OR 97208. Telephone: FTS 503 234-4481, Commercial 503 234-3361, ext. 4481.

**§ 101-32.4802 Map showing GSA regions and locations of ADP sharing exchanges.**

NOTE. Map illustration filed as part of original document.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

*Effective date.* This regulation is effective August 8, 1975.

Dated: July 25, 1975.

ARTHUR F. SAMPSON,
*Administrator of General Services.*

[FR Doc.75-20536 Filed 8-7-75;8:45 am]

## Title 47—Telecommunications

### CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 20149; FCC 75-867]

### LOCAL GOVERNMENT AND MANUFACTURERS RADIO SERVICES

#### Availability of Splinter Frequencies; First Report and Order

In the matter of amendment of Parts 2, 89, and 91 of the Commission's rules and Regulations to make available four 173 MHz splinter frequencies to the Local Government and Manufacturers Radio Services for telemetry and remote control operations.

1. On August 26, 1974, the Commission released a notice of proposed rulemaking in the above-entitled matter, which was published in the FEDERAL REGISTER on September 4, 1974, (39 FR 32148). Comments were filed by the Telecommunications Committee of the National Association of Manufacturers (NAM), The Central Committee on Telecommunications of the American Petroleum Institute (API), the Special Industrial Radio Service Association, (SIRSA), and Utilities Telecommunication Council (UTC). Reply comments were filed by the National Association of Manufacturers and the Utilities Telecommunications Council.

2. The notice of proposed rulemaking sought comments on the Commission's proposal to allocate four 173 MHz splinter frequencies to the Local Government and Manufacturers Radio Services for various remote control and telemetry operations. The allocation was in response to an increasing need for "fixed" operations (air, noise, and water quality monitoring systems) among licensees in these two radio services. In addition to the allocations, the notice proposed increasing the power output limitation for mobile operations on these frequencies from one to three watts.[1]

3. The proposed allocation was supported by NAM and it was opposed by UTC. The other commenting parties, API and SIRSA, did not take issue with the use of these channels by local government and manufacturing entities, provided the use was coordinated among all the user groups. They did, however, suggest the Commission review the frequency usage patterns in the various services involved before adopting the proposal.

4. The basic reason for UTC's opposition was its contention that these channels are already crowded and any additional users will further overload the frequencies. In addition, UTC stated that utilities are using these channels for very critical electric load management functions which cannot tolerate any interference. By opening up these channels to additional radio services, it is argued, the chance of interference to these operations greatly increases. UTC recognizes the increasing need for "fixed" operations, especially on VHF splinter frequencies, but suggests that the Commission provide additional splinter frequencies rather than overload the 173 MHz channels.

5. The Commission is aware of the loading on these channels, and although it is heavy in certain areas, the frequencies are relatively clear in many parts of the country. In addition, the limitations placed on the shared use of these frequencies (coordination, power level, directional antennas, etc.), substantially limit the chance of interference to other co-channel users. Experience has shown us that these frequencies can be successfully shared between different radio services as long as strict coordination is provided. The Commission has reviewed the frequency usage patterns in the services involved and we believe that sharing these 173 MHz frequencies between two additional radio services is feasible. Accordingly, we will make the four 173 MHz splinter frequencies available both in the Local Government and Manufacturers Radio Services. Inter-service coordination will be required for all fixed station use of the frequencies. While a single system for inter-service coordination does not exist, we expect users of these channels to cooperate in maintaining inter-service coordination. To alleviate time delays in coordination clearance, we expect the coordinating bodies involved to respond within 15 days from the date coordination is requested. Use of the channels in these two services will also be subject to the same technical limitations as apply to operations on these channels in the other industrial services.

6. In addition, since the comments indicated an expanding need for fixed and mobile non-voice signalling frequencies, we are issuing a Further notice of proposed rulemaking in this matter looking towards allocating additional splinter frequencies for such signalling operations.

7. Turning to the other matter in the Notice, the Commission proposed raising the output power for mobile operations on these 173 MHz frequencies from one to three watts. The comments contended that there has been no showing of need for higher powered mobile operations and that by increasing the power, the possibility of harmful interference from mobile operations is increased. Since a showing of need for the higher power was not made and in view of the uniform opposition to this proposal, it will not be adopted.[2]

[1] Previously only mobile operations in the Forestry Conservation Radio Service were permitted three watts.

[2] In Forestry Conservation, the mobile power limit will remain at three watts.

8. In view of the foregoing the Commission concludes that the public interest will be served by adopting the rules amendments set forth below. Accordingly, *It is ordered*, That pursuant to authority contained in section 4(i) and 303 of the Communications Act of 1934, as amended; That Parts 2, 89, and 91 of the Commission's rules and regulations are amended effective September 8, 1975 as shown below.

Adopted: July 22, 1975.

Released: August 5, 1975.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082, (47 U.S.C. 154, 303))

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

### PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

1. In § 2.106, Table, the frequencies 173.2–174 MHz are amended to read as follows:

**§ 2.106 Table of Frequency Allocations.**

United States Federal Communications Commission

| Band (MHz) | Allocation | Band (MHz) | Service | Class of station | Frequency (MHz) | Nature (Of Services) (Of Stations) |
|---|---|---|---|---|---|---|
| 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| * * * * * * * | | | | | | |
| 173.2-173.4 | NG. | 173.2-173.4 | Fixed. Land mobile. | Base. Fixed mobile. | | PUBLIC SAFETY INDUSTRIAL. |
| 173.4-174.0 | G. | | | | | |
| * * * * * * * | | | | | | |

### PART 89—PUBLIC SAFETY RADIO SERVICE

II. Part 89 of the Commission's Rules is amended as follows:

1. Section 89.259(f), Table, is amended by the addition of four 173 MHz frequency bands to the frequency table and five new subparagraphs (13), (14), (15), (16), and (17) [are added] to paragraph (g) to read as follows:

**§ 89.259 Frequencies available to the Local Government Radio Service.**

* * * * *

"(f) * * *

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz* | | |
| * * * * * | | |
| 158.955 | Mobile | |
| 173.20375 | Fixed or mobile | 13, 15, 16, 17 |
| 173.2100 | do | 13, 14, 16, 17 |
| 173.3900 | do | 13, 14, 16, 17 |
| 173.39625 | do | 13, 15, 16, 17 |
| 453.025 | Central control, fixed | 5, 11 |
| * * * * * | | |

(g) * * *

(13) The maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(14) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation or swing in hertz may not exceed 1700 Hz and the maximum deviation may not exceed 1.2 kHz. For AM transmitters the highest modulating frequency may not exceed 1200 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 3 kHz.

(15) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation or swing in hertz may not exceed 2800 Hz and the maximum deviation may not exceed 2.5 kHz. For AM transmitters the highest modulating frequency may not exceed 2000 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 6 kHz.

(16) This frequency band is available on a shared basis with several Industrial Radio Services. Evidence of interservice coordination is required.

(17) Operational fixed stations must employ directional antennas having a front-to-back ratio at least 20 dB. Omnidirectional antennas having unity gain

may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

## PART 91—INDUSTRIAL RADIO SERVICES

III. Part 91 of the Commission's Rules is amended as follows:

1. Section 91.254(a) table is amended and (b)(20) and (23) are revised to read as follows:

**§ 91.254 Frequencies available.**

(a) * * *.

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz* | | |
| * * * * * | | |
| 171.925 | Operational fixed | 4 |
| 173.20375 | Fixed or mobile | 18, 20, 22, 23 |
| 173.2100 | do | 20, 21, 22, 23 |
| * * * * * | | |
| 173.3900 | Fixed or mobile | 20, 21, 22, 23 |
| 173.39625 | do | 18, 20, 22, 23 |
| 216–220 | Base or mobile | 21 |
| * * * * * | | |

(b) * * *

(20) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

* * * * *

(23) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

* * * * *

2. Section 91.304(a), Table, and paragraphs (b), (21) and (25) are amended to read as follows:

**§ 91.304 Frequencies available.**

(a) * * *

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz* | | |
| * * * * * | | |
| 171.925 | Operational fixed | 2 |
| 173.20375 | Fixed or mobile | 21, 24, 25, 26 |
| 173.2100 | do | 21, 23, 25, 26 |
| * * * * * | | |
| 173.3900 | Fixed or mobile | 21, 23, 25, 26 |
| 173.39625 | do | 21, 24, 25, 26 |
| 216–220 | Base or mobile | 27 |
| * * * * * | | |

(b) * * *

(21) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

* * * * *

(25) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

* * * * *

3. Section 91.354(a), Table, and paragraphs (b) (24) and (26) are amended to read as follows:

**§ 91.354 Frequencies available.**

(a) * * *

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz* | | |
| * * * * * | | |
| 171.925 | Operational fixed | 2 |
| 173.20375 | Fixed or mobile | 22, 24, 25, 26 |
| 173.2100 | do | 23, 24, 25, 26 |
| * * * * * | | |
| 173.3900 | Fixed or mobile | 23, 24, 25, 26 |
| 173.39625 | do | 22, 24, 25, 26 |
| 216–220 | Base or mobile | 7 |
| * * * * * | | |

(b) * * *

(23) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

* * * * *

(24) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1 or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

* * * * *

(26) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

* * * * *

4. Section 91.504, (a), Table, and paragraphs (b) (23) and (25) are amended to read as follows:

**§ 91.504 Frequencies available.**

(a) * * *

| Frequency or band | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| *MHz* | | | |
| * * * * * | | | |
| 171.925 | Operational fixed | Hydrological | 4 |
| 173.20375 | Fixed or mobile | Permanent use | 21, 23, 24, 25 |
| 173.2100 | do | do | 22, 23, 24, 25 |
| 173.3900 | do | do | 22, 23, 24, 25 |
| 173.39625 | do | do | 21, 23, 24, 25 |
| 216–220 | Base or mobile | Telemetry | 30 |
| * * * * * | | | |

(b) * * *

(23) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

* * * * *

(25) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

* * * * *

5. Section 91.554(a), Table, and paragraphs (b)(29) are amended to read as follows:

**§ 91.554 Frequencies available.**

(a) * * *

| Frequency or band | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| *MHz* | | | |
| * * * * * | | | |
| 171.925 | Operational fixed | Hydrological | 4 |
| 173.20375 | Mobile | Permanent use | 29, 30 |
| 173.2100 | do | do | 29, 31 |
| 173.3900 | do | do | 29, 31 |
| 173.39625 | do | do | 29, 30 |
| 216–220 | do | Telemetry | 45 |
| * * * * * | | | |

(b) * * *

(29) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services and may be used for low-power mobile operations for the purpose of remote control and telemetering. The maximum power output of the transmitter may not exceed 1 watt. A1, A2, F1, or F2 emission may be authorized and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode. Evidence of interservice coordination is required.

* * * * *

6. Section 91.730(a), Table, is amended by the addition of four 173 MHz frequency bands to the frequency table and three new subparagraphs (23), (24), and (25), added to paragraph (b) to read as follows:

**§ 91.730 Frequencies available.**

(a) * * *

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz* | | |
| * * * * * | | |
| 158.430 | Base or mobile | 1 |
| 173.20375 | Fixed or mobile | 23, 24, 26, 27 |
| 173.2100 | do | 24, 25, 26, 27 |
| 173.3900 | do | 24, 25, 26, 27 |
| 173.39625 | do | 23, 24, 26, 27 |
| 216–220 | Base or mobile | 19 |
| * * * * * | | |

(b) * * *

(23) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation or swing in hertz may not exceed 2800 Hz. and the maximum frequency deviation may not exceed 2.5 kHz. For AM transmitters the highest modulating frequency may not exceed 2000 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 6 kHz.

(24) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(25) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation or swing in hertz may not exceed 1700 Hz and the maximum deviation may not exceed 1.2 kHz. For AM transmitters the highest modulating frequency may not exceed 1200 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 3 kHz.

[FR Doc.75-20730 Filed 8-7-75;8:45 am]





[Docket No. 19907; RM-2192]

## PART 73—RADIO BROADCAST SERVICES

### Special Signals Within Vertical Blanking Interval of Video Television Broadcast Signal

1. In the report and order in Docket No. 19907 (39 FR 40954) the Commission amended rules regarding special signals within the vertical blanking interval of the video television broadcast signal. In the Appendix attached to the report and order it was stated that the note at the end of § 73.676(g) was deleted. The note at the end of § 73.676(h) should also have been deleted since the action dates set out in that Note have passed. Compliance with the notice and procedure provisions of section 553 of the Administrative Procedure Act is therefore unnecessary.

2. This amendment to the rules is issued under authority granted the Commission in sections 4(i), 5(e), 303(c) and 303(r) of the Communications Act of 1934, as amended, and delegated to the Executive Director by the Commission under § 0.231(d) of the Commission's rules and regulations.

**§ 73.676 [Amended]**

3. Accordingly, *it is ordered*, That effective August 18, 1975, the note at the end of § 73.676(h) of the Rules is deleted.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

Adopted: July 30, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
RICHARD D. LICHTWARDT,
*Executive Director.*

[FR Doc.75-20526 Filed 8-7-75;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

### [ 7 CFR Part 946 ]

### IRISH POTATOES GROWN IN WASHINGTON

### Notice of Proposed Expenses and Rate of Assessment

Consideration is being given to authorizing the State of Washington Potato Committee to spend $13,450 for its operations during the fiscal period ending June 30, 1976, and to collect fourtenths cent per hundredweight on assessable potatoes handled by first handlers under the program.

The committee is the administrative agency established under Marketing Agreement No. 113 and Order No. 946, both as amended, regulating the handling of Irish potatoes grown in Washington. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

All persons who desire to submit written data, views, or arguments in connection with this proposal should file the same, in duplicate, with the Hearing Clerk, Room 112–A, U.S. Department of Agriculture, Washington, D.C. 20250, not later than August 22, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

It is proposed to add § 946.228 to 7 CFR Part 946 as follows:

**§ 946.228 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1976, by the State of Washington Potato Committee for its maintenance and functioning and for such other purposes as the Secretary may determine to be appropriate will amount to $13,450.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be four-tenths cent ($0.004) per hundredweight, or equivalent quantity, of potatoes handled by him as the first handler thereof during the fiscal period, except potatoes for canning, freezing, and "other processing" as defined in the act shall be exempt.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve.

(d) Terms used in this section have the same meaning as when used in the marketing agreement and this part.

Dated: August 4, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20583 Filed 8–7–75;8:45 am]

### [ 7 CFR Part 1099 ]

[Docket No. AO–183–A32]

### MILK IN THE PADUCAH, KENTUCKY MARKETING AREA

### Decision on Proposed Amendments to Marketing Agreement and to Order

### Correction

In FR Doc. 75–20248 appearing at page 32751 in the issue for Monday, August 4, 1975, the order amending order was inadvertently omitted and should appear after the signature on page 32753 as follows:

ORDER[1] AMENDING THE ORDER, REGULATING THE HANDLING OF MILK IN THE PADUCAH, KENTUCKY, MARKETING AREA

FINDINGS AND DETERMINATIONS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Paducah, Kentucky, marketing area.

The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which effect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

*Order relative to handling.* It is therefore ordered that on and after the effective date hereof the handling of milk in the Paducah, Kentucky, marketing area shall be in conformity to and in compliance with the terms and conditions of the order, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Associate Administrator, on June 13, 1975, and published in the FEDERAL REGISTER on June 18, 1975 (40 FR 25680) shall be and are the terms and provisions of this order, amending the order, and are set forth in full herein.

1. In § 1099.13, paragraph (c) (4) is revised as follows:

**§ 1099.13 Producer milk.**

* * * * * * *

(c) * * *

(4) Such milk shall be accounted for as received by the diverting handler at the location of the nonpool plant to which diverted.

**§ 1099.52 [Amended]**

2. In § 1099.52, amend paragraph (a) by deleting the word "pool".

3. In § 1099.75, paragraph (a) is revised as follows:





**§ 1099.75 Plant location adjustments for producers and on nonpool milk.**

(a) The uniform price for producer milk shall be reduced according to the location of the plant at which the milk was physically received, at the rate set forth in § 1099.52; and

* * * * * * *

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

### [ 21 CFR Part 310 ]

[Docket No. 75N–0062]

### ORAL HYPOGLYCEMIC DRUGS

### Public Hearing

The Commissioner of Food and Drugs is confirming the previously announced oral hearing on proposed labeling for oral hypoglycemic drugs scheduled for August 20, 1975, and extending the time for filing a written notice of appearance.

In the FEDERAL REGISTER of July 7, 1975 (40 FR 28587), the Commissioner issued proposed labeling for oral hypoglycemic drugs. In the same proposal, the Commissioner announced that there would be an oral hearing on the proposed labeling before the Director of the Bureau of Drugs on August 20, 1975, at which any interested persons could appear and orally present data, information, and views. The notice stated that the hearing was to be conducted in accordance with Subpart E of the regulations governing the administrative practices and procedures of the Food and Drug Administration published in the FEDERAL REGISTER of May 27, 1975 (40 FR 22950).

On July 31, 1975, issuance of these procedural regulations without prior publication of a notice of proposed rule making and opportunity for comment was permanently enjoined by the Hon. John H. Pratt, United States District Judge for the District of Columbia. *American College of Neuropsychopharmacology* v. *Weinberger*, Civil Action No. 75–1187. The Commissioner issued a notice of the Court's Order and a stay of the regulations in the FEDERAL REGISTER of August 4, 1975 (40 FR 32750). Since he has determined not to appeal that decision, the regulations will be republished as proposed rules in a future issue of the FEDERAL REGISTER. Subpart E of the regulations thus will not be in effect on August 20, 1975—the date scheduled for the hearing on oral hypoglycemic drug labeling.

The Commissioner has nonetheless concluded that the hearing before the Director of the Bureau of Drugs should take place as scheduled. Existing Food and Drug Administration procedures governing informal rule making do not specifically provide for, but neither do they preclude, such a hearing. Furthermore, the Administrative Procedure Act (5 U.S.C. 553(c)) specifically authorizes the use of such a procedure in informal rule making. The holding of the hearing will not prejudice the rights of any person and will afford interested persons an additional opportunity to make known to the Food and Drug Administration their views on the proposed labeling for oral hypoglycemic drugs. The hearing may also provide a more complete record on which to base final labeling for these products.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 505, 701(a), 52 Stat. 1050–1053 as amended, 1055 (21 U.S.C. 352, 355, 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), notice is given that the oral hearing before the Director of the Bureau of Drugs on proposed labeling for oral hypoglycemic drugs will occur as scheduled, commencing at 9:30 a.m., on August 20, 1975. Interested persons who wish to make an oral presentation at the hearing but have not yet filed a written notice of appearance with the Hearing Clerk may do so through the close of business August 12, 1975.

Dated: August 6, 1975.

WILLIAM F. RANDOLPH,
*Acting Associate Commissioner for Compliance.*

[FR Doc.75–20963 Filed 8–7–75;9:22 am]

### St. Elizabeths Hospital

### [ 42 CFR Part 306 ]

### CONDUCT AND TRAFFIC REGULATIONS

Pursuant to the authority delegated by the Administrator, General Services Administration, to the Secretary of Health, Education, and Welfare (39 FR 20650) and redelegated to the Assistant Secretary of Health to the Administrator, ADAMHA and further delegated to the Director/Superintendent, Deputy Director/Assistant Superintendent, Executive Officer, Assistant Executive Officer, and the Director of Security (ADAMHA Management Manual, Part I, General Management Instructions) notice is hereby given that the Superintendent of Saint Elizabeths Hospital proposes to amend Chapter III of Title 42 of the Code of Federal Regulations by adding a new Part 306 prescribing regulations for the protection of the facilities and grounds of Saint Elizabeths Hospital over which the Federal Government has acquired exclusive or concurrent jurisdiction under 24 U.S.C. 161. The proposed regulations set forth rules pertaining to parking and operation of motor vehicles and other conduct of employees and members of the public.

The proposed regulations relate solely to conduct on public property and are therefore exempt from the requirements of the Administrative Procedure Act (5 U.S.C. 553) pertaining to public participation in rule making. However, since such regulations will be applicable to members of the public, as well as Federal employees, public participation in the formulation of such regulations is deemed appropriate.

Accordingly, inquiries may be addressed and data, views and arguments relating to the proposed regulations may be presented in writing to the Director of Security, Administration Building, Saint Elizabeths Hospital, Washington, D.C. 20032. All relevant material received not later than September 8, 1975.

Notice is also given that it is proposed to make any regulations that are adopted effective 30 days after publication in the FEDERAL REGISTER.

It is therefore proposed to amend Chapter III of Title 42 of the Code of Federal Regulations by adding the following new Part 306:

**PART 306—CONDUCT AND TRAFFIC REGULATIONS FOR THE SAINT ELIZABETHS HOSPITAL RESERVATION, WASHINGTON, D.C.**

Subpart A—General

Sec.
306.1 Definitions.
306.2 Applicability.
306.3 Compliance with directions.
306.4 Making or giving of false reports.

Subpart B—Traffic and Vehicular Regulations

306.20 Laws of District of Columbia applicable.
306.21 Inspection of license and registration.
306.22 Speed limit.
306.23 Emergency vehicles.
306.24 Signs.
306.25 Pedestrian traffic.
306.26 Parking.
306.27 Parking permits.
306.28 Prohibited servicing of vehicles.
306.29 Unattended vehicles.

Subpart C—Buildings and Grounds

306.40 Closing reservation.
306.41 Preservation of property.
306.42 Removal of property.
306.43 Conformity with posted signs.
306.44 Nuisances.
306.45 Gambling.
306.46 Intoxicating beverages and narcotics.
306.47 Weapons and explosives.
306.48 Nondiscrimination.
306.49 Pets and other animals.
306.50 Sports and hobbies.
306.51 Photography.

Subpart D—Penalties

306.60 Penalties—other laws.

Subpart A—General

**§ 306.1 Definitions.**

As used in this part:

(a) The Saint Elizabeths Hospital reservation, Washington, D.C., hereinafter referred to as "the reservation" means those facilities and ground of Saint Elizabeths Hospital, Department of Health, Education, and Welfare located in Washington, D.C. as established by statute (24 USC 161) as a Federal reservation.

(b) "Security Force Officer" means a U.S. Special Policeman appointed pursuant to the provision of the Act of June 1, 1948, as amended (62 Stat. 281, 40 USC 318 et seq.)

(c) "Department" means the Department of Health, Education, and Welfare.

**§ 306.2 Applicability.**

The regulations in this part establish rules with respect to the parking and operation of vehicles and other activities and conduct on or within the reservation except that with respect to areas on

the reservation used as living quarters, §§ 306.27, 306.28, 306.46, 306.49, and 306.50 shall not be applicable. These regulations are intended to supplement the rules and regulations regarding conduct on Federal Property adopted by the Department and set forth in the Department Facilities Engineering and Construction Manual as Exhibit X-3-335-1.

**§ 306.3 Compliance with directions.**

No person shall fail or refuse to comply with any order or direction of a Security Force Officer in connection with the direction, control or regulation of traffic and parking, or pursuant to any of the requirements of these regulations.

**§ 306.4 Making or giving of false reports.**

No person shall knowingly give any false or fictitious report or information to any authorized person investigating an accident or violation of law or these regulations.

### Subpart B—Traffic and Vehicular Regulations

**§ 306.20 Laws of District of Columbia applicable.**

Unless otherwise specifically provided herein, the laws of the District of Columbia governing the use and operation of motor vehicles shall be applicable to the reservation.

**§ 306.21 Inspection of license and regulation.**

No person operating a motor vehicle on the reservation shall refuse to exhibit for inspection, upon request of a Security Force Officer, his operator's license or proof of ownership or registration.

**§ 306.22 Speed limit.**

No person shall drive any motor vehicle in excess of 15 mph on the reservation.

**§ 306.23 Emergency vehicles.**

No person shall fail or refuse to yield the right-of-way to an emergency vehicle when such emergency vehicle is operating with flashing lights or audible signal.

**§ 306.24 Signs.**

Every driver shall comply with all posted traffic and parking signs.

**§ 306.25 Pedestrian traffic.**

No person shall fail or refuse to yield the right-of-way to a pedestrian crossing the streets of the reservation.

**§ 306.26 Parking.**

(a) No person, unless otherwise authorized by a posted traffic sign, shall stand or park a vehicle—

(1) On any of the streets of the reservation;

(2) On a sidewalk;

(3) Within an intersection or within a crosswalk;

(4) Within 15 feet of a fire hydrant, five feet of a driveway or 30 feet of a stop sign, yield sign, or traffic control device;

(5) At any place which would result in the vehicle being double parked;

(6) In a direction facing on-coming traffic;

(7) In or on any lawn area; or

(8) In a manner which would obstruct loading platforms, delivery areas, dumpsters or traffic.

(b) No person shall park a motor vehicle—

(1) Except within the lane painted or marked for such purpose or within the area designated and authorized for such purpose.

(2) In excess of 48 consecutive hours, unless permission has been granted by the Security Force.

**§ 306.27 Parking permits.**

No person, except visitors parking in areas identified by posted signs as reserved for visitors, shall park a motor vehicle on the reservation without having currently valid parking permit decals displayed on such motor vehicle in compliance with instructions of the issuing authority. Such parking decals may be revoked by the issuing authority for violation of any of the provisions of these regulations.

**§ 306.28 Prohibited servicing of vehicles.**

No person shall wash, polish, or make nonemergency repairs on privately-owned vehicles on the reservation without specific authority from the Superintendent, Saint Elizabeths Hospital.

**§ 306.29 Unattended vehicles.**

No person shall leave a motor vehicle unattended on the reservation with the engine running, the ignition unlocked, the key in the vehicle, or the brake ineffectively set.

### Subpart C—Buildings and Grounds

**§ 306.40 Closing the reservation.**

As determined by the Superintendent, Saint Elizabeth's Hospital, the reservation may be closed to the public in emergency situations and at such other times as may be necessary for the orderly conduct of the Government's business. Admission to the reservation during periods when the reservation is closed to the public is limited to authorized individuals who may be required to sign a register and display identification when requested by a Security Force Officer or other authorized individual.

**§ 306.41 Preservation of property.**

No person shall, without authorization, willfully destroy or damage Federal property located on the reservation.

**§ 306.42 Removal of property.**

(a) No person shall remove Government property from the reservation, except under the policies and procedures of the Superintendent, Saint Elizabeths Hospital.

(b) No person shall remove from the reservation or any building thereon, privately-owned property, other than property ordinarily carried on the person, except upon establishing proper identification to a Security Force Officer or by following the procedures set forth in (a) above.

**§ 306.43 Conformity with posted signs.**

No person shall fail or refuse to comply with officially posted signs of prohibitory or directory nature, and, during emergencies, with the direction of any authorized individual.

**§ 306.44 Nuisances.**

No person shall willfully disrupt the Conduct of official business on the reservation, or engage in disorderly conduct; nor shall any person litter or dispose of rubbish in an unauthorized manner, throw articles of any kind from a building or climb upon any part of a building for other than authorized purposes.

**§ 306.45 Gambling.**

No person shall participate in games for money or other property, or in the operation of gambling devices, the conduct of lotteries or pools, or in the selling or purchasing of numbers tickets, or the taking or placing of bets.

**§ 306.46 Intoxicating beverages and narcotics.**

The consumption or use of intoxicating beverages, or narcotic drugs, except in connection with legal work assignments or in the course of professional treatment, or as otherwise authorized by the Superintendent, Saint Elizabeths Hospital, is prohibited.

**§ 306.47 Weapons and explosives.**

No person other than Federal, District of Columbia, State, or local law enforcement personnel so authorized, shall carry, transport, or otherwise possess on the reservation, firearms, other dangerous or deadly weapons or materials, or explosives, either openly or concealed.

**§ 306.48 Nondiscrimination.**

No person shall discriminate by segregation or otherwise against any other person(s) because of race, creed, color, sex, or national origin, in furnishing, or by refusing to furnish to such person(s) the use of any facility of a public nature, including all services, privileges, accommodations, and activities provided thereby on the reservation.

**§ 306.49 Pets and other animals.**

No person shall bring upon the reservation any cats, dogs, or other animals except as authorized by the Superintendent, Saint Elizabeths Hospital, provided however, that blind persons may have the use of seeing eye dogs.

**§ 306.50 Sports and hobbies.**

No person shall participate in any sport or hobby on the reservation unless authorized or except in designated areas.

**§ 306.51 Cameras and photography.**

Cameras are not permitted upon the reservation except as specifically authorized by the Superintendent, Saint Elizabeths Hospital. Photography for advertising and commercial purposes may be conducted only with the written permission of the Superintendent, Saint Elizabeths Hospital.





### Subpart D—Penalties

**§ 306.60 Penalties—other laws.**

Whoever shall be found guilty of violating these regulations is subject to a fine of not more than $50 or imprisonment of not more than 30 days, or both (40 USC 318c). Except as expressly provided in this part, nothing contained in these regulations shall be construed to abrogate any other Federal laws or regulations, or any District of Columbia law or regulation applicable to the area in which the reservation is situated.

Dated: July 24, 1975.

ROGER PEELE, M.D.,
*Acting Superintendent,*
*St. Elizabeths Hospital.*

[FR Doc.75-20538 Filed 8-7-75;8:45 am]

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## Social and Rehabilitation Service

## [ 45 CFR Part 233 ]

## FINANCIAL ASSISTANCE PROGRAMS; COVERAGE AND CONDITIONS OF ELIGIBILITY

### Definition of Unemployed Fathers

Notice is hereby given that the regulation set forth in tentative form below is proposed by the Acting Administrator of the Social and Rehabilitation Service with the approval of the Secretary of Health, Education, and Welfare. The purpose of the proposed regulation is to amend 45 CFR § 233.100(a)(1) in two respects. First, the amended regulation withdraws from the States the option of excluding fathers who are unemployed because of conduct or circumstances which result or would result in disqualification for unemployment compensation. Such fathers must now be included. Second, the amended regulation requires that the State plan definition of "unemployed father" exclude those fathers whose unemployment results from participation in a labor dispute of such a nature that the father is not eligible for unemployment compensation under the State's unemployment compensation law.

The proposed regulation furnishes the States with a Federal standard for determining whether to include or exclude from AFDC–UF fathers who are unemployed as a result of participation in a labor dispute. The basis of this regulation is the statutory language of Section 407 of the Social Security Act, 42 U.S.C. 607, and the opinion of the United States District Court in the case of Francis v. Davidson, 379 F. Supp. 78 (D. Md., 1974), which is now on appeal to the United States Court of Appeals for the Fourth Circuit. The District Court held that under Section 407 of the Social Security Act, 42 U.S.C. 607, the Department had the option of requiring States to include or exclude those out of work because of involvement in labor disputes, or to leave that decision to each State in accordance with appropriate standards established by the Secretary. The Court also held that those who had been discharged for cause were nevertheless unemployed and could not, under the statutory requirements, be considered otherwise. The court decision indicates that the Department should change the existing regulation and, by tying the eligibility for AFDC–UF of a father not working as the result of participation in a labor dispute to that father's eligibility for State unemployment compensation benefits, we will define the standards which the district court stated were required by statute. The Department intends to make the regulation effective on the date of its publication in final form.

Prior to the adoption of the proposed amended regulation, consideration will be given to any comments, suggestions, or objections thereto which are received in writing by the Acting Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, P.O. Box 2372, Washington, D.C. 20013 on or before September 8, 1975. Comments will be available for public inspection in room 5225 of the Department's offices at 330 C Street SW., Washington, D.C. beginning approximately two weeks after date of publication, on Monday thru Friday of each week from 8:30 a.m. to 5 p.m. (area code 202/245/0950).

(Section 1102, 49 Stat. 647 (42 U.S.C. Section 1302))

(Catalog of Federal Domestic Assistance Program 13/761. Public Assistance—Maintenance Assistance (State Aid))

Dated: July 25, 1975.

(It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A–107.)

JOHN A. SVAHN,
*Acting Administrator, Social*
*and Rehabilitation Service.*

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

Section 233.100 of 45 CFR Part 233 is amended by revising paragraph (a)(1) to read as follows:

**§ 233.100 Dependent children of unemployed fathers.**

(a) *Requirements for state plans.* If a State wishes to provide AFDC for children of unemployed fathers, the State plan under Title IV—Part A of the Social Security Act must, except as specified in paragraph (b) of this section:

(1) Include a definition of an unemployed father which shall apply only to families determined to be needy in accordance with the provisions in § 233.20 of this chapter. Such definition must include any father who:

(i) Is employed less than 100 hours a month; or

(ii) Exceeds that standard for a particular month, if his work is intermittent and the excess is of a temporary nature as evidenced by the fact that he was under the 100-hour standard for the prior 2 months and is expected to be under the standard during the next month;

except that such definition shall not include a father whose unemployment results from involvement in a labor dispute when the nature of that involvement is such that such father would, if otherwise eligible, be disqualified for unemployment compensation under the State's unemployment compensation law.

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[FR Doc.75-20798 Filed 8-7-75;8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-WE-13]

## ALTERATION OF TRANSITION AREA

### Proposed Rule Making

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Monterey, California Transition Area.

A partial instrument landing system (localizer only) will be installed in the near future at the Watsonville Municipal Airport, Watsonville, California. A new instrument approach procedure is being developed for this airport. The additional 700 foot transition area would provide airspace for this new approach procedure and for radar vector routes to the approach fixes. The transition area is designed to protect aircraft utilizing these procedures while operating down to 1000 feet above the terrain.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Procedures Branch, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261. All communications received on or before September 8, 1975, will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261.

In consideration of the foregoing, the FAA proposes the following airspace action.

In § 71.181 (40 FR 441) the description of the Monterey, California 700 foot transition area is amended to read as follows:

Delete all before "• • •; that airspace extending upward from 1,200 feet • • •" and substitute therefor "That airspace extending upward from 700 feet above the surface within a 13-mile radius of Fritzsche AAF, Fort Ord, California (latitude 36°40'55" N., longitude 121° 45'40" W.), excluding the portion S of latitude 36°32'00" N.; within a 3-mile radius of Watsonville Municipal Airport (latitude 36°56'15" N., longitude 121° 47'15" W.); within 3 miles each side of the Salinas VORTAC 330° radial, extending from the 3-mile radius area to the 13-mile radius of Fritzsche AAF and within 3 miles each side of the Watsonville localizer course extending from the 3-mile radius to 5 miles south of Runway 1 threshold of the Watsonville Airport; . . ."[1]

This amendment is proposed under the authority of Sec. 307(a) of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1348(a)), and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California, on July 21, 1975.

ROBERT H. STANTON,
*Director, Western Region.*

[FR Doc.75-20523 Filed 8-7-75;8:45 am]

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[ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-52]

## DESIGNATION OF TRANSITION AREA

### Proposed Rule Making

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot point-in-space transition area at latitude 29°15'53.2" N., longitude 94°08'46.9" W.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Divison, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 8, 1975, will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Forth Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

SABINE PASS, TEX. (OFFSHORE)

That airspace extending upward from 700 feet above the surface within a 5-mile radius of coordinates latitude 29°15'53.2" N., longitude 94°08'46.9" W.

The proposed transition area will provide controlled airspace for helicopters executing the proposed Copter VORTAC 186 instrument approach procedure.[1]

This amendment is proposed under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of Sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Texas, on July 30, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-20524 Filed 8-7-75;8:45 am]

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[ 14 CFR Part 71 ]

## TRANSITION AREA

### Proposed Designation

*Correction*

In FR Doc. 75-18556, appearing at page 30127 of the issue for Thursday, July 17, 1975, in the third column, transition area for Galveston, Texas and corrected at page 31806 in the issue for Tuesday, July 29, 1975, the coordinates for longitude should read "longitude 94°43'00" W."

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## National Highway Traffic Safety Administration

[ 49 CFR Part 572 ]

[Docket No. 73-8; Notice 3]

## ANTHROPOMORPHIC TEST DUMMY

This notice proposes an amendment of Part 572, Anthropomorphic test dummy, 49 CFR Part 572, that would specify several elements of the dummy calibration test procedures and make minor changes in the dummy design specifications. This proposal responds to comments concerning the objectivity of the dummy as a device to measure performance of occupant protection systems proposed for Standard No. 208, 49 CFR 571.208.

The SAE J963 dummy previously specified for use in Standard No. 208 was invalidated as insufficiently objective by the U.S. Court of Appeals in *Chrysler v. Department of Transportation*, 472 F. 2d 659 (6th Cir. 1972). The NHTSA subsequently established new dummy specifications under Part 572 for the limited purpose of qualifying passive restraint systems which manufacturers choose to offer on an optional basis (30 FR 20449, August 1, 1973). After examining test experience with the Part 572 dummy, the NHTSA specified its use in a proposal to require passive restraint systems beginning September 1, 1976 (39 FR 10271, March 19, 1974).

Comments on the passive restraint proposal raised several questions about the adequacy of the Part 572 dummy. Most of those issues, including the dummy's similarity to humans, its sensitivity to the test environment or type of restraint, and the procedure for positioning it in the vehicle, are more appropriately treated in connection with specific passive rulemaking actions.

This notice addresses only dummy objectivity, the issue on which the *Chrysler* court based its decision. The court noted imprecision in neck flexion criteria, thorax dynamic spring rate, and head construction, of the SAE dummy specified in 1972. The court ordered that "further specifications for test devices be made in objective terms which will assure comparable results among testing agencies . . ." *Chrysler v. DOT*, 472 F. 2d 659, at 681.

Objectivity in a measuring instrument means that its measurements vary significantly only because of significant variation in the tested phenomenon. It is clear that no measuring instrument can be perfect, but to be valid an instrument must be sufficiently precise and sensitive to register whatever is deemed significant. An additional criterion for a measuring instrument used to evaluate legally-mandated performance levels is that its objectivity must be demonstrable.

The NHTSA and the industry have expended a great amount of effort and expense in development of the Part 572 dummy. Thirteen major contracts and other agreements were issued to establish the Part 572 dummy specifications, and numerous studies have been made of the dummy as issued. Approximately 250 specification sheets outline each detail of the dummy design. Letters have been sent to some manufacturers and users of the dummy, soliciting their views on the adequacy of the dummy for testing passive restraint systems. Three domestic commercial sources for the Part 572 dummy presently exist.

Five component calibration tests have been developed that establish a uniform calibration procedure for all users prior to use of the dummy in dynamic testing, and a means of checking calibration of the dummy for purposes of compliance following testing. These calibration test procedures are discussed in detail in the following paragraphs.

### HEAD

Dummy manufacturers and vehicle manufacturers have indicated some difficulty in establishing repeatability of heads subjected to the head calibration test. The head is dropped 10 inches so that its forehead strikes a rigid surface and registers acceleration levels which must fall within a certain range. General Motors, Sierra Engineering (Sierra), and Chrysler Corporation have noted an inconsistency in the center of gravity

[1] Map filed with original document.

[1] Aeronautical chart filed as part of original document.





location between drawings 292-1610 and 73051-3. General Motors recommended withdrawal of its drawing (73051-3), which is proposed in this notice. In response to a Chrysler request for clarification, the short portion of the neck is not attached to the head for purposes of calibration. This misunderstanding apparently arises out of a former General Motors procedure which used the short neck in head calibration.

The head drop procedure is modified to measure acceleration at the location of the accelerometer sensors, instead of the head form center of gravity. This change is necessary because the sensors are located a small distance from the head center of gravity.

The NHTSA has determined that the variability in head acceleration reported by some manufacturers and users can be traced primarily to the finish of the steel plate on which the head is dropped. Extensive testing undertaken by the NHTSA Safety Research Laboratory (Docket 73-8; General Reference No. D-19) demonstrated that skin-to-skull friction and forehead skin thickness can be controlled to eliminate significant variability in the range of dummy head construction available commercially. Some manufacturers treat this interface to lower friction for greater consistency of readings. This treatment is considered permissible for purposes of the Part 572 specification, because it has been determined at the Safety Research Laboratory that the treatment can be reproduced and maintained by the user.

Some persons have expressed the view that treatment of a head form prior to its calibration check procedure would invalidate the objectivity of results of any vehicle test which employed such a dummy head. It is important to distinguish the Part 572 procedures for checking calibration of the dummy components from the procedures utilized in a test of the crash characteristics of a passenger car. In the latter case, good test practices require that measuring instruments be calibrated, used, and then checked for calibration without adjustment, to support the conclusion that the instrument remained in calibration throughout the test. The fact that a test instrument is brought into calibration by adjustment of limb tension or treatment of the skull-headskin interface does not modify the requirement of good test practice that it be capable of use in testing and remain in calibration without adjustment in tests where calibration is critical. To make this requirement explicit, the NHTSA will include this practice as a test condition in § 8.1.8 of Standard No. 208.

Confirmation of the repeatability and reproducibility of head drops onto a milled surface was demonstrated in tests undertaken at the Civil Aeromedical Institute (Docket 73-8; General Reference No. D-17). Based on these tests, a clear, dry microfinish of 250 microinches (rms) is proposed for the surface of the steel plate. In response to a Sierra request, further specification of the release method is proposed to ensure that the head is released instantly and by a means that does not introduce significant lateral acceleration of the head. The requirement would be modified to limit lateral acceleration during the head drop.

Several vehicle manufacturers questioned the adequacy of the head to measure lateral impact forces. The specifications provide a triaxial accelerometer so that the lateral vector is registered in the same way as fore-and-aft forces. Further, NHTSA contract experience with dummies installed at front and rear seating positions of vehicles undergoing side impact by other vehicles demonstrates no artificially-high readings (Contract DOT-HS-4-00922, 5th & 6th progress reports). In view of the head drop experience in the midsagittal plane, and since the head design is specified in detail, the NHTSA does not agree that a separate calibration test of lateral head response is necessary.

Humanoid Systems (Humanoid) raised the question of aging of the head in repeated use over a significant period of time. With regard to aging in general, the NHTSA does not believe a test device can be designed that is immune to aging and repeated impact. It is important that the similarity to human biomechanic response, with its consequent complexity, be balanced against the need for simplicity and strength to assure practical calibration, reasonable cost, and useful life. Confidence in the repeatability of any component is also increased if it performs repeatably in continued usage. The NHTSA experience with Part 572 dummies and earlier dummies indicates that dummies produced under Part 572 specifications can be expected to retain measurement stability for a reasonable period.

Alderson Research Laboratories (ARL) recently requested that one-piece skull and neck bracket castings be made available as a production option to the manufacturer of a Part 572 dummy. Although the evidence submitted suggests some potential advantages in this production technique, the NHTSA does not have experience with the structural strength or vibration response of these components, particularly in regard to hard impact with the equivalent of glazing and header surfaces. The NHTSA has concluded that the information submitted to date does not demonstrate advantages in the one-piece casting which justify the expense of establishing that the one-piece component is the equivalent of weldments for compliance purposes. Accordingly, ARL's request is denied.

### NECK

The neck calibration procedure involves attachment of the head form to the neck, and attachment of the neck to the end of a pendulum which impacts an energy absorbing element, inducing head rotation which must fall within specified limits. Manufacturers did not criticize the objectivity of the neck as a dummy component, but rather requested that some ambiguities and possible contradictions in the test conditions and procedures be resolved.

The neck is specified in its material composition, its dynamic response, and its performance in the pendulum test. Several manufacturers objected that measurement of dynamic properties of resilient materials are not sufficiently standardized nationally at this time to permit objective evaluation of the dynamic spring rate and damping characteristics of the neck material. The NHTSA agrees that neck flexibility can be adequately controlled by the material specifications and the performance test of the neck assembly alone. Accordingly, it is proposed in this notice to reference the dynamic performance characteristics of the resilient material included in the neck drawings.

The NHTSA cannot agree with American Motors Corporation (AMC) that an articulating neck design has been designed which is superior to the present one-piece design. General Motors engineers, for example, recommend that the articulated dummy neck not be substituted for the present Part 572 dummy neck because the articulating neck is less repeatable (Contract DOT-HS-299-3-569, Vol. II, p. 3-1). Such necks were used in dummy applications prior to the issuance of Part 572 regulation and their lack of repeatability has been demonstrated in numerous technical reports and was the basis for the introduction of the present rubber base neck.

The NHTSA also cannot agree with AMC that the calibration values for testing components such as the neck should be at the same level as that experienced in a 30 mph crash. In such a crash, chin-to-thorax contact would mask the performance of the neck near the end of the flexure range. The calibration test is designed to verify the neck's performance capability and uniformity of response as an isolated component within the head-neck complex.

In response to a Humanoid recommendation for additional specifications, the NHTSA concludes it is not necessary to further specify composition and processing of the rubber neck material. The NHTSA has specified a performance calibration test, which gives manufacturers latitude in their production methods. It is particularly important in the area of plastic and rubber composition to leave room for improvement of material processing and handling techniques, while maintaining objective criteria for neck performance. Humanoid's request is denied for these reasons.

Calibration of the neck is measured by head acceleration and rotation when the pendulum on which the head and neck are mounted impacts a Hexcel block. Several manufacturers requested that the Hexcel block which is impacted by the pendulum be made optional. The Hexcel block is referenced in Figure No. 4, which makes its construction material optional. The NHTSA has indicated to Mercedes-Benz (Docket 73-8; Notice No. 2, comment No. 2) that other materials

and shapes can be used in place of the Hexcel, provided the pulse shape specified in § 572.7(c)(3) is duplicated. As the NHTSA interprets the Vehicle Safety Act, alternative means of certification testing are permitted as long as manufacturers can show in the exercise of due care that the vehicle or item of equipment would conform to the requirements if tested by the NHTSA. Variation of an underlying calibration procedure for a test instrument such as the dummy falls within this latitude. The same rule applies to Sierra's request for further specification of the pendulum.

The pendulum's speed at the time of impact with the fixed object is specified at 23.5±2.0 fps. Sierra recommended a smaller ±0.5 fps tolerance which the NHTSA tentatively agrees may improve control of the acceleration-time (a–t) curve. Until the need for such a change is clearly demonstrated. however, the detailed specifications for the a–t pulse are considered to be adequate to control the input energy at the time of contact, and Sierra's suggestion is not granted at this time.

Instrumentation of the a–t curve measurement is specified in § 572.7(c)(5) as well as in § 572.11(e). To eliminate this redundancy, it is proposed that the reference in § 572.7(c)(5) be eliminated. Sierra suggested a narrower attenuation range than that specified by the SAE J–211a Recommended Practice for instrumentation response. The NHTSA experience with the present range has been satisfactory and the agency concludes that a change is unnecessary.

General Motors pointed out that the a–t curve for pendulum deceleration should have point "$t_r$" located at the point where the decaying a–t curve first crosses the $5_r$ level to omit small random undulations from the calculations. This change is proposed in this notice.

Two dummy manufacturers recommended further limitation of the "average" decleration between points $t_r$ and $t_s$ to limit the maximum and minimum values registered. The NHTSA will take this proposal under consideration but cannot include such a change until it has had the opportunity to conduct further study. Experience to date indicates that the present description adequately controls variations which would significantly affect the repeatability of overall dummy neck response.

Toyota asked for a clarification of the "zero level" of acceleration from which the resultant 26g of acceleration is measured as required in § 572.7(b). The wording of the last sentence in 7(b) creates some ambiguity and a simple statement that the 26g level can not be exceeded would more clearly state the requirements. The sentence would be amended accordingly.

### Thorax

The thorax impact calibration involves striking the torso of the seated dummy at two speeds with a specified striker to measure thorax resistance, deflection, and hysteresis characteristics.

Manufacturers were concerned with some elements of the pre-impact dummy set-up. Several of them suggested that seat friction might critically affect the dummy thorax behavior. The NHTSA awarded a contract to the Calspan Corporation to test different seating surfaces (Docket 73–8; General Reference No. D–18). The results indicate that seating surface material properties have no significant effect on calibration as long as the seat is smooth, flat, rigid, clean, and dry. These specifications are therefore proposed in this notice to supplement the present requirements. The specifications would be placed in § 572.11(i) because this general positioning procedure precedes the specific positioning procedures of §§ 572.8, 572.9, and 572.10.

Several comments requested clarification of the dummy positioning procedure. The thorax calibration procedure calls for seating the dummy in the upright position on a horizontal surface without back support and extending the arms and legs forward horizontally. "Upright position" is defined as positioning in accordance with § 572.11(i), which refers to Figure 11 and sets out five dummy segment adjustments. For clarity, § 572.8(d)(1) would be revised to specify that limb adjustment follows torso placement. This would permit opening of the chest flesh to check the attitude of the lumbar pelvic adaptor and then closure for subsequent limb placement. Additionally a means would be specified to support limbs in the horizontal forward position.

Manufacturers also recommended tolerances for the speed and orientation of the test probe. As for speed, it would be appropriate for the manufacturer to use a speed slightly in excess of that required to demonstrate that the impact values would not be exceeded if the test probe speed were exactly 14 or 22 fps. With regard to test probe orientation, a 2-degree tolerance is proposed for this impact, which is the same as is found in the limb impact procedures. In answer to Ford, "significant movement" of the test probe in its travel would be movement which affects the results of the impact.

Ford noted Dynamic Science's report of difficulty in measuring chest force. Since that time Dynamic Science has conducted numerous calibrations for NHTSA of seven test dummies. The reported initial difficulties have been resolved as the test agency gained experience in using the test equipment and as marginal or deficiently manufactured components were brought up to drawing specifications. There appears to be no necessity of further revision either to the design or to the test procedure.

ARL requested that the thorax ballast plate mounting screw (item C/13) be lengthened to one and one-quarter inches to permit some latitude in the configuration of ballast. This minor change is proposed for Drawing No. SA150 M030, sheet 7. Humanoid requested a thicker clavicle cross section to prevent breakage. NHTSA study of the problem indicates that the weakness does not occur in every manufacturer's production and that a change is not required in light of this experience.

With regard to the torso's chest flesh, Humanoid also questioned the adequacy of the Part 572 specification for the neck opening in the chest flesh and the zipper attachment. Although problems associated with these specifications do not appear to affect dummy performance, the NHTSA agrees that further specification can eliminate the need for interpretations by manufacturers. Appropriate specification would be added to reflect further definition of subject areas.

Use of the dummy has also pointed out that the length of the clavicle's shoulder screw may be insufficient to permit preload of the pivot shaft when some tolerances occur in combination. As a solution it is proposed that the depth of the counterbore in the clavicle clevis be increased by .06 inch.

### Lumbar Spine, Abdomen

Calibration of the lumbar spine consists of a spine flexion from the upright position, followed by release of the force which was required to attain this deflection, and measurement of the return angle. NHTSA experience in calibration of its seven dummies shows good repeatability for the lumbar spine assemblies of two manufacturers.

Some comments did request clarifications of several of the calibration conditions and procedures.

One commenter proposed additional attachment points to secure the assembly to the bedplate. The NHTSA agrees and accordingly proposes a second bolt for the attachment bracket described in Figure 7. Two pins are added to the plate at the bolt holes already provided in Figure 8 to secure the femur link rods for added stability. In response to a question from Sierra, this mounting establishes the height and attitude of the femurs.

The push plate described in Figure 9 would be modified to permit the application of force to the upper spine without opening the chest flesh zipper. This technique will avoid any possible influence on the test results due to variations in the closure methods of the chest flesh during calibration. Drawing ATD 3151–6 would be revised to specify four bolt access points to permit mounting the push plate externally. In response to Toyota, the thorax accelerometer bracket should not be removed for this test.

The positioning of the assembled dummy segments, after the 50-degree pre-calibration flexion and before the measurement of the load deflection characteristics begins, is in accordance with Figure 11. To clarify the requirement of § 579.9(b) and the procedure of § 572.9(c), the position is referred to as the "initial position in accordance with Figure 11." It should be recognized that not all the body segments seen in Figure 11 are involved in this positioning. In addition, to assure pelvic structure stability during the test, the femur friction plunger torque would be increased to 240 inch-pounds.





At present, the requirement to measure the force developed by the lumbar spine is specified at three points during the flexure test. Experience with this practice has shown that the "surface creep" of one component relative to another and the rubber properties of the spine do not permit stabilization of the force in a reasonable time. For these reasons, it is proposed that the application of force be continuous at a rate between 0.5 and 1.5 degrees per second, until 40 degrees of flexion is reached. The specified force levels would be adjusted as appropriate to reflect the higher rate of resistance encountered during continuous flexure of the lumbar spine. The NHTSA has also concluded that the return rate is most consistent if the 40 degrees of flexion is held for 10 seconds, followed by release of all force as rapidly as possible.

The NHTSA has investigated two other areas raised by manufacturers or users as potential sources of variability: slippage of the lumbar cable ball in its socket, and the surface friction between the abdominal insert and its mating surfaces. In tests performed at Dynamic Sciences for the NHTSA, little if any difference in lumbar response was apparent between dummies incorporating the current lumbar cable design and other designs which prevent any slippage of the cable ball. For this reason no change in the current socket configuration is proposed.

As for surface friction, it is proposed that the surfaces of all components be clean, dry, and untreated unless otherwise specified. This combination was also tested at Dynamic Sciences and found to be most consistent in attaining reproducible results. The results of this testing will be placed in the docket as they become available.

The NHTSA acknowledges the ARL comment that the swaging specification for the lumbar cable may not in all cases ensure 100 percent rope strength. In view of lack of standardized specifications for swaging operations it is proposed that the current specification of 100 percent rope strength be modified to conform to the requirements of MIL–C–5688A for Proof Testing and Prestretching of Cable Assemblies, which requires that swaging strength be at least 60 percent of the rope strength.

A technical modification which would be made to drawing SA150 M090 is to provide for optional length of the socket head cap screw (Item J/08) because the length is dependent on the number of shims necessary to meet the dummy seated height requirement.

It is also proposed that the second calibration test of § 572.9 dealing with compression of the abdominal insert be testing will be placed in the docket as tablishment of the force/deflection curve. It was demonstrated in Dynamic Science's testing that a uniform loading rate of 0.25 to 0.35 inches per second is more objective to establish the characteristics of the component. The surfaces of abdominal cavity components would also be specified as clean, dry, and untreated for this test.

Several dummy manufacturers suggested modification of the abdominal insert construction. The insert as indicated by the drawings, is not vented. To assure that the insert closure is air-tight, the NHTSA proposes that the leak test called for in Drawing ATD 3250–2 be specified as submersion in water without visible evidence of air leakage. The drawing would also specify the insert dimension that dictates where the insert is trimmed and sealed following the addition of urethane foam. The insert is shaped to achieve repeatable systems response as has been observed in crash testing conducted for NHTSA with belt systems. For this reason the NHTSA does not agree with Humanoid that the insert should be shaped differently. The NHTSA has experienced repeatable calibration results and test results with the abdominal insert as it is presently specified, and as it is constructed by some dummy manufacturers. For this reason, the NHTSA concludes that the suggested thicker abdominal wall is not necessary for repeatable results. The properties of plastics are such that a manufacturer may have had difficulty in the past in meeting the design specifications for the vinyl material consistently, resulting in some failures to meet the calibration test. It appears, however, that the consistency of composition and the venting problems have been solved by at least one dummy manufacturer and, as demonstrated in Dynamic Sciences testing, another manufacturer's insert can be brought into specification with a simple sealing repair.

An NHTSA compliance contractor recommended that the zero-deflection point in the abdomen calibration be at that point where initial compression of 10 pounds has been applied. The NHTSA agrees that this change will eliminate deflections unrelated to the abdominal insert and will provide a well-defined starting point for measurements. Accordingly this procedure is proposed by this notice and would be reflected in Figure 10.

### Limbs

The legs of the dummy are calibrated by impacting the knees of a seated dummy with a test probe of a specified weight at a specified speed and by measuring the impact force on the dummy femurs. The knee flesh is one area of specification which concerns manufacturers as a possible source of variation. It is recognized that the knee skin thickness has not been specified in the impact area and may affect calibration results in some cases. To avoid this possibility, Drawings No. ATD 3801–1 and ATD 3801–2 would be revised to specify skin thickness of one-quarter of an inch over the knee face.

In response to requests for clarification, the limb joints of the dummy are set at 1g in accordance with § 572.11(g) and a further specification has been added for hip joint adjustment between 1g and 2g. General Motors questioned the dummy adjustment sequence for leg separation. The wording of § 572.10(c)(1) would be modified to make clear that the § 572.11 placement precedes the leg adjustments specified in § 572.10(c)(1).

### General Test Conditions

The general test conditions of § 572.11 that apply to the dummy tests would be modified in minor respects. To remove doubt as to the positioning of the accelerometers under § 572.11 (b) and (c), the NHTSA proposes a modification that specifies the center of the seismic mass at any distance up to 0.3 inches (or 0.2 or 1.3 inches as appropriate) in a single direction from the axial intersection point. To simplify the calibration testing, all clothing requirements would be deleted.

Also, NHTSA experience with painted body segments indicates that peeling and blistering paint can cause variations in coefficient of friction on critical dummy surfaces. Accordingly, the NHTSA proposes that dummy surfaces not be painted unless specified by the regulation. The inadvertent use of "horizontal" in place of "vertical" in § 572.11(i)(4) would be corrected. In the 11(i) positioning, lower leg orientation would be specified as vertical. Additionally, the area of the surface on which the dummy is positioned would be specified to eliminate possible contact of the limbs with the seat surface.

Although temperature and humidity have already been specified, some misinterpretation of ambient condition has occurred. It is proposed that the dummy component undergoing testing be exposed to the required temperature and humidity for a period of 4 hours prior to testing.

A new general requirement requested by several comments would be a 30-minute period between tests of the same component, except for the 2-hour waiting period already found in the head drop test.

Although NHTSA does not have conclusive evidence about beneficial dummy storage conditions prior to testing, some dummy users indicate advantages in dummy storage in the upright position with torso and head supported to prevent bending of the neck and of the lumbar spine during lengthy storage periods. This practice appears to prevent flow and permanent setting of the rubber and plastic components and contributes to improved dummy repeatability.

With regard to the issue of dummy component responsiveness to temperature, time, humidity, etc., it is noted that the material (Nitrosan) presently used in the manufacture of the specified vinyl foam for the dummy flesh may become unavailable. NHTSA would like the the benefit of comments from the manufacturers and users of these dummies on substitute blowing agents suitable for manufacturing of the vinyl foam for the affected dummy segments and in the alternative, substitutes for the vinyl material presently used in dummy flesh.

Two questions were raised concerning the Part 572 dummy as a complete test

instrument. David Ogle Ltd. requested that the Motor Industry Research Association (MIRA) dummy be specified as an alternative test device for use in Standard No. 208. The NHTSA has only limited experience with this dummy and is unable without further study to determine whether this dummy qualifies as an objective measuring tool of occupant restraint system effectiveness required by Standard No. 208. Objectivity is of crucial importance, is indicated by the *Chrysler* court, and until precise comparability of performance of another dummy is established, the NHTSA cannot consider its use as an alternative to the Part 572 dummy.

Several manufacturers questioned the objectivity of the dummy as a whole because Part 572 does not include a "whole systems" calibration of the assembled dummy. The NHTSA has considered the advisability of such a test and has decided against it for several reasons. Foremost is the difficulty of devising a calibration procedure which introduces no significant variability into the test. It is clear that the Standard No. 208 dynamic deceleration of the dummy introduces many complex variables into the test, such as restraint design and vehicle design. In the description of sled testing of the GM50X dummy (ref. Reports: SAE #740590, DOT-HS-299-3-569), General Motors pointed out that their results demonstrate the complexity of the problem.

Another reason for not introducing a "whole systems" calibration is that the experience to date with well-controlled, hard seat sled tests of the dummy show good measurement stability of the dummy as a whole system as long as the dummy meets Part 572 specifications. The most recent presentation of such information apears in an SAE paper by General Motors engineers, comparing an advanced dummy with the Part 572 dummy (Proceedings of Third International Conference on Occupant Protection, pg. 369). Table 10 of that paper shows the coefficient of variation of a Hybird II dummy to be only 4.5 percent in a measure of Head Injury Criteria and 3.3 percent in a measure of Chest Severity Index. Variation of these criteria between dummies is 3.5 percent and 6 percent respectively. Similar conclusions were reached by J. Versace and R. J. Berton of the Ford Motor Company in SAE paper 750395, "Determination of Restraint Effectiveness", pg 5. Based on experience of this nature, and in view of the extensive specification in Part 572, the NHTSA concludes that a "whole systems" calibration is not required to establish the dummy as an objective measuring device.

In summary, the NHTSA would like to emphasize that the drawings which specify the design of the dummy would be modified in only minor respects by this notice. All other changes proposed here are intended to clarify the test conditions and procedures by which the dummy is calibrated and are unrelated to the dummy design.

Two copies of these proposed drawing changes have been filed in the docket section of the NHTSA. Copies of these drawings may be obtained directly from: Keuffel & Esser Company; 1521 North Danville Street; Arlington, Va. 22201 (Tel. 703-524-9000).

In consideration of the foregoing, it is proposed that 49 CFR Part 572, Anthropomorphic test dummy, and the dummy design drawings proposed to be incorporated by reference in Part 572, be amended as follows:

§ 572.4 [Amended]

1. In § 572.4, paragraph (c), describing the term "upright position", would be deleted.

2. Section 572.6 *Head,* would be amended by revising paragraphs (b) and (c)(2) to read:

§ 572.6 Head.

* * * * * * *

(b) When the head is dropped from a height of 10 inches in accordance with paragraph (c) of this section, the peak resultant accelerations at the location of the accelerometers mounted in the head form in accordance with § 572.11(b) shall be not less than 210g, and not more than 260g. The acceleration/time curve for the test shall be unimodal and shall lie at or above the 100g level for an interval not less than 0.9 milliseconds and not more than 1.5 milliseconds. The lateral acceleration vector shall not exceed 10g.

(c) Test procedure: * * *

(2) Drop the head from the specified height by a means that ensures instant release onto a rigidly supported flat horizontal steel plate, 2 inches thick and 2 feet square, which has a clean, dry surface with a microfinish of 250 microinches (rms).

* * * * * * *

3. Section 572.7 *Neck,* would be amended by deleting paragraph (c)(5) and revising paragraph (c)(3)(ii) and the last sentence of paragraph (b) to read as follows:

§ 572.7 Neck.

* * * * * * *

(b) * * * The peak resultant acceleration recorded at the location of the accelerometers mounted in the head form in accordance with § 572.11(b) shall not exceed 26g.

(c) * * *

(3) * * *

(ii) Establish $t_1$ at the point where the rising a-t curve first crosses the 5g level, $t_2$ at the point where the rising a-t curve first crosses the 20g level, $t_3$ at the point where the decaying a-t curve last crosses the 20g level, and $t_4$ at the point where the decaying a-t curve first crosses the 5g level.

* * * * * * *

4. Section 572.8 *Thorax,* would be amended by deleting paragraph (d)(9), adding a new sentence to paragraph (d)(4), and revising paragraphs (d)(1), (d)(3), and (d)(5) to read:

§ 572.8 Thorax.

* * * * * * *

(d) Test procedure:

(1) With the dummy seated without back support on a surface as specified in § 572.11(i) and in the orientation specified in § 572.11(i), adjust the dummy arms and legs until they are extended horizontally forward parallel to the midsagittal plane.

* * * * * * *

(3) Align the test probe specified in § 572.11(a) so that at impact its longitudinal centerline coincides within 2 degrees of a horizontal line in the dummy's midsagittal plane.

(4) * * * Limb support, as needed to achieve and maintain this orientation, may be provided by placement of a steel rod of any diameter not less than one-quarter of an inch and not more than three-eighths of an inch, with hemispherical ends, vertically under the limb at its projected geometric center.

(5) Impact the thorax with the test probe so that its longitudinal centerline remains within 2 degrees of a horizontal line in the dummy's midsagittal plane during contact of the probe with the dummy.

* * * * * * *

5. Section 572.9 *Lumbar spine, abdomen, and pelvis,* would be revised to read:

§ 572.9 Lumbar spine, abdomen, and pelvis.

(a) The lumbar spine, abdomen, and pelvis consist of the assemblies designated as numbers SA 150 M050 and SA 150 M060 in Figure 1 and conform to the drawings subtended by these numbers.

(b) When subjected to continuously applied force in accordance with paragraph (c) of this section, the lumbar spine assembly shall flex by an amount that permits the rigid thoracic spine to rotate from its initial position in accordance with Figure 11 by the number of degrees shown below at each specified force level, and straighten upon removal of the force to within 12 degrees of its initial position in accordance with Figure 11.

| Flexion (degrees) | *Force (±6 pounds)* |
|---|---|
| 0 | 0 |
| 20 | 28 |
| 30 | 40 |
| 40 | 52 |

(c) Test procedure:

(1) Assemble the thorax, lumbar spine, pelvic, and upper leg assemblies (above the femur force transducers), ensuring that all component surfaces are clean, dry, and untreated unless otherwise specified, and attach them to the horizontal fixture shown in Figure 5 at the two link rod pins and with the mounting brackets for the lumbar test fixtures illustrated in Figures 6 to 9.

(2) Attach the rear mounting of the pelvis to the pelvic instrument cavity rear face at the four ¼" cap screw holes and attach the front mounting at the femur axial rotation joint. Tighten the mountings so that the pelvic-lumbar adapter is horizontal and adjust the femur friction plungers at each hip socket joint to 240 inch-pounds torque.





(3) Flex the thorax forward 50° and return it to its initial position in accordance with Figure 11.

(4) Apply a forward force perpendicular to the thorax instrument cavity rear face in the midsagittal plane 15 inches above the top surface of the pelvic-lumbar adapter. Apply the force at any torso deflection rate between .5 and 1.5 degrees per second up to 40° of flexion but no further, continue to apply for 10 seconds that force necessary to maintain 40° of flexion, and record the force with an instrument mounted to the thorax as shown in Figure 5. Release all force as rapidly as possible and measure the return angle after flexing has stopped.

(d) When the abdomen is subjected to continuously applied force in accordance with paragraph (e) of this section, the abdominal force-deflection curve shall be within the two curves plotted in Figure 10.

(e) Test procedure:

(1) Place the assembled thorax, lumbar spine, and pelvic assemblies in a supine position on a flat, rigid, smooth, dry, clean horizontal surface, ensuring that all component surfaces are clean, dry, and untreated unless otherwise specified.

(2) Place a rigid cylinder 6 inches in diameter and 18 inches long transversely across the abdomen, so that the cylinder is symmetrical about the midsagittal plane, with its longitudinal centerline horizontal and perpendicular to the midsagittal plane at a point 9.2 inches above the bottom line of the buttocks, measured with the dummy positioned in accordance with Figure 11.

(3) Establish the zero deflection point as the point at which a force of 10 pounds has been reached.

(4) Apply a vertical downward force through the cylinder at any rate between 0.25 and 0.35 inches per second.

(5) Guide the cylinder so that it moves without significant lateral or rotational movement.

6. Section 572.10 *Limbs,* would be amended by revising paragraphs (c)(1) and (c)(2) to read:

§ 572.10 Limbs.

* * * * * * *

(c) Test procedure:

(1) Seat the dummy without back support on a surface as specified in § 572.11(i) that is 17.3±0.2 inches above a horizontal surface, oriented as specified in § 572.11(i), and with the hip joint adjustment at any setting between 1g and 2g. Place the dummy legs in planes parallel to its midsagittal plane (knee pivot centerline perpendicular to the midsagittal plane) and with the feet flat on the horizontal surface. Adjust the feet and lower legs until the lines between the midpoints of the knee pivots and the ankle pivots are at any angle not less than 2 degrees and not more than 4 degrees rear of the vertical, measured at the centerline of the knee pivots.

(2) Reposition the dummy if necessary so that the rearmost point of the lower legs at the level one inch below the seating surface remains at any distance not less than 5 inches and not more than 6 inches forward of the forward edge of the seat.

* * * * * * *

7. Section 572.11 *Test conditions and instrumentation,* would be amended by adding new paragraphs (i)(6) and (l) and by revising paragraph (b), the last four sentences of paragraph (c), paragraphs (h), (i)(1) and (4), and (k) to read as follows:

§ 572.11 Test conditions and instrumentation.

* * * * * * *

(b) Accelerometers are mounted in the head on the horizontal transverse bulkhead shown in the drawings subreferenced under assembly No. SA 150 M010 in Figure 1, so that their sensitive axes intersect at a point in the midsagittal plane 0.5 inches above the horizontal bulkhead and 1.9 inches ventral of the vertical mating surface of the skull with the skull cover. One accelerometer is aligned with its sensitive axis perpendicular to the horizontal bulkhead in the midsagittal plane and with its seismic mass center at any distance up to 0.3 inches superior to the axial intersection point. Another accelerometer is aligned with its sensitive axis parallel to the horizontal bulkhead and perpendicular to the midsagittal plane, and with its seismic mass center at any distance up to 1.3 inches to the right of the axial intersection point (right side of dummy is the same as that of man). A third accelerometer is aligned with its sensitive axis parallel to the horizontal bulkhead in the midsagittal plane, and with its seismic mass center at any distance up to 1.3 inches ventral to the axial intersection point.

(c) * * * One accelerometer has its sensitive axis oriented parallel to the attachment surface in the midsagittal plane, with its seismic mass center at any distance up to 1.3 inches inferior to the intersection of the sensitive axes specified above. Another accelerometer has its sensitive axis oriented parallel to the attachment surface and perpendicular to the midsagittal plane, with its seismic mass center at any distance up to 0.2 inches to the right of the intersection of the sensitive axes specified above. A third accelerometer has its sensitive axis oriented perpendicular to the attachment surface in the midsagittal plane, with its seismic mass center at any distance up to 1.3 inches dorsal to the intersection of the sensitive axes specified above. Accelerometers are oriented with the dummy in the upright position.

* * * * * * *

(h) Performance tests are conducted at any temperature from 66 °F to 78 °F and at any relative humidity from 30 percent to 70 percent after exposure to these conditions for a period of not less than 4 hours.

(i) For the performance tests specified in §§ 572.8, 572.9, and 572.10, the dummy is positioned in accordance with Figure 11 as follows:

(1) The dummy is placed on a flat, rigid, smooth, clean, dry, horizontal, steel test surface whose length and width dimensions are not less than 16 inches, so that the dummy's midsagittal plane is vertical and centered on the test surface and the rearmost points on its lower legs at the level of the test surface are at any distance not less than 5 inches and not more than 6 inches forward of the forward edge of the test surface.

* * * * * * *

(4) The dummy is adjusted so that the rear surfaces of the shoulders and buttocks are tangent to a transverse vertical plane.

* * * * * * *

(6) The lower legs are positioned in planes parallel to the midsagittal plane so that the lines between the midpoint of the knee pivots and the ankle pivots are vertical.

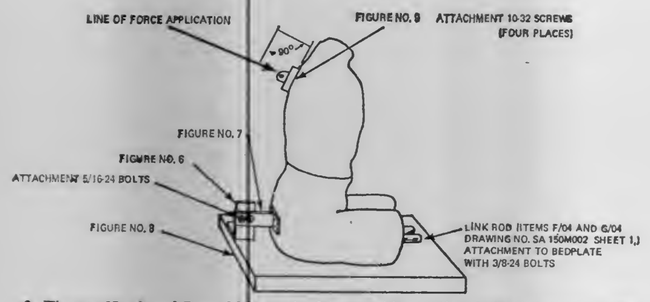
* * * * * * *

(k) Performance tests of the same component, segment, assembly, or fully assembled dummy are separated in time by a period of not less than 30 minutes unless otherwise noted.

(l) Surfaces of dummy components are not painted except as specified in this part or in drawings subtended by this part.

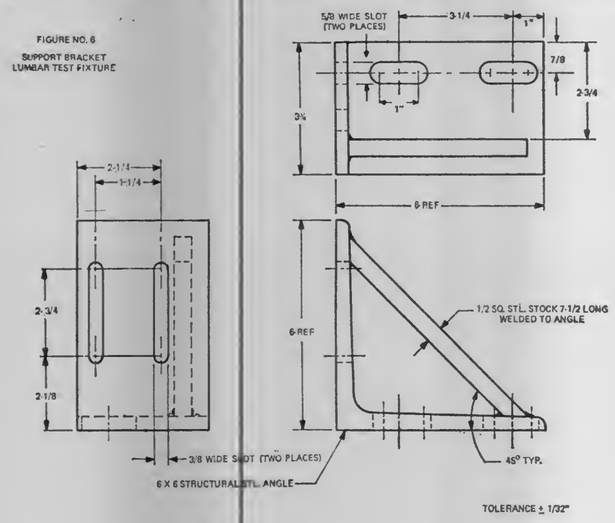
8. Figure No. 5 would be revised by the addition of a second bolt hole to the mounting bracket and two vertical bolts to secure the link rods to the bedplate (at the points already provided in the bedplate Figure No. 8), as pictured below.

FIGURE NO. 5
LUMBAR FLEXION TEST




9. Figures No. 6 and 7 would be revised to provide another bolt attachment point, as pictured below.

FIGURE NO. 6
SUPPORT BRACKET
LUMBAR TEST FIXTURE

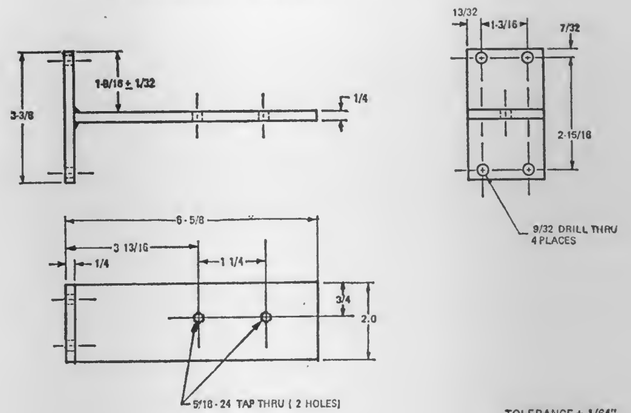



TOLERANCE ± 1/32"





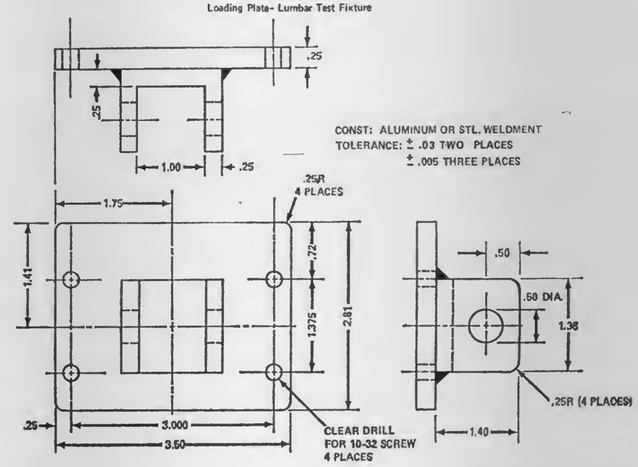
FIGURE NO. 7
MOUNTING BRACKET-LUMBAR TEST FIXTURE




TOLERANCE ± 1/64"
MATERIAL: STEEL
WELDED CONSTRUCTION

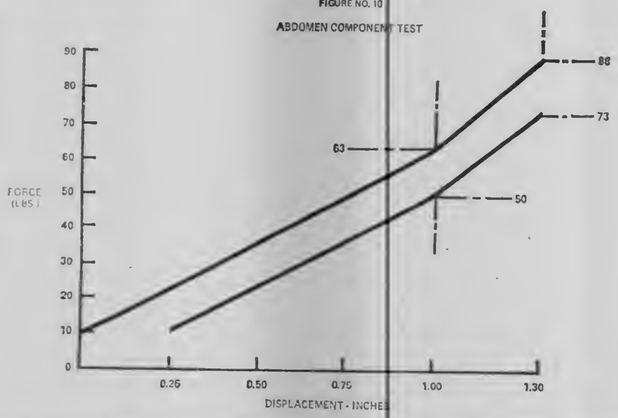
10. Figure No. 9 would be revised to provide external attachment points for the push plate, as pictured below.

FIGURE 9
Loading Plate- Lumbar Test Fixture



11. Figure No. 10 would be revised to reflect the initial 10-pound application of force, as pictured below.

FIGURE NO. 10




12. General Motors drawing No. 73051–3 would be deleted from the list of drawings subtended by number SA 150 M010.

13. In drawing No. 292–1605 subtended by number SA 150 M020, the Kd and Cd specifications would be referenced to indicate that the dynamic spring rate and damping characteristic of the neck material are not mandatory.

14. In drawing No. ATD 3151–6 subtended by SA 150 M030,

(a) Four $\frac{3}{8}$-inch-diameter bolt holes would be added to the back of the chest flesh to conform to the four-hole pattern of the push plate described in Figure No. 9;

(b) Dimensions would be added to locate the height, profile, and diameter of the neck opening, and the flesh thickness in the 1-inch-wide band forming the neck opening;

(c) A revised zipper assembly (ATD–3154) would specify a $\frac{7}{8}$-inch-wide tape and three heat seal lines on each side of the zipper; and

(d) Location of the arm openings in the chest flesh would be added.

15. With regard to clavicle specifications,

(a) In item C/13 listed in SA 150 M030, the socket head cap screw would be modified to one and one-quarter inches; and

(b) The counterbore in clavicle drawing ATD 3061 subtended by SA 150 M030, would be increased to a $1\frac{19}{32}$-inch depth.

16. In Item J/08 listed in SA 150 M090, the length of the socket head cap screw would be modified to the length necessary to accommodate the number of lumbar shims (J/03) used.

17. In drawing ATD 7107 subtended by number SA 150 M050, the 100 percent rope strength swaging requirement would be changed to MIL–C–5688A specification to prescribe in greater detail the test procedure to measure the swaging strength and establish a 60 percent minimum strength requirement.

18. In drawing no. ATD 3250–2 subtended by number SA 150 M060, an overall insert height of $8\frac{3}{4}$ inches would be added to the specifications, and a $6\frac{3}{4}$ inch dimension, measured from a plane through the $\frac{3}{4}$-inch hole in the abdominal insert to the plane indicated for cutting off excess material. In addition the words "Submerse in water to a depth of not less than 12 inches for a period not less than 5 minutes: No visible air leakage to be evident during this period." would be added after the specification of a leak test.

19. In drawings no. ATD 3801–1 and ATD 3801–2 subtended by number SA 150 M080 and SA 150 M081, the knee flesh over 130 degrees of the knee face would be specified as one-quarter of an inch in thickness.

20. In drawing No. ATD 3738 subtended by numbers SA 150 M080 and SA 150 M81, it is proposed that the paint specification be deleted.

21. It is also proposed that all General Motors drawings that are specified as alternatives for other drawings be deleted to simplify the design specification package.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh Street, SW., Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: October 30, 1975.

Proposed effective date: [180 days following date of publication of amendments in the FEDERAL REGISTER].

(Sec. 103, 119, Pub. L. 89–563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 151 and 49 CFR 501.8).

Issued on July 29, 1975.

ROBERT L. CARTER,
*Associate Administrator,*
*Motor Vehicle Programs.*

[FR Doc.75–20080 Filed 8–7–75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

### [ 40 CFR Part 120 ]

[FRL 403–4]

### WATER QUALITY STANDARDS

**● The purpose of this notice is to withdraw the notice of proposed rulemaking published in the Federal Register (39 FR 15505) on May 3, 1974 for the State of Ohio. ●**

The May 3, 1974 notice of proposed rulemaking was issued pursuant to section 303 of the Federal Water Pollution Control Act, as amended (Pub. L. 92–500, 86 Stat. 816, 33 U.S.C. 1251 et seq., the "Act"), which provides for Federal promulgation of water quality standards when a State fails to adopt water quality standards meeting the requirements of the Act. The EPA must promulgate standards within 190 days of the proposal, unless by such time the State shall have adopted water quality standards which are found to be in accordance with the requirements of the Act.

On January 8, 1975, the State of Ohio adopted water quality standards that are consistent with the requirements of the Act. The standards were approved by the EPA on May 14, 1975, thereby obviating the need for final rulemaking.

The water quality standards adopted by the State of Ohio include all rules set forth in the May 3, 1974 FEDERAL REGISTER notice of proposed rulemaking except as noted in the following discussion.

1. EPA proposed generally applicable dissolved oxygen criteria of not less than 6 mg/l at any time nor less than 7 mg/l in the spawning areas of cold water fish. The State adopted a less stringent criterion for the hypolimnion of the offshore area of the Central Basin of Lake Erie. The EPA Regional Office reviewed the dissolved oxygen standard adopted by the State of Ohio and determined it to be sufficient at this time.

2. EPA proposed temperature criteria for Lake Erie. The temperature was not to exceed 75° F in June and 80° F in July. The criteria adopted by Ohio are: temperatures not to exceed 78° F from June 1–15, 83° F from June 16–30 and 85° F in July. Based on monitoring data, the Regional Office has determined that these criteria were sufficient to meet the requirements of the Act.

In consideration of the foregoing, the notice of proposed rulemaking published in the FEDERAL REGISTER, May 3, 1974 (entitled "Navigable Waters of the State of Ohio, Proposed Water Quality Standards") is hereby withdrawn.

This withdrawal is issued under the authority of Section 303 of the Federal Water Pollution Control Act, as amended (Pub. L. 92–500, 86 Stat. 816 U.S.C. 1251 et seq.).

Dated: August 1, 1975.

RUSSELL E. TRAIN,
*Administrator.*

[FR Doc.75–20800 Filed 8–7–75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

### [ 47 CFR Parts 2, 89, 91 ]

[Docket No. 20149; FCC 75–868]

### LOCAL GOVERNMENT AND MANUFACTURERS RADIO SERVICES

#### Availability of Splinter Frequencies; Further Notice of Proposed Rule Making

In the Matter of Amendment of Parts 2, 89, and 91 of the Commission's Rules and Regulations to make available four 173 MHz splinter frequencies to the Local Government and Manufacturers Radio Services for telemetry and remote control operations.

1. On the same day the Commission adopted a First Report and Order in this proceeding giving access to the four 173 MHz splinter frequencies to eligibles in the Local Government and Manufacturers Radio Services.

2. The comments received in response to the original Notice of Proposed Rule Making indicated an expanding need for fixed and mobile non-voice signalling frequencies among the various radio services that could not be met by the frequencies available. The Commission believes this need for air, noise, and water quality monitoring systems as well as for various other industrial uses, will continue to accelerate because of the national concern for environmental protection. Therefore, additional VHF splinter frequencies for this type of operation should be made available. Accordingly, we are issuing this Further Notice of Proposed Rule Making looking towards allocating additional splinter frequencies for non-voice signalling operations.

3. There are a number of narrow bands or channels which could be made available for shared use between services for non-voice operations. One frequency band which could be used is 152.255–152.2625 MHz (center frequency 152.25875 MHz). This is part of a band edge between Part 21 and Part 93. Another frequency band which could be used is 152.85125–152.85875 MHz. This band is part of a bandedge between Part 21 and Part 91 allocations. The Power Radio Service has expressed a need for another frequency for peak load management operations. The Commission feels this band 152.85125–152.85875 MHz, center frequency 152.85875 MHz could be used for that purpose. In addition, the channel could be made available in other radio services in these areas that are at distances 75 miles or more from urbanized areas of 200,000 or more population for other low power non-voice operations. We believe that with strict coordination, directional antennas and coded transmissions there should be no interference to load management operations. Another frequency band which could be made available is 154.4525–154.4600 MHz (center frequency 154.45625 MHz). This band is presently allocated to the Local Government Radio Service for call box operations. However, there are currently only four licensees on this channel and two of these hold experimental authorizations. Since interest in this channel has been minimal for several years (the 72–76 MHz channels and the 450 MHz frequencies are also available for call box operations) this 154 MHz channel should be reallocated for other purposes.[1] A third is the frequency band 154.4600–154.4675 MHz (center frequency 154.46375 MHz). This band is presently allocated to the Power Radio Service primarily for peak load management operations with a maximum permissible output power of 300 watts. In addition, this band may also be assigned to Fixed stations located at least 75 miles from large urbanized areas (population of 200,000 or more) for remote control and telemetry operations. The maximum power in this instance is limited to 50 watts. In those areas that are at distances beyond 75 miles from large urbanized areas, it is the Commission's opinion that this frequency could be made available in other radio services, in addition to the Power Service, for remote control and telemetry operations. As mentioned above, the limitations should preclude any interference to load management operations. The frequency band 154.4675–154.4750 MHz (center frequency 154.47125 MHz) is currently shared between the Petroleum and Special Industrial Radio Services and is already authorized for remote control and telemetry operations. The band 154.475–154.4825 MHz (center frequency 154.47875 MHz) is between a splinter frequency available for non-voice use in Petroleum and Special Industrial Radio Services and a voice channel in the Special Industrial Radio Service. The channel is presently unoccupied. The last frequency band is 157.7475–157.755 MHz (center frequency 157.75125 MHz). This is part of a bandedge between Part 21 and Part 91.

4. We propose to allocate the 7.5 kHz frequency bands mentioned to the Local Government, Power, Petroleum, Special Industrial, Forest Products, Manufacturers, and Business Radio Services for remote control and telemetry operations. Only the center frequency of each band will be listed in the rules. Use in the Business Radio Service would be limited to mobile operations while operations in the other services would be subject to the same technical requirements as apply to similar splinter operations permitted under the rules. Paging systems will not be given access to these frequencies and voice emission will not be authorized. Since some of these frequencies are close to Domestic Public paging channels, there may be a chance of harmful interference between systems. Therefore, we request comments on this issue of possible inter-service interference. In addition the Commission requests suggestions on any additional narrow channels which might be available for this type of operation. Also, it has come to our attention that certain telemetry systems require a wider bandwidth than can be used on the 7.5 kHz splinter frequencies. We therefore request comments concerning this type of operation and radio frequencies which might be available for these wider band operations.

5. Notice is hereby given on our proposal to adopt Rules as set forth below. Pursuant to applicable procedures set forth in § 1.415 of the Commission's Rules, interested persons may file comments on or before August 21, 1975 and reply comments on or before September 1, 1975. Relevant and timely comments will be considered by the Commission before final action in this proceeding. In reaching its decision, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

6. In accordance with the provisions of Section 1.419 of the Commission's Rules an original and fourteen copies of all statements, comments filed shall be furnished the Commission. Responses will be available for public inspection during regular business hours in the Commission Public Reference Room at its headquarters in Washington, D.C.

Adopted: July 22, 1975.

Released: August 5, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

### PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

In Part 2 of Chapter I of Title 47 of the Code of Federal Regulations, § 2.106 is amended as follows:

[1] Present call box operations will be "grandfathered."

Federal Communications Commission

| Band (MHz) | Service | Class of station(s) | Frequency (MHz) | Nature {OF SERVICE of Stations |
|---|---|---|---|---|
| 7 | 8 | 9 | 10 | 11 |
| • | • | • | • | • |
| 152.255–152.2625 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. PUBLIC SAFETY. LAND TRANSPORTATION. |
| 152.2625–152.465 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. |
| 152.465–152.495 | LAND MOBILE. | Base. Land Mobile. | | DOMESTIC PUBLIC. (NG 4) |
| 152.495–152.85125 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. PUBLIC SAFETY. INDUSTRIAL. (NG 4) |
| 152.85125–152.85875 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. PUBLIC SAFETY. |
| 152.85875–153.7325 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. |
| 153.7325–154.46 | LAND MOBILE. | Base. Land Mobile. | 154.2 | INDUSTRIAL. PUBLIC SAFETY. (NG 30) (NG 55) (Earth Telecommand) |
| 154.46–154.6375 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. PUBLIC SAFETY. (NG 55) |
| 157.7325–157.7475 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. |
| 157.7475–157.755 | LAND MOBILE. | Base. Land Mobile. | | INDUSTRIAL. PUBLIC SAFETY. |
| 157.755–158.115 | LAND MOBILE. | Base. Land Mobile. | | DOMESTIC. PUBLIC. |
| • | • | • | • | • |

## PART 89—PUBLIC SAFETY RADIO SERVICE

II. Part 89 of the Commission's Rules is amended as follows:

1. Section 89.259(f) Table and paragraph (g) limitations (13) through (19) are added to read as follows:

**§ 89.259 Frequencies available to the Local Government Radio Service.**

• • • • •

(f) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| MHz | | |
| • | • | • |
| 72.96 | Operational fixed | 3 |
| 152.25875 | Fixed and mobile | 13, 15, 16, 17, 18 |
| 152.85875 | do | 13, 15, 16, 17, 19 |
| • | • | • |
| 154.115 | Base and mobile | 10 |
| 154.45625 | Fixed and mobile | 13, 15, 16, 17, 18 |
| 154.46375 | do | 13, 15, 16, 17, 19 |
| 154.47125 | do | 13, 15, 16, 17, 18 |
| 154.47875 | do | 13, 15, 16, 17, 18 |
| 154.965 | Base and mobile | |
| • | • | • |
| 156.015 | Mobile | |
| 157.78125 | do | 13, 15, 16, 17, 18 |
| 158.715 | Base and mobile | |
| • | • | • |

(g) • • •

(13) The maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(14) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation or swing in hertz may not exceed 1700 Hz and the maximum deviation may not exceed 1.2 kHz. For AM transmitters the highest modulating frequency may not exceed 1200 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 3 kHz.

(15) For FM transmitters the sum of the highest modulating frequency in hertz and the amount of frequency deviation of swing in hertz may not exceed 2800 Hz and the maximum deviation may not exceed 2.5 kHz. For AM transmitters the highest modulating frequency may not exceed 2000 Hz. The carrier frequency must be maintained within 0.0005 percent of the center of the frequency band, and the authorized bandwidth may not exceed 6 kHz.

(16) This frequency band is available on a shared basis with several Industrial Radio Services. Evidence of interservice coordination is required.

(17) Operational fixed stations must employ directional antennas having a front-to-back ratio of at least 20 dB. (Except as noted in 19).

(18) Ominidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

(19) Use of the frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970).

• • • • •

## PART 91—INDUSTRIAL RADIO SERVICES

III. Part 91 of the Commission's Rules is amended as follows:

1. Section 91.254(a) Table and paragraph (b) limitations (20) and (23) amended to read as follows:

**§ 91.254 Frequencies Available.**

(a) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| MHz | | |
| • | • | • |
| 75.98 | Operational fixed | 3 |
| 152.25875 | Fixed and mobile | 17, 18, 19, 23 |
| 152.85875 | do | 18, 20, 22, 23 |
| • | • | • |
| 153.725 | Base or mobile | |
| 154.45625 | Fixed or mobile | 18, 20, 22, 23 |
| 154.46375 | do | 17, 18, 19, 23 |
| 154.47125 | do | 18, 20, 22, 23 |
| 154.47875 | do | 18, 20, 22, 23 |
| 157.75125 | do | 18, 20, 22, 23 |
| 158.130 | Base or mobile | |
| • | • | • |

(b) • • •

(20) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

• • • • •

(23) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

• • • • •

2. Section 91.304(a) Table and paragraph (b) limitations (21), (22), (25), (26), (38), and (39) are amended to read as follows:

**§ 91.304 Frequencies available.**

(a) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| MHz | | |
| • | • | • |
| 75.98 | Operational fixed | 1 |
| 152.25875 | Fixed or mobile | 21, 24, 25, 26, 38 |
| 152.85875 | do | 21, 24, 25, 26, 39 |
| • | • | • |
| 153.680 | Base or mobile | 9, 10 |
| 154.45625 | Fixed or mobile | 21, 24, 25, 26, 38 |
| 154.46375 | do | 21, 24, 25, 26, 39 |
| 154.47125 | do | 21, 24, 25, 26, 38 |
| 154.47875 | do | 21, 24, 25, 26, 38 |
| 157.75125 | do | 21, 24, 25, 26, 38 |
| 158.145 | Base or mobile | 35 |
| • | • | • |

(b) • • •

(21) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(22) [Reserved]

• • • • •

(25) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

(26) Operational fixed stations must employ directional antennas having a front to back ratio of at least 20 db. (except as noted in 38).

• • • • •

(38) Omnidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

(39) Use of the frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970).

• • • • •

3. Section 91.354(a) Table and paragraph (b) limitations (24), (25) and (26) amended, and (36) and (37) added to read as follows:

**§ 91.354 Frequencies available.**

(a) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| MHz | | |
| • | • | • |
| 75.98 | Operational fixed | 1 |
| 152.25875 | Fixed or mobile | 22, 24, 25, 26, 36 |
| 152.85875 | do | 22, 24, 25, 26, 37 |
| • | • | • |
| 153.680 | Base or mobile | 9, 11 |
| 154.45625 | Fixed or mobile | 22, 24, 25, 26, 36 |
| 154.46375 | do | 22, 24, 25, 26, 37 |
| 154.47125 | do | 22, 24, 25, 26, 36 |
| 154.47875 | do | 22, 24, 25, 26, 36 |
| 154.57 | Mobile | 10 |
| • | • | • |
| 157.74 | Base or mobile | 21 |
| 157.75125 | do | 21, 24, 25, 26, 38 |
| 158.145 | Base or mobile | 35 |
| • | • | • |

(b) • • •

(24) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(25) Operational fixed stations must employ directional antennas having a front to back ratio of at least 20 db. (Except as noted in 36).

(26) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

• • • • •

(36) Omnidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

(37) Use of the frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970).

4. Section 91.504(a) Table and paragraph (b) limitations (23), (24) and (25) amended and limitations (39) and (40) added to read as follows:

**§ 91.504 Frequencies Available.**

(a) • • •

| Frequency or band | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| MHz | | | |
| • | • | • | • |
| 151.505 | Base or mobile | Permanent use | 11 |
| 152.25875 | Fixed or mobile | do | 21, 23, 24, 25, 39 |
| 152.85875 | do | do | 21, 23, 24, 25, 40 |
| • | • | • | • |
| 153.035 | Base or mobile | Permanent use | 9 |
| 154.45625 | Fixed or mobile | do | 21, 23, 24, 25, 39 |
| 154.46375 | do | do | 21, 23, 24, 25, 40 |
| 154.47125 | do | do | 21, 23, 24, 25, 39 |
| 154.47875 | do | do | 21, 23, 24, 25, 39 |
| 154.49 | Base or mobile | do | 11 |
| • | • | • | • |
| 157.74 | Base or mobile | Permanent use | 19 |
| 157.75125 | do | do | 21, 23, 24, 25, 39 |
| 158.385 | do | do | 11 |
| • | • | • | • |

(b) • • •

(23) In this frequency band the maximum power output of the transmitter may not exceed 50 watts for fixed stations and 1 watt for mobile stations. A1, A2, F1, or F2 emission may be authorized, and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode.

(24) Operational fixed stations must employ directional antennas having a front to back ratio of at least 20 dB. (Except as noted in 39.)

(25) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

• • • • •

(39) Ominidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

(40) Use of frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970).

• • • • •

5. Section 91.554(a) Table and paragraph (b) limitation (29) amended and limitation (51) added to read as follows:

**§ 91.554 Frequencies Available.**

(a) • • •

| Frequency or band | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| *MHz:* | | | |
| • • • | • • • | • • • | • |
| 151.955 | Base or mobile | General use | |
| 152.28875 | Mobile | Permanent use | 29, 30 |
| • • • | • • • | • • • | • |
| 152.180 | Base | Oneway paging | 25, 28 |
| 152.8875 | Mobile | Permanent use | 29, 30, 51 |
| 154.45625 | do | do | 29, 30, 51 |
| 154.46375 | do | do | 29, 30 |
| 154.47125 | do | do | 29, 30 |
| 154.47875 | do | do | 29, 30 |
| 154.515 | Base or mobile | do | 10, 11 |
| • • • | • • • | • • • | • |
| 154.625 | Base | Oneway paging | 47 |
| • • • | • • • | • • • | • |
| 157.680 | Base or mobile | Permanent use | 15 |
| 157.75125 | Mobile | do | 29, 30 |
| • • • | • • • | • • • | • |

(b) • • •

(29) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services and may be used for low-power mobile operations for the purpose of remote control and telemetering. The maximum power output of the transmitter may not exceed 1 watt. A1, A2, F1, or F2 emission may be authorized and mobile stations used to control remote objects and devices may be operated in the continuous transmit mode. Evidence of interservice coordination is required.

• • • • • •

(51) Use of the frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970.)

• • • • • •

6. Section 91.730(a) table is amended and (b) (26) through (29) are added to read as follows:

**§ 91.730 Frequencies Available.**

(a) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| *MHz:* | | |
| • • • | • • • | • |
| 72.60 | Base or mobile | 8, 21 |
| 152.25875 | Fixed or mobile | 23, 24, 26, 27, 28 |
| 152.88875 | do | 23, 24, 26, 28, 29 |
| • • • | • • • | • |
| 153.365 | Base or mobile | 1 |
| 154.45625 | Fixed or mobile | 23, 24, 26, 27, 28 |
| 154.46375 | do | 23, 24, 26, 27, 29 |
| 154.47125 | do | 23, 24, 26, 27, 28 |
| 154.47875 | do | 23, 24, 26, 27, 28 |
| 157.75125 | do | 23, 24, 26, 27, 28 |
| 158.280 | Base or mobile | 1 |
| • • • | • • • | • |

(b) • • •

(26) Operational fixed stations must employ directional antennas having a front to back ratio of at least 20 dB. (Except as noted in 27)

(27) Omnidirectional antennas having unity gain may be employed for stations communicating with at least three receiving locations separated by 160° of azimuth.

(28) This frequency band is available on a shared basis with the Local Government and several Industrial Radio Services. Evidence of interservice coordination is required.

(29) Use of this frequency is limited to stations located at least 75 miles from the boundaries of any urbanized area of 200,000 or more population (U.S. Census of Population 1970).

[FR Doc.75-20729 Filed 8-7-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

**[ 10 CFR Part 213 ]**

**OIL IMPORT REGULATIONS**

**Notice of Proposed Technical Amendments**

On January 28, 1975, the Federal Energy Administration (FEA) issued regulations implementing Proclamation No. 4341, which amended Proclamation No. 3279, as amended, by establishing the supplemental fee as the primary exaction imposed pursuant to the Mandatory Oil Import Program, and by accelerating the base fees to their maximum levels (40 FR 4774, January 31, 1975). Since the issuance of those regulations, FEA has issued various amendments thereto in implementation of subsequent Proclamations adjusting the Program. However, numerous suggestions for the disposition of certain other issues have been received both in the comments on the January 28 regulations, and from time to time since then. In order to deal with these issues, FEA undertook an extensive review of such suggestions from operational, legal, and policy points of view. In accordance with the results of this review, FEA has determined that certain of its procedures could be modified in order to facilitate the policies of the Mandatory Oil Import Program, and, therefore, FEA hereby proposes to amend §§ 213.22 and 213.35 of its regulations for that purpose.

First, § 213.22 would be amended to facilitate the sale of licenses, since, owing to the imposition of the supplemental fee, the exchange of imported for domestic oil currently permitted under § 213.22 has produced cumbersome cash flow problems that have diminished the value of fee-exempt allocations to inland refiners. This would not apply in the case of Canadian imports, which can only be exchanged for other Canadian imports. Under the proposed amendment, allocation holders could, upon approval by FEA of an application for the purpose, sell to other persons licenses issued pursuant to their allocations.

Second, § 213.35 would be amended to permit importers holding a license issued pursuant to a bond, to reduce payments of fees and supplemental fees, on a monthly basis, by an amount equal to the net duties paid less any applicable drawback attributable to imports made after February 1, received during that period. This procedure would eliminate the necessity of applying for a refund of sums equivalent to tariffs paid, which contributes to cash flow problems and is costly in terms of the time-value of money. In order to facilitate this procedure, FEA would change the present requirement of calculating duties in terms of those "found payable upon liquidation" to a calculation based on net duties (that is, estimated duties as adjusted). This is necessary because liquidation data would not, ordinarily, be available in time to permit net-out of duties on a current basis. Importers pursuant to a license issued upon prepayment would not be able to net out sums equivalent to the tariffs potentially payable. However, § 213.35 would be amended so that such importers, in applying for refunds, could also calculate duties paid on a "net duty," rather than "liquidation" basis. This would maintain consistency between both groups of importers, and also increase the speed with which such refunds could be made available.

Also in this connection, FEA proposes to amend section 213.35 in order to permit bonded importers paying a tax to Puerto Rico pursuant to the Proclamation, to tender simultaneously their respective payments to the United States and Puerto Rico on a basis permitting the net-out of tariffs paid. Under this amendment, the necessity to furnish tax-paid receipts to FEA would be eliminated. Instead, the importer could furnish certified documents prepared for the Government of Puerto Rico containing computations of the volumes of material subject to tax, and calculations based thereon of the amounts owing to Puerto Rico for payment of the tax.

Finally, § 213.35 would be amended to permit an exporter of finished products and petrochemicals, derived from imported crude oil or unfinished oils, to receive the applicable refunds, irrespective of whether such person were the importer of record. This would remove the competitive disadvantage between exporting companies that also import and exporters who must purchase crude oil or unfinished oils from such importing companies. Under the proposed amendments dealing, respectively, with imports of crude oil and unfinished oils, where an export is made by a person other than the importer of record, such person could certify to the importer of record as to the export made, and the importer would include such export in his application for refunds. Upon receipt of the refund, the importer would make payment to the exporter in the amount of the refund.

Interested persons are invited to submit written data, views, or arguments with respect to these amendments to Executive Communications, Room 3309, Federal Energy Administration, Box DU, The Federal Building, Washington, D.C. 20461. Comments should be identified on the outside of the envelope and on the documents submitted to the Federal Energy Administration with the designation "Technical Amendments to Part 213." Fifteen (15) copies should be submitted. All comments received by 4:30 p.m., August 22, 1975, will be considered by the Federal Energy Administration in evaluating the revision and amendments.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

Public hearings with respect to these amendments, will be held beginning at 9:30 a.m., e.d.s.t., on August 20, 1975, in Room 2105, 2000 M Street NW., Washington, D.C. Any person who has an interest in these changes, or who is representative of a group or class of persons which has such an interest, may make a written request for an opportunity to make oral presentation. Such a request should be directed to Executive Communications, FEA, and must be received before 4:30 p.m., e.d.s.t., August 12, 1975. Such a request may be hand delivered to Room 3309, The Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C., between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he may be contacted through August 18, 1975. Each person selected to be heard will be so notified by the FEA before 4:30 p.m., e.d.s.t., August 14, 1975, and must submit 100 copies of his statements to Executive Communications, FEA, Room 2214, 2000 M Street NW., Washington, D.C. 20461, before 4:30 p.m., e.d.s.t., August 19, 1975.

The FEA reserves the right to select the persons to be heard at these hearings, to schedule their respective presentations, and to establish the procedures governing the conduct of the hearings. The length of each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearings. These will not be judicial or evidentiary-type hearings. Questions may be asked only by those conducting the hearings; and there will be no cross-examination of persons presenting statements. Any decision made by the FEA with respect to the subject matter of the hearings will be based on all information available to the FEA. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity, if he so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to time limitations.

Any interested persons may submit questions, to be asked of any person making a statement at the hearings to Executive Communications, FEA, before 4:30 p.m., e.d.s.t., August 18, 1975. Any person who makes an oral statement and who wishes to ask a question at the hearings may submit the question, in writing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearings, will determine whether the question is relevant, and whether time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearings will be announced by the presiding officer.

A transcript of the hearings will be made and the entire record of the hearings, including the transcript, will be retained by the FEA and made available for inspection in the Administrator's Reception Area, Room 3400, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C. between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Any person may purchase a copy of the transcript from the reporter.

The Administrator of the Environmental Protection Agency (EPA) has reviewed this proposal in accordance with the review provisions of section 7(c)(2) of the Federal Energy Administration Act of 1974, providing for submission of proposed rules for comment by the Administrator. He has advised FEA that he has no comment.

Finally, this proposal has been reviewed in accordance with Executive Order 11821 and OMB Circular No. A107 and has been determined not to require evaluation of its inflationary impact as provided therein.

[Federal Energy Administration Act of 1974, Pub. L. 93275; E.O. 11790, 39 FR 23185, Trade Expansion Act of 1962, P.L. 87794, as amended; Proclamation No. 3279, 24 FR 1781, as amended by Proclamation No. 4210, 38 FR 9645, Proclamation No. 4227, 38 FR 16195, Proclamation No. 4317, 38 FR 35103, Proclamation No. 4341, 40 FR 3958, Proclamation No. 4355, 40 FR 10437, Proclamation No. 4370, 40 FR 19421, and Proclamation No. 4377, 40 FR 23491].

In consideration of the foregoing, it is proposed that Part 213 of Chapter II, Title 10 of the Code of Federal Regulations be amended as set forth below.

Issued in Washington, D.C., August 5, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel,*
*Federal Energy Administration.*

1. Section 213.22 is revised to read as follows:

**§ 213.22 Use of imported crude oil and unfinished oils.**

(a) Subject to the provisions of paragraph (b), persons to whom allocations are made under §§ 213.9, 213.10, 213.11, 213.12, 213.13, 213.15, 213.29, or 213.30, or pursuant to Section 5 of Proclamation No. 3279, as amended, may upon approval by the Director of an application for this purpose sell to other persons licenses issued pursuant to such allocations. Application for sale may be made before or after issuance of a license. Where an application is made for the sale of a license which has previously been issued, such license shall be returned to the Director with the application. Applications for sale shall be signed by both parties to the transaction. The purchaser of the license, shall, in accordance with section 213.35, make payment or post bond in the amount of the outstanding liability of the license prior to the completion of the sale.

(b) Persons who sell licenses issued pursuant to §§ 213.9, 213.10, 213.11, or 213.30, may not import unfinished oils in excess of fifteen percent (15%), or finished products in excess of one percent (1%), of their allocation of such materials under such sections.

2. Section 213.35 is amended by adding a new paragraph (a)(10) and by revising paragraphs (e)(2)(i), (v), and (3)(i), and paragraph (f)(2)(iii), to read as follows:

**§ 213.35 Allocations and fee-paid licenses for imports of crude oil, unfinished oils, and finished products—Districts I–IV, District V, and Puerto Rico.**

(a) • • •

(10) An importer of record who holds a license issued pursuant to a bond, may reduce the payments made pursuant to paragraphs (c) and (d) of this section, on a monthly basis, by sums equal to the sums collected by way of net duties paid to the United States Customs Service, less any duty drawbacks of tariffs paid on imports made on or after February 1, 1975 received during the same period, *provided*, That said importer certifies the amount of net duties paid and drawback received during that period. Where the duty drawback exceeds the net duty paid during that period, the net difference shall be applied to subsequent periods, *provided*, That when the duty less drawback exceeds the fee imposed, any excess duty may be used to reduce fees payable during the subsequent six months.

(e) • • •

(2) • • •

(i) In the case of licenses issued upon prepayment, for payment to the importer of record, on a monthly basis, of sums equal to the sums collected by way of net duties paid to the United States Customs Service, less any drawbacks of tariffs paid on imports made on or after

February 1, 1975 received during the same period, *provided* that said importer certifies the amount of net duties paid and drawback received during that period. Where the duty drawback exceeds the net duty paid during that period, the net difference shall be applied to subsequent periods, *provided*, That when the duty less drawback exceeds the fee imposed, any excess duty may be used to reduce fees payable during the subsequent six months;

. . . . . .

(v) To the extent that imports of crude oil have been incorporated into petrochemicals as defined in § 213.10 which are subsequently exported, or refined into finished products subsequently exported. Where an export is made by a person other than the importer of record, such person may certify to the importer of record as to the export made, and the importer shall include such export in an application for refund under this paragraph. Upon receipt of the refund, the importer shall make payment to the exporter in the amount of the refund. The procedures for determining the volumes subject to refund shall be those prescribed in § 213.10(e).

. . . . . .

(3) • • •

(i) To the extent that imports of unfinished oils have been incorporated into petrochemicals as defined in § 213.10 which are subsequently exported, or refined into finished products subsequently exported. Where an export is made by a person other than the importer of record, such person may certify to the importer of record as to the export made, and the importer shall include such export in an application for refund under this paragraph. Upon receipt of the refund, the importer shall make payment to the exporter in the amount of the refund. The procedures for determining the volumes subject to refund shall be those prescribed in § 213.10(e). No petrochemical exports earning a refund of license fee under this clause may earn an allocation pursuant to § 213.10;

. . . . . .

(f) • • •

(2) • • •

(iii) certified copies of documents prepared for the Government of Puerto Rico containing computations of the volumes of materials subject to a tax or other levy in effect after January 31, 1975 on crude oil, unfinished oils, or finished products not shipped to Districts I–V, and calculations based thereon of the amounts owing to Puerto Rico for payment of said tax or other levy, *provided*, that such computations and calculations shall be subject to adjustment based on a determination of their accuracy by the Federal Energy Administration and the Government of Puerto Rico.

. . . . . .

[FR Doc.75–20530 Filed 8–5–75;11:11 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

[Public Notice CM–5/75]

### UNITED STATES NATIONAL COMMITTEE FOR THE PREVENTION OF MARINE POLLUTION

#### Notice of Meeting

The United States National Committee for the Prevention of Marine Pollution, a subcommittee of the Shipping Coordinating Committee, will hold an open meeting at 9:30 a.m. on Thursday, August 28, 1975 in Room 6200 of the Department of Transportation, 400 Seventh Street, SW., Washington, D.C.

The purpose of the meeting is to discuss the agenda for the Fourth Session of the Marine Environment Protection Committee of the Intergovernmental Maritime Consultative Organization and to especially review the following items:

Segregated ballast on existing tankers
Technical assistance in the field of marine pollution
Reception facilities
Oily water separaters and oil discharge control and monitoring equipment
Procedures and arrangements for the discharge of noxious liquid substances
Sewage treatment plants for ships.

Requests for further information on the meeting should be directed to Captain Donald Hintze of the United States Coast Guard. He may be reached by telephone on (area code 202) 426–2280.

The Chairman will entertain comments from the public as time permits.

JOHN P. STEINMETZ,
*Acting Director,*
*Office of Maritime Affairs.*

JULY 31, 1975.

[FR Doc.75–20581 Filed 8–7–75;8:45 am]

## DEPARTMENT OF JUSTICE

### Antitrust Division

### UNITED STATES V. THE WACHOVIA CORPORATION AND AMERICAN CREDIT CORPORATION

#### Proposed Consent Judgment and Competitive Impact Statement

Notice is hereby given pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16 (b) through (h), that a proposed consent judgment and a competitive impact statement as set out below have been filed with the United States District Court for the Western District of North Carolina, Charlotte Division, in Civil Action No. 2656, *United States of America* v. *The Wachovia Corporation and American Credit Corporation.* The complaint in this case alleges that the acquisition of American Credit Corporation by The Wachovia Corporation substantially lessened competition in the markets for various types of financial services in North Carolina. The proposed judgment requires Wachovia to divest all of American Credit, except for the latter's factoring and commercial finance subsidiary, Southeastern Financial Corporation and its carpet and rug manufacturing subsidiary, Virginia Crafts, Inc. The proposed judgment also enjoins Wachovia from acquiring any company for ten years engaged in consumer or automobile finance in North Carolina or commercial finance or factoring in the United States. Public comment is invited on or before October 7, 1975. Such comments and responses thereto will be published in the Federal Register and filed with the Court. Comments should be directed to Mr. Hugh P. Morrison, Jr., Chief, Special Trial Section, Antitrust Division, Department of Justice, Washington, D.C. 20530.

Dated: August 4, 1975.

THOMAS E. KAUPER,
*Assistant Attorney General*
*Antitrust Division.*

United States District Court Western District of North Carolina, Charlotte Division.

United States of America, Plaintiff, *v.* The Wachovia Corporation and American Credit Corporation, Defendants.

Civil Action No. 2656. Filed: August 4, 1975.

STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that:

1. A final judgment in the form hereto attached may be filed and entered by the Court, upon the motion of either party or upon the Court's own motion, at any time after compliance with the requirements of the Antitrust Procedures and Penalties Act, P.L. 93–528, and without further notice to either party or other proceedings, provided that plaintiff has not withdrawn its consent, which it may do at any time before the entry of the proposed final judgment by serving notice thereof on defendant and by filing that notice with the Court.

2. In the event plaintiff withdraws its consent or if the proposed final judgment is not entered pursuant to this stipulation, this stipulation shall be of no effect whatever and the making of this stipulation shall be without prejudice to plaintiff and defendant in this and any other proceeding.

Dated: July 30, 1975.

For Plaintiff: Thomas E. Kauper, Assistant Attorney General; Baddia J. Rashid; Charles F. B. McAleer; Jill Nickerson; Hugh P. Morrison, Jr.; Jules M. Fried; and Peter E. Haile.

For Defendants: James K. Dorsett, Jr., The Wachovia Corp.; James R. Withrow, Jr., Donovan, Leisure, Newton & Irvine.

United States District Court, Western District of North Carolina, Charlotte Division.

United States of America, plaintiff *v.* The Wachovia Corporation and American Credit Corporation, Defendants.

Civil Action No. 2656. Final Judgment. Filed: August 4, 1975.

Plaintiff United States of America, having filed its complaint herein on April 24, 1970 and defendants The Wachovia Corporation and American Credit Corporation having appeared by their attorneys, and plaintiff and the defendants, by their respective attorneys, having consented to the entry of this Final Judgment with out trial or adjudication of any issue of law or fact herein and without this Final Judgment constituting evidence or admission by any party with respect to any issue of law or fact herein;

NOW, THEREFORE, before the taking of any testimony and without trial or adjudication of any issue of fact or law herein, and upon the consent of the parties hereto, it is hereby, ORDERED, ADJUDGED, AND DECREED:

I

This Court has jurisdiction over the subject matter and the parties consenting hereto. The complaint states a claim upon which relief may be granted under Section 7 of the Act of Congress of October 15, 1914 (15 U.S.C. § 18), as amended, commonly known as the Clayton Act.

II

As used in this Final Judgment:

(A) "Wachovia" means defendant The Wachovia Corporation and its subsidiaries;

(B) "American Credit" means defendant American Credit Corporation and all its subsidiaries except Southeastern Financial Corporation and Virginia Crafts, Inc., a manufacturer of tufted carpets and rugs;

(C) "Southeastern Financial" means American Credit's subsidiary Southeastern Financial Corporation.

III

The provisions of this Final Judgment shall apply to Wachovia and American Credit and to their officers, directors, agents, employees, successors and assigns and all other persons in active concert or participation with any of them who receive actual notice of this Final Judgment by personal service or otherwise.

IV

(A) Wachovia is hereby ordered and directed to divest, as a single competitive entity, all of its interest, direct or indirect, in American Credit within two (2) years of the date of entry of this Final Judgment, or submit to the plaintiff thirty (30) days prior to the expiration of such period a plan of divestiture, approved by the Board of Directors of Wachovia, whereby Wachovia will spin-off all of its interest in American Credit to its own shareholders, such spin-off to be completed within six (6) months of the expiration of the two (2) year divestiture period. Should Wachovia require additional time in which to complete such a spin-off, plaintiff shall grant such additional time, as is necessary, upon a showing by Wachovia of a good-faith effort to comply with the requirements of this subsection.

(B) Defendants shall take such action as is necessary for American Credit to sustain itself as a competitive entity in order to insure Wachovia's ability to accomplish divestiture.

(C) Defendants shall submit to plaintiff for approval the details of any proposed plan of divestiture intended to implement the provisions of subsection (A) above. Within thirty (30) days of the receipt of these details, the plaintiff may request supplementary information concerning the plan, which shall be furnished by Wachovia. Following the receipt of any such supplementary information submitted pursuant to plaintiff's last request for such information, plaintiff shall have thirty (30) days in which to object to such plan of divestiture by written notice to Wachovia. If no request for supplementary information is made, said notice of objection shall be given within thirty (30) days of receipt of the originally submitted details of the plan. If plaintiff objects to the proposed plan of divestiture it shall not be consummated unless plaintiff withdraws its objection or the Court gives its approval to the plan. If plaintiff does not object, the plan shall be submitted to the Court for approval.

(D) If the proposed plan of divestiture is contingent upon the approval of the Board of Governors of the Federal Reserve System, the time period set forth in subsection (A) above shall be tolled from the date of application to the Board until such application is approved or denied.

(E) Nothing in this Final Judgment shall prohibit Wachovia from retaining, accepting and enforcing a bona fide lien, mortgage, deed of trust or other form of security interest on the property divested for the purpose of securing full payment of the price at which such property is disposed of or sold.

(F) Should Wachovia regain ownership or control of any property divested pursuant to this Final Judgment Wachovia shall divest such reacquired property in accordance with the provisions of this Final Judgment within one (1) year from the date of such reacquisition.

V

If the requirements of Subsection (A) of Section IV have not been completed within the designated time or such additional time as may be granted pursuant to Section IV(A), the Court shall, if the plaintiff so applies, and after opportunity for the parties to be heard, irrevocably convey to a trustee all of Wachovia's undivested interest in American Credit. The trustee shall have full authority to manage all of Wachovia's interest in American Credit and shall dispose of same with all deliberate speed. The fees and expenses of the trusteeship as are required to accomplish divestiture shall be paid by Wachovia as accrued.

VI

No officer, director, agent or employee of Wachovia shall at the same time be an officer, director, agent or employee of the purchaser of any stock or assets divested pursuant to this Final Judgment.

VII

(A) Wachovia is enjoined and restrained, for a period of ten (10) years from the effective date of this Final Judgment from acquiring all or part of the stock or assets of any company engaged in consumer or automobile finance in the State of North Carolina, or any company engaged in commercial finance or factoring in the United States without the prior consent of plaintiff or if plaintiff does not give its consent, without the approval of the Court.

(B) Nothing in this Final Judgment shall prohibit Wachovia from acquiring, directly or indirectly, all or part of the stock or assets of any state or federally chartered commercial bank or any company engaged primarily in mortgage banking.

(C) Nothing in this Final Judgment shall prohibit Wachovia from acquiring in the ordinary course of business, any property, including commercial paper, or from retaining, accepting and enforcing a bona fide lien, mortgage, deed of trust or other form of security interest on such property.

VIII

Beginning ninety (90) days after the date of entry of this Final Judgment, and continuing every six (6) months during the divestiture period, Wachovia shall furnish a written report to plaintiff setting forth the steps it has taken to accomplish the divestiture required herein.

IX

(A) For the purpose of determining or securing compliance with this Final Judgment and for no other purpose each defendant shall permit, subject to any legally recognized privilege, duly authorized representatives of the Department of Justice, on written request of the Attorney General or the Assistant Attorney General in charge of the Antitrust Division, and on reasonable notice to such defendant's principal office: (1) Access during the regular office hours of such defendant, to inspect and copy any and all books, ledgers, accounts, correspondence, memoranda, and other records and documents in the possession, custody or control of such defendant which relate to any matters contained in this Final Judgment; and (2) Subject to the reasonable convenience of such defendant and without restraint or interference from it, to interview officers or employees of such defendant, who may have counsel present, regarding such matters.

(B) Upon written request of the Attorney General or the Assistant Attorney General in charge of the Antitrust Division, such defendant shall submit such reports in writing, with respect to the matters contained in this Final Judgment, as may from time to time be requested.

No information obtained by the means provided in this Section shall be divulged by any representative of the Department of Justice to any person other than a duly authorized representative of the Executive Branch of the plaintiff except in the course of legal proceedings to which the United States is a party for the purpose of securing compliance with this Final Judgment or as otherwise required by law.

X

Jurisdiction is retained by this Court for the purpose of enabling any of the parties to this Final Judgment to apply to this Court at any time for such further orders and directions as may be necessary or appropriate for the construction or modification of any of the provisions thereof, for the enforcement of compliance therewith, and for the punishment of violations thereof.

Entry of this Final Judgment is in the public interest.

*U.S. District Judge.*

United States District Court, Western District of North Carolina, Charlotte Division.

United States of America, Plaintiff, *v.* The Wachovia Corporation and American Credit Corporation, Defendants.

Civil Action No. 2656.

COMPETITIVE IMPACT STATEMENT

Plaintiff United States of America, by its attorneys, hereby files this Competitive Impact Statement pursuant to Section 2 of the Act of Congress of December 21, 1974 (15 U.S.C. 16), commonly known as the Antitrust Procedures and Penalties Act, relating to the proposed Consent Judgment submitted for entry in this civil antitrust proceeding.

I. NATURE AND PURPOSE OF THE PROCEEDING

On April 24, 1970, plaintiff filed a civil antitrust suit charging that the proposed acquisition of American Credit Company, Inc. ("American Credit") by The Wachovia Corporation ("Wachovia") violated Section 7 of the Clayton Act. The complaint alleged, primarily, that the acquisition would: eliminate actual competition between American Credit and Wachovia in retail automobile finance and other types of financing in North Carolina and markets within North Carolina; and eliminate Wachovia as a potential entrant into consumer lending and factoring, thus substantially reducing the probability of deconcentrating these lines of commerce.

Contemporaneous with the filing of its complaint, plaintiff filed motions for Temporary Restraining Order and Preliminary Injunction to enjoin Wachovia from consummating the above acquisition prior to a determination on the merits. Hearings on plaintiff's Motion for Preliminary Injunction were held from May 13 to May 15, 1970. Judge James B. McMillan denied plaintiff's Motion for Preliminary Injunction and issued an order allowing defendants to consummate the acquisition, but directing that all assets of Wachovia and American Credit be held separate and no action be taken which would impair the ability of Wachovia to accomplish divestiture if plaintiff were ultimately to prevail at trial on the merits.

In December 1970 Congress passed and the President signed into law the Bank Holding Company Act Amendments of 1970 (P.L. #91-607, 84 Stat. 1763). Under the terms of this new statute, Wachovia was required to apply to the Board of Governors of the Federal Reserve System ("Board") for permission to retain the shares of American Credit beyond December 31, 1980. As the Board now also had jurisdiction over the acquisition of American Credit by Wachovia, and a decision of the Board might obviate the need for further litigation, the parties agreed to stay the antitrust action in the District Court pending prompt application to the Board by Wachovia to retain American Credit. On April 18, 1972 the parties filed with the Court a stipulation embodying this agreement, and Wachovia submitted its application to retain American Credit to the Board on November 30, 1972.

The Department of Justice then began the preparation of detailed comments to the Board. On December 6, 1973, however, Wachovia amended its application to the Board, promising to divest all the offices of American Credit located in cities in which Wachovia's principal subsidiary, Wachovia Bank and Trust Company, N.A. ("Wachovia Bank"), maintained branches. Wachovia thus sought to obviate the most obvious anticompetitive effects of the acquisition. On January 17, 1974 the Department of Justice submitted extensive Comments to the Board, providing detailed analysis and documentation fully supporting the proposition that the retention of American Credit by Wachovia would have significantly adverse competitive effects and should be denied. Wachovia subsequently filed reply comments.

On April 25, 1974 Wachovia again amended its application, proposing retention only of Southeastern Financial Corporation ("Southeastern Financial"), American Credit's factoring and commercial finance subsidiary. In effect, Wachovia withdrew its application and reapplied to retain Southeastern Financial, which represented approximately 20 percent of the total assets of American Credit. It undertook to divest the rest of American Credit by December 31, 1978. On June 6, 1974 the Department of Justice wrote a letter to the Board indicating that the new application still presented adverse competitive effects and, under the standards of Section 4(c)(8) of the Bank Holding Company Act, should be denied. Nevertheless, on December 11, 1974 the Board approved Wachovia's application, as amended, to retain Southeastern Financial.

Although the Department submitted comments to the Board opposing Wachovia's retention of Southeastern Financial, it also concluded, after the Board's decision, that the anticompetitive effects resulting from such retention did not constitute a violation of Section 7 of the Clayton Act and also did not warrant appeal from the Board's decision under Section 4(c)(8) of the Bank Holding Company Act.

All submissions to the Board by Wachovia and the Department of Justice, and the Board's opinion approving the acquisition, have been supplied to the Court.

II. EVENTS GIVING RISE TO ALLEGED VIOLATION

Retail automobile finance is the making of loans to individuals for the purpose of purchasing private passenger automobiles and the purchase on a discount basis from dealers of retail installment sales contracts arising from such sales. Consumer finance is generally the making of small installment loans to individuals. Factoring is the purchase of accounts receivable without recourse, while commercial finance includes lending on the security of such accounts.

Wachovia is a one bank holding company organized under the laws of the State of North Carolina and headquartered in Winston-Salem, North Carolina. Wachovia's largest subsidiary is Wachovia Bank, the largest commercial bank in the State of North Carolina. Wachovia Bank has over 165 offices in 65 North Carolina cities and towns and controls over 21 percent of total commercial bank deposits in that State. As part of its commercial banking operations Wachovia provides consumer installment loans, overdraft checking, credit cards and automobile loans.

American Credit is one of the largest diversified nonbank financial institutions in the southeastern United States and the largest finance company headquartered in North Carolina. American Credit provides consumer finance, automobile finance, factoring, leasing, commercial finance and insurance through various subsidiaries. As of December 31, 1972, it was the 16th largest independent finance company in the United States. Its consumer loan division operates over 230 offices in 17 primarily southeastern states, approximately 50 of which are in North Carolina. Its sales finance division operates 82 offices in 8 southeastern states, over 30 of which are in North Carolina. Southeastern Financial provides factoring, commercial finance and leasing services throughout the southeastern United States.

Wachovia and American Credit thus engaged in substantial direct competition in automobile and consumer finance. Wachovia Bank is the second largest automobile lender in North Carolina with 8.9 percent of all registered liens, and American Credit is the sixth largest automobile lender in North Carolina with 6.1 percent of all liens registered in the State. American Credit is the largest motor vehicle lender licensed under the North Carolina Consumer Finance Act with 31 offices in 26 North Carolina cities. Wachovia maintains branches in 13 of these cities. American Credit is also the second largest consumer loan company in North Carolina, and has offices in 19 North Carolina communities where Wachovia Bank has branches.

Southeastern Financial is the second largest factor in North Carolina and the largest commercial finance company headquartered in the Southeast. Wachovia, as the largest commercial banking organization in the Southeast, was considered a significant potential entrant into factoring.

Thus, the acquisition of American Credit by Wachovia would have eliminated direct competition between them in automobile and consumer finance and eliminated Wachovia as a potential entrant in factoring.

III. PROPOSED CONSENT JUDGMENT

The proposed Consent Judgment provides a combination of measures to dispel the anticompetitive effects of this acquisition. First, Wachovia is required to divest all of American Credit except Southeastern Financial and its carpet and rug manufacturing subsidiary, Virginia Crafts, Inc., as a going, viable business within two years of the entry of judgment, or submit to the plaintiff thirty (30) days prior to the expiration of this period a plan of divestiture, approved by the Board of Directors of Wachovia, to spin off American Credit, except Southeastern Financial and Virginia Crafts, Inc., to its shareholders, within six months thereafter. Second, if the required divestiture has not been completed within the appropriate period, under the terms of the Consent Judgment, the plaintiff has the option to apply to the court for the appointment of a trustee to carry out the divestiture at the expense of Wachovia. Third, Wachovia is enjoined for a period of ten years from acquiring, without the consent of the Department of Justice, the stock or assets of any company engaged in consumer or automobile finance in North Carolina or commercial finance or factoring in the United States.

IV. REMEDIES AVAILABLE TO POTENTIAL PRIVATE PLAINTIFFS

This judgment may not be used in private litigation as *prima facie* evidence, pursuant to Section 5(a) of the Clayton Act (15 U.S.C. 16(a)), that the antitrust laws have been violated. However, any persons damaged by the activities of defendants retain the right to sue for money damages and all other legal and equitable remedies, just as if the proposed Consent Judgment had not been entered.

V. PROCEDURES AVAILABLE FOR MODIFICATION OF CONSENT JUDGMENT

This proposed Consent Judgment is subject to a stipulation between the parties that the United States may withdraw its consent to the proposed judgment at any time within 60 days of its filing with the Court. Any person so desiring may submit written comments relating to the proposed judgment for consideration by the plaintiff to Hugh P. Morrison, Jr., United States Department of Justice, Antitrust Division, Washington, D.C. 20530. The Department of Justice will consider all such comments received. Both comments to and responses from the Department of Justice will be published in the FEDERAL REGISTER.

VI. ALTERNATIVES TO PROPOSAL ACTUALLY CONSIDERED BY UNITED STATES

The relief provided in the proposed Consent Judgment fully restores all actual competition between American Credit and Wachovia. The Board's decision, and the Department's decision not to appeal therefrom, relates only to the possible restoration of Wachovia as a potential entrant into factoring through divestiture of Southeastern Financial.

The Department determined that additional relief was not warranted or justified under the antitrust laws. Given the relief provided in the proposed Consent Judgment, which will have a salutary effect on competition in North Carolina in the markets alleged in the Complaint, the proposed Consent Judgment will dissipate the effects of the alleged violation of Section 7, insofar as it relates to actual competition. The Department did not consider, given the fact that detention of Southeastern Financial alone did not constitute a violation of Section 7 of the Clayton Act, trial of the case on the potential competition aspect alone.

No materials and documents of the type described in Section (b) of the Antitrust Procedures and Penalties Act (15 U.S.C. 16 (b)) were considered in formulating this proposed Consent Judgment.

JULES M. FRIED.

PETER E. HALLE.

Attorneys for Plaintiff, Antitrust Division, Department of Justice, Washington, D.C. 20530.

Dated: July 30, 1975.

[FR Doc.75-20527 Filed 8-7-75;8:45 am]





## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

### NATIONAL ADVISORY BOARD FOR WILD FREE-ROAMING HORSES AND BURROS

### Meeting

Notice is hereby given that the National Advisory Board for Wild Free-Roaming Horses and Burros will hold a meeting on September 4 and 5, 1975, in Rock Springs, Wyoming, at the Holiday Inn. The agenda and schedule of activities are outlined below:

September 4—A field trip to view wild horse management problems. The Advisory Board will leave Rock Springs at 7 a.m. and is scheduled to return to Rock Springs at 5 p.m. Individuals from the public wanting to participate in the tour must provide their own transportation and lunch.

September 5—The meeting will be called to order at 8:30 a.m. The first order of business will be the selection of a Chairman and Vice Chairman. Other items on the agenda are: (1) Review of the Advisory Board Charter and role of the Board; (2) report on previous Advisory Board recommendations; (3) status of pending lawsuits; (4) pending legislation; (5) progress in population control measures and enforcement; (6) wild horses under private maintenance; (7) wild horse and burro public information and education; (8) comments from the public; and (9) Advisory Board discussion and recommendations.

The meeting will be open to the public. Time has been set aside from 2 to 3 p.m., September 5, for brief statements by members of the public. Those persons wishing to make an oral statement must inform the Director (330), Bureau of Land Management, in writing prior to the meeting of the Board. One written copy of all oral statements identifying the author is desired to provide a record for the minutes. Any interested person may file a written statement with the Board for its consideration. Written statements may be submitted at the meeting or mailed to the Director (330), Bureau of Land Management, Washington, D.C. 20240.

Additional details can be obtained by contacting the Office of Public Affairs,

Bureau of Land Management, Joseph C. O'Mahoney Federal Center, 2120 Capitol Avenue, P.O. Box 1828, Cheyenne, Wyoming 82001.

Minutes of the meeting will be available for public inspection 60 days after the meeting at the Office of the Director (330), Bureau of Land Management, Interior Building, Washington, D.C. 20240.

GEORGE L. TURCOTT,
*Associate Director.*

AUGUST 1, 1975.

[FR Doc.75-20580 Filed 8-7-75;8:45 am]

## National Park Service

### ROCKY MOUNTAIN REGIONAL ADVISORY COMMITTEE

#### Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Rocky Mountain Regional Advisory Committee will be held September 10–12, 1975, at Glacier National Park, Montana. The business session will convene at 10:30 a.m. on September 11 and 9 a.m. on September 12, at the West Glacier Conference Hall with an onsite inspection of park facilities on September 10.

The purpose of the Rocky Mountain Regional Advisory Committee is to provide for the free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of advice or other counsel from members of the public on problems and programs pertinent to the Rocky Mountain Region of the National Park Service.

The members of the Advisory Committee are as follows:

Dr. John D. Hunt, Logan, Utah (Chairman).
Mr. Samuel J. Taylor, Moab, Utah.
Mr. William W. Robinson, Denver, Colorado.
Mr. Ralph M. Clark, Denver, Colorado.
Mr. Hoadley Dean, Rapid City, South Dakota.
Mrs. Harold (Alice) Frysile, Bozeman, Montana.
Mr. D. C. "Del" Shipman, Watford City, North Dakota
Mr. Jack Rosenthal, Casper, Wyoming
Mr. Vince R. Lee, Wilson, Wyoming

The matters to be discussed at this meeting include:

1. Affect of coal developments in British Columbia on Glacier National Park.
2. Affect of airborne fluoride pollution on Glacier National Park.
3. Clearing of U.S.-Canadian border in Glacier National Park.
4. State-Federal jurisdiction over U.S. Highway 2 in Glacier National Park.
5. Status of private inholdings in Glacier National Park.
6. Elk Management Program, Yellowstone National Park.
7. Blackfeet Indian activities in and adjacent to Glacier National Park.
8. National Park Service Planning Processes and Public Involvement.

The meetings will be open to the public. Any member of the public may file with the committee a written statement concerning the matters to be formally discussed by the committee on September 11–12.

Persons wishing further information concerning this meeting, or who wish to submit written statements, may contact Committee Manager Forrest Benson, Rocky Mountain Regional Office, National Park Service, Denver, Colorado 80225. Telephone 303–234–4943. Minutes of the meeting will be available for public inspection approximately 4 weeks after the meeting at the Rocky Mountain Regional Office, 655 Parfet Street, Denver, Colorado 80225.

Dated: July 23, 1975.

HAROLD P. DANZ,
*Acting Regional Director,*
*Rocky Mountain Region.*

[FR Doc.75-20512 Filed 8-7-75;8:45 am]

### LAKE MEAD NATIONAL RECREATION AREA, OVERTON BEACH DEVELOPMENT CONCEPT PLAN

#### Notice of Intent

Notice is hereby given that the National Park Service will hold three public workshops in September to provide for public involvement and citizen participation in the first phase of the development concept planning process for the Overton Beach Area of Lake Mead National Recreation Area.

The workshops will be held in Overton, Nevada, Sept. 10, in the Overton Community Center, at 7:30 p.m.; in Las Vegas, Nevada, Sept. 12, in the multipurpose room of Orr Junior High School, at Katie and Twain, at 7:30 p.m., and at Overton Beach, Lake Mead National Recreation Area, Sept. 13, in the Overton Beach Resort restaurant, at 7:30 p.m.

The purpose of these workshops is to provide for wide public involvement, including ideas, suggestions, and comments from individuals and organizations on the formation of Overton Beach Development Concept Planning Alternatives.

It is the intention of the National Park Service, when the Development Concept Planning Alternatives are completed, to make them available to the public for further review.

Anyone wanting information on the National Park Service planning process, or wishing to submit comments on the uses of Overton Beach may write to the Superintendent, Lake Mead National Recreation Area, 601 Nevada Highway, Boulder City, Nevada 89005.

Dated: July 28, 1975.

JOHN H. DAVIS,
*Acting Regional Director, Western Region, National Park Service.*

[FR Doc.75-70806 Filed 8-7-195;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Rural Electrification Administration

### COOSA VALLEY TELEPHONE CO., PELL CITY, ALABAMA

#### Proposed Loan Guarantee

Under the authority of Pub. L. 93–32 (87 Stat. 65) and in conformance with applicable agency policies and procedures as set forth in REA Bulletin 320–22, "Guarantee of Loans for Telephone Facilities," dated February 4, 1975, published in proposed form in the FEDERAL REGISTER, September 16, 1974, (Vol. 39 No. 180, pages 33228–33229) notice is hereby given that the Administrator of REA will consider providing a guarantee supported by the full faith and credit of the United States of America for a loan in the approximate amount of $2,853,000 to Coosa Valley Telephone Company. The loan funds will be used to finance the construction of facilities to extend telephone service to new subscribers, and improve telephone service for existing subscribers.

Legally organized lending agencies capable of making, holding and servicing the loan proposed to be guaranteed may obtain information and details of the proposed project from Mrs. Jean S. Brandli, President, Coosa Valley Telephone Company, Box 628, Pell City, Alabama 35125.

To assure consideration, proposals must be submitted on or before September 8, 1975, to Mrs. Brandli. The right is reserved to give such consideration and make such evaluation or other disposition of all proposals received, as the Coosa Valley Telephone Company and REA deem appropriate.

Prospective lenders are advised that financing for this project is available from the Federal Financing Bank under a standing loan commitment agreement with the Rural Electrification Administration.

Copies of REA Bulletin 320–22 are available from the Director, Information Services Division, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Dated at Washington, D.C., this 31st day of July, 1975.

DAVID A. HAMIL,
*Administrator,*
*Rural Electrification Administration.*

[FR Doc.75-20541 Filed 8-7-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Maritime Administration

### U.S. FLAG MERCHANT VESSEL LOCATOR FILING SYSTEM (USMER)

#### Notice of Establishment

Pursuant to the authority vested in the Secretary of Commerce under Section 212 (A) of the Merchant Marine Act of 1936, as amended, and delegated to me by the Secretary under Department Organization Order 10–8 of June 19, 1972, this notice announces the establishment of a vessel movement reporting system to be called U.S. Flag Merchant Vessel Locator Filing System (USMER) for U.S. merchant ships engaged in the foreign commerce of the United States. The purpose of USMER is to keep national agencies and certain military authorities informed concerning arrivals, departures and at-sea locations of U.S. flag merchant vessels throughout the world. The USMER system will become effective November 1, 1975, and all U.S. flag merchant vessels of 1,000 gross registered tons or over engaged in U.S. foreign commerce departing United States





ports on or after that date shall comply with the provisions of the system. Ships operating under control of the Military Sealift Command (MSC) will not be required to submit USMER reports. This system has been successfully tested with selected U.S. flag merchant vessels for a period of ten months. The system will be published in H.O. Pub. 117 A and B and will be maintained through Notice to Mariners published by the Defense Mapping Agency Hydrographic Center.

Pamphlets have been prepared by the Maritime Administration describing the workings of the USMER program. Every effort will be made by the Maritime Administration to distribute these pamphlets to all U.S. flag steamship operators, along with message format forms (MA–797). U.S. vessel operators that do not receive the USMER data are requested to contact the Maritime Administration through its Regional Offices in New York, New Orleans, San Francisco or its Office of Domestic Shipping, Division of Ship Management, in Washington, D.C. The addresses and phone numbers are as follows:

NEW YORK

Maritime Administration
Eastern Region
Region Ship Management Officer
26 Federal Plaza
New York, New York 10007
(Tel. No. (202) 264–1314)

NEW ORLEANS

Maritime Administration
Central Region
Region Ship Management Officer
701 Loyola Avenue
New Orleans, Louisiana 70152
(Tel. No. (504) 589–6562)

SAN FRANCISCO

Maritime Administration
Western Region
Region Ship Management Officer
450 Golden Gate Avenue, Box 36073
San Francisco, California 94102
(Tel. No. (415) 556–5621)

WASHINGTON, D.C.

Maritime Administration
Office of Domestic Shipping
Division of Ship Management
Washington, D.C. 20230
(Tel. No. (202) 967–5479)

By order of the Assistant Secretary for Maritime Affairs.

Dated: June 17, 1975.

JAMES S. DAWSON, Jr.,
*Secretary.*

[FR Doc.75-20590 Filed 8-7-75;8:45 am]

### National Oceanic and Atmospheric Administration

### ENVIRONMENTAL DATA SERVICE

#### Availability of Marine Seismic Reflection Data

As part of a program by the U.S. Geological Survey to gain a better understanding of the general geologic framework of the Continental Shelf, Slope, and Rise and its relationship to onshore geology and to help assess the petroleum potential of the Continental Margin, a number of multichannel common depth point (CDP) seismic reflection lines will be collected from the Atlantic, Pacific, and Alaskan coastal areas over the next several years. The National Geophysical and Solar-Terrestrial Data Center of NOAA will serve as the agency to make these data available for general use as they are released by the USGS. This is to announce the availability of the ditigal tapes containing the data for the first three survey lines.

These are the demultiplexed digital tapes for multichannel common depth point (CDP) seismic reflection measurements for three survey lines totaling 578 nautical miles on the Atlantic continental margin. They were recorded and processed by Digicon, Inc., Houston, Texas, for the USGS in August 1973. The survey lines trend generally northwest-southeast. The northernmost line extends across Georges Bank off the New England coast; the second line extends outward from the New Jersey coast; and the third and southernmost line extends off the Delmarva Peninsula.

The field tapes have been demultiplexed and are available in SEG–Y format, 800 bpi, on 9-track magnetic tape. There are 78 tapes for line 1, 52 for line 2, and 82 for line 3 for a total of 212 tapes.

Address all inquiries to National Geophysical and Solar-Terrestrial Data Center, Code D62, EDS/NOAA, Boulder, Colorado 80302. Phone—(303) 499–1000 ext. 6521.

Dated: August 4, 1975.

T. P. GLEITER,
*Assistant Administrator for Administration.*

[FR Doc.75-20578 Filed 8-7-75;8:45 am]

### National Oceanic and Atmospheric Administration

### COASTAL ZONE MANAGEMENT ADVISORY COMMITTEE

#### Notice of Public Meeting

Pursuant to Section 10(a)(2) of 5 U.S.C. App. I (Supp. II, 1972), notice is hereby given of the meeting of the Coastal Zone Management Advisory Committee (the "Committee") on Thursday and Friday, September 11 and 12, 1975. The meeting will commence at 9:00 a.m. on each day at the Pierre Suite, L'Enfant Plaza Hotel, 480 L'Enfant Plaza East SW., Washington, D.C. 20024, off Independence Avenue.

The meeting will be open to public observation and approximately 75–100 seats will be available. Interested persons are invited to attend and participate in the meeting, subject to the procedures which follow. From approximately 11:25 a.m. until 12:00 noon on September 11, interested persons will be permitted to make oral statements to the Committee which are relevant to topics on the agenda. Depending on the level of interest expressed in making oral statements, the number of persons permitted to make oral statements that day may be limited to five, the length of oral statements may be limited to no more than five minutes, and preference may be given based upon the relevance of statements to items on the agenda; such decisions will be made by the Chairman in consultation with the Committee. Interested persons wishing to make oral statements must register on September 11 with the Executive Secretary between 8:30 a.m. and 9 a.m. in the meeting room and must provide their topic(s). A written version of an oral statement or a written statement may be submitted to the Executive Secretary before or after the meeting, or may be mailed within five days to: Office of Coastal Zone Management, National Oceanic and Atmospheric Administration, 3300 Whitehaven Street NW., Washington, D.C. 20235 (Attn: Richard J. Keating, Executive Secretary, CZM Advisory Committee). All statements received in typewritten form will be distributed to the Committee for consideration with the minutes of the meeting. Inquiries may be directed to Richard Keating at 634–4245.

Copies of the minutes will be available on request approximately 30 days after the meeting.

The items for Committee discussion at the meeting will include the following:

SEPTEMBER 11

| | |
|---|---|
| 9:00 a.m. | Call to Order and Announcements. |
| 9:30 a.m. | Legislative Overview/Senate Side. |
| 10:00 a.m. | Legislative Overview House Side. |
| 10:30 a.m. | Brief Recess. |
| 10:45 a.m. | Relationship of Advisory Committees to Coastal Zone Management. |
| 11:25 a.m. | Oral Statements (if any) by Interested Persons. |
| 12:00 noon | Recess for Lunch. |
| 1:30 p.m. | Implementation of a Coastal Impact Fund. |
| 2:15 p.m. | Committee Discussion of Above Topic. |
| 3:15 p.m. | Brief Recess. |
| 3:30 p.m. | Reserved for Additional Discussion. |
| 4:30 p.m. | Adjourn. |

SEPTEMBER 12

| | |
|---|---|
| 9:00 a.m. | Call to Order. |
| 9:15 a.m. | Status Report on State Management Program Approval. |
| 10:30 a.m. | Brief Recess. |
| 10:45 a.m. | Status Report on Administration of Plan for Extended Fisheries Jurisdiction and its Relationship to Coastal Zone Management. |
| 12:00 noon | Recess for Lunch. |
| 1:30 p.m. | Relationship of Coastal Zone Management to the Corps of Engineers and Environmental Protection Agency Permitting Systems. |
| 3:15 p.m. | Brief Recess. |
| 3:30 p.m. | Consideration of Agenda, Time, and Place of next meeting. |
| 4:30 p.m. | Adjourn. |

Dated: August 4, 1975.

THEODORE P. GLEITER,
*Assistant Administrator for Administration, National Oceanic and Atmospheric Administration.*

[FR Doc.75-20801 Filed 8-7-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Alcohol, Drug Abuse, and Mental Health Administration

### NATIONAL ADVISORY MENTAL HEALTH COUNCIL

#### Notice of Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), announcement is made of the following National Advisory body scheduled to assemble during the month of September 1975:

NATIONAL ADVISORY MENTAL HEALTH COUNCIL:

September 16–18—OPEN.
September 16–17; 9:30 a.m.
Conference Room G and H, Parklawn Bldg., Rockville, Md.
September 18; 9:00 a.m.
Forum Room, Shoreham Americana Hotel, 2500 Calvert St., N.W., Wash., D.C.
Contact Dr. Thomas F. A. Plaut, Room 17-99, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md. 20852, 301-443-3675.

Purpose. The National Advisory Mental Health Council advises the Secretary, Department of Health, Education, and Welfare, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, and the Director, National Institute of Mental Health, regarding the policies and programs of the Department in the field of mental health. The Council reviews applications for grants-in-aid relating to research, training, and services in the field of mental health and makes recommendations to the Secretary with respect to approval of applications for, and the amount of, these grants.

Agenda. September 16–18 marks the 100th meeting of the National Advisory Mental Health Council. The three-day meeting will include discussion of the activities of the Council since its first meeting in 1946, and will be open to the public. On Tuesday, September 16th and Wednesday, September 17th, there will be a two-day policy session. Discussion will include administrative, legislative, and program developments. On Thursday, September 18th, there will be a scientific session which will review progress made in the treatment of and research on depression and schizophrenia.

Please note that the meetings on September 16th and 17th will be held in Conference Room G and H, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland, and that the meeting on September 18th will be held in the Forum Room, Shoreham Americana Hotel, 2500 Calvert Street, N.W., Washington, D.C.

Attendance by the public will be limited to space available.

Substantive information may be obtained from the contact person listed above.

The NIMH Information Officer who will furnish summaries of the meeting and rosters of the committee members is Mr. Edwin Long, Deputy Director, Division of Scientific and Technical Information, National Institute of Mental Health, Room 15-105, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852, telephone: Area Code 301/443-3600.

Dated: August 1, 1975.

CAROLYN T. EVANS,
*Committee Management Officer, Alcohol, Drug Abuse, and Mental Health Administration.*

[FR Doc.75-20577 Filed 8-7-75;8:45 am]

### Office of the Assistant Secretary for Planning and Evaluation

[Contract No. HEW—100-76-0003]

#### The Identification of Rehabilitation Cost Systems and Models

#### Notice of Contract Award

Pursuant to Section 606 of the Community Services Act of 1974, (Pub. L. 93-644) 42 USC 2946, this agency announces the award of Contract No. HEW—100-76-0003 to Messer Associates, Inc., 3555 Sixteenth Street, Suite 706, Silver Spring, Maryland 20910 for a research project entitled, "The Identification of Rehabilitation Cost Systems and Models." The purpose of this project is to identify and evaluate existing cost information systems and cost estimation models of rehabilitation services which are being used by State rehabilitation agencies. The cost of this contract is $83,429 and the intended completion date is July 12, 1976.

Dated: August 4, 1975.

WILLIAM A. MARILL,
*Assistant Secretary for Planning and Evaluation.*

[FR Doc.75-20539 Filed 8-7-75;8:45 am]

### Food and Drug Administration

[Docket No. 75N-0140]

### CURRENT GOOD MANUFACTURING PRACTICE FOR MEDICAL DEVICES

#### Notice of Availability of Draft Regulations

The Food and Drug Administration has, since December 1973, been involved in the development of regulations concerning good manufacturing practices (GMP's) for medical devices. As a result of this effort, a preliminary draft of device GMP's has been prepared for inclusion in Subchapter H of Title 21 of the Code of Federal Regulations. Because such regulations are of broad interest and concern, the Commissioner has concluded that it is in the interest of the public, the industry, and the agency to make them available in draft form for comment and review before publishing a proposal in the FEDERAL REGISTER on device GMP regulations. Accordingly, this draft document is on display in the office of the Hearing Clerk, Rm. 4-65, Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852, and may be seen during working hours, Monday through Friday. In addition, copies will be supplied to all interested parties as long as the supply lasts.

An enormous variety of medical devices are available to the general public and health professions; manufacturing processes for such devices vary significantly. The Food and Drug Administration has therefore developed a GMP format that will include requirements applicable to all device manufacturers and, at the same time, permit the flexibility necessary to reflect differences among products. The draft document on display is an "umbrella" GMP regulation that provides only minimum standards to be used as the starting point for the manufacture of all medical devices.

Further refinements of the umbrella GMP regulation will be grouped under two general headings: One, GMP's for specific products or classes, e.g., pacemakers, eyeglasses, etc., will contain standards that will apply only to either generic products or individual classes of products. The second, GMP's for specific characteristics or processes, e.g., plastics, electrical properties, etc., will contain standards for certain cross-product or cross-class characteristics or processes.

Since the umbrella GMP document is currently being reviewed within the Food and Drug Administration, the draft does not represent the final agency position on this matter. Parts of this document are recognized to be incomplete and many of the terms and concepts used require clarification. The Commissioner is particularly interested in comments from the public on such terms or concepts as:

1. Critical component.
2. Critical operation.
3. Small firm.
4. Mass-produced product.
5. Limited production product.
6. Reserve sampling concepts.
7. Component and material assurance concepts.
8. Reprocessing procedures.
9. Packaging and containers procedures and concepts.
10. Returned and reworked goods procedures.

The Commissioner is also interested in obtaining comments and information on specific products, classes, characteristics, or processes that are of concern to any interested party. In addition to general comments and recommendations, respondents are encouraged to suggest the text for provisions of a proposed regulation. Provisions recommended for inclusion should be submitted in the exact wording proposed for the regulation and supported by reasons and background data sufficient to establish a scientific, technical, and public health basis for the recommendation.

Interested parties are invited to participate in the final development of good manufacturing practice regulations for medical devices by submitting data, views, or comments concerning the subject matter of the draft on display, as well as suggestions for additional items for inclusion therein.

Communications concerning the draft GMP document, as well as requests for copies, should be forwarded in writing to Thomas E. Hubbard, Bureau of Medical Devices and Diagnostic Products, 5600 Fishers Lane, HFK-100, Rockville, Maryland 20852. Comments should be submitted no later than October 7, 1975.

Dated: August 5, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-20859 Filed 8-7-75;8:45 am]





### Food and Drug Administration

[Docket No. 75N-0127]

### PFIZER, INC.

#### Phenothiazine Drench With Lead Arsenate; Withdrawal of Approval of New Animal Drug Application

The Commissioner of Food and Drugs is withdrawing an approved new animal drug application for phenothiazine drench with lead arsenate, effective August 8, 1975.

Under the Federal Food, Drug, and Cosmetic Act (sec. 512(e), 82 Stat. 345-347 (21 U.S.C. 360b(e))) and under authority delegated to the Commissioner (21 CFR § 2.120), the following notice is issued:

Pfizer, Inc., 235 East 42nd St., New York, NY 10017, holder of approved new animal drug application (NADA No. 6-211V) for phenothiazine drench with lead arsenate, has requested by letter dated May 21, 1975, that approval of the NADA be withdrawn and has waived the opportunity for a hearing. The NADA, which was approved May 23, 1947, provides for use of the drug to eliminate certain worm infestations in sheep and goats.

Based on a reevaluation of the NADA by the Food and Drug Administration, the firm was requested to submit information about manufacturing and controls used, revised labeling, and data to establish the absence of residues of the drug in the edible tissues of food-producing animals or the safety for human consumption of any such residues that may be present. In lieu of submitting the requested information and because these drug products are no longer made or distributed, the firm has requested withdrawal of approval of the NADA and has waived its opportunity for a hearing.

Therefore, under § 514.115 *Withdrawal of approval of applications* (21 CFR § 514.115) (formerly § 135.28 prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)), notice is given that approval of NADA No. 6-211V and all supplements and amendments thereto for phenothiazine drench with lead arsenate is hereby withdrawn, effective August 8, 1975.

Dated: August 4, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-20533 Filed 8-7-75;8:45 am]

### HEALTH RESOURCES ADMINISTRATION

#### Meetings

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), announcement is made of the following National Advisory bodies scheduled to assemble during the month of September 1975:

Name: Health Services Developmental Grants Study Section.

Date and time: September 8, 1975, 8:00 p.m.

Place: Maryland Room, Holiday Inn of Bethesda, 8120 Wisconsin Avenue, Bethesda, Maryland.

Date and time: September 9–10, 1975, 8:30 a.m.

Place: Conference Room F, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland.

Open on September 8, 1975.

Closed for remainder of meeting.

Purpose: The Study Section is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Center for Health Services Research.

Agenda: The Study Section, during the open session on September 8, will review the Administrative Report, Minutes, establish future meeting dates and discuss other related general matters. The Study Section will be closed to the public on September 9 and 10 for the review of research grant applications for Federal assistance, and will not be open to the public in accordance with the provisions set forth in section 552(b)(4), (5), and (6), Title 5, U.S. Code and the Determination by the Administrator, Health Resources Administration, pursuant to Public Law 92-463.

Anyone wishing to obtain a roster or other relevant information should contact Mr. David McFall, Parklawn Building, Room 15-29, 5600 Fishers Lane, Rockville, Maryland, Telephone (301) 443-2930.

Name: Health Services Research Study Section.

Date and time: September 17–19, 1975, 9:00 a.m.

Place: Conference Room F, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland.

Open on September 17, 9:00 a.m.–10:00 a.m.

Closed remainder of meeting.

Purpose: The Study Section is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Center for Health Services Research.

Agenda: The open session of the meeting on September 17 will be devoted to a business meeting covering administrative matters and reports. During the closed session, the Study Section will be reviewing research grant applications for Federal assistance, and will not be open to the public in accordance with the provisions set forth in section 552(b)(4), (5), and (6), Title 5, U.S. Code and the Determination by the Administrator, Health Resources Administration, pursuant to Public Law 92-463.

Anyone wishing to obtain a roster or other relevant information should contact Mr. Michael Enright, Parklawn Building, Room 15-19, 5600 Fishers Lane, Rockville, Maryland, Telephone (301) 443-2920.

Name: Nursing Research and Education Advisory Committee.

Date and time: September 18–19, 1975, 9:00 a.m.

Place: Conference Room B108, Federal Building, 7550 Wisconsin Avenue, Bethesda, Maryland.

Open on September 18, 9:00 a.m.–10:00 a.m.

Closed remainder of meeting.

Purpose: The Committee is charged with the initial review of all research grant applications in all areas of nursing education and practice, including studies of extended professional roles, model curricula, clinical investigations, historical research, and institutional research development and with surveying the status of research in nursing education and practice.

Agenda: During the open portion of the meeting, agenda items include administrative and staff reports. During the closed session, the Committee will be reviewing research grant applications for Federal assistance, and will not be open to the public, in accordance with the provisions set forth in section 552(b)(4), (5), and (6), U.S. Code and the Determination by the Administrator, Health Resources Administration, pursuant to Public Law 92-463.

Anyone wishing to obtain a roster or other relevant information should contact Dr. Doris Bloch, Room 6A-14, Federal Building, 9000 Rockville Pike, Bethesda, Maryland, Telephone (301) 496-6955.

Name: Health Care Technology Study Section.

Date and time: September 22–23, 1975, 9:00 a.m.

Place: Conference Room G, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland.

Open on September 22, 9:00 a.m.–10:00 a.m.

Closed remainder of meeting.

Purpose: The Study Section is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Center for Health Services Research.

Agenda: The open session of the meeting on September 22 will be devoted to a business meeting covering administrative matters and reports. During the closed session, the Study Section will be reviewing research grant applications for Federal assistance, and will not be open to the public in accordance with the provisions set forth in section 552(b)(4), (5), and (6), Title 5 U.S. Code and the Determination by the Administrator, Health Resources Administration, pursuant to Public Law 92-463.

Anyone wishing to obtain a roster or other relevant information should contact Mr. Jonathan Bromberg, Parklawn Building, Room 15-19, 5600 Fishers Lane, Rockville, Maryland, Telephone (301) 443-2920.

Dated: July 30, 1975.

JAMES A. WALSH,
*Associate Administrator for Operations and Management.*

[FR Doc.75-20543 Filed 8-7-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

### HIGHWAY SAFETY PROGRAM

### Amendment of Qualified Products List of Evidential Breath Measurement Devices

**● The purpose of this notice is to amend the Qualified Products List, issued November 21, 1974 (39 FR 41399), of devices which have been found to qualify under the Standard for Devices to Measure Breath Alcohol and which therefore may be purchased with Federal funds under the Highway Safety Act, Pub. L. 89–564, 80 Stat. 731, 23 U.S.C. 402, 403. ●**

In accordance with the Breath Measurement Standard, semi-annual testing of devices was conducted during February and March 1975. At this testing two devices not on the initial list, the Alco-Analyzer Model 1000 and the Gas Chromatograph Intoximeter Mark IV, met all performance requirements, excluding those for Mobile Evidential Breath Testers. To reflect this, the Qualified Products List has been amended and is now constituted as follows:

The qualified products meeting all performance requirements, including those for Mobile Evidential Breath Testers, are as follows, listed alphabetically by manufacturer:

*Device and Manufacturer*

1. Alco-limiter—Energetics Science, Inc., New York, New York.
2. Mark II Gas Chromatograph—Intoximeters, Inc., St. Louis, Missouri.
3. Intoxilyzer Model 4011—Omicron Systems Corp., Palo Alto, California.
4. Breathalyzer Models 900A, 1000—Smith & Wesson Electronics Co., Eatontown, New Jersey.
5. Roadside Breath Tester—U.S. Dept. of Transportation, Washington, D.C.

The qualified products meeting all performance requirements, excluding those for Mobile Evidential Breath Testers, are as follows, listed alphabetically by manufacturer:

*Device and Manufacturer*

1. Alco-Analyzer Model 1000—Luckey Laboratories, Inc., San Bernadino, California.
2. Alco-Tester Model 500—Decatur Electronics, Decatur, Illinois.
3. Gas Chromatograph Intoximeter Mark IV—Intoximeters, Inc., St. Louis, Missouri.
4. Photo-Electronics Intoximeter—Intoximeters, Inc., St. Louis, Missouri.

(23 U.S.C. 402, 403)

Issued on August 5, 1975.

FRED W. VETTER, JR.,
*Associate Administrator,*
*Traffic Safety Programs.*

[FR Doc.75-20592 Filed 8-7-75;8:45 am]

## ACTION

### NATIONAL VOLUNTARY SERVICE ADVISORY COUNCIL

### Notice of Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), announcement is made of the following Council meeting:

Name: National Voluntary Service Advisory Council.
Date: September 11 and 12, 1975.
Place: ACTION, 806 Connecticut Avenue, NW., Washington, D.C. Room 522.
Time: 9 a.m.

Purpose of the meeting: to discuss the work of each of the Council's committees and to continue preparations for the Annual Report of the Advisory Council.

Meeting of the Advisory Council is open to the public. Public attendance depending on available space, may be limited to those persons who have notified the Advisory Council Executive Officer in writing at least five days prior to the meeting, of their intention to attend the meeting.

Any member of the public may file a written statement with the Council before, during or after the meeting. To the extent that time permits, the Council Executive Officer may allow public presentation of oral statements at the meeting.

All communications regarding this Advisory Council should be addressed to Ms. Elizabeth Allemang, Advisory Council Executive Officer, 806 Connecticut Avenue, NW., Washington, D.C. 20525.

ELIZABETH L. ALLEMANG,
*Staff Assistant,*
*Office of the Director.*

[FR Doc.75-20540 Filed 8-7-75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket 27813; Agreement C.A.B. 25282; Order 75-8-11]

### INTERNATIONAL AIR TRANSPORT ASSOCIATION

### Currency Agreement

AUGUST 5, 1975.

Issued under delegated authority.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers, and other carriers embodied in the resolutions of the Traffic Conferences of the International Air Transport Association (IATA). The agreement was adopted by mail vote for effectiveness September 1, 1975.

The agreement would amend the language of existing Resolution 021LL—Special Rules for Currency Adjustments (Cargo Rates)—by amending the references to specific existing currency-related surcharge or discount resolutions, to make such changes applicable to all currency resolutions.

Pursuant to authority duly delegated by the Board in the Board's Regulations, 14 CFR 385.14, it is not found that Resolutions 100(Mail 979)021LL, 200(Mail 252)021LL and 300(Mail 450)021LL, incorporated in Agreement C.A.B. 25282, are adverse to the public interest or in violation of the Act.

*Accordingly, it is ordered*, That:

Agreement C.A.B. 25282 be and hereby is approved.

Persons entitled to petition the Board for review of this order, pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period, unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20569 Filed 8-7-75;8:45 am]

## COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

### PROCUREMENT LIST 1975

### Proposed Additions

Notice is hereby given pursuant to Section 2(a)(2) of Public Law 92–28; 85 Stat. 79, of the proposed addition of the following commodities and service to Procurement List 1975, November 12, 1974 (39 F.R. 39964).

CLASS 6532

Dress, Operating, Surgical:

6532–00–149–0464
6532–00–149–0465
6532–00–149–0466
6532–00–149–0467
6532–00–149–0472
6532–00–149–0473

CLASS 7220

Mat, Floor:

7220–00–205–3192
7220–00–205–3182

CLASS 7240

Garbage Can Holders:

7240–00–082–6174
7240–00–082–6626

INDUSTRIAL CLASS 7641

Repair of Metal Furniture, Seattle, Washington plus 30-mile radius.
Repair of Metal Furniture, Tacoma-Auburn, Washington plus 30-mile radius including McChord Air Force Base and Fort Lewis.

Comments and views regarding these proposed additions may be filed wth the Committee not later than 30 days after the date of this FEDERAL REGISTER. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

This notice is automatically cancelled February 8, 1976.

By the Committee.

C. W. FLETCHER,
*Executive Director.*

[FR Doc.75-20549 Filed 8-7-75;8:45 am]





### Addition to Procurement List

Notice of proposed addition to Procurement List 1975, November 12, 1974 (39 FR 39964) was published in the FEDERAL REGISTER on April 11, 1975 (40 FR 16357).

Pursuant to the above notice the following service is added to the Procurement List:

INDUSTRIAL CLASS 7699

| | |
|---|---|
| Repair and maintenance of electric and manual typewriters for following locations: | *List of prices available from GSA, PRD, region 5* |
| U.S. Federal Office Bldg., Milwaukee, Wisc. (JO) | |
| U.S. Customs, Milwaukee, Wisc. (JO) | $-------- |
| U.S. Post Office, Milwaukee, Wisc. (JO) | -------- |
| | -------- |

By the Committee.

C. W. FLETCHER,
*Executive Director.*

[FR Doc.75-20550 Filed 8-7-75;8:45 am]

## COUNCIL ON ENVIRONMENTAL QUALITY

### ENVIRONMENTAL IMPACT STATEMENTS

### Availability

Environmental impact statements received by the Council on Environmental Quality from July 28, 1975 through August 1, 1975. The date of receipt for each statement is noted in the statement summary. Under Council Guidelines the *minimum* period for public review and comment on draft environmental impact statements in forty-five (45) days from this FEDERAL REGISTER notice of availability. (September 22, 1975) The thirty (30) day period for each final statement begins on the day the statement is made available to the Council and to commenting parties.

Copies of individual statements are available for review from the originating agency. Back copies will also be available at cost from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fowden G. Maxwell, Coordinator of Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 359–A, Washington, D.C. 20250, 202–447–3965.

ANIMAL AND PLANT HEALTH INSPEC. SERVICE

*Draft*

Trial Boll Weevil Eradication Program, Virginia, North Carolina, and South Carolina, July 29: The proposed action is to conduct a 3-year trial-boll weevil eradication program on aproximately 500,000 acres of cotton in Virginia, North Carolina, and South Carolina to determine if the technical and operational requirements for eradication can be executed successfully in a large scale operational program. The population suppression technology that will be utilized in the trial program involves the integration of chemical, biological, and cultural control measures in a precisely timed program. The statement indicated no excessive or irreversible impact on the environment. (ELR Order No. 51118.)

FOREST SERVICE

*Draft*

Petty Mountain Unit, Lolo National Forest, Missoula County, Mont., July 28: The proposed action is the implementation of a revised Multiple Use Plan for the 73,248 acre Petty Mountain Planning Unit of Lolo National Forest. The primary environmental effects involve the modification of natural conditions on 20,581 acres that are presently roadless or essentially roadless. (ELR Order No. 51114.)

*Final*

Landmark Planning Unit, Boise National Forest, Valley County, Idaho, July 28: The statement concerns the land use plan for Landmark Planning Unit, Boise National Forest. The unit's 155,830 acres will be divided into management areas for protection use, and development. Recreation opportunities will receive minor modification, with dispersed opportunities restricted somewhat and opportunities at developed sites enhanced. Comments made by: DOC, DOI, EPA, HUD, AHP, and State and local agencies and concerned citizens. (ELR Order No. 51100.)

Beaver Creek Unit, Daniel Boone National Forest, McCreary and Pulaski Counties, Ky., July 28: Proposed is a 10 year management plan for the 16,474 acre Beaver Creek Unit of the Daniel Boone National Forest. The Unit would be managed for water, wildlife, recreation, and timber resources; 500 acres would be designated as wilderness. Timber management will result in disturbance to soil, water, and veretative cover. Comment made by: TVA, USDA, DOI, EPA, and State and local agencies and individuals. (ELR Order No. 51116.)

Timber Plan, Bighorn National Forest, several counties, Wyo., July 30: The statement refers to a proposed timber plan for the Bighorn National Forest. Over the next ten year period, 68,300 acres (28 percent of the suitable and available forest land) will be subject to various timber management activities. The expected annual yield is 54.2 cunits, including 21.9 million board feet of saw timber. There will be impacts to soil, air, water, and visual qualities from timber cutting and the requisite road construction. Comments made by: EPA, DOI, and State agencies and individuals (ELR Order No. 51123.)

DEPARTMENT OF DEFENSE

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attention: DAEN–PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue SW., Washington, D.C. 20314, 202–693–6661.

*Draft*

Tennessee River and Tributaries, Maintenance, July 29: Proposed is the continued dredging of maintenance dredge sites, the disposal of approximately 53,000 cubic yards of dredged materials, and the continued main-stem navigation channel and navigable tributaries of the Tennessee River and tributaries. Dredge materials will be disposed of at sites on islands, on nearby shoreline areas, and in waters near the navigation channel. Adverse impacts include the removal of portions of the river substrate, the destruction of the biota at dredged materials disposal sites. (Nashville District.) (ELR Order No. 51121.)

San Francisco Bay Area Maintenance Dredging, Calif., July 31: The composite statement concerns the maintenance dredging to authorized depths of 20 projects in the San Francisco Bay Area. Dredged material from at least 15 projects are disposed of at five designated aquatic sites. For the other five projects land disposal is contemplated. Adverse effects will result from benthic disruption of dredging and dredge disposal. (ELR Order No. 51127.)

Cumberland River O & M, Tennessee and Kentucky, July 28: Proposed is the continued dredging of 18 maintenance dredge sites, the disposal of approximately 60,000 cubic yards of dredged materials, and the continued snag removal and disposal within 381.0 miles of the authorized mainstem navigation channel and navigable tributaries. Hydropower, recreation, dam and spillway, locks, navigation aids, and flow regulation are included in the operations and maintenance considerations. Dredging and dredge disposal will disrupt the natural habitat of the river. (ELR Order No. 51108.)

*Final*

Tampa Harbor Project (2), Fla., July 28: The statement concerns the blasting and dredging of 7,000 acres in the Tampa Bay area. The proposed disposal plan would place all material from both construction and maintenance in open water in areas of Tampa Bay and the Gulf of Mexico and on a beach area on Mullet Key. Blasting of several million cubic yards of hard rock in various sections of the ship channel will kill fish and living organisms in the immediate vicinity, and subsequent dredging will disturb the benthic habitat. (Jacksonville District.) Comments made by: USDA, DOC, USCG, EPA, DOI and State and local agencies and concerned citizens. (ELR Order No. 51104.)

Laurel River Lake, Ky., July 28: The statement refers to the proposed construction of a dam which will form Laurel River Lake. Also included in the project are a spillway, powerhouse, and development of outdoor recreational facilities. Primary project purposes are recreation and production of hydroelectric power. Adverse impacts are the inundation of 6,060 acres of land, reduction of wildlife habitat and timber production and relocation of 13 family units, and temporary negative effects on air and water quality. Comments made by: USDA, DOI, FPC, TVA, EPA, HEW, OEO, USCG, and DOT. (ELR Order No. 51111.)

Clarence Cannon Dam and Reservoir, Salt River, several counties, Mo., July 30: The project concerns the completion of the Clarence Cannon Dam and reservoir on the Salt River to provide flood control, hydroelectric power, water supply, fish and wildlife conservation, recreation and incidental navigation. As of July 1, 1974, the construction was 28% completed. Adverse effects include: the inundation of 18,600 acres of wildlife habitat and 73 to 101 archeological sites; destruction of an historical site; and displacement of 74 families. (St. Louis District.) Comments made by: EPA, DOI, USDA, DOT, USCG, HEW, FPC, AHP, State and local agencies. (ELR Order No. 51125.)

Union Lake, Bourbense River, Mo., Franklin County, Mo., August 1: Proposed is the construction of a dam on the Bourbeuse River at river mile 32.5. The purposes of the project are recreation, flood control, water quality, water supply, fish and wildlife, navigation, and area development. The lake will have a normal pool of 6,600 acres, and a maximum flood control pool of 12,900 acres. Adverse impact will include the loss of terrestrial wildlife habitat and the relocation of 100 families. (St. Louis District.) Comments made by: USDA, EPA, FPC, HUD, DOI, AHP, DOC, State and local agencies, and individuals. (ELR Order No. 51137.)

Mud Creek Local Protection Project, Okla., July 30: The statement refers to the construction of the Mud Creek Local Protection Project, Idabel, Oklahoma. The project

involves the widening and straightening of 8,950 ft. of channel, removal of 10 bridges, and replacement of modification of 6 additional bridges. Adverse impacts include the acquisition of 16.4 acres of land, displacement of 14 houses, disturbance to flora and fauna, and increased dust and noise pollution due to construction. (Tulsa District.) Comments made by: DOI, EPA, USDA, DOT, HUD, and AHP. (ELR Order No. 51126.)

Waurika Lake Beaver Creek, Jefferson, Stephens, and Cotton Counties, Okla., August 1: The statement refers to the proposed Waurika Lake which will extend into Stephens and Cotton counties. Project purposes are flood control, water supply, water quality, water control, irrigation, recreation, and fish and wildlife. The project consists of an earthfill embankment, a reinforced concrete gate tower and conduit, an uncontrolled spillway, access roads, project buildings and water conveyance facilites. Adverse impacts are the inundation of 10,100 acres of land, relocation of 35 families, and the damage done to 7 archeological sites. (Tulsa District.) Comments made by: EPA, HUD, DOI, USDA, AHP, HEW, State and local agencies. (ELR Order No. 51135.)

Columbia River, Umatilla to the Dalles, Oregon and Washington, July 29: Proposed is the management of facilities, properties, and authorities along Columbia River from Umatilla, Oregon, to The Dalles multiple-purpose projects. Included are reservation land development, and processing of real estate entitlements and Department of the Army permits. Adverse impacts include fish losses due to delayed migration, passage through turbines and spillways, gas supersaturation, stranding, residualism and other factors, air and water pollution from aluminum production, and police and solid waste problems associated with recreation sites. (Portland District.) Comments made by: EPA, USDA, DOI, HUD, DOT, FPC, and State agencies. (ELR Order No. 51122.)

Little Dell Lake Project, Utah, July 28: The statement refers to the proposed Little Dell Lake Project, which will be a 275 foot high dam across Dell Creek. The dam will impound 30,000 acre-feet of water. The project will include diversion structures, and will necessitate the relocation of Highway 65. Project purposes include flood control, municipal and industrial water supply, recreation, and fish and wildlife measures. The project will inundate 340 acres of land and will require an additional 849 acres (in fee or easement) for project measures; much of this land is wildlife habitat. A 1.5 mile section of the Mormon and Pony Express Trail, and the site of the Little Dell Pony Express Station will be inundated. Comments made by: EPA, DOI, USDA, HUD, and State agencies. (ELR Order No. 51113.)

NAVY

Contact: Mr. Peter M. McDavitt, Special Assistant to the Assistant, Secretary of the Navy (Installations and Logistics), Washington, D.C. 20350, 202-692-3227.

*Final*

Ammunition Facility Naval Air Station, North Island, Calif., July 28: The statement refers to the establishment of new ordnance storage, and handling facilities at North Island, San Diego Naval Station. Construction includes a berthing tee shaped pier. The facility will also include earth-covered ordnance storage magazines, utilities, roads, parking and security fencing. There will be adverse impact to marine and bottom life caused by dredging. Comments made by: AHP, USCG, DOC, DOI, EPA, and State agencies. (ELR Order No. 51105.)

Notice is hereby given of a time extension for submission of comments on the Draft Supplement to the Final Environmental Statement for the Locks and Dam No. 26 (Replacement) project, on the Mississippi River near Alton, Illinois. Comments were previously requested by 5 August 1975, however, due to requests from various organizations the date has been extended to 10 September 1975. This extension, which provides for a review time 37 days in excess of the minimum prescribed time of 45 days, is granted in recognition of the complexity of the Supplemental Environmental Statement. The draft supplement will be undergoing a concurrent review at the Washington level but will not be finalized until all comments that have been submitted within the extended review period have been received. After receipt of comments by 10 September 1975, the environmental statement will be finalized and transmitted through normal channels to the Council on Environmental Quality.

A public meeting was held on 21 July 1975 as scheduled. There have been requests to hold an additional public meeting. These requests are under active consideration and all parties will be given sufficient notice if it is considered in the public interest to have another meeting.

All comments should be sent, as early as practical within the time frame established, to:

Thornwald R. Peterson, Colonel, CE, District Engineer, 210 North 12th Street, St. Louis, Mo. 63101

ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

Contact: Mr. W. Herbert Pennington, Office of Assistant Administrator, E-201, ERDA, Washington, D.C. 20545, 301-973-4241.

*Draft*

U.S. Nuclear Power Export Activities, August 1: The statement concerns US activities related to the export of commercial nuclear steam supply systems and nuclear fuel for commercial use in foreign power reactors. The statement addresses the environmental, social, technological, economic, national security, and foreign policy benefits and costs of US nuclear power export activities. Impacts are assessed through the year 2000 and include those of mining and plant operations. (Two volumes.) (ELR Order No. 51138.)

*Final*

Takomak Fusion Test Reactor Facilities, Middlesex County, N.J., July 30: The statement concerns the design and construction of the Takomak Fusion Test Reactor (TFTR) fusion device, the TFTR Experimental Facility which houses this new Takomak system and the support facilities required to implement the TFTR experiment program. The proposed location is on the Forrestal Campus of Princeton University where a similar controlled nuclear fusion studies are being performed. Adverse impacts include release of trace quantities of radioactivity, limited icing or fogging from cooling towers and construction disruption. Comments made by: FPC, USDA, EPA, NRC, NSF, DOI, State agencies and individuals. (ELR Order No. 51124.)

FEDERAL POWER COMMISSION

Contact: Dr. Richard F. Hill, Acting Advisor on Environmental Quality, 441 G Street NW., Washington, D.C. 20426, 202-386-6084.

*Draft*

Mississippi River Transmission Corporation, August 1: The statement describes the projected curtailment of natural gas supply for the Mississippi River Transmission Corporation. Adverse effects include decreased air quality due to increased use of other fossil fuels and economic consequences of the deficiency of natural gas. (ELR Order No. 51139.)

Panhandle Eastern Pipeline Co., August 1: The statement analyzes three permanent natural gas curtailment plans for the Panhandle Eastern Pipeline System. Adverse effects include those occurring from increased use of coal and fuel oil and increased pollution in the form of sulfur dioxide and particulates. (ELR Order No. 51140.)

Calcasieu LNG Project, Calcasieu County, La., July 31: The statement concerns an application from Trunkline LNG Company seeking authorization to import liquefied natural gas from Algeria to a terminal to be constructed about 12 miles southwest of Lake Charles in Calcasieu Parish, Louisiana. Trunkline Gas Company has also filed a certificate application to construct and operate approximately 45.8 miles of 30-inch diameter pipeline and a metering station. The project would require the clearing of approximately 475 acres of land and the alteration of some of the physiographic features of the existing environment. (ELR Order No. 51132.)

*Final*

Exxon Pipeline, Docket CP74-35, Calif., July 28: Proposed is the granting of a certificate of public convenience and necessity for the construction of a pipeline, onshore gas treatment facilities, and related facilities for the transportation of natural gas from Exxon's production platform in the Santa Ynez Unit, Santa Barbara Channel Area to proposed treatment facilities in Las Flores Canyon. According to the statement, environmental impact would occur with respect to "effects on man, wildlife, vegetation, beach areas, soil, water quality, air quality, and noise levels." Comments made by: ERDA, COE, USCG, DOI, HEW, USDA, DOC, AHP, and EPA. (ELR Order No. 51102.)

GENERAL SERVICES ADMINISTRATION

Contact: Mr. Andrew E. Kauders, Executive Director of Environmental Affairs, General Services Administration, 18th and F Streets NW., Washington, D.C. 20405, 202-343-4161.

*Draft*

Santa Fe Leased Parking Facility, Santa Fe County, N. Mex., July 28: The proposed action consists of leasing space in Santa Fe, New Mexico, to provide parking for Federal, visitor, and employee-owned vehicles. The lease, which will most likely result in new construction, will consist of 200 square feet of parking area for 250 vehicles. Construction disruption will result. (ELR Order No. 51101.)

DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Director, Office of Environmental Quality, Room 7258, 451 7th Street SW., Washington, D.C. 20410, 202-755-6308.

*Draft*

Westbury Subdivision, Hoffman Estates, Illinois, Cook County, Ill., July 29: The statement concerns FHA Mortgage Insurance for 306 single family units. The project is the first stage of a development that is planned for 4472 units on 496.9 acres. The project is in the northern limits of Hoffman Estates. Adverse impacts include increased traffic in the area and depletion of ground water resources. (ELR Order No. 51120.)

Eagle Valley Farms, Mortgage Insurance, Marion County, Ind., July 28: The statement concerns the application for Mortgage Insurance for a single family subdivision on 470 acres of land in Indianapolis, Indiana. The proposed development is adjacent to Interstate I-74 and 1465 and U.S. 136. The project will result in a slight decline in farmland. (ELR Order No. 51110.)





Eastwick Urban Renewal, Philadelphia, Philadelphia County, Pa., July 31: The statement concerns a project for urban renewal of 2,508 acres in Southwest Philadelphia. Principle impacts on the environment have been the elimination of the marshy, low lying area; adverse impacts have already occurred on Darby Creek and the Tinicum Marsh. The area will be susceptible to flooding and to noise and air pollution from various transportation modes. (ELR Order No. 51129.)

Park Forest North, Plano, Tex., Collin County, Tex., July 28: The proposal concerns an application by Fox & Jacobs, Inc. for Federal mortgage insurance on a predominantly residential development of 1064 homes with acreage allocated for apartments, small commercial enterprises, parks, schools, and office buildings. When completed, it would comprise the northern extension of an existing subdivision making a total contiguous development by this builder of approximately 1500 acres. The eis covers only the final section of 450 acres. The proposed development would create greater demand for fossilfuels through heavy dependence on the automobile for transportation to jobs and take good agricultural land out of production. (ELR Order No. 51117.)

The following are Community Development Block Grant statements prepared and circulated directly by applicant pursuant to section 104(h) of the 1974 Housing and Community Development Act. Copies may be obtained from the office of the appropriate local chief executive. (Copies are not available from HUD.)

SECTION 104(h)

*Draft*

Burke-Gilman Trail, Seattle, King County, Wash., July 28: The statement concerns the development of a 7.2 mile segment of the former Burlington-Northern right-of-way into a hike and bike trail. Phase I of the construction will be from N.E. 47th Street to about N.E. 65th Street. Phase II will complete development to the City Limits. Adverse impacts include temporary increases in peak-noise frequencies and congestion of city streets from trail users arriving by car. Litter in the area will increase. (ELR Order No. 51103.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, 202-343-3891.

BUREAU OF LAND MANAGEMENT

*Draft*

Alaska Natural Gas Transportation System, July 28: The statement concerns the granting of right-of-way permit for an underground natural gas pipeline through Federal lands. The 6,280-mile pipeline will cross all or portions of Alaska; Yukon Territory, Northwest Territories, British Columbia, Alberta, and Saskatchewan (Canada); and 15 states in the lower U.S. Impacts are assessed on each area individually. The statement contains seven parts and seventeen volumes. (ELR Order No. 51106.)

Kaiparowits Power Project, Utah: Three participating companies propose to construct and operate a 3,000 MW, coal-fired electricity generating station and related facilities on Kaiparowits Plateau in southern Utah. Twelve million tons of raw coal would be taken annually from four underground mines. A 500 kv transmission aystem and supporting communication aystem would span almost 1,460 miles in four states. The generating plant, mine, and all support facilities (including new town, new highway, limestone quarry, and access roads) would occupy 6,040 acres. The plant would emit 34 tons of sulfur dioxide, 12 tons of particulates, and 250 tons of nitrogen oxide per day. (ELR Order No. 51099.)

*Final*

Sigurd to Cedar City Power Transmission Line, several counties, Utah, July 31: Proposed is the construction of a 230 KV transmission line from Utah Power and Light Company's Sigurd substation to Cedar City, Utah. Four alternative corridors, each over 100 miles long, are considered. Adverse impacts include electronic interference, right-of-way clearing, wildlife disturbance, weed infestations, and increased fire hazards. (161 pages.) Comments made by: DOI and Utah State Clearinghouse. (ELR Order No. 51128.)

BUREAU OF OUTDOOR RECREATION

*Draft*

Missouri River, National Wild and Scenic Rivers System, Mont., July 31: Proposed is the inclusion of a 128-mile segment of the Missouri River and 147,800 acres of adjacent land in the National Wild and Scenic Rivers System. The segment would be classified as follows: 72 miles wild, 39 miles scenic, and 17 miles recreational under the administration of the Bureau of Land Management and Fish and Wildlife Service. Commercial and residential development would be prohibited. (ELR Order No. 51134.)

BUREAU OF SPORTS FISHERIES AND WILDLIFE

*Draft*

National Fish and Wildlife Health Research Laboratory, Jefferson County, W. Va., July 28: Proposed is the construction and operation of a National Fish and Wildlife Health Research Laboratory at Leetown, West Virginia, to develop methods of identification and control of fish and wildlife diseases. Adverse effects include alteration of the site, loss of open space, and the possibility of the escape of non-native fishes or disease organisms into local waters. (ELR Order No. 51112.)

NATIONAL PARK SERVICE

*Final*

Proposed Dinosaur National Monument Wilderness, Colorado and Utah, July 28: Proposed is the legislative designation of 45,100 acres of the Dinosaur National Monument as wilderness. An additional 130,300 acres would be designated as "Potential Wilderness Addition." The action would result in the restriction of motorized river runs, and of backcountry visitor use; the preclusion of motor vehicle access; and the restriction of certain types of research projects. Comments made by: USDA, COE, DOC, DOI, DOT, EPA, FPC, and State agencies. (ELR Order No. 51115.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, 400 7th Street SW., Washington, D.C. 20590, 202-426-4357.

FEDERAL HIGHWAY ADMINISTRATION

*Draft*

McLean Boulevard, Wichita, Sedgwick County, Kans., July 28: Proposed is the construction of an extension of McLean Boulevard from MacArthur Road to 29th Street in Wichita, Kansas. The facility will be four lanes with signals, channelization, and auxiliary lanes where required. One residence would be displaced in the land acquisition for right-of-way. (ELR Order No. 51107.)

I-670, Kansas City (supplement), Wyandotte County, Kans., July 28: The proposed project includes a new multilane highway extending from I-70 to the Missouri-Kansas State line. The supplement contains an air quality analysis for the project. (ELR Order No. 51109.)

U.S. 6 and 34, and Junction with Nebraska 23, Phelps County, Nebr., August 1: The proposed roadway improvement consists of the upgrading and reconstruction of a 2.4 mile segment of Highway U.S. 6 and 34 and the revision of the junction of this highway and Nebraska Highway N-23. The project includes pavement removal, grading, construction of shoulders, constructing drainage structures, surfacing, and construction of curbs, medians, sidewalks, driveways, a storm sewer, and lighting systems. Adverse impacts include the acquisition of approximately 8 acres of land, the relocation of four businesses, increased noise and air pollution, and construction disruption. (ELR Order No. 51136.)

U.S. Highway 62 and State Highway 82, Cherokee County, Okla., July 29: Proposed is the improvement of U.S. 62 and S.H. 82 from their junction south of Tahlequah, Oklahoma, north to approximately 0.5 miles north of Allen Road, a distance of 6.1 miles. The amount of land needed for right-of-way and the number of residential displacements depends upon the alternative chosen. (ELR Order No. 51119.)

*Final*

U.S. 30, Columbus, Nebr., Platte County, Nebr., July 31: The proposed project is the improvements of U.S. 30 for 0.9 mile. The improvement includes widening the existing viaduct over the Union Pacific Railroad tracks. Two service stations and 3 houses will be displaced. An increase in noise levels will occur. Comments made by: DOT, COE, EPA, USDA, DOI, and State agencies. (ELR Order No. 51130.)

State Road 283, N. Mex., San Miguel County, N. Mex., July 31: Proposed is a project for improvement of two-lane SR 283 from 1.1 miles west of I-025 to Mineral Hill, a distance of approximately 11 miles. It will probably entice more visitors to the area, thereby producing problems of litter control, some degradation of natural vegetation and reduction in wild life population. Comments made by: EPA, USDA and State agencies. (ELR Order No. 51131.)

GARY L. WIDMAN,
*General Counsel.*

[FR Doc.75-20542 Filed 8-7-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[PP5G1600/T6; (FRL 413-8)]

### NOTICE OF ESTABLISHMENT OF TEMPORARY TOLERANCE

### Norflurazon

Sandoz, Inc., PO Box 1489, Homestead FL 33030, submitted a pesticide petition (PP 5G1600) to the Environmental Protection Agency (EPA). This petition requested that a temporary tolerance be established for residues of the herbicide norflurazon [4-chloro-5(methylamino)-2-($\alpha,\alpha,\alpha$-trifluoro-m-tolyl) - 3(2*H*)-pyridazinone] and its desmethyl metabolite 4-chloro-5-(amino - 2 - ($\alpha,\alpha,\alpha$-trifluoro-*m*-tolyl-3(2*H*)-pyridazinone in or on apricots, nectarines, peaches, plums, prunes, almonds, almond hulls, and walnuts at 0.1 part per million.

This temporary tolerance would permit the marketing of the above commodities treated in accordance with an experimental use permit which is being issued concurrently under the Federal Insecticide, Fungicide, and Rodenticide Act.

The data submitted in the petition and other relevant material have been evalu-

ated. It has been determined that the tolerance is adequate to cover residues resulting from proposed experimental use and that such tolerance will protect the public health. Therefore, the temporary tolerance is established as requested for the herbicide for distribution under the Sandoz, Inc., name with the following provisions:

1. The total amount of the active herbicide to be used must not exceed the quantity authorized by the experimental use permit.

2. Sandoz, Inc., must notify the EPA of any findings from the experimental use that have a bearing on safety. The firm must also keep records of production, distribution, and performance and on request make the records available to any authorized officer or employee of the EPA or the Food and Drug Administration.

The temporary tolerance expires on August 1, 1976. Residues remaining in or on the above raw agricultural commodities after expiration of the tolerance will not be considered actionable if the pesticide is legally applied during the term and in accordance with the provisions of the experimental use permit and temporary tolerance. The temporary tolerance may be revoked if the experimental use permit is revoked or if any scientific data or experience with this pesticide indicate such revocation is necessary to protect the public health.

(Sec. 408(j), Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a(j)))

Dated: August 1, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-20597 Filed 8-7-75;8:45 am]

[OPP-42002 A; (FRL 413-7)]

## GEORGIA

### Approval of State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides

Section 4(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), and the implementing regulations of 40 CFR Part 171 require each State desiring to certify applicators to submit a plan for its certification programs. Any State certification program under this section shall be maintained in accordance with the State plan approved under this section.

On June 25, 1975, notice was published in the FEDERAL REGISTER (40 FR 26690) of the intent of the Regional Administrator, EPA Region IV, to approve, on a contingency basis, the Georgia State Plan for Certification of Commercial and Private Applicators of Restricted Use Pesticides (Georgia State Plan). Contingency approval was requested by the State of Georgia pending enactment of legislation, which has been proposed, and promulgation of regulations pursuant to this new legislation implementing the Georgia State Plan. Complete copies of the Georgia State Plan were made available for public inspection at the Agency's Region IV Office in Atlanta, at the office of the Pesticides Division, Georgia Department of Agriculture, Atlanta, and at the Agency's Technical Services Division, Federal Register Section, Office of Pesticides Programs, EPA Headquarters, Washington, D.C.[1]

Comments were received from three pest control company officials, a national pest control association, a state industry association, a state examining and licensing agency and from one Federal Government Agency. These comments were carefully reviewed and evaluated by EPA and by the Georgia Department of Agriculture, which has been designated as the State lead agency responsible for implementing the Georgia State Plan.

The pest control representatives were largely complimentary of the Georgia State Plan but objected to the Plan's provision which states "It is currently anticipated that at the end of 4 years from initial certification, specific requirements will be imposed for recertification of both private and commercial applicators. Recertification options which are contemplated are: (a) Reexamination without formal training, and (b) a minimum of 6 hours of formalized training approved by the Lead Agency and received by the Certified Applicator within an 18 month period immediately preceding the expiration of the 5 year certification period." (Georgia State Plan, pages 28-29). Objection to this provision for recertification was based on the lack of specific requirements for recertification by EPA in its State Plan Regulations (40 CFR 171.7-10), published March 12, 1975 (40 FR 11698).

Although EPA did not spell out detailed requirements for "recertification" as such, it should be noted that § 171.8(a)(2) specifies that a State certification plan should include "provisions to ensure that certified applicators continue to meet the requirements of changing technology and to assure a continuing level of competency and ability to use pesticides safely and properly." The preamble to this section and to the proposed regulations (40 FR 11698) discussed optional approaches, including scheduled training courses, conferences, workshops, special examinations, and reexaminations that States might use to ensure that applicators are provided a continuing opportunity to learn and remain up to date in their profession. While the Agency regards this provision as an essential element in the plans, the actual method(s) are being left to the States in accordance with the Agency's policy of providing States with as much flexibility as possible. Both the Agency and the Georgia Department of Agriculture feel that the Georgia State Plan's approach for achieving this objective is reasonable and proper and no change is necessary.

One Federal Official expressed concern about the Government Agency Plan (GAP), characterizing it as a "myth" and termed Georgia's reference to GAP as "inaccurate and misleading," adding that "this is due in part to the failure of EPA to address section 4(a)(1) of amended FIFPA dealing with certification."

It is the Agency's position that section 4 of the amended FIFPA establishes a coordinated State/Federal program for certifying applicators, with section 4(a)(1) making EPA responsible for developing certification standards which States would use as the basis for developing their own certification programs (section 4(a)(2)). Section 4(a)(1) does not discuss "Federal certification" other than from the standpoint of developing national standards for certification, and it is clear that Congress expected States to assume the responsibility for carrying out certification. The Agency established the concept of GAP primarily as a means for simplifying certification for Federal employees who operate in more than one State. Since the GAP has not been fully developed and approved by EPA, States are merely asked to indicate that they will forward a statement regarding their acceptance, rejection or imposition of additional requirements on GAP-qualified Federal employees within 60 days after final approval of GAP. The Georgia State Plan followed the wording of the provision in § 171.7(e)(4)(i) exactly and, therefore, no change in this section is required.

There was a misunderstanding on the part of one commenter as to the meaning of "cooperating agency" as used in the Georgia State Plan. In the Georgia State Plan, "cooperating agency" refers to those agencies in the State which have statutory authorities making them responsible for the certification of pesticide applicators. In this context, the agency suggested for inclusion in the Georgia State Plan as a cooperating agency would not qualify and, therefore, this change could not be accommodated.

The Georgia State Plan will remain available for public inspection at the office of the Pesticides Division, Georgia Department of Agriculture, 19 Hunter Street SW. Atlanta.

It has been determined that the Georgia State Plan will satisfy the requirements of section 4(a)(2) of the amended FIFRA and of 40 CFR Part 171 if legislation described in the Plan, which is necessary for its implementation, is passed by the Georgia Legislature, and necessary implementing regulations are promulgated by the Georgia Department of Agriculture. Accordingly, the Georgia State Plan is approved contingent upon enactment of legislation and promulgation of implementing regulations in accordance with and as prescribed in the Georgia State Plan.

This contingency approval shall expire one (1) year from its effective date, if

[1] It should be pointed out that this document was inadvertently published as a proposed rule, instead of as a notice as was intended.





these terms and conditions are not satisfied by that time. On or before the expiration of the period of contingency approval, a notice shall be published in the FEDERAL REGISTER concerning the extent to which these terms and conditions have been satisfied, and the approval status of the Georgia State Plan as a result thereof.

*Effective date.* Pursuant to section 4(d) of the Administrative Procedures Act, 5 U.S.C. 553(d), the Agency finds that there is good cause for providing that the one year contingency approval granted herein to the Georgia State Plan shall be effective immediately. Neither the Georgia State Plan itself nor this Agency's contingency approval of the Plan create any direct or immediate obligations on pesticide applicators or other persons in the State of Georgia. Delays in starting the work necessary to implement the plan, such as may be occasioned by providing some later effective date for this contingency approval, are inconsistent with the public interest. Accordingly, this contingent approval shall become effective immediately.

Dated: July 29, 1975.

JACK E. ROWAN,
*Regional Administrator, Region IV.*

[FR Doc.75-20596 Filed 8-7-75;8:45 am]

[FRL 410-2]

## ENERGY RELATED AUTHORITY

### Report on Progress and Impact

Section 119(k)(2) of the Clean Air Act, as amended by the Energy Supply and Environmental Coordination Act of 1974, directs the Administrator to publish in the FEDERAL REGISTER at no less than 180 day intervals beginning January 1975, certain reports and findings on the implementation of EPA's energy related authority under section 119 of the Act. Specifically, the Administrator is directed to publish a concise summary of progress reports required to be filed by any person or source owner or operator to which the compliance date extension provisions of subsection 119(c) apply. Such reports are to include information on the status of compliance with requirements imposed by the Administrator under subsection 119(c). In addition, the Administrator is directed to publish up-to-date findings on the impact of section 119 upon applicable State Implementation Plans and upon ambient air quality. On January 27, 1975, a notice meeting the requirements of section 119(k)(2) was published in the FEDERAL REGISTER at 40 FR 4034.

As of July 1, 1975, no applications for compliance date extensions under subsection 119(c) had been received by the Administrator and no such extensions were granted. Therefore, no progress reports were required of or filed by any person or source owner or operator under subsection 119(c). In addition, no postponements under subsection 119(i) were sought or granted before July 1, 1975.

In January of 1975, temporary suspensions of applicable stationary source fuel and emissions limitations became effective for three facilities in Massachusetts. Each of these suspensions expired, as section 119(b) directs, on June 30, 1975. No other temporary suspensions were sought or granted.

The impact of the three suspensions on ambient air quality cannot be reported in detail at this time because that impact must be determined by evaluating ambient air quality monitoring data which has not yet been validated. However, the Administrator will include in his next notice under section 119(k)(2) an up-to-date finding on the air quality impact of the three suspensions.

Each of the three Massachusetts plants, as a result of the temporary suspensions, was able to burn coal rather than oil in at least one boiler. The New England Power Company's Brayton Point Station burned coal in its Units No. 1 and No. 2 or in its Unit No. 3 for most of the term of its suspension. The New England Power Company's Salem Harbor Station burned coal in its Unit No. 3 for most of the term of its suspension. The Montaup Electric Company's Somerset Station burned coal in its Unit No. 8 until June 10, 1975, when new information on emissions from the unit led to a modification of the primary standard condition in order to provide adequate protection of health related particulate matter standards.

On June 30, 1975, with the expiration of the temporary suspensions, the Massachusetts Clean Air Implementation Plan again became fully applicable to all three plants.

Dated: August 1, 1975.

RUSSELL E. TRAIN,
*Administrator.*

## FEDERAL ENERGY ADMINISTRATION

### OLD OIL ALLOCATION PROGRAM

### Notice of Standards Proposed To Be Applied in the Evaluation of Applications for Exceptions Filed by Small Refiners

The Federal Energy Administration hereby gives notice of a proposal to modify the basic standards which it has heretofore applied in its consideration of applications by small refiners for exception relief from the provisions of 10 CFR 211.67 (the Entitlements Program).

During the past seven months, a number of small refiners which are required to purchase entitlements under the provisions of § 211.67 of the FEA Mandatory Petroleum Allocation Regulations have filed Applications for Exception with the Office of Exceptions and Appeals of the FEA, pursuant to 10 CFR 205.50 et seq., in which they have sought relief from their entitlement purchase obligations. In making a judgment as to whether exception relief should be granted in these cases and in determining the nature and extent of relief, the FEA analyzed and compared each firm's operating and financial posture prior to the implementation of the Entitlements Program with its projections as to the impact which the Entitlements Program would have on its business activities in the immediate future. This procedure was based on the determination that exception relief should be available only to alleviate or prevent serious hardships and gross inequities which *result from* the application of FEA's regulatory programs. Consequently, since the Entitlements Program could have a significant impact upon a small refiner's entire operation, it was essential to arrive at a determination of each particular firm's historic operating level and financial posture in order to assess whether the application of the Entitlements Program to the firm produced the hardship or inequity which the firm claimed had occurred and the nature and extent of relief which was appropriate to alleviate those adverse effects.

In arriving at a determination as to a small refiner's historic financial and operating posture for the purpose of assessing the effect of the Entitlements Program on the firm, a comparison was made, in most cases, of the firm's arithmetic average profit margin for the seven year period 1968 through 1974 and the firm's projected profit margin under the Entitlements Program. Where a showing was made that the projected profit margin would be lower than the historic profit margin, the FEA generally granted exception relief so as to prevent the application of the entitlement purchase requirements of the Entitlements Program from increasing the firm's costs to a level which would prevent it from operating in a manner consistent with its historic level of operations and achieving the arithmetic average profit margin which it realized during the previous seven years.

In this connection, the FEA has pointed out that small refiners belong to a limited class entitled to special protection under the Emergency Petroleum Allocation Act of 1973, as amended, and that in Section 4(b)(1) of the Act the Congress specified that to the maximum extent practicable the FEA shall provide as a priority matter for the preservation of the competitive viability of small refiners. In the cases in which exception relief was granted, the FEA found that this goal would be frustrated in the absence of exception relief. Furthermore, in those cases the FEA noted that the exceptions process is intended to provide the necessary flexibility to achieve an appropriate balance between the objectives of the Entitlements Program and other conflicting objectives specified in the Emergency Petroleum Allocation Act of 1973.

The exception relief which has been extended to small refiners on the basis of this type of analysis generally expires on August 31, 1975. However, the orders which were issued in this connection provide that any firm to which exception relief was extended may apply for an extension of the relief on or before July 31, 1975. (Any firm which has been denied exception relief may, of course, reapply for such relief.) The experience which FEA has gained during the past several months in the evaluation of exception applications relative to the En-

titlements Program indicates that consideration should be given to a possible modification of the general criteria described above prior to analyzing applications for an extension of exception relief.

During the current period of rising crude oil costs and rising prices for refined petroleum products, the exclusive use of a profit margin test which is based on sales and pre-tax income may produce anomalous results and fail to assess in as meaningful a manner as possible the firm's historic operating and financial posture and its present financial position as a result of the Entitlements Program. Consequently, the FEA proposes to base future exception relief from the Entitlements Program on an assessment of each small refiner's return on invested capital or alternatively its return on stockholders' equity, as well as the pre-tax profit margin which it has achieved in the past and projects it will realize in the immediate future.

The FEA believes that use of this additional standard is appropriate since both the return on invested capital and on stockholders' equity are commonly utilized methods of comparing the effectiveness of a firm's use of its capitalization over time and would provide an additional basis upon which the impact of the Entitlements Program on a particular firm could be measured.

It is therefore proposed that generally the following method of analysis be used:

(1) A calculation would be made of the arithmetic average profit margin which the small refiner achieved during its previous seven years of operation.

(2) A determination would be made as to the projected profit margin which the firm is likely to achieve during the period January 1 to December 31, 1975, in view of its past and projected entitlement purchase obligations and its ability to increase the prices of the products which it sells while still retaining its historic market share.

(3) A further determination would then be made of the arithmetic average of the return either on invested capital or stockholders' equity which the firm achieved during the best four of its previous seven fiscal years of operation.

Exception relief would then be extended which would reduce the adverse impact of the Entitlements Program on the firm so as to permit it to achieve the lesser of its historic profit margin or its historic return on invested capital or stockholders' equity as described above, unless the firm established that strict application of these criteria would not alleviate a serious hardship or gross inequity suffered by the firm as a result of the Entitlements Program. Thus, for example, in those instances in which extraordinary financial difficulties are still present as a result of factors such as insufficient cash flow from operations during the current year, or if there is a lack of historical operating data or other unusual circumstances, appropriate adjustments would be made in the exception relief extended.

The factor of return on invested capital referred to above would be calculated as the sum of the firm's after-tax net income and interest on long-term debt for the particular fiscal year divided by the sum of its stockholders' equity and long-term debt at the close of the particular fiscal year. Return on stockholders' equity would be calculated as the firm's after-tax net income applicable to common stock for the particular fiscal year as a percentage of the sum of its stated capital, paid-in surplus and retained earnings at the close of that year.

The FEA also proposes to consider only the petroleum refining and marketing operations of a firm in evaluating its historic and current financial posture both as to profit margin and return on invested capital or stockholders' equity. Firms which have crude oil production activities would therefore be required to eliminate those activities from their presentation of financial data. The FEA believes that this treatment is warranted in view of the fact that the purpose of the Entitlements Program is to reduce to a competitive range crude oil cost disparities among refiners and in further view of the possibility that the operating results of crude oil production activities may significantly distort the financial position of the firm when viewed as a refiner. The financial data which is presented in connection with the Application for Exception must also of course reflect comparable business entities in the historical and current periods.

In applying these standards in its consideration of requests for an extension of exception relief, the FEA proposes to analyze the relief which has already been granted to a particular firm to arrive at a determination as to whether that relief has been insufficient or excessive in order to alleviate or prevent the Entitlements Program from resulting in a serious hardship or gross inequity to the firm. If appropriate, the FEA will take steps to remedy the situation by adjusting the extent of relief and requiring a firm to purchase additional entitlements or if necessary permitting it to sell entitlements. These standards would also apply to all new requests by small refiners for exception relief from the Entitlements Program.

The FEA has mailed a copy of this notice directly to all refiners subject to the Entitlements Program.

Interested persons are invited to submit written comments and other data with respect to this proposal to Executive Communications, Federal Energy Administration, Box EA, Washington, D.C. 20461. The FEA specifically seeks comments as to whether return on invested capital or return on stockholders' equity is a more appropriate additional standard.

Comments should be identified on the outside envelope and on documents submitted to FEA Executive Communications with the designation "Proposed Small Refiner Exception Standards for Old Oil Allocation Program."

Fifteen copies should be submitted. All comments received by August 23, 1975, and all other relevant information, will be considered by the FEA.

Any information or data considered by the person furnishing it to be confidential must be so designated and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

Issued in Washington, D.C., on August 4, 1975.

ROBERT E. MONTGOMERY, Jr.,
*General Counsel.*

[FR Doc.75-20531 Filed 8-5-75;11:10 am]

## FEDERAL MARITIME COMMISSION

### CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

#### Notice of Certificates Revoked

Notice of voluntary revocation is hereby given with respect to Certificates of Financial Responsibility (Oil Pollution) which had been issued by the Federal Maritime Commission, covering the below indicated vessels, pursuant to Part 542 of Title 46 CFR and Section 311 (p)(1) of the Federal Water Pollution Control Act, as amended.

| *Certificate No.* | *Owner/operator and vessels* |
|---|---|
| 01335--- | Evinos Compania Naviera S.A. (Panama): *Rena.* |
| 01562--- | G. W. Gladders Towing Co., Inc.: *STC–2507, STC–2506.* |
| 01574--- | Fearnley & Eger: *Fernglen.* |
| 01592--- | Nereide Shipping Corp.: *Nereide.* |
| 01935--- | Partnership between Steamship Co. Svendborg Ltd. and Steamship Co. of 1912 Ltd.: *Rita Maersk.* |
| 01949--- | Marquerido Cia., Nav. S.A. of Panama: *John Colocotronis.* |
| 02225--- | Cap Phaistos Compania Naviera S.A.: *Cap Phaistos.* |
| 02373--- | Conquista Oceanica Armadora S.A.: *Theodora.* |
| 02982--- | The Shipping Corporation of India Ltd.: *Desh Alok, Vishva Vijay, Vishva Kaushal.* |
| 03137--- | Cunard Steam-Ship Co. Ltd.: *Mahseer.* |
| 03315--- | Afran Transport Co.: *Las Piedras.* |
| 03319--- | Transocean Transport Corp.: *Transocean Shipper.* |
| 03324--- | Compania De Navegacion Penelope S.A.: *Andreas E.* |
| 03418--- | Daiichi Senpaku K.K.: *Takatori Maru.* |
| 03468--- | Nihonkai Kisen Kabushiki Kaisha: *Durban Maru.* |
| 03501--- | Osaka Shosen Mitsui Senpaku K.K.: *Houston Maru.* |
| 03715--- | Santa Fe Pomeroy, Inc.: *Redwood II.* |
| 04004--- | Koninklijke Java-China-Paketvaart Lijnen N.V.: *Asian Endeavour.* |
| 04455--- | Balboa Navigation Lines, S.A.: *Santa Cruz.* |
| 04745--- | Elmini Lyra, Inc.: *Mini Lyra.* |
| 04873--- | Cia Espanola De Petroleos S.A.: *Hesperides.* |
| 05097--- | Esso Transport Co., Inc.: *Esso Italia, Esso Norway, Esso Malaysia, Esso Fuji, Esso Spain, Esso Austria, Esso Libya, Esso Castellon, Esso Zurich, Esso Barcelona, Esso Philippines, Esso Aruba, Esso Panama, Esso Cristobal, Esso Puerto Rico, Esso Chile, Esso Nicaragua, Esso Honduras, Esso Dallas, Esso Bogota, Esso Bangkok, Esso Bombay, Esso Interamerica, Esso Nagasaki, Esso Penang, Esso Goa, Esso Karachi, Esso Kobe, Esso Malacca.* |
| 05182--- | Empresa Maritima Del Estado: *Pinguino.* |
| 05218--- | Prodromos Lines S.A.: *Thomas A.* |
| 05245--- | Blaesbjerg & Co.: *Crystal Scan, Viggo Scan, Heavy Scan, Frigo Scan, Titan Scan, Atlas Scan, Polar Scan, Super Scan, Artic Scan, Cooler Scan, Unit Scan, Hercules Scan.* |
| 05520--- | Union Carbide Corp.: RT–200, *Hollywood Butane No. 1.* |
| 05736--- | Flota Cubana De Pesca: *Aguaji, Albacora, Aguja, Alecrin, Anchoa, Arenque, Arigua, Bajonao, Bonito, Cubera, Castero, Damero, Dorado, Emperador, Jagua, Jurel, Liseta, Machuelo, Medregal, Merluza, Sierra, Rascasio, Pargo, Mero, Robalo.* |
| 05925--- | Monsoon Current Shipping Corp.: *Monsoon Current.* |
| 06244--- | Agrico Chemical Co.: *BW 1933.* |
| 06578--- | Van Nievelt, Goudriaan & Co. NV: *Marian Maria.* |
| 06775--- | Whitco (Marine Services) Ltd.: *Chrysantema.* |
| 07083--- | Cisne Compania Naviera S.A.: *Amvourgon.* |
| 07453--- | Transportes Navieros Ecuatorianos: *Ecuador.* |
| 07555--- | Terrytwo Shipping Corp.: *Terrytwo.* |
| 07817--- | Yick Fung Shipping and Enterprises Co., Ltd.: *Cheung Chau.* |
| 08741--- | Zoe Shipping Co. Ltd.: *Galaxy.* |
| 08833--- | General Metals of Tacoma, Inc.: *Knudson.* |
| 08996--- | Iphigenia Shipping & Trading Corp.: *Spiro.* |
| 09122--- | Gallic Estates Ltd.: *Gallic Stream.* |
| 09163--- | Conning Maritime Co. Ltd.: *Lady Salla.* |
| 09580--- | Tianna Shipping Co. Ltd.: *Great Lakes.* |
| 09651--- | Sacramento Transport, Inc.: *Ogden Sacramento.* |
| 09895--- | Sunda Strait Shipping Inc.: *Fedgrain.* |
| 10117--- | Kabushiki Kaisha Matsubishi: *Daitoku Maru No. 7.* |

By the Commission.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20576 Filed 8-7-75;8:45 am]

### CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

#### Notice of Certificates Revoked

Notice of voluntary revocation is hereby given with respect to Certificates of Financial Responsibility (Oil Pollution) which had been issued by the Federal Maritime Commission, covering the below indicated vessels, pursuant to Part 542 of Title 46 CFR and Section 311 (p)(1) of the Federal Water Pollution Control Act, as amended.

| *Certificate No.* | *Owner/operator and vessels* |
|---|---|
| 01032--- | The Craig Shipping Co., Ltd.: *Craiglas.* |
| 01039--- | Den Norske Amerikalinje A/S: *Vigrafjord.* |
| 01073--- | N.V.T.V.V.D Koninklijke Hollandsche Lloyd (Royal Holland Lloyd): *Eemland.* |
| 01123--- | Hemisphere Transportation Corp.: *George F. Getty, Tidewater, Minnehoma.* |
| 01244--- | Mytilus A.S.: *Canto.* |
| 01250--- | A/S Meyers Tankrederi: *Havfru.* |
| 01252--- | Aktieselskapet Havtor: *Havtor.* |
| 01254--- | Aktieselskapet Havbor: *Havmoy.* |
| 01278--- | Leonhardt & Blumberg: *Luise Leonhardt.* |
| 01323--- | Manchester Liners Ltd.: *Manchester Vigour, Manchester Zeal.* |
| 01325--- | O.H. Meling: *Stav Viking.* |
| 01329--- | Chevron Asphalt Co.: *Morania Abaco.* |
| 01428--- | Ocean Transport & Trading Ltd.: *Memnon, Cyclops.* |
| 01466--- | Common Brothers (Management) Ltd.: *Caribbean Progress.* |
| 01613--- | Reardon Smith Line Ltd.: *Chiyoda.* |
| 01854--- | Southern Towing Co.: *STC2005.* |
| 01861--- | BP Tanker Co., Ltd.: *British Comet, British Judge.* |
| 01905--- | Ben Line Steamers Ltd.: *Benvanoch.* |
| 01916--- | Desert Steamship Co.: *Desert Princess.* |
| 02234--- | Gulf Mississippi Marine Corp.: *Gulf Fleet 208, Gulf Fleet 261.* |
| 02428--- | Kinsman Marine Transit Co.: *Ben Moreell, A. T. Lawson.* |
| 02458--- | The China Navigation Co. Lt.: *Wenchow.* |
| 02505--- | The Bamburgh Shipping Co. Ltd.: *Lindisfarne.* |
| 02583--- | Pacific Inland Navigation Co., Inc.: *Barge 25.* |
| 02857--- | Trans-Pacific Shipping Co.: *Pactrader.* |
| 02949--- | Valley Towing Service, Inc.: *Sinclair 9, Sinclair 7, Sinclair 16, Sinclair 17.* |
| 03017--- | Tarswift Shipping Co.: *Tarpon Sea.* |
| 03018--- | Federal Barge Lines, Inc.: *S 622.* |
| 03080--- | Oceanic Petroleum Carriers, Inc.: *Oceanic Unity.* |
| 03131--- | Compania Naviera Tocopilla S.A.: *Mariana, Souvretta.* |
| 03245--- | Rederiaktieselskabet Dannebrog: *Christiansborg.* |
| 03288--- | United States Lines, Inc.: *United States.* |
| 03315--- | Afran Transport Co.: *San Tome.* |
| 03391--- | Societe Maritime Shell: *Isomeria, Vola.* |
| 03444--- | Kashima Kisen K. K.: *Taiyo Maru, Matsunaga Maru.* |
| 03453--- | Kyosei Kisen K. K.: *Houmei Maru, Seikei Maru, Housho Maru.* |
| 03501--- | Osaka Shosen Mitsui Senpaku K. K.: *Kishu Maru, Rio De Janeiro Maru.* |
| 03511--- | Tamai Shoshen K. K.: *Kikutama Maru.* |
| 03536--- | Herlofson Shipping Co. A/S: *Tank Monarch.* |
| 03544--- | Herness Shipping Co. A/S: *Naess Jupiter, Naess Saturn.* |
| 03557--- | Olsen Daughter A/S: *Frucn.* |
| 03692--- | Marmac Corp.: *LRL200.* |
| 03694--- | Port Allen Marine Service, Inc.: *FBL 870.* |
| 03728--- | Ocean Drilling & Exploration Co.: *Barge A, El Dorado, John Hayward, Mr. Charlie, Margaret, Ocean Driller, Ocean Explorer, Ocean King, Ocean Queen, Ocean Scout, Ocean 66, Ocean Star, Ocean Traveler, Odeco Seven, Rimtide, St. Louis.* |
| 03878--- | Ingram Barge Co.: *GWG 208, GWG 209, GWG 210.* |
| 03882--- | Societe Monegasque De Transporte Petroliers: *La Condamine.* |
| 03923--- | Shinwa Kaiun Kaisha, Ltd.: *Tetsuho Maru.* |
| 04099--- | Waterways Marine of Memphis, Inc.: *R 101.* |
| 04175--- | Atlantic, Gulf and Pacific Co.: *AGP CO. NO. 62, SC 1100, SC 1099, Peru, Barlow, Baltimore, Arundel (Mobile), AGP Co. No. 75, AGP Co. NO. 74, AGP Co. NO. 70.* |
| 04182--- | Kaj Ove Skou: *Lady Vivian.* |
| 04289--- | Dixie Carriers, Inc.: *DXE–102.* |
| 04404--- | Lars Rej Johansen: *Joerka.* |
| 04564--- | Yamashita - Shinnihon Kisen Kaisha: *Yamashige Maru.* |
| 04609--- | Standard Dredging Corp.: *New Jersey, Vicksburg, Miami, SD 257, SD 254, SD 248.* |
| 04775--- | Leadale Shipping Ltd.: *Avondale.* |
| 04933--- | The Revilo Corp.: *Florida Power Corp. Barge 6.* |
| 04992--- | Rederij M. S. Adriatic: *Adriatic.* |
| 05017--- | Amerada Hess Corp.: *Hess 7.* |
| 05040--- | General Construction Co.: *GC 20 H&M, Dalles.* |
| 05090--- | Esso Petroleum Co., Ltd.: *Esso London.* |
| 05121--- | Compania Naviera Costanera, S.A.: *Adamantios.* |
| 05155--- | Bultema Dock and Dredge Co.: *Hilda.* |
| 05185--- | Storm Drilling Co.: *Hurricane, Stormdrill I, Stormdrill II, Stormdrill III, Stormdrill IV, Stormdrill VI, Typhoon.* |
| 05232--- | Diamond M Drilling Co.: *ST–64, ST–65.* |
| 05344--- | Highland Resources, Inc.: *Big John.* |
| 05425--- | Georgia Transporters, Inc.: *CTC 1005.* |
| 05598--- | Pateras Bros. Ltd.: *Aris.* |
| 05678--- | International Barge, Inc.: *No. 14.* |
| 05704--- | Murmansk Shipping Co.: *Nina Kuzovovowa.* |
| 05743--- | Reederei Barthold Richters: *New Foundland.* |
| 05804--- | Partenreederei MS "Brunstor": *Brunstor.* |
| 05823--- | Partenreederei MS "Ino-F" Kiel: *Ino-F.* |
| 05892--- | Luedtke Engineering Co.: *Derrick Boat No. 10, Derrick Boat No. 12, Derrick Boat No. 16.* |
| 05998--- | Navarino Shipping & Transport Co., Ltd.: *Sincerity.* |
| 06307--- | Resolute Shipping Ltd.: *Thuleland.* |
| 06384--- | Mercury Shipping Co., Ltd.: *Mercury Cove, Mercury Gulf.* |
| 06450--- | Hoover Shipping Co., Inc.: *Anna Developer.* |
| 06487--- | Naviera Ason, S.A.: *Pedro Ramirez, Jose Maria Ramon.* |
| 06566--- | Occidental Petroleum Corp.: *RV–51, RV–52.* |
| 06599--- | Philon Special Shipping Societe Anonyme: *Tyne Ore.* |
| 06775--- | Whitco (Marine Services) Ltd.: *Iris Queen.* |
| 06836--- | Societe Francaise D'Armement De Navires Transporteurs De Gaz: *Cap D'Antibes.* |
| 06995--- | Novorossisk Shipping Co.: *Groznyi.* |
| 07002--- | Kabushiki Kaisha Tokushima Shokai: *Tokuho Maru.* |
| 07019--- | Allied Shipping International Corp.: *Astir.* |
| 07726--- | Union Partenreederei MS "Blexen": *Blexen.* |
| 07817--- | Yick Fung Shipping & Enterprises Co., Ltd.: *Bering Sea.* |
| 07942--- | Solstad Rederi A/S: *Solsyn.* |
| 08085--- | Solymar Navigation Co., Ltd., Nicosia Cyprus: *Triana.* |

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|---|---|---|
| 08142 | --- | PT Defiance Seafood Co., Inc.: *Defiance.* |
| 08164 | --- | Vrontados Compania Naviera S.A.: *Kotsos M.* |
| 03174 | --- | Sanyo Senpaku Shoji Kabushiki Kaisha: *Seiyu Maru, Fukutoku Maru No. 7.* |
| 06263 | ------- | Selvick Marine Towing Corp.: *Sea Castle.* |
| 08400 | ------- | Yong Fong Navigation Panama Corp. S.A.: *Yong Fong.* |
| 08466 | ------- | Astyanax Maritime Co., Ltd.: *Astyanax.* |
| 08491 | ------- | Aries Navigation Corp., Panama: *Tropis.* |
| 08530 | ------- | Prompt Shipping Corp., Ltd.: *Baltic Career.* |
| 08559 | ------- | Pescapuerta S.A.: *Pescapuerta Segundo.* |
| 08833 | ------- | General Metals of Tacoma, Inc.: *Walke.* |
| 08994 | ------- | Tranquillity Shipping & Trading Corp. S.A.: *Hellas.* |
| 09049 | ------- | Vitamar S.A. Panama: *Aristillos.* |
| 09148 | ------- | Grand Domain Transport, Inc.: *Grand Domain.* |
| 09234 | ------- | Moonlight Shipping Co., Ltd.: *Moonlight.* |
| 09421 | ------- | Kirkconnell Shipping Co., Inc.: *Brevedent.* |
| 09322 | ------- | Van Camp Seafood Co., Division of Ralston Purina Co.: *Pine March No. 2.* |
| 09363 | ------- | Vasalem Shipping Corp.: *Naashi.* |
| 09374 | ------- | International Ocean Transport Corp.: *Cities Service Baltimore.* |
| 09466 | ------- | B & S Enterprises, Inc.: *Barge No. 11.* |
| 09513 | ------- | B–R Dredging Co., Inc.: *Bill Bauer.* |
| 09593 | ------- | Yellowstar Shipping & Trading Corp.: *Yellowstar I.* |
| 09610 | ------- | Seward Carriers Corp., Ltd.: *Forestal I.* |
| 09697 | ------- | Reinato Armadora S.A. Panama: *Aristonimos.* |
| 09807 | ------- | Wolfkill Feed & Fertilizer Corp.: *Panagia M.* |
| 09870 | ------- | Corco Transportation Co., Inc.: *Marine Hope.* |
| 09874 | ------- | Gulf Caribbean Navigation Co., Ltd.: *Kathy.* |
| 09888 | ------- | Marmistico Armadora, S.A.: *Aristaios.* |

By The Commission.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20575 Filed 8-7-75;8:45 am]

## CITY OF NEW YORK, ET AL.

### Notice of Agreements Filed

Notice is hereby given that the following agreements have been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreements at the Washington office of the Federal Maritime Commission, 1100 L Street NW., Room 10126; or may inspect the agreements at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before August 18, 1975. Any person desiring a hearing on the proposed agreements shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreements (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreements Filed by:

James W. Guedry, Esq., Lord, Day & Lord, 25 Broadway, New York, New York 10004.

The agreements hereby noticed (FMC Agreements Nos. T–2890–1, T–2901–1, T–2891–1/T–2903–1, T–2903–2 and T–2903–A–1) amend or modify the following basic agreements among the City of New York (City), United States Lines, Inc., (USL), American Export Lines, Inc., (AEL), Transocean Gateway Corporation (TOG), and Howland Hook Marine Terminal Corporation (Terminal). Agreement No. T–2890, between the City and USL, was originally approved by this Commission on February 20, 1974, and provides for USL's 30-year lease of portions of the Howland Hook Marine Terminal, which is located at Staten Island, New York. Agreement No. T–2891, between USL, AEL and TOG was also originally approved by this Commission on February 20, 1974, and is an occupancy permit providing for TOG's interim use of a portion of the Howland Hook Terminal leased to USL under Agreement No. T–2890, above. Agreement No. T–2901, between USL and AEL, was originally approved by this Commission on March 7, 1974, and provides for the sublease to AEL of portions of the facility leased to USL under Agreement No. T–2890, above. Agreement No. T–2903, between USL and AEL, was originally approved by this Commission on March 28, 1974, and provides for the formation of a jointly-owned terminal operating company (Terminal) to provide comprehensive terminal, stevedoring, LCL and labor services at the facility leased to USL under Agreement No. T–2890, above. Agreement No. T–2903–A, between USL, AEL and Terminal, was originally approved by this Commission on March 28, 1974, and is a terminal operating contract wherein Terminal (formed under Agreement No. T–2903, above) is designated exclusive operator of the Howland Hook Marine Terminal, and is contracted to furnish both USL and AEL with comprehensive terminal, stevedoring, LCL and labor services at the facility.

The purpose of Agreement No. T–2890–1 is to confirm the City's acquisition of five cranes for a total cost of $6,000,000, which is to be included as a part of the actual construction cost for improvements under the basic agreement. The modification also provides for the earlier commencement of rental payments under the basic agreement for these cranes and provides for the parties' agreement that USL has no obligation either to replace the cranes at the end of their useful life or make any capital improvements thereon during the basic agreement's term.

The purpose of Agreement No. T–2891–1/T–2903–1 is to eliminate the requirement contained in both basic agreements that TOG and AEL move their container stuffing and stripping operations out of the existing LCL shed at Howland Hook Terminal to a new location, subject to the requirement being reinstated upon sixty (60) days' notice.

The purpose of Agreement No. T–2901–1 is to provide for specific reference to the five cranes leased under Agreement No. T–2890 as modified by Agreement No. T–2890–1, above, and including the same under Agreement No. T–2901.

The purpose of Agreement No. T–2903–2 is to fix a definite date for the commencement of Agreement No. T–2903–A, above, and provide for Terminal's selection of some, rather than all, of the equipment listed in the Schedules to Agreement No. T–2903, above.

The purpose of Agreement No. T–2903–A–1 is to: (a) change certain provisions in the liability insurance sections of the basic agreement; (b) fix the commencement date of the basic agreement at July 28, 1975; and (c) make certain changes in the procedures for funding by and invoicing of AEL and USL in connection with Terminal's operations, including Terminal's payment of TOG's expenses in connection with furnishing surveys and making changes on four of the cranes to be sold to the City.

By Order of the Federal Maritime Commission.

Dated: August 5, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-20572 Filed 8-7-75;8:45 am]

[Independent Ocean Freight Forwarder License No. 303–R]

## HARRY H. BLANCO & CO., INC. AND MID-PACIFIC FREIGHT FORWARDERS

### Order of Revocation

By letter dated June 27, 1975, Harry H. Blanco & Co., Inc. d/b/a Mid-Pacific Freight Forwarders, 1601 Dove Street, Newport Beach, California 92660 was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 303–R would be, automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before July 27, 1975.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a license will be automatically revoked or suspended for failure of a licensee to maintain a valid bond on file.

Harry H. Blanco & Co., d/b/a Mid-Pacific Freight Forwarders has failed to furnish a valid surety bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 201.1 (Revised) Section 5.01 (c) (dated 6/30/75);

*It is ordered,* That Independent Ocean Freight Forwarder License No. 303–R of Harry H. Blanco & Co., Inc. d/b/a Mid-Pacific Freight Forwarders be returned to the Commission for cancellation.

*It is further ordered,* That Independent Ocean Freight Forwarder License No. 303–R be and is hereby revoked effective July 27, 1975.

*It is further ordered,* That a copy of this Order be published in the FEDERAL REGISTER and served upon Harry H. Blanco & Co., Inc. d/b/a Mid-Pacific Freight Forwarders.

LEROY F. FULLER,
*Director, Bureau of Certification and Licensing.*

[FR Doc.75-20574 Filed 8-7-75;8:45 am]

[Independent Ocean Freight Forwarder License No. 937–R]

## VERNON FORWARDING CO., INC.

### Order of Revocation

By letter dated June 25, 1975, Vernon Forwarding Company, Inc., 6214 Lankershim Boulevard, North Hollywood, California 91606 was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 937–R would be automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before July 22, 1975.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a license will be automatically revoked or suspended for failure of a licensee to maintain a valid bond on file.

Vernon Forwarding Company, Inc. has failed to furnish a valid surety bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 201.1 (Revised) Section 5.01(c) (dated 6/30/75);

*It is ordered,* That Independent Ocean Freight Forwarder License No. 937–R of Vernon Forwarding Company, Inc. be returned to the Commission for cancellation.

*It is further ordered,* That Independent Ocean Freight Forwarder License No. 937–R be and is hereby revoked effective July 22, 1975.





*It is further ordered,* That a copy of this Order be published in the FEDERAL REGISTER and served upon Vernon Forwarding Company, Inc.

LEROY F. FULLER,
*Director, Bureau of Certification and Licensing.*

[FR Doc.75-20573 Filed 8-7-75;8:45 am]

## FEDERAL POWER COMMISSION

[Docket No. RP75–62]

## CITIES SERVICE GAS CO.

### Notice of Availability of Draft Environmental Impact Statement

AUGUST 8, 1975.

Notice is hereby given in the above Docket, that on August 8, 1975, a Draft Environmental Impact Statement prepared by the staff of the Federal Power Commission was made available. This draft statement deals with the environmental impact of alternative permanent curtailment plans proposed in Docket RP75–62 across the Cities Service Gas Pipeline system.

This draft statement has been circulated to Federal, State and local agencies, and has been placed in the public files of the Commission, and is available for public inspection both in the Commission Office of Public Information, Room 1000, 825 North Capitol Street NE., Washington, D.C. 20426 and its Regional Office located at 819 Taylor Street, Fort Worth, Texas 76102. Copies are also available in limited quantities from the Federal Power Commission's Office of Public Information, Washington, D.C. 20426.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20816 Filed 8-7-75;8:45 am]

[Docket No. RP74–6]

## SOUTHERN NATURAL GAS CO.

### Notice of Availability of Draft Environmental Impact Statement

AUGUST 8, 1975.

Notice is hereby given in the above Docket, that on August 8, 1975, a Draft Environmental Impact Statement prepared by the staff of the Federal Power Commission was made available. This draft statement deals with the environmental impact of alternative permanent curtailment plans proposed in Docket RP74–6 across the Southern Natural Gas Company system.

This draft statement has been circulated to Federal, State and local agencies, and has been placed in the public files of the Commission, and is available for public inspection both in the Commission Office of Public Information, Room 1000, 825 North Capitol Street NE., Washington, D.C. 20426 and at its Regional Offices located at 819 Taylor Street, Fort Worth, Texas 76102 and 730 Peachtree Bldg., Room 500, Atlanta, Ga. 30308. Copies are also available in limited quantities from the Federal Power Commission's Office of Public Information, Washington, D.C. 20426.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20817 Filed 8-7-75;8:45 am]

## FEDERAL RESERVE SYSTEM

## FIRST INTERNATIONAL BANCSHARES, INC.

### Order Approving Acquisition of Bank

First International Bancshares, Inc., Dallas, Texas, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under § 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)), to acquire 100 percent of the voting shares (less directors' qualifying shares) of the First International Bank in El Paso, El Paso, Texas ("Bank"), a proposed new bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with § 3(b) of the Act. The time for filing comments and views has expired, and the application and all comments received have been considered in light of the factors set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the largest banking organization in Texas, controls 23 banks with aggregate deposits of approximately $3.2 billion, representing 8.3 per cent of the total commercial bank deposits in the State.[1] Bank is to be located in suburban El Paso and will be competing in the El Paso banking market.[2] Of the ten commercial banks operating within this market, Applicant has one subsidiary bank, which holds 4.4 per cent of the market's total deposits and thereby ranks as the fourth largest bank in the market. Since Bank is a proposed new bank, its acquisition by Applicant would not eliminate any existing or future competition, nor would concentration of banking resources be increased in any relevant area. In addition, there is no evidence to indicate that Applicant's proposal is an attempt to preempt a site before there is a need for a bank. Therefore, the competitive considerations are consistent with approval of the application.

The financial condition and managerial resources of Applicant and its subsidiaries are considered generally satisfactory and the future prospects for each appear favorable. Bank, as a proposed new bank, has no financial or operating history, however, its future prospects as a subsidiary of Applicant appear favorable. Thus, the considerations relating to the banking factors are consistent with approval. Bank would serve as an additional source of full banking services to the residents of that community and environs. The considerations

[1] All banking data are as of June 30, 1974.
[2] The relevant geographic market is approximated by the El Paso SMSA.

relating to the convenience and needs of the community to be served lend some weight toward approval of the application. It has been determined that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above, provided that the transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after that date, and (c) First International Bank in El Paso, El Paso, Texas, shall be opened for business not later than six months after the effective date of this Order. Each of the periods described in (b) and (c) may be extended for good cause by the Board, or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Secretary of the Board, acting pursuant to delegated authority for the Board of Governors, effective July 31, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20552 Filed 8-7-75;8:45 am]

## NATIONAL CITY CORP.

### Order Approving Acquisition of Bank

National City Corporation, Cleveland, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under § 3(a)(3) of the Act (12 U.S.C. § 1842(a)(3)) to acquire 100 per cent of the voting shares (less directors' qualifying shares) of National City Bank of Lake County, Mentor, Ohio ("Bank"), a proposed new bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with § 3(b) of the Act. The time for filing comments and views has expired and the Board has considered the application and all comments received in light of the factors set forth in § 3(c) of the Act (12 U.S.C. § 1842(c)).

Applicant, the fourth largest banking organization in Ohio, controls 2 banks with aggregate deposits of approximately $1.8 billion, representing 6 per cent of the total deposits in commercial banks in the State.[1] Since the application involves the acquisition of a proposed new bank, consummation of the proposal would not immediately increase Applicant's share of commercial bank deposits in the State.

Bank is to be located in the city of Mentor, 27 miles east of Cleveland, which area is included in the Cleveland banking market.[2] Since the proposal involves the establishment of a new bank, consummation of the subject acquisition would neither eliminate existing competition nor result in an immediate increase in the concentration of banking resources. Applicant's lead bank, the second largest banking organization in the Cleveland market, controls 16 per cent of total market deposits. Applicant competes in the market with 37 banking organizations, the largest of which holds deposits of approximately $2.5 billion. Applicant's closest subsidiary banking office is located 11.4 miles west of Bank's proposed site. The projected location of Bank is in the Lake County area of the market which is expected to continue to experience rapid growth, and it appears that Applicant's proposed *de novo* expansion would not deter *de novo* entries by other organizations into the area. Accordingly, on the basis of the facts of record, the Board concludes that consummation of the proposal would not have any adverse effect on existing or potential competition in any relevant area.

The financial and managerial resources and prospects of Applicant and its subsidiary banks are regarded as generally satisfactory. Bank, as a proposed new bank, has no financial or operating history; however, its prospects as a subsidiary of Applicant appear favorable. Considerations relating to the banking factors are thus consistent with approval of the application. Considerations relating to the convenience and needs of the community to be served lend some weight toward approval of the application. The addition of a new bank in this rapidly growing area of Lake County would provide a convenient alternative source of banking to the area residents. It is the Board's judgment that consummation of the proposal would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, and (c) National City Bank of Lake County, Mentor, Ohio, shall be opened for business not later than six months after the effective date of this Order. Each of the periods described in (b) and (c) may be extended for good cause by the Board, or by the Federal Reserve Bank of Cleveland pursuant to delegated authority.

By order of the Board of Governors,[3] effective August 1, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20555 Filed 8-7-75;8:45 am]

[1] All deposit data are as of December 31, 1974, and market data are as of June 30, 1973.

[2] The Cleveland banking market includes all of Lake, Cuyahoga, and Geauga Counties, as well as portions of Portage, Summit, Medina, and Lorain Counties.

[3] Voting for this action: Chairman Burns and Governors Bucher, Wallich, and Coldwell. Absent and not voting: Governors Mitchell, Holland, and Jackson.

## NATIONAL DETROIT CORP.

### Order Approving Acquisition of Atlantic Mortgage Company, Inc.

National Detroit Corporation, Detroit, Michigan, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under section 4(c)(8) of the Act (12 U.S.C. § 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)) to acquire, through its wholly-owned subsidiary, NBD Mortgage Company, Birmingham, Michigan, certain of the assets of Atlantic Mortgage Company, Inc. ("Company"), Alexandria, Virginia, a company that engages in the activities of mortgage banking, including making, acquiring, and servicing, for its own account and for the account of others, mortgage loans and other extensions of credit in connection with the purchase, development, and improvement of real property. Such activities have been determined by the Board to be closely related to banking (12 CFR § 225.4(a)(1)).

Notice of the application, affording opportunity for interested persons to submit comments and views on the public interest factors, has been duly published (40 FR 24959-24960 (1975)). The time for filing comments and views has expired, and the Board has considered all comments received in the light of the public interest factors set forth in section 4(c)(8) of the Act (12 U.S.C. 1843(c)).

Applicant, the largest banking organization in Michigan controls three banks with aggregate deposits of $5 billion, representing 18 per cent of the total deposits in commercial banks in the State.[1] In addition to engaging in international activities conducted by foreign subsidiaries of Applicant's lead bank, Applicant also owns a non-banking subsidiary, NBD Mortgage Company, in Birmingham, which would acquire the mortgage assets of Atlantic.

Company (total assets of $3.9 million) engages primarily in originating, acquiring, and servicing real estate loans for its own account and for the account of others. Company's loan originations are derived principally from the Washington, D.C. Standard Metropolitan Statistical Area, the relevant market. Its sole office is located in Alexandria, Virginia, a suburb of Washington. Company's dollar volume of mortgages originating in this market in 1974 was approximately $22.2 million, representing about one per cent of the total mortgage originations in the market during that period. As of February 28, 1975, Company serviced a loan portfolio of approximately $32 million for investors located in New York, New Jersey, Pennsylvania, Maryland, Washington, D.C., Florida, and Missouri.[2]

[1] All banking data are as of December 31, 1974.

[2] Company services only one investor account from Missouri.





NBD Mortgage Company was organized as a wholly-owned subsidiary of Applicant in 1973 and commenced operations in March, 1974. NBD Mortgage's principal business activities are to make loans (for sale in the secondary market), secured by first mortgages on real estate, to service such loans, and to make secured construction loans for projects generally with third party mortgage financing. As of December 31, 1974, NBD Mortgage held total assets of approximately one million dollars and it now services a loan portfolio of $22 million, not including loans serviced for Applicant's largest banking subsidiary.

Applicant neither originates nor services mortgage loans originated in Company's relevant market area. With the exception of two commercial loans totaling $8 million and two loans totaling a little more than $6 million to Detroit-based mortgage bankers having branches in the Washington, D.C. area, neither Applicant nor any of its subsidiaries is engaged in any other activity in the Washington, D.C. area. Therefore, no existing competition would be eliminated as a result of consummation of this proposal. The Detroit and Washington, D.C. markets are more than 600 miles apart. Due to this distance, and other factors, it does not appear likely that either Applicant or Company would enter the other's market in the absence of the present transaction. Thus, consummation of this proposal would not appear to eliminate the development of potential competition between Applicant and Company.

Applicant's acquisition of Company would enhance the latter's access to greater financial, managerial, and other resources. At present, Company's competitive ability and service to the public are seriously impaired by its lack of cash resources. There is no evidence in the record indicating that acquisition of Company would result in any undue concentration of resources, unfair competition, conflicts of interests, or unsound banking practices.

Based upon the foregoing and other considerations reflected in the record, the Board has determined, in accordance with the provisions of section 4(c)(8), that consummation of this proposal can reasonably be expected to produce benefits to the public that outweigh possible adverse effects. Accordingly, the application is hereby approved. This determination is subject to the conditions set forth in section 225.4(c) of Regulation Y and to the Board's authority to require such modification or termination of the activities of a holding company or any of its subsidiaries as the Board finds necessary to assure compliance with the provisions and purposes of the Act and the Board's regulations and orders issued thereunder, or to prevent evasion thereof.

The transaction shall be consummated not later than three months after the effective date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Chicago, pursuant to authority hereby delegated.

By order of the Board of Governors,[3] effective August 1, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20556 Filed 8-7-75;8:45 am]

## NATIONAL DETROIT CORP.

### Order Approving Acquisition of Bank

National Detroit Corporation, Detroit, Michigan, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under § 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 80 per cent or more of the voting shares (less directors' qualifying shares) of Bank of Commerce of Lansing, Lansing, Michigan.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with § 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the largest banking organization in Michigan, controls three banks with aggregate deposits of approximately $5.0 billion, representing about 18 per cent of the total deposits in commercial banks in the State.[1] Acquisition of Bank would increase Applicant's share of State deposits only slightly and would not significantly affect the concentration of banking resources in Michigan.

Bank holds deposits of $14.5 million, representing approximately 1.4 percent of the total deposits in commercial banks in the Lansing banking market, and thereby ranks as the eleventh largest of 15 banking organizations located in that market.[2] The closest banking office of any of Applicant's present subsidiaries is in Novi, Michigan, approximately 65 miles from Bank. While Applicant's lead bank derives a small amount of its deposits and loans from Bank's service area, Applicant's two other banking subsidiaries derive no significant deposits or loans therefrom. Thus, it appears from the record that no meaningful competition presently exists between any of Applicant's banking subsidiaries and Bank; nor does it appear likely that any significant competition would develop between them in view of the distances involved and Michigan's restrictive branching laws. Although Applicant could enter the market *de novo*, such entry appears unlikely. Moreover, in view of Bank's relatively small size, such a foothold entry by Applicant should have a salutory effect on competition by enabling Bank to compete more effectively in the market. Therefore, the Board concludes that consummation of the proposal would not have a significantly adverse effect on competition in any relevant area, and that competitive considerations are consistent with approval of the application.

The financial and managerial resources of Applicant, its subsidiaries and Bank are considered generally satisfactory and the future prospects for each appear favorable. Therefore, considerations relating to the banking factors are consistent with approval of the application. Applicant proposes to consolidate and improve Bank's payroll processing and personnel training procedures. In addition, Applicant will offer two new customer-oriented programs consisting of a minimum balance checking account with an accompanying line of credit and a package of services involving deposits and consumer loans. Therefore, the considerations relating to the convenience and needs of the communities to be served are consistent with approval of the application. It is the Board's judgment that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Chicago pursuant to delegated authority.

By order of the Board of Governors,[3] effective August 1, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20554 Filed 8-7-75;8:45 am]

## TEXAS COMMERCE BANCSHARES, INC.

### Order Approving Acquisition of Banks

Texas Commerce Bancshares, Inc., Houston, Texas, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under § 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)), to acquire 100 per cent of the voting shares (less directors' qualifying shares) of the successors by merger to Casa Linda National Bank of Dallas ("Casa Linda Bank"); Fidelity

[1] Voting for this action: Chairman Burns and Governors Bucher, Wallich and Coldwell. Absent and not voting: Governors Mitchell, Holland and Jackson.

[1] All banking data are as of December 31, 1974, and reflect bank holding company formations and acquisitions approved through July 1, 1975.

[2] The Lansing banking market is approximated by Ingham, Eaton, and Clinton Counties, plus the southeastern portion of Ionia County, including the town of Portland.

[3] Voting for this action: Chairman Burns and Governors Bucher, Wallich, and Coldwell. Absent and not voting: Governors Mitchell, Holland, and Jackson.

Bank, National Association ("Fidelity Bank"); Northwest National Bank of Dallas ("Northwest Bank"); Royal National Bank of Dallas ("Royal Bank"); and The Village Bank (National Association) ("Village Bank"), all located in Dallas Texas (collectively referred to as "Banks"). The banks into which each of Banks are to be respectively merged have no significance except as means to facilitate acquisitions of the voting shares of Banks. Accordingly, the proposed acquisition of the success or organizations is treated herein as proposed acquisition of Banks.

Notice of the applications, affording opportunity for interested persons to submit comments and views, has bc n given in accordance with §3(b) of the Act. The time for filing comments and views has expired, and the applications and all comments received have been considered in light of the factors set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the third largest banking organization in Texas, controls 24 banks with aggregate deposits of approximately $2.5 billion, representing 6.3 per cent of total deposits in commercial banks in the State.[1] Acquisition of Banks (aggregate deposits of $45.1 million) would increase Applicant's share of commercial bank deposits in Texas by less than 0.2 of one per cent, and would have no appreciable effect upon the concentration of banking resources in Texas.

Casa Linda Bank, the 68th largest of the 105 banking organizations in the Dallas banking market,[2] holds deposits of about $11.1 million, or 0.1 of one per cent of total market deposits. Fidelity Bank is the 94th largest banking organization in the market and holds approximately $3 million in deposits, representing less than 0.1 of one per cent of market deposits. Northwest Bank is the market's 48th largest banking organization and holds about $18 million in deposits, which represents 0.2 of one per cent of total market deposits. Royal Bank, the 76th largest banking organization in the market, holds deposits of approximately $8.4 million, representing less than 0.1 per cent of total market deposits. Village Bank is the 85th largest banking organization in the market and holds approximately $4.9 million in deposits, or less than 0.1 of one per cent of total market deposits. Applicant, the sixth largest banking organization in the Dallas market, controls two suburban banks which are located near Dallas and which hold aggregate deposits of approximately $152.4 million, representing 1.9 per cent of total deposits in commercial banks in the market. The subsidiary bank of Applicant closest to one of Banks is separated by a distance of more than eight miles. Each of Banks is relatively small and retail-oriented and serves a predominantly residential area. The resultant highly localized nature of Banks' respective service areas severely limits effective competition among the five banks. In view of the distances involved, the limited service areas of each of Banks and the number of intervening banks, there does not appear to be any meaningful competition existing between Applicant's present subsidiaries and any of Banks. These same factors of distances and intervening banks, as well as Texas' prohibitive branching laws, appear to foreclose the development of significant competition in the future. Accordingly, on the basis of the record, it is concluded that consummation of the proposed acquisitions would not have significant adverse effects on existing or potential competition in the relevant banking market.

Considerations relating to the financial and managerial resources and future prospects of Applicant, its subsidiaries, and Banks are regarded as generally satisfactory and consistent with approval, particularly in view of Applicant's projected addition of $240,000 to the equity capital structure of each one of Banks through retention of the capital of the respective interim banks. Affiliation with Applicant should enable Banks to expand and improve the banking services offered to their customers. In particular, Applicant proposes to expand banking hours, reduce minimum deposits on certain types of savings accounts, and expand the range of trust services. Accordingly, these considerations relating to the convenience and needs of the residents of the communities to be served lend weight toward approval of the proposal. It has been determined that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the applications are approved for the reasons summarized above. The transactions shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Secretary of the Board, acting pursuant to delegated authority for the Board of Governors, effective July 31, 1975.

[SEAL] THEODORE E. ALLISON,
*Secretary of the Board.*

[FR Doc.75-20553 Filed 8-7-75;8:45 am]

[1] All banking data are as of June 30, 1974, and reflect holding company formations and acquisitions approved through June 15, 1975.

[2] The Dallas banking market, the relevant geographic market for purposes of analyzing the competitive effects of the subject proposals, is approximated by the Dallas RMA.

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE OF REPORTS

#### Lists of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 4, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

U.S. CIVIL SERVICE COMMISSION

CSC Audit Function Questionnaire, PPW-1, annually, firms engaged in manufacturing, Caywood, D.P., 395-3443.

NATIONAL SCIENCE FOUNDATION

Guide for Interviewing Representative Societal Publishers, single-time, scientific societies, Lowry, R.L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institute of Education, Interpersonal influence: Expert review and participant review questionnaires, NIE 121, single-time, participants in workshops; trainers, Planchon, P., 395-6140.

Office of Education, a proposal submitted to Commissioner of Education for Special Services Programs in Division of Student Support and Special Programs, OE 1251, annually, institutions of higher education, Marsha Traynham, 395-4529.

Center for Disease Control, talc producers questionnaire, NIOSH 0520, single-time, all U.S. talc producers, Ellett, C.A., 395-5867.

Office of Education, Public Schol finance programs, OE 427, on occasion, State Education Agencies, Ellett, C.A., 395-5867.

Office of the Secretary, nutrition project summary report, OS-23-75, on occasion, designated State agencies and aging, Lowry, R.L., 395-3772.

Office of Human Development, scope of work for phase 1—national statistical survey on runaway youth, single-time, households having youth ages 10-17, Lowry, R.L., 395-3772.

Social Security Administration, provider overpayment case transmittal, SSA-3080, other (see SF-83), fiscal intermediaries, Caywood, D.P., 395-3443.

Office of Education, application for Federal assistance (nonconstruction programs)—instructions for consumer education and metric education, OE 425, annually, Leas, Seas, Ihes, Lowry R.L. 395-3772.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Assistant Secretary):

Utilization of Three H.E.W. funded programs by local housing authorities, HUD 53152 semiannually local housing authorities, Community & Veterans' Affairs Division, 395-3532.

Resident participation in Federal, State and local manpower training and placement programs HUD 53153 semiannually, local housing authorities, Community & Veterans' Affairs Division 395-3532.

DEPARTMENT OF LABOR

Bureau of Labor Statistics, Report on Occupational employment, BLSMA 2877, single-time, local government agencies, Strasser, A., 395-5867.

DEPARTMENT OF THE INTERIOR

National Park Service:

Visitor use questionnaire—Yosemite and Sequoia-Kings National Parks, single-time, visitors to two national parks, Lowry, R.L., 395-3772.

Jamaica Bay visitor usage survey, single-time, visitors to Jamaica Bay Refuge, Lowry, R. L., 395-3772.

REVISIONS

FEDERAL RESERVE SYSTEM

Survey of time and savings deposits and supplement, FR 296 FR 296A quarterly, commercial banks, Hulett, D. T., 395-4730.

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service annual hatchery and placement inquiry, annually, hatcheries, Lowry, R. L., 395-3772.

EXTENSIONS

U.S. CIVIL SERVICE COMMISSION

Description of significant experience, CSC 1201, on occasion, households in any geographic area in U.S., Caywood, D. P., 395-3443.

RENEGOTIATION BOARD

Standard questionnaires for obtaining performance information on subcontractors, RB 88 A, on occasion, defense and aerospace contracts, Caywood, D. P., 395-3443.

ACTION

NSVP consultant service evaluation, on occasion, high schools, colleges & universities, Lowry, R. L., 395-3772.

U.S. CIVIL SERVICE COMMISSION

List of college courses, CSC 1202, on occasion, households in any geographic area in U.S. Caywood, D. P., 395-3443.

Qualifications brief for office assistant examination, CSC 1052, on occasion, applicants for Federal employment, Marsha Traynham, 395-4529.

Certificate of keyboard proficiency on card punch machine, CSC 1002, on occasion, applicants for Federal employment, Marsha Traynham, 395-4529.

Questionnaire for office assistant examination, CSC 1055, on occasion, applicants for Federal employment, Marsha Traynham, 395-4529.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of education, National Defense Education Act, Title VI—Terminal Report for Holders of National Defense Foreign Language Fellowships, OE7614, annually, individuals, Marsha Traynham, 395-4529.

Social Security Administration, cost find sch., hospital state of reimbursable cost worksheet for comp allowance, SSA-1562, annually, hospitals and nursing facility complexes, Marsha Traynham, 395-4529.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Assistant Secretary), summary of change in exposures under owners, landlords, and tenants, liability insurance, HUD-6145, annually, LPAS that administer HUD programs, Community & Veterans Affairs Division, 395-3532.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-20916 Filed 8-7-75;8:45 am]

### CLEARANCE OF REPORTS

#### Lists of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 5, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance, Quarterly Survey of Property Tax Collections, F-71-L4, single-time, County and City Tax Collectors, Ellett, C. A., 395-5867.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Center for Disease Control, Interview Instrument for Assessment of University Occupational Safety and Health Programs, NIOSH 0725, single-time, university employees, Ellett, C. A., 395-5867.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Assistant Secretary), Settlement Cost Evaluation Survey, single-time, households in seven areas, George Hall, 395-6140.

REVISIONS

DEPARTMENT OF AGRICULTURE

Social and Rehabilitation Service, State Agency Program Expenditure Projection Report, SRS-OA-25, OCSE OA 25, Quarterly, Government Agencies, Lowry, R.L., 395-3772.

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance, Annual Retail Trade Report, BUS-024, 024C, 224, annually, all types of retail businesses, Hulett, D.T., 395-4730.

Bureau of Resources and Trade Assistance, General Revenue Sharing Adjusted Tax Survey, RS 12, annually, Local Government officials, Ellett, C.A., 395-5867.

EXTENSIONS

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance Fish Tagging Report, 3-191, on occasion, Individuals, Marsha Traynham, 395-4529.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Services Administration, International Roster of Investigators in Psychopharmacology, single-time, individuals, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-20917 Filed 8-7-75;8:45 am]

## NATIONAL SCIENCE FOUNDATION

### AD HOC ADVISORY GROUP ON SCIENCE PROGRAMS (AGOSP)

#### Workshop

A five-day workshop will be conducted by the AGOSP at Keystone Lodge, Keystone, Colorado, on August 25-29, 1975.

The AGOSP was established to provide the President's Science Adviser (Director, National Science Foundation) with an independent source of advice concerning selected basic and applied science programs. The AGOSP functions in accordance with the Federal Advisory Committee Act, Pub. L. 92-463.

The workshop will be devoted to reviewing the draft final report of the NASA internal planning study, "Outlook for Space". Particular attention will be given to methodology for assessing the relative significance of space science and applications objectives as a contribution to national objectives.

Specifically, the agenda will include the following items to be discussed during the one-week workshop:

1. Review draft final report of NASA Study and develop detailed critique.
2. Identify what the AGOSP believes would be principal elements of a long-term strategy for space science.
3. Assess general approach taken by the NASA Study as it relates to planning future space activities.
4. Consider what the prospects are for future international cooperation in space.
5. Give special consideration to basic science as it relates to national priorities.

This workshop will not be open to the public. The determination to close the workshop was made by the Director of the National Science Foundation dated July 22, 1975, on the basis that the discussion and review of the above agenda items are concerned with inter-agency and intra-agency memoranda which is listed in exemption 5 of Section 552(b), Title 5 U.S.C.

For further information about the workshop or the AGOSP, please contact Mr. William C. Bartley, Executive Director, AGOSP, Science and Technology Policy Office, Rm. 602, National Science Foundation, Washington, D.C. 20550, telephone 202-632-6871.

GAIL A. MCHENRY,
*Acting Committee Management Officer.*

AUGUST 4, 1975.

[FR Doc.75-20513 Filed 8-7-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-3; 50-247; 50-286]

### CONSOLIDATED EDISON CO. OF NEW YORK, INC. (INDIAN POINT STATION UNIT NOS. 1, 2, & 3)

#### Notice of a Public Hearing on Seismic Issues, and Order in Connection Therewith

By memorandum and order dated August 4, 1975, the Nuclear Regulatory Commission granted the petition of the New York State Atomic Energy Council (Council) for a public hearing to determine whether the geological and seismological analyses which have been carried out for Units 1, 2, and 3 of the Indian Point Nuclear Generating Station fulfill the Commission's regulatory requirements and, if not, what regulatory action is needed to bring the Indian Point units into compliance with those requirements. The Commission further provided that related issues which had been independently raised by Citizens Committee for Protection of the Environment (CCPE) could also be considered at the hearing.

In authorizing the public hearing, the Commission designated the Appeal Board currently established for the Indian Point 3 operating-license proceeding to conduct this seismic proceeding. That Board is comprised of the following members: John B. Farmakides, Chairman; Dr. John H. Buck; and Dr. Lawrence R. Quarles.

The Commission's August 4, 1975 memorandum and order, and other documents related to this matter, are available and may be inspected at the Hendrick Hudson Free Library, 31 Albany Post Road, Montrose, New York; and at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20555.

Consonant with the Commission's action, the Council and CCPE, as well as Consolidated Edison Company of New York, Inc. and the Nuclear Regulatory Commission staff are hereby admitted as parties to this seismic proceeding. Other parties to the Indian Point 3 operating-license proceeding who wish to participate in the seismic proceeding should notify this Board by Friday, August 29, 1975. Any other person whose interest may be affected by this proceeding may file a petition for leave to intervene in accordance with the requirements of 10 CFR 2.714, provided that such petition is filed not later than Friday, August 29, 1975. Petitions for leave to intervene must be filed under oath or affirmation and shall set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions. A petition must be accompanied by a supporting affidavit which sets forth with particularity the facts on which petitioner relies as to both his or her interest and contentions. Petitions setting forth contentions relating only to matters outside the scope of the Commission's August 4, 1975 memorandum and order will be denied. A petition for leave to intervene which is not timely filed will not be entertained absent a determination by the Board that the petitioner, in addition to the matters specified in 10 CFR 2.714(d), has made a substantial showing of good cause for failure to file on time. The reasons for the tardiness in filing a petition, as well as the factors specified in 10 CFR 2.714(a)(1)-(4), shall be considered in making a determination whether there has been a substantial showing of good cause by the petitioner.

Any person who wishes to make an oral or written statement in this proceeding setting forth his position on the issues herein involved, but who does not wish to file a petition for leave to intervene, may request permission to make a limited appearance pursuant to the provisions of 10 CFR 2.715 of the Commission's Rules of Practice. Persons desiring to make such a limited appearance are requested so to advise this Board not later than Friday, August 29, 1975. A person permitted to make a limited appearance does not become a party, but may state his position and raise questions which he would like to have answered to the extent they are relevant to the matter at hand. A member of the public does not have the right to participate unless he has been granted the right to intervene as a party, or the right of limited appearance.

The Commission's August 4, 1975, memorandum and order specifically authorized the Indian Point 3 Appeal Board to frame the issues to be heard in this seismic proceeding. The Commission also directed it to convene the hearing with expedition. Accordingly, notice is hereby given that a prehearing conference is contemplated for September 25, 1975, at a time and place to be hereafter announced. At this conference, the Board will consider, inter alia, any new intervention petitions and responses thereto, the framing of issues, and other procedural matters.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing & Service Section, or may be filed by delivery to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555. Copies of papers filed in this proceeding should also be sent to members of the designated Appeal Board; and to the Chief Hearing Counsel, Office of the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

Pending further order of the Appeal Board, parties are required to file, pursuant to the provisions of 10 CFR 2.708, an original and twenty (20) conformed copies of each such paper with the Commission.

It is so ordered.

Dated at Bethesda, Maryland this 5th day of August 1975.

For the Atomic Safety and Licensing Appeal Board.

MARGARET E. DU FLO,
*Secretary to the Appeal Board.*

NOTE: This action was taken, in the absence of a quorum, by the Panel Chairman under the authority of 10 CFR 2.787(b)(2). Dr. Buck and Dr. Quarles wish to note their concurrence in the terms of the foregoing notice and order.

[FR Doc.75-20860 Filed 8-7-75;8:45 am]

## PRESIDENTIAL CLEMENCY BOARD

### MEETINGS

JULY 31, 1975.

Notice is given hereby, pursuant to the provisions of the Federal Advisory Committee Act of 1972, that meetings of the Presidential Clemency Board will be held September 2-6, 8-13, 15-16, 1975. During the course of these meetings, the Presidential Clemency Board will meet both as a whole and in panels of no less than three members each. All meetings begin at 9:00 a.m., at 2033 M Street, N.W., Washington, D.C.

These meetings will not be open to the public since the Board will discuss matters related solely to its internal personnel and practices under 5 U.S.C. 522-(b)(2), and it will examine personnel and similar files, disclosure of which would constitute an unwarranted invasion of privacy under (b)(6) of the same section.

CHARLES E. GOODELL,
*Chairman.*

[FR Doc.75-20797 Filed 8-7-75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 19103; (70-5707)]

### NEW ENGLAND POWER CO.

#### Proposed Issuance and Sale of Cumulative Preferred Stock at Competitive Bidding

JULY 31, 1975.

Notice is hereby given that New England Power Company, 20 Turnpike Road, Westborough, Massachusetts 01581, ("NEPCO"), an electric utility subsidiary company of New England Electric System ("NEES"), a registered holding company, has filed an application-declaration and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(a), 7, 9(a), 10 and 12 of the Act and Rules 42 and 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application-declaration, as amended, which is summarized below, for a complete statement of the proposed transaction.

NEPCO proposes to issue and sell $25,000,000 aggregate par value of cumulative preferred stock in the form of either 250,000 shares of a new series of its Dividend Series Preferred Stock (par value $100) to be designated Cumulative Preferred Stock, $100 par value, --% Series, or 1,000,000 shares of an initial series of its Preferred Stock-Cumulative (par value $25) to be designated Cumulative Preferred Stock, $25 par value, --% Series. The dividend rate (which shall be a multiple of .04 of 1% if NEPCO issues its $100 par value preferred stock and .16 of 1% if it issues its $25 par value preferred stock) and the price to be paid to NEPCO (which shall be not less than par nor more than 102.75% of par) will be determined by competitive bidding. If the dividend rate specified exceeds 12.32% per annum, further orders of state commissions having jurisdiction will be necessary. Prior to September 1, 1980, none of the shares of the preferred stock may be redeemed if such redemption is for the purpose of refunding such share, directly or indirectly, through the incurring of debt or the issuance of stock ranking equally with or prior to the preferred stock at an interest or dividend cost less than the total effective dividend cost to NEPCO of the preferred stock. The preferred stock may include a sinking fund which would retire 5% of the initial issue annually. NEPCO shall notify prospective bidders no later than 12 Noon on the second full business day prior to the time designated for the submission of bids (1) which series NEPCO will be issuing and (2) whether there will be a sinking fund and the terms of any such sinking fund.

The proceeds from the sale of the preferred stock will be applied to the reduction of outstanding short-term promissory notes of NEPCO issued to pay for capitalizable expenditures or to reimburse the treasury thereof.

The fees and expenses to be paid by NEPCO in connection with the proposed issue and sale of preferred stock are estimated at $95,000, including service fees, at cost, of New England Power Service Company, a wholly-owned subsidiary company of NEES, of $40,000. The fees of counsel for the underwriters, to be paid by the successful bidders, will be supplied by amendment. It is stated that the Massachusetts Department of Public Utilities, the New Hampshire Public Utilities Commission, the Vermont Public Service Board, and the Connecticut Public Utilities Commission have jurisdiction over the proposed issue and sale of the preferred stock, and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transaction.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 26, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as amended or as it may be further amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20 (a) and 100 thereof or take such other actions as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20546 Filed 8-7-75;8:45 am]

[File No. 500-1]

### ROYAL PROPERTIES INC.

#### Suspension of Trading

JULY 31, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Royal Properties Incorporated being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 1, 1975 through August 10, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20547 Filed 8-7-75;8:45 am]

## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area #1160: Amdt. No. 1]

### MINNESOTA

#### Declaration of Disaster Area

In addition to previously declared counties of Beltrami, Clay, Itasca, Kittson, Marshall, Norman, Pennington, Polk, Roseau and Wilkin (40 FR 32182), Chisago, Winona and adjacent counties within the State of Minnesota constitute a disaster area because of damage resulting from severe storms, tornadoes and flooding beginning about June 28, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 22, 1975, and for economic injury until the close of business on April 22, 1976, at:

Small Business Administration, District Office, Plymouth Building, Room 530, 12 South Sixth Street, Minneapolis, Minnesota 55402, or other locally announced locations.

The last sentence of Declaration of Disaster Loan Area #1160 is also hereby revised to read as follows: "Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 22, 1975, . . ."

Dated: July 25, 1975.

THOMAS S. KLEPPE,
*Administrator.*

[FR Doc.75-20582 Filed 8-7-75;8:45 am]

[Proposal No. 08/08-0035]

### CAPITAL LIMITED V.H.J., INC.

#### Application for a License as a Small Business Investment Company

Notice is hereby given of the filing of an application with the Small Business Administration (SBA) pursuant to Section 107.102 of the Regulations (13 CFR 107.102 (1975)) by Capital Limited V.H.J., Inc., 3610 South State Street, Salt Lake City, Utah 84115, for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958 (The Act), as amended (15 U.S.C. 661 *et seq.*).

The proposed officers, directors, and shareholders are:

David Clare Spackman, 1664 S. 1200 E., Salt Lake City, Utah 84105, president, general manager and director.
Frank Jan Page, 222 Elizabeth St., Salt Lake City, Utah, vice-president and director.
Wendell L. Cottrell, 3856 S. 2140 E., Salt Lake City, Utah 84109, secretary-treasurer and director.
Vernon H. Johnson, 5374 Baldwin Park, Murray, Utah 84107, director and 50 percent shareholder.
Howard B. Cahoon, 3563 Canyon Way, Salt Lake City, Utah 84106, 50 percent shareholder.

The Applicant will begin operations with a capitalization of $305,000 and will







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be a source of equity capital and long-term loan funds for qualified small concerns. In addition to financial assistance, the Applicant will provide management services to small concerns.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owners and management, including adequate profitability and financial soundness, in accordance with the Act and Regulations.

Notice is further given that any person may, on or before August 25, 1975, submit written comments on the proposed company to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 "L" Street NW., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Salt Lake City, Utah.

Dated: August 1, 1975.

JAMES THOMAS PHELAN,
*Deputy Associate Administrator for Investment.*

[FR Doc 75-20559 Filed 8-7-75;8:45 am]

## MADISON DISTRICT ADVISORY COUNCIL

### Public Meeting

The Small Business Administration Madison District Advisory Council will hold a public meeting from 10:30 AM to 2:30 PM, Friday, September 19, 1975, at the Concourse, One West Dayton Street, Madison, Wisconsin, to discuss such business as may be presented by members and the staff of the Small Business Administration. For further information, call or write Lucian G. Schlimgen, Jr., (608) 252-5267, 122 West Washington Avenue, Room 700, Madison, Wisconsin, 53703.

Dated: August 4, 1975.

ANTHONY S. STASIO,
*Chief Counsel for Advocacy, Small Business Administration.*

[FR Doc.75-20563 Filed 8-7-75;8:45 am]

## JACKSONVILLE DISTRICT ADVISORY COUNCIL AND MIAMI DISTRICT ADVISORY COUNCIL

### Joint Public Meeting

The Small Business Administration Jacksonville District Advisory Council and the Miami District Advisory Council will hold a joint meeting from 9:00 AM to 4:00 PM, Friday, September 26, 1975, at the Marco Beach Hotel, Marco Island, Florida, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information call or write Mr. Douglas E. McAllister, 400 West Bay Street, Jacksonville, Florida 32202 (904) 791-3781, or Mr. Thomas A. Butler, 2222 Ponce de Leon Blvd., Coral Gables, Florida 33134 (305) 350-5533.

Dated: August 4, 1975.

ANTHONY S. STASIO,
*Chief Counsel for Advocacy Small Business Administration.*

[FR Doc.75-20564 Filed 8-7-75;8:45 am]

## PHOENIX DISTRICT ADVISORY COUNCIL

### Public Meeting

The Small Business Administration Phoenix District Advisory Council will hold a public meeting at 12:15 PM (mountain time), Wednesday, September 17, 1975, at Emperor's Garden, 7228 First Avenue, Scottsdale, Arizona, to discuss such business as may be presented by members and the staff of the Small Business Administration. For further information, call or write Stanley D. Goldberg, (602) 261-3700, 112 North Central Avenue, Phoenix, Arizona 85004.

Dated: August 4, 1975.

ANTHONY S. STASIO,
*Chief Counsel for Advocacy Small Business Administration.*

[FR Doc.75-20562 Filed 8-7-75;8:45 am]

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

### WASHINGTON STATE STANDARDS

### Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Assistant Regional Director for Occupational Safety and Health (hereinafter called the Assistant Regional Director) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary) (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On January 26, 1973, notice was published in the Federal Register (38 FR 2421) of the approval of the Washington plan and the adoption of Subpart F to Part 1952 containing the decision.

The Washington plan provides for the adoption of State standards which are at least as effective as comparable Federal standards promulgated under section 6 of the Act. Section 1952.123 of Subpart F sets forth the State's schedule for the adoption of Federal standards. By letter dated January 31, 1975, from John E. Hillier, Supervisor, Department of Labor and Industries to James W. Lake, Assistant Regional Director, and incorporated as part of the plan, the State submitted State standards comparable to 29 CFR Part 1910 Subpart E. These standards, which are contained in Chapter 296-24 WAC of the General Safety and Health Standards, were promulgated after due notice and a public hearing held at Olympia, Washington on April 29, 1974, and adopted by the Department of Labor and Industries on April 29, 1974, pursuant to Chapter 34.04 Revised Codes of Washington and Chapter 1-12 WAC.

2. *Decision.* Having reviewed the State submission in comparison with the Federal standards it has been determined that the State standards are identical to the Federal standards and are hereby approved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplement, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Assistant Regional Director, Occupational Safety and Health Administration, Room 6048, Federal Office Building, 909 First Avenue, Seattle, Washington 98174; Department of Labor and Industries, General Administration Building, Olympia, Washington 98504; and Office of the Associate Assistant Secretary for Regional Programs, Room N-3112, 200 Constitution Ave. NW., Washington, D.C. 20210;

4. *Public participation.* Under 1953.2 (c) of this chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds that good cause exists for not publishing the supplement to the Washington State plan as proposed change and making the Assistant Regional Director's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with the procedural requirements of State law and further participation would be unnecessary.

This decision is effective August 8, 1975.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667)).

Signed at Seattle, Washington, this 18th day of June 1975.

JAMES W. LAKE,
*Assistant Regional Director.*

[FR Doc.75-20544 Filed 8-7-75;8:45 am]

### Wage and Hour Division

### FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

### Certificates Authorizing Employment at Subminimum Wages

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of full-time students (29 CFR 519), and Administrative Order 621 (36 FR 12819), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates not less than 85 percent of the wage rates otherwise applicable under section 6 of the Act. This group of establishments consists of retail stores primarily engaged in the selling of clothing, shoes and related articles for personal wear and adornment.

These certificates authorize the establishments listed to employ full-time students at subminimum wage rates for percentages not to exceed 10 percent of the total hours of all employees in the establishment in any calendar month during the effective period of the certificate.





The authority provided by any of these certificates was not effective before March 21, 1975, and expires not later than June 12, 1976, but in no instance does the effective period of any one certificate exceed one year.

Abrahams Bros., 217 West Federal Street, Youngstown, OH.

Adrian Mall Apparel Corporation, No. 539, Adrian, MI.

Archer Corporation, No. 609, Chicago, IL.

Austintown Apparel Corporation, No. 629, Austintown, OH.

Bakers Shoe Store: No. 2829, Mesa, AZ; Nos. 2821, 2822 and 2827, Phoenix, AZ; No. 2820, Scottsdale, AZ; No. 2826, Tucson, AZ; 50 River Oaks, Calumet City, IL; 370 Golf-Mill Shopping Center, 6336 South Halsted Street, 133 South State Street and 4024 West Madison Street, Chicago, IL; 9540 South Evergreen Plaza, Evergreen Park, IL; 158 Yorktown, Lombard, IL; 147 Lincoln Mall, Matteson, IL; 1050 Winston Plaza, Melrose Park, IL; 999 North Elmhurst Road, Mount Prospect, IL; 40 Oakbrook Center Mall, Oak Brook, IL; 1139 Lake Street, Oak Park, IL; No. 7, Peoria, IL; F-129B the Mall at Cherryvale, Rockford, IL; E-308 Woodfield, Schaumburg, IL; 29 Old Orchard Shopping Center, Skokie, IL; 10202 East Washington Street, Indianapolis, IN; 2216 Brookdale Center, Brooklyn Center, MN; 634 Nicollett Mall and 216 Southdale, Minneapolis, MN; Fairview Avenue & Highway 36, St. Paul, MN; 7500 Beachmont Avenue, Cincinnati, OH; No. 2372, Toledo, OH.

Barney Stock Hosiery Shops, 499 Broadway, Bayonne, NJ.

Baskin Clothing Company: 109 Hawthorn Center, Vernons Hills, IL; 195 Lakehurst, Waukegan, IL.

Baum's Inc., 221 Liberty Street, Morris, IL.

Beard & Stovall, 108 North Benton Street, Woodstock, IL.

Berlin's, 17 Park Avenue, Rutherford, NJ.

Brenner Bros., 116 East Liberty Street, Wooster, OH.

Brooks: No. 1, Bridgeport, CT; No. 91, Carbondale, IL; No. 102, Homewood, IL; No. 107, Joliet, IL; No. 89, Matteson, IL; No. 73, Moline, IL; No. 11, Peoria, IL; No. 93, Rockford, IL; No. 101, Tinley Park, IL; No. 70, Urbana, IL; No. 127, Evansville, IN; No. 38, Auburn, MA; No. 130, Chicopee, MA; No. 90, Methuen, MA; No. 35, North Dartmouth, MA; No. 20, Springfield, MA; No. 115, Portsmouth, NH; 410 Springfield Avenue, Summit, NJ; No. 92, Warwick, RI.

Bruce Canter's Kopy Kat, 505 Chillicothe Street, Portsmouth, OH.

Burts Shoe Store: No. 1945, Concord, CA; No. 1860, Los Angeles, CA; No. 1869, North Hollywood, CA; No. 1953, San Bruno, CA; No. 1951, San Francisco, CA; No. 1928, San Jose, CA; 42 South State Street, Chicago, IL; 15201 South Dixie Highway, Harvey, IL; 620 Nicollett Avenue, Minneapolis, MN.

Cain's, No. 56, Peoria, IL.

Chandlers Shoe Store: No. 4884, Beverly Hills, CA; No. 4849, Cerritos, CA; No. 4860, Los Angeles, CA; No. 4921, Palo Alto, CA; No. 4931, Sacramento, CA; Nos. 4950 and 4956, San Francisco, CA; 44 River Oaks, Calumet City, IL; 650 North Michigan Avenue, 27-29 North State Street and 6352 South Halstead Street, Chicago, IL; 95th & Western Avenue, Evergreen Park, IL; 262 Yorktown, Lombard, IL; 246 Lincoln Mall, Matteson, IL; 999 North Elmhurst Road, Mount Prospect, IL; 55 Oakbrook Center Mall, Oak Brook, IL; 84 Old Orchard Shopping Center, Skokie, IL; 719 Nicollet Mall and 264 Southdale, Minneapolis, MN; 617 Race Street, Cincinnati, OH.

Charlestown Mill Store, Inc., 77 Market Street, Park Ridge, NJ.

Chasnoff Antioch, Inc., 5235 Center Mall, Kansas City, MO.

Chasnoff Blue Ridge, Inc., 4200 Blue Ridge Boulevard, Kansas City, MO.

Chasnoff Indian Springs, Inc., 4601 State Kansas City, KS.

Chasnoff Metcalf, Inc., 9545 Metcalf Center, Overland Park, KS.

Chasnoff Plaza, Inc., 301 Nichols Road, Kansas City, MO.

Chasnoff Troost, Inc., 1312 Meyer, Kansas City, MO.

Chasnoff Ward Parkway, Inc., 8721 State Line, Kansas City, MO.

Collins: Mineola, TX; 104 East Eighth, Tyler, TX.

Culwell & Son, Inc., 6319 Hillcrest, Dallas, TX.

David Burr: 265 Main Street, Hackensack, NJ; 1059 Springfield Avenue, Irvington, NJ; 3900 Bergenline Avenue, Union City, NJ.

Deerbrook Apparel Corporation, No. 640, Deerfield, IL.

De Mar's Inc., 6101 West Cermak Road, Cicero, IL.

The Fabric Mart, 1819 Knickerbocker Road, San Angelo, TX.

Fabs, No. 1101, Sheboygan, WI.

Felges', 3701 Durand Avenue, Racine, WI.

The Fly, Eastland Shopping Center, Bloomington, IL.

Four Seasons Casuals, Ltd., 95 North Moorland Road, Brookfield, WI.

Glenbrook Apparel Corporation, No. 509, Fort Wayne, IN.

Gray's, Inc., 116-18 West Randolph, Enid, OK.

Green Tree Apparel Corporation, No. 531, Clarksville, IN.

Greenwood Apparel Corporation, No. 496, Greenwood, IN.

Hancock Fabric Outlet, 2809 Southwest Parkway, Wichita Falls, TX.

Harrington's, Inc., 724 South Main, Tulsa, OK.

Havre's, 19 North Franklin Street, Chagrin Falls, OH.

Henry's, Inc., 304 Central Avenue SW., Albuquerque, NM.

Hollebs, Inc., 7610 Pershing Boulevard, Kenosha, WI.

The Hollywood, Inc., 715 Polk, Amarillo, TX.

Jack's Corner, Inc., Main & High, Oxford, OH.

Jerome's, Inc., 350 North Main Street, Elmira, NY.

Kinney Shoes: No. 2030, Moline, IL; No. 3363, Marquette, MI; No. 1131, St. Cloud, MN; No. 3325, Cincinnati, OH; No. 147, Eau Claire, WI; No. 715, Milwaukee, WI; No. 1050, Wauwatosa, WI.

Kokomo Bargain Center Corporation, 815 North Washington Street, Kokomo, IN.

Kaufman's First in Fashion, Inc.: 4800 North Harlem Avenue and 744 North Michigan Avenue, Chicago, IL; E312 Woodfield Mall, Schaumburg, IL.

Kays Boys Ship, Inc., 624 Main Avenue, Passaic, NJ.

Langworthys, 525 North Milwaukee Avenue, Libertyville, IL.

Leder Banner, Inc., Conway, SC.

Leder Brothers, Inc.: Clinton, NC; Jacksonville, NC; Lumberton, NC; Smithfield, NC; Whiteville, NC; Marion, SC.

Leder Potter, Inc.: Tabor City, NC; Loris, SC.

Leeds Shoe Store: No. 3902, Bakersfield, CA; No. 3898, Buena Park, CA; No. 3865, Canoga Park, CA; No. 3849, Cerritos, CA; No. 3917, Chula Vista, CA; No. 3936, Citrus Heights, CA; No. 3873, City of Industry, CA; No. 3945, Concord, CA; No. 3863, Costa Mesa, CA; No. 3958, Daly City, CA; No. 3856, Downey, CA; No. 3912, El Cajon, CA; No. 3946, El Cerrito, CA; No. 3947, Hayward, CA; No. 3870, Hollywood, CA; No. 3893, Huntington Beach, CA; No. 3883, Hunt Park, CA; No. 3879, Lakewood, CA; Nos. 3850, 3860, 3861, 3871, 3875, 3876, 3878 and 3890, Los Angeles, CA; No. 3846, Montclair, CA; No. 3922, Mountain View, CA; No. 3869, North Hollywood, CA; No. 3848, Northridge, CA; Nos. 3940 and 3941, Oakland, CA; No. 3847, Orange, CA; No. 3845, Oxnard, CA; No. 3851, Redondo Beach, CA; No. 3892, Riverside, CA; Nos. 3931, 3933 and 3934, Sacramento, CA; No. 3929, Salinas, CA; Nos. 3888 and 3903, San Bernardino, CA; No. 3958, San Bruno, CA; Nos. 3911 and 3916, San Diego, CA; Nos. 3950, 3951 and 3955, San Francisco, CA; Nos. 3921, 3924, 3927 and 3928, San Jose, CA; No. 3923, San Mateo, CA; No. 3885, Santa Monica, CA; No. 3961, Stockton, CA; No. 3867, Sherman Oaks, CA; Nos. 3852 and 3854, Torrance, CA; No. 3868, Van Nuys, CA; No. 3894, West Covina, CA; No. 3840, Westminster, CA; No. 3858, Whittier, CA.

Lepp & Company, Inc., 5601-6 Avenue, Kenosha, WI.

Lerner Shops: No. 432, Alhambra, CA; No. 409, Bakersfield, CA; No. 431, Beverly Hills, CA; No. 505, Carson, CA; No. 502, Cerritos, CA; No. 472, Chula Vista, CA; No. 503, Citrus Heights, CA; No. 506, City of Industry, CA; No. 481, Canoga Park, CA; No. 444, Eureka, CA; Nos. 461 and 500, Fresno, CA; No. 429, Hollywood, CA; No. 402, Huntington Beach, CA; No. 422, Huntington Park, CA; No. 423, Inglewood, CA; Nos. 404 and 448, Long Beach, CA; Nos. 400, 433, 434 and 438, Los Angeles, CA; No. 414, Montclair, CA; No. 455, Norwalk, CA; No. 457, Ontario, CA; No. 443, Panorama City, CA; No. 453, Riverside, CA; Nos. 427 and 428, Sacramento, CA; No. 504, Salinas, CA; Nos. 405, 436 and 469, San Diego, CA; No. 401, Santa Barbara, CA; No. 430, Santa Monica, CA; No. 419 and 484, Stockton, CA; No. 464, Torrance, CA; No. 482, Ventura, CA; No. 228, South Bend, IN; No. 220, Flint, MI; No. 249, Grand Rapids, MI; No. 235, Jackson, MI; No. 246, Kalamazoo, MI; No. 494, Las Vegas, NV; No. 187, Pasadena, TX.

E.S. Levy Co., 2227 Central Plaza, Galveston, TX.

Loehmann's: 698 West Avenue, Norwalk, CT; 330 Windsor Avenue, Windsor, CT; 7118 Golf Road, Morton Grove, IL; 594 Worcester Street, Natick, MA; Paradise Road, Swampscott, MA.

Lynns', 51 Broad Street, Elizabeth, NJ.

Margies Inc.: Golf Mill Shopping Center, Niles, IL; 6440 West 95th Street, Oak Lawn, IL; 7401 West North Avenue, River Forest, IL.

The Men, 114 North Street, Normal, IL.

Men's Quality Shop, Inc., 24-30 East Broughton Street, Savannah, GA.

Meridian Apparel, Inc., No. 547, Okemos, MI.

The Milford Shop, 26 Broad Street, Milford, CT.

Mount Prospect Apparel Corporation, No. 461, Mount Prospect, IL.

Morton's Inc., 455 Central Avenue, Dover, NH.

National Mens Shops: No. 156, Phoenix, AZ; No. 251, Cerritos, CA; Nos. 55 and 108, Los Angeles, CA; No. 25, San Francisco, CA; No. 238, Matteson, IL; No. 200, Burlington, MA; No. 61, Natick, MA; No. 145, North Dartmouth, MA; No. 249, Lansing, MI; No. 130, Warwick, RI.

Nettle Lee Shop, Inc., 240 East Main Street, Johnson City, TN.

The Nobil Shoe Company: 1 South State Street, Chicago, IL; 9700 Western Avenue, Evergreen Park, IL; 300 Lincoln Mall, Matteson, IL; 999 North Elmhurst Road, Mount Prospect, IL; 750 East Tallmadge Avenue, Akron, OH; Mellett Mall, Canton, OH; 20750 Libby Road, Cleveland, OH; 617 Richland Mall, Mansfield, OH; 4301 Kent Road, Stow, OH.

Nosco Shoe Department: Vine & 2nd Streets, Coshocton, OH; West High Street,

Piqua, OH; 3315 Maple Avenue, Zanesville, OH.

The Other Place, 13 River Street, Milford, CT.

Pay-Less Shoes: Nos. 6 and 21, Fort Worth, TX.

Pekin Apparel Corporation, No. 641, Pekin, IL.

M.J. Petrie, Inc.: Nos. 126 and 601, Chicago, IL.

Piccadilly Apparel, Ltd., 50000 Shelbyville Road, Louisville, KY.

Price Stores, 52 South Jefferson Street, Dayton, OH.

Red Robin: No. 616, Chicago, IL; No. 133, Cleveland, OH; No. 160, Garfield Heights, OH; No. 161, Maple Heights, OH; No. 170, North Olmsted, OH.

The Richman Brothers Company: 3929 McCain Boulevard, North Little Rock, AR; 114–118 South State Street and 95th Street & Western Avenue, Chicago, IL; Larkin Road, Joliet, IL; 166 Yorktown, Lombard, IL; 106 Lincoln Mall, Matteson, IL; 383 Golf Mill Shopping Center, Niles, IL; 197–28 Westbank Expressway, Gretna, LA; 122 Coronado Center, Albuquerque, NM; 120 Colonie Shopping Center, Albany, NY; 3300 Chambers Road, Horseheads, NY; East Fairmount Avenue, Lakewood, NY; 6929 Williams Road, Niagara Falls, NY; 4545 Transit Road. Williamsville, NY; 260 Chapel Hill Mall, Akron, OH; 4164 Belden Mall, Canton, OH; 9491 Colerain Avenue and 7835 Montgomery Road, Cincinnati, OH; 2717 Eastland Mall, Columbus, OH; 2700 Miamisburg, Dayton, OH; 32–34 South Main Street, Dayton, OH; 366 Midway Mall Boulevard, Elyria, OH; 3340 Westgate Shopping Center, Fairview Park, OH; 611 Richland Mall, Mansfield, OH; 20650 Libby Road, Maple Heights, OH; 3725 Williston Road, Northwood, OH; 1475 Upper Valley, Springfield, OH; 629 Southwyck Shopping Center, Toledo, OH; 2103 Elm Road Plaza, Warren, OH; 3551 Belmont Avenue East and 7410 Market Street, Youngstown, OH; 2608 Villa Prom, Oklahoma City, OK; 4945 East 41st Street, Tulsa, OK; 2088 Valley View Center, Dallas, TX; 132 Seminary South, Fort Worth, TX; 2074 North East Mall, Hurst, TX.

Richmond Apparel Corporation, No. 624, Cleveland, OH.

Ridgewood Apparel Corporation, No. 627, Parma, OH.

Romes, No. 27, Fitchburg, MA.

Rosalee: 30 River Oaks Drive, Calumet City, IL; 247 Lincoln Mall, Matteson, IL.

Rosedale Apparel Corporation, No. 545, Roseville, MN.

Sealfons, Inc., 257 East Ridgewood Avenue, Ridgewood, NJ.

Seifert's Inc.: North Grand Plaza, Ames, IA; 418 Chestnut Street, Atlantic, IA; College Square Mall, Cedar Falls, IA; 104 Lindale Plaza and 227 2nd Street, SE., Cedar Rapids, IA; Northpark Plaza, Davenport, IA; 211 West Water, Decorah, IA; Kennedy Mall, Dubuque, IA; 54–56 Burlington Street, Fairfield, IA; 10 South Clinton, Iowa City, IA; 512 Washington Avenue, Iowa Falls, IA; 32–34 East Main and Marshalltown Plaza, Marshalltown, IA; East Side of Square, Mount Pleasant, IA; 105 High Street, Oskaloosa, IA; 105–107 East Main, Ottumwa, IA; 109 West Washington, Washington, IA; 241 Crossroads Center, Waterloo, IA.

The Show Off, 107 North Palm Canyon Drive, Palm Springs, CA.

Size 5–7–9 Shops: 323 Los Cerritos Mall, Cerritos, CA; 379 Fashion Valley, San Diego, CA.

Skall's Men's Wear, Inc., 13971 Cedar Road, South Euclid, OH.

Softwear: 6428 South Halsted Street, Chicago, IL; and Evergreen Plaza, Evergreen Park, IL.

Softwear Savings Association, 2435 West 63rd Street, Chicago, IL.

Southland Apparel Corporation, 6946 West 130th Street, Cleveland, OH.

Springfield Ohio Apparel Corporation, No. 579, Springfield, OH.

Stein's Stores: 1451 New Britain Avenue, West Hartford, CT; 4801 Chef Menteur Highway and 738 Canal Street, New Orleans, LA; 425 Texas Street, Shreveport, LA; 1611 Main Street, Dallas, TX; 519 Main Street, Houston, TX; 414-416 East Houston Street, San Antonio, TX.

Sterling Apparel Corporation, No. 594, Sterling, IL.

Stow Apparel Corporation, No. 622, Stow, OH.

Stuarts: Nos. 443 and 466, Chicago, IL; No. 548, Rochester, MN.

Susie's Casuals: No. 9313, Charlotte, NC; No. 9349, Chattanooga, TN.

Sylvette Corset Bergen Corporation: 898 Bergen Avenue, Jersey City, New Jersey; 1165 Highway 35, Middletown, NJ.

Tallmadge Apparel Corporation, No. 638, Toledo, OH.

Tippecanoe Plaza, 2323 Sagamore Parkway South Drive, Lafayette, IN.

Toledo Westgate Apparel, Inc., No. 617, Toledo, OH.

Trego's Inc., 817 Main, Woodward, OK.

Vaughns, 209 North Second Avenue, Alpena, MI.

Western Woods Apparel, Inc., No. 506, Cincinnati, OH.

The Wild Pair: No. 5826, Tucson, AZ; No. 5912, El Cajon, CA; No. 5911, San Diego, CA.

Will Rogers Store, 5970 East 31st, Tulsa, OK.

Wilson's C. J. of Course, 26 North Sandusky Street, Delaware, OH.

Witzigs, Inc., 129 South Main Street, Morton, IL.

Woodville Apparel Corporation, No. 630, Toledo, OH.

World of Fabrics: No. 9, Albert Lea, MN; No. 6, Worthington, MN.

Worthmore Clothes Shop, 327 Middletown Mall, Middletown, OH.

Worths: Kennedy & Rose Streets, Danbury, CT; 360 Broad Street and 841 Main Street, Manchester, CT; 470 Lewis Avenue, Meriden, CT; 21–30 South Main Street, Torrington, CT; 83 Bank Street, 206 Chase Avenue, 431 Harpers Ferry Road and 920–75 Wolcott Road, Waterbury, CT; No. 228, West Hartford, CT.

Yorktown Apparel Corporation, No. 527, Lombard, IL.

Young Fashions, Inc., 3154 Government Street, Baton Rouge, LA.

Youthland, Inc., 3131 Kingsdale Center, Columbus, OH.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at subminimum wage rates is necessary to prevent curtailment opportunities for employment and the hiring of full-time students at subminimum wage rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate.

The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in 29 CFR 528. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof on or before September 22, 1975.

Signed at Washington, D.C., this 4th day of August, 1975.

ARTHUR H. KORN,
*Authorized Representative of the Administrator.*

[FR Doc.75-20529 Filed 8-7-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 827]

### ASSIGNMENT OF HEARINGS

AUGUST 5, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 99493 Sub 4, Central Storage & Transfer Co. of Harrisburg, now assigned September 15, 1975, at Philadelphia, Pa., will be held in Room 3240, William J. Green, Jr., Federal Bldg., 600 Arch Street.

MC 114818 Sub 17, Motor Cargo, now assigned September 15, 1975, at Carson City, Nev., will be held in Room 131, Senate Hearing Room, Legislative Bldg., 409 S. Carson Street.

MC-C-8667, Don Swart Trucking, Inc.—Investigation and Revocation of Certificates now assigned September 23, 1975, at Charleston, W. Va., will be held in Room C, Second Floor, State Capital, State Office Building.

MC-F-12490, B. F. Walker, Inv.—Control and Merger—Gregory Heavy Haulers, Inc., now being assigned September 8, 1975, at the office of the Interstate Commerce Commission, Washington, D.C.

MC 53965 Sub-100, Graves Truck Line, Inc., now assigned September 8, 1975, at Oklahoma City, Okla., will be held in Room 4310 U.S. Post Office, 200 North West 4.

MC 113495 Sub-67, Gregory Heavy Haulers, Inc., now assigned September 8, 1975 at Washington, D.C. has been postponed indefinitely.

MC 130288, Richard L. Morgan Agency, a partnership, now assigned September 15, 1975, at Topeka, Kans., will be held in Room 307 Federal Building, 5th & Kansas.

MC 107403 Sub-917, Matlack, Inc., now assigned September 18, 1975 at Columbus, Ohio is canceled and the application is dismissed.

MC 110563 Sub-148, Coldway Food Express, Inc., now being assigned September 18, 1975 (2 days), at Columbus, Ohio, in Room 235, Federal Office Bldg., 85 Marconi Blvd.

MC 112288 Sub-11, Yarbrough Transfer Co., a corporation, now assigned September 10, 1975, at Greensboro, N.C., will be held in 2nd Floor-Courthouse, U.S. Post Office Courthouse, 321 W. Market Street.





MC 140254, Appomattox Tours, Inc., dba Appomattox Tours, now assigned September 15, 1975, at Petersburg, Virginia, will be held in the Civil Service Hearing Room, Post Office, 29 Franklin Street.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20588 Filed 8-7-75;8:45 am]

[Notice No. 51]

### MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 7, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 29, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75974. By order entered August 4, 1975, the Motor Carrier Board approved the transfer to Selby Implement Company, Inc., Selby, S. Dak., of the operating rights set forth in Permits Nos. MC 116720, MC 116720 (Sub-No. 1), MC 116720 (Sub-No. 3), and MC 116720 (Sub-No. 6), issued by the Commission January 13, 1961, November 5, 1963, October 29, 1964, and January 19, 1968, respectively, to Donald E. Miller, Lemmon, S. Dak., authorizing the transportation of malt beverages and supplies, signs, and materials used in the sale and distribution thereof, and empty malt beverage containers, from and to points in Minnesota, South Dakota, and Wisconsin. Jack R. Von Wald, Box 157, Selby, S. Dak. 57472, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20586 Filed 8-7-75;8:45 am]

[Corrected Third Rev. Exemption No. 99]

### PLAIN GONDOLAS LESS THAN 61 FEET

#### Exemption of the Mandatory Car Service Rules Ordered in Ex Parte No. 241

AUGUST 5, 1975.

*It appearing,* That the U.S. railroads own numerous plain gondolas less than 61 ft.; that under present conditions, there are substantial surpluses of these cars on the lines of the car owners; that return of these cars to the car owners would result in their being stored idle on these lines; that such cars can be used by other carriers for transporting traffic offered for shipments to points remote from the car owners; and that compliance with Car Service Rules 1 and 2 prevents such use of plain gondolas, resulting in unnecessary loss of utilization of such cars.

*It is ordered,* That pursuant to the authority vested in me by Car Service Rule 19, plain gondola cars described in the Official Railway Equipment Register, I.C.C. R.E.R. No. 396, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation "GA", "GB", "GD", "GH", "GS", * * * and "GW", which are less than 61 ft. 0 in. long, and which bear the reporting marks assigned to United States Railroads, shall be exempt from the provisions of Car Service Rules 1(a), 2(a), and 2(b). (See Exception and Note.)

*Exception:* This exemption shall not apply to plain gondola cars owned by the railroads named below:

Florida East Coast Railway Company, Reporting Marks: FEC.

The Kansas City Southern Railway Company, Reporting Marks: KCS-LA.

Richmond, Fredericksburg and Potomac Railroad Company, Reporting Marks: RFP.[1]

Union Pacific Railroad Company, Reporting Marks: UP.

NOTE: This exemption does not supersede United States customs regulations applicable to cars owned by Canadian or Mexican railroads.

This exemption shall not apply to cars subject to service orders issued by the Interstate Commerce Commission or to directives issued by the Association of American Railroads, restricting the use of designated cars.

Effective July 28, 1975.

Expires August 31, 1975.

Issued at Washington, D.C., July 25, 1975.

INTERSTATE COMMERCE COMMISSION,
R. D. PFAHLER,
*Agent.*

[FR Doc.75-20587 Filed 8-7-75;8:45 am]

[No. 35220]

### CLAIMS ON GRAIN AND GRAIN PRODUCTS

#### Practices and Policies in the Settlement of Loss and Damage

AUGUST 5, 1975.

The Interstate Commerce Commission, Division 2, held an informal conference in this matter on July 15, 1975. During the course of that conference, several parties suggested that a further meeting between carriers and shippers, with Commission staff in attendance, would be helpful in resolving problems arising under the present rules governing the handling of loss and damage claims on bulk grain and grain products (49 CFR Part 1037).

In response to these suggestions, the Commission has scheduled such an informal conference for August 14, 1975. The conference will commence at 9:30 a.m., at the Office of the Interstate Commerce Commission, Washington, D.C.

Notice of this informal conference shall be given to the general public by depositing a copy of this notice in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection and by delivering a copy of the notice to the Director, Office of the Federal Register for publication therein as notice to interested persons.

ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20585 Filed 8-7-75;8:45 am]

[1] Correction: * * * Delete "GT" designation.

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 414-1; Docket No. 384]

### PESTICIDE PRODUCTS CONTAINING HEPTACHLOR OR CHLORDANE

#### Suspension of Registrations; Hearing

Notice is hereby given, pursuant to § 164.121(d) of the rules of practice (40 CFR 164.121(d)) issued under the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (7 U.S.C. 136 et seq., 1973 Supp.), that a hearing involving the suspension of the registrations and prohibition of the production for use of all pesticides containing heptachlor or chlordane other than those registrations exempted from the heptachlor/chlordane cancellation order will begin on August 12, 1975, at 9:30 a.m., in Rooms 3305–3307, Waterside Mall, 401 M Street SW., Washington, D.C.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the docket of this proceeding on file with the Hearing Clerk, Environmental Protection Agency, Room 1019, East Tower, Waterside Mall, 401 M Street SW., Washington, D.C., 20460.

HERBERT L. PERLMAN,
*Chief Administrative Law Judge.*

AUGUST 5, 1975.

## DEPARTMENT OF COMMERCE

#### Domestic and International Business Administration

### TECHNOLOGY TRANSFER SUBCOMMITTEE OF THE COMPUTER SYSTEMS TECHNICAL ADVISORY COMMITTEE

#### Notice of Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Technology Transfer Subcommittee of the Computer Systems Technical Advisory Committee will be held on Tuesday, September 9, 1975 at 1:30 p.m. in Room 5230, Main Commerce Building, 14th and Constitution Avenue NW., Washington, D.C.

The Computer Systems Technical Advisory Committee was initially established on January 3, 1973. On December

20, 1974, the Acting Assistant Secretary for Administration approved the recharter and extension of the Committee for two additional years, pursuant to Section 5(c)(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. Sec. 2404(c)(1) (Supp. III, 1973) and the Federal Advisory Committee Act. The Technology Transfer Subcommittee of the Computer Systems Technical Advisory Committee was initially established on April 10, 1974. On July 8, 1975, the Director, Office of Export Administration, approved the reestablishment of this Subcommittee pursuant to the charter of the Committee.

The Committee advises the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer systems, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls. The Technology Transfer Subcommittee was formed to examine the impact of transferring Automatic Data Processing technology to communist destinations.

The Subcommittee meeting agenda has six parts:

GENERAL SESSION

(1) Opening remarks by the Subcommittee Chairman.

(2) Presentation of papers or comments by the public.

(3) Review of past Subcommittee activities.

(4) Discussion of export control of computer software.

(5) Discussion of work program and assignment of tasks for the coming year.

EXECUTIVE SESSION

(6) Discussion of matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Subcommittee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item (6), the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate of the General Counsel, formally determined on December 16, 1974, pursuant to Section 10(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings and public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), i.e., it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All materials to be reviewed and discussed by the Subcommittee during the Executive Session of the meeting have been properly classified under the Executive Order. All Subcommittee members have appropriate security clearances.

Copies of the minutes of the open portion of the meeting will be available upon written request addressed to the Freedom of Information Officer, Room 3100, Domestic and International Business Administration, U.S. Department of Commerce, Washington, D.C.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/967–4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in Aviation Consumer Action Project, et al., v. C. Langhorne Washburn, et al., September 10, 1974, as amended, September 23, 1974 (Civil Action No. 1838–73), the Complete Notice of Determination to close portions of the series of meetings of the Computer Systems Technical Advisory Committee and of any subcommittees thereof, was published in the FEDERAL REGISTER (40 FR 2243, appearing in the issue of January 10, 1975).

Dated: August 7, 1975.

LAWRENCE J. BRADY,
*Acting Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.*

[FR Doc.75–20999 Filed 8–7–75;11:50 am]



federal register

FRIDAY, AUGUST 8, 1975

PART II:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

■

## QUALIFICATION OF HEALTH MAINTENANCE ORGANIZATIONS

Title 42—Public Health

CHAPTER I—PUBLIC HEALTH SERVICE, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 110—HEALTH MAINTENANCE ORGANIZATIONS

Subpart F—Qualification of Health Maintenance Organizations

On December 9, 1974, there was published in the FEDERAL REGISTER (39 FR 43044–47) a notice of proposed rulemaking setting out the procedures for obtaining a determination of whether an organization is a "qualified health maintenance organization" within the meaning of Title XIII of the Public Health Service Act (42 U.S.C. 300e et seq.), as added by the Health Maintenance Organization Act of 1973, Pub. L. 93–222. Interested persons were given until January 8, 1975, to submit written comments or suggestions thereon. Twenty comments were received on or before January 8, 1975, and two comments were received thereafter. All comments received were considered in revising the regulations.

Comments suggesting changes in requirements which are mandated by the statute were rejected. Comments requesting greater specificity were incorporated in the regulations wherever appropriate. In addition to changes made in response to public comment, changes intended to clarify the requirements for qualification with respect to eligible applicants and with respect to the documentation and narrative descriptions required of applicants were made.

The relevant comments received, responses thereto, and the changes in the proposed regulations are summarized below.

1. A new section, "Definitions", was added (§ 110.602). The terms "operational qualified HMO", "transitionally qualified HMO", and "pre-operational qualified HMO" have been included in the definitions section to clarify the different findings that the Secretary may make with respect to applications for qualification under this subpart.

In light of comments received in connection with the proposed regulations implementing section 1310, "Employees' Health Benefits Plans" (40 FR 6602, Feb. 12, 1975), the Department has given further consideration to the status of a transitionally qualified HMO with respect to pre-existing service contracts. Upon such reconsideration, the Department has concluded that the HMO is appropriately considered a qualified HMO with respect to both new and pre-existing contracts and has amended § 110.602(b) accordingly. This does not, of course, preclude an employer from offering a different qualified HMO to its employees nor does it relieve the employer of its obligation to include the various types of HMO's in its offer, as required by section 1310(b) of the Act.

2. Section 110.603(b)(2)(ii) has been revised to permit the phase-in of the requirement that supplemental health services payments which are fixed on a prepayment basis be fixed under a community rating system.

3. One commenter indicated that it would be unreasonable to require a transitionally qualified HMO to provide the assurances specified in § 110.603(b) as part of its application, since it would be assuring the provision of services and the revision of its organization and operation as of an unknown date—the date of the Secretary's determination that it is a transitionally qualified HMO. The commenter suggested that some lead time would be required before such services could be provided and such revision could be accomplished. This suggestion has been accepted and § 110.604(c)(2) has been revised to indicate that the assurances specified in § 110.603(b) need not be executed by the applicant until it has been notified by the Secretary that the application is otherwise approvable. Upon such notification, the applicant will indicate the date on which such assurances will be made effective and will execute the assurances. The Secretary's approval of the application will be effective on the date of such assurances.

4. A number of comments suggested that the 3-year maximum "phase-in" period (§ 110.603(b)(2)(iii)) be changed—i.e., be extended to 5 years, apply to all contracts, or be deleted altogether. The 3-year "phase-in" period was deemed reasonable and will be applied on a case-by-case basis only to existing contracts.

5. Sections 110.604(b)(1)(vii) and (xvii) have been revised to provide that applicants desiring waivers of the limitations on Medicare and Medicaid members (42 CFR 110.109(c)) or of the open enrollment requirement (42 CFR 110.108(e)) should include requests for such waivers as part of their applications for qualification.

6. A comment was received suggesting that the regulations should describe the responsibilities of designated planning agencies under section 1122 of the Social Security Act. The suggestion was rejected, since qualification procedures do not in themselves give rise to capital expenditures subject to review under section 1122. Moreover, the responsibilities of designated planning agencies under section 1122 are set forth in detail in regulations issued under such section (42 CFR Part 100, Subpart A).

7. Several comments suggested that § 110.604(d)(1) should be revised to require that information on prospective group health plan purchasers be included in the application only if such information is available to the applicant. Since this information is required only "to the extent known", this concern has been met and no revision is required.

8. In response to comments requesting clarification of procedures which are applicable following a determination by the Secretary that an applicant is not a qualified HMO, § 110.605 has been revised. Section 110.605(e) now sets forth procedures for requesting a reconsideration of such determination. Section 110.605(f) provides that applicants dissatisfied with initial or reconsidered determinations may request a fair hearing. It is anticipated that regulations governing fair hearings will be promulgated as proposed rules in the future. Pending such promulgation, applicants requesting a fair hearing will be provided a copy of applicable procedures.

9. The items included as "Application Requirements" (§ 110.604) have been reordered and, in some instances, clarified. This section now provides that an application for qualification shall be divided into two major parts: a narrative description section, and a documentation section. In addition, for ease of reference, the application elements listed are followed by references to related requirements, if any, of other subparts of this Part.

10. Several minor editorial changes were made and several typographical errors were corrected.

There is hereby established in 42 CFR Part 110, Subpart F, "Qualification of Health Maintenance Organizations", as follows:

*Effective date.* In order to permit immediate applications for qualification, which is a necessary prerequisite to the implementation of various provisions for Federal assistance under the HMO Act, this subpart shall be effective August 8, 1974, in accordance with the statement of such intention contained in the notice of proposed rulemaking (39 FR 43044).

Dated: June 19, 1975.

THEODORE COOPER,
*Assistant Secretary for Health.*

Approved: July 29, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

Subpart F—Qualification of Health Maintenance Organizations

Sec.
110.601 Applicability.
110.602 Definitions.
110.603 Requirements for qualification.
110.604 Application requirements.
110.605 Evaluation and determination of qualification.

AUTHORITY: Sec. 215, 58 Stat. 690 (42 U.S.C. 216); Secs. 1301–1315, 87 Stat. 914–933 (42 U.S.C. 300e–300e–14).

Subpart F—Qualification of Health Maintenance Organizations

**§ 110.601 Applicability.**

The regulations of this subpart apply to any entity seeking a determination by the Secretary under section 1310(d) of the Act that it is a qualified health maintenance organization. (See § 110.109 of this Part concerning the requirements for a health maintenance organization with members who are entitled to insurance benefits under Title XVIII (Medicare) of the Social Security Act or to medical assistance under a State plan approved under Title XIX (Medicaid) of such Act.)





**§ 110.602 Definitions.**

In addition to the terms defined in § 110.101 of this Part, as used in this subpart:

(a) "Operational qualified health maintenance organization" means a health maintenance organization which the Secretary has determined provides basic and supplemental health services to all of its members in accordance with Subpart A of this Part and is organized and operated in accordance with Subpart A of this Part.

(b) "Transitionally qualified health maintenance organization" means an entity which operates a prepaid health care delivery system and which the Secretary has determined meets the requirements of § 110.603(b). (A transitionally qualified health maintenance organization is deemed a "qualified health maintenance organization" for the purpose of compliance by an employer which has a contract with such health maintenance organization with the requirements of section 1310(a) of the Act so long as the health maintenance organization complies with its time-phased plan approved by the Secretary under § 110.603(b)(2)(iii).)

(c) "Pre-operational qualified health maintenance organization" means an entity which the Secretary has determined will, when it becomes operational as a prepaid health care delivery system, be an operational qualified health maintenance organization.

**§ 110.603 Requirements for qualification.**

Upon the basis of an application submitted in accordance with this subpart and such additional information and investigation (including site visits) as the Secretary may require:

(a) The Secretary will determine that an entity is an operational qualified maintenance organization, if he finds that the entity meets the requirements of Subpart A of this Part.

(b) The Secretary may determine that an entity is a transitionally qualified health maintenance organization if the entity currently is organized and currently is providing prepaid health services as described in this subparagraph, and provides assurances satisfactory to the Secretary that it will:

(1) With respect to all new group and individual (non-group) contracts which it enters into after the date of the Secretary's determination that the entity is a transitionally qualified health maintenance organization, provide basic and supplemental health services to members enrolled under such contracts and will provide such services in the manner prescribed by subpart A of this Part and will, with respect to such members, be organized and operated in accordance with § 110.108 of this Part.

(2) With respect to its group and non-group contracts which are in effect on the date of such determination, and which are renewed or renegotiated during the period approved by the Secretary under paragraph (b)(2)(iii) of this section in accordance with the plan so approved:

(i) Provide at least those services specified in the following sections of this Part: § 110.102(a)(1) (physician services); § 110.102(a)(2) (outpatient services and inpatient hospital services, except that the inpatient hospital services need not be unlimited as to time and cost); § 110.102(a)(3) (medically necessary emergency health services); and § 110.102(a)(6) (diagnostic laboratory and diagnostic and therapeutic radiologic services);

(ii) Be organized and operated in accordance with § 110.108 of this Part (except that it need not assume full financial risk for the provision of basic health services as required by § 110.108(b), and need not abide by the limitations on insurance of § 110.108(b)(1) and (3)) and provide that payment for basic health services shall be in accordance with § 110.105 of this Part (except that it need not comply with the community rating system as required by § 110.105(a)(3), and need not comply with the limitations on copayments of § 110.105(a)(4), and the requirement of § 110.106(b) that supplemental health services payments which are fixed on a prepayment basis be fixed under a community rating system);

(iii) Implement a time-phased plan acceptable to the Secretary which specifies definite steps for meeting, on a contract-by-contract (or category of contracts) basis, within a period not to exceed 3 years from the date of the Secretary's determination of qualification, all the requirements of Subpart A of this Part; and

(iv) Upon completion of the time-phased plan:

(A) Provide basic and supplemental health services to all of its members;

(B) Provide such services to all of its members in the manner prescribed by Subpart A of this part; and

(C) Be organized and operated in the manner prescribed by subpart A of this Part.

(c) The Secretary may determine that an entity is a preoperational qualified health maintenance organization if it provides assurances satisfactory to the Secretary that it will become operational within 30 days following the Secretary's determination of qualification, and will, when it becomes operational, meet the requirements of subpart A of this Part. Upon notification by the entity to the Secretary that the entity has become operational, the Secretary will, within 30 days of such notification, make a determination whether the entity is an operational qualified health maintenance organization; in the absence of such a determination, the organization is not an operational qualified health maintenance organization even though it becomes operational.

**§ 110.604 Application requirements.**

(a) An entity seeking a determination that it is a qualified health maintenance organization pursuant to this subpart shall apply to the Secretary at such time and in such form and manner as the Secretary may prescribe.[1] The application must be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant the obligations imposed by the statute and the regulations of this Part.

(b) An application by an entity for a determination under § 110.603(a) that it is an operational qualified health maintenance organization shall contain:[2]

(i) A concise narrative description of the entity's future goals, objectives, history, and operation. This narrative shall describe at least:

(i) Objectives for health services delivery such as staffing, facilities, and enrollment.

(ii) Legal history and current legal status of the entity, including identification of predecessor organizations, corporations, or other entities. (See § 110.101(a).)

(iii) The organizational arrangements the entity will employ to provide basic and supplemental health services, i.e., a health maintenance organization staff, or a contract with an individual practice association or associations, or a contract with a medical group or groups. In the event that an entity contracts or proposes to contract for the provision of basic health services directly with health professionals who are not employed by the entity as part of its staff or who are not members or contractors of a medical group or individual practice association with which the entity has contracted or proposes to contract, the entity must demonstrate that the employment of such professionals as part of its staff, the membership of such professionals in a medical group or individual practice association, and the utilization of such health professionals by the medical group or individual practice association, are prohibited by law. (See § 110.104(a).)

(iv) The incentives designed to avoid unnecessary or unduly costly utilization of health services which have been accepted by medical groups or individual

[1] Applicants should be aware that provisions of the Freedom of Information Act, 5 U.S.C. 552, may require disclosure of certain official Government records. Regulations of the Department of Health, Education, and Welfare, 45 CFR 5.71, provide exceptions to disclosure. Applicants submitting material which they feel is covered by these exceptions should label such material "Privileged" and include a concise explanation of the applicability of 45 CFR 5.71. In the event that the Secretary determines that such material is not appropriately labeled "Privileged" under 45 CFR 5.71, he will inform the applicant of such determination and, if the applicant does not concur, allow the applicant to withdraw his application. Otherwise, the Secretary will not voluntarily disclose such material and will notify the applicant of any court process or subpoena to compel such disclosure.

[2] For ease of reference, the application elements listed are followed by references to related requirements, if any, of this Part.



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practice associations with which the entity has entered into written services arrangements. (See § 110.104(a).)

(v) Any management, administrative, or marketing arrangements (including risk-taking) which the entity has made with other organizations or companies. If the entity assumes risk directly for which insurance or other arrangements are allowed under § 110.108(b) of this Part, describe the experience to date, reserves maintained, and method of computation. (See § 110.108(b).)

(vi) Interrelationships, if any, between the entity and any of the entity's contractors which provide a professional health service or administrative function or service to the entity. Such description should include identification of interrelationships such as common financial or beneficial ownership, or common directorship or trusteeship. However, descriptions of contracts for nonmedical services are required only if the interrelationship represents, in the aggregate, dollar amounts in excess of 5 percent of either party's income or expenses, whichever is smaller. If no such interrelationships exist, the application shall so state.

(vii) The current service area and the proposed service area (if different) and the characteristics of the population or populations served and planned to be served by the entity, including the number of Medicare and Medicaid members and members from medically underserved areas and the percentage of the total membership (enrolled and projected) such members represent. An applicant may seek a waiver of the 50-percent limitation on Medicare and Medicaid members as part of its application. (See §§ 110.101(d) and (e); 110.108(c); and 110.109(c).)

(viii) The composition and operation of the entity's Board of Directors or other policy-making body. (See § 110.108(h).)

(ix) Names and resumes of the entity's officers and other key management and key professional staff.

(x) The procedures for the resolution of grievances or disputes between the entity and health professionals. (See § 110.108(i).)

(xi) A citation to and a concise summary of State laws, regulations, and other requirements relating to the operation of the entity as a health maintenance organization including laws relating to health professionals' practice, marketing, and reserve requirements, and an opinion of legal counsel whether the entity complies (or will be able to comply) with such laws, regulations, and requirements. If operation under such State requirements will require the application of section 1311 of the Act, the opinion shall so state. (See § 110.101(a) and § 110.108(a)(2).)

(xii) The entity's fiscal soundness, the provision against the risk of insolvency, the assumption of full financial risk for the provision of basic health services, and the entity's ability to meet debt service requirements (if any) and to develop such reserves as may be required under law. (See § 110.108(a).)

(xiii) The methods and procedures designed to avoid unduly costly and unnecessary use of health services. (See § 110.104(a).)

(xiv) Methods for third party liability collections. (See §§ 110.108(a); 110.105(b); and 110.106(c).)

(xv) The organizational arrangements and methods employed in an ongoing quality assurance program for health services. If a drug profile is utilized, describe the components of the system. (See §§ 110.108(j) and 110.103(b).)

(xvi) Procedures for assuring that the health maintenance organization is organized and operated in a manner intended to preserve human dignity. (See § 110.103(p).)

(xvii) The marketing and enrollment methods (including method for compensation of marketing representatives), membership servicing procedures, and eligibility determination methods employed by the entity. In addition to describing group-related activities, this description should indicate the procedures for and dates of individual open enrollment periods. An applicant may seek a waiver of the individual open enrollment requirement pursuant to section 1301(c)(4) of the Act, as part of its application. (See § 110.108(c), (d), (e), and (f).)

(xviii) Procedures for instructing members with regard to obtaining medically necessary emergency services, and the methods for determining whether services are medically necessary and for processing claims. (See § 110.104(b).)

(xix) A precise service area map with the mean travel time (by public and private transportation) from the service area boundaries indicated to the location(s) where basic and supplemental health services are available. If the applicant received a grant or loan guarantee under this title, it should note whether the service area is the same as or different from that approved under the grant or loan guarantee.) List the health service facilities utilized or operated by the providers of health services, note their locations, describe their physical characteristics, indicate whether the facilities are owned or leased by the entity or the providers of health services, and report the hours of operation. Except with respect to institutional care, indicate staffing patterns for each facility, indicate whether such patterns are within described and generally accepted norms for meeting the projected membership needs, and furnish a list of participating physicians by specialty. (See § 110.107(b)(1) and (2).)

(xx) The health care delivery system, including a discussion of the integration of all provider entities. This shall cover the arrangements, both formal (as specified in contracts and membership brochures) and informal (as practiced without such formal documentation), for the delivery of the basic and supplemental health services, and the procedures employed to ensure the coordination and continuity of such care. (See § 110.107(c)(2) and § 110.108(r).)

(xxi) Arrangements made to provide a health professional who is primarily responsible for coordinating the member's overall health care. (See § 110.107(c)(1).)

(xxii) Arrangements with providers for in-area medically necessary emergency services on a 24-hour-a-day, 7-day-a-week basis. (See § 110.107(b)(1).)

(xxiii) For each basic and supplemental health service, how that service will be provided (by staff, through a contract with an individual practice association or medical group, or by other arrangement). Indicate those services, if any, which are considered unusual or infrequently used, and the basis for such a determination. (See § 110.104(a) and (c).)

(xxiv) Each item listed in § 110.102(b) of this Part which is not included as a basic health service. (See § 110.102(b).)

(xxv) Organizational arrangements for health education. (see § 110.108(m).)

(xxvi) Procedures for the provision of medical social services (See § 110.108(n).)

(xxvii) The methods by which the entity established and operates or will establish and operate its community rating system. Differentials in rates for individuals and groups shall be described. If an applicant plans or has established a separate community rate for separate regional components, evidence as described in § 110.101(l) of this Part shall be submitted. (See §§ 110.101(l); 110.105(a)(3); and 110.106(b).)

(xviii) The methods by which the entity establishes copayment levels in compliance with copayment limitations. (See § 110.105(a)(4)(i) and (ii).)

(2) Documenation as follows:

(i) Written assurances satisfactory to the Secretary that the entity:

(A) Provides and will provide basic and supplemental health services to its members;

(B) Provides and will provide such services in the manner prescribed by section 1301(b) of the Act and Subpart A of this Part;

(C) Is organized and operated, and will continue to be organized and operated, in the manner prescribed by section 1301(c) of the Act and Subpart A of this Part;

(D) Under arrangements which will safeguard the confidentiality of patient information and records, will provide access to the Secretary and the Comptroller General or any of their duly authorized representatives for the purpose of audit, examination or evaluation to any books, documents, papers, and records of the entity relating to its operations as a health maintenance organization, and to any facilities operated by the entity; and

(E) Will continue to comply with any other assurances which the entity has given to the Secretary under §§ 110.203(e); 110.303(b); and 110.403(b) of this Part.

(ii) A copy of each of the following:

(A) Incorporation or chartering documents bearing the date of receipt, registration number, or file designation as





provided by the State or other regulatory body;

(B) Current bylaws or their equivalent; and

(C) Such licenses, certificates, and other evidence of regulatory body approvals as are required under State law. (See § 110.101(a).)

(iii) Organization chart, including the entity's services and administrative components, showing the relationships with providers of health services, contractors for management and risk-taking, and other relevant entities.

(iv) Evidence that the entity has procured and maintains in force a fidelity bond or bonds, in such amount, but not less than $100,000, as may be fixed by its Board of Directors or other policy-making body, covering every officer and employee entrusted with the handling of its funds. The bond may have reasonable deductibles, based upon the financial strength of the entity. (See § 110.108(a)(3).)

(v) Incorporation, partnership, or other organizational documents, and bylaws, for the individual practice association(s) or medical group(s) with which the entity contracts for the delivery of services. If the medical group members have less than 50 percent of their professional activities in the aggregate for health maintenance organization activities, the applicant shall submit a time-phased plan, to which the medical group is committed, to meet this requirement within 3 years from the date the entity is found to be a qualified health maintenance organization. (See §§ 110.104(a); 110.101(l)(1), (2), and (3)(i) and (ii); and 110.101(j)(1).)

(vi) Any contracts between the entity and providers of basic or supplemental health services, i.e., medical groups, individual practice associations, other entities composed of health professionals, or individual health professionals. In addition, a copy of each type of contract between such groups associations, or entities, and the individual health professionals providing services to the entity's members shall be provided. (See § 110.104(a).)

(vii) Contracts between the entity and hospitals, home health agencies, intermediate care facilities, skilled nursing facilities, and other institutional providers of inpatient or outpatient health services and any other contracts or agreements for the provision of basic or supplemental health services. (See §§ 110.102, 110.103; 110.104(a); and 110.108(i) through (r).)

(viii) Sample copies of current subscriber medical service agreements including each class or group service contract (and member certificate or agreement, if any), conversion contract, individual contract, other benefit packages contract, Medicaid contract, Medicare contract, and Federal Employees Health Benefits Plan contract. (See §§ 110.102; 110.103; 110.105; 110.106; 110.108(b), (f), (g), and 110.109.)

(ix) Copies of minutes, memoranda, findings, or other records representative of the results of previous proceedings conducted under the procedures established for hearing and resolving grievances between the entity (including the staff of the health maintenance organization, the medical group, and the individual practice association) and the members of the organization. (See § 110.108(i).)

(x) Contracts which the entity or its affiliated groups or associations have with other organizations for management, risk-taking for risks associated with utilization of health services by members, insurance or other arrangements for payment of medically necessary services, malpractice insurance, and enrollment of members. (See § 110.108(b).)

(xi) Evidence of certification of participating providers under Title XVIII or XIX of the Social Security Act, where appropriate. (See § 110.108(k).)

(xii) Financial documents including:

(A) A complete financial statement, including a balance sheet, a statement of income and expenses including available subsidiary detail, and source and use-of-funds statement, for each of the prior 3 fiscal year (or for each year the entity has existed, if the entity has existed for less than 3 years);

(B) A current complete financial statement audited by a certified public accountant;

(C) A copy of projected financial statements for the next 3 years, including an income and expense statement, balance sheet, projected capital expenditures, expected or applied loans with repayment schedules, cash flow schedules, except that applicants for loans or loan guarantees under section 1305 shall provide 5-year projections. (For cash flow schedules, specify assumptions in narrative form.) Projected financial statements must demonstrate consistency among statements;

(D) A financial statement for each medical group or individual practice association with which the entity has contracted for the provision of health services, and for each guarantor of health maintenance organization obligations. Such statements shall include an audited balance sheet and/or commercial rating and, where applicable, a copy of the guarantor letter of support, letter of credit, bond, or loan document; and

(E) Copies of annual reports made by the entity to applicable State regulatory and/or supervisory agencies for the prior 3 years (or for each year the entity has existed, if the entity has existed for less than 3 years). (See § 110.108(a).)

(xiii) Documentation of the organizational arrangements and methods employed in an ongoing quality assurance program for health services provided by the entity, including summary reports of the quality assurance program's operation over the prior 3 years (or such shorter period as the quality assurance program has been in place) which indicate the number and percentage of total cases reviewed and the findings and actions emanating from the reviews. (See § 110.108(j).)

(xiv) Copies of the materials used in the orientation of marketing representatives and in marketing of the plan, for both group and individual open enrollment periods. (See § 110.108(c).)

(xv) Documentation of the procedures and materials used in the member health education and medical social services programs. (See § 110.108(m) and 110.108(n).)

(xvi) Documentation of the entity's health record system, including the methods employed to assure confidentiality of patient records. If the entity arranges for services by providers who do not use the entity's health records, the entity must indicate how it requires providers to assure confidentiality of patient records. (See §§ 110.107(c)(2); 110.101(i)(3)(iii) and (j)(1)(ii)(B); and 110.108(q).)

(xvii) Documentation of the arrangements for continuing education for the entity's health professional staff. (See §§ 110.108(l); 110.101(l)(3)(v) and (j)(1)(ii)(C).)

(xviii) A complete list of all existing group service contracts for health care, including their renewal dates, the premium or dues rates established by the entity for each contract, the basis used to establish the premium or dues rates, the copayment schedule, if any, and the number of individuals and families enrolled. In addition, the entity shall also provide a summary of non-group contracts that indicates by groups or classes of health coverages provided, the number of individuals and families enrolled, the premium or dues rates established for each group or class of non-group contracts, and the basis used to establish the premium or dues rates.

(xix) A report containing the information described in § 110.108(o) of this Part for the current year. (See § 110.108(o).)

(xx) Such other pertinent information as the Secretary may require in the process of evaluating the applicant's compliance with the requirements of Subpart A and applicable sections of the Act.

(c) An application submitted by an entity under §110.603(b) for a determination that it is a transitionally qualified health maintenance organization must provide:

(1) Each of the application elements specified in paragraph (b) of this section, except for the assurances required by paragraph (b)(2)(i) of this section.

(2) The text of the assurances specified in § 110.603(b). (Such assurances need not be executed on behalf of the entity until it has been notified that the application is otherwise approvable. At such time, the applicant must specify the date on which such assurances will be made effective and must execute the assurances accordingly. The Secretary's approval of the application will be effective on the date so specified.)

(3) A time-phased plan which (i) specifies each requirement of section 1301(b) and section 1301(c) of the Act and of the applicable regulations which is not met by the entity at the time of application, (ii) describes the methods by which the entity proposes to meet such requirements within a period not to exceed 3 years from the date of the Secretary's de-

termination of qualification with respect to all members covered by group and non-group contracts in effect on the effective date of the assurances described in paragraph (c)(2) of this section, and (iii) identifies for each existing contract or type of contract described in § 110.604 (b)(2)(xvii), the target date and methods to be employed to achieve full compliance with section 1301 of the Act and Subpart A of this Part.

(d) An application submitted by an entity under § 110.603(c) for a determination that it is a pre-operational qualified health maintenance organization must provide each of the application elements specified in paragraph (b) of this section, except that when the data for specified application elements are unavailable because the entity has not yet put such elements of its program into operation, the entity shall submit information on such application elements in the form of plans. When application elements are submitted in the form of plans, such plans shall include the dates on which the planned elements are expected to be in operation, and the entity shall notify the Secretary of any changes in such plans and dates which are made prior to the Secretary's determination of qualification. In addition, to the extent known, these plans shall incorporate at least:

(1) Names of principal potential group health benefits plan purchasers and their present health plan coverages, including total costs of, and employer contribution to, the existing health benefits plan;

(2) Estimated health maintenance organization enrollment by such group purchasers; and

(3) Rates and health plan coverages proposed by the entity.

**§ 110.605 Evaluation and determination of qualification.**

(a) The Secretary will evaluate applications submitted under this subpart, and will obtain such additional information as he may require, employing site visits, public hearings or any other procedures determined appropriate by him and will determine whether the applicant meets the appropriate requirements of §§ 110.603 and 110.604 of this subpart, section 1301 of the Act, and Subpart A of this Part.

(b) The Secretary will notify each entity applying for qualification under this subpart of his determination and the basis for such determination, and will publish in the FEDERAL REGISTER the names, addresses and descriptions of the service areas of the newly qualified health maintenance organizations on a monthly basis, and a cumulative list of all qualified health maintenance organizations on an annual basis.

(c) Copies of lists published pursuant to paragraph (b) of this section may be obtained from, and additional information regarding qualified health maintenance organizations will be available for public inspection between the hours of 8:30 a.m. and 5 p.m., Monday through Friday at the Office of the Administrator, Health Services Administration, Department of Health, Education, and Welfare, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852.

(d) Upon the denial of an application for qualification under this subpart, the Secretary will, in writing, so notify the entity making such application and shall provide such entity a reasonable opportunity for a reconsideration of such determination under paragraph (e) of this section or for a fair hearing under paragraph (f) of this section.

(e) A request for reconsideration shall be submitted in writing, within 60 days following the date of the notification of denial, addressed to the officer or employee of the Department of Health, Education, and Welfare who has denied the application, and shall set forth the grounds upon which such reconsideration is requested, specifying the material issues of fact and of law upon which the applicant relies. Reconsideration will be based upon the record compiled during the qualification review proceedings, materials submitted in support of the request for reconsideration, and other relevant materials available to the Secretary. Written notice of the reconsidered determination will be provided to the entity seeking reconsideration. Such notice shall set forth the basis for the determination and shall inform the entity of its rights to seek a fair hearing under paragraph (f) of this section.

(f) Any entity dissatisfied with an initial determination or a reconsidered determination of its application for qualification under this subpart may, within 60 days following the date of notification of any such determination, request a fair hearing. Such request shall be made in writing and shall specify the material issues of fact upon which it is based. (Note: Pending promulgation of regulations governing fair hearings, applicants requesting a hearing will be provided a copy of applicable procedures.)

**Subpart I—Continued Regulations of Health Maintenance Organizations [Reserved]**

**Subpart J—Fair Hearings [Reserved]**

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federal register

FRIDAY, AUGUST 8, 1975

PART III:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

■

# PROTECTION OF HUMAN SUBJECTS

Fetuses, Pregnant Women, and In Vitro Fertilization

Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 46—PROTECTION OF HUMAN SUBJECTS

Fetuses, Pregnant Women, In Vitro Fertilization

Basic regulations governing the protection of human subjects involved in research development, and related activities supported or conducted by the Department through grants and contracts were published in the FEDERAL REGISTER on May 30, 1974 (39 FR 18914).[1] At that time it was indicated that notices of proposed rulemaking would be developed to provide additional protection for subjects of research who may have diminished capacity to provide informed consent. On August 23, 1974, a notice of proposed rulemaking was published for public comment (39 FR 30648) in which it was proposed to amend 45 CFR Part 46 to provide further protective measures for the fetus, the abortus, prisoners, and the institutionalized mentally disabled as subjects of research activities.

On July 12, 1974, the National Research Act (Pub. L. 93–348) was signed into law, thereby creating the National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research. One of the charges to the Commission was to investigate and study the nature and extent of research involving the living human fetus and to recommend to the Secretary the circumstances (if any) under which such research should be conducted or supported by the Department. Pursuant to section 202(b) of that Act, the Commission has transmitted Recommendations to the Secretary. Pursuant to section 205 of the Act, the Secretary is publishing that Report elsewhere in this issue of the FEDERAL REGISTER.

After considering both the pubic comments to the proposed rulemaking published August 23, 1974, and the Recommendations of the Commission, the Secretary has determined to amend 45 CFR 46 by adding a subpart governing research involving the fetus, the pregnant woman, and products of human *in vitro* fertilization consistent with the public comments and the Recommendations of the Commission. This amendment to the regulations is to be effective immediately. The Secretary, as required by Pub. L. 93–348, section 205, will take into consideration any comments submitted regarding the Recommendations and, if it appears necessary, will propose further rulemaking with respect to any amendments to these regulations which appear warranted.

The Secretary also concludes that the moratorium on fetal research which was imposed by the Department on August 27, 1974 (39 FR 30962) may now be lifted, allowing research to go forward under the regulations issued herewith. The Secretary notes in this regard that the restrictions imposed by section 213 of the National Research Act (Pub. L. 93–348) extended only until the Commission had submitted its Recommendations to the Secretary on May 21, 1975.

Over 125 individuals commented on subpart C (here stated as subpart B) of the proposed rulemaking which pertains to the fetus, the abortus, the pregnant woman, and the products of human *in vitro* fertilization. Those comments, and the Recommendations of the Commission, are summarized as follows:

*Applicability.* Commenters objected to the applicability of this subpart to "activities involving women who could become pregnant, except where the applicant or offeror shows to the satisfaction of the Secretary that adequate steps will be taken to avoid involvement of women who are pregnant." Concern was expressed that implementation of such a provisions might involve numerous pregnancy tests during the course of an investigation, and still not achieve this goal. The Department notes that although the Commission expressed concern that the fetus not be involved unintentionally in research activities, it did not make a specific recommendation with respect to this. The Department concludes that the Institutional Review Boards should determine whether adequate measures will be taken to avoid unintentional involvement of pregnant women in research activities which are not designed to include pregnant women or the fetus, and which might present a risk to a fetus if such existed. Section 46.102(b)(5) of subpart A is therefore amended to add such determinations as one of the duties of the Institutional Review Board.

The notice published August 23, 1974, was limited to biomedical research. That limitation has been removed because, while the Department believes that this subpart applies primarily to biomedical research, other research may be proposed which might fall under the scope of this subpart.

*Definitions.* The Department has reviewed with care the definitions adopted by the Commission, and determined that those definitions should be incorporated substantially as drafted into the regulations. It should be noted that in so doing, the Department has extended the meaning of the term "fetus" to include the fetus *ex utero* until such time as such a fetus is determined to be viable. The effect of this change is to delete the term "abortus" which appeared in the proposed rulemaking, and refer instead to a fetus *ex utero*. The Department agrees with the Commission that such usage serves the interests of both consistency and clarity, although it may vary at times from legal, medical, or common usage. Also, consistent with the determination discussed above, the definition of "biomedical research" has been dropped.

*Ethical advisory boards.* A number of respondents expressed concern that an Ethical Advisory Board, as proposed, would be overburdened and would add an unnecessary layer to a review process which is already time consuming. It was also suggested that the Institutional Review Boards can, and in many instances already do, perform at the local level many of the tasks suggested for the Board. On the other hand, some respondents endorsed the proposal as a welcome measure to insure that projects would be stringently reviewed at a national level for ethical considerations prior to receiving support with public monies.

The Commission recommended that a national review body (similar to that proposed by the Department) consider the ethical problems raised by research proposals to which the application of standards enumerated in their recommendations proves difficult.

The Department has considered these suggestions and agrees that whereas the Institutional Review Boards may be able to assume a large share of the ethical review of proposals, it is also true that there will be instances in which the application of standards to specific cases will be difficult or in which review at the national level is desirable. The Department therefore has determined that such an Ethical Advisory Board is necessary to assure that projects supported or conducted by the Department meet ethical standards acceptable to the general community. However, because the nature of the activities may be different and the number of activities requiring review may be large, one Board will be established to provide advice to the Public Health Service and one Board will be established to provide advice to other components of the Department, with respect to policy governing certain kinds of research, and also with respect to the funding of individual proposals which raise ethical problems. While the Boards will propose to the Secretary categories of research which the Board believes either require or do not require their review, research protocols and procedures which involve minimal or no risk, and which clearly conform to the requirements of this subpart, generally need not be reviewed by the Ethical Advisory Board. Research proposals which are judged by agency advisors or staff to require further evaluation of risk or the interpretation of the requirements the Secretary unless the Ethical Advisory Board, or which raise ethical problems, may not be conducted or supported by the Secretary unless the Ethical Advisory Board has reviewed and rendered its advice concerning the research activity. It is intended, ultimately, that a similar requirement for Board review be extended to other classes of research subjects.

A number of comments were received regarding the composition of the Ethical Advisory Board, its duties, or the manner in which it should conduct its meetings. Specifically, the Commission recommended that women and minorities be adequately represented on the Board, and that its deliberations be conducted with full public participation. Many of the suggestions are currently incorporated in regulations governing Federal committee membership and activities. Others will be addressed in the Charter of the Board which the Secretary will publish in the FEDERAL REGISTER at a later date.

*Establishment of a consent committee.* Although there was general agreement among commenters that provisions should be made to monitor conditions surrounding the consent process, there was criticism of the proposal to create separate committees to perform this function. For the most part, it was felt that the Institutional Review Boards could and should perform this function as part of continuing responsibility for the protection of human subjects. It was further suggested that additional panels should not be created unless the Department has evidence that the necessary functions could not be performed by the Institutional Review Boards or other existing committees.

The Commission noted that it will be undertaking a study, as part of its mandate under Pub. L. 93–348, of the effectiveness of Institutional Review Boards in implementing DHEW regulations for the protection of human subjects. It recommended that until the study is completed, the responsibility for monitoring the consent process should be assumed by the Institutional Review Boards. The Department agrees. The provisions for creating Consent Committees have therefore been deleted, and the duties delegated to them in the proposed rulemaking have been given to the Institutional Review Boards. This is reflected in § 46.205, titled "Additional duties of the Institutional Review Boards in connection with activities involving fetuses, pregnant women, or human *in vitro* fertilization."

The Department received a number of criticisms regarding the provision that the Consent Committee be authorized to terminate the participation of subjects without their consent (§ 46.305(a)(2) of the proposed rulemaking). It was argued that this would be an unwarranted infringement of an individual's right to consent. The Department agrees, and such authority has been deleted.

*Research involving in vitro fertilization.* Commenters generally endorsed the Department's proposal not to regulate research involving human *in vitro* fertilization other than to require that all proposals involving such research be reviewed for approval by the Ethical Advisory Board. The Commission did not make any recommendation concerning this category of research in the report submitted on May 21. The Department therefore makes no change from the proposed rulemaking with respect to research involving *in vitro* fertilization. The requirement that all such proposals be reviewed by the Ethical Advisory Board, as well as by the Institutional Review Board, appears in §§ 46.204(c) and 46.205 respectively.

Because biomedical research is not yet near the point of being able to maintain for a substantial period the non-implanted product of *in vitro* fertilization, these regulations do not address this point. Given the state of the research, we believe that regulations would be premature. However, the Department anticipates that such a regulation will be prepared when the state of biomedical science so warrants.

*Activities involving fetuses in utero or pregnant women.* A number of commenters suggested that the rulemaking, as proposed, would hamper research necessary to meet the health needs of pregnant women, fetuses, and neonates. The most frequent references were to studies on placental transfer, the normal course of pregnancy, and the delivery process. Some individuals objected to the prohibition of research prior to the commencement of a procedure to terminate pregnancy, while others objected to any conduct of research even during the process of abortion.

The Commission, in its Recommendations, separated that category of research directed toward the pregnant woman from that directed toward the fetus *in utero*. It further distinguished between therapeutic research and nontherapeutic research, finding therapeutic research to be generally acceptable and desirable, whether directed toward the fetus or the pregnant woman, provided certain specified preconditions are met. The Department agrees that it is useful to distinguish between the fetus *in utero* and the pregnant woman as the primary subject of a research activity and also that research directed at meeting the health needs of the subject is generally acceptable provided certain conditions are met. The regulations therefore address these topics in separate sections.

A. *General limitations.* There were no substantive objections to the intent of restrictions which appeared in various parts of the proposed rulemaking pertaining to: (1) the necessary completion of appropriate animal studies; or (2) the separation of research personnel from decisions regarding the timing or method of terminating pregnancy or regarding the viability of a delivered fetus. Some commenters, and the Commission, recommended the addition of appropriate studies on nonpregnant humans as a prerequisite for research activities covered by this subpart. The Commission further recommended that there should be no significant changes introduced into a delivery procedure solely in the interests of research. The Department has incorporated these provisions in a section titled "General limitations" (§ 46.206) which governs all research activities covered by this subpart.

B. *Activities directed toward pregnant women as subjects.* As noted above, there was little objection from commenters on from the Commission regarding research directed toward the health needs of the pregnant woman. In fact, some respondents urged that care be taken not to infringe the woman's right to privacy and her access to health care. With respect to women's rights, a number of individuals objected to the provision requiring consent other than that of the pregnant woman for research directed toward the health needs of the pregnant woman, and some objected to such consent provisions even when the woman would be participating in nontherapeutic research activities.

The Commission considered that the woman's right to health care is preeminent, and recommended essentially no restrictions on research directed toward the health care of the pregnant woman, so long as the risks to her fetus are minimized as much as possible consistent with meeting her health needs, and provided that she is fully advised of the risks to herself and her fetus. In addition, the general provisions for prerequisite research and for adequate review and supervision of the consent process should be met. The Department agrees.

With respect to research directed toward the pregnant woman but which is not directed toward her health care, there seems to be general agreement that such research should be permitted only if it imposes minimal or no risk to the fetus. There is disagreement among the commenters with respect to paternal consent for this category of research. The Department has considered with care the various arguments with respect to consent other than the pregnant woman's for nontherapeutic research involving the pregnant woman, and concludes that such consent should be obtained except where such research involves the health needs of the woman.

In general, women who are victims of rape are not appropriate subjects for nontherapeutic research. There are some instances, however, in which their participation may be sought (as in studies concerning the effects of rape.) Consent other than hers is not necessary in such cases.

It should be noted in this regard that the Commission, in a number of instances, recommended that research be permitted if the mother has consented and the father has not objected. The Department has concluded that implementation of a provision for absence of objection might present serious problems. Since the absence of objection can best be verified by requesting consent, the Department has retained the requirement for paternal consent when the father's identity and whereabouts can reasonably be ascertained, and if he is reasonably available.

C. *Activities directed towards fetuses in utero as subjects.* No comments were received which expressed objections to the conduct of research activities directed toward the health care of the fetus *in utero*. Rather, the Department was urged not to restrict, and even to encourage, such research.

On the other hand, there was considerable division of opinion regarding research directed toward the fetus which is not related to its health care. Concern was expressed that the fetus might be used as an experimental "object," in a manner inconsistent with its human genetic heritage. This is particularly true when termination of pregnancy is a factor in the research, as in protocols designed to determine the effect on the fetus of drugs administered to a pregnant woman. Questions were raised regarding the ethical validity of consent by a pregnant woman on behalf of a fetus, for its inclusion in a research activity of no benefit to that fetus, especially if the

[1] These were readopted with minor technical amendments in the FEDERAL REGISTER for March 13, 1975 (40 FR 11854).







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woman has already decided to terminate her pregnancy.

The Department is sensitive to these concerns. It has reviewed the Recommendations of the Commission regarding this category of research, and is persuaded that those recommendations are sound; namely, that no research be conducted or supported which fails to treat the fetus with proper care and dignity. In addition, the Department agrees that a pregnant woman need not be presumed to lack interest in her fetus even when she has decided to terminate her pregnancy; thus, she may validly be asked for consent for research involving the fetus.

The Department notes that the Commission was created to represent the best judgment of the community, and to make recommendations following an intensive study of the issues. All of the arguments which were submitted to the Department were considered by the Commission in its deliberations, and it is therefore reasonable to accept the findings of the Commission as the best possible judgment on the matter. The Department concludes that the Recommendations of the Commission with respect to research involving the fetus *in utero* should be adopted. These are incorporated in the regulations in § 46.208, with modifications, as noted above, in the provisions for paternal consent.

*Activities directed toward fetuses ex utero as subjects.* Although some commenters suggested that no research be permitted on the fetus *ex utero*, others were concerned that the proposed rulemaking was too restrictive, and would preclude the development of technology for sustaining premature infants. The Commission recommended that no procedures be applied to a nonviable fetus *ex utero* which would alter its duration of life. It further recommended that if the fetus might possibly be viable, but has not yet been determined to be so, no additional risk to the well-being of that fetus should be imposed by research. It is expected that no procedures will be undertaken which fail to treat the fetus with due care and dignity, or which affront community sensibilities. Further, it is required that if a delivered fetus is determined to be viable, it will be treated as a premature infant, and may be included in research activities according to the regulations to be proposed governing the participation of children in research.

For the reasons stated above, the Department has concluded that the Recommendations of the Commission regarding research on the fetus *ex utero* should be adopted, for the most part. These are incorporated in § 46.209 of the regulations with modifications, as noted above, in the provisions for paternal consent. However, the Secretary is persuaded by the weight of scientific evidence that research performed on the nonviable fetus *ex utero* has contributed substantially to the ability of physicians to bring to viability increasingly small fetuses. The Secretary perceives that it is in the public interest to continue this successful research and accordingly an exception is made to the Recommendations of the Commission to permit research to develop new methods for enabling fetuses to survive to the point of viability.

*Activities involving the dead fetus, fetal material, or the placenta.* The Department notes, as did the Commission, that research involving the dead fetus and fetal material is governed in part by the Uniform Anatomical Gift Act which has been adopted by 49 States, the District of Columbia and Puerto Rico. There were no substantive recommendations concerning this section, and the regulation therefore differs from the proposed rulemaking only with respect to minor additions for clarification. Any applicable State or local laws regarding such activities are, of course, controlling.

*Activities to be performed outside the United States.* Consistent with the Commission's Recommendations, § 46.210 of the proposed rulemaking has been deleted, thereby making these regulations applicable to all research conducted or supported by the Department within the United States or abroad.

*Modification or waiver of specific requirements.* Recognizing the difficulty of applying a specific set of regulations to all situations that may arise in the future, the Department has elected to provide a mechanism for waiver or modification of specific provisions under certain circumstances. Requests from an applicant or offeror for such a waiver or modification must be reviewed by the appropriate Ethical Advisory Board, which after opportunity for public input, shall advise the Secretary as to whether or not the request should be approved. These Boards will conform to the operating procedures required by the Federal Advisory Committee Act.

*Activities conducted by departmental employees.* In order to make it clear that the requirements of these regulations (Part 46) apply to activities conducted by its own employees, the Department is adding subpart C titled "Activities Conducted by Departmental Employees" as § 46.301.

The moratorium on fetal research imposed on August 27, 1974, is hereby lifted, but such research will be conducted or supported by the Department only in accordance with the following regulations.

Written comments concerning the Recommendations of the Commission may be sent to the Office of Protection from Research Risks, National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20014. All comments received will be available for inspection at the National Institutes of Health, Room 303, Westwood Building, 5333 Westbard Avenue, Bethesda, Maryland, weekdays (Federal holidays excepted) between the hours of 9 a.m. and 4:30.

These regulations shall become effective on August 8, 1975.

Date: July 17, 1975.

THEODORE COOPER,
*Assistant Secretary for Health.*

Approved: July 29, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

Accordingly Part 46 of 45 CFR Subtitle A is amended by:

**§§ 46.101–46.122 [Redesignated]**

1. Designating §§ 46.1 through 46.22 as Subpart A, renumbering these as §§ 46.101 through 46.122, and modifying all references thereto accordingly.

**§ 46.102 [Amended]**

2. Adding the word "and" at the end of § 46.102(b)(2), changing the semicolon at the end of § 46.102(b)(3) to a period, and deleting § 46.102(b)(4).

3. Redesignating § 46.102(c) as § 46.102(e) and inserting the following new §§ 46.102(c) and 46.102(d):

**§ 46.102 Policy.**

* * * * *

(c) Unless the activity is covered by Subpart B of this Part, if it involves as subjects women who could become pregnant, the Board shall also determine as part of its review that adequate steps will be taken in the conduct of the activity to avoid involvement of women who are in fact pregnant, when such activity would involve risk to a fetus.

(d) Where the Board finds risk is involved under paragraph (b) of this section, it shall review the conduct of the activity at timely intervals.

* * * * *

4. Adding the following new Subparts B and C.

**Subpart B—Additional Protections Pertaining to Research, Development, and Related Activities Involving Fetuses, Pregnant Women, and Human In Vitro Fertilization**

Sec.
46.201 Applicability.
46.202 Purpose.
46.203 Definitions.
46.204 Ethical Advisory Boards.
46.205 Additional duties of the Institutional Review Boards in connection with activities involving fetuses, pregnant women, or human in vitro fertilization.
46.206 General limitations.
46.207 Activities directed toward pregnant women as subjects.
46.208 Activities directed toward fetuses in utero as subjects.
46.209 Activities directed toward fetuses ex utero, including nonviable fetuses, as subjects.
46.210 Activities involving the dead fetus, fetal material, or the placenta.
46.211 Modification or waiver of specific requirements.

**Subpart C—General Provisions**

Sec.
46.301 Activities conducted by Department employees.

AUTHORITY: 5 U.S.C. 301.

## Subpart B—Additional Protections Pertaining to Research, Development, and Related Activities Involving Fetuses, Pregnant Women, and Human In Vitro Fertilization

**§ 46.201 Applicability.**

(a) The regulations in this subpart are applicable to all Department of Health, Education, and Welfare grants and contracts supporting research, development, and related activities involving: (1) The fetus, (2) pregnant women, and (3) human *in vitro* fertilization.

(b) Nothing in this subpart shall be construed as indicating that compliance with the procedures set forth herein will in any way render inapplicable pertinent State or local laws bearing upon activities covered by this subpart.

(c) The requirements of this subpart are in addition to those imposed under the other subparts of this part.

**§ 46.202 Purpose.**

It is the purpose of this subpart to provide additional safeguards in reviewing activities to which this subpart is applicable to assure that they conform to appropriate ethical standards and relate to important societal needs.

**§ 46.203 Definitions.**

As used in this subpart:

(a) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom authority has been delegated.

(b) "Pregnancy" encompasses the period of time from confirmation of implantation until expulsion or extraction of the fetus.

(c) "Fetus" means the product of conception from the time of implantation until a determination is made, following expulsion or extraction of the fetus, that it is viable.

(d) "Viable" as it pertains to the fetus means being able, after either spontaneous or induced delivery, to survive (given the benefit of available medical therapy) to the point of independently maintaining heart beat and respiration. The Secretary may from time to time, taking into account medical advances, publish in the FEDERAL REGISTER guidelines to assist in determining whether a fetus is viable for purposes of this subpart. If a fetus is viable after delivery, it is a premature infant.

(e) "Nonviable fetus" means a fetus *ex utero* which, although living, is not viable.

(f) "Dead fetus" means a fetus *ex utero* which exhibits neither heartbeat, spontaneous respiratory activity, spontaneous movement of voluntary muscles, nor pulsation of the umbilical cord (if still attached).

(g) "*In vitro* fertilization" means any fertilization of human ova which occurs outside the body of a female, either through admixture of donor human sperm and ova or by any other means.

**§ 46.204 Ethical Advisory Boards.**

(a) Two Ethical Advisory Boards shall be established by the Secretary. Members of these Boards shall be so selected that the Boards will be competent to deal with medical, legal, social, ethical, and related issues and may include, for example, research scientists, physicians, psychologists, sociologists, educators, lawyers, and ethicists, as well as representatives of the general public. No board member may be a regular, full-time employee of the Federal Government.

(b) One Board shall be advisory to the Public Health Service and its components. One Board shall be advisory to all other agencies and components within the Department of Health, Education, and Welfare.

(c) At the request of the Secretary, the appropriate Ethical Advisory Board shall render advice consistent with the policies and requirements of this Part as to ethical issues, involving activities covered by this subpart, raised by individual applications or proposals. In addition, upon request by the Secretary, the appropriate Board shall render advice as to classes of applications or proposals and general policies, guidelines, and procedures.

(d) A Board may establish, with the approval of the Secretary, classes of applications or proposals which: (1) Must be submitted to the Board, or (2) need not be submitted to the Board. Where the Board so establishes a class of applications or proposals which must be submitted, no application or proposal within the class may be funded by the Department or any component thereof until the application or proposal has been reviewed by the Board and the Board has rendered advice as to its acceptability from an ethical standpoint.

(e) No application or proposal involving human *in vitro* fertilization may be funded by the Department or any component thereof until the application or proposal has been reviewed by the Ethical Advisory Board and the Board has rendered advice as to its acceptability from an ethical standpoint.

**§ 46.205 Additional duties of the Institutional Review Boards in connection with activities involving fetuses, pregnant women, or human in vitro fertilization.**

(a) In addition to the responsibilities prescribed for Institutional Review Boards under Subpart A of this part, the applicant's or offeror's Board shall, with respect to activities covered by this subpart, carry out the following additional duties:

(1) Determine that all aspects of the activity meet the requirements of this subpart;

(2) Determine that adequate consideration has been given to the manner in which potential subjects will be selected, and adequate provision has been made by the applicant or offeror for monitoring the actual informed consent process (e.g., through such mechanisms, when appropriate, as participation by the Institutional Review Board or subject advocates in: (i) Overseeing the actual process by which individual consents required by this subpart are secured either by approving induction of each individual into the activity or verifying, perhaps through sampling, that approved procedures for induction of individuals into the activity are being followed, and (ii) monitoring the progress of the activity and intervening as necessary through such steps as visits to the activity site and continuing evaluation to determine if any unanticipated risks have arisen);

(3) Carry out such other responsibilities as may be assigned by the Secretary.

(b) No award may be issued until the applicant or offeror has certified to the Secretary that the Institutional Review Board has made the determinations required under paragraph (a) of this section and the Secretary has approved these determinations, as provided in § 46.115 of Subpart A of this part.

(c) Applicants or offerors seeking support for activities covered by this subpart must provide for the designation of an Institutional Review Board, subject to approval by the Secretary, where no such Board has been established under Subpart A of this part.

**§ 46.206 General limitations.**

(a) No activity to which this subpart is applicable may be undertaken unless:

(1) Appropriate studies on animals and nonpregnant individuals have been completed;

(2) Except where the purpose of the activity is to meet the health needs of the particular fetus, the risk to the fetus is minimal and, in all cases, is the least possible risk for achieving the objectives of the activity;

(3) Individuals engaged in the activity will have no part in: (i) Any decisions as to the timing, method, and procedures used to terminate the pregnancy, and (ii) determining the viability of the fetus at the termination of the pregnancy; and

(4) No procedural changes which may cause greater than minimal risk to the fetus or the pregnant woman will be introduced into the procedure for terminating the pregnancy solely in the interest of the activity.

(b) No inducements, monetary or otherwise, may be offered to terminate pregnancy for purposes of the activity.

**§ 46.207 Activities directed toward pregnant women as subjects.**

(a) No pregnant woman may be involved as a subject in an activity covered by this subpart unless: (1) The purpose of the activity is to meet the health needs of the mother and the fetus will be placed at risk only to the minimum extent necessary to meet such needs, or (2) the risk to the fetus is minimal.

(b) An activity permitted under paragraph (a) of this section may be conducted only if the mother and father are legally competent and have given their informed consent after having been fully informed regarding possible impact on the fetus, except that the father's informed consent need not be secured if: (1) The purpose of the activity is to meet the health needs of the mother; (2) his identity or whereabouts cannot reasonably be ascertained; (3) he is not reasonably available; or (4) the pregnancy resulted from rape.

**§ 46.208 Activities directed toward fetuses in utero as subjects.**

(a) No fetus *in utero* may be involved as a subject in any activity covered by this subpart unless: (1) The purpose of the activity is to meet the health needs of the particular fetus and the fetus will be placed at risk only to the minimum extent necessary to meet such needs, or (2) the risk to the fetus imposed by the re-

search is minimal and the purpose of the activity is the development of important biomedical knowledge which cannot be obtained by other means.

(b) An activity permitted under paragraph (a) of this section may be conducted only if the mother and father are legally competent and have given their informed consent, except that the father's consent need not be secured if: (1) His identity or whereabouts cannot reasonably be ascertained, (2) he is not reasonably available, or (3) the pregnancy resulted from rape.

**§ 46.209 Activities directed toward fetuses ex utero, including nonviable fetuses, as subjects.**

(a) No fetus *ex utero* may be involved as a subject in an activity covered by this subpart until it has been ascertained whether the particular fetus is viable, unless: (1) There will be no added risk to the fetus resulting from the activity, and (2) the purpose of the activity is the development of important biomedical knowledge which cannot be obtained by other means.

(b) No nonviable fetus may be involved as a subject in an activity covered by this subpart unless: (1) Vital functions of the fetus will not be artificially maintained except where the purpose of the activity is to develop new methods for enabling fetuses to survive to the point of viability, (2) experimental activities which of themselves would terminate the heartbeat or respiration of the fetus will not be employed, and (3) the purpose of the activity is the development of important biomedical knowledge which cannot be obtained by other means.

(c) In the event the fetus *ex utero* is found to be viable, it may be included as a subject in the activity only to the extent permitted by and in accordance with the requirements of other subparts of this part.

(d) An activity permitted under paragraph (a) or (b) of this section may be conducted only if the mother and father are legally competent and have given their informed consent, except that the father's informed consent need not be secured if: (1) his identity or whereabouts cannot reasonably be ascertained, (2) he is not reasonably available, or (3) the pregnancy resulted from rape.

**§ 46.210 Activities involving the dead fetus, fetal material, or the placenta.**

Activities involving the dead fetus, mascerated fetal material, or cells, tissue, or organs excised from a dead fetus shall be conducted only in accordance with any applicable State or local laws regarding such activities.

**§ 46.211 Modification or waiver of specific requirements.**

Upon the request of an applicant or offeror (with the approval of its Institutional Review Board), the Secretary may modify or waive specific requirements of this subpart, with the approval of the Ethical Advisory Board after such opportunity for public comment as the Ethical Advisory Board considers appropriate in the particular instance. In making such decisions, the Secretary will consider whether the risks to the subject are so outweighed by the sum of the benefit to the subject and the importance of the knowledge to be gained as to warrant such modification or waiver and that such benefits cannot be gained except through a modification or waiver. Any such modifications or waivers will be published as notices in the FEDERAL REGISTER.

**Subpart C—General Provisions**

**§ 46.301 Activities conducted by Department employees.**

The regulations of this part are applicable as well to all research, development, and related activities conducted by employees of the Department of Health, Education, and Welfare, except that each Principal Operating Component head may adopt such non-substantive procedural modifications as may be appropriate from an administrative standpoint.

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THE NATIONAL COMMISSION FOR THE PROTECTION OF HUMAN SUBJECTS OF BIOMEDICAL AND BEHAVIORAL RESEARCH

RESEARCH ON THE FETUS

Report and Recommendations

MAY 21, 1975.

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Robert E. Cooke, M.D., Vice Chancellor for Health Services, University of Wisconsin.
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Karen A. Lebacqz, Ph.D., Assistant Professor of Christian Ethics, Pacific School of Religion.
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Eliot Stellar, Ph.D., Provost of the University and Professor of Physiological Psychology, University of Pennsylvania.
Robert H. Turtle, LL.B., Attorney, VomBaur, Coburn, Simmons & Turtle, Washington, D.C.

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Susan F. Shreiber

*Intern*

Anthony Bulvidas

*Special Consultants*

Charles McCarthy, Ph. D.
William Dommel, J.D.

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## I. THE MANDATE

The National Research Act (Pub. L. 93-348) established the National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research and gave the Commission a mandate to investigate and study research involving the living fetus, and to recommend whether and under what circumstances such research should be conducted or supported by the Department of Health, Education, and Welfare. A deadline of four months after the members of the Commission took office was imposed for the Commission to conduct its study and make recommendations to the Secretary, DHEW. The priority assigned by Congress to research involving the fetus indicates the concern that unconscionable acts involving the fetus may have been performed in the name of scientific inquiry, with only proxy consent on behalf of the fetus.

The members of the Commission determined at the outset to undertake a careful study of the nature and extent of research on the fetus, the range of views on the ethical acceptability of such research, and the legal issues involved, prior to formulating their recommendations. To this end, the Commission has accumulated an extensive body of information, held public hearings, questioned a panel of distinguished ethicists, and conducted lengthy deliberations. In the course of these activities, the Commission has given close scrutiny to many important questions that surround research on the fetus, for example: What are the purposes of research on the fetus? What procedures have been employed in such research? Are there alternatives to such research? Can appropriate consent to such research be obtained by proxy? Under what conditions may research be done on a fetus that is to be aborted, or a nonviable delivered fetus? What review of proposed research should be required?

In the remainder of Section I, the background and activities of the Commission are summarized, and the definitions used in this report are set forth. Reports, papers and testimony that were prepared for or presented to the Commission are summarized in Sections II to VII of this report. The Commission's own statement of its deliberations and conclusions appears in Section VIII, and the recommendations themselves are set forth in Section IX, together with a statement by a member of the Commission dissenting in part from the recommendations. Separate views of members of the Commission are set forth in Section X.

The Appendix to the report contains the entire text of the papers and reports that were prepared under contract to the Commission, and certain other materials that were reviewed by the Commission during its deliberations.

*Legislative background.* The National Research Act contains two provisions regarding research on the fetus; (1) the mandate to the Commission to conduct studies and make recommendations to the Secretary, DHEW (section 202(b)), and (2) a prohibition, in effect until the Commission has made recommendation, on "research [conducted or supported by DHEW] in the United States or abroad on a living human fetus, before or after the induced abortion of such fetus, unless such research is done for the purpose of assuring the survival of such fetus" (section 213). These two provisions were drafted by a conference committee that resolved the differences between the acts originally passed in 1973 by the House of Representatives and Senate, respectively.

The original House act contained a prohibition against the conduct or support by DHEW of research that would violate any ethical standard adopted by the National Institutes of Health or the National Institute of Mental Health. This provision was preceived as a prohibition of research on the living fetus, as a result of policy then in force at NIH. In addition, both the House and Senate acts contained floor amendments explicitly prohibiting the conduct or support of research on the fetus by DHEW. The House amendment, adopted by a vote of 354 to 9, proscribed research on a fetus that is outside the uterus and has a beating heart, while the Senate prohibition applied to research in connection with an abortion. Among other differences between the acts, the House prohibitions were permanent, while the Senate prohibition was temporary. The conference committee applies to research conducted imposing a moratorium until this Commission made recommendations. The moratorium adopted by the conference committee applies to research conducted on a fetus before or after an induced abortion of the fetus (except to assure the survival of the fetus); the mandate for the Commission's study and recommendations applies more generally to research involving the living fetus.

The Commission has reviewed the committee reports (Nos. 93-244, 93-381, and 93-1148), and the record of the floor debate that led to the passage of the National Research Act (*Congressional Record*, daily eds. May 31, 1973; September 11, 1973; June 27 and 28, 1974). Other legislative materials that have been reviewed include the Hearings on Biomedical Research Ethics and the Protection of Human Subjects, before the House Subcommittee on Public Health and Environment (September 27 and 28, 1973), and the Hearing on Fetal Research before the Senate Subcommittee on Health (July 19, 1974).

It is clear from the legislative history that the National Research Act, as passed by both Houses and signed into law by President Nixon on July 12, 1974, reflects an acknowledgement by the majority of legislators that the issues surrounding research on the fetus require much study and deliberation before policies are established regarding support by the Secretary, DHEW. That assignment was given to the Commission, and this report describes how the assignment was carried out and the conclusions that were reached.

*Existing codes and other relevant material.* To assist its deliberations, the Commission referred to the following pre-existing codes and other materials relating to human experimentation:

1. *The Nuremberg Code* (1946-1949).
2. *The Declaration of Helsinki* (revised, 1964).
3. *The Use of Fetuses and Fetal Material for Research*, Report of the Advisory Group, chaired by Sir John Peel (London, 1972).
4. *Protection of Human Subjects: Policies and Procedures*, draft document of the Department of Health, Education, and Welfare (38 FEDERAL REGISTER No. 221, Part II, November 16, 1973).
5. *Protection of Human Subjects: Proposed Policy*, Department of Health, Education, and Welfare (39 FEDERAL REGISTER No. 165, Part III, August 23, 1974).

(The above documents are included in the Appendix to this report.)

*Meetings of the Commission.* Secretary Weinberger administered the oath of office to the members of the Commission on December 3, 1974, thereby fixing the deadline for this report. Section 202(b) of the National Research Act requires that recommendations of the Commission with respect to research on the living fetus be transmitted to the Secretary "not later than the expiration of the 4-month period beginning on the first day of the first month that follows the date on which all members of the Commission have taken office." This 4-month period expired April 30, 1975.

The Commission conducted seven meetings devoted primarily to the topic of research on the fetus. These meetings were well attended by the public. One day of the February meeting was devoted to a public hearing of the views of persons interested in research on the fetus; oral testimony was given by 23 witnesses, some representing research, religious or other organizations and some appearing as concerned citizens to express their viewpoints (see Section VI for summaries of the views presented). At the March meeting, three public officials testified about the involvement of their respective agencies or offices in research on the fetus (see Section VI), and the members of the Commission held a roundtable discussion with several ethicists who had prepared papers covering a wide spectrum of secular opinion and religious persuasion (see Section V for summaries of these papers).

*Studies and investigations.* The Commission contracted for a number of studies and investigations. These included a study, undertaken primarily through review of the literature, of the nature, extent and purposes of research on the fetus, conducted under contract with Yale University (see Section II); an historical study of the role of research involving living fetuses in certain advances in medical science and practice, conducted under contract with Battelle Columbus Laboratories (see Section III); and a study utilizing available data to establish guidelines for determining fetal viability and death, conducted under contract with Columbia University (see Section VII).

In addition to these studies, papers outlining their views on research on the fetus were prepared by the following ethicists and philosophers: Sissela Bok of Harvard University; Joseph Fletcher of the Institute of Religion and Human Development; Marc Lappé of the Hastings Institute of Society, Ethics, and the Life Sciences; Richard McCormick and LeRoy Walters of the Kennedy Institute for the Study of Human Reproduction and Bioethics; Paul Ramsey of Princeton University; Seymour Siegel of the Jewish Theological Seminary; and Richard Wasserstrom of the University of California at Los Angeles (see Section V). Stephen Toulmin, of the University of Chicago, prepared an analysis of the ethical views that were presented to the Commission, identifying areas of consensus as well as divergence. Leon Kass, of Georgetown University, prepared a philosophical paper on the determination of fetal viability and death (see Section VII). Papers on the legal issues of research on the fetus were prepared by Alexander M. Capron, of the University of Pennsylvania Law School, and John P. Wilson, of Boston University Law School (see Section IV).

(All of the above studies, investigations and papers appear in the Appendix.)

*Definitions.* For the purposes of this report, the Commission has used the following definitions which, in some instances, differ from medical, legal or common usage. These definitions have been adopted in the interest of clarity and to conform to the language used in the legislative mandate.

*"Fetus"* refers to the human from the time of implantation until a determination is made following delivery that it is viable or possibly viable. If it is viable or possibly viable, it is thereupon designated an infant. (Hereafter, the term "fetus" will refer to a living fetus unless otherwise specified.)

*"Viable infant"* refers to an infant likely to survive to the point of sustaining life independently, given the support of available medical technology. This judgment is made by a physician.

*"Possibly viable infant"* means the fetus *ex utero* which has not yet been determined to be viable or nonviable. This is

a decision to be made by a physician. Operationally, the physician may consider that an infant with a gestational age of 20 to 24 weeks (five to six lunar months; four and one-half to five and one-half calendar months) and a weight between 500 to 600 grams may fall into this indeterminate category. These indices depend upon present technology and should be reviewed periodically.

*"Nonviable fetus"* refers to the fetus *ex utero* which, although it is living, cannot possibly survive to the point of sustaining life independently, given the support of available medical technology. Although it may be presumed that a fetus is nonviable at a gestational age less than 20 weeks (five lunar months; four and one-half calendar months) and weight less than 500 grams, a specific determination as to viability must be made by a physician in each instance. The Commission is not aware of any well-documented instances of survival of infants of less than 24 weeks (six lunar months; five and one-half calendar months) gestational age and weighing less than 600 grams; it has chosen lower indices to provide a margin of safety. These indices depend upon present technology and should be reviewed periodically.

*"Dead fetus" ex utero* refers to a fetus *ex utero* which exhibits neither heartbeat, spontaneous respiratory activity, spontaneous movement of voluntary muscles, or pulsation of umbilical cord (if still attached). Generally, some organs, tissues and cells (referred to collectively as fetal tissue) remain alive for varying periods of time after the total organism is dead.

*"Fetal material"* refers to the placenta, amniotic fluid, fetal membranes and the umbilical cord.

*"Research"* refers to the systematic collection of data or observations in accordance with a designed protocol.

*"Therapeutic research"* refers to research designed to improve the health condition of the research subject by prophylactic, diagnostic or treatment methods that depart from standard medical practice but hold out a reasonable expectation of success.

*"Nontherapeutic research"* refers to research not designed to improve the health condition of the research subject by prophylactic, diagnostic or treatment methods.

II. The Nature and Extent of Research Involving the Fetus and the Purposes for Which Such Research Has Been Undertaken

An extensive review of the scientific literature, focusing on a period covering the last 10 years, formed the basis for the Commission's investigation of the nature, extent and purposes of research on the fetus. The review was conducted under contract with Yale University, Maurice J. Mahoney, M.D., Principal Investigator. The investigation included an all-language review of published research, utilizing the MEDLARS computer indexing and search system of the National Library of Medicine, a review of selected bibliographies and abstracts, a survey of departments of pediatrics and obstetrics at medical schools in the United States and Canada to identify current research on the fetus, and a review of NIH grant applications and contracts since 1972 involving research on the fetus. In addition, the Food and Drug Administration provided information on fetal research conducted in fulfillment of its regulations.

For the purpose of summarizing the review, research involving the fetus has been considered in four general categories.

1. *Assessment of fetal growth and development in utero.* Over 600 publications dealing with investigations of fetal development and physiology were identified. In general, the purpose of these investigations was to obtain information on normal developmental processes, as a basis for detecting and understanding abnormal processes and ultimately treating the fetal patient. To this end, numerous experimental approaches were employed.

Studies of normal fetal growth relied primarily on anatomic studies of the dead fetus. Studies of fetal physiology involved both the fetus *in utero* and organs and tissues removed from the dead fetus. In some instances, this research required administration of a substance to the mother prior to an abortion or delivery by caesarean section, followed by analysis to detect the presence of the substance or its metabolic effects in blood from the umbilical cord or in tissues from the dead fetus. Information on the normal volume of amniotic fluid at various stages of pregnancy was obtained by injecting a substance into the fluid and assessing the degree of dilution of that substance; these studies were performed before abortion, during management of disease states (Rh disease), and in normal term pregnancies. Similarly, numerous chemicals were measured in amniotic fluid to establish normal data.

Research also focused on the development of fetal behavior *in utero*. Fetal breathing movements were detected by ultrasound as early as 13 weeks after conception. Fetal hearing was documented by demonstrating changes in fetal heart rate or EEG in response to sound transmitted through the mother's abdomen. Vision was inferred from changes in fetal heart rate in response to light shined transabdominally. Increased rates of fetal swallowing after injection of saccharin into amniotic fluid suggested the presence of fetal taste capability. Observation of the fetus outside the uterus indicated response to touch at 7 weeks and the presence of swallowing movements at 12 weeks of gestation.

2. *Diagnosis of fetal disease or abnormality.* Well over 1000 papers have been published in the last 10 years dealing with intrauterine diagnosis of fetal disease or abnormality. Much of this research involved amniocentesis, a procedure in which a needle is inserted through the mother's abdomen into the uterus and amniotic fluid is removed for analysis. Amniocentesis originally came into extensive use for monitoring the status of the fetus affected by Rh disease in the third trimester of pregnancy. Research related to treating Rh disease indicated that the yellow color of the amniotic fluid correlated with the severity of anemia in the fetus. This color index later was used as an indication of the need for intrauterine transfusion, a procedure subsequently developed to treat severely affected infants.

The knowledge that amniocentesis was safe in the third trimester of pregnancy, coupled with the demonstration that cells shed from the skin of the fetus into the amniotic fluid could be grown in tissue culture, led to application of amniocentesis to detection of genetic disease in the second trimester. The research conducted in developing this procedure focused first on demonstrating in fetal cells from amniotic fluid the normal values for enzymes known to be defective in genetic disease. The research was conducted largely on amniotic fluid samples withdrawn as a routine part of the procedure of inducing abortion. Once it had been demonstrated that the enzyme was expressed in fetal cells and normal values were known, application to diagnosis of the abnormal condition in the fetus at risk was undertaken. The reported research documents a steady progression in development and application of amniocentesis, so that potentially over 60 inborn errors of metabolism (such as Tay-Sachs disease) and virtually all chromosome abnormalities (such as Down's syndrome), as well as the lack of these defects in the fetus at risk, can be diagnosed *in utero*, at a time when the mother can elect therapeutic abortion of an affected fetus.

Research directed at prenatal diagnosis of disease currently focuses on three main objectives. The first involves attempts to extend diagnostic capability to additional diseases, such as cystic fibrosis of the pancreas, which cannot now be detected by amniocentesis. A second approach attempts to detect fetal cells in the maternal circulation and separate these from maternal cells for chemical analysis, thus avoiding any risks and difficulties encountered during amniocentesis. The third direction is the development of fetoscopy, a process by which an instrument is inserted into the uterus and a sample of fetal blood is obtained from the placenta under direct visualization. The blood sample is analyzed to diagnose disorders such as sickle cell disease or thalassemia which cannot be detected by amniocentesis. The time needed for laboratory analysis following fetoscopy is markedly shorter than the four to six weeks required to obtain tissue culture results in amniocentesis. Fetoscopy also permits visual examination of the fetus for external physical defects.

Because of the unknown but theoretically significant risks that remained following animal studies, fetoscopy was developed selectively in women undergoing elective abortion. The first clinical applications have been reported in recent months: three fetuses at risk for beta-thalassemia, whose mothers were seeking abortion to avoid the possibility of having an affected child, were diagnosed as free of disease following fetoscopy. All three have been born and are normal.





Research has also been directed at the identification of physical defects in the developing fetus. The most handicapping defects are those of the neural tube (anencephaly or meningomyelocele). Initial research efforts were devoted to developing X-ray techniques to view the fetus for these defects by injection of radioopaque substances into amniotic fluid (amniography or fetography). These studies primarily involved women having a family history of neural tube defects and whose fetuses were consequently at increased risk. More recently, elevated levels of alpha fetoprotein in amniotic fluid (or maternal blood) were found to be associated with neural tube defects, and may serve as a screening test for these disorders. Ultrasound has come into use to determine internal and external structural detail of the developing fetus and thereby to detect anencephaly, meningomyelocele, and even congenital heart disease.

Amniocentesis also opened another area of fetal research: the assessment of fetal lung maturity. Studies of normal amniotic fluid in the last trimester of pregnancy provided an indication that increased concentrations of lecithin relative to sphingomyelin reflect maturation of the fetal lung; infants with mature lungs did not develop respiratory distress. This predictive test (the L/S ratio) was applied when women went into premature labor, or when induced delivery was indicated due to Rh disease or maternal diabetes, to assess risk that the delivered infant would develop respiratory distress. When the lungs were immature, delivery could be delayed, depending on the relative risks of intrauterine versus extrauterine life. In the last three years, attempts to induce fetal lung maturation by administration of cortico-steroids to the mother have added a new dimension to this clinical situation. Following animal studies indicating that this procedure was safe and effective, human studies were undertaken intending to benefit the fetus involved. Results reported to date suggest that the procedure is successful, but studies of possible long-term side effects of this intrauterine therapy are continuing.

Assessment of fetal well-being is another goal of fetal research. Ultrasound has been used to assess fetal size and gestational age, and to monitor fetal respiratory movements, certain types of which have been found to indicate fetal distress. Studies of hormones, metabolic products and chemicals in amniotic fluid (and in maternal blood and urine) identified numerous substances associated with either abnormalities of fetal growth or with fetal distress. In the last decade, monitoring the fetal heart rate and sampling fetal scalp blood during labor developed from research techniques to clinical application for indication of fetal distress.

3. *Fetal pharmacology and therapy.* Over 400 publications in the last 10 years involving fetal pharmacology were identified in the literature search; less than 20 percent of these included research on the living fetus. Of the latter studies, the majority were coincidental studies conducted as an adjunct to clinically accepted procedures. For example, the largest category encompassed studies of transplacental drug movement or effects on the fetus of analgesic or anesthetic agents given to the mother during labor and delivery.

The research techniques employed in investigations of this type included antepartum transfusion of the fetus with blood containing drugs, and administration of drugs or agents to the mother for therapeutic or research reasons. The ensuing studies involved assessment of effects on the fetal electrocardiogram, determination of fetal movements or structures by ultrasound, amniotic fluid sampling, scalp or umbilical cord blood sampling, and studying placental passage and fetal distribution patterns in tissues of the dead fetus. The studies were conducted either prior to abortion or in normal pregnancies, usually at the time of delivery.

In general, studies to determine the effects of a drug on the fetus were retrospective, involved the fetus incidentally or after death, or involved the infant, child or adult. Thus, all studies of the influence of oral contraceptives or other drugs on multiple births or congenital abnormalities were retrospective. Study of the effects on the fetus of drugs administered to treat maternal illness during pregnancy (including anticonvulsants, antibiotics, hormones and psychopharmacologic agents) in which the fetus was an incidental participant, were also largely retrospective. Studies of effects on the fetus and newborn infant of analgesic and anesthetic agents given at delivery also involved the fetus incidentally, but were conducted prospectively. Recently attempts were made to focus prospective pharmacologic studies of antibiotics intentionally, rather than incidentally, on the fetus. Different antibiotics were administered to pregnant women before abortion to compare quantitative movement of these agents across the placenta, as well as absolute levels achieved in fetal tissues. The results served as a guideline for drug selection to treat intrauterine infections, particularly syphilis. Studies conducted on the dead fetus after abortion showed the clear superiority of one drug over the other.

In addition to assessing effects of drugs on the fetus and measuring placental transfer of drugs, fetal pharmacologic research included attempts to modify drug structures so that they will or will not cross the placenta to affect the fetus. Such research also included study of the effects of certain drugs (such as phenobarbital or corticosteroids) in inducing enzyme activity in the fetus (to prevent hyperbilirubinemia or speed fetal lung maturation and prevent respiratory distress syndrome).

Effects on the fetus of live attenuated virus vaccines administered to the mother were also examined. Preliminary testing of rubella vaccine in monkeys indicated that the vaccine virus did not cross the placenta. In contrast, studies on women requesting therapeutic abortion showed clearly that the vaccine virus did indeed cross the placenta and infect the fetus, indicating the danger of administering the vaccine during pregnancy. Similarly, a study conducted with mumps vaccine virus showed that the virus infected the placenta, but not the fetus.

Attempts at fetal therapy *in utero*, in addition to blood transfusion for Rh disease and corticosteroid administration to speed fetal lung maturity, were conducted recently as an adjunct to amniocentesis. Examples of this type of fetal therapy include the administration of hydrocortisone to the fetus *in utero* to treat the adrenogenital syndrome, maternal dietary therapy for fetal galactosemia, and administration to the mother of large doses of vitamin $B_{12}$ to treat fetal methylmalonic acidemia.

4. *Research involving the nonviable fetus.* The quantity of research on the nonviable fetus *ex utero* has been small; much of such research included the nonviable fetus only as the extreme end of the spectrum of studies of premature infants. Such studies included measurements of amino acid levels in plasma of infants with intrauterine malnutrition, administration of bromide to measure total body water in low birth weight infants, and the study of hemoglobin in blood from the umbilical cord as an indicator of fetal maturity. The purpose of this research was to gain information that could be of benefit to other fetuses and infants.

Research was also conducted involving the nonviable fetus during abortion by hysterotomy but before the fetus and placenta were physically removed from the uterus. A study conducted in the United States reported the feasibility of delivering a portion of the umbilical cord from the uterus and using it as a site for drug administration and blood sampling. Another study, this one undertaken in Finland, employed the technique to infuse noradrenaline via the umbilical vein; study of metabolites subsequently obtained demonstrated the functional maturity of the fetal sympathetic nervous system. Several studies in Sweden used similar techniques: radiolabeled chemicals were administered to the fetus via the umbilical vessels, and metabolites were then studied in the umbilical vein and, following completion of the abortion, in the fetus. In another Finnish study, arginine and insulin were injected into blood vessels of 8 fetuses (450–600 grams) with the placenta attached to the uterus, and blood samples were taken from the umbilical cord to assess fetal endocrine regulation of glucose metabolism. These studies were conducted solely to gain information on fetal metabolism for the benefit of other fetuses and infants.

The nonviable fetus was the subject of research to develop a life-support system

("artificial placenta") for sustaining very small premature infants, as well as to obtain data on normal fetal physiology. Some of this life support system research was conducted only with larger infants (viable by weight criteria) who had failed on respirators and were tried on experimental systems as an ultimate therapeutic effort to achieve survival. Of the published studies with clearly nonviable fetuses, one was conducted in the United States. Published in 1963, this research involved 15 fetuses, obtained following therapeutic abortion at 9–24 weeks gestational age. The fetuses were immersed in salt solution containing oxygen at extremely high pressure, in an attempt to provide oxygen for the fetus through the skin. The longest survival was 22 hours. In an earlier study in Scandinavia, 7 fetuses weighing 200–375 grams, from both spontaneous and induced abortions, were perfused with oxygenated blood through the umbilical vessels. Longest survival was 12 hours. A third study, conducted in England, utilized a similar method and included 8 fetuses obtained following hysterotomy abortion and weighing 300–980 grams. Longest survival was 5 hours. No other studies of this type involving nonviable fetuses were found in the literature review.

Studies of fetal physiology conducted on the delivered fetus utilized several experimental approaches. In a study conducted in Sweden, the intact fetal-placental unit obtained by hysterotomy abortion was removed and utilized for perfusion studies. A study performed in England involved cannulating the carotid and umbilical arteries of the aborted fetus and measuring fetal glucose levels in response to administration of growth hormone. Four fetuses from hysterotomy abortions at 16–20 weeks gestation were perfused via the umbilical vessels in a study in Scotland which demonstrated that the fetus could synthesize estriol independent of the placenta. A similar study by the same investigators involving six fetuses demonstrated that the 16–20 week fetus could synthesize testosterone from progesterone. To learn whether the human fetal brain could metabolize ketone bodies as an alternative to glucose, brain metabolism was isolated in 8 human fetuses (12–17 weeks gestation) after hysterotomy abortion by perfusing the head separated from the rest of the body. This study, conducted in Finland, demonstrated that the human fetus, like previously studied animal fetuses, could modify metabolic processes to utilize ketone bodies.

These studies of the nonviable fetus represent the total number reported in the world scientific literature, as well as could be ascertained from review of the most comprehensive bibliographic search ever undertaken of research involving the human fetus. The total number of citations involving fetal research was well in excess of 3000; the reports of research on the nonviable fetus that were found numbered less than 20. Certainly some reports of such research may have been missed even by this thorough review, but it is safe to conclude that the amount of research conducted on the nonviable fetus has been extremely limited. Of the principal investigators conducting this type of research, three were from the United States; two of these investigators conducted their research abroad. The only research conducted in the United States on the nonviable fetus *ex utero* was the study involving attempts to develop an artificial life support system. The literature survey disclosed no reports of research conducted in the United States on the nonviable fetus intended solely to obtain information on normal physiologic function.

In summary, research involving the fetus includes a broad spectrum of studies of the fetus both inside and outside the uterus. The research may be as innocuous as observation, or involve mild manipulation such as weighing or measuring, or more extensive manipulation such as altering the environment, administering a drug or agent, or noninvasive monitoring. Diagnostic studies may involve sampling amniotic fluid, urine, blood, or spinal fluid, or performing biopsies. The most extensive or invasive procedures include perfusion studies and other attempts to maintain function.

The extent of research on the fetus is reflected by the more than 3000 citations included in the literature review of such research. Most involved the fetus *in utero*; less than 20 articles involved the nonviable fetus.

The purposes for which research on the fetus has been undertaken include obtaining knowledge of normal fetal growth and development as a basis for understanding the abnormal; diagnosing fetal disease or abnormality; studying fetal pharmacology and the effects of chemical and other agents on the fetus, in order to develop fetal therapy; and developing techniques to save the lives of ever smaller premature infants.

### III. Alternative Means for Achieving the Purposes for Which Research Involving Living Fetuses Has Been Undertaken

In the development of new medical procedures or drugs to be employed in the treatment of humans, research is usually initiated with animal models, which are used until probable effectiveness and low degree of risk are determined. Ultimately, it becomes necessary to conduct the research on humans, since initial human applications are experimental regardless of the amount of preceding animal research. In some instances, pertinent animal models may not exist or may have certain limitations, so that studies on humans begin at a relatively early stage. In all instances, however, the question may be asked whether studies on humans began at an appropriate time, or whether the information that was required could have been obtained using alternative research means, i.e., studies on animal models.

The broad nature of the survey of the nature and extent of research on the fetus (Section II) did not permit detailed evaluation of alternative means. Therefore, the Commission contracted with Battelle Columbus Laboratories to conduct a more intensive analysis of this issue in connection with four advances in which research on the fetus played a part. The Battelle report to the Commission traces the historical development of (1) rubella vaccine, (2) the use of amniocentesis for prenatal diagnosis of genetic defects, (3) the diagnosis and treatment, as well as prevention, of Rh isoimmunization disease, and (4) the management of respiratory distress syndrome. The study identifies pertinent animal research that was conducted and attempts to assess whether the human research was necessary and appropriate, or whether animal models could have been substituted. Finally, the study evaluates the likelihood that the advance would have been achieved if all research on the fetus, both therapeutic and nontherapeutic, had been prohibited. In preparing the report and analysis, extensive bibliographies on each topic, prepared by staff of the National Library of Medicine, were utilized. In addition, a number of scientists whose research had been of greatest importance to the advances were interviewed.

1. In the case of *congenital rubella syndrome*, descriptions of the condition (which comprises congenital heart disease, cataracts, deafness and mental retardation) and its etiology (maternal rubella infection during pregnancy) were drawn from research on the living child and material from dead fetuses. Attenuation of the rubella virus for vaccine purposes was accomplished in tissue culture using nonhuman cells. Vaccine trials were conducted on adults and children. The vaccine was found safe and effective, and it was licensed in 1969, 28 years after the congenital rubella syndrome was first described.

No research on the living human fetus was required to develop the vaccine. A question remained, however, as to the safety of administering the vaccine during pregnancy or to women in the childbearing years. Should a pregnant woman, without immunity to rubella, be vaccinated to prevent the risk to the fetus that would ensue if she contracted natural rubella? Some experimental animal models for the rubella condition had been developed, the rhesus monkey being the closest one to the human. Accordingly, pregnant monkeys were inoculated with either rubella virus or the vaccine virus. Subsequent study showed that five of six monkey fetuses whose mothers received slightly attenuated rubella virus were infected, but none of the six monkey fetuses whose mothers received vaccine virus was infected. Thus, the animal model suggested that the vaccine virus did not cross the placenta and was safe to administer during pregnancy, although other vaccine viruses were known to cross the human placenta.

Human studies were then undertaken. Because of the potential risk to the fetus, women requesting therapeutic abortion were employed as subjects. These volunteers received the vaccine and underwent the abortion 11 to 30 days later. Examination of tissues from the dead aborted fetuses showed that, in contrast to the results in monkeys, the vaccine virus did cross the human placenta and infect the fetus. On the basis of this research involving the fetus in anticipation of abortion, as well as subsequent reports of damage to the fetus following accidental rubella vaccination during pregnancy, administration of rubella vaccine to pregnant women or women who might become pregnant within 60 days of vaccination is proscribed.

Two alternatives to the planned testing of rubella vaccine on pregnant women in anticipation of abortion can be considered. First, more extensive animal testing of the vaccine could have been conducted. The usefulness of such a procedure, however, would be questionable. Based on prior experience with the inconsistencies of placental passage of any agent, the human situation would remain unknown after any amount of animal testing. Testing in the human is still required even after negative results in animal models, with the same safeguards as if no animal testing had been conducted.

The second alternative would be to wait for the accidental vaccination of pregnant women and observe the outcome. This in fact occurred in several instances after the planned testing. The women involved, who had wanted pregnancies, elected instead to terminate their pregnancies by abortion due to the risk to the fetus, and studies of tissue from the dead fetuses confirmed that they had been infected by the virus. Thus, the effect in humans could have been learned in this instance by retrospective research. At issue here in the selection of alternatives is the question whether it is preferable to proceed by design with women planning abortions, or to work retrospectively with women who desire pregnancy but were accidentally vaccinated.

2. The use of *amniocentesis* (removal of amniotic fluid via a needle inserted into the uterus through the mother's abdomen) as a clinical procedure dates from 1882, when it was introduced as a treatment for polyhydramnios (excess accumulation of amniotic fluid). There is no evidence that animal studies were conducted prior to that time, and comparatively little research has been done on amniocentesis as a procedure apart from its applications. The Battelle study of amniocentesis thus involved evaluation of the uses to which the procedure has been put, as well as alternative means for developing the procedure. Amniocentesis has found application in three main areas of research: prenatal diagnosis of genetic disease, diagnosis of Rh disease, and assessment of fetal maturity related to respiratory distress syndrome. Its use in the latter two areas will be discussed in parts 3 and 4 of this section.

Two lines of research provided impetus for prenatal diagnosis of genetic disease: development of the technology for tissue culture and identification of the sex chromatin as an indicator of sex in single cells. In 1955 it was shown that fetal sex could be predicted from the sex chromatin pattern of amniotic fluid cells. Application of this technique to prenatal detection of sex-linked disorders was first reported in 1960. Rapid progress in tissue culture research led to success in culturing fetal amniotic fluid cells in 1966, intrauterine diagnosis of a chromosome abnormality in 1967, and the first intrauterine diagnosis of metabolic disorders using cultured amniotic fluid cells in the following year. Research in this area steadily expanded as chromosomal and metabolic disorders were added to the list of conditions diagnosable *in utero*. At present, virtually any chromosomal anomaly and potentially over 60 metabolic disorders can be detected prenatally by amniocentesis. The possibility of diagnosis and selective abortion of abnormal fetuses has enabled the birth of normal children to families that otherwise would not have risked pregnancy, and has permitted families to avoid the impact of the birth of a defective or doomed child.

All research to detect genetic defects involved the living human fetus. Much of it utilized amniotic fluid obtained in the normal course of abortion, in order to ascertain normal values. Such research was obviously nonbeneficial for the fetuses involved. Only research conducted on women at risk for having a fetus with the disorder in question could be considered beneficial, in that many of these women desired an abortion unless it could be shown that the fetus would be normal.

An alternative means to develop the procedure of amniocentesis would have been to conduct more extensive animal research. Animal models have numerous limitations with regard to amniocentesis, however, including shape of the pelvis, size and shape of the uterus, number of fetuses present (which confounds cell analysis), and the marked irritability of the uterus in many species such that even slight manipulation induces abortion, fetal resorption or congenital malformations. Recently some animals have been found in which amniocentesis can be performed, but even in these it is difficult in mid-pregnancy, when it must be done for effective intrauterine diagnosis of genetic defects.

While animal models might have been utilized more extensively in developing the technique of amniocentesis, there is no alternative to human experimentation for the purpose of developing the diagnostic tests for genetic metabolic disorders used with amniocentesis. The conditions are unique to the human species. Only by study of cells in amniotic fluid from pregnant humans, both normal and those at risk for genetic disease in the fetus, was it possible to assess whether the genetic defect was expressed in these cells, and to determine the normal and abnormal values for the responsible enzymes in the cells as the basis for prenatal diagnosis. This research utilized only amniotic fluid and the fetal cells in it, and thus was not invasive of the fetus. In the early stages of developing the technique, however, the possible risks to the fetus were greater than those for many invasive procedures.

3. The history of *Rh isoimmunization disease* encompasses the description of the disorder, determination of its cause, initiation of successful treatment, and development of effective prevention, all within four decades. Characterization of this disorder, which combines hemolytic anemia, jaundice, and intrauterine death or (if delivered) severe brain damage, was accomplished in the 1930's from study of autopsy material and newborn infants. Research on blood groups, utilizing both human and animal material, led in 1941 to the demonstration from studies of mothers and newborns that Rh sensitization in an Rh negative mother to an Rh positive fetus produced hemolytic anemia in the fetus. In 1945, treatment of affected newborn infants by exchange transfusion was initiated and mortality began to decline.

Use of amniocentesis was introduced in 1956 to obtain amniotic fluid which provided an indicator of how severely the fetus was affected and, late in pregnancy, whether labor should be induced to enable treatment of the fetus outside the uterus. In 1963, treatment of the severely affected fetus by intrauterine blood transfusion was initiated, resulting in a 60 percent reduction of the stillbirth rate for affected infants. Ongoing studies of the etiology of the disease, using pregnant women, provided indications that sensitization of the mother usually occurred at the time of delivery of her first Rh positive infant, when a large volume of fetal Rh positive cells entered the mother's circulation. As the result of research conducted largely with prisoners, a vaccine was developed to prevent this sensitization. Trials of the vaccine, administered to women after delivery, began in 1964. Results indicated virtually complete effectiveness, and the vaccine (RhoGam) became commercially available in 1968.

Research on the fetus played no part in developing the RhoGam vaccine, but such research was essential in demonstrating the basic cause of the disease and in developing methods for prenatal diagnosis and treatment. All significant research on the fetus related to Rh disease was conducted on mothers and fetuses at risk for the disease, and can be categorized as beneficial research. The size of the benefits achieved may be appreciated by reviewing statistics related to the disorder. Approximately 12 percent of couples in the United States are at risk for having an affected infant. Nearly 25,000 infants could be affected yearly. Since initiation of exchange transfusion, neonatal mortality of affected infants has dropped to about 2.5 percent. Intrauterine transfusion has reduced the annual number of stillbirths due to the disease from 10,000 to less than half that number. The entire amount of money used to support Rh disease research from 1930 through the successful development of the vaccine in 1966 is the equivalent of the present cost to society

for lifetime care of six children irreparably brain damaged by the disease.

Limited animal models were available for study of Rh disease and were utilized in some instances. Intrauterine transfusion, for example, was first conducted on animals. Extensive research has been conducted to develop an animal model of the actual disease, but the hamadrayas baboon is the only species that has been found in which the disease is sufficiently similar to the condition in man for the animal to serve as a useful model. The limitations of animal models and the urgency of developing a treatment for fetuses otherwise likely to die led physician researchers to attempt experimental therapy with favorable risk/benefit ratio in hunam subjects. In these instances, the risk of not doing the research was approximately 50 percent intrauterine death; in the face of such odds, even such a hazardous experimental therapeutic procedure as intrauterine transfusion was considered acceptable.

4. *Respiratory distress syndrome* (RDS) is a major cause of infant mortality. In the United States approximately 40,000 cases occur annually; 95 percent of these cases are premature infants, and overall mortality is in excess of 25 percent. Study of the development of advances related to this condition revealed a picture of frequent interaction of animal model and clinical studies involving the living human fetus in the third trimester. In addition, advances in therapy were achieved from research involving affected premature infants.

The key experimental work elucidating the basic cause of the condition involved study of the lungs of deceased infants who died of RDS or other causes. This research indicated that lungs of infants with RDS lacked a chemical (surfactant) which acted to keep open the smallest air passages in the lung; surfactant was present in the lungs of unaffected infants. Subsequent studies, again relying primarily on autopsy material, delineated the biochemistry of surfactant, and it was suggested that amniotic fluid might provide an indicator of the presence of surfactant. Studies were then conducted of amniotic fluid obtained at various stages in the last trimester of pregnancy, solely to learn the normal values of the phospholipid components of surfactant; this research was nonbeneficial for the fetuses involved. Results indicated that a marked increase in the content of lecithin relative to sphingomyelin in amniotic fluid correlated with the appearance of surfactant in the fetal lung, and indicated that the lungs were mature enough that the fetus, if delivered, would probably not develop RDS. The report of these studies in 1971 strongly influenced obstetric management of premature labor and diabetic pregnancy, by providing an index of the time when delivery could proceed with minimum risk of RDS.

Another line of research quickly had an impact on RDS management. Animal studies in the 1950's showed that steroids were capable of inducing enzyme activity in the fetus. Studies involving the pregnant woman and the living fetus in 1961 demonstrated that cortisone crossed the human placenta. Animal studies in the late 1960's and early 1970's indicated that corticosteroid could induce enzymes and thereby increase surfactant in fetal lungs. In the species studied (lambs, rabbits and rats) the steroids did not cross the placenta and had to be administered directly to the fetus. Based on the previous demonstration that steroids crossed the human placenta, and later clinical studies of mothers receiving steroid therapy during pregnancy that had not suggested any ill effects on the fetus, clinical trials were initiated in pregnant women at risk of having infants affected by RDS. The results obtained to date indicate that corticosteroids are highly effective in preventing RDS, without undesirable side effects. Although the treatment remains experimental, it holds promise for markedly reducing the incidence of RDS.

The interplay between animal and human studies was essential in achieveing the advances in clinical management and prevention of RDS. Relevant animal models were used when available, and although no extensive search for an animal model was evident before the human steroid trials, the research appeared to be a logical and carefully planned step undertaken to provide therapy for a condition of high risk to the fetuses treated.

The following conclusions are drawn from the Battelle study:

A. Animal models were utilized extensively, but adequate and appropriate models were not always available when they were needed. In some instances little or no animal research preceded human studies. In other instances intensive searches for animal models were undertaken (as in Rh disease), but investigators appear to have been reluctant to postpone therapeutic research until an animal model was found.

B. Investigators generally proceeded to clinical trials characterized by very high ratios of benefit to risk.

C. A total ban on all research on the fetus, or postponement of such research until more appropriate and exact animal models were sought and studied, would probably have significantly delayed or halted indefinitely the progress in three of the four areas that were analyzed. Only development of the rubella vaccine could have progressed unimpeded.

A more limited ban would have had less effect, depending on the nature and scope of the prohibitions imposed. For example, a ban only on nontherapeutic research on the fetus would not have affected research on Rh disease, but would have sharply curtailed research with amniocentesis, due to the resulting inability to determine normal values for abnormal enzymes in metabolic disorders. The research which developed L/S ratios, used in RDS diagnosis, might have been possible making use of fluid obtained during caesarean sections or in Rh disease studies. A selective ban on research before or after induced abortion would clearly have permitted the L/S ratio research for RDS diagnosis, but could still have severely curtailed development of amniocentesis for prenatal diagnosis by making ascertainment of normal values extremely difficult. A ban on invasive research on the fetus would have permitted development of amniocentesis, although the risks to the fetus from this noninvasive procedure were potentially greater than those from many invasive procedures.

### IV. Legal Issues

Papers on the legal issues involved in research on the fetus were prepared for the Commission by Professor Alexander M. Capron, University of Pennsylvania Law School, and Assistant Dean John P. Wilson, Boston University School of Law. Both papers are structured, at least in part, according to categories of research, that is, whether the research is therapeutic or nontherapeutic, whether the fetal subject is viable, nonviable or dead, and whether it is inside or outside the uterus. The interests of the fetus at different stages of development are balanced against the interests of other parties, and the protection of fetal interests is addressed in discussion of appropriate consent requirements. A summary of both papers follows.

*The dead fetus.* The Uniform Anatomical Gift Act (UAGA), which has been adopted in all fifty states and the District of Columbia, permits research on the dead fetus and the products of conception, provided consent has been given by either parent and the other parent has not objected. Professor Capron states that the UAGA should be read in the context of common law requirements on consent; thus, the authorization should be "informed" and "voluntary". In the latter regard, consent should not unnecessarily be sought immediately before or after an abortion. Dean Wilson suggests that it is wise to require the consent of both parents.

Aside from UAGA, Professor Capron points out that the statutes of five states presently impose varying degrees of restriction on research on the dead fetus (Massachusetts, South Dakota, Illinois, Indiana, and Ohio); all of these restrictions apply only to the products of induced and not spontaneous abortions. Other laws that might affect research on the dead fetus are the grave robbing statutes, which would apply only when the consent required by the UAGA has not been obtained. As a matter of medical practice, however, maternal consent is not generally sought for postabortion examinations. (Both authors note and discuss a pending Massachusetts case.)

Professor Capron states that the various state laws on death certification provide little guidance on the question of defining death with respect to the fetus. Such laws do, however, introduce another complication by recognizing different categories requiring certification. (Other reports prepared for the Commission suggest medical criteria for determining fetal death; see Section VII of this report.)

*The viable infant.* Research on the viable infant is discussed at length by Professor Capron. He states that therapeutic research on a viable infant, whether or not there has been an induced abortion, is generally sanctioned under criminal and civil law. The law is presently unsettled with respect to nontherapeutic research, and, as a practical matter, the exercise of caution in introducing any risk is indicated. The recently enacted fetal research statutes have probably not altered the common law with respect to research on the viable infant after induced abortion, i.e., therapeutic research may be conducted. In the absence of a special statute, the protection afforded the viable infant attaches only after it is in fact *ex utero*.

Although the interests of the viable infant do not depend on the manner in which it came to be alive *ex utero*, Professor Capron points out that this might be relevant to the issue of appropriate consent to involvement of the infant in research. The question is whether the decision to abort should disqualify the parents (or at least the mother) from exercising further control after the infant is alive *ex utero*. The argument for disqualification has an obvious rationale in conflict of interest, but it faces at least three problems: (1) Since the Supreme Court has declared in *Roe v. Wade* that women have a constitutional right to abortion, basing maternal disqualification on the exercise of that right may be an unconstitutional penalty. (2) Since the abortion itself is legal, the fetus is not thereby deprived of any rights which the parents were obliged to protect. (3) The decision to abort does not necessarily cast the woman as being irrevocably opposed to the rights of the fetus, since the mother's decision was based on the erroneous assumption that there would be no live issue from the pregnancy. Professor Capron suggests that rather than presumptive disqualification in all cases, judicial proceedings may be an appropriate forum for balancing the rights of all concerned, and that it would be preferable to presume that parents retain control over a viable infant. Certain states, however, have written into their abortion statutes some form of parental forfeiture of rights (Louisiana, Missouri, Montana, Kentucky, Indiana, South Dakota).

Dean Wilson suggests that, at least with respect to therapeutic research, the power of consent should not be removed from a mother and father because they are minors. Also, he expresses the belief that only therapeutic research should be conducted on the viable infant.

*The fetus in utero.* Although the fetus does not achieve the interests of a full person until live birth, it is not entirely without protection while still *in utero*. Professor Capron points out that the criminal law in various states, with expansions under civil law, recognizes interests of the fetus *in utero* in two ways of possible relevance to research. First, there are some recent statutes seeking to safeguard the fetus *in utero* against life threatening intentional injury, and some older statutes that depart from the common law by prohibiting "feticide". It is unlikely that the older statutes would apply to research on the fetus, since the element of intent to do harm would be missing. All of these statutes must, of course, be examined in the light of *Roe* v. *Wade*.

Second, interests of the fetus *in utero* are recognized in the criminal law by protecting the fetus against injuries which cause its death or impairment after it is born alive. The effect of such protection is to put pressure on those involved to assure that the abortion is "effective". Thus, Professor Capron suggests, the law may be recognizing, not fetal interests, but the interests of human beings, after birth, not to suffer because of culpable acts of other persons.

In some jurisdictions, Professor Capron finds that the civil law recognizes a broader fetal interest in protection against harm *in utero*. The courts in at least 21 states have recognized a cause of action for injuries to a viable fetus that lead to its stillbirth. Once the fetus is viable, Professor Capron states, the decision in *Roe* v. *Wade* does not appear to be an absolute bar to holding that the fetus and its parents have an interest in its potentiality for life.

If the fetus is in fact born alive, the protection under civil law is even broader, with no importance being attached to the question whether the injury that causes impairment or subsequent death occurred before or after viability. (Professor Capron expresses his disagreement with the argument that subsequent live birth is not a necessary element in court decisions regarding the vesting of property interests.)

Finally, if the fetus is both injured and dies before it is viable, recovery for its wrongful death has not been allowed under civil law.

Dean Wilson expresses the opinion that there should be no difference in the rights accorded to the fetus *in utero* before or after viability, and only therapeutic research or nontherapeutic research that imposes no risk should be permitted in both cases. He would apply the same conditions to research in anticipation of abortion. As grounds for protecting the fetus *in utero* before viability, he suggests that research on such a fetus might have a brutalizing effect on society as a whole.

With respect to the question of consent to research on the fetus *in utero*, Professor Capron holds that if the fetus is viable, it is in approximately the same position as a viable infant, i.e., consent by the parents to therapeutic research would be appropriate, but nontherapeutic research that introduces genuine risk should not be undertaken at all. If the fetus is not yet viable, Professor Capron discerns two difficult consent issues: (1) Should there be a separate consent, in addition to that of the mother, when the research is directed at the fetus? A possible answer is that the mother's right of decision to destroy the fetus, recognized by *Roe* v. *Wade*, includes a right to permit the fetus to be used in research that is less harmful than total destruction and is done for legitimate scientific reasons. (2) Can the consent of the mother to participate in (nontherapeutic) research directed at the fetus be tied to an agreement to abort? Without such an agreement, parties such as the father and state welfare officials may have grounds to insist that their interests in the potential child be protected. On the other hand, an agreement to abort would probably be unenforceable.

Professor Capron sees no clear answer to the question of appropriate consent to research on the fetus *in utero* before viability. He suggests a partial solution along the lines of the Massachusetts fetal research statute, which provides that research may take place when the fetus is not the subject of a planned abortion and that a statement, signed by the woman, that she is not planning an abortion supplies conclusive evidence on the point. Such an arrangement would not be immune from attack in light of the *Roe* v. *Wade* decision, but it would raise fewer questions, Professor Capron states, if it were a condition of government funding.

In accordance with his views concerning permissible research on the fetus *in utero*, Dean Wilson expresses the belief that the woman should be permitted to consent only to therapeutic research and nontherapeutic research that imposes no risk.

*The nonviable fetus ex utero.* Professor Capron notes that the law generally does not distinguish between viability and nonviability after birth. Full protection as a person is given, notwithstanding that immaturity may preclude the nonviable fetus from having an independent existence. Professor Capron suggests that legislative consideration of the concept of viability as currently understood might lead to distinctions being made on that basis.

With respect to consent, Professor Capron states that the same rules would apply for therapeutic research on the viable fetus as for such research on the viable infant. For nontherapeutic research on the nonviable fetus, he suggests that judicial review might be appropriate.

### V. Ethical Issues

Eight ethicists and philosophers prepared for the Commission papers outlining their views on research on the fetus. Summaries of each of these papers follows:

*Sissela Bok, Ph.D.* Dr. Bok identifies two lines of argument opposed to research on the fetus: (1) the fetus is a person and, consequently, research without its consent and not for its benefit is an assault upon its humanity; and (2) research on the fetus will lead society to condone research on other categories of the defenseless. Dr. Bok answers these arguments and concludes that, in order to seek knowledge not otherwise obtainable, research should be permitted at early gestational stages, provided careful safeguards are utilized.

The first argument is countered by a presentation and discussion of four reasons for protecting humans from harm: (1) the victim's anguish, suffering and deprivation of continued experience of life; (2) the brutalization of the agent; (3) the grief of those who care about the victim; and (4) the establishment of a pattern that ultimately will harm all of society. Dr. Bok contends that none of these reasons apply in the early stages of gestational life.

The second argument against research on the fetus advances the last reason for protecting humans from harm as crucial even with respect to research in the first weeks of gestational life. Dr. Bok asserts that no data have been developed to support the applicability of the fourth reason to research on the fetus, and that, in any case, safeguards can be developed to prevent the alleged sequential abuses.

Since the fetus is not a person, consent on its behalf is unnecessary. However, maternal consent should be obtained, even for research following abortion, in deference to the woman's sensitivities.

Dr. Bok concludes that since the means are defensible and the end is desirable, research on the fetus should be permitted during the first 18 weeks of gestational age and when the fetus is under 300 grams in weight. These limits provide a margin of safety to prevent accidental experimentation on a viable fetus. Only therapeutic research on a fetus older than 18 weeks or more than 300 grams in weight should be permitted.

Dr. Bok would permit research on a fetus scheduled for abortion, provided the mother consents and the research is properly reviewed. She would not prohibit experimentation which keeps a nonviable fetus alive for a period of time or which hastens its death.

*Joseph Fletcher, D.D.* "Rightness and wrongness are judged according to results, not according to absolute prohibitions or requirements." This statement provides a key to understanding the position taken by Dr. Fletcher regarding the ethics of research on the fetus. The result which justifies such research is the safety of people, especially children, from genetic and congenital disorders, uterine infections and a host of other maladies.

Dr. Fletcher states that the core question is whether the fetus is a person. He contends that although the fetus is a potential person, it does not become an actual person, ethically and legally, until it is born alive and lives entirely outside the mother's body with an independent cardiovascular system. Until the fetus becomes an "actual person" it is an "object," a nonpersonal organism which has value only insofar as it is wanted by its progenitors. It is not entitled to protection as a human subject whether viable or not until it becomes a live-born baby.

Dr. Fletcher states that the following categories of research on the fetus may be justified, depending upon the clinical situation and the design: (1) use of a dead fetus *ex utero* with or without maternal consent; (2) use of a live fetus *ex utero*, nonviable or viable, if survival is not wanted and there is maternal consent; (3) use of a live fetus *in utero* if survival is not wanted and there is maternal consent; and (4) use of a live fetus *in utero*, even if survival is intended, if there is no substantial risk to the fetus and if there is maternal and paternal-spouse consent.

Finally, Dr. Fletcher concludes that regulations by the Executive Branch and legislation by Congress (even though temporary) restricting research on the fetus are unethical if the ethics they are based upon are not fully and frankly disclosed.

*Marc Lappé, Ph. D.* Dr. Lappé's essay is developed from a "natural law" perspective. It defends five principles pertaining to research on the fetus and makes five policy recommendations to the Commission.

(1) The wanted fetus has a right to protection *in utero*. This principle is based on its unique vulnerability to environmental insult which might interfere with the fulfillment of its genetic potential.

(2) Principle (1) is not altered by societal acceptance of abortion. The Supreme Court has allowed a woman to decide that a fetus will no longer receive her protection; it does not follow that others in society are similarly authorized. Further, living fetuses *ex utero* have claims on our duties to afford them protection from experimentation by virtue of our basic medical tenets to preserve life. The Supreme Court offered no guidance on how to treat the fetus once out of the womb.

(3) The conditions under which society respects the fetus' right to protection are compromised by the decision and actions taken in the course of an abortion. Moral concern for the fetus dictates a choice of procedures which subject the woman to minimal morbidity risks while expeditiously expelling the fetus and rendering it incapable of survival.

(4) The costs of research on the fetus should be balanced by resultant goods. Society should make efforts to endow the abortion process with values it would not otherwise have had. Abortion-related research is therefore justified if and only if it is intended to aid other fetuses.

(5) The definition of fetal death and the application of the definition must be made independently from any possible future use of the fetus in experimentation.

Dr. Lappé notes that the problem of consent gives us most difficulty in that even if the fetus were accorded full rights of personhood, it would not do to delegate the parent as proxy since (in the case of abortion) the parent cannot be said to have the interests of the fetus at heart. He offers no solution to the problem, however, except to observe that were the fetus regarded as worthy of all the rights of personhood, we would not sanction nontherapeutic research at all.

Dr. Lappé recommends that the Commission (1) affirm its commitment to protect fetuses *in utero;* (2) provide a statement of concern for abortion-related abuse or neglect, including maternal exposure to harmful agents and insensitive or unethical choice of abortifacients; (3) limit research on the fetus *in utero* which is to be a subject of abortion to cases where no risk to the fetus is involved and the purpose of the research is to aid fetuses as a class; (4) restrict basic nonviable fetal research intended to benefit society generally to dead fetuses; and (5) require that fetal death be ascertained by criteria which separate the purposes of experimentation from the choice of abortion method and from the methodology used to ascertain that death has occurred.

*Richard A. McCormick, S.T.D.* Dr. McCormick defends a moral position concerning research on the fetus and distinguishes it from an acceptable public policy concerning such research. Public policy is to be determined, not only by morality, but by feasibility as well. The feasibility test is particularly difficult in a society characterized by moral pluralism and cultural pragmatism.

Dr. McCormick holds that parents may give proxy or vicarious consent for a child to participate in nontherapeutic experimentation where there is "no discernible risk or undue discomfort." Proxy consent is morally legitimate insofar as it is a reasonable construction of what the child *ought* to choose if it were able. This position is rooted in the premise that all humans, including children, have an obligation in social justice to contribute to the benefit of the human community. The same obligation can be extended to the fetus. Research on the fetus is morally permissible if maternal proxy consent is obtained, abortion is not contemplated, the risk or discomfort to the fetus is not discernible, and the results of the experiment cannot be obtained in any other way. Because Dr. McCormick judges most abortions to be immoral, experimental procedures prior to, during, and after abortion (except in the rare instances of legitimate abortion) are morally objectionable because they cooperate with and profit from an immoral system. While Dr. McCormick regards such cooperation as morally objectionable, he believes that his moral position cannot be fully adopted as public policy, since it cannot pass the feasibility test in a society which allows large-scale abortions.

Dr. McCormick recommends that the measure of proxy consent regarded as valid for subjects of research who are children is suitable to determine acceptable research on the fetus. He makes the following policy proposals which acknowledge both the moral pluralism and the cultural pragmatism characteristic of American society: (1) the research must be necessary; (2) the researcher bears the onus of showing the necessity; (3) there must be no discernible risk for the fetus or the mother or, if the fetus is dying, there must be no added pain or discomfort;





(4) the researcher bears the onus of showing that there is no discernible risk; (5) these policy demands must be secured by adequate review and prior approval of all research on the fetus.

*Paul Ramsey, Ph.D.* Dr. Ramsey seeks to distinguish between fetal life and fetal viability. Life, he suggests, should be defined for the fetus according to the presence or absence of vital signs which define life and death in other individuals. Viability should not be confused with life, for a fetus may be living yet nonviable. This new human research subject, one which is neither dead nor viable, is the subject of Dr. Ramsey's essay. He is not willing to say it may be entered into research protocols, but he does say that care should be taken not to enter a viable infant by mistake. To this end he recommends that viability be defined for research purposes on the safe side of possibly viable birth weight, crown-rump length or gestational age. He makes the following proposals to the Commission:

(1) The Peel Report prohibits procedures carried out with the deliberate intent of ascertaining the harm they might do to the fetus. Such a prohibition should be included in the American policy as well. "Do not harm" encompasses "intend no harm." This principle embraces the intention of the physician and not merely "codes of action."

(2) The subjective rule (Peel) must be supplemented by an objective limitation of risks by categorically prohibiting research in anticipation of abortion if that research entails known or uncertain risks.

(3) Respect for the dignity of human life must not be compromised whatever the age, circumstances, or expectation of life of the individual. The recent Supreme Court decision on abortion did not nullify the obligation to protect the developing fetus from harm, even if that harm is less than abortion.

(4) Vital functions of an individual abortus should not be artificially maintained except where the purpose of the activity is to develop new methods for enabling that abortus to survive to the point of viability.

(5) Ethical standards applicable to research on the fetus are the same as would be subscribed to in proposed research on the unconscious, on the dying (in the case of spontaneous abortion), on the (perhaps justly) condemned (in cases of induced abortion), or in experimentation with children.

For the most part, this means that the use of these subjects in nontherapeutic research is an *abuse*, for one ought not to "presume" or "construe" consent for acts of charity. Dr. Ramsey agrees with Dr. McCormick that "one stops and should stop precisely at the point where 'construed' consent does indeed involve self-sacrifice or works of mercy. The dividing line is reached when experiments involve discernible risk, undue discomfort, or inconvenience."

*Seymour Siegel, D.H.L.* Dr. Seigel makes the following points:

(1) A bias for life is the foundation of the Judeo-Christian world-view and it undergirds medical research. It may be affirmed outside the Judeo-Christian tradition. The bias for life requires individuals to strive to sustain life where it exists, not to terminate or harm life, and in cases of doubt to be on the side of life. A present individual takes precedence over a possible future individual. The bias for life is to be exercised whatever the status of the life before us and whatever the life expectation may be.

(2) The indeterminancy of the future requires that utmost caution should be employed in all decisions relating to research on the fetus, since neither the medical nor the social effects of such research can be predicted with certainty.

(3) The fetus is not the same as an infant since it has no independent life system and is tied to the mother.

(4) A fetus has real but limited rights, derived from its potential human life. The fetus' right to life is mitigated when the fetus threatens someone else's life; however, unless such a threat is present, the fetus' potential humanity requires that we protect and revere its life.

(5) The fetus *in utero* may be the subject of research that (a) helps the mother, (b) is harmless to the fetus, or (c) is designed to help the fetus. Dr. Siegel endorses the Peel Commission dictum that no procedures may be carried out to see what harm they might do the fetus.

(6) The fetus *ex utero* has more rights than the fetus *in utero*. Prolongation or early termination of the nonviable fetus should be prohibited.

(7) Criteria for death of the fetus should be the same as for other individuals.

(8) Consent of the mother or guardian is ordinarily sufficient, but parental consent, when an abortion is contemplated, is dubious. For such cases, consent should be supplemented by a special board. There must be strict separation of attending physician and researcher.

(9) Proposed guidelines: (a) fetal research should be limited to cases which present no harm or offer assistance to the life system of the subjects; (b) no procedures should be permitted which are likely to harm the fetus—before, during, or after abortion; (c) a fetus *ex utero* and alive should not be subject to research unless it is intended to enhance the life of that fetus or unless the research involves no risk to the subject; and (d) criteria for determining death of the fetus should be the same as for other human individuals.

*Leroy Walters, Ph. D.* Dr. Walters surveys various ways of categorizing research on the fetus: (1) according to the condition of the fetus, (2) according to the chronological age of the fetus, and (3) according to the formal object of the research.

He concludes that research on the fetus is not one but many things, and he focuses on nontherapeutic research on the fetus because it seems to raise serious public policy questions, and on research before, during and after induced abortion since that is a primary concern of the Commission's authorizing legislation. Four possible positions can be developed with respect to such research. Dr. Walters defends the position that nontherapeutic research on the fetus should be permitted only to the extent that such research is permitted on children or on fetuses which will be carried to term.

The essay endorses McCormick's thesis that parents may properly consent to a child's participation in nontherapeutic research which the child should be willing to take part in if the child were able to consent. This position is extended to cover the prenatal period as well. Because of difficulties associated with consent in cases where an abortion decision has been made, nontherapeutic research procedures should be permissible in the case of fetuses before or after abortion to the extent that they are permissible in the case of fetuses which will be brought to term. This position supposes that there is substantial continuity between previable and viable fetal life and postnatal life.

Although public policy making includes an ethical component, it also includes other factors, such as continuity with generally accepted societal principles, accommodation of a variety of belief systems and interests, and clearly understandable formulation. Three public policy propositions are recommended, all of which are based upon a policy of equality of treatment for all categories of human subjects: (1) nontherapeutic research on children should be permitted, if such research involves no risk or only minimal risk to subjects; (2) nontherapeutic research on fetuses which will be carried to term should be permitted, if such research involves no risk or minimal risk to the subjects; (3) nontherapeutic research procedures which are permitted in the case of fetuses which will be carried to term should also be permitted in the case of (a) live fetuses which will be aborted and (b) live fetuses which have been aborted.

*Richard Wasserstrom, Ph. D.* Dr. Wasserstrom identifies four views concerning the status of the human fetus. He endorses the view that the fetus is in a unique moral category, closest to that of a newborn infant. The fetus has great value because of its potential to become a fully developed human being. It follows that abortion is morally worrisome because it involves destruction of an entity that possesses the potential to be and to produce things of the highest value. It also follows that if abortion has already taken place and the fetus is nonviable, then research in no way affects the fetus' ability to realize any of its potential.

Dr. Wasserstrom states that the resolution of the problem of consent for research on the fetus depends entirely on how one views the status of the fetus. That is, if one views the fetus as tissue, then consent on behalf of the fetus is meaningless. If one views the fetus as a child, then proxy consent is necessary. Dr. Wasserstrom believes, however, that even if the fetus is considered to be only tissue, consent should be obtained from

the parents out of respect for their sensitivities.

Because abortion is a morally worrisome act, the decision to have an abortion should be kept easily revocable until the time of its performance. For this reason, Dr. Wasserstrom recommends that no research on the fetus *in utero* should be permitted if it involves a substantial risk of injury to the fetus.

Dr. Wasserstrom concludes that research on the nonviable fetus *ex utero* is permissible provided that: (1) the mother (if unmarried) or both parents consent before the abortion; (2) a review body has determined that the research may yield important information not otherwise obtainable; (3) the medical counselors of the pregnant woman have in no way been affiliated with the experimentation; and (4) the fetus is not possibly viable.

(An analysis of the papers summarized above was prepared for the Commission by Stephen Toulmin, Ph.D. This analysis is set forth in its entirety in the Appendix.)

VI. VIEWS PRESENTED AT PUBLIC HEARINGS

Public hearings were held by the Commission to provide interested persons with an opportunity to present their views on research on the fetus. Testimony was given by scientists, physicians, representatives of various organizations, concerned private citizens, lawyers and public officals. They presented a broad range of views that received careful consideration at the hearings and in the subsequent deliberations of the Commission. Brief summaries of the presentations follow.

1. *C. D. Christian, M.D.* (American College of Obstetricians and Gynecologists.) Dr. Christian presented to the Commission a set of guidelines for the conduct of research on the pregnant woman and fetus, as prepared by the Committee on Bioethics of the College. The guidelines include recommendations that animal models be fully explored before human research is initiated, that clinical management of the patient should not be altered by research objectives, that research which would knowingly harm the fetus is not appropriate even in anticipation of abortion, that a fetus of doubtful viability should be treated as a viable infant, and that prolonging or shortening the life of the nonviable fetus only for research purposes is not appropriate.

2. *Robert G. Marshall* (Special Assistant for Congressional Affairs, U.S. Coalition for Life). Mr. Marshall opposed any research that is not directed at preserving the life or restoring the health of the immediate patient. In addition, he suggested adoption of the Golden Rule as a criterion for experimentation; a prohibition on the participation of the medically needy as subjects of research, except in circumstances of immediate danger to life; and a requirement that prospective participants be required to write out their understanding of the purpose of an experiment prior to being accepted as subjects. (During questioning, Mr. Marshall said that he would not object to observational procedures including, for example, fetoscopy.)

3. *Thomas K. Oliver, Jr., M.D.* (Association of American Medical Colleges). Dr. Oliver cited improvement in statistics of infant mortality and morbidity, which may be attributed directly to research on the fetus and newborn infant. He described the research leading to improved care of Rh disease and respiratory distress syndrome, which could have been conducted only on the human fetus and newborn, as specific examples of advances resulting from research on the fetus. He urged the creation of an Ethical Advisory Board to review those research proposals which raise ethical questions, rather than the imposition of guidelines that would not be responsive to changing circumstances.

4. *Judith Mears* (Reproductive Freedom Project, American Civil Liberties Union.) Ms. Mears urged that the Commission not draft protections for the fetus that would undermine the Supreme Court's rulings in *Doe* v. *Bolton* and *Roe* v. *Wade* regarding a woman's rights with respect to abortion. In addition, she urged the support of research to improve the safety of abortion procedures. (Ms. Mears agreed, during questioning, that the *Roe* and *Doe* decisions do not speak to the issue of experimentation and would not, therefore, render regulation of such research unconstitutional so long as a woman's access to abortion and other health services is not abridged.)

5. *David G. Nathan, M.D.* (Professor of Pediatrics, Harvard Medical School). Dr. Nathan focused his discussion on fetoscopy. He described this experimental technique for obtaining a sample of fetal blood to enable prenatal detection of disorders such as sickle cell disease and thalassemia, the reasons for conducting initial trials in women about to undergo abortion, and the evolution of the technique to the point where it has had successful clinical application. Dr. Nathan stressed the importance of studies that can be conducted simultaneously with the abortion procedure and consequently avoid any possibility of a change of mind about abortion after the research has begun.

6. *Audrey McMahon* (mother of two developmentally disabled children). Ms. McMahon stressed the need for research into the causes and treatment of developmental disabilities, and urged that such research not be curtailed.

7. *Robert Greenberg, M.D.* (Society for Pediatric Research and the American Pediatric Society). Dr. Greenberg presented statistics on the high rates of infant mortality and abnormal fetal development as indicators that the current health status of the fetus is poor. Dr. Greenberg stated that genuine concern for the fetus requires marked improvement of the health care available to the developing human during intrauterine life. Such improvements in health care require acquisition of further understanding through increased research.

8. *Sumner Yaffe, M.D.* (American Academy of Pediatrics). Dr. Yaffe cited numerous advances in fetal therapeutics resulting from research on the fetus and emphasized the acute need for more extensive research in fetal clinical pharmacology. He presented the Academy's code of ethics for research involving the fetus and fetal material. The code states that research intended to benefit the mother or fetus *in utero* may be conducted with informed consent; that research on the viable delivered fetus (premature infant) may be carried out as long as nothing is done that is inconsistent with treatment necessary to promote the life of the infant; and that research on the nonviable fetus before or after abortion should be permitted, providing appropriate animal studies have been completed, parental consent is obtained, the researchers have no part in deciding timing or procedures for terminating the pregnancy or in determining viability, the research has been approved by an Institutional Review Board which is satisfied that the information cannot be obtained in any other way, experiments are not done in the delivery room, there is no monetary exchange for fetal material, and full records are kept.

9. *Lois Schiffer* (Women's Equity Action League, Women's Legal Defense Fund, Human Rights for Women). Ms. Schiffer cautioned against developing a policy that would abrogate constitutionally protected interests, such as the preeminence of a pregnant woman's right to health care. She underscored the need for continuing research in order to provide pregnant women with optimum medical advice and treatment (including improved abortion techniques). She suggested, additionally, that a requirement of paternal or spousal consent in conjunction with research on the fetus would contravene the holdings in the *Roe* and *Doe* decisions and that such consent serves no legitimate purpose if no child will be born. Finally, she urged the adequate representation of women on ethical review committees that will be applying policy to specific cases.

10. *Kay Jacobs Katz* (National Capital Tay-Sachs Foundation). Ms. Katz described the illness and death of her daughter, a victim of Tay-Sachs disease, and emphasized that only because of the availability of prenatal diagnosis did she have the courage to risk a further pregnancy that has resulted in the birth of a normal child. She urged the Commission not to restrict research that might develop procedures for prenatal diagnosis of other genetic diseases, nor to curtail research that might lead to the development of effective therapy for inborn errors of metabolism.

11. *Arthur M. Silverstein, Ph.D.* (American Society for Experimental Pathology). Dr. Silverstein pointed out the limitations of animals as models for the human fetus in experimentation. He cited the numerous uses of cells and tissues from the dead fetus in biomedical science, and urged that scientists not be deprived of the opportunity to study such tissues. He urged continued availability of fresh fetal materials for study and for use in transplantation. He concluded by





asking the Commission to recognize that society owes to the developing fetus an acknowledgment of its special problems and a determination to attempt to solve these problems and do medical justice to the fetus through research.

12. *Msgr. James T. McHugh* (U.S. Catholic Conference). Msgr. McHugh stated that the fetus is a human being from the earliest stages of development, and that the ethical norms governing research on the fetus derive from those governing research on all human subjects, especially infants and children. Pre-abortion research is inconsistent with human dignity and is therefore unacceptable. Consent by the mother to such research is a mockery, he said, inasmuch as she has already decided to extinguish the life of the fetus; further, such research would eliminate any possibility of a mother's change of mind concerning abortion.

He urged Federal regulation of research on the fetus to permit only projects involving, for example, amniocentesis, fetoscopy, tissue culture, or procedures that would entail no risk to the fetus, and to limit those to circumstances in which their application would serve the purpose of protecting maternal health and assuring safe delivery of the fetus. He urged that animal models be used to the extent possible, even if this would be more expensive and demanding. He stated that the Government should permit research on the fetus only for the purpose of enhancing the survival or well-being of the fetus involved, and only if it can be conducted in a manner that will respect the rights and dignity of the fetus.

13. *Jo Anne Brasel, M.D.* (Endocrine Society). Dr. Brasel cited examples of contributions of fetal endocrinologic research to fetal welfare and survival. Continuation of research on the fetus was urged to permit study of such problems as hormonal deficiency states and care of the fetus of the diabetic mother. She expressed the full support of the Society for efforts to see that ethical considerations are met in the conduct of human research, but asserted that the welfare of future mothers and infants would not be served by wholesale interdiction of research.

14. *Nancy Raymond, R.N.* (Public Relations Director, Maryland Action for Human Life). Ms. Raymond urged that the fetus be treated with fairness and dignity, whether or not an abortion is anticipated or has been conducted. She advocated a prohibition of research on the fetus, but would make the following exceptions from such a prohibition: remedial procedures; procedures to study the fetus within the womb, if they do not substantially jeopardize the fetus and it is not a candidate for planned abortion; diagnostic procedures that do not substantially jeopardize the fetus, even if it is a candidate for planned abortion; and diagnostic procedures that are judged to be in the best interest of the particular fetus and will provide the mother with information about her fetus, even if an abortion is contemplated. She suggested that a panel of medical and nonmedical persons be created to advise scientists on the acceptability of research on the fetus.

15. *Sean O'Reilly, M.D.* (Professor of Neurology at George Washington University). Dr. O'Reilly's testimony (read in his absence) urged protection of the fetus from experimentation without its informed consent. He stated that the fetus obviously cannot give consent, and that parents can consent only to therapeutic research on the fetus. He argued that parents forfeit any right to consent to any other research on the fetus once they have elected to abort it.

16. *Chris Mooney* (President, Pregnancy Aid Centers, Inc.) Ms. Mooney viewed abortion as the worst solution to the problem of unwanted pregnancy, preferring to improve methods and availability of counseling and contraception. She expressed the fear that research on the fetus before and after abortion will further entrench our dependence on this pseudo-solution, by persuading women to abort in order to contribute to the cause of science. If science becomes dependent on abortion for research subjects, scientists and society will be even less inclined to develop viable alternatives to abortion. She urged that no money be offered for the use of an aborted fetus in research. (During questioning, Ms. Mooney said she has no knowledge of cases in which research did, in fact, operate as an inducement to abortion, and agreed that regulations could be devised to avoid that possibility.)

17. *Walter L. Herrmann, M.D.* (Society for Gynecologic Investigation). Dr. Herrmann pointed out that the interrelation of mother and fetus *in utero* requires that they both be considered in research involving either of them. He observed that the attitude of confidence rather than fear of the modern woman contemplating pregnancy is due to improved pregnancy care resulting from maternal and fetal research. Many unanswered questions remain, however, which demand continuation of such research. He urged that, in developing regulations for research on the fetus, the abortion issue be kept separate and emphasis be placed on the pregnant woman as the subject to be protected, so as not to infringe upon her rights or deprive her of the benefits of scientific discovery.

18. *Mary O'Donnell* (Nursing student; member, National Youth Pro-Life Coalition). Ms. O'Donnell argued that fetal life is human life deserving of our respect and protection. She would permit diagnostic procedures when undertaken to promote well-being or survival, and all life-preserving procedures. She would find drug research in anticipation of abortion unacceptable because it deprives a woman of the opportunity to change her mind and violates basic moral values.

19. *Leroy A. Jackson, M.D.* (obstetrician in private practice, Washington, D.C.). Dr. Jackson cited procedures derived from research on the fetus that have improved his ability as a physician to provide medical care to his patients. He focused his testimony on the need to assure that consent from the mother for research on the fetus is truly informed consent, and that minorities and other groups do not bear a disproportionate share of the research burden. To these ends, he urged that research review committees contain members racially representative of and capable of communicating adequately with individuals on whom the research is conducted, that consent form wording be reviewed in detail, and that non-Government research agencies follow Government guidelines.

20. *Karen Mulhauser* (National Abortion Rights Action League). Ms. Mulhauser urged that the Commission recommend no limitations on research on the nonviable fetus *in utero*, provided informed consent is received from the pregnant woman. She also opposed any limitation of research to develop improved and safer abortion techniques.

21. *Ernest L. Hopkins, M.D.* (Professor of Obstetrics and Gynecology, Howard University). Dr. Hopkins cited statistics indicating that black infants and mothers have markedly higher morbidity and mortality in childbirth and the first year of life than do whites, and thus have a significant stake in research directed toward pregnancy and infancy. It is essential that research be conducted, he stated, as well as mandatory that the rights of the subject be protected. He advised the Commission that a mother often arrives at a decision to terminate pregnancy because she cannot support her present family. These are honorable women with wisdom, he said. They are very emotionally involved with the pregnancy, but they know that the birth of a baby would be catastrophic. They decide, reluctantly, to have an abortion because they see no alternative.

22. *J. V. Klavins, Ph.D.* (Professor of Pathology, State University of New York at Stony Brook). Dr. Klavins suggested that research on the fetus could be conducted with consent of the mother (and father when available). Since abortion is legal, he argued, research that causes no harm or suffering to the fetus-to-be-aborted is certainly acceptable. He stated that research on the human fetus is no more likely to be dehumanizing than artificial insemination has been, that "do no harm" be used as the guiding principle in research on the fetus, and that society not be allowed to interfere with the parents' right to make decisions concerning the best interests of their offspring.

23. *Myron Winick, M.D.* (American Institute of Nutrition and the American Society for Clinical Nutrition). Dr. Winick reviewed nutrition problems relevant to the fetus and cited research needed to approach solutions to such problems. For example, knowledge is needed of the way the human fetus gets and uses essential nutrients *in utero*. Acquisition of this knowledge may require nonbeneficial research, he stated. The aim of the research, he pointed out, is to improve fetal growth and the quality of life, and, when a malnourished fetus is identified, to assist the fetus, not to terminate the pregnancy.

24. *Aubrey Milunsky, M.D.* (Assistant Professor of Pediatrics, Harvard Medical School). Dr. Milunsky presented written testimony focusing on prenatal diagnosis of genetic disease by amniocentesis. He pointed out that research on the fetus was essential to developing amniocentesis, which is now an accepted clinical procedure. The research aspects of prenatal diagnosis now involve extending diagnostic possibilities to other diseases and developing methods of prenatal treatment of an affected fetus as an alternative to abortion. He argued that to halt such research now would prohibit extending to other populations (such as those affected by sickle cell disease) the option of prenatal diagnosis, and also would prohibit the possible development of treatments for the diagnosed diseases.

25. *Louis Hellman, M.D.* (Deputy Assistant Secretary for Population Affairs, DHEW). Dr. Hellman reviewed the activities of his office in supporting research and providing services in family planning, noting that the objectives directly affected the health of mothers and infants. Enabling women to have fewer children implies that those born should have optimum chances for survival and good health. Thus, the Office of Population Affairs has an interest in all aspects of maternal and fetal research directed at reducing mortality and morbidity. In the conduct of such research, Dr. Hellman stated, obtaining properly informed consent and review of the research by a committee of peers do not constitute significant barriers. He advocated conducting such reviews locally rather than in Washington. He expressed a personal distaste for nonbeneficial research on the aborted fetus, for which an outright prohibition might be considered, but cautioned that such a course would be unlikely to stop the search for new knowledge, perhaps in another country or in another generation. He concluded that knowledge cannot be sequestered nor the course of its attainment blocked, and he suggested that the wiser direction would be adequate regulation of research on the fetus rather than outright prohibition.

26. *Norman Kretchmer, M.D.* (Director, National Institute of Child Health and Human Development, National Institutes of Health). Dr. Kretchmer summarized the policies and procedures presently in effect at NIH for the protection of human subjects studied in research activities. Proposals involving extramural research (which is conducted at institutions other than NIH) undergo a three-stage process of review, including: (1) review by the institution proposing the research, (2) review by scientific peers acting as consultants to NIH, and (3) review by the National Advisory Councils of the Institutes supporting the projects.

The first stage is performed by an Institutional Review Board (IRB), a panel consisting of members with diverse backgrounds and drawn from various disciplines. It is the responsibility of the IRB to review the proposal for scientific merit, community acceptability, the balance of risks and benefits, and any other factors that might bear upon the protection of the rights and welfare of the subjects.

The second stage of review is conducted by scientific peers, to evaluate the soundness of the research design, the relevant professional experience of the investigator, adequacy of facilities, scientific importance of the research, and the like. In addition, the reviewing body may consider the investigator's evaluation of risks and benefits, as well as any procedures suggested to protect the subjects against possible risks.

The final stage of review is conducted by a National Advisory Council, a panel composed of two-thirds scientists and one-third nonscientists. Their responsibility is to recommend policy for the Institute and to advise the Director, NIH (or, in some cases, the Secretary, DHEW) concerning funding of research proposals, giving consideration to the protection of the rights of human subjects, among other things.

Research conducted within NIH (intramural research) undergoes review by the branch chief and clinical director of the Institute conducting the research. It may also be subject to review and approval by the Clinical Research Committee and the Medical Board of the Clinical Center. The Medical Board includes in its membership clinicians, scientists and laymen. All studies involving normal volunteers must be submitted to the Medical Board. Studies which involve potential benefits to patients who have been admitted to the Clinical Center generally are reviewed by clinical associates, attending physicians and the chief of the branch involved. When such studies represent a significant deviation from accepted practice or are associated with unusual hazards, however, they must be reviewed by the Clinical Research Committee.

For fiscal year 1974, NIH has identified about one hundred projects (with a total support of $3.5 million) which involved research on the fetus. These included monitoring of labor, fetal response to growth promoting substances, development of a "fetal risk index," and others. Under the ban imposed by Pub. L. 93–348, research on the living human fetus, before or after induced abortion, is not supported by NIH unless such research is done with the intention of assisting the survival of the fetus.

27. *John Jennings, M.D.* (Associate Commissioner, Food and Drug Administration).* Dr. Jennings testified that FDA has legislative authority to ensure that research submitted to the agency by industry to show the safety and effectiveness of a drug is conducted under conditions that will protect subjects. In this regard, FDA believes it should act in accord, insofar as feasible, with DHEW guidelines for protection of human subjects in research conducted or supported by the Department.

Most drugs currently marketed bear a warning on the label that they have not been tested for safety in pregnant women. Nevertheless, Dr. Jennings stated, such drugs, with potentially harmful effects on the fetus, are being used by pregnant women and by women of childbearing age, in spite of the label disclaimers. Therefore, the American Academy of Pediatrics has recommended to FDA that all marketed drugs be evaluated regarding their potential for producing adverse effects in the fetus.

Dr. Jennings expressed confidence that although difficult ethical problems are raised by research on the fetus, the Commission would be able to develop flexible guidelines that would safeguard both consumers and subjects.

In response to questions, representatives from FDA explained that no marketing of a drug is permitted until tests on animal teratology and reproduction have been completed. These tests include: (1) studies of normal and reproductive performance from the beginning of pregnancy through delivery, following administration of the drug to both males and females, (2) studies of teratology, following administration of the drug during pregnancy at the time of organ development, and (3) tests following administration of the drug from the end of pregnancy through lactation. FDA requests additional studies in primates if first studies indicate a need for further investigation.

### VII. Fetal Viability and Death

The definitions of fetal viability and death present important issues in the conduct of research on the fetus. Accordingly, the Commission contracted for two studies in this area: the first, a medical study to define fetal viability and death based on present capabilities of medical technology; the second, an analysis of ethical and philosophical as well as scientific considerations in defining fetal viability and death.

The first study was conducted under contract with Columbia University, Richard Behrman, M.D., Principal Investigator. It included (1) a survey of the changes over the last 10 years in survival rates of premature infants and the advances in technology that have contributed to improved survival; (2) an assessment of the present state of medical technology designed to sustain premature infants; and (3) based on the foregoing, a recommendation for guidelines for use by physicians in determining whether a fetus, delivered spontaneously or by induced abortion, is viable, nonviable or dead. Consultation with representatives of professional societies in pediatrics and obstetrics, surveys of selected newborn intensive care units in the United States and Canada, statistical surveys and literature reviews were employed in carrying out this charge.

Assessment of changes in survival of premature infants relied primarily on data from New York City and from geographically dispersed infant intensive care units, as no national or international data broken down by weight group under 2500 grams were available. New York data showed a 4.5 percent

*Dr. Jennings was accompanied by Dr. Frances Kelsey, Dr. Carl Leventhal and Mr. William Vodra.





increase in survival rate (26 percent reduction in mortality) of all infants under 2500 grams for the period covering the years 1962 to 1971. The improvement was primarily in the lower weight groups 68 percent increase in survival rate under 1000 grams, 20 percent increase from 1001 to 1500 grams, and 6 percent from 1501 to 2000 grams. Infants cared for in intensive care units showed an even greater improvement in survival.

Many innovations in caring for the fetus *in utero* and the delivered premature infant were introduced in the last decade. The large number of these innovations, and their introduction at different times in different centers, generally made it impossible to establish a direct correlation between a given technologic innovation and a change in infant survival. One exception, where such a correlation may be made, is the effect on survival of monitoring fetal heart rate and acid-base balance during labor. At Los Angeles County USC Medical Center, monitoring was introduced as a routine procedure for high risk obstetrical patients in 1970; low risk patients were unmonitored. Between 1970 and 1973, the intrapartum death rate of infants weighing more than 1500 grams decreased 64 percent, and the fetal death rate became lower for the monitored high risk women than in the unmonitored low risk women. Comparable results were obtained in New York City at Columbia Presbyterian Medical Center, where over 90 percent of the monitoring was done on high risk ward patients, primarily black, poor or Spanish-speaking; the low risk private patients were unmonitored. Following introduction of monitoring, the high risk monitored patients had 10 percent fewer fetal deaths, 14 percent fewer perinatal deaths, and 37 percent fewer intrapartum fetal deaths than the unmonitored low risk private patients.

Overall improvement in premature survival may be traced more generally to the gradual adoption of other innovations. For example, the improved rates during the years 1967 through 1969 may be related to advances first introduced during the years 1964 through 1966, which included amniocentesis for intrauterine diagnosis of infants severely affected with erythroblastosis; fetal transfusion *in utero;* reorganization of premature nurseries into intensive care centers; extensive monitoring of gases and other substances in blood, and of vital signs, with more aggressive attention to correction of abnormal values; hand ventilation with ambu bags; regulation of the thermal environment; and greater density of nursing personnel. Increases in survival in the period 1970 to 1973 may be correlated with a constellation of advances in the years 1968 through 1970. These included extensive study of amniotic fluid in managing high risk pregnancies; fetal heart rate and uterine pressure monitoring during labor; improved infant transport systems and referral to intensive care units; major advances in design and techniques for use of infant respirators; total intravenous alimentation; and use of phototherapy for jaundice. Numerous other innovations have been introduced, but these are the major advances that have come into widespread use.

Impact of these changes on survival is reflected in data from University College Hospital in London, where survival rate of infants 1001 to 1500 grams was a steady 45 to 50 percent during the 1950's and early 1960's. During the period 1966 to 1970, the survival rate increased to 70 percent. Equally significant is an indication of decreased morbidity. During the 1950's and 1960's, the handicap rate for infants weighing less than 1500 grams at birth ranged from 33 percent to 60 percent. A recent study evaluating the outcome of such infants born from 1966 to 1970 indicated that 90.5 percent had no detectable handicap.

Despite these advances in the technology of caring for premature infants, there remain limits beyond which the best care cannot result in survival. To ascertain the present limits, surveys were conducted of vital statistics of the United States (including individual States) and Quebec, the medical literature, and 27 major centers with obstetric services and special intensive care units for premature infants. These centers represent the optimal care that present medical technology can provide. Despite differences in data base from various sources, two facts emerged clearly: probability of survival of infants weighing less than 750 grams was extremely small, and no cases were found from any documentable source of any infant surviving with a birth weight below 600 grams at a gestational age of 24 weeks or less. Some rare cases were documented of infants surviving with birth weights below 600 grams, but in each instance the gestational age exceeded 24 weeks, and the cases thus represented more mature infants who for various reasons were small-for-dates. Other rare cases were documented of infants born before 25 weeks gestational age who survived, but in each instance birth weight exceeded 600 grams. Thus, on an empirical basis the current limits of viability are clear: there is no unambiguous documentation that an infant born weighing less than 601 grams at a gestational age of 24 weeks or less has ever survived.

The concept of viability implies a prediction as to whether a delivered fetus is capable of survival. A prematurely delivered fetus is viable when a minimal number of independently sustained, basic, integrative physiologic functions are present. The sum of these functions must support the inference that the fetus is able to increase in tissue mass (growth) and increase the number, complexity and coordination of basic physiologic functions (development) as a self-sustaining organism. This development must be independent of any connection with the mother and supported only by generally accepted medical treatments. If these coordinated functions are not present, the fetus is nonviable. This may be the case even though some signs of life are apparent.

The following functions, taken together, constitute the minimal number of basic integrative physiologic functions to support an inference of viability: (1) Perfusion of tissues with adequate oxygen and prevention of increasing accumulation of carbon dioxide and/or lactic and other organic acids. This function consists of the following components:

(a) inflation of the lungs with oxygen,

(b) transfer of oxygen across the alveolar membrances into the circulation and elimination of carbon dioxide from the circulation into the expired gas, and

(c) cardiac contractions of sufficient strength and regularity to distribute oxygenated blood to tissues and organs throughout the body, and to eliminate organic acids from those tissues and organs. (2) Neurologic regulation of the components of the cardio-respiratory perfusion function, of the capacity to ingest nutrients, and of spontaneous and reflex muscle movements.

These functions in the prematurely delivered fetus cannot at present be assessed separately in a consistent, reliable and exact manner. The absence of the sum of these functions, however, can be assessed indirectly in a reasonable and reliable manner by measurement of weight and an estimation of gestational age. Thus, organisms of less than 601 grams at delivery and gestational age of 24 weeks or less are at present nonviable; signs of life such as a beating heart, spontaneous respiratory movement, pulsation of the umbilical cord and spontaneous movement of voluntary muscles are not adequate in themselves to be used to determine the existence of basic integrative functions.

A weight of 601 grams or more and gestational age over 24 weeks may indicate that the minimal basic functions necessary for independent growth and development are present. Such a prematurely delivered fetus may be considered at least possibly viable. At these weights and gestational ages, a sign of life such as a beating heart, spontaneous respiratory movement, pulsation of the umbilical cord or spontaneous movement of voluntary muscles indicates possible viability.

Prediction of extrauterine viability of the fetus while it is still *in utero* takes on an additional dimension of complexity. The fetus *in* utero, in the absence of clear signs that death has occurred, is always at least potentially viable as long as it remains in the uterus. However, it cannot be weighed, size assessments based on uterine size are inaccurate, and estimates of gestational age based on menstrual history are often inexact. The best medical technology can provide at present is an index of gestational age based on measurement of head size, using ultrasound. In the best hands, this technique is accurate within ±1 week at 20–26 weeks. Relating gestational age to fetal weight, and taking into account the range of error and normal variation, an estimated gestational age of 22 weeks or less by ultrasound would virtually eliminate the possibility of fetal weight above 600 grams and actual gestational age

greater than 24 weeks. Such an estimate would permit the prediction that if such a fetus were outside the uterus, it would be nonviable.

Employing present technology, therefore, research on the fetus *in utero*, undertaken before an abortion to occur not later than 22 weeks gestational age as estimated by ultrasound, would not impact on a fetus with a chance for survival after the abortion. Any reduction of the 22 week limit would provide an additional safeguard.

Whatever the boundaries are for viability, there is always a chance that a viable infant may be born after a prediction of nonviability by gestational age. When this occurs, the premature infant clearly must be cared for in accord with accepted medical practice. Further, these criteria for viability are based on current technology, which is subject to change. Accordingly, the criteria should be reviewed periodically.

Death of the delivered fetus is judged to have occurred when there is a cessation of the minimal basic integrative physiologic functions which, considered together, may result in self-sustained extrauterine growth and development. The absence of all of the following signs indicates the cessation of these minimal basic integrative physiologic functions:

(1) heart beat,
(2) spontaneous respiratory movements,
(3) spontaneous movement of voluntary muscles, and
(4) pulsation of the umbilical cord.

Approaching the same issues of fetal viability and death from the viewpoint of a physician-scientist and philosopher, Dr. Leon Kass, in an essay prepared for the Commission, came to conclusions similar to those reached by Dr. Behrmam on criteria for determining death and defining fetal viability (through Dr. Kass was more conservative on the latter). In clarifying the terminology, Dr. Kass distinguished between the terms "viable" and "nonviable" (which refer to states of a living fetus) and "alive" and "dead" (which refer to mutually exclusive conditions of the organism independent of its stage of development). The terms "viable" and "nonviable" are predictive of future outcome, which is dependent on the fetal stage of development and relation to the environment. Thus, the determination of viability is influenced by whether the fetus is inside or outside the uterus, and by the technology available for sustaining life. A fetus that is alive inside the uterus is always at least potentially viable; the same fetus outside the uterus may be viable or nonviable.

As criteria for determining death, Dr. Kass suggested that a fetus be considered dead if, based on ordinary procedures of medical practice, it has experienced an irreversible cessation of spontaneous circulatory and respiratory functions and an irreversible cessation of spontaneous central nervous functions. These criteria are evidenced on examination of the fetus by absence of the following:

(1) spontaneous muscular movement,
(2) response to external stimuli,
(3) elicitable reflexes,
(4) spontaneous respiration, and
(5) spontaneous heart function manifested by heartbeat and pulse.

These criteria differ from those suggested by Dr. Behrman only by the addition of (2) and (3). Dr. Kass advised that the presence of any one of these functions is a sign that the fetus is alive (again in agreement with Dr. Behrman), and he further suggested that use of the EEG is unnecessary in making the diagnosis of death. Finally, he recommended that the fetus *in utero* be considered alive until proved dead, and that the fetus being aborted be presumed alive until examination reveals it to be dead.

A viable fetus was defined by Dr. Kass as one that has reached the stage of development at which it is able to sustain itself outside the mother's body. In suggeting criteria for fetal viability based on present technology, Dr. Kass supported use of essentially the same physiologic criteria as suggested by Dr. Behrman, but would not rely upon weight or gestational age to indicate the presence of these integrated functions in the delivered fetus. He suggested that the delivered fetus should be considered viable in the presence of *all five* of the functions listed above (the absence of which is definitive of death). Of these, respiratory activity is the *sine qua non* of viability. Following delivery of the fetus, adequate time should be allowed to assess the presence of life and determine viability before research involving the fetus can be considered. This evaluation should be made by the delivering obstetrician, and then only if he is not himself likely to be engaged in subsequent research involving the fetus.

It is more difficult to determine whether the fetus *in utero* would be viable, if delivered, and, due to the possibility of error, Dr. Kass advised caution. He suggested that viability of the fetus *in utero* be evaluated according to gestational age. The fetus *in utero* is potentially viable before 20 weeks gestational age, but nonviable if removed from the uterus. It should be considered viable after the age of 28 weeks. Accurate evaluation of the viability of a fetus *in utero* between 20 and 28 weeks gestational age is not possible; such a fetus should be presumed viable if a heartbeat is audible using a stethoscope. The fetus which is to be aborted before the heartbeat is audible should be regarded as potentially viable until the abortion procedure is actually in progress, after which it may be considered nonviable.

## VIII. Deliberations and Conclusions

The charge to the Commission is to investigate and study research involving the living fetus and to make recommendations to the Secretary, DHEW, on "policies defining the circumstances (if any) under which such research may be conducted or supported." The Commission has attempted to fulfill that duty by conducting investigations into research on the fetus and by providing a public forum for the presentation and analysis of views on this subject. It must be recognized that the Commission was placed under severe limitations of time by its Congressional mandate. As a result, these considerations on research involving fetuses have necessarily been developed prior to the Commission's larger task of studying the nature of research, the basic ethical principles which should guide it, the problem of informed consent and the review process.

After the Commission identified the information that was required for adequate consideration of the charge, a compendium of pertinent scientific literature and medical experience was prepared by consultants and contractors. In addition, a broad range of views was presented in letters, reports and testimony by theologians, philosophers, physicians, scientists, lawyers, public officials and private citizens. The Commission then undertook critical analysis of the studies and presentations, and conducted public deliberations on the issues involved. Finally, the Commission formulated its Recommendations.

This section of the Commission's report summarizes the reasoning and conclusions that emerged during the deliberations. Section IX of the report sets forth the Commission's Recommendations to the Secretary, DHEW. These Recommendations arise from and are consistent with the Deliberations and Conclusions of the Commission. The Recommendations should be considered only within the context of the Deliberations that precede them.

A. *Preface to Deliberations and Conclusions.* Throughout the deliberations of the Commission, the belief has been affirmed that the fetus as a human subject is deserving of care and respect. Although the Commission has not addressed directly the issues of the personhood and the civil status of the fetus, the members of the Commission are convinced that moral concern should extend to all who share human genetic heritage, and that the fetus, regardless of life prospects, should be treated respectfully and with dignity.

The members of the Commission are also convinced that medical research has resulted in significant improvements in the care of the unborn threatened by death or disease, and they recognize that further progress is anticipated. Within the broad category of medical research, however, public concern has been expressed with regard to the nature and necessity of research on the human fetus. The evidence presented to the Commission was based upon a comprehensive search of the world's literature and a review of more than 3000 communications in scientific periodicals. The preponderance of all research involved experimental procedures designed to benefit directly a fetus threatened by premature delivery, disease or death, or to elucidate normal processes or development. Some research constituted an element in the health care of pregnant women. Other





research involved only observation or the use of noninvasive procedures bearing little or no risk. A final class of investigation (falling outside the present mandate of the Commission) has made use of tissues of the dead fetus, in accordance with accepted standards for treatment of the human cadaver. The Commission finds that, to the best of its knowledge, these types of research have not contravened accepted ethical standards.

Nonetheless, the Commission notes that there have been instances of abuse in the area of fetal research. Moreover, differences of opinion exist as to whether desired results could have been attained without the use of the human fetus in nontherapeutic research.

Concern has also been expressed that the poor and minority groups may bear an inequitable burden as research subjects. The Commission believes that those groups which are most vulnerable to inequitable treatment should receive special protection.

The Commission concludes that some information which is in the public interest and which provides significant advances in health care can be attained only through the use of the human fetus as a research subject. The Recommendations which follow express the Commission's belief that, while the exigencies of research and the moral imperatives of fair and respectful treatment may appear to be mutually limiting, they are not incompatible.

B. *Ethical Principles and Requirements Governing Research on Human Subjects with Special Reference to the Fetus and the Pregnant Woman.* The Commission has a mandate to develop the ethical principles underlying the conduct of all research involving human subjects. Until it can adequately fulfill this charge, its statement of principles is necessarily limited. In the interim, it proposes the following as basic ethical principles for use of human subjects in general, and research involving the fetus and the pregnant woman in particular.

Scientific inquiry is a distinctly human endeavor. So, too, is the protection of individual integrity. Freedom of inquiry and the social benefits derived therefrom, as well as protection of the individual are valued highly and are to be encouraged. For the most part, they are compatible pursuits. When occasionally they appear to be in conflict, efforts must be made through public deliberation to effect a resolution.

In effecting this resolution, the integrity of the individual is preeminent. It is therefore the duty of the Commission to specify the boundaries that respect for the fetus must impose upon freedom of scientific inquiry. The Commission has considered the principles proposed by ethicists in relation to the exigencies of scientific inquiry, the requirements and present limitations of medical practice, and legal commentary. Among the general principles for research on human subjects judged to be valid and binding are: (1) To avoid harm whenever possible, or at least to minimize harm; (2) to provide for fair treatment by avoiding discrimination between classes or among members of the same class; and (3) to respect the integrity of human subjects by requiring informed consent. An additional principle pertinent to the issue at hand is to respect the human character of the fetus.

To this end, the Commission concludes that in order to be considered ethically acceptable, research involving the fetus should be determined by adequate review to meet certain general requirements:

(1) Appropriate prior investigations using animal models and nonpregnant humans must have been completed.

(2) The knowledge to be gained must be important and obtainable by no reasonable alternative means.

(3) Risks and benefits to both the mother and the fetus must have been fully evaluated and described.

(4) Informed consent must be sought and granted under proper conditions.

(5) Subjects must be selected so that risks and benefits will not fall inequitably among economic, racial, ethnic and social classes.

These requirements apply to all research on the human fetus. In the application of these principles, however, the Commission found it helpful to consider the following distinctions: (1) therapeutic and nontherapeutic research; (2) research directed toward the pregnant woman and that directed toward the fetus; (3) research involving the fetus-going-to-term and the fetus-to-be-aborted; (4) research occurring before, during or after an abortion procedure; and (5) research which involves the nonviable fetus *ex utero* and that which involves the possibly viable infant. The first two distinctions encompass the entire period of the pregnancy through delivery; the latter three refer to different portions of the developmental continuum.

The Commission observes that the fetus is sometimes an unintended subject of research when a woman participating in an investigation is incorrectly presumed not to be pregnant. Care should be taken to minimize this possibility.

C. *Application to Research Involving the Fetus.* The application of the general principles enumerated above to the use of the human fetus as a research subject presents problems because the fetus cannot be a willing participant in experimentation. As with children, the comatose and other subjects unable to consent, difficult questions arise regarding the balance of risk and benefit and the validity of proxy consent.

In particular, some would question whether subjects unable to consent should ever be subjected to risk in scientific research. However, there is general agreement that where the benefits as well as the risks of research accrue to the subject, proxy consent may be presumed adequate to protect the subject's interests. The more difficult case is that where the subject must bear risks without direct benefit.

The Commission has not yet studied the issues surrounding informed consent and the validity of proxy consent for nontherapeutic research (including the difficult issue of consent by a pregnant minor). These problems will be explored under the broader mandate of the Commission. In the interim, the Commission has taken various perspectives into consideration in its deliberations about the use of the fetus as a subject in different research settings. The Deliberations and Conclusions of the Commission regarding the application of general principles to the use of the fetus as a human subject in scientific research are as follows:

1. *In therapeutic research directed toward the fetus,* the fetal subject is selected on the basis of its health condition, benefits and risks accrue to that fetus, and proxy consent is directed toward that subject's own welfare. Hence, with adequate review to assess scientific merit, prior research, the balance of risks and benefits, and the sufficiency of the consent process, such research conforms with all relevant principles and is both ethically acceptable and laudable. In view of the necessary involvement of the woman in such research, her consent is considered mandatory; in view of the father's possible ongoing responsibility, his objection is considered sufficient to veto.

2. *Therapeutic research directed toward the pregnant woman* may expose the fetus to risk for the benefit of another subject and thus is at first glance more problematic. Recognizing the woman's priority regarding her own health care, however, the Commission concludes that such research is ethically acceptable provided that the woman has been fully informed of the possible impact on the fetus and that other general requirements have been met. Protection for the fetus is further provided by requiring that research put the fetus at minimum risk consistent with the provision of health care for the woman. Moreover, therapeutic research directed toward the pregnant woman frequently benefits the fetus, though it need not necessarily do so. In view of the woman's right to privacy regarding her own health care, the Commission concludes that the informed consent of the woman is both necessary and sufficient.

In general, the Commission concludes that therapeutic research directed toward the health condition of either the fetus or the pregnant woman is, in principle, ethical. Such research benefits not only the individual woman or fetus but also women and fetuses as a class, and should therefore be encouraged actively.

The Commission, in making recommendations on therapeutic and nontherapeutic research directed toward the pregnant woman (Recommendations (2) and (3)), in no way intends to preclude research on improving abortion techniques otherwise permitted by law and government regulation.

3. *Nontherapeutic research directed toward the fetus in utero or toward the pregnant woman* poses difficult problems

because the fetus may be exposed to risk for the benefit of others.

Here, the Commission concludes that where no additional risks are imposed on the fetus (e.g., where fluid withdrawn during the course of treatment is used additionally for nontherapeutic research), or where risks are so minimal as to be negligible, proxy consent by the parent(s) is sufficient to provide protection. (Hence, the consent of the woman is sufficient provided the father does not object.) The Commission recognizes that the term "minimal" involves a value judgment and acknowledges that medical opinion will differ regarding what constitutes "minimal risk." Determination of acceptable minimal risk is a function of the review process.

When the risks cannot be fully assessed, or are more than minimal, the situation is more problematic. The Commission affirms as a general principle that manifest risks imposed upon nonconsenting subjects cannot be tolerated. Therefore, the Commission concludes that only minimal risk can be accepted as permissible for nonconsenting subjects in nontherapeutic research.

The Commission affirms that the woman's decision for abortion does not, in itself, change the status of the fetus for purposes of protection. Thus, the same principles apply whether or not abortion is contemplated; in both cases, only minimal risk is acceptable.

Differences of opinion have arisen in the Commission, however, regarding the interpretation of risk to the fetus-to-be-aborted and thus whether some experiments that would not be permissible on a fetus-going-to-term might be permissible on a fetus-to-be-aborted. Some members hold that no procedures should be applied to a fetus-to-be-aborted that would not be applied to a fetus-going-to-term. Indeed, it was also suggested that any research involving fetuses-to-be-aborted must also involve fetuses-going-to-term. Others argue that, while a woman's decision for abortion does not change the status of the fetus *per se*, it does make a significant difference in one respect—namely, in the risk of harm to the fetus. For example, the injection of a drug which crosses the placenta may not injure the fetus which is aborted within two weeks of injection, where it might injure the fetus two months after injection. There is always, of course, the possibility that a woman might change her mind about the abortion. Even taking this into account, however, some members argue that risks to the fetus-to-be-aborted may be considered "minimal" in research which would entail more than minimal risk for a fetus-going-to-term.

There is basic agreement among Commission members as to the validity of the equality principle. There is disagreement as to its application to individual fetuses and classes of fetuses. Anticipating that differences of interpretation will arise over the application of the basic principles of equality and the determination of "minimal risk," the Commission recommends review at the national level. The Commission believes that such review would provide the appropriate forum for determination of the scientific and public merit of such research. In addition, such review would facilitate public discussion of the sensitive issues surrounding the use of vulnerable nonconsenting subjects in research.

The question of consent is a complicated one in this area of research. The Commission holds that procedures that are part of the research design should be fully disclosed and clearly distinguished from those which are dictated by the health care needs of the pregnant woman or her fetus. Questions have been raised regarding the validity of parental proxy consent where the parent(s) have made a decision for abortion. The Commission recognizes that unresolved problems both of law and of fact surround this question. It is the considered opinion, however, that women who have decided to abort should not be presumed to abandon thereby all interest in and concern for the fetus. In view of the close relationship between the woman and the fetus, therefore, and the necessary involvement of the women in the research process, the woman's consent is considered necessary. The Commission is divided on the question of whether her consent alone is sufficient. Assignment of an advocate for the fetus was proposed as an additional safeguard; this issue will be thoroughly explored in connection with the Commission's review of the consent process. Most of the Commissioners agree that in view of the father's possible responsibility for the child, should it be brought to term, the objection of the father should be sufficient to veto. Several Commissioners, however, hold that for nontherapeutic research directed toward the pregnant woman, the woman's consent alone should be sufficient and the father should have no veto.

4. *Research on the fetus during the abortion procedure or on the nonviable fetus ex utero* raises sensitive problems because such a fetus must be considered a dying subject. By definition, therefore, the research is nontherapeutic in that the benefits will not accrue to the subject. Moreover, the question of consent is complicated because of the special vulnerability of the dying subject.

The Commission considers that the status of the fetus as dying alters the situation in two ways. First, the question of risk becomes less relevant, since the dying fetus cannot be "harmed" in the sense of "injured for life." Once the abortion procedure has begun, or after it is completed, there is no chance of a change of mind on the woman's part which will result in a living, injured subject. Second, however, while questions of risk become less relevant, considerations of respect for the dignity of the fetus continue to be of paramount importance, and require that the fetus be treated with the respect due to dying subjects. While dying subjects may not be "harmed" in the sense of "injured for life," issues of violation of integrity are nonetheless central. The Commission concludes, therefore, that out of respect for the dying subjects, no nontherapeutic interventions are permissible which would alter the duration of life of the nonviable fetus *ex utero*.

Additional protection is provided by requiring that no significant changes are made in the abortion procedure strictly for purposes of research. The Commission was divided on the question of whether a woman has a right to accept modifications in the timing or method of the abortion procedure in the interest of research, and whether the investigator could ethically request her to do so. Some Commission members desired that neither the research nor the investigator in any way influence the abortion procedure; others felt that modifications in timing or method of abortion were acceptable provided no new elements of risk were introduced. Still others held that even if modifications increased the risk, they would be acceptable provided the woman had been fully informed of all risks, and provided such modifications did not postpone the abortion beyond the 20th week of gestational age (5 lunar months, four and one-half calendar months). Despite this division of opinion, the Recommendation of the Commission on this matter is that the design and conduct of a nontherapeutic research protocol should not determine the recommendations by a physician regarding the advisability, timing or method or abortion. No members of the Commission desired less stringent measures.

Furthermore, it is possible that, due to mistaken estimation of gestational age, an abortion may issue in a possibly viable infant. If there is any danger that this might happen, research which would entail more than minimal risk would be absolutely prohibited. In order to avoid that possibility the Commission recommends that, should research during abortion be approved by national review, it be always on condition that estimated gestational age be below 20 weeks. There is, of course, a moral and legal obligation to attempt to save the life of a possibly viable infant.

Finally, the Commission has been made aware that certain research, particularly that involving the living nonviable fetus, has disturbed the moral sensitivity of many persons. While it believes that its Recommendations would preclude objectionable research by adherence to strict review processes, problems of interpretation or application of the Commission's Recommendations may still arise. In that event, the Commission proposes ethical review at a national level in which informed public disclosure and assessment of the problems, the type of proposed research and the scientific and public importance of the expected results can take place.

D. *Review Procedures.* The Commission will conduct comprehensive studies of existing review mechanisms in connection with its broad mandate to develop guidelines and make recommendations concerning ethical issues involved in research on human subjects. Until the Commission has completed these studies, it can offer only tentative conclusions and recommendations regarding review mechanisms.





In the interim, the Commission finds that existing review procedures required by statute (Pub. L. 93–348) and DHEW regulations (45 CFR 46) suffice for all therapeutic research involving the pregnant woman and the fetus, and for all nontherapeutic research which imposes minimal or no risk and which would be acceptable for conduct on a fetus *in utero* to be carried to term or on an infant. Guidelines to be employed under the existing review procedures include: (1) importance of the knowledge to be gained; (2) completion of appropriate studies on animal models and nonpregnant humans and existence of no reasonable alternative; (3) full evaluation and disclosure of the risks and benefits that are involved; and (4) supervision of the conditions under which consent is sought and granted, and of the information that is disclosed during that process.

The case is different, however, for nontherapeutic research directed toward a pregnant woman or a fetus if it involves more than minimal risk or would not be acceptable for application to an infant. Questions may arise concerning the definition of risk or the assessment of scientific and public importance of the research. In such cases, the Commission considers current review procedures insufficient. It recommends these categories be reviewed by a national review body to determine whether the proposed research could be conducted within the spirit of the Commission's recommendations. It would interpret these recommendations and apply them to the proposed research, and in addition, assess the scientific and public value of the anticipated results of the investigation.

The national review panel should be composed of individuals having diverse backgrounds, experience and interests, and be so constituted as to be able to deal with the legal, ethical, and medical issues involved in research on the human fetus. In addition to the professions of law, medicine, and the research sciences, there should be adequate representation of women, members of minority groups, and individuals conversant with the various ethical persuasions of the general community.

Inasmuch as even such a panel cannot always judge public attitudes, panel meetings should be open to the public, and, in addition, public participation through written and oral submissions should be sought.

E. *Compensation.* The Commission expressed a strong conviction that considerable attention be given to the issue of provision of compensation to those who may be injured as a consequence of their participation as research subjects.

Concerns regarding the use of inducements for participation in research are only partially met by the Commission's Recommendation (14) on the prohibition of the procurement of an abortion for research purposes. Compensation not only for injury from research but for participation in research as a normal volunteer or in a therapeutic situation will be part of later Commission deliberations.

F. *Research Conducted Outside the United States.* The Commission has considered the advisability of modifying its standards for research which is supported by the Secretary, DHEW, and is conducted outside the United States. It has concluded that its recommendations should apply as a single minimal standard, but that research should also comply with any more stringent limitations imposed by statutes or standards of the country in which the research will be conducted.

G. *The Moratorium on Fetal Research.* The Commission notes that the restrictions on fetal research (imposed by section 213 of Pub. L. 93–348) have been construed broadly throughout the research community, with the result that ethically acceptable research, which might yield important biomedical information, has been halted. For this reason, it is considered in the public interest that the moratorium be lifted immediately, that the Secretary take special care thereafter that the Commission's concerns for the protection of the fetus as a research subject are met, and appropriate regulations based upon the Commission's recommendations be implemented within a year from the date of submission of this report to the Secretary, DHEW. Until final regulations are published, the existing review panels at the agency and institutional levels should utilize the Deliberations and Recommendations of the Commission in evaluating the acceptability of all grant and contract proposals submitted for funding.

H. *Synthesis.* The Commission concludes that certain prior conditions apply broadly to all research involving the fetus, if ethical considerations are to be met. These requirements include evidence of pertinent investigations in animal models and nonpregnant humans, lack of alternative means to obtain the information, careful assessment of the risks and benefits of the research, and procedures to ensure that informed consent has been sought and granted under proper conditions. Determinations as to whether these essential requirements have been met may be made under existing review procedures, pending study by the Commission of the entire review process.

In the judgment of the Commission, therapeutic research directed toward the health care of the pregnant woman or the fetus raises little concern, provided it meets the essential requirements for research involving the fetus, and is conducted under appropriate medical and legal safeguards.

For the most part, nontherapeutic research involving the fetus to be carried to term or the fetus before, during or after abortion is acceptable so long as it imposes minimal or no risk to the fetus and, when abortion is involved, imposes no change in the timing or procedure for terminating pregnancy which would add any significant risk. When a research protocol or procedure presents special problems of interpretation or application of these guidelines, it should be subject to national ethnical review; and it should be approved only if the knowledge to be gained is of medical importance, can be obtained in no other way, and the research proposal does not offend community sensibilities.

IX. RECOMMENDATIONS

1. *Therapeutic research directed toward the fetus* may be conducted or supported, and should be encouraged, by the Secretary, DHEW, provided such research (a) conforms to appropriate medical standards, (b) has received the informed consent of the mother, the father not dissenting, and (c) has been approved by existing review procedures with adequate provision for the monitoring of the consent process. (Adopted unanimously.)

2. *Therapeutic research directed toward the pregnant woman* may be conducted or supported, and should be encouraged, by the Secretary, DHEW, provided such research (a) has been evaluated for possible impact on the fetus, (b) will place the fetus at risk to the minimum extent consistent with meeting the health needs of the pregnant woman, (c) has been approved by existing review procedures with adequate provision for the monitoring of the consent process, and (d) the pregnant woman has given her informed consent. (Adopted unanimously.)

3. *Nontherapeutic research directed toward the pregnant woman* may be conducted or supported by the Secretary, DHEW, provided such research (a) has been evaluated for possible impact on the fetus, (b) will impose minimal or no risk to the well-being of the fetus, (c) has been approved by existing review procedures with adequate provision for the monitoring of the consent process, (d) special care has been taken to assure that the woman has been fully informed regarding possible impact on the fetus, and (e) the woman has given informed consent. (Adopted unanimously.)

It is further provided that nontherapeutic research directed at the pregnant woman may be conducted or supported (f) only if the father has not objected, both where abortion is not at issue (adopted by a vote of 8 to 1) and where an abortion is anticipated (adopted by a vote of 5 to 4).

4. *Nontherapeutic research directed toward the fetus in utero* (other than research in anticipation of, or during, abortion) may be conducted or supported by the Secretary, DHEW, provided (a) the purpose of such research is the development of important biomedical knowledge that cannot be obtained by alternative means, (b) investigation on pertinent animal models and nonpregnant humans has preceded such research, (c) minimal or no risk to the well-being of the fetus will be imposed by the research, (d) the research has been approved by existing review procedures with adequate provision for the moni-

toring of the consent process, (e) the informed consent of the mother has been obtained, and (f) the father has not objected to the research. (Adopted unanimously.)

5. *Nontherapeutic research directed toward the fetus in anticipation of abortion* may be conducted or supported by the Secretary, DHEW, provided such research is carried out within the guidelines for all other nontherapeutic research directed toward the fetus *in utero*. Such research presenting special problems related to the interpretation or application of these guidelines may be conducted or supported by the Secretary, DHEW, provided such research has been approved by a national ethical review body. (Adopted by a vote of 8 to 1.)

6. *Nontherapeutic research directed toward the fetus during the abortion procedure and nontherapeutic research directed toward the nonviable fetus ex utero* may be conducted or supported by the Secretary, DHEW, provided (a) the purpose of such research is the development of important biomedical knowledge that cannot be obtained by alternative means, (b) investigation on pertinent animal models and nonpregnant humans (when appropriate) has preceded such research, (c) the research has been approved by existing review procedures with adequate provision for the monitoring of the consent process, (d) the informed consent of the mother has been obtained, and (e) the father has not objected to the research; and provided further that (f) the fetus is less than 20 weeks gestational age, (g) no significant procedural changes are introduced into the abortion procedure in the interest of research alone, and (h) no intrusion into the fetus is made which alters the duration of life. Such research presenting special problems related to the interpretation or application of these guidelines may be conducted or supported by the Secretary, DHEW, provided such research has been approved by a national ethical review body. (Adopted by a vote of 8 to 1.)

7. *Nontherapeutic research directed toward the possibly viable infant* may be conducted or supported by the Secretary, DHEW, provided (a) the purpose of such research is the development of important biomedical knowledge that cannot be obtained by alternative means, (b) investigation on pertinent animal models and nonpregnant humans (when appropriate) has preceded such research, (c) no additional risk to the well-being of the infant will be imposed by the research, (d) the research has been approved by existing review procedures with adequate provision for the monitoring of the consent process, and (e) informed consent of either parent has been given and neither parent has objected. (Adopted unanimously.)

8. *Review Procedures.* Until the Commission makes its recommendations regarding review and consent procedures, the review procedures mentioned above are to be those presently required by the Department of Health, Education, and Welfare. In addition, provision for monitoring the consent process shall be required in order to ensure adequacy of the consent process and to prevent unfair discrimination in the selection of research subjects, for all categories of research mentioned above. A national ethical review, as required in Recommendations (5) and (6), shall be carried out by an appropriate body designated by the Secretary, DHEW, until the establishment of the National Advisory Council for the Protection of Subjects of Biomedical and Behavioral Research. In order to facilitate public understanding and the presentation of public attitudes toward special problems reviewed by the national review body, appropriate provision should be made for public attendance and public participation in the national review process. (Adopted unanimously, one abstention.)

9. *Research on the Dead Fetus and Fetal Tissue.* The Commission recommends that use of the dead fetus, fetal tissue and fetal material for research purposes be permitted, consistent with local law, the Uniform Anatomical Gift Act and commonly held convictions about respect for the dead. (Adopted unanimously, one abstention.)

10. The design and conduct of a nontherapeutic research protocol should not determine recommendations by a physician regarding the advisability, timing or method of abortion. (Adopted by a vote of 6 to 2.)

11. Decisions made by a personal physician concerning the health care of a pregnant woman or fetus should not be compromised for research purposes, and when a physician of record is involved in a prospective research protocol, independent medical judgment on these issues is required. In such cases, review panels should assure that procedures for such independent medical judgment are adequate, and all conflict of interest or appearance thereof between appropriate health care and research objectives should be avoided. (Adopted unanimously.)

12. The Commission recommends that research on abortion techniques continue as permitted by law and government regulation. (Adopted by a vote of 6 to 2.)

13. The Commission recommends that attention be drawn to Section 214(d) of the National Research Act (Pub. L. 93–348) which provides that:

> "No individual shall be required to perform or assist in the performance of any part of a health service program or research activity funded in whole or in part by the Secretary of Health, Education, and Welfare, if his performance or assistance in the performance of such part of such program or activity would be contrary to his religious beliefs or moral convictions."

(Adopted unanimously.)

14. No inducements, monetary or otherwise, should be offered to procure an abortion for research purposes. (Adopted unanimously.)

15. Research which is supported by the Secretary, DHEW, to be conducted outside the United States should at the minimum comply in full with the standards and procedures recommended herein. (Adopted unanimously.)

16. The moratorium which is currently in effect should be lifted immediately, allowing research to proceed under current regulations but with the application of the Commission's Recommendations to the review process. All the foregoing Recommendations of the Commission should be implemented as soon as the Secretary, DHEW, is able to promulgate regulations based upon these Recommendations and the public response to them. (Adopted by a vote of 9 to 1.)

Dissenting Statement of Commissioner David W. Louisell

I am compelled to disagree with the Commission's Recommendations (and the reasoning and definitions on which they are based) insofar as they succumb to the error of sacrificing the interests of innocent human life to a postulated social need. I fear this is the inevitable result of Recommendations (5) and (6). These would permit nontherapeutic research on the fetus in anticipation of abortion and during the abortion procedure, and on a living infant after abortion when the infant is considered nonviable, even though such research is precluded by recognized norms governing human research in general. Although the Commission uses adroit language to minimize the appearance of violating standard norms, no facile verbal formula can avoid the reality that under these Recommendations the fetus and nonviable infant will be subjected to nontherapeutic research from which other humans are protected.

I disagree with regret, not only because of the Commission's zealous efforts but also because there is significant good in its Report especially its showing that much of the research in this area is therapeutic for the individuals involved, both born and unborn, and hence of unquestioned morality when based on prudent medical judgment. The Report also makes clear that some research, even though nontherapeutic, is merely observational or otherwise without significant risk to the subject, and therefore is within standard human research norms and as unexceptional morally as it is useful scientifically.

But the good in much of the Report cannot blind me to its departure from our society's most basic moral commitment: the essential equality of all human beings. For me the lessons of history are too poignant, and those of this century too fresh, to ignore another violation of human integrity and autonomy by subjecting unconsenting human beings, whether or not viable, to harmful research even for laudable scientific purposes.

Admittedly, the Supreme Court's rationale in its abortion decisions of 1973—*Roe v. Wade* and *Doe v. Bolton*, 310 U.S. 113, 179—has given this Commission an all but impossible task. For many see in that rationale a total negation of fetal rights, absolutely so for the first two trimesters and substantially so for the





third. The confusion is understandable, rooted as it is in the Court's invocation of the specially constructed legal fiction of "potential" human life. Its acceptance of the notion that human life must be "meaningful" in order to be deserving of legal protection, and its resuscitation of the concept of partial human personhood, which had been thought dead in American society since the demise of the *Dred Scott* decision. Little wonder that intelligent people are asking: how can one who has no right to life itself have the lesser right of precluding experimentation on his or her person?

It seems to me that there are at least two compelling answers to the notion that *Roe* and *Doe* have placed fetal experimentation, and experimentation on nonviable infants, altogether outside the established protections for human experimentation. First, while we must abide the Court's mandate in a particular case on the issues actually decided even though the decision is wrong and in fact only an exercise of "raw judicial power" (White, J., dissenting in *Roe* and *Doe*), this does not mean we should extend an erroneous rationale to other situations. To the contrary, while seeking to have the wrong corrected by the Court itself, or by the public, the citizen should resist its extension to other contexts. As Abraham Lincoln, discussing the *Dredd Scott* decision, put it:

> (T)he candid citizen must confess that if the policy of the government upon vital questions affecting the whole people, is to be irrevocably fixed by decisions of the Supreme Court, the instant that they are made, in ordinary litigation between parties in personal actions, the people will have ceased to be their own rulers, having, to that extent, practically resigned their government, into the hands of that eminent tribunal. (4 Basler, The Collected Works of Abraham Lincoln 262, 268 (1963).)

Thus even if the Court had intended by its *Roe* and *Doe* rationale to exclude the unborn, and newly born nonviable infants, from all legal protection including that against harmful experimentation, I can see no legal principle which would justify, let alone require, passive submission to such a breach of our moral tradition and commitment.

Secondly, the Court in *Roe* and *Doe* did not have before it, and presumably did not intend to pass upon and did not in fact pass upon, the question of experimentation on the fetus or born infant. Certainly that question was not directly involved in those cases. Granting the fullest intendment to those decisions possibly arguable, it seems to me that the woman's new-found constitutional right of privacy is fulfilled upon having the fetus aborted. If an infant survives the abortion, there is hardly an additional right of privacy to then have him or her killed or harmed in any way, including harm by experimentation impermissible under standard norms. At least *Roe* and *Doe* should not be assumed to recognize such a right. And while the Court's unfortunate language respecting "potential" and "meaningful" life is thought by some to imply a total abandonment of *in utero* life for all legal purposes, at least for the first two trimesters, such a conclusion would so starkly confront our social, legal, and moral traditions that I think we should not assume it. To the contrary we should assume that the language was limited by the abortion context in which used and was not intended to effect a departure from the limits on human experimentation universally recognized at least in principle.

A shorthand way, developed during the Commission's deliberations, of stating the principle that would adhere to recognized human experimentation norms and that should be recommended in place of Recommendation (5) is: No research should be permitted on a fetus-to-be-aborted that would not be permitted on one to go to term. This principle is essential if all of the unborn are to have the protection of recognized limits on human experimentation. Any lesser protection violates the autonomy and integrity of the fetus, and even a decision to have an abortion cannot justify ignoring this fact. There is not only the practical problem of a possible change of mind by the pregnant woman. For me, the chief vice of Recommendation (5) is that it permits an escape hatch from human experimentation principles merely by decision of a national ethical review body. No principled basis for an exception has been, nor in my judgment can be, formulated. The argument that the fetus-to-be-aborted "will die anyway" proves too much. All of us "will die anyway." A woman's decision to have an abortion, however protected by *Roe* and *Doe* in the interests of her privacy or freedom of her own body, does not change the nature or quality of fetal life.

Recommendation (6) concerns what is now called the "nonviable fetus *ex utero*" but which up to now has been known by the law, and I think by society generally, as an infant, however premature. This Recommendation is unacceptable to me because, on approval of a national review body, it makes certain infants up to five months gestational age potential research material, provided the mother who has of course consented to the abortion, also consents to the experimentation and the father has not objected. In my judgment all infants, however premature or inevitable their death, are within the norms governing human experimentation generally. We do not subject the aged dying to unconsented experimentation, nor should we the youthful dying.

Both Recommendations (5) and (6) have the additional vice of giving the researcher a vested interest in the actual effectuation of a particular abortion, and society a vested interest in permissive abortion in general.

I would, therefore, turn aside any approval, even in science's name, that would by euphemism or other verbal device, subject any unconsenting human being, born or unborn, to harmful research, even that intended to be good for society. Scientific purposes might be served by nontherapeutic research on retarded children, or brain dissection of the old who have ceased to lead "meaningful" lives, but such research is not proposed—at least not yet. As George Bernard Shaw put it in "The Doctor's Dilemma": "No man is allowed to put his mother in the stove because he desires to know how long an adult woman will survive the temperature of 500 degrees Fahrenheit, no matter how important or interesting that particular addition to the store of human knowledge may be." Is it the mere youth of the fetus that is thought to foreclose the full protection of established human experimentation norms? Such reasoning would imply that a child is less deserving of portection than an adult. But reason, our tradition, and the U.N. Declaration of Human Rights all speak to the contrary, emphasizing the need of special protection for the young.

Even if I were to approach my task as a Commissioner from a utilitarian viewpoint only, I would have to say that on the record here I am not convinced that an adequate showing has been made of the necessity for nontherapeutic fetal experimentation in the scientific or social interest. The Commission's reliance is on the Battelle Report and its reliance is misplaced. The relevant Congressional mandate was to conduct an investigation and study of the alternative means for achieving the purposes of fetal research (Pub. L. 93–348, July 12, 1974, sec. 202 (b); National Research Act.)

As Commissioner Robert E. Cooke, M.D., who is sophisticated in research procedures, pointed out in his Critique of the Battelle Report: "The only true objective approach beyond question, since scientists make [the analysis of the necessity for nontherapeutic fetal research], is to collect information and analyze past research accomplishments with the intention of *disproving, not proving* the hypothesis that research utilizing the living human fetus nonbeneficially is necessary" (italics in original). The Battelle Report seems to me not in accord with the Congressional intention in that it proceeds from a viewpoint opposite to that quoted, and is really an effort to prove the indispensability of nontherapeutic research. In any event, if that is its purpose, it fails to achieve it, for most of what it claims to have been necessary could be justified as therapeutic research or at least as non-invasive of the fetus (e.g., probably amniocentesis). In view of haste with which this statement must be prepared if it is to accompany the Commission's report, rather than enlarge upon these views now I refer both to the Cooke Critique and the Battelle Report itself both of which I am informed will be a part of or appended to the Commission's Report.

An emotional plea was made at the Commission's hearings not to acknowledge limitations on experimentation that would inhibit the court-granted permissive abortion. However, until its last meeting, I think the Commission for the most part admirably resisted the temptation to distort its purpose by pro-abortion advocacy. But at the last meeting, without prior preparation or discussion, it adopted Recommendation (12) promotive of research on abortion techniques.

This I feel is not germane to our task, is imprudent and certainly was not adequately considered.

Finally, I do not think that the Commission should urge lifting the moratorium on fetal research as stated in Recommendation (16). To the extent that duration of the moratorium is controlled by section 213 of the National Research Act, the subject is beyond our control and we ought not assume authority that is not ours. This is matter not for us and not, ultimately, for any administrative official, but for Congress. If the American people as a democratic society really intend to withdraw from the fetus and nonviable infant the protection of the established principles governing human experimentation, that action I feel should come from the Congress of the United States, in the absence of a practical way to have a national vote. Assuming that any representative voice is adequate to bespeak so basic and drastic a change in the public philosophy of the United States, it could only be the voice of Congress. Of course there is no reason why the Secretary of DHEW cannot immediately make clear that no researcher need stand in fear of therapeutic research.

As noted at the outset, the Commission's work has achieved some good results in reducing the possibilities of manifest abuses and thereby according a measure of protection to humans at risk by reason of research. That it has not been more successful is in my judgment not due so much to the Commission's failings as to the harsh and pervasive reality that American society is itself at risk—the risk of losing its dedication "to the proposition that all men are created equal." We may have to learn once again that when the bell tolls for the lost rights of any human being, even the politically weakest, it tolls for all.

DAVID W. LOUISELL,
ELIZABETH JOSSELYN BOALT,
*Professor of Law, University of California, Berkeley.*

Statement of Commissioner Karen Lebacoz, With the Concurrence of Commissioner Albert R. Jonsen on the First Item

The following comments include some points of dissent from the Recommendations of the Commission. For the most part, however, these comments are intended as elaborations on the Report rather than dissent from it.

1. At several points, the Commission established as a criterion for permissible research an acceptable level of risk—e.g. "no risk" or "minimal risk." I support the Commission's Recommendations regarding such criteria, but I wish to make several interpretative comments.

First, I think it should be stressed that in the first trials on human subjects or on a new class of human subjects, the risks are almost always unknown. The Commission heard compelling evidence that differences in physiology and pharmacology between human and other mammalian fetuses are such that even with substantial trials in animal models it is often not possible to assess the risks for the first trials with human fetuses. For example, evidence from animal trials in the testing of thalidomide provided grounds for an estimation of low risk to human subjects; the initial trials in the human fetus resulted in massive teratogenic effects.

I would therefore urge review boards to exercise caution in the interpretation of "risk" and to avoid the temptation to consider the risks "minimal" when in fact they cannot be fully assessed.

Second, I think it important to emphasize the evaluative nature of judgments of risk. The term "risk" means *chance of harm*. Interpretation of risk involves both an assessment of statistical *chance* of injury and an assessment of the *nature* of the injury. Value judgments about what constitutes a "harm" and what percentage chance of harm is acceptable are both involved in the determination of acceptable risk. A small chance of great harm may be considered unacceptable where a greater chance of a smaller harm would be acceptable. For example, it is commonly accepted that a 1–2% chance of having a child with Down's Syndrome is a "high" risk, where the same chance of minor infection from amniocentesis would be considered a "low" risk. Opinions will differ both about what constitutes "harm" or injury and also about what chance of a particular harm is acceptable.

For all these reasons, the interpretation of risk and the designation of acceptable "minimal risk" merit considerable attention by the scientific community and the lay public. The provision of national review in problematic instances should engender serious deliberation on these critical issues.

Third, the establishment of criteria for "no risk" or "minimal risk" is obviously related to the interpretation of "harm." In general, the Commission has discussed "harm" in terms of two indices (1) injury or diminished faculty, and (2) pain. A third commonly accepted definition of "harm" is "offense against right or morality"; this meaning of harm has been subsumed under the rubric of violation of dignity or integrity of the fetus, and thus is separated out of the Commission's deliberations on acceptable levels of risk. In establishing acceptable levels of risk, therefore, the Commission has been concerned with injury and pain to the fetus.

Several ethicists argued cogently before the Commission that the ability to experience pain is morally relevant to decisions regarding research. Indeed, the argument was advanced that the ability to experience pain is a more appropriate consideration than is viability for purposes of establishing the limits of intervention into fetal life.

However, scientific opinion is divided on the question of whether the fetus can experience pain—and on the appropriate indices on which to measure the experience of pain. Several experts argue that the fetus does not feel pain.

I believe that the Commission has implicitly accepted this view in making Recommendation (6) regarding research on the fetus during the abortion procedure and on the nonviable fetus *ex utero*. Should this view not be correct, and should the fetus indeed be able to experience pain before the 20th week of gestation, I would modify Recommendation (6) in two ways:

First, the Recommendation as it now stands does not specify an acceptable level of risk. The reason for this omission is essentially as follows: in a dying subject prior to viability, "diminution of faculties" does not appear to be a meaningful index of harm since this index refers largely to future life expectations. Therefore, the critical meaning of "harm" for such a subject lies in the possibility of experiencing pain. If the fetus does not feel pain it cannot be "harmed" in this sense, and thus there is no risk of harm for such a fetus. It is for this reason that the Commission has not specified an acceptable level of "risk" for fetuses in this category, although it has been careful to protect the dignity of the fetus.

Clearly, however, if the fetus does indeed feel pain, then it can be "harmed" by the above definition of harm. If so, then I would argue that an acceptable level of risk should be established at the same level as that considered acceptable for fetuses *in utero*—namely, "no risk" or "minimal risk."

Second, the Commission has concluded that out of respect for the dying subject, no interventions are permissible which would alter the duration of life of the subject—i.e., by shortening or lengthening the dying process (item 6h). I find the prohibition against shortening the life of the dying fetus to be acceptable provided the fetus does not feel pain. If the fetus does feel pain, however, then its dying may be painful and respect for the dying subject may require that its pain be minimized even if its life-span is shortened in so doing.

2. The Commission has stated that its provisions regarding therapeutic and nontherapeutic research directed toward the pregnant woman are not intended to limit research on improving abortion techniques. I support this stand and wish to clarify the reasons for my support.

In supporting this statement, I neither condone nor encourage widespread abortion. However, I do believe that some abortions are both legally and morally justifiable. It is therefore consonant with the principle of minimizing harm to develop techniques of abortion that are least harmful. Indeed, under the present climate of legal freedom to abort and widespread practice of abortion, adherence to the principle of not-harming may impose an obligation on us to research abortion technology in order to minimize harm. This obligation arises not only out of consideration of the health and well-being of the woman but also from a concern for possible pain or discomfort of the fetus during the abortion procedure.





3. Evidence presented to the Commission indicates that there is a strong emphasis in the law on avoiding possible injury to a child to be born. This evidence, coupled with the uncertainty of risks in a new class of human subjects, suggests that considerable importance ought to be attached to the question of compensation for injury incurred during research.

The Commission will study this question in depth at a later time, and therefore has not made any recommendations on compensation at this time. As a matter of personal opinion, I would like to note that I am reluctant to allow any research on the living human fetus unless provision has been made for adequate compensation of subjects injured during research.

4. The Commission's Recommendation on research during the abortion procedure and on the nonviable fetus *ex utero* prevents prolongation of the dying process for purposes of research. This prohibition may appear to have the effect of preventing research on the development of an artificial placenta.

It is my understanding that such an effect does not necessarily follow. Steps toward the development of an artificial placenta are prohibited only through nontherapeutic research; innovative therapy or therapeutic research on the possibly-viable infant is not only condoned but encouraged. Thus the development of an artificial placenta may proceed, but under more restricted circumstances in which it is limited to therapeutic research or to nontherapeutic research which does not alter the duration of life. I do not believe that it was the intention of the Commission to curtail all research toward the development of an artificial placenta, nor do I believe that such will be the effect of the Commission's Recommendations.

Were the Recommendations to have such an effect, however, I would dissent. Indeed, I would argue that a prematurely-delivered fetus that is unable to survive, given the support of available medical technology, would have an interest in the development of an artificial placenta that would allow others like it to survive. Thus it would not be contrary to the interests of that fetus for it to be subjected to nontherapeutic research in the development of an artificial placenta.

In making such an argument, I invoke a principle that I call the "principle of proximity": namely, that research is ethically more acceptable the more closely it approximates what the considered interests of the subject would reasonably be. For example, Hans Jonas has argued that dying subjects should not be used in nontherapeutic research, even when they have consented, unless the research deals directly with the cause from which they are dying; that is, it is presumed that a dying subject has an interest in his/her own disease which legitimates research on that disease where research in general would not be legitimate.

Such a principle is, of course, open to wide interpretation. But I think it not unreasonable to suggest that the dying fetus would have an interest in the cause of its dying or in the development of technology which would allow others like it to survive. On such a principle, one might argue that it is more ethically acceptable to use dying fetuses with Tay-Sachs disease as subjects in nontherapeutic research on Tay-Sachs disease than in nontherapeutic research on general fetal pharmacology. Similarly, one might argue that it is ethically acceptable to use nonviable fetuses *ex utero* as subjects in nontherapeutic research on the development of an artificial placenta. The development of a full rationale for such a position would require an analysis along the lines suggested by McCormick and Toulmin, and I cannot attempt that here. At this point I simply wish to suggest that I believe it is possible to argue for both therapeutic and nontherapeutic research directed toward the development of an artificial placenta.

5. Finally, members of the Commission disagreed about changes in the timing or method of abortion in relation to research. Recommendation (10) states clearly that the recommendations of a physician regarding timing and method of abortion should not be determined by the design or conduct of nontherapeutic research. I am in full agreement with this Recommendation.

The provision in Recommendation (6) (item g), however, is more ambiguous. I would argue that changes in timing or method of abortion are ethically acceptable provided that they are freely chosen by the woman and that she has been fully informed of all possible risks from such changes. I base this argument on the right of any patient to be informed about alternative courses of treatment and to choose between them. It seems to me that the pregnant woman, as a patient, may choose the timing and method of abortion, provided that she has been fully informed of the following: (1) the relation of alternative methods of abortion to possible research on the fetus; (2) risks to herself and to possible future children of alternative possible methods of abortion; and (3) procedures which would be introduced into the abortion as part of the research design which would not be medically indicated.

Some members of the Commission have argued that a woman might choose such changes provided that they entail no additional risk. While I appreciate the concern to protect the woman's health and well-being, such a restriction seems to me a violation of her right to freedom of choice as a patient. Thus I would allow a woman to chose to delay her abortion until the second trimester for purposes of research, *provided that* she has been fully informed of all risks in so doing. One restriction seems imperative to me, however: in no case, should she be allowed to delay the abortion beyond the 20th week of gestation *for research purposes*. This position is reflected in the Deliberations and Conclusions of the Commission's Report.

[FR Doc.75-20474 Filed 8-7-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of the Secretary

### HUMAN SUBJECTS

### Minimum Criteria Identifying the Viable Fetus

On March 13, 1975, regulations were published in the FEDERAL REGISTER (40 FR 11854) relating to the protection of human subjects in research, development, and related activities supported by Department of Health, Education, and Welfare grants and contracts. These regulations are codified at 45 CFR Part 46.

Elsewhere in this issue of the FEDERAL REGISTER, the Secretary is amending 45 CFR Part 46 by, among other things, adding a new Subpart B to provide additional protections pertaining to research, development, and related activities involving fetuses, pregnant women, and in vitro fertilization.

Section 46.203(e) of Subpart B provides inter alia as follows:

The Secretary may from time to time, taking into account medical advances, publish in the FEDERAL REGISTER guidelines to assist in determining whether a fetus is viable for purposes of this subpart.

This notice is published in accordance with § 46.203e). For purposes of Subpart B, the guidelines indicating that a fetus other than a dead fetus within the meaning of § 46.203(g)) is viable include the following:

an estimated gestational age of 20 weeks or more and a body weight of 500 grams or more.

Dated: July 29, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-20475 Filed 8-7-75;8:45 am]



federal register

FRIDAY, AUGUST 8, 1975

PART IV:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Food and Drug Administration

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# MEDICATED ANIMAL FEEDS

## Current Good Manufacturing Practice; Proposed Amendments

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[ 21 CFR Parts 210, 225 ]

[Docket No. 75N-0056]

### MEDICATED FEEDS; CURRENT GOOD MANUFACTURING PRACTICE

### Notice of Proposed Amendments

The Commissioner of Food and Drugs is proposing that the regulations describing current good manufacturing practice in the production of medicated animal feeds be revised to reflect current practice and technology in the manufacture of medicated feeds. The current Good Manufacturing Practice regulations, promulgated in 1965, are found in 21 CFR 225.1 to 225.115 (formerly §§ 133.100 to 133.110 prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13996)). Interested persons have until October 7, 1975, to submit comments.

Medicated feed is both a food and a drug for animals; it supplies the food for daily nutritional needs of the animal as well as drugs that help to provide optimal heath and productivity. Medicated feed is a vehicle for administering drugs to animals for disease control (prevention/treatment) or improvement in production efficiency. For disease control, it serves as a way of administering drug therapy efficiently on a herd or flock basis. In the area of improvement in production efficiency, the use of medicated feed normally results in the target animals growing more rapidly, thus achieving a marketable carcass weight in a shorter period of time. This more rapid growth may be accompanied by a reduction in the amount of feed necessary to produce a marketable product. The reduced time and feed costs of production increase the economic yield of the animal.

The Commissioner is aware of the impact that medicated feeds have in the economic production of wholesome food derived from domestic livestock and poultry. He also recognizes the important and integral role of the feed manufacturing industry in the manufacture of medicated feeds that are safe and effective. Estimates available to the Commissioner show that feed manufacturers prepare more than 45 million tons of medicated feed annually and that approximately 80 percent of our food animals have, at some point during their lives, been fed a medicated feed. Medicated feeds are produced in more than 12,000 feed manufacturing establishments.

Trends in the livestock and poultry industries indicate that, in the future, increased reliance will be placed on medicated feeds as production aids. The trend toward high density animal production, grouping of animals within a similar production class, and relatively high costs for labor and feed are already well established. Increasing costs of energy are an additional factor which must be considered. Medicated feeds permit high density, short-duration growth periods that otherwise would not be possible.

For these reasons the Commissioner established an intra-agency Medicated Feed Task Force to review and evaluate current Food and Drug Administration programs and regulations for medicated feeds. In this review and evaluation, there was to be an assessment of the Current Good Manufacturing Practice regulations for medicated feeds in terms of their application to the current technology of the feed manufacturing industry.

The task force has completed its assessment of the Current Good Manufacturing Practice regulations for medicated feeds and has concluded that they should be amended (1) to set forth with greater clarity and particularity the criteria essential to the production of medicated feeds that are not adulterated or misbranded; (2) to take into consideration advances in feed manufacturing technology such as computerized manufacturing techniques, the growth in the use of ingredient processing techniques (e.g. flaking, popping, rolling), and other new forms of feeds such as feed cubes, blocks and liquid supplements, and; (3) to include in each section of the regulations, because of the extraordinary diversity of the regulated industry, a brief, informative explanation of why the requirements contained therein are necessary.

The Commissioner concurs with the conclusions of the task force and proposes that the Current Good Manufacturing Practice regulations be amended, as set forth below, to be consistent with current industry technology and practice. Further, as proposed, the first paragraph of each section of the regulations explains the purpose of the section and the manner in which it relates to good manufacturing practices. The remainder of each section consists of specific, required good manufacturing practices to assure that medicated feeds are manufactured in compliance with the requirements of the act.

A significant change is made in the requirements for the assay of finished medicated feeds. The purpose of the present assay requirements is to determine the suitability of the firm's manufacturing procedures and controls in producing uniform medicated feeds and to prevent the distribution of a medicated feed which is improperly formulated. The drug assays in feed are time consuming and require laboratory facilities which are usually not immediately available. Therefore, the results of analysis are seldom available prior to shipment. This can result in the shipment of products prior to a determination of their compliance with the established specifications. In lieu of the existing assay requirements, the proposal reduces the number of assays required but institutes more stringent daily drug component accountability controls which the Commissioner has concluded will result in improved quality control at the time of manufacture, thus lessening the likelihood of the distribution of violative feeds.

The current assay requirements for medicated feeds subject to a Medicated Feed Application, Form FD-1800, approval include an analysis of each of the first three batches manufactured, as well as three additional analyses for every 400 tons of feed produced. For medicated feeds not subject to Form FD-1800 approval, the requirements are similar except that the first three batches need not be assayed.

The proposed assay requirements for medicated feeds requiring approved Medicated Feed Applications for their manufacture and marketing provide that at least three samples of the medicated feed containing each drug or drug combination used in their manufacture shall be collected and assayed, using approved official methods at periodic intervals during the calendar year unless otherwise specified by regulation in Part 558 (formerly Part 135e). One of these assays shall have been performed on the initial batch. It is further proposed that if a medicated feed contains a combination of drugs, only one of the drugs in the combination need be subject to analysis. The following examples illustrate the proposed assay requirements:

(1) If an establishment uses 10 drugs or drug combinations to prepare medicated feeds requiring Form FD-1800 approval, a total of 30 samples of such medicated feed would have to be collected and assayed annually. These samples are to be collected and assayed periodically, rather than collected from consecutive batches or production runs, e.g., 3 samples collected and assayed in 10 of the 12 months during the calendar year. Samples may be collected for analysis across feed classifications, e.g., poultry starters, poultry growers, poultry finishers, laying rations, swine starters, swine growers, swine finishers, etc.

(2) If a medicated feed contains a combination of three drugs, i.e., Drug A, Drug B, and Drug C, three samples of that feed shall be collected and assayed annually. Sample No. 1, collected in January, may be assayed for Drug A. Sample 2, collected in June, may be assayed for Drug B. Sample No. 3, collected in November, may be assayed for Drug C. The same principle would apply for any other combination drug produced by that manufacturer.

(3) It is additionally proposed that medicated feeds not requiring approved medicated feed applications for their manufacture be assayed at least once a year to assure the firm's capability of producing uniform and properly labeled lots of these products. The firm may run such additional assays as desired to further ensure the adequacy of the feed for its intended purpose.

Nonmedicated feed manufactured, processed, packed, or held in the same facilities and with the same equipment as medicated feeds may become adulterated with drugs if the medicated feeds are not manufactured, processed, packed, or held in accordance with current good manufacturing practices. Therefore, the Commissioner proposes that when nonmedicated feeds are found to contain unsafe levels of drug contamination caused by a firm's failure to adhere to the Current Good Manufacturing Practice regulations, any medicated feeds produced on the premises shall be deemed adulterated within the meaning of section 501(a)(2)(B) of the act.

Upon publication of a final regulation based upon this proposal, the Medicated Feed Application (Form FD-1800) will be revised to reflect the medicated feed sampling and assay requirements included therein.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 501, 512, 701(a), 52 Stat. 1049–1050 as amended, 1055, 82 Stat. 343–351 (21 U.S.C. 351, 360b, 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120), it is proposed that Parts 210 and 225 be amended as follows:

1. Part 210 is amended in § 210.3 by revising paragraphs (c) (1) and (2) as follows:

§ 210.3 Definitions.

* * * * * *

(c) * * *

(1) The term "medicated feed" means any animal feed as defined in section 201(x) which contains one or more drugs as defined in section 201(g) of the act. The manufacture of medicated feeds is subject to §§ 225.1 through 225.115 of this chapter, inclusive.

(2) The term "medicated premix" means any drug as defined in section 201(g) of the act which is used for further manufacture in the production of a medicated feed. The manufacture of medicated premixes is subject to §§ 226.1 through 226.115 of this chapter, inclusive.

2. Part 225 is revised to read as follows:


Subpart A—General Provisions

Sec.
225.1 Current good manufacturing practice.
225.10 Personnel.

Subpart B—Construction and Maintenance of Facilities and Equipment

225.20 Buildings.
225.30 Equipment.
225.35 Use of work areas and equipment for other manufacturing purposes.

Subpart C—Product Quality Control

225.42 Components.
225.58 Laboratory controls.
225.65 Equipment clean-out procedures.

Subpart D—Packaging and Labeling

225.80 Labeling.

Subpart E—Records and Reports

225.102 Master formula and production records.
225.110 Distribution records.
225.115 Complaint files.


AUTHORITY: Secs. 501, 701, 52 Stat. 1049–1050 as amended, 1055–1056 as amended (21 U.S.C. 351, 371).

### Subpart A—General Provisions

§ 225.1 Current good manufacturing practice.

(a) Section 501(a)(2)(B) of the Federal Food, Drug, and Cosmetic Act provides that a drug, including an animal feed bearing or containing a drug, shall be deemed to be adulterated if the methods used in, or the facilities or controls used for, its manufacture, processing, packing, or holding (including distribution) do not conform to or are not operated or administered in conformity with current good manufacturing practice.

(b) The provisions of §§ 225.20 through 225.115, inclusive, set forth the criteria for determining whether the manufacture of a medicated feed is in compliance with current good manufacturing practice to assure that such drug meets the requirements of the act as to safety and has the identity and strength, and meets the quality and purity characteristics, which it purports or is represented to possess. These regulations shall apply to all types of facilities used in the production of medicated feeds, including facilities where precision, automatic, mechanical, or electronic equipment is employed. These regulations also govern those instances in which failure to adhere to the regulations has caused nonmedicated feeds that are manufactured, processed, packed, or held to be adulterated. In such cases, the medicated feed shall be deemed to be adulterated within the meaning of section 501(a)(2)(B) of the act, and the nonmedicated feed shall be deemed to be adulterated within the meaning of 402(a)(2)(D).

§ 225.10 Personnel.

(a) Qualified personnel and adequate personnel training and supervision are essential for the proper formulation, manufacture, and control of medicated feeds. Training and experience leads to proper use of equipment, maintenance of accurate records, and detection and prevention of possible deviations from current good manufacturing practices.

(b) (1) All employees involved in the manufacture of medicated feeds shall have an understanding of the manufacturing or control operation(s) which they perform, including the location and proper use of equipment.

(2) The manufacturer shall provide an on-the-job training program for employees.

(3) The manufacturer shall provide an on-going program of evaluation and supervision of employees in the manufacture of medicated feeds.

### Subpart B—Construction and Maintenance of Facilities and Equipment

§ 225.20 Buildings.

(a) The location, design, construction, and physical size of the buildings and other production facilities are factors important to the manufacture of medicated feed. The features of facilities necessary to assure proper manufacture of medicated feed include provision for ease of access to structures and equipment in need of routine maintenance; ease of cleaning of equipment and work areas; facilities to promote personnel hygiene; structural conditions for control and prevention of vermin and pest infestation; adequate space for the orderly receipt and storage of drugs and feed ingredients and the controlled flow of these materials through the processing and manufacturing operations; and the equipment for the accurate packaging and delivery of a medicated feed of specified labeling and composition.

(b) The construction and maintenance of buildings in which medicated feeds are manufactured, processed, packaged, labeled, or held shall conform to the following:

(1) The building grounds shall be adequately drained and routinely maintained so that they are free from litter, waste, refuse, uncut weeds or grass, standing water, and improperly stored equipment.

(2) The building shall be maintained in a reasonably clean and orderly manner.

(3) The building shall be of suitable construction to minimize access by rodents, birds, insects, and other pests and shall be free from cracks, holes, and other defects that can permit entry of rodents and pests.

(4) The buildings shall include space and lighting adequate to preclude mix-ups and cross-contamination for each of the following various medicated feed manufacturing operations:

(i) The receipt, control, and storage of components.

(ii) Component processing.

(iii) Medicated feed manufacturing.

(iv) Packaging and labeling.

(v) Storage of containers, packaging materials, labeling and finished products.

(vi) Routine maintenance of equipment.

§ 225.30 Equipment.

(a) Equipment which is designed to perform its intended function and is properly installed and used is essential to the manufacture of medicated feeds. Such equipment permits production of feeds of uniform quality, facilities cleaning, and minimizes spillage of drug components and finished product.

(b) (1) All equipment shall possess the capability to produce a medicated feed of known potency, safety, and purity.

(2) All equipment shall be maintained in a clean and orderly manner.

(3) All equipment, including scales and liquid metering devices, shall be of suitable size, design, construction, precision, and accuracy for their intended purpose.

(4) All scales and metering devices shall be tested for accuracy upon installation and at least once a year thereafter, or more frequently as may be necessary to insure their accuracy.

(5) All equipment shall be constructed so that lubricants and coolants do not contact or become a part of the components or the medicated feed.

(6) All equipment shall be so constructed and installed as to facilitate inspection and cleaning of all surfaces that come in contact with the medicated feeds or drug components thereof.

§ 225.35 Use of work areas and equipment for other manufacturing purposes.

(a) Many manufacturers of medicated feeds are also involved in the manufac-

ture of products which are not intended for animal feed use, such as fertilizers, herbicides, insecticides, fungicides, rodenticides, and other pesticides. Manufacturing of nonfeed and feed products in the same facilities may cause adulteration of feed products with toxic or otherwise unapproved feed additives.

(b) Work areas and equipment used for the manufacture or storage of medicated feeds or components thereof shall not be used for, and shall be physically separated from, work areas and equipment used for the manufacture of fertilizers, herbicides, insecticides, fungicides, rodenticides, and other pesticides unless such articles are approved drugs intended for use in the manufacture of medicated feed.

### Subpart C—Product Quality Control

**§ 225.42 Components.**

(a) A medicated feed, in addition to providing nutrients, is a vehicle for the administration of a drug to an animal. Medicated feeds must contain the specified drug(s) in the correct quantity, and the receipt, storage, inventory, and handling procedures for drugs, including drug components, of medicated feeds must be adequate to assure their identity, strength, quality, and purity in a finished product.

(b) The receipt, storage, and inventory of drugs, including undiluted drugs and any intermediate mixes containing drugs, which are used in the manufacture and processing of medicated feeds shall conform to the following:

(1) Incoming shipments of drugs shall be inspected for identity and damage. Drugs which have been subjected to conditions that have adversely affected their identity, strength, quality, or purity shall not be accepted for use.

(2) Packaged drugs shall be stored in their original containers.

(3) Bulk drugs shall be identified and stored in a manner such that their identity, strength, quality, and purity will be maintained.

(4) Drugs in the mixing areas shall be properly identified, stored, handled, and controlled to maintain their integrity and identity. Sufficient space shall be provided for the location of each drug.

(5) A receipt record shall be prepared and maintained for each lot of drug received. The receipt record shall accurately indicate the identity and quantity of the drug, the name of the supplier, the supplier's lot number, the date of receipt, the condition of the drug when received, and the return of any damaged drugs.

(6) A daily inventory record for each drug used shall be maintained and shall list by drug lot number at least the following information:

(i) The quantity of drug on hand at the beginning and at the end of each work day; the quantity shall be determined by weighing, counting, or measuring, as appropriate.

(ii) The amount of each drug used.

(iii) The batches of medicated feed in which each drug was used.

(iv) When the drug is used in the preparation of an intermediate mix intended for use in the manufacture of medicated feed, any additional information which may be required for the purpose of paragraph (b)(7) of this section.

(v) Action taken to reconcile any discrepancies in the daily inventory record.

(7) Drug accountability shall be maintained for each lot of drug by means of a daily comparison of the actual drug used with the theoretical drug usage in terms of the intermediate mixes and medicated feeds produced. Any discrepancies found shall be investigated and corrective action taken. The batch(es) of medicated feed shall be detained until the discrepancies are reconciled.

(8) All records required by this section shall be maintained on the premises for at least 1 year after complete use of the drug component.

**§ 225.58 Laboratory controls.**

(a) The periodic assay of medicated feeds for drug components provides a measure of performance of the manufacturing process in manufacturing a uniform product of reproducible potency.

(b) The following assay requirements shall apply to medicated feeds:

(1) For feeds requiring approved Medicated Feed Applications (Form FD–1800) for their manufacture and marketing:

(i) At least three representative samples of medicated feed containing each drug or drug combination used in the establishment shall be collected and assayed by approved official methods, at periodic intervals during the calendar year, unless otherwise specified in this chapter. At least one of these assays shall be performed on the first batch using the drug. If a medicated feed contains a combination of drugs, only one of the drugs need be subject to analysis each time, provided the one tested is different from the one(s) previously tested.

(ii) The results of all assays, including those from State Fed Control officials and any other governmental agency, shall be maintained on the premises for a period of not less than 1 year after distribution of the medicated feed.

(iii) Corrective action shall be implemented and a record of such action maintained where the results of assays show that the medicated feed is not in accord with label specifications or are not within permissible assay limits as specified in this chapter.

(2) For feeds not requiring approved Medicated Feed Applications (Form FD–1800) for their manufacture and marketing:

(i) At least one representative sample of medicated feed containing each drug or drug combination used in the establishment shall be collected and assayed by approved Association of Official Analytical Chemists (AOAC) methods, at intervals no longer than 12 months, unless otherwise specified in this chapter. If a medicated feed contains a combination of drugs, only one of the drugs need be subject to analysis each 12 months, provided the one tested is different from the one(s) previously tested.

(ii) The results of all assays, including those from State Feed Control Officials and any other governmental agency, shall be maintained on the premises for a period of not less than 1 year after distribution of the medicated feed.

(iii) Corrective action shall be implemented and a record of such action maintained where results of assays show that the medicated feed produced is not in accord with label specifications or are not within permissible assay variations as specified in this chapter.

(3) Corrective action shall include provisions for discontinuing distribution where the medicated feed fails to meet the labeling requirement. Distribution of subsequent production shall not begin until it has been determined that proper control procedures have been established.

**§ 225.65 Equipment clean-out procedures.**

(a) Adequate clean-out procedures for all equipment used in the manufacture and distribution of medicated feeds are essential to maintain proper drug potency and minimize the carryover of drugs to subsequently made feeds. Such procedures may consist of cleaning by physical means, e.g., vacuuming, sweeping, washing, etc. Alternatively, flushing techniques may be used whereby the equipment is cleaned either through use of a feed containing the same drug(s) or through use of drug free feedstuffs.

(b) Clean-out procedures for equipment used in the manufacture, processing, packing, shipping, or holding of medicated feeds or their drug components shall conform to the following:

(1) All equipment, including that used for storage processing, mixing, conveying, and distribution that comes in contact with the active drug component, semiprocessed, or processed medicated feed shall be subject to effective procedures to prevent unsafe contamination of subsequently manufactured feed.

(2) If there is sequential production of batches of a medicated feed containing the same drug component(s), there shall be sufficient safeguards to assure that the subsequent batches do not contain drug concentrations in excess of the labeled amount.

(3) If flushing material is used, it shall be properly identified, stored, and used in a manner to prevent unsafe contamination of other medicated and non-medicated feeds with residual drugs.

### Subpart D—Packaging and Labeling

**§ 225.80 Labeling.**

(a) Appropriate labeling identifies the medicated feed, provides the user with required information, and assures that when used as labeled the article will be safe and effective for its intended purposes.

(b) (1) Labels and labeling, including placards, shall be received, handled, and stored in a manner that prevents labeling mixups and assures that correct labeling is employed for the medicated feed.

(2) New labels and labeling, including placards, upon receipt from the printer shall be proofread against the master formula to verify their suitability and accuracy. The proofread label shall be dated, initialed by a responsible individual, and kept for 1 year after all the labels from that batch have been used.

(3) In those instances where medicated feeds are distributed in bulk, complete labeling shall accompany the shipment and be supplied to the consignee at the time of delivery. Such labeling may consist of a placard or manufacturer's invoice that identifies the medicated feed and includes adequate information for the safe and effective use of the medicated feed.

(4) Label stock shall be reviewed periodically and discontinued labels shall be discarded.

### Subpart E—Records and Reports

**§ 225.102 Master formula and production records.**

(a) The production record supplies the history of a particular batch. This record indicates the amount of drug used, the amount of medicated feed manufactured, and provides a check for the daily inventory record of drug components. The master formula record provides a procedure setting forth the theoretical yield for the manufacture of specific batches or production runs of medicated feed.

(b) The master formula and production records shall comply with the following provisions:

(1) A master formula record or card shall be prepared, checked, dated, and signed by a qualified person and shall be retained for not less than 1 year after production of the last batch of medicated feed to which it pertains. The master formula record or card shall include at least the following:

(i) The name of the medicated feed.

(ii) The name and weight or measure of each drug or drug combination and each nondrug ingredient to be used in manufacturing a stated weight of the medicated feed.

(iii) A copy or description of the label or labeling that will accompany the medicated feed.

(iv) Manufacturing instructions that have been determined to yield a properly mixed medicated feed of the specified formula for each medicated feed produced on a batch or continuous operation basis, including mixing steps, mixing times and, in the case of medicated feeds produced by continuous production run, any additional manufacturing directions including, when indicated, the settings of equipment.

(v) Appropriate control directions, including the manner and frequency of collecting the required number of samples for specified laboratory assay.

(2) A production record shall be prepared by qualified personnel for each batch or run of medicated feed produced and shall be retained on the premises for not less than 1 year. The production record shall include at least the following:

(i) Product identification, date of production, and a written endorsement by a responsible individual.

(ii) The quantity and identity of drug components used.

(iii) The theoretical quantity of medicated feed to be produced.

(iv) The actual quantity of medicated feed produced.

(3) In the case of a custom formula feed made to the specifications of a customer, the master formula and production records required by this section shall consist either of such records or of copies of the customer's purchase orders and the manufacturer's invoices bearing the information required by this section.

(4) Batch production records shall be checked by a responsible individual after manufacture and prior to release of the medicated feed to determine if all required steps have been performed. This shall include a full investigation and, before a batch is released, an entry into the batch records of the corrective action taken where discrepancies are encountered.

(5) Each batch or run of medicated feed shall be identified with its own individual batch number, code, or date applied to the label or invoice. The batch number or date shall permit the manufacturer to trace accurately the manufacturing history of the batch.

**§ 225.110 Distribution records.**

(a) Distribution records permit the manufacturer to relate complaints to specific batches and/or production runs of medicated feed. This information may be helpful in instituting a recall.

(b) Distribution records for each shipment of a medicated feed shall comply with the following provisions:

(1) Each distribution record shall include the date of shipment, the name and address of purchaser, the quantity shipped, the name of the medicated feed, and the lot or control number or the date of manufacture.

(2) Distribution records shall be retained on the premises for not less than 1 year after the date of shipment of the medicated feed.

**§ 225.115 Complaint files.**

(a) Complaints and experiences of product defects relative to the drug's efficacy or safety may provide an indicator as to whether or not medicated feeds have been manufactured in conformity with current good manufacturing practices. These complaints and experiences may reveal the existence of manufacturing problems not otherwise detected through the normal quality control procedures. Timely and appropriate follow-up action can serve to correct a problem and minimize future problems.

(b) The medicated feed manufacturer shall maintain on the premises a file which contains the following information:

(1) A record of each verbal and written complaint received, regardless of source, concerning all medicated feeds manufactured by the firm. The record shall include the date of the complaint, the complainant's name and address, name and lot or control number or date of manufacture of the medicated feed involved, and the specific details of the complaint. This record shall also include all correspondence from the complainant and/or memoranda of conversations with the complainant, and a description of all investigations made by the manufacturer and of the method of disposition of the complaint.

(2) For medicated feeds requiring an approved Medicated Feed Application (Form FD–1800), records and reports of clinical and other experience with the drug shall be maintained and reported, appropriately identified with the number(s) of the Form FD–1800 to which they relate, to the Bureau of Veterinary Medicine, 5600 Fishers Lane, Rockville, MD 20852, in duplicate, pursuant to § 510.301 of this chapter.

Interested persons may, on or before October 7, 1975, submit to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852, written comments regarding this proposal. Comments shall be filed in quintuplicate and shall be identified with the Hearing Clerk docket number found in the document heading. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: August 4, 1975.

SHERWIN GARDNER,
*Deputy Commissioner of Food and Drugs.*

[FR Doc.75-20535 Filed 8-7-75;8:45 am]

federal register

FRIDAY, AUGUST 8, 1975




PART V:

# DEPARTMENT OF THE TREASURY

Internal Revenue Service

■

# DEPARTMENT OF LABOR

Labor-Management Services Administration

Office of Employee Benefits Security

■

## EMPLOYEE BENEFIT PLANS

VOL 40 NO 154 AUG 8 75

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## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

### [ 26 CFR Part 54 ]

### DEFINITION OF FIDUCIARY

### Notice of Proposed Rulemaking

Notice is hereby given that the regulations set forth in tentative form in the attached appendix are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments pertaining thereto which are submitted in writing (preferably six copies) to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by August 29, 1975. Pursuant to 26 CFR 601.601(b), designations of material as confidential or not to be disclosed, contained in such comments will not be accepted. Thus, persons submitting written comments should not include therein material that they consider to be confidential or inappropriate for disclosure to the public. It will be presumed by the Internal Revenue Service that every written comment submitted to it in response to this notice of proposed rule making is intended by the person submitting it to be subject in its entirety to public inspection and copying in accordance with the procedures of 26 CFR 601.702(d)(9).

A public hearing will be held with respect to this proposed regulation and the regulation proposed in this issue of the FEDERAL REGISTER by the Department of Labor. Notice of the time, place, date and manner of the public hearing is also published in Part V of this issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

[SEAL] DONALD C. ALEXANDER,
*Commissioner of Internal Revenue.*

Section 4975(e)(3) of the Code provides, as here relevant, that a person is a fiduciary with respect to an employee benefit plan to the extent (i) he exercises any discretionary authority or discretionary control respecting management of such plan or exercises any authority or control respecting management or disposition of its assets, (ii) he renders investment advice for a fee or other compensation, direct or indirect, with respect to any moneys or other property of such plan, or has any authority or responsibility to do so, or (iii) he has any discretionary authority or discretionary responsibility in the administration of such plan.

The proposed regulation is designed to clarify the applicability of the definition of the term "fiduciary" set forth in section 4975(e)(3) to persons who render investment advice to employee benefit plans and to persons who execute securities transactions on behalf of plans.

Paragraphs (a) and (b) of the proposed regulation are reserved.

Paragraph (c) of the proposed regulation provides, generally, that a person will be deemed to be a fiduciary with respect to a plan by reason of rendering investment advice to such plan only when such person provides advice to the plan concerning investments in securities and other property under circumstances where such person has discretionary authority or control with respect to the investment of plan assets or where such person provides advice designed to meet the particular investment needs of the plan and it is expected that such advice will serve as one of the primary bases for the investment of plan assets.

Paragraph (c) further provides that a person who is a fiduciary with respect to a plan solely by reason of rendering investment advice to such plan shall be deemed to be a fiduciary with respect to only those assets of the plan for which such person, or any affiliate or affiliates of such person, renders investment advice or has any authority or responsibility to do so. Thus, a person who renders investment advice with respect to only a specified portion of the assets of a plan shall not be deemed to be a fiduciary with respect to the investment, disposition or management of any other assets of the plan.

However, even though a person may be a fiduciary with respect to only a specified portion of plan assets, under the proposed regulation such person will still be a disqualified person (as defined in section 4975(e)(2) of the Code) with respect to all of the assets of the plan and will continue to be subject to the provisions of section 405(a) of the Act relating to co-fiduciary liability for fiduciary breaches by other fiduciaries with respect to any of the assets of the plan.

Paragraph (d) of the proposed regulation sets forth guidelines under which a broker-dealer, reporting dealer or bank may execute transactions in securities on behalf of employee benefit plans without becoming a fiduciary with respect to such plans. These guidelines provide limitations on the discretionary authority that may be accorded to such broker-dealer, reporting dealer or bank in the execution of securities transactions if such a person is not to be deemed a fiduciary under section 4975(e)(3) of the Code.

However, even if a broker-dealer, reporting dealer or bank becomes a fiduciary with respect to a plan solely by reason of the execution of securities transactions on behalf of such plan under circumstances not meeting the guidelines of paragraph (d)(1) of the proposed regulation, such broker-dealer, reporting dealer or bank will be deemed to be a fiduciary regarding only those assets of the plan with respect to which the broker-dealer, reporting dealer or bank, or any affiliate or affiliates thereof, has executed, or has agreed to execute, transactions in securities.

In this regard, questions have been raised as to whether broker-dealers who merely clear securities transactions involving plan assets when such transactions are initiated by other broker-dealers are disqualified persons with respect to the plan. It is the view of the Internal Revenue Service that such clearing broker-dealers are not disqualified persons with respect to plans solely by reason of providing such services, if such transactions are initiated by another broker-dealer unrelated to the clearing broker-dealer.

Paragraph (e) defines the terms "affiliate" and "control" for purposes of the proposed regulation.

This regulation, and the regulations under consideration by the Department of Labor, are proposed concurrently with proposed exemptions from the prohibited transactions provisions of section 406 of the Act and section 4975 of the Code respecting certain classes of transactions involving employee benefit plans and certain broker-dealers, reporting dealers and banks. Notice of the proposed exemptions appears in Part V of this issue of the FEDERAL REGISTER.

### PROPOSED AMENDMENTS TO THE REGULATIONS

Accordingly, it is proposed to amend Part 54 of Title 26 of the Code of Federal Regulations by inserting § 54.4975–9 to read as follows:

**§ 54.4975–9 Definition of "Fiduciary".**

(a) [Reserved]

(b) [Reserved]

(c) *Investment Advice.* (1) A person shall be deemed to be rendering "investment advice" to an employee benefit plan, within the meaning of section 4975(e)(3)(B), if—

(i) Such person renders advice to the plan as to the value of securities or other property, or the availability of securities purchasing, or selling securities or other property, or the availability of securities or other property or of purchasers or sellers of securities or other property; and

(ii) Such person either directly, indirectly, or through or together with any affiliate or affiliates, or any affiliate of such person—

(A) Has discretionary authority or control, whether or not pursuant to agreement or arrangement, with respect to purchasing or selling securities or other property for the plan; or

(B) Renders any advice described in paragraph (c)(1)(i) of this section on a regular basis to the plan pursuant to an agreement, arrangement or understanding, written or otherwise, that such services will serve as a primary basis for investment decisions with respect to plan assets, and that such person will render individualized investment advice to the plan based on the particular needs of the plan regarding such matters as, among other things, investment policies or strategy, overall portfolio composition, or diversification of plan investments.

(2) Notwithstanding paragraph (c)(1) of this section, a person who is a fiduciary with respect to a plan solely by reason of rendering investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, direct or indirect, with respect to any moneys or other property of such plan, or having any authority or responsibility to do so, shall not be deemed to be a fiduciary regarding any assets of the plan with respect to which neither such person nor any affiliate of such person has any discretionary authority, discretionary control or discretionary responsibility, exercises any authority or control, renders investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, or has any authority or responsibility to render such investment advice, provided that nothing in this paragraph shall be deemed to—

(i) Exempt such person from the provisions of section 405(a) of the Employee Retirement Income Security Act of 1974 concerning liability for fiduciary breaches by other fiduciaries with respect to any assets of the plan; or

(ii) Exclude such person from the definition of the term "disqualified persons" (as set forth in section 4975(e)(2)) with respect to any assets of the plan.

(d) *Execution of securities transactions.* (1) A person who is a broker or dealer registered under the Securities Exchange Act of 1934, a reporting dealer who makes primary markets in securities of the United States Government or of an agency of the United States Government and reports daily to the Federal Reserve Bank of New York its positions with respect to such securities and borrowings thereon, or a bank supervised by the United States or a State, shall not be deemed to be a fiduciary, within the meaning of section 4975(e)(3), with respect to an employee benefit plan solely because such person executes transactions for the purchase or sale of securities on behalf of such plan in the ordinary course of its business as a broker, dealer, or bank, pursuant to instructions of a fiduciary with respect to such plan, if—

(i) The fiduciary is not such broker, dealer, or bank, or an affiliate of such broker, dealer, or bank; and

(ii) The instructions specify—

(A) The security to be purchased or sold,

(B) A price range within which such security is to be purchased or sold,

(C) A time span during which such security may be purchased or sold (not to exceed five business days), and

(D) The minimum or maximum quantity of such security which may be purchased or sold within such price range.

(2) Notwithstanding paragraph (d)(1) of this section, a broker-dealer, reporting dealer, or bank which is a fiduciary with respect to an employee benefit plan solely by reason of the execution of a transaction or transactions for the purchase or sale of securities on behalf of such plan, shall not be deemed to be a fiduciary regarding any assets of the plan with respect to which neither such broker-dealer, reporting dealer or bank, nor any affiliate thereof, has any discretionary authority, discretionary control or discretionary responsibility, exercises any authority or control, renders investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, or has any authority or responsibility to render such investment advice, provided that nothing in this subparagraph shall be deemed to—

(i) Exempt such broker-dealer, reporting dealer, or bank from the provisions of section 405(a) of the Employee Retirement Income Security Act of 1974 concerning liability for fiduciary breaches by other fiduciaries with respect to any assets of the plan; or

(ii) Exclude such broker-dealer, reporting dealer, or bank from the definition of the term "disqualified person" (as set forth in section 4975(e)(2)) with respect to any assets of the plan.

(e) *Affiliate and control.* (1) For purposes of paragraphs (c) and (d) of this section, an "affiliate" of a person shall include:

(i) Any person directly or indirectly, through one or more intermediaries, controlling, controlled by, or under common control with such person;

(ii) Any officer, director, partner, employee or relative (as defined in section 3(15) of the Employee Retirement Income Security Act of 1974) of such person; and

(iii) Any corporation or partnership of which such person is an officer, director or partner.

(2) For purposes of this paragraph, the term "control" means the power to exercise a controlling influence over the management or policies of a person other than an individual.

[FR Doc.75-20865 Filed 8-6-75;2:22 pm]

### [ 26 CFR Part 54 ]

### PROPOSED EXEMPTIONS FROM PROHIBITIONS RESPECTING CERTAIN CLASSES OF TRANSACTIONS INVOLVING EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS, REPORTING DEALERS AND BANKS; PROPOSED REGULATION WITH REGARD TO THE DEFINITION OF "FIDUCIARY"

### Hearing on Exemption and Rulemaking Proceedings

Notice that the Department of the Treasury has under consideration the granting of proposed exemption under section 4975(c)(2) of the Internal Revenue Code of 1954 (the Code) from the prohibited transaction restrictions of section 4975(c)(1) of the Code with respect to certain classes of transactions involving employee benefit plans and certain broker-dealers, reporting dealers and banks, appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

Notice that the Department of the Treasury has under consideration a proposal to adopt a regulation, 26 CFR 54.4975–9, designed to clarify the definition of the term "fiduciary" as set forth in section 4975(e)(3) of the Code, appears elsewhere in the Part V of this issue of the FEDERAL REGISTER.

A public hearing with respect to the exemption and rulemaking proceedings will be held on August 26 and August 27, 1975, beginning at 10 a.m. in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, D.C. 20224.

Any interested person who desires to present oral comments at the hearing and who wishes to be assured of being heard shall submit a statement to that effect, and the time he wishes to devote, by 3:30 p.m. on August 25, 1975. The statement should be submitted to the Office of Employee Benefits Security, Labor-Management Services Administration, U.S. Department of Labor, Washington, D.C., 20210. An agenda will then be prepared containing the order of presentation of oral comments and the time allotted to such presentation. Ordinarily, a period of 10 minutes will be the time allotted to each person for making his oral comments.

At the conclusion of the presentations of comments by persons listed in the agenda, to the extent time permits, other comments will be received. The public hearing will be transcribed.

A person wishing to make oral comments at the hearing may do so without filing written comments. Persons making oral comments should be prepared to answer questions regarding information brought forth in their comments (including written comments, if any).

Persons who plan to attend the hearing should notify the Department of Labor at the above address or by telephone (Washington, D.C.) 202–523–8951 by August 25, 1975.

The hearing will be held simultaneously and in conjunction with that of the Department of Labor at the same time, place, date, and manner. The notice of hearing of the Department of Labor appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

Signed at Washington, D.C., this 8th day of August 1975.

DONALD C. ALEXANDER,
*Commissioner.*

[FR Doc.75-20864 Filed 8-6-75;2:22 pm]

## DEPARTMENT OF LABOR

### Office of Employee Benefits Security

### [ 29 CFR Part 2510 ]

### DEFINITIONS AND COVERAGE UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

### Proposed Regulation Regarding the Definition of the Term "Fiduciary"

Notice is hereby given that the Department of Labor has under consideration a proposal to adopt a regulation, 29 CFR 2510.3–21, designed to clarify the definition of the term "fiduciary" as set forth in section 3(21)(A) of the Employee Retirement Income Security Act of 1974 (the Act). By notice appearing in the proposed rules section of this issue of the FEDERAL REGISTER, the Internal Revenue Service has announced that it has under consideration a proposal to adopt a similar regulation, 26 CFR 54.4975–9, designed to clarify the definition of the term "fiduciary" set

forth in section 4975(e)(3) of the Internal Revenue Code of 1954 (the Code).

Section 3(21)(A) of the Act provides, as here relevant, that a person is a fiduciary with respect to an employee benefit plan to the extent (i) he exercises any discretionary authority or discretionary control respecting management of such plan or exercises any authority or control respecting management or disposition of its assets, (ii) he renders investment advice for a fee or other compensation, direct or indirect, with respect to any moneys or other property of such plan, or has any authority or responsibility to do so, or (iii) he has any discretionary authority or discretionary responsibility in the administration of such plan.

The proposed regulation is designed to clarify the applicability of the definition of the term "fiduciary" set forth in section 3(21)(A) to persons who render investment advice to employee benefit plans and to persons who execute securities transactions on behalf of plans.

Paragraphs (a) and (b) of the proposed regulation are reserved.

Paragraph (c) of the proposed regulation provides, generally, that a person will be deemed to be a fiduciary with respect to a plan by reason of rendering investment advice to such plan only when such person provides advice to the plan concerning investments in securities and other property under circumstances where such person has discretionary authority or control with respect to the investment of plan assets or where such person provides advice designed to meet the particular investment needs of the plan and it is expected that such advice will serve as one of the primary bases for the investment of plan assets.

Paragraph (c) further provides that a person who is a fiduciary with respect to a plan solely by reason of rendering investment advice to such plan shall be deemed to be a fiduciary with respect to only those assets of the plan for which such person, or any affiliate or affiliates of such person, renders investment advice or has any authority or responsibility to do so. Thus, a person who renders investment advice with respect to only a specified portion of the assets of a plan shall not be deemed to be a fiduciary with respect to the investment, disposition or management of any other assets of the plan.

However, even though a person may be a fiduciary with respect to only a specified portion of plan assets, under the proposed regulation such person will still be a party in interest (as defined in section 3(14)(B) of the Act) with respect to all of the assets of the plan and will continue to be subject to the provisions of section 405(a) of the Act relating to cofiduciary liability for fiduciary breaches by other fiduciaries with respect to any of the assets of the plan.

Paragraph (d) of the proposed regulation sets forth guidelines under which a broker-dealer, reporting dealer or bank may execute transactions in securities on behalf of employee benefit plans without becoming a fiduciary with respect to such plans. These guidelines provide limitations on the discretionary authority that may be accorded to such a broker-dealer, reporting dealer or bank in the execution of securities transactions if such a person is not to be deemed a fiduciary under section 3(21)(A) of the Act.

However, even if a broker-dealer, reporting dealer or bank becomes a fiduciary with respect to a plan solely by reason of the execution of securities transactions on behalf of such plan under circumstances not meeting the guidelines of paragraph (d)(1) of the proposed regulation, such broker-dealer, reporting dealer or bank will be deemed to be a fiduciary regarding only those assets of the plan with respect to which the broker-dealer, reporting dealer or bank, or any affiliate or affiliates thereof, has executed, or has agreed to execute, transactions in securities.

In this regard, questions have been raised as to whether broker-dealers who merely clear securities transactions involving plan assets when such transactions are initiated by other broker-dealers are parties in interest with respect to the plan. It is the view of the Department of Labor that such clearing broker-dealers are not parties in interest with respect to plans solely by reason of providing such services, if such transactions are initiated by another broker-dealer unrelated to the clearing broker-dealer.

Paragraph (e) defines the terms "affiliate" and "control" for purposes of the proposed regulation.

This regulation is proposed pursuant to the authority contained in section 505 of the Act (Pub. L. 93-406, 88 Stat. 894 (29 U.S.C. 1135)).

All interested persons are invited to submit written data, views or arguments concerning the proposed regulation. Six copies of such written data, views or arguments should be submitted to the Office of Employee Benefits Security, Labor-Management Services Administration, U.S. Department of Labor, Washington, D.C. 20216.

In order to receive consideration, such written data, views and arguments should be received by the Department of Labor on or before August 29, 1975. All written submissions will be open to public inspection at the Public Document Room, Office of Employee Benefits Security, U.S. Department of Labor, Room N-4677, 200 Constitution Avenue, NW., Washington, D.C. 20210.

This regulation, and the regulation under consideration by the Internal Revenue Service, are proposed concurrently with proposed exemptions from the prohibited transactions provisions of section 406 of the Act and section 4975 of the Code respecting certain classes of transactions involving employee benefit plans and certain broker-dealers, reporting dealers and banks. Notice of the proposed exemptions appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

Nevertheless, it should be noted that the proposed regulation has broader applicability than merely to the securities industry. Accordingly, comments are solicited from all other persons who may be affected.

A public hearing will be held with respect to this proposed regulation, the regulation proposed in Part V of this issue of the FEDERAL REGISTER by the Internal Revenue Service, and the proposed exemptions referred to above. Notice of the time, place, date and manner of the public hearing is published elsewhere in Part V of this issue of the FEDERAL REGISTER.

Accordingly, it is proposed to amend Part 2510 of Chapter XXV of Title 29 of the Code of Federal Regulations by adding a new § 2510.3-21 to read as follows:

**§ 2510.3-21 Definition of "Fiduciary".**

(a) [Reserved]

(b) [Reserved]

(c) *Investment advice.* (1) A person shall be deemed to be rendering "investment advice" to an employee benefit plan, within the meaning of section 3(21)(A)(ii) of the Employee Retirement Income Security Act of 1974 (the Act) and this section, if:

(i) Such person renders advice to the plan as to the value of securities or other property, the advisability of investing in, purchasing, or selling securities or other property, or the availability of securities or other property or of purchasers or sellers of securities or other property; and

(ii) Such person either directly, indirectly, or through or together with any affiliate or affiliates, or any affiliate of such person—

(A) has discretionary authority or control, whether or not pursuant to agreement or arrangement, with respect to purchasing or selling securities or other property for the plan; or

(B) renders any advice described in paragraph (c)(1)(i) of this section on a regular basis to the plan pursuant to an agreement, arrangement or understanding, written or otherwise, that such services will serve as a primary basis for investment decisions with respect to plan assets, and that such person will render individualized investment advice to the plan based on the particular needs of the plan regarding such matters as, among other things, investment policies or strategy, overall portfolio composition, or diversification of plan investments.

(2) Notwithstanding paragraph (c)(1) of this section, a person who is a fiduciary with respect to a plan solely by reason of rendering investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, direct or indirect, with respect to any moneys or other property of such plan, or having any authority or responsibility to do so, shall not be deemed to be a fiduciary regarding any assets of the plan with respect to which neither such person nor any affiliate of such person has any discretionary authority, discretionary control or discretionary responsibility, exercises any authority or control, renders investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, or has any authority or responsibility to render such investment advice, provided that nothing in this paragraph shall be deemed to:

(i) Exempt such person from the provisions of section 405(a) of the Act concerning liability for fiduciary breaches by other fiduciaries with respect to any assets of the plan; or

(ii) Exclude such person from the definition of the term "party in interest" (as set forth in section 3(14)(B) of the Act) with respect to any assets of the plan.

(d) *Execution of securities transactions.* (1) A person who is a broker or dealer registered under the Securities Exchange Act of 1934, a reporting dealer who makes primary markets in securities of the United States Government or of an agency of the United States Government and reports daily to the Federal Reserve Bank of New York its positions with respect to such securities and borrowings thereon, or a bank supervised by the United States or a State, shall not be deemed to be a fiduciary, within the meaning of section 3(21)(A) of the Act, with respect to an employee benefit plan solely because such person executes transactions for the purchase or sale of securities on behalf of such plan in the ordinary course of its business as a broker, dealer, or bank, pursuant to instructions of a fiduciary with respect to such plan, if:

(i) The fiduciary is not such broker, dealer, or bank, or an affiliate of such broker, dealer, or bank; and

(ii) The instructions specify (A) the security to be purchased or sold, (B) a price range within which such security is to be purchased or sold, (C) a time span during which such security may be purchased or sold (not to exceed five business days), and (D) the minimum or maximum quantity of such security which may be purchased or sold within such price range.

(2) Notwithstanding paragraph (d)(1) of this section, a broker-dealer, reporting dealer, or bank which is a fiduciary with respect to an employee benefit plan solely by reason of the execution of a transaction or transactions for the purchase or sale of securities on behalf of such plan, shall not be deemed to be a fiduciary regarding any assets of the plan with respect to which neither such broker-dealer, reporting dealer or bank, nor any affiliate thereof, has any discretionary authority, discretionary control or discretionary responsibility, exercises any authority or control, renders investment advice (as defined in paragraph (c)(1) of this section) for a fee or other compensation, or has any authority or responsibility to render such investment advice, *Provided*, That nothing in this subparagraph shall be deemed to:

(i) Exempt such broker-dealer, reporting dealer, or bank from the provisions of section 405(a) of the Act concerning liability for fiduciary breaches by other fiduciaries with respect to any assets of the plan; or

(ii) Exclude such broker-dealer, reporting dealer, or bank from the definition of the term "party in interest" (as set forth in section 3(14)(B) of the Act) with respect to any assets of the plan.

(e) *Affiliate and control.* (1) For purposes of paragraphs (c) and (d) of this section, an "affiliate" of a person shall include:

(i) Any person directly or indirectly, through one or more intermediaries, controlling, controlled by, or under common control with such person;

(ii) Any officer, director, partner, employee or relative (as defined in section 3(15) of the Act) of such person; and

(iii) Any corporation or partnership of which such person is an officer, director or partner.

(2) For purposes of this paragraph, the term "control" means the power to exercise a controlling influence over the management or policies of a person other than an individual.

Signed at Washington, D.C., this 5th day of August 1975.

JAMES D. HUTCHINSON,
*Administrator of Pension and Welfare Benefit Programs.*

[FR Doc.75-20867 Filed 8-6-75;2:22 pm]





**[ 29 CFR Part 2510 ]**

## PROPOSED EXEMPTIONS FROM PROHIBITIONS RESPECTING CERTAIN CLASSES OF TRANSACTIONS INVOLVING EMPLOYEE BENEFIT PLANS AND CERTAIN BROKER-DEALERS, REPORTING DEALERS AND BANKS

## PROPOSED REGULATION WITH REGARD TO THE DEFINITION OF THE TERM "FIDUCIARY"

### Hearing on Exemption and Rulemaking Proceedings

Notice that the Department of Labor has under consideration the granting of proposed exemptions under section 408(a) of the Employee Retirement Income Security Act of 1974 (the Act) from the prohibited transactions restrictions of section 406 of the Act with respect to certain classes of transactions involving employee benefit plans and certain broker-dealers, reporting dealers and banks, appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

Notice that the Department of Labor has under consideration a proposal to adopt a regulation, 29 CFR 2510.3-21, designed to clarify the definition of the term "fiduciary" as set forth in section 3(21)(A) of the Act, appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

A public hearing with respect to the exemption and rulemaking proceedings will be held on August 26 and August 27, 1975, beginning at 10 a.m. in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, D.C. 20224.

Any interested person who desires to present oral comments at the hearing and who wishes to be assured of being heard shall submit a statement to that effect, and the time he wishes to devote, by 3:30 p.m. on August 25, 1975. The statement should be submitted to the Office of Employee Benefits Security, Labor-Management Services Administration, U.S. Department of Labor, Washington, D.C. 20210. An agenda will then be prepared containing the order of presentation of oral comments and the time allotted to such presentation. Ordinarily, a period of 10 minutes will be the time allotted to each person for making his oral comments.

At the conclusion of the presentations of comments by persons listed in the agenda, to the extent time permits, other comments will be received. The public hearing will be transcribed.

A person wishing to make oral comments at the hearing may do so without filing written comments. Persons making oral comments should be prepared to answer questions regarding information brought forth in their comments (including written comments, if any).

Persons who plan to attend the hearing should notify the Department of Labor at the above address or by telephone (Washington, D.C.) 202-523-8951 by August 25, 1975.

The hearing will be held simultaneously and in conjunction with that of the Internal Revenue Service at the same time, place, date, and manner. The notice of hearing of the Internal Revenue Service appears elsewhere in Part V of this issue of the FEDERAL REGISTER.

Signed at Washington, D.C., this 5th day of August 1975.

JAMES D. HUTCHINSON,
*Administrator of Pension and Welfare Benefit Programs.*

[FR Doc.75-20866 Filed 8-6-75;2:22 pm]



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## DEPARTMENT OF LABOR

### Labor-Management Services Administration

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

### EMPLOYEE BENEFIT PLANS

### Proposed Exemptions from Prohibitions Respecting Certain Classes of Transactions Involving Employee Benefit Plans and Certain Broker-Dealers, Reporting Dealers and Banks

Notice is hereby given of a proposal to exempt certain classes of transactions involving employee benefit plans and certain broker-dealers, reporting dealers and banks from the restrictions of section 406 of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975 (c) (1) of the Code, pursuant to section 408(a) of the Act and section 4975(c) (2) of the Code, and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1975–20 I.R.B. 14.

On February 4, 1975, notice was published in the FEDERAL REGISTER (40 FR 5201) of the granting of an interim exemption from the prohibited transaction provisions of section 406 of the Act and from the taxes imposed by section 4975 of the Code with respect to certain securities transactions between employee benefit plans and certain broker-dealers, reporting dealers and banks for the period from January 1, 1975, to April 30, 1975.

By notices published in the FEDERAL REGISTER on April 23, 1975 (40 FR 17861), and June 9, 1975 (40 FR 24578), the interim exemption was extended until September 30, 1975.

As indicated in those notices, the interim exemption was granted in order (1) to prevent the harm to employee benefit plans and to the interests in plans of participants and beneficiaries which, in all likelihood, would have resulted from the immediate and full application of all of the prohibited transaction provisions set forth in Title I and Title II of the Act, and (2) to afford all interested persons an opportunity to submit proposals for permanent exemptions relating to transactions between plans and certain broker-dealers, reporting dealers and banks, and to provide an opportunity for the Department of Labor (the Department) and the Internal Revenue Service (the Service) to consider such proposals. The granting of the interim exemption was based upon a record which includes written comments submitted in response to notices of the proposal of the granting of the interim exemption and of the extension of the interim exemption published in the FEDERAL REGISTER on January 13, 1975 (40 FR 2483 and 2455), and April 23, 1975 (40 FR 17861), respectively, and the testimony at the public hearing held on January 21, 1975.

Proposals for the granting of permanent exemptions from the prohibited transaction provisions of section 406 of the Act and from the taxes imposed by section 4975 of the Code have been submitted by the Securities Industry Association and others and have been made available for public inspection by the Internal Revenue Service. Proposals for the adoption of regulations concerning the relationship of plans and broker-dealers, reporting dealers and banks have also been submitted and made available for public inspection.

The written proposals which have been submitted state that the services provided by broker-dealers, reporting dealers and banks for which exemptions have been requested have been of great benefit to plans and their participants and beneficiaries, and that it is in their best interests to have such services available in the future. The proposals represent that the exemptions and regulations suggested are in the interests of plans and their participants and beneficiaries with respect to the dealings of such plans with broker-dealers, reporting dealers and banks in the management of securities portfolios of plans.

Based upon these written submissions and upon the extensive regulation of the securities industry by the Securities and Exchange Commission, the national securities exchanges and other industry self-regulatory bodies, the Department and the Service propose to grant the class exemptions described below for certain services furnished to employee benefit plans and for certain securities transactions engaged in by plans. Each proposed class exemption, if granted as proposed or as modified, will be applicable to a particular transaction only if the transaction satisfies the conditions specified for the class in which it falls.

The Department and the Service have also published notice in the Proposed Rules section of this issue of the FEDERAL REGISTER that they have under consideration proposed regulations, 29 CFR 2510.3–21 and 26 CFR 54.4975–9 respectively, designed to clarify the applicability of the definition of the term "fiduciary" set forth in section 3(21)(A) of the Act and section 4975(e)(3) of the Code to persons who render investment advice to employee benefit plans and to persons who execute securities transactions on behalf of plans. The exemptions proposed herein are premised on the adoption of these regulations substantially as proposed. The proposed exemptions should, therefore, be considered in conjunction with these proposed regulations.

*General information.* The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption granted under section 408(a) of the Act and section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person with respect to a plan to which the exemption is applicable from certain other provisions of the Act and the Code, including any prohibited transaction provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act which, among other things, require a fiduciary to discharge his duties respecting the plan solely in the interest of the plan's participants and beneficiaries and in a prudent fashion in accordance with subsection (a)(1)(B) of section 404 of the Act; nor does it affect the requirement of section 401(a) of the Code that a plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries.

(2) Before an exemption may be granted under section 408(a) of the Act and section 4975(c)(2) of the Code, the Department and the Service must find that the exemption is administratively feasible, in the interests of the plan or plans and of their participants and beneficiaries and protective of the rights of participants and beneficiaries of such plans.

(3) The exemptions proposed herein or which may be subsequently proposed as part of this proceeding are supplemental to, and not in derogation of, any other provisions of the Act and the Code, including statutory exemptions and transitional rules. Furthermore, the fact that a transaction is the subject of an exemption is not dispositive of whether the transaction would have been a prohibited transaction in the absence of such exemption or, though it would have been a prohibited transaction, is exempt by operation of a statutory exemption or a transitional rule.

(4) All interested persons are invited to submit written comments on any exemption proposed herein. Six copies of such comments should be submitted to the Office of Employee Benefits Security, Labor-Management Services Administration, U.S. Department of Labor, Washington, D.C. 20216. In order to receive consideration, such comments should be received by the Department of Labor on or before August 29, 1975. All such comments will be open to public inspection at the Public Document Room, Office of Employee Benefits Security, U.S. Department of Labor, Room N–4677, 200 Constitution Avenue, NW., Washington, D.C. 20210.

(5) A public hearing will be held with respect to the class exemptions proposed herein and the proposed regulations referred to above. Notice of the time, place, date and manner of the public hearing is published elsewhere in the Part V of this issue of the FEDERAL REGISTER.

I. *Agency transactions and services.* Section 414(c)(4) and section 2003(c)(2)(D) of the Act presently provide an exemption until June 30, 1977, from the prohibited transaction provisions of the Act and the Code, respectively, for the provision of services between a plan and a party in interest or disqualified person if such services are either provided under a binding contract in effect on July 1, 1974 (or pursuant to renewals of such contract), or if the party in interest





or disqualified person ordinarily and customarily furnished such services on June 30, 1974, if such provision of services remains at least as favorable to the plan as an arm's-length transaction with an unrelated party would be and if the provision of services was not, at the time of such provision, a prohibited transaction within the meaning of section 503 (b) of the Code or the corresponding provisions of prior law. In ERISA IB 75–1 and IRS TIR–1329, issued on December 31, 1974, the Department and the Service indicated that the exemption provided by section 414(c)(4) and section 2003(c)(2)(D) of the Act applies to the execution of brokerage transactions on behalf of a plan if the conditions of those sections are met.

The Securities Industry Association has represented that broker-dealers regularly provide research, information and advice concerning securities and execute transactions for the purchase or sale of securities in the ordinary course of their business as broker-dealers. It is concerned that the provision of such services might constitute prohibited transactions. Although exemptions are provided in sections 414(c)(4) and 2003(c)(2)(D) of the Act, these exemptions terminate on June 30, 1977, and, moreover, are not available at the present time for persons who first provided such services after June 30, 1974. It is represented, therefore, that the granting of exemptions is necessary with respect to such services to permit the unimpeded flow of information, research and brokerage services, either alone or in combination, to employee benefit plans.

Accordingly, the Department and the Service propose to grant an exemption to permit persons who are parties in interest or disqualified persons with respect to employee benefit plans to effect securities transactions on behalf of such plans, to perform certain functions incidental to effecting such transactions, and to provide certain limited advisory and research services to plans.

The proposed exemption would be of limited duration, however, if the person effecting such securities transactions on behalf of an employee benefit plan is a fiduciary with respect to such plan by reason of providing investment advice to such plan (as that term is defined in the regulations interpreting section 3(21)(A) of the Act and section 4975(e)(3) of the Code proposed in conjunction with these proposed exemptions). While such transactions present opportunities for abuse in the management of plan assets, and section 11(a) of the Securities Exchange Act of 1934 (15 U.S.C. 78k(a)), as amended by the Securities Acts Amendments of 1975 (Pub. L. 94–29, 88 Stat. 110), prohibits any member of a national securities exchange from effecting any transaction on such exchange for an account with respect to which it or an associated person thereof exercises investment discretion, section 11(a) of that Act also provides an exception from the prohibition set forth therein until May 1, 1978, for members of a national securities exchange who were members on May 1, 1975.

The Conference Report relating to the Securities Acts Amendments of 1975 (H.R. Rept. No. 94–229, 94th Cong. 1st Sess. (1975)) also indicates, at page 107, that it was the view of the conferees that the Department and the Service should grant an exemption from the prohibited transaction provisions of the Act and the Code to permit broker-dealers to continue to provide brokerage services to plans with respect to which they exercise investment discretion until May 1, 1978, in order to conform the pertinent provisions of the Act and the Code to section 11(a) of the Securities Exchange Act of 1934 and thereby permit broker-dealers to phase out in an orderly fashion the businesses of both serving as investment advisers to plans and providing brokerage services to such plans.

Therefore, with respect to a person who is a plan fiduciary by reason of providing investment advice to such plan, the proposed exemption for effecting securities transactions on behalf of employee benefit plans, and for functions performed incidental to the effecting of such transactions, whether or not such transaction is effected on a national securities exchange, is available only if such person was ordinarily and customarily effecting securities transactions on May 1, 1975, and such exemption will terminate on May 1, 1978.

*Proposed exemption.* Accordingly, it is proposed that the following exemption be granted under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1875–20 I.R.B. 14:

The restrictions of section 406 of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975(c)(1) of the Code, shall not apply—

(a) Until May 1, 1978, to the effecting of any securities transaction on behalf of an employee benefit plan by a person who is a fiduciary with respect to the plan by reason of section 3(21)(A)(ii) of the Act and section 4975(e)(3)(B) of the Code, or any affiliate of such fiduciary, acting in such transaction as agent for the plan, and to the performance by such person of clearance, settlement, or custodial functions incidental to effecting such transaction, if such person ordinarily and customarily effected such securities transactions and performed such functions on May 1, 1975;

(b) To the effecting of any securities transaction on behalf of an employee benefit plan by a person who is a party in interest or a disqualified person with respect to such plan (other than a person who is a fiduciary with respect to the plan by reason of section 3(21)(A)(ii) of the Act and section 4975(e)(3)(B) of the Code, or an affiliate of such fiduciary) acting in such transaction as agent for the plan, and to the performance by such person of clearance, settlement, or custodial functions incidental to effecting such transaction; or

(c) To the furnishing to an employee benefit plan by a person who is a party in interest or disqualified person with respect to such plan of any advice, either directly or through publications or writings, as to the value of securities, the advisability of investing in, purchasing, or selling securities, or the availability of securities or of purchasers or sellers of securities, or of any analyses or reports concerning securities, economic factors or trends, or the performance of accounts, under circumstances which do not make such party in interest or disqualified person a fiduciary with respect to such plan;

Provided that in each instance, such transactions are effected on behalf of the plan, or such advice, analyses or reports are furnished to the plan, on terms at least as favorable to the plan as an arm's-length transaction with an unrelated party would be and were not, at the time such transactions were effected or at the time such advice, analyses or reports were furnished, prohibited transactions within the meaning of section 503(b) of the Code. For purposes of this exemption, the term "affiliate" shall be defined in the same manner as that term is defined in 29 CFR 2510.3–21(e) and 26 CFR 54.4975–9(e).

II. *Principal transactions.* The interim exemption currently in effect until October 1, 1975, for certain securities transactions provides an exemption from the prohibited transaction provisions for the purchase or sale of securities between a plan and a broker-dealer, reporting dealer or bank if certain conditions designed to safeguard the interests of plans and their participants and beneficiaries are met. As indicated in the notice of initial granting of the interim exemption (40 FR 5201, February 4, 1975), the record developed with respect to the granting of that exemption from the testimony received at the public hearing held on January 21, 1975, and from the written comments submitted in response to the notice of proposed granting of the interim exemption (40 FR 2455 and 2483, January 13, 1975), established that an exemption for such transactions is administratively feasible, in the interest of plans and of their participants and beneficiaries, and protective of the rights of plan participants and beneficiaries.

The Department and the Service propose, therefore, to grant an exemption for this class of principal transactions, modified to take into account the long-term nature of the proposed class exemption and the regulations under section 3(21)(A) of the Act and section 4975(e)(3) of the Code (relating to the definition of the term "fiduciary") proposed in conjunction with the proposed exemptions set forth herein.

*Proposed exemption.* Accordingly, it is proposed that the following exemption be granted under the authority of section 408(a) of the Act and section 4975(c)(2)



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of the Code and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1975–20 I.R.B. 14:

The restrictions of section 406(a) of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975(c)(1)(A) through (D) of the Code, shall not apply to any purchase or sale of a security between an employee benefit plan and a broker-dealer registered under the Securities Exchange Act of 1934, a reporting dealer who makes primary markets in securities of the United States Government or of any agency of the United States Government ("Government securities") and reports daily to the Federal Reserve Bank of New York its positions with respect to Government securities and borrowings thereon, or a bank supervised by the United States or a State, if the following conditions are met:

(a) In the case of such broker-dealer, it customarily purchases and sells securities for its own account in the ordinary course of its business as a broker-dealer.

(b) In the case of such reporting dealer or bank, it customarily purchases and sells Government securities for its own account in the ordinary course of its business and such purchase or sale between the plan and such reporting dealer or bank is a purchase or sale of Government securities.

(c) Such transaction is at least as favorable to the plan as an arm's-length transaction with an unrelated party would be, and it was not, at the time of such transaction, a prohibited transaction within the meaning of section 503(b) of the Code.

(d) Neither the broker-dealer, reporting dealer or bank, nor any affiliate thereof, is a fiduciary (as defined in section 3(21)(A) of the Act and section 4975(e)(3) of the Code) with respect to the plan, and such broker-dealer, reporting dealer or bank is a party in interest or disqualified person with respect to the plan solely by reason of section 3(14)(B) of the Act or section 4975(e)(2)(B) of the Code or a relationship to a person described in such sections. For purposes of this paragraph, a broker-dealer, reporting dealer, or bank shall not be deemed to be a fiduciary with respect to a plan solely by reason of providing securities custodial services for a plan.

(e) The plan maintains or causes to be maintained for a period of six years from the date of such transaction such records as are necessary to enable the persons described in paragraph (f) of this exemption to determine whether the conditions of this exemption have been met, except that such broker-dealer, reporting dealer, or bank shall not be subject to the civil penalty which may be assessed under section 502(i) of the Act, or to the taxes imposed by section 4975 (a) and (b) of the Code, if such records are not maintained, or are not available for examination as required by paragraph (f) below.

(f) Notwithstanding anything to the contrary in subsections (a)(2) and (b) of section 504 of the Act, the records referred to in paragraph (e) are unconditionally available for examination during normal business hours by duly authorized representatives of (1) the Secretary of Labor, (2) the Commissioner of Internal Revenue, (3) plan participants and beneficiaries, (4) any employer of plan participants and beneficiaries, and (5) any employee organization any of whose members are covered by such plan.

For purposes of this exemption, the term "affiliate" shall be defined in the same manner as that term is defined in 29 CFR 2510.3–21(e) and 26 CFR 54.4975–9(e).

III. *Underwritings.* It has been represented to the Department and the Service that it is often in the interests of plans to purchase underwritten securities in a public offering because, more often than not, the public offering price for such securities will be more favorable to the plan than the net cost to the plan of the same securities in the secondary market immediately following the initial public offering. However, when a fiduciary of a plan, as defined in section 3(21)(A) of the Act and section 4975(e)(3) of the Code and the regulations proposed thereunder in conjunction with these proposed exemptions, or an affiliate of such a fiduciary, is a member of the underwriting or selling syndicate for the public offering of a security, the purchase of such security by the plan during the existence of the syndicate from such fiduciary, or an affiliate of such fiduciary, would constitute a prohibited transaction under section 406 of the Act and section 4975(c)(1) of the Code. Further, since it is generally in the interests of the members of an underwriting syndicate that all shares being offered by the syndicate are sold, the purchase of any such shares by the plan when a fiduciary with respect to the plan, or an affiliate of such a fiduciary, is a member of the syndicate might also be a prohibited use of plan assets for the benefit of such fiduciary under section 406 of the Act and section 4975(c)(1) of the Code, even if the seller is not a fiduciary with respect to the plan, or an affiliate of such fiduciary. However, the purchase of securities during the existence of an underwriting or selling syndicate with respect to such securities, of which a fiduciary is a member, from a person who is not such fiduciary or an affiliate of such fiduciary will not be deemed such a prohibited use where such fiduciary is not involved in any way in the transaction, e.g., neither recommended the purchase to the plan nor participated in any other manner in the plan's decision to make the purchase, and if benefiting the fiduciary was not a purpose for the purchase.

It should be noted, moreover, that under the regulations proposed in conjunction with these proposed exemptions relating to the definition of the term "fiduciary", a person who is a plan fiduciary would be deemed to be a fiduciary only with respect to those plan assets with respect to which he exercises those functions which make him a fiduciary.

Further, it should be noted that the purchase by a plan of securities during the existence of an underwriting syndicate of which a plan fiduciary, or an affiliate thereof, is a member, from a broker-dealer, reporting dealer or bank who is neither a plan fiduciary nor an affiliate of such a fiduciary, but who is a party in interest or disqualified person with respect to the plan would not subject such broker-dealer, reporting-dealer or bank to civil penalties under section 502(i) of the Act or excise tax under section 4975 (a) and (b) of the Code notwithstanding that the conditions of the proposed class exemption for such underwriting transactions set forth below are not met. However, such broker-dealer, reporting dealer or bank would be liable for such penalties or taxes if the conditions of the proposed class exemption for principal transactions previously set forth are not met.

The Department and the Service propose to grant an exemption for the purchase of such underwritten securities by plans, to the extent that such transactions would be prohibited under section 406 of the Act and section 4975(c)(1) of the Code, under conditions designed to safeguard the interests of plans and of their participants and beneficiaries. In this regard, the condition set forth in paragraph (b) of the proposed exemption would place specific perecntage limitations on the gross commission, spread or profit that may be received by the seller in such a transaction. The Department and the Service solicit comments addressed particularly to the appropriateness of the percentage limitations proposed.

*Proposed exemption.* Accordingly, it is proposed that the following exemption be granted under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1975–20 I.R.B. 14:

The restrictions of section 406 of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975(c)(1) of the Code, shall not apply to the purchase or other acquisition of any securities by an employee benefit plan during the existence of an underwriting or selling syndicate with respect to such securities, by reason of the fact that a member of such syndicate, or an affiliate of such member, is a fiduciary (as defined in section 3(21)(A) of the Act and section 4975(e)(3) of the Code) with respect to the plan, whether or not the purchase or acquisition is from such fiduciary, provided that the following conditions are met:

(a) Neither such fiduciary nor any affiliate of such fiduciary is a manager of such underwriting or selling syndicate; except that this paragraph shall not apply until January 1, 1977, to the purchase or other acquisition of such securities by the plan from any broker-dealer, reporting dealer or bank other than such fiduciary or any affiliate of such fiduciary. For purposes of this exemption, the term "manager" means any member of an underwriting or selling syndicate who, either alone or together with other members of the syndicate, is authorized to act on behalf of the members of the syndicate in connection with the sale and distribution of the securities being offered or who receives compensation from the members of the syndicate for its services as a manager of the syndicate.

(b) The gross commission, spread or profit to the seller as a result of such purchase by the plan does not exceed—

(1) 7.0 percent of the public offering price if the security to be purchased is a common stock;

(2) 3.50 percent of the public offering price if the security to be purchased is a preferred stock, whether or not convertible into common stock;

(3) 2.50 percent of the public offering price if the security to be purchased is a subordinated debenture, or a bond or debenture convertible into common stock or having common stock purchase warrants attached; or

(4) 1.50 percent of the public offering price in respect of any other security to be purchased.

(c) The securities to be purchased or otherwise acquired are—

(1) Part of an issue registerd under the Securities Act of 1933 or, if exempt from such registration requirement, (i) issued or guaranteed by the United States or by any person controlled or supervised by and acting as an instrumentality of the United States pursuant to authority granted by the Congress of the United States, (ii) issued by a bank, or (iii) issued by a common or contract carrier, if such issuance is subject to the provisions of section 20a of the Interstate Commerce Act, as amended, or are exempt from such registration requirement pursuant to a Federal statute other than the Securities Act of 1933;

(2) Purchased at not more than the public offering price prior to the end of the first full business day after the first date on which the issue is offered to the public, if not offered for subscription upon exercise of rights or, if so offered, purchased on or before the fourth day preceding the day on which the rights offering terminates; and

(3) Offered pursuant to an underwriting agreement under which the members of the syndicate are committed to purchase all of the securities being offered.

(d) The issuer of such securities has been in continuous operation for not less than three years, including the operations of any predecessors, unless—

(1) Such securities are non-convertible debt securities rated in one of the four highest rating categories by at least one nationally recognized statistical rating organization; or

(2) Such securities are issued or guaranteed by a person described in paragraph (c)(1)(i) of this exemption.

(e) The amount of such securities to be purchased or otherwise acquired by the plan does not exceed three percent of the total amount of such securities being offered.

(f) The consideration to be paid by the plan in purchasing or otherwise acquiring such securities does not exceed three percent of the fair market value of the total assets of the plan, as of the last day of the most recent fiscal quarter of the plan prior to such transaction, provided that if such consideration exceeds $1 million, it does not exceed one percent of such fair market value of the total assets of the plan.

(g) The plan maintains or causes to be maintained for a period of six years from the date of such transaction such records as are necessary to enable the persons described in paragraph (h) of this exemption to determine whether the conditions of this exemption have been met.

(h) Notwithstanding anything to the contrary in subsections (a)(2) and (b) of section 504 of the Act, the records referred to in paragraph (g) are unconditionally available for examination during normal business hours by duly authorized representatives of (1) the Secretary of Labor, (2) the Commissioner of Internal Revenue, (3) plan participants and beneficiaries, and any employer of plan participants and beneficiaries, and (4) any employee organization any of whose members are covered by such plan.

If such securities are purchased by the plan from a party in interest (as defined in section 3(14) of the Act) or disqualified person (as defined in section 4975(e)(2) of the Code) with respect to the plan, other than a fiduciary with respect to the plan, such party in interest or disqualified person shall not be subject to the civil penalty which may be assessed under section 502(i) of the Act, or to the taxes imposed by section 4975 (a) and (b) of the Code, if the conditions of this exemption are not met, and such transaction will be a prohibited transaction under section 406(a) of the Act and section 4975(c)(1)(A) through (D) of the Code unless the conditions for exemption for principal transactions between employee benefit plans and broker-dealers, reporting dealers, and banks are met.

For purposes of this exemption, the term "affiliate" shall be defined in the same manner as that term is defined in 29 CFR 2510.3–21(e) and 26 CFR 54.4975–9(e).

IV. *Market-making.* It has been represented to the Department and the Service that certain firms which provide investment advice to plans either directly or through their affiliates regularly maintain markets in securities, and that as a result of this market-making activity, these firms in some instances can provide plans with the best available purchases or sales price with respect to particular securities.

The purchase or sale of securities by a plan from or to a fiduciary with respect to such plan, or an affiliate of such fiduciary, would be a prohibited transaction under section 406 of the Act and section 4975(c)(1) of the Code. Generally, the purchase or sale by a plan of securities for which a plan fiduciary or affiliate of such fiduciary is a market-maker, from or to a broker-dealer, reporting dealer or bank unrelated to such fiduciary will not be deemed a prohibited transaction under section 406 of the Act and section 4975(c)(1) of the Code, unless such transaction was engaged in for the purpose of benefiting such fiduciary or an affiliate of such fiduciary.

It should also be noted that under the regulations proposed in conjunction herewith relating to the definition of the term "fiduciary", a person is a fiduciary only with respect to those plan assets with respect to which he exercises those functions which make him a fiduciary.

In view of the representations that have been made that in many instances it is in the interests of plans and of their participants and beneficiaries for the plan to be able to purchase or sell securities to or from a plan fiduciary, or an affiliate of such fiduciary, who is a market-maker with respect to such securities, the Department and the Service propose to grant the exemption set forth below.

The Department and the Service note that certain broker-dealers who are fiduciaries with respect to plans may purchase securities from or sell securities to such plans as so-called "block positioners" with respect to such securities. Such transactions would constitute prohibited transactions under section 406 of the Act and section 4975(c)(1) of the Code. Although one applicant has suggested the granting of an exemption for such transactions, the Department and the Service lack sufficient supportive data on which to consider the proposal of such an exemption.

*Proposed exemption.* Accordingly, it is proposed that the following exemption be granted under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1975–20 I.R.B. 14:

The restrictions of section 406 of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975(c)(1) of the Code, shall not apply to any purchase or sale of any securities by an employee benefit plan from or to a market-maker with respect to such securities, by reason of the fact that such market-maker is a fiduciary (as defined in section 3(21)(A) of the Act and section 4975(e)(3) of the Code) with respect to such plan, or an affiliate of such fiduciary, provided that the following conditions are met:







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(a) The issuer of such securities has been in continuous operation for not less than three years, including the operations of any predecessors, unless—

(1) Such securities are non-convertible debt securities rated in one of the four highest rating categories by at least one nationally recognized statistical rating organization; or

(2) Such securities are issued or guaranteed by the United States or by any person controlled or supervised by and acting as an instrumentality of the United States pursuant to authority granted by the Congress of the United States.

(b) As a result of purchasing such securities—

(1) The fair market value of the aggregate amount of such securities owned, directly or indirectly, by the plan does not exceed three percent of the fair market value of the total assets of the plan as of the last day of the most recent fiscal quarter of the plan prior to such transaction, provided that if the fair market value of such securities exceeds $1 million, it does not exceed one percent of such fair market value of the total assets of the plan; and

(2) The fair market value of the aggregate amount of all securities owned, directly or indirectly, by the plan for which such fiduciary or such affiliate is a market-maker does not exceed 10 percent of the fair market value of the total assets of the plan as of the last day of the most recent fiscal quarter of the plan prior to such transaction.

(c) At least two persons who are not affiliated with such fiduciary are market-makers with respect to such securities.

(d) The transaction is executed at a net price to the plan for the number of shares or other units to be purchased or sold in the transaction which is more favorable to the plan than that which is available at the time of such transaction from all other market-makers with respect to such securities.

(e) (1) Such fiduciary maintains a written record for a period of six years from the date of the transaction setting forth the price of the security quoted for the number of shares or other units purchased or sold in the transaction by such other market-makers referred to in paragraph (d) above; and

(2) Such records are unconditionally available for examination during normal business hours by duly authorized representatives of (i) the Secretary of Labor, (ii) the Commissioner of Internal Revenue, (iii) plan participants and beneficiaries, (iv) any employer of plan participants and beneficiaries, and (v) any employee organization any of whose members are covered by such plan.

(f) The plan maintains or causes to be maintained for a period of six years from the date of such transaction such records (other than the records referred to in paragraph (e) above) as are necessary to enable the persons described in paragraph (g) of this exemption to determine whether the conditions of this exemption have been met.

(g) Notwithstanding anything to the contrary in subsections (a)(2) and (b) of section 504 of the Act, the records referred to in paragraph (f) are unconditionally available for examination during normal business hours by duly authorized representatives of (1) the Secretary of Labor, (2) the Commissioner of Internal Revenue, (3) plan participants and beneficiaries, (4) any employer of plan participants and beneficiaries, and (5) any employee organization any of whose members are covered by such plan.

For purposes of this exemption—

(1) A person shall not be deemed to be a "market maker" with respect to a security unless such person is required to comply with Rule 15c2–11 under the Securities Exchange Act of 1934 (17 CFR 240.15c2–11).

(2) The term "affiliate" shall be defined in the same manner as that term is defined in 29 CFR 2510.3–21(e) and 26 CFR 54.4975–9(e).

V. *Extension of credit.* The Securities Industry Association and others have indicated that a normal part of the execution of securities transactions by broker-dealers on behalf of customers, including plans, is the extension of credit to customers so as to permit the settlement of transactions in the customary five-day settlement period. In addition, such extensions of credit are also customary in connection with certain kinds of securities transactions, such as short sales and the writing of option contracts.

Since such extensions of credit are normally made by broker-dealers in connection with the execution of transactions for customers, if the customer is a plan, the broker-dealer would be a party in interest or disqualified person with respect to the plan by reason of providing the service of executing a transaction for the plan. Section 406(a)(1)(B) of the Act and section 4975(c)(1)(B) of the Code prohibit extensions of credit between plans and parties in interest or disqualified persons.

However, based on the representations of the Securities Industry Association and others, the Department and the Service propose to grant the exemption set forth below to permit extensions of credit by broker-dealers to plans under conditions designed to safeguard the interests of plans and their participants and beneficiaries.

*Proposed exemption.* Accordingly, it is proposed that the following exemption be granted under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75–1 (40 FR 18471, April 28, 1975) and Rev. Proc. 75–26, 1975–20 I.R.B. 14:

The restrictions of section 406(a) of the Employee Retirement Income Security Act of 1974 (the Act) and the taxes imposed by section 4975 (a) and (b) of the Internal Revenue Code of 1954 (the Code), by reason of section 4975(c)(1)(A) through (D) of the Code, shall not apply to any extension of credit to an employee benefit plan by a party in interest (as defined in section 3(14) of the Act) or a disqualified person (as defined in section 4975(e)(2) of the Code) with respect to the plan, provided that the following conditions are met:

(a) The party in interest or disqualified person—

(1) Is a broker or dealer registered under the Securities Exchange Act of 1934; and

(2) Is neither a fiduciary (as defined in section 3(21)(A) of the Act and section 4975(e)(3) of the Code) with respect to any assets of such plan, nor an affiliate (as defined in 29 CFR 2510.3–21(e) and 26 CFR 54.4975–9(e)) of such a fiduciary, unless no interest or other consideration is received by such fiduciary or affiliate in connection with such extension of credit.

(b) Such extension of credit—

(1) Is in connection with the purchase or sale of securities;

(2) Is lawful under the Securities Exchange Act of 1934 and any rules and regulations promulgated thereunder; and

(3) Is not a prohibited transaction within the meaning of section 503(b) of the Code.

(c) The plan maintains or causes to be maintained for a period of six years from the date of such transaction such records as are necessary to enable the persons described in paragraph (d) of this exemption to determine whether the conditions of this exemption have been met, except that if such party in interest or disqualified person is not a fiduciary with respect to any assets of the plan, or an affiliate of such fiduciary, such party in interest or disqualified person shall not be subject to the civil penalty which may be assessed under section 502(i) of the Act, or to the taxes imposed by section 4975(a) and (b) of the Code, if such records are not maintained, or are not available for examination as required by paragraph (d) below.

(d) Notwithstanding anything to the contrary in subsections (a)(2) and (b) of section 504 of the Act, the records referred to in paragraph (c) are unconditionally available for examination during normal business hours by duly authorized representatives of (1) the Secretary of Labor, (2) the Commissioner of Internal Revenue, (3) plan participants and beneficiaries, (4) any employer of plan participants and beneficiaries, and (5) any employee organization any of whose members are covered by such plan.

Signed at Washington, D.C., this 5th day of August 1975.

JAMES D. HUTCHINSON,
*Administrator of Pension and Welfare Benefit Programs, U.S. Department of Labor.*

DONALD C. ALEXANDER,
*Commissioner of Internal Revenue.*

[FR Doc.75–20863 Filed 8–6–75;2:22 p.m.]



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FRIDAY, AUGUST 8, 1975




PART VI:

# DEPARTMENT OF LABOR

Employment Standards Administration

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## MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions, Modifications, and Supersedeas Decisions

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## DEPARTMENT OF LABOR

### Employment Standards Administration

### MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

### General Wage Determination Decisions, Modifications, and Supersedeas Decisions

General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

#### MODIFICATIONS AND SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

#### MODIFICATIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State.

| | |
|---|---|
| **Arizona:** | |
| AZ75–5076; AZ75–5077; AZ 75–5078 | July 3, 1975 |
| **Indiana:** | |
| IN75–2088 | June 27, 1975 |
| IN75–2089 | July 3, 1975 |
| IN75–2093 | July 11, 1975 |
| **Mississippi:** | |
| MS75–1013 | Jan. 31, 1975 |
| MS75–1067 | July 3, 1975 |
| **Ohio:** | |
| AR–3036; AR–3045 | Aug. 23, 1974 |
| **New York:** | |
| AR–2101 | Dec. 27, 1974 |
| **Texas:** | |
| TX75–4088; TX75–4096 | May 16, 1975 |
| TX75–4104 | May 23, 1975 |
| **Virginia:** | |
| MD75–3062 | June 20, 1975 |
| **Washington, D.C.:** | |
| DC75–3061 | June 20, 1975 |

#### SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State. Supersedeas Decision numbers are in parentheses following the numbers of the decisions being superseded.

| | |
|---|---|
| **Alabama:** | |
| AP–184 (AL75–1073) | May 9, 1974 |
| **Alaska:** | |
| AK75–5033 (AK75–5099) | March 7, 1975 |
| **Colorado:** | |
| CO75–5080 (CO75–5100); CO75–5081 (CO75–5101); CO75–5082 (CO75–5102); CO75–5083 (CO75–5103); CO75–5084 (CO75–5104). | July 11, 1975 |
| **Delaware:** | |
| DE75–3001 (DE75–3066) | Jan. 3, 1975 |
| **Iowa:** | |
| IA75–4040 (IA75–4126); IA 75–4041 (IA75–4127); IA 75–4044 (IA75–4130); IA 75–4046 (IA75–4133). | Jan. 31, 1975 |
| IA75–4074 (IA75–4131) | Apr. 4, 1975 |
| **Michigan:** | |
| MI75–2063 (MI75–2102) | May 2, 1975 |
| **Puerto Rico:** | |
| AQ–2019 (PR75–3089) | Sept. 14, 1973 |
| AQ–2052 (PR75–3090) | Feb. 8, 1974 |
| AR–2016 (PR75–3091) | Aug. 9, 1974 |
| **Tennessee:** | |
| AQ–4074 (TN75–1074) | Feb. 15, 1974 |
| **Texas:** | |
| TX75–4108 (TX75–4147) | May 23, 1975 |

Signed at Washington, D.C. this 1st day of August 1975.

RAY J. DOLAN,
*Assistant Administrator,*
*Wage and Hour Division.*





MODIFICATIONS P. 2

DECISION NO. AZ75-5076 (Cont'd)

| | Basic Hourly Rates | Fringe Benefits Payments H&W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Zone D | $9.73 | .57 | .35 | | .06 |
| Brush | 10.23 | .57 | .35 | | .06 |
| Spray | 10.73 | .57 | .35 | | .06 |
| Steel and bridge, brush | 11.23 | .57 | .35 | | .06 |
| Steel and bridge, spray | | | | | |
| Line Construction: | | | | | |
| Zone I (Phoenix and Tucson 30 mile radius from center of town): | | | | | |
| Groundmen | 8.13 | .42 | 7% | | 1/2% |
| Equipment Operators; Powdermen; Mechanics | 9.39 | .42 | 7% | | 1/2% |
| Linemen; Technicians; Crane Operators; Linemen Welder | 10.59 | .42 | 7% | | 1/2% |
| Cable Splicers | 10.93 | .42 | 7% | | 1/2% |
| Zone I-A (Douglas, Flagstaff, Globe, Kingman, Prescott and Yuma 10 mile radius from center of town): | | | | | |
| Groundmen | 8.83 | .42 | 7% | | 1/2% |
| Equipment Operators; Powdermen; Mechanics | 10.04 | .42 | 7% | | 1/2% |
| Linemen; Technicians; Crane Operators; Linemen Welder | 11.28 | .42 | 7% | | 1/2% |
| Cable Splicers | 11.69 | .42 | 7% | | 1/2% |
| Zone II (Other Areas): | | | | | |
| Groundmen | 9.49 | .42 | 7% | | 1/2% |
| Equipment Operators; Powdermen; Mechanics | 10.70 | .42 | 7% | | 1/2% |
| Linemen; Technicians; Crane Operators; Linemen Welder | 11.96 | .42 | 7% | | 1/2% |
| Cable Splicers | 12.32 | .42 | 7% | | 1/2% |
| Plumbers; Steamfitters: | | .75 | 1.35 | | .10 |
| Zone I | 10.64 | .75 | 1.35 | | .10 |
| Zone II | 10.99 | .75 | 1.35 | | .10 |
| Zone III | 11.41 | .75 | 1.35 | | .10 |
| Zone IV | 12.71 | .75 | 1.35 | | .10 |
| Sheet Metal Workers: (Zone Bases - From the Administration Building or City Hall in Douglas and Tucson): | | | | | |
| Zone A | 9.17 | .83 | 1.60 | | .01 |

MODIFICATIONS P. 1

DECISION #AZ75-5076 - Mod. #1 (40 FR 28313 - July 3, 1975)
Statewide, Arizona

| | Basic Hourly Rates | Fringe Benefits Payments H&W | Pensions | Vacation |
|---|---|---|---|---|
| Change: | | | | |
| Bricklayers; Stonemasons (Tucson Area): | | | | |
| Zone A | $9.505 | .70 | .75 | |
| Zone B | 9.88 | .70 | .75 | |
| Zone C | 10.255 | .70 | .75 | |
| Zone D | 11.005 | .70 | .75 | |
| Manhole Builders: | | | | |
| Zone A | 9.755 | .70 | .75 | |
| Zone B | 10.13 | .70 | .75 | |
| Zone C | 10.505 | .70 | .75 | |
| Zone D | 11.255 | .70 | .75 | |
| Drywall: (From Court House in Phoenix, Mesa, including Luke and Williams AFB) | | | | |
| Tapers: | 9.51 | .49 | .50 | |
| Zone A | 11.01 | .49 | .50 | |
| Zone B | 11.76 | .49 | .50 | |
| Zone C | | | | |
| Texture Spraymen: | 9.61 | .49 | .50 | |
| Zone A | 11.11 | .49 | .50 | |
| Zone B | 11.86 | .49 | .50 | |
| Zone C | | | | |
| Painters (Tucson and Yuma Areas) | | | | |
| Zone A | 7.73 | .57 | .35 | |
| Brush | 8.23 | .57 | .35 | |
| Spray | 8.73 | .57 | .35 | |
| Steel and bridge, brush | 9.23 | .57 | .35 | |
| Steel and bridge, spray | | | | |
| Zone B | 8.48 | .57 | .35 | |
| Brush | 8.98 | .57 | .35 | |
| Spray | 9.48 | .57 | .35 | |
| Steel and bridge, brush | 9.98 | .57 | .35 | |
| Steel and bridge, spray | | | | |
| Zone C | 9.23 | .57 | .35 | |
| Brush | 9.73 | .57 | .35 | |
| Spray | 10.25 | .57 | .35 | |
| Steel and bridge, brush | 10.73 | .57 | .35 | |
| Steel and bridge, spray | | | | |



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DECISION NO AZ75-5076 (Cont'd)

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Zone B | $9.67 | .83 | 1.60 | | .01 |
| Zone C | 10.67 | .83 | 1.60 | | .01 |
| Zone D | 11.67 | .83 | 1.60 | | .01 |

DECISION #AZ75-5077 - Mod. #1
(40 FR 28322 - July 3, 1975)
Maricopa County, Arizona

Change:
Drywall: (From Court House in Phoenix, Mesa including Williams and Luke AFB)

| | | | | | |
|---|---|---|---|---|---|
| Tapers: | | | | | |
| Zone A | 9.51 | .49 | .50 | | .07 |
| Zone B | 11.01 | .49 | .50 | | .07 |
| Zone C | 11.76 | .49 | .50 | | .07 |
| Texture Spraymen: | | | | | |
| Zone A | 9.61 | .49 | .50 | | .07 |
| Zone B | 11.11 | .49 | .50 | | .07 |
| Zone C | 11.86 | .49 | .50 | | .07 |
| Plumbers; Steamfitters: | | | | | |
| Zone I | 10.64 | .75 | 1.35 | | .10 |
| Zone II | 10.99 | .75 | 1.35 | | .10 |
| Zone III | 11.41 | .75 | 1.35 | | .10 |
| Zone IV | 12.71 | .75 | 1.35 | | .10 |



DECISION #AZ75-5078 - Mod. #1
(40 FR 28328 - July 3, 1975)
Pima County, Arizona

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Change: | | | | | |
| Bricklayers; Stonemasons: | | | | | |
| Zone A | $9.505 | .70 | .75 | | .06 |
| Zone B | 9.88 | .70 | .75 | | .06 |
| Zone C | 10.255 | .70 | .75 | | .06 |
| Zone D | 11.005 | .70 | .75 | | .06 |
| Painters, brush: | | | | | |
| Zone A | 7.73 | .70 | .75 | | .04 |
| Zone B | 8.48 | .70 | .75 | | .04 |
| Zone C | 9.23 | .70 | .75 | | .04 |
| Zone D | 9.73 | .70 | .75 | | .04 |
| Plumbers; Steamfitters: | | | | | |
| Zone I | 10.64 | .75 | 1.35 | | .10 |
| Zone II | 10.99 | .75 | 1.35 | | .10 |
| Zone III | 11.41 | .75 | 1.35 | | .10 |
| Zone IV | 12.71 | .75 | 1.35 | | .10 |
| Sheet Metal Workers: | | | | | |
| Zone A | 9.17 | .83 | 1.60 | | .01 |
| Zone B | 9.67 | .83 | 1.60 | | .01 |
| Zone C | 10.67 | .83 | 1.60 | | .01 |
| Zone D | 11.67 | .83 | 1.60 | | .01 |









DECISION NO. IN75-2088 - Mod. #1
(40 FR 27422 - June 27, 1975)
Allen, Bartholomew, Benton, Dearborn, Delaware, Grant, Marion, Monroe, Tippecanoe, Vanderburgh, & Vigo Counties, Indiana

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Change: | | | | | |
| Bricklayers: | | | | | |
| Dearborn County | $8.25 | | .30 | | |
| Carpenters: | | | | | |
| Bartholomew County (Remainder of County): | | | | | |
| Carpenters; & Soft floor layers | 8.24 | .35 | .35 | | .03 |
| Millwrights | 8.74 | .35 | .35 | | .03 |
| Piledrivermen | 8.49 | .35 | .35 | | .03 |
| Dearborn County: | | | | | |
| Carpenters; & Soft floor layers | 8.34 | .35 | .35 | | .03 |
| Millwrights | 8.84 | .35 | .35 | | .03 |
| Piledrivermen | 8.59 | .35 | .35 | | .03 |
| Vigo County: | | | | | |
| Carpenters; & Soft floor layers | 8.38 | .35 | .40 | | .02 |
| Piledrivermen | 8.63 | .35 | .40 | | .02 |
| Millwrights | 9.23 | .35 | .40 | | .02 |
| Electricians: | | | | | |
| Grant County | 8.95 | .40 | 1%+.30 | | .2% & of 1% |
| Vanderburgh County | 9.90 | .40 | 1% | | |
| Gleziers: | | | | | |
| Vanderburgh County | 8.875 | .41 | .20 | .25 | |
| Ironworkers: | | | | | |
| Vigo County | 9.75 | .65 | 1.55 | | |
| Lathers: | | | | | |
| Bartholomew, Marion, Monroe, & Vigo Counties | 10.00 | .45 | | | .04 |
| Benton & Tippecanoe Counties | 8.04 | .40 | .35 | | .01 |
| Painters: | | | | | |
| Allen & Grant Counties: | | | | | |
| Brush; Paperhangers; Roller; & Tapers | 7.75 | .37 | .35 | | .10 |
| Sandblasters; Spray | 8.75 | .37 | .35 | | .10 |
| Vanderburgh County: | | | | | |
| Brush; Roller | 7.75 | .55 | .30 | | |
| Sandblasting; Spray | 8.50 | .55 | .30 | | |



DECISION NO. IN75-2088 (Cont'd)

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Change: | | | | | |
| Plasterers: | | | | | |
| Delaware & Grant Counties | $8.25 | .45 | | | .01 |
| Plumbers; Steamfitters: | | | | | |
| Delaware County | 9.78 | .40 | .35 | 8 | .10 |
| Roofers: | | | | | |
| Benton & Tippecanoe Counties: | | | | | |
| Composition | 9.00 | .40 | .28 | | |
| Slate, Tile, asbestos | 9.25 | .40 | .28 | | |
| Grant County | 6.80 | | .10 | | |
| Vigo County: | | | | | |
| Roofers; Kettlemen | 8.50 | .40 | .20 | | |
| Omit: | | | | | |
| Line Construction schedule (Vanderburgh County) | | | | | |
| Truck drivers (Vigo County): | | | | | |
| Group I | 7.085 | .50 | 13.00a | | |
| Group II | 7.585 | .50 | 13.00a | | |
| Group III | 7.785 | .50 | 13.00a | | |
| Group IV | 7.935 | .50 | 13.00a | | |
| Add: | | | | | |
| Line Construction schedule (Vanderburgh County) | | | | | |
| Truck drivers (Vigo County): | | | | | |
| Group I | 7.085 | .50 | 14.00a | | |
| Group II | 7.585 | .50 | 14.00a | | |
| Group III | 7.785 | .50 | 14.00a | | |
| Group IV | 7.935 | .50 | 14.00a | | |
| Painters: | | | | | |
| Dearborn County: | | | | | |
| Brush; Roller; Sandblasting; Taping | 7.75 | | | | |
| Spray | 8.25 | | | | |

LINE CONSTRUCTION
Vanderburgh County

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINEMEN; Line truck operator; Hole digger; Stool handling cable splicer | $9.90 | .40 | 1% | | |
| GROUNDMAN | 8.54 | .40 | 1% | | |
| TRUCK DRIVER | 8.85 | .40 | 1% | | |

DECISION NO. IN75-2089 - Mod. #1
(40 FR 28346 - July 3, 1975)
Lake, LaPorte, Porter, & St. Joseph Counties, Indiana

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Change: | | | | | |
| Carpenters: | | | | | |
| St. Joseph County: | | | | | |
| Building construction: Carpenters; Millwrights; Piledrivermen; Soft floor layers | $9.08 | .40 | .50 | | .05 |
| Cement masons: | | | | | |
| Building construction: Lake County (Hammond Area) | 10.32 | .60 | .55 | | .01 |
| Ironworkers: | | | | | |
| LaPorte (Remainder of Co.), & St. Joseph Counties | 9.60 | .65 | .80 | | .01 |
| Plumbers: | | | | | |
| Lake County (Hammond Area) | 10.62 | .55 | .70 | | .02 |
| Lake County (Gary Area), LaPorte County (except LaPorte City, Michigan City, Trail Creek, & Long Beach); & Porter County | 10.55 | .50 | 1.05 | | .02 |
| LaPorte County (Michigan City, Trail Creek, & Long Beach) | 10.92 | .40 | .55 | | .02 |
| Omit: | | | | | |
| Power equipment operators' schedules: (Building, Sewer, & Tunnel Construction)for Lake, LaPorte (Rem. of LaPorte Co.), & Porter North on Rte. #6) Cos. | | | | | |
| (Building, Sewer, & Tunnel Construction)for LaPorte County (South of Rte. #12 & East of Franklin Street, Michigan City) | | | | | |
| Add: | | | | | |
| Power equipment operators' schedule: (Building, Sewer, & Tunnel Construction) for Lake, LaPorte, & Porter Counties | | | | | |



DECISION NO. IN75-2089 (Cont'd)

Lake, LaPorte, & Porter Counties

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Building, Sewer & Tunnel Construction | | | | | |
| Class I | $ 10.30 | .65 | .85 | | .05 |
| Class II | 9.80 | .65 | .85 | | .05 |
| Class III | 8.25 | .65 | .85 | | .05 |
| Class IV | 7.25 | .65 | .85 | | .05 |

CLASS I Mechanic; asphalt plant; autograde; batch plant; benoto (requires two engineers); boiler & throttle valve; caisson rigs; central redimix plant; combination backhoe, front end loader with backhoe bucket of 1 cu. yd. & over; combination tugger hoist & air compressor; compressor and throttle; concrete breaker (truck mounted); concrete conveyor; concrete paver over 27E cu. ft.; concrete paver 27E cu. ft. and under; concrete tower; cranes, all; cranes, tower; derricks, all; derricks, traveling; forklift-lull type; forklift - 10 ton and over; hoists, one, two, and three drum; hoists, two tugger one floor; hydraulic boom truck; locomotive, all; pile drivers and skid rig; pit machines; pre-stress machine; pump cretes and similar types; rock drill (self-propelled); rock drill (truck mounted); slipform paver; straddle buggies; tractor with boom & side boom; trenching machine; winch tractors

CLASS II Asphalt spreader; boiler; bulldozers; combination backhoe, front-end loader with backhoe bucket, less than 1 cu. yd.; engineer acting as conductor in charge of crew; grader, elevating; greaser engineer; grouting machines; highlift shovels or front endloader; hoists, automatic; cowboy drilling machines; hoists all elevators; hoists, tugger single drum; motor patrol; post hole digger; rollers, all; scoops - tractor drawn; stone crushers; tournapull; winch trucks

CLASS III Concrete mixer (2 bag & over); conveyor, portable; steam generators; tractors, farm & similar type; air compressor small 150 & under (1 to 5 not to exceed a total of 300 ft.); air compressor - large over 150 combination - small equipment operator; forklift trucks; generators; pumps (1 to 3 not to exceed a total of 300 ft.); pumps, well points; welding machines (2 through 5); winches 4 electric drill winches

CLASS IV Heaters, mechanical ( 1 to 5); oilers & switchmen





DECISION NO. IN75-2093 - Mod. #1
(40 FR 29491 - July 11, 1975)
Statewide, except Lake, LaPorte, Porter, & St. Joseph Counties, Indiana

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Change: | | | | | |
| Ironworkers: | | | | | |
| Clay, Daviess, Greene, Knox, Lawrence (northwestern 1/6 of Co.), Parke, Putnam (western 1/2 of Co. incl. Greencastle), Sullivan, Vermillion, & Vigo Cos. | $9.75 | .65 | 1.55 | | |
| Painters: | | | | | |
| Adams, Allen, Dekalb, Grant, Huntington, LaGrange, Noble Steuben, Wabash, Whitley, & Wells (northern 1/2 of Co. to & incl. Bluffton): | | | | | |
| Brush; Paperhangers; Rollers; & Tapers | 7.75 | .37 | .35 | | .10 |
| Sandblasters; & Spray | 8.75 | .37 | .35 | | .10 |
| Daviess, Gibson, & Knox Cos.: | | | | | |
| Brush | 6.65 | | | | |
| Spray | 7.65 | | | | |
| Dubois, Perry, Pike, Posey, Spencer, Vanderburgh, & Warrick Cos.: | | | | | |
| Brush | 8.90 | .55 | .30 | | |
| Spray | 9.65 | .55 | .30 | | |
| Omit: | | | | | |
| Line construction schedules for: (Crawford, Dubois, Gibson, Perry, Pike, Posey, Spencer, Vanderburgh, & Warrick Cos.) (Fountain, Vermillion, & Warren Cos.) | | | | | |
| Power equipment operators' schedules for: (Building, sewer, & tunnel construction) Starke County | | | | | |
| (Tunnel & sewer construction) Benton, Carroll, Cass, Clinton, Delaware, Fayette, Fulton, Grant, Hamilton, | | | | | |



DECISION NO. IN75-2093 (Cont'd)

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Hancock, Henry, Howard, Jasper, Johnson, Madison, Marion, Miami, Newton, Pulaski, Randolph, Rush, Shelby, Tippecanoe, Tipton, Union, Wabash, Wayne & White Counties | | | | | |
| Add: | | | | | |
| Painters: | | | | | |
| Dearborn, Ohio, Ripley, & Switzerland Counties: | | | | | |
| Brush; Paperhanger; Roller; & Taper | $7.75 | | | | |
| Sandblasting; & Steam clean | 8.50 | | | | |
| Spray | 8.25 | | | | |
| Tanks, elevators, bridges, steeples over 40' | 8.85 | | | | |
| Line construction schedules for: (Crawford, Dubois, Gibson, Perry, Pike, Posey, Spencer Vanderburgh, & Warrick Cos.) (Fountain, Vermillion, & Warren Cos.) | | | | | |
| Power equipment operators' schedules for: (Building, sewer, & tunnel construction) Jasper, Newton, Pulaski, & Starke Counties | | | | | |
| (Tunnel & sewer construction) Benton, Carroll, Cass, Clinton, Delaware, Fayette, Fulton, Grant, Hamilton, Hancock, Henry, Howard, Johnson, Madison, Marion, Miami, Randolph, Rush, Shelby, Tippecanoe, Tipton, Union, Wabash, Wayne & White Counties | | | | | |

DECISION NO. IN75-2093 (Cont'd)

(Crawford, Dubois, Gibson, Perry, Pike, Posey, Spencer, Vanderburgh, & Warrick Counties)

| LINE CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LINEMEN; Line truck operator; Hole digger; Stool handling cable splicer | $9.90 | .40 | 1% | | |
| GROUNDMAN | 8.54 | .40 | 1% | | |
| TRUCK DRIVER | 8.85 | .40 | 1% | | |

(Fountain, Vermillion, & Warren Counties)

| LINE CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LINEMEN; Groundman equipment operator | $9.37 | .40 | 1%+.30 | | ½ of 1% |
| GROUNDMAN TRUCK DRIVER W/WINCH | 7.87 | .40 | 1%+.30 | | ½ of 1% |
| GROUNDMAN TRUCK DRIVER WO/WINCH | 7.36 | .40 | 1%+.30 | | ½ of 1% |
| GROUNDMAN | 7.00 | .40 | 1%+.30 | | ½ of 1% |







DECISION NO. IN75-2093 (Cont'd)

(Jasper, Newton, Pulaski, & Starke Counties)

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Building, Sewer & Tunnel Construction | | | | | |
| Class I | $ 10.30 | .65 | .85 | | .05 |
| Class II | 9.80 | .65 | .85 | | .05 |
| Class III | 8.25 | .65 | .85 | | .05 |
| Class IV | 7.25 | .65 | .85 | | .05 |

CLASS I Mechanic; asphalt plant; autograde; batch plant; benoto (requires two engineers); boiler & throttle valve; caisson rigs; central redimix plant; combination backhoe, front end loader with backhoe bucket of 1 cu. yd. & over; combination tugger hoist & air compressor; compressor and throttle; concrete breaker (truck mounted); concrete conveyor; concrete paver over 27E cu. ft.; concrete paver 27E cu. ft. and under; concrete tower; cranes, all; cranes, tower; derricks, all; derricks, traveling; fork-lift-lull type; forklift - 10 ton and over; hoists, one, two, and three drum; hoists, two tugger one floor; hydraulic boom truck; locomotive, all; pile drivers and skid rig; pit machines; pre-stress machine; pump cretes and similar types; rock drill (self-propelled); rock drill (truck mounted); slipform paver; straddle buggies; tractor with boom & side boom; trenching machine; winch tractors

CLASS II Asphalt spreader; boiler; bulldozers; combination backhoe, front-end loader with backhoe bucket, less than 1 cu. yd.; engineer acting as conductor in charge of crew; grader, elevating; gresser engineer; grouting machines; highlift shovels or front endloader; hoists, automatic; cowboy drilling machines; hoists all elevators; hoists, tugger single drum; motor patrol; post hole digger; rollers, all; scoops - tractor drawn; stone crushers; tournapull; winch trucks

CLASS III Concrete mixer (2 bag & over); conveyor, portable; steam generators; tractors, farm & similar type; air compressor small 150 & under (1 to 5 not to exceed a total of 300 ft.); air compressor - large over 150 combination - small equipment operator; forklift trucks; generators; pumps (1 to 3 not to exceed a total of 300 ft.); pumps, well points; welding machines (2 through 5); winches 4 electric drill winches

CLASS IV Heaters, mechanical ( 1 to 5); oilers & switchmen



DECISION NO. IN75-2093 (Cont'd)



(Benton, Carroll, Cass, Clinton, Delaware, Fayette, Fulton, Grant, Hamilton, Hancock, Henry, Howard, Johnson, Madison, Marion, Miami, Randolph, Rush, Shelby, Tippecanoe, Tipton, Union, Wabash, Wayne, & White Counties)

| POWER EQUIPMENT OPERATORS: TUNNEL AND SEWER CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP 1 | $ 8.95 | .40 | .40 | | .05 |
| GROUP 2 | 8.10 | .40 | .40 | | .05 |
| GROUP 3 | 7.45 | .40 | .40 | | .05 |
| GROUP 4 | 6.80 | .40 | .40 | | |

CLASSIFICATIONS

GROUP 1
Air compressor (pressurizing shafts, tunnels & divers, Air Tugger, Auto Patrol, Backfiller, Backhoe, Boom Cat, Boring Machine, Bulldozer, Caisson Drilling Machine, Cherry Picker, Compactor (w/dozer blads) Concrete Plant, Concrete pump, Crane w/all attachments, Crane-Electric Overhead, Derrick, Ditching Machine (18" and over) dredge, Elevators (when hoisting material or tool) Forklift (machinery)Formless Paver, Generator (power for welders or compressors) Gradall, Helicopter, Helicopter Winch Operator, Highlift-Front End Loader, Hoist, Locomotive, Mechanic on Job Site, Mucking Machine, Panel Board Concrete Plant, Piledriver, Push Cat, Scoop & Tractor, Scraper-Rubber Tired, Spreader-tractor mounted, Straddle Carrier-Ross Type, Sub Base Finish, Machine (C.M.I. or similar Tower Crane, Tractor W/backhoe (over ½ yard) Welder

GROUP 2
A-frame truck, Batcher Plant (automatic dry batch) Bending Machine-Power Driven, Bituminous Mixer, Bituminous Paver, Bituminous Plant Engineer, Boatman, Bullfloat Compactor or Tamper-Self Propelled, Concrete Mixer (21 cu. ft. or over) Concrete Spreader-power driven, Dinkey Engine, Ditching Machine(less than 18")Drilling Machine, Finish Machine & Bullfloat, Finishing Machine, Fireman, Piledriving & Boilers, Forklift-Masonry & Material Gunnite Machine, Head Greaser, Mechanic in Shop, Mesh Depresser-Mesh Placer, P.C.C.-Concrete Belt Placer, Roller, Asphalt Stone & Sub Base, Sheep stone Roller Self-Propelled, Shop Mule Spreader or Base Paver-Self Propelled, Subgrader, Throttle Valve w/Air Compressor or Boiler, Tractor W/Backhoe (½ yard & under) Tractor-High Lift-Farm-Type, Tractor-Industrial Type Tractor w/winch, Well Points, Winch truck

GROUP 3
Air Compressor (210 cu. ft. & over), Bituminous Distributor, Chair Cart, Concrete Saw, Dope Pot-Power Agitated, Floxplane, Form Grader, Hydrohammer, Jack-Hydraulic-Power Driven, Minor Equip. Op. Paving Joint Machine, Post Hole Digger Roller-Earth, Throttle Valve, Track Jack-Power Driven, Tractor-Farm Type Truck Crane Driver

GROUP 4
Air Compressors (less than 210 cu. ft.) Concrete Mixer (under 21. cu. ft.) Conveyor, Generator, Mechanical Heater, Oiler, Power Broom, Pump, Welding Machine, Helpers



DECISION #MS75-1013 - Mod. #2
(40 FR 4454 - January 31, 1975)
Harrison, Hancock, Jackson, & Pearl River Counties, Mississippi

Change:
Description of work to read: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), and Heavy Construction

Omit:
Highway, Sewer and Water Construction wage rate schedule as previously issued. (For these wage rates see Decision #MS75-1067 - Mod. #2.)

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |

DECISION # MS75-1067 - Mod. #2
(40 FR-28354 - July 3, 1975)
Statewide, Mississippi

Omit:
Statewide (except Hancock, Harrison, Jackson and Pearl River Counties)
Zone VI:
George and Stone

Add:
Statewide, Mississippi
Zone VI:
George, Hancock, Harrison, Jackson, Pearl River, and Stone

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| DECISION NO. AR-2101 - Mod.#3 (39 FR 44925 - December 27, 1974) Bronx, Kings, Queens, New York and Richmond Counties, New York | | | | | |
| Change: Electricians | $11.50 | u | 1%+a | v+b | ½% |
| DECISION #AR-3036 - Mod. #3 (39 FR 30780 - August 23, 1974) Franklin, Madison & Pickaway Counties, Ohio | | | | | |
| Add: Electricians Western part of Madison County | $ 9.40 | .55 | .98 | | .04 |
| Ironworkers (Madison County) | 9.40 | .55 | .98 | | .04 |
| DECISION #AR-3045 - Mod. #2 (39 FR 30796 - August 23, 1974) Stark County, Ohio | | | | | |
| Change: Electricians | $ 10.60 | .30 | 1%+.10 | | .3% |
| Electricians, Residential (up to and including 2 story, not exceeding 4 units; single family residence) | 6.37 | .30 | 1% | | .3% |
| DECISION #TX75-4088 - Mod. #1 (40 FR 21677 - May 16, 1975) Tom Green County, Texas | | | | | |
| Change: Carpenters | $6.75 | | | | .02 |
| DECISION #TX75-4096 - Mod. #5 (40 FR 21689 - May 16, 1975) Galveston & Harris Counties, Texas | | | | | |
| Change: Laborers: | | | | | |
| Group 1 | 6.21 | .28 | .40 | | .02 |
| Group 2 | 6.385 | .28 | .40 | | .02 |
| Group 3 | 6.485 | .28 | .40 | | .02 |
| Group 4 | 6.76 | .28 | .40 | | .02 |
| Group 5 | 6.335 | .28 | .40 | | .02 |
| Group 6 | 6.635 | .28 | .40 | | .02 |
| DECISION #TX75-4104 - Mod. #3 (40 FR 22796 - May 23, 1975) Bowie County, Texas | | | | | |
| Change: Electricians | 8.10 | .30 | 1% | | 1/4% |
| Line Construction: Lineman | 8.45 | | 1% | | 1/4% |
| Cable splicer | 8.70 | | 1% | | 1/4% |
| Hole digger operator; Heavy equipment operators (or pole cat equivalent); Powderman | 7.69 | | 1% | | 1/4% |
| Line truck driver (winch op.) | 6.93 | | 1% | | 1/4% |
| Jackhammerman | 6.34 | | 1% | | 1/4% |
| Groundman | 5.66 | | 1% | | 1/4% |
| Groundman, 1st. year | 4.23 | | 1% | | 1/4% |
| Truck driver (flat bed, ton & half & under) | 6.00 | | 1% | | 1/4% |











| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| DECISION #MD75-3062 - Mod. #3 (40 FR 26203 - June 20, 1975) Montgomery and Prince Georges Counties, Maryland, Arlington and Fairfax Counties, the City of Alexandria and Dulles International Airport, Virginia | | | | | |
| Change: Cement Masons | $ 9.65 | .435 | .35 | | .11 |
| Grinding Machine | 9.90 | .435 | .35 | | .11 |
| Sprinkler Fitters | 10.60 | .50 | .80 | | .08 |
| Power Equipment Operators: GROUP 1 | 10.35 | .50 | .55 | | .12 |
| GROUP 2 | 10.10 | .50 | .55 | | .12 |
| GROUP 3 | 9.72 | .50 | .55 | | .12 |
| GROUP 4 | 9.95 | .50 | .55 | | .12 |
| GROUP 5 | 9.77 | .50 | .55 | | .12 |
| GROUP 6 | 9.70 | .50 | .55 | | .12 |
| GROUP 7 | 9.69 | .50 | .55 | | .12 |
| GROUP 8 | 9.52 | .50 | .55 | | .12 |
| GROUP 9 | 9.30 | .50 | .55 | | .12 |
| GROUP 10 | 9.50 | .50 | .55 | | .12 |
| GROUP 11 | 8.64 | .50 | .55 | | .12 |
| Power Equipment Operators: Group 3 to read: Mechanic, mechanic welder, welders | | | | | |
| DECISION #DC75-3061 - Mod. #3 (40 FR 26242 - June 20, 1975) Washington, D. C. | | | | | |
| Change: Cement Masons | $ 9.65 | .435 | .35 | | .11 |
| Grinding Machine | 9.90 | .435 | .35 | | .11 |
| Sprinkler Fitters | 10.60 | .50 | .80 | | .08 |
| Power Equipment Operators: GROUP 1 | 10.35 | .50 | .55 | | .12 |
| GROUP 2 | 10.10 | .50 | .55 | | .12 |
| GROUP 3 | 9.72 | .50 | .55 | | .12 |
| GROUP 4 | 9.95 | .50 | .55 | | .12 |
| GROUP 5 | 9.77 | .50 | .55 | | .12 |
| GROUP 6 | 9.70 | .50 | .55 | | .12 |
| GROUP 7 | 9.69 | .50 | .55 | | .12 |
| GROUP 8 | 9.52 | .50 | .55 | | .12 |
| GROUP 9 | 9.30 | .50 | .55 | | .12 |
| GROUP 10 | 9.50 | .50 | .55 | | .12 |
| GROUP 11 | 8.64 | .50 | .55 | | .12 |
| Power Equipment Operators: Group 3 to read: Mechanic, mechanic welder, Welders | | | | | |

SUPERSEDEAS DECISION

STATE: Alabama
DECISION NUMBER: AL75-1073
COUNTY: Montgomery
DATE: Date of Publication
Supersedes Decision No. AP-184 dated May 9, 1974, in 38 FR-11244
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories.)

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Air conditioning mechanics | 4.60 | | | | |
| Asbestos workers | 6.50 | | | | |
| Bricklayers | 6.50 | | | | |
| Carpenters | 4.86 | | | | |
| Cement masons | 4.95 | | | | |
| Electricians | 7.425 | .30 | 1% | a | .5 of 1% |
| Glaziers | 4.46 | | | | |
| Ironworkers, structural | 7.15 | | | | |
| Lathers | 4.70 | | | | |
| Laborers: | | | | | |
| Unskilled | 2.45 | | | | |
| Mason tenders | 2.50 | | | | |
| Power saw operator | 2.50 | | | | |
| Painters: | | | | | |
| Brush and roller | 5.95 | | .20 | | |
| Sandblasters | 6.85 | | .20 | | |
| Spray and structural steel | 6.85 | | .20 | | |
| Plasterers | 4.75 | | | | |
| Plumbers | 4.74 | | | | |
| Roofers | 3.75 | | | | |
| Sheet metal workers | 4.52 | | | | |
| Soft floor layers | 4.58 | | | | |
| Steamfitters | 5.49 | | | | |
| Stone masons | 5.70 | | | | |
| Tile setters | 4.55 | | | | |
| Truck drivers | 2.86 | | | | |
| Welders - Rate for Craft. | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Asphalt raker | 2.45 | | | | |
| Asphalt spreader (paver) | 3.40 | | | | |
| Backhoes | 3.25 | | | | |
| Bulldozers | 3.50 | | | | |
| Cranes | 3.75 | | | | |
| Blade grader | 4.50 | | | | |
| Front end loaders | 3.30 | | | | |
| Motor grader | 4.00 | | | | |
| Oilers | 3.025 | | | | |
| Rollers | 3.00 | | | | |
| Scrapers | 3.30 | | | | |
| Tractors | 2.50 | | | | |
| Trenching machines | 3.50 | | | | |

FOOTNOTE:
a. 1 Paid Holiday - Christmas Day





SUPERSEDEAS DECISION

DECISION NO. AK75-5099



STATE: Alaska
DECISION NUMBER: AK75-5099
STATEWIDE
DATE: Date of Publication
Supersedes Decision No. AK75-5033 dated March 7, 1975, in 40 FR 10885
DESCRIPTION OF WORK: Building (including residential construction consisting of single family homes and garden type apartments up to and including 4 stories) Heavy and Highway Construction and Dredging.

| AREA I (North of the 63rd Parallel)<br>AREA II (South of the 63rd Parallel and West of the 141st Meridian)<br>AREA III (East of the 141st Meridian) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $14.26 | .51 | .75 | | |
| BOILERMAKERS | 13.01 | .65 | 1.00 | .50 | .02 |
| BRICKLAYERS; Blocklayers; Stonemasons | 14.03 | .55 | 1.75 | | .09 |
| CARPENTERS: | | | | | |
| Area I | | | | | |
| Carpenters | 13.53 | .60 | 1.50 | | .15 |
| Powder actuated tool operator | 13.75 | .60 | 1.50 | | .15 |
| DeWalt or similar type saw operator; Marlite and Acoustical; Fire or Flood Repair work Applicators; Nailing Machine Operator; Saw Filer | 13.81 | .60 | 1.50 | | .15 |
| Millwrights | 13.92 | .60 | 1.50 | | .15 |
| Piledrivermen | 13.17 | .60 | 1.50 | | .15 |
| Areas II and III | | | | | |
| Journeyman Carpenters | 12.96 | .60 | 1.50 | | .15 |
| Acoustical and Marlite Applicators; Floor workers; Rediel air saw operators; Fire and Flood workers | 13.34 | .60 | 1.50 | | .15 |
| Millwrights | 13.49 | .60 | 1.50 | | .15 |
| Piledrivermen | 13.17 | .60 | 1.50 | | .15 |
| CEMENT MASONS: | | | | | |
| Cement Masons, paving (concrete) curb, cutter and sidewalks | 12.63 | .60 | 1.60 | | .15 |
| Operating, Screeding and Rodding Machines | 12.98 | .60 | 1.60 | | .15 |
| Application of all Composition, Mastic; Plastic Material; Hand powered Grinder | 13.16 | .60 | 1.60 | | .15 |
| Form Setters | 12.78 | .60 | 1.60 | | .15 |
| CULINARY WORKERS: | | | | | |
| Baker of combination cook-baker; Head cook; Working camp manager | $10.38 | .50 | 1.50 | | |
| Cook | 10.02 | .50 | 1.50 | | |
| Butcher | 9.96 | .50 | 1.50 | | |
| Head waiter or head waitress | 9.47 | .50 | 1.50 | | |
| Head bullcook | 9.37 | .50 | 1.50 | | |
| Camp worker (waiter, waitress, bullcook, general helper, miscellaneous worker); Bartender | 9.21 | .50 | 1.50 | | |
| ELECTRICIANS: | | | | | |
| Electricians; Equipment Operators | 14.35 | .50 | 1%+2.00 | | .10 |
| Cable Splicers | 15.85 | .50 | 1%+2.00 | | .10 |
| ELEVATOR CONSTRUCTORS | 11.17 | .395 | .26 | 2½%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .395 | .26 | 2½%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS: | | | | | |
| Area I | 13.00 | .50 | .50 | | .10 |
| Areas II and III | 12.00 | .50 | 1.00 | | |
| IRONWORKERS: | | | | | |
| Bender Operator; Bridge; Fence Erector; Machinary Mover; Ornamental; Reinforcing; Sheeters; Structural | 12.60 | .55 | 1.25 | | .13 |
| LATHERS | 14.16 | .60 | | 1.08 | .04 |
| LINE CONSTRUCTION: | | | | | |
| Groundmen | 9.93 | .50 | 1%+1.00 | | .10 |
| Equipment Operators; Linemen; Technicians | 11.93 | .50 | 1%+1.00 | | .10 |
| Cable Splicers | 13.18 | .50 | 1%+1.00 | | .10 |
| MARBLE SETTERS; Terrazzo Workers | 14.03 | .55 | 1.75 | | .09 |
| PAINTERS: | | | | | |
| Area I | | | | | |
| Zone I (within a 10 mile radius of the Fairbanks P. O. including Ft. Wainwright) | | | | | |
| Zone 2 (Beyond 10 miles and up to 40 miles radius of the Fairbanks P. O. including Eielson Air Force Base and all the Sites within this territory) | | | | | |

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| PAINTERS: Cont'd) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Zone 3 (Beyond 40 miles radius of the Fairbanks.P. O.) | | | | | |
| Zone 1 and 3: | | | | | |
| Brush; Paperhangers | $11.00 | .50 | 1.00 | | .05 |
| Carpet and Tile | 11.02 | .50 | 1.00 | | .05 |
| Swing Stage, Sign Painters; Utilidors | 11.25 | .50 | 1.00 | | .05 |
| Hand Tapers | 11.27 | .50 | 1.00 | | .05 |
| Structural Steel; Sand Blasters; Spray Painters | 11.50 | .50 | 1.00 | | .05 |
| Buffer Operator | 11.53 | .50 | 1.00 | | .05 |
| Machine Tapers | 11.77 | .50 | 1.00 | | .05 |
| Hardwood Floor Finishers | 11.75 | .50 | 1.00 | | .05 |
| Epoxy Applicators & Spray Steel | 12.00 | .50 | 1.00 | | .05 |
| Swing and Boom Spray | 12.25 | .50 | 1.00 | | .05 |
| Zone 2: | | | | | |
| Brush; Paperhangers | 11.85 | .50 | 1.00 | | .05 |
| Swing Stage; Sign Painters; Utilidors | 12.10 | .50 | 1.00 | | .05 |
| Tapers, Hand | 12.12 | .50 | 1.00 | | .05 |
| Structural Steel, Sand Blasters; Spray Painters | 12.35 | .50 | 1.00 | | .05 |
| Hardwood Floor Finishers | 12.60 | .50 | 1.00 | | .05 |
| Tapers, Machine | 12.62 | .50 | 1.00 | | .05 |
| Spray Steel; Epoxy Applicator | 12.85 | .50 | 1.00 | | .05 |
| Swing and Boom Spray | 13.10 | .50 | 1.00 | | .05 |
| Buffer Operator | 12.38 | .50 | 1.00 | | .05 |
| Areas II and III | | | | | |
| Hardwood Floor Sander or Finisher; Paperhanger; Sign, Brush, and Roller Painters | 12.55 | .50 | 1.00 | | .10 |
| Swing Stage | 12.95 | .50 | 1.00 | | .10 |
| Structural Steel; Tapers and Drywall Sander | 12.95 | .50 | 1.00 | | .10 |
| Pot Tenders; Sandblasters; Spray | 13.15 | .50 | 1.00 | | .10 |
| Epoxy and Tar Applicator | 13.55 | .50 | 1.00 | | .10 |
| Steeplejack; Towers Painters | 14.35 | .50 | 1.00 | | .10 |
| PLASTERERS | 13.75 | .60 | 1.60 | | .15 |
| PLUMBERS; Steamfitters: | | | | | |
| Area I | 15.32 | .85 | 1.30 | | .45 |
| Area II | 14.80 | .73 | 1.40 | | .15 |
| Area III | 14.25 | | | | |
| ROOFERS: | | | | | |
| Area I | 12.30 | .55 | 1.15 | | .10 |
| Areas II and III | 12.00 | .55 | 1.15 | | .10 |



DECISION NO. AK75-5099

| SHEET METAL WORKERS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Area 1 | $14.76 | .52 | .50 | | |
| Areas II and III | 15.62 | .56 | .75 | | .15 |
| SOFT FLOOR LAYERS: | | | | | |
| Area I | | | | | |
| Zones 1 and 3 | 11.02 | .75 | 1.00 | | .05 |
| Zone 2 | 11.87 | .75 | 1.00 | | .05 |
| Areas II and III | 11.50 | .45 | 1.00 | 4% | .10 |
| SPRINKLER FITTERS | 13.72 | .60 | .90 | | .08 |
| TERRAZZO WORKERS' & TILE SETTERS'-HELPERS | 11.18 | .55 | 1.75 | | .09 |
| TILE SETTERS | 11.36 | .55 | 1.75 | | .09 |

RIGGERS; Welder: Receive rates for craft performing operation to which rigging or welding is incidental/

FOOTNOTE:

a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

| LABORERS | | | | | |
|---|---|---|---|---|---|
| Group 1 | 11.10 | .60 | 2.00 | | .09 |
| Group 2 | 11.27 | .60 | 2.00 | | .09 |
| Group 3 | 11.31 | .60 | 2.00 | | .09 |
| Group 4 | 11.34 | .60 | 2.00 | | .09 |
| Group 5 | 11.38 | .60 | 2.00 | | .09 |
| Group 6 | 11.39 | .60 | 2.00 | | .09 |
| Group 7 | 11.44 | .60 | 2.00 | | .09 |
| Group 8 | 11.52 | .60 | 2.00 | | .09 |
| Group 9 | 11.77 | .60 | 2.00 | | .09 |
| Group 10 | 11.80 | .60 | 2.00 | | .09 |
| Group 11 | 11.88 | .60 | 2.00 | | .09 |
| Group 12 | 11.90 | .60 | 2.00 | | .09 |
| Group 13 | 11.91 | .60 | 2.00 | | .09 |
| Group 14 | 12.02 | .60 | 2.00 | | .09 |
| Group 15 | 12.14 | .60 | 2.00 | | .09 |
| Group 16 | 12.27 | .60 | 2.00 | | .09 |
| Group 17: | | | | | |
| Class A | 11.10 | .60 | 2.00 | | .09 |
| Class B | 11.29 | .60 | 2.00 | | .09 |
| Class C | 11.60 | .60 | 2.00 | | .09 |
| Class D | 12.16 | .60 | 2.00 | | .09 |
| Class E | 12.31 | .60 | 2.00 | | .09 |
| Class F | 12.55 | .60 | 2.00 | | .09 |





DECISION NO. AK75-5099

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $ 12.48 | .75 | 2.00 | | .15 |
| Group 2 | 13.37 | .75 | 2.00 | | .15 |
| Group 3 | 12.41 | .75 | 2.00 | | .15 |
| Group 4 | 12.54 | .75 | 2.00 | | .15 |
| Group 5 | 13.43 | .75 | 2.00 | | .15 |
| Group 6 | 14.21 | .75 | 2.00 | | .15 |
| Group 7 | 12.80 | .75 | 2.00 | | .15 |
| Group 8 | 11.97 | .75 | 2.00 | | .15 |
| Group 9 | 12.86 | .75 | 2.00 | | .15 |
| Group 10 | 13.13 | .75 | 2.00 | | .15 |
| Group 11 | 12.62 | .75 | 2.00 | | .15 |
| Group 12 | 14.96 | .75 | 2.00 | | .15 |
| Group 13 | 12.49 | .75 | 2.00 | | .15 |
| Group 14 | 12.89 | .75 | 2.00 | | .15 |
| Group 15 | 12.39 | .75 | 2.00 | | .15 |
| Group 16 | 12.92 | .75 | 2.00 | | .15 |
| Group 17 | 13.22 | .75 | 2.00 | | .15 |
| Group 18 | 11.31 | .75 | 2.00 | | .15 |
| Group 19 | 11.86 | .75 | 2.00 | | .15 |
| Group 20 | 12.81 | .75 | 2.00 | | .15 |
| Group 21 | 12.13 | .75 | 2.00 | | .15 |
| Group 22 | 11.46 | .75 | 2.00 | | .15 |
| Group 23 | 11.90 | .75 | 2.00 | | .15 |
| Group 24 | 12.07 | .75 | 2.00 | | .15 |
| Group 25 | 15.73 | .75 | 2.00 | | .15 |
| Group 26 | 16.40 | .75 | 2.00 | | .15 |
| Group 27 | 13.06 | .75 | 2.00 | | .15 |
| POWER EQUIPMENT OPERATORS DREDGING | | | | | |
| Group 1 | 11.78 | .75 | 2.00 | | |
| Group 2 | 11.91 | .75 | 2.00 | | |
| Group 3 | 12.84 | .75 | 2.00 | | |
| Group 4 | 12.90 | .75 | 2.00 | | |
| Group 5 | 12.96 | .75 | 2.00 | | |
| Group 6 | 13.47 | .75 | 2.00 | | |
| Group 7 | | | | | |
| (a) | 14.25 | .75 | 2.00 | | |
| (b) | 15.00 | .75 | 2.00 | | |



DECISION NO. AK75-5099

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $ 11.82 | .93 | 2.00 | | .10 |
| Group 2 | 11.88 | .93 | 2.00 | | .10 |
| Group 3 | 11.35 | .93 | 2.00 | | .10 |
| Group 4 | 12.20 | .93 | 2.00 | | .10 |
| Group 5 | 12.60 | .93 | 2.00 | | .10 |
| Group 6 | 12.91 | .93 | 2.00 | | .10 |
| Group 7 | 13.20 | .93 | 2.00 | | .10 |
| Group 8 | 13.51 | .93 | 2.00 | | .10 |
| Group 9 | 13.82 | .93 | 2.00 | | .10 |
| Group 10 | 14.13 | .93 | 2.00 | | .10 |
| Group 11 | 14.44 | .93 | 2.00 | | .10 |
| Group 12 | 14.75 | .93 | 2.00 | | .10 |
| Group 13 | 15.05 | .93 | 2.00 | | .10 |
| Group 14 | 12.34 | .93 | 2.00 | | .10 |
| Group 15 | 11.07 | .93 | 2.00 | | .10 |
| Group 16 | 11.50 | .93 | 2.00 | | .10 |
| Group 17 | 12.18 | .93 | 2.00 | | .10 |
| Group 18 | 12.44 | .93 | 2.00 | | .10 |
| Group 19 | 12.71 | .93 | 2.00 | | .10 |
| Group 20 | 12.98 | .93 | 2.00 | | .10 |
| Group 21 | 13.15 | .93 | 2.00 | | .10 |
| Group 22 | 12.12 | .93 | 2.00 | | .10 |
| Group 23 | 11.24 | .93 | 2.00 | | .10 |

LABORERS

Group 1: Building Laborers, Carpenters Tenders, Material Handlers and Hook Tenders; Form Strippers; Signalmen; Riggers; Sandblast Pot Tender; Saw Tenders; General Labor Dump Man; Pitman; Brush Cutters; Ditch Diggers; Monolithic Workers; Dryerman

Group 2: Base and Floor Machine Man

Group 3: Choke Setters

Group 4: Concrete Labor including Vibrationman, Power Buggy and Concrete Power Saw; Curb and Gutterman; General Crew(including Plant Crew); Asphalt

Group 5: Pneumatic or Power Tools

Group 6: Stake Hopper: Grademan; Steampoint or Water jet Operator

Group 7: Tank Cleaner

Group 8: Jackhammer Operator and Pavement Braker; Chuck Tender(Wagon and air Track Drills)

Group 9: Mason Tender and Mud Mixers

Group 10: Gunnite Operator; Pipelayers; Culvert and Multiplate; High Scaler; Sloper (over 20 feet); Chain and Power Saws ; Sack or Bulk; Sewer Pipelayer; Sewer Caulkers; Timberman; All Monolithic Crews Pipe Builders; Sandblaster

Group 11: Asphalt Rakers

Group 12: Tenders; Plasterers; Bricklayers; Cement Finisher; Burning and Cutting Torch (except intermittent torch work)

Group 13: Wagon Driller

Group 14: Timber Faller; Air Tract Wagon Driller

Group 15: Chain Saw Filer

Group 16: High Riggers and Tree Topper, Powderman

Group 17:
Class A: Topman and Bull Gang Brakeman
Class B: Muckers, Laborers; Nippers
Class C: Check Tender
Class D: Retimberman
Class E: Miners, Shafts and Raises
Class F: Powderman



POWER EQUIPMENT OPERATORS

Group 1: Batch Plant Operator: Batch and Mixer, 200 yards per hour and under; Loader; Elevating - Athey, Barber Greene and similar types; Over - head and Front-end under 2- yards; Mixers: Concrete Mixers and Batch, 200 yards per hour and under; Pumps: Fuller Kenyon, Pumpcrete and Concrete, Rollers, Tampers and Vibrators: On Plant or Road Mix Materials; Tractors, Farmall type, 50 h.p. and over; Trenching Machines: Under 16 inches

Group 2: Batch Plant Operator: Batch and Mixer, over 200 yards; Derrick all, Drilling Machines, Core, Cable Rotary and Exploration; Mixers: Mobile type with hoist combination; Mucking Machines, Mole, Tunnel Drill and/or Shield

Group 3: Brooms, Power Wayne, Saginaw and similar types; Bulldozers: Under D6 or similar; Post Hole Diggers, Mechanical; Saws, Concrete; Scrapers: Carryall type, single

Group 4: Bulldozers: D6 through D9 or similar; Bump Cutter (Concut Christenson or similar types); Conveyors

Group 5: Bulldozers: TC 12, Quad 9, Pay Dozers, Linked Pusher, H.D. 41 and/or similar; Bulldozers engaged in Yo Yo Operation; Cableways and Highlines: 3 yards and under; Cranes: "A" Frame Trucks, Deck Winches, single power drum; "A" Frame Trucks Helicopter (Deck Winches, double power drum); Crawler, Truck type, Floating Locomotive, Whirley, either 3 yards and under or 150 boom including jibs and under 45 tons and under; Hydralifts or Transporter, Hyster Cat Cranes and attachments, Sidebooms 45 tons and under; Loaders: Overhead and Front End 2½ yards and under 4 yards; Motor Patrol Graders: Over Model 14 or similar types; Piledrivers Engineers, L. B. Foster Puller or similar Paving Breaker; Power Plant Turbine Operators; 300 K.W. on highway or airfield construction projects or Quarry Operations); Sauerman-Bagley; Shovels: Crawler and truck type, all attachments, 3 yards and under; Sub Grader (Curries, C.M.I. and similar types); Tractors Farmall type, used as Backhoes, Rubber-tired (Ford, Ferguson, Case and similar types); Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment over 25 yards through 40 yards; Hover Craft, Flex Craft, Loadmaster, Air Cushion, Terrain Vehicle, Helicopter Transporter, Cableways, Rollagon, Dredge Barge Cable, Highline or Cable Car, Camp Maintenance Engineer, Boat Coxswains

Group 6: Cableways and Highlines: Over 3 yards; Cranes: Crawler, Truck type, Floating, Locomotive, Whirley, either over 3 yards and under 6 yards, or over 150' boom, including jibs of over 45 tons; Tower Cranes, Pecos, Lorraine, Bucyrus and similar types; Hyster Cat Cranes and attachments, Sidebooms over 45 tons thru 100 tons; Loader: Overhead and Front-end 4 yards up to and including 10 yards; Shovels: Crawler and Truck type, all attachments, 3 yards and under 6 yards; Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment over 40 yards through 55 yards; Slip Form Paver, C.M.I. and similar types

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POWER EQUIPMENT OPERATORS (Cont'd)

Group 7: Cement Hogs; Locomotives: Rod and Geared Engines

Group 8: Compressors: Excavating; Locomotives: Dinkey (air, steam, gas, and electric) Speeders

Group 9: Compressors: Steel Erection including Sand Blasting, Painting of same, Pile Driving, Hoists on Steel Erection; Loaders: Fork Lifts with Tower; Scrapers: Carryall type, Tandem

Group 10: Conveyors, Beltcrete with power pack and similar types; Loaders: Elevating Belt type, Euclid and similar types

Group 11: Cranes: "A" Frame Trucks, Deck Winches, single power drum; Crushers, rock, washing and screening plants; Hoist Air Tuggers, Elevators; Motor Patrol Graders: Model 14 or similar types and under; Power Plant Turbine Operators: under 300 K.W.; Shovels; Tournapulls, Caterpillar, Euclid, Scrapers and similar type equipment 25 yards and under

Group 12: Cranes: Crawler, truck type, Floating, Locomotive, Whirley, either 6 yards or over 200' of boom including jibs or over 150 tons; Hyster Cat Cranes and attachments, Sidebooms over 100 tons; Loaders: Overhead and Front-end over 10 yards; Shovels: Crawler and Truck type, all attachments, 6 yards and over; Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment over 55 yards through 70 yards

Group 13: Finishing Machine Operator, Concrete Paving, Sidewalk Curb and Gutter Machine; Screen Man or Slurry Operator; Spreaders - Blaw Knox, Cedarapids, Barber Greene, Railroad Wing Spreader or similar types

Group 14: Loaders: Elevating Grader type, Dumor and similar types

Group 15: Loaders: Fork Lifts or Lumber Carrier (on construction job site)

Group 16: Mechanics, Welders, Machinists, heavy duty

Group 17: Mechanic, Leadman

Group 18: Mechanics' Helpers, heavy duty shop, Stake Hopper, Grademan

Group 19: Mechanic, light duty; Rollers, Tampers and Vibrators: Others than plants or road mix (where towed, to pay rate of equipment used to pull); Tractors, Farmall type less than 50 h.p.

Group 20: Mixers: Asphalt Mixer

Group 21: Oil, Blower Distributors

Group 22: Safety Observer or Oiler Rigger



POWER EQUIPMENT OPERATORS (Cont'd)

Group 23: Journeyman Equipment Service Oilers and Firemen; Oiler, either over 3 yards or over 150' boom or over 45 tons

Group 24: Pumps: Water

Group 25: Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment over 70 yards through 85 yards

Group 26: Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment over 85 yards through 100 yards

Group 27: Trenching Machines: 16 inches and over or Remote Controlled Underwater Trenching

POWER EQUIPMENT OPERATORS - DREDGING

Group 1: Assistant Mate (Deckhand)

Group 2: Fireman; Oiler

Group 3: Assistant Engineer (electric, diesel, steam or booster pumps); Mates and Boatmen

Group 4: Engineer Welder; Craneman

Group 5: Assistant Engineer (electric generator operator for primary pump, power barge, or dredge)

Group 6: Leverman, Hydraulic

Group 7: Leverman, Dipper
(a) 5 yards and under
(b) Over 5 yards

TRUCK DRIVERS

Group 1: Buggymobile; Hyster Operators (handling bulk aggregate), Lumber Carrier

Group 2: Semi or Truck and Trailer; Dumpsters; Batch Trucks over 5 yds., Batch Trucks 5 yds. up to and including 10 yds.; Fuel Truck; Greasers or Grease Trucks; Flat Beds, dual rear axle, Ready Mix: Over 3 yds. up to and including 5 yds.; Water Wagon, Semi; Water Wagon, Dual Axle; Winch Trucks, Flat Bed including "A" Frame manufactured rating over 5 tons; Bull Lifts and Fork Lifts over 5 tons; Front End Loader with Forks; Partsman and Outside Expeditor; Bus Operator, over 30 passengers, Truck Equipment; All Terrain Vehicles, Foam Distributor Truck Double Axle; Hydro Seeder Double Axle; Vacuum Trucks and Truck Sweeper-Double Axle; Loadmaster (air and water operations); Air Cushion or similar type vehicle; Free Trucks-Double Axle

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TRUCK DRIVERS (Cont'd)

Group 3: Batch Trucks up to and including 5 yds.; Dump Trucks (including Rockbuggy and Trucks with pups) up to and including 5 yds.; Flat Beds, single rear axle; Water Wagon, single axle; Winch Truck, Flat Bed including "A" Frame manufactured rating 5 tons and under; Bull Lifts and Fork Lifts up to and including 5 tons, Bus Operator, up to 30 passengers, Single Axle; Team Drivers (Horses, Mules and similar equipment); Fire Trucks, Single Axle

Group 4: Dump Trucks over 10 yds. up to and including 20 yds.; Fireman; Lowbed Heavy-Duty Trailer; Oil Distributor Drivers; Ready Mix: Compactor (when pulled by rubber-tired equipment)

Group 5: Dump Trucks over 20 yds. up to and including 30 yds.

Group 6: Dump Trucks over 30 yds. up to and including 40 yds.

Group 7: Dump Trucks over 40 yds. up to and including 50 yds.

Group 8: Dump Trucks over 50 yds. up to and including 60 yds.

Group 9: Dump Trucks over 60 yds. up to and including 70 yds.

Group 10: Dump Trucks over 70 yds. up to and including 80 yds.

Group 11: Dump Trucks over 80 yds. up to and including 90 yds.

Group 12: Dump Trucks over 90 yds. up to and including 100 yds.

Group 13: Dump Trucks over 100 yds. (above scales to be paid on actual water level measurements)

Group 14: Turn-O-Wagoner DW-10 when not self-loading

Group 15: Gravel Spreader Box Operator on Truck; Pickup (pilot cars and all light-duty vehicles); Warehouseman Class 2; Farm type rubber-tired tractor (material hauling)

Group 16: Ready Mix: Up to and including 3 yds.

Group 17: Ready Mix: Over 5 yds. up to and including 7 yds.

Group 18: Ready Mix: Over 7 yds. up to and including 9 yds.

Group 19: Ready Mix: Over 9 yds. up to and including 12 yds.

Group 20: Ready Mix: 13 yds. and over

Group 21: Ready Mix, Semi with double bowl mixer

Group 22: Water Wagon, when pulled by Euclid or similar type equipment

Group 23: Warehouseman - Class 1



SUPERSEDEAS DECISION



STATE: Colorado

COUNTIES: Adams, Arapahoe, Boulder, Clear Creek, Denver, Douglas, Eagle, Elbert, Gilpin, Grand, Jefferson, Lake, Larimer, Morgan, Park, Summit and Weld

DATE: Date of Publication

DECISION NUMBER: C075-5100

Supersedes Decision No. C075-5080 dated July 11, 1975, in 40 FR 29456

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $9.01 | .38 | .72 | | |
| BOILERMAKERS | 8.35 | .60 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons: | | | | | |
| Eagle County | 7.45 | .45 | .60 | .25 | .05 |
| Boulder and Grand Counties | 8.95 | .50 | .60 | | .05 |
| Elbert, Lake and Park Counties | 8.50 | .45 | .50 | | .04 |
| Larimer County | 8.95 | .45 | .60 | | .05 |
| Remaining Counties | 8.25 | .45 | .60 | .25 | .05 |
| CARPENTERS: | | | | | |
| Adams, Arapahoe, Boulder, Clear Creek, Denver, Douglas, Elbert, Grand, Gilpin, Jefferson and Park (Northern area) Counties | | | | | |
| Area (a) Denver Metropolitan Area including Louisville, Golden, Boulder and Longmont basing Points | | | | | |
| Zone I (0 to 20 miles) | 8.135 | .48 | .60 | .40 | .05 |
| Zone II (20 to 50 miles) | 9.15 | .48 | .60 | .40 | .05 |
| Zone III (50 miles and over) | 10.17 | .48 | .60 | .40 | .05 |
| Morgan and Weld Counties: | | | | | |
| Area (b) Denver Northeastern Area of Colorado including Greeley, Loveland and Fort Morgan basing points | | | | | |
| Zone I (0 to 20 miles) | 8.135 | .48 | .60 | .40 | .05 |
| Zone II (20 to 50 miles) | 9.15 | .48 | .60 | .40 | .05 |
| Zone III (50 miles and over) | 10.17 | .48 | .60 | .40 | .05 |
| Larimer County (S.E. portion within Loveland basing point, Zone I) | 8.135 | .48 | .60 | .40 | .05 |
| Larimer (Remainder of County), Eagle, Lake, Park (south 40 miles) and Summit Counties | | | | | |
| Zone I (0-30 miles from P. O. in Leadville or Fort Collins) | 7.54 | .48 | .60 | .40 | .05 |
| Zone II (30-60 miles from P. O. in Leadville or Fort Collins) | $7.79 | .48 | .60 | .40 | .05 |
| Zone III (All work outside of the 60 mile radius from P. O. in Leadville or Fort Collins) | 8.04 | .48 | .60 | .40 | .05 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.74 | .44 | 1.10 | .60 | .08 |
| Working with composition materials and color | 8.24 | .44 | 1.10 | .60 | .08 |
| Working on scaffold, swing stage or temporary platform over 25' | 7.99 | .44 | 1.10 | .60 | .08 |
| ELECTRICIANS: | | | | | |
| Electricians (Elbert and Park Counties) | 9.07 | .42 | 17+.25 | | |
| Electricians (Remaining Counties) | 10.24 | .65 | 17+.25 | | |
| Cable Splicers (Remaining Counties | 10.49 | .65 | 17+.25 | | |
| ELEVATOR CONSTRUCTORS | 8.63 | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 8.37 | | | | |
| IRONWORKERS | 9.20 | .63 | .90 | | .08 |
| MARBLE MASONS | 8.30 | .56 | .50 | .25 | .04 |
| MILLWRIGHTS | 9.13 | .53 | .60 | 6% | .05 |
| PAINTERS: | | | | | |
| Park County (Southern half) Brush, roller, taper, hand texture | 7.20 | .50 | .20 | | .03 |
| Steel and paperhanger | 7.70 | .50 | .20 | | .03 |
| Spray | 7.80 | .50 | .20 | | .03 |
| Steel Spray | 8.30 | .50 | .20 | | .03 |
| Remaining Counties including N½ of Park County* | | | | | |
| Brush and roller | 9.31 | .50 | .60 | | .05 |
| Drywall finisher; Paperhanger | 9.51 | .50 | .60 | | .05 |
| Spray; Swing Stage | 9.79 | .50 | .60 | | .05 |
| PLASTERERS | 8.69 | | | | |

DECISION NO C075-5100

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PLUMBERS; Pipefitters: | | | | | |
| Southern portions of Douglas, Elbert and Park Counties (See* below) | $8.28 | .55 | .65 | 1.17 | .05 |
| Boulder County | 8.60 | .55 | .65 | .50 | .05 |
| Larimer County | 8.60 | .55 | .65 | .50 | .05 |
| Remaining Counties (including Northern portions of Douglas, Elbert and Park Counties) | 8.60 | .55 | .65 | .50 | .05 |
| ROOFERS: | | | | | |
| Eagle and Southern portions of Lake, Jefferson, Park, Douglas and Elbert Counties (See ** below) | 7.91 | .42 | .10 | | |
| Remaining Counties including Northern portions of Lake, Park, Jefferson, Douglas, and Elbert Counties | 8.25 | .55 | | | .08 |
| SHEET METAL WORKERS | 8.17 | .70 | .90 | | .07 |
| SOFT FLOOR LAYERS | 8.29 | .35 | .55 | .30 | .05 |
| SPRINKLER FITTERS | 9.25 | .50 | .70 | | .08 |
| TILE SETTERS: | | | | | |
| Elbert, Lake and Park Counties | 7.41 | .45 | .50 | | |
| Remaining Counties | 8.30 | .56 | .50 | .25 | .04 |
| TILE, MARBLE and TERRAZZO HELPERS: | | | | | |
| *Park County dividing line: A line from the S.W. corner of Jefferson County to the S. E. corner of Lake County | | | | | |
| Helpers | 6.22 | .56 | .50 | .40 | |
| Floor Grinder | 6.37 | .56 | .50 | .40 | |
| Base Grinder | 6.92 | .56 | .50 | .40 | |





DECISION NO C075-5100

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| **Area south of an east-west line from west border of Lake County to a point 2 miles north of the city of Leadville to a point 1/2 miles north of the City of Limon at the west border of Lincoln County | | | | | |

FOOTNOTE:
a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% baisc hourly rate for 6 months to 5 years service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Idnependence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.





DECISION NO. C075-5100

| LABORERS (Building Construction) | Basic Hourly Rates | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|---|
| AREA A | ZONE 1 | ZONE 2 | ZONE 3 | | | | |
| Group 1 | $ 4.15 | $ 4.60 | $ 5.05 | .44 | .50 | | .05 |
| Group 2 | 5.65 | 6.10 | 6.55 | .44 | .50 | | .05 |
| Group 3 | 5.93 | 6.38 | 6.83 | .44 | .50 | | .05 |
| Group 4 | 6.15 | 5.50 | 7.05 | .44 | .50 | | .05 |
| Group 5 | 6.20 | 6.65 | 7.10 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |
| AREA B | | | | | | | |
| Group 1 | 4.15 | 4.60 | 5.05 | .44 | .50 | | .05 |
| Group 2 | 5.50 | 5.95 | 6.40 | .44 | .50 | | .05 |
| Group 3 | 5.78 | 6.23 | 6.68 | .44 | .50 | | .05 |
| Group 4 | 5.98 | 6.43 | 6.88 | .44 | .50 | | .05 |
| Group 5 | 5.82 | 6.27 | 6.72 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |

AREA A
Adams, Arapahoe, Boulder, Denver, Lake, Larimer and Summit Counties. Douglas and Jefferson Counties lying north of the south line of Township 7 south; Elbert County lying west of the east line of Range 65 West and North of the south line of Township 7 South. Weld County lying south and west of the following described line: Beginning at the northwest corner of Township 4 North, Range 68 West of the 6th p.m.; thence east along the north line of said Township six (6) miles,more or less, to the east line of said Township; thence south along the east line of said Township three (3) miles, more or less, to the southeast corner of Section 13, Township 4 North, Range 68 West; thence east along the eastwest center line of Township 4 North, Range 67 West, six (6) miles, more or less, to the east line of said Township; thence south along the east line of Range 67 West, being the east lines of Township 4 North, 3 North, 2 North, and 1 North, Range 67 West, sixteen (16) miles to the southeast corner of Section 1, Township 1 North, Range 67 West; thence east and parallel to the Base Line twelve (12) miles, more or less, to the southeast corner of Section 1, Township 1 North, Range 65 West; thence south along the east line of Range 65 West, five (5) miles, more or less, to the Base Line being the south line of Weld County.



DECISION NO. C075-5100

LABORERS (Cont'd)
(Building Construction)

AREA A (Cont'd)
Zone 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following Cities: Boulder, Denver, Dillon, Englewood, Fort Collins, Golden, Greeley and Leadville

Zone 2: That area encompassed by 30 to 70 driving miles from the main Post Office of above named Cities

Zone 3: That area encompassed by 70 driving miles and over from the main Post Office of above named Cities

AREA B
Douglas, Elbert, Jefferson, and Weld Counties lying outside of the area as described in Area A, and all of Clear Creek, Eagle, Gilpin, Grand, Morgan, and Park Counties.

Zone 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following Cities: Eagle, Fort Morgan, Golden Grandby, Greeley and Vail.

Zone 2: That area encompassed by 30 to 70 driving miles from main Post Office of above named Cities

Zone 3: That area encompassed by 70 driving miles and over from the main Post Office in above named Cities

DECISION NO. C075-5100

LABORERS (Cont'd)
Building Construction

GROUP DESCRIPTION For All COUNTIES

Group 1: Watchmen tending Heaters and Pumps

Group 2: Building Construction Laborer

Group 3: Laborers - Underpinning and Shoring Eight (8) feet or more below working surface.
Power Tool Operators of all mechanical, air, gas, and electrical tools, including Self-propelled Buggies and Cement Finisher Tenders.
Laborers preparing and placing of stone or any other Aggregate in a sand bed to be used as exposed face of tilt-up panels.
Burners on Demolition and Welders, Gunnite Nozzlemen and Sand Blasters.

Group 4: Pipelayers on Building Construction

Group 5: Jackhammer Operator for Under-pinning and Shoring over twelve (12) feet below working surface, Bellers and Stemmers on Caisson Work.

Group 6: Tender, Mason and Plaster

| HEAVY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS | $7.19 | .53 | .60 | .40 | .05 |
| UNDERGROUND CARPENTERS | 7.39 | .53 | .60 | .40 | .05 |
| Working on creosoted material, High work 40' above ground or floor on exposed scaffold or boatswains chair; Piledriving; Sawmen continuously assigned to 1½ HP saws at jobsite | 7.49 | .53 | .60 | .40 | .05 |
| CEMENT MASONS | | | | | |
| Grand, Lake and Park Counties | 7.24 | .44 | 1.10 | .30 | .08 |
| Remaining Counties | 6.74 | .44 | 1.10 | .30 | .08 |



DECISION NO C075-5100

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. T |
|---|---|---|---|---|---|
| PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen | $ 6.45 | .40 | .30 | .30 | |
| DUMP TRUCKS, to & including 6 cu. yds.; Sweeper; Flat Rack, single Axle; Liquid & Bulk Tankers, single Axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers | 6.55 | .40 | .30 | .30 | |
| DUMP TRUCKS, over 6 cu. yds. to & incl. 14 cu. yds.; Flat Rack, Tandem Axle; Battery Men; Mechanics' Helpers; Material Checkers; Cardex Men; Expeditors; Man haul shuttle truck or Bus | 6.65 | .40 | .30 | .30 | |
| STRADDLE TRUCK; Lumber Carrier; Liquid & Bulk Tankers, Tandem Axle | 6.70 | .40 | .30 | .30 | |
| FORK LIFT DRIVER; fuel truck; Grease truck; Combination fuel & grease | 6.75 | .40 | .30 | .30 | |
| DISTRIBUTOR TRUCK DRIVER; Cement Mixer, Agitator Truck to & including 10 cu. yds.; Liquid & Bulk Tankers, semi or combination | 6.80 | .40 | .30 | .30 | |
| MULTI-PURPOSE TRUCK; Specialty & Hoisting | 6.85 | .40 | .30 | .30 | |
| DUMP TRUCKS over 14 cu. yds. to & including 29 cu. yds.; High Boy, Low Boy, Floats, Semi; Cab operated Distributor Truck Driver, Semi; Liquid & Bulk Tankers, Euclid, Electric, or similar; Truck Driver Dumptor type, Youngbuggy, Jumbo & similar type equipment | 6.90 | .40 | .30 | .30 | |
| TRUCK DRIVER, Snow Plow | 7.00 | .40 | .30 | .30 | |









DECISION NO C075-5100

| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CEMENT MIXER, Agitator Truck over 10 cu. yds., to & incl. 15 cu. yds. | $ 7.05 | .40 | .30 | .30 | |
| DUMP TRUCKS over 29 cu. yds. to & incl. 39 cu. yds. | 7.15 | .40 | .30 | .30 | |
| CEMENT MIXER, Agitator Truck over 15 cu. yds. | 7.30 | .40 | .30 | .30 | |
| DUMP TRUCKS over 39 cu. yds. to & incl. 54 cu. yds.; Tireman | 7.35 | .40 | .30 | .30 | |
| MECHANIC | 7.45 | .40 | .30 | .30 | |
| DUMP TRUCKS over 54 cu. yds. to & incl. 79 cu. yds. | 7.55 | .40 | .30 | .30 | |
| HEAVY DUTY DIESEL, Mechanics, Body Men, Welders or Combination Men | 7.65 | .40 | .30 | .30 | |
| DUMP TRUCKS over 79 cu. yds. to & incl. 104 cu. yds. | 7.75 | .40 | .30 | .30 | |
| DUMP TRUCKS over 104 cu. yds. | 7.95 | .40 | .30 | .30 | |
| LINE CONSTRUCTION - Colorado | | | | | |
| Cable Splicers | 9.97 | .35 | 1% | | 3/4% |
| Lineman Cableman | 9.36 | .35 | 1% | | 3/4% |
| Journeyman Lineman | 9.29 | .35 | 1% | | 3/4% |
| Line Equipment Operator | 7.90 | .35 | 1% | | 3/4% |
| Line Equipment Maintenance Man | 7.90 | .35 | 1% | | 3/4% |
| Groundmen | 6.52 | .35 | 1% | | 3/4% |



DECISION NO. C075-5100

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS (Heavy Construction) | | | | | |
| Group 1 | $5.55 | .44 | .50 | | .05 |
| Group 2 | 5.65 | .44 | .50 | | .05 |
| Group 3 | 5.95 | .44 | .50 | | .05 |
| Group 4 | 6.10 | .44 | .50 | | .05 |
| Group 5 | 6.30 | .44 | .50 | | .05 |
| LABORERS (TUNNELS) | | | | | |
| Group 1 | 5.55 | .44 | .50 | | .05 |
| Group 2 | 6.45 | .44 | .50 | | .05 |
| Group 3 | 6.55 | .44 | .50 | | .05 |
| Group 4 | 6.63 | .44 | .50 | | .05 |
| Group 5 | 6.70 | .44 | .50 | | .05 |
| Group 6 | 6.85 | .44 | .50 | | .05 |
| (SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS) | | | | | |
| Group 1 | 6.55 | .44 | .50 | | .05 |
| Group 2 | 6.70 | .44 | .50 | | .05 |
| Group 3 | 6.80 | .44 | .50 | | .05 |
| Group 4 | 6.98 | .44 | .50 | | .05 |
| Group 5 | 7.08 | .44 | .50 | | .05 |
| Group 6 | 7.13 | .44 | .50 | | .05 |

DECISION NO. C075-5100

LABORERS (Heavy Construction)

Group 1: Minimum Labor, including Caissons to 8'; Carrying Reinforcing Rods; Work on Cross Culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence Erectors; Metal Mesh; Dowel Bars; Tie Bars and Chairs in concrete paving; Flagman directing traffic; Nursery Man including seeding, mulching and planting of trees, shrubs and flowers; Stake Chaser; Gabion Baskets and Reno Mattresses; Pipe plants and yards, stringing of pipe or skids, handling and signaling on pipe line work

Group 2: Chuck Tenders, Nippers, Core and Diamond Drill Helpers, Powdermen Helpers; Hot Asphalt Labor, Rakers, Boxtenders, Asphalt Curb Machines, Potmen (not mechanical); Multi-plate Culvert Pipe; Air, gas and electrical tool Operators; Barco Hammers; Spaders, electric hammers; Air Tampers; Cutting Torches on demolition work; Caissons 8' to 12': Cofferdams; Power operated Concrete Buggies; Operators of concrete saws on pavement (other than gang saws); Timber and Chain Saws; Stresser or Stretcherman on Post Tension or Prestressed Concrete on or off jobsite; Tool Room Man and Checkers; Cement Finisher Helper; Sand Blaster; Sand Blaster Helper; Concrete processing materials Monitors; Shakers; Signalmen; Dumpmen; Transverse Concrete Conveyor Operator; Mechanical Grouters; Boring Machine (air hydraulic); Automatic Concrete Power Curbing Machine; Jack Hammer; Vibrators; Paving Breakers; Frostproofing; Any laborer performing bridge work over 40' above the ground or above a floor and working from a Bos'n Chair; Swing Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Gunniting and Shotcrete Helpers; Caissons over 12'; Scalers; Timbermen, underpinning and shoring; Form-setters and/or stringmen on roads, highways, streets and airport runways; Distribution, placing and hooking of landing mats; Bull Float (hand operated) and Center Expansion Machines; Grade Checkers if required by employer; Pipe Wrappers; Dopers; Jeep Holiday Detector Men, Bandage Makers; Laborers working in trenches on all pipe lines, sewer, water, gas, oil, telephone conduit, Pen Stock, Siphons, drainage lines, Caulkers, Yarners, Fine Graders, air, gas, electric and hydraulic tools, Boring Machines, Hydraulic Jacks, Drills, Tampers, and similar operated tools; Wiping of Joint Concrete Pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamelers of pipe, inside and out



DECISION NO. C075-5100

LABORERS (Cont'd)
(Heavy Construction)

Group 3: Powdermen and Blasters; Gunnite Nozzlemen; Shotcrete Operator; Pipe Layer on truck pipe lines in connection with highway work Relining Pipe; Mixer Man; Pipelayer; Hydro-broom

Group 4: Wagon Drills and Air Tracks; Jack Hammer Operators in Caissons over 12'; Bellers and Stemmen; Licensed Powdermen; Diamond and Core Drills powered by air.

Group 5: Any work, other than on bridges, performed by Laborers working from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Plugs and Galleys in Dams

LABORERS (Tunnels)

Group 1: Outside Labor

Group 2: Minimum Tunnel Labor, Dry Houseman

Group 3: Cable or Hose Tenders, Chuck Tenders, Concrete Laborers, Dumpmen, Whirley Pump Operators

Group 4: Helpers on Shotcrete, Gunniting and Sand Blasting; Helpers, Core and Diamond Drills; Pot Tenders

Group 5: Cement Finisher Helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Tunnel Liner Plate Setters; Vibrator Men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and Core Drill Operators; Cement Finisher (underground); Shotcrete Operator; Gunnite Nozzlemen, Sand Blasters, Pump Concrete placement Men

(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen and Cagers

Group 2: Chucktenders, Concrete Laborers, Whirley Pump Operators





DECISION NO. C075-5100

LABORERS (Cont'd)
(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 3: Helpers in Shotcrete Gunniting and Sand Blasting; Helpers on Core and Diamond Drills; Pot Tenders; Cement Finisher Helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (Steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Liner Plate Setters; Vibrator Men, internal and external

Group 5: Diamond and Core Drill Operators; Cement Finisher (underground); Gunnite Nozzlemen; Shotcrete Operators; Sand Blasters and Pump Concrete Placement Men

Group 6: Any employee performing work underground from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws



DECISION NO. C075-5100

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS (Other than for work in Tunnels, Shafts and Raises) | | | | | |
| Group 1 | $6.40 | .35 | .59 | .30 | .06 |
| Group 2 | 6.75 | .35 | .59 | .30 | .06 |
| Group 3 | 7.10 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.55 | .35 | .59 | .30 | .06 |
| (For work in Tunnels, Shafts, and Raises) | | | | | |
| Group 1 | 6.55 | .35 | .59 | .30 | .06 |
| Group 2 | 6.90 | .35 | .59 | .30 | .06 |
| Group 3 | 7.00 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.80 | .35 | .59 | .30 | .06 |

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Air Compressor; Asphalt Screed; Oiler; Brakeman; Drill Operator - Smaller than Williams MF and similar; Helper to Heavy Duty Mechanic and/or Welder; Operators of 5 or more light plants, Welding Machines, Generators, single unit conveyor; Pumps; Vacuum well point system; tractor, under 70 HP with or without attachments

Group 2: Conveyor, handling building materials; Ditch Witch and similar trenching machine; Fireman or tank heater, road; Forklift; Haulage motor man; Pugmill; portable screening plant with or without a spray bar; screening plants, with classifier; self-propelled Roller, Rubber tired under 5 tons;

Group 3: Asphalt Plant; Backfiller, Bituminous spreader or laydown machine; Cableway signalman; caisson drill; Williams MF, similar and larger; C.M.I. and similar; Concrete Batching Plants; Concrete finish Machine; Concrete Gang Saws on concrete paving; Concrete Mixer, less than 1 yd.; Concrete Placement Pumps, under 8 inches; Distributors, bituminous surfaces; Drill, diamond or core; Drill Rigs, rotary, churn, or cable tool; Elevating Graders, Equipment Lubricating and service Engineer; Engineer Fireman; Grout Machine; Gunnite Machine; Hoists, 1 drum; Hydraulic Backhoes, wheel mounted under 3/4 yd.; Loader, Barber Green, etc.; Loader up to and including 6 cu. yds.; Machine Doctor; Mechanic; Motor Grader/Blade, rough; Road Stabilization Machine; Rollers, self-propelled, all types over 5 tons; Sandblasting Machine; single unit portable crusher, with or without washer; tie tamper, wheel mounted; Tractor, 70 HP and over with or without attachments; Trenching Machine Operator; Welder; winch on truck

Group 4: Cable Operated crane, track mounted; cable operated power shovels, Draglines, Clamshells, and backhoes, 5 cu. yds. and under; Concrete Mixer over 1 cu. yd.; Concrete Paver 34E or similar; Concrete placement pumps, 8 inches and over; crane, 50 tons and under; Hoist, 2 drums; Hydraulic Backhoe, 3/4 yd. and over; Loader, over 6 cu. yds.; Mechanic-welder, heavy duty; Mixer mobile; Motor Grader/blade, finish; Multiple unit portable crusher, with or without washer; Piledriver; Scrapers, single bowl under 40 cu. yds.; Self-propelled Hydraulic Crane; tractor with sideboom; truck mounted Hydraulic Crane

Group 5: Cable operated Power Shovels, Draglines, Clamshells and Backhoes over 5 cu. yds.; Crane, over 50 tons carrier mounted; Derrick; Electric rail type tower crane; Hoist, 3 drum or more; Quad Nine and similar push unit; Scrapers - single bowl including pups 40 cu. yds. and tandem bowls and over

Group 6: Cableway; Climbing tower Crane; Crawler or Truck Mounted Tower Crane; Wheel Excavator, Tower Crane, Truck type



POWER EQUIPMENT OPERATORS (Cont'd)
(for work in Tunnels, Shafts and Raises)

Group 1: Brakeman

Group 2: Motorman

Group 3: Compressor (900 CFM and over) serving Tunnels, Shafts and Raises

Group 4: Air Tractors; Grout Machine; Gunnite Machine; Jumbo Form; Mechanic; Welder

Group 5: Concrete Placement Pumps, 8" and over discharge; Mechanic-Welder, heavy duty; Mucking Machines and Front End Loaders, underground; Slusher; Mine Hoist Operator

Group 6: Mole







SUPERSEDEAS DECISION

STATE: Colorado COUNTY: El Paso
DECISION NUMBER: C075-5101 DATE: Date of Publication
Supersedes Decision No. C075-5081 dated July 11, 1975, in 40 FR 29464
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $9.01 | .38 | .72 | | |
| BOILERMAKERS | 8.35 | .60 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons | 8.50 | .45 | .50 | | .04 |
| CARPENTERS: | | | | | |
| Zone 1 (0-30 miles from Post Office in Colorado Springs) | 7.54 | .48 | .60 | .40 | .05 |
| Zone 2 (30 miles and over from Post Office in Colorado Springs) | 7.79 | .48 | .60 | .40 | .05 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.49 | .44 | 1.10 | .60 | .08 |
| Working with composition materials and color | 7.99 | .44 | 1.10 | .60 | .08 |
| Working on scaffold, swing stage or temporary platform over 25' | 7.74 | .44 | 1.10 | .60 | .08 |
| ELECTRICIANS | 10.07 | .42 | 1%+.45 | | .015 |
| ELEVATOR CONSTRUCTORS | 8.63 | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 8.37 | | | | |
| IRONWORKERS | 9.20 | .63 | .90 | | .08 |
| MARBLE SETTERS | 8.30 | .56 | .50 | .25 | .04 |
| MILLWRIGHTS | 9.13 | .53 | .60 | 6% | .05 |
| PAINTERS: | | | | | |
| Brush and roller; Tapers, Hand Texture | 7.94 | .50 | .20 | | .04 |
| Paperhangers; Steel | 8.44 | .50 | .20 | | .04 |
| Spray | 8.69 | .50 | .20 | | .04 |
| Steel Spray | 9.19 | .50 | .20 | | .04 |
| PLASTERERS | 8.69 | | | | .01 |
| PLUMBERS; Pipefitters | 8.28 | .55 | .65 | 1.17 | .05 |
| ROOFERS | 7.91 | .42 | .10 | | |
| SHEET METAL WORKERS | 9.12 | .30 | .90 | | .07 |
| SOFT FLOOR LAYERS | 8.29 | .35 | .55 | .30 | .05 |
| SPRINKLER FITTERS | 9.25 | .50 | .70 | | .08 |
| TERRAZZO WORKERS | 8.30 | .56 | .50 | .25 | .04 |
| TILE SETTERS | 7.41 | .45 | .50 | | |



FOOTNOTE:
a. Employer contributes 4% basic hourly rate for over 5 years' service; 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Six Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

| LABORERS (Building Construction) | Basic Hourly Rates | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|---|---|
| | | | | H & W | Pensions | Vacation | App. Tr. |
| | Zone 1 | Zone 2 | Zone 3 | | | | |
| Group 1 | $4.15 | $4.60 | $5.05 | .44 | .50 | | .05 |
| Group 2 | 5.65 | 6.10 | 6.55 | .44 | .50 | | .05 |
| Group 3 | 5.93 | 6.38 | 6.83 | .44 | .50 | | .05 |
| Group 4 | 6.15 | 6.60 | 7.05 | .44 | .50 | | .05 |
| Group 5 | 6.20 | 6.65 | 7.10 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |

ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in Colorado Springs.

ZONE 2: That area encompassed by 30 to 70 driving miles from the main Post Office in Colorado Springs.

ZONE 3: That area encompassed by 70 driving miles and over from the main Post Office in Colorado Springs.

DECISION NO. C075-5101

LABORERS (Cont'd)
Building Construction

GROUP DESCRIPTION For All COUNTIES

Group 1: Watchmen tending Heaters and Pumps

Group 2: Building Construction Laborer

Group 3: Laborers - Underpinning and Shoring Eight (8) feet or more below working surface.
Power Tool Operators of all mechanical, air, gas, and electrical tools, including Self-propelled Buggies and Cement Finisher Tenders.
Laborers preparing and placing of stone or any other Aggregate in a sand bed to be used as exposed face of tilt-up panels.
Burners on Demolition and Welders, Gunnite Nozzlemen and Sand Blasters.

Group 4: Pipelayers on Building Construction

Group 5: Jackhammer Operator for Under-pinning and Shoring over twelve (12) feet below working surface, Bellers and Stemmers on Caisson Work

Group 6: Tender, Mason and Plaster

| HEAVY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS | $7.19 | .53 | .60 | .40 | .05 |
| UNDERGROUND CARPENTERS Working on creosoted material, High work 40' above ground or floor on exposed scaffold or boatswains chair; Piledriving; Sawmen continuously assigned to 1½ HP saws at jobsite | 7.39 | .53 | .60 | .40 | .05 |
| CEMENT MASONS | 7.49 | .53 | .60 | .40 | .05 |
| | 6.74 | .44 | 1.10 | .30 | .08 |



DECISION NO C075- 5101

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen | $ 6.45 | .40 | .30 | .30 | |
| DUMP TRUCKS, to & including 6 cu. yds.; Sweeper; Flat Rack, single Axle; Liquid & Bulk Tankers, single Axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers | 6.55 | .40 | .30 | .30 | |
| DUMP TRUCKS, over 6 cu. yds. to & incl. 14 cu. yds.; Flat Rack, Tandem Axle; Battery Men; Mechanics' Helpers; Material Checkers; Cardex Men; Expeditors; Man haul shuttle truck or Bus | 6.65 | .40 | .30 | .30 | |
| STRADDLE TRUCK; Lumber Carrier; Liquid & Bulk Tankers, Tandem Axle | 6.70 | .40 | .30 | .30 | |
| FORK LIFT DRIVER; fuel truck; Grease truck; Combination fuel & grease | 6.75 | .40 | .30 | .30 | |
| DISTRIBUTOR TRUCK DRIVER; Cement Mixer, Agitator Truck to & including 10 cu. yds.; Liquid & Bulk Tankers, semi or combination | 6.80 | .40 | .30 | .30 | |
| MULTI-PURPOSE TRUCK; Specialty & Hoisting | 6.85 | .40 | .30 | .30 | |
| DUMP TRUCKS over 14 cu. yds. to & including 29 cu. yds.; High Boy, Low Boy, Floats, Semi; Cab operated Distributor Truck Driver, Semi; Liquid & Bulk Tankers, Euclid, Electric, or similar; Truck Driver Dumptor type, Youngbuggy, Jumbo & similar type equipment | 6.90 | .40 | .30 | .30 | |
| TRUCK DRIVER, Snow Plow | 7.00 | .40 | .30 | .30 | |









DECISION NO. C075-5101

| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CEMENT MIXER, Agitator Truck over 10 cu. yds., to & incl. 15 cu. yds. | $ 7.05 | .40 | .30 | .30 | |
| DUMP TRUCKS over 29 cu. yds. to & incl. 39 cu. yds. | 7.15 | .40 | .30 | .30 | |
| CEMENT MIXER, Agitator Truck over 15 cu. yds. | 7.30 | .40 | .30 | .30 | |
| DUMP TRUCKS over 39 cu. yds. to & incl. 54 cu. yds.; Tireman | 7.35 | .40 | .30 | .30 | |
| MECHANIC | 7.45 | .40 | .30 | .30 | |
| DUMP TRUCKS over 54 cu. yds. to & incl. 79 cu. yds. | 7.55 | .40 | .30 | .30 | |
| HEAVY DUTY DIESEL, Mechanics, Body Men, Welders or Combination Men | 7.65 | .40 | .30 | .30 | |
| DUMP TRUCKS over 79 cu. yds. to & incl. 104 cu. yds. | 7.75 | .40 | .30 | .30 | |
| DUMP TRUCKS over 104 cu. yds. | 7.95 | .40 | .30 | .30 | |
| LINE CONSTRUCTION - Colorado | | | | | |
| Cable Splicers | 9.97 | .35 | 1% | | 3/4% |
| Lineman Cableman | 9.36 | .35 | 1% | | 3/4% |
| Journeyman Lineman | 9.29 | .35 | 1% | | 3/4% |
| Line Equipment Operator | 7.90 | .35 | 1% | | 3/4% |
| Line Equipment Maintenance Man | 7.90 | .35 | 1% | | 3/4% |
| Groundmen | 6.52 | .35 | 1% | | 3/4% |



DECISION NO. C075-5101

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS (Heavy Construction) | | | | | |
| Group 1 | $5.55 | .44 | .50 | | .05 |
| Group 2 | 5.65 | .44 | .50 | | .05 |
| Group 3 | 5.95 | .44 | .50 | | .05 |
| Group 4 | 6.10 | .44 | .50 | | .05 |
| Group 5 | 6.30 | .44 | .50 | | .05 |
| LABORERS (TUNNELS) | | | | | |
| Group 1 | 5.55 | .44 | .50 | | .05 |
| Group 2 | 6.45 | .44 | .50 | | .05 |
| Group 3 | 6.55 | .44 | .50 | | .05 |
| Group 4 | 6.63 | .44 | .50 | | .05 |
| Group 5 | 6.70 | .44 | .50 | | .05 |
| Group 6 | 6.85 | .44 | .50 | | .05 |
| (SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS) | | | | | |
| Group 1 | 6.55 | .44 | .50 | | .05 |
| Group 2 | 6.70 | .44 | .50 | | .05 |
| Group 3 | 6.80 | .44 | .50 | | .05 |
| Group 4 | 6.98 | .44 | .50 | | .05 |
| Group 5 | 7.08 | .44 | .50 | | .05 |
| Group 6 | 7.13 | .44 | .50 | | .05 |

DECISION NO. CO75-5101

LABORERS (Heavy Construction)

Group 1: Minimum Labor, including Caissons to 8'; Carrying Reinforcing Rods; Work on Cross Culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence Erectors; Metal Mesh; Dowel Bars; Tie Bars and Chairs in concrete paving; Flagman directing traffic; Nursery Man including seeding, mulching and planting of trees, shrubs and flowers; Stake Chaser; Gabion Baskets and Reno Mattreases; Pipe plants and yards, stringing of pipe or skids, handling and signaling on pipe line work

Group 2: Chuck Tenders, Nippers, Core and Diamond Drill Helpers, Powdermen Helpers; Hot Asphalt Labor, Rakers, Boxtenders, Asphalt Curb Machines, Potmen (not mechanical); Multi-plate Culvert Pipe; Air, gas and electrical tool Operators; Barco Hammers; Spaders, electric hammers; Air Tampers; Cutting Torches on demolition work; Caissons 8' to 12'; Cofferdams; Power operated Concrete Buggies; Operators of concrete saws on pavement (other than gang saws); Timber and Chain Saws; Stresser or Stretcherman on Post Tension or Prestressed Concrete on or off jobsite; Tool Room Man and Checkers; Cement Finisher Helper; Sand Blaster; Sand Blaster Helper; Concrete processing material; Monitor; Spotters; Signalmen; Dummmen; Transverse Concrete Conveyor Operator; Mechanical Grouters; Boring Machine (air hydraulic); Automatic Concrete Power Curbing Machine; Jack Hammer; Vibrators; Paving Breakers; Frostproofing; Any laborer performing bridge work over 40' above the ground or above a floor and working from a Bos'n Chair; Swing Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Cunniting and Shotcrete Helpers; Caissons over 12'; Scalers; Timbermen, underpinning and shoring; Form-setters and/or stringmen on roads, highways, streets and airport runways; Distribution, placing and hooking of landing mats; Bull Float (hand operated) and Center Expansion Machines; Grade Checkers if required by employer; Pipe Wrappers; Dopers; Jeep Holiday Detector Men, Bandage Makers; Laborers working in trenches on all pipe lines, sewer, water, gas, oil, telephone conduit, Pen Stock, Siphons, drainage lines, Caulkers, Yarners, Fine Graders, air, gas, electric and hydraulic tools, Boring Machines, Hydraulic Jacks, Drills, Tampers, and similar operated tools; Wiping of Joint Concrete Pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Ensmelers of pipe, inside and out



DECISION NO. CO75-5101

LABORERS (Cont'd) (Heavy Construction)

Group 3: Powdermen and Blasters; Gunnite Nozzlemen; Shotcrete Operator; Pipe Layer on truck pipe lines in connection with highway work Refining Pipe; Mixer Man; Pipelayer; Hydro-broom

Group 4: Wagon Drills and Air Tracks; Jack Hammer Operators in Caissons over 12'; Bellers and Stemmen; Licensed Powdermen; Diamond and Core Drills powered by air.

Group 5: Any work, other than on bridges, performed by Laborers working from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Plugs and Galleys in Dams

LABORERS (Tunnels)

Group 1: Outside Labor

Group 2: Minimum Tunnel Labor, Dry Houseman

Group 3: Cable or Hose Tenders, Chuck Tenders, Concrete Laborers, Dumpmen, Whirley Pump Operators

Group 4: Helpers on Shotcrete, Gunniting and Sand Blasting; Helpers, Core and Diamond Drills; Pot Tenders

Group 5: Cement Finisher Helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Tunnel Liner Plate Setters; Vibrator Men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and Core Drill Operators; Cement Finisher (underground); Shotcrete Operator; Gunnite Nozzlemen, Sand Blasters, Pump Concrete placement Men

(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen and Cagers

Group 2: Chucktenders, Concrete Laborers, Whirley Pump Operators





DECISION NO. CO75-5101

LABORERS (Cont'd)
(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 3: Helpers in Shotcrete Gunniting and Sand Blasting; Helpers on Core and Diamond Drills; Pot Tenders; Cement Finisher Helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (Steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Liner Plate Setters; Vibrator Men, internal and external

Group 5: Diamond and Core Drill Operators; Cement Finisher (underground); Gunnite Nozzlemen; Shotcrete Operators; Sand Blasters and Pump Concrete Placement Men

Group 6: Any employee performing work underground from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws



DECISION NO. CO75-5101

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS (Other than for work in Tunnels, Shafts and Raises) | | | | | |
| Group 1 | $6.40 | .35 | .59 | .30 | .06 |
| Group 2 | 6.75 | .35 | .59 | .30 | .06 |
| Group 3 | 7.10 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.55 | .35 | .59 | .30 | .06 |
| (For work in Tunnels, Shafts, and Raises) | | | | | |
| Group 1 | 6.55 | .35 | .59 | .30 | .06 |
| Group 2 | 6.90 | .35 | .59 | .30 | .06 |
| Group 3 | 7.00 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.80 | .35 | .59 | .30 | .06 |

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Air Compressor; Asphalt Screed; Oiler; Brakeman; Drill Operator - Smaller than Williams MF and similar; Helper to Heavy Duty Mechanic and/or Welder; Operators of 5 or more light plants, Welding Machines, Generators, single unit conveyor; Pumps; Vacuum well point system; tractor, under 70 HP with or without attachments

Group 2: Conveyor, handling building materials; Ditch Witch and similar trenching machine; Fireman or tank heater, road; Forklift; Haulage motor man; Pugmill; portable screening plant with or without a spray bar; screening plants, with classifier; self-propelled Roller, Rubber tired under 5 tons;

Group 3: Asphalt Plant; Backfiller, Bituminous spreader or laydown machine; Cableway signalman; caisson drill; Williams MF, similar and larger; C.M.I. and similar; Concrete Batching Plants; Concrete finish Machine; Concrete Gang Saws on concrete paving; Concrete Mixer, less than 1 yd.; Concrete Placement Pumps, under 8 inches; Distributors, bituminous surfaces; Drill, diamond or core; Drill Rigs, rotary, churn, or cable tool; Elevating Graders, Equipment Lubricating and service Engineer; Engineer Fireman; Grout Machine; Gunnite Machine; Hoists, 1 drum; Hydraulic Backhoes, wheel mounted under 3/4 yd.; Loader, Barber Green, etc.; Loader up to and including 6 cu. yds.; Machine Doctor; Mechanic; Motor Grader/Blade, rough; Road Stabilization Machine; Rollers, air propelled, all types over 5 tons; Sandblasting Machine; single unit portable crusher, with or without washer; Tie tamper, wheel mounted; Tractor, 70 HP and over with or without attachments; Trenching Machine Operator; Welder; winch on truck

Group 4: Cable Operated crane, track mounted; cable operated power shovels, Draglines, Clamshells, and backhoes, 5 cu. yds. and under; Concrete Mixer over 1 cu. yd.; Concrete Paver 34E or similar; Concrete placement pumps, 8 inches and over; crane, 50 tons and under; Hoist, 2 drums; Hydraulic Backhoe, 3/4 yd. and over; Loader, over 6 cu. yds.; Mechanic-welder, heavy duty; Mixer mobile; Motor Grader/blade, finish; Multiple unit portable crusher, with or without washer; Piledriver; Scrapers, single bowl under 40 cu. yds.; Self-propelled Hydraulic Crane; tractor with sideboom; truck mounted Hydraulic Crane

Group 5: Cable operated Power Shovels, Draglines, Clamshells and Backhoes over 5 cu. yds.; Crane, over 50 tons carrier mounted; Derrick; Electric rail type tower crane; Hoist, 3 drum or more; Quad Nine and similar push unit; Scrapers - single bowl including pups 40 cu. yds. and tandem bowls and over

Group 6: Cableway; Climbing tower Crane; Crawler or Truck Mounted Tower Crane: Wheel Excavator, Tower Crane, Truck type







POWER EQUIPMENT OPERATORS (Cont'd)
(for work in Tunnels, Shafts and Raises)

Group 1: Brakeman

Group 2: Motorman

Group 3: Compressor (900 CFM and over) serving Tunnels, Shafts and Raises

Group 4: Air Tractors; Grout Machine; Gunnite Machine; Jumbo Form; Mechanic; Welder

Group 5: Concrete Placement Pumps, 8" and over discharge; Mechanic-Welder, heavy duty; Mucking Machines and Front End Loaders, underground; Slusher; Mine Hoist Operator

Group 6: Mole

SUPERSEDEAS DECISION

STATE: Colorado

COUNTIES: Delta, Garfield, Gunnison, Mesa, Montrose and Pitkin

DECISION NUMBER: C075-5102 DATE: Date of Publication
Supersedes Decision No. C075-5082 dated July 11, 1975, in 40 FR 29470
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $9.01 | .38 | .72 | | |
| BOILERMAKERS | 8.35 | .60 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons: | | | | | |
| Pitkin County | 7.45 | .45 | .60 | .25 | .05 |
| Remaining Counties | 8.50 | .45 | .60 | .25 | .05 |
| CARPENTERS: | | | | | |
| P.O. basing points in the Cities of Leadville, Fort Collins, Glenwood Springs, Grand Junction, Gunnison and Montrose | | | | | |
| Zone I (0-30 miles from nearest basing point) | 7.54 | .48 | .60 | .40 | .05 |
| Zone II (30-60 miles from nearest basing point) | 7.79 | .48 | .60 | .40 | .05 |
| Zone III (60 miles and over from nearest basing point) | 8.04 | .48 | .60 | .40 | .05 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.74 | .44 | 1.10 | .60 | .08 |
| Working with composition materials and color | 8.24 | .44 | 1.10 | .60 | .08 |
| Working on scaffold, swing stage or temporary platform over 25' | 7.99 | .44 | 1.10 | .60 | .08 |
| ELECTRICIANS: | | | | | |
| Electricians | 9.80 | .42 | 1% | | 5/10% |
| Cable Splicers | 10.05 | .42 | 1% | | 5/10% |
| ELEVATOR CONSTRUCTORS | 8.63 | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 8.37 | | | | |
| IRONWORKERS: | | | | | |
| Structural; Ornamental and Reinforcing | 9.20 | .63 | .90 | | .08 |
| MARBLE and TILE SETTERS, TERRAZZO WORKERS | 8.30 | .56 | .50 | .25 | .04 |
| MILLWRIGHTS | 9.13 | .53 | .60 | 6% | .05 |



DECISION NO C075-5102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: | | | | | |
| Brush and roller | $ 9.31 | .50 | .60 | | .05 |
| Drywall finisher; Paperhangers | 9.51 | .50 | .60 | | .05 |
| Spray; Swingstage | 9.79 | .50 | .60 | | .05 |
| PLUMBERS | 8.45 | .55 | .55 | 1.00 | .10 |
| ROOFERS | 7.91 | .42 | .10 | | |
| SHEET METAL WORKERS | 9.12 | .30 | .90 | | .07 |
| SOFT FLOOR LAYERS | 8.29 | .35 | .55 | .30 | .05 |
| SPRINKLER FITTERS | 9.25 | .50 | .70 | | .08 |

FOOTNOTE:
a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.
6 Paid Holidays: A through F.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

| LABORERS (Building Construction) | Basic Hourly Rates | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|---|---|
| | | | | H & W | Pensions | Vacation | App. Tr. |
| Garfield and Pitkin Counties | ZONE 1** | ZONE 2* | ZONE 3* | | | | |
| Group 1 | $ 4.15 | $4.60 | $5.05 | .44 | .50 | | .05 |
| Group 2 | 5.50 | 5.95 | 6.40 | .44 | .50 | | .05 |
| Group 3 | 5.78 | 6.23 | 6.68 | .44 | .50 | | .05 |
| Group 4 | 5.98 | 6.43 | 6.88 | .44 | .50 | | .05 |
| Group 5 | 5.82 | 6.27 | 6.72 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |

*ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following cities; Aspen, Glenwood, Springs, and Rifle.
*ZONE 2: That area encompassed by 20 to 70 driving miles from the main Post Office of above named cities.
*ZONE 3: That area encompassed by 70 driving miles and over from the main Post Office of above named cities.

| Delta, Gunnison, Mesa & Montrose Counties | ZONE 1** | ZONE 2** | ZONE 3** | | | | |
|---|---|---|---|---|---|---|---|
| Group 1 | $4.15 | $4.60 | $5.05 | .44 | .50 | | .05 |
| Group 2 | 5.65 | 6.10 | 6.55 | .44 | .50 | | .05 |
| Group 3 | 5.93 | 6.38 | 6.83 | .44 | .50 | | .05 |
| Group 4 | 6.15 | 6.60 | 7.05 | .44 | .50 | | .05 |
| Group 5 | 6.20 | 6.65 | 7.10 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |

**ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following cities; Grand Junction, Gunnison, Montrose, and Naturita.
**ZONE 2: That area encompassed by 30 to 70 driving miles from the main Post Office of above named cities.
**ZONE 3: That area encompassed by 70 driving miles and over from the main Post Office of above named cities.







LABORERS (Cont'd)
Building Construction

GROUP DESCRIPTION For All COUNTIES

Group 1: Watchmen tending Heaters and Pumps

Group 2: Building Construction Laborer

Group 3: Laborers - Underpinning and Shoring Eight (8) feet or more below working surface.
Power Tool Operators of all mechanical, air, gas, and electrical tools, including Self-propelled Buggies and Cement Finisher Tenders.
Laborers preparing and placing of stone or any other Aggregate in a sand bed to be used as exposed face of tilt-up panels.
Burners on Demolition and Welders, Gunnite Nozzlemen and Sand Blasters.

Group 4: Pipelayers on Building Construction

Group 5: Jackhammer Operator for Under-pinning and Shoring over twelve (12) feet below working surface. Reilers and Strippers on Caisson Work.

Group 6: Tender, Mason and Plaster

| HEAVY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS | $7.19 | .53 | .60 | .40 | .05 |
| UNDERGROUND CARPENTERS | 7.39 | .53 | .60 | .40 | .05 |
| Working on creosoted material, High work 40' above ground or floor on exposed scaffold or boatswains chair; Piledriving; Sawmen continuously assigned to 1½ HP saws at jobsite | 7.49 | .53 | .60 | .40 | .05 |
| CEMENT MASONS | | | | | |
| Gunnison and Pitkin Counties | 7.24 | .44 | 1.10 | .30 | .08 |
| Remaining Counties | 6.74 | .44 | 1.10 | .30 | .08 |

NOTICES





| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen | $ 6.45 | .40 | .30 | .30 | |
| DUMP TRUCKS, to & including 6 cu. yds.; Sweeper; Flat Rack, single Axle; Liquid & Bulk Tankers, single Axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers | 6.55 | .40 | .30 | .30 | |
| DUMP TRUCKS, over 6 cu. yds. to & incl. 14 cu. yds.; Flat Rack, Tandem Axle; Battery Men; Mechanics' Helpers; Material Checkers; Cardex Men; Expeditors; Man haul shuttle truck or Bus | 6.65 | .40 | .30 | .30 | |
| STRADDLE TRUCK; Lumber Carrier; Liquid & Bulk Tankers, Tandem Axle | 6.70 | .40 | .30 | .30 | |
| FORK LIFT DRIVER; fuel truck; Grease truck; Combination fuel & grease | 6.75 | .40 | .30 | .30 | |
| DISTRIBUTOR TRUCK DRIVER; Cement Mixer, Agitator Truck to & including 10 cu. yds.; Liquid & Bulk Tankers, semi or combination | 6.80 | .40 | .30 | .30 | |
| MULTI-PURPOSE TRUCK; Specialty & Hoisting | 6.85 | .40 | .30 | .30 | |
| DUMP TRUCKS over 14 cu. yds. to & including 29 cu. yds.; High Boy, Low Boy, Floats, Semi; Cab operated Distributor Truck Driver, Semi; Liquid & Bulk Tankers, Euclid, Electric, or similar; Truck Driver Dumptor type, Youngbuggy, Jumbo & similar type equipment | 6.90 | .40 | .30 | .30 | |
| TRUCK DRIVER, Snow Plow | 7.00 | .40 | .30 | .30 | |





| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CEMENT MIXER, Agitator Truck over 10 cu. yds., to & incl. 15 cu. yds. | $ 7.05 | .40 | .30 | .30 | |
| DUMP TRUCKS over 29 cu. yds. to & incl. 39 cu. yds. | 7.15 | .40 | .30 | .30 | |
| CEMENT MIXER, Agitator Truck over 15 cu. yds. | 7.30 | .40 | .30 | .30 | |
| DUMP TRUCKS over 39 cu. yds. to & incl. 54 cu. yds.; Tireman | 7.35 | .40 | .30 | .30 | |
| MECHANIC | 7.45 | .40 | .30 | .30 | |
| DUMP TRUCKS over 54 cu. yds. to & incl. 79 cu. yds. | 7.55 | .40 | .30 | .30 | |
| HEAVY DUTY DIESEL, Mechanics, Body Men, Welders or Combination Men | 7.65 | .40 | .30 | .30 | |
| DUMP TRUCKS over 79 cu. yds. to & incl. 104 cu. yds. | 7.75 | .40 | .30 | .30 | |
| DUMP TRUCKS over 104 cu. yds. | 7.95 | .40 | .30 | .30 | |
| LINE CONSTRUCTION - Colorado | | | | | |
| Cable Splicers | 9.97 | .35 | 1% | | 3/4% |
| Lineman Cableman | 9.36 | .35 | 1% | | 3/4% |
| Journeyman Lineman | 9.29 | .35 | 1% | | 3/4% |
| Line Equipment Operator | 7.90 | .35 | 1% | | 3/4% |
| Line Equipment Maintenance Man | 7.90 | .35 | 1% | | 3/4% |
| Groundmen | 6.52 | .35 | 1% | | 3/4% |

NOTICES

DECISION NO C075-5102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS (Heavy Construction) | | | | | |
| Group 1 | $5.55 | .44 | .50 | | .05 |
| Group 2 | 5.65 | .44 | .50 | | .05 |
| Group 3 | 5.95 | .44 | .50 | | .05 |
| Group 4 | 6.10 | .44 | .50 | | .05 |
| Group 5 | 6.30 | .44 | .50 | | .05 |
| LABORERS (TUNNELS) | | | | | |
| Group 1 | 5.55 | .44 | .50 | | .05 |
| Group 2 | 6.45 | .44 | .50 | | .05 |
| Group 3 | 6.55 | .44 | .50 | | .05 |
| Group 4 | 6.63 | .44 | .50 | | .05 |
| Group 5 | 6.70 | .44 | .50 | | .05 |
| Group 6 | 6.85 | .44 | .50 | | .05 |
| (SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS) | | | | | |
| Group 1 | 6.55 | .44 | .50 | | .05 |
| Group 2 | 6.70 | .44 | .50 | | .05 |
| Group 3 | 6.80 | .44 | .50 | | .05 |
| Group 4 | 6.98 | .44 | .50 | | .05 |
| Group 5 | 7.08 | .44 | .50 | | .05 |
| Group 6 | 7.13 | .44 | .50 | | .05 |



DECISION NO. C075-5102

LABORERS
(Heavy Construction)

Group 1: Minimum Labor, including Caissons to 8'; Carrying Reinforcing Rods; Work on Cross Culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence Erectors; Metal Mesh; Dowel Bars; Tie Bars and Chairs in concrete paving; Flagman directing traffic; Nursery Man including seeding, mulching and planting of trees, shrubs and flowers; Stake Chaser; Gabion Baskets and Reno Mattresses; Pipe plants and yards, stringing of pipe or skids, handling and signaling on pipe line work

Group 2: Chuck Tenders, Nippers, Core and Diamond Drill Helpers, Powdermen Helpers; Hot Asphalt Labor, Rakers, Boxtenders, Asphalt Curb Machines, Potmen (not mechanical); Multi-plate Culvert Pipe; Air, gas and electrical tool Operators; Barco Hammers; Spaders, electric hammers; Air Tampers; Cutting Torches on demolition work; Caissons 8' to 12'; Cofferdams; Power operated Concrete Buggies; Operators of concrete saws on pavement (other than gang saws); Timber and Chain Saws; Stresser or Stretcherman on Post Tension or Prestressed Concrete on or off jobsite; Tool Room Man and Checker; Cement Finisher Helper; Sand Blaster; Sand Blaster Helper; Concrete processing material; Monitor; Spotters; Signalmen; Dumpmen; Transverse Concrete Conveyor Operator; Mechanical Grouters; Boring Machine (air hydraulic); Automatic Concrete Power Curbing Machine; Jack Hammer; Vibrators; Paving Breakers; Frostproofing; Any laborer performing bridge work over 40' above the ground or above a floor and working from a Bos'n Chair; Swing Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Gunniting and Shotcrete Helpers; Caissons over 12'; Scalers; Timbermen, underpinning and shoring; Form-setters and/or stringmen on roads, highways, streets and airport runways; Distribution, placing and hooking of landing mats; Bull Float (hand operated) and Center Expansion Machines; Grade Checkers if required by employer; Pipe Wrappers; Dopers; Jeep Holiday Detector Men, Bandage Makers; Laborers working in trenches on all pipe lines, sewer, water, gas, oil, telephone conduit, Pen Stock, Siphons, drainage lines, Caulkers, Yarners, Fine Graders, air, gas, electric and hydraulic tools, Boring Machines, Hydraulic Jacks, Drills, Tampers, and similar operated tools; Wiping of Joint Concrete Pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamelers of pipe, inside and out.





DECISION NO. C075-5102

LABORERS (Cont'd)
(Heavy Construction)

Group 3: Powdermen and Blasters; Gunnite Nozzlemen; Shotcrete Operator; Pipe Layer on truck pipe lines in connection with highway work Relining Pipe; Mixer Man; Pipelayer; Hydro-broom

Group 4: Wagon Drills and Air Tracks; Jack Hammer Operators in Caissons over 12'; Nellers and Stemmen; Licensed Powdermen; Diamond and Core Drills powered by air.

Group 5: Any work, other than on bridges, performed by Laborers working from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Plugs and Calleys in Dams

LABORERS (Tunnels)

Group 1: Outside Labor

Group 2: Minimum Tunnel Labor, Dry Houseman

Group 3: Cable or Hose Tenders, Chuck Tenders, Concrete Laborers, Dumpmen, Whirley Pump Operator

Group 4: Helpers on Shotcrete, Gunniting and Sand Blasting; Helpers, Core and Diamond Drills; Pot Tenders

Group 5: Cement Finisher Helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Tunnel Liner Plate Setters; Vibrator Men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and Core Drill Operators; Cement Finisher (underground); Shotcrete Operator; Gunnite Nozzlemen, Sand Blasters, Pump Concrete placement Men

(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen and Cagers

Group 2: Chucktenders, Concrete Laborers, Whirley Pump Operators



DECISION NO. C075-5102

LABORERS (Cont'd)
(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 3: Helpers in Shotcrete Gunniting and Sand Blasting; Helpers on Core and Diamond Drills; Pot Tenders; Cement Finisher Helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (Steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Liner Plate Setters; Vibrator Men, internal and external

Group 5: Diamond and Core Drill Operators; Cement Finisher (underground); Gunnite Nozzlemen; Shotcrete Operators; Sand Blasters and Pump Concrete Placement Men

Group 6: Any employee performing work underground from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws

DECISION NO C075-5102

| POWER EQUIPMENT OPERATORS (Other than for work in Tunnels, Shafts and Raises) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| Group 1 | $6.40 | .35 | .59 | .30 | .06 |
| Group 2 | 6.75 | .35 | .59 | .30 | .06 |
| Group 3 | 7.10 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.55 | .35 | .59 | .30 | .06 |
| (For work in Tunnels, Shafts, and Raises) | | | | | |
| Group 1 | 6.55 | .35 | .59 | .30 | .06 |
| Group 2 | 6.90 | .35 | .59 | .30 | .06 |
| Group 3 | 7.00 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.80 | .35 | .59 | .30 | .06 |





POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Air Compressor; Asphalt Screed; Oiler; Brakeman; Drill Operator - Smaller than Williams MF and similar; Helper to Heavy Duty Mechanic and/or Welder; Operators of 5 or more light plants, Welding Machines, Generators, single unit conveyor; Pumps; Vacuum well point system; tractor, under 70 HP with or without attachments

Group 2: Conveyor, handling building materials; Ditch Witch and similar trenching machine; Fireman or tank heater, road; Forklift; Haulage motor man; Pugmill; portable screening plant with or without a spray bar; screening plants, with classifier; self-propelled Roller, Rubber tired under 5 tons;

Group 3: Asphalt Plant; Backfiller, Bituminous spreader or laydown machine; Cableway signalman; caisson drill; Williams MF, similar and larger; C.M.I. and similar; Concrete Batching Plants; Concrete finish Machine; Concrete Gang Saws on concrete paving; Concrete Mixer, less than 1 yd.; Concrete Placement Pumps, under 8 inches; Distributors, bituminous surfaces; Drill, diamond or core; Drill Rigs, rotary, churn, or cable tool; Elevating Graders, Equipment Lubricating and service Engineer; Engineer Fireman; Grout Machine; Gunnite Machine; Hoists, 1 drum; Hydraulic Backhoes, wheel mounted under 3/4 yd.; Loader, Barber Green, etc.; Loader up to and including 6 cu. yds.; Mixing Plant; Mechanic; Motor Grader/blade, finish; Multiple Head Earthmoving machine; Rollers, self-propelled, all types over 5 tons; Sandblasting Machine; single unit portable crusher, with or without washer; tie tamper, wheel mounted; Tractor, 70 HP and over with or without attachments; Trenching Machine Operator; Welder; winch on truck

Group 4: Cable Operated crane, track mounted; cable operated power shovels, Draglines, Clamshells, and backhoes, 5 cu. yds. and under; Concrete Mixer over 1 cu. yd.; Concrete Paver 34E or similar; Concrete placement pumps, 8 inches and over; crane, 50 tons and under; Hoist, 2 drums; Hydraulic Backhoe, 3/4 yd. and over; Loader, over 6 cu. yds.; Mechanic-welder, heavy duty; Mixer mobile; Motor Grader/blade, finish; Multiple unit portable crusher, with or without washer; Piledriver; Scrapers, single bowl under 40 cu. yds.; Self-propelled Hydraulic Crane; tractor with sideboom; truck mounted Hydraulic Crane

Group 5: Cable operated Power Shovels, Draglines, Clamshells and Backhoes over 5 cu. yds.; Crane, over 50 tons carrier mounted; Derrick; Electric rail type tower crane; Hoist, 3 drum or more; Quad Nine and similar push unit; Scrapers - single bowl including pups 40 cu. yds. and tandem bowls and over

Group 6: Cableway; Climbing tower Crane; Crawler or Truck Mounted Tower Crane; Wheel Excavator, Tower Crane, Truck type









DECISION NO. C075-5102

POWER EQUIPMENT OPERATORS (Cont'd)
(for work in Tunnels, Shafts and Raises)

Group 1: Brakeman

Group 2: Motorman

Group 3: Compressor (900 CFM and over) serving Tunnels, Shafts and Raises

Group 4: Air Tractors; Grout Machine; Gunnite Machine; Jumbo Form; Mechanic; Welder

Group 5: Concrete Placement Pumps, 8" and over discharge; Mechanic-Welder, heavy duty; Mucking Machines and Front End Loaders, underground; Slusher; Mine Hoist Operator

Group 6: Mole

SUPERSEDEAS DECISION



STATE: Colorado

COUNTIES: Las Animas, Otero and Pueblo

DECISION NUMBER: C075-5103

DATE: Date of Publication

Supersedes Decision No. C075-5083 dated July 11, 1975, in 40 FR 29477

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $9.01 | .38 | .72 | | |
| BOILERMAKERS | 8.35 | .60 | 1.00 | | .02 |
| BRICKLAYERS | 8.62 | .45 | .50 | | .04 |
| CARPENTERS | 7.54 | .48 | .60 | .40 | .05 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.39 | .44 | 1.10 | .60 | .08 |
| Working with composition materials and color | 7.89 | .44 | 1.10 | .60 | .08 |
| Working on scaffold, swing stage or temporary platform over 25' | 7.74 | .44 | 1.10 | .60 | .08 |
| ELECTRICIANS: | | | | | |
| Zone 1 (0-12 miles from P. O.) | | | | | |
| Electricians | 10.25 | .42 | 1%+.35 | | 1% |
| Cable Splicers | 11.28 | .42 | 1%+.35 | | 1% |
| Zone II (12-20 miles from P. O.) | | | | | |
| Electricians | 10.65 | .42 | 1%+.35 | | 1% |
| Cable Splicers | 11.72 | .42 | 1%+.35 | | 1% |
| Zone III (20-40 miles from P. O.) | | | | | |
| Electricians | 11.00 | .42 | 1%+.35 | | 1% |
| Cable Splicers | 12.10 | .42 | 1%+.35 | | 1% |
| Zone IV (Over 40 miles from P. O.) | | | | | |
| Electricians | 12.13 | .42 | 1%+.35 | | 1% |
| Cable Splicers | 13.34 | .42 | 1%+.35 | | 1% |
| Electrical contracts under $20,000 in Zones III and IV | 9.75 | .42 | 1%+.35 | | 1% |
| ELEVATOR CONSTRUCTORS | 8.63 | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .44 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 8.37 | | | | |
| IRONWORKERS: | | | | | |
| Structural; Ornamental and Reinforcing | 9.20 | .63 | .90 | | .08 |
| MARBLE and TILE SETTERS, TERRAZZO WORKERS | 8.30 | .56 | .50 | .25 | .04 |
| MILLWRIGHTS | 9.13 | .53 | .60 | 6% | .05 |
| PAINTERS: | | | | | |
| Brush, Roller, Taper, Hand Texture | 6.28 | .30 | | | .03 |
| Steel; Paperhangers | 6.78 | .30 | | | .03 |
| Spray, Tapers using Automatic tools | 6.88 | .30 | | | .03 |
| Spray steel | 7.38 | .30 | | | .03 |

DECISION NO. C075-5103

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLASTERERS | $ 8.69 | | | | .01 |
| PLUMBERS: | | | | | |
| Zone I (0-15 miles from P. O.) | 9.40 | .55 | .65 | | .05 |
| Zone II (15-20 miles from P. O.) | 9.97 | .55 | .65 | | .05 |
| Zone III (20-40 miles from P. O.) | 10.15 | .55 | .65 | | .05 |
| Zone IV (Over 40 miles from P.O.) | 10.775 | .55 | .65 | | .05 |
| ROOFERS | 7.91 | .42 | .10 | | |
| SHEET METAL WORKERS | 9.12 | .30 | .90 | | .07 |
| SOFT FLOOR LAYERS (Las Animas Co.) | 8.29 | .35 | .55 | .30 | .05 |
| SOFT FLOOR LAYERS (Pueblo County) | 7.00 | .35 | .55 | .20 | .05 |
| SPRINKLER FITTERS | 9.25 | .50 | .70 | | .08 |

FOOTNOTE:

a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays:

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.







DECISION NO. C075- 5103

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS | | | | | |
| PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen | $ 6.45 | .40 | .30 | .30 | |
| DUMP TRUCKS, to & including 6 cu. yds.; Sweeper; Flat Rack, single Axle; Liquid & Bulk Tankers, single Axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers | 6.55 | .40 | .30 | .30 | |
| DUMP TRUCKS, over 6 cu. yds. to & incl. 14 cu. yds.; Flat Rack, Tandem Axle; Battery Men; Mechanics' Helpers; Material Checkers; Cardex Men; Expeditors; Man haul shuttle truck or Bus | 6.65 | .40 | .30 | .30 | |
| STRADDLE TRUCK; Lumber Carrier; Liquid & Bulk Tankers, Tandem Axle | 6.70 | .40 | .30 | .30 | |
| FORK LIFT DRIVER; fuel truck; Grease truck; Combination fuel & grease | 6.75 | .40 | .30 | .30 | |
| DISTRIBUTOR TRUCK DRIVER; Cement Mixer, Agitator Truck to & including 10 cu. yds.; Liquid & Bulk Tankers, semi or combination | 6.80 | .40 | .30 | .30 | |
| MULTI-PURPOSE TRUCK; Specialty & Hoisting | 6.85 | .40 | .30 | .30 | |
| DUMP TRUCKS over 14 cu. yds. to & including 29 cu. yds.; High Boy, Low Boy, Floats, Semi; Cab operated Distributor Truck Driver, Semi; Liquid & Bulk Tankers, Euclid, Electric, or similar; Truck Driver Dumptor type, Youngbuggy, Jumbo & similar type equipment | 6.90 | .40 | .30 | .30 | |
| TRUCK DRIVER, Snow Plow | 7.00 | .40 | .30 | .30 | |



DECISION NO. C075-5103

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| TRUCK DRIVERS (Cont'd) | | | | | |
| CEMENT MIXER, Agitator Truck over 10 cu. yds., to & incl. 15 cu. yds. | $ 7.05 | .40 | .30 | .30 | |
| DUMP TRUCKS over 29 cu. yds. to & incl. 39 cu. yds. | 7.15 | .40 | .30 | .30 | |
| CEMENT MIXER, Agitator Truck over 15 cu. yds. | 7.30 | .40 | .30 | .30 | |
| DUMP TRUCKS over 39 cu. yds. to & incl. 54 cu. yds.; Tireman | 7.35 | .40 | .30 | .30 | |
| MECHANIC | 7.45 | .40 | .30 | .30 | |
| DUMP TRUCKS over 54 cu. yds. to & incl. 79 cu. yds. | 7.55 | .40 | .30 | .30 | |
| HEAVY DUTY DIESEL, Mechanics, Body Men, Welders or Combination Men | 7.65 | .40 | .30 | .30 | |
| DUMP TRUCKS over 79 cu. yds. to & incl. 104 cu. yds. | 7.75 | .40 | .30 | .30 | |
| DUMP TRUCKS over 104 cu. yds. | 7.95 | .40 | .30 | .30 | |
| LINE CONSTRUCTION - Colorado | | | | | |
| Cable Splicers | 9.97 | .35 | 1% | | 3/4% |
| Lineman Cableman | 9.36 | .35 | 1% | | 3/4% |
| Journeyman Lineman | 9.29 | .35 | 1% | | 3/4% |
| Line Equipment Operator | 7.90 | .35 | 1% | | 3/4% |
| Line Equipment Maintenance Man | 7.90 | .35 | 1% | | 3/4% |
| Groundmen | 6.52 | .35 | 1% | | 3/4% |

DECISION NO. C075-5103

LABORERS (Building Construction)

| | Basic Hourly Rates | Basic Hourly Rates | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|---|---|
| | | | | H & W | Pensions | Vacation | App. Tr. |
| | ZONE 1 | ZONE 2 | ZONE 3 | | | | |
| Group 1 | $ 4.15 | $4.60 | $5.05 | .44 | .50 | | .05 |
| Group 2 | 5.65 | 6.10 | 6.55 | .44 | .50 | | .05 |
| Group 3 | 5.93 | 6.38 | 6.83 | .44 | .50 | | .05 |
| Group 4 | 6.15 | 6.60 | 7.05 | .44 | .50 | | .05 |
| Group 5 | 6.20 | 6.65 | 7.10 | .44 | .50 | | .05 |
| Group 6 | 6.30 | 6.75 | 7.20 | .44 | .50 | | .05 |

ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following Cities: Pueblo and Trinidad.

ZONE 2: That area encompassed by 30 to 70 driving miles from the main Post Office in the above named Cities

ZONE 3: That area encompassed by 70 driving miles and over from the main Post Office in the above named Cities



DECISION NO. C075-5103

LABORERS (Cont'd)
Building Construction

GROUP DESCRIPTION For All COUNTIES

Group 1: Watchmen tending Heaters and Pumps

Group 2: Building Construction Laborer

Group 3: Laborers - Underpinning and Shoring Eight (8) feet or more below working surface.
Power Tool Operators of all mechanical, air, gas, and electrical tools, including Self-propelled Buggies and Cement Finisher Tenders.
Laborers preparing and placing of stone or any other Aggregate in a sand bed to be used as exposed face of tilt-up panels.
Burners on Demolition and Welders, Gunnite Nozzlemen and Sand Blasters.

Group 4: Pipelayers on Building Construction

Group 5: Jackhammer Operator for Under-pinning and Shoring over twelve (12) feet below working surface, Bellers and Plungers on Caisson Work.

Group 6: Tender, Mason and Plaster

| HEAVY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS | $7.19 | .53 | .60 | .40 | .05 |
| UNDERGROUND CARPENTERS Working on creosoted material, High work 40' above ground or floor on exposed scaffold or boatswains chair; Piledriving; Sawmen continuously assigned to 1½ HP saws at jobsite | 7.39 | .53 | .60 | .40 | .05 |
| | 7.49 | .53 | .60 | .40 | .05 |
| CEMENT MASONS | 6.74 | .44 | 1.10 | .30 | .08 |





DECISION NO. C075-5103

LABORERS (Heavy Construction)

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $5.55 | .44 | .50 | | .05 |
| Group 2 | 5.65 | .44 | .50 | | .05 |
| Group 3 | 5.95 | .44 | .50 | | .05 |
| Group 4 | 6.10 | .44 | .50 | | .05 |
| Group 5 | 6.30 | .44 | .50 | | .05 |

LABORERS (TUNNELS)

| | | | | | |
|---|---|---|---|---|---|
| Group 1 | 5.55 | .44 | .50 | | .05 |
| Group 2 | 6.45 | .44 | .50 | | .05 |
| Group 3 | 6.55 | .44 | .50 | | .05 |
| Group 4 | 6.63 | .44 | .50 | | .05 |
| Group 5 | 6.70 | .44 | .50 | | .05 |
| Group 6 | 6.85 | .44 | .50 | | .05 |

(SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS)

| | | | | | |
|---|---|---|---|---|---|
| Group 1 | 6.55 | .44 | .50 | | .05 |
| Group 2 | 6.70 | .44 | .50 | | .05 |
| Group 3 | 6.80 | .44 | .50 | | .05 |
| Group 4 | 6.98 | .44 | .50 | | .05 |
| Group 5 | 7.08 | .44 | .50 | | .05 |
| Group 6 | 7.13 | .44 | .50 | | .05 |



DECISION NO. C075-5103

LABORERS
(Heavy Construction)

Group 1: Minimum Labor, including Caissons to 8'; Carrying Reinforcing Rods; Work on Cross Culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence Erectors; Metal Mesh; Dowel Bars; Tie Bars and Chairs in concrete Pavement (not mechanical); Multi-plate Culvert Pipe; Air, gas and electrical tool Operators; Barco Hammers; Spaders, electric hammers; Air Tampers; Cutting Torches on demolition work; Caissons 8' to 12': Cofferdams; Power operated Concrete Buggies; Operators of concrete saws on pavement (other than gang saws); Timber and Chain Saws; Stresser or Stretcherman on Post Tension or Prestressed Concrete on or off jobsite; Tool Room Man and Checkers; Cement Finisher Helper; Sand Blaster; Sand Blaster Helper; Concrete processing material; Monitor; Spotters; Signalmen; Dumpmen; Transverse Concrete Conveyor Operator; Mechanical Grouters; Boring Machine (air hydraulic); Automatic Concrete Power Curbing Machine; Jack Hammer; Vibrators; Paving Breakers; Frostproofing; Any laborer performing bridge work over 40' above the ground or above a floor and working from a Bos'n Chair; Swing Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Gunniting and Shotcrete Helpers; Caissons over 12'; Scalers; Timbermen, underpinning and shoring; Form-setters and/or stringmen on roads, highways, streets and airport runways; Distribution, placing and hooking of landing mats; Bull Float (hand operated) and Center Expansion Machines; Grade Checkers if required by employer; Pipe Wrappers; Dopers; Jeep Holiday Detector Men, Bandage Makers; Laborers working in trenches on all pipe lines, sewer, water, gas, oil, telephone conduit, Pen Stock, Siphons, drainage lines, Caulkers, Yarners, Pine Graders, air, gas, electric and hydraulic tools, Boring Machines, Hydraulic Jacks, Drills, Tampers, and similar operated tools; Wiping of Joint Concrete Pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamelers of pipe, inside and out

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LABORERS (Cont'd) (Heavy Construction)

Group 3: Powdermen and Blasters; Gunnite Nozzlemen; Shotcrete Operator; Pipe Layer on truck pipe lines in connection with highway work Relining Pipe; Mixer Man; Pipelayer; Hydro-broom

Group 4: Wagon Drills and Air Tracks; Jack Hammer Operators in Caissons over 12'; Bellers and Stemmen; Licensed Powdermen; Diamond and Core Drills powered by air.

Group 5: Any work, other than on bridges, performed by Laborers working from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Plugs and Galleys in Dams

LABORERS (Tunnels)

Group 1: Outside Labor

Group 2: Minimum Tunnel Labor, Dry Housemen

Group 3: Cable or Hose Tenders, Chuck Tenders, Concrete Laborers, Dumpmen, Whirley Pump Operator

Group 4: Helpers on Shotcrete, Gunniting and Sand Blasting; Helpers, Core and Diamond Drills; Pot Tenders

Group 5: Cement Finisher Helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Tunnel Liner Plate Setters; Vibrator Men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and Core Drill Operators; Cement Finisher (underground); Shotcrete Operator; Gunnite Nozzlemen, Sand Blasters, Pump Concrete placement Men

(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen and Cagers

Group 2: Chucktenders, Concrete Laborers, Whirley Pump Operators





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LABORERS (Cont'd)
(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 3: Helpers in Shotcrete Gunniting and Sand Blasting; Helpers on Core and Diamond Drills; Pot Tenders; Cement Finisher Helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (Steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Liner Plate Setters; Vibrator Men, internal and external

Group 5: Diamond and Core Drill Operators; Cement Finisher (underground); Gunnite Nozzlemen; Shotcrete Operators; Sand Blasters and Pump Concrete Placement Men

Group 6: Any employee performing work underground from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws







DECISION NO. C075-5103

| POWER EQUIPMENT OPERATORS (Other than for work in Tunnels, Shafts and Raises) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $6.40 | .35 | .59 | .30 | .06 |
| Group 2 | 6.75 | .35 | .59 | .30 | .06 |
| Group 3 | 7.10 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.55 | .35 | .59 | .30 | .06 |
| (For work in Tunnels, Shafts, and Raises) | | | | | |
| Group 1 | 6.55 | .35 | .59 | .30 | .06 |
| Group 2 | 6.90 | .35 | .59 | .30 | .06 |
| Group 3 | 7.00 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.80 | .35 | .59 | .30 | .06 |





DECISION NO. C075-5103

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Air Compressor; Asphalt Screed; Oiler; Brakeman; Drill Operator - Smaller than Williams MF and similar; Helper to Heavy Duty Mechanic and/or Welder; Operators of 5 or more light plants, Welding Machines, Generators, single unit conveyor; Pumps; Vacuum well point system; tractor, under 70 HP with or without attachments

Group 2: Conveyor, handling building materials; Ditch Witch and similar trenching machine; Fireman or tank heater, road; Forklift; Haulage motor man; Pugmill; portable screening plant with or without a spray bar; screening plants, with classifier; self-propelled Roller, Rubber tired under 5 tons;

Group 3: Asphalt Plant; Backfiller, Bituminous spreader or laydown machine; Cableway signalman; caisson drill; Williams MF, similar and larger; C.M.I. and similar; Concrete Batching Plants; Concrete finish Machine; Concrete Gang Saws on concrete paving; Concrete Mixer, less than 1 yd.; Concrete Placement Pumps, under 8 inches; Distributors, bituminous surfaces; Drill, diamond or core; Drill Rigs, rotary, churn, or cable tool; Elevating Graders, Equipment Lubricating and service Engineer; Engineer Fireman; Grout Machine; Gunnite Machine; Hoists, 1 drum; Hydraulic Backhoes, wheel mounted under 3/4 yd.; Loader, Barber Green, etc.; Loader up to and including 6 cu. yds.; Machine Doctor; Mechanic; Motor Grader/Blade, rough; Road Stabilization Machine; Rollers, self-propelled, all types over 5 tons; Sandblasting Machine; single unit portable crusher, with or without washer; tie tamper, wheel mounted; Tractor, 70 HP and over with or without attachments; Trenching Machine Operator; Welder; winch on truck

Group 4: Cable Operated crane, track mounted; cable operated power shovels, Draglines, Clamshells, and backhoes, 5 cu. yds. and under; Concrete Mixer over 1 cu. yd.; Concrete Paver 34E or similar; Concrete placement pumps, 8 inches and over; crane, 50 tons and under; Hoist, 2 drums; Hydraulic Backhoe, 3/4 yd. and over; Loader, over 6 cu. yds.; Mechanic-welder, heavy duty; Mixer mobile; Motor Grader/blade, finish; Multiple unit portable crusher, with or without washer; Piledriver; Scrapers, single bowl under 40 cu. yds.; Self-propelled Hydraulic Crane; tractor with sideboom; truck mounted Hydraulic Crane

Group 5: Cable operated Power Shovels, Draglines, Clamshells and Backhoes over 5 cu. yds.; Crane, over 50 tons carrier mounted; Derrick; Electric rail type tower crane; Hoist, 3 drum or more; Quad Nine and similar push unit; Scrapers - single bowl including pups 40 cu. yds. and tandem bowls and over

Group 6: Cableway; Climbing tower Crane; Crawler or Truck Mounted Tower Crane; Wheel Excavator, Tower Crane, Truck type

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POWER EQUIPMENT OPERATORS (Cont'd)
(for work in Tunnels, Shafts and Raises)

Group 1: Brakeman

Group 2: Motorman

Group 3: Compressor (900 CFM and over) serving Tunnels, Shafts and Raises

Group 4: Air Tractors; Grout Machine; Gunnite Machine; Jumbo Form; Mechanic; Welder

Group 5: Concrete Placement Pumps, 8" and over discharge; Mechanic-Welder, heavy duty; Mucking Machines and Front End Loaders, underground; Slusher; Mine Hoist Operator

Group 6: Mole





SUPERSEDEAS DECISION

STATE: Colorado
DECISION NUMBER: C075-5104
Supersedes Decision No. C075-5084 dated July 11, 1975, in 40 FR 29484
DESCRIPTION OF WORK: Highway Construction

COUNTY: Statewide
DATE: Date of Publication



DECISION NO. C075-5104

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS | $7.19 | .53 | .60 | .40 | .05 |
| CEMENT MASONS: | | | | | |
| *Zone I | 6.74 | .44 | 1.10 | .30 | .08 |
| *Zone II | 7.24 | .44 | 1.10 | .30 | .08 |
| ELECTRICIANS: | | | | | |
| Adams, Arapahoe, Boulder, Clear Creek, Denver, Douglas, Eagles, Gilpin, Grand, Jackson, Jefferson, Lake, Larimer, Logan, Morgan, Phillips, Sedgwick, Summit, Washington, Weld, and Yuma Counties | | | | | |
| Electricians | 10.24 | .65 | 17+.25 | | |
| Cable Splicers | 10.49 | .65 | 17+.25 | | |
| Delta, Dolores, Garfield, Gunnison, Hinsdale, La Plata, Mesa, Moffat, Montezuma, Montrose, Ouray, Pitkins, Rio Blanco, Routt, San Juan and San Miguel Counties | | | | | |
| Electricians | 9.80 | .42 | 17 | | 5/10% |
| Cable Splicers | 10.05 | .42 | 17 | | 5/10% |
| Archuleta, Baca, Bent, Chaffee, Crowley, Custer, Fremont, Huerfano, Kiowa, Las Animas, Mineral, Otero, Prowers, Pueblo, and Rio Grande Counties | | | | | |
| Zone 1 (with 12 miles of Pueblo Main P. O.) | | | | | |
| Electricians | 10.25 | .42 | 17+.35 | | 1/10% |
| Cable Splicers | 11.28 | .42 | 17+.35 | | 1/10% |
| Zone 2 (12 to 20 miles from Pueblo Main P. O.) and (0 to 12 miles from P. O. in Canon City) | | | | | |
| Electricians | 10.65 | .42 | 17+.35 | | 1/10% |
| Cable Splicers | 11.72 | .42 | 17+.35 | | 1/10% |
| Zone 3 (20 to 40 miles from Pueblo Main P. O.) | | | | | |
| Electricians | 11.00 | .42 | 17+.35 | | 1/10% |
| Cable Splicers | 12.10 | .42 | 17+.35 | | 1/10% |
| ELECTRICIANS: (Cont'd) | | | | | |
| Zone 4 (40 miles and over from Pueblo Main P. O.) | | | | | |
| Electricians | 12.13 | .42 | 17+.35 | | 1/10% |
| Cable Splicers | 13.34 | .42 | 17+.35 | | 1/10% |
| Electricians on electrical contracts less than $20,000 in Zones 3 and 4 | 9.75 | .42 | 17+.35 | | 1/10% |
| Cheyenne, Elbert, El Paso, Kit Carson, Lincoln, Park and Teller Counties | | | | | |
| Electricians | 9.07 | .32 | 17+.35 | | .01 |
| IRONWORKERS | 9.20 | .63 | .90 | | .08 |
| PAINTERS: | | | | | |
| Adams, Arapahoe, Boulder, Clear Creek, Delta, Denver, Douglas, Eagle, Elbert, Garfield, Gilpin, Grand, Gunnison, Jackson, Jefferson, Lake, Larimer, Logan, Mesa, Moffat, Montrose, Morgan, Park (Northern half), Phillips, Pitkin, Rio Blanco, Routt, Sedgwick, Summit, Washington, and Weld Counties | | | | | |
| Brush | 9.31 | .50 | .60 | | .05 |
| Spray, Swing Stage | 9.79 | .50 | .60 | | .05 |
| Baca, Bent, Crowley, Custer, Huerfano, Kiowa, Las Animas, Otero, Prowers, and Pueblo Cos. | | | | | |
| Brush | 6.28 | .30 | | | .02 |
| Structural Steel; Spray | 6.78 | .30 | | | .02 |
| Spray Steel | 7.38 | .30 | | | .02 |
| Archuleta, Chaffee, Cheyenne, Dolores, El Paso, Fremont, Hinsdale, Kit Carson, La Plata, Lincoln, Mineral, Montezuma, Ouray, Park (Southern half), Rio Grande, Saguache, San Juan, San Miguel and Teller Counties | | | | | |
| Brush | 7.20 | .50 | .20 | | .03 |
| Spray | 7.80 | .50 | .20 | | .03 |
| Steel | 7.70 | .50 | .20 | | .03 |
| Steel Spray | 8.30 | .50 | .20 | | .03 |
| PILEDRIVERMEN | 7.29 | .48 | .60 | .40 | .05 |

CEMENT MASONS (Cont'd)
* Zone Description

A. Counties entirely within Zone 1:

| | | | |
|---|---|---|---|
| Alamosa | Custer | Huerfano | Otero |
| Archuleta | Delta | Jefferson | Phillips |
| Bent | Denver | LaPlata | Prowers |
| Boulder | Douglas | Larimer | Pueblo |
| Chaffee | El Paso | Logan | Rio Grande |
| Clear Creek | Fremont | Mesa | Sedgwick |
| Conejos | Garfield | Montezuma | Teller |
| Costilla | Gilpin | Morgan | Weld |
| Crowley | | | |

B. Counties entirely within Zone 2:

| | | | |
|---|---|---|---|
| Baca | Jackson | Moffat | Saguache |
| Cheyenne | Kiowa | Ouray | San Juan |
| Dolores | Kit Carson | Park | San Miguel |
| Grand | Lake | Pitkin | Summit |
| Gunnison | Lincoln | Rio Blanco | Yuma |
| Hinsdale | Mineral | Routt | |

C. Legal description of the portions of Adams, Arapahoe, Eagle, Elbert, Las Animas, Montrose and Washington Counties which are included within Zone 1, as follows:

All of Adams, Arapahoe, Elbert and Las Animas Counties lying west of the Township line between R59W and R60W of the 7th Guide Meridian West; and all of Eagle County lying west of the Township line between R80W and R81W of the 10th Guide Meridian West and all of Montrose County lying Northerly of the North line of Ouray County and said North line extended West to the Township line between R11W and R12W, said part lying East of said Township line of the New Mexico Principal Meridian, and all of Washington County lying North of the 40°00'00" Latitude Base Line.

D. Legal description of the portions of Adams, Arapahoe, Eagle, Elbert, Las Animas, Montrose and Washington Counties which are included with Zone 2, as follows:

All of Adams, Arapahoe, Elbert and Las Animas lying East of the Township line between R59W and R60W of the 7th Guide Meridian West, and all of Eagle County lying East of the Township line between R80W and R81W of the 9th Guide Meridian West and all of Montrose County except that part lying Northerly of the North line of Ouray County and said North line extended West of said Township line between R11W and R12W, said point being East of said Township line of the New Mexico Principal Meridian and all of Washington County lying South of the 40°00'00" Latitude Base Line.



DECISION NO CO75-5104

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PICKUPS; Helpers; Scalemen; Checkers; Spotters; Dumpmen | $ 6.45 | .40 | .30 | .30 | |
| DUMP TRUCKS, to & including 6 cu. yds.; Sweeper; Flat Rack, single Axle; Liquid & Bulk Tankers, single Axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers | 6.55 | .40 | .30 | .30 | |
| DUMP TRUCKS, over 6 cu. yds. to & incl. 14 cu. yds.; Flat Rack, Tandem Axle; Battery Men; Mechanics' Helpers; Material Checkers; Cardex Men; Expeditors; Man haul shuttle truck or Bus | 6.65 | .40 | .30 | .30 | |
| STRADDLE TRUCK; Lumber Carrier; Liquid & Bulk Tankers, Tandem Axle | 6.70 | .40 | .30 | .30 | |
| FORK LIFT DRIVER; fuel truck; Grease truck; Combination fuel & grease | 6.75 | .40 | .30 | .30 | |
| DISTRIBUTOR TRUCK DRIVER; Cement Mixer, Agitator Truck to & including 10 cu. yds.; Liquid & Bulk Tankers, semi or combination | 6.80 | .40 | .30 | .30 | |
| MULTI-PURPOSE TRUCK; Specialty & Hoisting | 6.85 | .40 | .30 | .30 | |
| DUMP TRUCKS over 14 cu. yds. to & including 29 cu. yds.; High Boy, Low Boy, Floats, Semi; Cab operated Distributor Truck Driver, Semi; Liquid & Bulk Tankers, Euclid, Electric, or similar; Truck Driver Dumptor type, Youngbuggy, Jumbo & similar type equipment | 6.90 | .40 | .30 | .30 | |
| TRUCK DRIVER, Snow Plow | 7.00 | .40 | .30 | .30 | |









DECISION NO. CO75-5104

| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CEMENT MIXER, Agitator Truck over 10 cu. yds., to & incl. 15 cu. yds. | $ 7.05 | .40 | .30 | .30 | |
| DUMP TRUCKS over 29 cu. yds. to & incl. 39 cu. yds. | 7.15 | .40 | .30 | .30 | |
| CEMENT MIXER, Agitator Truck over 15 cu. yds. | 7.30 | .40 | .30 | .30 | |
| DUMP TRUCKS over 39 cu. yds. to & incl. 54 cu. yds.; Tireman | 7.35 | .40 | .30 | .30 | |
| MECHANIC | 7.45 | .40 | .30 | .30 | |
| DUMP TRUCKS over 54 cu. yds. to & incl. 79 cu. yds. | 7.55 | .40 | .30 | .30 | |
| HEAVY DUTY DIESEL, Mechanics, Body Men, Welders or Combination Men | 7.65 | .40 | .30 | .30 | |
| DUMP TRUCKS over 79 cu. yds. to & incl. 104 cu. yds. | 7.75 | .40 | .30 | .30 | |
| DUMP TRUCKS over 104 cu. yds. | 7.95 | .40 | .30 | .30 | |
| LINE CONSTRUCTION - Colorado | | | | | |
| Cable Splicers | 9.97 | .35 | 1% | | 3/4% |
| Lineman Cableman | 9.36 | .35 | 1% | | 3/4% |
| Journeyman Lineman | 9.29 | .35 | 1% | | 3/4% |
| Line Equipment Operator | 7.90 | .35 | 1% | | 3/4% |
| Line Equipment Maintenance Man | 7.90 | .35 | 1% | | 3/4% |
| Groundmen | 6.52 | .35 | 1% | | 3/4% |



DECISION NO. CO75-5104

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS | | | | | |
| Group 1 | $5.55 | .44 | .50 | | .05 |
| Group 2 | 5.65 | .44 | .50 | | .05 |
| Group 3 | 5.95 | .44 | .50 | | .05 |
| Group 4 | 6.10 | .44 | .50 | | .05 |
| Group 5 | 6.30 | .44 | .50 | | .05 |
| LABORERS (TUNNELS) | | | | | |
| Group 1 | 5.55 | .44 | .50 | | .05 |
| Group 2 | 6.45 | .44 | .50 | | .05 |
| Group 3 | 6.55 | .44 | .50 | | .05 |
| Group 4 | 6.63 | .44 | .50 | | .05 |
| Group 5 | 6.70 | .44 | .50 | | .05 |
| Group 6 | 6.85 | .44 | .50 | | .05 |
| (SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS) | | | | | |
| Group 1 | 6.55 | .44 | .50 | | .05 |
| Group 2 | 6.70 | .44 | .50 | | .05 |
| Group 3 | 6.80 | .44 | .50 | | .05 |
| Group 4 | 6.98 | .44 | .50 | | .05 |
| Group 5 | 7.08 | .44 | .50 | | .05 |
| Group 6 | 7.13 | .44 | .50 | | .05 |

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LABORERS

Group 1: Minimum Labor, including Caissons to 8'; Carrying Reinforcing Rods; Work on Cross Culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence Erectors; Metal Mesh; Dowel Bars; Tie Bars and Chairs in concrete paving; Flagman directing traffic; Nursery Man including seeding, mulching and planting of trees, shrubs and flowers; Stake Chaser; Gabion Baskets and Reno Mattresses; Pipe plants and yards, stringing of pipe or skids, handling and signaling on pipe line work

Group 2: Chuck Tenders, Nippers, Core and Diamond Drill Helpers, Powdermen Helpers; Hot Asphalt Labor, Rakers, Boxtenders, Asphalt Curb Machines, Potmen (not mechanical); Multi-plate Culvert Pipe; Air, gas and electrical tool Operators; Barco Hammers; Spaders, electric hammers; Air Tampers; Cutting Torches on demolition work; Caissons 8' to 12'; Cofferdams; Power operated Concrete Buggies; Operators of concrete saws on pavement (other than gang saws); Timber and Chain Saws; Stresser or Stretcherman on Post Tension or Prestressed Concrete on or off jobsite; Tool Room Man and Checkers; Cement Finisher Helper; Sand Blaster; Sand Blaster Helper; Concrete processing material; Monitor; Spotters; Signalmen; Dumpmen; Transverse Concrete Conveyor Operator; Mechanical Grouters; Boring Machine (air hydraulic); Automatic Concrete Power Curbing Machine; Jack Hammer; Vibrators; Paving Breakers; Frostproofing; Any laborer performing bridge work over 40' above the ground or above a floor and working from a Bos'n Chair; Swing Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Gunniting and Shotcrete Helpers; Caissons over 12'; Scalers; Timbermen, underpinning and shoring; Form-setters and/or stringmen on roads, highways, streets and airport runways; Distribution, placing and hooking of landing mats; Bull Float (hand operated) and Center Expansion Machines; Grade Checkers if required by employer; Pipe Wrappers; Dopers; Jeep Holiday Detector Men, Bandage Makers; Laborers working in trenches on all pipe lines, sewer, water, gas, oil, telephone conduit, Pen Stock, Siphons, drainage lines, Caulkers, Yarners, Fine Graders, air, gas, electric and hydraulic tools, Boring Machines, Hydraulic Jacks, Drills, Tampers, and similar operated tools; Wiping of Joints Concrete Pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamelers of pipe, inside and out





DECISION NO. CO75- 5104

LABORERS (Cont'd)

Group 3: Powdermen and Blasters; Gunnite Nozzlemen; Shotcrete Operator; Pipe Layer on truck pipe lines in connection with highway work Relining Pipe; Mixer Man; Pipelayer; Hydro-broom

Group 4: Wagon Drills and Air Tracks; Jack Hammer Operators in Caissons over 12'; Bellers and Stemmen; Licensed Powdermen; Diamond and Core Drills powered by air.

Group 5: Any work, other than on bridges, performed by Laborers working from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws; Plugs and Galleys in Dams

LABORERS (Tunnels)

Group 1: Outside Labor

Group 2: Minimum Tunnel Labor, Dry Houseman

Group 3: Cable or Hose Tenders, Chuck Tenders, Concrete Laborers, Dumpmen, Whirley Pump Operator

Group 4: Helpers on Shotcrete, Gunniting and Sand Blasting; Helpers, Core and Diamond Drills; Pot Tenders

Group 5: Cement Finisher Helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Tunnel Liner Plate Setters; Vibrator Men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and Core Drill Operators; Cement Finisher (underground); Shotcrete Operator; Gunnite Nozzlemen, Sand Blasters, Pump Concrete placement Men

(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen and Cagers

Group 2: Chucktenders, Concrete Laborers, Whirley Pump Operators

NOTICES





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LABORERS (Cont'd)
(SHAFTS, RAISES, MISSILE SILOS and all UNDERGROUND WORK OTHER THAN TUNNELS)

Group 3: Helpers in Shotcrete Gunniting and Sand Blasting; Helpers on Core and Diamond Drills; Pot Tenders; Cement Finisher Helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, Miners, Machine Men and Bit Grinders, Nippers, Powdermen and Blasters, Reinforcing Steel Setters, Timbermen (Steel or wood tunnel support, including the placement of sheeting when required) and all cutting and welding that is incidental to the Miner's work; Liner Plate Setters; Vibrator Men, internal and external

Group 5: Diamond and Core Drill Operators; Cement Finisher (underground); Gunnite Nozzlemen; Shotcrete Operators; Sand Blasters and Pump Concrete Placement Men

Group 6: Any employee performing work underground from a Bos'n Chair, Swinging Stage, Life Belt or Block and Tackle as a safety requirement. All lines and safety belts used shall be of a type approved by State and Federal laws



DECISION NO. CO75- 5104

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS (Other than for work in Tunnels, Shafts and Raises) | | | | | |
| Group 1 | $6.40 | .35 | .59 | .30 | .06 |
| Group 2 | 6.75 | .35 | .59 | .30 | .06 |
| Group 3 | 7.10 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.55 | .35 | .59 | .30 | .06 |
| (For work in Tunnels, Shafts, and Raises) | | | | | |
| Group 1 | 6.55 | .35 | .59 | .30 | .06 |
| Group 2 | 6.90 | .35 | .59 | .30 | .06 |
| Group 3 | 7.00 | .35 | .59 | .30 | .06 |
| Group 4 | 7.25 | .35 | .59 | .30 | .06 |
| Group 5 | 7.40 | .35 | .59 | .30 | .06 |
| Group 6 | 7.80 | .35 | .59 | .30 | .06 |

NOTICES

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Air Compressor; Asphalt Screed; Oiler; Brakeman; Drill Operator - Smaller than Williams MF and similar; Helper to Heavy Duty Mechanic and/or Welder; Operators of 5 or more light plants, Welding Machines, Generators, single unit conveyor; Pumps; Vacuum well point system; tractor, under 70 HP with or without attachments

Group 2: Conveyor, handling building materials; Ditch Witch and similar trenching machine; Fireman or tank heater, road; Forklift; Haulage motor man; Pugmill; portable screening plant with or without a spray bar; screening plants, with classifier; self-propelled Roller, Rubber tired under 5 tons;

Group 3: Asphalt Plant; Backfiller, Bituminous spreader or laydown machine; Cableway signalman; caisson drill; Williams MF, similar and larger; C.M.I. and similar; Concrete Batching Plants; Concrete finish Machine; Concrete Gang Saws on concrete paving; Concrete Mixer, less than 1 yd.; Concrete Placement Pumps, under 8 inches; Distributors, bituminous surfaces; Drill, diamond or core; Drill Rigs, rotary, churn, or cable tool; Elevating Graders, Equipment Lubricating and service Engineer; Engineer Fireman; Grout Machine; Gunnite Machine; Hoists, 1 drum; Hydraulic Backhoes, wheel mounted under 3/4 yd.; Loader, Barber Green, etc.; Loader up to and including 6 cu. yds.; Machine Doctor; Mechanic; Motor Grader/Blade, rough; Road Stabilization Machine; Rollers, self-propelled, all types over 5 tons; Sandblasting Machine; single unit portable crusher, with or without washer; tie tamper, wheel mounted; Tractor, 70 HP and over with or without attachments; Trenching Machine Operator; Welder; winch on truck

Group 4: Cable Operated crane, track mounted; cable operated power shovels, Draglines, Clamshells, and backhoes, 5 cu. yds. and under; Concrete Mixer over 1 cu. yd.; Concrete Paver 34E or similar; Concrete placement pumps, 8 inches and over; crane, 50 tons and under; Hoist, 2 drums; Hydraulic Backhoe, 3/4 yd. and over; Loader, over 6 cu. yds.; Mechanic-welder, heavy duty; Mixer mobile; Motor Grader/blade, finish; Multiple unit portable crusher, with or without washer; Piledriver; Scrapers, single bowl under 40 cu. yds.; Self-propelled Hydraulic Crane; tractor with sideboom; truck mounted Hydraulic Crane

Group 5: Cable Operated Power Shovels, Draglines, Clamshells and Backhoes over 5 cu. yds.; Crane, over 50 tons carrier mounted; Derrick; Electric rail type tower crane; Hoist, 3 drum or more; Quad Nine and similar push unit; Scrapers - single bowl including pups 40 cu. yds. and tandem bowls and over

Group 6: Cableway; Climbing tower Crane; Crawler or Truck Mounted Tower Crane; Wheel Excavator, Tower Crane, Truck type





POWER EQUIPMENT OPERATORS (Cont'd)
(for work in Tunnels, Shafts and Raises)

Group 1: Brakeman

Group 2: Motorman

Group 3: Compressor (900 CFM and over) serving Tunnels, Shafts and Raises

Group 4: Air Tractors; Grout Machine; Gunnite Machine; Jumbo Form; Mechanic; Welder

Group 5: Concrete Placement Pumps, 8" and over discharge; Mechanic-Welder, heavy duty; Mucking Machines and Front End Loaders, underground; Slusher; Mine Hoist Operator

Group 6: Mole



SUPERSEDEAS DECISION

STATE: Delaware COUNTY: State of Delaware
DECISION NO.: DE-75-3066 DATE: Date of Publication
Supersedes Decision No. DE-75-3001, dated January 3, 1975 in 40 FR 930.
DESCRIPTION OF WORK: Building Construction (excluding single family houses and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.89 | .50 | 1.00 | | .03 |
| BOILERMAKERS: | | | | | |
| New Castle County | 10.20 | .65 | 1.00 | | .01 |
| Kent & Sussex Counties | 9.40 | .60 | .90 | | .02 |
| BRICKLAYERS | 9.35 | .80 | .85 | | |
| CARPENTERS - BUILDING & HEAVY: | | | | | |
| New Castle & Kent Counties | 9.90 | .54 | .54 | | .02 |
| Sussex County | 8.49 | | .35 | | |
| CARPENTERS - HIGHWAY CONSTRUCTION: | | | | | |
| New Castle & Kent Counties | 9.00 | .54 | .54 | | .02 |
| | 8.20 | .68 | .62 | | |
| CEMENT MASONS | 10.29 | 8% | 5% | | |
| ELECTRICIANS | | | | | |
| ELEVATOR CONSTRUCTORS: | | | | | |
| Mechanics | 10.68 | .445 | .29 | 3%+a+b | .02 |
| Elevator Constructors' Helpers | 7.48 | .445 | .29 | 3%+a+b | .02 |
| Elevator Constructors' Probationary Helpers | 5.34 | | | | |
| GLAZIERS | 8.38 | .35 | .30 | | .01 |
| IRONWORKERS: | | | | | |
| Structural, Ornamental, Reinforcing, Riggers & Machinery Movers | 9.85 | .64 | 1.06 | | .05 |
| LABORERS - BUILDING CONSTRUCTION: | | | | | |
| Group 1 | 7.25 | .60 | .40 | | |
| Group 2 | 7.50 | .60 | .40 | | |
| Group 3 | 7.75 | .60 | .40 | | |
| Group 4 | 8.50 | .60 | .40 | | |

CLASSIFICATION DEFINITIONS
LABORERS - BUILDING CONSTRUCTION

Group 1 - General construction, dumpmen & truck spotters

Group 2 - Caulkers, operators of pneumatic & electric tools, vibrating machines concrete saws, pumps, pot tenders, sewer pipelayers, demolition (used of hand tools), driller (except core, diamond or multiple wagon), mason & plasterer tenders, cement workers, mobile buggy operators, operators of power saws (portable), scaffold builders, hook-up men, signal men, stripping of flat arch & form work also cleaning & oiling thereof, tool room attendant & welder

Group 3 - Burners, drillers (core, diamond or multiple wagon), sand blaster (nozzlemen), gunite workers (industrial fume stack men, nozzlemen & rodmen

Group 4 - Blasters



| LABORERS - HEAVY & HIGHWAY CONSTRUCTION | Zone 1 Basic Hourly Rates | Zone 2 Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|---|
| Zone 1 - New Castle County | | | | | | |
| Zone 2 - Kent & Sussex Counties | | | | | | |
| Common laborers, landscaper, planters, seeders, aborists, asphalt tampers, rakers, concrete pitmen, puddlers, rubber magazine tenders, railroad trackmen, signal men | $ 3.75 | 3.60 | .50 | .40 | | |
| Pipelayers | 3.90 | 3.75 | .50 | .40 | | |
| Wagon drill, diamond point drill, gunite nozzlemen, form setters, blasters, caissons & coffer dams (open-air, below 8') | 4.05 | 3.90 | .50 | .40 | | .01 |
| LATHERS | | 9.15 | .50 | .15 | | |
| LINE CONSTRUCTION: | | | | | | |
| Linemen, cable splicers | | 11.14 | .30 | 1% | | 3/8 of 1% |
| Winch truck operators | | 7.80 | .30 | 1% | | 3/8 of 1% |
| Truck drivers | | 7.24 | .30 | 1% | | 3/8 of 1% |
| Groundmen | | 6.68 | .30 | 1% | | 3/8 of 1% |
| MARBLE SETTERS | | 9.08 | .80 | .85 | | |
| MILLWRIGHTS: | | | | | | |
| Kent & New Castle Counties | | 9.72 | .47 | .52 | | |
| Sussex County | | 8.49 | | .35 | | |
| PAINTERS: | | | | | | |
| Brush | | 7.82 | .60 | .25 | | .01 |
| Bridges and/or cables scaffolding | | 8.32 | .60 | .25 | | .01 |
| Machine taping | | 8.07 | .60 | .25 | | .01 |

DECISION NO. DE75-3066

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PILEDRIVERMEN, WHARF & DOCK BUILDERS | $ 9.92 | 1.28 | .90 | c | .07 |
| PLASTERERS | 8.97 | .90 | | | .01 |
| PLUMBERS & STEAMFITTERS: | | | | | |
| New Castle & Kent (north of the southern boundary of Dover City) Counties: | | | | | |
| Plumbers | 9.14 | .78 | .70 | 9%+d | .05 |
| Steamfitters | 9.57 | .585 | .715 | .08136%+e | .05 |
| Sussex & Kent (remainder of county) Counties | 9.84 | .51 | .55 | f | .05 |
| POWER EQUIPMENT OPERATORS - BUILDING & HEAVY CONSTRUCTION: | | | | | |
| GROUP 1 | 10.95 | 4.6% | 9.5% | g | 1.2% |
| GROUP 2 | 10.66 | 4.6% | 9.5% | g | 1.2% |
| GROUP 3 | 9.78 | 4.6% | 9.5% | g | 1.2% |
| GROUP 4 | 9.01 | 4.6% | 9.5% | g | 1.2% |
| GROUP 5 | 8.53 | 4.6% | 9.5% | g | 1.2% |
| GROUP 6 | 7.61 | 4.6% | 9.5% | g | 1.2% |
| GROUP 7 | | | | | |
| 100' & over | 11.20 | 4.6% | 9.5% | g | 1.2% |
| 150' & over | 11.45 | 4.6% | 9.5% | g | 1.2% |
| 200' & over | 11.70 | 4.6% | 9.5% | g | 1.2% |



DECISION NO. DE75-3066

CLASSIFICATIONS

Group 1 - Machines with booms doing hook work, any machine handling machinery, cable spinning machines, helicopter and similar machines

Group 2 - All types of cranes, all types of backhoes, cableways, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, hoists, with 2 towers, pavers 21E and over, all types overhead cranes, building hoists (double drum), gradalls, mortor patrols (fine grade), mucking machines, in tunnel, all front end loaders 3-1/2 c.y., and over, tandem scrapers, pipin type backhoes, boat captains, batch plant operators (concrete), drills, self contained rotary drill, fork lifts (20' lift & over), and similar machines

Group 3 - Conveyors (except building), building hoist (single drum), scrapers, tournapulls, spreaders (asphalt), high or low pressure boilers, concrete pumps, well drillers, bulldozers, tractors, asphalt plant engineers, rollers (high grade finishing), ditch witch type trenchers, all loaders under 3-1/2 c.y., mechanic-welders, motorpatrols, core drill operator, forklift trucks under 20' lift, similar machines

Group 4 - Conveyors (building), concrete spreader, welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, road finishing machines, concrete breaking machines, rollers, seaman pulverizing mixer, power broom, seeding spreader, fireman (for power equipment), and similar machines

Group 5 - Firemen, grease trucks

Group 6 - Oilers and deck hands (personnel boats), core drill helper

Group 7 - All machines with booms (including jibs, masts and leads)









DECISION NO. DE75-3066

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS - HIGHWAY CONSTRUCTION | | | | | |
| Group 1 | $10.66 | 4.6% | 9.5% | | 1.2% |
| Group 2 | 9.78 | 4.6% | 9.5% | | 1.2% |
| Group 3 | 9.01 | 4.6% | 9.5% | | 1.2% |
| Group 4 | 7.61 | 4.6% | 9.5% | | 1.2% |

CLASSIFICATIONS

Group 1 - Pippin type backhoe, euclid loader, all types of cranes, all types of backhoes, draglines, all types of shovels, keystones, paver 21E and over, trenching machines, cableways, all loaders 2 cu. yds. and over and similar machines

Group 2 - Carryalls, tournapulls, asphalt spreaders, motor patrols, concrete pumps, asphalt plant engineers, well drillers, all bulldozers, tractors, maintenance engineer, welders, conveyor loader, all loaders under 2 cu. yds., and similar machines

Group 3 - Form line grader, farm tractor, road finishing machine, concrete spreader, fine grade machines, compressors, pumps (4" or over), pumps (2 pr mpre any size), well point pumps, concrete breaking machines, rollers (grade fill and stone base), firemen, and similar machines

Group 4 - Oilers

| | | | | | |
|---|---|---|---|---|---|
| ROOFERS: | | | | | |
| Composition, damp and waterproofing | 9.97 | 1.15 | .75 | h | .02 |
| SHEET METAL WORKERS | 9.50 | .75 | .60 | | |
| SOFT FLOOR LAYERS: | | | | | .02 |
| New Castle & Kent Cos. | 9.40 | .54 | .54 | | |
| Sussex Co. | 7.84 | | .25 | | |
| SPRINKLER FITTERS | 10.75 | .50 | .80 | | .08 |
| STONE MASONS | 9.20 | .70 | .75 | | |
| TERRAZZO WORKERS & TILE SETTERS | 9.08 | .80 | .85 | | |



DECISION NO. DE75-3066

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| TRUCK DRIVERS - BUILDING CONSTRUCTION: | | | | | |
| Group 1 | $ 6.66 | .505 | .4875 | f | |
| Group 2 | 6.56 | .505 | .4875 | f | |
| Group 3 | 6.41 | .505 | .4875 | f | |

CLASSIFICATION DEFINITIONS
TRUCK DRIVERS

Group 1 - Euclid type or similar off highway equipment (where not self-loaded), off highway tandem back-dump, specialized earth moving equipment, truck mechanic (first class), twin engine equipment & double-hitched equipment (where not self-loaded).

Group 2 - A-frames, agitators or mixers, asphalt distributors, dispetchers, low-boys, semi-trailers, tandems, batch trucks & truck mechanics (second class).

Group 3 - Dumps (single axle), dumpsters, escort & pilot vehicles, flat body material trucks (straight job), fork lifts, form trucks, greasers, material checkers & receivers, panel trucks, pick-ups rubber-tired (towing & pushing vehiclea), tiremen & truck mechanic helpers, truck helpers.

| | | | | |
|---|---|---|---|---|
| TRUCK DRIVERS - HEAVY HIGHWAY CONSTRUCTION: | | | | |
| Group 1 | 5.81 | .505 | .4875 | f |
| Group 2 | 5.71 | .505 | .4875 | f |
| Group 3 | 5.56 | .505 | .4875 | f |

DECISION NO. DE75-3066

CLASSIFICATION DEFINITIONS
TRUCK DRIVERS
HEAVY & HIGHWAY CONSTRUCTION

Group 1 - Euclid type or similar off highway equipment (where not self loaded), specialized earth moving equipment, truck mechanics (first class), twin engine equipment & double-hitched equipment (where not self-loaded.

Group 2 - A-frames, egitators or mixers, asphalt distributors, dispatchers, low-boys, semi-treilers, tandems, batch trucks, truck mechanics (second class).

Group 3 - Dump trucks (singlo axle), dumpsters, escort & pilot vehicles, flat body material trucks (straight jobs), greasers, material checkers & receivers, panel trucks, pick-ups, rubber-tired (towing or pushing flat body vehicles), tiremen, truck mechanic helpers, truck helpers.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E- Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contribution of 4% of the basic hourly rate for 5 years or more of service and 2% of the basic hourly rate for 6 months to 5 years of service for Vacation Pay Credit

b. Paid Holidays: A through F

c. Paid Holidays: Washington's Birthday, Good Friday, Memorial Day, Independence Day, Labor Day, Presidential Election Day, Veterans Day or Thanksgiving Day.

d. Paid Holidays: A through F; provided the employee is actively and currently employed by the employer at the time the holiday occure; provided the employee would otherwise be scheduled to work and would work on such day if it was not observed as a holiday; and provided the employee has worked under current working conditions the last regularly scheduled workday before, and the first regularly scheduled workday after the holiday.



DECISION NO. DE75-3066

FOOTNOTES: (Cont'd)

e. Paid Holiday: Labor Day provided the employee is currently on the payroll and would be scheduled to work the holiday also employee must work the day prior to end after the holiday.

f. Paid Holidays: A through F; provided the employee worked the scheduled work day preceeding and following the holiday.

g. Paid Holidays: A through F; plus Election Day provided the employee works the scheduled work day before end after the holiday.

h. Paid Holiday: Election Day.







SUPERSEDEAS DECISION



STATE: Iowa COUNTY: Linn
DECISION NO.: IA75-4126 DATE: Date of Publication
Supersedes Decision No. IA75-4040, dated January 31, 1975, in 40 FR 4839.
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.00 | .30 | $ .25 | | .10 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS-STONEMASONS | 9.685 | | .55 | | |
| CARPENTERS: | | | | | |
| Carpenters | 7.23 | .30 | | | .02 |
| Millwrights; Piledrivermen | 7.60 | .30 | | | .02 |
| CEMENT MASONS | 7.23 | .25 | | | |
| ELECTRICIANS | 10.00 | .40 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 8.74 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 7.6548 | .40 | 1.00 | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 9.10 | | | | .02 |
| LABORERS: | | | | | |
| Common laborers | 7.14 | .30 | .40 | | |
| All water service, Mortar mixers; Sewer tile layers | 7.265 | .30 | .40 | | |
| Air, electric or gasoline powered jackhammers, chipping hammers; Machine rock drills; Power driven buggies; Tampers; Vibrators; Well point work | 7.34 | .30 | .40 | | |
| LATHERS | 8.50 | | | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (Not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |

DECISION NO IA75-4126

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: | | | | | |
| Brush | $ 6.93 | | | | |
| Paperhangers; Structural steel; Swing stage to 55 feet | 7.18 | | | | |
| Spray | 7.58 | | | | |
| PLASTERERS | 8.50 | | | | |
| PLUMBERS-STEAMFITTERS | 8.90 | .30 | .30 | | .10 |
| ROOFERS | 7.70 | | | | |
| SOFT FLOOR LAYERS | 7.23 | .30 | | | .02 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TRUCK DRIVERS | 5.64 | | | | |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTE:

a. Employer contributen 4% of basic hourly rate for over 5 years' service; 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day, Thanksgiving Day; Christmas Day.

BUILDING CONSTRUCTION

| | | | | | |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

DECISION NO.: IA75-4126

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower Cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type tractors (with loader's, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps 3" or over; Welding machines 600 AMPS or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 1); Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| HEAVY & HIGHWAY CONSTRUCTION: | | | | | |
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |



DECISION NO.: IA75-4126

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a boa'n chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air track, wagon drills and similar drills

Group 2 - Tree climber; Form setters, Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade Checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, hammers and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room man and checkers, Sandblaster helper; Concrete processing material and monitors; Cement finishers helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers, Water boy; Common laborers; Rodmen tending to carpenters; Hot asphalt labor; Stringman on paving work

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | | — | | | |
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |





DECISION NO.: IA75-4126

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer, Tow or Push Boat Operator; Master Mechanic; C.M.I Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)

SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Polk
DECISION NO.: IA75-4127 DATE: Date of Publication
Supersedes Decision No. IA75-4041, dated January 31, 1975, in 40 FR 4841
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.68 | .58 | $ .605 · | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS: STONEMASONS | 9.80 | .35 | .40 | | .02 |
| CARPENTERS: | | | | | |
| Carpenters | 8.99 | .30 | .25 | | .04 |
| Millwrights; Piledrivermen | 9.34 | .30 | .25 | | .04 |
| CEMENT MASONS | 8.48 | | | | |
| ELECTRICIANS | 9.33 | .35 | 1% + .35 | | 1% |
| ELEVATOR CONSTRUCTORS | 8.73 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 6.895 | .30 | .25 | 2 weeks | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 8.20 | .275 | .64 | | .02 |
| LABORERS: | | | | | |
| General laborers | 6.335 | .325 | .325 | | |
| Mortar mixers; motor buggies, when pouring concrete; power tool ops. (air tools, concrete vibrator, gunnite nozzlemen, electric drills and hammers) | 6.435 | .325 | .325 | | |
| Plasterers' tenders | 6.46 | .325 | .325 | | |
| Powdermen | 6.485 | .325 | .325 | | |
| Air tool, power tampers & other similar self-powered tools weighing 50 lbs. and over | 6.535 | .325 | .325 | | |
| All tunnel work | 6.585 | .325 | .325 | | |
| Paving breakers weighing 50 lbs. and over | 6.635 | .325 | .325 | | |
| LATHERS | 7.10 | | | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |



DECISION NO IA75-4127

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINE CONSTRUCTION: (Cont'd) | | | | | |
| Groundman; Truck Driver (with winch) | $ 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |
| MARBLE, TILE & TERRAZZO SETTERS | 9.595 | | | | |
| PAINTERS: | | | | | |
| Brush, roller, drywall finisher | 9.04 | | .20 | | .03 |
| Paperhangers | 9.29 | | .20 | | .03 |
| Spray; structural steel; sandblasting; Swing Stage | 9.54 | | .20 | | .03 |
| Stack; tower work over 100' | 10.14 | | .20 | | .03 |
| PLASTERERS | 8.50 | | | | |
| PLUMBERS: STEAMFITTERS | 9.05 | .30 | .50 | | .10 |
| ROOFERS | 8.49 | | .25 | | |
| SHEET METAL WORKERS | 9.88 | .35 | .30 | | .07 |
| SOFT FLOOR LAYERS | 8.715 | .30 | .25 | | .04 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TRUCK DRIVERS | 5.91 | | | | |

WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

FOOTNOTES:

a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.







DECISION NO.: IA75-4127

| BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower crane; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type tractors (with loaders, backhoes, attachments, etc.); Scrapers (townspull, etc., Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump Chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY & HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |



DECISION NO.: IA75-4127

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and tackle; Drill operators of air track, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checkers and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Strasser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers' helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

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DECISION NO.: 1A75-4127

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; CMI Paver; CMI Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Power Oiler or Mechanic Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)



SUPERSEDEAS DECISION

Page 2

STATE: Iowa

COUNTY: Story (City of Ames and abutting municipalities)

DECISION NO.: 1A75-4130

DATE: Date of Publication

Supersedea Decision No. IA75-4044, dated January 31, 1975, in 40 FR 4848.

DESCRIPTION OF WORK: Building Construction, excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $ 9.68 | .58 | $ .605 | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons | 8.645 | | .20 | | |
| CARPENTERS: | | | | | |
| Carpenters; Piledrivermen | 8.65 | | .15 | | |
| Millwrights | 9.00 | | .15 | | |
| CEMENT MASONS | 7.435 | | | | |
| ELECTRICIANS | 9.33 | .35 | 1% + .35 | | 1% |
| ELEVATOR CONSTRUCTORS | 8.73 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 6.895 | .30 | .25 | 2 weeks | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 8.20 | .275 | .64 | | .02 |
| LABORERS: | | | | | |
| Common laborers | 6.73 | .30 | .05 | | |
| Mortar, plaster & grout mixers; Jackhammer; Paving breaker; Rock drill; Vibrator operator; Motor buggy operators while pouring concrete | 6.88 | .30 | .05 | | |
| Plasterers' tenders | 6.93 | .30 | .05 | | |
| Concrete saw man | 6.98 | .30 | .05 | | |
| Sandblaster | 7.08 | .30 | .05 | | |
| Digging of or work within a shaft entering into natural underground cavities or caverns and work within the said shaft or caverns | 7.23 | .30 | .05 | | |
| LATHERS | 7.10 | | | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |

DECISION NO. 1A75-4130

| | Basic Hourly Rates | Fringe Benefits Payments: H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINE CONSTRUCTION (CONT'D): | | | | | |
| Groundman; Truck Driver (with winch) | $5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Brush; Roller; Drywall finisher Paperhangers | 9.04 | | .20 | | .03 |
| Spray; Structural steel; Sandblasting | 9.29 | | .20 | | .03 |
| Work over 100'; Steck | 9.54 | | .20 | | .03 |
| PLASTERERS | 10.14 | | .20 | | .03 |
| PLUMBERS; STEAMFITTERS | 8.50 | | | | |
| ROOFERS | 9.05 | .30 | .50 | | .10 |
| SHEET METAL WORKERS | 8.49 | | .25 | | |
| SOFT FLOOR LAYERS | 9.48 | .35 | .20 | | .07 |
| SPRINKLER FITTERS | 8.715 | .30 | .25 | | .04 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | 10.40 | .50 | .80 | | .08 |

FOOTNOTE:

a. Employer contributes 4% of the basic hourly rate for 5 years of service and 2% of the basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day

BUILDING CONSTRUCTION
POWER EQUIPMENT OPERATORS:

| | | | | | |
|---|---|---|---|---|---|
| Group 1 | 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

DECISION NO. IA75-4130

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (lavermen)

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type tractors (with loaders, backhoes attachments, etc.); Scrapers (townspull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pumps; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps or combination thereof; Conveyors; Firemen (Boiler); Generator [illegible]; Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY & HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| CARPENTERS & PILEDRIVERMEN | $ 7.30 | .31 | | | |
| CEMENT MASONS | 6.86 | | | | |
| LABORERS: | | | | | |
| Group 1 | 6.60 | .30 | .10 | | |
| Group 2 | 6.35 | .30 | .10 | | |
| Group 3 | 6.10 | .30 | .10 | | |
| Group 4 | 5.95 | .30 | .10 | | |
| Group 5 | 5.85 | .30 | .10 | | |



DECISION NO. IA75-4130

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by Laborers working from a boa'n chair, swing stage, life belt, tag line, or block and tackle; Drill operators of air tracs, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Box tenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers

Group 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborer; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |





DECISION NO.: IA75-4130

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Plexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)

SUPERSEDEAS DECISION

Page 2

STATE: Iowa
DECISION NO.: IA75-4131
COUNTY: Webster (City of Fort Dodge)
DATE: Date of Publication

Supersedes Decision No. IA75-4074, dated April 4, 1975, in 40 FR 15295.

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), and Heavy and Highway Construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.68 | .58 | $ .605 | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS - STONEMASONS | 7.24 | | .40 | | |
| CARPENTERS: | | | | | |
| Carpenters; Piledrivermen | 8.11 | | | | |
| Millwrights | 8.36 | | | | |
| CEMENT MASONS | 6.50 | | | | |
| ELECTRICIANS | 8.28 | .35 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 8.73 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 8.20 | .275 | .60 | | .02 |
| LABORERS: | | | | | |
| Common Laborers | 4.85 | | | | |
| Machine & Air Tool Operators | 5.10 | | | | |
| Mortar Mixers | 5.05 | | | | |
| LATHERS | 7.10 | | | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (Not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Op. (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Brush; Drywall finishers; Rollers | 5.45 | | | | |
| Paperhangers | 5.70 | | | | |
| Spray | 5.95 | | | | |
| PLASTERERS | 4.425 | | | | |
| PLUMBERS-STEAMFITTERS | 9.05 | .30 | .50 | | .10 |

DECISION NO IA75-4131

| BUILDING CONSTRUCTION (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ROOFERS | $ 5.50 | | | | |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTE:

a. Employer contributes 4% of the basic hourly rate for over 5 years of service and 2% of basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day

POWER EQUIPMENT OPERATORS:

| | | | | |
|---|---|---|---|---|
| Group 1 | $ 8.15 | .40 | .40 | .03 |
| Group 2 | 8.04 | .40 | .40 | .03 |
| Group 3 | 7.325 | .40 | .40 | .03 |
| Group 4 | 7.05 | .40 | .40 | .03 |

NOTICES





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DECISION NO. IA75-4131

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower crane; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen).

Group 2 - 1 and 2 drum hoists; air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type Tractors (with loaders, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloader (under 35 HP) with or without attachments; Air compressors (over 125 CFM) Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators

| HEAVY AND HIGHWAY CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS: PILEDRIVERMEN | $ 6.25 | .31 | | | |
| CEMENT MASONS | 6.00 | | | | |
| LABORERS: | | | | | |
| Group 1 | 5.15 | .30 | .10 | | |
| Group 2 | 4.90 | .30 | .10 | | |
| Group 3 | 4.65 | .30 | .10 | | |
| Group 4 | 4.50 | .30 | .10 | | |
| Group 5 | 4.40 | .30 | .10 | | |

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DECISION NO. IA75-4131

CLASSIFICATION DEFINITIONS

LABORERS

Group 1 - Sandblasters; Powderman and blaster; Pipelayer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunnite nozzleman; Diamond and core drills, powered by air, all work performed by laborers working from a bos'n chair, swinging stage, life belt, tag line or block and tackle; Drill op. of air track, wagon drills and similar drills

Group 2 - Tree climber; Form setters; Rakers; Boxtenders; Asphalt curb machines; Potmen (not mechanical); Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons (over 12') Grade checker and cutting torches on demolition work

Group 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouter; Boring machine; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete (on or off the job); Powdermen helpers

Group 4 - Form tamper; Air, gas and electric tool op.; vibrator, barco hammer, paving breaker, spader, tamper, electric drills, hammer and jack hammer; Tree groundmen; Chuck tender; Drill helpers tool room men and checker; Sandblaster helper; Concrete processing material and monitors; Cement finishers helpers

Group 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborer; Rodmen; Tending to carpenters; Hot asphalt labor;.Stringman on paving work

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

NOTICES

DECISION NO. IA75-4131

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-propelled Curb Machine

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-propelled Sheepsfoot Roller; Self-propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser Helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)





SUPERSEDEAS DECISION

STATE: Iowa COUNTY: Woodbury (City of Sioux City and abutting municipalities)

DECISION NO.: IA75-4132 DATE: Date of Publication

Supersedes Decision No. IA75-4046, dated January 31, 1975, in 40 FR 4852.

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories).

| BUILDING CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.49 | .35 | .40 | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS-STONEMASONS | 9.26 | | .20 | | .01 |
| CARPENTERS: | | | | | |
| Carpenters; Piledrivermen | 7.00 | .30 | .25 | | .01 |
| Millwrights | 7.30 | .30 | .25 | | .01 |
| CEMENT MASONS | 8.255 | | | | |
| ELECTRICIANS | 8.98 | .27 | 1% | | 1% |
| ELEVATOR CONSTRUCTORS | 7.64 | .395 | .26 | 2-1/2%+a | |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .395 | .26 | 2-1/2%+a | |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 6.95 | | | | |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 8.785 | .30 | .25 | | .01 |
| LABORERS: | | | | | |
| Common laborers | 5.39 | .37 | .20 | | .02 |
| Mortar mixer; Plasterers' mixers; Air tool operators; Mechanical tampers; Concrete saw; Gunnite nozzle; Chain saw; Wrecking torch; Sandpot and blasting | 5.49 | .37 | .20 | | .02 |
| LATHERS | 7.20 | | | | .01 |
| LINE CONSTRUCTION: | - | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures and steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |
| MARBLE SETTERS | 9.26 | | .20 | | .01 |



DECISION NO. IA75-4132

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: | | | | | |
| Brush | $ 7.78 | .40 | .30 | | |
| Spray; All swing work; All work higher than 40 Ft. - scaffolds, jacks, ladders, etc., Pressure roller, sandblasting; Structural steel over 25 Ft. | 8.28 | .40 | .30 | | |
| PLASTERERS | 7.30 | | | | |
| PLUMBERS-STEAMFITTERS | 8.74 | .30 | .55 | | .10 |
| ROOFERS: | | | | | |
| Roofers | 7.43 | | | | |
| Kettlemen | 7.21 | | | | |
| SHEET METAL WORKERS | 8.62 | .35 | .25 | | |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TERRAZZO WORKERS | 9.26 | | .20 | | .01 |
| TILE SETTERS | 7.20 | | | | |
| TRUCK DRIVERS | 5.49 | .37 | .20 | | .02 |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTES:

a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.

PAID HOLIDAYS:

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

| | | | | | |
|---|---|---|---|---|---|
| BUILDING CONSTRUCTION | | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group 1 | 7.65 | .40 | .40 | | .03 |
| Group 2 | 7.54 | .40 | .40 | | .03 |
| Group 3 | 6.825 | .40 | .40 | | .03 |
| Group 4 | 6.55 | .40 | .40 | | .03 |

DECISION NO. IA75-4132



CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen)

Group 2 - 1 and 2 drum hoists; air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixer; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (townspull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8' and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air Compressors (over 125 CFM); Pumps, 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Fireman (Boiler); Generator (75 kw and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditch ing machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.



SUPERSEDEAS DECISION

STATE: Michigan

COUNTIES: Macomb, Oakland, Washtenaw and Wayne

DECISION NO.: MI75-2102

DATE: Date of Publication

Supersedes Decision No. MI75-2063, dated May 2, 1975 in 40 FR 19345

DESCRIPTION OF WORK: Building (including residential) and Heavy (excluding Bridge, Airport and Sewer) Construction

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS: | | | | | |
| Township of Bridgewater, Dexter, Freedom, Lima, Lyndon, Manchester Sharon & Sylvan in Washtenaw Co. | $ 9.31 | .66 | .95 | | .02 |
| Remaining Counties and the remainder of Washtenaw County | 10.77 | 1.24 | 1.13 | | |
| BOILERMAKERS | 9.69 | .60 | 1.00 | 1.00 | .01 |
| BRICKLAYERS: | | | | | |
| Washtenaw County | 11.51 | | .35 | | |
| Remaining Counties | 10.19 | .70 | 8% | 11% | .05 |
| CARPENTERS: | | | | | |
| Washtenaw County | 9.76 | .50 | .40 | | .01 |
| Remaining Counties | 9.9166 | .60 | 9% | 1% | .02 |
| CEMENT MASONS: | | | | | |
| Washtenaw County | 11.21 | | .35 | | |
| Remaining Counties | 9.2886 | .70 | 10% | 1% | .02 |
| ELECTRICIANS: | | | | | |
| Washtenaw County | 10.03 | .50 | 7%+.55 | 10% | 3% |
| Remaining Counties | 10.15 | 1.35 | 7%+.80 | | .06 |
| ELEVATOR CONSTRUCTORS: | | | | | |
| Washtenaw County: | | | | | |
| Elevator Constructors | 10.64 | .445 | .29 | 3% | .02 |
| Elevator Constructors' Helpers | 7.45 | .445 | .29 | 3% | .02 |
| Elevator Constructors' Helpers (Prob) | 5.32 | | | | |
| Remaining Counties: | | | | | |
| Elevator Constructors | 10.52 | .445 | .29 | 3% | .02 |
| Elevator Constructors' Helpers | 7.36 | .445 | .29 | 3% | .02 |
| Elevator Constructors' Helpers (Prob.) | 5.26 | | | | |
| IRONWORKERS: | | | | | |
| Structural & Ornamental | 9.75 | 8% | 11% | 17% | .07 |
| Reinforcing | 9.0625 | .85 | 15% | 15% | .03 |
| LATHERS: | | | | | |
| Washtenaw County | 7.85 | .54 | .10 | .50 | .01 |
| Remaining Counties | 9.22 | .77 | .58 | | |
| MARBLE MASONS: | | | | | |
| Washtenaw County | 11.51 | | .35 | | |
| Remaining Counties | | | | | |
| Marble Mason | 10.28 | .45 | .60 | .75 | |
| Marble Mason Helper | 8.75 | .45 | .60 | .75 | |



DECISION NO. MI75-2102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: | | | | | |
| Washtenaw County | | | | | |
| Brush | 9.72 | .43 | .20 | | .02 |
| Spray | 10.47 | .43 | .20 | | .02 |
| Taper | 10.12 | .43 | .20 | | .02 |
| Remaining Counties | | | | | |
| Brush | 9.30 | .75 | .96 | .90 | .05 |
| Spray | | | | | |
| To 40' height | 9.80 | .75 | .96 | .90 | .05 |
| 40' height and over | 9.925 | .76 | .96 | .90 | .05 |
| PLASTERERS: | | | | | |
| Washtenaw County | 11.51 | | .35 | | |
| Remaining Counties | 10.24 | .60 | .50 | | |
| PLUMBERS: Pipefitters | | | | | |
| Washtenaw County | 9.58 | .80 | .75 | 1.25 | .10 |
| Remaining Counties | | | | | |
| Plumbers | 9.17 | 1.00 | .885 | 1.34 | .0025 |
| Pipefitters | 8.765 | .75 | .685 | 1.35 | .05 |
| ROOFERS: | | | | | |
| Washtenaw County | | | | | |
| Composition | 8.50 | .70 | | 1.05 | .10 |
| Slate | 9.25 | .70 | | 1.05 | .10 |
| Remaining Counties | | | | | |
| Composition | 9.31 | .65 | .80 | 1.00 | |
| Slate | 10.06 | .65 | .80 | 1.00 | |
| SHEET METAL WORKERS | 9.32 | 1.09 | .724 | 11%+.01 | .07 |
| SOFT FLOOR LAYERS: | | | | | |
| Washtenaw County | 9.76 | .50 | .40 | | .01 |
| Remaining Counties | 8.92 | .65 | 7% | 8% | .03 |
| SOUND & COMMUNICATION WORKERS: (Includes electronic loud-speaking intercommunication systems; public address and sound distribution system; closed circuit television systems; television antenna distribution systems; audible and visual signalling systems; installation of loud speakers) | | | | | |
| Wayne, Oakland & Macomb Counties only | 7.18 | 1.60a | 6.00a | | |

DECISION NO MI75-2102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SPRINKLER FITTERS | $11.00 | .60 | .70 | | .055 |
| TILE & TERRAZZO WORKERS: | | | | | |
| Washtenaw County | 11.51 | | .35 | | |
| Remaining Counties | | | | | |
| Terrazzo Workers | 9.55 | .45 | .60 | .75 | |
| Terrazzo Workers' Helpers | 8.24 | .35 | .40 | .65 | |
| Tile Layers | 9.86 | .45 | .60 | .75 | |
| TRUCK DRIVERS: | | | | | |
| Pole Trailers; Low Boys; Straddle Carrier; Double Bottoms and Special Load Permits | 7.87 | 17.00a | 14.00a | | |
| Semi drivers | 7.77 | 17.00a | 14.00a | | |
| All others | 7.62 | 17.00a | 14.00a | | |

FOOTNOTE:
a. Per Week, Per Employee



DECISION NO MI75-2102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LABORERS: | | | | | |
| Washtenaw County | | | | | |
| GROUP 1 | $ 7.84 | .40 | .30 | .60 | .04 |
| GROUP 2 | 8.04 | .40 | .30 | .60 | .04 |
| GROUP 3 | 8.16 | .40 | .30 | .60 | .04 |
| Remaining Counties | | | | | |
| GROUP 1 | 7.10 | .65 | .55 | .55 | |
| GROUP 2 | 7.18 | .65 | .55 | .55 | |
| GROUP 3 | 7.28 | .65 | .55 | .55 | |
| GROUP 4 | 7.33 | .65 | .55 | .55 | |
| GROUP 5 | 7.35 | .65 | .55 | .55 | |
| GROUP 6 | 7.43 | .65 | .55 | .55 | |
| GROUP 7 | 7.48 | .65 | .55 | .55 | |
| GROUP 8 | 7.85 | .65 | .55 | .55 | |

LABORERS:
Washtenaw County

GROUP 1 All construction laborers not specified below
GROUP 2 Mortar Mixers; Material Mixers (hand or machine); Air, Gas, Electric Tool Operators; Power Buggie Operators; Scaffold Builders or Dismantlers; Windlass Operators; Tar and Kettle Operators
GROUP 3 Crock or Pipe Layers; Caisson Workers

Remaining Counties

GROUP 1 All Construction Laborers not specified below
GROUP 2 Mortar Mixers; Scaffold Builders
GROUP 3 Signal Men; Air, gas or Electric Tool Operators; Windlass and Tugger Operator; Jackhammer and Vibrator Operator
GROUP 4 Crock grade man
GROUP 5 Furnace Battery Heater Helpers
GROUP 6 Crock and Pipe Layers
GROUP 7 Caisson Workers
GROUP 8 Lansing Burners; Blasters; Powdermen







DECISION NO. MI75-2102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS | | | | | |
| CLASS A | $10.7485 | .55 | .75 | 10% | .05 |
| CLASS B | 10.5212 | .55 | .75 | 10% | .05 |
| CLASS C | 10.2939 | .55 | .75 | 10% | .05 |
| CLASS D | 10.0667 | .55 | .75 | 10% | .05 |
| CLASS E | 9.1498 | .55 | .75 | 10% | .05 |
| CLASS F | 8.5258 | .55 | .75 | 10% | |

CLASS A Engineer when operating crane with boom and jib or leads 220' or longer
CLASS B Engineer when operating crane with boom and jib or leads 140' or longer, up to 220'
CLASS C Regular Crane Operator
CLASS D Regular Engineer
CLASS E Engineer when operating compressor or welding machine
CLASS F Fireman, Oiler



DECISION NO. MI75-2102

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS | | | | | |
| Steel Erection | | | | | |
| CLASS A | $ 11.57 | .55 | .75 | 10% | .05 |
| CLASS B | 11.33 | .55 | .75 | 10% | .05 |
| CLASS C | 10.85 | .55 | .75 | 10% | .05 |
| CLASS D | 10.70 | .55 | .75 | 10% | .05 |
| CLASS E | 9.61 | .55 | .75 | 10% | .05 |
| CLASS F | 8.65 | .55 | .75 | 10% | |

POWER EQUIPMENT OPERATORS
Steel Erection

CLASS A Engineer when operating combination of boom and jib 220' or longer
CLASS B Engineer when operating combination of boom and jib 140' or longer up to 220'; Tower Crane; Derrick Operator (Where operator's work station is 50' or more above first sub-level)
CLASS C Crane Operator; Job Mechanic
CLASS D Hoisting Operator
CLASS E Compressor Operator
CLASS F Fireman; Oiler

DECISION NO MT75-2102

| POWER EQUIPMENT OPERATORS: Underground Construction | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| CLASS I | $ 8.90 | .55 | .75 | 10% | .05 |
| CLASS II | 8.78 | .55 | .75 | 10% | .05 |
| CLASS III | 8.12 | .55 | .75 | 10% | .05 |
| CLASS IV | 7.60 | .55 | .75 | 10% | .05 |

POWER EQUIPMENT OPERATORS:
Underground Construction

CLASS I Backfiller Tamper; Backhoe; Batch Plant Operator (concrete); Clamshell; Concrete Paver (two drum or larger); Conveyor Loader (Euclid Type); Crane (crawler, truck or piledriving); Dozer (9 ft. blade and over); Dragline; Elevating grader; Endloader (over 1½ c.y. capacity); Gradall (and similar type machine); Grader; Mechanic; Power Shovel Roller (asphalt); Scraper (self-propelled or tractor drawn); Side Boom Tractor (type D-4, or equivalent and larger); Slip Form Paver; Slope Paver; Trencher (over 8 ft. digging capacity); Well Drilling Rig

CLASS II Boom Truck (power swing type boom); Crusher; Dozer (less 9 ft. blade); Endloader (1½ cubic yard capacity and smaller); Hoist; Pump (one or more -- 6 in. discharge or larger -- gas or diesel powered or powered by generator of 300 amperes or more - inclusive of generator); Side Boom Tractor (smaller than type D-4 or equivalen); Sweeper (Wayne type and similar equipment); Tractor (pneu-tired, other than backhoe or front-end loader); Trencher (8' digging capacity and samller)

CLASS III Air Compressors (600 cfm or larger); Air Compressor (2 or more - less than 600 cfm); Boom Truck (non-swinging, non-powered type boom); Concrete Breaker (self-propelled or truck mounted-includes compressor); Concrete Paver (one drum - ½ yard or larger); Elevator (other than passenger); Maintenance Man; Pumps (2 or more 4" up to 6" discharge gas or diesel powered - excluding submersible pumps); Pumprete Machine (and similar equipment); Wagon Drill (Multiple); Welding Machine or Generator ( 2 or more, 300 amps. or larger - gas or diesel powered)

CLASS IV Boiler; Concrete Saw (40 hp or over); Curing Machine (self-propelled); Farm Tractor (with attachment); Finishing Machine (concrete); Fireman; Hydraulic Pipe Pushing Machine; Mulching Equipment; Oiler; Pumps (2 or more up to 4" discharge if used 3 hours or more per day - gas or diesel powered excluding submersible pumps); Roller (other than asphalt); Stump Remover; Trencher (service) Vibrating Compactor Equipment, Self-propelled (6' wide or over)



DECISION NO MT75-2102

| LINE CONSTRUCTION: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| The Townships of Lyndon, Manchester, Sharon & Sylvan in Washtenaw County | | | | | |
| Lineman; Heavy Equipment Oper. | $ 8.75 | .35 | 1% | a | 3% |
| Cable Splicer | 9.11 | .35 | 1% | a | 3% |
| Combination Digger Oper. - Tractor Operator Groundman: | | | | | |
| First Six Months | 6.36 | .35 | 1% | a | 3% |
| Over Six Months | 6.86 | .35 | 1% | a | 3% |
| Light-Equipment Oper. Groundman; Distribution Line Truck Driver Operator: | | | | | |
| First Six Months | 5.54 | .35 | 1% | a | 3% |
| Over Six Months | 6.03 | .35 | 1% | a | 3% |
| Combination Winch Truck Driver-Groundman | | | | | |
| First Six Months | 5.05 | .35 | 1% | a | 3% |
| Over Six Months | 5.76 | .35 | 1% | a | 3% |
| Combination Truck Driver-Groundman | 4.88 | .35 | 1% | a | 3% |
| Remaining Counties and remainder of Washtenaw County | | | | | |
| Remaining Counties: | | | | | |
| Lineman | 11.38 | .88 | 7% | | 3% |
| Cable Splicer | 11.87 | .88 | 7% | | 3% |
| Combination Equipment Oper. Groundman | 9.19 | .88 | 7% | | 3% |
| Combination Driver - Groundman | 8.68 | .88 | 7% | | 3% |
| Groundman | 8.02 | .88 | 7% | | 3% |

FOOTNOTE:
a. 7 paid holidays; New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Day after Thanksgiving and Christmas Day







SUPERSEDEAS DECISION

STATE: PUERTO RICO
DECISION NO.: PR-75-3089
COUNTY: ISLAND WIDE
DATE: DATE OF PUBLICATION
Supersedes Decision No. AQ-2019 dated September 14, 1973 in 38 FR 24847.
DESCRIPTION OF WORK: Heavy and Highway Construction

11-Puerto Rico-2-3-A

| HEAVY & HIGHWAY CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Carpenters | $ 2.69 | | | | |
| Cement Masons | 2.49 | | | | |
| Electricians | 2.68 | | | | |
| Ironworkers | 2.21 | | | | |
| Laborers: | | | | | |
| Laborers | 2.05 | | | | |
| Air Tool Operator (jackhammer, vibrator) | 2.85 | | | | |
| Asphalt Rakers | 2.52 | | | | |
| Pipelayers | 2.42 | | | | |
| Plumbers & Pipefitters | 2.70 | | | | |
| Truck Drivers: | | | | | |
| 3/4 to 3 ton | 2.50 | | | | |
| Heavy, Over 3 Ton | 2.90 | | | | |
| Euclid | 3.90 | | | | |
| Welders | 3.25 | | | | |
| Power Equipment Operators: | | | | | |
| Bulldozer | 3.73 | | | | |
| Crane, Derrick | 3.92 | | | | |
| Digger | 3.50 | | | | |
| Front End Loader | 3.32 | | | | |
| Gradall | 3.31 | | | | |
| Grader | 3.75 | | | | |
| Mechanic | 3.90 | | | | |
| Oiler, Greaser | 2.90 | | | | |
| Paver | 2.96 | | | | |
| Rigger | 2.70 | | | | |
| Roller | 2.81 | | | | |
| Shovel | 3.45 | | | | |
| Transcavator | 3.78 | | | | |

SUPERSEDEAS DECISION

STATE: PUERTO RICO
DECISION NO.: PR-75-3090
COUNTY: ISLAND WIDE
DATE: DATE OF PUBLICATION
Supersedes Decision No. AQ-2052 dated February 8, 1974 in 39 FR 5161.
DECRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

11-PUERTO RICO-1-A

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| Carpenters | $ 2.95 | | | | |
| Cement Masons | 2.97 | | | | |
| Electricians | 2.89 | | | | |
| Ironworkers | 2.51 | | | | |
| Laborers: | | | | | |
| Laborers | 2.05 | | | | |
| Painters | 2.59 | | | | |
| Plumbers & Pipefitters | 2.79 | | | | |
| Truck Drivers: | | | | | |
| Truck Drivers | 2.50 | | | | |
| Over 3/4 to 3 tons | 2.95 | | | | |
| Power Equipment Operators: | | | | | |
| Derrick, Winch, Crane | 3.83 | | | | |
| Rigger | 3.00 | | | | |

SUPERSEDEAS DECISION

STATE: PUERTO RICO
DECISION NO.: PR-75-3091
COUNTY: ISLAND WIDE
DATE: DATE OF PUBLICATION
Supersedes Decision No. AR-2016 dated August 9, 1974 in 39 FR 28859.
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories

11-PUERTO RICO-4-A

| RESIDENTIAL CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| BRICKLAYERS | $2.50 | | | | |
| CARPENTERS | 2.50 | | | | |
| CEMENT MASONS | 2.50 | | | | |
| ELECTRICIANS | 2.50 | | | | |
| IRONWORKERS, REINFORCING | 2.10 | | | | |
| LABORERS | 1.95 | | | | |
| PAINTERS | 2.25 | | | | |
| PLASTERERS | 2.50 | | | | |
| PLUMBERS | 2.45 | | | | |
| TRUCK DRIVERS | 2.25 | | | | |
| POWER EQUIPMENT OPERATORS | | | | | |
| BULLDOZER | 3.45 | | | | |
| CRANE | 3.50 | | | | |
| GRADER | 3.50 | | | | |
| DIGGER & TRANSCAVATOR | 2.85 | | | | |





SUPERSEDEAS DECISION

STATE: Tennessee
COUNTIES: Dyer, Gibson, Lake, Obion and Weakley Counties
DECISION NUMBER: TN75-1074
DATE: Date of Publication
Supersedes Decision No.: AQ-4074 dated February 15, 1974 in 39 FR-5947
DESCRIPTION OF WORK: Residential Construction consisting of single family homes and garden type apartments up to and including 4 stories.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Air Conditioning & Heating Mechanics | 5.10 | | | | |
| Bricklayers | 4.92 | | | | |
| Carpenters | 4.09 | | | | |
| Cement masons | 4.11 | | | | |
| Electricians | 5.10 | | | | |
| Dry Wall Finishers | 4.46 | | | | |
| Dry Wall Hangers | 4.34 | | | | |
| Insulation Installers | 3.50 | | | | |
| Ironworkers, Structural & Ornamental | 3.50 | | | | |
| Laborers: | | | | | |
| Laborers | 2.50 | | | | |
| Mason tenders | 3.28 | | | | |
| Mortar mixers | 2.50 | | | | |
| Painters, brush | 4.44 | | | | |
| Plumbers | 6.00 | | | | |
| Roofers | 4.51 | | | | |
| Sheet Metal Workers | 6.00 | | | | |
| Soft floor layers | 7.00 | | | | |
| Tile setters | 5.00 | | | | |
| Truck drivers | 2.75 | | | | |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Backhoe | 6.00 | | | | |
| Bulldozers | 8.00 | | | | |
| Graders | 3.75 | | | | |
| Roller | 3.75 | | | | |
| Paver | 3.75 | | | | |
| Tractor | 4.00 | | | | |

## SUPERSEDEAS DECISION

STATE: Texas COUNTY: Wichita
DECISION NO.: TX75-4147 DATE: Date of Publication
Supersedes Decision No. TX75-4108, dated May 23, 1975, in 40 FR 22803.
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories). (See current heavy & highway general wage determination for Paving & Utilities Incidental to Building Construction).

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $7.98 | .30 | .51 | | .025 |
| BOILERMAKERS | 8.00 | .50 | .76 | | .02 |
| BRICKLAYERS & STONEMASONS | 8.74 | | .30 | | .05 |
| CARPENTERS: | | | | | |
| Carpenters | 7.60 | .30 | .30 | | .07 |
| Millwrights | 8.09 | .30 | .30 | | .07 |
| CEMENT MASONS | 7.85 | | | | |
| ELECTRICIANS: | | | | | |
| ZONE 1 - Worked performed within a road mile radius from the Local Union 681 business office up to 30 miles: | | | | | |
| Electricians | 8.90 | .20 | 1% | | 1/4% |
| Cable splicers | 9.15 | .20 | 1% | | 1/4% |
| ZONE 2 - All worked performed beyond Zone 1: | | | | | |
| Electricians | 9.25 | .20 | 1% | | 1/4% |
| Cable splicers | 9.50 | .20 | 1% | | 1/4% |
| ELEVATOR CONSTRUCTORS | 8.21 | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 4.97 | | | | |
| IRONWORKERS: | | | | | |
| Structural; Ornamental; Reinforcing | 7.03 | .55 | .60 | | .10 |
| Ironworkers on jobs 30 miles or more from the city of Wichita Falls | 7.155 | .55 | .60 | | .10 |
| LABORERS: | | | | | |
| GROUP 1 - General laborers | 4.275 | .275 | .20 | | |
| GROUP 2 - Pipelayer (concrete & clay); Power buggy operator; Gunite mixer; Cement work mixer; Power tool operator; Bell hole man (piers) | 4.40 | .275 | .20 | | |
| GROUP 3 - Mason tender; Mason mortar mixer; Plasterer tender; Hod carrier; Plasterer mortar mixer | 4.525 | .275 | .20 | | |
| GROUP 4 - Gunite over 1½" thick; Nozzleman & machine operator | 4.525 | .275 | .20 | | |
| GROUP 5 - Powderman, blaster | 4.775 | .275 | .20 | | |



DECISION NO TX75-4147

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| LATHERS | $7.65 | | | | .01 |
| LINE CONSTRUCTION: | | | | | |
| Lineman; Lineman operator | 9.21 | | 1% | | 1/2% |
| Cable splicer | 10.13 | | 1% | | 1/2% |
| Groundman, 1st 6 months | 5.53 | | 1% | | 1/2% |
| Groundman, 2nd 6 months | 5.99 | | 1% | | 1/2% |
| Groundman, 1 year & over | 6.45 | | 1% | | 1/2% |
| MARBLE SETTERS | 8.61 | | | | |
| PAINTERS: | | | | | |
| Brush | 5.00 | | | | |
| Spray | 6.50 | | | | |
| PLASTERERS | 7.65 | | | | .01 |
| PLUMBERS & PIPEFITTERS: | | | | | |
| ZONE 1 - Within 25 miles of Wichita Falls City limits | 7.05 | .25 | .35 | | .02 |
| ZONE 2 - Between 25 and 40 miles of Wichita Falls City limits | 7.30 | .25 | .35 | | .02 |
| ZONE 3 - Between 40 and 70 miles of Wichita Falls City limits | 7.45 | .25 | .35 | | .02 |
| ZONE 4 - Between 70 and 100 miles of Wichita Falls City limits | 7.60 | .25 | .35 | | .02 |
| ZONE 5 - Over 100 miles of Wichita Falls City limits | 7.75 | .25 | .35 | | .02 |
| ROOFERS | 5.42 | | | | |
| SHEET METAL WORKERS | 8.17 | | | | .03 |
| SOFT FLOOR LAYERS | 5.50 | | | | |
| TERRAZZO WORKERS | 7.50 | | | | |
| TILE SETTERS | 6.50 | | | | |
| TRUCK DRIVERS | 2.25 | | | | |
| WELDERS - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTES:
a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate.
b - Following Paid Holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.





DECISION NO. TX75-4147

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS: | | | | | |
| GROUP 1 | $5.60 | .30 | .50 | | .10 |
| GROUP 2 | 6.50 | .30 | .50 | | .10 |
| GROUP 3 | 6.90 | .30 | .50 | | .10 |

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITIONS

GROUP 1 - Oiler-Fireman
GROUP 2 - Air Compressors, Pumps, Welding Machines, Throttle Valves, Light Plants Conveyor; Wagon Drill; Elevators Building; Form Graders; Hoist, Single Drum; Ford Tractor including blade and mower on rear; Mixers less than 14 cubic feet; Screening Plants; Crushing Plants; Fork Lifts (short, under 25 feet); Concrete Pumps (all types); Bobcat type equipment; Ford tractor or like with any attachments (except blade and mower on rear); All other equipment of similar nature coming under the Light Equipment Class, when power operated
GROUP 3 - Drilling Machines (all types); Scoopmobiles; Hoists, two drums or more; Forklifts (over 25 ft.); Winch Truck; Six Wheel Truck, when used continuously for 5 days; Mixermobile; Locomotives; Mixers, 14 cubic feet or over; Blade graders, self-propelled; Cableways; Cranes - Power operated (to 100 feet of boom); Derricks, power operated (all types); Gradall; Hy-Ho; Hop-To; Paving Mixer (all types); Pile Drivers; Mobile Concrete Mixers over 14 cu. ft.; Bulldozers, Loaders, Tractovators; Scrapers and Pulls; Welders; Trenching Machines; Roller, ten tons or over; Air compressors, Pumps, Welding Machines and Light Plants; Air Compressor & Air Tugger; Boilers, two or more fired by one man; Heavy Duty Mechanic; All other equipment of similar nature coming under the Heavy Equipment Class, when power operated

[FR Doc.75-20467 Filed 8-7-75;8:45 am]

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# federal register

MONDAY, AUGUST 11, 1975

## highlights

### PRIVACY ACT OF 1974—OMB GUIDELINES

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### List of Public Laws

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An act to amend the Voting Rights Act of 1965 to extend certain provisions for an additional seven years, to make permanent the ban against certain prerequisites to voting, and for other purposes
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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 7—Agriculture

### CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTION, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

### PART 68—REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRICULTURAL COMMODITIES AND PRODUCTS THEREOF

#### Procedural Change in Removing Dockage From Rough Rice

The Agricultural Marketing Act of 1946, as amended, provides for the issuance by the Secretary of Agriculture of standards with respect to the quality, condition, quantity, grade, and packaging of agricultural commodities for the voluntary use by producers, merchandisers, processors, and consumers in the marketing of these commodities. An official grading service is provided under the Act upon request of the applicant and payment of a fee to cover the cost of the service.

Pursuant to sections 203 and 205 of the Act, 60 Stat. 1087 and 1090 (7 U.S.C. 1622 and 1624), notice is hereby given of a procedural change for the removal of dockage from rough rice. A proposal to amend the U.S. Standards for Rough Rice was published in the FEDERAL REGISTER of August 12, 1974 (39 FR 28896) and contained in the statement of considerations a discussion of the procedural change for removing dockage from rough rice. This change provided for discontinuing the use in the bottom carriage of the dockage tester of the No. 22 (3 7/8/64 inch x ½ inch slotted hole) sieve for long-grain rice and of the No. 4 (.064 inch x ⅜ inch oblong hole) sieve for medium and short grain rice. This change was made in expectation that the small weed seeds normally removed with screenings and brewers rice in the milling process would be removed by the No. 6 sizing plates used in the grading process. The proposed amendment of the U.S. Standards for Rough Rice, published in the FEDERAL REGISTER of March 6, 1975 (40 FR 10472), was adopted and became effective June 1, 1975.

Some samples of old crop rice have been tested since the amended U.S. Standards for Rough Rice became effective and it is apparent that the use of the rice sizing device and the No. 6 plate does not consistently remove seeds that are smaller than whole kernels and large broken kernels. The small seeds remaining in the samples can be removed readily in the commercial cleaning process and should be removed in the laboratory cleaning of rough rice and considered as dockage. Therefore, the Department has decided, in view of the public interest and the nearness of the new crop, to reinstate immediately the use of the applicable No. 22 or No. 4 sieve in the procedure for removing dockage from rough rice.

This procedural change will be specified in detail in "Inspection Handbook HB 918–11," which is available upon request from the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture, 6525 Belcrest Road, Hyattsville, Maryland 20782.

Rulemaking procedures were not considered necessary because the method of determining dockage is a laboratory procedural change and not a change in the U.S. Standards for Rough Rice.

*Effective date.* The procedural change in removing dockage from rough rice shall become effective August 11, 1975.

Done at Washington, D.C., on August 5, 1975.

WILLIAM H. WALKER III,
*Acting Administrator.*

[FR Doc.75–20808 Filed 8–8–75;8:45 am]

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### CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

### PART 958—ONIONS GROWN IN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

#### Expenses and Rate of Assessment

This document authorizes the Idaho-Eastern Oregon Onion Committee to spend $196,781 for its operations during the fiscal period ending June 30, 1976, and to collect $0.045 per hundredweight on assessable onions handled by first handlers to defray such expenses.

The committee is the administrative agency established under Marketing Agreement No. 130 and Order No. 958, both as amended (7 CFR Part 958), regulating the handling of onions grown in Idaho and Malheur County, Oregon. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

Notice was published in the July 18 FEDERAL REGISTER (40 FR 30277) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than August 4, 1975. None was filed.

After consideration of all relevant matters, including the proposals in the notice, it is found that the following expenses and rate of assessment should be approved.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable onions from the beginning of such period.

The regulation follows:

**§ 958.219 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1976, by the Idaho-Eastern Oregon Onion Committee for its maintenance and functioning and for such other purposes as the Secretary determines to be appropriate will amount to $196,781.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be $0.045 per hundredweight, or equivalent quantity, of assessable onions handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 958.44.

(d) Terms used in this section shall have the same meaning as when used in the marketing agreement and this part.

(Secs. 1–19, 48 Stat. 31, as amended; (7 U.S.C. 601–6734))

Dated: August 5, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75–20807 Filed 8–8–75;8:45 am]

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## Title 9—Animals and Animal Products

### CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE

### SUBCHAPTER D—EXPORTATION AND IMPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

### PART 92—IMPORTATION OF CERTAIN ANIMALS AND POULTRY AND CERTAIN ANIMAL AND POULTRY PRODUCTS; INSPECTION AND OTHER REQUIREMENTS FOR CERTAIN MEANS OF CONVEYANCES AND SHIPPING CONTAINERS THEREON

#### Importation of Birds and Performing or Theatrical Poultry

These amendments to the regulations in Part 92 are needed to provide an alternate means whereby small shipments of zoological birds can be more readily handled by permitting the quarantine of such birds at USDA quarantine facilities; to provide greater flexibility in time allowed importers to arrange shipping schedules by extending the time periods within which importations must

be made after permits for certain types of birds are issued; and to define zoological birds, research birds, and performing or theatrical birds and to clarify the regulations pertaining to the importation of each as defined.

*Statement of considerations.* The purposes of these amendments are to (1) add a definition of zoological birds and provide an alternative for their quarantine in USDA quarantine facilities upon advance approval because frequently small lots of rare species which require special care and handling during quarantine are involved and such care cannot always be provided by privately-owned quarantine facilities; (2) add a definition of "performing or theatrical birds" and "performing or theatrical poultry" and extend the time specified in permits issued for such theatrical birds and poultry from 14 to 90 days and to relieve quarantine requirements in order to allow flexibility which is required and is justified by the manner in which birds and poultry of this type are handled and maintained; (3) extend the time periods specified in permits issued for commercial, zoological, and for research birds from 14 to 30 days to allow importers greater flexibility in meeting international shipping schedules and restrictions. For purposes of clarification and in order to coordinate the changes made by these amendments with the existing regulations the terms "research birds" and "zoological park" are defined, and the terms "pet birds" and "commercial birds" are redefined.

A new § 92.2(h) has been added to clarify the intent of the amendment that performing or theatrical poultry shall be regulated under the provisions in this part regarding performing or theatrical birds and not under the provisions dealing with poultry generally.

Accordingly, Part 92, Title 9, Code of Federal Regulations is amended in the following respects:

1. In § 92.1 paragraphs (j)(2) (i) and (ii) are revised and new paragraphs (j)(2)(iii), (iv), (v), and (t) are added to read:

**§ 92.1 Definitions.**

* * * * *

(j) * * *

(2) * * *

(i) *Pet birds.* Birds which are imported for the personal pleasure of their individual owners and are not intended for resale.

(ii) *Commercial birds.* Birds which are imported for resale, breeding, public display, or any other purpose, except pet birds, zoological birds, research birds, or performing or theatrical birds.

(iii) *Zoological birds.* Birds intended for breeding or public display, for recreational or educational purposes, at a zoological park.

(iv) *Research birds.* Birds which are to be used for research purposes only.

(v) *Performing or theatrical birds and poultry.* Birds and poultry which are to be used in shows, theatrical acts or performances only.

* * * * *

(t) *Zoological park.* A professionally operated zoo, park, garden or other place, maintained under the constant surveillance of a Doctor of Veterinary Medicine, for the exhibition of live animals, pigeons or birds, for the purpose of public recreation or education.

2. In § 92.2, paragraph (f) is amended, and new paragraphs (g) and (h) are added to read:

**§ 92.2 General prohibitions; exceptions.**

* * * * *

(f) Commercial birds, zoological birds, or research birds may be imported into the United States if they meet the requirements of §§ 92.3(f), 92.4, 92.5(c), 92.8(b), and 92.11(e) which specifically apply to such birds and the requirements of all other sections in this part that are applicable to poultry or to animals generally.

(g) Performing or theatrical birds and performing or theatrical poultry may be imported at any of the ports of entry listed in § 92.3 if accompanied by an import permit as required by § 92.4 and such birds or poultry are found upon port of entry veterinary inspection to be free of communicable diseases of poultry.

(h) The provisions in this part relating to poultry shall not be applicable to performing or theatrical poultry; however, the provisions in this part applicable to performing or theatrical birds shall be applicable to performing or theatrical poultry.

3. In § 92.3, paragraph (f) is revised to read:

**§ 92.3 Ports designated for the importation of animals.**

* * * * *

(f) Notwithstanding any other provisions of this section, all commercial birds, zoological birds, or research birds shall be imported only at a port of entry specified in § 92.8(b).

4. The section heading of § 92.4, and the third sentence in paragraph (b) are amended to read:

**§ 92.4 Import permits for ruminants, swine, poultry, commercial birds, zoological birds, research birds, performing or theatrical birds, or performing or theatrical poultry.***

* * * * *

(b) * * * Animals and animal semen for which a permit has been issued will be received at the specified port of entry within the time prescribed in the permit which shall not exceed 14 days for all permits except that the time prescribed in permits issued for the importation of commercial birds, zoological birds, or research birds shall not exceed 30 days, and for performing or theatrical birds or poultry shall not exceed 90 days. All permits issued shall be void after expiration of the time prescribed in the permit. * * *

* * * * *

* Text of footnote 6 appears as part of the existing section heading on page 154 of the 1975 Revision of 9 CFR Ch 1.

**§ 92.5 [Amended]**

5. In § 92.5, paragraph (c) is amended by inserting the phrase ", zoological birds and research birds" in the first line of the paragraph immediately following the words "All commercial birds"; and the section heading is amended to read:

**§ 92.5 Certificate for ruminants, swine, poultry, commercial birds, zoological birds, and research birds.**

* * * * *

**§ 92.8 [Amended]**

6. In § 92.8, paragraph (b) is amended by inserting the phrase ", zoological birds and research birds" in the first line of the paragraph immediately after the words "All commercial birds".

7. In § 92.11, in paragraph (e) the first sentence is amended to read:

**§ 92.11 Quarantine requirements.**

* * * * *

(e) *Birds.* Each lot of commercial birds, zoological birds or research birds imported from any part of the world shall be quarantined for a minimum of 30 days, and for such longer period as may be required by the Deputy Administrator, Veterinary Services, in any specific case, on an "all-in, all-out" basis, at one of the ports of entry specified in § 92.8(b) in facilities which are provided by the importer and which have been approved by the Deputy Administrator as provided in paragraph (f) of this section, prior to the issuance of the import permit described in § 92.4 *Except that* zoological birds may be quarantined at a USDA quarantine facility when arrangements have been made in advance by the importer and approval is granted in the permit. * * *

* * * * *

(Sec. 2, 32 Stat. 792, as amended; 2, 3, 4, and 11, 76 Stat. 129, 130, 132; 21 U.S.C. 111, 134a, 134b, 134c, and 134f; 37 FR 28464, 28477; 38 FR 19141.)

*Effective date.* The foregoing amendments shall become effective August 11, 1975.

The amendments relieve certain restrictions no longer deemed necessary to prevent the introduction and spread of poultry disease, and must be made effective promptly in order to be of maximum benefit to affected persons. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.





Done at Washington, D.C., this 6th day of August 1975.

PIERRE A. CHALOUX,
*Acting Deputy Administrator, Veterinary Services, Animal and Plant Health Inspection Service.*

[FR Doc.75-20943 Filed 8-8-75;8:45 am]

## Title 10—Energy

## CHAPTER I—NUCLEAR REGULATORY COMMISSION

## PART 70—SPECIAL NUCLEAR MATERIAL

### Measurement Control Program for Special Nuclear Materials Control and Accounting

On October 31, 1974, the Atomic Energy Commission published in the FEDERAL REGISTER (39 FR 38392) proposed amendments to its regulations in 10 CFR Part 70 which would specify criteria for a measurement control program which would be required to be established and maintained by each licensee which is authorized to possess, at any one time and place, more than one effective kilogram of special nuclear material in unsealed form. Interested parties were invited to submit comments and suggestions for consideration in connection with the proposed amendments within 60 days after publication in the FEDERAL REGISTER. Upon consideration of the comments received, and other factors involved, the Commission has adopted the proposed amendments with certain modifications as set forth below.

Differences from the proposed amendments published for comment are: (1) Additions to and clarifications of the definitions contained in § 70.57(a); (2) rewording of the requirement for management reviews and audits so as not to exclude the use of an independent audit organization or of corporate auditors; (3) clarification of licensees' responsibilities to assure the quality of measurements performed by a contractor; (4) clarification of the requirement to identify and control sampling errors; (5) simplification of the requirement to provide management review and approval of procedures which pertain to the measurement control system; (6) clarification of the requirement to perform quality control engineering analyses of all measurement systems; (7) clarification of the requirement to establish traceability of measurements to the National Bureau of Standards; (8) deletion of the requirement to determine sources of analytical error such as between-operator, between-equipment and between-shift; (9) clarification of the provision allowing the combining of historical and current material control and accounting data; and (10) revision of the requirement to establish a statistical control system. In addition, editorial changes were made.

The following discussion pertains to the respective items (1) through (10) above:

(1) Comments suggested that § 70.57(a) be expanded to include more definitions, and that some of the proposed definitions be modified. The rule set forth below contains additional definitions. Some of the proposed definitions were modified to more accurately convey the Commission's meaning with respect to the requirements of § 70.57(b).

(2) The proposed rule would have restricted the performance of audits and reviews to "trained personnel." This implied that only licensee employees could be used for this function. The revised rule allows the performance of audits and reviews by any trained individuals who are independent of responsibility for the receipt, custody, utilization, measurement, measurement quality, and shipment of special nuclear material.

(3) The question was raised as to the need for having contractors which provide measurement services meet all of the requirements of § 70.57(b). The rule set forth below excludes those portions of § 70.57(b) which are not applicable to licensee measurement contractors.

(4) The proposed rule stated that measurements, by definition, include sampling and that measurements must be traceable to certified standards. Comments suggested that in many cases certified standards are not available for performing sampling studies. Therefore, the requirement to perform mixing and sampling tests, set forth below in § 70.57(b)(4) has been modified to permit licensees to perform such tests with well characterized special nuclear materials.

(5) The proposed rule would have required the review and approval of measurement control system procedures by management personnel whose direct responsibilities could be affected by the quality of material control and accounting measurements. Comments suggested that the determination of those management personnel having such responsibility was subject to various interpretations. The rule set forth below requires only that measurement control system procedures be reviewed and approved.

(6) The proposed rule would have required that engineering analyses and evaluations be performed on measurement systems. The rule further required that said analyses and evaluations be reviewed annually to assure the continued reliability of the system. Comments indicated some misinterpretation as to the scope of said annual reviews. Comments also suggested that said annual review was redundant with the annual management review and audit required in § 70.57(b)(2). The rule set forth below requires engineering analyses and evaluations initially for all measurement systems, and thereafter whenever a significant change occurs in a component of a measurement system.

(7) Comments suggested that in certain cases measurements could not be traced directly to a certified standard because such standards are not available for each measurement method for each type of material. The rule set forth below resolves this difficulty by allowing traceability through the use of reference standards as defined in § 70.57(a).

(8) The proposed rule would have required that sources of analytical error such as between-operator, between-equipment, and between-shift be determined. Industry has suggested that the training program required in § 70.57(b)(7), as set forth below, should reduce such sources of error to an insignificant level. Also, as long as the total analytical error is controlled, that it is unnecessary to isolate individual sources of analytical error. Further, comments indicated that the cost of isolation of such sources of error would greatly outweigh the diagnostic benefits. The rule set forth below has been modified to delete the requirement to isolate such sources of analytical error.

(9) The proposed rule would have allowed under certain conditions, that material control and accounting data from the current material balance period could be combined with historical data. Comments suggested that this provision be made more definitive. The rule set forth below clarifies the requirements for the combining of data sets.

(10) Comments suggested that discarding all data which exceed control limits would (i) result in the loss of some valid measurement points, and (ii) artificially narrow the confidence band. The rule set forth below provides one set of limits for the investigation of suspect data, and another set of limits for establishing that a measurement system is out-of-control.

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, and sections 552 and 553 of Title 5 of the United States Code, the following amendments of Title 10, Chapter I, Code of Federal Regulations, Part 70 are published as a document subject to codification.

1. Paragraph (c) of § 70.32 is amended to read as follows:

**§ 70.32 Conditions of licenses.**

* * * * *

(c) Each license authorizing the possession at any one time and location of special nuclear material in a quantity exceeding one effective kilogram of special nuclear material and the use of such special nuclear material except those uses involved in the operation of a nuclear reactor licensed pursuant to Part 50 of this chapter and those involved in a waste disposal operation and in sealed sources, shall contain and be subject to a condition requiring the licensee to maintain and follow (1) the program for control and accounting for special nuclear material and fundamental material controls described pursuant to § 70.22(b) or § 70.58(1), (2) the measurement control program for special nuclear materials control and accounting described pursuant to § 70.57(c), and (3) such other material control procedures as the Commission determines to be essential for the safeguarding of special nuclear material and providing that the licensee shall make no change which would decrease the effectiveness of the material control and accounting program prepared pursuant to §§ 70.22(b), 70.58(1), or 70.51(g), and the measurement control program prepared pursuant to § 70.57(c) without the prior approval of the



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Commission. A licensee desiring to make such changes shall submit an application for amendment to his license pursuant to § 70.34. The licensee shall maintain records of changes to the material control and accounting program made without prior Commission approval and shall furnish to the Commission a report containing a description of each change within:

(1) Two months of the change if it pertains to uranium-233, uranium-235 contained in uranium enriched 20 percent or more in the uranium-235 isotope, or plutonium, except plutonium containing 80 percent or more by weight of the isotope Pu-238, and

(2) Six months of the change if it pertains to uranium enriched less than 20 percent in the uranium-235 isotope, or plutonium containing 80 percent or more by weight of the isotope Pu-238.

• • • • •

3. A new § 70.57 is added to read as follows:

**§ 70.57 Measurement control program for special nuclear materials control and accounting.**[1]

(a) As used in this section:

(1) "Measurement" includes sampling and means the determination of mass, volume, quantity, composition or other property of a material where such determinations are used for special nuclear material control and accounting purposes.

(2) "Measurement system" means all of the apparatus, equipment, instruments and procedures used in performing a measurement.

(3) "Reference standard" means a material, device, or instrument whose assigned value is known relative to national standards or nationally accepted measurement systems.

(4) "Traceability" means the ability to relate individual measurement results to national standards or nationally accepted measurement systems through an unbroken chain of comparisons.

(5) "Random error" is the chance variation encountered in all measurement work, characterized by the random occurrence of both positive and negative deviations from a mean value, the algebraic average of which approaches zero with a sufficiently large number of measurements.

(6) A "systematic error" is a constant undirectional component of error that affects all members of a data set; its value can, in some instances, be estimated by the deviation of the mean of a measurement process from a reference value. A systematic error whose value has been determined in this manner is called a bias, whose effect can be corrected for.

(7) "Uncertainty" is the extent to which a measurement result is in doubt because of the effects of random error variances and the limits of systematic errors associated with a measurement process, after the measurements result has been corrected for bias.

(8) "Calibration" means the process of determining the numerical relationship between the observed output of a measurement system and the value, based upon reference standards, of the characteristics being measured.

(b) In accordance with § 70.58(f), each licensee who is authorized to possess at any one time and location special nuclear material in a quantity exceeding one effective kilogram and to use such special nuclear material for activities other than those involved in the operation of a nuclear reactor licensed pursuant to Part 50 of this chapter, those involved in a waste disposal operation, or as sealed sources, shall establish and maintain a measurement control program for special nuclear materials control and accounting measurements. Each program function shall be identified and assigned in the licensee organization in accordance with § 70.58(b)(2), and functional and organizational relationships shall be set forth in writing in accordance with § 70.58(b)(3). The program shall be described in a manual which shall contain the procedures, instructions, and forms prepared to meet the requirements of this paragraph, including procedures for the preparation, review, approval, and prompt dissemination of any program modifications or changes. The licensee's program shall include the following:

(1) The licensee shall assign responsibility for planning, developing, coordinating, and administering the program to an individual in his organization who has no direct responsibilities for the operation of the analytical laboratory or for the processing of material, holds a position at an organizational level which will permit independence of action and objectivity of decision and has authority to obtain all the information required to monitor and evaluate measurement quality as required by this section.

(2) Provisions shall be made for management reviews to determine the adequacy of the program and to assess the applicability of current procedures and for planned audits to verify conformance with all aspects of the program. These reviews and audits shall be performed at intervals not to exceed 12 months. Audits and reviews shall be performed by trained individuals independent of direct responsibility for the receipt, custody, utilization, measurement, measurement quality and shipment of special nuclear material. The results of reviews and audits shall be recorded and reported to licensee management.

(3) The licensee shall assure that any person who contracts to perform materials control and accounting measurement services conforms with applicable requirements of paragraphs (4) through (8) and (10) through (12) of § 70.57(b). Conformance shall include reporting by the contractor of sufficient error data to allow the licensee to calculate bias corrections and measurement limits of error. All statistical studies shall be reported or referenced in the measurement report submitted to the licensee, who shall have access to the contractor's supporting control data. The licensee shall perform reviews to determine the adequacy of the contractor's program and audits to verify conformance with all aspects of the program. Reviews and audits shall be performed at intervals not to exceed 12 months. Results shall be documented and reported to licensee management.

(4) In order to assure that potential sources of sampling error are identified and that samples are representative, process and engineering tests shall be performed using well characterized materials to establish or to verify the applicability of existing procedures for mixing and for sampling special nuclear materials and for maintaining sample integrity during transport and storage. The program shall assure that such procedures are maintained and followed, and that sampling is included in the procedures for estimating biases, limits for systematic errors, and random error variances.

(5) The program shall include provisions for the review and approval, before use, of written procedures for:

(i) Preparing or acquiring, maintaining, storing and using reference standards,

(ii) Calibrating measurement systems, performing bulk measurements, obtaining samples, and performing compositional analyses,

(iii) Recording, analyzing and reporting the program data and information, and

(iv) Controlling measurement performance.

(6) To assure the adequacy of each measurement system with respect to process flows, sampling and measurement points, and nominal material compositions, engineering analyses and evaluations shall be made of the design, installation, preoperational tests, calibration, and the operation of each system. Such analyses and evaluations shall be repeated whenever a significant change is made in any component of a system. The results of these analyses and evaluations shall be recorded.

(7) Procedures and performance criteria shall be established for the training, qualifying, and periodic requalifying of all personnel who perform sampling and measurements for materials control and accounting purposes. Qualification results shall be recorded.

(8) The program shall generate current data on the performance of measuring processes, including, as appropriate, values for bias corrections and their uncertainties, random error variances, limits for systematic errors, and other parameters needed to establish the uncertainty of measurements pertaining to materials control and accounting. The program data shall reflect the current process and measurement conditions existing at the time the control measurements are made. Measurements which are not controlled by the program shall not be used for materials control or for accounting purposes. The program shall include:

(i) The ongoing use of standards for calibration and control of all applicable measurement systems. Calibrations shall be repeated whenever any significant change occurs in a measurement system or when program data, generated by tests performed at a predetermined frequency, indicate a need for recalibration. Calibrations and tests shall be based upon reference standards.

(ii) A system of control measurements to provide current data for the determination of random error behavior. On a predetermined schedule, the system shall include the replicate analysis of process samples, the replicate weight or volume measurement of bulk quantities of material, and the analysis of replicate process samples.

(9) The program data generated during the current material balance period shall be used for the determination of the limit of error of the plant material balance. Measurement error data collected and used during immediately preceding material balance periods may be combined with current data provided that the measurements are in statistical control, i.e., when repeated samples from the portion of the measurement system under test behave as random samples from a stable probability distribution. Under such conditions, data sets may be combined provided that the parameter estimates based on the current set of data and the previous set of data are not significantly different on the basis of appropriate statistical tests performed at a level of significance of 0.05.

(10) The licensee shall evaluate with appropriate statistical methods all program data and information, and relevant process data used to establish bias corrections and their associated uncertainties, random error variances, limits for systematic error, and other parameters pertaining to special nuclear materials control and accounting measurements, and to control measurement performance pursuant to § 70.58(f). Bias corrections shall be made by an appropriate statistical procedure.

(11) The licensee shall establish and maintain a statistical control system, including control charts and formal statistical procedures, designed to monitor the quality of each type of program measurement. Control chart limits shall be established to be equivalent to levels of significance of 0.05 and 0.001. Whenever control data exceed the 0.05 control limits, the licensee shall investigate the condition and take corrective action in a timely manner. The results of these investigations and actions shall be recorded. Whenever the control data exceed the 0.001 control limits, the measurement system which generated the data shall not be used for material control and accounting purposes until the deficiency has been corrected and the system has been brought into control at the 0.05 control level.

(12) A records system shall be provided in which all data, information, reports, and documents generated by the program shall be retained for five years, except for those records pertaining to the training and qualification of personnel who perform measurement activities pursuant to § 70.57(b)(7). Those records shall be retained for two years. Records shall include a summary of the error data utilized in the limit of error calculations performed for each material balance period. The records system shall be organized for efficient retrieval of program information. Each reported result shall be readily relatable to the original measurement data and to all relevant measurement control information, including pertinent calibration data. Records shall be available for NRC inspection.

(c) Applicants and licensees subject to the provisions of paragraph (b) of this section shall submit to the Commission for approval a detailed plan describing the program that will be used to comply with said provisions. The plan submitted shall include the identification of those measurements to be contracted and shall describe the steps the licensee shall take to assure the adequacy of such procedures. Licensee's plans shall be submitted on or before November 11, 1975.

(d) Licensees subject to the provisions of paragraph (b) of this section shall follow the plans submitted pursuant to paragraph (c) of this section after May 11, 1976 or thirty days after the submitted plan is approved by the NRC whichever is later. After May 11, 1976, an applicant subject to the provisions of paragraph (b) of this section shall immediately implement his plan, submitted pursuant to paragraph (c) of this section, following incorporation of said plan as a condition of license.

2. Paragraph (f) of § 70.58 is amended to read as follows:

**§ 70.58 Fundamental nuclear material controls.**[2]

• • • • •

(f) A program shall be established, maintained, and followed pursuant to § 70.57(b) for the continuing determination and control of the systematic and random errors of measurement processes at a level commensurate with the requirements of § 70.51(e)(5).

• • • • •

Effective date. The foregoing amendments become effective September 11, 1975.

(Secs. 53, 161, Pub. L. 83-703, 68 Stat. 930, 948 (42 U.S.C. 2073, 2201).

Dated at Washington, D.C. this 31st day of July, 1975.

For the Nuclear Regulatory Commission.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-20648 Filed 8-8-75;8:45 am]

[1] The recordkeeping and reporting requirements contained in §§ 70.57(b), 70.57(c), and 70.57(d) have been approved by GAO under B-180225 (R0061). The approval expires on November 30, 1977.

[2] Text of this footnote appears as footnote 1 to the section heading on page 392 of 10 CFR Parts 0-199, 1975 revision.





**Title 14—Aeronautics and Space**

[Docket No. 75-SO-92; Amdt. 39-2326]

**CHAPTER I—FEDERAL AVIATION ADMINISTRATION**

**PART 39—AIRWORTHINESS DIRECTIVES**

**The Balloon Works Firefly Series Hot Air Balloons**

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted on July 23 and made effective immediately to all known United States operators of The Ballon Works Hot Air Balloons, Models Firefly 6, 6B, and 7. The directive requires safety wiring of the Rego blast valve to the burner bottom plate prior to further flight and replacement of brass nipple in the burner assembly within the next five hours time in from the effective date of this AD.

Since it was found that immediate corrective action was required, notice and public procedure thereon were impractical and contrary to the public interest, and good cause existed for making the airworthiness directive effective immediately to all known U.S. operators of The Balloon Works Firefly series balloons by individual airmail letter dated July 23, 1975. These conditions still exist, and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective to all persons:

BALLOON WORKS, HOT AIR BALLOONS: Applies to Models Firefly 6, 6B, and 7 with burner S/N 510 through 562.

Before next flight, accomplish the following or an equivalent approved by the Chief, Engineering and Manufacturing Branch, Southern Region.

To avoid separation due to a possible brass nipple failure, install safety wire extending from each of the three corners of the bottom plate to the lower portion of the upper Rego valve body. Assure wires are uniformly tightened.

Within the next five hours of time in service from the effective date of this AD, accomplish the following:

1. Disconnect main burner tubes from manifold.
2. Drill out nine rivets holding pan to the bottom plate.
3. Unhook three burner support springs.
4. Remove upper burner assembly from lower burner assembly.
5. Unscrew nuts to remove pilot light tubes.
6. Clamp square section of Rego valve in vise.
7. Unscrew and remove burner manifold.
8. Inspect nipple. If nipple is steel, reassemble the burner,[1] if nipple is brass, proceed through the following steps.
9. Unscrew nipple with pipe wrench.
10. Replace brass nipple with steel nipple,[1] Balloon Works P/N A4032B.
11. Reassemble in the reverse order.

Safety wire is not required after steel nipple is installed.

This amendment is effective August 13, 1975, and was effective on receipt for all recipients of the air mail letter dated July 23, 1975 which contained this amendment.

[1] Use teflon tape or pipe dope type sealant on nipple threads.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Georgia, on July 30, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20802 Filed 8-8-75;8:45 am]

[Docket No. 75-SO-93; Amdt. 39-2325]

## PART 39—AIRWORTHINESS DIRECTIVES

### Lockheed Model 382 Series Airplanes

Pursuant to the authority delegated to me by the Administrator (31 FR 13697), an airworthiness directive was adopted on July 25 and made effective immediately to all known United States operators of Lockheed Model 382 series aircraft. The directive requires checking of the propeller torque before further flight.

Since it was found that immediate corrective action was required, notice and public procedure thereon were impractical and contrary to the public interest, and good cause existed for making the airworthiness directive effective immediately to all known U.S. operators of Lockheed Model 382 series airplanes by individual telegrams dated July 25, 1975. These conditions still exist, and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective to all persons: There has been a failure of the propeller to move out of the beta range which can result in asymmetric thrust.

LOCKHEED: Applies to all Model 382 series airplanes through serial number 4610. Before further flight, unless already accomplished, perform the propeller torque check in accordance with Lockheed Alert Service Bulletin A382-190. If the propellers do not pass the torque check, replace the propeller control with a control that will pass the above operational check prior to further flight.

This amendment is effective August 13, 1975, and was effective on receipt for all recipients of the telegram dated July 25, 1975 which contained this amendment.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to Lockheed-Georgia Company, Marietta, Georgia 30063. These documents may also be examined at FAA Southern Region Office, 3400 Whipple Street, East Point, Georgia, and at FAA headquarters, 800 Independence Avenue, SW, Washington, D.C. A historical file on this AD which includes the incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C., and at the Southern Region Office, Atlanta, Georgia.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

The incorporation by reference provisions in this document was approved by the Director of the FEDERAL REGISTER on June 19, 1967.

Issued in East Point, Georgia, on July 30, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20803 Filed 8-8-75;8:45 am]

[Airspace Docket No. 75-SO-26]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On March 21, 1975, a Notice of Proposed Rulemaking was published in the FEDERAL REGISTER (40 FR 12810), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Jackson, Miss., transition area.

Interested persons were afforded an opportunity to participate in the rulemaking through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441, the Jackson, Miss., transition area is amended as follows:

". . . north of the runway end . . ." would be deleted and ". . . north of the runway end; within 3 miles each side of the 017° bearing from the Bruce RBN (Lat. 32°26'28" N., Long. 90°06'19" W.), extending from the 5.5-mile radius area to 8.5 miles north of the RBN . . ." would be substituted therefor.

This amendment is made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 1, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20609 Filed 8-8-75;8:45 am]

[Airspace Docket No. 75-SO-55]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Amendment to "Federal Register" Document

On July 24, 1975, FEDERAL REGISTER Document No. 75-19292 was published in the FEDERAL REGISTER (40 FR 30933), amending Part 71 of the Federal Aviation Regulations by altering the Brunswick, Ga., transition area.

In the amendment, the effective date was published as October 9, 1975. Subsequently, it was determined that the instrument approach procedure, necessitating the alteration, would be published on September 4, 1975. As there is an immediate need for the instrument approach procedure, action is taken herein to amend the effective date of the alteration of the transition area. Since this amendment is editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, effective immediately, FEDERAL REGISTER Document No. 75-19292 is amended as follows:

In line sixteen of the Brunswick, Ga., transition area description ". . . October 9, 1975 . . ." is deleted and ". . . September 4, 1975 . . ." is substituted therefor.

This amendment is made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 1, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20606 Filed 8-8-75;8:45 am]

[Airspace Docket No. 75-SO-88]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Sumter, S.C., transition area.

The Sumter transition area is described in § 71.181 (40 FR 441). In the description, an extension is predicated on the Shaw AFB ILS OM. The United States Air Force plans to decommission the OM on August 14, 1975, therefore, it is necessary to alter the description by deleting reference to the OM. Since this amendment is editorial in nature, notice and public procedure thereon are necessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, August 14, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441) the Sumter, S.C., transition area is amended as follows:

". . . ILS localizer southwest course, extending from the 8.5-mile radius area to 13.5 miles southwest of the OM . . ." is deleted and ". . . TACAN 215° radial, extending from the 8.5-mile radius to 21.5 miles southwest of the TACAN . . ." is substituted therefor.

This amendment is made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 1, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20607 Filed 8-8-75;8:45 am]





[Airspace Docket No. 75-SO-89]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Control Zone and Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Goldsboro, N.C., control zone and transition area.

The Goldsboro control zone is described in § 71.171 (40 FR 354) and the Goldsboro transition area is described in § 71.181 (40 FR 441). In each description, an extension is predicated on the Seymour-Johnson OM. The United States Air Force plans to decommission the OM on October 9, 1975; therefore, it is necessary to alter the descriptions by deleting reference to the OM. In addition the transition area description contains two extensions which are predicated on the Seymour-Johnson TACAN. These extensions are no longer required, and it is necessary to delete them from the description. Since these amendments are less restrictive in nature, notice and public procedure thereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.171 (40 FR 354), the Goldsboro, N.C., control zone is amended as follows:

". . . TACAN; within 2 miles each side of the ILS localizer west course, extending from the 5-mile radius zone to 1 mile east of the LOM . . ." is deleted and ". . . TACAN . . ." is substituted therefor.

In § 71.181 (40 F.R. 441), the Goldsboro, N.C., transition area is amended to read:

GOLDSBORO, N.C.

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Seymour-Johnson AFB (Lat. 35°20'20" N., Long. 77°57'50" W.: within a 6.5-mile radius of Goldsboro-Wayne Municipal Airport (Lat. 35°27'30" N., Long. 77°58'00" W.).

This amendment is made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 1, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-20608 Filed 8-8-75;8:45 am]

[Airspace Docket No. 74-NW-14]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

## PART 73—SPECIAL USE AIRSPACE

### Alteration of Restricted Area

On March 12, 1975, a Notice of Proposed Rule Making (NPRM) was published in the FEDERAL REGISTER (40 FR 11597) stating that the Federal Aviation Administration (FAA) was considering amendments to Parts 71 and 73 of the Federal Aviation Regulations that would change Restricted Area R-6713 Whidbey Island, Wash., by reducing its time of designation and by altering its location and dimensions. The restricted area would be subdivided into three layers identified, from the surface up, as R-6713A, R-6713B and R-6713C. R-6713C would also be included in the continental control area.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. Three comments were received and two objected to the proposal.

The Washington State Aeronautics Commission approved the alteration of R-6713 but opposed establishment of the alert areas. It also recommended radar advisories for VFR traffic if requested. The FAA has concluded, however, that the alert areas are justified because they will identify high density traffic areas without imposing any additional restriction to flight. As for radar service, the Naval Air Station Whidbey Island Radar Air Traffic Control Facility now provides radar advisories on a workload permitting basis and it will continue to offer this service when the restricted area is changed.

One pilot objected to the proposal on the basis that the change would close a corridor now used by VFR traffic to avoid the present restricted area in "limited visual flight conditions." He also objected to dropping any ordnance because of the watercraft traffic in the area.

The eastern side of R-6713 is located adjacent to the Whidbey Island Control Zone. Therefore, pilots flying VFR immediately east of the restricted area must comply with visual flight rules applicable in a control zone. This means that when the visibility is less than three miles, they must either obtain a clearance to fly through the corridor, or circumnavigate both the restricted area and the control zone. Shifting R-6713 as proposed will not alter this requirement.

Adjusting the location of R-6713 will reduce the distance between the restricted area and the Whidbey Island Airport Traffic Area. Therefore, regardless of visibility, when pilots cannot fly between R-6713 and the airport traffic area, or get a clearance to fly through either area, they will be required to overfly the airport traffic area at or above 3,000 feet AGL, or to circumnavigate both it and R-6713. While acknowledging that this will increase the burden upon the pilot of nonradio equipped aircraft to some extent, the FAA has concluded that, in light of the benefits to be realized from relocating the restricted area, the added burden is not sufficient cause for denial of the amendment.

Furthermore, the FAA has concluded that any hazard to surface vessels from ordnance drops is precluded by regulations contained in Title 33, Code of Federal Regulations, Part 204, Section 204.220. These regulations restrict surface vessels from the area involved during the time of designation for R-6713.

In consideration of the foregoing, Parts 71 and 73 of the Federal Aviation Regulations are amended, effective 0901 GMT, October 9, 1975, as hereinafter set forth.

In § 71.151 (40 FR 343) the following restricted area is added:

R-6713C Whidbey Island, Wash.

In § 73.67 (40 FR 699) the description for Restricted Area R-6713, Whidbey Island, Wash., is deleted and the following is substituted therefor:

a. R-6713A Whidbey Island, Wash.

Boundaries. Beginning at Lat. 48°14'54" N., Long. 122°53'30" W.; to Lat. 48°21'27" N., Long. 122°59'34" W.; to Lat. 48°23'06" N., Long. 122°55'18" W.; to Lat. 48°22'54" N., Long. 122°49'12" W.; to Lat. 48°20'12" N., Long. 122°46'42" W.; to Lat. 48°16'00" N., Long. 122°48'27" W.; to point of beginning excluding that airspace within 1000 feet both horizontally and vertically around Smith Island centered at Lat. 48°19'10" N., Long. 122°50'33" W.; and excluding that airspace from the surface to 100 feet AGL beyond a 1.25-nautical mile surface radius of Lat. 48°19'11" N., Long. 122°54'12" W.

Designated altitudes. Surface to 5,000 feet MSL (less exclusions).

Time of designation. Daily, 0700 to 2400 local time.

Controlling agency. Federal Aviation Administration, Seattle ARTC Center.

Using agency. Commander Medium Attack Tactical Electronic Warfare Wing, U.S. Pacific Fleet (COMMATVAQWINGPAC), NAS Whidbey Island, Wash.

b. R-6713B Whidbey Island, Wash.

Boundaries. Beginning at Lat. 48°14'54" N., Long. 122°53'30" W.; thence to Lat. 48°21'27" N., Long. 122°59'34" W.; to Lat. 48°23'06" N., Long. 122°55'18" W.; to Lat. 48°22'54" N., Long. 122°49'12" W.; to Lat. 48°20'12" N., Long. 122°46'42" W.; to Lat. 48°16'00" N., Long. 122°48'27" W.; to point of beginning.

Designated altitudes. 5000 feet MSL to 10,000 feet MSL.

Time of designation. 0800 to 2400 local time, Monday through Friday.

Controlling agency. Federal Aviation Administration, Seattle ARTC Center.

Using agency. Commander Medium Attack Tactical Electronic Warfare Wing, U.S. Pacific Fleet (COMMATVAQWINGPAC), NAS Whidbey Island, Wash.

c. R-6713C Whidbey Island, Wash.

Boundaries. Beginning at Lat. 48°14'54" N., Long. 122°53'30" W.; thence to Lat. 48°21'27" N., Long. 122°59'34" W.; to Lat. 48°23'06" N., Long. 122°55'18" W.; to Lat. 48°22'54" N., Long. 122°49'12" W.; to Lat. 48°20'12" N., Long. 122°46'42" W.; to Lat. 48°16'00" N., Long. 122°48'27" W.; to point of beginning.

Designated altitudes. 10,000 feet MSL to 15,000 feet MSL.

Time of designation. 0800 to 2400 local time, Monday through Friday.

Controlling agency. Federal Aviation Administration, Seattle ARTC Center.

Using agency. Commander Medium Attack Tactical Electronic Warfare Wing, U.S. Pacific Fleet (COMMATVAQWINGPAC), NAS Whidbey Island, Wash.

These amendments are made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 4, 1975.

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75-20605 Filed 8-8-75;8:45 am]

## Title 16—Commercial Practices

## CHAPTER I—FEDERAL TRADE COMMISSION

[Docket C-2681]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### The A & R Agency, et al.

Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533-20 Disclosures; 13.533-45 Maintain records; 13.533-45(c) Complaints. Subpart—Enforcing dealings or payments wrongfully: § 13.1045 Enforcing dealings or payments wrongfully. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1490 Nature; § 13.1513 Operations generally; § 13.1555 Size, extent, or equipment.—Goods: § 13.1685 Nature; § 13.1735 Sample, offer, or order conformance; § 13.1740 Scientific or other relevant facts. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1870 Nature; § 13.1895 Scientific or other relevant facts. Subpart—Securing orders by deception: § 13.2170 Securing orders by deception.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45).

*In the Matter of the A & R Agency, a partnership doing business in its own name and as Daily Challenge, Spanish Newspaper Agency, Jewish Newspaper Agency, Scandinavian Newspaper Agency, Italian Newspaper, Agency, Chinese Newspaper Agency, Catholic Newspaper Agency, German Newspaper Agency, Recorder Newspaper Agency, Caribbean Echo, Bronx Home Newspaper Agency, Polish Publication Agency, Hungarian Newspaper Agency, Greek Newspaper Agency, and Anthony Abraham, individually and as a partner in said partnership, and Anthony Clausi, individually and as an employee of said partnership*

Consent order requiring a New York City advertising promoter, among other things to cease using misrepresentations to sell advertising in ethnic publications, and from placing ad seeking payment for unauthorized advertisements.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

It is ordered, That respondents The A & R Agency, a partnership, doing business in its own name and as Daily Challenge, Spanish Newspaper Agency, Jewish Newspaper Agency, Scandinavian Newspaper Agency, Italian Newspaper Agency, Chinese Newspaper Agency, Catholic Newspaper Agency, German Newspaper Agency, Recorder Newspaper Agency, Caribbean Echo, Bronx Home Newspaper Agency, Polish Publication Agency, Hungarian Newspaper Agency and Anthony Abraham individually and as a partner in said partnership and Anthony Clausi individually and as an employee of said partnership, and their successors and assigns, respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device in connection with the offering for sale or sale of advertising space in newspapers, magazines or any other publication, and in connection with the collection of or attempt to collect past due or allegedly past due accounts arising out of the publication of any advertisement, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that the circulation, whether paid or unpaid, of any newspaper, magazine or other publication is more than the circulation figures provided in writing by the publisher of said publication as stated in its certification or statements to governmental authorities or as verified by an accounting audit by independent certified public accountants and/or as they appear in the independent Audit Bureau of Circulation Reports.

2. Representing, directly or by implication, that the readership of any newspaper, magazine or other publication is more than twice the circulation figure provided for in paragraph 1 of this order.

3. Representing, directly or by implication, that a publication for which an advertisement is being solicited is read by a certain type or class of subscriber or reader or covers a specified geographical area when such is not the fact; or misrepresenting in any manner the nature or type of reader or geographic area covered by such publication.

4. Placing, printing or publishing, or causing to be placed, printed, or published, any advertisement on behalf of any person, firm or corporation in any publication unless a prior authorization, order or agreement to purchase said advertisement has been received by respondents.

5. Sending or causing to be sent bills, collection letters or notices to any person, firm or corporation with regard to any advertisement which has been or is to be printed, inserted or published on behalf of said person, firm or corporation, or in any other manner seeking to exact payment for any advertisement, without a prior authorization, order or agreement to purchase such advertising, either orally or in writing.

6. Representing that advertisements placed by respondents for its customers will appear in special editions or in special sections of a publication when in fact there is no such special edition of or special section in the publication for which the advertisement is solicited.

7. Placing orders for advertisements to appear on dates which differ from the dates selected by respondents' customers without advising such customers of the changes and the reasons therefor and without obtaining authorization for such changes.

*It is further ordered*, That: A. Respondents' advertising solicitors or agents in making contact with any person, firm or corporation for the purpose of selling advertising clearly disclose that they are employed by The A & R Agency, or Daily Challenge, or Spanish Newspaper Agency, or Jewish Newspaper Agency, or Scandinavian Newspaper Agency, or Italian Newspaper Agency, or Chinese Newspaper Agency, or Catholic Newspaper Agency, or German Newspaper Agency, or Recorder Newspaper Agency, or Caribbean Echo, or Bronx Home Newspaper Agency, or Polish Publication Agency, or Hungarian Newspaper Agency, or Greek Newspaper Agency, to solicit advertisements for the named publication and disclose the correct and complete name of the publication for which advertising is being solicited and state the number of times a week the publication appears and the language in which the publication is printed.

B. The complete name of the publication and the dates the advertisements appeared be clearly stated on all respondents' invoices to their customers.

C. Respondents furnish tear sheets to their customers on request, for every issue in which the customers' advertisements appear and that such tear sheets show the name of the publication and the dates of publication.

D. Respondent retains all complaints from any source relating to the acts or practices prohibited by this order, for a period of two years after their receipt, and that these records be made available for examination and copying by a duly authorized agent of the Federal Trade Commission during the regular hours of the respondents' business.

E. Respondents notify the Commission at least thirty (30) days prior to any proposed change in the partnership respondent such as dissolution or the addition of partners or any other change in the partnership which may affect compliance obligations arising out of this order.

F. Respondents give written instructions which cover all the provisions of this order to all present and future employees, agents and representatives engaged in the offering for sale, or sale of advertising space in newspapers, magazines or any other media and engaged in the collection of or attempt to collect past due or allegedly past due accounts arising out of the publication of any advertisement and that respondents secure a signed statement acknowledging receipt of said written instructions.

G. The individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which the individual is engaged as well as a description of his duties and responsibilities.

H. The partnership respondent distribute a copy of this order to each of its operating divisions or departments.

I. No provision of this order shall be construed in any way to annul, invalidate, repeal, terminate, modify or exempt respondents from complying with agreements, orders or directives of any kind obtained by any other agency or act as a defense to actions instituted by the municipal or state regulatory agencies. No provision of this order shall be construed to imply that any past or future conduct of respondents complies with the rules and regulations of or the statutes administered by the Federal Trade Commission.

*J. It is further ordered*, That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 14, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20931 Filed 8-8-75;8:45 am]

[1] Copies of the Complaint, Decision and Order, filed with the original document.

[Docket No. 8785-o]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### Ash Grove Cement Co.

Subpart—Acquiring corporate stock or assets: § 13.5 Acquiring corporate stock or assets; 13.5-20 Federal Trade Commission Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18)

*In the Matter of Ash Grove Cement Company, a Corporation*

Order requiring a Kansas City, Mo., manufacturer and seller of lime and portland cement, among other things, to divest itself of two producers of ready mixed concrete in the Kansas City marketing area, and for a ten-year period, not to acquire, without prior Commission approval, ready mixed companies whose purchases of portland cement exceed designated amounts. The Commission also decided that a third acquisition of a quarrying business was not anticompetitive.

The order of divestiture and to cease and desist is as follows: [1]

FINAL ORDER

This matter having been heard by the Commission upon the appeal of respondent's counsel from the Initial Decision, and upon briefs and oral argument in support thereof and in opposition thereto, and the Commission, for the reasons stated in the accompanying Opinion, having denied, in part, and granted, in part, the appeal; accordingly,

I. *It is ordered*, That respondent, Ash Grove Cement Company, a corporation, and its officers, directors, agents, representatives, employees, subsidiaries, affiliates, successors and assigns, within one (1) year from the date this Order becomes final, divest, absolutely, subject to the approval of the Federal Trade Commission, all stock, assets, properties, rights and privileges, tangible and intangible, including, but not limited to, all plants, equipment, machinery, inventory, customer lists, trade names, trademarks and goodwill, acquired by respondent, as a result of the acquisitions of the stock of Fordyce Concrete, Inc., and Lee's Summit Ready-Mix Concrete & Materials Company, together with all additions and improvements thereto and replacements thereof of whatever description, so as to assure that there is established one or more separate and viable competitors engaged in the business of producing and selling ready mixed concrete.

II. *It is further ordered*, That pending such divestitures respondent shall not make or permit any deterioration or changes in any of the plants, machinery, equipment, buildings, or other property or assets to be divested which would impair their present capacity or market value.

III. *It is further ordered*, That none of the stock, assets, properties, rights or privileges required to be divested be transferred, directly or indirectly, to any person who is at the time of the divestiture an officer, director, employee, or agent of, or under the control or direction of, Ash Grove Cement Company, or any of its subsidiaries or affiliates or who owns or controls, directly or indirectly, more than one (1) percent of the outstanding shares of voting stock of Ash Grove Cement Company, or any of its subsidiaries or affiliates.

IV. *It is further ordered*, That with respect to the divestitures required herein, nothing in this order shall be deemed to prohibit respondent from accepting consideration which is not entirely cash and from accepting and enforcing a loan, mortgage, deed or trust or other security interest for the purpose of securing to respondent full payment of the price, with interest, received by respondent in connection with such divestitures: *Provided, however*, That should respondent by enforcement of such security interest, or for any other reason, regain direct or indirect ownership or control of any of the divested plants, land or equipment, said ownership or control shall be redivested subject to the provisions of this order, within one year from the date of reacquisition.

V. *It is further ordered*, That for a period of ten (10) years from the date this order becomes final, respondent shall cease and desist from acquiring, directly or indirectly, without the prior approval of the Federal Trade Commission, the whole or any part of the share capital or other assets of any corporation engaged in the sale of ready mixed concrete or concrete products within respondent's present or future marketing area for portland cement or which purchased in excess of 10,000 barrels or 1,880 tons of portland cement in any of the five (5) years preceding the merger.

VI. *It is further ordered*, That respondent, shall within sixty (60) days from the date of service of this order, and every sixty (60) days thereafter until the divestitures are fully effected, and every one hundred eighty (180) days thereafter until it has fully complied with the provisions of this order, submit to the Commission a detailed written report of its actions, plans, and progress in complying with the divestiture provisions of this order, and fulfilling its objectives. All reports shall include, among other things that will be from time to time required, a summary of all contacts and negotiations with any person or persons interested in acquiring the stock, assets, properties, rights or privileges to be divested under this order, the identity of each such person or persons, and copies of all written communications to and from each such person or persons.

VII. *It is further ordered*, That respondent provide a copy of this order to each purchaser of plants and assets divested pursuant to this order at or before the time of purchase.

With Commissioner Thompson dissenting, the Final Order was issued by the Commission June 24, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20812 Filed 8-8-75;8:45 am]

[1] Copies of the Complaint, Initial Decision, Final Order, Opinion of the Commission by Commissioner Hanford, Dissenting Statement of Commissioner Thompson, and Concurring Statement of Commissioner Engman, filed with the original document.

[Docket No. 8864-o]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### Beatrice Foods Co.

Subpart—Acquiring corporate stock or assets: § 13.5 Acquiring corporate stock or assets.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 18).

*In the Matter of Beatrice Foods Co., a Corporation*

Order requiring a multinational, multiproduct company, located in Chicago, Ill., among other things to divest itself of a competing manufacturer of paint rollers which it acquired in 1970, and to not make any acquisitions for 10 years, in the paint brush-and-roller industry, without prior Federal Trade Commission approval. Further, the order dismissed, for failure of proof, allegations in the complaint that the acquisition of Tip Top Brush Co., through which the re-

spondent entered the industry, violated Sec. 7 of the Clayton Act.

The Final Order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

FINAL ORDER

This matter having been heard by the Commission upon briefs and oral argument in support of cross appeals filed by respondent and complaint counsel from the initial decision in this matter; and the Commission for the reasons stated in the accompanying opinion having concluded that the appeals should be denied;

*It is ordered,* That the initial decision, as supplemented and modified by the Commission's opinion in this matter, and the order contained in said initial decision, be, and hereby are adopted as the decision and order of the Commission;

*It is further ordered,* That the parties' motions for correction of the transcript of oral argument before the Commission be, and hereby are, granted.

The Final Order was issued by the Commission July 1, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20811 Filed 8-8-75;8:45 am]

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[Docket No. C-2682]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### CTC Collections, Inc., et al.

Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements: 13.533-45 Maintain records; § 13.533-45(k) Records, in general. Subpart—Disparaging products, merchandise, services, etc.: § 13.1042 Disparaging products, merchandise, services, etc. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1370 Business methods, policies, and practices; § 13.1395 Connections and arrangements with others; § 13.1490 Nature. —Goods: § 13.1685 Nature. Subpart—Simulating another or product thereof: § 13.2208 Court documents. Subpart—Threatening suits, not in good faith: § 13.2264 Delinquent debt collection.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

*In the Matter of CTC Collections, Inc., a Corporation, and Loretta Fusaro, and Kathleen O'Connor, Individually and as Officers of Said Corporation*

Consent order requiring a West Orange, N.J., debt collection agency, among other things to cease using unfair and deceptive form letters in collecting consumer debts.

[1] Copies of the Complaint, Opinion, and Decision and Final Order with the original document.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

*It is ordered,* That respondent CTC Collections, Inc., a corporation, its successors and assigns, and its officers Loretta Fusaro and Kathleen O'Connor, individually and as officers of said corporation and respondents' agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with the collection of consumer debts, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing in any manner, directly or by implication, that respondents possess unlimited authority to collect accounts on behalf of their creditor-clients; or misrepresenting, in any manner, respondents' authority to collect debts on behalf of a creditor.

2. Representing in any manner, directly or by implication, that respondents possess the authority or intend to disclose information regarding debtors to a credit reporting agency.

3. Representing in any manner, directly or by implication, that legal action, including attachment or garnishment proceedings, has been initiated or is being initiated unless respondents have in fact instituted the legal action represented; or that such legal action will be initiated unless respondents are able to establish that at the time the representation was made respondents intended in good faith to institute the legal action represented.

4. Using any form to collect debts or debtor information which simulates a judicial document or is represented by any means to be a document authorized, issued, or approved by a court of law or any other official or legally constituted judicial authority; or misrepresenting, in any manner, the official nature of any document utilized in the collection of debts.

5. Representing in any manner, directly or by implication, that judgment may be entered against a debtor without the debtor having notice of the legal action and an opportunity to appear and defend himself in a court of law.

6. Informing a debtor of a creditor's right after judgment without disclosing at the same time that no judgment may be entered against the debtor unless the debtor has first been given notice and an opportunity to appear and defend himself in a court of law.

7. Representing in any manner, directly or by implication, the post judgment rights of a creditor unless said rights are in fact as specifically represented in the jurisdiction in which collection is sought; or misrepresenting in any manner, directly or by implication, the post judgment rights of a creditor.

[1] Copies of the Complaint, Decision and Order, filed with the original document.

*It is further ordered,* That respondents shall maintain for a period of two years with respect to each delinquent debtor, records which shall consist of copies of all collection letters, dunning notices, requests for information and similar correspondence delivered to such debtor or third parties or an indication of what form items were sent; a record or tabulation of all telephone calls made to or about the debtor showing the identity of the caller, the date and time of the call, the identity of the recipient of the call, the telephone number called, the purpose and result of the call; and copies of all documents pertaining to collection efforts such as referrals to lawyers or other agencies and legal documents utilized in collection efforts.

*It is further ordered,* That the respondents shall forthwith distribute a copy of this order to each of their operating divisions, collection managers and to all personnel or other parties including attorneys and collection agencies responsible for or engaged in collection of consumer debts.

*It is further ordered,* That respondents notify the Commission at least 30 days prior to any proposed change in the corporate respondent such as dissolution, assignment, or sale resulting in the emergence of a successor corporation or corporations, the creation or dissolution of subsidiaries or any other change in the corporations which may affect compliance obligations arising out of the order.

*It is further ordered,* That the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged as well as a description of their duties and responsibilities.

*It is further ordered,* That no provision of this order shall be construed in any way to annul, invalidate, repeal, terminate, modify or exempt respondents from complying with agreements, orders or directives of any kind obtained by any other agency or act as a defense to actions instituted by municipal or state regulatory agencies. No provision of this order shall be construed to imply that any past or future conduct of respondents complies with the rules and regulations of, or the statutes administered by the Federal Trade Commission.

*It is further ordered,* That the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 14, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-20813 Filed 8-8-75;8:45 am]





Title 40—Protection of Environment

## CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

### SUBCHAPTER E—PESTICIDE PROGRAMS

[FRL 414-3; PP5F1525/R48]

## PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

### Carboxin

On September 3, 1974, notice was given (39 FR 31946) that Uniroyal Chemical Co., Bethany CT 06525 had filed a pesticide petition (PP 5F1525) with the Environmental Protection Agency (EPA). This petition proposed the establishment of tolerance for combined residues of the fungicide carboxin (5,6-dihydro - 2 - methyl-1,4-oxathiin-3-carbonxanilide) and its metabolite 5,6-dihydro - 3 - carboxanilide-2-methyl-1,4-oxathiin-4-oxide (calculated as carboxin) in or on the raw agricultural commodities corn grain, rice, and rice straw at 0.2 part per million.

The data submitted in the petition and other relevant material have been evaluated, and the pesticide is considered to be useful for the purpose for which the tolerance is sought. Any residues of carboxin which might occur in eggs, meat, and milk are adequately covered by existing tolerances, and § 180.6(a) (2) applies. The tolerance established by amending § 180.301 of the regulations will protect the public health, and it has therefore been concluded that the tolerance should be established as set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this notice in the FEDERAL REGISTER, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW., East Tower, Room 1019, Washington, D.C. 20460. Such objections should be submitted in quintuplicate and should specify both the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective on the date of publication in the FEDERAL REGISTER, Part 180, Subpart C, is amended by revising § 180.301 as set forth below.

Dated: August 6, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

(Sec. 408(d)(2) Federal Food, Drug and Cosmetic Act (21 U.S.C. 346a(d)(2)))

Section 180.301 is amended by revising the paragraph "0.2 part per million on or on barley • • •" to include the raw agricultural commodities, corn grain, rice, and rice straw to read as follows:

• • • • •

§ 180.301 Carboxin; tolerances for residues.

• • • • •

0.2 part per million on or on barley grain and straw, corn grain, fodder, and forage, fresh corn including sweet corn (kernels plus cob with husk removed), oats seed and straw, rice and rice straw, and wheat grain and straw.

• • • • •

[FR Doc.75-20961 Filed 8-8-75;8:45 am]

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Title 42—Public Health

## CHAPTER I—PUBLIC HEALTH SERVICE, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### SUBCHAPTER F—QUARANTINE, INSPECTION, LICENSING

## PART 71—FOREIGN QUARANTINE

### Restrictions on Importation of Nonhuman Primates

On March 14, 1975, there was published in the FEDERAL REGISTER (40 FR 11887) a notice of proposed rulemaking with proposed amendments to Subpart J, of Part 71, Title 42, Code of Federal Regulations, deleting all requirements in §§ 71.154 and 71.155 related to nonhuman primates (therein referred to as monkeys) and establishing a new Subpart J-3, Importation of Nonhuman Primates. The proposed amendments would allow the Public Health Service to (1) prohibit the importation of nonhuman primates except for bona fide scientific or educational purposes or for exhibition and (2) establish mandatory disease surveillance and control procedures for nonhuman primates imported under the provisions of this regulation.

Interested persons have been afforded an opportunity to participate in the making of these amendments by the notice of proposed rulemaking published in the FEDERAL REGISTER mentioned above, and due consideration has been given to all comments received in response to the notice, insofar as they relate to matters within the scope of the notice. Except for editorial changes, and except as specifically discussed hereinafter, the amendments and the reasons therefor are the same as those contained in the notice.

The proposal elicited 86 individual responses. Of these, 36 (42%) offered unqualified support, 19 (22%) offered general support but recommended specific, often more restrictive changes, and 26 (30%) were opposed to the proposal. Five responses (6%) were irrelevant comments opposing restrictions that were not in the proposal.

The 86 responses were received from individuals or organizations in the following categories: general public (26); local, State, and Federal Government (22); pet industry (16); medical and university research groups (10); special interest groups (8); and commercial importers of nonhuman primates (4).

The principal points raised in responses, other than those offering unqualified support (36) or opposition (19), are given below, together with a brief description of considerations given to or actions taken on the comment.

1. Nine commentators expressed in various ways concern about possible duplication in regulatory measures of the U.S. Department of the Interior, U.S. Department of Agriculture, and the Public Health Service. *Response.* The proposed regulation was discussed with representatives of both the U.S. Department of the Interior and the U.S. Department of Agriculture. It was agreed that the proposed regulation was compatible with existent regulations of both Departments and did not duplicate their activities.

2. Six commentators expressed strong opposition to the provision for personal importation of up to two nonhuman primates because it was not consistent with the regulation as a whole, would be difficult to regulate, and would be subject to abuse. *Response.* The objections raised in these comments are valid, and this provision has been deleted from the final regulation.

3. Two commentators opposed importation of nonhuman primates for any purpose because of the potential for disease transmission regardless of intended use. *Response.* A total ban on importation of nonhuman primates is not possible because these animals are essential for purposes such as scientific research and vaccine production. The required disease surveillance and control procedures are intended to minimize the public health problems associated with importation of nonhuman primates for essential purposes.

4. Two commentators recommended that nonhuman primates excluded from the United States be destroyed only as a last resort and that humane methods of destruction be required. *Response.* The regulation is based upon the authority of the Public Health Service to make and enforce regulations to prevent the introduction, transmission, or spread of communicable diseases from foreign countries into the United States. Unless it creates a public health hazard, the method of disposition of an excluded nonhuman primate is beyond the scope of Public Health Service legal authority. The methods of disposition specified in the regulation are those which are considered adequate to protect the public health. It is anticipated that few excluded nonhuman primates will be destroyed and that humane methods of destruction will always be recommended.

5. Five commentators suggested that various types of quarantine programs be instituted, with no restrictions on the use of imported non-human primates following quarantine. *Response.* Adoption of a quarantine program incorporating disease screening and treatment procedures without restriction on subsequent animal use was considered. However, this approach was not thought to be feasible because of the numerous infectious agents involved and the lack of reliable screening procedures for these agents.

Such a testing program would not provide reasonable assurance of freedom from infectious diseases transmissible to man and would be prohibitively expensive.

6. Several comments were related to misconceptions about who could qualify for registration as an importer and whether a nonhuman primate could be used for a permissible purpose prior to 31 days post-importation. *Response.* As specified in the proposal, any person who, or corporation, partnership, or other organization which, receives live nonhuman primates within a period of 31 days beginning with the day of importation, whether or not such primates were held for part of such period at another location, would be considered an importer and would have to comply with the mandatory requirements. As stated, anyone procuring nonhuman primates for permissible purposes would be eligible for registration as an importer. There was no provision that a nonhuman primate could not be used for a permissible purpose within 31 days of importation. For example, if it were necessary to use the animal as a tissue culture source within 31 days of importation, this would be permissible. However, provisions for mandatory disease surveillance and control measures would still be applicable to the animal in question.

7. Two commentators suggested deleting provisions for suspension and revocation of an importer's registration and penalties for violating the regulation. *Response.* These provisions are considered essential for enforcement of the regulation.

8. Three commentators suggested either less frequent disease reporting or registration of importers. Several comments indicated that information similar to that specified in the proposal was already being submitted to other governmental agencies. *Response.* Because the prescribed record keeping, reporting, and registration are minimal in relation to the involved health problems, these provisions cannot be changed without seriously compromising the effectiveness of the regulation. At the present time, the necessary information for effective surveillance and control of zoonotic disease in nonhuman primates is not being submitted to any agency of the Federal Government. Every effort will be made to keep the forms brief and simple. The specified reporting frequency is required to obtain current information.

9. Seven commentators alleged in various ways that prohibiting importation of nonhuman primates for use as pets is not warranted because human illness acquired from nonhuman primates is a significant problem only in scientific laboratories and zoos. *Response.* The fact is that persons exposed to nonhuman primates in laboratories are generally required to follow procedures which make their association with these animals less hazardous than for persons owning pet monkeys. They are provided with protective work clothing, including masks and gloves, and are covered by preventive medicine programs which take into account the unique disease hazards associated with nonhuman primates. The public health hazards associated with nonhuman primates are well documented. The disease hazard is the result of the animals' being infected, not the use to which they are put. If certain uses of these animals were not considered essential, the available information would warrant total prohibition of nonhuman primate importations.

One recent example of human disease acquired from pet nonhuman primates relates to the occurrence of nonhuman primate-associated hepatitis. In 1974, 9 outbreaks of this disease, affecting more than 40 people, were reported; all 9 outbreaks were associated with chimpanzees maintained in private households.

Therefore, no change will be made in the provision which permits importation of nonhuman primates only for bona fide scientific, educational, or exhibition purposes.

In consideration of the foregoing and for the reasons given in the notice of proposed rulemaking, Part 71 of Chapter I of Title 42 of the Code of Federal Regulations is amended as set forth below.

*Effective date.* This regulation shall become effective October 10, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.

Dated: July 16, 1975.

THEODORE COOPER,
*Assistant Secretary for Health.*

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

1. The entries in the Table of Contents for Subpart J, Part 71, Subchapter F, are amended as follows:


Sec.
71.151 Lather brushes.
71.154 Dogs and cats.
71.155 Dogs and cats; disposal of excluded animals.
71.156 Etiological agents and vectors.
71.157 Dead bodies.


2. In Subpart J, §§ 71.154 and 71.155 are amended as follows:

**§ 71.154 Dogs and cats.**

(a) *Definitions.* As used in this section and § 71.155, the term:

(1) "Confinement" means restriction of an animal by the owner or his agent to a building or other enclosure in isolation from other animals and from persons except for contact necessary for its care, or if it is allowed out of such enclosure, muzzling the animal and keeping it on a leash.

(2) "Dog" includes all domestic and wild members of the dog family (Canidae).

(3) "Cat" includes all domestic and wild members of the cat family (Felidae).

(4) "United States" means the United States, its territories, and possessions (other than the Canal Zone).

(5) "Zoological park" means a place, premises, or an establishment maintained for the exhibition of live animals for recreational or educational purposes.

(b) *General requirements*—(1) *Inspection by quarantine officer.* All dogs and cats brought into the United States from any foreign country shall be inspected by the quarantine officer at the port of arrival. Only animals in which no evidence of communicable disease (see § 71.1(b)) is revealed shall be admitted.

(2) *Examination by veterinarian; detention of animals.* When a dog or cat does not appear to be in good health on arrival (i.e., it has such symptoms as emaciation, lesions of the skin, nervous system disturbances, jaundice, or diarrhea), the medical officer in charge may give the owner or his agent an opportunity to call in a licensed veterinarian to examine the animal and give or arrange for any tests or treatment indicated. The medical officer in charge will consider the findings of any such examination and tests in determining whether the animal may have a communicable disease. The owner shall bear the expense of such examination, tests, and treatment. When it is necessary to detain an animal pending determination of its admissibility, the owner or his agent shall provide satisfactory detention facilities which in the judgment of the medical officer in charge will afford protection against existence of a health hazard. The owner or his agent shall bear the expense of such detention. Detention shall be accomplished at the port of arrival, except that the Director of the Quarantine Division, Bureau of Epidemiology, Center for Disease Control, Public Health Service, may issue instructions specifying control measures under which animals may be shipped to their destination pending determination of their admissibility.

(3) *Report of sickness or death; exposed animals.* (i) A record of sickness or death of dogs or cats en route to the United States shall be made by the person responsible for the care of the animals and shall be submitted to the quarantine officer at the port of arrival. Animals sick or dead en route or on arrival shall be separated from other animals as soon as discovered and held, pending any necessary examination as determined by the medical officer in charge.

(ii) When a dog or cat appears healthy but has been exposed during shipment to a sick or dead animal suspected of having a communicable disease, the exposed animal shall be admitted only if tests or other examination made at a time when infection with communicable disease could be determined reveals no evidence that the animal may be infected with such disease. The provisions of subparagraph (2) of this paragraph shall be applicable to such tests or other examination.

(4) *Sanitation.* When the quarantine officer finds that the cages or other containers of dogs or cats arriving in the United States are in an unsanitary condition that may constitute a health hazard:

(i) The animals shall not be admitted in such containers unless the owner or his agent has the containers cleaned; and

(ii) The quarantine officer shall report the matter to the U.S. Customs Service officer for investigation pursuant to Customs' regulations regarding importation of animals under inhumane or unhealthful conditions (19 CFR 12.26(k)).

(c) *Dogs only; rabies vaccination.* (1) Rabies vaccination is required for a dog that is brought into the United States, unless:

(i) The animal is a wild member of the dog family, in which case it may be admitted, but for at least six months after admission the owner or his agent shall restrict it to a building or other enclosure in isolation from other animals and from persons except for contact necessary for its care, or

(ii) For the six months before arrival the dog has been only in a country determined by the Public Health Service to be rabies-free,[2] or—

(iii) The owner submits evidence satisfactory to the quarantine officer that the dog is destined for a zoological park, or that it is destined for a research establishment and vaccination would seriously interfere with its use for scientific investigation, or

(iv) The dog on arrival is less than three months of age, in which case it may be admitted but shall be placed in confinement, and the owner shall certify that the dog will be vaccinated at three months of age and remain in confinement for at least one month after vaccination.

(2) Vaccination shall have been accomplished with nervous-tissue vaccine more than one month but not more than 12 months before the dog's arrival or with chicken-embryo vaccine more than one month but not more than 36 months before arrival.

(3) Where vaccination is required, the dog shall be accompanied by a valid certificate of rabies vaccination. This certificate shall: (i) identify the dog, (ii) be signed by a licensed veterinarian, and (iii) specify that such veterinarian vaccinated the dog with "nervous-tissue" vaccine or with "chicken-embryo" vaccine on a stated date within the respective time limits provided in subparagraph (2) of this paragraph.

(4) If a dog that is subject to vaccination arrives without a valid certificate of rabies vaccination, it shall not be admitted until it has been vaccinated (except as provided in subparagraph (5) of this paragraph). The owner shall arrange for and bear the expense of this vaccination. Upon admission the dog shall be placed in confinement for at least 30 days.

(5) If a dog arrives with a certificate which is valid except that vaccination was received less than one month before arrival, the dog may be admitted but shall be placed in confinement until at least 30 days have elapsed since vaccination.

(6) In no case will vaccination be recognized if performed on a dog less than three months of age.

(d) *Dogs and cats; special provisions.* Notwithstanding other provisions of this section, if a dog or cat comes from a locality having a high incidence of rabies and under conditions otherwise indicating that a special hazard of rabies introduction is present, it shall be subject to such additional requirement, or to exclusion, as may be found necessary by the medical officer in charge and approved by the Director, Quarantine Division, Bureau of Epidemiology, Center for Disease Control, Public Health Service, to prevent the introduction of rabies. However, any such dog that has been vaccinated after the age of three months as provided in paragraph (c) of this section shall be admitted after 30 days have elapsed since vaccination, if inspection of the animal at that time has revealed no evidence of communicable disease.

(e) *Dogs and cats in transit.* The provisions of this section shall apply to dogs and cats shipped through the United States from one foreign country to another, except as provided below:

(1) Animals that appear healthy but have been exposed to a sick or dead animal suspected of having a communicable disease need not undergo tests or other examination as provided in paragraph (b)(3) of this section if conditions of their transportation will afford adequate protection to the United States against introduction of communicable diseases.

(2) Rabies vaccination is not required for dogs that are shipped by airplane or ship and are retained in custody of the carrier under conditions preventing introduction of rabies.

**§ 71.155 Dogs and cats; disposal of excluded animals.**

A dog or cat excluded from the United States under the regulations in this part shall be exported or destroyed. Pending exporation it shall be detained in Custom's custody at the port of arrival at the owner's expense.

3. In Part 71, a new Subpart J–3 is added immediately after Subpart J–2 as follows:

**Subpart J–3—Importation of Nonhuman Primates [3]**


Sec.
71.181 Definitions.
71.182 Importation; general prohibition.
71.183 Importation and distribution; permissible purposes.
71.184 Registration of importers.
71.185 Recordkeeping and reporting.
71.186 Disease control measures.
71.187 Disposal of excluded animals.
71.188 Suspension and revocation.
71.189 Penalties.


AUTHORITY: Sec. 361, 58 Stat. 703 (42 U.S.C. 264)

**§ 71.181 Definitions.**

As used in this subpart:

(a) "Nonhuman primates" means all nonhuman primates of the Order Primates, including, but not limited to, animals commonly known as monkeys, chimpanzees, orangutans, gorillas, gibbons, apes, baboons, marmosets, tamarin, lemurs, lorises, and tree shrews.

(b) "Group" means a population of nonhuman primates which are physically isolated from other nonhuman primates. All nonhuman primates housed in one room of a facility constitute a group if they are effectively separated by solid partitions from other nonhuman primates.

(c) "Importer" means any person who, or corporation, partnership, or other organization which, receives live nonhuman primates within a period of 31 days beginning with the day of importation, whether or not such primates were held for part of such period at another location. As used in this Subpart J–3, the term "importer" includes the original importer and any other person or organization receiving such primates within a period of 31 days beginning with the day of importation.

(d) "Director" means the Director, Center for Disease Control, Public Health Service, Department of Health, Education, and Welfare, Atlanta, Georgia 30333.

**§ 71.182 Importation; general prohibition.**

Except as otherwise provided in this subpart, no person may import live nonhuman primates into the United States unless such person is registered as an importer in accordance with applicable provisions of this subpart.

**§ 71.183 Importation and distribution; permissible purposes.**

Live nonhuman primates may be imported into the United States and sold, resold, or otherwise distributed only for bona fide scientific, educational, or exhibition purposes in accordance with applicable provisions of this subpart.

**§ 71.184 Registration of importers.**

(a) Importers shall register with the Director on forms available from, and in a manner prescribed by the Director.

(b) Registration shall be effective for a calendar year or for such part thereof as remains following the date on which receipt of the properly completed registration form is acknowledged by the Director.

(c) Registration may be renewed by filing the appropriate forms with the Director not less than 30 days nor more than 60 days prior to the expiration of

[2] A current list of rabies-free countries may be obtained from the Director, Center for Disease Control, Attn: Quarantine Division, Bureau of Epidemiology, Atlanta, Georgia 30333.

[3] The requirements of this Subpart are in addition to and not in lieu of any other restrictions relating to the importation of nonhuman primates prescribed by the Fish and Wildlife Service, U.S. Department of the Interior (e.g., 50 CFR Parts 14, 17) and by other agencies of the Federal Government.

the period for which registration was effective.

**§ 71.185 Recordkeeping and reporting.**

(a) Importers shall maintain records on forms available from, and in a manner prescribed by, the Director relating to number of primates imported, countries of origin, species, dates of importation, dates of shipment to other persons or organizations, disease incidence, and such other information as may be requested by the Director. Such records shall be available for inspection by the Director at any time.

(b) Importers who receive 500 or more nonhuman primates in a calendar year shall submit quarterly reports, and importers who receive fewer than 500 nonhuman primates shall submit annual reports, on forms available from, and in a manner prescribed by, the Director. The reports shall specify numbers of primates imported, countries of origin, species, dates of importation, dates of shipment to other persons or organizations, disease incidence, and such other information as may be requested by the Director. Importers required to make quarterly reports shall submit the reports on or before April 30 for the preceding period of January through March, July 31 for the preceding period of April through June, October 31 for the preceding period of July through September, and January 31 for the preceding period of October through December. The first quarterly report shall be filed for the quarter during which a total of 500 imported nonhuman primates is reached. The first quarterly report shall include the information specified above in this paragraph (b) on all nonhuman primates imported in the preceding quarter or quarters of the calendar year. Quarterly reports will be required thereafter for each quarter year period of such calendar year irrespective of the number of nonhuman primates imported or otherwise received during such period. Importers required to make annual reports shall submit the reports on or before January 31 for the preceding calendar year.

(c) Importers shall report to the Director by telephone (days, 404–633–3311; nights, weekends and holidays, 404–633–2176) within 24 hours the occurrence of (1) any illness in nonhuman primates that is suspected of being yellow fever, monkeypox, or Marburg disease, and (2) deaths resulting from any illness or illnesses within any consecutive 7-day period of 10 percent or more of a group consisting of 20 or more nonhuman primates.

(d) Importers shall report to the Director by telephone within 24 hours the occurrence of illness in any member of their staff suspected of being an infectious disease acquired from nonhuman primates.

**§ 71.186 Disease control measures.**

The Director is authorized upon receipt of evidence of exposure of nonhuman primates to a communicable disease that constitutes, or may constitute, a threat to public health to provide for or to require examination, treatment, detention, quarantine, seizure, or destruction of exposed animals. Such measures as may be prescribed shall be at the expense of the owner.

**§ 71.187 Disposal of excluded animals.**

A nonhuman primate excluded from the United States under the regulations in this Subpart J–3 shall, at the owner's option and expense, be exported, destroyed, or given to a scientific, educational, or exhibition facility under arrangements approved by the Director, for preventing the spread of infection. Exportation shall be permitted only if the owner exports the nonhuman primate within a reasonable time as determined by the Director. Pending exportation or other disposition pursuant to the provisions of this § 71.187, it shall be detained in Customs' Custody at the port of arrival at the owner's expense.

**§ 71.188 Suspension and revocation.**

(a) An importer's registration may be suspended or revoked by the Director if the Director finds, upon notice to the importer holding such registration, that the importer has failed to comply with any applicable provision of this subpart. The notice shall contain a statement of the grounds upon which the suspension or revocation is based, and, in the case of suspension, the action necessary to end such suspension.

(b) The importer may file an answer to the notice within 20 days after service thereof. Answers shall admit or deny specifically and in detail each allegation of the notice. Allegations of fact in the notice not denied or controverted by answer shall be deemed admitted. Matters alleged as affirmative defenses shall be separately stated and numbered. Failure of the importer to file an answer within 20 days after service of the notice may be deemed an admission of all matters of fact recited in the notice.

(c) Where an importer's registration has been suspended or revoked, the suspension may be terminated or the registration reinstated, as may be appropriate, upon such inspection, examination of records, conference with the importer, furnishing of such information, and assurance of compliance with the requirements of this Subpart as may be deemed necessary by the Director.

(d) The importer shall be entitled to a hearing with respect to the suspension or revocation (not preceded by suspension) upon filing a written request, either in the answer or in a separate document, with the Director within 20 days after the effective date of such suspension or revocation. Failure to request a hearing shall be deemed a waiver of hearing and consent to submission of the case to the Director for decision on the written record. The failure both to file an answer and to request a hearing shall be deemed to constitute consent to the making of a decision on the basis of such information as is available.

(e) As soon as practicable after the completion of any hearing conducted pursuant to the provisions of this subpart, the Director shall render a final decision. A copy of such decision shall be served on the importer.

**§ 71.189 Penalties.**

Any person who violates any provision of this subpart shall be subject to a fine of not more than $1,000 or imprisonment for not more than one year or both, as provided in section 368 of the Public Health Service Act (42 U.S.C. 271).

(Sec. 361, 58 Stat. 703 (42 U.S.C. 264))

[FR Doc.75-20922 Filed 8-8-75;8:45 am]

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## Title 47—Telecommunications

### CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 19931; FCC 75-803]

### PART 17—CONSTRUCTION, MARKING AND LIGHTING OF ANTENNA STRUCTURES

**High Intensity Lighting of Antenna Structures**

*Correction*

In FR Doc. 75–18662, appearing at page 30263 in the issue of Friday, July 18, 1975, the third line following § 17.42 (d) (3) on page 30267 reading: "brighter intensity mode or the next" should read: "the high intensity mode or the next".

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[FCC 75-910; Docket No. 20002, RM-2143, RM-2184, RM-2405, RM-2251]

### PART 73—RADIO BROADCAST SERVICES

**Table of Assignments, FM Broadcast Stations. (Marco, St. Augustine, Jacksonville, Atlantic Beach and Milton, Florida)**

By the Commission: 1. The Commission has before it for its consideration a proposal raised in a notice of proposed rule making [39 FR 13559 (1974)] issued in this proceeding to assign Class C Channel 266 to Marco, Florida, as its first FM assignment. In a *First Report and Order* [48 FCC 2d 112 (1974)] in this proceeding the Commission modified the license of H. Byrd Mapoles, tr/as Mapoles Broadcasting Co., for Station WXBM–FM, Milton, Florida, to specify operation on Channel 274 in lieu of Channel 272A and amended the FM Table of Assignments to reflect this modification. The remaining proposal and related filings regarding St. Augustine, Jacksonville and Atlantic Beach, Florida, will be considered later in a *Third Report and Order*.

2. Marco Island is located off the southwestern coast of Florida in Collier County (pop. 38,040),[1] and is connected proximately 33 miles south-southeast of Ft. Myers, Florida. Collier County which to the mainland by two bridges. It is aphas many largely unpopulated marshlands and swamps typical of the Everglades is divided by the U.S. Census into three divisions: Everglades (pop. 3,871); Immokalee (pop. 7,273); and Naples (pop. 26,896). The Everglades Division which covers well over half of the county and includes Marco Island contains only 10 percent of the county's population while the Naples Division, the smallest of the three, located in the west-northwesternmost part of the county, contains 70 percent of its population.

[1] All population figures are from the 1970 U.S. Census.





3. The bulk of the aural transmission service located in the county is licensed to Naples City (pop. 12,042), the largest community in the Naples Census Division, located 13 miles north of Marco. These services are full-time AM Station WNOG; FM Stations WRGI–FM (Channel 288A) and WCVU (Class C Channel 233); and television Station WEVU. In addition, the Commission recently assigned Channel 221A to Naples. Other aural transmission services in the county are supplied by full-time Class IV AM Station WCOF at Immokalee in the northernmost part of the county and daytime-only AM Station WRGI at Marco Island. Understandably, the large mainland Everglades Division has no transmission service.

4. The petitioner, the Deltona Corporation ("Deltona") owns almost all of Marco Island and is currently developing the planned community of Marco (Marco) on the island. The 1970 U.S. Census does not list Marco's population and there is disagreement on this figure between the petitioner and the only opposition party in this proceeding, Collier Broadcasting Co. ("Collier"), permittee of daytime-only AM Station WRGI at Marco Island, and licensee of Station WRGI–FM at Naples. Collier states that it was advised by letter from the U.S. Bureau of Census that the total population count for all but the southeast part of the island where the small fishing village of Goodland, which is not a part of the planned community, is located was 1,138 persons with a housing unit count of 1,144.[3] In reply comments, Deltona asserts that its prior estimate of Marco's population as of January 1, 1973, which was 4,800 persons, included both "*permanent* and *temporary* residents, with temporary being defined as residents who spend less than their total year in residence at Marco. Generally, these temporary residents own a second residence elsewhere, although many of them spend the *majority* of their time at their Marco residence." Deltona seeks a Class C assignment of Channel 266 to Marco, and in this regard we need not resolve this dispute as it is clear that Marco, even using the larger figure, is not a large enough community to ordinarily be assigned a Class C channel.[4] Thus, Deltona must, and does, provide a basis other than Marco's present size for a Class C assignment.

5. Deltona projects a permanent Marco population of 33,000 persons by the year 2000. Collier disputes this claim, submitting information regarding county plans and studies to control its growth and citing the current building slowdown resulting from poor nationwide and local economic conditions. The main thrust of Collier's arguments against the Deltona proposal is that the county as a whole, and Marco on its own, are adequately served and that the Commission should refrain from making assignments there until a later date when the county will be better developed and its needs more discernable. It cites cases in which the Commission followed this course. However, in those cases the proposed assignments would foreclose or complicate future assignments to the area. That would not occur here.

6. Deltona avers that its proposal would preclude future assignments on only Channels 266 and 265A. The precluded areas for Channel 265A are north of Marco in a 96 square mile area including Fort Myers Beach and south of Marco along the western end of the Florida Keys. The precluded areas for assignment of Channel 266 include a narrow strip of land along the western coast of Florida extending approximately from Marco Island to Florida's southern tip and also includes a substantial portion of the Florida Keys. In its comments, Collier lists communities which it believes are in the preclusion areas of the Deltona proposal. In reply comments Deltona lists available channels for all but one of these communities (Jerome, Florida, which is too small to be listed by the Census).[4]

7. Deltona argues that its proposal would satisfy a number of major Commission priorities. It would provide a first FM service (operating, as proposed, with 100 kW ERP and an antenna height of 660 feet AAT) to 762 persons in an area of 636 square miles and a second FM service to 2,967 persons in an area of 748 square miles.[5] Collier contends that the Deltona first service showing is vastly overstated. First, it states that an application for a construction permit has been filed by Station WCVU at Naples, seeking to increase its power to 100 kW and that a grant of this application [6] would place a 1 mV/m signal over all of the claimed first service area except for the fishing hamlet of Chokoloskee, the only area having any semblance of a community within the white area. However, Collier's engineering exhibit does not support this contention as it shows that there would be an area beyond Chokoloskee where Station WCVU would not provide a 1 mV/m signal. Second, Collier states that at least three Class I–A AM stations provide a nighttime secondary service in excess of 0.5 mV/m skywave to the entire FM first service area. However, because secondary service is necessarily subject to extensive fading, service by such stations is not considered adequate to supplant a needed FM assignment. Third, Collier takes issue with the method by which Deltona arrives at its first service showing. Deltona indicates that it arrived at its population figure by assuming a uniform distribution of population within each county census division. Collier argues that "The inaccuracy of assuming uniform distribution of population where a vast part of the county census division consists of uninhabited mangroves and swampland is self-evident." Inasmuch as census figures show the Everglades Division to have a population of 3,871 persons and list only Everglades City (pop. 365) within that division, we believe that the method employed is an acceptable one. Moreover, Deltona's first and second service attain additional significance in view of the fact that it is unlikely that these areas to be served could support their own local aural service.[7]

8. In addition to satisfying the abovementioned Commission priorities the Deltona proposal would bring a first full-time local service to Marco, augmenting its present daytime-only local service (WRGI). Collier's contention that Marco's nighttime transmission needs can be met by Naples' stations 16 miles away is unacceptable. These stations' local obligation is to Naples, their city of license, not to Marco. In view of the aforementioned, the Commission finds it in the public interest to assign Channel 266 to Marco.[8]

9. Accordingly, pursuant to the authority contained in sections 4(i), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, IT IS ORDERED that effective September 15, 1975, the FM Table of Assignments is amended to read as follows for the city listed below:

| *City* | *Channel No.* |
|---|---|
| Marco, Florida | 266* |

*An application for licensing on Channel 266 at Marco shall specify operating facilities of at least 100 kW ERP and an antenna height of 660 feet AAT or their equivalent.

[3] We are not told what year this Census reflects.

[4] While Deltona has not supplied information regarding the availability of Class A channels for assignment to Marco, it has stated that it would not apply for such an assignment if it were made.

[4] A staff study substantiates the availability of these assignments.

[5] A Class A assignment, we are told, would not provide a first FM service to any area, but woud provide a small second service.

[6] A construction permit was granted July 30, 1974, for new facilities of 96 kW ERP and antenna height of 680 feet. Collier first introduced this contention and other arguments in a late-filed Opposition to Petition for Rule Making. However, Deltona has had ample opportunity to respond in its comments and reply comments. Under these circumstances there is no reason not to consider the filing.

[7] In reply comments Deltona avers that the population density averages of the first and second service areas of its proposed station operating with assumed facilities is one and 3.8 persons per square mile, respectively.

[8] As stated in the Notice of Proposed Rule Making: "Our consideration of this proposal should not in any way be taken as indicating an absence of questions about the licensing of what would be the only [FM] radio station in the community. Such questions are properly resolvable only upon the filing of an application and will not affect our action here which is limited to an examination of the community's need for local service and other related issues."



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(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307.)

Adopted: July 29, 1975.

Release: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20877 Filed 8-8-75;8:45 am]

[FCC 75-858; Docket No. 20247]

## PART 76—CABLE TELEVISION SERVICES

### Cable Television Annual Financial Report (FCC Form 326)

By the Commission: 1. On November 29, 1974, the Commission adopted a notice of proposed rule making in the above entitled matter, which was published in the FEDERAL REGISTER on December 9, 1974, (39 FR 42922). The notice proposed revisions of the FCC Form 326 to obtain more complete and reliable financial data and to ease the reporting burden.

2. Annual financial reporting for cable television systems was initiated on October 14, 1971, when the Commission issued its *Third Report and Order in Docket 18397*, FCC 71-1035, 32 FCC 2d 13 (1971). The present financial reporting form (FCC Form 326) requires the respondent to report revenues and expenses, original cost of tangible and intangible property, non-recurring telephone company lease back charges, and the number of employees. The reporting period is the calendar year; however, systems which commenced operations prior to December 1, 1971 may report on a fiscal year basis. The instructions require the respondents to file a separate FCC Form 326 for each distinct community or municipal entity served by cable television facilities. A consolidated set of forms is permitted where cable television systems are under common ownership and keep a consolidated set of bookkeeping records. It is presumed for these guidelines that "a consolidated set of bookkeeping records" does not involve more than five cable communities.

3. The notice proposed major revisions in the financial schedules and in the instructions of the FCC Form 326. The proposed revisions are as follows:

(a) Restructure the format of the form to resemble normal bookeeping schedules.

(b) Add a new schedule which contains the basic balance sheet accounts in place of the present Schedule 3 which contains only original cost and depreciation data of tangible and intangible property items.

(c) Reduce the restrictions on consolidated reporting and fiscal year reporting.

(d) Add definitions of all terms for clarification purposes.

4. Comments were received from the City of Seattle, Board of Public Works Department; Cox Cable Communications, Inc.; Diversified Communications, Inc.; Futurevision Cable Enterprises, Inc.; National Cable Television Association, Inc.; New York State Commission on Cable Television; Sammons Communications, Inc.; Tele-Communications, Inc.; Whitewood Stamps, Inc.; and joint comments of 76 cable television systems. The comments generally were directed to the proposals relating to fiscal year reporting, and specific line items.

5. It was proposed in the notice to delete the requirement that systems use the calendar year basis of reporting. In place of this requirement, all information would be reported as of the last day of a system's fiscal year, and all forms would be filed within 90 days of that date. The cable operators supported the proposal to change the reporting basis from calendar year to individual fiscal year. The National Cable Television Association, Inc. and Sammons Communications, Inc. requested that the reporting period be set for 120 days after the end of a system's fiscal year rather than the proposed 90 days. The reason given for this request was that the first 90 days after the close of a fiscal year is "a busy time for financial people."

6. The proposed 90 day reporting period was determined on the basis of past filing experience and financial reporting requirements of other communications industries. The present requirement for the reporting period of the FCC Form 326 permits filing on a fiscal year basis for only those systems which commenced operations prior to December 1, 1971. Those systems filing on a fiscal year basis have been filing promptly within 90 days. The proposed 90 day reporting period is consistent with the Commission's requirements for financial reporting forms of the broadcast and telephone industries. It is also consistent with the reporting requirements of the Securities and Exchange Commission and the Internal Revenue Service. For these reasons, the 90 day reporting period is considered to be a sufficient length of time to file FCC Form 326.

7. The major concern of cable operators was the consolidated reporting guidelines of FCC Form 326. In the notice, it was proposed that the "five community" limitation be dropped and a new limitation be added stipulating that, for consolidated filing purposes, a single operating entity may include those systems within a 40-mile radius of the lead system, keeping a consolidated set of bookkeeping records, and technologically connected either by private microwave or by cable. Among those cable operators submitting comments there is unanimous support for the proposal to eliminate the "five community" limitation in the consolidated reporting guidelines. However, these comments also indicate that further revisions of the proposed guidelines are warranted. Most of the comments focus on the proposal that all systems filing a consolidated report be technologically connected either by private microwave or by cable. It was indicated that many operating entities in essentially the same geographic area are completely integrated "administratively and operationally but not technologically." Cable operators also commented that where a single corporate entity operates cable television systems in different geographic areas, the proposed consolidated reporting guidelines would preclude the filing of a single balance sheet for the corporate entity. This appears to cause problems in attempting to allocate corporate liabilities, such as long term debt and owner's equity, to individual cable systems or to groups of cable systems.

8. The intent of the consolidation guidelines is to restrict financial filings to specific geographic areas. It is believed that these are natural financial entities because of the common characteristics which influence their viability, such as availability of off-the-air signals, quality of off-the-air signals, average homes per mile, and demographic factors. Because of the numerous combinations of organizational and technological structures, a general consolidated reporting guideline has to be broad enough for practical bookkeeping purposes yet definitive enough for regulatory needs. Our review of the general problem and cable operator comments have indicated that the proposed guidelines are flexible enough for most corporate entities. However, we do believe that two further provisions may add flexibility which would not adversely affect the reliability of the data for regulatory needs. First, we believe that the guidelines should allow the individual owners to designate the reference point for the 40-mile radius requirement. This recognizes the appropriateness of a site such as the Local Distribution System (LDS) microwave station as the reference point rather than any specific cable community. Second, the cable operator should be allowed to consolidate a filing, with prior Commission approval, for systems that are not technologically integrated if these systems are within a 40-mile radius of a designated reference point and operationally integrated.[1] This is consistent with past practices which allowed a cable operator, with prior Commission approval, to consolidate a filing for more than five communities, if those systems were clustered in a given geographic area.

9. We recognize that there may be occasional problems with respect to situations where the entities in the consolidated reports do not conform to the entities in the corporation's bookkeeping practices, particularly in the allocation of certain line items in the balance sheet schedule. In cases such as these, the cable operator should use generally accepted cost accounting techniques to estimate the line items, and he should indicate by a footnote which accounts were estimated. The comments have indicated that informal operational statements using cost accounting techniques are already maintained for each conglomerate system for the information of management.

10. There were several comments directed to specific line items in the financial schedules. Most of the comments were directed to the definitions of the accounts in the instruction section. The purpose of these definitions is to provide a general uniformity in the data and to aid the respondents in filling out the form. The definition which is of considerable importance to both the industry and regulatory agencies is that of original cost fixed assets. The National Cable Television Association commented that when an operating system is purchased, the buyer enters the transactions on his books at an allocated "cost" basis for the assets. It was indicated that the buyer often does not record the "original cost" to the seller and, therefore, these figures for original cost are lost. The New York State Cable Commission strongly concurs with the need for original cost data, but suggests that the information be required after a specified date, thereby reducing hardships and inconvenience to cable television companies who may not be able to reconstruct prior transactions. We shall adopt the New York State Cable Commission suggestion for those cases where original cost data is lost, adding that the respondent indicate in a footnote where allocated costs are used in lieu of original cost.

11. There were a few comments which affected the structure of accounts listed in Schedule 3. Whitewood Stamps, Inc. commented that "subscriber devices" should be a major asset category, and it would be useful to report them separately from "trunk and distribution." We agree that these asset categories should be reported separately. "Subscriber devices" is not a function of number of miles of plant. Since these are major cost categories, the consolidation of these accounts would hinder an accurate financial analysis of the industry. Regarding another category, the New York State Cable Commission commented that the "Owners Equity" section should include a line for treasury stock to provide a clearer financial picture than otherwise would be possible. We believe that this information would not appreciably aid in filling the regulatory needs of the Commission, and requiring it might, in fact, cause difficulties to the cable operator, particularly in cases where the consolidated report does not coincide with the corporate entity. Therefore, we have chosen at this time not to adopt this suggestion.

12. We believe that additional form design revisions may reduce even further some of the burden of the current reporting structures without jeopardizing the Commission's efforts to obtain complete and reliable financial data. In the past we adopted a "lead system" concept as an administrative aid. The cable operator would designate the "lead system" of a consolidated report and file a complete FCC Form 326 for that system. The other systems involved in the consolidated report would fill out a separate Section One. Instead, we have now redesigned the form so that a new Schedule allows a single listing of communities and related subscriber and installation fee data for consolidated reporting. The FCC Form 326 also has been redesigned to facilitate data processing.

13. In view of the foregoing, we conclude that the public interest would be served by the adoption of the revised FCC Form 326. Authority for adoption of this form is contained in Sections 4 (i), (j), and (k), 303, and 403 of the Communications Act of 1934, as amended. The amendments to Part 76, Subpart I of the Commission's Rules necessary to implement Form 326 are set forth in Appendix A. The revised Form is set forth in Appendix B.

Accordingly, it is ordered, That (a) Effective October 31, 1975, FCC Form 326 is adopted as modified herein.

(b) Part 76, Subpart I of the Commission's Rules and Regulations are amended as set forth below.

(c) All comments, to the extent they have not been accepted herein, are denied.

(d) This proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303.)

Adopted: June 3, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 76 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 76.405 is revised to read as follows:

**§ 76.405 Cable Television Annual Financial Report.**

A "Cable Television Annual Financial Report" (FCC Form 326)[1] shall be filed with the Commission for each cable television system, as defined in § 76.5, on an annual basis within 90 days of the close of its latest fiscal year.

[FR Doc.75-20878 Filed 8-8-75;8:45 am]

[FCC 75-942; Docket No. 20223, RM-2205, RM-2239, RM-2350]

## PART 73—RADIO BROADCAST SERVICES

### Table of Assignments, FM Broadcast Stations (Southold, Center Moriches, and Westhampton Beach, New York)

By the Commission: 1. The Commission here considers the notice of proposed rule making in this docket, adopted November 5, 1974 (Mimeo No. 25055; 39 FR 40171) proposing amendments to the FM Table of Assignments (§ 73.202(b) of the Commission's rules and regulations) by assigning Channel 296A to Westhampton Beach, New York, and Channel 269A to either Southold, New York, or Center Moriches, New York, all three being communities on Long Island. Pleadings were filed by Peconic Bay Broadcasting Corp. ("Peconic"), petitioner in RM-2205—Channel 269A to Southold; East Coast Broadcasting Corp. ("East Coast"), petitioner in RM-2239—Channel 269A to Center Moriches; and MAC Broadcasting Corp. ("MAC"), petitioner in RM-2350—Channel 296A to Westhampton Beach. East Coast also suggested assignment of Channel 296A at Hampton Bays, New York, eight miles east of Westhampton Beach, as a counterproposal to MAC's proposal. Island Broadcasting System, Inc., licensee of AM Station WRIV, Riverhead, New York, submitted comments urging the assignment of the channels to Center Moriches and Westhampton Beach. Milo Broadcasting Company pleadings supported an assignment at Center Moriches and stated that it would apply for a construction permit should that assignment be made.

2. The notice set forth the geographic and demographic data relevant to this docket. That document summarizes, at para. 9, the rule making as follows:

"The petitions are all for FM channel assignments to small communities which cater to the tourist trade and thereby greatly expand their populations during the summer months. All of the petitions seek these assignments for low density population areas that are experiencing a high growth rate when compared to the national norm. None of these communities has its own daily newspaper. [While each] receive[s] some FM service, • • • none has its own FM broadcast assignment."

3. We requested *Roanoke Rapids*[1] and *Anamosa and Iowa City*[2] showings in order that we might decide which assignment would better serve Commission policy of providing service to unserved or underserved areas. Peconic's *Roanoke Rapids* study attempts to demonstrate that a station operating on the Southold assignment would provide a first FM service to 1,303 persons in a 9.5 square mile area and a second FM service to 8,828 persons in a 30 square mile area. Although of lesser importance, it would also provide a third FM service to 30,252 persons in a 151 square mile area. These data were generated by applying *Roanoke Rapids* criteria to all pertinent stations except East Coast's WLNG-FM (Channel 221A, Sag Harbor, New York). Peconic asserts that a rigid application of the *Roanoke Rapids* methodology produces data which will not reflect an actual picture of Long Island's North and South Fork broadcast facilities. Peconic alleges that it is unrealistic to assume WLNG-FM would operate with maximum facilities as that would create a duopoly problem with respect to East Coast's Center Moriches station [Rules and Regulations, Section 73.240(a)(1)]. Peconic also showed that, if the WLNG-FM

[1] Operational integration is presumed where a group of systems share a single administrative office and maintenance crew, and they are under the same local management.

[1] Form and instructions filed as part of the original document.

[1] 9 F.C.C. 2d 672 (1967). This case sets forth the standards for determining whether a first or second FM service would be provided.

[2] 46 F.C.C. 2d 520 (1974). This case is like *Roanoke Rapids* except that it extends to AM as well and considers first aural service.

transmitter were moved 4.5 miles to the east, thus avoiding a duopoly problem, it would change current coverage so that the Southold facility would provide second FM service to 6,759 persons. Peconic asserts that, more likely than not, East Coast would not incur the costs entailed in changing a transmitter site, which would be necessary so that WLNG–FM could operate at maximum power.

4. The Commission's staff estimates that, if WLNG–FM were operating with maximum facilities, the proposed Southold station would provide no first FM service but would provide a second FM service to 1,303 persons in a 9.5 square mile area, and third FM service to 38,000 persons in a 170 square mile area.

5. With respect to its '*Anamosa and Iowa City* study, Peconic states that although more than half of the South Fork's land area situated within the Southold 1 mV/m contour receives one nighttime AM service (WTIC, Hartford, Connecticut), there are no 2 mV/m or better, interference-free, standard broadcast services available to communities which have a population in excess of 2,500 persons and are within the Southold or Center Moriches 1 mV/m contour.

6. On the comparison between Southold and Center Moriches, Peconic states that two Class B FM stations are already licensed to Brookhaven Town, in which Center Moriches is located. These two stations, WBLI (Channel 291) and WALK–FM (Channel 248), both at Patchogue, New York, it says can be expected to render service to Center Moriches only twelve miles away. By way of contrast, it points out that neither Southold Town nor Southold community has an FM assignment. Moreover, Peconic asserts that the proposed Center Moriches station's 1 mV/m contour would cover only two-thirds of Brookhaven Town. The proposed Southold station however, would provide a contour that would include all the contiguous and some of the non-contiguous portions of Southold Town, part of Plum Island. Peconic also states that the "10-mile rule" [rules and regulations, § 73.203(b)] would alternatively allow Channel 269A to be used at two communities in Southold Town which currently have no FM assignment, Greenport (pop. 2,481) and Mattituck (pop. 1,995).

7. East Coast submitted a consolidated *Roanoke Rapids* and *Anamosa and Iowa City* showing with respect to a Center Moriches assignment, in response to the *notice of proposed rule making*. By using traditional *Roanoke Rapids* criteria, the study showed that the Center Moriches station would provide no first FM service but it would provide a second FM service to a 1 square mile area containing 82 persons, and a third FM service to a 4 square mile area containing 2,356 persons. If AM service were included as a factor, the study indicates that the station operating on the channel by East Coast would only provide a third aural service to 82 persons in a 1 square mile area and a fourth aural service to 2,356 persons in a 4 square mile area. Use of WLNG–FM's assumed site yields the following data: a Center Moriches station could provide a second FM (or a third aural) service to 163 persons located in a 2 square mile area.

8. East Coast's engineering statement also shows that part of two and all of six other communities that have populations in excess of 2,500 persons and would lie within the Center Moriches station's 1 mV/m contour, do not presently receive AM nighttime service of 2 mV/m signal strength. These eight populated areas do receive, however, a minimum of three and a maximum of five FM services of at least 1 mV/m signal strength.

9. The Commission believes that the public interest would be served by the assignment of Channel 269A to Southold rather than Center Moriches. This assignment would advance our policies concerning equitable distribution of FM assignments by providing FM service to the North Fork of Long Island where only one FM service is now available, WRCN, Riverhead, New York.[3] It would provide for more second and third FM as well as a third and fourth aural service to a significant portion of the South Fork. On the other hand, if the East Coast proposal were adopted, the two FM assignments for Long Island now under consideration would be made to two communities a mere 7 miles apart: Center Moriches and Westhampton Beach.

10. With respect to the proposed assignment at Westhampton Beach, the Channel 296A transmitter site would have to be located in the westernmost portion of the available site area. East Coast, referring to an FAA written communication, presents the argument that that site cannot be used because the tower required to achieve 300 feet above average terrain would constitute an airhazard. In reply comments Peconic mentioned an alternative site at Pikes Beach, New York, which would not interfere with air traffic, but would meet the city grade signal requirements and all mileage separation requirements. The station that would operate on a Westhampton Beach Channel 296A assignment from Pikes Beach also could provide a city grade signal to all of East Moriches, Shirley, Mastic Beach, and to more than 75% of Center Moriches. Selection of a site here would not be critical if the need for serving with a city-grade signal to East Moriches, Shirley or Center Moriches is not present.[4]

11. Also East Coast submitted comment in which it advanced the counterproposal of assigning Channel 296A to Hampton Bays, New York, rather than to Westhampton Beach. Hampton Bays (pop. 1,862) in Southampton Town, is located approximately 8 miles east of Westhampton Beach. East Coast asserts that this assignment is desirable because it could be used at Mattituck, 8 miles north, as a Southold Town station, or at Westhampton Beach, as a Southampton Town assignment. The Mattituck station's transmitter would have to be located on Long Island's South Fork within a 1.5 square mile area near Hampton Bays. Peconic opposed the East Coast counterproposal. It submitted engineering data which shows that, even if the transmitter were located in the easternmost portion of that potential site area, the Channel 296A at Hampton Bays station would provide 1 mV/m service to a notably smaller portion of the Southold Town population. Peconic states that, if the transmitter were to be located in the westernmost part of the permissible site area, Southold community would not receive a 1 mV/m signal from a Channel 296A at Mattituck station. An additional negative factor mentioned by Peconic is that given such a site, less than half, or approximately 8,215 persons, of Southold Town's population would receive a 1 mV/m signal from the station which East Coast posits would be a Southold Town station. The counterproposal is not meritorious. Not only does the Westhampton proposal appear preferable, as MAC correctly notes in its reply comments, but assigning the channel to Hampton Bays would be contrary to one of our regularly expressed requirements since no person has expressed a specific interest in a Hampton Bays station, *Atlanta, Georgia*, 48 F.C.C. 2d 1026, 1028 (1974).

12. In view of the foregoing, It is ordered, That effective September 22, 1975, the FM Table of Assignments, § 73.202(b) of the Commission's rules is amended, insofar as the cities listed below are concerned, to read as follows:

| City | Channel No. |
|---|---|
| Southold, New York | 269A |
| Westhampton Beach, New York | 296A |

13. Authority for the action taken herein is contained in sections 4(i), 303 and 307(b) of the Communications Act of 1934, as amended.

14. It is further ordered, That the proposals of MAC Broadcasting Corp. and Peconic Bay Broadcasting Corp. are granted and that the proposal and counterproposals of East Coast Broadcasting Corp. to assign Channel 269A to Center Moriches, New York; and Channel 296A to Hampton Bays, New York, are denied.

15. It is further ordered, That this proceeding is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Adopted: August 1, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20878 Filed 8-8-75;8:45 am]

[3] See para. 3 of the further notice of proposed rule making in Docket No. 14185, adopted July 25, 1962 (FCC 62-867), and incorporated by reference in para. 25 of the *Third Report, Memorandum Opinion and Order* (40 FCC 747, 758 (1968)).

[4] Since our decision in this regard rests on our own study, not the representations of Peconic, the fact that East Coast did not have a chance to respond to Peconic's reply to its question on this point assumes no importance.





[FCC 75-903, Docket No. 20420]

## PART 87—AVIATION SERVICES

### Additional Frequencies for the Radio Control of Airport Lights From Aircraft

By the Commission: 1. A notice of proposed rule making in the above-captioned matter was released on April 10, 1975, and was published in the FEDERAL REGISTER on April 18, 1975 (40 FR 17271). The dates for filing comments and replies have passed.

2. The Federal Aviation Administration (FAA) has requested that the radio control of airport lights be authorized on additional frequencies to accommodate the anticipated expanded use of this function. Sections 87.183(h) and 87.201 (c) of the Commission's rules and regulations specify the frequencies available to aircraft for the control of airport lights. The additional frequencies requested by the FAA for this purpose are presently available to aircraft for air traffic control, aviation instructional operations, and communications with aeronautical advisory stations. The use of these frequencies for the control of airport lights would be on the condition that no harmful interference is caused to these operations.

3. Comments were filed by: Nevada Safety Council, Aircraft Owners and Pilots Association (AOPA), and the Soaring Society of America, Inc. No reply comments were filed.

4. All comments were in substantial agreement with the Notice. AOPA concurred with the need for radio control of airport lights, but expressed concern about the current lack of information available to the itinerant pilot on where this system is in operation and the frequency used at each location. The Commission has been informally notified by the Federal Aviation Administration (FAA) that they are presently in the process of incorporating this information in the FAA Airman's Information Manual.

5. The Notice stated that the Commission has the question of utilization and assignment of the aeronautical advisory frequencies under study in Docket 20123. The results of this study are still pending and the use of these frequencies for the control of airport lights will be addressed in Docket 20123. However, the use of frequencies currently available for air traffic control (ATC) and aviation instructional operations will be made available, at this time, for the control of airport lights on a non-interference basis to the regular use of the frequencies for ATC and instructional operations.

6. Editorial changes were made to the Appendix, as it appeared previously in the Notice. These changes were not substantive but merely consolidated the rule sections dealing with the radio control of airport lights.

7. In view of the foregoing, It is ordered, That pursuant to the authority contained in Sections 4(i), 303(b), (f), and (r) of the Communications Act of 1934, as amended, Part 87 of the Commission's rules is amended, effective September 15, 1975, as set forth below.

8. It is further ordered, That this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303.)

Adopted: July 29, 1975.

Released: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 87 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. In § 87.183, paragraph (h) is revised to read as follows:

**§ 87.183 Frequencies available.**

* * * * * *

(h) Provided no harmful interference is caused to authorized voice communications, brief keyed RF signals, for the control of airport lights from aircraft, may be transmitted on:

(1) Any frequency listed in § 87.183(i) and any frequency, in the band 121.975 to 122.775 MHz, listed in § 87.201(b), where the frequency is assigned to a station at an airport for air traffic control.

(2) The aeronautical advisory frequencies listed in § 87.201(c).

(3) The aviation instructional frequencies listed in § 87.341(a).

* * * * * *

2. Section 87.201(c) is revised to read as follows:

**§ 87.201 Frequencies available.**

* * * * * *

(c) The frequencies 122.80, 122.85, 122.95, and 123.05 MHz, are available to private aircraft stations for communications (1) with aeronautical advisory stations in accordance with Subpart C of this part and (2) between aircraft while in flight provided that harmful interference is not caused to air-ground communications and such communications pertain to the safety of the flight.

* * * * * *

[FR Doc.75-20875 Filed 8-8-75;8:45 am]

[FCC 75-913; Docket No. 20120; RM-1508, 1592, 1733, 1751, 1905, 1991, 2053, 2084, 2132, 2300, 2317, 2318, 1841][1]

## PART 95—CITIZENS RADIO SERVICE

### Revision of Operating Rules for Class D Stations in the Citizens Radio Service

By the Commission: 1. On July 31, 1974, the Commission issued a notice of proposed rulemaking in this proceeding which was published in the FEDERAL REGISTER on August 5, 1974, (39 FR 28167). Comments were due by January 30, 1975, and reply comments by February 15, 1975. The reply comment date was subsequently extended to March 14, 1975. In that notice, the Commission proposed to amend its Citizens Radio Service rules to:

(a) Increase the frequencies available to Class D stations by reallocating the band between 27.230 MHz and 27.540 MHz.

(b) Restrict certain channels to single sideband emission following adoption of the rules and all single sideband emission at a later date.

(c) Make Class D Citizens antenna height restrictions applicable to receiving as well as transmitting antennas.

(d) Provide for an antenna acceptance procedure in the Citizens Radio Service.

(e) Reserve Channel 11 as a calling channel.

(f) Delete and simplify certain permissible communication rules.

(g) Reduce the present age requirement for licensing in the Citizens Radio Service from 18 years of age to 16 years.

(h) Simplify the station identification rule.

2. An estimated 600 comments and reply comments were filed in this Docket. They range from single page letters to detailed statements and were submitted by radio equipment manufacturers, individuals and groups or organizations representing many licensees. The Commission is now ready to make a decision on the following portions of the proposal: calling channel reservations; various permissible communications rule changes; antenna height amendment; and station identification rule changes. The remaining issues: frequency reallocation, type(s) of emission to be authorized, antenna acceptance, other technical standards, and lowering the age requirement, have some serious and unresolved questions (including international considerations). These must be resolved before final rules on each issue can be adopted. They will be considered and final action taken in a later further report and order.

3. There was no opposition to the proposal to amend § 97.37(c) to apply the antenna height restrictions to receiving antennas as well as transmitting antennas. We are adopting the proposal with a slight clarifying modification in language. Henceforth, all antennas (both receiving and transmitting) and support structures associated with or used in conjunction with a Citizens Radio Service station must comply with the rules as to height. The twenty foot limitation will continue to apply to all antennas other than those of the omnidirectional type antenna. Antennas attached to existing antenna support structures of another authorized radio station may now not exceed the 60 foot height limit imposed on omnidirectional antennas in § 95.37 (c)(5).

4. Most of the comments favor the proposal to establish Channel 11 as a calling frequency. One recommended that all channels be available as a calling channel. Some parties suggested that a calling channel be designated in the group of proposed channels numbered 60–99.

[1] RM–1841 Filed by the United CB'ers of America on July 1, 1971. To the extent subject matter of this petition is not considered in Docket No. 19759, it will be considered in this proceeding.



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Since this matter is more appropriately tied to frequency expansion it will be decided when that question is resolved. In view of the widespread use of Channel 11 as a calling frequency, we believe that a single national calling frequency as proposed, will promote an efficient and orderly calling procedure. As stated in the Notice the designation of several regional calling frequencies may prove to be difficult for the Commission to administer and confusing for licensees to execute. Therefore, § 95.41 is amended to designate the frequency 27.085 MHz (Channel 11) as a national calling channel, i.e. to be used only to establish communications and arrange to move to another channel. Adoption of this provision does not exclude calling on channels other than Channel 11.

5. We are adopting § 95.81 as proposed. This provision sets forth clearly the permissible types of communications and is intended to clarify the purposes for which the Citizens Radio Service may be used.

6. We requested comments as to whether the provision prohibiting relay of messages should be elliminated. This would permit a message to be relayed by a third party under poor operating conditions. Most comments on this proposal considered it to be especially important for relay during emergencies. But, the rules presently permit relay of messages during emergencies as well as for five other well-defined exceptions. The Michigan CB Council suggested that a message relay provision for situations where conditions prevent transmission between units of different stations and be limited to a distance of not more than 150 miles from the originating station. One national organization representing many hundreds of users stated that evaluation of a specific request to determine if it is a valid exception under the current rules is difficult while serving as a monitor. Therefore, the restrictions on the relay of messages are deleted as they now apply to communications within a radius of 150 miles from the originating station. Relay of messages beyond this distance continue to be prohibited.

7. The proposal to reduce the silent period to one minute was universally accepted. Similarly, there was little opposition to the five minute restriction on communications between Class D stations. We believe that some time limitations are needed in order to prevent stations from needlessly transmitting for long periods of time. A requirement for a limited transmission time and silent period offers a reasonable time restriction to assure that all licensees will have an equal opportunity to the use of the frequencies. Hence, we believe it to be in the public interest to adopt Rule § 95.91 as proposed.

8. The general opinion concerning the restriction on the number of inter-station channels was that the restriction was not necessary, particularly in view of the proposed new channel allocations. Although we are postponing action on allocating new channels we believe that some immediate relief to channel congestion on the existing frequencies can be achieved though the removal of the inter-station communication restriction. The question of intra-station channel restriction on the proposed expanded frequencies in the 27 MHz band is reserved for such time as the matter of expanded frequencies is considered.

9. The removal of the current prohibition against hobby use was widely supported and Section 95.83(a)(1) is hereby deleted. The intent of our action should not be misunderstood. Many licensees have in the past expressed their belief that it was "impossible to key the mike without violating the rules." The belief, however unfounded, leads to other rule violations such as failure to identify properly. We believe that deletion of the provision, along with the adoption of § 95.81 (see paragraph 5, supra), should enable every licensee to understand the permissible uses of the service and comply with the rules. Voluntary compliance by most licensees is essential for an effective service. Our enforcement efforts need not be directed at the content of the communication but can be concentrated on the more significant violations such as unlicensed operation, failure to identify the station, over powered operation, out-of-band operation, obscenity and malicious interference.

10. The station identification rule, § 95.95, was generally favored. Under the amended rule a transmitting station will be required to identify only his station at the beginning and end of the transmissions. It will no longer be necessary to identify the station with which communications are being conducted. We believe the amended rule is in the public interest and that station operators will now be able to comply with the simplified procedure of identifying only their own station. It must be emphasized that while the rules do not prohibit the use of "handles", they may not be used in lieu of the assigned call sign for station identification. Accordingly, § 95.95 is amended as proposed.

11. The proposed provision in § 95.101 (c) for the station call sign to be clearly visible from outside the vehicle is not being adopted. Many comments stated that it would promote theft of mobile units. This, plus our wish to keep the rules as simple as possible, outweigh the limited enforcement aid that would have been obtained.

12. Highway Assistance Modulators (H.A.M.) petition (RM-2300) suggests that a separate CB channel 15 be dedicated for the use of moving vehicles. They contend that truckers and other moving vehicles using Channel 10 interfere with operations on Channel 9. The Commission is becoming increasingly concerned over the receipt of complaints regarding interference to Channel 9 (exclusive emergency and motorist assistance channel) as a result of "bleedover" from operations on Channel 10 in the Citizens Radio Service. Most of the interference emanates from mobile transmitting units along state and federal highways. Most licensees may be using equipment which is in full compliance with present technical specifications prescribed in the Commission's Rules. However, their unintentional interference is defeating Channel 9's purpose. In view of the Channel 9 and 11 reservation provisions we do not believe it to be in the public interest to subdivide the frequency band further by establishing another exclusive use channel. To do so would further decrease the limited number of channels for routine communications. Thus, this request for a separate exclusive frequency for highway users is denied. Nevertheless, in the interest of protecting emergency Channel 9 the Commission recommends that Citizens radio users who are members of the traveling public volunteer a good faith effort to prevent unintentional "bleedover" interference by reducing operation on channels adjacent to Channel 9 in the Citizens Radio Service. We recommend that all highway travelers communicate on a permissible channel other than Channel 10, preferably one several channels removed from channels 9 or 11.

13. In view of the foregoing, we are of the opinion that the amended rules as discussed above are in the public interest, convenience, and necessity.

14. Accordingly, pursuant to authority contained in sections 4(i) and 303 of the Communications Act it is ordered, That Part 95 of the Commission's rules is amended as set forth below. Effective September 15, 1975. It is further ordered, That this proceeding is continued with respect to those issues proposed in the notice and not disposed of herein.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303.)

Adopted: July 29, 1975.

Released: August 7, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT E. MULLINS,
*Secretary.*

Chapter 1, Part 95 of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 95.37(c) and (c)(3) are revised to read as follows:

**§ 95.37 Limitations on antenna structures.**

• • • • • •

(c) All antennas (both receiving and transmitting) and supporting structures associated or used in conjunction with a Class C or D Citizens Radio Station operated from a fixed location must comply with at least one of the following:

(1) • • •

(2) • • •

(3) The antenna is mounted on the transmitting antenna structure of another authorized radio station and exceeds neither 60 feet above ground level nor the height of the antenna supporting structure of the other station; or

• • • • • •

2. In § 95.41(d) (1) is revised, paragraph (2) is deleted, paragraph (3) is redesignated as paragraph (2), and a new paragraph (3) is added to read as follows:





**§ 95.41 Frequencies available.**

• • • • • •

(d) • • •

(1) The following frequencies, commonly known as channels, may be use for communication between units of the same station (intrastation) or different stations (interstation):

| MHz | Channel |
|---|---|
| 26.965 | 1 |
| 26.975 | 2 |
| 26.985 | 3 |
| 27.005 | 4 |
| 27.015 | 5 |
| 27.025 | 6 |
| 27.035 | 7 |
| 27.055 | 8 |
| 27.075 | 10 |
| 27.105 | 12 |
| 27.115 | 13 |
| 27.125 | 14 |
| 27.135 | 15 |
| 27.155 | 16 |
| 27.165 | 17 |
| 27.175 | 18 |
| 27.185 | 19 |
| 27.205 | 20 |
| 27.215 | 21 |
| 27.225 | 22 |
| 27.255 | 23 |

(2) • • • (text of current subparagraph (3))

(3) The frequency 27.085 MHz (Channel 11) shall be used only as a calling frequency for the sole purpose of establishing communications and moving to another frequency (channel) to conduct communications.

• • • • • •

3. A new Section 95.81 is added to read as follows:

**§ 95.81 Permissible communications.**

Stations licensed in the Citizens Radio Service are authorized to transmit the following types of communications:

(a) Communications to facilitate the personal or business activities of the licensee.

(b) Communication relating to:

(1) The immediate safety of life or the immediate protection of property in accordance with § 95.85.

(2) The rendering of assistance to a motorist, mariner or other traveler.

(3) Civil defense activities in accordance with § 95.121.

(4) Other activities only as specifically authorized pursuant to § 95.87.

(c) Communications with stations authorized in other radio services except as prohibited in § 95.83(a)(3).

4. Section 95.83(a) and headnote are amended to read as follows:

**§ 95.83 Prohibited communications.**

(a) A citizens radio station shall not be used:

(1) For any purpose, or in connection with any activity, which is contrary to Federal, State, or local law.

(2) For the transmission of communications containing obscene, indecent, profane words, language, or meaning.

(3) To communicate with an Amateur Radio Service station, an unlicensed station, or foreign stations (other than as provided in Subpart E of this part) except for communications pursuant to §§ 95.85(b) and 95.121.

(4) To convey program material for retransmission, live or delayed, on a broadcast facility. Note: A Class A or Class D station may be used in connection with administrative, engineering, or maintenance activities of a broadcasting station; a Class A or Class C station may be used for control functions by radio which do not involve the transmission of program material; and a Class A or Class D station may be used in the gathering of news items or preparation of programs: Provided, that the actual or recorded transmissions of the Citizens radio station are not broadcast at any time in whole or in part.

(5) To intentionally interfere with the communications of another station.

(6) For the direct transmission of any material to the public through a public address system or similar means.

(7) For the transmission of music, whistling, sound effects, or any material for amusement or entertainment purposes, or solely to attract attention.

(8) To transmit the word "MAYDAY" or other international distress signals, except when the station is located in a ship, aircraft, or other vehicle which is threatened by grave and imminent danger and requests immediate assistance.

(9) For advertising or soliciting the sale of any goods or services.

(10) For transmitting messages in other than plain language. Abbreviations including nationally or internationally recognized operating signals, may be used only if a list of all such abbreviations and their meaning is kept in the station records and made available to any Commission representative on demand.

(11) To carry on communications for hire, whether the remuneration or benefit received is direct or indirect.

• • • • • •

5. Section 95.85(b) (1) and (2) are revised to read as follows:

**§ 95.85 Emergency and assistance to motorist use.**

• • • • • •

(1) When used for transmission of emergency communications certain provisions in this part concerning use of frequencies (§ 95.41(d)); prohibited uses (§ 95.83(a)(3)); operation by or on behalf of persons other than the licensee (§ 95.87); and duration of transmissions (§ 95.91(a) and (b)) shall not apply.

(2) When used for transmissions of communications necessary to render assistance to a traveler, the provisions of this Part concerning duration of transmission (§ 95.91(b)) shall not apply.

• • • • • •

6. Section 95.91 is amended to add new paragraphs (b) and (c) and to redesignate the present paragraphs (c) and (d), as (e) and (f), respectively.

**§ 95.91 Duration of transmissions.**

• • • • • •

(b) All communications between Class D stations (interstation) shall be restricted to not longer than five (5) continuous minutes. At the conclusion of this 5 minute period, or the exchange of less than 5 minutes, the participating stations shall remain silent for at least one minute.

(c) All communication between units of the same Class D station (intrastation) shall be restricted to the minimum practicable transmission.

• • • • • •

7. Section 95.95(c) is revised to read as follows:

**§ 95.95 Station identification.**

• • • • • •

(c) Except as provided in paragraph (d) of this section, all transmission from each unit of a citizens radio station shall be identified by the transmission of its assigned call sign at the beginning and end of each transmission or series of transmissions, but at least at intervals not to exceed ten (10) minutes.

• • • • • •

8. Section 95.119(d) is revised to read as follows:

**§ 95.119 Control points, dispatch points, and remote control.**

• • • • • •

(d) Operation of any Class C or Class D station by remote control is prohibited except remote control by wire upon specific authorization by the Commission when satisfactory need is shown.

[FR Doc.75-20868 Filed 8-8-75;8:45 am]

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**Title 24—Housing and Urban Development**

**CHAPTER X—FEDERAL INSURANCE ADMINISTRATION**

**SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM**

[Docket No. FI-649]

**PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS**

**List of Communities With Special Hazard Areas**

The purpose of this notice is the identification of communities with areas of special flood/ or mudslide/ or erosion hazards in accordance with Part 1915 of Title 24 of the Code of Federal Regulations as authorized by the National Flood Insurance Program (42 U.S.C. 4001–4128). The identification of such areas is to provide guidance so that communities may adopt appropriate flood plain management measures to minimize damage caused by flood losses and to guide future construction, where practicable, away from locations which are threatened by flood hazards.

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance on and after March 2, 1974, as a condition of receiving any form of Federal or Federally related financial assistance for acquisition or construction purposes in an identified flood plain area having special flood hazards that is located within any community currently participating in the National Flood Insurance Program.



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Effective July 1, 1975, or one year after the identification of the community as flood prone, whichever is later, the requirement will apply to all identified special flood hazard areas within the United States, so that, after that date, no such financial assistance can legally be provided for acquisition and construction in these areas unless the community has entered the program. The prohibition, however, does not apply to loans by a Federally regulated, insured, supervised or approved bank prior to January 1, 1976, to finance the acquisition of a previously occupied residential dwelling.

Effective July 1, 1975, even though no areas with special flood hazards in the community had previously been identified, the identification of special hazard areas within the community makes mandatory the purchase of insurance. Therefore, the effective date of identification shall be September 10, 1975, or the date which appears in this notice, whichever is later.

This 30 day period does not supersede the statutory requirement that a community, whether or not participating in the program, be given the opportunity for a period of six months to establish that it is not seriously flood prone or that such flood hazards as may have existed have been corrected by floodworks or other flood control methods. Effective July 1, 1975, the six months period shall be considered to begin September 10, 1975, or the effective date of the Flood Hazard Boundary Map, whichever is later. Similarly, the one year period a community has to enter the program under Section 201(d) of the Flood Disaster Protection Act of 1973 shall be considered to begin September 10, 1975, or the effective date of the Flood Hazard Boundary Map, whichever is later.

Where several dates appear in the column set forth below marked Effective Date of Identification, the first date is the date of initial identification, and all other dates represent modification by additions or deletions to identified areas with special hazards.

Accordingly, § 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

**§ 1915.3 List of communities with special hazard areas.**

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazard |
|---|---|---|---|---|---|---|
| Arkansas | White | Griffithville, town of. | H 050247 01 | Division of Soil and Water Resources, State Department of Commerce, 1020 West Capitol Ave., Little Rock, Ark. 72201. Arkansas Insurance Department, 400 University Tower Bldg., Little Rock, Ark. 72204. | Mayor, Town Hall, Griffithville, Ark. 72060. | Sept. 26, 1975. |
| Do | Franklin | Ozark, city of | H 050378 01 through H 050378 02 | do | City Office, West College St., Ozark, Ark. 72949. | Do. |
| Do | Crittenden | Edmondson, town of. | H 050409 01 | do | Mayor, P.O. Box 415, Edmondson, Ark. 72332. | Do. |
| California | San Bernardino | Rialto, city of | H 060280A 01 through H 060280A 08 | Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802. California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012. | Director of Community Services, P.O. Box 728, 150 South Palm Ave., Rialto, Calif. 92376. | June 7, 1974. |
| Do | Santa Barbara | Carpinteria, city of. | H 060333A 01 | do | Director of Public Works, P.O. Box 278, Carpinteria, Calif. 93013. | June 21, 1974. Sept. 26, 1975. |
| Colorado | Lincoln | Hugo, town of | H 080108A 01 | Colorado Water Conservation Board, Room 102, 1845 Sherman St., Denver, Colo. 80203. Colorado Division of Insurance, 106 State Office Bldg., Denver, Colo. 80203. | Planner, City Hall, Hugo, Colo. 80821. | May 31, 1974. Sept. 26, 1975. |
| Do | Weld | Frederick, town of. | H 080244 01 | do | Mayor, Frederick, Colo. 80530. | Sept. 26, 1975. |
| Florida | Indian River | Sebastian, city of | H 120123A 01 through H 120123A 05 | Department of Community Affairs, 2571 Executive Center Circle E., Howard Bldg., Tallahassee, Fla. 32301. State of Florida Insurance Department, Treasurer's Office, The Capitol, Tallahassee, Fla. 32301. | Mayor, City Hall, Sebastian, Fla. 32958. | Feb. 8, 1974. Sept. 26, 1975. |
| Do | Palm Beach | South Palm Beach, town of. | H 120227A 01 | do | Office of the Town Clerk, 604 North Dixie Highway, Lantana, Fla. 33462. | Jan. 16, 1974. Sept. 26, 1975. |
| Idaho | Canyon | Notus, city of | H 160117 01 | Department of Water Administration, State House, Annex 2, Boise, Idaho 83707. Idaho Department of Insurance, Room 206-Statehouse, Boise, Idaho 83707. | Mayor, City Hall, Notus, Idaho 83656. | Sept. 26, 1975. |
| Illinois | Gallatin | Junction, village of. | H 170214A 01 | Governor's Task Force on Flood Control, 300 North State, Room 1010, P.O. Box 475, Chicago, Ill. 60610. Illinois Insurance Department, 525 West Jefferson St., Springfield, Ill. 62702. | Village President, Village Hall, Junction, Ill. 62954. | Dec. 28, 1973. Sept. 26, 1975. |
| Do | Ogle | Oregon, city of | H 170339A 01 | do | Mayor, 115 North Third St., Oregon, Ill. 61061. | Nov. 23, 1973. Sept. 26, 1975. |
| Do | Fulton | Norris, village of | H 170776A 01 | do | Village Clerk, Village Office, Norris, Ill. 61553. | Dec. 6, 1974. |
| Iowa | Harrison | Modale, city of | H 190149A 01 | Iowa Natural Resources Council, James W. Grimes Bldg., Des Moines, Iowa 50319. Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319. | Mayor, City Hall, Modale, Iowa 51556. | Oct. 18, 1974. |
| Do | Calhoun | Lake City, city of. | H 190340 01 through H 190340 04 | do | Mayor, 101 South Center St., P.O. Box 36, Lake City, Iowa 51449. | Sept. 26, 1975. |
| Do | Dallas | DeSoto, city of | H 190379 01 | do | Mayor, City Hall, De Soto, Iowa 50069. | Do. |
| Do | do | Van Meter, city of. | H 190382 01 | do | Mayor, City Hall, Van Meter, Iowa 50261. | Do. |
| Do | Floyd | Nora Springs, city of. | H 190384 01 | do | Clerk, 45 North Hawkeye, Nora Springs, Iowa 50458. | Do. |
| Do | Fremont | Farragut, city of | H 190390 01 | do | Clerk, City Hall, Farragut, Iowa 51639. | Do. |
| Do | Ida | Battle Creek, city of. | H 190413 01 | do | Clerk, City Hall, Battle Creek, Iowa 51006. | Do. |
| Do | Jackson | La Motte, city of | H 190430 01 | do | Clerk, P.O. Box 71; La Motte, Iowa 52054. | Do. |
| Do | Keokuk | Keota, city of | H 190435 01 | do | Clerk, P.O. Box 77, Keota, Iowa 52248. | Do. |





| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Do | Marshall | Ferguson, city of | H 190457 01 | do | Clerk, P.O. Box 31, Ferguson, Iowa 50078. | Do. |
| Do | Mitchell | McIntire, city of | H 190458 01 | do | Mayor, P.O. Box 174, McIntire, Iowa 50455. | Do. |
| Do | O'Brien | Sutherland, city of. | H 190471 01 | do | Mayor, City Hall, Sutherland, Iowa 51058. | Do. |
| Do | Sac | Wall Lake, city of | H 190504 01 | do | Mayor, City Hall, Wall Lake, Iowa 51466. | Do. |
| Do | Sioux | Hospers, city of | H 190510 01 | do | Mayor, City Hall, Hospers, Iowa 51238. | Do. |
| Do | Taylor | Blockton, city of | H 190517 01 | do | Mayor, City Hall, Blockton, Iowa 50836. | Do. |
| Do | Union | Afton, city of | H 190538 01 | do | Mayor, P.O. Box 247, Afton, Iowa 50830. | Do. |
| Do | Wayne | Allerton, city of | H 190543 01 | do | Mayor, City Hall, Allerton, Iowa 50008. | Do. |
| Do | Polk | Altoona, city of | H 190546 01 | do | Mayor, c/o Craig Swartzbaugh, Administrative Assistant, Altoona, Iowa 50009. | Do. |
| Do | Jefferson | Batavia, city of | H 190551 01 | do | City Council, Batavia, Iowa 52533 | Do. |
| Do | O'Brien | Hartley, city of | H 190590 01 | do | Mayor, 109 South Central Ave., Hartley, Iowa 51346. | Do. |
| Do | Washington | Kalona, city of | H 190601 01 | do | Mayor, City Hall, Kalona, Iowa 52247. | Do. |
| Do | Calhoun | Lohrville, city of | H 190609 01 through H 190609 02 | do | Mayor, P.O. Box 257, Lohrville, Iowa 51453. | Do. |
| Do | Des Moines | Mediapolis, city of. | H 190615 01 | do | Clerk, City Hall, Mediapolis, Iowa 52637. | Do. |
| Do | Poweshiek | Montezuma, city of. | H 190622 01 through H 190622 04 | do | Mayor, City Hall, Montezuma, Iowa 50171. | Do. |
| Do | Benton | Norway, city of | H 190632 01 | do | Mayor, City Hall, Norway, Iowa 52318. | Do. |
| Do | Keokuk | Richland, city of | H 190647 01 through H 190647 02 | do | Mayor, P.O. Box 153, Richland, Iowa 52585. | Do. |
| Do | Lucas | Russell, city of | H 190649 01 | do | Clerk, P.O. Box 545, Russell, Iowa 50238. | Do. |
| Do | Sioux | Sioux Center, city of. | H 190658 01 through H 190658 02 | do | Mayor, c/o Darrell Rensiek City Manager, 337 North Main Ave., Sioux Center, Iowa 51250. | Do. |
| Do | Carroll | Arcadia, city of | H 190694 01 | do | Mayor, Town Hall, Arcadia, Iowa 51430. | Do. |
| Do | Pottawattamie | Crescent, city of | H 190723 01 | do | Mayor, P.O. Box 73, Crescent, Iowa 51526. | Do. |
| Do | Tama | Elberon, city of | H 190728 01 | do | Mayor, City Hall, Elberon, Iowa 52225. | Do. |
| Do | Sioux | Granville, city of | H 190737 01 | do | Mayor, City Hall, Granville, Iowa 51022. | Do. |
| Do | Jefferson | Libertyville, city of. | H 190759 01 | do | Clerk, P.O. Box 172, Libertyville, Iowa 52567. | Do. |
| Do | Wayne | Lineville, city of | H 190761 01 | do | Mayor, P.O. Box 365, Lineville, Iowa 50167. | Do. |
| Do | Calhoun and Sac | Lytton, city of | H 190769 01 | do | Clerk, City Hall, Lytton, Iowa 50561 | Do. |
| Do | Emmet | Wallingford, city of. | H 190821 01 | do | Mayor, P.O. Box 171, Wallingford, Iowa 51365. | Do. |
| Kansas | Montgomery | Independence, city of. | H 200233A 01 through H 200233A 02 | Division of Water Resources, State Board of Agriculture, Topeka, Kans. 66612. Kansas Insurance Department, First Floor Statehouse, Topeka, Kans. 66612. | City Manager, City Hall, Independence, Kans. 67301. | Dec. 17, 1973. Sept. 26, 1975. |
| Do | Bourbon | Uniontown, city of. | H 200371 01 | do | Mayor, City Hall, Uniontown, Kans. 66779. | Sept. 26, 1975. |
| Do | Rooks | Woodston, city of | H 200379 01 | do | Mayor, City Hall, Woodston, Kans. 67675. | Do. |
| Do | Elk | Grenola, city of | H 200418 01 | do | Mayor, City Hall, Grenola, Kans. 67346. | Do. |
| Do | Lyon | Hartford, city of | H 200422 01 | do | Mayor, City Hall, Hartford, Kans. 66854. | Do. |
| Do | Pratt | Iuka, city of | H 200425 01 | do | Clerk, P.O. Box 127, Iuka, Kans. 67066. | Do. |
| Do | Lyon | Olpe, city of | H 200444 01 | do | Mayor, P.O. Box 93, Olpe, Kans. 66865. | Do. |
| Do | Chautauqua | Peru, city of | H 200447 01 | do | Mayor, P.O. Box 120, Peru, Kans. 67360. | Do. |
| Do | Butler | Potwin, city of | H 200448 01 | do | Mayor, City Hall, Potwin, Kans. 67123. | Do. |
| Do | Greenwood | Severy, city of | H 200457 01 | do | Mayor, P.O. Box 128, Severy, Kans. 67137. | Do. |
| Do | Reno | Arlington, city of | H 200464 01 | do | Mayor, P.O. Box 14, Arlington, Kans. 67514. | Do. |
| Do | Sedgwick | Colwich, city of | H 200484 01 | do | Mayor, City Bldg., Colwich, Kans. 67030. | Do. |
| Do | Marion | Hillsboro, city of | H 200505 01 | do | Mayor, City Hall, Hillsboro, Kans. 67063. | Do. |
| Louisiana | Grant Parish | Dry Prong, village of. | H 220280 01 through H 220280 02 | State Department of Public Works, P.O. Box 44155, Capitol Station, Baton Rouge, La. 70804. Louisiana Insurance Department, Box 44214, Capitol Station, Baton Rouge, La. 70804. | Police Chief, P.O. Box 124, Dry Prong, La. 71423. | Do. |
| Do | Avoyelles Parish | Evergreen, village of. | H 220284 01 | do | Mayor, General Delivery, Evergreen, La. 71333. | Do. |

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Michigan | Wayne | River Rouge, city of. | H 260239A 01 through H 260239A 07 | Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48926. Michigan Insurance Bureau, 111 North Hosmer St., Lansing, Mich. 48913. | City Clerk, Civic Center, 1381 Colidge Highway, River Rouge, Mich. 48218. | May 17, 1974. Sept. 26, 1975. |
| Do | Genesee | Linden, village of. | H 260398 01 | do | William R. Brown, Box 507, Tickner St., Linden, Mich. 48451. | Sept. 26, 1975. |
| Do | Hillsdale | Jonesville, village of. | H 260408 01 | do | G. Carl Fast, 103 Evans St., Jonesville, Mich. 49250. | Do. |
| Do | Houghton | Osceola, township of. | H 260413 01 through H 260413 12 | do | Township Supervisor, Box 267, Township of Osceola, Dollar Bay, Mich. 49922. | Do. |
| Do | Iosla | Hubbardston, village of. | H 260418 01 | do | Village President, 126 North Washington St., Hubbardston, Mich. 48845. | Do. |
| Do | Livingston | Fowlerville, village of. | H 260439 01 | do | Village President, 105 Power St., Fowlerville, Mich. 48836. | Do. |
| Do | Mason | Custer, village of. | H 260454 01 | do | Village President, First St., Custer, Mich. 49405. | Do. |
| Do | Muskegon | Ravenna, village of. | H 260464 01 | do | Village President, Village Hall, 12090 Metheny St., Ravenna, Mich. 49451. | Do. |
| Do | Ottawa | Coopersville, village of. | H 260491 01 through H 260491 02 | do | Mayor, 289 Danforth St., Coopersville, Mich. 49404. | Do. |
| Do | Saginaw | Oakley, village of. | H 260502 01 | do | Village President, 215 Parshall St., Oakley, Mich. 48649. | Do. |
| Do | Van Buren | Bangor, city of. | H 260529 01 | do | Mayor, 14 Pine St., Bangor, Mich., 49013. | Do. |
| Do | do | Breedsville, village of. | H 260530 01 | do | Village President, East Main St., Breedsville, Mich. 49027. | Do. |
| Do | do | Lawton, village of. | H 260533 01 | do | Village President, 125 South Main St., Box 367, Lawton, Mich. 49065. | Do. |
| Do | Alcona | Harrisville, city of. | H 260543 01 | do | Mayor, City Hall, Harrisville, Mich. 48740. | Do. |
| Do | Allegan | Douglas, village of. | H 260549 01 | do | Village President, Union and Center Sts., P.O. Box 515, Douglas, Mich. 49406. | Do. |
| Do | Berrien | Stevensville, village of. | H 260557 01 | do | Village President, 5776 St. Joseph Ave., Stevensville, Mich. 49127. | Do. |
| Do | Calhoun | Clarence, township of. | H 260560 01 through H 260560 12 | do | Township Supervisor, 6731 Morse Dr., Hivet, Mich. 49076. | Do. |
| Do | do | Emmett, township of. | H 260561 01 through H 260561 11 | do | Township Supervisor, Township of Emmett, Battle Creek, Mich. 49017. | Do. |
| Do | do | Pennfield, township of. | H 260564 01 through H 260564 11 | do | Township Supervisor, Township of Pennfield, 116 Lavita St., Battle Creek, Mich. 49017. | Do. |
| Do | Ottawa | Georgetown, township of. | H 260589 01 through H 260589 12 | do | Township Supervisor, Township of Georgetown, 7675 28th Ave., | Do. |
| Do | Shiawassee | Owosso, city of. | H 260596 01 through H 260596 12 | do | Mayor, 301-307th West, Main St., Owosso, Mich. 48867. | Do. |
| Minnesota | Stearns | St. Cloud, city of. | H 270456A 01 through H 270456A 08 | Division of Waters, Soils, and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101. | City Administrator, City Hall, St. Cloud, Minn. 56301. | Dec. 17, 1973. Sept. 26, 1975. |
| Do | Hennepin | Medina, city of. | H 270171A 01 through H 270171A 09 | do | Mayor, City of Medina, 2052 County Rd. 24, Hamel, Minn. 55340. | Apr. 5, 1974. Sept. 26, 1975. |
| Mississippi | Madison | Ridgeland, city of. | H 280110A 01 | Mississippi Research and Development Center, P.O. Drawer 2470, Jackson, Miss. 39205. Mississippi Insurance Department, 910 Woolfolk Bldg., P.O. Box 79, Jackson, Miss. 39205. | Mayor, Box 217, Ridgeland, Miss. 39157. | June 28, 1974. Sept. 26, 1975. |
| Missouri | St. Louis | Eureka, city of. | H 290349A 01 through H 290349A 12 | Department of Natural Resources, Division of Program and Policy Development, State of Missouri, 308 East High St., Jefferson City, Mo. 65101. Division of Insurance, P.O. Box 690, Jefferson City, Mo. 65101. | Acting Building Commissioner, City Hall, P.O. Box 125, 106 South Central, Eureka, Mo. 63025. | Jan. 9, 1975. Sept. 26, 1975. |
| Do | Henry | Deepwater, city of. | H 290747 01 | do | Mayor, c/o Dr. C. R. Townsend, Deepwater, Mo. 64740. | Sept. 26, 1975 |
| Montana | Gallatin | Three Forks, town of. | H 300028A 01 | Montana Department of Natural Resources and Conservation, Water Resources Division, 32 South Ewing St., Helena, Mont. 59601. Montana Insurance Department, Capitol Bldg., Helena, Mont. 59601. | Mayor, 206 Main St., Three Forks, Mont. 59752. | Mar. 29, 1974. Sept. 26, 1975. |
| Do | Granite | Philipsburg, town of. | H 300117 01 | do | Mayor, Philipsburg, Mont. 59858. | Sept. 26, 1975. |
| Do | Lake | Polson, city of. | H 300119 01 | do | Mayor, P.O. Box 238, Polson, Mont. 59860. | Do. |
| Nebraska | Kimball | Dix, village of. | H 310270 01 | Nebraska Natural Resources Commission, Seventh Floor, Terminal Bldg., Lincoln, Nebr. 68508. Nebraska Insurance Department, 1335 L St., Lincoln, Nebr. 68509. | Mayor, P.O. Box 66, Dix, Nebr. 69133. | Do |





| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
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| Do | Richardson | Verdon, village of. | H 310330 01 | do | Chairman, Village Hall, Verdon, Nebr. 68357. | Do. |
| Do | Cass | Greenwood, village of. | H 310374 01 | do | Mayor, E. L. McDonald, Community Center, Greenwood, Nebr. 68366. | Do. |
| Do | Cedar | Hartington, city of. | H 310376 01 | do | Clerk, City Hall, Hartington, Nebr. 68739. | Do. |
| New York | Clinton | Plattsburgh, town of. | H 360169A 01 through H 360169A 05 | New York State Department of Environmental Conservation, Division of Resources Management Services, Bureau of Water Management, Albany, N.Y. 12201. New York Insurance Department, Two World Trade Center, New York, N.Y. 10047. | Town Supervisor, Rural Delivery No. 1, Box 341, Plattsburgh, N.Y. 12901. | Aug. 30, 1974. Sept. 26, 1975. |
| North Carolina | Greene | Hookerton, town of. | H 370326 01 through H 370326 02 | Division of Community Assistance, Department of Natural and Economic Resources, P.O. Box 27687, Raleigh, N.C. 27611. North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27611. | Mayor, P.O. Box 296, Hookerton, N.C. 28538. | Sept. 26, 1975. |
| Ohio | Butler | Trenton, city of. | H 390047A 01 through H 390047A 02 | Ohio Department of Natural Resources, Fountain Square, Flood Insurance Coord. Bldg., Columbus, Ohio 43224. Ohio Insurance Department, 447 East Broad St., Columbus, Ohio 43215. | Office of City Manager, 11 East State St., Trenton, Ohio 45067. | May 10, 1974. Sept. 26, 1975. |
| Do | Richland | Lucas, village of. | H 390661A 01 | do | Mayor, Village of Lucas, Lucas, Ohio 44843. | Apr. 5, 1974. Sept. 26, 1975. |
| Oklahoma | Harmon | Hollis, city of. | H 400068A 01 | Oklahoma Water Resources Board, 2241 Northwest 40th St., Oklahoma City, Okla. 73112. Oklahoma Insurance Department, Room 408 Will Rogers Memorial Bldg., Oklahoma City, Okla. 73105. | Mayor, City Hall, Hollis, Okla. 73550. | June 28, 1974. Sept. 26, 1975. |
| Do | Delaware | Kansas, town of. | H 400290 01 | do | Clerk, P.O. Box 168, Kansas, Okla. 74347. | Sept. 26, 1975. |
| Do | Johnston | Mannsville, town of. | H 400303 01 | do | City Attorney, Town Hall, Mannsville, Okla. 73447. | Do. |
| Do | Sequoyah | Marble City, town of. | H 400304 01 | do | Chairman, P.O. Box 210, Marble City, Okla. 74945. | Do. |
| Do | Johnston | Milburn, town of. | H 400308 01 | do | Mayor, Town Hall, Milburn, Okla. No ZIP. | Do. |
| Do | Washington | Copan, town of. | H 400361 01 | do | Clerk, P.O. Box 128, Copan, Okla. 74022. | Do. |
| Do | Osage | Wynona, city of. | H 400454 01 | do | Clerk, City Hall, Wynona, Okla 74084. | Do. |
| Oregon | Baker | Halfway, city of. | H 410064 01 | Executive Department, State of Oregon, Salem, Oreg. 97310. Oregon Insurance Division, Department of Commerce, 158 12th St. N.E., Salem, Oreg. 97310. | Mayor, P.O. Box 138, Halfway, Oreg. 97834. | Do. |
| South Dakota | Moody | Flandreau, city of. | H 460062 01 | State Planning Bureau, Office of Executive Management, State Capitol Bldg., Pierre, S. Dak. 57501. South Dakota Department of Insurance, Insurance Bldg., Pierre, S. Dak. 75701. | Mayor, City Hall, Flandreau, S. Dak. 57028. | Do. |
| Do | Jerauld | Alpena, town of. | H 460096 01 | do | Office of Mayor, Alpena, S. Dak. 57312. | Do. |
| Do | Douglas | Corsica, city of. | H 460167 01 | do | Mayor, P.O. Box 32 (Mayor's Box), Corsica, S. Dak. 57328. | Do. |
| Do | Minnehaha | Garretson, city of. | H 460177 01 | do | Mayor, city Hall, Garretson, S. Dak. 57030. | Do. |
| Do | Lincoln | Lennox, city of. | H 460192 01 | do | Mayor, City Hall, Lennox, S. Dak. 57039. | Do. |
| Do | Minnehaha | Valley Springs, city of. | H 460221 01 | do | Mayor, P.O. Box 182, Valley Springs, S. Dak. 57068. | Do. |
| Texas | McLennon | Woodway, city of. | H 480462A 01 through H 480462A 02 | Texas Water Development Board, P.O. Box 13087, Capitol Station, Austin, Tex. 78711. Texas Insurance Department, 1110 San Jacinto St., Austin, Tex. 78701. | Mayor, P.O. Box 7485, City of Woodway, Waco, Tex. 76710. | Jan. 23, 1974. Sept. 26, 1975. |
| Do | Rockwall | McLendon-Chisholm, city of. | H 480546 01 through H 480546 06 | do | Mayor, City of McLendon-Chisholm, Rockwall, Tex. 75087. | Sept. 26, 1975. |
| Do | Denton | Lake Dallas, town of. | H 480780 01 through H 480780 02 | do | City Engineer, Town Offices, Lake Dallas, Tex. 75065. | Do. |
| Do | Eastland | Rising Star, town of. | H 480795 01 | do | Mayor, P.O. Box 35, Rising Star, Tex. 76471. | Do. |
| Do | Fannin | Savoy, town of. | H 480813 01 | do | Town Mayor, Savoy, Tex. 75479. | Do. |
| Do | Navarro | Rice, city of. | H 480957 01 | do | Mayor, City Hall, Rice, Tex. 75155. | Do. |
| Do | Uvalde | Sabinal, city of. | H 481039 01 | do | Mayor, P.O. Box 838, Sabinal, Tex. 78881. | Do. |
| Utah | Salt Lake | Midvale, city of. | H 490211 01 through H 490211 02 | Department of Natural Resources, Division of Water Resources, State Capitol Bldg., Room 435, Salt Lake City, Utah 84114. Utah Insurance Department, 115 State Capitol, Salt Lake City, Utah 84114. | Mayor, City Hall, Midvale, Utah 84047. | Do. |
| Washington | Island | Oak Harbor, city of. | H 530008A 01 | Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia Wash. 98501. | Mayor, City Hall, City of Oak Harbor, Clarkston, Wash. 99403. | May 24, 1974. |
| Do | Snohomish | Mountlake Terrace, city of. | H 530170A 01 through H 530170A 04 | do | City Engineer, 23204 58th, Ave., Mouthlake Terrace, Wash. 98043. | June 28, 1974. Sept. 26, 1975. |
| West Virginia | Ritchie | Pennsboro, city of. | H 540182A 01 | Office of Federal-State Relations, Division of Planning and Development, Capitol Bldg., Room 150, Charleston, W. Va. 25305. Mr. Donald W. Brown, Insurance Commissioner, 1800 Washington St., Bldg. No. 3, Room 643, Charleston, W. Va. 25305. | Mayor, 213 Kimball Ave., Pennsboro, W. Va. 26415. | May 31, 1974. |

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Wisconsin | Richland | Yuba, village of | H 550362A 01 | Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 201 East Washington Ave., Madison, Wis. 53703. | Village President, Yuba, Wis. 54622 | Nov. 8, 1974. Sept. 26, 1975. |
| Wyoming | Carbon | Encampment, town of. | H 560061 01 | Wyoming Disaster and Civil Defense Agency, P.O. Box 1709, Cheyenne, Wyo. 82001. Department of Insurance, State of Wyoming, State Office Bldg., Cheyenne, Wyo. 82001. | Clerk, Town Hall, Encampment, Wyo. 82325. | Sept. 26, 1975. |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969).

Issued: July 23, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20673 Filed 8-8-75;8:45 am]

[Docket No. FI-650]

## PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

### List of Communities With Special Hazard Areas

The purpose of this notice is the identification of communities with areas of special flood/ or mudslide/ or erosion hazards in accordance with Part 1915 of Title 24 of the Code of Federal Regulations as authorized by the National Flood Insurance Program (42 U.S.C. 4001–4128). The identification of such areas is to provide guidance so that communities may adopt appropriate flood plain management measures to minimize damage caused by flood losses and to guide future construction, where practicable, away from locations which are threatened by flood hazards.

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance on and after March 2, 1974, as a condition of receiving any form of Federal or federally related financial assistance for acquisition or construction purposes in an identified flood plain area having special flood hazards that is located within any community currently participating in the National Flood Insurance Program.

Effective July 1, 1975, or one year after the identification of the community as flood prone, whichever is later, the requirement will apply to all identified special flood hazard areas within the United States, so that, after that date, no such financial assistance can legally be provided for acquisition and construction in these areas unless the community has entered the program. The prohibition, however, does not apply to loans by a Federally regulated, insured, supervised or approved bank prior to January 1, 1976, to finance the acquisition of a previously occupied residential dwelling.

Effective July 1, 1975, even though no areas with special flood hazards in the community had previously been identified, the identification of special hazard areas within the community makes mandatory the purchase of insurance. Therefore, the effective date of identification shall be September 10, 1975, or the date which appears in this notice, whichever is later.

This 30 day period does not supersede the statutory requirement that a community, whether or not participating in the program, be given the opportunity for a period of six months to establish that it is not seriously flood prone or that such flood hazards as may have existed have been corrected by floodworks or other flood control methods. Effective July 1, 1975, the six months period shall be considered to begin September 10, 1975, or the effective date of the Flood Hazard Boundary Map, whichever is later. Similarly, the one year period a community has to enter the program under section 201(d) of the Flood Disaster Protection Act of 1973 shall be considered to begin September 10, 1975, or the effective date of the Flood Hazard Boundary Map, whichever is later.

Where several dates appear in the column set forth below marked Effective Date of Identification, the first date is the date of initial identification, and all other dates represent modification by additions or deletions to identified areas with special hazards.

Accordingly, § 1915.3 is amended by adding in alphabetical sequence a new entry to the table, which entry reads as follows:

**§ 1915.3 List of communities with special hazard areas.**

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Arkansas | Monroe | Holly Grove, city of. | H 050157A 01 | Division of Soil and Water Resources, State Department of Commerce, 1020 West Capitol Ave., Little Rock, Ark. 72201. Arkansas Insurance Department, 400 University Tower Bldg., Little Rock, Ark. 72204. | Planner, 112 Northeast Front St., P.O. Box 187, City of Holly Grove, Lonoke, Ark. No ZIP Code. | Apr. 5, 1974. Sept. 19, 1975. |
| Do | Phillips | Lakeview, town of. | H 050169 01 through H 050169 03 | do | Recorder, Route 1, Box 221, Helena, Ark. 72342. | Sept. 19, 1975. |
| Do | Yell | Havana, city of | H 050234A 01 | do | Mayor, City Hall, Havana, Ark. 72842. | Aug. 23, 1974. |
| Do | Perry | Houston, town of. | H 050257 01 through H 050257 02 | do | Mayor, P.O. Box 176, Houston, Ark. 72070. | Sept. 19, 1975. |
| Do | Little River | Ogden, city of | H 050270 01 | do | Mayor, City Hall, Ogden, Ark 71961 | Do. |
| Do | do | Winthrop, city of | H 050301 01 | do | Mayor, P.O. Box 141, Winthrop, Ark. 71866. | Do. |
| Do | Sebastian | Huntington, city of. | H 050334 01 | do | Mayor, P.O. Box 27, Huntington, Ark. 72940. | Do. |
| Do | St. Francis | Wheatley, city of | H 050374 01 through H 050374 02 | do | Recorder, P.O. Box 275, Wheatley, Ark. 72393. | Do. |





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|---|---|---|---|---|---|---|
| California | Butte | Oroville, city of | H 060020A 01 through H 060020A 50 | Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802. California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012. | City Administrator, 1735 Montgomery St., Oroville, Calif. 95965. | June 7, 1974. Sept. 19, 1975. |
| Do | Merced | Merced, city of | H 060191A1 01 through H 060191A 05 | do | Mayor, City Hall, P.O. Box 2068, Merced, Calif. 95340. | July 19, 1974. Sept. 19, 1975. |
| Do | Santa Barbara | Santa Barbara, city of. | H 060335A 01 through H 060335A 10 | do | Flood Control Engineer, Santa Barbara County Flood Control and Water Conservation District, 123 East Anapamus Street, Santa Barbara, Calif. 93101. | June 14, 1974. Sept. 19, 1975. |
| Do | Santa Clara | Mountain View, city of. | H 060347A 01 through H 060347A 06 | do | City Manager, City Hall, City of Mountain View, Merced, Calif. 94040. | June 14, 1974. Sept. 19, 1975. |
| Colorado | Larimer | Estes Park, town of. | H 080193 01 through H 080193 02 | Colorado Water Conservation Board, Room 102, 1845 Sherman St., Denver, Colo. 80203. Colorado Division of Insurance, 106 State Office Bldg., Denver, Colo. 80203. | Water Superintendant, P.O. Box 1200, Estes Park, Colo. 80517. | Do. |
| Do | Weld | Firestone, town of | H 080241 01 | do | Mayor, P.O. Box 100, Firestone, Colo. 80643. | Do. |
| Do | Kit Carson | Flagler, town of | H 080242 01 | do | Town Council, Town of Flagler, Flagler, Colo. 80815. | Do. |
| Do | Weld | Keenesburg, town of. | H 080251 01 | do | Mayor, Town Hall, Keenesburg, Colo. 80643. | Do. |
| Do | Eagle | Red Cliff, town of. | H 080260 01 | do | Mayor, P.O. Box 93, Red Cliff, Colo. 80649. | Do. |
| Idaho | Bonner | Clark Fork, city of. | H 160132 01 | Department of Water Administration, State House, Annex 2, Boise, Idaho 83707. Idaho Department of Insurance, Room 206, Statehouse, Boise, Idaho 83707. | Mayor, City Hall, Clark Fork, Idaho 83811. | Do. |
| Do | Valley | Cascade, city of | H 160161 01 | do | Clerk, P.O. Box 759, Cascade, Idaho 83611. | Do. |
| Do | Payette | Fruitland, city of | H 160168 01 | do | Mayor, City Hall, Fruitland, Idaho 83619. | Do. |
| Do | Bear Lake | Paris, city of | H 160183 01 | do | Clerk, City Hall, Paris, Idaho 83261 | Do. |
| Illinois | Cook | Oak Forest, city of. | H 170136A 01 through H 170136A 04 | Governor's Task Force on Flood Control, 300 North State St., Room 1010, P.O. Box 475, Chicago, Ill. 60610. Illinois Insurance Department, 525 West Jefferson St., Springfield, Ill. 62702. | Mayor, 15601 Cicero, Oak Forest, Ill. 60452. | June 21, 1974 Sept. 19, 1975. |
| Do | Ford | Piper City, village of. | H 170236A 01 | do | Village President, Piper City, Ill. 60959. | Feb. 22, 1974. Sept. 19, 1975. |
| Do | Franklin | West Frankfort, city of. | H 170239A 01 through H 170239A 02 | do | Mayor, 108 North Emma Street, West Frankfort, Ill. 62896. | Mar. 8, 1975. Sept. 19, 1975. |
| Do | Lake | Lake, Villa, village of. | H 170375A 01 | do | Mayor, Box 176, 65 Cedar Avenue, Lake Villa, Ill. 60046. | May 3, 1974. Sept. 19, 1975. |
| Do | Livingston | Forrest, village of | H 170425A 01 | do | Village President, Forrest, Ill. 61741 | Mar. 1, 1974. Sept. 19, 1975. |
| Do | Tazewell | Minier, village of | H 170651A 01 | do | Village President, 110 West Central, Minier, Ill. 61759. | Nov. 29, 1974. Sept. 19, 1975. |
| Do | Will and Cook | Park Forest South, village of. | H 170708 01 through H 170708 04 | do | William F. Nesper, 698 Burham Dr., Park Forest South, Ill. 60466. | Do. |
| Indiana | Crawford | Marengo, town of | H 180033A 01 | Division of Water, Department of Natural Resources, 608 State Office Bldg., Indianapolis, Ind. 46204. Indiana Insurance Department, 509 State Office Bldg., Indianapolis, Ind. 46204. | President, Town Board, Box 212, Marengo, Ind. 47140. | Do. |
| Do | Jefferson | Madison, city of | H 180107A 01 through H 180107A 04 | do | Mayor, 406 West Street, Madison, Ind. 47250. | Feb. 1, 1974. Sept. 19, 1975. |
| Do | O'Brien | Sanborn, city of | H 190651 01 | do | Mayor, Sanborn, Iowa 51248 | Do. |
| Do | Kossuth | Swea City, city of | H 190664 01 | do | Mayor, City Hall, Swea City, Iowa 50590. | Do. |
| Do | Winnebago | Thompson, town of. | H 190666 01 through H 190666 02 | do | Mayor, Thompson, Iowa 50478 | Do. |
| Do | Tama | Traer, city of | H 190668 01 | do | Mayor, 649 Second St., Traer, Iowa 50675. | Do. |
| Do | Pottawattamie | Walnut, town of | H 190676 01 | do | Mayor, Town Hall, Walnut, Iowa 51577. | Do. |
| Do | Washington | Washington, city of. | H 190677 01 through H 190677 02 | do | Mayor, Washington, Iowa 52353 | Do. |
| Do | Henry | Winfield, town of | H 190688 01 | do | Mayor, 112 East Ash St., Winfield, Iowa 52659. | Do. |
| Do | Linn | Alburnett, city of | H 190692 01 | do | Clerk, P.O. Box 98, Alburnett, Iowa 52202. | Do. |
| Do | Mahaska and Poweshiek. | Barnes City, town of. | H 190701 01 | do | Mayor, P.O. Box 31, Barnes City, Iowa 50027. | Do. |
| Do | O'Brien | Calumet, town of | H 190712 01 | do | Clerk, P.O. Box 131, Calumet, Iowa 51009. | Do. |
| Do | Scott | Dixon, city of | H 190726 01 | do | Mayor, City Hall, Dixon, Iowa 52745 | Do. |
| Do | Taylor | Gravity, town of | H 190738 01 | do | Mayor, P.O. Box 8, Gravity, Iowa 50848. | Do. |



AUG 11 1975

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
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| Do | Howard | Lime Springs, city of. | H 190417 01 | do | Mayor, P.O. Box 275, Lime Springs, Iowa 52155. | Do. |
| Do | Ida | Galva, city of | H 190424 01 | do | Clerk, P.O. Box 139, Galva, Iowa 51020. | Do. |
| Do | Iowa | Ladora, town of | H 190425 01 | do | Mayor, Ladora, Iowa 52221 | Do. |
| Do | Jackson | Preston, city of | H 190431 01 | do | Mayor, P.O. Box 37, Preston, Iowa 52069. | Do. |
| Do | Kossuth | Fenton, town of | H 190437 01 | do | Mayor, City Hall, Fenton, Iowa 50539. | Do. |
| Do | Linn | Palo, town of | H 190442 01 | do | Mayor, Palo, Iowa 52324 | Do. |
| Do | Lyon | Doon, city of | H 190446 01 | do | Mayor, P.O. Box 202, Doon, Iowa 51235. | Do. |
| Do | do | Little Rock, city of. | H 190448 01 | do | Clerk, P.O. Box 308, Little Rock, Iowa 51243. | Do. |
| Do | Mahaska | Beacon, town of | H 190452 0 | do | Mayor, Beacon, Iowa 52534 | Do. |
| Do | Pottawattamie | Carter Lake, city of. | H 190192 01 | do | Mayor, 626 Locust St., Carter Lake, Iowa 68110. | Do. |
| Do | do | Neola, city of | H 190493 01 | do | Water Superintendent, City Hall, Neola, Iowa 51553. | Do. |
| Do | Poweshiek | Deep River, town of. | H 190496 01 | do | Mayor, c/o Norma Bates, Clerk, Deep River, Iowa 52222. | Do. |
| Do | Poweshiek | Malcom, town of | H 190498 01 | do | Mayor, Town Hall, Malcom, Iowa 50157. | Do. |
| Do | Shelby | Portsmouth, town of. | H 190507 01 | do | Mayor, Portsmouth, Iowa 51565 | Do. |
| Do | Washington | Ainsworth, town of. | H 190525 01 | do | Mayor, Ainsworth, Iowa 52201 | Do. |
| Do | Monroe | Albia, city of | H 190541 01 | do | Mayor, City Hall, Albia, Iowa 52531 | Do. |
| Do | Washington | Brighton, town of. | H 190357 01 | do | Mayor, c/o Jerrilynn Garrels, Brighton, Iowa 52540. | Do. |
| Do | Wayne | Corydon, town of | H 190562 01 through H 190562 02 | do | Mayor, P.O. Box 169, Corydon, Iowa 50060. | Do. |
| Do | Adair | Greenfield, city of. | H 190587 01 through H 190587 02 | do | Mayor, P.O. Box 95, Greenfield, Iowa 50849. | Do. |
| Do | Ida | Holstein, city of | H 190593 01 | do | Mayor, P.O. Box 188, Holstein, Iowa 51025. | Do. |
| Do | Sioux | Hull, city of | H 190505 01 through H 190505 02 | do | Mayor, City Hall, Hull, Iowa 51239 | Do. |
| Do | Benton | Keystone, town of. | H 190592 01 | do | Mayor, Town Hall, 208 First St., Keystone, Iowa 52249. | Do. |
| Do | Monroe | Lovilia, city of | H 190812 01 | do | Mayor, City Hall, Lovilia, Iowa 50150. | Do. |
| Do | Polk | Mitchellville, city of. | H 190819 01 | do | Mayor, City Hall, Mitchellville, Iowa 50669. | Do. |
| Iowa | Black Hawk | Evansdale, city of. | H 190020A 01 through H 190020A 03 | Iowa Natural Resources Council, James W. Grimes Bldg., Des Moines, Iowa 50319.<br>Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319. | Director, 3459 Lafayette Rd., Evansdale, Iowa 50707. | May 17, 1974. Sept. 19, 1975. |
| Do | Mills | Hastings, town of. | H 190204 01 | do | Mayor, P.O. Box 185, Hastings, Iowa 51540. | Sept. 19, 1975. |
| Do | Webster | Lehigh, town of | H 190310 010 | do | Clerk, Tawn Hall, Lehigh, Iowa 50557. | Do. |
| Do | Benton | Blairstown, city of. | H 190320 01 through H 190320 02 | do | Mayor, P.O. Box 236, Blairstown, Iowa 52531. | Do. |
| Do | Boone | Madrid, city of | H 190325 01 | do | Clerk, 301 South Water St., Madrid, Iowa 50156. | Do. |
| Do | Butler | Clarksville, city of. | H 190336 01 | do | Mayor, City Hall, Clarksville, Iowa 50619. | Do. |
| Do | Cass | Griswold, town of. | H 190316 01 | do | Clerk, P.O. Box 116, Griswold, Iowa 51535. | Do. |
| Do | Clay | Everly, town of | H 190356 01 | do | Mayor, Everly, Iowa 51338 | Do. |
| Do | Fayette | Maynard, city of | H 190377 01 | do | Mayor, Maynard, Iowa 50655 | Do. |
| Do | Greene | Paton, town of | H 190407 01 | do | Mayor, Paton, Iowa 50217 | Do. |
| Do | Howard | Elma, city | H 190416 01 | do | Mayor, P.O. Box 27, Elma, Iowa 50628 | Do. |
| Do | Warren | Lacona, city of | H 190752 01 | do | Mayor, City Hall, Lacona, Iowa 50139. | Do. |
| Do | Marshall | Liscomb, city of | H 190762 01 through H 190762 02 | do | Mayor, P.O. Box 98, Liscomb, Iowa 50148. | Do. |
| Do | Union | Lorimor, town of | H 190765 01 | do | Mayor, Town Hall, Lorimor, Iowa 50149. | Do. |
| Do | Humboldt and Kossuth. | Luverne, town of. | H 190768 01 through H 190768 02 | do | Mayor, Luverne, Iowa 50560 | Do. |
| Do | Monona | Moorehead, town of. | H 190783 01 | do | Mayor, Moorehead, Iowa 51558 | Do. |
| Do | Dickenson | Okoboji, town of. | H 190788 01 through H 190788 02 | do | Mayor, Okoboji, Iowa 51355 | Do. |
| Do | Marshall | Rhodes, town of | H 190795 01 | do | Mayor, City Hall, Rhodes, Iowa 50234. | Do. |
| Do | Polk | Runnells, town of. | H 190800 01 | do | Town Council, Town of Runnells, Runnells, Iowa 50237. | Do. |
| Kansas | Brown | Hamlin, city of | H 200029 01 | Division of Water Resources, State Board of Agriculture, Topeka, Kans. 66612.<br>Kansas Insurance Department, First Floor Statehouse, Topeka, Kans. 66612. | Mayor, Route 3, Hiawatha, Kans. 66434. | Do. |
| Do | Woodson | Toronto, city of | H 200367 01 | do | Mayor, City Hall, Toronto, Kans. 66777. | Do. |





| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Do | Morris | White City, city of | H 200377 01 | do | Mayor, City Hall, White City, Kans. 66872. | Do. |
| Do | Saline | Brookville, city of | H 200394 01 | do | Mayor, City Hall, Brookville, Kans. 67425. | Do. |
| Do | Morris | Dwight, city of | H 200406 01 | do | Mayor, City Hall, Dwight, Kans. 66849. | Do. |
| Do | Dickinson | Hope, city of | H 200424 01 | do | Mayor, City Hall, Hope, Kans. 67451. | Do. |
| Do | Elk | Longton, city of | H 200432 01 | do | Mayor, P.O. Box 174, Longton, Kans. 67352. | Do. |
| Do | Cherokee | Scammon, city of | H 200435 01 | do | Mayor, P.O. Box 161, Scammon, Kans. 66773. | Do. |
| Do | Sumner | South Haven, city of. | H 200459 01 | do | Mayor, c/o D. Hollingsworth, President of Council, South Haven, Kans. 67140. | Do. |
| Do | Cowley | Burden, city of | H 200473 01 | do | Mayor, Burden, Kans. 67019. | Do. |
| Do | Sumner | Caldwell, city of | H 200474 01 | do | Mayor, c/o D. B. Stallings, Caldwell, Kans. 67022. | Do. |
| Do | LaBette | Chetopa, city of | H 200480 01 | do | Mayor, P.O. Box 104, Chetopa, Kans. 67336. | Do. |
| Do | Sedgwick | Eastborough, city of. | H 200491 01 | do | Mayor, City Hall, Eastborough, Kans. No ZIP Code. | Do. |
| Do | Cheyenne | St. Francis, City of. | H 200524 01 | do | Mayor, City Office, St. Francis, Kans. 67756. | Do. |
| Do | Neosho | Saint Paul, city of | H 200526 01 | do | Mayor, City Hall, Saint Paul, Kans. 66771. | Do. |
| Do | Osage | Scranton, city of | H 200527 01 | do | Mayor, City Hall, Scranton, Kans. 66537. | Do. |
| Do | Ford | Spearville, city of | H 200531 01 | do | Councilman, City Hall, Spearville, Kans. 67876. | Do. |
| Do | Greeley | Tribune, city of | H 200535 01 | do | Mayor, P.O. Box 577, Tribune, Kans. 67879. | Do. |
| Do | LaBette | Oswego, city of | H 200545 01 | do | Mayor, 703 Fifth St., Oswego, Kans. 67356. | Do. |
| Do | Cherokee | Weir, city of | H 200557 01 | do | Mayor, 1 South Washington St., Weir, Kans. 66781. | Do. |
| Do | Butler | Whitewater, city of. | H 200559 01 | do | Mayor, City Hall, Whitewater, Kans. 67154. | Do. |
| Kentucky | Union | Sturgis, city of | H 210217A 01 | Division of Water, Kentucky Department of Natural Resources, Capitol Plaza Office Tower, Frankfort, Ky. 40601.<br>Kentucky Insurance Department, Old Capitol Annex, Frankfort, Ky. 40601. | Mayor, Box 98, Sturgis, Ky. 42458 | May 17, 1974. Sept. 19, 1975. |
| Louisiana | Livingston Parish. | Livingston, town of. | H 220118 01 | State Department of Public Works, P.O. Box 44155, Capitol Station, Baton Rouge, La. 70804.<br>Louisiana Insurance Department, Box 44214, Capitol Station, Baton Rouge, La. 70804. | Mayor, Town Hall, Livingston, La. 70754. | Sept. 19, 1975. |
| Do | Grant Parish | Montgomery, town of. | H 220256 01 | do | Clerk, P.O. Box 537, Montgomery, La. 71454. | Do. |
| Do | East Feliciana Parish. | Slaughter, town of. | H 220259 01 through H 220259 02 | do | Mayor, P.O. Box 8, Slaughter, La. 70777. | Do. |
| Do | Caddo Parish | Gilliam, village of. | H 220289 01 | do | Village President, Village of Gilliam, Gilliam, La. 71029. | Do. |
| Do | Natchitoches Parish. | Goldonna, village of. | H 220290 01 | do | Mayor, P.O. Box 261, Goldonna, La. 71031. | Do. |
| Do | Caddo Parish | Blanchard, village of. | H 220315 01 | do | Mayor, P.O. Box 406, Blanchard, La. 71009. | Do. |
| Do | Jackson Parish | Chatham, town of | H 220318 01 | do | Town Council, Town of Chatham, Chatham, La. 71226. | Do. |
| Do | DeSoto Parish | Mansfield, city of | H 220337 01 through H 220337 02 | do | Clerk, P.O. Box 773, Mansfield, La. 71052. | Do. |
| Michigan | Genesee | Mount Morris, township of. | H 260400 01 through H 260400 11 | Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48926.<br>Michigan Insurance Bureau, 111 North Mosmer St., Lansing, Mich. 48913. | Township Supervisor, 3036 West Coldwater Road, Mount Morris, Mich. 48458. | Do. |
| Do | Tuscola | Gilford, township of. | H 260525 01 through H 260525 12 | do | Township Supervisor, 6285 Hickey Rd., Township of Gilford, Fairgrove, Mich. 48733. | Do. |
| Do | Baraga | L'Anse, village of | H 260552 01 | do | Village President, 101 North Main St., L'Anse, Mich. 49946. | Do. |
| Do | Benzie | Elberta, village of | H 260553 01 | do | Village President, Village Hall, Elberta, Mich. 49628. | Do. |
| Do | Calhoun | Athens, village of | H 260558 01 | do | Village President, East Burr Oak St., Athens, Mich. 49011. | Do. |
| Do | do | Marengo, township of. | H 260563 01 through H 260563 11 | do | Township Supervisor, 19035—19 Mile Rd., Township of Marengo, Marshall, Mich. 49068. | Do. |
| Do | Gogebic | Wakefield, city of | H 260567 01 through H 260567 03 | do | Mayor, Sunday Lake St., Wakefield, Mich. 49968. | Do. |
| Do | Jackson | Summit, township of. | H 260575 01 through H 260575 11 | do | Township Supervisor, 2320 Frances St., Township of Summit, Jackson, Mich. 49203. | Do. |

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Do | Kalamazoo | Portage, city of | H 260577 01 through H 260577 10 | do | Mayor, 7800 Shaver Rd., Portage, Mich. 49081. | Do. |
| Do | Mecosta | Morley, village of | H 260585 01 | do | Village President, Cass Ave., Morley, Mich. 49336. | Do. |
| Do | St. Clair | Kimba, town of | H 260594 01 through H 260594 11 | do | Supervisor, 5118 Griswold Rd., Town of Kimball, Port Huron, Mich. 48060. | Do. |
| Do | Shiawassee | Byron, village of | H 260601 01 | do | Village President, Saginaw St., Byron, Mich. 48418. | Do. |
| Do | do | Corunna, city of | H 260602 01 through H 260602 02 | do | Mayor, 402 North Shiawassee St., Corunna, Mich. 48817. | Do. |
| Minnesota | Morrison | Lastrup, city of | H 270298A 01 | Division of Waters, Soils and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101. | Mayor, Lastrup, Minn. 56344 | Aug. 9, 1974. Sept. 19, 1975. |
| Missouri | St. Louis | Ballwin, city of | H 290328A 01 through H 290328 03 | Water Resources Board, P.O. Box 271, P.O. Box 271, Jefferson City, Mo. 65101. Division of Insurance, P.O. Box 690, Jefferson City, Mo. 65101. | Director of Public Works, 300 City Hall, Ballwin, Mo. 63011. | June 7, 1974. Sept. 19, 1975. |
| Do | do | Black Jack, city of | H 290336A 01 through H 290336A 02 | do | Director of Public Works, 4655 Parker Rd., Black Jack, Mo. 63033. | Aug. 16, 1974. Sept. 19, 1975. |
| Do | Platte | Dearborn, city of | H 290504 01 | do | Mayor, City Hall, Dearborn, Mo. 64439. | Do. |
| Do | Jasper | Purcell, city of | H 290539 01 | do | Mayor, City Hall, Purcell, Mo. 64857 | Do. |
| Do | Pettis | Houstonia, city of | H 290575 01 | do | Clerk, City Hall, Houstonia, Mo. 65333. | Do. |
| Do | Lafayette | Wellington, city of | H 290651 01 through H 290651 02 | do | Clerk, City Hall, Wellington, Mo. 64097. | Do. |
| Montana | Cascade | Belt, town of | H 300009A 01 | Montana Department of Natural Resources, and Conservation, Water Resources Division, Sam W. Mitchell Bldg., Helena, Mont. 59601. Montana Insurance Department, Captol Building, Helena, Mont. 59601. | City Attorney, P.O. Box 2269, Town of Belt, Great Falls, Mont. 59403. | Mar. 15, 1974. Sept. 19, 1975. |
| Do | Madison | Sheridan, town of | H 300126 01 | do | Mayor, Box 35, Sheridan, Mont. 59749 | Sept. 19, 1975. |
| Do | Jefferson | Boulder, town of | H 300035A 01 | do | Mayor, City Hall, Boulder, Mont. 59632. | Mar. 22, 1974. Sept. 19, 1975. |
| Nebraska | Saunders | Ashland, city of | H 310196A 01 | Nebraska Natural Resources, Commission, P.O. Box 94725, State House Station, Lincoln, Nebr. 68509. Nebraska Insurance Department, 1335 L. St., Lincoln, Nebr. 68509. | Mayor, City Hall, Ashland, Nebr. 68003. | May 17, 1974. Sept. 19, 1975. |
| Do | Frontier | Eustis, village of | H 310276 01 | do | Mayor, Village Hall, Eustis, Nebr. 69028. | Sept. 19, 1975. |
| Do | Dixon | Newcastle, village of. | H 310306 01 | do | Clerk, Village Hall, Newcastle, Nebr. 68757. | Do. |
| Do | Custer | Callaway, village of. | H 310355 01 | do | Councilman, Village Hall, Callaway, Nebr. 68825. | Do. |
| Do | Red Willow | Indianola, city of | H 310382 01 | do | Mayor, City Hall, Indianola, Nebr. 69034. | Do. |
| New Mexico | Colfox | Maxwell, village of. | H 350106 01 | State Engineer's Office, Bataan Memorial Bldg., Santa Fe, N. Mex. 87501. New Mexico Department of Insurance, P.O. Box 1269, Santa Fe, N. Mex. 87501. | Mayor, P.O. Box 315, Maxwell, N. Mex. 87728. | Do. |
| North Dakota | Ward | Ryder, city of | H 380201 01 | State Water Commission, State Office Bldg., 900 East Boulevard, Bismarck, N. Dak. 58501. North Dakota Insurance Department, State Capitol, Bismarck, N. Dak. 58501. | Mayor, City Hall, Ryder ,N. Dak. 58779. | Do. |
| Do | Renville | Mohall, city of | H 380241 01 | do | Mayor, City Hall, Mohall, N. Dak. 58761. | Do. |
| Oklahoma | Hughes | Calvin, town of | H 400269 01 | Oklahoma Water Resources Board, 2241 Northwest 40th St., Oklahoma City, Okla. 73112. Oklahoma Insurance Department, Room 408, Will Rogers Memorial Bldg., Oklahoma City, Okla. 73105. | Mayor, P.O. Box 134, Calvin, Okla. 74531. | Do. |
| Do | Dewey | Camargo, town of | H 400270 01 | do | Mayor, P.O. Box 45, Camargo, Okla. 73835. | Do. |
| Do | Logan | Langston, town of. | H 400297 01 | do | Mayor, P.O. Box 116, Langston, Okla. 73060. | Do. |
| Do | Washita | Rocky, town of | H 400325 01 | do | Clerk, P.O. Box 75, Rocky, Okla. 73661. | Do. |
| Do | LeFlore | Bokoshe, town of. | H 400350 01 | do | Mayor, Bokoshe, Okla. 74939 | Do. |
| Do | Alfalfa | Carmen, town of | H 400355 01 | do | Mayor, Town Hall, Carmen, Okla. 73726. | Do. |
| Do | Hughes | Dustin, town of | H 400371 01 | do | City Clerk, P.O. Box 177, Dustin, Okla. 74839. | Do. |





| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| South Dakota | Grant | Revillo, town of | H 460031 01 | South Dakota Planning Agency, State Capitol Bldg., Pierre, S. Dak. 57501. South Dakota Department of Insurance, Insurance Department, Pierre, S. Dak. 57501. | President, P.O. Box 72, Revillo, S. Dak. 57259. | Do. |
| Do | Hamlin | Lake Norden, town of. | H 460124 01 | do | Mayor, Lake Norden, S. Dak. 57248 | Do. |
| Do | Brule | Pukwana, town of. | H 460133 01 | do | President of Council, P.O. Box 7, Pukwana, S. Dak. 57370. | Do. |
| Do | Todd | Saint Francis, town of. | H 460138 01 | do | Chairman, P.O. Box 143, St. Francis, S. Dak. 57572. | Do. |
| Do | Lincoln | Tea, town of | H 460143 01 | do | President, Town Hall, Tea, S. Dak. 57064. | Do. |
| Do | Corson | McIntosh, city of | H 460195 01 | do | Mayor, City Hall, McIntosh, S. Dak. 57642. | Do. |
| Do | Hutchinson | Menno, city of | H 460199 01 | do | Mayor, City Hall, Menno, S. Dak. 57045. | Do. |
| Do | Jones | Murdo, city of | H 460208 01 | do | Mayor, City Hall, Murdo, S. Dak. 57559. | Do. |
| Texas | Bailey | Muleshoe, city of | H 480019A 01 through H 480019A 02 | Texas Water Development Board, P.O. Box 13087, Capitol Station, Austin, Tex. 78711. Texas Insurance Department, 1110 San Jacinto St., Austin, Tex. 78701. | Program Coordinator, 215 South First St., Muleshoe, Tex. 79347. | May 24, 1974. Sept. 19, 1975. |
| Do | Wichita | Burkburnett, city of. | H 480658A 01 through H 480658A 06 | do | City Engineer, City Hall, Burkburnett, Tex. 76354. | June 7, 1974. Sept. 19, 1975. |
| Do | Grayson | Pottsboro, town of. | H 480834 01 | do | Mayor, P.O. Box 357, Pottsboro, Tex. 75076. | Do. |
| Do | Wise | Alvord, town of | H 481052 01 | do | Mayor, P.O. Box 11, Alvord, Tex. 76225. | Do. |
| Do | Denton | Highland Village, city of. | H 481105 01 | do | City Administrator, P.O. Box 880, City of Highland Village, Lewisville, Tex. 75067. | Do. |
| Utah | Sevier | Sigurd, town of | H 490133 01 | Dept. of Natural Resources, Division of Water Resources, State Capitol Bldg., Rm. 435, Salt Lake City, UT 84114. Utah Insurance Dept., 115 State Capitol, Salt Lake City, UT 84114. | Town Council, Town of Sigurd, Sigurd, Utah 84657. | Do. |
| Do | Wasatch | Charleston, town of. | H 490165 01 | do | Town President, Rural Delivery, Town of Charleston, Heber City, Utah 84032. | Do. |
| Do | Daggett | Manila, town of | H 490202 01 | do | Town President, Town Hall, Manila, Utah 84046. | Do. |
| Do | Salt Lake | South Salt Lake, city of. | H 490219 01 through H 490219 02 | do | Mayor, 2500 South State St., Salt Lake City, Utah 84115. | Do. |
| Vermont | Rutland | Rutland, city of | H 500101A 01 through H 500101A 03 | Management and Engineering Division, Water Resources Department, State Office Bldg., Montpelier, Vt. 05602. Vermont Insurance Department, State Office Bldg., Montpelier, Vt. 05602. | Chairman, Rutland City Planning Commission, P.O. Box 69, Rutland, Vt. 05701. | Mar. 15, 1974. September 1975. |
| Washington | Snohomish | Gold Bar, town of | H 530285 01 | Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501. | Mayor, 501 Lewis St., Gold Bar, Wash. 98251. | Sept. 19, 1975. |
| Do | do | Woodway, town of | H 530308 01 | do | Clerk, 23020—113th Place West, Edmonds, Wash. 98020. | Do. |
| West Virginia | Jefferson | Charles Town, city of. | H 540066A 01 through H 540066A 02 | Office of Federal-State Relations, Division of Planning and Development, Capitol Bldg., Room 150, Charleston, W. Va. 25305. Insurance Commissioner, Building No. 3, Room 643, 1800 Washington St., Charleston, W. Va. 25305. | Mayor, City Hall, Charles Town, W. Va. 25414. | Feb. 1, 1974. |
| Wisconsin | Outagamie | Combined Locks, village of. | H 550301A 01 | Department of Natural Resources, P.O. Box 450, Madison, Wis. 53701. Wisconsin Insurance Department, 212 North Bassett St., Madison, Wis. 53701. | Village President, Combined Locks, Wis. 54113. | June 21, 1974. |
| Wyoming | Carbon | Rawlins, city of | H 560011A 01 through H 560011A 04 | Wyoming Disaster and Civil Defense Agency, P.O. Box 1709, Cheyenne, Wyo. 82001. Department of Insurance, State of Wyoming, State Office Bldg., Cheyenne, Wyo. 82001. | City Engineer, City Hall, Rawlins, Wyo. 82301. | May 24, 1974. Sept. 19, 1975. |
| Do | Big Horn | Cowley, town of | H 560059 01 | do | Mayor, P.O. Box 265, Cowley, Wyo. 82420. | Sept. 19, 1975. |
| Do | Natrona | Evansville, town of. | H 560071 01 | do | Clerk, P.O. Drawer 158, Evansville, Wyo. 82636. | Do. |
| Do | Niobrara | Lusk, town of | H 560074 01 | do | Planner, P.O. Box 385, Lusk, Wyo. 82225. | Do. |
| Do | Unitah | Lyman, town of | H 560075 01 | do | Mayor, P.O. Box 315, Lyman, Wyo. 82937. | Do. |
| Do | Crook | Moorcroft, town of. | H 560077 01 | do | Clerk, P.O. Box 96, Moorcroft, Wyo. 82721. | Do. |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408–410, Public Law 91–152, Dec. 24, 1969), 42 U.S.C. 4001–4127; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969).

Issued: July 28, 1975.

FRANCIS V. REILLY,
*Acting Federal Insurance Administrator.*

[FR Doc.75–20674 Filed 8–8–75;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF LABOR

### Office of Federal Contract Compliance

**[ 41 CFR Part 60–12 ]**

### AFFIRMATIVE ACTION PLAN FOR FEDERALLY INVOLVED CONSTRUCTION CONTRACTORS IN THE PHILADELPHIA AREA

**Extension of Comment Period**

On July 7, 1975, the Office of Federal Contract Compliance published a proposed affirmative action plan for the Philadelphia area construction industry. The proposed plan would establish affirmative action requirements applicable to all non-exempt Federal and Federally assisted construction contracts in the Philadelphia area including goals for minority manpower utilization.

Interested persons were invited to comment upon the proposal by submitting written data, views or arguments to the Department of Labor on or before August 6, 1975. That comment period will expire shortly, and many persons have submitted requests asking for an extension of the time to comment. In consideration of these requests, the comment period is hereby extended until September 8, 1975.

Interested persons may submit their comments to Mr. Philip J. Davis, Director, Office of Federal Contract Compliance, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N3402, Washington, D.C. 20210.

Signed at Washington, D.C. on this 5th day of August 1975.

ROBERT C. CHASE,
*Acting Assistant Secretary for Employment Standards.*

PHILIP J. DAVIS,
*Director, Office of Federal Contract Compliance.*

[FR Doc.65-20601 Filed 8-8-75;8:45 am]

**[ 41 CFR Part 60–14 ]**

### AFFIRMATIVE ACTION PLAN FOR FEDERALLY INVOLVED CONSTRUCTION CONTRACTORS IN THE CITY OF NEW YORK

**Extension of Comment Period**

On July 7, 1975, the Office of Federal Contract Compliance published a proposed affirmative action plan for the New York construction industry. The proposed plan would establish affirmative action requirements applicable to all non-exempt Federal and Federally assisted construction contracts in the City of New York including goals for minority manpower utilization.

Interested persons were invited to comment upon the proposal by submitting written data, views or arguments to the Department of Labor on or before August 6, 1975. That comment period will expire shortly and many persons have submitted requests asking for an extension of the time to comment. In consideration of these requests, the comment period is hereby extended until September 8, 1975.

Interested persons may submit their comments to Mr. Philip J. Davis, Director, Office of Federal Contract Compliance, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N3402, Washington, D.C. 20210.

Signed at Washington, D.C. on this 5th day of August 1975.

ROBERT C. CHASE,
*Acting Assistant Secretary for Employment Standards.*

PHILIP J. DAVIS,
*Director, Office of Federal Contract Compliance.*

[FR Doc.75-20600 Filed 8-8-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

**[ 21 CFR Part 431 ]**

[Docket No. 75N-0147]

### CERTIFICATION OF ANTIBIOTIC DRUGS

**Facsimile Transmission Service for Antibiotic Certificates**

The Food and Drug Administration (FDA) is proposing a service whereby automated equipment will be used for transmitting antibiotic certificates to manufacturers. This service, available on a voluntary basis, will permit participating manufacturers to receive copies of antibiotic certification and testing results promptly by telephone. A fee for supplying an advance copy of the Form 7 (request for certification or testing of an antibiotic batch) will be charged to the individual antibiotic manufacturer. Interested persons have until October 10, 1975, to submit comments.

Sections 507 and 512(n) of the Federal Food, Drug, and Cosmetic Act require the certification or release of batches of antibiotics manufactured for domestic distribution. The final release for distribution in interstate commerce of any certifiable antibiotic product must await the receipt of an approved Form 7 certificate from the FDA. At present, the certificates are mailed to the manufacturer.

The Pharmaceutical Manufacturers Association has expressed concern over delays that some manufacturers have encountered in receiving certificates by mail. They have suggested that the certificates be transmitted via facsimile machine reproduction through the telephone system.

The FDA has conducted a management study to evaluate the feasibility of providing such a service to those manufacturers who would be willing to pay the cost. Facsimile machines and ancillary equipment for the system were acquired and a pilot study was conducted. The results of the pilot study were highly satisfactory and demonstrated that the procedure is feasible.

The Form 7 has been revised to include a box whereby the applicant may indicate whether he wants the certificate transmitted by facsimile reproduction through the telephone system or by mail. The facsimile reproduction of the certificate or release will be considered authorization from the Commissioner to ship the product in interstate commerce. Only the certification portion (upper $\frac{2}{3}$) of the Form 7 is transmitted to ensure the security of the proprietary information contained in the remainder of the form. After transmission, the entire form will be mailed to the applicant in the usual manner.

The telephone calls for the facsimile reproduction will be placed as collect calls to the drug firms and a fee of $1.25 per certificate will be charged to cover expenses. The fee charge was developed after a study was conducted of the expenses involved.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 502, 507, 512(n), 52 Stat. 1050–1051 as amended, 59 Stat. 463, as amended, 82 Stat. 350–351 (21 U.S.C. 352, 357, 360b(n))) and under authority delegated to the Commissioner (21 CFR 5.1), it is proposed that Part 431 be amended in § 431.53 by redesignating paragraph (b)(3) as paragraph (b)(4) and adding a new paragraph (b)(3), as follows:

§ 431.53 Fees.

* * * * * *

(b) * * *

(3) For persons using facsimile transmission by telephone for receipt of antibiotic cerificates (Antibiotic Form 7, Request for check tests and assays or certification of a batch of antibiotic drug, prescribed by § 431.50 of this chapter), the fee is $1.25 per certificate.

(4) For persons using the certification services and whose manufacturing facilities are not located in the United States or the Commonwealth of Puerto Rico, such persons shall be required to deposit each year sufficient funds to cover costs encountered when their facilities are inspected pursuant to the provisions of section 704 of the act.





Interested persons may, on or before October 10, 1975, submit to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville Lane, Rockville, MD 20852, written comments regarding this proposal. Comments shall be filed in quintuplicate (except that individuals may submit single copies) and in accordance with the requirements of Part 2 (21 CFR Part 2) as published and discussed in detail in the FEDERAL REGISTER of May 27, 1975 (40 FR 22949), and shall be identified with the Hearing Clerk docket number found in brackets in the heading of this document. Received comments may be seen in the above office Monday through Friday, from 9 a.m. to 4 p.m., eastern standard or daylight saving time, whichever is effective at the time, except on Federal legal holidays.

Dated: August 5, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-20894 Filed 8-8-75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Office of Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Commissioner

**[ 24 CFR Part 203 ]**

[Docket No. R-75-346]

### EXISTING AND PROPOSED CONSTRUCTION

**Proposed Application Fee Charge**

Section 215 of the National Housing Act, 12 U.S.C. 1715f, authorizes the Secretary to charge an application fee determined by him to be reasonable.

Notice is hereby given that the Secretary proposes to amend Part 203, § 203.12 to increase the amount of application fee which shall be paid to this Department for processing mortgages from $40 to $50 for an application involving existing construction and from $50 to $65 for an application involving proposed construction.

An increase in the application fees is necessary to provide for increased costs since the present fees were established February 1, 1971. Since that time, direct costs for processing FHA applications have increased 30 percent, not including overhead and related actions such as subdivision processing, repair inspections, and travel. An increasing number of fee appraisers are being used by HUD–FHA and it has been necessary to increase the payment to fee appraisers to obtain qualified fee appraisers.

Interested persons are invited to participate in this proposed rulemaking by submitting written data, views and arguments with respect to this proposal. Communications should be identified by the above docket number and should be filed with the Rules Docket Clerk, Office of General Counsel, Room 10245, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C. 20410. All relevant material received on or before September 15, 1975, will be considered before adoption of the final rule. Copies of comments submitted will be available for public inspection during normal business hours at the above address.

In consideration of the foregoing, and pursuant to authority contained in section 215 of the National Housing Act, 12 U.S.C. 1715f, it is proposed to amend Chapter II of Title 24 of the Code of Federal Regulations by revising Part 203, § 203.12, paragraphs (a)(1)(i) and (a)(1)(ii) as follows:

§ 203.12 Application and commitment extension fees.

(a) *Application fee.* (1) *Amount of fee.* * * *

(i) $50 for an application involving existing construction.

(ii) $65 for an application involving proposed construction.

* * * * *

Issued at Washington, D.C., August 5, 1975.

DAVID M. DEWILDE,
*Acting Assistant Secretary-Commissioner for Housing Production and Mortgage Credit.*

[FR Doc.75-20896 Filed 8-8-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

**[ 46 CFR Chapter I ]**

[CGD 75-101]

### MARINE OCCUPATIONAL SAFETY AND HEALTH STANDARDS

**Advance Notice of Proposed Rulemaking**

The Coast Guard is considering amending Chapter I of Title 46, Code of Federal Regulations, by adding a new subchapter prescribing occupational safety and health standards for vessels and facilities, including deepwater ports, mobile offshore drilling units, artificial islands, and other fixed structures that are under Coast Guard jurisdiction.

This advance notice of proposed rulemaking is issued pursuant to the Coast Guard's policy concerning the early institution of rulemaking proceedings. An advance notice is issued when it is found that the consideration by the Coast Guard and reasonable outside inquiry do not identify a sufficient basis to select a tentative course of action, or alternate courses of action, or where it would be helpful to invite public participation in the identification and selection of a course or alternate courses of action. The subject matter of this notice involves a situation contemplated by that policy.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number (CGD 75–101), include the name and address of the person submitting the comment, give the reasons supporting any recommendations, and be addressed to: Commandant (G–CMC/82), U.S. Coast Guard, Washington, D.C. 20590. All communications received on or before December 9, 1975, will be considered by the Coast Guard before publishing a proposed rule. Copies of all written comments received, both before and after the closing date for comments, will be available for examination by interested persons in Room 8234, Department of Transportation, Nassif Building, 400 Seventh Street, SW., Washington, D.C. If it is determined to be in the public interest to proceed further and after consideration of the available data and comments received in response to this notice, a notice of proposed rulemaking will be issued.

The Coast Guard has extensive authority to regulate safety of life and property on vessels certificated by the Coast Guard, and on artificial islands and fixed structures erected on the subsoil and seabed of the Outer Continental Shelf. The authority is found in sections 375, 416, 390(b), 391, 391(a), and 404 of Title 46, U.S. Code, and section 1333 of Title 43, U.S. Code. The Coast Guard proposes to issue additional regulations prescribing occupational safety and health standards covering the work places and working conditions on all vessels and facilities under its jurisdiction. Vessels under Coast Guard jurisdiction include vessels required to be certificated by the Coast Guard, regardless of their geographic location, including mobile offshore and semi-submersible drilling units. Facilities include deepwater ports, artificial islands, and fixed structures located on the Outer Continental Shelf. The Coast Guard will continue to negotiate memoranda of understanding with other government agencies to eliminate possible conflicts of jurisdiction.

The Coast Guard proposes to regulate all working conditions and places on vessels and facilities under its jurisdiction if they are determined to be hazardous to employees, and if the Coast Guard determines that the hazards encountered can be reduced or eliminated by the promulgation of appropriate regulations. These regulations will not make determinations with respect to matters under the control of the Department of Labor within the scope of Pub. L. 85–742, 72 Stat. 835, which amends the Longshoremen's and Harbor Workers' Compensation Act, as amended (46 Stat. 1444, 33 U.S.C. 941). However, the proposed Coast Guard regulations will cover industrial operations, workmen and crew members on fixed structures on the Outer Continental Shelf and on certificated offshore mobile drilling units.

The Coast Guard proposes to remove all existing occupational safety regulations and place them, together with the new regulations developed as a result of this notice, in a new subchapter under Title 46, Code of Federal Regulations.

In developing new marine occupational safety and health standards, the Coast

Guard intends to consider all relevant existing safety data and standards; particularly those promulgated by the Department of Labor in 29 CFR Parts 1910, 1915, 1916, 1917, and 1918. Specific advice and recommendations are requested to identify:

1. Standards within the present vessel regulations which may be incorporated in the new subchapter;
2. Standards within the present vessel regulations which should not be moved;
3. Standards within the present vessel regulations which should appear in both;
4. Nonmarine industrial standards which may be adopted by the Coast Guard;
5. Marine industrial safety standards which may be adopted by the Coast Guard;
6. Standards adopted by the Department of Labor which may have significant application to working conditions on vessels;
7. Standards adopted by the Department of Labor which should be adopted by the Coast Guard without change;
8. Department of Labor standards which should be modified or revised for marine industry;
9. Department of Labor standards which should not be adopted by the Coast Guard for marine industry;
10. Standards not adopted by the Department of Labor which may be necessary or appropriate for marine industry;
11. The most serious safety and health problems existing in the marine industry;
12. The priorities which the Coast Guard should adopt in the promulgation of marine industrial standards.

The Coast Guard welcomes any additional relevant suggestions on matters which should be brought to its attention in the development and implementation of these proposed standards.

(14 U.S.C. 2; 88 Stat. 2137 (33 U.S.C. 1509); 67 Stat. 462 (43 U.S.C. 1333); 49 CFR 1.46(t), 1.46(b))

Dated: August 5, 1975.

W. M. BENKERT,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.*

[FR Doc.75-20924 Filed 8-8-75;8:45 am]

## Federal Aviation Administration

## [ 14 CFR Part 39 ]

[Docket No. 12060]

## AIRWORTHINESS DIRECTIVES

### Hawker Siddeley DH-104 and DH-114 Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring modification of the electrical system, an amendment to the operating instructions, and a preventive maintenance check to ensure detection of loss of generated electrical power on Hawker Siddeley DH-114 Heron airplanes was published in the FEDERAL REGISTER at 37 FR 14816. Although no objections were received, the FAA has reevaluated the basis for an airworthiness directive and determined that the condition which gave rise to the proposal continues likely to exist or develop in other airplanes of the same type design. In addition, after issuing the notice, the Agency determined that the same condition is likely to exist or develop in Hawker Siddeley DH-104 "Dove" airplanes. However, upon further consideration, with respect to both airplanes, the FAA believes that a revised compliance time is appropriate, that certain approvals provided for in the original notice are not applicable and that reference to manufacturer's service bulletins should be updated or made current. Therefore, the notice issued July 25, 1972, at 37 FR 14816 is being superseded by this notice that applies to Hawker Siddeley DH-104, "Dove" and DH-114 "Heron" airplanes.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before September 10, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

HAWKER SIDDELEY AVIATION LTD. Applies to DH-104 "Dove" and DH-114 "Heron" airplanes.

Compliance is required within the next 500 hours' time in service after the effective date of this AD unless already accomplished.

To prevent the possibility that a loss of generated electrical power would be undetected by the flight crew, accomplish the following:

(a) Alter the electrical system to incorporate a bus bar low voltage sensing unit, a bus bar low voltage warning light, and an essential service switch, designed and installed in accordance with paragraphs 5. and 6. of Hawker Siddeley Aviation Ltd., Technical News Sheet, Series: Heron (114), No. N.6., Issue 3 (for DH-114 "Heron") and CT104, No. 227, Issue 3 (for DH-104 "Dove"), both dated July 23, 1972, as amended to November 20, 1972, or FAA-approved equivalent of either.

(b) Amend the "Normal and Emergency Procedures", Part B, of the "Operating Procedures" section, section II, of the Applicable Airplane Flight Manual by adding the electrical system operation information contained in paragraphs 7. and 8., and Figure 1 of the applicable Technical News Sheet, referred to in paragraph (a) of this AD, or an FAA-approved equivalent.

(c) Check the condition of the electrical distribution and generator system in accordance with paragraph 6. of the applicable Technical News Sheet, referred to in paragraph (a) of this AD, or an FAA-approved equivalent, and repair, as necessary. The checks required by this paragraph may be performed by persons authorized to perform preventive maintenance under FAR 43.

This notice of proposed rule making supersedes the notice of proposed rule making published in the FEDERAL REGISTER July 25, 1972, at 37 FR 14816.

Issued in Washington, D.C., on August 5, 1975.

R. P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75-20804 Filed 8-8-75;8:45 am]

## Federal Railroad Administration

## [ 49 CFR Part 220 ]

[Docket No. RSOR-5, Notice No. 1]

## RADIO STANDARDS AND PROCEDURES

### Proposed Rulemaking

The Federal Railroad Administration (FRA) is considering issuance of a new Part 220, Radio Standards and Procedures, to prescribe mandatory standards and procedures governing the use of radio communications in connection with the conduct of railroad operations. The purpose of the proposed amendment is to assure that radio communications are used in a manner which enhances the safety of railroad operations. The proposed amendment would in no way affect Federal Communications Commission Regulations governing the Railroad Radio Service (49 CFR Part 93).

In recent years, FRA has become increasingly concerned about the hazards inherent in inadequate procedures for the use of radio in connection with railroad operations. This concern is also shared by the National Transportation Safety Board (NTSB) as is evidenced by its Safety Recommendation R-72-9. In this recommendation, NTSB recommended that FRA:

issue as soon as possible regulations to provide for the use of radio in railroad operations. These regulations should include the traditional safeguards found in existing railroad operating rules where they apply to train movements. It is further recommended that, in drafting such regulations, consideration be given to the principles for radio used by military and civilian authorities.

The NTSB reiterated this recommendation in its railroad accident reports concerning the collision of Penn Central Freight Train OV-8 with an open draw bridge at Cleveland, Ohio, on May 8, 1974, and the collision of St. Louis-San Francisco Railway Trains 3210 and 3211, at Mustang, Oklahoma, on September 1, 1974 (Report Numbers NTSB-RAR-75-3 and NTSB-RAR-75-6).

FRA believes the radio standards and procedures proposed in this notice will implement the NTSB recommendation and that their adoption and enforcement will enhance safety as well as operating efficiency. FRA was assisted in the development of these standards and procedures by the advice of the Railroad Operating Rules Advisory Committee. The expertise of this Committee was of invaluable assistance to this effort. The Advisory Committee approved the text of the Radio Standards and Procedures proposed in this notice and recommended that FRA issue a notice of proposed rulemaking proposing their adoption.

FRA proposes to establish a new Part 220—Radio Standards and Procedures. This part would consist of three subparts: Subpart A—General; Subpart B—Radio Procedures; and Subpart C—Train Orders.

Proposed new Subpart B contains mandatory standards and procedures governing the use of radio communication in connection with railroad operations.

Proposed new Subpart C prescribes the procedures which must be followed when train orders are transmitted by radio.

The proposed radio standards and procedures would apply to railroads that operate on standard gage track of the general railroad system of transportation. They would not apply, however, to railroads which operate exclusively inside mining, manufacturing and other nonrailroad installations nor would they apply to rapid transit railroads which operate only on track used exclusively for rapid transit, commuter or other short-haul passenger service in a metropolitan or suburban area. These exclusions are not to be construed to mean that these railroads are not subject to safety regulation under the Federal Railroad Safety Act of 1970 (45 U.S.C. 421 et seq.); they merely reflect FRA's belief that it is not necessary to make these railroads subject to the proposed standards and procedures.

Interested persons are invited to participate in the making of these standards by submitting written data, views, or comments. Communications should identify the regulatory docket number, and should be submitted in triplicate to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, 400 Seventh Street, SW., Washington, D.C. 20590. Communications received before September 24, 1975, will be considered before final action is taken on the proposed rules. All comments received will be available for examination by interested persons at any time during regular working hours in Room 5101, Nassif Building, 400 Seventh Street, SW., Washington, D.C. 20590.

The proposals contained in this notice may be changed in light of the comments received.

In addition, the FRA will conduct a public hearing on September 25, 1975 in Room 5332-34, 400 Seventh Street, SW., Washington, D.C. at 10 a.m. The hearing will be informal, and not a judicial or evidentiary hearing. There will be no cross-examination of persons making statements. A staff member of the FRA will make an opening statement outlining the matter set for hearing. Interested persons will then have the opportunity to present their oral statements. At the completion of all initial oral statements, those persons who wish to make rebuttal statements will be given the opportunity to do so in the same order in which they made their initial statements. Additional procedures for conducting the hearing will be announced at the hearing.

Interested persons may present oral or written statements at the hearing. All statements will be made a part of the record of the hearing and be a matter of public record. Any person who wishes to make an oral statement at the hearing should notify the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, 400 Seventh Street, SW., Washington, D.C. 20590 before September 24, 1975, stating the amount of time required for the initial statement.

In consideration of the foregoing, it is proposed to amend Chapter II of Title 49 of the Code of Federal Regulations by adding a new Part 220 as set forth below.

Issued in Washington, D.C. on August 4, 1975.

ASAPH H. HALL,
*Deputy Administrator.*

## PART 220—RADIO STANDARDS AND PROCEDURES

### Subpart A—General

Sec.
220.1 Scope.
220.3 Application.
220.5 Definitions.
220.7 Penalty.

### Subpart B—Radio Procedures

220.21 Railroad operating rules; radio communications.
220.23 Publication of radio information.
220.25 Instruction of employees.
220.27 Identification.
220.29 Statement of letters and numbers.
220.31 Initiating a transmission.
220.33 Receiving a transmission.
220.35 Ending a transmission.
220.37 Voice test.
220.39 Continuous monitoring.
220.41 Notification on failure of train radio.
220.43 Communication consistent with rules.
220.45 Communication must be complete.
220.47 Emergencies.
220.49 Yard movements, switching, backing.
220.51 Signal indications.

### Subpart C—Train Orders

220.61 Transmission of train orders by radio.

AUTHORITY: Sec. 202 and 209, 84 Stat. 971, 975 (45 U.S.C. 431, 438), and § 1.49(n) of the regulations of the Office of the Secretary of Transportation, 49 CFR 1.49(n).

### Subpart A—General

#### § 220.1 Scope.

This part prescribes minimum requirements governing the use of radio communications in connection with railroad operations. So long as these minimum requirements are met, railroads may adopt additional or more stringent requirements.

#### § 220.3 Application.

(a) Except as provided in paragraph (b) of this section, this part applies to railroads that operate trains or other rolling equipment on standard gage track which is part of the general railroad system of transportation.

(b) This part does not apply to:

(1) A railroad that operates only on track inside an installation which is not part of the general railroad system of transportation; or

(2) A rapid transit railroad that operates only on track used exclusively for rapid transit, commuter, or other short-haul passenger service in a metropolitan or suburban area.

#### § 220.5 Definitions.

As used in this part, the term:

(a) "Employee" means any person who is authorized by a railroad to use its radio facilities in connection with railroad operations.

(b) "Railroad operation" means any movement of a train, engine, on-track equipment, or track motor car, single or in combination with other equipment, on the track of a railroad.

(c) "Train Order" means mandatory directives for the conduct of a railroad operation which, under the railroad's operating rules, must be conveyed in a written form.

#### § 220.7 Penalty.

Each railroad to which this part applies that violates any requirement prescribed in this part is liable to a civil penalty of at least $250 but no more than $2500.

### Subpart B—Radio Procedures

#### § 220.21 Railroad operating rules; radio communications.

(a) After (effective date), the operating rules of each railroad with respect to radio communications shall conform with the requirements of this part.

(b) Before (90 days after effective date) or 30 days before it commences to use radio communications in connection with railroad operations, whichever is later, each railroad shall file with the Federal Railroad Administrator, Washington, D.C. 20590, one copy of its operating rules with respect to radio communications. Each amendment to these rules shall be filed with the Federal Railroad Administrator within 30 days after it is issued.

#### § 220.23 Publication of radio information.

Each railroad shall designate its territory where radio base stations are installed, where wayside stations may be contacted, and designate appropriate radio channels by publishing them in a timetable or special instruction. The publication shall indicate the periods during which base and wayside radio stations are attended or in operation.

#### § 220.25 Instruction of employees.

Each employee who is authorized to use a radio in connection with a railroad operation, shall be:

(a) Provided with a copy of the railroad's operating rules governing the use of radio communication in a railroad operation.

(b) Instructed in the proper use of radio communication as part of the program of instruction prescribed in § 217.11 of this chapter.

**§ 220.27 Identification.**

(a) Except as provided in paragraph (c) of this section, the identification of each wayside, base or yard station shall include at least the following minimum elements, stated in the order listed:

(1) Name of railroad. An abbreviated name or initial letters of the railroad may be used where the name or initials are in general usage and are understood in the railroad industry;

(2) Name of office or other unique designation of the station; and

(3) Location of the station.

(b) Except as provided in paragraph (c) of this section, the identification of each mobile station shall consist of the following elements, stated in the order listed:

(1) Name of the railroad. An abbreviated name or initial letters of the railroad may be used where the name or initial letters are in general usage and are understood in the railroad industry;

(2) Train name (number), if one has been assigned, or other appropriate unit designation; and

(3) The word "engine", "caboose", "motorcar", "pakset" or other word which indicates to the listener the precise mobile transmitting station, unless identical to the requirement of paragraph (b) (2) of this section.

(c) If positive identification is achieved in connection with switching, classification, and similar operations wholly within a yard, fixed and mobile units may use short identification after the initial transmission and acknowledgement consistent with applicable Federal Communication Commission regulations governing "Station Identification".

**§ 220.29 Statement of letters and numbers.**

(a) A phonetic alphabet shall be used to pronounce any letter used as an initial, except initial letters of railroads. See Appendix A, this part, for the recommended phonetic alphabet.

(b) A word which needs to be spelled for precision or clarity shall first be pronounced, and the word shall then be spelled. If necessary, the word shall be spelled again, using a phonetic alphabet.

(c) Numbers shall be spoken by digit, except that exact multiples of hundreds and thousands may be stated as such. A decimal point shall be indicated by the word "decimal". (See Appendix B to this part, for a recommended guide to the pronunciation of numbers.)

**§ 220.31 Initiating a transmission.**

Before transmitting by radio, an employee shall:

(a) Listen to insure that the channel on which he intends to transmit is not already in use;

(b) Identify his station in accordance with the requirements of § 220.27; and

(c) Verify that he has made radio contact with the person or station with whom he intends to communicate by listening for an acknowledgement. If the station acknowledging his transmission fails to identify itself properly, the employee shall require a proper identification before proceeding with the transmission.

**§ 220.33 Receiving a transmission.**

(a) Upon receiving a radio call from another station, an employee shall promptly acknowledge the call, identifying his station in accordance with the requirements of § 220.27 and stand by to receive. An employee need not attend the radio, however, if this would interfere with other immediate duties relating to the safety of railroad operations.

(b) An employee shall acknowledge receipt of all transmissions directed to him or his station.

(c) An employee who receives a transmission shall repeat it to the transmitting party unless the communication:

(1) Relates to yard switching operations;

(2) Is a recorded message from an automatic alarm device; or

(3) Is general in nature and does not contain any information, instruction or advice which could affect the safety of a railroad operation.

**§ 220.35 Ending a transmission.**

(a) At the close of each transmission to which a response is expected, the transmitting employee shall say "over" to indicate to the receiving employee that the transmission is ended.

(b) At the close of each transmission to which no response is expected, the transmitting employee shall state his identification followed by the word "out" to indicate to the receiving employee that the exchange of transmissions is complete.

**§ 220.37 Voice test.**

(a) Each radio which is used in connection with a railroad operation outside yard limits shall be tested at the point where the train is originally made up. At least once during each tour of duty, the engineer and conductor shall be responsible for the testing of the radio to verify that the radio is operating properly on the engine and caboose. The tests shall consist of an exchange of voice transmissions with another station. The other station shall advise the station conducting the test of the quality and readability of its transmission.

(b) Any radio found not to be functioning properly shall be removed from service until it has been repaired.

(c) When a radio is removed from service, each crew member of the train and the train dispatcher or other employee designated by the railroad shall be so notified.

**§ 220.39 Continuous monitoring.**

Engine and caboose radios must be turned on to the appropriate channel as designated in § 220.23 with the volume adjusted to receive communications while the engine or caboose is manned.

**§ 220.41 Notification on failure of train radio.**

The failure of an engine or caboose radio en route shall be reported as soon as practicable to the train dispatcher or other employee designated by the railroad by any alternate means of communication available.

**§ 220.43 Communication consistent with rules.**

Radio communication may not be used in connection with a railroad operation in a manner which conflicts with the requirements of this Part 220 or the railroad's operating rules.

**§ 220.45 Communication must be complete.**

Any radio communication which is not fully understood or completed in accordance with the requirements of Part 220 and the operating rules of the railroad, shall not be acted upon and shall be treated as though not sent.

**§ 220.47 Emergencies.**

(a) An emergency transmission shall be preceded by the word "emergency", repeated three times. An emergency transmission shall have priority over all other transmissions and the frequency or channel shall be kept clear of non-emergency traffic for the duration of the emergency transmission.

(b) Emergency transmissions shall be used to report derailments, collisions, storms, wash-outs, fires, obstructions to tracks, and other hazardous conditions which could result in death or injury, damage to property or serious disruption of railroad operations. Emergency transmissions shall describe as completely as possible the nature, degree and location of the hazard.

**§ 220.49 Yard movements, switching, backing.**

When radio communication is used in lieu of hand signals in connection with the switching, backing or pushing of a train, engine, or car, the employee directing the movement shall give complete instructions or keep in continuous radio contact with the employees receiving the instructions. When backing or pushing a train, engine or cars, the distance of the movement must be specified, and the movement must stop in one-half the remaining distance unless additional instructions are received. If the instructions are not understood or continuous radio contact is not maintained, the movement shall be stopped immediately and may not be resumed until the misunderstanding has been resolved, radio contact has been restored, or communication has been achieved by hand signals or other procedures in accordance with the operating rules of the railroad.

**§ 220.51 Signal indications.**

(a) No information may be given by radio to a train or engine crew about the position or aspect displayed by a fixed signal. However, radio may be used by a train crew member to communicate information about the position or aspect displayed by a fixed signal to other members of the same crew.

(b) Except as provided in the railroad's operating rules, radio communication may not be used to convey instructions which would have the effect of overriding the indication of a fixed signal in automatic block territory.





**Subpart C—Train Orders**

**§ 220.61 Transmission of train orders by radio.**

(a) Train orders may be transmitted by radio only when authorized by railroad's operating rules and must be transmitted in accordance with the railroad's operating rules and the requirements of this Part 220.

(b) The procedures for transmission of train orders by radio are as follows:

(1) The dispatcher or operator shall call the addressees of the train order and state his intention to transmit the train order.

(2) Before the train order is transmitted, the employee to receive and copy the train order shall state his name, identification or call sign, location, and that he is prepared to receive a train order. Train orders may not be received and copied by an employee operating the controls on an engine of a moving train. Train orders may not be transmitted to the crew of a moving train when, in the judgment of either the conductor, the engineer, or the train dispatcher, the train order cannot be received and copied without impairing the safe operation of their train.

(3) Train orders received by radio shall be copied in accordance with the railroad's operating rules.

(4) After the train order has been received and copied, it shall be repeated in accordance with the railroad's operating rules. After verifying the accuracy of the "repeat" train order, the dispatcher shall then issue "complete", and state the time and the initials of the employee designated by the railroads.

(5) Before a train order is acted upon, both the conductor and engineer must have a written copy of the train order and make certain that the train order is read and understood by other members of the crew.

(6) A train order which is not "complete" and does not comply with the requirements of the railroad's operating rules, may not be acted upon and must be treated as though not sent. Information contained in train orders may not be acted upon by other than those to whom the train orders are addressed.

APPENDIX A—RECOMMENDED PHONETIC ALPHABET

| | | | |
|---|---|---|---|
| A | ALFA | N | NOVEMBER |
| B | BRAVO | O | OSCAR |
| C | CHARLIE | P | PAPA |
| D | DELTA | Q | QUEBEC |
| E | ECHO | R | ROMEO |
| F | FOXTROT | S | SIERRA |
| G | GOLF | T | TANGO |
| H | HOTEL | U | UNIFORM |
| I | INDIA | V | VICTOR |
| J | JULIET | W | WHISKEY |
| K | KILO | X | XRAY |
| L | LIMA | Y | YANKEE |
| M | MIKE | Z | ZULU |

The letter ZULU should be written as "Z" to distinguish it from the numeral "2."

APPENDIX B—RECOMMENDED PRONUNCIATION OF NUMERALS

To distinguish numbers from similar sounding words, the word "figures" should be used preceding such numbers. Numbers should be pronounced as follows:

| Number: | Spoken |
|---|---|
| 0 | ZERO |
| 1 | WUN |
| 2 | TOO |
| 3 | THUH-REE |
| 4 | FO-WER |
| 5 | FI-YIV |
| 6 | SIX |
| 7 | SEVEN |
| 8 | ATE |
| 9 | NINER |

(The figure ZERO should be written as "0" to distinguish it from the letter "O". The figure ONE should be underlined to distinguish it from the letter "I". When railroad rules require that numbers be spelled, these principles do not apply.)

The following examples illustrate the recommended pronunciation of numerals:

| Number: | Spoken |
|---|---|
| 44 | FO-WER FO-WER |
| 500 | FI-YIV HUNDRED |
| 1000 | WUN THOUSAND |
| 16000 | WUN SIX THOUSAND |
| 14899 | WUN FO-WER ATE NINER NINER |
| 20.3 | TOO ZERO DECIMAL THUR-REE |

[FR Doc.75-20857 Filed 8-8-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Part 1 ]**

[DOCKET NO. 20522]

**GENERAL TELEPHONE AND ELECTRONICS CORP. ET AL.**

**Annual Report Forms**

In the Matter of amendment of Annual Report Form M for telephone companies, Form O for wire-telegraph and ocean-cable carriers, Form R for radiotelegraph carriers, and Form H for holding companies to provide for more comprehensive information on corporate ownership.

By the Chief, Common Carrier Bureau: 1. The Commission has received a motion dated July 25, 1975 from General Telephone & Electronics Corporation and its subsidiary domestic telephone operating companies (GTE) requesting an extension from July 28, 1975 to November 26, 1975 in which to submit comments concerning the notice of proposed rule making on corporate ownership information.

2. GTE states that it supports AT&T in its request of July 22, 1975 for an extension of time within which to file comments in this docket.[1] Further GTE indicates that it is in the process of obtaining information of the type discussed by AT&T and believes that more meaningful comments could be submitted if more time were afforded to prepare such comments.

[1] The American Telephone and Telegraph Company and the associated Bell System operating companies on July 22, 1975 requested the Commission to extend the time for filing comments in this Docket to November 26, 1975.

3. In an Order adopted July 24, 1975, the Chief, Common Carrier Bureau states that it appears it is in the public interest to allow additional time for comments. Further the Order indicates that an extension of time to September 1975 rather than to November 26, 1975, as requested by AT&T, would be more appropriate in order not to unduly delay action in this proceeding. Further, the Order states that we believe in granting that extension sufficient time has been made available to all interested persons within which to file their comments.

4. Accordingly, It is ordered, Pursuant to authority delegated by § 0.303(c) of the Commission's rules, that the request of GTE for an extension of time from July 28, 1975 to November 26, 1975 within which to file comments in the above captioned proceeding is hereby denied to the extent that it extends beyond September 29, 1975, the date granted by Order adopted July 24, 1975, pursuant to the motion of AT&T.

5. It is further ordered, That the time for filing comments is September 29, 1975 and the time for filing reply comments is October 14, 1975, as provided in the Order adopted July 24, 1975. We urge all interested persons to take appropriate steps to file their comments within the time periods established in this proceeding.

Adopted: July 29, 1975.

Released: July 30, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
WALTER R. HINCHMAN,
*Chief, Common Carrier Bureau.*

[FR Doc.75-20872 Filed 8-8-75;8:45 am]

**[ 47 CFR Part 61 ]**

[FCC 75-894; Docket No. 19660, RM-690]

**INTERNATIONAL RECORD CARRIERS' SCOPE OF OPERATIONS IN THE CONTINENTAL UNITED STATES**

**Inquiry and Proposed Rulemaking**

By the Commission: Commissioner Robinson issuing a separate statement.

1. Notice is hereby given of further inquiry and proposed rule making looking toward the authorization of new gateway cities for international record carriers.

2. By Notice of Inquiry and Proposed Rule Making in Docket No. 19660, 38 FCC 2d 541 (1972), we instituted an inquiry and rule making on various questions concerning the relationship between the international record carriers (IRCs) and The Western Union Telegraph Company (WU). The proceeding was prompted by a series of applications, tariff revisions and other filings which seemed interrelated. We have already disposed of the aspect concerned with WU's landline haul charges, FCC 75-723, adopted June 18, 1975, and are treating separately the question of revision to the international formula prescribed under Section 222 of the Act. Moreover, we are concurrently issuing a Memorandum Opinion and Order (FCC 75-893), which addresses the question of access by the presently-excluded IRCs to existing

gateways. This Notice has to do with the question whether the public interest, convenience and necessity would be served by authorization of new gateways pursuant to Section 222 of the Act.

3. We have pending applications by ITT World Communications, Inc., (File No. T–C–2433), RCA Global Communications, Inc., (File No. T–C–2449), Western Union International, Inc., (File No. I–T–C–2617), and TRT Telecommunications Corp., (File No. I–T–C–2498–2), which in combination seek authorization of the following cities as new gateway points:

| | |
|---|---|
| Memphis, Tenn. | Milwaukee, Wis. |
| Atlanta, Ga. | Detroit, Mich. |
| Los Angeles, Calif. | Houston, Tex. |
| Chicago, Ill. | St. Louis, Mo. |
| Philadelphia, Pa. | Newark, N.J. |
| Cleveland, Ohio. | Stamford, Conn. |
| Dallas, Tex. | Hicksville, N.Y. |
| Boston, Mass. | Cincinnati, Ohio. |
| Seattle, Wash. | Baltimore, Md. |
| Minneapolis, Minn. | Denver, Colo. |
| Pittsburgh, Pa. | |

These applications and the opposition pleadings thereto are described in our concurrent Memorandum Opinion and Order (FCC 75–893), on access to existing gateways. Rather than repeating such description here, we incorporate that Memorandum Opinion and Order.[1]

4. It is our view that the public interest would be served by authorizing some new gateway cities under section 222 of the Act. Since the existing gateways were approved some 30 or more years ago, there have been significant changes in the operations of the IRCs and technological advances in the provision of communications service which may have rendered obsolete a gateway framework suitable to another era. When the existing gateways were authorized public message telegraph service was the principal service of the IRCs. Today, the bulk of their services consists of telex, leased channel, and video program transmission. New international cables have been authorized, and the 1960's saw the advent of international services via communications satellites, with earth stations located far from the traditional gateways. Computer technology, which has had a significant impact on communications in general, has also affected the services and operations of the IRCs.

5. In addition to these developments there have also been changes in the need for the IRCs to rely on WU. When section 222 was enacted in 1943 to permit WU to merge with Postal Telegraph Cable Company, and thereby achieve a de facto monopoly in the provision of domestic telegraph service, the IRCs had to rely on WU for most of the pickup and delivery of public telegraph messages outside their gateways. It would have been impracticable for them to duplicate the extensive facilities WU then had for message telegraph service; or even the curtailed public message facilities that WU maintains today. However, in the case of their current offerings of leased-channel service and video program transmission, the IRCs have other domestic carriers available (AT&T, the specialized and miscellaneous common carriers) for pickup and delivery of communications to many points in the hinterland. Also, there would appear to be no reason why the IRCs could not pick up and deliver some of their international record communications. Some of the provisions of section 222, e.g., the international formula and the requirement for WU to divest international telegraph operations "theretofore carried on," are geared to WU's monopoly position in the provision of domestic telegraph service. While these provisions are strict requirements, section 222(a)(5) makes the approval of gateways a matter of Commission discretion. That section, which permits the IRCs to accept and deliver international telegraph messages in the cities which constitute gateways approved by the Commission, does not by its terms preclude the Commission from authorizing new gateways for public message telegraph service, in addition to those gateways then authorized, as the public interest requires. Even more clearly, the statute does not preclude authorization of new gateways for other services of the IRCs.

6. Notwithstanding the foregoing, we are concerned that the authorization of new gateways should not have a substantial, adverse impact on WU's basic services to the public, and its charges therefor. With respect to TWX and domestic telex, we solicit the views of interested persons as to whether the public interest would be better served by maintaining the status of WU or authorizing hinterland gateways to the IRCs for the purpose of pickup and delivery of their international telex service. For message telegraph service, our present inclination is to approve hinterland pickup and delivery by the IRCs, where practicable, while recognizing that there will be continued need to rely on WU in a great many instances. While WU is the sole carrier authorized to provide domestic telex, TWX and message telegraph service, it has increasingly engaged also in competitive private line services. Insofar as WU's private line services are concerned, it is in no different position from that of any other specialized common carrier and enjoys no umbrella protection. Thus, for hinterland pickup and delivery of leased-channel services by the IRCs, we presently see no public interest bar, but invite comments also on this question.[2]

7. In short, we are aware that the policy we are here proposing will have some economic effect on WU. In view of the substantial public interest considerations in favor of authorizing new gateways to the IRCs, the effect on WU must be measured in terms of apparent adverse impact on its basic services to the public if it is to weigh in our consideration of the relevant public interest factors. We expect that WU will take responsibility for calling to our attention all pertinent circumstances affecting it and its services to the public; and that it will support all assertions it makes in this regard with sufficient data to permit our determination as to the overall public interest. We expect also that the IRCs in their comments will address, with support, the question of substantial, adverse impact on WU public services.

8. We have previously, in approving the transfer of Bartlett earth station from the Communications Satellite Corporation to RCA, FCC 73–1322, and in authorizing terrestrial domestic facilities to United States Transmission Systems, Inc., a subsidiary of International Telephone and Telegraph Corporation, 48 FCC 2d 859, conditioned our authorizations upon a requirement that such facilities not be used to expand the gateways of the IRCs. It logically follows from the policy we are here proposing with respect to the authorization of new gateways, that these restrictions would be lifted. Thus, interested persons are requested to address this aspect also. We will also consider in this further proceeding the IRC's proposal for expansion of the geographic limits of existing gateways, as well as the appropriate boundaries for any new gateways.

9. Accordingly, interested persons are invited to submit comments on the foregoing on or before October 17, 1975 and reply comments on or before November 14, 1975. An original and 14 copies of all pleadings submitted in response to this notice shall be filed with the Commission. In addition to the comments invited by this Notice, the Commission may consider any other relevant material properly before it. The subject applications and pleadings submitted in response to this Notice will be available for public inspection in Room 539 of the Commission's offices at 1919 M Street, N.W., Washington, D.C.

Adopted: July 24, 1975.

Released: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20862 Filed 8-8-75;8:45 am]

[1] We also have pending facilities applications by Radiocall, Inc., (File No. 2209–C 4–P–72 and 2164–C 4–P–72) for proposed record services between Los Angeles and Honolulu. To the extent that these applications depend on approval of Los Angeles as a new gateway, we propose to resolve that question here, but not to treat the merits of the applications.

[2] *Cf.* RCA Global Communications, Inc. *et al.* 42 FCC 2d 774, 779–781 (1973); American Satellite Corp., 43 FCC 2d 348, 353–355 (1973).

[1] See attached statement of Commissioner Robinson. Filed as part of the original document.

## [ 47 CFR Part 73 ]

[Docket No. 20566 RM–2479]

## TABLE OF ASSIGNMENTS

### FM Broadcast Stations, (Eugene and Grants Pass, Oreg.)

1. *Petitioner, proposal, and comments.* (a) Notice of Proposed Rule Making is given concerning amendment of the FM Table of Assignments (§ 73.202(b) of the Commission's rules and regulations) as concerns Eugene and Grants Pass, Oregon.

(b) A petition for rule making was filed on behalf of MATTCO, Inc. ("MATTCO"), proposing that unoccupied (and, at present, unapplied for) Channel 260 be deleted from Grants Pass, Oregon, and assigned to Eugene, Oregon, as a fifth FM channel assignment to the community. In lieu of the deletion, the petitioner proposes the substitution of Channel 262 at Grants Pass. Public Notice of the filing of the petition was issued on November 29, 1974 (Report No. 931). In its petition, MATTCO sought to justify its request for the assignment by citing what it described as Eugene's "phenomenal growth rate," and asserting that the 1975 population of Eugene would either equal or exceed 100,000. Noting previously announced Commission policy regarding population criteria for assignments,[1] MATTCO urged that Eugene is entitled to a fifth FM channel assignment.

(c) On January 30, 1975, an "Opposition to Petition for Rule Making" was filed on behalf of Pacific Northwest Broadcasting Corporation ("PNW"), licensee of radio stations KPNW and KPNW–FM, Eugene. PNW urged summary denial of MATTCO's petition on the grounds that the Eugene market was "over-radioed" and could not support a thirteenth commercial radio station, that MATTCO had grossly exaggerated Eugene's growth rate, and that the proposed channel assignment, if adopted, would amount to an inefficient use of the radio spectrum, resulting in the creation of an "enormous" area of preclusion.

(d) On February 20, 1975, MATTCO, by way of reply, responded to certain of PNW's assertions, and urged that sufficient information had been placed before the Commission upon which a rule making proceeding could be initiated. Our reasons for including that a notice should reasons for concluding that a notice should be issued are discussed in paragraph 4.

2. *Demographic Data.* (a) *Location:* Eugene, the seat of Lane County, is located approximately 100 miles southwest of Portland, Oregon, and fifty miles east of the Pacific Ocean coastline.

(b) *Population:*

Eugene—79,028;[2] Lane County—215,401.[3]

(c) *Local Broadcast Service:* Eugene presently receives local aural service from seven AM stations,[4] five commercial FM stations,[5] and three noncommercial educational FM stations.[6] It is also served by two network affiliated VHF television stations.

(d) *Industry:* Eugene is a wholesale and retail trade and service center with the higher education and wood products manufacturing sectors also occupying prominent positions in the economy.

3. *Preclusion Studies.* (a) *Preclusive effects of Channel 260 assignment at Eugene.* Preclusion would occur on cochannel 260 and on first adjacent channels 259 and 261A. Madras, Oregon (pop. 1,800), which does not have an FM assignment, is the only community with a population in excess of 1,000 that would be precluded by the proposal. Petitioner did not indicate whether an alternate channel would be available for use in that community. The communities of Florence (pop. 1,802) and Veneta (pop. 1,200), Oregon, would be precluded from the assignment of Channel 261A; the petitioner has not indicated whether alternate channels exist for assignment to these communities. Moreover, the petitioner did not provide information regarding the extent of presently "unserved" or "underserved" areas to be served by the proposed assignment.

(b) *Preclusive effects of Channel 262 assignment at Grants Pass.* The assignment of Channel 262 to Grants Pass would create preclusion on Channels 262, 263, 264, and 265A, however, the removal of Channel 260 allows Channels 257A, 258, and 259 to be used in areas where they cannot be presently assigned. The resulting preclusion areas consist, for the most part, of large, sparsely populated land areas. The communities located within those areas either have an FM assignment or receive FM service from a nearby community.

4. *Additional Considerations.* (a) We are disposed to the issuance of a notice of proposed rule making in order to obtain a full and complete discussion by the parties on some close and serious questions which could not be considered if we summarily denied the petition.

(b) The resolution of this proceeding does not turn on such a narrow question as whether or not the city of Eugene has a population of 100,000. Reliance upon such a mechanistic application of the population criteria used in conjunction with FM channel assignments would be error for, as we have repeatedly stated, population criteria are not "an immutable standard"[7] and represents only one of many considerations to be weighed by the Commission in arriving at a result that is consistent with the public interest.[8]

(c) To assist the Commission in the resolution of this proceeding, we seek all relevant information on whether the proposed assignment represents a "fair, efficient, and equitable distribution of radio services . . . among the several States and communities."[9] In addition, MATTCO should submit *Roanoke Rapids*[10] and *Anamosa*[11] showings illustrating the extent of first and second aural service and first and second FM service to be provided by the proposed assignment. Further, MATTCO should identify alternate channels that may be utilized in the communities situated in the areas of preclusion discussed above, see para. 3(a).

(d) Two of the issues raised by PNW are considered premature and need not be resolved at this point. The first concerns the economic viability of the Eugene radio market and the impact of an additional station upon that market. Consistent with our previously announced policy, the economic impact issue is more properly considered at the application stage (if there is to be one) rather than in the rule making context.[12] The second issue relates to "blanketing interference", a type of interference which occurs in the immediate vicinity of a transmitter which PNW alleges may result if MATTCO's proposal is adopted. As above, the proper time for consideration of such interference is at the application stage when the applicant(s) must provide the Commission with certain technical data. Further consideration at this stage would be speculative at best.

5. *Proposed Amendment to the FM Table of Assignments.* The Commission proposes to amend the FM Table of Assignments, Section 73.202(b), with regard to the communities of Eugene and Grants Pass, Oregon, as follows:

| City | Channel No. | |
|---|---|---|
| | Present | Proposed |
| Eugene, Oreg. | 233, 241, 250, 256 | 233, 241, 250, 256, 260 |
| Grants Pass, Oreg. | 260 | 262 |

[1] *Further Notice of Proposed Rule Making,* Docket 14185, and incorporated by reference in para. 25, *Third Report and Memorandum Opinion and Order,* 23 R.R. 1859 (1963).

[2] Unless otherwise noted, all population statistics are cited from the 1970 U.S. Census.

[3] The petitioner has supplied the Commission with a document entitled "Addendum 1. Population of Eugene" which is a compilation prepared by the Center for Population Research at Portland State University showing its estimates of both the actual and projected population statistics for the city of Eugene. They project an estimated population of 102,750 for Eugene in 1975.

[4] One of the seven, KORE, is licensed to serve Springfield-Eugene. The remaining stations are KUGN, KPNW, KEED, KATR, and KBDF which is licensed to the petitioner. One of the stations, KATR, is a daytime-only facility, the others full-time.

[5] One of the five, KORE–FM (Channel 226), is licensed to serve Springfield-Eugene. The remaining stations are KBMC (Channel 233), KZEL–FM (Channel 241), KFMY (Channel 250), and KPNW–FM (Channel 256).

[6] They are KLCC (Channel 212), KWAX (Channel 216), and KVRM (Channel 220).

[7] *Alexandria, La.,* 51 F.C.C. 2d 498 (1975); *Yakima, Wash.,* 42 F.C.C. 2d 548 (1973); *Fresno, Cal.,* 36 F.C.C. 2d 525 (1972).

[8] *Hattiesburg, Miss.,* 37 F.C.C. 2d 54 (1972); *Gulfport, Miss.,* 43 F.C.C. 2d 1138 (1973).

[9] 47 U.S.C. § 307(b).

[10] *Roanoke Rapids, N.C.,* 9 F.C.C. 2d 672 (1967).

[11] *Anamosa, Ia.,* 46 F.C.C. 2d 520 (1974).

[12] *Melbourne, Fla.,* 47 F.C.C. 2d 717 (1974); *Adrian, Mich.,* 37 F.C.C. 2d 1021 (1972); *Carroll Broadcasting Co.* v. *FCC,* 258 F. 2d 440 (D.C. Cir. 1958); *FCC* v. *Sanders Bros.,* 309 U.S. 470 (1940).

6. *Authority.* The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

7. *Comments and replies.* Interested parties may file comments on or before October 1, 1975, and reply comments on or before October 20, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and Section 0.281(b)(6) of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's rules and regulations, as set forth in the notice of proposed rule making to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the Notice of Proposed Rule Making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the notice of proposed rule making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of Section 1.419 of the Commission's Rules and Regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc.75-20873 Filed 8-8-75;8:45 am]

## FEDERAL MARITIME COMMISSION

[46 CFR Part 536]

[General Order 13; Docket No. 75-28]

### GENERAL RATE INCREASES AND CERTAIN SURCHARGES FILED BY COMMON CARRIERS, CONFERENCES, AND MEMBER CARRIERS OF RATE AGREEMENTS

**Submission of Revenue and Cost Data**

Notice is hereby given that the Federal Maritime Commission is considering amending Part 536, containing regulations governing the contents of tariff publications by common carriers by water in the foreign commerce of the United States and by conferences of such carriers.

The Commission has determined that a need exists for the promulgation of rules requiring submission of certain revenue and cost data by conferences, members of rate agreements, and independent carriers operating in the foreign commerce of the United States. The Commission has, in the past, attempted to elicit this type of information by means of informal staff requests, but the response has been inadequate and unproductive. The Commission has, therefore, been unable properly to evaluate the ratemaking activities of common carriers.

The Commission has the responsibility to insure that common carriers by water in our foreign commerce establish rates which are not set at levels detrimental to the commerce of the United States in violation of section 18(b)(5) of the Shipping Act, 1916.

The proposed rules require that the common carriers, conferences, and members of rate agreements serving the United States foreign commerce, indicate the circumstances of their cost requirements and translate these changing circumstances into justification for the additional revenues being sought in the form of general rate increases and/or certain surcharges.

Therefore, pursuant to the provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 553) and sections 18(b), 21 and 43 of the Shipping Act, 1916, (46 U.S.C. 817(b), 820 and 841(a)), notice is hereby given that the Federal Maritime Commission is considering the amendment of Part 536 of Title 46 by inserting a new § 536.—— reading as follows:

**§ 536.— Submission of Revenue and Cost Data, Concerning General Rate Increases and Certain Surcharges Filed by Common Carriers, Conferences, and Member Carriers of Rate Agreements.**

(a) *General Rate Increases.* (1) Whenever a Conference or the parties to a Rate Agreement or an independent ocean carrier files a General Rate Increase with the Federal Maritime Commission, which will increase 50 percent or more of its tariff items or increase its aggregate or individual gross revenue by 5 percent or more, within a period of 180 days, or at any time that individual rate increases on individual commodities in the tariff total 50 percent or more of the tariff items or the total aggregate revenues are cumulatively increased by 5 percent or more during any 180-day period, it shall file simultaneously therewith aggregate cost and revenue data as indicated in this section.[1]

(2) Where a carrier subject to this section operates in more than one trade on the same voyage, total aggregate costs and revenue data shall be supplied in addition to the amounts applicable to the trade for which the rate increase is being requested.

(3) All amounts shall be converted to U.S. dollars utilizing the current exchange rate except for depreciation and amortization expense, which shall be converted at the exchange rates prevailing when the corresponding assets were acquired. Accounting principles shall be those utilized in the United States. All data submitted shall be certified to be correct by an officer of the Conference or by all the parties to a Rate Agreement or by an officer of the independent ocean carrier.

(4) The aggregate cost and revenue data required is as follows:

(i) An Aggregate Statement of Revenue and Expense for a 12-month period ending not more than 60 days prior to the date of filing the general rate increase with the Commission.

(ii) A projected Aggregate Statement of Revenue and Expense for a 12-month period beginning with the month following the date on which the general rate increase is proposed to become effective. The amount of additional aggregate revenue to be received as a result of the rate increase shall be set forth separately and appropriately noted. The method for determining projected aggregate revenue shall be set forth and fully explained.

(iii) A statement of the specific reason(s) for requesting the rate increase. If the reason is one of increased cost, state the specific cost(s) that have increased, supplying both the aggregate total dollar amount of the cost(s) for the last 12-month period and the projected aggregate cost(s) for the next 12-month period, beginning with the month following the date the rate increase is scheduled to become effective. The methodology for determining aggregate projected expenses shall be set forth and fully explained.

(iv) (A) For the same 12-month period covered by the Statement of Revenue and Expense in paragraph (a)(4)(i) of this section, a statement setting forth in separate categories, aggregate cargo statistics in revenue tons and the aggregate amount of revenue earned for each of the 15 commodities, producing the highest aggregate revenue in the applicable trade in which the rate increase is being requested. In the event there are less than fifteen (15) commodities in the particular trade, list those commodities; however, no report shall be necessary for any commodity of less than 500 revenue tons.

(B) Project the aggregate volume of cargo which is anticipated will be carried during the 12-month period which coincides with the projected Aggregate Statement of Net Profit or Loss, in paragraph (a)(4)(ii) of this section in the same manner as required by paragraph (a)(4)(iv)(A) of this section.

(5) Upon implementation of the general increase, a record will be maintained and a report will be made to the Commission 180 days thereafter comparing actual additional revenue with the revenue need projections made under paragraph (a)(4)(ii) of this section.

(b) *Surcharges.* (1) Whenever a Conference or the parties to a Rate Agreement or an independent carrier in the foreign trade of the United States imposes a new surcharge or amend an existing surcharge, except as provided in paragraph (b)(3) and paragraph (b)(4) of this section, there shall be filed simultaneously therewith, pertinent cost and operating data on an aggregate basis for the Conference or the Rate Agreement or the independent carrier, to justify the particular surcharge being filed.

(2) The Conference or parties to a Rate Agreement or independent carrier shall, in addition to the initial aggregate costs and operating data, submit quarterly thereafter, starting ninety (90) days from the date the surcharge becomes effective, aggregate costs and operating data to continually justify the level and/or need for the surcharge.

(3) Bunker surcharge data shall include for each carrier for the preceding 90-day period data which will permit the Commission to determine the increased costs relating to fuel price increases in total and that portion attributable to the specific tariff areas for which the surcharge is proposed. This data shall comprise both cost information and cargo statistical information as follows:

(i) *Cost Information:* (A) The cost in dollars per ton of fuel at the base date prior to the increase in fuel costs for which the surcharge is sought and the location of bunkering ports.

(B) The current purchased price of fuel in dollars per ton for which the requested surcharge is intended to compensate, and the location of bunkering ports.

(ii) *Operating Data:* (A) Operating data shall be submitted on a terminated round voyage basis. The definition of terminated round voyage is set forth in paragraph (b)(3)(ii)(E) of this section below. For each terminated round voyage in the preceding 90-day period, data shall be submitted without disclosing the identity thereof for each carrier member showing (1) the vessel itinerary for each voyage, (2) the port of loading and the port of discharge (port pair) for all revenue tons of cargo carried on each voyage. The revenue tons shall be shown separately by direction of movement and the number of revenue tons for each port pair relating to the cargo for which the surcharge is being sought shall be stated for each port pair.

(B) The standard shortest direct navigable distance, ocean mileage between each port pair shall also be stated. The source of the mileage shall be noted in each instance.

(C) The applicant shall also state the total revenue tons subject to the surcharge, the average revenue per ton of the revenue tons subject to the surcharge, and the average number of tons of fuel consumed per terminated round voyage.

(D) The total increased cost will be allocated between the revenue tons subject to the surcharge and all other revenue tons carried on the same voyages based upon a Revenue Ton Mile Relationship as shown on the sample worksheets provided herein.

(E) Terminated round voyage means a completed round voyage from port of origin and return to port of origin. In no case shall a voyage be split to reflect outward and inward services separately. However, when a vessel is reassigned to a new base point, then the voyage is from the old port of origin to the new port of origin. Where a vessel performs outbound in the service and then proceeds to charter, the voyage will be considered to be terminated upon completion of the discharge of the last cargo in the service. The requirement respecting commencement and termination of a completed round voyage by a carrier party to an operating differential subsidy agreement may be observed by such carrier for the purposes of this section. Voyages generally are considered to be terminated on the completion of one or the other of the following operations or events:

(1) The latest of:

(i) Crew paid off;

(ii) Discharge of last of homeward cargo; or

(iii) Completion of repairs (excluding annual overall and emergency repairs); or

(2) Midpoint in time of operations simultaneously loading and unloading cargo.

Usually this will be considered to have happened at noon or midnight of the day on which the determining operation is completed.

(4) The requirements of this section shall not apply to currency adjustment surcharges filed by those Conferences and/or Rate Agreements which maintain a Dual Rate Contract System.

(c) *Confidentiality of Information.* Financial data filed pursuant to the requirements of this section shall be confidential information, and shall be withheld from public disclosure: *Provided, however,* That such confidential information may be used by the Commission as the basis for a proceeding instituted pursuant to section 22 of the Shipping Act, 1916, and may also be used in such a proceeding.

Interested persons may participate in this rulemaking proceeding by filing with the Secretary, Federal Maritime Commission, 1100 L Street, NW., Washington, D.C., 20573, on or before September 5, 1975, an original and 15 copies of their views or comments pertaining to the proposed amendments. All suggestions for changes in the text as set out above should be accompanied by drafts of the language thought necessary to accomplish the desired changes and by comments and arguments supporting the suggested changes.

The Federal Maritime Commission's Bureau of Hearing Counsel shall participate in the proceeding and shall file Reply to Comments on or before September 26, 1975, by serving an original and 15 copies on the Federal Maritime Commission and one copy to each party who filed written comments. Answers to the Replies shall be submitted to the Federal Maritime Commission on or before October 10, 1975.

As the adoption of the proposals set forth in this rulemaking proceeding could in no way be considered to result in major federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (42 U.S.C. 4321, *et seq.*), no environmental assessment will be undertaken and no environmental impact statement will be issued in this proceeding.

By Order of the Federal Maritime Commission.

[SEAL] FRANCIS C. HURNEY,
*Secretary.*

[1] Where the term aggregate cost and revenue data is used in this Section it shall mean actual cost and revenue data for an independent ocean carrier.







AUG 11 1975 XU

SAMPLE.—*Revenue ton-mile calculation*

| From port— | To port— | Total revenue tons (1) | Surcharge subject revenue tons (2) | Miles (Navy Hydro Office) (3) | Total revenue ton-miles (cols. 1×3) | Subject revenue ton-miles (cols. 2×3) |
|---|---|---|---|---|---|---|
| A | B | 3,000 | 1,500 | 900 | 2,700,000 | 1,350,000 |
| A | C | 2,000 | 1,000 | 1,200 | 2,400,000 | 1,200,000 |
| A | D | 1,000 | | 1,250 | 1,200,000 | |
| A | E | 3,000 | 1,000 | 800 | 2,400,000 | 800,000 |
| B | D | 1,000 | | 400 | 400,000 | |
| B | E | 1,000 | | 100 | 100,000 | |
| C | E | 1,000 | | 1,000 | 1,000,000 | |
| C | A | 2,000 | | 1,200 | 2,400,000 | |
| D | A | 3,000 | | 1,200 | 3,600,000 | |
| D | B | 1,000 | | 400 | 400,000 | |
| E | A | 1,000 | | 800 | 800,000 | |
| E | B | 3,000 | | 100 | 300,000 | |
| E | C | 2,000 | | 100 | 200,000 | |
| Total | | | 3,500 | | 17,900,000 | 3,350,000 |

*Sample—Fuel surcharge calculation*

| | |
|---|---|
| 1. Average tons of fuel consumed per voyage | 2,000 |
| 2. (a) Total revenue ton miles subject to surcharge | 3,350,000 |
| (b) Total revenue ton miles | 17,900,000 |
| (c) Percent 2(a)÷2(b) | 18.715 |
| 3. Average tons allocated to surcharge cargo (1×2(c)) | 374 |
| 4. Cost per ton base period | $60.00 |
| 5. Cost per ton current | $70.00 |
| 6. Increase (5−4) | 10.00 |
| 7. Additional cost per voyage (3×6) | $3,740.00 |
| 8. Cost per surcharge cargo ton 3,740÷3500 | $1.07 |
| 9. Surcharge, percent increase: | |
| (a) Average revenue per revenue ton | $18.00 |
| (b) Cost per revenue ton (8) | $1.07 |
| (c) Percent increase 9(b)÷9(a) | 5.94 |

[FR Doc.75-20571 Filed 8-8-75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

**[ 17 CFR Parts 210, 239, 240, 249 ]**

[Release Nos. 33-5601, 34-11562]

### COMPANIES IN THE DEVELOPMENT STAGE

### Proposed Accounting and Reporting Requirements

The Commission hereby proposes to amend Article 5A (17 CFR Part 210.5A-01—210.5A-07) and certain rules of Regulation S-X (17 CFR Part 210) which specify the requirements for the form and content of the financial statements and schedules to be included in registration statements and periodicr eports filed with the Commission by certain commercial, industrial and mining companies in the promotional, exploratory or other stages of development; to amend instruction in various registration and reporting forms regarding the applicability of Article 5A requirements to the financial statements to be included in those forms filed by the development stage companies; and to amend other references to Article 5A in forms and rules.

Article 5A contains specialized requirements for the financial statements of development stage companies meeting specified standards, and they differ in several significant respects from the requirements for financial statements in Regulation S-X which are applicable to companies which are not in a development stage, particularly for balance sheets and income statements (Article 5) (17 CFR 210.5-01—210.5-04), statements of other stockholders' equity (Article 11 (17 CFR 210.11-01, 210.11-02) and statements of source and application of funds (Article 11A) (17 CFR 210.11A-01, 210.11A-02). When these specialized requirements for the form and content of the financial statements of certain companies in the development stage were adopted by the Commission, there were no authoritative statements of the accounting profession regarding the appropriate accounting and financial reporting directly applicable to such companies. In June 1975 the Financial Accounting Standards Board (FASB) issued Statement of Financial Accounting Standards No. 7, "Accounting and Reporting by Development Stage Enterprises," which specifies in summary that financial statements issued by a development stage enterprise shall conform to generally accepted accounting principles applicable to established operating enterprises, and that certain additional information shall be disclosed in the financial statements. This FASB Statement relates to all of the types of companies to which Article 5A and the related rules in Regulation S-X are applicable, as well as to other development stage companies which did not meet the standards for utilization of the Article 5A requirements.

The Commission stated, in Accounting Series Release No. 150 (39 FR 1260), that the pronouncements of the FASB will be considered to constitute substantial authoritative support for accounting and reporting procedures and practices used in preparing financial statements filed with the Commission. Therefore, the Commission believes it should revise its requirements for the presentation of financial statements by development stage companies in filings with the Commission to conform them to the requirements in the FASB Statement.

Specifically, Article 5A in Regulation S-X would be revised to eliminate the specialized financial statement requirements for all companies to which Article 5A is now applicable and to require the furnishing of the additional information specified in FASB Statement No. 7 in the financial statements included in registration statements and periodic reports filed by all companies in the development stage. All other rules and instructions in Regulation S-X relating to the current Article 5A requirements would also be eliminated. The instructions as to financial statements applicable to the development stage companies in Forms S-2, S-3, 1-A, 10 and 10-K (17 CFR 239.12, 239.13, 239.90, 249.210 and 249.310) would be amended to conform the requirements for the form and content of financial statements to those prescribed for established operating companies in Articles 5, 11 and 11A of Regulation S-X. General Instruction H in Form 10-Q (17 CFR 249.308a) and Rules 13a-13 and 15d-13 (17 CFR 240.13a-13 and 240.15d-13) under the Exchange Act which contain references to Article 5A would be revised.

Form S-1 is the general form used for registration of securities under the Securities Act; Form S-2 is used by commercial and industrial companies in the development stage and Form S-3 is used by mining companies in the development stage or registration of equity securities for sale for cash under the Securities Act; Form 1-A is used for filing the notification and offering circular for securities pursuant to Regulation A under the Securities Act; Form 10 is the general form used for registration of securities under the Exchange Act; Form 10-K is used for annual reports and Form 10-Q is used for quarterly reports pursuant to the Exchange Act.

*Commission action.* The Commission hereby proposes to amend Parts 210, 239, 240 and 249 of Chapter II of Title 17 of the Code of Federal Regulations as shown in the attachment hereto.

The proposed amendments would be adopted pursuant to authority in sections 6, 7, 8, 10 and 19(a) (15 U.S.C. 77f, 77g, 77h, 77j and 77s) of the Securities Act of 1933; and sections 12, 13, 15(d) and 23(a) (15 U.S.C. 78l, 78m, 78o(d) and 78w) of the Securities Exchange Act of 1934.

The amendments are proposed to be effective for financial statements for fiscal periods beginning on or after December 26, 1975, and earlier application would be encouraged. All interested persons are invited to submit written comments on the proposals on or before September 15, 1975. The communications should be addressed to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and should be





referenced to File No. S7-574. All comments will be available for public inspection.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

JULY 31, 1975.

### PART 210—FORM AND CONTENT OF FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, AND INVESTMENT COMPANY ACT OF 1940

I. Various rules, instructions and articles of Part 210 (Regulation S-X) would be revised or revoked, as follows:

**§ 210.4-09 [Revoked]**

1. Section 210.4-09 would be revoked.

**§ 210.5-01 [Amended]**

2. Section 210.4-09(a)(1) would be revoked and § 210.5-01(a) (2), (3), (4), (5), (6), (7), (8), (9) would be renumbered as (a) (1), (2), (3), (4), (5), (6), (7), (8), respectively.

3. The title and §§ 210.5A-01 and 210.5A-02 of Article 5A would be revised, and §§ 210.5A-03, 210.5A-04, 210.5A-05, 210.5A-06 and 210.5A-07 would be revoked as follows.

COMPANIES IN THE DEVELOPMENT STAGE (ARTICLE 5A)

**§ 210.5A-01 Application of §§ 210.5A-01 and 210.5A-02 (Article 5A).**

(a) Sections 210.5A-01 and 210.5A-02 shall be applicable to the financial statements in registration statements and periodic reports filed by companies in the development stage.

(b) For purposes of this rule, a company shall be considered to be in the development stage if it is devoting substantially all of its efforts to establishing a new business and either of the following condition exists:

(1) Planned principal operations have not commenced.

(2) Planned principal operations have commenced, but there has been no significant revenue therefrom.

**§ 210.5A-02. Additional information required to be included in financial statements filed by companies in the development stage.**

(a) Financial statements included in a registration statement or periodic report filed by a company in the development stage shall include additional information, as follows:

(1) In a balance sheet, include any cumulative net losses reported with a descriptive caption such as "deficit accumulated during the development stage" in the stockholders' equity section.

(2) In an income statement show amounts of revenue and expenses for each period covered by the income statement and, in addition, cumulative amounts from the enterprise's [1] inception.

[1] For a dormant enterprise that is reactivated to undertake development stage activities, the disclosure of cumulative amounts required by this paragraph shall be from inception of the development stage.

(3) In a statement of source and application of funds or changes in financial position, show the sources and uses of financial resources for each period for which an income statement is presented and, in addition, cumulative amounts from the enterprise's inception.

(4) In a statement of stockholders' equity, show from the enterprise's inception: [2]

(i) For each issuance, the date and number of shares of stock, warrants, rights, or other equity securities issued for cash and for other consideration.

(ii) For each issuance, the dollar amounts (per share or other equity unit and in total) assigned to the consideration received for shares of stock, warrants, rights, or other equity securities. Dollar amounts shall be assigned to any noncash consideration received.

(iii) For each issuance involving noncash consideration, the nature of the noncash consideration and the basis for assigning amounts.

(b) The financial statements shall be identified as those of a development stage enterprise and shall include a description of the nature of the development stage activities in which the enterprise is engaged.

(c) The financial statements for the first fiscal year in which an enterprise is no longer considered to be in the development stage shall disclose that in prior years it had been in the development stage. If financial statements for prior years are presented for comparative purposes, the cumulative amounts and other additional disclosures required by paragraphs (a) and (b) of this section need not be shown.

**§§ 210.5A-03—210.5A-07 [Revoked]**

4. In § 210.12-01, § 210.5A-07 would be deleted from the list of cited rules.

**§ 210.12-01 Application of §§ 210.12-01—210.12-43 (Article 12).**

These sections prescribe the form and content of the schedules required by §§ 210.5-04 (210.5A-07), 310.6-10, 210.6-13, 210.6-24, 210.6-34, 210.7-06, 210.7A-06 and 210.9-04.

**§ 210.12-06 [Amended]**

5. In § 210.12-06. *Property, plant and equipment.* Instruction 2(c) would be revoked.

**§ 210.12-06A [Revoked]**

6. Section 210.12-06A. *Unrecovered cost incurred in the promotional, exploratory, and development stage* would be revoked.

**§ 210.12-07 [Amended]**

7. In § 210.12-07. *Accumulated depreciation, depletion and amortization of property, plant and equipment.* Instruction 1(b) would be revoked.

### PART 239—FORMS PRESCRIBED UNDER THE SECURITIES ACT OF 1933

**§ 239.12 [Amended]**

II. Section 239.12 (Form S-2). Item 13, Financial Statements, would be revised and expanded to include instructions as to financial statements, as given below:

*Item 13. Financial statements.* 1. Include in the prospectus all financial statements called for by the Instructions as to Financial Statements. All schedules to balance sheets and income statements may be omitted from the prospectus, except those prepared in accordance with Rule 12-16 of Regulation S-X which are applicable to income statements included in the prospectus.

2. *Instructions as to financial statements.* The balance sheet and statements of income and source and application of funds required to be filed as a part of the registration statement are prescribed below. Regulation S-X governs the examination and the form and content of such financial statements and prescribes the statements of retained earnings and other stockholders' equity and the schedules to be filed. All financial statements required to be filed shall be audited. Attention is directed to Rule 411(b) regarding incorporation by reference of financial statements and to section 10(a)(3) of the Act and Release No. 4936 regarding updating the financial statements in specified circumstances.

a. *Balance sheet.* The registrant shall file a balance sheet as of a date within 90 days prior to the date of filing the registration statement.

b. *Statements of income and source and application of funds.* The registrant shall file statements of income and source and application of funds for each of the last three fiscal years, or for the life of the registrant, if less, and for the interim period, if any, between the end of the most recent of such fiscal years and the date of the balance sheet specified in (a) above.

c. *Reorganization of registrant.* (1) If, during the period for which its income statements are required, the registrant has emerged from a reorganization in which substantial changes occurred in its asset, liability, capital shares, other stockholders' equity or reserve accounts, a brief explanation of such changes shall be set forth in a note or supporting schedule to the balance sheet filed.

(2) If the registrant is about to emerge from such a reorganization, there shall be filed, in addition to the balance sheet of the registrant otherwise required, a balance sheet giving effect to the plan of reorganization. These balance sheets shall be set forth in such form, preferably columnar, as will show in related manner the balance sheet of the registrant prior to the reorganization, the changes to be effected in the reorganization and the balance sheet of the registrant after giving effect to the plan of reorganization. By a footnote or otherwise a brief explanation of the changes shall be given.

d. *Filing of other financial statements in certain cases.* (1) The Commission may, upon the informal written request of the registrant and where consistent with the protection of investors, permit the omission of one or more of the financial statements herein required or the filing in substitution therefor of appropriate statements of comparable character. The Commission may also by informal written notice require the filing of other financial statements in addition to, or in substitution for, the statements herein required in any case where such statements are

[2] Separate issuances of equity securities within the same fiscal year for the same type of consideration and for the same amount per equity unit may be combined in the statement of stockholders' equity. Appropriate modification of the statement of stockholders' equity may be required for (a) a combined group of companies that, as a whole, is considered to be in the development stage and (b) an unincorporated development stage enterprise.



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necessary or appropriate for an adequate presentation of the financial condition of any person whose financial statements are required or whose statements are otherwise necessary for the protection of investors.

* * * * *

§ 239.13 [Amended]

III. Section 239.13 (Form S–3). Item 12, Financial Statements, would be revised and expanded to include instructions as to financial statements, as given below:

*Item 12. Financial statements.* 1. Include in the prospectus all financial statements called for by the Instructions as to Financial Statements. All schedules to balance sheets and income statements may be omitted from the prospectus, except those prepared in accordance with Rule 12–16 of Regulation S–X which are applicable to income statements included in the prospectus.

2. *Instructions as to Financial Statements.* The balance sheet and statements of income and source and application of funds required to be filed as a part of the registration statement are prescribed below. Regulation S–X governs the examination and the form and content of such financial statements and prescribes the statements of retained earnings and other stockholders' equity and the schedules to be filed. All financial statements required to be filed shall be audited. Attention is directed to Rule 411 (b) regarding incorporation by reference of financial statements and to section 10(a)(3) of the Act and Release No. 4936 regarding updating the financial statements in specified circumstances.

a. *Balance sheet.* The registrant shall file a balance sheet as of a date within 90 days prior to the date of filing the registration statement.

b. *Statements of income and source and application of funds.* The registrant shall file statements of income and source and application of funds for each of the last three fiscal years, or for the life of the registrant, if less, and for the interim period, if any, between the end of the most recent of such fiscal years and the date of the balance sheet specified in (a) above.

c. *Reorganization of registrant.* (1) If, during the period for which its income statements are required, the registrant has emerged from a reorganization in which substantial changes occurred in its asset, liability, capital shares, other stockholders' equity or reserve accounts, a brief explanation of such changes shall be set forth in a note or supporting schedule to the balance sheet filed.

(2) If the registrant is about to emerge from such a reorganization, there shall be filed, in addition to the balance sheet of the registrant otherwise required, a balance sheet giving effect to the plan of reorganization. These balance sheets shall be set forth in such form, preferably columnar, as will show in related manner the balance sheet of the registrant prior to the reorganization, the changes to be effected in the reorganization and the balance sheet of the registrant after giving effect to the plan of reorganization. By a footnote or otherwise a brief explanation of the changes shall be given.

d. *Filing of other financial statements in certain cases.* (1) The Commission may, upon the informal written request of the registrant and where consistent with the protection of investors, permit the omission of one or more of the financial statements herein required or the filing in substitution therefor of appropriate statements of comparable character. The Commission may also by informal written notice require the filing of other financial statements in addition to, or in substitution for, the statements herein required in any case where such statements are necessary or appropriate for an adequate presentation of the financial condition of any person whose financial statements are required or whose statements are otherwise necessary for the protection of investors.

* * * * *

§ 239.90 [Amended]

IV. Section 239.90 (Form 1–A). Paragraphs (a) and (b) of Item 11 of Schedule I of Form 1–A under Regulation A would be revised to read as follows:

SCHEDULE I—INFORMATION TO BE INCLUDED IN THE OFFERING CIRCULAR REQUIRED BY RULE 256

* * * * *

*Item 11.* * * *

(a) A balance sheet shall be furnished as of a date within 90 days prior to the filing of the notification, or such longer period of time, not exceeding six months, as the Commission may permit at the written request of the issuer upon a showing of good cause therefor.

(b) Statements of income, statements of source and application of funds, and statements of other stockholders' equity shall be furnished for each of at least two full fiscal years prior to the date of the statement furnished pursuant to paragraph (a) above, and for the period, if any, between the close of the last full fiscal year and the date of such statements, or for the period of the issuer's existence if less than the period specified above.

* * * * *

## PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

VIII. Sections 240.13a–13 and 240.15d–13 would be revised as given below:

§ 240.13a–13 Quarterly reports on Form 10–Q.

(a) * * *

(b) Quarterly reports on Form 10–Q need not be filed by the following issuers:

* * * * *

(5) (Companies in the promotional or development stage to which paragraph (c) of Rule 5A–01 of Regulation S–X is applicable.) (Bracketed sentence would be revoked.) Mining companies not in the production stage but engaged primarily in the exploration for or the development of mineral deposits other than oil, gas or coal, if all the following conditions are met:

(i) The registrant has not been in production during the current fiscal year or the two years immediately prior thereto; except that being in production for an aggregate period of no more than eight months over the three-year period shall not be a violation of this condition.

(ii) Receipts from the sale of mineral products or from the operations of mineral producing properties by the registrant and its subsidiaries combined have not exceeded $500,000 in any of the most recent six years and have not aggregated more than $1,500,000 in the most recent six fiscal years.

* * * * *

§ 240.15d–13 Quarterly reports on Form 10–Q.

(a) * * *

(b) Quarterly reports on Form 10–Q need not be filed by the following issuers:

* * * * *

(5) (Companies in the promotional or development stage to which paragraph (c) of Rule 5A–01 of Regulation S–X is applicable.) (Bracketed sentence would be revoked.) Mining companies not in the production stage but engaged primarily in the exploration for or the development of mineral deposits other than oil, gas or coal, if all the following conditions are met:

(i) The registrant has not been in production during the current fiscal year or the two years immediately prior thereto; except that being in production for an aggregate period of no more than eight months over the three-year period shall not be a violation of this condition.

(ii) Receipts from the sale of mineral products or from the operations of mineral producing properties by the registrant and its subsidiaries combined have not exceeded $500,000 in any of the most recent six years and have not aggregated more than $1,500,000 in the most recent six fiscal years.

* * * * *

## PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

§ 249.210 [Amended]

V. Section 249.210 (Form 10) would be amended as follows:

INSTRUCTIONS AS TO FINANCIAL STATEMENTS

1. Instruction 14. *Registrant not in the production stage.* Would be revoked and the number reserved.

§ 249.310 [Amended]

VI. Section 249.310 (Form 10–K) would be amended as follows:

INSTRUCTIONS AS TO FINANCIAL STATEMENTS

1. Instruction 8. *Registrants not in the production stage.* would be revoked and the number reserved.

§ 249.308a [Amended]

VII. Section 249.308a (Form 10–Q). Instruction H(a) of the general instructions for the form would be revised to read as follows:

H. *Presentation of financial statements.* (a) The summarized financial information called for by Part A below shall be furnished in the comparative columnar form, in the manner indicated, subject to appropriate variations to conform to the nature of the business, for (1) the interim period between the end of the last fiscal year and the end of the latest fiscal quarter, and (2) the corresponding period of the preceding fiscal year. Additional captions may be used where appropriate. [Where a company is in the promotional or development stage to which paragraph (b) of Rule 5A–01 of Article 5A of Regulation S–X is applicable, the information specified in Rules 5A–02 and 5A–06 of Regulation S–X shall be furnished for the above periods in lieu of the information called for by Parts A and B below.] (Bracketed material would be revoked.)

* * * * *

[FR Doc.75–20880 Filed 8–8–75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF AGRICULTURE

### Farmers Home Administration

[Designation No. A242]

### MARYLAND

### Designation of Emergency Area

The Secretary of Agriculture has found that a general need for agricultural credit exists in Frederick County, Maryland, as a result of a natural disaster consisting of a severe windstorm April 3 and 4, 1975.

Therefore, the Secretary has designated this area as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93–237, and the provisions of 7 CFR 1832.3 (b) including the recommendation of Governor Marvin Mandel that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated area makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 4th day of August 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75–20809 Filed 8–8–75;8:45 am]

[Designation No. A244]

### OKLAHOMA

### Designation of Emergency Area

The Secretary of Agriculture has found that a general need for agricultural credit exists in Tillman County, Oklahoma, as a result of a natural disaster consisting of a severe hailstorm April 27, 1975.

Therefore, the Secretary has designated this area as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93–237, and the provisions of 7 CFR 1832.3 (b) including the recommendation of Governor David L. Boren that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated area makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 4th day of August 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75–20811 Filed 8–8–75;8:45 am]

[Designation No. A243]

### MISSOURI

### Designation of Emergency Area

The Secretary of Agriculture has found that a general need for agricultural credit exists in Linn County, Missouri, as a result of a windstorm, hailstorm, and tornado April 23, 24, and 25, 1975, with some flooding the following two days.

Therefore, the Secretary has designated this area as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93–237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Christopher S. Bond that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated area makes it imposed rule making and invite public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 5th day of August, 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75–20944 Filed 8–8–75;8:45 am]

[Designation No. A245]

### SOUTH DAKOTA

### Designation of Emergency Area

The Secretary of Agriculture has found that a general need for agricultural credit exists in Buffalo County, South Dakota, as a result of a natural disaster consisting of a blizzard March 23 through 29, 1975.

Therefore, the Secretary has designated this area as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93–237, and the provisions of 7 CFR 1832.3 (b) including the recommendation of Governor Richard F. Kneip that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated area makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 5th day of August, 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75–20945 Filed 8–8–75;8:45 am]

### Forest Service

### HUMBOLDT NATIONAL FOREST LIVESTOCK ADVISORY BOARD

### Meeting

The Humboldt National Forest Livestock Advisory Board will meet at 1:00 P.M., September 19, 1975, at the Forest Service Conference Room, Forest Service Building, 976 Mountain City Highway, Elko, Nevada.

The purpose of this meeting is to discuss:

1. Forest and Rangeland Renewable Resource Planning Act of 1974.
2. Predator control problems, and
3. To review permittee problems and complaints.

The meeting will be open to the public.

Dated: July 31, 1975.

VERN L. THOMPSON,
*Forest Supervisor.*

[FR Doc.75–20930 Filed 8–8–75;8:45 am]

### ROCK CREEK ADVISORY COMMITTEE

### Meeting

The Rock Creek Advisory Committee will meet at 7 p.m. on Tuesday, August 19, 1975. Meeting place will be in Drummond, Montana, in the basement of St. Michael's Catholic Church.

The purpose of the meeting is review land use alternatives for the future management of Rock Creek and to confirm the schedule for the completion of the land use plan.

The meeting will be open to the public. Any member of the public who wishes to do so shall be permitted to file a written statement with the Committee before or after the meeting. To the extent that time permits, the Committee Chairman may permit interested persons to present oral statements at the meeting.

General participation by members of the public, or questioning of Committee members or other participants shall not be permitted unless approved by the majority of Committee members.

Dated: August 4, 1975.

ROBERT W. DAMON,
*Forest Supervisor,*
*Deerlodge National Forest.*

[FR Doc.75-21053 Filed 8-8-75;8:45 am]

## Packers and Stockyards Administration

[P. & S. Docket No. 5151]

### RATES AND CHARGES

#### Order Extending Period of Suspension of Modifications

On July 8, 1975, an order was issued instituting the following proceeding under Title III of the Packers and Stockyards Act, 1921, as amended, 42 Stat. 159, as amended, (7 U.S.C. 181 et seq.):

In re: C. E. Mills and E. E. Mills, d/b/a Mills Auction Market, Ocala, Florida—Respondents

Such order, among other things, suspended and deferred the operation and use by the respondents of modifications of its current schedule of rates and charges to become effective July 8, 1975, for a period of thirty days beyond the time such modifications would otherwise go into effect.

Notice is hereby given that, since the hearing in this proceeding could not be concluded within such period of suspension, an order has been issued in the above proceeding suspending and deferring the operation and use of such modifications of the current schedule of rates and charges for a further period of thirty days beyond the date when such modifications would have otherwise become effective.

Done at Washington, D.C., August 6, 1975.

MARVIN L. MCLAIN,
*Administrator, Packers and Stockyards Administration.*

[FR Doc.75-20946 Filed 8-8-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### HOWARD UNIVERSITY, ET AL.

#### Consolidated Decision on Applications for Duty-Free Entry of Scientific Articles

The following is a consolidated decision on applications for duty-free entry of scientific articles pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq., 15 CFR 701, 1974.)

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Decision: Applications denied. Applicants have failed to establish that instruments or apparatus of equivalent scientific value to the foreign article, for such purposes as the foreign articles are intended to be used, are not being manufactured in the United States.

Reasons: Subsection 301.8 of the Regulations provides in pertinent part:

"The applicant shall on or before the 20th day following the date of such notice, inform the Deputy Assistant Secretary whether it intends to resubmit another application for the same article for the same intended purposes to which the denied application relates. The applicant shall then resubmit the new application on or before the 90th day following the date of the notice of denial without prejudice to resubmission, unless an extension of time is granted by the Deputy Assistant Secretary in writing prior to the expiration of the 90 day period. * * * If the applicant fails, within the applicable time periods specified above, to either (a) inform the Deputy Assistant Secretary whether it intends to resubmit another application for the same article to which the denial without prejudice to resubmission relates, or (b) resubmit the new application, the prior denial without prejudice to resubmission shall have the effect of a final decision by the Deputy Assistant Secretary on the application within the context of Subsection 301.11."

The meaning of the subsection is that should an applicant either fail to notify the Deputy Assistant Secretary of its intent to resubmit another application for the same article to which the denial without prejudice relates within the 20 day period, or fails to resubmit a new application within the 90 day period, the prior denial without prejudice to resubmission will have the effect of a final denial of the application.

None of the applicants to which this consolidated decision relates has satisfied the requirements set forth above, therefore, the prior denials without prejudice have the effect of a final decision denying their respective applications.

Subsection 301.8 further provides:

"* * * the Deputy Assistant Secretary shall transmit a summary of the prior denial without prejudice to resubmission to the FEDERAL REGISTER for publication, to the Commissioner of Customs, and to the applicant."

Each of the prior denials without prejudice to resubmission to which this consolidated decision relates was based on the failure of the respective applicants to submit the required documentation, including a completely executed application form, in sufficient detail to allow the issue of "scientific equivalency" to be determined by the Deputy Assistant Secretary.

Docket number: 75-00151-00-61800. Applicant: Triton College, 2000 5th Avenue, River Grove, Illinois 60171. Article: Two (2) Mirror Zoom Projectors, Model 2003-10 with Optional Polarizers. Date of denial without prejudice to resubmission: March 31, 1975.

Docket number: 75-00281-33-46040. Applicant: Howard University, Howard University Hospital, 2041 Georgia Avenue, NW., Washington, D.C. 20060. Article: Electron Microscope, Model Elmiskop 101. Date of denial without prejudice to resubmission: April 18, 1975.

Docket number: 75-00416-33-46500. Applicant: University of California, San Francisco, Coleman Memorial Laboratory, HSE-863, 3rd and Parnassus Streets, San Francisco, Calif. 94143. Article: Ultramicrotome, Model LKB 8800A. Date of denial without prejudice to resubmission: April 18, 1975.

Docket number: 75-00205-35-46040. Applicant: National Institutes of Health, National Institute of Dental Research, 9000 Rockville Pike, Bldg. 30, Rm 121, Bethesda, Md. 20014. Article: Electron Microscope, Model EM 201. Date of denial without prejudice to resubmission: April 18, 1975.

Docket number: 75-00207-33-46070. Applicant: Harvard University, Purchasing Department, 75 Mt. Auburn Street, Cambridge, Mass. 02138. Article: Scanning Electron Microscope, Model SMSM-T. Date of denial without prejudice to resubmission: April 3, 1975.

Docket number: 75-00228-99-46040. Applicant: Ohio University, Athens, Ohio 45701. Article: Electron Microscope, Model HS-8, Mark II. Date of denial without prejudice to resubmission: April 9, 1975.

Docket number: 75-00272-33-90000. Applicant: The Toledo Hospital, 2142 North Cove Boulevard, Toledo, Ohio 43606. Article: EMI Scanner System. Date of denial without prejudice to resubmission: April 3, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75-20603 Filed 8-8-75;8:45 am]

### SAN DIEGO STATE UNIV.

#### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq, 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00511-75-77030. Applicant: San Diego State University Foundation, San Diego, California 92182. Article: CPS-2 Coherent NMR Pulse Spectrometer. Manufacturer: Spin Lock Electronics Ltd., Canada. Intended use of article: The article is intended to be used for investigation of self-diffusion in plastic crystals and proton exchange in water. The article will also be used in connection with Physics 198A, "Senior Research," and Physics 199, Special Study on the undergraduate level to introduce senior students to the techniques of research work and the problems often encountered in independent study and physics 297, "Research" on the graduate level to train M.S. candidates in the research techniques.

Comments: No comments have been received with respect to this application.

Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The foreign article provides the specification of a coherent nuclear magnetic resonance (NMR) pulse spectrometer. The most closely comparable domestic instrument, the Model WL-100 a wide line continuous wave instrument manufactured by Varian Associates, is not capable of pulse operation. The National Bureau of Standards (NBS) advises in its memorandum dated July 14, 1975 that the specification of a coherent NMR pulse spectrometer is pertinent to the applicant's intended purposes. We, therefore, find that the Model WL-100 is not of equivalent scientific value to the foreign article for such purposes as the article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75-20604 Filed 8-8-75;8:45 am]

### COMPUTER SYSTEMS TECHNICAL ADVISORY COMMITTEE; FOREIGN AVAILABILITY SUBCOMMITTEE

#### Open Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Foreign Availability Subcommittee of the Computer Systems Technical Advisory Committee will be held on Wednesday, September 10, 1975 at 9:30 a.m. in Room 5230, Main Commerce Building, 14th and Constitution Avenue, NW., Washington, D.C.

The Computer Systems Technical Advisory Committee was initially established on January 3, 1973. On December 20, 1974, the Acting Assistant Secretary for Administration approved the rechartering and extension of the Committee for two additional years, pursuant to Section 5(c)(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. Sec. 2404(c)(1) (Supp. III, 1973) and the Federal Advisory Committee Act. The Foreign Availability Subcommittee of the Computer Systems Technical Advisory Committee was established on July 8, 1975, with the approval of the Director, Office of Export Administration, pursuant to the charter of the Committee.

The Committee advises the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer systems, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls. The Foreign Availability Subcommittee was formed to ascertain if certain kinds of equipment are available in non-COCOM and Communist bloc countries, and if such equipment is available, then to ascertain if it is technically the same or similar to that available elsewhere. The agenda for the meeting is:

(1) Opening remarks by the Subcommittee Chairman.

(2) Presentation of papers or comments by the public.

(3) Review and discussion of work programs.

(4) Assignment of tasks to subcommittee members.

The meeting will be open to public observation, and a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Subcommittee. Written statements may be submitted at any time before or after the meeting.

Copies of the minutes of the meeting will be available upon written request addressed to the Freedom of Information Officer, Room 3100, Domestic and International Business Administration, U.S. Department of Commerce, Washington, D.C.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/967-4196.

Dated: August 7, 1975.

LAWRENCE J. BRADY,
*Acting Director,*
*Office of Export Administration.*

[FR Doc.75-21016 Filed 8-8-75;8:45 am]

### COMPUTER SYSTEMS TECHNICAL ADVISORY COMMITTEE; LICENSING PROCEDURES SUBCOMMITTEE

#### Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Licensing Procedures Subcommittee of the Computer Systems Technical Advisory Committee will be held on Wednesday, September 10, 1975 at 2 p.m. in Room 5230, Main Commerce Building, 14th and Construction Avenue, NW., Washington, D.C.

The Computer Systems Technical Advisory Committee was initially established on January 3, 1973. On December 20, 1974, the Acting Assistant Secretary for Administration approved the rechartering and extension of the Committee for two additional years, pursuant to Section 5(c)(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. Sec. 2404(c)(1) (Supp. III, 1973) and the Federal Advisory Committee Act. The Licensing Procedures Subcommittee of the Computer Systems Technical Advisory Committee was initially established on February 4, 1974. On July 8, 1975 the Director, Office of Export Administration, approved the reestablishment of this Subcommittee, pursuant to the charter of the Committee.

The Committee advises the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer systems, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls. The Licensing Procedures Subcommittee was formed to review the procedural aspects of export license applications within the Office of Export Administration and recommend areas where improvements can be made.

The Subcommittee meeting agenda has four parts:

GENERAL SESSION

(1) Opening remarks by the subcommittee Chairman.

(2) Presentation of papers or comments by the public.

(3) Review and discussion of areas to examine regarding export control licensing procedures.

EXECUTIVE SESSION

Discussion of matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Subcommittee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item (4), the Assistant Secretary of Commerce for Ad-

ministration, with the concurrence of the delegate of the General Counsel, formally determined on December 16, 1974, pursuant to Section 10(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings and public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), i.e., it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All materials to be reviewed and discussed by the Subcommittee during the Executive Session of the meeting have been properly classified under the Executive Order. All Subcommittee members have appropriate security clearances.

Copies of the minutes of the open portion of the meeting will be made available upon written request addressed to the Freedom of Information Officer, Room 3100, Domestic and International Business Administration, U.S. Department of Commerce, Washington, D.C. 20230.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce Washington, D.C. 20230, telephone: A/C 202/967-4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in *Aviation Consumer Action Project, et al.,* v. *C. Langhorne Washburn, et al.,* September 10, 1974, as amended, September 23, 1974 (Civil Action No. 1838-73), the Complete Notice of Determination to close portions of the series of meetings of the Computer Systems Technical Advisory Committee and of any subcommittees thereof, was published in the Federal Register (40 FR 2243, appearing in the issue of January 10, 1975).

Dated: August 7, 1975.

RAUER H. MEYER,
*Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.*

[FR Doc.75-21015 Filed 8-8-75;8:45 am]

## Maritime Administration

### SS UNITED STATES

### Invitation for Bids for Sale and Operation of the Vessel

Notice is hereby given that pursuant to the provisions of Public Law 92-296, the Maritime Administration has issued Invitation for Bids No. PD-X-999, dated August 7, 1975, inviting sealed bids from citizens of the United States for the purchase of the SS *United States*, Official Number 263934.

The Assistant Secretary of Commerce for Maritime Affairs, acting for and on behalf of the Secretary of Commerce and pursuant to the provisions of Public Law 92-296, purchased on February 6, 1973, the passenger liner SS *United States* from its former owner. The Public Law permits the Maritime Administration to sell or charter the vessel to a qualified operator or lay up the vessel in the National Defense Reserve Fleet. Notices in the Federal Register on February 26, 1973 (38 FR 5197) and Federal Register of November 9, 1973 (38 FR 31021) solicited proposals and/or bids from qualified operators interested in the purchase or charter of the vessel for operation under the United States flag. None of the bids to these notices were completely responsive.

The Maritime Administration is reoffering the ship for sale on an "as is, where is" basis to United States citizens for United States flag operation as contemplated by Pub. L. 92-296 under the terms and conditions set forth in the Invitation for Bids No. PD-X-999.

The minimum acceptable bid price for the SS *United States* is $7,500,000. The purchase price is payable in cash within 30 days of acceptance of the successful bid by the Maritime Administration.

A ten percent bid deposit is required with each bid.

Award will be made to the highest responsive and responsible bidder, and accordingly, the Maritime Administration reserves the right to reject any bid proposing operations not considered in keeping with the intent of Pub. L. 92-296.

Each bid is to be accompanied by a suitably detailed outline of the proposed operation of the vessel, together with sufficient detail concerning the financial resources of the bidder to enable the Maritime Administration to determine the ability of the bidder to consummate the transaction and operate the vessel in a manner contemplated by Pub. L. 92-296. Bidders who have previously submitted proposals in response to the notices in the FEDERAL REGISTER of February 26, 1973, and November 9, 1973, must update and resubmit their proposals to be eligible for consideration under this Invitation.

Sale of the SS *United States* is subject to the following conditions:

1. No operating-differential subsidy shall be paid for operation of the vessel.

2. The provisions of Section 506 of the Merchant Marine Act, 1936, as amended, shall apply to operations of the SS *United States*, since the exemption from such provision contained in Section 613 of the Act applies only to passenger vessels under operating-differential subsidy contracts.

Construction subsidy paid on the vessel amounted to $18,646,749. Thus, payback pursuant to Section 506 could approximate $745,000 per year (for the statutory life of the vessel).

3. At no time may the vessel be sold or scrapped without the prior approval of the Maritime Administration, and during the statutory life of the vessel (until June 19, 1977), it shall not be used for any purpose not contemplated by Pub. L. 92-296. Should the buyer utilize the vessel for any purpose not contemplated by Pub. L. 92-296 during its statutory life, the Maritime Administration shall have the option to repurchase the vessel based on the following schedule of prices:

| | |
|---|---|
| Dec. 31, 1975 | $3,397,310.20 |
| Mar. 31, 1976 | 2,826,866.80 |
| June 30, 1976 | 2,250,085.14 |
| Sept. 30, 1976 | 1,666,965.22 |
| Dec. 31, 1976 | 1,083,845.30 |
| Mar. 31, 1977 | 513,401.90 |

Retention of this option by the Maritime Administration is to insure that the vessel will be used during its statutory life in a manner contemplated by Pub. L. 92-296, notwithstanding the provisions of Article 9(a) of Construction-Differential Subsidy Agreement, Contract No. MCc-61974, and Section 802 of the Merchant Marine Act, 1936, as amended.

Copies of the Invitation for Bids No. PD-X-999 dated August 7, 1975, may be obtained from the Contracting Officer, Burton T. Kyle, Director, Office of Domestic Shipping, Maritime Administration, Washington, D.C. 20230.

Bids are to be in the form specified in the Invitation for Bids and are to be addressed to Secretary, Code M-120, Maritime Administration, U.S. Department of Commerce, Washington, D.C. 20230. Bids will be received until 2:15 p.m., Eastern Standard Time, November 5, 1975, and public opening will be held at 2:15 p.m., Eastern Standard Time, on that date at the offices of the Maritime Administration, Room 3708, Commerce Building, 14th Street between E and Constitution Avenue, NW., Washington, D.C.

Dated: August 5, 1975.

By Order of the Assistant Secretary of Commerce for Maritime Affairs.

JAMES S. DAWSON, Jr.,
*Secretary.*

[FR Doc.75-20992 Filed 8-8-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

### NATIONAL ADVISORY COUNCIL ON EDUCATION PROFESSIONS DEVELOPMENT

### Meeting

Notice is hereby given, pursuant to Section 10(a)(2), Public Law 92-463, that the next meeting of the National Advisory Council on Education Professions Development will be held on Wednesday, September 10, 1975, 9 a.m. to 5 p.m., Thursday, September 11, 1975, 9 a.m. to 5 p.m., and Friday, September 12, 1975, 9 a.m. to 12 noon, local time, at the Statler Hilton Hotel, Washington, D.C.

The National Advisory Council on Education Professions Development is established under Section 502 of the Education Professions Development Act (Public Law 90-35). The Council is charged with the review of the Education Professions Development Act and of all other Federal programs for the training and development of educational personnel.





The meeting of the Council is open to the public. The proposed agenda includes discussion of progress reports on Teacher Centers, Competency-Based Teacher Education, Mainstreaming, and Educational Technology, as well as follow-up activities relating to the Council's recommendations for Federal legislation concerning the Teacher Corps contained in its report entitled *Teacher Corps: Past or Prologue?* published in July of this year.

The meeting on Thursday, September 11, 1975, involves a site visit. Members of the public planning to attend should provide their own transportation and should give advance notice of their intention to attend the meeting by calling the Council (202-382-8712) or by mail no later than Monday, September 8, 1975.

Records are kept of all Council proceedings and are available for public inspection at the Council offices, located at 1111 20th Street, NW., Suite 306, Washington, D.C. 20036.

Signed at Washington, D.C. on August 4, 1975.

GEORGE E. ARNSTEIN,
*Executive Director.*

[FR Doc.75-20927 Filed 8-8-75;8:45 am]

## Food and Drug Administration

[DESI 11250; Docket No. 75N-0109]

### CERTAIN DRUG PRODUCTS FOR TREATMENT OF AMMONIA INTOXICATION

### Withdrawal of Approval of New Drug Applications

A notice of opportunity for hearing (DESI 11250; Docket No. FDC-D-654 (Now Docket No. 75N-0109); NDA 11-250 etc.) was published in the FEDERAL REGISTER of December 5, 1973 (38 FR 33511) in which the Commissioner of Food and Drugs proposed to issue an order withdrawing approval of the drug products described below. The basis of the proposed action was the lack of substantial evidence that the products are effective for their labeled indications. The products have been used in conditions associated with elevated blood ammonia levels. No person requested a hearing and approval of the new drug applications is now being withdrawn.

NDA 11-250; R-Gene Injection containing arginine hydrochloride (5 percent); Cutter Laboratories, Inc., Fourth and Parker St., Berkeley, CA 94710. This particular product, reviewed in the Drug Efficacy Study, is labeled for use in conditions associated with elevated blood ammonia levels. Another arginine hydrochloride product of Cutter Laboratories, named R-Gene-10 Injection, containing 10 percent arginine hydrochloride (NDA 16-931), was approved in 1973 for use as a stimulant to the pituitary. It is not affected by this notice.

NDA 12-036; Glutavene Solution for Injection containing sodium glutamate; Cooper Laboratories, Pharmaceutical Division (successor to Tilden Yates), 1259 Route 46, Parsippany, NJ 07054.

NDA 12-037; Glutavene K Solution for Injection containing sodium glutamate and potassium glutamate; Cooper Laboratories, Pharmaceutical Division.

Also included in the notice of December 5, 1973 was Modumate Solution for Injection containing arginine glutamate (NDA 11-640), Abbott Laboratories, 14th and Sheridan Rd., North Chicago, IL 60064. The inclusion of that product in the notice of opportunity for hearing was inappropriate since Modumate is included in the list of drug products that may remain on the market pending completion of scientific studies to determine effectiveness, published in the FEDERAL REGISTER of December 14, 1972 (37 FR 26623). Therefore, the notice of opportunity for hearing published December 5, 1973 is hereby rescinded insofar as it pertains to NDA 11-640 for Modumate Solution for Injection.

All drug products that are identical, related, or similar to any of the drugs named above, not the subject of an approved new drug application, are covered by the new drug applications reviewed and are subject to this notice pursuant to § 310.6 (21 CFR 310.6). Any person who wishes to determine whether a specific product is covered by this notice should write to the Food and Drug Administration, Bureau of Drugs, Division of Drug Labeling Compliance, (HFD-310), 5600 Fishers Lane, Rockville, MD 20852.

Neither the holders of the new drug applications nor any other person filed a written appearance of election as provided by said notice. The failure to file such an appearance constitutes election by such persons not to avail themselves of the opportunity for hearing.

The Director of the Bureau of Drugs, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1053, as amended (21 U.S.C. 355)), and under authority delegated to him (21 CFR 2.121), finds that on the basis of new information before him with respect to the drug products, evaluated together with the evidence available to him when the applications were approved, there is a lack of substantial evidence that the above listed drug products will have the effects they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in their labeling.

Therefore, pursuant to the foregoing finding, approval of new drug applications Nos. 11-250, No. 12-036, and No. 12-037 and all amendments and supplements thereto, is withdrawn effective August 21, 1975.

Shipment in interstate commerce of the above products for which approval is being withdrawn, or any identical, related, or similar product, not the subject of an approved new drug application, will then be unlawful.

Dated: July 28, 1975.

CARL M. LEVENTHAL,
*Acting Director, Bureau of Drugs.*

[FR Doc.75-20695 Filed 8-8-76;8:45 am]

## Social and Rehabilitation Service

### HANDBOOK OF PUBLIC ASSISTANCE ADMINISTRATION

### Revocation of Parts I, II, and VI and Supplements A, B, and C

Notice is given that the Parts and Supplements of the Handbook of Public Assistance Administration listed below which contain certain requirements, interpretations, informational materials, and instructions for the administration of the financial assistance, medical assistance, and social services programs under Titles I, IV, X, XIV, XVI, and XIX of the Social Security Act, and were issued by the Department prior to March 19, 1970, are hereby revoked. All material contained in these three parts and supplements either has been superseded by regulations previously published as part of the Code of Federal Regulations under Title 45, Chapter II, or has been reissued under the current Social and Rehabilitation Service issuance system as program instructions or interpretation of policy, or has become outdated because of amendments to existing laws or enactment of new laws.

The Handbook of Public Assistance Administration materials listed below are hereby revoked:

Part I—Federal and State Responsibility
Part II—State Organization and Administration
Part VI—Statistical Reporting and Research
Supplement A—Guides and Recommendations
Supplement B—Work Experience and Training Program
Supplement C—Nondiscrimination in Federally Assisted Programs

*Effective date.* This notice shall be effective on August 11, 1975.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))
(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance Program Program; 13.754, Public Assistance—Social Services; 13.761, Public Assistance—Maintenance Assistance (State Aid))

Dated: August 5, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

[FR Doc.75-20920 Filed 8-8-75;8:45 am]

## Office of the Secretary

### PRESIDENT'S COMMITTEE ON MENTAL RETARDATION

### Meeting

The President's Committee on Mental Retardation was established to provide advice and assistance in the area of mental retardation to the President including evaluation of the adequacy of the national effort to combat mental retardation; coordination of activities of Federal agencies; provision of adequate liaison between Federal activities and related activities of State and local governments, foundations and private organizations; and develop information designed for dissemination to the general public. The Committee will meet on Sunday, Sep-



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tember 28, 1975, 5:00 to 9:00 p.m., Monday, September 29, 1975, 9:00 a.m. to 4:30 p.m., and Tuesday, September 30, 1975, 9:00 a.m. to 1:00 p.m., at the Executive Park Motor Hotel, 1447 Northeast Expressway, Atlanta, Georgia 30329. The meeting will be a Regional Public Forum with testimony from selected individuals and questions received from participants. The following States will participate: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee. These meetings are open to the public.

Dated: August 4, 1975.

FRED J. KRAUSE,
*Executive Director, President's Committee on Mental Retardation.*

[FR Doc.75-20919 Filed 8-8-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

### RAILROAD OPERATING RULES ADVISORY COMMITTEE

#### Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770) notice is hereby given that the Railroad Operating Rules Advisory Committee will meet on Tuesday and Wednesday, September 9 and 10, 1975.

The Committee was established to provide advice to the Federal Railroad Administration concerning solutions to problem areas involving the operating rules of the nation's railroads.

The meeting will be held in Room 4436, Department of Transportation, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. The agenda for this meeting will include a discussion of rule 93 of the Association of American Railroads' Standard Code of Operating Rules. The Committee will also discuss priorities for study at later meetings in 1975 and 1976.

The meeting will be open to the public. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so. Under a procedure established by the Committee, persons submitting written statements are requested to provide 15 copies to provide distribution to each of the Committee members. Members of the public who wish to make prepared oral presentations should inform the Office of the Chief Counsel, Federal Railroad Administration, (202) 426-8220 at least 5 days prior to the meeting if possible and reasonable provision will be made for their appearance on the agenda. Time will also be provided on the agenda for public comments with respect to the discussions during the meeting.

Minutes of the meeting will be made available for public inspection and duplication during regular business hours in the Office of the Chief Counsel, Federal Railroad Administration, Room 5101, Nassif Building, 400 Seventh Street, SW., Washington, D.C.

Issued in Washington, D.C., on August 4, 1975.

ASAPH H. HALL,
*Deputy Administrator, Committee Chairman.*

[FR Doc.75-20858 Filed 8-8-75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Order 75-8-18; Docket 27573: Agreement C.A.B. 25257, R-1 through R-9; Agreement C.A.B. 25278, R-1 through R-9]

### CARGO RATE MATTERS

#### Agreements Adopted by the Traffic Conferences of the International Air Transport Association

Issued under delegated authority August 6, 1975.

Agreements have been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers, and other carriers embodied in the resolutions of the Traffic Conferences of the International Air Transport Association (IATA). The agreements were adopted at the Composite Cargo Traffic Conferences in Nice, France during May-June 1975. The agreements comprise portions of the worldwide cargo rate structure, intended for effectiveness from October 1, 1975 through September 30, 1977, and have only limited application in air transportation as defined by the Act.

General cargo rates over the South Atlantic, and within Traffic Conference 2 (Europe/Africa/Middle East) have indirect application in air transportation as defined by the Act since they are combinable with general cargo rates to/from United States points, and will be approved herein. We will also approve currency surcharge resolutions for these areas, but will disclaim jurisdiction with respect to specific commodity rate resolutions which are noncombinable with rates in air transportation.

Pursuant to authority duly delegated by the Board in the Board's Regulations, 14 CFR 385.14:

1. It is not found that the following resolutions, incorporated in the agreements as indicated and which have indirect application in air transportation as defined by the Act, we are adverse to the public interest or in violation of the Act:

| Agreement CAB | IATA No. | Title | Application |
|---|---|---|---|
| 25257: | | | |
| R-1 | 001c | Cargo Tie-In Resolution—South Atlantic | 1/2 (South Atlantic). |
| R-2 | 001zz | South Atlantic Escape Resolution—Cargo | 1/2 (South Atlantic). |
| R-3 | 002 | Standard Revalidation Resolution | 1/2 (South Atlantic). |
| R-4 | 022ll | JT12 (Mid and South Atlantic) Special Rules for Sales of Cargo Air Transportation (New). | 1/2 (South Atlantic). |
| R-5 | 022L | JT12 (South Atlantic) Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending). | 1/2 (South Atlantic). |
| R-6 | 501 | Minimum Charges for Cargo—South Atlantic (Revalidating and Amending). | 1/2 (South Atlantic). |
| R-7 | 534c | Charges for Bulk Unitization—South Atlantic (Revalidating and Amending). | 1/2 (South Atlantic). |
| R-8 | 554c | South Atlantic General Cargo Rates | 1/2 (South Atlantic). |
| 25278: | | | |
| R-1 | 002 | Standard Revalidation Resolution | 2. |
| R-2 | 022kk | TC2 Special Rules for Sales of Cargo Air Transportation (New) | 2. |
| R-3 | 022m | TC2 Special Rules for Sales of Cargo Air Transportation (Revalidating and Amending). | 2. |
| R-4 | 501 | Minimum Charges for Cargo (Revalidating and Amending) | 2. |
| R-5 | 515a | Air Ferry Rates for Live Horses and Attendants (Revalidating and Amending). | 2. |
| 25278: | | | |
| R-7 | 552 | TC2 General Cargo Rates | 2. |

2. It is not found that the following resolutions incorporated in the agreements as indicated, affect air transportation within the meaning of the Act:

| Agreement CAB | IATA No. | Title | Application |
|---|---|---|---|
| 25257: | | | |
| R-9 | 590 | Specific Commodity Rates Board (Revalidating and Amending). | 1/2 (South Atlantic). |
| 25278: | | | |
| R-6 | 521c | Shipper Packed Unit Rates (Readopting and Amending) | 2. |
| R-8 | 590 | Specific Commodity Rates Board (Revalidating and Amending). | 2. |
| R-9 | 590x | Specific Commodity Rates (Within Africa) (New) | 2. |

Accordingly, *it is ordered*, That:

1. Those portions of Agreements C.A.B. 25257 and C.A.B. 25278, described in finding paragraph 1 above, which have indirect application in air transportation as defined by the Act, be and hereby are approved; and

2. Jurisdiction be and hereby is disclaimed with respect to those portions of Agreements C.A.B. 25257 and C.A.B. 25278, described in finding paragraph 2 above.

Persons entitled to petition the Board for review of this order pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.





This order will be published in the FEDERAL REGISTER.

JAMES L. DEEGAN,
*Chief, Passenger and Cargo Rates Division, Bureau of Economics.*

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20935 Filed 8-8-75;8:45 am]

[Docket 28043]

### HILO SERVICE CASE

#### Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on October 2, 1975, at 10 a.m. (local time), in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Chief Administrative Law Judge Robert L. Park.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statements of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 12, 1975, and the other parties on or before September 22, 1975. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., August 5, 1975.

[SEAL] ROBERT L. PARK,
*Chief Administrative Law Judge.*

[FR Doc.75-20933 Filed 8-8-75;8:45 am]

[Order 75-8-22; Docket 26494; Agreement C.A.B. 25293]

### NORTH/CENTRAL PACIFIC PASSENGER FARES

#### Agreement Adopted by Members of the International Air Transport Association

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of August, 1975.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers and other carriers embodied in the resolutions of the Traffic Conferences of the International Air Transport Association (IATA). The agreement, adopted at a North/Central Pacific Passenger Fares Meeting held in Geneva during July 10-11, 1975, has been assigned the above C.A.B. agreement number.

In view of Board action in Order 75-3-100 (March 26, 1975) which disapproved major portions of a new North/Central Pacific fare structure proposed to be effective from April 1, 1975, the agreement would readopt for a two-month period ending September 30, 1975, the present North/Central Pacific fare structure which reflects agreed international fares prior to April 1, 1975. In addition, the agreement would amend the resolution governing North/Central Pacific GIT fares to permit open-jaw travel from the Pacific as well as from the Western Hemisphere. We will approve the agreement since it merely represents reestablishment of previously approved fares for a limited period in order to permit time for consideration and filing of a new North/Central Pacific fare package for October 1, 1975 effectiveness.

Pursuant to the Federal Aviation Act of 1958 and particularly sections 102, 204 (a) and 412 thereof, the Board does not find that the following resolution, incorporated in Agreement C.A.B. 25293, is adverse to the public interest or in violation of the Act:

| Agreement CAB | IATA No. | Title | Application |
|---|---|---|---|
| 25293 | 002d | Special Readoption Resolution (JT31 North and Central Pacific) | 3/1. |

Accordingly, *it is ordered*, That:

Agreement C.A.B. 25293 be and hereby is approved, subject, where applicable, to all conditions previously imposed by the Board on those resolutions readopted by IATA Special Readoption Resolution 002d.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20937 Filed 8-8-75;8:45 am]

[Order 75-8-20; Docket 28045]

### PAKISTAN INTERNATIONAL AIRLINES CORP.

#### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 6th day of August, 1975.

In Order 72-4-8 approved by the President on April 1, 1972, the Board granted to Pakistan International Airlines Corporation (PIAC) an amended foreign air carrier permit[1] to engage in foreign air transportation of persons, property and mail between Karachi, Pakistan and New York, via certain intermediate points.

On July 2, 1975 PIAC filed its application under sections 402, 801, and 1102 of the Federal Aviation Act of 1958, as amended, and Part 211 of the Economic Regulations of the Board for amendment of its foreign air carrier permit to add Dubai, United Arab Emirates (Dubai) as an intermediate point on each of its four (4) routes. In support of its application, PIAC alleges:

(a) That it is the designated airline of the Government of Pakistan;

(b) That the additional point was designated by the aeronautical authority of Pakistan pursuant to Article X(D) of the Air Transport Services Agreement between the United States of America and Pakistan;

(c) That PIAC is a citizen of the Republic of Pakistan. All of its officers are nationals of the Republic of Pakistan. Over 90% of its stock is owned by the Government of the Republic of Pakistan, and the remainder of its stock is owned by nationals of the Republic of Pakistan;

(d) That PIAC is presently engaged in providing air transportation between, *inter alia*, Karachi and New York;

(e) That its present aircraft fleet includes Boeing 707, 720-B and DC-10 aircraft, which are suitable for the air transportation proposed herein; and

(f) That since PIAC wishes to commence service to Dubai at the earliest possible date, it requests that Dubai be added to each of its present routes by show cause procedures.

On July 8, 1975 Pan American World Airways, Inc. (PAA) filed its answer to the instant application stating that it had no objections to the use of show cause procedures for the addition of Dubai. However, PAA stated that if the Board proceeds in this matter, it should do so on the basis of "principles of international comity," rather than on the basis that the addition of Dubai is required by the Air Transport Services Agreement between the United States and Pakistan. No other answers relative to this application were filed.

Upon consideration of the pleadings and the lack of opposition to PIAC's request, the Board tentatively finds that amendment of PIAC's permit, to add Dubai to its current four (4) routes, is in the public interest. We need not here decide if the Government of Pakistan would have a right to add Dubai to the bilateral routes pursuant to Article X

[1] The permit was originally issued pursuant to Order E-16850, approved May 24, 1961, wherein the Board found that PIAC was fit, willing, and able to properly perform the transportation authorized by the Air Transport Services Agreement between the United States and Pakistan.

(D) of the Agreement, since the Board finds that the addition of the point to the current routes set forth in the applicant's permit may in any event be supported on the basis of the principle of comity. In this connection, the Board notes that the proposed amendment is unopposed, and will not serve to alter the economic value of the exchange of rights under the Agreement to any significant degree. Accordingly, the Board tentatively finds and concludes that:

(1) PIAC is fit, willing, and able properly to perform the foreign air transportation proposed in its application and to conform to the provisions of the Act and the rules, regulations and requirements of the Board thereunder;

(2) PIAC is substantially owned and effectively controlled by the Republic of Pakistan;

(3) A hearing on the application is not required in the public interest;

(4) The amendment of PIAC's permit as proposed is in the public interest; and

(5) The public interest requires that the exercise of the privileges granted by said permit shall be subject to the terms, conditions, and limitations prescribed therein, and to such other reasonable terms, conditions and limitations required by the public interest as may from time to time be prescribed by the Board.

All interested persons will be given 20 days following the adoption of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to direct their objections, if any, to specific issues, and to support such objections with detailed analyses. If an evidentiary hearing is requested, the objectors should state the issues with respect to which a hearing is requested and should state, in detail, why such a hearing is necessary and what relevant and material facts he would expect to establish through such a hearing. Vague, general, or unsupported objections will not be entertained.

Accordingly, *it is ordered*, That: 1. All interested persons be and they hereby are directed to show cause why the Board should not make final the tentative findings and conclusions herein and why an order should not be issued, subject to approval by the President pursuant to section 801 of the Act, issuing an amended foreign air carrier permit to Pakistan International Airlines Corporation in the form attached hereto; [2]

2. Any interested persons having objections to the issuance of an order making final the tentative findings and conclusions herein, or to the issuance of the proposed amended foreign air carrier permit, shall, within 20 days after adoption of this order, file with the Board and serve on the persons named in paragraph 5 a statement of objections to, together with a summary of, testimony, statistical data and such evidence expected to be relied upon to support the statement of objections;

3. If timely and properly supported objections hereto are filed, full consideration will be accorded the matters or issues raised therein before further action is taken by the Board: *Provided*, That the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein if it determines that there are no factual issues presented that warrant the holding of an evidentiary hearing; [3]

4. In the event no objections are filed hereto, all further procedural steps will be deemed to have been waived, and the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein; and

5. This order shall be served upon Pakistan International Airlines Corporation; Pan American World Airways, Inc., Trans World Airlines, Inc., the Ambassador of Pakistan, and the Department of State.

This order shall be published in the FEDERAL REGISTER and transmitted to the President.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-20936 Filed 8-8-75;8:45 am]

[2] The attached proposed permit includes an initial tariff condition which the Board has recently included in permits of foreign air carriers. The termination clause is also clarified with respect to a partial deletion of authority by a subsequent agreement. Proposed permit filed as part of the original document.

[Docket 27914]

## TOURIST ENTERPRISES CORP. (ORBIS)

### Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on September 11, 1975, at 10 a.m. (local time) in Room 503, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Dee C. Blythe.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report served on August 5, 1975, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 5, 1975.

[SEAL] DEE C. BLYTHE,
*Administrative Law Judge.*

[FR Doc. 75-20934 Filed 8-8-75; 8:45 am]

[Docket 28146; Order 75-8-13]

## WESTERN AIR LINES, INC.

### Investigation and Suspension

Adopted by the Civil Aeronautics Board, at its office in Washington, D.C., on the 24th day of July, 1975.

By tariff revisions filed June 16, 1975 for effect August 8, 1975, Western Air Lines, Inc. (Western) proposes a general six percent increase in all U.S. west coast-Mexico fares.[1] Western contends in its accompanying justification that, while Western's U.S.-Mexico fares have not been increased since January 1974, costs have continued their upward spiral at an unprecedented rate; [2] that the Board has permitted further fuel-related fare increases during this period in other international and domestic areas; that, although the Board has twice refused to allow increases in Western's U.S.-Mexico fares, concluding that Western's earnings were adequate at present fare levels, it has nevertheless approved increases in other U.S.-Mexico markets where certain carriers were, allegedly, earning returns on investment (ROI) above the 12 percent guideline; and that the Board's policy of considering the composite ROI of all U.S. carriers in a given market works to Western's disadvantage because it is the only U.S. carrier offering direct service from the west coast, and the competing Mexican-flag carriers, which might be earning less than 12 percent, are not required to submit financial data.

Western has submitted a statement of financial results in U.S.-Mexico scheduled passenger service which shows returns on investment of 11.90 percent during the year ended March 31, 1975; 5.03 percent during the same period assuming an 8.5 percent cost inflation factor; and 7.92 percent with the six percent fare increase. The 8.5 percent cost escalation figure reflects an increase in costs per available seat-mile for the year ended March 31, 1975 over the corresponding previous year of 11.4 percent, adjusted to reflect only the nine months from the midpoint (September 30, 1974) of the most recent reported year to the current date (June 30, 1975).[3] Western anticipates a revenue improvement from the proposed six percent fare increase of $658,000, or 1.87 percent, reflecting a traffic loss of four percent due to elasticity of approximately −0.66.

Finally, Western contends that its reported return in Mexican operations is misleading since certain unprofitable domestic flights are actually scheduled primarily to facilitate Mexican service from beyond gateway points; and that, in any event, Western operates within six major ratemaking areas subject to the separate regulation of three countries and one state, all with different standards. Under these circumstances, Western contends that it will never achieve an adequate overall return unless the Board fixes its fares and rates on the basis of system-wide results.

Upon full consideration of the tariff filing, Western's justification, and all other relevant factors, the Board finds that the proposed fares may be unjust or unreasonable, or unjustly discriminatory, or unduly preferential, or unduly prejudicial, or otherwise unlawful, and should be investigated. The Board further finds that the fares should be suspended pending investigation.

Western states that it earned an 11.90 percent return during the year ended March 31, 1975 in scheduled passenger service to/from Mexico, but the Board believes this figure to be understated for several reasons. First, computation of investment on a regulatory basis using standards established in the *Domestic Passenger-Fare Investigation* results in a figure of $19,054,000 for U.S.-Mexico scheduled passenger service rather than the $20,682,000 employed by Western, and avoids double counting of the same investment base for domestic and international ratemaking purposes.[4] Adjusting Western's statement of historical results accordingly shows a return on investment of 12.63 percent rather than the 11.90 percent figure cited by the carrier.

Second, with respect to cost escalation, the Board has substituted an annualization of present (first-quarter 1975) costs per available seat-mile for Western's 8.5 percent cost factor. As we stated in Order 75-6-72, the methodology used by Western (the increase in operating expense per available seat-mile from one year to the next) is reasonable "as long as unit costs are increasing at a reasonably steady rate." However, cost inflation at the present time is much less severe than in the year ended March 1975, and Western's cost projections are not supported by any data on experienced or contractual cost increases. Its cost-escalation factor, therefore, is essentially anticipatory and clearly overstates operating expenses. While our annualization of first-quarter costs may not fully reflect contractual increases in all areas, no such data has been supplied by Western, and we believe the Board's figure is a much more accurate reflection of present cost levels than the one submitted by the carrier. In the single area, fuel, where data are reported on a recurrent basis, we have made an adjustment to reflect the latest reported data (May 1975) which show a four-cent per gallon price increase over the first quarter, or $923,000 on an annual basis.

Third, Western anticipates a revenue improvement of $658,000 or only 1.87 percent from a fare increase of six percent, reflecting an estimate of demand elasticity which appears to be unduly pessimistic in light of historical results in the west coast-Mexico market. For example, the last fare increase (six percent) became effective January 1, 1974 and Western's traffic nevertheless increased by 12 percent in the first quarter of 1974 over the corresponding period of 1973, and calendar 1974 traffic increased 5.3 percent over calendar 1973. We note additionally that Western anticipates a load factor, with elasticity, of 56.8 percent which is significantly below its historical experience in this market.[5] Moreover, elasticity of demand generally applies in actual practice only where a fare increase represents an increase in real dollars, and there is no indication that the proposed increase will exceed the overall inflation in consumer prices during the period immediately ahead. For these reasons the Board cannot accept Western's revenue estimate.

Adjusting to eliminate elasticity, and to reflect current cost levels as discussed above, results in an ROI of 15.14 percent, clearly above the 12 percent return on investment guideline.[6] While our estimate of return under the proposed fares may be slightly overstated, it is clearly more realistic than Western's anticipated 7.92 percent, and indicates that an increase of the magnitude proposed would place the carrier in an excess-earnings position. Western's current earnings in west coast-Mexico service are adequate, and although its return may decline somewhat at present fare levels, nothing indicates that a fare increase is necessary to the carrier's financial stability or to continued efficient operations in the market.

Finally, we do not accept the contention that Western's reported earnings in U.S.-Mexico operations are overstated due to losses on domestic flights which continue on to Mexico, nor that the Board should evaluate return on investment on a system basis. As stated in Order 74-8-117, the Form 41 format constitutes the official procedure for the reporting of financial results in each market entity, and is appropriate as a basis for evaluation of fare proposals; in any event, losses on these flights are considered for domestic rate purposes, and considering them in evaluating U.S.-Mexico fares would allow double counting of the same expenses. In short, Western has not shown the proposed U.S.-Mexico fare increase to be warranted on its own merits, and the Board does not believe the public interest would be served by increasing U.S.-Mexico fares for the purpose of supporting other less profitable markets.

Accordingly, pursuant to the Federal Aviation Act of 1958, as amended, and particularly sections 204(a), 404, 801 and 1002(j) thereof,

IT IS ORDERED THAT:

1. An investigation be instituted to determine whether the fares and provisions in Tariff C.A.B. No. 118, Western Air Lines, Inc. on 16th Revised Page 12 and 14th Revised Page 13 and rules, regulations and practices affecting such fares and provisions, are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and, if found to be unlawful, to take appropriate action to prevent the use of such fares and provisions or rules, regulations, or practices;

2. Pending hearing and decision by the Board, the fares and provisions of the tariff pages specified in paragraph 1 above are suspended and their use deferred to and including August 7, 1976 unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. This order shall be submitted to the President [7] and shall become effective August 8, 1975;

4. The investigation ordered herein be assigned for hearing before an Administrative Law Judge of the Board at a time and place hereafter to be designated; and

5. A copy of this order be served upon Western Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[1] Western Air Lines, Inc., International Passenger Tariff No. 3, C.A.B. No. 118, 16th Revised Page 12 and 14th Revised Page 13.

[2] Specifically, Western cites labor cost increases of 23 percent, fuel cost increases of 47 percent, and an overall cost increase of 36 percent.

[3] Western alleges that application of an experienced cost-escalation factor to reflect current cost levels is consistent with Order 73-11-93, November 20, 1973, *Domestic Passenger-Fare Increases Proposed by Various Carriers*. The carrier also cites recent additional increases in fuel costs which are not, however, reflected in its financial statement.

[4] The domestic portion of total system investment has already been allowed Western in the Board's consideration of the four percent domestic fare increases extended in Order 75-6-72, June 13, 1975.

[5] During the 12 months ended March 1975, for example, Western experienced a 63.1 percent load factor.

[6] At present fares Western would earn a 9.37 percent return. See Appendix.

[7] This order was submitted to the President on July 25, 1975.

APPENDIX.—*Western Air Lines, Inc., United States-Mexico scheduled passenger service, year ended Mar. 31, 1975, in thousands*

| | Reported (unadjusted) | Reported (adjusted) [1] fares | At 1st quarter 1975 cost levels [2] | | |
|---|---|---|---|---|---|
| | | | Present fares | Proposed fares [3] | Proposed fares [4] |
| Passenger revenue | $35,239 | $35,239 | $35,239 | $35,897 | $37,353 |
| Passenger-related | 917 | 917 | 917 | 917 | 917 |
| Total operating revenues | 36,156 | 36,156 | 36,156 | 36,814 | 38,270 |
| Total operating expenses | 32,152 | 32,152 | 33,348 | 32,939 | 33,348 |
| Operating profit | 4,004 | 4,004 | 2,808 | 3,875 | 4,922 |
| Interest expense | (792) | (677) | (677) | (677) | (677) |
| Net income before tax | 3,212 | 3,327 | 2,131 | 3,198 | 4,245 |
| Income tax at 48 percent | 1,542 | 1,597 | 1,023 | 1,535 | 2,038 |
| Net income after tax | 1,670 | 1,730 | 1,108 | 1,663 | 2,207 |
| Add: interest expense | 792 | 677 | 677 | 677 | 677 |
| Return element | 2,462 | 2,407 | 1,785 | 2,340 | 2,884 |
| Investment | 20,682 | 19,054 | 19,054 | 19,054 | 19,054 |
| ROI (percent) | 11.90 | 12.63 | 9.37 | 12.28 | 15.14 |

[1] Regulatory investment and interest expense for system and United States-Mexico scheduled passenger services, developed according to DPFI standards.

[2] 1st-quarter 1975 operating expenses, allocated to scheduled passenger service at 95.53 percent = $8,618,000/239,329,000 asm = $0.0364/asm. Reported year ended Mar. 31, 1975 asm's 890,791,000 (0.0364) = $32,425,000. Total operating expenses also include $923,000 in additional fuel costs attributable to May fuel price increase.

[3] Western's estimated traffic and revenue reflecting elasticity: traffic-related expenses reduced accordingly.

[4] No elasticity.

[FR Doc.75-20570 Filed 8-8-75;8:45 am]







VOL 40 NO 155 AUG 11 75 XU

## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### CERTAIN MAN-MADE FIBER TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN EL SALVADOR

#### Import Restriction

AUGUST 5, 1975.

On July 31, 1975, the United States Government, in furtherance of the objectives of, and under the terms of, the Arrangement Regarding International Trade in Textiles, done at Geneva on December 20, 1973, requested the Government of El Salvador to enter into consultations concerning exports to the United States of man-made fiber textile products in Categories 224 (only women's, girls', and infants' knit coats) and 229 (woven coats), produced or manufactured in El Salvador. A complete description of these categories was published in the FEDERAL REGISTER of February 3, 1975 (40 FR 5010).

Notice is hereby given that under the provisions of Article 3 of the Arrangement, if no solution is mutually agreed upon by the two governments within sixty (60) days of the date of delivery of the aforementioned note, entry and withdrawal from warehouse for consumption of man-made fiber textile products in Categories 224 (pt.) and 229, produced or manufactured in El Salvador and exported to the United States during the twelve-month period beginning on the date of delivery of the note, may be restrained at levels which are yet to be determined.

There is published below market disruption information relating to each of the aforementioned categories. Any party wishing to express a view or provide data or information with respect to these categories is invited to submit such in ten copies to Mr. Alan Polansky, Chairman of the Committee for the Implementation of Textile Agreements and Deputy Assistant Secretary for Resources and Trade Assistance, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Room 3826, Washington, D.C. 20230. To enable timely consideration, comments should be submitted at the earliest date possible, but no later than September 10, 1975.

Views, data or information submitted under this procedure will be available for public inspection at the Central Reference and Records Inspection Facility, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Room 7043, Washington, D.C. 20230 and may be obtained upon written request pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (1970), as amended, Pub. L. No. 93-502, (November 21, 1974) and the regulations of the Department of Commerce (15 C.F.R. Part 4 (1974)). Whenever practicable, public comment may be invited concerning views, comments or information received from the public which the Committee for the Implementation of Textile Agreements considers appropriate for further consideration.

The solicitation of comments on market disruption or any other matter pursuant to this notice is not a waiver in any respect of the exemption contained in 5 U.S.C. 553(a)(1) and 554(a)(4) (1970) relating to matters which constitute "a foreign affairs function of the United States."

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance U.S. Department of Commerce.*

#### CATEGORY 224—PART

#### OTHER WOMEN'S, GIRLS' AND INFANTS' COATS—KNIT

Apparel items included in this part of Category 224 include knit women's, girls' and infants' raincoats, jackets, suit-type coats and other outer coats.

The U.S. women's, girls' and infants' knit coat industry is one of the most import impacted areas of the apparel industry. The import/production ratio for these types of coats was more than 50 percent in 1974.

*Imports:* Total U.S. imports of women's, girls' and infants' other coats increased from 279 thousand dozen in 1974 to 316 thousand dozen in the year ending May 1975. El Salvador has become the second largest supplier of these type of coats. Imports from El Salvador increased from 17,449 dozen in 1974 to 32,351 dozen in the year ending May 1975. Among the largest suppliers, Taiwan, Mexico, Japan, Korea and Colombia control their exports to the United States.

*Prices:* The CIF value, including import duties, of imports of this category from El Salvador averaged $57 dollars per dozen. This is substantially below the domestic price for comparable goods and is also below the value of imports from Hong Kong and Japan.

*Domestic Production:* U.S. production of women's, girls' and infants' other coats declined during the first half of 1975. Output during 1974 totaled 556,000 dozen, down more than 5 percent from 1973.

*U.S. Production and imports, women's other coats, category 224 (part), in 1,000 dozens*

| Year | Production | Imports | Ratio |
|---|---|---|---|
| 1972 | 414 | (1) | (1) |
| 1973 | 587 | (1) | (1) |
| 1974 | 556 | 279 | 50.2 |

[1] Not available.

*Category 224 (part): U.S. general imports from El Salvador and major suppliers—other women's, girls', and infants' coats (382-0407 and 382-7809), in pounds*

| Period | Quantity |
|---|---|
| 1972 | -- |
| 1973 | -- |
| 1974 | 144,929 |
| Year ending March 1975 | 238,929 |
| Year ending April 1975 | 250,541 |
| Year ending May 1975 | 265,633 |

| Period | Quantity |
|---|---|
| February 1975 | 28,737 |
| March 1975 | 42,426 |
| April 1975 | 19,229 |
| May 1975 | 9,965 |

| Major suppliers | Period 1972 | 1973 | 1974 | Year ending May 1975 |
|---|---|---|---|---|
| El Salvador [1] | -- | -- | 144,929 | 265,633 |
| China (T) | -- | -- | 346,022 | 429,110 |
| Mexico | -- | -- | 226,349 | 222,061 |
| Japan | -- | -- | 313,901 | 196,994 |
| All other countries | -- | -- | 1,025,760 | 1,114,008 |
| Total | -- | -- | 1,966,961 | 2,226,811 |

[1] El Salvador is No. 3 based on year ending May 1975.

#### CATEGORY 229

#### COATS, WOVEN

Apparel items in this category include men's and boys' raincoats, suit-type sport coats and jackets, and other outer coats and women's girls' and infants' raincoats, outer coats and jackets; ornamented and non ornamented.

The U.S. men's and women's coat industry is one of the most import impacted areas of the U.S. apparel industry. The import/production ratio for man-made fiber woven coats is estimated to have increased to 50 percent in the first half of 1975, up from 44 percent in 1974 and 11 percent in 1968.

*Imports:* Total imports of woven coats into the U.S. market have increased nearly fourfold from 530 thousand dozen in 1968 to more than 2 million dozen in the year ending May 1975.

Imports from El Salvador began in 1968 on a relatively small scale, but began to increase substantially in 1973 reaching 12,672 dozen. By the year ending May 1975, these imports had increased threefold from 1973 to 37,985 dozen. El Salvador is the twelfth largest suppliers of woven coats to the U.S. market. All major suppliers have either entered into or are consulting toward agreements to control their exports to the U.S. market.

*Prices:* The CIF value, including import duties, of imports of this category from El Salvador ranged from $57 per dozen for children's coats to $98 per dozen for women's raincoats. These prices are substantially below the domestic prices for comparable items, and are also below the value of comparable products being imported from Hong Kong and Japan. (Annex B)

*Domestic Production:* U.S. production of woven coats declined during the latter part of 1974 and the first half of 1975 to an estimated 4 million dozen, on an annual basis, from 5 million dozen in 1973 and 1974.

*Employment* in the U.S. men's and women's suit and coat industry in June 1975 totaled 145,600, or 25 percent less than in June 1974.

*U.S. production and imports of coats, woven, category 229, in 1,000 dozens*

| Year | Production | Imports | Ratio |
|---|---|---|---|
| 1968 | 4,623 | 530 | 11.5 |
| 1969 | 4,244 | 1,325 | 31.2 |
| 1970 | 4,981 | 1,865 | 37.4 |
| 1971 | 4,518 | 2,126 | 46.0 |
| 1972 | 4,501 | 2,522 | 56.0 |
| 1973 | 4,351 | 2,654 | 53.6 |
| 1974 [1] | 4,950 | 2,202 | 44.5 |
| 1975 [2] | 4,000 | 2,000 | 50.0 |

[1] Preliminary.
[2] Estimated.

*Category 229: U.S. general imports from El Salvador and major suppliers—coats (not knit) in dozens*

| Period | Units | Period | Units |
|---|---|---|---|
| 1972 | 1,448 | March 1975 | 6,285 |
| 1973 | 12,672 | April 1975 | 2,675 |
| 1974 | 24,161 | May 1975 | 4,064 |
| Year ending March 1975 | 34,014 | | |
| Year ending April 1975 | 34,585 | | |
| Year ending May 1975 | 37,985 | | |

| Major suppliers | Period 1972 | 1973 | 1974 | Year ending May 1975 |
|---|---|---|---|---|
| El Salvador [1] | 1,448 | 12,672 | 24,161 | 67,985 |
| Korea, Republic of | 656,649 | 677,477 | 516,622 | 579,067 |
| China (T) | 376,243 | 310,289 | 245,213 | 230,481 |
| Hong Kong | 380,203 | 284,598 | 201,387 | 209,422 |
| All other countries | 1,107,415 | 1,368,726 | 1,215,682 | 962,148 |
| Total | 2,522,048 | 2,653,762 | 2,202,065 | 2,019,103 |

[1] El Salvador is No. 12 supplier.

ANNEX A—MARKET CONDITIONS IN THE U.S. APPAREL INDUSTRY

The United States apparel industry is in a depressed state.

The Federal Reserve Board production index for apparel products in March 1975 was down 22 percent from a year earlier and the lowest since February 1963.

Total employment in the apparel industry in June 1975 was 1,210,000, down 144,000 or 11 percent from June 1974.

Unemployment in the apparel industry was 13.9 percent in June 1975, compared with 7.5 percent for the same month a year earlier.

ANNEX B.—*El Salvador import and domestic price data, dollars per category unit*

| Category | Item | Unit | El Salvador | Korea | Hong Kong | Taiwan | Japan | United States |
|---|---|---|---|---|---|---|---|---|
| 224 | Other coats, W.G.I., MMF, knit | Dozen | 57 | 49 | 103 | 42 | 65 | 185 |
| 229 | Raincoats, W.G.I., MMF, N.K. | do | 98 | 70 | 122 | 111 | 161 | 305 |
| 229 | Other coats, W.G.I., MMF, N.K. | do | 57 | 50 | 77 | 45 | 70 | 165 |

NOTE.—Imports are average duty-paid CIF values.

[FR Doc.75-20557 Filed 8-8-75;8:45 am]

## COMMISSION ON THE REVIEW OF THE NATIONAL POLICY TOWARD GAMBLING

### REVISED HEARINGS

AUGUST 5, 1975.

Public Notice of hearings in Las Vegas, Nevada, dated July 21, 1975 and published in the FEDERAL REGISTER 40 FR 31026, July 24, 1975 are herewith amended. The hearings which will be held on August 19-21, 1975, will be held in Meeting Room A, Las Vegas Convention Center, 3150 South Paradise Road, Las Vegas, Nevada instead of the previously published Federal Building. All other provisions of the notice published July 21, 1975, remain the same.

JAMES E. RITCHIE,
*Executive Director.*

[FR Doc.75-20915 Filed 8-8-75;8:45 am]

## CONSUMER PRODUCT SAFETY COMMISSION

### PUBLIC PLAYGROUND EQUIPMENT

#### Acceptance of an Offer To Develop Safety-Related Requirements—Summary of Terms of Acceptance

By notice in the FEDERAL REGISTER of March 7, 1975 (40 FR 10706), the Consumer Product Safety Commission, pursuant to its Congressional mandate to protect consumers against unreasonable risks of injury associated with consumer products, began a proceeding for the development of safety-related requirements applicable to Public Playground Equipment that may be used as the basis of a proposed regulation under the Federal Hazardous Substances Act (FHSA) (15 USC 1261 et seq.).

The notice set forth the injuries and hazards associated with public playground equipment and invited any person to submit to the Commission, on or before April 7, 1975, either: (1) One or more previously developed standards that address one or more of the hazards identified in the notice and that could be used as the basis for a proposed regulation under the FHSA; or (2) an offer to develop one or more safety-related requirements applicable to public playground equipment that address one or more of the hazards identified in the notice and that could be used as the basis for a proposed regulation under the FHSA.

In response to the subject notice the Commission received one offer and one "existing" standard.

The purpose of this notice is to announce that the Commission has accepted the offer of the National Recreation and Park Association (NRPA), 1601 North Kent Street, Arlington, Virginia, 22209, to develop the requisite safety-related requirements. In this respect, the Commission has determined that the NRPA: (1) Appears technically competent, (2) is likely to develop appropriate safety-related requirements within the 120 day period provided by the Commission, and (3) will comply with appropriate Commission regulations pertaining to the development proceeding.

The NRPA characterizes itself as a non-profit, public interest, research and educational organization, supported by philanthropy and its membership. The NRPA members embrace public, private, voluntary and industrial and commercial recreation and park agencies, representing local park and recreation officials, therapeutic recreations specialists, natural resource planners and landscape architects, park and recreation educators and students, lay members of park and municipal and state recreation boards and commissions, and the general public.

#### METHOD OF DEVELOPMENT

NRPA will develop the safety-related requirements by means of a 13 member, central "Development Panel", consisting of (1) five consumers, two of whom are "technically" oriented and three of whom are "user" oriented; (2) four industry representatives; (3) three buyer-installer representatives from the parks, recreation and schools fields; (4) one NRPA representatives who will serve as the Project Coordinator.

The Development Panel will receive direct in-put from: (1) The public, including anyone who indicates an interest







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in the issues; (2) 6 "Task" Groups, to be composed both of appointees of the Development Panel and of volunteers, organized to deal with six, broad hazard areas:

Contact with or by fixed or moving parts of equipment.

Falls from equipment.

Contact with surfaces installed under or directly adjacent to equipment.

Entrapment and "other".

Structural failure.

Layout, installation and/or maintenance and human factors, with additional task groups to be added if necessary.

The Development Panel will receive additional input from a "Talent Bank" composed of individuals and organizations with specific expertise in such pertinent areas as biomedical, design and engineering, hazard analysis, psychomotor development, psychology of play, testing, economic impact, human factors, legal considerations, etc.

Since NRPA does not have testing facilities or testing staff, NRPA plans to negotiate an agreement with the Franklin Institute Research Laboratories (FIRL), Philadelphia, Pa., regarding responsibility for all technical and testing aspects of the safety-related requirements development process. FIRL is a not-for-profit research and development organization having no affiliation with any manufacturers or special interest groups related to this project.

PARTICIPATION BY CONSUMERS AND OTHER INTERESTED PERSONS

NRPA has presented in its offer a broad-ranging "Consumer Participation Plan" that is consistent with Commission regulations. The procedures of that plan include the following:

1. The voting power in determining the final regulation submitted to the Commission lies with a balanced panel of five consumer votes; four industry votes, three park/school (buyer-installer) votes; and one NRPA vote.

2. An advisory group of engineers, lawyers, and other technically-oriented consumers is being formed which will meet, as necessary, to respond to consumer questions involving technical matters.

3. Ongoing active participation is being solicited and once the process begins, all meetings will be open to any interested party for once only or ongoing attendance.

NRPA has provided for a minimum of six two-day working sessions on Fridays and Saturdays so that the public, the Task Groups and the Development Panel can have ample opportunity to meet "as a whole and individually." These two-day sessions are intended to provide maximum opportunity for general meetings and indepth work sessions and will reduce conflicts with regular employment work days as much as possible.

The NRPA has contacted a wide range of national organizations to identify those interested in participating and to build a Talent Bank of people with appropriate expertise. The NRPA also plans news releases to the press, radio, television, and direct mail communication to individuals and organizations known to have an interest in this issue. In addition NRPA has sent letters to all metropolitan Washington residents whose names were on file with the Commission as of December 1974 as persons interested in participation in standards development. Monthly summaries of the proceedings will be prepared and mailed to all persons indicating an interest.

NRPA will designate approximately 10 educational institutions having curricula in parks and recreation as depositories for successive drafts as the development process proceeds. These depositories will provide an additional opportunity for any interested persons to easily obtain a copy of the drafts or review them on the spot and submit informed comments by means of special forms with preaddressed, postage paid envelopes for return to NRPA.

OFFER ACCEPTANCE AGREEMENT

The NRPA has agreed to develop recommended safety-related requirements applicable to Public Playground Equipment in accordance with: (1) the terms of the March 7, 1975, FEDERAL REGISTER Notice (40 F.R. 10706), soliciting offers for such development, and (2) the terms of a formal Agreement executed July 14, 1975, between the NRPA and the Commission. The Agreement is available for public inspection in the Office of the Secretary of the Commission, Room 1025, 1750 K Street NW., Washington, D.C.

In its acceptance of the NRPA Offer, the Commission has agreed to contribute $87,650 (eighty-seven thousand, six hundred fifty dollars) toward the costs of developing the requisite safety-related requirements. These funds will be used to defray miscellaneous expenses of development, including travel and per diem expenses as specified in (1) NRPA's offer of April 7, 1975, (2) the NRPA letter of June 2, 1975, to Stanley R. Parent, supplemental to the NRPA offer, and (3) the formal Acceptance Agreement. Playground equipment manufacturers will contribute $25,000 (twenty-five thousand dollars) to the development process.

The Commission may, by notice in the FEDERAL REGISTER, extend the period of development, if it finds for good cause shown that an additional period of time is appropriate.

Copies of the NRPA offer, and its supplemental letter dated June 2, 1975 are available for public inspection in the Office of the Secretary of this Commission, Room 1025, 1750 K Street, N.W., Washington, D.C.

All persons interested in participating in the development of the safety-related requirements pertaining to Public Playground Equipment should contact Mr. Robert Buechner, Project Director for this effort and Director of Administration of the National Recreation and Park Association at 1601 North Kent Street, Arlington, Virginia 22209; telephone (703) 525-0606.

Dated: August 5, 1975.

SADYE DUNN,
*Secretary, Consumer Product Safety Commission.*

[FR Doc.75-20815 Filed 8-8-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-33000/300 & 301 & 302 (FRL 413-5)]

### RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

#### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before October 10, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received on or before October 10, 1975.

Dated: August 1, 1975.

JOHN B. RITCH, JR.,
*Director, Registration Division.*

APPLICATIONS RECEIVED (OPP-33000/300)

**EPA File Symbol 2749-URL.** Aceto Chemical Co., Inc., Agricultural Chemicals Div., 126-02 Northern Blvd., Flushing NY 11368. **PROPACHLOR/ATRAZINE WETTABLE POWDER HERBICIDE MIXTURE.** Active Ingredients: 2-Chloro-N-isopropylacetanilide 48.1%; Atrazine [2-Chloro-4-(ethylamino) - 6 - (isopropylamino)-s-triazine] 20.9%. Methods of Support: Application proceeds under 2(c) of interim policy. PM25

**EPA File Symbol 4298-IT.** Blackhawk Chemical Corp., 4090 E. Washington Blvd., Los Angeles CA 90023. PYRRODIAZOLE TECHNICAL. Active Ingredients: 3-Amino-s-triazole 95%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

**EPA File Symbol 456-RRG.** Chemical Formulators, Inc., PO Box 26, Nitro WV 25143. MALEIC HYDRAZIDE TECHNICAL CRYSTALS. Active Ingredients: 1,2-dihydro-3,6-pridazinedione 99.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

**EPA File Symbol 1416-UR.** Churchill Chemical Co., 576 S. Chambers St., Galesburg IL 61401. CHURCHILL NEW NO-GRO WEED KILLER. Active Ingredients: Monuron Trichloroacetate [3-(p-chlorophenyl)-1,1-dimethylurea trichloroacetate] 3.19%; Aromatic Petroleum Derivative 91.67%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

**EPA File Symbol 37295-R.** C.P. Chemicals, Inc., Arbor St., Sewaren NJ 07077. BASIC COPPER SULFATE. Active Ingredients: Copper 53%. Method of Support: Applications proceeds under 2(c) of interim policy. PM22

**EPA File Symbol 2311-RE.** Haag Laboratories, Inc., 14010 S. Seeley, Blue Island IL 60406. QAT 160 DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 0.8%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 0.8%; Sodium Metasilicate 2.4%; Tetrasodium ethylenediamine tetraacetate 1.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM33

**EPA File Symbol 1069-RRI.** Parsons Chemical Works, Inc., Box 146, Grand Ledge MI 48837. PARSONS KILANE EMPTY GRAIN BIN SPRAY. Active Ingredients: Petroleum Distillates 68.6%; Aromatic Petroleum Solvent 25.0%; Malathion (0,0-Dimethyl dithiophosphate of diethyl-mercaptosuccinate) 3.9%; Methoxychlor Technical 2.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM13

**EPA File Symbol 30-EG.** W. R. Sweeney Mfg., Inc., 312-16 S. Broadway, Salisbury MO 65281. SWEENEY'S POISON WHEAT WITH ROZOL. Active Ingredients: 2-[(p-chlorophenyl) phenylacetyl]-1,3-indandione 0.005%. Method of Support: Application proceeds under 2(c) of interim policy. PM11

**EPA File Symbol 10485-RA.** United Chemical Corp., 601 N. Leech, PO Box 1499, Hobbs NM 88240. ALPHA 550 WATER TREATMENT MICROBIOCIDE. Active Ingredients: Sodium Dimethyldithiocarbamate 9.75%; Nabam (Disodium Ethylene Bisdithiocarbamate) 9.75%. Method of Support: Application Proceeds under 2(c) of interim policy, PM33

EPA File Symbol 10485-RI. United Chemical Corp. ALPHA 541 ANTIMICROBIAL SURFACE-TREATED BEAD FORM. Active Ingredients: Sodium Pentachlorophenate 79%; Sodium Salts of Other Chlorophenols 11%. Method of Support changed from 2(b) to 2(c) of interim policy. PM32

EPA File Symbol 10485-RO. United Chemical Corp. ALPHA 540 ANTIMICROBIAL GROUND FORM. Active Ingredients: Sodium Pentachlorophenate 79%; Sodium Salts of Other Chlorophenols 11%. Method of Support changed from 2(b) to 2(c) of interim policy. PM32

APPLICATIONS RECEIVED (OPP-33000/301)

EPA File Symbol 34279-E. Capps Enterprises, Inc., MR256E S. Main St., Roswell NM 88201. A-T CONCENTRATED GERMICIDE-SANITIZER-DISINFECTANT-ALGAECIDE. Active Ingredients: n-alkyl (60% C14, 30% C16, 5% C12, 5% C18) Dimethyl benzyl ammonium chloride 35%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 35143-E. Cougar Chem. Corp., 51 N.W. 71st St., Miami FL 33150. DU-RITE D-8 WEED AND VEGETATION KILLER. Active Ingredients: Bromacil (5-bromo-3-sec-butyl-6-methyluracil) 2.175%. Method of Support: Application proceeds under 2(c) interim policy. PM25

EPA File Symbol 5736-LG. DuBois Chem., Div. of Chemed Corp., DuBois Tower, Cincinnati OH 45202. GAX-15 BACTERIOSTAT AND ALGAECIDE. Active Ingredients: Sodium pentachlorophenate 25.3%; Sodium trichlorophenate 6.8%; Sodium salts of other chlorophenols and related compounds 3.5%; Dipropylene glycol methyl ether 10.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA Reg. No. 270-57. Farnam Co., Inc., PO Box 21447, Phoenix AZ 85036. SUPER DIE-FLY. Active Ingredients: Dimethyl (2,2,2-trichloro-1-hydroxyethyl) phosphonate 1.0%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM16

EPA File Symbol 35954-R. Magnus Maritec International, Inc., 860 River Rd., Edgewater NJ 07020. MARICIDE DISINFECTANT-SANITIZER. Active Ingredients: Alkyl (C14 50%, C12 40%, C16 10%) Dimethyl Benzyl Ammonium Chloride 10.0%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 37061-E. Midwest Chlorine Corp., 600 W 41st St., Chicago IL 60609. COMPRESSED CHLORINE GAS. Active Ingredients: Chlorine 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

EPA File Symbol 4972-EN. Protexall Chem., Inc., 5576 S. Ridgewood, Daytona Beach FL 32019. PROTEXALL HOME & GARDEN BUG KILLER (PRESSURIZED). Active Ingredients: Pyrethrins 0.25%; Piperonyl butoxide, technical 0.80%; N-octyl bicycloheptene dicarboximide 0.40%; Petroleum distillate 8.05%. Method of Support: Application proceeds under 2(c) of interim policy. PM17

EPA Reg. No. 1624-106. U.S. Borax, PO Box 75128, Sanford Sta., Los Angeles CA 90010. 20 MULE POWER BATHROOM CLEANER. Active Ingredients: Tetrasodium ethylendiamine tetraacetate 9.13%; Isopropanol 5.00%; 5-Chloro-2-(2,4-dichlorophenoxy) phenol 0.07%. Method of Support: Application proceeds under 2(a) of interim policy. PM32

APPLICATIONS RECEIVED (OPP-33000/302)

EPA File Symbol 3679-RT. Brewer Chemical Corp., PO Box 48, Honolulu HI 96810. SODIUM SALT ALPHA-NAPHTHALENEACETIC ACID CONCENTRATED HORMONE-LIKE PLANT STIMULANT. Active Ingredients: Sodium Alpha-Naphthaleneacetate 98%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

EPA File Symbol 9904-E. Great Plains Bag Corp., Mill St., Hodge LA 71247. PYRENONE INSECT REPELLENT TREATMENT. Active Ingredients: Pyrethrins 0.033%; Piperonyl Butoxide (butylcarbityl) (6-propylpiper-onyl) -ether 0.33%; Related Compounds 0.046%. Method of Support: Application proceeds under 2(c) of interim policy. PM17
Related Compounds 0.046%. Method of Support: Application proceeds under 2(c) of interim policy. PM17

EPA File Symbol 5568-RIE. The Hubbard-Hall Chemical Co., 563 S. Leonard St., Waterbury CT 06708. AHCOLINE. Active Ingredients: Sodium Hypochlorite 15%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

EPA File Symbol 1791-EI. North Coast Chemical Co., Inc., 6300 17th Ave. S, Seattle WA 98108. NORTHCO RINSOL DISINFECTANT SANITIZER. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 6%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%; Ethyl Alcohol 2.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 1791-EO. North Coast Chemical Co., Inc., 6300 17th Ave. S, Seattle WA 98108. NORTHCO NEOSOL DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 2.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 2.25%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 3635-ERE. Oxford Chemicals, PO Box 80202, Atlanta GA 30341. OXFORD 1204. Active Ingredients: (5-Benzyl-3-furyl) methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.250%; Related compounds 0.034%; Pyrethrins 0.150%; Piperonyl butoxide technical 0.600%; Aromatic petroleum hydrocarbons 0.331%; Petroleum distillate 19.125%. Method of Support: Application proceeds under 2(b) of interim policy. PM17

EPA File Symbol 201-GIG. Shell Chemical Co., Suite 200, 1025 Connecticut Ave. NW, Washington DC 20036. SHELL PROFESSIONAL FLYING INSECT KILLER. Active Ingredients: (5-Benzyl-3-furyl) methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.200%; Related compounds 0.028%; d-trans Allethrin (allyl homolog of Cinerin I) 0.400%; Related compounds 0.030%; Aromatic petroleum hydrocarbons 0.273%; Petroleum distillate 6.5%. Method of Support: Application proceeds under 2(b) of interim policy. PM17

CORRECTED ITEM

The following is a corrected item previously published in the list of Applications Received in the FEDERAL REGISTER.

**EPA File Symbol 37296-R. Products-Sol/Inc., 2010 Cole, Birmingham MI 48008 (originally published with incorrect file symbol). (40 FR 31260) PM32**

[FR Doc.75-20594 Filed 8-8-75;8:45 am]

[FRL 414-4; OPP-00011]

## STATE-FEDERAL FIFRA IMPLEMENTATION ADVISORY COMMITTEE

### Meeting

Pursuant to P.L. 92-463, notice is hereby given that a meeting of the State-Federal FIFRA Implementation Advisory Committee will be held at 8:15 a.m., Wednesday, September 3, in Room 3803-5, Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460.

The principal purpose of the meeting will be to obtain State Lead Agency input on a number of issues bearing upon the anticipated Congressional hearings concerning renewal of EPA's authority to implement the amended FIFRA.

Such issues include: 1) Use inconsistent with the label and minor use; 2) private applicator certification; 3) Section 3 regulations; 4) Section 5 regulations and guidelines; and 5) Section 24(c) regulations governing State special local need registrations.

The meeting will be open to the public. Any member of the public wishing to attend should contact George Beshore, Program Support and Special Projects Branch, Office of Pesticide Programs, Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460, (202) 755-6180.

Dated August 6, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-20962 Filed 8-8-75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

[TA-201-2]

## BOLTS, NUTS, AND SCREWS OF IRON OR STEEL

### Rescheduling of Hearing

Notice is hereby given that the U.S. International Trade Commission has rescheduled the public hearing in its investigation No. TA-201-2, Bolts, Nuts and Screws, to Wednesday, September 3, 1975, at 10 a.m., e.d.t., in the Hearing Room, U.S. International Trade Commission Building, 701 E Street, NW., Washington, D.C. Requests for appearances at the hearing should be submitted, in writing, to the Secretary of the Commission at his office in Washington by no later than noon, Thursday, August 28, 1975.

Notice of investigation and of the hearing originally set for August 19, 1975, was published in the FEDERAL REGISTER on June 26, 1975 (40 FR 27079).

Issued: August 6, 1975.

By order of the Commission.

[SEAL] KENNETH R. MASON,
*Secretary.*

[FR Doc.75-20925 Filed 8-8-75;8:45 am]

[TA-201-5]

## STAINLESS STEEL, ALLOY TOOL STEEL AND SILICON ELECTRICAL STEEL

### Investigation and Hearing

*Investigation instituted.* Following receipt of a petition filed on July 16, 1975, by the Tool and Stainless Steel Industry Committee and the United Steelworkers of America, AFL-CIO, the U.S. International Trade Commission, on August 5, 1975, instituted an investigation under section 201(b) of the Trade Act of 1974 to determine whether ingots, blooms, billets, slabs and sheet bars; bars; wire rods; and plates, sheets and strip, not cut, not pressed, and not stamped to nonrectangular shape; all the foregoing of stainless steel, alloy tool steel, or silicon electrical steel, provided for in items 608.18, 608.52, 608.76, 608.78, 608.85, 608.88, 609.06, 609.07 and 609.08 of the Tariff Schedules of the United States (TSUS), and as additionally subject to duty under items 607.01 through 607.04, inclusive, of the TSUS, are being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article.

For purposes of this investigation, the term "alloy tool steel" refers to that alloy steel defined in statistical headnote 1(a) and (b) of subpart B, part 2 of schedule 6 of the TSUS; and the term "silicon electrical steel" refers to that alloy steel containing, by weight, over 0.60 percent but not over 6.0 percent of silicon, and in which silicon is the only metallic element that renders the steel an alloy steel as defined in headnote 2(h)(ii) of subpart B, part 2, of schedule 6 of the TSUS.

*Public hearing ordered.* A public hearing in connection with this investigation will be held in Washington, D.C., at 10:00 a.m., EST, on Tuesday, October 28, 1975, in the Hearing Room, U.S. International Trade Commission, Eighth and E Streets, N.W. Requests for appearances at the hearings should be received in writing by the Secretary of the Commission at his offices in Washington not later than noon, Thursday, October 23, 1975.

*Inspection of petition.* The petition filed in this case is available for public inspection at the Office of the Secretary, U.S. International Trade Commission, and at the New York City Office of the U.S. International Trade Commission located at 6 World Trade Center.

By order of the Commission:

[SEAL] KENNETH R. MASON,
*Secretary.*

AUGUST 5, 1975.

[FR Doc.75-20947 Filed 8-8-75;8:45 am]

## FEDERAL RESERVE SYSTEM

### CENTRAL WISCONSIN BANKSHARES, INC.

#### Acquisition of Bank

Central Wisconsin Bankshares, Inc., Wausau, Wisconsin, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 80 percent or more of the voting shares of Central National Bank of Wausau, Wausau, Wisconsin. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 8, 1975.

Board of Governors of the Federal Reserve System, August 4, 1975.

[SEAL] ROBERT SMITH, III,
*Assistant Secretary of the Board.*

[FR Doc.75-20879 Filed 8-8-75;8:45 am]

## GENERAL SERVICES ADMINISTRATION

### Public Building and Space

[GSA Bulletin FPMR D-121]

### REDESIGNATION OF FEDERAL BUILDING

FR oc.75-20315 was previously published on page 32879 in the issue of Tuesday, August 5, 1975. Paragraph 3 of this document was printed incorrectly. For the convenience of the reader, FR Doc. 75-20315 is hereby reprinted in its entirety.

TO: Heads of Federal agencies

SUBJECT: Redesignation of Federal building

1. *Purpose.* This bulletin announces a change in the name and address of a Federal building.

2. *Expiration date.* This bulletin expires July 31, 1975. However, the building designation announced by this bulletin will reman in effect until canceled or superseded.

3. *Redesignation.* The former and new names of the building being redesignated are as follows:

| *Former Name* | *New Name* |
|---|---|
| U.S. Tariff Commission Building, 7th and F Streets, NW., Washington, DC 20004. | U.S. International Trade, Commission Building, 701 E Street, NW., Washington, DC 20436. |

Dated: July 8, 1975.

DWIGHT A. INK,
*Acting Administrator of General Services.*





## DEPARTMENT OF LABOR

### Manpower Administration

### INDIAN YOUTH PROGRAMS

### 1975 Summer Allocations

Pursuant to 29 CFR 97.104, the Manpower Administration announces the allocation of funds for use by each designated prime sponsor during the summer of 1975 for Indian Youth Programs authorized by Section 304 of the Comprehensive Employment and Training Act (CETA) of 1973.

This notice contains the names of the prime sponsors and their respective allocations:

*1975 Summer Indian Prime Sponsors*

| Prime sponsor | Reservation | Allocation |
|---|---|---|
| Alaska: | | |
| Metlakatla Indian Community, Post Office Box 8, Metlakatla, Alaska 99926. | Metlakatla | $14,920 |
| Arizona: | | |
| Gila River Indian Community, Box 97, Sacaton, Ariz. 85247. | Gila River | 96,901 |
| The Navajo Nation, Window Rock, Ariz. 86515 | Navajo | 2,097,093 |
| Hopi Tribal Council, Box 123, Oraibi, Ariz. 86039 | Hopi | 89,286 |
| Indian Development District of Arizona, 1230 East Camelback Rd., Phoenix, Ariz. 85550. | Camp Verde, Cocopah, Yavapai, Fort Majave, Havasupai, Hualapai, Kaibab. | 45,847 |
| San Carlos Apache Tribe, P.O. Box "O", Phoenix, Ariz. 85014. | San Carlos | 108,480 |
| The Papago Tribe of Arizona, P.O. Box 837 | Papago | 104,672 |
| White Mountain Apache Tribe, White River, Ariz. 85941 | Fort Apache | 107,003 |
| Quechan Tribal Council, Fort Yuma Indian Reservation, P.O. Box 1169, Yuma, Ariz. 85364. | Fort Yuma | 13,138 |
| Salt River Pima-Maricopa Indian Community, Route 1, Scottsdale, Ariz. 85256. | Salt River | 36,523 |
| Mr. Anthony Drennan, Sr., Chairman, Colorado River Indian Tribe, Route 1, Box 23-B, Parker, Ariz. 85344. | Colorado River | 23,390 |
| California: | | |
| Inter-Tribal Council of California | Big Pine, Bishop, Cold Spring, Fort Bidwell, Fort Independence, Grindstone, La Jolla, Laytonville, Lone Pine, Morongo, Pala, Round Valley, Rumsey, San Manuel, Santa Rosa Reservation, Santa Rosa Ranch, Santa Ynez, Soboba, Sulphur Bank, Sycuan, Trinidad, Tuolume, Viejas, Woodfords, Dry Creek, Rincon, Aqua Caliente, Big Sandy, Cuhuilla, Colusa. | 63,653 |
| California Tribal Chairman's Association, 2427 Marconi Ave., Suite No. 5, Sacramento, Calif. 95821. | Barona, Campo, Hoopa Valley, Los Coyotes, Manchester, Manzanita, Pechanga, Santa Ysabel, San Pasqual, Tule River, Susanville, Mesa Grande, Pauma, XL. | 37,844 |
| Colorado: | | |
| State of Colorado, 770 Grant St., Denver, Colo. 80203 | Southern Ute, Ute Mountain | 34,191 |
| District of Columbia: | | |
| Coalition of Eastern Native Americans, 733 15th St. NW., No. 637, Washington, D.C. 20005. | Oneida, St. Regis, Shinnecock, Pamunkey. | 32,793 |
| Florida: | | |
| Miccosukee Tribe of Indians of Florida, P.O. Box 44021, Tamiama Station, Miami, Fla. 33024. | Miccosukee | 4,740 |
| Seminole Tribe of Florida, 6073 Stirling Rd., Hollywood, Fla. 33024. | Big Cypress, Brighton, Hollywood | 68,400 |
| Idaho: | | |
| Nez Perce Tribe of Idaho, Manpower Program, P.O. Box 423, Lapwai, Idaho 83540. | Nez Perce | 18,417 |
| Idaho Inter-Tribal Policy Board, Inc., Sonna Bldg., Suite 214, Boise, Idaho 83702. | Coeur D' Alene, Fort Hall, Kootenai | 40,563 |
| Kansas: | | |
| The United Tribes of Kansas, Southeast Nebraska, Inc., P.O. Box No. 29, Horton, Kans. | Iowa, Sac and Fox, Potawatomi | 4,585 |
| Louisiana: | | |
| Indian Manpower Service, Inc., 4155 Essen Lane, No. 131, Baton Rouge, La. 70809. | Chitimacha | 3,808 |
| Maine: | | |
| Tribal Governor's, Inc., 95 Main St., Orono, Maine 04473 | Penobscot, Pleasant Point | 17,562 |
| Michigan: | | |
| Inter-Tribal Council of Michigan, 405 East Easterday Ave., Sault Ste. Marie, Mich. | Bay Mills, Hannaville, Isabelle, Keweenaw. | 21,680 |
| Minnesota: | | |
| Leech Lake Reservation, Business Committee, Box 308, Cass Lake, Minn. 56633. | Leech Lake | 42,117 |
| White Earth Reservation Business Committee, Box 274, c/o White Earth CAP, White Earth, Minn. | White Earth | 29,995 |
| Red Lake Tribal Council, Red Lake, Minn. 56671 | Red Lake | 79,400 |
| Fond Du Lac Reservation Business Committee, P.O. Box F, Cloquet, Minn. 55720. | Fond Du Lac | 9,869 |
| Nett Lake Reservation Business Committee, P.O. Box 608, Nett Lake, Minn. 55772. | Nett Lake | 13,055 |
| Mille Lacs Reservation Business Committee, Star Route, Onamia, Minn. 56359. | Mille Lacs | 11,656 |
| Urban American Indian Center, 3045 Park Ave., Minneapolis, Minn. 55407. | Lower Sioux, Prairie Island, Prior Lake, Upper Sioux. | 5,750 |
| American Indian Fellowship Association, 101 First Ave. East, Duluth, Minn. 55803. | Grand Portage | 2,797 |
| Mississippi: | | |
| Mississippi Band of Choctaw Indians, Tribal Office Bldg., Route 7, Box 21, Philadelphia, Miss. 39350. | Choctaw | 50,900 |
| Montana: | | |
| Chippewa-Cree Tribe, Rock Boy's Reservation, Rocky Boy Route, Box Elder, Mont. 59521. | Rocky Boy | 77,500 |
| Blackfeet Tribal Business Council, Blackfeet Indian Reservation, Browning, Mont. 59417. | Blackfeet | 233,900 |
| Crow Indian Tribe, Crow Tribal Council, Crow Agency, Mont. 59022. | Crow | 2700'01 |
| Fort Belknap Community Council, Fort Belknap Agency, Harlem, Mont. 59526. | Fort Belknap | 103,100 |
| Confederated Salish and Kootenai Tribes of the Flathead Reservation, Dixon, Mont. 59831. | Flathead | 123,900 |

*1975 Summer Indian Prime Sponsors*—Continued

| Prime sponsor | Reservation | Allocation |
|---|---|---|
| Northern Cheyenne Tribe, P.O. Box 128, Lame Deer, Mont. 59043. | Northern Cheyenne | 104,009 |
| Assiniboine and Sioux Tribes, Fort Peck Indian Reservation, Box 37, Poplar, Mont. 59255. | Fort Peck | 126,909 |
| Nebraska: | | |
| Omaha Tribe of Nebraska, Macy, Nebr. 68039 | Omaha | 35,700 |
| Nebraska Indian Inter-Tribal Development Corporation, P.O. Box 238, Winnebago, Nebr. 68701. | Sac and Fox (Iowa), Winnebago, Flandreau (S. Dak.), Kickapoo. | 37,455 |
| Santee Sioux Tribe of Nebraska, Route No. 2—Santee, Niobrara, Nebr. 68760. | Santee | 20,500 |
| Nevada: | | |
| Inter-Tribal Council of Nevada, 98 Hidden Way Rd., Reno, Nev. 89502. | Battle Mountain, Carson, Dresslerville, Duck Valley, Duckwater, Elko, Ely, Fallo, Fort McDermitt, Goshute, Las Vegas, Lovelock, Moapa River, Pyramid Lake, Reno Sparks, South Fork, Walker River, Yerington, Yomba. | 134,700 |
| New Mexico: | | |
| Pueblo of Zuni, Zuni Tribal Council, Zuni, N. Mex. 87327 | Zuni | 139,617 |
| All Indian Pueblo Council, P.O. Box 6507, 1015 Indian School Rd. NW., Albuquerque, N. Mex. | Acoma, Cochiti, Isleta, Jemez, Jicarilla, Laguna, Mescalero, Nambe, Picures, Pojoaque, Sandia, San Felipe, San Ildefonso, San Juan, Santa Ana, Santa Clara, Santa Domingo, Taos, Tesuque, Zia. | 525,334 |
| New York: | | |
| Seneca Nations of Indians Manpower Office, P.O. Box No. 341, Salamanca, N.Y. 14779. | Allegany, Cattaraugus | 105,138 |
| North Carolina: | | |
| Eastern Band of Cherokee Indians, P.O. Box 335, Cherokee, N.C. 28719. | Cherokee | 116,209 |
| Lumbee Regional Development Association, Inc., P.O. Box 637, Pembroke, N.C. 28372. | | 130,699 |
| North Dakota: | | |
| Turtle Mountain Band of Turtle Mountain Tribal Council, Chippewa Indians, Belcourt, N. Dak. 58316. | Turtle Mountain | 134,109 |
| Devil's Lake Sioux Tribe, Manpower Programs, Fort Totten, N. Dak. 58335. | Fort Totten | 61,109 |
| Standing Rock Sioux, Fort Yates, N. Dak. 58538 | Standing Rock | 100,800 |
| Three Affiliated Tribes, Manpower Programs, P.O. Box 567, New Town, N. Dak. 58763. | Fort Berthold | 85,690 |
| Oklahoma: | | |
| Osage Tribal Council, P.O. Box 87, Pawhuska, Okla. 74056. | Osage | 69,900 |
| Oregon: | | |
| Warm Springs Confederation, Confederated Tribes of the Warm Springs Reservation of Oregon, Warm Springs, Oreg. 97761. | Warm Springs, Umatilla, Burns Paiute | 51,800 |
| South Dakota: | | |
| Sisseton-Wahpeton Sioux Tribe, 40 Second Ave. East, Sisseton, S. Dak. 57262. | Sisseton-Wahpeton | 47,091 |
| Rosebud Sioux Tribe, Tribal Office Bldg., Rosebud, S. Dak. 57570. | Rosebud | 173,000 |
| Cheyenne River Sioux Tribe, Eagle Butte, S. Dak. 57625. | Cheyenne River | 147,600 |
| Crow Creek Sioux Tribe, P.O. Box 658, Fort Thompson, S. Dak. 57339. | Crow Creek | 56,109 |
| Oglala Sioux Tribe, Box G, Pine Ridge, S. Dak. 57770 | Pine Ridge | 209,111 |
| Yankton Sioux Tribe, Route 3, Wagner, S. Dak. 57380 | Yankton | 18,494 |
| Lower Brule Sioux Tribe, Lower Brule, S. Dak. | Lower Brule | 29,000 |
| Tennessee: | | |
| United Southeastern Tribes, 101 Kermit Dr., Nashville, Tenn. 37217. | | 032 |
| Texas: | | |
| Texas Commission for Indian Affairs, Office of Indian Manpower Programs, Box 366, Livingston, Tex. 77351. | Alabama-Coushatta, Tigua | 16,785 |
| Utah: | | |
| Ute Indian Tribe, Box 129, Fort Duchesne, Utah 84026 | Fort Duchesne | 95,400 |
| Utah Native American Consortium Inc., 130 West 1300 South, Salt Lake City, Utah 84101. | Skull Valley | 399 |
| Washington: | | |
| Tribal Services Association, 3006 Wetmore, Everett, Wash. 98002. | Lummi, Makah, Swinomish, Tulalip, Puyallap. | 45,847 |
| Small Tribes Organization of Western Washington, Inc., 520 Pacific Ave., P.O. Box 578, Federal Way, Wash. 98390. | Lower Elwha, Muckleshoot, Nisqually, Nooksack, Port Gamble, Skokomish, Squaxin Island, Port Madison. | 24,656 |
| Eastern Washington Indian Consortium, Inc., P.O. Box 2000, Wellpinit, Wash. 99040. | Colville, Kalispel, Spokane, Yakima | 131,093 |
| CHE-HO-QUI-SHO, Box 1258, Taholah, Wash. 98587 | Chehalis, Hoh, Quileute, Quinault, Shoalwater. | 23,778 |
| Wisconsin: | | |
| Great Lakes Inter-Tribal Council, Box 5, Lac Du Flambeau, Wis. 54538. | Bad River, Lac Du Flambeau, Mole Lake, Potawatomi, Red Cliff, St. Croix, Stockbridge-Munsee. | 93,902 |
| La Courte Orrilles Band of Lake Superior Chippewa Indians, Route 2, Stone Lake, Wis. 54876. | Lac Courtes Oreille | 32,380 |
| Menominee Restoration Committee, P.O. Box 163, Keshena, Wis. 54135. | Menominee | 50,000 |
| Oneida Tribe of Indians of Wisconsin, Inc., Route 4, De Pere, Wis. 54115. | Oneida | 25,022 |
| Wisconsin Winnebago Business Committee, Nelson Hall—Room 318, University of Wisconsin, Stevens Point, Stevens Point, Wis. 5448. | Winnebago | 13,600 |
| Tribal Chairman, Stockbridge-Munsee Community, Route 1, Bowler, Wis. 54416. | Stockbridge-Munsee | 17,809 |
| St. Croix Tribal Council, Star Route, Webster, Wis. 54893. | St. Croix | 17,809 |
| Wyoming: | | |
| Shoshone and Arapahoe Joint Business Council, P.O. Box 217, Fort Washakie, Wyo. 82514. | Wind River | 144,800 |

Signed at Washington, D.C. this 4th day of August, 1975.

WILLIAM H. KOLBERG,
*Assistant Secretary for Manpower.*

[FR Doc.75-20528 Filed 8-7-75;8:45 am]





## Manpower Administration

## INDIAN MANPOWER PROGRAMS

### Fiscal Year 1976 Allocations

Pursuant to 29 CFR 97.104 the Manpower Administration announces the tentative allocation of funds to each designated prime sponsor for use during Fiscal Year 1976 for Indian manpower programs authorized by title III, section 302 of the Comprehensive Employment and Training Act (CETA) of 1973. These tentative allocations are announced for Fiscal Year operational planning purposes only.

The following list represents the tentative allocations for fiscal year 1976, except that it is anticipated that three additional prime sponsors will be designated shortly:

FISCAL YEAR 1976, INDIAN PRIME SPONSORS:

| | *Tentative title III, sec. 302, allocations* |
|---|---|
| **ALASKA** | |
| Mr. Cecil Barnes, President, North Pacific Rim Native Corporation, 912 East 15th Ave., Anchorage, Alaska 99501 | $69,182 |
| Mr. Robert W. Rude, President, Cook Inlet Native Association, 670 W. Fireweed Lane, P.O. Box 515, Anchorage, Alaska 99501 | 213,668 |
| Mr. Michael E. Swetzof, President, The Aleut League, 425 G St., Suite 840, Anchorage, Alaska 99501 | 131,990 |
| Mr. Joe Upicksoun, President, Arctic Slope Regional Corporation, P.O. Box 566, Barrow, Alaska 99723 | 107,158 |
| Mr. Raphael Murran, Chairman, Board of Directors, Yupiktak Bista, Inc., Box 219, Bethel, Alaska 99559 | 686,383 |
| Mr. Hector Ewan, President, Copper River Native Association, P.O. Box 823, Copper Center, Alaska 99573 | 42,117 |
| Mr. Harold H. Samuelsen, President, Bristol Bay Native Corporation, P.O. Box 237, Dillingham, Alaska 99576 | 160,024 |
| Mr. Melvin Charlie, President, Tanana Chiefs Conference, Inc., 102 Lacey St., Fairbanks, Alaska 99701 | 346,324 |
| Mr. Ray E. Paddock, Jr., Executive Director, Central Council, Tlingit and Haida Indians of Alaska, 114 South Franklin St., Room 202, Juneau, Alaska 99801 | 412,094 |
| Mr. George Miller, Jr., President, Kenaitze Indian Tribe, P.O. Box 1210, Kenai, Alaska 99611 | 62,079 |
| Mr. Frank Peterson, Executive Director, Kodiak Area Native Association, P.O. Box 172, Kodiak, Alaska 99615 | 89,187 |
| Mr. Ernest Norton, Executive Director, Mauneluk Association, Inc., P.O. Box 256, Kotzebue, Alaska 99752 | 194,690 |
| Mr. Solomon Guthrie, Mayor, Metlakatla Indian Community, P.O. Box 8, Metlakatla, Alaska 99926 | 195,168 |
| Mr. Robert W. Madden, Executive Director, KAWERAK, Inc., P.O. Box 505, Nome, Alaska 99762 | $286,994 |
| **ARIZONA** | |
| Mr. Buck Kitcheyan, Chairman, San Carlos Apache Tribe, P.O. Box "O", San Carlos, Ariz. 85550 | $305,231 |
| Mr. Jacob Escalante, Chairman, The Papago Tribe of Arizona, P.O. Box 837, Sills, Ariz. 85654 | 399,443 |
| Mr. Ronnie Lupe, Chairman, White Mountain Apache Tribe, White River, Ariz. 85941 | 398,385 |
| Mr. Abbott Sekaquaptewa, Chairman, Hopi Tribal Council, Box 123, Oraibi, Ariz. 86039 | 315,821 |
| Mr. Syd Beane, Executive Director, Phoenix Indian Center, Inc., 4025 North 2d St., Phoenix, Ariz. 85012 | 321,595 |
| Mr. Alexander Lewis, Sr., Governor, Gila River Indian Community, Box 97, Sacaton, Ariz. 85247 | 473,298 |
| Mr. Peter MacDonald, Chairman, The Navajo Nation, Window Rock, Ariz. 86515 | 5,911,497 |
| Grace McCullagh, Executive Director, Indian Development District of Arizona, 1230 East Camelback Rd., Phoenix, Ariz. 85014 | 129,759 |
| Mr. Elmer Savilla, President, Quechan Tribal Council, Fort Yuma Indian Reservation, P.O. Box 1169, Yuma, Ariz. 85364 | 107,827 |
| Mr. Kent C. Ware II, Executive Director, Arizona Indian Centers, Inc., Suite 914, 2721 North Central Ave., Phoenix, Ariz. 85004 | 102,882 |
| Ms. Ella Rumley, Chairperson, Board of Directors, American Indian Association of Tucson, Inc., P.O. Box 7672, 2512 South 6th Ave., Tucson, Ariz. 85713 | 237,287 |
| Mr. Gerald Anton, President, Salt River Pima-Maricopa Indian Community, Rt. I, Box 120, Scottsdale, Ariz. 85256 | 109,763 |
| Mr. Anthony Drennan, Sr., Chairman, Colorado River Indian Tribe, Route I, Box 23-B, Parker, Ariz. 85344 | 65,819 |
| **CALIFORNIA** | |
| Mr. John Knife Chief, President, Orange County Indian Center, Inc., 1807 W. Katella Blvd., Rm. 111, Anaheim, Calif. 92804 | 179,073 |
| Mr. A. D. Roberts, San Joaquin Council of American Indians, 144 Mun Kwok Lane, 446, Stockton, Calif. 95202 | 71,872 |
| Mr. Jeff Davis, Sr., Executive Director, Fresno American Indian Council, Inc., 2940 Fresno St., Fresno, Calif. 93721 | 366,824 |
| Mr. Timothy D. Deasis, Chairman, Indian Center, Inc., 1127 W. Washington Blvd., Los Angeles, Calif. 90015 | 1,231,786 |
| Mr. Louis B. Andrade, Chairman, Candelaria American Indian Council, 3711 South Saviers Rd., Oxnard, Calif. 93030 | $95,888 |
| Mr. Karl Mathiesen, Chairman of the Board, Region IX American Indian Council, 330 Ellis St., Room 518, San Francisco, Calif. 94102 | 705,787 |
| Mr. Dan Herron, Executive Director, YA-KA-AMA, Indian Education & Development, Inc., 6215 Eastside Rd., Hearldsburg, Calif. 95448 | 128,949 |
| Mr. Matthew L. Calac, Executive Director, Americans for Indians Futures and Traditions, 1623 5th Ave., San Diego, Calif. 92101 | 248,202 |
| Walter J. Lara, Chairman, Inter-Tribal Council of California, 2969 Fulton Ave., Sacramento, Calif. 95821 | 1,261,798 |
| Mr. Banning Taylor, Chairman, California Tribal Chairman's Association, 2427 Marconi Ave., Suite 5, Sacramento, Calif. 95821 | 135,044 |
| Mr. Tom Parsons, Center for Community Development, Humboldt State University, Room 100, University Annex Bldg., Arcata, Calif. 95521 | 250,103 |
| Mr. Gus M. Adams, Director, Indian Center of San Jose, Inc., 90 South Second St., San Jose, Calif. 95113 | 208,475 |
| Mr. Wayne Red-Horse, Executive Director, Sacramento Indian Center, Inc., 1004 18th St., Sacramento, Calif. 95816 | 150,974 |
| **COLORADO** | |
| Ms. Gladys Benson, Chairperson, Board of Directors, Denver Native Americans United, 1525 Josephine, Denver, Colo. 80206 | 330,698 |
| Hon. Richard Lamm, Governor, State of Colorado, 770 Grant St., Denver, Colo. 80203 | 100,832 |
| Attention: State Manpower Office | |
| **CONNECTICUT** | |
| Mr. Brian Myles, Chairman, American Indians for Development, P.O. Box 117, Meriden, Conn. 06450 | 116,985 |
| **DISTRICT OF COLUMBIA** | |
| Mr. W. J. Strickland, Executive Administrative Director, Coalition of Eastern Native Americans, 733 Fifteen St. NW., #637, Washington, D.C. 20005 | 635,768 |
| **FLORIDA** | |
| Mr. Howard Tommie, Tribal Chairman, Seminole Tribe of Florida, 6073 Stirling Rd., Hollywood, Fla. 33024 | 92,866 |
| Mr. Buffalo Tiger, Chairman, Miccosukee Tribe of Indians of Florida, P.O. Box 44021, Tamiami Station, Miami, Fla. 33144 | 70,694 |

| | Tentative title III, sec. 302, allocations |
|---|---|
| **HAWAII** | |
| Prime Sponsor Not Yet Designated | $41,421 |
| **IDAHO** | |
| Ms. Lorraine Edmo, Idaho Inter-Tribal Policy Board, Inc., Idaho Bldg., Room 318, Boise, Idaho 83702 | 270,592 |
| Mr. Maurice Slickapoo, Nez Perce Tribe of Idaho, c/o Mr. Rod Wheeler, Manpower Program, P.O. Box 428, Lapwai, Idaho 83540 | 88,397 |
| **ILLINOIS** | |
| Mr. Albert W. Cobe, Executive Director, Indians for Indians, Inc., Suite 212, 1046 W. Wilson Ave., Chicago, Ill. 60640 | 417,208 |
| **INDIANA** | |
| Prime Sponsor Not Yet Designated | 149,535 |
| **KANSAS** | |
| Mr. Forest Fee, Chairman, The United Tribes of Kansas and Southeast Nebraska, Inc., P.O. Box 147, Horton, Kans. 66439 | 320,413 |
| Mr. Jay Hunter, Executive Director, Mid-American All Indian Center, Inc., 1650 East Central, Wichita, Kans. 67214 | 164,402 |
| **LOUISIANA** | |
| Mr. L. M. Burgess, Chairman of the Board, Indian Manpower Service, Inc., 4155 Essen Lane, 131, Baton Rouge, La. 70809 | 235,280 |
| **MAINE** | |
| Mr. Allen Sockabasin, President, Tribal Governor's Inc., c/o Mr. Richard Hamilton, 95 Main St., Orono, Maine 04473 | 251,910 |
| **MARYLAND** | |
| Mr. Herbert H. Locklear, President, American Indian Study Center, Inc., 211 S. Broadway, Baltimore, Md. 21231 | 179,360 |
| **MASSACHUSETTS** | |
| Mr. Garrison E. Parker, The Boston Indian Council, Inc., 105 S. Huntington Ave., Jamaica Plain, Mass. 02130 | 215,475 |
| **MICHIGAN** | |
| Mr. James R. Hillman, Director, Commission on Indian Affairs, State of Michigan, 454 Hollister Bldg., 106 W. Allegan St., Lansing, Mich. 48902 | 924,113 |
| Mr. Joseph K. Lumsden, President, Original Band of Sault Ste Marie Chippewa Indians, 206 Greenough St., Sault Ste Marie, Mich. 49783 | 55,442 |
| **MINNESOTA** | |
| Mr. Donald R. Cook, Chairman, Urban American Indian Center, 1905 3rd Ave., South, Minneapolis, Minn. 54404 | $595,528 |
| Mr. David R. Munnell, Chairman, Leech Lake Reservation Business Committee, Box 308, Cass Lake, Minn. 56633 | 277,182 |
| Mr. William J. Houle, Chairman, Fond Du Lac Reservation Business Committee, P.O. Box F, Cloquet, Minn. 55720 | 77,908 |
| Mr. Harry Boness, Sr., Chairman, Nett Lake Reservation Business Committee, P.O. Box 698, Nett Lake, Minn. 55772 | 107,973 |
| Mr. Arthur W. Gahbow, Chairperson, Mille Lacs Reservation Business Committe, Star Route, Onamia, Minn. 56359 | 44,791 |
| Mr. Roger A. Jourdain, Chairman, Red Lake Tribal Council, Red Lake, Minn. 56671 | 191,079 |
| Mr. Reuben Rock, Chairman, White Earth Reservation Business Committee, Box 274, % White Earth CAP, White Earth, Minn. 56691 | 167,398 |
| Mr. John Eagle, Chairman, American Indian Fellowship Association, 101 N. 1st Ave. E., Duluth, Minn. 55802 | 55,500 |
| **MISSISSIPPI** | |
| Mr. Phillip Martin, Tribal Chairman, Mississippi Band of Choctaw Indians, Tribal Office Bldg., Route 7, Box 21, Philadelphia, Miss. 39350 | 470,533 |
| **MISSOURI** | |
| Mrs. Theodora Means, President, Region VII, American Indian Council, 3220 Independence Ave., Kansas City, Mo. 64124 | 277,278 |
| **MONTANA** | |
| Mr. Earl Old Person, Chairman, Blackfeet Tribal Business Council, Blackfeet Indian Reservation, Browning, Mont. 59417 | 438,679 |
| Mr. Patrick Stands Over Bull, Chairman, Crow Indian Tribe, Crow Tribal Council, Crow Agency, Mont. 59022 | 162,546 |
| Mr. John W. Allen, President, Fort Belknap Community Council, Fort Belknap Agency, Harlem, Mont. 59526 | 177,770 |
| Mr. Allen Rowland, Chairman, Northern Cheyenne Tribe, P.O. Box 128, Lame Deer, Mont. 59043 | 168,811 |
| Mr. Norman Hollow, Chairman, Assiniboine and Sioux Tribes, Fort Peck Indian Reservation, Box 37, Poplar, Mont. 59255 | 288,653 |
| Mr. John Windy Boy, Chairman, Chippewa-Cree Tribe, Rock Boy's Reservation, Rocky Boy Route, Box Elder, Mont. 59521 | 174,206 |
| Mr. George Henkel, Jr., Executive Director, Montana United Indian Association, P.O. Box 786, Helena, Mont. 59601 | 414,621 |
| Mr. Harold W. Mitchell, Jr., Chairman, Confederated Salish and Kootenai Tribes, Flathead Sub Agency, Dixon, Mont. 59831 | $210,257 |
| **NEBRASKA** | |
| Mr. Edward L. Cline, Sr., Chairman, Omaha Tribe of Nebraska, Macy, Nebr. 68039 | 149,526 |
| Mr. Art May, Chairman, Nebraska Indian Inter-Tribal Development Corporation, P.O. Box 238, Winnebago, Nebr. 68071 | 105,801 |
| Mr. Donald LaPointe, Chairman, Santee Sioux Tribe of Nebraska, % Carl Crosley, CAP Director, Route #2, Santee, Niobrara, Nebr. 68760 | 102,748 |
| Ms. Jan Searcy, Executive Director, United Indians of Nebraska, 11924 Poppleton Plaza, Omaha, Nebr. 68114 | 175,948 |
| **NEVADA** | |
| Mr. Harold Wyatt, Executive Director, Inter-Tribal Council of Nevada, 98 Colony Rd., Reno, Nev. 89502 | 451,827 |
| **NEW MEXICO** | |
| Mr. Delfin J. Lovato, Chairman, All Indian Pueblo Council, P.O. Box 6507, 1015 Indian School Rd. NW., Albuquerque, N. Mex. 87107 | 1,159,128 |
| Mr. Gerald Wilkenson, Executive Director, National Indian Youth Council, 201 Hermosa NE., Albuquerque, N. Mex. 87106 | 435,033 |
| Mr. Edison Laselute, Governor, Pueblo of Zuni, Zuni Tribal Council, Zuni, N. Mex. 87327 | 297,198 |
| Chavez P. Coho, President, Ramah Navajo School Board, Inc., P.O. Box 248, Ramah, N. Mex. 87321 | 79,431 |
| **NEW YORK** | |
| Mr. Robert C. Hoag, President, Seneca Nation of Indians, Manpower Office, Box 344, Salamanca, N.Y. 14779 | 823,120 |
| Mrs. Mifaumwry Hines, Executive Director, American Indian Community House, Inc., 28 East 35th St., New York, N.Y. 10016 | 729,857 |
| **NORTH CAROLINA** | |
| Mr. John A. Crowe, Prinoipal Chief, Eastern Band of Cherokee Indians, P.O. Box 455, Cherokee, N.C. 28719 | 350,559 |
| Mr. Kenneth R. Maynor, Executive Director, Lumbee Regional Development Association, Inc., P.O. Box 637, Pembroke, N.C. 28372 | 1,994,026 |
| Mr. Earlie Maynor, Executive Director, Commission on Indian Affairs, 245 Heart of Raleigh Motel, Raleigh, N.C. 27603 | 658,681 |





| | Tentative title III, sec. 302, allocations |
|---|---|
| **NORTH DAKOTA** | |
| Mr. Warren W. Means, Executive Director, United Tribes of North Dakota, 3315 South Airport Rd., Bismarck, N. Dak. 58501 | $129,353 |
| Mr. Edwin J. Henry, Chairman, Turtle Mountain Tribal Council, Turtle Mountain Band of Chippewa Indians, Belcourt, N. Dak. 58316 | 425,125 |
| Mr. Carl McKay, Chairman, Devil's Lake Sioux Tribe, Manpower Programs, Fort Totten, N. Dak. 58335 | 168,755 |
| Mr. Melvin White Eagle, Chairman, Standinig Rock Sioux, Fort Yates, N. Dak. 58538 | 288,467 |
| Ms. Rose Crow Flies High, Chairperson, Three Affiliated Tribes, Manpower Programs, P.O. Box 597, New Town, N. Dak. 58763 | 168,966 |
| **OHIO** | |
| Ms. Ruby Hooper, Chairperson, Clevelan American Indian Center, 550-5502 Lorain Ave., Cleveland, Ohio 44102 | 195,199 |
| Tukemus, Chief, Tecumseh Confederacy, Shawnee Nation, P.O. Box 609, Xenia, Ohio 45385 | 102,723 |
| **OKLAHOMA** | |
| Mr. Lee Motah, Chairman, Commanche Tribal Business Committee, Comanche Tribe of Oklahoma, P.O. Box 1127, Lawton, Okla. 73501 | 221,349 |
| Mr. Vince Knight, President, United Urban Indian Club, Inc., P.O. Box 724, 1008 N. McKinley, Oklahoma City, Okla. 73132 | 525,292 |
| Mr. Edward F. Mouss, Executive Director, Creek Nation, P.O. Box 261, Okmulgee, Okla. 74447 | 608,878 |
| Mr. Sylvester J. Tinker, Principal Chief, Osage Tribal Council, P.O. Box 897, Pawhuska, Okla. 74056 | 165,196 |
| Mr. Felix Allen, Chairman, Ponca Tribe of Indians, Ponca Tribal Business of Oklahoma, P.O. Box 11 (White Eagle), Ponca City, Okla. 74601 | 105,810 |
| Mr. Bob Cannon, Chairman, Kiowa Tribe of Oklahoma, P.O. Box 1028, Anadarko, Okla. 73005 | 408,461 |
| Mr. Harry J. W. Belvin, Principal Chief, Choctaw Nation of Oklahoma, Choctaw Tribal Office, 302 W. Willow St., Durant, Okla. 74701 | 728,978 |
| Mr. Overton James, Governor, Chickasaw Nations, 6033 Glencove Pl., Oklahoma City, Okla. 73132 | 421,719 |
| Mr. W. W. Keeler, Principal Chief, Cherokee Nation of Oklahoma, Cherokee Tribal Council, P.O. Box 119, Tahlequah, Okla. 74464 | 2,039,496 |
| Mrs. Evelyn Stephens, Chairman, Oklahoma Tribal Assistance Program, P.O. Box 2841, Tulsa, Okla. 74101 | 564,591 |
| Mr. Edwin Tanyan, Principal Chief, Seminole Nation of Oklahoma, 4th and Brown Sts., Wewoka, Okla. 74884 | $185,208 |
| Mr. Russell B. Ellis, Director, Central Tribes of the Shawnee Area, Inc., P.O. Box 2427, University Station, Shawnee, Okla. 74802 | 262,861 |
| Mr. Leonard Biggoose, Chairman, North Central Inter-Tribal Council, 315 S. Pine St., Ponca City, Okla. 74601 | 101,256 |
| **OREGON** | |
| Mr. Einathan Davis, Director, Organization of the Forgotten American, 3954 S. 6th St., P.O. Box 1257, Klamath Falls, Oreg. 97601 | $104,864 |
| Mr. Kenneth Smith, Warm Springs Consortium, Confederated Tribes of the Warm Springs Reservation of Oregon, Warm Springs, Oreg. 97761. Attn.: Mr. Warren R. Clements, Chairman, ORTEC | 212,672 |
| Mr. Lowell Curley, Chairman, Urban Indian Council, 2326 NW. Westover Rd., Portland, Oreg. 97205 | 556,091 |
| **PENNSYLVANIA** | |
| Mr. William H. Lynch, Executive Director, United American Indians of Delaware Valley, 430 City Hall Annex, Philadelphia, Pa. 19107 | $134,940 |
| **RHODE ISLAND** | |
| Prime sponsor to be designated | 92,375 |
| **SOUTH DAKOTA** | |
| Mr. Wayne Ducheneaux, Chairman, Cheyenne River Sioux Tribe, Eagle Butte, S. Dak. 57625 | 275,029 |
| Mrs. Elnita Rank, Chairwoman, Crow Creek Sioux Tribe, P.O. Box 658, Fort Thompson, S. Dak. 57339 | 101,985 |
| Mr. Michael Jandreau, Chairman, Lower Brule Sioux Tribe, Lower Brule, S. Dak. 57548 | 46,737 |
| Mr. Richard Wilson, President, Oglala Sioux Tribe Box G, Pine Ridge, S. Dak. 57770 | 637,524 |
| Mr. Robert Burnette, Chairman, Rosebud Sioux Tribe, Tribal Office Bldg., Rosebud, S. Dak. 57570 | 486,585 |
| Mr. Gerald Flute, Chairman, Sisseton-Wahpeton Sioux Tribe, 406 Second Ave. E., Sisseton, S. Dak. 57262 | 148,833 |
| Mr. Percy R. Archambeau, Chairman, Yankton Sioux Tribe, Route 3, Wagner, S. Dak. 57380 | 86,933 |
| Clarence W. Skye, Executive Director, United Sioux Tribe of South Dakota Development Corporation, P.O. Box 1193, Pierre, S. Dak. 57501 | 455,024 |
| **TENNESSEE** | |
| Mr. Eugene A. Begay, Executive Director, United Southeastern Tribes, 1101 Kermit Dr., Nashville, Tenn. 37217 | $731,489 |
| **TEXAS** | |
| Mr. LeRoy Mason, Chairman Board of Directors, Dallas Inter-Tribal Center, 336½ W. Jefferson, Dallas, Tex. 75208 | 367,183 |
| Mr. Ward Phelan, Director, Texas Commission for Indian Affairs, Office of Indian Manpower Programs, Box 206, Livingston, Tex. 77351 | 531,377 |
| **UTAH** | |
| Mr. Lester M. Chapoose, Chairman, Ute Indian Tribe, Box 129, Fort Duchesne, Utah 84026. Attn.: Ms. Linda Garcia, Assistant Manpower Director | 108,716 |
| Mr. E. Daniel Edwards, Chairman of the Board, Utah Native American Consortium, Inc., 120 W. 1300 South, Salt Lake City, Utah 84101 | 198,271 |
| **WASHINGTON** | |
| Mr. Phillip A. LaCourse, Director, Tribal Services Association, 3030 Wetmore, Everett, Wash. 98002 | 147,057 |
| Mr. Leo J. LaClair, Executive Director, Small Tribes Organization of Western Washington, Inc., 520 Pacific Ave., P.O. Box 578, Sumner, Wash. 98390 | 713,830 |
| Mr. Cliff StJohn, Director, Eastern Washington Indian Consortium, Inc., P.O. Box 2000, Wellpinit, Wash. 99040 | 679,632 |
| Mr. Jim Harp, Director, CHEHOQUISHO, % Patricia A. Cultee, Quinault Reservation, Box 1118, Taholah, Wash. 98587 | 118,229 |
| Mr. Newman W. Hood, Chairman, Seattle Indian Center, Inc., 619 Second Ave., Seattle, Wash. 98104 | 412,331 |
| Mr. Dowayne Goodan, Executive Director, Native American Center, West 1525 9th Ave., Spokane, Wash. 99204 | 109,308 |
| **WISCONSIN** | |
| Mrs. Betty Jack, President of the Board, American Indian Child Placement and Development Programs, Inc., 610 N. Jackson St., Milwaukee, Wis. 53202 | 115,115 |
| Mr. Purcell Powless, Chairman, Oneida Tribe of Indians of Wisconsin, Inc., Route 4, Oneida, Wis. 54155 | 190,831 |
| Ms. Ada E. Deer, Chairperson, Menominee Restoration Committee, P.O. Box 168, Keshena, Wis. 54135 | 301,806 |
| Mr. Peter Christensen, Chairman, Great Lakes Inter-Tribal Council, Box 5, Lac Du Flambeau, Wis. 54538 | 210,988 |



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| | *Tentative title III, sec. 302, allocations* |
|---|---|
| Mr. Rick Baker, Chairman, La Courte Oreilles Band of Lake Superior Chippewa Indians, Route 2, Stone Lake, Wis. 54876 | $97,523 |
| Mr. Arnold Garvin, Chairman, Wisconsin Winnebago Business Committee, c/o Mr. Chauncy Hopinkah, Nelson Hall, Room 308, University of Wisconsin—Stevens Point, Stevens Point, Wis. 54481 | 88,364 |
| Mr. Stanley Webster, Chairman, Milwaukee Area American Indian Manpower Council, 2040 W. Wisconsin Ave., Box 758, Milwaukee, Wis. 53233 | 189,739 |
| Mr. Leonard E. Miller, Jr., Tribal Chairman, Stockbridge - Munsee Community, Route 1, Bowler, Wis. 54416 | 31,271 |
| Mr. E. W. Taylor, Chairman, St. Croix Tribal Council, Star Route, Webster, Wis. 54893 | 67,023 |
| WYOMING | |
| Mr. Jesse Miller, Arapahoe Chairman, Mr. Robert Harris, Sr., Shoshone Chairman, Shoshone and Arapahoe Joint Business Council, P.O. Box 217, Fort Washakie, Wyo. 82514 | 341,716 |

Signed at Washington, D.C., this 5th day of August 1975.

WILLIAM H. KOLBERG,
*Assistant Secretary for Manpower.*

[FR Doc.75-20856 Filed 8-8-75;8:45 am]

## Manpower Administration

### EMPLOYMENT TRANSFER AND BUSINESS COMPETITION DETERMINATIONS

#### Applications

The organizations listed in the attachment have applied to the Secretary of Agriculture for financial assistance in the form of grants, loans, or loan guarantees in order to establish or improve facilities at the locations listed for the purposes given in the attached list. The financial assistance would be authorized by the Consolidated Farm and Rural Development Act, as amended, 7 U.S.C. 1924 (b), 1932, or 1942(b).

The Act requires the Secretary of Labor to determine whether such Federal assistance is calculated to or is likely to result in the transfer from one area to another of any employment or business activity provided by operations of the applicant. It is permissible to assist the establishment of a new branch, affiliate or subsidiary, only if this will not result in increased unemployment in the place of present operations and there is no reason to believe the new facility is being established with the intention of closing down an operating facility.

The Act also prohibits such assistance if the Secretary of Labor determines that it is calculated to or is likely to result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, when there is not sufficient demand for such goods, materials, commodities, services, or facilities to employ the efficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

The Secretary of Labor's review and certification procedures are set forth at 29 CFR Part 75, published January 29, 1975 (40 FR 4393). In determining whether the applications should be approved or denied, the Secretary will take into consideration the following factors:

1. The overall employment and unemployment situation in the local area in which the proposed facility will be located.

2. Employment trends in the same industry in the local area.

3. The potential effect of the new facility upon the local labor market, with particular emphasis upon its potential impact upon competitive enterprises in the same area.

4. The competitive effect upon other facilities in the same industry located in other areas (where such competition is a factor).

5. In the case of applications involving the establishment of branch plants or facilities, the potential effect of such new facilities on other existing plants or facilities operated by the applicant.

All persons wishing to bring to the attention of the Secretary of Labor any information pertinent to the determinations which must be made regarding these applications are invited to submit such information in writing within two weeks of publication of this notice to: Deputy Assistant Secretary for Manpower, 601 D Street NW., Washington, D.C. 20213.

Signed at Washington, D.C. this 4th day of August, 1975.

BEN BURDETSKY,
*Deputy Assistant Secretary for Manpower.*

*Applications received during the week ending Aug. 1, 1975*

| Name of applicant | Location of enterprise | Principal product or activity |
|---|---|---|
| S.C. Cap & Gown, Inc. (tenant to Robon Creek). | Laurens, S.C. | Manufacture of caps and gowns. |
| Fire Delight, Inc. | Camilla, Ga. | Fireplace logs. |
| Cumberland Components, Inc. | Crossville, Tenn. | Manufacture and sale of roof trusses. |
| Bob White Packing Co., Inc. | Bowling Green, Ky. | Meat processing and slaughtering. |
| Lake Management Corp./Marcorp. | Omro, Wis. | Nursing home. |
| Birch's Heating & Air Conditioning, Inc. | Charleston, Ill. | Heating, air-conditioning, TV appliances, and refrigeration equipment sales. |
| Huron Woods Nursing Home | Kawkawlin, Mich. | Nursing home. |
| Cen-Tex Cotton Oil Mill | Thorndale, Tex. | Cotton seed processing plant. |
| Plains Cooperative Oil Mill, Inc. | Plainview, Tex. | Processing sunflower seeds. |
| Solar, Inc. | Mead, Nebr. | Manufacturing and marketing a collector and storage heating system. |
| H. T. Smith Co. | Drexel, Mo. | Sales of farm machinery. |
| Farmers Union Oil Co. (tenant to city of Washburn). | Washburn, N. Dak. | Petroleum products, fertilizer, and hardware sales. |
| Hoffman Motors, Inc. (tenant to city of Washburn). | do. | Sales of new and used auto parts and service. |
| Nelson Lumber & Supply (tenant to city of Washburn). | do. | Building materials and construction: |
| Washburn Power & Equipment, Inc. (tenant to city of Washburn). | do. | Farm equipment and parts. |
| Mardians Inc. | Mobridge, S. Dak. | Processing scrap metal and furs. |
| H & R Lumber & Cabinets, Inc. | Clear Lake, and Castlewood, S. Dak. | Building material. |
| A. Jerome Anderson | Pribilof Islands, Prince of Wales Island, Alaska. | Seafood. |
| Newport Marine Co. | Newport, Oreg. | Hotel. |

[FR Doc.75-20926 Filed 8-8-75;8:45 am]

## Office of the Secretary

[TA-W-53]

### ALLIS CHALMERS CORP.; PITTSBURGH, PENNSYLVANIA

#### Negative Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-53 investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on June 10, 1975 in response to a worker petition received on June 9, 1975 which was filed by the International Union of United Automobile, Aerospace and Agricultural Implement Workers of America (UAW) on behalf of workers formerly producing overhead and submersible distribution transformers and instrument transformers at the Pittsburgh, Pennsylvania plant of Allis Chalmers Corporation.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 25741) on June 18, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of the Allis Chalmers Corporation, its major customers, industry analysts, the U.S. International Trade Commission, the U.S. Department of Commerce, National Electrical Manufacturers Association and Department files.





In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat there: f, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

#### SIGNIFICANT TOTAL OR PARTIAL SEPARATIONS

Employment levels at the Pittsburgh plant declined from the second quarter of 1974 through the first quarter of 1975, when the plant closed. In the first quarter of 1975, employment of hourly workers was 40 percent below that in the first quarter of 1974.

#### SALES OR PRODUCTION, OR BOTH, HAVE DECREASED ABSOLUTELY

Sales of overhead and submersible distribution transformers produced at Pittsburgh declined since the fourth quarter of 1974. During the last six months of operation, monthly dollar sales declined by 57 percent. Comparing the first quarter of 1975 to the same period in 1974, dollar sales were down 57 percent.

Production of overhead and submersible distribution transformers at Pittsburgh have declined since 1973, a boom year in housing starts. From 1973 to 1974, following the drop in housing starts, transformer production declined by 11 percent. Comparing the first quarter of 1975 to the same period in 1974, transformer production was down by 56 percent.

#### INCREASED IMPORTS CONTRIBUTED IMPORTANTLY

Imports of distribution transformers like or directly competitive with the overhead and submersible distribution transformers made at Pittsburgh have had little effect in the U.S. market. Industry experts believe that less than one percent of the total market is supplied with overhead and submersible distribution transformers from foreign sources. In recent years imports of these products have decreased both relatively and absolutely.

The evidence developed in the Department's investigation indicates that the decreased purchases of distribution transformers by domestic public utility companies were the result of a drastic decline in housing starts in 1974 coupled with an earlier inventory buildup to hedge against expected price increases. When the economic downturn continued into 1975, many former purchasers of transformers refrained from purchasing additional equipment. The decision to close the Pittsburgh plant was based upon a lack of sales unrelated to imports.

#### CONCLUSION

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with the overhead and submersible distribution transformers and instrument transformers produced at the Pittsburgh plant of Allis Chalmers Corporation did not contribute importantly to the total or partial separation of the workers or to the absolute decline in sales or production of the plant.

Signed at Washington, D.C., this 5th day of August 1975.

HERBERT N. BLACKMAN,
*Associate Deputy Under Secretary for Trade and Adjustment Policy.*

[FR Doc.75-20853 Filed 8-8-75;8:45 am]

[TA-W-54]

### ALLIS CHALMERS CORP., GADSDEN, ALABAMA

#### Negative Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-54: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on June 10, 1975 in response to a worker petition received on June 9, 1975 which was filed by the International Union of United Automobile, Aerospace, and Agricultural Implement Workers of America, (UAW) on behalf of workers formerly producing padmounted distribution transformers at Gadsden, Alabama plant of Allis Chalmers Corporation.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 25646) on June 17, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of the Allis Chalmers Corporation, its major customers, industry analysts, the U.S. International Trade Commission, the U.S. Department of Commerce, the National Electric Manufacturers Association, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

#### SIGNIFICANT TOTAL OR PARTIAL SEPARATIONS

Employment levels for padmounted transformer workers at the Gadsden plant declined from the second quarter of 1974 through the first quarter of 1975, when the Padmounted Transformer Division shut down. In the first quarter of 1975, employment of hourly workers was 69 percent below that in the first quarter of 1974.

#### SALES OR PRODUCTION, OR BOTH, HAVE DECREASED ABSOLUTELY

Sales of padmounted distribution transformers produced at Gadsden have declined since 1973. From 1973 to 1974, dollar sales declined by 11 percent, and the number of machines sold declined 25 percent. Comparing the first quarter of 1975 to the same period in 1974, dollar sales were down 63 percent and sales volume declined 75 percent.

Production of padmounted distribution transformers at Gadsden have declined since 1973, a boom year in housing starts. From 1973 to 1974, following the drop in housing starts, transformer production declined by 36 percent. Comparing the first quarter of 1975 to the same period in 1974, transformer production was down by 81 percent.

#### INCREASED IMPORTS CONTRIBUTED IMPORTANTLY

Imports of distribution transformers like or directly competitive with the padmounted distribution transformers made at Gadsden have had little effect in the U.S. market. Industry experts believe that less than one percent of the total market is supplied with padmounted distribution transformers from foreign sources. In recent years imports of these products have decreased both relatively and absolutely.

The evidence developed in the Department's investigation indicates that the decreased purchases of distribution transformers by domestic public utility companies were the result of a drastic decline in housing starts in 1974 coupled with an earlier inventory build-up to hedge against expected price increases. When the economic downturn continued into 1975, many former purchasers of transformers refrained from purchasing additional equipment. The decision to close the Padmounted Distribution

Transformer Division at the Gadsden plant was based upon a lack of sales unrelated to imports.

CONCLUSION

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with padmounted distribution transformers produced by the Gadsden, Alabama plant of Allis Chalmers Corporation did not contribute importantly to the total or partial separation of the workers or to the absolute decline in sales or production of the plant.

Signed at Washington, D.C., this 5th day of August 1975.

HERBERT N. BLACKMAN,
*Associate Deputy Under Secretary for Trade and Adjustment Policy.*

[FR Doc.75-20854 Filed 8-8-75;8:45 am]

## FISHER FOOTWEAR, INC.; ELDON, MISSOURI

### Negative Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-45: Investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on June 6, 1975 in response to a worker petition received on June 5, 1975 which was filed by the Boot and Shoe Workers Union on behalf of workers formerly producing footwear for infants, children, misses and growing girls at Fisher Footwear, Inc., Eldon, Missouri.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 25647) on June 17, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Fisher Footwear, Inc., its customers, the U.S. International Trade Commission, the U.S. Department of Commerce, American Footwear Industries Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

SIGNIFICANT TOTAL OR PARTIAL SEPARATIONS

A significant number or proportion of the workers at Fisher became totally or partially separated in the third quarter of 1974 when employment declined 26 percent. Further separations occurred in the fourth quarter of 1974 when production at Fisher ceased. All Fisher employees were terminated the end of April, 1975.

SALES OR PRODUCTION, OR BOTH, HAVE DECREASED ABSOLUTELY

Production at Fisher declined sharply in the third and fourth quarters of 1974. All production ceased in November, 1974.

INCREASED IMPORTS CONTRIBUTED IMPORTANTLY

Imports of infants', children's and misses' nonrubber footwear substantially increased their share of domestic consumption and production from 1970 to 1974. While imports of footwear like or directly competitive with those produced at Fisher increased during the period Fisher's employees became separated and Fisher's sales and production declined, officials of customer firms accounting for over 90 percent of Fisher's total footwear sales indicated that imports were not a factor in their reduced purchases from Fisher. Fisher's decision to close was based on the loss of contracts with other footwear manufacturers for which Fisher had made footwear, the company's inability to secure additional footwear contracts and the insufficiency of Fisher's retail footwear accounts to sustain operation of the company.

CONCLUSION

After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with footwear for infants, children, misses and growing girls produced by Fisher Footwear, Inc. did not contribute importantly to the total or partial separation of the workers or to the absolute decline in sales or production of Fisher Footwear, Inc.

Signed at Washington, D.C., the 5th day of August 1975.

HERBERT N. BLACKMAN,
*Associate Deputy Under Secretary for Trade and Adjustment Policy.*

[FR Doc.75-20855 Filed 8-8-75;8:45 am]

[TA-W-99]

## GENERAL ELECTRIC CO.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio, and Machine Workers on behalf of the workers and former workers of Philadelphia, Pennsylvania plant of General Electric Company, Syracuse, New York (TA-W-99). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with electrical switchgears produced by General Electric Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20847 Filed 8-8-75;8:45 am]

[TA-W-100]

## GENERAL MOTORS CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 30, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio, and Machine Workers on behalf of the workers and former workers of Delco Products Division, Dayton, Ohio, of General Motors Corporation, Detroit, Michigan (TA-W-100).





Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with automobile parts including shock absorbers, bumper shock absorber, pollution control valves, etc., produced by General Motor Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C., this 30th day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20851 Filed 8-8-75;8:45 am]

[TA-W-103]

## KEYSTONE CARBON CO.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Keystone Carbon Company, St. Marys, Pennsylvania (TA-W-103). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with thermistors produced by Keystone Carbon Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20852 Filed 8-8-75;8:45 am]

[TA-W-101]

## STERLING ELECTRONICS

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Magnetic Windings Division, Easton, Pennsylvania plant of Sterling Electronics, Houston, Texas (TA-W-101). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with coils and transformers produced by Sterling Electronics or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20852 Filed 8-8-75;8:45 am]

[TA-W-101]

## STERLING ELECTRONICS

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Magnetic Windings Division, Easton, Pennsylvania plant of Sterling Electronics, Houston, Texas (TA-W-101). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with coils and transformers produced by Sterling Electronics or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to

[TA-W-104]

## SPRINGFIELD WIRE OF INDIANA, INC.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Springfield Wire of Indiana, Inc., Evansville, Indiana plant of Springfield Wire, Inc., Springfield, Massachusetts (TA-W-104). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with power cords & wire harnesses for appliances produced by Springfield Wire of Indiana, Inc. or an appropriate subdivision thereof have

the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20849 Filed 8-8-75;8:45 am]

## STACKPOLE CARBON CO.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Stackpole Carbon Company, St. Marys, Pennsylvania (TA-W-102). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instatuted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with resistors, ferrites, brushes & anodes produced by Stackpole Carbon Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales of production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 21, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July, 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-20850 Filed 8-8-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

### CANADIAN T.V. STATIONS WITHIN 250 MILES OF BORDER

### Supplementary Changes as of July 31, 1975

AUGUST 5, 1975.

A supplement to the list of Canadian Television Stations within 250 miles of the Canada-U.S.A. border dated April 1, 1973, has been issued by the FCC.

Compiled from information supplied by the Department of Communications of Canada, the list reflects all additions, changes, deletions and corrections made up to July 31, 1975.

Further changes will be issued as reported to the Commission by the Canadian Communications Department.

Copies of the list may be obtained from Downtown Copy Center, 1730 K Street, NW., Washington, D.C. 20006, telephone (202) 452-1422.

The following stations shown on List No. 5, dated July 8, 1975, are corrected as indicated below:
CBAFT, Fredericton-Saint John, New Brunswick, Channel 5, and station CBUBT-10, Natal, British Columbia, on Channel 11 rather than Channel 10.

*Supplementary list of changes, additions, deletions and corrections as of July 31, 1975, to the list of Canadian television stations within 250 mi of the border issued by the Commission dated Apr. 1, 1973.*

[List No. 6—July 31, 1975]

| Call sign | Licensee | Location | Radiated power (kW) | Antenna: Directivity | Antenna: Above ground | Antenna: Above MSL | Antenna: Above terrain | Offset |
|---|---|---|---|---|---|---|---|---|
| | | CHANNEL 5 (76-82 MHz) | | | | | | |
| CBAFT-1 | | Fredericton-Saint John, New Brunswick, N. 45°31'57", W. 66°47'41". | 33.75 V<br>1.375 A | DA | 250 | 950 | 640.5 | (—) |
| | | CHANNEL 11 (198-204 MHz) | | | | | | |
| CBUBT-10 | | Natal, British Columbia, N. 49°43'28", W. 114°51'48" | 0.103 V<br>0.0103 A | DA | 55 | 4830 | —598 | No. |

[SEAL]

WALLACE E. JOHNSON,
*Chief, Broadcast Bureau, Federal Communications Commission.*

[FR Doc.75-20869 Filed 8-8-75;8:45 am]





[FCC 75-893; Docket No. 19660, RM-690; File No. T-C-2433, File No. T-C-2449, File No. I-T-C-2617, File Nos. T-C-2498, I-T-C-2605, I-T-C-2498-1, I-T-C-249-2, I-T-C-2498-3]

## ITT WORLD COMMUNICATIONS INC. ET AL.

### Applications

In the matter of International Record Carriers' Scope of Operations in the Continental United States, Including Possible Revisions to the Formula Prescribed under Section 222 of the Communications Act.

1. In instituting the proceedings in Docket No. 19660, we included among the various issues the question whether the public interest would be served by granting applications of international record carriers (IRCs) for authority under Section 214 and 222 of the Communications Act to utilize additional gateways in the continental United States in providing their international services. *Notice of Inquiry and Proposed Rule Making in Docket No. 19660*, 38 FCC 2d 541 (1972). We are concurrently issuing a further notice of inquiry and proposed rule making which looks toward the authorization of new gateway cities under appropriate standards (FCC 75-894). This Memorandum Opinion and Order is concerned solely with the question whether additional IRCs should be authorized to operate in the existing gateway cities. In brief, we have before us applications by TRT Telecommunications Corp. (TRT) for authority to use New York City as a gateway for its leased-channel services, and applications by ITT World Communications Inc. (ITT), RCA Global Communications, Inc. (RCA), and Western Union International, Inc. (WUI) for authority to use Miami and New Orleans as gateways for all their services.[1] New York City is presently a gateway for ITT, RCA, WUI and the French Telegraph Cable Company, but not for TRT; Miami and New Orleans are gateways for all services of TRT, whereas ITT, RCA and WUI are authorized to use Miami only for leased-channel services and have no authority to use New Orleans. These applications and various responsive pleadings are summarized below.

2. Preliminarily, we note that some of those applications have not been the subject of comments on the merits. Indeed, WUI's has been on file for less than 30 days. While we believe that all of the applications have considerations in common which warrant the same treatment, we do not here reach any final decision in light of this procedural posture. Rather, we will set forth our tentative decision and accord the applicants and other interested parties a 30-day period for comment on the applications and our proposed disposition.

[1] To the extent that the ITT, RCA and WUI applications also seek authorization of various new gateway cities, they will be treated in the further rule making and not in this decision.

### TENTATIVE STATEMENT OF POLICY

#### I. BACKGROUND

*A. The Applications*

1. ITT

3. ITT filed an application, File No. T-C-2433, on September 20, 1971 for authorization pursuant to Sections 214 and 222 of the Act to provide expanded international record service directly to the public within the metropolitan areas of two existing (Miami and New Orleans) and 13 new gateway cities and to acquire facilities incidental to such operations.[2] Specifically, ITT proposes to offer a limited, expanded international public message service (PMS), an expanded international telex service, and expanded leased channel service. While we are here concerned only with the two existing gateways, the following description of the ITT, RCA and WUI applications and responsive pleadings is in terms of all proposed gateways, both existing and new.

*PMS*

4. ITT proposes to subscribe to the Wide Area Telecommunications Service (WATS) offered by the American Telephone and Telegraph Company (AT&T) and other common carriers under AT&T's Tariff F.C.C. No. 259. More specifically, ITT would obtain a mix of full and measured-time WATS access lines for inward and outward service (in the "band six" classification, except for those needed for intrastate service) and to use those lines to connect the appropriate telephone company premises with ITT's premises. ITT would use the WATS lines, in its existing telephone room mode of operations (but with additional operating personnel), to provide a limited international PMS to the public in the 15 new areas. By means of inward WATS, a customer anywhere in the contiguous 48 states would be able to file directly with ITT (so long as the local telephone company is a concurring, participating or connecting carrier providing WATS service) an outbound international message telegram. ITT would use the outward WATS lines to deliver inbound international message telegrams throughout the continguous 48 states "where such handling is appropriate."[3] ITT application at p. 4. ITT does not propose either over-the-counter or messenger acceptance or delivery in any of the new gateway cities; but only in the existing ones.

5. ITT estimates the investment required for handling PMS by telephone at $27,400 and the annual operating costs at $1.3 million (through an investment of $208,000 in increased automation of message processing operations, the annual operating costs would be reduced to $1 million). ITT estimates that 750,000 messages would be handled by telephone in the first year of operation.[4] ITT does not estimate the increased revenues which would flow from this traffic.

*Telex*

6. ITT proposes to establish operating centers in the metropolitan areas of each of the 15 additional cities[5] to offer international telex service directly to the public (including use of such telex tielines by customers for acceptance and delivery of international message telegrams). These operating centers consist of maintenance shop, storage space and central office equipment; but would have no sales functions. ITT proposes to install in each center time division multiplex (TDM) equipment connected to customer printers through a network of tielines (leased from local telephone companies). The centers would be connected with ITT's New York Offices by lines leased from domestic communications common carriers. In New York, the facilities would interface with existing subscriber switches. ITT does not state the number of circuits needed to connect the new operating centers to its New York offices; but only that the number would vary according to projected traffic volumes for each city.[6] International telex would be provided in the same mode as at present; but the message portion of the expanded telex operation would require additional (amount unspecified) processing equipment and operators at ITT's New York offices.

7. ITT estimates the initial investment to establish telex facilities in the 15 new gateways at $5.9 million and the increased annual operating expenses at $3.6 million (through investment of an additional $6.2 million in increased automation. ITT estimates that annual expenses could be reduced to $3.2 million). ITT estimates that traffic volume in the first year of operation would be 5,200,000 minutes but does not estimate the additional revenues from such traffic.

[2] The cities proposed as new gateways for ITT are Houston, Texas; Newark, New Jersey; Philadelphia, Pennsylvania; Chicago, Illinois; Los Angeles, California; Cleveland, Ohio; Dallas, Texas; Boston, Massachusetts; Seattle, Washington; Minneapolis, Minnesota; Pittsburgh, Pennsylvania; Milwaukee, Wisconsin; and Detroit, Mich. ITT's application does not define what ITT means by the "metropolitan areas" of these cities; it says only that it includes several suburban communities considered to be within the metropolitan areas of the named city. ITT Application at p. 5.

[3] Both acceptance and delivery would be done at no charge to the customer other than be tariffed per-word international message charges.

[4] ITT's estimates were based on the assumption that operations would begin January 1, 1972.

[5] See Fn. 2 *Supra*.

[6] ITT proposes initially to install one complete telex system (multiplex cabinet, frame and modern) plus one backup system in Cleveland, Dallas, Boston, Seattle, Minneapolis, Pittsburgh, New Orleans, Milwaukee, and Detroit; two plus one backup in Houston, Newark, Miami and Philadelphia; three plus one backup in Chicago; and four plus one backup in Los Angeles. ITT states those proposals are based on market forecasts it has made, but does not provide those forecasts with its application.

*Leased Channels*

8. ITT proposes to offer international leased channel services to the public in each of the 15 cities using the operating centers established for telex. The customer's premises would be connected to ITT's multiplex equipment by tielines leased from local carriers. The leases would then be routed to New York over lines leased by ITT from domestic communications carriers where they will be interconnected with overseas circuits.

9. ITT does not estimate the increase in traffic, revenues, investment or expenses associated with its expanded leased channel operations. It states only that, with establishment of the operating centers for telex, which are to be used jointly for leased channels, the "incremental costs associated with the rendition of leased channel services would be relatively small." ITT application at p. 7. ITT states that a grant of its application would serve the public interest by making its services available directly to the public at points other than its present gateways. ITT also states that its proposal would also provide competition to WU's domestic telegraph services and that such competition in the international sphere has led to lower rates and better service.

2. RCA

10. RCA filed an application, File No. T–C–2449 on January 1, 1972 for authorization pursuant to Section 214 of the Act to re-establish telegraph operations at seven cities it served until 1942[7] and to establish operations at eleven additional cities[8] it has never served directly and to acquire facilities incidental to such operations for the purpose of offering directly to the public within the metropolitan areas of those cities overseas PMS, telex and leased channel services.[9]

*PMS*

11. RCA proposes to extend overseas PMS only to subscribers to its international telex service and as an incident to such service. RCA states that it anticipates no traffic personnel associated with PMS operations in any of the 18 new cities. Rather, telex subscribers sending international telegraph messages over their telex tielines will have those messages switched directly to traffic operating facilities in San Francisco and New York.

*Telex*

12. RCA proposes to establish computerized telex exchanges in Chicago, Los Angeles and Houston which are to be interconnected over diverse routes with its computerized central offices in San Francisco and New York and to interconnect those exchanges with local WU exchanges so that WU subscribers in those cities will have direct access to its expanded system.[10]

13. RCA lists its projected capital costs for initial installations in the 18 cities at $6,966,000.[11] RCA also states that the rate quoted by AT&T for the voice-grade circuits needed in the first year at $114,000. RCA will also lease from local carriers the necessary tielines to connect subscribers to its three new operating centers as well as those to be connected directly to the existing centers and to connect its new centers to the WU exchanges. RCA estimates the additional revenues from telex services and the PMS operations incidental thereto at $3,135,000 in the first year; $6,542,000 in year two; $9,020,000 in year three; $11,103,000 in year four; and $29,800,000 in year five. RCA also estimates additional expenses at $2,778,000 in the first year; $3,623,000 in year two; $4,507,000 in year three; $5,366,000 in year four; and $16,274,000 in year five.[12] RCA does not estimate the increased traffic it expects to derive from the expanded operations or the basis on which it derived its estimates for increased revenues and expenses (it only shows a breakdown showing the sources of revenues and the categories of expense items).

*Leased Channel Services*

14. RCA's application states that it plans initially to use certain of the TDM-derived channels for extension of leased teleprinter (telegraph-grade) channels to the 18 named cities. Further, as needs develop, RCA will extend international overseas voice-record (AVD) circuits to these cities and "perhaps other cities as well." RCA does not estimate the increase in investment, expenses, traffic or revenues associated with its proposed leased channel operations. RCA merely states that the leased channel service is "not expected to have any significant effect on the additional revenues and additional expenses" for provision of service.[13] RCA Application, Schedule E.

15. On June 16, 1975, WUI filed an application, File No. I–T–C–2617, for authorization to establish gateway operations in the "metropolitan areas"[14] of twenty additional cities, to amend its gateway authorization in Miami, Florida, to expand the geographical service area of its existing New York, Washington, San Francisco and Miami gateways to include the area within the "metropolitan areas," of those cities, and to acquire the facilities necessary to carry on such expanded gateway operations. Within these areas, WUI proposes to offer directly to the public all of its regularly-authorized services including PMS, telex, and leased channels. The cities for which WUI seeks gateway authorization are Atlanta, Georgia; Philadelphia, Pennsylvania; Minneapolis, Minnesota; Boston, Massachusetts; Stamford, Connecticut; Cleveland, Ohio; Cincinnati, Ohio; Detroit, Michigan; Pittsburgh, Pennsylvania; Baltimore, Maryland; Los Angeles, California; New Orleans, Louisiana; St. Louis, Missouri; Newark, New Jersey; Chicago, Illinois; Seattle, Washington; and Denver, Colorado.

16. WUI proposes to establish in each of these cities an operating center to which telex customers will be connected by local loops obtained from a domestic carrier. Each of these centers will be connected to each other and to WUI's existing gateways through circuits from domestic carriers.[15] At each new operating office, WUI will install TDM equipment to derive telegraph-grade channels from the domestic circuit. WUI states that the central office and subscriber terminal equipment will be maintained by personnel based in or near each proposed gateway city, but estimates a first-year cost for intercity circuitry of $160,000, a second-year expense of $225,000, and a third-year expense of $290,000. WUI also lists a first-year expense for local loops of $160,000, a second-year expense of $525,000, and a third-year expense of $990,000. WUI lists a total capital investment of $1,570,000 (year 1), $3,480,000 (year 2) and $5,770,000 (year 3) to establish the proposed gateways. WUI projects total incremental expenses to be $825,000 (year 1), $2,415,000 (year 2) and $4,385,000 (year 3). Projected additional revenues for the three years are $765,000; $2,800,000 and $5,270,00, respectively. After deduction of the incremental expenses, WUI projects a net loss in the first year of $60,000 which will become a surplus of $385,000 in year 2; and a surplus of $885,000 in year 3.

17. WUI states that the instant proposal is needed to provide customers in the designated areas with a realistic choice of carrier by which to communicate with foreign points and to offer low-cost, reliable international services directly to the public in these cities. This will benefit PMS users by freeing them from responsibility for the costs of intermediate transmission facilities and reducing the time required to communicate with overseas points. Telex users will be benefited by elimination of congestion occasionally encountered in the domestic telex network. Leased channel customers will benefit by elimination of (for customers in the new gateways), or substantial reduction in (for those outside, but near, gateways), the charges for domestic connecting channels which such customers now must get from domestic carriers. Finally, WUI states its proposal will permit "modular expansion of WUI's intercity circuitry as needed at very low incremental cost." WUI Application at p. 10. In consideration of the above, WUI asserts that a grant of its application will be in the public interest.

4. TRT

18. TRT filed an application, File No. T–C–2498, on September 1, 1972 for authorization pursuant to Sections 214 and 222 of the Act for authority:

(a) to utilize New York, New York as a gateway for purposes of transmitting leased channel traffic;

(b) to acquire by lease and operate one voice-grade circuit between an operating office to be established in New York, New York and its existing operating office in Fort Lauderdale, Florida; and to

(c) utilize the facilities requested to provide leased voice-channel services between New York and points in Latin America and the Caribbean.

In its application, TRT states that the authorization of New York as a gateway and the facilities requested will be used to provide (unspecified) leased-channel service directly between New York and foreign points in the Caribbean and Central and South America which TRT is or may be authorized to serve. TRT also notes that it presently provides such services to a number of customers in New York through interconnection with AT&T and "other connecting carriers" that provide circuits to those customers between their premises and TRT's Fort Lauderdale office. TRT contends that the present authority is sought so it can provide a more efficient, direct service to its New York customers and that such authority would be a step in equalizing its position vis-a-vis ITT, RCA and WUI which operate in the New York gateway and who are also authorized to provide leased channel services in TRT's principal gateway—Miami, Florida.[16] Since that time, TRT has also been authorized to serve various European points.

19. TRT proposes to lease the voice-grade circuit between New York and Fort Lauderdale from AT&T Long Lines. TRT will then use TDM equipment to derive 24 telegraph-grade channels which it projects will satisfy its circuitry needs for the first year of operation. TRT will use these channels to provide service to its existing New York customers (it proposes to reroute such traffic over the new facilities) and to seek new customers. TRT estimates the investment associated with the proposed operations as follows: $20,000 for multiplexing equipment in New York and $20,000 in Fort Lauderdale (the equipment to be dedicated solely to the requested circuit), $20,000 for test equipment (to service New York lease customers), and an unspecified amount for purchase of teleprinters.[17] Additionally, TRT estimates its increased operating expenses as follows: $6,520 ($535/month) annually for lease of the New York/Fort Lauderdale circuit (plus a $20 non-recurring installation charge), $4,000 depreciation expense (straight-line over a ten-year estimated useful life), $37,000 annually for office operation (rent, technicians' salaries, and equipment maintenance). TRT does not estimate the increase in traffic or revenues it expects from the expanded operations. However, it does state that it presently has five customers in New York for service to the Bahamas which it will shift to the new facilities. It contends that the additional revenues it will derive from these five customers by avoiding the AT&T charges ($758 per month per circuit alone) would "almost cover the additional cost(s)" without the addition of any new customers. TRT states it expects to add additional New York customers, but does not project the number it will add.

20. On March 11, 1974 TRT filed a second application, File No. I–T–C–2605, seeking operating authority pursuant to Section 214 of the Act to offer leased-channel services in New York. Specifically, this application seeks authority.

(a) to modify its existing authorization to acquire by lease and operate one voice-grade circuit between its operating office in Fort Lauderdale, Florida and the operating offices of ITT (File No. T–C–2462–3) to reterminate the circuit at a technical operating facility (TOF) to be established in New York, New York;

(b) to modify its existing authorization to acquire by lease and operate one voice-grade circuit between its operating office in Fort Lauderdale and the operating office of WUI (File No. T–C–2388) to reterminate the circuit at TRT's proposed New York TOF;

(c) to modify its existing authorization to acquire by lease and operate four voice-grade circuits between TRT's Fort Lauderdale operating office and the Etam, West Virginia satellite earth station (File Nos. T–C–2462, T–C–2462–1, T–C–2335–1–A and T–C–2481, respectively) to reterminate those circuits at TRT's proposed New York TOF;

(d) to modify its existing authorization to acquire by lease and operate one voice-grade circuit between TRT's Fort Lauderdale operating office and the Andover, Maine satellite earth station to reterminate that circuit at its proposed New York TOF;

(e) to acquire by lease and operate four voice-grade circuits one each between TRT's proposed New York TOF on the one hand and the New York operating offices of ITT, RCA and WUI, respectively, on the other hand;

(f) to modify its existing authorizations to acquire by lease and operate satellite voice-grade circuits between the United States on the one hand and Brazil (File No. T–C–2462), Columbia (File No. T–C–2462–1), Italy (File No. T–C–2335–1–A), Panama (File No. T–C–2481), and Puerto Rico (File No. T–C–2497–M) to reterminate those circuits at the same proposed TOF in New York rather than at its Fort Lauderdale office where they presently terminate; and

(g) to operate the requested and reterminated facilities to provide leased-channel services between the United States on the one hand and Brazil, Columbia, Italy, Panama and Puerto Rico and points beyond on the other.[18]

[7] Chicago, Illinois; Los Angeles, California; Philadelphia, Pennsylvania; Boston, Massachusetts; Detroit, Michigan; New Orleans, Louisiana; and Seattle, Washington.

[8] Houston, Texas; Cleveland, Ohio; Dallas, Texas; Hicksville, New York; Miami, Florida; Milwaukee, Wisconsin; Minneapolis, Minnesota; Newark, New Jersey; Pittsburgh Pennsylvania; St. Louis, Missouri; and Stamford, Connecticut.

[9] In Schedule B to its application, RCA lists for each city the suburban communities which it includes within the term "metropolitan area" for purposes of its application.

[10] Schedule A to RCA's application shows that Seattle will be connected to the San Francisco central exchange; that Dallas and New Orleans will be connected to the new Houston exchange; that Minneapolis, Milwaukee, St. Louis and Detroit will be connected to the Chicago exchange; and that Stamford, Boston, Pittsburgh, Philadelphia, Cleveland, Miami, Newark and Hicksville will be connected to the New York central exchange.

[11] RCA breaks down its first year capital requirement as follows:

| | |
|---|---|
| Teleprinters | $1,646,000 |
| Telex switches | 1,286,000 |
| Site preparation—Switches | 226,000 |
| Time division multiplex gear | 2,210,000 |
| Tool kits for technicians | 14,000 |
| Channel simulators | 11,000 |
| Test equipment, etc | 20,000 |
| Construction | 5,413,000 |
| Overhead | 320,000 |
| Interest on construction | 160,000 |
| CTE (Central Telex Exchange) term | 1,073,000 |
| Total | $6,966,000 |

RCA estimates cumulative first costs for the year two at $8,831,000; year three, $10,525,000; year four, $12,599,000; and year five, $14,263,000.

[12] The net gains for the five years are $357,000 in year one; $2,919,000 in year two; $4,513,000 in year three; $5,737,000 in year four; and $13,526,000 in year five.

[13] RCA also estimates the capital needed for leased channel service to be "minimal." RCA Application, Schedule D.

[14] For purposes of its application, WUI defines "metropolitan area" to encompass the particular named city and an area outside that city within a forty-mile radius of its operating office. WUI Application at p. 4.

[15] WUI states that it is considering AT&T Dataphone Digital Service (DDS) to effect these connections. As traffic increases, WUI proposes to acquire larger-capacity DDS circuits.

[16] In the early 1960's, we authorized the three major carriers operating in the New York gateway to offer leased-channel services directly to the public in Miami, Florida.

[17] TRT states that it does not know how many teleprinters it will be able to rent in New York but that any such investment would be financed by charges it receives from leasing the equipment.

[18] TRT states it plans to use two of its three presently-authorized Fort Lauderdale/New York voice-grade circuits for initial requirements for telegraph-grade circuits between those points and beyond through use of high density TDM equipment on one of these circuits and frequency division multiplex (UFCT) on the other. The present TRT/Fort Lauderdale to WUI and ITT/New York telegraph circuits will be rerouted over local facilities to TRT's New York TOF and then to TRT/Fort Lauderdale over the TDM-equipped circuit. This will release two UFCT terminals in Fort Lauderdale to be moved to New York to terminate two international circuits via satellite. They will then be rerouted via New York to the satellite earth stations and two Fort Lauderdale earth station circuits will be discontinued. This will release an additional two UFCT terminals to be transferred to New York (two UFCT terminals will be transferred and two overseas circuits rerouted per month over a period of four months). This step by step approach is intended, according to TRT, to accomplish the changeover in a cost-effective manner and provide for efficient use of already-authorized facilities. *See* TRT Application at pp. 15–16.

21. TRT states in its application that it is not seeking authority to accept or deliver international telex or telegraph messages in New York, that it seeks solely to establish the proposed TOF to reconfigure its existing domestic network "in a more cost effective manner," that it does not propose a new gateway in New York and that it therefore requires no other authority other than the above modifications. However, TRT further states that if the Commission concludes it does require authority under Section 222 (or "any other section of the Communications Act") to offer leased-channel services from the TOF in New York, it thereby requests such needed authority.

22. TRT projects the investment required for its New York TOF at $176,900 in year one, an additional $65,500 in year two and an additional $17,500 in year three. TRT projects its additional operating expenses at $76,147 in year one, $156,989 in year two and $176,357 in year three. TRT expects increased revenues of $76,756 in year one, $391,608 in year two and $758,478 in year three (for a net contribution to overall revenues, including consideration of the projected savings in Fort Lauderdale,[19] of $15,795 in year one, $149,261 in year two and $323,446 a year three). From this, TRT asserts that its proposal is economically viable.

23. In addition, TRT filed on November 7, 1974, an application File No. I–T–C–2498–1 for authorization pursuant to Section 214 of the Act to:

(1) Acquire by lease and operate one voice-grade circuit between the AT&T Technical Control Facility (TCF) in New York City and the United States/Canada border near Calais, Maine;

(2) Acquire by lease and operate one voice-grade circuit between the United States/Canada border and the CANTAT–II cable head at Beaver Harbor, Canada (the cost to be borne equally by TRT and its overseas correspondent, the British Post Office);

(3) Acquire by lease and operate one voice-grade circuit in the CANTAT–II cable between Beaver Harbor and the theoretical midpoint in the Atlantic to be extended to Hillingdon, United Kingdom by the British Post Office; and

(4) Utilize the facilities requested to provide leased voice channel services, including voice-equipped-for-data or alternate voice/data (AVD), or both between the United States and the United Kingdom and points beyond for use by the United States Department of Defense in connection with its Automatic Voice Network (AUTOVON).

[19] TRT also estimates a savings on operating expenses at Fort Lauderdale (from rerouting the subject circuits) at $26,975 in year one, $52,170 in year two and $51,050 in year three.

24. This application and the pleadings associated with it are described fully in *TRT Telecommunications Corp.*, FCC 75–472, adopted April 23, 1975, which description is incorporated herein by reference. In the *TRT* Order, we concluded that the requested authority constituted a request for Commission approval of New York City as a gateway, for leased-channel services, for TRT and that, as such, it came within the issues in Docket No. 19660. We declined to act on the application and associated pleadings to be retained for appropriate action in Docket No. 19660. As we view the application, it is a supplement to TRT's application File No. I–T–C–2605 since it seeks the same general operating authority in New York as does the latter application, although it seeks a different mode of operation and requests authorization for different facilities. This being the case, we find that the two referenced TRT applications are not inconsistent or contradictory, *see* Section 1.747 of our Rules, but complementary and that they both raise the same public interests question. Accordingly, we will consolidate the two applications for consideration herein.

### B. *Associated Pleadings*

25. WU, on October 21, 1971, filed a Petition to Return or Dismiss (ITT) Application (File No. T–C–2433). WU attacks ITT's application essentially on the grounds that it fails to comply with Section 63.01 of the Commission's Rules and Regulations, 47 C.F.R. § 63.01 (1973), in that it fails to supply information required by that section to be included in applications for authority under Section 214. ITT filed on November 1, 1971 an Opposition to (WU) Petition to Return or Dismiss (ITT) Application. ITT admits its application lacks some of the data mentioned in Section 63.01, it states it made a reasonable effort to comply therewith and that it supplied all information necessary to process the application. It further states that the urgent need for alternatives to the present mode of providing authorized overseas services should not be treated the same as a routine application for service to a new point and that Section 63.01 was not designed to elicit information pertinent to an application such as ITT's. On November 11, 1971, WU replied to ITT's opposition in which it asserted ITT had not answered its attacks on the sufficiency of the information in the application and reasserted that the significant issues raised cannot be answered without such information.

26. On February 2, 1972, the American Communications Association, Communications Trade Division IBT (a trade union representing the employees of RCA, WUI and French Cable) filed comments in support of the RCA application on the grounds that the RCA proposal would improve service. While not filing formal pleadings, WU, by a series of letters, indicated its belief that the RCA application, like that of ITT, constituted an attempt to restructure the record communications industry and thus raises significant public interest questions.

27. Oppositions to the original TRT application, File No. T–C–2498, were filed by ITT, RCA and WU. On September 29, 1972, ITT filed an opposition in which it urged no action on TRT's application until its own application has been acted upon. ITT states it does not necessarily oppose in principal the request of TRT, but because it is part of a plan to restructure the industry, action should be taken only after action on ITT's application. On October 2, 1972, RCA filed a Petition to Deny TRT's application in which it states that TRT has failed to show its proposal is either needed or economically viable. Further, RCA asserts no action should be taken until after its own application has been considered. WU, on October 3, 1972, also filed a Petition to Deny in which it states that TRT has not made the necessary showing under Section 222 that its proposal is necessary or desirable. Further, WU offers to enter into arrangements with TRT for interconnected service to common-rated [20]

## II. Discussion and Conclusions

31. In defining the term "domestic telegraph operations," Section 222(a)(5) of the Communications Act provides:

> That nothing in this section shall prevent international telegraph carriers from accepting and delivering international telegraph messages in the cities which constitute gateways approved by the Commission as points of entrance into or exit from the continental United States, under regulations prescribed by the Commission, and the incidental transmission or reception of the same over its own or leased lines or circuits within the continental United States.

Although the Act speaks only in terms of telegraph messages, the Commission has traditionally applied the gateway concept to other services of the IRCs as well. As previously stressed, the question before us is not approval of any new city as a gateway point. We have long since approved New York City, Miami and New Orleans as appropriate gateway points. We are solely concerned here with the question of whether additional IRCs should be authorized to operate in the approved gateways.

32. Upon consideration of the record we are of the opinion that the existing gateway authorizations, while appropriate when made, have become obsolete with the passage of time and changing circumstances and now require revision in the public interest. TRT and its predecessors originally operated only to Central and South America. For services to such points, its Miami and New Orleans gateways were sufficient, and TRT had not much need for a New York gateway. However, we have recently authorized TRT to serve Italy, the United Kingdom and the Federal Republic of Germany. Carriers serving these points traditionally operate from the New York City gateway, and we believe that TRT should now be granted the same authority. We further believe that ITT, RCA and WUI should have access to the Miami and New Orleans gateways for all of their authorized services since they serve points in the Caribbean and Central and South America.

[20] "Common rating" refers to the practice of ITT, RCA and WUI of quoting the same rate for service to certain points from their New York gateway as from Miami. TRT asserts that because it must quote a rate from Miami it cannot compete in New York since a New York customer must add to the TRT rate the charges for a tieline to Miami.





33. To the extent that TRT has customers in New York City and vicinity, it would be less costly to the customer and operationally more efficient for TRT to serve them via a New York gateway rather than the Miami gateway. By the same token, it would eliminate unnecessary back-hauling of communications and extra charges to the New Orleans and Miami area customers of ITT, RCA and WUI if their services to Latin America could be provided through the Miami and New Orleans gateways rather than via the New York gateway.[21] In short, we find that the public will benefit from opening existing gateways to all carriers through the elimination of charges to it for unnecessary backhauling. This will also give users more freedom to select the carrier of their choice without being influenced by the disadvantages imposed on some carriers by artificial gateway restrictions. Further, we believe that considerations of fair competition require that all carriers serving the same points be given equal treatment.

34. Contrary to the contention of some of the parties, we do not view this action as a departure from traditional gateway concepts. As indicated above, the initial gateway authorizations were dictated by economic and operational concerns, such as proximity to cable heads or radio transmitters and the fact that the authorized carriers had commercial operations in such cities which were convenient to the international points they served. Since those initial authorizations, technology has advanced and we now have earth stations for the international communications satellite system. Moreover, the IRCs have been authorized to serve new points, based on findings that the public interest would be served thereby. It is reasonable therefore to conclude that the carriers should also have access to the gateway traditionally used for service to such points. Just as the original gateway authorizations had their basis in concerns of economy, efficiency and competitive fairness, the revisions we now propose are premised on the same concerns in the light of today's conditions.

35. With respect to the economic impact, if any, on the carriers operating in existing gateways, we believe that such impact will not be of a degree sufficient to impair their ability to adequately serve the public. We note that in recent years we have found that additional competition provided by TRT in service to various European countries was reasonably feasible and offered a reasonable expectation of benefit to the public.[23] Similarly, our authorizations to RCA, ITT and WUI to use Miami as a gateway for leased channel services were based on findings that the additional competition was feasible and offered benefits to the public. In both of these instances, we believe that experience has shown that benefits to the public have accrued. We believe that the additional competition proposed herein will provide benefits to the public in the form of economy, efficiency and increased customer choice.

36. Concerning the alleged effect on Western Union, we point out that New York City is already a gateway for four IRCs, whose combined international services far outshadow the relatively small volume of TRT. The same is true also in the case of TRT's later-filed applications for authority to provide all its services in New York as well as the Washington and San Francisco gateways.[24] The effect on WU may be somewhat greater in the case of ITT, RCA and WUI in Miami and New Orleans. However, there is no basis in the record before us, or in other filings and reports WU makes to the Commission, for concluding that any economic effect on WU is likely to have an adverse effect on WU's charges for its basic domestic services. Insofar as hinterland traffic is concerned, the only difference is that WU will be receiving traffic from, turning traffic over to, more carriers at the same points. While ITT, RCA and WUI will have direct pickup and delivery of some traffic within the narrow confines of these two gateway cities that would otherwise be handled by WU, we cannot conceive that this would have any substantial effect on WU. We would be reluctant to prejudice the public interest in the provision of international services by maintaining inefficient competitive conditions among IRCs merely on the ground of minimal economic effect on WU, in the absence of a strong showing of substantial, adverse effect on the public.

37. One final matter warrants consideration. By order subsequent to the original notice in Docket No. 19660, 40 FCC 2d 1082, 1088–9 (1973), we added an issue to determine whether the carriers participating in the Central Bureau of Registered Addresses, by refusing the request of TRT to participate therein, have engaged in any practices which are: (a) anti-competitive in nature, or (b) contrary to the public interest standards of the Communications Act, and (c) if so, whether the public convenience and necessity would be served by granting the petition for TRT to participate in the Central Bureau of Registered Addresses. In view of our proposal herein to authorize TRT to use New York City as a gateway, we would expect that other carriers would now permit it to participate in the Central Bureau. However, we do not propose to make any findings on that issue at this time.

38. In light of the foregoing we conclude that the public interest will be served by adoption of a policy that all authorized international carriers be permitted to operate in all established gateways for all of their authorized services. We therefore propose to adopt a policy favoring granting of applications of IRCs insofar as they seek authority to use the established gateways of New York City, Washington, D.C., Miami, New Orleans and San Francisco.[25]

## III. Order

39. Accordingly, it is ordered, pursuant to section 403 of the Communications Act, that interested persons may submit comments on the foregoing Tentative Statement of Policy on or before September 5, 1975.

Adopted: July 24, 1975.

Released: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
VINCENT J. MULLINS,
*Secretary.*

[SEAL]

[FR Doc.75-20861 Filed 8-8-75;8:45 am]

[21] Now, for example, if TRT has a New York customer for leased channel service to Europe via satellite, the customer must bring the communication to Miami on facilities leased from a domestic carrier like AT&T and paid for by the customer. TRT then carries the communication over its lines back to the Etam, West Virginia or Andover, Maine earth station for transmission to Europe. With access to the New York gateway, TRT could carry the communication directly from New York to Etam or Andover, with elimination of the unnecessary backhauling and extra charges to consumers entailed thereby.

[23] Tropical Radio Telegraph Co., 35 FCC 2d 950 (1972), *reconsideration denied*, 40 FCC 2d 1168 (1973); TRT Telecommunications Corp., 46 FCC 2d 1042 (1974); TRT Telecommunications Corp., 49 FCC 2d 1406 (1974).

[24] As indicated, TRT does not use WU for the Latin American leased channel traffic of its present New York customers.

[25] The authorizations for the actual facilities will be treated on an individual basis as the applications become ripe for consideration.



[FCC 75–884; Docket No. 20555, File No. 7424–C5–P–71; Docket No. 20556, File No. 1065–C5–P–72; Docket No. 20557, File No. 1088–C5–P–72]

## PEABODY TELEPHONE ANSWERING SERVICE, ET AL.

**Construction Permits in the Multipoint Distribution Service for a New Station at Boston, Mass.**

By the Commission: Commissioner Lee dissenting.

1. The Commission has before it the above-referenced applications of Peabody Telephone Answering Service (Peabody), filed on June 16, 1971; Microband Corporation of America (Microband), filed on August 25, 1971; and DPRS, Inc., trading as Zipcall (Zipcall), filed on August 27, 1971. All three applications propose Channel 1 operation in the Multi-

point Distribution Service (MDS) [1] in the Boston area, and thus are mutually exclusive and require comparative consideration. All three applications have been amended as a result of informal requests of the Commission staff for additional information, and no petitions to deny or other objections to any of the applications have been received.

2. Both Peabody and Zipcall are existing radio common carriers providing mobile telephone service to the greater Boston area. In addition, Zipcall has recently been granted a construction permit to construct a Channel One MDS facility at Worcester, Massachusetts. Microband, a wholly-owned subsidiary of the Arthur Lipper Corporation, has operating MDS facilities in several cities at the present time and construction permits for several more locations not yet operational.

3. This group of mutually exclusive applications represents the first instance of the need for comparative evaluation in the MDS service, and we therefore believe that a general discussion of the comparative criteria is appropriate. The first factor deals with the relative merits of each proposal considering the efficiency of frequency usage. Under this issue, we would expect examination of the transmitter location, the nature of the antenna system, the transmitting and receiving equipment characteristics, and any other factors which may reasonably affect the service area and frequency usage by others in the same general area. Generally speaking, the applicant which offers the greatest effective service area [2] compatible with adjacent channel use in the same city and co-channel use in nearby cities (as reasonably possible) should be preferred. The investigation in this area should be complete enough so as to arrive at a reasonable comparative result but limited so as to preclude highly complex and lengthy technical analysis that would be of only marginal significance.

4. The Commission's Rules regarding this service have been designed to allow the maximum amount of flexibility possible to the operator of a facility in its use of the radio spectrum to satisfy the varied service requirements of its customers. This flexibility will enable the MDS operator to meet, along with those requirements which currently exist, new and different uses for the facilities which are likely to develop in the future. Thus, the types of services proposed initially by the applicants, as well as the ability of the facilities proposed to adapt to those new services which may arise, are of importance in the comparative evaluation of applications. For example, two of the Boston applicants propose the construction of rather complete programming facilities which will enable a customer to originate various types of programs, e.g. live events, tape, or film. The other Boston applicant does not propose the construction of its own studio facilities but will help arrange for the use by its customers of existing local facilities. The cost of such facilities as proposed by Microband and Peabody, which may result in higher cost of service to their customers, may well be justified by an existing or likely need for such equipment or to provide a variety of uses of the service which would not otherwise be possible. On the other hand, if the additional facilities proposed are not likely to meet any effective public need, and the cost of the resulting service to customers would in fact become more expensive because of the higher costs involved, such proposals would not seem to be advantageous. As a further example of the type of flexibility of service envisioned for MDS, the provision of, or adaptability to, remote pickup equipment can be considered. These examples should not be considered inclusive of the various types of flexibility of service potential which may be considered under Issue 2, but rather as indices of the types of differences between the proposals which should be evaluated. However, we believe that the investigation in this area should be limited to service requirements based on definite factual evidence (e.g. expressions of interest by potential customers or classes thereof) and service flexibility predicated upon practical economic and technical considerations.

5. Together with the nature and variety of services and facilities proposed, the quality and reliability of service which may be anticipated from the various applicants should also be analyzed. For example, the adequacy of the maintenance proposal of an applicant will be a factor in determining whether the services and facilities it proposes to operate will in fact be available on a regular basis with the minimum amount of disruption. Other factors may also have a bearing on the quality and reliability of service which may be anticipated; for example, significant differences in equipment or in the installation programs for receive facilities.

6. In evaluating the proposed charges, regulations and conditions of service, it is important to consider them in relation to the nature and quality of service. For instance, a lower level of charges or more favorable regulations or conditions of service standing alone does not necessarily merit comparative advantage or disadvantage. As indicated in paragraph 4 above, a lower rate level, for example, may be obtained by failure to provide equipment which would significantly enhance the service that could be rendered by the facility. On the other hand, establishing a facility incorporating equipment not proposed by other applicants, may result in the provision of service, although of higher quality, far in excess of the likely needs of any potential customers (i.e. unnecessarily "gold plated"). Therefore, lower charges would warrant a comparative advantage only in context with the quality and type of service to be rendered (i.e. represents a better bargain for the subscriber). Of course, the level of charges should be compared to capital costs and operating expenses so that it would appear that such charges would yield a reasonable return on investment. In addition to the charges to be made for service, any regulations or conditions of service contained in existing or proposed tariffs of the applicants may be comparatively evaluated to determine if any of these regulations or conditions appear to significantly limit the number, nature, or identity of potential customers or the flexibility of services available to these customers.

7. The MDS industry is in its developmental stage and although the Commission believes that it has a great potential to serve a large variety of service requirements, the success of any given MDS facility will be due to a large extent to the ability of the carrier to successfully promote the availability of these services and to provide innovative offerings as necessary to attract maximum and diverse use of the station. We believe the MDS operator will require a great amount of both managerial and promotional ability in order to succeed in what is still an infant communications business. Although we recognize that the evaluation of somewhat intangible qualities in an applicant may be difficult, we believe that it is a relevant and important consideration. In making such a determination, two of the factors which are likely to be of significance are: (a) the background of the active managers and the extent and nature of their managerial and promotional experience; and (b) the plans they have for developing and promoting the service.

8. Upon review of the captioned applications, we find that the three applicants are legally, technically, financially, and otherwise qualified to provide the services which they propose, and that a hearing will be required to determine, on a comparative basis, which of these applications should be granted.

9. Accordingly, it is hereby ordered, That pursuant to Section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of Peabody Telephone Answering Service, Microband Corporation of America, and DPRS, Inc., trading as Zipcall, are designated for hearing, in a consolidated proceeding, at the Commission's offices in Washington, D.C., on a date and before an Administrative Law Judge to be specified by later order, to determine, on a comparative basis, which of the above-captioned applications should be granted in order to best serve the public interest, convenience, and necessity. In making such a determination the following factors shall be considered:

(a) The relative merits of each proposal with respect to efficient frequency use;

(b) The nature of the services and facilities proposed, and whether they will satisfy those types of service requirements that are likely to exist or be developed in the Boston area;

(c) The anticipated quality and reliability of the service proposed, including installation and maintenance programs;

(d) The charges, regulations, and conditions of the service to be rendered, and the relation of charges to the costs of services; and

(e) The managerial, promotional, and entrepreneurial abilities and background of the applicants.

10. It is further ordered, That Peabody Telephone Answering Service, Microband Corporation of America, DPRS, Inc., trading as Zipcall, and the Chief, Common Carrier Bureau, are made parties to this proceeding.

11. It is further ordered, That parties desiring to participate herein shall file their notices of appearance in accordance with the provisions of Section 1.221 of the Commission's Rules.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20871 Filed 8-8-75;8:45 am]

[1] MDS is a newly created common carrier omnidirectional microwave radio service. See the Report and Order in Docket No. 19493, 45 FCC 2d 616 (1974).

[2] In context with MDS, the term "service area" is not considered synonymous with general population density. Rather, it should be considered that area representing the largest concentration of potential users.

## RADIO TECHNICAL COMMISSION FOR AERONAUTICS

### Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of a meeting of the Radio Technical Commission for Aeronautics Special Committee 129, Future Civil Aviation Spectrum Requirements. It is to be held September 4-5, 1975, in Conference Room 8210, Federal Communications Commission, 2025 M Street, N.W., Washington, D.C., commencing at 9:30 a.m.

AGENDA

1. Approval of Minutes of Third Meeting, held July 31 and August 1, 1975.
2. WARC-79—Gordon L. Huffcutt, Advisor, Office of International Communications Policy, Department of State.
3. Chairman's Report:
a. Review of SC-129 Work Program.
b. Ad hoc group structure, Terms of Reference and procedures.
c. Outline of ad hoc group Work Program.
4. Reports of ad hoc Group Chairmen.
5. Ad hoc group working sessions.
6. Report of ad hoc group working sessions.
7. Other Business.
8. Date and Place of Next Meeting.

Meetings of Special Committee 129 are open to the public, subject to limitations of space available, and any member of the public may present oral statements at the meeting, subject to time available, or may submit written statements to the RTCA Secretariat. Persons planning to attend or who desire additional information concerning this meeting are requested to contact the RTCA Secretariat, Suite 655, 1717 H Street, N.W., Washington, D.C., 20006, or telephone Area Code (202) 296-0484.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20870 Filed 8-8-75;8:45 am]

[FCC 75R-292; Docket No. 20287, File No. BR-1525]

## WALTON BROADCASTING, INC. (KIKX)

### Renewal of License

This proceeding involves the application of Walton Broadcasting, Inc. (Walton), for renewal of its license to operate standard broadcast Station KIKX, Tuscon, Arizona. By Order and Notice of Apparent Liability, FCC 74-1368, 40 FR 833, published January 3, 1975, the Commission designated the captioned application for hearing on various issues. Now before the Review Board is a petition to enlarge issues, filed on May 9, 1975, by the Broadcast Bureau, requesting the addition or misrepresentation and Rule 73.125 issues against Walton.[1]

2. In support of the requested issues, the Bureau relies on a letter dated April 23, 1975, from Martin Ross, vice-president of Walton and general manager of Station KIKX to Walton's communications counsel. Therein, Ross states, in pertinent part:

They (Black Media Coalition) have also asked about our affirmative action program and having none, I will contact a local member, Roy Cooksey, to get his input on developing one.

According to petitioner, this admission by Ross that Station KIKX does not have an affirmative action program as required by Section 73.125 of the Commission's Rules, when contrasted with the equal employment opportunity (EEO) program exhibits submitted by Walton in response to Section VI of its 1971 and 1974 KIKX renewal applications, raises questions with regard to the truthfulness of Walton's representations of its intention to implement and effectuate those EEO programs. In addition, the Bureau contends, citing *Triple X Broadcasting Company, Inc.*, 51 FCC 2d 585, 32 RR 2d 1560 (1975); since Section 73.125 of the Commission's Rules requires an affirmative action program to overcome the effect of past discrimination, the above-noted admission also raises a question concerning Walton's compliance with that section of the rules. Therefore, the Bureau concludes, an inquiry into the employment practices of KIKX since July 6, 1971, the date it filed its 1971 renewal application, is also warranted.[2]

3. In opposition, Walton argues that the Bureau's petition is based on a mistaken premise, namely that, in referring to the absence of an affirmative action program, Ross meant that term to be synonymous with both the requirements embodied in Section 73.125 of the Commission's Rules and the representations made by Walton in Section VI of the 1971 and 1974 KIKX license renewal applications. Rather, Walton asserts that on April 23, 1975, KIKX did have an "equal employment policy—affirmative action program" as required by Rule 73.125 and Section VI, and the above-quoted statement in Ross' letter did not imply anything to the contrary since Ross used the term affirmative action program in a far broader sense than is used by the Commission.[3] In support of its position, Walton submits an affidavit wherein Ross avers that his letter of April 23, was written following a discussion with the Black Media Coalition regarding an affirmative action program, that based on that discussion he understood the term affirmative action to mean an actual written proposal which would specify timetables, specific dates and quotas with respect to the hiring and training of minorities,[4] that he advised the Black

[1] Also before the Board are the following related pleadings: (a) erratum, filed May 12, 1975, by the Bureau; (b) opposition, filed June 9, 1975, by Walton; (c) reply, filed June 19, 1975, by the Bureau; (d) petition for leave to file supplemental statement, filed June 26, 1975, by Walton; and (e) supplemental statement, filed June 26, 1975, by Walton. Walton's unopposed motion for leave to file a supplemental statement will be granted and the supplement will be accepted.

[2] The Bureau argues that good cause exists for the late-filing of the subject petition since the letter it relies upon was initially furnished to the Commission in Walton's opposition to informal objection, filed May 5, 1975. In addition, the Bureau notes that it acted within a reasonable time after receipt of this information. Moreover, the Bureau maintains that this newly discovered information raises serious public interest questions, which warrant consideration on the merits, citing *The Edgefield-Saluda Radio Company* (*WJES*), 5 FCC 2d 148, 8 RR 2d 611 (1966).

[3] Walton also notes that the specific terms "affirmative action program" and "affirmative action" are not mentioned in either Rule 73.125 or Section VI of FCC Form 303.

[4] In this regard Walton explains that the meaning of the term affirmative action is subject to different interpretations, both legally and as a matter of ordinary parlance. Thus, Walton submits an analysis of the variance between what the Commission means by the term and the broader meaning currently in use by the federal courts. Walton asserts that the "inevitable result" of the widespread publicity those federal cases have been given in the press is that Ross and the Black Media Coalition would use the term affirmative action in roughly the same manner in which it is being used by the federal courts.

Media Coalition that KIKX did not have an affirmative action program of that kind and that this was what he meant when he wrote his April 23 letter. In addition, Ross avers that he was informed by communications counsel that if KIKX was doing what was spelled out in its renewal application, it was satisfying the Commission's Section VI requirements. Viewed in this light, concludes Walton, the statement contained in the April 23 letter was accurate in the way Ross meant it and reflected absolutely no impropriety.

4. In reply, the Bureau argues that even accepting Walton's premise that there are distinctions between interpretations applied to the concept of affirmative action, it is nevertheless manifestly clear that Walton has failed to comply with the literal requirements of Section 73.125(b) (3) and (5) of the Commission's Rules.[4] In particular, the Bureau asserts that while the applicant may have an EEO program on paper, the licensee has failed to substantiate whether it, in fact, has an operational plan and methodology for implementing that EEO program. In support, the Bureau provides a breakdown of KIKX's employees during 1972, 1973 and through approximately June 1, 1974, as disclosed in KIKX's renewal application and a November 8, 1974 amendment thereof. In view of that analysis, petitioner concludes that the small number of minority employees hired over a period of almost three years, as well as the apparent inability to retain minority employees, reflects fundamental inadequacies in the licensee's EEO program or a lack of guidelines with respect to its proper implementation.

5. In its supplemental statement Walton requests that no consideration be given to the Bureau's reply since it, in effect, abandons reliance on the April 23 letter and, for the first time, relies upon allegations as to the effectiveness of the licensee's EEO program based solely upon the number of minority employees KIKX has hired. Moreover, even considering the substance of the Bureau's reply, Walton contends that it lacks merit since the Bureau is claiming the existence of a misrepresentation based upon a failure to perform, which, Walton asserts, has never been held by the Commission to be evidence of an original lack of intent to perform. In any event, argues Walton, the questions of implementation and whether the licensee's performance falls within the zone of reasonableness were previously considered by the Commission before it designated the KIKX renewal application for hearing. Specifically, Walton notes that in response to a Bureau inquiry requesting information concerning the implementation of its EEO program, the licensee amended its application on November 8, 1974. Nevertheless, continues Walton, the Commission obviously felt that no substantial question about the licensee's EEO performance was raised by the November amendment since it failed to designate an EEO performance issue. Accordingly, Walton concludes that the Bureau's request is an untimely request for reconsideration of matters previously ruled on by the Commission.

6. The Review Board will add the requested issues.[5] The Board agrees with Walton's assertion that the Bureau's reply pleading contains new allegations of fact which are not responsive to matters raised in the opposition, and we therefore will disregard those allegations.[6] However, the Board is also of the view that the allegation contained in the Bureau's petition, i.e. Ross' statement that Station KIKX has no affirmative action plan, raises substantial questions as to the accuracy of the representations contained in Section VI of KIKX's 1971 and 1974 renewal applications and its compliance with the requirements of Section 73.125 of the Commission's Rules. These questions cannot, in our opinion, be resolved solely on the basis of Ross' self-serving explanation that he understood the term affirmative action plan to mean something other than the requirements contained in the Commission's Rules. Rather, we believe that, absent some substantiation of Walton's representation that it does have such a program, an evidentiary inquiry into the truthfulness of the representation and Walton's compliance with Commission requirements in this regard is warranted. The Bureau's petition will therefore be granted.

7. Accordingly, it is ordered, That the petition for leave to file supplemental statement, filed June 26, 1975, by Walton Broadcasting, Inc. (KIKX), IS GRANTED and the supplemental statement is accepted, and

8. It is further ordered, That the petition to enlarge issues, filed on May 9, 1975, by the Broadcast Bureau is granted, and that the issues in this proceeding are enlarged by the addition of the following issues:

(a) To determine whether Walton Broadcasting, Inc. made misrepresentations to the Commission in connection with the submission of an equal employment opportunity program;

(b) To determine whether Walton Broadcasting, Inc. has violated Section 73.125 of the Commission's Rules;

(c) To determine, in light of the evidence adduced pursuant to issues (a) and (b), above, the effect upon the qualifications of Walton Broadcasting, Inc. to remain a licensee of the Commission.

9. It is further ordered, That the burden of proceeding with the introduction of evidence under Issues (a) and (b), above, shall be on the Broadcast Bureau, and that the burden of proof under all of the issues added herein shall be on Walton Broadcasting, Inc.

Adopted: July 31, 1975.

Released: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-20874 Filed 8-8-75;8:45 am]

[4] Section 73.125(b) (3) and (5) state that under the terms of its EEO program, a station shall:

(3) Communicate the station's equal employment opportunity policy and program and its employment needs to sources of qualified applicants without regard to race, color, religion, national origin or sex, and solicit their recruitment assistance on a continuing basis; and

(5) Conduct continuing review of job structure and employment practices and adopt positive recruitment, training, job design, and other measures needed in order to insure genuine equality of opportunity to participate fully in all organizational units, occupations, and levels of responsibility in the station.

[5] The Board notes that petitioner has shown good cause for its delay in filing its initial petition, see note 2, *supra*, as required by Section 1.229(b) of the Commission's Rules.

[6] See Sections 1.45 and 1.294 of the Rules. Also see *Industrial Business Corporation*, 40 FCC 2d 69, 26 RR 2d 1447 (1973).

## FEDERAL ENERGY ADMINISTRATION

### STATE SET-ASIDE PROGRAM

#### Postponement of Hearing

On July 16, 1975, the Federal Energy Administration issued a notice of proposed rulemaking and public hearing on proposals to modify or terminate the State set-aside program (40 FR 30500, July 21, 1975). The public hearing was scheduled to be held on August 12, 1975, in Washington, D.C.

Notice is hereby given that the hearing is postponed until further notice. FEA has received a number of requests for regional hearings, and is considering whether the scheduled hearing should be restructured on a regional basis.

Upon resolution of this matter, FEA will attempt to contact all the persons who requested an opportunity to make an oral presentation on August 12, and provide them an opportunity to present their views at a hearing in Washington or elsewhere. In addition, FEA will provide general notice of dates and locations of the hearings and of the procedures to be followed to request an opportunity to make an oral presentation. FEA will also provide notice of any additional opportunity to submit written data, views, and arguments with respect to these proposals.

Issued in Washington, D.C., August 7, 1975.

ROBERT E. MONTGOMERY, Jr.,
*General Counsel.*

[FR Doc.75-21060 Filed 8-7-75;3:49 am]





## FEDERAL POWER COMMISSION

[Docket No. CP76-29]

### ARKANSAS LOUISIANA GAS CO.

#### Application

AUGUST 4, 1975.

Take notice that on July 25, 1975, Arkansas Louisiana Gas Company (Applicant), P.O. Box 1734, Shreveport, Louisiana 71151, filed in Docket No. CP76-29 an application pursuant to Sections 7(b) and 7(c) of the Natural Gas Act and Section 157.7(g) of the Regulations thereunder (18 CFR 157.7(g)) for a certificate of public convenience and necessity authorizing the construction and for permission and approval to abandon, for a twelve-month period commencing September 24, 1975, and operation of field gas compression and related metering and appurtenant facilities, all as more fully set forth in the application on file with the Commission and open to public inspection.

The stated purpose of this budget-type application is to augment Applicant's ability to act with reasonable dispatch in the construction and abandonment of facilities which will not result in changing Applicant's system salable capacity or service from that authorized prior to the filing of the instant application.

Applicant states that the total cost of the proposed construction and abandonment would not exceed $3,000,000, nor would the cost of any single project exceed $500,000. Applicant states that the proposed facilities would be financed from cash on hand, from cash generated from internal sources, or from short-term bank loans and other short-term borrowings utilized in the normal operation of Applicant's business.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20833 Filed 8-8-75;8:45 am]

[Docket No. CP76-32]

### CITIES SERVICE GAS CO.

#### Application

AUGUST 4, 1975.

Take notice that on July 28, 1975, Cities Service Gas Company (Applicant), P.O. Box 25128, Oklahoma City, Oklahoma 73125, filed in Docket No. CP76-32 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of one tap and measuring, regulating, and appurtenant facilities for a direct sale of natural gas for domestic and irrigation use in Haskell County, Kansas, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that pursuant to a voluntary grant of right-of-way easement obtained from Forrest Cox as administrator of the Edith Cox estate (Cox), it agreed to make a single tap on its existing Kansas Hugoton Field 20-inch gathering pipeline in Haskell County and to sell and deliver gas therefrom to Cox for domestic and irrigation uses. Applicant estimates the annual additional sales made by means of the proposed tap would be approximately 2,070 Mcf of gas. Applicant estimates that the cost of the proposed tap would be approximately $1,010, to be financed from treasury cash.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20834 Filed 8-8-75;8:45 am]

[Docket No. CP73-302]

### COLUMBIA GAS TRANSMISSION CORP.

#### Order Granting Interventions, Setting Hearing Date, and Prescribing Procedure

AUGUST 4, 1975.

On May 14, 1973, Columbia Gas Transmission Corporation (Columbia) filed in Docket No. CP73-302 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of natural gas storage facilities.

Columbia proposes to activate a depleted Clinton gas production field for underground storage operations in Fairfield and Hocking Counties, Ohio, to be known as Crawford Storage Field. Columbia requests authorization to develop 230 storage wells in the field, to construct and operate 137 miles of 4-inch through 30-inch well and field lines, a gas measurement facility at its nearby Crawford Compressor Station, and to install miscellaneous headers and yard piping at Crawford Compressor Station to permit utilization of existing compressor horsepower. Columbia also intends to make a lease acquisition of approximately 70,000 acres, 36,800 acres of which are within the storage reservoir boundary. The estimated total capacity of the field is 115,000,000 Mcf at an average shut-in pressure of 800 psig, with an estimated peak day delivery of 690,000 Mcf.

Columbia states that the proposed storage capacity will assist it in maintaining its authorized levels of service to its existing customers and that it does not propose any additional sales above the level of its existing authorizations. It alleges that the new storage field will assist it in offsetting curtailments by three of its five non-affiliated pipeline suppliers and will permit it to warehouse excess summer gas supplies for delivery in the high demand winter heating season.

The estimated cost of the facilities is $32,972,200 to be financed by the sale of notes and/or common stock to the Columbia Gas System, Columbia's parent company.

These proceedings have been held in abeyance pending the preparation, publication and circulation of a "Final Envi-

ronmental Impact Statement". Such a statement became available on May 9, 1975. Consequently, we deem it now timely and appropriate to establish a hearing date and procedures for this proposal. There, Columbia and any other parties may present evidence with regards to the financial, technical and/or environmental feasibility and desirability of the instant proposal.

Petitions to intervene in this proceeding were filed by Dayton Power and Light Company on June 11, 1973; New York State Electric & Gas Corporation on June 18, 1973; Washington Gas Light Company on June 20, 1973; and the Department of Natural Resources, State of Ohio (DNRO), on July 9, 1974.

On October 24, 1974, Commission Staff sent a letter to Columbia requesting supplemental information. This data was received on December 27, 1973. On March 18, 1974 Columbia filed additional information to its above application. On April 30, 1974, Columbia filed an application for a temporary certificate in this proceeding. Such application was denied on June 10, 1974. As part of its July 8, 1974 petition to intervene, DNRO sought an extension of thirty days in which to file objections to the Draft Environmental Impact Statement (DEIS) and submitted comments supporting its motion to intervene. On July 15, 1974 comments on the DEIS were filed by the Department of Health, Education and Welfare. The time for comments on the DEIS was extended to September 15, 1974 by notice dated July 18, 1974. Comments were received from: DNRO on July 22, 1974; Department of Transportation, United States Coast Guard on July 24, 1974; Forest Service and Soil Conservation Service of the Department of Agriculture on August 8, 1974; Columbia on August 9, 1974; and Department of the Interior on August 9, 1974. On August 16, 1974, DNRO filed a supplement to its July 8, 1974 request which was corrected and resubmitted on August 19, 1974. On August 20, 1974 a comment of the Ohio Environmental Protection Agency (OEPA) on the DEIS was filed. A comment on the Final Environmental Impact Statement was filed by: OEPA on June 9, 1975; Columbia on June 30, 1975; and OEPA on July 3, 1975.

*The Commission finds.* (1) The intervention of the above parties in this proceeding may be in the public interest.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the issues in this proceeding be scheduled for hearing in accordance with the procedures set forth below.

*The Commission orders.* (A) The above parties are hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission; *Provided, however,* That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petition, for leave to intervene; and *Provided, further,* That the admission of said interveners shall not be construed as recognition by the Commission that they might be aggrieved by any order or orders of the Commission entered in this proceeding.

(B) Pursuant to the Authority of the Natural Gas Act, particularly Sections 7 and 15 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act, a public hearing shall be held on September 16, 1975, at 10 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(C) On or before August 15, 1975, Columbia and any supporting parties shall file with the Commission and serve upon all parties, including Commission Staff, their testimony and exhibits in support of their positions. This evidence will include, but not be limited to: the source of the gas to be injected into the storage field; the customers to be curtailed to make injection volumes available; and the customers who will obtain the volumes withdrawn during the winter.

(D) An Administrative Law Judge to be designated by the Chief Administrative Law Judge—See Delegation of Authority, 18 CFR 3.5(d)—shall preside at, and control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure and the purposes expressed in this order.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20819 Filed 8-8-75;8:45 am]

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[Docket No. RP73-85, Docket No. RP73-86]

## COLUMBIA GULF TRANSMISSION CO. AND COLUMBIA GAS TRANSMISSION CO.

### Order Accepting Withdrawal From Settlement, Reopening Proceeding, and Remanding for Further Hearing

AUGUST 1, 1975.

By Opinion No. 734, issued June 12, 1975, we granted rehearing of a prior order in these proceedings [1] and accepted a proposed Stipulation and Agreement, with certain conditions, in resolution of the difficult issues presented in these proceedings. On July 10, 1975, Columbia Gulf Transmission Company (Columbia Gulf) and Columbia Gas Transmission Company (Columbia Gas) (collectively Columbia) advised the Commission that, pursuant to Article XVII of the Agreement, it was withdrawing from the Settlement instead of seeking reconsideration of our Opinion. Columbia states that it will promptly explore the possibility for the development of a revised Settlement.

We do not intend to foreclose any discussions among the parties and the Commission Staff to explore the possibility of a revised settlement agreement. However, we cannot rely on this possibility and at the same time perform our statutory duty under Section 4(e) of the Natural Gas Act to give preference to the hearing and decision of questions of proposed rate increases over other matters before the Commission. Accordingly, we shall order procedural dates to provide that the parties may file additional evidentiary support for their positions regarding the just and reasonable rates to be collected by Columbia during this locked in period. Since we herein accept Columbia's withdrawal from the agreement, the settlement becomes privileged under Section 1.18(e) of the Commission's Regulations.[2] Although we have passed on the merits of the originally proposed settlement and accepted it with certain conditions, we expect that different positions would be presented in the context of a contested hearing or a subsequent settlement proposal. We shall pass on the merits of the justness and reasonableness of Columbia's rates when we are presented with a complete record or subsequent settlement agreement exploring all issues raised, whether or not addressed by the Stipulation and Agreement which was the subject of Opinion No. 734.

We note that Columbia's stated reason for withdrawing from the agreement was that its actual sales were some 70 Bcf below the sales volumes adopted by Opinion No. 734. Columbia stated that therefore it would fall short of realizing the rate of return found just and reasonable by our Opinion No. 734. We believe that the parties should address their attention to this matter, as well as all other issues which may bear upon the determination of the just and reasonable rate level for Columbia. For example, for the purposes of the settlement cost of service, Federal Income Taxes were computed at the statutory rate rather than the actual effective rate available to Columbia, on a consolidated basis. We believe it appropriate that the parties address this and all other items related to the justness and reasonableness of the proposed rates in the remanded proceedings.

For the foregoing reasons, we shall accept Columbia's withdrawal from the settlement agreement in these proceedings, reopen the record herein, and remand the case for an evidentiary hearing as to all matters relating to just and reasonable rates for Columbia, as hereinafter ordered.

*The Commission finds.* It is necessary and appropriate and in the public interest to aid in the enforcement of the Natural Gas Act that the proceedings in the instant dockets be reopened and remanded as hereinafter ordered.

*The Commission orders.* (A) Columbia's withdrawal from the proposed Stipulation and Agreement filed herein, except as to the issue resolved by Article III and approved by the Commission, is hereby accepted.

[1] Order Approving Stipulated Issue And Rejecting Proposed Stipulation And Agreement And Remanding For Further Hearing And Setting Procedural Dates, issued January 20, 1975.





(B) The proceedings are hereby reopened and remanded for an evidentiary hearing in accordance with the procedural schedule hereinafter ordered.

(C) A public hearing as to the lawfulness of the increased rates charged by Columbia and in effect, subject to refund, shall be held on December 16, 1975, at 10 a.m., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) On or before September 2, 1975, Columbia shall file supplemental testimony and exhibits in these proceedings. Staff testimony and exhibits shall be filed on or before November 4, 1975. Any intervenor testimony and exhibits shall be filed on or before November 18, 1975. Company rebuttal shall be filed on or before December 2, 1975.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20820 Filed 8-8-75;8:45 am]

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[Docket Nos. RP75-105, RP75-106]

## COLUMBIA GULF TRANSMISSION CO. AND COLUMBIA GAS TRANSMISSION CO.

### Order Granting Late Petition To Intervene

AUGUST 1, 1975.

On July 7, 1975 the City of Columbus, Ohio filed a petition to intervene out of time in these consolidated dockets. A joint petition to intervene out of time was also filed by the Cincinnati Gas & Electric Company (Cincinnati Gas) and the Union Light, Heat and Power Company (Union) on July 7, 1975. Notice of the filings of Columbia Gulf Transmission Company and Columbia Gas Transmission Company were issued June 4, 1975, with protests and petitions to intervene due on or before June 20, 1975. Several timely and untimely petitions to intervene were received and subsequently granted by order dated July 14, 1975. Cincinnati Gas and Union state that allowance of their joint petition will cause no delay in the procedural schedule heretofore established in this proceeding.

*The Commission finds.* It is desirable and in the public interest to allow the above-named petitioners to intervene.

*The Commission orders.* (A) The above-named petitioners are hereby permitted to intervene in these proceedings subject to the rules and regulations of the Commission; *Provided, however,* That participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in the petitions to intervene; and *Provided, further,* That the admission of such intervenors shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The interventions granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20821 Filed 8-8-75;8:45 am]

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[Docket No. ER76-37]

## CONNECTICUT LIGHT AND POWER CO.

### Termination

AUGUST 1, 1975.

Take notice that The Connecticut Light and Power Company (CL&P) tendered for filing on July 28, 1975, a Notice of Termination of FPC Rate Schedule No. CL&P 101 and HELCO 82, together with Supplements 1 thereto, effective September 1, 1974, and November 20, 1974, respectively, and terminated in accordance with its terms, effective April 30, 1975. CL&P states that notice of the proposed termination has been served upon the Montaup Electric Company and The Hartford Electric Light Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20832 Filed 8-8-75;8:45 am]

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[Docket No. RP71-77; Remand]

## CONSOLIDATED GAS SUPPLY CORP.

### Further Extension of Procedural Dates

AUGUST 4, 1975.

On July 30, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by Opinion No. 703-A issued March 28, 1975, as most recently modified by notice issued July 10, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, August 22, 1975.
Service of Intervenor Testimony, September 4, 1975.
Service of Company Rebuttal, September 17, 1975.
Hearing, September 23, 1975 (10 a.m. e.d.t.).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20835 Filed 8-8-75;8:45 am]

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[Docket No. CI76-41]

## CONTINENTAL OIL CO.

### Application

AUGUST 1, 1975.

Take notice that on July 23, 1975, Continental Oil Company (Applicant), P.O. Box 2197, Houston, Texas 77001, filed in Docket No. CI76-41 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Tennessee Gas Pipeline Company, a Division of Tenneco Inc. (Tennessee), from Block 177, West Cameron area, offshore Louisiana all as more fully set forth in the application on file with the commission and open to public inspection.

Applicant proposes to sell to Tennessee 75 percent of the gas production from the subject producing properties and states that it has a three-year option to reserve the remainder for its own use. Estimated monthly sales are 30,000 Mcf of gas. The initial contract rate for the subject sales is 52.02 cents per Mcf at 15.025 psia, including all adjustments and tax reimbursements, but subject to an upward and downward Btu adjustment from a base of 1,000 per cubic foot of gas. Applicant states that any retained reserves would be transported onshore by Tennessee.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own re-



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view of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc 75-20822 Filed 8-8-75;8:45 am]

[Docket No. ID-1763]

## DONALD W. McCARTHY

### Initial Application

AUGUST 1, 1975.

Take notice that on June 20, 1975, Donald W. McCarthy, (Applicant) filed an initial application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Executive Vice President, Northern States Power Company (Minnesota), Public Utility.
Director, Northern States Power Company (Minnesota), Public Utility.
Director, Northern States Power Company (Wisconsin), Public Utility.

Northern States Power Company, Minnesota, has its principal office at 414 Nicollet Mall, Minneapolis, Minnesota. It owns and operates utility properties and furnishes electric service at retail in 418 communities and adjacent rural territories and electric energy at wholesale for resale in 28 additional communities and to 12 other utility companies, including its only utility subsidiary, Northern States Power Company (Wisconsin). Of the 446 communities so served, 390 (including Minneapolis and St. Paul) are located in Minnesota, 18 in North Dakota, and 38 in South Dakota. The Company also furnishes natural gas at retail in St. Paul and 61 other communities in Minnesota and in five communities in North Dakota; steam heating service in the central business districts of St. Paul, Minnesota; and telephone service in Minot, North Dakota, and vicinity.

Northern States Power Company (Wisconsin) has its principal office at 100 North Barstow Street, Eau Claire, Wisconsin. It owns and operates utility properties in west central Wisconsin. It furnishes electric service at retail in 171 communities and adjacent territories and electric energy at wholesale for resale to 11 additional communities. It also furnishes natural gas at retail in 11 communities.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 18, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc 75-20823 Filed 8-8-75;8:45 am]

[Docket No. CP75-48]

## EL PASO NATURAL GAS CO.

### Petition To Amend

AUGUST 1, 1975.

Take notice that on July 24, 1975, El Paso Natural Gas Company (Petitioner), P.O. Box 1492, El Paso, Texas 79978, filed in Docket No. CP75-48 a petition to amend the order of the Commission of November 18, 1974, issued in said docket, to authorize the operation of an additional exchange point for the exchange of natural gas with Northwest Pipeline Corporation (Northwest) under the San Juan Gathering Agreement dated January 31, 1974, as amended, all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

The petition states that, by Commission order issued September 21, 1973, in Docket No. CP74-14, Petitioner was authorized to abandon its Northwest Division System facilities to Northwest for the purpose of implementing divestiture under and consistent with the United States District Court's decree entered on June 16, 1972, as amended. It is stated that as part of the implementation of such divestiture, Petitioner and Northwest entered into the San Juan Gathering Agreement to provide for the mutual gathering and exchange of gas in the San Juan Basin area after divestiture. Petitioner states that by order issued January 22, 1974, in Docket Nos. CP73-331, et al., the Commission approved such gathering arrangement and authorized Petitioner and Northwest to operate two existing points of interconnection between their gathering facilities in order to make necessary exchange deliveries of gas. It is further stated that by order issued November 18, 1974, the Commission authorized the establishment of a third point of interconnection for the delivery of balancing gas.

Petitioner alleges that Northwest has advised Petitioner by letter dated April 9, 1975, that under present operations, it may not have the minimum volumes of gas necessary to operate efficiently its Ignacio Gasoline Plant, absent a fourth exchange point at the outlet of said plant. As a result, Petitioner and Northwest have agreed to the utilization of this fourth point of interconnection in order to provide Northwest with greater flexibility and reliability in making balancing exchange deliveries to Petitioner. This proposed exchange point would be operated by Northwest to effectuate the authorized exchange of gas between the parties in accordance with the San Juan Gathering Agreement.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 25, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20824 Filed 8-8-75;8:45 am]

[Docket Nos. RP67-9, AR64-1, etc. and AR61-1, etc.]

## EL PASO NATURAL GAS CO.

### Report of Refunds Due

AUGUST 1, 1975.

Take notice that on July 14, 1975, El Paso Natural Gas Company (El Paso) tendered for filing and acceptance its report of intended disposition of refunds received in compliance with ordering paragraph (C) of the Commission's Order Directing Disbursement and Flow-Through of Refunds issued March 17, 1975, at Docket Nos. AR64-1, et al., and ordering paragraph (P)(1) of the Commission's order Applying Opinion Nos. 468 and 468-A Rates to Show Cause Proceedings issued November 26, 1968, at Docket Nos. AR61-1, et al.

El Paso states the instant report pertains to producer-supplier refunds received and retained by El Paso, aggregating $1,124,827.92, applicable to gas purchased by El Paso for resale in its interstate transmission system. Such aggregate refund amount results from refunds received by El Paso from certain producer-suppliers in the amount of $1,118,857.81 submitted to El Paso in compliance with the aforementioned order of March 17, 1975, at Docket Nos. AR64-1, et al., and other producer-supplier refund amounts received by El Paso pursuant to Commission order issued November 26, 1968, at Docket Nos. AR61-1, et al., in the amount of $5,970.11. El Paso states that the intended disposition of such amount is consistent with El Paso's obligation to flow through refunds received from its producer-suppliers to its jurisdictional customers, under the Stipulation and Agreement dated as of January 1, 1967, approved by Commission order issued April 3, 1967, at Docket No. RP67-9. Additionally, included in said report is the intended disposition of refunds to certain of El Paso's non-jurisdictional direct industrial customers whose sales agreements are keyed to the refund obligations to El Paso's jurisdictional customers subject to said Stipulation and Agreement.

El Paso states that it intends to flow through the jurisdictional amount of $988,868.82 of such refunds to individual jurisdictional customers in accordance with Article IV of the said Stipulation and Agreement dated as of January 1, 1967. Likewise, El Paso intends to flow through the non-jurisdictional keyed amount, aggregating $93,766.96, to its non-jurisdictional keyed customers, who, by contractual agreements are treated in like manner as those foregoing jurisdictional customers under the said Stipulation and Agreement. El Paso will retain the remaining non-jurisdictional amount of $42,192.14 not subject to flow through to its customers. Additionally, El Paso will flow through interest accrued through July 30, 1975, in the amount of $149.24 on the jurisdictional and non-jurisdictional keyed amount of $6,619.43 of refunds received and retained pending flow through in accordance with the aforementioned Order Applying Opinion Nos. 468 and 468-A Rates To Show Cause Proceedings and Order Directing Disbursement and Flow-Through of Refunds.

El Paso states that it proposes to flow through the subject refund amounts to those customers entitled thereto on July 31, 1975, or immediately thereafter as the Commission may designate, upon approval of the instant report.

El Paso states copies of the filing were served on all of El Paso's interstate transmission system jurisdictional and non-jurisdictional direct keyed customers and interested state regulatory commissions.

Any person desiring to be heard or to make any protest with reference to this filing should, on or before August 18, 1975, file with the Federal Power Commission, Washington, D.C., 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations Under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20825 Filed 8-8-75;8:45 am]





[Docket Nos. RP74-19, etc.]

## FLORIDA GAS TRANSMISSION CO.

### Order Accepting Withdrawal From Settlement, Reopening Proceedings, and Remanding for Further Hearing

AUGUST 1, 1975.

By Opinion No. 732, issued May 20, 1975, we conditionally approved a proposed settlement agreement of the rate proceedings in the above-capitioned dockets. The various rates in these dockets were in effect during the period from February 16, 1969 through December 31, 1974. The condition we imposed was to reduce the rate of return for the rates in effect from March 15, 1974 through December 31, 1974, in Docket No. RP74-19, from the proposed level of 9.5% to 9.04%.

By letter filed June 19, 1975, Florida Gas Transmission Company (Florida Gas Transmission) filed a proposed revised settlement agreement which accepts our rate of return condition but proposes to adjust the sales volumes upon which the rates in Docket No. RP74-19 are predicated. Florida Gas Transmission suggests that settlement discussions be resumed in order that the parties may reach a revised settlement to be submitted to the Commission. Because of Florida Gas Transmission's proposed revision to the sales volumes, we shall treat its filing of June 19, 1975 as a withdrawal from the settlement agreement certified to the Commission on November 8, 1974. We herein accept such withdrawal. The proposed settlement, therefore, becomes privileged under Section 1.18(e) of our Regulations.

We recognize Florida Gas Transmission's proposal that additional settlement discussions be held and we do not intend to foreclose the freedom of the parties to these proceedings in this regard. We are, however, constrained to reopen and remand these proceedings for further evidentiary hearings, consistent with our statutory duty under Section 4(e) of the Natural Gas Act that preference over other matters be given to hearings concerning the justness and reasonableness of proposed increased rates. To that end, we shall establish additional procedural dates so that the parties may make an evidentiary showing in support of whatever position they may have in the context of a contested hearing. Although we decided on the merits that the November 8 settlement agreement was just and reasonable as conditioned, we will be required to examine all issues raised as to the lawfulness of the proposed rates in a subsequent settlement agreement or on a full record after hearing and initial decision.

Florida Gas Transmission states that its actual resale sales during 1974 were 12.85 percent below those contained in the settlement agreement, and therefore it cannot earn the return provided by Opinion No. 732. We direct the parties and the Commission Staff to address this and all other matters relating to the justness and reasonableness of Florida Gas Transmission's rates. For example, for the purposes of the settlement cost of service, Federal Income taxes were computed at the statutory tax rate, a rate different than the rate which may be available to Florida Gas Transmission on a consolidated basis.

For the foregoing reasons, we shall accept Florida Gas Transmission's withdrawal from the settlement agreement in these proceedings, reopen the record herein, and remand the case for an evidentiary hearing as to all matters relating to just and reasonable rates for Florida Gas Transmission, as hereinafter ordered.

*The Commission finds.* It is necessary and appropriate and in the public interest to aid in the enforcement of the Natural Gas Act that the proceedings in the instant dockets be reopened and remanded as hereinafter ordered.

*The Commission orders.* (A) Florida Gas Transmission's withdrawal from the proposed Stipulation and Agreement filed herein is hereby accepted.

(B) The proceedings are hereby reopened and remanded for an evidentiary hearing in accordance with the procedural schedule hereinafter ordered.

(C) A public hearing as to the lawfulness of the increased rates charged by Florida Gas Transmission and in effect, subject to refund, shall be held on December 16, 1975, at 10 a.m., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) On or before September 2, 1975, Florida Gas Transmission shall file supplemental testimony and exhibits in these proceedings. Staff testimony and exhibits shall be filed on or before November 4, 1975. Any intervenor testimony and exhibits shall be filed on or before November 18, 1975. Company rebuttal shall be filed on or before December 2, 1975.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20836 Filed 8-8-75;8:45 am]

[Docket No. G-6272]

## GETTY OIL CO.

### Application

AUGUST 1, 1975.

Take notice that on July 21, 1975, Getty Oil Company (Applicant), P.O. Box 1404, Houston, Texas 77001, filed in Docket No. G-6272 an application pursuant to Section 7(b) of the Natural Gas

Act for permission and approval to abandon the sale for resale of natural gas to El Paso Natural Gas Company (El Paso) from the Blinebry, et al., Fields, Lea County, New Mexico, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it proposes to abandon the sale of natural gas to El Paso from the Blinebry, et al., Fields because effective July 1, 1975, the New Mexico Oil Conservation Commission reclassified certain wells in said field from gas wells to oil wells, and that El Paso is no longer contractually entitled to the gas produced.

Applicant states that the gas from the subject wells is dedicated to Skelly Oil Company (Skelly) under a percentage-type contract for oil well gas and that Skelly would sell the residue gas remaining to El Paso and Northern Natural Gas Company.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20826 Filed 8-8-75;8:45 am]

[Docket No. RP75-94]

## GREAT LAKES GAS TRANSMISSION CO.

### Order Granting Late Intervention

AUGUST 1, 1975.

On April 30, 1975, Great Lakes Gas Transmission Company (Great Lakes) tendered for filing proposed changes in its FPC Gas Tariff, First Revised Volume No. 1 and Original Volume No. 2 which would result in increased jurisdictional revenues of $12,000,000 based on sales and transportation volumes for the test year ended December 31, 1974, as adjusted.

Great Lakes' filing was noticed on May 8, 1975, with all comments, protests or petitions to intervene due on or before May 23, 1975. By order issued June 13, 1975, the Commission accepted for filing and suspended Great Lakes' proposed rate increase.

On June 26, 1975, an untimely petition to intervene was filed on behalf of Michigan Wisconsin Pipe Line Company. Michigan Wisconsin Pipe Line Company states that the application was filed late due to an inadvertent oversight and that the granting of its application will not result in a delay of the proceedings nor in any prejudice to other parties.

*The Commission finds.* Participation by Michigan Wisconsin Pipe Line Company in this proceeding may be in the public interest and good cause exists for permitting such intervention.

*The Commission orders.* (A) The above-mentioned petitioner is hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission, *Provided, however,* That the participation of such intervenor shall be limited to matters affecting the rights and interests specifically set forth in its petition to intervene; and *Provided, further,* That the admission of such intervenor shall not be construed as recognition that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(B) The late intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20837 Filed 8-8-75;8:45 am]

[Docket No. E-9446]

## GREEN MOUNTAIN POWER CORP.

### Order Granting Reconsideration and Amending Prior Order

AUGUST 4, 1975.

On July 14, 1975, Green Mountain Power Corporation (Green Mountain) filed an application for rehearing of our order issued June 13, 1975, in Docket No. E-9446. The June 13 order had accepted and suspended in part, and rejected in part Green Mountain's rate increase filing.

In its application for rehearing, Green Mountain asked for reconsideration of our rejection of that portion of the rate increase filing that was based upon the inclusion of construction work in progress (CWIP) in the rate base. In support of its request, Green Mountain asserts that such action by the Commission is not based upon an alleged violation of any regulation, is not consistent with our actions in other dockets, and required the company to file new tariff sheets to reflect a de minimus reduction in rates. Further Green Mountain requests a modification of the length of the suspension period, now set for three months.

With respect to our authority to reject that portion of the filing based upon the inclusion of CWIP in rate base the United States Court of Appeals for the District of Columbia has stated:

> There are occasions when an agency may dispose of a controversy on the pledgings without an evidentiary hearing when opposing presentations reveal that no dispute of fact is involved, but only a question of law or administrative policy of such a nature that there is neither a dispute as to material facts nor a need to ventilate the underlying facts to aid in policy determination.

*Municipal Light Boards of Reading and Wakefield, Massachusetts v. F.P.C.*, 450 F. 2d 134 (D.C. Cir. 1971) at page 1345.

In this proceeding there is no dispute that Green Mountain has included CWIP in the rate base for the test period, ended December 31, 1974, which facilities were not placed in service during the test period. Present Commission policy requires that rates be based upon facilities in service.[1] Thus, there is no need for a hearing or briefs on this issue. Where CWIP has been improperly included in a utility's rate base an appropriate motion for its exclusion will lie. We shall continue to follow the practice of disallowing CWIP until such time as we may change our policy on this issue.

Green Mountain alleges that the effect of requiring it to exclude CWIP from rate base would amount to $208 per year. In light of that figure, Green Mountain asks reconsideration of our requiring the filing of new tariff sheets. We shall amend our previous order. To save paper work and filing costs associated with this small amount, which in the end must be borne by the ratepayers and taxpaying public, we shall not require the filing of new tariff sheets and instead allow Green Mountain to refund the excess revenues at the termination of this docket when other refund amounts have been determined.

With respect to Green Mountain's request for a reduction in the length of the suspension period, we have reviewed the filing and additional pleadings and are satisfied with the length of our original suspension period.

*The Commission finds.* Good cause exists to grant reconsideration of and amend our order issued June 13, 1975, in this docket to the extent set forth below. No additional issues of fact, law, or policy have been raised which would justify any other modification of our June 13, 1975 order.

*The Commission orders.* (A) Ordering paragraph (A) which rejected part of Green Mountain's filing is hereby deleted from our June 13, 1975 order.

[1] See proposed rulemaking in Docket No. RM75-13.





(B) Ordering paragraph (C) of our June 13, 1975 order in this docket is hereby amended as follows:

(C) The Company shall be allowed to collect rates under the tendered tariff sheets, *provided, however,* Green Mountain shall be required to refund at the termination of this docket, together with other refunds ordered, all amounts which have been collected as a result of the inclusion of CWIP in the rate base.

(C) All other relief sought is hereby denied.

(D) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20827 Filed 8-8-75;8:45 am]

[Docket No. RP73-97 PGA76-1]

## KENTUCKY-WEST VIRGINIA GAS CO.

### Proposed PGA Rate Adjustment

AUGUST 1, 1975.

Take notice that on July 11, 1975, Kentucky-West Virginia Gas Company (K-WV) tendered for filing a Fifth Revised Sheet No. 12-E to its FPC Gas Tariff, Original Volume No. 1 reflecting a proposed PGA rate decrease. K-WV states that the filing would effectuate a 0.85¢ per Mcf, as $292,591 decrease in the current cost of purchased gas and a 1.57¢ per Mcf reduction (from 2.21¢ to 0.64¢) surcharge to amortize the balance in the Unrecovered Purchase Gas Cost Account. The proposed 0.64¢ surcharge is to amortize $63,531 over the next 6 month period. K-WV proposes an effective date of September 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20838 Filed 8-8-75;8:45 am]

[Docket No. CP76-27]

## MICHIGAN WISCONSIN PIPE LINE CO.

### Application

AUGUST 1, 1975.

Take notice that on July 24, 1975, Michigan Wisconsin Pipe Line Company (Applicant), One Woodward Avenue, Detroit, Michigan 48226, filed in Docket No. CP76-27 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas from offshore Texas to onshore Louisiana for Mesa Petroleum Co. (Mesa) under an agreement between Applicant and Mesa dated May 23, 1975, all as more fully set forth in the application on file with the Commission and open to public inspection.

It is stated that by an advance payment agreement dated October 3, 1974, Mesa agreed to sell to Applicant a portion (generally 50 percent it is stated) of the gas attributable to Mesa's reserves in 21 blocks in the High Island Area, and one block in the Galveston Area, offshore Texas, and that Applicant agreed to make specified advance payments to Mesa and to transport, or cause to be transported, Mesa's gas interest from the same points of delivery where Applicant will purchase gas from Mesa to a mutually agreeable point onshore Louisiana. It is stated that the transportation agreement dated May 23, 1975, was entered into to provide such service.

By the transportation agreement it is agreed that Applicant would take delivery of the gas to be transported for Mesa at the points where Mesa would deliver gas to Applicant for sale. Redelivery would be made for the account of Mesa to Transcontinental Gas Pipeline Corporation (Transco) at a point where Applicant's and Transco's pipelines intersect approximately 1.8 miles east of Tepetate, Acadia Parish, Louisiana, to Transco at a point where the pipelines of Applicant and Transco intersect approximately 6.3 miles north of Tepetate, or to Southern Natural Gas Company (Southern) at an existing point of interconnection with Southern at Southern's Shadyside Compressor Station near Patterson, St. Mary Parish, Louisiana, it is stated.

It is further stated that Applicant would construct or cause to be constructed the gathering system that would be required to gather Mesa's gas and would use its own facilities, together with proposed facilities of Amtex Offshore Pipe Line Company (Amtex), certificate applicant in Docket No. CP75-104, or those of such other person as might be authorized to construct facilities for the transportation of gas from the offshore High Island Area. Applicant states that the amount of gas to be delivered to Mesa would be the amount of gas received from Mesa reduced by Mesa's pro rata share of the use and/or loss of gas resulting from the operation of the transmission facilities between the point of delivery and the point of redelivery

Applicant states that the initial contract volumes would be 25,000 Mcf of gas per day. The rate that would be paid to Applicant by Mesa would be a demand rate that would result in annual revenues to Applicant equal to the sum of a pro rata portion, based on facility utilization, of the cost of service attributable to Mesa of the gathering facilities; the pro rata portion, based on contract demands, of the charge paid by Applicant to Amtex, or another party, to transport the gas to Applicant's offshore Louisiana facilities; and a pro rata share, based on facility utilization, of the cost of service attributable to Applicant's facilities used in the further transportation of the gas from offshore Louisiana to the point of redelivery.

Applicant states that it will further file with the Commission for authorization when these costs become known and prior to the initiation of the transportation service and that it will also further file with the Commission for the authorization to construct the gathering facilities that will be necessary to implement the agreement when the specific facilities become known. Applicant states further that if the application in Docket No. CP75-104 is not approved it might be necessary for Amtex or some other person to secure other authorization to transport gas from the High Island area and it might be necessary for Applicant to construct facilities.

Applicant states that Mesa has advised Applicant that Mesa, along with Ashland Exploration Company, Highland Resources, Inc., and Kewanee Oil Company, plan to build an anhydrous ammonia manufacturing plant near Donaldsonville, Louisiana, with Mesa being the owner of a 50 percent interest in the plant and with each of the parties' providing its proportionate share of the natural gas requirements of the plant. The transportation gas would provide Mesa's share of the gas to be used in the plant. Mesa is negotiating with other pipeline companies for the transportation of the transportation gas from the redelivery point proposed herein to the plant site, Applicant states.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed,

or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20828 Filed 8-8-75;8:45 am]

[Docket No. ER76-40]

## NEVADA POWER CO.

### Filing of Change in Rate Schedule

AUGUST 1, 1975.

Take notice that on July 28, 1975, the Nevada Power Company (NPC) tendered for filing a change in rate schedule for the California-Pacific Utilities (CPUC) at Henderson, Nevada, and at Needles, California. Nevada states that the change in CPUC's rates will consist of an increase in the demand component of $1.94 per Kw per month to CPUC at Henderson, and $2.83 per Kw per month to CPUC at Needles. The net increase in the energy component to both Henderson and Needles is 1.03 mills per Kwh.

NPC has requested that the effective date be as of the receipt of their application, July 28, 1975. NPC states that this rate relief is urgent due to their financial emergency. NPC further states that their return on common stock equity for the first five months of the year has been under 5% and for the month of May, 1975 their return was negative.

NPC states that copies of this filing have been mailed to CPUC, Public Service Commission of Nevada, Public Utilities Commission of California, and the Federal Power Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20839 Filed 8-8-75;8:45 am]

[Docket No. ER76-14]

## NEW ENGLAND POWER POOL AGREEMENT (NEPOOL)

### Agreement With Additional Participants

AUGUST 1, 1975.

Take notice that on July 18, 1975, the New England Power Pool Management Committee, on behalf of the Participants under the New England Power Pool Agreement, (NEPOOL) tendered for filing NEPOOL Power Pool Agreement, dated September 1, 1971, as amended, signature pages executed by:

Town of Danvers Electric Department.
Town of Hingham Municipal Lighting Plant.
Town of Holden Municipal Light Department.
Town of Littleton Electric Light & Water Department.
Town of Mansfield Municipal Electric Department.
Town of Middleborough Gas & Light Department.
City of Peabody Municipal Light Plant.
Town of Reading Municipal Light Department.
Town of Sterling Municipal Electric Light Department.

NEPOOL requests the Commission waive its notice requirements and permit participation in NEPOOL by the nine municipal systems to be effective as of June 15, 1975.

NEPOOL states that the tendered filing does not change in any manner of the NEPOOL Agreement as previously filed with the Commission, other than to make the nine municipal electric systems additional participants in the power pool. NEPOOL further states no estimates of transactions and revenues relating to participation by the nine systems in the power pool for the period following June 15, 1975, are submitted because they cannot be made with accuracy. Additionally, NEPOOL states that existing facilities are sufficient for service to these new participants and no additional facilities are to be installed or modified in order for them to render or receive services under the NEPOOL Agreement. NEPOOL further states that copies of the filing have been mailed to all systems rendering or receiving service under the NEPOOL Agreement and to each of the persons on the Commission's service list in Docket No. E-7690.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 14, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20840 Filed 8-8-75;8:45 am]

[Docket No. CP75-185]

## NORTHERN NATURAL GAS CO.

### Withdrawal

AUGUST 4, 1975.

On July 14, 1975, Northern Natural Gas Company filed a withdrawal of its application of abandonment, filed December 20, 1974, in the above-designated matter.

Notice is hereby given that pursuant to Section 1.11(d) of the Commission's Rules and Regulations, the withdrawal of the above application will be effective on August 13, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20841 Filed 8-8-75;8:45 am]

[Docket No. E-9039]

## NORTHERN STATES POWER CO.

### Order Accepting Initial Rate Schedule for Filing, Instituting Investigation, and Establishing Procedures

AUGUST 1, 1975.

On September 27, 1974, as supplemented on November 7, 1974 and July 3, 1975, Northern States Power Company (Northern States) tendered for filing as an initial rate filing an Agreement dated September 20, 1974, between Northern States and Dairyland Power Cooperative (Dairyland). The Agreement provides for the interchange of capacity and associated energy between Northern States and Dairyland for the period November 1, 1974 through October 31, 1980.

The Agreement sets forth capacity transactions extending through October 31, 1980, that are part of the considerations associated with the proposed sharing of a 1978 generating unit (Alma No. 6) by Northern States and Dairyland. The Agreement provides that Northern States will sell capacity to Dairyland until such time as Alma No. 6 becomes operational in 1978. At that time Dairyland will sell an equivalent number of megawatt seasons to Northern States.

The parties have further agreed that the capacity charge for the service shall be $15.00 per KW Season and that the Energy Charge for the service shall be 9.75 mills per KWH. Northern States states that the basis for the energy charge was the premise that all energy charges should be the Average Production Cost of the Alma No. 6 generating unit and that the energy charge prior to the operation of Alma No. 6 will be determined assuming Alma No. 6 had been placed in service at the beginning of the capacity exchange.

The Agreement additionally includes a fuel adjustment clause which provides that the cost of fuel shall be the estimated cost of Western coal at the site of the future No. 6 unit in such month and shall include costs which would be recorded in Account 501. Northern States has requested an effective date of November 1, 1974.

Northern State's September 27, 1974 filing was noticed on October 30, 1974, with all protests, comments or petitions to intervene due on or before November 20, 1974. No comments have been received by the Commission. Northern States' July 3, 1975 supplementary filing, in response to a deficiency letter mailed by the Secretary of this Commission, was noticed on June 22, 1975, with all comments, protests or petitions to intervene due on or before July 29, 1975.

Our review of the proposed initial rates and the supplemental information tendered in compliance with the Secretary's deficiency letter indicates that the initial rate schedule has not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, preferential, or otherwise unlawful. We shall therefore accept Northern States' filing to become effective November 1, 1974, and institute a Section 206 investigation into the rates and charges therein provided, including the proposed fuel clause, which we note is based on hypothetical changes in fuel costs.

*The Commission finds.* It is necessary and proper in the public interest and in carrying out the provisions of the Federal Power Act that the Commission accept Northern States initial rate schedule for filing effective November 1, 1974 and institute a Section 206 investigation into the reasonableness of the proposed initial rate schedule, including the proposed fuel clause included therein.

*The Commission orders.* (A) Pursuant to the authority of the Federal Power Act, particularly Section 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act, we hereby accept for filing, effective November 1, 1974, Northern States initial rate schedule with Dairyland and further convene a public hearing on December 2, 1975, in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, concerning the lawfulness of the rates, charges, classifications and services contained in the proposed initial rate schedule, including the lawfulness of the proposed fuel clause included therein.

(B) On or before September 16, 1975, Northern States shall serve its direct testimony and exhibits. On or before October 14, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Any intervenor evidence shall be served on or before October 28, 1975. Any company rebuttal evidence shall be served on or before November 11, 1975.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in Section 2.59 of the Commission's Rules of Practice and Procedure.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20820 Filed 8-8-75;8:45 am]





[Docket No. RP75-102]

## PANHANDLE EASTERN PIPE LINE CO.

### Order Granting Late Petition To Intervene

AUGUST 1, 1975.

On July 10, 1975, Colorado Interstate Gas Company (CIG) filed a petition to intervene out of time in this docket. Notice of the filing of Panhandle Eastern Pipe Line Company was issued on May 30, 1975, with protests and petitions to intervene due on or before June 16, 1975. Several timely petitions to intervene were received and subsequently granted by order dated June 30, 1975. CIG now comes stating that it inadvertently failed to file a timely petition for intervention, that its interest will not be adequately represented by any other party to this proceeding, and that allowance of its intervention will cause no delay.

*The Commission finds.* Participation by CIG in this proceeding may be in the public interest and good cause exists for permitting such intervention.

*The Commission orders.* (A) The above mentioned petitioner is hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission; *Provided, however,* That the participation of such intervenor shall be limited to matters affecting the rights and interests specifically set forth in its petition to intervene; and *Provided, further,* That the admission of such intervenor shall not be construed as recognition that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(B) The intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20842 Filed 8-8-75;8:45 am]

[Docket No. RI75-147]

## FEDERAL TRADE COMMISSION

### Request for Access to Data; Extension of Time

AUGUST 4, 1975.

On July 15, 1975, Edwin L. Cox filed a request for an extension of time in which to comply with the Commission's Order, issued July 3, 1975, requiring a response to the Order issued June 16, 1975 in the above-designated matter.

Notice is hereby given that the date by which the above-indicated response is to be filed is extended to August 20, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20843 Filed 8-8-75;8:45 am]

[Docket No. RP73-64]

## SOUTHERN NATURAL GAS CO.

### Proposed Changes in FPC Gas Tariff

AUGUST 1, 1975.

Take notice that Southern Natural Gas Company (Southern) on July 23, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Sixth Revised Volume No. 1, to become effective September 1, 1975. The revised tariff sheets replace the map showing rate zones and delivery points on Southern's transmission system.

Copies of the filing are being served upon the company's jurisdictional customers and interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc. 75-20844 Filed 8-8-75;8:45 am]

[Docket No. CP76-28]

## UNITED GAS PIPE LINE CO.

### Application

AUGUST 1, 1975.

Take notice that on July 24, 1975, United Gas Pipe Line Company (Applicant), 1500 Southwest Tower, Houston, Texas 77002, filed in Docket No. CP76-28 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas from Louisiana to Alabama for Shell Chemical Company, a Division of Shell Oil Company (Shell), all as more fully set forth in the application on file with the Commission and open to public inspection.

It is stated that by the terms of an exchange agreement dated June 27, 1975, Applicant has agreed to transport for Shell gas that Shell would deliver to Applicant at points of interconnection in the Humphreys and Gibson Fields, Terrebonne Parish, Louisiana, and to redeliver such gas to Shell at the outlet sides of several measuring and regulating stations at which Applicant presently delivers gas to Mobile Gas Service Corporation at Mobile, Mobile County, Alabama. Applicant states that alternate delivery points are proposed at Shell's complex at Norco, St. Charles Parish, Louisiana, and at the outlets of Shell's North Terrebonne Plant and Exxon Corporation's

Lirette Plant, Terrebonne Parish, Louisiana. Applicant states that it would transport up to 5,000 Mcf of gas per day for Shell and that such deliveries would be subject to Applicant's ability to accommodate the volumes of gas delivered. Applicant states that the proposed price of the transportation service, initially 13.48 cents per Mcf at 14.73 psia, would be Applicant's average cost of service in the Northern Rate Zone as determined by Applicant.

The application states that the transported gas will be used exclusively for the manufacture of hydrogen cyanide at a new plant Shell plans to construct in Mobile and that approximately 40% of the gas will be as feedstock with the remainder being used for process temperature control. The application states further that the hydrogen cyanide would be an essential feedstock for downstream processes which will produce triazine herbicides and methionine.

Applicant notes that the gas proposed to be transported is presently being utilized at Shell's Norco manufacturing complex and that approval of the instant proposal would permit the redistribution of existing gas supplies between two Shell manufacturing complexes.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20830 Filed 8-8-75;8:45 am]

[Docket No. ER76-22]

## UTAH POWER & LIGHT CO.

### Tendered Revised Tariff Sheets and Service Agreements

AUGUST 1, 1975.

Take notice that on July 25, 1975, Utah Power & Light Company, (Utah), tendered for filing Revised Tariff Sheet Nos. 1, 2, 3, 12, 13, 14, 15, and 15A to its FPC Electric Tariff Original Volume No. 1. Utah states that changes in Sheet Nos. 2 and 3 were necessitated by the sale of its subsidiary, The Western Colorado Power Company to a group of REA cooperatives. It states further that revisions in Sheet Nos. 12 through 15A are designed to facilitate the addition of a number of new resale customers within the next few months. Sheet No. 1 is entitled "Table of Contents."

Also contained within Utah's tendered filing are Resale Electric Service Agreements between the company and Colorado Ute Electric Association and the company and Helper City, a municipal corporation. Utah requests waiver of the notice requirements of Section 35.3 of our Regulations to permit these filings to become effective retroactively on May 1, 1975, and October 24, 1974, respectively since, it claims, service to Colorado-Ute was initiated on May 1, 1975, and service through the new Helper meter was started on October 24, 1974.

Estimates of sales and revenues under the related proposed rates were also included with the tendered filing.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20831 Filed 8-8-75;8:45 am]

[Docket No. ID-1614]

## WILLIAM H. DICKHONER

### Supplemental Application

AUGUST 1, 1975.

Take notice that on July 7, 1975 William Dickhoner, (Applicant) filed a supplemental application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

President, The Cincinnati Gas & Electric Company, Public Utility.
President, The Union Light, Heat and Power Company, Public Utility.
President & Director, Miami Power Corporation, Public Utility.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20845 Filed 8-8-75;8:45 am]

[Project No. 1984]

## WISCONSIN RIVER POWER CO.

### Application for Amendment of License

AUGUST 1, 1975.

Public notice is hereby given that application was filed April 7, 1975, under the Federal Power Act (16 U.S.C. 791a-825r) by Wisconsin River Power Company (Correspondence to: Mr. M. O. Andrae, President, Wisconsin River Power Company, General Offices, Wisconsin Rapids, Wisconsin 54494) for amendment of license for constructed Project No. 1984 known as the Castle Rock-Petenwell Project, located on the Wisconsin and Yellow Rivers in Adams and Juneau Counties, Wisconsin.

The application seeks permission to eliminate from the project license 16.5 miles of 34.5 kV transmission line and related switchgear, easements, and appurtenances between Castle Rock and Petenwell Stations at Project No. 1984. The transmission line would be sold to Wisconsin Power & Light Company with the necessary easements to maintain the transmission line as a distribution line in its service area. There would be no change in the physical components of the transmission line and appurtenant facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR § 1.8 or § 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Section 308 and 309 of the Federal Power Act (16 U.S.C. 825g, 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 CFR § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Secion 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20846 Filed 8-8-75;8:45 am]

## NATIONAL ENDOWMENT FOR THE ARTS AND THE HUMANITIES

### FELLOWSHIPS PANEL

#### Meeting

JULY 29, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Fellowships Panel will be held at Washington, D.C. on September 2, 3, 5, 6, 7 and 8, 1975.

The purpose of the meetings is to review Independent Fellowship applications submitted to the National Endowment for the Humanities for 1976-77 fellowship grants.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N. W., Washington, D. C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee, Management Officer.*

[FR Doc.75-20914 Filed 8-8-75;8:45 am]





### PUBLIC PROGRAMS PANEL

#### Meeting

AUGUST 4, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Public Programs Panel will meet at Washington, D.C. on September 8 and 9, 1975, commencing at 9:00 a.m.

The purpose of the meeting is to review Humanities Museums and Historical Organizations Grant proposals that have been submitted to the Endowment for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N. W., Washington, D. C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20909 Filed 8-8-75;8:45 am]

### PUBLIC PROGRAMS PANEL

#### Meeting

AUGUST 11, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Public Programs Panel will meet at Washington, D.C., on September 11 and 12, 1975, commencing at 9:30 a.m.

The purpose of the meeting is to review Humanities Media Grant proposals that have been submitted to the Endowment for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Declaration of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N. W., Washington, D. C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20910 Filed 8-8-75;8:45 am]

### RESEARCH PANEL

#### Meeting

AUGUST 4, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Panel will meet at Washington, D.C. on September 8, 1975, from 9:00 A.M. to 5:00 P.M.

The purpose of the meeting is to review research grant applications submitted to the National Endowment for the Humanities for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506, or call area code 202 382-2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20913 Filed 8-8-75;8:45 am]

### RESEARCH PANEL

#### Meeting

AUGUST 4, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Research Panel will meet at Washington, D.C. on September 12 1975, from 9:00 A.M. to 5:00 P.M.

The purpose of the meeting is to review research grant applications submitted to the National Endowment for the Humanities for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to



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close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506, or call area code 202 382–2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20912 Filed 8-8-75;8:45 am]

## RESEARCH PANEL

### Meeting

AUGUST 4, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92–463) notice is hereby given that a meeting of the Research Panel will meet at Washington, D.C. on September 16, 1975, from 9:00 A.M. to 5:00 P.M.

The purpose of the meeting is to review research grant applications submitted to the National Endowment for the Humanities for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506. or call area code 202 382–2031.

JOHN W. JORDAN.
*Advisory Committee Management Officer.*

[FR Doc.75-20911 Filed 8-8-75;8:45 am]

## RESEARCH PANEL

### Meeting

AUGUST 4, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92–463) notice is hereby given that a meeting of the Research Panel will meet at Washington, D.C. on September 22, 1975, from 9:00 A.M. to 5:00 P.M.

The purpose of the meeting is to review research grant applications submitted to the National Endowment for the Humanities for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, N.W., Washington, D.C. 20506, or call area code 202 382–2031.

JOHN W. JORDAN,
*Advisory Committee Management Officer.*

[FR Doc.75-20940 Filed 8-8-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50–332]

### ALLIED-GENERAL NUCLEAR SERVICES, ET AL., (BARNWELL NUCLEAR FUEL PLANT SEPARATIONS FACILITY)

### Resumption of Hearing

Please take notice that the evidentiary hearing being held before an Atomic Safety and Licensing Board to consider an application for the issuance of an operating license for the Barnwell Nuclear Fuel Plant Separations Facility, will resume on Tuesday, August 26, 1975, at 10 am., local time in:

Judge Simons' Courtroom, United States District Court, 223 Park Avenue, S.W., Aiken, South Carolina 29801.

The operating license proceeding for the Barnwell plant has been consolidated with a hearing on environmental matters related to the construction of the plant.

Members of the public are welcome to attend the hearing.

Dated at Bethesda, Md., this 5th day of August 1975.

It is so ordered.

For the Atomic Safety and Licensing Board.

ROBERT M. LAZO,
*Chairman.*

[FR Doc.75-20907 Filed 8-8-75;8:45 am]

[Docket No. PRM–170–2]

### CINCINNATI GAS AND ELECTRIC CO. ET AL.

### Petition for Temporary Reduction of Licensing Fees

In matter of rulemaking proceeding to amend 10 CFR Part 170, and Docket No. PRM–170–2 the Commission has issued the following order.

ORDER

In May 1974, thirteen electric utilities filed a petition for rulemaking with the Atomic Energy Commission (AEC) to amend the license fee schedules specified in 10 CFR Part 170 by reducing the fees for nuclear power reactor licenses. The petition was based on two recent decisions of the Supreme Court which held that Federal agency license fees based on full cost recovery were illegal.[1] This petition was docketed as PRM–170–2 and a notice of its receipt published in the FEDERAL REGISTER on May 21, 1974. (39 FR 17879)

Independent of this petition the AEC had undertaken the development of a revised license fee schedule in 10 CFR Part 170 to accommodate the holdings of the two Supreme Court decisions noted above. On November 11, 1974, the AEC published for public comment its proposed amendments of 10 CFR Part 170 (39 FR 39734). Comments received are presently under review by the Nuclear Regulatory Commission (NRC). As a result of the pendency of the Commission-initiated rulemaking proceeding to amend 10 CFR Part 170, action was deferred with respect to the petition.

In a letter, dated February 7, 1975, addressed to the Secretary of the NRC, regarding the PRM–170–2, petitioners (1) moved the Commission to limit fees to be charged in the future to the amounts specified in their petition of May 1974 with respect to "application fees, construction permits and operating licenses" until such time as the matter of appropriate fees is finally resolved by court or legislative actions, and (2) requested the Commission to consolidate into Docket PRM–170–2 the Commission-initiated rulemaking proceeding regarding the proposed amendments of 10 CFR Part 170.

We find no basis for granting petitioners' motion for a temporary reduction of licensing fees. The petitioners have not shown that the use of the 1967 fee schedule, as they propose, even allowing for an add-on factor to accommodate increased costs due to inflation and the increased intensity of environmental, health and safety reviews by the Commission, would bear a close relationship to or otherwise be valid as a measure of the value to recipients of a construction permit or operating license in 1975. Since a proposal similar to that urged by the petitioners is under consideration in the present Commission rulemaking proceeding we believe it premature to establish an interim fee schedule based on their proposal. We also believe that an interim schedule is unnecessary in view of the well advanced state of the pending rulemaking proceeding.

Furthermore, we see petitioners' proposal as one requiring the initiation of time consuming interim rulemaking procedures on the matter which is presently pending before the NRC in a well advanced state. To undertake such an effort would detract from the orderly and expeditious completion of the basic rulemaking procedures and would only further delay the ultimate resolution of the matter. Accordingly, we deny petitioners' motion for a temporary reduction of fees as made in their letter of February 7, 1975. However, this denial does not prejudice petitioners' claim for rebate of, or credit for, past fees raised in paragraph 23 of petitioners' petition of May 2, 1974, once the final fee schedule is in effect.

As to petitioners' request to consolidate Docket PRM–170–2 with the Commission's ongoing rulemaking proceeding in connection with the proposed amendment of 10 CFR Part 170, it is granted. Petitioners' arguments are persuasive. We agree that consolidation of all matters relating to the proposed amendment to 10 CFR Part 170 can best be accomplished in a single consolidated proceeding.

Dated at Washington, D.C., this 5th day of August 1975.

It is so ordered.

By the Commission.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-20908 Filed 8-8-75;8:45 am]

[1] National Cable Television Association, Inc. v. United States, 415 U.S. 336 (1974) and Federal Power Commission v. New England Power Company, 415 U.S. 345 (1974).





[Docket No. 50–336]

### CONNECTICUT LIGHT AND POWER CO., HARTFORD ELECTRIC LIGHT CO., WESTERN MASSACHUSETTS ELECTRIC CO., AND NORTHEAST NUCLEAR ENERGY CO. (MILLSTONE NUCLEAR POWER STATION, UNIT 2)

### Issuance of a Facility Operating License

Notice is hereby given that the Nuclear Regulatory Commission (the Commission) has issued Facility Operating License No. DPR–65 to The Connecticut Light and Power Company, The Hartford Electric Light Company, Western Massachusetts Electric Company, and Northeast Nuclear Energy Company (licensees), authorizing the licensees, in accordance with the provisions of the license and the Technical Specifications, to load fuel and perform subcritical tests. The Millstone Nuclear Power Station, Unit 2, is a pressurized water nuclear reactor located at the licensees' site on the north shore of Long Island Sound and on the east side of Niantic Bay, in the Town of Waterford, Connecticut, about three miles from New London, Connecticut.

The Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license.

The license is effective as of its date of issuance and shall expire one year from date of issuance.

A copy of (1) Facility Operating License No. DPR–65, complete with Technical Specifications (Appendices "A" and "B"); (2) the report of the Advisory Committee on Reactor Safeguards, dated June 11, 1974; (3) the Division of Reactor Licensing's Safety Evaluation dated May 10, 1974. Supplement No. 1 dated March 7, 1975, and Supplement No. 2 dated August 1, 1975, (4) the Final Safety Analysis Report and amendments thereto; (5) the applicants' Environmental Report dated June 23, 1972 and amendments thereto; (6) the Draft Environmental Statement dated December 1972; and (7) the Final Environmental Statement dated June 1973, are available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C. and the Waterford Public Library, Rope Ferry Road, Waterford, Connecticut. A copy of the license and Safety Evaluation plus supplements may be obtained upon request addressed to the United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 1st day of August 1975.

For the Nuclear Regulatory Commission.

OLAN D. PARR,
*Chief, Light Water Reactors Project Branch 1–3, Division of Reactor Licensing.*

[FR Doc.75-20897 Filed 8-8-75;8:45 am]

[Docket Nos. 50–450 and 50–451]

### DELMARVA POWER & LIGHT CO. AND PHILADELPHIA ELECTRIC CO. (SUMMIT POWER STATION, UNITS 1 AND 2)

### Assignment of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR 2.787 (a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this proceding:

Michael C. Farrar, Chairman; Richard S. Salzman, Member; Dr. W. Reed Johnson, Member.

Dated: August 4, 1975.

MARGARET E. DU FLO,
*Secretary to the Appeal Board.*

[FR Doc.75-20900 Filed 8-8-75;8:45 am]

[Docket Nos. 50–269, 50–270, 50 287]

### DUKE POWER CO.

### Issuance of Amendments to Facility Operating Licenses

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 9, 9, and 6 to Facility Operating License Nos. DPR–38, DPR–47, and DPR–55 issued to Duke Power Company which revised Technical Specifications for operation of the Oconee Nuclear Station Units 1, 2, and 3 located in Oconee County, South Carolina. The amendments are effective as of the date of issuance.

The amendments provide for administrative modifications of the environmental surveillance program to convert to metric measurements, modify sampling stations, redesignate and change sampling locations and change sampling frequency requirements.

The application for these amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. The Commission has evaluated the potential impact of the operating plant in accordance with the amendments and has concluded that there will be no change in effluent types or amounts nor an increase in power level, as previously evaluated in the Final Environmental Statement for Oconee Nuclear Station Units 1, 2 and 3 dated March 1972 and will not result in any significant environmental impact. Having made this determination, the Commission has further concluded, pursuant to 10 CFR 51.5(d)(4), that an environmental statement, negative declaration or environmental impact appraisal need not be prepared in connection with the issuance of these amendments. Prior public notice of these amendments is not required since the amendments do not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated May 23, 1975, (2) the letter dated August 1, 1975 from R. Purple to Duke Power Company, and (3) Amendment Nos. 9, 9, and 6 with Change Nos. 19, 14 and 6 to License Nos. DPR–38, DPR–47, and DPR–55. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street N.W., Washington, D.C., and at the Oconee County Library, 201 South Spring Street, Walhalla, South Carolina, 29691.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C., 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 1st day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75-20905 Filed 8-8-75;8:45 am]

[Docket Nos. 50–269, 50–270, 50–287]

### DUKE POWER CO.

### Issuance of Amendments to Facility Operating Licenses

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 10, 10, and 7 to Facility Operating License Nos. DPR–38, DPR–47, and DPR–55, respectively, issued to Duke Power Company which revised Technical Specifications for operation of the Oconee Nuclear Station, Units 1, 2, and 3 located in

Oconee County, South Carolina. The amendments are effective as of the date of issuance.

The amendments correct typographical errors and omissions in Tables 4.11–1 and 4.11–2 of Appendix A Technical Specifications.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. The Commission has evaluated the potential impact of the operating plant in accordance with the amendments and has concluded that there will be no change in effluent types or amounts nor an increase in power level, as previously evaluated in the Final Environmental Statement for Oconee Nuclear Station Units 1, 2, and 3, dated March 1972 and will not result in any significant environmental impact. Having made this determination, the Commission has further concluded pursuant to 10 CFR 51.5(d)(4), that an environmental statement, negative declaration or environmental impact appraisal need not be prepared in connection with the issuance of these amendments. Prior public notice of these amendments is not required since the amendments do not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated November 6, 1974, as supplemented January 21, 1975, (2) the letter dated August 1, 1975, from R. Purple to Duke Power Company, and (3) Amendment Nos. 10, 10, and 7 to License Nos. DPR–38, DPR–47, and DPR–55 with Change Nos. 20, 15, and 7. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Oconee County Library, 201 South Spring Street, Walhalla, South Carolina, 29691.

A copy of Items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 1st day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75–20906 Filed 8–8–75;8:45 am]

[Docket No. 50–321]

## GEORGIA POWER CO. AND OGLETHORPE ELECTRIC MEMBERSHIP CORP.

### Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 12 to Facility Operating License No. DPR–57 issued to Georgia Power Company and Oglethorpe Electric Membership Corporation which revised Technical Specifications for operation of the Edwin I. Hatch Nuclear Plant Unit 1, located in Appling County, Georgia. The amendment is effective as of its date of issuance.

The amendment permits the low pressure core and containment cooling systems to be inoperable provided that the reactor is in the cold shutdown condition and no work is being done that has the potential for draining the reactor pressure vessel.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations, in 10 CFR Chapter I, which are set forth in the license amendment. Notice of Proposed Issuance of Amendment to Facility Operating License in connection with action was published in the FEDERAL REGISTER on April 17, 1975 (40 FR 17203). No request for a hearing or petition for leave to intervene was filed following notice of the proposed action.

For further details with respect to this action, see (1) the application for amendment dated February 3, 1975, (2) Amendment No. 12 to License No. DPR–57, with Change No. 12 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Appling County Public Library, Parker Street, Baxley, Georgia 31513.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 1st day of August 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75–20899 Filed 8–8–75;8:45 am]

[Docket No. 50–331]

## IOWA ELECTRIC LIGHT AND POWER CO., CENTRAL IOWA POWER COOPERATIVE, AND CORN BELT POWER COOPERATIVE

### Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 10 to Facility Operating License No. DPR–49 issued to Iowa Electric Light and Power Company, Central Iowa Power Cooperative, and Corn Belt Power Cooperative, which revised Technical Specifications for operation of the Duane Arnold Energy Center, located in Cedar Rapids, Iowa. The amendment is effective as of its date of issuance.

The amendment establishes the required Emergency Service Water (ESW) system flow rate based on river water temperature rather than on a requirement for a flow rate of 1200 gpm regardless of river water temperature.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated June 27, 1975, (2) Amendment No. 10 to License No. DPR–49, with Change No. 11, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Cedar Rapids Public Library, 426 Third Avenue, SE., Cedar Rapids, Iowa 52401.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 30th day of July, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR, *Chief,*
*Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75–20898 Filed 8–8–75;8:45 am]

[Docket Nos. 50–516, 50–517]

## LONG ISLAND LIGHTING CO. (JAMESPORT NUCLEAR POWER STATION UNITS 1 AND 2)

### Oral Argument on Pending Appeal

AUGUST 5, 1975.

*Order.* Oral argument on the pending appeal of the Oil Heating Institute of Long Island, Inc. (OHILI) is hereby calendared for oral argument at 10 a.m. on Wednesday, September 3, 1975 in the Appeal Panel Hearing Room, 5th Floor, East West Towers, 4350 East-West Highway, Bethesda, Maryland 20014. All parties filing memoranda on the questions posed in this Board's order of July 23, 1975 may participate in the argument. Following the passing of the August 21, 1975 deadline for the submission of those memoranda, the Board will determine the time allotment and order of presentation. The argument will encompass the issues of whether (1) OHILI has the requisite standing to intervene in the proceeding; and (2) there has been a "substantial showing of good cause for failure to file (the OHILI petition for leave to intervene) on time" within the meaning of 10 CFR 2.714(a) as construed by the Commission in Nuclear Fuel Services, Inc. (West Valley Reprocessing Plant), CLI–75–4, NRCI–75/4 273 (April 17, 1975).

It is so ordered.

For the Atomic Safety and Licensing Appeal Board.

MARGARET E. DU FLO,
*Secretary to the Appeal Board.*

[FR Doc.75–20902 Filed 8–8–75;8:45 am]





[Docket No. 50–298]

## NEBRASKA PUBLIC POWER DISTRICT (COOPER NUCLEAR STATION)

### Order for Modification of License

1. Nebraska Public Power District (the Licensee) is the holder of Facility Operating License DPR–46 which authorizes operation of the Cooper Nuclear Station (the Facility), a boiling water reactor located at the Licensee's site near Brownville, Nemaha County, Nebraska.

2. For many weeks the Facility has been under close surveillance by the Licensee and by the Nuclear Regulatory Commission due to anomalous incore nuclear detector instrument readings indicative of possible damage to the Facility's fuel channel boxes. As a result of these readings, the Commission has twice issued orders—once on April 26, 1975 and again on July 22, 1975—confirming appropriate limitations on the operation of the Facility. The July 22 order, which superseded the order of April 26, confirmed a plan whereby the Facility was to operate at a maximum bundle power of 3.20 MWt and a maximum core coolant flow of 40 percent of design flow for the balance of a period of approximately 45 equivalent full flow days from April 26, 1975. The plan also contemplated that the Licensee would, during that period, operate the Facility at rated flow and power for a limited period to conduct incore tests, including accelerometer tests, and to obtain certain water quality data. At the end of approximately 45 equivalent full flow days from April 26, the Licensee was, under the plan, to shut down the Facility unless the efficacy of the 40 percent flow limit had been verified by accelerometer data. Finally, the limits on core flow and bundle power were to be re-evaluated in light of data collected during the interim period.

3. The license requirements added to Facility Operating License DPR–46 by the order of July 22, 1975 provide, in paragraph 3, that "[t]he Licensee shall shut down the facility following 45 equivalent full flow days from April 26, 1975," unless within that period certain specified tests have been completed with specified results. (See Appendix A of July 22, 1975 order.) As such, the July 22 order arguably admits of the interpretation that the decision date was to be exactly 45 equivalent full flow days from April 26, 1975. This, however, was not the intent of the July 22 order. As paragraphs 7 and 8 of the same order clearly imply, the approved plan contemplated restricted operation of the Facility for the balance of a period of approximately 45 equivalent full flow days from April 26, 1975.

4. By letter dated July 31, 1975, the Licensee advised that on or about August 3, 1975, the Facility will have completed 45 equivalent full flow days of operation counted from the April 26 reference date. However, according to the letter, the Licensee does not yet have on site all the equipment needed for the accelerometer tests. For this reason (and because of the desirability, from a power demand standpoint, to schedule the installation of the testing equipment during a weekend or other low load period), the Licensee requested in its July 31 letter authority to operate the Facility for ten additional equivalent full flow days, *i.e.*, to a total of 55 equivalent full flow days from April 26, 1975.

5. As stated above, limitations on the operation of the Facility were imposed as a result of anomalous incore instrument readings. Those anomalous readings appear to have been caused by instrument tube vibration. The limitations were designed to reduce the vibration to acceptable levels. On the basis of recent data obtained at the Facility, there is reason to believe that the limitations have been effective in minimizing channel box wear.

6. Operation of the Facility for the full additional period requested in the Licensee's July 31 letter would clearly involve more interim operation than that contemplated by the July 22 order. Accordingly, the full request cannot be granted without further evaluation. However, operation of the Facility for five additional equivalent full flow days (*i.e.*, to a total of 50 equivalent full flow days from April 26, 1975) is acceptable now since operation for that period is within (though near the upper limit of) the approximately 45 equivalent full flow day period contemplated in the July 22 order. To the extent that the July 22 order, by using the term "45 equivalent full flow days" rather than "approximately 45 equivalent full flow days," may be construed as precluding such additional interim operation, the July 22 order should be clarified.

7. Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and the Commission Rules and Regulations in 10 CFR Part 2 and 50, Facility Operating License DPR–46 is hereby amended by substituting for paragraph 3 of the license provisions added by the Order for Modification of License dated July 22, 1975 the following:

3. The Licensee shall shut down the facility following approximately 45 equivalent full flow days from April 26, 1975, unless within such period a traversing incore probe surveillance program as specified in Section VIII of the Evaluation of Channel Box Wear dated July 22, 1975, has been completed and accelerometer tests performed with appropriate requirements specified in Section VII of the Evaluation of Channel Box Wear dated July 22, 1975 have been completed which indicate the efficacy of the 40 percent flow limit.

Dated at Bethesda, Maryland, this 1st day of August 1975.

For the Nuclear Regulatory Commission.

BEN C. RUSCHE,
*Director, Office of Nuclear Reactor Regulation.*

[FR Doc.75–20903 Filed 8–8–75;8:45 am]

[Docket No. 50–271]

## VERMONT YANKEE NUCLEAR POWER CORP. (VERMONT YANKEE NUCLEAR POWER STATION)

### Order for Modification of License

1. Vermont Yankee Nuclear Power Corporation (the Licensee) is the holder of Facility Operating License No. DPR–28 which authorizes operation of the Vermont Yankee Nuclear Power Station (the Facility), a boiling water reactor located near Vernon, Vermont.

2. On July 23, 1975, the Commission issued an "Order for Modification of License" (40 FR 32180, July 31, 1975) (the Order) which confirmed a plan for limited additional operation of the Facility. As detailed in the Order the Facility's channel box wear, as indicated by the noise-to-signal ratio recorded by the traversing incore probe (TIP), had exceeded the remedial action threshold. The remedial plan confirmed by the Order contemplated operation of the Facility for a limited period of time (until the August 3, 1975) at not more than 80% of rated core power and 70% of rated core flow, provided the TIP noise-to-signal ratio at those levels did not exceed 0.05. In addition, the Order permitted operation up to full flow and power for a brief period of time as necessary to obtain baseline TIP data.

3. By letter dated July 31, 1975,[1] the Licensee requested a modification of the Order to allow continued operation for an additional three days until August 6, 1975. The Licensee's letter states that the request is made at the behest of the New England Power Exchange based upon a serious power shortage resulting from the unscheduled outage of several units and forecasted weather conditions.

4. As discussed in the Commission's July 23, 1975 Order, and in the NRC Staff "Evaluation of Vermont Yankee Chan-

[1] Copies of all documents referred to in this Order are available or are being made available for public inspection in the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and the Commission's Local Public Document Room, Brooks Memorial Library, 224 Main Street, Brattleboro, Vermont.

nel Box Wear for the Purpose of Limited Operation at Partial Power," dated July 23, 1975, the allowable channel box wear at 80% of rated core power/70% of rated flow will not be exceeded as long as the Vermont Yankee TIP noise level ratio does not exceed 0.05. However, the NRC Staff's evaluation recognized that wear continues even at the Licensee's proposed reduced flow rate, though slower than at full flow, and therefore agreed with the Licensee's proposal to shut down by August 3, 1975 as part of the plan to proceed with further remedial action.

5. As evaluated in the NRC Staff's "Supplement to Evaluation of Vermont Yankee Channel Box Wear for the Purpose of Limited Operation at Partial Power," dated August 1, 1975, the TIP noise level ratios recorded since the Commission's July 23, 1975 Order, at both the limited flow rate and the brief full flow rate period allowed to obtain baseline data, indicate that the Facility's channel box wear is still well within that allowable at the 80% of rated core power/70% of rated core flow limitations. The NRC Staff's evaluation concludes that no appreciable additional wear will occur during the requested three-day extension to August 6, 1975. In addition, the surveillance for excessive wear previously provided will continue.

6. The Facility can be operated until August 6, 1975 under the Licensee's proposed plan previously confirmed by the Commission's July 23, 1975 Order, without endangering the health and safety of the public. The NRC Staff believes the Licensee's modification to its plan is appropriate under the circumstances and should be confirmed by NRC Order.[1]

7. Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and the Commission's Rules and Regulations in 10 CFR Parts 2 and 50, *It is ordered*, That, Facility Operating License No. DPR–28 is hereby amended by substituting the provisions set out in Appendix A below for the provisions set out in Appendix A below to the Commission's Order for Modification of License, dated July 23, 1975.

Dated at Bethesda, Maryland, this 1st day of August 1975.

For the Nuclear Regulatory Commission.

BEN C. RUSCHE,
*Director, Office of Nuclear Reactor Regulation.*

[1] The brief period of operation at full flow and power to obtain baseline data has been achieved and is therefore deleted as no longer necessary.

APPENDIX A

1. The Licensee shall place the Facility in a shutdown condition not later than August 6, 1975 and shall not, without prior written approval of the Director, Office of Nuclear Reactor Operation, return the facility to operation following the shutdown.

2. Prior to the shutdown, the Licensee shall not operate the Facility at core power levels exceeding 80 percent of rated power or core flow rates exceeding 70 percent of design flow rate, and further shall place the facility in a shutdown condition if the traversing incore probe (TIP) noise band width-to-signal amplitude ratio exceeds 0.05.

3. The Licensee shall, during power operation with flow rates equal to 70 percent of rated flow, obtain unfiltered TIP traces as specified in Section VIII of the Evaluation of Channel Box Wear dated July 22, 1975, such that all operable TIP positions are traversed every seven days.

[FR Doc.75-20904 Filed 8-8-75;8:45 am]

[Docket Nos. 50-460, 50-513]

## WASHINGTON PUBLIC POWER SUPPLY SYSTEM, WPPSS NUCLEAR PROJECTS NOS. 1 AND 4

### Issuance of Limited Work Authorization

Pursuant to the provisions of 10 CFR 50.10(e) of the Nuclear Regulatory Commission's (Commission) regulations, the Commission has authorized the Washington Public Power Supply System to conduct certain site activities in connection with the WPPSS Nuclear Projects Nos. 1 and 4 prior to a decision regarding the issuance of construction permits.

The activities that are authorized are within the scope of those authorized by 10 CFR 50.10(e)(1) and 10 CFR 50.10(e)(3) and include site preparation, installation of temporary construction support facilities, excavation for certain facility structures, construction of service facilities, excavation for Category I structures and backfilling for laydown areas, and installation of ground grids and mudmats for Category I structures.

Any activities undertaken pursuant to this authorization are entirely at the risk of the Washington Public Power Supply System and the grant of the authorization has no bearing on the issuance of construction permits with respect to the requirements of the Atomic Energy Act of 1954, as amended, and rules, regulations, or orders of the Commission promulgated pursuant thereto.

A Partial Initial Decision on matters relating to the National Environmental Policy Act and site suitability and unresolved safety issues was issued by the Atomic Safety and Licensing Board in the above captioned proceeding on July 30, 1975. A copy of (1) the Partial Initial Decision; (2) the applicant's Preliminary Safety Analysis Report and amendments thereto; (3) the applicant's Environmental Report and amendments thereto; (4) the staff's Final Environmental Statement dated March 1975; and (5) the Commission's letter of authorization dated August 1, 1975, are available for public inspection at the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C., and the Richland Public Library, Swift and Northgate Streets, Richland, Washington 99352. The Final Environmental Statement (Document No. NUREG–75/012) may be purchased at current rates from the National Technical Information Service, Springfield, Virginia 22161.

Dated at Rockville, Maryland, this 1st day of August, 1975.

For the Nuclear Regulatory Commission.

OLIVER LYNCH, Jr.,
*Acting Chief, Environmental Projects Branch 4, Division of Reactor Licensing.*

[FR Doc.75-20901 Filed 8-8-75;8:45 am]

## DEPARTMENT OF STATE

### Office of the Secretary

[Delegation of Authority No. 104–11; Notice No. 458]

### FOREIGN ASSISTANCE AND MUTUAL SECURITY ACTS

### Administrative Expenses

By virtue of the authority vested in me by section 621 of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2381), Executive Order No. 10973 of November 3, 1961 (26 FR 10469), and section 4 of the Act of May 26, 1949, as amended (22 U.S.C. 2658), State Department Delegation of Authority No. 104 of November 3, 1961 (26 FR 10608), as heretofore amended, is hereby further amended by inserting in section 3(a) after "section 481" the words: "and section 637(b)".

This Delegation of Authority shall be deemed effective as of July 1, 1975.

Dated: July 29, 1975.

[SEAL] ROBERT S. INGERSOLL,
*Acting Secretary of State.*

[FR Doc.75-20928 Filed 8-8-75;8:45 am]





## SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

### BBI, INC.

### Suspension of Trading

AUGUST 1, 1975.

The common stock of BBI, Inc., being traded on the American, and the Philadelphia-Baltimore Washington Stock Exchanges pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of BBI, Inc. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchanges and otherwise than on a national securities exchange is suspended, for the period from August 2, 1975 through August 11, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20882 Filed 8-8-75;8:45 am]

[Rel. No. 8872; 811-504]

### CROWN WESTERN INVESTMENTS, INC.

### Filing of Application

AUGUST 1, 1975.

Notice is hereby given that Crown Western Investments, Inc. ("Applicant") an investment company registered under the Investment Company Act of 1940 ("Act") as an open end diversified management company, filed an application on May 5, 1975, pursuant to Section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations made therein, which are summarized below.

The Applicant registered under the Act on July 9, 1945, by filing of Form N–8A, Notification of Registration. Shares of Applicant's two Series (Dallas and Diversified) were registered pursuant to the Securities Act of 1933.

On December 9, 1974, notice was given to Applicant's shareholders of a special meeting to consider and vote upon a proposal to sell the assets of the Applicant to Selected American Shares, Inc. ("American"), a registered investment company, in exchange for shares of such company; to distribute the shares of American to Applicant's shareholders; and subsequently to dissolve the Applicant. Applicant submits that such action was duly approved by the shareholders on January 30, 1975.

Applicant states that the assets of the Fund have accordingly been sold to American; that shareholders of each Series of the Fund received, in exchange, shares of American on the basis of the relative net asset value of each Series and of American as of the exchange date; and that the Applicant no longer has any shares issued or outstanding and will not issue additional shares in the future.

Applicant states further that all assets of Applicant, except for a small reserve for the payment of unpaid expenses of dissolution, have been transferred to American; that any monies remaining will be transferred to American which will credit those former shareholders of the Applicant who remain shareholders of American with appropriate amounts of additional shares of American; and that Applicant is not now making, nor does it propose to make, any future offering of its securities.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order and, upon the effectiveness of such order, the registration of such company shall cease to be in effect.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 25, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20883 Filed 8-8-75;8:45 am]

[Release No. 19112, 70–5710]

### DELMARVA POWER & LIGHT CO.

### Proposal To Organize a Wholly Owned Subsidiary Corporation To Engage in the Exploration, Development, and Production of Natural Gas

AUGUST 1, 1975.

NOTICE IS HEREBY GIVEN that Delmarva Power & Light Company ("Delmarva"), a registered holding company, has filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6, 7, 9, 10, 12 and 13 of the Act and Rules 43 and 45 promulgated thereunder as applicable to the following proposed transaction. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transaction.

Delmarva proposes to organize and acquire, as a wholly owned subsidiary corporation, Delmarva Energy Company ("Energy"), a Delaware corporation. Delmarva will acquire, for $10,000, all 1,000 authorized shares of Energy's no-par common stock. Energy will engage in the business of exploration, development and production of natural gas and will engage in no activities which do not have as their primary goal the production of additional energy supplies for the use of Delmarva in serving its public utility customers. Energy's sole source of funds will be Delmarva. The operations of Energy will be consolidated with Delmarva for the purpose of tax and general accounting reports and for public utility rate matters. It is expected that the costs and benefits of Energy's activities will be fully recognized in setting applicable rates to Delmarva's customers.

It is further proposed that Energy will acquire a 7.5% limited partnership interest in E.R.I., Ltd. ("Partnership"), a limited partnership to be formed under Texas and Louisiana law. The Partnership will acquire, explore, develop and operate oil, gas and other mineral properties. The Partnership will be comprised of one general partner, Enterprise Resources, Inc., and five limited partners, each of which is a subsidiary of a gas distribution public utility seeking additional supply. The Partnership will terminate eighteen months from the date of its commencement unless extended by the partners.

In the event that a prospect is found capable of producing oil or gas in paying quantities, the Partnership will transfer ownership of the prospect to the partners free and clear of the partnership. Energy's ownership share in such a distribution would be 6.75%. Upon such transfer, the owners are bound to enter into an operating agreement covering such prospect, naming Enterprise Resources, Inc., as the operator. The operator would prepare a budget for development of the prospect which would be paid proportionately by the owners unless they elect not to participate in the devel-

opment costs. Upon such an election, rights to receive benefits from the prospect would be proportionately reduced. Partners have the right to take their share of any oil or gas produced in kind. To the extent feasible Energy expects to take and deliver to Delmarva all natural gas to which it is entitled.

Delmarva further proposes to provide Energy with funds over the next three years of not more than $1,000,000 to participate in the Partnership and prospects discovered. Such funds may be provided as contributions to capital, loans, consideration for goods and services, advance payment for energy supplies or in some other manner. Delmarva will provide $250,000 to Energy to enable it to met its initial commitment to the Partnership. Any funds to be provided by Delmarva to Energy in excess of the aforementioned amount will be the subject of future applications to this Commission.

The fees and expenses to be incurred in connection with this transaction are estimated at $5,500, including legal fees of $3,000. It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 25, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20884 Filed 8-8-75;8:45 am]

[Rel. No. 8871, 812-38133]

## DELAWARE FUND, INC. ET AL.

### Filing of Application

AUGUST 1, 1975.

NOTICE IS HEREBY GIVEN that Delaware Fund, Inc., Decatur Income Fund, Inc., Delta Trend Fund, Inc. (collectively referred to as the "Funds"), each of which is registered as an open-end diversified management investment company under the Investment Company Act of 1940 ("Act"), and Delaware Management Company, Inc. ("Management") (collectively referred to with the Funds as "Applicants"), have filed an application on May 28, 1975, for orders (1) pursuant to Section 11(a) of the Act to permit the Funds to offer to exchange their shares for shares of Delchester Bond Fund, Inc. ("Bond Fund") on a basis other than their relative net asset value per share at the time of the exchange; and (2) pursuant to Section 6 (c) of the Act exempting Applicants from the provisions of Section 22(d) of the Act and Rules 22d-1 and 22d-2 thereunder in connection with such exchanges. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Bond Fund is an open-end diversified management investment company registered under the Act. Management is the principal underwriter for Bond Fund.

Management, as principal underwriter for each of the Funds and for Bond Fund, maintains a continuous public offering of the shares thereof at their respective net asset values plus a sales charge. At present, the applicable sales charge for the Funds and for Bond Fund varies with the quantity purchased in the transaction as follows:

| Size of transaction at offering price: | *Sales charge as percentage of offering price* |
|---|---|
| Less than $10,000 | 8.5 |
| $10,000 but under $25,000 | 8.0 |
| $25,000 but under $50,000 | 6.5 |
| $50,000 but under $100,000 | 4.5 |
| $100,000 but under $250,000 | 3.5 |
| $250,000 but under $500,000 | 2.5 |
| $500,000 but under $1,000,000 | 2.0 |
| $1,000,000 and over | 1.0 |

Shares of each of the Funds and of the Bond Fund may be exchanged for shares of any of the Funds or of the Bond Fund on the basis of the relative net asset value per share at the time of the exchange without any sales charge. In addition, shareholders of The Bond Fund who redeem their shares have for 30 days after redemption a one-time privilege, to the extent the redeemed shares would have been eligible for exchange, to purchase shares of the Funds without sales charge up to the dollar amount of the redemption proceeds.

Applicants state that Bond Fund's Board of Directors has approved a reduction in the sales charge of Bond Fund, to take effect upon the effectiveness of the necessary post-effective amendment to Bond Fund's registration statement, as follows:

| Size of transaction at offering price: | *Sales charge as percentage of offering price* |
|---|---|
| Less than $100,000 | 4.5 |
| $100,000 but under $250,000 | 3.5 |
| $250,000 but under $500,000 | 2.5 |
| $500,000 but under $1,000,000 | 2.0 |
| $1,000,000 and over | 1.0 |

Applicants propose to offer shares of each of the Funds to shareholders of Bond Fund for shares of Bond Fund that were purchased after the effectiveness of the Bond Fund sales charge reduction, on the basis of relative net asset values at the time of exchange plus a sales charge described in the prospectus of the Fund being acquired, less the sales charge paid on such Bond Fund shares at the time that they were originally acquired. An investor acquiring shares of one of the Funds through an exchange of shares of Bond Fund purchased at the reduced sales charges would, therefore, pay approximately the same overall charge that he would have paid had he purchased the same number of shares of one of the Funds directly.

Applicants represent that they will continue to exchange shares of each of the Funds for shares of Bond Fund which were purchased prior to the reduction of sales charges on the basis of the relative net asset value per share at the time of the exchange without any sales charge. Applicants further submit that no additional sales charge will be imposed upon the exchange of shares of Bond Fund which were acquired as a result of an exchange for shares of the Funds or as a result of the reinvestment of dividends or capital gain distributions on such Bond Fund Shares. Applicants say that in the event a shareholder desires to exchange a portion of his shares of Bond Fund, those shares that may be exchanged at relative net asset value without any additional sales charge will be exchanged first; and that the remaining shares to be exchanged will be selected from those shares entitled to be exchanged upon payment of the lowest additional sales charge.

Applicants further state that purchases of shares of the Funds by investors who redeemed Bond Fund shares within the previous 30 days will also include sales charges equal to the difference between the sales charges that were paid on the Bond Fund shares that were redeemed and the sales charges on the Fund shares acquired with the proceeds of such redemption. Purchases up to the dollar amount of proceeds from the redemption of Bond Fund shares that were acquired (1) prior to the sales charge reduction; (2) as a result of an exchange for shares of the Funds; or (3) as a result of the reinvestment of dividends or capital gains distributions on such Bond Fund Shares, will be made on the basis of relative net asset value per share at the time of the purchase without any sales charge. In the event a shareholder desires to purchase shares of the Funds in an amount less than the dollar amount of redemptions, those purchases which can be made at relative net asset value without any sales charge will be made first followed by those purchases entitled to the lowest additional sales charge.

Section 11(a) of the Act provides, in part, that it shall be unlawful for any registered open-end company or any principal underwriter for such company to make or cause to be made an offer to the shareholders of a security of such company or of any other open-end investment company to exchange his security for a security in the same or another such company on any basis other than the relative net asset values of the respective securities to be exchanged unless the terms of the offer have first been submitted to and approved by the Commission.

Section 22(d) of the Act provides, in part, that no registered investment company or principal underwriter thereof shall sell any redeemable security issued by such company to any person except at a current offering price described in the prospectus. Rule 22d-1 provides for exemption from Section 22(d) to the extent necessary to permit the sale of redeemable securities of a registered investment company at prices which reflect reductions in or eliminations of the sales load under certain stated circumstances. Rule 22d-2 provides, subject to certain conditions, for a further exemption from the provisions of Section 22 (d) to the extent necessary to permit, without sales charge, reinvestment in shares of such a company of the proceeds of a redemption of the same company's shares where the reinvestment takes place within 30 days of the redemption, or the purchase with such proceeds of shares of another investment company which offers to exchange its shares for shares of the company whose shares had been redeemed without any sales charge.

Applicants state that the purpose of the proposed exchange offer is to permit a shareholder of Bond Fund who changes his investment objective to change his investment to a different investment company without paying the full sales charge otherwise applicable. Applicants assert that the exchange offer to Bond Fund shareholders for Bond Fund shares acquired after the effectiveness of the reduced Bond Fund sales charge schedule cannot fairly be made at the relative net asset value of the Fund to be acquired because the Bond Fund shareholder would have paid substantially less sales load on his investment than similarly situated investors in the Fund to be acquired. Applicants further submit that if shares of the Funds could be acquired at net asset value by a Bond Fund shareholder exchanging Bond Fund shares purchased at the reduced sales loads, the purpose and spirit of Section 22(d) of the Act might be violated since an investor would be able to purchase shares of one of the Funds at a sales charge other than that described in its prospectus merely by purchasing shares of Bond Fund at the new reduced sales load rates and thereafter exchanging such Bond Fund shares for Fund Shares at net asset value.

Section 6(c) provides, in part, that the Commission, by order upon application, may conditionally or unconditionally exempt any person, security, or transaction or any class or classes of persons, securities, or transactions from any provision or provisions of the Act and the Rules promulgated thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 28, 1975, at 5:30 p.m. submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication shall be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicants at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20885 Filed 8-8-75;8:45 am]

[Rel. No. 8870, 812-3830]

## EDIE SPECIAL GROWTH FUND, INC.

### Filing of Application

AUGUST 1, 1975.

Edie Special Growth Fund, Inc. ("Growth"), a Delaware corporation and Edie Special Institutional Fund, Inc. ("Institutional"), a Delaware corporation (collectively referred to as the "Funds"), open-end diversified management investment companies registered under the Investment Company Act of 1940 (the "Act"), and Lionel D. Edie & Company, Incorporated, a Delaware corporation ("Edie"), the investment adviser to, and a shareholder of, the Funds (Funds and Edie collectively referred to as "Applicants") filed an application on June 30, 1975, pursuant to Section 17(b) of the Act, for an order of the Commission exempting from the provisions of Section 17(a) the proposed merger of Institutional into Growth and, pursuant to Section 17(d) of the Act and Rule 17d-1 thereunder, for an order of the Commission permitting Edie to participate, as a principal, in the merger of Institutional into Growth. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Growth and Institutional were both organized under the laws of Delaware in February, 1969. As of March 31, 1975, such Funds had net assets of approximately $31,883,000 and $23,378,000, respectively.

The investment objective of both Funds is too seek long-term capital appreciation. The application states that the Funds' portfolios are substantially similar. Each of the Funds offers its shares through Edie Sales, Inc., a wholly owned subsidiary of Edie, at net asset value, with no sales load. The shares of Growth are offered to the general public. The shares of Institutional are offered for investment to pension and profit-sharing trusts and other organizations such as educational, religious and charitable institutions and foundations which are exempt from Federal income taxation under Section 501 of the Internal Revenue Code of 1954, as amended. Each of the Funds has, since its inception, qualified as a "regulated investment company" under the Internal Revenue Code.

Edie acted as sponsor of Growth and Institutional and owned, as of the date of filing of the application, 5314 and 2158 shares of Growth and Institutional, respectively. Edie Management Services, Inc., a Delaware corporation ("EMS"), a registered investment adviser and a wholly-owned subsidiary of Edie, is presently furnishing Growth and Institutional investment advisory services pursuant to substantially identical agreements that have been approved by the Board of Directors and stockholders of each of the Funds. The officers and directors of Institutional and Growth are identical, and such officers and three of the directors are officers and employees of EMS and Edie. Based on the foregoing, Institutional and Growth may be deemed to be affiliated persons of EMS and each other and Edie may be deemed to be an affiliated person of EMS within the meaning of Section 2(a)(3) of the Act.

Amended investment advisory agreements between EMS and each of the Funds will be submitted to their respective stockholders for approval at the same meetings at which such stockholders will consider and vote upon the pro-

posed merger. The amended investment advisory agreements will be identical to the current agreements between EMS and Growth and Institutional, except that the amended investment advisory agreements will provide for a fee payable to EMS at an annual rate of ¾ of 1% of the average daily net assets, as compared with a fee equal, on an annual basis, to ½ to 1% of the average daily net assets under the current agreements.

The proposed Agreement and Plan of Merger between the Funds will provide for the merger of Institutional with and into Growth, which will be the surviving corporation. The corporate existence of Institutional will cease on the effective date of the merger. The proposed merger is contingent upon, among other things, the approval thereof by the affirmative vote of the holders of a majority of the outstanding shares of common stock of each of the Funds and the receipt by the Funds of a ruling by the Internal Revenue Service to the effect that the proposed transaction will constitute a tax-free reorganization and that no gain or loss will be recognized by the Funds or their respective stockholders as a result of the transaction. The proposed merger is also conditioned upon the respective stockholders of each of the Funds approving the respective amended investment advisory agreements with EMS.

The aggregate expenses of the meetings of stockholders of Growth and Institutional at which, among other business to be transacted, the merger proposal will be considered and voted upon, are estimated to be $26,100 and $18,900, respectively, and, of such amounts, approximately $19,600 and $14,200, respectively, are estimated to be attributable to the proposed merger. In the event the proposed merger is not approved, the total expenses with respect to such meetings will be allocated between Growth and Institutional in approximately the same proportion as their respective net assets as of March 31, 1975, bear to each other. However, EMS has agreed to pay the expense of printing and mailing the proxy material to the extent such expense exceeds the amount thereof generally incurred in connection with regular annual meetings of stockholders of the respective Funds.

Each of the Funds intends to declare and pay to its respective stockholders dividends and distributions substantially equal to the amount of its respective net investment income and realized capital gains to the extent any such realized gains exceed any existing capital loss carry-overs, prior to the effective date of the merger, which is to be the first business day following the day of the meetings of stockholders of each of the Funds at which approval of the merger is obtained. Upon the effective date, each outstanding share of Institutional common stock will be converted into a number of shares of common stock of Growth having the same aggregate net asset value as a share of common stock of Institutional, each determined as of the close of business on the day of the meetings of stockholders of each of the Funds at which the meger is approved.

Although Section 262 of the General Corporation Law of Delaware affords appraisal rights to stockholders who dissent from a merger, subject to compliance by any such stockholders with the procedures set forth in said section, Applicants state that it is the position of the Commission (Investment Company Act Rel. No. 8752) that such procedures violate Rule 22c–1 under the Act, and further that such rule, under the Act, supersedes state law. Appraisal rights under Section 262 will not, therefore, be available to dissenting stockholders.

The Agreement and Plan of Merger will not provide for any adjustment of the net assets of either of the Funds to compensate stockholders for any potential Federal income tax consequences which may result from the differences between the Funds in realized or unrealized capital gains or losses. For the nine month period ended March 31, 1975, Growth and Institutional had net realized capital losses of $6,159,517 and $4,482,645, respectively, and the net unrealized depreciation of investments at March 31, 1975, were $6,785,896 and $2,803,666, respectively. As of June 30, 1974, Growth and Institutional had net capital loss carryforwards of approximately $7,431,000 and $4,214,000, respectively, which will be available to offset a like amount of future taxable capital gains through 1979. Although the capital loss carry-forward of Growth is somewhat larger than the capital loss carry-forward available to Institutional, Applicants are of the opinion that the terms of the Agreement and Plan of Merger in not providing for any adjustments with respect to these items are equitable.

Edie presently owns 5,314 and 2,158 shares of Growth and Institutional, respectively. The current value of these shares is approximately $97,299 and $99,592, respectively, and constitute approximately 0.27% and 0.42% of the outstanding voting securities of Growth and Institutional, respectively.

Section 17(a) of the Act, in pertinent part, provides that it shall be unlawful for any affiliated person of a registered investment company or any affiliated person of such person, acting as principal, knowingly to sell to or purchase from such registered investment company any security or other property. Section 17(b) of the Act provides that the Commission, upon application, may exempt from the provisions of Section 17(a) a proposed transaction if evidence submitted establishes the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve over-reaching on the part of any party to the transaction, and the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act.

Applicants assert that the terms of the proposed merger are fair and reasonable insofar as Growth will be issuing its shares in exchange for shares of common stock of Institutional at a price not less than the net asset value of Growth's shares, and stockholders of Institutional will be receiving common stock of Growth equal in aggregate value to Institutional's net assets. Applicants assert that the larger asset base of the combined fund and the elimination of certain costs incurred in connection with maintaining two separate corporate entities, such as certain printing, auditing, legal and administrative expenses borne by Growth and Institutional separately, may result in a reduction of per share expenses incurred by the combined fund.

The Funds assert that the proposed merger is consistent with their respective investment policies insofar as stockholders of Institutional will receive shares of an open-end management company with identical investment objectives, fundamental policies and investment restrictions, and a combined investment portfolio which is substantially similar to the separate investment portfolios with respect to specific issuers.

Section 17(d) of the Act and Rule 17d–1 thereunder, taken together, provide, in pertinent part, that no affiliated person of any registered investment company and no affiliated person of any such person, acting as principal, shall participate in, or effect, any transaction in connection with any joint enterprise or arrangement in which such registered investment company is a participant unless an application regarding such joint enterprise or arrangement has been filed with the Commission and has been granted by an order. In passing upon such application, the Commission shall consider whether the participation of such registered investment company in such joint enterprise or joint arrangement on the basis proposed is consistent with the provisions, policies, and purposes of the Act and the extent to which such participation is on a basis different from or less advantageous than that of other participants.

The application states that Edie, through its receipt of shares of Growth in exchange for shares of Institutional pursuant to the proposed merger, might be deemed to be a participant in a joint enterprise with Growth and Institutional, and thus, subject to the provisions of Section 17(d) of the Act and Rule 17d–1 thereunder.

Applicants assert that the proposed merger is consistent with the provisions, policies and purposes of the Act. Applicants further assert that the participation of Edie, as a shareholder of Institutional, in the proposed merger will be on the same basis, i.e., net asset value, as all other shareholders of Institutional. Edie will bear any expenses of printing and mailing proxy material which exceed the amount generally incurred in connection with regular annual stockholder meetings.

NOTICE IS FURTHER GIVEN that any interested person may, not later than August 25, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing





thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the Applicants at the address stated above. Proof of such service (by affidavit or, in the case of an attorney at law, by certificate) shall be filed contemporaneously with the request. As provided by Rule O–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20886 Filed 8–8–75;8:45 am]

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[File No. 500–1]

## EQUITY FUNDING CORPORATION OF AMERICA

### Suspension of Trading

AUGUST 4, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants to purchase the stock, 9½% debentures due 1990, 5½% convertible subordinated debentures due 1991, and all other securities of Equity Funding Corporation of America being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 5, 1975 through August 14, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20887 Filed 8–8–75;8:45 am]

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[File No. 500–1]

## INDUSTRIES INTERNATIONAL, INC.

### Suspension of Trading

AUGUST 4, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Industries International, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 5, 1975 through August 14, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20888 Filed 8–8–75;8:45 am]

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[Rel. No. 19116; 70–5716]

## MONONGAHELA POWER CO.

### Proposed Sale of Utility Assets Between Holding Company Systems and Between Subsidiary Companies of One Holding Company

AUGUST 4, 1975.

Notice is hereby given, That Ohio Power Company ("Ohio Power") and Wheeling Electric Company ("Wheeling"), electric utility subsidiary companies of American Electric Power Company, Inc. ("AEP"), a registered holding company, and Monongahela Power Company ("Monongahela") and West Penn Power Company ("West Penn"), electric utility subsidiary companies of Allegheny Power System Inc. ("APS"), a registered holding company, have filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 9, 10 and 12(d) of the Act and rule 44 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transactions.

The proposed transactions generally involve the exchange by purchase and sale of certain facilities among the applicants-declarants. It is stated that the transactions are proposed in order to equalize ownership of and responsibilities for interconnection facilities between the parties. It is specifically proposed that the following transactions occur on September 1, 1975 (the "closing date").

Monongahela owns a substation near Weirton, West Virginia ("Weirton substation") which contains some equipment owned by Ohio. It is proposed that Ohio sell Monongahela this equipment for a price equal to the depreciated book value of the equipment on the closing date, which amount is estimated to be $135,000 as of that date. It is stated that this sale is proposed in order that Monongahela may subsequently upgrade the Weirton substation facilities.

It is also proposed that West Penn transfer and sell to Wheeling a portion of the Fort Martin-Kammer 500 KV line, located in West Virginia, for its depreciated book value as of the closing date. West Penn proposes to transfer such portion of this line as will equal the depreciated book value of the Weirton substation equipment sold by Ohio to Monongahela plus $35,933.

It is further proposed that Monongahela transfer and sell to West Penn a portion of the Wylie Ridge-Cabot 500 KV line located in West Virginia for its depreciated book value as of the closing date. Monongahela proposes to transfer such portion of this line as will equal the depreciated book value of the Weirton substation equipment sold by Ohio to Monongahela plus $35,933.

It is stated that the lines being sold and transferred will continue to be used for their present purpose after the consummation of the proposed transactions. The sales of the lines are proposed in order to equalize ownership of and responsibility for interconnection facilities between the AEP and APS systems. The amount of $35,933 is equal to expenditures previously made by APS in providing interconnection facilities on behalf of AEP.

It is stated that the West Virginia Public Service Commission has jurisdiction over various aspects of the proposed transactions and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transactions. Fees and expenses to be incurred in connection with the proposed transaction are estimated at $3,500, including legal fees not to exceed $1,500.

Notice is further given, That any interested person may, not later than August 27, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as it may be amended, may be granted and permitted to become effective as provided in rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–20892 Filed 8–8–75;8:45 am]

[Rel. No. 19110, 70-5709]

## JERSEY CENTRAL POWER & LIGHT CO. ET AL.

### Proposed Transfers of Property Interests in Seven Proposed Sites

AUGUST 1, 1975.

Notice is hereby given, That Jersey Central Power & Light Company ("Jersey Central"), Metropolitan Edison Company ("Met Ed"), and Pennsylvania Electric Company ("Penelec"), electric utility subsidiary companies of General Public Utilities Corporation ("GPU"), a registered holding company, have filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 9(a), 10, 12(d) and 12(f) of the Act and Rule 43 thereunder as applicable to the proposed transaction. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transaction.

Jersey Central, Met Ed and Penelec propose to make the necessary transfer of property interests and to adjust their respective present contractual obligations in order to provide for the ownership, as tenants-in-common, in varying percentage interests of an aggregate of seven proposed sites to be used for generation and related purposes ("Projects"). The respective interests in such sites to be used for generation and related purposes are based on the respective long term load and capacity forecasts of each of the companies and are designed to provide each company with ownership of generation capacity in amounts and types appropriately related to its forecast peak load. Based on expenditures to March 31, 1975, this will result in net payments and receipts by the companies as follows:

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| Net Payments by Jersey Central | $7,871,543 |
| Net Payments by Penelec | 539,098 |
| Net Receipts by Met Ed | 8,410,641 |

The companies will require certificates of public convenience from the Pennsylvania Public Utility Commission for the limited service rights incident to their interests in the various projects. It is stated that the transfers and related transactions will occur as the necessary regulatory authorizations and releases are obtained. It is expected that all the transfers and payments will be effected not later than December 31, 1976, or earlier if feasible. The payments and receipts tabulated above will be adjusted to reflect expenditures incurred (including allowance for funds used during construction) until the actual transfers occur. Each such transfer and purchase will be made at the transferor's cost to the date of transfer. The application-declaration lists the respective Projects, the respective proposed ownerships therein, the investments in such Projects as of March 31, 1975, and the amounts to be paid and received as of that date.

The transfers will embrace the proportionate interests in all items of property (including engineering studies, environmental studies, leases, contracts, permits, etc.) which are part of such Projects and will be subject to all liens and encumbrances (other than the lien of the transferor's first mortgage bond indenture) existing at the date of such transfers, and to the extent required by the transferor, reserve unto the transferor easements for transmission and distribution facilities. After the transfers, each of the companies will bear its proportionate share of the payments to be made in carrying the investment of the Projects and in prosecuting such Projects in accordance with the provisions of Memorandum of Agreements.

The fees, commissions, and expenses to be incurred by the companies in connection with the proposed transaction will be supplied by amendment. It is stated that no state commission, other than the Pennsylvania Public Utility Commission, as mentioned above and no federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given, That any interested person may, not later than August 28, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in rule 23 of the General rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.75-20889 Filed 8-8-75;8:45 am]

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[Release No. 19113, 70-5711]

## LOUISIANA POWER & LIGHT CO.

### Proposal To Issue and Sell First Bortgage Bonds at Competitive Bidding

AUGUST 4, 1975.

Notice is hereby given, That Louisiana Power & Light Company ("Louisiana"), an electric utility subsidiary of Middle South Utilities, Inc. ("Middle South"), a registered holding company, has filed an application and an amendment thereto with this Commission pursuant to Sections 6(a) and 7 of the Public Utility Holding Company Act of 1935 ("Act") and Rule 50 promulgated thereunder regarding the following proposed transaction. All interested persons are referred to the application, as amended, which is summarized below, for a complete statement of the proposed transaction.

Louisiana proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 promulgated under the Act, $50,000,000 principal amount of its first mortgage bonds, % Series having a term of not less than 5 nor more than 30 years. The interest rate on the bonds (which will be a multiple of ⅛ of 1%) and the price, exclusive of accrued interest, to be paid to Louisiana (which will be not less than 100% nor more than 102¾% of the principal amount thereof) will be determined by the competitive bidding. The bonds will be issued under Louisiana's Mortgage and Deed of Trust dated as of April 1, 1944, to The Chase Manhattan Bank of New York, Trustee, as heretofore supplemented and as to be further supplemented by a Twenty-second Supplemental Indenture to be dated as of September 1, 1975, which includes a prohibition, for a period of not more than five years, against refunding the bonds with the proceeds of funds borrowed at a lower effective interest cost.

Louisiana's Mortgage and Deed of Trust ("Indenture") as heretofore amended provides that in the computation of the "two times interest" coverage test for the issuance of additional bonds, the amount of the company's non-operating income (as defined) that may be taken into account shall not exceed 15% of the sum of net operating income plus non-operating income. This provision differs from the analogous provision of the Commission's Statement of Policy in respect of first mortgage bonds ("Policy Statement") adopted February 16, 1956 (HCAR No. 13105), which restricts the inclusion of non-operating income to an amount not exceeding 10% of operating income. Over recent years the Indenture provision has resulted in higher computed interest coverages than would have resulted from the provision prescribed by the Policy Statement.

As a first step toward conforming the Indenture provision with that of the Policy Statement, Louisiana's Twenty-second Supplemental Indenture to be dated as of September 1, 1975, will amend the Indenture provision so as to provide that, effective with the first series of bonds to be issued after December 31, 1975, the amount of includable non-operating income shall not exceed 14% of the sum of net operating income plus non-operating income. It is contemplated that said percentage will be successively reduced further in future supplemental indentures so that the Indenture provision (including, ultimately, the base to which the percentage shall apply) will finally conform in substance with the analogous provision of the Policy Statement.

Louisiana proposes to utilize the net proceeds from the issuance and sale of the proposed bonds to retire short-term debt outstanding and to finance its construction program (estimated at $140,500,000 for 1975). Fees and expenses incident to the proposed transaction are estimated at $152,000, including counsel fees of $48,000 and accounts' fees of $10,000. The fee of counsel for the successful bidders is estimated at $16,500 and is to be paid by the successful bidders. No State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given, That any interested person may, not later than August 28, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as amended or as it may be further amended, may be granted as provided in rule 23 of the General rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.75-20890 Filed 8-8-75;8:45 am]

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[Rel. No. 19111, 70-5712]

## MISSISSIPPI POWER CO.

### Proposal To Amend Articles of Incorporation and Solicit Proxies

AUGUST 1, 1975.

Notice is hereby given, That Mississippi Power Company ("Mississippi"), an electric utility subsidiary of The Southern Company, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(a) and 7 of the Act and Rule 62 promulgated thereunder as applicable to the proposed transactions. All interested parties are referred to said declaration, which is summarized below, for a complete statement of the proposed transactions.

Mississippi's Articles of Incorporation presently empower the Board of Directors to establish various series of preferred stock, and to fix and determine the relative rights and preferences, as to which there may be variations between different series. Mississippi proposes to authorize, by amendment to the Articles of Incorporation, the Board of Directors to fix and determine the sinking fund provisions, if any, for the redemption or purchase of shares of any series.

Mississippi further proposes that it be authorized by vote of the holders of its preferred stock to issue or assume, until July 1, 1982, securities representing unsecured debt having maturities of less than ten years in excess of 10% of capital, surplus and secured debt, provided that (a) the amount of securities representing unsecured debt having maturities of less than ten years outstanding on January 1, 1983, shall not exceed said 10% limitation, and (b) Mississippi's total indebtedness represented by unsecured securities shall at no time exceed 20% of capital, surplus and secured debt.

In furtherance of these proposals Mississippi proposes to solicit proxies from the holders of its outstanding stock in connection with the special meeting of shareholders to be called to take action upon the proposals. The fees and expenses to be incurred in connection with the proposed transactions are estimated at $28,000, including fee for solicitation of proxies of $10,000 and legal fee of $7,500. It is stated that no State commission or Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given, That any interested person may, not later than August 26, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from its rules under the Act as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.75-20891 Filed 8-8-75;8:45 am]

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[Release No. 34-11561; File No. S7-573]

## MUNICIPAL SECURITIES BROKERS AND DEALERS AND SPECIALISTS

### Application of Net Capital Requirements

*Introduction.* The Securities Acts Amendments of 1975 ("the 1975 Amendments") amended section 15(c)(3) of the Securities Exchange Act of 1934 ("the Act") by requiring the Commission to establish minimum financial responsibility requirements for all brokers and dealers. The 1975 Amendments also amended section 23(a)(1) of the Act to authorize the Commission to classify persons for purposes of implementing the provisions of the Act and prescribe greater, lesser or different requirements for different classes.

The Commission is of the view that it may continue to provide appropriate exemptions for brokers and dealers from the provisions of the net capital rule. However, the basic thrust of the legislation requires the establishment of minimum financial responsibility requirements for all brokers and dealers. The Commission has determined to solicit the views of interested persons on the question of the application of the recently adopted uniform net capital rule [1] to municipal securities brokers and dealers and on the question of appropriate net capital requirements to be applied to specialists.

*Municipal securities brokers and municipal securities dealers.* Prior to the enactment of the 1975 Amendments, municipal securities were included in the definition of exempted securities set forth in section 3(a)(12) of the Act and, therefore, brokers or dealers who effected transactions solely in municipal securities or other exempted securities were not subjected to rules adopted under section 15(c)(3) of the Act respecting financial responsibility and related practices. The 1975 Amendments modified section 3(a)(12) to provide that municipal securities would no longer be exempted securities for purposes of section 15 of the Act. Thus, as of December 1, 1975 (the effective date of the relevant provisions of the 1975 Amendments) municipal securities brokers and dealers other than banks will become subject to appropriate

[1] Securities Exchange Act Release No. 11497, June 26, 1975 [40 FR 29795].

financial responsibility requirements under section 15(c)(3).[1]

The Commission has determined to seek public comment from interested persons on any special problems which may be unique to such municipal securities brokers and dealers including those whose only customers may be professional securities dealers and banks. Comments are requested so that any problems which may exist may be appropriately resolved before all the provisions of the uniform net capital rule become effective.

*Specialists.* The net capital rule classifies specialists as a separate class of brokers and dealers and exempts them from its requirements. The separate classification is based on the fact that such specialists deal only with other brokers or dealers and have no public customers and, furthermore, conduct a business which is closely monitored and regulated by the exchanges. Nevertheless, the Commission does not believe that the exemption should be continued indefinitely.

The Commission is soliciting the views of all interested parties as to what types of capital requirements are appropriate for specialists as well as what minimum dollar capital requirements should be applied to all specialists. The alternative net capital concept would appear to be one approach which would be appropriate for specialists. The Commission has already solicited the views of the various self-regulatory organizations as to appropriate uniform financial responsibility requirements for specialists; copies of the views of such organizations are available for public inspection. (File S7-573).

Finally, it is the Commission's view that unique capital requirements appear to be appropriate for market makers, specialists and registered traders in options who do not deal with the public and who are not clearing members of the Options Clearing Corporation. Accordingly, specific comments are sought as to how the capital requirements applicable to such market makers, specialists and registered traders should be incorporated in minimum financial responsibility requirements for all brokers and dealers.

Interested persons are invited to submit their views to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, no later than August 31, 1975. Reference should be made to File No. S7-573. All comments received will be subject to public inspection.

[1] The terms "municipal securities dealer" and "municipal securities broker" are defined in sections 3(a)(30) and 3(a)(31) of the Act to include in general all persons engaged in buying and selling municipal securities for their account including banks. However, banks as defined in section 3(a)(6) of the Act continue to be excluded from the definitions of "broker" and "dealer" set forth in sections 3(a)(4) and 3(a)(5) of the Act and therefore are not subject to the provisions of section 15(c)(3) of the Act.

This advance notice of proposed rulemaking is issued under the authority of section 15(c)(3) of the Securities Exchange Act of 1934 (15 U.S.C. 78a) as amended by the Securities Acts Amendments of 1975 (Pub. L. 94-29).

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

JULY 30, 1975.

[FR Doc.75-20881 Filed 8-8-75;8:45 am]

[File No. 500-1]

## WESTGATE CALIFORNIA CORP.

### Suspension of Trading

AUGUST 4, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock (class A and B), the cumulative preferred stock (5% and 6%), the 6% subordinated debentures due 1979 and the 6½% convertible subordinated debentures due 1987, and all other securities of Westgate California Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 5, 1975 through August 14, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-20893 Filed 8-8-75;8:45 am]

## SMALL BUSINESS ADMINISTRATION

### FARGO DISTRICT ADVISORY COUNCIL

### Public Meeting

The Small Business Administration Fargo District Advisory Council will hold a public meeting at 9 a.m. (C.D.T.), Tuesday, August 26, 1975, in Room 319, Federal Building, Small Business Administration, 653 Second Avenue North, Fargo, North Dakota 58102, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information write E. Maine Schafer, at the above address, or call (701) 237-5131.

Dated: July 31, 1975.

ANTHONY S. STASIO,
*Chief Counsel for Advocacy,*
*Small Business Administration.*

[FR Doc.75-20814 Filed 8-8-75;8:45 am]

## OFFICE OF THE SPECIAL REPRESENTATIVE FOR TRADE NEGOTIATIONS

### UNFAIR TRADE PRACTICES

### Hearings

Notice of public hearings relating to a petition filed by Delta Steamship Lines, Inc. pursuant to Title III, Sec. 301 of the Trade Act of 1974, alleging certain unfair trade practices by the Government of Guatemala.

TIMETABLE

I. Hearings will be Tuesday, Sept. 16 and Wednesday, Sept. 17, 1975, beginning at 10 a.m. in Room 730, Office of the Special Representative for Trade Negotiations, 1800 G Street, N.W., Washington, D.C. 20506. Hearings may be held on additional days if necessary.

II. Requests to present oral testimony and accompanying briefs must be received on or before Monday, Sept. 8, 1975.

1. *Previous Public Notice.* In the FEDERAL REGISTER of July 10, 1975 (40 F.R. 29134) a petition received from Delta Steamship Lines, Inc. was published and views of interested parties were solicited pursuant to the requirements of subsections 301(d)(2) of the Trade Act of 1974.

2. *Subject Matter of Public hearings.* The terms of reference of the public hearings are set forth in the petition of Delta Steamship Lines, Inc., published in the FEDERAL REGISTER on July 10, 1975 (40 FR 29134). Delta Steamship Lines, Inc. alleges certain unfair trade practices by the Government of Guatemala which are condemned by Sec. 301 of Title III of the Trade Act of 1974.

3. *Submission of Briefs and Requests to Present Oral Testimony.* (a) Requests for oral testimony and submission of written briefs should conform to the rules of the TPSC set forth in 40 FR 18421, sec. 2003.2 and 2003.4.

(b) Requests to present oral testimony should be sent to the Secretary, Trade Policy Staff Committee, Office of the Special Representative for Trade Negotiations, Room 729, 1800 G St., N.W., Washington, D.C. 20506.

(c) Requests to present oral testimony must state briefly the interest of the applicant in the subject matter and the position to be taken by the applicant.

In addition, requests to present oral testimony should include the following information:

The name, address, telephone number, and official position (if applicable) of the party submitting the request.

The subject or subjects to be dealt with in the proposed testimony, listed individually and described with sufficient particularity to identify the law, regulation, or practices to be discussed and the country or countries involved.

The name, address, and telephone number of the person (or persons) who will present oral testimony.

The amount of time requested for the presentation of oral testimony and the reasons therefore.

Each person scheduled to appear will be notified of the date and the amount of time allotted for his presentation. If such time is inconvenient to the person requesting appearance, the Office of the Special Representative for Trade Negotiations will consider rescheduling that person. The Office of the Special Representative for Trade Negotiations reserves the right to restrict the time allotted for oral presentation and to deny requests when it determines that the proposed testimony is not relevant to the hearings.

(d) Briefs not related to requests to present oral testimony may be submitted at any time, but should be submitted prior to Sept. 17 in order to receive adequate consideration. This date supercedes the date of Aug. 15 noted in 40 FR 29135 (July 10, 1975). Every written brief must present in nonconfidential form a statement of the party's position and supporting arguments sufficient to inform any other party of the arguments he must meet in order to oppose the position taken in the brief.

(e) Briefs should be submitted in 20 copies.

4. *Suggestions on the Preparation of Written Briefs and Oral Testimony.* While there are no formal regulations on the format or content of the material submitted (other than those mentioned in paragraph 3 of this Notice), it is suggested that those preparing testimony or briefs for submission include the following points in their submission:

(a) An introductory summary statement indicating the interest of the witness or person on whose behalf the brief is submitted.

(b) Where applicable, a description of the U.S. or foreign law, regulation, or should be appended to the brief. If this Whenever possible, copies of laws or regulations which are under discussion should be appended to the brief. If this is not possible, the laws and regulations should be identified with the greatest possible particularity, such as by appropriate citations.

(c) Identification of any foreign country or countries the laws or practices of which are discussed in the brief.

(d) A description of how the foreign practice affects the interest of the witness.

While the full presentation of oral testimony is welcomed, it is preferable that such testimony not duplicate material submitted in writing, since both will be reviewed. Instead, oral presentations should emphasize the salient points of the briefs submitted, expand upon their contents when necessary, cover any developments since the briefs were submitted, and emphasize materials not easily susceptible to explanation in writing. Witnesses should be prepared to answer questions.

5. *Rebuttal Briefs.* In order to assure parties the opportunity to contest the information provided by other interested parties, rebuttal briefs may be filed by any party within 15 days after the close of the hearings. Rebuttal briefs must conform, in form and number (except that the requirement that briefs be submitted in 20 copies is hereby waived) to the provisions of this notice applicable to written briefs. Rebuttal briefs should be limited to demonstrating errors of fact or analysis not pointed out in the briefs or hearings, and should be as concise as possible.

6. *Information Exempt from Public Inspection.* Parties are referred to Sec. 2003.6 of the TPSC regulations, published in the FEDERAL REGISTER of April 28, 1975 (40 FR 18419). Those rules concerning information labelled "Business Confidential" which is exempt from public inspection, apply to information received pursuant to this notice.

Oral testimony should contain no confidential information. Any business confidential information should be attached to briefs and be easily separable. If it is determined that the information supplied cannot be accorded confidential treatment, that material will be returned to the Addressee.

7. *Public Inspection of Written Materials.* All nonconfidential written materials filed with the STR in connection with these hearings will be open to public inspection, by appointment, at the Office of the Trade Policy Staff Committee, Room 729, 1800 G Street, N.W., Washington, D.C. 20506.

8. *Transcripts of the Hearings.* All oral testimony presented at the hearing will be recorded and transcribed. Persons giving testimony may correct errors of form or expression in their testimony, but may not change substance. All corrections must be approved by the Secretary of the TPSC. The cost of making such corrections will be the responsibility of the person requesting the corrections.

Transcripts of the hearings will be available for inspection or purchase.

9. *Attendance at the Hearings.* The hearings will be open to the public. Heavy or disruptive equipment, such as television equipment, will not be admitted to the hearings without the permission of the Chairman.

10. *Communications.* All communications with regard to these hearings should be addressed to: Secretary, Trade Policy Staff Committee, Office of the Special Representative for Trade Negotiations, 1800 G Street, N.W., Room 729, Washington, D.C. 20506. The telephone number of the Secretary of the Committee is (202) 395-3395.

CLAYTON YEUTTER,
*Deputy Special Representative*
*for Trade Negotiations.*

[FR Doc.75-21071 Filed 8-8-75;8:45 am]

## SECTION 301 OF THE TRADE ACT OF 1974

### Complaint

On July 17, 1975 the Special Representative for Trade Negotiations received from the United Egg Producers a petition alleging unfair trade practices by Canada against United States commerce in commercial eggs and requesting relief under section 301 of the Trade Act of 1974 (P.L. 93-618; 88 Stat. 1978). On July 21, 1975 the Special Representative received from the American Farm Bureau Federation a petition also alleging unfair trade practices by Canada against United States commerce in commercial eggs and requesting relief under section 301. The texts of the petitions are as follows:

UNITED EGG PRODUCERS,
*Washington, D.C., July 17, 1975.*

The Honorable CLAYTON YEUTTER,
*Deputy Special Representative, Office of the Special Representative for Trade Negotiations, 1800 G St. NW., Washington, D.C. 20506*

DEAR MR. YEUTTER: In compliance with Section 2003.2(e), Rules and Regulations of the Office of the Special Representative for Trade Negotiations, I am enclosing the brief of United Egg Producers on the subject of the Canadian Import Controls on U.S. Commercial Eggs. Previous communications with your office have signalled the problem and have recommended action by the President under Section 301 of the Trade Act of 1975. The enclosed brief outlines in more detail the Canadian quota plan, its history, previous problems, and our recommendations for response by the U.S. government.

At this time, United Egg Producers is not requesting a public hearing as provided in Section 2003.3, but reserves the right to make such a request at a later date as provided in Subsection (a) of Section 2003.3. We are hopeful that the existing problems will be resolved without the necessity of such hearing. Thanking you for your continued concern in behalf of the egg industry, I am

Sincerely,

JAMES F. FLEMING,
*Vice President, Governmental Relations.*

BRIEF ON CANADIAN IMPORT CONTROLS ON U.S. COMMERCIAL EGGS

On July 4, 1975 the Canadian Minister of Agriculture, Eugene Whelan, announced the imposition of import controls on commercial shell eggs (chicken eggs in the shell) and further processed egg products from the United States. The action took effect at midnight on July 4, effectively closing the border to further U.S. egg imports until a system of import licensing was established and entry permits issued. The licensing system was announced on Monday, July 7, and the first permits were issued shortly thereafter.

Under the import plan, U.S. egg marketers are allocated 0.36 percent (thirty-six one hundredth of one percent) of the annual Canadian commercial market for shell eggs. The formula is derived from five-year Canadian egg production figures which averaged, according to the Canadian government, 475 million dozen eggs annually between 1969-1973. Therefore, the U.S. annual quota for shell eggs wil be approximately 54,000 cases (30-dozen per case). For the balance of 1975, some 36,000 cases will be allowed. Monthly quotas will be announced by the Canadian government based on the historical marketing patterns for eggs during the five-year base period. The monthly quota for July was announced at 3,750 cases—less 500 cases which was the average for the first four days of July.

For processed eggs, the Canadians have established a quota system based on case equivalents. Dried eggs allowed into the country will be equivalent to 84,360 cases of shell eggs, and frozen eggs will be allowed equal to 57,060 cases of shell eggs. These annual quotas will be divided

equally into four quarterly quotas, the Canadian government has said.

Unfilled quotas can not be carried over into a new quota period. Shipments must not exceed the allocated permit for such shipment.

The border restrictions are for an indefinite period. Future quotas will be adjusted according to the historical marketing pattern and the demand for shell eggs in Canada. The formula of 0.36 percent (thirty-six one hundredths of one percent) of the Canadian commercial shell egg market can also be adjusted to the prevailing supply and demand factors of that country.

### Background

For several years, Canadian egg producers have attempted production controls based on historical demand formulas within the individual provinces. Simply, egg producers within the provinces elected to organize egg boards to administer a system of production quotas deemed necessary to keep the supply of eggs in compliance with consumer demand at a profit to producers. The boards set quotas for each egg producer owning 500 or more laying hens, established the minimum price egg processors must pay producers for their quota eggs, and assess producers an amount sufficient to administer the control program. The assessments are used both to finance the board's operations and to purchase eggs from packers that are not needed in the marketplace during any given time period. The "removed" eggs, and the over-quota eggs are pooled by the boards and sold somewhere outside the normal commercial marketing channels of that province. This is done in order to maintain the established price.

The program began with separate government authorized, producer-operated provincial egg marketing boards. Following several inter-provincial disputes, the national government authorized a federation of the provincial boards into a single, national egg board known as the Canadian Egg Marketing Agency (C.E.M.A.). This agency was charged with the responsibility of managing the national supply of eggs to meet the national demand at a price which would return a profit to egg producers.

Under the national plan, provincial boards manage local egg production and marketing. Surpluses of both quota and over-quota eggs are removed by the provincial boards and transferred to C.E.M.A. A portion of the assessments levied against each egg producer is paid to C.E.M.A. for its administration and for the removal of surplus eggs. C.E.M.A. attempts to remove all the surplus eggs from the provinces without disrupting the provincial marketing programs. The surpluses were exported, processed into egg products, and donated to world food organizations through the Canadian government.

In 1974, several million eggs spoiled in storage in Canada under the C.E.M.A. administration, the agency incurred an indebtedness of several million dollars, and all the individual provincial egg marketing boards withdrew from affiliation with C.E.M.A. During 1974, United Egg Producers charged C.E.M.A. was dumping eggs in the U.S. in violation of the Anti-Dumping Act of 1921. From April, 1974 until September, 1974, the Canadians imposed import restrictions on U.S. shell eggs. During that time the surplus produced was overwhelming. In the Fall of 1974, the individual egg boards again assumed the provincial marketing of eggs for their producers, but in the Spring of 1975, these boards again were unable to control domestic egg supplies within a profitable price structure. One of their problems was the close proximity of U.S. egg production. Whenever Canadian prices rose to a point to attract U.S. eggs, the U.S. producers readily responded. This trade continued during the same time provincial egg marketing boards were removing eggs from their market in order to support the artificially high market prices which the boards had set.

In March of 1975, Minister Whelan promised egg producers that he would close the border to U.S. eggs if Canadian egg producers would adjust their production to meet the domestic needs. A national laying flock size of 19.9 million hens was adopted as the target figure. In May, Canadian egg producers petitioned the Agriculture Minister to impose border restrictions. At that time the Canadian Department of Agriculture was reporting a flock size in excess of 24 million layers. Later the egg producers presented the Minister with an ultimatum—either impose border controls by June 10 or they would dissolve C.E.M.A.

On June 10, Minister Whelan announced he was sending a delegation to Washington, D.C., to outline to U.S. officials his plan for restricting U.S. egg imports. The meeting was held at the U.S. State Department on Wednesday, June 11, with representatives of the State Department, U.S. Department of Agriculture, and a representative from the Office of the Special Representative for Trade Negotations. According to reports from that meeting, the Canadian spokesmen made it clear their purpose was to advise the U.S. officials of their plans and not to negotiate the terms. They told U.S. officials the plan would be officially announced on June 12.

Because of internal problems with the formal adoption of the national egg marketing plan—which each provincial egg board was required to endorse—the implementation of the plan did not come about until July 4. As far as we can determine, the announcement was made without preliminary notice to any U.S. government agency.

### Canada Claims GATT Authorization

Minister Whelan claims the Canadian action is authorized by the General Agreement on Tariffs and Trade (GATT). He cites provisions of GATT which states that a government may impose import controls on products of another country which are imported in competition with domestic products which are under a government-administered domestic supply control program. Minister Whelan further states that the U.S. would be in violation of GATT if it retaliated by cutting imports.

### Canadian Claim Challenged

In the opinion of United Egg Producers, the Canadian program does not conform to the provisions of GATT, primarily because the current national plan does not balance the supply of eggs with demand within the country. Additionally, we do not believe the official agreement between C.E.M.A. and the provincial egg marketing boards is legally binding upon the provinces or the egg producers within the provinces. Statistical reports from the Canadian Department of Agriculture indicates the laying flock in the nation is approximately five million hens over the national quota, and there are approximately 68 egg producers in Quebec Province who own approximately 1.8 million layers that are not included in the national plan.

U.S. egg producers offer Canadian export statistics as evidence that the supply control program in Canada does not match supply with demand. According to the Poultry Market Report of the Canadian Department of Agriculture, through the week of July 5, 1975 some 136,862 cases of commercial shell eggs had been exported from Canada into the United States. These figures indicate that almost 10,000 cases of this number entered the U.S. from June 1 to July 7.

U.S. egg producers contend that if the Canadians have a true domestic supply program in effect, there would be no surplus eggs to export to the United States, or any other foreign country.

### Egg Producers' Recommendation

United Egg Producers has a long-standing policy advocating free international trade (see testimony before U.S. International Trade Commission of March 7, 1975 and before Trade Policy Staff, Office of the Special Representative for Trade Negotiations, June 6, 1975). Similarly, our policy advocates strong U.S. action to maintain free trade and failing in that effort, to impose similar or equal economic sanctions against any country which practices trade restrictions. We strongly believe the U.S. should not permit one-way international trade or unfair international trade policies which affect U.S. products.

Therefore, we recommend the following U.S. government response to the arbitrary Canadian egg import controls:

(1) A strong U.S. statement to the Canadian government requesting restoration of free trade in eggs between the U.S. and Canada;

(2) A petition to GATT requesting an immediate investigation of the Canadian restrictions on U.S. eggs; and

(3) Imposition of quotas on Canadian eggs equal to quotas allocated U.S. egg producers until such time as free trade is restored.

The reasons for this position is simply to exert the U.S. government's position of strength in international trade in support of free trade and to stand strong against the imposition of selective embargoes against any U.S. products. Already the Canadian government practices border controls on beef, turkeys, petroleum, and, now, eggs. Press reports indicate plans are already being made to restrict U.S. sales of fresh and frozen poultry. One by one—unless some counter-measures are taken by the U.S. government—Canada will shut off trade with the U.S. at anytime it is to its advantage while taking advantage of the U.S. market for their products.

Since we do not believe the Canadian plan meets the criteria of GATT, we believe the U.S. could win this international trade question by actively pursuing the matter before GATT. Such an investigation could take months, so we also recommend the imposition of import quotas on Canadian eggs until the question is resolved. The imposition of similar controls on Canadian egg imports should serve as a protection to U.S. egg markets and have no adverse effect on Canadian egg producers since C.E.M.A. is not supposed to have any surplus eggs to ship to the U.S. or any other foreign country. On what basis could the Canadians claim the U.S. violated GATT by such a step, when, if they themselves have not violated GATT, they should have no surplus eggs to export?

### Conclusion

The question raised by the imposition of import controls on U.S. eggs is not a major economic question in terms of volumes of shell eggs in international trade. It is significant to U.S. egg producers only in terms of possible effect. For instance, the reaction of the Chicago Shell Egg Futures on Monday, July 7, to the Canadian control was an immediate decline in egg futures down 60 points in spot July to 155 points lower in October.

The importation of commercial shell eggs at any given time could have an adverse effect on the U.S. egg market. Depending on the strength of the market at the time, the importation of a single truckload could cause the market to drop 1¢ or cause the market to remain at the current level when it should have risen by a half-cent or one cent. The inelasticity ratio is said to be 1:7—one percent change in supply causes a seven percent change in price. Economists estimate a 1¢ rise in the egg market means approximately $1.2 million per week to U.S. egg producers. Once the price rise is lost, there is no way to determine if it is ever recovered.

In 1974, U.E.P. estimated the Canadian egg marketing practices had cost U.S. egg producers approximately $45.6 million. Depending on several economic variables, U.S. egg producers could lose this much, or even more, in 1975 if C.E.M.A. employs export sales practices such as those of last year.

In volume figures alone, it is evident the Canadian egg producers have shipped more eggs to the U.S. than has gone to Canada. In 1974, U.S. shipments of commercial shell eggs to Canada amounted to 194,409 cases, while imports from Canada amounted to 436,514 cases. These figures are from the Canadian Poultry Market Report and includes only graded, commercial shell eggs.

Obviously, from the import-export figures cited above, the Canadian egg producers have more to gain in a free international market than does the U.S. egg producer. Obviously, U.S. producers are at a serious disadvantage when artificial import controls prevent free international trade. Part of the difference involved in the 1974 figures resulted from the imposition of import quotas on U.S. eggs between April and September, 1974 by the Canadian government.

American Farm Bureau Federation,
*Park Ridge, Ill., July 21, 1975.*

Hon. Frederick B. Dent,
*Special Representative for Trade Negotiations, 1800 G St., Washington, D.C. 20506*

Dear Mr. Dent: The Canadian government has imposed quota restrictions on U.S. shell and processed eggs, which became effective at midnight on July 4. U.S. egg producers will be allocated 0.36 percent of the Canadian domestic market, based on 1969–73 Canadian production, or approximately 54,000 cases of shell eggs in a 12-month period. In 1974, Canada's inspected imports of shell eggs from the United States (excluding eggs for hatching) totaled 195,759 cases.

We consider this action totally unjustified and contrary to the concept of mutually advantageous freer trade which both nations profess to support.

Therefore, we request that you further investigate this matter and that the President exercise his authority under Title III, Section 301, of the Trade Act of 1974, to bring about the elimination of this unreasonable trade restriction.

We specifically request that serious consideration be given to the imposition of counter-quotas on Canadian eggs shipped to the U.S. for as long as Canada restricts the importation of U.S. eggs.

Sincerely,

William J. Kuhfuss,
*President.*

The petitioners have not requested a hearing on this complaint.

Interested parties are invited to present their views on this matter to the Secretary, Trade Policy Staff Committee, Office of the Special Representative for Trade Negotiations, Room 729, 1800 G Street NW., Washington, D.C. 20506. It is requested that such views be submitted by September 22, 1975.

Morton Pomeranz,
*Chairman, Section 301 Committee, Office of the Special Representative for Trade Negotiations.*

[FR Doc.75-21072 Filed 8-8-75;8:45 am]

## LEGAL SERVICES CORPORATION

### BY-LAWS

### Notice of Establishment

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355, 88 Stat. 378, 42 U.S.C. 2996–2996*l*, §§ 2971e, 2996b note ("the Act"). Pursuant to Section 1008(e) of the Act, the Corporation herewith publishes the proposed By-laws of the Legal Services Corporation.

Public comment will be received by the Corporation at its temporary office, Room 413, 1725 K Street, N.W., Washington, D.C. 20006, on or before September 10, 1975. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen at the above offices during business hours, Monday through Friday.

The Board of Directors of the Legal Services Corporation at its meeting of August 5, 1975, adopted the following By-laws as temporary By-laws for the Corporation, with the exception of sections 4.08 and 5.02(c). Sections 4.08 and 5.02(c) are published together with alternative language for those sections. Final By-laws will be issued by the Corporation after the Board of Directors has reviewed and considered public comment received pursuant to this notice.

By-Laws of Legal Services Corporation

Appendix—By-Laws of Legal Services Corporation

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ARTICLE I—NATURE, POWERS, AND DUTIES OF THE CORPORATION

Section 1.01. *Nature of the Corporation.* Legal Services Corporation (the "Corporation") is the corporation established by Section 1003 of the Legal Services Corporation Act, 42 U.S.C. 2996–2996*l* (the "Act"), which was added to the Economic Opportunity Act of 1964 as Title X thereof by an Act of Congress cited as the Legal Services Corporation Act of 1974, Public Law 93–355, approved July 25, 1974, 88 Stat. 378. The Act establishes the Corporation in the District of Columbia as a private nonmembership, nonprofit corporation for the purpose of providing financial support for legal assistance in noncriminal proceedings or matters to persons financially unable to afford legal assistance. Except as may be otherwise provided in the Act, the Corporation is not considered a department, agency, or instrumentality of the United States Government.

SEC. 1.02. *Powers and Duties.* The powers and duties of the Corporation are as set forth in the Act. The powers of the Corporation include, to the extent consistent with the Act, the powers conferred upon a nonprofit corporation by the District of Columbia Nonprofit Corporation Act, D.C. Code Title 29, Chapter 10, other than the power to cease corporate activities.

ARTICLE II—OFFICES AND AGENTS

SEC. 2.01. *Principal Office.* The Corporation shall maintain its principal office in the District of Columbia.

SEC. 2.02. *Agent.* The Corporation shall maintain in the District of Columbia a designated agent to accept service of process for the Corporation.

SEC. 2.03. *Other Offices and Agents.* The Corporation may also have offices and agents at such other places, either within or without the District of Columbia, as the business of the Corporation may require.

ARTICLE III—BOARD OF DIRECTORS

SEC. 3.01. *General Powers.* The property, affairs, and business of the Corporation shall be under the direction of the Board of Directors (the "Board"), subject to the provisions of the Act.

SEC. 3.02. *Number, Terms of Office, and Qualifications.*

(a) The Board shall consist of eleven voting members and the President of the Corporation ex officio. The voting members shall be appointed by the President of the United States by and with the advice and consent of the Senate. No more than six of the voting members shall be of the same political party. A majority of the voting members shall be members of the bar of the highest court of a state. None of the voting members shall be a full-time employee of the United States.

(b) The term of office of each voting member of the Board shall be three years, except that five of the members first appointed have been designated by the President of the United States to serve for a term of two years. Each member of the Board shall continue to serve until his successor is elected and qualified. The term of the initial members of the Board shall be computed from July 14, 1975, the date of the first meeting of the Board. The term of each member of the Board other than the initial members shall be computed from the date of termination of the preceding term. Any member of the Board appointed to fill a vacancy occurring prior to the expiration of the term for which such member's predecessor was appointed shall be appointed for the remainder of such term. No member of the Board shall be reappointed to more than two consecutive terms immediately following such member's initial term.

(c) All references in these By-laws to the members of the Board or to the Directors shall mean the voting members appointed by the President of the United States.

SEC. 3.03. *The Chairman of the Board.* The initial Chairman of the Board, during the period July 14, 1975 to July 13, 1978, shall be the member of the Board initially designated as Chairman by the President of the United States or, if he should resign or otherwise vacate office, the member subsequently so designated by the President of the United States. Thereafter, annually or at such other time as there may be a vacancy in this office, the Board shall elect a Chairman of the Board from among its voting members who shall serve in such capacity until his successor has been duly elected and qualified, or until he shall resign or otherwise vacate his office or his Board membership. The Chairman of the Board shall preside at all meetings of the Board, shall carry out all other functions required of him by the Act and these by-laws, and shall perform such other duties as from time to time may be assigned to him by the members of the Board.

SEC. 3.04. *Qualification.* A person shall be deemed to have qualified as a Director, or as the Chairman of the Board, when upon his appointment or selection, as the case may be, he has affirmed or executed a statement, in a form provided by the Board, faithfully to discharge his duties.

SEC. 3.05. *Outside Interests of Directors.*

(a) No member of the Board may participate in any decision, action, or recommendation with respect to any matter which directly benefits such member or pertains specifically to any firm or organization with which such member is then associated or has been associated within a period of two years. For the purposes of this Section, (1) a member of the Board shall be deemed "associated" with a firm or organization if he (A) is serving or has served within the past two years as a director, officer, trustee, employee, or partner thereof, (B) is negotiating or has any arrangement concerning prospective employment therewith, or (C) has or has had within the past two years any financial or ownership interest therein; (2) the President of the Corporation shall be deemed a member of the Board; (3) the term "member of the Board" includes a member of the immediate family of a member of the Board; and (4) the term "member of the immediate family" of a member of the Board means a spouse, child, parent, brother, or sister of such member of the Board, or a spouse or relative of any of the foregoing who has the same home as such member of the Board. If a Director knowingly violates this subsection in connection with any transaction, the validity of the transaction shall not be affected by the violation, but if the transaction was unfair to the Corporation at the time it was entered into, the Director may be liable to the Corporation for any damages resulting from such unfairness.

(b) Pursuant to procedures to be established by the Board from time to time, each member of the Board, upon assuming office and at least annually thereafter, shall file with the Secretary a statement identifying any firm or organization with which he is then or has been within the past two years associated (as hereinabove defined) and the nature of the association. In the event the association is a result of a financial interest, that fact shall be reflected in the statement, but the member need not reveal the degree of financial interest. Such statements shall be available for public inspection.

SEC. 3.06. *Removal.*

(a) A Director may be removed, by a vote of seven members at a meeting of the Board, for persistent neglect of or inability to discharge duties, for malfeasance in office, or for offenses involving moral turpitude, and for no other cause.

(b) When a Director has been absent from three consecutive meetings of the Board or from one-half of the meetings held during a two-year period, the Secretary shall notify him in writing that the agenda for the next meeting of the Board shall include the question whether he should be removed for persistent neglect of or inability to discharge duties.

(c) The Board shall consider whether a Director shall be removed for malfeasance in office or for offenses involving moral turpitude when five or more Directors have stated in writing that they believe there is reasonable cause for such action, giving specific allegations in support of such belief.

(d) A Director may not be removed unless (1) notice of the basis of removal has been given to such Director at least thirty days before a vote is taken concerning his removal and (2) the Director has been afforded the opportunity to contest his removal by making written submissions to the other members of the Board and by appearing in person, with or without counsel present, at the meeting at which the vote concerning removal is taken.

SEC. 3.07. *Resignation.* A Director may resign at any time by giving written notice of his resignation to the President of the United States and to the President of the Corporation. Notice of a resignation shall be posted at the offices of the Corporation in an area to which the general public has access. A resignation shall take effect at the time received unless another time is specified therein. The acceptance of a resignation shall not be necessary to make it effective.

SEC. 3.08. *Compensation.* Directors shall be entitled to receive, at appropriate rates prescribed from time to time by the Board, not in excess of the rates established for consultants to the Federal Government, per diem compensation for their services as members of the Board or of any committee thereof and reimbursement for travel, subsistence, and other expenses necessarily incurred in connection therewith. A Director shall not serve the Corporation in any other capacity or receive compensation for such services, except as authorized by the Board.

ARTICLE IV—MEETINGS OF DIRECTORS

SEC. 4.01. *Regular Meetings.*

(a) Regular meetings of the Board shall be held at least four times a year, on the first Friday of March, June, October, and December if not a legal holiday or, if a legal holiday, then on the next business day following, at 10:00 a.m., or at such other date and time as shall be determined by a majority of the members of the Board. Such regular meetings shall be held in the District of Columbia unless a majority of the members of the Board otherwise determine. Notice of the place of a regular meeting shall be mailed to each Director at least ten days before the date of the meeting or shall be telegraphed or delivered at least five days before such date.

(b) In the event a majority of the members of the Board agree to postpone a regular meeting, notice of such postponement shall be mailed to each Director at least five days before the scheduled date for such meeting or shall be telegraphed or delivered at least three days before such scheduled date. In the event a majority of the members of the Board agree to reschedule a regular meeting to a date in advance of the scheduled date for such meeting, notice of such rescheduling shall be mailed to each Director at least twenty-one days before the rescheduled date for such meeting or shall be telegraphed or delivered at least fifteen days before such rescheduled date. Every such notice shall specify the place, day, and hour of the rescheduled meeting.

SEC. 4.02. *Special Meetings.* Special meetings of the Board may be called by the Chairman of the Board or shall be called upon receipt by him of a written request from five or more members of the Board or from the President of the Corporation and four or more members of the Board. Notice of any such meeting shall be mailed to each Director at least seven days before the date on which the meeting is to be held or shall be telegraphed or delivered at least three days before such date. Every such notice shall specify the place, day, and hour of the meeting.

SEC. 4.03. *Notice and Waiver of Notice.*

(a) Notice of a meeting of the Board when mailed shall be deemed given when deposited in the United States mail, postage paid, addressed to the Director at his address appearing on the books of the Corporation or supplied by him for the purpose of notice. Notice may be delivered at such addresses to a person having apparent authority to accept delivery for such Director. Notice by telegraph shall be sent, charges prepaid, to such address. The term "telegraph" as used in these By-laws includes any means of record communication.

(b) A waiver of notice of a meeting in writing signed by the Director entitled to such notice, whether before or after the time of such meeting, shall be deemed equivalent to the giving of such notice. Attendance of a Director at any meeting shall constitute a waiver by him of notice of such meeting except where he attends for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

SEC. 4.04. *Agenda.* For each regular and special meeting, the Chairman of the Board or the President of the Corporation shall cause to be prepared an agenda of matters to be discussed at the meeting and shall make reasonable effort to mail the agenda to all Directors as far in advance of the meeting as practicable. When feasible, the agenda shall be posted at the offices of the Corporation, in an area to which the public has access, at least three days before the date on which the meeting is to be held. Any matters appearing on the agenda which the Chairman of the Board or the President of the Corporation believes should be discussed in an executive session in accordance with Section 4.08 shall be so noted. Matters not appearing on the agenda may also be discussed and acted upon at the meeting, but the Chairman of the Board or the President of the Corporation shall endeavor to include as many matters on the agenda as can be reasonably anticipated.

SEC. 4.05. *General Notice.* Promptly upon the giving of notice to the Directors of any meeting of the Board, such notice shall be filed for publication in the Federal Register. Reasonable effort shall be made to communicate such notice, at least three days before the meeting, to the chairman of each state advisory council appointed pursuant to Section 1004(f) of the Act and to every recipient as defined in Section 1002(6) of the Act. Failure to provide general notice in accordance with this Section shall not affect the validity of Board action at such meeting.

SEC. 4.06. *Organization of Directors Meetings.* At each meeting of the Board, the Chairman of the Board or, in his absence, a temporary chairman chosen by a majority of the members of the Board present shall preside. The Secretary of the Corporation shall act as secretary at all meetings of the Board. In the absence from any such meeting of the Secretary, the Chairman of the Board shall appoint a person to act as secretary of the meeting.

SEC. 4.07. *Quorum, Manner of Acting, and Adjournment.*

(a) At each meeting of the Board, the presence of a majority of the Directors shall be necessary to constitute a quorum for the transaction of business. Except as otherwise specifically provided by law or these By-laws, the vote of a majority of the Directors present at the time of the vote, provided that a quorum is present at such time, shall be the act of the Board. If a quorum is present when a meeting is convened at which an action is subsequently voted upon, the action shall be the valid action of the Board unless a Director suggests the absence of a quorum and there is, in fact, no quorum then present. A Director who is present at a meeting of the Board but is required to abstain from participation in the vote upon any matter, whether he remains in the meeting or withdraws therefrom during the vote, may be counted for purposes of determining whether or not a quorum is present and, if a quorum is present, the vote of a majority of the Directors who are eligible to vote with respect to such matter shall be the act of the Board.

(b) A majority of the Directors present at a duly convened meeting, whether or not they shall comprise a quorum, may temporarily adjourn the meeting. Whenever a meeting is temporarily adjourned to a date not more than five business days following such adjournment, it shall not be necessary to give any notice of the adjourned meeting or of the business to be transacted thereat otherwise than by an announcement at the meeting at which such adjournment is taken.

(c) Each Director shall be entitled to one vote. Voting rights of Directors may not be exercised by proxy.

SEC. 4.08. *Public Meetings; Executive Sessions.*

All meetings of the Board shall be open to the public unless two-thirds of the Directors present determine that part or all of the meeting shall be in executive session closed to the public. Executive sessions shall be used sparingly and for good reason. Agenda and non-agenda items shall be appropriate matters for executive session.

[ALTERNATIVE SECTION 4.08. *Public Meetings; Executive Sessions.*

(a) All meetings of the Board shall be open to the public unless two-thirds of the members of the Board determine in accordance with the procedures described in this Section that a specific part of the meeting regarding a specific matter shall be closed to the public. That part of a meeting closed to the public shall be known as an executive session.

(b) An executive session may be held only when two-thirds of the members of the Board determine that extraordinary circumstances justify and require an executive session because discussion of the specified matter in public session would clearly prejudice the rights or privacy of an individual or a substantial interest of the Corporation. Such circumstances shall be limited to matters involving (1) the employment or financial relationship of any employee of the Corporation to the Corporation; (2) matters which may impinge upon the privacy of any employee of the Corporation or any employee or client of a recipient; (3) discussions with independent counsel concerning litigation to which the Corporation is a party; and (4) personnel matters involving employment interviews with prospective officers or employees of the Corporation where non-public examination of a specific matter is required in order to prevent a substantial infringement of the interviewee's right to privacy.

(c) Agenda and non-agenda items may be appropriate matters for executive session. An executive session may be held only for that part of a regular or special meeting for which the required finding has been made and for which the Board has announced the specific matters on which the session will be held.]

SEC. 4.09. *Minutes.* The minutes of each meeting of the Board, including the holding of an executive session, shall record the names of the Directors present, the actions taken, and the result of any vote. If there is a division on a vote, the minutes shall record the vote of each Director. Minutes shall reflect discussions held in executive session, including as much information as possible about such discussions without compromising the purpose for which such meeting was closed to the public. A copy of the minutes of each meeting shall be supplied to each member of the Board in advance of the next meeting and shall be presented for approval by the Board at such meeting. The minutes of each meeting shall be available for inspection by the public in the form supplied to the Directors and in the form approved by them.

SEC. 4.10. *Action by Directors Without a Meeting.* Any action which may be taken at a meeting of the Board may be taken without a meeting if a consent in writing, setting forth the action so taken, is signed by all [alternative: two-thirds] of the Directors and general notice of the proposed action is published in the manner prescribed by Section 4.05 on or before the date when such consents are first solicited. Any such action so taken shall be included on the agenda of the next meeting of the Board for discussion, ratification, or such other action as may be indicated by the circumstances.

ARTICLE V—COMMITTEES

SEC. 5.01. *Establishment and Appointment of Committees.* The Board may by resolution of a majority of the Directors establish (and thereafter dissolve) such executive, regular, standing, or temporary committees as the Board may deem appropriate to perform such functions as it may from time to time designate. The authority of any such committee shall expire at the time specified in such resolution, which shall be no later than two years after its establishment. The Board may appoint Directors to serve on such committees including one to serve as the chairmau, or may delegate to the Chairman of the Board the authority to make such appointments. Persons who are not Directors may be appointed to serve as nonvoting members of a committee if the Board so authorizes or directs when the committee is established. A person shall serve as a member of the committee to which he was appointed only at the pleasure of the Board.

SEC. 5.02. *Committee Procedures.*

(a) Except as otherwise provided in these By-laws or in the resolution establishing the committee, a majority of the committee shall constitute a quorum thereof, and the vote of a majority of those present at the time

of the vote; if a quorum is present at such time, shall be the act of the committee. Meetings of each committee shall be called by the chairman of the committee or any two members of the committee, with notice thereof provided to each committee member and to the Chairman of the Board. Agendas shall not be required for committee meetings, but shall be furnished with the notice when feasible.

(b) Notice of a committee meeting shall be provided to members of the committee in the manner required for notice of special meetings of the Board by Sections 4.02 and 4.03. Notice may be waived in the manner described in Section 4.03. When feasible, public notice of a committee meeting shall be given in the manner described in Section 4.05.

(c) All committee meetings shall be open to the public unless two-thirds of the members of the committee determine that part or all of the meeting shall be in executive session closed to the public.

[Alternative subsection (c): All committee meetings shall be open to the public unless two-thirds of the members of the committee determine that part or all of the meeting shall be in executive session closed to the public pursuant to the provisions of Section 4.08.]

(d) Minutes shall be kept of each committee meeting. The minutes of committee meetings shall reflect the discussions held in executive session in the manner described in Section 4.09. The minutes shall be available for inspection by the public.

(e) Any Director and the President of the Corporation shall have access to the records of any committee irrespective of whether he is a member of the committee.

ARTICLE VI—OFFICERS

SEC. 6.01. *Officers.* The officers of the Corporation shall be a President, a Secretary, and a Treasurer, and such other officers as the Board determines to be necessary. The President shal be appointed by a majority of the Board. Other officers shall be appointed by the Board after consultation with the President of the Corporation. The officers shall have such authority and perform such duties, consistent with the Act and these By-laws, as may from time to time be determined by the Board or by the President of the Corporation consistently with any such determination by the Board. The President shall provide supervision and direction to the other officers in the performance of their duties.

SEC. 6.02. *Appointment, Term of Office, and Qualifications.* The officers of the Corporation shall be appointed annually at the October meeting of the Board or whenever a vacancy arises. Each officer shall hold his office until his successor shall have been duly appointed or until he shall resign or shall have been removed in the manner provided in Section 6.03. Any two offices may be held by the same person, except the offices of President of the Corporation and Secretary. All officers shall serve at the pleasure of the Board.

SEC. 6.03. *Removal.* Any officer may be removed by the Board but such removal shall be without prejudice to the contract rights, if any, of the person so removed.

SEC. 6.04. *Resignation.* Any officer may resign at any time by giving written notice of his resignation to the Board. Such resignation shall take effect at the time received, unless another time is specified therein. The acceptance of such resignation shall not be necessary to make it effective.

SEC. 6.05. *Vacancies.* Any vacancy in any office shall be filled as provided in Section 6.01.

SEC. 6.06. *The President.*

(a) The President of the Corporation shall be its Chief Executive Officer and shall have the responsibility and authority, in accordance with the Act and these By-laws, subject to the direction of and policies established by the Board, for (1) the day-to-day administration of the affairs of the Corporation; (2) the appointment of such employees of the Corporation as he determines necessary to carry out the purposes of the Corporation and the removal of such employees; (3) the making of grants and the entering into of contracts; and (4) the exercise of such other powers incident to the office of the President of the Corporation and the performance of such other duties as the Board may from time to time prescribe.

(b) The President of the Corporation shall be a member of the bar of the highest court of a state and shall be a non-voting *ex officio* member of the Board of Directors.

SEC. 6.07. *The Secretary.* The Secretary shall (1) ensure that all notices are duly given in accordance with the Act and these By-laws; (2) be the custodian of the seal of the Corporation and affix such seal to all documents the execution of which is authorized by the Board or by any officer or employee of the Corporation to whom the power to authorize the affixing of such seal shall have been delegated; (3) keep, or cause to be kept, in books provided for the purpose, minutes of the meetings of the Board and of each committee of the Board; (4) ensure that the books, reports, statements, and all other documents and records required by law are properly kept and filed; (5) sign such instruments as require the signature of the Secretary; and (6) in general, perform all the duties incident to the office of the Secretary and such other duties as from time to time may be assigned to him.

SEC. 6.08. *The Treasurer.* The Treasurer shall (1) have charge and custody of, and be responsible for, all funds and securities of the Corporation and (with the exception of petty cash) deposit all such funds and securities in such banks, trust companies, or other depositories as shall be selected in accordance with the provisions of these By-laws; (2) receive, and give receipts for, moneys due and payable to the Corporation from any source whatsoever; (3) sign such documents as shall require the signature of the Treasurer; (4) keep full and accurate account of the Corporation' receipts and disbursements; (5) render to the Board at each regular meeting and at such other times as the Board may require a report on the financial condition of the Corporation; and (6) in general, perform all the duties as from time to time may be assigned to him. The Treasurer shall give a bond for the faithful discharge of his duties in such sum and with such sureties as the Board shall determine.

SEC. 6.09. *Compensation.* The compensation of the officers shall be fixed from time to time by the Board at rates not in excess of amounts permitted by law. No officer of the Corporation may receive any salary or other compensation for services from any source other than the Corporation during his period of employment by the Corporation except as authorized by the Board.

SEC. 6.10. *Prohibition Against Using Political Test or Qualification.* No political test or political qualification shall be used in selecting, appointing, promoting, or taking any other personnel action with respect to any officer, agent, or employee of the Corporation.

SEC. 6.11. *Outside Interests of Officers and Employees.* The Board may from time to time adopt rules and regulations governing the conduct of officers or employees with respect to matters in which they have any interest adverse to the interests of the Corporation. Such rules and regulations may forbid an officer or employee from participating personally and substantially in corporate action with respect to any contract, grant, transaction, or other matter in which, to the knowledge of any such officer or employee, he or any member of his immediate family has any interest, financial or otherwise, unless (a) such officer or employee makes full disclosure of the circumstances to the Board or its delegate and the Board or its delegate determines that the interest is not so substantial as to affect the integrity of the services of such officer or employee, or (b) on the basis of standards to be established in such rules and regulations, the interest is too remote or too inconsequential to affect the integrity of such services. Such rules and regulations may also prohibit or establish appropriate limits upon (1) the ownership by such officer or employee, or member of his immediate family, of securities of any firm, corporation, or other entity doing a substantial volume of business with the Corporation and (2) the present or future association by such officer or employee (or former officer or former employee), or member of his immediate family, with any firm, corporation, or other entity doing a substantial volume of business with the Corporation. As used in this Section, the term "member of his immediate family" has the same meaning as "member of the immediate family" under Section 3.05(a)(4).

ARTICLE VII—DEPOSITS AND ACCOUNTS

SEC. 7.01. All funds of the Corporation, not otherwise employed, shall be deposited from time to time in general or special accounts in such banks, trust companies, or other depositories as the Board may select, or as may be selected by any officer, agent, or employee of the Corporation to whom such power has been delegated by the Board. For the purpose of deposit and for the purpose of collection for the account of the Corporation, checks, drafts, and other orders for the payment of money that are payable to the order of the Corporation may be endorsed, assigned, and delivered by any officer of the Corporation.

ARTICLE VIII—SEAL

SEC. 8.01. The Corporation shall have a corporate seal, which shall include the words "Established by Act of Congress July 25, 1974" and shall be in the form adopted by the Board.

ARTICLE IX—FISCAL YEAR

SEC. 9.01. The fiscal year of the Corporation shall begin on October 1.

ARTICLE X—INDEMNIFICATION

SEC. 10.01. (a) The Corporation shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending, or completed action, suit, or proceeding, whether civil, criminal, administrative, or investigative (other than an action by or in the right of the Corporation), by reason of the fact that he is or was a Director, officer, employee, or agent of the Corporation, against expenses (including attorneys' fees), judgments, fines, and amounts paid in settlement actually and reasonably incurred by him in connection with such action, suit, or proceeding if he acted in good faith and in a manner he reasonably believed to be in the best interests of the Corporation and, with respect to any criminal action, suit, or proceeding, had no reasonable cause to believe his conduct was unlawful. The termination of any action, suit, or proceeding by judgment, order settlement, or conviction, or upon a plea of *nolo contendere* or its equivalent, shall not, of itself, create a presumption that the person did not act in good faith and in a manner which he reasonably believed to be in the best interests of the Corporation and, with respect to any criminal action, or proceeding, had reasonable cause to believe that his conduct was unlawful.

(b) The Corporation shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending, or contemplated action or suit by or in the right of the Corporation to procure a judgment in its favor, by reason of the fact that he is or was a Director, officer, employee, or agent of the Corporation, as against expenses (including attorneys' fees) actually and reasonably incurred by him in connection with the defense or settlement of such action or suit if he acted in good faith and in a manner he reasonably believed to be in the best interests of the Corporation and except that no indemnification shall be made in respect to any claim, issue, or matter as to which such person shall have been adjudged to be liable for negligence or misconduct in the performance of his duty to the Corporation unless and only to the extent that the court in which such action or suit was brought shall determine upon application that, despite the adjudication of liability but in view of all the circumstances of the case, such person is fairly and reasonably entitled to indemnity for such expenses which the court shall deem proper.

(c) To the extent that a Director, officer, employee, or agent of the Corporation has been successful on the merits or otherwise in the defense of any action, suit, or proceeding referred to in subsections (a) and (b), or in the defense of any claim, issue, or matter therein, he shall be indemnified against expenses (including attorneys' fees) actually and reasonably incurred by him in connection therewith.

(d) Any indemnification under subsections (a) and (b) (unless ordered by a court) shall be made by the Corporation only as authorized in the specific case upon a determination that indemnification of the Director, officer, employee, or agent is proper in the circumstances because he has met the applicable standard of conduct set forth in subsections (a) and (b). Such determination shall be made (1) by the Board by a majority vote of a quorum consisting of Directors eligible to vote who were not parties to such action, suit, or proceeding, or (2) if such quorum is not obtainable or, even if obtainable, a quorum of disinterested Directors so directs, by independent legal counsel in a written opinion.

(e) Expenses incurred in defending a civil or criminal action, suit, or proceeding may be paid by the Corporation in advance of the final disposition of such action, suit, or proceeding as authorized by the Board in any case upon receipt of an undertaking by or on behalf of the Director, officer, employee, or agent to repay such amount unless it shall ultimately be determined that he is entitled to be indemnified by the Corporation as authorized in this Section.

(f) The indemnification provided by this Section shall not be deemed exclusive of any rights to which a person seeking indemnification may be entitled under any By-law, agreement, or vote of disinterested Directors or otherwise, both as to action in his official capacity and as to action in another capacity while holding such office, and shall continue as to a person who has ceased to be a Director, officer, employee, or agent and shall inure to the benefit of the heirs, executors, and administrators of such a person.

ARTICLE XI—AMENDMENTS

SEC. 11.01. These By-laws may be amended by a vote of sixty percent or five of the members of the Board, whichever is greater; provided that (1) such amendment is not inconsistent with the Act; (2) the notice of the meeting at which such action is taken shall have stated the substance of the proposed amendment, (3) the notice of such meeting shall have been mailed, telegraphed, or delivered to each Director at least five days before the date of the meeting, and (4) when feasible, the proposed amendment shall have been published in the Federal Register at least thirty days before the meeting and interested parties shall have been afforded a reasonable opportunity to comment thereon.

LOUIS F. OBERDORFER,
*Counsel to the Corporation.*

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## DEPARTMENT OF THE TREASURY

### Office of the Secretary

### AUTOMOBILES FROM BELGIUM

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to sections 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from Belgium are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices to countries other than the United States.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20953 Filed 8-8-75;8:45 am]

### AUTOMOBILES FROM CANADA

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from Canada are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is beign or is likel yto be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received for all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20960 Filed 8-8-75;8:45 am]

## AUTOMOBILES FROM FRANCE

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from France are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption or to countries other than the United States.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20959 Filed 8-8-75;8:45 am]

## AUTOMOBILES FROM ITALY

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from Italy are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption or to countries other than the United States.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20958 Filed 8-8-75;8:45 am]

## AUTOMOBILES FROM JAPAN

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to sections 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from Japan are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by § 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact of likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption or to countries other than the United States.

This notice is published pursuant to § 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20954 Filed – -75;8:45 am]

## AUTOMOBILES FROM SWEDEN

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to sections 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from Sweden are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices to countries other than the United States.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20955 Filed 8-8-75;8:45 am]





## AUTOMOBILES FROM THE UNITED KINGDOM

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from the United Kingdom are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption.

This notice is published pursuant to § 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20956 Filed 8-8-75;8:45 am]

## AUTOMOBILES FROM WEST GERMANY

### Antidumping Proceeding Notice

On July 8, 1975, information was received in a proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that automobiles from West Germany are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*) (referred to in this notice as "the Act").

For purposes of this notice, the term "automobiles" means new, on-the-highway, four-wheeled passenger automobiles.

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. Available objective data regarding the impact of imports on the domestic industry are inconclusive and subject to conflicting interpretations. While this uncertainty would not normally warrant referral of the matter to the U.S. International Trade Commission, additional factors, including statements before Congressional committees by representatives of the U.S. industry minimizing the effect of imports as well as similar views by certain concerned U.S. Government agencies must be considered. These views create that degree of doubt concerning the impact of imports on the present state of the domestic industry as to require reference of this case to the I.T.C. for appropriate consideration. Accordingly, the United States International Trade Commission is being advised of such doubt pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value. Should the International Trade Commission, within 30 days of receipt of the information cited in the preceding paragraph, advise the Secretary that there is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States, the Department will publish promptly in the FEDERAL REGISTER a notice terminating the investigation. Otherwise the investigation will continue to conclusion.

A summary of price information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the prices for home consumption or to countries other than the United States.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

Dated: August 6, 1975.

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-20957 Filed 8-8-75;8:45 am]

## DEPARTMENT OF JUSTICE

### Law Enforcement Assistance Administration

### NATIONAL ADVISORY COMMITTEE ON CRIMINAL JUSTICE STANDARDS AND GOALS

#### Meeting

This is to provide notice of meeting of the Disorders and Terrorism Task Force to the National Advisory Committee on Criminal Justice Standards and Goals.

The Task Force will meet on August 25, 1975. The meeting will be held at the American University Law Institute, 3rd Floor Conference Room, 4900 Massachusets Avenue NW., Washington, D.C. 20016. The meeting will convene at 3 p.m. and will be open to the public. Discussion will focus on the review of the proposed chapter draft.

For further information, contact William T. Archey, Director, Policy Analysis Division, Office of Planning and Management, 633 Indiana Avenue, NW., Washington, D.C.

GERALD H. YAMADA,
*Attorney-Advisor,*
*Office of General Counsel.*

[FR Doc.75-20929 Filed 8-8-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### National Park Service

### CONSULTING COMMITTEE TO THE NATIONAL SURVEY OF HISTORIC SITES AND BUILDINGS

#### Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Consulting Committee to the National Survey of Historic Sites and Buildings will be held at 9:30 a.m., D.S.T., on September 8 and 9, 1975, in Conference Room 7000 B in the Department of the Interior Building, Washington, D.C.

The purpose of the Consulting Committee is to review and evaluate studies of potential national historic landmarks prepared by the National Survey. The Committee's evaluation is the initial screening of potential historic landmarks. Its recommendations are forwarded to the Secretary of the Interior's Advisory Board on National Parks, Historic Sites, Buildings, and Monuments for a final review.

The members of the Consulting Committee are:

Dr. Richard H. Howland (Chairman), Washington, D.C.
Dr. John O. Brew, Cambridge, Massachusetts.
Mr. Herbert E. Kahler, Alexandria, Virginia.
Dr. Walter L. Creese, Urbana, Illinois.
Professor Frederick D. Nichols, Charlottesville, Virginia.
Dr. Henry A. Millon, New York, New York.
Mr. James Biddle, Washington, D.C.
Mr. Charles E. Lee, Columbia, South Carolina.
Dr. Dorothy B. Porter, Washington, D.C.
Dr. John W. Huston, Annapolis, Maryland.

The subjects that are to be evaluated are:

1. A segment of the subtheme "Architecture"
2. A portion of the subtheme "Science and Invention"
3. Three properties associated with the subject "The Role of Afro-Americans in United States History"

There will also be the following special study: Kalaupapa (Father Damien's Leper Colony) on the Island of Molokai, Hawaii.

The meeting will be open to the public. However, facilities and space for accommodating the publis are limited. It is expected that not more than 10 persons will be able to attend the sessions.

Any member of the public may file with the Consulting Committee a written statement on the subjects to be discussed.

Persons wishing further information concerning this meeting, or who wish to submit written statements, may contact Dr. A. R. Mortensen, Director, Office of Archeology and Historic Preservation, 202-523-5275. Minutes of the meeting will be available for public inspection six weeks after the meeting at the Office of Archeology and Historic Preservation, National Park Service, Department of the Interior, Washington, D.C.

Dated: July 30, 1975.

A. R. MORTENSEN,
*Director, Office of*
*Archeology and Historic Preservation.*

[FR Doc.75-20932 Filed 8-8-75;8:45 am]





## INTERSTATE COMMERCE COMMISSION

[Notice No. 828]

### ASSIGNMENT OF HEARINGS

AUGUST 6, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 730 Sub-364, Pacific Intermountain Express Co., now assigned September 9, 1975, at Los Angeles, Calif., will be held in Room 517, Federal Courthouse, 312 North Spring Street.

MC 61396 Sub-270, Herman Bros. Inc., now assigned September 17, 1975, at Boston, Mass., is canceled and application dismissed.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20948 Filed 8-8-75;8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 6, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

FSA No. 43025—*Petroleum Coke, Breeze, Etc., from Points in Colorado and Utah.* Filed by Western Trunk Line Committee, Agent, (No. A-2715), for interested rail carriers. Rates on petroleum coke, breeze, and related articles, in carloads, as described in the application, from Craig and Gilsonite, Colorado, also Salt Lake City, Utah, to points in official, southern, and western trunk-line territories.

Grounds for relief—Market competition, modified short-line distance formula and grouping.

Tariffs—Supplements 38 and 7 to Western Trunk Line Committee, Agent, tariffs 134-R and W-200-E, I.C.C. Nos. A-4949 and A-4936, respectively. Rates are published to become effective on September 10, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20949 Filed 8-8-75;8:45 am]

[Notice No. 52]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 8, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 29, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75969. By order of August 5, 1975, the Motor Carrier Board approved the transfer to Hasselbring Auto Transport, Inc., Saint Cloud, Minnesota, of Certificate No. MC-136458 issued September 20, 1973, to Norbert G. Hasselbring, Saint Cloud, Minnesota, authorizing the transportation of used automobiles, in truckaway service, between points in Minnesota and Iowa, on the one hand, and, on the other, points in Illinois, Iowa, Nebraska, North Dakota, South Dakota and Wisconsin. Charles E. Nieman, 1110 Northwestern Bank Building, Minneapolis, Minnesota 55402, Attorney for Transferor and Transferee.

No. MC-FC-75989. By order of August 5, 1975, the Motor Carrier Board approved the transfer to M. Levey Transfer Corp., Brooklyn, New York, of Certificates No. MC-95809 and No. MC-95809 (Sub-No. 1), issued July 17, 1941 and November 16, 1950, respectively, to Moe Levey, doing business as M. Levey Trucking Co., Brooklyn, New York, authorizing the transportation of electrical supplies and insulating material, from, to and between points in the states of New York and New Jersey. Paul Cohen, 600 Old Country Road, Garden City, New York 11530, Attorney for Transferor and Transferee.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-20950 Filed 8-8-75;8:45 am]

[Notice No. 88]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 6, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication on or before August 26, 1975. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 52938 (Sub-No. 11TA), filed July 29, 1975. Applicant: MASHKIN FREIGHT LINES, INC., 64 Oakland Ave., East Hartford, Conn. 06108. Applicant's representative: Hugh M. Joseloff, 80 State St., Hartford, Conn. 06103. Authority sought to operate as a *common* East Hartford, Conn., to points in Maine, *carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from New Hampshire, and Vermont, for 180 days. Supporting shipper: H. F. Distributors, Inc., 241 Park Ave., East Hartford, Conn. 06108. Send protests to: J. D. Perry, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, 324 U.S. Post Office Bldg., 135 High St., Hartford, Conn. 06101.

No. MC 109533 (Sub-No. 72TA), filed July 29, 1975. Applicant: OVERNITE TRANSPORTATION COMPANY, 1100 Commerce Road, Richmond, Va. 33224. Applicant's representative: Eugene T. Liipfert, Suite 1100, 1660 L. St., NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Charleston, W. Va., and Cincinnati, Ohio, serving all intermediate points and serving as off-route points, all points within the Cincinnati and Charleston commercial zones, from Charleston, over U.S. Highway 60 to Huntington, W. Va., thence over U.S.

Highway 52 to Portsmouth, Ohio, thence over U.S. Highway 23 to Chillicothe, Ohio, thence over U.S. Highway 35 to junction Interstate Highway 71 at or near Octa, Ohio, thence over Interstate Highway 71 to Cincinnati, Ohio, and return over the same route. Applicant proposes to interline certain of the traffic it would handle pursuant to the authority here applied for at Cincinnati, Ohio, and at Charleston, W. Va., for 180 days. Supporting shippers: There are 21 statements of support attached to the application which may be examined at the Interstate Commerce Commission, in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Paul D. Collins, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 10–502 Federal Bldg., 400 North 8th St., Richmond, Va. 23240.

No. MC 110525 (Sub-No. 1126TA), filed July 28, 1975. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Ave., Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paints, stains, and varnishes*, in bulk, in tank vehicles, from Schenectady, N.Y., to Pittsfield, Mass., and Sandy Hook, Conn., for 180 days. Supporting shipper: Schenectady Chemicals, Inc., Congress St., and Tenth Ave., Schenectady, N.Y. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 113678 (Sub-No. 598TA), filed July 24, 1975. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: David L. Metzler, P.O. Box 16004, Stockyards Station, Denver, Colo. 80216. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Adhesive, carpets, carpeting*, or *rugs*, NOI, soft surface (pile) *fabric, power machine tufted, display, advertising, store* or *window*, NOI not KDF (advertises carpeting, rugs, NOI), *carpet or rugs made of synthetic fiber, carpet or carpeting unwoven synthetic fiber needle punched through woven synthetic base*, from Marietta, Pa., to Denver, Colo., for 180 days. Supporting shipper: Mountain States Distributing Corporation, 3900 E. 48th Avenue, Denver, Colo. 80216. Send protests to: Herbert C. Ruoff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 113828 (Sub-No. 228TA), filed July 30, 1975. Applicant: O'BOYLE TANK LINES, INCORPORATED, P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: William P. Sullivan, Federal Bar Bldg., West, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Magnetite*, from Kimballton, Va. to West Virginia, Virginia, Kentucky, Georgia, and Tennessee, for 180 days. Supporting shipper: Virginia Lime Company, Star Route, Ripplemead, Va. 24150. Send protests to: Interstate Commerce Commission, 12th & Constitution Ave., N.W., Room 317, W. C. Hersman, District Supervisor, Washington, D.C. 20423.

No. MC 113843 (Sub-No. 221TA) (Correction), filed July 7, 1975, published in the FEDERAL REGISTER issue of July 25, 1975, and republished as corrected this issue. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: William J. Boyd, Suite 222, 600 Enterprise Drive, Oak Brook, Ill. 60521.

NOTE.—The purpose of this partial republication is to show the applicant correct sub number as MC 113843 (Sub-No. 221TA), in lieu of MC 113843 (Sub-No. 22TA), which was published in the FEDERAL REGISTER in error. The rest of the applicatiou will remain the same.

No. MC 116632 (Sub-No. 17TA), filed July 16, 1975. Applicant: RALPH E. CURTIS & SON, INC., 123 Mt. Hope Ave., Bangor, Maine 04401. Applicant's representative: Frederick T. McGonagle, 36 Main St., Gorham, Maine 04038. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from Sherman and Staceyville, Maine, to Lynchburg, Va.; Shelby and Charlotte, N.C., and Greenville and Spartanburg, S.C., and (2) from Ellsworth, Maine, to points in Delaware, Maryland, Virginia, West Virginia, and the District of Columbia, for 180 days. Supporting shippers: (1) Green Valley Lumber Co., P.O. Box 310, Bangor, Maine 04401. (2) Sherman Lumber Company, Sherman Station, Maine 04777. (3) Salem Forest Products Ltd., P.O. Box 34, Abington, Pa. 19001. Send protests to: Donald G. Weiler, District Supervisor, Room 307, 76 Pearl St., Portland, Maine 04111.

No. MC 133478 (Sub-No. 16TA), filed July 29, 1975. Applicant: HEARIN TRANSPORTATION, INC., 8565 S.W. Beaverton-Hillsdale Highway, Portland, Oreg. 97225. Applicant's representative: Nick J. Goyak, 555 Benjamin Franklin Plaza, One Southwest Columbia, Portland, Oreg. 97258. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Building materials and fire logs;* (a) between points in Washington, Oregon, and California; (b) from points in Oregon, California, and Washington, to points in and west of the States of Wisconsin, Iowa, Missouri, Arkansas, and Louisiana (except Alaska and Hawaii); (2) *Building materials*, from the facilities of DG Shelter Products Co., at El Paso, Tex., to points in and west of the States of Wisconsin, Iowa, Missouri, Arkansas, and Louisiana (except Alaska, Hawaii, and Texas); (3) *Fire logs*, from the facilities of DG Shelter Products Co., at Austin, Tex., to points in the United States (except Alaska, Hawaii, and Texas); (4) *Aluminum ingots*, from points in Washington and Oregon to the facilities of DG Shelter Products Co., at City of Industry, Calif.; (5) *Soil conditioners and amendments*, from points in California to points in Oregon and Nevada; (6) *Fertilizer*, in bags, from the facilities of DG Shelter Products Co., at Los Banos, Calif., to points in Oregon and Nevada, under continuing contract with DG Shelter Products Co., for 180 days. Supporting shipper: DG Shelter Products Co., One Maritime Plaza, San Francisco, Calif. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, Oreg. 97204.

No. MC 153082 (Sub-No. 19TA), filed July 29, 1975. Applicant: BURSCH TRUCKING, INC., doing business as ROADRUNNER TRUCKING, INC., P.O. Box 26748, Albuquerque, N. Mex. 87107. Applicant's representative: D. F. Jones (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick and tile*, requiring special equipment for loading and unloading, and *commodities incidental to the installation thereof* (except commodities in bulk), from points in Custer County, Okla.; Denton, Parker, and Wise Counties, Tex.; to points in New Mexico, for 180 days. Supporting shipper: Acme Brick Company, 2821 West Seventh Street, P.O. Box 425, Fort Worth, Tex. 76101, and Summit Pressed Brick and Tile Company, P.O. Box 533, 13th and Erie, Pueblo, Colo. 81002. Send protests to: District Supervisor John H. Kirkemo, Interstate Commerce Commission, Bureau of Operations, 1106 Federal Building, 517 Gold Avenue, SW, Albuquerque, N. Mex. 87101.

No. MC 136032 (Sub-No. 14TA), filed July 24, 1975. Applicant: TEXAS CONTINENTAL EXPRESS, INC., P.O. Box 434, Euless, Tex. 76039. Applicant's representative: K. Edward Wolcott, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Drugs and medicines*, viz: *intravenous solutions, nutritional and anticoagulant solutions distilled water* (plain or saline), in glass or plastic containers; *expendable administration sets;* in vehicles equipped with mechanical refrigeration, from Glendale and Irvine, Calif., to points in the United States on and east of U.S. Highway 85, except points in Florida, Georgia on and south of U.S. Highway 80; points in South Carolina, North Carolina, New Jersey; and Danville, Va., and points within five miles thereof; Washington, D.C.; Wilmington, Del.; Baltimore, Md.; Philadelphia, Pa.; New York, N.Y., and points in their Commercial Zone, under a continuing contract, or contracts with Clairol, Inc., for 180 days. Supporting shipper: McGaw Laboratories, Division of American Hospital Supply Corp., P.O. Box K, Milledgeville, Ga. 31061. Send protests to: District Supervisor H. C. Morrison, Sr., Interstate Commerce Commission, Bureau of Operations, Rm. 9A27 Federal Building, 819 Taylor St., Fort Worth, Tex. 76102.





No. MC 136375 (Sub-No. 7TA), filed July 25, 1975. Applicant: DONCO CARRIERS, INC., 1001 S. Rockwell, P.O. Box 75354, Oklahoma City, Okla. 73101. Applicant's representative: William L. Peterson, Jr., 401 N. Hudson, P.O. Box 917, Oklahoma City, Okla. 73101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Kitchen and bathroom cabinets* and *parts* thereof, and *supplies, materials*, and *equipment* used in the manufacture of kitchen and bathroom cabinets. From Parsons, Kans., to points in the United States (except Alaska, Hawaii, and Kansas), under a continuing contract or contracts with Grandview Products Co. Inc., for 180 days. Supporting shipper(s): Grandview Products Co., Inc., Emil F. Zetmeir, General Manager, P.O. 874, Parsons, Kans. 67357. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Rm. 240, Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 136669 (Sub-No. 8TA), filed July 28, 1975. Applicant: PROCESSED BEEF EXPRESS, INC., P.O. Box 522, Dakota City, Nebr. 68731. Applicant's representative: Eugene D. Anderson, 1224 17th St. N.W., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquors, wines, spirits, and alcoholic beverages*, from Lawrenceburg, Ind.; Frankfort, Ky.; and Schenley, Pa., to points in Chicago, Ill., Fargo, N. Dak.; and the points within the Minneapolis-St. Paul, Minn., commercial zone, under a continuing contract with Schenley Distillers, Inc., for 180 days. Supporting shipper: James Halgwood, Ass't. General Traffic Manager, Schenley Distillers, Inc., 36 East 4th St., Cincinnati, Ohio 45202. Send protests to: Carroll Russell, District Supervisor, Suite 620 Union Pacific Plaza, 110 North 14th St., Omaha, Nebr. 68102.

No. MC 139305 (Sub-No. 1TA), filed July 28, 1975. Applicant: LONNY RAYE CUMMINGS, doing business as AMERICAN MACHINERY MART, 10438 S.E. 23rd St., Bellevue, Wash. 98004. Applicant's representative: David S. White, 307 Blanchard, Seattle, Wash. 98121. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Conveyor equipment and conveyor components*, between Chico, Calif., and Danville, Ky., under a continuing contract or contracts with Rexnord, Inc., for 180 days.

NOTE.—Applicant states that with authority presently sought will be joined with authority granted under MC 139305.

Supporting shipper: N. J. Stapleton, Rexnord, Inc., P.O. Box 1249, Chico, Calif. 95926. Send protests to: L. D. Boone, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 858 Federal Building, 915 Second Avenue, Seattle, Wash. 98174.

No. MC 139480 (Sub-No. 19TA), filed July 29, 1975. Applicant: FORT EDWARD EXPRESS CO., INC., Route 9, Saratoga Road, Fort Edward, N.Y. 12828. Applicant's representative: J. Fred Relyea (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Granite slabs*, from Ausable Forks, N.Y., to Radnor, Pa., for 180 days. Supporting shipper: Lake Placid Granite Co., Ausable Forks, N.Y. Send protests to: Robert A. Radler, District Supervisor, 518 Federal Bldg., Albany, N.Y. 12207.

No. MC 139468 (Sub-No. 7TA), filed July 22, 1975. Applicant: INTERNATIONAL CONTRACT CARRIERS, INC., 14628 Hempstead Highway, Houston, Tex. 77040. Applicant's representative: Michael J. Ogborn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Buildings, complete, knocked down, and in sections;* (2) *building sections and building panels;* (3) *parts and accessories*, used in the manufacture, installation, and completion of the commodities in (1) and (2) above; (4) *machinery, materials, and supplies* used in the manufacturing and storage of the commodities in (1) and (2) above, and; (5) *prefabricated structural components and panels, and accessories*, used in the installation and completion thereof, between the plantsites and storage facilities of National Steel Products Company, Inc., at or near LaGrange, Ga., and Terre Haute, Ind., under a continuing contract with National Steel Products Company, Inc., for 180 days. Supporting shipper(s): National Steel Products Company, Inc., P.O. Box 40490 (FM 529), 11919 Spencer Road, Houston, Tex. 77040. Send protests to: District Supervisor, John F. Mensing, Interstate Commerce Commission, 8610 Federal Building, 515 Rusk Ave., Houston, Tex. 77002.

No. MC 139858 (Sub-No. 3TA), filed July 24, 1975. Applicant: AMSTAN TRUCKING, INC., 1255 Corwin Avenue, Hamilton, Ohio 45015. Applicant's representatives: Chandler L. Van Orman, 704 Southern Building, Washington, D.C. 20005, and James P. Nelligan, P.O. Box 2003, New Brunswick, N.J. 08903. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Folding or rolling doors or partitions, fabric covered wall panels*, and *wall cloth and related equipment and supplies* and (2) *Materials, equipment, supplies, and accessories* used in the manufacture and distribution of the above-mentioned commodities (except commodities in bulk and those which because of size or weight, require the use of special equipment), (1) from the plant site and warehouse facilities of Modernfold Co. (an American Standard Company) at New Castle, Ind., and North Manchester, Ind., to points in Alabama, Colorado, Connecticut, Florida, Georgia, Illinois, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, Virginia, and Wisconsin, and between the plant sites of Modernfold Co. (an American Standard Co.) at Dyersville, Iowa, and New Castle, Ind., and American Standard's Corporate Distribution Center at Hamilton, Ohio, and (2) from points in (a) California and Minnesota, to North Manchester, Ind.; (b) Illinois, Indiana, and Pennsylvania to Dyersville, Iowa; and (c) New Jersey, New York, Ohio, Pennsylvania, and South Carolina, to New Castle, Ind., under a continuing contract, or contracts with American Standard Inc., for 180 days. Supporting shipper: Modernfold (an American Standard Company), American Standard, Inc., P.O. Box 2003, New Brunswick, N.J. 08903. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 5514–B, Federal Building, 550 Main Street, Cincinnati, Ohio 45202.

No. MC 139913 (Sub-No. 1TA) (Correction), filed July 10, 1975, published in the FEDERAL REGISTER issue of July 25, 1975, and republished as corrected this issue. Applicant: FOSTER'S FREIGHT, INC., 174 Passaic St., Garfield, N.J. 07026. Applicant's representative: Robert B. Pepper, 168 Woodbridge Ave., Highland Park, N.J. 08904. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as dealt in by wholesale, retail, and chain grocery food business houses, building supply houses, and chain retail department stores, and in connection therewith, *such equipment, materials, and supplies* used in the conduct of such businesses (except commodities in bulk, foodstuffs, and meats), between Vornado, Inc. facilities in Carlstadt, East Brunswick, East Hanover, Edison, Fairfield, Garfield, North Brunswick, and South Plainfield, N.J., and Guilderland Center, N.Y., on the one hand, and, on the other, points in the United States (except Alabama, Alaska, Florida, Georgia, Hawaii, Kentucky, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia), under a continuing contract with Vornado, Inc., for 180 days. Supporting shipper: Vornado, Inc., 174 Passaic St., Garfield, N.J. 07026. Send protests to: Joel Morrows, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102. The purpose of this republication is to correct the territorial description.

No. MC 141055 (Sub-No. 1TA), filed July 28, 1975. Applicant: JOHN SAWYERS, 7301 Lucille Drive, Louisville, Ky. 40258. Applicant's representative: John Sawyer (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Printing cylinders, and reproduction artwork, proofs, and samples*, when transported with printing cylinders, between Louisville, Ky., on the one hand, and, on the other, Georgia, Michigan, Ohio, Indiana, Illinois, Missouri, Wisconsin, Pennsylvania, Virginia, North Carolina, and South Carolina, under a continuing contract with South-

ern Gravure Service, Inc., for 180 days. Supporting shipper(s): Mr. Thomas L. Shanesy, President, Southern Gravure Service, Inc., 2823 So. Floyd St., Louisville, Ky. 40213. Send protests to: Elbert Brown, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, Ky. 40202.

No. MC 141098 TA (Amendment), filed July 3, 1975, published in the FEDERAL REGISTER issue of July 18, 1975, and republished as amended this issue. Applicant: ALFORD CORPORATION, doing business ALCO DELIVERY SERVICE, 6006 Harvey Wilson, Houston, Tex. 77020. Applicant's representative: Hugh L. McCulley, 3000 One Shell Plaza, Houston, Tex. 77002. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, restricted against the transportation of any commodities in bulk, to consist of the products of Avon Products, Inc., (a) between points in that part of Texas on and east of a line beginning at Waco and extending along Interstate Highway 35 to its juction with Texas Highway 95, thence along Texas Highway 95 to its junction with Texas Highway 71, thence along Texas Highway 71 to its junction with Texas Highway 21, thence along Texas Highway 21 to its junction with Texas Highway 123, thence along Texas Highway 123 to its junction with U.S. Highway 181, thence along U.S. Highway 181 to Portland; (b) between points in that part of Texas on and north of a line beginning at Portland and extending along U.S. Highway 181 to its junction with Texas Highway 35, thence along Highway 35 to Aransas Pass, thence along the Gulf of Mexico to Sabine Pass; (c) between points in that part of Texas on and west of a line beginning at Sabine Pass and extending along the Sabine River to its junction with Texas Highway 149, thence along Texas Highway 149 to its junction with Interstate Highway 20; (d) between points in that part of Texas on and south of a line beginning at the intersection of Texas Highway 149 and Interstate Highway 20 and extending along Interstate 20 to its intersection with U.S. Highway 259, thence along U.S. Highway 259 to its intersection with Texas Highway 31, thence along Texas Highway 31 to its intersection with Interstate Highway 35, under continuing contract with Avon Products, Inc., for 180 days. Supporting shipper: Avon Products, Inc., 83rd & College, Kansas City, Mo. 64141. Send protests to: District Supervisor, Mensing, Interstate Commerce Commission, Room 8610 Federal Bldg., 515 Rusk, Houston, Tex. 77002. The purpose of this republication is to indicate the commodity description as being "Restricted against the transportation of any commodities in bulk".

No. MC 141122 (Sub-No. 1TA), filed July 25, 1975. Applicant: SENTRY TRUCKING CO., INC., P.O. Box 901, Union, N.J. 07083. Applicant's representative: Paul J. Keeler, P.O. Box 253, South Plainfield, N.J. 07080. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Alumina oxide platinum catalyst* (except in bulk, in tank vehicles), in barrels, boxes, or packages. From: Newark, N.J. To: Delaware City, Del., and (2) *Platinum chemical solution* (except in bulk, in tank vehicles), in barrels, boxes, or packages, and Alumina, calcined (except in bulk, in tank vehicles), in 2800-pound capacity plastic bags, in straight or mixed shipments. From: Newark, N.J. To: Huntsville, Ala., under a continuing contract with Engelhard Industries Division, Engelhard Minerals & Chemicals Corp., for 180 days. Supporting shipper(s): Engelhard Industries Division, Engelhard Minerals & Chemicals Corp., 429 Delancy Street, Newark, N.J. 07105, Robert C. Featherstone, Traffic Manager. Send protests to: District Supervisor Robert E. Johnston, Bureau of Operations, Interstate Commerce Commission, 9 Clincton St., Newark, N.J. 07102.

No. MC 141137 (Sub-No. 1TA), filed July 23, 1975. Applicant: R&R TRUCKING COMPANY, INC., P.O. Box 292, Grandville, Mich. 49418. Applicant's representative: Peter W. Steketee, 950 Union Bank Building, Grand Rapids, Mich. 49502. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is marketed by home products distributors, including *return of empty containers, pallets, similar shipping devices, and damaged, rejected, or returned goods*, from Ada, Mich., on the one hand, and, on the other, points in Santa Ana, Los Angeles, Buena Park, and Torrance, Calif., and Portland, Oreg., under continuing contract or contracts with Amway Corporation, Ada, Mich., for 180 days. Supporting shipper: Amway Corporation, 7575 East Fulton Road, Ada, Mich. 49301. Send protests to: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 225 Federal Building, Lansing, Mich. 48933.

No. MC 141141 (Sub-No. 1TA), filed July 24, 1975. Applicant: NAVAJO LINE, INC., Route 1, Moncure, N.C. 27559. Applicant's representative: L. T. Dark, Jr., Drawer L, Siler City, N.C. 27344. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clay products*, including brick, ceramic tile, floor tile, wall tile, (1) from points in Chatham County, N.C., to points in North Carolina, South Carolina, and Virginia; (2) from points in New Hanover County, N.C., to points in North Carolina, South Carolina, and Virginia; and (3) from points in Richland County, S.C., to points in South Carolina, North Carolina, and Virginia, under a continuing contract, or contracts with Cherokee Brick Company of North Carolina, for 180 days. Supporting shipper: Cherokee Brick Company of North Carolina, 4027 Beryl Road, Raleigh, N.C. 27606. Send protests to: Archie W. Andrews, District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 141154 (Sub-No. 1TA), filed July 28, 1975. Applicant: DARRELL D. MADDEN, doing business as DARRELL D. MADDEN TRUCKING, R.R. #1, Boone, Iowa 50036. Applicant's representative: Darrell D. Madden (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Component homes and associated items* on shipper owned trailer from Boone, Iowa, to points in Illinois, Wisconsin, Minnesota, South Dakota, Kansas, Nebraska, and Missouri, under a continuing contract with Sandler Prebilt Homes and buyers of the homes, for 180 days. Supporting shipper(s): Sandlerbilt Homes, Inc., General Manager, Components Division, P.O. Box 184, Boone, Iowa 50036. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 141157 (Sub-No. 1TA), filed July 25, 1975. Applicant: B & E CO., INC., 225 South Second Street, Sheffield, Iowa 50475. Applicant's representative: James Gilbert Blood (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic farm drain tile* in a special trailer built to haul only plastic tile, from Hayfield, Minn., to Sheffield, Iowa, under a continuing contract or contracts with Sheffield Brick & Tile Co., for 180 days. Supporting shipper(s): Sheffield Brick & Tile Co., P.O. Box 6, Sheffield, Iowa 50475. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 875 Federal Building, Des Moines, Iowa 50309.

No. MC 141182 (Sub-No. 1TA), filed July 24, 1975. Applicant: FREDERICK H. TATE, JR., doing business as TATE TRUCK LINE, Box 432, Frazee, Minn. 56544. Applicant's representative: F. H. Kroeger, 1745 University Avenue, St. Paul, Minn. 55104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, in bulk, in tank vehicles, from Perham, Minn., to Green Bay, Hilbert, Marshfield, Mosinee, and Spencer, Wis., under a continuing contract with Land-O-Lakes, Inc., for 180 days. Supporting shipper(s): Land-O-Lakes, Inc., P.O. Box 115, Spencer, Wis. 54479. Send protests to: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 141184 (Sub-No. 1TA), filed July 24, 1975. Applicant: GIBSON TRUCKING COMPANY, 709 Poplar Avenue, Youngstown, Ohio 44515. Applicant's representative: Ernest D. Gibson (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Machinery and iron and steel rod and wire*, between points in Mahoning County, Ohio, on the one hand, and, on the other, points in Beaver, Bucks, Butler, and Cambria Counties, Pa., and Baltimore County, Md., under a continuing contract with International Staple & Machine Co., for 180 days. Supporting shipper(s): International Staple & Machine Co., P.O. Box 629, Butler, Pa. 16001. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth Street, Cleveland, Ohio 44199.





No. MC 141185 (Sub-No. 1TA), filed July 23, 1975. Applicant: BRUCE M. PULCINI, doing business as PULCINI TRUCKING, 21322 Sand Dollar Lane, Huntington Beach, Calif. 92646. Applicant's representative: William J. Monheim, P.O. Box 1756, 15942 Whittier Blvd., Whittier, Calif. 90609. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Compressed Helium Gas*, in shipper-owned trailers, between Glendale, Calif., and Phoenix, Ariz., under a continuing contract with Gardner Cryogenics division of Carpenter Technology Corp., for 180 days. Supporting shipper(s): Gardner Cryogenics division of Carpenter Technology Corp., 5605 San Fernando Road, Glendale, Calif. 91201. Send protests to: Transportation Assistant Mildred I. Price, Room 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 141189 (Sub-No. 1TA), filed July 25, 1975. Applicant: L & L TRANSPORT CO., INC., 209 West Main Street, Greenfield, Ind. 46140. Applicant's representative: Hugh Leary, R.R. #5, Greenfield, Ind. 46140. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Propane gas*, (1) from Tuscola, Ill., to Greenfield, Ind., and Shelbyville, Ind.; (2) from Kankakee, Ill., to Greenfield, Ind., and Shelbyville, Ind.; and (3) from Todhunter, Ohio, to Greenfield, Ind., and Shelbyville, Ind., under a continuing contract or contracts with Leary's Bottle Gas Co., Inc. and Shelby Bottled Gas Corp., for 180 days. Supporting shippers: Leary's Bottle Gas Co., Inc., 209 W. Main St., Greenfield, Ind. 46140, and Shelby Bottled Gas Corp., R.R. #3, Box 14, Shelbyville, Ind. 46176. Send protests to: Frances Sterling, Trans. Assistant, Interstate Commerce Commission, Bureau of Operations, Federal Bldg. & U.S. Courthouse, 46 East Ohio Street, Room 429, Indianapolis, Ind. 46204.

No. MC 141194 TA, filed July 28, 1975. Applicant: THE DEMPSEY BROTHERS CARTAGE AND WAREHOUSING CORPORATION, 1034 Avenue M, Grand Prairie, Tex. 75050. Applicant's representative: Charles E. Dempsey, P.O. Box 3287, Irving, Tex. 75061. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery*, except in bulk, in tank vehicles, and *advertising materials related thereto*, in vehicles equipped with mechanical refrigeration, from the plantsites and/or warehouse facilities of Pangburn Co., Inc., in Dallas and Fort Worth, Tex., and Atlanta, Ga., and Selma, Ala., and Alexandria, La., to points in Florida, for 180 days. Restriction: Service from Selma, Ala., Atlanta, Ga., and Alexandria, La., are restricted to the transportation of shipments moving in vehicles that are transporting shipments from Dallas and/or Fort Worth, Tex. Supporting shipper: Pangburn Co., Inc., P.O. Box 65, Fort Worth, Tex. 76101. Send protests to: District Supervisor Gerald T. Holland, Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Federal Building, Dallas, Tex. 75202.

No. MC 141196 TA, filed July 29, 1975. Applicant: NELSON LENTZ, INC., 24 Dorothea St., Commack, N.Y. 11725. Applicant's representative: William J. Augello, 120 Main St., P.O. Box Z, Huntington, N.Y. 11743. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New and used replacement and repair parts* for household appliances; interoffice mail (including parts requisition orders, etc.), between warehouse and services facilities in the counties of Nassau, Suffolk, Westchester, and New York City, N.Y., and North Caldwell, N.J., and Bridgeport, Conn., under continuing contract with General Electric Company, for 180 days. Supporting shipper: General Electric Company, 336 S. Service Rd., Mellville, N.Y. 11746. Send protests to: Anthony D. Giaimo, District Supervisor, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 141197 TA, filed July 29, 1975. Applicant: FLEMING-BABCOCK, INC., P.O. Box 170, Platte City, Mo. 64079. Applicant's representative: Lucy Kennard Bell, 101 West Eleventh Street, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Craig County, Okla., to points in the Kansas City, Mo.-Kansas Commercial Zone, for 180 days. Supporting shippers: (1) Lone Star Industries, P.O. Box 297, Bonner Springs, Kans. 66012; (2) Higgins Mining Co., Inc., P.O. Box 12512, Oklahoma City, Okla. 73112; and (3) Associated Producers Company, 1700 N. Western, Oklahoma City, Okla. 73106. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 141199 TA, filed July 31, 1975. Applicant: A. D. MEDLIN, doing business as MEDLIN AUTO BUYING SERVICE, 2901 S. Grant St. Arlington, Va. 22202. Applicant's representative: A. D. Medlin (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used autos*, from Washington, D.C. commercial zone, Portsmouth, Va., commercial zone, and The Used Auto Auction lot at Fredericksburg, Va., to and from the counties of Dad, Broward, and Palm Beach, Fla., for 180 days. Supporting shippers: There are approximately 19 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Interstate Commerce Commission, 12th & Constitution Ave., NW., Room 317, W. C. Hersman, District Supervisor, Washington, D.C. 20423.

APPLICATION OF PASSENGERS

No. MC 141120 TA (Correction), filed July 8, 1975, published in the FEDERAL REGISTER issue of July 25, 1975, and republished as corrected this issue. Applicant: WALTER W. BELL, doing business as TWIN BELL'S LIMOUSINE & SIGHTSEEING COMPANY, 207 Beloit Street, Delavan, Wis. 53115. Applicant's representative: Richard C. Alexander, 710 N. Plankinton Avenue, Milwaukee, Wis. 53203. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (1) *Passengers and their baggage* in the same vehicle with passengers, Between Elkhorn, Wis., and O'Hare International Airport, Cook County, Ill., serving all intermediate points in Wisconsin, and the off-route point of the Playboy Club-Hotel, near Lake Geneva, Wis.: From Elkhorn, Wis., over Wisconsin Highway 67 to junction Wisconsin Highway 50, thence over Wisconsin Highway 50 to junction U.S. Highway 12, thence over U.S. Highway 12 to junction Illinois Highway 68, thence over Illinois Highway 68 to junction Illinois Highway 53, thence over Illinois Highway 53 to junction Illinois Highway 194, thence over Illinois Highway 194 to junction Interstate I-594 to O'Hare International Airport, and return over the same route. Between Elkhorn, Wis., and junction U.S. Highway 12 and Wisconsin Highway 50, serving all intermediate points: From Elkhorn, Wis., over East Geneva St., to junction U.S. Highway 12, thence over U.S. Highway 12 to junction U.S. Highway 12 and Wisconsin Highway 50, and return over the same route: Between Fontana, Wis., and junction Wisconsin Highway 67 and Wisconsin Highway 50, serving all intermediate points: From Fontana, Wis., over Wisconsin Highway 67 to junction Wisconsin Highway 67 and Wisconsin Highway 50, and return over the same route. Between Delavan, Wis., and junction Wisconsin Highway 50 and Wisconsin Highway 67, serving all intermediate points: From Delavan, Wis., over Wisconsin Highway 50 to junction Wisconsin Highway 50 and Wisconsin Highway 67, and return over the same route. Between junction Wisconsin Highway 50 and Walworth County (Wis.) Highway F and junction Walworth County Highway F and Wisconsin Highway 67, serving all intermediate points: From junction Wisconsin Highway 50 and Walworth County Highway F, thence over Walworth County Highway F to junction Walworth County Highway F and Wisconsin Highway 67, and return over the same route. (2)

*Passengers and their baggage* in the same vehicle with passengers in round-trip charter operations, beginning and ending at points in Walworth County, Wis., and extending to points in the United States, for 180 days. Supporting shippers: There are approximately 6 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203. The purpose of this republication is to correct the spelling of applicant's trade name.

WATER CARRIER APPLICATION

No. WC 1296 (Sub-No. 1TA), filed July 29, 1975. Applicant: ALLIED CONTAINER SERVICE, INC., P.O. Box 717, Norfolk, Va. 23501. Applicant's representative: Gordon P. MacDougall, 1100 17th St., NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by water as follows: General Towage of *non-self-propelled lighter aboard-ship (LASH) barges*, between ports and points along the Atlantic Coast, Atlantic Intracoastal Waterway, and Inland Tributary Waterways, from Trenton, N.J., to Cape Canaveral, Fla., inclusive, under a continuing contract with Central Gulf Lines, Inc., for 180 days. Supporting shipper: C. S. Larsen, Jr., Assistant Vice President, Lash Operations, Central Gulf Lines, Inc., Two Canal St., New Orleans, La. 70130. Send protests to: Paul D. Collins, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 10-502, Federal Bldg., 400 N. 8th St., Richmond, Va. 23240.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20951 Filed 8-8-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY ELIMINATION OF GATEWAY APPLICATIONS

AUGUST 6, 1975.

The following applications to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(d)(2)), and notice thereof to all interested persons is hereby given as provided in such rules.

Carriers having a genuine interest in an application may file an original and three copies of *verified statements* in opposition with the Interstate Commerce Commission within 30 days from the date of publication. (This procedure is outlined in the Commission's report and order in *Gateway Elimination*, 119 M.C.C. 530.) A copy of the verified statement in opposition must also be served upon applicant or its named representative. The verified statement should contain all the evidence upon which protestant relies in the application proceeding including a detailed statement of protestant's interest in the proposal. No rebuttal statements will be accepted.

No. MC 63417 (Sub-No. 64G), filed June 4, 1974. Applicant: BLUE RIDGE TRANSFER COMPANY, INCORPORATED, 1814 Hollins Road N.E., P.O. Box 2888, Roanoke, Va. 24001. Applicant's representative: Nancy Pyeatt, 1030 15th Street N.W., Suite 420, Washington, D.C. 20005. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, transporting: *New furniture*, (1) from Mullins, Nichols, and Sumter, S.C., to points in North Carolina. The purpose of this filing is to eliminate the gateways of Stanleytown (Henry County), Va. and points in Virginia. (2) from Mullins and Sumter, S.C., to points in Tennessee. The purpose of this filing is to eliminate the gateway of Stanleytown, Va. (3) from Nichols, S.C., to points in Virginia. The purpose of this filing is to eliminate the gateway of Stanleytown, Va. (4) from Selma, Ala., to points in Illinois, Indiana, Kentucky, Michigan, Ohio, Tennessee, and Virginia. The purpose of this filing is to eliminate the gateway of Stanleytown, Va. (5) from Johnson City, Tenn., to points in Arkansas and Mississippi. The purpose of this filing is to eliminate the gateway of Macon, Ga.

(6) from Johnson City, Tenn., to points in Florida. The purpose of this filing is to eliminate the gateway of Sumter, S.C. (7) from points in New York, Pennsylvania, and points in West Virginia on, east and north of a line beginning at the Pennsylvania-West Virginia state line and extending along U.S. Highway 19 to junction West Virginia Highway 39, thence along West Virginia Highway 39 to the West Virginia-Virginia state line, to points in Arkansas and Oklahoma. The purpose of this filing is to eliminate the gateways of Rocky Mount, Va. and Macon, Ga. (8) from points in North Carolina on and east of U.S. Highway 21, to points in Georgia, North Carolina and South Carolina. The purpose of this filing is to eliminate the gateways of Stanleytown (Henry County), Va., points in Virginia. (9) from points in North Carolina on and east of U.S. Highway 21, to points in Arkansas, Louisiana, Mississippi, Oklahoma and Texas. The purpose of this filing is to eliminate the gateways of Stanleytown (Henry County), Va., points in Virginia, and Macon, Ga. (10) from points in North Carolina on and east of U.S. Highway 21, to points in Florida. The purpose of this filing is to eliminate the gateways of Stanleytown (Henry County), Va., points in Virginia and Sumter, S.C. (11) from points in North Carolina on and east of U.S. Highway 21, to points in Virginia. The purpose of this filing is to eliminate the gateway of Stanleytown, Va. (12) from Danville, Va., to points in North Carolina. The purpose of this filing is to eliminate the gateway of Rocky Mount, Va.

(13) from Christiansburg, Va., to points in Kentucky, North Carolina, Ohio, Tennessee. The purpose of this filing is to eliminate the gateway of Rocky Mount, Va. (14) from Roanoke, Rocky Mount, and Galax, Va., to points in Arkansas and Mississippi. The purpose of this filing is to eliminate the gateway of Macon, Ga. (15) from Marion, Va., to points in Alabama, Arkansas, Mississippi, Oklahoma, and Texas. The purpose of this filing is to eliminate the gateway of Macon, Ga. (16) from Christiansburg, Appomattox, Winchester, and Danville, Va., to points in Arkansas, Mississippi, Oklahoma, and Texas. The purpose of this filing is to eliminate the gateways of Rocky Mount, Va. and Macon, Ga. (17) from Altavista, Va., to points in Maryland, New Jersey, New York, North Carolina, Pennsylvania, Virginia, Delaware, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (18) from Bedford, Va., to points in Virginia and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (19) from Kenbridge, Va., to points in Delaware, Maryland, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Virginia, West Virginia, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va.

(20) from Altavista, Bedford, and Kenbridge, Va., to points in Arkansas and Mississippi. The purpose of this filing is to eliminate the gateways of Roanoke, Va. and Macon, Ga. (21) from Richmond, Va., to points in Delaware, Maryland, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Virginia, West Virginia, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (22) from points in Pulaski County, Va., to points in Georgia, Indiana, Kentucky, Ohio, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (23) from Strasburg, Va., to points in Illinois, Indiana, Kentucky, Michigan, Ohio, North Carolina, Virginia, West Virginia, Delaware, Maryland, New Jersey, New York, Pennsylvania, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (24) from Staunton and Waynesboro, Va., to points in Delaware, Maryland, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Virginia, West Virginia, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Roanoke, Va. (25) from Richmond, Strasburg, Staunton, and Waynesboro, Va., to points in Arkansas, Mississippi, and Oklahoma. The purpose of this filing is to eliminate the gateways of Roanoke, Va. and Macon, Ga. (26) from points in Pulaski County, Va., to points in Arkansas, Oklahoma, Mississippi, and Texas. The purpose of this filing is to eliminate the gateways of Roanoke, Va. and Macon, Ga.





The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission *within 10 days* from the date of this publication. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 107012 (Sub-No. E123), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 48601. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Alfalfa, Beckham, Blaine, Caddo, Comanche, Cotton, Custer, Dewey, Ellis, Greer, Harmon, Harper, Jackson, Kiowa, Major, Roger Mill, Tillman, Washita, Woodward, and Woods Counties, Okla., to points in Fairfax, Fauquier, King George, Orange, Spotsylvania, Prince William, Stafford, Westmoreland, Alexandria, Fairfax, Fredericksburg, Falls Church, Arlington, Caroline, Essex, Culpeper, Clarke, Page, Harrisonburg, Frederick, Rappahannock, Winchester, Greene, Rockingham, Loudoun, Shenandoah, Madison, and Warren Counties, Va.; (2) from points in Beaver, Cimarron, and Texas Counties, Okla., to points in Per Quiman, Wilson, Gates, Nash, Camden, Pitt, Pasquotank, Halifax, Northampton, Tyrrell, Currituck, Hertford, Pamlico, Chowan, Dare, Hyde, Beaufort, Washington, Edgecombe, Martin, and Bertie Counties, N.C.; Orange, Fredericksburg, Falls Church, Culpeper, Fairfax, Spotsylvania, Westmoreland, Fauquier, Stafford, Essex, King George, Arlington, Prince William, Alexandria, Caroline, Madison, Warren, Frederick, Rockingham, Harrisonburg, Greene, Shenandoah, Rappahannock, Loudoun, Winchester, Page, Clarke, Waynesboro, Mecklenburg, Colonial Heights, Prince Edward, Henrico, New Kent, Richmond, Chesterfield, Prince George, Dinwiddie, Hanover, Albemarle, Petersburg, King William, King & Queen, Louisa, Nottoway, Amelia, Hopewell, Charlottesville, James Pity, Chas Pity, Goochland, Brunswick, Lunenburg, Cumberland, Powhatan, Buckingham, Fluvanna, Nansemond, Northampton, Mathews, Franklin, Middlesex, Lancaster, Emporia, Surry, Newport News, Wight of Isle, Norfolk, Sussex, Hampton, Northumberland, Williamsburg, Suffolk, Accomack, Richmond, Virginia Beach, York, Gloucester, Southampton, Portsmouth, Chesapeake, and Greensville Counties, Va.; (3) from points in Adair, McIntosh, Ottawa, Washington, Cherokee, Muskogee, Rogers, Craig, Nowata, Seqroyah, Delaware, Okmulgee, Tulsa, Mayes, Osage, and Wagoner Counties, Okla., to points in Arlington, King George, Spotsylvania, Stafford, Fredericksburg, Fairfax, Prince William, Falls Church, Essex, Orange, Fairfax, Culpeper, Alexandria, Fauquier, Caroline, and Westmoreland Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E124), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Clatsop, Linn, Washington, Clackamas, Marion, Yamhill, Columbia, Multhomah, Lane, Polk, Benton, Lincoln, and Tillamook Counties, Oreg., to points in Prairie, Lee, Phillips, Garland, Pulaski, Jefferson, Cleburne, Grant, Saline, Lonoke, Arkansas, White, Monroe, Conway, Hot Springs, Perry, Faulkner, Randolph, Baxter, Independence, Poinsett, St. Francis, Clay, Izard, Cross, Sharp, Craighead, Lawrence, Fulton, Stone, Greene, Jackson, Woodruff, Crittendon, and Mississippi Counties, Ark.; Lee, Van Buren, Jackson, Cedar, Dubuque, Linn, Wapello, Jefferson, Benton, Louisa, Washington, Johnson, Clinton, Muscatine, Henry, Jones, Davis, Scott, Iowa, Keokuk, and Des Moines Counties, Iowa; St. Charles, St. Mary, W. Baton Rouge, Iberia, Ascension, St. Helena, St. Tammany, W. Felician, Iberville, Orleans, St. James, Tangipahoa, Assumption, Lafourche, Plaquemine, St. John The Baptist, Terrebonne, E. Baton Rouge, Jefferson, Pointe Coupee, St. Martin, Washington, E. Felician, Livingston, and St. Bernard Counties, La.; and points in Mississippi; (2) from points in Douglas, Jackson, Josephine, Coos, and Curry Counties, Oreg., to points in Cross, Lawrence, Sharp, Craighead, Fulton, Izard, Stone, Greene, Poinsett, Jackson, Woodruff, Crittendon, Randolph, St. Francis, Baxter, Mississippi, Independence, and Clay Counties, Ark.; Wright, Howard, Franklin, Allamakee, Worth, Cerro Gordo, Delaware, Black Hawk, Winnebago, Chickasaw, Fayette, Bremer, Winneshiek, Clayton, Floyd, Buchanan, Mitchell, Hancock, Butler, Henry, Johnson, Jones, Louisa, Des Moines, Linn, Washington, Scott, Benton, Keokuk, Wapello, Muscatine, Cedar, Lee, Jefferson, Iowa, Clinton, Dubuque, Van Buren, Jackson, and Davis Counties, Iowa; Issaquena, Leflore, Talahatchi, Holmes, Humphreys, Warren, Bolivar, Sharkey, Washington, Carroll, Quitman, Yazoo, Coahoma, Montgomery, Sunflower, Grenada, Tippah, Yalobusha, Lowndes, Pontotoc, Calhoun, Tishomingo, Clay, Marshall, Prentiss, Chickasaw, Tunila, DeSoto, Monroe, Tate, Choctaw, Union, Itawamba, Oktibbeha, Lafayette, Alcorn, Webster, Lee, Panola, Benton, Harrison, Jones, Perry, Lamar, Stone, Pearl River, Wayne, Forrest, Jackson, George, Greene, Hancock, and Covington Counties, Miss.;

(3) From points in Crook, Sherman, DeSchutes, Wasco, Gilliam, Wheeler, Hood River, and Jefferson Countries, Oreg., to points in Poinsett, Stone, Baxter, Cross, Randolph, Jackson, Clay, Fulton, St. Francis, Woodruff, Craighead, Independence, Izard, Lawrence, Greene, Sharp, Mississippi, and Crittendon Counties, Ark.; Howard, Delaware, Hancock, Clayton, Mitchell, Fayette, Buchanan, Allamakee, Winnebago, Wright, Butler, Black Hawk, Winneshiek, Floyd, Cerro Gordo, Bremer, Worth, Franklin, Chickasaw, Washington, Scott, Muscatine, Benton, Cedar, Jefferson, Wapello, Jackson, Des Moines, Lee, Keokuk, Linn, Dubuque, Van Buren, Jones, Clinton, Henry, Louisa, Johnson, Davis, and Iowa Counties, Iowa; and points in Mississippi; (4) from points in Klamath, Lake, Malheur, and Harney Counties, Oreg., to points in Poinsett, Woodruff, Izard, Greene, Randolph, Cross, Jackson, Baxter, St. Francis, Fulton, Lawrence, Clay, Sharp, Independence, Crittendon, Stone, Mississippi, and Craighead Counties, Ark.; Butler, Fayette, Mitchell, Buchanan, Cerro Gordo, Floyd, Winnebago, Bremer, Crickasaw, Franklin, Winneshiek, Black Hawk, Clayton, Hancock, Worth, Allamakee, Delaware, Howard, Wright, Keokuk, Iowa, Washington, Van Buren, Benton, Lee, Jackson, Linn, Scott, Des Moines, Jefferson, Wapello, Davis, Dubuque, Johnson, Louisa, Clinton, Henry, Jones, Muscatine, and Cedar Counties, Iowa; Issaquena, Warren, Sunflower, Grenada, Humphreys, Washington, Sharkey, Montgomery, Yazoo, Coahoma, Quitman, Talahatchi, Carroll, Leflore, Holmes, Bolivar, Tippah, Webster, Desoto, Marshall, Chickasaw, Tishomingo, Pontotoc, Itawamba, Tate, Calhoun, Tunila, Yalobusha, Lafayette, Monroe, Benton, Union, Choctow, Lee, Oktibbeha, Alcorn, Prentiss, Clay, Lowndes, Panola, Kemper, Lauderdale, Noxubee, Clarke, Jasper, Leake, Rankin, Clairborne, Hinds, Madison, Scott, Attala, Smith, Neshoba, Simpson, Winston, Newton, Copiah, Jackson, Stone, George, Lamar, Wayne, Forrest, Pearl River, Jones, Covington, Hancock, Harrison, Perry, and Greene Counties, Miss.;

(5) From points in Umatilla, Union, Baker, Wallowa, Grant, and Morrow Counties, Oreg., to points in Fulton, Stone, St. Francis, Crittendon, Independence, Stone, Izard, Greene, Woodruff, Poinsett, Craighead, Baxter, Jackson, Randolph, Clay, Mississippi, Lawrence, and Cross Counties, Ark.; Jefferson, Muscatine, Washington, Dubuque, Benton, Keokuk, Scott, Iowa, Des Moines, Lee, Van Buren, Jackson, Davis, Linn, Wapello, Henry, Clinton, Louisa, Johnson, Jones, and Cedar Counties, Iowa; St. Charles, St. Martin, Tangipahoa, Jefferson, Assumption, St. Helena, St. Mary, Terrebonne, Lafourche, Iberville, St. James, Pointe Coupee, Washington, Liv-

ingston, Iberia, Plaquemine, St. Bernard, W. Baton Rouge, Orleans, E. Feliciana, St. John The Baptist, St. Tammany, W. Feliciana, E. Baton Rouge, and Ascension Counties, La.; and points in Mississippi. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E125), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Fayette, Washington, Allegheny, Greene, Westmoreland, Armstrong, Indiana, Bearer, Lawrence, Butler, and Somerset Counties, Pa., to points in Washington, Perry, Conecuh, Lawndes, Sumter, Baldwin, Dallas, Marengo, Wilcox, Butler, Escambia, Mobile, Choctaw, Greene, Monroe, Clarke, and Hale Counties, Ala.; Holmes, Washington, Bay, Jackson, Calhoun, Okaloosa, Escambia, Santa Rosa, Gulf, and Walton Counties, Fla.; (2) from points in Crawford, McKean, Elk, Mercer, Erie, Potter, Cameron, Forest, Venango, Clarion, Jefferson, and Warren Counties, Pa., to points in Talladega, Jefferson, Elmore, Chambers, Tallapoosa, Lee, Autauga, Cherokee, St. Clair, Randolph, Bibb, Chilton, Shelby, Coosa, Blount, Clay, Etowah, Cullman, Calhoun, Cleburne, Wilcox, Conecuh, Clarke, Monroe, Mobile, Dallas, Sumter, Baldwin, Escambia, Perry, Butler, Greene, Washington, Choctaw, Hale, Lawndes, and Marengo Counties, Ala.; Holmes, Washington, Bay, Jackson, Calhoun, Okaloosa, Escambia, Santa Rosa, Gulf, and Walton Counties, Fla.; (3) from points in Adams, Clearfield, Fulton, Montour, Union, Bedford, Clinton, Huntingdon, Northumberland, Blair, Cumberland, Juniata, Perry, Cambria, Dauphin, Lycoming, Snyder, Centre, Franklin, Mifflin, and Tioga Counties, Pa., to points in Choctaw, Mobile, Escambia, Clarke, Monroe, Hale, Dallas, Sumter, Baldwin, Lawndes, Greene, Washington, Butler, Perry, Marengo, Wilcox, and Conecuh Counties, Ala.; Escambia, Santa Rosa, Gulf, Walton, Holmes, Washington, Bay, Jackson, Calhoun, and Okaloosa Counties, Fla.;

(4) from points in Bradford, Monroe, Wyoming, Carbon, Pike, Columbia, Susquehanna, Lackawanna, Sullivan, Luzerne, and Wayne Counties, Pa., to points in Franklin, Tuscaloosa, Lamar, Fayette, Pickens, Colbert, Lawrence, Winston, Marion, Walker, Lauderdale, Sumter, Perry, Lawndes, Conecuh, Washington, Choctaw, Hale, Clarke, Wilcox, Butler, Greene, Mobile, Baldwin, Dallas, Monroe, Marengo, and Escambia Counties, Ala.; Gulf, Walton, Calhoun, Escambia, Santa Rosa, Bay, Jackson, Okaloosa, Washington, and Holmes Counties, Fla.; and (5) from points in Berks, Lebanon, Schuylkill, Bucks, Lehigh, York, Chester, Montgomery, Delaware, Northampton, Lancaster, and Philadelphia Counties, Pa., to points in Walker, Tuscaloosa, Lauderdale, Franklin, Winston, Lamar, Fayette, Pickens, Colbert, Marion, Lawrence, Washington, Choctaw, Lawndes, Conecuh, Monroe, Butler, Hale, Clarke, Perry, Baldwin, Greene, Wilcox, Mobile, Escambia, Sumter, Marengo, and Dallas Counties, Ala.; Escambia, Washington, Holmes, Calhoun, Walton, Gulf, Bay, Santa Rosa, Okaloosa, and Jackson Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E126), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs*, uncrated; (1) from points in Bristol, Newport, and Washington Counties, R.I., to points in Lauderdale, Tuscaloosa, Colbert, Lawrence, Walker, Marion, Winston, Pickens, Franklin, Lamar, Fayette, Hale, Greene, Clarke, Baldwin, Lawndes, Dallas, Sumter, Choctaw, Mobile, Wilcox, Perry, Marengo, Escambia, Monroe, Washington, Conecuh, and Butler Counties, Ala.; Washington, Santa Rosa, Jackson, Gulf, Walton, Escambia, Holmes, Calhoun, Okaloosa, and Bay Counties, Fla.; (2) from points in Kent and Providence, R.I., to points in Lauderdale, Walker, Colbert, Lawrence, Winston, Marion, Lamar, Pickens, Franklin, Tuscaloosa, Fayette, Washington, Wilcox, Mobile, Monroe, Lawndes, Perry, Conecuh, Butler, Sumter, Dallas, Baldwin, Marengo, Escambia, Choctaw, Greene, Clarke, and Hale Counties, Ala.; Gulf, Walton, Holmes, Washington, Jackson, Escambia, Okaloosa, Bay, Santa Rosa, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E127), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Aiken, Keeshaw, Richland, Calhoun, Lancaster, Sumter, Chesterfield, Lee, Darlington, Lexington, Fairfield, and Marlboro Counties, S.C., to points in Kings, Tulare, Inyo, Fresno, Solano, Sutter, San Mateo, Santa Cruz, Marin, Alpine, San Joaquin, Tuolumne, Placer, Colusa, Mariposa, Amador, Sonoma, San Francisco, San Benito, Contra Costa, Merced, Calaveras, Stanislaus, Sacramento, Santa Clara, Eldorado, Mono, Napa, Yolo, Monterey, Madera, Alameda, Glenn, Trinity, Humboldt, Lake, Mendicino, Tehama, Butte, Shasta, Lassen, Sierra, Moduc, Yuba, Nevada, Siskiyou, and Plumas Counties, Calif.; Grand, Park, Fremont, Denver, Adams, Jackson, Pitkin, El Paso, Cedar Creek, Jefferson, Summit, Elbert, Chaffee, Lake, Teller, Eagle, Boulder, Larimer, Gilpin, Douglas, Arapahoe, Weld, Logan, Washington, Kit Carson, Sedgwick, Phillips, Yuma, Morgan, Rio Grande, Montrose, Gunnison, Alamosa, San Juan, Montezuma, Delta, San Miguel, Mineral, Dolores, Saguache, LaPlata, Conejos, Quray, Hinsdale, Archuleta, Mesa, Garfield, Routt, Rio Blanco, and Moffatt Counties, Colo.; Storey, Marion, Tama, Hamilton, Clarke, Warren, Poweshiek, Madison, Grundy, Boone, Polk, Monroe, Lucas, Greene, Appanoose, Marshall, Webster, Jasper, Decatur, Mahaska, Wayne, Hardin, Dallas, Osceola, Plymouth, Kossuth, Crawford, Buena Vista, Sac, O'Brien, Ida, Cherokee, Sioux, Monona, Humboldt, Clay, Woodbury, Palo Alto, Emmet, Carroll, Pocahontas, Lyon, Dickinson, Calhoun, Union, Audubon, Montgomery, Shelby, Cass, Mills, Taylor, Fremont, Page, Adair, Guthrie, Pottawatta, Adams, Harrison, Ringgold, Hancock, Worth, Howard, Wright, Mitchell, Delaware, Winnebago, Fayette, Winneshiek, Floyd, Franklin, Butler, Allamakee, Cerro Gordo, Black Hawk, Chickasaw, Bremer, Clayton, and Buchanan Counties, Iowa; Esmeralda, Eureka, Lander, Nye, Washoe, Douglas, Pershing, Humboldt, Storey, Mineral, Lyon, Churchill, Ormsby, Elko, and Whitepine Counties, Nev.;

(2) from points in Chester, McCormick, York, Cherokee, Newberry, Edgefield, Saluda, Greenwood, Spartanburg, Lamens, and Union Counties, S.C.; to points in Los Angeles, Ventura, Kern, Orange, San Luis Obispo, Santa Barbara, Fresno, Inyo, Kings, Tulare, Yolo, Santa Cruz, Sacramento, Napa, Amador, Madera, Solano, Santa Clara, San Benito, Monterey, Calaveras, Marin, Sonoma, San Mateo, Tuolumne, Merced, Colusa, Mariposa, Mono, San Francisco, Sutter, Alameda, Contra Costa, Stanislaus, San Joaquin, Placer, Alpine, Eldorado, Glenn, Tehama, Trinity, Humboldt, Lake, Mendicino, Butte, Plumas, Shasta, Lassen, Sierra, Modoc, Siskiyou, Nevada, and Yuba Counties, Calif.; Gilpin, Larimer, Chaffee, Denver, Fremont, Grand, Jackson, Adams, Douglas, Lake, Summit, Arapahoe, Eagle, Jefferson, Teller, Boulder, Elbert, Park, Pitkin, Cedar Creek, El Paso, Kit Carson, Sedgwick, Washington, Logan, Weld, Morgan, Yuma, Phillips, San Miguel, Alamosa, Dolores, Montezuma, Rio Grande, Montrose, Gunnison, Saguache, Archuleta, Hinsdale, Quray, Conejos, LaPlata, San Juan, Delta, Mineral, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; Story, Mahaska, Monroe, Dallas, Hardin, Poweshiek, Madison, Polk, Decatur, Jasper, Webster, Marion, Appanoose, Greene, Lucas, Wayne, Tama, Boone, Grundy, Warren, Marshall, Clarke, Hamilton, Pocahontas, Osceola, Buena Vista, Crawford, Kossuth, Palo Alto, Plymouth, Calhoun, Dickinson, Sac, Monona, Carroll, Emmet, Sioux, Lyon, Cherokee, Humboldt, O'Brien, Woodbury, Clay, Ida, Union, Adams, Harrison, Taylor, Audubon, Mills, Shelby, Cass, Montgomery, Ringgold, Fremont, Page, Adair, Guthrie, Pottawatta, Worth, Hancock, Bremer, Clayton, Wright, Howard, Buchanan, Delaware, Winneshiek, Mitchell, Butler, Fayette, Franklin, Allamakee, Cerro Gordo, Floyd, Winnebago,





Black Hawk, and Chickasaw Counties, Iowa; points in Nevada; and McKinley, Rio Arriba, and San Juan Counties, N. Mex.;

(3) from points in Allendale, Charleston, Orangeburg, Bamberg, Colleton, Barnwell, Dorchester, Beaufort, Hampton, Berkeley, and Jasper Counties, S.C., to points in Inyo, Fresno, Tulare, Kings, San Mateo, Stanislaus, San Benito, Sacramento, Yolo, San Francisco, Sutter, Santa Cruz, Placer, Sonoma, Solano, Napa, Tuolumne, Santa Clara, Monterey, San Joaquin, Madera, Calaveras, Mono, Marin, Amador, Alameda, Eldorado, Alpine, Mariposa, Contra Costa, Merced, Colusa, Glenn, Humboldt, Trinity, Tehama, Mendicino, Lake, Butte, Sierra, Lassen, Shasta, Plumas, Yuba, Nevada, Siskiyou, and Modoc Counties. Calif.; Teller, Jefferson, Adams, Douglas, Arapahoe, Lake, Pitkin, El Paso, Denver, Summit, Gilpin, Fremont, Chaffee, Larimer, Grand, Eagle, Cedar Creek, Park, Jackson, Elbert, Boulder, Kit Carson, Weld, Logan, Washington, Sedgwick, Yuma, Phillips, Morgan, Garfield, Mesa, Routt, Rio Blanco, and Moffat Counties, Colo.; Wayne, Warren, Monroe, Hardin, Dallas, Webster, Poweshiek, Mahaska, Hamilton, Clarke, Madison, Story, Appanoose, Grundy, Boone, Marion, Tama, Lucas, Greene, Marshall, Polk, Jasper, Decatur, Plymouth, Osceola, Buena Vista, Dickinson, Calhoun, Sac, Woodbury, Kossuth, Crawford, Sioux, Monona, Ida, Clay, Pocahontas, O'Brien, Humboldt, Cherokee, Palo Alto, Lyon, Emmet, Carroll, Shelby, Page, Guthrie, Union Pottawatta, Fremont, Ringgold, Montgomery, Cass, Taylor, Mills, Audubon, Adair, Harrison, Adams, Winneshiek, Hancock, Fayette, Butler, Howard, Franklin, Delaware, Buchanan, Winnebago, Worth, Clayton, Bremer, Wright, Allamakee, Chickasaw, Black Hawk, Mitchell, Floyd, and Cerro Gordo Counties, Iowa; Esmeralda, Eureka, Nye, Lander, Douglas, Pershing, Churchill, Ormsby, Mineral, Washoe, Lyon, Storey, Humboldt, Elko, and Whitepine Counties, Nev.;

(4) from points in Clarendon, Marion, Dillon, Williamsburg, Florence, Georgetown, and Horry Counties, S. C., to points in Los Angeles, Ventura, Kern, Santa Barbara, San Luis Obispo, Orange, Fresno, Inyo, Tulare, Kings, Tuolumne, Solano, San Mateo, Napa, San Francisco, Amador, Yolo, Stanislaus, Santa Clara, Mariposa, Eldorado, Alpine, Mono, Sonoma, Monterey, Placer, Contra Costa, Alameda, Sutter, Merced, Madera, San Benito, Colusa, Santa Cruz, San Joaquin, Marin, Sacramento, Calaveras, Mendicino, Trinity, Lake, Tehama, Humboldt, Glenn, Siskiyou, Butte, Yuba, Shasta, Sierra, Plumas, Modoc, Nevada, and Lassen Counties, Calif.; Teller, Jackson, Jefferson, Cedar Creek, Arapahoe, Summit, Eagle, Fremont, Boulder, Park, Elbert, Gilpin, Adams, Pitkin, Larimer, Lake, Douglas, Grand, El Paso, Chaffee, Denver, Yuma, Morgan, Weld, Logan, Washington, Kit Carson, Sedgwick, Phillips, Montezuma, Saguache, Hinsdale, Archuleta, San Miguel, Montrose, Gunnison, San Juan; Rio Grande, Dolores, Mineral, Quray, Delta, LaPlata, Alamosa, Conejos, Garfield, Moffat, Mesa, Routt, and Rio Blanco Counties, Colo.; points in Iowa and Nevada; Rio Arriba, McKinley, and San Juan Counties, N. Mex.;

(5) from points in Abbeville, Anderson, Greenville, Ocomee, and Pickens Counties, S.C., to points in Inyo, Fresno, Kings, Tulare, Tuolumne, Mono, Santa Clara, Eldorado, Stanislaus, Alameda, Yolo, Merced, Santa Cruz, Madera, Sonoma, Alpine, Placer, San Francisco, Sacramento, Marin, Solano, Amador, Napa, San Joaquin, San Benito, Mariposa, Calaveras, Monterey, Contra Costa, San Mateo, Sutter, Colusa, Trinity, Glenn, Humboldt, Lake, Mendicino, Tehama, Siskiyou, Modoc, Yuba, Nevada, Shasta, Plumas, Sierra, Lassen, and Butte Counties, Calif.; El Paso, Park, Gilpin, Larimer, Adams, Elbert, Pitkin, Denver, Arapahoe, Eagle, Grand, Douglas, Boulder, Teller, Jackson, Jefferson, Cedar Creek, Summit, Fremont, Lake, Chaffee, Yuma, Morgan, Weld, Phillips, Washington, Sedgwick, Kit Carson, Logan, San Miguel, Quray, Mineral, Alamosa, Hinsdale, Montrose, Archuleta, San Juan, LaPlata, Conejos, Saguache, Montezuma, Delta, Rio Grande, Gunnison, Dolores, Mesa, Moffat, Rio Blanco, Routt, and Garfield Counties, Colo.; Jasper, Polk, Poweshiek, Mahaska, Boone, Greene, Lucas, Story, Madison, Appanoose, Marion, Webster, Marshall, Grundy, Dallas, Monroe, Hamilton, Tama, Decatur, Hardin, Wayne, Warren, Clarke, Lyon, Plymouth, Dickinson, Ida, Clay, Monona, Pocahontas, Humboldt, Cherokee, O'Brien, Sac, Emmet, Carroll, Osceola, Sioux, Woodbury, Calhoun, Palo Alto, Crawford, Kossuth, Buena Vista, Pottawatta, Harrison, Ringgold, Mills, Guthrie, Page, Fremont, Union, Cass, Taylor, Audubon, Shelby, Adams, Montgomery, Adair, Winnebago, Cerro Gordo, Chickasaw, Butler, Delaware, Howard, Floyd, Buchanan, Worth, Winneshiek, Wright, Bremer, Mitchell, Hancock, Clayton, Black Hawk, Fayette, Franklin, and Allamakee Counties, Iowa; Lander, Nye, Esmeralda, Eureka, Storey, Douglas, Ormsby, Humboldt, Washoe, Lyon, Pershing, Mineral, Churchill, Elko, and Whitepine Counties, Nev. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E128), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated*, (1) from points in Aurora, Bon Homme, Charles Mix, Clay, Davison, Douglas, Gregory, Hanson, Hutchinson, Jerauld, Lake, Lincoln, McCook, Minnehaha, Miner, Moody, Sanborn, Turner, Union, Yankton Counties, S. Dak., to points in Tunila, Union, Webster, Yalobusha, Marshall, Lowndes, Lee, Lafayette, Itawamba, DeSoto, Clay, Choctaw, Chickasaw, Calhoun, Benton, Alcorn, Tishomingo, Tate, Tippah, Prentiss, Pontotoc, Panola, Oktibbeha, Monroe, Perry, Pearl River, Lamar, Jones, Jackson, Harrison, Hancock, Greene, George, Forrest, Covington, Wayne, Stone Counties, Miss., Putnam, Pickett, Overton, Montgomery Macon, Jackson, Dickson, DeKalb, Davidson, Clay, Cheatham, Cannon, Williamson, Wilson, Trousdale, Sumner, Smith, Rutherford, Robertson, Roane, Sequatchie, Van Buren, Warren, White, Meigs, Marshall, Marion, McMinn, Grundy, Franklin, Fentress, Cumberland, Coffee, Bradley, Bledsoe, Bedford, Rhea, Morgan, Polk, Moore, Monroe, Loudon, Lincoln, Hamilton, Washington, Campbell, Blount, Anderson, Union, Unicol, Sullivan, Sevier, Scott, Knox, Johnson, Jefferson, Hawkins, Hamblen, Hancock, Greene, Grainger, Cocke, Claiborne, Carter, Weakley, Benton, Carroll, Decator, Giles, Hardin, Henderson, Henry, Hickman, Houston, Humphreys, Lawrence, Lewis, Maury, Perry, Stewart, Wayne Counties, Tenn.; (2) from points in Beadle, Brown, Brookings, Clark, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Roberts, Spink Counties, S. Dak., to points in West Baton Rouge, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, West Feliciana, TerreBonne, Washington, Ascension, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Jefferson, LaFourche, Livingston, Orleans, Plaquemine, Pointe Coupee, St. Bernard Counties, La., and points in Mississippi and Tennessee;

(3) from points in Brule, Buffalo, Hand, Hughes, Hyde, Jones, Lyman, Mellette, Stanley, Sully, Todd, Tripp Counties, S. Dak., to points in St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Bernard, St. Tammany, Tangipahoa, TerreBonne, Washington, West Baton Rouge, West Feliciana, Livingston, LaFourche, Jefferson, Iberville, Iberia, East Feliciana, East Baton Rouge, Assumption, Ascension, Pointe Coupee, Plaquemine, Orleans Counties, La., and points in Mississippi and Tennessee; (4) from points in Campbell, Corson, Dewey, Edmunda, Faulk, Harding, McPherson, Perkins, Potter, Walworth Counties, S. Dak., to points in Poinsett, Lawrence, Randolph, St. Francis, Sharp, Mississippi, Stone, Woodruff, Greene, Craighead, Clay, Baxter, Jackson, Izard, Independence, Fulton, Cross, Crittendon Counties, Ark., St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, TerreBonne, Washington, West Baton Rouge, West Feliciana, St. Bernard, Pointe Coupee, Plaquemine, Iberville, Iberia, East Feliciana, East Baton Rouge, Assumption, Ascension, Orleans, Livingston, LaFourche, Jefferson, Winn, West Carroll, Union, Madison, Lincoln, Jackson, Franklin, East Carroll, Caldwell, Tensas, Richland, Quachita, Morehouse Counties, La., and points in Mississippi and Tennessee; (5) from points in Bennett, Butte, Custer, Fall River, Haakon, Jackson, Lawrence, Meade, Pennington, Shannon, Washabaugh, Ziebach Counties, S. Dak., to points in Mississippi and Wilson, Williamson, Sumner, Trousdale, Smith, Rutherford, Robertson, DeKalb, Dickson, Jackson, Macon, Montgomery, Overton, Pickett, Putnam, Cannon, Cheatham,

Clay, Davidson, Marshall, Meigs, Monroe, Moore, Morgan, Polk, Rhea, Marion, Roane, Sequatchie, Van Buren, Warren, White, Franklin, Grundy, Hamilton, Lincoln, Loudon, McMinn, Bedford, Bledsoe, Bradley, Coffee, Cumberland, Fentress, Johnson, Union, Washington, Unicoi, Knox, Sevier, Scott, Sullivan, Grainger, Hancock, Hawkins, Jefferson, Anderson, Blount, Campbell, Carter, Claiborne, Cocke, Greene, Hamblen, Perry, Maury, Stewart, Wayne, Weakley, Houston, Humphreys, Lawrence, Lewis, Benton, Carroll, Decatur, Giles, Hardin, Henderson, Henry, Hickman Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E129), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated*, (1) from points in Cannon, Cheatham, Clay, Davidson, DeKalb, Dickson, Jackson, Macon, Montgomery, Overton, Pickett, Putnam, Robertson, Rutherford, Smith, Sumner, Trousdale, Williamson, Wilson Counties, Tenn., to points in Santa Clara, Tuolumne, Yolo, Santa Cruz, Solano, San Mateo, Sonoma, Stanislaus, Sutter, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Francisco, San Joaquin, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Eldorado, Madera, Lake, Mendicino, Tehama, Glenn, Humboldt, Trinity, Yuba, Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Siskiyou, Sierra Counties, Calif., Garfield, Mesa, Moffat, Rio Blanco, Routt Counties, Colo., Woodbury, Sioux, Kossuth, Ida, Humboldt, Emmet, Dickinson, Crawford, Clay, Cherokee, Carroll, Calhoun, Buena Vista, Sac, Pocahontas, Plymouth, Palo Alto, Osceola, O'Brien, Monona, Lyon, Floyd, Fayette, Delaware, Clayton, Chickasaw, Cerro Gord, Butler, Buchanan, Bremer, Black Hawk, Allamakee, Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Franklin, Hancock Counties, Iowa, Wayne, Washington, Dixon, Dodge, Knox, Madison, Merrick, Pierce, Platte, Polk, Stanton, Thurston, Vance, Antelope, Boone, Burt, Butler, Cedar, Colfax, Dakota, Cuming, Valley, Rock, Wheeler, Thomas, Sherman, Grant, Greeley, Hall, Holt, Hooker, Howard, Keyapana, Lawson, Logan, Loup, McPherson, Arthur, Blaine, Boyd, Brown, Buffalo, Cherry, Custer, Garfield, Box Butte, Dawes, Sheridan, Sioux, Banner, Cheyenne, Deuel, Garden, Kimball, Morrill, Scot Bluff Counties, Nebr., Esmeralda, Eureka, Lander, Nye, Washoe, Churchill, Douglas, Humboldt, Lyon, Mineral, Ormsby, Pershing, Storey, Elko, Whitepine Counties, Nev., and points in South Dakota, Utah, Wyoming, and Idaho;

(2) from points in Bedford, Bledsoe, Bradley, Coffee, Cumberland, Fentress, Franklin, Grundy, Hamilton, Lincoln, Loudon, Marion, Marshall, McMinn, Meigs, Monroe, Moore, Morgan, Polk, Rhea, Roane, Sequatchie, Van Buren, Warren, White Counties, Tenn.; to points in Tulare, Kings, Fresno, Inyo, Tuolumne, Yolo, Sutter, Eldorado, Madera, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Benito, Sacramento, San Mateo, San Joaquin, San Francisco, Santa Clara, Santa Cruz, Sonoma, Solano, Stanislaus, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Humboldt, Lake, Mendicino, Tehama, Glenn, Trinity, Sierra, Siskiyou, Yuba, Butte, Lassen, Modoc, Nevada, Plumas, Shasta Counties, Calif., Routt, Moffat, Rio Blanco, Mesa, Garfield Counties, Colo., Story, Poweshiek, Polk, Monroe, Marshall, Marion, Mahaska, Madison, Lucas, Jasper, Hardin, Greene, Grundy, Hamilton, Decatur, Boone, Clarke, Dallas, Appanoose, Webster, Wayne, Warren, Tama, Sac, Pocahontas, Plymouth, Palo Alto, Osceola, O'Brien, Monona, Lyon, Kossuth, Ida, Humboldt, Dickinson, Crawford, Emmet, Clay, Calhoun, Carroll, Cherokee, Buena Vista, Woodbury, Sioux, Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Delaware, Cerro Gord, Chickasaw, Clayton, Butler, Buchanan, Black Hawk, Bremer, Allamakee Counties, Iowa, Vance, Thurston, Stanton, Polk, Platte, Pierce, Merrick, Madison, Knox, Dodge, Dixon, Cuming, Colfax, Dakota, Cedar, Butler, Burt, Boone, Antelope, Wayne, Washington, McPherson, Loup, Logan, Lawson, Keyapana, Howard, Hooker, Holt, Hall, Greeley, Grant, Cherry, Custer, Garfield, Buffalo, Blaine, Brown, Boyd, Arthur, Wheeler, Valley, Thomas, Sherman, Rock, Dawes, Sheridan, Sioux, Box Butte, Morrill, Scot Bluff, Kimball, Deuel, Garden, Cheyenne, Banner Counties, Nebr., Nye, Lancer, Eureka, Esmeralda, Washoe, Ormsby, Pershing, Storey, Mineral, Lyon, Humboldt, Douglas, Churchill, Whitepine, Elko Counties, Nev., and points in Idaho, South Dakota, Utah and Wyoming;

(3) from points in Anderson, Blount, Carter, Campbell, Claiborne, Cocke, Greene, Grainger, Hancock, Hamblen, Hawkins, Jefferson, Johnson, Knox, Scott, Sevier, Sullivan, Union, Unicoi, Washington Counties, Tenn., to points in California, Yuma County, Ariz., Teller, Cedar Creek, Boulder, Arapahoe, Adams, Summit, Pitkin, Park, Larimer, Jackson, Jefferon, Lake, Grand, Gilpin, Fremont, El Paso, Elbert, Eagle, Denver, Douglas, Chaffee, Weld, Sedgwick, Logan, Morgan, Yuma, Phillips, Washington, Kit Carson, Delta, Conejos, Alamosa, Archuleta, San Juan, Saguache, San Miguel, Rio Grande, Quray, Montrose, Montezuma, Mineral, La Plata, Hinsdale, Gunnison, Dolores, Rio Blanco, Moffat, Mesa, Garfield, Routt Counties, Colo., Warren, Wayne, Webster, Dallas, Clarke, Appanoose, Boone, Tama, Story, Polk, Poweshiek, Monroe, Marion, Marshall, Mahaska, Madison, Lucas, Jasper, Hardin, Hamilton, Grundy, Greene, Decatur, Woodbury, Cherokee, Carroll, Calhoun, Buena Bista, Sioux, Sac, Pocahontas, Plymouth, O'Brien, Osceola, Palo Alto, Monona, Lyon, Kossuth, Ida, Humboldt, Emmet, Dickinson, Crawford, Clay, Cass, Audubon, Adams, Adair, Taylor, Union, Shelby, Ringgold, Pottawatta, Page, Montgomery, Mills, Guthrie, Harrison, Fremont, Buchanan, Bremer, Allamakee, Black Hawk, Wright, Worth, Winneshiek, Mitchell, Howard, Winnebago, Hancock, Franklin, Floyd, Fayette, Delaware, Clayton, Cerro Gord, Chickasaw, Butler Counties, Iowa, and points in Idaho, Nebraska, Nevada, South Dakota, Utah, and Wyoming; (4) from points in Chester, Crockett, Dyer, Fayette, Gibson, Haywood, Hardeman, Lauderdale, Lake, Madison, McNairy, Obion, Shelby, Tipton Counties, Tenn., to points in Humboldt, Lake, Mendicino, Tehama, Trinity, Glenn, Butte, Lassen, Nevada, Shasta, Sierra, Siskiyou, Yuba, Modoc, Plumas Counties, Calif., Washington, Boise, Camas, Canyon, Custer, Elmore, Gooding, Gem, Owyhee Lemhi, Twin Falls, Payette, Valley, Ada, Adams, Boundry, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, Shoshone, Benewah, Bonner Counties, Idaho, Mitchell, Winnebago, Winneshiek, Worth, Wright, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Floyd, Fayette, Hancock, Franklin, Howard, Allamakee, Black Hawk Counties, Iowa, Brookings, Brown, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Spink, Roberts, Beadle, Clark, Brule, Buffalo, Hand, Hughes, Hyde, Stanley, Mellette, Sully, Todd, Tripp, Jones, Lyman, Dewey, Edmunda, Faulk, Harding, McPherson, Potter, Perkins, Walworth, Campbell, Corson Counties, S. Dak., Crook, Johnson, Sheridan, Washakie, Weston, Big Horn, Campbell Counties, Wyo.;

(5) from points in Benton, Carroll, Decatur, Giles, Hardin, Henry, Henderson, Hickman, Houston, Humphreys, Lawrence, Lewis, Maury, Perry, Stewart, Wayne, Weakley Counties, Tenn., to points in Inyo, Fresno, Kings, Tulare, Tuolumne, Yolo, Sonoma, Solano, Santa Cruz, Santa Clara, San Joaquin, San Mateo, San Francisco, Stanislaus, Sutter, Mariposa, Merced, Mono, Monterey, Napa, San Benito, Placer, Sacramento, Alameda, Alpine, Amador, Calaveras, Colusa, Contra Costa, Eldorado, Madera, Marin, Lake, Mendicino, Tehama, Glenn, Humboldt, Trinity, Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, Yuba Counties, Calif., Sac, Woodbury, Sioux, Pocahontas, Ida, Kossuth, Lyon, Monona, O'Brien, Osceola, Palo Alto, Plymouth, Buena Vista, Calhoun, Carroll, Cherokee, Clay, Crawford, Dickinson, Emmet, Humboldt, Worth, Wright, Buchanan, Butler, Cerro Gord, Chickasaw, Howard, Mitchell, Winnebago, Winneshiek, Allamakee, Black Hawk, Bremer, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock Counties, Iowa, Washington, Thurston, Vance, Wayne, Dakota, Dixon, Dodge, Knox, Pierce, Platte, Polk, Stanton, Antelope, Boone, Burt, Butler, Cedar, Colfax, Cuming, Madison, Merrick, Box Butte, Dawes, Sheridan, Sioux Counties, Nebr., Esmeralda, Eureka, Lander, Nye, Churchill, Douglas, Humboldt, Lyon, Mineral, Ormsby, Pershing, Storey, Washoe, Elko, Whitepine Counties, Nev., Rich, Salt Lake, Summit,





Tooele, Utah, Wasatch, Box Elder, Cache, Davis, Morgan, Weber, Beaver, Iron, Washington Counties, Utah, Park, Teton, Yellowstone National Park, Fremont, Hot Spring, Natrona, Big Horn, Campbell, Crook, Johnson, Sheridan, Washakie, Weston, Lincoln, Sublette, Sweetwater, Uinta Counties, Wyo.; and points in South Dakota and Idaho. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E130), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated*, (1) from points in Anderson, Angelina, Bowie, Camp, Cass, Cherokee, Collin, Dallas, Delta, Ellis, Fannin, Freestone, Franklin, Grayson, Gregg, Harrison, Henderson, Hopkins, Hunt, Kaufman, Lamar, Marion, Morris, Nacogdochs, Panola, Rains, Red River, Rockwall, Rusk, Sabine, Shelby, Smith, San Augustine, Titus, Upshur, Van Zandt, Wood Counties, Tex., to points in Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Mitchell, Winneshiek, Winnebago, Worth, Wright, Allamakee, Black Hawk, Bremer, Buchana Counties, Iowa, Tasca, St. Louis, Aitkin, Carlton, Cook, Lake, Lake Woods, Mahnomen, Marshall, Pennington, Norman, Polk, Red Lake, Roseau, Beltrami, Clearwater, Kittson, Koochichin Counties, Minn.; (2) from points in Austin, Bastrop, Bell, Brazoria, Brazos, Burleson, Caldwell, Calhoun, Chambers, Colorado, Comal, De Witt, Fayette, Falls, Fort Bend, Galveston, Gonzales, Grimes, Guadalupe, Hardin, Harris, Hays, Houston, Jackson, Jasper, Jefferson, Lavaca, Lee, Leon, Liberty, Limestone, Madison, Matagorda, Milan, Montgomery, Newton, Orange, Polk, Robertson, San Jacinto, Trinity, Travis, Tyler, Victoria, Walker, Washington, Waller, Wharton, Williamson Counties, Tex., to points in Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Delaware, Clayton, Chickasaw, Butler, Cerro Gord, Buchanan, Bremer, Black Hawk, Allamakee Counties, Iowa and Lake, St. Louis, Tasca, Aitkin, Carlton, Cook, Chisago, Dakota, Dodge, Faribault, Fillmore, Freeborn, Hennepin, Good Hue, Houston, Isanti, Kanabec, Le Sueur, McLeod, Mille Lacs, Mower, Nicollet, Olmstead, Pine, Ramsey, Rice, Scott, Sherburne, Sibley, Steele, Wabasha, Wasela, Washington, Winona, Wright, Anoka, Blue Earth, Carver, Koochichin, Lake Woods, Mahnomen, Norman, Marshall, Pennington, Red Lake, Polk, Roseau, Beltrami, Clearwater, Kittson Counties, Minn.;

(3) from points in Arkansas, Atascosa, Bandera, Bee, Bexar, Brooks, Cameron, Dimmit, Duval, Frio, Goliad, Hildago, Jim Hogg, Jim Wells, Kaines, Kenedy, Kinney, Kleberg, La Salle, Live Oak, Maverick, McMullen, Medina, Nueces, Refugio, Real, San Patrico, Starr, Uvalde, Webb, Wilson, Willacy, Zavala, Zapata Counties, Tex., to points in Franklin, Floyd, Fayette, Delaware, Clayton, Chickasaw, Cerro Gord, Butler, Wright, Winneshiek, Worth, Winnebago, Mitchell, Howard, Hancock, Bremer, Buchanan, Allamakee, Black Hawk Counties, Iowa, Tasca, St. Louis, Lake, Cook, Carlton, Aitkin, Fillmore, Faribault, Dodge, Chisago, Dakota, Carver, Blue Earth, Anoka, Wright, Winona, Wasela, Washington, Wabasha, Steele, Sibley, Sherburne, Scott, Rice, Pine, Ramsey, Olmstead, Nicollet, Mower, Mille Lacs, McLeod, LeSueur, Kanabec, Isanti, Hennepin, Houston, Freeborn, Good Hue, Marshall, Mahnomen, Koochichin, Lake Woods, Kittson, Clearwater, Beltrami, Roseau, Red Lake, Polk, Norman, Pennington Counties, Minn.; (4) from points in Armstrong, Bailey, Briscoe, Castro, Carson, Childress, Cottle, Cochran, Collingsworth, Dallam, Deaf Smith, Donley, Floyd, Foard, Gray, Hartley, Hardeman, Hansford, Hall, Hale, Hemphill, Hockley, Hutchinson, Lamb, Lipscomb, Motley, Moore, Ochiltree, Oldham, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Wheeler, Wichita, Wilbarger Counties, Tex., to points in Falls Church, Fairfax, Alexandria, Stafford, Westmoreland, Spotsylvania, King George, Prince Williams, Orange, Fauquier, Fairfax, Essex, Culpepper, Carolina, Arlington, Fredericksburg, Greene, Madison, Loudoun, Clarke, Frederick, Page, Rapahanock, Rockingham, Shenandoah, Warren, Winchester, Harrisonburg, Charlottesville, Colonial Heights, Hopewell, Petersburg, Richmond, Waynesboro, Albemarle, Amelia, Brunswick, Charles Pity, Buckingham, Chesterfield, Cumberland, Dinwiddle, Fluvanna, Goochland, Henrico, Hanover, James Pity, King Queen, King Williams, Louisa, Lunenburg, Mecklenburg, New Kent, Nottoway, Powhatan, Prince George, Prince Edward, Virginia Beach, Williamsburg, Accomack, Lancaster, Wight Isle, Greensville, Gloucester, Mathews, Middlesex, Hansemond, Northampton, Northumberland, Richmond, Southampton, Surry, Sussex, York, Chesapeake, Emporia, Franklin, Hampton, Newport News, Norfolk, Portsmouth Counties, Va.;

(5) from points in Andrews, Archer, Baylor, Blanco, Bosque, Borden, Brown, Burnet, Carza, Callahan, Clay, Coryell, Comanche, Coleman, Concho, Cooke, Coke, Crane, Crosby, Crockett, Dawson, Denton, Dickens, Eastland, Ector, Edwards, Erath, Fisher, Gaines, Gillespie, Glasscock, Haskell, Hamilton, Hill, Howard, Hood, Irion, Jack, Jones, Johnson, Kent, Kerr, Kendall, King, Kimble, Knox, Lampasas, Llamo, Lubbock, Lynn, Mason, Martin, McLennan, McCulloch, Menard, Mills, Midland, Mitchell, Montague, Nolan, Palo Pinto, Parker, Reagan, Runnels, San Saba, Scurry, Schleicher, Shackleford, Somervell, Stephens, Sterling, Stonewall, Sutton, Tarrant, Taylor, Terry, Throckmartin, Tom Green, Upton, Val Verde, Wise, Young, Yoakum Counties, Tex., to points in Tasca, Aitkin, Carlton, Cook, St. Louis, Lake Counties, Minn.; (6) from points in Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, Terrell, Ward, Winkler Counties, Tex., to points in Winneshiek, Mitchell, Worth, Winnebago, Hancock, Howard, Wright, Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin Counties, Iowa, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Rowan, Lewis, Magoffin, Martin, Mason, Menifee, Robertson, Scott, Wolfe, Powell, Pendleton, Montgomery, Morgan, Nicholas, Owen, Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin Counties, Ky., Aitkin, Carlton, Cook, Lake, St. Louis, Tasca Counties, Minn., Northampton, Nash, Wilson, Washington, Tyrrell, Pasquotank, Per Quiman, Pitt, Pamlico, Beaufort, Bertie, Camden, Chowan, Currituck, Dare, Edgecombe, Gates, Halifax, Hertford, Hyde, Martin Counties, N.C., Alexandria, Fairfax, Falls Church, Fredericksburg, Arlington, Caroline, Culpepper, Essex, Fairfax, Fauquier, King George, Orange, Prince Williams, Spotsylvania, Stafford, Westmoreland, Clarke, Frederick, Greene, Loudoun, Madison, Page, Rapahanock, Rockingham, Shenandoah, Warren, Harrisonburg, Winchester, King and Queen, King Williams, Louisa, Lunenburg, Mecklenburg, New Kent, Nottoway, Powhatan, Prince Edward, Prince George, Charlottesville, Colonial Heights, Hopewell, James City, Peterburg, Richmond, Waynesboro, Albemarle, Amelia, Brunswick, Buckingham, Charles Pity, Chesterfield, Cumberland, Dinwiddle, Fluvanna, Goochland, Hanover, Henrico, York, Chesapeake, Emporia, Surry, Sussex, Franklin, Hampton, Newport News, Norfolk, Portsmouth, Suffolk, Virginia Beach, Williamsburg, Accomack, Gloucester, Greensville, Wight Isle, Lancaster, Mathews, Middlesex, Nansemond, Northampton, Northumberland, Richmond, Southampton Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E131), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Ft. Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Box Elder, Salt Lake, Weber, Cache, Summit, Davis, Tooele, Morgan, Utah, Rich, and Wasatch Counties, Utah, to points in Tippah, Marshall, Pontotoc, Lee, Choctaw, Tishomingo, Yalobusha, Prentiss, Lafayette, Chickasaw, Tunila, Monroe, Tate, Itawamba, Benton, Union, Oktibbeha, Calhoun, Desoto, Alcorn, Webster, Panola, Lowndes, and Clay Counties, Miss.; Putnam, Trousdale, Overton, DeKalb, Robertson, Williamson, Montgomery, Davidson, Rutherford, Wilson, Macon, Clay, Smith, Cannon, Jackson, Cheatham, Sumner, Pickett, Dickson, Marshall, Polk, Van Buren, Loudon, Fentress, Meigs, Rhea, Warren, Lincoln, Cumberland, Monroe, Roane, White, Hamilton, Coffee, Moore, Sequatchie, McMinn, Grundy, Bradley, Morgan, Marion, Bedford, Franklin, Bledsoe, Union, Johnson, Hawkins, Cocke, Wash-

ington, Sullivan, Hancock, Claiborne, Unicoi, Sevier, Hamblen, Carter, Scott, Knox, Greene, Campbell, Jefferson, Anderson, Grainger, Blount, Stewart, Lewis, Hickman, Decatur, Perry, Benton, Henry, Carroll, Weakley, Lawrence, Henderson, Wayne, Humphreys, Hardin, Maury, Houston, and Giles Counties, Tenn.; and points in Alabama, Florida, Georgia, and Kentucky;

(2) from points in Carbon, San Juan, Daggett, Uintah, Duchesme, Emery, and Grand Counties, Utah, to points in Putnam, Clay, Baker, St. Johns, Duval, Bradford, Marion, Flagler, Nassau, Levy, Union, Alachua, Volusia, Polk, Orange, Pasco, Pinellas, Brevard, Osceola, Hillsboro, Citrus, Sumter, Indian River, Hernando, Seminole, Lake, Collier, Dade, Monroe, Martin, Palm Beach, St. Lucie, Broward, Sarasota, Highlands, Manatee, Lee, Okeechobee, Charlotte, Hardee, DeSoto, Hendry, and Glades Counties, Fla.; points in Georgia; Woodford, Madison, Gerrard, Marion, Green, Mercer, Jessamine, Metcalfe, Lincoln, Monroe, Pulaski, Wayne, Adair, Rockcastle, Casey, Anderson, Russell, Clinton, Boyle, Taylor, Cumberland, Washington, Fayette, Pike, Lee, Perry, Bell, Whitley, Leslie, Estill, Breathitt, Knott, Letcher, Floyd, Clay, Knox, McCreary, Harlan, Laurel, Owsley, Jackson, Wolfe, Franklin, Johnson, Martin, Nicholas, Rowan, Carroll, Carter, Gallatin, Kenton, Mason, Owen, Scott, Bath, Clark, Grant, Lawrence, Menifee, Pendleton, Boyd, Boone, Elliott, Greenup, Lewis, Montgomery, Powell, Bracken, Bourbon, Fleming, Harrison, Magoffin, Morgan, Robertson, Campbell, Grayson, LaRue, Simpson, Ohio, Christian, Hart, Logan, Hardin, Warren, Edmonson, Sheleby, Meade, Muhlenberg, Todd, Allen, Henry, Trimble, Nelson, Bullitt, Barren, Jefferson, Oldham, Spencer, Butler, and Breckenridge Counties, Ky.; Macon, Trousdale, Smith, Jackson, Wilson, Pickett, Sumner, Cannon, Montgomery, Putnam, Davidson, Cheatham, Overton, Rovertson, DeKalb, Clay, Williamson, Rutherford, Dickson, Marshall, Polk, Warren, Grundy, Fentress, Meigs, Rhea, White, Lincoln, Franklin, Monroe, Roane, Loudon, Hamilton, Bedford, Moore, Sequatchie, McMinn, Bledsoe, Bradley, Morgan, Van Buren, Marion, Cumberland, Coffee, Union, Unicoi, Knox, Cocke, Washington, Hancock, Scott, Grainger, Greene, Hawkins, Sevier, Anderson, Hamblen, Jefferson, Campbell, Blount, Sullivan, Johnson, Carter, and Claiborne Counties, Tenn.;

(3) from points in Garfield, Sanpete, Juab, Sevier, Kane, Wayne, Millard, and Piute Counties, Utah, to points in DeKalb, Morgan, Jackson, Limestone, Madison, and Marshall Counties, Ala.; Union, Baker, Levy, St. Johns, Bradford, Marion, Putnam, Clay, Nassau, Duval, Alachua, Flagler, Madison, Wakulla, Gilchrist, Suwannee, Columbia, Hamilton, Taylor, Dixie, Jefferson, Leon, Franklin, Lafayette, Liberty, Gadsen, Sumter, Pinellas, Indian River, Seminole, Brevard, Lake, Volusia, Citrus, Orange, Polk, Hernando, Osceola, Pasco, Hillsboro, Broward, Palm Beach, Collier, St. Lucie, Dade, Martin, Monroe, Okeechobee, Hardee, Sarasota, Hendry, Charlotte, Highlands, DeSoto, Lee, Glades, and Manatee Counties, Fla.; Pulaski, Wayne, Marion, Adair, Cumberland, Rockcastle, Green, Mercer, Anderson, Fayette, Russell, Jessamine, Metcalfe, Boyle, Gerrard, Taylor, Lincoln, Monroe, Casey, Washington, Madison, Woodford, Clinton, Laurel, Owsley, Bell, Harlan, Lee, Perry, Breathitt, Jackson, Leslie, Pike, Clay, Knott, Letcher, Whitley, Estill, McCreary, Knox, Floyd, Wolfe, Franklin, Harrison, Magoffin, Morgan, Robertson, Bracken, Scott, Rowan, Johnson, Martin, Nicholas, Bath, Campbell, Clark, Gallatin, Kenton, Mason, Owen, Boone, Carroll, Elliott, Grant, Lawrence, Menifee, Pendleton, Bourbon, Carter, Fleming, Greenup, Lewis, Montgomery, Powell, Boyd, Hart, Trimble, Muhlenberg, Simpson, Bullitt, Henry, Todd, Nelson, Spencer, Butler, Jefferson, Logan, Ohio, Allen, Christian, LaRue, Meade, Oldham, Barren, Edmonson, Warren, Hardin, Sheleby, Breckenridge, and Grayson Counties, Ky.; Montgomery, Rutherford, Wilson, DeKalb, Overton, Smith, Cannon, Dickson, Pickett, Sumner, Cheatham, Jackson, Putnam, Trousdale, Clay, Macon, Robertson, Williamson, Davidson, Coffee, Cumberland, Fentress, Franklin, Grundy, Jefferson, Sullivan, Hawkins, Carter, Johnson, Unicoi, Anderson, Cocke, Scott, Washington, Blount, Grainger, Sevier, Hancock, Campbell, Greene, Marion, Monroe, Roane, Lincoln, McMinn, Moore, Sequatchie, Hamilton, Marshall, Morgan, Van Buren, Bedford, Loudon, Polk, Warren, Bledsoe, Meigs, Rhea, White, and Bradley Counties, Tenn.; and points in Georgia;

(4) from point in Beaver, Iron, and Washington Counties, Utah, to points in Nassau, Clay, Bradford, Levy, Putnam, Baker, Marion, Union, Flagler, St. Johns, Duval, Alachua, Martin, Dade, Monroe, Broward, St. Lucie, Palm Beach, and Collier Counties, Fla.; Whitfield, Murray, Dade, Walker, Heard, Douglas, Catoosa, Haralson, Chattooga, Polk, Floyd, Bartow, Paulding, Gordon, Carroll, Lumpkin, Pickens, Towns, Cherokee, Jasper, Hart, Fannin, Banks, Madison, Rabun, Union, Clarke, Gwinnett, Henry, Fayette, Barrow, Morgan, Rockdale, Walton, Clayton, Jackson, Dawson, Forsyth, Butts, Newton, Spaulding, White, Cobb, Gilmer, DeKalb, Franklin, Oconee, Stephens, Habersham, Coweta, Hall, Elbert, Fulton, Emanuel, Treutlen, McDuffie, Jefferson, Burke, Wilkinson, Richmond, Lincoln, Hancock, Columbia, Wilkes, Tallaferro, Laurens, Glascock, Washington, Putnam, Johnson, Greene, Warren, Oglethorpe, Jenkins, Baldwin, Evans, Bryan, Chatham, Bullock, Screven, Candler, Effingham, Liberty, Wayne, Wheeler, Long, Bacon, Tattnall, Camden, McIntosh, Brantley, Tooms, Charlton, Montgomery, ToWare, Glynn, Pierce, Ware, Jefferson Davis, and Appling Counties, Ga.; points in Kentucky; Trousdale, Davidson, Overton, Rutherford, Williamson, Macon, Smith, Cheatham, DeKalb, Sumner, Pickett, Clay, Dickson, Montgomery, Putnam, Cannon, Jackson, Wilson, Robertson, Rhea, Roane, Morgan, Franklin, Marion, Polk, Meigs, Sequatchie, Grundy, McMinn, Van Buren, Warren, Coffee, Hamilton, Bledsoe, White, Monroe, Cumberland, Lincoln, Bradley, Marshall, Moore, Fentress, Loudon, Bedford, Union, Claiborne, Hancock, Scott, Washington, Cocke, Hawkins, Sevier, Unicol, Grainger, Jefferson, Blount, Sullivan, Greene, Johnson, Campbell, Carter, Hamblen, Knox, Anderson, Weakley, Humphreys, Giles, Decatur, Lawrence, Lewis, Wayne, Carroll, Henry, Maury, Perry, Hickman, Henderson, Hardin, Houston, Stewart, and Benton Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E132), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs, uncrated*, (1) from points in Bennington, Rutland, Windham, Windsor Counties, Vt., to points in Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, Winston, Colbert, Fayette, Franklin, Lamar, Washington, Escambia, Greene, Dallas, Conecuh, Hale, Lawndes, Marengo, Mobile, Monroe, Wilcox, Perry, Sumter, Baldwin, Butler, Choctaw, Clarke Counties, Ala., Holmes, Jackson, Okaloosa, Washington, Walton, Santa Rosa, Bay, Calhoun, Escambia, Gulf Counties, Fla.; (2) from points in Chittenden, Franklin, Grand Isle, Lamoille Counties, Vt., to points in Talladega, Tallapoosa, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Shelby, St. Clair, Lee, Randolph, Autauga, Bibb, Blount, Calhoun, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, Winston, Colbert, Fayette, Franklin, Lamar, Wilcox, Escambia, Washington, Greene, Hale, Lawndes, Marengo, Mobile, Monroe, Perry, Dallas, Sumter, Conecuh, Baldwin, Butler, Choctaw, Clarke, Counties, Ala., Jackson, Holmes, Okaloosa, Santa Rosa, Washington, Walton, Bay, Calhoun, Escambia, Gulf Counties, Fla.; (3) from points in Addison, Orange, and Washington Counties, Vt., to points in Talladega, Tallapoosa, Calhoun, Shelby, Chambers, Cherokee, Chilton, Clay, Cleburne, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, St. Clair, Autauga, Bibb, Blount, Lauderdale, Walker, Lamar, Marion, Winston, Lawrence, Pickens, Tuscaloosa, Colbert, Fayette, Franklin, Marengo, Lawndes, Monroe, Hale, Perry, Mobile, Sumter, Washington, Clarke, Conecuh, Wilcox, Dallas, Escambia, Greene, Baldwin, Butler, Choctaw Counties, Ala., Gulf, Holmes, Washington, Walton, Santa Rosa, Okaloosa, Jackson, Escambia, Bay, Calhoun Counties, Fla.; (4) from points in Caledinia, Essex, and Orleans Counties, Vt., to points in Talladega, Tallapoosa, Calhoun, Chambers, Cherokee, Chilton, Clay, Cleburne, Lee, St. Clair, Coosa, Cullman, Randolph, Shelby, Elmore, Etowah, Jefferson, Blount, Autauga, Bibb, Lauderdale, Lawrence, Lamar, Tuscaloosa, Winston, Walker, Marion, Pickens, Colbert,





Fayette, Franklin, Marengo, Clarke, Lawndes, Hale, Conecuh, Washington, Wilcox, Sumter, Perry, Monroe, Mobile, Dallas, Escambia, Greene, Butler, Choctaw, Baldwin Counties, Ala., Walton, Washington, Okaloosa, Gulf, Santa Rosa, Holmes, Jackson, Calhoun, Escambia, Bay Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E133), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated*, (1) from points in Alexandria, Arlington, Caroline, Culpepper, Essex, Fauquir, Fairfax, Falls Church, Fredericksburg, King George, Orange, Prince Williams, Spotsylvania, Stafford, Westmoreland Counties, Va., to points in Wyandotte, Douglas, Wabaunsee, Shawnee, Pottawatom, Osage, Doniphan, Miami, Nemaha, Brown, Atkison, Marshall, Leavenworth, Johnson, Jefferson, Jackson, Franklin, Osborne, Morris, Washington, Smith, Stafford, Sumneer, Ottawa, Pratt, Saline, Sedgwick, Russell, Riley, Rice, Republic, Reno, Clay, Mitchell, McPherson, Marion, Lincoln, Chase, Kingman, Jewell, Barton, Barber, Harvey, Harper, Geary, Ellsworth, Dickinson, Cloud, Wichita, Sherman, Wallace, Trego, Thomas, Graham, Sheridan, Scott, Rush, Rooks, Rawlins, Ellis, Phillips, Decatur, Cheyenne, Norton, Ness, Logan, Lane, Gove, Greeley, Stevens, Stanton, Ford, Gray, Kearny, Morton, Seward, Clark, Kiowa, Grant, Hamilton, Haskell, Meade, Pawnee, Comanche, Edwards, Finney, Hodgeman Counties, Kans., Guadalupe, Sandoval, Torrance, Bernalillo, Los Alamos, San Miquel, Santa Fe, Valencia, San Juan, Rio Arriba, McKinley, Colfax, Harding, Mora, Taos, Union, Catron, Dona Ana, Grant, Hildalgo, Luna, Otero, Sierra, Socorro Counties, N. Mex., Tillman, Washita, Woods, Woodward, Caddo, Roger Mill, Major, Kiowa, Jackson, Harmon, Harper, Blaine, Beckham, Alfalfa, Greer, Ellis, Dewey, Custer, Cotton, Comanche, Texas, Cimarron, Beaver, Delaware, Washington, Wagoner, Tulsa, Seqroyah, Ottawa, Rogers, Craig, Cherokee, Adair, Osage, Okmulgee, Nowata, Muskogee, Mayes, McIntosh Counties, Okla., Cottle, Donley, Hardeman, Bailey, Briscoe, Carson, Hemphill, Hockley, Hartley, Hutchinson, Castro, Childress, Cochran, Collingsworth, Dallam, Deaf Smith, Floyd, Foard, Gray, Hale, Hall, Hansford, Wheeler, Lamb, Lipscomb, Moore, Motley, Wichita, Oldham, Ochiltree, Wilbarger, Armstrong, Parmer, Potter, Randall, Roberts, Sherman, Swisher, Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, Terrell, Ward, Winkler Counties, Tex.; and points in Iowa;

(2) from points in Clarke, Frederick, Greene, Harrisonburg, Loudoun, Madison, Page, Rapahanock, Rockingham, Shenandoah, Warren, Winchester Counties, Va., to points in Shawnee, Pottawatom, Osage, Wyandotte, Wabaunsee, Nemaha, Miami, Marshall, Brown, Leavenworth, Johnson, Jefferson, Jackson, Franklin, Douglas, Doniphan, Atchison, Riley, Russell, Mitchell, Saline, Washington, Morris, McPherson, Osborne, Sumneer, Ottawa, Pratt, Reno, Stafford, Lincoln, Marion, Smith, Republic, Rice, Sedgwick, Kingman, Jewell, Harvey, Barton, Harper, Geary, Ellsworth, Dickinson, Cloud, Clay, Chase, Barber, Scott, Wallace, Trego, Wichita, Sheridan, Rush, Sherman, Thomas, Rooks, Rawlins, Phillips, Norton, Decatur, Ness, Logan, Lane, Gove, Greeley, Graham, Ellis, Cheyenne, Seward, Meade, Morton, Pawnee, Stanton, Stevens, Hamilton, Gray, Grant, Hodgeman, Ford, Finney, Edwards, Comanche, Clark, Kiowa, Kearny, Haskell Counties, Kans., Washita, Woodward, Major, Roger Mill, Tillman, Woods, Kiowa, Jackson, Caddo, Blaine, Beckham, Cotton, Alfalfa, Harper, Harmon, Greer, Ellis, Dewey, Custer, Comanche, Texas, Beaver, Cimarron Counties, Okla., Hemphill, Wheeler, Gray, Wichita, Wilbarger, Armstrong, Donley, Bailey, Deaf Smith, Dallam, Briscoe, Carson, Castro, Hardeman, Childress, Hutchinson, Hartley, Hansford, Cochran, Collingsworth, Hall, Hale, Hockley, Cottle, Floyd, Foard, Swisher, Moore, Lipscomb, Ochiltree, Lamb, Sherman, Roberts, Randall, Potter, Parmer, Oldham, Motley, Hudspeth, El Paso, Culberson, Loving, Brewster, Winkler, Ward, Terrell, Reeves, Presidio, Pecos, Jeff Davis Counties, Tex., and points in Iowa and New Mexico;

(3) from points in Albemarle, Amelia, Brunswick, Buckingham, Charles Pity, Chesterfield, Charlottesville, Colonial Heights, Cumberland, Dinwiddie, Fluvanna, Goochland, Hanover, Henrico, Hopewill, James Pity, King Queen, King Williams, Louisa, Lunenburg, Mecklenburg, New Kent, Nottoway, Petersburg, Powhatan, Prince Edward, Prince George, Richmond, Waynesboro Counties, Va., to points in Brown, Doniphan, Douglas, Franklin, Jefferson, Jackson, Johnson, Leavenworth, Marshall, Miami, Nemaha, Osage, Pottawatom, Shawnee, Wabaunsee, Wyandotte, Atchison, Washington, Sumneer, Barton, Chase, Clay, Cloud, Ellsworth, Dickinson, Russell, Saline, Geary, Harper, Harvey, Jewell, Kingman, Lincoln, Sedgwick, Marion, McPherson, Mitchell, Morris, Osborne, Ottawa, Pratt, Reno, Smith, Republic, Rice, Riley, Stafford, Barber, Decatur, Ellis, Graham, Greeley, Lane, Gove, Logan, Ness, Norton, Phillips, Rawlins, Rooks, Rush, Scott, Sheridan, Sherman, Thomas, Trego, Wallace, Wichita, Cheyenne, Comanche, Edwards, Finney, Ford, Grant, Gray, Hamilton, Haskell, Hodgeman, Kearny, Kiowa, Meade, Morton, Seward, Pawnee, Stanton, Stevens, Clark Counties, Kans., Guadalupe, Los Alamos, Sandoval, San Miguel, Santa Fe, Torrance, Valencia, Bernalillo, McKinley, Rio Arriba, San Juan, Harding, Mora, Taos, Union, Colfax, Catron, Dona Ana, Hidalgo, Luna, Otero, Sierra, Socorro, Grant Counties, N. Mex., Cimmarron, Texas, Beaver Counties, Okla., Hall, Hale, Gray, Hutchinson, Hansford, Hockley, Hemphill, Hartley, Hardeman, Wichita, Wilbarger, Armstrong, Bailey, Carson, Briscoe, Potter, Randall, Castro, Childress, Cochran, Collingsworth, Cottle, Dallam, Roberts, Deaf Smith, Floyd, Donley, Foard, Lamb, Lipscomb, Moore, Motley, Sherman, Ochiltree, Oldham, Parmer, Swisher, Wheeler, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, Terrell, Ward, Winkler, Brewster Counties, Tex., and points in Iowa;

(4) from points in Accomack, Chesapeake, Emporia, Franklin, Gloucester, Greensville, Hampton, Lancaster Mathews, Middlesex, Northumberland, Nansemond, Newport News, Norfolk, Northampton, Portsmouth, Richmond, Southampton, Suffolk, Sussex, Surry, Virginia Beach, Wight Isle, Williamsburg, York Counties, Va., to points in Douglas, Doniphan, Brown, Atchison, Shawnee, Pottawaton, Osage, Marshall, Nemaha, Miami, Leavenworth, Johnson, Jefferson, Jackson, Wyandotte, Wabaunsee, Franklin, Sedgwick, Smith, Stafford, Sumneer, Washington, Saline, Ottawa, Clay, Chase, Barton, Osborne, Morris, Barber, McPherson, Marion, Lincoln, Harvey, Kingman, Russell, Riley, Jewell, Rice, Harper, Geary, Ellsworth, Republic, Dickinson, Reno, Mitchell, Pratt, Cloud, Trego, Graham, Ellis, Decatur, Thomas, Sherman, Cheyenne, Scott, Rush, Rooks, Norton, Rawlins, Phillips, Ness, Logan, Gove, Lane, Wichita, Wallace, Sheridan, Greeley, Finney, Edwards, Comanche, Stevens, Stanton, Clark, Pawnee, Morton, Meade, Hodgeman, Kiowa, Kearny, Haskell, Hamilton, Gray, Grant, Seward, Ford Counties, Kans., Sandoval, Los Alamos, Guadalupe, Valencia, Santa Fe, Torrance, San Miguel, San Juan, Rio Arriba, McKinley, Taos, Mora, Harding, Colfax, Union, Hidalgo, Grant, Dona Ana, Catron, Socorro, Sierra, Otero, Luna Counties, N. Mex., Texas, Cimarron, Beaver Counties, Okla., Deaf Smith, Donley, Floyd, Foard, Gray, Hale, Hall, Hansford, Hardeman, Hartley, Hemphill, Hockley, Hutchinson, Carson, Motley, Moore, Lipscomb, Briscoe, Bailey, Lamb, Wilbarger, Wichita, Wheeler, Roberts, Swisher, Dallam, Cottle, Sherman, Collingsworth, Randall, Potter, Cochran, Oldham, Parmer, Childress, Castro, Armstrong, Ochiltree, Hudspeth, El Paso, Culberson, Brewster, Terrell, Winkler, Ward, Reeves, Presidio, Pecos, Loving, Jeff Davis Counties, Tex., and points in Iowa;

(5) from points in Alleghany, Amherst, Appomattox, Augusta, Bath, Bedford, Bland, Botetourt, Bristol, Buena Vista, Buchanan, Carroll, Campbell, Charlotte, Cliff Forge, Covington, Craig, Danville, Dickenson, Floyd, Franklin, Galax, Giles, Grayson, Halifax, Henry, Highland, Lee, Lexington, Lynchburg, Martinsville, Montgomery, Nelson, Norton, Patrick, Pittsylvania, Pulaskl, Radford, Roanoke, Rockbridge, Russell, Salem, Scott, Smyth, South Boston, Staunton, Tazewell, Washington, Wise, Wythe Counties, Va., to points in Dallas, Clarke, Boone, Appanoose, Webster, Wayne, Warren, Tama, Story, Poweshiek, Polk, Monroe, Marshall, Marion, Madison, Mahaska, Lucas, Jasper, Hardin, Hamilton, Grundy, Greene, Decatur, Cherokee, Carroll, Cal-

houn, Buena Vist, Woodbury, Sioux, Sac, Pocahontas, Plymouth, Palo Alto, Osceola, O'Brien, Lyon, Monona, Kossuth, Ida, Humboldt, Emmet, Dickinson, Crawford, Clay, Cass, Audubon, Adams, Adair, Union, Taylor, Shelby, Ringgold, Pottawatta, Page, Montgomery, Mills, Harrison, Guthrie, Fremont, Buchanan, Bremer, Black Hawk, Allamakee, Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Delaware, Clayton, Chickasaw, Cerro Gord, Butler Counties, Iowa, Graham, Ellis, Decatur, Cheyenne, Wichita, Wallace, Trego, Thomas, Sherman, Sheridan, Scott, Rush, Rooks, Rawlins, Phillips, Norton, Ness, Logan, Lane, Gove, Greeley Counties, Kans., McKinley, Rio Arriba, San Juan, Colfax, Harding, Mora, Union, and Taos Counties, N. Mex. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E134), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos, uncrated*, (1) from points in Clallam, Grays Harb, Jefferson, Kitsap, Mason, San Juan Counties, Wash., to points in Dallas, Quachita, Desha, Drew, Union, Lincoln, Columbia, Cleveland, Chicot, Calhoun, Bradley, Ashley, Phillips, Pulaski, Perry, Saline, Hot Springs, Jefferson, Lee, Lonoke, Monroe, Prairie, White, Grant, Garland, Faulkner, Conway, Cleburne, Arkansas, Mississippi, Poinsett, Randolph, Lawrence, St. Francis, Independence, Sharp, Stone, Woodruff, Fulton, Jackson, Izard, Cross, Crittendon, Greene, Craighead, Clay, Baxter Counties, Ark., Muscatine, Scott, Van Buren, Wapello, Washington, Henry, Iowa, Jackson, Jefferson, Johnson, Jones, Louisa, Keokuk, Lee, Linn, Dubuque, Des Moines, Davis, Clinton, Cedar, Benton Counties, Iowa, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, St. Bernard, Jefferson, Lafourche, Livingston, Orleans, Plaquemine, Pointe Coupee, Iberville, Iberia, East Feliciana, East Baton Rouge, Assumption, Ascension, Morehouse, Quachita, Winn, West Carroll, Richland, Union, Tensas, Madison, Lincoln, Jackson, Franklin, East Carroll, Caldwell, Vernon, Rapids, St. Landry, LaSalle, Grant, Evangeline, Concordia, Catahoula, Avoyelles Counties, La.; (2) from points in Clark, Cowlitz, Klickitat, Lewis, Pacific, Pierce, Skamania, Thurston, Wahkiakum, Yakima Counties, Wash., to points in Prairie, Perry, White, Pulaski, Monroe, Phillips, Saline, Jefferson, Hot Springs, Grant, Garland, Faulkner, Conway, Cleburne, Arkansas, Lonoke, Lee, Poinsett, Randolph, St. Francis, Sharp, Stone, Lawrence, Mississippi, Woodruff, Fulton, Greene, Craighead, Clay, Jackson, Izard, Independence, Cross, Crittendon, Baxter Counties, Ark., Linn, Johnson, Jones, Keokuk, Lee, Washington, Wapello, Van Buren, Scott, Muscatine, Louisa, Jefferson, Jackson, Iowa, Henry, Cedar, Benton, Dubuque, Des Moines, Davis, Clinton Counties, Iowa, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, Plaquemine, St. Bernard, Pointe Coupee, Assumption, Ascension, Orleans, Livingston, Lafourche, Jefferson, Iberville, Iberia, East Feliciana, East Baton Rouge Counties, La.;

(3) from points in Chelan, Douglas, Grant, Island, King, Kittitas, Skagit, Snohomish, Whatcom Counties, Wash., to points in Union, Lincoln, Quachita, Dallas, Columbia, Cleveland, Bradley, Ashley, Drew, Desha, Chicot, Calhoun, Pulaski, Saline, Praire, Phillips, Lonoke, Monroe, Perry, White, Faulkner, Garland, Grant, Hot Springs, Jefferson, Lee, Arkansas, Cleburne, Conway, Jackson, Poinsett, Randolph, St. Francis, Sharp, Mississippi, Stone, Woodruff, Lawrence, Greene, Crittendon, Cross, Fulton, Independence, Izard, Baxter, Clay, Craighead Counties, Ark., Johnson, Louisa, Jefferson, Linn, Lee, Jones, Keokuk, Washington, Wapello, Van Buren, Scott, Muscatine, Iowa, Henry, Dubuque, Des Moines, Cedar, Clinton, Benton, Jackson, Davis Counties, Iowa, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, St. Bernard, Jefferson, Iberville, Iberia, East Feliciana, Assumption, East Baton Rouge, Ascension, Livingston, Lafourche, Union, Winn, Tensas, West Carroll, Morehouse, Madison, Lincoln, Jackson, East Carroll, Franklin, Caldwell, Richland, Quachita, Rapids, LaSalle, Grant, Evangeline, Concordia, Catahoula, Avoyelles, Vernon, St. Landry Counties, La.; (4) from points in Ferry, Lincoln, Okanogan, Pend Orell, Spokane, Stevens Counties, Wash., to points in Union, Quachita, Drew, Desha, Dallas, Lincoln, Calhoun, Chicot, Cleveland, Columbia, Ashley, Bradley, Perry, Lonoke, Phillips, Praire, Pulaski, Monroe, Saline, White, Hot Springs, Jefferson, Lee, Arkansas, Cleburne, Conway, Faulkner, Garland, Grant, Mississippi, Poinsett, Randolph, St. Francis, Sharp, Stone, Woodruff, Independence, Izard, Jackson, Fulton, Lawrence, Cross, Baxter, Clay, Craighead, Greene, Crittendon Counties, Ark., Washington, Keokuk, Lee, Wapello, Johnson, Van Buren, Scott, Henry, Iowa, Muscatine, Jackson, Jefferson, Linn, Louisa, Jones, Dubuque, Davis, Clinton, Cedar, Benton, Des Moines Counties, Iowa, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, Plaquemine, Livingstone, Pointe Coupee, St. Bernard, Lafourche, Orleans, Jefferson, Assumption, East Baton Rouge, East Feliciana, Iberia, Iberville, Ascension, Quachita, Richland, Morehouse, Tensas, Union, West Carroll, Winn, Caldwell, East Carroll, Franklin, Jackson, Lincoln, Madison, Rapids, St. Landry, Vernon, Grant, LaSalle, Avoyelles, Catahoula, Concordia, Evangeline Counties, La.;

(5) from points in Adams, Asotim, Benton, Columbia, Franklin, Garfield, Walla Walla, Whitman Counties, Wash., to points in Monroe, Phillips, Lonoke, Saline, Praire, Pulaski, Perry, White, Lee, Garland, Grant, Hot Springs, Jefferson, Arkansas, Cleburne, Conway, Faulkner, Poinsett, Randolph, St. Francis, Sharp, Stone, Woodruff, Lawrence, Mississippi, Izard, Jackson, Clay, Craighead, Cross, Fulton, Baxter, Greene, Crittendon, Independence Counties, Ark., Keokuk, Lee, Louisa, Jones, Muscatine, Scott, Van Buren, Wapello, Washington, Johnson, Linn, Jackson, Jefferson, Henry, Iowa, Benton, Cedar, Clinton, Davis, Des Moines, Dubuque Counties, Iowa, St. Charles, St. Helena, St. James, John Baptist, St. Martin, St. Mary, St. Tammany, Tangipahoa, Terrebonne, Washington, West Baton Rouge, West Feliciana, Livingston, Orleans, Plaquemine, Pointe Coupee, St. Bernard, Assumption, Jefferson, Ascension, East Baton Rouge, East Feliciana, Iberia, Iberville, Lafourche Counties, La. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub–No. E135), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos and organs, uncrated*, (1) from points in Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Raleigh, Summers, Wyoming Counties, W. Va., to points in Marengo, Mobile, Monroe, Perry, Sumter, Washington, Wilcox, Lawndes, Hale, Greene, Escambia, Dallas, Conecuh, Clarke, Choctaw, Butler, Baldwin Counties, Ala.; (2) from points in Braxton, Clay, Fayette, Kanawha, Nicholas, Webster Counties, W. Va., to points in Escambia, Greene, Hale, Lawndes, Marengo, Mobile, Monroe, Perry, Wilcox, Sumter, Washington, Dallas, Conecuh, Clarke, Choctaw, Butler, Baldwin Counties, Ala., Okaloosa, Santa Rosa, Walton, Washington, Gulf, Escambia, Calhoun, Bay, Jackson, Holmes Counties, Fla.; (3) from points in Boone, Cabell, Lincoln, Logan, Mingo, Putnam, Wayne Counties, W. Va., to points in Greene, Hale, Lawndes, Marengo, Mobile, Monroe, Perry, Sumter, Washington, Wilcox, Clarke, Choctaw, Butler, Baldwin, Escambia, Dallas, Conecuh Counties, Ala.; (4) from points in Brooke, Hancock, Marshall, Ohio Counties, W. Va., to Washington, Bay, Calhoun, Escambia, Greene, Sumter, Washington, Perry, Monroe, Mobile, Marengo, Lawndes, Hale, Wilcox, Baldwin, Butler, Choctaw, Clarke, Counties, Ala., and Jackson, Okaloosa, Holmes, Santa Rosa, Walton, Washington, Bay, Calhoun, Escambia, Gulf Counties, Fla.; (5) from points in Calhoun, Gilmer, Jackson, Mason, Pleasants, Ritchie, Roane, Wirt, Wood Counties, W. Va., Washington, Lawndes, Marengo, Mobile, Monroe, Perry, Sumter, Wilcox, Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale Counties, Ala., Washington, Gulf, Holmes, Jackson, Okaloosa, Bay, Calhoun, Santa Rosa, Walton, Escambia Counties, Fla.; (6) from points in Barbour, Berkeley, Doddridge, Grant, Hardy, Harrison, Hampshire, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel Counties, W. Va., to points in Mobile, Monroe, Perry, Washington, Baldwin, Butler, Chocktaw, Clarke, Escambia, Greene, Hale, Lawndes, Marengo, Conecuh, Dallas, Sumter, Wilcox Counties, Ala., Bay, Calhoun, Gulf, Holmes, Escambia, Jackson, Okaloosa, Walton, Washington, and Santa Rosa Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.





No. 107012 (Sub-No. E136), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated; (1) from points in Converse, Goshen, Laramie, Albany, Niobrara, Carbon, and Platte Counties, Wyo., to points in Talladega, Etowah, St. Clair, Bibb, Tallapoosa, Elmore, Shelby, Autauga, Randolph, Cullman, Clay, Chilton, Lee, Coosa, Calhoun, Cherokee, Jefferson, Cleburne, Blount, Chambers, DeKalb, Morgan, Madison, Marshall, Limestone, Jackson, Houston, Montgomery, Coffee, Henry, Barbour, Bullock, Macon, Dale, Geneva, Russell, Crenshaw, Pike, and Covington, Counties, Ala.; St. Johns, Alachua, Bradford, Putnam, Levy, Baker, Nassau, Flagler, Union, Duval, Marion, Clay, Lafayette, Madison, Jefferson, Leon, Suwannee, Hamilton, Wakulla, Franklin, Gilchrist, Liberty, Dixie, Gadsen, Taylor, Columbia, Polk, Volusia, Orange, Pinellas, Seminole, Hillsboro, Sumter, Lake, Hernando, Pasco, Indian River, Citrus, Osceola, Brevard, Monroe, St. Lucie, Martin, Palm Beach, Dade, Collier, Broward, Sarasota, Charlotte, Okeechobee, Highlands, Manatee, Hendry, Lee, Glades, Hardee, and DeSoto Counties, Fla.; Woodford, Rockcaste, Lincoln, Green, Adair, Wayne, Monroe, Madison, Clinton, Fayette, Washington, Pulaski, Marion, Casey, Cumberland, Taylor, Metcalfe, Jessamine, Boyle, Russell, Mercer, Gerrard, Anderson, Knox, McCreary, Laurel, Clay, Whitley, Letcher, Jackson, Breathitt, Pike, Knott, Harlan, Bell, Owsley, Leslie, Floyd, Perry, Lee, Estill, Robertson, Clark, Grant, Lawrence, Martin, Nicholas, Boyd, Rowan, Elliott, Greenup, Lewis, Mason, Owen, Bourbon, Scott, Fleming, Harrison, Pendleton, Menifee, Carroll, Boone, Wolfe, Franklin, Johnson, Powell, Montgomery, Campbell, Bath, Carter, Gallatin, Kenton, Magoffin, Morgan, Bracken, Trimble, Grayson; Jefferson, Sheleby, Edmonson, Todd, LaRue, Henry, Oldham, Christian, Logan, Nelson, Hart, Ohio, Butler, Hardin, Muhlenberg, Warren, Barren, Bullitt, Meade, Spencer, Simpson, Allen, and Breckenridge Counties, Ky.; Macon, Robertson, Williamson, Davidson, Montgomery, Rutherford, Wilson, Clay, Overton, Smith, Dickson, Cheatham, Pickett, Sumner, DeKalb, Cannon, Putnam, Trousdale, Jackson, Lincoln, Marion, Morgan, Van Buren, Bledsoe, Hamilton, Marshall, Polk, Warren, Bedford, Loudon, Meigs, Rhea, White, Franklin, Grundy, Monroe, Roane, Coffee, Fentress, McMinn, Moore, Sequatchie, Bradley, Cumberland, Union, Greene, Unicoi, Hamblen, Sullivan, Hancock, Washington, Hawkins, Sevier, Jefferson, Johnson, Campbell, Knox, Blount, Scott, Anderson, Claiborne, Grainger, Carter, and Cocke Counties, Tenn.;

(2) From points in Yellowstone National Park, Park and Teton Counties, Wyo., to points in Alabama, Florida, and Kentucky; Holmes, Quitman, Washington, Bolivar, Sunflower, Sharkey, Grenada, Issaquena, Talahatchi, Yazoo, Leflore, Warren, Coahoma, Montgomery, Humphreys, Carroll, Tippah, Yalobusha, Prentiss, Lowndes, Pontotoc, Tishomingo, Chichasaw, Desoto, Marshall, Calhoun, Tunila, Choctaw, Itawamba, Monroe, Benton, Union, Clay, Lafayette, Oktibbeha, Alcorn, Webster, Tate, Lee, Panola, Hinds, Leake, Scott, Clarke, Jasper, Madison, Simpson, Clairborne, Kemper, Copiah, Neshda, Attala, Noxubee, Winston, Newton, Lauderdale, Smith, Rankin, Jackson, Stone, Jones, Wayne, Lamar, Hancock, Pearl River, Greene, Perry, Harrison, George, Forrest, and Covington Counties, Miss.; Ickett, Williamson, Wilson, Davidson, Overton, Macon, Putnam, Clay, Sumner, Smith, Jackson, Cheatham, Montgomery, Robertson, Dickson, Cannon, Trousdale, Rutherford, DeKalb, Marshall, Polk, Warren, Fentress, Marion, Meigs, Rhea, White, Cumberland, Coffee, Monroe, Roane, Grundy, Lincoln, Bradley, Moore, Sequatchie, Hamilton, Loudon, Bledsoe, Morgan, Van Buren, Franklin, McMinn, Bedford, Union, Sevier, Cocke, Hamblen, Washington, Scott, Johnson, Greene, Unicoi, Knox, Hawkins, Blount, Grainger, Jefferson, Claiborne, Anderson, Sullivan, Carter, Hancock, Campbell, Weakley, Hardin, Humphreys, Carroll, Giles, Henderson, Lawrence, Benton, Stewart, Henry, Maury, Wayne, Hickman, Lewis, Perry, Houston, and Decatur Counties, Tenn.;

(3) from points in Hot Springs, Natrona, and Fremont Counties, Wyo., to points in Tippah, Yalobusha, Prentiss, Itawamba, Monroe, Tishomingo, Tate, Chickasaw, Lafayette, Benton, Tunila, Oktibbeha, Choctaw, Lee, Alcorn, Union, Panola, Clay, Lowndes, Calhoun, Webster, Pontotoc, Desoto, Marshall, Perry, Greene, George, Stone, Harrison, Forrest, Hancock, Jackson, Covington, Pearl River, Jones, Wayne, and Lamar Counties, Miss.; Sumner, Montgomery, DeKalb, Trousdale, Rutherford, Overton, Smith, Clay, Dickson, Pickett, Davidson, Cheatham, Jackon, Robertson, Putnam, Cannon, Macon, Wilson, Williamson, Cumberland, Monroe, Roane, Coffee, Hamilton, Fentress, Moore, Sequatchie, Marion, Franklin, Marshall, Morgan, Van Buren, McMinn, Bradley, Grundy, Polk, Warren, Loudon, Bledsoe, Meigs, Rhea, White, Lincoln, Bedford, Hancock, Johnson, Carter, Greene, Union, Knox, Claiborne, Hamblen, Washington, Scott, Cocke, Campbell, Hawkins, Sevier, Sullivan, Blount, Jefferson, Grainger, Unicoi, Anderson, Weakley, Hardin, Houston, Benton, Maury, Henderson, Humphreys, Carroll, Giles, Wayne, Lawrence, Perry, Henry, Lewis, Stewart, Hickman, and Decatur Counties, Tenn.; and points in Alabama, Florida, and Kentucky;

(4) from points in Big Horn, Washakie, Campbell, Weston, Crook, Johnson, and Sheridan Counties, Wyo., to points in Alabama, Florida, Kentucky, Mississippi, and Tennessee; (5) from points in Lincoln, Sublette, Sweetwater, and Uinta Counties, W. Va., to points in Tippah, Pontotoc, Union, Lee, Calhoun, Yalobusha, Panola, Clay, Lowndes, Chickasaw, Webster, Choctaw, Desoto, Marshall, Alcorn, Tate, Tishomingo, Itawamba, Monroe, Benton, Prentiss, Tunila, Lafayette, and Oktibbeha Counties, Miss.; Wilson, Sumner, Montgomery, Cannon, Williamson, Smith, Overton, Cheatham, Trousdale, Dickson, Pickett, Clay, Rutherford, Jackson, Putnam, Davidson, DeKalb, Macon, Robertson, Marshall, Polk, Sequatchie, Marion, Fentress, Meigs, Loudon, Van Buren, Grundy, Coffee, Monroe, Franklin, Warren, Hamilton, Bedford, Moore, Rhea, McMinn, Lincoln, Bledsoe, Morgan, Roane, White, Cumberland, Bradley, Union, Sevier, Hawkins, Grainger, Green, Scott, Hancock, Anderson, Washington, Knox, Hamblen, Blount, Unicol, Johnson, Claiborne, Campbell, Sullivan, Jefferson, Cocke, Carter, Weakley, Humphreys, Hardin, Wayne, Lawrence, Henderson, Perry, Lewis, Henry, Stewart, Houston, Benton, Hickman, Maury, and Carroll Counties, Tenn.; and points in Alabama, Florida, and Kentucky. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 108119 (Sub-No. E7), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials*, and *supplies* used in or in connection with, the discovery, development, production, refining, manufacturing, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, *machinery, equipment, materials*, and *supplies* used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof (except the stringing or picking up of pipe in connection with main or trunk pipelines), and *machinery* and *machinery parts* not included above, which are embraced within such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment used or useful in road construction, mining, logging, and sawmill operations, and which because of

size and weight require special handling or the use of special equipment; and (2) *Such self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts, and supplies* moving in connection therewith, which are embraced within machinery, equipment, materials, and supplies used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products and within machinery, equipment, materials, and supplies used in or in connection with the construction, operation, repair, serving, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, except the stringing and picking up of pipe in connection with main or trunk pipelines, and machinery and machinery parts not included above; restricted to commodities which are transported on trailers;

(a) between points in Idaho in and north of Clearwater and Lewis Counties, and in and west of U.S. Highway 95 in Idaho County, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (Lower Peninsula only), Missouri, and Ohio; (b) between points in Idaho within Custer, Lemhi, and Valley Counties and points in Idaho County east of U.S. Highway 95, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (Lower Peninsula), Missouri, and Ohio; (c) between points in Idaho within Adams, Washington, Payette, Gem, Canyon, and Ada Counties, on the one hand, and, on the other, points in Illinois Indiana, Michigan (Lower Peninsula), Missouri, and Ohio; (d) between points in Idaho within Boise, Elmore, Camas, Owyhee, Gooding, and Twin Falls Counties, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (Lower Peninsula), that part of Missouri on and east of a line beginning at the Missouri-Iowa State line and extending along Missouri Highway 13 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Missouri-Arkansas State line, and Ohio; (e) between points in Idaho within Blaine, Butte, Lincoln, Jerome, Power, Minidoka, and Cassia Counties, and the commercial zone of Pocatello, on the one hand, and, on the other, points in Illinois on and east of U.S. Highway 67, Indiana, Michigan (Lower Peninsula), that part of Missouri on and east of U.S. Highway 67, and Ohio; and (f) between points in Idaho within Clark, Fremont, Jefferson, Madison, Teton, Bingham, Bonneville, Bannock, Caribou, Oneida, Franklin, and Bear Lake Counties, on the one hand, and, on the other, points in Illinois on, north, and east of a line beginning at the Illinois-Iowa State line and extending along Interstate Highway 80 to junction Illinois Highway 47, thence along Illinois Highway 47 to junction Illinois Highway 17, thence along Illinois Highway 17 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Illinois Highway 116, thence along Illinois Highway 116 to junction Illinois Highway 1, thence along Illinois Highway 1 to junction U.S. Highway 150, thence along U.S. Highway 150 to the Indiana-Illinois State line, that part of Indiana on and east of a line beginning at the Illinois-Indiana State line and extending along U.S. Highway 150 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Indiana-Kentucky State line, Michigan (Lower Peninsula), and Ohio.

The purpose of this filing is to eliminate the gateways of that part of Montana west of a line extending from the United States-Canada International Boundary line along U.S. Highway 89 to Livingston, Mont., thence east along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line, and that part of Minnesota on and west of U.S. Highway 71.

No. MC 108119 (Sub-No. E18), filed May 19, 1974. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities*, which, because of size or weight, require special handling or the use of special equipment, (2) *Related parts, materials, and supplies* (not requiring special handling or the use of special equipment), when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, and (3) *Self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts, and supplies* moving in connection therewith, restricted to commodities which are transported on trailers and restricted in (1), (2), and (3) against the transportation of farm machinery to, or from, Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming; (a) between all points in Montana on, north, and east of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 12 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Idaho State line, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Idaho, that part of Kansas on and east of U.S. Highway 77, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, (Upper Peninsula), Mississippi, that part of Nebraska on and east of U.S. Highway 77, New Hampshire, New Jersey, New York, North Carolina, that part of Oklahoma, on and east of Interstate Highway 35, Pennsylvania, Rhode Island, South Carolina, Tennessee, that part of Texas on and east of Interstate Highway 35, Vermont, Virginia, West Virginia, and Wisconsin; and

(b) Between all points in Montana south and west of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 121 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Idaho State line, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 75, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula), Mississippi, that part of Nebraska on and east of U.S. Highway 77, New Hampshire, New Jersey, New York, North Carolina, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line and extending along U.S. Highway 75 to McAlesta, Okla., thence along Indian Nation Turnpike to Hugo, Okla., thence along U.S. Highway 271 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line near Spring Hill, Tex., thence along U.S. Highway 259 to Lufkin, Tex., thence along U.S. Highway 59 to Houston, Tex., thence along U.S. Highway 75 to Galveston, Tex., Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateway of Minnesota.

No. MC 109397 (Sub-No. E72) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER June 26, 1975. Applicant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: E. S. Gordon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel bar joists and long spans*, requiring special handling or rigging, from Congaree, S.C., to Connecticut, Massachusetts, New Jersey, New York, Pennsylvania, and Rhode Island. The purpose of this filing is to eliminate the gateway of points in West Virginia. The purpose of this correction is to correct a typographical error.

No. MC 109397 (Sub-No. E83) (Correction), filed May 15, 1974, published in the FEDERAL REGISTER July 1, 1975. Applicant: TRI-STATE MOTOR TRANSIT CO., P.O. Box 113, Joplin, Mo. 64801. Applicant's representative: E. S. Gordon (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heavy machinery and articles* which require specialized handling or rigging because of their size or weight, and self-propelled articles which are transported on trailers, and related machinery, tools, parts, and supplies moving in connection therewith, between points in that part of the Lower Peninsula of Michigan on and east of a line beginning at Mackinaw City, Mich., and extending along U.S. Highway 27 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 23, thence along U.S. Highway 23 to the Michigan-Ohio State line, on the one hand, and, on the other, points in Ohio. The purpose of this filing is to eliminate the gateway of points in Lucas County, Ohio. The purpose of this correction is to correct a highway description.





No. MC 111823 (Sub-No. E105), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Naval Air Station, New Orleans, La., on the one hand, and, on the other, Ent Air Force & Peterson Field, Colorado Springs, Colo.; Fitzsimons General Hospital, Denver, Colo.; Fort Carson, Colorado Springs, Colo.; Lowry Air Force Base, Denver, Colo.; U.S. Air Force Academy, Colorado Springs, Colo.; Naval Submarine Base New London Groton, Conn.; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, D.C.; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, D.C.; Fort Myer, Arlington, Va.; Fort McNair, D.C.; Cameron Station, Alexandria, Va.; Walter Reed Army Medical Center, Bethesda, Md.; Naval Station, D.C.; Chanute Air Force Base, Rantoul, Ill.; Fort Sheridan, Highland Park, Ill.; Joliet Army Ammunition Depot, Joliet, Ill.; Savanna Army Depot, Savanna, Ill.; Naval Air Station, Glenview, Ill.; Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Fort Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Craine, Ind.; Forbes Air Force Base, Topeka, Kans.; Fort Leavenworth, Leavenworth, Kans.; Fort Riley, Junction City, Kans.; Fort Knox, Fort Knox, Ky.; Aberdeen Proving Ground Aberdeen, Md.; Edgewood Arsenal, Edgewood Arsenal, Md.; Fort Detrick, Frederick, Md.; Fort Holabird, Baltimore, Md.; Fort George Meade, Laurel, Md.; Fort Ritchie, Cascade, Md.; Naval Air Station Patuxent, Patuxent River, Md.; Naval Academy, Annapolis, Md.; Naval Training Center, Bainbridge, Md.; Fort Devens, Ayer, Mass.; Naval Air Station, South Weymouth, Mass.; L. G. Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth (Cape Cod), Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Mount Clemens, Mich.,

Wurtsmith Air Force Base, Oscoda, Mich., Duluth International Airport, Duluth, Minn., Fort Leonard Wood, Waynesville, Mo., Richards-Gebaur Air Force Base, Kansas City, Mo., Whiteman Air Force Base, Knob Noster, Mo., Offutt Air Force Base, Omaha, Nebr., Pease Air Force Base, Portsmouth, N.H., Fort Dix, Wrightstown, N.J., Fort Monmouth, Oceanport, N.J., McGuire Air Force Base, Wrightstown, N.J., Naval Air Station, Lakehurst, N.J., Camp Drum, Watertown, N.Y., Fort Hamilton, Brooklyn, N.Y., Fort Wadsworth, Staten Island, N.Y., U.S. Coast Guard base, Governor's Island (New York City), N.Y., Griffis Air Force Base, Rome, N.Y., Hancock Field, Syracuse, N.Y., Plattsburg Air Force Base, Plattsburgh, N.Y., Naval Hospital, Saint Albans, N.Y., Seneca Army Depot, Romulus, N.Y., Stewart Field, Newburgh, N.Y., U.S. Military Academy, West Point, N.Y., Grand Forks Air Force Base, Emerado, N. Dak., Minot Air Force Base, Minot, N. Dak., Lockbourne Air Force Base, Columbus, Ohio, Wright-Patterson Air Force Base, Dayton, Ohio, Army War College, Carlisle Barracks, Pa., Letterkenny Army Depot, Chambersburg, Pa., Naval Base, Philadelphia, Pa., New Cumberland Army Depot, New Cumberland, Pa., Tobyhanna Army Depot, Tobyhanna, Pa., Defense Activities, Mechanicsburg, Pa., Valley Forge General Hospital, Phoenixville, Pa., Ellsworth Air Force Base, Rapid City, S. Dak., Fort Belvoir, Alexandria, Va., Marine Corps School, Quantico, Va., Naval Weapons Laboratory, Dahlgren, Va., Defense General Supply Center, Richmond, Va., Vint Hill Farms Station, Warrenton, Va., Fort Lee, Petersburg, Va., and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateways of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois, on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Highway 422 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 40, thence along U.S. Highway 40 to Springfield, Ohio, thence along Ohio Highway 440 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Illinois-Missouri State line.

No. MC 113843 (Sub-No. E505), filed May 19, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen fruits and berries and frozen fruit and berry concentrates* (1) from those points in Pennsylvania on and west of U.S. Highway 15, and on, North, and east of a line beginning at the Susquehanna River and extending along U.S. Highway 322 to junction Pennsylvania Highway 144 thence along Pennsylvania Highway 144 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 287, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 249, thence along Pennsylvania Highway 249 to the Pennsylvania-New York State line, to those points in Iowa on and west of U.S. Highway 71 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Iowa Highway 37, thence along Iowa Highway 37 to junction Iowa Highway 183, thence along Iowa Highway 183 to junction Iowa Highway 141, thence along Iowa Highway 141 to junction Iowa Highway 31, thence along Iowa Highway 31 to junction Iowa Highway 3, thence along Iowa Highway 3 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction Iowa Highway 15, thence along Iowa Highway 15 to the Iowa-Minnesota State line; (3) from those points in Adams County, Pennsylvania on and west of U.S. Highway 15 to Sioux City, Iowa; and (4) from points in Tioga County, Pa., to points in Iowa. The purpose of this filing is to eliminate the gateway of Penn Yan, N.Y.

No. MC 113843 (Sub-No. E548), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods* (1) from points in Tioga County, Pa., to points in Arkansas; (2) from those points in Pennsylvania on and west of U.S. Highway 15 and on, east, and north of a line beginning at U.S. Highway 15 and extending along Pennsylvania Highway 35 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 287, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 249, thence along Pennsylvania Highway 249 to the Pennsylvania-New York State line, to those points in Iowa on and west of a line beginning at the Iowa-Missouri State line and extending along U.S. Highway 71 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Iowa Highway 37, thence along Iowa Highway 37 to junction Iowa Highway 183, thence along Iowa Highway 183 to junction Iowa Highway 141, thence along Iowa Highway 141 to junction Iowa Highway 31, thence along Iowa Highway 31 to junction Iowa Highway 3, thence along Iowa Highway 3 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction Iowa Highway 15, thence along Iowa Highway 15 to the Iowa-Minnesota State line; (3) from those points in Adams County, Pennsylvania on and west of U.S. Highway 15 to Sioux City, Iowa; and (4) from points in Tioga County, Pa., to points in Iowa. The purpose of this filing is to eliminate the gateway of Penn Yan, N.Y.

No. MC 113843 (Sub-No. E548), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods* (1) from points in Tioga County, Pa., to points in Arkansas; (2) from those points in Pennsylvania on and west of U.S. Highway 15 and on, east, and north of a line beginning at U.S. Highway 15 and extending along Pennsylvania Highway 35 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction Pennsylvania Highway 220, thence along Pennsylvania Highway 220 to junction Pennsylvania Highway 287, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 249, thence along Pennsylvania Highway 249 to the Pennsylvania-New York State line, to those points in Iowa on and west of a line beginning at the Iowa-Missouri State line and extending along U.S. Highway 71 to junction U.S. Highway 34, thence along U.S. Highway 34 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Iowa Highway 37, thence along Iowa Highway 37 to junction Iowa Highway 183, thence along Iowa Highway 183 to junction Iowa Highway 141, thence along Iowa Highway 141 to junction Iowa Highway 31, thence along Iowa Highway 31 to junction Iowa Highway 3, thence along Iowa Highway 3 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction Iowa Highway 15, thence along Iowa Highway 15 to the Iowa-Minnesota State line; (3) from those points in Adams County, Pennsylvania on and west of U.S. Highway 15 to Sioux City, Iowa; and (4) from points in Tioga County, Pa., to points in Iowa. The purpose of this filing is to eliminate the gateway of Penn Yan, N.Y.

to the Pennsylvania-New York State line, to points in Arkansas. The purpose of this filing is to eliminate the gateway of Dundee, N.Y.

No. MC 113843 (Sub-No. E549), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above).

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods* (1) between North Adams and Williamstown, Mass., on the one hand, and, on the other, points in Franklin County, Pa.; (2) between those points in Massachusetts on and north of a line beginning at the Massachusetts-Vermont State line and extending along U.S. Highway 5 to Greenfield, thence along Massachusetts Highway 2 to junction Massachusetts Highway 13, thence along Massachusetts Highway 13 to junction Massachusetts Highway 2A, thence along Massachusetts Highway 2A to junction Massachusetts Highway 225, thence along Massachusetts Highway 225 to junction Massachusetts Highway 40, thence along Massachusetts Highway 40 to junction Interstate Highway 495, thence along Interstate Highway 495 to junction Interstate Highway 95, thence along Interstate Highway 95 to the Massachusetts-New Hampshire State line, on the one hand, and, on the other, those points in Pennsylvania west of U.S. Highway 15, and on, west, and north of a line beginning at the Susquehanna River and extending along Pennsylvania Highway 34 to junction U.S. Highway 322, thence along U.S. Highway 322 to Lewistown, thence along U.S. Highway 22 to junction U.S. Highway 219 to the Pennsylvania-Maryland State line,

(3) Between those points in Pennsylvania west of U.S. Highway 15 and on, west, and north of a line beginning at Lewisburg, and extending along Pennsylvania Highway 45 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 219, thence along U.S. Highway 219 to the Pennsylvania-Maryland State line, on the one hand, and, on the other those points in Massachusetts on and north of a line beginning at the Massachusetts-New York State line and extending along Massachusetts Highway 9 to junction Massachusetts Highway 128, thence along Massachusetts Highway 128 to junction Massachusetts Highway 3, thence along Massachusetts Highway 123 to junction Massachusetts Highway 123, thence along aMssachusetts Highway 123 to junction unnumbered highway, thence along unnumbered highway to the Atlantic Ocean, (4) between those points in Pennsylvania on, west and north of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 120 thence along Pennsylvania Highway 120 to junction Pennsylvania Highway 64, thence along Pennsylvania Highway 64 to junction Pennsylvania Highway 144, thence along Pennsylvania Highway 144 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 219 thence along U.S. Highway 219 to the Pennsylvania-Maryland State line, on the one hand, and, on the other those points in Massachusetts on, east and north of a line beginning at the Massachusetts-Rhode Island State line and extending along Massachusetts Highway 121 to junction Massachusetts Highway 106, thence along Massachusetts Highway 106 to junction Massachusetts Highway 140, thence along Massachusetts Highway 140 to Apponagansett Bay; and (5) between those points in Pennsylvania on, and west of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 219 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 350, thence along Pennsylvania Highway 350 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line, on the one hand, and, on the other, points in Massachusetts. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113843 (Sub-No. E557), filed May 17, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen foods* (1) from points in Dauphin County, Pa., to those points in Wisconsin on, north, and west of a line beginning at the Wisconsin-Illinois State line and extending along Interstate Highway 90 to junction U.S. Highway 18, thence along U.S. Highway 18 to Lake Michigan; (2) from points in Clinton County, Pa., to points in Wisconsin; (3) from points in Mifflin County, Pa., to those points in Wisconsin on, and north of a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 18 to junction Wisconsin Highway 60, thence along Wisconsin Highway 60 to junction U.S. Highway 61, thence along U.S. Highway 61 to junction Wisconsin Highway 131, thence along Wisconsin Highway 131 to junction U.S. Highway 16, thence along U.S. Highway 16 to junction Wisconsin Highway 173, thence along Wisconsin 173 to junction Wisconsin Highway 80, thence along Wisconsin Highway 80 to junction Wisconsin Highway 13, thence along Wisconsin Highway 13 to junction Wisconsin Highway 54, thence along Wisconsin Highway 54 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Wisconsin Highway 29, thence along Wisconsin Highway 29 to junction Wisconsin Highway 22, thence along Wisconsin Highway 22 to Lake Michigan;

(4) from points in Centre County, Pa., to those points in Wisconsin, on, north, and west of a line beginning at the Wisconsin-Michigan State line and extending along U.S. Highway 45 to junction U.S. Highway 8, thence along U.S. Highway 8 to junction Wisconsin Highway 27, thence along Wisconsin Highway 27 to junction Wisconsin Highway 178, thence along Wisconsin Highway 178 to junction U.S. Highway 53, thence along U.S. Highway 53 to junction Interstate Highway 94, thence along Interstate Highway 94 to the Wisconsin-Minnesota State line; (5) from points in Adams County, Pa., to those points in Wisconsin on, north and west of a line beginning at the Wisconsin-Michigan State line and extending along Wisconsin Highway 77 to junction Wisconsin Highway 13, thence along Wisconsin Highway 13 to junction U.S. Highway 8, thence along U.S. Highway 8 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Interstate Highway 94, thence along Interstate Highway 94 to the Wisconsin-Minnesota State line; (6) from points in Tioga Lycoming and Union Counties, Pa., to points in Wisconsin; (7) from Millersburg, Pa. to points in Wisconsin; (8) from Johnstown, Pa., to Superior, Wisc. and those points in Wisconsin on and north of a line beginning at Lake Superior and extending along U.S. Highway 2 to the Wisconsin-Michigan State line; (9) from points in Erie County, Pa., to Superior, Wisc. and those points in Wisconsin on and north of a line beginning at Lake Superior, and extending along U.S. Highway 2 to the Wisconsin-Michigan State line; (10) from points in Franklin County, Pa., to Superior, Wis. and those points in Wisconsin on and north of a line beginning at Lake Superior and extending along U.S. Highway 2 to the Wisconsin-Michigan State line; and (11) from points in Blair County, Pa., to Superior, Wisc. and those points in Wisconsin on and north of a line beginning at Lake Superior and extending along U.S. Highway 2 to the Wisconsin-Michigan State line. The purpose of this filing is to eliminate the gateway of LeRoy, N.Y.

No. MC 114211 (Sub-No. E522) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER February 4, 1975. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Kenneth R. Nelson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts* thereof, restricted against the transportation of any of the described commodities which because of size or weight require the use of special equipment, from points in Oklahoma on and northeast of a line beginning at the Kansas-Oklahoma State line extending along U.S. Highway 177 to junction Oklahoma Highway 51, thence along Oklahoma Highway 51 to junction Muskogee Turnpike. The purpose of this filing is to eliminate the gateway of Tulsa, Okla. The purpose of this partial correction is to reflect the origin





point of Oklahoma. The remainder of the letter-notice remains as previously published.

No. MC 114552 (Sub-No. E11), filed May 4, 1974. Applicant: SENN TRUCKING COMPANY, P.O. Drawer 220, Newberry, S.C. 29108. Applicant's representative: William P. Jackson, Jr., 919 Eighteenth St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* (except plywood and veneer): (1) From points in Maryland to points in Tennessee; (2) from points in Maryland to points in Alabama; (3) from points in Maryland on and east of U.S. Highway 11 to points in Arkansas; (4) from points in Maryland to points in Florida; (5) from points in Maryland on and east of U.S. Highway 11, to points in Oklahoma, on and west of a line beginning at the Oklahoma-Arkansas State line, thence extending along Interstate Highway 40 to its junction with the Muscogee Turnpike, thence along the Muscogee Turnpike to its junction with U.S. Highway 64, thence along U.S. Highway 64 to its junction with Interstate Highway 35, thence along Interstate Highway 35 to the Oklahoma-Kansas State line; (6) from points in Maryland to points in Texas; (7) from points in Maryland on and east of a line beginning at the Maryland-Pennsylvania State line, thence extending along Interstate Highway 83 to its junction with Interstate Highway 695, thence along Interstate Highway 695 to its junction with Interstate Highway 95, thence along Interstate Highway 95 to its junction with Interstate Highway 495, thence westerly along Interstate Highway 495 to the Maryland-Virginia State line, to points in Kansas on and south of a line beginning at the Kansas-Oklahoma State line, thence extending along Kansas Highway 1 to its junction with U.S. Highway 83, thence along U.S. Highway 83 to its junction with U.S. Highway 154, thence along U.S. Highway 154 to its junction with U.S. Highway 50, thence along U.S. Highway 50 to the Kansas-Colorado State line;

(8) from points in Michigan to points in Alabama; (9) from points in Michigan to points in Virginia on and east of U.S. Highway 21, and on and south of a line beginning at the West Virginia State line, and extending along U.S. Highway 60 to Richmond, thence along Virginia Highway 33 to the Chesapeake Bay; (10) from points in Mississippi to points in Maine, Vermont and New Hampshire; (11) from points in New Jersey to points in Arkansas, Florida, Oklahoma and Texas; (12) from points in New Jersey to points in Alabama; (13) from Camden County, N.J., to points in Ohio; (14) from points in New York, on and south of a line beginning at the New York-Vermont State line, thence extending along New York Highway 7 to its junction with New York Highway 79, thence along New York Highway 79 to the New York-Pennsylvania State line, to points in Oklahoma, on, south and west of a line beginning at the Arkansas-Oklahoma State line, thence extending along U.S. Highway 62 to its junction with U.S. Highway 270, thence along U.S. Highway 270 to its junction with U.S. Highway 183, thence along U.S. Highway 183 to the Oklahoma-Kansas State line; (15) from points in New York, on and south of a line beginning at the New York-Vermont State line, thence extending along New York Highway 7 to its junction with Interstate Highway 87, thence along Interstate Highway 87 to its junction with U.S. Highway 209, thence along U.S. Highway 209 to the New York-New Jersey State line, to points in Arkansas and Texas; (16) from points in New York to points in Florida; and (17) from points in Ohio to points in Alabama. The purpose of this filing is to eliminate the following gateways: Ashe Co., N.C. in (1); North Carolina, (except points in Buncombe, Chatham, Cherokee, Columbus, Cumberland, Franklin, Guilford, Harnett, Henderson, Lee, Macon, Orange, Rockingham, Transylvania, and Union Counties, N.C.) in (2), (4), (12) and (16); Grenwood Co., S.C., in (3), (5), (6), (7), (10), (11), (14) and (15); Tennessee in (8) and (17); Buncombe, Chatham, Cherokee, Columbus, Cumberland, Franklin, Guilford, Harnett, Henderson, Lee, Macon, Orange, Rockingham, Transylvania, and Union Counties, N.C.; and West Virginia in (13).

No. MC 115840 (Sub-No. E73), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe, fittings, iron castings, accessories, sand hoppers, conveyors, dust collectors, and meter boxes which are used in the agricultural, water treatment, food processing, and institutional supply industries*, (1) from points in North Carolina on and east of Interstate Highway 85, to points in California, Washington, Oregon, New Mexico, Arizona, Colorado, Utah, Nevada, Idaho, Montana, Texas, Oklahoma, and Louisiana; and (2) from points in South Carolina to points in California, Oregon, Washington, New Mexico, Arizona, Colorado, Utah, Nevada, Idaho, Montana, Texas, Oklahoma, Nebraska, Louisiana, to that part of Kansas on and south of a line beginning at the Kansas-Missouri State line extending along Interstate Highway 70 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateways of Birmingham or Montgomery, Anniston and Holt, Ala.

No. MC 115840 (Sub-No. E82), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such iron and steel articles, and hoppers, conveyors, dust collectors, and meter boxes as are embraced in pipe, fittings, iron castings, and accessories as are also embraced in fittings, components, parts and accessories* (except in bulk), from Anniston, Ala., to points in California, Oregon, Washington, Idaho, Nevada, Arizona, Montana, Utah, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Illinois, Michigan, Indiana, Kentucky on and west of Interstate Highway 65, Florida on and south of Florida Highway 60 from the Atlantc Ocean to the Gulf of Mexico, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, Mississippi on and south of Interstate Highway 20. The purpose of this filing is to eliminate the gateway of Anniston and Holt, Ala.

No. MC 115840 (Sub-No. E100), filed May 2, 1975. Applicant: COLONIAL FAST FREIGHT, INC., 1215 Bankhead Highway, W., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Non-ferrous scrap metals* (except in dump vehicles), which because of size or weight require the use of special equipment; (1) between Steele, Ala., on the one hand, and, on the other, points in Florida, Georgia, Mississippi, Louisiana east of the Mississippi River, and points in that portion of Tennessee on and west of Interstate Highway 65 (including Davidson County, Tenn.), and that portion of Tennessee on and north of Interstate Highway 40; and (2) between Attalla, Ala., on the one hand, and, on the other, points in Mississippi, Louisiana east of the Mississippi River, Florida, Georgia, and points in that portion of Tennessee on and west of Interstate Highway 65, and points in that portion of Tennessee on and north of Interstate Highway 40 (including Davidson County, Tenn.). The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-E23), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) edible meats, edible meat products, and edible meat by-products, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, (1) from Hernando, Miss., to points in (a) Washington, points in Oregon on and west of U.S. Highway 97, and points in California on and west of a line beginning at the California-Oregon State line and extending along U.S. Highway 395, to junction U.S. Highway 15, thence southwest to junction U.S. Highway 5 to the United States-Mexico International Boundary line (Birmingham, Ala.)*; (b) points in Michigan (points in Tennessee except Memphis and points within the Commercial zone thereof)*; (c)

points in Virginia and West Virginia (Chattanooga, Tenn.)*. (2) From West Point, Miss., to (a) points in California, Oregon, Washington, Connecticut, Massachusetts, Michigan, New Jersey, Delaware, Maryland, Virginia, New York, Ohio, Pennsylvania, Rhode Island, and the District of Columbia (Birmingham, Ala.)*; (b) points in West Virginia (Chattanooga, Tenn.)*. (B) *Edible meats, edible meat products, and edible meat by-products*, as defined by the Commission, frozen (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Bonneville, Miss. to (1) points in Washington, points in Oregon on and west of U.S. Highway 97, and points in California on and west of a line beginning at the California-Oregon State line and extending along U.S. Highway 395, to junction U.S. Highway 15, to junction U.S. Highway 5, to the United States–Mexico International Boundary line (Nashville, Tenn. and Birmingham, Ala.)*. (2) Points in Michigan, points in Tennessee (except Memphis and points within the Commercial zone thereof)*. The purpose of this filing is to eliminate the gateways as indicated by asterisks above.

No. MC 115841 (Sub-No. E26), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW, Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Edible bakery materials* (except in bulk), in vehicles equipped with mechanical refrigeration, from Knoxville, Tenn., to points in Mississippi on and south of U.S. Highway 82; points in Florida on, south, and west of a line beginning at the Florida-Georgia State line extending along U.S. Highway 75 to junction Florida Highway 20, thence along Florida Highway 20 to the Atlantic Ocean; points in Arkansas on and west of U.S. Highway 49 which are on and south of U.S. Highway 40; and points in Louisiana, Washington, Oregon, and California. (B) *Bakery materials*, restricted to dairy products (except in bulk), in vehicles equipped with mechanical refrigeration, from Knoxville, Tenn., to points in Texas, South Dakota, Oklahoma, Nebraska, and points in Kansas on and west of U.S. Highway 75. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-No. E29), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared beef, lamb, and veal cuts* (except liquid commodities, in bulk, in tank vehicles, and except canned meats), in vehicles equipped with mechanical refrigeration, (A) from New York, N.Y., Union City and Jersey City, N.J., and Philadelphia, to points in Arkansas and points in Georgia on and west of U.S. Highway 75 (Chattanooga, Tenn.)*; (B) from New York, Union City, and Jersey City, and Philadelphia, to points in Texas and Oklahoma (Birmingham, Ala.)*; (C) from New York, Union City and Jersey City, and Philadelphia, to points in California and points in Oregon and Washington on and west of U.S. Highway 5 (Birmingham, Ala.)*; (D) from New York, Union City and Jersey City, and Philadelphia, to points in Arkansas (except Little Rock) (Nashville, Tenn.)*; (E) from New York, N.Y., Union City and Jersey City, to points in Oklahoma and Texas, and from Philadelphia, Pa., to points in Texas (points in Tennessee on and west of the Tennessee River)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E40), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Foodstuffs*, in vehicles equipped with mechanical refrigeration, (1) from points in New York on and west of U.S. Highway 11, to points in California on and south of a line beginning at the California-Nevada State line and extending along the Mono-Inyo County line to junction U.S. Highway 395, thence along U.S. Highway 395 to junction California Highway 120, thence along California Highway 120 to junction California Highway 140, thence along California Highway 140 to junction California Highway 99, thence along California Highway 99 to junction California Highway 12, thence along California Highway 12 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Pacific Ocean, points in Arkansas on and south of U.S. Highway 82, and points in Georgia on and west of U.S. Highway 27; (2) from North East, Pa., to points in California on and west of a line beginning at San Francisco, and extending along California Highway 1 to the United States-Mexico International Boundary line, points in Arkansas on and south of U.S. Highway 82, and points in Georgia on and west of Interstate Highway 75 (Birmingham, Ala.)*; (B) *foodstuffs* (except in bulk), in vehicles equipped with mechanical refrigeration, from North East, Pa., and points in New York on and west of U.S. Highway 11, to Little Rock and Blytheville, Ark., and Little Rock Air Force Base at Jacksonville, Ark. (Nashville, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E47), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Confectionary*, which are embraces in foodstuffs, in vehicles with mechanical refrigeration, from Boston, Mass., to points in California, Oregon, and points in Washington on and west of U.S. Highway 97 (Birmingham, Ala.)*; (B) *candy*, in vehicles with mechanical refrigeration, from Boston, Mass., to points in Georgia on and west of U.S. Highway 75 (but including Cobb, DeKalb, Henry, Gwinnett, and Clayton Counties, and Atlanta, Ga.), (Chattanooga, Tenn.)*; and (C) *unfrozen confectionary products*, in vehicles with mechanical refrigeration, from Boston, Mass., to points in Oklahoma, Texas, Kansas, points in Missouri on and south of a line beginning at the Missouri-Illinois State line and extending along U.S. Highway 60 to junction U.S. Highway 44, thence along U.S. Highway 44 to the Missouri-Oklahoma State line (including Joplin), and points in Nebraska on and south of a line beginning at the Nebraska-Missouri State line and extending along U.S. Highway 136 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S Highway 30, thence along U.S. Highway 30 to the Nebraska-Wyoming State line. (Chattanooga, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E48), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Chocolate, chocolate confectionery, and ingredients thereof*, in vehicles with mechanical refrigeration, from Philadelphia, Pa., to points in Georgia on and west of U.S. Highway 27 and U.S. Alternate Highway 27, points in Washington on and west of U.S. Highway 97, and points in Arkansas, California, and Oregon (Birmingham, Ala.)*; and (B) *unfrozen chocolate confectionery products*, in vehicles with mechanical refrigeration, from Philadelphia, Pa., to points in Oklahoma, Texas, and points in Kansas on, south, and west of a line beginning at the Kansas-Missouri State line and extending along U.S. Highway 40 to junction Kansas Highway 63, thence along Kansas Highway 63 to the Kansas-Nebraska State line (Chattanooga, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E122), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INCORPORATED, PO Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. NW., Washington, DC 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, and frozen fruits, vegetables, and berries*, when moving in mixed loads therewith, (1) from points in Michigan on and east of a line beginning at the Michigan-Indiana State line extending along U.S. Highway 27 to junction U.S. Highway 75, thence along U.S. Highway 75 to Lake Huron, to points in Arkansas, Louisiana, Texas, and points in Oklahoma on, south, and west of a line beginning at the Oklahoma-Arkansas State line extending along U.S. Highway 40 to junction Muskogee Turnpike, thence along Muskogee Turnpike to junction U.S. Highway 64, thence along U.S. Highway 64 to junction U.S. Highway 35, thence along U.S. Highway 35 to the Oklahoma-Kansas State line; (2) from points in Michigan on and west of a line beginning at the Michigan-Indiana State line extending along U.S. Highway 27 to junction U.S. Highway 75, thence along U.S. Highway 75 to Lake Huron, to points in Louisiana, points in Texas on and south of U.S. Highway 40, points in Oklahoma on and south of U.S. Highway 40, and points in Arkansas on, south, and east of a line beginning at the Arkansas-Missouri State line extending along U.S. Highway 67 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Arkansas-Oklahoma State line. The purpose of this filing is to eliminate the gateway of points in Tennessee west of the Tennessee River.





No. MC 115841 (Sub E127), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, CORP., P.O. Box 10327, Birmingham, Alabama 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Port Chester, N.Y., (A) to points in Arkansas, Oklahoma, Texas, and points in Kansas on and east of U.S. Highway 75 (points in Tennessee west of the Tennessee River)*, (B) to points in California, Oregon, and points in Washington, on and west of U.S. Highway 97 (Chattanooga, Tenn., and Birmingham, Ala.)*, (2) Frozen foods, except frozen fruits, berries, and vegetables, from Port Chester, N.Y., to points in Kansas on and east of U.S. Highway 81 (Nashville, Tenn.)*. The purpose of this filing is to eliminate the gateway indicated by asterisks above.

No. MC 115841 (Sub-No. E246), filed May 22, 1975. Applicant: COLONIAL REFRIGERATION TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible pizza pie ingredients*, in vehicles equipped with mechanical refrigeration, from Nashville, Tenn., to Atlanta, Ga. The purpose of this filing is to eliminate the gateways of points in Alabama on and east of U.S. Highway 31 (except Montgomery).

No. MC 115841 (Sub-No. E247), filed May 22, 1975. Applicant: COLONIAL REFRIGERATION TRANSPORTATION INCORPOATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats* and *frozen edible cheese and cheese products* (except liquid commodities, in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plant site facilities of DAK Foods, Inc., at East Brunswick, N.J., to points in Alabama on and south of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 84 to junction U.S. Highway 31, thence along U.S. Highway 31 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Pittsburgh, Pa., Chattanooga, Tenn., and Atlanta, Ga.

No. MC 11581 (Sub-No. E248), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from North East, Pa.; (1) to points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 278 to junction U.S. Highway 31, thence along U.S. Highway 31 to the Gulf of Mexico (except Montgomery), and points in Florida (North Carolina and Atlanta, Ga.)*; and (2) Atlanta, Ga. (North Carolina)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E249), filed May 22, 1975. Applicant: COLONIAL REFRIGERATION TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh and frozen poultry, fresh and frozen seafood*, and *frozen fruits and vegetables*, and *frozen foods* when moving in mixed loads with fresh and frozen poultry, fresh and frozen seafood, frozen fruits and vegetables, in vehicles equipped with mechanical refrigeration; (1) from points in Delaware south of the Chesapeake and Delaware Canal, and points in Maryland east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal, to points in Alabama on and east of U.S. Highway 231 (except Montgomery); and (2) from points in Virginia east of the Chesapeake Bay to points in Alabama on and east of U.S. Highway 31 (except Montgomery and Dothan). The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., and Atlanta, Ga.

No. MC 115841 (Sub-No. E250), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except frozen fruits, vegetables, and berries), in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to Parkersburg, W. Va., points in Iowa, and those points in Kansas and Nebraska which are on and east of U.S. Highway 81. The purpose of this filing is to eliminate the gateways of Chattanooga and Nashville, Tenn.

No. MC 115841 (Sub-No. E301), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible dairy products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration; (1) from Adams, N.Y., to points in Alabama on and bounded by a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Alabama-Georgia State line to points of beginning (except Montgomery); (2) from Chateaugay, N.Y., to points in Florida on and west of U.S. Highway 75, and points in Alabama on and east of U.S. Highway 31 and north of U.S. Highway 80 (except Montgomery); (3) from Carthage, N.Y., to points in Florida on and west of U.S. Highway 231 and points in Alabama on and east of U.S. Highway 31 and north of U.S. Highway 80 (except Montgomery); and (4) from Cuba, N.Y., to points in Florida on and west of U.S. Highway 231, and points in Alabama on and bounded by a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 59 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Alabama-Georgia State line to point of beginning. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-No. E302), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible dairy products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration; (1) from Adams, N.Y., to points in Mississippi on and south of U.S. Highway 82, points in Louisiana, and points in Arkansas on and south of Interstate Highway 40; (2) from Carthage and Chateaugay, N.Y., to points in Mississippi, Louisiana, and points in Arkansas on and south of U.S. Highway 40; and (3) from Cuba, N.Y., to points in Louisiana, points in Mississippi on and south of Interstate Highway 20, and Texarkana, Ark. The purpose of this filing is to eliminate the gateway of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E303), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen dairy products*, as defined by the Commission; (1) from Adams, N.Y., to points in Texas on and south of a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 80 to junction Texas Highway 118, thence along Texas Highway 118 to the United States-Mexico International Boundary line; (2) from Chateaugay and Carthage, N.Y., to points in Texas on and south of U.S. Highway 20; and (3) from Cuba, N.Y., to points in Texas on and south of a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 10 to junction U.S. Highway 59, thence along U.S. Highway 59 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., Birmingham, Ala., and points in Tennessee on and west of the Tennessee River.

No. MC 115841 (Sub-No. E304), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible dairy products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration; (1) from Chateaugay, Adams, and Carthage, N.Y., to points in California on and south of California Highway 78; and (2) from Cuba, N.Y., to points in California on and south of U.S. Highways 80 and Interstate Highway 8. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E305), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Elmira, N.Y., to points in California on, south, and west of a line beginning at the California-Arizona State line and extending along U.S. Highway 10 to junction U.S. Highway 101, thence along U.S. Highway 101 to the California-Oregon State line. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E306), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Nashville, Tenn., to points in Oregon and Washington on and west of U.S. Highway 5, and points in California. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E330), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries* (except in bulk), in vehicles equipped with mechanical refrigeration, from Ranson, W. Va., (A) to points in Mississippi on and west of U.S. Highway 55, points in Louisiana, and points in Arkansas on and south of U.S. Highway 40 (Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.)*; (B) to points in Alabama on and north of U.S. Highway 80 (Chattanooga, Tenn., Atlanta, Ga., and points in Alabama on and east of U.S. Highway 31 and north of U.S. Highway 80)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-E332), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor-vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries*, when moving in mixed loads with frozen foods, in vehicles equipped with mechanical refrigeration, from Ranson, W. Va., to points in Texas on and south of U.S. Highways 30 and 20, and points in Oklahoma on and south of U.S. Highway 70. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E333), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries*, in vehicles equipped with mechanical refrigeration, from Ranson, W. Va., to points in California and points in Oregon on and west of U.S. Highway 395. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E334), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries* (except in bulk), in vehicles equipped with mechanical refrigeration, from Hammonton and Glassboro, N.J., to points in Alabama on and bounded by a line beginning at the Georgia-Alabama State line and extending along U.S. Highway 78 to junction U.S. Highway 31, to junction U.S. Highway 80 to the Alabama-Georgia State line to point of beginning, restricted to traffic originating at Hammonton or Glassboro, N.J.

No. MC 115841 (Sub?E335), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries*, in vehicles, equipped with mechanical refrigeration, from Hammonton and Glassboro, N.J., to points in Mississippi, Louisiana, and points in Arkansas on and south of U.S. Highway 40, restricted to traffic originating at Hammonton or Glassboro, N.J. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E336), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries*, when moving in mixed loads with frozen foods, in vehicles equipped with mechanical refrigeration, from Hammonton and Glassboro, N.J., to points in Texas on and south of U.S. Highway 20, and points in Oklahoma on and south of U.S. Highway 70, restricted to traffic originating at Hammonton or Glassboro, N.J. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E339), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products*, and *frozen edible meat by-products*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Bellefontaine, Ohio, to points in Louisiana on and south of Interstate Highway 10 and points in Mississippi on and south of U.S. Highway 84. The purpose of this filing is to eliminate the gateways of





Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E340), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products, frozen edible dairy products, frozen edible articles* distributed by meat packinghouses, *frozen edible agricultural commodities* (not including manufactured products thereof), as defined by the Commission, when moving in mixed loads with the aforementioned commodities and *frozen foods*, in vehicles equipped with mechanical refrigeration, from points in Knox County, Tenn., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E341), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from points in Erie and Chautauqua Counties, N.Y., to points in California on and south of California Highway 78. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 121470 (Sub-E21), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require special handling or equipment, from points in that part of Tennessee on, west, and south of a line along Tennessee Highway 20 from the Missouri-Tennessee line to Dyersburg, thence Tennessee Highway 104 to junction U.S. Highway 45W, thence along U.S. Highway 45W to Jackson, thence U.S. Highway 70 to Nashville, thence south along Interstate 65 to the Alabama-Tennessee line to points in that part of Kentucky on and east of Interstate 65. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 115841 (Sub-No. E344), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, from Roanoke, Va., to points in Texas and Oklahoma. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E345), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, from Roanoke, Va., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E346), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Frozen edible prepared bakery goods, in vehicles equipped with mechanical refrigeration, from Elizabeth, N.J., to points in Texas on and south of Interstate Highway 30 and Interstate Highway 40. The purpose of this filing is to eliminate the gateways of Union City or Jersey City, N.J., Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 118831 (Sub-No. E18), filed May 31, 1974. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, High Point, N.C. 27262. Applicant's representative: Richard E. Shaw (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petrochemicals, fertilizer, and fertilizer materials, and anhydrous ammonia, and except caustic soda from Acme, N.C.), in bulk, (1) from those points in North Carolina on, south, and east of a line beginning at the Atlantic Ocean and extending along North Carolina Highway 24 to junction North Carolina Highway 41, thence along North Carolina Highway 41 to junction unnumbered highway near Harrells, thence along unnumbered highway to junction North Carolina Highway 210, thence along North Carolina Highway 210 to junction North Carolina Highway 53, thence along North Carolina Highway 53 to junction unnumbered highway near Kelley, thence along unnumbered highway to junction North Carolina Highway 211, thence along North Carolina Highway 211 to junction U.S. Highway 701, thence along U.S. Highway 701 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 74, thence along U.S. Highway 74 to junction North Carolina Highway 130, thence along North Carolina Highway 130 to junction Interstate Highway 95, thence along Interstate Highway 95 to the North Carolina-South Carolina State line, to those points in North Carolina on and west of a line beginning at the South Carolina-North Carolina State line extending along U.S. Highway 501 to junction U.S. Highway 74, thence along U.S. Highway 74 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction U.S. Highway 64, thence along U.S. Highway 64 to junction U.S. Highway 52, thence along U.S. Highway 52 to the North Carolina-Virginia State line;

(2) From points in New Hanover and Brunswick Counties, N.C., to those points in North Carolina on and west of a line beginning at the North Carolina-South Carolina State line extending along U.S. Highway 701 to junction North Carolina Highway 904, thence along North Carolina Highway 904 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction unnumbered highway at Carthage, thence along unnumbered highway to junction North Carolina Highway 87, thence along North Carolina Highway 87 to junction North Carolina Highway 49, thence along North Carolina Highway 49 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction North Carolina Highway 871, thence along North Carolina Highway 871 to junction North Carolina Highway 14, thence along North Carolina Highway 14 to the North Carolina-South Carolina State line; (3) from Charlotte, N.C., to those points in North Carolina on and east of a line beginning at the North Carolina-South Carolina State line extending along North Carolina Highway 109 to junction U.S. Highway 74, thence along U.S. Highway 74 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction unnumbered highway at Ellerbee, thence along unnumbered highway to junction U.S. Highway 1, thence along U.S. Highway 1 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction North Carolina Highway 87, thence along North Carolina Highway 87 to junction North Carolina Highway 704, thence along North Carolina Highway 704 to junction North Carolina Highway 8, thence along North Carolina Highway 8 to the Virginia-North Carolina State line, and those points in North Carolina on and west of a line beginning at the North Carolina-Virginia State line extending along U.S. Highway 221 to junction North Carolina Highway 181, thence along North Carolina Highway 181 to junction North Carolina Highway 18, thence along North Carolina Highway 18 to junction North Carolina Highway 226, thence along North Carolina Highway 226 to the North Carolina-South Carolina State line; and

(4) From Greensboro and High Point, N.C., to those points in North Carolina on, east, and south of a line beginning at the North Carolina-South Carolina State line extending along North Carolina Highway 177 to junction U.S. Highway 74, thence along U.S. Highway 74 to junction Interstate Highway 95, thence along Interstate Highway 95 to junction North Carolina Highway 211, thence along North Carolina Highway 211 to junction

U.S. Highway 74, and those points in North Carolina on, south, and west of a line beginning at the North Carolina-South Carolina State line extending along North Carolina Highway 200 to junction North Carolina Highway 16, thence along North Carolina Highway 16 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction U.S. Highway 74, thence along U.S. Highway 74 to junction U.S. Highway 25, thence along U.S Highway 25 to the North Carolina-Tennessee State line. The purpose of this filing is to eliminate the gateway of points in South Carolina.

No. MC 119777 (Sub-No. E56), filed April 23, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Ronald E. Butler (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fabricated metal stampings*, and *shipping devices, steel containers*, and *storage racks* used in the erection and completion of fabricated metal stampings, restricted to such commodities as requires special handling because of size or weight (except machinery, materials, and supplies and equipment incidental to or used in the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, and incidental to, or used in connection with (a) the discovery, development, production, and preservation of natural gas and petroleum, (b) the construction, operation, repair, servicing, dismantling, and maintenance of pipelines and facilities for the storage of natural gas, gasoline, and petroleum, and (c) the dismantling and maintenance of plants and facilities for refining, recycling, processing, repressuring, and blending gasolines natural gas and petroleum); from the plant sites of Car-Rack Corporation at Macedonia, Ohio, to points in Louisville, Ky., commercial zone, and that part of Indiana on and south of a line beginning at the Illinois-Indiana State line on U.S. Highway 136, thence along U.S. Highway 136 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Indiana Highway 44, thence along Indiana Highway 44 to the Indiana-Ohio State line, restricted to the transportation of traffic originating at the said plant site. The purpose of this filing is to eliminate the gateway of Kentucky (except Louisville).

No. MC 119777 (Sub-No. E124), filed May 15, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Ronald E. Butler (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood;* (1)(A) from Savannah, Ga., to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nebraska, Nevada, New Mexico, Oklahoma, Oregon, Utah, Washington, and Wyoming; (B) (1) from Savannah, Ga., to Arthur City, Tex., and points in Texas on, north, and west of a line beginning at the United States-Mexico International Boundary line extending along Texas Highway 118 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction U.S. Highway 290, thence along U.S. Highway 290 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction Texas Highway 208, thence along Texas Highway 208 to junction Texas Highway 70, thence along Texas Highway 70 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Oklahoma-Texas State line; (2)(A) from Savannah, Ga., to points in Michigan (except points in the Detroit commercial zone), and Wisconsin; (B)(1) from Savannah, Ga., to points in Illinois on and north of a line beginning at the Indiana-Illinois State line extending along U.S. Highway 30 to Joliet, Ill., thence along U.S. Highway 52 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Illinois-Iowa State line; (B)(2) from Savannah, Ga, to points in Indiana on, north, and east of a line beginning at the Indiana-Illinois State line extending along U.S. Highway 30 to junction Indiana Highway 5, thence along Indiana Highway 5 to junction U.S. Highway 224, thence along U.S. Highway 224 to the Indiana-Ohio State line; (B) (3) from Savannah, Ga., to Pittsburgh, N.H.;

(B)(4) From Savannah, Ga., to points in New York on and northwest of a line beginning at the Pennsylvania-New York State line extending along New York Highway 19 to junction New York 17, thence along New York Highway 17 to junction New York Highway 21, thence along New York Highway 21 to junction New York Highway 245, thence along New York Highway 245 to junction New York Highway 14A, thence along New York Highway 14A to junction New York Highway 5, thence along New York Highway 5 to junction New York Highway 12, thence along New York Highway 12 to junction New York Highway 28, thence along New York Highway 28 to the junction of New York Highway 30, thence along New York Highway 30 to junction New York Highway 3, thence along New York Highway 3 to a terminus at Plattsburg, N.Y.; (B)(5) from Savannah, Ga., to points in Pennsylvania on, north, and west of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 219 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction Pennsylvania Highway 36, thence along Pennsylvania Highway 36 to junction Pennsylvania Highway 28, thence along Pennsylvania Highway 28 to junction U.S. Highway 422, thence along U.S. Highway 422 to junction Pennsylvania Highway 68, thence along Pennsylvania Highway 68 to the Ohio-Pennsylvania State line; (B)(6) from Savannah, Ga., to North Troy, and Canaan, Vt., and points in Vermont on and west of a line beginning at Burlington, Vt., thence along U.S. Highway 7 to the United States-Canada International Boundary line; (3)(A) from Savannah, Ga., to points in Ohio on, north, and west of a line beginning at the Ohio-West Virginia State line extending along U.S. Highway 33, thence along U.S. Highway 33 to Athens, Ohio, thence along U.S. Highway 50A to junction Ohio Highway 377, thence along Ohio Highway 377 to junction Ohio Highway 78, thence along Ohio Highway 78 to junction Ohio Highway 513, thence along Ohio Highway 513 to junction Interstate Highway 70, thence along Interstate Highway 70 to the Ohio-West Virginia State line; (B) from Savannah, Ga., to Ewing and Gibson Station, Va.; (C) from Savannah, Ga., to Chester and Huntington, W. Va.;

(4)(A) From Savannah, Ga., to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin; (B)(1) from Savannah, Ga., to points in Arkansas on and north of a line beginning at the Arkansas-Texas State line extending along U.S. Highway 67 to junction U.S. Highway 270, thence along U.S. Highway 270 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction U.S. Highway 49, thence along U.S. Highway 49 to the Arkansas-Mississippi State line; (B)(2) from Savannah, Ga., to points in Kentucky on, north, and west of a line beginning at the Tennessee-Kentucky State line extending along Kentucky Highway 63 to junction Kentucky Highway 163, thence along Kentucky Highway 163 to junction Kentucky Highway 80, thence along Kentucky Highway 80 to junction Kentucky Highway 55, thence along Kentucky Highway 55 to junction Blue Grass Parkway, thence along Blue Grass Parkway to junction U.S. Highway 127, thence along U.S. Highway 127 to junction Interstate Highway 71, thence along Interstate Highway 71 to the Ohio-Kentucky State line; (B) (3) from Savannah, Ga., to Walls, Miss.; (B)(4) from Savannah, Ga., to Jackson, Tenn., and points in Tennessee on, north, and west of a line beginning at Memphis, Tenn., thence along Interstate Highway 40 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Kentucky-Tennessee State line; (B)(5) from Savannah, Ga., to points in Texas on, north, and west of a line beginning at the Arkansas-Texas State line extending along U.S. Highway 67 to junction Interstate Highway 30, thence along Interstate Highway 30 to Dallas, Tex., thence along Interstate Highway 35E to junction Interstate Highway 35, thence along Interstate Highway 35 to junction U.S. Highway 290, thence along U.S. Highway 290 to junction U.S. Highway 377, thence along U.S. Highway 377 to junction U.S. Highway 277 to the United States-Mexico International Boundary line at Eagle Pass, Tex.; and (5) from Savannah, Ga., to points in Maine. The purpose of this filing is to eliminate the gateways of: in (1), Karnak, Ill.; in (2), the plant site of Hinchcliff Products Company, Inc., located at or near Strongsville, Ohio; in (3), the plant sites of Kentucky Mills





Lumber & Manufacturing Co., at or near Williamsburg, Ky.; in (4), Logan Co., Ky.; and in (5), Tucker Co., W. Va.

No. MC 124947 (Sub-No. E3), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in that part of Illinois on and west of a line beginning at the Illinois-Wisconsin State line and junction Illinois Highway 78, thence along Illinois Highway 78 to junction Illinois Highway 104 at Jacksonville, thence along Illinois Highway 104 to junction Illinois Highway 29, thence along Illinois Highway 29 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction U.S. Highway 51 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Illinois Highway 37, thence along Illinois Highway 37 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Illinois-Kentucky State line (except points in Union, Johnson, Pope, Hardin, Alexander, Pulaski, and Massac Counties), on the one hand, and, on the other, points in that part of Kentucky on and south of a line beginning at the Kentucky-West Virginia State line to junction Kentucky Highway 40, thence along Kentucky Highway 40 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Indiana-Kentucky State line. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E4), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in Missouri, on the one hand, and, on the other, points in Wabash, Edwards, White, Hamilton, Gallatin, and Hardin Counties, Ill. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E5), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in that part of Illinois on, and south of a line beginning at the junction Illinois-Missouri State line and Illinois Highway 140, thence along Illinois Highway 140 to junction Illinois Highway 127, thence along Illinois Highway 127 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Illinois Highway 37, thence along Illinois Highway 37 to junction Illinois Highway 15, thence along Illinois Highway 15 to junction Illinois Highway 142, thence along Illinois Highway 142 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction Illinois-Indiana State line. The purpose of this filing is to eliminate the gateway of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E6), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in Vanderburgh and Posey Counties, Ind., on the one hand, and, on the other, points in that part of Illinois on and west of a line beginning at the junction of Illinois-Wisconsin State line and U.S. Highway 51, thence along U.S. Highway 51 (including Rockford and LaSalle) to junction Illinois Highway 18, thence along Illinois Highway 18 to junction Illinois Highway 29, thence along Illinois Highway 29 (including Peoria and Springfield) to junction U.S. Highway 51, thence along U.S. Highway 51 (including Centralia) to junction Illinois Highway 14, thence along Illinois Highway 14 to junction Illinois Highway 34, thence along Illinois Highway 34 to junction Illinois Highway 146, thence along Illinois Highway 146 to Golconda and junction with Illinois-Kentucky State line. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E7), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in that part of Indiana on, east, and south of a line beginning at the junction of the Indiana-Michigan State line and U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 35, thence along U.S. Highway 35 to junction Interstate Highway 69, thence along Interstate Highway 69 to junction U.S. Highway 35, thence along U.S. Highway 35 to junction Indiana Highway 3, thence along Indiana Highway 3 to junction Indiana Highway 46, thence along Indiana Highway 46 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction Indiana Highway 64, thence along Indiana Highway 64 to junction with the Illinois-Indiana State line, on the one hand, and, on the other, points in St. Clair, Washington, Jefferson, Monroe, Randolph, Perry, Jackson, Union, Johnson, Alexander, and Pulaski Counties, Ill. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E8), filed September 8, 1974). Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in Floyd, Harrison, Crawford, Perry, Dubois, Spencer, Pike, Warrick, Gibson, Vanderburgh, and Posey Counties, Ind., on the one hand, and, on the other, points in that part of Illinois on and west of a line beginning at the junction of the Wisconsin-Illinois State line and Illinois Highway 78, thence along Illinois Highway 78 to junction Illinois Highway 88, thence along Illinois Highway 88 to Peoria, thence along Illinois Highway 29 to Springfield, thence along Illinois Highway 4 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Interstate Highway 57, thence along Interstate Highway 57 to junction Illinois Highway 34, thence along Illinois Highway 34 to junction Illinois Highway 146, thence along Illinois Highway 146 to Golconda and junction Illinois-Kentucky State line. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E9), filed September 8, 1974). Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266,

Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in that part of Ohio on and beginning at Cleveland, Ohio, thence along U.S. Highway 42 to junction Ohio Highway 3, thence along Ohio Highway 3 to junction with the Ohio-Kentucky State line at Cincinnati, on the one hand, and, on the other, points in that part of Illinois on, south and west of a line beginning at the junction of the Illinois-Missouri State line and U.S. Highway 54, thence along U.S. Highway 54 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Illinois Highway 106, thence along Illinois Highway 106 to junction Illinois Highway 267, thence along Illinois Highway 267 to junction Illinois Highway 16, thence along Illinois Highway 16 to junction Illinois Highway 127, thence along Illinois Highway 127 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Interstate Highway 57, thence along Interstate Highway 57 to junction Illinois Highway 34, thence along Illinois Highway 34 to junction Illinois Highway 146, thence along Illinois Highway 146 to junction Illinois-Kentucky State line at Golconda. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E10), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in that part of Missouri on and south of a line beginning at the junction of the Kansas-Missouri State line and U.S. Highway 160, thence along U.S. Highway 160 to junction Interstate Highway 44 (U.S. Highway 66), thence along Interstate Highway 44 (U.S. Highway 66) to junction Missouri Highway 8, thence along Missouri Highway 8 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Missouri Highway 72, thence along Missouri Highway 72 to junction with the Missouri-Illinois State line, on the one hand, and, on the other, points in that part of Illinois on and east of a line beginning at the Illinois-Wisconsin State line to junction with U.S. Highway 14, thence along U.S. Highway 14 to junction Illinois Highway 23, thence along Illinois Highway 23 to junction Illinois Highway 17, thence along Illinois Highway 17 to junction Illinois Highway 47, thence along Illinois Highway 47 to junction Interstate Highway 72, thence along Interstate Highway 72 to junction Interstate Highway 57, thence along Interstate Highway 57 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction Illinois-Kentucky State line. The purpose of this filing is to eliminate the gateways of any point in Williamson, Franklin, or Saline Counties, Ill.

No. MC 124947 (Sub-No. E11), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire and wire products, fencing materials and accessories, nails, staples, rods, joists, angles, and bars*, the transportation of which because of size or weight requires the use of special equipment from points in that part of Arkansas on or east of U.S. Highway 67 to points in that part of Wisconsin on and east of a line beginning at the junction Illinois-Wisconsin State line and Interstate Highway 90, thence along Interstate Highway 90 to junction Wisconsin Highway 78, thence along Wisconsin Highway 78 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Wisconsin-Michigan State line. The purpose of this filing is to eliminate the gateways of any points in Williamson, Franklin, or Saline Counties, Ill., and the plant site of Keystone Steel and Wire Company at Bartonville, Ill.

No. MC 124947 (Sub-No. E12), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire and wire products, fencing materials and accessories, nails, staples, rods, joists, angles, and bars*, the transportation of which because of size or weight requires the use of special equipment, from points in Cape Girardeau, Scott, Mississippi, Stoddard, New Madrid, Pemiscot, and Dunklin Counties, Mo., to points in that part of Wisconsin on and east of a line beginning at the junction of Illinois-Wisconsin State line and Interstate Highway 90, thence along Interstate Highway 90 to junction Wisconsin Highway 78, thence along Wisconsin Highway 78 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Wisconsin-Michigan State line. The purpose of this filing is to eliminate the gateways of any points in Williamson, Franklin, or Saline Counties, Ill., and the plant site of Keystone Steel and Wire Company at Bartonville, Ill.

No. MC 124947 (Sub.-No. E13), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire and wire products, fencing materials and accessories, nails, staples, rods, joists, angles, and bars*, the transportation of which because of size or weight requires the use of special equipment, from points in that part of Missouri on and south of a line beginning at the junction of the Missouri-Oklahoma State line and Interstate Highway 44, thence along Interstate Highway 44 to junction Missouri Highway 8, thence along Missouri Highway 8 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction Missouri Highway 32, thence along Missouri Highway 32 to junction Interstate Highway 55, thence along Interstate Highway 55 to junction Missouri Highway 51, thence along Missouri Highway 51 to junction with the Missouri-Illinois State line to points in that part of Wisconsin on, north and east of a line beginning at the junction of the Wisconsin-Michigan State line and U.S. Highway 45, thence along U.S. Highway 45 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction Wisconsin Highway 33, thence along Wisconsin Highway 33 to Port Washington and junction Lake Michigan. The purpose of this filing is to eliminate the gateways of any points in Williamson, Franklin, or Saline Counties, Ill., and the plant site of Keystone Steel and Wire Company at Bartonville, Ill.

No. MC 124947 (Sub-No. E14), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire and wire products, fencing materials and accessories, nails, staples, rods, joists, angles, and bars*, the transportation of which requires the use of special equipment; from points in that part of Illinois on and south of a line beginning at the junction of the Missouri-Illinois State line and U.S. Highway 67, thence along U.S. Highway 67 to junction Illinois Highway 78, thence along Illinois Highway 78 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Illinois Highway 37, thence along Illinois Highway 37 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Illinois Highway 142, thence along Illinois Highway 142 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction Illinois-Kentucky State line to points in Wisconsin. The purpose of this filing is to eliminate the gateway of the plant site of Keystone Steel and Wire Company at Bartonville, Ill.

No. MC 124947 (Sub-No. E15), filed September 8, 1974. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 266, Stroud, Okla. 74079. Applicant's representative: T. M. Brown, 600 Seininger Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Commodities, the transportation of which because of size or weight require the use of special equipment, and of related articles and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, between points in Illinois, on the one hand, and, on the other, Beloit and Turtle, Wisc. The purpose of this filing is to eliminate the gateway of any in Winnebago County, Ill.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20952 Filed 8-8-75;8:45 am]





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PART II:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education

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## WOMAN'S EDUCATIONAL EQUITY PROGRAM

VOL. 40 NO. 155 AUG 11 75 XU

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

### [ 45 CFR Part 160f ]

### WOMEN'S EDUCATIONAL EQUITY PROGRAM

### Proposed Rules and Criteria Governing Awards of Grants and Contracts

Pursuant to the authority contained in section 408 of Pub. L. 93-380 (20 U.S.C. 1866), notice is hereby given that the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare, proposes to amend Title 45 of the Code of Federal Regulations by adding a new Part 160f to read as set forth below.

The proposed regulations would set forth rules and criteria for governing the award of grants and contracts under the authority of section 408 of Pub. L. 93-380 (the Women's Educational Equity Act of 1974) in order to provide focused Federal support for programmatic efforts to achieve educational equity for women.

A. SUMMARY OF PROPOSED REGULATIONS

1. *Nature of program.* Section 160f.3 of the proposed regulations describes the nature of the program as the elimination of discrimination on the basis of sex and of those components of sex role stereotyping and sex role socialization which prevent the full and fair participation of women in educational programs and in American society generally, and the achievement of responsiveness of educational institutions, programs, curricula, policy makers, administrators, instructors and other personnel to the special educational needs, interests, and concerns of women arising from inequitable educational policies and practices.

Although Title IX of the Education Amendments of 1972 does not require the elimination of sex stereotyping in textbooks and curricular materials, the Women's Educational Equity Act of 1974 specifically includes provisions for the support of activities in this area. Projects funded under the Act for the development, evaluation, and dissemination of curricula, textbooks, and other educational materials, as provided for in subsection (d)(1)(A) of the Act, and other projects related to curricula and textbooks will not involve Federal censorship or exclusive endorsement of textbooks and curricula. Any such materials developed and disseminated by applicants will be for use by local and State agencies, public and private postsecondary institutions at their option for the purpose of eliminating stereotyping by sex.

Section 160f.3(b) would require all projects to effect capacity building in women's educational equity by developing and disseminating approaches and products which would have a national impact. Such projects would be directed toward attainment of women's educational equity through one of the following ways (§ 160f.3(c)):

(a) Systemic change by eliminating those components of sex role stereotyping and sex role socialization which separately, and more importantly, together and over time limit the aspirations, experiences, and options of women;

(b) Institutional change through assistance in the elimination of discriminatory practices and policies in educational agencies, organizations, and programs which may be contrary to Federal statutes, executive orders, and regulations; and

(c) Remediation for individuals through special educational opportunities and training in order to overcome limitations resulting from past discriminatory practices.

2. *Funding areas.* Section 160f.4(b) indicates the areas in which the Commissioner intends to make project awards, including three areas which will be accorded priority in the review of grant applications. It has been deemed necessary to establish these funding areas because of the extremely wide range of authorized activities in the statute and the limited funds which are expected to be available to carry out the Act. As indicated in § 160f.4(c), each of the funding areas (which are more fully explained in §§ 160f.12, 160f.13, and 160f.14) cuts across a number of the types of activities authorized by the Act. At the same time, the funding areas, in carrying out the various types of authorized activities in the statute, focus on specific types of projects which are believed to have the greatest potential for furthering the purpose of women's educational equity on a national scale.

3. *Grant priorities.* In the grant area, § 160f.4(b), while not excluding worthwhile projects under any of the authorized activities identified in § 160f.4(a), proposes that priority be given grant applications in three areas. The parameters of these areas are set forth in § 160f.12 in broad terms, leaving discretion to applicants to devise a wide range of projects in these areas. The priority areas are:

(a) Development, validation, and/or initial utilization of training modules to provide preservice and inservice training for teachers, administrators, and other educational personnel which create an awareness of the extent of sex role stereotyping and sex role socialization in educational institutions, programs, curricula, and personnel, and/or which provide skills and understanding which can help to eliminate them (§ 160f.12(a));

(b) Support of exemplary educational leadership programs whose purpose is both to increase the number of women who assume leadership role in the fields of educational administration, vocational education, career education, physical education, guidance and counseling, or adult education, and to restructure the content of training in these fields to reflect issues in the provision of educational equity for women (§ 160f.12(b)); and

(c) Development of programs to broaden the career options for women, and to assist their entry into occupational fields. Projects in this area are expected to develop and test a program as well as to produce the program design for dissemination (§ 160f.12(c)).

4. *Small grants.* The Act and the proposed regulation also provide for a program of small grants of up to $15,000. These grants are expected to support the development and carrying out of innovative approaches to the attainment of educational equity for women.

5. *Contracts.* Procurement contracts would be awarded in two areas under the proposed regulation. One area would be the development of technical assistance instruments to assist educational agencies to comply with Title IX of the Education Amendments of 1972 and the conduct of national and regional workshops for dissemination of such instruments. The other area would be the development and maintenance of an active communications network to serve educational practitioners, researchers, and persons in the field (§ 160f.14).

6. *Requirements and criteria.* Application requirements for all applications are set forth in proposed § 160f.8, and general evaluation criteria are contained in proposed § 160f.10.

B. CITATIONS OF LEGAL AUTHORITY

As required by section 431(a) of the General Education Provisions Act, a citation of statutory or other legal authority for each section of the regulations has been placed in parentheses on the line following the text of the section.

On occasion, a citation appears at the end of a subdivision of the section. In that case, the citation applies to all that appears in that section between the citation and the immediately preceding citation. When the citation appears only at the end of the section, it applies to the entire section.

C. OTHER APPLICABLE REGULATIONS

The proposed regulations do not contain provisions relating to general fiscal and administrative matters. Requirements of this nature are covered by the Office of Education General Provisions Regulations (45 CFR Part 100a) and the Appendices thereto, which include rules on direct and indirect costs.

In addition, a number of rules common to all of the programs funded pursuant to the Special Projects Act, including the Women's Educational Equity Act Program, are being prepared for publication as Part 160 of Title 45 of the Code of Federal Regulations. These would include definitions of terms used in this proposed regulation and in other regulations related to the Special Projects Act.

D. NOTICE TO PROSPECTIVE APPLICANTS

This first publication is not the final regulation. It is followed by a forty-five day period which allows interested members of the public to submit comments and recommendations. Each comment will be given careful consideration, and will be responded to in substance in the preamble to the final regulations. Following this review, the regulation will be published in final form, with any appropriate changes, in the FEDERAL REGISTER.





As more fully explained below, no money is available at the present time for awards under the program, and no applications are being accepted. Application forms are not available.

The publication of proposed regulations is only a beginning step in a series of formal procedures and actions required before funds can be awarded to recipients. For Fiscal Year 1975, no funds were appropriated for grants or contracts authorized under the program. Following an enactment of an appropriation for the program for Fiscal Year 1976, further administrative steps would have to take place before the award of grants or contracts. With respect to grants, these steps would include the preparation for distribution of appropriate application forms, the publication in the FEDERAL REGISTER of a notice of closing date informing applicants of the period within which applications must be filed and where application forms may be obtained and allowing the applicants sufficient time for the preparation of applications, and the receipt, processing, evaluation, and selection of applications for funding. Finally, the terms of the actual award documents must be negotiated with those applicants whose applications have been accepted.

E. SUBMISSION OF COMMENTS

All interested parties are invited to submit written comments and recommendations concerning the proposed regulations to Dr. Joan Duval, Women's Educational Equity Act Program, Room 3121, FOB-6, 400 Maryland Ave., SW., Washington, D.C. 20202. Such comments and recommendations will be available for public inspection on Mondays through Fridays between 8 a.m. and 4:30 p.m. at the above office.

All relevant material received on or before September 25, 1975, will be considered.

(Catalog of Federal Domestic Assistance No. 13.565; Women's Educational Equity Act Program)

Dated: June 27, 1975.

T. H. BELL,
*U.S. Commissioner of Education.*

Approved: August 5, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

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## PART 160f—WOMEN'S EDUCATIONAL EQUITY ACT PROGRAM

Sec.
160f.1 Scope and purpose.
160f.2 Definitions.
160f.3 Nature of projects to provide educational equity for women.
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160f.12 General grant awards.
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160f.14 Contract activities.
160f.15 Allowable costs.

AUTHORITY: Sec. 408, Pub. L. 93-380 (20 U.S.C. 1866).

### § 160f.1 Scope and purpose.

(a) *Scope.* The regulations in this part govern projects awarded with funds appropriated pursuant to the Women's Educational Equity Act of 1974, section 408 of Pub. L. 93-380, or with funds made available for expenditure under the Women's Educational Equity Act pursuant to the Special Projects Act, as enacted by section 402 of Pub. L. 93-380.

(20 U.S.C. 1866 and 1861)

(b) *Purpose.* The purpose of the program carried out pursuant to this part is to provide, through grants and contracts, educational equity for women in the United States.

(20 U.S.C. 1866(b))

(c) *Other pertinent regulations*—(1) *Grant awards.* Grant awards under this part, including awards to individuals, are subject to applicable provisions contained in: (i) Subchapter A of this chapter (relating to fiscal, administrative, property management, and other matters, 45 CFR Parts 100, 100a et seq.); and (ii) Part 160 of this chapter relating to the Special Projects Act.

(2) *Contract awards.* Contract awards under this part, including awards to individuals, are subject to applicable provisions contained in: (i) 41 CFR Chapters 1 and 3, and (ii) Part 160 of this chapter relating to the Special Projects Act.

(20 U.S.C. 1866 and 1861)

(d) *Participation by men.* Nothing in this part shall be construed as prohibiting men from participating in any programs or activities assisted under this part.

(20 U.S.C. 1866(d)(4))

(e) Nothing in this part shall be interpreted as requiring or prohibiting or abridging in any way the use of particular textbooks or curricular materials.

(20 U.S.C. 1866(d)(1)(A); 20 U.S.C. 1232a)

### § 160f.2 Definitions.

As used in this part:

"Act" means the Women's Educational Equity Act of 1974, section 408 of Pub. L. 93-380.

(20 U.S.C. 1866)

"Council" means the Advisory Council on Women's Educational Programs established pursuant to subsection (f) of the Act.

(20 U.S.C. 1866(b))

"Career education" means an education process designed: (a) To increase the relationship between schools and society as a whole; (b) to provide opportunities for counseling, guidance and career development for all children; (c) to relate the subject matter of the curricula of schools to the needs of persons to function in society; (d) to extend the concept of the education process beyond the school into the area of employment and community; (e) to foster flexibility in attitudes, skills, and knowledge in order to enable persons to cope with accelerating change and obsolescence; (f) to make education more relevant to employment and functioning in society; and (g) to eliminate any distinction between education for vocational purposes and general or academic education.

(20 U.S.C. 1865(d))

"Man" or "men" may include, as appropriate, boys.

"Sexism" means the collection of attitudes, beliefs, and behaviors which result from the assumption that one sex is superior. In the context of schools, the term refers to the collection of structures, policies, practices, and activities that overtly or covertly prescribe the development of girls and boys and prepare them for traditional sex roles.

"Sex Role Socialization" refers to the differential processes and experiences used to prepare males and females for the roles that society defines as being appropriate for their sex.

"Sex Role Stereotypes" are stereotypes based upon the assumption that because a number of individuals share one attribute—e.g. race or sex—they are similar in many others. Stereotypes arise from a natural need to organize the world around us. They may also result in oversimplified beliefs, attitudes or uncritical judgments. A sex role stereotype may be defined as the assumption that all females or all males, because they share a common gender, also share common abilities, interests, values, and roles.

"Socialization" is the process by which children and adults are prepared to occupy various roles. It is achieved through the provision and accumulation of life experiences that transmit knowledge, attitudes, and skills to perform functions necessary for these roles. Socialization for young children is often deliberate and readily observable as children are being prepared to carry out a complex collection of economic, social, physical, political, and psychological roles as adults. Much of adult socialization is subtle and unnoticed because it consists of continued reinforcement for already learned roles. In situations where the learning of new roles or skills is necessary, adult socialization may become extremely focused and explicit.

"Woman" or "women" may include, as appropriate, girls.

(20 U.S.C. 1866)

"Underemployed" means being employed part-time when full-time employment is desired or being employed part-time or full-time in a job which does not utilize the knowledge and skills which have been acquired for employment.

(20 U.S.C. 1866(d)(1)(E))

### § 160f.3 Nature of projects to provide educational equity for women.

(a) *General.* (1) Educational equity for women, as used in this part, means (i) the elimination of discrimination on the basis of sex and of those components

of sex role stereotyping and sex role socialization in educational institutions, programs, and curricula which prevent full and fair participation by women in educational programs and in American society generally, and (ii) the achievement of responsiveness of educational institutions, programs, curricula, policy makers, administrators, instructors, and other personnel to the special educational needs, interests, and concerns of women arising from inequitable educational policies and practices.

(2) Educational equity for women, as used in this part, involves the elimination of stereotyping by sex, so that both men and women can choose freely among and benefit from opportunities in educational institutions and programs with limitations determined only by each individual's interests, aptitudes, and abilities. Educational equity for women does not imply the development of new stereotypes for men and women.

(b) *Capacity building.* (1) (i) Projects supported under this part must contribute to capacity building in the area of educational equity for women by producing exemplary results and/or products to be used by organizations, agencies, and individuals other than the award recipient, and thereby to have asubstantial national impact in furthering the purpose of providing educational equity for women.

(ii) Projects will not be supported which are designed to benefit only particular organizations, agencies, or individuals.

(2) An application or proposal for a grant or contract under this part must reflect compliance with the requirements of subparagraph (1) of this paragraph (i) in the stated objectives and outcomes, (ii) by the attention to planning, quality controls, and evaluation, and (iii) by the emphasis on dissemination and utilization procedures.

(3) The cost to organizations, agencies, and individuals other than the award recipient of obtaining and using products developed by projects supported under this part may not be on a scale which would inhibit extensive utilization and replication of the products.

(20 U.S.C. 1866 (b) and (d)(2)(B))

(c) *Approaches to educational equity for women.* (1) Each project award under this part must be designed to promote educational equity for women in one of the following ways:

(i) *Focus on systemic change.* The elimination of those components of sex role stereotyping and sex role socialization in educational institutions and agencies which separately, and, more importantly, together and over time limit the aspirations, experiences, and options of women and men for full participation in American society;

(ii) *Focus on institutional change.* Assistance in the process of eliminating discriminatory policies and practices in educational agencies, organizations, and programs which may be contrary to Federal statutes, executive orders, or regulations; or

(iii) *Focus on remediation for individuals.* The provision of special educational and training activities designed to limitations on the opportunities for remedy limitations on the opportunities of women resulting from past and/or continuing discrimination, sex role, stereotyping, and/or sex role socialization.

(2) Specific types of projects to carry out the approaches described in subparagraph (1) of this paragraph are set forth in § 160f.4.

(20 U.S.C. 1866; Committee on Education and Labor, Hearing on H.R. 208 July 25, 1973, pp. 4–6; S. Rept. No. 763, 93rd Cong. 2d Sess. 78–79 (1974))

(d) *Cultural diversity.* Projects funded under this part may, but are not required to, specifically focus on an approach to the provision of educational equity for women relating to one or more specific racial, ethnic, religious, socioeconomic, or regional groups or on the differing approaches to the provision of educational equity for women among various such groups. In any case, each application or proposal as a whole must reflect an appropriate understanding that such differing approaches exist.

(20 U.S.C. 1866)

### § 160f.4 Types of projects.

(a) The Act authorizes the Commissioner to award grants and contracts for activities at all levels of education designed to carry out the purpose of providing educational equity for women, including the following activities related to educational equity:

(1) The development, evaluation, and dissemination of curricula, textbooks, and other educational materials;

(2) Preservice and inservice training for educational personnel, including guidance and counseling personnel;

(3) Research, development, and other educational activities;

(4) Guidance and counseling activities, including the development of tests which are nondiscriminatory on the basis of sex;

(5) Educational activities to increase opportunities for adult women, including continuing educational activities for underemployed and unemployed women;

(6) The expansion and improvement of educational programs and activities for women in vocational education, career education, physical education, and educational administration; and

(7) A program of small grants for innovative projects.

(20 U.S.C. 1866 (d)(1) and (e))

(b) In implementing the activities authorized by the Act and described in paragraph (a) of this section, the Commissioner will:

(1) Make small grants not to exceed $15,000 each, to support innovative approaches to the provision of educational equity for women, as described in § 160f.13;

(2) Solicit proposals for and make awards of

(i) Procurement contracts (A) to develop technical assistance instruments for use in eliminating discrimination in educational institutions as required by Title IX of Pub. L. 92–318, and (B) to conduct national and regional workshops for the dissemination of such instruments, as described in § 160f.14(b)(1), and

(ii) A procurement contract to establish a communications network to advance educational equity for women, as described in § 160f.14(b)(2);

(3) Make grant awards, with priority given to applications

(i) To develop, validate, and/or initially use training modules related to educational equity, as described in § 160f.12(a);

(ii) To support exemplary educational leadership programs which prepare women for leadership, administrative, and instructional positions in the fields of educational administration, vocational education, career education, physical eduction, guidance and counseling, and adult education, as described in § 160f.12(b); and

(iii) To develop special programs to broaden career options for women and to assist their entry into occupational fields, as described in § 160f.12(c).

(20 U.S.C. 1866 (d)(1) and (e); S. Rept. No. 763, 93rd Cong. 2nd Sess. 78 (1974))

(c) The funding areas described in paragraph (b) of this section are not parallel to the description of authorized activities in paragraph (a) of this section, but they do collectively relate to each of the subparagraphs in paragraph (a) of this section. For example:

(1) The development, validation, and initial utilization of training modules under paragraph (b)(3)(i) of this section will necessarily involve the development of the educational materials which constitute the module (paragraph (a)(1) of this section), educational activities designed to advance women's educational equity (paragraph (a)(3) of this section), and the development of a product designed to provide training for educational personnel (paragraph (a)(2) of this section) and may also involve the evaluation of textbooks and curricula (paragraph (a)(1) of this section), the development of supplementary instructional materials (paragraph (a)(1) of this section), analysis of teacher behavior (paragraph (a)(3) of this section), and the elimination of sex role stereotyping or sex role socialization in the areas of guidance, counseling, and testing (paragraph (a)(4) of this section).

(2) Exemplary educational leadership programs for women under paragraph (b)(3)(ii) of this section would most directly involve the activities of training for educational personnel (paragraph (a)(2) of this section) and the improvement of educational programs for women in specified educational fields (paragraph (a)(6) of this section) and could also involve the development of educational materials incidental to the carrying out of these programs (paragraph (a)(1) of this section).





(3) Programs to broaden career options for women under paragraph (b)(3)(iii) of this section would most directly involve educational activities to increase opportunities for adult women (paragraph (a)(5) of this section), guidance and counseling activities (paragraph (a)(4) of this section), and the development of necessary materials (paragraph (a)(1) of this section).

(4) The communications network under paragraph (b)(2)(ii) of this section is designed to provide information about work already completed or in progress with respect to all activities described in paragraph (a) of this section.

(20 U.S.C. 1866(d)(1))

(d) It is expected that the funding areas described in paragraph (b) of this section will be modified from time to time by appropriate amendments to this part, based upon advice and criteria provided by the Council pursuant to subsection (f)(3) of the Act, to reflect changing needs and priorities in the provision of educational equity for women.

(20 U.S.C. 1866(f)(3)).

### § 160f.5 Duration of projects.

(a) While grant applications may be filed proposing multi-year projects, it is expected that a substantial proportion of projects funded by the Commissioner in any fiscal year will have a project duration of only one year.

(b) Applications proposing multi-year projects must be accompanied by an explanation of the need for multi-year support, an overview of the objectives and activities proposed, and budget estimates to attain these objectives in any proposed subsequent year.

(c) If the application demonstrates to the Commissioner's satisfaction that multi-year support is needed to carry out the proposed project, the Commissioner may, in the initial notification of grant award for the project, indicate an intention to assist the project on an appropriate multi-year basis through continuation grants.

(d) Continuation awards may be made to projects described in paragraph (c) of this section, subject to the availability of funds and to the following provisions:

(1) Continuation applications will not be competitive with applications for new grant awards, but will be competitive with other applications for continuation awards; and

(2) Applications for continuation awards will be reviewed to determine (i) if the grantee has complied with the grant terms and conditions, the Act, and any applicable regulations, (ii) the project's effectiveness to date, (iii) the extent to which the project is meeting the applicable priorities, and (iv) the extent to which continuation of Federal assistance to the project is in the best interests of the Government.

(20 U.S.C. 1221e–3(a)(1), 1866)

### § 160f.6 Eligible applicants.

The Commissioner may make grants to, or enter into contracts with, public agencies, private nonprofit organizations, or individuals to carry out projects under this part.

(20 U.S.C. 1866 (d)(1) and (e))

### § 160f.7 Preapplications.

(a) The Commissioner may require applicants for grants under this part to submit preapplications in accordance with § 100a.41 of this chapter by publishing a closing date for preapplications in the FEDERAL REGISTER.

(b) In the event that the Commissioner does require preapplications pursuant to paragraph (a) of this section:

(1) As part of the program narrative statement required in preapplication forms provided for by § 100a.41 of this chapter, which may not exceed ten double-spaced typewritten pages, applicants for grants must provide information on the objectives and activities proposed which is responsive to criteria set forth in §§ 160f.10 160f.12 (a)(4), (b)(5), or (c)(4), as applicable;

(2) If the applicant proposes a project with a duration in excess of one year, the program narrative statement must include an explanation of the need for multi-year support, and the budget forms must be completed for the first budget period of one year and for the balance of the proposed project;

(3) Preapplications will be evaluated by the Commissioner on the basis of the proposed project's prospects for meeting pertinent requirements in this part and for competing successfully with similar applications from other applicants in terms of the funding criteria set forth in §§ 160f.10, and 160f.12 (a)(4), (b)(5), and (c)(4), as applicable;

(4) Applicants submitting the most highly rated preapplications will be invited to submit applications for review.

(20 U.S.C. 1221, 1866 (d)(2) and (e))

### § 160f.8 Application and proposal requirements.

(a) *Introduction.* A grant or a contract under this part will be awarded only upon a grant application (in accordance with § 100a.40 of this chapter) or a contract proposal submitted to the Commissioner.

(b) *General.* (1) Unsolicited applications or proposals will not be accepted under this part. Grant applications will be accepted for review only if they are filed in response to a notice of closing date published in the FEDERAL REGISTER in accordance with 45 CFR 100a.15, concerning application submissions to the Commissioner.

(2) An eligible applicant must file a single and separate application or proposal with respect to each of the subparagraphs of § 160f.4(b) under which it seeks an award.

(3) Lengthy appendices or exhibits attached to the application or proposal will not be reviewed by the Commissioner.

(c) *Requirements.* An application or proposal under this part must:

(1) *Nature and purpose.* Provide information sufficient to satisfy the Commissioner that the proposed project holds promise of making a substantial contribution toward attaining educational equity for women and will comply with the provisions of § 160f.3;

(2) *Applicant qualifications.* Contain sufficient information about the applicant to enable the Commissioner to determine its qualifications for receiving an award and its commitment to the provision of educational equity for women, including information about (i) the applicant's experience in the area of educational equity for women, as well as in the area of programmatic focus of the proposed project, (ii) the proposed staff, including their education, training, awards, publications, and experience in the areas of educational equity for women and in the programmatic focus of the proposed project, and existing or planned commitments to other projects, and (iii) available facilities and other resources for the project;

(3) *Need and impact.* (i) Identify the need to be addressed by the proposed project and supply relevant documentation of that need, and where a general area of need has been set forth in this part or in contract specifications, go beyond a general exposition of need to identify and document specific areas of need which the proposed project would address; (ii) Specify the nature of the output, product, or final results of the proposed project; (iii) Document how the project will contribute to capacity building in the area of women's educational equity as described in § 160f.3(b), including a description of likely users of the results, processes, and products of the project, and rough projections of the financial cost to others of implementing or using the products; and (iv) Describe validation, dissemination, and utilization procedures to be used in the proposed project;

(4) *Plan of operation.* (i) Describe (A) project objectives which state specific outcomes for the project; (B) a project evaluation design which includes both product and process analysis to measure the extent to which the objectives are accomplished by the project; (C) a management design which includes objectives, operational activities, schedules, resources, products, and references to the evaluation design, and (D) a budget;

(ii) The evaluation and management designs need not be capable of being implemented instantly, but must be sufficiently described to indicate the approach, status of planning, methodology, extent of experience in the development and use of such designs, and need for procuring outside expertise;

(5) *Additional information.* Applications or proposals must include other information responsive to applicable criteria and other provisions set forth in §§ 160f.10, 160f.12, and 160f.13 or to the specific criteria and other provisions contained in specifications for contract proposals pursuant to §160f.14; and

(6) *Relationship to other activities.* As described in §160f.3(d), projects must reflect an understanding that differing approaches to the achievement of women's educational equity exist among

various racial, ethnic, religious, socio-economic, and regional groups. If the applicant is carrying out other activities concerned with issues of discrimination, counseling, stereotyping, socialization or the cultural values and heritage of social, ethnic, regional, or socioeconomic groups, the application or proposal must explain the specific relationship of the proposed project to such other activities.

(20 U.S.C. 1866(d)(2))

(d) *Small grants.* Aplications for small grants under §160f.13 are subject to the applicable requirements in this section, with appropriate consideration to the scope and amount of the proposed award.

(20 U.S.C. 1866(e))

(e) *Evaluation.* Project awards under this part will be subject to the condition that the award recipient collect and make available such information as may be required by the Commissioner or by the Council, in accordance with such time constraints as the Commissioner or Council may designate for purposes of carrying out program evaluation, including that provided for under subsection (f) of the Act.

(20 U.S.C. 1866)

**§ 160f.9 Award decisions.**

Decisions on whether or not to make awards under this part will be made by the Commissioner based upon: (a) Applicable criteria set forth in § 160f.10 and § 160f.12 (a), (b), or (c); (b) the geographical distribution requirement of § 160f.11; and (c) the need to support a variety of projects which collectively represent to the extent possible the diversity of needs and concerns in educational equity for women.

(20 U.S.C. 1866 (b), (d), (e), (f)(3))

**§ 160f.10 General evaluation criteria for awards.**

(a) *General criteria.* Applications for grants and proposals for contracts which meet the requirements in § 160f.8 will be evaluated on the basis of the following criteria, weighted according to the indicated points (maximum of 150 points):

(1) *Applicant qualifications.* (45 points) (i) The extent to which the qualifications of the project director and staff include demonstrated relevant experience of high quality in the area of educational equity for women and in the programmatic focus of the project as evidenced in the application (10 points);

(ii) The extent and quality of the applicant's relevant experience in the area of educational equity for women and in the programmatic focus of the project as evidenced in the application (10 points);

(iii) The extent to which the staffing pattern of the project and of the applicant agency or organization as summarized in the application reflects evidence of commitment to educational equity for women, including women from minority groups (15 points);

(iv) The extent to which the applicant has the capability to conduct the proposed project, including necessary facilities and resources as evidenced in the application (10 points);

(2) *Need and impact.* (50 points) (i) The degree to which the proposed project is likely to make a substantial qualitative contribution toward attaining the provision of educational equity for women, and to this end clearly identifies the need to be addressed and specifies the substantive nature of the output, product, or final results of the proposed project (20 points);

(ii) The quality of the application or proposal as a whole over and above the minimum requirement in § 160f.3(d) in reflecting an understanding that differing approaches to the provision of educational equity for women exist among various racial, ethnic, religious, socioeconomic, or regional groups and in taking account of such differing approaches as appropriate in relationship to the proposed project (10 points);

(iii) The extent to which the intended results of the proposed project can be used by others and thus the extent to which the application specifies well-designed validation, dissemination, and utilization procedures (20 points); and

(3) *Plan of operation.* (55 points) (i) The extent to which the application sharply defines and clearly states objectives for the proposed project which are capable of being achieved by the proposed procedures and capable of being assessed upon attainment (15 points);

(ii) The extent to which the application ensures adequate evaluation of the activities through the description of a project evaluation design which would include both process and product analysis and would describe an eventual evaluation report to include sufficient data, information, and direction to permit and encourage replication (15 points);

(iii) The quality of the proposed management design that includes objectives, operational activities, schedules (including the amount of time to be spent on the project by the named proposed staff members), resources, products, and references to the project evaluation design (15 points); and

(iv) The extent to which the application presents a budget that is reasonable in relation to anticipated results and reflects the management design (10 points).

(b) *General provisions criteria.* Evaluation criteria set forth in § 100a.26(b) of this chapter will not apply to applications or proposals submitted under this part.

(c) *Small grants.* Applications for small grants will be evaluated in accordance with the criteria specified in paragraph (a) of this section with appropriate consideration given to the scope and amount of the proposed award.

(20 U.S.C. 1866 (d) and (e))

**§ 160f.11 Geographical distribution of awards.**

In accordance with relevant recommendations of the Council, the Commissioner will make an appropriate geographical distribution of projects throughout the Nation.

(20 U.S.C. 1866(f)(3)(C))

**§ 160f.12 General grant awards.**

In awarding grants under this part (except with respect to small grants described in § 160f.13), the Commissioner will give priority to applications within the following areas:

(a) *Training modules on sexism in education*—(1) *General.* Grants under this paragraph will be for the development, validation, and initial use of training modules for nationwide use in providing preservice and inservice training for teachers, administrators, and other educational personnel. Depending on the scope of the proposed activities and the degree of progress which the applicant may already have made, a grant award may be made for development funds only, or for development and validation and/or initial use of training modules;

(2) *Purpose.* Training modules supported by grants under this paragraph must be designed to create an awareness of the extent and consequences of those components of sex role stereotyping and sex role socialization in educational institutions, programs, curricula, and personnel, which over time limit the aspirations, experiences, and options of women and men for full participation in American society, and/or to provide skills and understanding which can help to eliminate them;

(3) *Nature of modules.* Training modules supported by grants under this paragraph:

(i) Must be designed to be available for use by potential users at relatively low cost and without substantial dependence on consulative assistance;

(ii) (A) May be designed as a comprehensive approach to training in many areas where sex role stereotyping or sex role socialization occur (such as in curriculum, textbooks, counseling, institutional policies and practices, teacher expectations, rewards and punishments, non-verbal behavior of peers and instructors), or in one or more specific areas;

(B) Which are related to such areas as curriculum and textbooks must be designed to give educational personnel the capacity and skills (*1*) to plan curriculum and select textbooks and other instructional materials which are nondiscriminatory on the basis of sex and (2) to identify and combat sex role stereotyping in textbooks and other instructional materials presently available. The training modules may also include the development of supplementary instructional materials designed to promote educational equity for women;

(iii) May concern sex role stereotyping and sex role socialization as they occur at many levels of education or in many educational contexts (such as preschool programs, elementary schools, secondary schools, institutions of higher education, State departments of education, vocational education, and adult education) or may focus on one such level or context;





(iv) May be designed for use in training one, or several, kinds of educational personnel, such as educational administrators, teachers, professors, counselors curriculum specialists, and school board members.

(4) *Evaluation criteria.* Applications for grants under this paragraph will be evaluated on the basis of criteria set forth in § 160f.10 and the following criteria (50 points):

(i) The soundness of the training strategies proposed (10 points);

(ii) The extent to which the module is adaptable for use in a wide range of institutional preservice and inservice training programs (10 points);

(iii) The quality of the plan for validation, dissemination, and utilization, including the applicant's access to existing networks of potential users, as well as access to a delivery system which is not dependent on external funding and would consequently operate after the expiration of assistance pursuant to this part (5 points);

(iv) The degree of involvement of both theoreticians and practitioners in the development of modules (10 points);

(v) The extent to which the trainees for whom modules are developed hold or will hold positions of influence in educational institutions and agencies (10 points); and

(vi) Although, as provided in subparagraph (3)(iii) of this paragraph, training modules supported under this paragraph may focus on one or more of a number of educational levels, priority will be given to projects to support training modules which focus on the preschool, elementary, and/or secondary school levels and which are designed to train educational personnel serving or preparing to serve at any of those levels (5 points).

(20 U.S.C. 1866(d)(1)(A), (B), (C), (D); S. Rept. No. 763, 93d Cong. 2d Sess. 78 (1974))

(b) *Programs for educational leadership*—(1) *Purpose.* The purpose of grants under this paragraph will be to develop, validate, and demonstrate model programs for training and retraining in educational administration, vocational education, career education, physical education, guidance and counseling, and adult education.

(2) *Nature of projects.* (i) Applications for grants under this paragraph must have the dual goals of: (A) Increasing the number of women who can assume leadership, administrative, and instructional positions in the fields described in subparagraph (1) of this paragraph; and (B) restructuring the content of training in these fields to reflect issues in the provision of educational equity for women as appropriate in each field and thereby to generate continuing reform in these fields.

(ii) Projects must result in the development of a program design or other program products which can be used by other institutions or agencies in planning and/or reforming training programs in the fields described in subparagraph (1) of this paragraph.

(iii) Applications must contain a commitment by the applicant and reasonable timetables to implement the program design and products developed under the project in all training which the applicant provides in the field of the project.

(3) *Levels of training.* Model training programs supported under this paragraph may include programs at the prebaccalaureate level, but priority will be given to, and it is expected that most grants will be made to support, graduate level model programs or program components (including either short or long term training) in the fields described in subparagraph (1) of this paragraph.

(4) *Scope of grants.* Subject to the provisions in § 160f.15 on allowable costs, funds granted pursuant to this paragraph will not be generally available to pay the total costs to the applicant of conducting an overall training program in one of the fields described in subparagraph (1) of this paragraph, but will be available for payment of the incremental costs of planning, developing, testing, validating, and disseminating directly related to the purpose of providing educational equity for women, including the incremental costs of (i) reforming such program to further the purpose of educational equity for women in the specific field in which training is provided. cational equity for women in the specific field in which training is provided, (ii) recruiting women for the training program, and (iii) where justified, providing stipends and other support for participants in accordance with § 160f.15(b).

(5) *Criteria for evaluation of applications.* Applications for grants under this paragraph will be evaluated in accordance with the general criteria set out in § 160f.10 and the following criteria (maximum 50 points):

(i) With respect to applicants which conduct training programs in the field of the project, the quality of the applicant's commitment and plans for implementation of program designs developed under the project in all training which the applicant provides in the field of the project (25 points); and

(ii) The extent to which the program to be developed under the project will be developed in cooperation with representative groups, such as practitioners in the field (both at the policy and the implementation levels), theoreticians, and clients (25 points).

(20 U.S.C. 1866(d)(1)(A), (B), (C), (D), (E), (F); S. Rept. No. 763, 93d Cong. 2d Sess. 78 (1974))

(c) *Program development related to career options for women*—(1) *Purpose.* Grants will be awarded under this paragraph to develop special programs to broaden career options for women and to assist their entry into occupational fields. The purpose is to design programs to serve those women who have particular needs for remedial efforts to overcome previous discriminatory practices, sex role stereotyping, and sex role socialization.

(2) *Nature of projects.* (i) Projects supported under this paragraph will develop, validate, and demonstrate programs to broaden the career options of women and to make it possible for women to enter and succeed in occupations, especially those where they have been underrepresented. Projects will develop and test a program as well as produce the program design for dissemination. The term program is used broadly here to include as various components initial information, education or training (including remedial work where necessary to meet the requirements of training), counseling, placement, and a range of other supportive services for women who are entering, reentering, or continuing education or employment.

(ii) Programs must be developed on the basis of existing research about needs, problems, trends, and strategies concerning career options, or such research may be included as necessary as a first phase of the project.

(iii) Programs will be developed for use at the secondary or postsecondary level and may be designed to serve both young girls and adult women entering at these levels. The focus of programs may range from narrow, specific issues to comprehensive ones. For example, a program might include remedial courses in industrial arts for students who have been excluded from such courses, explicitly or through counseling, and thus prevented from entering secondary level vocational education courses now technically open to them. At the other end of the spectrum, a program may focus on a wide range of occupational options and the complex educational needs of adult women to be able to enter those occupations.

(3) *Scope of grants.* Subject to the provisions in § 160f.15 on allowable costs, funds supplied under grants awarded pursuant to this paragraph will not be generally available to pay the total costs of a program in occupational education, but will be available only for the incremental costs directly related to the activities of planning, development of remedial training materials, counseling, placement, transitional supportive services, and development of the program design for use by others which are directly related to the provision of educational equity for women.

(4) *Evaluation criteria.* Applications for grants under this paragraph will be evaluated on the basis of general criteria set forth in § 160f.10 and the following additional criteria (maximum 50 points):

(i) The degree to which the application reflects an understanding of the special needs of the target group and of the barriers and problems which exist for it in education and employment (15 points);

(ii) The extent to which the program will be planned and assessed jointly by representatives of the client target group and of professional staff from the project (10 points);

(iii) The soundness of the training strategies proposed (10 points); and

(iv) The quality of proposed supportive services (including information and counseling) before, during, and after training and placement (15 points).

(20 U.S.C. 1866(d)(1)(D), (E))

(d) *Number and size of general grant awards.* (1) Contingent upon the availability of funds, it is expected that 25 to 40 grants will be awarded per fiscal year under this section.

(2) It is anticipated that the size of grant awards will range from about $50,000 to $200,000, depending on the scope of the proposed project. Nothing in this paragraph shall be construed as a limitation on the amount of funds which may be made available to a particular grantee.

(20 U.S.C. 1866(d))

**§ 160f.13 Small grant awards.**

(a) Grants under this section will support the development and implementation of innovative approaches to the attainment of equity in education for women. The innovative approaches need not be original but may include practices (1) that are similar to present practices but are not widely known or used, (2) that expand on present practices, or (3) that are new to a specific target population.

(b) (1) Applications for grants under this section may focus on any of the six programmatic areas outlined in § 160f.4(a) or other areas of need in the provision of educational equity for women.

(2) Priority will be given to applications under this section which are designed to meet needs in furthering the purposes of providing educational equity for women which are not expressly addressed in § 160f.4(b)(3).

(c) Projects supported under this section must be designed to contribute to capacity building in the area of educational equity for women as provided in § 160f.3(b), with appropriate consideration to the scope and amount of the grant award.

(d) Contingent upon the availability of funds, it is expected that fifteen to twenty grants will be made under this section for amounts not to exceed $15,000 each.

(20 U.S.C. 1866(e))

**§ 160f.14 Contract activities.**

(a) *General.* Contingent upon the availability of funds, contracts will be awarded on the basis of separate solicitations setting forth appropriate specifications in the areas described in paragraph (b) of this section.

(b) *Funding areas.* Contracts will be awarded in the following areas:

(1) *Materials development.* (i) Developing technical assistance instruments designed to assist educational agencies and institutions in complying with Title IX of the Education Amendments of 1972 (Pub. L. 92-318). The technical assistance instruments may include, but are not limited to, position papers, management processes and strategies, training materials, assessment inventories, community involvement plans, and intervention strategies, in print and/or multi-media form.

(ii) Conducting national and regional workshops to disseminate such technical assistance instruments.

(iii) The purpose of both the technical assistance instruments and the workshops is to render a service to educational institutions and agencies by addressing problems in eliminating discrimination on the basis of sex which are most common to them.

(S. Rept. No. 763, 93d Cong. 2d Sess. 79 (1974))

(2) *Information services.* Developing and maintaining a communications network in the field of educational equity for women for the purposes of providing information usable by educational practitioners and researchers, surveying the area of women's educational equity, and creating an active network responsive to individuals in the field by surfacing issues which require research and program development in the area through:

(i) Identifying existing programs, projects, and research (completed and in progress), specialized clearinghouses, newsletters, publications, and other resources and activities concerned with educational equity for women;

(ii) Classifying, cross-referencing, and organizing the data;

(iii) Synthesizing and developing summary statements on data by appropriate areas;

(iv) Analyzing and assessing the areas in order to identify new areas, topics, or problems that need to be pursued; and

(v) Establishing a two-way communication system to receive and answer requests from interested persons, agencies, and institutions for specific information which can be readily usable by practitioners and to request continuing information from the field, to be reported back in general terms by periodic newsletters.

(20 U.S.C. 1866(d)(1))

**§ 160f.15 Allowable costs.**

(a) *General.* (1) Allowable costs under projects to which funds are awarded pursuant to this part shall be determined in accordance with cost principles set forth in: (i) Appendix B of subchapter A of this chapter with respect to grants to public agencies; (ii) Appendix C of subchapter A of this chapter with respect to grants to nonprofit educational institutions; (iii) Appendix D of subchapter A of this chapter with respect to grants to other nonprofit institutions and individuals; and (iv) 41 CFR Parts 1-15 with respect to contracts.

(2) The costs of nonexpendable personal property with an acquisition cost of $1000 or more per unit, depreciation or use allowances, automatic data processing, memberships, subscriptions, and professional activities will be allowable if they have been specifically authorized by the Commissioner in the notification of grant award.

(3) Facilities, capital assets, and repairs which materially increase the value or useful life of capital assets generally shall be unallowable under this part, and will be allowed only where specially justified by the applicant and specifically authorized by the Commissioner.

(b) *Long term training projects.* (1) Grants for training projects designed to provide individual participants with full-time post-baccalaureate training with a duration of at least one academic year may include provision for the payment to (i) grantees of tuition and fees and (ii) participants of stipends, dependency allowances, and travel allowances as the Commissioner may determine to be consistent with prevailing practices under comparable Federal programs.

(2) Provision for payments described in subparagraph (1) of this paragraph will be included in grant award documents at the discretion of the Commissioner and only when the applicant requests such payments and provides sufficient information and justification in the application to satisfy the Commissioner that such payments would contribute substantially to the realization of the project objective to develop, test, and disseminate a successful model training program.

(3) If provisions for the payment of tuition and fees are included in a grant pursuant to this paragraph, the grantee may not charge participants in the training program for tuition and fees.

(c) *Costs of short term training components.* (1) Projects designed to provide training for individual participants with a duration of less than an academic year, including projects where training is a necessary component of validation or dissemination, may include in the grant or contract a provision for payments to such participants, including administrators, counselors, and other educational personnel who receive such training and who are not otherwise compensated for their time while receiving training.

(2) (i) Except as provided under subdivision (ii) of this subparagraph, payments under this paragraph would be at the rate of $30 for each full day of training, up to $150 per week. If a day of training involves less than five hours, the payments for attendance would be at the rate of $6 per hour, subject to the weekly limit of $150.

(ii) Where educational personnel participating in the training are ordinarily paid for their work at a salary scale determined by a collective bargaining agreement in which the minimum hourly rate for any such individual is more than $6 per hour, such individual would be compensated at the minimum hourly rate provided for under the collective bargaining agreement.

(3) Where a local educational agency or other educational agency or institution compensates teachers or other educational personnel whom it employs for their time in receiving training under this paragraph and must also hire a substitute for a participant in the training during the time of such participation, reimbursement may be made under the grant or contract which includes the training component to the local educational agency or other educational agency or institution for the costs of hiring the substitute.

(4) No travel or dependency allowances will be paid for participation in any training component under this paragraph.





(d) *Indirect costs.* (1) Except as provided in subparagraph (2) of this paragraph, indirect costs will be allowed under projects funded under this part in accordance with the indirect cost rate allowances set out in Appendices B through D of Subchapter A of this chapter.

(2) Indirect costs for training grants made to educational institutions under § 160f.12(b) will be allowed at the lesser of: (i) The level of indirect costs, determined under subparagraph (1) of this paragraph, or (ii) in grants where the Commissioner approves payments for stipends and dependency allowances under paragraph (b)(1)(ii) of this section, eight percent of the total direct costs, including stipends and dependency allowances.

(20 U.S.C. 1231c(b), 1232c(b)(2))

[FR Doc.75-20921 Filed 8-8-75;8:45 am]

federal register

MONDAY, AUGUST 11, 1975




PART III:

# NATIONAL TRANSPORTATION SAFETY BOARD

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## PRIVACY ACT OF 1974

Notice of Systems of Records

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## IMPLEMENTATION OF PRIVACY ACT OF 1974

### Systems of Records and Notice of Proposed Routine Uses Thereof

The systems of records of the National Transportation Safety Board, listed below, are hereby noticed in accordance with requirements of 5 U.S.C. 552a(e)(4) (Privacy Act of 1974, Pub. L. 93-579, 88 Stat. 1896) (Act):

1. Claimants under Federal Tort Claims Act
2. Personnel Nonpermanent Records
3. Security Records
4. Travel Records of NTSB Employees

Pursuant to 5 U.S.C. 552a(e)(11) (Act), the routine uses of each of these named systems of records are hereby set out for public comment. Interested persons are invited to submit written data, views, or arguments with respect to these routine uses. Comments should be submitted on or before September 2, 1975, to the General Counsel, National Transportation Safety Board, 800 Independence Avenue, S.W., Washington, D.C. 20594.

Fritz L. Puls
General Counsel

JULY 25, 1975.





**NTSB—1**

**System name:** Claimants under Federal Tort Claims Act—NTSB

**System location:**

National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Categories of individuals covered by the system:** Persons with claims against the Government for damage to or loss of property, or personal injury or death, caused by the negligent or wrongful act or omission of any NTSB employee acting within the scope of his employment (provided that any award, compromise or settlement in excess of

25,000 may be effected only with the prior written approval of the Attorney General or his designee).

**Categories of records in the system:** Contains claim, subrogations, legal opinion as to liability of the Government with respect to the claim, final determination, and supporting receipts.

**Authority for maintenance of the system:** Tort Claims Procedure, 28 U.S.C. 2671.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used to establish liability and the amount of such liability. Routine use includes, but is not limited to, referral to law enforcement agencies of violations of the law and for discovery purposes ordered by a court, referral to potential employers and for security clearance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information in system is maintained on an 8 1/2 inch by 10 1/2 inch form.

**Retrievability:** Indexed by name.

**Safeguards:** Records are maintained in locked file cabinets.

**Retention and disposal:** Records are manually kept and are retained for one year after disposition of the claim and then sent to the Federal Records Center, NARS, where they are retained for at least six years.

**System manager(s) and address:**

Comptroller
Office of the General Manager
National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Notification procedure:** Address inquiries to System Manager.

**Record access procedures:** Procedures are detailed in NTSB proposed regulations: Part 802, Chapter VIII, Title 49, Code of Federal Regulations (40 FR 30130).

**Contesting record procedures:** Same as the above.

**Record source categories:** Claimant and employee or employees of the Government involved in the claim and witnesses to the incident or accident.

**NTSB—2**

**System name:** Personnel Nonpermanent Records—NTSB

**System location:**

National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Categories of individuals covered by the system:** Employees of NTSB.

**Categories of records in the system:** Personnel nonpermanent records not required to be kept by CSC, usually of a personal nature.

**Authority for maintenance of the system:** 5 U.S.C. 301 et seq., implemented by 5 CFR Part 293.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used to carry out authorized personnel programs, such as promotions. Routine use includes, but is not limited to, referral to law enforcement agencies of violations of the law and for discovery purposes ordered by a court, referral to potential employers, and for security clearance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is maintained in SF 66, on left-hand side of folder.

**Retrievability:** Indexed by name.

**Safeguards:** Records are kept in locked cabinets.

**Retention and disposal:** Records are manually kept and are retained as long as the individual is employed by NTSB. They are then destroyed.

**System manager(s) and address:**

Director of Administration
Office of the General Manager
National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Notification procedure:** Address inquiries to System Manager.

**Record access procedures:** Procedures are detailed in NTSB proposed regulation: Part 802, Chapter VIII, Title 49, Code of Federal Regulations (40 FR 30130).

**Contesting record procedures:** Same as the above

**Record source categories:** Working papers developed during course of employment, e.g., from supervisors, including evaluations, letters of commendation, and documents which are not permanently retained.

**NTSB—3**

**System name:** Security Records—NTSB

**System location:**

National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Categories of individuals covered by the system:** Employees, prospective employees, and potential contractors

**Categories of records in the system:** Matters pertaining to loyalty qualifications of the individuals—loyalty checks, character evaluations, crimes, past employment records, military service—investigated by NTSB and other agencies such as FBI, DOD, or CSC.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to determine qualification of an individual for employment by NTSB, or as a contractor with NTSB.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information in system is stored in 9 by 12 file folders.

**Retrievability:** Information is indexed by name.

**Safeguards:** Records are maintained in locked cabinets or safes.

**Retention and disposal:** Records are kept manually and are retained by NTSB while the individual is employed by NTSB or is under contract with NTSB. Thereafter, that portion of the records representing information originating from NTSB investigation is destroyed. Investigation reports of other agencies are returned to the originating agency.

**System manager(s) and address:**

Director of Administration
Office of the General Manager
National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Notification procedure:** Address inquiries to System Manager.

**Record access procedures:** Procedures are detailed in NTSB proposed regulation: Part 802, Chapter VIII, Title 49, Code of Federal Regulations (40 FR 30130).

**Contesting record procedures:** Same as the above.

**Record source categories:** Loyalty checks, inquiries, NTSB field investigation reports, and other reports of NTSB and other Government agencies.

**Systems exempted from certain provisions of the act:** Security Record. System is partially exempt from the Privacy Act of 1974 (5 U.S.C. 552a(k)) and NTSB regulation proposed thereunder: Part 802, Chapter VIII, Title 49, Code of Federal Regulations (40 FR 30130).

**NTSB—4**

**System name:** Travel Records of Employees—NTSB

**System location:** National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Categories of individuals covered by the system:** Employees who have traveled pursuant to authorized official business of NTSB.

**Categories of records in the system:** Travel vouchers, which include, e.g., hotel bills, commercial car rentals, meals, telephones, mileage allowances, and training.

**Authority for maintenance of the system:** Travel Expense Amendments Act of 1975 (Pub. L. 94-22).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Vouchers are used to determine amounts to be paid to an employee for authorized and official travel for NTSB. Routine use includes, but is not limited to, referral to law enforcement agencies of violations of the law and for discovery purposes ordered by a court, referral to potential employers, and for security clearance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information in system is maintained on an 8 1/2 inch by 10 1/2 inch form.

**Retrievability:** Indexed by name.

**Safeguards:** Records are maintained in files with locks.

**Retention and disposal:** Records are manually kept and are maintained by NTSB for one year after payment of allowable travel expenses to employee. Thereafter, they are sent to the Federal Records Center, NARS, where they are retained for at least six years.

**System manager(s) and address:**

Comptroller
Office of the General Manager
National Transportation Safety Board
800 Independence Avenue, SW.
Washington, D.C. 20594

**Notification procedure:** Address inquiries to System Manager

**Record access procedures:** Procedures are detailed in NTSB proposed regulation: Part 802, Chapter VIII, Title 49, Code of Federal Regulations (40 FR 30130).

**Contesting record procedures:** Same as the above.

**Record source categories:** Employee submitting vouchers.

[FR Doc.75-19891;Filed 8-7-75;8:45 am]



federal register

MONDAY, AUGUST 11, 1975




PART IV:

# FEDERAL ELECTION COMMISSION

■

## MAINTENANCE OF RECORDS BY CANDIDATES

Interim Guidelines

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Title 11—Federal Elections

CHAPTER I—FEDERAL ELECTION COMMISSION

[Notice 1975–22]

## RECORDS TO BE MAINTAINED BY CANDIDATES AND SUBMITTED TO THE COMMISSION FOR CERTIFICATION FOR PRIMARY MATCHING FUNDS

### Interim Guideline

1. To be eligible for Presidential Primary Matching Funds, 26 U.S.C. 9031, *et seq.*, a candidate seeking nomination for election to the Office of President of the United States shall submit or otherwise make available the following information to the Federal Election Commission to enable the Commission to certify the candidate's eligibility for such funds:

(a) An accounting of qualified campaign expenses in each state in which the candidate certifies that he or she has raised a minimum of $5,000 in contributions which do not aggregate more than $250 from any individual; and

(b) An accounting of all contributions and other receipts and transfers in each state in which the candidate certifies he or she has raised a minimum of $5,000 in contributions which do not aggregate more than $250 from any individual—including a photocopy of each check or other written instrument for each contribution which the candidate submits, or intends to submit, in order to receive primary matching funds.

(c) The foregoing information is in addition to the agreements and certifications required to be filed for eligibility under section 9033.

(2) To satisfy the requirements for primary matching funds, contributions shall be made by "written instrument". See 26 U.S.C. 9034. "Written instrument" may include receipts for cash contributions, if the receipt is signed in ink by the contributor, and contains the contributor's full name and full residential address, and the amount and date of the contribution. Cash contributions of a person to one candidate may not exceed $100. See 18 U.S.C. 615.

(3) Those candidates who cannot provide photocopies of checks or other "written instruments" as of the date this Interim Guideline is published in the FEDERAL REGISTER, but who believe they have received contributions in full or partial satisfaction of the requirement in 26 U.S.C. 9033 to raise $5,000 in contributions not aggregating more than $250 per individual donor in at least 20 states, shall submit a written statement to the Commission indicating that they are unable to provide photocopies of checks or other written instruments and the reasons therefor.

(4) Upon receipt of the foregoing statement, the Commission shall review the accounts and records of contributions, and such other information as the Commission deems necessary, to determine if such accounts and records and other information justify Commission certification for matching funds.

(5) Notwithstanding the above and commencing not later than 10 days after the publication of this Interim Guideline in the FEDERAL REGISTER, each candidate seeking to raise matching funds shall photocopy each check or other written instrument to be used to meet the requirements for matching funds.

(6) Candidates affected by the foregoing should note the Commission's general audit authority and duties under 2 U.S.C. 437d and 438.

Dated: August 8, 1975.

THOMAS B. CURTIS,
*Chairman for the*
*Federal Election Commission.*

[FR Doc.75–20938 Filed 8–8–75;8:45 am]



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*Just Released*

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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 4—Accounts

## CHAPTER III—COST ACCOUNTING STANDARDS BOARD

## PART 351—BASIC REQUIREMENTS

## PART 403—ALLOCATION OF HOME OFFICE EXPENSES TO SEGMENTS

### Filing Requirements and Contract Awards; Correction

In a document published in the August 4, 1975, FEDERAL REGISTER (40 FR 32747 et seq.) there were two typographical errors which were corrected as follows:

1. Immediately preceding the amendment to § 351.40 Filing Requirement there is a reference to § 351.40(a). The reference should have been to § 351.40 (e) so that the sentence reads "Delete § 351.40(e) and § 351.41 and add new § 351.40(e) and (f) as follows:"

2. In the amendment to Part 403, Allocation of home office expenses to segments, the reference to § 403.70(a) which was the only paragraph affected by the revision, was omitted. Therefore, the instructional line is corrected to read "Amend § 403.70(a) to read as follows:" and the regulatory text is amended to preface the paragraph with (a).

(84 Stat. 796, sec. 103 (50 U.S.C. App. 2168))

ARTHUR SCHOENHAUT,
*Executive Secretary.*

[FR Doc.75-21116 Filed 8-11-75;8:45 am]

## Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 14909; Amdt. 39-2340]

## PART 39—AIRWORTHINESS DIRECTIVES

### Caproni Vizzola Construzioni Aeronautiche Calif A-21 Series Gliders

There has been a report of probable aileron flutter on Caproni Calif A-21 gliders that could result in loss of lateral control and eventual loss of the aircraft. Since this condition is likely to exist or develop in other aircraft of the same type design, an airworthiness directive is being issued which imposes an airspeed operating limitation and requires repetitive inspections of the aileron system on Caproni Calif A-21 gliders.

Since this situation requires immediate adoption of this regulation, notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

(Secs. 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR § 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

CAPRONI VIZZOLA CONSTRUZIONI AERONAUTICHE S.P.A. Applies to Caproni Calif A-21 series gliders, serial numbers 201, 202, and 204 through 215.

Compliance is required as indicated.

To prevent aileron flutter, accomplish the following:

(a) Within the next 10 hours time in service after the effective date of this AD, unless already accomplished:

(1) Install an operating limitations placard near the airspeed indicator reading—"DO NOT EXCEED 124 MPH—108 KNOTS".

(2) Inspect the aileron control driving cones for cleanliness.

NOTE.—To gain access to the driving cones, located in the fuselage under the central segment of the wing, disassemble the wing from the fuselage. Avoid entry of solid foreign material and dirt particles in driving cones upon reassembly.

(3) Inspect the aileron system for free play by holding the trailing edge of one aileron at the wing tip end and measuring the distance through which the trailing edge of the other aileron at wing tip end travels from upward to downward position when moved by hand without causing elastic deflection of the aileron. If the free play exceeds 3 mm (0.118 inch), rerig the aileron system.

(b) Inspect the aileron system for cleanliness and free play, and rerig as necessary, in accordance with paragraphs (a)(2) and (a)(3) of this AD, at intervals not to exceed 50 hours time in service from the last inspection.

(Caproni Vizzola Construzioni Aeronautiche S.p.A. Mandatory Technical Bulletin T.B. No. 75.01 R.A.I. dated March 10, 1975, refers in part to this subject.)

This amendment becomes effective August 22, 1975.

Issued in Washington, D.C. on August 5, 1975.

R. P. SKULLY,
*Director, Flight Standards Service.*

[FR Doc.75-20969 Filed 8-11-75;8:45 am]

[Airspace Docket No. 75-SW-31]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Intracoastal City, La., transition area.

On June 20, 1975, a notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 26043) stating the Federal Aviation Administration proposal to alter the Intracoastal City, La., transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the Intracoastal City, La., transition area is amended to read:

INTRACOASTAL CITY, LA.

That airspace extending upward from 700 feet above the surface within 3.5 miles either side of the White Lake, La., VORTAC 065° radial extending from 11 miles NE of the VORTAC to 23 miles NE of the VORTAC and within 5 miles either side of the 17.5-mile-radius arc centered on the White Lake VORTAC extending clockwise between the 065° and 084° radials.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Forth Worth, Tex., on July 30, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-20970 Filed 8-11-75;8:45 am]

[Airspace Docket No. 75-SW-27]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Frederick, Okla., transition area.

On June 20, 1975, a notice of proposed rule making was published in the Federal Register (40 FR 26045) stating the Federal Aviation Administration proposed to alter the Frederick, Okla., transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the Frederick, Okla., transition area is amended to read:

FREDERICK, OKLA.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Frederick, Okla., Municipal Airport (latitude 34°21'09" N., longitude 98°59'21" W.) and within 3.5 miles each side of the 001° bearing from the Frederick, Okla., RBN (latitude 34°23'35" N., longitude 98°59'19" W.) extending from the 8.5-mile-radius area to 11.5 miles north of the RBN.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Fort Worth, Tex., on July 31, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-20971 Filed 8-11-75;8:45 am]

## Title 21—Food and Drugs

## CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Docket No. 75P-0195]

## PART 26—NUTRITIVE SWEETENERS

### Establishment of Standard of Identity for Lactose

The Commissioner of Food and Drugs is establishing a standard of identity for lactose, a nutritive sweetener; effective October 14, 1975.

In a notice published in the FEDERAL REGISTER of July 5, 1974 (39 FR 24663), the Food and Drug Administration issued a proposal to establish a definition and standard of identity for the nutritive sweetener lactose. The proposal was based upon a recommended international standard submitted by the Food and Agriculture Organization/World Health Organization Codex Alimentarius Commission (hereinafter referred to as "Codex" when used with the word "standard"), and was also based upon a petition filed by the Whey Products Institute (hereinafter referred to as "WPI"), 130 North Franklin St., Chicago, IL 60606, proposing the establishment of a definition and a standard of identity for lactose.

Two comments were received in response to the proposal.

1. One comment was received from the WPI regarding the name of the food. The comment noted that, in the preamble to the revised standards for fruit jelly and preserves, published in the FEDERAL REGISTER of August 28, 1974 (39 FR 31304), the Commissioner concluded that "lactose" may be declared as such or, alternatively, as "milk sugar." The WPI stated it has no objection to the alternative name and recommended that the proposed standard for lactose be modified to provide for the name "milk sugar" as an alternative to the name "lactose."

The Commissioner notes that there were no objections to his earlier recognition of the name "milk sugar." Therefore, he has provided in the regulation for "milk sugar" as an alternative name for "lactose."

2. A comment from Kraftco Corp., Glenview, IL 60025, questioned the need for establishing a standard of identity for lactose under the provisions of section 401 of the Federal Food, Drug, and Cosmetic Act. The comment stated that the Food Chemicals Codex contains appropriate specifications for food chemicals and suggested that the Food and Drug Administration refer the matter of establishing specifications for lactose to the Food Chemicals Codex Committee.

The promulgation of a standard for this sweetener is consistent with the Commissioner's establishment of standards for other nutritive sweeteners in 21 CFR Part 26. Furthermore, this action also fulfills the obligation of the United States to consider the Codex standard for lactose.

On the basis of the information given in the proposal and the comments received, the Commissioner concludes that it will promote honesty and fair dealing in the interest of consumers to adopt the standard as set forth below.

References in the proposed standard to methods of analysis in the 11th edition of the "Official Methods of Analysis of the Association of Official Analytical Chemists" have been changed to incorporate the appropriate provisions of the new 12th edition, which was issued after publication of the proposed standard in the FEDERAL REGISTER.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701(e), 52 Stat. 1046 as amended, 70 Stat. 919 as amended by 74 Stat. 398 (21 U.S.C. 341, 371(e))) and under authority delegated to the Commissioner (21 CFR 2.120): *It is ordered*, That Part 26 be amended by adding a new section to read as follows:

§ 26.5 **Lactose; identity.**

(a) Lactose is the carbohydrate normally obtained from whey. It may be anhydrous or contain one molecule of water of crystallization or be a mixture of both forms.

(b) The food shall meet the following specifications:

(1) The lactose content is not less than 99.0 percent, mass over mass (m/m), calculated on a dry basis.

(2) The sulfated ash content is not more than 0.3 percent, m/m, calculated on a dry basis.

(3) The pH of a 10.0 percent, m/m, solution is not less than 4.5 nor more than 7.0.

(4) The loss on drying for 16 hours at 120° C is not more than 6.0 percent, m/m.

(c) The name of the food is "lactose" or, alternatively, "milk sugar."

(d) (1) The methods of analysis to be used to determine whether the food meets the requirements of paragraph (b) (1), (2), and (3) of this section are the following sections in "Official Methods of Analysis of the Association of Official Analytical Chemists," 12th ed., 1975: [1]

(i) Lactose content, section 31.062.

(ii) Sulfated ash content, section 31.014.

(iii) pH, section 14.022, except that a 10.0 percent, m/m, solution of lactose in water is used for the determination.

(2) The method of analysis to be used to determine if the food meets the requirement of paragraph (b) (4) of this section is the following: Loss on drying at 120° C, "United States Pharmacopeia," 18th revision, 1970, pages 358 and 935.

Any person who will be adversely affected by the foregoing order may submit to the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852, written objections and a request for hearing. Objections and requests for hearing will be accepted during regular business hours, Monday through Friday, from 9 a.m. to 4 p.m., eastern standard or daylight saving time, whichever is effective at the time, except on Federal legal holidays, and shall be submitted on or before September 11, 1975. Each objection to the order shall be separately numbered and shall specify with particularity the provisions of the order to which objection is made, stating the grounds for the objection. If a hearing is requested, each numbered objection on which a hearing is requested shall specifically so state and include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. A copy of any report, article, survey or other written document relied upon and a summary of the testimonial evidence to be presented by any witnesses relied upon shall be submitted.

Objections and requests for hearing shall be submitted in quintuplicate and shall be identified with the Hearing Clerk docket number found in brackets in the heading of this order. Received objections and requests for hearing may be seen in the office of the Hearing Clerk, Rockville, MD, during the above stated hours.

*Effective date.* This order shall become effective October 14, 1975, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be given by publication in the FEDERAL REGISTER.

(Secs. 401, 701(e), 52 Stat. 1046 as amended, 70 Stat. 919 as amended by 74 Stat. 398 (21 U.S.C. 341, 371(e)))

Dated: August 6, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

(Incorporation by reference provisions approved by the Director of the FEDERAL REGISTER March 20, 1973.)

[FR Doc.75-21041 Filed 8-11-75;8:45 am]

[1] Copies may be obtained from: Association of Official Analytical Chemists, P.O. Box 540, Benjamin Franklin Station, Washington, DC 20044.

[FRL 412-2 FAP 4H5050/R10]

## PART 561—TOLERANCES FOR PESTICIDES IN ANIMAL FEEDS ADMINISTERED BY THE ENVIRONMENTAL PROTECTION AGENCY

### Hexakis (2-Methyl-2-Phenylpropyl) Distannoxane

*Correction*

In FR Doc. 75-20381, appearing at page 33033 in the issue for Wednesday, August 6, 1975, correct the third line of the second paragraph to read as follows: "distannoxane; the accepted name is hex-".





SUBCHAPTER F—BIOLOGICS

[Docket No. 75N-0022]

## TEST FOR HEPATITIS B SURFACE ANTIGEN

*Correction*

In FR Doc. 75-18219 appearing at page 29706 in the issue for Tuesday, July 15, 1975, make the following corrections:

1. On page 29709, in the 3rd column, in the paragraph beneath the paragraph numbered "17", in the 7th line, the chemical reading "$MH_2Ag$" should be changed to read "$HB_2Ag$".

2. In the last paragraph of the document, entitled *"Effective date."*, in the last line, the date September 15, 1976, should read "July 15, 1976".

## Title 24—Housing and Urban Development

## CHAPTER X—FEDERAL INSURANCE ADMINISTRATION

[Docket No. FI-658]

## PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

### List of Communities With Special Hazard Areas

**● Purpose. The purpose of this notice is the identification of communities with areas of special flood/or mudslide/or erosion hazards in accordance with Part 1915 of Title 24 of the Code of Federal Regulations as authorized by the National Flood Insurance Program (42 U.S.C. 4001-4128). The identification of such areas is to provide guidance so that communities may adopt appropriate flood plain management measures to minimize damage caused by flood losses and to guide future construction, where practicable, away from locations which are threatened by flood hazards. ●**

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance on and after March 2, 1974, as a condition of receiving any form of Federal or Federally related financial assistance for acquisition or construction purposes in an identified flood plain area having special flood hazards that is located within any community currently participating in the National Flood Insurance Program.

Effective July 1, 1975, or one year after the identification of the community as flood prone, whichever is later, the requirement will apply to all identified special flood hazard areas within the United States, so that, after that date, no such financial assistance can legally be provided for acquisition and construction in these areas unless the community has entered the program. The prohibition, however, does not apply to loans by a Federally regulated, insured, supervised or approved bank prior to January 1, 1976, to finance the acquisition of a previously occupied residential dwelling.

Effective July 1, 1975, even though no areas with special flood hazards in the community had previously been identified, the identification of special hazard areas within the community makes mandatory the purchase of insurance. Therefore, the effective date of identification shall be September 11, 1975 or the date which appears in this notice, whichever is later.

This 30 day period does not supersede the statutory requirement that a community, whether or not participating in the program, be given the opportunity for a period of six months to establish that it is not seriously flood prone or that such flood hazards as may have existed have been corrected by floodworks or other flood control methods. Effective July 1, 1975, the six months period shall be considered to begin 30 days after the date of publication in the FEDERAL REGISTER or the effective date of the Flood Hazard Boundary Map, whichever is later. Similarly, the one year period a community has to enter the program under Section 201(d) of the Flood Disaster Protection Act of 1973 shall be considered to begin 30 days after publication in the FEDERAL REGISTER or the effective date of the Flood Hazard Boundary Map, whichever is later.

Where several dates appear in the column set forth below marked Effective Date of Identification, the first date is the date of initial identification, and all other dates represent modification by additions or deletions to identified areas with special hazards.

Accordingly, § 1915.3 is amended by adding in alphebetical sequence a new entry to the table, which entry reads as follows:

**§ 1915.3 List of communities with special hazard areas.**

• • • • •

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazard |
|---|---|---|---|---|---|---|
| • | • | • | • | • | • | • |
| Alabama | Lee | Auburn, city of | H 010144A 01 through H 010144A 08 | Alabama Development Office, Office of State Planning, State Office Bldg., 501 Dexter Ave., Montgomery, Ala. 36104.<br>Alabama Insurance Department, Room 453, Administrative Bldg., Montgomery, Ala. 36104. | Mayor, Chairman, City Council, City Hall, Auburn, Ala. 36330. | June 7, 1974. Oct. 3, 1975. |
| California | Mendocino | Fort Bragg, city of | H 060184A 03 | Department of Water Resources, P.O. Box 388, Sacramento, Calif. 95802.<br>California Insurance Department, 107 South Broadway, Los Angeles, Calif. 90012. | City Administrator, 416 Franklin St., Fort Bragg, Calif. 95437. | May 10, 1974. |
| Do | Ventura | Port Hueneme, city of. | H 065051A 02 | do | Director of Public Works, 250 North Ventura Rd., Port Hueneme, Calif. 93021. | June 28, 1974. |
| Florida | Palm Beach | Golf, city of | H 120201A 01 | Department of Community Affairs, 2571 Executive Center Circle, East, Howard Bldg., Tallahassee, Fla. 32301.<br>State of Florida Insurance Department, Treasurer's Office, The Capitol, Tallahassee, Fla. 32304. | Mayor, Village of Golf, R.F.D. 755, Delray Beach, Fla. 33444. | Aug. 30, 1974. Oct. 3, 1975. |

| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Georgia | Cobb | Unincorporated areas. | H 130052 01 through H 130052 24 | Department of Natural Resources, Office of Planning and Research, 270 Washington St. SW., Room 707, Atlanta, Ga. 30334. Georgia Insurance Department, State Capitol, Atlanta, Ga. 30334. | Chairman, Board of Commissioners, Box 649, Marietta, Ga. 30060. | Do. |
| Illinois | Crawford | Robinson, city of | H 170180A 01 | Governor's Task Force on Flood Control, P.O. Box 475, Lisle, Ill. 60532. Illinois Insurance Department, 509 State Office Bldg., Springfield, Ill. 62702. | Mayor, 202 West Walnut St., Robinson, Ill. 62454. | May 31, 1974. |
| Do | Wayne | Fairfield, city of | H 170650A 01 | Governor's Task Force on Flood Control, P.O. Box 475, Lisle, Ill. 60532. Illinois Insurance Department, 509 State Office Bldg., Springfield, Ill. 62702. | Mayor, 100 Northeast Second St., Fairfield, Ill. 62837. | Feb. 22, 1974. |
| Indiana | Dekalb | Butler, city of | H 180047A 01 | Division of Water, Department of Natural Resources, 608 State Office Bldg., Indianapolis, Ind. 46204. Indiana Insurance Department, 509 State Office Bldg., Indianapolis, Ind. 46204. | City Plan Commission, 130 West Main, Butler, Ind. 46721. | Feb. 1, 1974. Oct. 3, 1975. |
| Iowa | Hamilton | Webster City, city of. | H 190137A 01 | Iowa Natural Resources Council, James W. Grimes Bldg., Des Moines, Iowa 50319. Iowa Insurance Department, Lucas State Office Bldg., Des Moines, Iowa 50319. | Director of Public Works, City Hall, Webster City, Iowa 50595. | Aug. 23, 1974. Oct. 3, 1975. |
| Kansas | Edwards | Kinsley, city of | H 200092A 01 | Division of Water Resources, State Board of Agriculture, Topeka, Kans. 66612. Kansas Insurance Department, First Floor, Statehouse, Topeka, Kans. 66612. | City Manager, City Hall, Kinsley, Kans. 67347. | June 17, 1974. Oct. 3, 1975. |
| Michigan | Oakland | Troy, city of | H 260180A 01 | Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48913. Michigan Insurance Bureau, 111 North Mosmer St., Lansing, Mich. 48926. | Mayor, 500 West Big Beaver, Troy, Mich. | June 28, 1974. Oct. 3, 1975. |
| Do | Genesee | Mundy, township of. | H 260401 01 through H 260401 12 | do | Township Supervisor, 3478 Mundy Ave., Swartz Creek, Mich. 48473. | Do. |
| Do | Ontonagon | McMillan, township of. | H 260487 01 through H 260487 23 | do | Township Supervisor, Township of McMillan, Ewen, Mich. 49925. | Do. |
| Do | Calhoun | Fredonia, township of. | H 260562 01 through H 260562 11 | do | Township Supervisor, Township of Fredonia, 16505 B. Drive South, Marshall, Mich. 49068. | Do. |
| Do | Huron | Elkton, village of. | H 260569 01 | Water Resources Commission, Bureau of Water Management, Stevens T. Mason Bldg., Lansing, Mich. 48913. Michigan Insurance Bureau, 111 North Mosmer St., Lansing, Mich. 48926. | Village President, 57-59 North Main St., Elkton, Mich. 48731. | Do. |
| Do | do | Sebewaing, village of. | H 260572 01 | do | Village President, 108 West Main St., Sebewaing, Mich. 48759. | Do. |
| Do | Ingham | Stockbridge, village of. | H 260573 01 | do | Village President, 115 East Elizabeth Stockbridge, Mich. 49285. | Do. |
| Do | Mason | Ludington, city of. | H 260581 01 through H 260581 03 | do | Mayor, 205 South William St., Ludington, Mich. 49431. | Do. |
| Do | Monroe | Exeter, township of. | H 260586 01 through H 260586 11 | do | Township Supervisor, 10589 Steffas Rd., Maybee, Mich. 48159. | Do. |
| Do | Oakland | Holly, village of | H 260587 01 through H 260587 02 | do | Village President, 201 Elm St., Holly, Mich. 48442. | Do. |
| Do | Schoolcraft | Manistique, city of. | H 260595 01 through H 260595 02 | do | Mayor, 300 North Maple St., P.O. Box 471, Manistique, Mich. 49854. | Do. |
| Do | Washtenaw | Chelsea, village of. | H 260599 01 | do | Village President, 104 East Middle St., Chelsea, Mich. 48118. | Do. |
| Minnesota | Pope | Glenwood, city of. | H 270370A 01 through H 270370A 02 | Division of Waters, Soil and Minerals, Department of Natural Resources, Centennial Office Bldg., St. Paul, Minn. 55101. Minnesota Division of Insurance, R-210 State Office Bldg., St. Paul, Minn. 55101. | City Council, City Hall Glenwood, Minn. 55113. | Mar. 29, 1974. |
| New Jersey | Burlington | Fieldsboro, borough of. | H 340513A 01 | Bureau of Water Control, Department of Environment, Protection, P.O. Box 1390, Trenton, N.J 08625. New Jersey Department of Insurance, State House Annex, Trenton, N.J. 08625. | Mayor, 51 Filbert St., Fieldsboro, N.J. | Nov. 29, 1974. |
| New York | Rensselaer | North Greenbrush, town of. | H 361164 01 through H 361164 06 | New York State Department of Environmental Conservation, Division of Resources—Management Services, Albany, N.Y. 12201. New York State Insurance Department, 123 William St., New York, N.Y. 10038. | Town Supervisor, Town of North Greenbrush, No. 4 Merry Hill Rd., Troy, N.Y. 12180. | Oct. 3, 1975. |
| North Carolina | Pasquotank | Elizabeth City, city of. | H 370185 | North Carolina of Water and Air Resources, Department of Natural and Economic Resources, P.O. Box 27687, Raleigh, N.C. 27611. North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27611. | Mayor, Box 347, Elizabeth City, N.C. 27909. | Sept. 9, 1973. Oct. 3, 1975. |
| Do | Union | Wingate, town of | H 370345 01 | do | Mayor, Box 367, Highway 74 West, Wingate, N.C. | Do. |





| State | County | Location | Map No. | State map repository | Local map repository | Effective date of identification of areas which have special flood hazards |
|---|---|---|---|---|---|---|
| Do | Wilson | Stantonsburg, | H 370371 01 | do | Mayor, Box 8, Stantonsburg, N.C. | Do. |
| North Dakota | Cavalier | Langdon, city of | H 380025A 02 | North Carolina Insurance Department, P.O. Box 26387, Raleigh, N.C. 27611. State Water Commission, State Office Bldg., 900 East Blvd., Bismarck, N. Dak. 58501. North Dakota Insurance Department, State Capitol, Bismarck, N. Dak. 58501. | City Auditor, City Hall, Langdon, N. Dak. 58249. | June 28, 1974. Oct. 3, 1975. |
| Do | Pierce | Rugby, city of | H 380088A 02 | do | City Attorney, City Hall, Rugby, N. Dak. 58368. | Mar. 22, 1974. Oct. 3, 1975. |
| Do | Traill | Hatton, city of | H 380131A 01 | do | Mayor, City Hall, Hatton, N. Dak. 58240. | May 10, 1974. |
| Ohio | Butler | Oxford, city of | H 390731A 01 | Ohio Department of Natural Resources, Fountain Square, Columbus, Ohio 43224. Director of Insurance, State of Ohio, Department of Insurance, 115 East Rich St., Columbus, Ohio 43215. | Mayor, 101 East High, Oxford, Ohio 45056. | Do. |
| Pennsylvania | Mercer | Salem, township of. | H 421872 01 through H 421872 04 | Department of Community Affairs, Commonwealth of Pennsylvania, Harrisburg, Pa. 17120. Pennsylvania Insurance Department, 108 Finance Bldg., Harrisburg, Pa. 17120. | Township Supervisor, Rural Delivery 1, Hadley, Pa. 16130. | Oct. 3, 1975. |
| Tennessee | DeKalb | Dowelltown, city of. | H 470043A 01 | Tennessee State Planning Office, 660 Capitol Hill Bldg., Nashville, Tenn. 37219. Tennessee Department of Insurance and Banking, 114 State Office Bldg., Nashville, Tenn. 37219. | Mayor, P.O. Box 68, Dowelltown, Tenn. 37059. | June 28, 1974. Oct. 3, 1975. |
| Utah | Rich | Randolph, town of. | H 490100A 01 | Department of Natural Resources, Division of Water Resources, State Capitol Bldg., Room 435, Salt Lake City, Utah 84114. Commissioner, Utah Insurance Department, 115 State Capitol, Salt Lake City, Utah 84114. | Mayor, P.O. Box 127, Randolph, Utah 84064. | Aug. 16, 1974. |
| Virginia | Westmoreland | Colonial Beach, town of. | H 510172A 01 | Bureau of Water Control, Management, State Water Control Board, P.O. Box 11143, Richmond, Va. 23230. Virginia Insurance Department, 700 Blanton Bldg., P.O. Box 1157, Richmond, Va. 23209. | Mayor, Box 36, Colonial Beach, Va. 22443. | Aug. 9, 1974. Oct. 3, 1975. |
| Washington | Thurston | Lacey, city of | H 530190A 08 | Department of Ecology, Olympia, Wash. 98501. Washington Insurance Department, Insurance Bldg., Olympia, Wash. 98501. | Director of Public Works, P.O. Drawer "B", Lacey, Wash. 98503. | June 28, 1974. Oct. 3, 1975. |
| Wyoming | Pack | Meeteetse, town of. | H 560039A 01 | Wyoming Disaster & Civil Defense Agency, P.O. Box 1709, Cheyenne, Wyo. 82433. Department of Insurance, State of Wyoming, State Office Bldg., Cheyenne, Wyo. 82001. | Mayor, P.O. Box 175, Meeteetse, Wyo. 82433. | Nov. 22, 1974. Oct. 3, 1975. |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969).

Issued: July 31, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-20591 Filed 8-11-75;8:45 am]

## Title 38—Pensions, Bonuses, and Veterans' Relief

### CHAPTER I—VETERANS ADMINISTRATION

### PART 21—VOCATIONAL REHABILITATION AND EDUCATION

### Determination of Satisfactory Progress, Conduct, and Enrollment

On page 22849 of the FEDERAL REGISTER of May 27, 1975, there was published a notice of proposed regulatory development to amend §§ 21.4153, 21.4203, 21.4253 and 21.4277 to provide new guidelines for determining terminations for students no longer enrolled and pursuing the course and to make explicit that State approval agencies should require educational institutions to maintain and enforce standards and practices for determining progress and conduct of veterans and eligible persons and for other purposes. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulations.

A total of 28 comments were timely received by the Veterans Administration.

Two of the comments seek changes in the proposals which would require a legislative change for authority (tuition payments, rescission of prepayment and advance payment). These suggestions may not be implemented, without a change in the law.

Another comment objects to the change to § 21.4253 which states that courses of schools which are "Recognized Candidates" for accreditation shall not be considered to be "accredited" courses. The person commenting draws attention to a change in the list of nationally recognized accrediting agencies published by the U.S. Commissioner of Education. The New York Board of Regents is now included on the list as a nationally recognized regional accrediting commission for institutions within New York State registered by the Office of Higher Education, the State Education Department. Wherever the proposed regulations refer to "nationally recognized accrediting agency" the intent is to accord the New York Board of Regents this status as given by the U.S. Office of Education. Other regulations which limit the nationally recognized groups to six will be revised to include the New York Board of Regents as a seventh such group to the extent of the status given it by the U.S. Office of Education.

However, the suggestion that courses at "Recognized Candidate" schools be treated as accredited has not been done in the past and this regulatory change merely emphasizes that fact. One of the

other persons commenting also indicates that the change is inconsistent with § 21.4272. This regulation will also be amended to clarify its language to accord with this change to § 21.4253. It should be noted, however, that present § 21.4272 does not make the courses of "Recognized Candidate" schools accredited courses. It merely provides for credit-hour measurement of such courses.

Two of the comments seek a meeting between the Veterans Administration and interested parties or an advisory committee of school representatives to the Veterans Administration. The Administrator's advisory committee established by law already affords such input. Others suggest informal input on regulation changes is desirable. The Veterans Administration has and will continue to receive input of this sort from all interested persons. Such input was considered in drafting these regulation proposals.

One comment questions the legality of release to the Veterans Administration of information called for by these regulations. The Department of Justice has determined that such information may be provided to the Veterans Administration without consent of the veteran despite the provisions of the so-called "Buckley Amendment" (section 513, Pub. L. 93-380, as amended.)

The balance of the comments speak to a variety of interrelated issues, often more than one per comment. Since the issues concern the same area of consideration they will be reviewed generally. Each has been individually considered in the light of the proposed changes, however.

These comments question the need or desirability for the proposed changes: The proposals are characterized as unwarranted or an illegal attempt to impose standards upon the schools as to attendance, withdrawals, probation, progress records, faculty-school duties, and student options.

The comments merely serve to point up the urgent need for the promulgation of these changes.

For example, the changes emphasize the statutory requirements that schools may be approved only if the school maintains written records of previous education or training and clearly gives appropriate credit for such prior education or training (38 U.S.C. 1775, 1776). Yet one comment reveals that, "It is the purpose of the master records in this central office to record in detail only the work a student has undertaken" at the school. Another states, ". . . an actual evaluation of a student's credits is not done until such time as it is requested by the student . . ." One school states that since transcripts of prior training are not required of a student until completion of the first semester, "There is no way at present to determine previous training and credit given . . ."

Another institution admits in its comment that veterans have enrolled for training and received benefits without the school even certifying the enrollment to the Veterans Administration. Apparently, a local official has certified the enrollment rather than the school.

While none of the comments suggests that the Veterans Administration should pay benefits to students who have not pursued the course, many reveal practices for monitoring pursuit which are so indefinite as to preclude the school from truthfully certifying the fact of pursuit as required by law.

For example, one comment states, "The University has no immediate way of knowing whether a veteran is no longer attending class unless the instructor should happen to notify the administration. Unfortunately, instructors are notoriously lax at least at the University level, in doing anything about attendance regulations." Another school states, "The Office of Veterans Affairs on campus agrees with the idea that students should be terminated when they discontinue attending class. Due to the institutions (sic) present policy, there is no method to determine this date."

Under the law the State approving agency shall determine the standards by which a school shall be judged to be approved for payment of "G.I. Bill" benefits to veterans and other eligible persons. The Veterans Administration does not, by these regulations, purport to set criteria for the schools to follow. They are intended to demonstrate that, unless standards do exist and are sufficiently definite to be enforced by the school, the Veterans Administration will be unable to verify information necessary for the discharge of its statutory responsibility. The Veterans Administration payment of these benefits to the student is conditioned upon the requirements of title 38, United States Code. The veteran-student does not qualify for the benefit merely by paying a tuition fee to the school and enrolling. He or she must, in fact, satisfactorily pursue the course. The veteran is, to that extent, different from the non-veteran-student who, according to the comments, is not required by current school policies to demonstrate such diligence.

One of the comments indicates this is essentially a problem between the veteran and the Veterans Administration. However, the assistance and cooperation of the school are required by the law. This law requires that the educational institution shall, without delay, report to the Administrator in the form prescribed by him the enrollment, interruption and termination of the student enrolled under the Veterans Administration programs. (38 U.S.C. 1784)

The guidelines which are proposed are not intended to infringe on the rights of the school, the student (veteran or non-veteran) or the faculty. They are intended to be reasonable and are not intended to unfairly add to the burden or costs of the school. The State approving agency shall have discretion under the language of these proposals. Some comments have objected to certain phrases such as "last date of attendance," "extenuating circumstances," "satisfactory progress," and "adequate records." Others complain that the proposals are too specific. Upon review the Veterans Administration has determined that the language is specific enough to reasonably convey the intent of the revisions, but desires to amend the proposed § 21.4253 to make clear that the State approving agencies are not limited by the specific requirement stated in paragraph (d). The phrase "and additional reasonable criteria established by the State approving agency:" is added to § 21.4253(d) following the word, "criteria."

*Effective Date.* These VA Regulations are effective August 6, 1975.

Approved: August 6, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
*Deputy Administrator.*

Part 21 is amended as set forth below.

1. In § 21.4135, paragraphs (e), (o), (p)(1), (s), and (v)(2) are revised to read as follows:

**§ 21.4135 Discontinuance dates.**

• • • • • •

(e) *Course discontinued—course interrupted*—(1) *Residence training.* Last date of attendance.

(2) *Correspondence training.* Date last lesson is serviced.

(3) *Flight training.* Date of last instruction.

(4) *Job training.* Last date worked.

(5) *Independent study.* Official date of change in status under the practices of the institution.

• • • • • •

(o) *Veteran no longer rated permanent total disabled; or spouse (trainee) divorced from veteran without fault on his or her part; or serviceman or servicewoman removed from "missing status" listing; chapter 35 (§§ 21.3041 and 21.3046).* (1) End of quarter or semester if school is operated on quarter or semester system.

(2) End of course or a 9-week period whichever is earlier, if school is not operated on quarter or semester system.

(p) *Error; payee's or administrative.* (1) Effective date of award or day preceding act, whichever is later, but not prior to the date entitlement ceased, on an erroneous award based on an act of commission or omission by a payee or with his or her knowledge.

• • • • • •

(s) *Reduction in rate of pursuit of course (§ 21.4270).* End of month in which reduction occurred except, first date of a term, if the reduction is effective at beginning of the term.

• • • • • •

(v) *Remarriage of widow or widower.* • • •

(2) Conduct of widow or widower: Last day of month before inception of relationship.

2. In § 21.4203, paragraphs (c) and (d) (2) are revised to read as follows:

**§ 21.4203 Reports by schools; requirements.**

• • • • • •

(c) *Course changes.* Any changes in the number of credit hours or the clock hours of attendance or instruction or any other modification in the course as certified at enrollment must be reported promptly to the Veterans Administration. In institutions this reporting requirement will be satisfied if the official date of the change of status is reported in accordance with §§ 21.4253(d) or 21.4254(c)(7).

(d) • • •

(2) In other cases the school will initiate the certification. Information regarding any changes or an interruption or termination of training must be reported during or immediately after the end of the month in which the event occurred. In institutions this reporting requirement will be satisfied if the official date of change of status or interruption or termination is reported in accordance with §§ 21.4253(d) or 21.4254(c)(7).

• • • • • •

3. In § 21.4253, paragraphs (a)(1), (b), (d), (e) and (f) are revised to read as follows:

**§ 21.4253 Accredited courses.**

(a) *General.* A course may be approved as an accredited course if it meets one of the following requirements:

(1) The course has been accredited and approved by a nationally recognized accrediting agency or association. "Candidate for accreditation" status is not a basis for approval of a course as accredited.

• • • • • •

(b) *Course objective.* Any curriculum offered by an educational institution which is a member of one of the nationally recognized accrediting agencies or associations and which leads to a degree, diploma, or certificate will be accepted as an accredited course when approved as such by the State approving agency. Any curriculum accredited by one of the specialized nationally recognized accrediting agencies or associations and which leads to a degree, diploma, or certificate will also be accepted as an accredited course when approved as such by the State approving agency. Approval of the individual subjects, required or elective, which are designated as a part of a degree curriculum will not be necessary. Such approval may include non-credit subjects that are prescribed as a required part of the curriculum. The course objective may be educational (high school diploma or a standard college degree) or it may be vocational or professional (an occupation).

• • • • • •

(d) *School qualification.* A school desiring to enroll veterans or eligible persons in accredited courses will make application for approval of such courses to the State approving agency and will submit copies of its catalog or bulletin. The State approving agency may approve the application of the school when the school and its accredited courses are found to have met the following criteria and additional reasonable criteria established by the State approving agency:

(1) Adequate records are kept by the school to show the progress of each veteran or eligible person. The records must be sufficient to show continued pursuit at the rate for which enrolled and the progress being made. They must include final grade in each subject for each term, quarter, or semester; record of withdrawal from any subject to include the last date of attendance for a resident course; and record of reenrollment in subjects from which there was a withdrawal; and may include such records as attendance for resident courses, periodic grades and examination results.

(2) The school maintains a written record of previous education and training of the veteran or eligible person which clearly indicates that appropriate credit has been given by the school for previous education and training, with the training period shortened proportionately, and the person and the Veterans Administration so notified. The record must be cumulative in that the results of each enrollment period (term, quarter or semester) must be included so that it shows each subject undertaken and the final result, i.e., passed, failed, incomplete or withdrawn. (38 U.S.C. 1775(b))

(3) The school enforces a policy relative to standards of conduct and progress required of the student. The school policy relative to standards of progress must be specific enough to determine the point in time when educational benefits should be discontinued, pursuant to section 1674, title 38, United States Code, when the veteran or eligible person ceases to make satisfactory progress. No student will be considered to have made satisfactory progress when he or she fails or withdraws from all subjects undertaken (except when there is a showing of extenuating circumstances) when enrolled in two or more unit subjects. The policy must include the grade or grade point average that will be maintained if the student is to graduate. For example, a 4-year college may require a 1.5 grade point average the first year, a 1.75 average at mid-year the second year, and a cumulative average of 2.0 thereafter on the basis of 4.0 for an A. The policy may include a probationary period of one quarter or semester when the student falls below the required average.

(4) The school maintains adequate attendance records for veterans and eligible persons enrolled in resident courses not leading to a standard college degree.

(e) *College level.* Under the provisions of paragraph (a)(1) of this section, any course at college level approved by the State approving agency as an accredited course will be accepted by the Veterans Administration as an accredited course when all of the following conditions are met:

(1) The college or university is accredited by a nationally recognized regional accrediting agency listed by the Commissioner of Education or the course is accredited at the college level by a specialized accrediting agency or association recognized by the Commissioner of Education; and

(2) The course has entrance requirements of not less than the requirements applicable to the college level program of the school; and

(3) Credit for the course is awarded in terms of standard semester or quarter hours or by recognition at completion by the granting of a standard college degree.

(f) *Courses not leading to a standard college degree.* Any course in a school approved by the State approving agency will be accepted as an accredited course when all of the following conditions are met:

(1) The course or the school offering such course is accredited by the appropriate accrediting agency; and

(2) The course offers training in the field for which the accrediting agency is recognized and at a level for which it is recognized; and

(3) The course leads to a high school diploma or a vocational objective.

4. Section 21.4277 is revised to read as follows:

**§ 21.4277 Discontinuance; unsatisfactory progress and conduct.**

(a) *Satisfactory pursuit of program.* Entitlement to a program of education is subject to the requirement that the veteran or eligible person having commenced the pursuit of such program, continues to maintain satisfactory progress in accordance with the regularly prescribed standards and practices of the institution in which he or she is enrolled. If the veteran or eligible person is not making satisfactory progress according to those standards and practices, educational benefits will be discontinued. See § 21.4253.

(b) *Satisfactory conduct.* Entitlement to a program of education is subject to the requirement that the veteran or eligible person, having commenced the pursuit of such program, continues to maintain satisfactory conduct in accordance with the regularly prescribed standards and practices of the institution in which he or she is enrolled. If the veteran or eligible person will no longer be retained as a student or will not be readmitted as a student by the institution in which he or she is enrolled, educational benefits will be discontinued, unless further development establishes that the action of the school is of a retaliatory nature. See § 21.4253.
(38 U.S.C. 1674 and 1724)

[FR Doc.75-21033 Filed 8-11-75;8:45 am]

## Title 49—Transportation

### CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 74-20; Notice 2]

### PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

#### Rearview Mirrors

This notice amends Standard No. 111, Rearview Mirrors (49 CFR 571.111) to allow installation of truck-type mirror systems in multipurpose passenger ve-

hicles and to extend the coverage of the standard to trucks and buses.

The NHTSA proposed in a notice published on May 1, 1974 (39 FR 15143) to amend Standard No. 111, to specify minimum requirements for mirror size, capability, and location which would be applicable to all trucks, buses, and motorcycles, and to establish an option which would allow multipurpose passenger vehicles to meet either the present passenger-car mirror requirements or to satisfy the requirements proposed in the notice for trucks and buses. Standard No. 111 currently applies only to passenger cars and multipurpose passenger vehicles, specifying the same rearview mirror requirements for each. The NHTSA has determined that a need exists to extend the standard's coverage to other vehicle types that presently lack uniform Federal regulation in order to ensure observance of minimum mirror performance levels essential to motor vehicle safety.

The NHTSA also proposed in the notice published May 1, 1974 to require that all mirrors required by the standard, except those specified for motorcycles, be designed to reflect an image of unit magnification, thereby limiting any deviation from unit magnification to normal production variations and not variations which are the result of design. To this end it was proposed that the term "substantially" be deleted where it modifies "unit magnification" in the text of Standard No. 111.

Interested persons were afforded an opportunity to submit comments on the proposal by July 1, 1974 and due consideration has been given to the 36 comments received.

Two commenters opposed deletion of the term "substantial" where it modifies "unit magnification" on the ground that only mirrors of precisely unit magnification will now be acceptable. This view is erroneous. The interpretation followed by the NHTSA—and proposed to be incorporated in Standard No. 111 in this issue of the FEDERAL REGISTER—is that deviations from unit magnification are acceptable under the standard as amended below provided that the deviations do not exceed normal manufacturing tolerances.

All comments generally agreed with the NHTSA proposal to extend a Federal rearview mirror standard to trucks, buses and motorcycles. However, several comments recommended mirrors of larger area than those required in the NHTSA proposal for trucks and buses, and suggested the use of convex mirrors in addition to unit magnification mirrors. Others recommended specific requirements for school buses and clarification of the proposed standard for motorcycles with regard to location and area of mirrors and use of convex mirrors. While the NHTSA considers that the proposed extension of the scope of Standard No. 111 to cover trucks and buses will promote efficient rearward visibility, it agrees with those who have urged further research regarding requirements for school buses and motorcycles. Consequently, Standard No. 111 is amended by this notice to extend the scope of its coverage to trucks and buses (including school buses). At the same time, however, the NHTSA is proposing in this issue of the FEDERAL REGISTER to amend Standard No. 111 to specify new rearview mirror requirements for motorcycles and further requirements for school buses.

The majority of comments favored the proposal that trucks, buses, and multipurpose passenger vehicles with a GVWR of 10,000 pounds or less comply either with the present passenger car mirror requirements, or with new requirements specifying outside mirrors on both sides of the vehicle with not less than 19.5 $in^2$ of reflective surface. This option is intended to overcome difficulties caused by classifying trucks, buses, and multipurpose passenger vehicles into groups specifying one mirror system adequate to fulfill the safety needs of all.

In addition, several commenters felt that heavy commercial vehicles, such as truck tractors, moving vans, and dump trucks, needed outside mirrors larger than 50 $in^2$. The NHTSA has determined that the 50 $in^2$ mirror is adequate for buses and for smaller multipurpose passenger vehicles and trucks. However, for multipurpose passenger vehicles and trucks with a GVWR exceeding 25,000 pounds, a 75 $in^2$ mirror appears better to meet the safety need. Therefore, while this notice amends Standard No. 111 to require that multipurpose passenger vehicles, trucks, and buses with a GVWR of more than 10,000 pounds have outside mirrors of not less than 50 $in^2$ of reflective surface, the NHTSA is proposing in this issue of the FEDERAL REGISTER to amend Standard No. 111 to require mirrors of at least 75 $in^2$ of reflective surface on multipurpose passenger vehicles and trucks with a GVWR of 25,000 pounds or more.

Several persons contended with regard to multipurpose passenger vehicles, trucks, and buses that the provision requiring that mirrors be adjustable by "tilting in both the horizontal and vertical direction" did not take into account the methods used to mount mirrors on these types of vehicles. Large mirrors, such as the so-called "West Coast" mirror which affords approximately 96 square inches of reflective surface area, are commonly mounted on rigid brace assemblies. These mirrors can be adjusted to provide the driver a view to the rear. However, once they are locked into place they are not capable of "tilting in both the horizontal and vertical direction." While mirrors mounted on ball sockets are fully adjustable in the horizontal and vertical directions by tilting, the NHTSA finds no reason to preclude the use of a mirror that possesses full adjustment capability and is only locked into a position once it satisfies the particular driver's viewing needs.

The NHTSA has decided to delete the words "by tilting" from the requirements for multipurpose passenger vehicles, trucks, and buses. The rule requires that mirrors on such vehicles "shall be adjustable in both the horizontal and vertical directions to view the rearward scene."

In consideration of the foregoing, Motor Vehicle Safety Standard No. 111, 49 CFR 571.111, is amended to read as set forth below.

*Effective date:* February 12, 1976.

(Secs. 103, 119, Pub. L. 89563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.51)

Issued on: August 6, 1975.

JAMES B. GREGORY,
*Administrator.*

§ 571.111 is revised to read as set forth below.

**§ 571.111 Standard No. 111; Rearview Mirrors.**

S1. *Scope.* This standards specifies requirements for the performance and location of rearview mirrors.

S2. *Purpose.* The purpose of this standard is to reduce the number of deaths and injuries that occur because the driver of a motor vehicle does not have a clear and reasonably unobstructed view to the rear.

S3. *Application.* This standard applies to passenger cars, multipurpose passenger vehicles, trucks, and buses.

S4. *Requirements for passenger cars.*

S4.1 *Inside rearview mirror.* Each passenger car shall have an inside rearview mirror of unit magnification.

S4.1.1 *Field of view.* Except as provided in S4.3, the mirror shall provide a field of view with an included horizontal angle measured from the projected eye point of at least 20 degrees, and sufficient vertical angle to provide a view of a level road surface extending to the horizon beginning at a point not greater than 200 feet to the rear of the vehicle when the vehicle is occupied by the driver and four passengers or the designed occupant capacity, if less, based on an average occupant weight of 150 pounds. The line of sight may be partially obscured by seated occupants or by head restraints. The location of the driver's eye reference point shall be that established in Motor Vehicle Safety Standard No. 104 (§ 571.104).

S4.1.2 *Mounting.* The passenger car mirror mounting shall provide a stable support for the mirror, and shall provide for mirror adjustment by tilting in both horizontal and vertical directions. If the mirror is in the head impact area, the mounting shall deflect, collapse, or break away without leaving sharp edges when the mirror is subjected to a force of 90 pounds in a forward or sideward direction in any plane 45° above or below the horizontal.

S4.2 *Outside rearview mirror—driver's side.*

S4.2.1 *Field of view.* Each passenger car shall have an outside mirror of unit magnification. The mirror shall provide the driver a view of a level road surface extending to the horizon from a line, perpendicular to a longitudinal plane tangent to the driver's side of the vehicle at the widest point, extending 8 feet out from the tangent plane 35 feet behind the driver's eyes, with the seat in the rearmost position. The line of sight may be partially obscured by rear body or fender contours. The location of the driver's eye reference point shall be that established in Motor Vehicle Safety Standard No. 104 (§ 571.104).

S4.2.2 *Mounting.* The mirror mounting shall provide a stable support for the mirror, and neither the mirror nor the mounting shall protrude farther than the widest part of the vehicle body except to the extent necessary to produce a field of view meeting or exceeding the requirements of S4.2.1. The mirror shall not be obscured by the unwiped portion of the windshield, and shall be adjustable by tilting in both horizontal and vertical directions from the driver's seated position. The mirror and mounting shall be free of sharp points or edges that could contribute to pedestrian injury.

S4.3 *Outside rearview mirror passenger's side.* Each passenger car whose inside rearview mirror does not meet the field of view requirements of S4.1.1 shall have an outside rearview mirror of unit magnification installed on the passenger's side. The mirror mounting shall provide a stable support and be free of sharp points or edges that could contribute to pedestrian injury. The mirror need not be adjustable from the driver's seat but shall be capable of adjustment by tilting in both horizontal and vertical directions.

S5 *Requirements for multipurpose passenger vehicles, trucks, and buses with GVWR of 10,000 pounds or less.*

S5.1 Each multipurpose passenger vehicle, truck, and bus with GVWR of 10,000 pounds or less shall have either—

(a) Mirrors that conform to the requirements of S4; or

(b) Outside mirrors of unit magnification, each with not less than 19.5 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle, located so as to provide the driver a view to the rear along both sides of the vehicle, and adjustable in both the horizontal and vertical directions to view the rearward scene.

S6. *Requirements for multipurpose passenger vehicles, trucks and buses with GVWR of more than 10,000 pounds.*

S6.1 Each multipurpose passenger vehicle, truck, and bus with a GVWR of more than 10,000 pounds shall have outside mirrors of unit magnification, each with not less than 50 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle. The mirrors shall be located so as to provide the driver a view to the rear along both sides of the vehicle and shall be adjustable in both the horizontal and vertical directions to view the rearward scene.

S7. *Mirror construction.* The reflectance value of the reflective film employed on any mirror required by this standard, determined in accordance with SAE Recommended Practice J694, June, 1966, shall be at least 35 percent. If a mirror is of the selective position prismatic type, the reflectance value in the night driving position shall be at least 4 percent.

[FR Doc.75-21068 Filed 8-11-75;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

[ 21 CFR Part 1020 ]

[Docket No. 75N-0046]

### DIAGNOSTIC X-RAY EQUIPMENT

### Advance Notice of Proposed Rulemaking; Extension of Comment Period

The Commissioner of Food and Drugs issued in the FEDERAL REGISTER of June 19, 1975 (40 FR 25830), an announcement of plans to develop amendments to the performance standard for diagnostic x-ray equipment (21 CFR 1020.30 et seq). The amendments under consideration would apply to (1) dental x-ray equipment and (2) all diagnostic x-ray equipment. Proposed amendments applicable to item (1) would be presented to the Technical Electronic Product Radiation Safety Standards Committee (TEPRS SC) at its meeting on September 17 to 18, 1975, and therefore the notice of June 19 tion must be submitted by August 1, 1975, to be considered prior to the TEPRSSC meeting.

The notice incorrectly implied that amendments related to item (2) above would be discussed at the forthcoming meeting of the Committee; therefore, the comment period for possible amendments related to medical x-ray film screen combinations and x-ray tube focal spot size (item (2) above), is hereby extended to November 10, 1975.

This notice is issued under the authority of the Public Health Service Act as amended by the Radiation Control for Health and Safety Act of 1968 (sec. 358, 82 Stat. 1177–1179 (42 U.S.C. 263f)) and under authority delegated to the Commissioner (21 CFR 5.1).

Dated: August 6, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21042 Filed 8-11-75;8:45 am]

### Social Security Administration

[ 20 CFR Parts 401, 405 ]

[Regs. Nos. 1, 5]

### FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED

### Disclosure of Information Where Physician Frequently Submits Erroneous Certifications or Inappropriate Plans of Treatment; Extension of Comment Period

This notice extends the period for comments provided in the notice published July 9, 1975 (40 FR 28810), in which comments were solicited on proposed amendments to Part 401 and 405 (Regulations No. 1 and 5) concerning presumed coverage of post-hospital extended care and post-hospital home health services, and disclosure of certain related information.

Comment on the proposed regulations was invited on or before August 8, 1975. In view of the great amount of interest in the proposed amendments, the time period for comment is hereby extended for 15 days to August 23, 1975.

Comments on the proposed regulations of the Social Security Administration (20 CFR Parts 401 and 405) should be submitted in writing, in triplicate, to the Commissioner of Social Security, Department of Health, Education, and Welfare, P.O. Box 1585, Baltimore, Maryland 21203, on or before August 23, 1975.

Copies of all comments received will be available for public inspection during regular business hours at the Washington Inquiries Section, Office of Information, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4146, 330 Independence Avenue SW., Washington, D.C. 20201.

(Catalog of Federal Domestic Assistance Program No. 13.800, Health Insurance for the Aged and Disabled—Hospital Insurance)

Dated: August 7, 1975.

J. D. CARDWELL,
*Commissioner of Social Security.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

[FR Doc.75-21195 Filed 8-11-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[ 33 CFR Part 117 ]

[CGD 74 299]

### CLEARWATER PASS, FLA.

### Drawbridge Operation Regulations

At the request of the City of Clearwater, Florida, the Coast Guard is considering amending the regulations for the Clearwater Pass drawspan to allow a delay of 10 minutes before the draw would be required to open for the passage of vessels from 11 p.m. to 7 a.m. The draw will continue to open on signal from 7 a.m. to 11 p.m. This change is being considered because of limited requests for openings from 11 p.m. to 7 a.m.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Commander (oan), Seventh Coast Guard District, Room 1018, Federal Building, 51 SW 1st Avenue, Miami, Florida 33130. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, Seventh Coast Guard District.

The Commander, Seventh Coast Guard District, will forward any comments received before September 12, 1975, with his recommendations to the Chief, Office of Marine Environment and Systems, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33 of the Code of Federal Regulations, be amended by adding a new § 117.467 immediately after § 117.466 to read as follows:

**§ 117.467 Clearwater Pass, Clearwater, Florida.**

(a) The draw shall open on signal from 7 a.m. to 11 p.m. From 11 p.m. to 7 a.m a delay of up to 10 minutes may be expected.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; 33 U.S.C. 499, 49 U.S.C. 1655 (g)(2); 49 CFR 1.46(c)(5), 33 CFR 1.05-1 (c)(4).)

Dated: August 6, 1975.

D. J. RILEY,
*Captain, U.S. Coast Guard, Acting Chief, Office of Marine Environment and Systems.*

[FR Doc.75-20979 Filed 8-11-75;8:45 am]

### National Highway Traffic Safety Administration

[ 49 CFR Part 571 ]

[Docket No. 74-20; Notice 3]

### MOTOR VEHICLE SAFETY STANDARDS

### Rearview Mirrors

The purpose of this notice is to propose an amendment to Standard No. 111, Rearview Mirrors (49 CFR 571.111) to adopt rearview mirror requirements for motorcycles and school buses and to increase the amount of reflective surface required on mirrors on multipurpose passenger vehicles and trucks with a GVWR of 25,000 pounds or more.

By final rule published in this issue of the Federal Register, Standard No. 111 is amended to allow installation of truck-type mirror systems in multipurpose passenger vehicles and to extend the coverage of the standard to trucks and buses. So amended, the standard sets out identical requirements for all types of buses. It sets out no requirements for motorcycles. In addition, the current standard imposes the same requirements for all multipurpose passenger vehicles, trucks, and buses with a GVWR of more than 10,000 pounds. After further research and consideration of the comments submitted by participants in that rulemaking, the NHTSA has determined that a need exists to promulgate separate rearview mirror standards for motorcycles, multipurpose passenger vehicles and trucks with a GVWR of 25,000 pounds or more, and school buses.

It is proposed that motorcycles be equipped with either a mirror of unit magnification with not less than 12.5 in² of reflective surface, or a convex mirror with not less than 10 in² of reflective surface and a radius of curvature not less than 20 inches and not greater than 60 inches, installed with a stable support and mounted so that the horizontal center of the reflective surface is at least 11 inches outward from the longitudinal centerline of the motorcycle.

A specific requirement for school buses is needed to address special problems of driver visibility associated with pupil transportation. To reduce the danger of death or injury to school children it is necessary that the school bus driver have the fullest possible view of all sides of the vehicle, including the front. The proposal is that each school bus be equipped with outside rearview mirrors of unit magnification, each with not less than 50 in² of reflective surface, on both sides of the vehicle, and, except in the case of forward control vehicles, a convex, outside cross view mirror with at least 40 in² of reflective surface and an average radius of curvature of 12 to 25 inches. Because of this special provision covering school buses, the general requirements for multipurpose passenger vehicles, trucks, and buses would be amended to except school buses from their provisions.

In proposing rearview mirror standards for school buses, it is the intention of NHTSA to establish minimum safety criteria. Section 103 of the National Traffic and Motor Vehicle Safety Act of 1966, P.L. 89-563 (15 U.S.C. § 1392) provides that the motor vehicle safety standards promulgated by the NHTSA preempt any non-identical standards regulating the same aspects of performance established by any state or political subdivision of a state. Notwithstanding this provision, however, Section 103 also provides that a state or political subdivision of a state may impose a higher standard of performance for vehicles purchased for that governmental body's use. Therefore a state or political subdivision thereof with rearview mirror standards stricter than those set out in Standard No. 111 may impose those standards with respect to school buses provided by the state, county, city, school district or other political subdivision for its own use. It should also be noted that the preemption provision of the National Traffic and Motor Vehicle Safety Act of 1966 does not prohibit a nongovernmental purchaser of a vehicle (e.g. a private school or church) from negotiating with a manufacturer or seller for features which afford a higher level of safety than NHTSA standards.

The NHTSA also believes that adequate rearward visibility requires that multipurpose passenger vehicles, trucks, and buses with a GVWR of more than 10,000 and less than 25,000 pounds be equipped with outside mirrors of unit magnification, each with not less than 50 in² of reflective surface, on both sides of the vehicle. The proposed standard would increase the required area of reflective surface to 75 in² for multipurpose passenger vehicles, and trucks with a GVWR of 25,000 pounds or more.

The proposal would also amend the "break away" requirements for inside rearview mirror mountings on passenger cars. Under the current standard such a mounting, if in the head impact area, shall deflect, collapse, or break away without leaving sharp edges, when the mirror is subjected to a force of 90 pounds in a forward or sideward direction in any plane 45° above or below the horizontal. The proposed amendment is intended to clarify the intention of the drafters of the current provision that the mounting is required to "break away" when the force is applied to the reflective surface in a generally forward direction. This capability is only required when the force is applied to the reflective surface in a direction that forms an angle of up to 45° with the forward longitudinal direction.

Amendment is also proposed to the provision of Standard No. 111 governing mirror construction to provide that any mirror required by the standard satisfies the reflectance value requirement stated in the standard where the "average reflectance value" of the reflective film employed on the mirror is at least 35 percent. The purpose of this amendment would be to make clear that the failure of any individual point or points on the reflective surface of a mirror to reflect 35 percent of a light source does not constitute failure to comply with the standard if the average reflectance of the total of points comprising the reflective surface is at least 35 percent.

In addition, the proposal would incorporate into the mirror construction requirements the current test procedures for measurement of average reflectance value in Society of Automotive Engineers Recommended Practice J964a, August 1974.

The NHTSA has also decided that amendment of Standard No. 111 to add a definition of the term "mirror of unit magnification" would facilitate compliance with the rearview mirror requirements. By final rule published in this issue of the FEDERAL REGISTER, the term "substantial" was deleted wherever it modified the term "unit magnification" in Standard No. 111. Several comments received in connection with that rulemaking contended that under the standard as so amended, only precisely unit magnification would be acceptable. Commenters acknowledged the NHTSA view, expressed in the standard's preamble, that deviations not in excess of normal manufacturing tolerances are permissible under the "unit magnification" requirement. However it was their opinion that this interpretation should be incorporated into the text of Standard No. 111. The NHTSA agrees. It is proposed that a "unit magnification mirror" be defined as a plane or flat mirror with a reflective surface through which the angular height and width of the image of an object is equal to the angular height and width of an object when viewed directly at the same distance except for flaws that do not exceed normal manufacturing tolerances. A prismatic day-night adjustment rearview mirror, one of whose positions provides unit magnification mirror" for purposes of this definition.

It is proposed in this notice that the term "driver's eye reference point" referred to in S5.1.1 and S5.2.1 of the standard be changed to "driver's eye reference points" in order to more accurately describe the locations to which the term refers. There are actually two eye reference points which represent a person's two eyes.

Several comments submitted in connection with the final rulemaking to amend Standard No. 111, issued this date, pointed out that a series of regulatory actions has confused the definition of the "driver's eye reference point" contained in the field of view requirements.

Although Standard No. 111 provides that the location of the driver's eye reference point "shall be that established in Motor Vehicle Safety Standard No. 104," by a previous published interpretation (32 FR 5498) the standard also permits location of the driver's eye reference point at "a nominal location appropriate for any 95th percentile male driver." It is proposed that the rule be amended to permit location of the driver's eye reference point through either of the above formulas.

In consideration of the foregoing, it is proposed that Motor Vehicle Safety Standard No. 111, 49 CFR 571.111, be amended to read as set forth below.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh Street S.W., Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

*Comment closing date:* September 26, 1975.

*Proposed effective date:* Six months after publication of the final rule.

(Secs. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.51 and 501.8)

Issued on: August 7, 1975.

ROBERT L. CARTER,
*Associate Administrator,*
*Motor Vehicle Programs.*

It is proposed to amend § 571.111 as set forth below:

**§ 571.111 Standard No. 111: Rearview Mirrors.**

S1. *Scope.* This standard specifies requirements for the performance and location of rearview mirrors.

S2. *Purpose.* The purpose of this standard is to reduce the number of deaths and injuries that occur when the driver of a motor vehicle does not have a clear and reasonably unobstructed view to the rear.

S3. *Application.* This standard applies to passenger cars, multipurpose passenger vehicles, trucks, buses, school buses and motorcycles.

S4. *Definition.* "Unit magnification mirror" means a plane or flat mirror with a reflective surface through which the angular height and width of the image of an object is equal to the angular height and width of the object when viewed directly at the same distance except for flaws that do not exceed normal manufacturing tolerances. For the purposes of this regulation a prismatic day-night adjustment rearview mirror one of whose positions provides unit magnification is considered a unit magnification mirror.

S5. *Requirements for passenger cars.*

S5.1. *Inside rearview mirror.* Each passenger car shall have an inside rearview mirror of unit magnification.

S5.1.1. *Field of view.* Except as provided in S5.3, the mirror shall provide a field of view with an included horizontal angle measured from the projected eye point of at least 20 degrees, and sufficient vertical angle to provide a view of a level road surface extending to the horizon beginning at a point not greater than 200 feet to the rear of the vehicle when the vehicle is occupied by the driver and four passengers or the designed occupant capacity, if less, based on an average occupant weight of 150 pounds. The line of sight may be partially obscured by seated occupants or by head restraints. The location of the driver's eye reference points shall be those established in Motor Vehicle Safety Standard No. 104 (§ 571.104) or a nominal location appropriate for any 95th percentile male driver.

S5.1.2. *Mounting.* The mirror mounting shall provide a stable support for the mirror, and shall provide for mirror adjustment by tilting in both the horizontal and vertical directions. If the mirror is in the head impact area, the mounting shall deflect, collapse or break away without leaving sharp edges when the reflective surface of the mirror is subjected to a force of 90 pounds in any forward direction that is not more than 45° from the forward longitudinal direction.

S5.2 *Outside rearview mirror—driver's side.*

S5.2.1. *Field of view.* Each passenger car shall have an outside mirror of unit magnification. The mirror shall provide the driver a view of a level road surface extending to the horizon from a line, perpendicular to a longitudinal plane tangent to the driver's side of the vehicle at the widest point, extending 8 feet out from the tangent plane 35 feet behind the driver's eyes, with the seat in the rearmost position. The line of sight may be partially obscured by rear body or fender contours. The location of the driver's eye reference points shall be those established in Motor Vehicle Safety Standard No. 104 (§ 571.104) or a nominal location appropriate for any 95th percentile male driver.

S5.2.2. *Mounting.* The mirror mounting shall provide a stable support for the mirror, and neither the mirror nor the mounting shall protrude farther than the widest part of the vehicle body except to the extent necessary to produce a field of view meeting or exceeding the requirements of S5.2.1. The mirror shall not be obscured by the unwiped portion of the windshield, and shall be adjustable by tilting in both horizontal and vertical directions from the driver's seated position. The mirror and mounting shall be free of sharp points or edges that could contribute to pedestrian injury.

S5.3 *Outside rearview mirror passenger's side.* Each passenger car whose inside rearview mirror does not meet the field of view requirements of S5.1.1 shall have an outside rearview mirror of unit magnification installed on the passenger's side. The mirror mounting shall provide a stable support and be free of sharp points or edges that could contribute to pedestrian injury. The mirror need not be adjustable from the driver's seat but shall be capable of adjustment by tilting in both horizontal and vertical directions.

S6 *Requirements for multipurpose passenger vehicles, trucks, and buses, other than school buses, with GVWR of 10,000 pounds or less.*

S6.1. Each multipurpose passenger vehicle, truck and bus, other than a school bus, with a GVWR of 10,000 pounds or less shall have either—

(a) Mirrors that conform to the requirements of S5; or

(b) Outside mirrors of unit magnification, each with not less than 19.5 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle, located so as to provide the driver a view to the rear along both sides of the vehicle, and adjustable in both the horizontal and vertical directions to view the rearward scene.

S7. *Requirements for multipurpose passenger vehicles and trucks with a GVWR of more than 10,000 and less than 25,000 pounds and buses, other than school buses, with a GVWR of more than 10,000 pounds.*

S7.1. Each multipurpose passenger vehicle and truck with a GVWR of more than 10,000 pounds and less than 25,000 pounds and each bus, other than a school bus, with a GVWR of more than 10,000 pounds shall have outside mirrors of unit magnification, each with not less than 50 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle. The mirrors shall be located so as to provide the driver a view to the rear along both sides of the vehicle and shall be adjustable both in the horizontal and vertical directions to view the rearward scene.

S8. *Requirements for multipurpose passenger vehicles and trucks with a GVWR of 25,000 pounds or more.*

S8.1 Each multipurpose passenger vehicle and truck with a GVWR of 25,000 pounds or more shall have outside mirrors of unit magnification, each with not less than 75 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle. The mirrors shall be located so as to provide the driver a view to the rear along both sides of the vehicle and shall be adjustable both in the horizontal and vertical directions to view the rearward scene.

S9. *Requirements for school buses.*

S9.1. *Outside rearview mirrors.* Each school bus shall have outside mirrors of unit magnification, each with not less than 50 $in^2$ of reflective surface, installed with stable supports on both sides of the vehicle. The mirrors shall be located so as to provide the driver a view to the rear along both sides of the vehicle and shall be adjustable both in the horizontal and vertical directions to view the rearward scene.

S9.2. *Outside cross view mirror.* Each school bus, except those which are forward control vehicles, shall have a convex mirror with at least 40 $in^2$ of reflective surface with an average radius of curvature not less than 12 inches and not greater than 25 inches, installed with a stable support, and mounted so as to provide the driver a view of the front bumper and the area in front of the bus.

S10. *Requirements for motorcycles.*

S10.1. Each motorcycle shall have either a mirror of unit magnification with not les than 12.5 $in^2$ of reflective surface, or a convex mirror with not less than 10 $in^2$ of reflective surface and an average radius of curvature not less than 20 inches and not greater than 60 inches, installed with a stable support, and mounted so that the horizontal center of the reflective surface is at least 11 inches outward of the longitudinal centerline of the motorcycle. The mirror shall be adjustable by tilting in both the horizontal and vertical directions.

S11. *Mirror construction.* The average reflectance value of the reflective film employed on any mirror required by this standard, determined in accordance with SAE Recommended Practice J964a, August 1974, shall be at least 35 percent. If a mirror is of the selective position prismatic type, the reflectance value in the night driving position shall be at least 4 percent.

[FR Doc.75-21069 Filed 8-11-75;8:45 am]





## FARM CREDIT ADMINISTRATION

**[ 12 CFR Part 603 ]**

**PRIVACY ACT**

**Proposed Rulemaking**

Notice is hereby given that the Farm Credit Administration, by its Federal Farm Credit Board, has under consideration proposed regulations to implement the provisions of the Privacy Act of 1974 (5 U.S.C. 552a). These proposed regulations would establish the procedures to be followed by individuals who request information about records pertaining to themselves and access to or amendments of records which are contained in a system of records maintained by the Farm Credit Administration. The proposed regulations also would set forth the procedures to be followed by the Farm Credit Administration in processing requests. The Farm Credit Administration currently is considering which of the systems of records it maintains are to be exempted pursuant to 5 U.S.C. 552a (j) and (h). Sections 603.355 and 603.360 of these proposed regulations dealing with exemptions will be issued at a later date.

Prior to final adoption of the proposed regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing (10 copies) no later than August 22, 1975, to W. M. Harding, Governor, Farm Credit Administration, Washington, DC 20578. Copies of all communications received will be available for examination by interested persons in the office of Director, Information Division, Office of Administration, Farm Credit Administration.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by adding Part 603—Privacy Act regulations, §§ 603.300–603.360, as follows:

**PART 603—PRIVACY ACT REGULATIONS**

Sec.


603.300 Purpose and scope.
603.305 Definitions.
603.310 Procedures for requests pertaining to individual records in a record system.
603.315 Times, places, and requirements for identification of individuals making requests.
603.320 Disclosure of requested information to individuals.
603.325 Special procedures for medical records.
603.330 Request for amendment to record.
603.335 Agency review of request for amendment of record.
603.340 Appeal of an initial adverse determination of a request to amend a record.
603.345 Fees for providing copies of records.
603.350 Criminal penalties.
603.355 General exemptions [Reserved].
603.360 Specific exemptions [Reserved].


AUTHORITY: 5 U.S.C. 552a (f), (j), (k).

**§ 603.300 Purpose and scope.**

(a) This part is published by the Farm Credit Administration pursuant to the Privacy Act of 1974 (Pub. L. 93-579, 5 U.S.C. 552a) which requires each Federal agency to promulgate rules to establish procedures for notification and disclosure to an individual of agency records pertaining to him, and for review of such records.

(b) The records covered by this part include:

(1) Personnel and employment records maintained by the Farm Credit Administration which are not covered by §§293.101–293.111 of the regulations of the Civil Service Commission (5 CFR 293.101–293.111), and

(2) Other records contained in record systems maintained by the Farm Credit Administration.

**§ 603.305 Definitions.**

In this part:

(a) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(b) "Maintain" includes maintain, collect, use, or disseminate;

(c) "Record" means any item, collection, or grouping of information about an individual that is maintained by an agency including, but not limited to, his education, financial transactions, medical history, and criminal or employment history, and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or photograph;

(d) "System of records" means a group of any records under the control of any agency from which information is retrieved by the name of an individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

(e) "Statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual, except as provided by 13 U.S.C. 8.

(f) "Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose that is compatible with the purpose for which it was collected;

(g) "Agency" includes the Farm Credit Administration.

**§ 603.310 Procedures for requests pertaining to individual records in a record system.**

(a) Any present or former employee of the Farm Credit Administration seeking access to his official civil service records maintained by the Farm Credit Administration shall submit his request in such manner as is prescribed by the Civil Service Commission.

(b) Any individual seeking to obtain from the Farm Credit Administration:

(1) Notification whether the agency maintains a record pertaining to him in a system of records;

(2) Notification whether the agency has disclosed a record for which an accounting of disclosure is required to be maintained and made available to him;

(3) A copy of a record pertaining to him or the accounting of its disclosure; or

(4) The review of a record pertaining to him or the accounting of its disclosure;

shall submit a written request to the Director, Administrative Division, Office of Administration (hereafter referred to as "Director"), Farm Credit Administration, 490 L'Enfant Plaza East, SW., Washington, DC 20578. The request shall state the full name and address of the individual and identify the system or systems of records believed to contain the information or record sought.

**§ 603.315 Times, places, and requirements for identification of individuals making requests.**

(a) The individual making written requests to the Director for information or records ordinarily will not be required to verify his identity. The signature upon such requests shall be deemed to be a certification by the requester that he is the individual to whom the record pertains, or the parent of a minor, or the duly appointed legal guardian of the individual to whom the record pertains. The Director, however, may require such additional verification of identity as he may specify in any instance in which he deems it advisable.

**§ 603.320 Disclosure of requested information to individuals.**

(a) The Director shall, within a reasonable period of time after the date of receipt of a request for information or records:

(1) Determine whether or not such request shall be granted,

(2) Notify the requester of the determination and, if the request is denied, of the reasons therefor, and

(3) Notify the requester that fees for reproducing copies of records may be charged as provided in § 603.345.

(b) If access to a record is denied because the information therein has been compiled by the Farm Credit Administration in reasonable anticipation of a civil or criminal action proceeding the Director shall notify the requester of his right to judicial appeal under 5 U.S.C. 552a(g).

(c) (1) If access to a record is granted the requester shall notify the Director whether the requested record is to be copied and mailed to him or whether the record is to be made available to him in person.

(2) A requester who is an individual may be accompanied by an individual selected by him when the record is disclosed, in which case he may be required to furnish a written statement authorizing the discussion of the record in the presence of the accompanying person.

(d) If the record is to be made available for personal inspection, the requester shall arrange with the Director a mutually agreeable time in the offices of the Farm Credit Administration for inspection of the record.

**§ 603.325 Special procedures for medical records.**

Medical records in the custody of the Farm Credit Administration which are

not subject to Civil Service Commission regulations shall be disclosed either to the individual to whom they pertain or his authorized or legal representative or to a licensed physician named by the individual.

**§ 603.330 Request for amendment to record.**

(a) If, after disclosure of the requested information, an individual believes that the record is not accurate, relevant, timely, or complete, he may request in writing that the record be amended. Such a request shall be submitted to the Director and shall contain identification of the system of records and the record or information therein, a brief description of the material requested to be changed, the requested change or changes, and the reason for such change or changes.

(b) The Director shall acknowledge receipt of the request within 10 days (excluding Saturdays, Sundays, and legal holidays) and, if a determination has not been made, advise the individual when he may expect to be advised of action taken on the request. The acknowledgement may contain a request for additional information needed to make a determination.

**§ 603.335 Agency review of request for amendment of record.**

Upon receipt of a request for amendment of a record, the Director shall:

(a) Correct any portion of a record which the individual making the request believes is not accurate, relevant, timely, or complete and thereafter inform the individual in writing of such correction, or

(b) Inform the individual in writing of refusal to amend the record and of the reasons therefor, and advise him that he may appeal such determination as provided in § 603.340.

**§ 603.340 Appeal of an initial adverse determination of a request to amend a record.**

(a) Not more than 10 days (excluding Saturdays, Sundays, and legal holidays) after receipt by an individual of an adverse determination on his request to amend a record or otherwise, the individual may appeal to the Deputy Governor, Office of Administration.

(b) The appeal shall be by letter, mailed or delivered to the Deputy Governor, Office of Administration, Farm Credit Administration, 490 L'Enfant Plaza East, SW., Washington, D.C. 20578. The letter shall identify the records involved in the same manner they were identified to the Director, shall specify the dates of the request and adverse determination, and shall indicate the expressed basis for that determination. Also, the letter shall state briefly and succinctly the reasons why the adverse determination should be reversed.

(c) The review shall be completed and a final determination made by the Deputy Governor not later than 30 days (excluding Saturdays, Sundays, and legal holidays) from receipt of the request for such review, unless the Deputy Governor extends such 30-day period for good cause. If the 30-day period is extended the individual shall be notified of the reasons therefor.

(d) If the Deputy Governor refuses to amend the record in accordance with the request, the individual shall be notified of his right to file a concise statement setting forth his disagreement with the final determination and his right under 5 U.S.C. 552a(g)(1)(A) to a judicial review of the final determination.

(e) If an amendment of a record as requested upon review is refused, there shall be included in the disputed portion of the record a copy of the concise statement filed by the individual together with a concise statement of the reasons for not amending the record as requested. Such statements will be included when disclosure of the disputed record is made to persons and agencies as authorized under 5 U.S.C. 552a.

**§ 603.345 Fees for providing copies of records.**

Fees for providing copies of records shall be charged in accordance with § 602.285 of this chapter.

**§ 603.350 Criminal penalties.**

Section 552a(i)(3) of the Privacy Act (5 U.S.C. 552a(i)(33 makes it a misdemeanor, subject to a maximum fine of $5,000, to knowingly and willfully request or obtain any record concerning any individual from an agency under false pretenses. Sections 552a(i)(1) and (2) of the Act (5 U.S.C. 552a(i)(1), (2)) provides penalties for violation by agency employees of the Act or regulations established thereunder.

**§ 603.355 General exemptions. [Reserved]**

**§ 603.360 Specific exemptions. [Reserved]**

W. M. HARDING,
*Governor,*
*Farm Credit Administration.*

[FR Doc.75-20974 Filed 8-11-75;8:45 am]

## [ 12 CFR Part 615 ]

## FUNDING AND FISCAL AFFAIRS

### Proposed Rulemaking

Notice is hereby given that the Farm Credit Administration, by its Federal Farm Credit Board, has under consideration a proposed amendment to its regulations which would provide for the adoption by the board of directors of each Federal land bank, Federal intermediate credit bank, and bank for cooperatives of a policy concerning the management of surplus funds.

Prior to final adoption of such amendment, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing (10 copies) not later than September 12, 1975, to W. M. Harding, Governor, Farm Credit Administration, Washington, DC 20578. Copies of all communications received will be available for examination by interested persons in the office of Director, Information Division, Office of Administration, Farm Credit Administration.

Chapter VI of Title 12 of the Code of Federal Regulations is amended by adding § 615.5135 as follows:

## PART 615—FUNDING AND FISCAL AFFAIRS

**§ 615.5135 Investment policy.**

Each Bank's board of directors shall adopt a policy, subject to approval by the Farm Credit Administration, regarding the management of surplus funds.

(Sec. 5.9, 5.18, 85 Stat. 619, 621)

W. M. HARDING,
*Governor,*
*Farm Credit Administration.*

[FR Doc.75-20973 Filed 8-11-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

## [ 10 CFR Parts 211 and 212 ]

## CRUDE OIL BUY/SELL LIST ALLOCATION AND PRICING RULES

### Proposed Rulemaking and Public Hearing

*Correction*

In FR Doc. 75-19872 appearing at page 32136, in the issue for Thursday, July 31, 1975 change the hearing date which appears in the first paragraph of the second column of page 32138 from August 13, 1975 to August 15, 1975.

## FEDERAL TRADE COMMISSION

## [ 16 CFR Part 257 ]

## ADVERTISING OF CHILDREN'S PREMIUMS ON TELEVISION

### Change in Closing Date for Additional Comment on Proposed Guide

Request for additional comment on the proposed Guide concerning Advertising of Children's Premiums on Television was published in the FEDERAL REGISTER on July 7, 1975 (40 F.R. 28489). Interested parties were afforded the opportunity to present the Commission their written views on the following two items:

1. A paper entitled, "Advertising of Children's Premiums on Television: An Experimental Evaluation of the FTC's Proposed Guide," by Terance A. Shimp, Robert F. Dyer, and Salvatore F. Divita under the sponsorship of the George Washington University School of Government and Business Administration: and

2. "Proposed Standards for Advertising Premiums on Children's Television," by the Cracker Jack Division of Borden Foods, Borden, Inc.

Comments on the foregoing two items were to be sent to the Secretary, Federal Trade Commission, Pennsylvania Avenue and Sixth Streets, N.W., Washington, D.C. 20580 no later than August 7, 1975.

The Commission has determined that the comment period to present views on these two items should be extended. Accordingly, the Commission extends the





time during which such views may be submitted, as provided, to not later than September 8, 1975.

Issued: August 7, 1975.

By direction of the Commission.

VIRGINIA M. HARDING,
*Acting Secretary.*

[FR Doc.75-21059 Filed 8-11-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

## [ 10 CFR Part 9 ]

## PRIVACY ACT REGULATIONS

### Promulgation of Agency Rules

Notice is hereby given that the Nuclear Regulatory Commission is considering the amendment of its regulations in 10 CFR Part 9, Public Records, to implement the provisions of the Privacy Act of 1974, Public Law 93-579, enacted December 31, 1974, including, in particular, those provisions of that Act which require the promulgation of agency rules.

The purpose of the Privacy Act of 1974 is to protect individuals against invasions of personal privacy by placing restrictions on the manner in which Federal agencies collect, maintain, use and disseminate personal information about individuals. To this end, the Act added a new section 552a, Records Maintained on Individuals, to Title 5 of the United States Code, to become effective September 27, 1975. Section 552a places limits on the kind and amount of personal information agencies may collect about individuals; requires agencies, to the greatest extent practicable, to collect personal information directly from the individual concerned; precludes agencies, except in certain well-defined situations, from disclosing personal information about individuals without their prior written consent; requires agencies to assume responsibility for the accuracy of records containing personal information about individuals so that individuals will not be denied rights, benefits or entitlements because of erroneous information; and allows individuals to obtain access to their records and to have their records corrected where appropriate. Agencies are required, by the provisions of 5 U.S.C. 552a(f) to promulgate implementing regulations, after notice and opportunity for public comment, establishing procedures which will enable individuals to inquire whether an agency has a record concerning the individual in its system of records, to obtain access to those records and to request correction of those records.

The proposed amendments to conform NRC regulations to the requirement of 5 U.S.C. 552a(f) would add a new Subpart B, Privacy Act Regulations, to 10 CFR Part 9. The present regulations in 10 CFR Part 9 which implement the Freedom of Information Act, 5 U.S.C. 552, would be placed in a new Subpart A, Freedom of Information Act Regulations. No substantive changes in the present Freedom of Information Act regulations are proposed. However, certain minor editorial revisions have been made to reflect the proposed division of Part 9 into Subparts A and B.

Specific exemptions from the requirements of the Privacy Act pertaining to accounting for disclosure of records to an individual named in the record, access of individuals to records containing information pertaining to them, maintenance of information on individuals only as relevant and necessary to accomplish a purpose of the agency required to be accomplished by statute or Executive Order, notice of agency procedures whereby an individual can be notified at his request if a records system contains a record pertaining to him, and how he can gain access to such record and contest its content, notice of sources of records in records systems and promulgation of rules such as those which follow are proposed for portions of:

(a) NRC-Wide Contracts Records Files
(b) Office of Inspection and Auditor Index File and Associated Records
(c) Development and Advancement for Regulatory Employees (DARE) Records
(d) Equal Employment Opportunity Records Files
(e) General Personnel Records (Official Personnel Folder and Related Records)
(f) Personnel Security Files
(g) Personnel Performance Appraisals
(h) Personnel Research and Test Validation Records
(i) Recruiting, Examining and Placement Records
(j) Secretariat Facility Files

The proposed exemptions for portions of contracts files, Office of Inspection and Auditor Files, Personnel Security Files and the Secretariat Facility Files are intended to prevent access to records that contain information specifically authorized under Executive Order (E.O. 11652) to be kept secret in the interest of national defense and foreign policy and, except for the Secretariat Facility Files, to protect the identity of confidants who provide information under an expressed or implied promise of confidentiality.

The proposed exemptions for portions of Recruiting, Examining and Placement Records and Equal Employment Opportunity Files are intended to protect the identity of confidants who furnish information regarding the eligibility or qualifications for Federal employment of individuals when such information is or was furnished under an expressed or implied promise that the identity of the confidant would be held in confidence.

All other proposed exemptions are intended to protect the identity of persons who furnish information regarding the eligibility or qualifications for Federal employment of individuals when such information is or was furnished under an expressed or implied promise that the identity of the confidant would be held in confidence, and to protect the confidentiality of testing and examination material the disclosure of which would compromise the objectivity or fairness of the testing or examination process.

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, and sections 552, 552a and 553 of Title 5 of the United States Code, as amended, notice is hereby given that adoption of the following amendments to Title 10, Chapter 1, Code of Federal Regulations, Part 9, is contemplated. All interested persons who desire to submit written comments or suggestions for consideration in connection with the proposed amendments should send them to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by September 12, 1975. Copies of comments received will be available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C.

1. The table of contents, citation of authority and §§ 9.1 and 9.2 are revised and a new § 9.1a is added, to read as follows:

## PART 9—PUBLIC RECORDS


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9.1a Subparts.
9.2 Definitions.

**Subpart A—Freedom of Information Act Regulations**

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9.4 Availability of records.
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9.7 Publicly available records.
9.8 Requests for records.
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APPENDIX A—REQUESTS FOR DECLASSIFICATION REVIEW

AUTHORITY: Sec. 161, Pub. L. 83-703, 68 Stat. 948, (42 U.S.C. 2201); Sec. 201, Pub. L. 93-438, 88 Stat. 1242 (42 U.S.C. 5841); Subpart A also issued under 5 U.S.C. 552; Subpart B also issued under 5 U.S.C. 552a.

§ 9.1 Scope.

The regulations in this part implement: (a) The provisions of the Freedom of Information Act, 5 U.S.C. 552, with respect to the availability to the public of Nuclear Regulatory Commission records for inspection and copying; and (b) the provisions of the Privacy Act of 1974, Pub. L. 93-579, with respect to disclosure and availability of certain Nuclear Regulatory Commission records maintained on individuals.

§ 9.1a Subparts.

Subpart A sets forth special rules applicable to matters pertaining to the Freedom of Information Act. Subpart B sets forth special rules applicable to matters pertaining to the Privacy Act of 1974.

§ 9.2 Definitions.

As used in this part:

(a) "NRC" means the Nuclear Regulatory Commission, established by the Energy Reorganization Act of 1974.

(b) "NRC personnel" means employees, consultants, and members of advisory boards, committees and panels of the NRC; members of boards designated by the Commission to preside at adjudicatory proceedings; and officers or employees of Government agencies, including military personnel, assigned to duty at the NRC.

(c) "Commission" means the commission of five members or a quorum thereof sitting as a body, as provided by section 201 of the Energy Reorganization Act of 1974.

(d) "Government agency" means any executive department, military department, Government corporation, Government controlled corporation, or other establishment in the executive branch of the Government (including the Executive Office of the President), or any independent regulatory agency.

(e) "Working days" means Monday through Friday, except legal holidays.

2. A new centerhead is added following § 9.2, § 9.3 is revised and a new § 9.3a is added, to read as follows:

Subpart A—Freedom of Information Act Regulations

§ 9.3 Scope of subpart.

This subpart prescribes procedures under which NRC records are made available to the public for inspection and copying pursuant to the provisions of 5 U.S.C. 552. This subpart does not affect the dissemination or distribution of NRC originated, or NRC contractor originated, information to the public pursuant to any NRC public, technical, or other information program or policy, nor is it intended to restrict or limit the free flow of information between the NRC and its contractors and subcontractors, or between the NRC and a Government agency. Except where specifically noted otherwise, this subpart applies to all records whether they predate or postdate July 4, 1967.

§ 9.3a Definitions.

As used in this subpart:

(a) "Office", unless otherwise indicated, means all offices and divisions of the NRC reporting to or through the Executive Director for Operations, except for the Office of the Executive Legal Director.

(b) "Record" means any book, paper, map, photograph, brochure, punch card, magnetic tape, paper tape, sound recording, pamphlet, slide, motion picture, or other documentary material regardless of form or characteristics, made by, in the possession of, or under the control of the NRC pursuant to Federal law or in connection with the transaction of public business as evidence of NRC organization, functions, policies, decisions, procedures, operations, programs or other activities. "Records" do not include objects or articles such as structures, furniture, tangible exhibits or models, or vehicles and equipment.

3. A new subpart B following § 9.16 is added to read as follows:

Subpart B—Privacy Act Regulations

§ 9.50 Scope of subpart.

This subpart implements the provisions of section 3 of the Privacy Act of 1974, Pub. L. 93-579, 5 U.S.C. 552a, with respect to (a) the procedures by which individuals may determine the existence of, seek access to and request correction of NRC records concerning themselves, and (b) the requirements applicable to NRC personnel with respect to the use and dissemination of such records. The regulations in this subpart apply to all records which are retrievable from a system of records under the control of the Nuclear Regulatory Commission by the use of an individual's name or of an identifying number, symbol, or other identifying particular assigned to such individual. Except where specifically provided otherwise, this subpart applies to all NRC records maintained on individuals whether they predate or postdate September 27, 1975.

§ 9.51 Definitions.

As used in this subpart:

(a) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence.

(b) The term "maintain" includes maintain, collect, use or disseminate.

(c) "Record" means any item, collection or grouping of information about an individual that is maintained by the NRC, including, but not limited to, his education, financial transactions, medical history, employment history or criminal history, and that contains the individual's name, or the identifying number, symbol or other identifying particular assigned to the individual, such as a finger or voice print or a photograph.

(d) "System manager" means the NRC official responsible for maintaining a system of records.

(e) "Systems of records" means a group of records under the control of the NRC from which information is retrieved by the name of an individual or by an identifying number, symbol, or other identifying particular assigned to an individual.

(f) "Statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual, except as provided by the Census Act, 13 U.S.C. 8.

(g) "Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected, as described in a notice published in the FEDERAL REGISTER.

PROCEDURES APPLICABLE TO REQUESTS BY INDIVIDUALS FOR INFORMATION, ACCESS OR AMENDMENT OF RECORDS MAINTAINED ABOUT THEM

PRESENTATION OF REQUESTS

§ 9.52 Types of requests.

(a) Individuals may make the following requests respecting records about themselves maintained by NRC in a system of records subject to the provisions of the Privacy Act of 1974:

(1) Request a determination whether a record about the individual is contained in a system of records.

(2) Request access to a record about the individual. Access requests may include requests to review the record and to have a copy made of all or any portion thereof in a form comprehensible to the individual.

(3) Request correction or amendment of a record about the individual.

(b) *Requests for accounting of disclosures.* Individuals may, at any time, request an accounting by NRC of disclosures to any other person or Government agency of any record about themselves contained in a system of records controlled by NRC, except the following: (1) Disclosures made pursuant to the Freedom of Information Act, 5 U.S.C. 552; (2) disclosures made within the Nuclear Regulatory Commission; (3) disclosures made to another Government agency or instrumentality for an authorized law enforcement activity pursuant to 5 U.S.C. 552a(b)(7); (4) disclosures expressly exempted by NRC regulations from the requirements of 5 U.S.C. 552a(c)(3) pursuant to 5 U.S.C. 552a(k).

§ 9.53 Requests: how and where presented.

(a) Requests may be made in person or in writing. Assistance regarding requests or other matters relating to the





Privacy Act of 1974 may be obtained by writing to the Director, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Requests relating to records in multiple systems of records should be made to the Director, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. The Director, or his designee, shall assist the requestor in identifying his request more precisely and shall be responsible for forwarding the request to the appropriate system manager.

(b) All written requests shall be made to the Director, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and shall clearly state on the envelope and on the letter, as appropriate: "Privacy Act Request", "Privacy Act Disclosure Accounting Request", "Privacy Act Correction Request".

(c) Requests may be made in person during official hours at the U.S. Nuclear Regulatory Commission office where the record is located, as listed in the "Notice of System of Records" for the system in which the record is contained.

§ 9.54 Verification of identity of individuals making requests.

(a) Identification requirements in paragraphs (a) (1) and (2) of this section are applicable to any individual who makes requests respecting records about himself, except that no verification of identity shall be required if the records requested are available to the public under the provisions of the Freedom of Information Act. With respect to certain sensitive records, additional requirements for verification of identity stated in the appropriate published "Notice of System of Records" may be imposed.

(1) *Written requests.* An individual making a written request respecting a record about himself may establish his identity by a signature, address, date of birth, employee identification number if any, and one other item of identification such as a photocopy of a driver's license or other document.

(2) *Requests in person.* An individual making a request in person respecting a record about himself may establish his identity by the presentation of a single document bearing a photograph (such as a passport or identification badge) or by the presentation of two items of identification which do not bear a photograph but do bear a name, address and signature (such, as a driver's license or credit card).

(b) *Inability to provide requisite documentation of identity.* An individual making a request in person or in writing respecting a record about himself who cannot provide the necessary documentation of identity may provide a notarized statement, swearing or affirming to his identity and to the fact that he understands that penalties for false statements may be imposed pursuant to 18 U.S.C. 1001, and that penalties for obtaining a record concerning an individual under false pretenses may be imposed pursuant to 5 U.S.C. 552a(i)(3). Forms for such notarized statements may be obtained on request from the Director, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

(c) *Verification of guardianship.* In addition to establishing the identity of the minor or other individual he represents as required in paragraph (a) of this section, the parent or guardian of a minor or an individual judicially determined to be incompetent shall establish his status as parent or guardian by furnishing a copy of a birth certificate of the minor showing parentage of, a copy of a court order establishing guardianship.

§ 9.55 Specification of records.

(a)(1) Requests relating to records shall, insofar as practicable, specify the nature of the record sought, the approximate dates covered by the record, the system of records in which the record is thought to be included and the system manager having custody of the record system as shown in the annual compilation, "Notices of Records Systems", published by the General Services Administration. Requests shall, in addition, comply with any additional specification requirements contained in the published "Notice of System of Records" for that system.

(2) Requests for correction or amendment of records shall, in addition, specify the particular record involved, state the nature of the correction or amendment sought and furnish justification for the correction or amendment.

(b) Requests which do not contain information sufficient to identify the record requested will be returned promptly to the requestor, with a notice indicating what information is lacking. Individuals making requests in person will be informed of any deficiency in the specification of records at the time the request is made. Individuals making requests in writing will be notified of any such deficiency when their request is acknowledged.

§ 9.56 Accompanying persons.

An individual requesting access to records about himself may be accompanied by another individual of his own choosing. Both the individual requesting access and the individual accompanying him shall sign the required form indicating that the Nuclear Regulatory Commission is authorized to discuss the contents of the subject record in the presence of both individuals.

NRC PROCEDURES FOR PROCESSING REQUESTS

§ 9.60 Acknowledgment of requests.

(a) Written requests by individuals to verify the existence of, obtain access to or correct or amend records about themselves maintained by NRC in a system of records subject to the provisions of the Privacy Act of 1974, shall be acknowledged in writing by the Director, Office of Administration, or his designee, within ten working days after date of actual receipt. The acknowledgment shall advise the requestor if any additional information is needed to process the request. Wherever practicable, the acknowledgment shall notify the individual whether his request to obtain access to the record or to correct or amend the record has been granted or denied.

(b) When an individual requests access to records or permission to correct or amend records in person, every effort will be made to make an immediate determination as to whether access or correction or amendment should be granted. If an immediate determination cannot be made, the request will be processed in the same manner as a written request. Records will be made available for immediate inspection whenever possible.

§ 9.61 Procedures for processing requests for records exempt in whole or in part.

(a) When an individual requests information concerning the existence of, or access to, records about himself which have been compiled in reasonable anticipation of a civil action or proceeding in either a court or before an administrative tribunal, the NRC shall advise the individual only that no record available to him pursuant to the Privacy Act of 1974 has been identified.

(b) *Specific exemptions pursuant to 5 U.S.C. 552a(k).* Individual requests for access to records which have been exempted from access pursuant to the provisions of 5 U.S.C. 552a(k) and § 9.95 shall be processed as follows:

(1) *Information classified pursuant to Executive Order 11652 and exempted pursuant to 5 U.S.C. 552a(k)(1).* Requested information classified by NRC will be reviewed by the responsible official of the NRC to determine whether it continues to warrant classification under the criteria of sections 1 and 5 (B), (C), (D), and (E) of Executive Order 11652. Information which no longer warrants classification under these criteria shall be declassified and made available to the individual. If the requested information has been classified by another agency, the responsible official of the NRC will request the classifying agency to review the information to ascertain if classification is still warranted. If the information continues to warrant classification, the individual shall be advised that the information sought is classified, that it has been reviewed and continues to warrant classification, and that it has been exempted from access pursuant to 5 U.S.C. 552a(k)(1).

(2) *Investigatory material compiled for law enforcement purposes exempted pursuant to 5 U.S.C. 552a(k)(2).* Requests shall be responded to in the manner provided in paragraph (a) of this section unless a review of the information indicates that the information has been used or is being used to deny the individual any right, privilege or benefit for which he is eligible or to which he would otherwise be entitled under Federal law. In that event, the individual shall be advised of the existence of the information and shall be provided the information except to the extent it would reveal the identity of a confidential source. Information that would reveal the identity of a confidential source shall be extracted or summarized in a manner

which protects the source and the summary or extract shall be provided to the requesting individual.

(3) *Material within a system of records required by statute to be maintained and used solely as statistical records and exempted pursuant to 5 U.S.C. 552a(k)(4).* The exempted information requested will be reviewed by the responsible official of the NRC to determine whether it continues to warrant exemption. Information which no longer warrants exemption shall be made available to the individual. If the information continues to warrant exemption, the individual shall be advised that the information sought is exempt from disclosure, that it has been reviewed and continues to warrant exemption, and that it has been exempted from access pursuant to 5 U.S.C. 552a(k)(4).

(4) *Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, Federal contracts, or access to classified information and exempted pursuant to 5 U.S.C. 552a(k)(5).* Information exempted pursuant to 5 U.S.C. 552a(k)(5) shall be made available to an individual upon request except to the extent that the information would reveal the identity of a confidential source. Material that would reveal the identity of a confidential source shall be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual.

(5) *Testing or examination material exempted pursuant to 5 U.S.C. 552a(k)(6).* Testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service which has been exempted pursuant to 5 U.S.C. 552a(k)(6) shall not be made available to an individual if disclosure would compromise the objectivity or fairness of the testing or examination process but may be made available if no possibility of such compromise exists.

**§ 9.62 Special procedures.**

(a) *Medical records under the control of NRC.* Requests received by NRC pertaining to medical records under the control of NRC, with the exception of radiation exposure records, will be made available to a physician of the requesting individual's choosing. Both the physician and the requestor shall first sign the required form indicating that NRC is authorized to disclose the contents of the record to the physician. Radiation exposure records will be made available directly to the requesting individual pursuant to § 19.13 of this chapter.

(b) *Records under the control of another government agency.* (1) *Medical records.* Requests received by NRC pertaining to medical records under the control of the U.S. Public Health Service or another Government agency will either be referred to the appropriate agency or returned to the requestor with the name of the controlling Government agency, if known, within ten working days after receipt by NRC. NRC will inform the requestor of any referral of his request to another Government agency at the time the referral is made.

(2) *Nonmedical records.* Requests received by NRC pertaining to nonmedical records under the control of another Government agency will be returned to the requestor with the name of the controlling Government agency, if known, within ten working days after receipt by NRC.

DETERMINATION AND APPEALS

**§ 9.65 Access determinations; appeals.**

(a) *Initial determinations.* The Director, Office of Administration, or his designee, with the advice of the system manager having control of the record to which access is requested, shall determine whether access to the record is available under the Privacy Act and notify the requesting individual in person or in writing of that determination. Unless the request presents unusual difficulties or involves extensive numbers of records, individuals shall be notified of determinations to grant access within 30 days after receipt of the request.

(1) Notices granting access shall inform the individual when and where the requested record may be seen, how copies may be obtained, and of any fees or anticipated charges which may be incurred pursuant to § 9.85 of this subpart.

(2) Notices denying access shall state the reasons for the denial, and advise the individual that he may appeal the denial to the Executive Director for Operations in accordance with the procedures set forth in this section.

(b) *Appeals from denials of access.* Within 30 days of the receipt of an initial determination denying access to a record, an individual may request a final review and determination of his request by the Executive Director for Operations. Requests for final review shall be in writing, shall be addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and shall be clearly marked on the request and on the envelope "Privacy Act Appeal—Denial of Access".

(c) *Final determinations.* (1) The Executive Director for Operations shall make a final determination within 30 working days of receipt of the request for final review, unless he extends the time for good cause shown such as the need to obtain additional information, the volume of records involved or the complexity of the issue. The extension of time shall not exceed 30 additional working days. The requestor shall be advised in advance of any extension of time and of the reasons therefor.

(2) If the Executive Director for Operations determines that access was properly denied because the information requested has been exempted from disclosure, he shall undertake a review of the exemption to determine whether the information should continue to be exempt from disclosure. The Executive Director for Operations shall notify the individual in writing of his final determination to grant or deny the request for access. Notices denying access shall state the reasons therefor and shall advise the individual of his right to judicial review pursuant to 5 U.S.C. 552a(g).

**§ 9.66 Determinations authorizing or denying correction of records; appeals.**

(a) *Initial determinations.* (1) The Director, Office of Administration, or his designee, with the advice of the system manager having control of the record, shall determine whether to authorize or refuse correction or amendment of a record. In making this determination, the Director, or his designee, shall be guided by the following standards:

(i) Records shall contain only such information about an individual as is relevant and necessary to accomplish an NRC function required to be accomplished by statute or by executive order of the President;

(ii) Records used by NRC in making any determination about any individual shall be as accurate, relevant, current, and complete as is reasonably necessary to assure fairness to the individual in the determination;

(iii) No record shall describe how any individual has exercised rights guaranteed by the First Amendment unless such record is expressly authorized by statute or by the individual about whom the record is maintained, or is pertinent to and within the scope of an authorized law enforcement activity.

(2) If correction or amendment of a record is authorized, the Director, Office of Administration, or his designee, shall correct or amend the record, notify the requesting individual in writing that the correction or amendment has been made and provide the individual with a courtesy copy of the corrected record.

(3) If correction or amendment of a record is refused, the Director, Office of Administration, or his designee, shall notify the requesting individual in writing of the refusal and the reasons therefor, and shall advise the individual of his right to request a review of the refusal by the Executive Director for Operations in accordance with the procedures set forth in this section.

(b) *Appeals from initial adverse determinations.* Within 30 days of the receipt of an initial determination of refusal to amend or correct a record in whole or in part, an individual may request a final review and determination of his request by the Executive Director for Operations. Requests for final review shall be in writing, shall be addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and shall be clearly marked on the request and on the envelope "Privacy Act Correction Appeal". Requests for final review shall set forth the specific item of information sought to be corrected or amended and the individual's documentation justifying the correction or amendment.

(c) *Final determinations.* (1) The Executive Director for Operations shall





make a final determination within 30 working days of receipt of the request for final review unless, for good cause shown such as the need to obtain additional information, the volume of records involved or the complexity of the issue, he extends the time for making the final determination. The extension of time shall not exceed 30 additional working days. The requestor shall be advised in advance of any extension of time and the reasons therefor.

(2) If the Executive Director for Operations makes a final determination that an amendment or correction of the record is not warranted on the facts, he shall notify the individual in writing of his refusal to authorize correction or amendment of the record in whole or in part, and of the reasons therefor, and shall advise the individual of his right to provide a "Statement of Disagreement" for the record and of his right to judicial review pursuant to 5 U.S.C. 552a(g).

**§ 9.67 Statements of disagreement.**

(a) Written "Statements of Disagreement" may be furnished by the individual within 30 days of the date of receipt of the final adverse determination of the Executive Director for Operations. "Statements of Disagreement" shall be addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and shall be clearly marked on the statement and on the envelope "Privacy Act Statement of Disagreement".

(b) The Executive Director for Operations, or his designee, shall be responsible for ensuring that: (1) The "Statement of Disagreement" is included in the system or systems of records in which the disputed item of information is maintained; and (2) the original record is marked to indicate the information disputed, the existence of a "Statement of Disagreement", and the location of the "Statement of Disagreement" within the system of records.

**§ 9.68 NRC Statements of Explanation.**

The Executive Director for Operations, or his designee, may, if he deems it appropriate, prepare a concise statement of the reasons why the requested amendments or corrections were not made. Any NRC "Statement of Explanation" shall be included in the system of records in the same manner as the "Statement of Disagreement". Courtesy copies of the NRC statement and of the notation of dispute as marked on the original record shall be furnished to the individual who requested correction or amendment of the record.

**§ 9.69 Notices of correction or dispute.**

(a) When a record has been corrected or a "Statement of Disagreement" has been filed, the Director, Office of Administration, or his designee, shall, within 30 days thereof, advise all prior recipients of the record whose identity can be determined pursuant to an accounting of disclosures required by the Privacy Act or any other accounting previously made, of the correction or of the filing of the "Statement of Disagreement".

(b) Any disclosure of disputed information occurring after a "Statement of Disagreement" has been filed shall clearly identify the specific information disputed and be accompanied by a copy of the "Statement of Disagreement" and a copy of any NRC "Statement of Explanation".

DISCLOSURE TO OTHERS OF RECORDS ABOUT INDIVIDUALS

**§ 9.80 Disclosure of record to persons other than the individual to whom it pertains.**

(a) NRC Commissioners and NRC personnel shall not disclose any record which is contained in a system of records maintained by NRC by any means of communication to any person, or to another Government agency, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless disclosure of the record is:

(1) To NRC Commissioners and NRC personnel who have a need for the record in the performance of their duties;

(2) Required under 5 U.S.C. 552;

(3) For a routine use published in the FEDERAL REGISTER;

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of Title 13 of the United States Code;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a satistical research or reporting record and the record is transferred in a form that is not individually identifiable. The advance written statement of assurance shall (i) state the purpose for which the record is requested, and (ii) certify that the record will be used only for statistical purposes. Prior to release for statistical purposes in accordance with the provisions of this paragraph, the record shall be stripped of all personally identifying information and reviewed to ensure that the identity of any individual cannot reasonably be determined by combining two or more statistical records;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or to the Administrator of General Services or his designee for evaluation to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the NRC specifying the particular portion of the record desired and the law enforcement activity for which the record is sought. A record may be disclosed to a law enforcement agency at the initiative of the NRC if criminal conduct is suspected, provided that such disclosure has been established as a routine use by publication in the FEDERAL REGISTER, or if the instance of misconduct is directly related to the purpose for which the record is maintained;

(8) To any person upon a showing of compelling circumstances affecting the health or safety of any individual;

(9) To either House of Congress or, to the extent of matter within its jurisdiction, to any committee or subcommittee thereof or to any joint committee of the Congress or to any subcommittee of such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

**§ 9.81 Notices of subpoenas.**

When records concerning an individual are subpoenaed or otherwise disclosed pursuant to court order, the NRC officer or employee served with the subpoena shall be responsible for assuring that the individual is notified of the disclosure within five days after such subpoena or other order becomes a matter of public record. The notice shall be mailed to the last known address of the individual and shall contain the following information: (1) The date the subpoena is returnable; (2) the court in which it is returnable; (3) the name and number of the case or proceeding; and (4) the nature of the information sought.

**§ 9.82 Notices of emergency disclosures.**

When information concerning an individual has been disclosed to any person under compelling circumstances affecting health or safety, the NRC officer or employee who made or authorized the disclosure shall notify the individual at his last known address within five days of the disclosure. The notice shall contain the following information: (a) The nature of the information disclosed; (b) the person or agency to whom the information was disclosed; (c) the date of the disclosure; and (d) the compelling circumstances justifying the disclosure.

**§ 9.85 Fees.**

(a) *When charged.* Fees shall not be charged for search for or review of records requested pursuant to this subpart or for making copies or extracts of records in order to grant access to records and make them available for review. Fees established pursuant to 31 U.S.C. 483a and 5 U.S.C. 552a(f)(5) shall be charged according to the schedule contained in paragraph (b) of this section for actual copies of records requested by individuals pursuant to the Privacy Act of 1974, unless the Director, Office of Administration, or his designee, waives the fee because of the inability of the individual to pay. Fees shall not be charged where they would amount, in the aggregate, to less than $3.

(b) *Schedule of fees.* Fees may only be assessed for reproduction charges for

actual copies of records requested by individuals pursuant to the Privacy Act of 1974 in accordance with the following schedule:

(1) Record sizes up to 8½ x 14 inches made on office copying machines—$0.10 per page copy.

(2) Record sizes greater than 8½ x 14 inches—$0.10 for each 8½ x 14 inch unit or fraction thereof per page copy.

(3) Microfiche—8½ x 11 inches—$0.15 per page copy.

(4) The charge for reproducing records other than those specified above will be computed on the basis of NRC's direct costs.

(c) *Notice of anticipated charges.* When it is anticipated that fees chargeable under this section will amount to more than $3, and the requestor has not indicated in advance his willingness to pay fees as high as are anticipated, the requestor shall be notified of the amount of the anticipated cost before copies are made. The notification shall offer the requestor the opportunity to confer with NRC personnel with the object of reformulating the request to meet the requestor's needs at lower cost.

(d) *Form and place of payment.* Fee payments shall be by check, draft or money order payable to the U.S. Nuclear Regulatory Commission. No employee of NRC is authorized to accept payment of fees in cash.

(e) *Advance deposit.* Where the anticipated fee chargeable under this section exceeds $25, an advance deposit of 25% of the anticipated fee or $25, whichever is greater, may be required. Where a requestor has previously failed to pay a fee under this section, an advance deposit of the full amount of the anticipated fee may be required.

ENFORCEMENT

**§ 9.90 Violations.**

(a) An injunction or other court order may be obtained pursuant to 5 U.S.C. 552a(g)1–3 to compel NRC to permit an individual to review, amend or copy a record pertaining to him, or to be accompanied by someone of his own choosing when he reviews his record. A court order may be obtained for the payment of a civil penalty imposed pursuant to 5 U.S.C. 552a(g)4 if NRC intentionally or willfully fails to maintain a record accurately, or fails to comply with any provision of 5 U.S.C. 552a, or any provision of this subpart, if such failure results in an adverse determination or has and adverse effect on an individual. Court costs and attorney's fees may be awarded in civil actions.

(b) Any officer or employee of NRC who willfully maintains a system of records without meeting the notice requirements of 5 U.S.C. 552a(e)(4), or who willfully discloses information knowing such disclosure to be prohibited by 5 U.S.C. 552a or by any rules or regulations issued thereunder, may be guilty of a criminal misdemeanor and upon conviction may be fined up to $5000. Any person who knowingly and willfully requests or obtains any record concerning an individual from NRC under false pretenses may be convicted of a criminal misdemeanor and upon conviction may be fined up to $5000.

EXEMPTIONS

**§ 9.95 Specific exemptions.**

Pursuant to 5 U.S.C. 552a(k), portions of the following NRC systems of records are exempt from 5 U.S.C. 552a (c)(3); (d); (e)(1); (e)(4) (G), (H) and (I) and (f) and from the provisions of this part other than § 9.61:

(a) NRC-Wide Contracts Records Files
(b) Office of Inspection and Auditor Index File and Associated Records
(c) Development and Advancement for Regulatory Employees (DARE) Records
(d) Equal Employment Opportunity Records Files
(e) General Personnel Records (Official Personnel Folder and Related Records)
(f) Personnel Security Files
(g) Personnel Performance Appraisals
(h) Personnel Research and Test Validation Records
(i) Recruiting, Examining and Placement Records
(j) Secretariat Facility Files

(Sec. 161, Pub. L. 83–703 68 Stat. 948 (42 U.S.C. 2201); sec. 201, Pub. L. 93–438, 88 Stat. 1242 (42 U.S.C. 5841); Subpart A also issued under 5 U.S.C. 552; Subpart B also issued under 5 U.S.C. 552a.)

Dated at Washington, D.C., this 6th day of August 1975.

For the Nuclear Regulatory Commission.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-21021 Filed 8-11-75;8:45 am]

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[ 10 CFR Parts 20 and 50 ]

## PROTECTION STANDARDS AND LICENSING OF FACILITIES

### Change in Terminology for "as Low as Practicable" Limits

In FR Doc. 75-20369, appearing on page 33029, in the issue for Wednesday, August 6, 1975, this document was inadvertently published as a rule, it is a proposed rule.

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## PENSION BENEFIT GUARANTY CORPORATION

[ 29 CFR Part 2602 ]

### PREMIUM PAYMENT AND DECLARATION

### Notice of Proposed Rulemaking

Section 4006 of the Employee Retirement Income Security Act of 1974 (hereinafter "the Act") authorizes the Pension Benefit Guaranty Corporation (hereinafter "the PBGC") to prescribe insurance rates and coverage schedules for the application of those rates. Section 4007 of the Act provides for the payment of premiums by the plan administrator for each plan and further provides that premiums are payable at the time, and on an estimated, advanced or other basis, as determined by the PBGC.

As indicated in the FEDERAL REGISTER of June 5, 1975 (40 FR 24253), the premium rates currently in effect will be continued with respect to plan years beginning on or after September 2, 1975. These rates, contained in Section 4006 (a)(3) of the Act, are one dollar for each participant in a single employer plan and fifty cents for each participant in a multiemployer plan.

In general, the definition of "participant" contained in a particular plan will be acceptable for premium payment purposes for that plan. The term "participant" generally includes: All active participants currently employed and those who are on furlough, layoff or leave of absence who accrue or retain credited service; terminated employees with vested rights to deferred benefits; retirees who are receiving or who are eligible to receive benefit payments; and, deceased participants whose survivors are receiving benefit payments. In addition, an individual for whom a plan has purchased an annuity or insurance policy is to be counted if he remains a participant in the plan, and if he retains that status.

Within 30 days after the beginning of plan years beginning on or after September 2, 1975, plan administrators will be required to pay the premiums imposed by this regulation. Plan administrators also will be required to pay any premiums necessary to reconcile the estimated premiums they paid for partial plan years beginning before and in progress on September 2, 1974, with the actual premiums due for such period.

Notice is hereby given that the PBGC proposes to revise Part 2602, Chapter XXVI, of Title 29, Code of Federal Regulations, as set forth below, to impose the premiums to be paid for basic benefits guaranteed under section 4022(a) of the Act, for plan years beginning on or after September 2, 1975, and to prescribe a new Premium Payment Declaration form (Form PBGC–1 (Revised August 1975)). Copies of the form have been filed with and are available for inspection at the Office of the Federal Register and additional copies are available upon request from the PBGC.

Interested persons may submit written comments on this proposal to the Office of the General Counsel, Pension Benefit Guaranty Corporation, Post Office Box 7119, Washington, D.C. 20044. Each person submitting comments should include his/her name and address, identify this notice and give reasons for any recommendations. Comments should be submitted on or before August 22, 1975. Copies of written comments will be available for examination by interested persons in the Office of Communications of the PBGC, Room No. 1431, 8757 Georgia Avenue, Silver Spring, Maryland, between the hours of 9 a.m. and 4 p.m. The proposal may be changed in the light of comments received.





In consideration of the foregoing, the PBGC proposes to revise Part 2602, Chapter XXVI, of Title 29, Code of Federal Regulations, to read as follows:

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## PART 2602—PREMIUM RATES AND PAYMENT OF PREMIUMS

DECLARATION AND PAYMENT OF PREMIUMS

Sec.
2602.1 Purpose and scope.
2602.2 Filing requirement.
2602.3 Coverage for guaranteed basic benefits.
2602.4 Premium rate.
2602.5 Form.
2602.6 Interest charges.
2602.7 Late payment charges.
2602.8 Mailing address.

AUTHORITY: Sections 4002, 4006, 4007; 88 Stat. 1004, 1010, 1013; 29 U.S.C. 1302,, 1306, 1307.

**§ 2602.1 Purpose and scope.**

(a) The purpose of this Part is to impose the premiums applicable to plan years beginning on or after September 2, 1975.

(b) This Part applies to all covered plans, as provided by section 4021 of the Act.

**§ 2602.2 Filing requirement.**

Within 30 days after the beginning of any plan year beginning on or after September 2, 1975, the plan administrator of each covered plan shall file in accordance with the instructions contained therein: (a) The premium declaration form prescribed by this Part, as well as any estimated premium payments due for any plan year beginning on or after September 2, 1975; and, (b) any premium payments necessary, or request for refunds due, as a result of reconciling the estimated premium payments paid, with the actual premium payment due, for any plan year beginning before and in progress on September 2, 1974. The "plan year" is the calendar, policy or fiscal year on which the records of the plan are kept.

**§ 2602.3 Coverage for guaranteed basic benefits.**

(a) The failure by a plan administrator to pay the premiums due under this Part will not result in that plan's loss of coverage for basic benefits guaranteed under section 4022(a) of the Act.

(b) The payment of the premiums imposed by this Part will not result in coverage for basic benefits guaranteed under section 4022(a) of the Act for plans excluded from coverage under section 4021(b) of the Act.

**§ 2602.4 Premium rate.**

For plan years beginning on or after September 2, 1975, the premium rate for basic benefits guaranteed under section 4022(a) of the Act shall be as follows:

(a) Plans which are not multiemployer plans shall pay a premium of one dollar for each individual who is a participant in such plan at any time during the plan year;

(b) Multiemployer plans shall pay a premium of fifty cents for each individual who is a participant in such plan at any time during the plan year.

**§ 2602.4 Form.**

The form prescribed by this Part is PBGC–1 (Revised August 1975).[1]

**§ 2602.6 Interest charges.**

If any premium payment due under this Part is not paid by the last date prescribed for payment in section 2602.2 of this Part, an interest charge will be imposed on the unpaid amount at the rate of 6 percent per annum through June 30, 1975 and 9 percent per annum thereafter, for the period from the date payment is due to the date the payment is made.

**§ 2602.7 Late payment charges.**

(a) If any premium payment due under this Part is not paid by the last date prescribed for payment in section 2602.2 of this Part, a late payment charge will be assessed on the unpaid amount at the rate provided in the following table:

[1] Instructions and form filed as part of the original document.

*Late payment charges*

| Plan years in progress on and beginning on or after Sept. 2, 1974 | | Plan years beginning on or after Sept. 2, 1975 | |
|---|---|---|---|
| Days late from due date | Late payment charge | Days late from due date | Late payment charge |
| 1 to 60 | 0 percent. | 1 to 30 | 5 percent. |
| 61 to 90 | 25 percent. | 31 to 60 | 10 percent. |
| 91 to 120 | 50 percent. | 61 to 90 | 20 percent. |
| 121 to 180 | 75 percent. | 91 to 120 | 40 percent. |
| More than 180 | 100 percent. | 121 to 150 | 60 percent. |
| | | 151 to 180 | 80 percent. |
| | | More than 180 | 100 percent. |

For this purpose, if the premium paid is less than 80 percent of the actual premium due, the underpayment will be presumptively treated as a nonpayment subject to the appropriate late payment charges.

(b) The late payment charges imposed by Paragraph (a) of this section will not be assessed with respect to any premium payment made within 60 days after the last date prescribed for payment in section 2602.2 of this Part if, before such date, the PBGC grants a waiver upon a showing of substantial hardship arising from the timely payment of the premium. The PBGC will not grant such waivers if it appears that the premiums will not be paid within such 60 day period.

**§ 2602.8 Mailing address.**

The mailing address of the Pension Benefit Guaranty Corporation is P.O. Box 7119, Washington, D.C. 20044.

Signed at Washington. D.C., this 8th day of August 1975.

Issued on the date set forth above, pursuant to a resolution of the Board of Directors approving these regulations and authorizing its Chairman to issue same.

JOHN T. DUNLOP,
*Chairman, Board of Directors, Pension Benefit Guaranty Corporation.*

HENRY ROSE,
*Secretary, Pension Benefit Guaranty Corporation.*

[FR Doc.75-21217 Filed 8-11-75;9:08 am]

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[ 29 CFR Part 2606 ]

## ANNUAL REPORT

### Notice of Proposed Rulemaking

Section 4065 of the Employee Retirement Income Security Act of 1974 (hereinafter "the Act") provides that for each plan year for which Section 4021 of the Act applies to a plan, each plan administrator is required to file an annual report with the Pension Benefit Guaranty Corporation (hereinafter "the PBGC"), on a form prescribed by the PBGC, within six months after the close of the plan year to which the report relates (hereinafter "the Annual Report").

This regulation will require plan administrators to inform the PBGC of any reportable events as described in Section 4043(b) of the Act (e.g., a decrease in benefit payments or a plan merger) or occurrences which require notification pursuant to Section 4063(a) of the Act (e.g., the withdrawal of a substantial employer) which took place in the plan year covered by the Annual Report. The initial Annual Report covers plan years beginning on or after September 2, 1974, and must be submitted within six months after the end of such plan years.

Plan administrators also may satisfy the requirements of this regulation by submitting their Annual Reports simultaneously with the filing of their plan's premium payment and declaration form. Either Form PBGC–1 (Revised August 1975), also prescribed for the declaration and payment of premiums, or Form PBGC–1A, as appropriate in accordance with the instructions therein, may be used for Annual Report filing. Copies of the forms have been filed with and are available for inspection at the Office of the Federal Register and additional copies are available upon request from the PBGC.

Notice is hereby given that the PBGC proposes to amend Chapter XXVI, of Title 29, Code of Federal Regulations, to add a new Part 2606 set forth below, which will specify the form and content of the Annual Report required by Section 4065 of the Act.

Interested persons may submit written comments on this proposal to the Office of the General Counsel, Pension Benefit Guaranty Corporation, Post Office Box 7119, Washington, D.C. 20044. Each person submitting comments should include his/her name and address, identify this notice and give reasons for any recommendations. Comments should be submitted on or before August 22, 1975. Copies of written comments will be available for examination by interested persons in the Office of Communications of the PBGC, Room No. 1431, 8757 Georgia Avenue, Silver Spring, Maryland, between the hours of 9 a.m. and 4 p.m. The proposal may be changed in the light of comments received.

In consideration of the foregoing, the PBGC proposes to add a new Part 2606, Chapter XXVI, of Title 29, Code of Federal Regulations, to read as follows:

## PART 2606—ANNUAL REPORT

Sec.
2606.1 Purpose and scope.
2606.2 Filing requirement.
2606.3 Forms.
2606.4 Mailing address.

AUTHORITY: Sections 4002, 4065; 88 Stat. 1004, 1032; 29 U.S.C. 1302, 1365.

### § 2606.1 Purpose and scope.

(a) The purpose of this Part is to specify the form and content of the Annual Report required by section 4065 of the Act.

(b) This Part applies to all covered plans, as provided by section 4021 of the Act.

### § 2606.2 Filing requirement.

Within six months after the end of any plan year beginning on or after September 2, 1974, plan administrators shall file the Annual Report on either of the forms prescribed by this Part, as appropriate in accordance with the instructions therein. The "plan year" is the calendar, policy or fiscal year on which the records of the plan are kept.

### § 2606.3 Forms.

The forms prescribed by this Part are PBGC–1 (Revised August 1975) and PBGC–1A.[1]

### § 2606.4 Mailing address.

The mailing address of the Pension Benefit Guaranty Corporation is P.O. Box 7119, Washington, D.C. 20044.

Signed at Washington, D.C., this 8th day of August, 1975.

Issued on the date set forth above, pursuant to a resolution of the Board of Directors approving these regulations and authorizing its Chairman to issue same.

JOHN T. DUNLOP,
*Chairman, Board of Directors.*
*Pension Benefit Guaranty Corporation.*

HENRY ROSE,
*Pension Benefit Guaranty Corporation.*

[FR Doc.75–21216 Filed 8–11–75;9:08 am]

[1] Forms and instructions filed as part of the original document.

## INTERSTATE COMMERCE COMMISSION

[49 CFR Parts 1048, 1049]

**[ 49 CFR Parts 1048, 1049 ]**

[Ex Parte No. MC–37 (Sub-No. 26)]

### COMMERCIAL ZONES; TERMINAL AREAS

**General Rules and Regulations**

**● Purpose: The purpose of this document is to institute a proceeding to determine whether commercial zones and terminal areas of motor carriers and freight forwarders should be redefined. ●**

At a General Session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 14th day of July, 1975.

*It is ordered*, That based on the reasons set forth in the attached notice, a proceeding be, and it is hereby, instituted pursuant to 5 U.S.C. 552, 553, and 559 (the Administrative Procedure Act) and sections 202, 203, 204, 402, 403, and 404 of the Interstate Commerce Act (49 U.S.C. 302, 303, 304, 1002, 1003, and 1004), for the purpose of considering the modification of the present rules governing commercial zones and terminal areas. (49 CFR and 1049)

*It is further ordered*, That this order shall become effective on the date of publication of the attached notice in the FEDERAL REGISTER.

*And it is further ordered*, That notice of this order shall be given to the general public by depositing a copy of this order and the attached notice in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection and by delivering a copy thereof to the Director, Office of the Federal Register for publication in the FEDERAL REGISTER as notice to interested persons; and that a copy of this order and notice shall be served upon the Secretaries of the Departments of Transportation, Labor, and Commerce.

By the Commission.

[SEAL] JOSEPH M. HARRINGTON,
*Acting Secretary.*

Sections 203(b)(8) of the Interstate Commerce Act exempts motor carrier operations about municipalities from Federal economic regulation. The geographic area within which exempt motor carrier operations may be performed is referred to as a commercial zone. The existing regulations provide two methods of defining the size of a particular commercial zone. The customary method is by reference to a population-mileage formula developed in the mid-1940's (see Commercial Zones and Terminal Areas, 46 M.C.C. 665, 698–9 (1946) 49 CFR 1048). The alternative method provides for an individual determination of the commercial zone of a specific municipality. The present proceeding is instituted for the following three purposes: (1) To determine whether, and the extent to which commercial zones (and corresponding terminal areas of motor carriers and freight forwarders (section 202 (c) of the act, 49 CFR 1049)) should be enlarged by expanding or otherwise changing the present population-mileage formula; (2) to attempt to devise a rule of general applicability for all commercial zones and terminal areas of motor carriers and freight forwarders, at least with respect to incorporated communities, thus dispensing with the need for the present individual definition of irregularly shaped zones which are sometimes difficult to describe and in need of subsequent revision; and (3) to make adjustments in the rule of applicability about unincorporated communities compatible therewith.

Commercial zones exist about municipalities as an economic fact and are intended to reflect the location of economic and industrial activity in urban areas. The present population-mileage formula was developed 30 years ago and must be re-examined in light of the changes that have occurred since that time in demographic and industrial location patterns. It is evident that in most areas the past 3 decades have been characterized by the movement of business and industrial activity away from the central city, and our rules governing the transportation industry must take account of these developments.

The purpose of this proceeding is to review the present regulations and their application, and to consider possible changes, including:

1. Changing the population-mileage formula:

*49 CFR 1048.101*

| Population | From— | To— |
|---|---|---|
| | *Miles* | *Miles* |
| Less than 2,500 | 2 | 3 |
| 2,500 to 24,999 | 3 | 4 |
| 25,000 to 99,999 | 4 | 6 |
| 100,000 to 199,999 | 5 | 8 |
| 200,000 to 499,999 | 5 | 10 |
| 500,000 to 999,999 | 5 | 15 |
| 1,000,000 and up | 5 | 20 |

2. A comparable spread of new commercial zones and terminal areas ranging from 5 to 25 miles.

3. Use of the Standard Metropolitan Statistical Areas to define the commercial zones and terminal areas.

4. Methods for determining commercial zones and terminal areas suggested by interested members of the public in this proceeding.

It is anticipated that there will be many questions at issue in this proceeding, including the following:





a. Is the population-mileage formula now used adequate?

b. Would an expanded formula better satisfy the statutory requirements and the needs of those affected?

c. Specifically, with respect to each of the possible methods of determining expanded commercial zones and terminal areas listed:

(1) The impact of greater use of nonregulated carriers for more local movements. For example, in some commercial zones a householder would not have the benefits of ICC household goods consumer regulations on some moves that are now covered.

(2) The impact of expanded commercial zones and terminal areas on long-haul and short-haul operations? (Carriers should submit data, if available, within the time frame established.)

(3) The profile of migration of businesses from urban centers and points within their commercial zones to more distant suburban locations. (Shippers, shipper associations, and governmental agencies such as the Departments of Commerce and Labor are requested to submit data.)

(4) The number of applications filed in the past 2 calendar years because of shipper relocations from points within to points beyond a commercial zone. (Carriers and carrier associations should address themselves to supplying information.)

(5) Expected changes in:
(a) Competitive relations
(b) Quality of transportation service
(c) Rates, revenues and financial results
(d) Operating efficiency
(e) Conservation of scarce resources
(f) Impact on environment
(g) Operating rights application activity
(h) Private carriage

In addition representations should be made on whether the shipping public is best served by the continuation of the commercial zone concept of nonregulated carrier service particularly in metropolitan areas, and whether the commercial zone and terminal area exemption for New York, N.Y. which has been partially removed should be restored.

Oral hearings do not appear necessary at this time and none is contemplated. Anyone wishing to present views and evidence concerning the matters involved in this notice may do so by the submission of written data, views, or arguments.

Parties will be expected to present economic data supporting their contentions to the extent feasible. An original (and 15 copies whenever possible) of such data, views, or arguments shall be filed with this Commission on or before October 14, 1975.

Interested persons will have 60 days to comment on this Notice and no extension of time to file comments will be granted. The Commission will issue an interim report in this matter within 90 days of the comment date.

All written submissions will be available for public inspection during regular business hours at the offices of the Interstate Commerce Commission, 12th and Constitution Avenue, Washington, D.C.

This notice of proposed rulemaking is issued under the authority of sections 552, 553, and 559 of the Administrative Procedures Act (5 U.S.C. 552, 553, and 559) and sections 202, 203, 204, 402, 403, and 404 of the Interstate Commerce Act (49 U.S.C. 302, 303, 304, 1002, 1003, and 1004).

[FR Doc.75–21070 Filed 8–11–75;8:45 am]

# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

### Agency for International Development

### HOUSING GUARANTY PROGRAM FOR PARAGUAY

#### Information for Investors

The Agency for International Development (A.I.D.) has advised the National Savings and Loan Bank (the "Borrower") that upon execution by an Eligible investors intereste din extendof an agreement to loan the Borrower an amount not to exceed $4 million, and subject to the satisfaction of certain further terms and conditions by the Borrower, A.I.D. will guaranty repayment to the investor of the principal and interest on such loan. The guaranty will be backed by the full faith and credit of the United States of America and will be issued pursuant to authority contained in section 222 of the Foreign Assistance Act of 1961, as amended (the "Act"). Proceeds of the loan will be used to finance housing for lower income families in Paraguay.

Eligible investors interested in extending a guaranteed loan to the Borrower should communicate promptly with:

Dr. Eligio Tomas Franco F., President, Banco National de Ahorro y Prestamos para la Vivienda, Asuncion, Paraguay.

Investors eligible to receive a guaranty are those specified in section 238(c) of the Act. They are: (1) U.S. citizens, (2) domestic corporations, partnerships or associations substantially beneficially owned by U.S. citizens; (3) foreign corporations whose share capital is at least 95 per cent owned by U.S. citizens; and (4) foreign partnerships or associations wholly owned by U.S. citizens.

To be eligible for a guaranty, the loan must be repayable in full no later than 30 years from the first disbursement of the principal amount thereof and the interest rate must be no higher than the maximum rate to be established by A.I.D.

Information as to eligibility of investors and other aspects of the A.I.D. housing guaranty program can be obtained from:

Director, Office of Housing, Agency for International Development, Room 30C, SA-2, Washington, D.C. 20523.

This notice is not an offer by A.I.D. or by the Borrower. The Borrower and not A.I.D. will select a lender and negotiate the terms of the proposed loan.

PETER M. KIMM,
*Director, Office of Housing, Agency for International Development.*

August 5, 1975.

[FR Doc.75-21047 Filed 8-11-75;8:45 am]

[CM-5/79]

### SHIPPING COORDINATING COMMITTEE

#### Meeting

The working group on safety of fishing vessels of the U.S. Subcommittee on Safety of Life at Sea, a subcommittee of the Shipping Coordinating Committee, will hold an open meeting at 10 a.m. on Friday, August 29, 1975 in Rooms 8326 and 8328 of the Department of Transportation, 400 Seventh Street, S.W., Washington, D.C.

The purpose of the meeting is to discuss preparations for the Nineteenth Session of the Subcommittee on Safety of Fishing Vessels of the Intergovernmental Maritime Consultative Organization to be held in London, September 29–October 10, 1975. The principal agenda item will be the proposed Draft Convention on Safety of Fishing Vessels and the main topic will be fire protection and stability, Chapters 4 and 6 respectively.

Requests for further information on the meeting should be directed to Mr. William V. Cleary of the United States Coast Guard. He may be reached by telephone on (area code 202) 426–2170.

The Chairman will entertain comments from the public as time permits.

JOHN P. STEINMETZ,
*Acting Director, Office of Maritime Affairs.*

August 7, 1975.

[FR Doc 75-21124 Filed 8-8-75;12:09 pm]

[CM-5/77]

### ADVISORY COMMITTEE TO UNITED STATES SECTION, INTERNATIONAL NORTH PACIFIC FISHERIES COMMISSION

#### Meeting

Notice is hereby given, pursuant to the provisions of Pub. L. 92–463, that a meeting of the Advisory Committee to the United States Section, International North Pacific Fisheries Commission, will be convened on September 29, 1975 at the Northwest Fisheries Center Auditorium, National Marine Fisheries Service, 2725 Montlake Boulevard East, Seattle, Washington at 9:00 a.m. The agenda of the meeting will include discussions of U.S. surveillance of foreign fishing fleets, the progress of fisheries research, the Alaska salmon fisheries, the status of stocks of groundfish, including halibut, and king and tanner crabs. Also discussed will be the U.S. Observer Program over foreign fleets and world fishery developments as they affect the Commission. The meeting will be open to the public and public participation, either oral or in writing, may be permitted by the chairman. Adequate seating space will be available. Inquiries may be directed to Mr. Harvey L. Moore, Secretary, U.S. Section, telephone (206) (Seattle) 442–7575.

The Advisory Committee will also meet on September 30, 1975. This meeting will not be open to the public inasmuch as the discussion will be directed to classified matters pertaining to the United States negotiating position to be taken to the 22nd Annual Meeting of the International North Pacific Fisheries Commission. These classified matters are exempt from public disclosure under 5 USC 552(b)(1) and the public interest requires that such discussion be withheld from disclosure.

Dated: August 24, 1975.

ALANSON G. BURT,
*International Relations Officer.*

[FR Doc.75-21049 Filed 8-11-75;8:45 am]

[CM-5/76]

### GOVERNMENT ADVISORY COMMITTEE ON INTERNATIONAL BOOK AND LIBRARY PROGRAMS

#### Meeting

The Government Advisory Committee on International Book and Library Programs is announcing a meeting of its Task Force to review Draft Protocols for the Agreement on the Importation of Educational, Scientific and Cultural Material (Florence Agreement). The meeting is open to the public and will be held in Room 1408 in the Department of State, 2201 C Street, NW., Washington, D.C. from 10 a.m. to 4 p.m. on September 11, 1975.

The Draft Protocols to the Florence Agreement were proposed by UNESCO, and the Task Force will develop a set of options for the U.S. Delegation to the March 1976 UNESCO Intergovernmental Conference on the Florence Agreement.

Members of the public may submit written comments to the Chairman prior to September 4, 1975. The Chairman, will as time permits, entertain all comments made by the public attending the meeting.

For purposes of fulfilling building security requirements, anyone wishing to attend the meeting must advise the Executive Secretary by telephone in advance of the meeting. Telephone: (202) 632–2841.

CAROL M. OWENS,
*Executive Secretary.*

AUGUST 1, 1975.

[FR Doc.75-21048 Filed 8-11-75;8:45 am]





## DEPARTMENT OF THE TREASURY

### Office of the Secretary

[Public Debt Series No. 27–75]

### TREASURY NOTES OF SERIES F–1979

#### Interest Rates

AUGUST 7, 1975.

I. INVITATION FOR TENDERS

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites tenders on a yield basis for $2,000,000,000, or thereabouts, of notes of the United States, designated Treasury Notes of Series F–1979. The interest rate for the notes will be determined as set forth in Section III, paragraph 3, hereof. Additional amounts of these notes may be issued at the average price of accepted tenders to Government accounts and to Federal Reserve Banks for themselves and as agents of foreign and international monetary authorities. Tenders will be received up to 1:30 p.m., Eastern Daylight Saving time, Thursday, August 21, 1975, under competitive and noncompetitive bidding, as set forth in Section III hereof.

II. DESCRIPTION OF NOTES

1. The notes will be dated September 4, 1975, and will bear interest from that date, payable on a semiannual basis on March 31 and September 30, 1976, and thereafter on March 31 and September 30 in each year until the principal amount becomes payable. They will mature September 30, 1979, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes is subject to all taxes imposed under the Internal Revenue Code of 1954. The notes are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer notes with interest coupons attached, and notes registered as to principal and interest, will be issued in denominations of $1,000, $5,000, $10,000, $100,000 and $1,000,000. Book-entry notes will be available to eligible bidders in multiples of those amounts. Interchanges of notes of different denominations and of coupon and registered notes, and the transfer of registered notes will be permitted.

5. The notes will be subject to the general regulations of the Department of the Treasury, now or hereafter prescribed, governing United States notes.

III. TENDERS AND ALLOTMENTS

1. Tenders will be received at Federal Reserve Banks and Branches and at the Bureau of the Public Debt, Washington, D.C. 20226, up to the closing hour, 1:30 p.m., Eastern Daylight Saving time, Thursday, August 21, 1975. Each tender must state the face amount of notes bid for, which must be $1,000 or a multiple thereof, and the yield desired, except that in the case of noncompetitive tenders the term "noncompetitive" should be used in lieu of a yield. In the case of competitive tenders, the yield must be expressed in terms of an annual yield, with two decimals, e.g., 7.11. Fractions may not be used. Noncompetitive tenders from any one bidder may not exceed $500,000.

2. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, may submit tenders for account of customers provided the names of the customers are set forth in such tenders. Others will not be permitted to submit tenders except for their own account. Tenders will be received without deposit from banking institutions for their own account, Federally-insured savings and loan associations, States, political subdivisions or instrumentalities thereof, public pension and retirement and other public funds, international organizations in which the United States holds membership, foreign central banks and foreign States, dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, and Government accounts. Tenders from others must be accompanied by payment of 5 percent of the face amount of notes applied for.

3. Immediately after the closing hour tenders will be opened, following which public announcement will be made by the Department of the Treasury of the amount and yield range of accepted bids. Those submitting competitive tenders will be advised of the acceptance or rejection thereof. In considering the acceptance of tenders, those with the lowest yields will be accepted to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, an interest rate will be established at the nearest ⅛ of one percent necessary to make the average accepted price 100.000 or less. That will be the rate of interest that will be paid on all of the notes. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price corresponding to the yield bid. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders, in whole or in part, including the right to accept tenders for more or less than the $2,000,000,000 of notes offered to the public, and his action in any such respect shall be final. Subject to these reservations, noncompetitive tenders for $500,000 or less without stated yield from any one bidder will be accepted in full at the average price (in three decimals) of accepted competitive tenders.

IV. PAYMENT

1. Settlement for accepted tenders in accordance with the bids must be made or completed on or before September 4, 1975, at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, Washington, D.C. 20226. Payment must be in cash, in other funds immediately available to the Treasury by September 4, 1975, or by check drawn to the order of the Federal Reserve Bank to which the tender is submitted, or the United States Treasury if the tender is submitted to it, which must be received at such Bank or at the Treasury no later than: (1) Friday, August 29, 1975, if the check is drawn on a bank in the Federal Reserve District of the Bank to which the check is submitted, or the Fifth Federal Reserve District in the case of the Treasury, or (2) Wednesday, August 27, 1975, if the check is drawn on a bank in another district. Checks received after the dates set forth in the preceding sentence will not be accepted unless they are payable at a Federal Reserve Bank. Payment will not be deemed to have been completed where registered notes are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue Service (an individual's social security number or an employer identification number) is not furnished. In every case where full payment is not completed, the payment with the tender up to 5 percent of the amount of notes allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States.

V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make such allotments as may be prescribed by the Secretary of the Treasury, to issue such notices as may be necessary, to receive payment for and make delivery of notes on full-paid tenders allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe suppelmental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

STEPHEN S. GARDNER,
*Acting Secretary of the Treasury.*

[FR Doc.75-21117 Filed 8-8-75;11:55 am]

[Public Debt. Series No. 26-75]

## TREASURY NOTES OF SERIES L-1977

### Interest Rates

AUGUST 7, 1975.

I. INVITATION FOR TENDERS

1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites tenders on a yield basis for $2,000,000,000, or thereabouts, of notes of the United States, designated Treasury Notes of Series L-1977. The interest rate for the notes will be determined as set forth in Section III, paragraph 3, thereof. Additional amounts of these notes may be issued at the average price of accepted tenders to Government accounts and to Federal Reserve Banks for themselves and as agent of foreign and international monetary authorities. Tenders will be received up to 1:30 p.m., Eastern Daylight Saving time, Thursday, August 14, 1975, under competitive and noncompetitive bidding, as set forth in Section III hereof.

II. DESCRIPTION OF NOTES

1. The notes will be dated August 29, 1975, and will bear interest from that date, payable on a semiannual basis on February 29, 1976, August 31, 1976, February 28, 1977, and August 31, 1977. They will mature August 31, 1977, and will not be subject to call for redemption prior to maturity.

2. The income derived from the notes is subject to all taxes imposed under the Internal Revenue Code of 1954. The notes are subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The notes will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer notes with interest coupons attached, and notes registered as to principal and interest, will be issued in denominations of $5,000, $10,000, $100,000 and $1,000,000. Book-entry notes will be available to eligible bidders in multiples of those amounts. Interchanges of notes of different denominations and of coupon and registered notes, and the transfer of registered notes will be permitted.

5. The notes will be subject to the general regulations of the Department of the Treasury, now or hereafter prescribed, governing United States notes.

III. TENDERS AND ALLOTMENTS

1. Tenders will be received at Federal Reserve Banks and Branches and at the Bureau of the Public Debt, Washington, D.C. 20226, up to the closing hour, 1:30 p.m., Eastern Daylight Saving time, Thursday, August 14, 1975. Each tender must state the face amount of notes bid for, which must be $5,000 or a multiple thereof, and the yield desired, except that in the case of noncompetitive tenders the term "noncompetitive" should be used in lieu of a yield. In the case of competitive tenders, the yield must be expressed in terms of an annual yield, with two decimals, e.g., 7.11. Fractions may not be used. Noncompetitive tenders from any one bidder may not exceed $500,000.

2. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, may submit tenders for account of customers provided the names of the customers are set forth in such tenders. Others will not be permitted to submit tenders except for their own account. Tenders will be received without deposit from banking institutions for their own account, Federally-insured savings and loan associations, States, political subdivisions or instrumentalities thereof, public pension and retirement and other public funds, international organizations in which the United States holds membership, foreign central banks and foreign States, dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions with respect to Government securities and borrowings thereon, and Government accounts. Tenders from others must be accompanied by payment of 5 percent of the face amount of notes applied for.

3. Immediately after the closing hour tenders will be opened, following which public announcement will be made by the Department of the Treasury of the amount and yield range of accepted bids. Those submitting competitive tenders will be advised of the acceptance or rejection thereof. In considering the acceptance of tenders, those with the lowest yields will be accepted to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, an interest rate will be established at the nearest ⅛ of one percent necessary to make the average accepted price 100.000 or less. That will be the rate of interest that will be paid on all of the notes. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price corresponding to the yield bid. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders, in whole or in part, including the right to accept tenders for more or less than the $2,000,000,000 of notes offered to the public, and his action in any such respect shall be final. Subject to these reservations, noncompetitive tenders for $500,000 or less without stated yield from any one bidder will be accepted in full at the average price (in three decimals) of accepted competitive tenders.

IV. PAYMENT

1. Settlement for accepted tenders in accordance with the bids must be made or completed on or before August 29, 1975, at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, Washington, D.C. 20226. Payment must be in cash, in other funds immediately available to the Treasury by August 29, 1975, or by check drawn to the order of the Federal Reserve Bank to which the tender is submitted, or the United States Treasury if the tender is submitted to it, which must be received at such Bank or at the Treasury no later than: (1) Tuesday, August 26, 1975, if the check is drawn on a bank in the Federal Reserve District of the Bank to which the check is submitted, or the Fifth Federal Reserve District in the case of the Treasury, or (2) Friday, August 22, 1975, if the check is drawn on a bank in another district. Checks received after the dates set forth in the preceding sentence will not be accepted unless they are payable at a Federal Reserve Bank. Payment will not be deemed to have been completed where registered notes are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue Service (an individual's social security number or an employer identification number) is not furnished. In every case where full payment is not completed, the payment with the tender up to 5 percent of the amount of notes allotted shall, upon declaration made by the Secretary of the Treasury in his discretion, be forfeited to the United States.

V. GENERAL PROVISIONS

1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make such allotments as may be prescribed by the Secretary of the Treasury, to issue such notices as may be necessary, to receive payment for and make delivery of notes on full-paid tenders allotted, and they may issue interim receipts pending delivery of the definitive notes.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

STEPHEN S. GARDNER,
*Acting Secretary of the Treasury.*

[FR Doc.75-21046 Filed 8-8-75;11:54 am]

## DEPARTMENT OF DEFENSE

### Department of the Army

### SHORELINE EROSION ADVISORY PANEL

### Notice of Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), notice is hereby given of a meeting of the Shoreline Erosion Advisory Panel on 10-12 September 1975.

The meeting will be held in the Kuenzel Room at the Michigan Union, University of Michigan, Ann Arbor, Michigan 48104, on Friday morning, 12 September 1975, from 0800 to 1200 hours.

The 10 September 1975 session will be devoted entirely to a field trip by bus to visit the State of Michigan shoreline erosion control demonstration projects and erosion problems at Stickney Ridge, Palisades Park, Benton Harbor, Michiana, Lincoln Township, and the Port Sheldon, Michigan area.

The 11 September 1975 session will include overflights of Grand Traverse Bay, Tawas City, and Port Huron, followed by a visit to the Sanilac County demonstration projects, terminating with a visit to the Coastal Zone Laboratory at the University of Michigan, Ann Arbor, Michigan. Members of the public may attend the field trips but must provide their own transportation.

The 12 September 1975 morning session will be devoted to presentations and discussions on summary of potential demonstration devices and methods, site selection procedures, and the State of Michigan demonstration program update.

Time has been allocated for public participation at the 12 September 1975 morning session at 1100 hours.

The meeting will be open to the public subject to the following:

1. Since seating capacity of the Kuenzel Room, Michigan Union, limits public attendance to not more than 100 people, advance notice of intent to attend, although not required, is requested in order to assure adequate arrangements for those wishing to attend.

2. Oral participation by public attendees is encouraged during those times scheduled on the agenda; written statements may be submitted prior to or up to 30 days after the meeting.

Inquiries may be addressed to Colonel James L. Trayers, Commander and Director, U.S. Army Coastal Engineering Research Center, Kingman Building, Fort Belvoir, Virginia 22060, Telephone (202) 325-7000.

Dated: August 7, 1975.

By authority of the Secretary of the Army:

PAUL L. O'DONNELL,
*Major, U.S. Army*
*Programs Officer, TAGCEN.*

[FR Doc.75-21026 Filed 8-11-75;8:45 am]

### Office of the Secretary

### DEPARTMENT OF DEFENSE WAGE COMMITTEE

### Closed Meetings

Pursuant to the provisions of section 10 of Public Law 92-463, the Federal Advisory Committee Act, effective January 5, 1973, notice is hereby given that a meeting of the Department of Defense Wage Committee will be held on Tuesday, September 2, 1975; Tuesday, September 9, 1975; Tuesday, September 16, 1975; Tuesday, September 23, 1975; and Tuesday, September 30, 1975, at 9:45 a.m. in Room 1E801, The Pentagon, Washington, D.C.

The Committee's primary responsibility is to consider and submit recommendations to the Assistant Secretary of Defense (Manpower and Reserve Affairs) concerning all matters involved in the development and authorization of wage schedules for Federal prevailing rate employees pursuant to Public Law 92-392. At this meeting, the Committee will consider wage survey specifications, wage survey data, local wage survey committee reports and recommendations, and wage schedules derived therefrom.

Under the provisions of section 10(d) of Public Law 92-463, the Federal Advisory Committee Act, meetings may be closed to the public when they are "concerned with matters listed in section 552 (b) of Title 5, United States Code." Two of the matters so listed are those "related solely to the internal personnel rules and practices of an agency," (5 USC 552 (b)(2)), and those involving "trade secrets and commercial or financial information obtained from a person and privileged or confidential" (5 USC 552 (b)(4)).

Accordingly, the Deputy Assistant Secretary of Defense (Civilian Personnel Policy) hereby determines that this meeting will be closed to the public because the matters considered are related to the internal rules and practices of the Department of Defense (5 U.S.C. 552(b)(2)), and the detailed wage data considered by the Committee during its meetings have been obtained from officials of private establishments with a guarantee that the data will be held in confidence, (5 USC 552(b)(4)).

However, members of the public who may wish to do so, are invited to submit material in writing to the Chairman concerning matters believed to be deserving of the Committee's attention. Additional information concerning this meeting may be obtained by contacting the Chairman, Department of Defense Wage Committee, Room 3D281, The Pentagon, Washington, D.C.

MAURICE W. ROCHE,
*Director, Correspondence and Directives OASD(C).*

AUGUST 7, 1975.

[FR Doc.75-20728 Filed 8-11-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

[Phoenix Area Office Redelegation Order 3, Amdt. 4]

### SUPERINTENDENTS, ET AL.

### Delegation of Realty Authority

MAY 21, 1975.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2.

This delegation is issued under the authority delegated to the Commissioner of Indian Affairs from the Secretary of the Interior in 230 DM 1 and redelegated by the Commissioner to the Area Directors in 10 BIAM 3.

The Phoenix Area Office Redelegation Order 3, published on page 11108 in the July 1, 1969, issue of the Federal Register (34 FR 11108), as amended, is further amended by revoking, revising, and renumbering sections under the heading, "Lands and Minerals," in Part 2—Authority to Superintendents Functions Relating to Specific Programs.

1. As amended, the table of sections for Part 2—Authority to Superintendents Functions Relating to Specific Programs, reads as follows:

PART 2—AUTHORITY TO SUPERINTENDENTS FUNCTIONS RELATING TO SPECIFIC PROGRAMS

* * * * *

LANDS AND MINERALS

Sec.
2.11 Rights-of-way.
2.12 Tax exemption certificates.
2.13 Adoption or application of State or local laws.
2.14 Revocation of Departmental reserves.
2.15 Mineral leasing—Coal, sand, gravel, pumice, and building stone.
2.16 Mineral leasing—all other materials except oil and gas.
2.17 Oil and gas leasing, Uintah and Ouray.
2.18 Surface leases, terms of ten years or less.
2.19 Surface leases, terms of 65 years or less.
2.20 Homesite leases, tribal lands.
2.21 Land acquisitions, partitions, exchanges, and sales.
2.22 Sales of improvements on tribal lands.

* * * * *

2. As amended, Part 2—Authority to Superintendents Functions Relating to Specific Programs, reads as follows:

PART 2—AUTHORITY TO SUPERINTENDENTS FUNCTIONS RELATING TO SPECIFIC PROGRAMS

* * * * *

SEC. 2.16 *Mineral leasing—all other minerals except oil and gas.* To the Superintendents of the Colorado River, Fort Apache, Eastern Nevada, Western Nevada, Papago, Pima, Salt River and Uintah and Ouray Agencies, only, the authority of the Area Director relating to the leasing or permitting of tribal or individually owned Indian lands for all other minerals except oil and gas. This authority does not apply to:

(1) Lands purchased or reserved for agency, school, or other administrative purposes; and,

(2) Modification of any forms approved by the Commissioner.

* * * * *

SEC. 2.18 *Surface leases, terms of ten years or less.* The authority of the Area Director relating to surface leases for terms of ten (10) years or less, pursuant to 25 CFR 131: Provided, however, that except for leases authorized by 25 CFR 131.5(b)(1) and (2), the Superintendent shall not grant or approve any lease pursuant to this authority unless he has in his possession a current appraisal of the fair annual rental value of the property covered by the lease at the time he exercises such authority.

SEC. 2.19 *Surface leases, terms of 65 years or less.* To the Superintendents of the Colorado River, Fort Apache, Eastern Nevada, Western Nevada, Papago, Pima, Salt River, and Uintah and Ouray Agencies, only, the authority of the Area Director relating to surface leases for terms of sixty-five (65) years or less, pursuant to 25 CFR 131, except the authority to grant or approve leases at less than the fair annual rental pursuant to 25 CFR 131.5(b)(5). The authority delegated by this section to grant or approve leases

shall not be exercised by a Superintendent unless he has in his possession at the time of such grant or approval a current appraisal of the fair annual rental value of the property to be covered by such lease.

* * * * *

SEC. 2.21 *Land acquisitions, partitions, exchanges, and sales.* To the Superintendents of the Colorado River, Fort Apache, Eastern Nevada, Western Nevada, Papago, Pima, Salt River, and Uintah and Ouray Agencies, only, the authority of the Area Director concerning acquisitions, partitions, exchanges and sales except sales to non-Indians; subject to the condition that when fee lands are being acquired, the case will be referred to the Field Solicitor's Office for title examination.

SEC. 2.22 *Sales of improvements on tribal lands.* The approval, with tribal consent, of sales of improvements made upon tribal lands by individual Indians.

* * * * *

JOHN ARTICHOKER, Jr.,
*Area Director.*

Approved: July 29, 1975.

MORRIS THOMPSON,
*Commissioner of Indian Affairs.*

[FR Doc.75-20976 Filed 8-11-75;8:45 am]

## Bureau of Indian Affairs

## JICARILLA APACHE TRIBE

### Plan for the Use and Distribution of Jicarilla Apache Funds

AUGUST 5, 1975.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2.

The Act of October 19, 1973 (Pub. L. 93-134, 87 Stat. 466), requires that a plan be prepared and submitted to Congress for the use or distribution of funds appropriated to pay a judgment of the Indian Claims Commission or Court of Claims to any Indian tribe. Funds were appropriated by the Act of June 8, 1974, 88 Stat. 195, in satisfaction of an award granted to the Jicarilla Apache Tribe in Indian Claims Commission Docket 22-K. The plan for the use and distribution of the funds was submitted to Congress with a letter dated April 2, 1975, and was received (as recorded in the Congressional Record) by the House of Representatives on April 7, 1975, and by the Senate on April 18, 1975. Neither House of Congress having adopted a resolution disapproving it, the plan became effective on July 8, 1975, as provided by section 5 of the 1973 Act, *supra*.

The Plan reads as follows:

"The funds appropriated by the Act of June 8, 1974, 88 Stat. 195, in satisfaction of the award granted to the Jicarilla Apache Tribe in Docket 22-K before the Indian Claims Commission, less attorney fees and litigation expenses, shall be utilized by the tribe for the purposes and in the amounts described below.

COMMUNITY DEVELOPMENT AND IMPROVEMENTS

$235,000 plus all interest and investment income accrued on this portion.

1. *Rural Utilities Services:* $30,000. For the provision of utilities for 15 or more homes in rural areas of the reservation.

2. *Nursing and Intermediate Care Facility:* $15,000. For a study to determine the feasibility and cost of the construction and operation of such facility.

3. *Tribal Maintenance Building:* $165,000. For construction, equipment and furnishing.

4. *Museum and Arts and Crafts Building:* $25,000. For the renovation of a tribal building to serve as a museum and arts and crafts center.

CAPITAL DEVELOPMENT AND INVESTMENTS

$1,031,000 plus all interest and investment income accrued on this portion.

1. *Oil and Gas By-products:* $25,000. For tribal participation in the production of ammonia from reservation oil and gas by-products.

2. *Forestry Complex Building:* $200,000. For the construction and furnishing of and future additions to a building for tribal forestry operations.

3. *Natural Resources Improvements:* $446,000. For the reseeding and improvement of rangelands, the development of springs and pipeline systems, a domestic water system for Stone Lake Lodge and the enhancement of other existing and proposed reservation projects.

4. *Printing Facility:* $25,000. For a printing facility to be operated and managed by the Tribal Council.

5. *Roads Maintenance and Construction Enterprise:* $335,000. For the acquisition of heavy equipment for roads maintenance and construction work.

LAND ACQUISITION

$1,000,000 plus all interest and investment income accrued on this portion; for the purchase of lands within or without the present reservation boundaries.

CONTINGENCY COST

$34,000. To be held in reserve, to offset expected cost increases.

INVESTMENT PROGRAM

$4,000,000 plus all interest and investment income accrued on this portion shall be utilized for the establishment of a Jicarilla tribal investment program. The specific investment program adopted by the tribe shall be subject to the approval of the Secretary and shall provide that investments shall be limited as authorized by 25 U.S.C. § 162a. Interest or investment income earned by the corpus of this fund may be appropriated by the Jicarilla Apache Tribal Council in accordance with Article XI, section 1(c) of the Revised Constitution of the Jicarilla Apache Tribe. Any per capita payments made from interest or investment income shall be subject to the approval of the Secretary.

Should funds programed in any of the above cited categories be determined to be in excess of needs, the Tribal Council, on an annual budgetary basis, may make appropriate adjustments from one category to another, with the approval of the Secretary."

MORRIS THOMPSON,
*Commissioner of Indian Affairs.*

[FR Doc.75-20975 Filed 8-11-75;8:45 am]

## Bureau of Land Management

[NM 26182]

### NEW MEXICO

### Application

JULY 31, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Continental Oil Company has applied for two 2⅛ inch water injection pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 17 S., R. 32 E.,
Sec. 8, SE¼SE¼;
Sec. 9, SE¼SW¼.

These pipelines will convey water across .351 miles of national resource lands in Lea County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21018 Filed 8-11-75;8:45 am]

[NM 26182]

### NEW MEXICO

### Application

JULY 31, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Continental Oil Company has applied for two 2⅛ inch water injection pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 17 S., R. 32 E.,
Sec. 8, SE¼SE¼;
Sec. 9, SE¼SW¼.

These pipelines will convey water across .351 miles of national resource lands in Lea County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their





name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21019 Filed 8-11-75;8:45 am]

## Office of the Secretary

[INT DES (75-46)]

### DESIGNATION OF THE OREGON TRAIL ROUTE AS AN ELEMENT OF THE PROPOSED NATIONAL HISTORIC TRAIL SYSTEM

### Availability of Draft Environmental Statement

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for a proposal to designate the route of the Oregon Trail as a National Historic Trail and invites written comment within forty-five (45) days of this notice.

The environmental statement considers all foreseeable impacts of the proposal, which include establishment of interpretive trails along suitable cross-country segments of the Oregon Trail route and establishment of a continuous travelway along roads and highways which closely follow the actual historic route.

Copies are available for inspection at the following locations:

Division of Resource Area Studies, Bureau of Outdoor Recreation, Interior Building, Washington, D.C. 20240, Telephone: (202) 343-5772.

Office of the Regional Director, Northwest Region, Bureau of Outdoor Recreation, 915 Second Avenue, Room 990, Seattle, Washington 98174, Telephone: (206) 442-4706.

Budget Division, Department of Administration, First Floor, Statehouse, Topeka, Kansas 66612.

State Planning Coordinator, Office of the Governor, Capitol Building, Cheyenne, Wyoming 82001.

Federal Aid Coordination Section, Intergovernmental Relations Division, 240 Cottage Street S.E., Salem, Oregon 97310.

Office of the Regional Director, Mid-Continent Region, Bureau of Outdoor Recreation, P.O. Box 25387, Building 41, Denver Federal Center, Denver, Colorado 80225, Telephone: (303) 234-2634.

Office of Administration, Division of State Planning and Analysis, P.O. Box 809, State Capitol, Jefferson City, Missouri 65101.

State Office of Planning and Programming, State Capitol, Box 94601, Lincoln, Nebraska 68509.

Division of State Planning, Statehouse, Room 122, Boise, Idaho 83720.

Office of Program Planning and Fiscal Management, 106 House Office Building, Olympia, Washington 98504.

A limited number of single copies are available and may be obtained by writing to the Division of Resource Area Studies, Bureau of Outdoor Recreation, or the Regional Directors.

Dated: August 6, 1975.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-21052 Filed 8-11-75;8:45 am]

[INT FES 75-67]

### PROPOSED WHITE RIVER WILDERNESS AREA

### Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, Public Law 91-190, the Department of the Interior has prepared a final environmental statement for the Proposed White River Wilderness Area, Desha County, Arkansas.

The proposal recommends that approximately 1,000 acres of White River National Wildlife Refuge in Desha County, Arkansas be designated as wilderness within the National Wilderness Preservation System.

Copies of the final statement are available for inspection at the following locations:

Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329.

Refuge Manager, White River National Wildlife Refuge, Box 308, 704 S. Jefferson Street, De Witt, Arkansas 72042.

U.S. Fish and Wildlife Service, Office of Environmental Coordination, Department of the Interior, Room 2252, 18th and C Streets, N.W., Washington, D.C. 20240.

Single copies may be obtained by writing the Chief, Office of Environmental Coordination, U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240.

Dated: August 5, 1975.

STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-21051 Filed 8-11-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### ELECTRONIC INSTRUMENTATION TECHNICAL ADVISORY COMMITTEE

### Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Electronic Instrumentation Technical Advisory Committee will be held on Thursday, September 11, 1975, Room 1851, 9:30 a.m., Main Commerce Building, 14th and Constitution Avenue, N.W., Washington, D.C.

The Committee was established on October 23, 1973 to advise the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to electronic instrumentation, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

The Committee meeting agenda has four parts:

GENERAL SESSION

(1) Opening remarks by the Chairman.
(2) Presentation of papers or comments by the public.
(3) Review of active and passive radio frequency and microwave measuring components.

EXECUTIVE SESSION

(4) Discussion of matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Committee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item (4), the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate of the General Counsel, formally determined on December 16, 1974, pursuant to Section 10(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings and public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), i.e., it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All matters have been properly classified under the Executive Order. All Committee members have appropriate security clearances.

Copies of the minutes of the open portion of the meeting will be available upon written request addressed to the Freedom of Information Officer, Domestic and International Business Administration, Room 3100, U.S. Department of Commerce, Washington, D.C. 20230.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202-967-4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in *Aviation Consumer Action Project, et al., v. C. Langhorne Washburn, et al.*, September 10, 1974, as amended, September 23, 1974 (Civil Action No. 1838-73), the Complete Notice of Determination to close portions of the series of meetings of the Electronic Instrumentation Technical Advisory Committee and of any subcommittees thereof, was published in

the Federal Register (40 FR 5547, appearing in the issue of February 6, 1975).

Dated: August 7, 1975.

LAWRENCE J. BRADY,
*Acting Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.*

[FR Doc.75-21017 Filed 8-11-75;8:45 am]

## Domestic and International Business Administration

### NATIONAL INDUSTRIAL ENERGY COUNCIL

#### Public Meeting

A meeting of the National Industrial Energy Council (formerly the National Industrial Energy Conservation Council) will be held on Wednesday, September 17, 1975, from 10:00 a.m. to 12:00 noon, in Room 4830, Main Commerce Building, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

The Council will meet to discuss programs and plans to improve the level of public awareness as to the nature and extent of the national energy situation; to comment upon possible Federal options in dealing with anticipated shortages of natural gas; and to transact such other business as may come before the Council at this meeting.

The public will be permitted to attend and a limited number of seats will be available for that purpose. To the extent that time permits, members of the public may present oral statements to the Council. Interested person are also invited to file written statements with the Council. Interested persons are also

Persons who wish to attend the meeting should contact Floyd E. Lankton, Room 2014, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230—(202) 967-4703.

ROBERT M. JACKSON,
*Acting Executive Director, National Industrial Energy Council.*

[FR Doc.75-20972 Filed 8-11-75;8:45 am]

## Domestic and International Business Administration

### UNIVERSITY OF RHODE ISLAND

#### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 F.R. 12253 et seq, 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

DOCKET NUMBER: 74-00501-33-46070. APPLICANT: University of Rhode Island, Kingston, Rhode Island 02881. ARTICLE: Scanning Electron Microscope, Model S4. MANUFACTURER: Cambridge Scientific Instruments Ltd., United Kingdom. INTENDED USE OF ARTICLE: The article is intended to be used for a wide range of research in the areas of micropaleontology, bacteriology, phycology, marine microbiology, invertebrate and vertebrate zoology, sedimentation, particulate chemistry and botany. More specifically some of the research activities for which the article is to be used are:

1. The study of the surfaces and ultrastructure of recent and fossil Foraminifera, Radiolaria and sediment grain surface related to paleoecological and paleoenvironmental studies.

2. The examination in detail of the surface characteristics of a wide variety of both hard and soft animal and plant tissues. These will include pelagic larval stages of invertebrates, mollusca and crustacea, fungi (Hyponycetes), fish olfactory and sound apparatus and epiphytic bacterial colonies living on surfaces of marine algae and invertebrates. Studies are being carried out on the detailed surface ornamentation and structure of *Equisetum* for which many species have siliceous ornamentation on the stem surfaces. A general study of nematode morphology is planned including forms in soil, in fresh water, and in the marine environment.

3. The study of the taxonomy life cycles of marine phytoplankton, including coccolithophorids, diatoms, and silicoflagellates. The article will also be used to provide information and teaching materials which are to be used in the following courses:

Ocean 604 Marine Paleoecology.
Ocean 667 Marine Bacteriology.
Ocean 647 Recent Sedimentary Environments.
Ocean 661 Phytoplankton Taxonomy.
Ocean 664 Phytoplankton Ecology.
Ocean 666 Zooplankton.
Ocean 672 Marine Invertebrates and Environment.
Geol 225 Animal Micropaleontology.
Bot 116 Phycology.
Bot 111 Plant Anatomy.
Plant Path 182 Plant Nematology.

Furthermore, the article forms an integral part of the education of many graduate students especially those in biological and geological oceanography.

COMMENTS: No comments have been received with respect to this application. DECISION: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, was being manufactured in the United States at thet time the foreign article was ordered (June 17, 1971).

REASONS: This application is a resubmission of Dockets No. 73-00153-33-46070 and 71-00589-33-46070 which were denied without prejudice to resubmission on February 27, 1974 and May 31, 1972 respectively for informational deficiences. At the time the foreign article was ordered the applicant intended to study a number of specimens which normally contain a high degree of moisture and are significantly altered as drying occurs. Although several methods are currently widely accepted as a means of studying such specimens in the scanning electron microscope (SEM) without maintaining the wet condition (e.g., critical point drying), at the time of order direct examination of wet specimens was worthy of investigations. Direct examination of very wet specimens in the SEM, however, is difficult because the specimen chamber must accommodate the excess moisture needed to prevent degradation and charging of the specimen (while micrographs are being obtained) without significantly blocking the path of the electron beam or altering the vacuum in the electron optical column needed for normal instrument operation. The foreign article overcomes this difficulty with a dual pump vacuum system in which the specimen chamber and the electron optical column are each pumped independently with a high degree of control by a separate diffusion pump. The manufacturer of the foreign article states that 4000 micrograms of water per minute can be accommodated by the chamber under normal SEM operation. Domestic instruments available at the time the foreign article was ordered provided a single pump vacuum system in which the diffusion pump is connected to a manifold with separate valves to divide between the column and chamber. Interplay of both valves is involved in an adjustment of vacuum. Information as to the rate at which water may enter the specimen chamber without adversely affecting operation has not been obtainable from manufacturers of domestic instruments comparable to the article. We are advised by the Department of Health, Education, and Welfare (HEW) in its memorandum dated August 22, 1974 that the capabilities of the dual vacuum system of the foreign article is pertinent to the applicant's research studies. HEW further advises that the vacuum system of domestically manufactured SEMs does not match the dual pump system of the foreign article and, therefore, these instruments are not of equivalent scientific value to the article for the applicant's intended purposes.

RICHARD M. SEPPA,
*Acting Director, Special Import Programs Division.*

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific materials.)

[FR Doc.75-21030 Filed 8-11-75;8:45 am]

## National Oceanic and Atmospheric Administration

### CENTRAL MAINE POWER CO.

#### Receipt of Application for a Scientific Research Permit

Notice is hereby given that the following applicant has applied in due form for a permit to take marine mammals for scientific research as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407) and the regulations Governing the Taking and Importing of Marine Mammals.

Central Maine Power Company, 9 Green Street, Augusta, Maine 04330, to take an unspecified number of marine mammals of the following species: Atlantic bottlenose dolphin (*Tursiops truncatus*); Atlantic white-sided dolphin (*Lagenorhynchus acutus*); harbor porpoise (*Phocoena phocoena*); and the harbor seal (*Phoca vitulina*) as they might be accidentally captured in the course of the Applicant's research on the distribution and abundance of finfishes in the inshore waters of the Maine Coast.

The Applicant's research projects, which may result in the accidental capture of the above marine mammals, are long-term marine monitoring programs in the vicinity of operating power plants and long-term base line studies in the areas being evaluated for new plant construction sites. The research programs include water chemistry, distribution and abundance of planktonic organisms. The finfish studies are conducted by trawling and gill netting and, in the course of such activities, there is a possibility of accidentally ensnaring marine mammals. The applicant proposes to make available the carcasses of these animals to qualified researchers for study and final disposition. Any marine mammal which is captured alive will be released.

Documents submitted in connection with the above application are available for review in the Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, DC 20235, and the Office of the Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930.

Concurrent with the publication of this notice in the FEDERAL REGISTER, the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Written data or views or requests for a public hearing on this application should be submitted to the Director, National Marine Fisheries Service, Washington DC 20235 on or before September 11, 1975. The holding of such a hearing is at the discretion of the Director.

All statements and opinions contained in this notice in support of this application are summaries of those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

Dated: August 7, 1975.

FRED C. CLEAVER,
*Acting Associate Director for Resource Management, National Marine Fisheries Service.*

[FR Doc.75-21054 Filed 8-11-75;8:45 am]





[Docket No. MMPAH #1, 1975]

### FOUKE CO.

#### Change in Schedule for Hearing on Marine Mammal Application

On July 7, 1975, notice was published in the FEDERAL REGISTER of a proposed waiver of the moratorium on importation, proposed regulations to govern such waiver and a hearing on the proposed waiver and regulations (40 FR 28469). In compliance with hearing procedure regulations, 50 CFR 216.73, the July 7 notice stated that the final date for submission of direct testimony was August 15, 1975, and that the pre-hearing conference would be held on August 28, 1975, at the Penthouse Conference Room, Page Building No. 1, at 2001 Wisconsin Avenue, NW., Washington, D.C.

On July 24, 1975, the Fouke Company, a party in the hearing, filed a Motion for Extension of Time for submission of direct testimony with the Administrative Law Judge designated to hear the case, the Honorable James W. Mast, Department of Housing and Urban Development, 451 7th St., S.W.—Room 7150, Washington, D.C. 20510. Since no objection was made to the Fouke Co. Motion by any party and the regulations provide for modification of the dates for submission of direct testimony and the prehearing conference (50 CFR 216.75), Judge Mast ordered on July 31, 1975, that those dates be changed.

Notice is hereby given that in accordance with that order: direct testimony must be received by the Director, National Marine Fisheries Service, 3300 Whitehaven Street, NW., Page Building 2, Washington, D.C., 20235, no later than August 27, 1975, in original and ten copies; and the pre-hearing conference will be held on September 3, 1975, at 9:30 a.m., at the Administrator's Conference Room, National Oceanic and Atmospheric Administration, Room 5230, Commerce Building, Washington, D.C.

JACK W. GEHRING,
*Acting Director, National Marine Fisheries Service.*

AUGUST 8, 1975.

[FR Doc.75-21058 Filed 8-11-75;8:45 am]

### SEA WORLD INC.

#### Receipt of Application, Public Display Permit

Notice is hereby given that the following Applicant has applied in due form for a permit to take marine mammals for public display, as authorized by the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), and the Regulations Governing the Taking and Importing of Marine Mammals.

Sea World, Incorporated, 1720 South Shores Road, San Diego, California 92109, to take twelve (12) northern fur seals (*Callorhinus ursinus*) for the purpose of public display.

The fur seals will be taken on the Pribilof Islands under the supervision of personnel of the Northwest Fisheries Center, National Marine Fisheries Service or the Pribilof Islands Program, National Marine Fisheries Service. They will be taken by employees of the Federal Government, as required by the Fur Seal Act of 1966.

The fur seals will be transported by the Applicant from St. Paul, Pribilof Islands to Seattle, Washington, where they will be initially placed in the Seattle Marine Aquarium. Following acclimation, the fur seals will be maintained and displayed at the Seattle Marine Aquarium and at Sea World facilities in San Diego, California, in Aurora, Ohio, and in Orlando, Florida. The animals will be maintained and displayed in various pinniped facilities, as proper husbandry practices indicate.

The arrangements and facilities for transporting and maintaining the marine mammals requested in the above application have been inspected by a licensed veterinarian, who has certified that such arrangements and facilities are adequate to provide for the well-being of the requested animals.

Documents submitted in connection with the above application are available for review in the Office of the Director, National Marine Fisheries Service, Department of Commerce, Washington, DC 20235, and the Offices of the Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930; the Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731; the Regional Director, National Marine Fisheries Service, Southeast Region, Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702; the Regional Director, National Marine Fisheries Service, Northwest Region, Lake Union Building, 1709 Westlake Avenue, North, Seattle, Washington 98109; and the Regional Director, National Marine Fisheries Service, Alaska Region, P.O. Box 1668, Juneau, Alaska 99801.

Concurrent with the publication of this notice in the FEDERAL REGISTER, the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Interested parties may submit written data or views, or requests for a public hearing on this application to the Director, National Marine Fisheries Service, Department of Commerce, Washington, DC 20235 on or before September 11, 1975. The holding of such a hearing is at the discretion of the Director.

All statements and opinions contained in this notice in support of this application are those of the Applicant and do not

necessarily reflect the views of the National Marine Fisheries Service.

Date: August 7, 1975.

FRED C. CLEAVER,
*Acting Associate Director for Resource Management.*

[FR Doc.75-21055 Filed 8-11-75;8:45 am]

## THOMAS P. DOHL

### Issuance of Permit To Take Marine Mammals

On June 18, 1975, notice was published in the FEDERAL REGISTER (40 FR 25701) that an application had been filed with the National Marine Fisheries Service by Thomas P. Dohl, Coastal Marine Laboratory, University of California, Santa Cruz, California 95064, for a permit to take by tagging up to 1,900 cetaceans in the waters of Southern California over a period of five years for the purpose of scientific research.

Notice is hereby given that on July 25, 1975, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a permit, to the Coastal Marine Laboratory, University of California, Santa Cruz, California for the above taking, subject to certain conditions therein.

The Permit is available for review by interested persons in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235 and in the Office of the Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: July 25, 1975.

MORRIS M. PALLOZZI,
*Acting Director,*
*National Marine Fisheries Service.*

[FR Doc.75-21056 Filed 8-11-75;8:45 am]

## UNIVERSITY OF FLORIDA

### Modification of Permit

Notice is hereby given that, pursuant to the provisions of § 216.33(d) and (e) of the regulations Governing the Taking and Importing of Marine Mammals (39 FR 1851, January 15, 1974), the Scientific Research Permit issued to Blair Irvine, Department of Zoology, University of Florida, Gainesville, Florida 32601, on December 17, 1974, is modified in the following manner:

Of the two hundred-fifty (250) animals to be captured, biopsy samples taken, tagged and released, thirteen (13) are to be radio tagged and two hundred thirty-seven are to be visually tagged and released. Of the two hundred (200) selected cetaceans of species that have stranded en masse those considered most likely to survive will have biopsy samples taken, be visually tagged and released.

This modification is effective on July 25, 1975.

The permit as modified and documentation pertaining to the modification, is available for review in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, and in the Office of the Regional Director, National Marine Fisheries Service, Southeast Region, Duval Building, 9450 Gandy Boulevard, St. Petersburg, Florida 33702.

Dated: July 25, 1975.

MORRIS M. PALLOZZI,
*Acting Director,*
*National Marine Fisheries Service.*

[FR Doc.75-21057 Filed 8-11-75;8:45 am]

## Office of the Secretary

## COMMERCE TECHNICAL ADVISORY BOARD

### Notice of Meeting

A meeting of the Department of Commerce Technical Advisory Board will be held on Wednesday, September 10, 1975 from 9:00 a.m. to 5:00 p.m. in Room 4833, Main Commerce Building, 14th and Constitution Avenue, N.W. and on Thursday, September 11, 1975 from 8:30 a.m. to 12 noon, in Room 4830, Main Commerce Building.

The Board was established to study and evaluate the technical activities of the Department of Commerce and recommend measures to increase their value to the business community. Tentative agenda items include:

Discussion of proposed Panel on Commercial Utilization of Federally-funded R&D.
Final SO2 Panel Report.
Proposed Symposium on East-West Trade.
Implications of Regulatory Actions on High Technology Business.

A limited number of seats will be available to the press and to the public. The public will be permitted to file written statements or inquiries with the Chairman before or after the meeting.

Persons desiring to obtain further information concerning the Board should contact Mrs. Florence S. Feinberg, Room 3865, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230; telephone (202) 967-2388.

BETSY ANCKER-JOHNSON,
*Assistant Secretary for Science and Technology.*

AUGUST 5, 1975.

[FR Doc.75-21029 Filed 8-11-75;8:45 am]

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Center for Disease Control

## OCCUPATIONAL SAFETY AND HEALTH

### Applications for Certification of Certain Gas Detector Tube Units

In the FEDERAL REGISTER of May 8, 1973 (38 FR 11458), the Department adopted regulations which set forth the requirements and procedures for the evaluation and certification of gas detector tube units (42 CFR Part 84). In accordance with § 84.3(a) of the regulations, notice is hereby given that the National Institute for Occupational Safety and Health will accept applications for certification of gas detector tube units pursuant to the following schedule:

| Gas | Dates for submittal | Test standard (parts per million) |
|---|---|---|
| Methane, dichloro-($CH_2Cl_2$) (methylene chloride). | Sept. 1 to 30, 1975. | 500 |
| Acrolein ($C_3H_4O$) (acrylaldehyde). | Oct. 1 to 31, 1975. | .1 |
| Aniline ($C_6H_7N$) | Nov. 1 to 30, 1975. | 5 |

All applications and any questions concerning the certification program should be submitted to the Institute's Testing and Certification Laboratory, 944 Chestnut Ridge Road, Morgantown, West Virginia 26505.

Dated: August 7, 1975.

HOWARD L. MCMARTIN,
*Acting Director, National Institute for Occupational Safety and Health.*

[FR Doc.75-21096 Filed 8-11-75;8:45 am]

## Food and Drug Administration

[Docket No. 75N-0149; DESI 8430; NDA 8-430]

## DIRECT SKY BLUE INJECTION

### Withdrawal of Approval of New Drug Application

A notice (DESI 8430, Docket No. FDC-D-719 (now Docket No. 75N-0149) was published in the FEDERAL REGISTER of April 3, 1975 (40 FR 14962) in which the Director of the Bureau of Drugs offered an opportunity for a hearing on his proposal to issue an order withdrawing approval of the new drug application described below, for Direct Sky Blue Injection. The basis of the proposed action was the lack of substantial evidence that the product is effective for its labeled indications. The drug has been used as a diagnostic agent for the staining of lymphatic tissue during surgery. The proposed action was not contested and approval of the new drug application is now being withdrawn.

NDA 8-430; Direct Sky Blue Injection; formerly marketed by Wyeth Laboratories, Division of American Home Products Corp., Box 8299, Philadelphia, PA 19101.

All drug products which are identical, related, or similar to the drug product named above, not the subject of an approved new drug application, are covered by the new drug application reviewed and are subject to this notice, pursuant to § 310.6 (21 CFR 310.6). Any person who wishes to determine whether a specific product is covered by this notice should write the Food and Drug Administration, Bureau of Drugs, Division of Drug Labeling Compliance, (HFD-310), 5600 Fishers Lane, Rockville, MD 20852.

Neither the holder of the application nor any other person filed a written appearance of election as provided by said notice. The failure to file such an appearance constitutes an election by such persons not to avail themselves of the opportunity for a hearing.

The Director of the Bureau of Drugs, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1053, as amended (21 U.S.C. 355)), and under authority delegated to him (21 CFR 2.121), finds that on the basis of new information before him with respect to the drug product, evaluated together with the evidence available to him when the application was approved, there is a lack of substantial evidence that the drug product will have the effects it purports or is represented to have under the conditions of use prescribed, recommended or suggested in the labeling.

Therefore, pursuant to the foregoing finding, approval of new drug application No. 8-430 and all amendments and supplements applying thereto is withdrawn effective August 22, 1975.

Shipment in interstate commerce of the above product or any identical, related, or similar product, not the subject of an approved new drug application, will then be unlawful.

Dated: July 30, 1975.

CARL M. LEVENTHAL,
*Acting Director, Bureau of Drugs.*

[FR Doc.75-21040 Filed 8-11-75;8:45 am]



# DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. D-75-360]

## REGIONAL ADMINISTRATOR, REGION X (SEATTLE)

### Redelegation of Authority

On February 5, 1975, the Assistant Secretary for Committee Planning and Development of the Department of Housing and Urban Development published in the FEDERAL REGISTER (40 FR 5386) a redelegation of authority to each Regional Administrator, Deputy Regional Administrator, Area Director, Deputy Area Director and the Director of the Anchorage, Alaska Insuring Office to exercise, with certain exceptions not here applicable, the power and authority of the Assistant Secretary for Community Planning and Development with respect to the Community Development Block Grant program under Title I of the Housing and Community Development Act of 1974. The Regional Administrators and Deputy Regional Administrators for Regions I through VII, IX and X were authorized to retain the authority including final program authority in the jurisdiction of those subordinate field offices from which the Regional Administrator or Deputy Regional Administrator determines that such authority should be withheld or withdrawn. The Regional Administrator for the Seattle Regional Office has made the determination that the Community Development Block Grant program for the Portland and Seattle Area Offices for the State of Idaho should be administered in the Seattle Regional Office. Said determination was approved by the Assistant Secretary for Community Planning and Development on March 17, 1975. In accordance with the redelegation of authority published in the FEDERAL REGISTER (40 FR 5386), notice is hereby given that authority for approval of Community Development Block grant applications from the Directors and Deputy Directors of the Portland and Seattle Area Offices for the State of Idaho is revoked and shall be administered by the Seattle Regional Office. Applications for Community Development Block grants to recipients within the State of Idaho shall be submitted to: Director, Boise Insuring Office, 331 Idaho Street, Boise, Idaho 83707.

(40 FR 5386, February 5, 1975)

*Effective date.* This notice and redelegation shall be effective on August 12, 1975.

DAVID W. PEYTON,
*Acting Regional Administrator, Region X (Seattle).*

Approved:

DAVID O. MEEKER,
*Assistant Secretary for Community Planning & Development.*

[FR Doc.75-21034 Filed 8-11-75;8:45 am]

## Office of the Secretary

[Docket No. D-75-359]

## ACTING AREA DIRECTOR

### Designation for Philadelphia Area Office

Each of the officials appointed to the following positions is designated to serve as Acting Area Director during the absence of, or vacancy in the position of, the Area Director, with all the powers, functions and duties redelegated or assigned to the Area Director: Provided, that no official is authorized to serve as Acting Area Director unless all officials listed before him in this designation are unavailable to act by reason of absence or vacancy in the position:

1. The Deputy Area Director.
2. The Director, Community Planning and Development Division.
3. The Director, Housing Production and Mortgage Credit Division.
4. The Director, Housing Management Division.
5. The Area Counsel.

This designation supersedes the designation effective June 27, 1975, (40 FR 28843, July 9, 1975).

(Delegation of Authority by the Secretary effective October 1, 1970 (36 FR 3389, February 23, 1971.))

*Effective Date*—This designation shall be effective as of August 4, 1975.

PAUL T. CAIN,
*Area Director, Philadelphia Area Office.*

VINCENT A. MARINO,
*Acting Regional Administrator, Region III, (Philadelphia).*

[FR Doc.75-21020 Filed 8-11-75;8:45 am]

# DEPARTMENT OF TRANSPORTATION

## Coast Guard

[CGD 75-156]

## NATIONAL OFFSHORE OPERATIONS INDUSTRY ADVISORY COMMITTEE

### Open Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), notice is hereby given that the National Offshore Operations Industry Advisory Committee will conduct an open meeting on August 27 and 28, 1975, at the International Hotel, 300 Canal Street, New Orleans, Louisiana. The meeting will begin at 9:00 a.m. on August 27, and is expected to last all day. On August 28, the meeting is scheduled to begin at 9:00 a.m. and adjourn at noon.

Items to be discussed include:

1. Manning and Stability.
2. Mobile Drilling Units.
3. Environmental Affairs.
4. Offshore Operations Safety.
5. IMCO Activities.
6. International Convention on Tonnage Measurement of Ships, 1969.
7. Occupational Safety and Health Act.
8. Subsea Operations.
9. International Rules of the Road.
10. Inspections by Overseas Coast Guard Marine Inspection Offices.
11. Lighted Buoys Marking Obstructions.
12. Coast Guard Policy on Foreign Rigs Drilling on the Outer Continental Shelf.
13. Status of Existing Coast Guard Regulations.

By notice published in the June 30, 1975, FEDERAL REGISTER (40 FR 27507), the National Offshore Operations Industry Advisory Committee was renewed by the Secretary of Transportation for a two year period beginning on July 1, 1975, and terminating on July 1, 1977, to provide consultation and advice on a wide range of offshore operations including, but not limited to, fairways, sealanes, and offshore drilling operations. Public members of the Committee serve voluntarily without compensation from the Federal Government, either travel or per diem.

Persons interested in attending the meeting or obtaining more information should write to: Commandant (G-CMC/82), U.S. Coast Guard, Washington, DC 20590 or call 202-426-1477.

Dated: August 1, 1975.

W. M. BENKERT,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.*

[FR Doc.75-20978 Filed 8-11-75;8:45 am]

## National Highway Traffic Safety Administration

## VOLKSWAGEN OF AMERICA, ET AL.

### Denial of Petitions To Commence Rulemaking

This notice sets forth the reasons for denial of three petitions for rulemaking to initiate or amend Federal motor vehicle safety standards promulgated under



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authority of section 103 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1391 et seq.). This notice is published in accordance with section 124 of the Act, which provides that the National Highway Traffic Safety Administration must grant or deny such petitions within 120 days, and "If the Secretary denies such petition he shall publish in the FEDERAL REGISTER his reasons for such denial" (§ 124(d)).

*Volkswagen of America (March 25, 1975).* Petition to amend S4.5.3.3 of Standard No. 208, *Occupant crash protection*, 49 CFR 571.208, to allow, at the manufacturer's option, visual warning lamps which remain activated whenever front outboard safety belts are not in use. Volkswagen's petition was denied as unnecessary on the grounds that Volkswagen may already provide the additional warning it desires for passive seat belt systems without amendment of the standard.

*Trailmobile Corporation (May 21 1975).* Petition to amend Standard No. 121, *Air brake systems*, 49 CFR 571.121, to include a discussion of center of gravity location during testing. Trailmobile's petition was denied because the center of gravity issue only concerns vehicles that are manufactured in two or more stages and refers to the incomplete vehicle, while the standard itself applies only to completed vehicles. As requested by Trailmobile, the NHTSA did publicize the concept by publication of a discussion of center of gravity in the FEDERAL REGISTER.

*Ford Motor Company (June 9, 1975).* Petition to amend S7.2 of Standard No. 208, *Occupant crash protection*, to permit the use of two latch-release mechanisms on Type II seat belt assemblies at seating positions other than the front outboard designated seating positions in trucks and multipurpose passenger vehicles with a gross vehicle weight rating of 10,000 pounds or less. Ford's petition was denied because the NHTSA has determined that single-point belt release and other standardized features encourage belt usage and are for this reason preferable to the belt system features offered by Ford which require release at two points.

(Sec. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); Sec. 106 Pub. L. 93-492, 88 Stat. 1482 (15 U.S.C. 1410); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8).

Issued on August 7, 1975.

ROBERT L. CARTER,
*Associate Administrator,*
*Motor Vehicle Programs.*

[FR Doc.75-21067 Filed 8-11-75;8:45 am]

## CIVIL RIGHTS COMMISSION

### COLORADO STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a conference of the Colorado State Advisory Committee (SAC) to this Commission will convene at 8:00 a.m. on September 6, 1975, at the Quality Inn Motel, 1840 Sherman Street, Denver, Colorado 80203.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mountain States Regional Office of the Commission, Room 216, 1726 Champa Street, Denver, Colorado 80202.

The purpose of this meeting is to review and discuss the medical section of the Medical/Legal Access Project Report.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 6, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21023 Filed 8-11-75;8:45 am]

### MASSACHUSETTS STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Massachusetts State Advisory Committee (SAC) to this Commission will convene at 12 noon and end at 6:00 p.m. on August 28, 1975, at the Jewish Labor Committee, 27 School Street, Boston, Massachusetts 02108.

Persons wishing to attend this meeting should contact the Committee Chairperson or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York, New York 10007.

The purpose of this meeting is to discuss follow up to Commissions hearing on school desegregation and related projects.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 7, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21024 Filed 8-11-75;8:45 am]

### PENNSYLVANIA STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the United States Commission on Civil Rights, that a planning meeting of the Pennsylvania State Advisory Committee (SAC) to this Commission will convene at 10:00 a.m. and end at 2:00 p.m. on September 10, 1975, at the Federal Building—600 Arch Street, Philadelphia, Pennsylvania, Room 6310.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street N.W., Washington, D.C. 20425.

The purpose of this meeting is to discuss plans for the SAC's next major project.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 6, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21025 Filed 8-11-75;8:45 am]

### UTAH STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Utah State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 10:00 p.m. on September 22, 1975, at Weber College, 3750 Harrison Blvd., Room 101—Continuing Education Center, Ogden, Utah 84403.

Persons wishing to attend this meeting should contact the Committee Chairperson or the Mountain State Regional Office of the Commission, Room 216, 1726 Champa Street, Denver, Colorado 80202.

The purpose of this meeting is for the Utah SAC to discuss plans for a new SAC project for FY 1976.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 7, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21026 Filed 8-11-75;8:45 am]

### WEST VIRGINIA STATE ADVISORY COMMITTEE

#### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the West Virginia State Advisory Committee (SAC) to this Commission will convene at 12:00 noon and end at 2:00 p.m. on August 29, 1975, at Capitol and E. Washington Streets, Room 310, Charleston, W. Virginia.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street, N.W., Washington, D.C. 20037.

The purpose of this meeting is to review the final draft of the Kanawha County Textbook Controversy Report.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 6, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21027 Filed 8-11-75;8:45 am]





## COMMITTEE FOR IMPLEMENTATION OF TEXTILE AGREEMENTS

### MAN-MADE FIBER TEXTILE PRODUCTS FROM THAILAND

AUGUST 5, 1975.

On July 31, 1975, the United States Government, in furtherance of the objectives of, and under the terms of, the Arrangement Regarding International Trade in Textiles, done at Geneva on December 20, 1973, requested the Government of Thailand to enter into consultations concerning exports to the United States of man-made fiber textile products in Categories 219 (shirts, including blouses) and 229 (woven coats), produced or manufactured in Thailand. A complete description of these categories was published in the FEDERAL REGISTER of February 3, 1975. (40 FR 5010).

Notice is hereby given that under the provisions of Article 3 of the Arrangement, if no solution is mutually agreed upon by the two governments within sixty (60) days of the date of delivery of the aforementioned note, entry and withdrawal from warehouse for consumption of man-made fiber textile products in Categories 219 and 229, produced or manufactured in Thailand and exported to the United States during the twelve-month period beginning on the date of delivery of the note, may be restrained at levels which are yet to be determined.

There is published below market disruption information relating to each of the aforementioned categories. Any party wishing to express a view or provide data or information with respect to these categories is invited to submit such in ten copies to Mr. Alan Polansky, Chairman of the Committee for the Implementation of Textile Agreements and Deputy Assistant Secretary for Resources and Trade Assistance, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Room 3826, Washington, D.C. 20230. To enable timely consideration, comments should be submitted at the earliest date possible, but no later than September 10, 1975.

Views, data or information submitted under this procedure will be available for public inspection at the Central Reference and Records Inspection Facility, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Room 7043, Washington, D.C. 20230 and may be obtained upon written request pursuant to the Freedom of Information Act, 5 U.S.C. 552 (1970), as amended, Pub. L. No. 93-502, (November 21, 1974) and the regulations of the Department of Commerce (15 CFR Part 4 (1974)). Whenever practicable, public comment may be invited concerning views, comments or information received from the public which the Committee for the Implementation of Textile Agreements considers appropriate for further consideration.

The solicitation of comments on market disruption or any other matter pursuant to this notice is not a waiver in any respect of the exemption contained in 5 U.S.C. 553(a)(1) and 554(a)(4) (1970) relating to matters which constitute "a foreign affairs function of the United States."

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance, U.S. Department of Commerce.*

CATEGORY 219

KNIT SHIRTS

Apparel items in this category include men's and boys' knit shirts, ornamented and non ornamented and women's, children's and infants' knit blouses, waists and shirts, ornamented and non ornamented.

The U.S. knit shirt (including blouses) industry is one the most import impacted sectors of the U.S. apparel industry. The import/production ratio for man-made fiber knit shirts and blouses is estimated to have increased to 80 percent in the first half of 1975, up from 67 percent in 1974 and 39 percent in 1968.

*Imports:* Total imports of knit shirts and blouses into the U.S. market have increased substantially each year. In the year ending May 1975, these imports were at a high of more than 19.2 million dozen, up from 16.2 million in 1974 and 3.5 million in 1968.

Imports from Thailand of knit shirts and blouses began in 1972 and totaled 285 thousand dozen. By the year ending May 1975, these imports had increased more than threefold to 867 thousand dozen. Thailand is the sixth largest supplier of knit shirts and blouses to the U.S. market. All major suppliers, except Thailand, have entered into agreements to control their exports to the U.S. market.

*Prices:* The CIF value, including import duties, of these imports from Thailand range from $12 per dozen for infants knit blouses to $31 per dozen for men's knit shirts. These prices are substantially below the domestic prices for comparable items, and in most cases are also below value of comparable products being imported from Taiwan, Korea, Singapore, Hong Kong and Japan (Annex B).

*Domestic Production:* U.S. production of knit shirts and blouses declined during the latter part of 1974 and the first half of 1975 to an estimated 24 million dozen, on an annual basis, from 27 million dozen in 1974 and 26 million dozen in 1973.

*Knit Industry Data:* Employment in U.S. knit outerwear mills in June 1975 totaled 75,000, or 15 percent less than in June 1975. The average hours worked in these mills was down 4 percent for the same period. A further indication of the depressed state of the knit industry is the decline in Federal Reserve Board production index to 145.4 in May 1975 from 166.6 in May 1974, or 13 percent.

*U.S. production and imports of knit shirts and blouses, category 219, in 1,000 dozens*

| Year | Production | Imports | Ratio |
|---|---|---|---|
| 1968 | 9,091 | 3,513 | 38.6 |
| 1969 | 8,184 | 5,336 | 65.2 |
| 1970 | 9,263 | 6,629 | 71.6 |
| 1971 | 12,701 | 11,728 | 92.3 |
| 1972 | 22,914 | 15,475 | 67.5 |
| 1973 | 25,913 | 17,061 | 65.8 |
| 1974 [1] | 27,000 | 18,185 | 67.3 |
| 1975 [2] | 24,000 | 19,250 | 80.2 |

[1] Preliminary.
[2] Estimated.

*Category 219: Major suppliers, in dozens*

| Major suppliers [1] | Period | | | |
|---|---|---|---|---|
| | 1972 | 1973 | 1974 | Year ending May 1975 |
| Thailand [2] | 285,363 | 868,170 | 803,500 | 866,094 |
| China (Taiwan) | 5,424,109 | 4,716,776 | 5,974,116 | 6,460,591 |
| Korea, Republic of | 4,961,716 | 3,641,275 | 3,100,991 | 3,662,275 |
| Singapore | 813,559 | 2,499,097 | 2,354,960 | 2,131,871 |
| All other countries | 3,990,341 | 5,335,809 | 5,951,602 | 6,123,341 |
| Total | 15,475,088 | 17,061,127 | 18,185,169 | 19,245,072 |

[1] Based on year ending May 1975 data.
[2] Thailand is No. 6 supplier.

CATEGORY 229

COATS, WOVEN

Apparel items in this category include men's and boys' raincoats, suit-type sport coats and jackets, and other outer coats and women's, girls' and infants' raincoats, outer coats and jackets; ornamented and non ornamented.

The U.S. men's and women's coat industry is one of the most import impacted areas of the U.S. apparel industry. The import/production ratio for man-made fiber woven coats is estimated to have increased to 50 percent in the first half of 1975, up from 44 percent in 1974 and 11 percent in 1966.

*Imports:* Total imports of woven coats into the U.S. marker have increased nearly fourfold from 530 thousand dozen in 1968 to more than 2 million dozen in the year ending May 1975.

Imports of woven coats from Thailand began in 1972 and totaled 55 thousand dozen. By the year ending May 1975, these imports had increased more than threefold to 176 thousand dozen. Thailand is the fourth largest supplier of woven coats to the U.S. market. All major suppliers, except Thailand, have entered into agreements to control their exports to the U.S. market.

The CIF value, including import duties, of imports of this category from Thailand ranged from $21 per dozen for children's coats to $32 per dozen for men's jackets. These prices are substantially below the domestic prices for comparable items, and are also below the value of comparable products being imported from Korea, Taiwan, Hong Kong, Japan and Singapore (Annex B).

*Domestic Production:* U.S. production of woven coats declined during the latter part of 1974 and the first half of 1975 to an estimated 4 million dozen, on an annual basis, from 5 million dozen in 1973 and 1974.

*Employment* in the U.S. men's and women's suit and coat industry in June 1975 totaled 145,600, or 25 percent less than in June 1974.



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*U.S. production and imports of coats, woven, category 229, in 1,000 dozens*

| Year | Production | Imports | Ratio |
|---|---|---|---|
| 1968 | 4,623 | [illegible] | 11.5 |
| 1969 | 4,244 | 1,325 | 31.2 |
| 1970 | 4,981 | 1,865 | 37.4 |
| 1971 | 4,618 | 2,126 | 46.0 |
| 1972 | 4,501 | 2,522 | 56.0 |
| 1973 | 4,951 | 2,654 | 53.6 |
| 1974 | 4,950 | 2,202 | 44.5 |
| 1975[2] | 4,000 | 2,000 | 50.0 |

[1] Preliminary.
[2] Estimated.

*Category 229: Major suppliers, in dozens*

| Major suppliers[1] | Period | | | |
|---|---|---|---|---|
| | 1972 | 1973 | 1974 | Year ending May 1975 |
| Thailand[2] | 55,209 | 176,585 | 166,549 | 175,949 |
| Korea, Republic of | 656,648 | 677,477 | 516,622 | 579,867 |
| China (Taiwan) | 376,245 | 310,289 | 245,213 | 280,467 |
| Hong Kong | 380,208 | 284,598 | 201,387 | 209,422 |
| All other countries | 1,083,640 | 1,204,843 | 1,072,302 | 324,184 |
| Total | 2,822,000 | 2,653,762 | 2,202,068 | 2,019,163 |

[1] Major suppliers based on year ending May 1975 data.
[2] Thailand is No. 4 supplier.

ANNEX A

MARKET CONDITIONS IN THE U.S. APPAREL INDUSTRY

The United States apparel industry is in a depressed state.

The Federal Reserve Board production index for apparel products in March 1975 was down 22 percent from a year earlier and the lowest since February 1963.

Total employment in the apparel industry in June 1975 was 1,210,000, down 144,000 or 11 percent from June 1974.

Unemployment in the apparel industry was 13.9 percent in June 1975, compared with 7.5 percent for the same month a year earlier.

ANNEX B.—*Thailand comparable import and domestic price data, dollars per category unit*

| Category | Item | Unit | Thailand | Singapore | Korea | Hong Kong | Japan | United States |
|---|---|---|---|---|---|---|---|---|
| 219 | Shirts, M. & B., M.M.F. | Dozen | 31 | 33 | 30 | 46 | [illegible] | 48 |
| 219 | Blouses, W.G.I., M.M.F. | do | 14 | 15 | 22 | 34 | 21 | 34 |
| 219 | Shirts, W.G.I., M.M.F. | do | 14 | 18 | 38 | 32 | 25 | 32 |
| 229 | Other coats, M. & B., M.M.F. | do | 32 | 30 | 49 | 92 | 84 | 92 |
| 229 | Other coats, W.G. & I., M.M.F. | do | 29 | 44 | 50 | 77 | 76 | 165 |

NOTE.—Imports are duty paid, c.i.f., values for year ending April 1975.

[FR Doc.75-20558 Filed 8-11-75;8:45 am]

## COMMODITY FUTURES TRADING COMMISSION

### CONTRACT MARKETS

#### Designation of Boards of Trade as Contract Markets

On July 18, 1975, the Commodity Futures Trading Commission ("Commission"), pursuant to provisions of the Commodity Exchange Act ("Act"), 7 U.S.C. section 1 *et seq.*, as amended by the Commodity Futures Trading Commission Act of 1974, Pub. L. 93-463, 88 Stat. 1389 (1974), entered orders designating ten boards of trade as contract markets for certain commodities, as follows:

(1) The Board of Trade of the City of Chicago as a contract market for plywood, stud lumber, silver, gold, and iced broilers;

(2) The Chicago Mercantile Exchange as a contract market for lumber and frozen turkeys;

(3) The Commodity Exchange, Inc. as a contract market for gold, silver and copper;

(4) The International Monetary Market of the Chicago Mercantile Exchange as a contract market for gold, United States silver coins, copper, German Deutsche Marks, Japanese Yen, Swiss Francs, French Francs, Canadian Dollars, Mexican Pesos, Dutch Guilders, and Pounds Sterling;

(5) The MidAmerica Commodity Exchange as a contract market for silver, gold and United States silver coins;

(6) The New York Cocoa Exchange, Inc. as a contract market for cocoa and natural rubber;

(7) The New York Coffee and Sugar Exchange, Inc. as a contract market for coffee and sugar;

(8) The New York Mercantile Exchange as a contract market for British Pound Sterling, Canadian Dollar, Deutsche Mark, Dutch Guilder, heating oil, industrial fuel oil, Italian Lira, Japanese Yen, Mexican Peso, Swiss Franc, Belgian Franc (commercial), gold, palladium, platinum, and United States Silver coins;

(9) The Pacific Commodities Exchange, Inc. as a contract market for silver; and

(10) The Petroleum Associates of the New York Cotton Exchange, Inc. as a contract market for crude oil and liquefied propane gas.

Appended to this notice are the orders granting designation of the named boards of trade as contract markets for the commodities listed.[1] Accompanying each order is a letter reviewing some of the Commission's considerations in evaluating the applications.

Because of the time constraints imposed by the Act, the Commission was unable to conduct an in-depth study of all bylaws, rules, regulations, resolutions, practices, procedures and stated policies ("rules") of the contract markets; however, the Commission will be conducting such a review of contract market rules on a continuing basis, including a review pursuant to section 5a (12) of the Act. See, 40 FR 25849 (June 19, 1975) and 40 FR 30107 (July 17, 1975). Nevertheless, from the review that was conducted, the Commission observed a number of rules that generally need review and possible amendments. These matters are discussed in the letters accompanying the Commission's orders.

Issued in Washington, D.C. on August 5, 1975.

By the Commission.

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-21061 Filed 8-11-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 414-7; PFT2]

### MOBAY CHEMICAL CORP.

#### Filing of Food Additive Petition

A petition proposing the establishment of a food additive tolerance for residues of a pesticide in an experimental use program has been filed with the Environmental Protection Agency (EPA). Notice is given pursuant to the provisions of section 409(b)(5) of the Federal Food, Drug and Cosmetic Act. The petition and proposal is:

FAP5H5095. Chemagro Agricultural Div. of Mobay Chemical Corp., Box 4913, Kansas City MO 64120, proposes establishment of food additive tolerances (21 CFR Parts 123 and 561) for residues of the insecticide fenthion (O,O-dimethyl O-[3-methyl-4-(methylthio)phenyl phosphorothioate) in food commodities at 1 part per million, resulting from the use of the insecticide in a proposed experimental program involving application in food handling establishments.

[1] Orders filed as part of the original document.





Interested persons are invited to submit written comments on this notice to the Federal Register Section, Technical Services Division (WH-569), Office of Pesticide Programs, Environmental Protection Agency, Room 401, East Tower, 401 M St. SW, Washington DC 20460. Three copies of the comments should be submitted to facilitate the work of the EPA and others interested in inspecting them. The comments should be submitted as soon as possible and should bear a notation indicating the subject (PFT2). Comments may be made at any time while a petition is pending before the Agency. All written comments filed pursuant to this notice will be available for public inspection in the office of the Federal Register Section from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: August 5, 1975.

MARTIN H. ROGOFF,
*Acting Director Registration Division.*

[FR Doc.75-21073 Filed 8-11-75;8:45 am]

## FEDERAL POWER COMMISSION

[Docket No. ER76-16]

### ALABAMA POWER CO.

#### Filing of Initial Rate Schedule

AUGUST 5, 1975.

Take notice that on July 21, 1975, Alabama Power Company (Alabama), tendered for filing a Service Agreement dated April 16, 1975, with Wiregrass Electric Cooperative, Inc. (Wiregrass). Alabama states that it will serve the electrical requirements of Wiregrass pursuant to its FPC Electric Tariff, Original Volume No. 1, incorporating Revision No. 1 Rate Schedule REA-1 which was filed on June 17, 1974 and allowed by the Commission to become effective subject to refund in its order in FPC Docket No. E-8851 issued September 12, 1974. Alabama's filing includes a Sixth Revised Sheet No. 39 to supersede Fifth Revised Sheet No. 39, to the Index of Purchasers Section of FPC Electric Tariff, Original Volume No. 1.

Alabama requests a waiver of the 30 day notice requirement due to the fact that Wiregrass has requested service as soon as possible. Alabama states that it intends to commence service to Wiregrass on or about August 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20985 Filed 8-11-75;8:45 am]

[Docket No. RP72-110, PGA76-1A]

### ALGONQUIN GAS TRANSMISSION CO.

#### Rate Change Pursuant to Purchased Gas Cost Adjustment Provision

AUGUST 5, 1975.

Take notice that Algonquin Gas Transmission Company (Algonquin Gas), on July 16, 1975, as revised on July 28, 1975, tendered for filing Fourth Substitute, Sixth Revised Sheet No. 10 to its FPC Gas Tariff, First Revised Volume No. 1.

This tariff sheet is being filed pursuant to Algonquin Gas' Purchased Gas Cost Adjustment Provision set forth in Section 17 of the General Terms and Conditions of its FPC Gas Tariff, First Revised Volume No. 1. The rate adjustment, amounting to an increase of 1.14¢ per MMBtu in Algonquin Gas' sales rates under applicable rate schedules, is being filed to amortize the balance in Algonquin Gas' Unrecovered Purchased Gas Cost Account.

The proposed effective date of the revised tariff sheet is September 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8, 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21004 Filed 8-11-75;8:45 am]

[Docket No. ER76-24]

### APPALACHIAN POWER CO.

#### Filing

AUGUST 5, 1975.

Take notice that Appalachian Power Company (APCO) on July 25, 1975, tendered for filing the following documents:

1. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 2 to Appalachian Power Company's Rate Schedule No. 27, applicable to service to the City of Martinsville, Virginia;

2. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 31, applicable to service to Black Diamond Power Company (Elkhurst);

3. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 32, applicable to service to Black Diamond Power Company (East Hartland);

4. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 33, applicable to service to Black Diamond Power Company (Chattaroy);

5. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 34, applicable to service to Black Diamond Power Company (Sophia);

6. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 35, applicable to service to Chesapeake Light and Water Company;

7. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 36, applicable to service to Elk Power Company;

8. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 37, applicable to service to Elkhorn Public Service Company (Elkhorn);

9. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 38, applicable to service to Elkhorn Public Service Company (McDowell);

10. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 40, applicable to service to Kimball Light and Water Company;

11. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 4 to Appalachian Power Company's Rate Schedule No. 43, applicable to service to Standard Utility Service Corporation;

12. Revised fuel adjustment clause to supersede and replace the present fuel

adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 4 to Appalachian Power Company's Rate Schedule No. 44, applicable to service to United Light and Power Company:

13. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 46, applicable to service to Union Power Company (Rhodell);

14. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 4 to Appalachian Power Company's Rate Schedule No. 47, applicable to service to Union Power Company (Mullens);

15. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. * to Appalachian Power Company's Rate Schedule No. 48, applicable to service to Virginia Polytechnic Institute and State University;

16. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 3 to Appalachian Power Company's Rate Schedule No. 49, applicable to service to War Light and Power Company;

17. Revised fuel adjustment clause to supersede and replace the present fuel adjustment clause contained in "Rate Schedule WS" filed as part of Supplement No. 1 to Appalachian Power Company's Rate Schedule No. 54, applicable to service to the Town of Richlands, Virginia.

Apco states that its filing is made to comply in all respects with the requirements of Section 35.14 of the Commission's Rules and Regulations, as amended by the Commission's Order No. 517.

Apco states that copies of the filing were served upon Appalachian Power Company's affected customers, the State Corporation Commission of Virginia and the West Virginia Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 21, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20986 Filed 8-11-75;8:45 am]

* See Docket No. E-9101.

[Docket No. E-8884 (Phase II)]

## CAROLINA POWER AND LIGHT CO.

### Further Extension of Procedural Dates

AUGUST 4, 1975.

On June 26, 1975 and on July 28, 1975, ElectriCities of North Carolina and the Cities of Bennettsville and Camden, South Carolina (ElectriCities) filed motions to extend the procedural dates fixed by order issued August 26, 1974, as most recently modified by notice issued June 2, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Intervenor Testimony, September 29, 1975.
Service of Staff Testimony, October 30, 1975.
Service of Company Testimony, November 13, 1975.
Service of Intervenor Rebuttal, November 26, 1975.
Hearing, December 17, 1975 (10:00 a.m. EST).

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20987 Filed 8-11-75;8:45 am]

[Docket No. E-9506]

## CENTRAL ILLINOIS PUBLIC SERVICE CO.

### Filing of Supplemental Data

AUGUST 1, 1975.

Take notice that on July 28, 1975, Commonwealth Edison Company (Edison) tendered supplemental data intended to make complete its original filing of June 20, 1975. This data consists of Edison's Certificate of Concurrence to the Amendment to existing rate schedule as filed by Central Illinois Public Service Company on June 20, 1975. This action is in response to a deficiency letter issued by the Secretary of the Federal Power Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20988 Filed 8-11-75;8:45 am]

[Docket No. E-7631, et al.]

## CITY OF CLEVELAND, OHIO V.S. CLEVELAND ELECTRIC ILLUMINATING CO.

### Conference

AUGUST 5, 1975.

Pursuant to Section 1.3 of the Commission's Rules of Practice and Procedure (18 C.F.R. § 1.3), notice is hereby given that a public conference shall be convened on August 14, 1975, at the Office of the Federal Power Commission, 825 North Capitol Street, N.E. Washington, D.C. 20426, at 10:00 AM in Conference Room 8402. This conference will be of record. This conference is a continuation of the Commission's inquiry under Sections 202 (b) and (c) of the Federal Power Act, 16 U.S.C. §§ 824a (b) and (c), Opinion No. 644, issued January 11, 1973, Opinion No. 644-A issued March 9, 1973, and Order Directing Compliance with Previous Orders and Denying Motion, issued April 8, 1974. This inquiry is independent of matters now pending for which hearings were held on November 25-27, 1974, although information obtained may be used by any party and will be a part of the public file.

The purpose of this conference is to obtain further information and discussion regarding the situation now obtaining between the City of Cleveland, Ohio (City) and the Cleveland Electric Illuminating Company (CEI), relating to the subject matter of a motion filed with the Commission by CEI on June 9, 1975, and responded to by the City on June 24, 1975. The City is hereby ordered to produce evidence demonstrating the amount of funds currently in the escrow account which was ordered established as a repository for disputed amounts due and owing by Commission order issued April 8, 1974. The City is further ordered to produce evidence showing all payments made to CEI since April 8, 1974, as remuneration for services received over the 11 kv load transfer points, the 69 kv emergency interconnection and the 138 kv permanent interconnection. CEI is hereby ordered to provide evidence demonstrating the amount of disputed funds that it believes should be on deposit in the escrow account. CEI is further ordered to produce evidence demonstrating the amount of services rendered via the 11 kv load transfer points, the 69 kv interconnection and the 138 kv interconnection, charges for such services, and remunerations received therefor since April 8, 1974.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20989 Filed 8-11-75;8:45 am]

[Docket No. ER76-30]

## CONNECTICUT LIGHT AND POWER CO.

### Termination

AUGUST 1, 1975.

Take notice that the Connecticut Light and Power Company (CL&P) tendered for filing on July 28, 1975, a Notice of Termination of FPC Rate Schedule No. CL&P 108, HELCO 88, and WEMCO 102, effective January 29, 1975, and terminated in accordance with its terms, effective April 30, 1975. CL&P states that notice of the proposed termination has been served upon Public Service Company of New Hampshire, The Hartford Electric Light Company, and Western Massachusetts Electric Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21011 Filed 8-11-75;8:45 am]

[Docket No. ER76-34]

## CONNECTICUT LIGHT AND POWER CO.

### Termination

AUGUST 1, 1975.

Take notice that The Connecticut Light and Power Company (CL&P) tendered for filing on July 28, 1975, a Notice of Termination of FPC Rate Schedule No. CL&P 110 and WEMCO 103, effective February 21, 1975, and terminated in accordance with its terms, effective April 30, 1975. CL&P states that notice of the proposed termination has been served upon Central Maine Power Company and Western Massachusetts Electric Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-210212 Filed 8-11-75;8:45 am]





[Docket No. ER76-35]

## CONNECTICUT LIGHT AND POWER CO.

### Termination

AUGUST 1, 1975.

Take notice that The Connecticut Light and Power Company (CL&P) tendered for filing on July 28, 1975, a Notice of Termination of FPC Rate Schedule No. CL&P 96, effective February 1, 1974, and terminated in accordance with its terms, effective April 30, 1975. CL&P states that notice of the proposed termination has been served upon Bedford Gas & Edison Light Company.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21013 Filed 8-11-75;8:45 am]

[Docket No. CP76-21]

## EASTERN SHORE NATURAL GAS CO.

### Application

AUGUST 1, 1975.

Take notice that on July 18, 1975, Eastern Shore Natural Gas Company (Applicant), P.O. Box 615, Dover, Delaware 19901, filed in Docket No. CP76-21 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas in interstate commerce for storage by Consolidated Gas Supply Corporation (Consolidated) for the benefit of Applicant's customers, Stauffer Chemical Company (Stauffer) and General Foods Corporation (General Foods), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests authorization to render a service whereby deliveries of natural gas would be made by Transcontinental Gas Pipe Line Corporation (Transco) to Consolidated for injection into Consolidated's storage facilities from April 16 through November 15, in 1975 and 1976. Transco would return the gas, stored by Consolidated, from November 16, 1975, through April 15, 1976, and November 16, 1976, through April 15, 1977, to Applicant for the benefit of Stauffer and General Foods. Applicant states that Consolidated would charge rates in accordance with its Rate Schedule GSS[1] for the service rendered. The proposed volumes that would be made available are as follows:

| | Capacity volumes (thousand cubic feet) | Daily demands (thousand cubic feet) |
|---|---|---|
| Stauffer | 230,000 | 2,800 |
| General Foods | 20,000 | 185 |
| Total | 250,000 | 2,985 |

It is stated that no additional facilities would be constructed to implement the proposed plan.

The proposed storage plan is said to be in the public interest because it would assist Stauffer and General Foods in meeting their peak demands during the coldest days of the winter. The gas stored pursuant to the proposed plan would be used as feedstock and in food processing, it is alleged.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requiremens of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of

[1] The Rate Schedule GSS is indicated to provide for the following charges:

| | Before 5 percent State tax | After 5 percent State tax |
|---|---|---|
| Demand charge per thousand cubic feet of demand per month | $3.42 | $3.591 |
| Capacity volume charge per thousand cubic feet per month | .014 | .0147 |
| In charge per thousand cubic feet | .01 | .0105 |
| Out charge per month | .01 | .0105 |

the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21003 Filed 8-11-75;8:45 am]

[Docket No. ER76-31]

## HARTFORD ELECTRIC LIGHT CO.

### Termination

AUGUST 5, 1975.

Take notice that on July 28, 1975, Hartford Electric Light Company (HELCO) tendered for filing Notice of Termination of FPC Rate Schedule No. 94, which became effective April 1, 1975, and was terminated in accordance with its terms. HELCO states that the termination became effective April 30, 1975, and that notice of the proposed termination has been served on Central Maine Power Company.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21005 Filed 8-11-75;8:45 am]

[Docket No. RP73-23, RP75-104, PGA75-5a]

## LAWRENCEBURG GAS TRANSMISSION CORP.

### Filing of Tariff Sheets

AUGUST 4, 1975.

Take notice that on July 14, 1975, Lawrenceburg Gas Transmission Corporation (Lawrenceburg) tendered for filing Substitute Eleventh Revised Sheet No. 3-A to its FPC Gas Tariff, Original Volume No. 1 to replace a previously filed tariff sheet.

Lawrenceburg states that on June 26, 1975, it tendered for filing, under the terms of its Purchased Gas Cost Adjustment Provision, Eleventh Revised Sheet No. 3-A to its FPC Gas Tariff, Original Volume No. 1, in order to track a reduction in its cost of gas purchased from Texas Gas Transmission Corporation, proposed to become effective August 1, 1975.

Lawrenceburg states that subsequent to its June 26, 1975 filing, it received Commission authorization, by Order issued June 27, 1975, to place into effect on July 1, 1975, a general increase in its jurisdictional wholesale natural gas rates that it had filed on May 29, 1975 at Docket No. RP75-104.

Lawrenceburg states that in order to properly track Texas Gas' August 1, 1975 rate reduction to the revised effective July 1, 1975 tariff rates, it has submitted the subject substitute tariff sheet in which it has applied its August 1, 1975 purchased gas adjustment to the revised base rates established at Docket No. RP75-104. The revised base rates were filed on July 10, 1975 in tariff sheet Tenth Revised Sheet No. 3-A of FPC Gas Tariff, Original Volume No. 1 in compliance with Ordering Paragraph (D) of Commission Order issued June 27, 1975.

Lawrenceburg has requested waiver of the Commission's Regulations to permit its substitute tariff sheet to become effective August 1, 1975 and states that copies of its filing have been mailed to its wholesale customers, and interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 22, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20990 Filed 8-11-75;8:45 am]

[Docket No. ER76-23]

## MINNESOTA POWER AND LIGHT CO.

### Filing of Amendment to Sale Agreement

AUGUST 5, 1975.

Take notice that on July 25, 1975, Minnesota Power and Light Company (Minnesota) tendered for filing an Amendment to the Sale of Electric Capacity and Energy Agreement dated May 2, 1975, between Minnesota and Lake Superior District Power Company. Minnesota states that the capacity Agreement dated September 27, 1971, amended by a Letter Agreement dated August 22, 1973, provides therein for changing this Capacity Agreement. Minnesota's filing includes a statement of revenue comparisons for the twelve preceding months ending April 1975 and the twelve succeeding months ending April 1976. An effective date is requested as soon as possible under the Commission's Regulations.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20991 Filed 8-11-75;8:45 am]

[Docket No. ER76-25]

## MINNESOTA POWER & LIGHT CO.

### Filing of Service Agreement

AUGUST 5, 1975.

Take notice that on July 28, 1975, Minnesota Power & Light Company (Minnesota) tendered for filing a firm power Electric Service Agreement dated May 1, 1975, between Minnesota and the City of Buhl, Minnesota. Minnesota states that this Agreement supersedes and replaces the Municipal Interchange Agreement dated January 22, 1973, in FPC Rate Schedule No. 113, and the proposed firm power billings are on Schedule 90, which is the Schedule contained in Minnesota's filing of November 16, 1973, assigned FPC Docket No. E-8494. The rate was placed into effect under bond on July 19, 1974.

Minnesota states further that the service provided for in this Agreement has been included in its application for a change in rate filed with the Commission on June 18, 1975, and assigned FPC Docket No. E-9502. Minnesota requests that this Agreement become effective as soon as possible under the Commision's Regulations.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20992 Filed 8-11-75;8:45 am]





[Docket No. ER76-38]

## MISSISSIPPI POWER & LIGHT CO.

### Filing of Letter Agreement

AUGUST 1, 1975.

Take notice that on July 28, 1975, Mississippi Power & Light Company (MP&L) tendered for filing a Letter Agreement, dated June 26, 1975, between the Tennessee Valley Authority (TVA) and MP&L. MP&L states that the Agreement provides for MP&L, at the request of the TVA, to extend for three weeks (through July 19, 1975) the period during which short-term power and energy would be made available under the same terms and conditions as set forth in the Letter Agreement between these parties dated June 26, 1975, designated Supplement No. 20 to Rate Schedule FPC No. 35.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21006 Filed 8-11-75;8:45 am]

[Docket Nos. RP72-149, RP75-20 and PGA75-11]

## MISSISSIPPI RIVER TRANSMISSION CORP.

### Order Granting Reconsideration of Prior Orders, Accepting and Suspending Proposed PGA Rate Increase, and Consolidating Proceedings

AUGUST 5, 1975.

On June 24, 1975, Mississippi River Transmission Corporation (MRT) tendered for filing Thirty-Second Revised Sheet No. 3A to its FPC Gas Tariff, First Revised Volume No. 1, which (1) reflects changes in the cost of gas purchased from Trunkline Gas Company (Trunkline) and the Natural Gas Pipeline Company of America (Natural), and (2) provides for the recovery of previously disallowed Mills Ranch Field gas costs through a deferred cost adjustment. Concurrently therewith, and in support of the proposed recovery of Mills Ranch costs, MRT filed a motion for reconsideration of the prior Commission orders disallowing that recovery. MRT proposes an effective date of August 1, 1975 for the subject changes. Alternatively, MRT in effect requests that we grant limited reconsideration to permit acceptance and a one-day suspension of the tendered sheet, and consolidate the matter of recovery of the amount in MRT's deferred account applicable to its purchases of gas in the Mills Ranch Field during the period December 1974 through March 1975 with MRT's pending rate proceeding at Docket No. RP75-20.

Notice of the subject filing was issued on July 8, 1975 with protests and petitions to intervene due on or before July 14, 1975. No such protests or petitions have been received.

That portion of the instant PGA filing which deals with the Mills Ranch costs represents another attempt by MRT to recoup through the PGA clause of its FPC gas tariff the revenue losses which it incurs during the period from December to March when it sells volumes to Natural at a price lower than that which it pays producers in the Mills Ranch Field. We disallowed recovery of those costs by this method for the December 1974 through March, 1975 period in our April 24, 1975 order in Docket No. RP72-149, *et al.*, and denied MRT's application for rehearing of that order on May 19, 1975.

The subject sales from MRT to Natural were certificated for a period of two years by order issued January 11, 1974 in Docket No. CP74-29 and CP74-41.[1] In support of its instant motion for reconsideration, MRT essentially confines itself to reconstructing the history of these certificated sales in an effort to justify its current tariff filing by demonstrating the benefit which each affected party derives from this arrangement with Natural. We have had recent occasion to explore this history, both in the instant proceeding and in the proceedings recently concluded in Docket Nos. CP75-224 and CP75-226.[2] In the latter consolidated proceedings, MRT and Natural sought and were granted long-term certificates of public convenience and necessity permitting Natural to transport up to 200,000 Mcf per day of MRT's Mills Ranch volumes, 66% of which will ultimately be redelivered to MRT in Illinois and Arkansas. The remainder will be sold to Natural at 85% of the average price which MRT has paid producers for the gas during a given month. In return for the gas and the 15% reduction, Natural transports the MRT volumes free of charge, save for Natural's cost of fuel and incremental transportation expenses. This agreement becomes effective upon expiration of the existent two-year certificate, and has the comparative advantage of making price to Natural a function of cost to MRT, rather than a fixed amount per Mcf, the reasonableness of which can vary according to factors beyond the control of the parties.

In the proceedings at Docket No. CP75-224 and CP75-226, MRT convincingly demonstrated that the 15% of purchase price which it loses on the sales to Natural should be treated as a transportation expense rather than a cost of purchased gas. It was for this reason that we conditioned our June 19, 1975 grant of certificates therein so as to prevent MRT from recovering the 15% difference through use of the purchased gas clause of its FPC tariff.

Strict application of the above reasoning to the facts at bar would produce the same result: disallowance as a cost of purchased gas of the loss which MRT sustains on the gas sold to Natural. After re-examining all aspects of the subject sales, however, we are of the opinion that neither the certificate which we issued in Docket No. CP74-29, which contained no proviso prescribing treatment to be accorded losses incurred in connection with the sales there in issue, nor Section 17 of the General Terms and Conditions of MRT's FPC Gas Tariff provides a dispositive statement to how these losses should be allocated. While we are certainly not persuaded that MRT should be allowed as a matter of right to recover these losses in whole or in part from its jurisdictional ratepayers through the purchased gas clause of its tariff, we are nevertheless convinced that MRT should at least be afforded the opportunity to present and develop its case in support thereof at formal hearing. Further, we foresee no irreparable harm in permitting MRT its requested suspension, subject to refund, pending hearing and disposition of this matter. In this connection, we are mindful that Laclede Gas Company (Laclede), MRT's largest resale customer and the sole protestant in the instant proceeding, advocated such an approach in its April 10, 1975 Protest and Petition to Intervene and again in its May 19, 1975 Statement in response to our May 6 and May 12, 1975 Notices of MRT's PGA filings.

Upon reconsideration of our orders of April 24, 1975 and May 19, 1975, we find MRT's alternative request to be reasonable and proper, neither unduly burdensome to, nor opposed by, any party to the instant proceeding. We will therefore grant MRT the requested waiver, accept its June 23, 1975 filing, and allow the changes proposed therein to become effective, subject to refund, on August 2, 1975. Our review of that portion of the subject filing which proposes to track the changes in the Trunkline and Natural filings indicates that said changes are just and reasonable and therefore need not undergo suspension. Accordingly, our suspension of the subject filing is without prejudice to MRT's right to submit a revised filing, to be effective August 1, 1975, which tracks the Trunkline and Natural changes but excludes the 1.06 cents per Mcf deferred cost recovery adjustment pertaining to the MRT sale of Mills Ranch volumes to Natural. Pursuant to MRT's request and our order of May 19, 1975, we shall order the matter of recovery of said amounts consolidated with MRT's pending major rate proceeding in Docket No. RP75-20.

*The Commission finds:*

(1) Good cause has been shown to grant MRT's June 24, 1975 Motion for Reconsideration of Orders of May 19, 1975 and April 24, 1975 in the instant proceeding.

[1] *Mississippi River Transmission Corporation*, Docket No. CP74-29; *Natural Gas Pipeline Company of America*, Docket No. CP74-41.

[2] *Natural Gas Pipeline Company of America*, Docket No. CP75-224. *Mississippi River Transmission Corporation*, Docket No. CP75-226.



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(2) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that the proposed filing submitted by MRT on June 23, 1975 be accepted for filing, suspended and permitted to become effective August 2, 1975, subject to refund.

(3) The proposed changes other than those increased costs associated with the sale by MRT of Mills Ranch volumes to Natural have been reviewed and found fully justified and in compliance with the standards set forth in Docket No. R-406.

(4) The matter of recovery of the costs associated with the sale by MRT of Mills Ranch volumes to Natural should be consolidated with the pending proceedings in Docket No. RP75-20.

*The Commission orders:*

(A) MRT's June 24, 1975 Motion for Reconsideration of Orders of May 19, 1975 and April 24, 1975 in this proceeding is hereby granted, as provided in Ordering Paragraphs (B) and (E), below.

(B) MRT's Thirty-Second Revised Sheet No. 3A to its FPC Gas Tariff, First Revised Volume No. 1 is hereby accepted for filing, suspended, and permitted to become effective August 2, 1975, subject to refund, pending further Commission order in this docket.

(C) Waiver of the Commission's notice requirements is hereby granted.

(D) Within 15 days of the issuance hereof MRT may file to become effective August 1, 1975 a substitute tariff sheet reflecting costs other than those described in Docket Nos. RP72-149 and PGA 75-11 as being associated with the sale by MRT of Mills Ranch volumes of gas to Natural, which sale was certificated in Docket No. CP74-29.

(E) That portion of Docket Nos. RP72-149 and PGA75-11 dealing with the recovery of costs associated with the subject sales to Natural is hereby consolidated for purposes of hearing and disposition with the pending proceedings in Docket No. RP75-20.

(F) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20993 Filed 8-11-75;8:45 am]

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[Docket No. RP72-149]

## MISSISSIPPI RIVER TRANSMISSION CORP.

### Proposed Change in Rates

AUGUST 1, 1975.

Take notice that Mississippi River Transmission Corporation (Mississippi) on July 25, 1975 submitted Second Substitute Thirty-Second Revised Sheet No. 3A to its FPC Gas Tariff, First Revised Volume No. 1, proposed to become effective August 1, 1975.

The instant tariff sheet is being submitted pursuant to Purchased Gas Cost Adjustment (PGCA) clause of Mississippi's tariff to reflect rates filed by Trunkline Gas Company (Trunkline) pursuant to the Federal Power Commission's Order Approving Settlement and Determining Reserved Issue in Trunkline's Docket No. RP74-89 rate proceeding. Mississippi requested that such tariff sheet be substituted for Substitute Thirty-Second Revised Sheet No. 3A. (Substitute Thirty-Second Revised Sheet No. 3A itself was tendered by Mississippi on July 17, 1975 in substitution for Thirty-Second Revised Sheet No. 3A, which had been submitted to the Commission under date of June 23, 1975 concurrently with the "Motion of Mississippi River Transmission Corporation Requesting Reconsideration of Orders of May 19 and April 24, 1975, and Issuance of an Order Authorizing Recovery of Mills Ranch Field Gas Costs.")

Mississippi also submitted therewith Alternate Second Substitute Thirty-Second Revised Sheet No. 3A in the event the Commission granted the Alternate tariff sheet submitted by Trunkline, proposed to become effective August 1, 1975.

Mississippi submitted schedules containing computation supporting the rate changes to be effective August 1, 1975. Mississippi states that copies of its filing were served on Mississippi's jurisdictional customers and the State Commissions of Arkansas, Illinois and Missouri.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene unless such petition has previously been filed. Copies of the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21007 Filed 8-11-75;8:45 am]

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[Docket No. RM75-14]

## NATURAL GAS

### National Rates for Jurisdictional Sales; Order Denying Rehearing

AUGUST 4, 1975.

In the matter of National rates for jurisdictional sales of natural gas dedicated to interstate commerce on or after January 1, 1973, for the period January 1, 1975 to December 31, 1976.

On July 14, 1975, The Superior Oil Company (Superior) filed an application for rehearing and a request for a stay of the Commission's order issued June 13, 1975, in the above-entitled proceeding. By the June 13 order the Commission instituted an investigation to inquire further into the gas reserves relating to the Gulf of Mexico 1971-1972 new field gas discoveries.

On July 24, 1975, we issued an order denying the applications for rehearing filed by a number of the producers in this proceeding.

We also denied motions for a stay of the June 13 order but provided that any information submitted pursuant to the June 13 order would not be placed in the public files until August 11, 1975. For the same reasons set forth in the July 24 order we shall deny Superior's application for rehearing and its request for a stay.

The application for rehearing filed herein presents no new facts or principles of law which were not fully considered by the Commission in its June 13 order, or, which having now been considered, warrant any modification of that order.

*The Commission orders:*

(A) The application for rehearing filed herein is denied.

(B) The motion for a stay is denied.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21000 Filed 8-11-75;8:45 am]

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[Docket No. R-472]

## NATURAL GAS

### Report of Alternate Fuel Demand; Extension of Time

AUGUST 1, 1975.

In the matter of report of the alternate fuel demand of direct end use customers of interstate pipeline companies due to natural gas curtailments, FPC Form No. 69.

On July 25, 1975, El Paso Natural Gas Company and Arkansas-Missouri Power Company filed motions to extend the time within which to file FPC Form No. 69 as fixed by order issued June 25, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that El Paso Natural Gas Company and Arkansas-Missouri Power Company have until September 2, 1975, to file FPC Form No. 69.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21001 Filed 8-11-75;8:45 am]

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[Docket No. CP75-16, CP75-81, CP75-104]

## NATURAL GAS PIPELINE CO. OF AMERICA, ET AL.

### Reconvening Public Informal Conference

AUGUST 4, 1975.

In the matter of Natural Gas Pipeline Company of America, Texas Offshore Pipeline System, Inc., Amtex Offshore Pipe Line Company.

Take notice that on May 22, 1975, a public informal conference was convened, twice recessed to permit the applicants to meet separately on certain technical aspects and reconvened on June 27, 1975,[1] with respect to the applications filed in Docket Nos. CP75-16, CP75-81 and CP75-104, to explore the possibility of, *inter alia*, a single project with appropriate transmission arrangements made for the other applicants.

At the latter meeting, applicants reported that substantial progress had been made to date in the development of a joint approach to the three projects contemplated. However, in view of the complexity of the matters involved in formulation of such proposal, applicants requested the opportunity for an additional technical meeting for further discussion of this matter and were permitted to do so.

In order to facilitate the ongoing cooperative effort manifested by the applicants herein, the public informal conference will reconvene at 2:00 p.m. on August 22, 1975, in Room 5200 at the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20994 Filed 8-11-75;8:45 am]

[1] Notices of the Public Informal Conference were published in the Federal Register on May 13, 1975, (40 FR 20806), June 4, 1975, (40 FR 24055), and June 19, 1975, (40 FR 25859).





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[Docket No. RP76-1]

## NATURAL GAS PIPELINE CO. OF AMERICA

### Petition To Change to Last-in-First-Out Method of Accounting for Storage Gas Withdrawals

AUGUST 5, 1975.

Take notice that on July 15, 1975, Natural Gas Pipeline Company of America (Natural) filed herein a petition requesting the Commission to approve a change from the average cost method to the last-in-first-out (LIFO) method of accounting for storage gas withdrawals commencing October 1, 1975. In support of its request, Natural states that under its existing average cost method, it is experiencing a growing disparity between the cost of purchased gas and gas withdrawn from storage. As a result, Natural states, there is a mismatching of costs and revenues.

Any person desiring to be heard or to make protest with reference to said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Natural's filing is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20995 Filed 8-11-75;8:45 am]

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[Docket No. CP76-31]

## NORTHERN NATURAL GAS CO.

### Notice of Application

AUGUST 4, 1975.

Take notice that on July 28, 1975, Northern Natural Gas Company (Applicant), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP76-31 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of up to 5,200 Mcf of gas per day during the period between March 27 and October 26, (summer period) each year for Minnesota Gas Company (Minnesota), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that Minnesota has advised it that in order for Minnesota to assure maintenance of reliable and adequate service to its firm and small volume customers, Minnesota has entered into an agreement with Northern States Power Company (NSP) whereby NSP would accept certain volumes of gas at the St. Paul TBS at Inver Grove, Dakota County, Minnesota, from Applicant for the account of Minnesota. NSP would transport such gas, it is stated, to NSP's Westcott liquefied natural gas (LNG) plant where the gas would be liquefied and stored for Minnesota. It is stated that redelivery would be made by tank truck.

Applicant states that it has agreed to transport and deliver up to 5,200 Mcf of natural gas per day for the account of Minnesota in the summer period and at Minnesota's request, subject to Applicant's approval, on days outside the summer period.

Applicant states that it would be paid an annual demand charge for the proposed transportation which would be calculated as the product of (1) 03.9531 cents per Mcf/mile demand charge as proposed in the proceeding pending in Docket No. RP75-89[1] (2) the maximum daily volume to be delivered to NSP under the subject agreement for the summer period and (3) 10.24 (which is stated to be the mileage from Farmington to Inver Grove).

Applicant states that it proposes no new facilities for the proposed service.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Northern's filing is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-20997 Filed 8-11-75;8:45 am]

[1] Order published in FEDERAL REGISTER on May 23, 1975 (40 FR 22598), as amended.

[Docket No. E-9497]

## OHIO EDISON CO.

### Order Accepting for Filing and Suspending Proposed Rate Increase, Granting Interventions, and Establishing Dates

AUGUST 5, 1975.

On June 13, 1975, Ohio Edison Company (Ohio) tendered for filing revised tariff sheets for firm power service to twenty municipal wholesale customers (Cities).[1] The proposed rates would increase revenues from the Cities by $4,397,000 (21.8%) for the twelve month period ending June 30, 1976, which is Period II, and would amend the fuel clause to conform to Order No. 517, issued November 13, 1974. Ohio proposes an effective date of August 13, 1975, for these changes.

Ohio states that the reason for the increase in rates is that the present rates are inadequate to provide a basis for attracting capital on reasonable terms and to permit issuance of senior securities. Ohio states that the reason for the change in the fuel adjustment cluases is to bring them into conformity with § 35.-14 of the Commission's Regulations.

Notice of Ohio's filing was issued on June 20, 1975, with comments, protests, or petitions to intervene due on or before July 7, 1975. On June 25, 1975, City of Wadsworth, Ohio, filed a letter requesting extension of the notice period until July 14, 1975. The Acting Secretary on July 1, 1975, issued a notice extending the notice period until July 14, 1975.

On July 14, 1975, the Cities filed a joint petition styled as a "PETITION OF THE CITIES OF AMHERST, BEACH CITY, OHIO, ET AL., FOR LEAVE TO INTERVENE, COMPLAINT AND REQUEST FOR SUSPENSION OF RATE SCHEDULES." The Cities allege, *inter alia*, that the proposed increase follows closely on the heels of Ohio's last increase approved by the Commission on March 2, 1973, and would work a severe hardship on the Cities in that it could jeopardize their financial soundness and could impair their ability to meet obligations to holders of oustanding bonds; and that Ohio was granted a temporary emergency rate increase by the Public Utilities Commission of Ohio (PUCO) to various classes of retail customers on February 13, 1975, and that when the final amount of this retail rate increase approved is determined, the Cities could face a "price squeeze" in competing with Ohio for retail industrial loads in the face of Ohio's proposed wholesale rates herein.

The Commission must utilize a cost plus fair return standard for establishing the justness and reasonableness of wholesale rates and does not have the authority under the Federal Power Act to set wholesale rates predicated upon retail rates over which we have no jurisdiction.[2] We shall therefore limit this proceeding so as to exclude consideration of the price squeeze issue. We are aware of Cities' reliance upon *Conway Corporation* v. *F.P.C.*, 510 F. 2d 1264 (1975). However the court in *Conway* stayed its mandate pending appeal by the Commission. Accordingly, Cities may renew its request for consideration of the price squeeze issue when and if the *Conway* decision becomes final.

The Cities allege that suspension for the full statutory period is proper in this case. We believe that the circumstances of this case indicate thirty day suspension is proper. *Municipal Light Boards of Reading and Wakefield, Mass.* v. *F.P.C.*, 450 F.2d 1341 (D.C. Cir. 1971), *cert. den.*, 405 U.S. 989 (1972). The Cities request that they be permitted to intervene.

Evidence relevant to the issues raised by the instant filing should be submitted by all parties including the Commission Staff. Without limiting the rights of the parties, including Staff, in presenting such further evidence as they deem relevant and material, we hereby direct that the parties and our Staff present evidence which addresses itself to the following matters. We note that in our Order Approving Rate Settlement, in Docket No. E-7705, issued August 29, 1973, we specifically found a return on common equity of 11.79 percent and an overall return of 7.75 percent as just and reasonable for Ohio's service to these Cities. Ohio is requesting herein that it be allowed a rate of return on common equity of 15.27 percent and an overall rate of return of 10.00 percent. All parties, including Staff, are directed to present evidence specifying the factors justifying change from the rates of return we have previously approved for service to these Cities. We further note that Ohio states that its estimated construction program over the next five years is $1.44 billion and may be over $1.9 billion. All parties, including Staff, are directed to present evidence as to how their rate of return recommendations relate to Ohio's alleged financing requirements and should address themselves specifically to Ohio's statements that it has low interest coverage ratios and is currently blocked from issuance of first mortgage bonds; that Moody's has downgraded Ohio's bonds from Aaa to Aa in August, 1974, and Standard and Poor's has reduced the preferred stock rating from aa to a in January, 1975; that the market price of Ohio's stock is less than book value, resulting in the dilution of existing stockholders equity when common stock is sold; that earnings are currently barely above Ohio's current dividend; and that allowance for funds used during construction were 55% of total earnings per share for the twelve months ended April, 1975. A review of Ohio's submittal indicates that among other things, it reduced rate base by the amount of accumulated provision for deferred Federal income taxes (Account 281); functionalized general plant, common plant, and administrative and general expenses on functional plant ratios, allocated operation and maintenance expenses; and included fuel expense in the allowance for cash working capital.

Our review of Ohio's proposed rates filed herein indicates that the proposed rates have not been shown to be just and reasonable. We shall, therefore, accept Ohio's tendered tariff sheets for filing and suspend the use thereof for thirty days, when they will be permitted to become effective subject to refund. We shall also provide for an evidentiary hearing to test the lawfulness of the proposed rates.

*The Commission finds:*

(1) Ohio's filing should be accepted for filing and suspended for thirty days, as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of Ohio's proposed rate changes.

(3) "Price-squeeze" issues should be excluded from the proceeding hereinafter established.

(4) The participation of Cities in these proceedings is in the public interest.

*The Commission orders:*

(A) Ohio's filing is hereby accepted for filing and suspended for thirty days until September 13, 1975, when the proposed rates will go into effect subject to refund.

(B) Pursuant to the authority of the Federal Power Act, particularly Sections 205 and 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on November 13, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(C) On or before October 2, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Prepared testimony and exhibits of intervenors, if any, shall be served on or before October 16, 1975. Company rebuttal shall be served on or before October 30, 1975.

(D) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose, (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedure matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to § 1.18 of the Commission's Rules of Practice and Procedure.

(F) The Cities are hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission; *Provided, however*, that the participation of such intervenors shall be limited to matters affecting rights and interests specifically set forth in their petition to intervene, with the exclusion of price-squeeze issues; and *Provided, further*, that the admission of such intervenors shall not be considered as recognition by the Commission that they might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(G) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-21003 Filed 8-11-75;8:45 am]

[Docket No. ER76-27]

## PHILADELPHIA ELECTRIC CO.

### Filing of Modification of Agreement

AUGUST 5, 1975.

Take notice that on July 28, 1975 Philadelphia Electric Company (PE) tendered for filing a modification to the Extra High Voltage Transmission System Agreement between the following companies (agreement filed as each company's rate schedule, FPC number as indicated):

| | *Rate Schedule Designation (FPC No.)* |
|---|---|
| Public Service Electric and Gas Co | 42 |
| Philadelphia Electric Co | 30 |
| Atlantic City Electric Co | 5 |
| Delmarva Power & Light Co | 34 |
| Pennsylvania Power & Light Co | 48 |
| Baltimore Gas and Electric Co | 20 |
| Potomac Electric Power Co | 26 |
| Pennsylvania Electric Co | 57 |
| Metropolitan Edison Co | 36 |
| Jersey Central Power & Light Co | 30 |
| UGI Corp | 1 |

PE requests waiver of the filing requirements so that the modification can be made effective as of May 1, 1975. The modification concerns the allocation of losses for the total 500 KV system within the Pennsylvania-Maryland-New Jersey Interconnection. PE states that the filing is made on behalf of all the parties to the agreement.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 21, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20998 Filed 8-11-75;8:45 am]

[Docket No. E-9530]

## PYRAMID LAKE PAIUTE TRIBE OF INDIANS V. SIERRA PACIFIC POWER CO.

### Complaint and Petition for Declaratory Order

AUGUST 5, 1975.

Public notice is hereby given that a Complaint and Petition for Declaratory Order was filed on July 1, 1975, pursuant to Sections 1.6 and 1.7(c) of the Commission's Rules of Practice and Procedure, 18 CFR 1.6 and 1.7(c), by the Pyramid Lake Paiute Tribe of Indians (Petitioner) claiming that certain hydroelectric facilities owned by Sierra Pacific Power Company (Sierra Pacific) on the Truckee River in California and Nevada are being operated illegally. (Correspondence to: Robert S. Pelcyger, Esq., Native American Rights Fund, 1506 Broadway, Boulder, Colorado, 80302; Don B. Miller, Esq., Native American Rights Fund, 1712 N Street, NW., Washington, D.C. 20036; Robert D. Stitser, 755 Forest Street, Reno, Nevada 89502).

Petitioner claims that Sierra Pacific owns and operates the Farad Plant near Farad, California, the Fleish and Verdi Plants near Verdi, Nevada, and the Washoe Plant near Mogul, Nevada. It is further claimed that the Truckee River, on which the above-noted plants are located, is an interstate, navigable stream.

Petitioner alleges that Sierra Pacific does not now have and has never possessed a permit from the Corps of Engineers, Congressional approval, or a Federal Power Commission license to operate the four facilities.

Petitioner states that the Truckee River, which rises in California as the outlet stream of Lake Tahoe, is the main source of water for Pyramid Lake. Petitioner claims that it has relied upon the water of the Truckee River for maintenance of the level and the quality of the lake and for maintenance of the Truckee River as the natural spawning ground for lake fish which Petitioner uses for food and for barter. The Petitioner alleges that the United States, in establishing the Pyramid Lake Reservation, impliedly reserved sufficient water for the needs of the Pyramid Lawe Indians.

Petitioner further alleges that the Floriston rates for flowage of the Truckee River were designed to meet the requirements of Sierra Pacific's hydroelectric facilities. It is alleged that this flow regimen is not in the best interest of maintaining and preserving the fishery in Pyramid Lake and in the Truckee River. Petitioner is currently in the U.S. District Court for the District of Nevada attempting to establish its rights to the waters of the Truckee River. Petitioner believes that resolution of the Commission jurisdiction question is important to the District Court case.

The relief requested in the complaint is that a declaratory order be issued stating that the operation of the four hydroelectric facilities is illegal, that Sierra Pacific be required to cease operations of the four hydroelectric facilities in the absence of a Federal Power Commission license and that any further appropriate relief be granted.

Any person desiring to be heard or to make protest with reference to said complaint and petition should on or before September 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Any person wishing to become a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-21008 Filed 8-11-75;8:45 am]

[Docket Nos. CP75-322 and CP75-327]

## SOUTHWEST GAS CORP.

### Amendments to Applications

AUGUST 4, 1975.

Take notice that on July 24, 1975, Southwest Gas Company (Applicant), P.O. Box 1450, Las Vegas, Nevada 89101, filed in Docket No. CP75-322 and CP75-327 amendments to its applications of April 30, 1975,[1] and May 2, 1975,[2] respectively filed in said dockets pursuant to Section 7(c) of the Natural Gas Act for certificates of public convenience and necessity authorizing the construction and operation of a compressor station on its northern Nevada transmission system for the purpose of protecting its present and future priority 1 requirements customers and authorizing the sale of natural gas under certain *force majeure* situations, all as more fully set forth in the amendments to the applications on file with the Commission and open to public inspection.

Applicant alleges that it is amending its application in Docket No. CP75-322 because (1) large fluctuations in line pack that occur on the system from day-to-day operations require the use of a three-day consecutive peak day average rather than a single day, (2) an increased volume of gas should have been allocated to Applicant's Placer County, California, service area but was not because of a metering error of the Nevada-California border check meter, (3) the

[1] Appendix A filed as part of the original document.

[2] See *e.g.*, *Virginia Electric and Power Company*, Docket No. E-9147, order issued January 22, 1975, *Carolina Power and Light Company*, Docket No. E-8884, order issued August 26, 1974; *Wisconsin Public Service Corporation*, Docket No. E-8867, order issued August 23, 1974; and *Pacific Gas and Electric Company*, Docket No. E-7777, order issued March 14, 1974.

[1] Notice issued May 14, 1975.

[2] Notice issued May 14, 1975.

installation cost of the proposed Station No. 6 has been changed to reflect more recent cost estimates and the installation has been delayed so that the No. 6 Station would now be operational for the 1976–1977 heating season, and (4) the new volumes create new delivery capacities within the system.

Applicant states that it amends its application in Docket No. CP75–327 for sale of natural gas under an amendment of the proration of impaired deliveries subsection of the *force majure* provisions of its FPC Gas Tariff because (1) the three-day consecutive peak day average should have been used for the allocation basis, (2) the latest survey of priority 2 industrial load reveals a reduction in those requirements, (3) the metering error of the Nevada-California border check meter requires a change in the allocation percentage based on the estimated actual peak day demand for the 1974–75 heating season, and (4) the new allocation percentage have caused a change in the delivery capacities.

Applicant states that in the original application in Docket No. CP75–322 it stated that the proposed facilities would provide reliable service for priority 1 and 2 requirements customers in the 1975–1976 heating service, but amends this to state that for the 1976–1977 heating season the proposed facilities would provide reliable service to its priority 1 requirements customers. Applicant alleges that the proposed facilities would provide reliable service to present and future priority 1 and 2 requirements customers. Further, applicant states that it has been ordered by the Public Service Commission of Nevada and the California Public Utilities Commission to discontinue its moratorium on new customers and resume connecting customers, even in light of the increasing shortage of the national supply of gas and projected curtailments.

Applicant amends the environmental material that was originally filed in the application in Docket No. CP–75–322 to include an environmental report as required by Order No. 415–C of the Commission issued on December 18, 1972, it is stated.

Applicant has amended the application filed in Docket No. CP75–322 to include an explanation of the financing of the proposed construction. Applicant states in the instant amendment to application that it is having some difficulty in obtaining financing but that it ultimately expects to be able to solve its problems. Applicant states that it believes that it the necessary financing will become available, and that at such time it would hope to have the necessary authorizations. Applicant states that delays in the proposed construction are costly whether due either to lack of funds or to lack of Commission approval and that it is willing and expects to be able to perform the proposal. Applicant states further that it would be improvident for Applicant to operate its business on the assumption that it will never be able to solve its financing, and that if Applicant were to adopt this defeatist attitude it would not be in a position to move ahead on needed construction because it would be many months behind in obtaining authorizations required.

Any person desiring to be heard or to make any protest with reference to said amendments should on or before August 26, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene or notice of interventions in the instant docket need not file again.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21009 Filed 8–11–75;8:45 am]

[Docket No. CP73–27]

## STINGRAY PIPELINE CO.

### Tariff Filing

AUGUST 5, 1975.

Take notice that on July 14, 1975, Stingray Pipeline Company (Stingray), P.O. Box 1642, Houston, Texas 77001, filed in Docket No. CP73–27 Third Revised Sheet No. 4 to Original Volume No. 1 of its FPC Gas Tariff to become effective on July 1, 1975.

Stingray states that the rate level reflected in Third Revised Sheet No. 4 utilizes a 8.4% cost of debt capital (7% x 1.2) for the 75% portion of Stingray's capitalization which consists of debt. The interest charge of 8.4% for the Third quarter of 1975 has been established pursuant to the terms of the Revolving Credit and Term Loan Agreement, dated April 1, 1973 which was introduced as Exhibit No. 8 in the record in Docket No. CP73–27, *et al.*

Any person desiring to be heard or to make any protest with reference to said tariff filing should on or before August 22, 1975, file with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21010 Filed 8–11–75;8:45 am]

[Docket No. RP73–114]

## TENNESSEE GAS PIPELINE CO.

### Order Granting Motion To Remove Refund Obligation and Terminating Proceedings

On June 30, 1975, Tennessee Gas Pipeline Company (Tennessee) filed a motion requesting removal of the refund obligation established by previous Commission orders issued in this docket.

By order issued June 28, 1974, the Commission, *inter alia*, accepted for filing Tennessee's PGA rate increase filed on May 16, 1974, suspended it for one day and made it effective subject to refund on July 2, 1974. The reason for such suspension was that the PGA filing included amounts for certain small producer and emergency purchases at rates which might be excessive. By order issued August 9, 1974, the Commission granted rehearing to allow all other portions of the PGA increase to become effective without refund obligation. That portion of the PGA filing reflecting amounts for small producer and emergency purchases in excess of the national rate established by Opinion No. 699, amounting to 0.01 cents per Mcf, remained subject to refund.

Opinion 699 was issued on June 21, 1974. On December 4, 1974, the Commission issued Opinion 699–H, which increased the national rate above that originally established by Opinion 699. Opinion 699–H was made effective as of June 21, 1974, the date on which Opinion 699 was originally issued. It follows that the reasonableness of the small producer and emergency rates in question must be judged by reference to the rates established in Opinion 699–H rather than in Opinion 699. Since all of the small producer and emergency rates in question are below the level established by Opinion 699–H, it follows that Tennessee's refund obligations as to such rates should be removed. Tennessee's motion will accordingly be granted.

*The Commission orders:*

(A) Tennessee's motion filed herein on June 30, 1975, is granted. The refund obligation established by the orders issued in this docket on June 28, 1974, and August 9, 1974, is removed.

(B) The proceedings instituted by the June 28, 1974, docket herein are terminated.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

Issued August 4, 1975.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21014 Filed 8–11–75;8:45 am]





## FEDERAL RESERVE SYSTEM

### AMERIBANC, INC.

### Order Approving Acquisition of Bank

Ameribanc, Inc., St. Joseph, Missouri ("Applicant"), a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of Farmers State Bank, Princeton, Missouri ("Bank").

The application has been processed by the Federal Reserve Bank of Kansas City, pursuant to authority delegated by the Board of Governors of the Federal Reserve System, under the provisions of § 265.2(f)(24) of the rules regarding delegation of authority.

Notice of the application, affording an opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The Federal Reserve Bank has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, the eleventh largest banking organization in Missouri, controls six banks with aggregate deposits of $191.7 million,[1] representing 1.19 percent of the commercial bank deposits in the State. Acquisition of Bank, ranked 366th in the State, would increase Applicant's share of deposits to 1.24 percent, and would result in no significant increase in concentration of banking resources in Missouri.

Consummation of the proposed acquisition would neither eliminate any significant existing competition nor foreclose the development of future competition between any of Applicant's subsidiary banks and Bank. Bank ($9.3 million in deposits) is the largest of three banks in the relevant banking market, defined as Mercer County, and controls 37.45 percent of deposits therein. None of Applicant's subsidiary banks are located in the relevant market. Applicant's nearest subsidiary is Marceline State Bank which is located approximately 90 road miles southeast of Princeton. Current population per banking office ratios suggest that *de novo* entry is unlikely. Competitive considerations are, therefore, consistent with approval.

The financial and managerial resources and future prospects of Applicant, its subsidiaries and Bank are regarded as satisfactory and consistent with approval. Affiliation with Applicant should enable Bank to offer expanded services, especially in the areas of agricultural lending and trust services. These factors, as they relate to the convenience and needs of the community to be served, are consistent with approval of this application. It is the Reserve Bank's judgment that consummation of the proposed acquisition is in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order, or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Kansas City, pursuant to delegated authority.

[SEAL] WILBUR T. BILLINGTON,
*Senior Vice President.*

AUGUST 1, 1975.

[FR Doc.75–20964 Filed 8–11–75;8:45 am]

## FEDERAL OPEN MARKET COMMITTEE

### Domestic Policy Directive of June 16–17, 1975

In accordance with § 271.5 of its rules regarding availability of information, there is set forth below the Committee's Domestic Policy Directive issued at its meeting held on June 16–17, 1975.[1]

The information reviewed at this meeting suggests that real output of goods and services—after having fallen sharply for two quarters—has leveled off in the current quarter. In May retail sales strengthened considerably. Industrial production declined slightly further, but total employment advanced for the second consecutive month. The unemployment rate increased again, from 8.9 to 9.2 percent, as the civilian labor force rose substantially further. The rise in average wholesale prices of industrial commodities continued to be slow; prices of farm and food products increased moderately further. The advance in average wage rates so far this year has been considerably less rapid than the increase during the second half of 1974.

The foreign exchange value of the dollar has changed little since mid-May. The U.S. foreign trade balance continued in substantial surplus in April, but at a rate much reduced from the first quarter. After large net outflows in the first quarter, there was a small net inflow of funds through banks in April, as liabilities to foreigners rose more than claims.

Growth in $M_1$, $M_2$, and $M_3$ was substantial in May, reflecting in part large Federal income tax rebates deposited at both banks and nonbank thrift institutions. Business demands for short-term credit both at banks and in the commercial paper market remained unusually weak, while demands in the long-term market continued very strong. Market interest rates in general changed little during the latter part of May, but since then rates in longer-term markets and on Treasury bills have declined. Mortgage rates have eased over the past month.

In light of the foregoing developments, it is the policy of the Federal Open Market Committee to foster financial conditions conductive to stimulating economic recovery, while resisting inflationary pressures and working toward equilibrium in the country's balance of payments.

To implement this policy, while taking account of developments in domestic and international financial markets, the Committee seeks to achieve bank reserve and money markt conditions consistent with moderate growth in monetary aggregates over the months ahead.

By order of the Federal Open Market Committee, August 6, 1975.

ARTHUR L. BROIDA,
*Secretary.*

[FR Doc.75–20968 Filed 8–11–75;8:45 am]

## FIRST SECURITY CORP.

### Order Approving Formation of Bank Holding Company

First Security Corporation, Sutherland, Nebraska, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through acquisition of 89 percent or more of the voting shares of First Security Bank, Sutherland, Nebraska ("Bank").

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).[1]

On April 21, 1975, the Federal Reserve Bank of Kansas City, acting pursuant to the Board's Rules Regarding Delegation of Authority, 12 CFR 265.2(f), approved the instant application. By telegram received on April 25, 1975, First Security Corporation, Salt Lake City, Utah, claiming to be adversely affected by the approval, petitioned the Board for review of the action taken by the Federal Reserve Bank of Kansas City. Acting pursuant to

[1] Unless otherwise indicated all banking data are as of December 30, 1974, and reflect all bank holding company applications approved by the Board through May 19, 1975.

[1] The Record of Policy Actions of the Committee for the meeting of June 16–17, 1975, is filed as part of the original document. Copies are available on request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

[1] First Security Corporation, Salt Lake City, Utah ("Protestant"), has objected to this application alleging that unfair competition would result from public confusion of the two corporations deriving from the fact that the names of the two corporations are identical. The Board has determined that resolution of such allegations rests with the courts and is not properly within the jurisdiction of the Board under section 3(c) of the Act. In any event, the Board, on the record before it, finds that use of the name "First Security Corporation" by Applicant is not an unfair method of competition against Protestant as the two firms are not in competition with one another, neither firm operating in the same geographic market as the other.

12 CFR 265.3, Governor Bucher subsequently requested this review by the Board.

Applicant, a non-operating corporation with no subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank. Bank (deposits of $3.6 million)[2] is the only bank in Sutherland, an agriculturally oriented community with a population of approximately 840 persons. Bank is the fourth largest of eight banks in the relevant banking market[3] and 325th largest bank in the State of Nebraska. Upon acquisition of Bank, Applicant would control approximately 4 percent of the total deposits in commercial banks in the relevant market and considerably less than one percent of such deposits in the State. The proposal represents merely a reorganization of the existing ownership of Bank and it appears that consummation of the proposal would not adversely affect existing or potential competition nor would it increase the concentration of banking resources in any relevant area. Principals of Applicant are principals of four other Nebraska banks, none of which compete in the relevant banking market. Accordingly, the Board regards competitive considerations as being consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, which are considered generally satisfactory and consistent with approval of the application. The debt to be assumed by Applicant as a result of the proposal appears to be serviceable from the income to be derived from Bank without having an adverse effect on the financial condition of either Applicant or Bank. Accordingly, banking factors are regarded as being consistent with approval. Although consummation of the transaction would have no immediate effect on the area's banking needs, considerations relating to the convenience and needs of the community to be served are consistent with approval of the application. It is the Board's judgment that consummation of the proposed transaction would be in the public interest and that the application to acquire Bank should be approved.

On the basis of the record, the application is approved for the reasons set forth above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

[2] All banking data are as of October 15, 1974.

[3] The relevant banking market is approximated by Lincoln County.

By order of the Board of Governors,[4] effective August 6, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20965 Filed 8-11-75;8:45 am]

## FIRST SECURITY CORP. OF KENTUCKY

### Order Approving Formation of Bank Holding Company

First Security Corporation of Kentucky, Lexington, Kentucky, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through acquisition of 100 percent (less directors' qualifying shares) of the voting shares of the successor by merger to First Security National Bank and Trust Company of Lexington, Lexington, Kentucky ("Bank"). The bank with which Bank is to be merged has no significance except as a means to facilitate the acquisition of Bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).[1]

Applicant, a non-operating corporation with no subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank. Bank (deposits of $318.8 million)[2] is the largest of 22 banks in the relevant banking market,[3] and the fourth largest bank in the State of Kentucky. Upon acquisition of Bank, Applicant would control approximately 32 percent of the total deposits in commercial banks in the relevant market and approximately 3.5 percent of such deposits in the State. The proposal represents merely a reorganization of the existing ownership of Bank and it appears that consummation of the proposal would not adversely affect existing or potential competition nor would it increase the concentration of banking resources in any relevant area. Accordingly, the Board regards competitive considerations as being consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, which are dependent on those of Bank, are considered generally satisfactory and consistent with approval. Accordingly, banking factors are regarded as consistent with approval. Although consummation of the transaction would have no immediate effect on the area's banking needs, considerations relating to the convenience and needs of the community to be served are consistent with approval of the application. It is the Board's judgment that consummation of the proposed transaction would be in the public interest and that the application to acquire Bank should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Cleveland pursuant to delegated authority.

By order of the Board of Governors,[4] effective August 6, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20966 Filed 8-11-75;8:45 am]

[4] Voting for this action: Vice Chairman Mitchell and Governors Bucher, Wallich and Coldwell. Absent and not voting: Chairman Burns and Governors Holland and Jackson.

[1] First Security Corporation, Salt Lake City, Utah ("Protestant"), has objected to this application alleging that unfair competition would result from public confusion of the two corporations deriving from the fact that the names of the two corporations are similar. The Board has determined that resolution of such allegations rests with the courts and is not properly within the jurisdiction of the Board under section 3(c) of the Act. In any event, the Board, on the record before it, finds that use of the name "First Security Corporation" by Applicant is not an unfair method of competition against Protestant as the two firms are not in competition with one another, neither firm operating in the same geographic market as the other.

[2] All banking data are as of December 31, 1974.

[3] The relevant banking market is approximated by the Lexington Standard Metropolitan Statistical Area.

## OSBORNE INVESTMENTS, INC.

### Order Approving Formation of Bank Holding Company and Retention of Insurance Agency Activities

Osborne Investments, Inc., Osborne, Kansas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through acquisition of 90 percent or more of the voting shares of The Farmers National Bank of Osborne, Osborne, Kansas ("Bank"). Applicant has also applied, pursuant to section 4(c)(8) of the Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to retain the general insurance agency business (in a town with a population of less than 5,000) presently operated under the name of Osborne Investments, Inc., Osborne, Kansas ("Agency"). Such activities have been determined by the Board to be closely related to banking (12 CFR 225.4(a)(9)(iii)(a)).

Notice of the applications, affording opportunity for interested persons to submit comments and views, has been given in accordance with sections 3 and 4 of the Act (40 FR 26587). The time for filing comments and views has expired, and the applications and all comments received have been considered in light of the factors set forth in section 3(c) of the Act, and the considerations specified in section 4(c)(8) of the Act.

Applicant was organized in December 1974 for the purposes of becoming a bank holding company through acquisition of Bank and of operating an insurance agency business. Bank, with deposits of approximately $8 million, representing .1 of one percent of the total commercial bank deposits in Kansas,[1] is the second largest of 5 banks located in the relevant banking market.[2] Inasmuch as Applicant has no existing subsidiary banks and the proposal represents merely a restructuring of Bank's ownership, the acquisition of Bank by Applicant would have no adverse effects on competition within the area served by Bank. Accordingly, it is concluded that competitive considerations are consistent with approval of the application.

The financial condition, managerial resources, and prospects of Bank are regarded as satisfactory and consistent with approval of the application. The management of Applicant is satisfactory, and Applicant's financial condition and prospects, which are dependent upon profitable operations of both Bank and the insurance agency, appear favorable. Although Applicant will incur debt in connection with the proposal, the projected income from Bank and the insurance agency activities should provide sufficient revenue to service the debt without impairing the financial condition of Bank. Accordingly, considerations relating to banking factors are consistent with approval of the application. Considerations relating to convenience and needs are also regarded as being consistent with approval of the application to acquire Bank. It is the Board's judgment that consummation of the proposal to form a bank holding company would be consistent with the public interest and the application should be approved.

Applicant has also applied to the Board to retain ownership of the insurance agency business, pursuant to § 225.4(a)(9)(iii)(a) of Regulation Y, which it purchased in January 1975. The agency would continue to act as a general insurance agent or broker with respect to automobile, life, health, fire and casualty insurance in the town of Osborne, Kansas, which has a population of less than 5,000. It does not appear that the retention of the insurance agency business would have any significant effect on existing or future competition. On the other hand, approval of the application would assure residents of the area of the continuance of a convenient source of insurance services, which factor the Board regards as being in the public interest. There is no evidence in the record indicating that consummation of the proposal would result in any undue concentration of resources, unfair competition, conflicts of interest, unsound banking practices or other adverse effects on the public interest.

Based on the foregoing and other considerations reflected in the record, the Board has determined that the considerations affecting the competitive factors under section 3(c) of the Act and the balance of the public interest factors the Board must consider under section 4(c)(8) both favor approval of Applicant's proposals.

Accordingly, the applications are approved for the reasons summarized above. The acquisition of Bank shall not be made (a) before the thirtieth calendar day following the effective date of this Order; nor (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Kansas City pursuant to delegated authority. The determination as to Applicant's insurance activities is subject to the conditions set forth in § 225.4(c) of Regulation Y and to the Board's authority to require reports by, and make examinations of, holding companies and their subsidiaries and to require such modification or termination of the activities of a bank holding company or any of its subsidiaries as the Board finds necessary to assure compliance with the provisions and purposes of the Act and the Board's regulations and orders issued thereunder, or to prevent evasion thereof.

By order of the Board of Governors,[3] effective August 1, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-20967 Filed 8-11-75;8:45 am]

[4] Voting for this action: Vice Chairman Mitchell and Governors Bucher, Wallich and Coldwell. Absent and not voting: Chairman Burns and Governors Holland and Jackson.

[1] All banking data are as of June 30, 1974.

[2] The market is approximated by Osborne County, excluding the town of Natoma.

[3] Voting for this action: Chairman Burns and Governors Bucher, Wallich, and Coldwell. Absent and not voting: Governors Mitchell, Holland, and Jackson.

## GENERAL SERVICES ADMINISTRATION

### GENERAL ACCOUNTING OFFICE

### Transfer of Audit Function; Detailed Plan for Transfer of Functions and Personnel to the General Services Administration

Title II of the General Accounting Office Act of 1974 (Public Law 93-604), hereinafter referred to as "the act," authorizes the transfer of the function of auditing all Government transportation freight and passenger bills from the General Accounting Office (GAO) to the General Services Administration (GSA). In addition, section 203(c) of the act calls for publication in the FEDERAL REGISTER of a detailed transfer plan as follows:

> At least sixty days prior to the effective date determined under subsection (a), the Administrator of General Services shall establish a detailed plan for the transfer of functions and personnel under this title and shall publish such plan in the Federal Register. Such plan shall be based on a thorough survey of the availability of transportation to any new location for functions and personnel transferred and of the availability of parking facilities and food, health, and other services for personnel transferred, and shall include a detailed description of a personnel development program to be conducted by the Administrator of General Services to assure the establishment and maintenance of procedures which guarantee equal employment opportunities, promotion opportunities, employment and career counseling, and training and career development for personnel who are transferred.

Pursuant to section 203(c) of the act, the following is the detailed plan for the transfer of functions and personnel under Title II of the act. This plan is divided into three parts: Part I, General; Part II, Personnel Development Program; and Part III, Services Available at the New Location.

#### PART I

#### GENERAL

The Comptroller General of the United States and the Administrator of General Services have agreed to transfer the Transportation and Claims Division of the General Accounting Office (GAO) to the General Services Administration (GSA) on October 12, 1975. It is planned to organizationally locate the function in the Federal Supply Service (FSS), Office of Transportation and Public Utilities.

The function will become part of the Office of the Assistant Commissioner for Transportation and Public Utilities. The highest graded position being transferred will be designated as the Deputy Assistant Commissioner for Transportation Audit. Under the Deputy Assistant Commissioner, there will be three divisions: The Transportation Audits Division; the Planning, Procedures, and Services Division; and the Automated Transportation Audit Systems Division. The existing branch and section structure will be kept intact for the foreseeable future.

It is planned to physically relocate the function and the transferred employees into a leased building in the District of Columbia during the latter part of October 1975. The data processing equipment that supports the function and the personnel who operate it will not physically move from the GAO Building, but will be organizationally transferred. The necessary legal support for the function will be physically located in the leased space.

It is the intent of FSS that the employees being transferred will become part of the established bargaining unit exclusively represented by the National Federation of Federal Employees (NFFE) Local 1642. However, on the transfer date, FSS will file a Clarification of Unit







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Petition with the Assistant Secretary of Labor for Labor-Management Relations, U.S. Department of Labor, to determine whether the action is consistent with Executive Order 11491, as amended.

PART II

PERSONNEL DEVELOPMENT PROGRAM

A. *General.* The Federal Supply Service (FSS) of the General Services Administration (GSA) conducts a full range of highly effective programs designed to assure every employee ample opportunity for career enrichment. These programs have been evaluated and approved by the Civil Service Commission (CSC) and meet or exceed all relevant CSC standards for such programs. All personnel development programs presently available to transportation audit employees within the General Accounting Office (GAO) are likewise provided by FSS.

While some structural distinctions between the FSS and GAO employee development programs are apparent, the GSA and GAO programs are fundamentally similar and are designed to achieve the same career enrichment goals. In some instances, special developmental activities, such as specialized training courses, have been furnished by GAO to be responsive to the specific peculiarities of the transportation audit discipline. In instances in which such developmental voids are identified within existing FSS programs, the FSS programs will be augmented to incorporate those activities, or some satisfactory equivalent. In most instances, however, careful comparative review demonstrates that existing FSS employee development programs are functionally similar to those practiced in GAO. A brief outline of these FSS programs in relation to the comparable GAO programs is furnished in the paragraphs below. Copies of any GSA issuances cited in this statement and copies of existing GSA–FSS training agreements are available for reference from: Personnel Division (FAE), Federal Supply Service, GSA, Room 925, Crystal Mall Building 4, Washington, D.C. 20406.

B. *Equal Employment Opportunity (EEO) Program.* Like GAO, GSA has an active and comprehensive EEO program. A full presentation of this program is provided in the GSA Handbook, GSA Equal Employment Opportunity Program (ADM P 1090.7). On an agency level, the EEO program is administered by the Office of Civil Rights, which is organizationally attached to the Office to the Administrator. Within FSS, there is a full-time EEO Staff of six, which is organizationally located in the Office of the Executive Director.

The EEO Staff in FSS is charged with the responsibility of implementing and maintaining an effective EEO program which is responsive to the changing needs of all FSS employees. The EEO Staff is available to discuss the concerns of FSS employees at all times. Specifically, the EEO Staff is responsible for providing centralized guidance and coordination to the EEO effort in Central Office, FSS, and for recommending the necessary policies and procedures to enhance the total program. Some of the activities used by FSS to achieve EEO objectives are described below:

1. *Counseling Program.* The EEO Staff coordinates the activities of numerous part-time EEO counselors. There are trained EEO counselors in each major program area, and there is an overall ratio of about one EEO counselor for each 100 FSS employees. Accordingly, at least four additional counselors will need to be selected from the transportation audit employees transferring to GSA–FSS. These counselors serve as a liaison between employees and management. They provide an open and sympathetic channel through which an employee may raise questions, discuss or resolve complaints of discrimination, and obtain resolutions of other related personnel problems on an informal basis.

2. *Affirmative Action Plan.* The annual Affirmative Action Plan is a specific statement of goals and objectives for EEO program implementation for the coming year. It consists of a narrative plan of implementation, work force analysis, numerical goals and timetables, assignment of responsibilities for specific goals, and target dates for implementation. FSS Affirmative Action Plans and EEO Progress Reports are prepared quarterly to monitor and evaluate progress and accomplishments under the Affirmative Action Plan.

3. *Federal Women's Program.* A Federal Women's Program Coordinator has been designated at the agency level, and another will be designated at the FSS level in the near future. The day-to-day purpose of the program is to ensure that all women are provided with opportunities for career development by furnishing assistance to women in identifying realistic career goals, developing career plans, and formulating developmental strategies for achieving their goals through utilization of upward mobility, career counseling, and other training programs. Program effectiveness is monitored and evaluated within FSS through the use of a monthly Report of Appointments, Promotions, and Upward Mobility of Women.

4. *Spanish-Speaking Program.* The immediate objectives of the GSA–FSS Spanish-Speaking Program focus on an intensive recruitment effort to attract qualified Spanish-speaking individuals into the FSS work force. Long range objectives of the program relate to assurance of career advancement opportunities for Spanish-speaking Americans within the work force.

C. *Merit Promotion System.* GSA has a formally established merit promotion plan which has been approved by the CSC. This plan is provided in the GSA Handbook, Employee Appraisal System and Merit Promotion Plan (OAD P 3630.1A). The policies and procedures of this system will apply to all transportation audit personnel who transfer to GSA. The methods incorporated into the GSA system are fundamentally similar to those described in GAO's "Promotion Policy and Procedures Manual," and where competitive promotion procedures apply, both use the basic approach of convening impartial employee evaluation panels to develop selection evaluation criteria for the position and to rank eligible candidates into categories defining relative degree of qualification based upon those criteria. GSA makes use of this method at all levels through GS–15 (and sometimes at supergrade levels). The criteria used by GSA normally includes some combination of whichever of the following factors are appropriate to the responsibilities of the position (with relative weights assigned according to degree of importance): performance rating, assessment of potential, experience, formal education, and job-related training. Management usually will select from among those candidates ranked in the "highly qualified" group. Any GSA employee is entitled to apply in response to any vacancy announcement. But only those who satisfy minimum CSC qualification standards for the vacant position, as determined by the Personnel Office, can receive competitive consideration by an evaluation panel.

It is important to note that following months of work with representatives of the Civil Service Commission's Bureau of Policies and Standards, FSS has been one of the first Government organizations to establish standardized merit promotion evaluation criteria which are validated by the job element analysis technique recommended by CSC researchers. So far, this has been accomplished for certain proceurement agent positions and is in the process of being finalized for senior-level managerial positions. It is possible that the evaluation criteria being developed for managerial positions will be used as a model for Government-wide application. The application of the job element analysis techniques will be gradually expanded to cover the maximum number of FSS position categories which is practical, but it will be quite some time before nonmanagerial transportation audit positions can be incorporated into the program.

D. *Training and career development.* The management of FSS is strongly committed to the vigorous use of training and career development activities to assist employees in reaching their fullest career potential and to achieve optimum utilization of employee skills and abilities. Consequently, a broad array of training and developmental programs is available to employees and supervisors to facilitate realization of these mutual goals. Collectively, these various programs (which will be described more fully below) furnish a wide variey of developmental opportunities for every grade level and career stage. Used individually or in selective combination, they offer sufficient flexibility to satisfy the specific training and developmental needs of almost every employee. In FSS, formal training is coordinated by the Training Division; i.e., classroom and correspondence courses. Programs involving rotational and developmental assignments are coordinated by the Personnel Division.





There is considerable similarity in functional characteristics and goal orientation between the GAO training and career development programs used by transportation audit employees and the programs used in FSS. Consequently, it is anticipated that integration of the vital substance of the GAO transportation audit programs into the adaptable structures of the existing FSS programs can be eventually accomplished with no sacrifice of qualitative developmental benefits by transportation audit employees. The preservation and integrity of specialized content elements of training which are peculiar to the transportation audit mission, such as for Freight Rate Specialists, can be assured. The operational continuity of transportation audit training activities will be maintained within the GAO program structure until such time as the programs can be satisfactorily absorbed and integrated within the FSS structure. Upon the effective date of the transfer of transportation audit employees to GSA–FSS, selections of participants for entrance into training and career development programs (including residual GAO programs) will be performed in a fashion consistent with the GSA Performance Appraisal System and Merit Promotion Plan in every case in which competitive procedures apply. Most formal training courses are excluded from competitive procedures, except in cases where completion of a particular course is a prerequisite for, and normally leads to, promotion to a specific position.

In summary, FSS offers a well-rounded and comprehensive training and career development program which will provide excellent career enrichment benefits to the transportation audit employees who will join GSA. Below are brief descriptions of the major programs used by FSS in this area:

1. *Formal training courses:*

a. *Adult education.* The FSS Adult Education Program consists of a number of courses conducted by volunteer instructors during the lunch period. The program enables employees to choose a subject of interest and learn along with their co-workers in an informal environment. While the courses offered vary from semester to semester depending on the interest of participants and the availability of instructors, a typical semester offering would include the following classes: Speechcraft, Basic Conversational Spanish I, Procurement Law I, Specifications, College Math, Financial Management, Arithmetic, Chemistry, Personnel Management, Investment Analysis, and Fundamentals of Marketing.

b. *Correspondence courses.* A wide variety of Department of Defense correspondence courses are available at no cost to Federal employees, many of which have been determined to be appropriate for FSS personnel. Sample offerings include Fundamentals of Procurement, Introduction to Inventory Management, Formulation Specifications, Fundamentals of Management, Management Analysis, Statistical Sampling, and Introduction to Computer Programing.

Additional offerings responsible to the needs of transportation audit employees wil be made available, as appropriate.

c. *Interagency and internal training courses.* Various courses related to the FSS mission are sponsored and conducted by FSS in Crystal Mall Building 4, and are available to qualified GSA employees as well as employees of other agencies. Most of these courses are of 5 days duration, and are conducted during regular working hours. Additional "in-house" course offerings related to the transportation audit function may be developed by the FSS Training Division if it becomes apparent that doing so would be the most effective and efficient method of providing such training. Current "in-house" course offerings include: Small Purchases, Contracting by Formal Advertising, Government Contract Negotations, Government Contract Administration, Storage and Materials Handling, Inventory Control of Supplies and Materials and Economic Order Quantity Techniques, Federal Supply Schedules, Basic Procurement, Value Management, Management for FSS Supervisors, Effective Executive Workshop, Management by Objectives, Course for Coaches of Trainees, and Labor/Management Relations for Supervisors.

In addition, job-related training is available from the Civil Service Commission, Department of Agriculture, Department of Defense, local schools and universities, and other organizations involved in providing training.

d. *Orientation for transportation audit suprevisors.* The FSS Training Division is currently developing an orientation course for transportation audit supervisors focusing on GSA–FSS policy and procedures relating to employee appraisal, merit promotion, labor management relations, equal employment opportunity, and other areas of supervisory responsibility.

2. *Developmental and rotational assignment programs.* Provided below are descriptions of the various programs in this category which are used in FSS. GSA's Training and Advancement Program (TAP) is designed to achieve the same developmental goals as the Transportation Clerk rotational program within the Transportation and Claims Division (TCD) of GAO. Likewise, the developmental opportunities available through GSA's Career Advancement Program (CAP) correspond to the basic principles underlying TCD's Freight Rate Specialist Training Program. The FSS Personal Property Management Training Program (PPMT) is the equivalent of GAO's Preprofessional Training Program.

a. *Training and Advancement Program (TAP).* TAP provides an opportunity for lateral and upward mobility of clerical and other subprofessional fields. Candidates are selected in accordance with the GSA Employee Appraisal System and Merit Promotion Plan, and are eligible for promotion or reassignment to target positions after successfully completing 1 year of training. Trainees enter as grades GS–2 through GS–9. Some representative occupational series (additional series can be added for transportation audit employees) for this program are:

| *GS series* | *Position classification title* |
|---|---|
| 203 | Personnel assistant. |
| 301 | General clerical and administrative. |
| 1105 | Purchasing. |
| 1106 | Procurement clerk. |
| 2005 | Supply clerk and Technician. |
| 2134 | Shipping clerk. |

Those eligible for consideration are employees who meet CSC qualification requirements or possess overall backgrounds that strongly indicate a potential for successful performance in new positions.

b. *Career Advancement Program (CAP).* CAP enables professional, administrative, and technical employees in grades GS–5 through GS–15 to compete for reassignment to careers in new occupational series on the basis of their demonstrated potential for development and advancement.

Candidates are selected in accordance with the GSA Employee Appraisal System and Merit Promotion Plan. Participants are eligible for promotion and reassignment to target positions after successfully completing one year of CAP training.

c. *Cooperative Work-Study Program (CO-OP).* In this cooperative education-employment program, students undergo alternate periods of planned work experience with Central Office, GSA, or with one regional office, and related college level studies in a cooperative and correlated curriculum in which work experience is a prerequisite to earning a degree.

d. *Personal Property Management Training Program (PPMT).* Trainees under this program receive training in FSS operating and staff functions. Entry is at the GS–5 or GS–7 level with promotion to GS–9 upon successful completion of the prescribed 1- or 2-year training period. Trainees receive on-the-job training, special projects, and rotational assignments in program offices. The program includes promotion at the end of each year's training if the trainee meets the conditions of the agreement. Participants are selected from among GSA employees in accordance with the GSA Employee Appraisal System and Merit Promotion Plan, and from those who have been selected from the Professional and Administrative Career Examination (PACE) Registers of the Civil Service Commission.

The program objective is to attract outstanding undergraduate students to GSA whose academic studies are related to professional practices in GSA and to provide a program in which the individual is enabled to perform work in GSA related to studies. The combination of academic background and on-the-job training under this program produces exceptionally qualified employees.

e. *Management Intern Training Program (MI).* This program is designed for highly qualified college caliber personnel who have demonstrated the potential to attain mid-management and upper management position levels with GSA. Interns enter the program at GS–7 or GS–9 levels.

The first year consists of rotational assignments through several GSA services which lead to permanent assignments to one of the services or staff offices in the second year.

Selections are made from two sources: The Management Intern Register of the Professional and Administrative Career Examination and from among incumbent GSA employees who qualify under the GSA Employee Appraisal System and Merit Promotion Plan.

Selectees must also have demonstrated to an evaluation panel, through oral examination, the potential for successful program participation.

f. *Nationwide Cross-Training Agreement (NCT).* This program provides: (1) Employees with an opportunity to obtain experience in new career fields, (2) planned movement of personnel to increase their program familiarity, (3) broadening of employees' skills to strengthen individual qualifications for higher level assignments, and (4) development of the qualifications of employees for meeting FSS executive manpower replacement needs.

Program objectives are accomplished through reciprocal cross-training personnel exchanges with and between FSS, Central Office and regional offices. Duration of assignment is from 6 months to 3 years, with promotion eligibility accrued after 1 year. Trainees are selected by management from employees in grades GS–5 through GS–15, including wage grade equivalents, who meet applicable requirements based upon demonstrated or CSC qualifications.

E. *Employment and career counseling.* FSS considers counseling to be an ongoing day-to-day responsibility shared mutually between supervisor and subordinate. In some instances, however, more specialized counseling may be required. In recognition of this fact, a variety of counseling avenues are open to FSS employees.

1. *Employee relations counseling.* FSS has a full-time employee and labor relations specialist who is available to provide expert advice on personal, financial, employee benefits, retirement, and similar matters.

2. *Career development and upward mobility counseling.* This counseling includes developing realistic career goals, designing strategies to achieve career goals, and defining the relative merits of and eligibility for GSA–FSS career development programs. FSS has full-time career development specialists who can assist with special individual problems in these areas. In addition, personnel management specialists and training contacts are able to answer routine questions relating to career development programs and will be available onsite at the transportation audit location.

3. *Training counseling.* Advice regarding formal training courses (including catalog reference, course availability, eligibility requirements, feedback on course quality and content, and course recommendations) is available from the FSS Training Division. In addition, FSS has designated a training contact in each major program area to enhance the convenience of obtaining training counseling. FSS plans to designate an onsite training contact for transportation audit employees.

4. *Equal employment opportunity counseling.* EEO counselors are available to discuss and assist in resolving problems of discrimination on the basis of race, sex, religion, national origin, or other nonmerit factors. At least four EEO counselors will be available onsite for transportation audit employees.

5. *General counseling.* Personnel Management Specialists will be available onsite to transportation audit employees to provide advice, information, and assistance on a broad range of subjects which coincide with their professional training and experience.

6. *Employee appraisal counseling.* In FSS, supervisors are responsible for counseling subordinates in conjunction with the annual review of employee performance ratings and potential assessments. Normally, these counseling sessions include discussions of the ratings themselves, performance goal setting, employee work preferences, career goals and how they might best be accomplished, and training and development needs of the employee.

F. *Summary.* In summary, the Administrator of General Services is confident that GSA and FSS programs for EEO, merit promotion, training and career development, and employment and career counseling are thorough and of the highest quality. Transportation audit employees transferring from GAO will find that career enrichment opportunities in FSS are extensive for employees willing to take the initiative to satisfy their developmental needs. Distinctive content features of the GAO training and career development programs which are vital to the developmental needs of transportation audit employees will be incorporated into the GSA–FSS programs in some equivalent fashion if they are currently absent.

## PART III

### SERVICES AVAILABLE AT THE NEW LOCATION

A. *New location.* It is planned to relocate most of the transportation audit function employees from the GAO Building to the Chester Arthur Building located at 425 Eye Street, N.W., Washington, DC. GSA has leased 88,188 net useable square feet, on the second and third floors of this new modern high-rise building to house the more than 400 GAO employees who are to be transferred to GSA. The building is one block from the GAO Building where the employees are presently located. Approximately eight transportation audit function employees will remain with the computer facility in the GAO Building.

B. *Services available.* The following is a description of the services and facilities which will be available to the employees in the Chester Arthur Building.

1. *Parking facilities.* There are two floors of parking in the basement controlled by a private parking firm. The charge for parking is $25.00 per month. The GAO Employees Association parking lot is across the street from the Chester Arthur Building. The transferred employees will be able to continue their membership in the GAO Employee Association as associate members and continue to park in the Association's lot if they so desire. Any transferred employee presently in a corpool, parking in the GAO Building, will be able to continue in that carpool.

2. *Transportation.* Since the new location is only one block from the GAO Building, none of the transferred employees should have to make changes in their present use of public transportation.

3. *Health facilities.* The transferred employees will continue to have access to the public health facility operated by HEW in the GAO Building and receive the services provided by that facility.

4. *Eating facilities.* Presently there are some vending machines in the building to provide on-the-spot food. GSA plans to establish in the near future a take-out food facility as provided under the Randolph-Sheppard Act. The closest cafeteria is the one located in the GAO Building. The commercial eating establishments in the area will be those that are near the employees' present location.

5. *Credit union.* The employees will be able to continue as members of the GAO credit union if they so desire and make use of its facilities in the GAO Building. They may also become members of the GSA credit union which will make arrangements to conduct business in the new location on a part-time basis.

6. *Personnel office services.* The FSS personnel office will have space in the Chester Arthur Building and will have staff available for employee counseling for career development, retirement planning, employee benefits, and all other aspects of the personnel office.

7. *Training services.* Within the leased space a training room will be furnished with all the necessary visual aids for conducting employee training. The FSS training staff will be available to conduct training courses, as needed, in this facility.

8. *Building security.* The Chester Arthur Building has full security services. There are guards on all entrances. Appropriate identification is necessary to gain access to the work areas.

ARTHUR F. SAMPSON,
*Administrator of General Services.*

AUGUST 6, 1975.

[FR Doc.75-21078 Filed 8-11-75;8:45 am]





## NUCLEAR REGULATORY COMMISSION

### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS SUBCOMMITTEE ON THE SOUTH TEXAS PROJECT, UNITS 1 AND 2

#### Notice of Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the ACRS Subcommittee on the South Texas Project, Units 1 and 2, will hold a meeting on August 27, 1975 at the Oasis Motel, Highway 35–W, Bay City, Texas 77414. The purpose of this meeting is to continue the ACRS review of the application of the Houston Lighting and Power Company for a permit to construct the South Texas Project, Units 1 and 2.

The agenda for the subject meeting shall be as follows:

*Wednesday, August 27, 1975, 8:30 a.m., until the conclusion of business.* The Subcommittee will hear presentations by representatives of the NRC Staff and the Houston Lighting and Power Company and will hold discussions with these groups pertinent to its review of the application of the Houston Lighting and Power Company for a permit to construct the South Texas Project, Units 1 and 2.

In connection with the above agenda item, the Subcommittee will hold Executive Sessions, not open to the public, at 8 a.m. and at the end of the day to consider matters relating to the above application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Subcommittee may hold closed sessions with representatives of the NRC Staff and Applicant for the purpose of discussing privileged information concerning plant physical security and other matters related to plant design, construction, and operation, if necessary.

I have determined, in accordance with Subsection 10(d) of Public Law 92–463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held, if necessary, to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552(b). Further, any nonexempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Subcommittee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 20, 1975 to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555. Background information concerning items to be discussed can be found in the Safety Analysis Report for this project and related documents on file and available for public inspection at the NRC Public Document Room, 1717 H St., NW., Wash., D.C. 20555 and at the Matagorda County Court House, Bay City, Texas 77414. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with paragraph (a) above, may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 25, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634–1394, ATTN: Paul T. Burnett) between 8:15 a.m. and 5 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) Persons desiring to attend portions of the meeting where proprietary information, other than plant security information, is to be discussed may do so by providing to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555, seven days prior to the meeting, a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(h) A copy of the transcript of the open portion of the meeting will be available for inspection on or after September 1, 1975 at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second St., N.E., Wash., D.C. 20002 (telephone 202/547–6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 after November 28, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: August 7, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-21125 Filed 8-11-75;8:45 am]

## REGULATORY GUIDE

### Issuance and Availability

The Nuclear Regulatory Commission has issued a new guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public methods applicable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review applications for permits and licenses.

Regulatory Guide 10.1, Revision 1, "Compilation of Reporting Requirements for Persons Subject to NRC Regulations," presents a compilation of all reporting requirements applicable to the various types of NRC licensees and other persons subject to NRC regulations. The guide identifies the proper NRC addressee or addresses for each report and designates the number of copies required. This revision reflects comments received from the public and other factors.

Since this guide may apply to all persons subject to NRC regulations, it is being sent to recipients of regulatory guides in all divisions.

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed or (2) improvements in all published guides are encouraged at any time. Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be repro-

duced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland this 5th day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
*Director,*
*Office of Standards Development.*

[FR Doc.75-20982 Filed 8-11-75;8:45 am]

[Docket Nos. 50-460 & 50-513]

## WASHINGTON PUBLIC POWER SUPPLY SYSTEM (WPPSS NUCLEAR PROJECTS 1 AND 4)

### Assignment of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR § 2.787, (a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this proceeding:

Richard S. Salzman, Chairman, Dr. Lawrence R. Quarles, Member, John B. Farmakides, Member

Dated: August 6, 1975.

MARGARET E. DU FLO,
*Secretary to the*
*Appeal Board.*

[FR Doc.75-20983 Filed 8-11-75;8:45 am]

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 6, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice thru this release.

Further information about the items on this Daily List may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202-395-4529), or from the reviewer listed.

NEW FORMS

DEPARTMENT OF AGRICULTURE

Extension Service, Study of Marketing (Advertising and Promotion) Practices of Minnesota Resort and Campground Industry, Form ——, single time, resort and campground operators, Lowry, R. L., 395-3772.

Economic Research Service, Overseas Markets for U.S. Food Processors, Form ——, single time, business firms, Lowry, R. L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development, Readership Survey, Form ——, single time, subscribers to magazine, Lowry, R. L., 395-3772.

Social Security Administration, Medical History and Disability Report Vocational History Report, Forms SSA-401, SSA-401-B, occasional, Caywood, D. P., 395-3443.

Health Services Administration, Health Maintenance Organization—Qualification Application Form, Form HSA-20, single time, health maintenance organizations, Lowry, R. L., 395-3772.

NATIONAL ACADEMY OF SCIENCES

Protocol To Assess Veterans' Perceptions of VA Medical and Surgical Care at Discharge and After Discharge, Form DMS-CHCRVA-012, single time, Elsinger, R., 395-6140.

REVISIONS

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Services, Quarterly Estimate of Expenditures, Form SRS OFM 65, quarterly, States, D.C., Guam, Puerto Rico, and Virgin Islands, Lowry, R. L., 395-3772.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-21162 Filed 8-11-75;8:45 am]

### CLEARANCE REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 7, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503 (202-395-4529), or from the reviewer listed.

NEW FORMS

ENVIRONMENTAL PROTECTION AGENCY

Survey Questionnaire/Reclassification Study Part I—Water, single-time, State or territorial water pollution control agency, natural resources division, Lowry, R. L., 395-6827.

Survey Questionnaire/Reclassification Study Part II—Air, single-time, State or territorial air pollution control agency, natural resources division, Lowry, R. L., 395-6827.

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance, Survey of Business Uses of Statistical Information Interview Guide, single-time, sample of small and large business firms, Hulett, D. T., 395-4730.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration:
Quarterly Caseload Report, SSA-3154, quarterly, State VR agencies, Caywood, D. P., 395-3443.
Evaluation of Presurgical Screening Program, SSA-3181, single-time, individuals not recommended for surgery by prog., Caywood, D. P., 395-3443.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Ass't Sec'y):
Annual Recap of Characteristics of Families Who Have Applied but Have Not Been Admitted to Low-Rent Public Housing, HUD 51228, annually, local housing authorities, George Hall and Planchon, P., 395-6140.
Program Comparison Interview, single-time, Government-subsidized housing recipients, George Hall, 395-6140.

DEPARTMENT OF LABOR

Manpower Administration: Wave V Followup Questionnaires, Longitudinal Evaluation of PEP, MT 1026 E-F, single-time, participants in public employment program, Human Resources Division, Strasser, A., 395-3532.

REVISIONS

DEPARTMENT OF COMMERCE

Bureau of Resources and Trade Assistance:
General Revenue Sharing Survey—Indian Tribes, RS-13 and RS-14, annually, Indian tribes, Ellette, C. A., 395-5867.
CPS Supplement on Education, October, CPS-1, annually, households in CPS sample, Planchon, P., 395-6140.
Particleboard (Production and Shipments)—Annual Report, MA-24L, annually, particleboard manufacturers, Hulett, D. T., 395-4730.

EXTENSIONS

ENVIRONMENTAL PROTECTION AGENCY

Evaluation of an Injury Reporting and Analysis System for the Solid Waste Management Industry, on occasion, employees of solid waste agencies, Ellett, C. A. and Lowry, R. L., 395-5867.

VETERANS ADMINISTRATION

State Home/Hospital Domiciliary Project Construction Application, 10-1369, on occasion, designated State agencies, Marsha Traynham, 395-4529.

ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

Request by Access Permit Holder To Visit AEC Office or Contractor, AEC-403, on occasion, firms holding ERDA access permits, Marsha Traynham, 395-4529.





DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service Regulations Governing Meat Inspection, on occasion, meat packers, processors, etc., Marsha Traynham, 395-4529.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education, Financial Status and Performance Reports—Migratory, Programs, Title I, ESEA, OE 362-1, semi-annually, sea's and lea's, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
*Budget and Management Officer.*

[FR Doc.75-21161 Filed 8-11-75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 81-168]

### AMANA SOCIETY

#### Application and Opportunity for Hearing

JUNE 26, 1975.

Notice is hereby given that The Amana Society ("the Applicant") has filed an application pursuant to Section 12(h) of the Securities Exchange Act of 1934, as amended, ("the Act") for an order exempting the Applicant from the provisions of Section 12(g) of the Act. Exemption from Section 12(g) will have the effect of exempting the Applicant from Sections 13 and 14 of the Act and any officer, director or ten percent beneficial owner from Section 16 thereof.

Section 12(g) of the Act requires the registration of the securities of every issuer which is engaged in interstate commerce or in a business affecting interstate commerce, or whose securities are traded by use of the mails or any means or instrumentality of interstate commerce, and on the last day of the fiscal year has total assets exceeding $1 million and a class of equity securities held of record by 500 or more persons. Registration is terminated 90 days after the issuer files a certification with the Commission that the number of holders of the registered class of securities is fewer than 300 persons.

Section 12(h) empowers the Commission to exempt, in whole or in part, any issuer or class of issuers from the registration, periodic reporting, proxy solicitation and other requirements of the Act, if the Commission finds by reason of the number of public investors, amount of trading interest in the securities, the nature and extent of the activities of the issuer, income or assets of the issuer, or otherwise, that such exemption is not inconsistent with the public interest or the protection of investors.

The application states, in part, that:

1. The Applicant is an Iowa corporation and as of February 6, 1975, had in excess of 500 shareholders and owned assets with an approximate value of $9,000,000;

2. The Applicant and its two subsidiaries are engaged in various businesses for profit including farming, the manufacture and sale of woolen goods, wood products, and the operation of general stores and a motel;

3. No public market exists for the common stock of the Applicant and none will develop;

4. The holders of the stock of Applicant are all knowledgeable of its operations, and therefore no public interest would be protected by requiring Applicant to file the reports required under the Securities Exchange Act of 1934;

5. As conditions to the granting of this application, the Applicant would agree to provide to all holders of its common stock at least annually, by mail or other method of distribution, certified financial statements of the Applicant, including a balance sheet, income statement, statement of retained earnings, and statement of changes in financial position and to file with the Commission annually, as supplemental information relating to its application for exemption, a statement setting forth the classes of outstanding securities of the Society and any changes therein, the number of security holders as of a recent date, and information as to trading in securities of the Society for the preceding year comparable to the information set forth in paragraph 8 of the Applicant's application for exemption dated December 18, 1974; and

6. In view of the facts that no public trading market exist for its common stock and that the present stockholders are all knowledgeable of its operations, the Applicant should not be subjected to the burden of complying with the requirements of sections 12, 13, and 14 of the Act and its officers and directors and 10 percent beneficial owners should not be subject to Section 16 of the Act.

For a more detailed statement of the information presented, all persons are referred to said application which is on file in the offices of the Commission at 500 North Capitol Street, Washington, D.C.

Notice is further given that any interested person not later than August 29, 1975, may submit to the Commission, in writing, his views or any substantial facts bearing on this application or the desirability of a hearing thereon. Any such communication or request should be addressed to: Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, and should state briefly the nature of the interest of the person submitting such information or requesting the hearing, the reason for such request, and the issues of fact and law raised by the application which he desires to controvert. At any time after said date, an order granting the application, in whole or in part may be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-21038 Filed 8-11-75;8:45 am]

[811-2058]

### AMERICAN UNION INVESTMENT FUND, INC.

#### Application

AUGUST 5, 1975.

Notice is hereby given that on February 26, 1975 American Union Investment Fund, Inc. ("Applicant"), 201 West Wisconsin Avenue, Milwaukee, Wisconsin 53203, registered as an open-end, diversified management investment company under the Investment Company Act of 1940 ("Act") filed an application pursuant to Section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein which are summarized below.

Applicant was incorporated under the laws of the State of Maryland on September 8, 1969 and registered under the Act on December 11, 1970.

On March 11, 1974, Applicant's board of directors voted to submit a proposal for Applicant's dissolution to its shareholders, and, at a meeting held for that purpose on November 19, 1974, such shareholders authorized the dissolution of Applicant and the distribution of its assets. Subsequently, Applicant's portfolio was liquidated and its total net assets were distributed on a pro rata basis to Applicant's shareholders as of December 19, 1974.

Applicant states that it no longer has either assets or shareholders, other than $647.09 outstanding in a trust account for shareholders who cannot be located. Applicant further states that its corporate existence has been terminated pursuant to the laws of the State of Maryland.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is hereby given that any interested person may, not later than August 29, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the Applicant at the address stated above.

Proof of such service (by affidavit, or in case of attorney-at-law, by certificate) shall be filed contemporaneously with the request, as provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following August 29, 1975, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
*Assistant Secretary.*

[FR Doc.75 21037 Filed 8-11-75;8:45 am]

[812-3822-3]

## STANDARD & POOR'S/INTERCAPITAL LIQUID ASSET FUND, INC.

### Application

AUGUST 5, 1975.

Notice is hereby given that Standard & Poor's InterCapital Liquid Asset Fund, Inc., ("Fund" or "Applicant"), 1775 Broadway, New York, New York 10019, a Maryland Corporation registered under the Investment Company Act of 1940 ("Act") as an open-end diversified management company, filed an application on June 16, 1975, pursuant to Section 6 (c) of the Act for an order of the Commission declaring that John J. Scanlon ("Scanlon") and Irwin Friend ("Friend") shall not be deemed "interested persons" of Applicant within the meaning of Section 2(a)(19) of the Act solely by reason of their relationships with certain corporations which are registered as broker-dealers under the Sechange Act"). All interested persons are curities Exchange Act of 1934 ("Exreferred to the application on file with the Commission for a statement of the representations made therein, which are summarized below.

Scanlon, a proposed nominee for the position of Director of Applicant is also a director of USLIFE Corporation ("USLIFE"), a diversified financial services company. Through certain of its subsidiaries, USLIFE is engaged in the business of selling life and title insurance, banking and consumer lending. Other USLIFE subsidiaries manage investment portfolios and act as investment adviser of USLIFE Funds, Inc. ("USLIFE Funds"), a group of mutual funds, and USLIFE Income Fund, Inc., a closed-end, diversified management investment company.

USLIFE Mutual Funds Management Corp. ("Funds Management") acts as investment adviser, general distributor and principal underwriter of USLIFE Funds; USLIFE Equity Sales Corp. ("Equity Sales") also acts as principal underwriter for USLIFE Funds. Funds Management and Equity Sales, both wholly owned subsidiaries of USLIFE, are registered as broker-dealers under the Exchange Act solely for the purpose of selling shares of USLIFE Funds. Both companies do not otherwise act as broker-dealers in any capacities.

Section 10(a) of the Act prohibits Applicant from having a Board of Directors more than 60% of the members of which are interested persons of Applicant. Section 2(a)(19) of the Act, to the extent relevant, defines an "interested person" of an investment company to include any broker of dealer registered under the Exchange Act or any affiliated person of such broker or dealer. Section 2(a)(3) of the Act defines an "affiliated person" of another person to include any director of such other person and, also, any person directly or indirectly controlling, controlled by or under common control with such other person.

By reason of Scanlon's position as a director of USLIFE, which owns Funds Management and Equity Sales, Scanlon might be considered for purposes of Section 2(a)(19) of the Act to be an affiliated person of Funds Management and Equity Sales, and hence, an interested person of the Applicant.

Friend, Richard K. Mellon Professor of Finance and Professor of Economics and Finance at The Wharton School of the University of Pennsylvania, and a Director of The Rodney L. White Center for Financial Research at the University of Pennsylvania, is a proposed nominee for the position of Director of Applicant. Friend is also director of PMI Investment Corporation ("PMI"), which is registered as a broker-dealer under the Exchange Act. PMI was originally organized in December, 1972 to be a holding company of two mortgage insurance companies, PMI Mortgage Insurance Co. and PMI Mortgage Insurance Co. of California (hereinafter collectively referred to as the "Mortgage Insurance Companies"). In September, 1973, PMI and the Mortgage Insurance Companies were acquired by Allstate Insurance Company ("Allstate"). After the acquisition, PMI and PMI Mortgage Insurance Company became direct subsidiaries of Allstate. PMI Mortgage Insurance Company of California became a direct subsidiary of PMI Mortgage Insurance Co., and PMI commenced doing business as a "match-maker", that is, a person who brings together buyers and sellers of whole mortgages on residential properties.

PMI anticipates that at some time in the future it may commence acting as a matchmaker in connection with the placement of "participations" in whole mortgages. Because it considered that such mortgage participations may be deemed to be securities within the meaning of the Exchange Act and that its matchmaking activities may subject it to the registration provisions of that Act, PMI registered as a broker-dealer under the Exchange Act.

Section 2(a)(19) as already noted, treats as an "interested person" of an investment company any affiliated person of a broker-dealer registered under the Exchange Act.

By virtue of his position as Director of PMI, Friend is an affiliated person of PMI under Section 2(a)(3) of the Act, and, hence, an interested person of Applicant under Section 2(a)(19) of the Act.

Section 6(c) of the Act provides that the Commission may conditionally or unconditionally exempt any person from any provision of the Act if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicant represents that Scanlon's connection with Funds Management and Equity Sales is such that he has no personal interest in their business and that such relationship is remote and irrelevant to his functioning as an independent director of the Fund. Further, Applicant represents and warrants that so long as Scanlon remains a director of Applicant, it will not transact any business with the USLIFE subsidiary broker-dealers as portfolio brokers or otherwise.

In connection with the application insofar as it concerns Friend, Applicant represents that its investment policy requires it to invest all of its assets in money market instruments and that it is precluded from purchasing interests in real estate, except marketable securities issued by companies which invest in real estate or interests therein. Applicant states that since the mortgage participations proposed to be the subject of PMI's matchmaking business are not expected to be marketable, Applicant will have no occasion to do business with PMI. Furthermore, Applicant undertakes that it will not, under any circumstances, do any business with PMI so long as Friend is a director of Applicant and a director of PMI.

Applicant submits that it would be inherently misleading to stockholders and unfair to Scanlon and Friend to identify them as interested directors of Applicant since such a label, it contends, implies the existence of a question of actual or potential conflict of interest which, Applicant claims, would not in fact exist in the event they became directors of Applicant. Applicant further states that it would be appropriate to treat Scanlon and Friend as disinterested directors in those instances when Applicant's directors vote on a matter which requires majority approval by disinterested directors.

Notice is further given that any interested person may, not later than 5:30 p.m. on September 2, 1975, submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in the case of an attorney at law by certificate), shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application herein will be issued as of course following September 2, 1975, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
*Assistant Secretary.*

[FR Doc.75–21035 Filed 8–11–75;8:45 am]

[File No. 500–1]

## Suspension of Trading

## TR–3 CHEMICAL CORP.

AUGUST 5, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of TR–3 Chemical Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 2:00 p.m. (EDT) on August 5, 1975 through midnight (EDT) August 14, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21036 Filed 8–11–75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[70–5703]

## SOUTHWESTERN ELECTRIC POWER CO.

### Proposed Acquisition of Interests in Fuel Exploration and Development Activities

AUGUST 5, 1975.

Notice is hereby given, That Southwestern Electric Power Company ("SWEPCO") P.O. Box 1106, Shreveport, Louisiana, 71156, an electric utility subsidiary company of Central and South West Corporation, a registered holding company, has filed an application-declaration, and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, 9 and 10 of the Act and Rule 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, as amended, which is summarized below, for a complete statement of the proposed transactions.

By order dated August 4, 1975 (HCAR No. 1914) issued in this proceeding, SWEPCO was authorized to issue and sell $40,000,000 principal amount of its first mortgage bonds by competitive bidding. By amendment filed on July 31, 1975, SWEPCO requested authorization to conduct a fuel exploration and development program to which a part of the proceeds of the bonds is to be applied. Jurisdiction was reserved in the order of August 4 with respect to the use of proceeds from the sale of the bonds for certain fuel exploration and development activities of SWEPCO, including acquisition of oil, gas and coal leases and with respect to SWEPCO's application for authority to make such acquisitions.

SWEPCO states that it has acquired or proposes to acquire and develop oil and gas leases, coal leases and related pipeline facilities. SWEPCO states that it has been engaged in such activities since 1971 when it commenced to suffer from curtailment of deliveries to certain generating plants. It has spent to May 31, 1975, approximately $1.8 million on lease acquisition, $7.4 million on development, $3.5 million on pipeline construction and $0.4 million on other costs, an aggregate of $13.1 million. Such expenditures have been made in Louisiana and Texas, in areas accessible to its generating plants.

All of SWEPCO's existing generating units are equipped to burn natural gas on a continuous basis with the exception of a small station which accounts for about 1% of its total capability. Exclusive of this plant, approximately 41% of its gas-fired stations are also equipped to burn oil for short periods when natural gas is unavailable. SWEPCO currently has under construction two baseload coal-fired generating units scheduled for completion in 1977 and 1978 and two lignite units tentatively projected for completion in the early 1980's. It also anticipates that by 1980 over half of the energy produced from the SWEPCO generating facilities will come from coal or lignite units and that it will use increasing amounts of oil to replace natural gas.

It has completed 26 wells, of which five were dry holes and has three wells underway. Gas reserves are estimated at 31.8 BCF, producing slightly under 2 BCF annually. Its pipelines include a gathering system and one 31-mile, 12 inch line. Five gas wells and its only oil well are not connected to its generating plants and the production thereof is sold to nonaffiliates under short-term contracts. It is seeking exchanges or other means of using this production.

Ownership of the wells is shared with others, but SWEPCO is purchasing most of the production accruing to other owners. It has entered into various operating and farm out agreements. It has also made small advances to owners of nearby wells to finance their connection with SWEPCO's gathering lines.

SWEPCO has also, through a nominee, acquired lignite leaseholds, aggregating some 27,000 acres in two areas—one in Louisiana and one in east Texas—in anticipation of construction of lignite generating units planned for the mid 1980's.

SWEPCO proposes to continue its oil and gas exploration and development activities and to do further geological work and lease acquisition for lignite. It expects such acquisitions will be conducted generally as described above, and in or near its service territory.

SWEPCO has budgeted $8,750,000 of expenditures for such purpose in the years 1975–1977, of which about $840,000 has been spent in the first five months of 1975. SWEPCO requests authority, to the extent required under the Act, to acquire interests in the oil and gas and lignite ventures indicated. It states that its program will involve geological evaluation and testing, acquisition of leasehold interests, and possible related surface interests, drilling of exploratory and development wells, operation of wells, construction of pipeline and gathering lines and appurtenant facilities where necessary to connect production to its plants, arrangement for necessary treatment or processing and incidental sale of products which cannot be feasibly used by SWEPCO.

It will dispose from time to time of interests not deemed attractive. It may engage in joint ventures, partnerships or other common activities, and may make advances and receive notes or other evidences of indebtedness therefor. Activity may involve farm-ins, farm-outs, bottom-hole or dry-hole contributions, and other transactions of the sort customarily engaged in during acquisition, exploration and development of oil and gas leasehold properties, or lignite properties.

SWEPCO proposes to report quarterly to the Commission, pursuant to Rule 24 under the Act, on operations undertaken, expenditures made and interests acquired and disposed of pursuant to the authorization sought herein.

Any fees and expenses to be incurred by SWEPCO in connection with the proposed acquisition of interests in fuel exploration and development activities beyond those fees incurred in connection with the bond financing previously approved herein will be supplied by amendment. It is stated that no state commission and no federal commission, other than this Commission, has jurisdiction over the proposed acquisition of interests in fuel exploration and development activities by SWEPCO.

Notice is further given, That any interested person may, not later than September 2, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issue of fact or law raised by said application-declaration, as amended, with respect to the proposed acquisition of interest in fuel exploration and development activities which he de-







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sires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as amended, or as it may be further amended, may be granted and permitted to become effective with respect to the proposed acquisition of interests in fuel exploration and development activities as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
*Assistant Secretary.*

[FR Doc.75-21039 Filed 8-11-75;8:45 am]

## VETERANS ADMINISTRATION

### VETERANS ADMINISTRATION WAGE COMMITTEE

#### Rescheduled Meeting

The closed meeting of the Veterans Administration Wage Committee scheduled for August 14, 1975 (40 FR 25525, June 16, 1975) has been rescheduled for August 20, 1975. The meeting will convene at 9:45 a.m. in Room 1144C, Veterans Administration Central Office, 810 Vermont Avenue, NW., Washington, D.C.

Dated: August 7, 1975.

[SEAL] R. L. ROUDEBUSH,
*Administrator.*

[FR Doc.75-21032 Filed 8-11-75;8:45 am]

## DEPARTMENT OF LABOR

### Office of the Secretary

### BROWN SHOE CO.

#### Certifications and Negative Determinations of Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-46; TA-W-48; TA-W-49 and TA-W-52; investigations regarding certifications of eligibility to apply for adjustment assistance as described in Section 222 of the Act.

The investigations were instituted on June 5, 1975 in response to petitions filed by the Boot and Shoe Workers Union AFL–CIO on behalf of workers and former workers producing men's and women's footwear and women's handbags at Brown Shoe Company plant in Brookfield, Charleston, Fulton, and Versailles, Missouri.

The Notices of Investigations were published in the FEDERAL REGISTER (40 FR 25646; 40 FR 25648; 40 FR 25646; 40 FR 25646) on June 17, 1975. No public hearings were requested and none were held.

The information upon which the determinations were made was obtained from officials of Brown Shoe Company, its customers, the U.S. International Trade Commission, U.S. Department of Commerce, industry analysts, and Department files.

In order to make affirmative determinations and issue certifications of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) that a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) that sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) that increases of imports of articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production. For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

SIGNIFICANT TOTAL OR PARTIAL SEPARATIONS

A significant number or proportion of the hourly, piecework and salaried workers of Brown Shoe Company's Brookfield plant became totally or partially separated in the fourth quarter of 1974. Employment declined 67 percent from October 1974 to February 1975.

A significant number or proportion of the hourly, piecework and salaried workers of Brown Shoe Company's Charleston plant became totally or partially separated in the first quarter of 1975. Employment declined 34 percent from December 1974 to March 1975.

A significant number or proportion of the hourly, piecework and salaried workers of Brown Shoe Company's Fulton plant became totally or partially separated in the third quarter of 1974. Employment declined 41 percent from October 1974 to February 1975.

A significant number or proportion of the hourly, piecework and salaried workers of Brown Shoe Company's Versailles plant became totally or partially separated in the third quarter of 1974. Employment declined 44 percent from July 1974 to April 1975.

SALES OR PRODUCTION, OR BOTH, HAVE DECREASED ABSOLUTELY

Sales and production of men's footwear at the Brookfield plant each declined by 16 percent from 1973 to 1974. In the first quarter of 1975 sales and production were 63 percent and 66 percent respectively below their levels in the same quarter of the previous year.

Sales and production of women's footwear at the Charleston plant declined 18 percent and 20 percent respectively from 1973 to 1974. In the first quarter of 1975 sales and production were 52 percent and 53 percent respectively below their levels in the same quarter of the previous year.

Sales and production of women's footwear at the Fulton plant increased 7 percent and 6 percent respectively from 1973 to 1974. In January and February of 1975 sales and production were 37 percent and 34 percent below their levels in the same months of the previous year.

Sales and production of women's vinyl handbags at the Versailles plant declined 5 percent and 9 percent respectively from 1973 to 1974. In the first quarter of 1975 sales and production were 56 percent and 58 percent below their levels in the same quarter of the previous year.

INCREASED IMPORTS CONTRIBUTED IMPORTANTLY

During 1970–1974 imports of men's leather footwear like or directly competitive with footwear produced at the Brookfield plant increased nearly 92 percent from 29 million pairs in 1970 to 56 million pairs in 1974. The import/consumption and import/production ratios increased each year during 1970–1974. These ratios were at their highest level for the period at 54.2 percent and 118.3 percent respectively in 1974.

During 1970–1974 imports of women's and misses' nonrubber footwear like or directly competitive with footwear produced at the Charleston and Fulton plants increased by 14.5 percent while domestic production of such footwear declined by 33.9 percent. In 1974 the import/consumption and import/production ratios were higher than their respective level in 1973 and significantly greater than their respective average for 1970–1973.

Imports of women's and misses' handbags like or directly competitive with handbags produced at the Versailles plant declined nearly 20 percent from 1973 to 1974, while U.S. production increased about 8 percent. The import/consumption and import/production ratios in 1974 were at their lowest level for the period 1970–1974.

The evidence developed in the Department's investigations indicates that increased imports of articles like or directly competitive with those produced at Brown Shoe Company's Brookfield and Charleston plants contributed importantly to the curtailment of production and separation of workers from such plants. The evidence also shows that Brown Shoe Company's Fulton plant experienced increased sales and production from 1973 to 1974 prior to the closure in February 1975. The closure of the Fulton plant resulted from the transfer of production to another domestic facility of Brown Shoe and the realization of more effective plant utilization rather than import competition.

The decline in sales and production of handbags at Brown Shoe Company's Versailles plant resulted from factors other than imports. Imports of handbags like or directly competitive with those produced at the Versailles plant declined 20 percent from 67 million in 1973 to 54 million in 1974.

CONCLUSION

After careful review of the facts obtained in the investigations, I conclude that increases of imports like and directly competitive with those produced at Brown Shoe Company's Fulton and Versailles plants did not contribute importantly to the total or partial separations of a significant number or proportion of the workers at such firms. I further conclude that increases of imports like or directly competitive with those produced at Brown Shoe Company's Brookfield and Charleston plants contributed importantly to the total or partial separations of a significant number or proportion of workers at such firms. In accordance with Section 223 of the Trade Act of 1974, I make the following certification:

"All workers, hourly, piecework and salaried, of Brown Shoe Company's Brookfield, Missouri plant who became totally or partially separated from employment related to the production of men's footwear on or after October 3, 1974 and before March 30, 1975 are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974."

"All workers, hourly, piecework and salaried of Brown Shoe Company's Charleston, Missouri plant who became totally or partially separated from employment related to the production of women's footwear on or after December 29, 1974 and before May 3, 1975 are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974."

Signed at Washington, D.C. this 5th day of August 1975.

HERBERT N. BLACKMAN,
*Associate Deputy Under Secretary for Trade and Adjustment Policy.*

[FR Doc.75-20980 Filed 8-11-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 829]

### ASSIGNMENT OF HEARINGS

AUGUST 7, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 200 Sub 273, Riss International Corporation; MC 10761 Sub 276, Transamerican Freight Lines, Inc.; MC 95540 Sub 923, Watkins Motor Lines, Inc.; MC 108207 Sub 414, Frozen Food Express, Inc.; MC 111231 Sub 191, Jones Truck Lines, Inc.; MC 113678 Sub 584, Curtis, Inc.; MC 114569 Sub 115, Shaffer Trucking, Inc.; MC 119789 Sub 236, Caravan Refrigerated Cargo, Inc.; MC 133655 Sub 82, Trans-National Truck, Inc.

MC 134323 Sub 69, Jay Lines, Inc.; and MC 134755 Sub 51, Charter Express, Inc., now being assigned October 29, 1975 (3 days), at Wichita, Kansas, in a hearing room to be later designated.

MC 127616 Sub 20, Savage Trucking Company, Inc., now assigned September 25, 1975, at Washington, D.C., is postponed indefinitely.

MC 29886 Sub 320, Dallas & Mavis Forwarding Co., Inc., now assigned September 29, 1975, at Chicago, Ill., is canceled and Application dismissed.

MC 200 Sub 267, Riss International Corporation, MC 340 Sub 33, Querner Truck Lines, Inc., MC 30844 Sub 512, Kroblin Refrigerated Xpress, Inc., MC 48958 Sub 125, Illinois-California Express, Inc., MC 52460 Sub 152, Ellex Transportation, Inc., MC 52921 Sub 26, Red Ball, Inc., MC 53965 Sub 98, Graves Truck Line, Inc., MC 71459 Sub 44, O.N.C. Freight Systems, MC 95540 Sub 907, Watkins Motor Lines, Inc., MC 100449 Sub 50, Mallinger Truck Line, Inc., MC 107107 Sub 437, Alterman Transport Lines, Inc., MC 107515 Sub 942, Refrigerated Transport Co., Inc., MC 107839 Sub 158, Denver-Albuquerque Motor Transport, Inc., MC 112822 Sub 334, Bray Lines, Inc., MC 113267 Sub 315, Central and Southern Truck Line, Inc., MC 113362 Sub 277, Ellsworth Freight Lines, Inc., MC 113651 Sub 173, Indiana Refrigerated Lines, Inc., MC 114273 Sub 185, Cedar Rapids Steel Transportation, Inc., MC 114284 Sub 62, Fox-Symthe Transportation Company, MC 114457 Sub 198, Dart Transit Company, MC 115826 Sub 260, W. J. Digby, Inc., MC 116544 Sub 152, Altruk Freight Systems, Inc., MC 119119 Sub 505, Willis Shaw Frozen Express, Inc., MC 117686 Sub 151, Hirschbach Motor Lines, Inc., MC 117878 Sub 7, Dwight Cheek DBA Dwight Cheek Trucking, MC 117940 Sub 133, Nationwide Carriers, Inc., MC 118034 Sub 21, Miller Truck Line, Inc., MC 118089 Sub 17, Robert Heath Trucking, Inc., MC 118142 Sub 73, M. Bruenger & Co., Inc., MC 118519 Sub 147, National Refrigerated Transport, Inc., MC 119669 Sub 51, Tempco Transportation, Inc., MC 119741 Sub 50, Green Field Transport, Company, Inc.

MC 119789 Sub 209, Caravan Refrigerated Cargo, Inc., MC 119988 Sub 64, Great Western Trucking Co.,,Inc., MC 123004 Sub 5, The Luper Transportation Company, MC 123872 Sub 31, W & L Motor Lines, Inc., MC 124211 Sub 249, Hilt Truck Line, Inc., MC 127042 Sub 147, Hagen Inc., MC 129600 Sub 19, Polar Transport, Inc., MC 133095 Sub 61, Texas Continental Express, Inc., MC 133119 Sub 58, Heyl Truck Lines, Inc., MC 133566 Sub 39, Gangloff & Downham Trucking Co., Inc., MC 133655 Sub 77, Trans-National Truck, Inc., MC 134755 Sub 38, Charter Express, Inc., MC 134777 Sub 23, Sooner Express, Inc., MC 134783 Sub 23, Direct, Service, Inc., MC 135007 Sub 44, American Transport, Inc., MC 135185 Sub 20, Columbine Carriers, Inc., MC 135684 Sub 5, Bass Transportation, Co., Inc., MC 136408 Sub 18, Cargo Contract Carrier Corp., MC 136669 Sub 2, Processes Beef Express, Inc., MC 136786 Sub 58, Robco Transportation, Inc., MC 138018 Sub 18, Refrigerated Foods, Inc., MC 138469 Sub 5, Donco Carriers, Inc., MC 139923 Sub 3, Miller Trucking Co., Inc., now being assigned for continued hearing September 23, 1975, at the offices of the Interstate Commerce Commission, Washington, D.C.

No. MC–F–12456, Skyline Transport, Inc.—Lease (Portion)—O'Boyle Tank Lines, Incorporated, now assigned September 9, 1975, at Washington, D.C., is postponed to October 20, 1975, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 130285, Special Freight Systems, Inc., now assigned September 23, 1975, at St. Paul, Minn., will be held in Court Room 2, 7th Floor, Federal Building, U.S. Courthouse, 316 North Robert's Street.

MC 30844 Sub 538, Kroblin Refrigerated Xpress, Inc., application dismissed.

MC 30844 Sub 532, Kroblin Refrigerated Xpress, Inc.; MC 35628 Sub 373, Interstate Motor Freight System; MC 53965 Sub 107, Graves Truck Line, Inc.; MC 110563 Sub 151, Coldway Food Express, Inc.; MC 114273 Sub 231, CRST, Inc.; MC 114284 Sub 65, Fox Smythe Transportation Co., Inc.; MC 117815 Sub 239, Pulley Freight Lines, Inc.; MC 118142 Sub 77, M. Bruenger & Co., Inc.; MC 118178 Sub 22, Bill Meeker; MC 119741 Sub 51, Green Field Transport Company, Inc.; MC 123004 Sub 6, The Luner Transportation Company; MC 123872 Sub 40, W & L Motor Lines, Inc.; MC 127042 Sub 153, Hagen, Inc.; MC 127304 Sub 12, Clear Water Truck Company, Inc.; MC 134755 Sub 49, Charter Express, Inc.; MC 134755 Sub 50, Charter Express, Inc.; MC 134755 Sub 52, Charter Express, Inc.; and MC 136786 Sub 65, Robco Transportation, Inc., now being assigned November 3, 1975 (1 week), at Wichita, Kansas, in a hearing room to be later designated.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21063 Filed 8-11-75;8:45 am]

### FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 7, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at the intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before August 27, 1975.

FSA No. 43026—*Iron or Steel Billets and Bars to Russellville, Arkansas.* Filed by Southwestern Freight Bureau, Agent (No. B–544), for interested rail carriers. Rates on billets, bars, iron or steel, other than copper clad, in car-

loads, as described in the application, from Steelton, Kentucky, to Russellville, Arkansas.

Grounds for relief—Market competition.

Tariff—Supplement 132 to Southwestern Freight Bureau, Agent, tariff 301–F, I.C.C. No. 5098. Rates are published to become effective on September 9, 1975.

AGGREGATE-OF-INTERMEDIATES

FSA No. 43027—*Iron or Steel Billets and Bars to Russellville, Arkansas.* Filed by Southwestern Freight Bureau, Agent (No. B–543), for interested rail carriers. Rates on billets, bars, iron or steel, other than copper clad, in carloads, as described in the application, from Steelton, Kentucky, to Russellville, Arkansas.

Grounds for relief—Maintenance of depressed rates published to meet market competition without use of such rates as factors in constructing combination rates.

Tariff—Supplement 132 to Southwestern Freight Bureau, Agent, tariff 301–F, I.C.C. No. 5098. Rates are published to become effective on September 9, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21062 Filed 8-11-75;8:45 am]

[Notice No. 89]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 7, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 13900 (Sub-No. 27TA) (Amendment), filed July 7, 1975, published in the FEDERAL REGISTER issue of July 25, 1975, and republished as amended this issue. Applicant: MIDWEST HAULERS, INC., 228 Superiro St., Toledo, Ohio 43604. Applicant's representative: Harold G. Hernly, Jr., 118 North St. Asaph St., Alexandria, Va. 22314. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, which are at the time moving on bills of lading of freight forwarders as defined under Section 402(a) of the Act, from Memphis, Tenn., and points in its commercial zone, to Syracuse, Rochester, Buffalo, and Albany, N.Y.; West Haven, Conn.; Allentown, Pa.; Worcester, Mass.; Whippany, N.J.; and Wilmington, Del., and points within their respective commercial zones, for 180 days. Supporting shipper: Spring Springmeier Shipping Company, Inc., 123 Hadley St., St. Louis, Mo. 63101. Send protests to: Keith D. Warner, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 313 Federal Office Bldg., 234 Summit St., Toledo, Ohio 43604. The purpose of this republication is to include the commercial zone of Memphis, Tenn., and the commercial zones of the (9) destination points.

No. MC 20992 (Sub-No. 34TA), filed July 30, 1975. Applicant: DOTSETH TRUCK LINE, INC., Knapp, Wis. 54749. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Loaders, and parts, accessories, and attachments therefor*, from Madison, S. Dak., to points in Alabama, Arizona, Arkansas, California, Colorado, the District of Columbia, Florida, Georgia, Idaho, Louisiana, Mississippi, Nevada, New Mexico, North Carolina, Oklahoma, Oregon, Rhode Island, South Carolina, Tennessee, Texas, Utah, and Washington; (2) *Agricultural machinery, equipment, implements, and parts, accessories, and attachments therefor*, from Madison, S. Dak., to points in the United States (except Alaska and Hawaii). Restriction: Restricted to the transportation of shipments originating at the facilities of The Gehl Company, at or near Madison, S. Dak., for 180 days. Supporting shipper: The Gehl Company, 143 Water St., West Bend, Wis. 53095. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg. and U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No MC 22182 (Sub-No. 30TA), filed July 29, 1975. Applicant: NU-CAR CARRIERS, INC., 950 Haverford Road, P.O. Box 172, Bryn Mawr, Pa. 19010. Applicant's representative: Gerald K. Gimmel, 303 N. Frederick Ave., Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, and chassis* in secondary movements, in truckaway service, from Portsmouth, Va., to points in Indiana, Kentucky, and Tennessee, for 180 days. Supporting shipper: Nissan Motor Corporation in U.S.A., 18501 South Figueroa St., Carson, Calif. 90248. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 38227 (Sub-No. 10TA), filed July 21, 1975. Applicant: CRUTCHER TRANSFER LINE, INC., 600 Marrett Ave., Louisville, Ky. 40208. Applicant's representative: Rudy Yessin, P.O. Box B, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Campbellsville, Ky., and its commercial zone and Louisville, Ky., serving no intermediate points, via Campbellsville over U.S. Highway 68 to Greensburg, Ky.; thence over Kentucky Highway 61 to Elizabethtown, Ky.; thence over I–65 to Louisville, Ky. Applicant intends to interline its existing authority with MC 38227 at Louisville, Ky., for 180 days. Supporting shippers: Richard E. Ogden, Ingersoll-Rand Company, Campbellsville, Ky. 42718; Parker-Kalor Div., USM Corp., G. W. Hugues (Purchasing Mgr.), Roberts Rd., Campbellsville, Ky. 42718; W. P. Compton, Asst., Traffic Mgr., Union Underwear Company, Inc., Campbellsville, Ky. 42718. Send protests to: Elbert Brown, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, 426 P.O. Bldg., Louisville, Ky. 40202.

No. MC 69371 (Sub-No. 6TA), filed July 31, 1975. Applicant: NORMAN TRANSPORTATION LINES, INC., 6201 Lee Road, Cleveland, Ohio 44137. Applicant's representative: John H. Baker, 435 Delaware Ave., Buffalo, N.Y. 14202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business (except commodities in bulk, in tank vehicles), from Cleveland, Ohio, to points in Washington, Armstrong, and Westmorland Counties, Pa., under continuing contract with The Great Atlantic & Pacific Tea Company, Inc., for 180 days. Supporting shipper: The Great Atlantic & Pacific Tea Company, Inc., 2 Paragon Drive, Montvale, N.J. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.





No. MC 94350 (Sub-No. 356TA), filed July 31, 1975. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, from points in York County, Maine, to points in Connecticut, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont, for 180 days. Supporting shipper: Marvel Homes, Inc., P.O. Box 639, Saco, Maine. Send protests to: E. E. Strotheid, District Supervisor, Interstate Commerce Commission, Room 302, 1400 Bldg., 1400 Pickens St., Columbia, S.C. 29201.

No. MC 94350 (Sub-No. 357TA), filed July 31, 1975. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Portable tobacco barns*, from Dunn, N.C., to points in Alabama, Florida, Georgia, Kentucky, Maryland, Mississippi, North Carolina, Ohio, South Carolina, Tennessee, Virginia, and West Virginia, for 180 days. Supporting shipper: Powell Mfg., Co., Drawer 707, Bennettsville, S.C. 29512. Send protests to: E. E. Strotheid, District Supervisor, Interstate Commerce Commission, Room 302, 1400 Bldg., 1400 Pickens St., Columbia, S.C.

No. MC 107012 (Sub-No. 219TA), filed August 1, 1975. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Lincoln Highway and Meyer Road, Fort Wayne, Ind. 46801. Applicant's representative: David D. Bishop (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mail storage and handling bins, from* the plantsite of Penn Metal Fabricators, Inc., at or near Ebensburg, Pa., to points in the United States within and west of Ohio, Kentucky, Tennessee, Georgia, and Florida (except Nebraska, Arizona, Arkansas, California, New Mexico, Oklahoma, Texas, Alaska, and Hawaii), for 180 days. Supporting shipper: Penn Metal Fabricators, Inc., New Germany Road, Ebensburg, Pa. 15931. Send protests to: J. H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 107515 (Sub-No. 986TA), filed July 30, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 30050. Applicant's representative: Richard M. Tettelbaum, Suite 375, 3379 Peachtree Road NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cleaning or washing compounds; textile softeners; grease or oil, lubricating, and deodorants and disinfectants*, in vehicles equipped with mechanical refrigeration, from the plantsite and warehouse facilities of Economic Laboratories, at or near Joliet, Ill., to points in Georgia. Restriction: Restricted against the transportation of commodities in bulk, for 180 days. Supporting shipper: Economics Laboratory, Inc., Osborn Bldg., St. Paul, Minn. 35102. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 115162 (Sub-No. 311TA), filed July 28, 1975. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Particleboard*, from the plant and warehouse facilities of MacMillan Bloedel, Inc., at or near Pine Hill, Ala. (Wilcox County), to points in Florida, Georgia, Mississippi, South Carolina, and Tennessee, for 180 days. Supporting shipper: MacMillan Bloedel, Inc., 12th Floor, Brown Marx Bldg., Birmingham, Ala. 35203. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Bldg., Birmingham, Ala. 35203.

No. MC 119880 (Sub-No. 70TA), filed July 29, 1975. Applicant: DRUM TRANSPORT, INC., P.O. Box 2056, East Peoria, Ill. 61611. Applicant's representative: B. N. Drum (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wines*, in bulk, in tank vehicles, from Cutler, Calif., to Montgomery, Ala.; Little Rock, Ark; Tampa, Fla.; Alexandria, La.; Baton Rouge, La.; Church Point, La.; and Salem, Oreg., for 180 days. Supporting shipper: California Growers Winery, Inc., Cutler, Calif. 93615. Send protests to: Richard K. Shullaw, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 119991 (Sub-No. 10TA), filed August 1, 1975. Applicant: YOUNG TRANSPORT, INC., 1915 East Broadway, Logansport, Ind. 46947. Applicant's representative: Michael V. Gooch, 777 Chamber of Commerce Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hides, skins, and pelts, and pieces thereof*, from points in Florida to Chicago, Ill., and the Chicago, Ill., Commercial Zone; New Orleans, Louisiana; North Pownal, Vt.; and points in Michigan, New Hampshire, Texas, and Wisconsin, for 180 days. Supporting shipper: Fred Gruen Company, Inc., P.O. Box 17567, Milwaukee, Wis. 53217. Send protests to: J. H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 121664 (Sub-No. 10TA), filed July 28, 1975. Applicant: G. A. HORNADY, CECIL M. HORNADY, and B. C. HORNADY, a Partnership doing business as HORNADY BROTHERS TRUCK LINE, P.O. Box 846, Monroeville, Ala. 36460. Applicant's representative: Robert E. Tate, P.O. Box 517, Evergreen, Ala. 36401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Particleboard*, from the plant and warehouse facilities of MacMillan Bloedel, Inc., at or near Pine Hill, Ala. (Wilcox County) to points in Florida, Georgia, Mississippi, South Carolina, and Tennessee, for 180 days. Supporting shipper: MacMillan Bloedel, Inc., 12th Floor, Brown Marx Bldg., Birmingham, Ala. 35203. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Bldg., Birmingham, Ala. 35203.

No. MC 126276 (Sub-No. 132TA), filed July 31, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, plastic products and products* produced or distributed by manufacturers and converters of paper and paper products (except commodities in bulk), from Chicago, Ill., to Millville, (Cumberland County), N.Y., under a continuing contract with Continental Can Company, Inc., for 180 days. Supporting shipper: Continental Can Company, Inc., 555 Continental Plaza, Three Rivers, Mich. 49093. Send protests to: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, 219 South Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 134400 (Sub-No. 18TA), filed July 31, 1975. Applicant: MILLER'S TRUCKING AND RENTAL, INC., 200 Southern Ave., Dubuque, Iowa 52001. Applicant's representative: Carl E. Munson, 469 Fischer Bldg., Dubuque, Iowa 52001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum building products and related accessories*, in shipper-owned trailers, from Dubuque and Osage, Iowa (except as noted) and Minneapolis, Henderson, Henry, Joe Daviess, Knox, LaSalle, Lee, McDonough, Marshall, Mercer, Ogle, Peoria, Putnam, Rock Island, Schuyler, Stark, Stephenson, Warren and Whiteside Counties, Ill.; all points in Iowa (from Minneapolis only); Adair, Clark, Knox, Lewis, Marion, Schuyler, Scotland and Shelby Counties, Mo.; and Crawford, Grant, Iowa, Lafayette and Richland Counties, Wis., under a continuing contract with Zephyr Aluminum Products, Inc., for 180 days. Supporting shipper: Zephyr Aluminum Products, Inc., P.O. Box 936, Dubuque, Iowa 52001. Send protests to: Herbert W. Allen, District Supervisor, Bureau of Operations, Interstate Commerce Com-



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mission, 875 Federal Bldg., Des Moines, Iowa 52001.

No. MC 135078 (Sub-No. 1TA), filed July 30, 1975. Applicant: AMERICAN TRANSPORT, INC., 6850 "F" St., Omaha, Nebr. 68127. Applicant's representative: Frederick J. Coffman, P.O. Box 81849, 521 South 14th St., Lincoln, Nebr. 68505. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough forgings of flat wrenches and unfinished sockets*: (1) from Johnson City, Tenn., to Defiance, Ohio and Chicago and Franklin Park, Ill., and (2) from Defiance, Ohio to Chicago and Franklin Park, Ill., both parts are restricted to traffic originating at the plantsites utilized by Dresser Industries, for 180 days. Supporting shipper: Dresser Industries, Inc., Bruce J. Bonafide, Group Manager Transportation, 3201 N. Wolfe Road, Franklin Park, Ill. 60131. Send protests to: Carroll Russell, District Supervisor, Suite 620 Union Pacific Plaza, 110 North 14th St., Omaha, Nebr. 68102.

No. MC 136596 (Sub-No. 7TA), filed July 29, 1975. Applicant: ROYAL TRANSPORTS, INC., 5540 Raytown Road, Kansas City, Mo. 64133. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are dealt in by retail variety, discount and drug stores and wholesale houses serving such stores, between the facilities of Shawnee Evans Company, located at or near Lenexa, Kans., on the one hand, and, on the other, points in Arkansas, Illinois, Indiana, Ohio, Iowa, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Nebraska, Oklahoma, Tennessee, Texas and Wisconsin, restricted to a transportation service to be performed under a continuing contract, or contracts with Shawnee Evans Company, of Lenexa, Kans., for 180 days. Supporting shipper: Shawnee Evans Company, 13917 West 101st St., Lenexa, Kans. 66215. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 139853 (Sub-No. 3TA), filed July 31, 1975. Applicant: MARTEN TRANSPORT, LTD., Route 3, Mondovi, Wis. 54755. Applicant's representative: Val M. Higgins, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, from Paynesville, Minn., to points in Wisconsin, under a continuing contract with Associated Milk Producers, Inc., for 180 days. Supporting shipper: Associated Milk Producers, Inc., P.O. Box 61, Mason City, Iowa 50401. Send protests to: Raymond T. Jones, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 414 Federal Bldg., & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 140092 (Sub-No. 2TA), filed July 30, 1975. Applicant: KEYSTONE TRUCKING CORP., 811 South Washington Ave., Scranton, Pa. 18505. Applicant's representative: A. David Millner, 744 Broad St., Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery goods*, from Baltimore, Md., to Scranton, Pa. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract or contracts with The Great Atlantic & Pacific Tea Company, for 180 days. Supporting shipper: The Great Atlantic & Pacific Tea Company, Inc., Two Paragon Drive, Montvale, N.J. 07645. Send protests to: Paul J. Kenworthy, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 314 U.S. Post Office Bldg., Scranton, Pa. 18503.

No. MC 140092 (Sub-No. 3TA), filed July 30, 1975. Applicant: KEYSTONE TRUCKING CORP., 811 South Washington Ave., Scranton, Pa. 18505. Applicant's representative: A. David Millner, 744 Broad St., Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by retail chain grocery and food business houses, and, in connection therewith, *equipment, material, and supplies* used in the conduct of such business, for the account of The Great Atlantic & Pacific Tea Company, Inc., between points in New Jersey, New York, N.Y., Baltimore, Md., points in Broome, Chemung, Delaware, Nassau, Orange, Rockland, Steuben, Suffolk, Sullivan, Tioga, Tompkins, Ulster, and Westchester Counties, N.Y., and those points in Berks, Bradford, Bucks, Carbon, Chester, Columbia, Dauphin, Delaware, Juanita, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, Monroe, Montgomery, Montour, Northampton, Northumberland, Perry, Philadelphia, Pike, Schuylkill, Snyder, Sullivan, Susquehanna, Wayne, and Wyoming Counties, Pa., under continuing contract with The Great Atlantic & Pacific Tea Company, Inc., for 180 days. Supporting shipper: The Great Atlantic & Pacific Tea Company, Inc., Two Paragon Drive, Montvale, N.J. 07645. Send protests to: Paul J. Kenworthy, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 314 U.S. P.O. Bldg., Scranton, Pa. 18503.

No. MC 140118 (Sub-No. 2TA), filed July 31, 1975. Applicant: S. T. L. TRANSPORT, INC., 1000 Jefferson Road, Rochester, N.Y. 14623. Applicant's representative: S. Michael Richards, 44 North Ave., Webster, N.Y. 14580. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper, paperboard, or pulpboard boxes, pails and trays and cellulose or plastic film, and foil* when moving therewith (except commodities in bulk) and (2) *Materials, supplies, and equipment* used in the manufacture of the products named above (except commodities in bulk); (1) from Newark, N.Y., to points in New Jersey, Connecticut, points in Pennsylvania east of U.S. Rt. 15, New York, N.Y. and Nassau and Suffolk Counties, N.Y. and (2) from points in New Jersey, Connecticut, points in Pennsylvania east of U.S. Rt. 15, New York, N.Y. and Nassau and Suffolk Counties, N.Y., to Newark, N.Y., under a continuing contract with Transportation & Distribution Fibreboard Corporation, for 180 days. Supporting shipper: P. W. Pollock, Director Transportation & Distribution Fibreboard Corporation, 55 Francisco St., San Francisco, Calif. 49133. Send protests to: Morris H. Gross, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 104 O'Donnell Bldg., 301 Erie Blvd. W., Syracuse, N.Y. 13202.

APPLICATION OF PASSENGERS

No. MC 141087 (Sub-No. 1TA), filed July 31, 1975. Applicant: SCHOOL BUS SERVICE, INC., 1301 Argus, Richmond Heights, Mo. 63117. Applicant's representative: R. A. Franck, 7139 Northmoor, Clayton, Mo. 63105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers* with baggage, between Scott Air Force Base, Illinois and St. Louis Lambert International Air Field, Mo., under a continuing contract with United States Air Force, for 180 days. Supporting shipper: United States Air Force, 375 Transportation Squadron, Scott AFB, Ill. 62225. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 12th St., St. Louis, Mo. 63101.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21064 Filed 8-11-75;8:45 am]

[Notice No. 87]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 4, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 C.F.R. 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the





service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

No. MC 1759 (Sub-No. 34TA), filed July 28, 1975. Applicant: FROEHLICH TRANSPORTATION CO., INC., Federal Road, Danbury, Conn. 06810. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, Conn. 06117. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Bakery products* (except unleavened and frozen bakery products, and commodities in bulk) from Danbury, Conn., to points in New York, Massachusetts, Rhode Island, Vermont, and New Hampshire, and points in Erie County, Pa.; and (2) *ingredients and supplies* (except commodities in bulk) used in the manufacture of the commodities in (1) above, from points in New York to Danbury, Conn., for 180 days. Supporting shipper(s): S. B. Thomas, Inc., 930 North Riverview Drive, Totowa, N.J. Send protests to: J. D. Perry, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, 324 U.S. Post Office Building, 135 High Street, Hartford, Conn. 06101.

No. MC 28599 (Sub-No. 7TA), filed July 24, 1975. Applicant: DEVINE & SON TRUCKING CO., P.O. Box 217, West Sacramento, Calif. 95691. Applicant's representative: James J. Devine, 2700 Rice Avenue, West Sacramento, Calif. 95691. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sawdust, wood shavings and ground wood*, in bulk, in specialized equipment, from Reno, Nev., to Rocklin, Calif., for 180 days. Supporting shipper(s): Fibreboard Corporation, P.O. Box 3611, San Francisco, Calif. Send protests to: A. J. Rodriguez, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, Calif. 94102.

No. MC 41849 (Sub-No. 34TA), filed July 24, 1975. Applicant: KEIGHTLEY BROS., INC., 1601 S. 39th Street, St. Louis, Mo. 63110. Applicant's representative: J. Robert Keightley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal*, in bulk, in dump vehicles, from the plant site of Vulcan Materials in Gary, Ind., to the plant site of Cerro Copper Products, Division of Cerro Corporation in Saunget, Ill., for 180 days. Supporting shipper: Cerro Products, Division of Cerro Corp., P.O. Box 681, East St. Louis, Ill. 62202. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th Street, St. Louis, Mo. 63101.

No. MC 47583 (Sub-No. 20TA), filed July 28, 1975. Applicant: TOLLIE FREIGHTWAYS, INC., 41 Lyons Avenue, Kansas City, Kans. 66118. Applicant's representative: D. S. Hults, P.O. Box 225, Lawrence, Kans. 66044. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibrous glass products and materials, mineral wool, mineral wool products and materials, insulated air ducts, roofing materials, insulating products and materials*, including *products necessary in the installation thereof*, (1) from Pauline, Kans., to Kansas City, Mo. and points in Nebraska, South Dakota and Oklahoma; (2) from plant site and storage facility of Owens-Corning Fiberglas Corporation, of Kansas City, Kans., for partial loading with final loading at Pauline, Kans., and from Pauline, Kans., for partial loading with final loading at plant site and storage facility of Owens-Corning Fiberglas Corporation, of Kansas City, Kans., to Kansas City, Mo., and points in Nebraska, South Dakota and Oklahoma, for 180 days. Supporting shipper: Owens-Corning Fiberglas Corporation, Fiberglas Towers, Toledo, Ohio 43659. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 600 Federal Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 52704 (Sub-No. 120TA), filed July 28, 1975. Applicant: GLENN McCLENDON TRUCKING COMPANY, INC., P.O. Drawer H, Opelika Highway, LaFayette, Ala. 36862. Applicant's representative: Archie B. Culbreth, Suite 246, 1252 West Peachtree Street, N.W., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers and their equipment of caps and lids*, From Oklmulgee, Okla., to Alexandria, Amite, Baton Rouge, Broussard, Harvey, Lafayette, Monroe, New Orleans, Shreveport, St. Martinsville and West Monroe, La., for 180 days. Supporting shipper(s): Ball Corporation, 1509 South Macedonia, Muncie, Ind. 47302. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1616, 2121 Building, Birmingham, Ala. 35203.

No. MC 107544 (Sub-No. 121TA), filed July 25, 1975. Applicant: LEMMON TRANSPORT COMPANY, INCORPORATED, P.O. Box 580, Marion, Va. 24354. Applicant's representative: Daryl J. Henry (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt cake*, in bulk, in tank vehicles, from Fredericksburg, Va., to points in Ohio, for 180 days. Supporting shipper: FMC Corporation, 633 Third Avenue, New York, N.Y. 10017. Send protests to: Danny R. Beeler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 215 Campbell Avenue, SW., Roanoke, Va. 24011.

No. MC 110420 (Sub-No. 736TA), filed July 28, 1975. Applicant: QUALITY CARRIERS, INC., P.O. Box 186, Pleasant Prairie, Wis. 53158. Applicant's representative: David A. Petersen (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from the plantsite of CPC International, Inc. at or near Bonner Springs, Kans., to Dallas, Tex., for 180 days. Supporting shipper: CPC International, Inc., International Plaza, Englewood Cliffs, N.J. 07632 (Roger V. Haugen, Assistant Transportation Manager Motor Transportation). Send protests to: John E. Ryden, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street—Room 807, Milwaukee, Wis. 53203.

No. MC 110420 (Sub-No. 737TA), filed July 28, 1975. Applicant: QUALITY CARRIERS, INC., P.O. Box 186, Pleasant Prairie, Wis. 53158. Applicant's representative: David A. Petersen (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from the terminal facilities of the Great Western Sugar Company in Lenexa, Kans., to Sedalia, Springfield, St. Joseph and Warrenton, Mo., and Lincoln, Norfolk and Omaha, Nebr., for 180 days. Supporting shipper: The Great Western Sugar Company, P.O. Box 5308TA, Denver, Colo. 80217 (J. M. Holt, Transportation and Traffic Manager). Send protests to: John E. Ryden, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street—Room 807, Milwaukee, Wis. 53203.

No. MC 111401 (Sub-No. 451TA), filed July 28, 1975. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Blvd., P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Victor R. Comstock (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric Acid*, in bulk, in tank vehicles, From Ajo, Ariz., to the Port of Entry on the International Boundary Line between the United States and Mexico at Lukeville, Ariz., in foreign commerce only, for 180 days. Supporting shipper(s): El Paso Acid Corporation, Arthur Parton, V.P. of Marketing, 6854 Market Avenue, El Paso, Tex. 79915. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Rm. 240—Old, P.O. Bldg., 215 NW. Third, Oklahoma City, Okla. 73102.

No. MC 113678 (Sub-No. 597TA), filed July 24, 1975. Applicant: CURTIS, INC.,

4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: David L. Metzler, P.O. Box 16004, Stockyards Station, Denver, Colo. 80216. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cigars*, from Philadelphia, Pa., and Tampa, Fla., to Denver, Colo., for 180 days. Supporting shipper(s): United Distributing Co., 1835 Lawrence Street, Denver, Colo. 80202. Send protests to: Herbert C. Ruoff, District Supervisor, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 114897 (Sub-No. 117TA), filed July 23, 1975. Applicant: WHITFIELD TANK LINES, INC., P.O. Drawer 15469, El Paso, Tex. 79989. Applicant's representative: J. P. Rose, P.O. Drawer 9897, El Paso, Tex. 79989. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid soil conditioner*, in bulk, in tank vehicles, from El Paso, Tex., to Lincoln, Nebr., for 180 days. Supporting shipper(s): Natural Oxygen Products, Inc., 1309 Montana Ave., El Paso, Tex. 79902. Send protests to: Haskell E. Ballard, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Box H–4395 Herring Plaza, Amarillo, Tex. 79101.

No. MC 118959 (Sub-No. 125TA), filed July 25, 1975. Applicant: JERRY LIPPS, INC., 130 South Frederick Street, Cape Girardeau, Mo. 63701. Applicant's representative: Jerry Lipps (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fiberboard, fiberboard products, and accessories and supplies* used in the installation thereof, From: The plant site of Masonite Corporation at Laurel, Miss. To: Points in the United States (except Alabama, Arkansas, Georgia, Louisiana, Tennessee, California, Oregon, Washington, Utah, Nevada, Montana, Arizona, Alaska and Hawaii), for 180 days. Supporting shipper(s): Masonite Corporation, 29 N. Wacker Drive, Chicago, Ill. 60606. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th Street, St. Louis, Mo. 63101.

No. MC 124117 (Sub-No. 14TA), filed July 28, 1975. Applicant: EARL FREEMAN, doing business as MID-TENN EXPRESS, P.O. Box 101, Eagleville, Tenn. 37060. Applicant's representative: Roland M. Lowell, 618 Hamilton Bank Building, Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages* and *related advertising materials*, from Jacksonville, Fla., to Dunlap, Tenn., for 180 days. Supporting shipper: Beasley Distributing Company, Dunlap, Tenn. Send protests to: Joe J. Tate, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Suite A–422—U.S. Court House, Nashville, Tenn. 37203.

No. MC 127204 (Sub-No. 8TA), filed July 24, 1975. Applicant: KINDSVATER, INC., Box 1027, Dodge City, Kans. 67801. Applicant's representative: Clyde N. Christey, 641 Harrison, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and/or storage facilities of Farmland Industries, Inc., at/or near Dodge City, Kans., to points and places in Oklahoma, Texas, Nebraska, Wyoming, New Mexico and Colorado, for 180 days. Supporting shipper(s): Farmland Industries, Inc., P.O. Box 7305, Kansas City, Mo. 64116. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Building, Wichita, Kans. 67202.

No. MC 133119 (Sub-No. 73TA), filed July 28, 1975. Applicant: HEYL TRUCK LINES, INC., 235 Mill Street, Akron, Iowa 51001. Applicant's representative: Donald Heyl (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable starch, vegetable protein, and vegetable flour*, from the port of entry on the International Boundary line between the United States and Canada located at or near Portal, N. Dak., to points in the Columbus, Ohio commercial zone, restricted to the transportation of traffic originating at Nipawin, Saskatchewan, for 180 days. Supporting shipper: Pro-Star Mills Limited, Robert Deaver, General Manager, 433 34th Street East, Saskatoon, Saskatchewan S7K OS9. Send protests to: District Supervisor Carroll Russell, Interstate Commerce Commission, Bureau of Operations, Suite 620 Union Pacific Nebr. 68102.

No. MC 133651 (Sub-No. 2 TA), filed July 28, 1975. Applicant: DENRU TRUCKING CO., INC., 806 South 13th Street, Newark, N.J. 07108. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned meats*, in vehicles equipped with mechanical refrigeration, from the warehouse facilities of Prima Foods Co., in the Borough of Manhattan, N.Y., to Baltimore, Md., and points in Connecticut, Massachusetts, Rhode Island, and those in that part of Pennsylvania on and east of U.S. Highway 15, restricted (1) to shipments not exceeding 500 pounds in weight from one consignee on any one day, and (2) to a transportation service to be performed under a continuing contract, or contracts, with Prima Foods Co., for 180 days. SUPPORTING SHIPPER: Prima Foods Co., One North Broadway, White Plains, N.Y. 10601. SEND PROTESTS TO: District Supervisor Robert S. H. Vance, Interstate Commerce Commission, Bureau of Operations, 9 Clinton St., Newark, N.J. 07102.

No. MC 134922 (Sub-No. 139TA), filed July 24, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison, Route 6, Box 15, North Little Rock, Ark. 72118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rubber articles* (except commodities in bulk and those which because of size or weight require use of special equipment), from Fayetteville, N.C., to Carson City and Reno, Nev.; Petaluma, Calif., and Portland, Oreg., for 180 days. Supporting shipper(s): Triple "S" Tire Center, Inc., 412 Madison Street, Petaluma, Calif. 94952. Send protests to: District Supervisor William H. Land, Jr., 3108 Federal Office Building, 700 West Capitol, Little Rock, Ark. 72201.

No. MC 134922 (Sub-No. 140TA), filed July 28, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rubber articles* (except commodities in bulk and those which because of size or weight require the use of special equipment), from Marion, Medina, Marietta, Ohio and Mayfield, Ky., to Carson City and Reno, Nev.; points in California and Portland, Oreg., for 180 days. Supporting shipper: Triple "S" Tire Center, Inc., 412 Madison Street, Petaluma, Calif. 94952. Send protests to: District Supervisor William H. Land, Jr., Interstate Commerce Commission, Bureau of Operations, 3108 Federal Office Building, 700 West Capitol, Little Rock, Ark. 72201.

No. MC 136407 (Sub-No. 9TA), filed July 25, 1975. Applicant: COORS TRANSPORTATION COMPANY, 5101 York Street, Denver, Colo. 80216. Applicant's representative: Leslie R. Kehl, Suite 1600, Lincoln Center Bldg., 1660 Lincoln Street, Denver, Colo. 80203. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Products dealt in*, or used by, wholesale, retail or chain grocery and food business houses, From the facilities of Hunt-Wesson Foods, Inc. at Fullerton, Hayward, Oakdale and Davis, Calif., to points in Colorado. Restrictions: Operations are limited to a transportation service to be performed under a continuing contract or contracts with Hunt-Wesson Foods, Inc., for 180 days. Supporting shipper(s): Hunt-Wesson Foods, Inc., 1645 West Valencia Drive, Fullerton, Calif. 92634. Send protests to: Herbert C. Ruoff, District Supervisor, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 136812 (Sub-No. 5TA), filed July 24, 1975. Applicant: CLEON CARDER TRUCK LINE, INC., P.O. Box 1395, East Hwy. 50, Dodge City, Kans. 67801. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and/or storage facilities of Farmland Industries, Inc., at/or near Dodge City, Kans., to points and places in Oklahoma, Texas, Nebraska, Wyoming, New Mexico and Colorado, for 180 days. Supporting shipper(s): Farmland Industries, Inc., P.O. Box 7305, Kansas City, Mo. 64116. Send protests to: M. E, Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Building, Wichita, Kans 67202.

No. MC 138181 (Sub-No. 2TA), filed July 25, 1975. Applicant: TRANSPORT EXPRESS, INC., P.O. Box 159, Holly, Colorado 81047. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions:* From the plantsite and/or storage facilities of Farmland Industries, Inc. at/or near Dodge City, Kans., to points and places in Oklahoma, Texas, Nebraska, Wyoming, New Mexico and Colorado, for 180 days. Supporting shipper(s): Farmland Industries, Inc., P.O. Box 7305, Kansas City, Mo. 64116. Send protests to: Herbert C. Ruoff, District Supervisor, 2022 Federal Building, 1961 Stout Street, Denver, Colo. 80202.

No. MC 138676 (Sub-No. 3TA), filed July 28, 1975. Applicant: O-J TRANSPORT CO., 2739 Sturtevant, Detroit, Mich. 48206. Applicant's representative: Robert E. McFarland, 860 West Long Lake Road, Bloomfield Hills, Mich. 48013. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Detroit, Mich., to Hammond, Ind., for 180 days. Supporting shipper(s): Stroh Brewery Company, Director of Transportation, Bobby J. Welch, 909 E. Elizabeth, Detroit, Mich. 48201. Send protests to: Melvin F. Kirsch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1110 Broderick Tower, 10 Witherell Avenue, Detroit, Mich. 48226.

No. MC 139457 (Sub-No. 2TA), filed July 23, 1975. Applicant: G. L. SKIDMORE, DBA JELLY SKIDMORE TRUCKING COMPANY, P.O. Box 35, Paris, Tex. 75460. Applicant's representative: Paul D. Angenand, P.O. Box 2207, Austin, Tex. 78767. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned and preserved foodstuffs*, and (2) *canned and packaged animal food*, From the facilities of the Campbell Soup Company at or near Paris, Tex., to points in Colorado, Kansas, Missouri, Nebraska, Wyoming, and points in Iowa on and west of U.S. 169 under continuing contract or contracts with the Campbell Soup Company of Paris, Tex., for 180 days. Supporting shipper(s): Campbell Soup Company, Paris, Tex. 75460. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce Street, Room 13C12, Dallas, Tex. 75202.

No. MC 140452 (Sub-No. 2TA), filed July 23, 1975. Applicant: ROSE BROS. TRUCKING, INC., 717 N. 25th St., Terre Haute, Ind. 47803. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand and gravel*, from points in Fountain and Warren Counties, Ind., to points in Macon and Piatt Counties, Ill., for 180 days. Supporting shipper(s): F. F. Mengel Co., Wisconsin Rapids, Wis. Send protests to: T/A Frances Sterling, Interstate Commerce Commission, Federal Bldg. & U.S. Courthouse, 46 East Ohio Street, Room 429, Indianapolis, Ind. 46204.

No. MC 141186 TA, filed July 25, 1975. Applicant: CLEVELAND SHELLEY, doing business as SHELLEY TRUCK LINE, Route 2, Headland, Ala. 36345. Applicant's representative: Robert E. Tate, P.O. Box 517, Evergreen, Ala. 36401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked and disabled vehicles and trailers; salvage and scrap vehicles; junk and compacted and crushed motor vehicles and bodies*, between points in Louisiana, Mississippi, Tennessee, Alabama, Georgia, and Florida, for 180 days, Supporting shipper(s): Southern Car Crushers, Inc., P.O. Box 2704, Birmingham, Ala. 35201. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Interstate Commission, Room 1616, 2121 Building, Birmingham, Ala. 35203.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21065 Filed 8-11-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Letter Notices

AUGUST 7, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 22, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 504 (Sub-No. E10), filed June 5, 1974. Applicant: HARPER MOTOR LINES, INC., P.O. Box 6985, Atlanta, Ga. 30315. Applicant's representative: B. K. McClain (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Granite* (except granite requiring special equipment), (a) from points in South Carolina (except points in Cherokee and York Counties), to points in Indiana, Illinois, Iowa, Michigan, Wisconsin, and Ohio (except points in Lawrence County), (b) from points in South Carolina (except points north of U.S. Highway 76 from the Georgia-South Carolina State line to Columbia, S.C., and points east of U.S. Highway 176 from Columbia, S.C., to Charleston, S.C.), to points in Virginia, Maine, Kentucky, Tennessee, and West Virginia (except points in McDowell, Mercer, Wyoming, Summers, Monroe and Raleigh Counties); (Elberton, Ga., and points within 25 miles thereof) *; and (2) *Building and monumental stone* (except commodities requiring special equipment), from points in South Carolina to points in Illinois and points in West Virginia on and north of U.S. Highway 50 (Rion, S.C.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 1936 (Sub-No. E3), filed May 25, 1974. APPLICANT: B & P MOTOR EXPRESS, INC., 720 Gross Street, Pittsburgh, Pa. 15224. Applicant's representative: William J. Cavelle, 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *commodities*, the transportation of which because of their size or weight, requires the use of special equipment, (1) between points in Pennsylvania, on the one hand, and, on the other, points in Illinois, Michigan, and points in Indiana (except points in Wayne County), (2) between points in Brooke, Hancock and Ohio Counties, W. Va., on the one hand, and, on the other, points in Illinois and Michigan, (3) (a) between points in Brooke, Hancock and Ohio Counties, W. Va., on the one hand, and, on the other points in Indiana on, north and west of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 36 to junction U.S. Highway 65 to Indiana-Kentucky State line (b) between points in Brooke and Hancock Counties, W. Va., on the one hand, and, on the other, points in Indiana (except points in Jefferson, Switzerland, Ohio, Dearborn, Ripley, Franklin, Union, Fayette, Rush, Decatur and Wayne Counties, Ind., (4) between points in Brooke and Hancock Counties, W. Va., on the one hand, and, on the other, points in Indiana. The purposes of this filing is to eliminate the gateway of points in Cuyahoga, Lake, Lorain or Medina Counties, Ohio.

No. MC 2630 (Sub-No. E48), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as

above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Georgia on and east of a line beginning at the Georgia-Alabama State line extending along Alabama Highway 143 to junction Alabama Highway 53, thence along Alabama Highway 53 to junction Alabama Highway 11, thence along Alabama Highway 11 to junction U.S. Highway 129, thence along U.S. Highway 129 to junction Interstate Highway 16, thence along Interstate Highway 16 to junction Alabama Highway 29, thence along Alabama Highway 29 to junction Alabama Highway 46, thence along Alabama Highway 46 to junction U.S. Highway 1, thence along U.S. Highway 1 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Atlantic Coast, including Jekyll Island, on the one hand, and, on the other, points in Oklahoma (except LeFlore and McCurtain Counties). The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E49), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Georgia on and south of a line beginning at the Georgia-Alabama State line extending along Georgia Highway 62 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 17, thence along U.S. Highway 17 to the Atlantic Ocean, on the one hand, and, on the other, points in Kentucky. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E50), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Georgia on and south of a line beginning at the Georgia-Alabama State line extending along U.S. Highway 19 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Atlantic Coast, on the one hand, and, on the other, points in Kentucky on and north of a line beginning at the Kentucky-Missouri State line extending along Kentucky Highway 80 to junction Purchase Parkway, thence along the Purchase Parkway to junction U.S. Highway 431, thence along U.S. Highway 431 or points on and east thereof. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E51), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Georgia on and south of a line beginning at the Georgia-Alabama State line extending along Alternate U.S. Highway 27 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction Interstate Highway 285, thence along Interstate Highway 285 to junction Interstate Highway 20, thence along Interstate Highway 20 to the Georgia-South Carolina State line, on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Kentucky-Indiana State line extending along U.S. Highway 41 to junction Green River Parkway, thence along Green River Parkway to junction Western Kentucky Parkway, thence along Western Kentucky Parkway to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 90, thence along U.S. Highway 90 to junction U.S. Highway 31E, thence along U.S. Highway 31E to the Kentucky-Tennessee State line. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E52), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Georgia on and south of a line beginning at the Georgia-Alabama State line extending along Alternate U.S. Highway 27 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction Interstate Highway 285, thence along Interstate Highway 285 to junction Interstate Highway 20, thence along Interstate Highway 20 to the Georgia-South Carolina State line, on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Kentucky-Indiana State line extending along U.S. Highway 31E to junction Kentucky Highway 49, thence along Kentucky Highway 49 to junction Kentucky Highway 70, thence along Kentucky Highway 70 to junction U.S. Highway 27, thence along U.S. Highway 27 to the Kentucky-Tennessee State line. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E53), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Florida on and east of U.S. Highway 319 on the one hand, and, on the other, points in Missouri on and north of Interstate Highway 44. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E54), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Florida on and south of a line beginning at the Atlantic Coast extending along Florida Highway 207 to junction Florida Highway 20, thence along Florida Highway 20 to the Gulf Coast, on the one hand, and, on the other, points in Missouri. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2630 (Sub-No. E55), filed May 31, 1974. Applicant: TOM STILL TRANSFER COMPANY, INC., 632 Boone St., Kingsport, Tenn. 37660. Applicant's representative: Eugene R. Still (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, between points in Alabama on, north or west of a line beginning at the Alabama-Georgia State line extending along Interstate Highway 20 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Alabama Highway 22, thence along Alabama Highway 22 to junction Alabama Highway 41, thence along Alabama Highway 41 to junction Alabama Highway 21, thence along Alabama Highway 21 to junction Alabama Highway 59, thence along Alabama Highway 59 to the Gulf of Mexico, on the one hand, and, on the other, points in South Carolina on and north of a line beginning at the North Carolina-South Carolina State line extending along U.S. Highway 276 to junction Interstate Highway 26, thence along Interstate Highway 26 to the Atlantic Coast. The purpose of this filing is to eliminate the gateway of Kingsport, Tenn., or points within 100 miles thereof.

No. MC 2900 (Sub-E32), filed June 4, 1974. Applicant: RYDER TRUCKING LINES, INC., P.O. Box 2408, Jacksonville, Fla. 32203. Applicant's representative: S. E. Somers, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper which is a material or supply used in the manufacture of paper products, paper board, and box board*, (1) from points in Massachusetts, Rhode Island, Connecticut, points in that part of New York east and south of a line beginning at the New York-New Jersey State line, thence along Interstate Highway 87 to junction New York Highway 2, thence along New York Highway 2 to the New York-Massachusetts State line, and points in that part of New Jersey on and north of New Jersey Highway 33, to points in Lewis, Jefferson, St. Lawrence, Oneida and Franklin Counties, N.Y.; (2) from points in Massachusetts, Rhode Island, Connecticut, points in New York on and east of a line beginning at the N.Y.-Massachusetts State line and extending along New York State Highway 2 to Junction I87, thence along I87 to and including New York City, N.Y., points in New Jersey in the New York, N.Y. Commercial Zone and east of a line beginning at the New York-New Jersey State line and extending along the New Jersey Turnpike to Junction New Jersey State Highway 33, thence along New Jersey State Highway 33 to the Atlantic Ocean to points in Oswego County, N.Y.; (3) From points in Massachusetts, Rhode Island, Connecticut, points in New York on and south of a line beginning at Buffalo, N.Y. and extending along I90 to junction New York State Highway 14, thence along New York State Highway 14 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction New York State Highway 41, thence along New York State Highway 40 to junction New York State Highway 206, thence along New York State Highway 206 to junction New York State Highway 7, thence along New York State Highway 7 to junction New York State Highway 2, thence along New York State Highway 2 to the New York-Massachusetts State line, and points in New Jersey north of New Jersey State Highway 33 to points in Clinton County, New York; and (4) from points in Massachusetts, Rhode Island, Connecticut, points in New York south of a line beginning at Watertown, N.Y. and extending along New York State Highway 12 to junction I90, thence along I90 to junction New York State Highway 2, thence along New York State Highway 2 to the New York-Massachusetts State line and points in New Jersey north of New Jersey State Highway 33 to points in Essex County, New York. The purpose of this filing is to eliminate the gateway of Albany, New York.

No. MC 2900 (Sub-E35), filed June 4, 1974. Applicant: RYDER TRUCKING LINES, INC., P.O. Box 2408, Jacksonville, Fla. 32203. Applicant's representative: S. E. Somers, Jr. (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, (1) from points in Jefferson and Lewis Counties, N.Y. to points in Pennsylvania on and south of a line beginning at the Pennsylvania-Ohio State line and extending along Pennsylvania State Highway 884 to junction U.S. Highway 40 at Washington, Pa., thence along U.S. Highway 40 to the Pennsylvania-Maryland State line; and (2) from points in St. Lawrence County, N.Y. to points in Pennsylvania on and south of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 442 to junction Pennsylvania State Highway 8, thence along Pennsylvania State Highway 8 to junction I76, thence along I76 to junction U.S. 119, thence along U.S. 119 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Akron, Ohio.

No. MC 6801 (Sub-No. E1), filed May 25, 1974. Applicant: G. H. HARNUM, INC., 867 Woburn Street, Wilmington, Mass. 01887. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *articles requiring specialized handling or rigging*, (1) between points in New Hampshire on the one hand, and, on the other, points in Connecticut, (2) between points, in Essex, Middlesex, Suffolk, Norfolk and Worcester Counties, Mass., on the one hand, and, on the other, points in Connecticut on and west of U.S. Highway 5, (3) between points in Berkshire, Franklin, Hampshire, and Hampden Counties, Mass., on the one hand, and, on the other, point in Connecticut on and east of a line beginning at the Connecticut-Massachusetts State line at U.S. Highway 5, thence along U.S. Highway 5 to junction Connecticut Highway 9, thence along Connecticut Highway 9 to Saybrook, Connecticut. The purpose of this filing is to eliminate the gateway of Springfield, Mass., and points within 15 miles thereof.

No. MC 6801 (Sub-No. E2), filed May 25, 1974. Applicant: G. H. HARNUM, INC., 867 Woburn Street, Wilmington, Mass. 01887. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (b) *machinery, factory equipment, and supplies*, and *heavy commodities* requiring rigging, (1) between points in Rhode Island on the one hand, and, on the other, points in Maine, (2) between points in Rhode Island on the one hand, and, on the other, points in Vermont, (3) between points in Maine on the one hand, and, on the other, points in Connecticut, (4) between points in Maine on the one hand, and, on the other, points in Massachusetts. The purpose of this filing is to eliminate the gateway of Boston, Mass., and points within 15 miles thereof.

No. MC 6801 (Sub-No. E3), filed May 25, 1974. Applicant: G. H. HARNUM, INC., 867 Woburn Street, Wilmington, Mass. 01887. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *buildings* (except in sections, and except when travelling on their own or removable undercarriages), restricted to the transportation of commodities which require the use of special equipment, (1) from points in New Hampshire to points in Connecticut, Delaware, Maryland, New Jersey, Ohio, Pennsylvania, Virginia, West Virginia, and the District of Columbia, (2) from points in Massachusetts on and east of Massachusetts Highway 12 to points in Maryland, Ohio, Virginia, West Virginia, the District of Columbia, those in New York on and west of Interstate Highway 81, those in New Jersey on and south of U.S. Highway 30, and those in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line at Interstate Highway 81, thence along Interstate Highway 81 to junction Pennsylvania Highway 61, thence along Pennsylvania Highway 61 to junction Pennsylvania Highway 10, thence along Pennsylvania Highway 10 to the Pennsylvania-Maryland State line, (3) from points in Rhode Island to points in Delaware, Maryland, Ohio, Virginia, West Virginia, the District of Columbia, those in New York, on, west, and north of a line beginning at the New York-Pennsylvania State line at Interstate Highway 81, thence along Interstate Highway 81 to junction New York Highway 7, thence along New York Highway 7 to junction New York Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 9, thence along U.S. Highway 9 to junction New York Highway 32, thence along New York Highway 32 to junction U.S. Highway 4, thence along U.S. Highway 4 to the New York-Vermont State line and those in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line at U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 255, thence along Pennsylvania Highway 255 to junction Pennsylvania Highway 153, thence along Pennsylvania Highway 153 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction Pennsylvania Highway 350, thence along Pennsylvania Highway 350 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line, (4) from points in Maine, to points in Connecticut, Delaware, Maryland, New Jersey, Ohio, Pennsylvania, Virginia, West Virginia, Rhode Island, the District of Columbia, and those in New York on, south, and west, of a line beginning at the Massachusetts-New York State line at Interstate Highway 90, thence along Interstate Highway 90 to junction N.Y. Highway 31, and thence along N.Y. Highway 31 to Lake Ontario. The purpose of this filing is to eliminate the gateway of Action, Mass.

No. MC 6801 (Sub-No. E4), filed May 25, 1974. Applicant: G. H. HARNUM, INC., 867 Woburn St., Wilmington, Mass. 01887. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *such machines and machinery, telephone equipment, electrical equipment, radio equipment, air conditioning equipment, patterns, auto bodies, auto equipment, signs, cooling units, transformers, generators, valves, work benches, reels of wire, blackboards, sound equipment, and articles* necessary to the use or installation of such commodities, requiring special handling, (1) between points in Massachusetts on and east of U.S. Highway 5







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on the one hand, and, on the other, points in New York, New Jersey, Pennsylvania, Maryland, and the District of Columbia, (2) between points in Rhode Island on the one hand, and, on the other, points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line at Interstate Highway 81 thence along Interstate Highway 81 to junction Interstate Highway 83, and thence along Interstate Highway 83 to the Pennsylvania-Maryland State line, points in New York (except New York, N.Y., and points in Dutchess, Ulster, Sullivan, Orange, Putnam, Rockland, Westchester, Nassau, and Suffolk Counties), points in Maryland and the District of Columbia, (3) between points in New Hampshire on the one hand, and, on the other, points in New York on and west of a line beginning at the Massachusetts-New York State line at Interstate Highway 90, thence along Interstate Highway 90 to junction N.Y. highway 31, and thence along N.Y. Highway 31 to Lake Ontario, New Jersey, Pennsylvania, Maryland, and the District of Columbia, (4) between points in Maine on the one hand, and, on the other, points in New York, on, south, and west of a line beginning at the Massachusetts-New York State line at Interstate Highway 90, thence along Interstate Highway 90 to junction N.Y. Highway 31, and thence along N.Y. Highway 31 to Lake Ontario, New Jersey, Pennsylvania, Maryland, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Springfield, Mass., and points within 15 miles thereof and Boston, Mass., and points within 15 miles thereof.

No. MC 8958 (Sub-No. E3), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture* (except commodities requiring special equipment) between all points in Massachusetts, Rhode Island, Connecticut, Delaware, the District of Columbia, and points in that part of Maryland on and east of U.S. Highway 15, on the one hand, and, on the other, points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; Cook County, Illinois; Libertyville and Grayslake, Illinois; Chicago, Illinois; points in Illinois within twenty-five miles of Chicago; points in DeKalb, DuPage, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois; points in LaSalle County, Illinois, within fifty miles of Oswego, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways: Points in New York, New Jersey, and those in Pennsylvania on and east of U.S. Highway 15; and Points in part of Ohio on and east of U.S. Highway 21 and on and north of the junction of U.S. Highways 21 and 36 to U.S. Highway 22 and on and north of U.S. Highway 22 to the Ohio-West Virginia State line; and Points in Ohio east of Ohio Highway 13 and north of U.S. Highway 30 which overlap the Ohio (6) and (6a) territory plus Indiana Toll Road Interchange No. 12; and Points in Lake County, Indiana, on and north of U.S. Highway 30 and points in Cook County, Illinois, on and south of U.S. Highway 34; or Cook County, Illinois; or Chicago, Illinois; or Cook, McHenry, and Lake Counties, Illinois.

*Iron and steel articles of the kind used in construction and manufacture* (except commodities requiring special equipment) between all points in New York, New Jersey, and Pennsylvania, on the one hand, and, on the other, points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; Cook County, Illinois; Libertyville and Grayslake, Illinois; Chicago, Illinois; points in Illinois within twenty-five miles of Chicago; points in DeKalb, DuPage, Grundy, Kane, Kendall, and Will Counties, Illinois; points in LaSalle County, Illinois, within fifty miles of Oswego, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated: Points in that part of Ohio on and east of U.S. Highway 21 and on and north of the junction of U.S. Highway 21 and 36 to U.S. Highway 22 and on and north of U.S. Highway 22 to the Ohio-West Virginia State line; and Points in Ohio east of Ohio Highway 13 and north of U.S. Highway 30 which overlap the Ohio (6) and (6a) territory plus Indiana Toll Road Interchange No. 12; and Points in Lake County, Indiana, on and north of U.S. Highway 30 and points in Cook County, Illinois, on and south of U.S. Highway 34; or Cook County, Illinois; or Chicago, Illinois; or Cook, McHenry, and Lake Counties, Illinois.

No. MC 8958 (Sub-No. E8), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, of the kind used in construction and manufacture, contractors' equipment metal and metal products, and machinery* between points in that part of Ohio on and east of Ohio Highway 534 from Lake Erie to its junction with Ohio Highway 14 thence along Ohio Highway 14 to its junction with Ohio Highway 45 thence along Ohio Highway 45 to its junction with Ohio Highway 7, thence along Ohio Highway 7 to its junction with Interstate 70 and thence along Interstate 70 to the Ohio-West Virginia State line, on the one hand, and, on the other, points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; Cook County, Illinois; Libertyville and Grayslake, Illinois; Chicago, Illinois; points in Illinois within twenty-five miles of Chicago; points in DeKalb, DuPage, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois; points in LaSalle County, Illinois within fifty miles of Oswego, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated: Niles, Ohio, and Ohio Turnpike Interchange No. 15, both of which are in northeastern Ohio; and Points in that part of northeastern Ohio on and east of U.S. Highway 21 and on and north of the junction of U.S. Highways 21 and 37 to U.S. Highway 22 and on and north of U.S. Highway 22 to the Ohio-West Virginia State line and Indiana Toll Road Interchange No. 12; and Points in Ohio east of Ohio Highway 13 and north of U.S. Highway 30; and Points in Lake County, Indiana, on and north of U.S. Highway 30 and points in Cook County, Illinois, on and south of U.S. Highway 34; or Cook County, Illinois; or Chicago, Illinois; or Cook, McHenry, and Lake Counties, Illinois.

No. MC 8958 (Sub-No. E9), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal, metal products, asphalt, roofing cement, and prepared roofing materials* (except commodities in bulk and those requiring special equipment) from points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; Cook County, Illinois; Libertyville and Grayslake, Chicago, Illinois; points in Illinois within twenty-five miles of Chicago; points in DeKalb, DuPage, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois; points in LaSalle County, Illinois within fifty miles of Oswego, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated: Indiana Toll Road Interchange No. 12; and Points in Lake County, Indiana, on and north of U.S. Highway 30 and points in Cook County, Illinois, on and south of U.S. Highway 34; or Cook County, Illinois; or Chicago, Illinois; or Cook, McHenry, and Lake Counties, Illinois.

No. MC 8958 (Sub-No. E9), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal, metal products, asphalt, roofing cement, and prepared roofing materials* (except commodities in bulk and those requiring special equipment) from points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; Cook County, Illinois; Libertyville and Grayslake, Chicago, Illinois; points in Illinois within twenty-five miles of Chicago; points in DeKalb, DuPage, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois;





points in LaSalle County, Illinois, within fifty miles of Oswego, Illinois, and points in Kenosha and Walworth Counties, Wisconsin, to points in that part of Ohio on, north, and east of a line beginning at the Ohio-Michigan State line and extending along U.S. Highway 23 to Upper Sandusky, thence extending eastward along U.S. Highway 30 to the Ohio-Pennsylvania State line.

Gateways to be eliminated: Cook, McHenry, and Lake Counties, Illinois; or Chicago, Illinois; or Cook County, Illinois; and points in Lake County, Indiana, on and north of U.S. Highway 30 and points in Cook County, Illinois, on and south of U.S. Highway 34; and Indiana Toll Road Interchange No. 12.

No. MC 8958 (Sub-No. E10), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture*, from Toledo, Ohio, and points in Ohio on, east, and north of a line beginning at Sandusky, Ohio, thence extending along Ohio Highway 13 to U.S. Highway 30, thence east along U.S. Highway 30 to Ohio Highway 21, thence south along Ohio Highway 21 to junction Interstate Highway 77, thence along Interstate Highway 77 to Ohio Highway 7, thence south and west along Ohio Highway 7 to U.S. Highway 33, thence south along U.S. Highway 33 to the Ohio-West Virginia State line, to points in Lake and Porter Counties, Indiana, which are on and north of U.S. Highway 30; Chicago, Illinois, and points in Cook, McHenry, DuPage, DeKalb, Grundy, Kane, Kendall, and Will Counties, Illinois; points in LaSalle County, Illinois, which are within 50 miles of Oswego, Illinois; Belvidere, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated: Toledo, Ohio, and points in that part of Ohio on and north of U.S. Highway 30 and on and east of Ohio Highway 13; and junction Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and Points in that part of Ohio on and east of Ohio Highway 21, and on and north of a line beginning at the junction of Ohio Highways 21 and 36 and extending eastward along U.S. Highway 36 to the junction of U.S. Highway 22, thence along U.S. Highway 22 to the Ohio-West Virginia State line; and points in Ohio, and the junction of Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; or Points in Cook County, Illinois, and points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; or Chicago, Illinois; or Points in Cook, McHenry, and Lake Counties, Illinois.

No. MC 8958 (Sub-No. E11), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture* from points in Kenosha and Walworth Counties, Wisconsin; Belvidere, Illinois; points in LaSalle County, Illinois, which are within 50 miles of Oswego, Illinois; Chicago, Illinois, and points in Cook, McHenry, DuPage, Lake, DeKalb, Grundy, Kane, Kendall, and Will Counties, Illinois; and points in Lake and Porter Counties, Indiana, which are on and north of U.S. Highway 30, to points in Ohio on, north, and east of a line beginning at Toledo, Ohio, and extending thence south along U.S. Highway 23 to U.S. Highway 30S, thence east along U.S. Highway 30S to junction U.S. Highway, thence along U.S. Highway 30 to Ohio Highway 21, thence south along Ohio Highway 21 to junction I77, and thence along Interstate Highway 77 to Ohio Highway 7, thence southwest along Ohio Highway 7 to U.S. Highway 33, thence south along U.S. Highway 33 to the Ohio-West Virginia State line.

Gateways to be eliminated: Points in Cook, McHenry, and Lake Counties, Illinois; or Chicago, Illinois; or Points in Cook County, Illinois, and points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; and Points in that part of Ohio on and east of Ohio Highway 21 and on and north of a line beginning at the junction of Ohio Highway 21 and U.S. Highway 36 and extending eastward along U.S. Highway 26 to U.S. Highway 22, and thence along U.S. Highway 22 to the Ohio-West Virginia State line; and Points in Ohio, and the junction of Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and Junction of Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and points in Ohio on, east, and north of a line beginning at the Ohio-Michigan State line and extending south along U.S. Highway 23 to U.S. Highway 30, thence eastward along U.S. Highway 30 to the Ohio-Pennsylvania State line.

No. MC 8958 (Sub-No. E15), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, livestock, Classes A and B explosives and household goods, as defined by the Commission commodities in bulk, and those requiring special equipment), between points in that part of Michigan on and south of a line beginning at Detroit and extending along Michigan Highway 14 to Ann Arbor, thence along Interstate Highway 84 to Marshall, thence along Michigan Highway 96 through Battle Creek to Kalamazoo, and thence along Interstate Highway 94 through Benton Harbor to the Michigan-Indiana State line, on the one hand, and, on the other, points in Lake County, Indiana which are on and north of U.S. Highway 30; Chicago, Illinois, and points in Cook, McHenry, Du Page, Lake De Kalb, Grundy, Kane, Kendall and Will Counties, Illinois; points in La Salle County, Illinois, which are within 50 miles of Oswego, Illinois; Belvidere, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways: Points in Lake County, Indiana, on and north of U.S. Highway 30, and points in Cook County, Illinois, on and south of U.S. Highway 34; and Cook County, Illinois; or Chicago, Illinois; or Cook, McHenry, and Lake Counties, Illinois; or Chicago, Illinois.

No. MC 8958 (Sub-No. E16), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture* from the plant site of Jones and Laughlin Steel Corporation located in Putnam County, Illinois, to points in that part of Ohio on, north, and east of a line commencing at Toledo, Ohio, thence south along U.S. Highway 23 to its junction with U.S. Highway 30S, thence east along U.S. Highway 30S to junction U.S. Highway 30, thence along U.S. Highway 30 to the junction with Ohio Highway 83, thence south along Ohio Highway 83 to the junction with Ohio Highway 16, thence south along Ohio Highway 16 to the junction with Ohio Highway 60, thence south along Ohio Highway 60 to the junction Ohio Highway 93, thence south along Ohio Highway 93 to the junction with Ohio Highway 13, thence south along Ohio Highway 13 to the junction with U.S. Highway 33, thence south along U.S. Highway 33 to the West Virginia State line, points in Pennsylvania, West Virginia, New York, New Jersey, Delaware, District of Columbia, Massachusetts, Rhode Island, Connecticut, and those in Maryland on and east of U.S. Highway 15.

Gateways to be eliminated: Points in Indiana and the lower peninsula of Michigan; and junction Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; points in Ohio on and east of a line beginning at the Ohio-Michigan State line and extending along U.S. Highway 23 to the junction of U.S. Highway 30 south, thence along U.S. Highways 30S and 30, to the Ohio-West

Virginia State line; and points in that part of Ohio on and east and north of a line extending from Lake Erie south along Ohio Highway 21 to U.S. Highway 36, thence east along U.S. Highway 22 to the Ohio-West Virginia State line; or points in Pennsylvania on and east of U.S. Highway 15.

No. MC 8958 (Sub-No. E17), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio, 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture*, which are under the manufacturing and processing of iron and steel articles, from points in Pennsylvania, West Virginia, New York, New Jersey, Delaware, District of Columbia, Massachusetts, Rhode Island, Connecticut; those in that part of Maryland on and east of U.S. Highway 15 and those in that part of Ohio on, north, and east of a line commencing at Toledo, Ohio, thence south along U.S. Highway 23 to the junction of U.S. Highways 30S, thence east along U.S. Highways 30S to junction U.S. Highway 30, thence along U.S. Highway 30 junction with Ohio Highway 83, thence south along Ohio Highway 83 to the junction of Ohio Highway 16, thence south along Ohio Highway 16 to the junction of Ohio Highway 60, thence south along Ohio Highway 60 to the junction of Ohio Highway 93, thence south along Ohio Highway 93 to the junction with Ohio Highway 13, thence south along Ohio Highway 13 to the junction with U.S. Highway 33, thence south along U.S. Highway 33 to the West Virginia State line to the plant site of Jones & Laughlin Steel Corporation located in Putnam County, Illinois.

Gateways to be eliminated: Points in Pennsylvania on and east of U.S. Highway 15; or points in that part of Ohio on and east and north of a line extending from Lake Erie along Ohio Highway 21 to its junction with U.S. Highway 36, thence eastward along U.S. Highway 36 to the junction with U.S. Highway 22, thence eastward along U.S. Highway 22 to the Ohio-West Virginia State line; and points in Ohio on and east of Ohio Highway 13 and on and north of U.S. Highway 30; and, junction Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and points in Indiana.

No. MC 8958 (Sub-No. E19), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture*, from points in that part of West Virginia on and east of Interstate Highway 77 to points in that part of Michigan east of U.S. Highway 27 and on and south of Michigan Highway 20 and south of Saginaw Bay; points in Lake and Porter Counties, Indiana which are on and north of U.S. Highway 30; Chicago, Illinois, and points in Cook, McHenry, Du Page, Lake, De Kalb, Grundy, Kane, Kendall, and Will Counties, Illinois; points in La Salle County, Illinois, which are within 50 miles of Oswego, Illinois; and Belvidere, Illinois, and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated: Points in that part of Ohio on and east of Ohio Highway 21 and on and north of a line beginning at the junction of Ohio Highway 21 and U.S. Highway 36 and extending eastward along U.S. Highway 36 to the junction of U.S. Highway 22 and thence along U.S. Highway 22 to the Ohio-West Virginia State line; and Toledo, Ohio, and points in that part of Ohio on and north of U.S. Highway 30 and on and east of Ohio Highway 13; junction Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and points in Lake and Porter Counties, Indiana, which are on and north of U.S. Highway 30; and Chicago, Illinois, and points in Cook County, Illinois, on and south of U.S. Highway 34; or points in Cook, McHenry, and Lake Counties, Illinois; or Chicago, Illinois.

No. MC 8958 (Sub-No. E20), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representativee: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles of the kind used in construction and manufacture* (except commodities requiring special equipment), from points in Kenosha and Walworth Counties, Wisconsin; Belvidere, Illinois; Chicago, Illinois, and points in Cook, McHenry, Du Page, Lake, De Kalb, Grundy, Kane, Kendall, and Will Counties, Illinois; points in La Salle County, Illinois, which are within 50 miles of Oswego, Illinois; points in Lake and Porter Counties, Indiana, which are on and north of U.S. Highway 30; Monroe, Michigan, and points in Wayne County, Michigan; and points in Ohio on and east of U.S. Highway 23 and on and north of U.S. Highway 30; to points in that part of West Virginia on and east of Interstate Highway 77.

Gateways to be eliminated: Points in Cook, McHenry, and Lake Counties, Illinois; Chicago, Illinois; points in De Kalb, Du Page, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois; points in La Salle County, Illinois, within 50 miles of Oswego, Illinois; or Cook County, Illinois; points in that part of Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; the junction of Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; Monroe, Michigan, and points in Wayne County, Michigan; or points in that part of Ohio on and east of Ohio Highway 21 and on and north of a line beginning at junction of Ohio Highway 21 and U.S. Highway 36 and extending eastward along U.S. Highway 36 to junction U.S. Highway 22, and thence along U.S. Highway 22 to the Ohio-West Virginia State line; and points in Ohio.

No. MC 8958 (Sub-No. E23), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal, metal products, asphalt, roofing, cement, and prepared roofing materials* (except commodities in bulk and those requiring special equipment), from points in Kenosha and Walworth Counties, Wisconsin; Cook, McHenry, Lake, De Kalb, Du Page, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois; and points in La Salle County, Illinois, within 50 miles of Oswego, Illinois; Chicago, Illinois; and points in Lake and Porter Counties, Indiana, which are on and north of U.S. Highway 30; to points in that part of Michigan on and north of Interstate Highway 94, and on and east of Michigan Highway 24 from Detroit to Caro, Michigan, thence on and east of Michigan Highway 138 to its junction with Michigan Highway 25, and thence on and east of Michigan Highway 25 to the shore of Saginaw Bay at Bayport, Michigan.

Gateways to be eliminated: Points in Cook, McHenry, and Lake Counties, Illinois; or Chicago, Illinois; points in De Kalb, Du Page, Grundy, Kane, Kendall, and Will Counties, Illinois; Belvidere, Illinois, and points in La Salle County, Illinois, within 50 miles of Oswego, Illinois; and points in Lake and Porter Counties, Indiana, on and north of U.S. Highway 30; the junction of Interstate Highways 80 and 90 with U.S. Highway 27, also known as Indiana Toll Road Interchange No. 12; and Toledo, Ohio; points in Ohio on and north of U.S. Highway 30 and on and east of Ohio Highway 13.

No MC 8958 (Sub-No. E25), filed June 4, 1974. Applicant: THE YOUNGSTOWN CARTAGE CO., 825 West Federal Street, Youngstown, Ohio 44501. Applicant's representative: Mr. John P. McMahon, Suite 1800, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between the site of the Ford Motor Company plant located at the intersection of Michigan Highway 218 (Wixom Road) and unnumbered Highway (Westlake Drive) north of U.S.





Highway 16 in Novi Township, Oakland County, Michigan; the site of the Ford Motor Company plant located at the northeast intersection of Mound Road and 17 Mile Road in Sterling Township, Macomb County, Michigan, the plant site of Ford Motor Company located at VanDyke and 18 Mile Road, Sterling Township, Macomb County, Michigan, and the facilities of the Ford Motor Company at Romeo, Michigan, on the one hand, and, on the other, points in Porter County, Indiana, on and north of U.S. Highway 30; points in Cook, McHenry, Du Page, Lake, De Kalb, Grundy, Kane, Kendall, and Will Counties, Illinois, points in La Salle County, Illinois, which are within 50 miles of Oswego, Illinois; Belvidere, Illinois; and points in Kenosha and Walworth Counties, Wisconsin.

Gateways to be eliminated are: Points in Cook, Du Page, Lake, and Will Counties, Illinois, and those in that part of Lake County, Indiana, on and north of U.S. Highway 30; or Chicago, Illinois; or De Kalb, Grundy, Kane, Kendall Counties, Illinois; Belvidere, Illinois; points in La Salle County, Illinois, within 50 miles of Oswego, Illinois; or points in Illinois within 25 miles of Chicago; or Cook, McHenry, and Lake Counties, Illinois; or points in Lake and Porter Counties, Indiana, on and north of U.S. Highway 30.

No. MC 13250 (Sub-No. E3), filed June 4, 1974. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Houston, Tex. 77002. Applicant's representative: James M. Doherty, P.O. Box 1945, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *Tractors* (except tractors designed for use in drawing commercial trailers over the highway), *motor graders, motor scrapers, wagons* designed for off-highway use, *road rollers, stationary engines, generators, engines* and *generators combined, and welding equipment*, the transportation of which, because of their size or weight, requires the use of special equipment, and related machinery parts and related contractor's materials and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, and *tractors* (except tractors designed for use in drawing commercial trailers over the highway), *motor graders, motor scrapers*, and *road rollers*, each weighing 15,000 pounds or more, and *related machinery, tools, parts, and supplies* moving in connection therewith, (1) from Aurora, Joliet, Morton, Mossville, and Peoria, Ill., to those points in Idaho on and south of a line beginning at the Washington-Idaho State line and extending along Idaho Hwy. 6, U.S. Hwy. 95-A and Idaho Hwy. 3 to the Idaho-Montana State line and on and west of a line beginning at the Idaho-Montana State line and extending along Interstate Hwy. 15 and Idaho Hwy. 34 to the Wyoming-Idaho State line; (2) from Decatur, Ill., to those points in Idaho on, south, and west of a line beginning at the Montana-Idaho State line and extending along Interstate Highway 15, Idaho State Hwy. 88, and Idaho State Hwy. 33 to the Wyoming-Idaho State line (Nevada and Utah)*; (3) from Aurora, Joliet, Peoria, Mossville, and Morton, Ill., to those points in Utah on, west, and south of a line beginning at *the Utah-Wyoming State line and extending along Utah Hwys. 150, 35, 121, and 88 to the Colorado-Utah State line; (4) from Decatur, Ill., to points in Utah (Nevada or Texas)*; (5) from Aurora, Decatur, Joliet, Morton, Mossville, and Peoria, Ill. (Nevada, Utah, and Idaho)*.

(6) From Aurora, Ill., to those points in Washington on and west of a line beginning at the United States-Canada International Boundary line and extending along Washington Hwy. 25, U.S. Hwy. 395, U.S. Hwy. 2, and Washington Hwy. 27 to the Idaho-Washington Line; (7) from Morton, Mossville, Peoria, Joliet, and Decatur, Ill., to points in Washington (Nevada, Utah, and Idaho)*; (b) *dump trucks* designed for off-highway use in truckaway service, the transportation of which, because of their size or weight, requires the use of special equipment, and *related machinery parts and related contractor's materials and supplies* when their transportation is incidental to the transportation of commodities which by reason of size or weight require the use of special equipment, and, *dump trucks* designed for off-highway use, in truckaway service, each weighing 15,000 pounds or more, and *related machinery tools, parts, and supplies* moving in connection therewith, (1) from Decatur, Ill., to those points in Idaho on, south, and west of a line beginning at the Idaho-Montana State line and extending along interstate Hwy. 15, Idaho Hwy. 68, and Idaho Hwy. 33 to the Wyoming-Idaho State line (Nevada and Utah)*; (2) from Decatur, Ill., to points in Utah (Nevada or Texas)*; (3) from Decatur, Ill., to points in Oregon; (4) from Decatur, Ill., to points in Washington (Nevada, Utah, and Idaho); (c) *commodities*, the transportation of which, because of their size or weight, requires the use of equipment, and related machinery parts and related contractor's materials and supplies when their transportation is incidental to the transportation by said carrier of commodities which by reason of size or weight require special equipment, and *self-propelled articles*, each weighing 15,000 pounds or more, and related machinery, tools, parts, and supplies moving in connection therewith, (1) from Joliet and Auroro, Ill., to those points in Colorado on and south of U.S. Hwy. 50; (2) from Decatur, Ill., to those points in Colorado on, west, and south of a line beginning at the Colorado-Wyoming State line and extending along Clark Road, U.S. Hwy. 40, U.S. Hwy. 50, and Colorado Hwy. 9 to the Kansas-Colorado State line; (3) from Peoria, Morton, and Mossville, Ill., to those points in Colorado on and south of a line beginning at the Utah-Colorado State line and extending along Interstate Hwy. 70, Colorado Hwy. 82, U.S. Hwy. 24, and U.S. Hwy. 50 to the Kansas-Colorado State Line (Texas)*. The purpose of this filing is to eliminate the gateways as indicated by asterisks above.

No. MC 13250 (Sub-E7), filed June 25, 1975. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Houston, Tex. 77026. Applicant's representative: James M. Doherty, 500 W. 16th Street, Austin, Tex. 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* (except boats and classes A and B explosives), which because of their size or weight require the use of special equipment, and, self-propelled articles (except boats) each weighing 15,000 pounds or more, which are transported on trailers, (1) between points in Alabama, on the one hand, and, on the other, points in Miller County; (2) between those points in Alabama on and south of a line beginning at the Alabama-Mississippi State line and extending along U.S. Hwy. 82, I.H. 20, and U.S. Hwy. 78 to the Alabama-Georgia State line, on the one hand, and, on the other, those points in Arkansas on and west of a line beginning at the Arkansas-Louisiana State line and extending along Arkansas Hwy. 29, Arkansas Hwy. 4, Arkansas Hwy. 84, Arkansas Hwy. 246, Arkansas Hwy. 375, and U.S. Hwy. 71; (3) between those points in Alabama on and south of a line beginning at the Alabama-Mississippi State line and extending along U.S. Hwy. 80, Alabama Hwy. 14, and U.S. Hwy. 80 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Kansas; (4) between those points in Alabama on and south of a line beginning at the Alabama-Mississippi State line and extending along U.S. Hwy. 82, I.H. 20, U.S. Hwy. 78, Alabama Hwy. 202, U.S. Hwy. 431, and U.S. Hwy. 78 to the Alabama-Georgia State line, on the one hand, and, on the other, those points in Kansas on, west, and south of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 77, Kansas Hwy. 96, I.H. 35W, Kansas Hwy. 18, and U.S. Hwy. 183 to the Kansas-Nebraska State line; (5) between points in Alabama, on the one hand, and, on the other, those points in Louisiana on and west of a line beginning at the Louisiana-Arkansas State line and extending along Louisiana Hwy. 7, U.S. Hwy. 71, Louisiana Hwy. 177, Louisiana Hwy. 175, U.S. Hwy. 171, I.H. 10, and Louisiana Hwy. 27 to the Gulf of Mexico.

(6) Between those points in Alabama on and south of a line beginning at the Alabama-Mississippi State line and extending along U.S. Hwy. 90 and I.H. 10 to the Alabama-Florida State line, on the one hand, and, on the other, those points in Missouri on and west of a line beginning at the Missouri-Arkansas State line and extending along Missouri Hwy. 37, U.S. Hwy. 160, Missouri Hwy. 39, an unnumbered Highway, Missouri Hwy. 13, Missouri Hwy. 20, Missouri Hwy. 23, and U.S. Hwy. 65 to the Missouri-Iowa State line; (7) between those points in Alabama on and south of a line beginning



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at the Alabama-Mississippi State line and extending along Alabama Hwy. 96, U.S. Hwy. 43, Alabama Hwy. 18, Alabama Hwy. 20, Alabama Hwy. 22, and U.S. Hwy. 78 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Oklahoma; (8) between those points in Alabama on and north of a line beginning at the Alabama-Mississippi State line and extending along Alabama Hwy. 96, Alabama Hwy. 18, Alabama Hwy. 20, Alabama Hwy. 22, U.S. Hwy. 78, I.H. 59, and U.S. Hwy 411 to the Alabama-Georgia State line, on the one hand, and, on the other, those points in Oklahoma on, south, and west of a line beginning at the Oklahoma-Arkansas State line and extending along Oklahoma Hwy. 3, the Indian Nation Turnpike, I.H. 40, and U.S. Hwy 177 to the Oklahoma-Kansas State line; (9) between points in Miller County, Ark., on the one hand, and, on the other, points in Florida; (10) between those points in Arkansas on and west of a line beginning at the Arkansas-Louisiana State line and extending along Arkansas Hwy. 29, Arkansas Hwy. 4, Arkansas Hwy. 27, Arkansas Hwy. 7, and U.S. Hwy. 65 to the Arkansas-Missouri State line, on the one hand, and, on the other, points in Florida; (11) between points in Miller County, Ark., on the one hand, and, on the other, points in Georgia; (12) between those points in Arkansas on, south, and west of a line beginning at the Arkansas-Oklahoma State line and extending along U.S. Hwy. 71, Arkansas Hwy. 10, Arkansas Hwy. 7, U.S. Hwy. 67, Arkansas Hwy. 19, U.S. Hwy. 82, and U.S. Hwy. [illegible] to the Arkansas-Louisiana State line, on the one hand, and, on the other, those points in Georgia on and south of a line beginning at the Georgia-Alabama State line and extending along Alternate U.S. Highway 27, Georgia Hwy. 22, U.S. Hwy. 80, Georgia Hwy. 29, Georgia Hwy. 46, and U.S. Hwy. 80 to the Atlantic Ocean.

(13) Between points in Miller County, Ark., on the one hand, and, on the other, points in Mississippi; (14) between those points in Arkansas on and west of a line beginning at the Arkansas-Oklahoma State line and extending along Arkansas Hwy. 29, Arkansas Hwy. 4, Arkansas Hwy. 84, Arkansas Hwy. 246, Arkansas Hwy. 375, and U.S. Hwy. 71 to the Arkansas-Oklahoma State line, on the one hand, and, on the other, those points in Mississippi on and south of I.H. 20; (15) between points in Miller County, Ark., on the one hand and, on the other, points in North Carolina; (16) between those points in Arkansas on and west of a line beginning at the Arkansas-Louisiana State line and extending along Arkansas Hwy. 7, Arkansas Hwy. 24, Arkansas Hwy. 53, Arkansas Hwy. 8, Arkansas Hwy. 27, U.S. Hwy. 270, and U.S. Hwy. 71 to the Arkansas-Oklahoma State Line, on the one hand, and, on the other, points in North Carolina; (17) between points in Miller County, Ark., on the one hand, and, on the other, points in South Carolina; (18) between those points in Arkansas on, west, and south of a line beginning at the Arkansas-Alabama State line and extending along U.S. Hwy. 71, U.S. Hwy. 270, Arkansas Hwy. 7, U.S. Hwy. 67, Arkansas Hwy. 24, and Arkansas Hwy. 7 to the Arkansas-Louisiana State line, on the one hand, and, on the other, those points in South Carolina on and east of a line beginning at the South Carolina-Georgia State line and extending along U.S. Hwy. 17, U.S. Hwy. 21, U.S. Hwy. 301, and I.H 95 to the South Carolina-North Carolina State line; (19) between points in Florida, on the one hand, and, on the other, those points in Louisiana on and west of a line beginning at the Louisiana-Arkansas State line and extending along U.S. Hwy. 71, Louisiana Hwy. 1, Louisiana Hwy. 174, Louisiana Hwy. 175, U.S. Hwy. 171, U.S Hwy. 90, and Louisiana Hwy. 27; (20) between points in Florida, on the one hand, and, on the other, those points in Missouri on and west of a line beginning at the Missouri-Arkansas State line and extending along Missouri Hwy. 37, U.S. Hwy. 60, Missouri Hwy. 39, an unnumbered highway, Missouri Hwy. 13, Missouri Hwy. 7, U.S. Hwy. 169, and U.S. Hwy. 71 to the Missouri-Iowa State Line.

(21) Between those points in Georgia on and south of a line beginning at the Georgia-Alabama State line and extending along Georgia Hwy. 20, Georgia Hwy. 32, Georgia Hwy. 8, U.S. Hwy. 78, and I.H. 20 to the Georgia-South Carolina State line, on the one hand, and, on the other, those points in Kansas on, south, and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 77, Kansas Hwy. 96, I.H. 35W, Kansas Hwy. 18, and U.S. Hwy. 183 to the Kansas-Nebraska State Line; (22) between those points in Georgia on and south of a line beginning at the Atlantic Ocean and extending along U.S. Hwy. 84, U.S. Hwy. 82, and Georgia Hwy. 62 to the Georgia-Alabama State line, on the one hand, and, on the other, points in Kansas; (23) between points in Georgia, on the one hand, and, on the other, those points in Louisiana on and west of a line beginning at the Arkansas-Louisiana State line and extending along U.S. Hwy. 71, Louisiana Hwy. 1, Louisiana Hwy. 174, Louisiana Hwy. 175, U.S. Hwy. 171, U.S. Hwy. 90, and Louisiana Hwy. 27 to the Gulf of Mexico; (24) beginning those points in Georgia on and south of a line beginning at the Georgia-Alabama State line and extending along U.S. Hwy. 84 to the Atlantic Ocean, on the one hand, and, on the other, those points in Missouri on and west of a line beginning at the Arkansas-Missouri State line and extending along U.S. Hwy. 71 and I.H. 29 to the Missouri-Iowa State line; (25) between those points in Georgia on and north of a line I.H. 20, on the one hand, and, on the other, those points in Oklahoma on, south, and west of a line beginning at the Oklahoma-Arkansas State line and extending along U.S. Hwy. 70, State Hwy. 3, the Indian Nation Turnpike, U.S. Hwy. 75, U.S. Hwy. 64, and I.H. 35 to the Oklahoma-Kansas State line; (26) between those points in Georgia on and south of a line beginning at the Georgia-Alabama State line and extending along State Hwy. 34, U.S. Hwy. 29, and I.H. 20 to the Georgia-South Carolina State line, on the one hand, and, on the other, points in Oklahoma.

(27) Between those points in Kansas on and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 77, I.H. 35W, State Hwy. 18, U.S. Hwy. 281, State Hwy. 9, and U.S. Hwy. 183 to the Kansas-Nebraska State line, on the one hand, and, on the other, those points in Mississippi on and south of a line beginning at the Mississippi-Arkansas State line and extending along Mississippi State Hwy. 1, Mississippi Hwy. 6, and U.S. Hwy. 78 to the Mississippi-Alabama State line; (28) between points in Kansas, on the one hand, and, on the other, those points in Mississippi on and south of I.H. 20; (29) between those points in Kansas on and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 77, U.S. Hwy. 54, I.H. 35W, I.H. 70, Kansas Hwy. 232, Kansas Hwy. 18, U.S. Hwy. 281, and U.S. Hwy. 183 to the Kansas-Nebraska State line, on the one hand, and, on the other, those points in North Carolina on and east of a line beginning at the Atlantic Ocean and extending along U.S. Hwy. 117, N.C. Hwy. 97, and U.S. Hwy. 258 to the North Carolina-Virginia State line; (30) between those points in Kansas on and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 169, U.S. 160, Kansas Hwy. 196, I.H. 35W, and U.S. Hwy. 81 to the Kansas-Nebraska State line, on the one hand, and, on the other, those points in South Carolina on and north of a line beginning at the South Carolina-Georgia State line and extending along I.H. 20, U.S. Hwy. 76, and I.H. 95 to the South Carolina-North Carolina State line; (31) between those points in Kansas on, south, and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Hwy. 169, U.S. Hwy. 160, Kansas Hwy. 196, I.H. 35W, and U.S. Hwy. 81 to the Kansas-Nebraska State line, on the one hand, and, on the other, those points in South Carolina on and south of a line beginning at the South Carolina-Georgia State line and extending along I.H. 20, U.S. Hwy. 76, and I.H. 95 to the South Carolina-North Carolina State line.

(32) Between those points in Louisiana on, south, and west of a line beginning at the Louisiana-Texas State line and extending along I.H. 20, U.S. Hwy. 171, Louisiana Hwy. 175, U.S. Hwy. 171, I.H. 10, and Louisiana Hwy. 27 to the Gulf of Mexico, on the one hand, and, on the other, points in Mississippi; (33) between those points in Louisiana on and west of a line beginning at the Arkansas-Louisiana State line and extending along Louisiana Hwy. 7, U.S. Hwy. 71, Louisiana Hwy. 6, U.S. Hwy. 117, U.S. Hwy. 171, and Louisiana Hwy. 27 to the Gulf of Mexico, on the one hand, and, on the other, points in North Carolina; (34) between those points in Louisiana on and west of a line beginning at the Louisiana-Arkansas State line and extending along Louisiana Hwy. 7, U.S. Hwy. 71, Louisiana Hwy. 6, Louisiana Hwy. 117, U.S. Hwy. 171, and Louisiana Hwy. 27 to Creole, La., on the one hand, and, on the other, points in South Carolina; (35) between those points in Mississippi on and south of U.S. Hwy. 84, on the one hand, and, on the other, those points in Missouri on and west of a line beginning at the Arkansas-Missouri State line and extending along Hwy. 37, U.S. Hwy. 60, Missouri Hwy. 39, an unnumbered Missouri highway, Missouri Hwy. 13, Missouri Hwy. 20, Missouri Hwy. 23, and U.S. Hwy. 65 to the Missouri-Iowa State line; (36) between those points in Mississippi on and south of a line beginning at Sherard, Miss., and extending along Miss. Hwy. 322, Miss. Hwy. 6, and U.S. Highway 78, to the Mississippi-Alabama State line, on the one hand, and, on the other, those points in Oklahoma on, south, and west of a line beginning at the Oklahoma-Arkansas State line and extending along U.S. Hwy. 70, Oklahoma Hwy. 3, the Indian Nation Turnpike, I.H. 40, and U.S. Hwy. 177 to the Oklahoma-Kansas State line; (37) between those points in Mississippi on and south of a line beginning at the Mississippi-Arkansas State line and extending along U.S. Hwy. 82 and Miss. Hwy. 50 to the Mississippi-Alabama State line, on the one hand, and, on the other, points in Oklahoma; (38) between those points in Missouri on, south, and west of a line beginning at the Missouri-Arkansas State line and extending along U.S. Hwy. 71 and Missouri Hwy. 171 to the Missouri-Kansas State line, on the one hand, and, on the other, those points in North Carolina on and east of a line beginning at the Atlantic Ocean extending along U.S. Hwy. 421, U.S. Hwy. 17, U.S. Hwy. 264, N.C. Hwy. 32, and U.S. Hwy. 17 to the North Carolina-Virginia State line.

(39) Between those points in Missouri on, south, and west of a line beginning at the Missouri-Arkansas State line and extending along U.S. Hwy. 71 and Missouri Hwy. 171 to the Missouri-Kansas State line, on the one hand, and, on the other, those points in South Carolina on and east of a line beginning at the Atlantic Ocean extending along U.S. Hwy. 21, U.S. Hwy. 15, and I.H. 95 to the South Carolina-North Carolina State line; (40) between those points in North Carolina on and east of a line beginning at the North Carolina-South Carolina State line and extending along U.S. Hwy. 25 and U.S. Highway 23 to the North Carolina-Tennessee State line, on the one hand, and, on the other, those points in Oklahoma State line and extending along Oklahoma Hwy. 33, U.S. Hwy. 69, Oklahoma Hwy. 20, U.S. Hwy. 169, and U.S. Hwy. 75 to the Oklahoma-Kansas State line; and (41) between points in Oklahoma, on the one hand, and, on the other, those points in South Carolina on and east of a line beginning at the North Carolina-Georgia State line and extending along U.S. Hwy. 123, S.C. Hwy. 183, S.C. Hwy. 11, and U.S. Hwy. 178 to the South Carolina-North Carolina State line. The purpose of this filing is to eliminate the gateway of the State of Texas.

No. MC 14552 (Sub-No. E11), filed May 20, 1974. Applicant: J. V. MCNICHOLAS TRANSFER CO., P.O. Box 749, Youngstown, Ohio 44501. Applicant's representative: Brian S. Stern, Suite 318, 933 N. Kenmore St., Arlington, Va. 22201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel mill equipment, materials, and supplies* (except commodities in bulk, commodities requiring special equipment, and rolling mill rolls), from Washington, D.C., and those points in Maryland on and east of U.S. Highway 522 to those points in Ohio on, north, and east of a line beginning at the Ohio-Kentucky State line and extending along Interstate Highway 275 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Interstate Highway 77, thence along Interstate Highway 77 to Lake Erie (except Cambridge, Ohio). The purpose of this filing is to eliminate the gateways of the plant site of the Youngstown Sheet and Tube Co., located at or near Youngstown, Ohio, and Akron, Ohio.

No. MC 29886 (Sub-No. E107), filed June 3, 1974. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 W. Sample St., South Bend, Ind. 46627. Applicant's representative: Charles Pieroni (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New automobiles, new trucks, new tractors, and new chassis*, in driveaway service, in secondary service, from Chillicothe, Ohio, to those points in Texas in and west of Fannin Hunt, Vanzandt, Henderson, Anderson, Houston, Walker, San Jacinto, Liberty, and Chambers (South Bend, Ind.*); and *new trucks*, in driveaway service, in secondary service, from Indianapolis, Ind., to points in Montana, Nevada, and Utah (except those in Brand and San Juan Counties, Utah) (Toledo, Ohio*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 29886 (Sub-No. E108), filed June 3, 1974. Applicant: DALLAS & MAVIS FORWARDING CO., 4000 W. Sample St., South Bend, Ind. 46627. Applicant's representative: Charles Pieroni (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled street sweepers*, which because of size or weight require the use of special handling or special equipment, each weighing 15,000 pounds or more, (1) from points in Iowa to the District of Columbia; (2) from those points in Iowa on and north of Interstate Highway 80 to those points in Tennessee in and east of Macon, Smith, DeKalb, Warren, Sequatchie, and Hamilton Counties; (3) from points in Pennsylvania and those points in Ohio on and north of U.S. Highway 30, to points in Wisconsin, Minnesota, North Dakota, South Dakota, Nebraska, Montana, Wyoming, Colorado, Idaho, Utah, Arizona, Nevada, Oregon, Washington, California, and Iowa (except those in Louisa, Henry, Des Moines, Lee, Van Buren, Davis, and Appanoose Counties) (those points in Michigan on and south of a line extending along the northern boundaries of Allegan, Barry, and Eaton Counties, thence along Business Route Interstate Highway 96 to Lansing, thence on and west of a line extending along U.S. Highway 127 to Jackson, thence along unnumbered highway (formerly portion U.S. Highway 127) to junction U.S. Highway 12 near Somerset Center, thence along U.S. Highway 12 to junction U.S. Highway 127, thence along U.S. Highway 127 to the Michigan-Ohio State line; and South Bend, Ind.*); and (4) from those points in the Lower Peninsula of Michigan to points in Nebraska, Colorado, Wyoming, Idaho, Oregon, and Washington (South Bend, Ind.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 31600 (Sub-No. E4), filed June 4, 1974. Applicant: P. B. MUTRIE MOTOR TRANSPORTATION, INC., Calvary Street, Waltham, Mass. 02154. Applicant's representative: Marshall Kragen, 666 Eleventh Street, N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *glues, resins, starches, surface coatings*, and *sizings*, in bulk, in tank vehicles, from Leominster, Mass. to points in Alabama, Delaware, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Michigan, Minnesota, Missouri, New Jersey, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, points in New York south of New York Highway 3 (except points in Kings, Queens, Nassau, and Suffolk Counties, but including Long Island City and Hicksville), and the District of Columbia. The purpose of this filing is to eliminate the gateway of points in Connecticut east of the Connecticut River in the Commercial Zone of Springfield, Mass.

No. MC 35358 (Sub-No. E10), filed June 4, 1974. Applicant: BERGER TRANSFER & STORAGE, INC., 3720 MacAlaster Drive, N.E., Minneapolis, Minn. 55421. Applicant's representative: Andrew R. Clark, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new furniture, crated and uncrated*, from St. Louis, Mo., to points in Wisconsin on and west of a line beginning at Lake Superior and extending along U.S. Highway 63 to junction U.S. Highway 53, to junction Wisconsin Highway 37 to the Wisconsin-Minnesota State line, points in Iowa on and north of a line beginning at the Minnesota-Iowa State line and extending along U.S. Highway 63 to junction Iowa Highway 9, to junction U.S. Highway 218, to junction U.S. Highway 18 to the

South Dakota-Iowa State line, points in South Dakota on and north of U.S. Highway 18, points in North Dakota, Montana, points in Wyoming on and north of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction U.S. Highway 85 to U.S. Highway 26, to junction U.S. Highway 25, to junction Nebraska Highway 34 to junction U.S. Highway 80, to the Utah-Wyoming State line, points in Utah on and west of a line beginning at the Wyoming-Utah State line and extending along U.S. Highway 80 to junction U.S. Highway 15, to junction U.S. Highway 91 to the Arizona-Utah State line, points in Idaho, Washington, Oregon, points in Nevada on and north of a line beginning at the Nevada-Arizona State line and extending along U.S. Highway 15 to junction U.S. Highway 91 to the California-Nevada State line, and points in California-Nevada State line and extending along U.S. Highway 15 to junction U.S. Highway 10 to the Pacific Ocean. The purpose of this filing is to eliminate the gateway of Albert Lea, Minn.

No. MC 41635 (Sub-No. E3), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standiford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, bodies, cabs and chassis* in secondary movements, in truckaway service, (1) between Helena, Hot Springs, and Little Rock, Ark., on the one hand, and, on the other, points in Georgia north and east of a line beginning at the Georgia-Alabama State line extending along U.S. Highway 78 to junction Interstate Highway 75, thence along Interstate Highway 75 to the Georgia-Florida State line; (2) between Texarkana and DeQueen, Ark., on the one hand, and, on the other, points in Georgia north of a line beginning at the Georgia-Alabama State line extending along Georgia Highway 20 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction U.S. Highway 278, thence along U.S. Highway 278 to the Georgia-South Carolina State line; (3) between points in Arkansas south of a line beginning at the Arkansas-Louisiana State line extending along U.S. Highway 79 to junction Arkansas Highway 49, thence along Arkansas Highway 49 to the Arkansas-Mississippi State line, on the one hand, and, on the other, points in Tennessee east of the Tennessee River;

(4) Between Gulfport, Miss., on the one hand, and, on the other, points in Tennessee east of the Tennessee River and on and north of a line beginning at the junction of U.S. Highway 70 and the Tennessee River extending along U.S. Highway 70 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction Interstate Highway 40, thence along Interstate Highway 40 to the North Carolina-Tennessee State line, and to Columbia, McMinnville, Murphysbors, and Tullahoma, Tenn.; (5) between points in Mississippi west of Interstate Highway 55, on the one hand, and, on the other, points in Tennessee east of the Tennessee River; (6) between points in Louisiana east of a line beginning at the Louisiana-Mississippi State line extending along Interstate Highway 55 to junction Interstate Highway 12, thence along Interstate Highway 12 to junction U.S. Highway 61, thence along U.S. Highway 61 to New Orleans, La., on the one hand, and, on the other, points in Tennessee north and west of a line beginning at the Mississippi-Tennessee State line extending along Tennessee Highway 57 to junction U.S. Highway 64, thence along U.S. Highway 64 to junction Natchez Trace Parkway, thence along Natchez Trace Parkway to junction Tennessee Highway 99, thence along Tennessee Highway 99 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highways 25/70, thence along U.S. Highways 25/70 to junction Interstate Highway 40, thence along Interstate Highway 40 to the Tennessee-North Carolina State line; and (7) between points in Louisiana west and north of a line beginning at the Louisiana-Mississippi State line extending along Interstate Highway 55 to junction Interstate Highway 12, thence along Interstate Highway 12 to junction Interstate Highway 10, thence along Interstate Highway 10 to the Louisiana-Texas State line, on the one hand, and, on the other, points in Tennessee east of the Tennessee River. The purpose of this filing is to eliminate the gateway of points in Tennessee west of the Tennessee River.

No. MC 41635 (Sub-No. E5), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicles, over irregular routes, transporting: *automobiles, trucks, bodies, cabs* and *chassis* in secondary movements, in truckaway service, (1) from points in Arkansas north of I40 and west of U.S. 65 to points in Indiana east and south of a line beginning at the Ohio River and extending along U.S. 231 to junction Indiana State 62 and U.S. 460, then along Indiana State 62 and U.S. 460 to the Ohio River; (2) from points in Arkansas south of a line beginning at the Missouri-Arkansas State Line and extending along U.S. 65 to junction Arkansas State 124, then along Arkansas State 124 to junction Arkansas State 36, then along Arkansas State 36 to junction U.S. 167, then along U.S. 167 to junction U.S. 64, then along U.S 64 to the Mississippi River to points in Kentucky west and south of a line beginning at the Ohio River and extending along I65 to junction Bluegrass Parkway, then along Bluegrass Parkway to junction U.S. 150, then along U.S. 150, to junction U.S. 27, then along U.S. 27 to junction Kentucky State 80, then along Kentucky State 80 to junction U.S. 23, then along U.S. 23 to junction Kentucky State 194, then along Kentucky State 194 to the West Virginia State Line; (3) from points in Arkansas on and south of I40 to points in Indiana on and west of I65; (4) from points in Arkansas on and south of I40 to points in Illinois on and south of U.S. 24 and Chicago, Ill.; (5) from points in Louisiana to points in Kentucky west of a line beginning at the Louisiana-Tennessee State line and extending along U.S. 27 to junction I64, then along I64 to the Ohio River; (6) from points in Louisiana to points in Illinois on and south of U.S. 24; and (7) from points in Louisiana to points in Indiana south of a line beginning at the Ohio River and extending along U.S. 150 to the Indiana-Illinois State line. The purpose of this filing is to eliminate the gateways of Memphis, Tenn., and points in Kentucky west of U.S. Highway 51.

No. MC 41635 (Sub-No. E6), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standiford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, bodies, cabs and chassis*, in secondary movements, in truckaway service, (1) between points in Georgia on the one hand, and, on the other, points in Arkansas on and north of Interstate Highway 40; and (2) between points in Tennessee east of the Tennessee River, on the one hand, and, on the other, points in Arkansas west of a line beginning at the Arkansas-Missouri State line extending along U.S. Highway 63 to junction Interstate Highway 55, thence along Interstate Highway 55 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 79, thence along U.S. Highway 79 to the Arkansas-Louisiana State line. The purpose of this filing is to eliminate the gateway of Memphis, Tenn.

No. MC 41635 (Sub-No. E8), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., Box 21126, Standiford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles and trucks*, in secondary movements, in truckaway service, (1) from points in Alabama on and north of U.S. Highway 80 to Bell, Brazos, Burleson, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington, and Williamson Counties, Tex.; (2) from points in Alabama south





of U.S. Highway 80 to Bell, Brazos, Dallas, Ellis, Falls, Freestone, Kaufman, Leon, Limestone, Madison, Milam, Navarro, Robertson, Travis and Williamson Counties, Tex.; (3) from points in Arkansas east of a line beginning at the Arkansas-Louisiana State line extending along U.S. Highway 167 to junction U.S. Highway 67, thence along U.S. Highway 67 to the Arkansas-Missouri State line, to points in Bell, Brazos, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacints, Travis, Walker, Washington, Burleson and Williamson Counties, Tex.; (4) from points in Florida east of U.S. Highway 319 and U.S. Highway 98 to points in Bell, Brazos, Burleson, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington and Williamson Counties, Tex.; (5) from Baton Rouge, La., to points in Kaufman, Ellis, Dallas & Navarro Counties, Tex.;

(6) From New Orleans, La., to points in Kaufman, Ellis, Dallas & Navarro Counties, Tex.; (7) from points in Mississippi on and north of U.S. Highway 80 to points in Bell, Brazos, Burleson, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington, and Williamson Counties, Tex.; (8) from Gulfport, Miss., to points in Kaufman, Ellis, Dallas and Navarro Counties, Tex.; (9) from St. Louis, Mo., to points in Bell, Brazos, Burleson, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington, and Williamson Counties, Tex.; and (10) from points in South Carolina to points in Bell, Brazos, Burleson, Chambers, Dallas, Ellis, Falls, Freestone, Grimes, Harris, Jefferson, Kaufman, Lee, Leon, Liberty, Limestone, Madison, Milam, Montgomery, Navarro, Robertson, San Jacinto, Travis, Walker, Washington and Williamson Counties, Tex. The purpose of this filing is to eliminate the gateway of Shreveport, La.

No. MC 41635 (Sub-No. E9), filed June 3, 1974. Applicant: DEALERS TRANSPORT CO., P.O. Box 21126, Standiford Station, Louisville, Ky. 40221. Applicant's representative: Richard D. Gleaves, 602 Stahlman Bldg., Nashville, Tenn. 37201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles and trucks in secondary movements in truckaway service*, from points in Georgia to points in Kentucky on and west of U.S. Highway 45; from points in Georgia to points in Illinois on and south of U.S. Highway 24 and Chicago, Illinois; from points in Georgia to points in Missouri. The purpose of this filing is to eliminate the gateways of Memphis, Tenn., and points in Kenutcky west of U.S. Highway 51.

No. MC 48806 (Sub-No. E1), filed June 4, 1974. Applicant: HAMMEL MOVING & STORAGE, INC., 5415 Conner Ave., Detroit, Mich. 48213. Applicant's representative: Nancy Pyeatt, 210 United Unions Bldg., 1750 New York Ave., N.W., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, (1) between points in Illinois, on the one hand, and, on the other, points in Connecticut, Massachusetts, New Hampshire, New Jersey, New York, and Rhode Island; (2) between points in Indiana, on the one hand, and, on the other, points in Connecticut, Massachusetts, New Hampshire, and Rhode Island; (3) between points in New York, on the one hand, and, on the other, points in Arkansas, Illinois, Iowa, Kansas, Minnesota, Mississippi, Missouri, Nebraska, Oklahoma, and Wisconsin; (4) between points in Pennsylvania, on the one hand, and, on the other, points in Arkansas, Iowa, Kansas, Minnesota, Nebraska, Oklahoma, and Wisconsin.

(5) Between points in Delaware, Maryland, Pennsylvania, and the District of Columbia, on the one hand, and, on the other, points in Illinois on and north of U.S. Highway 24; (6) Between Chicago, Illinois, on the one hand, and, on the other, Miami, Florida, and points in North Carolina and Virginia; (7) (a) Between points in Indiana on and north of Indiana Highway 26, on the one hand, and, on the other, points in New Jersey and points in New York on and east of New York Highway 12; (b) Between points in Indiana on and north of U.S. Highway 6, on the one hand, and, on the other, points in Delaware, North Carolina, and the District of Columbia; Miami, Florida; points in Maryland on and east of U.S. Highway 15, points in Pennsylvania on and east of U.S. Highway 15, and points in Virginia on and east of U.S. Highway 29. (79)

(8) (a) Between points in New York, on the one hand, and, on the other, Mobile, Alabama, and Memphis, Tennessee; (b) Between Buffalo, Niagara Falls, and Rochester, New York, on the one hand, and, on the other, Miami, Florida, and Atlanta, Georgia. (9) From points in Pennsylvania to points in Missouri on and west of a line beginning at the Iowa-Missouri state line and extending along U.S. Highway 61 to junction Missouri Highway 19 to the Missouri-Arkansas state line; (10) Between Toledo, Ohio, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Iowa, Kansas, Massachusetts, Minnesota, Missouri, Nebraska, New Hampshire, Oklahoma, and Wisconsin; (11) Between Cleveland, Ohio, on the one hand, and, on the other, points in Arkansas, Iowa, Kansas, Minnesota, Nebraska, Oklahoma, Wisconsin, and points in Florida on and south of Florida Highway 40; (12) Between Akron, Ohio, on the one hand, and, on the other, Mobile, Alabama, Miami, Florida, and points in Iowa, Kansas, Minnesota, Nebraska, Oklahoma, and Wisconsin; (13) (a) Between Columbus, Ohio, on the one hand, and, on the other, points in Minnesota; (b) Between Cincinnati, Ohio, on the one hand, and, on the other, points in New Hampshire. The purpose of this filing is to eliminate the gateway of Detroit, Mich.

No. MC 49052 (Sub-No. E9) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 30, 1975. Applicant: MACON TRADING POST, INC., 103 Cherry St., Macon, Ga. 31208. Applicant's representative: Thomas R. Kingsley, 1819 H St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; (1) between points in Tennessee in and west of Polk, Monroe, Blount, Knox, Union, and Claiborne Counties, on the one hand, and, on the other, points in Beaufort, Charleston, Hampton, Colleton, and Dorchester Counties, S.C.; (2) between points in Tennessee in and west of Hamilton, Bledsoe, White, Putnam, Overton, and Clay Counties, on the one hand, and, on the other, Aiken, Barnwell, Allendale, Bamberg, Lexington, Orangeburg, Calhoun, Clarendon, Richland, Kershaw, Lee, Sumter, Chesterfield, Marlboro, Darlington, Dillon, Marion, Horry, Florence, Williamsburg, Georgetown, and Berkeley Counties, S.C. The purpose of this filing is to eliminate the gateways of Jasper County or Baldwin County, Ga. The purpose of this partial correction is to correct the territorial description in (2) above. The remainder of this letter-notice remains as previously published.

No. MC 49052 (Sub-No. E16) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 30, 1975. Applicant: MACON TRADING POST, INC., 103 Cherry St., Macon, Ga. 31203. Applicant's representative: Thomas R. Kingsley, 1819 H St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; (1) between points in Moore, Franklin, Marion, Hamilton, Sequatchie, Warren, Coffee, Bedford, Williamson, Rutherford, Cannon, Wilson, Davidson, Cheatham, Dickson, Montgomery, and Robertson Counties, Tenn., on the one hand, and, on the other, points in North Carolina in and east of Northampton, Halifax, Nash, Johnston, Harriett, Lee, Moore, Montgomery, Union, Anson, Richmond, Scotland, Robeson, Columbus, and Brunswick Counties. The purpose of this filing is to eliminate the gateway of Jasper County, Ga. The purpose of this partial correction is to correct the territorial description. The remainder of this letter-notice remains as previously published.

No. MC 49052 (Sub-No. E19) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 26, 1975. Applicant: MACON TRADING POST, INC.,

103 Cherry St., Macon, Ga. 31208. Applicant's representative: Thomas R. Kingsley, 1819 H St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; (1) between points in Kentucky in and west of Logan, Muhlenberg, McLean, and Daviess Counties, on the one hand, and, on the other, points in Mecklenburg, Union, Cabarrus, Stanly, Anson, Montgomery, Moore, Richmond, Scotland, Hoke, Lee, Robeson, Cumberland, Lee, Harnett, Wake, Johnston, Franklin, Nash, Wilson, Warren, Halifax, Edgecomb, Hertford, Bertie, Martin, Gates, Chowan, Perquimans, Pasquotank, Camden and Currituck Counties, N.C. The purpose of this filing is to eliminate the gateway of Jasper County, Ga. The purpose of this partial correction is to correct a typographical error in (1) above. The remainder of this letter-notice remains as previously published.

No. MC 49052 (Sub-No. E20) (Correction), filed June 4, 1974, unpublished in FEDERAL REGISTER May 9, 1975. Applicant: MACON TRADING POST, INC., 103 Cherry St., Macon, Ga. 31208. Applicant's representative: Thomas R. Kingsley, 1819 H St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Kentucky in and west of Calloway and Marshall Counties, on the one hand, and, on the other, points in Virginia Beach, Chesapeake, Portsmouth, Newport News, Hampton, Norfolk, and Northampton, Mathews, Gloucester, York, James City, Surrey, Isle of Wight and Nansemond Counties, Va. The purpose of this filing is to eliminate the gateway of Baldwin County, Ga. The purpose of this correction is to correct the "E" number, previously published as E10.

No. MC 49052 (Sub-No. E21) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 30, 1975. Applicant: MACON TRADING POST, INC., 103 Cherry St., Macon, Ga. 31208. Applicant's representative: Thomas R. Kingsley, 1819 H St., N.W., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission; (1) between points in Shelby, Fayette, Tipton, and Lauderdale Counties, Tenn., on the one hand, and, on the other, points in Virginia in and east of Henry, Pittsylvania, Halifax, Charlotte, Appomattox, Buckingham, Fluvanna, Louisa, Spotsylania, Stafford, Prince William, and Fairfax Counties; and (2) between points in Hardeman, McNairy, Chester, Madison, Haywood, Crockett, Gibson, Dyer, Obion, and Lake Counties, Tenn., on the one hand, and, on the other, Norfolk, Hampton, Newport News, Chesapeake, Portsmouth, Virginia Beach, and Nansemond, Northampton, Mathews, Gloucester, York, James City, Surrey, and Isle of Wight Counties, Va. The purpose of this filing is to eliminate the gateway of Baldwin County, Ga. The purpose of this correction is to correct the territorial description in (2) above.

No. MC 49052 (Sub-No. E23) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER June 26, 1975. Applicant: MACON TRADING POST, INC., 103 Cherry St., Macon, Ga. 31208. Applicant's representative: Thomas R. Kingsley, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Lee, Russell, Barbour, Henry, and Houston Counties, Ala., on the one hand, and, on the other, points in Tennessee in and west of Lincoln, Marshall, Maury, Hickman, Perry, Decatur, Carroll, and Weakly Counties; between points in Lee, Macon, Russell, Bullock, Pike, Barbour, Coffee, Dale, Henry, Geneva, and Houston Counties, Ala., on the one hand, and, on the other, points in Franklin, Moore, Coffee, Bedford, Cannon, Rutherford, Williamson, Wilson, Dickson, Humphreys, Benton, Houston, Henry, Stewart, Montgomery, Cheatham, Robertson, Davidson, and Sumner Counties, Tenn.; between points in Alabama in and south of Lee, Macon, Bullock, Pike, Crenshaw, Butler, Monroe, Baldwin, and Mobile Counties, on the one hand, and, on the other, points in Marion, Hamilton, Bradley, Polk, Grundy, Sequatchie, Rhea, McMinn, Loudon, Roane, Morgan, Anderson, Campbell, Scott, Fentress, Cumberland, Bledsoe, Van Buren, Warren, DeKalb, White, Smith, Putnam, Trousdale, Jackson, Overton, Pickett, Clay, and Macon Counties, Tenn.; between points in Alabama in and south of Lee, Macon, Elmore, Autauga, Dallas, Marengo, and Choctaw Counties, on the one hand, and, on the other, points in Tennessee in and east of Monroe, Blount, Knox, Union, and Claiborne Counties, and points in Elmore, Autauga, Lowndes, and Montgomery Counties, Ala., on the one hand, and, on the other, points in Bradley, Polk, McMinn, Rhea, Bledsoe, Van Buren, Meigs, Roane, Loudon, White, Cumberland, Morgan, Anderson, Putnam, Jackson, Macon, Overton, Fentress, Scott, Campbell, Clay, and Pickett Counties, Tenn. The purpose of this filing is to eliminate the gateway of Muscogee County, Ga. The purpose of this correction is to correct the territorial description.

No. MC 51146 (Sub-No. E19), filed May 16, 1975. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, Wis. 54306. Applicant's representative: Neil A. DuJardin (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Glass containers and closures for glass containers* (1) from Winchester, Ind., to point in Colorado on, south, and west of a line beginning at the Utah-Colorado State line extending along U.S. Highway 50 to Pueblo, thence along Interstate Highway 25 to the Colorado-New Mexico State line. (Streator, Ill., and Terre Haute, Ind.*); (2) from Streator, Ill., to points in Kentucky (except those west of a line beginning at Paducah, thence along U.S. Highway 45 to Mayfield, thence along Kentucky Highway 97 to the Kentucky-Tennessee State line), points in Kansas on, south and west of a line beginning at the Kansas-Colorado State line extending along U.S. Highway 40 to Oakley, thence along U.S. Highway 83 to the Oklahoma-Kansas State line, and those points in Colorado on and south of U.S. Highway 40. (Terre Haute, Ind.*); (3) from Gas City, Ind., to points in Colorado, Nebraska, Kansas, Missouri, Iowa (except points east of a line beginning at the Minnesota-Iowa State line extending along U.S. Highway 218 to junction Iowa Highway 22, thence along Iowa Highway 22 to Muscatine), Minnesota (except points east and south of a line beginning at the Minnesota-Iowa State line extending along U.S. Highway 218 to Owatonna, thence along U.S. Highway 14 to junction Minnesota Highway 15, thence along Minnesota Highway 15 to St. Cloud, thence along U.S. Highway 10 to Little Falls, thence along Minnesota Highway 371 to Brainerd, thence along Minnesota Highway 210 to Duluth), and Kentucky (except points east of U.S. Highway 431), (Terre Haute, Ind.*);

(4) from Evansville, Ind., to points in Michigan, Minnesota, Iowa, Nebraska, Kansas, Colorado, and Missouri (except points south of a line beginning at Kansas City, extending along Interstate Highway 35 to junction U.S. Highway 36, thence along U.S. Highway 36 to Hannibal) (Terre Haute, Ind.*); (5) from Burlington, Wis., to points in Kentucky, Missouri (except points north of a line beginning at the Kansas-Missouri State line extending along Missouri Highway 52 to junction U.S. Highway 65, thence along U.S. Highway 65 to Sedalia, thence along U.S. Highway 50 to St. Louis), Kansas (except points north of a line beginning at the Colorado-Kansas State line extending along U.S. Highway 40 to Salina, thence along U.S. Highway 81 to Wichita, thence along U.S. Highway 54 to the Kansas-Missouri State line), and Colorado (except points north of U.S. Highway 40) (Terre Haute, Ind.*); (6) from Mundelein, Ill., to points in Kentucky, Missouri (except points north of U.S. Highway 40), Kansas (except points north of U.S. Highway 24), and Colorado (except points north of a line beginning at the Utah-Colorado State line extending along U.S. Highway 40 to junction U.S. Highway 34, thence along U.S. Highway 34 to Greeley, thence along U.S. Highway 85 to Denver, thence along U.S. Highway 36 to the Colorado-Kansas State line) (Terre Haute, Ind.*); (B) *Glass containers*, from Oil City, Pa., to points in Colorado on and south of U.S. Highway 40 and points in Kansas south and west of a line beginning at the Colorado-Kansas State line extending along U.S. Highway 40 to Oakley, thence along U.S. Highway 83 to Garden City, thence along U.S. Highway 50 to Dodge City, thence along U.S. Highway 283 to the Kansas-Oklahoma State line (Burlington, Wis., and Terre Haute, Ind.*); and

(C) *Such glass containers and closures for glass containers* as are manufactured or distributed by manufacturers or converters of cellulose materials and products and paper products (except in bulk), from Terre Haute, Ind., to points in New Mexico, Arizona, Utah, Nevada, California, Idaho, Wyoming, Oregon, Washington, and Montana (except points east of a line beginning at the United States-Canada International Boundary line extending along Montana Highway 247 to Glasgow, thence along Montana Highway 24 to junction Montana Highway 200, thence along Montana Highway 200 to Jordan, thence along Montana Highway 22 to Miles City, thence along U.S. Highway 312 to junction U.S. Highway 212, thence along U.S. Highway 212 to the Montana-Wyoming State line) (Burlington, Colo.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 59247 (Sub-No. E1), filed June 4, 1974. Applicant: LINDEN MOTOR FREIGHT COMPANY, INC., 1300 Lower Road, Linden, N.J. 07036. Applicant's representative: Louis Salz (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *acids, chemicals, containers and chemical supplies in containers* between points in Massachusetts, on the one hand, and, on the other, points in Middlesex, Union, Bergen, Passaic, Essex, Hudson, Somerset, Mercer, and Morris Counties, New Jersey. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 61231 (Sub-No. E-8), filed May 15, 1974. Applicant: ACE LINES, INC., 4143 East 43rd Street, Des Moines, Iowa 50317. Applicant's representative: Wm. L. Fairbank, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel mill products*, that are building materials, (except commodities in bulk and those that require special equipment) from Garey, Ind., to points in Arizona, Colorado, Montana, New Mexico, Oklahoma, Wyoming, and Texas (except points in Texas on, east, and north of a line beginning at the Arkansas-Texas State line, thence over Texas Highway 8 to U.S. Highway 59, thence over U.S. Highway 59 to Interstate Highway 20, thence over Interstate Highway 20 to the Louisiana-Texas State line) and Wyoming. The purpose of this filing is to eliminate the gateways of Marshalltown and Des Moines, Iowa.

No. MC 61231 (Sub-No. E31), filed May 15, 1974. Applicant: ACE LINES, INC., 4143 East 43rd Street, Des Moines, Iowa 50317. Applicant's representative: Wm. L. Fairbank, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials*, from Kansas City, Missouri, and Kansas City, Kansas, to points in Michigan, points in Indiana on and north of a line beginning at the Illinois-Indiana State line, thence over U.S. Highway 24 to junction Interstate Highway 65, thence over Interstate Highway 65 to Indiana Highway 26, thence over Indiana Highway 59 to the Indiana-Ohio State line, and to points in Ohio, (except points in that part of Ohio located south and west of a line beginning at the Indiana-Ohio State line, thence over U.S. Highway 33 to junction U.S. Highway 23, thence over U.S. Highway 23 to the Ohio River. Restriction: The authority authorized above is restricted against the transportation of cement from the plant site of the Lone Star Cement Corp., at Bonner Springs, Kansas and restricted against the transportation of mineral filler, lime, limestone and limestone products, in bulk. The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC 61231 (Sub-No. E76), filed May 15, 1974. Applicant: ACE LINES, INC., 4143 East 43rd Street, Des Moines, Iowa 50317. Applicant's representatives: Wm. L. Fairbank, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials*, (except iron and steel articles and commodities in bulk), (1) from points in Missouri on and south of a line beginning at the Kansas-Missouri State line thence over Missouri Highway 92 to junction Missouri Highway 10, thence over Missouri Highway 10 to U.S. Highway 24, thence over U.S. Highway 24 to the Mississippi River, to points in Nebraska; (2) from points in that part of Missouri bounded by a line beginning at the Iowa-Missouri State line thence over U.S. Highway 65 to junction U.S. Highway 24, thence over U.S. Highway 24 to the Mississippi River, to points in that part of Nebraska on and West of U.S. Highway 281. The purpose of this filing is to eliminate the gateway of Kansas City, Mo.

No. MC 61231 (Sub-No. E80), filed May 15, 1974. Applicant: ACE LINES, INC., 4143 East 43rd Street, Des Moines, Iowa 50317. Applicant's representative: Wm. L. Fairbank, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel building materials, including road building materials, structural steel and iron and steel tanks*, (1) from points in that part of Missouri on and south and west of a line beginning at the Kansas-Missouri State line thence over Interstate Highway 70 to junction Missouri Highway 47, thence over Missouri Highway 47 to junction Missouri Highway 21, thence over Missouri Highway 21 to junction Missouri Highway 72, thence over Missouri Highway 72 to the Mississippi River, to points in Minnesota, (except points in that part of Minnesota east of a line beginning at the Iowa-Minnesota State line, thence over Interstate Highway 35 to junction Minnesota Highway 19, thence over Minnesota Highway 19 to junction U.S. Highway 52, thence over U.S. Highway 52 to junction Minnesota Highway 20, thence over Minnesota Highway 20 to junction U.S. Highway 61, thence over U.S. Highway 61 to the Mississippi River) (2) from points in Missouri on and south of Interstate Highway 70 and on and west of Missouri Highway 5, to points in Minnesota. The purpose of this filing is to eliminate the gateway of the facilities of Simco Steel Corporation at Kansas City, Mo.

No. MC 61825 (Sub-No. E107), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General Commodities, except those of unusual value, Classes A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Cumberland, Md., on the one hand, and, on the other, points in Virginia on and south of a line beginning at the Kentucky-Virginia State line and extending along U.S. Highway 23 to junction U.S. Highway 58 Alternate, thence along U.S. Highway 58 Alternate to junction U.S. Highway 11, thence along U.S. Highway 11 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Blue Ridge Parkway, thence along Blue Ridge Parkway to junction Virginia Highway 130, thence along Virginia Highway 130 to junction Virginia Highway 635, thence along Virginia Highway 635 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction Virginia Highway 26, thence along Virginia Highway 26 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 46, thence along Virginia Highway 46 to junction to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E108), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of Unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in Maryland on and west of U.S. Highway 220 on the one hand, and, on the other, points in Virginia on and south of a line beginning at the North Carolina-Virginia State line and extending along Virginia Highway 8, thence along Virginia Highway 8 to the junction of U.S. Highway

11, thence along U.S. Highway 11 to the junction of Virginia Highway 130, thence along Virginia Highway 130 to the junction of Virginia Highway 635, thence along Virginia Highway 635 to the junction of U.S. Highway 60, thence east along U.S. Highway 60 to junction Virginia Highway 26, thence south along Virginia Highway 26 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 40, thence south along Virginia Highway 40 to junction Virginia Highway 46, thence south along Virginia Highway 46 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E109), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative Joe Clyde Wilson (same as above). Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in Maryland on and east of U.S. Highway 15 and on and west of U.S. Highway 220, on the one hand, and, on the other, points in Virginia on and south of a line beginning at the Kentucky-Virginia State line and extending south along U.S. Highway 23 to junction U.S. Highway 58 Alternate, thence along U.S. Highway 58 Alternate to junction U.S. Highway 11, thence northeast along U.S. Highway 11 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Blue Ridge Parkway, thence along Blue Ridge Parkway to junction Virginia Highway 130, thence along Virginia Highway 130 to junction Virginia Highway 635, thence along Virginia Highway 635 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction Virginia Highway 26, thence south along Virginia Highway 26 to junction U.S. Highway 460, thence east along U.S. Highway 460 to junction Virginia Highway 47, thence south along Virginia Highway 47 to junction U.S. Highway 360, thence north along U.S. Highway 360 to junction Virginia Highway 646, thence along Virginia Highway 646 to junction Virginia Highway 92, thence along Virginia Highway 92 to junction Virginia Highway 707, thence along Virginia Highway 707 to junction Virginia Highway 4, thence south along Virginia Highway 4 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E110), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in Maryland on and bounded by a line beginning at the Delaware-Maryland State line and extending southwest on U.S. Highway 301 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Maryland-District of Columbia boundary, thence along the Maryland-District of Columbia boundary to the Potomac River to U.S. Highway 15, thence along U.S. Highway 15 to the Maryland-Pennsylvania State line, thence east along the Maryland-Pennsylvania State line to the Maryland-Delaware State line, thence south along the Maryland-Delaware State line to the point of beginning, on the one hand, and, on the other, points in Virginia on, south, and west of a line beginning at the Virginia-West Virginia State line and extending along Interstate Highway 64 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction Virginia Highway 26, thence south along Virginia Highway 26 to junction U.S. Highway 460, thence east along U.S. Highway 460 to junction Virginia Highway 47, thence south along Virginia Highway 47 to junction U.S. Highway 360, thence along U.S. Highway 360 to junction Virginia Highway 646, thence south along Virginia Highway 646 to junction Virginia Highway 49, thence south along Virginia Highway 49 to junction U.S. Highway 15, thence south along U.S. Highway 15 to the North Carolina-Virginia State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E111), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in Maryland south of a line beginning at the Delaware-Maryland State line and extending along U.S. Highway 301 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Maryland-District of Columbia boundary, on the one hand, and, on the other, points in Virginia on, south, and west of a line beginning at the West Virginia-Virginia State line and extending along Virginia Highway 39 to junction Virginia Highway 252, thence north along Virginia Highway 252 to junction Virginia Highway 606, thence east along Virginia Highway 606 to junction Virginia Highway 56, thence east along Virginia Highway 56 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction U.S. Highway 15, thence south along U.S. Highway 15 to junction Virginia Highway 646, thence along Virginia Highway 646 to the junction of Virginia Highway 92, thence south along Virginia Highway 92 to junction U.S. Highway 58, thence west along U.S. Highway 58 to junction U.S. Highway 15, thence south along U.S. Highway 15 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E112), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in West Virginia on and north of a line beginning at the Ohio-West Virginia State line and extending along Virginia Highway 18 to junction U.S. Highway 50, thence east along U.S. Highway 50 to junction U.S. Highway 19, thence north along U.S. Highway 19 to junction U.S. Highway 119, thence north along U.S. Highway 119 to the West Virginia-Pennsylvania State line on the one hand, and, on the other, points in Virginia on, east, and south of a line beginning at the North Carolina-Virginia State line and extending along Virginia Highway 103 to junction Virginia Highway 8, thence along Virginia Highway 8 to junction Virginia Highway 57, thence along Virginia Highway 57 to junction Virginia Highway 623, thence along Virginia Highway 623 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 122, thence along Virginia Highway 122 to junction U.S. Highway 501, thence north along U.S. Highway 501 to junction Virginia Highway 130, thence along Virginia Highway 130 to junction Virginia Highway 635, thence along Virginia Highway 635 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction U.S. Highway 15, thence south along U.S. Highway 15 to junctfon U.S. Highway 460, thence east along U.S. Highway 460 to junction Virginia Highway 36, thence east along Virginia Highway 36 to junction Virginia Highway 10, thence east along Virginia Highway 10 to junction Virginia Highway 156, thence north along Virginia Highway 156 to the James River, thence east along the James River to the Chesapeake Bay, thence east on the Chesapeake Bay to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E113), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle,





over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in West Virginia on and south of U.S. Highway 60 on the one hand, and, on the other, points in Virginia on and east of a line beginning at the North Carolina-Virginia State line extending along U.S. Highway 501 to junction Virginia Highway 603, thence west along Virginia Highway 603 to junction Virginia Highway 40, thence west along Virginia Highway 40 to junction U.S. Highway 29, thence north along U.S. Highway 29 to junction Virginia Highway 622, thence north along Virginia Highway 622 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction U.S. Highway 15, thence north along U.S. Highway 15 to junction Virginia Highway 610, thence along Virginia Highway 610 to junction Virginia Highway 690, thence along Virginia Highway 690 to junction Virginia Highway 605, thence along Virginia Highway 605 to junction U.S. Highway 33, thence east along U.S. Highway 33 to junction U.S. Highway 522, thence north along U.S. Highway 522 to junction Virginia Highway 719, thence along Virginia Highway 719 to junction Virginia Highway 652, thence along Virginia Highway 652 to junction Virginia Highway 608, thence along Virginia Highway 608 to junction Virginia Highway 604, thence along Virginia Highway 604 to junction Virginia Highway 20, thence east along Virginia Highway 20 to junction Virginia Highway 3, thence north along Virginia Highway 3 to junction Virginia Highway 669, thence along Virginia Highway 669 to junction U.S. Highway 15, thence north along U.S. Highway 15 to the Virginia-Maryland State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E114), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in West Virginia on and west of a line beginning at the Ohio-West Virginia State line and extending along West Virginia Highway 18 to junction West Virginia Highway 47, thence east along Virginia Highway 47 to junction U.S. Highway 33, thence south along U.S. Highway 33 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 60, thence west along U.S. Highway 60 to the West Virginia-Kentucky State line, on the one hand, and, on the other, points in Virginia on and east of a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 29 to junction Virginia Highway 43, thence along Virginia Highway 43 to junction Virginia Highway 122, thence along Virginia Highway 122 to junction U.S. Highway 501, thence west along U.S. Highway 501 to junction Blue Ridge Parkway, thence north along the Blue Ridge Parkway to junction Virginia Highway 130, thence east along Virginia Highway 130 to junction Virginia Highway 635, thence along Virginia Highway 635 to junction U.S. Highway 60, thence east along U.S. Highway 60 to junction U.S. Highway 360, thence northeast along U.S. Highway 360 to the Chesapeake Bay, and points in Northampton and Accomack Counties, Va. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E115), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in West Virginia on and west of a line beginning at the Virginia-West Virginia State line and extending along U.S. Highway 33 to junction West Virginia 32, thence along West Virginia Highway 32 to junction U.S. Highway 219, thence to the Maryland-West Virginia State line and east of a line beginning at the West Virginia-Pennsylvania State line and extending along U.S. Highway 119, thence along U.S. Highway 19 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction West Virginia Highway 18, thence along West Virginia Highway 18 to junction West Virginia 47, thence along West Virginia Highway 47 to junction U.S. Highway 33, thence along U.S. Highway 33 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 60, thence along U.S. Highway 60 to the West Virginia-Virginia State line, on the one hand, and, on the other, points in Virginia on, east, and south of a line beginning at the North Carolina-Virginia State line and extending along U.S. Highway 29 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 619, thence along Virginia Highway 619 to junction Virginia Highway 730, thence along Virginia Highway 730 to junction Virginia Highway 186, thence along Virginia Highway 186 to junction Virginia Highway 35, thence along Virginia Highway 35 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E116), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, except those of unusual value, Class A and B Explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points in West Virginia east of a line beginning at the Maryland-West Virginia State line and extending along U.S. Highway 219 to junction West Virginia Highway 32, thence along U.S. Highway 32 to junction U.S. Highway 33, thence along U.S. Highway 33 to the West Virginia-Virginia State line on the one hand, and, on the other, points in Virginia on and south of a line beginning at the North Carolina-Virginia State line and extending along Virginia Highway 653 to junction U.S. Highway 58, thence along U.S. Highway 58 to junction Virginia Highway 626, thence along Virginia Highway 626 to junction Virginia Highway 687, thence along Virginia Highway 687 to junction Virginia Highway 57, thence along Virginia Highway 57 to junction Virginia Highway 108, thence along Virginia Highway 108 to junction Virginia Highway 890, thence along Virginia Highway 890 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 834, thence along Virginia Highway 834 to junction Virginia Highway 122, thence north along Virginia Highway 122 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction Virginia Highway 26, thence along Virginia Highway 26 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 47, thence along Virginia Highway 47 to junction Virginia Highway 40, thence along Virginia Highway 40 to junction Virginia Highway 46, thence along Virginia Highway 46 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E117), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading; between points

in West Virginia south of a line beginning at the Virginia-West Virginia State line and extending along West Virginia Highway 39 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction Interstate Highway 79, thence along Interstate Highway 79 to junction West Virginia Highway 16, thence along West Virginia Highway 16 to junction U.S. Highway 33, thence along U.S. Highway 33 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 60, thence along U.S. Highway 60 to West Virginia-Kentucky State line on the one hand, and, on the other, points in North Carolina east of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 501 to junction U.S. Highway 158, thence along U.S. Highway 158 to junction North Carolina Highway 96, thence along North Carolina Highway 96 to junction U.S. Highway 264, thence along U.S. Highway 264 to junction North Carolina Highway 581, thence along North Carolina Highway 581 to junction U.S. Highway 117, thence along U.S. Highway 117 to junction North Carolina Highway 132, thence along North Carolina Highway 132 to U.S. Highway 74, to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E118), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATED, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, between points in Georgia west and south of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 80 to junction Interstate Highway 75, thence along Interstate Highway 75 to the Georgia-Florida State line on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Ohio-Kentucky State line and extending west along U.S. Highway 60 to junction Kentucky Highway 1, thence along Kentucky Highway 1 to junction Kentucky Highway 201, thence along Kentucky Highway 201 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Kentucky Highway 7, thence along Kentucky Highway 7 to junction Kentucky Highway 317, thence along Kentucky Highway 317 to junction U.S. Highway 119, thence to the Kentucky-Virginia State line. The purpose of this filing is to eliminate the gateway of points in Smyth County, Va.

No. MC 61825 (Sub-No. E119), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, between points in Georgia on, south, and east of a line beginning at the Georgia-South Carolina State line at Savannah, Ga., and extending along U.S. Highway 80 to junction Interstate Highway 75, to the Georgia-Florida State line on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Ohio-Kentucky State line at Vanceburg, Ky., and extending along Kentucky Highway 59 to junction Kentucky Highway 377, thence along Kentucky Highway 377 to junction Kentucky Highway 32, thence along Kentucky Highway 32 to junction Kentucky Highway 173, thence along Kentucky Highway 173 to junction Kentucky Highway 7, thence along Kentucky Highway 7 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Kentucky Highway 205, thence along Kentucky 205 to junction Kentucky Highway 1812, thence along Kentucky Highway 1812 to junction Kentucky Highway 15, thence along Kentucky Highway 15 to junction Daniel Boone Parkway, thence along Daniel Boone Parkway to junction Kentucky Highway 257, thence along Kentucky Highway 257 to junction U.S. Highway 421, thence along U.S. Highway 421 to Kentucky-Virginia State line. The purpose of this filing is to eliminate the gateway of points in Smyth County, Va.

No. MC 61825 (Sub-No. E120), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture* between points in Georgia east of a line beginning at the South Carolina-Georgia State line and extending along U.S. Highway 123 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Georgia Highway 13, thence along Georgia Highway 13 to junction Georgia Highway 20, thence along Georgia Highway 20 to junction Georgia Highway 324, thence along Georgia Highway 324 to junction Georgia Highway 11, thence along Georgia Highway 11 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Georgia-South Carolina State line at Savannah, Georgia, on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Ohio-Kentucky State line and extending along Kentucky Highway 59 to junction Kentucky Highway 2, thence along Kentucky Highway 2 to junction Kentucky Highway 174, thence along Kentucky Highway 174 to junction Kentucky Highway 955, thence along Kentucky Highway 955 to junction Kentucky Highway 504, thence along Kentucky Highway 504 to junction Kentucky Highway 173, thence along Kentucky Highway 173 to junction Kentucky Highway 7, thence along Kentucky Highway 7 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Kentucky Highway 205, thence along Kentucky Highway 205 to junction Kentucky Highway 1812, thence along Kentucky Highway 1812 to junction Kentucky Highway 15, thence along Kentucky Highway 15 to junction Daniel Boone Parkway, thence along Daniel Boone Parkway to junction Kentucky Highway 257, thence along Kentucky Highway 257 to junction U.S. Highway 421, thence along U.S. Highway 421 to the Kentucky-West Virginia State line. The purpose of this filing is to eliminate the gateway of points in Smyth County, Va.

No. MC 61825 (Sub-No. E121), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, between points in Georgia on and bounded by a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 29 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction U.S. Highway 23, thence along U.S. Highway 23 to junction Georgia Highway 13, thence along Georgia Highway 13 to junction Georgia Highway 20, thence along Georgia Highway 20 to junction Georgia Highway 324, thence along Georgia Highway 324 to junction Georgia Highway 11, thence along Georgia Highway 11 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Georgia-Alabama State line, thence north along the Georgia-Alabama State line to the point of beginning, on the one hand, and, on the other, points in Kentucky on and east of a line beginning at the Ohio-Kentucky State line extending along U.S. Highway 60 to junction Kentucky Highway 1, thence along Kentucky Highway 1 to junction Kentucky Highway 201, thence along Kentucky Highway 201 to junction U.S. Highway 23, thence along U.S. Highway 23 to the Kentucky-Virginia State line. The purpose of this filing is to eliminate the gateway of points in Smyth County, Va.

No. MC 64932 (Sub-No. E95), (Correction), filed June 3, 1974, republished in the FEDERAL REGISTER July 2, 1975. Applicant: ROGERS CARTAGE CO., 10735 S. Cicero Ave., Oak Lawn, Ill. 60453. Applicant's representative: W. S. Farrell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from the plant site of Baird Chemical Industries, Inc., at or near Mapleton, Ill., to those points in Nebraska on and east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 81 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Nebraska-Iowa State line (plant site of the Hawkeye Chemical Co., at or near Clinton, Iowa) *, and Kansas and those in Nebraska on and west of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Hihgway 81 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Nebraska-Iowa State line (Pike County, Mo.) *. The purpose of this filing is to eliminate the gateways indicated by





asterisks above. The purpose of this correction is to correct the origin territories.

No. MC 67646 (Sub-E5), filed May 16, 1974. Applicant: HALL'S MOTOR TRANSIT COMPANY, 6060 Carlisle Pike, Mechanicsburg, Pa. 17055. Applicant's representative: Daniel W. Rohrbaugh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Allegheny, Greene and Washington Counties, Pennsylvania, and in Brooke, Hancock, Marshall, and Ohio Counties, West Virginia, on the one hand, and, on the other, those points in Warren County, Pennsylvania, on and north of U.S. Highway 6; (2) General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Allegheny, Fayette, Greene, Washington and Westmoreland, Pa., and those in Brooke, Hancock, Marshall and Ohio Counties, West Virginia, on the one hand, and, on the other, points in Erie County, Pa., on and north of U.S. Highway 6, and those points in Ashtabula County, Ohio north of U.S. Highway 6.

(3) General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Allegheny, Fayette and Westmoreland Counties, Pennsylvania, on the one hand, and, on the other, points in Cuyahoga, Geauga, and Lake Counties, Ohio; (4) General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Allegheny and Westmoreland Counties, Pennsylvania, and Brooke and Hancock Counties, W.Va., on the one hand, and on the other, those points in New York, New Jersey, Pennsylvania, Maryland, Virginia, and Washington, D.C., on and east of a line beginning at the Canada-New York Boundary, thence along Interstate Highway 8 to junction New York Highway 8, thence along N.Y. Highway 8 to junction N.Y. Highway 30, thence along N.Y. Highway 30 to junction N.Y. Highway 17, thence along N.Y. Highway 17 to junction N.Y. Highway 42, thence along N.Y. Highway 42 to junction N.Y. Highway 97, thence along N.Y. Highway 97 to junction U.S. Highway 209, thence along U.S. Highway 209 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Pa. Highway 72, thence along Pa. Highway 72 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Pa. Highway 116, thence along Pa. Highway 116 to junction Pa. Highway 16, thence along Pa. Highway 16 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction U.S. Highway 221 to junction Va. Highway 122, thence along Va. Highway 122 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line.

(5) General commodities, except those of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between points in Fayette, Green and Washington Counties, Pennsylvania, and points in Marshall and Ohio Counties, West Virginia, on the one hand, and, on the other, those points in New York, New Jersey, Pennsylvania, Maryland, Virginia, and Washington, D.C., on and east of a line beginning at the Canada-United States Boundary, thence along Interstate Highway 87 to junction N.Y. Highway 8, thence along N.Y. Highway 8 to junction N.Y. Highway 17, thence along N.Y. Highway 17 to junction N.Y. Highway 79, thence along N.Y. Highway 79 to New York-Pennsylvania State line, thence along Pa. Highway 92 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Interstate Highway 83, thence along Interstate Highway 83 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction Interstate Highway 81 thence along Interstate Highway 81 to junction Interstate Highway 70S to junction Interstate Highway 495, thence along Interstate Highway 495 to junction Maryland Highway 5, thence along Maryland Highway 5 to junction U.S. Highway 301, thence along U.S. Highway 301 to junction U.S. Highway 360, thence along U.S. Highway 360 to junction U.S. Highway 15, thence along U.S. Highway 15 to Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateways of Greenville, Pa. in (1), (2), and (3) above; and Bedford, Pa., Fairview and Hagerstown, Md., in (4); and Bedford, Pa., Fairview and Hagerstown, Md., in (5) above.

No. MC 71855 (Sub-No. E1), filed June 4, 1974. Applicant: ESSEX VAN AND STORAGE, INC., 1500 Eastern Ave., Baltimore, Md. 21221. Applicant's representative: Frances Jalet, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *household goods* as defined by the Commission, between Baltimore, Md., on the one hand, and, on the other Massachusetts and North Carolina. The purpose of this filing is to eliminate the gateways of Federalsburg, Md., and points within 40 miles thereof.

No. MC 94842 (Sub-No. E1), filed May 23, 1974. Applicant: ROBERT CROCKET, INC., 102 Crescent Ave., Chelsea, Mass. 02150. Applicant's representative: Frank J. Weiner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Commodities*, the transportation of which, because of size or weight requires the use of special equipment, and *related machinery parts and related contractor's materials and supplies*, when their transportation is incidental to the transportation of commodities, which by reason of size or weight require special equipment, (1) between points in Maine, New Hampshire, and Vermont, on the one hand, and, on the other, points in New Jersey. (2) between points in Maine, New Hampshire, and Vermont, on the one hand, and, on the other, points in Pennsylvania. (3) between points in Maine, New Hampshire, and Grand Isle, Franklin, Orleans, Essex, Chittendon, Lamoille, Caledonia, Washington and Orange Counties, Vt., on the one hand, and, on the other, points in New York on, south and west of a line beginning at the Massachusetts-New York State line extending along US Highway 90 to junction New York Highway 31, thence along New York Highway 31 to Lake Ontario, (4) between points in Rhode Island, on the one hand, and, on the other, points in New York (except New York, N.Y., and points in Dutchess, Ulster, Sullivan, Orange, Putnam, Rockland, Westchester, Nassau and Suffolk Counties).

(5) between points in Connecticut on and east of U.S. Highway 5, on the one hand, and, on the other, points in Pennsylvania on, south and west of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 219 to junction U.S. Highway 80, thence along U.S. Highway 80 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Pennsylvania-Maryland State line, (6) between points in Rhode Island, on the one hand, and, on the other, points in Pennsylvania on and west of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 81 to junction U.S. Highway 83, thence along U.S. Highway 83 to the Pennsylvania-Maryland State line, (7) between points in Connecticut, on the one hand, and, on the other, points in New York (except New York, N.Y., and points in Columbia, Dutchess, Sullivan, Ulster, Orange, Putnam, Rockland, Westchester, Nassau and Suffolk Counties). The purpose of this filing is to eliminate the gateway of points in Massachusetts. (B) *Weldments*, the transportation of which, because of size or weight requires the use of special equipment, (1) from points in Maine, to points in the United States (excluding Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, and Hawaii), (2) from points in New Hamp-

shire to points in the United States (excluding Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, and Hawaii), and (3) from points in Massachusetts on or east of Massachusetts Highway 12 to points in the United States (excluding Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, and Hawaii). The purpose of this filing is to eliminate the gateway of Fitchburg, Mass.

No. MC 95490 (Sub-No. E2), filed May 3, 1974. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, from Middlesex, Essex, and Suffolk Counties, Mass., to those points in Anne Arundel and Prince Georges Counties, Md., south of U.S. Highway 50, and points in Calvert, Charles, and St. Mary's Counties, Md. The purpose of this filing is to eliminate the gateway of Springfield, Mass., and Cranston, R.I.

No. MC 95490 (Sub-No. E4) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 10604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *alcoholic beverages, soda water, carbonic gas*, and *containers* therefor, between Philadelphia, Pa., on the one hand, and, on the other, points in Hartford, Windham, and Tolland Counties, Conn. The purpose of this filing is to eliminate the gateway of points within 15 miles of Springfield, Mass. (excluding Springfield, Mass.). The purpose of this correction is to correct the origin Counties.

No. MC 95490 (Sub-No. E9) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Middlesex, Essex, and Suffolk Counties, Mass., on the one hand, and, on the other, Jersey City, N.J., and Philadelphia, Pa. The purpose of this filing is to eliminate the gateways of Springfield, West Springfield, Mass., and Newburgh, N.Y. The purpose of this correction is to correct the territorial description.

No. MC 95490 (Sub-No. E10) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, from points in Middlesex, Essex, and Suffolk Counties, Mass., to points in Litchfield County, Conn., and Columbia, Dutchess (except Poughkeepsie), Greene, Ulster, and Westchester Counties, N.Y. The purpose of this filing is to eliminate the gateway of Springfield, Mass. The purpose of this correction is to clarify the territorial description.

No. MC 95490 (Sub-No. E11) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representtive: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Middlesex, Essex, and Suffolk Counties, Mass., on the one hand, and, on the other, points in Orange County, N.Y. The purpose of this filing is to eliminate the gateway of Springfield, Mass. The purpose of this correction is to clarify the territorial description.

No. MC 95490 (Sub-No. E12), (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Middlesex, Essex, and Suffolk Counties, Mass., on the one hand, and, on the other, Poughkeepsie, N.Y. The purpose of this filing is to eliminate the gateway of Springfield, Mass. The purpose of this correction is to clarify the territorial description.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21066 Filed 8-11-75;8:45 am]



federal register

TUESDAY, AUGUST 12, 1975

PART II:

# DEPARTMENT OF LABOR

## Office of the Secretary

## COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

Special Federal Programs and Responsibilities: Special Manpower Target Groups and Youth Programs and Other Special Programs

## DEPARTMENT OF LABOR

### Office of the Secretary

### [ 29 CFR Part 97 ]

### COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

### Special Federal Programs and Responsibilities: Special Manpower Target Groups and Youth Programs and Other Special Programs

Pursuant to section 602(a) of the Comprehensive Employment and Training Act of 1973 (Pub. L. 92–203, 87 Stat. 839), which authorizes the Secretary of Labor to prescribe such rules, regulations and guidelines as he deems necessary to carry out the provisions of this Act, the Secretary proposes to amend Part 97 of Title 29, Code of Federal Regulations, entitled Special Federal Programs and Responsibilities, under the Comprehensive Employment and Training Act, by adding a Subpart D to set forth regulations governing activities carried out under sections 301 and 304 of the Act.

Section 301 of the Act confers special responsibility on the Secretary of Labor to provide additional manpower services to segments of the population that are in particular need of them.

Section 304 authorizes the Secretary to provide financial assistance in urban and rural areas, including areas having large concentrations or proportions of low-income, unemployed persons, and rural areas having substantial outmigration to urban areas, for comprehensive work and training programs and necessary supportive and follow-up services.

It should be noted that this new Subpart D does not contain regulatory governance for Summer Programs for Economically Disadvantaged Youth which are funded in Fiscal Year 1975 under section 304(a)(3) of the Act. In this regard, it should be further noted that regulations contained in 29 CFR 97, Subpart A, apply to summer youth programs under section 304(a)(3) of the Act which are funded in Fiscal Year 1975.

It should be noted that the allocation planning procedures set forth in § 97.304–§ 97.306 of this new Subpart D will be in effect initially with respect to program efforts to be implemented in Fiscal Year 1977. However, the Department will make available upon request its Fiscal Year 1976 operating budget for special manpower target group programs and youth programs and other special programs. Interested parties should, in this regard, contact the Associate Manpower Administrator whose address is given below.

Interested person may participate in this proposed rulemaking process by submitting written data, views, and arguments pertaining to the proposed Subpart D to the Assistant Secretary for Manpower, United States Department of Labor, 601 D Street, NW, Washington, D.C. 20213, Attention: Associate Manpower Administrator for Manpower Development Programs, Room 6000. Comments received on or before September 11, 1975, will be considered before final action is taken on the proposal. Copies of all written comments received will be available for examination by interested persons in room 6402, Patrick Henry Building, 6th and D Streets, NW, Washington, D.C. The proposal may be changed in light of the comments received.

In consideration of the foregoing, it is proposed to amend Part 97 of Title 29 by adding a new Subpart D to read as follows:

## PART 97—SPECIAL FEDERAL PROGRAMS AND RESPONSIBILITIES UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT

### Subpart D—Special Manpower Target Groups and Youth Programs and Other Special Programs

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AUTHORITY: Comprehensive Employment and Training Act of 1973 (Pub. L. 93–203, sec. 602(a), 87 Stat. 839) unless otherwise noted.

### GENERAL

#### § 97.301 Scope.

(a) Pursuant to section 301 of the Act, the Secretary will use funds available under Title III of the Act to provide additional manpower services as authorized under Title I and Title II of the Act to segments of the population that are in particular need of such services including youth, offenders, persons of limited English-speaking ability, older workers, and other persons who the Secretary determines have particular disadvantages in the labor market. The Secretary shall take into account the need for continued funding of programs of demonstrated effectiveness.

(b) Pursuant to section 304 of the Act, the Secretary may use funds available under Title III of the Act to provide financial assistance in urban and rural areas, including areas having large concentrations or proportions of low-income, unemployed persons, and rural areas having substantial outmigration to urban areas, for comprehensive work and training programs and necessary supportive and follow-up services.





(c) In combination, sections 301 and 304 of the Act enable the Secretary to respond directly through the implementation and financial support of manpower programs and services, to manpower problems of special significance as these problems become apparent from time to time. The Secretary intends to exercise authority under these two sections in a flexible manner, flexibility being necessary to meet shifting manpower needs and priorities both swiftly and decisively. The use of this authority will not be limited to permanently fixed and narrow purposes.

#### § 97.302 Purpose.

(a) The purpose of this Subpart D is to prescribe the Department of Labor's rules and regulations that govern:

(1) Identifying on a continuing basis the manpower problems of special significance which might be resolved, in whole or in part, through programs and services required under section 301 and authorized under section 304 of the Act, or both;

(2) Allocating resources available under Title III of the Act to alleviate specific problems identified;

(3) Awarding Federal financial assistance necessary to carry out individual programs under section 301 or section 304 of the Act; and

(4) Administering and operating individual programs under section 301 or section 304 of the Act.

(b) This Subpart D contains the regulatory material necessary for the implementation and operation of programs under sections 301 and 304 of the Act, including specific references to rules and requirements which are set forth in other parts of Title 29 and which are applicable to programs under this subpart.

(c) When the regulations set forth in this subpart conflict with other regulations promulgated under the Act in 29 CFR Parts 94 through 99, the regulations contained in this subpart shall prevail and apply to programs under this subpart.

#### § 97.303 Definitions.

Definitions for abbreviations and major terms used in this subpart are contained in § 94.4 of this title. Additional terms applicable only to this subpart or having special significance in this subpart are defined as follows:

"Affirmative action effort" shall mean a program effort intended to provide or foster new employment opportunities for members of groups which have, for reasons of past custom, historical practice, or otherwise, been discouraged from entering certain occupational fields.

"Job search and relocation assistance" shall mean assisting an individual by locating a job opportunity that meets the individual's specific needs and by providing assistance, including financial support, to relocate the individual and the family near the new job site.

"Limited English-speaking ability" shall mean an inability to speak the English language which impairs a person's ability to seek or obtain employment.

"Local government" shall mean a local unit of government including specifically a county, municipality, city, town, township, local public authority, special district, intrastate district, council of governments, sponsor group representative organization, and other regional or interstate government entity, or any agency or instrumentality of a local government exclusive of institutions of higher education, hospitals, and school districts.

"Program," except where the context indicates otherwise, shall mean a program, project or service funded and carried out under this subpart.

"Skill improvement training" shall mean training given to an individual to make that individual more employable or to increase the possibilities of retention in his chosen field.

"State" shall mean any of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States; for the purposes of § 97.341 through § 97.355, "State" shall also mean any agency or instrumentality of a State exclusive of institutions of higher education and hospitals.

"Training for technological change" shall mean training given to an individual who faces unemployment or underemployment caused by newly emergent technology in an occupational field.

"Upgrading training" shall mean training given to an individual who needs such training to advance above an entry-level or dead-end employment position.

### ALLOCATION OF AVAILABLE RESOURCES

#### § 97.304 General.

The Secretary will allocate funds made available to carry out the purposes of sections 301 and 304 of the Act to resolve, in whole or in part, specific and identifiable manpower problems of special significance. These problems may be identified and funds allocated on bases which include, but are not limited to:

(a) Severe employment and training problems and needs which are identified as being common to members of specific segments of the population such as those indicated in § 97.301(a) of this part;

(b) Severe employment and training problems and needs which are identified as being special to certain geographical areas of the country, such as areas having a large concentration or proportion of low-income, unemployed persons, and rural areas having substantial out-migration to urban areas;

(c) The need, if any, to continue funding of programs of demonstrated effectiveness;

(d) Severe manpower and training problems and needs identified as existing within critical industries or occupational fields;

(e) Emergency or disaster; and

(f) Any other basis which is appropriate to national manpower priorities and emphases as they evolve from time to time.

#### § 97.305 Allocation planning.

The Secretary will develop an allocation plan for the sum of money made available each fiscal year to carry out the purposes of sections 301 and 304 of the Act. The allocation plan will be designed to:

(a) Identify each specific manpower problem of special significance for which resources will be allocated;

(b) Indicate the approximate level of resources to be allocated for each problem identified;

(c) Indicate, in brief, the types of programs to be implemented with resources allocated for each problem identified;

(d) Indicate, to the extent possible, the geographical areas to be served by planned activities;

(e) Indicate the effects or benefits anticipated from the programs or services to be implemented; and

(f) Provide any background or explanatory material which might be necessary for a full understanding of the priorities and methods reflected in the plan.

#### § 97.306 Public notification.

(a) The Secretary will notify the public of the substantial content of the plan for allocating the sum of money made available each fiscal year to carry out the purposes of sections 301 and 304 of the Act. This notification will be accomplished by publication in the FEDERAL REGISTER. The published plan will contain all elements specified in § 97.305 and will, if possible, be published prior to the fiscal year covered by the plan.

(b) The plan will not limit the Secretary in allocating funds in a manner or for specific purposes other than those set forth in the plan. The purposes of this notification process do not include committing the Secretary to any fixed plan or order of priorities. The sole purposes to be served in this notification process are:

(1) To inform the public with respect to current planning of Department of Labor manpower activities;

(2) To inform prime sponsors of manpower problems judged to be of special significance and impact on the well-being of the country; and

(3) To provide prime sponsors and other agencies responsible for conducting manpower or related programs with information both useful and necessary for planning their own operations.

(c) The Secretary may, at any time, revise the plan or implement operational deviations from the plan. The Secretary will, however, notify the public as soon as is practicable of any material revision to the plan or any major operational deviations from the plan. This notification will be published in the FEDERAL REGISTER and will include any background or explanatory material necessary for a full understanding of the action taken or to be taken.

### AWARD OF FEDERAL FUNDS

#### § 97.307 General.

(a) The Secretary may make such grants, contracts, or other agreements which provide for the award of Federal funds as may be necessary to carry out

the purposes of sections 301 and 304 of the Act.

(b) Any grant, contract, or other agreement under this subpart which involves the award of Federal funds will be developed and executed in accordance with the provisions set forth in § 97.308 through § 97.315.

**§ 97.308 Eligibility for funds.**

The Secretary may award funds available under this subpart to carry out the purposes of sections 301 and 304 of the Act to the following types of organizations:

(a) States and agencies of a State;

(b) Units of general local government and their agencies;

(c) Consortia which have been approved by the Department as prime sponsors under Title I of the Act which are made of:

(1) Units of general local government; or

(2) A State and a unit or units of general local government;

(d) Private, nonprofit organizations other than political parties;

(e) Private, profitmaking organizations;

(f) Other Federal establishments and agencies; and

(g) Indian tribes on Federal or State reservations.

**§ 97.309 Soliciting applications for Federal funds.**

(a) The Secretary may solicit or request eligible organizations to submit a proposal or application for funds.

(b) Except under conditions described in paragraph (c) of this section, the Secretary may limit solicitation to organizations which have special or unique capabilities to operate a program.

(c) When soliciting proposals from private, profitmaking organizations, the Secretary will issue a formal Request for Proposal.

(d) A solicitation or request to submit a proposal or application for funds is not an assurance or commitment that a proposal or application will be approved or accepted for funding.

(e) The Secretary may solicit or request a proposal or application for funds at any time.

(f) Funds allocated to carry out the purposes of section 304 of the Act are allocated for specific geographical areas. In awarding funds to carry out the purposes of section 304 of the Act, the Secretary will give primary consideration to awarding funds to prime sponsors which are responsible for the jurisdiction or jurisdictions in which Federal assistance is to be provided. In this respect, the Secretary will not solicit or request proposals or applications for these funds from other eligible organizations until consultation with the appropriate prime sponsors, if any, discloses that award of funds to an eligible organization other than the prime sponsor would enhance program effectiveness.

**§ 97.310 Specifications.**

In soliciting proposals or applications for funds the Secretary may specify detailed program requirements to which the proposal or application must assure adherence as a condition for approval or acceptance. These specifications may include, but are not limited to:

(a) The type of manpower program to be conducted;

(b) The target group to be served;

(c) The geographic area in which the program, project, or service is to be carried out;

(d) The approximate costs;

(e) Minimum quantifiable performance goals; and

(f) Results and benefits expected.

**§ 97.311 Proposal or application format and content.**

(a) Where the applicant is a State government or a local government, the application shall follow the format prescribed in Federal Management Circular (FMC) 74-7, Attachment M.

(b) Where the applicant or proposer is an organization other than a State government or a local government, the application or proposal shall be prepared in a format prescribed by the Department.

(c) As a condition for approval or acceptance, a proposal or application for funds must indicate or contain the following:

(1) The performance period of the program;

(2) A program budget for the Department's share and, if applicable, the program sponsor's share which accounts for administrative costs, participant allowances, participant wages, participant fringe benefits, training costs, and participant services costs;

(3) The need for the program and its objectives, including a precise indication of the target group or groups to be served;

(4) The results or benefits to be derived from the program, including the benefits which will accrue to program participants;

(5) A description of the separate functions of the program and the methods and procedures to be used in performing these functions, including, as appropriate:

(i) Recruitment and selection of participants;

(ii) Assessment of participants;

(iii) Orientation;

(iv) Counseling;

(v) Classroom training or education;

(vi) Payment of training and other allowances;

(vii) On-the-job training;

(viii) Subsidized community service or public service employment;

(ix) Work experience;

(x) Job development;

(xi) Job placement and followup;

(xii) Supportive services to participants such as health care and medical services, child care, residential support, assistance in securing bonds, and family planning assistance; and

(xiii) Other manpower activities such as the removal of artificial barriers to employment, job restructuring, revision or establishment of merit systems, and the development and implementation of affirmative action plans.

(6) Quantified performance goals;

(7) The steps to be taken by the program sponsor to evaluate program performance in comparison with program goals;

(8) Procedures for establishing cooperative relationships, liaison and working linkages with other manpower and manpower related agencies;

(9) Program activities to carry out under contract, subcontract, or subgrant with justification therefor;

(10) The specific geographic location or locations of program activity including, in cases of multistate programs, a state-by-state breakout as to funds budgeted and numbers of participants planned;

(11) The program staff structure, including brief position descriptions for professional staff and program administrators;

(12) The arrangements or agreements made with any labor organization which is necessarily connected with the program; and

(13) When the applicant or proposer is an organization other than a State or local government, a description of the general structure of the organization and a certified statement by a Certified Public Accountant attesting to the adequacy of the applicant's or proposer's financial management system.

**§ 97.312 Review.**

(a) The Secretary will review and consider for approval or acceptance each proposal or application for funds which is submitted in response to a specific solicitation or request made by the Secretary.

(b) The Secretary may review and consider for approval or acceptance an unsolicited proposal or application for funds submitted by an eligible organization other than a private, profitmaking organization.

(c) The Secretary will not consider or approve any unsolicited proposal or application submitted by a private, profitmaking organization.

(d) When reviewing and considering a proposal or application, the Secretary will determine whether:

(1) It meets the requirements of the Act, the regulations promulgated under the Act, and other applicable law;

(2) It is complete;

(3) It contributes to the implementation of the allocation plan described in § 97.305;

(4) The planned expenditures for program activity and services are substantiated and reasonable;

(5) The performance goals set forth are reasonable in view of past program experience in the same or similar activity and conform with documentation provided by the proposer or applicant;

(6) Operational methods are adequate;

(7) Administrative costs are reasonable and properly justified;

(8) The applicant or proposer evidences adequate internal administrative controls, accounting procedures, personnel standards and other capabilities that assure effective use of government funds; and

(9) Sufficient funds are available under the Act to fund the program in whole or in part.

**§ 97.313 Rejection of a proposal or application.**

(a) When the review of a proposal or application reveals that it is not approvable, the Secretary will notify the proposer or applicant in writing that the proposal or application is rejected. This notification shall include the reason or reasons for rejection.

(b) The rejection of a proposal or application is a final act.

(c) A rejection will not prejudice the review and consideration of any future proposal or application submitted by an eligible organization.

(d) The notification described in paragraph (a) of this section is not required with respect to any unsolicited proposal or application submitted by a private, profitmaking organization.

**§ 97.314 Negotiation.**

(a) When the review of a proposal or application reveals that it is generally adequate for favorable consideration, the Secretary may negotiate with the eligible organization to arrive at an agreement which is advantageous to the Department. The subjects of negotiation may include, but are not limited to:

(1) Separate program functions or components;

(2) Subgrantees, contractors, or subcontractors;

(3) Funding level and budget line items;

(4) Program objectives; and

(5) Performance standards.

(b) The Secretary may reject any separate program function or component described in the proposal or application when he determines it will not serve the purposes of the Act.

(c) The Secretary may, if negotiation does not result in a mutually acceptable conclusion, reject the subject proposal or application. In this event, written notification shall be provided to the eligible organization in accordance with § 97.313.

**§ 97.315 Award.**

(a) The Secretary may, if a proposal or application assures an agreement which is advantageous, approve the proposal or application and award funds without negotiation.

(b) The Secretary may also approve a proposal or application as revised during negotiation.

(c) Award of funds will be accomplished through the execution of a legally binding agreement in document form. The document, which will be prepared by the Department, will contain:

(1) The proposal or application as approved by the Secretary; and

(2) Department of Labor requirements for program administration.

(d) When the program sponsor is a unit of State or local government, the Secretary will use a grant agreement to implement the program and award funds.

(e) When the program sponsor is a nonprofit organization, public or private, other than unit of State or local government, the Secretary will use a grant agreement or a contract, whichever is appropriate, to implement the program and award funds. Determination as to the most appropriate of these two legal instruments shall be based, in each case, upon the following general criteria:

(1) The contract is the appropriate instrument when the Department has a need to exercise considerable direction and control over the program.

(2) The grant is the appropriate instrument when the Department does not need to exercise considerable direction and control over the program.

(f) When the program sponsor is a unit of the Federal Government other than the Department of Labor, the Secretary will use an interagency agreement, which will be in document form, to implement the program and award Federal funds.

(g) When the program sponsor is a private, profitmaking organization, the Secretary will use a contract to implement the program and award Federal funds.

PROGRAM OPERATION

**§ 97.317 General.**

Program operation requirements for activities carried out under sections 301 and 304 of the Act are set forth in § 97.317 through § 97.332. The utilization of funds under this subpart is conditioned upon adherence to the Act, the regulations promulgated under the Act, and other applicable law.

**§ 97.318 Basic responsibilities of program sponsors.**

Each organization which enters an agreement with the Department and is awarded funds by the Department under this subpart shall be responsible for:

(a) Following and enforcing the requirements of the Act, the regulations in this subpart, and all other applicable laws;

(b) Implementing and carrying out the program in accordance with the terms and provisions of the program agreement;

(c) Conducting program activities that are, to the maximum extent feasible, consistent with each participant's fullest capabilities and which will lead to employment opportunities enabling each participant to become economically self-sufficient and which will contribute to the occupational development or upward mobility of each participant;

(d) Advising each participant of his rights and responsibilities prior to entering the program; and

(e) Making every reasonable effort to achieve program goals.

**§ 97.319 Cooperative relationships.**

(a) Each organization conducting a program under this subpart shall, to the maximum extent feasible:

(1) Establish cooperative relationships or linkages with other manpower and manpower related agencies in the area within its jurisdiction and, in particular, with agencies operating programs through the Department including but not limited to SESA's and prime sponsors under title I of the Act; and

(2) Notify the appropriate apprenticeship agency of training activities in apprenticeable occupations.

(b) Each organization conducting a program under this subpart in which recipients of Aid to Families with Dependent Children (AFDC) participate shall coordinate services with the local sponsor, if any, of the Work Incentive Program (WIN). Coordination is necessary because provision of manpower services to recipients of AFDC who have been required to register for the WIN program may be affected by the provisions of title IV of the Social Security Act and the WIN regulations in part 56 of this title.

**§ 97.320 Eligibility for participation.**

(a) Except as permitted under paragraph (e) of this section, participation in programs under this subpart shall be limited to persons who are economically disadvantaged, unemployed or underemployed. However, any agreement entered by the Secretary under this subpart may specify the target group or groups to benefit from or be served by the progam.

(b) Participants in public service employment programs under this subpart must meet the eligibility qualifications stated in § 96.47 of this title.

(c) Citizenship may not be used as a criterion to prevent permanent residents of the United States, including permanent resident aliens, from participating in a program, but services may not be provided to illegal aliens.

(d) Program sponsors shall give special consideration to disabled veterans and veterans of the Vietnam-era who meet the eligibility requirements in paragraph (a) of this section.

(e) The provisions of paragraph (a) of this section notwithstanding, the Secretary may establish especially suitable and appropriate eligibility guidelines for persons participating in and benefitting from affirmative action efforts, job search and relocation assistance, skill improvement training, and upgrading training as these types of services are authorized by § 97.321(b). Where special eligibility guidelines are in effect, they shall be stated in the program agreement.

**§ 97.321 Permissible activities.**

(a) A program under section 301 of the Act may include any type of manpower activity which is authorized under Title I or Title II of the Act and the regulations applicable thereto as set forth in Part 95 and Part 96 of this title.

(b) A program under section 301 of the Act may, in addition to the activities

authorized by paragraph (a) of this section, include the following types of activities:

(1) Affirmative action;

(2) Job search and relocation assistance;

(3) Skill improvement training;

(4) Training for technological change; and

(5) Upgrading training.

(c) Under section 304 of the Act, comprehensive work and training programs, and necessary supportive and followup services may be carried out, including the following:

(1) Programs to provide part-time employment, on-the-job training, and useful work experience for students from low-income families who are in the 9th through 12th grades of school or are equivalent in age to students in these grades and who need the earnings to resume or maintain attendance in school;

(2) Programs to provide unemployed, underemployed, or low-income persons, aged 16 and over, with useful work and training, including sufficient basic education and institutional or on-the-job training, designed to assist them to develop their maximum occupational potential and to obtain regular competitive employment;

(3) Jobs, including those in recreation and related programs for economically disadvantaged youth during the summer months;

(4) Special programs which involve work activities directed to the needs of those chronically unemployed poor who have poor employment prospects and are unable, because of age, lack of employment opportunity, or otherwise, to secure appropriate employment or training assistance under other programs, and which, in addition to other services provided, will enable such persons to participate in projects for the betterment, physical improvement, or beautification of the community or area served by the program;

(5) Special programs which provide unemployed or low-income persons with jobs leading to career opportunities, including new types of careers, in programs designed to improve the physical, social, economic, or cultural condition of the community or area served;

(6) Special services, when required, for middle-aged and older persons, including recruitment, placement, and counseling for such persons who are unemployed as a result of the closing of a plant or factory or a permanent large-scale reduction in the work force of a locality, and the provision of grants to prime sponsors to assist the prime sponsors in securing part-time or temporary employment for middle-aged and older persons; and

(7) Other manpower programs conducted by community-based organizations.

### § 97.322 Services to persons of limited English-speaking ability.

Each program sponsor conducting a program with significant participation by persons of limited English-speaking ability shall establish operating procedures to ensure:

(a) That, when teaching of skills for occupations not requiring high proficiency in English is authorized, instruction is given in the primary language of the participant;

(b) That instruction in the English language is made available to participants with limited English-speaking ability; and

(c) That the primary language of the participants is used in the delivery of other authorized services including, but not limited to:

(1) Dissemination of information;

(2) Job placement services;

(3) Counseling;

(4) Training; and

(5) Employment supervision.

### § 97.323 Services to offenders.

(a) Programs under section 301 of the Act which are intended to serve offenders shall be designed to enable participants to secure and obtain meaningful employment. Program functions or components may include, but are not limited to:

(1) Basic education;

(2) Drug addiction or dependency rehabilitation;

(3) Use of training equipment comparable to that currently used on the job for which training is provided;

(4) Making arrangements for training, job placement, or related services with:

(i) Employers;

(ii) Labor organizations; and

(iii) Parole, probationary, and judicial authorities; and

(5) Any other service which contributes to the employability of offenders.

(b) The Secretary may, however, limit the program functions or components to specific services or types of services within individual programs for offenders under this subpart.

### § 97.324 Training for lower wage industries and relocation of industries.

The regulations contained in § 95.36 of this title apply to programs under this subpart.

### § 97.325 Non-Federal status of participants.

Participants in programs under this subpart are not Federal employees for any purpose and are not subject to the provisions of law relating to Federal employment, including those relating to hours of work, rates of compensation, leave, unemployment compensation, and Federal employment benefits.

### § 97.326 Training allowances.

(a) *General.* (1) For each program under this subpart that includes activities in which allowances may be authorized for payment to participants, the Secretary, subject to the requirements and limitations of this section, will determine:

(i) Whether basic allowances are payable and the extent to which they shall be waived or adjusted upward;

(ii) Whether incentive allowances to public assistance recipients are payable;

(iii) Whether incentive allowances to institutionalized persons are payable and the amounts which are payable;

(iv) Whether allowances for exceptional expenses incurred by program participants are payable and the rates or schedules which will govern payments; and

(v) The delivery agent or agents authorized to operate the allowance payment system.

(2) When a program under this subpart includes activities in which allowances may be authorized for payment to participants, the Secretary's determinations with respect to these allowance payments will be stated in the program agreement. Program sponsors may pay allowances only as authorized by the program agreement.

(b) *Basic allowances.* (1) Basic allowances under this subpart may be paid only to individuals who participate in a course of training or education for which no wages are payable. Basic allowances may not, however, be paid to any individual who is receiving public assistance or whose needs or income are taken into account in determining public assistance payments to others or be paid to institutionalized persons.

(2) Basic allowances may be paid only to reimbursed participants for the hours they spend (or are excused for good cause therefrom) in a course of training or education for which no wages are payable. Reimburseable hours may include those spent by participants in supportive activities, such as orientation and counseling, carried out in conjunction with the course of training or education in which the individual is enrolled.

(3) When no waiver or other adjustment is in effect, the basic allowance for one week shall be computed by applying whichever is higher of (i) the minimum hourly wage prescribed by State or local law in the jurisdiction in which the training or education is conducted or (ii) the minimum hourly wage prescribed under section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended, to the number of hours which are reimburseable for that week.

(4) The basic allowance paid to a participant for one week shall be increased by $5 for each dependent over two, up to a maximum of four additional dependents. The maximum increase for dependents is $20 for six or more dependents.

(5) Any sum of money received by a participant as an unemployment compensation benefit in a week shall be subtracted from the participant's basic allowance payment for that week. For the purposes of this paragraph, unemployment compensation benefits do not include separation payments provided under a collective bargaining agreement; and the basic allowance payment to which an individual is entitled may not be diminished because of a separation payment provided under a collective bargaining agreement.

(6) The basic allowance may be adjusted upward to the degree that the local costs of living exceed the national norm.

(7) Periodic increases to the basic allowance paid to participants in a program under this subpart may be authorized to provide an additional incentive for continued participation in the course of training or education.

(8) For any program under this subpart, or any component thereof, that includes activities in which basic allowances may be authorized for payment to participants, the Secretary may waive the payment of all or part of the basic allowances. However, any such waiver:

(i) May be made only to increase the number of individuals who may be served or to otherwise promote the purposes of this subpart;

(ii) Must be applied to all participants in a program, or component thereof, who would otherwise be entitled, except as provided by paragraph (b)(8)(iii) of this section.

(iii) May apply to participants on an individual basis only when:

(A) Approved by the Department of Labor Contract/Grant Officer in writing;

(B) Agreed to freely, in writing, by the individual who is affected; and

(C) Funds allocated for basic allowance under the program agreement have been depleted;

(iv) May apply to basic allowance increments for dependents only when basic allowances have been waived in whole;

(v) May not be made solely because a participant is a veteran and receives benefits through the Vietnam Era Veteran's Readjustment Assistance Act, as amended; and

(vi) Must be made known, in writing, to all participants affected.

(c) *Incentive allowances for public assistance recipients.* (1) When an individual who is receiving public assistance or whose needs or income are taken into account in determining public assistance payments to others participates in a program under this subpart, or a component thereof, in which basic allowances have been authorized, the individual shall be paid an incentive allowance in lieu of the basic allowance. Under programs, or components thereof, where the payment of basic allowances has been waived in whole for participants who would otherwise be entitled, no incentive allowances may be paid.

(2) Incentive allowances shall be paid to entitled participants at the rate of $30 per week.

(3) Incentive allowances to entitled participants shall be reduced pro rata under part-time courses of training or education for which no wages are payable and shall be reduced pro rata for absences without good cause.

(4) Incentive allowances shall be disregarded in determining the amount of public assistance payments individuals are entitled to receive under Federal or federally assisted public assistance programs.

(d) *Incentive allowances for institutionalized persons.* (1) Incentive allowances may be paid to institutionalized persons, including prison inmates, who participate in a program under this subpart.

(2) The determination as to whether such allowances will be paid, and the amounts thereof, will be made by the Secretary in consultation with officials of the institutions. In the case of prison inmates, all or part of such payments, as determined by the Secretary and the head of the institution, may be held in reserve and delivered upon the participants' release from the institution.

(3) Incentive allowances for institutionalized persons may not be paid at a rate which exceeds the minimum wage prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938, as amended, as applied to the number of hours spent (or excused for good cause therefrom) by the participant in training, education, or related program activities carried out under this subpart.

(e) *Exceptional expenses allowances.* Allowances may be paid to participants in a program under this subpart for the exceptional expenses they incur in connection with program activities. Reasonable allowances may be provided for expenses including, but not limited to:

(1) Meal expenses;

(2) Transportation expenses; and

(3) Lodging expenses.

(f) *Time limitation.* Allowances may not be paid under any course of training or education having a duration in excess of 104 weeks.

(g) *Repayments.* Each delivery agent responsible for operating an allowance payment system under this subpart shall, to the extent possible, require participants to repay the amount of any allowance overpayments received. Any overpayment not returned may be set off against any future allowance or other benefits under the Act to which the participant may become entitled. Where the overpayment was made in the absence of fault on the part of the participant, repayment shall be waived where recovery would be against equity and good conscience or would otherwise defeat the purposes of the program.

(h) *Allowance payment systems.* Each allowance payment system established or used in conjunction with a program under this subpart shall include:

(1) A procedure to obtain information concerning receipt of unemployment compensation by participants entitled to basic allowances;

(2) A procedure to encourage each participant entitled to basic allowances to apply for unemployment compensation benefits to which the participant is also entitled if he or she is not already receiving them;

(3) Determination of entitlement and computation of amount to be paid;

(4) Issuance and distribution of payments;

(5) Maintenance of payment records and preparation of required reports;

(6) Maintenance of a system to detect and collect overpayments; and

(7) Close working arrangements with other agencies to obtain necessary information to minimize unauthorized payments, including arrangements with:

(i) The State employment security agency for verification of unemployment compensation benefits;

(ii) Local welfare agencies for verification of public assistance payments; and

(iii) Training facilities for submittal of payment requests and time and attendance certifications.

### § 97.327 Wages, minimum duration of training and reasonable expectation of employment.

The regulations contained in § 95.35 of this title apply to programs under this subpart.

### § 97.328 General benefits and working conditions for program participants.

The regulations contained in § 98.24 of this title apply to programs under this subpart.

### § 97.329 Adverse actions.

Each program sponsor shall establish procedures for resolving any issue arising between it and a participant or an applicant for participation. Such procedures shall include an opportunity for an informal conference and a prompt determination of the issue. Such procedures shall also include a notice setting forth the grounds for any adverse action proposed to be taken against a participant and giving the participant an opportunity to respond. If an issue cannot be resolved, the participant or applicant for participation may request a review of the issue by the Contract or Grant Officer who shall act on behalf of the Secretary.

### § 97.330 Labor standards.

All laborers and mechanics employed by contractors or subcontractors in the construction, alteration or repair, including painting and decorating, of projects, buildings and works which are federally assisted under this subpart shall be paid wages at rates not less than those prevailing on similar construction in the locality, as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended (40 U.S.C. 27a–5).

### § 97.331 Nondiscrimination and equal employment opportunities.

The regulations contained in § 98.21 of this title apply to programs under this subpart.

### § 97.332 Nepotism.

The regulations contained in § 98.22 of this title apply to programs under this subpart.

### § 97.333 Special limitations on participant activities.

The regulations contained in § 98.23 of this title apply to programs under this subpart.

### § 97.334 Limitations on Federal funds.

Federal funds provided under this subpart may be expended only for purposes permitted by the applicable Federal cost principles.

(a) The cost principles in Subpart 1–15.7 of Title 41 of the Code of Federal Regulations apply to program sponsors which are units of State or local government.

(b) The cost principles in Subpart 1–15.3 of Title 41 of the Code of Federal

Regulations apply to program sponsors which are institutions of higher education.

(c) The cost principles in Subpart 1-15.2 of Title 41 of the Code of Federal Regulations apply to all types of program sponsor organizations not covered by paragraphs (a) and (b) of this section.

**§ 97.335 Subagreements.**

(a) Program sponsors under this subpart may contract, subcontract, or subgrant for portions of the required program activity only if specifically authorized to do so by the program agreement.

(b) Where contracting, subcontracting, or subgranting is authorized, the regulations contained in § 98.27 of this title apply, except that no contract, subcontract, or subgrant may be entered which has a performance period extending beyond the termination date of the basic program agreement.

ADMINISTRATIVE REQUIREMENTS FOR PROJECT GRANTS TO STATE AND LOCAL GOVERNMENTS

**§ 97.341 General.**

The Department's administrative requirements, standards, and procedures for grants awarded under this subpart to State and local governments are stated in § 97.341 through § 97.355. These requirements, standards, and procedures reflect those authorized and required by Federal Management Circular (FMC) 74–7; and they explicate the material contained in FMC 74–7 as it applies to State and local governments which are awarded grants under this subpart. Each State and local government which is awarded a grant under this subpart must conform to these administrative requirements, standards, and procedures. Hereinafter, State and local governments which are awarded a grant under this subpart are referred to as "grantees."

**§ 97.342 Cash depositories.**

(a) Any moneys advanced to a grantee are "public moneys" (owned by the Federal Government) and must be deposited in a bank with FDIC insurance coverage; and the balances exceeding FDIC coverage must be collaterally secure, as provided for in 12 U.S.C. 265.

(b) Except as provided by paragraph (a) of this section, there are no Department of Labor requirements for the physical segregation of cash depositories for grant funds which are provided to the grantee, nor are there any other requirements or eligibility standards for cash depositories in which Federal grant funds are deposited by the grantee.

(c) A separate bank account may be used when payments under letter of credit are made on a "checks-paid" basis in accordance with agreements entered into by a grantee, the Federal Government, and the banking institutions involved.

(d) Consistent with the national goal of expanding the opportunities for minority business enterprises, grantees are encouraged to use minority banks.

**§ 97.343 Bonding and insurance.**

Each grantee shall apply its normal bonding and insurance requirements, including fidelity bonds, to protect the interest of the Federal Government.

**§ 97.344 Records maintenance.**

(a) Each grantee shall retain for a period of at least three years all financial records, supporting documents, statistical records, and all other records pertinent to the program. The retention period starts from the date of the submission of the final expenditure report or, for grants which are renewed annually, from the date of the submission of the annual expenditure report, except that:

(1) The records shall be retained beyond the three-year period for as long as any audit findings remain unresolved;

(2) Records for nonexpendable property acquired with grant funds shall be retained for three years after its final disposition; and

(3) When grant records are transferred to or maintained by the Department, the three-year retention requirement does not apply to the grantee with respect to these records.

(b) Grantees may substitute microfilm copies in lieu of original records only with the written permission of the Grant Officer.

(c) When the Department determines that certain grant records have long-term or historical retention value, the grantee shall, upon the Department's request, deliver the records to the Department. The grantee may request an arrangement to retain the records when they are continuously needed for joint use.

(d) The Secretary of Labor and the Comptroller General of the United States or any of their duly authorized representatives, shall have access to any books, documents, papers, and records of the grantee and its subgrantees and contractors which are pertinent to the grant program for the purpose of making audit, examination, excerpts and transcripts.

(e) (1) The names of all participants supported under the Act are considered public information.

(2) Other information regarding applicants, program participants, or their immediate families, which may be obtained through application forms, interviews, tests, reports from public agencies, counselors, or any other source, shall be made available to the public by the grantee to the same degree it makes such information available about its own employees in the governmental jurisdiction. Without the permission of the applicant or participant, such information which is not normally made available to the public on the grantee's own employees in the governmental jurisdiction shall be divulged only as necessary for purposes related to the performance or evaluation of the grant under this subpart to persons having responsibilities under the grant, including those furnishing services to the program under subgrant or contract, and to governmental authorities to the extent necessary for the proper administration of law.

(3) The names of all individuals employed in staff positions under the Act are considered public information. A grantee shall make other information available to the public pertaining to individuals employed in staff positions under the Act in the same manner and to the same extent as such information is made available on its regular employees. A grantee shall make other information available to the public on individuals employed in staff positions by the administrative unit of a consortium who are not also employed by a member jurisdiction in accordance with the policy of the member jurisdiction which has the least restrictive policy.

(f) Grantees shall maintain records on each program participant, including:

(1) Personal identifying information and characteristics;

(2) Residence;

(3) The work history of the participant;

(4) Program activities and supportive services in which the individual participated; and

(5) Status of the participant upon termination from the program.

**§ 97.345 Single State agency not required.**

No single State agency or multimember board or commission need be established or designated to administer or supervise the administration of grant programs under this subpart.

**§ 97.346 Program income.**

(a) In accordance with Section 203 of the Intergovernmental Cooperation Act of 1968 (Pub. L. 90–577), the Federal Government will not hold any grantee which is a State or an agency or instrumentality of a State accountable for interest earned on grant funds pending their disbursement for program purposes.

(b) Grantees which are units of local government shall return to the Federal Government all interest earned on advances of grant funds (42 Comp. Gen. 289).

(c) Proceeds from the sale of real and personal property, either provided by the Federal Government or purchased in whole or in part with Federal funds, shall be handled in accordance with the *MA Property Handbook* which implements Attachment N of FMC 74–7.

(d) Royalties received from copyrights and patents during the grant period shall be retained by the grantee and be added to the funds already committed to the program. After termination or completion of the grant, the Federal share of royalties, which is any amount in excess of $200 received annually, shall be returned to the Department.

(e) All other gross income earned by grant-supported activities during the grant period shall be retained by the grantee and shall be added to funds committed to the program and be used to further program objectives.





**§ 97.347 Matching share.**

The criteria and procedures for evaluating and determining the allowability of cash and in-kind contributions made by grantees are those set forth in Attachment F of FMC 74–7.

**§ 97.348 Standards for grantee financial management systems.**

(a) Each grantee shall operate a financial management system which provides for:

(1) Accurate, current, and complete disclosure of the financial results of the grant program in accordance with the Federal reporting requirements;

(2) Records which identify the source and application of funds for grant-supported activities, including records containing information pertaining to grant awards and authorizations, obligations, unobligated balances, assets, liabilities, outlays, and income;

(3) Effective control over and accountability for all funds, property and other assets to safeguard these assets and to ensure that they are used only for authorized purposes;

(4) The comparison of actual costs with amounts budgeted for the grant;

(5) Procedures to minimize the time elapsing between the transfer of funds from the U.S. Treasury and the disbursement by the grantee when funds are advanced by the Federal Government;

(6) Drawdowns from the U.S. Treasury through the commercial bank as close as possible to the time of disbursements when advances are made by the letter-of-credit method;

(7) Procedures for determining the allowability and allocability of costs in accordance with the provisions of FMC 74–4; and

(8) Accounting records which are supported by source documentation.

(b) Each grantee shall audit or have audited the grant financial records to determine, at a minimum, the fiscal integrity of financial transactions and reports, and the compliance with laws, regulations and administrative requirements. The grantee shall schedule these audits with reasonable frequency, usually annually, but not less frequently than once every two years. The grantee shall establish a systematic method to assure timely and appropriate resolution of audit findings and recommendations.

(c) Because the Department requires financial reporting on an accrual basis, the grantee shall, when its own accounting system is not kept on that basis, develop the required reporting information through analysis of documentation on hand or on the basis of best estimates.

(d) Each grantee shall require subgrantees or contractors (i.e., recipients of subgrants or contracts which are passed through by the grantee) to adopt all the standards set forth in this section, except the standard applicable to letter-of-credit drawdowns as described in paragraph (a)(6) of this section.

**§ 97.349 Financial reporting requirements.**

(a) Each grantee shall periodically submit a Financial Status Report which, on an accrual basis, indicates total costs incurred by cost category including indirect costs, if any. This report shall be prepared to coincide with the ending dates for Federal fiscal year quarters and shall be submitted to the Department no later than 30 days after the end of the quarterly reporting period. If the grant period ends at a date other than the last day of Federal fiscal year quarter, a final report covering the entire grant period shall also be required. Grantees must certify to the accuracy and completeness of the costs reported.

(b) Each grantee shall periodically submit a Report of Federal Cash Transactions. Grantees which receive annual grants totalling $1 million or more shall submit this report monthly; and all other grantees shall submit it quarterly.

(c) Specific instructions and procedures for preparing and submitting the Financial Status Report and the Report of Federal Cash Transactions are contained in the *Forms Preparation Handbook*. These written procedures and instructions implement Attachment H of FMC 74–7. The Department will furnish a copy of the Handbook to each grantee.

**§ 97.350 Monitoring and reporting program performance.**

(a) Each grantee shall continually monitor the performance of grant supported activities to assure that program goals are being met and that the requirements of the Act and the regulations in this subpart are being met.

(b) Each grantee shall periodically submit a Program Status Summary (including any special supplement the Department may require). This report shall be prepared to coincide with the ending dates for Federal fiscal year quarters and shall be submitted to the Grant Officer no later than 30 days after the end of the quarterly reporting period. If the grant period ends at a date other than the last day of a Federal fiscal year quarter, a final report covering the entire grant period shall also be required. Specific instructions for the preparation of this report are contained in the *Forms Preparation Handbook*. Instructions for supplemental reports will be provided by the Department. The Program Status Summary provides the following types of information together with a comparison of the same items as they appear in the grant document:

(1) The total number of enrollments with granted funds during the grant period;

(2) The total number of participants placed in unsubsidized employment upon termination from the program and the number entering school, other training or military service;

(3) The level of enrollment associated with each program activity;

(4) The number of individuals within the target group or groups being served by the program; and

(5) A brief narrative account of significant program accomplishments and problem areas.

(c) Each grantee shall submit a Quarterly Summary of Participant Characteristics with the Program Status Summary. This report will include characteristics data aggregated for all participants as set forth in the report form and will include all participants terminating or placed during the reporting period. For participants who entered employment during the report period, the report will also aggregate the average wage before enrollment and upon termination from the program. Specific instructions for the preparation of this report are contained in the *Forms Preparation Handbook*.

(d) Each grantee shall, without regard to normal reporting periods, advise the Grant Officer of the following types of conditions as soon as they become known:

(1) Problems, delays, or adverse conditions which may materially affect the ability to attain program goals with an indication of what corrective action has been or will be taken and an indication of the Federal assistance, if any, which may be helpful in resolving the situation; and

(2) Favorable developments or events which will materially assist the program in meeting or exceeding its intended purposes and goals.

(e) If a performance review conducted by the grantee discloses the need for grant budget revision, the grantee shall submit a request for revision to the Grant Officer.

(f) The Department will make onsite visits as frequently as is practicable to review program accomplishments and management control systems and to provide technical assistance. Grantees shall cooperate fully with the Department in the performance of these visits.

**§ 97.351 Payment procedures.**

(a) Consistent with the requirements, criteria and standards stated in Attachment J of FMC 74–7, grant payments will be made through a letter of credit, an advance by Treasury check, or a reimbursement by Treasury check.

(b) Specific instructions and procedures for preparing forms associated with grant payments are contained in the *Forms Preparation Handbook*.

(c) The Department may withhold payments for proper charges if the grantee has failed to comply with program objectives, grant award conditions, or Federal reporting requirements or if the grantee is indebted to the United States and collection of the debt will not impair the accomplishment of the objectives of any grant program sponsored by the United States. When it determines to withhold payments, the Department will inform the grantee with reasonable notice that payments will not be made for obligations incurred after a specified date until the conditions are corrected or the indebtedness of the United States is liquidated.

**§ 97.352 Budget revision procedures.**

(a) The grant budget is the approved financial plan for the Federal share and, if applicable, the nonfederal share to carry out the purposes of the grant as set forth in the grant agreement docu-

ment. Grantees shall promptly request prior written approvals from the Grant Officer for budget revision whenever:

(1) The revision results from a net increase or decrease from the anticipated enrollment level of 15 percent or more, or from other significant changes in the scope of the grant program;

(2) The revision indicates a need for additional Federal funding;

(3) The Federal share of the grant budget is over $100,000 and the cumulative amount of transfers among direct cost object class budget categories exceeds or is expected to exceed $10,000, or 5 percent of the total grant budget, whichever is greater;

(4) The Federal share of the grant budget is $100,000 or less and the cumulative amount of transfers among direct cost object categories exceeds or is expected to exceed 5 percent of the total grant budget;

(5) The revision involves the transfer of amounts budgeted for indirect costs to absorb increases in direct costs;

(6) The revision pertains to the addition of cost items requiring approval in accordance with the provisions of FMC 74–4; or

(7) The grantee plans to transfer Federal funds allotted for training allowances or other direct payments to participants to other categories of expense.

(b) Before deviating from the grant budget in any manner described in paragraph (a) of this section, the grantee must obtain the prior written approval of the Grant Officer. All other deviations from the grant budget may be undertaken by the grantee without the approval of the Grant Officer. These deviations include the use of additional grantee funds to further the purposes of the program and the transfer of amounts budgeted for direct costs to absorb authorized increases in indirect costs.

(c) Each grantee shall promptly notify the Grant Officer when the amount of Federal funds authorized is expected to exceed actual needs by more than $5,000 or 5 percent of the Federal grant, whichever is greater.

(d) When requesting approval for budget revisions grantees must use the budget forms which are used in the grant agreement document. However, grantees may request by letter the cost item approvals required by FMC 74–4.

(e) Under normal circumstances, the Department will notify the grantee of budget revision approvals or disapprovals within 30 days of receipt of the request. If the revision request is still under consideration at the end of 30 days, the Department will inform the grantee in writing as to when the Department's decision will be forthcoming.

### § 97.353 Grant closeout procedures.

(a) Subsequent to the completion date of the grant, i.e., the date stated in the grant agreement document or any amendment thereto upon which Federal assistance under the grant ends, the grant must be closed out. Grant closeout is the process by which the Department determines that all required administrative actions and all required grant work have been completed by the grantee and the Department. The Department will provide each grantee with the necessary forms (with instructions) associated with the closeout of the grant. The basic procedures for closeout are described in this paragraph.

(1) If grant payments are made on a letter of credit, the Department will notify the grantee that the letter of credit is to be cancelled and that, following cancellation, any further payments under the grant will be made by Treasury check upon submission and approval of the required payment requests.

(2) Upon receipt and approval of the necessary requests, the Department will make prompt payment to the grantee for allowable reimbursable costs under the grant being closed out.

(3) Upon the Department's request, the grantee shall immediately refund any unencumbered balance of cash drawn down from the letter of credit or advanced by Treasury check. Items to be included with the refund check are detailed in the *Forms Preparation Handbook.*

(4) Within 90 days after the completion date, the grantee shall submit the following financial and inventory reports which are described in the *Forms Preparation Handbook:*

(i) A final Financial Status Report;

(ii) A final Report of Federal Cash Transactions;

(iii) The Grantee's Assignment of Refunds, Rebates, and Credits;

(iv) Bank Statement—Special Bank/Financial Account;

(v) Cancellation/Adjustment of Fidelity Bond;

(vi) A list of possible claimants for unclaimed checks cancelled or payment stopped;

(vii) Grant Closeout Tax Certification;

(viii) Government Property Inventory; and

(ix) Inventory Certificate.

(5) Within 90 days after the completion date, the grantee shall submit the Grantee's Release form as described in the *Forms Preparation Handbook.*

(6) Within 30 days after the completion date, the grantee shall submit a final Program Status Summary (with supplement if appropriate) and Quarterly Summary of Participant Characteristics.

(7) After receipt of the documents and final reports described in paragraphs (a)(4) through (a)(6) of this section, the Department will make settlement for any upward or downward adjustment to the Federal share of costs.

(8) In the event a final audit has not been performed prior to closeout of the grant, the Department retains the right to recover an appropriate amount after fully considering the recommendations on disallowed costs resulting from the final audit.

(b) Suspension of a grant is an action by the Secretary which temporarily suspends Federal assistance under the grant pending corrective action by the grantee or pending a decision by the Secretary to terminate the grant. In the event that the Secretary determines that a grantee has failed to comply with stipulations, standards, or conditions of the grant agreement, the Secretary may, on reasonable notice to the grantee, suspend the grant, and withhold further payments, or prohibit the grantee from incurring additional obligations of grant funds, pending corrective action by the grantee or a decision to terminate in accordance with paragraph (c)(1) of this section. The Secretary may allow all necessary and proper costs which the grantee could not reasonably avoid during the period of suspension provided that they meet the provisions of FMC 74–4.

(c) The termination of a grant is the cancellation of Federal assistance, in whole or in part, under a grant at any time prior to the completion date.

(1) The Secretary may terminate any grant in whole, or in part, at any time before the date of completion, whenever it is determined that the grantee has failed to comply with the conditions of the grant. The Secretary will promptly notify the grantee in writing of the determination and the reasons for the termination, together with the effective date. Payments made to grantees or recoveries by the Department under grants terminated for cause shall be in accord with the legal rights and liabilities of the parties.

(2) A grant may be terminated in whole or in part when both the grantee and the Secretary agree that the continuation of the program would not produce beneficial results commensurate with the further expenditure of funds. The two parties shall agree upon the termination conditions, including the effective date and, in the case of partial terminations, the portion to be terminated. The grantee shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Secretary will allow full credit to the grantee for the Federal share of the noncancellable obligations, properly incurred by the grantee prior to termination.

### § 97.354 Property management standards.

Standards for the management, control, and disposition of grant-acquired property are contained in the *MA Property Handbook.* Grantees must adhere to the standards set forth in the handbook. A copy of the handbook, which implements Attachment N of FMC 74–7, will be furnished by the Department to each grantee.

### § 97.355 Procurement standards.

The standards to be used by grantees for the procurement of supplies, equipment, and other services with Federal grant funds are those stated in Attachment O of FMC 74–7.





ADMINISTRATIVE STANDARDS FOR PROGRAM AGREEMENTS WITH PUBLIC AND PRIVATE INSTITUTIONS OF HIGHER EDUCATION, PUBLIC AND PRIVATE HOSPITALS, AND OTHER PUBLIC AND PRIVATE NONPROFIT ORGANIZATIONS

### § 97.361 General.

The Department's administrative requirements, standards, and procedures for program agreements awarded under this subpart to public and private institutions of higher education, public and private hospitals, and other public and private nonprofit organizations, including Indian Tribes are stated in § 97.361 through § 97.375. These requirements, standards, and procedures reflect those described by the General Services Administration in their notice of proposed rulemaking for 34 CFR 258 which was published Monday, February 10, 1975, in the FEDERAL REGISTER (40 FR 6304–6312). The requirements, standards, and procedures stated in § 97.361 through § 97.375 will be amended as any subsequent effective regulations in 34 CFR 258 might indicate. Each public or private institution of higher education, public or private hospital, or other public or private nonprofit organization, including any Indian Tribe, which is awarded a program agreement under the Act must conform to these requirements, standards and procedures. Hereinafter, these types of organizations will be referred to as "recipients."

### § 97.362 Cash depositories.

(a) A separate bank account shall be used when letter-of-credit agreements entered into by the recipient, the Federal Government and the bank involved provide that drawdowns will be made when the recipient's checks are presented to the bank for payment.

(b) Any Federal funds which are advanced to a recipient are subject to the control and regulation of the United States and its officers, agents or employees (public moneys as defined in Treasury Circular No. 1976). Funds advanced must be deposited in a bank with Federal Deposit Insurance Corporation (FDIC) insurance coverage; and the balance exceeding FDIC coverage must be collaterally secured. In order to ensure that security is obtained, a special bank account with a lien in favor of the Federal Government is required when funds are advanced to a recipient.

(c) Except as provided by paragraphs (a) and (b) of this section, there are no Department of Labor requirements for the physical segregation of cash depositories for Federal program funds which are provided to the recipient, nor are there any other requirements or eligibility standards for cash depositories in which Federal program funds are deposited by the recipient.

(d) Consistent with the national goal of expanding opportunities for minority business enterprises, recipients are encouraged to use minority banks (a bank at least 50 percent owned by minority group members).

### § 97.363 Bonding and insurance.

(a) When advance payments are made to the recipient, the recipient shall obtain fidelity bond coverage which meets the specifications described in paragraphs (a)(1) through (a)(6) of this section.

(1) Fidelity bond coverage shall be in the form of a blanket position bond with an approved corporate surety covering any and all officers and employees of the recipient organization who are involved in the activities of the program.

(2) The amount of the bond shall be $25,000 or the amount of the advance payment, whichever is less.

(3) If possible, both the recipient and the Secretary of Labor shall be named as the insureds. If this is not possible, the recipient shall be named as the insured.

(4) The period of coverage shall be at least one year, with a discovery period of no less than one year after the cancellation or other termination of the bond.

(5) The bond shall stipulate that the Department of Labor Contract/Grant Officer be given 35 days advance notice by the surety prior to making any material change in, or cancellation of, the bond. The advance notice shall be provided by certified mail.

(6) If the bond covers advance payments under funding agreements with more than one agency, the bond shall contain a recovery provision for each Federal agency involved.

(b) Recipients shall obtain and maintain in force during the lifetime of the program agreement "third person" liability insurance of the types and in the amounts described in this paragraph.

(1) The recipient shall obtain and maintain Worker's Compensation insurance for his staff in the amounts required by State law.

(2) The recipient shall obtain and maintain Occupational Diseases Insurance as required by applicable law. In an area where all occupational diseases are not compensable under applicable law, insurance for occupational diseases shall be secured under the employer liability section of the recipient's insurance policy. Minimum coverage per incident is $100,000.

(3) The recipient shall obtain and maintain Employer Liability insurance to cover any liability imposed upon the recipient, by law, for damages on account of personal injuries, including death resulting therefrom, sustained by the recipient's employees by reason of accident. Minimum coverage per incident is $100,000.

(4) The recipient shall obtain and maintain General Liability Insurance (Bodily Injury) to provide coverage against claims arising from bodily injury or death to third parties occurring on the recipient's business premises or through the recipient's operations, except those arising from motor vehicles away from the premises, those covered by Worker's Compensation Law, and other exclusions stated in the policy. The minimum coverage for bodily injury is $100,000 per person and $300,000 per accident.

(5) The recipient shall obtain and maintain Automobile Liability insurance. The required coverage is $100,000 per person and $300,000 per accident for bodily injury and $25,000 per accident for property damage. The types and amounts stated for vehicle insurance must apply to any vehicle operated or used in connection with project activities. In the event a privately-owned vehicle is used, the Federal Government's share of insurance premiums, including any additional coverage required to conform with the requirements of this paragraph, shall be prorated in accordance with the vehicle's actual use while conducting activities under the program.

### § 97.364 Records maintenance.

(a) Each recipient shall retain for a period of at least three years all financial records, supporting documents, statistical records, and all other records pertinent to the program. For types of program agreements other than contracts the retention period starts from the date of the submission of the final expenditure report or, for agreements which are renewed annually, from the date of the submission of the annual expenditure report. For contracts, the retention period starts from the date of final payment. For all types of program agreements, however:

(1) The records shall be retained beyond the three-year period for as long as any audit findings remain unresolved;

(2) Records for nonexpendable property acquired with Federal program funds shall be retained for three years after its final disposition; and

(3) When program records are transferred to or maintained by the Department, the three-year retention requirement does not apply to the recipient with respect to these records.

(b) Recipients may substitute microfilm copies in lieu of original records only with the written permission of the Contract/Grant Officer.

(c) When the Department determines that certain project records have long-term or historical retention value, the recipient shall, upon the Department's request, deliver the records to the Department. However, the recipient may request an arrangement to retain the records when they are continuously needed for joint use.

(d) The Secretary of Labor and the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers, and records of the recipient and its subgrantees, contractors, and subcontractors which are pertinent to the program for the purpose of making audit, examination, excerpts and transcripts.

(e) (1) The names of all participants supported under the Act are considered public information.

(2) Other information regarding applicants, program participants, or their immediate families, which may be obtained through application forms, interviews, tests, reports from public agencies, counselors, or any other source, shall be

made available to the public by the recipient to the same degree it makes such information available about its own employees. Without the permission of the applicant or participant, such information which is not normally made available to the public on the recipient's own employees shall be divulged only as necessary for purposes related to the performance or evaluation of the program agreement to persons having responsibilities under the agreement, including those furnishing services to the program under subgrant, contract, or subcontract, and to governmental authorities to the extent necessary for the proper administration of law.

(3) The names of all individuals employed in staff positions under the Act are considered public information. A recipient shall make other information available to the public pertaining to individuals employed in staff positions under the Act in the same manner and to the same extent as such information is made available on its regular employees.

(f) Recipients shall maintain records on each program participant, including:

(1) Personal identifying information and characteristics;

(2) Residence;

(3) The work history of the participant;

(4) Program activities and supportive services in which the individual participated; and

(5) Status of the participant upon termination from the program.

**§ 97.365 Program income.**

(a) In accordance with section 203 of the Intergovernmental Cooperation Act of 1968 (Pub. L. 90–577), the Federal Government will not hold any recipient which is an instrumentality of a State accountable for interest earned on Federal program funds pending their disbursement for program purposes.

(b) Recipients which are not instrumentalities of a State shall remit to the Federal Government all interest earned on advances of Federal program funds.

(c) Proceeds from the sale of real and personal property, either provided by the Federal Government or purchased in whole or in part with Federal funds, shall be handled in accordance with the Property Handbook for MA Contractors.

(d) Royalties received as a result of copyrights or patents will be retained by the recipient unless the terms of the program agreement provide otherwise.

(e) All other gross income earned by program activities during the program agreement period shall be retained by the recipient and shall be added to funds committed to the program and be used to further program objectives.

**§ 97.366 Matching share.**

(a) Definitions of terms for the purposes of this section are provided in this paragraph.

(1) "Program costs" means all allowable costs incurred by a recipient (as set forth in the applicable Federal cost principles) and the value of in-kind contributions made by third parties in accomplishing the objectives of the program agreement during the program period.

(2) "Matching share" means that portion of the program costs not borne by the Federal Government.

(3) "Cash contributions" means the recipient's cash outlay, including the outlay of money contributed to the recipient by non-Federal parties.

(4) "In-kind contributions" means the value of noncash contributions provided by the recipient and nonfederal third parties. Property purchased with Federal funds may not be considered as any part of the recipient's in-kind contribution. In-kind contributions may be in the form of real property and nonexpendable personal property, and the value of goods and services directly benefitting the program.

(b) The matching share may consist of items described in this paragraph.

(1) The matching share may include charges incurred by the recipient as program costs. It is acknowledged that not all charges require cash outlays by the recipient during the program period, such as depreciation and use charges for buildings and equipment.

(2) The matching share may include program costs financed with cash contributed or donated to the recipient by public agencies and institutions, and private organizations and individuals.

(3) The matching share may include program costs represented by services and real and personal property, or use thereof, donated by public agencies and institutions, and private organizations and individuals.

(c) All contributions, both cash and in-kind, will be accepted as part of the recipient's matching share when the contributions meet all the following criteria:

(1) Are verifiable from the recipient's records;

(2) Are not included as contributions to any other federally assisted program;

(3) Are necessary and reasonable for proper and efficient accomplishment of program objectives;

(4) Are types of charges which would be allowable under the applicable cost principles;

(5) Are not paid by the Federal Government directly or indirectly under another agreement; and

(6) Conform to the other requirements and standards stated in this section.

(d) Values for recipient in-kind contributions will be established in accordance with the applicable cost principles.

(e) Specific procedures for recipients in establishing the value of in-kind contributions from non-Federal third parties are described in this paragraph.

(1) Volunteer services may be furnished by professional and technical personnel, consultants, and other skilled and unskilled labor. Volunteer service may be counted toward the matching share if the service is an integral and necessary part of the approved program. Rates for volunteers must be consistent with those paid for similar work in the recipient's organization. In instances when the required skills are not found in the recipient's organization, rates must be consistent with those paid for similar work in the labor market in which the recipient competes for the kind of services involved. When an employer other than the recipient furnishes the services of an employee, these services must be valued at the employee's regular rate of pay (excluding fringe benefits and overhead costs) provided that these services are in the same skill for which the employee is normally paid.

(2) Donated expendable personal property includes such items as expendable equipment, office supplies, laboratory supplies or workshop and classroom supplies. Values assessed to expendable personal property included in the matching share must be reasonable and must not exceed the market value of the property at the time of the donation.

(3) (i) Depreciation or use charges may be made for the contributed use of equipment, buildings, or land which directly supports project activities. The full value of equipment or other capital assets and fair rental charges for land may be included only if permitted and approved by the Department in writing.

(ii) The value of donated property will be determined in accordance with the usual accounting policies of the recipient with the following qualifications:

(A) The value of donated land and buildings may not exceed its fair market value at the time of donation as established by an independent appraiser (e.g., certified real property appraiser or Government Services Administration (GSA) representative);

(B) The value of donated nonexpendable personal property may not exceed the fair market value of equipment and property of the same age and condition at the time of donation;

(C) The value of donated space may not exceed the fair rental value of comparable space as established by an independent appraiser of comparable space and facilities in a privately owned building in the same locality; and

(D) The value of loaned equipment may not exceed its fair rental value.

(f) Volunteer services contributed from non-Federal third parties must, to the extent feasible, be supported by the same methods used by the recipient for its employees. Also, the basis used for determining the value of personal services, material, equipment and land contributed from non-Federal third parties must be documented.

**§ 97.367 Standards for recipient financial management systems.**

(a) Each recipient shall operate a financial management system which provides for:

(1) Accurate, current, and complete disclosure of the financial results of the program in accordance with the Federal reporting requirements;

(2) Records which identify the source and application of funds for federally supported program activities, including records containing information pertaining to Federal program awards and authorizations, obligations, unobligated balances, assets, liabilities, outlays, and income;

(3) Effective control over and accountability for all funds, property and other assets to safeguard these assets and to ensure that they are used only for authorized purposes;

(4) The comparison of actual costs with amounts budgeted for the program;

(5) Procedures to minimize the time elapsing between the transfer of funds from the U.S. Treasury and the disbursement by the recipient when funds are advanced by the Federal Government;

(6) Drawdowns from the U.S. Treasury through the commercial bank as close as possible to the time of disbursements when advances are made by the letter-of-credit method;

(7) Procedures for determining the allowability and allocability of costs in accordance with the applicable Federal cost principles and the terms of the agreement; and

(8) Accounting records which are supported by source documentation.

(b) Each recipient shall conduct or arrange for examinations in the form of audits or internal audits of its financial transactions. These examinations may be performed only by individuals who are sufficiently independent of those who authorize the expenditure of Federal funds to produce unbiased opinions, conclusions or judgments. These examinations shall be made to ascertain the effectiveness of the financial management system and internal procedures that have been established to meet the terms and conditions of the program agreement. Examinations should be conducted on an organizationwide basis to test the fiscal integrity of financial transactions, as well as compliance with the terms and conditions of the project agreement. The tests must include an appropriate sampling from the program agreement. Examinations must be conducted with reasonable frequency, but not less frequently than once every two years. The recipient shall establish a systematic method to assure timely and appropriate resolution of audit findings and recommendations.

(c) Because the Department requires financial reporting on an accrual basis, the recipient shall, when its own accounting system is not kept on that basis, develop the required reporting information through analysis of documentation on hand or on the basis of best estimates.

(d) Recipients shall require their subgrantees, contractors, and subcontractors to adopt the standards stated in this section, except those for letter-of-credit drawdowns as described in paragraph (a)(6) of this section.

**§ 97.368 Financial reporting requirements.**

(a) Each recipient shall periodically submit a Financial Status Report which, on an accrual basis, indicates total costs incurred by cost category including indirect costs, if any. This report shall be prepared to coincide with the ending dates for Federal fiscal year quarters and shall be submitted to the Department no later than 30 days after the end of the quarterly reporting period. If the program period ends at a date other than the last day of a Federal fiscal year quarter, a final report covering the entire program period shall also be required. Recipients must certify to the accuracy and completeness of the costs reported.

(b) Each recipient shall periodically submit a Report of Federal Cash Transactions. Recipients which receive advances totalling $1 million or more per year shall submit this report monthly; and all other recipients shall submit it quarterly.

(c) Specific instructions and procedures for preparing and submitting the Financial Status Report and the Report of Federal Cash Transactions are contained in the Forms Preparation Handbook. The Department will furnish a copy of the handbook to each recipient.

**§ 97.369 Monitoring and reporting program performance.**

(a) Each recipient shall continually monitor the performance of program activities to assure that program goals are being met and that the requirements of the Act and the regulations in this subpart are being met.

(b) Each recipient shall periodically submit a Program Status Summary (including any special supplement the Department may require). This report shall be prepared to coincide with the ending dates for Federal fiscal year quarters and shall be submitted to the Contract/Grant Officer no later than 30 days after the end of the quarterly reporting period. If the program period ends at a date other than the last day of a Federal fiscal year quarter, a final report covering the entire program period shall also be required. Specific instructions for the preparation of this report are contained in the Forms Preparation Handbook. Instructions for supplemental reports will be provided by the Department. The Program Status Summary provides the following types of information together with a comparison of the same items as they appear in the grant document:

(1) The total number of enrollments with program funds during the program period;

(2) The total number of participants placed in unsubsidized employment upon termination from the program and the number entering school, other training or military service;

(3) The level of enrollment associated with each program activity;

(4) The number of individuals within the target group or groups being served by the program; and

(5) A brief narrative account of significant program accomplishments and problem areas.

(c) Each recipient shall submit a Quarterly Summary of Participant Characteristics with the Program Status Summary. This report will include characteristics data aggregated for all participants as set forth in the report form and will include all participants terminating or placed during the reporting period. For participants who entered employment during the report period, the report will also aggregate the average wage before enrollment and upon termination from the program. Specific instructions for the preparation of this report are contained in the Forms Preparation Handbook.

(d) Each recipient shall, without regard to normal reporting periods, advise the Contract/Grant Officer of the following types of conditions as soon as they become known:

(1) Problems, delays, or adverse conditions which may materially affect the ability to attain program goals with an indication of what corrective action has been or will be taken and an indication of the Federal assistance, if any, which may be helpful in resolving the situation; and

(2) Favorable developments or events which will materially assist the program in meeting or exceeding its intended purposes and goals.

(e) If a performance review conducted by the grantee discloses the need for program budget revision, the recipient shall submit a request for revision to the Contract Grant Officer.

(f) The Department will make onsite visits as frequently as is practicable to review program accomplishments and management control systems and to provide technical assistance. Recipients shall cooperate fully with the Department in the performance of these visits.

**§ 97.370 Payment procedures.**

(a) Consistent with all applicable Federal requirements, payments to recipients will be made through letter-of-credit, advance by Treasury check, or reimbursement by Treasury check. The Department will provide specific instructions and procedures to each recipient.

(b) The Department may withhold payments for proper charges if the recipient has failed to comply with program objectives, award conditions, or Federal reporting requirements or if the recipient is indebted to the United States and the collection of the debt will not impair the accomplishment of the objectives of any project or program sponsored by the United States. When it determines to withhold payments, the Department will inform the recipient with reasonable notice that payments will not be made for obligations incurred after a specified date until the conditions are corrected or the indebtedness to the United States is liquidated.

**§ 97.371 Budget revision procedures.**

(a) The program budget is the approved financial plan for the Federal share and, if applicable, the non-Federal shares as set forth in the program agreement document. Recipients shall promptly request the prior written approval of the Contract/Grant Officer for budget revision whenever:

(1) The revision results from a net increase or decrease from the anticipated enrollment level of 15 percent or more, or from other significant changes in the scope of the program;

(2) The revision indicates a need for additional Federal funding;

(3) The Federal share of the budget is over $100,000 and the cumulative amount of transfers among direct cost object class budget categories exceeds or

is expected to exceed 5 percent of the total budget;

(4) The revision involves the transfer of amounts budgeted for indirect costs to absorb increases in direct costs or vice versa;

(5) The revision pertains to expenditures which require approval in accordance with FMC 73–8 (34 CFR Part 254) (Cost Principles for Educational Institutions); or

(6) The recipient plans to transfer Federal funds allotted for training allowances or other direct payments to participants to other categories of expense.

(b) Before deviating from the budget in any manner described in paragraph (a) of this section, the recipient must obtain the prior written approval of the Contract/Grant Officer. All other deviations from the budget may be undertaken by the recipient without the aproval of the Contract/Grant Officer. These deviations include the use of additional recipient funds to further the purposes of the program.

(c) Each recipient shall promptly notify the Contract/Grant Officer when the amount of Federal funds authorized is expected to exceed actual needs by more than $5,000 or 5 percent of the Federal award, whichever is greater.

(d) When requesting approval for budget revisions, recipients must use the budget forms which are used in the program agreement document.

(e) Under normal circumstances, the Department will notify the recipient of budget revision approvals or disapprovals within 30 days of receipt of the request. If the revision request is still under consideration at the end of 30 days, the Department will inform the recipient in writing as to when the Department's decision will be forthcoming.

**§ 97.372 Closeout procedures.**

Subsequent to the completion date of the agreement, i.e., the date stated in the agreement document or any amendment thereto upon which Federal assistance under the agreement ends, the agreement must be closed out. Closeout is the process by which the Department determines that all required administrative actions and all required program work have been completed by the recipient and the Department. The Department will provide each recipient with the necessary forms (with instructions) associated with the closeout of the agreement. The basic procedures for closeout are described in this section.

(a) If payments are made on a letter of credit, the Department will notify the recipient that the letter of credit is to be cancelled and that, following cancellation, any further payments under the agreement will be made by Treasury check upon submission and approval of the required payment requests.

(b) Upon receipt and approval of the necessary requests, the Department will make prompt payment to the recipient for allowable reimbursable costs under the agreement being closed out.

(c) Upon the Department's request, the recipient shall immediately refund any unencumbered balance of cash drawn down from the letter of credit or advanced by Treasury check. Items to be included with the refund check are detailed in the Forms Preparation Handbook.

(d) Within 90 days after the completion date, the recipient shall submit the following financial and inventory reports:

(1) A final Financial Status Report;

(2) A final Report of Federal Cash Transactions;

(3) The Assignment of Refunds, Rebates, and Credits;

(4) Bank Statement-Special Bank/Financial Account;

(5) Cancellation/Adjustment of Fidelity Bond;

(6) A list of possible claimants for unclaimed checks cancelled or payment stopped;

(7) Closeout Tax Certification;

(8) Government. Property Inventory; and

(9) Inventory Certificate.

(e) Within 90 days after the completion date, the recipient shall submit the required Release form.

(f) Within 30 days after the completion date, the recipient shall submit a final Program Status Summary (with supplement if appropriate) and Quarterly Summary of Participant Characteristics.

(g) After receipt of the documents and final reports described in paragraphs (a) through (f) of this section, the Department will make settlement for any upward or downward adjustment to the Federal share of costs.

(h) In the event a final audit has not been performed prior to closeout of the agreement, the Department retains the right to recover an appropriate amount after fully considering the recommendations on disallowed costs resulting from the final audit.

**§ 97.373 Suspension and termination procedures.**

(a) Suspension of an agreement is an action by the Secretary which temporarily suspends Federal assistance under the agreement pending corrective action by the recipient or pending a decision by the Secretary to terminate the agreement. In the event that the Secretary determines that a recipient has failed to comply with stipulations, standards, or conditions of the agreement, the Secretary may, on reasonable notice to the recipient, suspend the agreement, and withhold further payments, or prohibit the recipient from incurring additional obligations of Federal funds, pending corrective action by the recipient or a decision to terminate in accordance with paragraph (b)(1) of this section. The Secretary may allow all necessary and proper costs which the recipient could not reasonably avoid during the period of suspension provided that they meet the provisions of the applicable cost principles.

(b) The termination of an agreement is the cancellation of Federal assistance, in whole or in part, under an agreement at any time prior to the completion date.

(1) The Secretary may terminate any agreement in whole, or in part, at any time before the date of completion, whenever it is determined that the recipient has failed to comply with the conditions of the agreement. The Secretary will promptly notify the recipient in writing of the determination and the reasons for the termination, together with the effective date. Payments made to recipients or recoveries by the Department under agreements terminated for cause shall be in accord with the legal rights and liabilities of the parties.

(2) An agreement may be terminated in whole or in part when both the recipient and the Secretary agree that the continuation of the program would not produce beneficial results commensurate with the further expenditure of funds. The two parties shall agree upon the termination conditions, including the effective date and, in the case of partial terminations, the portion to be terminated. The recipient shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Secretary will allow full credit to the recipient for the Federal share of the noncancellable obligations, properly incurred by the recipient prior to termination.

(3) If the agreement is in the form of a contract, the Contracting Officer may cancel the agreement (i.e., contract) in whole or in part whenever the Contracting Officer determines that termination would be in the best interest of the Government.

**§ 97.374 Property management standards.**

Standards for the management, control, and disposition of property acquired under the agreement are contained in the *Property Handbook for MA Contractors*. Recipients shall adhere to the standards set forth in the handbook. A copy of the handbook will be furnished by the Department to each recipient.

**§ 97.375 Procurement standards.**

(a) Recipients shall procure supplies, equipment and other services with Federal program funds in an effective manner and in compliance with the provisions of applicable Federal law and executive orders. Recipients shall rely on the private sector to provide goods and services to the extent feasible. The term "procurement" refers to the acquisition of supplies, equipment and other services from outside sources which are to be used by the recipient in carrying out its organizational mission and responsibilities under the program.

(b) The recipient shall maintain a code or standard of conduct which shall govern the performance of its officers, employees and agents in the award and administration of procurement contracts using Federal program funds. The recipient's officers, employees and agents shall





neither solicit nor accept gratuities, favors, or anything of monetary value from actual or potential contractors. The recipient's code or standard of conduct shall provide for disciplinary actions against persons who violate the code or standard.

(c) All procurement transactions shall be conducted in a manner to provide, to the maximum extent practical, open and free competition. The recipient should be alert to organizational conflicts of interest or noncompetitive practices among contractors which may eliminate competition or otherwise restrain trade. Procurement awards shall be made to the bidder/offeror with the lowest bid/offer, provided the bidder/offeror is responsible and its bid/offer is responsive to the solicitation and is most advantageous to the recipient, price and other factors considered. Solicitations for procurements must describe clearly the requirements which the bidder/offeror must meet in order for the bid/offer to be evaluated by the recipient. Any and all bids/offers may be rejected when it is in the recipient's interest to do so.

(d) Recipients shall establish procurement procedures which, as a minimum, are based on the requirements described in this paragraph (d)(8) of this section.

(1) Proposed procurement actions shall include a procedure to assure the avoidance of purchasing unnecessary or duplicative items. When appropriate, an analysis shall be made of lease and purchase alternatives to determine which would be the most economical, practical procurement.

(2) Solicitations for supplies and services shall be based upon a clear and accurate description of the technical requirements for the material, product or service to be procured. Such a description shall not, in competitive procurements, contain features which unduly restrict competition. "Brand name or equal" description may be used as a means to define the performance or other salient requirements of a procurement, and when so used the specific features of the name brand which must be met by bidders/offerors shall be clearly specified.

(3) Positive efforts must be made by recipients to utilize small businesses and minority-owned businesses as sources of supplies and services. These efforts should focus on allowing these types of sources the maximum feasible opportunity to compete for procurement awards under the program agreement.

(4) The type of procuring instruments used, e.g., fixed price contracts, cost reimbursement contracts, purchase orders, and incentive contracts, shall be determined by the recipient to be appropriate for the particular procurement and for promoting the best interest of the program. The "cost plus a percentage of cost" method of contracting may not be used.

(5) Procurement contracts may be made only with responsible contractors who possess the potential ability to perform successfully under the terms and conditions of the proposed procurement. Consideration shall be given to such matters as contractor integrity, record of past performance, financial and technical resources, or accessibility to other necessary resources.

(6) No proposed sole source procurement contracts in which the aggregate expenditure is expected to exceed $5,000 may be awarded without prior written approval from the Contract/Grant Officer.

(7) Procurement records and files for purchases in excess of $10,000 shall include:

(i) Basis for contractor selection;

(ii) Justification for lack of competition when competitive bids or offers are not obtained and the written authority of the Contract/Grant Officer for the noncompetitive procurement as is required by paragraph (d)(7) of this section; and

(iii) Basis for award cost or price.

(8) A system for procurement contract administration shall be maintained to ensure contractor conformance with terms, conditions and specifications of the contract and to ensure adequate and timely followup of all purchases.

(e) In addition to provisions which provide for a sound and complete agreement, the recipient shall include in procurement agreements the provisions described and required by paragraphs (e)(1) through (e)(5) of this section. These provisions shall also be applied to subcontracts.

(1) Contracts in excess of $10,000 shall contain provisions or conditions that will allow for administrative, contractual, or legal remedies in instances in which contractors violate or breach contract terms and provide for such remedial actions as may be appropriate.

(2) All contracts in excess of $10,000 must contain suitable provisions for termination by the recipient including the manner by which termination will be effected and the basis for settlement. In addition, these contract provisions must describe conditions under which the contract may be terminated for default as well as conditions where the contract may be terminated because of circumstances beyond the control of the contractor.

(3) Contracts or agreements, the principal purpose of which is to create, develop, or improve products processes, or methods; or for exploration into fields which directly concern public welfare, shall contain a notice to the effect that matters regarding rights to inventions and materials generated under the contract or agreement are subject to the Department's regulations and recipient's regulations. The contractor must be advised as to the source of additional information regarding these matters.

(4) All negotiated procurement contracts in excess of $2,500 shall include a provision to the effect that the recipient, the Department, the Comptroller General of the United States, and any of their duly authorized representatives, shall have access to any books, documents, papers and records of the contractor which are directly pertinent to the activities of the program.

(5) Procurement agreements and subproject agreements in excess of $100,000 shall contain a provision which requires the awardee to agree to comply with all applicable standards, orders, and regulations issued pursuant to the Clean Air Act of 1970. Violations must be reported to the Department and the Regional Office of the Environmental Protection Agency.

(f) The standards contained in this section in no way relieve the recipient of contractual responsibilities arising under its contracts or subagreements. The recipient is the responsible authority, without recourse to the Department, regarding the settlement and satisfaction of all contractual and administrative issues arising out of procurements entered into in support of the program agreement. This includes disputes, claims, protests of award, source evaluation, or other matters of a contractual nature. Matters concerning violation of law are to be referred to the appropriate local, State, or Federal authority.

PRIVATE PROFITMAKING ORGANIZATIONS—CONTRACT ADMINISTRATION

**§ 97.381 Administration.**

(a) The Secretary will require private, profitmaking organizations which are awarded contracts under this subpart to submit program progress reports. Specific reporting requirements will be stated in the contracts.

(b) The Secretary will require private, profitmaking organizations which are awarded contracts under this subpart to maintain records on individual participants. Specific record keeping requirements will be stated in the contracts.

(c) In all aspects of program administration other than those covered by paragraphs (a) and (b) of this section, the regulations contained in 41 CFR, Chapter 1, shall apply.

INTERAGENCY AGREEMENTS

**§ 97.386 Administration.**

(a) The Secretary will require other Federal establishments which receive and utilize funds under this subpart to submit financial reports and standard program progress reports. However, the Secretary will not require these reports to be submitted more frequently than quarterly.

(b) The Secretary will require other Federal establishments which receive and utilize funds under this subpart to maintain the standard records on individual participants and participant activities.

(c) In all aspects of program administration other than those described in paragraphs (a) and (b) of this section, Federal establishments which receive and utilize funds under this subpart may use their normal administrative procedures.

ASSESSMENT AND EVALUATION

**§ 97.391 General.**

Procedures which will be observed by the Department in assessing and evaluating the results and effectiveness of programs under this subpart are described in § 97.391 through § 97.393 of this part. The Department will assess program sponsors to determine whether they are

carrying out the purposes and provisions of the Act in accordance with their program agreements. The Secretary will also evaluate the overall effort under this subpart to aid in the overall administration of the Act.

§ 97.392 Responsibilities of the Secretary.

(a) As used in this section, the term "assessment" means the Federal review of the performance of individual program sponsors; and the term "evaluation" means the Federal study of the overall results and general effectiveness of activities under this subpart.

(b) The Secretary has the responsibility to determine whether program sponsors are operating in accord with their respective program agreements in carrying out the purposes and provisions of the Act and are demonstrating maximum efforts to achieve the stated goals and objectives of their programs.

(c) (1) Assessment will be conducted through the review of required periodic reports and, as necessary, will be supplemented with special reports from program sponsors, the examination of records maintained by program sponsors, selective on-site reviews, including the investigation of allegations or complaints, or other examination as may be deemed necessary and appropriate by the Secretary.

(2) Assessment may also be conducted for purposes of offering technical assistance and recommendations for corrective actions to program sponsors as considered necessary.

(d) The Secretary has the responsibility to provide for the continuing evaluation of all activities conducted under the Act. These studies will include examination of:

(1) Cost in relation to effectiveness;

(2) Impact on communities and participants;

(3) Implications for related programs;

(4) The effectiveness with which the needs of the target groups are being met;

(5) Adequacy of mechanisms for administration;

(6) Opinions of participants about the strengths and weaknesses of programs; and

(7) The extent to which artificial barriers restricting employment and advancement opportunities in organizations receiving funds under this subpart have been removed.

(e) The Secretary will compile, on a State, regional, and national basis, information obtained from periodic reports or special reports, surveys or samples required from program sponsors, including information related to:

(1) Participant characteristics;

(2) Duration in training and employment situations; and

(3) Costs.

(f) Evaluations carried out in accordance with paragraph (d) of this section may be conducted directly by the Department or through contract, grant or other arrangements.

§ 97.393 Limitation.

The Secretary may not, in arranging for the evaluation of projects under this subpart, utilize for such evaluation any non-governmental individual, institution or organization which is associated with any program as a consultant, technical advisor or in any similar capacity.

CONSULTATION WITH THE SECRETARY OF HEALTH, EDUCATION AND WELFARE

§ 97.396 General.

The Secretary will consult with the Secretary of Health, Education and Welfare with respect to arrangements for services of a health, education, or welfare character in programs under this subpart. This consultation will focus on the relationship of such services under this subpart with those being delivered under laws administered by the Secretary of Health, Education and Welfare.

§ 97.397 Youth programs.

Prior to awarding funds directly to any local or State education agency to implement a youth program as authorized by section 304(a)(1) of the Act, the Secretary will consult with the Secretary of Health, Education and Welfare to obtain his comments and guidance on the planned program.

Signed at Washington, D.C. this 1st day of August, 1975.

WILLIAM H. KOLBERG,
*Assistant Secretary of Labor for Manpower.*

[FR Doc.75-20984 Filed 8-11-75;8:45 am]



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PART III:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

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## DEPARTMENT GRANT APPEALS PROCESS

Revision of Charter for Departmental Grant Appeals Board: Procedural Rules

AUG 12 1975
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Title 45—Public Welfare

## SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

## PART 16—DEPARTMENT GRANT APPEALS PROCESS

### Revision of Charter for Departmental Grant Appeals Board: Procedural Rules

The purpose of these amendments is to set forth procedural rules for proceedings before the Departmental Grant Appeals Board. Some incidental clarifications are made in the charter of the Board, and the entire charter (§§ 16.1 through 16.11) is redesignated as Subpart A—General while the new procedural rules are set forth as Subpart B—Practice and Procedure. For the convenience of users this part has been reprinted in full. An incidental typographical correction is made in the caption heading of the charter.

Interested persons have been afforded an opportunity to participate in the making of these amendments by a notice of proposed rulemaking issued August 13, 1974, and published in the FEDERAL REGISTER on August 19, 1974 (39 FR 29931). No written comments or objections have been submitted. However, a number of informal suggestions have been received and have been considered. These suggestions were for minor corrections (which have been made) and for certain clarifications in the text. We believe that the text is adequately clear, and have not changed it, but the explanations below elaborate on the intention of the questioned provisions.

The significant changes made in the rules include the following:

There is a correction of the list of programs to which this Part is applicable to show those programs which have current authority to make grants. It is made clear, however, that programs remain subject to the procedures of this Part if they meet the requirements of § 16.2 (a) and (b) even though their authority to make grants no longer exists. Although they thus remain subject to the procedures they will not be included in the list of programs with current authority included in the appendices.

There is a corrected definition in § 16.3 of "constituent agencies" and "head of the constituent agency" to reflect the present organization of the Department.

Paragraph 16.5(a) (5) relating to indirect cost and research patient hospital care rates has been amended to make explicit that the Board will hear appeals from determinations with respect to cost allocation plans negotiated with state and local units of Government, and indirect cost rates, research patient care rates and amounts, computer, fringe benefit, and other special rates negotiated with colleges and universities, state and local government agencies, hospitals and other nonprofit institutions. The clarification was suggested by the Comptroller's Office which is for this purpose the constituent agency. No narrowing of the rights of any grantee results from this change which simply adds further explicit topics of permissible appeal, which have formerly not been explicit but have been within the Board's interpretation of its jurisdiction.

In the new procedural rules, there is provision making explicit the practice of the Board not to include in panels Board members who have been associated with the particular case to be appealed (§ 16.4(b)). The intention of this rule is that no person will sit on a panel deciding a particular case when he has personally participated in the decision being reviewed or when he has had organizational responsibility for the decision being reviewed.

Provision is made for the Board Chairman to designate another member of the Board to act for him (§ 16.4(c)). The intent of this rule is to permit delegations of the Chairman's authority to other members of the Board in decisional matters. This is without derogation from the authority of the Chairman to delegate to the Executive Secretary of the Board responsibility for formal communications and other actions on behalf of the Board which do not involve the process of Board decision.

The term "Administrative Law Judge" is adopted to conform to the change in the designation of hearing examiners by the Civil Service Commission (§ 16.9).

The procedural rules are designed to make proceedings simple and prompt while at the same time providing a full opportunity for the constituent agency and the grantee and anyone else directly affected to have their views heard by an impartial decision-maker. It is intended to maintain Board procedures on an informal basis for the prompt disposition of applications to the Board, while preserving the essentials of notice and fair treatment.

In particular, it may be noted that Section 16.51 authorizes the modification or waiver of any rule in the interest of serving the ends of justice. It is the intent of this rule to achieve the flexibility contemplated in comparable situations by Rule 2 of the Federal Rules of Appellate Practice.

Section 16.6(a) (2) provides that "although the application for review need not follow any prescribed form, it shall clearly identify the question or questions in dispute and contain a full statement of the grantee's position with respect to such question or questions, and the pertinent facts and reasons in support of such position." The additional procedural rules which will form Subpart B include Section 16.60 specifying that a grantee who desires review shall file with the Board an application for review as prescribed in Section 16.6(a). The purpose of these rules is to maintain, without formalistic requirements, a procedure under which essential issues are identified so that the panel may determine whether oral testimony will be useful, whether written briefs or informal conferences will be useful, or whether a hearing will be required. Examination of filings made with the Board indicates that in several instances filings fail to identify with clarity the issues involved and assume on the part of the Board prior acquaintance with the issues in dispute. No useful purpose appears served by further amending the regulations, but the attention of the grantees is called to the need for brief and discriminating identification of the real matters in dispute and of basic factual background which will normally include: the terms of the grant award; a specification of the action taken by the grantee now in dispute; the text of pertinent HEW policy statements and regulations relied on by the grantee; correspondence between the grantee and HEW relied on by the grantee; the audit report, if relevant; the determination appealed from; and a brief statement of the grantee's grounds for appeal. Agency responses should normally identify relevant statements of fact that are considered incorrect or misleading and should include such additional documents as are considered necessary for an understanding of the agency position.

Among the informal comments received was one that Section 16.7 of the charter be amended to make clear that when the Board has assumed jurisdiction pursuant to the filing of an application with the Board with respect to a determination, no action may be taken by the constituent agency pursuant to such determination until the application has been disposed of. The charter provides by way of exception that the filing of the application shall not affect the authority which the constituent agency may have to suspend assistance under a grant during appeal proceedings or otherwise to hold or defer payments under the grant. The purpose of the exception is to assure the protection of the interest of the Government where there may be an immediate threat of misuse of grant funds. The purpose of the basic rule of Section 16.7 is to protect the jurisdiction of the Board and to give the grantee assurance against adverse action taken because of the application to the Board. The power to suspend is intended for the limited purpose stated. The suggestion was that it should be made additionally clear that § 16.7 does not authorize adverse action by the agency with respect to other grants or other annual installments of multi-year grants. In the light of the purpose of the rule as explained above, we believe that the language of the rule as it now exists makes sufficiently clear that such action is forbidden, and we, therefore, see no necessity to change the language of the rule. Agencies are expected to take no action against a grantee with respect to a matter before the Board and to restrict to circumstances of urgency any use of the authority to suspend.

A number of minor typographical corrections are made: in § 16.53 the caption is amended to read "Filing and Service;" in § 16.58, two references to the Board Chairman are corrected to read "he" instead of "it"; and in § 16.60(c) the word "if" is corrected to read "whether".

Accordingly, after consultation with the Department's constituent agencies,





45 CFR Part 16 is revised as set forth below.

Effective Date. This regulation shall become effective August 12, 1975.

Date: August 1, 1975.

MALCOLM S. MASON,
*Chairman, Departmental Grant Appeals Board.*

Date: August 6, 1975.

CASPAR W. WEINBERGER,
*Secretary, Department of Health, Education, and Welfare.*

Subpart A—General


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### Subpart A—General

#### § 16.1 Purpose.

This part establishes a Departmental Grant Appeals Board, for the purpose of reviewing and providing hearings upon post-award disputes which may arise in the administration of or carrying out of grants under grant programs (as described in § 16.2) and which are submitted to the Board as provided in § 16.6.

(Authority cited in the Appendices.)

#### § 16.2 Scope.

(a) This part applies to certain determinations (as set forth in § 16.5), made after the effective date of this part, with respect to grants awarded by a constituent agency of the Department of Health, Education, and Welfare pursuant to: (1) Any program which authorizes the making of direct, discretionary project grants or (2) any other program (including any State plan, formula program) which the head of the constituent agency, with the approval of the Secretary, may designate in whole or in part.

(b) Notwithstanding paragraph (a) of this section, this part shall not be applicable to a determination: (1) If the grantee is entitled to an opportunity for hearing with respect to such determination pursuant to 5 U.S.C. sec. 554 or (2) if, in order to meet special needs applicable to a particular program, the constituent agency has established an appropriate alternative procedure (which is available to the grantee) for the review or resolution of such determination and the Secretary has approved such procedure as an alternative to the procedures under this part.

(c) Programs subject to this part under the terms of paragraphs (a) and (b) of this section and which have current authority to make grants shall be listed in the Appendices to this part. Programs subject to this part under the terms of paragraphs (a) and (b) of this section but which do not have current authority to make grants will not be listed in the Appendices to this part.

(d) This part does not apply to any action taken pursuant to title VI of the Civil Rights Act of 1964, Part 80 of this title, and Executive Order No. 11246.

(Authority cited in the Appendices.)

#### § 16.3 Definitions.

For purposes of this part:

(a) "Board" means the Departmental Grant Appeals Board, as described in paragraph (a) of § 16.4.

(b) "Board Chairman" means the Board member designated by the Secretary to serve as Chairman of the Board.

(c) "Panel" means a Grant Appeals Panel, as described in paragraph (b) of § 16.4.

(d) "Panel Chairman" means a member of a Grant Appeals Panel who has been designated as Chairman of such Panel by the Board Chairman.

(e) "Constituent agency" means the Office of the Assistant Secretary for Education (with respect to grants pursuant to section 404 of the General Education Provisions Act), the Office of Education, the National Institute of Education, the Office of the Assistant Secretary for Health (with respect to grants awarded by the Health Resources Administration, the Health Services Administration, the National Institutes of Health, the Center for Disease Control, the Food and Drug Administration, the Alcohol, Drug Abuse, and Mental Health Administration, and the Public Health Service Regional Offices), the Office of Human Development, the Administration on Aging, the Social and Rehabilitation Service, the Rehabilitation Services Administration, the Office of Assistant Secretary, Comptroller, the several Regional Offices of the Department (with respect to grants made by the Regional Directors), and any other organizational component the Secretary may designate.

(f) "Head of the constituent agency means, as appropriate, the Assistant Secretary for Education (with respect to grants pursuant to section 404 of the General Education Provisions Act), the Commissioner of Education, the Director, National Institute of Education, the Assistant Secretary for Health (with respect to grants awarded by the Health Resources Administration, the Health Services Administration, the National Institutes of Health, the Center for Disease Control, the Food and Drug Administration, the Alcohol, Drug Abuse, and Mental Health Administration, and the Public Health Service Regional Offices), the Assistant Secretary for Human Development, the Commissioner on Aging, the Administrator of the Social and Rehabilitation Service, the Commissioner of the Rehabilitation Services Administration, the Assistant Secretary, Comptroller, the several Regional Directors (with respect to grants made by them), and the head of any other organizational component which the Secretary may designate.

(g) The terms "Department" and "Departmental" refer to the U.S. Department of Health, Education, and Welfare.

(h) "Secretary" means the U.S. Secretary of Health, Education, and Welfare.

(i) "Termination" of a grant means the termination of the grantee's authority to charge allowable costs to a grant prior to the grant expiration date in the grant award document.

(j) "Grantee" means the agency, institution, organization, or individual named as grantee in the grant award document.

(Authority cited in the Appendices.)

#### § 16.4 Grant Appeals Board; Grant Appeals Panel.

(a) There is established, within the Office of the Secretary, a Departmental Grant Appeals Board the members of which shall be appointed by the Secretary, for such terms as may be designated by him, to perform the functions described in this part. Subject to the limitations set forth in § 16.11, persons who are officers or employees of the Department or of any of its constituent agencies as well as other Federal officers or employees may serve on the Board. Persons who are not otherwise full-time employees of the Federal Government may, in accordance with appropriate arrangements, also be asked to serve on the Board. Service on the Board may be on a regular or an intermittent basis.

(b) The Secretary shall designate one of the members of the Board to be Chairman. The Board Chairman shall designate Grant Appeals Panels for the consideration of one or more cases submitted to the Board. Each such panel shall consist of not less than three members of the Board none of whom shall have been associated with the case to be appealed either directly or by reason of any organizational affiliation. The Board Chairman may, at his discretion, constitute the entire Board to sit for any case or class of cases. The Board Chairman



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shall designate himself or any other member of a Panel to serve as Chairman.

(c) The Board Chairman may designate another member of the Board to act for him.

(Authority cited in the Appendices.)

**§ 16.5 Determinations subject to the jurisdiction of the Board.**

(a) Subject to § 16.2 and paragraph (b) of this section, the Board shall have jurisdiction over the following determinations of a cognizant officer or employee of a constituent agency adverse to a grantee:

(1) Termination, in whole or in part, of a grant for failure of the grantee to carry out its approved project proposal in accordance with the applicable law and the terms of such assistance or for failure of the grantee otherwise to comply with any law, regulation, assurance, term, or condition applicable to the grant.

(2) A determination that an expenditure not allowable under the grant has been charged to the grant or that the grantee has otherwise failed to discharge its obligation to account for grant funds.

(3) The disapproval of a grantee's written request for permission to incur an expenditure during the term of a grant.

(4) A determination that a grant is void.

(5) Determinations with respect to cost allocation plans negotiated with State and local units of Government, and indirect cost rates, research patient care rates and amounts, computer, fringe benefit, and other special rates negotiated with colleges and universities, State and local Government agencies, hospitals, and other nonprofit institutions (except where the grantee has appealed to the Armed Services Board of Contract Appeals with respect to such determination under a contract with the Department).

(b) A determination described in paragraph (a) of this section may not be reviewed by the Board unless: (1) An officer or employee of the constituent agency has notified the grantee in writing of such determination and (2) such informal procedures as the agency has established by regulation for the resolution (prior to submission to the Board) of issues related to such determination have been exhausted. A notification described in subparagraph (1) of this paragraph shall set forth the reasons for the determination in sufficient detail to enable the grantee to respond and shall inform the grantee of his opportunity for review under this part. In the case of a determination under paragraph (a)(3) of this section, the failure of a constituent agency to approve a grantee's request within a reasonable time, which shall be no longer than 30 days after the postmark date of the grantee's request unless the constituent agency demonstrates to the Board Chairman good cause for not acting upon the request within such time period and has so notified the grantee within 30 days after the postmark date of the grantee's request, shall be deemed by the Board a notification for purposes of this paragraph.

(Authority cited in the Appendices.)

**§ 16.6 Submission.**

(a) *Application for review.* (1) A grantee with respect to whom a determination described in § 16.5 has been made and who desires review may file with the Board an application for review of such determination. The grantee's application for review must be postmarked no later than 30 days after the postmark date of notification provided pursuant to § 16.5(b)(1) except when (i) the head of the constituent agency, by regulation, establishes a different period of time for any class of cases; (ii) the Board Chairman grants an extension of time for good cause shown; or (iii) the determination is one described in the last sentence of § 16.5(b), in which case subject to subdivisions (i) and (ii) of this subparagraph, the grantee's application for review must be postmarked no later than 90 days after the postmark date of the grantee's request for permission to incur an expenditure.

(2) Although the application for review need not follow any prescribed form, it shall clearly identify the question or questions in dispute and contain a full statement of the grantee's position with respect to such question or questions, and the pertinent facts and reasons in support of such position. Except in the case of a determination described in the last sentence of § 16.5(b), the grantee shall attach to his submission a copy of the agency notification described in § 16.5(b)(1).

(b) *Action by Board on application for review.* (1) The Board Chairman shall promptly send a copy of the grantee's application to the appropriate constituent agency.

(2) If the Board Chairman determines, after receipt of an application for review, that the requirements of § 16.5 and paragraph (a) of this section have been satisfied, he shall promptly refer the application to a Grant Appeals Panel designated pursuant to § 16.4(b) for further proceedings under this part. If he determines that such requirements have not been met, the Board Chairman shall advise the grantee of the reasons for the rejection of the application.

(Authority cited in the Appendices.)

**§ 16.7 Effect of submission.**

When an application has been filed with the Board with respect to a determination, no action may be taken by the constituent agency pursuant to such determination until such application has been disposed of, except that the filing of the application shall not affect the authority which the constituent agency may have to suspend assistance under a grant during proceedings under this part or otherwise to withhold or defer payments under the grant.

(Authority cited in the Appendices.)

**§ 16.8 Substantive and procedural rules.**

(a) *Substantive rules.* The Panel shall be bound by all applicable laws and regulations.

(b) *Procedural rules.* (1) With respect to cases involving, in the opinion of the Panel, no dispute as to a material fact the resolution of which would be materially assisted by oral testimony, the Panel shall take appropriate steps to afford to each party to the proceeding an opportunity for presenting his case at the option of the Panel (i) in whole or in part in writing or (ii) in an informal conference before the Panel which shall afford each party: (*a*) Sufficient notice of the issues to be considered (where such notice has not previously been afforded); and (*b*) an opportunity to be represented by counsel.

(2) With respect to cases involving a dispute as to a material fact the resolution of which would be materially assisted by oral testimony, the Panel shall afford each party an opportunity for a hearing, which shall include, in addition to provisions required by subparagraph (1)(ii) of this paragraph provisions designed to assure to each party the following:

(i) An opportunity for a record of the proceedings;

(ii) An opportunity to present witnesses on his behalf; and

(iii) An opportunity to cross-examine other witnesses either orally or through written interrogatories.

(3) After consultation with the constituent agencies, the Board shall, with the approval of the Secretary, promulgate and publish rules of procedure, including rules respecting opportunity for intervention by interested third parties, relating to proceedings under this part.

(Authority cited in the Appendices.)

**§ 16.9 Hearing before Panel or a Hearing Officer.**

A hearing pursuant to § 16.8(b)(2) shall be conducted, as determined by the Panel Chairman, either before the Panel or a hearing officer. The hearing officer may be (a) one of the members of the Panel or (b) a nonmember who is appointed as an administrative law judge under 5 U.S.C. 3105.

(Authority cited in the Appendices.)

**§ 16.10 Initial decision; final decision.**

(a) The Panel shall prepare an initial written decision, which shall include findings of fact and conclusions based thereon. When a hearing is conducted before a hearing officer alone, the hearing officer shall separately find and state the facts and conclusions which shall be incorporated in the initial decision prepared by the Panel.

(b) Copies of the initial decision shall be mailed promptly by the Panel to each party, or his counsel and to the Secretary with a notice affording such party an opportunity to submit written comments thereon to the head of the appropriate constituent agency within a specified reasonable time.





(c) The initial decision of the Panel shall be transmitted to the head of the constituent agency and shall become the final decision of the constituent agency, unless, within 25 days after the expiration of the time for receipt of written comments, the head of the appropriate constituent agency advises the Board Chairman in writing of his determination to review such decision.

(d) In any case in which the head of the constituent agency modifies or reverses the initial decision of the Panel, he shall accompany such action by written statement of the grounds for such modification or reversal, which shall promptly be filed with the Secretary and the Board. In order to afford the Secretary an opportunity to study such decision of the agency head, it shall be served upon the parties no earlier than 30 days after such filing. Such decision shall not become final until it is served upon the grantee involved or his attorney.

(e) The authority to review initial decisions shall not be delegated. Review of any initial decision by the head of the constituent agency shall be based upon such decision, the written record, if any, of the Panel's proceedings, and written comments or oral arguments by the parties, or by their counsel, to the proceeding.

(Authority cited in the Appendices.)

**§ 16.11 Separation of functions.**

No person who participated in prior administrative consideration, or in the preparation or presentation of, a case submitted to the Board shall advise or consult with, and no person having an interest in such case shall make or cause to be made an ex parte communication to, the Panel, Board, or head of the constituent agency with respect to such case, unless all parties to the case are given timely and adequate notice of such advice, consultation, or communication, and reasonable opportunity to respond is given all parties.

(Authority cited in the Appendices.)

## Subpart B—Practice and Procedure

### General

**§ 16.50 Scope of rules.**

This subpart governs the practice and procedure for proceedings conducted under this part.

(Authority cited in the Appendices.)

**§ 16.51 Waiver, modification.**

Upon notice to all parties, the Board, the Board Chairman, a panel, or a hearing officer may, with respect to matters pending before them, modify or waive any rule in this subpart upon a determination that no party will be prejudiced and that the ends of justice will thereby be served.

(Authority cited in the Appendices.)

**§ 16.52 Form.**

Documents filed in a proceeding under this part shall be dated, the original signed in ink, shall show the docket description and title of the proceeding, and shall indicate the party or amicus curiae, filing, and the title, if any, and address of the person signing. Copies need not be signed, but the name of the person signing the original shall be reproduced.

(Authority cited in the Appendices.)

**§ 16.53 Filing and Service.**

(a) All documents submitted in a proceeding shall be filed in original and four copies, and a copy shall be served on each party by the person submitting the document. Filing shall be made with the Executive Secretary of the Board, by registered or certified mail, or by personal delivery, to the Executive Secretary, Grant Appeals Board, U.S. Department of Health, Education, and Welfare, 330 Independence Avenue, SW., Washington, D.C., 20201.

(b) Service shall be made by personal delivery of one copy to each person to be served, or by mailing by first-class mail, properly addressed with postage prepaid. Service on the party's designated attorney is service upon the party.

(c) The date of filing or of service shall be the day when the document is deposited in the U.S. mail or, if the document is delivered in person, the day it is so delivered.

(d) The original of every document filed and required to be served upon parties shall be accompanied by a certificate of service signed by the party or amicus curiae making service or by his attorney or representative, stating the persons upon whom service has been made, date of service, and manner of service.

(Authority cited in the Appendices.)

**§ 16.54 Computation of time.**

In computing any period of time under this part or in an order issued hereunder, the time begins with the day following the act, event, or default, and includes the last day of the period, unless it is a Saturday, Sunday, or legal holiday observed in the District of Columbia, in which event it includes the next following business day. When the period of time prescribed or allowed is less than 7 days, intermediate Saturdays, Sundays, and legal holidays shall be excluded from the computation.

(Authority cited in the Appendices.)

### Participation and Practice

**§ 16.57 Participation by a party.**

A party may participate in person, or by counsel, pursuant to the procedures set forth in this part, in any proceeding held pursuant to this part.

(Authority cited in the Appendices.)

**§ 16.58 Participation by interested persons.**

(a)(1) The constituent agency and the grantee who has filed an application for review under § 16.6 are parties to proceedings under this part. Persons or organizations other than grantees and constituent agencies shall have the right to be parties in proceedings instituted by a grantee if the final decision could directly and adversely affect them or the class they represent.

(2) Persons or organizations wishing to participate as parties shall file with the Executive Secretary of the Board, and serve on all parties, a petition within 15 days after the notice initiating the proceeding under § 16.6 has been filed. Such petition shall concisely state (i) petitioner's interest in the proceeding, (ii) who will represent petitioner, (iii) the issues on which petitioner wishes to participate, and (iv) if a hearing is held, whether petitioner intends to present witnesses.

(3) The Board Chairman shall consider each petition and determine whether each petitioner has the requisite interest in the proceedings, as defined in paragraph (a)(1) of this section, and shall permit or deny participation accordingly. Where petitions to participate as parties are made by individuals or groups with common interests, the Board Chairman may request all such petitioners to designate a single representative, or may recognize one or more petitioners to represent all the petitioners. The Board Chairman shall give each petitioner written notice of the decision on his petition, and shall serve such notice on each party. If the petition is denied, he shall briefly state the grounds for denial and shall then treat the petition as a request for participation as amicus curiae.

(b)(1) Any interested person or organization wishing to participate as amicus curiae shall file a petition within 15 days after the notice initiating the proceeding under § 16.6 has been filed. The petition shall concisely state (i) the petitioner's interest in the proceeding, (ii) who will represent the petitioner, and (iii) the issues on which petitioner intends to present argument. The Board Chairman shall grant the petition if he finds that the petitioner has a legitimate interest in the proceedings, and that such participation will not unduly delay the outcome and may contribute materially to the proper disposition of the issues. The Board Chairman shall give the applicant written notice of the decision on the petition, and shall serve such notice on each party. If the petition is denied, the Board Chairman shall briefly state the grounds for such denial.

(2) An amicus curiae may submit a written statement of position within 30 days of the time his petition for participation has been approved pursuant to paragraph (b)(1) of this section, and shall serve a copy of any such statement on each party. He may present a brief oral statement at the hearing, if one is held, at the point in the proceeding designated for this. He may also submit a brief or written statement at such time as the parties submit briefs and shall serve a copy on each party.

(Authority cited in the Appendices.)

### Application Procedures

**§ 16.60 Application for review.**

(a) A grantee with respect to whom a determination described in § 16.5 has been made and who desires review shall file with the Board an application for review of such determination as pre-



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scribed in § 16.6(a). The application will be considered in accordance with § 16.6 (b).

(b) The Board Chairman shall transmit, within 10 days of the date of which the application was filed, a copy of the application to the appropriate constituent agency indicating his decision either to accept or reject the application, and shall also advise the grantee of his decision.

(c) The panel designated to process an application shall review it and the attached copy of the agency notification described in § 16.5(b)(1) and determine whether

(1) there is a dispute as to a material fact the resolution of which would be materially assisted by oral testimony, in which case the panel shall order a hearing under § 16.8(b)(2); or

(2) there is no such dispute, in which case the panel shall notify the parties in writing that the case will be handled under § 16.61 and indicate if the application is to be processed by written briefs alone or by written briefs in conjunction with an informal conference before the panel.

(d) If, after a hearing has been ordered, the panel or hearing officer determines, on the basis of admissions or stipulations of the parties, that there is no dispute as to a material fact the resolution of which would be materially assisted by oral testimony, the panel or hearing officer may enter an order so finding, vacating the hearing date, and directing the continuation of proceedings under § 16.61. Thereafter, the proceeding shall continue as if a hearing had not been ordered.

(Authority cited in the Appendices.)

### § 16.61 Processing of application without a hearing.

If it has been determined pursuant to § 16.60(c)(2) or (d) that a hearing is not required, the panel shall provide an opportunity for all parties, either by written briefs alone or by written briefs in conjunction with an informal conference, to present arguments and evidence supporting their respective positions. The panel shall specify such time limits for submission as it deems advisable. All such submissions shall be served by the party submitting them on all other parties and shall be filed with the panel within the time limit specified by the panel. Such submittals, together with the application and agency notice attached thereto, shall constitute the record for decision in such cases.

(Authority cited in the Appendices.)

## HEARINGS

### § 16.65 Notice of hearing.

If it has been determined pursuant to § 16.60(c)(1) that a hearing should be held, a notice of hearing shall be filed and served on the parties. The notice shall contain the time, place, and nature of the hearing; the issues to be considered; and the matters of fact on which testimony is to be taken. The hearing shall be held in such location as the panel may determine.

(Authority cited in the Appendices.)

### § 16.66 Designation of panel or hearing officer.

Hearings shall be held before a panel or before a hearing officer designated by the panel. All decisions by a panel, at all stages of the process, shall be by majority vote. If a hearing officer is designated, all motions and petitions shall be submitted to and ruled on by the hearing officer until he makes his recommended decision.

(Authority cited in the Appendices.)

### § 16.67 Authority and responsibilities of panel or hearing officer.

(a) If the panel conducts the hearing itself, it shall prepare, on the basis of the record, the initial decision, required by § 16.10, which shall include findings of fact and conclusions based thereon. If a hearing officer conducts the hearing, he shall make findings of fact and conclusions based thereon, and recommend an initial decision to the panel on the basis of the record.

(b) The panel or hearing officer shall have the duty to conduct a fair and impartial hearing, to take all necessary action to avoid delay, and to maintain order. The panel or hearing officer shall have all powers necessary to those ends, including, but not limited to, the power to:

(1) Hold conferences, including prehearing conferences, to settle, simplify, or fix the issues in a proceeding, or to consider other matters that may aid in the expeditious disposition of the proceeding.

(2) Require parties to state their position with respect to the various issues in the proceeding.

(3) Direct the parties to exchange their evidentiary exhibits, witness lists, and a narrative summary of their expected testimony prior to the hearing. Where good cause exists, the parties should be afforded the right at any time to amend, by deletion or supplementation, their evidentiary exhibit and witness lists.

(4) Rule on motions, and other procedural items.

(5) Regulate the course of the hearing and conduct of counsel therein.

(6) Establish rules for media coverage of the proceedings.

(7) Examine witnesses.

(8) Receive, rule on, exclude, or limit evidence at any state of the proceeding.

(9) Fix the limits for submission of written documents.

(10) Take any action authorized by these rules.

(Authority cited in the Appendices.)

### § 16.68 Evidence.

The panel or hearing officer shall receive as evidence the testimony of witnesses and any documents which are relevant and material. Evidence may be received at the hearing even though inadmissible under rules of evidence applicable to court procedures.

(Authority cited in the Appendices.)

### § 16.69 Testimony.

Testimony shall be given orally by witnesses at the hearing, but may, at the discretion of the panel or hearing officer, be prepared in writing and served on all parties to the hearing. A witness shall be available for cross-examination, and, at the discretion of the panel or hearing officer, may be cross-examined without regard to the scope of direct examination as to any matter which is material to the proceeding.

### § 16.70 Exceptions to rulings.

Exceptions to rulings of the panel or hearing officer are unnecessary. It is sufficient that a party, at the time the ruling of the panel or hearing officer is sought, makes known the action which he desires the panel or hearing officer to take, or his objection to an action taken, and the ground therefor.

(Authority cited in the Appendices.)

### § 16.71 Interlocutory appeals.

Except as specifically provided in these rules, rulings of the panel or hearing officer may be appealed only following the entire hearing and the panel's decision or the hearing officer's findings, conclusions, and recommended decision.

(Authority cited in the Appendices.)

### § 16.72 Official hearing record.

(a) If a hearing is held, the official hearing record shall consist of a transcript of testimony and argument, or an electronic recording thereof, or if all parties to the proceeding agree, a typewritten summary of such testimony and argument. It shall be filed with the Executive Secretary of the Board.

(b) The Department will designate the official reporter for all hearings. Transcripts, recordings, or summaries may be obtained from the official reporter by the parties and the public at rates not to exceed the applicable rates fixed by the contract between the Department and the reporter. Upon notice to all parties, the panel or the hearing officer may authorize such corrections to the transcript as are necessary to reflect the testimony accurately.

(c) If a hearing is held, the official hearing record together with all papers, documents, exhibits, and requests filed in the proceedings (except the correspondence section of the docket) including rulings and the recommended findings, conclusions, and decision, shall constitute the record for decision.

(Authority cited in the Appendices.)

### § 16.73 Proposed findings of fact and conclusions.

If a hearing is held, each party may, within such time as the panel or hearing officer specifies, file proposed findings of fact and conclusions based thereon, and a proposed decision, together with a supporting brief expressing the reasons for





such proposals. Such proposals and briefs shall be filed and served on all parties and amici curiae. Reply briefs may be submitted within 10 days after receipt of the initial briefs and proposals, and shall be filed and served in like manner.

(Authority cited in the Appendices.)

### § 16.74 Recommended decision of hearing officer.

Within 30 days after the time for filing reply briefs, or, if the parties elect not to file briefs, within 30 days after the filing of the official hearing record, the hearing officer shall make findings of fact and conclusions based thereon and recommend a decision based on the record for decision. These findings, conclusions, and recommendations shall be certified, together with the record for decision, to the panel for its decision. The findings, conclusions, and recommended decision of the hearing officer shall be served on all parties and amici curiae to the proceeding.

(Authority cited in the Appendices.)

## DECISION

### § 16.80 Initial decision.

The panel shall prepare an initial written decision, and transmit it, in accordance with § 16.10. Each party shall have an opportunity to submit written comments on the initial decision to the head of the constituent agency within the time specified by the panel.

(Authority cited in the Appendices.)

### § 16.81 Final decision.

If the head of the constituent agency advises that he intends to review the initial decision, the Board Chairman shall notify the parties of this within 10 days of the notice.

(Authority cited in the Appendices.)

### § 16.82 Publication of decisions.

All final decisions made pursuant to this part shall be made available for inspection by the Executive Secretary of the Board at the main office of the Board and at such other locations as the Executive Secretary may designate.

(Authority cited in the Appendices.)

## APPENDICES

This part is issued under 5 U.S.C. 301 and sections 1, 5, 6, and 7 of Reorganization Plan No. 1 of 1953, 18 F.R. 2053, 67 Stat. 631 and is applicable to programs carried out under the following authorities:

### APPENDIX A—EDUCATION PROGRAMS

(1) Section 306 of the Elementary and Secondary Education Act (20 U.S.C. 844b);

(2) Title V of the Elementary and Secondary Education Act (except as to matters governed by part E of such title) (20 U.S.C. 861);

(3) Title VII of the Elementary and Secondary Education Act (20 U.S.C. 880b);

(4) Sections 807, 808, 809, and 810 of the Elementary and Secondary Education Act (20 U.S.C. 887, 887a, 887b, 887c);

(5) Title IX of the Elementary and Secondary Education Act (20 U.S.C. 900);

(6) Parts C, D, E, F, and G of the Education of the Handicapped Act (20 U.S.C. 1421, 1431, 1441, 1451, and 1461);

(7) Section 309 of the Adult Education Act (20 U.S.C. 1206);

(8) Section 314 of the Adult Education Act, as added by Part C of the Indian Education Act (20 U.S.C. 1211a);

(9) Title IV of the Civil Rights Act of 1964 (42 U.S.C. 2000c–2000c–9);

(10) The Cooperative Research Act (20 U.S.C. 331a–332b);

(11) Sections 131(a), 142(c), and 191 of the Vocational Education Act (20 U.S.C. 1281(a), 1302(d), 1391);

(12) Section 106 of the Higher Education Act (20 U.S.C. 1005a);

(13) Parts A and B of title II of the Higher Education Act (20 U.S.C. 1021, 1031);

(14) Title III of the Higher Education Act (20 U.S.C. 1051);

(15) Section 417B of the Higher Education Act of 1965 (20 U.S.C. 1070d–1);

(16) Title IV–D of the Higher Education Act (20 U.S.C. 1087a);

(17) Section 504 and parts B–1, C, D, E, and F of the Education Professions Development Act (20 U.S.C. 1101, 1111, 1119, 1119a, 1119b, 1119c);

(18) Title VI of the National Defense Education Act (20 U.S.C. 511);

(19) The Environmental Education Act (20 U.S.C. 1531);

(20) The Drug Abuse Education Act (21 U.S.C. 1001);

(21) Part IV of title III of the Communications Act of 1934 (47 U.S.C. 390);

(22) Section 411 of the General Education Provisions Act (20 U.S.C. 1222);

(23) International Education Act of 1966 (20 U.S.C. 1171);

(24) Direct project grants under sections 231(a), 241, 251, 309 of the Manpower Development and Training Act (42 U.S.C. 2601 (a), 2610a, 2610b, 2619);

(25) Section 404 of the General Education Provisions Act (20 U.S.C. 1221d);

(26) Direct grants under section 405 of the General Education Provisions Act (20 U.S.C. 1221e);

(27) Emergency School Aid Act, except for determinations described under § 16.5(a)(1) and (4) (20 U.S.C. 1601 et seq.).

(28) The Follow Through program under section 222(2)(2) of the Economic Opportunity Act of 1964, except for determinations described under § 16.5(a)(1) and (4) (42 U.S.C. 2809(a)(2)).

(29) Title III of Public Law 81–874, as added by Part A of the Indian Education Act (20 U.S.C. 241aa).

### APPENDIX B—SOCIAL AND REHABILITATION SERVICE PROGRAMS

(1) Section 222 (a) and (b) of the Social Security Amendments of 1972 (P.L. 92–603) (42 U.S.C. 1395f note, 1395b–1).

(2) Section 426 of the Social Security Act (42 U.S.C. 626).

(3) Section 707 of the Social Security Act (42 U.S.C. 906).

(4) Section 1110 of the Social Security Act (42 U.S.C. 1310).

(5) Section 1115 of the Social Security Act (42 U.S.C. 1315).

(6) Sections 121, 122, 141 of the Developmental Disabilities Services and Facilities Construction Act (42 U.S.C. 2661, 2661a, 2678).

(7) Sections 202, 203, 301, 302 and 304 of the Rehabilitation Act of 1973 (29 U.S.C. 762, 763, 771, 772, 774).

(8) Section 1115 of the Social Security Act (42 U.S.C. 1315).

(9) Sections 305, 401, and 501 of the Older Americans Act of 1965 (42 U.S.C. 3024a, 3031, 3041).

### APPENDIX C—PUBLIC HEALTH PROGRAMS

(1) Section 225 of the Public Health Service Act (42 U.S.C. 234).

(2) Section 301 of the Public Health Service Act (42 U.S.C. 241).

(3) Section 303 of the Public Health Service Act (42 U.S.C. 242a).

(4) Section 304 of the Public Health Service Act (42 U.S.C. 242b).

(5) Section 306 of the Public Health Service Act (42 U.S.C. 242d).

(6) Section 308 of the Public Health Service Act (42 U.S.C. 242f).

(7) Section 309 of the Public Health Service Act (42 U.S.C. 242g).

(8) Section 310 of the Public Health Service Act (42 U.S.C. 242h).

(9) Section 314 (b), (c), and (e) of the Public Health Service Act (42 U.S.C. 246 (b), (c), and (e)).

(10) Section 317 of the Public Health Service Act (42 U.S.C. 247b).

(11) Section 318 of the Public Health Service Act (42 U.S.C. 247c).

(12) Section 393 of the Public Health Service Act (42 U.S.C. 280b-3).

(13) Section 394 of the Public Health Service Act (42 U.S.C. 280b–4).

(14) Section 395 of the Public Health Service Act (42 U.S.C. 280b–5, 6).

(15) Section 396 of the Public Health Service Act (42 U.S.C. 280b–7).

(16) Section 397 of the Public Health Service Act (42 U.S.C. 280b–8).

(17) Section 398 of the Public Health Service Act (42 U.S.C. 280b–9).

(18) Section 402 of the Public Health Service Act (42 U.S.C. 282).

(19) Section 407 of the Public Health Service Act (42 U.S.C. 286a).

(20) Section 412 of the Public Health Service Act (42 U.S.C. 287a).

(21) Section 413 of the Public Health Service Act (42 U.S.C. 287b).

(22) Section 422 of the Public Health Service Act (42 U.S.C. 288a).

(23) Section 431 of the Public Health Service Act (42 U.S.C. 289a).

(24) Section 433 of the Public Health Service Act (42 U.S.C. 289c).

(25) Section 434 of the Public Health Service Act (42 U.S.C. 289c–1).

(26) Section 444 of the Public Health Service Act (42 U.S.C. 289g).

(27) Section 453 of the Public Health Service Act (42 U.S.C. 289k).

(28) Section 704 of the Public Health Service Act (42 U.S.C. 292c).

(29) Section 720 of the Public Health Service Act (42 U.S.C. 293).

(30) Section 767 of the Public Health Service Act (42 U.S.C. 295e–1).

(31) Section 768 of the Public Health Service Act (42 U.S.C. 295e–2).

(32) Section 769 of the Public Health Service Act (42 U.S.C. 295e–3).

(33) Section 769A of the Public Health Service Act (42 U.S.C. 295e–4).

(34) Section 771 of the Public Health Service Act (42 U.S.C. 295f–1).

(35) Section 772 of the Public Health Service Act (42 U.S.C. 295f–2).

(36) Section 773 of the Public Health Service Act (42 U.S.C. 295f–3).

(37) Section 774 of the Public Health Service Act (42 U.S.C. 295f–4).

(38) Section 784 of the Public Health Service Act (§ 106(c) Public Law 92–157).

(39) Section 791 of the Public Health Service Act (42 U.S.C. 295h).

(40) Section 792 of the Public Health Service Act (42 U.S.C. 295h–1).

(41) Section 793 of the Public Health Service Act (42 U.S.C. 295h–2).

(42) Section 794A of the Public Health Service Act (42 U.S.C. 295h–3a).

(43) Section 794B of the Public Health Service Act (42 U.S.C. 295h–3b).

(44) Section 794C of the Public Health Service Act (42 U.S.C. 295h–3c).

(45) Section 802 of the Public Health Service Act (42 U.S.C. 296a).

(46) Section 805 of the Public Health Service Act (42 U.S.C. 296d).
(47) Section 810 of the Public Health Service Act (42 U.S.C. 296l).
(48) Section 821 of the Public Health Service Act (42 U.S.C. 297).
(49) Section 868 of the Public Health Service Act (42 U.S.C. 298c-7).
(50) Section 903 of the Public Health Service Act (42 U.S.C. 299c).
(51) Section 904 of the Public Health Service Act (42 U.S.C. 299d).
(52) Section 1001 of the Public Health Service Act (42 U.S.C. 300).
(53) Section 1003 of the Public Health Service Act (42 U.S.C. 300a-1).
(54) Sections 1004 and 1005 of the Public Health Service Act (42 U.S.C. 300a-2, 300a-3).
(55) Section 1101 of the Public Health Service Act (42 U.S.C. 300b).
(56) Section 1102 of the Public Health Service Act (42 U.S.C. 300b-1).
(57) Section 1111(a)(1) of the Public Health Service Act (42 U.S.C. 300c(a)(1)).
(58) Section 1111(a)(2) of the Public Health Service Act (42 U.S.C. 300c(a)(2)).
(59) Section 220 of the Community Mental Health Centers Act (42 U.S.C. 2688).
(60) Section 241 of the Community Mental Health Centers Act (42 U.S.C. 2688f).
(61) Section 242 of the Community Mental Health Centers Act (42 U.S.C. 2688g).
(62) Section 243 of the Community Mental Health Centers Act (42 U.S.C. 2688h).
(63) Section 246 of the Community Mental Health Centers Act (42 U.S.C. 2866j-1).
(64) Section 247 of the Community Mental Health Centers Act (2688j-2).
(65) Section 251 of the Community Mental Health Centers Act (42 U.S.C. 2688(k).
(66) Section 252 of the Community Mental Health Centers Act (42 U.S.C. 26881)
(67) Section 253 of the Community Mental Health Centers Act (42 U.S.C. 26881-1).
(68) Section 256 of the Community Mental Health Centers Act (42 U.S.C. 2688n-1).
(69) Section 264 of the Community Mental Health Centers Act (42 U.S.C. 2688r).
(70) Section 271 of the Community Mental Health Centers Act (42 U.S.C. 2688u).
(71) Section 272 of the Community Mental Health Centers Act (42 U.S.C. 2688v).
(72) Section 410 of Public Law 92-255—The Drug Abuse Office and Treatment Act of 1972 (21 U.S.C. 1177).
(73) Section 501 of the Coal Mine Health and Safety Act (30 U.S.C. 951).
(74) Section 20 of the Occupational Health and Safety Act (29 U.S.C. 669).
(75) Section 21 of the Occupational Health and Safety Act (29 U.S.C. 670).
(76) Section 503(2) of the Social Security Act (42 U.S.C. 703(2)).
(77) Section 504(2) of the Social Security Act (42 U.S.C. 704(2)).
(78) Section 511 of the Social Security Act (42 U.S.C. 711).
(79) Section 512 of the Social Security Act (42 U.S.C. 712).
(80) Section 101 of the Lead Based Paint Poisoning Prevention Act (42 U.S.C. 4801).
(81) Section 201 of the Lead Based Paint Poisoning Prevention Act (42 U.S.C. 4801).
(82) Section 776 of the Public Health Service Act (42 U.S.C. 295f-6).
(83) Section 1202 of the Public Health Service Act (42 U.S.C. 300d-1).
(84) Section 1203 of the Public Health Service Act (42 U.S.C. 300d-2).
(85) Section 1204 of the Public Health Service Act (42 U.S.C. 300d-3).
(86) Section 1205 of the Public Health Service Act (42 U.S.C. 300d-4).
(87) Section 1303 of the Public Health Service Act (42 U.S.C. 300e-2).
(88) Section 1304 of the Public Health Service Act (42 U.S.C. 300e-3).
(89) Sections 222 and 232 of the Economic Opportunity Act, except for determinations described under § 16.5(a) (1) and (4) (42 U.S.C. 2809, 2625).
(90) Section 104(b)(1) of the Indian Self-Determination Act (25 U.S.C. 450(h)(b)(1)).

APPENDIX D—FOOD AND DRUG PROGRAMS

(1) Food and drug research—project grants, section 301 of the Public Health Service Act (42 U.S.C. 241).
(2) Food and drug research—product safety research, section 301(d) of the Public Health Service Act (42 U.S.C. 241).
(3) Food and drug research—pesticides research, section 301(d) of the Public Health Service Act (42 U.S.C. 241).
(4) Radiological Health Research—section 356(b) of the Public Health Service Act (42 U.S.C. 263d).

APPENDIX E—HUMAN DEVELOPMENT PROGRAMS

(1) Sections 102, 201, 301, and 302 of the Juvenile Delinquency Prevention Act (42 U.S.C. 3812, 3861, 3871, 3872).
(2) Sections 207(g), 308, 403, 404, 411, 421, 501, and 511 of the Older Americans Act of 1965 (42 U.S.C. 3017(g), 3028, 3033, 3034, 3035, 3036, 3041, 3042).
(3) Sections 222 and 232 of the Economic Opportunity Act, except for determinations described under § 16.5(a) (1) and (4) (42 U.S.C. 2809, 2825).
(4) Section 426 of the Social Security Act (42 U.S.C. 626).

[FR Doc.75-21050 Filed 8-11-75;8:45 am]



federal register

TUESDAY, AUGUST 12, 1975




PART IV:

# VETERANS ADMINISTRATION

## PRIVACY ACT OF 1974

Safeguarding Personal Information in Veterans Administration Records

Title 38—Pensions, Bonuses, and Veterans' Relief

CHAPTER I—VETERANS ADMINISTRATION

PART 1—GENERAL PROVISIONS

Safeguarding Personal Information in Veterans Administration Records

On page 27261 of the FEDERAL REGISTER of June 27, 1975, there was published a notice of proposed regulatory development to add §§ 1.576 through 1.584 to Title 38, Code of Federal Regulations, to implement the provisions of sections 2 and 3 of Pub. L. 93-579 (88 Stat. 1896). The § 1.575 series concern the safeguarding of individual privacy from the misuse of Federal records and provide that individuals be granted access under certain conditions to records concerning them which are maintained by the Veterans Administration.

Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulations.

One written comment has been received. It was suggested that the term "Officer or employee of the Veterans Administration" be more clearly defined as used throughout the text of the proposal. The term is the same as that in the statute and therefore will not be changed. However, after review of the final OMB guidelines, published in the Federal Register of July 9, 1975 (40 F.R. 28975, 28976) it has been decided to add paragraph (g) to § 1.576 to incorporate the provisions of 5 U.S.C. 552a(m). Therefore, the proposed regulations with this addition are adopted as set forth below.

*Effective date.* These VA Regulations are effective September 27, 1975.

Approved: August 4, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
*Deputy Administrator.*

A new center heading is added, §§ 1.576 through 1.584 are added and the Table of Contents entries are added to read as set forth below.

SAFEGUARDING PERSONAL INFORMATION IN VETERANS ADMINISTRATION RECORDS

Sec.


1.576 General policies, conditions of disclosure, accounting of certain disclosures, and definitions.
1.577 Access to records.
1.578 Veterans Administration system of record requirements.
1.579 Access to personal information from Veterans Administration records.
1.580 Administrative review.
1.581 Judicial review.
1.582 Exemptions.
1.583 Mailing lists.
1.584 Reports.


SAFEGUARDING PERSONAL INFORMATION IN VETERANS ADMINISTRATION RECORDS

NOTE: Sections 1.575 through 1.584 concern the safeguarding of individual privacy from the misuse of information from files, records, reports, and other papers and documents in Veterans Administration custody. As to the release of information from Veterans Administration claimant records see § 1.500 series. As to the release of information from Veterans Administration records other than claimant records see § 1.550 series. Section 1.575 series implement the provisions of Pub. L. 93-579, December 31, 1974, adding a section 552a to title 5, United States Code providing that individuals be granted access to records concerning them which are maintained by Federal agencies, and for other purposes.

**§ 1.576 General policies, conditions of disclosure, accounting of certain disclosures, and definitions.**

(a) The Veterans Administration will safeguard an individual against an invasion of personal privacy. Except as otherwise provided by law or regulation its officials and employees will:

(1) Permit an individual to determine what records pertaining to him or her will be collected, maintained, used, or disseminated by the Veterans Administration.

(2) Permit an individual to prevent records pertaining to him or her, obtained by the Veterans Administration for a particular purpose, from being used or made available for another purpose without his or her consent.

(3) Permit an individual to gain access to information pertaining to him or her in Veterans Administration records, to have a copy made of all or any portion thereof, and to correct or amend such records.

(4) Collect, maintain, use, or disseminate any record of identifiable personal information in a manner that assures that such action is for a necessary and lawful purpose, that the information is current and accurate for its intended use, and that adequate safeguards are provided to prevent misuse of such information.

(5) Permit exemptions from records requirements provided in 5 U.S.C. 552a only where an important public policy need for such exemption has been determined pursuant to specific statutory authority.

(b) The Veterans Administration will not disclose any record contained in a system of records by any means of communication to any person or any other agency except by written request of or prior written consent of the individual to whom the record pertains unless such disclosure is:

(1) To those officers and employees of the agency which maintains the record and who have a need for the record in the performance of their duties;

(2) Required under 5 U.S.C. 552;

(3) For a routine use of the record compatible with the purpose for which it was collected;

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to title 13, United States Code;

(5) To a recipient who has provided the Veterans Administration with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the U.S. Government, or for evaluation by the Administrator of General Services or designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the Veterans Administration specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(c) With respect to each system of records (i.e., a group of records from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual) under Veterans Administration control, the Veterans Administration will (except for disclosures made under paragraph (b) (1) or (2) of this section) keep an accurate accounting as follows:

(1) For each disclosure of a record to any person or to another agency made under paragraph (b) of this section, maintain information consisting of the date, nature, and purpose of each disclosure, and the name and address of the person or agency to whom the disclosure is made;

(2) Retain the accounting made under paragraph (c)(1) of this section for at least 5 years or the life of the record, whichever is longer, after the disclosure for which the accounting is made;

(3) Except for disclosures made under paragraph (b)(7) of this section, make the accounting under paragraph (c)(1) of this section available to the individual named in the record at his or her request; and

(4) Inform any person or other agency about any correction or notation of dispute made by the agency in accordance with § 1.577 of any record that has been disclosed to the person or agency if an accounting of the disclosure was made.

(d) For the purposes of §§ 1.575 through 1.584, the parent of any minor, or the legal guardian of any individual who has been declared incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, may act on behalf of the individual.

(e) Section 552a(i), title 5, United States Code, provides that:





(1) Any officer or employee of the Veterans Administration, who by virtue of his or her employment or official position, has possession of, or access to, Veterans Administration records which contain individually identifiable information the disclosure of which is prohibited by 5 U.S.C. 552a or by § 1.575 series established thereunder, and who knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it, shall be guilty of a misdemeanor and fined not more than $5,000.

(2) Any officer or employee of the Veterans Administration who willfully maintains a system of records without meeting the notice requirements of 5 U.S.C. 552a(e)(4) (see § 1.578(d)) shall be guilty of a misdemeanor and fined not more than $5,000.

(3) Any person who knowingly and willfully requests or obtains any record concerning an individual from the Veterans Administration under false pretenses shall be guilty of a misdemeanor and fined not more than $5,000.

(f) For purposes of § 1.575 series the following definitions apply:

(1) The term "agency" includes any executive department, military department, Government corporation, Government controlled corporation, or other establishment in the executive branch of the government (including the Executive Office of the President), or any independent regulatory agency.

(2) The term "individual" means a citizen of the United States or an alien lawfully admitted for permanent residence.

(3) The term "maintain" includes maintain, collect, use, or disseminate.

(4) The term "record" means any item, collection, or grouping of information about an individual that is maintained by an agency, including, but not limited to, his or her education, financial transactions, medical history, and criminal or employment history and that contains his or her name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph.

(5) The term "system of records" means a group of any records under the control of any agency from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual.

(6) The term "statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual except as provided by section 8 of title 13, United States Code.

(7) The term "routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

(g) When the Veterans Administration provides by a contract for the operation by or on behalf of the Veterans Administration of a system of records to accomplish a Veterans Administration function, the Veterans Administration will, consistent with its authority, cause the requirements of 5 U.S.C. 552a (as required by subsection (m)) and those of the § 1.575 series to be applied to such system. For the purposes of 5 U.S.C. 552a(i) and § 1.576(e) any such contractor and any employee of such contractor, if such contract is agreed to on or after September 27, 1975, will be considered to be an employee of the Veterans Administration.

**§ 1.577 Access to records.**

(a) Except as otherwise provided by law or regulation any individual upon request may gain access to his or her record or to any information pertaining to him or her which is contained in any system of records maintained by the Veterans Administration. The individual will be permitted, and upon his or her request, a person of his or her own choosing permitted to accompany him or her, to review the record and have a copy made of all or any portion thereof in a form comprehensible to him or her. The Veterans Administration will require, however, a written statement from the individual authorizing discussion of that individual's record in the accompanying person's presence.

(b) Any individual may request amendment of any Veterans Administration record pertaining to him or her. Not later than 10 days (excluding Saturdays, Sundays, and legal public holidays) after the date of receipt of such request, the Veterans Administration will acknowledge in writing such receipt. The Veterans Administration will also promptly either;

(1) Correct any part thereof which the individual believes is not accurate, relevant, timely, or complete; or

(2) Inform the individual of the Veterans Administration's refusal to amend the record in accordance with his or her request, the reason for the refusal, the procedures by which the individual may request a review of that refusal by the Administrator or designee, and the name and address of such official.

(c) Any individual who disagrees with the Veterans Administration's refusal to amend his or her record may request a review of such refusal. The Veterans Administration will complete such review not later than 30 days (excluding Saturdays, Sundays, and legal public holidays) from the date on which the individual requests such review and make a final determination unless, for good cause shown, the Administrator extends such 30-day period. If, after review, the Administrator or designee also refuses to amend the record in accordance with the request the individual will be advised of the right to file with the Veterans Administration a concise statement setting forth the reasons for his or her disagreement with the Veterans Administration's refusal, and also advised of the provisions for judicial review of the reviewing official's determination (5 U.S.C. 552a(g)(1)(A)).

(d) In any disclosure, containing information about which the individual has filed a statement of disagreement, occurring after the filing of the statement under paragraph (c) of this section, the Veterans Administration will clearly note any part of the record which is disputed and provide copies of the statement (and, if the Veterans Administration deems it appropriate, copies also of a concise statement of the Veterans Administration's reasons for not making the amendments requested) to persons or other agencies to whom the disputed record has been disclosed.

(e) Nothing in 5 U.S.C. 552a, however, allows an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

**§ 1.578 Veterans Administration system of records requirements.**

(a) The Veterans Administration will maintain in its records only such information about an individual as is relevant and necessary to accomplish a purpose of the Veterans Administration required to be accomplished by statute or Executive order of the President.

(b) The Veterans Administration will collect information to the greatest extent practicable directly from the subject individual when the information may result in adverse determinations about an individual's rights, benefits, and privileges under Federal programs.

(c) The Veterans Administration will inform each individual whom it asks to supply information, on the form which it uses to collect the information or on a separate form that can be retained by the individual, of:

(1) The authority (whether granted by statute or Executive order of the President) which authorizes the solicitation of the information and whether disclosure of such information is mandatory or voluntary;

(2) The principal purpose or purposes for which the information is intended to be used;

(3) The routine uses which may be made of the information, as published pursuant to paragraph (d)(4) of this section; and

(4) The effects on him or her, if any, of not providing all or any part of the requested information.

(d) Subject to the provisions of paragraph (k) of this section, the Veterans Administration will publish in the FEDERAL REGISTER at least annually a notice of the existence and character of its system of records. This notice will include:

(1) The name and location of the system or systems;

(2) The categories of individuals on whom records are maintained in the system or systems;

(3) The categories of records maintained in the system or systems;

(4) Each routine use of the records contained in the system or systems, including the categories of users and the purpose of such use;

(5) The policies and practices of the Veterans Administration regarding storage, retrievability, access controls, retention, and disposal of the records;

(6) The title and business address of the Veterans Administration official or officials responsible for the system or systems of records;

(7) The Veterans Administration procedures whereby an individual can be notified at his or her request if the system or systems of records contain a record pertaining to him or her;

(8) The Veterans Administration procedures whereby an individual can be notified at his or her request how he or she can gain access to any record pertaining to him or her contained in the systen. or systems of records, and how he or she can contest its content; and

(9) The categories of sources of records in the system or systems.

(e) All records used by the Veterans Administration in making any determination about any individual will be maintained with the accuracy, relevance, timeliness, and completeness reasonably necessary to assure fairness to the individual in the determination.

(f) Before disseminating any record about an individual to any person other than an agency the Veterans Administration will make reasonable efforts to assure that such records are accurate, complete, timely, and relevant for Veterans Administration purposes unless the dissemination is required pursuant to 5 U.S.C. 552.

(g) The Veterans Administration will maintain no record describing how any individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity.

(h) The Veterans Administration will make reasonable efforts to serve notice on an individual when any record on such individual is made available to any person under compulsory legal process when such process becomes a matter of public record.

(i) The Veterans Administration will establish rules of conduct for persons involved in the design, development, operation, or maintenance of any system of records, or in maintaining any record. Each such person will be instructed regarding such rules and the requirements of 5 U.S.C. 552a. The instruction will include any other rules and procedures adopted pursuant to 5 U.S.C. 552a, and the penalties it provides for noncompliance.

(j) The Veterans Administration will establish appropriate administrative, technical, and physical safeguards to insure the security and confidentiality of records and to protect against any anticipated threats or hazards to their security or integrity which could result in substantial harm, embarrassment, inconvenience, or unfairness to any individual on whom information is maintained.

(k) At least 30 days prior to the publication of a notice in the FEDERAL REGISTER at least annually regarding the routine use of the records contained in the Veterans Administration system or systems of records including the categories of users and the purpose of such use, pursuant to paragraph (d)(4) of this section, the Veterans Administration will also:

(1) Publish a notice in the FEDERAL REGISTER of any new use or intended use of the information in the system or systems; and

(2) Provide an opportunity for interested persons to submit written data, views, or arguments to the Veterans Administration.

**§ 1.579 Access to personal information from Veterans Administration records.**

(a) The Veterans Administration will promulgate regulations, as necessary, to insure compliance with the provisions of 5 U.S.C. 552a, developed in accordance with the provisions of 5 U.S.C. 553, as applicable, and § 1.12.

(b) Any individual will be notified upon request if any Veterans Administration system of records named contains a record pertaining to him or her. Such request must be in writing, over the signature of the requester. The request must contain a reasonable description of the Veterans Administration system or systems of records meant, as described at least annually by notice published in the FEDERAL REGISTER describing the existence and character of the Veterans Administration's system or systems of records pursuant to § 1.578(d). The request should be made to the office concerned (having jurisdiction over the system or systems of records meant) or, if not known, to the Director, or Veterans Services Officer in the nearest VA regional office or to the Veterans Administration Central Office, 810 Vermont Avenue, NW., Washington, DC 20420. Personal contacts should normally be made during the regular duty hours of the office concerned, which are 8 a.m. to 4:30 p.m. Monday through Friday for VA Central Office and most field stations. Identification of the individual requesting the information will be required consisting of name, signature, address, and claim, insurance or other identifying file number, if any, as a minimum. Additional identifying data or documents may be required in specified categories as determined by operating requirements and established and publicized by the promulgation of VA regulations.

(c) The department or staff office having jurisdiction over the records involved will establish appropriate disclosure procedures and will notify the individual requesting disclosure of his or her record or information pertaining to him or her of the time, place and conditions under which the Veterans Administration will comply to the extent permitted by law and VA regulation. Special procedures will be established by the department or staff office concerned governing the disclosure to an individual of medical records, including psychological records pertaining to him or her.

(d) The department or staff office having jurisdiction over the records involved will also establish procedures for reviewing a request from an individual concerning the amendment of any record or information pertaining to the individual, for making a determination on the request, for an appeal within the Veterans Administration of an initial adverse Veterans Administration determination, and for whatever additional means may be necessary for each individual to be able to exercise fully his or her rights under 5 U.S.C. 552a.

(e) Fees to be charged, if any, to any individual for making copies of his or her record, excluding the cost of any search for and review of the record, will be as follows:

(1) Photocopy reproductions from all types of copying processes, each reproduction image, $0.05.

(2) Where the Veterans Administration undertakes to perform for a requester or for any other person services which are very clearly not required to be performed under section 552a, title 5, United States Code, either voluntarily or because such services are required by some other law (e.g., the formal certification of records as true copies, attestation under the seal of the Veterans Administration, etc.), the question of charging fees for such services will be determined by the official or designee authorized to release the information under § 1.556, in the light of the Federal user charge statute, 31 U.S.C. 483a, any other applicable law, and the provisions of §§ 1.526(i) and 1.555(h).

**§ 1.580 Administrative review.**

(a) Upon denial of a request under § 1.577, the responsible Veterans Administration official or designated employee will inform the requester in writing of the denial, cite the reason or reasons and the VA regulations upon which the denial is based, and advise that the denial may be appealed to the Administrator.

(b) The final agency decision in such appeals will be made by the Administrator or Deputy Administrator.

**§ 1.581 Judicial review.**

Any person may file a complaint against the Veterans Administration in the appropriate U.S. district court, as provided in 5 U.S.C. 552a(g), whenever the Veterans Administration:

(a) Makes a determination under § 1.577 not to amend an individual's record in accordance with his or her request, or fails to make such review in conformity with that section;

(b) Refuses to comply with an individual request under § 1.577;

(c) Fails to maintain any record concerning any individual with such accuracy, relevance, timeliness, and completeness as is necessary to assure fairness in any determination relating to the qualifications, character, rights, or opportunities of, or benefits to the individual that may be made on the basis of such record, and consequently a determination is made which is adverse to the individual; or

(d) Fails to comply under any other provision of 5 U.S.C. 552a, or any VA regulation promulgated thereunder, in





such a way as to have an adverse effect on an individual.

**§ 1.582 Exemptions.**

No Veterans Administration records system or systems as such are exempted from the provisions of 5 U.S.C. 552a as permitted under certain conditions by 5 U.S.C. 552a(j) and (k). See §§ 1.500 through 1.527; §§ 1.550 through 1.558; and § 1.554 in particular.

**§ 1.583 Mailing lists.**

An individual's name and address may not be sold or rented by the Veterans Administration unless such action is specifically authorized by law. This section does not require the withholding of names and addresses otherwise permitted to be made public. (See also §§ 1.518 and 1.519.)

**§ 1.584 Reports.**

(a) The Administrator or designee will provide adequate advance notice to Congress and the Office of Management and Budget of any proposal to establish or alter any Veterans Administration system or systems of records, as required by 5 U.S.C. 552a(o). This will permit an evaluation of the probable or potential effect of such proposal on the privacy and other personal or property rights of individuals or the disclosure of information relating to such individuals, and its effect on the preservation of the constitutional principles of federalism and separation of powers.

(b) If at any time a Veterans Administration system or systems of records is determined to be exempt from the application of 5 U.S.C. 552a in accordance with the provisions of 5 U.S.C. 552a (j) and (k), the number of records contained in such system or systems will be separately listed and reported to the Office of Management and Budget in accordance with the then prevailing guidelines and instructions of that agency.

[FR Doc.75-21031 Filed 8-11-75;8:45 am]

federal register

TUESDAY, AUGUST 12, 1975

THE NATIONAL ARCHIVES OF THE UNITED STATES
LITTERIS SCRIPTA MANET
1934

PART V:

# OFFICE OF MANAGEMENT AND BUDGET

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## CUMULATIVE REPORT ON RESCISSIONS AND DEFERRALS AUGUST 1975

VOL. 40 NO. 156
AUG 12 75
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## OFFICE OF MANAGEMENT AND BUDGET

### RESCISSIONS AND DEFERRALS, AUGUST 1975

#### Cumulative Report

This report includes all rescissions and deferrals contained in the first two special messages transmitted to the Congress for fiscal year 1976. These messages were transmitted to the Congress on July 1, 1975, and July 25, 1975.

RESCISSIONS (ATTACHMENT A)

Attachment A to this report shows that as of August 1, 1975, $213.9 million in 1976 budget authority had been proposed for rescission by the President. None of the eight proposals which comprise the total had been acted on by the Congress.

DEFERRALS (ATTACHMENT B)

As of August 1, 1975, $3,224.5 million in 1976 budget authority was being deferred from obligation. The 50 deferrals transmitted in the two 1976 special messages are tabulated in Attachment B. Over 60 percent of the dollar amount deferred on August 1 was for two items in the Department of Defense. About 12 percent of the total deferred was for Agriculture Department programs. Another approximately 12 percent of the total was for Interior Department deferrals. The remainder of the deferrals are found in 10 other agencies.

On July 10, 1975, the Congress passed an impoundment resolution requiring release of Youth Conservation Corps funds reported two days earlier by the General Accounting Office as being deferred. Funds were released on July 16, 1975.

INFORMATION FROM SPECIAL MESSAGES

The two special messages containing information on each of the rescissions and deferrals covered by the cumulative report are contained in the FEDERAL REGISTERS of:

Wednesday, July 9, 1975 (Vol. 40, No. 132, Part V).
Wednesday, July 30, 1975 (Vol. 40, No. 147, Part II).

PAUL H. O'NEILL,
*Acting Director.*





ATTACHMENT A

STATUS OF RESCISSIONS
FISCAL YEAR 1976
(Amounts in thousands of dollars)

As of August 1, 1975

| Agency Bureau Account | Rescission Number | Amount Proposed for Rescission | Date Special Message Transmitted to Congress | Amount Rescinded | Date Rescission Act Signed | Amount Made Available | Date Made Available |
|---|---|---|---|---|---|---|---|
| Department of Agriculture | | | | | | | |
| Forest Service | | | | | | | |
| Forest Roads and Trails | R76-4 | 25,723 | 07-25-75 | | | | |
| Department of Health, Education and Welfare | | | | | | | |
| Assistant Secretary for Human Development | | | | | | | |
| Child Development and Head Start | R76-5 | 7,000 | 07-25-75 | | | | |
| Department of the Interior | | | | | | | |
| Bureau of Mines | | | | | | | |
| Helium Fund | R76-6 | 47,500 | 07-25-75 | | | | |
| Department of Transportation | | | | | | | |
| Federal Highway Administration: | | | | | | | |
| National Scenic and Recreational Highway | R76-1 | 90,000 | 07-01-75 | | | | |
| Access Highway to Public Recreation Areas on Lakes | R76-2 | 25,000 | 07-01-75 | | | | |
| Department of the Treasury | | | | | | | |
| Office of the Secretary: | | | | | | | |
| Construction, Federal Law Enforcement Training Center | R76-3 | 8,665 | 07-01-75 | | | | |
| Other Independent Agencies | | | | | | | |
| Community Services Administration | | | | | | | |
| Economic Opportunity Program | | | | | | | |
| Research and Demonstration | R76-7 | 2,500 | 07-25-75 | | | | |
| Community and Economic Development | R76-8 | 7,500 | 07-25-75 | | | | |
| TOTAL | | 213,888 | | | | | |

STATUS OF DEFERRALS

ATTACHMENT B

FISCAL YEAR 1976
(Amounts in thousands of dollars)

Agency: Department of Agriculture

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Foreign Agricultural Service | | | | | | | | | |
| Salaries and Expenses (Special Foreign Currency) | D76-1 | | 2,232 | 07-01-75 | | | | | 2,232 |
| Agricultural Stabilization and Conservation Service | | | | | | | | | |
| Agricultural Conservation Program | D76-28 | | 31,667 | 07-25-75 | | | | | 31,667 |
| Water Bank Act Program | D76-29 | | 536 | 07-25-75 | | | | | 536 |
| Forestry Incentives Program | D76-30 | | 3,750 | 07-25-75 | | | | | 3,750 |
| Farmers Home Administration | | | | | | | | | |
| Rural Water and Waste Disposal | D76-31 | | 37,500 | 07-25-75 | | | | | 37,500 |
| Rural Housing for Domestic Farm Labor Grants | D76-32 | | 1,250 | 07-25-75 | | | | | 1,250 |
| Mutual and Self-help Housing Grants | D76-33 | | 2,050 | 07-25-75 | | | | | 2,050 |
| Self-help Housing Land Development Fund | D76-34 | | 1,625 | 07-25-75 | | | | | 1,625 |
| Agricultural Marketing Service | | | | | | | | | |
| Payments to States and Possessions | D76-35 | | 400 | 07-25-75 | | | | | 400 |
| Forest Service | | | | | | | | | |
| Forest Roads and Trails | D76-36 | | 280,000 | 07-25-75 | | | | | 280,000 |
| Expense, Brush Disposal | D76-37 | | 27,113 | 07-25-75 | | | | | 27,113 |
| Licensee Programs | D76-38 | | 95 | 07-25-76 | | | | | 95 |
| TOTAL | | | 388,218 | | | | | | 388,218 |





STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of Commerce

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| National Oceanic and Atmospheric Administration | | | | | | | | | |
| Fisheries Loan Fund | D76-2 | | 7,252 | 07-01-75 | | | | | 7,252 |
| Promote and Develop Fishery Products | D76-3 | | 1,355 | 07-01-75 | | | | | 1,355 |
| TOTAL | | | 8,607 | | | | | | 8,607 |

STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of Defense, Military

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Shipbuilding and Conversion, Navy | D76-4 | | 1,793,590 | 07-01-75 | | | | | 1,793,590 |
| Military Construction, All Services | D76-5 | | 233,630 | 07-01-75 | | | | | |
| | | | | 06-27-75 | -1,582 | | | | |
| | | | | 07-29-75 | -1,752 | | | | 230,296 |
| TOTAL | | | 2,027,220 | | -3,334 | | | | 2,023,886 |

STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of Defense, Civil

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Wildlife Conservation Military Reservations | D76-6 | | 432 | 07-01-75 | | | | | 432 |
| TOTAL | | | 432 | | | | | | 432 |

FISCAL YEAR 1976
(Amounts in thousands of dollars)

Agency: Department of Health, Education, and Welfare

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Health Services Administration | | | | | | | | | |
| Indian Health Facilities | D76-39 | | 1,000 | 07-25-75 | | | | | 1,000 |
| National Institutes of Health | | | | | | | | | |
| Buildings and Facilities | D76-7 | | 2,164 | 07-01-75 | | | | | 2,164 |
| Alcohol, Drug Abuse and Mental Health Administration | | | | | | | | | |
| Alcohol, Drug Abuse, and Mental Health | D76-40 | | 3,409 | 07-25-75 | | | | | 3,409 |
| Health Resources Administration | | | | | | | | | |
| Health Resources | D76-41 | | 22,000 | 07-25-75<br>07-24-75 | -22,000 | | | | 0 |
| Assistant Secretary for Health | | | | | | | | | |
| Scientific Activities Overseas (Special Foreign Currency) | D76-8 | | 3,652 | 07-01-75 | | | | | 3,652 |
| Office of Education | | | | | | | | | |
| School Assistance in Federally Affected Areas | D76-42 | | 68,350 | 07-25-75 | | | | | 68,350 |
| Higher Education | D76-9 | | 49,040 | 07-01-75 | | | | | 49,040 |
| Higher Education | D76-43 | | 9,500 | 07-25-75 | | | | | 9,500 |
| Library Resources | D76-44 | | 10,437 | 07-25-75 | | | | | 10,437 |
| Social and Rehabilitative Service | | | | | | | | | |
| Public Assistance Child Welfare Services | D76-45 | | 1,000 | 07-25-75 | | | | | 1,000 |
| Special Institutions Howard University | D76-10 | | 8,174 | 07-01-75 | | | | | 8,174 |





| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Assistant Secretary for Human Development | | | | | | | | | |
| Research and Training Activities Overseas (Special Foreign Currency) | D76-11 | [7,307] | | 07-01-75<br>07-25-75 | | | | -7,307 | 0 |
| | D76-11A1/ | | 8,307 | 07-25-75<br>07-15-75 | -3,665 | | | | 4,642 |
| TOTAL | | 7,307 | 187,033 | | -25,665 | | | -7,307 | 161,368 |

1/ This change results from a reestimate of a carry-over balance.

STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of the Interior

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Bureau of Land Management | | | | | | | | | |
| Public Lands Development Roads and Trails | D76-12 | | 25,847 | 07-01-75 | | | | | 25,847 |
| Bureau of Reclamation | | | | | | | | | |
| Construction and Rehabilitation | D76-13 | [1,030] | | 07-01-75<br>07-25-75 | | | | -1,030 | 0 |
| | D76-13A | | 1,030 | 07-25-75 | | | | | 1,030 |
| Upper Colorado River Storage Project | D76-14 | | 1,150 | 07-01-75 | | | | | 1,150 |
| Bureau of Outdoor Recreation | | | | | | | | | |
| Land and Water Conservation Fund | D76-15 | | 30,000 | 07-01-75 | | | | | 30,000 |
| Fish and Wildlife Service | | | | | | | | | |
| Federal Aid in Fish Restoration and Management | D76-16 | | 6,330 | 07-01-75 | | | | | 6,330 |
| Federal Aid in Wildlife Restoration | D76-17 | | 21,470 | 07-01-75 | | | | | 21,470 |
| National Park Service | | | | | | | | | |
| Road Construction | D76-18 | | 238,092 | 07-01-75 | | | | | 238,092 |
| Geological Survey | | | | | | | | | |
| Payment from Proceeds, Sale of Water | D76-19 | | 29 | 07-01-75 | | | | | 29 |
| Bureau of Mines | | | | | | | | | |
| Drainage of Anthracite Mines | D76-46 | | 3,375 | 07-25-75 | | | | | 3,375 |
| Bureau of Indian Affairs | | | | | | | | | |
| Road Construction | D76-20 | | 68,470 | 07-01-75 | | | | | 68,470 |
| TOTAL | | 1,030 | 395,793 | | | | | -1,030 | 395,793 |





STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of Transportation

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Coast Guard | | | | | | | | | |
| Acquisition, Construction and Improvements | D76-21 | | 707 | 07-01-75 | | | | | 707 |
| Federal Aviation Administration | | | | | | | | | |
| Civil Supersonic Aircraft Development Termination | D76-22 | | 7,686 | 07-01-75 | | | | | 7,686 |
| Facilities and Equipment (Airport and Airway Trust Fund) | D76-23 | | 75,824 | 07-01-75 | | | | | 75,824 |
| TOTAL | | | 84,217 | | | | | | 84,217 |

STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Department of the Treasury

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Office of the Secretary | | | | | | | | | |
| State and Local Government Fiscal Assistance Trust Fund | D76-24 | | 93,420 | 07-01-75<br>07-31-75 | -246 | | | | 93,174 |
| State and Local Government Fiscal Assistance Trust Fund | D76-25 | | 38,391 | 07-01-75 | | | | | 38,391 |
| TOTAL | | | 131,811 | | -246 | | | | 131,565 |

STATUS OF DEFERRALS



FISCAL YEAR 1976
(Amounts in thousands of dollars)

Agency: Environmental Protection Agency

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Abatement and Control | D76-47 | | 4,000 | 07-25-75<br>07-23-75 | -4,000 | | | | 0 |
| TOTAL | | | 4,000 | | -4,000 | | | | 0 |

STATUS OF DEFERRALS



FISCAL YEAR 1976
(Amounts in thousands of dollars)

Agency: General Services Administration

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Rare Silver Dollar Program | D76-48 | | 1,790 | 07-25-75 | | | | | 1,790 |
| TOTAL | | | 1,790 | | | | | | 1,790 |





STATUS OF DEFERRALS

FISCAL YEAR 1976
(Amounts in thousands of dollars)



Agency: Other Independent Agencies

| Bureau/Account | Deferral Number | Amount Transmitted in Special Message Superseded | Amount Transmitted in Special Message Current | Date of Action | Releases Resulting From Subsequent Actions Taken by OMB/Agency | Releases Resulting From Subsequent Actions Taken by House | Releases Resulting From Subsequent Actions Taken by Senate | Adjustments | Amount Deferred as of 08-01-75 |
|---|---|---|---|---|---|---|---|---|---|
| Community Services Administration<br>Economic Opportunity Program<br>Emergency Energy Conservation Services | D76-49 | | 16,500 | 07-25-75 | | | | | 16,500 |
| Community and Economic Development | D76-50 | | 14,500 | 07-25-75<br>07-24-75 | -14,500 | | | | 0 |
| Foreign Claims Settlement Commission<br>Payment of Vietnam Prisoner of War Claims | D76-26 | | 11,081 | 07-01-75 | | | | | 11,081 |
| American Revolution Bicentennial Administration | D76-27 | | 1,000 | 07-01-75 | | | | | 1,000 |
| TOTAL | | | 43,081 | | -14,500 | | | | 28,581 |
| TOTAL ALL DEFERRALS | | 8,337 | 3,227,202 | | -47,745 | | | -8,337 | 3,224,457 |

[FR Doc.75-21256 Filed 8-11-75;9:08 am]

*Just Released*

CODE OF FEDERAL REGULATIONS

(Revised as of July 1, 1975)

Title 32—National Defense (Parts 400–589) ---------- $4.90

Title 32—National Defense (Parts 590–699) ---------- 2.35

Title 41—Public Contracts and Property Management (Chapter 7) ---------- 1.80

Title 41—Public Contracts and Property Management (Chapter 8) ---------- 1.80

*[A Cumulative checklist of CFR issuances for 1975 appears in the first issue of the Federal Register each month under Title 1]*

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## Title 3—The President

Executive Order 11875 • August 9, 1975

### Delegating Certain Functions to the Secretary of Transportation

By virtue of the authority vested in me by Section 301 of Title 3 of the United States Code, the Secretary of Transportation is hereby designated and empowered, in consultation with the Secretaries of State and Defense, and the heads of other appropriate agencies, to conduct the full and complete investigation and study, concerning the possible expansion of war risk insurance, required by Section 3 of H.R. 8564 which I have today signed into law, and to prepare a report on the results of the investigation and study, together with any recommendations for legislation. Since Section 3(c) of H.R. 8564 provides for the President to transmit the report to the Congress within 90 days of enactment of this legislation, the proposed report should be submitted to me, through the Director of the Office of Management and Budget, within 70 days.

Gerald R. Ford

THE WHITE HOUSE,
*August 9, 1975.*

[FR Doc.75-21427 Filed 8-12-75;10:32 am]

# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 5—Administrative Personnel

### CHAPTER I—CIVIL SERVICE COMMISSION

### PART 213—EXCEPTED SERVICE

#### Department of the Treasury

Section 213.3105 is amended to show that 18 additional positions of Customs Patrol Officers in the Papago Indian Agency in the State of Arizona are excepted under Schedule A. This section is further amended to show the change in headnote from Bureau of Customs to U.S. Customs Service.

Effective on August 13, 1975. Section 213.3105(b)(9) is amended as set out below:

**§ 213.3105 Department of the Treasury.**

* * * * *

(b) *U.S. Customs Service.* * * *

(9) Not to exceed 25 positions of Customs Patrol Officers in the Papago Indian Agency in the State of Arizona when filled by the appointment of persons of one-fourth or more Indian blood.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-21154 Filed 8-12-75;8:45 am]

### PART 213—EXCEPTED SERVICE

#### Equal Employment Opportunity Commission

Section 213.3377 is amended to show that one position of Special Assistant to the Executive Director is excepted under Schedule C.

Effective on August 13, 1975, § 213.3377 (i) is added as set out below:

**§ 213.3377 Equal Employment Opportunity Commission.**

* * * * *

(i) One Special Assistant to the Executive Director.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75-21155 Filed 8-12-75;8:45 am]

### PART 213—EXCEPTED SERVICE

#### Commodity Futures Trading Commission

Section 213.3379 is amended to show that one position of Special Assistant to the Commissioner for each of four Commissioners is excepted under Schedule C.

Effective on August 13, 1975, § 213.3379 (k) is added as set out below:

**§ 213.3379 Commodity Futures Trading Commission.**

* * * * *

(k) One position of Special Assistant to the Commissioner for each of four Commissioners.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc. 75-21156 Filed 8-12-75;8:45 am]

## Title 7—Agriculture

### CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Avocado Regulation 17, Amendment 7]

### PART 915—AVOCADOS GROWN IN SOUTH FLORIDA

#### Maturity Requirements

This amendment revises the maturity requirements for the Waldin, Nesbitt, Beta, and Tower 2 varieties of avocados. These varieties will mature one week sooner than they currently can be shipped because growing conditions in the production area have hastened maturity. Weight or diameters and picking dates are indices used at harvest to assure that avocados are mature and will ripen satisfactorily after picking.

*Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915), regulating the handling of avocados grown in South Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendation of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the maturity requirements for the handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for the amendment stems from the current avocado crop maturity situation. Maturity studies on the specified varieties completed recently indicate that avocados of such varieties will be mature at the hereinafter specified dates, minimum weights, or diameters.

(3) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of specified varieties of avocados.

*Order.* The provisions of subparagraph (a)(2) of § 915.317 (Avocado Regulation 17; 40 FR 24006; 26501; 28048; 29068; 29812; 30793) are amended by revising in Table I the dates applicable to the Waldin, Beta, Nesbitt, and Tower 2 varieties so that after such revision the portion of Table I relating to such varieties of avocados reads as follows:

| Variety | Date | Minimum weight or diameter | Date | Minimum weight or diameter | Date | Minimum weight or diameter | Date |
|---|---|---|---|---|---|---|---|
| (1) | (2) | (3) | (4) | (5) | (6) | (7) | (8) |
| Waldin | 8-11-75 | 16 oz/3 9/16 in. | 9- 1-75 | 14 oz/3 1/16 in. | 9-15-75 | 12 oz/3 1/16 in. | 9-29-75 |
| Nesbitt | 8- 4-75 | 22 oz/3 13/16 in. | 8-11-75 | 18 oz/3 5/16 in. | 9-25-75 | 16 oz/3 9/16 in. | 9-15-75 |
| Beta | 8-11-75 | 18 oz/3 5/16 in. | 8-25-75 | 16 oz/3 9/16 in. | 9-15-75 | | |
| Tower 2 | 8-11-75 | 14 oz. | 9- 1-75 | 12 oz. | 9-29-75 | | |

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated, August 8, 1975, to become effective August 11, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21207 Filed 8-12-75;8:45 am]

[Tokay Grape Reg. 11]

## PART 926—TOKAY GRAPES GROWN IN SAN JOAQUIN COUNTY, CALIFORNIA

### Regulation of the Grade and Container Markings

This regulation, issued pursuant to the amended marketing agreement and Order No. 926, as amended (7 CFR Part 926), specifies certain grade and container marking requirements for fresh Tokay grapes shipped from San Joaquin County, California, during the period August 15 through September 30, 1975. The requirements are that such grapes meet the grade and size specifications of U.S. No. 1 Table grade and that at least 30 percent, by count, of the berries in the lower 25 percent, by count, of each bunch shall show characteristic color. Each container of such grapes must bear a Federal-State Inspection Service lot number in plain letters and figures on one outside end. These regulatory provisions are the same as the provisions that were in effect during the previous three seasons.

*Findings.* (1) Pursuant to the amended marketing agreement and Order No. 926, as amended (7 CFR Part 926), which regulate the handling of fresh Tokay grapes grown in San Joaquin County, California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the Industry Committee, established under the aforesaid marketing agreement and order, and other available information, it is hereby found that the regulation of Tokay grapes, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) This regulation is based upon an appraisal of the current and prospective crop and marketing conditions for Tokay grapes. The committee estimates that 1975 production of Tokay grapes will be 195,094 tons. This is 26,309 tons less than the 1974 crop of 221,403 tons. Fresh shipments are estimated at 34,500 tons as compared to 31,100 tons last season. The grade and container requirements hereinafter provided are necessary to prevent the handling of fresh Tokay grapes of lesser quality so as to provide consumers with good quality fruit, consistent with the overall quality of the crop, while maintaining orderly marketing conditions in the interest of producers and consumers. The requirement for more even distribution of color (30 percent of the grapes in the lower quarter of each bunch showing characteristic color) is also included to assure the availability, to consumers, of Tokay grapes of satisfactory quality. Compliance with the container marking requirement will verify inspection thus assuring compliance with the quality requirements specified herein.

(3) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that, as hereinafter set forth, the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than August 15, 1975. A reasonable determination as to supply of, and the demand for, Tokay grapes must await the development of the crop thereof, and adequate information thereon was not available to the Industry Committee until July 25, 1975, on which date an open meeting was held, after giving due notice thereof, to consider the need for and the extent of regulation of shipments of such grapes. Interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; shipments of the current crop of such grapes are expected to begin on or about August 15, 1975; this regulation should be applicable to all such shipments in order to effectuate the declared policy of the act; the provisions of this regulation are identical with the aforesaid recommendation of the committee, information concerning such provisions and effective time has been disseminated among handlers of such grapes; and compliance with the provisions of this regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

Section 926.312 is revised to read as set forth below:

§ 926.312 Tokay Grape Regulation 11.

(a) *Order.* During the period August 15, 1975, through September 30, 1975, no handler shall ship:

(1) Any Tokay grapes, grown in the production area, which do not meet the grade and size specifications of U.S. No. 1 Table Grapes and the following additional requirement: Of the 25 percent, by count, of the berries of each bunch which are attached to the lower part of the main stem, including laterals, at least 30 percent, by count, shall show characteristic color; or

(2) Any container of Tokay grapes, grown in the production area, unless such container bears, in plain letters and figures on one outside end, a Federal-State Inspection Service lot stamp number showing that such grapes have been inspected in accordance with the established grade set forth in this section.

(b) *Definitions.* As used herein, the terms "handler", "ship", and "production area" shall have the same meaning as when used in the amended marketing agreement and order; "U.S. No. 1 Table Grapes" and "characteristic color" shall have the same meaning as when used in the United States Standards for Table Grapes (7 CFR 51.880–51.912).

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 8, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21119 Filed 8-12-75;8:45 am]

## PART 948—IRISH POTATOES GROWN IN COLORADO

### Handling Regulation; Area No. 3

This regulation, designed to promote orderly marketing of Colorado Area No. 3 potatoes, imposes minimum quality standards and requires inspection of fresh shipments to keep low quality potatoes from being shipped to consumers.

Notice of rule making with respect to a proposed handling regulation to be made effective under Marketing Agreement No. 97 and Order No. 948, both as amended (7 CFR Part 948), regulating the handling of Irish potatoes grown in Colorado, Area No. 3, was published in the FEDERAL REGISTER July 18, 1975 (40 F.R. 30276). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). Interested persons were afforded an opportunity to file written data, views, or arguments pertaining thereto through August 6, 1975. None was filed.

After consideration of all relevant matters presented, including the proposal set forth in the notice which was recommended by the Colorado Area No. 3 Potato Committee, established pursuant to said marketing agreement and order, it is hereby found that the handling regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

The recommendations of the committee reflect its appraisal of the composition of the 1975 crop of Colorado potatoes and of the marketing prospects for this season. The grade, size, cleanliness and maturity requirements provided herein, which were the same as those in effect (39 F.R. 27554) through June 30, 1975, are necessary to prevent potatoes of lesser maturities, lower quality, or undesirable sizes from being distributed in fresh market channels. Also, they will provide consumers with good quality potatoes consistent with the overall quality of the crop.

Exceptions are provided to certain of these requirements to recognize special situations in which such requirements would be inappropriate or unreasonable.

Shipments may be made to certain special purpose outlets without regard to the grade, size, maturity and inspection requirements, provided that safeguards are met to prevent such potatoes from reaching unauthorized outlets. Certified seed is so exempted because requirements for this outlet differ greatly from those for fresh market. Shipments for use as livestock feed are likewise exempt. Since no purpose would be served by regulating potatoes used for charity purposes, such shipments are exempt. Also potatoes for most processing uses are exempt under the legislative authority for this part.

Potatoes for prepeeling may be handled without regard to maturity requirements since skinning of such potatoes is of no consequence.

It is hereby further found that good cause exists for not postponing the effective date of this section until 30 days after its publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of potatoes grown in the production area will begin on or about the effective date specified herein, (2) to maximize benefits to producers, this regulation should apply to as many shipments as possible during the marketing season, (3) information regarding the provisions of this regulation, which are similar to those which were in effect during the previous marketing season, has been made available to producers and handlers in the production area, and (4) compliance with this regulation will not require any special preparation on the part of persons subject thereto which cannot be completed by such effective date.

Section 948.373 is added as follows:

§ 948.373 **Handling regulation.**

During the period August 18, 1975, through June 30, 1976, no person shall handle any lot of potatoes grown in Area No. 3 unless such potatoes meet the requirements of paragraphs (a), (b) and (c) of this section, or unless such potatoes are handled in accordance with paragraphs (d), (e), or (f) of this section.

(a) *Grade and size requirements—All varieties.* U.S. No. 2 or better grade, 1⅞ inches minimum diameter or 4 ounces minimum weight. However, Size B may be handled if U.S. No. 1 or better grade.

(b) *Maturity (skinning) requirements—All varieties.* For U.S. No. 2 grade, not more than "moderately skinned," and for all other grades, not more than "slightly skinned."

(c) *Inspection.* (1) No handler shall handle any potatoes for which inspection is required unless an appropriate inspection certificate has been issued with respect thereto and the certificate is valid at the time of shipment. For purpose of operation under this part it is hereby determined pursuant to paragraph (d) of § 948.40, that each inspection certificate shall be valid for a period not to exceed five days following the date of inspection as shown on the inspection certificate.

(2) No handler may transport or cause the transportation by motor vehicle of any shipment of potatoes for which an inspection certificate is required unless each shipment is accompanied by a copy of the inspection certificate applicable thereto and the copy is made available for examination at any time upon request.

(d) *Special purpose shipments.* (1) The grade, size, maturity and inspection requirements of paragraphs (a), (b) and (c) of this section shall not be applicable to shipments of potatoes for:

(i) Livestock feed;

(ii) Charity;

(iii) Canning, freezing, and "other processing" as hereinafter defined; and

(iv) Certified seed potatoes (§ 948.6).

(2) The maturity requirements set forth in paragraph (b) of this section shall not be applicable to shipments of potatoes for prepeeling.

(e) *Safeguards.* Each handler making shipments of potatoes pursuant to paragraph (d) of this section shall,

(1) Prior to shipment, apply for and obtain a Certificate of Privilege from the committee.

(2) Furnish the committee such reports and documents as required, including certification by the buyer or receiver on the use of such potatoes, and

(3) Bill each shipment directly to the applicable buyer or receiver.

(f) *Minimum quantity.* For purposes of regulation under this part, each person may handle up to but not to exceed 1,000 pounds of potatoes per day without regard to the requirements of paragraphs (a) and (b) of this section, but this exception shall not apply to any shipment of over 1,000 pounds of potatoes.

(g) *Definitions.* The terms "U.S. No. 1," "U.S. No. 2," "Size B," "moderately skinned" and "slightly skinned," shall have the same meaning as when used in the United States Standards for Grades of Potatoes (§§ 51.1540–51.1566 of this title) including the tolerances set forth therein. The term "prepeeling" means potatoes which are clean, sound, fresh tubers prepared commercially in a prepeeling plant by washing, removing the outer skin or peel, trimming, and sorting preparatory to sale in one or more of the styles of peeled potatoes described in § 52.2422 (United States Standards for Grades of Peeled Potatoes, §§ 52.2421–52.2433 of this title). The term "other processing" has the same meaning as the term appearing in the act and includes, but is not restricted to, potatoes for dehydration, chips, shoestrings, starch, and flour. It includes only that preparation of potatoes for market which involves the application of heat or cold to such an extent that the natural form or stability of the commodity undergoes a substantial change. The act of peeling, cooling, slicing, dicing, or applying material to prevent oxidation does not constitute "other processing."

(h) *Applicability to imports.* Pursuant to § 8e of the act and § 980.1, "Import regulations" (7 CFR 980.1), round white varieties of Irish potatoes, except certified seed potatoes, imported into the United States during the period August 1–17, 1975, shall meet the U.S. No. 2 or better grade and 1½ inches minimum diameter requirements specified in § 948.126 General Cull Regulation (7 CFR 948) and during the period August 18, 1975, through June 4, 1976, shall meet the minimum grade, size, quality, and maturity requirements specified in paragraphs (a) and (b) of this section.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 8, 1975, to become effective August 18, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21120 Filed 8-12-75;8:45 am]

## Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION DEPARTMENT OF TRANSPORTATION

[Airspace Docket No. 75-EA-45]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE AND REPORTING POINTS

### Alteration of Control Zone and Transition Area

On page 26685 of the FEDERAL REGISTER for June 25, 1975, the Federal Aviation Administration published a proposed rule which would alter the Hagerstown, Md., Control Zone (40 F.R. 387) and Transition Area (40 F.R. 505).

Interested parties were given 30 days after publication in which to submit written data or views. There were several objections originating from the fact that the transition area alteration would overlie Doersom Airport and Hickory Hill Farms Airport; both of Gettysburg, Pennsylvania. The amendment is altered so as to terminate the transition area 6 miles west of Charnita-Gettysburg Airport, which essentially vitiates the basis of the foregoing objections.

A further objection was received f .n The Soaring Center which sponsors sailplane operations in the subject area. The objection points out the hazard of aircraft operating IFR to Hagerstown Regional Airport and possible conflictions with sailplanes. It is opined that the area of operations would be within designated controlled airspace requiring basic VFR weather for sailplane operation which would preclude an IFR confliction.

Since the changes to the NPRM are less restrictive, further notice and public procedure are unnecessary.

In view of the foregoing, the proposed regulation is hereby adopted, effective 0901 g.m.t. October 9, 1975, as follows:

Amend Section 71.171 of Part 71 of the Federal Aviation Regulations by deleting the description of the Hagerstown, Md. Control Zone and by substituting the following in lieu thereof:

Within a 5-mile radius of the center, 39°-42'27" N., 77°43'50" W., of Hagerstown Regional Airport, Hagerstown, Md.; within 3 miles each side of the Hagerstown, Md. VOR 239° radial and 059° radial, extending from 8.5 miles southwest of the VOR to 2 miles northeast of the VOR; within 3 miles each side of the Hagerstown, Md. VOR 084° radial, extending from the 5-mile radius zone to the VOR; within 4.5 miles each side of the Hagerstown Regional Airport ILS Runway 27 localizer course, extending from the localizer to 13.5 miles east of the localizer. This control zone is effective from 0600 to 2230 hours, local time, daily.

Amend Section 71.181 of Part 71 of the Federal Aviation Regulations by deleting the description of the Hagerstown, Md. Transition Area and by substituting the following in lieu thereof:

That airspace extending upward from 700 feet above the surface within an 8-mile radius of the center, 39°42'27" N., 77°43'50" W., of Hagerstown Regional Airport, Hagerstown, Md.; within 3.5 miles each side of the Hagerstown, Md. VOR 239° radial and 059° radial, extending from 11 miles southwest of the VOR to 3 miles northeast of the VOR; within 5 miles each side of the Hagerstown Regional Airport ILS Runway 27 localizer course, extending from the localizer to 14.5 miles east of the localizer.

(Sec. 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348), sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Jamaica, N.Y., on August 5, 1975.

L. J. CARDINALI,
*Acting Director, Eastern Region.*

[FR Doc.75-21081 Filed 8-12-75;8:45 am]

## Title 15—Commerce and Foreign Trade

## SUBTITLE A—OFFICE OF THE SECRETARY OF COMMERCE

## PART 9—PROCEDURES FOR A VOLUNTARY LABELING PROGRAM FOR HOUSEHOLD APPLIANCES AND EQUIPMENT TO EFFECT ENERGY CONSERVATION

### Definition of "Manufacturer" and List of Appliances

By notice issued in the FEDERAL REGISTER February 19, 1975 (40 FR 7099), the Department of Commerce announced its intention to amend Part 9 of Title 15, Code of Federal Regulations, providing Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation.

Two amendments were proposed. The first proposed amendment would revise the definition of the term "manufacturer" to clarify the intention of the Department to include private brand labelers within that term. The second proposed amendment would revise the list of appliances and equipment covered by the Program to include television receivers.

Interested persons were afforded until March 21, 1975, to submit to the Assistant Secretary for Science and Technology written comments or suggestions relative to the proposed amendments. Only one letter of comment was received, and it is available for public inspection at the Department's Central Reference and Records Inspection Facility, Room 7068, Main Commerce Building, 14th Street between Constitution Avenue and E Street N.W., Washington, D.C. 20230. The letter of comment discussed the impracticality of attempting to measure the efficiency of television receivers because of the difficulty of assigning quantitative values to their output (picture and sound) in an objective manner. The letter suggested that television receivers should be in the Program, but should be rated in terms of energy consumption rather than efficiency in the engineering sense. These suggestions are in complete agreement with the present intentions of the Department of Commerce with regard to the labeling of television receivers, so the letter of comment is not considered in opposition to the issuance of the proposed amendments.

In consideration of the foregoing, Part 9 of Title 15, Code of Federal Regulations, is hereby amended as follows:

1. By revising paragraph (b) of § 9.2 to read as follows:

**§ 9.2 Definitions.**

• • • • • •

(b) The term "manufacturer" means any person engaged in the manufacturing or assembling of new appliances or equipment in the United States, or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such products, if the brand or trademark of the person actually manufacturing or assembling the products does not appear on the products.

• • • • • •

2. By revising the first sentence of § 9.3 to read as follows:

**§ 9.3 Appliances and equipment included in program.**

The appliances and equipment included in this program are room and central air conditioners, household refrigerators, home freezers, clothes washers, dishwashers, clothes dryers, kitchen ranges and ovens, water heaters, comfort heating equipment, and television receivers.

• • • • • •

*Effective Date*—These amendments shall become effective September 12, 1975.

(Sec. 2, 31 Stat. 1449, as amended, sec. 1, 64 Stat. 371; 15 U.S.C. 272, Reorganization Plan No. 3 of 1946, Part VI; Message From the President of the United States Concerning Energy Resources, April 18, 1973 (119 Cong. Rec. H2886); 15 CFR Part 9)

Issued: August 6, 1975.

BETSY ANCKER-JOHNSON,
*Assistant Secretary for Science and Technology.*

[FR Doc.75-21077 Filed 8-12-75;8:45 am]

## Title 16—Commercial Practices

## CHAPTER I—FEDERAL TRADE COMMISSION

## PROCEDURES AND RULES OF PRACTICE

### Trade Regulation Rulemaking Authority

The Commission announces the following rules, which are effective August 13, 1975, to implement further its trade regulation rulemaking authority pursuant to Public Law 93-637. Sections 1.11 and 1.13, which were promulgated on April 4, 1975 (40 FR 15232) are amended by these rules. Sections 1.12 through 1.20, which were proposed by the Commission on April 4, 1975 (40 FR 15237-15239) are promulgated with certain changes. Sections 3.2, 3.13(a), 3.21 (a)(5) and 4.9(b)(5) are amended to correct cross-references to new and renumbered rules.

### PART 1—GENERAL PROCEDURES

1. Subpart B (§ 1.11 through § 1.20) is revised to read as follows:

**Subpart B—Rules and Rulemaking Under Section 18(a)(1)(B) of the FTC Act As Amended by Public Law 93-637**

Sec.
1.11 Initial notice.
1.12 Final notice.
1.13 Rulemaking proceeding.
1.14 Promulgation.
1.17 Compensation for representation in rulemaking proceedings.
1.18 Public availability of rulemaking record.
1.19 Modification of a rule by the Commission at the time of judicial review.
1.20 Expeditious procedure.

AUTHORITY: (Sec. 6, 38 Stat. 721 (15 U.S.C. 46); sec. 18(a)(1)(B), 88 Stat. 2193 (15 U.S.C. 57a); sec. 552, 80 Stat. 378 (5 U.S.C. 552))

**Subpart B—Rules and Rulemaking Under Section 18(a)(1)(B) of the FTC Act As Amended by Public Law 93-637**

**§ 1.11 Initial notice.**

A trade regulation rule proceeding shall commence with an initial notice of proposed rulemaking. Such notice shall be published in the FEDERAL REGISTER and, to the extent practicable, otherwise made available to interested persons. The initial notice shall include: (a) the terms or substance of the proposed rule or a description of the subjects and issues involved; (b) reference to the legal authority under which the rule is proposed; (c) a statement describing with particularity the reason for the rule; (d) an invitation to all interested persons to propose issues which meet the criteria of § 1.13(d)(1)(i) for consideration in accordance with §§ 1.13(d)(5) and (d)(6); and (e) an invitation to all interested persons to comment on the proposed rule.





**§ 1.12 Final notice.**

A final notice of proposed rulemaking shall be published in the FEDERAL REGISTER, and to the extent practicable, otherwise made available to interested persons. The final notice shall include: (a) designated issues, unless there are none, which are to be considered in accordance with §§ 1.13(d)(5) and (d)(6); (b) the time and place of an informal hearing; (c) instructions to interested persons seeking to make oral presentations; (d) a requirement that interested persons who desire to avail themselves of the procedures of §§ 1.13(d)(5) and (d)(6) with respect to any issue designated in (a) above must identify their interests with respect to those issues in such manner as may be established by the presiding officer; and (e) an incorporation by reference of the contents of the initial notice.

**§ 1.13 Rulemaking proceeding.**

(a) *Written comments.* After commencement of a trade regulation rule proceeding, the Commission shall accept written submissions of data, views, and arguments on all issues of fact, law, and policy. Written comments other than under subsection (b) of this section shall be accepted until forty-five (45) days before commencement of the informal hearing.

(b) *Comments proposing issues subject to the procedures of §§ 1.13(d)(5) and (d)(6).* Written comments which propose issues for consideration in accordance with §§ 1.13(d)(5) and (d)(6) shall be accepted for a period of sixty (60) days after publication of the initial notice, or such other period as the Commission may establish in the initial notice.

(c) *Presiding officer.* Upon commencement of a proposed trade regulation rule proceeding, a presiding officer shall be appointed by the Special Assistant Director for Rulemaking, Bureau of Consumer Protection or, when the Commission or one or more of its members serves as presiding officer, by the Commission.

(1) *Powers of the presiding officer.* The presiding officer shall be responsible for the orderly conduct of the rulemaking proceeding. He shall have all powers necessary to that end including the following: (i) to publish a final notice in accordance with § 1.12 or issue any other public notice that may be necessary for the orderly conduct of the rulemaking proceeding; (ii) to designate or modify, issues for consideration in accordance with §§ 1.13(d)(5) and (d)(6); (iii) to set the time and place of the informal hearing and to change any time periods prescribed in this subpart; (iv) to prescribe rules or issue rulings to avoid unnecessary costs or delay. Such rules or rulings may include, but are not limited to, the imposition of reasonable time limits on each person's oral presentation; and requirements that any examination; including cross-examination, which a person may be entitled to conduct or have conducted be conducted by the presiding officer on behalf of that person in such a manner as the presiding officer determines to be appropriate and to be required for a full and true disclosure with respect to any issue designated for consideration in accordance with §§ 1.13(d)(5) and (d)(6); (v) to make rules and rulings limiting the representation of interested persons for the purpose of examination, including cross-examination, and governing the manner in which such examination is limited, including the selection of a representative from among a group of persons with the same or similar interests; (vi) to compel the attendance of persons or the production of documents or to obtain responses to written questions; (vii) to require that oral presentations at the informal hearing or responses to written questions be under oath, (viii) to require that oral presentations at the informal hearing be submitted in writing in advance of presentation; and (ix) to certify questions to the Commission for its determination.

(2) *Review of rulings by the presiding officer.*—(i) *Review after certification by the presiding officer.*—Except as otherwise provided in subsection (ii), applications for review of a ruling will not be entertained by the Commission prior to its review of the record pursuant to § 1.14, unless the presiding officer certifies in writing to the Commission that a ruling involves a controlling question of law or policy as to which there is substantial ground for difference of opinion and that an immediate review of the ruling may materially advance the ultimate termination of the proceeding or subsequent review will be an inadequate remedy. Within five (5) days after a ruling by the presiding officer, any interested person may petition to presiding officer for certification of that ruling to the Commission. Certification of a ruling shall not stay the rulemaking proceeding unless the presiding officer or the Commission shall so order. Within five (5) days after the presiding officer's certification of a question to the Commission for its determination any interested person may file an application for review, not to exceed fifteen (15) pages. Submissions by other interested persons, not to exceed fifteen (15) pages may be made within ten (10) days of the presiding officer's certification. All such filings shall be a part of the rulemaking record. The Commission may thereupon, in its discretion, permit the appeal. Commission review, if permitted, will be based on the application for review and any additional submissions, without oral argument or further briefs, unless otherwise ordered by the Commission.

(ii) *Review without certification by the presiding officer.*—Within ten (10) days after publication of the final notice, any interested person may petiiton the Commission for addition, modification or deletion of a designated issue, accompanied by a filing not to exceed fifteen (15) pages. Additional submissions on the issue by other interested persons, not to exceed fifteen (15) pages may be made within twenty (20) days of the publication of the final notice. The Commission may thereupon, in its discretion, permit the appeal. Commission review, if permitted, will be based on the petition and any additional submissions, without oral argument or further briefs, unless otherwise ordered by the Commission. A petition hereunder shall not stay the rulemaking proceeding unless the presiding officer or the Commission shall so order. All petitions filed under this subsection shall be a part of the rulemaking record. Notice of the filing of any such petition may be obtained from the Office of the Secretary of the Commission. In the event any designated issue is added or substantially modified by the Commission, interested persons shall be given a further opportunity to identify their interests with respect to those issues.

(d) *Informal hearings.* An informal hearing with the opportunity for oral presentations on all issues shall be conducted by the presiding officer. In addition, if an issue is designated pursuant to these rules for consideration in accordance with §§ 1.13(d)(5) and (6), the informal hearing on such issues shall be conducted in accordance with those subsections. For all other issues the presiding officer may in his discretion employ, in whole or in part, the procedures of those subsections.

(1) *Nature of issues for consideration in accordance with §§ 1.13(d)(5) and (d)(6).*—(i) *Issues that must be considered in accordance with §§ 1.13(d)(5) and (d)(6).* The only issues that must be designated for consideration in accordance with subsections (d)(5) and (d)(6) of this section are disputed issues of fact, that are determined by the Commission or the presiding officer to be material and necessary to resolve.

(ii) *Issues that may be considered in accordance with §§ 1.13(d)(5) and (d)(6).* The Commission and the presiding officer retain the power to designate any other issues for consideration in accordance with subsections (d)(5) and (d)(6) of this section.

(2) *Addition or Modification of issues for consideration in accordance with §§ 1.31(d)(5) and (d)(6).* The presiding officer may at any time on his own motion or pursuant to a written petition by interested persons, add or modify any issues designated pursuant to § 1.12(a). No such petition shall be considered unless good cause is shown why any such proposed issue was not proposed pursuant to § 1.13(b).

(3) *Identification of interests.* Not later than twenty (20) days after publication of the final notice each interested person who desires to avail himself of the procedures of subsections (d)(5) and (d)(6) of this section shall notify the presiding officer in writing of his particular interest with respect to each issue designated for consideration in accordance with those subsections. In the event that new issues are designated, each interested person shall promptly notify the presiding officer of his particular interest with respect to each such issue.

(4) *Examination and cross-examination by the presiding officer.* The presid-

ing officer may conduct any examination, including cross-examination, to which a person may be entitled. For that purpose he may require submission of written requests for presentation of questions to any person making oral presentations and shall determine whether to ask such questions or any other questions. All requests for presentation of questions shall be placed in the rulemaking record.

(5) *Examination, cross-examination, and the presentation of rebuttal submissions by interested persons*—(i) *In general.* The presiding officer shall conduct or allow to be conducted examination, including cross-examination of oral presentations and the presentation of rebuttal submissions relevant to the issues designated for consideration in accordance with subsections (d)(5) and (d)(6) of this section. Examination, including, cross-examination, and the presentation of rebuttal submissions, shall be allowed to the extent to which it is appropriate and is required for a full and true disclosure with respect to those issues.

Requests for an opportunity to examine, including cross-examine, or to present rebuttal submissions, shall be accompanied by a specific justification therefor. In determining whether or not to grant such requests, the presence of the following circumstances indicate that such requests should be granted:

(A) An issue for examination including cross-examination, or the presentation of rebuttal submissions, is an issue of specific, in contrast to legislative fact.

(B) A full and true disclosure with respect to the issue can only be achieved through examination including cross-examination rather than through rebuttal submissions or the presentation of additional oral submissions.

(C) Circumstantial guarantees of the trustworthiness of a presentation do not exist.

(D) The particular presentation is required for the resolution of a designated issue.

(ii) *Selection of representatives for cross-examination.* After consideration of the information supplied in response to the final notice, the presiding officer shall identify groups of persons with the same or similar interests in the proceeding. Such groups may be required to select a single representative for the purpose of examination, including cross-examination. If a group is unable to select a representative then the presiding officer may select a representative of each such group.

(iii) *Inability to select representative for examination, including cross-examination.* No person shall be denied the opportunity to conduct or have conducted, examination, including cross-examination, under subsection (d)(5)(i) of this section if he is a member of a group as described in subsection (d)(5)(ii) of this section and is unable to agree upon group representation with other group members after a good faith effort to do so and seeks to present substantial and relevant issues which will not be adequately presented by the group representative. In that event he shall be allowed to conduct or have conducted any examination, including cross-examination, to which he is entitled on issues designated for consideration in accordance with subsections (d)(5) and (d)(6) of this section and which affect his particular interest.

(6) *Requests to compel the attendance of persons or the production of documents or to obtain responses to written questions.* During the course of the rulemaking proceeding the presiding officer shall entertain requests from interested persons to compel the attendance of persons or the production of documents or to obtain responses to written questions on behalf of the Commissions' staff or any interested person. The presiding officer may require the payment of a fee to any person to whom such requests are directed in accordance with § 4.5 of this Chapter. Requests to compel the attendance of persons or the production of documents or to obtain responses to written questions shall contain a statement showing the general relevancy of the material, information or presentation, and the reasonableness of the scope of the request, together with a showing that such material, information or presentation is not available by voluntary methods and cannot be obtained through examination, including cross-examination, of oral presentations or the presentation of rebuttal submissions, and is appropriate and required for a full and true disclosure with respect to the issues designated for consideration in accordance with subsections (d)(5) and (d)(6) of this section. The Commission may, on its own motion, review a determination of the presiding officer under this subsection which requires the production of confidential Commission records or the appearance of an official or employee of the Commission or another government agency.

(e) *Written transcript.* A verbatim transcript shall be made of the informal hearing which transcript shall be placed in the rulemaking record.

(f) *Summary and findings.* After the close of the informal hearing, the presiding officer shall prepare a summary of the record, both written and oral, relating to the issues designated for consideration in accordance with subsections (d)(5) and (d)(6) of this section and make initial factual findings and conclusions as to these issues and other findings and conclusions as he sees fit.

(g) *Staff recommendations.* The staff shall make recommendations to the Commission in a report based on the rulemaking record and taking into account the presiding officer's findings of fact. Such report shall contain its analysis of the record and its recommendations as to the form of the final rule.

(h) *Post record comment.* The findings and conclusions of the presiding officer as well as the staff report shall be the subject of public comment for a period of sixty (60) days after the staff recommendations are placed in the rulemaking record. Such comments shall be confined to information already in the record and may include requests for review by the Commission of determinations made by the presiding officer.

**§ 1.14 Promulgation.**

(a) The Commission shall review the rulemaking record including the summary, findings, and conclusions of the presiding officer as to the issues designated for consideration in accordance with §§ 1.13 (d)(5) and (d)(6), the verbatim transcript of the informal hearing, the report and recommendations of the staff and any public comments thereon, to determine what form of rule, if any, it should promulgate. The Commission may issue, modify, or decline to issue any rule. Where it believes that it should have further information or additional views of interested persons as to the form and content of the rule, it may withhold final action pending the receipt of such additional information or views. If it determines to issue a rule, it shall adopt a Statement of Basis and Purpose to accompany the rule. If it determines not to issue a rule, it may adopt and publish an explanation for not doing so. The Statement of Basis and Purpose to accompany a rule promulgated under this subpart shall include (1) a statement as to the prevalence of the acts or practices treated by the rule, (2) a statement as to the manner and context in which such acts or practices are unfair or deceptive, and (3) a statement as to the economic effect of the rule, taking into account the effect on small businesses and consumers.

(b) In the event the Commission determines, upon its review of the rulemaking record, to propose a revised rule for further proceedings in accordance with this subpart, such proceedings, including the opportunity of interested persons to avail themselves of the procedures of §§ 1.13 (d)(5) and (d)(6), shall be limited to those portions of the revised rule, the subjects and issues of which were not substantially the subject of comment in response to a previous notice of proposed rulemaking.

(c) The final rule and Statement of Basis and Purpose shall be published in the FEDERAL REGISTER not less than thirty (30) days prior to the effective date of the rule except where the Commission for good cause found and published with the rule sets an earlier effective date.

**§ 1.17 Compensation for representation in rulemaking proceedings.**

(a) *Purpose of compensation.* The Commission may provide compensation for reasonable attorneys fees, expert witness fees and other costs of participation, including costs necessary for the preparation of oral or written presentations, to any person who has or represents an interest which would not otherwise be adequately represented in a rulemaking proceeding, and representation of which is necessary for a fair determination of the rulemaking proceeding taken as a whole, and who is unable effectively to participate in such proceeding because such person cannot afford to pay costs of making oral presentations, conducting cross-examination, and making rebuttal submissions in such proceeding.





(b) *Level of funding.* At or after the time of the initial notice of proposed rulemaking, the Commission may announce a tentative total level of funding for compensation for participation in that proceeding.

(c) *Applications.* An application for compensation for participation in a rulemaking proceeding may be filed at any time after the publication of the initial notice of proposed rulemaking. An application for compensation shall be filed prior to the time when the costs for which compensation is sought are incurred. Such application shall contain the following:

(1) A description of the interest the applicant has or represents in the rulemaking proceeding;

(2) A statement of the reasons representation of such interest is necessary for a fair determination of the proceeding taken as a whole;

(3) Insofar as possible, the reasons why such interest would not otherwise be adequately represented in the proceeding;

(4) A statement of the reasons the applicant is unable effectively to participate in the rulemaking proceeding without financial assistance including information relating to:

(i) The economic stake of the interest involved as compared with the costs of participation;

(ii) The feasibility of contributions to the costs of participation by individual representatives of the interest;

(iii) The resources of the applicant, or of the interest represented by the applicant;

(5) Insofar as possible, a specific statement of the expenses to be incurred for which compensation is sought, including an estimate of the total anticipated expenses; and

(6) A statement of the applicant's organizational and financial status in such form as the Commission may prescribe.

(d) *Determination of applications*—(1) *By the presiding officer.* The presiding officer shall consider applications for compensation filed under this section and forward initial findings to the Director of the Bureau of Consumer Protection as to whether the applicant meets the criteria of paragraph (a) of this section. In determining whether the representation of an interest is necessary for a fair determination of the proceeding taken as a whole, the presiding officer shall consider, among other factors, the number and complexity of the issues involved and the importance of a fair, balanced representation of all interests. In determining whether an applicant can afford to pay the costs of participation, the presiding officer shall consider, among other factors, the size of the economic stake of the interest involved as compared with the costs of participation; the resources of the applicant; and the feasibility of obtaining contributions from other parties who share the applicant's interest. In connection with his determination the presiding officer may conduct such inquiry of the applicant or require the production of such documents as he deems necessary.

(2) *By the Director of the Bureau of Consumer Protection.* The Director of the Bureau of Consumer Protection shall review applications and the initial findings of the presiding officer and determine, in his discretion, to what extent compensation shall be authorized under this section.

(e) *Payment of compensation*—(1) *In general.* The Commission will compensate the applicant only for those authorized expenses actually incurred. Appropriate proof of actual expenditures may be required by the Commission. The Commission may make any payments under this section in advance where necessary to permit effective participation in the rulemaking proceeding. Payment will be conditioned upon the execution by the applicant of an appropriate agreement setting forth the terms and conditions of the compensation.

(2) *Attorneys' fees; expert witness fees.* Attorneys' fees at a rate in excess of $50 per hour will be considered presumptively unreasonable and compensation will not be provided for such excess in the absence of special justification. Experts and consultants will be compensated at a rate not to exceed the highest rate at which experts and consultants to the Commission are compensated.

**§ 1.18 Public availability of rulemaking record.**

(a) *Rulemaking record.* For the purposes of these rules the term "rulemaking record" includes the rule, its Statement of Basis and Purpose, the verbatim transcript of the informal hearing, written submissions, the summary and findings of the presiding officer and the staff recommendations as well as any public comment thereon, and any other information which the Commission considers relevant to the rule.

(b) *Public availability of written submissions.* Written submissions commenting on the proposed rule as well as the verbatim transcript of the informal hearing, shall be made publicly available except when the presiding officer, for good cause shown, determines that it is in the public interest to allow any such submissions to be received *in camera* subject to the provisions of § 4.11 of this Chapter.

**§ 1.19 Modification of a rule by the Commission at the time of judicial review.**

In the event that a reviewing court determines under section 18(e)(2) of the Federal Trade Commission Act, as amended by Public Law 93-637, to allow further submissions and presentations on the rule, the Commission may modify or set aside its rule or make a new rule by reason of the additional submissions and presentations. Such modified or new rule shall then be filed with the court together with an appropriate Statement of Basis and Purpose and the return of such submissions and presentations.

**§ 1.20 Expeditious procedure.**

Any or all of the procedures established in this subpart may be dispensed with by the Commission, to the extent that they are not otherwise required by law, when it finds, for good cause, that such procedures are impractical, unnecessary, or contrary to the public interest. In that case the Commission shall publish with the rule or amendment a brief statement of its reasons for dispensing with any such procedures.

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## PART 3—RULES OF PRACTICE FOR ADJUDICATIVE PROCEEDINGS

2. Sections 3.2, 3.13, and 3.21(a)(5) are revised to read as follows:

**§ 3.2 Nature of adjudicative proceedings.**

Adjudicative proceedings are those formal proceedings conducted under one or more of the statutes administered by the Commission which are required by statute to be determined on the record after opportunity for an agency hearing. The term includes hearings upon objections to orders relating to the promulgation, amendment, or repeal of rules under sections 4, 5 and 6 of the Fair Packaging and Labeling Act. It does not include other proceedings such as negotiations for the entry of consent orders; investigational hearings as distinguished from proceedings after the issuance of a complaint; hearings for the purpose of inquiring into the manner and extent of compliance with outstanding orders; proceedings for the promulgation of industry guides or trade regulation rules; proceedings for fixing quantity limits under section 2(a) of the Clayton Act; investigations under section 5 of the Export Trade Act; rulemaking proceedings under the Fair Packaging and Labelling Act up to the time when the Commission determines under § 1.26(g) of this chapter that objections sufficient to warrant the holding of a public hearing have been filed; or the promulgation of substantive rules and regulations, determinations of classes of products exempted from statutory requirements, the establishment of name guides, or inspections and industry counseling, under sections 4(d) and 6(a) of the Wool Products Labeling Act of 1939, sections 7, 8(b), and 8(c) of the Fur Products Labeling Act, and sections 7(c), 7(d), and 12(b) of the Textile Fiber Products Identification Act.

**§ 3.13 Adjudicative hearing on issues arising in rulemaking proceedings under the Fair Packaging and Labeling Act.**

(a) *Notice of hearing.* When the Commission, acting under § 1.26(g) of this chapter, determines that objections which have been filed are sufficient to warrant the holding of an adjudicative hearing in rulemaking proceedings under the Fair Packaging and Labeling Act, or when the Commission otherwise determines that the holding of such a hearing would be in the public interest, a hearing will be held before an Administrative Law Judge for the purpose of receiving evidence relevant and material to the issues raised by such objections or other issues specified by the Commission. In such case the Commission will pub-

lish a notice in the FEDERAL REGISTER containing a statement of:

(1) The provisions of the rule or order to which objections have been filed;

(2) The issues raised by the objections or the issues on which the Commission wishes to receive evidence;

(3) The time and place for hearing, the time to be at least thirty (30) days after publication of the notice; and

(4) The time within which, and the conditions under which, any person who petitioned for issuance, amendment, or repeal of the rule or order, or any person who filed objections sufficient to warrant the holding of the hearing, or any other interested person, may file notice of intention to participate in the proceeding.

**§ 3.21 Prehearing conferences.**

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(a) • • •

(5) Matters of which official notice will be taken and matters which may be resolved by reliance upon trade regulation and other rules pursuant to §§ 1.8, 1.22 (c) of this chapter; and

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## PART 4—MISCELLANEOUS RULES

3. Section 4.9(b)(5) is revised to read as follows:

**§ 4.9 Public records.**

• • • • • •

(b) • • •

(5) Petitions filed with the Secretary of the Commission for the promulgation or issuance, amendment, or repeal of industry guides and of rules or regulations within the scope of §§ 1.7 and 1.21 of this chapter, including petitions for exemptions, or for any other Commission action disclosure of which would not be inconsistent with the general policy established by § 2.2(d) of this chapter;

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(Sec. 6, 38 Stat. 721 (15 U.S.C. 46); sec. 18(a)(1)(B), 88 Stat. 2193 (15 U.S.C. 57a); sec. 552, 80 Stat. 378 (5 U.S.C. 552))

Issued by direction of the Commission dated July 29, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-21208 Filed 8-12-75;8:45 am]

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### Title 17—Commodity and Securities Exchanges

### CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-8878, File No. S7-562]

## PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1974

### Variable Annuities; Adoption of Exemptive Rule

On April 30, 1975, the Securities and Exchange Commission published notice that it had under consideration the adoption of Rule 22d-3 [17 CFR 270.22d-3] and an amendment to Rule 0-1(e) [17 CFR 270.0-1(e)] under the Investment Company Act of 1940 [15 U.S.C. 80a-1 et seq.] ("Act") and invited all interested persons to submit their views and comments on the proposal.[1] The Commission has considered all of the comments and suggestions received and has determined to adopt Rule 22d-3 and the amendment to Rule 0-1(e) in the form set forth below. Rule 22d-3 and the amendment to Rule 0-1(e) are adopted pursuant to the authority granted to the Commission by Sections 6(c), 22(d), and 38(a) [15 U.S.C. 80a-6(c), 80a-22(d), and 80a-37(a)] of the Act.

*Proposed Rule 22d-3.* Section 22(d) of the Act prohibits a registered investment company, its principal underwriter, or a dealer from selling any redeemable security issued by such registered investment company to any person except at a current public offering price described in the prospectus. At the request of Congress, the Commission conducted a study of the possible consequences of the repeal of Section 22(d), at the conclusion of which it published a report, "Mutual Fund Distribution and Section 22(d) of the Investment Company Act of 1940" ("Report"), prepared by its Division of Investment Management Regulation. Based upon this study, the Commission determined not to recommend the repeal of Section 22(d). However, as suggested by the Report, the Commission, on November 4, 1974, announced a comprehensive program to propose revision of the laws and regulations affecting the distribution of shares of open-end investment companies, including mutual funds and variable annuities.[2] One of the recommendations in the Division's Report was that a rule be adopted conditionally exempting the sale of variable annuity contracts from Section 22(d) (See pages 102-3 of the Report). The Commission is hereby adopting such a rule.

The rule provides an exemption from Section 22(d) to permit variations of the sales load and certain other deductions from purchase payments for variable annuities, based upon differences in costs or services, and subject to the conditions set forth in the rule. The Commission believes that Section 22(d) has little relevance to the marketing of variable annuities because: (1) the uniform offering price requirement is unnecessary because variable annuity contracts are typically sold through employees of the sponsoring insurance company, and (2) it is unlikely that a secondary dealer market in variable annuity contracts would develop since such contracts are generally not assignable, and, even if they were, they do not lend themselves to public trading since they are based upon the continuing life of a particular individual. Nevertheless, the rule permits retail price competition in the sale of variable annuity contracts to the extent that such competition is not prohibited by state law. The Commission also expects that adoption of the rule will obviate the need for filing applications for certain types of exemptions from Section 22(d) which have been granted to numerous issuers of variable annuity contracts.[3]

Minor changes have been made in the rule since it was proposed which are intended to clarify its scope and to state more precisely the required basis for variations in sales loads or other deductions from purchase payments. The Commission has also modified the disclosure requirement of the rule to permit a separate account to disclose either the precise circumstances and amount of any variations which shall be available or the general basis for variations and the procedure which the company will employ to determine entitlement.

An additional revision was made to emphasize that variations in any deductions from purchase payments need not precisely equal variations in costs. In this regard, while the rule provides that variations in sales loads or in any administrative charge or other deduction from the purchase payments must be based upon differences in costs or services which might arise, for example, as a result of size, a prior or existing relationship with the prospective purchaser, or the prospective purchaser's performance of certain functions which the insurance company would otherwise be required to perform, such variations need not be precise or exact in their reflection of cost savings. Of course, variations in charges must not be unfairly discriminatory against any person.

COMMISSION ACTION

1. Rule 22d-3 is adopted as follows:

**§ 270.22d-3 Exemption from section 22(d) for certain registered separate accounts.**

A registered separate account, any principal underwriter for such account, any dealer in contracts or units of interest or participations in such contracts issued by such account and any insurance company maintaining such account shall, with respect to any variable annuity contracts, units, or participations therein issued by such account, be exempted from Section 22(d) to the extent necessary to permit the sale of such contracts, units or participations by such persons at prices which reflect variations in the sales load or in any administrative charge or other deductions from the purchase payments; *Provided, however,* that (a) the prospectus discloses as precisely as possible the amount of the variations and the circumstances, if any, in which such variations shall be available or describes the basis for such variations and the manner in which entitlement shall be determined, and (b) any such variations reflect differences in costs or services and are not unfairly discriminatory against any person.

2. Rule 0-1(e) is hereby amended to read as follows:

[1] Investment Company Act. Rel. No. 8775 (April 30, 1975) (40 FR 20315).

[2] Investment Company Act Rel. No. 8570, November 4, 1974.

[3] See, for example, Investment Company Act Rel. No. 6261 (November 30, 1970) (35 FR 18566).





The introductory text of paragraph (e) and paragraph (e)(2) of 17 CFR 270.0-1 is revised as follows.

**§ 270.0-1 Definition of terms used in this part.**

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(e) Definition of separate account and conditions for availability of exemptions under §§ 270.14a-2, 270.15a-3, 270.16a-1, 270.22d-3, 270.22e-1, 270.27a-1, 270.27a-2, 270.27a-3, 270.27c-1, and 270.32a-2 of this chapter.

• • • • • •

(2) As conditions to the availability of exemptions under §§ 270.14a-2, 270.15a-3, 270.16a-1, 270.22d-3, 270.22e-1, 270.27a-1, 270.27a-2, 270.27a-3, 270.27c-1, and 270.32a-2 of this chapter, the separate account shall be legally segregated, the assets of the separate account shall, at the time during the year that adjustments in the reserves are made, have a value at least equal to the reserves and other contract liabilities with respect to such account, and, at all other times, shall have a value approximately equal to or in excess of such reserves and liabilities; and that portion of such assets having a value equal to, or approximately equal to, such reserves and contract liabilities shall not be chargeable with liabilities arising out of any other business which the insurance company may conduct.

The foregoing shall become effective on August 15, 1975. Required publication of these rules 30 days prior to their effective date under Section 553 of the Administrative Procedures Act is unnecessary because taken together they provide for a substantive change which grants an exemption or relieves a restriction.

By the Commission.

SHIRLEY E. HOLLIS,
*Assistant Secretary.*

AUGUST 7, 1975.

[FR Doc.75-21141 Filed 8-12-75;8:45 am]

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### Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### DRUGS FOR HUMAN USE

### Containers for Collection or Processing of Blood and Blood Components

The Commissioner of Food and Drugs is amending certain food and drug regulations to reflect the reestablishment of administrative responsibility within the Food and Drug Administration for approval of containers, with and without ingredients such as anticoagulant solutions, intended for blood collection or for use in the processing of blood and blood components; effective August 13, 1975.

The Commissioner has conducted a review concerning the administrative efficiency of the present procedures for approval of the following:

A. CONTAINERS WITH ANTICOAGULANT SOLUTIONS INTENDED FOR BLOOD COLLECTION

When component ingredients, such as anticoagulant solutions, are packaged in containers intended for blood collection, the ingredients together with the container are a new drug which is subject to premarketing clearance pursuant to section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355). Pursuant to § 312.1 *Conditions for exemption of new drugs for investigational use* (21 CFR 312.1), investigation of these products requires that a Notice of Claimed Investigational Exemption for a New Drug be accepted by the Bureau of Drugs, Food and Drug Administration. Similarly, pursuant to § 314.1 *Applications* (21 CFR 314.1), marketing these products in interstate commerce requires the approval of a new drug application by the Bureau of Drugs, Food and Drug Administration.

In addition, blood is a biological product subject to section 351 of the Public Health Service Act (42 U.S.C. 262). As a requisite for approval of a license application for the shipment of blood in interstate commerce, manufacturers must demonstrate to the Bureau of Biologics that blood prepared in these subject containers is not adversely affected by the container or the anticoagulant solution.

The Commissioner finds that the present procedure requiring that data concerning the safe use of blood collection containers with anticoagulant solutions or other ingredients be submitted, for independent review and approval, to both the Bureau of Drugs and the Bureau of Biologics is administratively inefficient. To avoid duplication, the Commissioner has determined that approval of such blood collection containers shall be the sole responsibility of the Bureau of Biologics. Therefore, the Commissioner concludes that paragraph (g) of § 312.1 and paragraph (a) of § 314.1 should be amended to require that data to support the proposed use of these products be submitted to the Bureau of Biologics, rather than to the Bureau of Drugs.

B. EMPTY CONTAINERS INTENDED FOR USE IN THE COLLECTION AND PROCESSING OF BLOOD AND BLOOD COMPONENTS

Blood collection containers marketed without ingredients, including containers intended for use in the processing of blood and blood components, are medical devices subject to the Federal Food, Drug, and Cosmetic Act. The Bureau of Biologics currently reviews license applications for blood and blood products processed in such containers to be assured that the container material does not interact with the contents under the customary conditions of storage and use in such a manner as to have an adverse effect upon the blood product.

The Commissioner has determined that the regulation of these empty containers intended for the collection of blood or the processing of blood components shall remain the responsibility of the Bureau of Biologics. Inasmuch as the food and drug regulations do not specify the Bureau responsible for approval of such containers, no amendment of the regulations is needed to implement the Commissioner's decision. Inquiries and comments concerning all such containers should be directed to the Bureau of Biologics, 8800 Rockville Pike, Bethesda, MD 20014.

C. CONTAINERS AND SOLUTIONS INTENDED FOR USE IN THE MANUFACTURE OF RED BLOOD CELLS (HUMAN) FROZEN

A Statement of General Policy or Interpretation (21 CFR 3.80), published in the FEDERAL REGISTER of August 14, 1970 (35 FR 12890), established that the Division of Biologics Standards, National Institutes of Health approve containers and solutions used for the manufacture of Red Blood Cells (Human) Frozen. Previously, this responsibility was jointly exercised by the Food and Drug Administration and the Division of Biologics Standards, National Institutes of Health. The Division of Biologics Standards was transferred from the National Institutes of Health to the Food and Drug Administration and elevated to Bureau status as the Bureau of Biologics, notice of which was published in the FEDERAL REGISTER of June 29, 1972 (37 FR 12865). Since responsibility for approval of the containers and solutions is now reestablished within the Food and Drug Administration, the Commissioner finds that 21 CFR 3.80 is no longer necessary and should be revoked. Responsibility for approval of such containers remains with the Bureau of Biologics.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1052-1053 as amended (21 U.S.C. 355)) and the Public Health Service Act (sec. 351, 58 Stat. 702 as amended (42 U.S.C. 262)), and under authority delegated to the Commissioner (21 CFR 5.1), Chapter I of Title 21 of the Code of Federal Regulations is amended as follows:

## PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

**§ 3.80 [Revoked]**

1. In Subpart A by revoking § 3.80 *Red blood cells (human)—frozen.*

## PART 312—NEW DRUGS FOR INVESTIGATIONAL USE

2. In Subpart A by revising § 312.1(g) to read as follows:

**§ 312.1 Conditions for exemption of new drugs for investigational use.**

• • • • • •

(g) A "Notice of Claimed Investigational Exemption for a New Drug" which pertains to a product subject to the licensing provisions of the Public Health Service Act of July 1, 1944 (58 Stat. 682 as amended; 42 U.S.C. 201 et seq.) or to

ingredients packaged together with containers intended for the collection, processing, or storage of blood or blood components, shall be submitted initially to the Director, Bureau of Biologics, 8800 Rockville Pike, Bethesda, MD 20014. Radioactive biological products for human use are not deemed to be subject to the licensing provisions of the Public Health Service Act (see § 310.4 of this chapter) and a "Notice of Claimed Investigation Exemption for a New Drug" which pertains to radioactive biological products shall be submitted to the Division of Oncology and Radiopharmaceutical Drug Products, Bureau of Drugs, 5600 Fishers Lane, Rockville, MD 20852. Amendments of or supplements to such notice, and progress reports, consultations, or other communications with regard to the investigation shall be directed to the same office to which the original notice was sent. A sponsor for a "Notice of Claimed Investigational Exemption for a New Drug" submitted to the Bureau of Biologics shall substitute in reading this section "Bureau of Biologics" for "Bureau of Drugs" wherever it appears.

* * * * *

## PART 314—NEW DRUG APPLICATIONS

3. In Subpart A by adding to § 314.1 (a) two new sentences. As revised § 314.1(a) reads as follows:

**§ 314.1 Applications.**

(a) Applications to be filed under the provisions of section 505(b) of the act shall be submitted in the form described in paragraph (c) of this section and, if for human use, optionally in the form described in paragraph (d) of this section and assembled as required by paragraph (e) of this section; if the drug is intended for human use and is one for which an abbreviated new drug application has been found by the Food and Drug Administration to be sufficient, the application may be limited to the information described in paragraph (f) of this section unless otherwise specified in such finding. If any part of the application is in a foreign language, an accurate and complete English translation shall be appended to such part. Translations of literature printed in a foreign language shall be accompanied by copies of the original publication. The application must be signed by the applicant or by an authorized attorney, agent, or official. If the applicant or such authorized representative does not reside or have a place of business within the United States, the application must also furnish the name and post office address of, and must be countersigned by an authorized attorney, agent, or official residing or maintaining a place of business within the United States. An application, including subsequent amendments and supplements that pertain to ingredients packaged together with containers intended for the collection, processing or storage of blood and blood components should be submitted initially to the Director, Bureau of Biologics, 8800 Rockville Pike, Bethesda, MD 20014. Such applicant should substitute, in reading this Part 314, the unit "Bureau of Biologics" for the "Bureau of Drugs" wherever it appears.

* * * * *

Pursuant to the Administrative Procedure Act (5 U.S.C. 553 (b) and (d)), the Commissioner concludes that notice, public procedure, and delayed effective date are unnecessary for the promulgation of this order inasmuch as it does not impose a duty or burden on any person, but rather (1) provides notice of an internal administrative designation of responsibility concerning review of containers intended for the collection and processing of blood and blood products and (2) deletes an unnecessary and outdated division of function between the Food and Drug Administration and the National Institutes of Health.

*Effective date.* This order is effective August 13, 1975.

(Sec. 505, 52 Stat. 1052–1053 as amended (21 U.S.C. 355); sec. 351, 58 Stat. 702 as amended (42 U.S.C. 262).)

Dated: August 6, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21102 Filed 8–12–75;8:45 am]

## Title 26—Internal Revenue

## CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 7364]

## PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

### Intercompany Pricing Rules, Including Marginal Costing Rules, for DISC's

*Correction*

In FR Doc. 75–16997 appearing on page 29836 in the issue for Wednesday, July 16, 1975 the following changes should be made:

The 23rd line of § 1.994–2(a), appearing on page 29836, now reading "meaning of § 1.993–3(c)) the extent", should read "meaning of § 1.993–3(c)) the export".

In Example 1, which appears in § 1.994–2(c), page 29837, item (2) in the first table, now reading "(2) Overall profit percentage limitation (detmerined under paragraph (b)(3) of", should read "(2) Overall profit percentage limitation (determined under paragraph (b)(3) of".

## Title 29—Labor

## CHAPTER XVII—OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION, DEPARTMENT OF LABOR

## PART 1952—APPROVED STATE PLANS FOR ENFORCEMENT OF STATE STANDARDS

### Withdrawal of the Wisconsin Plan

Notice is hereby given that the State of Wisconsin has withdrawn its approved State plan, effective June 30, 1975. Consequently, Subpart AA of Part 1952 of Title 29, Code of Federal Regulations, is revoked, as of that date.

The State, in a letter from Governor Patrick J. Lucey, dated May 14, 1975, has given notice of its intention to withdraw its approved plan effective June 30, 1975. In accordance with 29 CFR 1951.25(d), the State will also terminate its grant approved under section 23(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 672) (hereinafter called the Act) effective June 30, 1975.

In accordance with section 18(f) of the Act, the State may retain jurisdiction in any case commenced before June 30, 1975, the effective date of the withdrawal.

This decision does not preclude the submission of another occupational safety and health plan by Wisconsin under section 18 of the Act at some future time.

(Sec. 18, Pub. L. 91–596, 84 Stat. 1608 (29 U.S.C. 667))

Signed at Washington, D.C. this 7th day of August 1975.

JOHN T. DUNLOP,
*Secretary of Labor.*

[FR Doc.75–21132 Filed 8–12–75;8:45 am]

## Title 33—Navigation and Navigable Waters

## CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 8–75–01R]

## PART 127—SECURITY ZONES

### Establishment of Security Zone Corpus Christi, Texas

This amendment to the Coast Guard's Security Zone Regulations, establishes the waters of Corpus Christi Harbor, Texas as a security zone. This security zone is established because of the presence of the Cuban Fishing Vessel "E 82 HB" which, having been duly seized, is in the custody of the United States of America.

This amendment is issued without publication of a notice of proposed rule making and this amendment is effective in less than 30 days from the date of publication, because this security zone involves a foreign affairs function of the United States.

In consideration of the foregoing, Part 127 of Title 33 of the Code of Federal Regulations is amended by adding § 127.801 to read as follows:

**§ 127.801 Corpus Christi Harbor, Texas.**

That area of the waters of Corpus Christi Harbor, Texas, within a 150 yard (radius) circle drawn from the center of the U.S. Coast Guard Depot Dock on the northern shore of Corpus Christi Harbor, Texas.

(40 Stat. 220, as amended, 6(b), 80 Stat. 937; 50 U.S.C. Art. 191, 49 U.S.C. Art. 1655(b); E.O. 10173, E.O. 10277, E.O. 10352, E.O. 11249; 3 CFR, 1949–1953 Comp. 356, 778, 873, 3 CFR 1964–1965, Comp. 349, 33 CFR Part 6, 49 CFR 1.46(b))

*Effective date.* This amendment becomes effective on August 4, 1975.

Dated: August 4, 1975.

JOHN E. DE CARTERET,
*Commander, United States Coast Guard, Captain of the Port, Corpus Christi, Texas.*

[FR Doc.75–21158 Filed 8–12–75;8:45 am]





[CGD 74–83]

## PART 183—BOATS AND ASSOCIATED EQUIPMENT

### Inboard Safe Loading Standard

This amendment to the safe loading standard in Subpart C, Part 183 of Title 33, Code of Federal Regulations, establishes an alternate formula for the calculation of the maximum weight capacity (W) for inboard and inboard-outdrive boats.

A notice of proposed rulemaking was published in the FEDERAL REGISTER on March 6, 1975, (40 FR 10652) proposing to delete the formula in the regulations and to establish a new formula for the maximum weight capacity for inboard and inboard-outdrive boats.

No public hearing was held; however, the notice did provide that any person who wished to present his comments orally and informally before an appropriate Coast Guard official at Coast Guard Headquarters could do so. A comment period was specified during which any interested person could submit written comments on the proposal. The written comment period ended 21 April 1975. No written or oral comments were received on the proposal.

During the comment period, however, the Coast Guard reviewed the maximum weight capacities on conventional boats which would result under the new formula. The expected reductions in capacity on these boats was discussed in the preamble to the notice of proposed rulemaking. The Coast Guard concluded that no real enhancement of safety would stem from reduction in capacity on conventional boats. Accordingly, this amendment retains the original formula and adopts as an alternative the formula contained in the notice of proposed rulemaking. Thus, a manufacturer may use whichever formula yields the most reasonable and appropriate capicity rating.

The Coast Guard will allow manufacturers, at their option, to use the alternative formula before the effective date of the amendment. Thus, a boat which bears a date of certification of August 13, 1975, or thereafter, and which displays a maximum weight capacity calculated in accordance with the alternative formula will be considered by the Coast Guard to be in compliance with the requirements of §§ 183.23 and 183.33.

In consideration of the foregoing, § 183.33(a) of Title 33, Code of Federal Regulations, is revised to read as follows:

**§ 183.33 Maximum weight capacity: Inboard and inboard-outdrive boats.**

(a) The maximum weight capacity (W) marked on a boat that has one or more inboard or inboard-outdrive units for propulsion must not exceed the greater value of W obtained from either of the following formulas:

$$W = \frac{\text{(maximum displacement)}}{5} - \frac{\text{boat weight}}{5} - \frac{4\ \text{(machinery weight)}}{5}$$

OR

$$W = \frac{\text{(maximum displacement} - \text{boat weight)}}{7}$$

* * * * *

(Sec. 5, 85 Stat. 215 (46 U.S.C. 1456))

*Effective date.* This amendment takes effect on February 9, 1976.

NOTE: Affected persons may voluntarily comply with this amendment prior to February 9, 1976.

Dated: August 5, 1975.

O. W. SILER,
*Admiral, U.S. Coast Guard, Commandant.*

[FR Doc.75–21160 Filed 8–12–75;8:45 am]

## Title 40—Protection of Environment

## CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 414–8]

## PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

### Maintenance of National Ambient Air Quality Standards; Corrections

In the FEDERAL REGISTER of Monday, June 2, 1975, the following changes should be made on page 23754, under "Subpart W—Massachusetts", action number 9.

1. Under the Springfield Air Quality Maintenance Area, geographical composition of area, the area under Worcester County should be "the town of Warren," instead of "the city of Warren."

2. Under the Worcester Air Quality Maintenance Area, geographical composition of area, in Worcester County, the last area should be "Westborough," instead of "Westboro."

Dated: August 8, 1975.

ROGER STRELOW,
*Assistant Administrator for Air and Waste Management.*

[FR Doc.75–21211 Filed 8–12–75;8:45 am]

[FRL 412–6]

## PART 85—CONTROL OF AIR POLLUTION FROM NEW MOTOR VEHICLES AND NEW MOTOR VEHICLE ENGINES

## PART 86—CONTROL OF AIR POLLUTION FROM NEW MOTOR VEHICLES AND NEW MOTOR VEHICLE ENGINES: CERTIFICATION AND TEST PROCEDURES

### Technical Amendment

The need for a technical amendment has been identified. The amendment is set forth in this publication and is described in the table below.

The Agency finds that good cause exists for omitting as unnecessary a notice of proposed rulemaking, public rulemaking procedure, and postponement of effective date in the issuance of this amendment, in that (1) the change does not in any way invalidate the test procedures currently used by the manufacturers as prescribed by regulation for the 1975 and 1976 model years and (2) the change places no additional burden on the regulated industry.

EXPLANATION OF TECHNICAL AMENDMENT CHANGE

*Section.* 1. 86.177–6(a)(2), 86.777–6(b), 85.075–10(b), 85.275–10(b), 85.774–10(b).

Change. Remove language specifying the minimum required lead and phosphorus content in unleaded fuels used for mileage accumulation.

*Reason.* Minimum amounts of lead and phosphorus were originally specified for unleaded fuel used for mileage accumulation to assure that such fuel would be representative of unleaded fuels expected to be commercially available. Now that unleaded gasoline is generally available, it is unnecessary to specify minimum amounts of lead and phosphorus for that purpose.

Part 85 of Chapter I, Title 40, of the Code of Federal Regulations as applicable to 1975 and 1976 model years and Part 86 of Chapter I, Title 40, of the Code of Federal Regulations as applicable beginning with the 1977 model year are amended as follows, effective on August 13, 1975. These amendments are issued under the authority of sections 202, 206 and 301(a) of the Clean Air Act, as amended (42 U.S..C 1857f–1, 1857f–5, 1857g(a)).

Dated: August 7, 1975.

RUSSELL E. TRAIN,
*Administrator.*

1. In § 85.075–10 paragraph (b) is amended to read as follows:

**§ 85.075–10 Gasoline specifications.**

* * * * *

(b) Fuels representative of commercial fuels which will be generally available through retail outlets shall be used in mileage accumulation. For leaded fuel, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that vehicles represented by a test vehicle will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use of a fuel with a different lead content. The octane rating of the fuel used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer. The Reid Vapor Pressure of the fuel used shall be characteristic of the motor fuel during the season in which the mileage accumulation takes place.

* * * * *

2. In § 85.275–10, paragraph (b) is revised to read as follows:

**§ 85.275–10 Gasoline specifications.**

* * * * *

(b) Fuels representative of commercial fuels which will be generally available through retail outlets shall be used in mileage accumulation. For leaded fuel, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that vehicles represented by a test vehicle will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use of a fuel with a different lead content. The octane rating of the fuel used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer. The Reid Vapor Pressure of the fuel used shall be characteristic of the motor fuel during the season in which the mileage accumulation takes place.

* * * * *

3. In § 85.774–10, paragraph (b) is revised to read as follows:

§ 85.774–10 Gasoline specifications.

• • • • •

(b) Fuels representative of commercial fuels which will be generally available through retail outlets shall be used in service accumulation. For leaded fuel, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that engines represented by a test engine will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use of a fuel with a different lead content. The octane rating of the fuel used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer.

• • • • •

4. In section 86.177–6, paragraph (a) (2) is revised to read as follows:

§ 86.177–6 Fuel specifications.

(a) • • •

(2) Gasoline representative of commercial gasoline which will be generally available through retail outlets shall be used in mileage accumulation. For leaded gasoline, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that vehicles represented by a test vehicle will be operated using gasoline of different lead content than that prescribed in this paragraph, he may consent in writing to use of a gasoline with a different lead content. The octane rating of the gasoline used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer. The Reid Vapor Pressure of the gasoline used shall be characteristic of the motor fuel during the season in which the mileage accumulation takes place.

• • • • •

5. In § 86.777–6, paragraph (b) is revised to read as follows:

§ 86.777–6 Gasoline specifications.

• • • • •

(b) Fuels representative of commercial fuels which will be generally available through retail outlets shall be used in service accumulation. For leaded fuel, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that engines represented by a test engine will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use of a fuel with a different lead content. The octane rating of the fuel used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer.

• • • • •

(Secs. 202, 206, 301(a) of the Clean Air Act, as amended (42 U.S.C. 1857f–1, 1857f–5, 1857g (a)))

[FR Doc.75-21213 Filed 8-12-75;8:45 am]

[FRL 393–4]

## PART 162—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

### Subpart A—Registration, Reregistration and Classification Procedures

*Correction*

In FR Doc. 75–17018 appearing on page 28242 in the issue for Thursday, July 3, 1975 the following changes should be made:

The eleventh line of paragraph (5) in the second column on page 28251 now reading "approval of applications for registra-", should read "approval of applications for reregistra-".

The third line of footnote twenty-three appearing on page 28257 now reading "HYG. ASSOC. Quart., 93–95 (1949).", should read "HYG. ASSOC. Quart., 93–96 (1949)."

The fourteenth line of the third complete paragraph appearing on page 28260 now reading "be sufficient to protect about 33 percent", should read "be sufficient to protect about 99 percent."

## Title 46—Shipping

## CHAPTER 1—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CCGD 74–226]

## PART 10—LICENSING OF OFFICERS AND MOTORBOAT OPERATORS AND REGISTRATION OF STAFF OFFICERS

## PART 12—CERTIFICATION OF SEAMEN APPRENTICE MATES

### Issuance of Documents as Apprentice Mate to Persons in the Apprentice Mate Program

● **Purpose: The purpose of these amendments is to prescribe regulations governing the issuance of documents as apprentice mate to persons enrolled in an apprentice mate program approved by the Commandant, and to authorize an examination for a license authorizing service as Third mate of ocean steam or motor vessels to successful graduates of such a program. These amendments are based on a notice of proposed rulemaking published in the January 23, 1975, issue of the Federal Register (40 FR 3610). Twenty-eight (28) comments were received which opposed and supported the proposed amendments, often presenting diametrically opposite points of view.** ●

Those comments received objecting to the proposed amendments presented such diverse arguments as:

1. The proposed regulations would permit a reduction in the standards for licensing, reduce the quality of deck officers, provide insufficient education, and dilute the quality of training in general.

2. The assumption that career retention is enhanced as the period of training is shortened or the curriculum narrowed presents a simplistic solution to the complex issue of motivation for a career at sea and raises critical questions as to the content and quality of maritime officer education.

3. Adoption of the proposed amendments would discourage rather than attract the high caliber professional type people needed to cope with the increasing complexity of the design and operation of today's modern vessels.

4. There is no shortage of available young officers and the present academies and colleges are producing enough graduates whose full potential is not realized and who become discouraged because of discriminatory practices of unions who close their books to such graduates.

5. If a shortage exists or will exist, then the enrollments at the present federal and state academies and colleges should be increased with the U.S. Maritime Administration providing further funding rather than to experiment with new vocational educational schools.

6. The acceptance of the proposed amendments would defeat industry efforts toward programs to upgrade and provide better trained and more competent officers to man more sophisticated and faster vessels.

7. The apprentice mate program would represent an additional cost burden for vessels not receiving federal subsidies.

8. Adoption of the proposed amendments might jeopardize present training programs whose graduates are equipped to enter any phase of the maritime industry and could lead the states to question the expenditure of large sums to support the present state academies or colleges.

9. Existing academies should be invited to submit proposals for abbreviated deck officer programs to complement the existing professional degree programs.

10. The proposed amendments in their present form may be doing a disservice to the total educational planning effort of a state, and a graduate of a vocational-education program is stigmatized because his education is regarded as subbaccalaureate and terminal.

11. If a program is needed, it should be a cooperative higher education program, not a vocational apprenticeship.

12. The Coast Guard should not be concerned with the supply and demand situation.

13. Manpower forecasts are difficult to project. The U.S. Maritime Administration recommendation, expressed in its 1974 study, that a new supply of officers be encouraged to come from industry schools cannot be justified and such studies are full of implicit assumptions which will not stand up under close scrutiny at a later date.

14. Whether apprentice mates meet the qualifications of junior ratings forming part of a navigational watch required by IMCO Sub-Committee on Standards of Training and Watchkeeping, STW V/II, page 9, paragraph x(f), and STW V/II, Annex VI.

15. Authorization being granted which would allow sea training to be gained aboard vessels registered in other nations which may not meet U.S. safety and operating standards and which would not be under Coast Guard supervision and inspection. Commenters on this point feel such training would not be comparable to that obtained aboard an American flag vessel.

16. Questioning the ethics of the corporation now prepared to provide accommodations for the sea training portion of such a program and expressing concern that the Coast Guard is seeking to cater to the demands of one management group, the multinational oil companies, which it was alleged, may allow these companies to undermine the remainder of the U.S. fleet.

17. The implementation of the proposed amendments could interfere with existing collective bargaining arrangements which courts have ruled in the past must be considered when considering the imposition of new manning regulations.

18. The adoption of the proposed rule may increase the dangers of inter-union disagreements by the fact they may have the effect of shifting advancement opportunities from one class of maritime workers to another.

19. A traditional avenue of advancement for unlicensed seamen would be closed or throttled by the influx of apprentice mates, and thus deny unlicensed seamen who have gained a knowledge of seamanship an opportunity to fill officer slots aboard U.S. flag vessels.

20. Adoption of the proposed amendments would unquestionably be counterproductive to the expressed intent of the Merchant Marine Act, 1936, in that apprentice mates, and apprentice engineers now at the approved Calhoon MEBA School of Engineering, will not have concurrent training in naval science which is detrimental to the national defense of the United States. The Act provides that all deck and engineering officers employed on vessels on which an operating differential subsidy is paid or on Department of Commerce vessels shall, if eligible, be members of the U.S. Naval Reserve.

Those comments received in support of the proposed amendments raised the following for consideration:

1. The proposed amendments are analogous to the existing regulations concerning apprentice engineers, and it would be discriminatory not to provide similar rules applicable to deck officers, and in view of the success of an existing apprentice engineer program, no reason can be determined as to why a similar program applicable to deck officers would not be equally as successful.

2. The proposed amendments could offer career and educational opportunities to young persons who cannot afford the financial burdens of other schools.

3. There is no question as to the adequacy of the number of persons holding licenses as third mate but that in order to encourage career retention into the mid and upper grades of deck licenses, this alternate means of providing licensed deck officers should be supported.

4. The proposed program is considered to be within the federal guidelines for existing state academies, but it would provide more realistic training.

5. Adding liberal arts subjects to a curriculum to satisfy baccalaureate requirements does not guarantee a more professional merchant marine officer.

6. The absence of covert or overt pressures upon programs at a public institute would only provide another source of supply of qualified personnel, not preclude career advancement in the traditional manners.

7. Objection to an apprentice mate program would, by inference, object as well to the traditional method of advancement from unlicensed ranks and be contrary to tradition by not allowing such an avenue of advancement because a person could not afford a four-year college.

The seatime portion of the training for an apprentice mate is consistent with the seatime required in the apprentice engineer's program presently conducted at the Calhoon MEBA School of Engineering.

A three-year apprentice mate program would not represent a reduction in the standards for licensing. The minimum service to establish eligibility to be examined for a license as third mate of ocean steam or motor vessels of any gross tons upon oceans is 3 years on deck of ocean or coastwise steam or motor vessels of 1,000 gross tons or over of which 6 months shall have been while holding certification as an able seaman. 46 CFR 310.3(c) provides that the minimum period of training required at state academies or colleges is 3 years. For the coastally located schools, at least 6 months of the total time must be aboard a schoolship in cruise status.

The decisions to provide a four-year course leading to a baccalaureate degree at state academies or colleges were not made by the Federal Government, the decisions were made by the states. The states are free to return, at any time, to the minimum program required by federal regulations.

An analysis has been made of the curriculum of the proposed program with the curriculums of 3 of the schools in the same general geographic area. It was found that, insofar as nautical subjects are concerned, the content and depth offered under the proposed program is at least equal to any of the existing schools. Additionally, the proposed program would require twelve months sea service, all aboard the type of vessels the graduate might later be called to serve upon. It is the view of the Coast Guard that this represents a proper professional approach.

The Coast Guard will not require apprentice mates to be listed on any vessels' certificate of inspection, thus not requiring an increase in the cost of operating a vessel. The owners of vessels will determine whether or not the vessels will carry apprentice mates.

The possible jeopardization of existing training programs has been appraised but is not considered valid. Vocational training has been accepted in the maritime industry for training mariners and providing motivation for a seagoing career.

The Coast Guard has not directly concerned itself with the supply and demand situation except to require an applicant for a license to present the required evidence to establish his eligibility to be examined and that a vessel be manned in accordance with its certificate of inspection. However, the Coast Guard does have a responsibility to ensure that competent persons are provided to man U.S. vessels. This has led to the Coast Guard's granting of approval to appropriate programs designed for licensed, as well as unlicensed, personnel where it is shown that such programs will improve the mariner's skills.

The endorsement as apprentice mate does not authorize the holder to fill any of the regular ratings. Thus, an apprentice mate would be in addition to those junior ratings forming part of a navigational watch required by the IMCO Sub-Committee on Standards of Training and Watchkeeping.

An approved apprentice mate program will require an instructor holding a license issued by the Coast Guard to accompany any group of apprentices aboard vessels.

Only one-third of the required sea training would be gained on foreign flag vessels. This method has an advantage over assigning one or two future officers to a vessel where their acceptance and the quality of their training may be in direct proportion to the interest shown by the officers aboard the vessels to which they are assigned and the interest of the trainee himself. Allowing part of the training on foreign flag vessels will provide the trainees an opportunity to broaden their experience and gain a better knowledge of international practices, while retaining their obtainment of practical, on-the-job-training.

The Coast Guard has and will remain open to reviewing training programs submitted for approval, be they from management, labor, or the academic worlds. Where it has been found that the proposed training can fulfill a need, approval has been generally granted. This holds true whether the training be for unlicensed personnel, such as both large maritime unions now provide for their members, or for programs directed towards critical officer skills. Often such training is only available to a limited group of persons. Not all persons employed at sea are affiliated with the organizations sponsoring training programs and cannot avail themselves of training facilities. Further, with the exception of certain organizations' schools, there are few programs offered to upgrade the skills of active mariners. For these reasons, it is concluded that an apprentice program offered at a public institution which has also expressed interest in developing programs for the active mariner regardless of any particular affiliation is to be encouraged. The acceptance and number of persons







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licensed as a result of the training received at Southern Maine Vocational Technical Institute will be dependent upon the number of students for whom vessel operators will provide an opportunity to gain the necessary sea service and training.

The comment concerning court rulings on new manning requirements and their impact on labor relations in the maritime industry must be considered in light of the Fifth Circuit Court of Appeals decision in Le Bus v. Seafarers' Union (68 LRRM 2909). In that case, the Court held that an appeal from a denial of an injunction to restrain a union from an alleged violation of section 8(b)(4)(D) of the Labor Management Relations Act jurisdictional strike provision was moot. The Marine Engineers Beneficial Association (MEBA) placed two apprentice engineers aboard vessels belonging to Delta Steamship Lines. Delta had an exclusive collective bargaining agreement with Seafarers' International Union (SIU) for hiring unlicensed personnel, and a similar agreement with MEBA for hiring licensed engineroom personnel. Delta and MEBA included apprentice engineers in the Delta-MEBA contract.

SIU demanded the discontinuance of the employment of unlicensed apprentice engineers and struck Delta. The National Labor Relations Board sought an injunction against the strike. The District Court denied the injunction and there was an appeal to the U.S. Court of Appeals.

Subsequent to the submission of the case to the Court of Appeals, the Executive Council of the AFL–CIO ruled against MEBA and found that MEBA had interfered with the established bargaining relationship between the SIU and Delta. MEBA removed the two apprentice engineers from the Delta vessels. The Court of Appeals held that, since the unions had reached an agreement, the appeal from the denial of the injunction was moot. The Court of Appeals did not rule on the merits, and did not prohibit the use of apprentice engineers.

The requirements of naval reserve membership as expressed in the Merchant Marine Act, 1936 are permissive to the extent that 46 U.S.C. 1132(g) provides that officers on certain vessels shall, if eligible, be members of the U.S. Naval Reserve. The requirement is not applicable to all U.S. vessels. The Navy will make the determination as to whether or not to offer training at institutions providing apprentice training.

After review and consideration of all comments, it is considered that the program proposed by Southern Maine Vocational Technical Institute would be an acceptable course to provide training.

The program offered by Southern Maine Vocational Technical Institute will consist of two academic years of instruction, and twelve months service and training afloat on commercial vessels of 1,000 gross tons or over. Not more than one-third of such sea service and training may be gained on other than vessels of U.S. registry, and students gaining service and training on vessels other than a U.S. registry must be accompanied by an instructor holding a deck officer's license issued by the U.S. Coast Guard. License examinations will not be authorized until such time as a student has successfully completed all academic and sea service requirements. Formal interim approval has been granted to such program as presently offered to extend for two years. Subsequent five-year periods of approval may be granted depending upon the training school's continued maintenance of a sound program of instruction and its continued acceptance by any interested party prepared to offer an opportunity for the enrolled students to gain the necessary sea service and training.

In consideration of the foregoing, Parts 10 and 12 of Title 46 of the Code of Federal Regulations are amended as follows:

§ 10.05–33 [Amended]

1. In § 10.05–33, by amending paragraph (a)(7) by striking "." and inserting "; or," in place thereof and by adding a new paragraph (a)(8) to read as follows:

(8) Satisfactory completion of a three-year apprentice mate training program approved by the Commandant.

2. By adding a new § 12.25–40 to read as follows:

§ 12.25–40 Apprentice mate.

A person enrolled in an apprentice mate training program approved by the Commandant who presents a letter or other documentary evidence that he is so enrolled may be issued a merchant mariner's document as apprentice mate and may be signed on ships as apprentice mate. The endorsement "apprentice mate" may be in addition to other endorsements. However, this endorsement as apprentice mate does not authorize the holder to fill any of the regular ratings.

(R.S. 4405, as amended (46 U.S.C. 375), R.S. 4461, as amended (46 U.S.C. 416), R.S. 4438, as amended (46 U.S.C. 224), R.S. 4438a, as amended (46 U.S.C. 224a), R.S. 4440, as amended (46 U.S.C. 228), R.S. 4551, as amended (46 U.S.C. 643); 46 U.S.C. 672, 689; 49 U.S.C. 1655(b)(1); 49 CFR 1.46(b)).

Effective date: These amendments shall be effective September 12, 1975.

Dated: August 8, 1975.

O. W. SILER,
*Admiral, U.S. Coast Guard*
*Commandant.*

[FR Doc.75–21157 Filed 8–12–75;8:45 am]

## CHAPTER IV—FEDERAL MARITIME COMMISSION

[General Order No. 33; Docket No. 72–62]

## PART 506—REGULATIONS TO ADJUST OR MEET CONDITIONS UNFAVORABLE TO SHIPPING IN THE FOREIGN TRADE OF THE UNITED STATES

### Correction

The following changes should be made in the preamble and regulations issued in this proceeding published in the FEDERAL REGISTER July 9, 1975 (40 FR 28801).

1. The third sentence under the heading *"506.3 Findings—Conditions unfavorable to shipping in the foreign trade of the United States,"* in the preamble to the new regulations (middle column, p. 28801) should read:

Appropriate sanctions for rebating are generally provided in section 18(b)(3) of the Shipping Act, 1916. Since rebating is also a condition unfavorable to shipping in the foreign trade which arises out of or results from competitive methods or practices, the Commission may issue rules and regulations to combat such rebating under the general terms of these regulations. It is not therefore necessary to make the amendment proposed.

2. The phrase "and Title V of the Independent Offices Appropriations Act of 1952 (31 U.S.C. 483(a))" should be deleted where it appears as authority for issuance of these regulations.

By the Commission.

[SEAL] FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75–21140 Filed 8–12–75;8:45 am]

## Title 49—Transportation

## SUBTITLE A—OFFICE OF THE SECRETARY OF TRANSPORTATION

[OST Docket No. 1; Amdt. 1–112]

## PART 1—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES

### Delegation to the Assistant Secretary for Environment, Safety, and Consumer Affairs

The purpose of this amendment is to delegate to the Assistant Secretary for Environment, Safety and Consumer Affairs authority and responsibilities vested in the Secretary by the National Historic Preservation Act of 1966.

Since this amendment relates to Departmental management, procedures and practices, notice and public procedure thereon are unnecessary and it may be made effective in fewer than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing, Part 1 of title 49, Code of Federal Regulations, is amended as follows:

In section 1.58, paragraphs (f) and (h) are redesignated (d) and (e), and a new paragraph (f) is added, to read as follows:

§ 1.58 Delegations to Assistant Secretary for Environment, Safety and Consumer Affairs.

* * * * *

(f) Perform any functions of the Secretary as a member of the Advisory Council on Historic Preservation.

(Sec. 9(e), Department of Transportation Act (49 U.S.C. 1657(e)))

Issued in Washington, D.C., on August 5, 1975.

Effective date: This amendment is effective August 13, 1975.

WILLIAM T. COLEMAN, Jr.,
*Secretary of Transportation.*

[FR Doc.75–21110 Filed 8–12–75;8:45 am]





## CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket 74–33; Notice 3]

## PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

### Protection From Steering Control System; Response To Petition for Reconsideration

This notice responds to a petition for reconsideration of the notice published April 24, 1975 (40 FR 17992), which exempts from the application of Standard No. 203 (49 CFR 571.203) vehicles conforming to the frontal barrier crash requirements (S5.1) of Standard No. 208 (49 CFR 571.208) by means other than seat belt assemblies.

One petition for reconsideration, from American Motors Corporation (AMC), was received. The petitioner requests that the exemption be extended to vehicles conforming to the frontal barrier crash requirements of Standard No. 208 by any means, including seat belts.

The NHTSA has concluded that AMC's petition should be denied. AMC argues that the requirements of Standard No. 203 are inappropriate for a vehicle equipped with a seat belt system conforming to Standard No. 208 because, when restrained by such a belt, the driver will impact his head on the steering control system instead of his chest. AMC also asserts that Standard Nos. 203 and 208 are redundant, and therefore the economic burden of compliance testing for both standards is not justifiable. The NHTSA agrees with AMC that seat belt restraint systems afford significant protection from chest injuries suffered by impact with the steering control system. However, that does not mean that if a vehicle is equipped with such a restraint system, the protection afforded by Standard 203 is redundant. First, the incidence of non-use of seat belt restraint systems conforming to Section 208 is high. Second, as noted above, even with seat belt restraints, there is still a potential impact by the driver with the steering control system. Therefore, the driver of a vehicle equipped with seat belt restraints still needs the protection afforded by Standard No. 203.

For the reasons stated above, the petition of American Motors Corporation is denied.

(Sec. 103, 119, Pub. L. 89563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.51)

Issued on August 7, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75–21088 Filed 8–12–75;8:45 am]

[Docket No. 74–14; Notice 4]

## PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

### Occupant Crash Protection

This notice amends Standard No. 208, *Occupant crash protection*, 49 CFR 571.208, to continue until August 31, 1976, the present three options available for occupant crash protection in passenger cars. This amendment replaces provisions of the standard which were to have come into effect on August 15, 1975, but were suspended as a result of the decision of the U.S. Court of Appeals for the Sixth Circuit in *Chrysler v. DOT*, 472 F2d 659 (6th Cir. 1972).

This extension of the present occupant crash protection options was proposed April 10, 1975 (40 FR 21617). Vehicle manufacturers and the American Safety Belt Council (ASBC) supported the proposal, but requested that the modifications apply indefinitely instead of being limited to a 1-year extension. Ford Motor Company, Chrysler Corporation, and Volkswagen of America also asked that the future provisions for light trucks and multipurpose passenger vehicles (MPV) (S4.2.3) be similarly modified. The California Traffic Safety Foundation and the Vehicle Equipment Safety Commission supported the proposal but only for the 1-year period for which it was proposed.

While the NHTSA recognizes that the present crash protection options will in all likelihood be in effect for some period after August 31, 1976, the agency has not proposed more than the 1-year extension. The Administrative Procedures Act specifies, with limited exceptions, that notice and opportunity to comment be provided interested persons in the case of agency rulemaking proceedings (§ 553(b)). The NHTSA intends to propose the long-term requirements for occupant crash protection, both for passenger cars and for light trucks and MPV's, as soon as possible.

Until that time, the NHTSA finds that manufacturers must be assured of the regulations for occupant crash protection as they apply to upcoming production. In consideration of the foregoing, Standard No. 208 (49 CFR § 571.208) is amended as follows:

1. The title and first sentence of S4.1.2 is amended to read:

S4.1.2 *Passenger cars manufactured from September 1, 1973, to August 31, 1976.* Passenger cars manufactured from September 1, 1973, to August 31, 1976, inclusive, shall meet the requirements of S4.1.2.1, S4.1.2.2, or S4.1.2.3.

2. S4.1.3 is revoked and reserved.

*Effective date:* August 13, 1975. Because the present requirements for occupant crash protection terminate in less than 30 days and manufacturers need to be advised of the continuation of the requirements as soon as possible, it is found for good cause shown that an effective date sooner than 30 days following the date of publication is in the public interest.

(Sec. 103, 119, Pub. L. 89–563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.51.)

Issued on August 8, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75–21282 Filed 8–11–75;2:58 pm]

## CHAPTER X—INTERSTATE COMMERCE COMMISSION

[S. O. 1217]

## PART 1033—CAR SERVICE

### Chicago, Milwaukee, St. Paul and Pacific Railroad Co.

At a Session of the INTERSTATE COMMERCE COMMISSION, Railroad Service Board, held in Washington, D.C., on the 8th day of August, 1975.

*It appearing,* That the Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW), in Finance Docket 27771, has requested authority to operate over tracks of the Burlington Northern Inc. (BN), between milepost 1475.66 at Spokane, Washington, and milepost 1431.25 at Newport, Washington, a distance of approximately 44.37 miles; over the Oregon-Washington Railroad & Navigation Company (OWRN), Union Pacific Railroad Company lessee, between Engineer's Station 2467+13 and Engineer's Station 2490+26.6, a distance of approximately 2513 feet, at Spokane, Washington; over 491 feet of OWRN tracks connecting the OWRN with the BN in the vicinity of Engineer's Station 2458+96.9 at Spokane; and over 2628 feet of the BN connecting track between BN Engineer's Station 1283+16.1 and BN Engineer's Station 1256+88.0, including the right to cross the Spokane International Railroad Company's tracks at BN Engineer's Station 1281+67.3, at Spokane; that the order of the Commission authorizing the aforedescribed operation does not become effective until September 2, 1975; that immediate operation by the MILW over the aforementioned tracks of the BN and OWRN will facilitate the construction of Interstate Highway 90, which intersects the MILW near McGuires, Idaho; in the interest of the public and commerce of the people. Accordingly, the Commission finds that notice and public procedure herein are impracticable and contrary to the public interest, and that good cause exists for making this order effective upon less than thirty days' notice.

*It is ordered,* That:

§ 1033.1217 Service Order No. 1217.

(a) (*Chicago, Milwaukee, St. Paul and Pacific Railroad Company authorized to operate over tracks of Oregon-Washington Railroad & Navigation Company, Union Pacific Railroad Company, Lessee, and over tracks of Burlington Northern Inc.*) The Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW) be, and it is hereby, authorized to operate over tracks of the Burlington Northern Inc., (BN) between milepost 1475.66, at Spokane, Washington, and milepost 1431.25, at Newport, Washington, a distance of approximately 44.37 miles; over the Oregon-Washington Railroad & Navigation Company (OWRN), Union Pacific Railroad Company, Lessee, between Engineer's Station 2467+13 and Engineer's Station 2490+26.6, a distance of approximately 2513 feet, at Spokane, Washington; over 491 feet of OWRN tracks connecting the OWRN with the BN in the vicinity of Engineer's Station 2458+96.9 at Spokane; and over 2628

feet of the BN connecting track between BN Engineer's Station 1283+16.1 and BN Engineer's Station 1256+88.0, including the right to cross the Spokane International Railroad Company's tracks at BN Engineer's Station 1281+67.3, at Spokane.

(b) *It is further ordered*, That the MILW be, and it is hereby directed, to continue to provide railroad service in accordance with its tariff to all shippers located on its line between milepost 0.0 at McGuires, Idaho and milepost 43.87 at Newport, Washington, pending consummation of the abandonment of that line in accordance with the order of the Commission in Docket AB-7 (Sub No. 18), dated July 23, 1975.

(c) *Application.* The provisions of this order shall apply to intrastate, interstate, and foreign traffic.

(d) *Effective date.* This order shall become effective at 12:01 a.m., August 11, 1975.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., September 3, 1975, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10–17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10–17), 15(4), and 17(2).)

*It is further ordered*, That copies of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21206 Filed 8-12-75;8:45 am]

## Title 50—Wildlife and Fisheries

## CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

### PART 17—ENDANGERED AND THREATENED WILDLIFE

### Amendment Listing the Grizzly Bear of the 48 Coterminous States as a Threatened Species

*Correction*

In FR Doc. 75-19448 appearing at page 31734 of the issue for Monday, July 28, 1975, in § 17.32(d), page 31736, delete "the Flat head National Forest" from the fifth and sixth lines, and insert "the Flathead National Forest" in the twelfth line, immediately preceding "The Bob Marshall Wilderness".

## PART 32—HUNTING

### Waubay National Wildlife Refuge, S. Dak.

The following special regulation is issued and is effective on August 13, 1975.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

SOUTH DAKOTA

WAUBAY NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Waubay National Wildlife Refuge, South Dakota, is permitted from November 22, 1975 through November 30, 1975, only on the area designated by signs as open to hunting. This area, comprising 4,591 acres, is delineated on a map available at refuge headquarters, Waubay, South Dakota, and from the Area Manager, U.S. Fish and Wildlife Service, 439 Federal Building, P.O. Box 250, Pierre, S. Dak. 57501. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1975.

ROBERT R. JOHNSON,
*Refuge Manager, Waubay National Wildlife Refuge, Waubay, S. Dak. 57273.*

AUGUST 4, 1975.

[FR Doc.75-21164 Filed 8-12-75;8:45 am]

## CHAPTER II—NATIONAL MARINE FISHERIES SERVICE, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, DEPARTMENT OF COMMERCE

### SUBCHAPTER H—TUNA FISHERIES

### PART 285—ATLANTIC TUNA FISHERIES

Notice is hereby given that, pursuant to Section 6 of the Atlantic Tunas Convention Act of 1975 (the Act), Chapter II of Title 50, Code of Federal Regulations, is amended by adding a new Part 285—Atlantic Tuna Fisheries and by revising Subchapter H to read "Tuna Fisheries."

The Act, among other things, provides authority to the Secretary of Commerce (the Secretary) to promulgate regulations which implement recommendations adopted by the Commission established under the provisions of the International Convention for the Conservation of Atlantic Tunas (the Commission). Section 6(d) of the Act directs the Secretary to promulgate, within 30 days of its enactment, regulations which are necessary and appropriate to implement and carry out the 1974 recommendations of the Commission with respect to Atlantic bluefin tuna (*Thunnus thynnus thynnus*). In accordance with Section 6(d) of the Act, regulations with respect to Atlantic bluefin tuna are set forth below. These regulations establish fishing seasons, quotas, reporting requirements, enforcement procedures and penalties. The authority of the Secretary under the Act has been delegated to the Director, National Marine Fisheries Service (the Director).

Prior to passage of the Act and the authority contained therein to promulgate these regulations, the Director had proposed listing Atlantic bluefin tuna as a threatened species pursuant to the Endangered Species Act of 1973, 16 U.S.C. 1531 *et seq.*, and implementing the Commission's recommendations through protective regulations provided for in the Endangered Species Act (see 40 FR 14777). The proposed listing was based, in part, on the inadequacy of existing statutory authorization to regulate. In view of the regulatory regime hereinafter set forth, the basis for proposing to list Atlantic bluefin tuna as a threatened species no longer exists. Consequently, by this publication the Public is hereby notified that the Director will initiate steps to terminate action to list, at this time, Atlantic bluefin tuna as a threatened species.

As a result of the proposed listing of Atlantic bluefin tuna as a threatened species, comments from the Public were solicited and a public hearing was held in Boston, Massachusetts, on May 16, 1975, with respect to, among other things, the proposed protective regulations. Consequently, although the Public has not had an opportunity to comment on the regulations promulgated hereunder, the Public's views expressed on the proposed protective regulations for Atlantic bluefin tuna under the Endangered Species Act of 1973, both written and oral, have been considered in these regulations.

The recommendations adopted by the Commission which are implemented by the regulations set forth hereunder are the following:

(1) That the Contracting Parties take the necessary measures to prohibit any taking and landing of bluefin tuna (*Thunnus thynnus thynnus*) weighing less than 6.4 kg. Notwithstanding the above regulation, the Contracting Parties may grant tolerances to boats which have incidentally captured bluefin weighing less than 6.4 kg., with the condition that this incidental catch should not exceed 15% of the number of fish per landing of the total bluefin catch of said boats or its equivalent in percentage by weight.

(2) That as a preliminary step, the Contracting Parties that are actively fishing for bluefin tuna (*Thunnus thynnus thynnus*) or those that incidentally catch it in significant quantities shall take the necessary measures to limit the fishing mortality of bluefin tuna to recent levels for a period of one year.

With respect to the second recommendation on page 18 of the *Proceedings of the Third Regular Meeting of the Council* the following appears:

It was also clarified that interpretation of the recent levels (of fishing mortality of bluefin tuna), referred to in the second proposal, should be left to each member state. It was also suggested that each country should be free to choose whether to limit catch or effort. This flexibility is particularly necessary because bluefin statistics for some countries are presently very inadequate.





In implementing the second recommendation, the Director chose to limit catch as a means to keep the fishing mortality of Atlantic bluefin tuna at recent levels. On the basis of the data available, there is indication that levels of fish mortality of Atlantic bluefin tuna vary with the size of Atlantic bluefin tuna. Consequently, the regulations are written in a way which reflects the relationship of recent fishing mortality levels to a particular size of Atlantic bluefin tuna.

For purposes of the 1975 fishing season, and these regulations, all Atlantic bluefin tuna taken during this calendar year will be considered by the Director in determining, among other things, when the quotas in Section 285.12 have been reached. In this connection, the quota for fishing by purse seining for Atlantic bluefin tuna that weigh between 14 pounds round weight and 115 pounds round weight is 1,100 short tons. This amount has been reached at this time. Consequently, there will be no open season this year for fishing by purse seining for Atlantic bluefin tuna that weigh between 14 pounds round weight and 115 pounds round weight.

With respect to fishing by purse seining for Atlantic bluefin tuna that weigh in excess of 300 pounds round weight and fishing by methods other than purse seining for Atlantic bluefin tuna that weigh between 14 pounds round weight and 115 pounds round weight or in excess of 300 pounds round weight, the open seasons commence as of this date.

Section 9 of the Act provides for regulations to be effective within the territorial sea of the United States (generally the area over which the States have jurisdiction pursuant to the Submerged Lands Act, 43 U.S.C. 1301–1343), provided that the Secretary first determines that:

a. Within a reasonable period of time after promulgation of these regulations States have not adopted measures which implement the Commission's recommendations; or

b. If a State adopts regulations they are:

(1) less restrictive; or

(2) not effectively enforced.

There is also provision for a State to request a hearing on the record to consider these issues. However, both the House Report (H.R. Rep. No. 94–295, 1st Sess. (1975) at p. 17) and the Senate Report (S. Rep. No. 94–269, 1st Sess. (1975) at p. 11) note that for the 1975 fishing season the respective Committees have no objection to the provisions of Section 9(d)(2) being waived. Consequently, in view of both the Senate and House Reports and the importance of meeting international obligations, these regulations will be immediately effective within the territorial sea of the United States subject, however, to the right of a State to request a hearing within 30 days from this date in accordance with the Act. In the event such a hearing is held, should the Secretary determine on the basis of the evidence of record that a State has promulgated regulations which implement the Commission's recommendations, that such regulations are not less restrictive than the regulations hereinafter set forth and that such regulations are effectively enforced, the regulations hereinafter set forth shall not, from the date of the Secretary's determination, be effective in the waters over which the State has jurisdiction. For fishing seasons after December 31, 1975, the procedures set forth in Section 9 of the Act shall be implemented prior to including the territorial sea of the United States in the regulatory area.

The Act does not provide for the immediate promulgation of regulations to implement the Commission's recommendations with respect to yellowfin tuna (*Thunnus albacares*) or to implement immediately regulations which establish importation restrictions on various regulated species or species under investigation by the Commission. Consequently, the promulgation of such regulations will be in accordance with rulemaking procedures required by the Act. It is anticipated that proposed regulations in this regard will be published by September 1975.

Subchapter H of Chapter II of Title 50, Code of Federal Regulations is titled "Eastern Pacific Tuna Fisheries." That subchapter heading is amended to read "Tuna Fisheries" in view of the fact that Atlantic tuna fisheries are now included in the subchapter.

In accordance with Executive Order No. 11821 dated November 27, 1974, it is hereby certified that the inflationary impact of this action on the Nation has been carefully evaluated. The additional Federal expenditures required are so minimal that no substantial impact on the Nation is anticipated.

Issued at Washington, D.C., and dated August 11, 1975.

*Effective date:* This part becomes effective on August 13, 1975.

JACK W. GEHRINGER,
*Acting Director,*
*National Marine Fisheries Service.*

In consideration of the foregoing, Chapter II of Title 50, Code of Federal Regulations is amended by adding the following new Part 285 and revising the title of Subchapter H to read as set forth above.

Subpart A—General

Sec.
285.1 Definitions.
285.2 Basis and purpose.
285.3 Prohibitions.
285.4 Civil penalties.
285.5 Enforcement.
285.6 Civil procedures.
285.7 Persons and vessels exempt.

Subpart B—Atlantic Bluefin Tuna (Thunnus thynnus thynnus)

285.10 Authorized fishing.
285.11 Open and closed seasons.
285.12 Quotas.
285.13 Incidental catch.
285.14 Reporting requirements.
285.15 Presumptions.

Subpart C—Yellowfin Tuna (Thunnus albacares)

285.20 [Reserved].

Subpart D—Restrictions on Tuna Imports

285.30 [Reserved].

AUTHORITY: Pub. L. 94–70.

### Subpart A—General

§ 285.1 Definitions.

In addition to the meaning ascribed by the Act, if any, the following terms shall mean:

(a) Angling—means the taking or the attempted taking of fish with a hand-held rod and reel designed and manufactured for the purpose of sport.

(b) Atlantic bluefin tuna—means the species of fish scientifically known as *Thunnus thynnus thynnus*.

(c) Closed season—means the time during which a regulated species may not be lawfully taken within the regulatory area, except in limited quantities as an incident to fishing for species of fish other than Atlantic bluefin tuna with which Atlantic bluefin tuna may be mingled.

(d) Commercial activity—means all activities, other than fishing, of industry and trade, including but not limited to, the buying and selling of a regulated species and activities conducted for the purpose of facilitating such buying and selling.

(e) Commission—means the International Commission for the Conservation of Atlantic Tunas established pursuant to Article III of the Convention.

(f) Convention—means the International Convention for the Conservation of Atlantic Tunas, signed at Rio de Janeiro May 14, 1966, 20 U.S.T. 2887, including any amendments or protocols which are or become effective for the United States.

(g) Council—means the Council established within the International Commission for the Conservation of Atlantic Tunas pursuant to Article V of the Convention.

(h) Dealer—means any person (as hereinafter defined) who engages in a commercial activity with respect to a regulated species or parts thereof.

(i) Director—means the Director of the National Marine Fisheries Service.

(j) Fishing—means the catching, taking, or fishing for, or the attempted catching, taking, or fishing for, any species of fish covered by the Convention, or any activities in support thereof.

(k) Fishing vessel—includes all watercraft, except purse seine skiffs, which are used, used in support of, or outfitted for, catching, taking, processing or transporting fish.

(l) Open season—means the time during which a regulated species may be lawfully taken within the regulatory area in accordance with established quotas or other limitations.

(m) Person—includes any individual, partnership, corporation, or association subject to the jurisdiction of the United States.

(n) Purse seining—means the taking or the attempted taking of fish by means of an encircling net and associated gear used in commercial fishing operations.

(o) Quota—means the amount of fish, measured either by number or weight, that may be retained.

(p) Regulatory area—means all waters of the Atlantic Ocean including adjacent seas except those waters over which States have jurisdiction within the territorial sea of the United States and which have been specifically exempted by the Secretary.

(q) Secretary—includes the Secretary of Commerce or his designee.

(r) State—means the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico and the territories and possessions of the United States.

(s) The Act—means Atlantic Tunas Convention Act of 1975, Pub. L. 94–70.

**§ 285.2 Basis and purpose.**

(a) At a Tuna Symposium convened in Dakar, Senegal December 12–17, 1960, the Commission for Technical Cooperation in Africa South of the Sahara suggested the need to develop international procedures for the conservation of Atlantic tunas. The idea gained support and culminated in the convening of a Conference of Plenipotentiaries on the Conservation of Atlantic Tunas in Rio de Janerio, Brazil, during May 2–14, 1966. The Conference prepared the International Convention for the Conservation of Atlantic Tunas, which entered into force March 21, 1969, after ratification by Canada, Japan, France, Ghana, South Africa, Spain, and the United States. Ratifications have been deposited by Brazil, Cuba, Ivory Coast, Korea, Morocco, Portugal and Senegal since the Convention entered into force.

(b) The International Commission for the Conservation of Atlantic Tunas (ICCAT) has been established under the authority of the Convention. The Commission is responsible for the study of the populations of tuna and tuna-like fishes in the Atlantic Ocean and is empowered to recommend proposals for joint action by member governments aimed at maintaining these stocks at levels which will permit the maximum sustainable catch. The Commission structure also includes a Council which serves as an executive body between biennial meetings of the Commission.

(c) The First Regular Meeting of the Commission held in Rome, December 1–6, 1969, and the First Regular Meeting of the Council in Madrid, November 16–20, 1970, centered on organizational questions. Priority was given to the collection of basic data by the Secretariat from member countries on tuna fisheries and to the organization of a Standing Committee on Research and Statistics (SCRS). The Committee, composed of scientists from member countries, is responsible for coordinating and reviewing data collection and stock assessment work on tuna and tuna-like species in the Atlantic.

(d) At the second biennial meeting of the Commission held in Madrid December 2–7, 1971, the SCRS reviewed the somewhat limited data available and warned that regulatory measures may be needed in the future (1) to control the taking of Atlantic bluefin and yellowfin tuna below a certain size and (2) to reduce fishing intensity on yellowfin tuna.

(e) At the Second Regular Meeting of the ICCAT Council in Madrid November 29–December 5, 1972, The Council recommended a ban on taking and landing yellowfin tuna weighing less than 3.2 kilograms but provided for an incidental catch allowance for yellowfin tuna weighing less than 3.2 kilograms of 15 percent of all yellowfin onboard. The Council held its Third Regular Meeting in Madrid November 20–26, 1974, at which time it adopted two regulatory measures for Atlantic bluefin tuna which included a 6.4 kilogram minimum size and a limit on fishing mortality of Atlantic bluefin tuna to recent levels for a period of one year. The Council's recommendations were formally approved by a majority of the Commission members in February 1975.

(f) On August 5, 1975, the President signed into law the Atlantic Tuna Convention Act of 1975, which under certain conditions authorizes the Secretary to implement the Commission's recommendations. The Secretary's authority under the Act has been delegated to the Director.

(g) The regulations in this part are designed to implement the provisions of the Act and the Commission's recommendations for conservation.

**§ 285.3 Prohibitions.**

(a) It shall be unlawful—

(1) For any person in charge of a fishing vessel or any fishing vessel subject to the jurisdiction of the United States to engage in fishing in violation of these regulations; or

(2) For any person to ship, transport, purchase, sell, offer for sale, import, export, or have in custody, possession, or control any fish which he knows, or should have known, were taken or retained contrary to these regulations, without regard to the citizenship of the person or fishing vessel which took the fish.

(b) It shall be unlawful for a dealer or master or any person in charge of any fishing vessel subject to the jurisdiction of the United States to fail to make, keep, or furnish any catch returns, statistical records, or other reports required by these regulations to be made, kept, or furnished by such dealer, master or person.

(c) It shall be unlawful for a dealer or master or any person in charge of any fishing vessel subject to the jurisdiction of the United States to refuse to permit any person authorized to enforce the provisions of these regulations, to enter the premises of said dealer or to board such vessel in order to inspect its catch, equipment, books, documents, records, or other articles or question the persons onboard in accordance with the provisions of these regulations, or to obstruct such officials in the execution of such duties.

(d) It shall be unlawful for any person to improt from any country any fish in any form of those species subject to regulation pursuant to a recommendation of the Commission, or any fish in any form not under regulation but under investigation by the Commission, during the period such fish have been denied entry in accordance with the provisions of these regulations.

**§ 285.4 Civil penalties.**

Any person who—

(a) Violates any provision of § 285.3 (a) of this Part shall be assessed a civil penalty of not more than $25,000 and for any subsequent violation of said section shall be assessed a civil penalty of not more than $50,000;

(b) Violates any provision of § 285.3 (b) or (c) of this Part shall be assessed a penalty of not more than $1,000 and for any subsequent violation of said subsection shall be assessed a civil penalty of not more than $5,000; or

(c) Violates any provision of § 285.3 (d) of this Part shall be assessed a civil penalty of not more than $100,000.

**§ 285.5 Enforcement.**

(a) These regulations and the provisions of the Act shall be enforced jointly by the Secretary, the Secretary of the department in which the Coast Guard is operating, and the United States Customs Service.

(b) Enforcement Agents of the National Marine Fisheries Service shall enforce these regulations and the provisions of the Act on behalf of the Secretary and may take any actions authorized by the Act and these regulations with respect to enforcement. The Secretary may utilize, by agreement, the personnel, services, and facilities of any other Federal Agency for the purposes of enforcing this Act. Pursuant to the limitations of section 6 of the Act, the Secretary may also designate personnel of a State to enforce these regulations and the provisions of the Act.

**§ 285.6 Civil procedures.**

The method for assessment of civil penalties for violation of these regulations or the Act shall be in accordance with the rules and procedures set forth in 50 CFR Part 218.

**§ 285.7 Persons and vessels exempt.**

Nothing contained in this Part shall apply to any person or vessel authorized by the Commission, the Director, or any State to engage in fishing for research purposes.

**Subpart B—Atlantic Bluefin Tuna (Thunnus thynnus thynnus)**

**§ 285.10 Authorized fishing.**

Fishing for Atlantic bluefin tuna that weigh between 14 pounds round weight (6.4 kg.) and 115 pounds round weight (52.3 kg.) or in excess of 300 pounds round weight (136.4 kg.) by persons or fishing vessels subject to the jurisdiction of the United States is authorized in the regulatory area only during open season. Fishing for Atlantic bluefin tuna that weigh less than 14 pounds round weight or in excess of 115 pounds round weight but less than 300 pounds round weight





by persons or fishing vessels subject to the jurisdiction of the United States is not authorized at any time in the regulatory area. However, Atlantic bluefin tuna that weigh less than 14 pounds or in excess of 115 pounds round weight but less than 300 pounds round weight may be incidentally taken in the course of fishing in the regulatory area by persons or fishing vessels subject to the jurisdiction of the United States only in the manner and in the numbers or weights, as the case may be, as set forth in § 285.13.

**§ 285.11 Open and closed seasons.**

(a) The Director shall announce in the FEDERAL REGISTER the opening and the closing of the seasons or areas for the taking of Atlantic bluefin tuna. In determining whether a season or area shall be opened and when a season or area shall be closed for the calendar year 1975, the Director will take into consideration the number or tons, as the case may be, of Atlantic bluefin tuna taken during the period from 1 January 1975 to the date these regulations are promulgated.

**§ 285.12 Quotas.**

The quotas, by method of fishing, for Atlantic bluefin tuna in the regulatory area during the open season are as follows:

(a) Purse seining:

(1) The total annual quota for Atlantic bluefin tuna that weigh between 14 pounds (6.4 kg.) round weight and 115 pounds (52.3 kg.) round weight is 1,100 short tons (997 metric tons).

(2) The total annual quota for Atlantic bluefin tuna that weigh in excess of 300 pounds (136.4 kg.) round weight is 200 short tons (182 metric tons).

(b) Fishing by other than purse seining:

(1) The total annual quota of Atlantic bluefin tuna which weigh in excess of 300 pounds round weight is 2,250 tuna of which no more than 200 tuna shall be taken south of a line extending from the entrance to Chatham Harbor, Massachusetts, east into the Atlantic Ocean.

(2) The daily bag limit per person for persons who angle for Atlantic bluefin tuna which weigh between 14 pounds round weight and 115 pounds round weight is four Atlantic bluefin tuna.

When the quota for a particular weight of Atlantic bluefin tuna has been reached, the Director shall, in accordance with § 285.11 close the season for Atlantic bluefin tuna of that weight.

**§ 285.13 Incidental catch.**

(a) Purse seine vessels fishing for Atlantic bluefin tuna weighing more than 14 pounds round weight but less than 115 pounds round weight, may, in addition, incidentally take on any one trip Atlantic bluefin tuna outside said weight limits provided, however, that the number of such tuna taken shall not exceed either 15 percent of the total number of Atlantic bluefin tuna taken which do not exceed said limits or 4 percent by weight of the total weight of Atlantic bluefin tuna taken which do not exceed said limits.

(b) Persons angling for Atlantic bluefin tuna, which weigh between 14 pounds round weight and 115 pounds round weight, may include in the daily bag limit one Atlantic bluefin tuna less than 14 pounds round weight and one Atlantic bluefin tuna greater than 115 pounds round weight but less than 300 pounds round weight.

(c) Persons or fishing vessels subject to the jurisdiction of the United States fishing for species of fish other than Atlantic bluefin tuna may, in addition, incidentally take on any one trip, or in the case of traps within any 30 day period, Atlantic bluefin tuna of any weight provided that said tuna do not exceed, by weight, 2% of the total weight of the fish taken.

(d) All Atlantic bluefin tuna taken incidentally shall be included in the quotas set forth in § 285.12.

**§ 285.14 Reporting requirements.**

(a) Reports and records required by this section when required to be forwarded to the National Marine Fisheries Service, should be forwarded to:

Director, Northeast Region
National Marine Fisheries Service
14 Elm Street, Federal Building
Gloucester, Massachusetts 01930

The tags referred to in (b) and (c) of this section may be obtained by writing to the same address.

(b) Any person or master or operator of any fishing vessel subject to the jurisdiction of the United States that takes an Atlantic bluefin tuna in excess of 300 pounds round weight shall affix through the fleshy part of the keel on the peduncle, an individually numbered tag furnished by the National Marine Fisheries Service. The person, master or operator shall complete the numbered card furnished with the tag and mail the card to the National Marine Fisheries Service within 72 hours of landing.

(c) It shall be the responsibility of any dealer who purchases or otherwise obtains an Atlantic bluefin tuna that weighs in excess of 300 pounds round weight to affix, unless there is already affixed upon the tail, through the fleshy part of the keel on the peduncle, an individually numbered tag furnished by the National Marine Fisheries Service. The dealer shall complete the numbered card furnished with the tag and mail the card to the National Marine Fisheries Service within 72 hours of receipt of such tuna. An affixed tag whether attached by a dealer, person or master or operator of a fishing vessel must remain in place until such tuna is being processed, packed for export or otherwise disposed of, at which time the dealer shall remove a 3–6 inch section of the tail (caudal peduncle) containing the tag, notify the National Marine Fisheries Service and retain the tail piece with tag for collection by a representative from the National Marine Fisheries Service.

(d) With respect to Atlantic bluefin tuna that weigh less than 300 pounds round weight, dealers shall maintain and forward to the National Marine Fisheries Service, within 72 hours of engaging in a commercial activity involving such Atlantic bluefin tuna, a complete record of such activity including the numbers, and disposition (names, addresses and where applicable country of origin) of such Atlantic bluefin tuna.

**§ 285.15 Presumptions.**

For purposes of this Part 285, there shall be a rebuttable presumption that Atlantic bluefin tuna which are of the following lengths when measured in a straight line from the tip of the nose to the fork of the tail weigh the amount noted in association with the length:

27 inches (68 cm.)—14 pounds (6.4 kg.).
56 inches (142 cm.)—115 pounds (52.3 kg.).
75 inches (191 cm.)—300 pounds (136.4 kg.).

For any Atlantic bluefin tuna which is less than or in excess of the lengths set forth herein, there shall be a rebuttable presumption that such Atlantic bluefin tuna correspondingly weighs less than or in excess of, as the case may be, the appropriate associated weights.

**Subpart C—Yellowfin Tuna (Thunnus albacares)**

**§ 285.20 [Reserved]**

**Subpart D—Restriction on Tuna Imports**

**§ 285.30 [Reserved]**

[FR Doc.75-21232 Filed 8-12-75;8:45 am]



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# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

**[ 27 CFR Part 4 ]**

[Notice No. 283; Reference No. 280]

### LABELING AND ADVERTISING OF WINE

### Extension of Comment Period on Proposed Definitions

This notice extends the period for comments on the notice, published July 17, 1975 (40 FR 30117), proposing regulations defining the terms "appellation of origin" and "viticultural area" in 27 CFR 4.10.

A request for an extension of thirty days was received from the Wine Institute, a wine industry trade association, on the basis that the summer schedule of various concerned vintners would make it impossible for the industry to properly consider the proposal by the published closing date of August 18, 1975.

The Bureau considers the request reasonable, and the comment period is hereby extended to September 17, 1975.

Signed: August 8, 1975.

WILLIAM R. THOMPSON,
*Acting Director.*

[FR Doc.75-21085 Filed 8-12-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

**[7 CFR Part 1251]**

[Docket No. ERPA-1]

### EGG RESEARCH AND PROMOTION ORDER

### Recommended Decision and Opportunity To File Written Exceptions

Notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to a proposed national research and promotion order for eggs, egg products, spent fowl, and products of spent fowl.

Interested persons may file written exceptions to this recommended decision with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 20250, no later than September 12, 1975. The exceptions should be filed in quadruplicate. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Hearing Clerk during regular business hours (7 CFR 127(b)).

The above notice of filing of the recommended decision and of opportunity to file exceptions thereto is issued pursuant to the provisions of the Egg Research and Consumer Information Act (7 U.S.C. 2701 et seq.), and the applicable rules of practice and procedure governing proceedings to formulate an order under the act, which were issued in the FEDERAL REGISTER, March 25, 1975, 40 F.R. 13198–13201, as corrected in the Federal Register, April 4, 1975, 40 F.R. 15065.

#### PRELIMINARY STATEMENT

The public hearing, on the record of which the recommended decision was formulated, was held at Atlanta, Georgia, May 6 and 7; at Philadelphia, Pennsylvania, May 12; at Des Moines, Iowa, May 15; at Dallas, Texas, May 19; and at South San Francisco, California, May 22, 1975. This hearing was held pursuant to notice thereof which was published in the FEDERAL REGISTER, March 27, 1975, 40 FR 13513–13517, as corrected in the FEDERAL REGISTER, April 8, 1975, 40 FR 15906. Such notice set forth a proposed order submitted by 19 State, regional, and national producer organizations on behalf of egg producers in the 48 contiguous States of the United States.

#### MATERIAL ISSUES

The material issues presented on the record of hearing are as follows:

(1) The existence of the right to exercise Federal jurisdiction;

(2) The need for the proposed research and promotion order to effectuate the purposes of the act;

(3) The determination of the specific terms and provisions of the proposed order as necessary to effectuate the declared policy of the act including:

(a) Definitions of terms used therein which are necessary and incidental to achieve the declared policy and objectives of the act;

(b) The establishment, maintenance, composition, procedure, powers, duties, and operation of a board which shall be the administrative agency for this order;

(c) The procedure to levy assessments on eggs handled and to incur expenses;

(d) The authority for establishing and financing the development and carrying out of programs and projects of research, producer and consumer education, and promotion and advertising designed to improve, maintain, and develop domestic and foreign markets for eggs, egg products, spent fowl, and products of spent fowl;

(e) The procedure for making refunds of assessments to producers who request them;

(f) The provisions for recordkeeping requirements and reports by producers, handlers, and other applicable individuals under section 7(c) of the act;

(g) The need for additional terms and conditions as set forth in sections 1251.350 through 1251.363 of the order which are necessary to effectuate provisions of the act.

#### FINDINGS AND CONCLUSIONS

The findings and conclusions on the material issues are based upon the evidence presented at the hearing and the record thereof, and are as follows:

(1) Eggs are produced and marketed in commercial volume in each of the 48 contiguous States of the United States. The distribution of egg production is not proportionate to population distribution by States and regions. The record evidence shows that on a regional basis the West North Central, South Atlantic, East South Central, West South Central, and Pacific regions each produce substantial surpluses of eggs, whereas the regions of New England, Middle Atlantic, East North Central, and Mountain are in a deficit position (assuming uniform per capita consumption in all areas). (These regions are used by the Statistical Reporting Service of the U.S. Department of Agriculture for some egg industry statistics.) Of the top 10 producing States in the Nation, only two, Texas and Pennsylvania, are egg-deficit States, meaning they do not produce enough eggs to supply their States' consumption. Egg-deficit States receive eggs from surplus-producing States in order to meet consumer demand. As a result, both eggs and spent fowl and their products move in large volume across State lines from producing to consuming areas. Import and export trade combined amounts to less than 1 percent of U.S. production.

Exhibit 5 received in evidence in Atlanta, entitled "Economic Characteristics of and Changes in the Market Egg Industry" shows that in 1969 processing plants producing frozen and dried eggs were concentrated in the Midwest and the South. For both shell eggs and processed eggs, there is little evidence of any trend toward self-sufficiency for every State or region. For example, while Boston receives the bulk of its eggs from the New England States, large shipments of eggs move from the Southern and Midwestern States into Boston and the balance of New England. In addition, eggs from California move to Colorado, Texas, Utah, and Wyoming.

Some eggs, spent fowl, and their products are consumed within the States





where grown, but even these affect interstate commerce, because they compete with eggs, spent fowl, and products thereof that move in interstate commerce. With modern communications, egg prices and/or the supply situation in any one area are promptly known in all other areas and have a direct effect on egg prices and marketings in all production areas.

The record evidence supports the finding that all eggs, spent fowl, products of spent fowl, and derivatives of egg production produced in the 48 contiguous United States are either in the current of interstate and foreign commerce or directly burden or affect interstate commerce of these products. Therefore, it is found that the right to exercise Federal jurisdiction with respect to the order as hereinafter set forth, is established.

(2) Eggs constitute one of the basic, natural foods in the human diet. Eggs are among the most economical, high protein foods in the supermarkets of America, yet the trend in demand is downward. The record evidence shows that many American consumers have not been adequately informed about the nutritional value of eggs. The order is needed to provide the egg industry with an opportunity to adopt a systematic program with which to get the facts about the advantages of using eggs to American consumers.

The record evidence shows that in 1974 farmers produced about 5.5 billion dozen eggs with gross sales amounting to approximately 3 billion dollars. The egg industry provides employment for many thousands of workers engaged directly in egg production and marketing, and for many more thousands of workers in allied industries, such as feed, transportation, equipment, and building. Total egg production in the United States has been declining on an annual basis since 1971, but more significant is the rapid decline in per capita consumption of eggs. In 1974, per capita consumption of eggs was down to 287 compared to 393 in 1951. The downward trend in the demand for eggs has had a depressing effect on the egg and allied industries.

Growthwise, the egg industry has grown only 12 percent during the past 25 years. Total annual production of eggs in 1974 at 5.5 billion dozen was only 0.6 billion dozen above the 4.9 billion dozen eggs produced in 1950.

Egg prices have generally trended downward since the late 1940's. Prices paid to producers for eggs averaged 46 cents a dozen in 1947–49 according to Exhibit 8, received in evidence in Atlanta, entitled "Changes in the Egg Industry and Projections for 1980." Since 1950, prices generally trended downward to a low of 31 cents a dozen in 1967. Prices recovered strongly by 1969; however, they declined again to low levels in 1971–72 before improving to 53 cents per dozen in 1974 (partly because of inflation). Egg production by 1980 is projected to be about 6.3 billion dozen; however, this projection was based on an expected per capita consumption of about 300 at the end of this decade, whereas consumption has dropped well below that level to 287 per person in 1974 and the evidence is that the downward trend is continuing.

Shifts in geographical areas of production, shifts to fewer and larger units of production, marked changes in mechanization, vertical integration of a large part of the industry, and greatly increased costs of production, all have created problems for egg producers in recent years.

The egg industry in the last 2½ decades has not been subjected to price support programs. There are no Federal marketing allotments, production quotas, cash subsidies, or price guarantees for eggs or spent fowl. Some nationwide assistance has been provided through the former USDA Plentiful Foods Program and more recently by other USDA promotional assistance. In addition, USDA has purchased some quantities of the products of eggs and spent fowl during periods when the market suffered from surplus supply and resultant depressed prices. These actions have helped in a limited way to alleviate economic pressures on egg producers. However, the egg industry is still faced with problems of declining per capita consumption, surplus supplies, and low prices.

The number and size of egg-producing units have changed dramatically during the past 25 years. More eggs are being produced by fewer producers in a system that is moving toward a more coordinated, integrated form of production. The number of farms selling eggs fell sharply from 2.4 million in 1949 to 471,000 in 1969. The decline in the number of laying flocks and the trend to larger operations reflect many factors affecting the supply of and demand for eggs and spent fowl. Contract production has been steadily increasing to the extent that probably about half of all eggs produced are from farms with some type of contractual, integrated structure between the grower and other firms associated with the industry. Contract production has come about largely because of the cost-price squeeze experienced by the industry. There have been major geographic shifts in production of eggs, mainly to the South and West, largely due to lower costs of production. The location of facilities for grading and cartoning eggs has changed mainly for economy reasons. These operations were first performed largely by wholesalers in central, terminal markets. Today, much of the grading and cartoning is done by producers or by assembler-packers in producing areas because costs are lower and general efficiency is improved.

While national per capita disposable incomes more than doubled since 1950, egg prices to farmers have increased not more than 10 percent on the average during that period.

The decline in per capita consumption of eggs from the high level around 1950 was testified to be due, in part, to changing life styles of many Americans. Many Americans no longer eat eggs at breakfast due in a large part to the availability of substitute foods or, because people are no longer eating any breakfast at all. The egg industry has so far been unable to interest consumers in the use of more eggs at other meals. The net result is that the egg industry has suffered from a declining demand for its products.

Egg producers have been trying unsuccessfully for years through voluntary, cooperative action to promote increased use of eggs and spent fowl, but only substantial investments in intensive research and promotion can help them. Major egg producing States have programs to collect funds and conduct advertising and promotion. These programs have had limited success because they have been too small in size and too limited in scope to reverse the downward trend in egg demand. Since 1939, when the egg industry formed the Poultry and Egg National Board, now the American Egg Board, it has attempted to carry out promotion and consumer information programs on a national scale with voluntary contributions. However, sufficient financing has not been available to carry out the program in the several major markets at the same time. The efforts of both State and national industry egg associations to promote and advertise eggs have been too little to stem the downward trend in egg consumption.

The proposed research and promotion order has received widespread support of the egg industry. There were 19 national, regional, and State producer organizations which sponsored a proposed order. Record evidence shows that there is widespread industry support for the order. The evidence establishes a need for financing research as provided for in the order to find solutions to problems in production, handling, and marketing of eggs, spent fowl, and products thereof. The evidence shows that the coordinated system of financing research and promotion, as envisioned by the order, is needed and will result in certain benefits to the egg industry and consumers as well. Consumers would benefit by being more knowledgeable about eggs and how they may be used in their diet.

It is concluded, from the record evidence, that the egg industry urgently needs a research and promotion program and that the order would provide such a program and would effectuate the declared policy of the act.

(3) (a) Certain terms applying to specific individuals, agencies, legislation, concepts, or things are used throughout the order. These terms should be defined for the purpose of designating specifically their applicability and establishing appropriate limitations on their respective meanings whenever they are used.

"Secretary" should be defined to include not only the Secretary of Agriculture of the United States, the official charged by law with the responsibility for this order, but any other officer or employee of the U.S. Department of Agriculture who is, or who may hereafter be, authorized to act in his stead.

"Act" should be defined to provide the correct legal citation for the statute pursuant to which the order may be put into

effect and operated. The inclusion of this definition will make it unnecessary to refer to such law and statutory citation every time reference is made to the act in the provisions of the order. "Act" should be defined to include any future amendments that may be made to the Egg Research and Consumer Information Act.

"Fiscal period" should be defined to be the specific 12-month period corresponding with the calendar year. A clearly defined and predetermined fiscal period of 12 months can facilitate auditing, budgeting, accounting, and making of expenditures on an orderly basis. Promotional activities for the egg industry are normally conducted during several periods of the calendar year. A full calendar year of activities can be better evaluated in comparison with the total of the previous year's activities. There are advantages in contracting for promotional work for 12-month periods as contrasted to contracting for shorter periods. Record evidence indicates that companies in advertising, media, printing, etc., use the calendar year as their fiscal year. However, the Board should be given authority to recommend a change in the fiscal period if changes in circumstances, at any time, warrant a different fiscal period from the one specified in the order. For example, the Board might wish to recommend to the Secretary that the fiscal period begin on October 1 instead of January 1, and continue for a 12-month period, if the operation of the program warrants it. The section applicable to fiscal period in the order would permit this flexibility.

"Egg Board" or "Board" should be defined as the administrative agency or body charged with the duty to administer the order. Since the order would be for the benefit of egg producers, the administrative agency should be composed of egg producers, or representatives of egg producers, selected by the Secretary from eligible organizations, associations, cooperatives, or producers. The act provides for the establishment of an administrative body to be known as the "Egg Board". A similar provision is included in the order. However, the term "Egg Board" may engender some confusion, considering the prior existence of the American Egg Board, the national voluntary promotion organization of the egg industry. In recognition of this potential confusion in terminology between the term specified in the act and an existing organization, the order should, with the approval of the Secretary, permit the "Egg Board" the discretion of adopting a name of its choice, if such alternative choice would tend to eliminate confusion on the part of producers and the general public.

"Commercial eggs" or "Eggs". The definition of the sole commodity to be assessed and to be subject to the provisions of the order is necessary to distinguish it from other agricultural commodities.

The definition of "commercial eggs" or "eggs" is intended to include all commercially produced eggs from domesticated chickens in the production area and sold for human consumption either as shell eggs or egg products. The production area of the order is the 48 contiguous States of the United States. The record evidence justifies the fact that there should be exempted from the order persons engaged in producing eggs that are to be used primarily for hatching purposes. Their volume is only a small proportion of the total volume of eggs sold for table use or egg product use. The evidence adduced shows that their marketing pattern is often incidental and apart from normal distribution channels of shell eggs and egg products.

The order defines "United States." The evidence shows that this term should be defined the same as in the act. The evidence confirms that commercial egg production is a part of the economy of each of the 48 contiguous States of the United States, and that it would be impractical and unjustifiable to exclude any of them.

"Handler" should be defined in the order to identify the persons who would be subject to certain recordkeeping requirements provided for by the Board, and who would have the responsibility for collecting the assessments. This definition should include any person who receives or otherwise acquires eggs from an egg producer, and processes, prepares for marketing, or markets such eggs; it also should include producers who perform the aforesaid functions with eggs (whether or not of his own production), and all other persons who perform functions which place eggs in the current of commerce or cause the eggs to be placed in the current of commerce. Any act by any person whereby he purchases eggs from a producer or markets eggs from a producer should be included in the actions which would make such person a handler. If a person does nothing except buy the eggs from a producer and resell them to a processing plant, he would perform a marketing function and should be termed a "handler." To be a handler, a person need not necessarily grade or process the eggs, or put them in cartons. Thus, the definition of handler should include the person who receives eggs from a producer for resale, whether or not he grades and cartons them; it should also include any producer who grades, cartons, or otherwise performs handling functions of eggs of his own production, except that if a producer sells "nest run" eggs only he should not be so defined. If a producer is a handler of only a portion of his production, then all eggs produced by him should be considered as handled.

The term "promotion" should be defined to include paid advertising, sales promotion, merchandising, consumer education, publicity, or any other activities which will enhance the image, acceptability, or desirability of eggs, egg products, spent fowl, or products of spent fowl, in either domestic or foreign markets. However, the order should prohibit the payment of funds to sponsor any advertising which includes brand names of eggs, spent fowl, or their products, except that cooperative advertising and promotion should be permitted whereby nonbranded eggs, or spent fowl, or their products combine with non-competing, compatible branded products to share the advertising message and cost.

"Research" should be defined to include any type of research intended to advance the image, desirability, marketability, production, or quality of eggs, egg products, spent fowl, or products of spent fowl. It should include market research, market testing, product research, packaging research, distribution research, consumer opinion polls and studies, attitude research, evaluation of promotion projects and research contracts, production research, and related research. The order should specify that research performed under its provisions should not preempt, duplicate, or supplant research performed by the United States Department of Agriculture, the Land Grant Colleges, or other public or private research entities.

"Marketing" should be defined, based on the record evidence, with the same definition as specified in the act. However, the word "sale" or "disposition" should be interpreted in a broad sense. The marketing definition should include all activities that occur from the time the eggs are produced until they are sold to the ultimate consumer.

"Eligible organizations" should be defined on the basis of record evidence to include organizations, associations, and cooperatives representing egg producers nationwide, regionally, statewide, or in portions of States. The final determination of whether an organization is an eligible organization should rest with the Secretary of Agriculture in accordance with the criteria set forth in the act.

"Plans and projects" should be defined on the basis of record evidence and as specified in the act to indicate the type of activities which may be recommended to the Secretary by the Board. These terms are not intended to be limiting, but rather to include any types of research, development, advertising, and promotion which may be authorized.

"Part and subpart" should be defined in such a manner that the word "part" refers to the order plus all the rules, regulations, and supplemental orders or amendments subsequently issued and pertaining to the order. The term "subpart" should be defined to refer to the order itself, and to any other portion or segment of the "part."

"Person" should be defined in the order the same as that term is set forth in the act. For example, if a husband and wife are engaged in the commercial production of eggs as a single legal entity, they should be considered a person for purposes of the operation of the order. Likewise, two or more individuals, who have formed a legal partnership and are operating as such, should be a person for purposes of the order. Furthermore, any group of two or more individuals, who are functioning as a single business entity, whether or not they have gone





through a legal process of organization, should be considered a person under the order.

"Egg producer" or "producer" should be defined in the order to identify the persons who will be responsible for the payment of the assessment under the order. In addition, producers are the persons who will have the right to vote in any referendum on the order and will be eligible to serve or be represented on the Board and to nominate others to serve on the Board.

The egg production business is carried on, to some extent, through a large number and variety of production contracts between egg farmers, feed companies, and a variety of other persons. The terms of these contracts govern the rights and obligations of the various parties to each, such as providing for the ownership of the laying hens, the obligation to feed and medicate the hens, the responsibility to provide and maintain the production facility, the risk of loss in the event of death or destruction of the flock, and so on. Depending on the particular contract, these rights and obligations may fall on one party or another. Therefore, from one contract to another, the ownership of the hens may be lodged in any one or more of the various parties to the contracts. A typical example would be a three-party contract between a feed company, a person owning a production facility, and a person with financial backing and know-how capable of running an egg production business. The terms of such a contract could provide that ownership of the laying hens be held by the feed company. Alternatively, ownership of the hens might be held by one or both of the other parties. The point is that, without an inspection of the contract to determine its terms, it would not be possible in many cases to tell which party to the contract actually owns the laying hens. If all such contracts had to be reviewed by the Board or the Secretary to determine who owned the laying hens for the purpose of identifying each producer, it would generate an enormous amount of work that could place a severe burden on the operation of the program set up by the order.

The producer definition should therefore be written to allow sufficient identification of all persons who are owners of laying hens intended to be classified as producers under the order and at the same time to eliminate the need to review all of the various contracts under which the eggs are produced. Specifically, the definition should set up two categories of persons who would be producers under the order. The first category should be all egg farmers who do not produce eggs as a result of entering into contracts for the production of eggs, but, instead, acquire their own laying hens, started pullets, and/or chicks for the purpose of producing commercial eggs, and own laying hens engaged in the production of commercial eggs, and operate their own egg production business. Such egg farmers should be egg producers under the order by virtue of their ownership of the hens. The fact that such an egg farmer may sell his production of eggs under a sales contract with an egg handler will not affect his status as an egg producer under this definition.

Second, in all cases where an egg production business operation is based upon a contract for the production of eggs involving two or more persons, the party to the contract who acquires and supplies laying hens, started pullets, and/or chicks to the production operation will be presumed to be the owner of the hens engaged in the production of commercial eggs and, therefore, will be the producer under this definition. This presumption is based upon the fact that in the egg industry the party to an egg production contract who supplies the hens is most frequently the owner of them. In the event the contract involved is oral, and not evidenced by any written instrument, and the Secretary or the Board determines that the person who actually supplied the hens cannot be readily identified, the party to the contract who has actual possession and control of the hens at the production facility will be presumed to be the owner of the hens. However, in such a case, the parties to the contract may all sign a written notice and submit it to the Board or the Secretary identifying the actual owner of the hens, if other than the party presumed to be the owner. Finally, in any case where the party to the contract supplying the hens is presumed to be the owner but does not retain ownership in them, it may be established in writing, to the satisfaction of the Secretary or the Board that one of the other parties to the contract actually owns the hens. In each situation specified above, the party identified as owning the hens would be the producer.

In summary, the producer definition must take into account and minimize the potential for dispute in the determination of ownership of the laying hens, and also eliminate to the greatest extent possible the need for reviewing a substantial number of egg production contracts in order to determine the ownership of the laying hens. The definition, as written, is based upon actual ownership of hens where such ownership can be readily determined and presumes ownership in situations where the actual determination of ownership might require extensive study and review of the applicable contracts. However, whenever such a presumption is made, the parties to the contract are provided the means to rebut the presumption and to notify the Board or the Secretary as to who is actually the owner of the hens and, thus, correctly identify the producer in the event the presumption is wrong.

The evidence adduced at the hearing brought out the need to define a "representative of a producer," due to the fact many producers in the egg industry are joined together and organized into business entities, each entity a person under the order, who, by necessity, must frequently speak or act through a representative. Therefore, the order should provide that a representative of a producer is an individual who is the owner, officer, or an employee of an egg producing firm who has been authorized to act in behalf of the producer.

The act defines a number of terms, which must be clearly understood in the operation of the order; however, it is not necessary to repeat all such definitions in the order for appropriate application of such terminology. The terms defined in the act and not specifically defined in the order include: "hen" or "laying hen," "case," "hatching eggs," "egg products," "spent fowl," "products of spent fowl," "hatchery operator," "started pullet," and "started pullet dealer."

(b) Record evidence shows that an administrative agency, known as the "Egg Board", should be established to administer the order. The Board should be composed of egg producers, or representatives of producers, selected by the Secretary from nominations made by eligible organizations, associations, cooperatives, or producers.

Evidence shows that there are several organizations, associations, and cooperatives representing egg producers in each geographic area of the United States. The definition of what constitutes eligibility of such organizations, associations, and cooperatives, to nominate members to the Board should include, but not be limited to, the criteria listed in the order. The final determination of eligibility should rest with the Secretary of Agriculture.

The composition of the Board should reflect several important factors. Eggs are produced commercially in all 48 contiguous States, so producers in all of these States should be represented. In order to hold the size of the Board down to an efficient and effective size, the States should be grouped into areas, as hereinafter set forth. Proportionate representation should be given to the areas based upon the number of eggs produced. An overly large Board would entail unduly high administrative costs for Board meetings, and thereby reduce the amount of money available for carrying out plans and projects of research and promotion. On the other hand, an unduly small Board would make it difficult to get adequate representation from all segments of the egg industry. The act provides for the establishment of an Egg Board of not more than 18 members. Record evidence shows that an Egg Board of 18 members, with representation as hereinafter provided in § 1251.328, with a like number of alternates, should be a workable, equitable, representative Board providing adequate industry representation and assuring recommendations for administration reflective of the general consensus of the industry. It should also be adequate for the discharge of the other various Board duties and responsibilities.

Since a declared policy of the act is to strengthen the egg industry's position in the marketplace, it is appropriate that the members of the Board should be producers or representatives of producers. A democratic process for the selec-



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tion of the Board is needed. Any egg organization, association, or cooperative should be permitted to seek to be qualified as an eligible spokesman for egg producers in the submission of nominations for Board membership and their alternates. However, if a substantial number of egg producers are not adequately represented by the eligible groups, they should also be permitted to submit nominations if they so desire. The Secretary should appoint the 18 members of the Board, and their alternates, from the nominations submitted to him.

The term of office for Board members should be 2 years, after the initial Board has been selected as set forth in the order. It is important that the terms be staggered to avoid the possibility of all Board members' term of office expiring at the same time. The initial Board should be appointed, proportionately, for terms of 2 and 3 years. This will provide continuity and, at the same time, it will allow producers to express changes in their thinking. The Secretary should give equal representation, as far as possible, to the geographic areas when determining expiring terms of the initial Board, and their alternates. One method for determining which members of the initial Board, and their alternates, should serve for 2-year terms, and which for 3-year terms, could be accomplished by a drawing of the names within each geographic area. The names of the first half of the Board members drawn, and their alternates, would serve for 3 years, and the second half for 2 years. Since the first and sixth area, as hereinafter provided in § 1251.328, each should have 3 Board members, and their alternates, a drawing could be made of these two areas. For the first area thus drawn, 2 members, and their alternates, would be appointed for 3 years and 1 member, and his alternate, would be appointed for 2 years; in the remaining area, that is, the one not drawn first, 1 member, and his alternate, would be appointed for 3 years, and 2 members, and their alternates, would be appointed for 2 years.

After the initial appointments, 2-year terms of office for all Board members, and their alternates, should be made for several reasons. A term of less than 2 years does not provide adequate time for a Board member to become oriented to his responsibilities and apply his talents to the maximum benefit. A 2-year term is sufficient time to allow a Board member to be of valuable service to the Board, and to enable him and the producers he represents to determine whether a renewal of his term of office would be appropriate. The record evidence indicates that a renewal of a Board member's, or his alternate's, term of office may be in the best interests of the industry in some situations and not in others. Limiting members to not more than 3 consecutive terms would insure that new members would be coming into the organization with new ideas responsive to the needs of the industry. Finally, the provision that each member and alternate member continue to serve until such time as his successor is selected and has qualified would assure continuity of representation.

Nominations to the Secretary for each Board member, and alternate, should follow a systematic procedure. Adequate time should be provided to all producers and their representatives so that nominations may be agreed upon and submitted to the Secretary. Since there is more than one eligible organization, association, or cooperative within each geographic area, in the interest of obtaining the greatest possible unanimity in the nomination process, such eligible organizations, within each area, should caucus for the purpose of jointly nominating two qualified persons for each member, and each alternate member, to be appointed. If the producer representatives in any area do not caucus, or if a caucus fails to result in joint agreement upon any of the nominees, each eligible producer organization should be authorized to submit to the Secretary two nominations for each appointment to be made. A time period of 30 days from the approval of this order by referendum should be sufficient time for all eligible organizations, associations, or cooperatives, certified by the Secretary pursuant to § 1251.356, to caucus, make their selections, and submit their nominations. In addition, this would allow sufficient time for the submissions of nominations as further provided in § 1251.328. The record evidence indicates that most eligible organizations of producers are expected to caucus in advance of the results of any expected referendum, in anticipation that the results of the referendum would be favorable.

After the initial Board has been established, nominations for subsequent Board members and alternates should be provided for in the order. It is important to those who are to be nominated to have a reasonable advance notice. Subsequent nominations (after initial appointments) should be submitted by a date that will give the Secretary ample time to select the members, to inform them of their selection, and to allow acceptance of such appointment before the beginning of the term of office for which they were appointed. Submissions of nominations to the Secretary for subsequent board members and alternates should be made not less than 60 days prior to the expiration of the terms of members and alternates previously appointed to the Board.

Section 8(b) of the act provides for producer representation on the basis of proportion of eggs produced in certain geographic areas, to the extent practicable. The proposal in the notice of hearing referred to geographic areas, as defined by the Secretary. However, testimony adduced at the hearing is to the effect that geographic areas should be specified in the order. A first consideration in the delineation of geographic areas should be the recognized areas of egg production. Historically, the producing segment of the egg industry has aligned itself within the geographic areas as hereinafter designated. Industry meetings are generally attended within the designated areas. Therefore, the areas hereinafter designated will tend to simplify the needs for caucusing among groups and will reduce travel to a minimum for meetings. The designated geographic areas should provide adequate representation on the Board on the basis of proportion of eggs produced in those areas, provide for a harmonious working arrangement among the producers, and in general should tend to effectuate section 8(b) of the act relating to geographic areas.

Based on record evidence, the order should specify under § 1251.328 six geographic areas composed of the various States as follows: Area 1 (North Atlantic States) Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, Delaware, New Jersey, Maryland and the District of Columbia; Area 2 (South Atlantic) Virginia, West Virginia, North Carolina, South Carolina, Georgia, and Florida; Area 3 (East North Central) Ohio, Indiana, Illinois, Michigan, and Wisconsin; Area 4 (West North Central) Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, and Kansas; Area 5 (South Central) Kentucky, Tennessee, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, and Texas; Area 6 (Western) Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Nevada, Idaho, Washington, Oregon, and California.

The order should provide for the following number of members of the Board and an equal number of alternate members: North Atlantic—3, South Atlantic—4, East North Central—2, West North Central—2, South Central—4, and Western—3, for a total of 18. This distribution of Board members is based on the percentage of the total United States egg production in each area times the total membership of the Board which is 18, rounded to the nearest whole number, except no area will be without representation. The available data received in evidence establishes that the percent of total U.S. egg production in each area is: North Atlantic—16 percent, South Atlantic—21 percent, East North Central—13 percent, West North Central—12 percent, South Central—20 percent, and Western—18 percent of U.S. egg production.

In the past, egg production has shifted in relative importance from State to State, and between areas. At times this shift in location importance has changed rapidly, and at other times it has changed very slowly. Provision should be made for mandatory review at any time, but not less often than once every 5 years, of the production by geographic areas and the pattern of area functioning of organizations, associations, and cooperatives, to determine (1) whether the areas should be redefined, and (2) whether the number of Board members, and their alternates, needs changing per geographic area of egg production so that representation on the Board, in so far as is practicable, is fair and equal.

Persons selected by the Secretary as Board members, and as alternates, should qualify by filing a written acceptance promptly after being notified of their selection so that the Board and the Secretary will know they have accepted their appointments, and of their intention to serve in the position to which they have been appointed.





Provision should be set forth in the order for the filling of any vacanies on the Board. In the event a vacancy occurs, the same procedure should be followed for the person or persons to be nominated, qualified, and appointed as specified for the normal reappointment or appointment of new members. Every effort should be made to fill a vacancy as soon as possible so that all areas will be fully represented. The order should provide sufficient time for eligible organizations, associations, or cooperatives to caucus, submit nominations and for selection and appointment by the Secretary. A minimum of 60 days is considered reasonable for the nomination of persons to fill a vacancy. However, should a vacancy occur within 6 months of the expiration date of a member's term, the order should provide that the Secretary not be required to fill the vacancy for such a short period of time.

The order should contain a provision authorizing appointment of an alternate member to the Board for each Board member. There will be times when a person serving as a member of the Board will find it necessary to be absent from some of the Board meetings for legitimate reasons. The purpose of having an alternate member is to assure that the business affairs of the Board shall not be impaired during such situations. The alternate member should serve in the absence of the Board member. The alternate Board member should be assigned the same responsibilities as a Board member and should be authorized to act when serving in the place and stead of a Board member. An alternate member should meet the same criteria for membership as a Board member and accept the responsibilities to perform such duties as assigned. A person serving as an alternate member should be eligible for consideration to be nominated as a Board member even after having served as an alternate, but this provision should not preclude the consideration of any other eligible person for nomination as a member of the Board. The same procedure should be followed in nominating alternatives as is provided for the nomination of members to the Board. In the event of a vacancy of a Board member, for any reason, his alternate should act for him until his successor is appointed and qualified.

The procedure for conducting meetings of the Board should conform with the by-laws and rules and regulations for such to be adopted by the Board and approved by the Secretary. However, such matters as the method of voting and what constitutes a quorum should be set forth in the order. The record evidence indicates that when the Board assembles, the presence of a majority of the members should be necessary to constitute a quorum. A quorum could be composed of both members and the alternates filling in for absent members. On any vote taken by the Board, a majority of those present and voting should concur before any action can be taken. The order should provide that all votes cast, at any assembled meeting, should be cast in person. Proxy voting at an assembled meeting should not be permitted.

The Board should have authority to follow procedures which will assure that it operates properly and efficiently. In order to facilitate the transaction of routine, noncontroversial business where it might be expensive and unreasonable to call an assembled meeting, or in instances when rapid action may be necessary, the Board should be authorized to conduct meetings by telephone, telegraph, or other means of communication. Such possibilities as conference telephone calls, or simultaneous meetings of groups of its members in two or more places with direct communications connections should be considered and utilized if advantageous to the operations of the order. However, the order should provide that any such action by telephone be confirmed promptly in writing.

It is appropriate that the members and alternates of the Board be reimbursed for necessary expenses incurred when performing authorized Board business, since it would be unfair for them to bear personally such expense incurred in the interests of all egg producers. If an actual expense reimbursement procedure is preferred, the Board should adopt a standard expense account form and expense reimbursements should be made only when properly requested on such form and accompanied by receipts for all travel, room accommodations, and other reasonable expenses. Board members should serve without compensation.

The Board should be given those specified powers which are set forth in section 8(a) of the act. Such powers are necessary to enable an administrative agency of this character to function properly under the order. The Board should have the power and the responsibility to administer the order and to carry out the authorized plans and projects. The Secretary has responsibility to see that the Board does not exceed its authority.

The Board should have the power to develop and recommend rules and regulations, to be issued by the Secretary and subject to his approval, which will be the mechanics or procedures by which the Board will carry out its responsibilities under the order. Such rules or regulations should specify the assessment to be paid, when and how it is to be paid, and other requirements of the order.

It is possible that violations of the rules or regulations or of the order itself may occur. The Board should promptly investigate violations and reports of violations. A policy should be established and a procedure developed for handling all violations fairly and without prejudice. The Board should make an effort to make collections of assessments and settle alleged violations. However, in those cases when the Board cannot effect proper settlement, then the Board should report such violations to the Secretary for appropriate action.

There may be some problems arise, or conditions may change within the industry that would necessitate amendments to the order. The Board would be a logical entity to determine such need, and when such determination is made by them, they should have the power to recommend to the Secretary amendments to the order.

The Board's duties as set forth in the order are necessary for the discharge of its responsibilities. These duties are generally similar to those specified for administrative agencies under other programs of this nature, the necessity of which is justified by record evidence.

They include such duties as to meet and organize and to select from among its members a president or chairman and such other officers as may be necessary to handle the affairs of the Board; to select committees and subcommittees of Board members and to adopt such rules for its conduct as it may deem advisable. The Board should be authorized to establish advisory committees of individuals, without any voting rights under this order, other than Board members. The advisory committees should be advisory only and should not have final authority over any part of the plans or projects nor authority to expend funds. The Board would be composed only of producers or representatives of producers, and, therefore, should be authorized to establish advisory committees of persons other than Board members, since there may be other producers (not Board members), handlers, processors, distributors, State, regional and national association executive personnel, and others connected with the egg industry, who could be of great value to the Board by acting in an advisory capacity in formulating plans or projects and making decisions. It is proper that the members of each advisory committee should be reimbursed for necessary expenses incurred by them in carrying out their assignments under the order.

The Board should have the duty of appointing or employing such persons as it may deem necessary and to define the duties and determine the compensation of each. It it important that the chain of management responsibility be clearly defined.

Each fiscal period, and as may be necessary thereafter, the Board should prepare and submit to the Secretary, for approval, a budget of anticipated expenses for the coming year, listing the estimated costs for administration and for the various plans and projects, and recommending an appropriate rate of assessment for the ensuing fiscal year. The budget should be prepared in the form of a report, showing estimates of income and expenditures with accompanying analysis and explanation thereof.

The plans and projects that should be developed by the Board are expected to be sizeable and may require engaging other persons and organizations to carry them to completion. The Board should have the duty to enter into contracts with



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persons, State agencies, State, regional, and national associations, cooperatives, private agencies, and others involved in advertising, promotion, and research to effectuate the order. Each recommended contract should be based on requirements that the contractor develop and submit to the Board a plan or project together with a budget or budgets which should show estimated costs to be incurred for such projects, and that any such plan or project shall become effective only after approval by the Secretary. Each contractor should be required to maintain certain records, to keep the Board informed of progress made, to account for all funds received and expended, and to furnish any records or reports as may be required by the Secretary.

(c) The act provides that funds for operation of this order shall be acquired from assessments levied on producers of eggs, collected from the producers by handlers, and that such handlers shall pay the assessments to the Board. Such a procedure is provided for in the order. The rate of assessment should be established, within the limits provided in the act, each fiscal period by the Secretary, upon recommendation of the Board and consideration of other available relevant information. Such rate of assessment may not exceed the statutory maximum of 5 cents per 30-dozen case of eggs marketed for human consumption. Evidence shows that a maximum assessment of 5 cents per 30-dozen case of eggs marketed for human consumption should provide sufficient funds to carry out the policy of the act and not create an undue burden on producers.

Handlers responsible for remitting the assessments to the Board, as provided in the order, may collect them from producers or deduct them from proceeds paid producers for eggs handled. The record evidence indicates that only the first handler of eggs should be required to collect and remit assessments to the Board. For purposes of administration, the "collecting handlers" should be distinguished from other handlers of eggs who are not responsible for collecting and remitting assessments. Each handler responsible for collecting and remitting assessments to the Board has been appropriately designated a "collecting handler" in the order.

Record evidence shows that marketing practices differ considerably from one producer to another and in the various egg producing areas of the United States. Differences may occur depending on whether eggs are graded for quality, sized, cartoned, and sold direct to retail outlets by the producer, or whether all of such marketing functions are performed by the person or firm acquiring the eggs from the producer. In other instances, buyers purchase "nest run" eggs from producers and sell them as such to another person or firm with the latter performing the sizing, grading, and packaging functions. Some persons help in the marketing of eggs by serving as brokers or sales representatives of producers, but do not actually acquire the eggs. Others assist producers in marketing eggs by providing information on market outlets and prices. In order to most effectively cope with these differences, the order should define the broad categories into which all collecting handlers may be classified and provide for the collection of assessments. The record shows that in most cases the person who carries out the first marketing function should be designated as the collecting handler and required to collect and remit assessments. Of course, as previously noted in the definition of "handler," the producer who performs the first marketing function (such as grading, sizing, and cartoning) should become the first handler and consequently the collecting handler and, as such, he should be responsible for payment of the assessment on all of the eggs he produces.

Evidence presented on the methods of handling eggs shows that handlers responsible for collecting the assessment should be either the first person who performs a function of a handler or a producer who performs a function of a handler. However, evidence also indicates that if the Board finds that one or more other categories of persons needs to be designated, it shall do so. The order provides such provisions. It is noted that these provisions of the order are somewhat different than in the proposed order contained in the notice of hearing. But they are inclusive of all categories of collecting handlers as indicated by the record evidence.

In the United States eggs are produced by many persons, with the producing enterprises ranging in size from a few laying hens, used mainly to produce eggs for home consumption, up to large commercial operations of more than 1 million laying hens. During the hearing on this national program of research and promotion, the evidence was presented which shows that the cost of administration would be too great to include all small producers, and that all producers owning 3,000 or fewer laying hens should be exempt from the provisions of the order. However, producers owning more than 3,000 laying hens should be subject to the provisions of the order. In addition, the evidence shows that the cost of collecting assessments on eggs sold for human consumption from persons producing eggs primarily for hatching purposes, likewise, would be excessive relative to the funds collected. It is therefore concluded that producers owning 3,000 or fewer laying hens and producers owning flocks producing eggs primarily for hatching purposes should be exempt from the assessment provisions of the order. The order so provides.

A number of egg research and promotion programs already are operating on a voluntary basis in some States. These programs, for the most part, are financed by the collection of assessments on eggs handled. Authority should be provided in the order that the Board may use available facilities of existing agencies or organizations to facilitate the collection of assessments on behalf of the Board in such States, if the Board finds the use of such State organizations or agencies would be efficient and desirable. Reasonable compensation for such services should be permitted.

The collecting handlers should be required to pay assessments to the Board promptly when they become due. A date 15 days after the end of the month in which eggs are handled would be reasonable as a due date. When eggs are handled as defined in the order, and any rules or regulations issued thereunder, the handler should be required to pay the assessment on them regardless of whether he has made settlement with the producer or has, in fact, collected the assessment from the producer. In all cases in which the collecting handler has collected such assessment from the producer or deducted such assessment from the proceeds paid the producer, he should furnish the producer a receipt for each collection or deduction.

As further consideration of the budget, good business practices require consideration for contingencies. The Board should be authorized to set aside funds in an operating reserve and to budget for such a reserve. It would be impractical to plan and carry out many programs or projects on a short-term basis. The record shows that in practice, research and promotion programs and projects in a given year probably will be financed in part by money collected the previous year. The record evidence indicates that a reserve fund for operating purposes would be desirable. The amount of the reserve fund should be determined by the Board, with the approval of the Secretary. A maximum in the reserve fund of an amount sufficient to operate for 1 year seems desirable based on evidence presented and information adduced at the hearing.

(d) The Board should have the authority to determine the type of research, development, advertising, and promotion activities to be undertaken, and it should be charged with the responsibility for initiating and recommending to the Secretary the establishment of such projects as are authorized by the act.

The projects and programs should be designed to assist, improve, or promote the marketing, distribution, utilization, and production of eggs, spent fowl, and their products. The authority should be broad and flexible to enable the Board to use the most efficient and effective methods of carrying out the purposes of the act.

Record evidence indicates that the order is not intended to reduce the efforts of groups, organizations, or agencies within the egg industry who are presently engaged in research and promotion activities, nor to compete with such groups. All organizations which have been so engaged should be encouraged to continue to promote and advertise as well as to engage in research and development projects for eggs and spent fowl and their products.

The Board should have the authority to recommend programs designed to expand sales in foreign markets for eggs and spent fowl and their products. The evidence indicates that the Board would





be in an advantageous position to cooperate with private agencies or with the Government in developing such export markets.

The provision that no advertising or promotion should make any reference to private brand names of eggs, egg products, spent fowl, and products of spent fowl or use unfair or deceptive acts or practices with respect to quality, value, or use any competing products is necessary to preclude discrimination. An organization, such as the Board, must be fair and helpful to all segments and elements of the egg industry. However, the prohibition against private brand names should not prevent the Board from cooperating with promotion efforts of other industries in which brand names are used that are in no way competitive with brand names of eggs, spent fowl, or their products.

The prohibition on the use of false or unwarranted claims in behalf of eggs or spent fowl or their products or false or unwaranted statements with respect to the attributes or use of competing products is also necessary for proper administration of the order. This provision is a safeguard against the possibility of overzealous claims in behalf of eggs and spent fowl and their products and to forestall any derogatory statements about competing products.

An adequate steady supply of eggs for consumers is clearly in the public interest. Maintenance of markets and the development of new markets, both here and abroad, are essential if the egg industry is to remain viable enough to fill the needs of the consumers. The order therefore provides the necessary authorizations for research and promotion designed to accomplish this objective. It would enable the Board to undertake such research as: consumer preference studies, research affecting egg sales, basic market research, new product development, production improvement, evaluation of the effectiveness of research or promotion, and other research of marketing and production problems aimed at aiding the entire egg industry.

The order would permit research into consumer demand which is needed to insure that the products of the egg industry are disseminated to all appropriate markets. Studies pertaining to egg merchandising, advertising, and promotion should be authorized to improve marketing practices that will assure all market outlets have a constant, convenient, and reliable supply of quality products. Research projects which would improve transportation and handling procedures should be authorized. Furthermore, research into feed conversion, packaging, handling, and marketing should be included in the scope of work that could be performed by the Board.

The Board may either perform research or promotion work within its own organization, or be authorized to contract for such research, development, advertising, and promotion projects and programs with public and private research and development agencies which are properly staffed and equipped to do the type of work needed.

Prior to such contracting, the approval of the Secretary should be required to insure that the projects and programs contemplated are consistent with the provisions of the order.

While the projects and programs should be submitted to the Secretary for approval, it is recognized that considerable study and planning are involved in the development of such activities. Therefore, expenses which will be incurred in connection with such development should be authorized as part of the annual plan or budget prior to the time such projects are submitted.

It is concluded, therefore, that the provisions of the order as modified from the original proposal on the basis of record evidence, and as hereinafter set forth, are comprehensive and flexible enough to enable the Board to develop or carry out whatever research, development, advertising, promotion, and public information activities are needed for eggs and spent fowl and their products.

(e) Refunds of assessments to producers who request them should be provided for in the order. The act provides that any egg producer against whose commercial eggs any assessment is made and collected from him—and who is not in favor of the programs—shall have the right to demand and receive from the Board a refund of such assessment. The order includes such provision. The refund request should be made to the Board personally by the producer in accordance with regulations and on a form prescribed by the Board and approved by the Secretary. The Board should issue regulations allowing the producer a reasonable length of time from the date of payment to submit a request, which should include evidence that he paid the assessment for which such refund is claimed. However, in no event should such period be more than 90 days after the end of the month in which the assessment is due and collectable. Such refund should be made by the Board within 60 days from the date the request is received. The refund provision is a keystone in the overall concept of the order. It means no producer is forced to financially support an order that he does not favor. The refund forms should be readily available to producers from the Board. Also, each producer who asks for a refund must individually request it. This does not mean that he must physically go to the office of the Board, but that the producer must be the one to fill out the form requesting such refund and must provide the necessary information to show that he paid the assessment. Handlers, cooperatives, marketing associations, brokers, or others should not be able to request refunds on behalf of producers; each producer must file his own request. Handlers should not be entitled to refund even though they paid to the Board funds in the amount of a producer's assessment without collecting such funds from the producer. But, a handler who is also a producer and has paid the assessment as a producer is entitled to request and receive a refund. A producer is not eligible for a refund unless he actually paid the assessment, or the assessment was deducted from the proceeds of the sale of his eggs which were handled.

The Board should have the responsibility to recommend, for the Secretary's approval, rules or regulations concerning the method of obtaining refunds together with the form to be used for such purposes

(f) Reports and recordkeeping are a necessity to most business operations. The procedure for establishing, reporting, and recordkeeping requirements which was set forth with the notice of hearing should be contained in the order. The act provides that hatchery operators, persons engaged in the sale of egg-type baby chicks and started pullet dealers, persons engaged in the production of commercial eggs, persons who receive or otherwise acquire eggs from such persons and process, prepare for market, or market such eggs, including eggs of their own production, and persons engaged in the purchase, sale, or processing of spent fowl, maintain and make available for inspection such books and records as may be required by any order issued pursuant to the act.

Collecting handlers and all other persons subject to section 7(c) of the act should be required to report to the Board periodically such information as is required, which may include: number of cases of eggs handled; number of cases of eggs on which an assessment was collected; name and address of each producer from whom any assessment is collected; and date collection of the assessment was made on each case of eggs handled. The specific guidelines for accomplishing the necessary reporting and recordkeeping objectives should be established through the rulemaking procedure. The Board should recommend, and the Secretary approve, rules and regulations which would require the least possible addition to records already being kept by the persons referred to § 1251.351 and § 1251.352 of the order.

When a collecting handler reports to the Board the collection of assessments required by the order, he should have in his custody and make available for inspection by the Board, and the Secretary, such accounts or records necessary to establish the exact amount of funds collected. This does not mean that every person subject to the order and to section 7(c) of the act will be checked on all transactions. It is anticipated that only that amount of inspection will be performed as would be in keeping with prudent business practices to insure compliance with the provisions of the order. Necessary records to insure that all persons carry out the provisions of the order should be retained for at least 2 years beyond the fiscal year of their applicability in order that any audits or investigations authorized by the Board and the Secretary can be completed.

The confidential treatment of business records of all persons covered in the order is clearly stated in the order and the act. All information that, in any way, might reveal trade secrets should be kept confidential by employees of the Board and the Secretary. Certain employees of the Board should have access to the records and accounts of producers and handlers in order to insure full compliance with the assessment provision of the order.

The record indicates that certain information obtained from reports may be beneficial to the industry in general. Therefore, the provisions of the order do not prohibit the issuance of general statements based upon the reports of the number of persons subject to the order, or statistical data collected therefrom, which do not identify the information furnished by any person; the publication, as approved by the Secretary, of general statements relating to refunds made by the Board during any specific period of time; or the publication, as approved by the Secretary, of the name of any person violating the order, together with a statement of the particular provisions of the order violated by such person.

(g) Section 1251.350 prohibits the use of assessment funds to influence Government policy or action. The only exception permitted would be in recommending amendments to the order.

Various sections of the order have referred to the right of the Secretary to approve or disapprove every action under this part. The proposed order issued with the notice of hearing omitted a specific section specifying such right. Therefore, based on the record evidence, the order should include a section entitled "Right of the Secretary."

The section concerning the right of the Secretary should specify that all fiscal matters, programs or projects, rules or regulations, decisions, determinations, or other proposed actions of the Board shall be submitted to the Secretary for his approval. These provisions are necessary and appropriate, as the Secretary is charged by law with the responsibility for the administration of the order in accordance with the policy and provisions of the act.

The provisions of sections 1251.357 through 1251.363, as hereinafter set forth, are generally included in programs of this type. Each section sets forth certain rights, obligations, privileges or procedures which are necessary and appropriate for the effective operation of the order. These provisions are incidental to, not inconsistent with, the terms and conditions of the act, are necessary to effectuate the other provisions of the order, and are supported by the record evidence. The substance of such provisions, therefore, should be included in the order.

RULINGS ON BRIEFS, PROPOSED FINDINGS, AND CONCLUSIONS

At the conclusion of the hearing, the Administrative Law Judge fixed July 18, 1975, as the final date for interested parties to file briefs, proposed findings, and conclusions based on the evidence collected at the hearing.

Nine briefs were filed on behalf of the following interested parties: Glenn W. Kreuscher, Director, Nebraska Department of Agriculture, Lincoln, Nebraska; Henry Kreher, President, New York State Poultry Industry Coordinated Effort, Inc., Ithaca, New York; David Shetzich, President, The Maryland Egg Council, Simpsonville, Maryland; Olan D. Forker, Professor of Marketing, New York State College of Agriculture and Life Sciences, Cornell University, Ithaca, New York; James L. Smith, Egg Producer, Owl Haven, Mundelein, Illinois; Robert J. Williams, Director, Illinois Department of Agriculture, Springfield, Illinois; Clinton L. Warner, President, Consumers League of Ohio, Cleveland, Ohio; Lee Campbell, Chairman, Egg Industry Task Force, Poultry and Egg Institute of America, Washington, D.C.; and Everett A. Eikenberry, Eaton, Ohio.

These briefs and any proposed findings and conclusions were considered in conjunction with the evidence in the record in making the findings and conclusions as set forth herein. Two of the briefs expressed strong support for the order.

One of the briefs, while expressing whole-hearted support for the order, requested that there be appointed to the Board a New York State commercial egg producer. Record evidence shows that under the proposed geographic distribution of members of the Board, the State of New York is a State in the North Atlantic area. New York State is a major production and consumption area for commercial eggs. The North Atlantic area would have three members of the Board, as provided for in the order. The evidence shows that the order makes adequate provision for nominations to be submitted by any eligible organization, association, or cooperative, or if the Secretary determines that a substantial number of egg producers are not members of, or their interests are not represented by, any such eligible organization, association, or cooperative, then nominations may be made by such egg producers in the manner authorized by the Secretary. Therefore, it is concluded that the wording of the order, as hereinafter set forth, relative to establishment and membership of the Board is fair and reasonable; and that the request to further refine the geographic distribution of the membership of the Board is not practical because, if granted for New York State, the same provision should be made for each of the 48 contiguous States in the United States, and this would result in a Board much larger than is authorized under the act.

One of the briefs requested that the language in the order be modified to direct the Board to conduct evaluative research. The brief further suggested that the order provide the Board a great deal of flexibility in deciding which programs and plans need evaluating, in selecting the techniques for evaluation, and in determining the amount of money to allocate to evaluative research. Evidence adduced at the hearing indicates that the Board should have the authority to determine the types of research activities to be undertaken, subject to approval by the Secretary. The authority should be broad and flexible to enable the Board to use the most efficient and effective methods of carrying out the policy of the act. It is expected that the Board will be prudent in the use of funds obtained by assessment against egg producers. The Secretary is also charged with the responsibility of determining that the projects and programs of the Board are such as would tend to accomplish the policy of the act. It is concluded that the evaluative research needed is a normal part of good administrative procedure, that the wording in the order does not restrict such research, and that the amount and kind of such research to be carried out can be best determined by the Board and the Secretary. The recommended modification presented in the brief is hereby denied.

Two briefs were filed in opposition to the order. One was in general opposition and the other stated that small producers could not afford the assessment and recommended that all commercial egg producers with 100,000 laying hens, or fewer, should be exempt from the terms and conditions of the order. Record evidence shows substantial support for the order and for the exemption of producers having 3,000 or fewer laying hens from the assessment provisions based upon the economics of the cost of collection versus the amount of money collected. In addition, the record shows that the assessment of 5 cents per 30-dozen cases of eggs sold would amount to considerably less than one-half of 1 percent of the usual selling price and that such assessment would not constitute an undue burden on producers with more than 3,000 laying hens. Furthermore, the act does not authorize exemption of producers with more than 3,000 laying hens. Therefore, these motions are denied.

A brief filed in support of the program recommended that the Board be required to enter into arrangements with existing organizations for research and promotion on a State and local basis. The evidence presented at the hearing shows that there is no justification or need to provide in the order that the Board should usurp any of the responsibilities of State, regional, or national organizations by preempting existing egg research and promotion programs. Furthermore, the order provides that the Board may authorize other organizations or agencies to collect assessments as its agent, and that it is the duty of the Board to "enter into contracts or agreements with persons, including, but not limited to, State, regional, or national agencies, or State, regional, or national egg organizations which administer research, education, or promotion programs . . . and egg producer organizations . . ." and that the Board should pay the cost thereof with funds collected pursuant to the order. It is concluded that the order adequately provides for the Board to exercise its discretion concerning matters referred to in the recommendation in the brief and that no modification of the order is necessary.

A brief filed in opposition stated that there is no demonstrated need for promoting eggs, and that the order would tend to increase prices of eggs through withholding of supply. However, the record contains a wealth of evidence showing conclusively that there is an urgent need to strengthen the egg industry's position in the marketplace, and maintain and expand domestic and foreign markets and uses for eggs, spent fowl, and their products. Further, the order has no provisions for regulating the supply of these commodities.

Another brief, while expressing strong support for the order, recommended: (1) that the order define a representative of an egg producer, and (2) deletion of subparagraphs (3) and (4) in § 1251.330(a), deletion of the first complete sentence in subsection (b) of the same section, and deletion of the words "paragraph (a)(1)" in the second sentence of subsection (b) of the same section all in the proposal contained in the notice of hearing.

The hearing evidence supports the need to define a representative of a producer as previously discussed herein. The order contains such definition.

Although the brief did not provide reasons for the second recommendation, evidence adduced at the hearing shows that the items marked (3) and (4) of § 1251.330(a) and all of subsection (b) of such section as written in the notice of hearing are either redundant, or are adequately provided for by the remaining provisions in § 1251.330 as proposed in the notice of hearing. The order, as written, accepts this recommendation and therefore complies with the intent of this brief.

Every point in each of the briefs was carefully considered along with the record evidence in making the findings and reaching the conclusions herein set forth. Several recommendations and suggestions made during the hearing were adopted and the provisions of the order have been revised from the proposed order which accompanied the notice of hearing. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions as set forth herein, the request to make such findings or reach such conclusions are denied for the reasons previously cited in this decision.

GENERAL FINDINGS

Upon the basis of the evidence introduced at the hearing and the record thereof, it is found that:

(1) The Egg Research and Promotion Order and all of the terms and conditions thereof, as hereinafter set forth, will tend to effectuate the declared policy of the act; and

(2) All handling of eggs produced in the 48 contiguous States of the United States, as defined in the said order, is in the current of interstate commerce, or directly burdens, obstructs, or affects interstate commerce in eggs, spent fowl, and their products; and

(3) The following terms and conditions of the order are recommended as the detailed means of carrying out the declared policy of the act with respect to the establishment of an orderly procedure for the financing through adequate assessments on eggs produced in the 48 contiguous States of the United States for human consumption, and the carrying out of a program of research, development, advertising, consumer information, and promotion:

RECOMMENDED EGG RESEARCH AND PROMOTION ORDER

The following national egg research and promotion order is recommended as the detailed and appropriate means by which the foregoing conclusions may be carried out.

Part 1251 is added to Title 7 CFR as follows:

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## PART 1251—EGG RESEARCH AND PROMOTION ORDER

DEFINITIONS


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1251.302 Act.
1251.303 Fiscal period.
1251.304 Egg Board.
1251.305 Egg producer.
1251.306 Commercial eggs or eggs.
1251.307 Person.
1251.308 United States.
1251.309 Handler.
1251.310 Promotion.
1251.311 Research.
1251.312 Marketing.
1251.313 Eligible organization.
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EGG BOARD

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RESEARCH, EDUCATION, AND PROMOTION

1251.341 Research, education, and promotion.

EXPENSES AND ASSESSMENTS

1251.346 Expenses.
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REPORTS, BOOKS, AND RECORDS

1251.351 Reports.
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CERTIFICATION OF ORGANIZATIONS

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1251.357 Suspension and termination.
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1251.361 Right of the Secretary.
1251.362 Amendments.
1251.363 Separability.


AUTHORITY: Egg Research and Consumer Information Act (7 U.S.C. 2701 et seq.).

DEFINITIONS

§ 1251.301 Secretary.

"Secretary" means the Secretary of Agriculture or any other officer or employee of the Department of Agriculture to whom there has heretofore been delegated, or to whom there may hereafter be delegated, the authority to act in his stead.

§ 1251.302 Act.

"Act" means the Egg Research and Consumer Information Act (Pub. L. 93-428).

§ 1251.303 Fiscal period.

"Fiscal period" means the calendar year unless the Egg Board, with the approval of the Secretary, selects some other budgetary period.

§ 1251.304 Egg Board.

"Egg Board" or "Board" or other designatory term adopted by such Board, with the approval of the Secretary, means the administrative body established pursuant to § 1251.326.

§ 1251.305 Egg producer.

"Egg producer" or "producer" means any person who either:

(1) Is an egg farmer who acquires and owns laying hens, chicks, and/or started pullets for the purpose of and is engaged in the production of commercial eggs; or

(2) Is a person who supplied or supplies laying hens, chicks, and/or started pullets to an egg farmer for the purpose of producing commercial eggs pursuant to an oral or written contractual agreement for the production of commercial eggs. Such person is deemed to be the owner of such laying hens unless it is established in writing, to the satisfaction of the Secretary or the Egg Board, that actual ownership of the laying hens is in some other party to the contract. In the event the party to an oral contract who supplied or supplies the laying hens cannot be readily identified by the Secretary or the Egg Board, the person who has immediate possession and control over the laying hens at the egg production facility shall be deemed to be the owner of such hens unless written notice is provided to the Secretary or the Egg Board, signed by the parties to said oral contract, clearly stating that the eggs are being produced under a contractual agreement and identifying the party (or parties) under said contract who is the owner of the hens.

§ 1251.306 Commercial eggs or eggs.

"Commercial eggs" or "eggs" means eggs from domesticated chickens which are sold for human consumption either in shell egg form or for further processing into egg products.

§ 1251.307 Person.

"Person" means any individual, group of individuals, partnership, corporation,

association, cooperative, or any other entity.

**§ 1251.308 United States.**

"United States" means the 48 contiguous States of the United States of America and the District of Columbia.

**§ 1251.309 Handler.**

"Handler" means any person who receives or otherwise acquires eggs from an egg producer, and processes, prepares for marketing, or markets, such eggs, including eggs of his own production.

**§ 1251.310 Promotion.**

"Promotion" means any action, including paid advertising, to advance the image or desirability of eggs, egg products, spent fowl, or products of spent fowl.

**§ 1251.311 Research.**

"Research" means any type of research to advance the image, desirability, marketability, production, or quality of eggs, egg products, spent fowl, or products of spent fowl, or the evaluation of such research.

**§ 1251.312 Marketing.**

"Marketing" means the sale or other disposition of commercial eggs, egg products, spent fowl, or products of spent fowl in any channel of commerce.

**§ 1251.313 Eligible organization.**

"Eligible organization" means any organization, association, or cooperative which represents egg producers of any egg producing area of the United States certified by the Secretary pursuant to § 1251.356.

**§ 1251.314 Plans and projects.**

"Plans" and "projects" mean those research, consumer and producer education, advertising, marketing, product development, and promotion plans, studies, or projects pursuant to § 1251.341.

**§ 1251.315 Part and subpart.**

"Part" means the Egg Research and Promotion Order and all rules, regulations, and supplemental order issued pursuant to the act and the order. "Subpart" refers to the aforesaid order or any other portion or segment of this part.

**§ 1251.316 Representative of a producer.**

"Representative of a producer" means the owner, officer, or an employee of a producer who has been duly authorized to act in the place and stead of the producer.

EGG BOARD

**§ 1251.326 Establishment and membership.**

There is hereby established an Egg Board, hereinafter called the "Board", composed of 18 egg producers or representatives of egg producers, and 18 specific alternates, all appointed by the Secretary from nominations submitted by eligible organizations, associations, or cooperatives, or by other producers pursuant to § 1251.328.

**§ 1251.327 Term of office.**

The members of the Board, and their alternates, shall serve for terms of 2 years, except initial appointments shall be, proportionately, for terms of 2 and 3 years. Each member and alternate member shall continue to serve until his successor is appointed by the Secretary and has qualified. No member shall serve for more than three consecutive terms.

**§ 1251.328 Nominations.**

All nominations authorized under § 1251.326 shall be made in the following manner:

(a) Within 30 days of the approval of this order by referendum, nominations shall be submitted to the Secretary for each geographic area as specified in paragraph (d) of this section by eligible organizations, associations, or cooperatives certified pursuant to § 1251.356, or, if the Secretary determines that a substantial number of egg producers are not members of, or their interests are not represented by, any such eligible organization, association, or cooperative, then from nominations made by such egg producers in the manner authorized by the Secretary;

(b) After the establishment of the initial Board, the nominations for subsequent Board members and alternates shall be submitted to the Secretary not less than 60 days prior to the expiration of the terms of the members and alternates previously appointed to the Board;

(c) Where there is more than one eligible organization, association, or cooperative within each geographic area, as defined by the Secretary, they may caucus for the purpose of jointly nominating two qualified persons for each member and for each alternate member to be appointed. If joint agreement is not reached with respect to any such nominations, or if no caucus is held within a defined geographic area, each eligible organization, association, or cooperative may submit to the Secretary two nominations for each appointment to be made;

(d) For purposes of nominating members, and their alternates, to the Board, the 48 contiguous States of the United States shall be grouped into 6 geographic areas, as follows: Area 1 (North Atlantic States) consisting of Vermont, New Hampshire, Maine, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, and the District of Columbia; Area 2 (South Atlantic States) consisting of Virginia, West Virginia, North Carolina, South Carolina, Georgia, and Florida; Area 3 (East North Central States) Ohio, Indiana, Illinois, Michigan, and Wisconsin; Area 4 (West North Central States) Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, and Kansas; Area 5 (South Central States) Kentucky, Tennessee, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, and Texas; and Area 6 (Western States) Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Nevada, Idaho, Washington, Oregon, and California.

The number of members of the initial Board, and their alternates, who shall be appointed from each area are: Area 1–3, Area 2–4, Area 3–2, Area 4–2, Area 5–4, and Area 6–3, for a total of 18 members from all areas. Changes to the Board as provided in (e) below shall be accomplished by determining the percentage of United States egg production in each area times 18 (total Board membership) and rounding to the nearest whole number; and

(e) After the establishment of the initial Board, the area grouping of the 48 contiguous States of the United States provided for in paragraph (d) of this section, including the area distribution of the 18 members of the Board and their alternates, shall be reviewed at any time not to exceed 5 years by the Board, or by a person or agency designated by the Board to perform such review, and the results shall be reported to the Secretary along with any recommendations by the Board regarding whether the delineation of the areas and the area distribution of the Board should continue without any change, or whether changes should be made in either the areas or the number of Board members to be appointed from each area, providing that each area shall be represented by not less than one Board member and any action recommended shall be subject to the approval of the Secretary.

**§ 1251.329 Selection.**

From the nominations made pursuant to § 1251.328, the Secretary shall appoint the members of the Board, and an alternate for each such member, on the basis of representations provided for in § 1251.326, § 1251.327, and § 1251.328.

**§ 1251.330 Acceptance.**

Any person appointed by the Secretary as a member, or as an alternate member, of the Board shall qualify by filing a written acceptance with the Secretary within a period of time prescribed by the Secretary.

**§ 1251.331 Vacancies.**

To fill any vacancy occasioned by the failure to qualify of any person appointed as a member, or as an alternate member, of the Board, or in the event of the death, removal, resignation, or disqualification of any member or alternate member of the Board, a successor for the unexpired term of such member or alternate member of the Board shall be nominated, qualified, and appointed in the manner specified in § 1251.326, § 1251.328(b), § 1251.329, and § 1251.330, except that replacement of a Board member with an unexpired term of less than 6 months is not necessary.

**§ 1251.332 Alternate members.**

An alternate member of the Board, during the absence of the member for whom he or she is the alternate, shall act in the place and stead of such member. In the event of the death, removal, resignation, or disqualification of a





member, his alternate shall act for him until a successor for such member is appointed and qualified.

**§ 1251.333 Procedure.**

(a) A majority of the members, including alternates acting for members of the Board, shall constitute a quorum, and any action of the Board shall require the concurring votes of at least a majority of those present and voting. At assembled meetings, all votes shall be cast in person.

(b) For routine and noncontroversial matters which do not require deliberation and exchange of views, and in matters of an emergency nature when there is not enough time to call an assembled meeting of the Board, the Board may also take action upon the concurring votes of a majority of its members by mail, telephone, or telegraph, but any such action by telephone shall be confirmed promptly in writing.

**§ 1251.334 Compensation and reimbursement.**

The members of the Board, and alternates when acting as members, shall serve without compensation but shall be reimbursed for necessary and reasonable expenses, as approved by the Board, incurred by them in the performance of their duties under this subpart.

**§ 1251.335 Powers of the Board.**

The Board shall have the following powers:

(a) To administer the provisions of this subpart in accordance with its terms and provisions;

(b) To make rules and regulations to effectuate the terms and provisions of this subpart;

(c) To receive, investigate, and report to the Secretary complaints of violations of the provisions of this subpart; and

(d) To recommend to the Secretary amendments to this subpart.

**§ 1251.336 Duties.**

The Board shall have the following duties:

(a) To meet and organize and to select from among its members a chairman and such other officers as may be necessary, to select committees and subcommittees of Board members, to adopt such rules for the conduct of its business as it may deem advisable, and it may establish advisory committees of persons other than Board members;

(b) To appoint or employ such persons as it may deem necessary and to define the duties and determine the compensation of each;

(c) To prepare and submit to the Secretary for his approval budgets on a fiscal-period basis of its anticipated expenses and disbursements in the administration of this subpart, including probable cost of plans and projects as estimated in the budget or budgets submitted to it by prospective contractors, with the Board's recommendations with respect thereto;

(d) With the approval of the Secretary, to enter into contracts or agreetary, to enter into contracts or agreements with persons, including, but not limited to, State, regional, or national agencies or State, regional, or national egg organizations which administer research, education, or promotion programs, advertising agencies, public relations firms, public or private research organizations, advertising and promotion media, and egg producer organizations, for the development and submission to it of plans and projects authorized by § 1251.341 and for the carrying out of such plans or projects when approved by the Secretary, and for the payment of the cost thereof with funds collected pursuant to § 1251.347. Any such contracts or agreements shall provide that such contractors shall develop and submit to the Board a plan or project together with a budget or budgets which shall show estimated costs to be incurred for such plan or project, and that any such plan or project shall become effective upon approval by the Secretary. Any such contract or agreement shall also provide that the contractor shall keep accurate records of all of its transactions and make periodic reports to the Board of activities carried out and an accounting for funds received and expended, and such other reports as the Secretary may require;

(e) To review and submit to the Secretary any plans or projects which have been developed and submitted to it by the prospective contractor, together with its recommendations with respect to the approval thereof by the Secretary;

(f) To maintain such books and records and prepare and submit such reports from time to time to the Secretary as he may prescribe, and to make appropriate accounting with respect to the receipt and disbursement of all funds entrusted to it;

(g) To prepare and make public, at least annually, a report of activities carried out and an accounting for funds received and expended;

(h) To cause its books to be audited by a certified public accountant at least once each fiscal period and at such other times as the Secretary may request, and submit a copy of each such audit to the Secretary;

(i) To give the Secretary the same notice of meetings of the Board as is given to members in order that he or his representative may attend such meetings;

(j) To act as an intermediary between the Secretary and any producer or handler; and

(k) To submit to the Secretary such information pursuant to this subpart as he may request.

RESEARCH, EDUCATION, AND PROMOTION

**§ 1251.341 Research, education, and promotion.**

The Board shall develop and submit to the Secretary for approval any programs or projects authorized in this section. Such programs or projects shall provide for:

(a) The establishment, issuance, effectuation, and administration of appropriate programs or projects for advertising, sales promotion, and consumer education with respect to the use of eggs, egg products, spent fowl, and products of spent fowl: *Provided, however,* That any such program or project shall be directed towards increasing the general demand for eggs, egg products, spent fowl, or products of spent fowl;

(b) The establishment and carrying on of research, marketing, and development projects and studies with respect to sale, distribution, marketing, utilization, or production of eggs, egg products, spent fowl, and products of spent fowl, and the creation of new products thereof in accordance with section 7(b) of the act, to the end that the marketing and utilization of eggs, egg products, spent fowl, and products of spent fowl may be encouraged, expanded, improved, or made more acceptable, and the data collected by such activities may be disseminated;

(c) The development and expansion of foreign markets and uses for eggs, egg products, spent fowl, and products of spent fowl;

(d) Each program or project authorized under (a), (b), and (c) of this section shall be periodically reviewed or evaluated by the Board to insure that each such program or project contributes to a coordinated national program of research, education, and promotion contributing to the maintenance of markets and for the development of new markets and of new products from eggs, egg products, spent fowl, and products of spent fowl. If it is found by the Board that any such program or project does not further the national purpose of the act, then the Board shall terminate such program or project; and

(e) No advertising or promotion programs shall use false or unwarranted claims or make any reference to private brand names of eggs, egg products, spent fowl, and products of spent fowl or use unfair or deceptive acts or practices with respect to quality, value, or use of any competing product.

EXPENSES AND ASSESSMENTS

**§ 1251.346 Expenses.**

The Board is authorized to incur such expenses as the Secretary finds are reasonable and likely to be incurred by the Board for its maintenance and functioning and to enable it to exercise its powers and perform its duties in accordance with the provisions of this subpart. The funds to cover such expenses shall be paid from assessments received pursuant to § 1251.347.

**§ 1251.347 Assessments.**

Each handler designated in § 1251.348 and pursuant to regulations issued by the Board shall collect from each producer; except that the following shall be exempt from the provisions of this section: (a) any egg producer whose aggregate number of laying hens at any time during a 3-consecutive month period immediately prior to the date assessments are due and

payable has not exceeded 3,000 laying hens, and (b) any producer whose flock of breeding hens whose production of eggs is primarily utilized for the hatching of baby chicks; and shall pay to the Board at such times and in such manner as prescribed by regulations issued by the Board, an assessment at the rate of 5 cents per 30-dozen case of eggs or such lesser amount set by the Board and approved by the Secretary for such expenses and expenditures, including provisions for a reasonable reserve and those administrative costs incurred by the Department of Agriculture after this subpart is effective, as the Secretary finds are reasonable and likely to be incurred by the Board and the Secretary under this subpart, except that no more than one such assessment shall be made on any case of eggs.

**§ 1251.348 Collecting handlers and collection.**

(a) Handlers responsible for collecting the assessment specified in § 1251.347 shall be any one of the following:

(1) The first person to whom eggs are sold, consigned, or delivered by producers and who grades, cartons, breaks, or otherwise performs a function of a handler under § 1251.309, (2) a producer who grades, cartons, breaks, or otherwise performs a function of a handler under § 1251.309 for eggs of his own production, or (3) such other persons as designated by the Board under rules and regulations issued pursuant to this subpart.

(b) Handlers shall collect and remit to the Egg Board all assessments collected in the manner and in the time specified by the Board pursuant to rules and regulations issued by the Board.

(c) Handlers shall maintain such records as the Egg Board may prescribe pursuant to rules and regulations issued by the Board.

(d) The Board with the approval of the Secretary may authorize other organizations or agencies to collect assessments in its behalf.

**§ 1251.349 Producer refunds.**

Any egg producer against whose eggs any assessment is made under the authority of the act and collected from him and who is not in favor of supporting the programs as provided for in this subpart shall have the right to demand and receive from the Board a refund of such assessment upon submission of proof satisfactory to the Board that the producer paid the assessment for which refund is sought. Any such demand shall be made personally by such producer in accordance with regulations and on a form and within a time period prescribed by the Board and approved by the Secretary. However, in no event should such period be more than 90 days after the end of the month in which the assessments are due and collectible. Any such refund shall be made within 60 days after demand is received therefor.

**§ 1251.350 Influencing governmental action.**

No funds collected by the Board under this subpart shall in any manner be used for the purpose of influencing governmental policy or action except to recommend to the Secretary amendment to this subpart.

REPORTS, BOOKS, AND RECORDS

**§ 1251.351 Reports.**

Each handler subject to this subpart and other persons subject to section 7(c) of the act may be required to report to the Board periodically such information as is required by regulations and will effectuate the purposes of the act, which information may include but not be limited to the following:

(a) Number of cases of eggs handled;

(b) Number of cases of eggs on which an assessment was collected;

(c) Name and address of person from whom any assessment was collected; and

(d) Date collection of assessment was made on each case of eggs handled.

**§ 1251.352 Books and records.**

Each handler subject to this subpart and persons subject to section 7(c) of the act shall maintain and make available for inspection by the Board or the Secretary such books and records as are necessary to carry out the provisions of the subpart and the regulations issued hereunder, including such records as are necessary to verify any reports required. Such records shall be retained for at least 2 years beyond the marketing year of their applicability.

**§ 1251.353 Confidential treatment.**

(a) All information obtained from such books, records, or reports shall be kept confidential by all officers and employees of the Department of Agriculture and the Board, and only such information so furnished or acquired as the Secretary deems relevant shall be disclosed by them, and then only in a suit or administrative hearing brought at the direction, or upon the request of the Secretary, or to which the Secretary or any officer of the United States is a party, and involving this subpart. Nothing in this subsection shall be deemed to prohibit (1) the issuance of general statements based upon the reports of the number of persons subject to this subpart or statistical data collected therefrom, which statements do not identify the information furnished by any person, (2) the publication, by direction of the Secretary, of general statements relating to refunds made by the Egg Board during any specific period of time, or (3) the publication, by direction of the Secretary, of the name of any person violating this subpart together with a statement of the particular provisions of this subpart violated by such person.

(b) All information with respect to refunds, except as provided in paragraph (a)(2) of this section made to individual producers shall be kept confidential by all officers and employees of the Department of Agriculture and the Board.

CERTIFICATION OF ORGANIZATIONS

**§ 1251.356 Certification of organizations.**

Any organization may request the Secretary for certification of eligibility to participate in nominating members and alternate members on the Board to represent the geographic area in which the organization represents egg producers. Such eligibility shall be based in addition to other available information upon a factual report submitted by the organization which shall contain information deemed relevant and specified by the Secretary for the making of such determination, including, but not limited to, the following:

(a) Geographic territory covered by the organization's active membership;

(b) Nature and size of the organization's active membership, proportion of total of such active membership accounted for by producers of commercial eggs, a chart showing the egg production by State in which the organization has members, and the volume of commercial eggs produced by the organization's active membership in such State(s);

(c) The extent to which the commercial egg producer membership of such organization is represented in setting the organization's policies;

(d) Evidence of stability and permanency of the organization;

(e) Sources from which the organization's operating funds are derived;

(f) Functions of the organization; and

(g) The organization's ability and willingness to further the aims and objectives of the act.

The primary consideration in determining the eligibility of an organization shall be whether its egg producer membership consists of a substantial number of egg producers who produce a substantial volume of the applicable geographic area's commercial eggs to reasonably warrant its participation in the nomination of members for the Board or to request the issuance of an order. The Secretary shall certify any organization which he finds to be eligible under this section and his determination as to eligibility shall be final.

MISCELLANEOUS

**§ 1251.357 Suspension and termination.**

(a) The Secretary shall, whenever he finds that this subpart or any provision thereof obstructs or does not tend to effectuate the declared policy of the act, terminate or suspend the operation of this subpart or such provision.

(b) The Secretary may conduct a referendum at any time, and shall hold a referendum on request of 10 percent or more of the number of egg producers voting in the referendum approving this subpart, to determine whether egg producers favor the termination or suspension of this subpart, and the Secretary shall suspend or terminate such subpart at the end of 6 months after he determines that suspension or termination of the order is approved or favored by a majority of the egg producers voting in such referendum who, during a representative period determined by the Secretary, have been engaged in the production of commercial eggs, and who produced more than 50 percent of the volume of eggs produced by the egg producers voting in the referendum.





**§ 1251.358 Proceedings after termination.**

(a) Upon the termination of this subpart the Board shall recommend not more than six of its members to the Secretary to serve as trustees for the purpose of liquidating the affairs of the Board. Such persons, upon designation by the Secretary, shall become trustees of all the funds and property then in the possession or under control of the Board, including claims for any funds unpaid or property not delivered or any other claim existing at the time of such termination.

(b) The said trustees shall: (1) continue in such capacity until discharged by the Secretary, (2) carry out the obligations of the Board under any contracts or agreements entered into by it pursuant to § 1251.336, (3) from time to time account for all receipts and disbursements and deliver all property on hand, together with all books and records of the Board and of the trustees, to such person as the Secretary may direct, and (4) upon the request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person full title and right to all of the funds, property, and claims vested in the Board or the trustees pursuant to this section.

(c) Any person to whom funds, property, or claims have been transferred or delivered pursuant to this section shall be subject to the same obligation imposed upon the Board and upon the trustees.

(d) Any residual funds not required to defray the necessary expenses of liquidation shall be turned over to the Secretary to be disposed of, to the extent practicable, in the interest of continuing one or more of the research or promotion programs hitherto authorized.

**§ 1251.359 Effect of termination or amendment.**

Unless otherwise expressly provided by the Secretary, the termination of this subpart or of any regulation issued pursuant hereto, or the issuance of any amendment to either thereof, shall not:

(a) Affect or waive any right, duty, obligation, or liability which shall have risen or which may hereafter arise in connection with any provision of this subpart or any regulation issued thereunder;

(b) Release or extinguish any violation of this subpart or any regulation issued hereunder; or

(c) Affect or impair any rights or remedies of the United States, or of the Secretary, or of any person, with respect to any such violation.

**§ 1251.360 Personal liability.**

No member or alternate member of the Board shall be held personally responsible either individually or jointly with others, in any way whatsoever, to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member or alternate, except for acts of dishonesty, or willful misconduct.

**§ 1251.361 Right of the Secretary.**

The Board (including successors and alternates) and any agent or employee appointed or employed by the Board, shall be subject on just cause to removal or suspension at any time by the Secretary. Each and every regulation, decision, determination, or other act of said Board shall be subject to the continuing right of the Secretary to disapproval of the same at any time. Upon such disapproval, the disapproved action of the said Board shall be deemed null and void, except as to acts done in reliance thereon in compliance therewith prior to such disapproval by the Secretary.

**§ 1251.362 Amendments.**

Amendments to this order may be proposed, from time to time, by the Board, or by an organization certified pursuant to section 16 of the act, or by any interested person affected by the provisions of the act, including the Secretary.

**§ 1251.363 Separability.**

If any provision of this subpart is declared invalid or the applicability thereof to any person or circumstances is held invalid, the validity of the remainder of this subpart of the applicability thereof to other persons or circumstances shall not be affected thereby.

Single copies of this notice of recommended decision may be obtained from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington, D.C. 20250, or may be there inspected.

Signed at Washington, D.C. on August 8, 1975.

WILLIAM H. WALKER III,
*Acting Administrator.*

[FR Doc.75-21121 Filed 8-12-75;8:45 am]

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

### [ 29 CFR Part 1952 ]

### APPROVED CALIFORNIA PLAN

### Proposed Supplements

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations, prescribes procedures under Section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) for review of changes and progress in the development and implementation of State plans which have been approved in accordance with section 18(c) of the Act and Part 1902 of this chapter. On May 1, 1973, a notice was published in the FEDERAL REGISTER (38 FR 10717) concerning the approval of the California Plan and of the adoption of Subpart K of Part 1952 containing the decision. Section 1952.173 of Subpart K sets forth the developmental schedule under which the plan will meet the criteria of section 18(c) of the Act and Part 1902 within three years following commencement of operations under the plan. On June 17, 1975 the State of California submitted a supplement to the plan involving the completion of a developmental step (see Subpart B of CFR Part 1953).

The supplements submitted by California concern the promulgation of regulations related to enforcement activities under the California plan. These regulations concern advance notice of inspections, citation procedures, proposed penalty procedures and employee rights concerning monitoring and measuring of exposure to hazards. In addition, the regulations concern the procedures and requirements for the issuance of permits for excavations, trenches, construction and demolition activities and requirements for reporting work-connected injuries.

2. *Location of the plan and its supplements for inspection and copying.* A copy of the plan and its supplements may be inspected and copied during normal business hours at the following locations: Technical Data Center, Occupational Safety and Health Administration, Department of Labor, 200 Constitution Avenue, N.W., Room N-3620; Washington, D.C. 20210; Office of the Assistant Regional Director for Occupational Safety and Health, Federal Office Building, 450 Golden Gate Avenue, Room 9410, San Francisco, California 94102; California Occupational Safety and Health Administration, 1006 4th Street, Third Floor, Sacramento, California 95814; California Occupational Safety and Health Administration, 455 Golden Gate Avenue, Room 2152, San Francisco, California 94102; and Division of Industrial Safety, 3460 Wilshire Boulevard, Los Angeles, California 90010.

3. *Public participation.* Interested persons are hereby given until September 12, 1975 in which to submit written data, views, and arguments concerning whether the supplement should be approved. Such submissions are to be addressed to the Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, 200 Constitution Avenue, N.W., Room N-3608, Washington, D.C. 20210.

Any interested person may request an informal hearing concerning the proposed supplements by filing particularized written objections with respect thereto within the time allowed for comments with the Associate Assistant Secretary for Regional Programs. If in the opinion of the Assistant Secretary substantial objections are filed, which warrant further public discussion, a formal or informal hearing on the subjects and issues involved may be held.

The Assistant Secretary shall consider all relevant comments, arguments, and requests submitted in accordance with this notice and shall thereafter issue his decision as to approval or disapproval of the supplements, make appropriate amendments to Subpart K of Part 1952, and initiate further appropriate proceedings if necessary.

(Secs. 8(g), 18, Pub. L. 91-956, 84 Stat. 1600, 1608 (29 U.S.C. 657(g), 667))

Signed at Washington, D.C. this 7th day of August 1975.

JOHN T. DUNLOP,
*Secretary of Labor.*

[FR Doc.75-21131 Filed 8-12-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### [ 32A CFR Ch. VI ]

### BASIC RULES OF THE DEFENSE PRIORITIES SYSTEM

### Proposed Change in Schedule II

Notice is hereby given that the Deputy Assistant Secretary for Domestic and International Business, Domestic and International Business Administration, pursuant to Section 704 of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2154), and Executive Order 10480, as amended, is proposing to amend Schedule II to DPS Reg. 1—*Materials and Services Not Subject to BDC Rating Authority*, Part A to add to the schedule "copper raw materials" as that term is defined in DMS Order 4. This action would thereby exclude all "copper raw materials" from being subject to priority ratings.

DPS Reg. 1 currently provides for the extension of priority ratings to all "copper raw materials", with the exception of copper scrap, including intermediate shapes. Copper-base scrap, in its various forms and shapes has been excluded from BDC rating authority, as the category of "scrap" has been continued in Schedule II to DPS Reg. 1.

Interested persons who desire to submit written views or comments on the proposed amendment should file them, in triplicate, with the Deputy Assistant Secretary for Domestic and International Business, Domestic and International Business Administration, U.S. Department of Commerce, Washington, D.C. 20230, Ref: DPS Reg. 1, on or before September 12, 1975.

The proposed amendment is presented below:

Part A of Schedule II to DPS Regulation 1 is hereby amended to read as follows:

PART A

"The following items under the jurisdiction of BDC are presently not subject to any ratings issued by or under authority of BDC (but are subject to directives issued by or under authority of BDC) and therefore such ratings shall not be effective to obtain any of them: [1]

Communications services.
Copper raw materials as that term is defined in DMS Order 4 (formerly BDSA Order M-11A), except intermediate shapes (as defined in that order).
Crushed stone.
Gravel.
Sand.
Scrap.
Slag.
Steam heat, central.
Waste paper.

Further delineate jurisdictional responsibilities for the exercise of priorities and allocations powers:

(1) Memorandum of Agreement between the Department of the Interior and the Department of Commerce with respect to the production and/or distribution of designated products and equipment, including chemicals, associated with the output of petroleum and gas, effective October 30, 1973 (38 F.R. 30896).

(2) Defense Solid Fuels Administration (DSFA) Delegation 1 to the Secretary of Commerce with respect to the distribution of coal chemicals produced as by-products of coke made from coal, effective May 15, 1951 (16 F.R. 4590). The DSFA was abolished in 1954 and its responsibilities within the Department of the Interior have been transferred to the Office of the Assistant Secretary for Energy and Minerals, Department of the Interior.

(3) Delegation of Authority from the Secretary of Commerce to the Secretary of the Interior of priorities and allocations powers with respect to certain minerals facilities and materials, effective January 26, 1967 (32 F.R. 2462).

(4) Memorandum of Agreement between the Department of Agriculture and the Department of Commerce with respect to the scope of allocation and priority responsibilities in connection with foods which have industrial uses, effective December 5, 1973 (38 F.R. 33504).

(5) Memorandum of Understanding and Agreement between the Agricultural Stabilization and Conservation Service, Department of Agriculture, and the Bureau of Competitive Assessment and Business Policy, Department of Commerce, with respect to the scope of the term "farm equipment," effective December 5, 1973 (38 F.R. 33506). The responsibilities of the Bureau of Competitive Assessment and Business Policy have been transferred to the Bureau of Domestic Commerce (BDC), Department of Commerce.

(Defense Production Act of 1950, as amended, (64 Stat. 816; 50 U.S.C. App. 2061 et seq.): Executive Order 10480, as amended, 18 F.R. 4939, 5901, 19 F.R. 3807, 7249, 21 F.R. 1673, 23 F.R. 5061, 6971, 24 F.R. 3779, 27 F.R. 9683, 11447, 3 C.F.R. 1949-1953 Comp., p. 919: Executive Order 11725, 38 F.R. 17175; DMO-3 (Formerly DMO 8400.1) 40 F.R. 27218; 32A C.F.R. 15; Department of Commerce Organization Order 10-3, 38 F.R. 33624, and 40-1, 39 F.R. 1871; Department of Commerce, Domestic and International Business Administration Organization and Function Orders 41-1, as amended, 39 F.R. 2780, 39 F.R. 18490, 45-1, 39 F.R. 18489, and 45-2, 39 F.R. 18489.)

DOMESTIC AND INTERNATIONAL BUSINESS ADMINISTRATION.

DONALD E. JOHNSON,
*Deputy Assistant Secretary for Domestic and International Business.*

[FR Doc.75-21118 Filed 8-12-75;8:45 am]

[1] The following delegations and agreements, as the same may from time to time be amended, revoked, or superseded.

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

### [ 46 CFR Parts 32, 35 ]

[CGD 75-017]

### AIR COMPRESSORS; CARGO HANDLING ROOM BILGES ON TANK VESSELS

### Proposed Requirements

The Coast Guard is considering amending the regulations for tank vessels to—

(a) prohibit the accumulation of cargo in cargo handling room bilges;

(b) prohibit installation of an air compressor in cargo handling rooms and other cargo areas on a new tank vessel;

(c) prohibit use of an air compressor in a cargo area on an existing vessel and require that it be made permanently inoperative or removed from the cargo area at the next drydocking or inspection for certification of the vessel, whichever occurs first.

Interested persons may participate in this proposed rule making by submitting written data, views, or arguments to the Coast Guard (G-CMC), 400 Seventh Street, S.W., Washington, D.C. 20590. Each person submitting comments should include his name and address, identify the notice (CGD 75-017) and give reasons for any recommendations. Comments received before September 29, 1975, will be considered before final action is taken on this proposal. Copies of all written comments will be available for examination by interested persons in room 8234, Department of Transportation, Nassif Building, 400 Seventh Street, SW., Washington, D.C. The proposal may be changed in light of the comments received. No hearing is contemplated but may be held at a time and place set in a later notice in the Federal Register if requested by an interested person desiring an opportunity to comment orally at a public hearing and raising a genuine issue.

The amendments in this notice are proposed in accordance with the Commandant's Action on the Marine Board of Investigation of the SS TEXACO NORTH DAKOTA. The Commandant's Action concluded that cargo that leaks or is drained or spilled into a pump room bilge poses a hazard to the vessel and its personnel and make the operation of an air compressor in the pump room hazardous. It has been determined further that cargo that leaks or is drained or spilled into a bilge of any cargo handling room poses a hazard and that operation of an air compressor in or adjacent to any cargo area on a tank vessel likewise poses a hazard.

In consideration of the foregoing, it is proposed to amend Chapter I of Title 46 of the Code of Federal Regulations as follows:

1. By adding a new § 32.35-15 to read as follows:





**§ 32.35-15 Installation of air compressors on tank vessels contracted for on or after [the effective date of these regulations]—TB/ALL.**

No tank vessel contracted for on or after [the effective date of these regulations] may have an air compressor or an air compressor intake installed in any of the following cargo areas:

(a) A Cargo handling room.

(b) An enclosed space containing cargo piping.

(c) A space in which cargo hose is stowed.

(d) A space adjacent to a cargo tank or cargo tank hold.

(e) A space within three meters of any of the following:

(1) A cargo tank opening.

(2) An outlet for cargo gas or vapor.

(3) A cargo pipe flange.

(4) A cargo valve.

(5) An entrance or ventilation opening to a cargo handling room.

(f) The space on the open deck that is 2.4 meters high and that has a deck area bounded by the following:

(1) The port and starboard edges of the open deck.

(2) A straight line that—(i) Connects the port and starboard edges of the open deck;

(ii) Is three meters forward of the cargo tank or cargo tank hold closest to the bow; and

(iii) Is perpendicular to the centerline of the vessel.

(3) A straight line that—(i) Connects the port and starboard edges of the open deck;

(ii) Is three meters aft of the cargo tank or cargo tank hold closest to the stern; and

(iii) Is perpendicular to the centerline of the vessel.

(g) An enclosed space having an opening into a location described in paragraphs (a)-(f) of this section.

(h) A location similar to those described in paragraphs (a)-(g) of this section in which cargo vapors or gases may be present.

2. By adding a new § 35.35-80 to read as follows:

**§ 35.35-80 Tank dregs and slops TB/ALL.**

(a) No person may drain or authorize the drainage of cargo from a pump, piping system, or tank into a cargo handling room bilge except during repairs or maintenance of cargo handling equipment.

(b) The master or person in charge of a vessel shall ensure that cargo that accumulates in a bilge of a cargo handling room is promptly removed from the bilge.

3. By adding a new § 35.35-85 to read as follows:

**§ 35.35-85 Air compressors TB/ALL.**

(a) No person may operate an air compressor in a cargo area described in § 32.35-15 of this subchapter.

(b) The owner of a vessel that has an air compressor or an air compressor intake in a cargo area described in § 32.35-15 of this subchapter must have the equipment made permanently inoperative or removed from that location at the next drydocking or inspection for certification of the vessel after [the effective date of these regulations], whichever occurs first. The equipment may not be reinstalled thereafter in a cargo area described in § 32.35-15 of this subchapter.

(R.S. 4405, as amended, (46 U.S.C. 375); R.S. 4417a, as amended, (46 U.S.C. 391a); R.S. 4462, as amended, (46 U.S.C. 416); Sec. 1, Pub. L. 86-244, 73 Stat. 475 (46 U.S.C. 481(a)); Sec. 6(b)(1), 80 Stat. 938 (49 U.S.C. 1655(b)); 49 CFR 1.46(b) and (0)(4))

Dated: August 8, 1975.

W. M. BENKERT,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.*

[FR Doc.75-21159 Filed 8-12-75;8:45 am]

### Federal Aviation Administration

### [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SO-90]

### ALTERATION OF TRANSITION AREA

### Proposed Rulemaking

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Wetumpka, Ala., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Georgia 30320. All communications received on or before September 12, 1975 will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Wetumpka transition area described in § 71.181 (40 F.R. 441) would be amended as follows:

All after ". . . longitude 86°19'30" W.); . . ." would be deleted and ". . . within 9.5 miles north and 4.5 miles south of the Maxwell VOR 070° radial, extending from the 7-mile radius area to 30.5 miles east of the Maxwell VOR; within 1 mile north and 5 miles south of the 090° bearing from the airport, extending from the 7-mile radius area to 17.5 miles east of the airport; excluding the portions that coincide with the Montgomery, Ala., and Alexander City, Ala., transition areas . . ." would be substituted therefor.

The proposed alteration is required to provide controlled airspace protection for aircraft executing the revised VOR RWY 27 instrument approach procedure and a new proposed RNAV RWY 27 instrument approach procedure. The procedure turn altitude for the VOR RWY 27 approach procedure is being lowered from 2,300 to 2,100 feet MSL to provide compatibility with the proposed RNAV RWY 27 approach procedure.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c))

Issued in East Point, Ga., on August 5, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-21083 Filed 8-12-75;8:45 am]

### [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-64]

### DESIGNATION OF TRANSITION AREA

### Proposed Rulemaking

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Brenham, Tex.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 12, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In Section 71.181 (40 FR 441), the following transition area is added:

BRENHAM, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Brenham Municipal Airport (latitude 30°12'57" N., longitude 96°22'34" W.) and



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within 3 miles each side of the 341° bearing from the NDB (latitude 30°13'16" N., longitude 96°22'40" W.) extending from the NDB to 8 miles northwest.

The proposed transition area will provide controlled airspace for aircraft executing the proposed NDP RWY 16 (Original) instrument approach procedure.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)))

Issued in Fort Worth, TX, on August 4, 1975.

ALBERT H. THURBURN,
*Acting Director,*
*Southwest Region.*

[FR Doc.75-21082 Filed 8-12-75;8:45 am]

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**[ 14 CFR Part 71 ]**

[Airspace Docket No. 75-SW-53]

**DESIGNATION OF TRANSITION AREA**

**Proposed Rulemaking**

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Carrizo Springs, Tex.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 12, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In Section 71.181 (40 F.R. 441), the following transition area is added:

CARRIZO SPRINGS, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Dimmit County Airport (latitude 28°31'25" N., longitude 99°49'30" W.) and within 3 miles each side of the 124° bearing from the NDB (latitude 28°31'19" N., longitude 99°49'38" W.) extending from the NDB to 8.5 miles southeast.

The proposed transition area will provide controlled airspace for aircraft executing the proposed NDB RWY 30 instrument approach procedure.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Fort Worth, TX, on August 4, 1975.

ALBERT H. THURBURN,
*Acting Director,*
*Southwest Region.*

[FR Doc.75-21084 Filed 8-12-75;8:45 am]

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## FEDERAL POWER COMMISSION

**[ 18 CFR Parts 2, 154, 157 ]**

[Docket No. RM75-14]

**NATURAL GAS**

**Order Issuing Staff Rate Recommendations and Prescribing Further Procedures Regarding National Rates**

AUGUST 4, 1975.

National rates for jurisdictional sales of natural gas dedicated to interstate commerce on or after January 1, 1973, for the period January 1, 1975, to December 31, 1976.

There are issued herewith the comments of the Staff of the Federal Power Commission in this proceeding regarding the cost of finding and producing new supplies of natural gas for sale in interstate commerce for resale, submitted pursuant to Order Instituting National Rate Proceeding, issued herein December 4, 1974 (39 FR 43093, December 10, 1974). The comments consist of analyses and recommendations of the FPC Bureau of Natural Gas (BNG), Appendix A,[1] and of the FPC Office of Economics (OEC), Appendix B.[1]

In issuing this order for public comment, the Commission recognizes the substantial divergence between the comments of the Bureau of Natural Gas and the comments of the Office of Economics, as well as the comments of the various respondents to this proceeding. The difference in views of two important offices of this Commission makes public comment relating to both views essential. The Commission emphasizes that we do not endorse or reject either view at this time. The Commission will prescribe just and reasonable rates upon the conclusion of this proceeding, based upon a comprehensive analysis of all comments, evidence, and exhibits submitted for the public record.

There has been utilized in both the BNG and the OEC presentations, data on reserves, drilling statistics, and financial statistics from the American Gas Association (AGA), American Petroleum Institute (API), and Joint Association Survey (JAS) sources that have been employed in other costing studies. The Staff has used the AGA, API, and JAS data in its presentations on a tentative basis only, recognizing that they might have to be revised if Commission investigations and further data submissions indicate this is necessary.

The Staff comments, all comments of the parties submitted pursuant to the December 4, 1974 order initiating this proceeding, all comments of the parties in reply to such staff comments and comments of the parties, and certain other comments, information, and data[2] are or may be material to the Commission's resolution of the issues raised in this proceeding.

*The Commission orders:*

(A) Comments in reply to the Comments of the Staff of the Federal Power Commission, attached to this order as Appendices A and B,[1] and in reply to comments of the parties submitted pursuant to Commission order of December 4, 1974, initiating this proceeding shall be filed with the Secretary of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, on or before September 5, 1975. No further comments will be permitted.

(B) All comments shall state the name, title, mailing address, and telephone number of the person or persons to whom communications concerning this rulemaking proceeding should be addressed and shall be single spaced on letter size paper (8" by 10½" or 8½" by 11"). An original and fourteen conformed copies of each submittal shall be filed with the Commission, and copies will be placed in the Commission's public files and will be available for inspection in the Commission's Office of Public Information at 825 North Capitol Street, NE, Washington, D.C. 20426, during regular business hours. Additionally, copies must be served on all participants in this proceeding who appear on the current Secretary's Service List, and each submittal must contain the following statement signed by the person filing or authorizing the filing: "I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding in accordance with the requirements of § 1.17 of the Rules of Practice and Procedure. Dated at -------- this ---- day of ----------, 19--. Signature." All comments shall be under oath and acknowledged by a notary public or comparable official, as follows: "(Name) ----------, being duly sworn, deposes and says [that he is ---------- (title and organization, if filing in a representative capacity)]; that he is authorized to verify and file this document; that he has examined the statements contained therein, and that all such statements are true and correct to the best of his knowledge, information, and belief."

(C) The Secretary of the Commission shall cause prompt publication of this

[1] Filed as part of the original document.

[2] See Commission orders in this proceeding: *Order Inviting Comment Re Intrastate Gas Market*, issued June 16, 1975, and *Order* Instituting Investigation To Update Prior *Staff Study*, issued June 13, 1975.





order in the FEDERAL REGISTER and shall serve this order upon all participants in this proceeding, all State Commissions, all other Federal agencies and departments, and upon all parties of record in Docket No. R-389-B.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21167 Filed 8-12-75;8:45 am]

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**[ 18 CFR Parts 101, 104, 141, 201, 204, 260 ]**

[Docket No. RM76-3]

**UNIFORM SYSTEM OF ACCOUNTS**

**Notice of Proposed Rulemaking**

AUGUST 7, 1975.

In the matter of amendments to the Uniform Systems of Accounts for Classes A, B, C and D Public Utilities and Licensees and Natural Gas Companies to Establish Customer Service and Informational Expense Accounts, General Advertising Expense Account, and Related Changes to Annual Report Forms No. 1, No. 1-F, No. 2, and No. 2-A.

Pursuant to 5 U.S.C. 553, Sections 3, 4, 301, 304 and 309 of the Federal Power Act (41 Stat. 1063-1066, 1353; 46 Stat. 798; 49 Stat. 838-841, 854-856, 858-859; 61 Stat. 501; 16 U.S.C. 796-797, 825, 825c, 825h), and Sections 8, 10 and 16 of the Natural Gas Act (52 Stat. 825-826, 830; 15 U.S.C. 717g, 717i, 717o), the Commission gives notice it proposes to amend:

A. An instruction and certain accounts in the Uniform System of Accounts for Class A and Class B Public Utilities and Licensees, prescribed by Part 101, Chapter I, Title 18, CFR.

B. An instruction and certain accounts in the Uniform System of Accounts for Class C and Class D Public Utilites and Licensees, prescribed by Part 104, Chapter I, Title 18, CFR.

C. Certain schedule pages of FPC Form No. 1, Annual Report for Electric Utilities, Licensees and Others (Class A and Class B), prescribed by Section 141.1, Chapter I, Title 18, CFR.

D. Certain schedule pages of FPC Form No. 1-F, Annual Report for Public Utilities and Licensees (Class C and Class D), prescribed by Section 141.2, Chapter I, Title 18, CFR.

E. An instruction and certain accounts in the Uniform System of Accounts for Class A and Class B Natural Gas Companies, prescribed by Part 201, Chapter I, Title 18, CFR.

F. An instruction and certain accounts in the Uniform System of Accounts for Class C and Class D Natural Gas Companies, prescribed by Part 204, Chapter I, Title 18, CFR.

G. Certain schedule pages of FPC Form No. 2, Annual Report for Natural Gas Companies (Class A and Class B), prescribed by Section 260.1, Chapter I, Title 18, CFR.

H. Certain schedule pages of FPC Form No. 2-A, Annual Report for Natural Gas Companies (Class C and Class D), prescribed by Section 260.2, Chapter I, Title 18, CFR.

The Commission proposes to provide for more accounting detail and reporting disclosure for operating expenses incurred in the area of non-promotional customer assistance expenses by adding an additional Operation and Maintenance Expense subsection in the Uniform Systems of Accounts for classification of costs incurred in customer service, information, and education activities and to provide separate account classification for costs incurred in advertising and related activities not now provided for in the Uniform Systems of Accounts.

Presently, the Commission's Uniform Systems of Accounts and annual report forms provide for accounting and reporting of sales expenses of a promotional nature. These expenses are now classified under the title of "Sales Expenses." In recent years, conditions have changed to the degree that utilities are now incurring costs of an educational, conservation, and customer assistance nature. These costs are presently being accounted for under the sales expense classification, because the Uniform Systems of Accounts do not specifically provide account classification for such expenses. It appears that a more detailed segregation of the presently classified sales expense amounts should be made so as to identify the amounts related to non-promotional as well as to promotional expenses. We propose to do this by adding a new classification in the Operation and Maintenance Expense Accounts section of the Uniform Systems of Accounts to be entitled "Customer Service and Informational Expenses" and to retain the present Sales Expenses classification to collect those costs relating solely to promotional type expenses.

In additon to informing customers as to what they, as individuals, can do to use the utility's service in a safe, efficient manner, utilities have entered into programs through the advertising media to inform the public of the companies' involvement in safety, conservation, and environmental programs; and research to provide additional or alternative sources of energy. The costs incurred in this area are of a general corporate nature, not directly associated with a particular operating function and, as such, should be provided for under the "Administrative and General Expenses" classification. We propose to provide for this classification by adding a new account to the "Administrative and General Expenses" section titled "930.1, General Advertising Expenses."

The proposed revisions, as detailed hereinafter, would amend the Uniform System of Accounts prescribed for Class A and Class B electric (gas) utilities by adding a new Operation and Maintenance Expense Classification subsection titled "Customer Service and Informational Expenses," to encompass new accounts entitled "907, Supervision," "908, Customer Assistance Expenses," "909, Informational and Instructional Advertisng Expenses," and "910, Miscellaneous Customer Service and Information Expenses," and by adding a new account under the present subsection "Administrative and General Expenses," entitled "930.1, General Advertising Expenses."

The Uniform System of Accounts prescribed for Class C and Class D electric (gas) utilities would be amended to accomplish the same objectives.

The Commission's annual report forms would be revised to reflect the accounting proposals.

Any interested person may submit to the Federal Power Commission, Washington, D.C. 20426, to be received no later than September 22, 1975, data views, comments or suggestions in writing concerning the amendments proposed herein. Written submittals will be placed in the Commission's public files and will be available for public inspection at the Commission's Office of Public Information, Washington, D.C. 20426, during regular business hours. The Commission will consider all such written submittals before acting on the matters herein proposed. An original and 14 conformed copies should be filed with the Secretary of this Commission. Submittals to the Commission should indicate the name, title, mailing address, and telephone number of the person to whom communications concerning the proposal should be addressed, and whether the person filing them requests a conference with the staff of the Federal Power Commission to discuss the proposed revisions. The staff, in its discretion, may grant or deny requests for conference.

The proposed amendments to the Commission's Uniform Systems of Accounts under the Federal Power Act, and to FPC Annual Report Forms No. 1 and No. 1-F, would be issued under authority granted the Federal Power Commission by the Federal Power Act, particularly Sections 3, 4, 301, 304 and 309 (41 Stat. 1063-1066, 1353; 46 Stat. 798; 49 Stat. 838-841, 854-856, 858-859; 61 Stat. 501; 16 U.S.C. 796-797, 825, 825c, 825h).

The proposed amendments to the Commission's Uniform Systems of Accounts under the Natural Gas Act, and to FPC Annual Report Forms No. 2 and No. 2-A, would be issued under the authority granted the Federal Power Commission by the Natural Gas Act, particularly Sections 8, 10 and 16 (52 Stat. 825-826, 830; 15 U.S.C. 717g, 717i, 717o).

(A) The following are proposed amendments and revisions to the Uniform System of Accounts for Class A and Class B Public Utilities and Licensees, Part 101, Chapter I, Title 18 of the Code of Federal Regulations:

(1) Amend paragraph A of General Instructions Number 3 by adding "customer service and informational," following "Customer accounts," in the items adjacent to "900-949."

As amended paragraph A of General Instructions Number 3 will read:

**General Instructions**

* * * * * * *

3. *Numbering System.*

A. * * *

* * * * * * *

900-949 Customer accounts, customer service and informational, sales, and general and administrative expenses.

(2) Amend the Chart of Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "905, Miscellaneous Customer Accounts Expenses," add a new subsection to read "5. Customer Service and Informational Expenses."

(b) Add four new accounts under the new subsection "5. Customer Service and Informational Expenses" to read as follows:

(1) "907 Supervision."
(2) "908 Customer Assistance Expenses."
(3) "909 Informational and Instructional Advertising Expenses."
(4) "910 Miscellaneous Customer Service and Informational Expenses."

(c) Redesignate present subsection "5. Sales Expenses" as "6. Sales Expenses."

(d) Redesignate present subsection "6. Administrative and General Expenses" as "7. Administrative and General Expenses."

(e) Add a new account under renumbered subsection "7. Administrative and General Expenses" immediately following account "929, Duplicate Charges—Cr.," to be titled "930.1, General Advertising Expenses."

(f) Redesignate present account "930, Miscellaneous General Expenses," as "930.2."

As amended the Chart of Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * * * *

5. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

*Operation*

907 Supervision.
908 Customer assistance expenses.
909 Informational and instructional advertising expenses.
910 Miscellaneous customer service and informational expenses.

6. SALES EXPENSES

* * * * * * *

7. ADMINISTRATIVE AND GENERAL EXPENSES

* * * * * * *

929 * * *
930.1 General advertising expenses.
930.2 Miscellaneous general expenses.
931 * * *

* * * * * * *

(3) In the Balance Sheet Accounts section, amend the text of paragraph B. of account "188, Research and Development Expenditures."

As amended this portion of the text of account 188 will read:

**Balance Sheet Accounts**

ASSETS AND OTHER DEBITS

* * * * * * *

4. DEFERRED DEBITS

* * * * * * *

**188 Research and development expenditures.**

* * * * * * *

B. Costs that are minor or of a general or recurring nature shall be transferred from this account to the appropriate operating expense function or if such costs are common to the overall operations or cannot be feasibly allocated to the various operating accounts, then such costs shall be recorded in account 930.2, Miscellaneous General Expenses.

* * * * * * *

(4) Amend the text of the Operation and Maintenance Expense Accounts as follows:

(a) Immediately following the text of account "905, Miscellaneous Customer Accounts Expenses," add a new subsection to read "5. Customer Service and Informational Expenses" to include the following accounts:

(1) "907 Supervision."
(2) "908 Customer Assistance Expenses."
(3) "909 Informational and Instructional Advertising Expenses."
(4) "910 Miscellaneous Customer Service and Informational Expenses."

(b) Redesignate present subsection "5. Sales Expenses" as "6. Sales Expenses."

(c) Amend item number "7" and "Note C" of account "913, Advertising Expenses."

(d) Redesignate present subsection "6. Administrative and General Expenses" as "7. Administrative and General Expenses."

(e) Amend "Note" and item number "7" of account "921, Office Supplies and Expenses."

(f) Add a new account immediately following account "929, Duplicate Charges—Credit," to be titled "930.1, General Advertising Expenses."

(g) Redesignate present account "930, Miscellaneous General Expenses," to account "930.2," delete item number "12" and redesignate item number "13" as "12" of this account.

As amended the text of the Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * * * *

5. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

*Operation*

**907 Supervision.**

This account shall include the cost of labor and expenses incurred in the general direction and supervision of customer service activities, the object of which is to promote safe, efficient and economical use of the utility's service. Direct supervision of a specific activity within customer service and informational expense classification shall be charged to the account wherein the costs of such activity are included.

**908 Customer assistance expenses.**

This account shall include the cost of labor, materials used and expenses incurred in providing instructions or assistance to customers, the object of which is to promote safe, efficient and economical use of the utility's service.

ITEMS

Labor:
1. Direct supervision of department.
2. Processing customer inquiries relating to the proper use of present electric equipment, the replacement of such equipment and information related to such equipment.
3. Advice directed to present customers as to how they may achieve the most efficient and safest use of existing electric equipment.
4. Demonstrations, exhibits, lectures, and other programs designed to instruct customers in the safe, economical or efficient use of electric service, and/or oriented toward conservation of energy.
5. Engineering and technical advice to customers, the object of which is to promote safe, efficient and economical use of the utility's service.

Materials and Expenses:
6. Supplies and expenses pertaining to demonstrations, exhibits, lectures, and other programs.
7. Loss in value on equipment and appliances used for customer assistance programs.
8. Office supplies and expenses.
9. Transportation, meals, and incidental expenses.

NOTE.—Do not include in this account expenses that are provided for elsewhere, such as accounts 416, Costs and Expenses of Merchandising, Jobbing and Contract Work, 587, Customer Installations Expenses, and 912, Demonstrating and Selling Expenses.

**909 Informational and instructional advertising expenses.**

This account shall include the cost of labor, materials used and expenses incurred in activities which primarily convey information as to what the utility urges or suggests customers should do in utilizing electric service to protect health and safety, to encourage environmental protection, to utilize their electric equipment safely and economically, or to conserve electric energy.

ITEMS

Labor:
1. Direct supervision of informational activities.
2. Preparing informational materials for newspapers, periodicals, billboards, etc., and preparing and conducting informational motion pictures, radio and television programs.
3. Preparing informational booklets, bulletins, etc., used in direct mailings.
4. Preparing informational window and other displays.
5. Employing agencies, selecting media and conducting negotiations in connection with the placement and subject matter of information programs.

Materials and Expenses:
6. Use of newspapers, periodicals, billboards, radio, etc., for informational purposes.
7. Postage on direct mailings to customers exclusive of postage related to billings.
8. Printing of informational booklets, dodgers, bulletins, etc.
9. Supplies and expenses in preparing informational materials by the utility.
10. Office supplies and expenses.

NOTE: Exclude from this account and charge to account 930.2, Miscellaneous General Expenses, the cost of publication of stockholder reports, dividend notices, bond redemption notices, financial statements, and other notices of a general corporate character. Exclude also all expenses of a promotional, institutional, goodwill or political nature, which are includible in such accounts as 913, Advertising Expenses, 930.1, General Advertising Expenses, and 426.4, Expenditures for Certain Civic, Political and Related Activities.





**910 Miscellaneous customer service and informational expenses.**

This account shall include the cost of labor, materials used and expenses incurred in connection with customer service and informational activities which are not includible in other customer information expense accounts.

ITEMS

Labor:
1. General clerical and stenographic work not assigned to specific customer service and informational programs.
2. Miscellaneous labor.
3. Communication service.

Materials and Expenses:
4. Printing, postage and office supplies expenses.

6. SALES EXPENSES

* * * * * * *

**913 Advertising expenses.**

* * * * * * *

ITEMS

* * * * * * *

7. Advertising in newspapers, periodicals, billboards, radio, etc., for sales promotion purposes, but not including institutional or goodwill advertising includible in account 930.1, General Advertising Expenses.

* * * * * * *

NOTE C: Exclude from this account and charge to account 930.2, Miscellaneous General Expenses, the cost of publication of stockholder reports, dividend notices, bond redemption notices, financial statements, and other notices of a general corporate character. Exclude also all institutional or goodwill advertising. (See account 930.1, General Advertising Expenses.)

* * * * * * *

7. ADMINISTRATIVE AND GENERAL EXPENSES

**921 Office supplies and expenses.**

* * * * * * *

NOTE: Office expenses which are clearly applicable to any group of operating expenses other than the administrative and general group shall be included in the appropriate account in such group. Further, general expenses which apply to the utility as a whole rather than to a particular administrative function shall be included in account 930.2, Miscellaneous General Expenses.

ITEMS

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7. Membership fees and dues in trade, technical, and professional associations paid by a utility for employees. (Company memberships are includible in account 930.2.)

* * * * * * *

**930.1 General advertising expenses.**

This account shall include the cost of labor, materials used, and expenses incurred in advertising and related activities, the cost of which by their content and purpose are not provided for elsewhere.

ITEMS

Labor:
1. Supervision.
2. Preparing advertising material for newspapers, periodicals, billboards, etc., and preparing or conducting motion pictures, radio and television programs.
3. Preparing booklets, bulletins, etc., used in direct mail advertising.
4. Preparing window and other displays.
5. Clerical and stenographic work.
6. Investigating advertising agencies and media conducting negotiations in connection with the placement and subject matter of advertising.

Materials and Expenses:
7. Advertising in newspapers, periodicals, billboards, radio, etc.
8. Advertising matter such as posters, bulletins, booklets and related items.
9. Fees and expenses of advertising agencies and commercial artists.
10. Postage and direct mail advertising.
11. Printing of booklets, dodgers, bulletins, etc.
12. Supplies and expenses in preparing advertising materials.
13. Office supplies and expenses.

NOTE A: Properly includible in this account is the cost of advertising activities on a local or national basis of a goodwill or institutional nature, which is primarily designed to improve the image of the utility or the industry, including advertisements which inform the public concerning matters affecting the company's operations, such as, the cost of providing service, the company's efforts to improve the quality of service, the company's efforts to improve and protect the environment, etc.

NOTE B: Exclude from this account and include in account 426.4, Expenditures for Certain Civic, Political and Related Activities, expenses for advertising activities, which are primarily designed to solicit public support or the support of public officials in matters of a political nature.

**930.2 Miscellaneous general expenses.**

This account shall include the cost of labor and expenses incurred in connection with the general management of the utility not provided for elsewhere.

ITEMS

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12. Public notices of financial, operating and other data required by regulatory statutes, * * *

* * * * * * *

(B) The following are proposed amendments and revisions to the Uniform System of Accounts for Class C and Class D Public Utilities and Licensees, Part 104, Chapter I, Title 18 of the Code of Federal Regulations:

(1) Amend paragraph A of General Instructions Number 3 by adding "customer service and informational" following "Customer accounts," in the items adjacent to "900–949."

As amended paragraph A of General Instructions Number 3 will read:

**General Instructions**

* * * * * * *

3. *Numbering System.*
A. * * *

* * * * * * *

900–949 Customer accounts, customer service and informational, sales, and general and administrative expenses.

* * * * * * *

(2) Amend the Chart of Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "904, Uncollectible Accounts," add a new subsection to read "5. Customer Service and Informational Expenses."

(b) Add a new account under new subsection "5. Customer Service and Informational Expenses" to read "907, Customer Service and Informational Expenses."

(c) Redesignate present subsection "5. Sales Expenses" as "6. Sales Expenses."

(d) Redesignate and retitle present subsection "6. Administration and General Expenses" as "7. Administrative and General Expenses."

(e) Add a new account titled "930.1, General Advertising Expenses," following account "929, Duplicate Charges—Credit."

(f) Redesignate account "930, Miscellaneous General Expenses," as "930.2."

As amended the Chart of Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * * * *

5. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

*Operation*

907 Customer service and informational expenses.

6. SALES EXPENSES

* * * * * * *

7. ADMINISTRATIVE AND GENERAL EXPENSES

* * * * * * *

930.1 General advertising expenses.
930.2 Miscellaneous general expenses.

* * * * * * *

(3) Amend the text of the Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "904, Uncollectible Accounts," add a new subsection to read "5. Customer Service and Informational Expenses."

(b) Add a new account within subsection "5. Customer Service and Informational Expenses" to read "907, Customer Service and Informational Expenses."

(c) Redesignate present subsection "5. Sales Expenses" as "6. Sales Expenses."

(d) Redesignate present subsection "6. Administrative and General Expenses" as "7. Administrative and General Expenses."

(e) Amend "Note" and item number "7" of account "921, Office Supplies and Expenses."

(f) Add new account "930.1, General Advertising Expenses," immediately following account "929, Duplicate Charges—Credit."

(g) Redesignate present account "930, Miscellaneous General Expenses," as "930.2," and delete item number "12" and redesignate item number "13" as "12" of this account.

As amended the text of the Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * * * *

5. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

**907 Customer service and informational expenses.**

This account shall include the cost of supervision, labor, and expenses incurred

in customer service and informational activities, the purpose of which is to encourage safe and efficient use of the utility's service, to promote conservation of the utility's service, and to assist present customers in answering specific inquiries as to the proper and economic use of the utility's service and the customer's equipment utilizing the service.

6. SALES EXPENSES

* * * * *

7. ADMINISTRATIVE AND GENERAL EXPENSES

* * * * *

**921 Office supplies and expenses.**

* * * * *

NOTE: Office expenses which are clearly applicable to any group of operating expenses other than the administrative and general group shall be included in the appropriate account in such group. Further, general expenses which apply to the utility as a whole rather than to a particular administrative function shall be included in account 930.2, Miscellaneous General Expenses.

ITEMS

* * * * *

7. Membership fees and dues in trade, technical, and professional associations paid by a utility for employees. (Company memberships are includible in account 930.2.)

* * * * *

**930.1 General advertising expenses.**

This account shall include the cost of labor, materials used, and expenses incurred in advertising and related activities, the cost of which by their content and purpose are not provided for elsewhere.

ITEMS

Labor:
1. Supervision.
2. Preparing advertising material for newspapers, periodicals, billboards, etc., and preparing or conducting motion pictures, radio and television programs.
3. Preparing booklets, bulletins, etc., used in direct mail advertising.
4. Preparing window and other displays.
5. Clerical and stenographic work.
6. Investigating advertising agencies and media conducting negotiations in connection with the placement and subject matter of advertising.

Materials and Expenses:
7. Advertising in newspapers, periodicals, billboards, radio, etc.
8. Advertising matter such as posters, bulletins, booklets and related items.
9. Fees and expenses of advertising agencies and commercial artists.
10. Postage and direct mail advertising.
11. Printing of booklets, dodgers, bulletins, etc.
12. Supplies and expenses in preparing advertising materials.
13. Office supplies and expenses.

NOTE A: Properly includible in this account is the cost of advertising activities on a local or national basis of a goodwill or institutional nature, which is primarily designed to improve the image of the utility or the industry, including advertisements which inform the public concerning matters affecting the company's operations, such as, the cost of providing service, the company's efforts to improve the quality of service, the company's efforts to improve and protect the environment, etc.

NOTE B: Exclude from this account and include in account 426.4, Expenditures for Certain Civic, Political and Related Activities, expenses for advertising activities, which are primarily designed to solicit public support or the support of public officials in matters of a political nature.

**930.2 Miscellaneous general expenses.**

This account shall include the cost of labor and expenses incurred in connection with the general management of the utility not provided for elsewhere.

ITEMS

* * * * *

12. Public notices of financial, operating and other data required by regulatory statutes, * * *

* * * * *

(C) Effective for the reporting year 1975, it is proposed to amend schedule pages 355 and 356, Distribution of Salaries and Wages, 419 and 420, Electric Operation and Maintenance Expenses, and 427, Miscellaneous General Expenses (Account 930), of FPC Form No. 1, Annual Report for Electric Utilities, Licensees and Others (Class A and Class B), prescribed by Section 141.1, Chapter I, Title 18 of the Code of Federal Regulations, all as set out in Attachment A hereto.[1]

(D) Effective for the reporting year 1975, it is proposed to amend schedule page 7, Electric Operation and Maintenance Expenses, of FPC Form No. 1–F, Annual Report for Public Utilities and Licensees (Class C and Class D), prescribed by Section 141.2, Chapter I, Title 18 of the Code of Federal Regulations, all as set out in Attachment B hereto.[1]

(E) The following are proposed amendments and revisions to the Uniform System of Accounts for Class A and Class B Natural Gas Companies, Part 201, Chapter I, Title 18 of the Code of Federal Regulations:

(1) Amend paragraph A of General Instructions Number 3 by adding "Customer Service and Informational," following "Customer Accounts," in the items adjacent to "900–949."

As amended paragraph A of General Instructions Number 3 will read:

**General Instructions**

* * * * *

3. *Numbering system.*

A. * * *

* * * * *

900–949 Customer Accounts, Customer Service and Informational, Sales, and General and Administrative Expenses.

(2) Amend the Chart of Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "905, Miscellaneous Customer Accounts Expenses," add a new subsection to read "6. Customer Service and Informational Expenses."

(b) Add four new accounts under the new subsection "6. Customer Service and Informational Expenses" to read as follows:

(1) "907 Supervision."

(2) "908 Customer Assistance Expenses."

(3) "909 Informational and Instructional Advertising Expenses."

(4) "910 Miscellaneous Customer Service and Informational Expenses."

(c) Redesignate present subsection "6. Sales Expenses" as "7. Sales Expenses."

(d) Redesignate present subsection "7. Administrative and General Expenses" as "8. Administrative and General Expenses."

(e) Add a new account under renumbered subsection "8. Administrative and General Expenses" immediately following account "929, Duplicate Charges—Cr.," to be titled "930.1, General Advertising Expenses."

(f) Redesignate present account "930, Miscellaneous General Expenses," as "930.2."

As amended the Chart of Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * *

6. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

*Operation*

907 Supervision.
908 Customer assistance expenses.
909 Informational and instructional advertising expenses.
910 Miscellaneous customer service and informational expenses.

7. SALES EXPENSES

* * * * *

8. ADMINISTRATIVE AND GENERAL EXPENSES

* * * * *

929 * * *
930.1 General advertising expenses.
930.2 Miscellaneous general expenses.
931 * * *

* * * * *

(3) In the Balance Sheet Accounts section, amend the text of paragraph B. of account "188, Research and Development Expenditures."

As amended this portion of the text of account 188 will read:

**Balance Sheet Accounts**

ASSETS AND OTHER DEBITS

* * * * *

4. DEFERRED DEBITS

* * * * *

**188 Research and development expenditures.**

* * * * *

B. Costs that are minor or of a general or recurring nature shall be transferred from this account to the appropriate operating expense function or if such costs are common to the overall operations or cannot be feasibly allocated to the various operating accounts, then such costs shall be recorded in account 930.2, Miscellaneous General Expenses.

* * * * *

(4) Amend the text of the Operation and Maintenance Expense Accounts as follows:

[1] Filed as part of the original document.





(a) Immediately following the text of account "905, Miscellaneous Customer Accounts Expenses," add a new subsection to read "6. Customer Service and Informational Expenses" to include the following accounts:

(1) "907 Supervision."
(2) "908 Customer Assistance Expenses."
(3) "909 Informational and Instructional Advertising Expenses"
(4) "910 Miscellaneous Customer Service and Informational Expenses."

(b) Redesignate present subsection "6. Sales Expenses" as "7. Sales Expenses."

(c) Amend item number "7" and "Note C" of account "913, Advertising Expenses."

(d) Redesignate present subsection "7. Administrative and General Expenses" as "8. Administrative and General Expenses."

(e) Amend "Note" and item number "7" of account "921, Office Supplies and Expenses."

(f) Add a new account immediately following account "929, Duplicate Charges-Credit," to be titled "930.1, General Advertising Expenses."

(g) Redesignate present account "930, Miscellaneous General Expenses," to account "930.2," delete item number "12" and redesignate item number "13" as "12" of this account.

As amended the text of the Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

* * * * *

6. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

*Operation*

**907 Supervision.**

This account shall include the cost of labor and expenses incurred in the general direction and supervision of customer service activities, the object of which is to promote safe, efficient and economical use of the utility's service. Direct supervision of a specific activity within customer service and information expense classification shall be charged to the account wherein the costs of such activity are included.

**908 Customer assistance expenses.**

This account shall include the cost of labor, materials used and expenses incurred in providing instructions or assistance to customers, the object of which is to promote safe, efficient and economical use of the utility's service.

ITEMS

Labor:
1. Direct supervision of department.
2. Processing customer inquiries relating to the proper use of present gas equipment, the replacement of such equipment and information related to such equipment.
3. Advice directed to present customers as to how they may achieve the most efficient and safest use of existing gas equipment.
4. Demonstrations, exhibits, lectures, and other programs designed to instruct customers in the safe, economical or efficient use of gas service, and/or oriented toward conservation of energy.
5. Engineering and technical advice to customers, the object of which is to promote safe, efficient and economical use of the utility's service.

Materials and Expenses:
6. Supplies and expenses pertaining to demonstrations, exhibits, lectures, and other programs.
7. Loss in value on equipment and appliances used for customer assistance programs.
8. Office supplies and expenses.
9. Transportation, meals, and incidental expenses.

NOTE: Do not include in this account expenses that are provided for elsewhere, such as accounts 416, Costs and Expenses of Merchandising, Jobbing and Contract Work, 879, Customer Installations Expenses, and 912, Demonstrating and Selling Expenses.

**909 Informational and instructional advertising expenses.**

This account shall include the cost of labor, materials used and expenses incurred in activities which primarily convey information as to what the utility urges or suggests customers should do in utilizing gas service to protect health and safety, to encourage environmental protection, to utilize their gas equipment safely and economically, or to conserve natural gas.

ITEMS

Labor:
1. Direct supervision of informational activities.
2. Preparing informational materials for newspapers, periodicals, billboards, etc., and preparing and conducting informational motion pictures, radio and television programs.
3. Preparing informational booklets, bulletins, etc., used in direct mailings.
4. Preparing informational window and other displays.
5. Employing agencies, selecting media and conducting negotiations in connection with the placement and subject matter of information programs.

Materials and Expenses:
6. Use of newspapers, periodicals, billboards, radio, etc., for informational purposes.
7. Postage on direct mailings to customers exclusive of postage related to billings.
8. Printing of informational booklets, dodgers, bulletins, etc.
9. Supplies and expenses in preparing informational materials by the utility.
10. Office supplies and expenses.

NOTE: Exclude from this account and charge to account 930.2, Miscellaneous General Expenses, the cost of publication of stockholder reports, dividend notices, bond redemption notices, financial statements, and other notices of a general corporate character. Exclude also all expenses of a promotional, institutional, goodwill or political nature, which are includible in such accounts as 913, Advertising Expenses, 930.1, General Advertising Expenses, and 426.4, Expenditures for Certain Civic, Political and Related Activities.

**910 Miscellaneous customer service and informational expenses.**

This account shall include the cost of labor, materials used and expenses incurred in connection with customer service and informational activities which are not includible in other customer information expense accounts.

ITEMS

Labor:
1. General clerical and stenographic work not assigned to specific customer service and informational programs.
2. Miscellaneous labor.
3. Communication service.

Materials and Expenses:
4. Printing, postage and office supplies expenses.

7. SALES EXPENSES

* * * * *

**913 Advertising expenses.**

* * * * *

ITEMS

* * * * *

7. Advertising in newspapers, periodicals, billboards, radio, etc., for sales promotion purposes, but not including institutional or goodwill advertising includible in account 930.1, General Advertising Expenses.

* * * * *

NOTE C: Exclude from this account and charge to account 930.2, Miscellaneous General Expenses, the cost of publication of stockholder reports, dividend notices, bond redemption notices, financial statements, and other notices of a general corporate character. Exclude also all institutional or goodwill advertising. (See account 930.1, General Advertising Expenses.)

* * * * *

8. ADMINISTRATIVE AND GENERAL EXPENSES

* * * * *

**921 Office supplies and expenses.**

* * * * *

NOTE: Office expenses which are clearly applicable to any group of operating expenses other than the administrative and general group shall be included in the appropriate account in such group. Further, general expenses which apply to the utility as a whole rather than to a particular administrative function shall be included in account 930.2, Miscellaneous General Expenses.

ITEMS

* * * * *

7. Membership fees and dues in trade, technical, and professional associations paid by a utility for employees. (Company memberships are includible in account 930.2.)

* * * * *

**930.1 General advertising expenses.**

This account shall include the cost of labor, materials used, and expenses incurred in advertising and related activities, the cost of which by their content and purpose are not provided for elsewhere.

ITEMS

Labor:
1. Supervision.
2. Preparing advertising material for newspapers, periodicals, billboards, etc., and preparing or conducting motion pictures, radio and television programs.
3. Preparing booklets, bulletins, etc., used in direct mail advertising.
4. Preparing window and other displays.
5. Clerical and stenographic work.
6. Investigating advertising agencies and media conducting negotiations in connection with the placement and subject matter of advertising.

Materials and Expenses:
7. Advertising in newspapers, periodicals, billboards, radio, etc.

8. Advertising matter such as posters, bulletins, booklets and related items.

9. Fees and expenses of advertising agencies and commercial artists.

10. Postage and direct mail advertising.

11. Printing of booklets, dodgers, bulletins, etc.

12. Supplies and expenses in preparing advertising materials.

13. Office supplies and expenses.

NOTE A: Properly includible in this account is the cost of advertising activities on a local or national basis of a goodwill or institutional nature, which is primarily designed to improve the image of the utility or the industry, including advertisements which inform the public concerning matters affecting the company's operations, such as, the cost of providing service, the company's efforts to improve the quality of service, the company's efforts to improve and protect the environment, etc.

NOTE B: Exclude from this account and include in account 426.4, Expenditures for Certain Civic, Political and Related Activities, expenses for advertising activities, which are primarily designed to solicit public support or the support of public officials in matters of a political nature.

**930.2 Miscellaneous general expenses.**

This account shall include the cost of labor and expenses incurred in connection with the general management of the utility not provided for elsewhere.

ITEMS

. . . . . .

12. Public notices of financial, operating and other data required by regulatory statutes, * * *

. . . . . .

(F) The following are proposed amendments and revisions to the Uniform System of Accounts for Class C and Class D Natural Gas Companies, Part 204, Chapter I, Title 18 of the Code of Federal Regulations:

(1) Amend paragraph A of General Instructions Number 3 by adding "customer service and informational," following "Customer accounts," in the items adjacent to "900–949."

As amended paragraph A of General Instructions Number 3 will read:

**General Instructions**

. . . . . .

3. *Numbering System.*

A. * * *

. . . . . .

900–949 Customer accounts, customer service and informational, sales, and general and administrative expenses.

. . . . . .

(2) Amend the Chart of Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "904, Uncollectible Accounts," add a new subsection to read "9. Customer Service and Informational Expenses."

(b) Add a new account under new subsection "9. Customer Service and Informational Expenses" to read "907, Customer Service and Informational Expenses."

(c) Redesignate present subsection "9. Sales Expenses" as "10. Sales Expenses."

(d) Redesignate present subsection "10. Administrative and General Expenses" as "11. Administrative and General Expenses."

(e) Amend "Note" and item number "7" of account "921, Office Supplies and Expenses."

(f) Add new account "930.1, General Advertising Expenses," following account "929, Duplicate Charges—Cr."

(g) Redesignate present account "930, Miscellaneous General Expenses," as "930.2," and delete item number "12" and redesignate item number "13" as "12" of this account.

As amended the text of the Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

. . . . . .

9. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

907 Customer service and informational expenses.

10. SALES EXPENSES

. . . . . .

11. ADMINISTRATIVE AND GENERAL EXPENSES

. . . . . .

930.1 General advertising expenses.

930.2 Miscellaneous general expenses.

. . . . . .

(3) Amend the text of the Operation and Maintenance Expense Accounts as follows:

(a) Immediately following account "904, Uncollectible Accounts," add a new subsection to read "9. Customer Service and Informational Expenses."

(b) Add a new account within subsection "9. Customer Service and Informational Expenses" to read "907, Customer Service and Informational Expenses."

(c) Redesignate present subsection "9. Sales Expenses" as "10. Sales Expenses."

(d) Redesignate present subsection "10. Administrative and General Expenses" as "11. Administrative and General Expenses."

(e) Amend "Note" and item number "7" of account "921, Office Supplies and Expenses."

(f) Add new account "930.1, General Advertising Expenses," immediately following account "929, Duplicate Charges—Cr."

(g) Redesignate present account "930, Miscellaneous General Expenses," as "930.2," and delete item number "12" and redesignate item number "13" as "12" of this account.

As amended the text of the Operation and Maintenance Expense Accounts will read:

**Operation and Maintenance Expense Accounts**

. . . . . .

9. CUSTOMER SERVICE AND INFORMATIONAL EXPENSES

907 Customer service and informational expenses.

This account shall include the cost of supervision, labor, and expenses incurred in customer service and informational activities, the purpose of which is to encourage safe and efficient use of the utility's service, to promote conservation of the utility's service, and to assist present customers in answering specific inquiries as to the proper and economic use of the utility's service and the customer's equipment utilizing the service.

10. SALES EXPENSES

. . . . . .

11. ADMINISTRATIVE AND GENERAL EXPENSES

. . . . . .

921 Office supplies and expenses.

. . . . . .

NOTE: Office expenses which are clearly applicable to any group of operating expenses other than the administrative and general group shall be included in the appropriate account in such group. Further, general expenses which apply to the utility as a whole rather than to a particular administrative function shall be included in account 930.2, Miscellaneous General Expenses.

ITEMS

. . . . . .

7. Membership fees and dues in trade, technical, and professional associations paid by a utility for employees. (Company memberships are includible in account 930.2.)

**930.1 General advertising expenses.**

This account shall include the cost of labor, materials used, and expenses incurred in advertising and related activities, the cost of which by their content and purpose are not provided for elsewhere.

ITEMS

Labor:

1. Supervision.

2. Preparing advertising material for newspapers, periodicals, billboards, etc., and preparing or conducting motion pictures, radio and television programs.

3. Preparing booklets, bulletins, etc., used in direct mail advertising.

4. Preparing window and other displays.

5. Clerical and stenographic work.

6. Investigating advertising agencies and media conducting negotiations in connection with the placement and subject matter of advertising.

Materials and Expenses:

7. Advertising in newspapers, periodicals, billboards, radio, etc.

8. Advertising matter such as posters, bulletins, booklets and related items.

9. Fees and expenses of advertising agencies and commercial artists.

10. Postage and direct mail advertising.

11. Printing of booklets, dodgers, bulletins, etc.

12. Supplies and expenses in preparing advertising materials.

13. Office supplies and expenses.

NOTE A: Properly includable in this account is the cost of advertising activities on a local or national basis of a goodwill or institutional nature, which is primarily designed to improve the image of the utility or the industry, including advertisements which inform the public concerning matters affecting the company's operations, such as, the cost of providing service, the company's efforts to improve the quality of service, the Company's efforts to improve and protect the environment, etc.

NOTE B: Exclude from this account and include in account 426.4, Expenditures for Certain Civic, Political and Related Activities, expenses for advertising activities, which are primarily designed to solicit public support or the support of public officials in matters of a political nature.

**930.2 Miscellaneous general expenses.**

This account shall include the cost of labor and expenses incurred in connection with the general management of the utility not provided for elsewhere.





ITEMS

. . . . . .

12. Public notices of financial, operating and other data required by regulatory statutes, * * *

. . . . . .

(G) Effective for the reporting year 1975, it is proposed to amend schedule pages 355 and 356, Distribution of Salaries and Wages, 531 and 532, Gas Operation and Maintenance Expenses, and 543, Miscellaneous General Expenses (Account 930), of FPC Form No. 2, Annual Report for Natural Gas Companies (Class A and Class B), prescribed by Section 260.1, Chapter I, Title 18 of the Code of Federal Regulations, all as set out in Attachment C hereto.[2]

(H) Effective for the reporting year 1975, it is proposed to amend schedule page 7, Gas Operation and Maintenance Expenses, of FPC Form No. 2–A, Annual Report for Natural Gas Companies (Class C and Class D), prescribed by Section 260.2, Chapter I, Title 18 of the Code of Federal Regulations, all as set out in Attachment D hereto.[2]

The Secretary shall cause prompt publication of this notice to be made in the FEDERAL REGISTER.

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21166 Filed 8–12–75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

**[ 19 CFR Parts 206, 207 ]**

**INVESTIGATIONS FOR RELIEF FROM IMPORT INJURY TO INDUSTRIES FROM MARKET DISRUPTION**

**Notice of Proposed Rulemaking**

Notice is hereby given, pursuant to the authority set forth in section 335 of the Tariff Act of 1930 (19 U.S.C. 1335) and section 603 of the Trade Act of 1974 (19 U.S.C. 2482), of proposed new rules of the U.S. International Trade Commission amending Part 206 and deleting Part 207 of title 19 of the Code of Federal Regulations. The purpose of these proposed changes in the Commission's *Rules of Practice and Procedure* is to conform them with the applicable provisions of title II and sections 406 and 602 of the Trade Act of 1974 (Public Law 93–618), and to carry out the functions provided the Commission therein.

Written comments on the proposed rules are invited from interested persons. Comments may be presented in writing to the Office of the Secretary, U.S. International Trade Commission, Washington, D.C. 20436. The Commission will consider comments concerning these proposed new rules received not later than September 12, 1975. New rules will be made effective, after comments have been received and considered, by publication in the FEDERAL REGISTER.

The proposed new rules are as follows:

[2] Filed as part of the original document.

**PART 206—INVESTIGATIONS FOR RELIEF FROM IMPORT INJURY TO INDUSTRIES OR FROM MARKET DISRUPTION**

Sec.
206.1 Applicability of part.

Subpart A—General

206.2 Identification of type of petition.
206.3 Instruction of investigations.
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Subpart B—Investigations for Relief From Import Injury to Industries

206.7 Applicability of subpart.
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Subpart D—Review of, and Advice on the Probable Economic Effect of the Extension, Reduction, or Termination of Import Relief to Industries

206.17 Applicability of subpart.
206.18 Continuing review maintained.
206.19 Investigations to determine the probable economic effect on an industry receiving import relief of the extension, reduction, or termination of such relief.
206.20 Investigations to determine the probable economic effect on an industry receiving import relief of the automatic termination of such relief by reason of the expiration of the initial period therefor.
206.21 Reports.

AUTHORITY: Section 335 of the Tariff Act of 1930 (19 U.S.C. 1335) and section 603 of the Trade Act of 1974 (19 U.S.C. 2482).

**§ 206.1 Applicability of Part.**

This Part 206 applies specifically to functions and duties of the Commission under sections 201, 203(1), and 406 of the Trade Act of 1974 (88 Stat. 2011, 2018, and 2062). For other applicable rules see Part 201 of this chapter. Subpart A of this part sets forth rules generally applicable to petitions filed under this Part 206 and investigations based upon such petitions. Each of Subparts B and C of this part sets forth rules specifically applicable to petitions and investigations under sections 201 and 406, respectively, of the Trade Act. Subpart D of this part sets forth rules specifically applicable to functions and duties under section 203(1) of the Trade Act.

**Subpart A—General**

**§ 206.2 Identification of type of petition.**

Each petition under this Part 206 shall state clearly on the first page thereof "This is a petition under section (201, 406, or 203(1), as the case may be) of the Trade Act of 1974 and Subpart (B, C, or D, as the case may be) of Part 206 of the *Rules of Practice and Procedure of the United States International Trade Commission*".

**§ 206.3 Institution of investigations.**

Promptly after the receipt of a petition under this Part 206, properly filed, an appropriate investigation will be instituted and notice thereof caused to be published in the FEDERAL REGISTER.

**§ 206.4 Copies of petitions to other agencies.**

Copies of petitions properly filed will be transmitted to the Special Representative for Trade Negotiations and the agencies directly concerned.

**§ 206.5 Public hearings.**

A public hearing will be held in connection with each investigation instituted on the basis of a petition filed under this Part after reasonable notice thereof has been caused to be published in the FEDERAL REGISTER. All interested parties will be afforded an opportunity to be present, to present evidence, and to be heard at such hearings.

**§ 206.6 Report to the President.**

The Commission will report to the President its findings with respect to whether the criteria for relief provided in section 201(b) or 406(a)(1) of the Trade Act, as the case may be, have been satisfied, and the basis therefor, as a result of each investigation it conducts under this Part (including in each report any dissenting or separate views), together with a transcript of the hearing and copies of any briefs which may have been submitted in connection with the investigation. Such report shall also include, in the case of a finding that such criteria are satisfied, the Commission's findings, or recommendation if one is made under section 201(d)(1)(B), with respect to the remedy for any injury it finds.

**Subpart B—Investigations Upon Petition for Relief From Import Injury to Industries**

**§ 206.7 Applicability of Subpart.**

This Subpart B applies specifically to investigations under section 201(b) of

the Trade Act.[1] For other applicable rules, see Subpart A of this Part and Part 201 of this chapter.

**§ 206.8 Who may file petition.**

A petition under this Subpart B may be filed by an entity, including a trade association, firm, certified or recognized union, or group of workers, which is representative of a domestic industry producing an article like or directly competitive with a foreign article which it is claimed is being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to such domestic industry. An entity is considered to be representative of such industry when it represents firms and/or workers accounting for a majority of the production of the article by the industry. If an entity represents less than a majority of such production, it may still be considered to be representative of an industry if the circumstances of its representation warrant it.

**§ 206.9 Contents of petition.**

A petition under this Subpart B shall include assertions, supported by specific information that an article is being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article. Such petition shall include the following information:

(a) *Product description.* A petition shall name and precisely describe the like or directly competitive domestic article concerned, and shall name and precisely describe the imported article concerned, specifying the United States tariff provision under which such article is classified and the current tariff treatment thereof.

(b) *Names of represented producers.* A petition shall include the names and locations of the firms represented in the petition and of their establishments in which the named or described domestic article concerned is produced.

(c) *Names of unrepresented producers.* A petition shall include the names and locations of all other producers of the domestic article concerned known to the petitioner.

(d) *Import data.* A petition shall include import data for each of the most recent 5 full years forming the basis of the claim that there has been an increase in imports, either actual or relative to domestic production, of the named and described foreign article.

(e) *Domestic production data.* A petition shall include data on total U.S. production of the named and described domestic article concerned for each of the most recent 5 full years.

(f) *Data showing injury.* A petition shall include quantitative data indicating the nature and extent of the serious injury to the domestic industry concerned, with particular reference to the extent of idling of productive facilities in the industry, the inability of a significant number of firms to operate at a reasonable level of profit, and unemployment or underemployment in the industry; and/or quantitative data indicating the nature and extent of the threat of serious injury to the domestic industry concerned, with particular reference to a decline in sales, a higher and growing inventory, and a downward trend in production, profits, wages, or employment (or increasing underemployment) in the industry.

(g) *Cause of injury.* A petition shall include an enumeration and description of the causes believed to be resulting in the injury, or threat thereof, described under (f), and a statement regarding the extent to which increased imports, either actual or relative to domestic production, of the named and described foreign article are believed to be such a cause, supported by specific data.

(h) *Purposes for seeking relief.* A petition shall include a statement describing the specific purposes for which import relief is being sought, which may include such objectives as facilitating the orderly transfer of resources to alternative uses and other means of adjustment to new conditions of competition.

(i) *Efforts to compete.* A petition shall include a statement on the efforts made by firms and workers in the domestic industry concerned to compete more effectively with imports.

**§ 206.10 Time for reporting.**

The Commission will make its report to the President at the earliest practicable time, but not later than 6 months after the date on which a properly filed petition is received.

**§ 206.11 Public report.**

Upon making a report to the President of the results of an investigation to which this Subpart B relates, the Commission will make such report public (with the exception of information which the Commission determines to be confidential) and cause a summary thereof to be published in the FEDERAL REGISTER.

## Subpart C—Investigations Upon Petition From Relief From Market Disruption

**§ 206.12 Applicability of subpart.**

This Subpart C applies specifically to investigations under section 406(a) of the Trade Act.[2] For other applicable rules, see Subpart A of this Part and Part 201 of this chapter.

[1] Section 201 of the Trade Act provides in pertinent part as follows:

"(a)(1) A petition for eligibility for import relief for the purpose of facilitating orderly adjustment to import competition may be filed with the International Trade Commission (hereinafter in this chapter referred to as the "Commission") by an entity, including a trade association, firm, certified or recognized union, or group of workers, which is representative of an industry. The petition shall include a statement describing the specific purposes for which import relief is being sought, which may include such objectives as facilitating the orderly transfer of resources to alternative uses and other means of adjustment to new conditions of competition.

"(b)(1) Upon the request of the President or the Special Representative for Trade Negotiations, upon resolution of either the Committee on Ways and Means of the House of Representatives or the Committee on Finance of the Senate, upon its own motion, or upon the filing of a petition under subsection (a)(1), the Commission shall promptly make an investigation to determine whether an article is being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article.

"(2) In making its determinations under paragraph (1), the Commission shall take into account all economic factors which it considers relevant, including (but not limited to)—

"(A) with respect to serious injury, the significant idling of productive facilities in the industry, the inability of a significant number of firms to operate at a reasonable level of profit, and significant unemployment or underemployment within the industry;

"(B) with respect to threat of serious injury, a decline in sales, a higher and growing inventory, and a downward trend in production, profits, wages, or employment (or increasing underemployment) in the domestic industry concerned; and

"(C) with respect to substantial cause, an increase in imports (either actual or relative to domestic production) and a decline in the proportion of the domestic market supplied by domestic producers.

• • • • •

"(4) For purposes of this section, the term "substantial cause" means a cause which is important and not less than any other cause.

"(5) In the course of any proceeding under this subsection, the Commission shall, for the purpose of assisting the President in making his determinations under sections 202 and 203, investigate and report on efforts made by firms and workers in the industry to compete more effectively with imports.

• • • • •

[2] Section 406 of the Trade Act provides in pertinent part as follows:

"(a)(1) Upon the filing of a petition by an entity described in section 201(a)(1), upon request of the President or the Special Representative for Trade Negotiations, upon resolution of either the Committee on Ways and Means of the House of Representatives or the Committee on Finance of the Senate, or on its own motion, the International Trade Commission (hereinafter in this section referred to as the "Commission") shall promptly make an investigation to determine, with respect to imports of an article which is the product of a Communist country, whether market disruption exists with respect to an article produced by a domestic industry.

"(e) For purposes of this section—

"(1) The term "Communist country" means any country dominated or controlled by communism.

"(2) Market disruption exists within a domestic industry whenever imports of an article, like or directly competitive with an article produced by such domestic industry, are increasing rapidly, either absolutely or relatively, so as to be a significant cause of material injury, or threat thereof, to such domestic industry.





**§ 206.13 Who may file petition.**

A petition under this Subpart C may be filed by an entity, including a trade association, firm, certified or recognized union, or group of workers, which is representative of a domestic industry producing an article with respect to which there are imports of a like or directly competitive article which are the product of a Communist country, which imports, it is claimed, are increasing rapidly, either absolutely or relatively to domestic production, so as to be a significant cause of material injury, or the threat thereof, to such domestic industry. An entity is considered to be representative of such industry when it represents firms and/or workers accounting for a majority of the production of the article by the industry. If an entity represents less than a majority of such production, it may still be considered to be representative of an industry if the circumstances of its representation warrant it.

**§ 206.14 Contents of petition.**

A petition under this Subpart C shall include assertions, supported by specific information, that imports of an article the product of a Communist country which are like or directly competitive with an article produced by a domestic industry, are increasing rapidly, either absolutely or relatively, so as to be a significant cause of material injury, or threat thereof, to such domestic industry. Such petition shall include the following information:

(a) *Product description.* A petition shall name and precisely describe the like or directly competitive article concerned which is the product of a Communist country, specifying the United States tariff provision under which such article is classified and the current tariff treatment thereof, and shall name and precisely describe the domestic article concerned.

(b) *Names of represented producers.* A petition shall include the names and locations of the firms represented in the petition and of their establishments in which the named and described domestic article concerned is produced.

(c) *Names of unrepresented producers.* A petition shall include the names and locations of all other producers of the domestic article concerned known to the petitioner.

(d) *Import data.* A petition shall include import data for each of the most recent 5 full years forming the basis of the claim that imports from a Communist country of an article like or directly competitive with the article produced by the domestic industry concerned are increasing rapidly, either absolutely or relatively to domestic production.

(e) *Domestic production data.* A petition shall include data on total U.S. production of the named and described domestic article concerned for each of the most recent 5 full years.

(f) *Data showing injury.* A petition shall include quantitative data indicating the nature and extent of the material injury to the domestic industry concerned, with particular reference to the extent of idling of productive facilities in the industry, the inability of a significant number of firms to operate at a reasonable level of profit, and unemployment or underemployment in the industry; and/or quantitative data indicating the nature and extent of the threat of material injury to the domestic industry concerned, with particular reference to a decline in sales, a higher and growing inventory, and a downward trend in production, profits, wages, or employment (or increasing underemployment) in the industry.

(g) *Cause of injury.* A petition shall include an enumeration and description of the causes believed to be resulting in the injury, or threat thereof, described under paragraph (f) of this section, and a statement regarding the extent to which increased imports, either absolutely or relatively to domestic production, of the named and described Communist article concerned are believed to be such a cause, supported by specific data.

**§ 206.15 Time for reporting.**

The Commission will make its report to the President at the earliest practicable time but not later than 3 months after the date on which a properly filed petition is received.

**§ 206.16 Public report.**

Upon making a report to the President of the results of an investigation to which this Subpart C relates, the Commission will make such report public (with the exception of information which the Commission determines to be confidential) and cause a summary thereof to be published in the FEDERAL REGISTER.

## Subpart D—Review of, and Advice on the Probable Economic Effect of the Extension, Reduction, or Termination of, Import Relief to Industries To Prevent or Remedy Import Injury

**§ 206.17 Applicability of subpart.**

This Subpart D applies specifically to the functions and duties of the Commission under the provisions of section 203(i) of the Trade Act of 1974[3] that deal with Commission review of import relief imposed by the President to prevent or remedy serious injury or market disruption to domestic industries, and with the provision of advice to the President by the Commission, under section 203(i) of the Trade Act of 1974 and section 351(d) of the Trade Expansion Act of 1962,[4] in regard to the probable economic effect on such industries of the extension, reduction, or termination of such relief. For other applicable rules see Part 201 of this chapter.

**§ 206.18 Continuing review maintained.**

As long as any import relief imposed by the President pursuant to section 351 or 352 of the Trade Expansion Act of 1962 or section 203 of the Trade Act of 1974 remains in effect, the Commission will

[3] Section 203(i) of the Trade Act provides as follows:

"(1) So long as any import relief provided pursuant to this section or section 351 or 352 of the Trade Expension Act of 1962 remains in effect, the Commission shall keep under review developments with respect to the industry concerned (including the progress and specific efforts made by the firms in the industry concerned to adjust to import competition) and upon request of the President shall make reports to the President concerning such developments.

"(2) Upon request of the President or upon its own motion, the Commission shall advise the President of its judgment as to the probable economic effect on the industry concerned of the extension, reduction, or termination of the import relief provided pursuant to this section.

"(3) Upon petition on behalf of the industry concerned, filed with the Commission not earlier than the date which is 9 months, and not later than the date which is 6 months, before the date any import relief provided pursuant to this section or section 351 or 352 of the Trade Expansion Act of 1962 is to terminate by reason of the expiration of the initial period therefor, the Commission shall advise the President of its judgment as to the probable economic effect on such industry of such termination.

"(4) In advising the President under paragraph (2) or (3) as to the probable economic effect on the industry concerned, the Commission shall take into account all economic factors which it considers relevant, including the considerations set forth in section 202(c) and the progress and specific efforts made by the industry concerned to adjust to import competition.

"(5) Advice by the Commission under paragraph (2) and (3) shall be given on the basis of an investigation during the course of which the Commission shall hold a hearing at which interested persons shall be given a reasonable opportunity to be present, to produce evidence, and to be heard.

[4] Section 351(d) of the Trade Expansion Act provides as follows:

"(1) So long as any increase in, or imposition of, any duty or other import restriction pursuant to this section or pursuant to section 7 of the Trade Agreements Extension Act of 1951 remains in effect, the United States International Trade Commission shall keep under review developments with respect to the industry concerned, and shall make annual reports to the President concerning such developments.

"(2) Upon request of the President or upon its own motion, the United States International Trade Commission shall advise the President of its judgment as to the probable economic effect on the industry concerned of the reduction or termination of the increase in, or imposition of, any duty or other import restriction pursuant to this section or section 7 of the Trade Agreements Extension Act of 1951.

"(3) [Repealed].

"(4) In advising the President under this subsection as to the probable economic effect on the industry concerned, the United States International Trade Commission shall take into account all economic factors which it considers relevant, including idling of productive facilities, inability to operate at a level of reasonable profit, and unemployment or underemployment.

"(5) Advice by the United States International Trade Commission under this subsection shall be given on the basis of an investigation during the course of which the United States International Trade Commission shall hold a hearing at which interested persons shall be given a reasonable opportunity to be present, to produce evidence, and to be heard." (19 U.S.C. 1981).

keep under review developments with respect to the industry receiving such import relief (including the progress and specific efforts made by the firms in the industry to adjust to import competition), and upon request of the President shall make reports to the President concerning such developments. Unless otherwise ordered, no hearings or other formal proceedings will be had in connection with such continuing review, and information necessary to keep developments under review will be sought by questionnaires and other means.

**§ 206.19 Investigations to determine the probable economic effect on an industry receiving import relief of the extension, reduction, or termination of such relief.**

Investigations for the purpose of providing the basis for the advice of the Commission to the President, under section 203(i)(2) of the Trade Act of 1974 or section 351(d)(2) of the Trade Expansion Act of 1962, as to the Commission's judgment of the probable economic effect on an industry receiving import relief, under section 203 of the Trade Act of 1974 or section 351 or 352 of the Trade Expansion Act of 1962, of the reduction or termination of such import relief (or, with respect to import relief imposed under section 203, of the extension of such import relief) will be instituted by publication of notice thereof in the FEDERAL REGISTER only upon request of the President or upon the Commission's own motion. An investigation upon the Commission's own motion will be instituted whenever, in the course of its continuing review of developments in the industry concerned under section 206.18 of this Part, the Commission has reason to believe that the import relief imposed by the President may no longer be necessary, either in whole or in part, to prevent or remedy serious injury to such industry.

**§ 206.20 Investigations to determine the probable economic effect on an industry receiving import relief of the automatic termination of such relief by reason of the expiration of the initial period therefor.**

(a) *Institution of investigations.* Investigations for the purpose of providing the basis for the advice of the Commission to the President under section 203(i)(3) of the Trade Act of 1974 as to the Commission's judgment of the probable economic effect on an industry receiving import relief of the termination of such relief by reason of the expiration of the initial period therefor will be instituted by publication of notice thereof in the FEDERAL REGISTER upon petition filed on behalf of the industry concerned.

(b) *Who may file petition.* A petition under this section 206.20 may be filed by an entity, including a trade association, firm, certified or recognized union, or group of workers, which is representative of the industry producing the domestic article concerned in the investigation of the Commission which resulted in the imposition by the President of the import relief. An entity is considered to be representative of such industry when it represents firms and/or workers accounting for a majority of the production of the article by the industry. If an entity represents less than a majority of such production, it may still be considered to be representative of an industry if the circumstances of its representation warrant it.

(c) *Time for filing.* A petition under this section 206.20 may not be filed earlier than the date which is 9 months, or later than the date which is 6 months, before the date the import relief is to terminate by reason of the expiration of the initial period therefor.

(d) *Contents of petition.* Petitions filed under this § 206.20 shall include the following information:

(1) *Names of represented producers.* A petition shall include the names and locations of the firms represented in the petition and of their establishments in which the domestic article concerned is produced.

(2) *Names of unrepresented producers.* A petition shall include the names and locations of all other producers of the domestic article concerned known to the petitioner.

(3) *Import data.* A petition shall include import data by quantity, for each of the most recent 5 full years, on the foreign article concerned.

(4) *Domestic production data.* A petition shall include data on total U.S. production of the domestic article concerned for each of the most recent 2 full years.

(5) *Progress and efforts to compete.* A petition shall include a statement on the progress and specific efforts made by the industry concerned to adjust to and compete more effectively with the competition from imports of the foreign article concerned.

(6) *Benefit of import relief.* A petition shall include a statement of how the import relief provided has promoted adjustment to, and the ability of the industry concerned to compete more effectively with, the competition from imports of the foreign article concerned.

(7) *Reasons for not terminating.* A petition shall include a statement of the reasons why petitioner believes that the import relief provided should not terminate.

**§ 206.21 Reports.**

After completion of an investigation to which this subpart relates, the Commission will report to the President its judgment based upon such investigation, as to the probable economic effect on the industry concerned of the extension, reduction, or termination of the import relief in question, as the case may be.

Issued: August 8, 1975.

By order of the Commission.

[SEAL] KENNETH R. MASON, *Secretary.*

[FR Doc.75-21214 Filed 8-12-75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

[Public Notice CM-5/78]

### GOVERNMENT ADVISORY COMMITTEE ON INTERNATIONAL BOOK AND LIBRARY PROGRAMS

#### Notice of Meeting

The Government Advisory Committee on International Book and Library Programs is announcing a meeting of its Task Force to discuss a draft international agreement designed to avoid the double taxation of copyright royalties remitted from one country to another. The meeting is open to the public and will be held in Room 1406 in the Department of State, 2201 C Street, NW., Washington, D.C. from 10 a.m. to 4 p.m. on September 24, 1975.

The Task Force will develop a set of options for the U.S. Delegation to the November 1975 meeting of a Committee of Governmental Experts which is being convened by UNESCO in cooperation with the World Intellectual Property Organization.

Members of the public may submit written comments to the Chairman prior to September 17, 1975. The Chairman, will as time permits, entertain all comments made by the public attending the meeting.

For purposes of fulfilling building security requirements, anyone wishing to attend the meeting must advise the Executive Secretary by telephone in advance of the meeting. Telephone: (202) 632-2841.

Dated: August 6, 1975.

CAROL M. OWENS, *Executive Secretary.*

[FR Doc.75-21113 Filed 8-12-75;8:45 am]

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

### GRANTING OF RELIEF

Notice is hereby given that pursuant to 18 U.S.C. Section 925(c), the following named persons have been granted relief from disabilities imposed by Federal laws with respect to the acquisition, transfer, receipt, shipment, or possession of firearms incurred by reason of their convictions of crimes punishable by imprisonment for a term exceeding one year.

It has been established to my satisfaction that the circumstances regarding the convictions and each applicant's record and reputation are such that the applicants will not be likely to act in a manner dangerous to public safety, and that the granting of the relief will not be contrary to the public interest.

Anderson, Glen F., 1626 Reaney Avenue, St. Paul, Minnesota, convicted on May 28, 1974, in the District Court of Ramsey County, Minnesota.

Bonine, Clifford L., 2619 Dirr, Parsons, Kansas, convicted on June 17, 1970, in the District Court, Neosho County, Kansas.

Burnett, James A., Rt. 6, Box 310, Charlottesville, Virginia, convicted on February 23, 1973, in the United States District Court, Northern District of Georgia.

Clardy, Eris W., RFD #1, Box 162, Unionville, Tennessee, convicted on January 4, 1950, in the United States District Court, Eastern Division, Tennessee.

Czerniawski, Peter T., 3898 Prescott Avenue, Hamtramck, Michigan, convicted on June 16, 1948, in the Recorder's Court, Detroit, Michigan.

Davis, Warren E., Old Stage Road, Benson, Vermont, convicted on July 19, 1957, in the Municipal Court of the City of Rutland, Vermont.

Derr, George Charles, Snyder Hill Road, Cattaraugus, New York, convicted on December 8, 1959, in the Court of Quarter Sessions, Delaware County, Pennsylvania.

Duke, John Thomas, 9002 Grandview Highway, Harrietta, Michigan, convicted in or about October 1966, in the Recorder's Court, Detroit, Michigan.

Farnham, William Alton, 15 Morton Place, Augusta, Maine, convicted on February 24, 1967, and on June 2, 1967, in the Superior Court of Kennebec County, Maine.

Fleischman, Danny O., 1180 Rice Avenue, Lima, Ohio, convicted on August 8, 1967, in the Common Pleas Court, Allan County, Ohio.

Gifford, John D., 1041 North Eighth Street, Terre Haute, Indiana, convicted on September 21, 1960, in the Circuit Court of Vigo County, Indiana.

Grande, David S., Route 1, Box 177A, Chesterfield, Virginia, convicted on January 16, 1953, in the Charles City County Court, Virginia.

Harvey, Dennis Joe, 408 Hillcrest Road, Kingston Springs, Tennessee, convicted on November 5, 1965, in the United States District Court, Eastern District, Missouri; on June 7, 1966, in the Davidson County Criminal Court, Nashville, Tennessee; and on February 25, 1969, in the Circuit Court, Frankfort, Kentucky.

Henderson, Roger Dale, 101 Sycamore Street, Rocky Mount, Virginia, convicted on April 5, 1972, in the Circuit Court of Franklin County, Virginia.

Jachimowicz, Eugene, 30949 Sutherland, Warren, Michigan, convicted on August 6, 1964, in the Recorder's Court of the City of Detroit, Michigan.

Jann, Larry Allen, 1874 Lewis Drive, Niles, Michigan, convicted on or about January 17, 1957, and on or about July 24, 1959, in the Circuit Court for the County of Berrien, Michigan.

Lachance, Wayne H., 15 Huntress Street, Portland, Maine, convicted on August 15, 1969, and on December 27, 1971, in the Superior Court of Kennebec County, Maine.

Licano, Leonard H., 2335 Kellogg Court, Altadena, California, convicted on July 11, 1968, in the Superior Court of the State of California, for the County of Los Angeles.

Lundy, Eugene, 4245 N. Post Road, Indianapolis, Indiana, convicted on December 7, 1971, in the Hamilton County Superior Court, State of Indiana.

McCann, Eddy L., 5710 Glenmont, Houston, Texas, convicted on June 21, 1973, in the 174th District Court, Harris County, Texas.

Margiot, Ronald L., 3828 Second Avenue, La Crescenta, California, convicted on March 15, 1973, in the California Superior Court.

Miner, Donald E., 301 Lima Street, Beaverdam, Ohio, convicted on April 3, 1970, in the Court of Common Pleas, Allen County, Ohio.

Moran, Thomas Edward, Jr., 1500 Highwood Drive, NW., Cedar Rapids, Iowa, convicted on May 14, 1971, in the District Court for Linn County, Iowa.

Pearce, Donn, 2443 Whale Harbor Lane, Ft. Lauderdale, Florida, convicted on April 25, 1949, in the Criminal Court of Record, Hillsborough County, Florida.

Plunkett, Lecil, Rt. #1, Lynn, Alabama, convicted on or about April 3, 1967, in the United States District Court, Northern District of Alabama; and on August 3, 1972, in the United States District Court, Northern District of Mississippi.

Pulley, Alvin J., General Delivery, Penitas, Texas, convicted on June 27, 1962, in the Criminal Court, Davidson County, Tennessee.

Quick, Truman L., 5604 Glade Road, Lot 10, Anniston, Alabama, convicted on February 5, 1971, in the Circuit Court of Pulaski County, Illinois.

Scifo, Peter J., Jr., 20220 S. Elm Lane, Wind Lake, Wisconsin, convicted on May 10, 1962, on December 20, 1962, and on March 5, 1963, in the Superior Court, Los Angeles, California.

Spencer, Louis L., 293 W. State Street, Pleasantville, Pennsylvania, convicted on October 22, 1945, in the Court of Quarter Sessions, Erie County, Pennsylvania.

Terrell, Charles A., 7430 North Drive, Wonder Lake, Illinois, convicted on April 13, 1961, in the Winnebago County Circuit Court, Illinois.

Waller, Daniel Dewey, 11265 E. Laketon Avenue, Ravenna, Michigan, convicted on May 15, 1973, in the United States District Court, Western District, Michigan.

Yanosky, Joseph Henry, 1002 Lincoln, Traverse City, Michigan, convicted on or about May 11, 1961, in the Circuit Court for the County of Leelanau, Michigan.

Signed at Washington, D.C. this 1st day of August 1975.

REX D. DAVIS, *Director, Bureau of Alcohol, Tobacco and Firearms.*

[FR Doc.75-21114 Filed 8-12-75;8:45 am]

### Bureau of Engraving and Printing

### DEPUTY DIRECTOR ET AL.

#### Delegation of Authority To Act as Director Under Specified Conditions

1. Under the authority conferred upon me by Treasury Department Order No. 129 (Revision No. 2), dated April 22, 1955, the following officials of the Bureau of Engraving and Printing, in the order of succession enumerated, shall act as Director of the Bureau of Engraving and Printing during the absence or disability of or in the event of a vacancy in the Office of the Director of the Bureau of Engraving and Printing:

(1) Deputy Director.

(2) Assistant Director, Administration.

(3) Assistant Director, Research & Engineering.

(4) Assistant Director, Operations.

2. In the event of an enemy attack upon any point within the continental limits of the United States, the officials named in paragraph 1 and, in addition, the following officials of the Internal Revenue Service, in the order of succession enumerated, are authorized to exercise so much of the authority of the Secretary of the Treasury and of the Director of the Bureau of Engraving and Printing as is necessary to insure continuous performance of all essential functions of the Bureau of Engraving and Printing:

(1) Assistant Regional Commissioner (Administration), Internal Revenue Service, Federal Office Building, Cincinnati, Ohio 45202.

(2) Assistant Regional Commissioner (Administration), Internal Revenue Service, Federal Office Building, Atlanta, Georgia 30303.

3. The purpose of the authorization contained in paragraph 2 is to provide a temporary expedient to meet emergency conditions. The respective officials will be notified when they are to cease to exercise the authority herein delegated. This order of succession supersedes the order of this Bureau dated July 16, 1968.

Dated: August 4, 1975.

JAMES A. CONLON,
*Director, Bureau of Engraving and Printing.*

[FR Doc.75-21115 Filed 8-12-75;8:45 am]

## DEPARTMENT OF DEFENSE

### Office of the Secretary

### JOINT STRATEGIC TARGET PLANNING STAFF SCIENTIFIC ADVISORY GROUP

#### Closed Meeting

Pursuant to the provisions of section 10 of Public Law 92-463, effective January 5, 1973, notice is hereby given that a closed meeting of the Joint Strategic Target Planning Staff Scientific Advisory Group will be held at Offutt Air Force Base, Nebraska, during the period:

Tuesday, 7 October 1975, through Thursday, 9 October 1975.

The entire meeting is devoted to the discussion of classified information as defined in Section 552(b)(1), Title 5 of the U.S. Code, therefore will be closed to the public.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

AUGUST 8, 1975.

[FR Doc.75-21142 Filed 8-12-75;8:45 am]

## DEPARTMENT OF JUSTICE

### Law Enforcement Assistance Administration

### NATIONAL ADVISORY COMMITTEE ON JUVENILE JUSTICE AND DELINQUENCY PREVENTION

#### Meeting

Notice is hereby given that the Advisory Committee to the Administrator on Standards for the Administration of Juvenile Justice, a subdivision of the National Advisory Committee on Juvenile Justice and Delinquency Prevention, will meet on Monday, August 25, 1975 in Washington, D.C. The meeting is scheduled to convene at 10 a.m., in the Andretta Room (Room 1101) at the 10th and Constitution Avenue, N.W., entrance of the Department of Justice, Main Building, Washington, D.C. The meeting will adjourn by 5 p.m.

Discussion will focus on the statement to be submitted to the President and Congress pursuant to Section 247(b) of the Juvenile Justice and Delinquency Prevention Act of 1974 (Public Law 93-415), on the organization of the standards to be recommended, and on the schedule for their development.

The meeting will be open to the public.

For further information, contact: Mr. Frederick P. Nader, Acting Assistant Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, N.W., Washington, D.C. 20531.

GERALD H. YAMADA,
*Attorney-Advisor, Office of General Counsel.*

[FR Doc.75-21112 Filed 8-12-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

### NATIONAL ADVISORY BOARD

#### Notice of Meeting

Notice is hereby given that the National Advisory Board of the Bureau of Land Management will meet in the Stockmen's Hotel, Elko, Nevada, September 8-10, 1975. The meeting will be devoted principally to consideration of problems and programs associated with multiple use management of range resources on the national resource lands. The morning and afternoon of the first day will consist of presentations and discussions on the following topics: Director's report; range conditions on the national resource lands; proposed amendments to the grazing regulations; wild horse and burro management; environmental impact statement requirements for the Bureau's range program; the role of advisory boards under the Federal Advisory Committee Act and new regulations; and, committee work. The committees and their assigned topics are as follows: Environmental Protection, Health and Safety Hazards on the National Resource Lands; Public Land Users, Evaluation and Critique of a Management Framework Plan; Resource Management, Criteria for the Sale and Exchange of National Resource Lands; and, Program and Operations, National Advisory Board Size, Composition, and Operations.

The second day of the meeting, September 9, will involve field examination of management practices on the national resource lands. Members of the public wishing to participate in the field trip will have to furnish their own transportation. September 10, the final day of the meeting, will be devoted to committee work in the development of recommendations, and consideration by the full Board of such recommendations.

The meeting of the full board and its committees will be open to the public. Time will be made available beginning at 3:30 p.m. on Monday, September 8, for brief statements by members of the public. Such statements should be limited to matters set forth in the agenda. Those wishing to make an oral statement on an agenda topic should notify the Director (230), Bureau of Land Management, Washington, D.C. 20240 by close of business September 5, 1975. Any interested person or organization may file a written statement with the Board for its consideration. Such statements may be submitted at the meeting or mailed to the Director (230), Bureau of Land Management, Washington, D.C. 20240. Further information concerning the meeting may be obtained from Mr. Carl Gidlund, Public Affairs Officer, Bureau of Land Management, Federal Building, 300 Booth Street, Reno, Nevada 89502. His telephone number is (702) 784-5911.

August 6, 1975.

CURT BERKLUND,
*Director, Bureau of Land Management.*

[FR Doc.75-2111 Filed 8-12-75;8:45 am]

### WYOMING STATE MULTIPLE USE ADVISORY BOARD

#### Meeting

AUGUST 4, 1975.

Notice is hereby given that the Wyoming State Multiple Use Advisory Board will meet at 8:15 a.m. August 26, 27, 1975 at the Little America Motel, Cheyenne, Wyoming.

The agenda will include the role of the State Board, its organization, the proposed Board operating procedures, the current Bureau of Land Management state organizational program posture, an overview of major public land issues, an analysis of issues and other presentations.

The meeting will be open to the public. Oral or written statements may be submitted for the Board's consideration during the second day of the meeting. Such statements should be limited to matters set forth in the agenda. Those wishing to make an oral statement must inform the State Director (912), Bureau of Land Management, Box 1828, Cheyenne, Wyoming 82001, in writing by close of business August 20, 1975. Time limits for oral presentations may be established by the chairman to ensure that all may be heard within the time available for such statements. Any interested person or organization may file a written statement with the Board for its consideration. Such statements may be submitted at the meeting or mailed to the State Director (912), Bureau of Land Management, Box 1828, Cheyenne, Wyoming 82001.

Further information concerning the meeting, may be obtained from Mr. John Burnett, Public Affairs Officer, Bureau of Land Management, Box 1828, Cheyenne, Wyoming 82001. His telephone number is (307) 778-2220, ext. 2384.

DANIEL P. BAKER,
*State Director.*

[FR Doc.75-21093 Filed 8-12-75;8:45 am]





## Fish and Wildlife Service

### ENDANGERED SPECIES PERMIT

#### Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

*Applicant:*

Zoological Society of Cincinnati, 3400 Vine Street, Cincinnati, Ohio 45220
Edward J. Maruska, Zoo Director

OMB NO. 42-R1870

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE

FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

1. APPLICATION FOR (Indicate only one)
☐ IMPORT OR EXPORT LICENSE ☒ PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED.
Exchanging one male Persian leopard cub (Panthera pardus saxicolor), Cincinnati Zoo, Cincinnati, Ohio, with one male Persian leopard cub (Panthera pardus saxicolor) from Leipzig Zoo, Leipzig, Germany. Purpose of this exchange is to gain new blood line for breeding at the Cincinnati Zoo and Leipzig Zoo.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Zoological Society of Cincinnati
3400 Vine Street
Cincinnati, Ohio 45220
(513-281-4700)

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT: WEIGHT:
DATE OF BIRTH: COLOR HAIR: COLOR EYES:
PHONE NUMBER WHERE EMPLOYED: SOCIAL SECURITY NUMBER:
OCCUPATION:
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
The Cincinnati Zoo is owned by the City of Cincinnati and managed and operated by the non-profit corporation known as the Zoological Society of Cincinnati. Purpose is for exhibiting animals for public and for conservation, education and research of animals.
NAME AND ADDRESS AND PHONE NUMBER OF PRINCIPAL OFFICER, DIRECTOR, ETC. (513)
Edward J. Maruska, Director, 281-4700
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED
Ohio

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
Zoological Society of Cincinnati
Cincinnati, Ohio
in exchange with
Zoologischer Garten Leipzig
Leipzig, Germany

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO
(If yes, list license or permit number(s))
End. Species Permit No. ES-85
End. Species Permit No. ES-105

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO
(If yes, list jurisdictions and type of documents)
Animals are all captive born.

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ 50.00

10. DESIRED EFFECTIVE DATE
As soon as possible

11. DURATION NEEDED
Permanent exchange

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED; IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
50 CFR 13

CERTIFICATION

I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink) Edward J. Maruska
DATE July 10, 1975

3-200 (6/74)

JULY 10, 1975.

DIRECTOR (FWS/LE),
*U.S. Fish and Wildlife Service, U.S. Department of the Interior, P.O. Box 19183, Washington, D.C. 20036.*

DEAR SIR: The Cincinnati Zoo is applying for an Endangered Species Permit to exchange captive born Persian leopards *Panthera pardus saxicolor* with the Leipzig Zoo under the Endangered Species Act of 1973. We would like to send a male cub born here December 25, 1974, for a male cub born in Leipzig October 7, 1974.

1. Common and scientific names of the species or subspecies, number, age, and sex of the wildlife to be covered in the permit.

One male Persian leopard "Najad" born in the Cincinnati Zoo on the 25th of December, 1974. This animal was born to "Sherezade" and "Shah". Both parents were born at the Cincinnati Zoo. This male is to be exchanged for the male born at the Leipzig Zoo (unnamed) the 7th of October, 1974. Parents are "Peter", born July 2, 1961, in Munster, Germany, parents were captured in Iran; and "Mixe", born 1966/67, purchased from G. van den Brink, July, 1967, and captured in Iran. Common and scientific names: Persian leopard, *Panthera pardus saxicolor*.

2. Copy of the contract or other agreement under which such wildlife is to be imported, showing the country of origin, name and address of the seller or consignor, date of the contract, number and weight (if available), and description of the wildlife.

Attached is a copy of a letter from Dr. Siegfried Seifert, director of the Leipzig Zoo, in which he states his interest in exchanging zoo-born male leopard cubs.

3. A full statement of justification for the permit including details of the project or other plans for utilization of the wildlife in relation to zoological, educational, scientific, or propagational purposes as appropriate and the planned disposition of the wildlife upon termination of the project.

The Cincinnati Zoo is the only zoo in this hemisphere using this rare subspecies at the present time. The original pair includes a male purchased in 1957 from Hagenbach when approximately nine months old. This animal was born in an European collection, and the female was purchased on January 7, 1972, and was captured in Iran. This female suffers from severe hyperparathyroidism and had difficulty in giving birth. Numerous offspring were born dead. Three viable offspring were taken by two separate Cesarean sections. Because of the difficulties with the original female, we have not had the excellent success we have had with other leopard subspecies. As an example, we have a trio of African leopards *Panthera pardus pardus*, that have produced 60 offspring since 1962, of which 56 survived. We also have a pair of black leopards *Panthera pardus fusca* that have produced 17 offspring since 1962. We have stopped breeding of both African and black leopards because of the inability to dispose of the offspring. A male "Shah" born on the 26th July, 1970, and a female "Sherezade" born on the 26th July, 1970, brother and sister, bred and reproduced two offspring on the 25th of December, 1974, the male of which we would like to use in this exchange.

We are very desirous of obtaining an infusion of new blood to prevent continued inbreeding of this rare subspecies. As the enclosed correspondence from Dr. Seifert indicates, Leipzig has also been successful in propagating Persian leopards.

As stated above, it is very desirable at this time to begin a new blood line to maintain the vigor of this stock. As surplus animals

become available through our breeding program, specimens will be made available to qualified zoological parks that have professed interest in acquiring and propagating this rare subspecies. Upon the demise of any cats in this stock, Dr. Robert J. Izor, Division of Mammals, Field Museum of Natural History, Chicago, Illinois, has expressed interest in obtaining specimens for the Museum.

4. A description and the address of the institution or other facility where the wildlife will be used or maintained.

This animal will be held at the Cincinnati Zoo. The Zoological Park is owned by the City of Cincinnati and managed and operated by the non-profit corporation known as the Zoological Society of Cincinnati. The postal address is Cincinnati Zoo, 3400 Vine Street, Cincinnati, Ohio, U.S.A. 45220. The telephone number is 513-281-4700.

5. A statement that at the time of application the wildlife to be imported is still in the wild, was born in captivity, or has been removed from the wild.

As documented in Mr. Maruska's and Dr. Seifert's letters, the animals are captive born.

6. A resume of the applicant's attempts to obtain the wildlife to be imported from sources which would not cause the death or removal of additional animals from the wild.

The animals are zoo born and constitute no drain on the population.

Enclosed is a personnel resume.

7. (i) A complete description, including photographs or diagrams, of the area and facilities in which the wildlife will be housed.

Our leopards are presently housed in a series of five cages, each cage has dimensions of 7 ft. x 8 ft. x 10 ft. We are presently designing a series of large, spacious outdoor exhibit areas for our Persian and snow leopards. This cat complex is funded and a copy of the conceptual drawing of the exhibit area is enclosed along with correspondence with the architectural firm. The dimensions for the outdoor facilities are 34 ft. long, 26 ft. wide, and 18 ft. high. These large enclosures will have rocky ledges and trees which will provide the cats with ample exercise. The present inside cages will be retained as breeding dens.

(ii) A brief resume of the technical expertise available, including any experience the applicant or his personnel have had in propagating the species or closely related species to be imported.

See enclosed personnel resume.

7. (iii) A statement of willingness to participate in a cooperative breeding program and maintain or contribute data to a studbook.

Mr. Alan H. Shoemaker, Zoologist, of the Columbia Zoological Society is maintaining data for studbooks on the rare leopard subspecies. Correspondence is enclosed, and we wholeheartedly support his efforts in maintaining a studbook on the Persian leopard.

(iv) A detailed description of the type, size and construction of the container: arrangements for feeding, watering, and otherwise caring for the wildlife in transit; and the arrangements for caring for the wildlife on importation into the United States.

The cats will be shipped by air in crates that comply with the International Air Transport Association (IATA) Live Animals Regulations.

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter I, Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.

Sincerely,

EDWARD J. MARUSKA,
*Director.*

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 12, 1975.

Dated: August 7, 1975.

MARSHALL L. STINNETT,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75-21022 Filed 8-12-75;8:45 am]

## Office of the Secretary

### WATER RESEARCH AND EDUCATION ADVISORY COMMITTEE

#### Meeting

A meeting of the Water Research and Education Advisory Committee will be held on September 8, 1975, at 9:30 a.m., Room 5160 (Secretary's Conference Room), U.S. Department of the Interior, Washington, D.C.

The meeting is open to the public. Since this is the first meeting of this Advisory Committee, the meeting will be an organizational session with discussion on such matters as FY-77 water research goals and objectives, FY-77 water research program planning, and pending organic act legislation for the Office of Water Research and Technology. Interested persons may make oral/written presentations to the Committee or file written statements.

Further information concerning this meeting may be obtained from Jack C. Jorgensen, Assistant Director—Technology Transfer, Office of Water Research and Technology, U.S. Department of the Interior, Washington, D.C. 20240, telephone 343-8445.

DONALD G. WALDON,
*Deputy Assistant Secretary of the Interior.*

AUGUST 7, 1975.

[FR Doc.75-21194 Filed 8-12-75;8:45 am]

# DEPARTMENT OF AGRICULTURE

## Agricultural Marketing Service

### FLUE-CURED TOBACCO ADVISORY COMMITTEE

#### Meeting

The Flue-Cured Tobacco Advisory Committee meeting will be held on August 28, 1975, at 1 p.m., in the Tobacco Division, AMS, laboratory, Room 223, Flue-Cured Tobacco Cooperative Stabilization Corporation, 1306 Annapolis Drive, Raleigh, North Carolina 27605.

The purpose of the meeting is to discuss necessary adjustments in the selling schedules to reflect redesignations and to consider the reallocation of selling time between the various marketing areas. Also, other matters as specified in 7 CFR Part 29, Subpart G, § 29.9404 will be discussed.

The meeting is open to the public but space and facilities are limited. Public participation will be limited to written statements submitted before or at the meeting unless their participation is otherwise requested by the Committee Chairman. Persons, other than members, who wish to attend the meeting should contact Mr. J. W. York, Director, Tobacco Division, Agricultural Marketing Service, 300 12th Street, S.W., United States Department of Agriculture, Washington, D.C. 20250, (202) 447-2567.

WILLIAM H. WALKER, III,
*Acting Administrator, Agricultural Marketing Service.*

[FR Doc.75-21318 Filed 8-12-75;8:45 am]

## Agricultural Stabilization and Conservation Service

### NATIONAL TOBACCO ADVISORY COMMITTEE

#### Public Meeting

Pursuant to Public Law 92-463, notice is hereby given of a meeting of the National Tobacco Advisory Committee on August 29, 1975, 10 a.m., in the Auditorium known as the Scott Building located on the State Fairgrounds, Raleigh, North Carolina.

The purpose of the meeting is to review the supply and demand outlook for flue-cured tobacco to determine whether the 1976-crop quota and allotment should be changed.

The meeting will be open to the public. Any member of the public may file a written statement with the Committee, before or within one week following the meeting.

The names of the members of the Committee, agenda, summary of the meeting and other information pertaining to the meeting may be obtained from William Lanier, Director, Tobacco & Peanuts Division, Agricultural Stabilization & Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Signed at Washington, D.C., August 6, 1975.

JOSEPH J. TODD,
*Acting Director, Tobacco & Peanuts Division, ASCS, U.S. Dept. of Agriculture.*

[FR Doc.75-21122 Filed 8-12-75;8:45 am]

## Forest Service

### CIBOLA NATIONAL FOREST GRAZING ADVISORY BOARD

#### Notice of Meeting

The Cibola National Forest Grazing Advisory Board will meet Thursday, September 4, 1975, at 10 a.m., at Town House Motel, Santa Fe, New Mexico.

The purpose of the meeting will be for organizational purposes. Election of officers will be held during this meeting.

The meeting will be open to the public. Persons who wish to attend should notify Wallace L. Lloyd via telephone, 766-2185, or in writing at 10308 Candelaria, N.E., Albuquerque, New Mexico 87112. Written statements may be filed with the Committee before or after the meeting.

Dated: August 5, 1975.

DAVID M. DAILEY,
*Acting Forest Supervisor.*

[FR Doc.75-21108 Filed 8-12-75;8:45 am]

### CLARKDALE-WILLIAMS HIGHWAY PROPOSAL

#### Notice of Availability of Supplement To Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a supplement to the draft environmental statement for the Clarkdale-Williams Highway Proposal in Arizona, USDA-FS-DES(Adm) R3-72-21.

The supplement makes new information available to concerned agencies, organizations, and individuals.

The supplement to the draft environmental statement was transmitted to CEQ on August 6, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Rm. 3230, 14th & Independence Ave., SW, Washington, D.C. 20250.
USDA, Forest Service, Southwestern Region, 517 Gold Avenue, SW., Albuquerque, New Mexico 87102.
Prescott National Forest, 344 South Cortez, Prescott, Arizona 86301.

Single copies are available upon request to Forest Supervisor, Prescott National Forest, P.O. Box 2549, Prescott, Arizona 86301; and the Regional Forester, Southwestern Region, 517 Gold Avenue, SW, Albuquerque, New Mexico 87102. Copies are also available from the Colorado Plateau Environmental Advisory Council, P.O. Box 1389, Flagstaff, Arizona 86001. Please refer to the name and number of the environmental statement when ordering.

Copies of the supplement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public, State, and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to the Forest Supervisor, Prescott National Forest, P.O. Box 2549, Prescott, Arizona 86301. Comments must be received on or before October 14, 1975, in order to be considered in the preparation of the final environmental statement.

M. J. HASSELL,
*Deputy Regional Forester, Region 3.*

AUGUST 6, 1975.

[FR Doc.75-21109 Filed 8-12-75;8:45 am]

### NORTH END DISTRICT GRAZING ADVISORY BOARD

#### Meeting

The North End District Grazing Advisory Board will hold a meeting at 9 a.m., September 23, 1975. The group will meet on the Divide Road at the turn-off to the Musser Cow Camp. (Sec. 35, T. 50 N., R. 16 W.)

The purpose of the meeting and ride will be (1) to receive recommendations whether the September 16, 1966 agreement regarding stocking on the Musser Allotment should be continued or renegotiated, (2) to receive any other recommendations concerning management and administration of National Forest grazing lands and (3) election of advisory board officers.

The meeting will be open to the public. Persons who wish to attend should notify Acting District Ranger Don Wood, P.O. Box 1150, Grand Junction, Colorado 81501, telephone 242-8211.

The Board has established the following rules for public participation:

1. Furnish own transportation to and from meeting place. This includes horse, riding tack and vehicles to transport self and horse.

2. Furnish own food, bedroll and other subsistence as desired for the trip.

Written statements may be filed with the Board before or after the meeting.

JIMMY R. WILKINS,
*Forest Supervisor.*

AUGUST 6, 1975.

[FR Doc.75-21165 Filed 8-12-75;8:45 am]

## Soil Conservation Service

### EAST FORK ABOVE LAVON (TRINITY) WATERSHED PROJECT, TEXAS

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the East Fork Above Lavon (Trinity) Watershed Project, Collin and Grayson Counties, Texas.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Edward E. Thomas, State Conservationist, Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvement as described in the negative declaration include conservation land treatment supplemented by 4 single purpose floodwater retarding structures.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until August 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services)

JOSEPH W. HAAS,
*Acting Deputy Administrator for Water Resources, Soil Conservation Service.*

AUGUST 4, 1975.

[FR Doc.75-21105 Filed 8-12-75;8:45 am]

### JACOBS CREEK WATERSHED, PENNSYLVANIA

#### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Jacobs Creek Watershed project, Fayette County, Pennylvania.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Benny Martin, State Conservationist, Soil Conservation Service, USDA, Box 985, Federal Square Station, Harrisburg, Pennsylvania 17108, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection, flood prevention and recreation. A part of the remaining planned works of improvement, as described in the negative declaration, include conservation land treatment supplemented by installation of recreation facilities on 21 acres of a 312-acre park.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, Box 985, Federal Square Station, Harrisburg, Pennsylvania 17108.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until August 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services)

JOSEPH W. HAAS,
*Acting Deputy Administrator for Water Resources, Soil Conservation Service.*

AUGUST 5, 1975

[FR Doc.75-21106 Filed 8-12-75;8:45 am]

## PATTERSON CREEK SUBWATERSHED PROJECT, WEST VIRGINIA

### Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for work remaining to be done in the Patterson Creek Subwatershed Project, Mineral and Grant Counties, West Virginia.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. James S. Bennett, State Conservationist, Soil Conservation Service, USDA, Federal Building, High Street, Morgantown, West Virginia 26505, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection, flood prevention, and water-based recreation. The remaining planned works of improvement, as described in the negative declaration include conservation land treatment supplemented by six single-purpose floodwater retarding structures, one multiple-purpose structure, and associated recreation facilities.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, Federal Building, High Street, Morgantown, West Virginia 26505.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until August 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services)

JOSEPH W. HAAS,
*Acting Deputy Administrator for Water Resources, Soil Conservation Service.*

AUGUST 4, 1975.

[FR Doc.75-21107 Filed 8-12-75;8:45 am]

# DEPARTMENT OF COMMERCE

## Maritime Administration

[Docket No. S-458]

## AMERICAN PRESIDENT LINES, LTD.

### Application

Notice is hereby given that American President Lines, Ltd. has applied for amendment of its Operating-Differential Subsidy Agreements, Contract Nos. FMB-50 and FMB-76 to permit interchange of subsidized C6 type containerships between services in both contracts and to enable containerships to perform service obligations under either or both contracts with vessels subsidized under either contract. The application contemplates that a transpacific containership sailing would be permitted to call at both California and Washington-Oregon and count as a sailing under Contract Nos. FMB-50 and FMB-76.

As information, the minimum/maximum sailing requirements of the two operating-differential subsidy contracts will remain the same; no increase in sailings are requested and no additional vessels covered by FMB-50 and FMB-76 are proposed. The Operator desires to reinstate its Round-the-World Service (Westbound), and to modify its existing RW feeder service so as to provide feeder service betwen ports in Singapore, Indonesia, Malaysia, and Thailand now authorized in the Operator's service descriptions. The vessels which the Operator intends to use for the reinstituted Round-the-World (Westbound) service are to be those vessels in excess of its needs in the transpacific services.

Any person, firm or corporation having any interest in such application and desiring a hearing on issues pertinent to Section 605(c) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1175), should by the close of business on August 22, 1975 notify, the Secretary, Maritime Subsidy Board in writing in triplicate, and file petition for leave to intervene in accordance with the Rules of Practice and Procedure of the Maritime Subsidy Board.

Each such statement of interest and petition to intervene shall state whether a hearing is requested under section 605 (c) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1175) and with as much specificity as possible the facts that the intervenor would undertake to prove at such a hearing.

In the event a Section 605(c) hearing is ordered to be held, the purpose thereof will be to receive evidence relevant to (1) whether the application is one with respect to a vessel to be operated in an essential service, served by citizens of the United States which would be in addition to the existing service, or services, and if so, whether the service already provided by vessels of United States registry in such essential service is inadequate, and (2) whether in the accomplishment of the purposes and policy of the Act additional vessels should be operated thereon.

Any service authorized pursuant to the application Noticed herein will not be deemed existing service within the meaning of section 605(c) for purposes of Docket No. S-417.

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Maritime Subsidy Board determines that petitions for leave to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the Maritime Subsidy Board will take such action as may be deemed appropriate.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidies (ODS)).

By Order of the Maritime Administration.

Dated: August 8, 1975.

JAMES S. DAWSON, Jr.,
*Secretary.*

[FR Doc.75-21076 Filed 8-12-75;8:45 am]

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Alcohol, Drug Abuse, and Mental Health Administration

## ADVISORY COMMITTEES

### Meetings

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), announcement is made of the following National Advisory bodies scheduled to assemble during the month of September 1975:

CLINICAL PSYCHOPHARMACOLOGY RESEARCH REVIEW COMMITTEE

September 8-9; 9 a.m.
Conference Room C, Parklawn Bldg., Rockville, Maryland.
Open—September 8, 9-10 a.m.
Closed—Otherwise.
Contact Antoinette C. Simms, Parklawn Building, Room 9-105.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3524.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to research activities and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 8, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open





to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

MENTAL HEALTH SERVICES RESEARCH REVIEW COMMITTEE

September 8-10; 9 a.m.
The Belmont (Smithsonian Institution's Conference Center) Elkridge, Md.
Open—September 8, 9-9:30 a.m.
Closed—Otherwise.
Contact James Cumiskey, Parklawn Building, Room 11C-17.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-6165.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to mental health services research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 8, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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EPIDEMIOLOGIC STUDIES REVIEW COMMITTEE

September 11-12; 9 a.m.
Conference Room Shenandoah A, Ramada Inn, 1900 N. Ft. Myer Drive, Arlington, Va.
Open—September 11, 9-10 a.m.
Closed—Otherwise.
Contact Lavinia Walsh, Parklawn Building, Room 10C-09.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3774.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to research and training activities in the field of epidemiology and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 11, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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JUVENILE PROBLEMS RESEARCH REVIEW COMMITTEE

September 11-12; 9 a.m.
Chancery II, Embassy Row Hotel, 2015 Massachusetts Avenue, N.W., Washington, D.C.
Open—September 11, 9-9:30 a.m.
Closed—Otherwise.
Contact Diana Souder, Parklawn Building Room 10-99.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3566.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to development from infancy to young adulthood and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 11, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing the initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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METROPOLITAN MENTAL HEALTH PROBLEMS REVIEW COMMITTEE

September 11-12; 9 a.m.
Conference Room B, Quality Inn, 1330 Massachusetts Avenue, N.W., Washington, D.C.
Open—September 11, 9-9:30 a.m.
Closed—Otherwise.
Contact Phyllis Pinzow, Parklawn Building, Room 15-99.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3373.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health, Division of Special Mental Health Programs, Center for Studies of Metropolitan Problems relating to research, training, and fellowship activities and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 11, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5) and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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PRECLINICAL PSYCHOPHARMACOLOGY RESEARCH REVIEW COMMITTEE

September 11-12; 9 a.m.
Suite G101, Sheraton-Park Hotel, 2600 Woodley Road, N.W., Washington, D.C.
Open—September 11, 9-9:30 a.m.
Closed—Otherwise.
Contact Marion Miller, Parklawn Building, Room 9-97.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3454.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to preclinical psychopharmacology research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 11, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5) and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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NEUROPSYCHOLOGY RESEARCH REVIEW COMMITTEE

September 11-13; 9 a.m.
North Scott Room, Gramercy Inn, 1616 Rhode Island Avenue, NW., Washington, D.C.
Open—September 11, 9-10 a.m.
Closed—Otherwise.
Contact Eileen Nugent, Parklawn Building, Room 10C-06.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3942.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to neuropsychology research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 11, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of

Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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CRIME AND DELINQUENCY REVIEW COMMITTEE

September 17-19; 9 a.m.
Plaza Room, Dupont Plaza Hotel, 1500 New Hampshire Avenue, N.W., Washington, D.C.
Open—September 17, 9-10:30 a.m.
Closed—Otherwise.
Contact Carol Beall, Parklawn Building, Room 12C-16.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3728.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to research and training activities in crime and delinquency, law and mental health, and individual violent behavior and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10:30 a.m. September 17, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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MINORITY GROUP MENTAL HEALTH PROGRAMS REVIEW COMMITTEE

September 17-19; 9 a.m.
Terrace Room, Linden Hill Hotel, 5400 Pooks Hill Road, Bethesda, Md.
Open—September 17, 9-12 noon.
Closed—Otherwise.
Contact Edna M. Hardy Hill, Parklawn Building, Room 7-103.
5600 Fishers Lane, Rockville, Maryland 20852, 301-443-2988.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to minority mental health research and training and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 12 noon, September 17, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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SOCIAL SCIENCES RESEARCH REVIEW COMMITTEE

September 18-20; 9 a.m.
Executive Room, Dupont Plaza Hotel, Dupont Circle, N.W., Washington, D.C.
Open—September 18, 9-9:30 a.m.
Closed—Otherwise.
Contact Marilyn Andersen, Parklawn Building, Room 10-95.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3936.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to social science research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 18, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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CLINICAL PROGRAM—PROJECTS RESEARCH REVIEW COMMITTEE

September 19-20; 9 a.m.
Warren Room, Sheraton-Park Hotel, 2600 Woodley Road, N.W., Washington, D.C.
Open—September 19, 9-10 a.m.
Closed—Otherwise.
Contact Evelyn Cralle, Parklawn Building, Room 10C-25.
5600 Fishers Lane, Rockville, Maryland 20852, 301-443-4707.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to clinical research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 19, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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PERSONALITY AND COGNITION RESEARCH REVIEW COMMITTEE

September 19-21; 9 a.m.
Room 227, Gramercy Inn, 1616 Rhode Island Avenue, N.W., Washington, D.C.
Open—September 19, 9-10 a.m.
Closed—Otherwise.
Contact Shirley Maltz, Parklawn Building, Room 10C-06.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-3942.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to research activities and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 19, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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ALCOHOL RESEARCH REVIEW COMMITTEE

September 24-26; 9 a.m.
Holiday Inn, 8120 Wisconsin Avenue, Bethesda, Maryland.
Open—September 24, 9-10 a.m.
Closed—Otherwise.
Contact J. C. Teegarden, Ph. D., Parklawn Building, Room 6C-03.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-4223.

Purpose: The Committee provides initial review of applications for basic research grants, applied research grants, and special grants, in such project areas as pharmacological, physiological, sociological and psychological aspects of alcohol use, incidence and prevalence of alcohol-related problems and makes recommendations to the Director of the National Institute on Alcohol Abuse and Alcoholism and to the National Advisory Council on Alcohol Abuse and Alcoholism.

Agenda: From 9 to 10 a.m., September 24, the meeting will be open for discussion of administrative announcements and program developments. Otherwise the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d)





of Public Law 92-463 (5 U.S.C. Appendix I).

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DRUG ABUSE RESEARCH REVIEW COMMITTEE

September 24-26; 9 a.m.
Conference Rooms 845, 873 and 677, Rockwall Bldg., Rockville, Maryland.
Open—September 24; 9-9:30 a.m.
Closed—Otherwise.
Contact Ms. Ellen Simon Stover, Rockwall Building, Room 750.
11400 Rockville Pike, Rockville, Md. 20852, 301-443-6664.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute on Drug Abuse relating to research activities and makes recommendations to the National Advisory Council on Drug Abuse for final review.

Agenda: From 9 to 9:30 a.m., September 24, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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SOCIAL PROBLEMS RESEARCH REVIEW COMMITTEE

September 25-26; 9 a.m.
Jackson Room, Washington Hilton Hotel, Connecticut Avenue at Columbia Road, N.W., Washington, D.C.
Open—September 25, 9-9:30 a.m.
Closed—Otherwise.
Contact Dr. Herbert H. Coburn, Parklawn Building, Room 9C-14, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4843.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the Division of Extramural Research Programs, NIMH, relating to the field of social problems and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 25, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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ALCOHOL TRAINING REVIEW COMMITTEE

September 25-27; 9 a.m.
Conference Room C, Parklawn Bldg., Rockville, Maryland.
Open—September 25, 9-11 a.m.
Closed—Otherwise.
Contact Dr. Melvin Davidoff, Parklawn Building, Room 16C-26, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-1056.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute on Alcohol Abuse and Alcoholism, ADAMHA, relating to training activities and makes recommendations to the National Advisory Council on Alcohol Abuse and Alcoholism for final review.

Agenda: From 9 to 11 a.m., September 25, the Committee will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administraton, pursuant to the provisions of Section 552(b)(5) and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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CLINICAL PROJECTS RESEARCH REVIEW COMMITTEE

September 25-27; 9 a.m.
Warren Room, Sheraton-Park Hotel, 2600 Woodley Road, N.W., Washington, D.C.
Open—September 25, 9-10 a.m.
Closed—Otherwise.
Contact Harriet German, Parklawn Building, Room 10C-25.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-4707.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to clinical research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 10 a.m., September 25, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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EXPERIMENTAL PSYCHOLOGY RESEARCH REVIEW COMMITTEE

September 25-27; 9 a.m.
Circle Room, Dupont Plaza Hotel, Dupont Circle, N.W., Washington, D.C.
Open—September 25, 9-9:30 a.m.
Closed—Otherwise.
Contact Sally Connell, Parklawn Building, Room 10-05.
5600 Fishers Lane, Rockville, Maryland 20852, 301-443-3936.

Purpose: The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to experimental psychology research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 9 to 9:30 a.m., September 25, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).

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MENTAL HEALTH SMALL GRANT COMMITTEE

September 25; 1 p.m.
September 26-27; 8:30 a.m.
Executive Suite and Parlor 509, Statler Hilton Hotel, 16th and K Streets, N.W., Washington, D.C.
Open—September 25, 4-5 p.m.
Closed—Otherwise.
Contact Mary E. Enyart, Parklawn Building, Room 10C-14.
5600 Fishers Lane, Rockville, Md. 20852, 301-443-4337.

Purpose: The Committee is charged with the initial review of small grant applications for Federal assistance in the program areas administered by the National Institute of Mental Health relating to mental health research and makes recommendations to the National Advisory Mental Health Council for final review.

Agenda: From 4 to 5 p.m., September 25, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public in accordance with the determination by the Administrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Section 552(b)(4), 552(b)(5), and 552(b)(6), Title 5 U.S. Code and Section 10(d) of Public Law 92-463 (5 U.S.C. Appendix I).



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Substantive information may be obtained from the contact person listed above.

The NIAAA and NIMH Information Officers who will furnish summaries of the meetings and rosters of the Committee members are located in the Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852. The NIAAA Information Officer is Mr. Harry C. Bell, Associated Director for Public Affairs, National Institute on Alcohol Abuse and Alcoholism, Room 6C–15, Telephone No. 443–3306. The NIMH Information Officer is Mr. Edwin Long, Deputy Director, Division of Scientific and Technical Information, National Institute of Mental Health, Room 15–105, Telephone No. 443–3600. The NIDA Information Officer who will furnish summaries of the meeting and rosters of the Committee members is Mr. Joshua Hammond, Program Information Officer for Drug Abuse, National Institute on Drug Abuse, Room 814, Rockwall Building, 11400 Rockville Pike, Rockville, Maryland 20852, Telephone No. 443–6458.

Dated: August 8, 1975.

CAROLYN T. EVANS,
*Committee Management Officer, Alcohol, Drug Abuse, and Mental Health Administration.*

[FR Doc.75–21097 Filed 8–12–75;8:45 am]

### Center for Disease Control

### VENEREAL DISEASE CONTROL ADVISORY COMMITTEE

#### Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), the Center for Disease Control announces the following Committee meeting:

Name: Venereal Disease Control Advisory Committee.
Date: September 18–19, 1975.
Place: Room 207, Building 1, Center for Disease Control, 1600 Clifton Road, N.E., Atlanta, Georgia 30333.
Time: 9:00 a.m.
Type of meeting: Open.
Contact person: Joe H. Miller, Executive Secretary of Committee, Building 1, Room 3070, Center for Disease Control, Atlanta, Georgia 30333, Phone: AC–404 633–3311, extension 3937.
Purpose: The Committee is charged with advising on means and methods of implementing venereal disease control programs, reviewing current and proposed program operations and suggesting new areas of control emphasis.
Agenda: Items will include: status report on venereal disease; orientation and background discussion of current program emphasis and future direction; professional and lay training efforts; information/education initiatives; current and future operational research; and new areas of program emphasis.

Agenda items are subject to change as priorities dictate.

The meeting will be open to public observation and participation. A roster of members and other relevant information regarding the meeting may be obtained from the contact person listed above.

Dated: August 7, 1975.

DAVID J. SENCER,
*Director, Center for Disease Control.*

[FR Doc.75–21329 Filed 8–12–75;8:45 am]

### Food and Drug Administration

### ANTI-INFECTIVE AGENTS ADVISORY COMMITTEE

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92–463, 86 Stat. 770–776 (5 U.S.C. App. I)), the Food and Drug Administration announces the renewal of the Anti-Infective Agents Advisory Committee by the Secretary, Department of Health, Education, and Welfare, for an additional period of 2 years beyond August 30, 1975.

Authority for this committee will expire August 30, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21099 Filed 8–12–75;8:45 am]

### PANEL ON REVIEW OF ALLERGENIC EXTRACTS

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92–463, 86 Stat. 770–776 (5 U.S.C. App. I)), the Food and Drug Administration announces the renewal of the Panel on Review of Allergenic Extracts by the Secretary, Department of Health, Education, and Welfare, for an additional period of 2 years beyond August 24, 1975.

Authority for this panel will expire August 24, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21100 Filed 8–12–75;8:45 am]

### PANEL ON REVIEW OF BLOOD AND BLOOD DERIVATIVES

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92–463, 86 Stat. 770–776 (5 U.S.C. App. I)), the Food and Drug Administration announces the renewal of the Panel on Review of Blood and Blood Derivatives by the Secretary, Department of Health, Education, and Welfare, for an additional period of 2 years beyond August 24, 1975.

Authority for this panel will expire August 24, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21103 Filed 8–12–75;8:45 am]

### PANEL ON REVIEW OF SKIN TEST ANTIGENS

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92–463, 86 Stat. 770–776 (5 U.S.C. App. I)), the Food and Drug Administration announces the renewal of the Panel on Review of Skin Test Antigens by the Secretary, Department of Health, Education, and Welfare, for an additional period of 2 years beyond August 24, 1975.

Authority for this panel will expire August 24, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21098 Filed 8–12–75;8:45 am]

### SURGICAL DRUGS ADVISORY COMMITTEE

#### Notice of Renewal

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92–463, 86 Stat. 770–776 (5 U.S.C. App. I)), the Food and Drug Administration announces the renewal of the Surgical Drugs Advisory Committee by the Secretary, Department of Health, Education, and Welfare, for an additional period of 2 years beyond September 14, 1975.

Authority for this committee will expire September 14, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21101 Filed 8–12–75;8:45 am]

### Health Resources Administration

### ANNUAL REPORTS

#### Filing

Notice is hereby given that pursuant to Section 13 of Public Law 92–463, the Annual Report for the following Health Resources Administration committees have been filed with the Library of Congress:





Cooperative Health Statistics Advisory Committee; United States National Committee on Vital and Health Statistics; Long-Term Care for the Elderly Research Review and Advisory Committee; Federal Hospital Council; Health Services Developmental Grants Study Section; Health Care Technology Study Section; Health Services Research Study Section; Health Services Research Training Committee; National Advisory Council on Nurse Training; National Advisory Council on Health Professions Education.

Copies are available to the public for inspection at the Library of Congress, Special Forms Reading Room, Main Building, or weekdays between 9:00 a.m. and 4:30 p.m. at the Department of Health, Education, and Welfare, Department Library, North Building, Room 1436, 300 Independence Avenue, S.W., Washington, D.C. 20201, Telephone (202) 245–6791.

Dated: August 7, 1975.

JAMES A. WALSH,
*Associate Administrator for Operations and Management.*

[FR Doc.75–21153 Filed 8–12–75;8:45 am]

### Health Services Administration

### ANNUAL REPORTS

#### Filing

Notice is hereby given that pursuant to Section 13 of Public Law 92–463, the Annual Report for the following Health Services Administration committee has been filed with the Library of Congress:

Indian Health Advisory Committee.

Copies are available to the public for inspection at the Library of Congress, Special Forms Reading Room, Main Building, or weekdays between 9:00 a.m. and 4:30 p.m. at the Department of Health, Education, and Welfare, Department Library, North Building, Room 1436, 300 Independence Avenue, S.W., Washington, D.C. 20201, Telephone (202) 245–6791.

Dated: August 7, 1975.

WILLIAM H. ASPDEN, Jr.,
*Acting Associate Administrator for Management.*

[FR Doc.75–21152 Filed 8–12–75;8:45 am]

### National Institutes of Health

### ANIMAL RESOURCES ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Animal Resources Advisory Committee, Division of Research Resources, October 7–8, 1975, A–325 Conference Room, School of Medicine, University of Washington, Seattle, Washington. This meeting will be open to the public on October 7 from 8:30 a.m. to 12:30 p.m., during which time there will be a scientific presentation covering Laboratory Animal Medicine and Comparative Primatology. After lunch, the meeting will be open to the public from 1:30 until 3:00 p.m., during which time there will be brief staff presentations on the current status of the Animal Resources Program. The Committee will select future meeting dates. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of Public Law 92–463, the meeting will be closed to the public from 3:00 p.m. to 5:00 p.m. on October 7 and from 8:30 a.m. to adjournment on October 8 for the review, discussion, and evaluation of initial pending, supplemental, and renewal grant applications. The closed portions of the meeting involve solely the internal expression of views and judgments of Committte members on individual grant applications containing detailed research protocols, designs and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. James Augustine, Information Officer, Division of Research Resources, Building 31, Room 5B39, Bethesda, Maryland 20014, 301/496–5545, will provide summaries of the meeting and rosters of Committee members. Dr. John E. Holman, Executive Secretary, Animal Resources Advisory Committee, Building 31, Room 5B35, Bethesda, Maryland 20014, 301/496–5507, will furnish substantive program information.

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer, NIH.*

(Catalog of Federal Domestic Assistance Program No. 13.306, National Institutes of Health)

[FR Doc.75–21193 Filed 8–12–75;8:45 am]

### COOPERATIVE GROUP CHAIRMEN OF CLINICAL INVESTIGATIONS BRANCH

#### Meeting

Notice is hereby given of the Cooperative Group Chairman Meeting of the Clinical Investigations Branch, Division of Cancer Treatment, National Cancer Institute, September 16, 1975, Building 31, Room 11A10, Bethesda, Maryland 20014.

This meeting will be open to the public from 9 a.m. to 5 p.m. on September 16, 1975, to discuss and review cooperative group clinical, operational, and procedural activities. Attendance by the public will be limited to space available.

For additional information, please contact: Dr. Raul Mercado, Jr., Chief, Clinical Investigations Branch, Division of Cancer Treatment, National Cancer Institute, National Institutes of Health, Room 820, Westwood Building, Bethesda, Maryland 20014, (301) 496–7058.

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer, National Institutes of Health.*

[FR Doc.75–21187 Filed 8–12–75;8:45 am]

### CONTRACEPTIVE EVALUATION RESEARCH CONTRACT REVIEW COMMITTEE

#### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Contraceptive Evaluation Research Contract Review Committee, National Institute of Child Health and Human Development, October 1, 1975, Building 31, Conference Room 7, National Institutes of Health, Bethesda, Maryland.

The entire meeting will be open to the public from 9:00 a.m. to 5:00 p.m. on October 1 to discuss the review of current program, budget FY 76, and program development. Attendance by the public will be limited to space available.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Building 31, Room 2A–04, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–1848, will provide summaries of the meeting and rosters of the committee members.

Dr. Heinz W. Berendes, Chief, Contraceptive Evaluation Branch, Center for Population Research, NICHD, Landow Building, Room A–714, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–4924, will provide substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.832, National Institutes of Health.)

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer, National Institutes of Health.*

[FR Doc.75–21192 Filed 8–12–75;8:45 am]

### DIVISION OF CANCER CONTROL AND REHABILITATION

#### Meeting

Notice is hereby given of a workshop discussion by government and contract representatives on the subject of planning for cervical cytology screening programs, National Cancer Institute, September 5, 1975, Conference Room 8, Building 31, National Institutes of Health.

This meeting will take place from 9:00 a.m. to 5:00 p.m. on September 5, and will be open to the public. Attendance by the public will be limited to space available.

For additional information, please contact: Dr. Joanne Luoto, Blair Building, Room 624, Division of Cancer Control and Rehabilitation, National Cancer Institute, National Institutes of Health, Bethesda, Maryland 20014, 301/427–7990.

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer, National Institutes of Health.*

[FR Doc.75–21186 Filed 8–12–75;8:45 am]

## HEART AND LUNG RESEARCH REVIEW COMMITTEES A AND B

### Establishment

The National Institutes of Health announces the establishment on July 14, 1975, of the public advisory committees, Heart and Lung Research Review Committee A and Heart and Lung Research Review Committee B, under the authority of section 222 of the Public Health Service Act (42 U.S.C. 217a). These advisory committees shall be governed by the provisions of the Federal Advisory Committee Act (Public Law 92–463) setting forth standards governing the establishment and use of advisory committees.

Both of these committees shall advise the Secretary, the Assistant Secretary for Health, and the Director, National Institutes of Health, by reviewing applications for grants-in-aid and contract proposals for the support of multidisciplinary basic and clinical research.

Authority for these committees will expire June 30, 1977, unless the Secretary, DHEW, formally determines that continuance is in the public interest.

(Catalog of Federal Domestic Assistance Program Nos. 13.837, 13.838, and 13.839, National Institutes of Health.)

Dated: August 4, 1975.

R. W. LAMONT-HAVERS,
*Acting Director,*
*National Institutes of Health.*

[FR Doc.75-21188 Filed 8-12-75;8:45 am]

## LIPID METABOLISM ADVISORY COMMITTEE

### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Lipid Metabolism Advisory Committee, National Heart and Lung Institute on September 25, 1975 in Building 31, Room 5A16, Bethesda, Maryland.

The entire meeting will be open to the public from 8:30 a.m. to 5 p.m. to discuss the Lipid Metabolism Branch status report and the Lipid Research Clinics Program status report. Attendance by the public will be limited to space available. Mr. York Onnen, Chief, Public Inquiries and Reports Branch, NHLI, National Institutes of Health, Building 31, Room 5A21, Bethesda, Maryland 20014, (301) 496–4236, will provide summaries of the meeting and rosters of the committee members.

Dr. Basil M. Rifkind, Chief, Lipid Metabolism Branch, NHLI, Building 31, Room 4A18, (301) 496–1681, will provide substantive program information.

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-21191 Filed 8-12-75;8:45 am]

## MENTAL RETARDATION RESEARCH COMMITTEE

### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Mental Retardation Research Committee, National Institute of Child Health and Human Development, on September 25–26, 1975, in the Landow Building, Room C–418, 7910 Woodmont Avenue, Bethesda, Maryland.

The meeting will be open to the public on September 25 from 8:30 p.m. to 10:00 p.m. to discuss items relative to the committee's activities including announcements by the Head of the Mental Retardation Branch and the Executive Secretary of the Committee. Attendance by the public will be limited to space available.

In accordance with the provisions set forth in Sections 552(b)(5) and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 92–463, the meeting will be closed to the public on September 26 from 8:30 a.m. to adjournment on September 26 for the review, discussion and evaluation of individual renewal grant applications. The closed portion of the meeting will involve solely the internal expression of views and judgments of committee members on individual grant applications containing detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mrs. Marjorie Neff, Committee Management Officer, NICHD, Building 31, Room 2A–04, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–1848, will provide a summary of the meeting and a roster of committee members. Dr. Lyle Lloyd, Executive Secretary, Mental Retardation Research Committee, NICHD, Landow Building, Room C–704, National Institutes of Health, Bethesda, Maryland, Area Code 301, 496–1383, will furnish substantive program information.

(Catalog of Federal Domestic Assistance Program No. 13.317, National Institutes of Health.)

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-21190 Filed 8-12-75;8:45 am]

## NATIONAL COMMISSION ON ARTHRITIS AND RELATED MUSCULOSKELETAL DISEASES

### Meeting

Pursuant to P.L. 92–463, notice is hereby given of the meetings of the National Commission on Arthritis and Related Musculoskeletal Diseases on September 8, 9, and 10, 1975 (places and times given below). All of the meetings will be open to the public.

On September 8 and 9, the Commission will meet at Braniff Place, 180 West Broadway, Tucson, Arizona. From 2:00 p.m. to 5:00 p.m. on September 8, the Commission will have a business and planning meeting. On September 9, from 9:30 a.m. to 1:30 p.m., the Commission will hear testimony from interested members of the public.

On September 10, from 9:30 a.m. to 1:30 p.m. the Commission will meet at the Royal Inn-Wharf, 1355 Harbor Drive, San Diego, California, to hear public testimony.

Members of the public who wish to appear before the Commission during those times when the Commission is prepared to receive public testimony shall file a written statement or detailed summary of remarks with the Commission before 5:00 p.m. on August 29, 1975. Statements or summaries shall be sent or delivered to Mr. Victor Wartofsky, address below.

The time allotted to each participant will be determined by the Commission Chairman based upon the number of individuals who request an opportunity to make presentations.

Mr. Victor Wartofsky, Information Officer, NIAMDD, National Institutes of Health, Building 31, Room 9A04, Bethesda, Maryland 20014, (301) 496–3583, will provide summaries of the meeting and rosters of the Commission members.

(Catalog of Federal Domestic Assistance Program No. 13.846, National Institutes of Health.)

Dated: August 6, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-21185 Filed 8-12-75;8:45 am]

## VISION RESEARCH PROGRAM COMMITTEE

### Meeting

Pursuant to Public Law 92–463, notice is hereby given of the meeting of the Vision Research Program Committee, National Eye Institute on September 12, 1975, at the Landow Building, conference room C–418, in Bethesda, Maryland.

This meeting will be open to the public from 1:00 p.m. until adjournment for discussion of proposed program planning activities of the NEI and a status report on the vitrectomy studies. Attendance by the public will be limited to space available. In accordance with the provisions set forth in Sections 552(b)(4), 552(b)(5), and 552(b)(6), Title 5, U.S. Code and Section 10(d) of P.L. 463, the meeting will be closed to the public from 9:00 a.m. until 12:00 noon for the review, discussion and evaluation of individual grant applications. The applications contain information of a proprietary or confidential nature, including detailed research protocols, designs, and other technical information; financial data, such as salaries; and personal information concerning individuals associated with the applications.

Mr. Julian Morris, Information Officer, National Eye Institute, National Institutes of Health, Bethesda, Maryland 20014, Building 31, room 6A–27, telephone (301) 496–5248, will furnish summaries of the meeting and rosters of committee members.

Substantive program information may also be obtained from Dr. Wilford L. Nusser, Chief, Scientific Programs Branch, Extramural and Collaborative Programs, National Eye Institute, National Institutes of Health, Bethesda, Maryland 20014, Building 31, room 6A–52, telephone (301) 496–5301.

(Catalog of Federal Domestic Assistance Program No. 13.331, National Institutes of Health.)

Dated: August 5, 1975.

SUZANNE L. FREMEAU,
*Committee Management Officer,*
*National Institutes of Health.*

[FR Doc.75-21189 Filed 8-12-75;8:45 am]





## CLINICAL APPLICATION AND PREVENTION ADVISORY COMMITTEE

### Meeting

*Correction*

In FR Doc. 75–20061, which announces the meeting of the above-named committee on September 12, 1975, and which appears on page 32369 of the issue for Friday, August 1, 1975, in the third paragraph the fourth and fifth lines, reading "496–2533, will furnish substantive program information." are incorrect and should be deleted.

## Office of Education

## EARLY EDUCATION FOR HANDICAPPED CHILDREN

### Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in section 623 of the Education of the Handicapped Act (20 U.S.C. 1423), the U.S. Commissioner of Education has established a final closing date of November 3, 1975 for receipt of applications for new early education projects and December 1, 1975 for receipt of applications for noncompeting continuation grants.

Applications must be received by the U.S. Office of Education Application Control Center on or before the aforementioned dates.

A. *Applications sent by mail.* An application sent by mail should be addressed as follows: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, S.W., Washington, D.C. 20202, Attention: 13.444A model demonstration project; 13.444B outreach. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than October 29, 1975 for new projects and November 26, 1975 for continuation projects, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.

B. *Hand delivered applications.* An application to be hand delivered must be delivered to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, S.W., Washington, D.C. Hand delivered applications will be accepted daily between the hours of 8:00 a.m. and 4:00 p.m. Washington, D.C. time except Saturdays, Sundays, or Federal holidays. Applications will not be accepted by the Application Control Center after 4:00 p.m. Washington, D.C. time, on the closing date.

C. *Program information and forms.* Information and applications may be obtained from the Program Development Branch, Bureau of Education for the Handicapped, U.S. Office of Education, 400 Maryland Avenue, S.W., Washington, D.C. 20202.

D. *Applicable regulations.* The regulations applicable to this program include the Office of Education General Provisions Regulations (45 CFR Part 100a) and the program regulations (45 CFR Part 121d) published in the Federal Register on February 20, 1975 at 40 FR 7416. (20 U.S.C. 1423)

(Catalog of Federal Domestic Assistance, No. 13.444 Early Education for Handicapped Children)

Dated: August 7, 1975.

DUANE J. MATTHEIS,
*Acting U.S. Commissioner*
*of Education.*

[FR Doc.75-21134 Filed 8-12-75;8:45 am]

## SPECIAL PROJECT GRANTS

### Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in section 505 of Title V–A of the Elementary and Secondary Education Act of 1965 (79 Stat. 51, 20 U.S.C. 865), applications are being accepted for grants to State educational agencies for continuation of special projects conditionally approved during fiscal year 1975 for such funding.

Applications must be received by the U.S. Office of Education Application Control Center on or before November 3, 1975.

A. Applications sent by mail.

An application sent by mail should be addressed as follows: U.S. Office of Education, Application Control Center, 400 Maryland Avenue, S.W., Washington, D.C. 20202, Attention: 13.485. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than October 29, 1975, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail room in Washington, D.C. In establishing the date of receipt, the Commissioner will rely on the time date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.

B. *Hand delivered applications.*

An application to be hand delivered must be taken to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, S.W., Washington, D.C. Hand delivered applications will be accepted daily between the hours of 8:00 a.m. and 4:00 p.m. Washington, D.C., time except Saturdays, Sundays, or Federal holidays. Applications will not be accepted after 4:00 on the closing date.

C. *Program information and forms.*

Information and application forms may be obtained from the Division of State Assistance, Bureau of School Systems, Office of Education, Room 3010, 7th and D Streets, S.W., Washington, D.C. 20202.

D. *Applicable regulations and funding criteria.*

The regulations applicable to this program include the Office of Education General Provisions Regulations (45 CFR Parts 100 and 100a) published in the FEDERAL REGISTER on November 6, 1973, and regulations governing Federal Financial Assistance for Strengthening State Departments of Education (45 CFR Part 119), published in the FEDERAL REGISTER on May 15, 1971. Applications will be evaluated according to funding criteria contained in 45 CFR, Part 100a, Section 100a.26.

(20 U.S.C. 865)

(Catalog of Federal Domestic Assistance Number 13.485; Strengthening State Departments of Education—Grants for Special Projects)

Dated: August 7, 1975.

DUANE J. MATTHEIS,
*Acting U.S. Commissioner*
*of Education.*

[FR Doc.75-21133 Filed 8-12-75;8:45 am]

## Office of the Secretary

## NATIONAL COMMISSION FOR THE PROTECTION OF HUMAN SUBJECTS ON BIOMEDICAL AND BEHAVIORAL RESEARCH

### Meeting

Notice is hereby given that the National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research will meet on Septem-

ber 12, 13 and 14, 1975, in Conference Room 6, C Wing, Building 31, National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20014. The meeting will be held on September 14 only if it is determined to be necessary at the meeting of the Commission on September 13. The meeting will be open to the public from 10 a.m. to adjournment on September 12 and from 9 a.m. to adjournment on September 13 and 14, subject to the limitations of available space.

The agenda will include discussion of issues identified in the legislative mandate to the Commission under Public Law 93–348 and briefings on research involving prisoners and research involving the retarded.

In accordance with the provisions of section 10(d) of Public Law 92–463, the meeting will be closed to the public from 9 to 10 a.m. on September 12 for the discussion of internal personnel matters, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Requests for information should be directed to Ms. Anne Ballard (301–496–7776), Room 125, Westwood Building, 5333 Westbard Avenue, Bethesda, Maryland 20016.

Dated: July 29, 1975.

CHARLES U. LOWE,
*Executive Director, National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research.*

[FR Doc.75–21196 Filed 8–12–75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[Docket No. EX 73–5; Notice 5]

### INTERMECCANICA AUTOMOBILI

### Termination of Temporary Exemption From Motor Vehicle Safety Standards

This notice terminates the temporary exemption from several Federal motor vehicle safety standards granted Intermeccanica Automobili on the grounds that the exemption is no longer in the public interest or consistent with the objectives of the National Traffic and Motor Vehicle Safety Act of 1966.

Intermeccanica Automobili of Turin, Italy has twice been granted temporary exemption from several Federal safety standards on the grounds that compliance would cause it substantial economic hardship. In 1969, it was granted exemptions from Standard Nos. 201, 202, 203, 204, and 301 for its Italia model (Federal Highway Administration Exemption No. 69–4). In 1974, its Indra model was exempted until January 1, 1977 from compliance with Standards Nos. 201, 212, 215 and 301 (NHTSA Exemption No. 73–5, 39 FR 10315). Because the company has been unwilling or unable to resolve certain compliance problems with the Italia in an enforcement proceeding, the Administrator has decided to terminate the company's current exemption.

Between 1969 and a date prior to May 1973, Intermeccanica manufactured 128 passenger cars for sale in the United States. An inspection of 15 of these vehicles showed that none had the tire inflation placard required by 49 CFR 571.110, Motor Vehicle Safety Standard No. 110, or means to lock the operator's door as required by 49 CFR 571.206, Motor Vehicle Safety Standard No. 206, or occupant restraint labeling in accordance with 49 CFR 571.209, Motor Vehicle Safety Standard No. 209, as required by 49 CFR 571.208, Motor Vehicle Safety Standard No. 208. Tires on two of the vehicles were not labeled according to 49 CFR 571.109, Motor Vehicle Safety Standard No. 109. None of the vehicles were provided with consumer information pursuant to 49 CFR Part 575. The NHTSA asked the company its views on these matters by letter of August 10, 1971, but received no response.

In April 1973, Intermeccanica petitioned for a new exemption for its Indra model, and was informed that its petition would not be processed until an answer had been provided to the letter of August 10, 1971. The company then promptly responded, stating among other things that it would furnish tire inflation placards to distributors and that it would send consumer information to NHTSA under separate cover. There is no record that the company did either.

Accordingly, the agency asked the company on April 5, 1974, to show cause why a civil penalty should not be imposed, and afforded it an opportunity to submit information, data, or arguments relative to this matter. On November 11, 1974, the company was informed that the Administrator would consider a compromise of $1,000 as appropriate under the circumstances provided the company conducted a notification campaign. The company did not respond. On April 29, 1975, the company was informed that the Administrator was considering termination of Exemption No. 73–5 because of its violations and was offered an opportunity to submit its views. It responded by letter of May 6, 1975, agreeing to pay $1,000 within 30 days. On July 1, 1975, it wrote that there would be a further delay, unspecified in length, before it could settle the matter.

Because Intermeccanica Automobili has not met the obligations imposed upon a manufacturer of motor vehicles by the National Traffic and Motor Vehicle Safety Act of 1966 as set forth above, it is hereby found that continued exemption of the company from compliance with motor vehicle safety standards is no longer consistent with the public interest or the objectives of the Act. Accordingly, NHTSA Exemption No. 73–5 is hereby terminated, effective September 12, 1975.

(Sec. 3, Pub. L. 92–543, 86 Stat. 1159 (15 U.S.C. 1410); delegation of authority at 49 CFR 1.51)

Issued on August 7, 1975.

JAMES B. GREGORY,
*Administrator.*

[FR Doc.75–21089 Filed 8–12–75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket No. 22859; Order 75–8–38]

### AIRLIFT INTERNATIONAL, INC.

### Domestic Air Freight Rate Investigation; Order of Suspension

Adopted by the Civil Aeronautics Board at its office in Washington D.C. on the 8th day of August, 1975.

By tariff revisions[1] issued July 11 and marked to become effective August 10, 1975, Airlift International, Inc. (Airlift) proposes, *inter alia*, to increase numerous domestic bulk and container general commodity rates and charges, and add and reduce container rates in various markets. Bulk minimum charges per shipment are to be increased by $2.00 to $14.00 for hauls under 1,000 miles, and $17.00 for longer hauls.

Airlift asserts that the proposal would bring its rates into closer alignment with competition while making an improvement in revenues of about $1,047,000, or 6.4 percent of revenues received in 1974. However, even with the proposed increase, Airlift forecasts that it would incur an operating loss of about $1.2 million, based upon 1974 operations.

The proposed rates and charges come within the scope of the *Domestic Air Freight Rate Investigation* (DAFRI), Docket 22859, and their lawfulness will be determined in that proceeding. The issue now before the Board is whether to suspend the proposal or to permit it to become effective pending investigation.

The Board has reviewed these rates in the light of recent industry-average costs, including a full return on investment, of carrying air freight. With the exception of exception rates on human remains, Airlift's proposed rates and charges do not exceed those costs and will be permitted to become effective.

The proposed rates on human remains, however, are published in the tariff as an exception rating equal to 165 percent of the general commodity rates, and would significantly exceed the costs for that traffic in all markets. In view of the foregoing and upon consideration of all other relevant factors, the Board finds that the proposal, to the extent it results in higher rates for movements of human remains, should be suspended.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly Sections 204(a), 403, 404, and 1002 thereof,

IT IS ORDERED THAT:

1. Pending hearing and decision by the Board, the new and increased rates, charges, and provisions described in Appendix A hereto are suspended and their use deferred to and including November 11, 1975, unless otherwise ordered by the Board, and that no change be made therein during the period of suspension, except by order or special permission of the Board; and

2. Copies of this order shall be filed with the tariffs and served upon Airlift International, Inc.

[1] Revisions to Airline Tariff Publishing Company, Agent, Tariffs C.A.B. Nos. 169 and 227.





This order will be published in the FEDERAL REGISTER.[2]

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21150 Filed 8–12–75;8:45 am]

[Docket No. 25659; Order 75–8–41]

### LOCAL SERVICE CLASS SUBSIDY RATE

### Class Rate VII

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 8th day of August, 1975.

On July 14, 1975, the Board adopted Order 75–7–64 which found the fair and reasonable annual subsidy due and payable to the seven local service carriers in Class Rate VII, on and after July 1, 1975, to be $65.0 million. Exceptions to Order 75–7–64 were received from Hughes Airwest and Texas International.[1]

Hughes' exception points out an error in the computation of its nonoperating income offset and that an adjustment to its property acquisition adjustment was incorrect. Upon examination, we find that Hughes' nonoperating income offset was indeed overstated in Order 75–7–64 due to a staff error in the computation of reinvested capital gains[2] and the $1.6 million adjustment to Hughes' system investment to reflect a write-off in their property acquisition adjustment was also made incorrectly.

Hughes' annual net subsidy due and payable, as reflected in Order 75–7–64, on and after July 1, 1975 was $8.7 million. However, after corrections to nonoperating income and investment, the annual net subsidy due and payable to Hughes, on and after July 1, 1975 is $9.3 million. The increase is due to increases in adjusted operating breakeven need, return, taxes, and the deficiency in eligible services, and a decrease in the ineligible profit offset.

Based on the foregoing corrections, we find that the fair and reasonable annual net subsidy due and payable to the seven carriers in Class Rate VII, on and after July 1, 1975, is $65.6 million.

Accordingly, it is ordered that:[3] 1. Effective on and after July 1, 1975, Appendices A, I, B, I–B, C, I–C, F–1, L, and M–1 of Order 75–7–64 shall hereby be corrected based on the corresponding attached appendices[3a]

2. The subsidy due and payable to each carrier on and after July 1, 1975,[4] shall be computed on the basis of the daily subsidy rate set forth for each carrier in Appendix L (Third Revised) in Order 75–7–64, after corrections based on Appendices attached to this order;

3. This order shall be effective as of the date of service hereof; and

4. This order shall be served upon all parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21151 Filed 8–12–75;8:45 am]

[Docket No. 24612, etc.]

### SERVICIO AEREO DE HONDURAS, S.A. (SAHSA); FOREIGN PERMIT RENEWAL AND AMENDMENTS (HONDURAS)

### Postponement of Prehearing Conference

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that the prehearing conference in the above-entitled proceeding which was assigned to be held on August 21, 1975, (40 F.R. 31977, July 30, 1975) is postponed to August 27, 1975, at 10:00 a.m. (local time) and will be held in Room 503, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C.

Dated at Washington, D.C., August 7, 1975.

[SEAL] DEE C. BLYTHE,
*Administrative Law Judge.*

[FR Doc.75–21149 Filed 8–12–75;8:45 am]

## CIVIL SERVICE COMMISSION

### FEDERAL EMPLOYEES PAY COUNCIL

### Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act, Public Law 92–463, notice is hereby given that the Federal Employees Pay Council will meet at 2:00 p.m. on Wednesday, August 27, 1975. This meeting will be held in room 5323 of the U.S. Civil Service Commission building, 1900 E. Street, N.W., and will consist of continued discussions on the fiscal year 1976 comparability adjustment for the statutory pay systems of the Federal Government.

The Chairman of the U.S. Civil Service Commission is responsible for the making of determinations under section 10(d) of the Federal Advisory Committee Act as to whether or not meetings of the Federal Employees Pay Council shall be open to the public. He has determined that this meeting will consist of exchanges of opinions and information which, if written, would fall within exemptions (2) or (5) of 5 U.S.C. 552(b). Therefore, this meeting will not be open to the public.

For the President's Agent.

RICHARD H. HALL,
*Advisory Committee Management Officer for the President's Agent.*

## COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

### NOTICE OF SYSTEM OF RECORDS

Pursuant to the Privacy Act of 1974 (Public Law 93–579, 31 December 1974) as reflected in 5 U.S.C. 552a(e)(4), the following notice of system of records that are maintained by the Committee for Purchase from the Blind and Other Severely Handicapped is published as set forth below.

Comments and views regarding these system of records may be filed with the Committee not later than September 12, 1975. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

C. W. FLETCHER,
*Executive Director.*

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

NOTICE OF SYSTEM OF RECORDS

INDEX

CBH–1 General Personnel File
CBH–2 General Financial Records
CBH–3 Payroll Records
+1—CBH–1.
+2$—General Personnel File for Committee for Purchase from the Blind and Other Severely Handicapped.
+4$—2009 14th Street North, Suite 610, Arlington, Virginia 22201.
+5$—Committee members and employees (past and present).
+6$—General personnel information, including, among other data, photographs, applications, position description, request for and notification of personnel action, training records, security clearances, titles, service computation date, date of birth, grade, salary, employment history, home address, age, marital status, social security number, home telephone number, resume, letter of recommendation, and short biographical sketches. System contains copies of Civil Service Commission personnel forms including, among others: data for nonsensitive or noncritical-sensitive position, and payroll change slip. Information is used by authorized Committee employees in the performance of their duties.
+7$—5 U.S.C., generally, and Public Law 92–28.

[2] Appendix filed as part of the original document.

[1] Texas' filing was an exception in name only. Since it did not object to the final findings and conclusions, it need not be dealt with here.

[2] Further investigation revealed a similar error with regard to Southern. After correction, both Southern's adjusted eligible need and its eligible need deficiency increase slightly. However, the annual net subsidy due and payable to Southern remains at $7.4 million because of the ceiling limitation.

[3] This order is not intended to disturb the service mail rates established pursuant to other orders of the Board.

[3a] Appendices filed as part of the original document.

[4] The profit offset from ineligible services and the eligible improvement or deficiency as determined herein are effective from July 1, 1975, through December 31, 1975.

+8$—See Appendix.
+9$
+9A$—Paper.
+9B$—Manual and by name.
+9C$—Files locked in office; records are available to authorized persons only.
+9D$—In accordance with General Records Schedule FPMR 101–11.4.
+10$—Executive Director, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.
+11$—Contact individual listed above.
+12$—Requests from individuals should be addressed to the Executive Director of the Committee staff. Requests may also be made in person. For written requests, the individual should provide full name, address, telephone number, and the dates of the activity. For personal visits the individual should be able to provide some acceptable identification such as driver's license or employee identification card. Only general inquiries may be made by telephone.
+13$—Rules for access to records and for contesting the contents and appealing initial determinations will be promulgated in 41 CFR 51.
+14$—Official personnel records and the individual.
+1—CBH–2.
+2$—General Financial Records for Committee for Purchase from the Blind and Other Severely Handicapped.
+4$—General Services Administration, Central Office, copies held by the Committee. (GSA holds records for Committee under contract).
+5$—Committee employees.
+6$—SF 1038, Application and account for advance of funds; Vendor register and vendor payment tape. Information is used by accounting technicians to maintain adequate financial information and by other officers and employees of GSA and the Committee who have a need for the record in the performance of their duties.
+7$—31 U.S.C., generally and Public Law 92–28.
+8$—See appendix.
+9$
+9A$—Paper and tape.
+9B$—Manual and automated by name.
+9C$—Stored in guarded building; released only to authorized personnel.
+9D$—Disposition of records shall be in accordance with the HB GSA Records Maintenance and Disposition System (OAD P 1820.2).
+10$—Executive Director, 2009 Fourteenth Street, North, Suite 610, Arlington, Virginia 22201.
+11$—Contact system manager listed above.
+12$—Requests from individuals should be addressed to the Executive Director of the Committee staff. Requests may also be made in person. For written requests the individual should provide full name, address, telephone number, and the dates of the activity. For personal visits the individual should be able to provide some acceptable identification such as driver's license or employee identification card. Only general inquiries may be made by telephone.
+13$—Rules for access to records and for contesting the contents and appealing initial determinations will be promulgated in 41 CFR 51.
+14$—The subject individual; the Committee.
+1—CBH–3.
+2$—Payroll records for Committee for Purchase from the Blind and Other Severely Handicapped.
+4$—General Services Administration, Region 3 Office; copies held by the Committee (GSA holds records for Committee under contract).
+5$—Past and present Committee employees.
+6$—Varied payroll records, including, among other documents, time and attendance cards, payment vouchers, comprehensive listing of employees, health benefits records, requests for deductions, tax forms, W2 forms, overtime requests, leave data, retirement records. Records are used by Committee and GSA employees to maintain adequate payroll information for Committee employees and otherwise by Committee and GSA employees who have a need for the record in the performance of their duties.
+7$—31 U.S.C., generally.
+8$—See appendix.
+9$
+9A$—Paper and microfilm.
+9B$—Social Security Number.
+9C$—Stored in guarded building, released only to authorized personnel.
+9D$—Disposition of records shall be in accordance with the HB GSA Records Maintenance and Disposition System (OAD P 1280.2).
+10$—Executive Director, 2009 Fourteenth Street, North, Suite 610, Arlington, Virginia 22201.
+11$—Contact system manager listed above.
+12$—Requests from individuals should be addressed to the Executive Director of the Committee staff. Requests may also be made in person. For written requests, the individual should provide full name, address, telephone number, and the dates of the activity. For personal visits the individual should be able to provide some acceptable identification such as driver's license or employee identification card. Only general inquiries may be made by telephone.
+13$—Rules for access to records and for contesting the contents and appealing initial determinations will be promulgated in 41 CFR 51.
+14$—The subject individual; the Committee.

% $ APPENDIX (CBH)

$In the event that a system of records maintained by this agency to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

$A record from this system of records may be disclosed as a "routine use" to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract or the issuance of a license grant or other benefit.

$A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision in the matter.

$A record from this system of records may be disclosed to an authorized appeal grievance examiner, formal complaints examiner, equal employment opportunity investigator, arbitrator or other duly authorized official engaged in investigation or settlement or a grievance, complaint, or appeal filed by an employee. A record from this system of records may be disclosed to the United States Civil Service Commission in accordance with the agency's responsibility for evaluation and oversight of federal personnel management.

$A record from this system of records may be disclosed to officers and employees of a federal agency for purpose of audit.

[FR Doc.75–21090 Filed 8–12–75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 415–1]

### AMBIENT AIR MONITORING REFERENCE AND EQUIVALENT METHODS

#### Notice of Equivalent Method Designation

Notice is hereby given that the EPA has designated two manual methods for the measurement of ambient concentrations of $SO_2$ as Equivalent Methods in accordance with 40 CFR Part 53—Ambient Air Monitoring Reference and Equivalent Methods, promulgated February 18, 1975 (40 FR 7044). The specific designated methods are:

(1) EQS–0775–001, "Pararosaniline Method for the Determination of Sulfur Dioxide in the Atmosphere—Technicon I Automated Analysis System."

(2) EQS–0775–002, "Pararosaniline Method for the Determination of Sulfur Dioxide in the Atmosphere—Technicon II Automated Analysis System."

These methods were tested and information was compiled by EPA under § 53.7 of 40 CFR Part 53.

As Designated Equivalent Methods, either of these methods is acceptable for use by States and other control agencies for purposes of § 51.17a of 40 CFR Part 51—Requirements for Preparation, Adoption, and Submittal of Implementation Plans (36 FR 22398) as amended February 18, 1975 (40 FR 7042). However, to qualify for purposes of § 53.7, measurements made by either of these methods must be carried out in strict accordance with the procedures and specifications provided in the complete and detailed method description. Copies of the method description for either of these methods, or further information, may be obtained from any of the EPA Regional Offices or from the Environmental Monitoring and Support Laboratory, Department E (MD–76), United States Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

WILSON K. TALLEY,
*Assistant Administrator for Research and Development.*

AUGUST 8, 1975.

[FR Doc.75–21212 Filed 8–12–75;8:45 am]





## FEDERAL ENERGY ADMINISTRATION

### ELECTRIC POWER FACILITY CONSTRUCTION INCENTIVE ACT OF 1975

#### Availability of Draft Environmental Impact Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA) the Federal Energy Administration (FEA) has prepared a draft environmental impact statement on the Electric Power Facility Construction Incentive Act of 1975.

The document has been prepared to consider the environmental impact of, and alternatives to, this Act which amends the Internal Revenue Code. The Act contains five major titles as follows:

Title I deals with the increase in investment credit for electric utility property other than petroleum-fueled generating facilities.

Title II deals with the extension of the period during which pollution control facilities may qualify for 5-year amortization and provides a similar amortization period for investment to convert or replace petroleum-fueled generating facilities into or with facilities using different fuels.

Title III permits depreciation deductions on construction expenditures beginning with the year such expenditures are made for building electric power property other than generating facilities which use petroleum or petroleum products as a principal fuel.

Title IV permits stockholders of electric utilities who elect to reinvest their dividends in stock of those utilities to defer taxability of such dividends until such stock is disposed of.

Title V limits most of the tax benefits provided by the first three titles to utilities permitted by their regulatory agencies to include construction work in progress in their rate bases. Those same tax benefits are also individually subject to a normalization requirement.

Single copies of the draft environmental statement may be obtained from the FEA Office of Communications and Public Affairs, Room 220, Old Post Office Building, 12th and Pennsylvania Avenue, N.W., Washington, D.C. 20461.

Issued in Washington, D.C., August 7, 1975.

ROBERT E. MONTGOMERY, Jr.,
*General Counsel, Federal Energy Administration.*

[FR Doc.75–21074 Filed 8–8–75;9:13 am]

## FEDERAL MARITIME COMMISSION

### ATLANTIC CONTAINER LINE (G.I.E.) AND HAPAG LLOYD AKTIENGESELLSCHAFT

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, September 2, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:
George F. Galland, Esquire, Galland, Kharasch, Calkins & Brown, 1054 Thirty-First Street, N.W., Washington, D.C. 20007.

Agreement No. 9672–1, between the above-named lines, is an agreement reflecting the substitution of Atlantic Container Line (G.I.E.) (a French corporation) for Atlantic Container Line, Ltd. (a Bermuda corporation) effective July 1, 1975.

By Order of the Federal Maritime Commission.

Dated: August 7, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75–21136 Filed 8–12–75;8:45 am]

### JAPAN-EAST COAST U.S.A. CONTAINERSHIP SERVICE AGREEMENT

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., San Juan, Puerto Rico and San Francisco, California. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before August 25, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:
Charles F. Warren, Esq., 1100 Connecticut Avenue, N.W., Washington, D.C. 20036.

Agreement No. 9975–3, among the Japanese flag carriers comprising the Japan-East Coast U.S.A. containership service agreement, would modify the basic agreement by adding clarifying and amplifying language to Article 7 (Container Interchange) so that Article 7 would read as follows: (proposed addition *underscored*):

*Container Interchange:*

The parties may interchange their empty containers and/or related equipment *(trailers, containers, chassis, bogies and component parts thereof) between themselves and also between themselves and inland carriers* as circumstances and conditions of the trades may require, subject to such mutually acceptable terms and conditions as they may see fit.

By Order of the Federal Maritime Commission.

Dated: August 8, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75–21138 Filed 8–12–75;8:45 am]

### NORTH ATLANTIC UNITED KINGDOM FREIGHT CONFERENCE

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the

Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before September 2, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:
Howard A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 7100–18 among the member lines of the above-named conference is an application for permanent extension of duration of the Conference's intermodal authority.

By Order of the Federal Maritime Commission.

Dated: August 7, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21137 Filed 8-12-75;8:45 am]

## PORT OF ASTORIA AND KEER GRAIN CORP.

### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before September 2, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement filed by:
R. Grondale, Bunge Corporation, One Chase Manhattan Plaza, New York 10005.

Agreement No. T–3121, between Port of Astoria (Port) and Kerr Grain Corporation (Kerr) provides for Kerr to operate Port's grain elevator under an agreement providing generally for the parties to evenly divide gross operating profits from that operation. The facility will be used for the handling and storing of grain in bulk. Kerr will charge tariffs which are published by the Port and which are agreeable to both parties.

By order of the Federal Maritime Commission.

Dated: August 8, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21139 Filed 8-12-75;8:45 am]

## FEDERAL TRADE COMMISSION

### CORPORATE PATTERNS SURVEY

### Authorization of Collection of Economic Reports

Notice is hereby given that the Federal Trade Commission has given final approval to the Corporate Patterns Report survey of the 1,000 largest manufacturing companies. This survey, cleared by the General Accounting Office on March 24, 1975, will be conducted by the Bureau of Economics and will principally collect value of shipments data for the year 1972 for each of 1,300 manufacturing product classes. Corporate Patterns Report data will provide detailed market share information for corporations that account for more than three-fourths of the total assets of all manufacturing corporations. The forms will be mailed on Friday, August 22.

The Commission's resolution approving the survey specifies that no individual company data will be published before January 1, 1978, or five years after the 1972 year for which data will be collected.

In a supplementary statement on confidentiality, the Commission stated it would consider individual company data to be exempt from disclosure pursuant to a Freedom of Information Act request for access but noted it would comply with official requests for data from a Congressional committee or pursuant to a court order.

The 1972 Corporate Patterns Report is the first such survey since data for the year 1950 were collected in the initial survey of this type. In its statement to the General Accounting Office, however, the Commission indicated that it planned to collect 1977 data during 1978.

Besides value of shipments, the survey will also collect information about ownership links among the 1,000 largest manufacturers, about their interests in joint ventures, and about their sales in non-manufacturing activities. The firms will be given ninety (90) days to complete the report forms. In order to reduce their burden, a screening form will be used to determine whether smaller, borderline companies have large enough manufacturing activities to be included in the survey.

The principal uses of the survey results will be to provide the Commission with a comprehensive data base for enforcement efforts, economic studies, and policy planning activities. The data will be essential in fully and promptly evaluating the competitive impact of mergers and other changes in market structure. In economic studies, the data will be used to relate market structure to diversification, integration, and merger activities.

The texts of the Commission's resolution and statement concerning confidentiality are as follows:

RESOLUTION AUTHORIZING AND DIRECTING THE COLLECTION OF ECONOMIC REPORTS

Whereas, the Federal Trade Commission is authorized by Section 6 of the Federal Trade Commisison Act to gather and compile information concerning, and to investigate from time to time the organization, business, conduct, practices and management of corporations (as specified in the Federal Trade Commission Act) engaged in commerce, and their relation to other corporations and to individuals, associations and partnerships; and

Whereas, the Federal Trade Commission may require that such corporations file annual or special reports, or both, furnishing to the Commission such information as may be needed as to their organization, business, conduct, practices, management, and their relation to other corporations, partnerships and individuals; and

Whereas, it is deemed necessary in the public interest for the Federal Trade Commission to gather information as to the nature of business and the relation of such corporations and of corporations and businesses acquired by such corporations to other corporations, individuals, associations, and partnerships which are interrelated in varying degrees with other corporations, individuals, associations, and partnerships within the various industries and lines of commerce in the United States, as to their majority ownership interests, as to their value of shipments or production by product class in manufacturing, as to their sales, business receipts or other appropriate value measure by major group and more detailed classification in nonmanufacturing activities, as to their acquisitions and dispositions of companies or part of companies, as to their net sales and total assets, as to the financial and other characteristics of their minority-interest companies, including buyer and seller relationships with their joint ventures for the purpose of making reports authorized under Section 6(f) of the Federal Trade Commission Act concerning concentration, diversification and integration of firms by product classes and major groups and for the purpose of obtaining precise information as to the position of firms and of competitive conditions in various product markets to the end that a proper determination of the effect on competition may be made in connection with the administration and enforcement of Section 5 of the Federal Trade Commission Act and Sections 2, 3 and 7 of the Clayton Act, as amended.

Now, therefore, it is hereby resolved that the Federal Trade Commission, in the exercise of the powers vested in it by Section 6 of the Federal Trade Commission Act, and with the aid of any and all powers conferred upon it by law and any and all compulsory processes available to it, do forthwith proceed to investigate and collect information, including information in the form of reports, of the nature and for the purposes hereinabove stated, from such corporations engaged in commerce as may be designated by the Commission pursuant to general or special orders. It is further resolved that no information for individual companies will be published before January 1, 1978.

STATEMENT OF THE COMMISSION CONCERNING CONFIDENTIALITY OF INDIVIDUAL COMPANY DATA SUBMITTED PURSUANT TO CORPORATE PATTERNS REPORT (CPR)—1972

The Commission will not publish earlier than January 1, 1978, any individual company data submitted pursuant to CPR–1972. In addition, subject to the conditions noted below, the Commission pledges not to disclose earlier than January 1, 1978, any individual company data to persons not employed by the Commission. The Commission considers the individual company data to be confidential and exempt under 5 U.S.C. § 552 (b)(4) from disclosure pursuant to a Freedom of Information Act request for access.

This pledge will not apply to the Commission's furnishing individual company data in response to an official request from a committee or subcommittee of Congress or pursuant to court order. In the event of such release, the Congressional committee or subcommittee or the court will be advised that the Commission and company consider the material to be confidential.

Consultants retained by the Commission who pledge to maintain the confidentiality of the data may be given access to individual company data.

If the Commission decides to disclose individual company data to a Congressional committee or pursuant to a court order, the company will be provided with ten (10) days' prior notice where possible, and in any event as much notice as can reasonably be given.

Issued by direction of the Commission dated July 29, 1975.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-21209 Filed 8-12-75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

[AA1921–Inq.–2]

### NEW, ON-THE-HIGHWAY, FOUR-WHEELED, PASSENGER AUTOMOBILES

### Notice of 30-day Inquiry and Hearing [1]

Having received advice from the Treasury Department on August 7, 1975, that, during the course of determining whether to institute an investigation with respect to new, on-the-highway, four-wheeled, passenger automobiles from Belgium, Canada, France, Italy, Japan, Sweden, the United Kingdom, and West Germany in accordance with section 201(c) of the Antidumping Act, 1921 (19 U.S.C. 160(c)), it concludes from the information available to it that there is substantial doubt whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of importation of this merchandise into the United States, the United States International Trade Commission on August 8, 1975, instituted inquiry AA1921–Inq.–2, under section 201(c)(2) of the Act, to determine whether:

There is no reasonable indication that an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

Relevant portions of the Treasury Department advice are as follows:

According to the preliminary information thus far available to us, the domestic industry's production of subcompact-compact automobiles, that merchandise generally most competitive with imports, appears to have increased by 36 percent from 1972–1974, and in 1973 and 1974 for the first time in recent years, exceeded imports in absolute numbers. During 1972–1974, imports of automobiles increased only by 3.6 percent.

During the 1972–1973 period, U.S. production of intermediate-full size autos increased 3.6 percent. However, from 1973 to 1974, U.S. production of such autos declined 40 percent. While this data poses some difficulties of interpretation, we do not feel that standing alone it creates the substantial doubt requiring referral to the Commission.

However, both Mr. William Eberle, President of the Motor Vehicle Manufacturer's Association, and Mr. Elliot M. Estes, President of General Motors, have recently testified before Congress that the U.S. auto industry's problems are not due to imports. In addition, an April 1975 Staff Economic Report, of the Office of Economic Research, U.S. Department of Commerce (not an official Commerce Department position), supports Mr. Eberle and Mr. Estes. The Department of Labor, in its August 1, 1975 adjustment assistance decision for Chrysler workers stated that imports have contributed relatively little to the decline in the U.S. automobile industry as a whole, finding in one particular class of automobile that imports contributed to the decline in U.S. production. For compact, standard, and luxury autos, the Department found that the recession and other non-import factors were sufficient to explain the decline in output and employment.

I therefore conclude that these views minimizing the effect of imports on the present state of the domestic industry create the substantial doubt which requires reference of this case to the Commission for appropriate consideration pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Preliminarily, alleged margins of sales at less than fair value, from petitioners' information, appear to range as follows:

Belgium—up to 43 percent on 1974 imports valued at $216 million.

Canada—up to 20 percent on 1974 imports valued at $3 billion.

France—up to 24 percent on 1974 imports valued at $45.5 million.

Italy—up to 41 percent on 1974 imports valued at $240 million.

Japan—up to 24 percent on 1974 imports valued at $1.7 billion.

Sweden—up to 43 percent on 1974 imports valued at $227 million.

United Kingdom—up to 35 percent on 1974 imports valued at $156 million.

West Germany—up to 73 percent on 1974 imports valued at $1.9 billion.

Total automobile imports during 1974 were valued at roughly $7.5 billion with domestic production during the same period estimated $20.8 billion.

*Hearing.* A public hearing in connection with the inquiry will be held in the Commission's Hearing Room, International Trade Commission Building, 701 E Street, NW., Washington, D.C. 20436, beginning at 10:00 a.m., EDT, on Tuesday, August 19, 1975. All parties will be given an opportunity to be present, to produce evidence, and to be heard at such hearing. Requests to appear at the public hearing should be received by the Secretary of the Commission in writing, at its office in Washington, D.C., not later than noon Friday, August 15, 1975. It is suggested that parties who have a common interest endeavor whenever possible to arrange for a consolidated presentation of their views.

Requests to appear must contain:

a. The name and organization of the witness or witnesses who will testify, and the name, address, telephone number, and organization of the person filing the request.

b. An estimate of the aggregate time desired for presentation of oral testimony by all witnesses for whose appearance the request is filed.

Because of the limited time available under the statute, the Commission reserves the right to limit the time assigned to witnesses.

[1] This 30-day inquiry is being conducted under a new provision (section 201(c)) added to the Antidumping Act, 1921, by section 321 of the Trade Act of 1974 (88 Stat. 2043). If the determination to be made by the Commission under section 201(c) is negative, the current related antidumping investigations of the Department of Treasury will be permitted to continue; if, on the other hand, any determination to be made by the Commission is affirmative, the related Treasury investigations will be terminated.

Questioning of witnesses will be limited to members of the Commission and the Commission's staff.

*Written statements.* Interested parties may submit statements in writing in lieu of, and in addition to, appearance at the public hearing. A signed original and nineteen true copies of such statements should be submitted. To be assured of their being given due consideration by the Commission, such statements should be received no later than August 22, 1975.

Issued: August 8, 1975.

By order of the Commission.

[SEAL] KENNETH R. MASON,
*Secretary.*

[FR Doc.75-21215 Filed 8-12-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

### ADVISORY COMMITTEE ON REACTOR SAFEGUARDS WORKING GROUP ON PLUTONIUM SHIPPING PACKAGES

#### Meeting

In accordance with the purposes of Sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards Working Group on Plutonium Shipping Packages will hold a meeting on August 28, 1975 in Parlors A and B of the O'Hare Hilton Hotel, O'Hare International Airport, Chicago, Illinois. The purpose of this meeting will be to develop information for consideration by the ACRS to evaluate the ability of the packages used for shipping plutonium and other comparably hazardous material to survive airplane crashes.

The agenda for the subject meeting shall be as follows:

*Thursday, August 28, 1975, 9:00 a.m. until the conclusion of business.* The Working Group will hear presentations by representatives of the Nuclear Regulatory Commission (NRC) Staff and the Energy Research and Development Administration (ERDA) Staff and their consultants and will hold discussions with these groups pertinent to its evaluation.

In connection with the above agenda item, the Working Group may hold Executive Sessions not open to the public, at 8:30 a.m. and at the end of the day to consider matters relating to the above evaluation. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Working Group members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to the Executive Sessions, the Working Group may hold closed sessions with representatives of the NRC and ERDA Staffs and their consultants for the purpose of discussing privileged information concerning proprietary information and physical security, if necessary.

I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552(b) and that a closed session may be held, if necessary, to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552(b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Working Group operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Working Group is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 21, 1975 to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555. Background information concerning items to be discussed at the meeting can be found in related documents on file and available for public inspection at the Nuclear Regulatory Commission Public Document Room, 1717 H St., N.W., Wash., D.C. 20555.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that time available for the meeting permits, the Working Group will receive oral statements at an appropriate time chosen by the Chairman of the Working Group.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 27th to the Office of the Executive Secretary of the Committee (telephone 202/634-1374, ATTN: Mr. Gary R. Quittschreiber) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Working Group and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) A copy of the transcript of the open portion of the meeting will be available for inspection on or after September 4th, 1975 at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, N.E., Washington, D.C. 20555 (telephone 202/547-6222) upon payment of appropriate charges.

(h) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 after November 28th, 1975. Copies may be obtained upon payment of appropriate charges.

Date August 7, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-21126 Filed 8-12-75;8:45 am]

[Docket Nos. 50-452 and 50-453]

### DETROIT EDISON CO. (GREENWOOD ENERGY CENTER, UNITS 2 AND 3)

#### Schedule for Conference of the Parties

A conference of all the Parties in the above matter will begin at 10:00 a.m., local time, on Tuesday, September 9, 1975, in Room 108, Federal Building, 526 Water Street, Port Huron, Michigan 48060.

Because of the impact of the schedule proposed by the Applicant on the interests of all the Parties, the purpose of this conference is to give all the Parties an opportunity to express their views with respect to it.

It is so ordered.

Dated at Bethesda, Maryland, this 7th day of August 1975.

For the Atomic Safety and Licensing Board.

JAMES R. YORE,
*Chairman.*

[FR Doc.75-21130 Filed 8-12-75;8:45 am]

[Docket Nos. 50-269, etc.]

### DUKE POWER CO.

#### Proposed Issuance of Amendments to Facility Operating Licenses

The Nuclear Regulatory Commission (the Commission) is considering the issuance of amendments to Facility Operating Licenses No. DPR-38, DPR-47, and DPR-55 issued to Duke Power Company (the licensee) for operation of the Oconee Nuclear Station, Units 1, 2, and 3 (the facility), pressurized-water reactors located in Oconee County, South Carolina, and each currently authorized for operation at power levels up to 2568 MWt.

In accordance with the licensee's application for license amendments dated July 9, 1975, the amendments would modify operating limits in the Technical Specifications based upon an evaluation of ECCS performance calculated in accordance with an acceptable evaluation model that conforms to the requirements of the Commission's regulations in 10 CFR Section 50.46. The amendments would modify various limits established in accordance with the Commission's Interim Acceptance Criteria, and would, with respect to the Oconee Nuclear Station, Units 1, 2, and 3, terminate the further restrictions imposed by the Commission's December 27, 1974 Order for Modification of License, and would impose instead, limitations established in accordance with the Commission's Acceptance Criteria for Emergency Core Cooling Systems for Light Water Nuclear Power Reactors, 10 CFR Section 50.46.

Prior to issuance of the proposed license amendments, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By 9-12-75, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendments to the subject facility operating licenses. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Sectioin 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER Notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to Mr. Troy B. Conner, Conner, Hadlock & Knotts, 1747 Pennsylvania Avenue, NW., Washington, D.C. 20006, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see (1) the application for amendments dated July 9, 1975, and (2) the Commission's Order for Modification of License and the documents referred to in the Order dated December 27, 1974 published in the FEDERAL REGISTER on January 9, 1975 (40 FR 1787), which are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Oconee County Library, 201 South Spring Street, Walhalla, South Carolina. The license amendments and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 5th day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75-20981 Filed 8-12-75;8:45 am]

[Docket Nos. 50-443 and 50-444]

### PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE, ET AL. (SEABROOK STATION, UNITS 1 AND 2)

#### Order Setting Evidentiary Hearing

The Atomic Safety and Licensing Board (the Board) conducted an evidentiary hearing on the issues arising under the Atomic Energy Act of 1954, as amended, 42 U.S.C. 2011 *et seq.* from May 27, 1975 through July 3, 1975. The Board adjourned that hearing and indicated that it would schedule the evidentiary hearing on the environmental issues arising under the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4231 *et seq.* at a later date. The purpose of this Notice and Order is to set the evidentiary hearing on environmental issues and on any issues still outstanding under the Atomic Energy Act.[1]

Accordingly, please take notice and it is hereby ordered that the evidentiary hearing on environmental issues and the issues still outstanding under the Atomic Energy Act of 1954, is scheduled to begin at 10:00 a.m. local time, August 26, 1975 in the Derby Room at Wentworth-By-the-Sea Hotel, New Castle, New Hampshire 03801. This evidentiary hearing will run continuously until all evidence has been taken on these issues or until continued by further order of the Board.

Members of the public are invited to attend this evidentiary hearing and individuals or organizations wishing to make limited appearances pursuant to § 2.715(a) of the Commission's Rules of Practice, 10 CFR Part 2, will be permitted to do so prior to the start of the hearing.

Dated at Bethesda, Maryland this 18th day of July 1975.

By order of the Atomic Safety and Licensing Board.

DANIEL M. HEAD,
*Chairman.*

[FR Doc.75-21128 Filed 8-12-75;8:45 am]

[Docket No. P-531A]

### PUBLIC SERVICE COMPANY OF OKLAHOMA, INC. (BLACK FOX NUCLEAR GENERATING STATION, UNITS 1 AND 2)

#### Establishment of Atomic Safety and Licensing Board To Rule on Petitions

Pursuant to delegation by the Commission dated December 29, 1972, published in the FEDERAL REGISTER (37 F.R. 28710) and Sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717 and 2.721 of the Commission's Regulations, all as amended, an Atomic Safety and Licensing Board is being established to rule on petitions and/or requests for leave to intervene in the above-named proceeding.

This action is in reference to the "Notice of Receipt of Attorney General's Advice and Time for Filing of Petitions to Intervene on Antitrust Matters" published by the Commission in the above matter, (40 F.R. 28507—July 7, 1975.)

The members of the Board are:

Ivan W. Smith, Esq., Chairman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

John M. Frysiak, Esq., Member, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

Dr. Leonard W. Weiss, Member, Department of Economics, University of Wisconsin, Madison, Wisconsin 53706.

Dated at Bethesda, Maryland this 7th day of August 1975.

ATOMIC SAFETY AND LICENSING BOARD PANEL,
JAMES R. YORE,
*Acting Chairman.*

[FR Doc.75-21129 Filed 8-12-75;8:45 am]

### REGULATORY GUIDE

#### Issuance and Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide

[1] The one major issue remaining unresolved under the Atomic Energy Act is compliance by the Applicant with the new Appendix I to 10 CFR Part 50.

Series. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 1.14, Revision 1, "Reactor Coolant Pump Flywheel Integrity," describes a method acceptable to the NRC staff of implementing requirements with regard to minimizing the potential for failures of the flywheels of reactor coolant pump motors in light-water-cooled power reactors.

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed (listed below) or (2) improvements in all published guides are encouraged at any time. Public comments on Regulatory Guide 1.14, Revision 1, will, however, be particularly useful in evaluating the need for an early revision if received by October 9, 1975.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

Other Division 1 Regulatory Guides currently being developed include the following:

Prevention of Fracture of Structural Discontinuities in Reactor Pressure Vessel.
Protection Against Postulated Events and Accidents Outside of Containment.
Fracture Toughness Requirements for Materials for Class 2 and 3 Components.
Maintenance of Water Purity in PWR Secondary Systems.
Criteria for Heatup and Cooldown Procedures.
Effects of Residual Elements on Predicted Radiation Damage.
Surveillance Testing and Inservice Inspection of Thermal Barrier and Steam Generator Materials in High-Temperature Gas-Cooled Reactors.
Surveillance and Postirradiation Examination of Fuel Rods in Lead Assemblies.
Design Load Combinations for Component Supports.
Interim Guide on Tornado Missiles.
Criteria for Plugging Steam Generator Tubes.
Structural Design Criteria for Fuel Assemblies in Light-Water-Cooled Reactors.
Overhead Crane Handling Systems for Nuclear Power Plants.
Recommended Procedure for Resintering Test to Monitor Densification Stability of Production Fuel.
Qualifications for Cement Grouting for Prestressing Tendons in Containment Structure.
Posttensioned Prestressing Systems for Concrete Reactor Vessels and Containment.
Inservice Monitoring of Core and Core Support Structure Motion Via Neutron-Flux Measurement.
Loose Parts Monitoring Program for the Primary System.
Tornado Design Classification.
Overpressure Protection of Low-Pressure Systems Connected to Reactor Coolant Pressure Boundary.
Protective Coatings for Light-Water Reactor Containment Facilities.
Quality Assurance Requirements for Installation, Inspection, and Testing of Mechanical Equipment and Systems.
Assumptions Used for Evaluating the Potential Radiological Consequences of a BWR Radioactive Offgas System Failure.
Fire Protection Criteria for Nuclear Power Plants.
Requirements for Auditing of Quality Assurance Programs for Nuclear Power Plants.
Quality Assurance Requirements for Control of Procurement of Equipment, Materials, and Services for Nuclear Power Plants.
Instrumentation for Light-Water-Cooled Nuclear Power Plants to Assess Plant Conditions During and Following an Accident.
Quality Assurance Requirements for Lifting Equipment.
Maintenance and Testing of Batteries.
Qualification Test of Class IE Cables, Connections, and Field Splices for Nuclear Power Plants.
Seismic Qualification of Class I Electric Equipment.
Fuel Oil Systems for Standby Diesel Generators.
Quality Assurance Requirements for the Manufacture of Class IE Instrumentation and Electric Equipment for Nuclear Power Plants.
Assumptions Used for Evaluating the Potential Radiological Consequences of a Liquid Radioactive Waste System Accident.
Containment Isolation Provisions.
Instrument Spans and Setpoints.
Initial Startup Testing Program for Facility Shutdown from Outside the Control Room.
Periodic Testing of Diesel Generators.
Qualification of Inspection, Examination, and Testing Personnel for Nuclear Facilities.
Quality Assurance Program Requirements for Nuclear Power Plant Fuels.
Testing of Nuclear Air Cleaning Systems.
Preoperational and Initial Startup Testing of Feedwater Systems for BWRs.
Design Criteria for Overload Protection of Motor-Operated Valves.
Identification of Materials, Parts, and Components for Nuclear Power Plants.
Probable Maximum Storm Surge Flooding on Lake and Sea Shores.
Protection of Nuclear Power Plants Against Industrial Sabotage.
Emergency Planning for Nuclear Power Plants.
Control Room Manning.
Flood Protection for Nuclear Power Plants.
Hydrologic Design Criteria for Water Control Structures Constructed for Nuclear Power Plants.
Spill Analysis—Dispersion and Dilution in Surface and Ground Water.
Design Objectives for LWR Spent Fuel Facilities.
Design Objectives for LWR Fuel Handling Systems.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 4th day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
*Director,*
*Office of Standards Development.*

[FR Doc.75-21127 Filed 8-12-75;8:45 am]

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[Docket No. 50-255]

## CONSUMERS POWER CO.

### Proposed Issuance of Amendment to Provisional Operating License

The Nuclear Regulatory Commission (the Commission) is considering the issuance of an amendment to Provisional Operating License No. DPR-20 issued to Consumers Power Company (the licensee) for operation of the Palisades Plant (the facility), located in Van Buren County, Michigan.

The present license requires that at the end of no more than 90 effective full power days or no more than 9 calendar months of operation from the initial criticality after February 1975, (which occurred March 28, 1975) whichever occurs first, an inspection of the steam generator tubes will be conducted in accordance with the requirements of Regulatory Guide 1.83, 'Inservice Inspection of Pressurized Water Reactor Steam Generator Tubes' (issued June 1974) as that guide applies to inspections after the baseline inspection.

The proposed amendment would increase the allowable operation time to 135 effective full power days before the next inspection. The requirement to conduct an inspection at the end of 9 calendar months would be retained in its present form. The amendment is proposed by the licensee's application for amendment dated August 5, 1975, as supplemented by letter dated August 6, 1975.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By September 12, 1975, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject provisional operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of § 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER Notice and § 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to M. I. Miller, Esquire, Isham, Lincoln & Beale, Suite 4200, One First National Plaza, Chicago, Illinois 60670 and J. L. Bacon, Esquire, Consumers Power Company, 212 West Michigan Avenue, Jackson, Michigan 49201, the attorneys for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendment dated August 5, 1975 as supplemented by letter dated August 6, 1975, which are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C., and at the Kalamazoo Public Library, 315 South Rose Street, Kalamazoo, Michigan 49006. The Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this eighth day of August, 1975.

NUCLEAR REGULATORY COMMISSION,
ROBERT A. PURPLE,
*Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75-21285 Filed 8-12-75;8:45 am]

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## ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, SUBCOMMITTEE ON WESTINGHOUSE WATER REACTORS

### Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the ACRS Subcommittee on Westinghouse Water Reactors will hold a meeting on August 28, 1975 at the Host Airport Hotel, Houston Intercontinental Airport, Houston, Texas 77060. The purpose of this meeting is to continue the review of the Westinghouse RESAR-41 reference system and standard safety analysis report.

The agenda for the subject meeting shall be as follows:

*Thursday, August 28, 1975, 9:00 a.m. until the conclusion of business.* The Subcommittee will meet with representatives of the NRC Staff and the Westinghouse Electric Corporation, the Applicant.

In connection with the above agenda item, the Subcommittee will hold Executive Sessions, not open to the public, at 8:30 a.m. and at the end of the day to consider matters relating to the above application. These sessions will involve an exchange of opinions and discussion of preliminary views and recommendations of Subcommittee members and internal deliberations for the purpose of formulating recommendations to the ACRS.

In addition to Executive Sessions, the Subcommittee may hold closed sessions with representatives of the NRC Staff and Applicant for the purpose of discussing privileged information concerning plant physical security and other matters related to plant design, construction, and operation, if necessary.

I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552 (b) and that a closed session may be held, if necessary to discuss certain documents and information which are privileged and fall within exemption (4) of 5 U.S.C. 552 (b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Subcommittee operation, and to avoid public disclosure of proprietary information.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Subcommittee is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 21, 1975 to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555. Background information concerning items to be discussed at the meeting can be found in the Preliminary Safety Analysis Report for this project and related documents on file and available for public inspection at the Nuclear Regulatory Commission's Public Document Room, 1717 H St., NW., Wash. D.C. 20555. Comments which fail to meet the specified mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with paragraph (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that time available for the meeting permits, the Subcommittee will receive oral statements at an appropriate time chosen by the Chairman of the Subcommittee.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements and the time allotted, can be obtained by a prepaid telephone call on August 27, 1975 to the Office of the Executive Secretary of the Committee, (telephone 202/634-1371, ATTN: Mr. M. W. Libarkin) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Subcommittee and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will, not, however, be allowed while the meeting is in session.

(g) Persons desiring to attend portions of the meeting where proprietary information, other than plant security information, is to be discussed may do so by providing to the Executive Secretary, ACRS, NRC, Wash., D.C. 20555, seven days prior to the meeting a copy of an executed agreement with the owner of the proprietary information to safeguard this material.

(h) A copy of the transcript of the open portion of the meeting will be available for inspection on or after September 2, 1975 in the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second Street, N.E., Wash., D.C. 20002 (telephone 202/547-6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St., N.W., Wash., D.C. 20555 after November 28, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: August 11, 1975.

JOHN C. HOYLE,
*Advisory Committee Management Officer.*

[FR Doc.75-21284 Filed 8-12-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 830]

### ASSIGNMENT OF HEARINGS

AUGUST 8, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 106495 Sub 16, Lewis Truck Lines, Inc., now assigned September 29, 1975, at Wahpeton, N. Dak., will be held in the District Court Room, Richland County Courthouse.

MC 118848 Sub 18, Domenico Bus Service, Inc., now assigned September 22, 1975, at Newark, N.J., will be held in Courtroom No. 3, Post Office Bldg., Federal Square.

MC 3647 Sub 459, Transport of New Jersey, now assigned September 30, 1975, at Newark, N.J., will be held in Courtroom No. 3, Post Office Bldg., Federal Square.

MC 119792 Sub 46, Chicago Southern Transportation, now assigned September 9, 1975 at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., U.S. Courthouse, 316 N. Robert's Street.

MC 111545 Sub 210, Home Transportation Company, Inc., now being assigned October 15, 1975, at Dallas, Tex. (1 day), in a hearing room to be later designated.

MC 140762 Trinity Industries Transportation, Inc., now being assigned October 16, 1975 (2 days), at Dallas, Tex.; in a hearing room to be later designated.

MC 133095 Sub 75, Texas-Continental Express, Inc., now being assigned October 20, 1975 (1 day), at Dallas, Tex.; in a hearing room to be later designated.

MC 119789 Sub 234, Caravan Refrigerated Cargo, Inc., now being assigned October 21, 1975, at Dallas, Tex. (2 days); in a hearing room to be later designated.

MC 120257 Sub 23, K. L. Breeden & Sons, Inc., now being assigned October 23, 1975 (2 days), at Dallas, Tex.; in a hearing room to be later designated.

MC 127042 Sub 152, Hagen, Inc., now assigned September 10, 1975, at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., U.S. Courthouse, 316 N. Robert's Street.

MC 40978 Sub 23, Chair City Motor Express Company, now assigned September 11, 1975, at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., U.S. Courthouse, 316 N. Robert's Street.

MC 140509 Sub 1, Art Kohler Trucking, Inc., now assigned September 9, 1975, at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., U.S. Courthouse, 316 N. Robert's Street.

MC-F 12296, Twin City Freight, Inc.—Purch. (Port.)—United-Buckingham Freight Lines, Inc., and MC-F-12300, Midwest Motor Express, Inc.—Purch. (Port.)—United-Buckingham Freight Lines, Inc., now assigned September 15, 1975 at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., 316 N. Robert's Street.

MC 111496 Sub 18, Twin City Freight, Inc., MC 103435 Sub 224, United-Buckingham Freight Lines, Inc., and MC 111496 Sub 20, now assigned September 15, 1975 at St. Paul, Minn., will be held in Court Room 2, 7 Floor, Federal Bldg., U.S. Courthouse, 316 N. Robert's Street.

MC 2103 Sub 45, Midwest Motor Express, Inc. and MC 103435 Sub 224, United-Buckingham Freight Lines, Inc., now assigned September 15, 1975 at St. Paul, Minn. will be held in Court Room 2, 7 Floor, Federal Bldg., 316 N. Robert's Street.

MC 135414 Sub 2, Langer Truck Line, Inc., now being assigned October 21, 1975 (3 days), at Jefferson, Mo., in a hearing room to be later designated.

ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21205 Filed 8-12-75;8:45 am]

## NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

AUGUST 8, 1975.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to Section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's Rules of Practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

California Docket No. A 55838, filed July 28, 1975. Applicant: ANELLO TRUCKING CO., 1999 Stone Avenue, San Jose, Calif. 95125. Applicant's representative: E. H. Griffiths, 1182 Market Street, Suite 207, San Francisco, Calif. 94102. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of *General commodities*, (except as hereinafter provided): (1) Between all points and places in the San Francisco Territory as described in Part II. (2) Between all points and places on or within a 15 mile lateral of the following routes: (a) State Highways 99 and 70 between Oroville and Bakersfield, inclusive; (b) Interstate Highways 80 and 40 between San Francisco and Auburn, inclusive; (c) Interstate Highways 50, 580, and 5 between San Francisco and Sacramento, inclusive; (d) State Highway 4 between Pinole and Stockton, inclusive; (e) Interstate Highway 5 between Stockton and its intersection with State Highway 99 at Wheeler Ridge, inclusive; (f) Interstate Highway 680 between Vallejo and San Jose, inclusive; (g) Interstate Highway 101 between Ukiah and King City, inclusive; (h) State Highway 17 between San Rafael and Santa Cruz, inclusive; (i) State Highway 1 between Santa Cruz and Carmel, inclusive;

(j) State Highway 152 between Watsonville and its intersection with State Highway 99 south of Chowchilla, inclusive. In performing Road to Hillsdale Avenue; easterly along Hillsdale Avenue to U.S. Highway 101; northwesterly along U.S. Highway 101 to Tully Road; northeasterly along Tully Road to White Road; northwesterly along White Road to McKee Road; southwesterly along McKee Road to Capitol Avenue; northwesterly along Capitol Avenue to State Highway 17 (Oakland Road); northerly along State Highway 17 to Warm Springs; northerly along the unnumbered highway via Mission San Jose and Niles to Hayward; northerly along Foothill Boulevard to Seminary Avenue; easterly along Seminary Avenue to Mountain Boulevard; northerly along Mountain Boulevard and Moraga Avenue to Estates Drive; westerly along Estates Drive, Harbord Drive and Broadway Terrace to College Avenue; northerly along College Avenue to Dwight Way; easterly along Dwight Way to the Berkeley-Oakland boundary line; northerly along said boundary line to the campus boundary of the University of California; northerly and westerly along the campus boundary of the University of California to Euclid Avenue; northerly along Euclid Avenue to Marin Avenue; westerly along Marin Avenue to Arlington Avenue; northerly along Arlington Avenue to U.S. Highway 40 (San Pablo Avenue); northerly along U.S. Highway 40 to and including the City of Richmond; southwesterly along the highway extending from the City of Richmond to Point Richmond; southerly along an imaginary line from Point Richmond to the San Francisco Waterfront at the foot of Market Street; westerly along said waterfront and shore line to the Pacific Ocean; southerly along the shore line of the Pacific Ocean to point of beginning. Except that applicant shall not transport any shipments of:

(1) Used household goods, personal effects and office, store and institution furniture, fixtures, and equipment not packed in accordance with the crated property requirements set forth in Item 5 of Minimum Rate Tariff 4–B. (2) Automobiles, trucks and buses, viz: new and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses, and taxis; freight automobiles, automobile chassis, trucks, truck chassis, truck trailers, trucks and trailers combined, buses and bus chassis. (3) Livestock, viz: barrows, boars, bulls, butcher hogs, calves, cattle, cows, dairy cattle, ewes, feeder pigs, gilts, goats, heifers, hogs, kids, lambs, oxen, pigs, rams (bucks), sheep, sheep camp outfits, sows, steers, stags, swine, or wethers. (4) Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers, or a combination of such highway vehicles. (5) Commodities when transported in bulk, in dump trucks, or in hopper-type trucks. (6) Commodities when transported in motor vehicles equipped for mechanical mixing in transit.

(7) Portland or similar cements, in bulk or packages, when loaded substantially to capacity of motor vehicle. (8) Logs. (9) Articles of extraordinary value. (10) Trailer coaches and campers, including integral parts and contents when the contents are within the trailer coach or camper. (11) Commodities requiring the use of special refrigeration or temperature control in specially designed and constructed refrigerator equipment. (12) Explosives or dangerous articles. (13) Fresh fruits and vegetables. Intrastate, interstate, and foreign commerce authority sought.

*HEARING:* Date, time, and place not yet fixed. Requests for procedural information should be addressed to the Public Utilities Commission, State of California, State Building, Civic Center, 455 Golden Gate Avenue, San Francisco, Calif. 94102 and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21199 Filed 8-12-75;8:45 am]

[Notice No. 53]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 12, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 2, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75954. By order of August 7, 1975, the Motor Carrier Board approved the transfer to G & R Transport, Inc., Wausau, Wis., of the operating rights in Certificate No. MC 108435 and all subnumbers thereunder (except No. MC 108435 (Sub-No. 8)) issued to Oscar C. Radke, doing business as Radke Transit, Wausau, Wis., authorizing the transportation of lumber, rough and manufactured granite, and rough natural stone, supplies used in quarrying and fabricating granite, brick, plaster, drain tile, flue lining, coke, hardboard, metal frames, panels, lime, and limestone, to and from specified points in the United States generally in and east of Wisconsin, and animal feed and animal feed concentrates in bags and in bulk from Davenport, Iowa, to points in Wisconsin and Illinois. Nancy J. Johnson, 4506 Regent Street, Suite 100, Madison, Wis. 53705, attorney for applicants.

No. MC-FC-75968. By order of August 7, 1975, the Motor Carrier Board approved the transfer to John M. Radke, Marathon, Wis., of the operating rights in Certificate No. MC-108435 (Sub-No. 8) issued November 14, 1972, to Oscar C. Radke, doing business as Radke Transit, Wausau, Wis., authorizing the transportation of animal and poultry feed, in bulk, and animal and poultry feed, in bags, when moving at the same time and in the same vehicle therewith, from Minneapolis, Minn., to specified points in Wisconsin. Nancy J. Johnson, 4506 Regent Street, Suite 100, Madison, Wis. 53705, attorney for applicants.

No. MC-FC-75970. By order of August 6, 1975, the Motor Carrier Board approved the transfer to Wisconsin Northern Transportation Co., Inc., Eau Claire, Wisconsin, of Certificate No. MC 81592 (Sub-No. 4), issued March 5, 1974, to Frederick A. Zank, doing business as Wisconsin Northern Transportation Company, Eau Claire, Wisconsin, authorizing the transportation of passengers over regular routes, between Eau Claire, Wisc., and Duluth, Minn., serving the intermediate point of Superior, Wisc., and those between Superior and Eau Claire, Wisc. Frederick A. Zank, Wisconsin Northern Transportation Co., Inc., Washington Heights, Eau Claire, Wisconsin 54701, representative of applicants.

No. MC-FC-75992. By order entered August 7, 1975, the Motor Carrier Board approved the transfer to Hanover Transfer & Storage, Inc., Hanover, N.H., of the operating rights set forth in Certificates Nos. MC 9790 and MC 9790 (Sub-No. 1), issued October 6, 1949, and August 21, 1958, respectively, to Richard L. Hawes and Marion W. Hawes, doing business as The Hanover Transfer, Hanover, N.H., authorizing the transportation of canoes and accessories, household goods, school furniture and equipment, and personal effects of students, and general commodities, with the usual exceptions, between points in New Hampshire, Vermont, Connecticut, Massachusetts, New York, Maine, Rhode Island, and New Jersey. Albert J. Cirone, Jr., National Bank Building, Suite 209, Lebanon, N.H. 03766, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21200 Filed 8-12-75;8:45 am]

[Notice No. 28]

## MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 8, 1975.

The following letter-notices of proposals (except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application), to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's Revised Deviation Rules-Motor Carriers of Property, 1969 (49 C.F.R. 1042.4(c)(11)) and notice thereof to all interested persons is hereby given as provided in such rules (49 C.F.R. 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 C.F.R. 1042.4(c)(12)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules-Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 1936 (Deviation No. 16), B & P MOTOR EXPRESS, INC., 720 Gross Street, Pittsburgh, Pa. 18224, filed July 24, 1975. Carrier's representative: William J. Lavelle, 2310 Grant Bldg., Pittsburgh, Pa. 15219. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From Deerfield, Ohio, over U.S. Highway 224 to junction U.S. Highway 30, thence over U.S. Highway 30 to Ft. Wayne, Ind., and (2) From Boardman, Ohio, over the same routes described in (1) above to Ft. Wayne, Ind., and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Deerfield, Ohio, over Ohio Highway 14 to Cleveland, Ohio, thence over Ohio Highway 254 to junction Ohio Highway 57, thence over Ohio Highway 57 to Lorain, Ohio, thence over Ohio Highway 2 to Toledo, Ohio, thence over Ohio Highway 120 to junction U.S Highway 20, thence over U.S. Highway 20 to Elkhart, Ind., thence over U.S. Highway 33 to Ft. Wayne, Ind., and (2) From Boardman, Ohio, over Ohio Highway 7 to Youngstown, Ohio, thence over Ohio Highway 18 to junction Ohio Highway 14, thence over the routes as described in (1) above to Ft. Wayne, Ind., and return over the same routes.

No. MC 111231 (Deviation No. 37), JONES TRUCK LINES., 610 E. Emma Ave., Springdale, Ark. 72764, filed July 29, 1975. Carrier's representative: Kim D. Mann, 702 World Center Bldg., 918 Sixteenth Street, N.W., Washington, D.C. 20006. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From El Dorado, Ark., over U.S. Highway 167 to junction U.S. Highway 79, thence over U.S. Highway 79 to junction U.S. Highway 70, and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From El Dorado, Ark., over U.S. Highway 82 to Greenville, Miss., thence over U.S. Highway 61 to Memphis, Tenn. thence over U.S. Highway 70 to junction U.S. Highway 79, and return over the same route.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21203 Filed 8-12-75;8:45 am]

## TEMPORARY AUTHORITY TERMINATION

### Corrections

The temporary authorities granted in the dockets listed below have expired as a result of final action either granting or denying the issuance of a Certificate or Permit in a corresponding application for permanent authority, on the date indicated below:

| Temporary authority application | Final action or certificate or permit | Date of action |
|---|---|---|
| Notice No. 26, published Feb. 27, 1975: | | |
| Herman Bros., Inc., MC-61396 Sub-239 | MC-61396 Sub-248 | Apr. 11, 1974 |
| Herman Bros., Inc., MC-61396 Sub-249 | MC-61396 Sub-252 | Apr. 8, 1974 |
| Notice No. 27, published Mar. 4, 1975: | | |
| Raymond Boyce Honeycutt, MC-139597 Sub-1 | MC-139597 Sub-2 | Jan. 15, 1975 |
| Notice No. 33, published Apr. 2, 1975: | | |
| Shelton Trucking Service, Inc., MC-124887 Sub-2 | MC-124887 Sub-3 | May 6, 1974 |
| Notice No. 38, published Apr. 14, 1975: | | |
| Carroll Truck Lines, Inc., MC-129727 Sub-4 | MC-129727 Sub-5 | June 3, 1974 |
| Notice No. 41, published Apr. 24, 1975: | | |
| Hirschbach Motor Lines, Inc., MC-117686 Sub-150 | MC-117686 Sub-149 | Mar. 3, 1975 |
| Notice No. 42, published Apr. 24, 1975: | | |
| Milton Transportation, Inc., MC-136343 Sub-9 | MC-136343 Sub-10 | Dec. 2, 1974 |
| Notice No. 43, published Apr. 25, 1975: | | |
| Elwood Lynch, MC-138384 Sub-3 | MC-138384 Sub-4 | Sept. 27, 1974 |
| Notice No. 51, published May 29, 1975: | | |
| Groendyke Transport, Inc., MC-111401 Sub-381, Sub-382, and Sub-386 | MC-111401 Sub-385 | Apr. 21, 1974 |
| Richard D. Foltz, MC-111289 Sub-3 | MC-111289 Sub-4 | Aug. 1, 1974 |
| Notice No. 53, published June 4, 1975: | | |
| Ruan Transport Corp., MC-107496 Sub-860, Sub-868, Sub-869, and Sub-897. | MC-107496 Sub-879 | Nov. 13, 1974 |
| Notice No. 57, published June 23, 1975: | | |
| Byrne Trucking, Inc., MC-71652 Sub-4 | MC-71652 Sub-7 | Apr. 17, 1975 |
| Capitol Truck Line, Inc., MC-120800 Sub-51 | MC-120800 Sub-55 | Mar. 19, 1975 |
| D.b.a. Kirkpatrick Trucking, MC-126389 Sub-2 | MC-106594 Sub-3 | Mar. 15, 1975 |
| Notice No. 62, published June 26, 1975: | | |
| Southern Pacific Transport, MC-30319 Sub-144 | MC-30319 Sub-147 | Jan. 13, 1975 |
| Arco Auto Carriers, Inc., MC-52657 Sub-708 | MC-52657 Sub-693 | Jan. 15, 1975 |
| Purolator Courier Corp., MC-112750 Sub-306 | MC-112750 Sub-312 | Jan. 21, 1975 |
| Morosa Bros., Inc., MC-134888 Sub-2 | MC-134888 Sub-3 | Jan. 15, 1975 |
| Conjo Enterprises, Inc., MC-138343 | MC-138343 Sub-1 | Do. |
| Brunswich Petroleum Trans., MC-138572 Sub-1 and Sub-2 | MC-138572 Sub-3 | Jan. 10, 1975 |
| Naaykens Transport, Ltd., MC-139268 | MC-139268 Sub-1 | Jan. 15, 1975 |
| Notice No. 63, Published June 26, 1975: | | |
| Ellsworth Freight Lines, MC-113362 Sub-267 | MC-113362 Sub-269 | Jan. 28, 1975 |
| Mercury Freight Lines., MC-113528 Sub-18 | MC-113528 Sub-19 | Jan. 30, 1975 |
| D.b.a. Gibbons Trucking Service, MC-128857 Sub-6 | MC-128857 Sub-7 | Jan. 28, 1975 |
| Notice No. 78, Published July 31, 1975: | | |
| Brink's Inc., MC-124328 Sub-72 | MC-124328 Sub-66 | July 22, 1975 |
| Coors Transportation Co., MC-136407 Sub-2 | MC-136407 Sub-3 | July 2, 1975 |
| Aelrod L. Schaefer, d.b.a. Al's Mobile Feed Service, MC-139899 Sub-1 and Sub. 2. | MC-139899 Sub-3 | July 3, 1975 |

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21204 Filed 8-12-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Applications

AUGUST 8, 1975.

The following applications to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(d)(2)), and notice thereof to all interested persons is hereby given as provided in such rules.

Carriers having a genuine interest in an application may file an original and three copies of *verified statements* in opposition with the Interstate Commerce Commission within 30 days from the date of publication. (This procedure is outlined in the Commission's report and order in *Gateway Elimination*, 119 M.C.C. 530.) A copy of the verified statement in opposition must also be served upon applicant or its named representative. The verified statement should contain all the evidence upon which protestant relies in the application proceeding including a detailed statement of protestant's interest in the proposal. No rebuttal statements will be accepted.

No. MC 88368 (Sub-No. 27G) (Partial correction), filed June 4, 1974, published in the FEDERAL REGISTER issue of June 24, 1975, and republished as corrected this issue. Applicant: CARTWRIGHT VAN LINES, INC., 11901 Cartwright Avenue, Grandview, Mo. 64030. Applicant's representative: Charles Ephraim 1250 Connecticut Avenue, NW., Suite 600, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission.

NOTE.—The purpose of this republication is to state the commodities transported under all the 52 routes previously published in the FEDERAL REGISTER of June 24, 1975. The rest of the notice remains as originally published.

### Office of Proceedings

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY—ELIMINATION OF GATEWAY LETTER NOTICES

### Notice

AUGUST 8, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission *within 10 days* from the date of this publication. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will *not* operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 95490 (Sub-No. E13) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worchester, Mass. 10604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic beverages, soda water, carbonic gas,* and *containers* therefor, between points in Middlesex, Suffolk, and Essex Counties, Mass., on the one hand, and, on the other, points in New Jersey. The purpose of this filing is to eliminate the gateway of points within 15 miles of Springfield, Mass. (excluding Springfield, Mass.). The purpose of this correction is to clarify the territorial description.

No. MC 95490 (Sub-No. E14) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic beverages, soda water, carbonic gas,* and *containers* therefor, between points in Middlesex, Suffolk, and Essex Counties, Mass., on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateway of points within 15 miles of Springfield, Mass. (excluding Springfield, Mass.). The purpose of this correction is to correct the territorial description.

No. MC 108119 (Sub-No. E8), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities*, as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and *machinery, materials, supplies, and equipment* used or useful in road construction, mining, logging, and sawmill operations, which, because of size or weight, require special handling or the use of special equipment, and *related parts, materials, and supplies*, when their transportation is incidental to the transportation by carrier of commodities which, by reason of size or weight require special handling or the use of special equipment, and (2) *Self-propelled articles*, each weighing 15,000 pounds or more, which because of size or weight, require special handling or the use of special equipment, and which are embraced within such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment used or useful in road construction, mining, logging, and sawmill operations, restricted to commodities which are transported on trailers, and restricted in (1) and (2) against the transportation of farm machinery to, or from Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming;

(a) Between points in Montana in and west of Flathead and Missoula Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of a line beginning at the Kansas-Nebraska State line, and extending along U.S. Highway 281 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 183, thence along U.S. Highway 183 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula), Minnesota, Mississippi, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line beginning at the United States-Canada International Boundary line and extending along North Dakota Highway 1 to junction Interstate Highway 94, thence along Interstate Highway 94 to junction U.S. Highway 281, thence along U.S. Highway 281 to the North Dakota-South Dakota State line, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 183 to junction U.S. Highway 270, thence along U.S. Highway 270 to junction Oklahoma Highway 34, thence along Oklahoma Highway 34 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of U.S. Highway 281, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along U.S. Highway 183 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 83, thence along U.S. Highway 83 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin;

(b) Between points in Montana within Lewis and Clark, Powell, Granite, Ravalli, Anaconda, Jefferson, Beaverhead, Silver Bow, and Madison Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 281, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula), Minnesota, Mississippi, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line beginning at the United States-Canada International Boundary line and extending along North Dakota Highway 1 to junction North Dakota Highway 13, thence along North Dakota Highway 13 to junction North Dakota Highway 32, thence along North Dakota Highway 32 to the North Dakota-South Dakota State line, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along South Dakota Highway 25 to junction South Dakota Highway 10, thence along South Dakota Highway 10 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction U.S. Highway 281, thence along U.S. Highway 281 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along U.S. Highway 183 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 83, thence along U.S. Highway 83 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateways of that part of Montana west of a line extending from the United States-Canada International Boundary line along U.S. Highway 89 to Livingston, Mont., thence along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line, including points on the indicated portions of the highways specified, and Minnesota.

No. MC 95490 (Sub-No. E15) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic beverages, soda water, carbonic gas,* and *containers* therefor, between points in Middlesex, Suffolk, and Essex Counties, Mass., on the one hand, and, on the other, points in Connecticut (except those in Windham, Tolland, and New London Counties). The purpose of this filing is to eliminate the gateway of points within 15 miles of Springfield, Mass. (except Springfield, Mass.). The purpose of this correction is to correct the territorial description.

No. MC 95490 (Sub-No. E18) (Correction), filed June 14, 1974, published in the FEDERAL REGISTER July 2, 1975. Applicant: UNION CARTAGE CO., 9A Southwest Cutoff, Worcester, Mass. 01604. Applicant's representative: Edward J. Kiley, Suite 501, 1730 M St., NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Malt beverages, in containers, from Merrimack, N.H., to points in Arrostook and Washington Counties, Maine, and those in Penobscot, Piscatquis, and Somerset Counties, Maine, on and north of Maine Highway 6. The purpose of this filing is to eliminate the gateway of Natick, Mass. The purpose of this correction is to correct the territorial description.

No. MC 107002 (Sub-No. E266), filed July 10, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Methanol*, in bulk, in tank vehicles, from points in Santa Rosa County, Fla., to points in Oklahoma, Texas, (Harrison County, Miss.)*, Iowa, Kansas, Wisconsin (Barfield, Ark., and points within ten miles thereof)*, Illinois, Michigan, Missouri (Memphis, Tenn.)*, Indiana, Minnesota

(Cedartown, Ga.)*, Ohio (McIntosh, Ala.)*, and West Virginia (the plant site of Monsanto Chemical Co., at Anniston, Ala.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E267), filed July 7, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from points in Quitman, Randolph, Terrell, Lee, Clay, Calhoun, Dougherty, Worth, Early, Miller, Baker, Mitchell, Colquitt, Cook, Seminole, Decatur, Grady, Thomas, Brooks, and Lowndes Counties, Ga., to points in New York. The purpose of this filing is to eliminate the gateway of Dothan, Ala.

No. MC 107002 (Sub-No. E268), filed July 7, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from points in Mississippi on and south of U.S. Highway 84 to points in New York. The purpose of this filing is to eliminate the gateway of Dothan, Ala.

No. MC 107102 (Sub-No. E137), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *new commercial, institutional, and household steel sinks*, (1) from points in Kern, Los Angeles, Orange, S. Ls. Obisp., Santa Barbara, Ventura Counties, Calif., to points in Wayne, Woodford, Washington, Fayette, Gerrard, Green, Jessamine, Lincoln, Madison, Marion, Mercer, Metcalfe, Monroe, Pulaski, Rock Castle, Russell, Taylor, Anderson, Clinton, Casey, Boyle, Adair, Cumberland, Letcher, Knox, McCreary, Owsley, Leslie, Perry, Pike, Jackson, Whitley, Knott, Lee, Laurel, Harlan, Floyd, Estill, Clay, Breathitt, Bell, Wolfe, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Powell, Robertson, Rowan, Scott, Campbell, Boyd, Bath, Bourbon, Boone, Bracken Counties, Ky.; (2) from points in Imperial, Riverside, and San Diego, Counties, Calif., to points in Casey, Clinton, Cumberland, Fayette, Gerrard, Green, Jessamine, Lincoln, Woodford, Wayne, Washington, Taylor, Madison, Russell, Rockcastle, Pulaski, Marion, Mercer, Metcalfe, Monroe, Anderson, Adair, Boyle, Letcher, McCreary, Owsley, Perry, Harlan, Pike, Whitley, Jackson, Knott, Knox, Laurel, Lee, Estill, Leslie, Floyd, Clay, Breathitt, Bell, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Wolfe, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Powell, Robertson, Rowan, Bourbon, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Boone, Scott, Grant, Greenup, Harrison, Wolfe, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Bath Counties, Ky.; from points in Alameda, Alpine, Amador, Calaveras, Cntra Cost, Colusa, Eldorado, Madera, Marin, Mariposa, Merced, Mono, Monterey, Napa, Placer, San Francisco, Sacramento, San Mateo, Santa Criz, San Benito, San Joaquin, Santa Clara, Solano, Sonoma, Stanislaus, Sutter, Tuolumne, Yolo, Glenn, Humboldt, Lake, Mendocino, Tehama, Trinity, Butte, Lassen Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou, Yuba Counties, Calif., to points in Kentucky. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E138), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household steel sinks*, (1) from points in Alachua, Baker, Bradford, Clay, Duval, Flagler, Levy, Marion, Nassau, Putnam, St. Johns, Union Counties, Fla., to points in Mahaska, Wayne, Story, Tama, Webster Poweshiek, Warren, Marion, Marshall, Monroe, Polk, Madison, Lucas, Jasper, Hardin, Hamilton, Grundy, Greene, Decatur, Dallas, Clarke, Boone, Appanoose, Woodbury, Osceola, O'Brien, Pocahontas, Plymouth, Palo Alto, Sioux, Monona, Sac, Lyon, Kossuth, Ida, Humboldt, Emmet, Dickinson, Crawford, Clay, Cherokee, Carroll, Calhoun, Buena Vist, Shelby, Taylor, Union, Ringgold, Pottawatta, Page, Montgomery, Mills, Harrison, Guthrie, Fremont, Cass, Audubon, Adams, Adair, Howard, Winnegabo, Hancock, Mitchell, Winneshiek, Worth, Wright, Franklin, Floyd, Fayette, Delaware, Clayton, Chickasaw, Cerro Gord, Butler, Buchanan, Bremer, Black Hawk, Allamakee Counties, Iowa; (2) from points in Columbia, Dixie, Franklin, Gadsen, Gilchrist, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor, Wakulla Counties, Fla., to points in Webster, Warren, Tama, Wayne, Story, Poweshiek, Marshall, Polk, Monroe, Appanoose, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Osceola, Palo Alto, Plymouth, Pocahontas, Sac, Sioux, Woodbury, Carroll, Cherokee, Clay, Crawford, Buena Vist, Calhoun, Dickinson, Emmet, Humboldt, Ida, Kossuth, Lyon, Monona, O'Brien, Union, Pottawatta, Ringgold, Shelby, Taylor, Adair, Adams, Audubon, Cass, Fremont, Guthrie, Harrison, Mills, Montgomery, Page, Worth, Wright, Winneshiek, Mitchell, Winnebago, Floyd, Franklin, Hancock, Howard, Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Fayette Counties, Iowa;

(3) From points in Calhoun, Escambia, Gulf, Holmes, Bay, Jackson, Okaloosa, Santa Rosa, Washington, Walton Counties, Fla., to points in Kossuth, Sac, Sioux, Lyon, Monona, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Woodbury, Dickinson, Crawford, Calhoun, Buena Vist, Ida, Humboldt, Emmet, Clay, Carroll, Cherokee, Worth, Floyd, Wright, Franklin, Hancock, Howard, Mitchell, Winnebago, Winneshiek, Buchanan, Bremer, Black Hawk, Allamakee, Fayette, Delaware, Clayton, Chickasaw, Butler, Cerro Gord Counties, Iowa; (4) from points in Brevard, Citrus, Hernando, Hillsboro, Indian River, Lake, Orange, Osceola, Pasco, Pinellas, Polk, Seminole, Sumter, Volusia Counties, Fla., to points in Monroe, Polk, Poweshiek, Story, Tama, Warren, Wayne, Webster, Marshall, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Appanoose, Boone, Osceola, Palo Alto, Plymouth, Pocahontas, Sac, Sioux, Woodbury, Buena Vist, Calhoun, Carroll, Cherokee, Dickinson, Emmet, Humboldt, Ida, Kossuth, Lyon, Monona, O'Brien, Clay, Crawford, Union, Audubon, Cass, Fremont, Guthrie, Harrison, Mills, Montgomery, Page, Pottawatta, Ringgold, Shelby, Taylor, Adair, Adams, Winneshiek, Worth, Wright, Mitchell, Winnebago, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Hancock, Howard, Allamakee, Black Hawk Counties, Iowa; (5) from points in Broward, Collier, Dade, Martin, Monroe, Palm Beach, St. Lucie, Charlotte, De sota, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota Counties, Fla., to points in Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E139), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household steel sinks*, (1) from points in Adair, Anderson, Boyle, Casey, Clinton, Cumberland, Fayette, Gerrard, Green, Jessamine, Lincoln, Marion, Madison, Mercer, Metcalfe, Monroe, Pulaski, Rockcastle, Russell, Taylor, Wayne, Washington, Woodford Counties, Ky., to points in Lucas, Decatur, Dallas, Clarke, Boone, Appanoose, Webster, Wayne, Warren, Tama, Story, Polk, Poweshiek, Monroe, Marshall, Marion, Mahaska, Madison, Jasper, Hardin, Grundy, Hamilton, Greene, Crawford, Clay, Cherokee, Carroll, Calhoun, Buena Vista, Woodbury, Stioux, Sac, Plymouth, Pocahontas, Osceola, Palo Alto, O'Brien, Monona, Lyon, Kossuth, Ida, Emmet, Humboldt, Dickinson, Mills, Harrison, Guthrie, Fremont, Audubon, Adair, Taylor, Shelby, Ringgold, Union, Pottawatta, Page, Montgomery, Cass, Adams, Cerro Gord, Butler, Buchanan, Bremer, Black Hawk, Allamakee, Wright, Winneshiek, Worth, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Clayton, Delaware, Chickasaw Counties, Iowa; (2) from points in Bell, Breathitt, Clay, Estill, Floyd, Harlan, Jackson, Knox, Knott, Laurel, Lee Letcher, Leslie, McCreary, Owsley, Perry Pike, Whitley Counties, Ky., to points in Webster, Warren, Tama, Wayne, Story, Poweshiek, Polk, Monroe, Marshall, Marion, Mahaska, Madison, Jasper, Lucas, Hardin, Greene, Grundy, Hamilton, Decatur, Dallas, Clarke, Boone, Appanoose, Sioux, Woodbury, Sac, Pocahontas, Plymouth, Palo Alto, Osceola, O'Brien, Monona, Lyon, Ida, Kossuth, Humboldt, Emmet, Crawford, Dickinson, Clay, Cherokee, Carroll, Calhoun, Buena Vist, Shelby, Ringgold, Pottawatta, Union, Page, Taylor, Montgomery, Guthrie, Harrison, Mills, Fremont, Cass, Audubon, Adams, Adair, Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Fayette, Floyd, Delaware, Clayton, Cerro Gord, Chickasaw, Butler, Buchanan, Bremer, Black Hawk, Allamakee Counties, Iowa;

(3) From points in Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Morgan, Montgomery, Nicholas, Owen, Pendleton, Powell, Rowan, Robertson, Scott, Wolfe Counties, Ky., to points in Clarke, Dallas, Decatur, Appanoose, Boone, Greene, Grundy, Hamilton, Hardin, Jasper, Lucas, Madison, Mahaska, Marion, Marshall, Monroe, Poweshiek, Polk, Story, Tama, Warren, Wayne, Webster, Buena Vist, Calhoun, Carroll, Cherokee, Clay, Dickinson, Crawford, Emmet, Humboldt, Ida, Kossuth, Lyon, Monona, O'Brien, Osceola, Palo Alto, Plymouth, Pocahontas, Sac, Sioux, Woodbury, Audubon, Cass, Fremont, Adair, Adams, Harrison, Guthrie, Mills, Montgomery, Page, Pottawatta, Ringold, Taylor, Union, Shelby, Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gord, Chicasaw, Clayton, Delaware, Fayette, Floyd, Franklin, Mitchell, Hancock Howard, Winnebago, Winneshiek, Worth, Wright Counties, Iowa; (4) from points in Ballard, Carlisle, Calloway, Caldwell, Crittenden, Daviess, Fulton, Graves, Hancock, Henderson, Hickman, Hopkins, Livingston, Lyon, Marshall, McLean, McCracken, Trigg, Union, Webster, Counties, Ky., to points in Buchanan, Allamakee, Black Hawk, Bremer, Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Clayton, Delaware, Chicasaw, Cerro Gord, Butler Counties, Iowa; (5) from points in Allen, Barren, Breckridge, Butler, Bullitt, Christian, Edmonson, Grayson, Hart, Hardin, Henry, Jefferson, La Rue, Logan, Meade, Muhlenberg, Nelson, Ohio, Oldham, Shelby, Simpson, Spencer, Todd, Trimble, Warren Counties, Ky., to points in Sac, Pocahontas, Plymouth, Osceola, Palo Alto, O'Brien Monona, Lyon, Ida, Kossuth, Humboldt, Emmet, Dickinson, Crawford, Clay, Cherokee, Carroll, Calhoun, Buena Vist, Woodbury, Sioux Counties, Iowa; (6) from points in Allen, Barren, Breckridge, Bullitt, Butler, Christian, Edmonson, Grayson, Hart, Hardin, Henry, Jefferson, LaRue Logan, Meade, Muhlenberg, Nelson, Ohio, Oldham, Sheleby, Simpson, Spencer, Todd, Trimble, Warren Counties, Ky., to points in Wright, Worth, Winneshiek, Winnebago, Mitchell, Howard, Hancock, Franklin, Fayette, Floyd, Delaware, Clayton, Chickasaw, Cerro Gord, Butler, Buchanan, Bremer, Black Hawk, Allamakee Counties, Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E140), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household steel sinks*, (1) from points in Coahoma, Grenada, Holmes, Bolivar, Carrol, Humphreys, Issaquema, Leflore, Montgomery, Quitman, Sharkey, Sunflower, Talahatchi, Washington, Warran, Yazoo, Alcorn, Benton, Calhoun, Choctaw, Chickasaw, Clay, Desota, Itawamba, Lafayette, Lee Lowndes, Marshall, Monroe, Oktibbeha, Panola, Pontotoc, Prentiss, Tate, Tippah, Tishomingo, Tunila, Union, Webster, Yalobush, Attala, Clarke, Clairborne, Copiah, Hinds, Jasper, Kemper, Lauderdale, Leake, Madison, Neshoba, Newton, Noxubee, Rankin, Scott, Simpson, Smith, Winston, Covington. Forrest, George, Greene, Hancock, Harrison, Jackson, Jones, Lamar,—Perry, Pearl River, Stone, Wayne, Adams, Amite, Franklin, Jefferson, Jeff Davis, Lawrence, Lincoln, Marion, Pike, Walthall, Wilkinson Counties, Miss., to points in Winneshiek, Worth, Wright, Winnebago, Mitchell, Howard, Hancock, Franklin, Floyd, Fayette, Delaware, Clayton, Chickaswa, Cerro Gord, Butler, Buchanan, Black Hawk, Bremer, Allamakee Counties, Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E141), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household steel sinks*, (1) from points in Allamance, Anson, Caswell, Cabarrus, Chatham, Davidson, Davie, Durham, Forsyth, Franklin, Granville, Guilford, Lee, Moore, Montgomery, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Stanly, Stokes, Union, Vance, Warren, Wake, Bertie, Beufort, Camden, Chowan, Currituck, Dare, Edgecombe, Gates, Halifax, Hertford, Hyde, Martin, Nash, Northampton, Pasquotank, Pamlico, Per Quiman, Pitt, Tyrrell, Washington, Wilson, Bladen, Brunswick, Carteret, Columbus, Craven, Cumberland, Duplin, Greene, Harnett, Hoke, Johnston, Jones, Lenoir, N. Hanover, Onslow, Pender, Robeson, Sampsoin, Scotland, Wayne, Alleghany, Alexander, Ashe, Avery, Burke, Catawba, Caldwell, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin Counties, N.C., to points in Iowa; (2) from points in Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, Macon, Madison, McDowell, Mitchell, Polke, Rutherford, Swain, Transylvania, Yancey Counties, N.C., to points in Wayne, Webster, Polk, Poweshiek, Story, Tama, Warren, Appanoose, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Jasper, Hardin, Hamilton, Lucas, Madison, Mahaska, Marion, Marshall, Monroe, Plymouth, Pocahontas, Sac, Sioux, Woodbury, Buena Vista, Calhoun, Carroll, Cherokee, Clay, Crawford, Dickinson, Ida, Humboldt, Emmett, Kossuth, Lyon, Monona, O'Brien, Osceola, Adair, Adams, Audobon, Cass, Fremont, Guthrie, Harrison, Page, Montgomery, Mills, Pottawatta, Ringgold, Shelby, Taylor, Union, Winneshiek, Worth, Wright, Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Delaware, Fayette, Clayton, Floyd, Franklin, Hancock, Howard, Mitchell, Winnebago Counties, Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E142), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Indiana 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household steel sinks*, (1) from points in Clackamas, Columbia, Lane, Benton, Clatsop, Lincoln, Linn, Marion, Multnomah, Polk, Tillamook Washington, Yamhill Counties, Ore., to points in Washington, Lee, Linn, Louisa, Muscatine, Scott, Van Buren, Wapello, Cedar, Davis, Clinton, Iowa, Jackson, Johnson, Jones, Benton, Keokuk, Des Mones, Dubuque, Henry, Jefferson Counties, Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E143), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle,

over irregular routes, transporting: *New commercial, institutional and household steel sinks*, (1) from points in Allendale, Barnwell, Bamberg, Beaufort, Berkeley, Charleston, Colleton, Dorchester, Hampton, Jasper, Orangeburg, Clarendon, Dillon, Florence, Georgetown, Horry, Marion, Williamsburg, Aiken, Calhoun, Chesterfield, Darlington, Fairfield, Kershaw, Lancaster, Lee, Lexington, Marlboro, Richland, Sumter Counties, S.C., to points in Iowa; (2) from points in Anderson, Greenville, Ocomee, Pickens, Abbeville Counties, S.C., to points in Poweshick, Jasper, Lucas, Story, Webster, Madison, Polk, Tama, Warren, Wayne, Monroe, Marshall, Marion, Mahaska, Greene, Grundy, Hamilton, Hardin, Appanoose, Boone, Clarke, Dallas, Decatur, Dickinson, Humboldt, Ida, O'Brien, Plymouth, Kossuth, Lyon, Osceola, Monona, Pocohontas, Sioux, Crawford, Palo Alto, Sac, Emmet, Woodbury, Buena Vist, Calhoun, Carroll, Cherokee, Clay, Mills, Harrison, Ringgold, Shelby, Guthrie, Montgomery, Pottawatta, Taylor, Union, Page, Adair, Cass, Fremont, Adams, Audubon, Winnebago, Wright, Winneshiek, Mitchell, Howard, Cerro Gord, Hancock, Franklin, Floyd, Worth, Fayete, Delaware, Clayton, Chichasaw, Allamakee, Black Hawk, Bremer, Buchanan, Butler Counties, Iowa; (3) from points in Edgefield, Greenwood, Lamens, Cherokee, Chester, McCormick, Newberry, Saluda, Spartanburg, Union, York Counties, S.C., to points in Mahaska, Marion, Marshall, Monroe, Polk, Wayne, Webster, Madison, Poweshiek, Story, Tama, Warren, Appanoose, Lucas, Boone, Clarke, Dallas, Decatur, Greene, Grundy, Hamilton, Hardin, Jasper, Lyon, Woodbury, O'Brien, Plymouth, Monona, Palo Alto, Sioux, Sac, Pocahontas, Osceola, Kossuth, Buena Vist, Calhoun, Carrol, Cherokee, Clay, Crawford, Dickinson, Emmet, Humboldt, Ida, Ringgold, Shelby, Union, Taylor, Adair, Pottawatta, Adams, Audubon, Cass, Fremont, Guthrie, Harrison, Mills, Montgomery, Page, Mitchell, Howard, Winneshiek, Hancock, Franklin, Worth, Winnebago, Wright, Floyd, Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gord, Chickasaw, Clayton, Delaware, Fayette Counties, Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107102 (Sub-No. E144), filed May 16, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New commercial, institutional and household steel sinks*, (1) from points in Aurora, Bon Homme, Chas Mix, Clay, Davison, Douglas, Gregory, Hanson, Hutchinson, Jerauod, Lake, Lincoln, McCook, Minnehaha, Miner, Moody, Sanborn, Turner, Union, Yankton Counties, S. Dak., to points in Woodford, Washington, Wayne, Pulaski, Rockcastle, Russell, Taylor, Adair, Anderson, Boyle, Casey, Clinton, Cumberland, Fayette, Gerrard, Green, Jessamine, Lincoln, Madison, Marion, Mercer, Metcalfe, Monroe, Harlan, Jackson, Knox, Leslie, Bell, Breathitt, Clay, Estill, Floyd, Knott, Laurel, Lee, Letcher, McCreary, Owsley, Perry, Pike, Whitley, Scott, Wolfe, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Micholas, Owen, Pendelton, Powell, Robertson, Rowan, Harrison, Johnson, Lawrence, Lewis, Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, Carter, Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Kenton, Simpson, Spencer, Todd, Trimble, Warren, Nelson, Ohio, Oldham, Sheleby, Allen, Barren, Breckridge, Bullitt, Butler, Christian, Edmonson, Grayson, Hardin, Henry, Hart, Jefferson, La Rue, Logan, Meade, Muhlenberg Counties, Ky.; (2) from points in Beadle, Brookings, Brown, Clark, Codington, Day, Deuel, Grant, Hamlin, Kingsbury, Marshall, Roberts, Spink, Brule, Buffalo, Hand, Hughes, Hyde, Jones, Lyman, Mellette, Stanley, Sully, Todd, Tripp, Campbell, Corson, Dewey, Edmunda, Faulk, Harding, McPherson, Perkins, Potter, Walworth, Bennett, Butte, Custer, Fall River, Haakon, Jackson, Lawrence, Meade, Pennington, Shannon, Washabaugh, Ziebach Counties, S. Dak., to points in Kentucky. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 108119 (Sub-No. E9), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and supplies* used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, *machinery, equipment, materials, and supplies* used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, except the stringing or picking up of pipe in connection with main or trunk pipelines, and *machinery* and machinery parts not included above restricted in each part to commodities which because of size or weight, require special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, *related parts, materials, and supplies* (not requiring special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, and (2) *Self-propelled articles*, each weighing 15,000 pounds or more, which are used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, or used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines including the stringing and picking up of pipe in connection with main or trunk pipelines, and related machinery, tools, parts, and supplies moving in connection therewith, restricted in (2) to commodities which are transported on trailers, and restricted in (1) and (2) against the transportation of farm machinery moving to or from Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming.

(a) Between points in Montana in and west of Flathead and Missoula Counties, on the one hand, and, on the other points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the Kansas-Nebraska State line and extending along U.S. Highway 281 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 183, thence along US. Highway 183 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota beginning at the United States-Canada International Boundary line extending along North Dakota Highway 1 to junction Interstate Highway 94, thence along Interstate Highway 94 to junction U.S. Highway 281, thence along U.S. Highway 281 to the North Dakota-South Dakota State line, Ohio, that part of Oklahoma beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 183 to junction U.S. Highway 270, thence along U.S. Highway 270 to junction Oklahoma Highway 34, thence along Oklahoma Highway 34 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of U.S. Highway 281, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along U.S. Highway 183 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 83, thence along US. Highway 83 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin;

(b) Between points in Montana within Lewis and Clark, Powell, Granite, Ravalli, Anaconda, Jefferson, Beaverhead, Silver Box, and Madison, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois,





Indiana, Iowa, that part of Kansas on east of U.S. Highway 281, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on an east of a line beginning at the United States-Canada International Boundary line extending along North Dakota Highway 1 to junction North Dakota Highway 13, thence along North Dakota Highway 13 to junction North Dakota Highway 32, thence along North Dakota Highway 32 to the North Dakota-South Dakota State line, Ohio, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line, and extending along U.S. Highway 281, to junction U.S. Highway 183, thence along U.S. Highway 183 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along South Dakota Highway 25 to junction South Dakota Highway 10, thence along South Dakota Highway 10 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction U.S. Highway 281, thence along U.S. Highway 281 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 183 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 83, thence along U.S. Highway 83 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin;

(c) Between points in Montana within Glacier, Tooele, Liberty, Hill, Pondera, Teton, Chouteau, and Cascade Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of U.S. Highway 281, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 32, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line and extending along South Dakota Highway 25 to junction U.S. Highway 12, thence along U.S. Highway 12 to junction South Dakota Highway 37, thence along South Dakota Highway 37 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction U.S. Highway 281, thence along U.S. Highway 281 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Oklahoma-Texas State line, and extending along U.S. Highway 183 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 81, thence along U.S. Highway 81 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin.

(d) Between points in Montana within Meagher, Wheatland, Golden Valley, Musselshell, Broadwater, Gallatin, Park, Sweet Grass, Stillwater, Yellowstone, and Carbon Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the Nebraska-Kansas State line and extending along U.S. Highway 81 to junction Kansas Highway 61, thence along Kansas Highway 61 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 81, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 32, Ohio, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line, and extending along Oklahoma Highway 8 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along South Dakota Highway 25 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 281 to junction Interstate Highway 35, thence along Interstate Highway 35 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin.

(e) Between points in Montana within Blaine, Phillips, Valley, Daniels, Sheridan, Judith Basin, Fergus, Petroleum, Garfield, McCone, Roosevelt, Dawson, Prairie, Wibaux, and Richland Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the Kansas-Nebraska State line and extending along U.S. Highway 81 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 156, thence along U.S. Highway 156 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 81, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line beginning at the United States-Canada International Boundary line and extending along North Dakota Highway 18 to junction North Dakota Highway 13, thence along North Dakota Highway 13 to junction North Dakota Highway 32, thence along North Dakota Highway 32 to the North Dakota-South Dakota State line, Ohio, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota, on and east of U.S. Highway 81, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along U.S. Highway 183 to junction U.S. Highway 277, thence along U.S. Highway 277 to the United States-Mexico International Boundary line near Del-Rio, Tex., Vermont, Virginia, West Virginia, and Wisconsin; and

(4) Between points in Montana within Rosebud, Custer, Fallon, Treasure, Bighorn, Powder River, and Carter Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of U.S. Highway 81, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of U.S. Highway 81, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 18, Ohio, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 81 to junction H. E. Bailey Turnpike, thence along H. E. Bailey Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of U.S. Highway 81, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along U.S. Highway 281 to junction U.S. Highway 377, thence along U.S. Highway 377 to junction U.S. Highway 83, thence along U.S. Highway 83 to the United States-Mexico International Boundary line near Laredo, Tex., Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateway of that part of Minnesota on and west of U.S. Highway 71.

No. MC 108119 (Sub-No. E10), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative:

Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials*, supplies, and equipment, used or useful in road construction, mining, logging, and sawmill operations, which because of size or weight require special handling or the use of special equipment, *related parts, materials, and supplies* (not requiring special handling or the use of special equipment), when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, and (2) *Self-propelled articles*, each weighing 15,000 pounds or more, which are embraced within such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment, used or useful in road construction, mining, logging, and sawmill operations, restricted to the transportation of commodities which are transported on trailers and restricted in (1) and (2) against the transportation;

(a) Between points in that part of Oregon in and east of Hood River, Wasco, Jefferson, and Deschutes Counties, and on and north of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the Nebraska-Kansas State line, and extending along U.S. Highway 77 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction Kansas Highway 99, thence along Kansas Highway 99 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line beginning at the Nebraska-South Dakota State line and extending along U.S. Highway 81 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to junction Nebraska Highway 15, thence along Nebraska Highway 15 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line extending along the Oklahoma-Kansas State line along U.S. Highway 75 to junction Interstate Highway 40, thence along Interstate Highway 40 to the Indian Nation Turnpike, thence along the Indian Nation Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along Texas Highway 19 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Gulf of Mexico at Port Author, Tex., Vermont, Virginia, West Virginia, and Wisconsin; and

(b) Between points in that part of Oregon in and east of Deshutes and Klamath Counties and points south of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the Kansas-Nebraska State line, and extending along U.S. Highway 77 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 159, thence along U.S. Highway 159 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Kansas-Oklahoma State line, Kentucky, that part of Louisiana on, north, and east of a line beginning at the Texas-Louisiana State line and extending along U.S. Highway 84 to junction U.S. Highway 171, thence along U.S. Highway 171 to Lake Charles, La., thence along Louisiana Highway 27 to the Gulf of Mexico, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line beginning at the Nebraska-South Dakota State line and extending along U.S. Highway 81 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to junction Nebraska Highway 15, thence along Nebraska Highway 15 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 169 to Tulsa, Okla., thence along U.S. Highway 75 to the Indian Nation Turnpike, thence along the Indian Nation Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on, east, and north of a line beginning at the Texas-Oklahoma State line and extending along Texas Highway 19 to junction Texas Highway 154, thence along Highway 154 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Texas-Louisiana State line, Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateways of Ada County, Idaho, and Minnesota.

No. MC 108119 (Sub-No. E11), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery*, which because of size of weight, requires special handling or the use of special equipment, *related parts, materials*, and *supplies* (not requiring special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, and (2) *Self-propelled articles*, which are machinery, each weighing 15,000 pounds or more, and *related machinery, tools, parts, and supplies* moving in connection therewith, restricted to commodities which are transported on trailers, and restricted in (1) and (2) against the transportation of farm machinery; (a) between points in that part of Oregon in and east of Hood River, Wasco, Jefferson, and Deschutes Counties, and on and north of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line extending from the Kansas-Nebraska State line along U.S. Highway 77 to junction Kansas Highway 96, thence along Kansas Highway 96 to junction Kansas Highway 99, thence along Kansas Highway 99 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 81 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to junction Nebraska Highway 15, thence along Nebraska Highway 15 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 169 to Tulsa, Okla., thence along U.S. Highway 75 to the Indian Nation Turnpike, thence along the Indian Nation Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on, east, and north of a line beginning at the Texas-Oklahoma State line and extending along Texas Highway 19 to junction Texas Highway 154, thence along Highway 154 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Texas-Louisiana State line, Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateways of Ada County, Idaho, and Minnesota.

(b) Between points in that part of Oregon in and east of Deschutes and Klamath Counties, and points south of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line beginning at the





Kansas-Nebraska State line and extending along U.S. Highway 77 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 159, thence along U.S. Highway 159 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 169, thence along U.S. Highway 169 to the Kansas-Oklahoma State line, Kentucky, that part of Louisiana on, north, and east of a line beginning at the Texas-Louisiana State line, and extending along U.S. Highway 84 to junction U.S. Highway 171, thence along U.S. Highway 171 to Lake Charles, La., thence along Louisiana Highway 27 to the Gulf of Mexico, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line beginning at the Nebraska-South Dakota State line, and extending along U.S. Highway 81 to junction Nebraska Highway 92, thence along Nebraska Highway 92 to junction Nebraska Highway 15, thence along Nebraska Highway 15 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line and extending along U.S. Highway 169 to Tulsa, Okla., thence along U.S. Highway 75 to the Indian Nation Turnpike, thence along the Indian Nation Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on, east, and north of a line beginning at the Texas-Oklahoma State line and extending along Texas Highway 19 to junction Texas Highway 154, thence along Texas Highway 154 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Texas-Louisiana State line, Vermont, Virginia, West Virginia, and Wisconsin;

(c) Between points in Oregon in, north, and west of Lincoln, Polk, Marion, Clackamas, and Multomah Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of Kansas Highway 14, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of Nebraska Highway 14, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line extending along the Oklahoma-Kansas State line along U.S. Highway 81 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending from the North Dakota-South Dakota State line along South Dakota Highway 45 to junction U.S. Highway 212, thence along U.S. Highway 212 to Redfield, S. Dak., thence along U.S. Highway 281 to the North Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line extending from the Oklahoma-Texas State line along Interstate Highway 35 to Fort Worth, Tex., thence along U.S. Highway 287 to junction Interstate Highway 45, thence along Interstate Highway 45 to junction Texas Highway 14, thence along Texas Highway 14 to junction Texas Highway 6, thence along Texas Highway 6 to junction Texas Highway 159, thence along Texas Highway 159 to junction Texas Highway 36, thence along Texas Highway 36 to its end at the Gulf of Mexico, Vermont, Virginia, West Virginia, and Wisconsin;

(d) Between points in Oregon within Benton County and that part of Linn and Lane Counties on and west of Interstate Highway 5, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of Kansas Highway 14, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line extending from the South Dakota-Nebraska State line along U.S. Highway 281 to O'Neill, Nebr., thence along U.S. Highway 275 to junction Nebraska Highway 14, thence along Nebraska Highway 14 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of U.S. Highway 281, Ohio, that part of Oklahoma on and east of a line extending from the Oklahoma-Kansas State line along U.S. Highway 81 to junction Oklahoma Highway 3, thence along Oklahoma Highway 3 to Oklahoma City, Okla., thence along Interstate Highway 35 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along U.S. Highway 281 to junction South Dakota Highway 10, thence along South Dakota Highway 10 to junction South Dakota Highway 45, thence along South Dakota Highway 45 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Oklahoma-Texas State line and extending along Interstate Highway 35 to Hillsboro, Tex., thence along Texas Highway 171 to Mexia, Tex., thence along Texas Highway 14 to junction Texas Highway 6, thence along Texas Highway 6 to junction Texas Highway 21, thence along Texas Highway 21 to Caldwell, Tex., thence along Texas Highway 36 to the Gulf of Mexico, Vermont, Virginia, West Virginia, and Wisconsin;

(e) Between points in Oregon within Douglas, Coos, Curry, Josephine, Jackson Counties and points within Lane and Linn Counties that are east of Interstate Highway 5, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, that part of Kansas on and east of a line extending from the Nebraska-Kansas State line along Kansas Highway 14 to Sterling, Kans., thence along Kansas Highway 17 to junction U.S. Highway 54, thence along U.S. Highway 54 to junction Kansas Highway 14, thence along Kansas Highway 14 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, that part of Nebraska on and east of a line extending along the Nebraska-South Dakota State line along U.S. Highway 183 to Taylor, Nebr., thence along Nebraska Highway 11 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line extending from the International Boundary along North Dakota Highway 3, Ohio, that part of Oklahoma on and east of a line extending from the Oklahoma-Kansas State line along U.S. Highway 81 to junction Oklahoma Highway 19, thence along Oklahoma Highway 19 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending from the North Dakota-South Dakota State line along South Dakota Highway 45 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction South Dakota Highway 47, thence along South Dakota Highway 47 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction U.S. Highway 183, thence along U.S. Highway 183 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along Interstate Highway 35 to Dallas, Tex., thence along Interstate Highway 45 to the Gulf of Mexico at Galveston, Tex., Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to determine the gateway of Ada County, Idaho.

No. MC 108119 (Sub-No. E12), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Self-propelled machinery*, each weighing 15,000 pounds or more, restricted to commodities transported on trailers, and such *machinery* used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, used in or in connection with, the construction, operation, repair,

servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, except the stringing or picking up of pipe in connection with main or trunk pipelines, and machinery, not included above, all of which are embraced within such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment used or useful in road construction, mining, logging, and sawmill operations, and which because of size or weight require special handling or the use of special equipment; between points in Oregon, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (points in the Lower Peninsula), Missouri, and Ohio. The purpose of this filing is to eliminate the gateways of Idaho, that part of Montana on and west of a line extending from the International Boundary line of the United States and Canada along U.S. Highway 89 to Livingston, Mont., thence along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line.

No. MC 108119 (Sub-No. E13), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities*, the transportation of which, because of size or weight, requires the use of special equipment, and *related machinery, parts, and related contractors' materials and supplies* when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, and *self-propelled vehicles*, each weighing 15,000 pounds or more (except vehicles as defined in Section 203(b)(13) of the Interstate Commerce Act, and vehicles moving in driveaway service), which because of size or weight require special handling or the use of special equipment, and *related machinery, tools, parts, and supplies* moving in connection therewith, which because of size or weight require special handling or the use of special equipment, related parts, materials, and supplies (not requiring special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason of size or weight, require special handling or the use of special equipment, restricted in (1) and (2) against the transportation of boats, and further restricted against the transportation of farm machinery, to or from Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming, and restricted in (2) to commodities which are transported on trailers;

(a) Between points in Oregon in and east of Hood River, Wasco, Jefferson, and Deschutes Counties, on and north of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, that part of Arkansas on, north, and east of a line extending from the Oklahoma-Arkansas State line along Arkansas Highway 10 to junction Arkansas Highway 7, thence along Arkansas Highway 7 to junction U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 75, Kentucky, that part of Louisiana, on and east of U.S. Highway 167, Maine, Maryland, Massachusetts, that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 77 to Fremont, Nebr., thence along U.S. Highway 275 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 281 to Jamestown, N. Dak., thence along U.S. Highway 10 to junction North Dakota Highway 30, thence along North Dakota Highway 30 to junction North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin;

(b) Between points in that part of Oregon in and east of Deschutes and Klamath Counties, and south of U.S. Highway 20, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Deleware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of Kansas Highway 99, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 81 to junction U.S. Highway 275, thence along U.S. Highway 275 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of U.S. Highway 281, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line extending along U.S. Highway 75 to junction Interstate Highway 40, thence along Interstate Highway 40 to the Indian Nation Turnpike, thence along the Indian Nation Turnpike to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the South Dakota-North Dakota State line, and extending along U.S. Highway 281 to junction South Dakota Highway 50, thence along South Dakota Highway 50 to Yankton, S. Dak., thence along U.S. Highway 81 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along Texas Highway 19 to junction Texas Highway 154, thence along Texas Highway 154 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Gulf of Mexico, at Port Arthor, Tex., Vermont, Virginia, West Virginia, and Wisconsin;

(c) Between points in Oregon in, north, and west of Lincoln, Polk, Marion, Clackmas, and Multnomah Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of Kansas Highway 14, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of Nebraska Highway 14, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of Nebraska Highway 14, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 81 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line extending from the North Dakota-South Dakota State line along South Dakota Highway 45 to junction U.S. Highway 212, thence along U.S. Highway 212 to Redfield, S. Dak., thence along U.S. Highway 281 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line extending from the Oklahoma-Texas State line along Interstate Highway 35 to Fort Worth, Tex., thence along U.S. Highway 287 to junction Interstate Highway 45, thence along Interstate Highway 45 to junction Texas Highway 14, thence along Texas Highway 14 to junction Texas Highway 6, thence along Texas Highway 6 to junction Texas Highway 159, thence along Texas Highway 159 to junction Texas Highway 36, thence along Texas Highway 36 to its end at the Gulf of Mexico, Vermont, Virginia, West Virginia, and Wisconsin;

(d) Between points in Oregon within Benton County and that part of Linn and Lane Counties on and west of Interstate Highway 5, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of a line beginning at the Kansas-Nebraska State line, and extending along U.S. Highway 81 to Salina, Kans., thence along Interstate Highway 35 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Minnesota, Mississippi, Massachusetts, Michigan (Upper Peninsula only), that part of Nebraska on and east of a line beginning at the Nebraska-South Dakota State line and extending along U.S. Highway 281 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 81, thence along U.S. Highway 81 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, that part of Oklahoma on and east of Interstate Highway 35, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota, on and east of South Dakota Highway 45, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along Interstate Highway 35 to junction Interstate Highway 35 and the north edge of the Fort Worth commercial zone, thence along U.S. Highway 80 to junction Interstate Highway 45, thence along Interstate Highway 45 to the Gulf of Mexico near Galveston, Tex., Vermont, Virginia, West Virginia, and Wisconsin; and

(e) Between points in Oregon within Douglas, Coos, Curry, Josephine, and Jackson Counties and points within Lane and Linn Counties that are east of Interstate Highway 5, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of a line extending from the Nebraska-Kansas State line along U.S. Highway 81 to Saline, Kans., thence along Interstate Highway 35 to the Kansas-Oklahoma State line, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line beginnnig at the Nebraska-Kansas State line, and extending along U.S. Highway 281 to junction U.S. Highway 275, thence along U.S. Highway 275 to junction U.S. Highway 81, thence along U.S. Highway 81 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, that part of Oklahoma on and east of U.S. Highway 77, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on, and east of a line beginning at the Texas-Oklahoma State line, and extending along Interstate Highway 35 to junction Interstate Highway 35 and the north edge of the Fort Worth commercial zone, thence along U.S. Highway 80 to junction Interstate Highway 45, thence along Interstate Highway 45 to the Gulf of Mexico near Galveston, Tex., Vermont, Virginia, West Virginia, and Wisconsin; and

No. MC 108119 (Sub-No. E14), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, the transportation of which because of size or weight requires the use of special equipment, and *machinery, materials, supplies*, and *equipment* used or useful in road construction, mining, logging, and sawmill operations or commodities, the transportation of which because of size or weight requires the use of special equipment, and of related machinery parts and related contractors' materials and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, and (2) *Self-propelled vehicles*, each weighing 15,000 pounds or more (except motor vehicles as defined in Section 203(a)(13) of the Interstate Commerce Act, and vehicles moving in driveaway service), when the transportation of such items is incidental to the transportation by carrier of commodities which by reason of size or weight require special handling or the use of special equipment, restricted in (2) against the transportation of boats and restricted to commodities which are transported on trailers, and further restricted in (1) and (2) against the transportation of farm machinery to or from Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wyoming;

(a) Between points in Washington in, north, and west of Grays Harbor, Thurston, Pierce, King, Snohomish, Skagit and Whatcom Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 283, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line, and extending along U.S. Highway 183 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 283, thence along U.S. Highway 283 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 283 to Altus, Okla., thence along Oklahoma Highway 44 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along South Dakota Highway 45 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction South Dakota Highway 47, thence along South Dakota Highway 47 to junction U.S. Highway 183, thence along U.S. Highway 183 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along Texas Highway 283 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 281, thence along U.S. Highway 287 to the United States-Mexico International Boundary line near McAllen, Tex., Vermont, Virginia, West Virginia, and Wisconsin;

(b) Between points in Washington within Clark, Skamania, Cowlitz, Wahkiakum, Pacific, and Lewis Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of Kansas Highway 14, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line, and extending along Nebraska Highway 137 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Nebraska-Kansas State line, and extending along Nebraska Highway 137 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Nebraska-Kansas State line, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of North Dakota Highway 3, that part of Oklahoma on and east of a line beginning at the Oklahoma-Kansas State line, and extending along U.S. Highway 81 to junction Oklahoma Highway 7, thence along Oklahoma Highway 7 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of a line beginning at the North Dakota-South Dakota State line, and extending along South Dakota Highway 45 to junction U.S. Highway 14, thence along U.S. Highway 14 to junction South Dakota Highway 47, thence along South Dakota Highway 47 to the South Dakota-Nebraska State line, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line and extending along Interstate Highway 35 to Waco, Tex., thence along U.S. Highway 77 to Victoria, Tex., thence along Texas Highway 185 to the Gulf of Mexico near Port O'Conner, Tex., Vermont, Virginia, West Virginia, and Wisconsin; and

(c) between points in Washington in and east of Klickitat, Yakima, Kittitas, Chelan, and Okanogan Counties, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Iowa, that part of Kansas on and east of U.S. Highway 281, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan (Upper Peninsula only), Minnesota, Mississippi, that part of Nebraska on and east of U.S. Highway 281, New Hampshire, New Jersey, New York, North Carolina, that part of North Dakota on and east of a line beginning

at the United States-Canada International Boundary line, and extending along U.S. Highway 281 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction North Dakota Highway 30, thence along North Dakota Highway 30 to junction North Dakota Highway 13, thence along North Dakota Highway 13 to junction North Dakota Highway 3, thence along North Dakota Highway 3 to the North Dakota-South Dakota State line, that part of Oklahoma on and east of a line beginning at the Kansas-Oklahoma State line, and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to the Oklahoma-Texas State line, Pennsylvania, Rhode Island, South Carolina, that part of South Dakota on and east of South Dakota Highway 45, Tennessee, that part of Texas on and east of a line beginning at the Texas-Oklahoma State line, and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 77, thence along U.S. Highway 77 to its end near Brownsville, Tex., Vermont, Virginia, West Virginia, and Wisconsin. The purpose of this filing is to eliminate the gateways of that part of Montana on and west of a line extending from the United States-Canada International Boundary line along U.S. Highway 89 to Livingston, Mont., thence along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line and Minnesota.

No. MC 108119 (Sub-No. E15), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (I)(A) *Such material handling equipment, winches, compaction, and roadmaking equipment, rollers, mobile cranes and highway freight trailers*, and (B) *Such parts, attachments and accessories* of the commodities described in (a) above, which are embraced within machinery, equipment, materials, and supplies used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and machinery, equipment, materials, and supplies used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines including the stringing and picking up thereof, except the stringing or picking up of pipe in connection with main or trunk pipelines, and machinery and machinery parts not included above; (1) between the plant sites of Hyster Co., located at or near Kewanee, Ill., Peoria, Ill., Danville, Ill., and Crawfordsville, Ind., on the one hand, and, on the other, points in Montana, and (2)(a) between the plant sites of Hyster Co., located at or near Danville, Ill., and Crawfordsville, Ind., on the one hand, and, on the other, points in Idaho and Washington, and

(b) Between the plant sites of Hyster Co., located at or near Kewanee, and Peoria, Ill., on the one hand, and, on the other, points in that part of Idaho west of Clark, Jefferson, Bingham, Bannock, and Oneida Counties, and Washington; and (II)(A) *Such material handling equipment, winches, compaction and roadmaking equipment, rollers, mobile cranes and highway freight trailers*, and (B) *Such parts, attachments, and accessories* of the commodities described in (a) above, which are embraced within machinery, used in or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and used in or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines including the stringing and picking up thereof (except the stringing or picking up of pipe in connection with main or trunk pipelines, and machinery not included above; between the plant sites of the Hyster Co., located at or near Kewanee, Ill., Peoria, Ill., Danville, Ill., and Crawfordsville, Ind., on the one hand, and, on the other, points in Oregon and that part of California north of Alpine, Tuolumne, Merced, San Benito, and Monterey Counties. The purpose of this filing is to eliminate the gateways of: in (I)(A) points in Minnesota on and west of U.S. Highway 71; and in (I)(2) points in Minnesota on and west of U.S. Highway 71, and Montana; and in (II) above, points in Minnesota on and west of U.S. Highway 71, Montana, and Idaho.

No. MC 108119 (Sub-No. E16), filed May 5, 1975. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such machinery, equipment, materials, and supplies* used in or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipeline, including the stringing and picking up thereof, except the stringing or picking up of pipe in connection with main or trunk pipelines, and machinery and machinery parts not included above, which are embraced within such commodities as contractors' equipment, heavy and bulky articles, machinery and machinery parts, articles requiring specialized handling or rigging, and machinery, materials, supplies, and equipment used or useful in road construction, mining, logging, and sawmill operations and which because of size or weight requires the use of special equipment, and *related machinery, parts, and related contractors' materials and supplies* when their transportation is incidental to the transportation of the above mentioned commodities which by reason of size or weight requires special equipment, and (2) *Such self-propelled vehicles*, each weighing 15,000 pounds or more (except motor vehicles as defined in Section 203(a)(13) of the Interstate Commerce Act, and vehicles moving in driveaway service) and related machinery, tools, parts, and supplies moving in connection therewith, which are embraced within machinery, equipment, materials, and supplies used in or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, machinery, equipment, materials, and supplies used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipeline, including the stringing and pickup thereof (except the stringing or picking up of pipe in connection with main or trunk pipelines), and machinery and machinery parts not included above, restricted in (2) against the transportation of boats and restricted to commodities which are transported on trailers;

(a) Between points in Washington in, north, and east of Grays Harbor, Thurston, Pierce, King, Snohomish, Skagit, and Whatcom Counties, on the one hand, and, on the other, points in Illinois, Indiana, Missouri, Michigan, (points in the Lower Peninsula only), and Ohio; (b) between points in Washington within Pacific, Lewis, Wahkiakum, Cowlitz, Skahmania, and Clark Counties, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (points in the Lower Peninsula only), Missouri, and Ohio; and (c) between points in Washington in and east of Klickitat, Yakima, Kittitas, Chelan, and Okanogan Counties, on the one hand, and, on the other, points in Illinois, Indiana, Michigan (points in the Lower Peninsula only), Missouri, and Ohio. The purpose of this filing is to eliminate the gateways of that part of Montana on and west of a line extending from the United States-Canada International Boundary line along U.S. Highway 89 to Livingston, Mont., thence along U.S. Highway 10 to Laurel, Mont., thence along U.S. Highway 310 to the Montana-Wyoming State line, and that part of Minnesota on and west of U.S. Highway 71.

No. MC 108119 (Sub-No. E17), filed May 19, 1974. Applicant: E. L. MURPHY TRUCKING CO., P.O. Box 3010, St. Paul, Minn. 55165. Applicant's representative: Roger L. Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Commodities*, which, because of size or weight, require special handling or the use of special equipment, (2) *related parts, materials*, and *supplies* (not requiring special handling or the use of special equipment) when the transportation of such items is incidental to the transportation by carrier of commodities which, by reason





of size or weight, require special handling or the use of special equipment, and (3) *self-propelled articles*, each weighing 15,000 pounds or more, and related machinery, tools, parts, and supplies moving in connection therewith, restricted to commodities which are transported on trailers, and restricted in (1), (2), and (3) against the transportation of farm machinery from or to the States of Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia and Wyoming;

(a) Between points in that part of Missouri on and north of U.S. Highway 36, and, on and west of Missouri Highway 5, on the one hand, and, on the other hand, points in that part of California on, north and west of a line beginning at the California-Nevada State line and extending along U.S. Highway 6 to Bishop, California, thence southerly along U.S. Highway 395 to Rialto, California, thence westerly on Interstate Highway 10 to La Verne, California, thence southerly along California Highway 57 to Fullerton, California, thence southerly along California Highway 72 to the Pacific Ocean, including the Commercial Zone of Santa Ana, that part of Connecticut on and north of a line extending from the Atlantic Ocean northerly along Connecticut Highway 85 to its junction with Connecticut Highway 66, thence westerly along Connecticut Highway 66 to Waterbury, Connecticut, thence westerly along Interstate Highway 84 to the Connecticut-New York State line only, Maine, Massachusetts, that part of Nevada, on and west of a line beginning at the Nevada-Oregon State line and extending southerly along U.S. Highway 95 to Winnemucca, Nevada, thence easterly on U.S. Highway 40 to Battle Mountain, Nevada, thence southerly on Nevada Highway 8A to its junction with U.S. Highway 6, thence westerly along U.S. Highway 6 to the Nevada-California State line, New Hampshire, that part of New York on, north and east of a line beginning at the New York-Connecticut State line and extending along Interstate Highway 84 to its junction with New York Highway 17, thence northwesterly along New York Highway 17 to Deposit, New York, thence northerly along New York Highway 8 to Utica, New York, thence northerly along New York Highway 12 to Watertown, New York, thence westerly along New York Highway 3 to Lake Ontario, North Dakota, Rhode Island, South Dakota (except points in the Counties of Shannon, Bennett, Todd, Tripp, Gregory, Charles, Mix, Douglas, Hutchinson, Bon Homme, Yankton, Turner, Clay, Lincoln, and Union), Vermont and that part of Wyoming on and north of a line beginning at the Wyoming-South Dakota State line and extending westerly along U.S. Highway 16 to Worland, Wyoming, thence southerly along U.S. Highway 20 to Shoshoni, Wyoming, thence along U.S. Highway 26 to Riverton, Wyoming, thence southwesterly along Wyoming Highway 789 to Lander, Wyoming, thence northwesterly along U.S. Highway 287 to its junction with U.S. Highway 89, thence westerly along U.S. Highway 289 to the Wyoming-Idaho State line;

(b) Between points in that part of Missouri on and north of U.S. Highway 36, and, east of Missouri Highway 5, on the one hand, and, on the other hand, points in that part of California on, north and west of a line beginning at the California-Nevada State line and extending westerly along U.S. Highway 6 to Bishop, California, thence southerly along U.S. Highway 395 to Riverside, California, thence westerly along California Highway 91 to its junction with California Highway 55, thence southerly along California Highway 55 to the Pacific Ocean, that part of Nevada on and north of a line beginning at the Nevada-Utah State line, and extending southwesterly along U.S. Alternate Highway 50 to Ely, Nevada, thence westerly along U.S. Highway 6 to the Nevada-California State line, North Dakota, South Dakota (except points in Bon Homme, Yankton, Clay and Union Counties), that part of Utah on, west and north of a line beginning at the Utah-Idaho State line and extending southerly along U.S. Highway 89 to Salt Lake City, Utah, thence westerly along U.S. Highway 40 to the Utah-Nevada State line, and Wyoming (except points in Uinta, Sweetwater, Carbon, Albany, Platte, Laramie, Niobrara, and Goshen Counties);

(c) Between points in that portion of Missouri south of a line beginning at the Missouri-Kansas State line, and extending along U.S. Highway 36 easterly to its junction with Missouri Highway 5, on and west of Missouri Highway 5 extending southerly to its junction with U.S. Highway 40, thence, on and south of U.S. Highway 40 extending easterly to Columbia, Missouri, thence, on and west of U.S. Highway 663 to Rolla, Missouri, thence on and north of U.S. Highway 66 extending westerly to Lebanon, Missouri, thence, on and north of Missouri Highway 32 to Buffalo, Missouri, thence, on and north of Missouri Highway 13 to Collins, Missouri, thence, on and north of U.S. Highway 54 to the Missouri-Kansas State line, (not including points in the Commercial Zone of Kansas City, Missouri), on the one hand, and, on the other hand, points in California in and north of the Counties of Alpine, Tuolumne, Mariposa, Merced, Santa Clara, and points in that part of Monterey County, on and west of a line beginning at the San Benito-Monterey County line, and extending along U.S. Highway 101 southerly to Salinas, California, thence westerly along California Highway 68 to the Pacific Ocean, that part of Nevada, on, north and west of a line beginning at the Nevada-Idaho State line and extending southerly along U.S. Highway 93 to Wells, Nevada, thence westerly along U.S. Highway 40 to Winnemucca, Nevada, thence southerly along U.S. Highway 95 to Fallon, Nevada, thence westerly along U.S. Highway 50 to Carson City, Nevada, thence westerly along U.S. Highway 50 to the Nevada-California State line, North Dakota, South Dakota, (except points in the Counties of Charles Mix, Bon Homme, Yankton, Clay, and Union), and that part of Wyoming on, north and west of a line beginning at the Wyoming-Nebraska State line and extending westerly along U.S. Highway 20 to Casper, Wyoming thence southwesterly along Wyoming Highway 220 to Muddy Gap, Wyoming, thence northwesterly along U.S. Highway 287 to its junction with U.S. Highway 89, thence southerly along U.S. Highway 89 to the Wyoming-Idaho State line;

(d) Between points in that portion of Missouri south of a line beginning at the Missouri-Illinois State line and extending along a line to U.S. Highway 36 to its junction with Missouri Highway 5, thence, east of Missouri Highway 5 extending southerly to its junction with U.S. Highway 40, thence, north of U.S. Highway 40 to Columbia, Missouri, thence, east of U.S. Highway 63 extending southerly to Rolla, Missouri, thence, on and north of U.S. Highway 66 extending easterly to its junction with Missouri Highway 8, thence on and north of Missouri Highway 8 extending easterly to Potosi, Missouri, thence, on and east of Missouri Highway 21 extending southeasterly to Ironton, Missouri, thence, on and north of Missouri Highway 72 to Jackson, Missouri, thence on an east of U.S. Highway 61 extending southeasterly to the Missouri-Illinois State line at Cape Girardeau, Missouri, (except points within the St. Louis Commercial Zone), on the one hand, and, on the other, points in that part of California on, west and north of a line beginning at the California-Nevada State line and extending westerly along U.S. Highway 6 to Bishop, California, thence southerly along U.S. Highway 395 to Perris, California, thence westerly along California Highway 74 to the Pacific Ocean, that part of Nevada on and north of a line beginning at the Nevada-Utah State line and extending along U.S. Alternate Highway 50 to Ely, Nevada, thence westerly along U.S. Highway 6 to the Nevada-California State line, North Dakota, South Dakota, (except points in the Counties of Bon Homme, Yankton, Clay and Union), that part of Utah on, and north of a line beginning at the Utah-Wyoming State line and extending along U.S. Highway 189 to its junction with U.S. Highway 50, thence westerly along U.S. Highway 50 to Silver City, Utah, thence northerly along Utah Highway 36 to its junction with U.S. Highway 40, thence westerly along U.S. Highway 40 to the Utah-Nevada State line, and that part of Wyoming on and north of a line beginning at the Wyoming-Nebraska State line, and extending westerly along U.S. Highway 20 to Casper, Wyoming, thence southwesterly along Wyoming Highway 220 to Muddy Gap, Wyoming, thence westerly along U.S. Highway 287 to its junction with Wyoming Highway 28 to Farson, Wyoming, thence via unnumbered road west-

erly from Farson, Wyoming to Emigrant Springs, Wyoming, thence southerly along U.S. Highway 189 to the Wyoming-Utah State line;

(e) Between points in that part of Missouri south of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 54 easterly to Collins, Missouri, thence along Missouri Highway 13 southeasterly to junction Missouri Highway 32, thence along Missouri Highway 32 to Lebanon, Missouri, thence northeasterly along U.S. Highway 66 to Rolla, Missouri, thence, on and west of U.S. Highway 63 extending southerly to the Missouri-Arkansas State line, on the one hand, and, on the other, points in California in and north of the Counties of Alpine, Calaveras, San Joaquin, Santa Clara and Santa Cruz, that part of Nevada on and north of a line beginning at the Nevada-Utah State line and extending westerly along U.S. Highway 40 to Winnemucca, Nevada, then southerly along U.S. Highway 95 to Fallon, Nevada, thence westerly along U.S. Highway 50 to the Nevada-California State line, North Dakota, South Dakota (except points in Bon Homme, Yankton, Clay and Union Counties, that part of Utah on, west and north of a line beginning at the Utah-Idaho State line and extending southerly along U.S. Highway 89 to Salt Lake City, Utah, thence westerly along U.S. Highway 40 to the Utah-Nevada State line, and Wyoming (except points in Uinta, Sweetwater, Carbon, Albany, Platte, Laramie, Niobrara, and Goshen Counties);

(f) Between points in that part of Missouri east of a line beginning at the Missouri-Arkansas State line, and extending northerly along U.S. Highway 63 to Rolla, Missouri thence south of a line extending easterly from Rolla, Missouri along U.S. Highway 66 to its junction with Missouri Highway 8, thence easterly along Missouri Highway 8 to Potosi, Missouri, thence southeasterly along Missouri Highway 21 to Fredericktown, Missouri, thence easterly along Missouri Highway 72 to Jackson, Missouri, thence southeasterly along U.S. Highway 61 to the Missouri-Illinois State line at Cape Girardeau, Missouri, on the one hand and, on the other, points in that part of California on and north of a line beginning at the California-Nevada State line and extending westerly along California Highway 88 to Jackson, California, thence southerly along California Highway 49 to Mariposa, California, thence westerly along California Highway 140 to Merced, California, thence southerly along California Highway 59 to its junction with California Highway 152, thence westerly along California Highway 152 to Gilroy, California, thence southerly along U.S. Highway 101 to Salinas, California, thence westerly along California Highway 68 to the Pacific Ocean, that part of Nevada on, north and west of a line beginning at the Nevada-Utah State line and extending westerly along U.S. Highway 40 to Winnemucca, Nevada, thence southerly along U.S. Highway 95 to Fallon, Nevada, thence westerly along U.S. Highway 50 to the Nevada-California State line, North Dakota, South Dakota, (except points in Clay and Union Counties), that part of Utah on, west and north of a line beginning at the Utah-Idaho State line, and extending southerly along U.S. Highway 89 to Salt Lake City, Utah, thence westerly along U.S. Highway 40 to the Utah-Nevada State line, and that part of Wyoming on and north of a line beginning at the Utah-ming-Nebraska State line and extending westerly along U.S. Highway 20 to Casper, Wyoming, thence southwesterly along Wyoming Highway 220 to Muddy Gap, Wyoming, thence northwesterly along U.S. Highway 287 to its junction with U.S. Highway 89, thence southerly along U.S. Highway 89 to the Wyoming-Idaho State line;

(g) Between points in St. Louis, Mo., and its Commercial Zone, on the one hand, and, on the other hand, points in that part of California, on and north of a line beginning at the Pacific Ocean, near San Juan Capistrano, California, and extending along California Highway 74 to its junction with U.S. Highway 395, thence northerly along U.S. Highway 395 to its junction with Interstate Highway 15, thence northeasterly along Interstate Highway 15 to the California-Nevada State line, Michigan (upper Peninsula), that part of Nevada on and north of Interstate Highway 15, North Dakota, South Dakota (except the Counties of Clay, Union and Lincoln), that part of Utah on and west of a line beginning at the Utah-Nevada State line and extending northeasterly along Interstate Highway 15 to its junction with Utah Highway 20, thence easterly along Utah Highway 20 to U.S. Highway 89, thence northerly along U.S. Highway 89 to Provo, Utah, thence northeasterly along U.S. Highway 189 to the Utah-Wyoming State line, that part of Wisconsin on and north of a line beginning at the Mississippi River near Lansing, Iowa and extending easterly along Wisconsin Highway 82 to its junction with Wisconsin Highway 13, thence northerly along Wisconsin Highway 13 to Wisconsin Rapids, Wisconsin, thence easterly along Wisconsin Highway 54 to its junction with U.S. Highway 51, thence northerly along U.S. Highway 51 to its junction with U.S. Highway 8, thence easterly along U.S. Highway 8 to the Wisconsin-Michigan State line, and that part of Wyoming on and west of a line beginning at the Wyoming-Colorado State line, and extending northerly on Wyoming Highway 789 to its junction with Interstate Highway 80 at Creston, Wyoming, thence easterly along Interstate Highway 80 to Rawlins, Wyoming, thence northerly along U.S. Highway 287 to Muddy Gap, Wyoming, thence northeasterly along Wyoming Highway 220 to Casper, Wyoming, thence easterly along U.S. Highway 20 to the Wyoming-Nebraska State line;

(h) Between points in Kansas City, Mo., and points in its Commercial Zone, on the one hand, and, on the other hand, points in that part of California on, west and north of a line beginning at the California-Nevada State line, and extending westerly along U.S. Highway 6 to Bishop, California, thence southerly along U.S. Highway 395 to its junction with California Highway 178, thence westerly along California Highway 178 to its junction with California Highway 155, thence westerly along California Highway 155 to California Highway 65, thence southerly along California Highway 65 to Bakersfield, California, thence westerly along California Highway 58 to its junction with California Highway 33, thence southerly along California Highway 33 to Meiners Oaks, California, thence southeasterly along California Highway 150 to Santa Paula, California, thence easterly along California Highway 126 to its junction with Interstate Highway 5, thence southerly to the city limits of Los Angeles, California, including points within the Los Angeles Commercial Zone, that part of Connecticut on, north and east of a line beginning at the Connecticut-New York State line, and extending along Interstate Highway 84 to Waterbury, Connecticut, thence easterly along Connecticut Highway 66 to its junction with Connecticut Highway 16, thence easterly along Connecticut Highway 16 to its junction with Connecticut Highway 85, thence southerly along Connecticut Highway 85 to New London, Connecticut, Maine, Massachusetts, Michigan, (Upper Peninsula), that part of Nevada on, north and west of a line beginning at the Nevada-Utah State line, and extending southerly along U.S. Alternate Highway 50 to Ely, Nevada, thence westerly along U.S. Highway 6 to the Nevada-California State line, New Hampshire, that part of New York on, north and east of a line beginning at the New York-Connecticut State line, and extending westerly along Interstate Highway 84 to Newburgh, New York, thence westerly along New York Highway 52 to its junction with New York Highway 17 at Liberty, New York, thence northwesterly along New York Highway 17 to Deposit, New York, thence northerly along New York Highway 8 to Utica, New York, thence northerly along New York Highway 12 to Watertown, New York, thence westerly along New York Highway 3 to Lake Ontario, North Dakota, Rhode Island, that part of South Dakota on and north of Interstate Highway 90, that part of Utah on and west of a line beginning at the Utah-Wyoming State line, and extending southerly along U.S. Highway 189 to Provo, Utah, thence southerly along U.S. Highway 91 to Santaquin, Utah, thence westerly along U.S. Highway 50 to Silver City, Utah, thence northerly along Utah Highway 36 to Interstate Highway 80, thence westerly along Interstate Highway 80 to the Utah-Nevada State line, Vermont, that part of Wisconsin on and north of a line beginning at the Wisconsin-Iowa State line and extending easterly along Wisconsin Highway 171 to its junction with U.S. Highway 14, thence easterly along U.S. Highway 14 to Madison, Wisconsin, thence easterly along Interstate Highway 94 to Lake Michigan, including points in the Milwaukee, Wisconsin Commercial Zone, and that part of Wyoming on and north of a line beginning at the Wyoming-Nebraska State line, and extending westerly along U.S. Highway 20 to Casper, Wyoming, thence westerly along U.S. Highway 26 to Riverton, Wyoming, thence southerly along Wyoming Highway 789 to Lander, Wyoming, thence southerly along U.S. Highway 287 to its junction with Wyoming Highway 28, thence southwesterly along Wyoming Highway 28 to Farson, Wyoming, thence via unnumbered road west to Emigrant Springs, Wyoming, thence southerly along U.S. Highway 189 to the Wyoming-Utah State line. The purpose of this filing is to eliminate the gateway of Minnesota.

No. MC 111320 (Sub-No. E88), filed May 31, 1974. Applicant: KEEN TRANSPORT, INC., P.O. Box 668, Hudson, Ohio 44236. Applicant's representative: L. E. Gresh (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Road building and earth moving equipment*, in truckaway service, and *parts of and attachments for* road building and earth moving equipment, (1) (a) between the facilities of Caterpillar Tractor, located at Aurora, Joliet, Mossville, Morton, and Peoria, Ill., and points in Peoria, Tazewell, and Woodford Counties, Ill., on the one hand, and, on the other, points in Virginia (1) (b) between the facilities of Caterpiller Tractor located at Decatur, Ill., on the one hand, and, on the other, points in that part of Virginia on and east of Interstate Highway 77; (2) between the facilities of Caterpiller Tractor located at Aurora, Joliet, Mossville, Decatur, Morton, and Peoria, Ill., and points in Peoria, Tazewell, and Woodford Counties, Ill., on the one hand, and, on the other (a) points in North Carolina (except between Decatur and Peoria, Ill., on the one hand, and, on the other, points in that part of North Carolina west of Interstate Highway 77); (b) points in South Carolina (except between Decatur, Ill., on the one hand, and, on the other, points in South Carolina); (c) points in Georgia (except between Decatur and Peoria, Ill., on the one hand, and, on the other, points in Georgia); (d) points in Florida (except between Decatur and Peoria, Ill., on the one hand, and, on the other, points in Florida, and except between Aurora and Joliet, Ill., on the one hand, and, on the other, points in that part of Florida on and west of US Highway 319); (e) points in that part of Tennessee on and east of US Highway 11 (except between Decatur, Ill., on the one hand, and, on the other, points in Tennessee). The purpose of this filing is to eliminate the gateway of Findlay, Ohio.

No. MC 111401 (Sub-No. E23) (Correction), filed May 12, 1974 published in the FEDERAL REGISTER July 1, 1975. Applicant: GROENDYKE TRANSPORT, INC., P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Victor R. Comstock (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* and *petroleum products* as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from points in Texas on and east of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 259 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Texas Highway 288, thence along Texas Highway 288 to the Gulf of Mexico, to points in New Mexico on and south of U.S. Highway 66. The purpose of this filing is to eliminate the gateway of Houston, Tex. The purpose of this correction is to extend the territorial destination.

No. MC 111823 (Sub-No. E7), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Vance Air Force Base, Enid, Okla., and Tinker Air Force Base, Oklahoma City, Okla., on the one hand, and, on the other, Naval Submarine Base New London, Groton, Conn.; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, District of Columbia; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, District of Columbia; Fort Myer, Arlington, Va.; Fort McNair, District of Columbia; Cameron Station, Alexandria, Va.; Walter Reed Army Medical Center, District of Columbia; National Naval Medical Center, Bethesda, Md.; Naval Station, District of Columbia; Homestead Air Force Base, Homestead, McDill Air Force Base, Tampa, McCoy Air Force Base, Orlando, Naval Air Station Cecil Field, Jacksonville, Naval Air Station, Jacksonville, Naval Station, Mayport, Naval Station, Key West, Naval Training Center, Orlando, and Patrick Air Force Base, Cocoa Beach, Fla.; Atlanta Army Depot, Forest Park, Fort Benning, Columbus, Fort Gordon, Augusta, Fort McPherson, Atlanta, Fort Stewart, Hinesville, Hunter Army Airfield, Savannah, Marine Corps Supply Center, Albany, Dobbins Air Force Base, Marietta, Moody Air Force Base, Valdosta, Naval Air Station, Albany, Naval Air Station, Glynco, and Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Fort Sheridan, Highland Park, Joliet Army Ammunition Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Naval Training Center, Great Lakes, and Scott Air Force Base, Belleville, Ill.;

Grissom Air Force Base, Peru, Fort Benjamin Harrison, Indianapolis, and Naval Ammunition Depot, Crane, Ind.; Fort Knox, Fort Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Edgewood Arsenal, Edgewood Arsenal, Fort Detrick, Frederick, Fort Holabird, Baltimore, Fort George Meade, Laurel, Fort Ritchie, Cascade, Naval Air Station, Patuxent River, Naval Academy, Annapolis, and Naval Training Center, Bainbridge, Md.; Fort Devens, Ayer, Naval Air Station, South Weymouth, L. G. Hanscom Field, Bedford, Otis Air Force Base, Falmouth (Cape Cod), and Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste Marie, K. I. Sawyer Air Force Base, Gwinn, Selfridge Air National Guard Base, Mount Clemens, and Wurtsmith Air Force Base, Oscoda, Mich.; Pease Air Force Base, Portsmouth, N.H.; Fort Dix, Wrightstown, Fort Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, and Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Fort Hamilton, Brooklyn, Fort Wadsworth, Staten Island, U.S. Coast Guard Base, Governor's Island (New York City), Griffiss Air Force Base, Rome, Hancock Field, Syracuse, Plattsburg Air Force Base, Plattsburg, Naval Hospital, Saint Albans, Seneca Army Depot, Romulus, Stewart Field, Newburg, and U.S. Military Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, and Wright-Patterson Air Force Base, Dayton, Ohio;

Army War College, Carlisle Barracks, Letterkenny Army Depot, Chambersburg, Naval Base, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobyhanna Army Depot, Tobyhanna, Defense Activities, Mechanicsburg, and Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, Fort Jackson, Columbia, Marine Corps Air Station, Beaufort, Marine Corps Recruit Depot, Parris Island, Myrtle Beach Air Force Base, Myrtle Beach, Naval Base, Charleston, Polaris Missile Facility, Charleston, and Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Station, Tullahoma, Tenn.; Fort Belvoir, Alexandria, Fort Eustis, Newport News, Fort Lee, Petersburg, Fort Monroe, Hampton, Fort Story, Virginia Beach, Langley Air Force Base, Hampton, Marine Corps School, Quantico, Naval Air Station, Oceana (Virginia Beach), Naval Amphibious Base, Little Creek (Norfolk), Naval Shipyard Norfolk, Portsmouth, Naval Station, Norfolk, Naval Weapons Laboratory, Dahlgren, Naval Weapons Station, Yorktown, Defense General Supply Center, Richmond, and Vint Hill Farms Station, Warrenton, Va. The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Illinois and Indiana on and north of U.S. Highway 36.

No. MC 111823 (Sub-No. E9), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Fort Leonard Wood, Waynesville, Mo., on the one hand, and, on the other, Craig Air Force Base, Selma, Fort McClellan, Anniston, Fort Rucker, Ozard, Gunter Air Force Base, Montgomery, Maxwell Air Force Base, Montgomery, and Redstone Arsenal, Huntsville, Ala.; Naval Submarine Base New London, Groton,

Conn.; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, District of Columbia; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, District of Columbia; Fort Myer, Arlington, Va.; Fort McNair, District of Columbia; Cameron Station, Alexandria, Va.; Walter Reed Army Medical Center, District of Columbia; National Naval Medical Center, Bethesda, Md.; Naval Station, District of Columbia; Eglin Air Force Base, Valparaiso, Homestead Air Force Base, Homestead, McDill Air Force Base, Tampa, McCoy Air Force Base, Orlando, Naval Air Station Cencil Field, Jacksonville, Naval Air Station, Jacksonville, Naval Air Station, Pensacola, Naval Station, Mayport, Naval Air Station Whiting Field, Milton, Naval Station, Key West, Naval Training Center, Orlando, Patrick Air Force Base, Cocoa Beach, and Tyndall Air Force Base, Panama City, Fla.;

Atlanta Army Depot, Forest Park, Fort Benning, Columbus, Fort Gordon, Augusta, Fort McPherson, Atlanta, Fort Stewart, Hinesville, Hunter Army Airfield, Savannah, Marine Corps Supply Center, Albany, Dobbins Air Force Base, Marietta, Moody Air Force Base, Valdosta, Naval Air Station, Albany, Naval Air Station, Glynco, and Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Fort Sheridan, Highland Park, Joliet Army Ammunition Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Naval Training Center, Great Lakes, and Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Fort Benjamin Harrison, Indianapolis, and Naval Ammunition Depot, Crane, Ind.; Fort Campbell, Hopkinsville, and Fort Knox, Fort Knox, Ky.; Naval Air Station, New Orleans, La.; Aberdeen Proving Ground, Aberdeen, Edgewood Arsenal, Edgewood Arsenal, Fort Detrick, Frederick, Fort Holabird, Baltimore, Fort George Meade, Laurel, Fort Ritchie, Cascade, Naval Air Station, Patuxent River, Naval Academy, Annapolis, and Naval Training Center, Bainbridge, Md.; Fort Devens, Ayer, Naval Air Station, South Weymouth, L. G. Hanscom Field, Bedford, Otis Air Force Base, Falmouth (Cape Cod), and Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste Marine, K. I. Sawyer Air Force Base, Gwinn, Selfridge Air National Guard Base, Mount Clemens, and Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Columbus Air Force Base, Columbus, Keesler Air Force Base, Biloxi, Naval Air Station, Meridian, and Naval Construction Battalion, Gulfport, Miss.; Pease Air Force Base, Portsmouth, N.H.

Fort Dix, Wrightstown, Fort Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, and Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Fort Hamilton, Brooklyn, Fort Wadsworth, Staten Island, U.S. Coast Guard Base, Governor's Island (New York City), Griffis Air Force Base, Rome, Hancock Field, Syracuse, Plattsburg Air Force Base, Plattsburg, Naval Hospital, Saint Albans, Seneca Army Depot, Romulus, Stewart Field, Newburgh, and U.S. Military Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, and Wright-Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Letterkenny Army Depot, Chambersburg, Naval Base, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobyhanna Army Depot, Tobyhanna, Defense Activities, Mechanicsburg, and Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, Fort Jackson, Columbia, Marine Corps Air Station, Beaufort, Marine Corps Recruit Depot, Parris Island, Myrtle Beach Air Force Base, Myrtle Beach, Naval Base, Charleston, and Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Station, Tullahoma, and Naval Air Station Memphis, Millington, Tenn.; Fort Belvoir, Alexandria, Fort Eustis, Newport News, Fort Lee, Petersburg, Fort Monroe, Hampton, Fort Story, Virginia Beach, Langley Air Force Base, Hampton, Marine Corps School, Quantico, Naval Air Station, Oceana (Virginia Beach), Naval Amphibious Base, Little Creek (Norfolk), Naval Shipyard Norfolk, Portsmouth, Naval Station, Norfolk, Naval Weapons Laboratory, Dahlgren, Naval Weapons Station, Yorktown, Defense General Supply Center, Richmond, and Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Illinois and Indiana on and north of U.S. Highway 36.

No. MC 111823 (Sub-No. E24), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Centura, Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Ft. McClellan, Anniston, Ft. Rucker, Ozard, Gunter Air Force Base, Montgomery, Maxwell Air Force Base, Montgomery, Redstone Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Blytheville, Ark.; Naval SubBase, Groton, Conn.; Andrews Air Force Base, Bolling Air Force Base, Ft. Myer, Ft. McNair, Walter Reed Army Medical Center, National Naval Medical Center, Naval Station, District of Columbia; Eglin Air Force Base, Calpariso, Homestead Air Force Base, Homestead, McDill Air Force Base, Tampa, McCoy Air Force Base, Orlando, Cecil Field Air Force Base, Jacksonville, Naval Air Station, Jacksonville, Naval Air Station, Pensacola, Naval Air Station, Mayport, Naval Air Station, Milton, Naval Air Station, Key West, Naval Training Center, Orlando, Patrick Air Force Base, Cocoa Beach, Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Atlanta, Ft. Benning, Columbus, Ft. Gordon, Augusta, Ft. McPherson, Atlanta, Ft. Stewart, Hinesville, Hunter Army Airfield, Savannah, Marine Corp Supply Center, Albany, Moody Air Force Base, Valdosta, Naval Air Station, Albany, Naval Air Station, Glynco, Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ft. Sheridan, Highland Park, Joliet Army Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Naval Training Center, Great Lakes, Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ft. Benjamin Harrison, Indianapolis, Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ft. Knox, Ft. Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Edgewood Arsenal, Edgewood, Ft. Detrick, Frederick, Ft. Holabird, Baltimore, Ft. George Meade, Laurel, Ft. Ritchie, Cascade, Naval Academy, Annapolis, Naval Air Station, Patuxent River, Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, Hanscom Field, Bedford, Otis Air Force Base, Falmouth, Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Kinross, K. I. Sawyer Air Force Base, Gwinn, Selfridge Air Force Base, Mt. Clemens, Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Columbus Air Force Base, Columbus, Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Whiteman Air Force Base, Knob Noster, Mo.; Pease Air Force Base, Portsmouth, N.H.; Ft. Dix, Wrightstown, Ft. Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Ft. Hamilton, Brooklyn, U.S. Coast Guard, Governor's Island, Griffiss Air Force Base, Rome, Hancock Field, Syracuse, Plattsburgh Air Force Base, Plattsburg, St. Albans Naval Hospital, St. Albans, Seneca Army Depot, Romulus, Stewart Air Force Base, Newburgh, West Point Academy, West Point, N.Y.; Lockburne Air Force Base, Columbus, Wright-Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Carlisle, Pa. Cameron Station, Alexandria, Va.; Dobbins Air Force Base, Marietta, Ga.; Letterkenny Army Depot, Chambersburg, Naval Supply Depot, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobyhanna Army Depot, Tobyhanna, Defense Supply, Mechanicsburg, Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, Ft. Jackson, Columbia, Marine Corp Air Station, Beaufort, Parris Island Marine Corp Recruit Depot, Parris Island, Myrtle Beach Air Force Base, Myrtle Beach, Naval Base, Charleston, Polaris Missile Center, Charleston, Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Ft. Eustis, Newport News, Ft. Lee, Petersburg, Ft. Monroe, Hampton, Ft. Story, Virginia Beach, Langley Air Force Base, Hampton, Marine Corp Schools, Quantico, Naval Air Station, Virginia Beach, Naval Amphibians Base, Norfolk, Naval Air Station, Norfolk, Naval Weapons Laboratory, Dahlgren, Naval Weapons Station, Yorktown, Defense General Supply Center, Richmond, Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-No. E25), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Edwards Air Force Base, Mojave, Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Ft. McClellan, Anniston, Ft. Rucker, Ozark, Gunter Air Force Base, Montgomery, Maxwell Air Force Base, Montgomery, Redstone Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Blytheville, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, Bolling Air Force Base, Ft. Myer, Ft. McNair, Walter Reed Army Medical Center, National Naval Medical Center, Naval Station, District of Columbia; Eglin Air Force Base, Valpariso, Homestead Air Force Base, Homestead, McDill Air Force Base, Tampa, McCoy Air Force Base, Orlando, Cecil Field Air Force Base, Jacksonville, Naval Air Station, Jacksonville, Naval Air Station, Pensacola, Naval Air Station, Mayport, Naval Air Station, Milton, Naval Air Station, Key West, Naval Training Center, Orlando, Patrick Air Force Base, Cocoa Beach, Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Atlanta, Ft. Benning, Columbus, Ft. Gordon, Augusta, Ft. McPherson, Atlanta, Ft. Stewart, Hinesville, Hunter Army Airfield, Savannah, Marine Corp Supply Center, Albany, Moody Air Force Base, Valdosta, Naval Air Station, Albany, Naval Air Station, Glynco, Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ft. Sheridan, Highland Park, Joliet Army Ammunition Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Great Lakes Naval Training Center, Great Lakes, Scott Air Force Base, Belleville, Ill.;

Grissom Air Force Base, Peru, Ft. Benjamin Harrison, Indianapolis, Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ft. Knox, Ft. Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Edgewood Arsenal, Edgewood, Ft. Detrick, Frederick, Ft. Holabird, Baltimore, Ft. George Meade, Laurel, Ft. Ritchie, Cascase, Naval Academy, Annapolis, Naval Air Station, Patuxent River, Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, Hanscom Field, Bedford, Otis Air Force Base, Falmouth, Westover Air Force Base, Springville, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich. K. I. Sawyer Air Force Base, Gwinn, Selfridge Air Force Base, Mt. Clemens, Wurtsmith Air Force Base, Oscoda, Mich.; Columbus Air Force Base, Columbus, Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Pease Air Force Base, Portsmouth, N.H.; Ft. Dix, Wrightstown, Ft. Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Ft. Hamilton, Brooklyn, US Coast Guard, Governor's Island, Griffiss Air Force Base, Rome, Hancock Field, Syracuse, Plattsburg Air Force Base, Plattsburg, Naval Hospital, St. Albans, Seneca Army Depot, Romulus, Stewart Air Force Base, Newburgh, West Point Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, Wright-Patterson Air Force Base, Dayton, Ohio; Army War College Carlisle Barracks, Carlisle, Pa.; Cameron Station, Alexandria, Va.; Dobbins Air Force Base, Marietta, Ga.;

Letterkenny Army Depot, Chambersburg, Naval Supply Depot, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobyhanna Army Depot, Tobyhanna, Defense Activities, Mechanicsburg, Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, Ft. Jackson, Columbia, Marine Corp Air Station, Beaufort, Marine Corp Recruit Depot, Parris Island, Myrtle Beach Air Force Base, Myrtle Beach, Charleston Naval Base, Charleston, Polaris Missile Center, Charleston, Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Ft. Eustis, Newport News, Ft. Lee, Petersburg, Ft. Monroe, Hampton, Ft. Story, Virginia Beach, Langley Air Force Base, Hampton, Marine Corp School, Quantico, Naval Air Station, Virginia Beach, Naval Amphibians Base, Norfolk, Naval Shipyard, Norfolk, Naval Air Station, Norfolk, Naval Weapons Laboratory Dahlgren, Naval Weapons Station, Yorktown, Va., Defense Supply Center, Richmond, and Vint Hill Farms Station, Warrenton, Va. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-No. E26), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Long Beach (Santa Ana), Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Fort McClellan, Aniston, Fort Rucker, Ozard, Gunter Air Force Base, Montgomery, Maxwell Air Force Base, Montgomery, Redstone Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Blytheville, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, Bolling Air Force Base, Cameron Station, Fort Myer, Ft. McNair, Walter Reed Army Hospital, National Naval Medical Center, Naval Station, District of Columbia; Eglin Air Force Base, Valpariso, Homestead Air Force Base, Homestead, McDill Air Force Base, Tampa, McCoy, Air Force Base, Orlando, Naval Air Station Cecil Field, Jacksonville, Naval Air Station, Jacksonville, Naval Air Station, Pensacola, Naval Station, Mayport, Naval Air Station Whiting Field, Milton, Naval Supply Center, Key West, Naval Training Center, Orlando, Patrick Air Force Base, Cocoa Beach, Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Forrest Park, Ft. Benning, Columbus, Ft. Gordon, Augusta, Ft. McPherson, Atlanta, Ft. Steuart, Hinsdale, Hunter Air Force Base, Savannah, Marine Corp Supply Center, Albany, Dobbins Air Force Base, Marietta, Moody Air Force Base, Valdosta, Naval Air Station, Albany, Naval Air Station, Glynco, Warner Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ft. Sheridan, Highland Park, Joliet Army Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Naval Training Center, Great Lakes, Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ft. Benjamin Harrison, Indianapolis, Naval Ammunition Depot, Crane, Ind.;

Ft. Campbell, Hopkinsville, Ft. Knox, Ft. Knox, Ky.; Aberdeen, Proving Ground, Aberdeen, Edgewood Arsenal, Edgewood, Ft. Detrick, Frederick, Ft. Holabird, Baltimore, Ft. George Meade, Laurel, Ft. Ritchie, Cascade, Naval Air Station, Patuxent River, Naval Air, Annapolis, Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, L. G. Hanscom Field, Bedford, Otis Air Force Base, Falmouth, Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, K. I. Sawyer Air Force Base, Gwinn, Selfridge Air Force Base, Mt. Clemens, Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Minn.; Columbus Air Force Base, Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Pease Air Force Base, Portsmouth, N.H.; Ft. Dix, Wrightstown, Ft. Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Ft. Hamilton, Brooklyn, Naval Supply Center, Governor's Island, Griffiss Air Force Base, Rome, Hancock Field, Syracuse, Plattsburg Air Force Base, Plattsburg, Naval Hospital, St. Albans, Seneca Army Depot, Romulus, Steart Field, Newburgh, U.S. Military Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, and Wright-Patterson Air Force Base, Dayton, Ohio; Carlisle Barracks Army War College, Carlisle, Letterkenny Army Depot, Chambersburg, Naval Base, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobeyhanna Army Depot, Tobeyhanna, Defense Activities, Mechanicsburg, Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, Ft. Jackson, Columbia, Marine Corp Air Station, Beaufort, Marine Corp Recruit Depot, Parris Island, Myrtle Beach Air Force Base, Myrtle Beach, Naval Base, Charleston, Polaris Missile Facility, Charleston, Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Ft. Eustis, Newport News, Ft. Lee, Petersburg, Ft. Monroe, Hampton, Ft. Story, Virginia Beach, Langley Air Force Base, Hamp-

ton, Marine Corp, Quantico, Naval Air Station, Oceana, Naval Amphibians Base, Norfolk, Naval Shipyard, Portsmouth, Naval Station, Norfolk, Naval Weapons Laboratory, Dahlgren, Naval Weapons Station, Yorktown, Defense Supply Center, Richmond, and Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-No. E106), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between England Air Force Base, Alexandria, La., and Fort Polk, Leesville, La., on the one hand, and, on the other, Naval Submarine Base New London, Groton, Conn.; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, D.C.; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, D.C.; Fort Myer, Arlington, Va.; Fort McNair, D.C.; Cameron Station, Alexandria, Va.; Walter Reed Army Medical Center, D.C.; National Naval Medical Center, Bethesda, Md., Naval Station, D.C.; Chanute Air Force Base, Rantoul, Ill.; Fort Sheridan Highland Park, Ill.; Joliet Army Ammunition Depot, Joliet, Ill.; Savanna Army Depot, Savanna, Ill.; Naval Air Station, Glenview, Ill.; Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Fort Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Crane, Ind.; Fort Knox, Fort Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Md.; Edgewood Arsenal, Edgewood Arsenal, Md.; Fort Detrick, Frederick, Md.; Fort Holabird, Baltimore, Md.; Fort George Meade, Laurel, Md.; Fort Ritchie, Cascade, Md.; Naval Air Station Patuxent, Patuxent River, Md.; Naval Academy, Annapolis, Md.; Naval Training Center, Bainbridge, Md.; Fort Devens, Ayer, Mass.; Naval Air Station, South Weymouth, Mass.; L. G. Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth (Cape Cod), Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwinn, Mich.; Selfridge Air National Guard Base, Mount Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Offutt Air Force Base, Omaha, Nebr.; Pease Air Force Base, Portsmouth, N.H.; Fort Dix, Wrightstown, N.J.;

Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Fort Hamilton, Brooklyn, N.Y.; Fort Wadsworth, Staten Island, N.Y.; U.S. Coast Guard Base, Governor's Island (New York City), N.Y.; Griffis Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, Plattsburg, N.Y.; Naval Hospital, Saint Albans, N.Y.; Seneca Army Depot, Romulus, N.Y.; Stewart Field, Newburgh, N.Y.; U.S. Military Academy, West Point, N.Y.; Grand Forks Air Force Base, Emerado, N. Dak.; Minot Air Force Base, Minot, N. Dak.; Lockbourne Air Force Base, Columbus, Ohio; Wright-Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Pa.; Letterkenny Army Depot, Chambersburg, Pa.; Naval Base, Philadelphia, Pa.; New Cumberland Army Depot, New Cumberland, Pa.; Tobyhanna Army Depot, Tobyhanna, Pa.; Defense Activities, Mechanicsburg, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Ellsworth Air Force Base, Rapid City, S. Dak.; Fort Belvoir, Alexandria, Va.; Fort Eustis, Newport News, Va.; Fort Lee, Petersburg, Va.; Fort Monroe, Hampton, Va.; Fort Story, Virginia Beach, Va.; Langley Air Force Base, Hampton, Va.; Marine Corps School, Quantico, Va.; Naval Air Station Oceana, Oceana (Virginia Beach), Va.; Naval Amphibious Base, Little Creek (Norfolk), Va.; Naval Shipyard Norfolk, Portsmouth, Va.; Naval Station, Norfolk, Va.; Naval Weapons Laboratory, Dahlgren, Va.; Naval Weapons Station, Yorktown, Va.; Defense General Supply Center, Richmond, Va.; Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateways of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line and extending along U.S. Highway 422 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Illinois-Missouri State line.

No. MC 111823 (Sub-No. E107), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Barksdale Air Force Base, Shreveport, La., on the one hand, and, on the other, Naval Submarine Base New London, Groton, Conn.; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, District of Columbia; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, District of Columbia; Fort Myer, Arlington, Va.; Fort McNair, District of Columbia; Cameron Station, Alexandria, Va.; Walter Reed Army Medical Center, District of Columbia; National Naval Medical Center, Bethesda, Md.; Naval Station, District of Columbia; Chanute Air Force Base, Rantoul, Fort Sheridan, Highland Park, Joliet Army Ammunition Depot, Joliet, Savanna Army Depot, Savanna, Naval Air Station, Glenview, Naval Training Center, Great Lakes, and Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Fort Benjamin Harrison, Indianapolis, and Naval Ammunition Depot, Crane, Ind.; Fort Knox, Fort Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Edgewood, Arsenal, Edgewood Arsenal, Fort Detrick, Frederick, Fort Holabird, Baltimore, Fort George Meade, Laurel, Fort Ritchie, Cascade, Naval Air Station, Patuxent, Patuxent River, Naval Academy, Annapolis, and Naval Training Center, Bainbridge, Md.; Fort Devens, Ayer, Naval Air Station, South Weymouth, L. G. Hanscom Field, Bedford, Otis Air Force Base, Falmouth (Cape Cod), and Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste Marie, K. I. Sawyer Air Force Base, Gwinn, Selfridge Air National Guard Base, Mount Clemens, and Wurtsmouth Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Pease Air Force Base, Portsmouth, N.H.;

Fort Dix, Wrightstown, Fort Monmouth, Oceanport, McGuire Air Force Base, Wrightstown, and Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, Fort Hamilton, Brooklyn, Fort Wadsworth, Staten Island, U.S. Coast Guard Base, Governor's Island (New York City), Griffiss Air Force Base Rome, Hancock Field, Syracuse, Plattsburg Air Force Base, Plattsburg, Naval Hospital, Saint Albans, Seneca Army Depot, Romulus, Stewart Field, Newburgh, and U.S. Military Academy, West Point, N.Y.; Grand Forks Air Force Base, Emerado, and Minot Air Force Base, Minot, N. Dak.; Lockbourne Air Force Base, Columbus, and Wright-Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Letterkenny Army Depot, Chambersburg, Naval Base, Philadelphia, New Cumberland Army Depot, New Cumberland, Tobyhanna Army Depot, Tobyhanna, Defense Activities, Mechanicsburg, and Valley Forge General Hospital, Phoenixville, Pa.; Ellsworth Air Force Base, Rapid City, S. Dak.; Fort Belvoir, Alexandria, Fort Eustis, Newport News, Fort Lee, Petersburg, Fort Monroe, Hampton, Fort Story, Virginia Beach, Langley Air Force Base, Hampton, Marine Corps School, Quantico, Naval Air Station, Oceana (Virginia Beach), Naval Amphibious Base, Little Creek (Norfolk), Naval Shipyard Norfolk, Portsmouth, Naval Station, Norfolk, Naval Weapons Laboratory, Dahlgren, Naval Weapons Station, Yorktown, Defense General Supply Center, Richmond, and Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis.

The purpose of this filing is to eliminate the gateway of St. Louis, Mo., or Louisville, Ky., or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line extending along U.S. Highway 422 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 40, thence along U.S. Highway 40 to Springfield, Ohio, thence along Ohio Highway 440 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Illinois-Missouri State line.

No. MC 113843 (Sub-No. E665), filed May 14, 1974. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer St., Boston, Mass. 02210. Applicant's representative: Lawrence T. Sheils





(same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods;* (1) between Detroit, Mich., on the one hand, and, on the other, those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to Wellsboro, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 414, thence along Pennsylvania Highway 414 to junction Pennsylvania Highway 44, thence along Pennsylvania Highway 44 to junction Pennsylvania Highway 664, thence along Pennsylvania Highway 664 to Lock Haven, thence along U.S. Highway 220 to Williamsport, thence along U.S. Highway 15 to junction Interstate Highway 83, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line; (2) between Benton Harbor, St. Joseph, Coloma, Paw Paw, and Hartford, Mich., on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along New York Highway 287 to junction Pennsylvania Highway 414, thence along Pennsylvania Highway 414 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction Pennsylvania Highway 34, thence along Pennsylvania Highway 34 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Pennsylvania Highway 72, thence along Pennsylvania Highway 72 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Pennsylvania Highway 10, thence along Pennsylvania Highway 10 to the Pennsylvania-Maryland State line;

(3) Between Grand Rapids, Mich., on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to Wellsboro, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 414, thence along Pennsylvania Highway 414 to junction Pennsylvania Highway 44, thence along Pennsylvania Highway 44 to junction Pennsylvania Highway 664 thence along Pennsylvania Highway 664 to Lock Haven, thence along U.S. Highway 220 to Williamsport, thence along U.S. Highway 15 to junction Interstate Highway 83, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line; (4) between Frankfort and Traverse City, Mich., on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-Maryland State line and extending along U.S. Business Route 15 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction U.S. Highway 22, thence along U.S. Highway 22 to Lewistown, thence along U.S. Highway 522 to junction Pennsylvania Highway 235, thence along Pennsylvania Highway 235 to junction Pennsylvania Highway 45, thence along Pennsylvania Highway 45 to junction Pennsylvania Highway 445, thence along Pennsylvania Highway 445 to junction Pennsylvania Highway 64, thence along Pennsylvania Highway 64 to junction Pennsylvania Highway 120, thence along Pennsylvania Highway 120 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction Pennsylvania Highway 287, thence along Pennsylvania Highway 287 to junction U.S. Highway 15, thence along U.S. Highway 15 to the Pennsylvania-New York State line; (5) between those points in Michigan on, north, and west of a line beginning at Lake Michigan and extending along U.S. Highway 31 to junction Michigan Highway 55, thence along Michigan Highway 55 to Cadillac, thence along U.S. Highway 131 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Interstate Highway 75, thence along Interstate Highway 75 to the Straits of Mackinac, on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction Interstate Highway 83, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line;

(6) Between those points in Michigan on and north of Interstate Highway 96, on the one hand, and, on the other, those points in Pennsylvania on, north, and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to Wellsboro, thence along Pennsylvania Highway 287 to junction Pennsylvania Highway 414, thence along Pennsylvania Highway 414, to junction Pennsylvania Highway 44, thence along Pennsylvania Highway 44 to junction Pensylvania Highway 664 thence along Pennsylvania Highway 664 to Lock Haven, thence along U.S. Highway 220 to Williamsport, thence along U.S. Highway 15 to junction Interstate Highway 83, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line; (7) between Holland, Mich., on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to Wellsboro, thence along Pennsylvania Highway 287 to Morris, thence along Pennsylvania Highway 414 to Liberty, thence along U.S. Highway 15 to a point one mile west of Millersburg, Pa., thence along U.S. Highway 209 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Pennsylvania Highway 72, thence along Pennsylvania Highway 72 to junction Pennsylvania Highway 283, thence along Pennsylvania Highway 283 to Lancaster, thence along Pennsylvania Highway 272 to the Pennsylvania-Maryland State line;

(8) Between points in Michigan, on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 6 to Wellsboro, thence along Pennsylvania Highway 287 to Morris, thence along Pennsylvania Highway 414 to Towanda, Pa., thence along U.S. Highway 220 to junction Pennsylvania Highway 487, thence along Pennsylvania Highway 487 to Calawissa, thence along Pennsylvania Highway 924 to Frackville, thence along Pennsylvania Highway 61 to Reading, thence along U.S. Highway 422 to the New Jersey-Pennsylvania State line; and (9) between those points in Michigan on and north of a line beginning at Lake Michigan and extending along Michigan Highway 43 to Kalamazoo, thence along Interstate Highway 94 to the Detroit River, on the one hand, and, on the other, those points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to Wellsboro, thence along U.S. Highway 287 to Morris, thence along Pennsylvania Highway 414 to Liberty, thence along U.S. Highway 15 to a point one mile west of Millersburg, thence along U.S. Highway 209 to junction Interstate Highway 81, thence along Interstate Highway 81 to junction Pennsylvania Highway 72, thence along Pennsylvania Highway 72 to junction Pennsylvania Highway 283, thence along Pennsylvania Highway 283 to Lancaster, thence along Pennsylvania Highway 272 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateway of Elmira, N.Y.

No. MC 113908 (Sub-E176), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180 Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from St. Paul, Minn., to points in Texas, Arkansas, Louisiana, Mississippi, and those in Oklahoma on and east of U.S. Highway 83. The purpose of this filing is to eliminate the gateway of Nixa, Mo.

No. MC 113908 (Sub-E178), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180 Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Auhority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from St. Paul, Minn., to points in Arkansas and those in Oklahoma on and east of U.S. Highway 83. The purpose of this filing is to eliminate the gateway of Marionville, Mo.

No. MC 113908 (Sub-E234), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo.

65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Kansas City, Marionville, Nixa, and Springfield, Mo., to points in Texas south of a line beginning at the New Mexico-Texas State line and extending along an unnumbered highway to Bovina, Tex., to junction Texas Highway 86 to the Red River to the Texas-Arkansas State line. The purpose of this filing is to eliminate the gateway of Rogers, Ark.

No. MC 113908 (Sub-E240), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Oklahoma City, Okla., to points in Illinois, Iowa, Nebraska, and those in Colorado north of U.S. Highway 30 or west of a line beginning at the Colorado-Nebraska State line and extending along Colorado Highway 71 to junction U.S. Highway 350 to junction Interstate Highway 25 to the Colorado-New Mexico State line. The purpose of this filing is to eliminate the gateway of Wichita, Kans.

No. MC 113908 (Sub-No. E316), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar and vinegar stock*, in bulk, in tank vehicles, from points in the Lower Peninsula of Michigan to Delta, Colo., Dallas, Houston, and Paris, Tex. The purpose of this filing is to eliminate the gateway of Oklahoma City, Okla.

No. MC 113908 (Sub-No. E320), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar and vinegar stock*, in bulk, in tank vehicles, from Hutchinson and Wichita, Kans., to points in Maryland, New York, Pennsylvania, and those in Ohio on and east of U.S. Highway 23 or on and north of U.S. Highway 33. The purpose of this filing is to eliminate the gateway of Belding, Mich.

No. MC 113908 (Sub-No. E359), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Chicago, Ill., to points in Oklahoma and those in Arkansas on and west of a line beginning at the Arkansas-Missouri State line, and extending along U.S. Highway 63 to junction U.S. Highway 167 to the Arkansas-Louisiana State line. The purpose of this filing is to eliminate the gateway of Marionville, Mo.

No. MC 114457 (Sub-No. E156), filed May 15, 1974. Applicant: DART TRANSIT CO., 780 N. Prior Ave., St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in Wisconsin in and north of Trempealeau, Jackson, Wood, Portage, Waupaca, Outagamie, Brown, and Kewaunee Counties, to points in Kansas in and west of Nemaha, Jeackson, Shawnee, Wabaunsee, Lyon, Greenwood, Elk, and Chautauqua Counties. The purpose of this filing is to eliminate the gateway of Chanhassen, Minn.

No. MC 114457 (Sub-No. E157), filed May 15, 1974. Applicant: DART TRANSIT CO., 780 N. Prior Ave., St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers and container ends, accessories* and *materials* and *supplies* used by a canning factory, from points in Wisconsin (except points in Grant, Iowa, Lafayette, Green, Rock and Walworth Counties), to points in Colorado (except points in Sedgewick, Phillips, Yuma, Logan, and Washington Counties). The purpose of this filing is to eliminate the gateway of Minneapolis, Minn.

No. MC–115554 (Sub-No. E9), filed June 4, 1974. Applicant: SCOTTS TRANSPORTATION SERVICE, INC., P.O. Box 1634, Des Moines, Iowa 50306. Applicant's representative: James R. Madler, 1255 N. Sandburg Terrace, Chicago, Ill. 60610. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refrigerators, refrigeration, cooling, heating and electrical equipment, appliances, and parts, materials, and supplies*, used in the manufacture, repair, and distribution of such commodities, (1) between points in Ohio on and north of a line beginning at the Ohio-Indiana State line extending along U.S. Highway 24 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Ohio Highway 13, thence along Ohio Highway 13 to junction Ohio Highway 430, thence along Ohio Highway 430 to junction Interstate Highway 71, thence along Interstate Highway 71 to junction Interstate Highway 76, thence along Interstate Highway 76 to junction U.S. Highway 224, thence along U.S. Highway 224 to the Ohio-Pennsylvania State line, on the one hand, and, on the other, points in Arkansas west and north of a line beginning at the Arkansas-Missouri State line extending along Arkansas Highway 59 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 271, thence along U.S. Highway 271 to the Arkansas-Oklahoma State line; (3) between points in Ohio on and north of a line beginning at the Ohio-West Virginia State line (Steubenville), extending along U.S. Highway 22 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction Ohio Highway 13, thence along Ohio Highway 13 to junction Ohio Highway 95, thence along Ohio Highway 95 to junction Ohio Highway 739, thence along Ohio Highway 739 to junction Ohio Highway 47, thence along Ohio Highway 47 to junction Ohio Highway 235, thence along Ohio Highway 235 to junction Ohio Highway 117, thence along Ohio Highway 117 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-Indiana State line, on the one hand, and, on the other, points in Missouri on, west, and north of a line beginning at the Missouri-Iowa State line extending along U.S. Highway 65 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Missouri-Kansas State line; and

(4) Between points in Ohio on and north of a line beginning at the Ohio-Pennsylvania State line extending along U.S. Highway 30 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction Interstate Highway 75, thence along Interstate Highway 75 to junction U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-Indiana State line, on the one hand, and, on the other, points in Missouri on and west of a line beginning at the Missouri-Iowa State line, extending along U.S. Highway 65 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Missouri-Kansas State line. The purpose of this filing is to eliminate the gateway of Amana, Iowa.

No. MC 115554 (Sub-No. E15), filed June 4, 1974. Applicant: SCOTT'S TRANSPORTATION SERVICE, INC., P.O. Box 1634, Des Moines, Iowa 50306. Applicant's representative: James R. Madler, 1255 N. Sandburg Terrace, Chicago, Ill. 60610. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refrigerators, refrigeration, cooling, heating and electrical equipment, appliances and parts materials and supplies*, used in the manufacture, repair, and distribution of such commodities, (1) between points in Illinois on and north of a line beginning at the Iowa-Illinois State line extending along Illinois Highway 2 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Illinois Highway 176, thence along Illinois Highway 176 to Lake Michigan, on the one hand, and, on the other, points in Louisiana on, and south of Interstate Highway 20; (2) between points in Illinois on and north of a line beginning at the Iowa-Illinois State line extending along Illinois Highway 2 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Illinois Highway 56, thence along Illinois Highway 56 to junction Illinois Highway 5, thence along Illinois Highway 5 (East-West Tollway) to junction Interstate Highway 90 to Chicago, on the one hand, and, on the other, points in Louisiana west of a line beginning at the Louisiana-Arkansas State line extending along Louisiana Highway 159 to junction Louisiana Highway 7, thence along Louisiana Highway 7 to junction Louisiana Highway 1, thence along Louisiana Highway 6, thence along Louisiana Highway 6 to junction Louisiana Highway 117, thence along Louisiana Highway 117 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 14, thence along Louisiana Highway 14 to junction Louisiana Highway 27, thence along Louisiana Highway 27 to the Gulf of Mexico;

(3) Between points in Illinois on and north of Illinois Highway 2, on the one hand, and, on the other, points in Louisiana; (4) between points in Illinois on and north of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 24 to junction Interstate Highway 74, thence along Interstate Highway 74 to junction U.S. Highway 34, thence along U.S. Highway 34 to the Iowa-Illinois State line, on the one hand, and, on the other, points in Texas on and west of a line beginning at the Texas-Oklahoma State line extending along U.S. Highway 271 to junction Texas Highway 154, thence along Texas Highway 154 to junction Texas Highway 37, thence along Texas Highway 37 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Texas Highway 146, thence along Texas Highway 146 to the Gulf of Mexico; (5) between points in Illinois on and north of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 34 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Illinois-Iowa State line, on the one hand, and, on the other, points in Texas; (6) between points in Illinois on and north of a line beginning at the Illinois-Iowa State line extending along Interstate Highway 74 to junction Illinois Highway 116, thence along Illinois Highway 116 to junction Illinois Highway 89, thence along Illinois Highway 89 to junction Illinois Highway 17, thence along Illinois Highway 17 to the Illinois-Indiana State line, on the one hand, and, on the other, points in Oklahoma on and west of a line beginning at the Oklahoma-Kansas State line extending along U.S. Highway 75 to junction Indian Nation Turnpike, thence along Indian Nation Turnpike to junction U.S. Highway 271, thence along U.S. Highway 271 to the Oklahoma-Texas State line;

(7) Between points in Illinois on and north of Interstate Highway 80, on the one hand, and, on the other, points in Oklahoma; (8) between points in Illinois on, east, and north of a line beginning at the Illinois-Iowa State line extending along U.S. Highway 20 to junction Interstate Highway 90, thence along Interstate Highway 90 to junction Illinois Highway 31, thence along Illinois Highway 31 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Illinois Highway 59, thence along Illinois Highway 59 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction Illinois Highway 113, thence along Illinois Highway 113 to junction Illinois Highway 17, thence along Illinois Highway 17 to the Illinois-Indiana State line, on the one hand, and, on the other, points in Kansas, on, north, and east of a line beginning at the Nebraska-Kansas State line extending along U.S. Highway 75 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Kansas Highway 68, thence along Kansas Highway 68 to the Missouri-Kansas State line; (9) between points in Illinois on and north of a line beginning at the Illinois-Iowa State line extending along Illinois Highway 17 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction U.S. Highway 34, thence along U.S. Highway 34 to Illinois Highway 17, thence along Illinois Highway 17 to U.S. Highway 66, thence along U.S. Highway 66 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Illinois-Indiana State line, on the one hand, and, on the other, points in Kansas on, west, and south of a line beginning at the Nebraska-Kansas State line extending along U.S. Highway 75 to junction Kansas Highway 47, thence along Kansas Highway 47 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Kansas Highway 57, thence along Kansas Highway 57 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 160, thence along U.S. Highway 160 to the Missouri-Kansas State line;

(10) Between points in Illinois on and north of U.S. Highway 30, on the one hand, and, on the other, points in Missouri on, west, and north of a line beginning at the Iowa-Missouri State line extending along U.S. Highway 63 to junction U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Kansas-Missouri State line; (11) between points in Illinois on, west, and north of a line beginning at the Illinois-Iowa State line extending along U.S. Highway 30 to junction Illinois Highway 78, thence along Illinois Highway 78 to junction Illinois Highway 64, thence along Illinois Highway 64 to junction Illinois Highway 72, thence along Illinois Highway 72 to Illinois Highway 2, thence along Illinois Highway 2 to the Illinois-Wisconsin State line, on the one hand, and, on the other, points in Missouri on and west of U.S. Highway 63; (12) between points in Illinois on and north of a line beginning at Lake Michigan extending along Illinois Highway 38 to junction Illinois Highway 2, thence along Illinois Highway 2 to the Iowa-Illinois State line, on the one hand, and, on the other, (a) points in Arkansas on, north, and west of a line beginning at the Arkansas-Oklahoma State line extending along U.S. Highway 271 to junction U.S. Highway 72, thence along U.S. Highway 72 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Missouri-Arkansas State line, and

(b) Points in Arkansas on and west of U.S. Highway 71; (13) between points in Illinois on and north of a line beginning at the Illinois-Indiana State line extending along Faithorn Road (Will County) to junction Illinois Highway 1, thence along Illinois Highway 1 to junction Exchange St. (Will County), thence on Western Avenue (Cook County) to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Illinois-Iowa State line, on the one hand, and, on the other, points in Arkansas on and west of a line beginning at the Missouri-Arkansas State line extending along Arkansas Highway 59 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 271, thence along U.S. Highway 271 to the Arkansas-Oklahoma State line; (14) (a) between points in Illinois on and north of Illinois Highway 2, on the one hand, and, on the other, points in Arkansas on and west of a line beginning at the Missouri-Arkansas State line extending along U.S. Highway 167 to junction U.S. Highway 65, thence along U.S. Highway 65 to the Arkansas-Mississippi State line, and (b) between East Dubuque, Ill., on the one hand, and, on the other, points in Arkansas; and (15) between points in Illinois on and north of a line beginning at Lake Michigan extending along Illinois Highway 120 to junction U.S. Highway 12, thence along U.S. Highway 12 to junction Illinois Highway 176, thence along Illinois Highway 176 to junction Illinois Highway 23, thence along Illinois Highway 23 to junction Illinois Highway 38 to the Illinois-Iowa State line, on the one hand, and, on the other, points in Arkansas on, west, and south of a line







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beginning at the Arkansas-Oklahoma State line extending along Interstate Highway 40 to junction U.S. Highway 167, thence along U.S. Highway 167 to the Arkansas-Louisiana State line. The purpose of this filing is to eliminate the gateway of Amana, Iowa.

No. MC 115840 (Sub-No. E95), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies* (except in bulk) used in the operation, production, processing, or transportation of iron and steel articles, cranes, and hoppers, elevators, conveyors, dust collectors, and meter boxes, which are valves, hydrants, fittings, components, parts, and accessories, (1) from points in Alabama on and west of Interstate Highway 65 to points in North Carolina and South Carolina and points in that part of Georgia on and north of U.S. Highway 78 and Interstate Highway 20; (2) from points in Alabama on and north of U.S. Highway 78 and Interstate Highway 20 to points in Florida and points in that part of Georgia on and south of U.S. Highway 80; (3) from points in Alabama on and south of U.S. Highway 78 to points in Kentucky; (4) from points in that part of Alabama on and east of a line beginning at Interstate Highway 65 to junction Interstate Highway 85, thence along Interstate Highway 85 to the Alabama-Georgia State line, to points in Oklahoma and Arkansas; (5) from those points in Alabama on and south of Interstate Highway 20 to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tenn.); (6) from those points in Alabama beginning at the Alabama-Georgia State line on and north of Interstate Highway 20 to its intersection with U.S. Highway 231, thence along U.S. Highway 231 to junction Interstate Highway 59, thence along Interstate Highway 59 to the Alabama-Georgia State line, to points in Alabama;

(7) From points in that part of Alabama beginning at the Alabama-Georgia State line on and east of Interstate Highway 59 to its intersection with Interstate Highway 65, thence along Interstate Highway 65 to junction Alabama Highway 22, thence along Alabama Highway 22 to the Alabama-Georgia State line to points in Mississippi; (8) from points in that part of Alabama on and south of U.S. Highway 80 to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tenn.)*; (9) from points in that part of Alabama beginning at the Alabama-Georgia State line on and south of Interstate Highway 20 to junction Interstate Highway 65 (including Jefferson, Walker, and Shelby Counties), thence along Interstate Highway 65 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Alabama-Florida State line, to points in Tennessee on and west of U.S. Highway 65 (including Davidson County); (10) from points in Florida on and west of U.S. Highway 231 to points in Georgia on and north of U.S. Highway 78 and Interstate Highway 20, and that part of Tennessee on and east of Interstate Highway 65 (including Davidson County), North Carolina and South Carolina; (11) from points in Florida to points in Kentucky, Oklahoma, Arkansas, and that part of Alabama on and north of a line beginning at the Alabama-Georgia State line extending along Interstate Highway 20 to junction Interstate Highway 65 (but including Jefferson County), thence along Interstate Highway 65 to the Alabama-Tennessee State line; (12) from those points in Florida on and east of U.S. Highway 231 to points in Tennessee on and west of Interstate Highway 65 (including Davidson County), and points in that part of Mississippi on and north of U.S. Highway 82;

(13) From points in Florida on and south of Florida Highway 60 (including Tampa, Clearwater, and St. Petersburg) to points in Louisiana on and north of U.S. Highway 190; (14) from points in Arkansas to points in Florida east of U.S. Highway 231, Georgia, North Carolina, South Carolina, and points in that part of Alabama beginning at the Alabama-Georgia State line on and south of U.S. Highway 278 to the junction with Interstate Highway 65, thence along Interstate Highway 65 to junction Alabama Highway 22, thence along Alabama Highway 22 to the Alabama-Georgia State line; (15) from points in Tennessee to points in Alabama on and south of Interstate Highway 20; (16) from points in that part of Tennessee on and east of Interstate Highway 65 (including Davidson County), to points in Mississippi on and south of Interstate Highway 20, and Louisiana; (17) from points in that part of Tennessee on and west of Interstate Highway 65 (including Davidson County), to points in Florida on and east of U.S. Highway 231 and points in that part of Georgia on and south of Interstate Highway 20 and U.S. Highway 78, and points in that part of Alabama beginning at the Alabama-Georgia State line on and south of U.S. Highway 278 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Alabama-Florida State line;

(18) From points in North Carolina and South Carolina, to points in Louisiana, Oklahoma, Mississippi, and points in that part of Arkansas on and south of Interstate Highway 40, and points in that part of Alabama on and south of U.S. Highway 278; (19) from points in that part of Georgia on and south of U.S. Highway 78 and Interstate Highway 20 to points in Arkansas, Kentucky, Oklahoma, and points in Tennessee on and west of Interstate Highway 65 (including Davidson County), and points in that part of Mississippi on and north of U.S. Highway 82; (20) from points in that part of Georgia on and north of Interstate Highway 20 and U.S. Highway 78, to points in Mississippi, Louisiana, Oklahoma, Arkansas, and points in that part of Alabama on and west of Interstate Highway 65; (21) from points in that part of Louisiana on and east of the Mississippi River to points in North Carolina, South Carolina, Kentucky on and east of U.S. Highway 231, Tennessee on and east of Interstate Highway 65 (including Davidson County), and points in that part of Georgia on and north of Interstate Highway 20 and U.S. Highway 78, and points in that part of Alabama on and north of Alabama State Highway 22 beginning at the Alabama-Georgia State line to junction Interstate Highway 65, thence along Interstate Highway 65 to the Alabama-Tennessee State line; (22) from points in Mississippi to points in North Carolina and South Carolina;

(23) From points in Mississippi on and south of Interstate Highway 20 to points in Kentucky on and east of Interstate Highway 65 (including Davidson County), and that part of Georgia on and north of Interstate Highway 20 and U.S. Highway 78; and (24) from points in Mississippi on and north of U.S. Highway 82 to points in Georgia, and points in that part of Florida on and east of Interstate Highway 75. The purpose of this filing is to eliminate the gateway of Anniston, Ala.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21202 Filed 8-12-75;8:45 am]

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[Notice No. 63]

## MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 8, 1975.

The following publications include motor carrier, water carrier, broker, freight forwarder and rail proceedings indexed as follows: (1) grants of authority requiring republication prior to certification; (2) notices of filing of petitions for modification of existing authorities; (3) new operating right's applications directly related to and processed on a consolidated record with finance applications filed under Sections 5(2) and 212(b); (4) notices of filing of Sections 5(2) and 210a(b) finance applications; and (5) notices of filing of Section 212(b) transfer applications.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application in compliance with the requirements of 49 C.F.R. § 1100.250.

Protests to the granting of the requested authority must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice (unless otherwise specified). Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest should comply with section 247(d) or section 240(c) as appropriate of the Commission's General Rules of Practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and a detailed description of the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest (except for petitions and Finance Dockets under Rule 40 requiring the original and six (6) copies of the protest) shall be filed with the Commission, and a copy shall be served concurrently upon applicant's or petitioner's representative, or applicant or petitioner if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) or section 240(c)(4) of the special rules, and shall include the certification required therein.





No. MC 111812 (Sub-No. 509) (Republication), filed August 26, 1974, and published in the FEDERAL REGISTER issue of September 26, 1974, republished as amended in the FEDERAL REGISTER issue of March 20, 1975, and republished this issue. Applicant: MIDWEST COAST TRANSPORT, INC., 900 West Delaware, P.O. Box 1233, Sioux Falls, S. Dak. 57104. Applicant's representative: Ralph H. Jinks (same address as applicant). An Initial Decision of the Commission, Administrative Law Judge George P. Morin, served June 24, 1975, became the Order of the Commission on July 24, 1975, was served August 1, 1975, and finds that the present and future public convenience and necessity require operation by applicant as a *common carrier*, by motor vehicle, over irregular routes, of *Frozen foods* (except commodities in bulk), from the facilities of Terminal Ice and Cold Storage Co., at Clearfield, Utah, to points in Delaware, Illinois, Indiana, Iowa, Kansas, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Dakota, Ohio, Pennsylvania, South Dakota, Virginia, West Virginia, Wisconsin, and the District of Columbia, restricted to traffic having a prior movement by rail or originating at the facilities of Terminal Ice & Cold Storage Co., at Clearfield, Utah, and destined to points in the named destination States; that applicant is fit, willing and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder.

The purpose of this republication is to indicate that Delaware and the District of Columbia have been added to the above destination territory. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in the proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 112822 (Sub-No. 343) (Republication), filed August 8, 1974, and published in the FEDERAL REGISTER issue of September 12, 1974, and republished this issue. Applicant: BRAY LINES INCORPORATED, 1401 North Little Street, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Robert A. Stone (same address as applicant). An Initial Decision of the Commission, Administrative Law Judge George P. Morin, served June 24, 1975, became the Order of the Commission on July 24, 1975, was served August 1, 1975, and finds that the present and future public convenience and necessity require operation by applicant as a *common carrier*, by motor vehicle, over irregular routes, of *Frozen foods* (except commodities in bulk, in tank vehicles), (1) from points in Idaho to Clearfield, Utah, and (2) from Clearfield, Utah, to points in Alabama, Arkansas, Colorado, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, restricted in (1) to traffic originating at points in Idaho and to be stored in transit at Clearfield, Utah, and in (2) to traffic either originating at or moving from storage at the warehouse facilities of Terminal Ice & Cold Storage Co., at Clearfield, Utah; that applicant is fit, willing and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate that Illinois has been added to the destination territory in (2) above, and to indicate that the restriction pertaining to (2) above has been modified to allow the transportation of traffic moving from storage at the named warehouse facilities.

Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 113388 (Sub-No. 103) (Republication), filed January 16, 1974, and published in the FEDERAL REGISTER issue of February 22, 1974, and republished this issue. Applicant: LESTER C. NEWTON TRUCKING CO., P.O. Box 618, Seaford, Del. 19973. Applicant's representative: Charles Ephraim, 1250 Connecticut Ave., N.W., Washington, D.C. 20036. An Order of the Commission, Review Board Number 3, dated June 6, 1975, and served June 17, 1975, finds, that the public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, of *frozen poultry, frozen poultry products, and frozen vegetables*, from Presque Isle, Caribou, and Portland, Maine, to points in Delaware, Florida, Georgia, Maryland, New Jersey, New York, North Carolina, Pennsylvania, and South Carolina, and the District of Columbia; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate that points in New Jersey have been added as destination points.

Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in the proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 117119 (Sub-No. 516) (Republication), filed November 11, 1974, and published in the FEDERAL REGISTER issue of December 12, 1974, and republished this issue. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, Ark. 72728. Applicant's representative: L. M. McLean (same address as applicant). An Initial Decision of the Commission, Administrative Law Judge George P. Morin, served June 24, 1975, became the Order of the Commission on July 24, 1975, was served August 1, 1975, and finds that the present and future public convenience and necessity require operation by applicant, as a *common carrier* by motor vehicle, over irregular routes, of *Frozen foods* (except in bulk), from the storage facilities of Terminal Ice & Cold Storage Co., at Clearfield, Utah, to points in the United States (except Alaska, California, Hawaii, Idaho, Nevada, Oregon, and Washington), restricted to traffic either originating at or moving from storage at the named facility in Clearfield, Utah; that applicant is fit, willing and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder.



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The purpose of this republication is to indicate that the restriction in the above authority has been modified to allow the transportation of traffic moving from storage at the named facility.

Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 126939 (Sub-No. 1) (Republication), filed October 9, 1973, and published in the FEDERAL REGISTER issue of November 29, 1973, and republished this issue. Applicant: W. GRAY BRAXTON, doing business as W. GRAY BRAXTON TRUCKING CO., P.O. Box 186, Cottondale, Fla. 32431. Applicant's representative: Sol H. Proctor, 2501 Gulf Life Tower, Jacksonville, Fla. 32207. A Decision and Order of the Commission, Review Board Number 1, dated July 28, 1975, and served July 31, 1975, finds that the present and future public convenience and necessity require operation in interstate commerce by applicant, as a *common carrier*, by motor vehicle, over irregular routes, of *pallets, shooks, and wood chips*, from Cairo, Ga., to points in Florida; that applicant is fit, willing, and able properly to perform such service, and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate that the commodity description has been broadened to include *wood chips*. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 127185 (Sub-No. 6) (Republication), filed January 27, 1975, and published in the FEDERAL REGISTER issue of February 27, 1975, and republished this issue. Applicant: GATEWAY TRANSFER CO., INC., 1319 Santa Rita Ave., P.O. Box 526, Laredo, Tex. 78040. Applicant's representative: Jerry Prestridge, P.O. Box 1148, Austin, Tex. 78767. An Order of the Commission, Operating Rights Board, dated June 24, 1975 and served July 28, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier*, by motor vehicle, over irregular routes, of *automobile leaf springs*, from ports of entry on the International Boundary line between the United States and Mexico located at or near Eagle Pass, Tex., to Laredo, Tex., restricted to the transportation of traffic originating at points in Mexico; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate that the territorial description has been modified to include Laredo, Tex. as the destination point in lieu of the port of entry on the International Boundary line between the United States and the Republic of Mexico located at or near Eagle Pass, Tex., as originally published. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 133095 (Sub-No. 53) (Republication), filed February 1, 1974, and published in the FEDERAL REGISTER issue of March 14, 1974, and republished this issue. Applicant: TEXAS-CONTINENTAL EXPRESS, INC., P.O. Box 434, Euless, Tex. 76039. Applicant's representative: Charles E. Creager, P.O. Box 1417, Hagerstown, Md. 21740. A Report and Order of the Commission, Review Board Number 3, dated July 16, 1975, and served July 30, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, of *meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the facilities of Swift Fresh Meats Co., at or near Brownwood, Tex., to points in Maine, New Hampshire, Connecticut, Delaware, Maryland, Virginia, West Virginia, Pennsylvania, Massachusetts, Rhode Island, Vermont, New York, and New Jersey, and the District of Columbia, restricted to the transportation of shipments originating at the above-named facilities and destined to the above-named destination points; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate the addition of Pennsylvania as a destination point. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 134387 (Sub-No. 23) (Republication), filed November 18, 1974, and published in the FEDERAL REGISTER issue of December 27, 1974, and republished this issue. Applicant: BLACKBURN TRUCK LINES, INC., 4998 Branyon Avenue, South Gate, Calif. 90280. Applicant's representative: David P. Christinnson, 606 South Olive Street, Suite 825, Los Angeles, Calif. 90014. An Order of the Commission, Operating Rights Board, dated July 15, 1975, and served July 31, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier*, by motor vehicle, over irregular routes, of *metal cans and can ends* (from the facilities of Crown Cork & Seal Company, Inc., located in Los Angeles County, Calif., to points in Coconino County, Ariz.; that applicant is fit, willing, and able properly perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to indicate that the correct origin point is located in Los Angeles County, Calif., instead of Orange County, Calif., as originally published. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 136211 (Sub-No. 29) (Republication), filed January 20, 1975, and published in the FEDERAL REGISTER issue of February 20, 1975, and republished this issue. Applicant: MERCHANTS HOME DELIVERY SERVICE, INC., 210 St. Mary's Drive, Suite G, P.O. Box 5067, Oxnard, Calif. 93030. Applicant's representative: Joseph E. Rebman, 1230 Boatmen's Bank Bldg., 314 North Broadway, St. Louis, Mo. 63102. An Order of the Commission, Operating Rights Board, dated July 8, 1975, and served July 21, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *contract carrier*, by motor vehicle, over irregular routes, of (1) *new furniture, new home furnishings, appliances and recreational equipment;* from the facilities of the Levitz Furniture Corporation located at or near Calumet City, Rolling Meadows, and Hillside, Ill., to points in Wisconsin on, south, and east of a line beginning at Lake Michigan at Racine, Wis., and extending westerly along Wisconsin Highway 11 to junction Wisconsin Highway 67, thence south along Wisconsin Highway 67 to junction U.S. Highway 14 to the Wisconsin-Illinois State line; and to points in Indiana on, west, and north of a line beginning at junction Indiana Highway 49 and Lake Michigan, south along Indiana Highway 49 to junction Indiana Highway 14, and thence along Indiana Highway 14 to the Illinois-Indiana State line; and (2) *returned shipments of the commodities* described in (1) above, from points in the destination territories indicated in (1) above, to the facilities of Levitz Furniture Corporation, located at the origin described in (1) above under a continuing contract or contracts with Levitz Furniture Corporation; will be consistent with the public interest and the national transportation policy; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder.

The purpose of this republication is to indicate that the above defined destination territory located in Indiana has been changed to read "on, west, and north" of the indicated line in lieu of "on and east" of the described line, as originally published. Because it is possible that parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 17546 (Notice of filing of petition to modify territorial description), filed July 31, 1975. Petitioner: R. G. DELIVERY SERVICE, INC., 410 13th St., Hoboken, N.J. 07030. Petitioner's representative: Paul J. Keeler, P.O. Box 253, South Plainfield, N.J. 07080. Petitioner holds a motor *contract carrier* permit in No. MC 17546 issued July 25, 1975, authorizing transportation, as pertinent, over irregular routes, of *Such merchandise* as is dealt in by retail shoe stores, and *equipment, materials and supplies* used in the conduct of such business, Between New York and Mount Vernon, N.Y., on the one hand, and, on the other, Philadelphia, Pa., and points in New Jersey within 60 miles of City Hall, New York, N.Y.

By the instant petition, petitioner seeks to modify the territorial description in the above authority so as to read, Between points in the New York, N.Y. Commercial Zone, as defined by the Commission, and White Plains, N.Y., on the one hand, and, on the other, Philadelphia, Pa. and points in New Jersey within 60 miles of City Hall, New York, N.Y. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 24136 (Sub-Nos. 8, 9, 11, 12, 13 and 15G) (Notice of filing of petition to modify commodity descriptions), filed June 23, 1975. Petitioner: HARRISON-SHIELDS TRANSPORTATION LINES, INC. (Hillard Kreimer, Receiver in Bankruptcy), P.O. Box 445, Meadow Lands, Pa. 15347. Petitioner's representative: Harold G. Hernly, Jr., 118 North St. Asaph Street, Alexandria, Va. 22314. Petitioner holds motor *common carrier* certificates in No. MC 24136 (Sub-Nos. 8, 9, 11, 12, 13 and 15G), issued August 30, 1960, July 25, 1963, May 7, 1971, May 9, 1972, March 22, 1973, and February 26, 1975, respectively, authorizing transportation, over irregular routes, in Sub-No. 8, of *Such merchandise* as is dealt in by mail order houses, the business of which is the sale of general commodities, From Pittsburgh, Pa., to points in that part of Pennsylvania on and west of U.S. Highway 15; in Sub-No. 9, of *Such merchandise* as dealt in by mail order houses, the business of which is the sale of general commodities, Between Pittsburgh, Pa., and Rochester, N.Y. restricted to that between warehouses and terminal facilities of Sears, Roebuck and Co., at Pittsburgh, Pa., and warehouses and stores of Sears, Roebuck and Co., at Rochester, N.Y.; in Sub-No. 11, of *Such merchandise* as is dealt in by mail order houses and department stores, the business of which is the sale of general commodities, Between points in Chartiers Township, Pa., on the one hand, and, on the other, points in that part of West Virginia on and north of West Virginia Highway 3; in Sub-No. 12, of *Such merchandise* as is dealt in by mail order houses and department stores the business of which is the sale of general commodities, Between points in Chartiers Township, Pa., on the one hand, and, on the other, points in that part of Ohio, east and south of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 40 to Vandalia,

Thence along U.S. Highway 25 to Findlay, thence along Ohio Highway 12 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 6, thence along U.S. Highway 6 to Sandusky, Ohio; in Sub-No. 13, of *Such merchandise* as is dealt in by mail-order houses and department stores, the business of which is the sale of general commodities, Between points in Chartiers Township, Pa., on the one hand, and, on the other, Auburn, Binghamton, Cortland, Elmira, Geneva, Hornell, Lockport, Olean, Rochester and Syracuse, N.Y., and points in that part of New York on and west of a line beginning at Olcott and extending along New York Highway 78 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 62, thence along U.S. Highway 62 to Hamburg, and thence along U.S. Highway 219 to the New York-Pennsylvania State line and in Sub-No. 15G, of *Such merchandise* as is dealt in by mail order houses and department stores, the business of which is the sale of general commodities, Between points in that part of West Virginia on and north of West Virginia Highway 3; points in that part of Ohio east and south of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 40 to Vandalia, Ohio, thence along U.S. Highway 25 to Findlay, Ohio, thence along Ohio Highway 12 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 6, thence along U.S. Highway 6 to Sandusky, Ohio, points in Auburn, Binghamton, Cortland, Elmira, Geneva, Hornell, Lockport, Olean, Rochester, and Syracuse, N.Y., and points in that part of New York on and west of a line beginning at Olcott, N.Y., and extending along New York Highway 78 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 62, thence along U.S. Highway 62 to Hamburg, N.Y., and

Thence along U.S. Highway 219 to the New York-Pennsylvania State line; points in that part of Maryland on and west of U.S. Highway 11, and points in that part of Pennsylvania south and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 422 to junction Pennsylvania Highway 259, thence along Pennsylvania Highway 259 to Brush Valley, Pa., thence along Pennsylvania Highway 56 to Seward, Pa., thence along Pennsylvania Highway 711 to Normalville, Pa., and thence along Pennsylvania Highway 381 to the Pennsylvania-West Virginia State line, including points on the indicated portions of the highways specified. By the instant petition, petitioner seeks to modify the commodity descriptions in the above described authorities so as to read: *General commodities* (except Classes A and B explosives, commodities in bulk, commodities requiring special equipment, and household goods as defined by the Commission). Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 116763 (Sub-No. 158) (Notice of filing of petition to remove restriction), filed July 30, 1975. Petitioner: CARL SUBLER TRUCKING, INC., P.O. Box 81, North West Street, Versailles, Ohio 45380. Petitioner's representative: J. G. Dall, Jr., 1111 E Street NW., Washington, D.C. 20004. Petitioner holds a motor *common carrier* certificate in No. MC 116763







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(Sub-No. 158), issued April 10, 1975, authorizing transportation, over irregular routes, of (1) *Air cleaners, coolers, dehumidifiers, heaters,* and *furnaces,* and (2) *accessories* used in the installation of the items named in (1) above, from Elyria, Ohio, to points in that part of Alabama on and north of U.S. Highway 80, and points in that part of Georgia north of U.S. Highway 80, Jackson and Meridian, Miss., and New Orleans, La., restricted: (a) against the transportation of commodities which because of size or weight require the use of special equipment; and (b) to the transportation of traffic originating at the plant site and storage facilities of The Tappan Company, at Elyria, Ohio. By the instant petition, petitioner seeks to delete the restriction in (b) above from the above described authority. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's Special Rules governing notice of filing of applications by motor carriers of property or passengers under Sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 C.F.R. 1.240).

MOTOR CARRIERS OF PROPERTY

APPLICATION FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATION UNDER SECTION 5 GOVERNED BY SPECIAL RULE 240 TO THE EXTENT APPLICABLE.

No. MC 19311 (Sub-No. 31), filed July 15, 1975. Applicant: CENTRAL TRANSPORT, INC., 34200 Mount Road, Sterling Heights, Mich. Applicant's representative: Leonard R. Kofkin, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Automobile seats and parts thereof*, from points in Michigan within 50 miles of Grand Rapids, Mich., to points in Alabama and Washington. The purpose of this filing is to eliminate a gateway at Grand Rapids, Mich.

(2) *Veneer and plywood*, from Lowville, N.Y., to Litchfield, Mich. The purpose of this filing is to eliminate a gateway at Grand Rapids, Mich.

(3) *Automobile springs*, from Royersford, Pa., to Detroit and Highland, Mich. and points in Michigan within 50 miles of Grand Rapids, Mich. The purpose of this filing is to eliminate a gateway at Grand Rapids, Mich.

(4) *Veneer*, from Chestertown, N.Y., to Litchfield, Mich. The purpose of this filing is to eliminate a gateway at Grand Rapids, Mich.

(5) *Automobile seats*, from Detroit, Mich. and points in Michigan within 50 miles of Grand Rapids, Mich., to St. Louis, Mo. and points in Illinois, Indiana, Maryland, Massachusetts, Minnesota, New Jersey, New York, Ohio, Pennsylvania, West Virginia, Wisconsin and the District of Columbia. The purpose of this filing is to eliminate a gateway at Grand Rapids, Mich.

(6) *Automobile parts*, from the plantsite of Chase Manufacturing Inc. at or near Douglas, Mich., to Toledo, Cleveland, Akron, Mansfield, Columbus and Springfield, Ohio and Coal City, Ill. The purpose of this filing is to eliminate a gateway at Jackson, Mich.

(7) *Farm tractors, and farm equipment* intended for use with tractors and when moving with tractors, between points in Michigan on the one hand, and, on the other, Toledo, Cleveland, Akron, Mansfield, Columbus, and Springfield, Ohio and Coal City, Ill. The purpose of this filing is to eliminate a gateway at Detroit, Mich.

(8) *Automobile parts*, between Grand Rapids, Mich. and points in Michigan within 50 miles of Grand Rapids, Mich., to Toledo, Cleveland, Akron, Mansfield, Columbus and Springfield, Ohio and Coal City, Ill.

The purpose of this filing is to eliminate a gateway at Highland Park, Mich.

NOTE.—Common control may be involved This is a gateway elimination request and is directly related to a Section 5(2) proceeding published in the FEDERAL REGISTER of July 30, 1975. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 42487 (Sub-No. 835), filed April 23, 1975. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representative: Eugene T. Liipfert, Suite 1100, 1660 L Street, NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: Regular routes: (A) *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), (1) Between Charlotte and Raleigh, N.C.: From Charlotte over North Carolina Highway 27 to Carthage, N.C., thence over U.S. Highway 15 to junction U.S. Highway 1, thence over U.S. Highway 1 to Raleigh, and return over the same route; and also on return: From Raleigh over U.S. Highway 15 to Pinehurst, N.C., (and also from Southern Pines over North Carolina Highway 2 to Pinehurst), thence over North Carolina Highway 2 to Candor, N.C., thence over U.S. Highway 220 to Biscoe, N.C., thence over North Carolina Highway 27 to Charlotte, serving the intermediate points of Albemarle, Troy, Biscoe, Carthage, Sanford, Merry Oaks, Vass, Lakeview, Southern Pines, Aberdeen, Pinehurst, West End, Eagle Springs, Samarcand, Candor, Allen and Locust, N.C., and the off-route points of Wadeville, Bonsal, New Hill, Moncure, Apex, Carry, Cameron, Manly, Oakboro, Midland, Norwood, Badin, Mount Gilead, Broadway, Jackson Springs, Pinebluff, Hemp, Jonesboro and Sanatorium, N.C.; (2) Between Sanford and Durham, N.C.: From Sanford over U.S. Highway 15 to Durham, and return over the same route, serving the intermediate points of Pittsboro and Chapel Hill, N.C., and the off-route points of Bynum and Carrboro, N.C.; (3) Between Mocksville and Harmony, N.C.: From Mocksville over U.S. Highway 64 to junction Davie County Road 1306, thence over Davie County Road 1306 to the Iredell County Boundary line, thence over Iredell County Road 2126 to junction North Carolina Highway 901, thence over North Carolina Highway 901 to Harmony, and return over the same route, serving all intermediate points.

(4) Between Harmony and North Wilkesboro, N.C.: From Harmony over North Carolina Highway 901 to junction North Carolina Highway 115, thence over North Carolina Highway 115 to North Wilkesboro, and return over the same route, serving all intermediate points; (5) Between North Wilkesboro, N.C. and junction North Carolina Highway 268 and U.S. Highway 321: From North Wilkesboro over North Carolina Highway 268 to junction U.S. Highway 321, and return over the same route, serving all intermediate points; (6) Between junction U.S. Highway 601 and North Carolina Highway 801, near Cooleemee, N.C. and junction North Carolina Highway 801 and U.S. Highway 158 near Advance, N.C.: From junction U.S. Highway 601 and North Carolina Highway 801 over North Carolina Highway 801 to junction U.S. Highway 158, and return over the same route, serving all intermediate points; (7) Between junction U.S. Highway 64 and Davie County Road 1605 and junction Davie County Road 1616 and North Carolina Highway 801: From junction U.S. Highway 64 and Davie County Road 1605 over Davie County Road 1605 to junction Davie County Road 1616, thence over Davie County Road 1616 to junction North Carolina Highway 801, and return over the same route, serving all intermediate points; (8) Between junction North Carolina Highway 901 and Iredell County Road 1862 and junction Iredell County Roads 1862 and 1896: From junction North Carolina Highway 901 and Iredell County Road 1862 over Iredell County Road 1862 to junction Iredell County Road 1896, and return over the same route, serving all intermediate points; (9) Between junction North Carolina Highway 268 and Wilkes County Road 1957 and junction Wilkes County Road 1002 and U.S. Highway 21: From junction North Carolina Highway 268 and Wilkes County Road 1957 over Wilkes County Road 1957 to junction Wilkes County Road 1002, thence over Wilkes County Road 1002 to junction U.S. Highway 21, and return over the same route, serving all intermediate points;

(B) *General commodities* (except those requiring special equipment) (1) Between Charlotte and Carthage, N.C.: From Charlotte over North Carolina





Highway 27 to Carthage, and return over the same route, serving all intermediate points and the off route points of Midland, Badin, Oakboro and Mount Gilead, N.C.; (2) Between Carthage and Raleigh, N.C.: From Carthage over North Carolina Highway 27 to junction U.S. Highway 501, thence over U.S. Highway 501 to junction U.S. Highway 1, thence over U.S. Highway 1 to Raleigh, and return over the same route, serving all intermediate points; (3) Between Raleigh and Cherry Point, N.C.: From Raleigh over U.S. Highway 70 to Smithfield, N.C., thence over U.S. Highway 70–A to junction U.S. Highway 70 just west of Princeton, N.C., thence over U.S. Highway 70 to Kinston, N.C., thence over North Carolina Highway 55 to New Bern, N.C., thence over U.S. Highway 70 to Havelock, N.C., thence over unnumbered highway to Cherry Point, N.C., and return over the same route, serving all intermediate points, and the off route points of Selma and Seven Springs, N.C.; (4) Between Asheboro and Williamston, N.C.: From Asheboro over U.S. Highway 64 to Williamston, and return over the same route, serving all intermediate points; (5) Between New London and Burlington, N.C.: From New London over North Carolina Highway 8 to junction North Carolina Highway 49, thence over North Carolina Highway 49 to Asheboro, N.C., thence over North Carolina Highway 49 via Central Falls and Gray's Chapel, N.C. to Liberty, N.C., thence over North Carolina Highway 49 to Burlington, and return over the same route, serving all intermediate points, and the off route points of Newsom and Denton, N.C.; (6) Between Sanford and Goldsboro, N.C.: From Sanford over U.S. Highway 421 to Dunn, N.C., thence over North Carolina Highway 55 to Mount Olive, N.C., thence over U.S. Highway 117 to Goldsboro, and return over the same route, serving all intermediate points;

(7) Between Candor and New Bern, N.C.: From Candor over North Carolina Highway 211 to Raeford, N.C., thence over U.S. Highway 401 to Fayetteville, N.C., thence over North Carolina Highway 24 to Jacksonville, N.C., thence over U.S. Highway 17 to New Bern, and return over the same route, serving all intermediate points, and the off route Pines over North Carolina Highway 2; to U.S. Highway 220 over North Carolina Highway 73; (b) Pinehurst to Southern Pines over North Carolina Highway 2; (c) Salemburg on unnumbered highway from Autryville to junction North Carolina Highway 24, four miles west of Clinton, N.C.; and (d) Camp Lejeune, N.C., to be served as adjacent to and within the commercial zone of Jacksonville; (8) Between Mount Gilead and the junction of North Carolina Highway 731 and U.S. Highway 220: From Mount Gilead over North Carolina Highway 731 to junction U.S. Highway 220, and return over the same route, serving all intermediate points; (9) Between Salisbury and Norwood, N.C.: From Salisbury over U.S. Highway 52 to Norwood, and return over the same route, serving all intermediate points; (10) Between Midland and Norwood, N.C.: From Midland, over unnumbered highway via Stanfield and Oakboro, N.C. to Norwood, and return over the same route, serving all intermediate points; (11) Between High Point, N.C. and junction U.S. Highway 311 and U.S. Highway 220: From High Point over U.S. Highway 311 to junction U.S. Highway 220, and return over the same route, serving all intermediate points; (12) Between Greensboro and Laurinburg, N.C.: From Greensboro over U.S. Highway 220 to Rockingham, N.C., thence over U.S. Highway 74 to Laurinburg, and return over the same route, serving all intermediate points;

(13) Between Greensboro and Carthage, N.C.: From Greensboro over U.S. Highway 421 to junction North Carolina Highway 22, thence over North Carolina Highway 22 to junction North Carolina Highway 27, thence over North Carolina Highway 27 to Carthage, and return over the same route, serving all intermediate points, and the following off route unnumbered highways: (a) Bennett to North Carolina Highway 705 north of Robbins, N.C. and (b) Robbins, N.C. to North Carolina Highway 22 south of Highfalls, N.C.; (14) Between Seagrove, N.C. and junction North Carolina Highway 705 and North Carolina Highway 27: From Seagrove over North Carolina Highway 705 to junction North Carolina Highway 27, and return over the same route, serving all intermediate points; (15) Between Durham and Laurinburg, N.C.: From Durham over U.S. Highways 15 and 501 to Laurinburg, and return over the same route, serving all intermediate points, and the off route points and highways of: (a) Carrboro west of Chapel Hill, N.C. on North Carolina Highway 54; and (b) From Tramway, N.C. south of Sanford, N.C. to Jonesboro Heights, N.C. over North Carolina Highway 78; (16) Between Aberdeen and Sanford, N.C.: From Aberdeen over U.S. Highway 1 to Sanford, and return over the same route, serving all intermediate points; (17) Between Apex, N.C. and junction North Carolina Highway 55 and U.S. Highway 64: From Apex over North Carolina Highway 55 to junction U.S. Highway 64, and return over the same route, serving all intermediate points; (18) Between Raleigh and Lillington, N.C.: From Raleigh over U.S. Highway 401 to Lillington, and return over the same route, serving all intermediate points; (19) Between Lillington and Smithfield, N.C.: From Lillington over North Carolina Highway 210, to Smithfield, and return over the same route, serving all intermediate points;

(20) Between Garner, N.C. and junction North Carolina Highway 50 and North Carolina Highway 210: From Garner over North Carolina Highway 50 to junction North Carolina Highway 210, and return over the same route, serving all intermediate points; (21) Between Goldsboro and Washington, N.C.: From Goldsboro over U.S. Highway 13 to Snow Hill, N.C., thence over U.S. Highway 258 to Farmville, N.C., thence over U.S. Highways 264–A and 264 to Washington, N.C., and return over the same route, serving all intermediate points; (22) Between Robersonville and Kenansville, N.C.: From Robersonville over North Carolina Highway 903 to junction North Carolina Highway 11 near House, N.C., thence over North Carolina Highway 11 to Kenansville, and return over the same route, serving all intermediate points; (23) Between Sanford and Fayetteville, N.C.: From Sanford over North Carolina Highway 87 to Fayetteville, and return over the same route, serving all intermediate points, including Fort Bragg, N.C.; (24) Between Lillington and Lumberton, N.C.: From Lillington over U.S. Highway 401 to Fayetteville, N.C., thence over U.S. Highway 301 to Lumberton, and return over the same route, serving all intermediate points, and the off route points of Hope Mills, Tokay and Roslin; (25) Between Maxton, N.C. and junction North Carolina Highway 71 and U.S. Highway 301. From Maxton over North Carolina Highway 71 to junction U.S. Highway 301, and return over the same route, serving all intermediate points: (26) Between Laurinburg and Lumberton, N.C.: From Laurinburg over U.S. Highway 74 to Lumberton, and return over the same route, serving all intermediate points, and the off route point of Pembroke, N.C.; (27) Between Raleigh and Durham, N.C.: (A) From Raleigh over U.S. Highway 70 to junction Raleigh-Durham Airport Road, thence over said airport road to the Raleigh-Durham Airport, thence over an unnumbered highway to Nelson, N.C., thence over Durham County Secondary Road No. 1959 to junction U.S. Highway 70, thence over U.S. Highway 70 to Durham, and return over the same route, serving all intemediate points, and serving the off route point of the William B. Unstead State Park; and (B) From Raleigh over U.S. Highway 70 to Durham, and return over the same route, serving all intermediate points, and the off route points of the William B. Unstead State Park and the Raleigh-Durham Airport;

(28) Between junction U.S. Highway 401 and North Carolina Highway 217 and Erwin, N.C.: From junction U.S. Highway 401 and North Carolina Highway 217 over North Carolina Highway 217 to Erwin, and return over the same route, serving all intermediate points; (29) Between Aberdeen, N.C. and junction North Carolina Highway 177 and U.S. Highway 74 near Hamlet, N.C.: From Aberdeen over U.S. Highway 1 to junction North Carolina Highway 177 (formerly North Carolina Highway 77), thence over North Carolina Highway 177 to junction U.S. Highway 74, and return over the same route, serving all intermediate points; (30) Between junction U.S. Highway 29 and North Carolina Highway 49 and junction North Carolina Highway 49 and North Carolina Highway 8, four miles east of Richfield, N.C.: From junction U.S. Highway 29 and North Carolina Highway 49 over North Carolina Highway 49 to junction North Carolina Highway 8, and return over the same route, serving all intermediate points; (31) Between Albemarle, N.C. and junc-



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tion North Carolina Highway 73 and North Carolina Highway 40 near Mount Pleasant, N.C.: From Albemarle over North Carolina Highway 73 to junction North Carolina Highway 49, and return over the same route, serving all intermediate points; (32) Between Charlotte and Greensboro, N.C.: From Charlotte over U.S. Highway 29 to High Point, N.C., thence over U.S. Highway 29–A to Greensboro, and return over the same route, serving all intermediate points; (33) Between Salisbury and Winston-Salem, N.C.: From Salisbury over U.S. Highway 601 to Mocksville, N.C., thence over U.S. Highway 158 to Winston-Salem, and return over the same route, serving all intermediate points; (34) Between junction U.S. Highway 601 and North Carolina Highway 801 and Cooleemee, N.C.: From junction U.S. Highway 601 and North Carolina Highway 801 over North Carolina Highway 801 to Cooleemee, and return over the same route, serving all intermediate points;

(35) Between Winston-Salem and Lexington, N.C.: From Winston-Salem over U.S. Highway 52 to Lexington, and return over the same route, serving all intermediate points; (36) Between Salisbury and Faith, N.C.: From Salisbury over unnumbered highway to Faith, and return over the same route, serving all intermediate points; (37) Between Mocksville and Mount Airy, N.C.: From Mocksville over U.S. Highway 601 to Mount Airy, and return over the same route, serving all intermediate points; (38) Between Greensboro and Burlington, N.C.: From Greensboro over U.S. Highway 70 to junction North Carolina Highway 100, thence over North Carolina Highway 100 to Burlington, and return over the same route, serving all intermediate points; (39) Between Burlington and Mebane, N.C.: From Burlington over U.S. Highways 70 and 70–A to Mebane, and return over the same route, serving all intermediate points; (40) Between Burlington and Reidsville, N.C.: From Burlington over North Carolina Highway 87 to Reidsville, and return over the same route, serving all intermediate points; (41) Between junction North Carolina Highway 22 and U.S. Highway 421 and Sanford, N.C.: From junction North Carolina Highway 22 and U.S. Highway 421 over U.S. Highway 421 to Sanford, and return over the same route, serving all intermediate points; (42) Between Red Springs and Raeford, N.C.: From Red Springs over North Carolina Highway 211 to Raeford, and return over the same route, serving all intermediate points; (43) Between Mocksville and Lexington, N.C.: From Mocksville over U.S. Highway 64 to Lexington, and return over the same route, serving all intermediate points; (44) Between Salisbury and Cooleemee, N.C.: From Salisbury southerly over North Carolina Highway 150 to junction unnumbered highway (3½ miles southwest of Mill Bridge, N.C.), thence over said unnumbered highway to Mount Ulla, N.C. (on North Carolina Highway 801), thence over North Carolina Highway 801 to Cooleemee, and return over the same route, serving all intermediate points;

(45) Between Barber and Cleveland, N.C.: From Barber over U.S. Highway 70 to Cleveland, and return over the same route, serving all intermediate points; (46) Between junction U.S. Highway 29 and North Carolina Highway 150 and Winston-Salem, N.C.: From junction U.S. Highway 29 and North Carolina Highway 150 over North Carolina Highway 150 to Winston-Salem, and return over the same route, serving all intermediate points; (47) Between Lexington and Asheboro, N.C.: From Lexington over U.S. Highway 64 to Asheboro, and return over the same route, serving all intermediate points; (48) Between junction U.S. Highway 64 and U.S. Highway 264 at Zebulon, N.C. and Farmville, N.C.: From junction U.S. Highways 64 and 264 over U.S. Highway 264 to junction U.S. Highway 264–A, thence over U.S. Highway 264–A to Farmville, and return over the same route, serving all intermediate points; (49) Between Goldsboro and Rocky Mount, N.C.: From Goldsboro over U.S. Highway 117 to junction U.S. Highway 301 just south of Wilson, N.C., thence over U.S. Highway 301 to Rocky Mount, and return over the same route, serving all intermediate points; (50) Between Thomasville and Winston-Salem, N.C.: From Thomasville over North Carolina Highway 109 to Winston-Salem, and return over the same route, serving all intermediate points; (51) Between Winston-Salem and Mount Airy, N.C.: From Winston-Salem over U.S. Highways 52 and 52–A to Mount Airy, and return over the same route, serving all intermediate points; (52) Between New Bern and Bayboro, N.C.: From New Bern over North Carolina Highway 55 to Bayboro, and return over the same route, serving all intermediate points; (53) Between Charlotte and North Wilkesboro, N.C.: From Charlotte over North Carolina Highway 27 to junction U.S. Highway 321 at Lincolnton, N.C., thence over U.S. Highway 321 to junction North Carolina Highway 16 at Conover, N.C., thence over North Carolina Highway 16 to junction U.S. Highway 421, thence over U.S. Highway 421 to junction North Carolina Highway 18, thence over North Carolina Highway 18 to North Wilkesboro, and return over the same route, serving all intermediate points;

(54) Between Charlotte, N.C. and the North Carolina-Virginia State Boundary line: From Charlotte over North Carolina Highway 115 (formerly U.S. Highway 21) to junction U.S. Highway 21 north of Mooresville, N.C., thence over U.S. Highway 21 to the North Carolina-Virginia State Boundary line, and return over the same route, serving all intermediate points; (55) Between Statesville and Taylorsville, N.C.: From Statesville over North Carolina Highway 90 to Taylorsville, and return over the same route, serving all intermediate points; (56) Between Mooresville, N.C. and junction North Carolina Highway 89 and the North Carolina-Virginia State Boundary line: From Mooresville over North Carolina Highway 801 to Barber, N.C., thence over North Carolina Highway 801 to junction U.S. Highway 601, thence over U.S. Highway 601 to Mount Airy, N.C., thence over North Carolina Highway 89 to the North Carolina-Virginia State Boundary line, and return over the same route, serving all intermediate points; (57) Between junction U.S. Highway 601 and North Carolina Highway 268 five miles south of Dobson, N.C. and North Wilkesboro, N.C.: From junction U.S. Highway 601 and North Carolina Highway 268 over North Carolina Highway 268 to North Wilkesboro, and return over the same route, serving all intermediate points; (58) Between North Wilkesboro and Millers Creek, N.C. (near junction North Carolina Highway 16 and unnumbered county road): From North Wilkesboro over unnumbered county road to junction North Carolina Highway 16, thence over North Carolina Highway 16 to Millers Creek, and return over the same route, serving all intermediate points, and the off route points of Zionsville, Creston, Warrensville and Lansing, N.C.: From Millers Creek, N.C. and Millers Creek, N.C.: From Millers Creek over unnumbered county road (formerly U.S. Highway 421), to junction U.S. Highway 421, thence over U.S. Highway 421 to junction North Carolina Highway 194, thence over North Carolina Highway 194 (formerly U.S. Highway 221), to junction U.S. Highway 221 to junction North Carolina Highway 16, thence southerly over North Carolina Highway 16 to Millers Creek, and return over the same route, serving all intermediate points, and the off-route points of Zionsville, Creston, Warrensville and Lansing, N.C.;

(60) Between junction unnumbered county road and U.S. Highway 421 and North Wilkesboro, N.C.: From junction unnumbered county road and U.S. Highway 421 to Wilkesboro, N.C., thence over North Carolina Highway 18 to North Wilkesboro, and return over the same route, serving all intermediate points; (61) Between Lenoir and Boone, N.C.; From Lenoir over U.S. Highway 321 to Boone, and return over the same route, serving all intermediate points; (62) Between North Wilkesboro, N.C. and junction North Carolina Highway 18 and North Carolina Highway 89 one mile south of the North Carolina-Virginia State Boundary line: From North Wilkesboro over North Carolina Highway 18 to junction North Carolina Highway 89, and return over the same route, serving all intermediate points; (63) Between junction North Carolina Highway 27 and North Carolina Highway 109 and junction North Carolina Highway 109 and North Carolina Highway 49, 6 miles south of Denton, N.C.: From junction North Carolina Highway 27 and North Carolina Highway 109 over North Carolina Highway 109 to junction North Carolina Highway 49, and return over the same route, serving all intermediate points; (64) Between Laurinburg, N.C. and the Spring Mills Plant Site near Scotland County Road 1407: From Laurinburg over U.S. Highway 401 to junction Scotland County Road 1421, thence over Scotland County Road 1421 to junction Scotland County Road 1407, thence over Scotland County Road 1407 to the Spring Mills Plant Site, and return over the same route, serving all intermediate points; (65) Between Warsaw and Kenansville, N.C.: From Warsaw over Duplin County Road 1300 to junction Duplin County Road 1301, thence over Duplin County Road 1301 to Kenansville, and return over the same route serving all intermediate points; (66) Between Chocowinity and Bayboro, N.C.: From Chocowinity over North Carolina Highway 33 to Hobucken, N.C., thence over North Carolina Highway 33 to junction North Carolina Highway 304, thence over North Carolina Highway 304 to Bayboro, and return over the same route, serving all intermediate points;

(67) Between junction North Carolina Highway 33 and North Carolina Highway 306 and Grantsboro, N.C.: From junction North Carolina Highway 33 and North Carolina Highway 306 over North Carolina Highway 306 to Grantsboro, and return over the same route, serving all intermediate points; (68) Between Bayboro and Oriental, N.C.: From Bayboro over North Carolina Highway 55 to Oriental, and return over the same route, serving all intermediate points; (69) Between Aurora, N.C. and the Texas Gulf Sulphur plant site, at or near Lees Creek, N.C.: From Aurora over Beaufort County Road 1940 to junction Beaufort County Road 1942, thence over Beaufort County Road 1942 to the Texas Gulf Sulphur plant site, and return over the same route, serving all intermediate points, and serving all off route points within 5 miles of the Texas Gulf Sulphur plant site at or near Lees Creek; (7) Between Fayetteville and Cedar Creek, N.C.: From Fayetteville over North Carolina Highway 24 to junction North Carolina Highway 53, thence over North Carolina Highway 53 to Cedar Creek, and return over the same route, serving all intermediate points, and serving all off route points within 5 miles of Cedar Creek; (71) Between Charlotte, N.C. and Charlotte, N.C.: From Charlotte over North Carolina Highway 49 to junction North Carolina Highway 160, thence over North Carolina Highway 160 to junction U.S. Highway 29 at Charlotte, N.C., and return over the same route, serving all intermediate points;

(72) Between junction U.S. Highway 74 and North Carolina Highway 381 near Hamlet, N.C. and Laurinburg, N.C.: From junction U.S. Highway 74 and North Carolina Highway 381 over North Carolina Highway 381 to Gibson, N.C., thence over North Carolina Highway 79 to Laurinburg, and return over the same route, serving all intermediate points; (73) Between Laurinburg and Lumberton, N.C.: From Laurinburg over U.S. Highway 501 to Rowland, N.C., thence over U.S. Highway 301 to Lumberton, and return over the same route, serving all intermediate points; (74) Between Maxton and Raemon, N.C.: From Maxton over North Carolina Highway 130 to Raemon, and return over the same route, serving all intermediate points; (75) Between Rowland and Whiteville, N.C.: From Rowland over North Carolina Highway 130 to Whiteville, and return over the same route, serving all intermediate points; (76) Between junction North Carolina Highway 130 and North Carolina Highway 904 and Chadbourn, N.C.: From junction North Carolina Highway 130 and North Carolina Highway 904 over North Carolina Highway 904 to Fair Bluff, N.C., thence over U.S. Highway 76 to Chadbourn, and return over the same route, serving all intermediate points, and serving the off route point of Cerro Gordo, N.C.; (77) Between Fair Bluff, N.C. and junction U.S. Highway 701 and North Carolina Highway 130 near Brunswick, N.C.: From Fair Bluff over North Carolina Highway 904 to Tabor City, N.C., thence over U.S. Highway 701 to junction North Carolina Highway 130, and return over the same route, serving all intermediate points; (78) Between Chadbourn and Tabor City, N.C.: From Chadbourn over North Carolina Highway 410 to Tabor City, and return over the same route, serving all intermediate points;

(79) Between Lumberton and Fairmont, N.C.: From Lumberton over North Carolina Highway 41 to Fairmont, and return over the same route, serving all intermediate points; (80) Serving the plant site of B. F. Goodrich Company located approximately 6½ miles west of Lumberton, N.C. as an off route point in connection with carrier's regular route operations; (81) Serving the plantsite of Richmont Fabrics, Inc., 6 miles south of Mount Gilead, N.C. as an off route point in connection with carrier's authorized regular route operations; (C) *General commodities* (except classes A and B explosives and commodities requiring special equipment), (1) Between Whiteville and Southport, N.C.: From Whiteville over North Carolina Highway 130 to junction U.S. Highway 17 at Shallote, N.C., thence over U.S. Highway 17 to junction North Carolina Highway 211 at Supply, N.C., thence over North Carolina Highway 211 to Southport, and return over the same route, serving all intermediate points; (2) Between Wilmington,, N.C. and junction U.S. Highway 17 and North Carolina Highway 211 at Supply, N.C.: From Wilmington over U.S. Highway 17 to junction North Carolina Highway 211 at Supply, and return over the same route, serving all intermediate points; (3) Between junction U.S. Highway 17 and North Carolina Highway 87 and junction North Carolina Highway 87 and North Carolina Highway 211 near Southport, N.C.: From junction U.S. Highway 17 and North Carolina Highway 87 over North Carolina Highway 87 to junction North Carolina Highway 211, and return over the same route, serving all intermediate points; (4) Between Wilmington and Fort Fisher, N.C.: From Wilmington over U.S. Highway 421 to Fort Fisher, and return over the same route, serving all intermediate points; alternate routes for operating convenience only, serving no intermediate points, in connection with carrier's regular route operations:

*General commodities* (except those requiring special equipment), (1) Between Greensboro and Winston-Salem, N.C.: From Greensboro over Interstate Highway 40 to Winston-Salem, and return over the same route; (2) Between Greensboro and Reidsville, N.C.: From Greensboro over U.S. Highway 29 to Reidsville, and return over the same route; (3) Between Mebane and Durham, N.C.: From Mebane over U.S. Highway 70 to Durham, and return over the same route; (4) Between Raleigh and Chapel Hill, N.C.: From Raleigh over North Carolina Highway 54 to Chapel Hill, and return over the same route; (5) Between Apex and Wilson, N.C.: From Apex over North Carolina Highway 55 to junction North Carolina Highway 42, thence over North Carolina Highway 42 to Fuquay-Varina, N.C., thence over North Carolina Highway 42 to Wilson, and return over the same route; (6) Between Wilson and Nashville, N.C.: From Wilson over North Carolina Highway 58 to Nashville, and return over the same route; (7) Between Wilson and Tarboro, N.C.: From Wilson over North Carolina Highway 42 to junction U.S. Highway 258, (2 miles east of Pinetops, N.C.), thence over U.S. Highway 258 to Tarboro, and return over the same route; (8) Between Washington and Williamston, N.C.: From Washington over U.S. Highway 17 to Williamston, N.C., and return over the same route; (9) Between Greenville and Vanceboro, N.C.: From Greenville over North Carolina Highway 43 to Vanceboro, and return over the same route; (10) Between Vanceboro and New Bern, N.C.: From Vanceboro over U.S. Highway 17 to New Bern, and return over the same route; (11) Between Kinston, N.C. and junction U.S. Highway 70 and North Carolina Highway 55, (six miles north of New Bern, N.C.): From Kinston over U.S. Highway 70 to junction North Carolina Highway 55, and return over the same route; (12) Between Beulaville and Pink Hill, N.C.: From Beulaville over unnumbered highway (about a distance of nine miles) to Pink Hill, and return over the same route;

(12) Between Warsaw and Mount Olive, N.C.: From Warsaw over U.S. Highway 117 to Mount Olive, and return over the same route; (14) Between Fayetteville, N.C. and junction North Carolina Highway 50 and North Carolina Highway 210 (nine miles east of Angier, N.C.): From Fayetteville over U.S. Highway 301 to junction North Carolina Highway 50 at Benson, N.C., thence over North Carolina Highway 50 to junction North Carolina Highway 210, and return over the same route; (15) Between Winston-Salem and North Wilkesboro, N.C.: From Winston-Salem over U.S. Highway 421 to North Wilkesboro, and return over the same route; (16) Between Salisbury and Statesville, N.C.: From Salisbury over U.S. Highway 70 to Statesville, and return over the same route; (17) Between Rockingham and Charlotte, N.C.: From Rockingham over U.S. Highway 74 to Charlotte, and return over the same route; (18) Between Statesville and Conover, N.C.: From Statesville over U.S. Highway 70 to Con-







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over, and return over the same route; (19) Between junction Scotland County Road 1420 and U.S. Highway 401 and Raeford, N.C.: From junction Scotland County Road 1420 and U.S. Highway 401 over U.S. Highway 401 to Raeford, and return over the same route; (20) Between Charlotte and Greensboro, N.C.: From Charlotte over Interstate Highway 85 to Greensboro, and return over the same route; (21) Between Arrowood Industrial Park, (Mecklenburg County), N.C. and junction Interstate Highway 77 and North Carolina Highway 89 in Surry County, N.C.: From Arrowood Industrial Park over Interstate Highway 77 to junction North Carolina Highway 89, and return over the same route, (22) Between Greensboro and Durham, N.C.: From Greensboro over Interstate Highway 85 to Durham, and return over the same route; (23) Between Durham and Raleigh, N.C.: From Durham over Interstate Highway 40 to Raleigh, and return over the same route; (24) Between Winston-Salem and Conover, N.C.: From Winston-Salem over Interstate Highway 40 to Conover, and return over the same route, (25) Between Rowland and Rocky Mount, N.C.: From Rowland over Interstate Highway 95 to Rocky Mount, and return over the same route;

(26) Between Norwood and Mount Gilead, N.C.: From Norwood over U.S. Highway 52 to junction North Carolina Highway 731, thence over North Carolina Highway 731 to Mount Gilead, and return over the same route; (27) Between Mount Gilead, N.C. and junction North Carolina Highway 73 and U.S. Highway 220: From Mount Gilead over North Carolina Highway 73 to junction U.S. Highway 220, and return over the same route; (28) Between Norwood, N.C. and junction U.S. Highway 52 and U.S. Highway 74: From Norwood over U.S. Highway 52 to junction U.S. Highway 74, and return over the same route; (29) Between junction U.S. Highway 301 and U.S. Highway 13 and junction U.S. Highway 13 and U.S. Highway 117: From junction U.S. Highway 301 and U.S. Highway 13 over U.S. Highway 13 to junction U.S. Highway 117, and return over the same route; (30) Between Greenville and Washington, N.C.: From Greenville over North Carolina Highway 30 to junction North Carolina Highway 33, thence over North Carolina Highway 33 to Washington, and return over the same route; (31) Between Kinston and Wilson, N.C.: From Kinston over North Carolina Highway 48 to Wilson, and return over the same route; (32) Between junction U.S. Highway 421 and North Carolina Highway 42 and Fuquay-Varina, N.C.: From junction U.S. Highway 421 and North Carolina Highway 42 over North Carolina Highway 42 to Fuquay-Varina, and return over the same route; (33) Between Concord and Monroe, N.C.: From Concord over U.S. Highway 601 to Monroe, and return over the same route; (34) Between Greenville and Bethel, N.C.: From Greenville over U.S. Highway 13 to Bethel, and return over the same route; (35) Between Chocowinity and Vanceboro, N.C.: From Chocowinity over U.S. Highway 17 to Vanceboro, and return over the same route, (36) Between Laurel Springs and Index, N.C.: From Laurel Springs over North Carolina Highway 88 to Index, and return over the same route;

(37) Between Lenoir and Taylorsville, N.C.: From Lenoir over North Carolina Highway 90 to Taylorsville, and return over the same route; (38) Between Lenoir and Conover, N.C.: From Lenoir over U.S. Highway 321 to Conover, and return over the same route; (39) Between Baldwin and Deep Gap, N.C.: From Baldwin over U.S. Highway 221 to Deep Gap, and return over the same route; (40) Between Winston-Salem and Reidsville, N.C.: From Winston-Salem over U.S. Highway 158 to Reidsville, and return over the same route; (41) Between Mooresville, and Rockwell, N.C.: From Mooresville over North Carolina Highway 152 to Rockwell, and return over the same route; (42) Between Whiteville, N.C. and junction U.S. Highway 17 and U.S. Highway 74 near New Hanover, N.C.: From Whiteville over U.S. Highway 74 to junction U.S. Highway 17, and return over the same route; (43) Between junction North Carolina Highway 111 and U.S. Highway 70 and Beulaville, N.C.: From junction North Carolina Highway 111 and U.S. Highway 70 over North Carolina Highway 111 to Beulaville, and return over the same route; (44) Between Warsaw and Wilmington, N.C.: From Warsaw over U.S. Highway 117 to Wilmington, and return over the same route; (45) Between Dunn and Clinton, N.C.: From Dunn over U.S. Highway 421 to Clinton, and return over the same route; (46) Between Clinton and Whiteville, N.C.: From Clinton over U.S. Highway 701 to Whiteville, and return over the same route; (47) Between junction North Carolina Highway 27 and North Carolina Highway 705 near Robbins, N.C. and junction North Carolina Highway 211 and North Carolina Highway 705 near Eagle Springs, N.C.: From junction North Carolina Highway 27 and North Carolina Highway 705 over North Carolina Highway 705 to junction North Carolina Highway 211, and return over the same route; (48) Between Eastwood and West End, N.C.: From Eastwood over North Carolina Highway 73 to West End, and return over the same route;

(49) Between junction North Carolina Highway 73 and North Carolina Highway 27 near Albemarle, N.C. and junction U.S. Highway 29 and North Carolina Highway 73: From junction North Carolina Highway 73 and North Carolina Highway 27 over North Carolina Highway 73 to junction U.S. Highway 29, and return over the same route; (50) Between Kinston, N.C. and junction U.S. Highway 117 and North Carolina Highway 55: From Kinston over North Carolina Highway 55 to junction U.S. Highway 117, and return over the same route; (51) Between Kinston, N.C. and junction U.S. Highway 258 and North Carolina Highway 24: From Kinston over U.S. Highway 258 to junction North Carolina Highway 24, and return over the same route; (51) Between Red Springs and Lumberton, N.C.: From Red Springs over North Carolina Highway 211 to Lumberton, and return over the same route; (52) Between Red Springs, N.C. and junction North Carolina Highway 710 and U.S. Highway 501: From Red Springs over North Carolina Highway 72 to junction North Carolina Highway 710, thence over North Carolina Highway 710 to junction U.S. Highway 501, and return over the same route; (53) Between Elkin, N.C. and junction North Carolina Highway 65 and U.S. Highway 52: From Elkin over North Carolina Highway 67 to junction North Carolina Highway 65, thence over North Carolina Highway 65 to junction U.S. Highway 52, and return over the same route; (54) Between junction U.S. Highway 401 and North Carolina Highway 55 and Angier, N.C.: From junction U.S. Highway 401 and North Carolina Highway 55 over North Carolina Highway 55 to Angier, and return over the same route; (55) Between Zebulon and Selma, N.C.: From Zebulon over North Carolina Highway 96 to Selma, and return over the same route;

(56) Between junction Interstate Highway 95 and U.S. Highway 74 and Whiteville, N.C.: From junction Interstate Highway 95 and U.S. Highway 74 over U.S. Highway 74 to Whiteville, and return over the same route; and (57) Between Jacksonville and Wilmington, N.C.: From Jacksonville over U.S. Highway 17 to Wilmington, and return over the same route. Irregular routes: (1) *Flat glass and glass glazing units*, from points in Sampson and Scotland Counties, N.C., to points in North Carolina; and (2) *racks, containers and other devices* used in handling and moving of flat glass and glass glazing units, from points in North Carolina, to points in Sampson and Scotland Counties, N.C.

NOTE.—This is a matter directly related to a Section 5(2) proceeding in MC–F–12497 published in the Federal Register issue of May 30, 1975. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 71536 (Sub-No. 12), filed July 17, 1975. Applicant: ARROW CARRIER CORPORATION, 160 Route 17, Rochelle Park, N.J. 01662. Applicant's representative: A. David Milner, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment). Between Philadelphia, Pa., and points within 15 miles of Philadelphia, New York, N.Y., Newark, N.J. and points within Nassau and Suffolk counties, N.Y., on the one hand, and on the other, points in Bergen, Essex, Hudson, and Passaic counties, N.J., and points in those portions of Passaic, Morris, Somerset, Middlesex and Monmouth counties, N.J. lying west and south of a line commencing at the New York-New Jersey State Boundary and N.J. Highway 511, running in a





southerly direction along New Jersey Highway 511 to junction with New Jersey Highway 513, thence south along New Jersey Highway 513 to junction U.S. Highway 46 (south of Rockaway, N.J.), thence westerly along U.S. Highway 46 to Dover, N.J., thence in a southerly direction along Ironia-Mendham Road (also known as Mendham Road), thence easterly and southerly along Ironia-Mendham Road to junction with New Jersey Highway 24, thence in a northerly direction along New Jersey Highway 24 to its junction with New Jersey Highway 525 at Mendham, N.J., thence south along New Jersey Highway 525 to junction with U.S. Highway 22,

Thence west along U.S. Highway 22 to junction with Interstate Highway 287, thence in a southeasterly direction along Interstate Highway 287 to its junction with New Jersey Highway 527, thence in a southeasterly direction along New Jersey Highway 527 to New Brunswick, N.J. and its junction with New Jersey Highway 18, thence in a southeasterly direction along N.J. Highway 18 to junction with U.S. Highway 9, thence in a southerly direction on U.S. Highway 9 to junction with New Jersey Highway 520, thence in an easterly direction along New Jersey Highway 520 to junction New Jersey Highway 34, thence in a southerly direction along New Jersey Highway 34 to junction New Jersey Highway 537, thence in a northeasterly direction along New Jersey Highway 537 to its termination in Long Branch, N.J. at the Atlantic Ocean, not including points on the highways named nor points in the commercial zones of such points, (hereinafter referred to as the portions of Passaic, Morris, Somerset, Middlesex and Monmouth counties referred to in Paragraph 1") and points in Albany, Rensselar, Greene, Ulster, Orange, Rockland, Columbia, Dutchess, Putnam, Westchester, Delaware, Nassau and Suffolk counties New York. The purpose of this filing is to eliminate gateways at points in Mercer County within 15 miles of Philadelphia, and points in Bergen, Essex, Hudson, and Passaic Counties, N.J.

(2) *General commodities*, (except brick, coal and coke, coin, currency, valuable papers, gems or other articles of extraordinary value, conduits or pipe (clay or terra cotta), cut glass, dangerous explosives, fireworks, fish fresh or frozen, flowers, fruits, fresh vegetables, furs, compressed gases, gasoline or other inflammable liquids or articles, hides, skins or pelts, livestock and live poultry, motion picture films, sand, gravel or crushed stone for building material purposes, X-ray machines or tubes, commodities in bulk in tank or dump vehicles, commodities which because of size or weight require the use of special equipment, and household goods as defined by the Commission), Between points in New Jersey within 35 miles of Columbus Circle, N.Y. (except points in Bergen, Passaic, Hudson and Essex counties), New York, N.Y., Newark, N.J. and points in Nassau and Suffolk counties, N.Y., on the one hand, and, on the other, points in Orange, Sullivan, Ulster and Delaware counties, N.Y. The purpose of this filing is to eliminate gateways at points in Middlesex, Monmouth, Somerset, Morris, and Union Counties, N.J. within 35 miles of Columbus Circle, N.Y.

(3) *General commodities*, (except brick, coal and coke, coin, currency, valuable papers, gems or other articles of extraordinary value, conduits or pipe (clay or terra cotta), cut glass, dangerous explosives, fireworks, fish fresh or frozen, flowers, fruits, fresh vegetables, furs, compressed gases, gasoline or other inflammable liquids or articles, hides, skins or pelts, livestock and live poultry, motion picture films, sand, gravel or crushed stone for building material purposes, X-ray machines or tubes, commodities in bulk in tank or dump vehicles, commodities which because of size or weight require the use of special equipment, and household goods as defined by the Commission), Between points in Hudson, Essex, Hunterdon, Mercer, Ocean and the portions of Passaic, Somerset, Middlesex, and Monmouth counties referred to in Paragraph 1, points in Nassau and Suffolk counties, N.Y., on the one hand, and, on the other, points in Orange, Sullivan and Delaware counties, N.Y. The purpose of this filing is to eliminate gateways at points in Hudson and Essex counties, N.J.

(4) *General commodities* (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), From Philadelphia, Pa. to Princeton, N.J., points in Morris, Union and Middlesex Counties, N.J., Newark, N.J., New York, N.Y. and points in Nassau and Suffolk counties, N.Y. The purpose of this filing is to eliminate gateways of Princeton, N.J., points in Middlesex County, N.J. and the points in Morris County, N.J. referred to in Paragraph 1.

(5) *General commodities*, (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between Philadelphia, Pa., on the one hand, and, on the other, New York, N.Y., and points in Hunterdon, Mercer and Ocean counties, N.J. and the points in Passaic, Morris, Somerset, Middlesex and Monmouth counties, N.J. referred to in Paragraph 1. The purpose of this filing is to eliminate a gateway at New York, N.Y.

(6) *General commodities*, (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between points in Bergen and Passaic counties, N.J., Nassau and Suffolk counties, N.Y., on the one hand, and, on the other, New York, N.Y. points in Westchester, Orange, and Rockland counties, N.Y., Claymont, Del., and points in Hunterdon, Mercer and Ocean counties, N.J. and points in Passaic, Morris, Somerset, Middlesex and Monmouth counties referred to in Paragraph 1. The purpose of this filing is to eliminate gateways at points in Bergen and Passaic Counties, N.J. (7) *Magazines and periodicals*, Between Sharonhill, Pa., on the one hand, and, on the other, points in Passaic and Bergen counties, N.J., and points in Westchester, Orange, Rockland, Nassau, and Suffolk counties, N.Y. The purpose of this filing is to eliminate gateways at points in Bergen and Passaic counties, N.J.

(8) *General commodities*, (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between points in the New York, N.Y. Commercial Zone, points in Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Somerset and Union counties, N.J., and Nassau and Suffolk counties, N.Y., on the one hand, and, on the other, points in Ulster County, N.Y. The purpose of this filing is to eliminate gateways at New York, N.Y., points in Nassau County, N.Y. within the New York Commercial Zone, and points in Hudson, Union, Middlesex, and Monmouth counties, N.J. which lie within the New York, N.Y. Commercial Zone and points in Bergen and Passaic counties, N.J. (9) *General commodities*, (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), Between New York, N.Y., points in Hunterdon, Mercer and Ocean counties, N.J. and the points in portions of Passaic, Morris, Somerset, Middlesex and Monmouth counties, N.J. referred to in Paragraph 1, on the one hand, and, on the other, points in Orange, Sullivan, Dutchess and Delaware counties N.Y. The purpose of this filing is to eliminate a gateway at New York, N.Y.

(10) *General commodities* (except Classes A and B explosives, articles of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Matamoras, Pa., and Port Jervis, N.Y., on the one hand, and, on the other, Paterson, N.J., points in Hudson and Union Counties, N.J., and points in Nassau and Suffolk Counties, N.Y. The purpose of this filing is to eliminate gateways at Paterson, N.J., and those in Hudson and Union Counties, N.J.

(11) *Machinery*, between New York, N.Y., Newark, N.J., and points in Orange and Rockland Counties, N.Y., and Hudson and Passaic Counties, N.J., on the one hand, and, on the other, points in Hunterdon, Mercer, and Ocean Counties, N.J., and the portions of Morris, Somerset, Middlesex, and Monmouth Counties, N.J., referred to in Paragraph 1. The purpose of this filing is to eliminate gateways at New York, N.Y., and points of Hudson and Passaic Counties, N.J.

(12) *Glassware*, from Port Jervis, N.Y., to Trenton and Newark, N.J., New York, N.Y., and points in Nassau and Suffolk Counties, N.Y. The purpose of this filing



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is to eliminate a gateway at Trenton, N.J.

NOTE.—This is a gateway elimination request and is directly related to a Section 5(2) proceeding in MC–F–12584 published in the FEDERAL REGISTER issue of July 30, 1975. Common control may be involved. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 87966 (Sub-No. 17) (Partial correction), filed June 18, 1975, published in the FEDERAL REGISTER issue of July 30, 1975, and republished, as corrected, in part, this issue. Applicant: ELEVELD CHICAGO FURNITURE SERVICE, INC., 4020 West 24th Street, Chicago, Ill. 60623. Applicant's representative: Leonard R. Kofkin, 39 South LaSalle Street, Chicago, Ill. 60603.

NOTE.—The purpose of this partial republication is to indicate the correct name of the applicant. The rest of this notice remains as originally published. This is a gateway elimination request and is a matter directly related to a Section 5(2) proceeding in MC–F–12565 published in the FEDERAL REGISTER issue of July 2, 1975. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 99888 (Sub-No. 3), filed July 11, 1975. Applicant: MAYFIELD TRANSFER & STORAGE CO., INC., 3200 West Lake Street, Melrose Park, Ill. 60610. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those which require specialized handling or rigging because of size or weight), between points in Illinois within 50 miles of 1342 Front Street, Aurora, Ill., on the one hand, and, on the other, points in Indiana in the Chicago, Ill., Commercial Zone as defined by the Commission. The purpose of this filing is to eliminate a gateway at Chicago, Ill. (except those points in the Chicago, Ill., Commercial Zone located in Indiana).

NOTE.—This is a gateway elimination request and is directly related to a Section 5(2) proceeding in MC–F–12264 published in the FEDERAL REGISTER issue of July 24, 1974. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., on consolidated record with MC–F–12264.

No. MC 124523 (Sub-No. 4), filed June 26, 1975. Applicant: BUTTERWORTH & SONS, INC., 1320 West Broad Street, Stratford, Conn. 06497. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, Conn. 06117. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between JFK Airport, New York, N.Y., LaGuardia Airport, New York, N.Y., and Newark Airport, N.J., on the one hand, and, on the other, points in Connecticut on, east, northeast, and north of a line beginning at the New York-Connecticut State Boundary line and extending along Interstate Highway 84 to Danbury, Conn., thence along Connecticut Highway 58 to Bridgeport, restricted to traffic having an immediately prior or subsequent movement by air. The purpose of this filing is to eliminate gateways at Bridgeport, Hamden, Norwalk, Waterbury, New Haven, East Haven, and West Haven, Conn.

NOTE.—This is a gateway elimination request and is directly related to a Section 212 (b) proceeding in MC–FC–75910. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn.

No. MC 1936 (Sub-No. 4) (Amendment) (B&P MOTOR EXPRESS, INC.), published in the July 9, 1975, issue of the FEDERAL REGISTER. Prior notice of amendment should be modified to read as follows: *No. MC–1936 (Sub-No. 40)*.

No. MC–F–12301. (Correction) (L. V. COMPANY, INC.—PURCHASE—LEONA A. KULOVITS, Executrix of Estate of STEPHEN L. KULOVITS), published in the September 18, 1974, issue of the FEDERAL REGISTER. Prior notice should be modified to read as follows: Operating rights sought to be transferred: *Shale derived aggregate*, in bulk, as a *common carrier* over irregular routes, from Tamaqua, Pa., to points in Connecticut, Delaware, the District of Columbia, Maryland, New Jersey, and New York within 200 miles of Tamaqua, from points in Plains Township, Luzerne County, Pa., to points in Connecticut, Delaware, Maryland, New Jersey (except points in Cumberland, Salem, Gloucester, Cape May, Atlantic, Camden, and Burlington Counties, N.J.), New York, Rhode Island, and the District of Columbia. Vendee is authorized to operate as a *contract carrier* in Pennsylvania, Delaware, New Jersey, and New York.

No. MC–F–12566. Authority sought for purchase by BLUE LINE EXPRESS, INC., 260 D. W. Highway, Nashua, NH 03060, of the operating rights and property of GREGORY LONGO, doing business as LONGO'S TRANSPORTATION, 4 Joseph Street, Norwich, CT 06360, and for acquisition by DANA L. CLARK, also of Nashua, NH 03060, of control of such rights through the purchase. Applicant's attorneys: Mary E. Kelley, 11 Riverside Ave., Medford, MA 02155, and Lewis C. Mariizo, 257 Main St., Norwich, CT 06360. Operating rights sought to be transferred: Under a certificate of registration, in Docket No. MC–99624 (Sub-No. 1), covering the transportation of general commodities, as a common carrier, in interstate commerce, within the State of Connecticut. Vendee is authorized to operate as a *common carrier* in Maine, Massachusetts, New Hampshire, Connecticut New Jersey, New York, Rhode Island, and Vermont. Application has been filed for temporary authority under section 210a(b).

NOTE.—MC 1783 (Sub-No. 17), is a matter directly related.

No. MC–F–12596. Authority sought for control and merger by L. A. TUCKER TRUCK LINES, INCORPORATED, P.O. Box 1060, Cape Girardeau, MO 63701, of the operating rights and property of BONIFIELD BROS. TRUCK LINES, INC., P.O. Box 40, W. Frankfort, IL 62896, and for acquisition by KENNETH W. INMAN, also of Cape Girardeau, MO 63701, of control of such rights and property through the transaction. Applicants' attorney and representative: James R. Ponsot, 321 N. Spring Ave., Cape Girardeau, MO 63701, and Thomas F. Kilroy, P.O. Box 624, Springfield, VA 22150. Operating rights sought to be controlled and merged: *General commodities*, with certain specified exceptions and numerous other specified commodities, as a *common carrier*, over regular and irregular routes, from, to, and between specified points in the States of Missouri, Illinois, Indiana, and Kentucky, with certain restrictions, serving various intermediate and off-route points over one alternate route for operating convenience only, as more specifically described in Docket No. MC 96498 and Sub-numbers thereunder. This notice does not purport to be a complete description of all of the operating rights of the carrier involved. The foregoing summary is believed to be sufficient for purposes of public notice regarding the nature and extent of this carrier's operating rights, without stating, in full, the entirety, thereof. Vendee is authorized to operate as a *common carrier* in Illinois, Missouri, Arkansas, Indiana, Tennessee, and Iowa. Application has been filed for temporary authority under section 210a(b).

FEDERAL REGISTER NOTICE

Correction of a FEDERAL REGISTER Notice, published in the FEDERAL REGISTER issue of July 25, 1975 and republished, as corrected, this issue. No. MC 107993 (Sub-No. 29) (Supplemental). This proceeding is entitled *Willis Trucking Company—Extension* and directly related to No. MC–F–11913, *J. J. Willis Trucking Company—Purchase—Chesley Transportation Co., Inc.* Corrected notice in No. MC 107993 (Sub-No. 29) was previously published on November 21, 1973. This supplemental notice clearly reflects certain authority requested to be granted, according to the report and order of Division 3, acting as an Appellate Division, served June 12, 1975. The commodity authority (and involved territorial authority) are as follows: *Commodities*, the transportation of which requires the use of special equipment by reason of their size or weight, and *related machinery, parts, and contractors' equipment and supplies* when their transportation is incidental to the transportation of commodities which by reason of size or weight require the use of special equipment, and *self-propelled articles* each, weighing 15,000 pounds or more, restricted to commodities which are transported on trailers.

Serving all points as a regular route carrier along the following named highways, and all other points in California as off-route points, said authority including the right to serve Blythe and Winterhaven, Calif., and their respective commercial zones, including the Arizona portions thereof.





(1) U.S. 101 and U.S. 101 by-pass between Oregon-California State line and California-Mexico line; (2) U.S. 99, 99–E and 99–W between Oregon-California State line and the Mexico border; (3) U.S. 299 between Redding and Alturas, California; (4) U.S. 395 between the Oregon-California State line and California-Nevada State line, via Alturas and Johnstonville; (5) State Highway 36 between junction 99–E near Red Bluff, California, and junction U.S. 395 at Johnstonville; (6) State Highway 20 between Marysville, California and junction U.S. 40; (7) U.S. 40 between San Francisco, and California Nevada line; (8) U.S. 50 between Sacramento, California, and California-Nevada State line; (9) U.S. 395 between California-Nevada State line at Topaz Lake and junction U.S. 66; (10) U.S. 65 between Los Angeles and Needles, California; (11) U.S. 60 between Los Angeles, California and California-Arizona State line; (12) U.S. 91 and 466 between Barstow and Nevada-California State line; (13) U.S. 80 between San Diego and California-Arizona State line; (14) State Highway 127 between Baker and Nevada-California State line.

The aforesaid report has already granted authority, in this proceeding, to serve the above-noted territory, insofar as the following commodities are concerned: Machinery, equipment, materials, and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products.

Machinery, equipment, materials, and supplies used in, or in connection with, the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof. Machinery, and equipment used in, or in connection with the construction of roads, dams, bridges, power plants, and compressor plants.

NOTE.—This FEDERAL REGISTER Notice was published in the July 25, 1975, issue together with a notice of a Finance Docket. The purpose of this republication is to give adequate notice to the public by indicating that the issues presented in the previous notice belong in two documents rather than one.

FINANCE DOCKET

(Correction) Finance Docket No. 27921, published in the FEDERAL REGISTER issue of July 25, 1975, and republished, as corrected, this issue.

Notice of Filing of an Application Finance Docket No. 27921 by Thomas F. Patton and Ralph S. Tyler, Jr., Trustees of the property of Erie Lackawanna Railway Company, Debtor, under Section 5 (2) of the Interstate Commerce Act, as amended, for an order or orders approving and authorizing the extension of trackage rights over the line of the Baltimore and Ohio Railroad Company between Carrollton, New York, and Mt. Jewett, Pa., at J & B Jct.

Notice is hereby given that on May 21, 1975, the above Application was filed with the Interstate Commerce Commission.

With respect to this notice, the following information is supplied:

1. Name and address of applicants: Thomas F. Patton and Ralph S. Tyler, Jr., Trustees of the Property of Erie Lackawanna Railway Company, Debtor, Midland Building, 101 Prospect Avenue, N.W., Cleveland, Ohio 44115.

Name and address of counsel for applicants: Richard Jackson, Vice President—Law, Erie Lackawanna Railway Company, Midland Building, 101 Prospect Avenue, N.W., Cleveland, Ohio 44115.

to the revelant factors set forth in Ex Parte No. 55 (Sub-No. 4), supra, Part (b) (1)–(5), 340 I.C.C. 431, 461.

The proceedings will be handled without public hearings unless protests are received which contain information indicating a need for such hearings. Any protests submitted shall be filed with the Interstate Commerce Commission no later than thirty (30) days from the date of first publication in the FEDERAL REGISTER.

NOTE.—The purpose of this republication is to correctly identify this document as Finance Docket in lieu of part of a Supplemental notice to a Finance proceeding in MC 107993 (Sub-No. 29) related to MC–F–11913 as previously published.

NOTICE

The Baltimore and Ohio Railroad Company, Two North Charles Street, Baltimore, Maryland 21201, represented by Mr. Rene J. Gunning of the same address, hereby gives notice that on the 11th day of July, 1975, it filed with the Interstate Commerce Commission at Washington, D.C., an application under Section 5(2) of the Interstate Commerce Act for an order approving and authorizing the acquisition of trackage rights over Penn Central Transportation Company, which application was assigned Finance Docket No. 27056. The Penn Central Transportation Company line of railroad over which Baltimore and Ohio requests approval and authorization of trackage rights extends between a point where the lines of PC and B&O intersect at "GN" Tower, approximately 1.7 miles west of Columbus Union Depot (including trackage rights over a new connecting track near "GN" Tower), and a point just east of Fourth Street where the line of PC connects with tracks jointly owned by B&O and The Philadelphia, Baltimore and Washington Railroad Company (PC, owner and lessee), a total distance of approximately 2.19 miles, all in Columbus, Franklin County, Ohio.

Applicant has alleged in its application that the quality of the human environment will not be affected by the proposed Commission action requested in the application. In accordance with the Commission's regulations (49 CFR 1100.250) in Ex Parte No. 55 (Sub-No. 4), *Implementation-Nat'l Environmental Policy Act, 1969*, 340 I.C.C. 431 1972, any protests may include a statement indicating the presence or absence of any effect of the requested Commission action on the quality of the human environment. If any such effect is alleged to be present, the statement shall include information relating to the relevant factors set forth in Ex Parte No. 55 (Sub-No. 4), *supra*, Part (b) (1)–(5), 340 I.C.C. 431, 461.

The proceeding will be handled without public hearings unless protests are received which contain information indicating a need for such hearings. Any protests submitted shall be filed with the Commission no later than 30 days from the date of first publication in the FEDERAL REGISTER.

THE BALTIMORE AND OHIO RAILROAD COMPANY

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21198 Filed 8-12-75;8:45 am]

[Notice No. 90]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 8, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 112520 (Sub-No. 310TA), filed July 31, 1975. Applicant: McKENZIE TANK LINES, INC., P.O. Box 1200, Tal-



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lahassee, Fla. 32302. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Phosphoric acid*, in bulk, in tank vehicles, from points in Wayne County, Ga., to Cantonement, Fla., for 180 days. Supporting shipper: St. Regis Paper Company, P.O. Box 87, Cantonement, Fla. 32533. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 113908 (Sub-No. 347TA), filed August 1, 1975. Applicant: ERICKSON TRANSPORT CORPORATION, 2105 East Dale St., P.O. Box 3180 G.S.S., Springfield, Mo. 65804. Applicant's representative: B. B. Whitehead (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar, vinegar stock and vinegar stock concentrate*, in bulk, from Alton, Ill.; Evansville, Ind.; Manitowoc, Wis., to Wichita, Kans., for 180 days. Supporting shipper: Standard Brands, Inc., 3638 N. Broadway, Chicago, Ill. 60603. Send protests to: John V. Barry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 113908 (Sub-No. 348TA), filed August 1, 1975. Applicant: ERICKSON TRANSPORT CORPORATION, 2105 East Dale St., P.O. Box 3180 G.S.S., Springfield, Mo. 65804. Applicant's representative: B. B. Whitehead (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Neutral spirits, distilled spirits, alcohol, beverages and beverage spirits*, in bulk, from Atchison, Kans., to points in Connecticut, Illinois, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Vermont and Wisconsin, for 180 days. Supporting shipper: Midwest Solvents Company, Inc., 1300 Main St., Atchison, Kans. 66002. Send protests to: John V. Barry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 116947 (Sub-No. 43TA), filed August 1, 1975. Applicant: SCOTT TRANSFER CO., INC., 920 Ashby St., SW., Atlanta, Ga. 30310. Applicant's representative: Williams Addams, 5299 Roswell Road, NE., Suite 212, Atlanta, Ga. 30342. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers, metal container ends, shrouds, pallets, chipboard and dunnage materials*, from the plantsite of National Can Corporation, at Bishopville, S.C., to points in Florida, Georgia, Alabama, Mississippi, Louisiana, Arkansas, Oklahoma, Texas, Tennessee, North Carolina, Kentucky, Kansas, and Missouri, under continuing contract with National Can Corporation, for 180 days. Supporting shipper: National Can Corporation, 727 S. Wolfe St., Baltimore, Md. 21231. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., NW., Room 546, Atlanta, Ga. 30309.

No. MC 119669 (Sub-No. 54TA), filed July 31, 1975. Applicant: TEMPCO TRANSPORTATION, INC., Box 254, Plainfield, Ind. 46168. Applicant's representative: Jack H. Blanshan, 29 South LaSalle St., Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Alabama, Arkansas, Delaware, the District of Columbia, Florida, Georgia, Kansas, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia and West Virginia. Restriction: Restricted to the transportation of traffic originating at the above origin and destined to the above named destinations, for 180 days. Supporting shipper: Farmland Foods, Inc., 3115 N. Oak Trafficway, Kansas City, Mo. 64116. Send protests to: Fran Sterling, Transportation Assistant, Interstate Commerce Commission, Federal Bldg., & U.S. Courthouse, 46 East Ohio St., Room 429, Indianapolis, Ind. 46204.

No. MC 120364 (Sub-No. 5TA), filed July 31, 1975. Applicant: A & B FREIGHT LINE, INC., 2800 Falund St., Rockford, Ill. 61109. Applicant's representative: Robert M. Kaske (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except household goods, A and B explosives, commodities in bulk, and those requiring special equipment), between Rockford, Ill., on the one hand, and, on the other, Scales Mound, and Galena, Ill., applicant intends to tack its existing authority with MC 120364 Sub-3, at Rockford, Ill., for 180 days. Supporting shippers: There are approximately 20 statements of support attached to the application which may be examined at the Interstate Commerce Commission, in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Charles R. Nesmith, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirdken Bldg., 219 South Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 134922 (Sub-No. 141TA), filed August 1, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic products* (except commodities in bulk and those which because of size or weight require the use of special equipment), from Passaic, N.J., to points in California (restricted to traffic originating at the plantsite of Pantasote Co.), for 180 days. Supporting shipper: Pantasote Company of New York, 26 Jefferson St., Passaic, N.J. 07055. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 138758 (Sub-No. 5TA), filed July 31, 1975. Applicant: NORTHERN GAS, INC., Lyndonville, Vt. 05851. Applicant's representative: John P. Monte, 61 Summer St., Barre, Vt. 05641. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Propane gas*, in bulk, from ports of entry on the United States-Canadian Border, at or near Derby Line and Highgate Springs, Vt., and Fort Kent, Jackman, Madawaska and Van Buren, Maine, to points in Maine, for 180 days. Supporting shipper: Gasbec, Inc., 2253 Taschereau, Longueuil, Quebec, Canada. Send protests to: S. Arnold Smith, Acting District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 548, 87 State St., Montpelier, Vt. 05602.

No. MC 139269 (Sub-No. 4TA), filed July 31, 1975. Applicant: C. P. CRASKA, INC., 207 Cosby Manor Road, Utica, N.Y. 13502. Applicant's representative: Murray J. S. Krishtein, 118 Bleeker St., Utica, N.Y. 13501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and foodstuffs requiring transportation in vehicles equipped with mechanical temperature control devices, from Utica, N.Y., and points within a 25 mile radius of Schenectady, N.Y., to all points in Vermont and New Hampshire and those points in Massachusetts on and west of Highway No. 5, applicant intends to interline at Utica and points within 25 miles of Schenectady, N.Y., for 180 days. Supporting shipper: John A. Pryor, Albany Center Distribution Center Mgr., Oscar Mayer & Co., Inc., 39 Walden Glen, Ballston Lake, N.Y. 12019. Send protests to: Morris H. Gross, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 104, O'Donnell Bldg., 301 Erie Blvd., W. Syracuse, N.Y. 13202.

No. MC 140417 (Sub-No. 1TA), filed July 31, 1975. Applicant: JAMES E. THOMAS, doing business as THOMAS MOBILE HOME REPAIR SERVICE, 3072 Victory Drive, Columbus, Ga. 31903. Applicant's representative: C. E. Walker, Suite 307, First National Bank Bldg., Columbus, Ga. 31902. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes*, between points in Muscogee, Harris and Chattahoochee Counties, Ga., on the one hand, and, on the other, points in Russell, Lee, Chambers, Tallapoosa, Macon, Barbour, Bullock and Montgomery Counties, Ala., for 180 days. Supporting shippers: Clay Drive Mobile Home Park, 3110 Victory Dr., Columbus, Ga. 31903. Muscogee Associates, Inc., d/b/a Air View Mobile Home Park, 3150 Plateau Drive, Columbus, Ga. 31903. Mack's Mobile Homes, 280 By Pass, Phenix City, Ala. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., NW., Room 546, Atlanta, Ga. 30309.

No. MC 141128 (Sub-No. 1TA), filed July 31, 1975. Applicant: RON-DEL TRANSPORT ENTERPRISES LTD., P.O. Box 206, Fort Saskatchewan, Alberta, Canada. Applicant's representative: J. F. Meglen, P.O. Box 1581, Billings, Mont. 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap iron and non-ferrous scrap metals*, from points in Montana and Wyoming to the Port of Entry on the International Boundary line between the United States and Canada, located at or near Sweetgrass, Mont., for 180 days. Supporting shippers: John J. Thiebes, V. P., Pacific Hide & Fur Depot, P.O. Box 1549, Great Falls, Mont. 59403. W. A. Melnyk, Managing Director, Titan Foundry Ltd., 9520–125 Ave., Edmonton, Alberta, Canada T5G OW4. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 141161 (Sub-No. 1TA) (Correction), filed July 17, 1975, published in the FEDERAL REGISTER issue of August 1, 1975, and republished as corrected this issue. Applicant: A. O. G. SERVICES INC., 177–25 Rockaway Boulevard, Jamaica, N.Y. 11434. Applicant's representative: Matthew Devine, 313 E. Garden City St., Islip Terrace, N.Y. 11752. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft parts, aircraft documents and commissary equipment* to be used on aircraft restricted to 500 pounds in special messenger service, between JFK International Airport, Jamaica, N.Y., and the Airports located within a radius of 400 airmiles of JFK International Airport located in the following states: New York, New Jersey, Pennsylvania, Maryland, Connecticut, Delaware, Massachusetts, Maine, Virginia, Rhode Island, and the District of Columbia and Vermont, for 180 days. Supporting shippers: Capitol International Airways, P.O. Box 220, JFK International Airport, Jamaica, N.Y. 11430. Saturn Airways, Inc., P.O. Box 269, JFK International Airport, Jamaica, N.Y. 11430. Overseas National Airways Inc., 147–27 175th St., Jamaica, N.Y. 11430. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007. The purpose of this republication is to change docket number to MC 141161 (Sub-No. 1TA) in lieu of MC 141166 TA, which was previously published error.

No. MC 141202 TA, filed August 1, 1975. Applicant: WALT KEITH TRUCKING, INC., 480 Richards Road, Kansas City, Mo. 64114. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated metal buildings*, knock down, from the plantsite and facilities of Pasco Steel Company, located at or near Wathena, Kans., to points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: Agra Steel Corporation, 4650 W. 90th Terrace, Prairie Village, Kans. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 141203 TA, filed July 30, 1975. Applicant: COMSTOCK TRUCKING, INC., 140 Empire Avenue, Modesto, Calif. 95354. Applicant's representative: William H. Kessler, 638 Divisadero St., Fresno, Calif. 93721. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Refinery residuum, viz: petroleum road oil and petroleum asphalt* in bulk, in tank vehicles, from Girvan and Pittsburg, Calif., to points in Coos, Curry, Douglas, Harney, Jackson, Josephine, Klamath, Lake, and Malheur Counties, Oreg., for 180 days. Supporting shipper: Douglas Oil Company of California, 3160 Airway Ave., P.O. Box 2500, Costa Mesa, Calif. 92626. Send protests to: Claud W. Reeves, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 450 Golden Gate Ave., Box 36004, San Francisco, Calif. 94102.

No. MC 141205 TA, filed July 30, 1975. Applicant: HUSKY OIL TRANSPORTATION CO., 600 South Cherry St., Denver, Colo. 80222. Applicant's representative: F. Robert Reeder, 79 South State St., Salt Lake City, Utah 84147. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Crude oil and crude petroleum products*, (A) from points in Logan, Weld, Adams, Boulder, Denver, Larimer, Jackson, Morgan, Washington, Kit Carson, Cheyenne, Sedgwick, Phillips, Yuma, Arapahoe, Jefferson, Clear Creek, Gilpin, Elbert Routt, Moffat, and Grand Counties, Colo., to points in Laramie, Sweetwater, Albany and Carbon Counties, Wyo., and (B) from points in Banner, Kimball, Cheyenne, Scotts Bluff, Sioux, Morrill, Dundy, Chase, Perkins, Hitchock, Hayes, Lincoln, Frontier, and Red Willos Counties, Nebr., to points in Laramie, Sweetwater, Albany and Carbon Counties, Wyo., and those in Washington, Denver, Adams, and Weld Counties, Colo., under continuing contract with Husky Oil Company, for 180 days. Supporting shipper: Husky Oil Company, 600 South Cherry St., Denver, Colo. 80222. Send protests to: Herbert C. Fuoff, District Supervisor, Interstate Commerce Commission, 1961 Stout St., 2022 Federal Bldg., Denver, Colo. 80202.

No. MC 141206 TA, filed August 1, 1975. Applicant: MICHAEL TRANSFER, INC., 1191 Sharpless St., La Habra, Calif. 90631. Applicant's representative: Michael Di Peppino (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Major household appliances, including refrigerators, freezers, washers & dryers, dishwashers, trash compactors, disposals, free-standing gas & electric ranges, microwave ovens, vent hoods, surface units, or built in ranges, and air conditioners*, from the railroad team tracks, located in Santa Barbara, Ventura, Los Angeles, Riverside, San Bernardino, Orange and San Diego Counties, Calif., to points located in any of the above-named counties, under continuing contract with General Electric Company, for 180 days. Supporting shipper: General Electric Company, 2957 E. 46th St., Los Angeles, Calif. 90058. Send protests to: Mildred I. Price, Transportation Assistant, Room 1321, Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21201 Filed 8-12-75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

### CANADIAN JAVELIN, LTD.

### Suspension of Trading

AUGUST 6, 1975.

The common stock of Canadian Javelin, Ltd., being traded on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Canadian Javelin, Ltd., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from August 7, 1975 through August 16, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, *Secretary.*

[FR Doc.75-21123 Filed 8-12-75;8:45 am]

## VETERANS ADMINISTRATION

### STATION COMMITTEE ON EDUCATIONAL ALLOWANCES

### Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on August 21, 1975, at

10 a.m., the Veterans Administration Regional Office Station Committee on Educational Allowances shall at Federal Building—U.S. Courthouse, Room A–220, 110 9th Avenue, South, Nashville, Tennessee, conduct a hearing to determine whether Veterans Administration benefits to all eligible persons enrolled in Miami's School of Beauty Culture, Nashville, Tennessee, should be discontinued, as provided in 38 C.F.R. 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the Committee at that time and place.

Dated: August 6, 1975.

R. S. BIELAK,
*Director, VA Regional Office.*

[FR Doc.75–21104 Filed 8–12–75;8:45 am]

## DEPARTMENT OF LABOR

### Wage and Hour Division

### FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

### Certificates Authorizing Employment at Subminimum Wages

*Correction*

In FR Doc. 75–20019 appearing at page 32392 of the issue for Friday, August 1, 1975, in the 48th line of the second paragraph in the first column on page 32393, "600 Lindhurst Avenue" should read "6000 Lindhurst Avenue".

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 75–50]

### NASA RESEARCH AND TECHNOLOGY ADVISORY COUNCIL, PANEL ON AERONAUTICAL OPERATING SYSTEMS, AD HOC PANEL ON TERMINAL CONFIGURED VEHICLES

### Meeting

The NASA Research and Technology Advisory Council (RTAC) Panel on Aeronautical Operating Systems, Ad Hoc Panel on Terminal Configured Vehicles will meet on September 10–11, 1975, at NASA Headquarters, Room 625, 600 Independence Avenue, S.W., Washington, DC 20546. Members of the public will be admitted on a first-come, first-served basis, up to the seating capacity of the room which is about 40 persons.

The Ad Hoc Panel on Terminal Configured Vehicles serves in an advisory capacity only. The current Chairman is Mr. John A. Gorham, and there are 10 members. The following list sets forth the approved agenda and schedule for the September 10–11, 1975, meeting of the Ad Hoc Panel on Terminal Configured Vehicles. For further information, please contact Mr. Kenneth Hodge, Area Code 202/755–2375.

SEPTEMBER 10, 1975

| Time | Topic |
|---|---|
| 8:30 a.m. | Reports of Chairman and Executive Secretary (Purpose: To summarize action taken at the March 1975 meeting of the RTAC Panel on Aeronautical Operating Systems and at the May 1975 meeting of the Research and Technology Advisory Council and to explain recent changes in the organization of the Office of Aeronautics and Space Technology.) |
| 9:30 a.m. | Terminal Configured Vehicles (TCV) Program Schedules and Tasks (Purpose: To brief the Panel on status versus plan and to obtain recommendations on task priorities.) |
| 10:45 a.m. | B–737 Role in the Microwave Landing System (MLS) Development (Purpose: To define potential tasks for the NASA B–737 aircraft in the microwave landing system development, describe NASA's ability to respond, and receive Panel recommendations.) |
| 11:45 a.m. | Control Wheel Steering Mode Operation (Purpose: To describe the steps which have been taken to relieve the problem of roll oscillations when operating the NASA B–737 in the control wheel steering mode from the aft flight deck.) |
| 1 p.m. | Human Factors Aspects of Future Cockpit Design (Purpose: To brief the Panel about planning efforts undertaken to assist FAA in implementing the recommendations of the Secretary of Transportation's Task Force on Safety. Suggestions from Panel members will be solicited.) |
| 2:45 p.m. | SWISSAIR Operations Observations (Purpose: to describe observations made of flight crew procedures, work load, and cockpit displays during scheduled service flights.) |
| 3:15 p.m. | Panel Members' Reports (Purpose: To permit Panel members to report on research and other activities being pursued elsewhere which are of interest to NASA and relate to the responsibilities of the Panel.) |

SEPTEMBER 11, 1975

| Time | Topic |
|---|---|
| 8:15 a.m. | Area Navigation and Area Navigation / Instrument Landing System (ILS) Transition (Purpose: To report the results of flight experiments which have been conducted since the last meeting.) |
| 8:30 a.m. | Air Traffic Control Interfaces (Purpose: To recount the status of ongoing and planned research activities at Langley Research Center to investigate the airborne usage of MLS and traffic information in a simulated busy terminal area.) |
| 9:00 a.m. | TCV Optimal Control Program (Purpose: To report the results of investigation of optimal flight path definition and control as a function of noise constraints, passenger comfort, fuel minimization, and time minimization.) |
| 9:30 a.m. | TCV Software Verification (Purpose: To review and advise on the techniques in use for software verification in the TCV program.) |
| 10:15 a.m. | Applicability of Strapdown Inertial Sensor Units to Advanced Commercial Aircraft (Purpose: To identify operational and cost benefits and potential problems in the use of strapdown inertial sensor units for the integration of flight control, guidance, and navigation functions in commercial aircraft.) |
| 11:15 a.m. | TCV Piloted Simulator and Related Displays Studies (Purpose: To present the status of the Langley Research Center piloted simulator for terminal configured vehicles and a description of display evaluation techniques.) |
| 1 p.m. | Active Control Aircraft Program (Purpose: To describe NASA's technology program for the incorporation of active controls in future civil aircraft and to obtain recommendations from Panel members on the usefulness of active controls on terminal configured vehicles.) |
| 1:30 p.m. | Formulation of Panel Recommendations (Purpose: To document recommendations and observations to be reported to the RTAC Panel on Aeronautical Operating Systems and NASA officials.) |
| 3:30 p.m. | General Discussions (Purpose: To afford an opportunity for Panel members and other attendees to discuss other matters relating to the Panel's responsibilities.) |
| 4:30 p.m. | Adjournment. |

DUWARD L. CROW,
*Assistant Administrator for DOD and Interagency Affairs, National Aeronautics and Space Administration.*

AUGUST 7, 1975.

[FR Doc.75–21086 Filed 8–12–75;8:45 am]





[Notice 75–49]

### SPACE SYSTEMS COMMITTEE OF THE SPACE PROGRAM ADVISORY COUNCIL

### Changed Dates for Meeting

Reference NASA Notice 75–43 which appeared in the Federal Register, Vol. 40, No. 129, page 28137 on Thursday, July 3, 1975. The dates of the meeting for the Space Systems Committee scheduled for August 21 and 22, 1975, have been changed to November 3 and 4, 1975. The place, agenda, and other pertinent information printed in the referenced NASA Notice remain the same.

DUWARD L. CROW,
*Assistant Administrator for DOD and Interagency Affairs.*

AUGUST 7, 1975.

[FR Doc.75–21087 Filed 8–12–75;8:45 am]

## FEDERAL POWER COMMISSION

[Docket No. RI76–15]

### AMOCO PRODUCTION CO.

### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

AUGUST 6, 1975.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

*The Commission finds:* It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

*The Commission orders:* (A) Under the Natural Gas Act, particularly Sections 4 and 15, the Regulations pertaining thereto [18 CFR, Chapter I], and the Commission's Rules of Practice and Procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and Section 154.102 of the Regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[1] Does not consolidate for hearing or dispose of the several matters herein.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* | | Rate in effect subject to refund in docket No. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | Rate in effect | Proposed increased rate | |
| RI76–15 | Amoco Production Co. | 302 | 27 | El Paso Natural Gas Co. (New Mexico) (Rocky Mountain). | $425 | 7–16–75 | | 1–16–76 | 31.6029 | 32.2601 | RI74–105. |
| | do | 363 | 46 | do | 700 | 7–16–75 | | 1–16–76 | 31.6029 | 32.2601 | RI74–105. |

*Unless otherwise stated, the pressure base is 15.025 lb/in²a.

[1] Unless otherwise stated, the rate shown is the total rate, inclusive of any applicable British thermal unit adjustment and tax.

The proposed rate increases of Amoco exceed the applicable area ceiling in Opinion No. 658 and are suspended for five months.

[FR Doc.75–21168 Filed 8–12–75;8:45 am]

[Docket Nos. RI75–83, etc.]

### BELCO PETROLEUM CORP.

### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

AUGUST 6, 1975.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

*The Commission finds:* It is in the public interest and consistent with Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

*The Commission orders:* (A) Under the Natural Gas Act, particularly Sections 4 and 15, the Regulations pertaining thereto (18 CFR, Chapter I), and the Commission's Rules of Practice and Procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and Section 154.102 of the Regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[1] Does not consolidate for hearing or dispose of the several matters herein.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets No. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI75-83 | Belco Petroleum Corp. | 1 | 42 | Northwest Pipeline Corp. (Wyoming) (Rocky Mountain). | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 42.74 | 43.093 | RI75-83. |
| RI75-83 | do | 2 | 30 | do | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 42.74 | 43.093 | RI75-83. |
| RI75-83 | do | 3 | 28 | do | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 42.74 | 43.093 | RI75-83. |
| RI74-119 | do | 4 | 13 | Mountain Fuel Supply Co. (Wyoming) (Rocky Mountain). | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 25.8632 | 26.0 | RI74-119. |
| | | | | | | 7-11-75 | 7-11-75 | (2) | 24.8472 | 24.98 | |
| RI75-83 | do | 5 | 16 | Northwest Pipeline Corp. (Wyoming) (Rocky Mountain). | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 42.74 | 43.093 | RI75-83. |
| RI75-83 | do | 6 | 26 | | | 7-11-75 | 7-11-75 | (2) | 53.652 | 54.189 | |
| | | | | | | 7-11-75 | | 7-12-75 | 42.74 | 43.093 | RI75-83. |
| RI74-190 | do | 7 | 13 | Mountain Fuel Supply Co. (Wyoming) (Rocky Mountain). | | 7-11-75 | | 7-12-75 | 33.48 | 33.67 | RI74-190. |

* Unless otherwise stated, the pressure base is 15.025 lb/in ².
¹ Unless otherwise stated, the rate shown is the total rate, inclusive of any applicable Btu adjustment and tax.
² Accepted, for filing as of the date set forth in the "Effective Date Unless Suspended" column.

The proposed tax increases which exceed the applicable area ceiling in Opinion No. 658 are suspended for one day in the same rate proceeding involving the underlying rates.

[FR Doc.75-21169 Filed 8-12-75;8:45 am]

[Docket No. CI76-58]

## CITIES SERVICE OIL CO.

### Application

AUGUST 6, 1975.

Take notice that on July 28, 1975, Cities Service Oil Company (Applicant), P.O. Box 300, Tulsa, Oklahoma 74102, filed in Docket No. CI76-58 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale of natural gas from the West Cameron Block 177, offshore Louisiana, to Tennessee Gas Pipeline Company, a Division of Tenneco Inc. (Tennessee), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has entered into a gas purchase and sales agreement with Tennessee dated May 22, 1975, that provides for the sale of natural gas to Tenneco from 75 percent of Applicant's interest in gas produced in the West Cameron Block 177, in the interval between the subsea surface and the gas of the OC sand.

Applicant proposes to sell approximately 30,000 Mcf of gas per month at 52.53 cents per Mcf, at 15.025 psia including a gathering charge of 0.51 cent per Mcf of gas and subject to an upward and downward Btu adjustment from the base of 1,000 Btu per cubic foot. Applicant states that it would retain the remaining 25 percent interest in the gas for its own use under an option that must be exercised within 3 years. It is stated that the retained reserves would be transported ashore by Tennessee.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21171 Filed 8-12-75;8:45 am]

[Docket No. CP76-34]

## COLORADO INTERSTATE GAS CO.

### Application

AUGUST 7, 1975.

Take notice that on July 29, 1975, Colorado Interstate Gas Company, a division of Colorado Interstate Corporation (Applicant), P.O. Box 1087, Colorado Springs, Colorado 80944, filed in Docket No. CP76-34 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the consolidation of sales and deliveries of natural gas under its two service agreements with Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it currently sells natural gas to Kansas-Nebraska under Applicant's Rate Schedule P-1 pursuant to two service agreements. Applicant further states that the first of these provides for a firm contract demand volume of 5,000 Mcf of gas daily to be delivered on a year-round basis at a sales meter station located in Finney County, Kansas, and for deliveries at six minor highline taps, with a total annual contract demand of 1,825,000 Mcf of gas. The second is stated to provide for a contract demand volume of 21,240 Mcf of gas daily to be delivered at Applicant's Weld County Sales Meter Station, and is stated to be effective for the months of March through November, with no delivery obligation during the months of December, January, or February. The total annual delivery demand under the second agreement is said to be 5,840,000 Mcf of gas.

Applicant requests authorization in the instant application to consolidate sales and deliveries under its two service agreements and would transfer the deliveries currently being made at the Finney County delivery point to the Weld County delivery point. Applicant states that such sales and deliveries would be made under a new service agreement effective October 1, 1975.

Applicant states that the proposed service would not change the total annual delivery obligation, but that it would reduce its daily delivery obligation to Kansas-Nebraska during the months of December, January and February from 5,000 Mcf of gas to 1,000 Mcf of gas and increase its daily delivery volumes through the remainder of the year from 26,240 Mcf to 27,545 Mcf of gas. The 1,000 Mcf daily winter delivery obligation would be used to supply the demands of the six highline taps covered under the service agreement it is stated. Applicant alleges that the proposed changes would allow Kansas-Nebraska to increase its takes from reserves that it controls in the Kansas area without having to change facilities or operations and would also benefit Applicant by reducing the volumes of gas to be delivered in the coldest months of the year.

The application states that the increase in deliveries to Kansas-Nebraska at Weld County would not substantially affect the total delivery capacity of Applicant's Wyoming pipeline, although less gas will be delivered to Denver from that system. Conversely, it is stated more gas would not available to Applicant's transmission system for delivery to Denver from its Southern System. Sufficient capacity is said to exist in the Southern System to accommodate the increased flow rate.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21172 Filed 8-12-75;8:45 am]





[Docket No. E-9002]

## COMMONWEALTH EDISON CO.

### Extension of Procedural Dates

AUGUST 6, 1975.

On August 1, 1975, Staff Counsel filed a motion to extend the date of service of staff testimony fixed by notice issued July 14, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date of service of staff testimony in the above matter is extended to September 2, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21173 Filed 8-12-75;8:45 am]

[Docket No. ER76-36]

## CONNECTICUT LIGHT & POWER CO.

### Termination

AUGUST 6, 1975.

Take notice that The Connecticut Light & Power Company (CL&P) tendered for filing on July 28, 1975, a Notice of Termination of FPC Rate Schedule No. CL&P 109, effective February 19, 1975, and terminated in accordance with its terms, effective April 30, 1975. CL&P states that notice of the proposed termination has been served upon the Public Service Company of New Hampshire.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21184 Filed 8-12-75;8:45 am]

[Docket No. ER76-33]

## HARTFORD ELECTRIC LIGHT CO.

### Termination

AUGUST 6, 1975.

Take notice that on July 28, 1975, Hartford Electric Light Company (HEL CO) tendered for filing Notice of Termination of FPC Rate Schedule No. CL&P 93, HELCO 75 and WMECO 91 which became effective December 1, 1972, and was terminated in accordance with its terms. HELCO states that the termination became effective May 31, 1975, and that notice of the proposed termination has been served on the United Illuminating Company, The Connecticut Light and Power Company and Western Massachusetts Electric Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21174 Filed 8-12-75;8:45 am]

[Docket Nos. E-9233, E-9239 and E-9258]

## INDIANA & MICHIGAN ELECTRIC CO.

### Order Denying Petition for Rehearing

AUGUST 6, 1975.

On January 29, 1975, Indiana & Michigan Electric Company (I&M) tendered for filing, in three separate submittals, proposed changes in its wholesale for resale rates to the Cities of Anderson (E-9233), Richmond (E-9239), and Auburn (E-9258), Indiana. The rate increases proposed in such filings reflected a 15.22% surcharge upon all charges, exclusive of fuel cost adjustment, then being collected from the three customers. The proposed increases were intended to track the 15.22% increase in I&M's retail Tariff IP which was granted as interim emergency rate relief by a January 23, 1975, order of the Public Service Commission of Indiana (PSCI).

In letters transmitting the subject filings, I&M requested waiver of any and all of the filing requirements under Section 35 of our Regulations on grounds that (1) the service agreements between I&M and Anderson, Richmond and Auburn call for an automatic adjustment of the rates charged by I&M if charges in I&M's retail Tariff IP are approved by PSCI, and (2) the proposed increase to each of the three cities is supported by the cost of service study tendered by I&M in Docket No. E-7740. I&M also requested that the proposed increase be applicable to all bills rendered on and after January 23, 1975. Finally, I&M stated that the filing with respect to Auburn was merely "protective" since Auburn was then, as now, being served under Tariff WS.[1]

[1] I&M explained that the Auburn filing was "protective" in the event Auburn ultimately prevails in its contention that it has a contractual right to elect to remain on Tariff IP.

Upon review of I&M's three filings, we found that they were deficient with respect to certain filing requirements. Accordingly, by letter dated February 19, 1975, the Commission Secretary informed I&M that its filings were deficient under Section 35.13 of the Regulations. The Secretary further informed I&M that it should submit all data required by Section 35.13, including Period II if the amount of the increase is in excess of $1 million for the three customers. I&M was notified that a filing date would not be assigned its submittals until the deficiencies were cured.

On March 3, 1975, I&M filed an application for rehearing of the Commission Secretary's letter order of February 19, 1975. In said application, I&M renewed its contention that the E–7740 cost of service study supports the subject filings. As further support, I&M tendered material identical to that submitted to PSCI in the aforementioned Tariff IP proceedings before that commission. Finally, I&M asserted that it is not required to file Period II data in this proceeding, since none of the three filings exceeds $1 million. Moreover, I&M contended, even if the three filings were aggregated, they still would not exceed $1 million.

By order issued April 2, 1975, the Commission, finding that the proposed increases did not aggregate $1 million, granted, in part, I&M's application for rehearing, thereby relieving I&M from the requirement of filing Period II data. In all other respects, I&M's application for rehearing was denied.

On May 14, 1975, I&M tendered for filing cost of service data for calendar year 1974 for each of its three filings. I&M renewed its request that these filings, and the increases proposed thereby, be applicable to all bills rendered by I&M on and after January 23, 1975. I&M repeated its earlier statement that the filing with respect to Auburn was intended to be "protective" only. With respect to Anderson, I&M requested (1) that the filing be made effective only for the "locked in" period January 23, 1975, through April 16, 1975, and (2) that it remain as a "protective" filing thereafter, since I&M began service to Anderson under Tariff WS as of April 17, 1975.

By order issued June 13, 1975, we rejected each of the three filings. The Richmond filing was rejected because of its failure to substantially comply with the filing requirements of Section 35.13 of our Regulations. Rejection of the Auburn and Anderson "protective" filings was premised on our finding that under the Federal Power Act we have no authority to accept a rate for filing and hold it in abeyance, as we would be compelled to do if such "protective" filings were accepted.

On July 14, 1974, I&M filed a Petition for Rehearing of our June 13, 1975, order. In said petition, I&M contends that we erred in our June 13 order in the following respects:

(1) That our failure to waive certain of the filing requirements of our Regulations constitutes an abuse of discretion;

(2) That under the terms of our April 2, 1975, order, I&M was required to submit only cost of service support to cure the deficiencies in its January 29, 1975, filings;

(3) That our statement that the Richmond filing would not have been given a retroactive effective date was an "erroneous declaratory provision"; and

(4) That we erred in rejecting I&M's "protective" filings or, in the alternative, in not advising I&M in an earlier order that acceptance of such filings is beyond our authority.

We shall discuss each of these contentions separately.

I&M argues firstly that our refusal to waive compliance with that portion or our Regulations requiring testimony and exhibits supporting the proposed increase was an abuse of discretion, since the cost of service study is "self explanatory". Moreover, I&M contends, no testimony is required "to justify rates which result in a rate of return which is negative."

Our review of the Richmond filing indicated that, contrary to I&M's contention, the proposed increase would not have resulted in a negative rate of return. However, in making such contention, as well as in arguing that the cost of service study is "self-explanatory", I&M fails to understand the purpose of that portion of our Regulations here in question. As the Court of Appeals for the D.C. Circuit has stated, ". . . the purpose of . . . the regulations is to assure that the rate filing will provide the FPC with the necessary information from which it can reach an informed and equitable decision as to the necessity for an investigation, hearing, and suspension, *and to permit the Commission and parties in interest with meaningful opportunity to prepare for any proceeding.*" (emphasis supplied).[3] Although the court in that instance was concerned with certain other requirements of our Regulations, we believe that the quoted language is applicable to our filing requirements in general. In the instant case, we believe that the type of preparation referred to by the court could not be undertaken by our Staff and other parties in interest without the testimony and exhibits which I&M failed to submit. It was this context in which we found that the Richmond filing did not substantially comply with our regulations. We fail to see how such finding, or our failure to waive the requirement in question, constitutes an abuse of discretion.

I&M also contends that the language of our April 2, 1975, order required that only cost of service support be submitted to cure the deficiencies in the subject filings. In making this argument, I&M chooses to ignore the clear and unambiguous portion of the order wherein we stated: ". . . we find that I&M has neither rendered substantial compliance with Section 35.13 of our Regulations, nor shown good cause for waiver of same. The filings in question remain deficient, therefore, and filing dates will not be assigned *until such deficiencies have been cured in accordance with Section 35.13*" (emphasis supplied).[3] We believe that the language of the order considered as a whole, and especially that portion of the order emphasized above, clearly and fairly apprised I&M that substantial compliance with Section 35.13 was required, and that cost of service support alone would not be sufficient.

I&M argues further that we erred in stating "[a]ssuming *arguendo* that the Richmond filing had substantially complied with our Regulations, I&M's request for a retroactive effective date would have been rejected . . . "[4] While admittedly not required to meet the issue of the proper effective date for the Richmond filing, since said filing had previously been rejected in that same order, we nevertheless made such finding in response to I&M's repeated requests for retroactive effective dates for each of its three filings. As noted in the June 13, 1975, order, our decision on this issue has been previously contested by I&M and such decision has been affirmed.[5] Under these circumstances, we fail to see how the "declaratory statement" in question constitutes error on our part.

The fourth and final error in our June 13, 1975, order, I&M submits, was our finding that aceptance of "protective" filings is beyond our authority under the Federal Power Act. In this regard, I&M contends that in an order issued December 28, 1973, in Docket No. E–7740, ". . . the Commission . . . stated that I&M could employ just such a separate filing as it here attempted to do." I&M further questions our failure to advise the Company in previous orders in these dockets that we are without authority to accept "protective filings.

I&M misconstrues our December 28, 1973, order in Docket No. E–7740. By no means did we intend to suggest therein that a utility, when faced with a decision as to what is a valid filing, may tender two filings and have one accepted as "protective". Rather, as we said in that order, "It is incumbent upon the Company to determine initially what it believes to be a valid action. Only after that initial action is taken may this Commission rule upon it."[6] Moreover, in our opinion, the mere possibility of reversal by a court of review cannot extend our authority to accept for filing more than one rate at any point in time.

As to our failure to state in previous orders that we could not accept "protective" filings, we simply had not yet determined that such action would be beyond our authority under the Act. It is for this reason, and none other, that we failed to advise I&M of our conclusions on this issue.

*The Commission finds:*

I&M's July 14, 1975, Petition for Rehearing of our June 13, 1975, order in these dockets presents no facts or principles of law which would provide an appropriate basis for modification or amendment of said order.

*The Commission orders:*

(A) I&M's Petition for Rehearing of our June 13, 1975, order in these dockets is hereby denied.

(B) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-21175 Filed 8-12-75;8:45 am]

[3] *Municipal Light Boards of Reading and Wakefield, Mass. v. F.P.C.*, 450 F. 2d 1341, 1347–48 (D.C. Cir. 1971), *cert. den.* 405 U.S. 989 (1972).

[3] Order of April 2, 1975, in the subject dockets, mimeo at 5.

[4] Order of June 13, 1975, in the subject dockets, mimeo at 5.

[5] See our orders of November 2, 1973, and December 28, 1973, in *Indiana and Michigan Electric Company*, Docket No. E–7740, and the affirmance thereof in *Indiana and Michigan Electric Company v. Federal Power Commission*, —— F. 2d —— (D.C. Cir. Case Nos. 73–2193, *et al.*, decided March 13, 1975).

[6] *Indiana and Michigan Electric Company*, Docket No. E–7740, order issued December 28, 1973, mimeo at 2.





[Docket No. E–9485]

## KANSAS GAS & ELECTRIC CO.

### Order Accepting for Filing and Suspending Filing and Establishing Procedures

AUGUST 6, 1975.

On June 9, 1975, as completed on July 14, 1975, Kansas Gas and Electric Company (Kansas Gas) tendered for filing proposed changes in its FPC jurisdictional Electric Service Rate Schedule Nos. 87, 89, 98, 110, 113, 126, 128, 129, 131, 132 and 134. These are schedules to Electric Interconnection Contracts or Agreements affecting eleven wholesale customers.[1] The proposed amendments would increase revenues from jurisdictional sales and service to these wholesale customers by approximately $195,080 (11.45%) based on estimated sales for the year ending June 30, 1975. In addition, Kansas Gas has filed a fuel clause adjustment rider applicable to the abovementioned FPC Rate Schedules intended to conform with Section 35.14 of the Commission's Regulations, as amended by Order No. 517.

Public notice of Kansas Gas' filing was issued June 19, 1975, with protests or petitions to intervene due on or before July 10, 1975. To date no responses have been received.

We note that Kansas Gas states as support for its proposed increase in rates and charges that, "Its earnings must be increased to assure continued confidence in the financial integrity of the business which will enable it to maintain its credit and attract the necessary additional capital on reasonable terms to finance its approximate $545 million construction program through 1979"[2], and that its construction budget for the next ten years is $1.3 billion. All parties submitting evidence in this case should therefore address the issues raised by the company's statements, including but not limited to the reasonableness of Kansas Gas' alleged financing requirements, how their recommended rates of return will permit Kansas Gas to meet those requirements, and the meaning of the phrase "reasonable term". Rate of return witnesses in this proceeding should further address themselves to Kansas Gas' statements (1) that its earnings decreased from $2.60 in 1972 to $2.44 in the test year ended March 31, 1975, (2) that Kansas Gas will have to raise some $403 million from new investors in the next five years, (3) that Kansas Gas has plans that call for selling 800,000 shares of common stock (even though none has been sold since 1963) and $40,000,000 of first mortgage bonds during the latter part of June, 1975, (4) that the requested rate of return (7.75%) will provide the company less than a full rate of return (said to be in the range of 8.52% to 8.82%) on the property used and useful in serving its municipal wholesale customers, (5) that the requested return is basically the same as that approved with respect to Kansas Gas' Rural Electric Cooperative customers in Docket No. E–9260, and Public Utility Resale Customers in Docket No. E–9349, (6) that Kansas Gas was granted an $8.3 million rate increase in April, 1974, and a $5.2 million increase in November, 1974 by the State Corporation Commission of Kansas, and has another $12 million retail rate increase pending, (7) that the cost of first mortgage bonds increased from 3.85% in 1969 to 6.32% currently, (8) that the price/earnings ratio on common stock fell from about 20 times in 1965 to about the present 6¼ times, and (9) that bond coverage has dropped from 8.11 times in 1964 to 2.50 times in the test year.

Our review indicates that the proposed changes in its FPC Jurisdictional Electric Service Rate Schedule, tendered herein by Kansas Gas, have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise illegal. Our review further indicates that the design and format of Kansas Gas' proposed fuel adjustment clause rider is not in conformance with Order No. 517 in that it does not provide for a reduction in the total cost of fuel by the cost of fuel recovered through inter-system sales. Accordingly, we shall accept Kansas Gas' proposed changes for filing, suspend their effectiveness for a period of five months, and establish procedures.

*The Commission finds:*

It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Kansas Gas' revised rate schedules proposed in this docket and that the tendered rate schedules be suspended as hereinafter provided.

*The Commission orders:*

(A) Pursuant to authority of the Federal Power Act, particularly Section 205 thereof, and the Commission's Rules and Regulations (18 CFR, Chapter I), a hearing for purposes of cross-examination concerning the lawfulness and reasonableness of the rates and charges in Kansas Gas' FPC Rate Schedules, as proposed to be amended herein shall be held commencing on December 9, 1975, at 10:00 A.M., EST, in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(B) Pending a hearing and a decision thereon, Kansas Gas' proposed changes in its rates and charges, tendered on July 14, 1975, are accepted for filing, and suspended for five months, the full statutory term, the use thereof deferred until January 14, 1976, subject to refund.

(C) On or before October 29, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Should any party petition for and be granted intervention in this proceeding, said intervenor's evidence will be filed on or before November 11, 1975. Any rebuttal evidence by Kansas Gas shall be served on or before November 25, 1975.

(D) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose, (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in the Commission's Rules of Practice and Procedure.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement.

(F) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-21176 Filed 8-12-75;8:45 am]

[1] The cities of Augusta, Burlington, Chanute, Coffeyville, Fredonia, Girard, Iola, Mulvane, Neodesha, Wellington, and Winfield, Kansas.

[2] Letter of Transmittal, Page 3, dated June 9, 1975.

[Docket No. RP64–38]

## MICHIGAN WISCONSIN PIPE LINE CO.

### Order Approving Refund Report and Requiring Further Refunds

AUGUST 6, 1975.

On September 30, 1968, Michigan Wisconsin Pipe Line Company (Michigan Wisconsin) filed in Docket No. RP64–38 a report showing refunds made to its customers in the amount of $852,462.97

covering the period September 1, 1966, through May 31, 1968. These refunds represent the flow-through by Michigan Wisconsin of refunds received from its suppliers.

Notice of the filing of the subject refund report was issued on May 25, 1973, providing for protests or petitions to intervene to be filed on or before June 5, 1973. No protests, petitions to intervene or other comments have been received in response to the notice.

In addition to the above refunds of $852,462.97, Michigan Wisconsin's refund report shows an amount of $100,639.66 received by Michigan Wisconsin from Northern Natural Gas Company (Northern Natural). This $100,639.66 was refunded to Michigan Wisconsin by Northern Natural in the form of billing credits and is comprised of (1) $75,489 representing the flow-through of the tax benefits derived from the use of literalized depreciation for the last six months of 1967, and (2) $25,151 resulting from the fact that Congress did not pass a federal income tax surcharge affecting the year 1967. These refunds were made by Northern Natural under the terms of its Commission-approved rate settlement agreement in Docket No. RP67–20. Michigan Wisconsin has not flowed this amount through to its customers.

Michigan Wisconsin, in a letter dated December 14, 1968, takes the position that the $100,639.66 received from Northern Natural represents a temporary rate reduction, the disposition of which is governed by the provisions of Article IV, entitled "Future Supplier Rate Reductions", of its settlement agreement in Docket No. RP64–38. That article provides for a reduction in Michigan Wisconsin's rates in the event that its overall weighted average base cost of purchased gas is reduced by at least one-tenth of a cent below the average cost of 21.55 cents per Mcf utilized in determining its rates in Docket No. RP64–38. Michigan Wisconsin claims that the alleged temporary rate reduction was more than offset by rate increases of producers as allowed by Article IV, and that the net effect was to reduce Michigan Wisconsin's average cost of gas by less than the one-tenth of a cent necessary to effectuate a rate reduction.

Unfortunately, we cannot agree with Michigan Wisconsin's interpretation. It seems clear beyond any doubt that there is little, if any, practical or legal distinction to be made between a refund in the form of billing credits or in cash. In either case, the result is a refund. (See e.g. 42 F.P.C. 964). In the circumstances disclosed by this case, we find that the provisions of Article V of Michigan Wisconsin's rate settlement, entitled "Future Supplier Refunds", govern the transaction, rather than Article IV. Article V provides for the flow-through by Michigan Wisconsin of supplier refunds relating to gas purchases on and after September 1, 1966. We therefore find that the refund of $100,639.66 received by Michigan Wisconsin from Northern Natural must be flowed through to Michigan Wisconsin's jurisdictional customers. Since we are separately ordering the additional flow-through of refunds, and since Michigan Wisconsin's refund report of September 30, 1968, showing the disbursement of $852,462.97 appears correct in all respects as to the refunds there reported, such refund report will be approved.

*The Commission orders:*

(A) Michigan Wisconsin shall, within 30 days from the date of this order, disburse to its jurisdictional customers the sum of $100,639.66 plus any accrued interest, and shall file a report thereof with the Commission.

(B) The refund report filed by Michigan Wisconsin on September 30, 1968, showing the disbursement of refunds totaling $852,462.97 is hereby accepted and approved, subject to the terms of this order.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21177 Filed 8-12-75;8:45 am]

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[Docket Nos. RP70–35 and RP73–110]

## NATURAL GAS PIPE LINE COMPANY OF AMERICA

### Filing of Report of Refunds

AUGUST 6, 1975.

Take notice that Natural Gas Pipe Line Company of America (Natural), on March 19, 1975, tendered for filing a report of refund distributions that it has made to its jurisdictional customers for the period December 1, 1970 through November 30, 1971, made in compliance with the provisions of the Stipulations and Agreements approved by the Commission in Docket Nos. RP70–35 and RP73–110.

Natural reports that it made refunds of $8,324,357.33 on December 3, 1974 and $847,332.78 on December 20, 1974 in Docket No. RP73–110 and a refund of $1,174,883.50 on December 20, 1974 in Docket No. RP70–35.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 22, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21178 Filed 8–12–75;8:45 am]

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[Docket No. RP73–110, PGA75–11a, PGA75–12b]

## NATURAL GAS PIPE LINE COMPANY OF AMERICA

### Filing of Revised Tariff Sheets

AUGUST 6, 1975.

Take notice that Natural Gas Pipe Line Company of America (Natural), on July 23, 1975, tendered for filing Substitute Second Revised Twenty-Fourth Revised Sheet No. 5 and Substitute Second Revised Substitute Twenty-fourth Revised Sheet No. 5. Natural requests that these sheets be substituted for the corresponding sheets submitted under Natural's transmittal letter dated July 10, 1975, which requested effective dates of July 2, 1975 and August 1, 1975 respectively.

Natural states that the purpose of the requested substitution is to revise Natural's PGA unit adjustment effective July 2, 1975 to reflect the most recent level of rate change to be effective July 2 by United Gas Pipe Line Company in Docket No. RP72–133, PGA75–3.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21179 Filed 8–12–75;8:45 am]

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[Docket No. E–8954]

## NEW ENGLAND POWER CO.

### Further Extension of Procedural Dates

AUGUST 6, 1975.

On July 31, 1975, New England Power Company filed a motion to extend the procedural dates fixed by order issued February 3, 1975, as most recently modified by notice issued May 7, 1975 in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Company Rebuttal, September 11, 1975.
Hearing, September 30, 1975 (10:00 a.m. EDT).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21180 Filed 8–12–75;8:45 am]





[Docket No. ES–76–4]

## PACIFIC POWER & LIGHT CO.

### Application

AUGUST 6, 1975.

Take notice that on July 31, 1975, Pacific Power & Light Company (Applicant), a corporation organized under the laws of the State of Maine and qualified to transact business in the States of Oregon, Wyoming, Washington, California, Montana and Idaho, with its principal business office at Portland, Oregon, filed an application with the Federal Power Commission, pursuant to Section 204 of the Federal Power Act, seeking an order authorizing borrowings in an aggregate principal amount not exceeding $50,000,000 at any one time outstanding under a Loan Facility with certain banks.

Under such Loan Facility, Applicant would have the right to make borrowings not exceeding $50,000,000 at any one time outstanding through drawings under a revolving stand-by Loan Facility evidenced by a Letter Agreement to be dated as of September 18, 1975, between Applicant and Credit Suisse White Weld Limited as Agent for the Banks listed in said Letter Agreement. The duration of the Loan Facility would be for a period of 18 months. Under the Loan Facility, Applicant would have the right to make drawings from time to time in the amount of $1,000,000, or multiples thereof, for a period of one, three or six months, at Applicant's option, which borrowings would mature and be repaid on the last day of the chosen period, but in no event later than the termination date of the Loan Facility. Each drawing would be advanced by the Banks in the proportions of their respective commitments as set forth in said Letter Agreement.

Interest would be payable on each drawing at a rate per annum equal to a margin of 1 and ¼ percent per annum plus the rate equal to the arithmetic mean (which, if not a whole multiple of ⅛ of 1 percent, would be increased to the nearest whole multiple of ⅛ of 1 percent) of the rates at which deposits in United States Dollars are offered by prime banks in the London interbank market for periods of one, three or six months, whichever is appropriate, and would be fixed at 11 a.m. (London Time) two business days prior to the date on which the drawing is made. The interest would be payable on each drawing from the date thereof until actual repayment and would be calculated on the basis of the actual number of days elapsed divided by 360. Applicant will be under no requirement or understanding to maintain compensating balances with the Banks.

Applicant would pay a commitment commission in United States Dollars at the rate of ½ of 1 percent per annum from September 18, 1975 until the termination of the Loan Facility calculated on the basis of the actual number of days elapsed divided by 360 and on the daily unused portion of the Loan Facility payable ninety days in arrears from the date of signing the Letter Agreement for the Loan Facility.

Proceeds from the borrowings to be made under the Loan Facility would be used, in part, to temporarily finance Applicant's construction expenditures for 1975–1976 presently estimated at $591,486,000. The balance of funds required to meet estimated 1975–1976 construction expenditures is expected to come, in part, from short-term borowings presently authorized by the Commission and as the Commission may further authorize, and from further permanent financing later in 1975 and in 1976 of a type and magnitude not yet finally determined.

Any person desiring to be heard or to make any protest with reference to this application should, on or before August 22, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21181 Filed 8–12–75;8:45 am]

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[Docket Nos. RP73–113 and RP74–91–3]

## TENNESSEE GAS PIPELINE CO.

### Tariff Filing

AUGUST 6, 1975.

Take notice that on August 1, 1975, Tennessee Gas Pipeline Company, a Division of Tenneco Inc. (Tennessee), filed revised tariff sheets to its FPC Gas Tariff consisting of the following to be effective September 1, 1975.

Ninth Revised Volume No. 1:
First Revised Sheet Nos. 4 and 218.
Third Revised Sheet Nos. 2 and 3.
Fifth Revised Sheet Nos. 227, 228, 230 and 232.
Sixth Revised Volume No. 2:
Third Revised Sheet Nos. 1 and 2.

Tennessee states that the purpose of these revised tariff sheets is to cancel the form of contract for its Rate Schedule TWS, to give effect to the cancellation of Rate Schedule TWS made effective by the Commission's order of August 1, 1973, in Docket No. RP73–113; revise the annual volumetric limitation for the city of Springfield, Tennessee, pursuant to the Commission's order of June 6, 1975, in Docket No. RP74–91–3; and to make minor corrections to its FPC Gas Tariff.

Tennessee states that copies of the filing have been mailed to all of its jurisdictional customers and affected state regulatory commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 2, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.21182 Filed 8–12–75;8:45 am]

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[Docket No. RP69–13]

## TEXAS EASTERN TRANSMISSION CORP.

### Order Directing Release and Flow-Through of Refunds

AUGUST 5, 1975.

Pursuant to the Commission's order issued in the above docket on October 31, 1969 (42 FPC 961) as modified by order issued April 13, 1970 (43 FPC 533), Texas Eastern Transmission Corporation (Texas Eastern) was directed to retain refunds owed to Texas Gas Transmission Corporation (Texas Gas) pending a determination of Texas Gas' obligation to flow-through the refunds to its jurisdictional customers. The refunds in question relate to the period May 15, 1969, through October 1, 1969, and total $1,067,225.56 plus accrued interest.

Following judicial determination of its flow-through obligation, *Texas Gas Transmission Corp. v. FPC*, 441 F. 2d. 1392 (6th Cir. 1971), Texas Gas advised the Commission by letter dated July 12, 1973, that it would flow the Texas Eastern refunds through to its jurisdictional customers.

There appears to be no reason why the subject refunds should not now be released and flowed-through. It will be so ordered.

*The Commission orders:* (A) Texas Eastern shall, within 30 days from the date of this order, release to Texas Gas all of the refunds owed to Texas Gas and heretofore retained by Texas Eastern pursuant to the Commission's order issued herein on October 31, 1969, as amended, and shall file a report thereof with the Commission.

(B) Texas Gas shall, within 30 days of their receipt, flow the subject refunds through to its jurisdictional customers, and shall file a report thereof with the Commission.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75–21183 Filed 8–12–75;8:45 am]

[Rate Schedule Nos. 1, etc.]

## THAYER H. LAURIE, ET AL.

### Rate Change Filings

AUGUST 7, 1975.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699–H, issued December 4, 1974. Pursuant to Opinion No. 699–H the rates, if accepted, will become effective as of the date of filing.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filings should on or before August 20, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). A protest will not serve to make the protestant a party to the proceeding. Any party wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

APPENDIX

| Filing date | Producer | Rate schedule No. | Buyer | Area |
|---|---|---|---|---|
| July 23, 1975 | Thayer H. Laurie and David N. Mills, Trustees, B. E. Hutchinson Trust, c/o R. E. George,[1] National Bank of Detroit, P.O. Box 222–A, Detroit, Mich. 48232. | [2] 1 | El Paso Natural Gas Co. | Rocky Mountain. |
| Do | Thayer H. Laurie, c/o R. E. George,[1] National Bank of Detroit, P.O. Box 222–A, Detroit, Mich. 48232. | [2] 1 | do | Do. |
| Do | Clinton Oil Co., P.O. Box 1201, Wichita, Kans. 67201. | 21 | Panhandle Producing Co. | Hugoton-Anadarko. |
| Do | do | 27 | do | Do. |
| Do | Texaco, Inc., P.O. Box 52332, Houston, Tex. 77052. | 129 | Northern Natural Gas Co. | Do. |

[1] cc: Terry R. Barrett, Esquire; Fifth floor, 100 Park Avenue Building, Oklahoma City, Okla. 73102.
[2] Applicant's interest is currently covered under Northeast Blanco Development Corp. FPC Gas Rate Schedule No. 1.

[FR Doc.75–21170 Filed 8–12–75;8:45 am]

## FEDERAL PREVAILING RATE ADVISORY COMMITTEE

### COMMITTEE MEETINGS

Pursuant to the provisions of section 10 of Public Law 92–463, effective January 5, 1973, notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on:

Thursday, September 4, 1975.
Thursday, September 11, 1975.
Thursday, September 18, 1975.

The meetings will convene at 10 a.m. and will be held in Room 5A06A, Civil Service Commission Building, 1900 E Street, NW., Washington, D.C.

The committee's primary responsibility is to study the prevailing rate system and from time to time advise the Civil Service Commission thereon.

At these scheduled meetings, the committee will consider proposed plans for implementation of Public Law 92–392, which law establishes pay systems for Federal prevailing rate employees.

The meetings will be closed to the public on the basis of a determination under section 10(d) of the Federal Advisory Committee Act (Public Law 92–463) and 5 U.S.C., section 552(b)(2), that the closing is necessary in order to provide the members with the opportunity to advance proposals and counter-proposals in meaningful debate on issues related solely to the Federal Wage System with the view toward ultimately formulating advisory policy recommendations for the consideration of the Civil Service Commission.

However, members of the public who wish to do so, are invited to submit material in writing to the Chairman concerning matters felt to be deserving of the committee's attntion. Additional information concerning these meetings may be obtained by contacting the Chairman, Federal Prevailing Rate Advisory Committee, Room 5451, 1900 E Street, NW., Washington, D.C. 20415.

DAVID T. ROADLEY,
*Chairman, Federal Prevailing Rate Advisory Committee.*

AUGUST 8, 1975.

[FR Doc.75–21095 Filed 8–12–75;8:45 am]



federal register

WEDNESDAY, AUGUST 13, 1975




PART II:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Public Health Service

## NATIONAL HEALTH SERVICE CORPS

Title 42—Public Health

CHAPTER I—PUBLIC HEALTH SERVICE, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 23—NATIONAL HEALTH SERVICE CORPS

On January 6, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 1204–1206) proposing a new Part 23 to implement section 2 of the Emergency Health Personnel Act Amendments of 1972 (P.L. 92–585), which amended section 329 of the Public Health Act, authorizing the establishment of the National Health Service Corps. The major changes proposed were as follows: (1) the Secretary, without regard to the existence or absence of an application for assignment of NHSC personnel, will designate those areas which have a critical health manpower shortage and publish periodically in the FEDERAL REGISTER a list of such designated areas, as well as the criteria utilized in making such designation; (2) provision is made for 90-days written notice, published in the FEDERAL REGISTER, before the Secretary may withdraw his designation of an area as one having a critical health manpower shortage; (3) three options are set forth for the reimbursement of the National Health Service Corps by applicants whereby in accordance with the authorizing legislation the Corps can recover its reasonable costs of providing services; (4) the charge to any person for services from assigned personnel shall be in accordance with a schedule of charges determined in consultation with the local medical, dental or other appropriate health society; and (5) the Secretary may approve an application without the certification of need from the State and district medical, dental, or other appropriate health societies when he finds that such certification has been arbitrarily and capriciously withheld.

Interested persons were afforded the opportunity to submit written comments or suggestions thereon. Twenty-three letters of comment were received. Following are summaries of the recommendations, notations of changes in the regulations, and explanations of how the regulations as originally proposed can apply to given situations described in letters of comment received.

1. Four comments were made to amend the regulations to establish a sliding scale that would apply to those who earn income over the Social Security poverty index level. First, section 23.8 (d) of the proposed regulations provides that no charge or a reduced charge shall be made for services provided to any person from a family whose annual income is below the *higher* of the Social Security poverty index level or the State figures for the "medically needy" as determined in accordance with the Aid to Dependent Children figures calculated by the Assistance Payments Administration. Further, where individuals are charged for services received, the proposed regulations in section 23.8(b) thereof allow each sponsoring agency to propose an appropriate fee schedule (including a sliding fee schedule) insuring further flexibility to accommodate individual community needs. The recommended changes therefore are viewed as unnecessary and have not been included in the regulations as here revised.

2. A comment was received expressing concern that, under the regulations, local applicant agencies would bear too large a burden of providing services to medically indigent persons who cannot pay for these services. Section 329 of the Public Health Services Act, which authorizes the National Health Service Corps Program, mandates that any individual who is determined to be unable to pay for health care or services provided under the Program must be provided such services at a reduced rate or no charge. This requirement is reflected in section 23.8(d) of the proposed regulations as summarized above. In recognition of the burden of this requirement on sites in which the community is sharing in the cost of the project, the proposed regulations in section 23.8(a)(2) thereof provide for a reimbursement option by which the Corps is reimbursed on a shared percentage basis of the total receipts collected, after certain preferential costs are paid. This option should serve to reduce the economic burden on participating communities.

3. One comment expressed concern that the involvement of the health planning agencies required in the proposed regulations will place an undue burden on the resources of such agencies unless there is a corresponding increase in staffing and funding. The comment stated that the collection of data for validation of a critical health manpower shortage area would require at least two full days of staff time.

Under the regulations as proposed, the health planning agencies did not have any role in the designation process for critical health manpower shortage areas. In response to a number of comments however (see item #4) this provision in the regulations (section 23.4) has been revised to provide for a consultation with such agencies by the Secretary prior to any designation. Further, such agencies will be notified of any proposed withdrawal of designation prior to any such action. In our view this revision does not impose any additional requirements on the health planning agencies, but instead simply offers them an opportunity to make such recommendations with respect to the designation of critical health manpower shortage areas as is within their resources. Further we would point out that while such agencies are also given an opportunity to make recommendations with respect to a proposed assignment of National Health Service Corps personnel, the proposed regulations (Section 23.6(a)) do not require that such agencies certify that such assignment is needed for the area. Accordingly, no revision has been made in the proposed regulation in this regard.

4. Eight recommendations were made to provide greater involvement of the State and regional planning agencies in the designation and withdrawal of designation process for critical health manpower shortage areas. As indicated above, the proposed regulations (section 23.4) have been strengthened in this regard and as revised require the Secretary to consult specifically with comprehensive health planning agencies in determining whether an area covered in whole or part by comprehensive health plans meets the criteria utilized under this program. In addition, such agencies will be specifically notified where there is a proposed withdrawal of designation.

5. Two recommendations were made for the addition of two other professions (optometrists and podiatrists) to those included in the definition of "assigned personnel" in section 23.2. Such section however in providing that assigned personnel include but is not limited to the named categories already provides the needed flexibility to include all appropriate health or health-related personnel, including optometrists and podiatrists, in assignments under the Corps program. The suggested change has not, therefore, been included.

6. One recommendation was made to add a new paragraph to section 23.7, "Assignment of Personnel," which would recognize the need of NHSC recruits for professional development and opportunities for "quality of living." It was suggested that the willingness of communities, and appropriate governmental and nongovernmental agencies, to assist and cooperate with the Public Health Service in achieving these goals be a criteria for assignment of personnel.

Through an intensive process of recruitment and matching in the assignment of NHSC personnel with applicant communities the NHSC makes every reasonable effort to place personnel in communities which most clearly fit their mutual desires and goals. Further, the NHSC has established an extensive technical assistance and support network which provides recurring, special interaction with the assignees to assist them in meeting operational problems, in keeping abreast with changes in technology and, in general, facilitating their growth, development, and integration into the local community. In light of this ongoing NHSC activity, it was felt that the special provision suggested was unnecessary and therefore has not been accepted.

7. A recommendation was made to amend the regulations to provide for the applicant agency to initiate modification or termination of the Memorandum of Agreement with the NHSC before the two-year agreement ends. Section 23.10 has been revised to allow any Memorandum of Agreement under this Act to be terminated by either party on 30-days written notice, or to be modified with consent of both parties.

8. Six recommendations were made to revise the criteria used to designate critical health manpower shortage areas to cover populations with low incomes in urban areas. While NHSC manpower resources are primarily used where the fundamental problem facing the area is a critical shortage in the absolute number of health manpower in a geographical area, section 23.4(a)(3) of the proposed regulations does provide that in designating areas the Secretary shall take into consideration the inaccessibility of health care services in the community, taking into account such factors as transportation difficulties, utilization rates and other socio-economic, demographic and environmental factors of community life which significantly impair access to health services. The addition of the specific criteria suggested, therefore, has not been accepted.

9. One recommendation was made to require that an applicant agency enclose a completed NHSC application form with any request for certification of need to State and district health societies. Also recommended was a written notice to health societies of the certification or waiver of certification procedures. It would be premature for a completed NHSC application form to accompany a certification request, since such a request applies to "need" certification only, and such determination is based on this consideration alone. The procedural details of the certification and waiver of certification requirement procedures will be published shortly in the FEDERAL REGISTER. This publication will address specifically the issues involved in the applicant-agency/health-society relationship.

10. Two recommendations were made to modify the Secretary's responsibilities and the timeframes for the waiver of certification of need procedures. The regulations provide adequate time and processes for both the health societies and the Secretary to make judicious decisions and to consult with each other prior to any Secretarial decision to waive a local professional society's lack of certification of need. Section 23.6 of the regulations has been revised to require the applicant agency to submit more detailed information to the Secretary when an application is not accompanied by certification from appropriate health societies.

11. One recommendation was made to establish an appeals mechanism in the event a professional society fails to certify the need for assignment of NHSC personnel and the Secretary then waives the requirement for such a certification. The waiver procedures allow adequate administrative safeguards for all interested parties in any case of disagreement. That recommendation was not adopted.

12. A recommendation was made to provide for utilization of more than one reimbursement mechanism under certain conditions. The three reimbursement options available are designed to comport with the statutory requirement that the Secretary recover his reasonable cost of providing such care and services, provide a sufficiently wide choice to accommodate variations in applicant agencies' needs, especially when combined with the flexibility provided in the allowable methods of charging and collecting patient fees. Where the use of one reimbursement option by a community is no longer appropriate, section 23.10 of the regulations provides that the agreement with the community may be modified. The proposed change, therefore, has not been included in the regulations as revised.

13. A recommendation was made to add a fourth reimbursement option which would allow full Federal support of the cost of management expenses and which would also place the responsibility for collection of receipts with the applicant agency. Under the current reimbursement option III as set forth in section 23.8(a)(3), the NHSC assumes the total cost responsibility of a project including the cost of management support, and the program assumes the responsibility for physical collection of receipts. The fourth option suggested, therefore, is unnecessary.

14. A recommendation was made to revise section 23.8 of the proposed regulations to provide a method for excepting patient revenues provided from revenue sharing and other Federal funds allocated to States and counties from inclusion with other patient revenue and insurance payments for purposes of calculating National Health Service Corps reimbursement. While we share the concern about the circularity of the transaction, which circularity may also be observed with respect to certain third party reimbursements, such as medicare and medicaid, part of the legislative authority under which NHSC sites are supported mandates that any person receiving services, with limited exceptions, must be charged for such service so that the NHSC can recover its reasonable cost in providing such services. The statute goes on to provide that where third parties, *including governmental agencies*, would be responsible for payment, collection shall be made from such governmental agencies. Although we recognize that in one sense this may decrease the amount of money available to the site to support itself without outside NHSC assistance, it is at least as important that the practice of vigorous and comprehensive collection of third party funds be established. For these reasons the recommended change has not been made.

Accordingly, the present Part 23 of Title 42 of the Code of Federal Regulations is deleted and a new Part 23 is added as set out below.

*Effective date:* These regulations are effective on August 13, 1975.

Dated: July 7, 1975.

THEODORE COOPER,
*Assistant Secretary for Health.*

Approved: July 31, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

## PART 23—NATIONAL HEALTH SERVICE CORPS


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AUTHORITY: Sec. 215, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 329, 84 Stat. 1868 as amended (42 U.S.C. 254b).

### § 23.1 Applicability.

The regulations in this subpart are applicable to the assignment of personnel of the National Health Service Corps to areas with critical health manpower shortages, as provided by section 329 of the Public Health Service Act (42 U.S.C. 254b).

### § 23.2 Definitions.

As used in this part:

(a) "Act" means the Public Health Service Act.

(b) "State" means any of the several states, the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

(c) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of that Department to whom the authority involved has been delegated.

(d) "Assigned personnel" means health or health related personnel of the Regular and Reserve Corps of the Service and such civil service personnel as the Secretary designates, including, but not limited to, physicians, dentists, psychologists, nurses, paramedical personnel, medical services administrators or planners, and medical and psychiatric technicians, who are assigned, in accordance with section 329 of the Act and the regulations in this part, to an area to provide needed health care or services.

(e) "Nonprofit" private health entity means a private health entity no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual.

(f) "Population" means the population based on the latest figures available from the U.S. Census Bureau or such other source that the Secretary finds acceptable, applicable to the area to be served.

(g) "Area" means a defined geographical or service region acceptable to the Secretary from which persons are provided services under this part, irrespective of political or geographic boundaries.

### § 23.3 Eligibility.

Application for Assignment of Corps personnel to an area designated by the Secretary under § 23.4 may be made by the health agency or any other public or nonprofit private health entity in such area.

### § 23.4 Designation.

(a)(1) In accordance with section 329 (b)(1)(A) of the Act, the Secretary shall designate those areas which he determines have critical health manpower







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shortages. In making such determination the Secretary shall take into consideration, among other pertinent factors:

(i) The latest reliable health resources, statistics available to him, such as numbers of primary care physicians, dentists, and other health manpower personnel; the range of primary care and other health services available; and the types of health facilities in the area.

(ii) Health status indicators, such as infant and maternal mortality rates, accident rates, morbidity rates, disability rates, life expectancy rates, and others.

(iii) Inaccessibility of health care services in the community, and the ability to obtain services when required on a timely and effective basis, taking into account transportation difficulty, travel times, utilization rates, ability of health resources to meet increased demands, and other socio-economic, demographic, and environmental factors of community life which significantly impair access.

(2) In determining whether an area meets the criteria utilized in paragraph (a)(1) of this section, the Secretary will consult with the appropriate health planning agencies responsible for the development under section 314(a) or (b) of the Act for comprehensive plans for all or any part of the area (or their successor agencies).

(b) The Secretary will publish periodically in the FEDERAL REGISTER a list of such designated areas together with the specific criteria used in determining such areas.

(c) Any State health agency or local public health agency or other public or nonprofit private health entity in an area which has not been designated by the Secretary pursuant to paragraph (a) of this section may request such designation. If upon review of the application and all other relevant facts it is determined that the area meets the criteria utilized under paragraph (a) of this section, the Secretary shall add the area to the list of areas designated.

(d) Upon determining that there has been a substantial change in the circumstances upon which the designation of an area was based, or that the data upon which the designation was based was inaccurate or incomplete and the data as revised indicates that the area does not meet the criteria utilized under paragraph (a)(1) of this section, the Secretary may, 90 days after publication of a notice in the FEDERAL REGISTER that such action is planned, withdraw his designation of an area as one having a critical health manpower shortage. The Secretary will notify the appropriate health planning agencies for the area in writing of the basis for such action prior to the withdrawal of designation.

**§ 23.5 Information and Assistance.**

The Secretary shall conduct information programs in the areas designated to inform public and nonprofit private health entities serving the designated areas of the technical and consultative services available from the Corps and to assist people in those areas who are seeking assignment of Corps personnel to their areas.

**§ 23.6 Application for Assignment.**

(a) An application for the assignment of Corps personnel under section 329 of the Act may be submitted to the Secretary by an eligible applicant in such form and manner and at such time as the Secretary may require.

(b) The application shall include, among other things, the certification to the Secretary of

(1) the local government of such area that such assignment is needed; and

(2) the State and district medical, dental or other appropriate health societies (as the case may be) that such assignment is needed for the area, *provided, however,* That where such certification has been withheld, a full explanation of the absence of such certification shall be submitted by the applicant, including a detailed description of the actions taken by the applicant to obtain such certification and the rational, if any, provided to the applicant by the State and district medical, dental or other appropriate health societies for their failure to certify that such assignment is needed for the area.

(c) The application shall also include, unless established to the satisfaction of the Secretary that such recommendations were not reasonably obtainable, the recommendations of (1) the appropriate State health planning agency established pursuant to section 314(a) of the Act (or its successor agency); (2) the appropriate Regional Medical Program established pursuant to Title IX of the Act; (3) where there has been such an agency established, the appropriate areawide health planning agency established pursuant to section 314(b) of the Act (or its successor agency); (4) the State medical, dental, and other health associations and (5) from other medical personnel of the area to be served.

(d) The application shall also include evidence satisfactory to the Secretary that the general public has been informed, through the published news media or other means of communication appropriate to local circumstances, of the actions of all certifying and recommending agencies, and has been afforded adequate opportunity to comment on such application. All such comments received shall be appended to the application.

(e) Such applications shall be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant any obligations imposed by law, the statute, these regulations, or any additional conditions of assignment imposed pursuant thereto.

**§ 23.7 Assignment of Personnel.**

The Secretary may upon proper application, assign Corps personnel to such designated areas where he finds such assignment will best serve the purposes of section 329 of the Act and the regulations of this part, taking into account:

(a) The need of the area for the health services to be provided without regard to the area's ability to pay;

(b) The willingness of the area and the appropriate governmental agencies therein to assist and cooperate with the Public Health Service in providing effective health services to residents of the area;

(c) The recommendations of any agency or organization which may be responsible for the development, under section 314(a) or (b) of the Act, of a comprehensive plan covering all or any part of the area involved (or their successor agencies);

(d) Recommendations from the State medical, dental, and other health associations and from other medical personnel of the area considered for assistance. *Provided,* That with respect to any proposed assignment, where the Secretary has from all the facts available to him, found that certification required by section 329(b)(2)(A)(ii) of the Act was clearly arbitrarily and capriciously withheld by the State or district medical, dental or other appropriate health society, the Secretary may, after consultation with such society or societies, assign Corps personnel to the designated area. A certification may be considered to be arbitrarily and capriciously withheld when a State or district society:

(1) fails to acknowledge a request for certification within 30 days, or make a decision regarding certification within 90 days; or

(2) provides either no justification for its refusal to certify need or the data submitted in support of its justification clearly is not adequate as determined by the Secretary in light of the factors considered by the Secretary in designating areas.

**§ 23.8 Costs and charges of services.**

(a) The National Health Service Corps shall be reimbursed, subject to the approval of the Secretary, in accordance with one of the following mechanisms designed to recover the reasonable costs of providing services. Each agreement concluded with an applicant under § 23.10 shall identify the method of reimbursement selected from the following:

(1) The National Health Service Corps will be reimbursed a percentage of the total receipts collected (after certain preferential costs in the agreement concluded under § 23.10 agreed to are paid) which is equal to the percentage of the National Health Service Corps' contribution toward the cost of operation as determined under the agreement concluded with the applicant under § 23.10.

(2) The National Health Service Corps will be reimbursed its actual reasonable cost per annum, a fixed amount regardless of receipts collected; or

(3) The National Health Service Corps will provide the total cost of operation and will collect all receipts.

(b) Except as otherwise provided in paragraph (d) of this section, any person receiving services from assigned personnel shall be charged at a rate designed to recover reasonable costs, to be distributed according to one of the methods of reimbursement specified above. Such charges shall (except as provided in paragraph (c) of this section) be in accordance with a schedule of charges determined in consultation with the local medical, or dental, or other appropriate health society, and specified in the agreement concluded with the applicant under § 23.10; *provided, however,* That where assigned personnel are providing services within the framework of an established health services delivery system, the charges made shall be consistent with the charges made by such system.

(c) In lieu of being charged on a fee-for-services basis pursuant to paragraph (b) of this section, persons eligible to receive services from assigned personnel may be charged on a prepaid capitation basis or other reimbursement mechanism.

(d) No charge or a reduced charge shall be made for services provided by assigned personnel to any person from a family which has an annual income below the higher of (1) the State figures for the "medically needy" as determined in accordance with the Aid to Families with Dependent Children figures calculated by the Assistance Payments Administration, or (2) the Social Security Administration poverty index as set forth in the latest Social Security Bulletin, Annual Statistical Supplement, *provided, however,* That pursuant to paragraph (e) of this section, charges shall be made for services to such persons to the extent that payment will be made by a third party which is authorized or under legal obligation to pay such charges.

(e) If a Federal agency, an agency of a State or local government, or other third party would be responsible for all or part of the cost of the care or service provided under section 329 of the Act if such care or service had not been provided pursuant to section 329 of the Act, the Secretary shall collect from such agency or third-party the portion of such cost for which it would be so responsible.

(f) Any funds received by the Secretary pursuant to this section shall be deposited in the Treasury as miscellaneous receipts.

**§ 23.9 Supervision of assigned personnel and termination of assignment.**

Personnel assigned in accordance with the provisions of section 329 of the Act and the regulations in this part shall at all times remain under the direct supervision and control of the Secretary. Observance of institutional rules and regulations by assigned personnel are mere incidents of the performance of their Federal functions and do not alter their direct professional and administrative responsibility to the Secretary. The Secretary may terminate or modify any such assignment if he determines that such assignment is not being performed in accordance with section 329 of the Act, the regulations in this part, or any agreement entered into under § 23.10.

**§ 23.10 Agreements with applicants.**

The Secretary will, upon determining to assign personnel to an area, and consistent with section 329 of the Act and these regulations, enter into agreements with applicants setting forth such additional terms and conditions as he deems necessary to assure the furtherance of the purposes of section 329 of the Act, the regulations in this part, and interests of the public health, or the effective utilization of assigned personnel, including but not limited to:

(a) Number and type of personnel assigned;

(b) Duration of assignment;

(c) Fees and methods for charging for services of assigned personnel including the choice of option for reimbursing the Federal Government for its reasonable costs under section 23.8;

(d) Types of facilities or other assistance to be provided by applicant.

Any agreement entered into under this section may be terminated by either party on 30-days written notice, or modified by mutual consent.

**§ 23.11 Use of facilities by assigned personnel.**

The Secretary, to the extent feasible may make such arrangements as he determines necessary to enable assigned personnel to utilize the health facilities of the area to be served. If there are no health facilities in or serving such area, the Secretary may arrange to have such care and services provided in the nearest health facilities of the Public Health Service or the Secretary may lease or otherwise provide facilities in such area for the provision of care and services. In providing such care and services, the Secretary may (a) make such arrangements as he determines are necessary for the use of equipment and supplies of the Service and for the lease or acquisition of other equipment and supplies and (b) secure the temporary services of nurses and allied health professionals.

[FR Doc.75-21043 Filed 8-12-75;8:45 am]

federal register

WEDNESDAY, AUGUST 13, 1975




PART III:

# FEDERAL ELECTION COMMISSION

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## ADVISORY OPINION 1975-14

Contributions by Banks, Corporations, and Labor Unions to Defray Constituent Service Expenses

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## FEDERAL ELECTION COMMISSION

[Notice 1975-23]

### ADVISORY OPINION 1975-14

**Contributions by Banks, Corporations, and Labor Unions to Defray Constituent Service Expenses**

This advisory opinion is rendered under 2 U.S.C. § 437f in response to requests for advisory opinions submitted by Congressman M. Caldwell Butler, Congressman W. Henson Moore, and William J. Holayter, which were published together as AOR 1975-14 in the July 17, 1975, FEDERAL REGISTER (40 FR 30258). Interested parties were given an opportunity to submit written comments relating to the requests.

The requests generally ask the Commission whether, under the Federal Election Campaign Act of 1971 as amended (the Act), corporate, labor and banking contributions may be accepted for office account related purposes. Specifically, the following requests were made:

(a) Congressman W. Henson Moore states that he intends to send under the frank a questionnaire to his constituents in order to learn their feelings on various issues. Congressman Moore asks whether the Commission will treat as a corporate contribution to his campaign the donation by a corporation of the use of its computer to analyze the results of the questionnaire;

(b) William J. Holayter, Director of the Machinists Non-Partisan Political League, asks whether money in the League's educational fund, which is composed of dues money from various local lodges, may be donated to incumbent United States Senators and Representatives for their office accounts; and

(c) Congressman M. Caldwell Butler states that he intends to hold a Farm Conference for the purpose of allowing farmers and other agricultural interests in his district the opportunity to present their views to him and officials of Federal and State agricultural agencies. Congressman Butler asks whether the Commission will consider the conference to be official business so that contributions by incorporated state banks and bank holding companies will be permitted in order to defray expenses.

It is clear that the Federal Election Commission has the duty to formulate general policy with respect to the Act (2 U.S.C. § 437d(a)(9)), has the power to regulate amounts contributed to a holder of Federal office in order to defray expenses arising in connection with that office (2 U.S.C. § 439a), has the power to formulate general policy regarding contributions and expenditures (18 U.S.C. § 608), and has the power to formulate general policy regarding contributions or expenditures by national banks, corporations or labor organizations (18 U.S.C. § 610). Pursuant to these powers and duties, it is the determination of the Commission that contributions to and expenditures by an office account are to be treated as political contributions and expenditures, and are subject to the limitations and prohibitions on such transactions.

Further, Congress has recognized the political value and campaign-related nature of material mailed under the frank and has provided in § 3210(f) of Title 39, United States Code, that:

> The equivalent amount of postage • • • on franked mail mailed under the frank of the Vice President or a Member of Congress, and *the cost of preparing or printing* such *franked matter* for such mailing under the frank, *shall not be considered as a contribution* to, *or an expenditure* by, the Vice President or a Member of Congress *for the purpose of determining any limitation on expenditures or contributions* with respect to any such official, *imposed by any Federal*, State, or local *law or regulation, in connection with any campaign* of such official *for election to any Federal office.* (Emphasis added)

Accordingly, contributions to and expenditures by a separate segregated franking account are contributions and expenditures for the purposes of the Federal Election Campaign Act of 1971, as amended, and Title 18, United States Code, except for the limitations contained in 18 U.S.C. § 608.

It is the opinion of the Commission that Congressional appropriations for staff salaries, newsletters, stationery, and travel are for legislative activities and, therefore are not subject to the limitations and prohibitions of the Act. It is the Commission's conclusion that these appropriations represent a Congressional determination of the amount necessary for the continued performance of the public duties of a Member of Congress, and that Congress has thus knowingly appropriated sufficient funds for the performance of these duties. Accordingly, additional money which is raised by a Member or his supporters shall be treated as a contribution made for purposes of influencing a Federal election and shall be governed by all appropriate limitations. Similarly, any expenditure from any office account shall be treated as an expenditure intended for purposes of influencing a Federal election and shall be controlled by all appropriate limitations. If Congress concludes that activities currently supported by an office account are in fact essential legislative functions, it remains the prerogative of Congress to appropriate additional funds necessary to fulfill these functions.

Support for the Commission's views may be found in *United States* v. *Brewster*, 408 U.S. 501, 92 S. Ct. 2531, 33 L.Ed 2d 507 (1972) in which the Supreme Court stated:

> It is well known, of course, that Members of Congress engage in many activities other than the purely legislative activities. • • • These include a wide range of legitimate "errands" performed for constituents, the making of appointments with Government agencies, assistance in securing Government contracts, preparing so-called "newsletters" to constituents, news releases, and speeches delivered outside the Congress. The range of these related activities has grown over the years. They are performed in part because they have come to be expected by constituents, and because "they are a means of developing continuing support for future elections." Although these are entirely legitimate activities, they are political in nature rather than legislative, in the sense that term has been used by the Court in prior cases.

As an office account will be conclusively presumed to be used solely for political purposes, contributions to, expenditures by, and the general operation of an office account should be reported and otherwise treated as provided in Notice 1975-18 of the Federal Election Commission "Office Accounts and Franking Accounts; Excess Campaign Contributions," as published in the Federal Register.

The Commission intends to apply its policy on office accounts as follows:

(a) It is the opinion of the Commission that a corporate donation of the use of a computer to analyze the results of a questionnaire would constitute a corporate contribution made for purposes to influencing a Federal election. The fact that the questionnaire was mailed under the frank would not extend the coverage of 39 U.S.C. § 3210(f) to the analysis of questionnaire results, and accordingly the donation of the services of the corporate computer would constitute a corporate contribution prohibited under 18 U.S.C. § 610.

(b) It is the opinion of the Commission that money from the "educational fund" of a labor union may not be donated to the office accounts of incumbent United States Senators and Representatives, if the fund is composed of dues money from various local lodges of the union. Since the money in the fund would be derived from dues, and not from separate voluntary donations by union members to support the office accounts of Congressmen, contributions of this money by a union would be prohibited under 18 U.S.C. § 610.

(c) It is the opinion of the Commission that contributions by incorporated state banks, or bank holding corporations, to an agricultural conference organized by a Member of Congress would constitute a direct or indirect contribution by these banking institutions in connection with a federal election. If the agricultural conference is not funded directly through a Congressional appropriation, it will be conclusively presumed to be funded from an office or constituent service account utilized by the member of Congress for political purposes. Accordingly, contributions by state bank corporations or bank holding corporations to the conference would be prohibited under 18 U.S.C. § 610.

The Commission does not wish to discourage conferences involving policy development of important economic and other issues, but will examine the particulars of each such proposed conference for any implications under 18 U.S.C. § 610.

The provisions of this opinion represent the opinion of the Commission as to the effect of 2 U.S.C. § 437d(a)(9), 2 U.S.C. § 439a, 18 U.S.C. § 608, and 18 U.S.C. § 610 on contributions and expenditures from the office account of a Federal officeholder. The provisions of this opinion are reflected in the proposed regulations which the Commission has submitted to Congress (see the FEDERAL REGISTER, Notice 1975-18 of 40 FR 32951, "Office Accounts and Franking Accounts; Excess Campaign Contributions"). However, in order to provide sufficient notice for orderly compliance with this opinion, the provisions of this opinion shall become effective on October 1, 1975, notwithstanding any contrary language in this opinion.

Dated: August 7, 1975.

THOMAS B. CURTIS,
*Chairman for the*
*Federal Election Commission.*

[FR Doc.75-21080 Filed 8-12-75;8:45 am]

*Just Released*

CODE OF FEDERAL REGULATIONS

(Revised as of May 1, 1975)

Title 27—Alcohol, Tobacco Products and Firearms_____ $7.70

*[A Cumulative checklist of CFR issuances for 1975 appears in the first issue of the Federal Register each month under Title 1]*

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# federal register

THURSDAY, AUGUST 14, 1975

## highlights

**PRIVACY ACT OF 1974—OMB GUIDELINES**
Because of the great demand, the Office of the Federal Register will reprint and make available extra copies of OMB's Guidelines for Implementation of the Privacy Act of 1974. These reprints will be available on or about August 7, 1975. To obtain copies, call 523–5243 or come to the Office of the Federal Register at 1100 L St. NW, Room 8401.

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### List of Public Laws

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H.R. 2559 ..... Pub. Law 94–82
An act to amend title 39, United States Code, to apply to the United States Postal Service certain provisions of law providing for Federal agency safety programs and responsibilities, to provide for cost-of-living adjustments of Federal Executive salaries, and for other purposes
(Aug. 9, 1975; 89 Stat. 419)

H.R. 3130 ..... Pub. Law 94–83
An act to amend the National Environmental Policy Act of 1969 in order to clarify the procedures therein with respect to the preparation of environmental impact statements
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H.R. 4241 ..... Pub. Law 94–84
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(Aug. 9, 1975; 89 Stat. 425)

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H.R. 5405 ..... Pub. Law 94–85
An act to amend the Merchant Marine Act, 1920, in order to permit cargo vessels to carry more than sixteen passengers when emergency situations arise
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H.R. 5884 ..... Pub. Law 94–87
An act to authorize appropriations for carrying out the provisions of the International Economic Policy Act of 1972, as amended, and for other purposes
(Aug. 9, 1975; 89 Stat. 432)

H.R. 7710 ..... Pub. Law 94–88
An act to amend the Tariff Schedules of the United States to provide duty free treatment to watches and watch movements manufactured in any insular possession of the United States if foreign materials do not exceed 70 percent of the total value of such watches and movements, to amend child support provisions of title IV of the Social Security Act, and for other purposes
(Aug. 9, 1975; 89 Stat. 433)

H.R. 7716 ..... Pub. Law 94–89
An act to amend the Tariff Schedules of the United States to suspend the duty on certain forms of zinc until the close of June 30, 1978, and for other purposes
(Aug. 9, 1975; 89 Stat. 438)

H.R. 7728 ..... Pub. Law 94–75
An act to suspend until the close of October 31, 1975, the duty on catalysts of platinum and carbon used in producing caprolactam
(Aug. 8, 1975; 89 Stat. 408)

H.R. 7731 ..... Pub. Law 94–76
An act to suspend the duty on open-top hopper cars exported for repairs or alterations on or before June 30, 1975
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H.R. 8564 ..... Pub. Law 94–90
An act to amend the Federal Aviation Act of 1958 relating to war risk insurance
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H.R. 8714 ..... Pub. Law 94–92
An act to amend the Railroad Unemployment Insurance Act to increase unemployment and sickness benefits, and for other purposes
(Aug. 9, 1975; 89 Stat. 461)

H.R. 9091 ..... Pub. Law 94–93
An act to provide that certain unemployment compensation funds may be used for repayable loans to the Virgin Islands
(Aug. 9, 1975; 89 Stat. 466)

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S. 1531 ..... Pub. Law 94–77
An act to designate the Mountain Park Reservoir, Oklahoma, as the Tom Steed Reservoir
(Aug. 9, 1975; 89 Stat. 410)

S. 1716 ..... Pub. Law 94–79
An act to authorize appropriations to the Nuclear Regulatory Commission in accordance with section 261 of the Atomic Energy Act of 1954, as amended, and section 305 of the Energy Reorganization Act of 1974, and for other purposes
(Aug. 9, 1975; 89 Stat. 413)

S. 2073 ..... Pub. Law 94–80
An act to authorize the American Indian Policy Review Commission to accept voluntary contributions of services and for other purposes
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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airspace Docket No. 75-SW-16]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to designate the Muleshoe, Tex., transition area.

On April 8, 1975, a notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 15907) stating the Federal Aviation Administration proposed to designate a transition area at Muleshoe, Tex.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

MULESHOE, TEX.

That airspace extending upward from 700 feet above the surface within a 9-statute-mile radius of Edward Warren Field (latitude 34°14'00" N., longitude 102°42'30" W.).

Concurrently with this action, Edward Warren Field will be changed from VFR to IFR status.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (40 U.S.C. 1655(c))

Issued in Fort Worth, Tex., on Aug. 5, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-21242 Filed 8-13-75;8:45 am]

[Airspace Docket No. 75-WA-14]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Revocation of Reporting Point and Renumbering of VOR Airways

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to revoke the BOGLE low altitude reporting point and to renumber existing airways in the vicinity of Myrtle Beach, S.C., Wilmington, N.C., Kinston, N.C., and Rocky Mount, N.C.

There is no longer a requirement for BOGLE to be designated as a compulsory reporting point because adequate radar coverage exists for the control of air traffic at that point. V-1 is redesignated to overlie the present V-213 from Myrtle Beach to the Wallace, N.C., INT and the present V-1W from there to Kinston. A segment of V-1E is redesignated to overlie the present V-1 from Myrtle Beach via Wilmington to Kinston. V-213 is redesignated to overlie the present V-1W from Wilmington to the Wallace INT.

Since revoking the BOGLE reporting point relieves a burden on the public and since numbering airways, without airspace or route changes is a minor matter upon which the public is not particularly interested, notice and public procedure thereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made to aeronautical charts, this amendment will become effective October 9, 1975.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

1. Section 71.123 (40 FR 307) is amended as follows:

a. In V-1 all before "Cofield, N.C.;" is deleted and "From Jacksonville, Fla., via Charleston, S.C.; Myrtle Beach, S.C.; INT Myrtle Beach 031° and Kinston, N.C., 214° radials; Kinston, including an east alternate from Myrtle Beach to Kinston via Wilmington, N.C.;" is substituted therefor.

b. In V-213 all before "Hopewell, Va.;" is deleted and "From Myrtle Beach, S.C., via Wilmington, N.C.; INT Wilmington 352° and Rocky Mount, N.C., 191° radials; Rocky Mount;" is substituted therefor.

2. In § 71.203 (40 FR 621) "BOGLE: INT Myrtle Beach, S.C., 031°, Wilmington, N.C., 276° radials." is deleted.

(Sec. 307(a) Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Washington, D.C., on August 8, 1975.

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75-21243 Filed 8-13-75;8:45 am]

[Airspace Docket No. 75-SW-32]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Designation of Transition Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to designate a 700-foot transition area at San Marcos, Tex.

On June 24, 1975, a notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 26543) stating the Federal Aviation Administration proposed to designate the San Marcos, Tex., transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

SAN MARCOS, TEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the San Marcos Municipal Airport (latitude 29°53'38" N., longitude 97°51'45" W.).

Issued in Fort Worth, Tex., on August 5, 1975.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75-21244 Filed 8-13-75;8:45 am]

[Airspace Docket No. 75-AL-5A]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

## PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

### Establishment of Reporting Points, Extension of Jet Routes and Airways

On June 11, 1975, a notice of proposed rulemaking (NPRM) was published in the FEDERAL REGISTER (40 FR 24914) stating that the Federal Aviation Administration (FAA) was considering amendments to Parts 71 and 75 of the Federal Aviation Regulations that would establish reporting points and extend several airways and jet routes in the western part of Alaska.

Interested persons were afforded an opportunity to participate in the proposed rulemaking through the submission of comments. The only comment was from the Air Transport Association in which they endorsed the proposal.

The Anchorage Center has reevaluated the need for NIVAK INT and J-501 extension and has withdrawn their request for this action.

In consideration of the foregoing, Parts 71 and 75 of the Federal Aviation Regulations is amended, effective 0902 G.m.t., October 9, 1975, as hereinafter set forth.

1. In § 71.213 (40 FR 637):

a. The following reporting point is added: (1) Cape Newenham, Alaska, NDB.

2. In § 71.211 (40 FR 634):

a. The following reporting point is added: (1) Cape Newenham, Alaska, NDB.

3. In § 71.125 (40 FR 339 and 17007):

a. V–321 is rewritten to read as follows: V–321 From Cape Newenham, Alaska, NDB via King Salmon, Alaska; to Homer, Alaska.

b. V–462 is amended by deleting "From Dillingham, Alaska," and substituting "From Cape Newenham, Alaska, NDB via Dillingham, Alaska;" therefor.

4. In § 75.100 (40 FR 705 and 17007):

a. J–127 is rewritten to read as follows: J–127 From Cape Newenham, Alaska, NDB via King Salmon, Alaska; to INT King Salmon 042° and Anchorage, Alaska, 246° radials.

b. J–511 is amended by deleting "From Dillingham, Alaska, via," and substituting "From Cape Newenham, Alaska, NDB via Dillingham, Alaska;" therefor.

Issued in Washington, D.C., on August 8, 1975.

(Sec. 307(a) and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348(a), and 1510); Executive Order 10854 (24 FR 9565); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75–21245 Filed 8–13–75;8:45 am]

## CHAPTER II—CIVIL AERONAUTICS BOARD

[Regulation ER–921, Amdt. 4]

## PART 207—CHARTER TRIPS AND SPECIAL SERVICES PERFORMANCE OF ONE-STOP-INCLUSIVE TOUR CHARTERS

Economic Regulations Amendment No. 4 to Part 207; Effective: September 13, 1975; Adopted: August 7, 1975.

By Notice of Proposed Rule Making EDR–281/SPDR–38/ODR–9,[1] the Board proposed, *inter alia*, certain amendments to Part 207. For the reasons set forth in SPR–85 (Part 378a), published contemporaneously herewith, the Board hereby amends Part 207 of the Economic Regulations (14 CFR Part 207), effective September 13, 1975 as follows:

§ 207.11 is amended by adding new paragraphs (b) (9) and (c) (7) to read as follows:

### § 207.11 Charter flight limitations.

Charter flights (trips) in air transportation shall be limited to the following:

* * * * * *

(b) * * *

(9) By a tour operator or foreign tour operator as defined in Part 378a of this chapter, or

(c) * * *

(7) By a tour operator or foreign tour operator as defined in Part 378a of this chapter:

*Provided*, That with respect to paragraph (c) of this section each person engaging less than the entire capacity of an aircraft shall contract and pay for 40 or more seats: *And provided further*, That paragraph (c) shall not be construed to apply to movements of property.

(Secs. 204(a) and 401 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743 and 754, as amended; 49 U.S.C. 1324 and 1371.)

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[Regulation ER–922, Amdt. 4]

## PART 208—TERMS, CONDITIONS, AND LIMITATIONS OF CERTIFICATES TO ENGAGE IN SUPPLEMENTAL AIR TRANSPORTATION PERFORMANCE OF ONE-STOP-INCLUSIVE TOUR CHARTERS

Economic Regulations Amendment No. 4 to Part 208, Effective: September 13, 1975; Adopted: August 7, 1975.

By Notice of Proposed Rule Making EDR–281/SPDR–38/ODR–9,[1] the Board proposed, *inter alia*, certain amendments to Part 208. For the reasons set forth in SPR–85 (Part 378a), published contemporaneously herewith, the Board hereby amends Part 208 of the Economic Regulations (14 CFR Part 208), effective September 13, 1975, as follows:

§ 208.6 is amended by adding new paragraphs (b) (8) and (c) (7) to read as follows:

### § 208.6 Charter flight limitations.

Charter flights in air transportation performed by supplemental air carriers shall be limited to the following:

* * * * * *

(b) * * *

(8) By a tour operator or foreign tour operator, as defined in Part 378a of this chapter; or

(c) * * *

(7) By a tour operator or foreign tour operator, as defined in Part 378a of this chapter:

*Provided*, That with respect to paragraph (c) of this section each person engaging less than the entire capacity of an aircraft shall contract and pay for 40 or more seats: *And provided further*, That paragraph (c) shall not be construed to apply to movements of property.

(Secs. 204(a) and 401 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743 and 754, as amended; 49 U.S.C. 1324 and 1371.)

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21145 Filed 8–13–75;8:45 am]

[Regulation ER–923, Amdt. 15]

## PART 212—CHARTER TRIPS BY FOREIGN AIR CARRIERS PERFORMANCE OF ONE-STOP-INCLUSIVE TOUR CHARTERS

Economic Regulations Amendment No. 15 to Part 212, Effective: September 13, 1975; Adopted: August 7, 1975.

By Notice of Proposed Rule Making EDR–281/SPDR–38/ODR–9,[1] the Board proposed, *inter alia*, certain amendments to Part 212. For the reasons set forth in SPR–85 (Part 378a), published contemporaneously herewith, the Board hereby amends Part 212 of the Economic Regulations (14 CFR Part 212), effective September 13, 1975, as follows:

§ 212.8 is amended by adding new paragraphs (a) (9) and (b) (7) to read as follows:

### § 212.8 Charter flight limitations.

Charter flights (trips) shall be limited to foreign air transportation performed by a foreign air carrier holding a foreign air carrier permit issued pursuant to section 402 of the Act authorizing such carrier to engage in foreign air transportation on an individually ticketed or individually waybilled basis:

(a) * * *

(9) By a tour operator or foreign tour operator as defined in part 378a of this chapter; or

(b) * * *

(7) By a tour operator or foreign tour operator as defined in part 378a of this chapter:

*Provided*, That with respect to paragraph (b) of this section each person engaging less than the entire capacity of an aircraft shall contract and pay for 40 or more seats: *And provided further*, That paragraph (b) shall not be construed to apply to movements of property.

(Secs. 204(a) and 402 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743 and 757, as amended, 49 U.S.C. 1324 and 1372.)

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21146 Filed 8–13–75;8:45 am]

[Regulation ER–924, Amdt. 15]

## PART 214—TERMS, CONDITIONS, AND LIMITATIONS OF FOREIGN AIR CARRIER PERMITS AUTHORIZING CHARTER TRANSPORTATION ONLY PERFORMANCE OF ONE-STOP-INCLUSIVE TOUR CHARTERS

Economic Regulations Amendment No. 15 to Part 214 Effective: September 13, 1975; Adopted: August 7, 1975.

By Notice of Proposed Rule Making EDR–281/SPDR–38/ODR–9,[1] the Board proposed, *inter alia*, certain amendments to Part 214. For the reasons set forth in SPR–85 (Part 378a), published contemporaneously herewith, the Board hereby amends Part 214 of the Economic Regulations (14 CFR Part 214), effective September 13, 1975, as follows:

§ 214.7 is amended by adding new paragraphs (a) (6) and (b) (6) to read as follows:

### § 214.7 Charter flight limitations.

Charter flights shall be limited to air transportation performed by a direct foreign air carrier on a time, mileage, or trip basis where—

(a) * * *

* * * * * *

(6) By a tour operator or foreign tour operator, as defined in Part 378a of this chapter; or

(b) * * *

* * * * * *

(6) By a tour operator of foreign tour operator, as defined in Part 378a of this chapter:

*Provided*, That paragraph (b) of this section shall not apply with respect to any foreign air carrier to the extent that its permit authorizes it to engage in "planeload" charter foreign air transportation of persons: *And provided further*, That with respect to paragraph (b) of this section each person engaging less than the entire capacity of the aircraft shall contract and pay for 40 or more seats.

(Secs. 204(a) and 402 of the Federal Aviation Act of 1958, as amended, 72 Stat. 743 and 757, as amended; 49 U.S.C. 1324 and 1372).

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21147 Filed 8–13–75;8:45 am]

[Regulation SPR–85]

## PART 378a—ONE-STOP-INCLUSIVE TOUR CHARTER

### Adoption of Part

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., August 7, 1975.

By notice of proposed rulemaking, EDR–281/SPDR–38/ODR–9, October 30, 1974 (Docket 27135) the Board gave notice that it had under consideration adoption of a new Special Regulation (14 CFR Part 378a) establishing a new class of charter designated as a One-stop-inclusive Tour Charter (OTC). Subsequently, on the basis of comments received in response to the Notice, the Board issued a Supplemental notice of proposed rulemaking, EDR–281B/SPDR–38B/ODR–9B, April 10, 1975, in which we indicated that we were considering various substantial modifications of the proposed OTC rule. Numerous comments have been received in response to both the original Notice and the Supplemental Notice.[1] A list of the comments is attached hereto as Appendix 1.

I. In the past twenty-five years charter traffic carried by the nation's certificated air carriers has increased more than twenty-fold, due in part to the Board's encouragement of charter services, as well as, of course, the efforts and imagination of airline management and technological change.[2] And in some markets—principally across the North Atlantic—charter traffic accounts for a substantial percentage of total passenger movements. Nonetheless, on an overall basis charter services do not constitute a significant portion of the air transportation system.[3]

The extent to which charter operations could under any circumstances attract a large proportion of overall airline traffic is unclear. But it is evident that to at least some degree the relatively small number of charter passengers (compared on a systemwide basis to passengers carried on scheduled services) has been a function of limitations imposed by the Board on the kinds of operations which would be deemed to be "charter trips" for purposes of the Act—limitations that have been thought to be necessary to preserve the statutorily mandated distinction between charter and individually ticketed services and, in addition, have been considered needed to protect the scheduled air transportation system. Consequently, large numbers of Americans have never had a real opportunity to express in the marketplace their attitudes toward charter services. Indeed, until recently the restrictions imposed in the Board's charter regulations had the practical effect of limiting the benefits of charter transportation almost entirely to persons who happened to be "bona fide" members of "bona fide" organizations which could lawfully charter aircraft under our so-called affinity rules, to persons willing to risk participation in unlawful charters operated in contravention of the "affinity" rules, and to persons willing and able to accommodate their travel plans to the rigorous conditions attached to our Inclusive Tour Charter rule (*i.e.*, three-stop tour packages whose minimum price must exceed the lowest available scheduled air fare for the tour itinerary).

Beginning early in 1971 the Board, recognizing the need for charter rules that would more effectively encourage the development of the economics of planeload operations while preserving a reasonable balance between scheduled and charter services, started to reexamine the types of restrictions which had traditionally been regarded as essential to the charter concept.[4] As a result, in 1972 the Board's proposed "nonaffinity" charter rule culminated in the adoption of its Travel Group Charter (TGC) rule.

In adopting the TGC rule, the Board stated that it had been motivated by two principal factors: (1) The growing concern that the existing charter rules tended to be "inherently discriminatory," in that they limited charter travel for the most part to groups having a "prior affinity," thereby excluding those members of the general public who do not belong to qualified organizations large enough to successfully mount a charter program; and (2) continuing indications that the artificial and arbitrary "prior affinity" rules are difficult to enforce, so that an ever-increasing demand for low-cost charter travel was being met by the operation of illegal charter flights. As to ITC's, the only other type of charter which was then lawfully available to the general public, the multi-stop and minimum-price requirements which our rules prescribe for the ITC tour package had severely limited its popularity.

Thus the TGC rule authorized the provision of charter transportation without regard to participants' "prior affinity" status, or to their willingness to accept multi-stop tour packages whose minimum prices often must be higher than charter economics dictate. However, even in this new rule, the Board was constrained to circumscribe TGC's with types of restrictions designed to maintain the statutorily mandated requirement that charter services be distinguishable from individually ticketed services, and to protect the scheduled air transportation system from undue diversion.[5] Among the chief characteristics of the TGC rule has been the requirement that all participants bear a *pro rata* share of the charter costs (this being the requirement which gives rise to TGC's complicated formulae for "minimum," "maximum" and "adjusted" *pro rata* prices, as well as to its provisions for forfeiture of deposits). The net result has been that, even though the Board subsequently eased some of the original TGC restrictions,[6] the TGC rule has failed to provide either a satisfactory alternative to affinity charters, or the substantially increased charter availability that we had sought, as the figures in Appendix 3 [6a] illustrate.[7]

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[1] By Supplemental notice of rulemaking EDR–276C/SPDR–37C/ODR–8C, April 21, 1975, the Board tentatively concluded that its previously proposed rulemaking concerning Special Event Charters (EDR–276/SPDR–37–ODR–8 dated June 18, 1974) sufficiently overlapped the proposed OTC rule so that it was no longer necessary to consider adoption of a separate set of rules to apply to Special Event Charters. Accordingly, the Board proposed to include within the OTC rule special provisions for those special event tour charters which cannot meet the terms of the OTC rule. As discussed *infra* at Section VII, the Board has determined to incorporate the SEC rule as a special section of the OTC rule.

[1a] Appendices 1–7 filed as part of the original document.

[2] Practically all of that growth occurred in the 1960's.

[3] See Appendix 2 for a comparison of charter activity with scheduled services.

[4] See *e.g.*, SPDR–22, January 29, 1971.

[5] A number of carriers sought judicial review of the Board's decision to adopt the TGC rule. The legality of the rule was affirmed by the U.S. Court of Appeals for the District of Columbia Circuit. See Saturn Airways, Inc. v. CAB, 483 F. 2d 1284 (D.C. Cir. 1973). See also Pan American World Airways, Inc. v. CAB No. 74–1646 2d Cir., May 22, 1975 affirming the Board's decision to modify the TGC rule to permit, under certain circumstances, operation of charters inbound to the U.S. organized under Advance-Booking Charter rules which may differ from our own TGC rule.

[6] See *e.g.*, SPR–78 adopted August 12, 1974.

[6a] Appendices 1–7 filed as part of the original document.

[7] On the other hand, several scheduled carriers contend that recent experience indicates that both TGC's and ITC's have grown significantly, and in combination with scheduled service promotional fares meet the public demand for low-cost air transportation. We do not agree. Promotional fares are generally considerably higher than charter prices, and, in any event, promotional fares are intended to be used as short-run marketing tools. In respect to the increase in TGC and ITC operations, they are at so low a level that on an overall basis, and in all but a very few markets, ITC and TGC traffic levels would remain essentially insignificant even if such traffic expanded several fold.

Accordingly, in EDR–281/SPDR–38/ODR–9, the Board, in recognition of the fact that TGC's had failed to achieve its objectives, proposed to adopt a One-stop-inclusive Tour Charter rule as a further step in the efforts to supplant the affinity rules with workable, nondiscriminatory, and enforceable alternatives.[8] The OTC as proposed in the Notice and Supplemental Notice, unlike the TGC rule, would not require that participants share fully in the charter costs, and thus it would permit indirect air carriers to assume the entrepreneurial risk entailed by a failure to resell all of the seats covered by the charter. On the other hand, unlike the TGC rule, the OTC rule, as proposed in the Notice and Supplemental Notice, would require that there be a tour package, consisting not only of round-trip air transportation, but in addition, at a minimum, accommodations for each night of the tour, and transfers and baggage handling. Another significant difference between the two types of charter would be that, while the TGC rule requires participants to make their travel plans at least sixty days in advance of the flight departures, OTC's could be sold up to fifteen days in advance of the departure for North American charters, and thirty days for all other charters.[9] Also, participants in an OTC would pay a specific price, which would be no less than the minimum required by the OTC rule.

As discussed in more detail *infra*, we have now concluded the restrictions on OTC's proposed in the Supplemental Notice, and as revised herein, although differing significantly from those applied in our TGC rule, are nonetheless sufficient to maintain the legally required distinction between charter and individually ticketed service and are adequate to protect against any undue diversion from scheduled services. Moreover, in view of the failure of the TGC rule to achieve its objective because of the overly restrictive conditions which we imposed on its availability, we have further determined that we should not risk dooming the new OTC rule to failure by rendering it unmarketable, as would be all too likely if the originally proposed set of restrictions were to be adopted. Accordingly, we have determined to adopt the revised OTC rule outlined in the Supplemental Notice, with the further modifications discussed hereinafter. In our judgment the OTC rule adopted herein will be of substantial benefit to the public by providing a viable, nondiscriminatory alternative to the Board's affinity rules,[10] and will, in addition, provide an important outlet for the ever-increasing demand for low-cost bulk air transportation.

II. The prices of many OTC's are likely to be considerably lower than scheduled air fares, notwithstanding that OTC prices will cover sleeping accommodations and other ground services as well as air transportation. For a listing comparing minimum OTC prices with scheduled air fares, see Appendix 4.[10a] It is these low prices that in our judgment will make OTC's a viable alternative to affinity charters. In addition, the low tour prices OTC operators can offer are bound to attract persons who would not otherwise have used air transportation. But it is also inevitable that OTC's will attract some persons who would otherwise have used scheduled air services. We have concluded, however, that the extent of diversion from scheduled services will be far too low to unduly impair either those services or the health of the airlines that provide them.

First, we are not persuaded, either on the basis of experience or the arguments and evidence presented in this proceeding, that the claims of ruinous diversion or overall financial harm are well founded. We note that substantially the same claims were advanced when the Board proposed to adopt the TGC rule (and indeed, on numerous other occasions), and that the experience under the TGC rule has shown that significant diversion did not in fact result, and indeed that TGC operations constitute only a minor fraction of the traffic in the best TGC markets and are entirely negligible in all others. The present rule is, of course, different, and thus the TGC experience is not conclusive, but it does serve to reduce the persuasive force of the diversion arguments.

Second, as also touched on earlier, charter traffic constitutes only a small part of the total traffic in the U.S. air transportation system. We are thus unpersuaded by arguments to the effect that charter operations will forthwith expand to levels that spell disaster for the scheduled air transportation system by reason of the OTC rule.

Third, scheduled carriers are certain to carry a fair proportion of OTC traffic, and are likely to carry the lion's share of it. Historically, scheduled carriers have outcarried the supplementals in respect to charter traffic (see Appendix 5[10a]), and we know of no reason why that pattern should change for OTC operations, particularly since the supplementals' capacity is so limited compared to the scheduled carriers (see Appendix 6[10a]). In fact, several scheduled carriers that serve vacation markets indicate that it is the OTC activity of other scheduled carriers that most concerns them. And a number of scheduled carriers favor adoption of an OTC rule. Accordingly, particularly if OTC's are successful, there is every reason to expect that on an overall basis OTC's will mean profits to the scheduled industry, not losses, in part because OTC's will provide an expanding traffic base for the industry at a time when it is faced with overcapacity.[11] Moreover, we are not convinced that OTC's will have an adverse impact even on those scheduled carriers that have traditionally focused on scheduled services in vacation markets. They too can provide OTC services if they choose, and will have the advantages of market identity, aircraft availability, and ground facilities that should make them formidable competitors for OTC business.

Fourth, we cannot help but be impressed by the fact that civic interests representing such vacation destinations as Miami, Las Vegas, and Puerto Rico urge the adoption of a liberal OTC rule. If scheduled service to any point is going to be adversely affected by OTC's, of course, it is service to places like Miami, Las Vegas, and Puerto Rico. Yet the civic interests representing those vacation destinations are convinced that OTC's will have a beneficial impact.

Fifth, the impact of OTC's on scheduled operations will be minimal if perceptible at all in a number of international markets by reason of the fact that some foreign governments authorize only limited charter operations, or entirely preclude them.[12]

Sixth, the OTC rule as adopted is, of course, designed with a view to balancing the need for a marketable new charter regime with our responsibility to maintain the health of the nation's scheduled air transportation system. Thus, as adopted, the rule contains numerous restrictions that will have the practical effect of precluding the use of OTC's by the kind of traveler upon whom scheduled service most depends and for whom scheduled air service is so important—persons who want or need the ability to make travel plans late and to change travel plans readily. The practical effect of the restrictions that are a part of the OTC rule will be to require travel plans to be made considerably in advance,[13] to preclude the use of OTC's by passengers who for any reason cannot be certain of their vacation plans,[14] and to preclude the use of OTC's by persons who cannot accommodate themselves to the decision of OTC operators in respect to departure date, length of stay, and return date.

Seventh, should OTC's, despite all the foregoing considerations, begin to threaten scheduled service in some market or the health of some segment of the scheduled air carrier industry (broader effects are entirely unlikely), the Board will have ample power to remedy the problem.

Indeed, it is for this reason we have adopted the rule on an experimental basis. Moreover, as an additional precautionary measure we have provided for *post hoc* procedures for control of OTC operations in individual markets should our initial judgment in this matter prove erroneous. Furthermore, to the extent it may be anticipated that difficulties might arise as a result of extensive OTC programs conducted by scheduled carriers causing serious diversion from the traffic base of those route carriers certificated to provide the primary service in a particular market, we can readily control those activities through amendment or revision of Part 207 of our Economic Regulations (see 14 CFR §§ 207.1, 207.5, 207.7a). And finally, we of course retain the ability to terminate the OTC experiment outright, and are prepared to do so should untoward consequences develop.

We are also urged to reject the OTC rule on the ground that OTC's will ultimately result in higher scheduled air fares. The higher fares would result, it is said, because a lessening of the traffic base to support scheduled services will occur in markets in which OTC's are operated, thereby producing an increase in unit costs for carrying the remaining traffic. Under the Board's established rate-making policy of basing fares on industry average costs, the higher unit-cost levels will then result in a higher overall fare level than would otherwise exist in the absence of OTC's. However, we know of no evidence to support the contention that a redistribution of traffic in individual markets as between charter and scheduled service will result in increases in unit-cost levels (presumably on an available seat-mile basis[15]) leading to corresponding fare-level increases. Indeed, that argument is logically indistinguishable from the one that has been made and reiterated by incumbent carriers whenever the Board considers adding a competitor in any scheduled market. We have not found it convincing in the past, and do not now. Also, because air transportation is not characterized by significant economies of scale, the fact that OTC's may mean a lower level of scheduled operations for any carrier or carriers than would obtain absent OTC's does not, in the long run point to higher levels of unit cost or reduced return on investment.

As indicated above, we have decided to adopt the *post hoc* review procedures discussed in the Supplemental Notice.[16] These procedures are set forth in § 378a.5 and represent one way that we intend to monitor OTC activity to assure that necessary scheduled services are not impaired. The procedures permit prompt action whenever it appears that OTC operations may be threatening the public interest. In addition, we have added a § 378a.51 to the final rule which provides for additional reporting of OTC activity. These reports will provide useful factual data on OTC operations during the experimental period the rule is to be in effect.

III. We originally proposed an OTC rule because of the need to find effective nondiscriminatory alternatives to the affinity rules and to provide a reasonable outlet for the ever-increasing demand for low cost charter services. The OTC rule we are here adopting is warranted on these bases alone. However we now find that in addition to those considerations, adoption of an OTC rule is warranted on additional grounds due to profound recent changes in the circumstances affecting air transportation. Those changes, which began to make themselves felt as the 1970's opened and which have now coalesced into patterns of considerable significance, are:

(1) While airline unit costs (per available ton-mile) decreased steadily throughout the 1960's (and, by and large, since at least as early as the late 1940's), since about 1970 ATM costs have been increasing.[17]

(2) Concomitantly, throughout the 1960's per capita income increased much faster than did air fares. *I.e.*, on the average the cost of any given trip by air required an ever smaller part of the consumer's income. Moreover the year to year improvements in this ratio were considerable. By about 1973, however, this long-lived trend ended, and since then airline yields have increased faster than per capita income: it now takes a larger part of the consumer's income to pay for an airline ticket than it did a year ago.[18]

(3) For as far back as the Board has data on the subject, with only minor exception, passenger traffic increased rapidly on a year-to-year basis. (Traffic growth until the 1970's averaged over 14 percent per year.) Yet in the 1970's traffic has increased from one year to the next by more than 10 percent only once.[18] Traffic in the first half of 1975 appears to have below 1974's, and 1974's was barely above 1973's.

We see no sign that in the years immediately ahead there is likely to be any substantial change for the better in these post-1970 trends. Indeed the fuel cost situation is likely to get worse, not better. And we are not aware of any upcoming technological changes that will enable the airlines to reverse current unit-cost trends.

To us, all that adds up to a situation that calls for action on a variety of fronts.[20] But surely among the most important courses of action we can pursue in this respect is to encourage operations tailored to full planeload movements. Traditional scheduled services inherently must operate with substantial numbers of empty seats and, accordingly, at prices much higher than planeload services can offer. It is because of that that, with a few

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[8] Under the original OTC proposal, charter organizers would be authorized to offer to the general public tour packages that would include at a minimum round-trip charter air transportation, sleeping accommodations for each night of the tour, at least two meals per day, and necessary transportation between all places on the itinerary. It was proposed to establish a minimum price to OTC participants for "North American" charters of at least $25 per day plus the *pro rata* charter air transportation costs, and for all other OTC's an amount not less than 110 percent of the lowest applicable scheduled air fare. A minimum trip duration of seven or ten days, depending upon the destination of the tour and the time of the year, with a proviso that would permit "long weekend" charters of any length in North American markets was also proposed. Finally, the Board proposed to establish a quota on the number of OTC's that could be operated by any direct air carrier in many domestic markets. cated that we were considering various sub- In issuing the Supplemental Notice we indistantial modifications to the proposed restrictions. In doing so, we explained that we had reached the tentative conclusion that the need to improve the rule's marketability outweighed the need to minimize its diversionary impact on scheduled services by circumscribing its availability with rigorous conditions.

[9] As discussed *infra*, we have decided to revise the advance-purchase requirement for North American charters from that proposed in the Supplemental Notice. The fifteen-day requirement will apply through September 1976, but thereafter, until the termination of the OTC experiment, a seven-day advance-purchase requirement will be applicable.

[10] British Airways claims that there is no showing that OTC's will be responsive to the needs of traffic now moving on affinity charters. The problem, says British Airways, is that many persons using affinities are not interested in the sleeping accommodations that will be part of the price of an OTC. We make no claim that OTC's alone will eliminate the attractiveness of the affinity charters. However, it is our experience that the price of a substantial percentage of affinity charters does include accommodations at a single destination, and we think it is sufficiently likely that OTC's will provide a real alternative to at least those affinity charters for the OTC rule to be given a trial experimental period, apart from the need for an OTC rule in order to increase the availability of low-cost transportation.

[10a] Appendices 1–7, filed as a part of the original document.

[11] See also, in this respect, Part III, *infra*.

[12] For example, Bermuda, Denmark, Norway, Sweden, and Israel accept no inclusive tour charters. Several European countries exercise "capacity surveillance" and "price surveillance" over inclusive tour charters. Others, such as Australia, Brazil, Ireland, and Japan, impose quotas or partial bans on charters generally.

[13] By the nature of charter marketing, it will only be a few fortunate travelers who will be able to find a place on an OTC as late as the cutoff date provided in § 378a.25(b).

[14] As Iberia Airlines points out, the OTC requirements (together with the direct air carriers' cancellation provisions) will have the effect of causing OTC operators to impose sizeable forfeiture requirements in the event the consumer is unable to depart as planned. By way of comparison, ITC operators generally provide that, notwithstanding that ITC packages can be sold up to day of departure, any cancellation within 60 days of departure date results in a substantial penalty (unless a substitute is found), and any cancellation within 30 days means a forfeiture of 50% or more of the ITC price. Moreover OTC participants must return on the specified return flight or forfeit at least the amount of the OTC price attributable to the return-trip costs.

[15] Increasing costs stemming from decreasing load factors need not affect fares. See Order 71–4–54.

[16] We take note at this point of the assertion by several scheduled carriers that the *post hoc* procedures are inadequate because the Board may only impose restrictions on their on-route charter authority after notice and hearing. Without passing upon the merits of the carriers' assertion, we are convinced that the *post hoc* procedures when coupled with our extensive rule-making authority to amend or revise Part 207 of our Economic Regulations, concerned with the charter trips and special services performed by route air carriers, are adequate regulatory tools to assure that the public interest is not threatened.

[17] See Appendix 7, p. 1.

[18] See Appendix 7, p. 2.

[18] See Appendix 7, p. 3.

[20] See the discussion of the forthcoming load-factor proceeding in Order 75–6–72 at p. 10.

exceptions based on promotional fares, a charter passenger today can ride at far less cost than a scheduled passenger ever did. It is therefore our judgment that reducing the historical restrictions imposed by the Board on the operation of charter services is of particular importance if the dynamic growth of air travel that until recently characterized our air transportation system is to be resumed. It is our expectation and hope that the OTC rule we have adopted herein represents an important step in that direction.

IV. We turn now to consideration of the contention raised by most of the opponents of the OTC rule that the proposal is illegal in failing to maintain adequate distinctions between charter and individually ticketed travel. In support of this contention, the opponents variously argue that the rule's restrictions are inadequate; that the adoption of an "inclusive tour" rule which is based on a less-than-three-stop requirement strikes at the very essence of the concept of an "inclusive tour" as that term was understood by the Congress when it amended the Act so as to specifically authorize such charters; and that because some passengers now using scheduled services allegedly could readily comport with the restrictions resulting from the OTC rule's requirements, the restrictions cannot be said to meaningfully distinguish between the two types of service. We are not persuaded by any of the comments that the restrictions which we have decided to impose on OTC's do not adequately distinguish these services from individually ticketed service. To begin with, the fact that the travel and vacation plans of some passengers moving on scheduled services appear to fit within the requirements of the OTC rule is, in our judgment, not relevant to the basic issue of whether or not OTC's are distinguishable from individually ticketed service. In any event, statistics showing that a given percent of traffic needs commercial sleeping accommodations in the destination city, that a given percent makes plans well in advance, and so forth, do not indicate how many passengers' plans meet all of the OTC requirements. Moreover, scheduled passengers can revise their plans without substantial penalty, unlike OTC passengers. We have not been referred to any data showing the willingness of scheduled passengers who would otherwise meet OTC requirements to give up the flexibility that travel on scheduled services gives them.

Moreover, we do not agree with the contention that when the Congress amended section 101(34) of the Act to specifically include in the definition of "supplemental air transportation" inclusive tour charter trips it meant to limit tour-type charters to three-stop tours. Rather, the legislative history of the amendment indicates the purpose was to clarify the Board's existing authority to reasonably define the term "charter" so long as we preserve the distinction between charter and individually ticketed service.[21] Thus, in H. Rept. No. 1639, 90th Cong. 2d Sess. (1968), it was specifically noted:

> We think that shifting economic conditions and the public convenience and necessity may require modifications in the regulations. We do not undertake here to prescribe the usual rulemaking procedures of the CAB, and will leave the Board with its present flexibility, which must be exercised within the confines of the statute, due process, and full participation on the part of interested parties in the Board's rulemaking proceedings.

We believe the restrictions which we have chosen to apply to OTC's adequately distinguish these charters from the operation of what one would normally associate with individually ticketed service. These restrictions include that:

(1) OTC participants are limited to specific flight dates and times for both the departure and return. They must commit themselves to specific departure and return flights in advance of departure. The participant's ability to change plans, to cancel, or to obtain a refund will be subject to whatever additional terms the tour operator chooses to apply subject to the above limitations and others discussed below.

(2) All participants must go and return together as a group on both legs of the flight, and on all ground transfers between airports and hotels, and between destination points on the tour. There can be no intermingling of passengers from different groups, and no one-way passengers. Concomitantly, if the OTC participant uses the outbound flight there need not be a refund of that portion of the tour price attributable to the cost of the return flight, whatever prevents the participant from returning as planned.

(3) OTC participants are subject to the predetermined fixed restrictions on the tour length established by the tour operator, and these may in no event be less than prescribed minimums. The minimum duration for North American tours is 4 days, and for all other tours 7 days.

(4) OTC participants must purchase, as part of the OTC price, specific accommodations and specific ground services selected by the tour operator.

The Special Event Charter participant, while not subject to all of the above restrictions must contend with others. Thus:

(1) SEC's can only be operated in connection with a "special event," which must be specific and significant, and may in no case extend over 10 days in duration, nor be sponsored by a direct air carrier, nor be created for the purpose of generating SEC travel. SEC's can only be operated pursuant to a statement of authorization issued by the Board, thereby permitting the Board to scrutinize each proposed SEC to determine whether the event in question is truly "special" within the intendment of the SEC rule, and SEC practices must provide for documents (such as tickets) authorizing admission to the special event.

(2) The durational restrictions are even more severe than in ordinary OTC's. The *maximum* duration from day of departure is 3 days (2 nights) in North America, and 6 days (5 nights) elsewhere. Moreover, the flight may arrive no more than 36 hours before the scheduled attendance at the special event, and may depart no later than 36 hours after such attendance.

On the other hand, individually ticketed passengers may make reservations at any time; they are free to cancel, change, and rebook reservations without penalty;[22] they may purchase either a one-way or a round-trip ticket; and they may revise their plans or rearrange their itineraries at any time. In addition, they need not stay at their destination for any particular period of time, and may delay or accelerate their return plans at will. Further, there is no requirement that they purchase land accommodations in addition to air transportation, or that they stay at any particular hotel.

In view of the substantial restrictions and limitations imposed on OTC's described above,[23] none of which are applicable to normal individually ticketed service,[24] we conclude that the rule adequately maintains the necessary distinctions between the two types of service.[25]

[21] See American Airlines, Inc., v. C.A.B., 348 F.2d 349, 354 (D.C. Cir. 1965).

[22] The OTC rule does not in terms impose any cancellation requirements because, as we have said before, such provisions are inappropriate in situations in which the tour operator is an independent entrepreneur. We of course expect that tour operators will minimize their financial risks by imposing reasonable penalty conditions on canceling participants. See n. 14, *supra*.

[23] That these restrictions are real and substantial has been recognized in other contexts even by the opponents of the rule. Thus, in opposing imposition of emergency procedures such as ticketing time limits, advance-payment requirements, refund penalties, and restricted ticket use intended to reduce no-shows during the Arab oil embargo, several of the scheduled carriers argued that such rules were too vexing and cumbersome for air transportation to retain its appeal and seriously threatened to divert traffic to other modes of travel. See, *e.g.*, Brief of Delta Air Lines, Inc. to the Administrative Law Judge in the Emergency Reservations Practices Investigation (Docket 26253) at 32. (Petitions for review of the initial decision in this proceeding are pending.)

[24] We note that scheduled carriers presently offer a variety of promotional fares which are limited in some respects along the same lines that our OTC rule is limited. The totality of these limitations is, however, not as severe as the restrictions imposed on OTC's, and, in any event, the fact that some discount traffic moving on scheduled services is subject to limitations designed to minimize diversion from full fares does not convert those restrictions into necessary attributes of individually ticketed service.

[25] The Board finds no merit to the arguments that the proposed regulation would impair rights granted under bilateral Air Transport Service Agreements. As recognized by these carriers, those agreements cover only "scheduled service." As detailed above, the services authorized by the OTC rule do not even constitute individually ticketed service, and we fail to perceive any basis on which they would be considered to constitute "scheduled service" as contemplated by the bilateral agreements. Nor do the scheduled service bilateral agreements afford carriers operating pursuant to the rights granted thereunder any right to operate their services free from the competition of charter or any other services not covered by such agreements.





V. Several of the respondents argue that a hearing is required before the Board can adopt the OTC charter rule. In support of this proposition they variously assert that the basic issue in this proceeding relates to airline pricing; the Board would reject out-of-hand a GIT fare filing which contained no more data than the Board has relied upon here; a hearing is needed to develop standards to determine the magnitude of diversion from scheduled services which is tolerable in the public interest; no evidence exists in the present record of what likely minimum OTC costs would be even though the Board has indicated that the minimum-price formula it has established is intended to relate directly to "likely minimum OTC costs"; and, the issues raised are genuine issues of "adjudicative" facts as opposed to "legislative" facts, and can only be resolved in an adjudicative hearing. We are not persuaded by any of these arguments that a hearing would be useful, let alone that one is legally required. To begin with, contrary to the respondents' basic premise, this proceeding simply has nothing to do with airline pricing. Rather, we are concerned here with traditional legislative issues as to what the Board's charter rules should be. One of our major concerns is, of course, the impact our proposed OTC rule will have on scheduled services. However, we do not believe a hearing is necessary to attempt to determine what amount of diversion might ultimately occur from charter operations that are not as yet being conducted, whose actual selling prices are as yet unknown, and more importantly, whose acceptance by the public, and conversely the extent of the operations, are also unknown. Although all of these issues are matters of speculation about which knowledgeable persons may hold differing opinions, we believe that the only intelligent way to gain meaningful information on these matters is from actual experience in the marketplace. Additionally, the carriers' reference to what the Board might do if a carrier filed a GIT fare tariff based upon the data available to the Board here is inapposite. As we have indicated, this proceeding is not concerned with the prescription of rates for air transportation. As such, reference to what the Board might or might not do with respect to tariff matters is of no relevance to the underlying premise of the respondents that a hearing is required because substantial "adjudicative" facts are at issue here.

In respect to the matters in dispute in this proceeding, we continue to believe that these are "legislative" concerns relating to the Board's well settled authority to evolve the definition of "charter trips,"[26] and these questions are perfectly capable of resolution through the rule-making procedures followed here. Finally, with reference to the contentions regarding likely minimum OTC prices, we determined to use $15 per day in our pricing formula on the basis of the numerous comments submitted in response to our original notice in this proceeding, in which we had proposed a minimum add-on of $25 per day. Nothing in the respondents' comments suggests that legitimate OTC charters could not be operated for this amount. The contention that there are hotels at various places in the world at which our minimum would be too low is discussed elsewhere, and we see no reason to belabor this point.[27] Moreover, it should be recognized that in selecting a pricing formula we are not engaged in ratemaking. We have not focused at all in this proceeding, and rightly so, on that element of OTC prices attributable to direct air carrier charter rates, which of course will be the major element of cost in many OTC charters. Nor are we attempting to regulate the selling prices of OTC's; our only concern in this proceeding has been the adoption of a pricing formula that adequately serves to insure that OTC's are operated as legitimate charters. We are convinced that the rule-making procedures we have followed are legally adequate for that purpose, and that all interested persons have been afforded due process in our development of this rule,[28] which, while we are hopeful will succeed in making charter travel more widely available to the traveling public, must nonetheless be recognized as but yet another innovative step whose actual impact on air travel cannot be accurately predicted, neither generally nor in particular markets.

### VI. Filing of Passenger Lists

Our proposal to require advance filing of OTC passenger lists drew more comment than any other aspect of the proposed rule. In SPDR–38B we stated our tentative decision that a list of OTC participants should be filed 15 days before the flight for North American OTC's and 30 days before the flight for all others. We have now decided to adopt this proposal with certain modifications discussed hereinafter.[29]

A large number of comments have urged us to shorten the advance-filing requirement, or to eliminate it entirely. Upon consideration of these comments, we have decided that in view of the substantial uncertainty that surrounds the OTC experiment, a two-step time-phased approach to the advance-filing requirement is preferable to adoption of a single unchanging requirement. Thus, for North American charters, we will require the filing of passenger lists 15 days in advance of the flight departure until September 30, 1978. Thereafter, through the end of the OTC experiment, a 7-day advance-filing requirement will be applicable. In this way, we will gain necessary experience in the marketplace to evaluate differing advance-filing requirements, and should, therefore, have a more extensive and useful record on which to evaluate the overall impact of the OTC rule. Although it is our intention that the shift from a 15- to a 7-day requirement should be self-executing, we fully intend to review experience under the 15-day rule prior to its expiration, and are prepared to postpone or eliminate the second-step should the experience gained indicate that a 7-day advance-filing requirement would not adequately serve its intended purpose. Also, if after implementation of the 7-day requirement it appeared that the change might have an undue impact on scheduled operations, we are prepared to reimpose a longer filing requirement. Indeed, as previously indicated, we are prepared to terminate the experiment outright should that become necessary. On the other hand, we have decided to retain the proposed 30-day advance-filing rule for all other OTC's without modification. Our reasons in this respect are threefold:

First, intercontinental charter activity, particularly between the U.S. and Europe, already constitutes a far more significant segment of that market than do charter flights in domestic markets. For this reason, we believe the two-step approach to the advance-filing requirement for North American charters may be necessary to achieve substantial growth in domestic charter activity. Conversely, in view of the broader acceptance of charter flights in intercontinental markets an unchanging advance-filing requirement in these markets would not appear to detract from the marketability of OTC's.

Second, a number of comments have suggested that persons taking intercontinental trips generally make their travel plans further in advance of their departure than do persons planning trips within North America. As such, the longer unchanging advance-filing requirement for intercontinental OTC's would appear to be less burdensome to these travelers than it would be for North American OTC's.

Third, holding the advance-filing requirement for intercontinental OTC's constant while the North American OTC filing period is reduced will permit evaluation of the impact of the length of the advance-filing requirement on traffic growth.

We are not prepared to adopt at this time, however, the suggestion that the advance-filing requirement be completely eliminated. Our intention in this proceeding is to broaden the availability of low-cost vacation packages involving air transportation. We believe that OTC's will bring air travel vacations within

[26] See *e.g.*, Pan American World Airways v. Civil Aeronautics Board, No. 74–1646, 2d. Cir., May 22, 1975, at 3–4.

[27] See *infra* at 24.

[28] In any event, there being no statutory requirement for an "on the record" hearing (5 U.S.C. 553(c)) the rule-making procedures employed herein satisfy any hearing requirement which might be thought to be applicable. U.S. v. Allegheny-Ludlum Steel Corp., 406 U.S. 742 (1974); and U.S. v. Florida East Coast Railway Co., 410 U.S. 244 (1973).

[29] Similarly, we shall require OTC participants to make full payment of the total price of the tour by the date the passenger list must be filed: § 378a.25(b)(2).

the means of many people who could not otherwise afford them. Nevertheless, we are not unmindful of the possibility that too large a shift of OTC travel by passengers now moving on scheduled services could be injurious to scheduled services. This being so, we believe that it is the prudent course to design limitations on OTC's which will, to the extent possible, accommodate both our aims: The increased availability of low-cost bulk air transportation, and the avoidance of any undue impact on the scheduled air transportation system. In our view, the 15/7- and 30-day advance filing requirements are conducive to this dual objective.

We believe that the overwhelming percentage of prospective travelers who are willing to accept the inherent disadvantages of planeload travel in order to enjoy the low prices such transportation can offer will not find the advance-filing requirement an insurmountable obstacle. To state that under the existing charter modes many passengers book on less notice than will be required here is to miss the point. While it may be true that some charter passengers do not sign up until shortly before the departure date, we believe that most prospective passengers will not find it unduly inconvenient to book 15/7 or 30 days in advance (for North American and intercontinental OTC's respectively) in order to obtain the considerable advantages which OTC's offer.

On the other hand, we recognize that the passenger-list requirements may have some untoward effects on tour prices, the number of OTC's offered the public, and the number of OTC's that are canceled. Until more is known about the overall impact of OTC operations, however, it is our judgment that the public interest would be best served by retention in the OTC rule of the 30-day and 15/7 day advance-filing requirements.

The adoption of this rule should not be construed as a determination by the Board on issues which might have been presented if the Board had decided on no, or a different, advance filing requirement. While views differ as to whether various legal or policy considerations would be better served by lengthening, changing, or eliminating the advance filing requirement, the Board was unanimous in the desire to get an OTC program underway promptly.

British Airways would have us lengthen the advance-filing requirement to 60 days for transatlantic OTC's; TWA would require 60-day filing for both transatlantic and North American OTC's. Other comments, such as those of Certain Trunkline Carriers, seek a return to a uniform 30-day advance filing for all OTC's as proposed in SPDR-38. Our response to all these requests may be inferred from the discussion above: we do not regard a longer advance-filing requirement as necessary to prevent undue diversion from scheduled service, and the imposition of needless obstacles to the use of OTC's is inconsistent with our desire to make low-cost bulk air travel more available to the traveling public.

Some comments suggest we allow unlimited substitution of names on the passenger list, up to the time of the flight. But this would too easily defeat the purpose of the advance-filing requirement, and we must reject it. Others would allow tour operators to "fill up" otherwise empty seats, by permitting a specified percentage of seats to be sold after the filing deadline, in a manner similar to that permitted for Travel Group Charters under Part 372a. While we agree that this might lead to some reduction in OTC costs, we have determined not to accept this suggestion for the reason outlined above: the "fill up" proposal could unbalance the rule to the detriment of the nation's scheduled air transportation system, and the benefits to be derived from the proposal are not sufficient to compensate for that detriment. Moreover, the analogy to the TGC rule is not really apposite: the 60-day advance booking required there is a greater burden than we are imposing here.

We must also reject the suggestion, made by numerous parties, that we allow the filing of the passenger lists some time after the cut-off for passenger reservation and payment. The purpose would be to allow extra administrative and mailing time, and to eliminate the problem of filings by indirect air carriers in distant cities. We are sympathetic to all these arguments, but we believe that the enforcement difficulties that would be created by such a system outweigh any added convenience to the tour operator.

In respect to the advance filing of passenger lists, we have determined that it will be necessary to impose one additional requirement. Along with the names, addresses, and phone numbers of the OTC participants, we will require the air carrier and tour operator to give the address and phone number of the retail agent who sold the tour to the participant. We believe that this will greatly facilitate our prosecution of any violation of our regulations without imposing any substantial burdens.

### Minimum Duration

We have determined to adopt the minimum-duration proposals of the Supplemental Notice. In proposing uniform minimums of 4 days for North American OTC's and 7 days for all others, we stated our belief that "the benefits to be derived from proposing minimum-stay restrictions that are compatible with effective marketing and charter economics outweigh the need to propose minimum periods of the kind least likely to have an undue impact on scheduled services." (SPDR-38B, mimeo pp. 7–8.) Nothing in the comments on the proposal alters that belief.

Most of the comments support our proposal, and agree that back-to-back operations, which provide the greatest operating efficiency, are greatly facilitated if flights are regularized on a per-week basis. Our original proposals, which would have required a (non-winter) minimum of 10 days for transatlantic OTC's and would have allowed "long weekend" OTC's in North America (but no other OTC of short duration) would be incompatible with this approach. The savings, in lower costs and greater flexibility, are substantial, and we believe that any additional impact on scheduled service as a result of this liberalization will be minor. The claims made by opponents of the revised proposal to the effect that the shortened minimum duration will substantially increase the risk of undue diversion of scheduled traffic are not persuasive: the number of additional scheduled service passengers who might use OTC's because of this modification is unlikely to be that large. Outside North America, this change merely allows 7-day OTC's year-round, instead of only during the winter. For North American OTC's, it sets a flat four-day minimum; under the original proposal, the minimum would have been 7 days, unless the return leg departed on a Sunday or Monday.[20]

Pan American, while endorsing our proposal to establish regulations making back-to-back charters feasible, believes that in practice an 8-day charter pattern in intercontinental OTC's will provide the maximum efficiencies. Whether or not this is so would seem not to matter here. We are only attempting to impose maximum durations; if the marketplace demonstrates that tour operators are able to offer more attractive vacation packages on an 8-day (7-night) pattern than on a 7-day (6-night) pattern, there will undoubtedly be competitive pressures to do so, and our rule will not inhibit this. We will therefore reject Pan Am's request to establish 8 days as the minimum duration for OTC's outside of North America.

A number of comments have urged us to reinstate some form of "long weekend" provision, such as we had in the original proposal. While we agree that there would appear to be a demand for relatively short vacations, we believe that the 4-day North American minimum adequately provides for the needs of most "long weekend" vacationers. Under our proposal, an OTC could be arranged to depart on a Friday evening and return on Monday, or to depart on a Thursday evening, with return as early as Sunday.

The Department of Commerce would allow foreign-originating OTC's to have a minimum duration of 4 days. We have decided, however, not to incorporate this idea within our regulations, and will deal with any request for such a program through the waiver process.

[20] Indeed, to the extent that we have now set a definite 4-day minimum in North America, our action may be regarded as more restrictive in one respect than the initial proposal. Previously an OTC of any length could be operated in North American markets, as long as the return flight was scheduled for Sunday or Monday.





### Ground Accommodations and Services

Our proposal in SPDR–38B to modify the OTC ground package requirements by eliminating meals as a mandatory element has received widespread support, and we have decided to incorporate it in the final rule. The decision as to provision of some or all meals will be left to the tour organizer. The cost of providing the meals may be counted toward the total minimum price of the package, but no meals will be required in the rule. This approach, we believe, provides maximum flexibility to both the public and the tour organizer.

Only two comments directly oppose the elimination of the meal requirement. Pan Am states that OTC tour operators would "typically" arrange for breakfast and one other meal anyway. Whether or not this statement is correct, our rule will permit them to do so if they wish. We have merely determined that there is no compelling reason to require meals. We make the same response to American Express, which would have us require breakfast only. It states that most of its GIT passengers consider breakfast a desirable element on the tour. If American Express operates OTC's, it will be free to offer breakfast or any other meal as part of its OTC ground package. But we think that the decision as to what combination of ground elements will most likely attract participants should, where possible, be left to the individual tour operator.

Comment was more sharply divided on our other proposal, to allow rental cars and rail passes as part of an OTC package. We have determined that these forms of prepaid individual transportation should not be permitted to be made a part of OTC packages, whether on an optional, extra-cost, basis or otherwise. Our concern is that even if the charge for a rental car or rail pass were not permitted to be included in the $15-per-night minimum, authorizing the offering of such options could too easily lead to throwaway sleeping accommodations, with the real thrust of such OTC's amounting to point-to-point air transportation plus individual ground transportation at the destination point. And the only way this kind of subterfuge could be discovered, were the offering of rental cars and rail passes authorized, would be for the Board's staff to investigate into whether the price of the OTC package was sufficiently above the $15-per-night minimum to cover the costs to the tour operator of the rental car or rail passes. That, plainly, would pose nearly insuperable administrative burdens, apart from the fact that the Board claims no expertise in making cost determinations of that nature.

We have considered the comment of the Board's Office of the Consumer Advocate that because tour participants cannot be prohibited from obtaining individual transportation on their own, allowing the tour operator to coordinate the reservation of these services is merely a convenience to the participants. In our judgment, the slight inconvenience to the participants resulting from having to undertake individually to arrange for a rental car or rail pass is outweighed by the need to protect the integrity of the tour concept, as discussed above.

Several comments nevertheless have recommended that we allow free and unlimited use of rental cars and rail passes. These comments urge us not to be concerned about the possibility that allowing prepaid individual transportation will subvert the group tour nature of the OTC. For example, Quebecair would allow the use of rental cars with trailers as virtually the sole ground element. That kind of package may have a valid tourist appeal, but is quite outside the OTC concept.[21] Similarly, we have determined to reject the suggestions made by Vacation Ventures, Libtours International, Modern Air Transport, and some others that we allow fly-drive vacations with the tour operator supplying rental cars and a tour itinerary. We believe that to authorize such an operation would be to invite abuse, and precisely the sort of throwaway hotel package which has concerned us.

### Total Minimum Cost of the Tour to Each Participant

Numerous commenting parties have addressed themselves to the formula we proposed for determining the minimum price to OTC participants. We proposed in the Supplemental Notice to abandon the originally proposed minimum of 110 percent of any air fare available on a scheduled carrier, and to instead establish the minimum as the charter price of the participant's seat plus $15 for each night of the tour.[22]

The concept of establishing the minimum tour price along the lines of the Supplemental Notice has received widespread support, and we have determined to make it final. Some comments, while favoring the idea of a price based on the charter seat cost plus a fixed amount per night, recommended per diem amounts different from our proposal. These range from the $25 per night recommended by Trade Winds Tours of Hawaii, to $10 per night, suggested by ACAP and others. But the arguments they present have not persuaded us to alter our proposal of $15 per night, which was also the amount most frequently recommended in the comments.

We specifically sought comment on the idea of basing the minimum OTC price on a percentage of the charter seat cost (such as 125 percent) plus a small per diem charge (perhaps $10). We expressed concern that a straight $15 per night "add-on" might tend to overprice those OTC's in which the air transportation costs are a smaller percentage of the OTC operator's total costs, and underprice those OTC's in which the air transportation costs are a larger percentage of the total costs. With few exceptions, however, the comments received evidence little support for this kind of pricing formula. Many parties stress the value of simplicity, and believe that a higher per diem charge is preferable to a lower charge in combination with a multiple of the charter seat cost. We are therefore rejecting this alternate pricing formula, as well as other comments seeking a tapering per diem (such as proposed by Holidair, Ltd. and American Express).

We must reject the suggestion made by a number of parties that we prescribe no fixed minimum OTC price, and that the minimum be the tour operator's actual costs for hotels, transfers, baggage and air transportation. Parties advocating this course state that we should allow the OTC price to be set by the natural forces of competition. While we are sympathetic to this argument, we believe that a price formula based on "actual" costs will create insuperable enforcement and administrative burdens for the Board's staff. The $15-per-night minimum is, we believe, a rational one, and will be far more simple to enforce than one based on the charges of a myriad of different suppliers of ground services. In addition, we believe that in any case where ground packages can be assembled for less than $15 per night, competition will still have its effect, by encouraging tour operators to offer better accommodations or added features, such as sightseeing trips or meals.

The Department of Commerce and the CAB's Office of the Consumer Advocate have proposed a lower minimum OTC price for children under 12 who sleep in the same room as their parents. ASTA has also indicated its support for the idea. We believe that there is substantial merit to this proposal, which recognizes the widespread practice in the hotel industry of making only a nominal additional charge for young children sharing their parents' room. No comments have been filed in opposition to the idea, and we have determined to adopt it. Therefore, we are modifying the rule to state that the minimum tour price for a child under the age of 12 will be the pro rata charter seat price plus $7.50 per night, provided he shares sleeping accommodations with one or more persons paying a full tour price.[23]

A number of scheduled air carriers have opposed the Board's basic $15-per-night formula, charging that it is unrealistically low. As evidence, Certain Trunkline Carriers cite the retail price of rooms at certain hotels in Miami, Acapulco, Bermuda and San Juan. However, the fact that particular hotels in a few fashionable areas have peak season charges higher than $15 per person is not really responsive to the question of

[21] If a tour operator wished to organize such a vacation package, he could of course do so under our other charter regulations (such as the TGC rule).

[22] Thus, the minimum add-on for North American OTC's will be $45, and for all other OTC's $90.

[23] The minimum-charge provisions do not apply to children under 2 who do not occupy a seat on the charter flight.

the appropriate minimum OTC tour price. If tour operators must pay the rates quoted by the Trunklines [34] then it is clear that peak-season tours to these locations would be sold at prices higher than our minimum, or would involve accommodations at different hotels. But these considerations are not relevant to the determination of the proper price minimum.[35]

The most common suggestion of the scheduled carriers opposing our minimum-price formula is that we establish OTC minimums as a percentage of the scheduled air fare. Most would have us retain the 110 percent rule.[36]

The gravamen of the claim that a 110 percent rule is needed is that absent such a rule, substantial numbers of passengers uninterested in the land accommodations included in an OTC would nonetheless use the OTC and throw away the accommodations, since OTC's with a land package would, absent a 110 percent rule, in many cases be cheaper than point-to-point scheduled air fares.[37]

There is no doubt that under the OTC rule as adopted here some prospective scheduled airline passengers who can make plans well in advance and whose travel plans happen to coincide with the flight itinerary of an OTC will use OTC's even in circumstances in which the passengers cannot use the OTC's land accommodations. But we have opted not to follow the 110 percent approach for several reasons.

First, the 110 percent rule's deterrent influence is not merely against those passengers who might "throw away" the tour package, but rather against the operation of these tours at all. Tour operators clearly perceive this price restriction to be a virtual bar to the marketability of an inclusive tour program. If the Board is to achieve its objective of increasing the availability of charter service for the American public and of creating a viable charter regime which is not based on "prior affinity" charters, with all the problems inherent in them, then we must prescribe regulations which will enable tour operators to offer vacation packages at prices which will attract participants.

Second, the economies of planeload air transportation are such that tour-type charters, if not unduly restricted as to minimum price, can bring the benefits of air transportation within the financial reach of many people who otherwise might never have had the opportunity to travel by air to a vacation spot. And in view of our statutory responsibility to encourage and develop air transportation, we are not persuaded to forego this result simply because under some circumstances some travelers may elect to throw away the land portion of an OTC. Certainly, as discussed in detail supra, such a limitation is not necessary to preserve the viability of the scheduled air transport system, and in the absence of such a threat, we can perceive no reasonable basis for denying persons not now able to afford air transportation, but who are willing to accept the limitations inherent in group charter transportation, the opportunity to utilize an inclusive tour package priced on the economies of planeload operations.

Third, because of the many factors also discussed earlier, we are convinced that OTC's will pose no threat to scheduled air service or to the industry that provides that service, and that, concomitantly the numbers of prospective scheduled air passengers who would use OTC's for point-to-point transportation will be altogether insignificant, particularly when viewed in light of the considerable numbers of scheduled passengers carried by each of the nation's certificated route carriers.[38]

### VII. Special Event Charters

The Board has determined to go forward with its proposal in SPDR–37C, to incorporate Special Event Charters within the OTC rule. While we have received some comments opposing the SEC concept entirely, virtually all commenting parties agreed that the substantial similarities between the two charter proposals justify our decision to deal with them jointly. Only NACA has recommended that SEC's be adopted as a separate Part, distinct from OTC's. NACA states that we should not "encumber" SEC's with restrictions designed for a different type of charter, and should instead adopt restrictions designed for its particular characteristics. While we do not disagree with this premise, the Board believes that SEC's do fit appropriately within the OTC concept, and that the interests of the public and administrative efficiency are both better served by incorporating the SEC and OTC regulations within a single Part.

(a) *The Special event.* We have received numerous comments on our proposed definition of "special event" for the purposes of this Part. We have had essentially no opposition to our proposal to eliminate restrictions on the eligibility of events whose primary purpose is the promotion of tourism or which are sponsored by persons in the tourist industry. We have therefore determined to adopt this modification. As we stated in the Supplemental Notice, we do not regard the status or goals of the event promoters as having any bearing on whether or not an event is "special." However, we will expressly prohibit SEC's to events which are sponsored by direct air carriers or which are created for the purpose of justifying charter travel.

In addition, further consideration and a review of the comments has led us to decide that some additional criteria should be established for determining which events will be deemed qualified for Special Event Charter traffic and which will not. Without some additional guidelines, there may be some persons who would be tempted to seek authorization to operate a 3-day SEC to an ostensible "special event" which is not in fact significant or special. While such requests would be denied, the resulting paperwork would unnecessarily burden the Board's staff, and might even lead to needless delays in the processing of legitimate SEC applications.[39]

We are therefore providing in our rule that one important element in determining whether an event will qualify for SEC travel is whether the details of the event—such as the date, the site, the participants, and the event's significance—were known substantially in advance of the date of the event.

Generally, if the date, significance, participants and site of an event are publicly known more than 60 days in advance, such an event would not ordinarily be deemed "special" for the purpose of the SEC rule. On the other hand, we recognize that there are events which, notwithstanding the fact that the particulars are known more than 60 days in advance, are nonetheless "special" within the basic concept of the SEC rule. It is not our intention to withhold authorization for SEC travel to these events and we are prepared to grant appropriate authorization for them. However, we believe the addition of this 60-day standard will discourage any attempt to misuse the SEC rule.

We find ourselves in agreement with the suggestion made by United, NACA and others that we periodically publish a list of SEC applications which have been approved or disapproved, in order to provide guidance for the industry and all other interested persons as to what sorts of events are deemed to qualify for SEC traffic. Accordingly, such lists will be compiled and made publicly available.

(b) *Ground package and pricing.* We will make final our proposals for the required SEC ground package elements. Baggage handling and all necessary ground transportation must be provided, and the package must include admission to the event for each day of the charter, unless scheduling obstacles make attendance unfeasible. For SEC's involving an overnight stay, sleeping accommodations must be furnished as well.

Comment was sharply divided on whether to require a minimum price for all SEC's, for those lasting longer than one day, or for none at all. We have determined to follow the middle course, and to impose a minimum price of $15 for each night of the charter except that in the case of SEC's which depart the event site on the same day as they arrive there will be no minimum price. In the latter case, the costliest element of the ground package will likely be the admission charge to the special event, which of course will vary widely from event to event, and even with respect to a given event.[40] An attempt to establish a rational minimum price for one-day SEC's would thus appear fruitless. On the other hand, the similarity between the ground packages of SEC's of more than one day and ordinary OTC's is obvious. We have therefore determined that the $15-per-night minimum should be made applicable to SEC's as well. This will have two beneficial effects. First, it will act as a further deterrent to those who would attempt to utilize the SEC format to engage in operations other than providing a tour package to persons desiring to attend a special event. And second, it will encourage SEC operators to keep their arrival and departure schedules as close as possible to the time of the event. Any unnecessary overnight stay would lead to higher participant costs and hence a competitive disadvantage.

(c) *Duration of SEC's.* We will adopt our proposals for maximum SEC duration without change. North American SEC's may not exceed 3 days (2 nights); elsewhere, SEC's may not exceed 6 days (5 nights). However, we have decided to modify the limitations on the maximum duration before and after the special event within which the departing and returning flights must be operated. Whereas we originally proposed that the departing flight shall arrive at the (destination no earlier than 36 hours prior to the commencement of the event and the returning flight depart no later than 36 hours after the termination of the event, we have now decided that the grace periods should correspond with the participants' attendance at the special event and the termination of the attendance rather than the starting and ending times of the event itself. This change will conform the limitation with the participants' actual plans, and will better serve to limit SEC's to their intended purpose than the original proposal.

NACA contends that these restrictions are too severe, and recommends a maximum stay of 14 days. Such a liberalized restriction, NACA suggests, would make it possible to operate SEC's to events such as the Olympic Games. However, while we do not dispute the idea that the Olympic Games are conceptually "special," we do not agree that our rule should be modified to permit SEC traffic to them. We believe that we have made adequate provision for those persons wishing to attend the Olympics under the general OTC rule we are adopting, and we see no valid reason to allow an overlap in our regulations. Travel to special events of extended duration is eminently suited to the OTC concept.

We have received some comments asking that we extend the 36-hour limitation on arrival and departure. We will not do so, because we feel that 36 hours will obviate virtually all scheduling difficulties.

(d) *The statement of authorization.* The Statement of Authorization remains at the heart of our rule. We must therefore reject NACA's proposal to require a simple prospectus filing rather than a formal statement of authorization. At least initially the prior approval procedure will be our primary tool to ensure that SEC's are used for attendance at special events, and not for other purposes.

We must also reject ASTA's request that we impose on ourselves a 15-day deadline for processing SEC applications, so that our failure to act upon such application within the 15-day period would be deemed approval of the application. Although we recognize the importance of prompt action on these applications because of the length of time needed to market the SEC after approval is obtained, we do not believe that we should commit ourselves and our staff to meeting an arbitrary deadline in acting upon applications that are often likely to raise some novel questions. Nevertheless, we do not wish our refusal to be bound here to be misconstrued—SEC applications will be acted upon as expeditiously as circumstances permit.

Pan American would require all applications for statements of authorization to be served upon scheduled carriers in the market for which an SEC is proposed. The carriers would then be given an opportunity to comment on the application. Such a procedure, we believe, would be unduly burdensome and create unnecessary and perhaps fatal delays in the approval procedure.

(e) *Other issues.* We must reject the proposal of Aerlinte that we require advance filing of passenger lists, as we do for regular OTC's. We do not see this as either practical or necessary. Under our modified rule, most SEC's will be operated on short notice. A passenger list filing requirement, cutting off sales before the departure, might make it impossible to effectively market the charter.

NACA would allow open-jaw and circle SEC's for events taking place in more than one city. In view of the durational limitations on SEC's, we frankly doubt that any otherwise-qualified charter would be eliminated by this restriction. We will consider a request for a waiver if the circumstance should arise, but we see no reason to make specific provisions for such an unlikely situation.

VIII. We turn now to consideration of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*) (NEPA), and the Board's responsibilities pursuant thereto.[41] In instituting this proceeding, the Board did not believe that it would result in a "major Federal action significantly affecting the quality of the human environment" within the meaning of Section 102(2)(C) of NEPA, and consequently no environmental procedures were initiated. In now determining to adopt an OTC rule along the lines proposed in the Supplemental Notice, as revised herein, we continue to believe that because the OTC rule is not likely to produce significant environmental consequences, no NEPA "environmental impact statement" is required at this time.

In reaching this conclusion, we have taken note of the fact that of the many comments received in this public proceeding, not one suggested any possible environmental issue nor has any Federal, State, or local agency, or other public body concerned with environmental issues—or any private "environmental action" group—participated herein to protect any perceived environmental concerns. This reflects, we believe, a consensus that any proposed OTC rule would be unlikely to have a substantial environmental impact. In any event, notwithstanding the absence of comments suggesting any such environmental consequences, we have given the matter consideration on our own initiative, and have concluded that the decision to substantially modify our existing charter regime

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[34] In any event, we believe this unlikely since tour operators booking large numbers of rooms well in advance are customarily able to secure a discount.

[35] We would note that we understand the need to periodically reevaluate the appropriate per diem charge, in the light of inflation and currency fluctuations. While we are satisfied that $15 for each night is, today, in line with the likely minimum costs of a bona fide vacation package, we recognize that this may not be so in a year or two. We are therefore taking this opportunity to underscore our intention to monitor the situation, and to make any changes in the rule which are required by the public interest.

[36] TWA seeks a minimum price more restrictive in some ways than 110 percent of any scheduled air fare. It would impose a minimum of the lower of 110 percent of the basic economy fare, or 130 percent of any discount fare. Pan American, while not advocating the use of a formula that would require OTC's to be priced above scheduled fares, still believes that the OTC price should be tied in some manner to the scheduled fare structure. It suggests that we adopt a flat formula of 50 percent of the basic economy fare (60 percent in North America) plus $15 per night. We will not adopt this proposal, because we do not perceive it to have any benefits over our own formula. To the extent that it may produce OTC prices lower than scheduled fares, it offers no greater protection for scheduled services. And to the extent that it produces a minimum OTC price that is not meaningfully related to OTC costs, it offers no benefits to the public. We see no reason to force changes in OTC prices on the sole ground that the scheduled basic economy fare has changed. Yet this, of course, would necessarily result from Pan Am's proposal, or from any other percentage formula.

[37] See Appendix 4 infra. We note, in this connection, that comparable situations arise even in respect to fares charged by the scheduled carriers for service on scheduled flights. For example TWA, which (as indicated in n. 36) is among those raising the "throw-away" argument, has been vigorously advertising tour packages which, when combined with TWA's tour-basing fare undercut TWA's own normal coach prices.

[38] In 1974 United, the largest trunk carrier, enplaned 30,588,000 passengers (or 83,800 per day); the smallest trunk carrier enplanements were National's 4,812,000 (13,200 per day) (National was shut down by a strike during part of 1974); local service carriers enplane from about 2 million passengers per year (5,500 per day), on up to about 11 million (30,100 per day). The local service carriers' main interest in the rule, however, is to be able to use it to add to their traffic by operating more off-route charters than they are now permitted. To this effect, several of these carriers have proposed changes in the Board's off-route charter rules in Part 207. Other comments have suggested either clarification of Part 207 in certain respects or increased limitations on off-route charters. We consider all such requests beyond the scope of the present proceeding.

[39] See Appendix 8 for examples of events that do not constitute special events.

[40] For example, tickets to sports events often vary over a substantial price range.

[41] See also § 399.110 of the Board's Policy Statements (14 CFR Part 399).

is not a major Federal action likely to have a significant effect on the quality of the human environment.

At the outset, we believe the greatest difficulty in attempting to assess the OTC rule's likely environmental impact is caused by the substantial uncertainty that surrounds a determination of the rule's ultimate acceptance in the marketplace. Without knowing the extent to which the public will make use of OTC's it is not feasible at this time to make a realistic evaluation of the prospective actual consequences of this rule, in terms of either the number of new flights that will result, the number of passengers who will travel on OTC's, or the markets in which OTC flights will operate. In general, however, six different types of consequences appear theoretically possible:

(1) The public finds OTC's an unacceptable travel format, with the result that few if any OTC's are ever operated;

(2) Substantially all traffic moving on OTC's is diverted from scheduled services;

(3) Substantially all traffic moving on OTC's is diverted from other charter formats;

(4) The OTC rule results primarily in the generation of new traffic;

(5) A combination of (2) and (3) above occurs;

(6) The OTC rule results in some combination of (2), (3), and (4). Of these consequences, the first three and number (5) would engender essentially no significant environmental effects, for the reason that the number of flights and passengers would remain substantially at the status quo.[42] However, even under possibilities (4) and (6), there is no reason to believe that the extent of OTC operations would be so great, especially when consideration is given to the existing relationship between charter and scheduled services (see Appendix 2[42a]), as to constitute a major action having a significant impact on the quality of the human environment. Indeed, an offsetting environmental effect might be obtained to the extent passengers are diverted from automobile travel to charter flights.

Even under the most extreme assumption—namely, that every OTC participant is newly generated, rather than diverted from existing charter modes or scheduled services and that all existing charter and scheduled flights would continue to operate—there is still no reason to believe that the extent of the resultant additional flights, which would be dispersed throughout both the domestic and international air transportation systems, would have a significant impact on the quality of the human environment.

In reaching this conclusion, we have considered that the OTC rule is an experimental program with a limited duration and that the scheduled and supplemental carriers will therefore be unlikely to acquire new equipment solely for OTC operations even if it were possible to obtain additional aircraft during the short duration of the rule. The present extremely small size of the supplemental fleet (see Appendix 6) will inhibit any dramatic increase over their present level of charter activity. As to the scheduled carriers, a substantial portion of their fleets are presently required for the provision of certificated route services and would not be available to provide significant additional capacity assignable to OTC traffic.

Thus, under this worst-case hypothesis (that all OTC flights would be in addition to current charter and scheduled services) there will be little potential for a significantly greater number of flights. In addition, there are substantial regulatory and cost constraints on the use of jet fuel which would appear to limit any significant increase in the extent of the carriers' operations.

In fact, however, this "worst-case" result is not likely to occur. Some OTC participants will, of course, be diverted from existing charter services; indeed, a principal reason for adopting the rule is to provide an effective, non-discriminatory alternative to affinity charters. Others will undoubtedly be diverted from scheduled services.[43] On balance, although we do expect the rule to result in generation of new traffic, we are not persuaded either on the basis of experience or any factual presentation herein that significant environmental consequences will follow the adoption of the rule.

As previously indicated, the rule is being adopted on an experimental basis, and the Board will be continually monitoring the extent and effects of OTC operations, both generally and with regard to individual localities, so that we will be in a position to determine whether the environmental issues require further examination. Moreover, it should be emphasized that the adoption of the rule creates no irremediable environmental impact, as would the construction of a major highway or dam, and that the Board retains the ability to terminate the experiment in the event of untoward economic or environmental consequences.

### IX. Miscellaneous Matters

We have determined that it will be necessary to institute certain changes and additions to our proposed reporting requirements. First, we are modifying § 378a.50 to require reports monthly during the course of the OTC program (rather than merely at the end of the series of tours), on whether proposed tours were in fact operated. The report will also be required to include a summary of the number of OTC passengers carried between each city-pair for each OTC program.

Similarly, we are adding a requirement that tour operators and direct air carriers file a monthly report on the number of OTC flights and seats for which they have contracted during each of the following six months.[44]

The purpose of all these changes is to provide the Board with better information on developing trends. They will be particularly useful in helping to determine the need for imposing additional restrictions on OTC operations under our post hoc review procedure, and with regard to evaluating the entire OTC experiment.

Several parties have urged that we require OTC tour operators to pay commissions to retail travel agents, and some have suggested a specific minimum commission level. We do not impose any such requirement on ITC or TGC organizers, and we see no purpose in requiring them here. For the same reason, we reject the proposals of ASTA, David Travels, American, Trade Wind Tours of Hawaii and others which would impose certain criteria for OTC organizers. There appears to be no reason to be more restrictive in granting OTC operating authority than we are under our other special charter rules. As to those comments which would have us license all tour operators or travel group organizers as indirect air carriers, we regard this question as going beyond the scope of this proceeding.

We have determined to make final our proposal to limit the effectiveness of any OTC prospectus filing to a maximum of 180 days. A number of tour operators have complained that this requirement will pose an inconvenience to them, because it will mean two filings per year instead of one. We appreciate the fact that this procedure may inconvenience certain tour operators, but we believe this consideration must take second place to the Board's need to maintain close supervision over the actual operation of the promptly to make any changes required by the public interest.

The comments of the Board's Consumer Advocate contain several consumer protection proposals. These include proposals to allow a tour participant to cancel his flight or receive a partial refund in case of an unplanned shortening of the trip and to preclude the tour participant's check from being made payable to the retail travel agent, in order to prevent any intermingling with agency funds. We believe that there may be substantial merit to these proposals. How-

[42] It should be noted, however, that to the extent some traffic is diverted to planeload OTC's from scheduled services, which ordinarily must operate at substantially lower load factors, fewer OTC flights would be required to carry the same number of passengers as had travelled on scheduled flights.

[42a] Appendix 2 filed as a part of the original document.

[43] In fact, the opponents of the rule assert that a substantial portion of OTC participants will in fact be diverted from scheduled services resulting in an undesirable diminution in the level of those services.

[44] The reporting requirements contained in our regulation herein, along with the forms on which the required information is to be reported, are being submitted to the General Accounting Office. (See Federal Reports Act of 1942, 44 U.S.C. 3512.) We are postponing the effective date of the reporting requirements and the issuance of the forms pending consideration of those matters by the GAO.





ever, we have determined that they should be dealt with in a separate rulemaking proceeding, where related changes to our other charter rules may be considered at the same time.

We are agreeable to the suggestion made by United, Quebecair, ASTA and the Incentive Companies, that carriers and tour operators be allowed to submit standard contract forms for Board approval, thus assuring the technical compliance of such forms with the regulations. Once approved, the form contract may be used for repeated filings, as long as the governing regulations and other circumstances remain unchanged.[45]

We will not adopt the proposals of Frontier and Texas International that a minimum mileage limitation be imposed on OTC operations. Arbitrary mileage limits such as these would be contrary to our purpose in adopting this charter rule. Frontier's reference to the minimum-mileage restrictions in the Bicentennial fares[46] is inapposite here. In that case we were concerned with the impact on scheduled carriers of promotional fares which are not fully compensatory. The bases for evaluating charter operations are of course wholly distinguishable.

We have determined not to adopt the proposals made by a number of tour operators that the surety bond requirements be increased. We believe that doing this would tend to make it difficult for smaller tour operators to be able to operate OTC's. Since there has been no evidence that the public interest is jeopardized by our present procedures, we see no need to take an action which might tend to lessen competition for OTC traffic.

Nationwide would allow advertising of an OTC program before it has received Board approval, as long as no money is accepted by the operator. We will not approve this proposal. The potential for abuse in such a scheme is, we feel, obvious. And the difficulties which would be raised when the Board is compelled to reject a filed prospectus are equally troublesome. AITS, Inc. suggests that we permit tour operators to advertise in trade publications before the prospectus is approved, although not in the public media. There may be some merit in this idea, but we believe that there are also potential difficulties (such as the prospect of a retail agent jumping the gun by selling a tour which is not approved). Therefore we have determined that it would be best not to deal with the question in the present context.

We will not adopt the varying proposals of Kuoni Travel, the Foreign Study League, and the Bahamas Ministry of Tourism and the Bahamas Hotel Association, to decrease the minimum OTC group size. These suggestions are either contrary to our intention to provide group travel, or are based on specialized situations which are better handled on a case-by-case basis through waivers, rather than in the general rule. Certain Trunkline Carriers request that we prohibit split OTC's altogether. However, split charters are authorized pursuant to our various other charter rules, and based on available information the authority to operate split charters has been, on balance, a benefit to the public. We have no reason to conclude that split OTC's would be less beneficial than others.

The Incentive Companies would also have us provide, in the general OTC rule, special provisions governing their particular operations. Here again we do not believe this would be appropriate. As to their claim that a separate Part should be adopted to provide regulations governing incentive charters, that is, of course, beyond the scope of the instant proceeding.

Similarly beyond the scope of this proceeding is the proposal of TWA, Certain Trunkline Carriers, American, and American Express that we allow part charters. Such a major regulatory change should not be considered as a side issue in a case of the present nature. The scheduled industry may be assured, however, that the Board will permit scheduled carriers to adopt economically feasible charter competitive fares.

American Express states that we should not require the tour operator to obtain the tour participant's signature on the tour participant's contract. We believe this is an important consumer protection requirement, and one we will not discard merely because of an assertion that it is a "source of consumer sales resistance."

The comment of Kuoni Travel asks that we authorize, in this proceeding, all foreign indirect air carriers holding ITC authorization to operate OTC's as well. This, says Kuoni, would save such tour operators the expense and inconvenience of applying for OTC authority. While we will not formally act here on OTC authorizations for foreign tour operators, we do announce that we intend to act, by show cause procedures, to consider the grant of OTC authority to those foreign indirect air carriers whose permits authorize the operation of ITC's.

Certain Trunkline Carriers believe that it is necessary to impose a 25 percent refund penalty for voluntary cancellation of a participant's reservation, as we do for TGC's under Part 372a. We do not agree. The fact that substitutions are allowed in TGC's but not in the OTC's renders comparison between the two inappropriate on this issue. In any event, we anticipate that tour operators will impose substantial refund penalties on their own initiative: See page 13, supra.

American believes that we should require direct air carriers to file tariffs with substantial cancellation charges: 25 percent of the charter price for cancellations within 60 days of departure; 50 percent for cancellations within 30 days of departure. American claims that this would encourage tour operators to cancel operations early. However, consideration of tariff matters here would be inappropriate. Rather, questions regarding cancellation fees will be considered in connection with normal tariff evaluation procedure.[47]

American would also have us relieve direct air carriers from any responsibility to verify that emplaning passengers appear on the passenger list filed by the Board. We cannot consent to this. The direct air carrier is a party to the filing of the charter documents and is in a unique position to ascertain the identity of persons boarding its aircraft. American's alternative suggestion—that the Board enforce its regulations by instituting a program of random observance of OTC charter flight check-ins by the CAB field staff—would in our judgment be unworkable. Both the indirect and direct air carriers benefit from OTC operations. It is not unduly burdensome to require that both work to assure their operations comply with our regulations.

We have determined that there will be no need to adopt the specific record-retention requirements of proposed § 378a.33, in view of our amendments herein to Part 249. We have therefore modified § 378a.33 to state simply that OTC tour operators must comply with the applicable provisions of Part 249 of the Economic Regulations.

We will not adopt any of the other proposals in the comments, such as David Travel's request that tour operators' hotel room contracts be filed with the Board or American Express suggestion for a technical amendment on computation of time (both of which we regard as unnecessary).[48]

Finally, we have considered authorizing OTC's in only specified markets, in order to test the OTC rule's impact on a limited scale. Upon consideration, however, we have determined that such an approval would cause considerably more problems than it would solve. Our first concern is that such an approach would cause tour operators to focus their energies in the limited number of authorized markets, which in turn could eventuate in harm to scheduled services in those markets that would not have come to

[45] For example, a change in carrier tariffs might invalidate a previously approved contract form. In this regard, we would also note our specific rejection of the recommendation by Globus that we state that inconsistency between a carrier's tariff and the charter contract will not be grounds for rejecting a filing. In addition, we would point out that approval by the Board's staff of a charter document form will not bind the Board itself from subsequently reviewing the staff action, either at the time of the first use of the document, or at any subsequent time.

[46] Order 75-1-72.

[47] See in this connection, Orders 74-3-39, 74-9-72, and 75-2-18, and the July 5, 1974 letter to the industry of the Directors of the Bureaus of Operating Rights and Economics on the subject cancellation provisions.

[48] On the other hand, we are requiring in § 378a.27, "Methods of Competition," that advertising of an OTC must include only the total tour price, without a breakdown into component parts. This provision was inadvertently omitted from our proposal for OTC's in EDR-281/SPDR-38/ODR-9, but was included in our proposal for SEC's, in SPDR-37. It seems obvious that the advertising for these types of "package" charters should be governed by the same requirements as for the advertisement of ITC's.

pass were tour operators free to pick markets freee from Board restraint. Further, a market-by-market test would be unlikely to provide persuasive data on the effects of OTC's If OTC's went unused, that might indicate only that the Board selected the wrong markets. And if they were so heavily used as to cause problems to scheduled services, a likely cause would be, as discussed above, that the Board's restrictions required tour operators to concentrate their operations in a limited number of markets. And lastly, we are most reluctant to substitute our judgment for that of the marketplace in the selection of permissible OTC markets, particularly, since the Board is ill equipped to make such decisions and because such decisions which necessarily would be arbitrary at least in part, could have such profound effects on the economies of the various vacation destinations.

To the extent that we have not expressly dealt with any particular comment or proposal, it has been considered and is denied.[4]

In consideration of the foregoing, the Civil Aeronautics Board adopts Part 378a of its Special Regulations (14 CFR Part 378a) effective September 13, 1975 as follows:[5]

| *Docket No.* | *Petitioner* |
|---|---|
| 24014 | McCulloch International Airlines, Inc. |
| 24035 | Club Mediterranee-American Express, Inc. |
| 24037 | Johnson Flying Service, Inc. |
| 24039 | Basler Airlines, a Division of Basler Flight Service, Inc. |
| 24045 | Capitol International Airways, Inc. |
| 24711 | National Air Carrier Association (NACA). |
| 24881 | "Las Vegas Parties." |
| 25338 | Modern Air Transport. |

Subpart A—General Provisions


Sec.
378a.1 Applicability.
378a.2 Definitions.
378a.3 Waivers.
378a.4 Enforcement.
378a.5 Procedures for imposition of limitations and restrictions on OTC operations.
378a.6 Computation of time.
378a.7 Termination of part.


[4] Although our notices of proposed rule making stated that we were considering amendments to Parts 372a and 378, we have determined not to make final any of the proposed changes.

[5] During the past several years, numerous dockets have been opened or have been left open for consideration of petitions for rule-making which involve, in whole or in part, requests for rules authorizing the operation of inclusive tour charters having less than three stops or for which less is charged than 110% of scheduled fares. Our adoption herein of the One-stop-inclusive Tour Charter rule reflects our full consideration of the same basic issues on this subject, which have been raised by the petitions in those dockets. Therefore, except to the extent that Part 378a, adopted herein, may incorporate one or more of the proposals in those petitions, we are hereby dismissing the following dockets:


Subpart B—General Conditions and Limitations

Sec.
378a.10 One-stop-inclusive tour charter general requirements.
378a.11 Payment to direct air carrier(s).
378a.12 No intermingling of passengers.
378a.13 Unused space.

Subpart C—Requirements Applicable to Tour Operators

378a.20 Exemption.
378a.21 Approval of certain interlocking relationships.
378a.22 Effect of exemption on antitrust laws.
378a.23 Jurisdiction over foreign tour operators.
378a.24 Suspension of exemption authority.
378a.25 Operating authorization of tour operators.
378a.26 Discrimination.
378a.27 Methods of competition.
378a.28 Tour prospectus.
378a.29 Charter contract.
378a.30 Contract between tour operator and tour participants.
378a.31 Surety bond and depository agreement.
378a.32 Disbursements from depository account.
378a.33 Record retention.

Subpart D—Requirements Applicable to Direct Air Carriers

378a.40 Charter not to be performed unless compliance with part.
378a.41 Direct air carrier to identify enplanements.
378a.42 Tariffs to be on file for charter trips.
378a.43 No commissions to be paid.

Subpart E—Charter Trip Reporting Requirements

378a.50 Charter trip reporting.
378a.51 Reporting of OTC service under contract.

Subpart F—Requirements Applicable to Special Event Charters

378a.101 Applicability.
378a.102 Definitions.
378a.103 Provisions not applicable to operations under this subpart.
378a. 104 Duration of special event charters.
378a. 105 Solicitation and advertising.
378a. 106 Statement of authorization.
378a. 107 Application for statement of authorization.


(Secs. 101(3), 204(a), 401, 402, 407, 416 and 1102 of the Federal Aviation Act of 1958, as amended; 72 Stat. 737 (as amended by 75 Stat. 467, 76 Stat. 143, 82 Stat. 867, 84 Stat. 921), 743, 754, 757, 766, 771, and 797; 49 U.S.C. 1301, 1324, 1371, 1372, 1377, 1386, and 1502)

## Subpart A—General Provisions

### § 378a.1 Applicability.

This part establishes the terms and conditions governing the furnishing of "One-stop-inclusive Tour Charters" (OTC's) in air transportation by direct air carriers and foreign air carriers and by OTC tour operators. This part also relieves such tour operators (other than foreign tour operators) from various provisions of Title IV of the Federal Aviation Act of 1958, as amended, for the purpose of enabling them to provide OTC's utilizing aircraft chartered from such direct carriers. It also contains a limited declination of exercise of jurisdiction over foreign tour operators. The provisions of this regulation shall not be construed as limiting any other authority to engage in air transportation issued by the Board. Nothing contained in this part shall be construed as repealing or amending any provisions of any of the Board's regulations, unless the context so requires.

### § 378a.2 Definitions.

As used in this part, unless the context otherwise requires—

"Charter" means a one-stop-inclusive tour charter, including a special event charter operated pursuant to Subpart F of this part.

"Direct air carrier" means (1) an air carrier holding a certificate of public convenience and necessity issued pursuant to Section 401 of the Act, or (2) a foreign air carrier which holds a permit issued under Section 402 of the Act authorizing direct air transportation.

"Foreign tour operator" means any person not a citizen of the United States, as defined in Section 101(13) of the Act (other than a direct foreign air carrier), who is (1) engaged in the formation of groups for transportation on one-stop-inclusive tour charters which originate in a foreign country and over whom the Board has declined to exercise its jurisdiction, or (2) engaged in the formation of groups for transportation on one-stop-inclusive tour charters which originate in the United States and who holds a permit issued pursuant to Section 402 of the Act authorizing such transportation.

"Ground accommodations and services" include, but are not limited to, sleeping accommodations for each night of the tour as well as necessary surface transportation for tour participants traveling together between all places on the itinerary, including transportation to and from air and surface carrier terminals utilized at such places other than the point of origin, but may not include rental cars, rail passes or other types of prepaid individual transportation.

"North American Charter" means a charter between a point or points in any State of the United States, the District of Columbia, Puerto Rico, or the U.S. Virgin Islands, on the one hand, and a point or points in any other State of the United States or in Canada, Mexico, or the "Islands of the Caribbean" (as defined in Part 207 (14 CFR Part 207)), on the other hand.

"One-stop-inclusive tour charter" (or "OTC") means a round-trip charter to be performed by one or more direct air carriers, which is arranged and sponsored by a tour operator organizer for a group and which meets the requirements set forth in Subpart B or Subpart F of this part.

"One-stop-inclusive tour operator" (or "OTC operator") means (1) any citizen of the United States, as defined in Section 101(13) of the Act (other than a direct air carrier), who is authorized hereunder





to engage in the formation of groups for transportation on OTC's in accordance with the provisions of this part; or (2) a foreign tour operator.

"Round trip" refers to any round, open-jaw or circle trip which includes an inbound flight returning to a point no more than 50 air miles from the point of origin.

"Tour group" means an aggregate of persons who are assembled by a tour operator or a foreign tour operator for the purpose of participation as a single unit in a one-stop-inclusive tour charter.

"Tour operator" means an OTC operator.

"Tour participant" means a member of the tour group.

### § 378a.3 Waivers.

A waiver of any of the provisions of this part may be granted by the Board upon its own initiative, or upon the joint submission by a direct air carrier and a tour operator of a written request therefor not less than 30 days prior to the flight to which it relates, provided that such a waiver is in the public interest and it appears to the Board that special or unusual circumstances warrant a departure from the provisions set forth therein. Notwithstanding the foregoing, waiver applications filed less than 30 days prior to a flight may be accepted by the Board in emergency situations in which the circumstances warranting a waiver did not exist 30 days before the flight.

### § 378a.4 Enforcement.

In the case of any violation of the provisions of the Act, or of this part, or any other rule, regulation, or order issued under the Act, the violator may be subject to a proceeding pursuant to Sections 1002 and 1007 of the Act before the Board or a U.S. District Court, as the case may be, to compel compliance therewith, to civil penalties pursuant to the provisions of Section 901(a) of the Act, or to criminal penalties pursuant to the provisions of Section 902 of the Act; or other lawful sanctions.

### § 378a.5 Procedures for imposition of limitations and restrictions on OTC operations.

(a) Whenever in the opinion of the Board there are reasonable grounds to believe that the operation of OTC's to or from any point or points or in any city-pair or pairs may have a detrimental effect on the public interest, the Board may, on its own initiative or in response to a petition therefor, issue an order directing all interested persons to show cause why the Board should not impose a limitation on the number of OTC's that may be operated to or from the point or points, or in the city-pair or pairs, or should not impose other or additional restrictions on OTC operations in respect to the point or points or city-pair or pairs.

(b) Petitions seeking the issuance of such an order to show cause may be filed by any person. Answers to such petitions are permitted, but a failure to file an answer shall not prejudice anyone. Each such petition and any answer thereto shall conform to the requirements of § 302.3 of the Board's Procedural Rules. Copies of such petitions and answers shall be served on such persons as the Director, Bureau of Operating Rights, or his designee, shall direct.

(c) Comments in opposition to or in support of the issuance of an order as proposed in the order to show cause, and reply comments if authorized by the order to show cause, shall be filed with the Board by the date and served upon the persons specified in the order to show cause.

(d) A final order of the Board imposing such limitations or restrictions on the operations of OTC's as the public interest may require, or, if it would not be in the public interest to impose any limitation or restriction, terminating the proceeding, shall thereafter be issued: *Provided, however,* That the Board may from time to time conclude, in its discretion, that a hearing is warranted in order to best determine whether limitations or restrictions should be imposed on the operation of OTC's to or from any point or points or in any city-pair or pairs: *And provided, further,* That in the event a hearing is ordered, the Board may impose interim limitations or restrictions, *pendente lite.*

(e) Notwithstanding the foregoing, when in the judgment of the Board the public interest so requires, the Board shall by order forthwith impose a limitation on the number of OTC's that may be operated to or from a point or points, or in a city-pair or pairs, or impose other or additional limitations and restrictions on OTC operations in respect to the point or points or city-pair or pairs.

### § 378a.6 Computation of time.

In computing any period of time prescribed or allowed by this part, the day of the act, event, or default after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included, unless it is a Saturday, Sunday, or legal holiday for the Board, in which event the period runs until the end of the next day, which is neither a Saturday, Sunday, nor holiday.

### § 378a.7 Termination of part.

The exemption provided by this part shall terminate on March 31, 1980, and shall not apply to any charter whose originating flight is scheduled to be performed subsequent to such date of termination.

## Subpart B—General Conditions and Limitations

### § 378a.10 One-stop-inclusive tour charter general requirements.

A one-stop-inclusive tour charter under this part shall meet the following requirements:

(a) The tour shall include ground accommodations and services for the duration of the tour and shall be arranged and sold by a tour operator as an independent principal with respect to the air transportation included in the tour and not as an agent for a direct air carrier.

(b) The charter contract must be for 40 or more seats.

(c) The charter must be on a round-trip basis, but the departing flight and the returning flight need not be performed by the same direct air carrier.

(d) The minimum duration of the charter must be seven (7) days: *Provided, however,* That the minimum duration of a North American charter shall be four (4) days. For purposes of computing number of days, as specified herein, the first day shall be the day the originating flight takes off; the last day shall be the day the returning flight lands.

(e) The air transportation portion thereof must be performed by direct air carriers which hold a certificate of public convenience and necessity under section 401 of the Act or a permit under section 402 of the Act.

(f) Passengers transported on the charter flight shall consist solely of persons whose names are set forth in a passenger list duly filed with the Board in accordance with § 378a.25(b), or persons authorized to occupy unused charter space in accordance with § 378a.13.

(g) (1) The total cost of the tour to each participant shall include the cost of ground accommodations and services for the duration of the tour and shall be an amount not less than the aggregate of the charter price of the participant's seat (i.e., the charter price specified in the charter contract divided by the total number of seats specified in the charter contract) and a sum representing $15 for each night of the tour.

(2) Notwithstanding the above, the total cost of the tour to participants who (i) will not have attained their twelfth birthday before the date of departure, and (ii) share their hotel room with one or more persons not subject to this exception, shall be an amount not less than the aggregate of the charter price of the participant's seat (i.e., the charter price specified in the charter contract divided by the total number of seats specified in the charter contract) and a sum representing $7.50 for each night of the tour.

### § 378a.11 Payment to direct air carrier(s).

The direct air carrier(s) shall be paid in full for the cost of the round-trip charter transportation prior to scheduled date of flight departure, as provided for in the basic charter regulations applicable to the direct air carriers under Parts 207, 208, 212, and 214 of this chapter, as the case may be.

### § 378a.12 No intermingling of passengers.

There shall be no intermingling of passengers and each planeload group, or less-than-planeload group, shall move together as a group, on both legs of the air transportation portion of the tour, except under emergency circumstances provided for in the basic charter regulations applicable to the direct air carrier

under Parts 207, 208, 212, and 214 of this chapter, as the case may be.

**§ 378a.13 Unused space.**

Nothing contained in this part shall preclude a tour operator from utilizing any unused space on an aircraft chartered by it for an OTC for the transportation, on a free or reduced basis, of such tour operator's employees, directors, and officers, and the parents and immediate families of such persons, subject to the provisions of Part 223 of this chapter.

## Subpart C—Requirements Applicable to Tour Operators

**§ 378a.20 Exemption.**

Subject to the provisions of this part and the conditions imposed herein, tour operators (other than foreign tour operators) are hereby relieved from the following provisions of Title IV of the Federal Aviation Act of 1958, as amended, to the extent necessary to permit them to organize and arrange OTC's:

Section 401.
Section 403.

Section 404(a), except the requirement to provide adequate service in connection with OTC's operated hereunder.

Section 405(b).
Section 407 (b) and (c).

Sections 408(a) and 409, except control or interlocking relationships with direct air carriers.

Section 412.

**§ 378a.21 Approval of certain interlocking relationships.**

To the extent that any officer or director of a tour operator would be in violation of any of the provisions of Section 409(a) (3) and (6) of the Act by participating in interlocking relationships covered by the exemption granted by § 378a.20, such participation is hereby approved by the Board.

**§ 378a.22 Effect of exemption on antitrust laws.**

The relief granted by § 378a.20 and § 378a.21 from Sections 408, 409 and 412 of the Act shall not constitute an order under such sections within the meaning of Section 414 of the Act and shall not confer any immunity or relief from operation of the "antitrust laws" or any other statute (except the Act) with respect to any transaction, interlocking relationship, or agreement otherwise within the purview of such sections.

**§ 378.23 Jurisdiction over foreign tour operators.**

The Board declines to exercise its jurisdiction over foreign tour operators with respect to OTC's which originate in a foreign country. The Board reserves the right to exercise its jurisdiction over any foreign tour operator at any time it finds that such action is in the public interest.

**§ 378a.24 Suspension of exemption authority.**

The Board reserves the power to suspend the exemption authority of any tour operator, without hearing, if it finds that such action is necessary in order to protect the rights of the traveling public.

**§ 378a.25 Operating authorization of tour operators.**

A tour operator is authorized hereunder to organize and operate an OTC only in accordance with the provisions of this part, and subject to the following conditions:

(a) (1) No tour or series of tours shall be operated, nor shall any tour operator or foreign tour operator sell, or offer to sell, or solicit persons to participate in, or otherwise advertise such tour or tours, or receive any money from any prospective participant in connection therewith, until at least 15 days after he and the direct air carrier have jointly filed with the Board (Supplementary Services Division, Bureau of Operating Rights), in duplicate, an OTC Tour Prospectus satisfying the requirements of § 378a.28: *Provided, however,* That if during the 15-day period following filing hereunder the tour operator or foreign tour operator has been notified that the Board has rejected such statement for noncompliance with this part, then he shall not sell, or offer to sell, solicit, or advertise such charter tour or tours until he has subsequently been notified by the Board that such filing has been accepted. If a series of tours is to be performed for one tour operator or foreign tour operator pursuant to one charter contract the Prospectus may cover the entire series, provided the elapsed time between the commencement of the first tour and the departure of the last tour shall not exceed 180 days.

(2) No change in the facts reflected in a filed Prospectus shall become effective until at least 15 days after the tour operator or foreign tour operator and the direct air carrier have jointly filed with the Board (Supplementary Services Division, Bureau of Operating Rights), in duplicate, an amended Prospectus reflecting such change, unless he has been notified by the Board that such change may become effective sooner: *Provided, however,* That if during the 15-day period following filing of an amended Prospectus hereunder, the tour operator or foreign tour operator has been notified that the Board has rejected such amended Prospectus for noncompliance with this part, then such change shall not become effective until he has subsequently been notified by the Board that such filing has been accepted: and *Provided further,* That the direct air carrier need not join in the filing of an amended Prospectus which reflects only such change or changes as do not involve air transportation or services in connection therewith which are to be provided by such direct air carrier. Deviations from the Prospectus may not be made except where they are beyond the control of the carrier or the operator, and there is insufficient time to file an amended Prospectus.

(b) No later than 15 days prior to the scheduled date of departure, in the case of North American OTC's, and no later than 30 days prior to the scheduled date of departure of all others, the tour operator and the direct air carrier(s) shall jointly file with the Board (Supplementary Services Division, Bureau of Operating Rights), in duplicate, the following information, except that the information required by paragraph (a) (1) of this section shall be filed in the manner prescribed in paragraph (c), of this section:

(1) A list setting forth the name of each passenger in alphabetical order, his address and telephone number, and the name, address, and telephone number of the travel agent (if any) who sold the tour to the passenger;

(2) A statement of the tour operator affirming that each participant (i) has entered into a contract with the operator as provided in this part, and (ii) has made full payment of the total price of the charter tour; and

(3) A statement of the depository bank, if any, affirming that it has received a deposit of the total charter price payable to the direct air carrier(s): *Provided, however,* That for North American OTC's where the outbound leg is scheduled to depart on or after October 1, 1978, the information required by this paragraph (b) shall be filed no later than 7 days prior to the scheduled date of departure.

(c) An original copy of the OTC passenger list, along with two photostatic or similarly reproduced copies (not carbons) and accompanied by a self-addressed and postage-prepaid return envelope, shall be filed with the Board (Supplementary Services Division, Bureau of Operating Rights). The Board will stamp the original and two photostatic or similarly reproduced copies of the OTC passenger list so as to verify their receipt and identify the tour to which they pertain, and will return the two stamped copies for use by the direct air carrier in complying with its obligations to identify enplaning OTC flight passengers, note the documentary source and number, and file required reports.

**§ 378a.26 Discrimination.**

No tour operator shall make, give, or cause any undue or unreasonable preference or advantage to any particular persons, port, locality, or description of traffic in air transportation in any respect whatsoever, or subject any particular person, port, locality, or description of traffic in air transportation to any unjust discrimination or any undue or unreasonable prejudice or disadvantage in any respect whatsoever.

**§ 378a.27 Methods of competition.**

No tour operator shall engage in unfair or deceptive practices or unfair methods of competition in air transportation or the sale thereof. Advertising by tour operators or foreign tour operators shall be limited to the total tour price without a breakdown into component parts, except that additional charges for optional services or facilities may be reflected.

**§ 378a.28 Tour Prospectus.**

The Prospectus shall be filed in duplicate and shall include two copies of the following: The charter contract, the contract between the tour operator or foreign tour operator and tour participants, the tour operator's or foreign tour operator's surety bond (an original bond and a copy thereof), and, where applicable, two copies of the depository agreement with a bank as provided in § 378a.31. It shall also contain the following information:

(a) Name and address of the tour operator or the foreign tour operator;

(b) The proposed date and time of each flight;

(c) Equipment to be used, including the aggregate number of each type of aircraft and capacity;

(d) The tour itinerary, including hotels (name and length of stay at each), and other ground accommodations and services;

(e) The tour price per passenger;

(f) The number of persons expected to participate in the tour;

(g) Charter price of the aircraft;

(h) The charter price of each seat included in the charter contract;

(i) Samples of solicitation material proposed by the tour operator or foreign tour operator (all sales advertising and solicitation materials employed by the tour operator or foreign tour operator shall state the name of the direct air carrier to be utilized).





**§ 378a.29 Charter contract.**

The charter contract between the tour operator or foreign tour operator and the direct air carrier shall evidence a binding commitment on the part of the carrier to furnish the air transportation required for the trip or trips covered by the contract.

**§ 378a.30 Contract between tour operator and tour participants.**

Where each tour participant receives or is eligible to receive, the same ground accommodations and services, the contract between the tour operator and the tour participants shall be the same. Contracts between tour operators and tour participants shall include provisions specifically stating:

(a) Method of payment, e.g., installment payments;

(b) That trip health and accident insurance is available and that upon request the tour operator will furnish details thereof;

(c) That after the list of prospective charter passengers has been filed with the Board (pursuant to § 378a.25(b)) the tour operator shall have no further right to cancel the tour on grounds of inadequate participation, but describing the right to refunds in the event of the charter's cancellation on any other grounds or contingencies set forth in the contract, and the procedure for obtaining such refunds;

(d) The right to refunds in the event of the participant's change of plans and the procedure for obtaining such refunds;

(e) The right to refunds in the event of change in itinerary and the procedure for obtaining such refunds;

(f) The dollar amounts of the direct air carrier's liability limitations for participants' baggage, as set forth in the direct air carrier's tariffs;

(g) Conditions governing aircraft-equipment substitutions;

(h) The name and address of the surety company issuing the surety bond;

(i) That the charter operator is the principal and is responsible to the participants in making arrangements for all services and accommodations offered in connection with the tour: *Provided, however,* That this requirement shall not preclude the tour operator from expressly providing in such contract that, in the absence of negligence on the part of the tour operator, he is not responsible for personal injury or property damage arising out of the act or negligence of any direct air carrier, hotel or other person rendering any of the services being offered in connection with such tour;

(j) That unless the tour participant files a claim with the tour operator or, if he is unavailable, with the surety, within sixty (60) days after termination of the tour, the surety shall be released from all liability under the bond to such participant (see § 278a.31(d));

(k) That, when the combined surety bond-depository agreement, as provided in § 378a.31(b) is used in connection with the tour, all checks and money orders must be made payable to the escrow account at the depository bank (identifying bank) or, when the tour is sold to the participant by a retail travel agent, checks and money orders may be made payable to the agent, who must in turn make this check payable to the escrow account at the depository bank.

**§ 378a.31 Surety bond and depository agreement.**

(a) Except as provided in paragraph (b) of this section, the tour operator or foreign tour operator shall furnish a surety bond in one of the following amounts dependent upon the length of the tour or series of tours: (1) For a tour or series of tours of 14 days or less, a bond in an amount of not less than the charter price for the air transportation to be furnished in connection with such tour or series of tours; (2) for a tour or series of tours of more than 14 days but less than 28 days a bond in an amount of not less than twice the charter price; and (3) for a tour or series of tours of 28 days or more, a bond in an amount of not less than three times the charter price: *Provided, however,* That the liability of the surety to any tour participant shall not exceed the participant's tour price.

(b) The direct air carrier and the prospective tour operator or foreign tour operator may elect, in lieu of furnishing a surety bond as provided under paragraph (a) of this section, to comply with the requirements of paragraphs (b) (1) and (2) of this section, as follows:

(1) The tour operator or foreign tour operator shall furnish a surety bond in a minimum amount of $10,000 per flight up to a maximum amount of $200,000 for a series of 20 or more flights, for the protection of the tour participants, the bond to continue in effect until completion of the tour or series of tours: *Provided, however,* That the liability of the surety to any tour participant shall not exceed the tour price.

(2) The direct air carrier and tour operator or foreign tour operator shall enter into an agreement with a designated bank, the terms of which shall provide that all deposits by tour participants paid to tour operators or foreign tour operators and their retail travel agents shall be deposited with and maintained by the bank subject to the following conditions:

(i) On sales made to tour participants by tour operators or foreign tour operators the participant shall pay by check or money order payable to the bank; on sales made to tour participants by retail travel agents, the retail travel agent may deduct his commission and remit the balance to the designated bank by check or money order: *Provided,* That the travel agent agrees in writing with the tour operator or foreign tour operator that if the tour is canceled the travel agent shall remit to the bank the full amount of commission previously deducted or received within 10 days after receipt of notification of cancellation of the tour;

(ii) The bank shall pay the direct air carrier the charter price for the transportation not earlier than 60 days (including day of departure) prior to the scheduled day of departure of the originating or returning flight, upon certification of the departure date by the air carrier: *Provided,* That in the case of a round-trip charter contract to be performed by one carrier, the total round-trip charter price shall be paid to the carrier not earlier than 60 days prior to the scheduled day of departure of the originating flight;

(iii) The bank shall reimburse the tour operator or foreign tour operator for refunds made by the latter to the tour participant upon written notification from the tour operator or foreign tour operator;

(iv) If the tour operator, foreign tour operator or the direct air carrier notifies the bank that a tour has been canceled, the bank shall make applicable refunds directly to the tour participants;

(v) After the charter price has been paid in full to the direct air carrier, the bank shall pay funds from the account directly to the hotels, sightseeing enterprises, or other persons or companies furnishing ground accommodations and services in connection with the tour or series of tours upon presentation to the bank of vendors' bills and upon certification by the tour operator or foreign tour operator of the amounts payable for such ground accommodations and services and the persons or companies to whom payment is to be made: *Provided, however,* That the total amounts paid by the bank pursuant to paragraphs (b) (2) (ii) and (v) of this section shall not exceed 80 percent of the total deposits received by the bank less any refunds made to tour participants pursuant to paragraphs (b) (2) (iii) and (iv) of this section;

(vi) As used in this section, the term "bank" includes a bank, savings and loan association, or other financial institution insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation;

(vii) The bank shall maintain a separate accounting for each tour;

(viii) Notwithstanding any provisions above, the amount of total deposits required to be maintained in the depository account of the bank may be reduced by one or both of the following: the amount of any surety bond in the form prescribed herein in excess of the minimum bond required by paragraph (b) (1) of this section; an escrow with the designated bank of Federal, State, or municipal bonds or other negotiable securities which are publicly traded on a securities exchange: *Provided*, That such other securities shall be substituted for cash in an amount no greater than 80 percent of their market value at time of deposit in escrow with the bank: *And provided, further*, That should the valuation of such other securities decrease in an amount in excess of 20 percent of the valuation at time of original deposit, additional securities shall be placed in escrow so as to compensate for such decrease in value below 20 percent;

(ix) Except as provided in paragraph (b) (2) (ii), (iv), (v), and (viii) of this section, the bank shall not pay out any funds from the account prior to two banking days after completion of each tour, when the balance in the account shall be paid the tour operator or foreign tour operator, upon certification of the completion date by the direct air carrier.

(c) The bond required under paragraph (a) and (b) of this section shall insure the financial responsibility of the tour operator or foreign tour operator and the supplying of the transportation and all other accommodations, services, and facilities in accordance with the contract between the tour operator or foreign tour operator and the tour participants. Such bond shall be issued by a bonding or surety company (1) whose surety bonds are accepted by the Interstate Commerce Commission under 49 CFR 1084.6; or (2) which is listed in Best's Insurance Reports (Fire and Casualty) with a general policyholders' rating of "A" or better. The bonding or surety company shall be one legally authorized to issue bonds of that type in the State in which the tour originates. For purposes of this section, the term "State" includes any territory or possession of the United States, or the District of Columbia. The bond shall be specifically identified by the issuing surety with a company bond numbering system so that the Board may identify the bond with the specific tour or tours to which it relates: *Provided, however*, That these data may be set forth in an addendum attached to the bond, which addendum must be signed by the tour operator or foreign tour operator and the surety company. It shall be effective on or before the date the tour Prospectus is filed with the Board. If the bond does not comply with the requirements of this section, or for any reason fails to provide satisfactory or adequate protection for the public, the Board will notify the direct air carrier and the tour operator or foreign tour operator, by registered or certified mail, stating the deficiencies of the bond. Unless such deficiencies are corrected within the time set forth in such notification, the subject tour or tours shall in no event be operated.

(d) The bond required by this section shall provide that unless the tour participant files a claim with the tour operator or foreign tour operator, or, if he is unavailable, with the surety, within sixty (60) days after termination of the tour, the surety shall be released from all liability under the bond to such tour participant. The contract between the tour operator or foreign tour operator and the tour participant shall contain notice of this provision.

### § 378a.32 Disbursements from depository account.

No tour operator shall cause its agents or the depository bank to make disbursements or payments from deposits except in accordance with the provisions of this part.

### § 378a.33 Record retention.

Every tour operator conducting a charter pursuant to this part shall comply with the applicable record-retention provisions of Part 249 of this chapter.

## Subpart D—Requirements Applicable to Direct Air Carriers

### § 378a.40 Charter not to be performed unless compliance with part.

A direct air carrier shall not perform air transportation in connection with an OTC unless it has made a reasonable effort to verify that all provisions of this part have been complied with, and that the tour operator's authority under this part has not been suspended by the Board: *Provided, however*, That where an OTC is organized by a foreign tour operator over whom the Board has declined to exercise its jurisdiction, pursuant to § 378a.23, no direct air carrier may perform air transportation in connection with such OTC unless the tour is formed and implemented in accordance with the general conditions and limitations set forth in Subpart B or Subpart F of this part and the tour operator performs all acts and duties which this part requires to be performed by tour operators within the Board's jurisdiction, other than the provisions set forth in § 378a.31 and § 378a.33.

### § 378a.41 Direct air carrier to identify enplanements.

(a) A direct air carrier shall retain a true copy of each document which it has filed (jointly with the charter organizer) pursuant to § 378a.25, and shall make reasonable efforts to verify the identity of all enplaning passengers by use of a document bearing an identifying number, in order to insure that enplanements are limited to persons whose names appear on its stamped copy of the passenger list. For international flights, the identity of each enplaning passenger shall be verified by means of a passport, or if there be none, by means of any other travel identity document. For domestic flights a passport or other travel identity document should be used, if available, to identify enplaning passengers, but if no such document is available, then any other numbered document, preferably a Social Security card, may be used.

(b) The direct air carrier shall, at the time of enplanement, enter, on its stamped copy of the passenger list, the documentary source of the identification required by paragraph (a) of this section, including the number appearing on the document.

### § 378a.42 Tariffs to be on file for charter trips.

No direct air carrier shall perform any charter trips pursuant to this part unless such air carrier shall have on file with the Board a currently effective tariff showing all rates, fares and charges for such charter trips.

### § 378a.43 No commissions to be paid.

No commissions, fees, or other compensation shall be paid by the direct air carrier to the tour operator or any other person in connection with a charter trip.

## Subpart E—Charter Trip Reporting Requirements

### § 378a.50 Charter trip reporting.

(a) The direct air carrier shall file with the Board's Bureau of Enforcement within seven days after performing each charter flight, whether departure or return, its stamped copy of the passenger list filed prior to the flight.

(b) The direct air carrier shall promptly notify the Board (Supplementary Services Division, Bureau of Operating Rights) regarding any charters covered by a Prospectus filed under § 378a.28 that are later canceled.

(c) Within 30 days after termination of a tour or series of tours, or, in the case of series of tours extending over a period longer than 30 days, every 30 days, the direct air carrier and tour operator or foreign tour operator shall jointly file a report with the Board (Supplementary Services Division, Bureau of Operating Rights). The report shall indicate whether or not the tours authorized hereunder were, in fact, performed. For each tour operated, the report shall indicate the origin, destination(s), and number of passengers carried. To the extent that the operations differed from those described in the Prospectus filed under § 378a.28, such differences shall be fully detailed, including the reasons therefor. However, the making of such an explanation shall not of itself operate as authority for or excuse any such deviations.

### § 378a.51 Reporting of OTC service under contract.

Each tour operator and direct air carrier shall jointly file, every calendar month, a summary of all OTC operations under contract. Such report shall state, for each city-pair, the number of round-trip flights and the number of passengers





seats under contract during each of the following six (6) months.

## Subpart F—Requirements Applicable to Special Event Charters

### § 378a.101 Applicability.

This subpart establishes the terms and conditions governing the furnishing of special event charters in air transportation by direct air carriers and foreign air carriers and by one-stop-inclusive tour operators. Except as modified herein or as required by the context, all terms, conditions, and requirements applicable to the operation of one-stop-inclusive tours under other subparts of this Part shall apply to operations pursuant to this subpart.

### § 378a.102 Definitions.

As used in this subpart, unless the context otherwise requires—

"Charter" means a special event charter.

"Charter participant" means a member of a group consisting solely of persons having the common purpose of attending a special event, who are assembled by a tour operator to participate as a single unit in a special event charter.

"Ground accommodations and services" include, but are not limited to, sleeping accommodations for each night of the tour, necessary surface transportation, and admission to the special event, through the furnishing of tickets or other documents necessary to enable a charter participant to attend the event for each day of the charter during which attendance is feasible, but may not include rental cars, rail passes, or other types of prepaid individual transportation.

"Special event" means a specific event, including events of a sporting, social, religious, educational, cultural, or political nature which (1) does not extend over ten (10) days in duration, and (2) is neither sponsored by a direct air carrier nor created for the purpose of justifying the operation of a charter under this rule.

In determining whether any given event shall be considered a special event for the purposes of receiving charter traffic under this subpart, the Board will consider, along with other relevant factors, how long in advance of the date of the event:

(1) The event was publicly known;

(2) The participants in the event could be ascertained;

(3) The significance of the event became publicly recognized.

### § 378a.103 Provisions not applicable to operations under this subpart.

The following provisions will not apply to Special Event Charters operated pursuant to this subpart:

(a) Section 378a.25;

(b) Section 378a.28;

(c) Section 378a.10(f);

(d) Section 378a.10(g), but only with regard to Special Event Charters in which the return flight departs the event site on the same day that the departing flight arrives.

### § 378a.104 Duration of special event charters.

(a) The maximum duration of a Special Event Charter shall be (6) days: *Provided, however*, That the maximum duration of a North American charter shall be three (3) days. For purposes of computing number of days, as specified herein, the first day shall be the day the originating flight takes off; the last day shall be the day the returning flight lands.

(b) The departing flight shall arrive at the destination no earlier than 36 hours prior to the commencement of attendance at the event by the charter participants and the returning flight shall take off no later than 36 hours after termination of such attendance.

### § 378a.105 Solicitation and advertising.

(a) A tour operator shall not sell or offer to sell, solicit or advertise a charter or charters until and unless a Statement of Authorization to conduct such charter or charters has been issued to the direct air carrier, as provided in § 378a.106.

(b) All sales, advertising and solicitation materials employed by the tour operator shall state the name of the direct air carrier or carriers utilized.

(c) Advertising by tour operators of charter trip prices shall be limited to the total trip price including all prepaid ground accommodations and services, without a breakdown into component parts, except that additional charges for optional services or facilities may be reflected.

(d) When the combined surety bond-depository agreement, as provided in § 378a.31(b), is used in connection with a special event charter, a statement as to whom checks and money orders are to be made payable, as provided in § 378a.30(k), shall be placed in all solicitation material, reservation coupons, etc.

### § 378a.106 Statement of Authorization.

A direct air carrier shall not operate a special event charter or charters unless specific authority in the form of a Statement of Authorization to operate such charter or charters has been issued by the Board.

### § 378a.107 Application for Statement of Authorization.

(a) Application for a Statement of Authorization shall be submitted by the direct air carrier or carriers, addressed to the attention of the Director, Bureau of Operating Rights. If a series of charters is to be operated for one tour operator pursuant to one charter contract, the application may cover the entire series.

(b) The application shall be filed at least 30 days before commencement of the charter or series of charters. Late filing of the application will not be permitted except for good cause shown.

(c) The application shall be filed in triplicate and shall include two copies of the following:

(1) The charter contract between the direct air carrier and the tour operator;

(2) The contract between the tour operator and the charter participants;

(3) Samples of solicitation material proposed to be used by the tour operator;

(4) The tour operator's surety bond (an original bond and a copy thereof) and, where applicable, the depository agreement with a bank, as provided in § 378a.31.

By the Civil Aeronautics Board.[a]

Effective: September 13, 1975.

Adopted: August 7, 1975.

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

### APPENDIX 8

EXAMPLES OF EVENTS NOT DEEMED TO BE "SPECIAL" FOR THE PURPOSES OF PART 378a, SUBPART F

The following list consists of a selection of events not deemed to be "special" for the purposes of Part 378a, Subpart F. It is intended as guidance for the public and the industry as to what kinds of events are deemed outside the scope of the Special Event Charter rule. The list is by no means exhaustive.

1. Conventions, Meetings, or Seminars:

a. Annual conventions of business firms, professional organizations, and other entities.

2. Regularly Scheduled Athletic Events:

a. Regular season games for baseball, basketball, football, soccer, etc.

b. Playoffs that are *scheduled* to last more than 10 days would be excluded from consideration as a Special Event. However, if a playoff series, were to be scheduled for a total of 11 days (including travel), then each set of *games* at the opposing teams' home cities will qualify as a separate special event.

c. The Olympics since the total number of days involved exceeds 10 days.

NOTE: The Super Bowl, College Bowl Games (Rose, Orange, etc.) NFL Playoffs, NCAA Basketball Regionals or semi-finals or finals, among others, *would be considered Special* since the participants would not normally be known more than a month in advance.

3. Annual Festivals, Jamborees or Revival Meetings:

a. Cherry Blossom Festival, Mardi Gras, and similar events, since these are normally recurring events on an annual basis.

b. Scout Jamborees, etc., since these are also recurring annual events.

4. Religious Pilgrimages:

The shrines which these persons visit can be visited at any time. In addition, there are usually no specific activities associated with such tours other than, for example, general prayer sessions.

[FR Doc.75-21143 Filed 8-13-75;8:45 am]

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[Regulation OR-98, Amdt. 23]

## PART 389—FEES AND CHARGES FOR SPECIAL SERVICES ONE-STOP-INCLUSIVE TOUR CHARTERS

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., August 7, 1975.

By Notice of Proposed Rule Making EDR-281/SPDR-38, ODR-9,[1] the Board proposed, inter alia, certain amendments to Part 389. For the reasons set forth in SPR-85 (Part 378a), published contemporaneously herewith, the Board hereby amends Part 389 of the Special Regulations (14 CFR Part 389), effective September 13, 1975, as follows:

[a] Appendices 1 through 7 filed as a part of the original document.

[1] Dated October 30, 1974 (Docket 27135).

Amend § 389.25 by revising paragraphs (h) and (j) and by adding a new paragraph (m) to read as follows:

§ 389.25 Schedule of filing and license fees.

• • • • •

(h) *Exemptions from section 401, waivers of Parts 207, 208, 372, 372a, 373, 378 and 378a, and special operating authorizations.* The filing fee for an application: (1) for an exemption under section 416(b) or section 101(3) of the Act from the provisions of section 401 of the Act (except an application dealing with a specific number of charters) or (2) for a waiver of Parts 207, 208, 372, 372a, 373, 378 or 378a (except an application dealing with a specific number of charters); or (3) for a special operating authorization under section 417 of the Act, is $300.

• • • • •

(j) *Exemptions or waivers for the performance of a specific number of charters.* The filing fee for an exemption under section 416(b) or section 101(3) of the Act from the provisions of section 401 of the Act, or a request for a waiver of Parts 207, 208, 372, 372a, 373, 378, or 378a, for the performance of a specific number of charters (one-way or round-trip) is $100 plus $10 for each charter (one-way or round-trip) described, subject to a maximum fee of $300.

• • • • •

(m) *One-stop-inclusive tour charter prospectus and special event charter statement of authorization.* The filing fee for each tour prospectus filed pursuant to § 378a.28 and/or each request for a Statement of Authorization pursuant to § 378a.106 of this chapter, is $50.

(Sec. 204(a) of the Federal Aviation Act, as amended, 72 Stat. 743; 49 U.S.C. 1324)

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND, *Secretary.*

[FR Doc.75-21148 Filed 8-13-75;8:45 am]

## Title 8—Aliens and Nationality

### CHAPTER I—IMMIGRATION AND NATURALIZATION SERVICE, DEPARTMENT OF JUSTICE

### PART 211—DOCUMENTARY REQUIREMENTS: IMMIGRANTS; WAIVERS

#### Alien Commuters

Reference is made to the notice of proposed rule making which was published in the FEDERAL REGISTER of March 28, 1975 (40 FR 14090) pursuant to section 553 of Title 5 of the United States Code (80 Stat. 383) and in which there were set forth the proposed amendments to Part 211 of Chapter I of Title 8 of the Code of Federal Regulations pertaining to alien commuters.

The representations which were received concerning the proposed rules of March 28, 1975 have been considered. For the purpose of clarity, proposed § 211.6(d) is amended in the following respect: the words "Form I–151 shall not be acceptable in lieu of an immigrant visa or reentry permit when presented by an alien commuter" are substituted in lieu of the words "Form I–151 shall be invalid when presented in lieu of an immigrant visa or reentry permit by an alien commuter". The amendment makes it clear that Form I–151 is not useable when the alien is reentering the United States to accept employment at a place prescribed by the Secretary of Labor or to continue employment which commenced subsequent to the proscription; however, Form I–151 would remain valid and could be accepted for reentry if the alien, after having been advised of the labor dispute rule, satisfied the immigration officer that the employment would be at a place which is not proscribed. Further, Form I–151, while unacceptable as an entry document during the time of the proscribed labor dispute, would be acceptable after termination of the dispute.

The proposed rules, as amended and as set forth below, are hereby adopted:

1. In Part 211, § 211.1(b)(1) is amended by deleting the existing last sentence thereof. As amended, § 211.1(b)(1) reads as follows:

§ 211.1 Visas. —

• • • • •

(b) *Aliens returning to an unrelinquished lawful permanent residence—*(1) *Form I–151, Alien Registration Receipt Card.* In lieu of an immigrant visa, an immigrant alien returning to an unrelinquished lawful permanent residence in the United States after a temporary absence abroad not exceeding one year may present Form I–151, Alien Registration Receipt Card, duly issued to him, provided that during such absence he did not travel to, in, or through any of the following places: Cuba and Communist portions of Korea or Viet-Nam, and, except for children who have not attained the age of 16 at the time they apply for admission into the United States, Albania, Bulgaria, Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, Outer Mongolia, People's Republic of China, Poland, Romania, the Soviet Zone of Germany ("German Democratic Republic"), the Union of Soviet Socialist Republics, or Yugoslavia. The foregoing restrictions shall not apply when the alien has passed in direct and continuous transit through the Soviet Zone of Germany to Berlin from West Germany by automobile, rail, or plane and returned to West Germany; or when the alien has passed in direct and continuous transit through Yugoslavia to or from Austria, Greece, or Italy. An alien regularly serving as a crewman in any capacity required for normal operations and services aboard an aircraft or vessel of American registry who is returning to an unrelinquished lawful permanent residence in the United States after a temporary absence abroad not exceeding one year may, in lieu of an immigrant visa, present Form I–151, duly issued to him, notwithstanding travel to, in, or through any of the restricted places named in this subparagraph pursuant to his employment as a crewman. An alien who proceeded abroad temporarily without a reentry permit and in whose case subsequent to his departure from the United States the Department of State has approved travel to, in, or through Cuba, or Communist portions of Korea or Viet-Nam, may, in lieu of an immigrant visa or reentry permit, present Form I–151 together with the letter from the Department of State approving his travel to, in, or through the place or places named in the letter, if he is returning to an unrelinquished lawful permanent residence in the United States after a temporary absence abroad not exceeding 1 year. An alien who proceeded abroad temporarily without a reentry permit and in whose case subsequent to his departure from and prior to his return to the United States the Service has approved travel to, in, or through any of the other place or places named in this subparagraph for which Form I–151 is not valid may, in lieu of an immigrant visa or reentry permit, present Form I-151 together with the letter from an officer of the Service approving his travel to, in, or through the place or places named in the letter, if he is returning to an unrelinquished lawful permanent residence in the United States after a temporary absence abroad not exceeding one year. When returning to an unrelinquished lawful permanent residence in the United States after a temporary absence abroad, a spouse or child of a member of the Armed Forces of the United States or of a civilian employee of the United States Government stationed foreign pursuant to official orders may, in lieu of an immigrant visa, present Form I–151, provided such spouse or child resided abroad while such member of the Armed Forces or such civilian employee was on overseas duty and is preceding or accompanying the member or employee, or is following to join the member or employee in the United States within 4 months of the member's or employee's return, and during the temporary absence did not travel to, in, or through any of the restricted places named in this subparagraph, except those named places concerning which the restrictions do not apply when an alien has passed in direct and continuous transit through such areas.

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2. In Part 211, a new § 211.6 is added to read as follows:

§ 211.6 Alien commuters.

(a) *General.* Notwithstanding any other provision of this part, an alien lawfully admitted for permanent residence may commence or continue to reside in foreign contiguous territory and commute as a special immigrant defined in section 101(a)(27)(B) of the Act to his place of employment in the United States to engage in daily or seasonal work which, on the whole, is regular and stable: *Provided,* That at the time of each reentry he presents a valid Form I–151 in lieu of an immigrant visa and passport. An alien commuter engaged in seasonal work would be presumed to have taken up residence in the United States if he is present in this country for more than six months, in the aggregate, during any continuous 12-month period. An alien commuter's address report under section 265 of the Act must show his actual residence address even though it is not in the United States.

(b) *Loss of commuter status.* An alien commuter who has been out of regular employment in the United States for a continuous period of six months shall be deemed to have lost his status as an alien lawfully admitted for permanent residence, notwithstanding temporary entries in the interim for other than employment purposes, unless his employment in the United States was interrupted for reasons beyond his control other than lack of a job opportunity. Upon loss of status, Form I–151 shall become invalid and shall be surrendered to an immigration officer.

(c) *Eligibility for benefits under the immigration and nationality laws.* Until he has taken up residence in the United States, an alien commuter cannot satisfy the residence requirements of the naturalization laws and cannot qualify for any benefits under the immigration laws on his own behalf or on behalf of his relatives other than as specified in paragraph (a). When an alien commuter takes up residence in the United States, he shall no longer be regarded as a commuter. He may facilitate proof of having taken up such residence by notifying the Service as soon as possible, preferably at the time of his first reentry for that purpose. Application for issuance of a new alien registration receipt card to show that he has taken up residence in the United States shall be made on Form I–90.

(d) *Labor disputes.* When the Secretary of Labor determines and announces that a labor dispute involving a work stoppage or layoff of employees is in progress at a named place of employment, Form I–151 shall not be acceptable in lieu of an immigrant visa or reentry permit when presented by an alien commuter who has departed for and seeks reentry from any foreign place and who, prior to his departure or during his temporary absence abroad has in any manner entered into an arrangement to return to the United States for the primary purpose, or seeks reentry with the intention of accepting employment at the place where the Secretary of Labor has determined that a labor dispute exists, or of continuing employment which commenced at such place subsequent to the date of the Secretary of Labor's determination.

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

The basis and purpose of the above prescribed rules are to incorporate into the regulations a new section devoted exclusively to alien commuters.

*Effective date.* The amendments contained in this order shall become effective September 15, 1975.

Dated: August 11, 1975.

L. F. CHAPMAN, *Commissioner of Immigration and Naturalization.*

[FR Doc.75-21283 Filed 8-13-75;8:45 am]





## Title 15—Commerce and Foreign Trade

### CHAPTER XII—UNITED STATES TRAVEL SERVICE, DEPARTMENT OF COMMERCE

### PART 1202—OFFICIAL U.S. GOVERNMENT RECOGNITION OF AND PARTICIPATION IN INTERNATIONAL EXPOSITIONS HELD IN THE UNITED STATES

On June 3, 1975, there was published in the FEDERAL REGISTER (40 FR 23875) a notice that the Department of Commerce proposed to amend its regulations implementing the Secretary of Commerce's responsibilities under Public Law 91–269, which establishes an orderly procedure for Federal Government recognition of, and participation in, international expositions held in the United States.

Interested persons were given 30 days to file written views or comments. Only one comment was received in response to the notice. The comment expressed concern with § 1202.3(d)(4), *Exhibit No. 4*, which requires that an applicant must submit, as part of the exhibits to be reviewed, an organization chart of the exposition management structure (actual or proposed) of the applicant, including description of the functions, duties and responsibilities of each official position along with bibliographic material on principal officers, if available. The comment expressed the view that exposition management requires a high degree of professionalism in many fields, and that accordingly, bibliographic material submitted should specifically include, for individual members of the management group, professional experience in such fields as architecture, industrial design, engineering, labor relations, concession management, interpretative theme planning, exhibit development, etc. We agree with the substance of the comment, and, accordingly, have modified § 1202.3(d)(4) to incorporate this suggestion.

The comment also expressed the view that, with respect to § 1202.4(b)(3) which provides that, if necessary, a panel of tourism industry experts may be appointed to review competing applications in terms of their qualifications as tourism destination sites, the suggested panel is too heavily oriented toward tourism interests, and that a wider range of participation should be considered. We have not modified § 1202.4(b)(3) to incorporate this comment since the purpose of such panel is specifically aimed at providing guidance, when needed, with respect to the touristic qualifications of proposed exposition sites.

Accordingly, with the above modification, the proposed rules are adopted as set forth below. In addition, these regulations supersede the regulations governing United States Government procedures applicable to potential sponsors of international expositions held in the United States formerly found in Part 667 of Chapter VI of Title 15 (15 C.F.R. 667 of the Code of Federal Regulations)[1], which are hereby transferred to Chapter XII of Title 15 of the Code of Federal Regulations, and redesignated as Part 1202, as amended. This transfer is necessary to effectuate the redelegation of authority under P.L. 91–269 from the Assistant Secretary of Commerce for Domestic and International Business to the Assistant Secretary of Commerce for Tourism which became effective on March 14, 1974, pursuant to Department of Commerce Order 10–7. The regulations are to be effective on August 15, 1975.

A new Part 1202 is added to 15 CFR Chapter XII as follows:

Sec.
1202.1 Background and purpose.
1202.2 Definitions.
1202.3 Application for Federal recognition.
1202.4 Action on application.
1202.5 Report of the Secretary on Federal recognition.
1202.6 Recognition by the President.
1202.7 Statement for Federal participation.
1202.8 Proposed plan for Federal participation.
1202.9 Report of the Secretary on Federal participation.
1202.10 Approval by the President of Federal participation. [Reserved]

AUTHORITY: Pub. L. 91–269 (84 Stat. 271, 22 U.S.C. 2801 et seq.).

§ 1202.1 Background and purpose.

The regulations in this part are issued under the authority of Public Law 91–269 (84 Stat. 271, 22 U.S.C. 2801 et seq.) which establishes an orderly procedure for Federal Government recognition of, and participation in, international expositions to be held in the United States. The Act provides, inter alia, that Federal recognition of an exposition is to be granted upon a finding by the President that such recognition will be in the national interest. In making this finding, the President is directed to consider, among other factors, a report from the Secretary of Commerce as to the purposes and reasons for an exposition and the extent of financial and other support to be provided by the State and local officials and business and community leaders where the exposition is to be held, and a report by the Secretary of State to determine whether the exposition is qualified for registration under Bureau of International Expositions (BIE) rules. The BIE is an international organization established by the Paris Convention

[1] Removed at 39 FR 13763, April 17, 1975.

of 1928 (T.I.A.S. 6548 as amended by T.I.A.S. 6549) to regulate the conduct and scheduling of international expositions in which foreign nations are officially invited to participate. The BIE divides international expositions into different categories and types and requires each member nation to observe specified minimum time intervals in scheduling each of these categories and types of expositions.[1] Under BIE rules, member nations may not ordinarily participate in an international exposition unless such exposition has been approved by the BIE. The United States became a member of the BIE on April 30, 1968, upon ratification of the Paris Convention by the U.S. Senate (114 Cong. Rec. 11012).

Federal participation in a recognized international exposition requires a specific authorization by the Congress, upon a finding by the President that such participation would be in the national interest. The Act provides for the transmission to Congress of a participation proposal by the President. This proposal transmits to the Congress information regarding the exposition, including a statement that it has been registered by the BIE and a plan for Federal participation prepared by the Secretary of Commerce in cooperation with other interested Federal departments and agencies.

**§ 1202.2 Definitions.**

For the purpose of this Part, except where the context requires otherwise:

(a) "Act" means Public Law 91–269.

(b) "Secretary" means the Secretary of Commerce.

(c) "Commissioner General" means the person appointed to act as the senior Federal official for the exposition as required by BIE rules and regulations.

(d) "Director" means the Director of the Office of Expositions and Special Projects, United States Travel Service, Department of Commerce, Washington, D.C. 20230.

(e) "Applicant" means a State, County, municipality, a political subdivision of the foregoing, private non-profit or not-for-profit organizations, or individuals filing an application with the Director seeking Federal recognition of an international exposition to be held in the United States.

(f) "State" means one of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

(g) "Exposition" means an international exposition proposed to be held in the United States for which an application has been filed with the Director seeking Federal recognition under the Act; which proposes to invite more than one foreign country to participate; and, which would exceed three weeks in duration. Any event under three weeks in duration is not considered an international exposition under BIE rules.

**§ 1202.3 Applications for Federal recognition.**

(a) Applications for Federal recognition of an exposition shall be filed with, and all official communications in connection therewith addressed to, the Director, Office of Expositions and Special Projects, United States Travel Service, Department of Commerce, Washington, D.C. 20230.

(b) Every application, exhibit, or enclosure, except where specifically waived by the Director, shall be in quadruplicate, duly authenticated and referenced.

(c) Every application shall be in letter form and shall contain the date, address, and official designation of the applicant and shall be signed by an authorized officer or individual.

(d) Every application, except where specifically waived by the Director, shall be accompanied by the following exhibits:

1. *Exhibit No. 1.* A study setting forth in detail the purpose for the exposition, including any historical, geographic, or other significant event of the host city, State, or region related to the exposition.

2. *Exhibit No. 2.* An exposition plan setting forth in detail (i) the theme of the exposition and the "storyline" around which the entire exposition is to be developed; (ii) whatever preliminary architectural and design plans are available on the physical layout of the site plus existing and projected structures; (iii) the type of participation proposed in the exposition (e.g., foreign and domestic exhibits); (iv) cultural, sports, and special events planned; (v) the proposed BIE category of the event and evidence of its conformity to the regulations of the BIE (a copy of these regulations can be obtained from the Director upon request); (vi) the proposed steps that will be taken to protect foreign exhibitors under the BIE model rules and regulations and (vii) in writing commit its organization to the completion of the exposition.

3. *Exhibit No. 3.* Documentary evidence of State, regional and local support (e.g., letters to the applicant from business and civic leadership of the region, pledging assistance and/or financing; State and/or municipal resolutions, acts, or appropriations; referendums on bond issues, and others).

4. *Exhibit No. 4.* An organization chart of the exposition management structure (actual or proposed) of the applicant, including description of the functions, duties and responsibilities of each official position along with bibliographic material, including any professional experience in the fields of architecture, industrial design, engineering, labor relations, concession management, interpretative theme planning, exhibit development, etc., on principal officers, if available. (The principal officials should also be prepared to submit subsequent individual statements under oath of their respective financial holdings and other interests.)

5. *Exhibit No. 5.* A statement setting forth in detail (i) the availability of visitor services in existence or projected to accommodate tourists at the exposition (e.g., number of hotel and motel units, number and type of restaurants, health facilities, etc.); (ii) evidence of adequate transportation facilities and accessibility of the host city to large groups of national and international visitors (e.g., number and schedule of airlines, bus lines, railroads, and truck lines serving the host city); and (iii) plans to promote the exposition as a major national and international tourist destination.

6. *Exhibit No. 6.* A statement setting forth in detail the applicant's plans for acquiring title to, or the right to occupy and use real property, other than that owned by the applicant or by the United States, essential for implementing the project or projects covered by the application. If the applicant, at the time of filing the application, has acquired title to the real property, he should submit a certified copy of the deed(s). If the applicant, at the time of filing the application, has by easement, lease, franchise, or otherwise acquired the right to occupy and use real property owned by others, he should submit a certified copy of the appropriate legal instrument(s) evidencing this right.

7. *Exhibit No. 7.* A statement of the latest-prevailing hourly wage rates for construction workers in the host city (e.g., carpenters, cement masons, sheet metal workers, etc.).

8. *Exhibit No. 8.* Information on attitudes of labor leaders as to "no strike" agreements during the development and operation of the exposition. Actual "no strike" pledges are desirable.

9. *Exhibit No. 9.* A detailed study conducted and certified by a nationally recognized firm(s) in the field of economics, accounting, management, etc., setting forth (i) proposed capital investment cost; cash flow projections; and sources of financing available to meet these costs, including but not limited to funds from State and municipal financing, general obligation and/or general revenue bond issues, and other public or private sources of front-end capital; (ii) assurances that the "guaranteed financing" is or will be available in accordance with Section 2(a)(1)(b) of Public Law 91–269; (iii) the projected expenses for managing the exposition; (iv) projected operational revenues broken down to include admissions, space rental, concessions, service fees and miscellaneous income; and (v) cost-benefit projections. These should be accompanied by a statement of the firm that the needed cash flow, sources of funding, and revenue projections are realistic and attainable.

10. *Exhibit No. 10.* A description of the exposition implementation time schedule and the management control system to be utilized to implement the time schedule (e.g., PERT, CPM, etc.).

11. *Exhibit No. 11.* A statement setting forth in detail the public relations, publicity and other promotional plans of the applicant. For example, the statement could include: (i) an outline of the public relations/publicity program broken down by percentage allocations among the various media; (ii) a public relations/publicity program budget with the various calendar target dates for completion of phases prior to the opening, the opening and post-opening of the exposition; and (iii) protocol plans for U.S. and foreign dignitaries, as well as for special ceremonies and events and how these plans are to be financed.

12. *Exhibit No. 12.* A study setting forth in detail the benefits to be derived from the exposition and residual use plans. For example, the study might include: (i) extent of immediate economic benefits for the city/region/nation in proportion to total investment in the exposition; (ii) extent of long range economic benefits for the city/region/nation in proportion to total investment in the exposition; and (iii) extent of intangible (social, psychological, "good will") benefits accruing to the city/region/nation including the solution or amelioration of any national/local problems.

13. *Exhibit No. 13.* A statement committing the applicant to develop and complete an environmental impact statement which complies with Section 102(2)(c) of the National Environmental Policy Act of 1969 (83 Stat. 852; 42 U.S.C. 4331). Sample copies of environmental impact statements may be obtained from the Director. Prior to the Director's submitting a report to the Secretary containing his findings on the application for Federal recognition pursuant to § 1202.4, the applicant must have completed the required Environmental Impact Statement (EIS), in a form acceptable to the Department of Commerce.

14. *Exhibit No. 14.* A detailed set of general and special rules and regulations governing the exposition and participation in it, which, if Federal recognition is obtained, can be used by the Federal Government in seeking BIE registration.

15. *Exhibit No. 15.* A statement from the applicant agreeing to accept a U.S. Commissioner General, appointed by the President. He will be recognized as the senior Federal official and titular head of the exposition, final arbiter in disputes with exhibitors, and the official contact with foreign governments. The applicant should also agree to furnish the Commissioner General and his staff with suitable facilities in the host community during the development and operation of the exposition.

**§ 1202.4 Action on application.**

(a) Upon receipt of an application, the Director will analyze the application and all accompanying exhibits to insure compliance with the provisions of § 1202.3 and report his findings with respect thereto to the Secretary.

(b) If more than one applicant applies for Federal recognition for expositions to be held within three years or less of each other, the applications will be reviewed concurrently by the Director. The following standards will be considered in determining which if any of the competing applicants will be recommended for Federal recognition:

(1) The order of receipt of the applications by the Director, complete with all exhibits required by § 1202.3.

(2) The financial plans of the applications. Primary consideration will be given to those applications which do not require Federal financing for exposition development. This does not extend to funding for a Federal pavilion, if one is desired.

(3) The relative merit of the applications in terms of their qualifications as tourism destination sites, both with respect to existing facilities and those facilities planned for the proposed exposition. If necessary, to assist in making this determination, the Director will appoint a panel of travel industry experts representing tour developers, the transportation, entertainment and hotel/motel industries for the purpose of studying the competing applications and reporting to the Director its views as to which proposed site best meets the above criteria. If such a panel is deemed necessary, the provisions of the Federal Advisory Committee Act (86 Stat. 770, 5 U.S.C. App I) will be applicable.

(c) In analyzing the applications, the Director may hold public hearings with the objective of clarifying issues that might be raised by the application. If desired, the Director may utilize the services of an examiner.

(d) If the Director, in his discretion, decides to hold a public hearing, notice of such hearing shall be published in the FEDERAL REGISTER, and a copy of the notice shall be furnished to local newspapers. The notice shall state the subject to be considered and when and where the hearing will be held, specifically designating the date, hour, and place.

(e) The following general procedure shall govern the conduct of public hearings: (1) Stenographic minutes of the proceedings shall be made; (2) the names and addresses of all parties present or represented at the hearing shall be recorded; and (3) the Director or Examiner shall read aloud for the record and for the benefit of the public such parts of the Act and of these regulations as bear on the application. He shall also read aloud for the record and for the benefit of the public such other important papers, or extracts therefrom, as may be necessary for a full understanding of the issues which require clarification. The Director or Examiner shall impress upon the parties in attendance at the public hearing, and shall specifically state at the commencement of the hearing, that the hearing is not adversary in nature and that the sole objective thereof is to clarify issues that might have been raised by the application.

(f) Statements of interested parties may be presented orally at the hearing, or submitted in writing for the record.

(g) Within six months after receipt of a fully completed application and/or the adjournment of the public hearing, the Director shall submit his report containing his findings on the application to the Secretary.

**§ 1202.5 Report of the Secretary on Federal recognition.**

If the Director's report recommends Federal recognition, the Secretary, within a reasonable time, shall submit a report to the President.

(a) The Secretary's report shall include: (1) An evaluation of the purposes and reasons for the exposition; and (2) a determination as to whether guaranteed financial and other support has been secured by the exposition from affected State and local governments and from business and civic leaders of the region and others in amounts sufficient to assure the successful development and progress of the exposition.

(b) Based on information from, and coordination with the Department of Commerce the Secretary of State shall also file a report with the President that the exposition qualifies for recognition by the BIE.

**§ 1202.6 Recognition by the President.**

If the President concurs in the favorable reports from the Secretaries of State and Commerce, he may grant Federal recognition to the exposition by indicating his concurrence to the two Secretaries and authorizing them to seek BIE registration.

**§ 1202.7 Statement for Federal participation.**

If Federal participation in the exposition, as well as Federal recognition thereof is desired, the applicant shall in a statement to the Director outline the nature of the Federal participation envisioned, including whether construction of a Federal pavilion is contemplated. (It should be noted, however, that before Federal participation can be authorized by the Congress under the Act, the exposition must have (i) met the criteria for Federal recognition and be so recognized, and (ii) been registered by the BIE. Although applicants need not submit such a statement until these prerequisites are satisfied, they are encouraged to do so.) Where the desired Federal participation includes a request for construction of a Federal pavilion, the statement shall be accompanied by the following exhibits:

1. *Exhibit No. 1.* A survey drawing of the proposed Federal pavilion site, showing its area and boundaries, its grade elevations, and surface and subsoil conditions.

2. *Exhibit No. 2.* Evidence of resolutions, statutes, opinions, etc., as to the applicant's ability to convey by deed the real property comprising the proposed Federal pavilion site in fee-simple and free of liens and encumbrances to the Federal Government. The only consideration on the part of the Government for the conveyance of the property shall be the Government's commitment to participate in the exposition.

3. *Exhibit No. 3.* A certified copy of the building code which would be applicable should a pavilion be constructed.

4. *Exhibit No. 4.* An engineering drawing showing the accessibility of the proposed pavilion site to utilities (e.g., sewerage, water, gas, electricity, etc.).

[1] The BIE defines a General Exposition of the First Category as an exposition dealing with progress achieved in a particular field applying to several branches of human activity at which the invited countries are obligated to construct national pavilions. A General Exposition of the Second Category is a similar exposition at which invited countries are not authorized to construct national pavilions, but occupy space provided by the exposition sponsors. Special Category Expositions are those dealing only with one particular technique, raw material, or basic need.

The BIE frequency rules require that an interval of 15 years must elapse between General Expositions of the First Category held in one country. General Expositions of the Second Category require an interval of 10 years. An interval of 5 years must ordinarily elapse between Special Category Expositions of the same kind in one country or three months between Special Category Expositions of different kinds. These frequency intervals are computed from the date of the opening of the exposition.

More detailed BIE classification criteria and regulations are contained in the Paris Convention of 1928, as amended in 1948 and 1966. Applicants not having a copy of the text of this convention may obtain one by writing the Director. (The Convention may soon be amended by a Protocol which has been approved by the BIE and ratified by the United States. This amendment would increase authorized frequencies or intervals for BIE approved expositions.)

5. *Exhibit No. 5.* A statement setting forth the security and maintenance arrangements which the applicant would undertake (and an estimate of their cost) while a pavilion is under construction.

6. *Exhibit No. 6.* A study pursuant to Executive Order 11296 of August 10, 1966, entitled "Evaluation of flood hazard in locating Federally owned or financed buildings, roads and other facilities and in disposing of Federal land and properties."

**§ 1202.8 Proposed plan for Federal participation.**

(a) Upon receipt of the statement, and the exhibits referred to in § 1202.7, the Director shall prepare a proposed plan in cooperation with other interested departments and agencies of the Federal Government for Federal participation in the exposition.

(b) In preparing the proposed plan for Federal participation in the exposition, the Director shall conduct a feasibility study of Federal participation including cost estimates by utilizing the services within the Federal Government, professional consultants and private sources as required and in accordance with applicable laws and regulations.

(c) The Director, in the proposed plan for Federal participation in the exposition, shall determine whether or not a Federal pavilion should be constructed and, if so, whether or not the Government would have need for a permanent structure in the area of the exposition or whether a temporary structure would be more appropriate.

(d) The Director shall seek the advice of the Administrator of the General Services Administration to the extent necessary in carrying out the proposed plan for Federal participation in the exposition.

(e) Upon completion of the proposed plan for Federal participation in the exposition, the Director shall submit the plan to the Secretary.

**§ 1202.9 Report of the Secretary on Federal participation.**

Upon receipt of the Director's proposed plan for Federal participation, the Secretary, within a reasonable time, shall submit a report to the President including: (a) Evidence that the exposition has met the criteria for Federal recognition and has been so recognized; (b) a statement that the exposition has beeen registered by the BIE; and (c) a proposed plan for the Federal participation referred to in § 1202.8.

**§ 1202.10 Approval by the President of Federal participation. [Reserved]**

Dated: July 20, 1975.

DAVID N. PARKEN,
*Acting Assistant Secretary for Tourism.*

[FR Doc.75-21351 Filed 8-13-75;8:45 am]

## Title 16—Commercial Practices

### CHAPTER I—FEDERAL TRADE COMMISSION

[Docket C-2670]

### PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

**Cubco, Inc., et al.**

In FR Doc. 75-16648 appearing at page 27020, in the issue for Thursday, June 26, 1975, on page 27021, in the middle column, ordering paragraph II., beginning with line five the words "States of Alabama, Alaska, Hawaii, Kansas, Mississippi, Missouri, Montana, Nebraska, Nevada, Rhode Island, Texas, Utah, Vermont, Wyoming and the Commonwealth of Puerto Rico and the District of Columbia" should be deleted and the words "Commonwealth of Puerto Rico, the District of Columbia and in those states which now, or at any time in the future, do not permit fair trade contracts" should be substituted therefor.

CHARLES A. TOBIN,
*Secretary.*

[FR Doc.75-21327 Filed 8-13-75;8:45 am]

## Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER D—DRUGS FOR HUMAN USE

[Docket No. 75N-0145]

### PART 310—NEW DRUGS

**Methadone Maintenance of Pregnant Addicts**

The Commissioner of Food and Drugs is amending the methadone regulations to provide for the maintenance treatment of all pregnant addicts regardless of age or prior addiction history, who are otherwise eligible for treatment, provided the Medical Director certifies the pregnancy and, in his judgment, such treatment is medically justified. This amendment is based on recent evidence that detoxification of a pregnant woman, especially in the last trimester of pregnancy, can be hazardous to the infant she bears.

In a notice of proposed rule making, published in the FEDERAL REGISTER of October 23, 1974 (39 FR 37649), the Commissioner proposed that Part 310 be amended in § 310.505 Conditions for use of methadone (21 CFR 310.505) by revising paragraph (d) (3) (iii) and by revising item VI C. in Form FD-2632 of paragraph (k) (1) and item III C. in Form FD-2633 of paragraph (k) (2), to read as follows:

**§ 310.505 Conditions for use of methadone.**

* * * * * *

(d) * * *

(3) * * *

(iii) *Exceptions to physiologic addiction standards and special age limitations; justification.* An exception to the requirement for documented evidence and history of current physiologic dependence on heroin or other morphine-like drugs set forth in paragraph (d) (3) (ii) of this section or to the age limitations set forth in paragraph (d) (3) (iv) of this section will be allowed under the following exceptional circumstances. Justification for any of the exceptions shall be noted in the patient's record.

In the proposed regulation, the two circumstances, set forth in § 310.505(d) (3) (iii), as well as in § 310.505(k) (1) and (2), granting exceptions to the requirement for documented evidence and history of current physiologic dependence on heroin were indicated as "examples" of circumstances justifying exception to the physiologic addiction standards. Since these two circumstances are the only exceptions to the physiologic addiction standards that are provided for by this regulation, they are no longer referred to as "examples." This change does not preclude a program from submitting a request for an additional exception, along with the rationale for such an exemption, to the Division of Methadone Monitoring pursuant to the provisions of § 310.505(d) (12).

In the preamble to the proposal the Commissioner concluded that, pending final action on the proposal, it would be in the public interest to implement the new policy and permit maintenance treatment of pregnant women with methadone. This interim action was taken to protect the health and safety of pregnant methadone patients and their near-term and newborn children. In view of the public interest, and the fact that no comments were received on the proposal, this amendment, which relieves a previous restriction, will be effective August 14, 1975.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 505, 701 (a), 52 Stat. 1052-1053, as amended, 1055 (21 U.S.C. 355, 371(a))); the Public Health Service Act (sec. 303(a), 70 Stat. 929, as amended (42 U.S.C. 242a(a))); the Comprehensive Drug Abuse Prevention and Control Act of 1970 (sec. 4, 84 Stat. 1241 (42 U.S.C. 257a)), and under authority delegated to the Commissioner (21 CFR 5.1), Part 310 is amended in § 310.505 by revising paragraph (d) (3) (iii) and by revising item VI C. in Form FD-2632 of paragraph (k) (1) and item III C. in Form FD-2633 of paragraph (k) (2), to read as follows:

**§ 310.505 Conditions for use of methadone.**

* * * * * *

(d) * * *

(3) * * *

(iii) *Exceptions to physiologic addiction standards and special age limitations; justification.* An exception to the requirement for documented evidence and history of current physiologic dependence on heroin or other morphine-like drugs at least 2 years prior to admission to the institution, or (2) pregnant patients, regardless of age or prior addiction history, but otherwise eligible for maintenance treatment, may be placed on a maintenance regimen if the Medical Director certifies the pregnancy and, in his judgment, such treatment is medically justified. Within 6 weeks after the termination of the pregnancy, the physician shall enter an evaluation of the patient's treatment state into the patient's records indicating whether the patient should remain in a maintenance program or be detoxified. Justification for any such exception shall be noted on the patient's record.

* * * * * *

(k) *Program forms*—(1) *Treatment Program Application.*

* * * * * *

Form FD-2632. Application for Approval of Use of Methadone in a Treatment Program.

* * * * * *

VI. * * *

C. An exception to the requirement for evidence of current physiologic dependence on narcotic drugs or to the age limitation will be allowed under the following exceptional circumstances: (1) Methadone treatment may be initiated prior to or within 1 week of release from a stay of 1 month or longer in a penal or chronic care institution if an individual has a predetention history of dependence upon heroin or other morphine-like drugs at least 2 years prior to admission to the institution, or (2) pregnant patients, regardless of age or prior addiction history, but otherwise eligible for maintenance treatment, may be placed on a maintenance regimen if the Medical Director certifies the pregnancy and, in his judgment, such treatment is medically justified. Within 6 weeks after termination of the pregnancy, the physician shall enter an evaluation of the patient's treatment state into the patient's records indicating whether she should remain in a maintenance program or be detoxified.

* * * * * *

(k) *Program forms*—(1) *Treatment Program Application.*

* * * * * *

Form FD-2632. Application for Approval of Use of Methadone in a Treatment Program.

* * * * * *

VI. * * *

C. An exception to the requirement for evidence of current physiologic dependence on narcotic drugs or to the age limitation will be allowed under the following exceptional circumstances: (1) Methadone treatment may be initiated prior to or within 1 week of release from a stay of 1 month or longer in a penal or chronic care institution if an individual has a predetention history of dependence upon heroin or other morphine-like drugs at least 2 years prior to admission to the institution, or (2) pregnant patients, regardless of age or prior addiction history, but otherwise eligible for maintenance treatment, may be placed on a maintenance regimen if the Medical Director certifies the pregnancy and, in his judgment, such treatment is medically justified. Within 6 weeks after the termination of the pregnancy, the physician shall enter an evaluation of the patient's treatment state into the patient's records indicating whether the patient should remain in a maintenance program or be detoxified. Justification for any such exception shall be noted on the patient's record.

* * * * * *

(2) *Medical Responsibility Statement.*

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Form FD-2633. Medical Responsibility Statement for Use of Methadone in a Treatment Program.

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III. * * *

C. An exception to the requirement for evidence of current physiologic dependence on narcotic drugs or to the age limitations will be allowed under the following exceptional circumstances: (1) Methadone treatment may be initiated prior to or within 1 week of release from a stay of 1 month or longer in a penal or chronic care institution if an individual has a predetention history of dependence upon heroin or other morphine-like drugs at least 2 years prior to admission to the institution, or (2) pregnant patients, regardless of age or prior addiction history, but otherwise eligible for maintenance treatment, may be placed on a maintenance regimen if the Medical Director certifies the pregnancy and, in his judgment, such treatment is medically justified. Within 6 weeks after the termination of the pregnancy, the physician shall enter an evaluation of the patient's treatment state into the patient's records indicating whether the patient should remain in a maintenance program or be detoxified. Justification for any such exception shall be noted on the patient's record.

* * * * * *

*Effective date.* Since this order relieves a previous restriction and is in the public interest as stated in the preamble to this order, it shall be effective August 14, 1975.

(Secs. 505, 701(a), Pub. L. 717, 52 Stat. 1052-1053, as amended, 1055 (21 U.S.C. 355, 371 (a)); sec. 303(a), Pub. L. 410, 70 Stat. 929, as amended (42 U.S.C. 242a(a)); sec. 4, Pub. L. 91-513, 84 Stat. 1241 (42 U.S.C. 257a))

Dated: August 7, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21257 Filed 8-13-75;8:45 am]

[Docket No. 75N-0142]

### PART 510—NEW ANIMAL DRUGS

### PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

**Tylosin**

The Commissioner of Food and Drugs has evaluated a new animal drug application (100-556) filed by Springfield Milling Corp., Vigorena Feeds, Springfield, MN 56087, proposing safe and effective use of a tylosin premix for the manufacture of swine feed. The application is approved, effective August 14, 1975.

The Commissioner is amending Parts 510 and 558 (formerly Parts 135 and 135e, prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) to reflect this approval.

In accordance with § 514.11(e) (2) (ii) (21 CFR 514.11(e) (2) (ii)) of the animal drug regulations, a summary of the safety and effectiveness of data and information submitted to support the approval of this application is released publicly. The summary is available for public examination at the office of the Hearing Clerk, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852, Monday through Friday from 9 a.m. to 4 p.m., except on Federal legal holidays.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner (21 CFR 5.1), Parts 510 and 558 are amended as follows:

1. In Part 510 by amending § 510.600 (formerly § 135.501) by adding a new sponsor, alphabetically to paragraph (c) (1) and numerically to paragraph (c) (2) as follows:

**§ 510.600 Names, addresses, and code numbers of sponsors of approved applications.**

* * * * * *

(c) * * *

(1) * * *

| Firm name and address: | *Drug listing No.* |
|---|---|
| * * * * * | |
| Springfield Milling Corp., Vigorena Feeds, Springfield, Minn. 56087 | 035955 |
| * * * * * | |

(2) * * *

| *Drug listing No.* | *Firm name and address* |
|---|---|
| * * * * * | |
| 035955 | Springfield Milling Corp., Vigorena Feeds, Springfield, Minn. 56087. |
| * * * * * | |

2. In Part 558 by adding to § 558.625 (formerly § 135e.10), paragraph (b) (40) as follows:

**§ 558.625 Tylosin.**

* * * * * *

(b) * * *

(40) To 035955: 10 grams per pound, paragraph (f) (1) (vi) (*a*) of this section.

* * * * * *

*Effective date.* This amendment shall become effective August 14, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b (i)))

Dated: August 8, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-21259 Filed 8-13-75;8:45 am]

SUBCHAPTER E—ANIMAL DRUGS, FEEDS, AND RELATED PRODUCTS

[Docket No. 75N-0128]

### PART 510—NEW ANIMAL DRUGS

**Tylosin; Correction**

In FR Doc. 75-17070 appearing at page 27651 in the issue for Tuesday, July 1, 1975, the following change should be made: In the firm and address column of § 510.600(c) (2), "The Rath Racking Co." is changed to read "The Rath Packing Co."

Dated: August 8, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-21258 Filed 8-13-75;8:45 am]

### PART 510—NEW ANIMAL DRUGS

### PART 522—IMPLANTATION OR INJECTABLE DOSAGE FORM NEW ANIMAL DRUGS NOT SUBJECT TO CERTIFICATION

**Sulfadimethoxine Injection**

The Commissioner of Food and Drugs has evaluated a new animal drug appli-

cation (98-569V) filed by Medico Industries, Inc., Elwood, KS 66024, proposing safe and effective use of sulfadimethoxine injection for the treatment of susceptible bacterial infections in dogs. The application is approved, effective August 14, 1975.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i))) and under authority delegated to the Commissioner (21 CFR 2.120), Parts 510 and 522 (formerly Parts 135 and 135b prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) are amended as follows:

1. In Part 510, § 510.600(c) (formerly § 135.501(c)) is amended by adding alphabetically to paragraph (c)(1) and numerically to paragraph (c)(2), a new sponsor as follows:

**§ 510.600 Names, addresses, and code numbers of sponsors of approved applications.**

* * * * *

(c) * * *

(1) * * *

| Firm name and address: | Drug listing No. |
|---|---|
| Medico Industries, Inc., Elkan Estates, P.O. Box 338, Elwood, Kans. 66024 | 015562 |

* * * * *

(2) * * *

| Drug listing No. | Firm name and address |
|---|---|
| 015562 | Medico Industries, Inc., Elkan Estates, P.O. Box 338, Elwood, Kans. 66024. |

* * * * *

2. In Part 522, § 522.2220 (formerly § 135b.15) is amended by revising paragraph (c)(2) as follows:

**§ 522.2220 Sulfadimethoxine injection.**

* * * * *

(c) * * *

(2) *Sponsor.* See No. 011716 in § 510.600(c) of this chapter for use in dogs, cats, and horses; see No. 015562 in § 510.600(c) of this chapter for use in dogs.

* * * * *

*Effective date.* This order shall be effective August 14, 1975.

(Sec. 512(i), 82 Stat. 347 (21 U.S.C. 360b(i)))

Dated: August 8, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-21260 Filed 8-13-75;8:45 am]

## PART 558—NEW ANIMAL DRUGS FOR USE IN ANIMAL FEEDS

### Ronnel

The Commissioner of Food and Drugs has evaluated a new animal drug application (48-956V), filed by the Dow Chemical Co., Midland, MI 48641, proposing safe and effective use of ronnel liquid feed supplement for the control of grubs in beef cattle and nonlactating dairy animals. The application is approved.

The Commissioner is amending Part 558 (formerly Part 135e prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) to reflect the approval as set forth below. This amendment shall become effective August 14, 1975.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(i)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 558 is amended by adding a new section as follows:

**§ 558.526 Ronnel liquid feed supplement.**

(a) *Approvals.* To Sponsor No. 025700 in § 510.600(c) of this chapter, use of a 20 percent liquid premix for the manufacture of a 0.72 percent ronnel liquid feed supplement.

(b) *Assay limits.* Feed supplement 80-120 percent of labeled amount.

(c) *Related tolerances.* See 40 CFR 180.177.

(d) *Conditions of use.* (1) It is used as a 0.72 percent liquid feed supplement for the feed of beef cattle and nonlactating dairy animals for control of grubs.

(2) Both the 7 and 14-day feeding programs require 1.75 pounds of 0.72 percent ronnel liquid feed supplement for each 100 pounds of body weight.

(i) Feed for 7 days, 0.25 pound of 0.72 percent liquid feed supplement added to feed per 100 pounds of body weight per day.

(ii) Feed for 14 days, 0.25 pound of 0.72 percent liquid feed supplement added to feed per 200 pounds of body weight per day.

(3) Must be evenly top-dressed over the grain portion of the ration or over the mixed total ration.

(4) Treat cattle as soon as possible after heel fly activity ceases, and before grubs reach the backs of the animals. Ronnel is not fully effective during the latter stages of grub development, when grubs have reached the backs of animals.

(5) Treat southern area cattle July through September (7 or 14-day treatment). Treat northern area cattle August through October (7-day treatment) or August through December (14-day treatment).

(6) Dairy animals should be treated early in their dry period but only if the dry period occurs between the end of the adult heel fly season and before grubs reach the back of the animal.

(7) Withdraw from dairy animals 10 days before calving. If animals freshen during medication, or if medication has not been withdrawn 10 days prior to freshening, milk must not be used for food for 10 days after the last treatment.

(8) Withdraw 10 days prior to slaughter.

(9) Warning—Ronnel is a cholinesterase inhibitor. Do not use simultaneously or within a few days before or after treatment with or exposure to any cholinesterase inhibiting drugs, pesticides, or chemicals.

(10) Use as sole source of ronnel.

(11) Do not feed animals that are sick, under stress (shipping, dehorning, castration), or that have been weaned within the preceding 3 weeks.

(12) Wash hands with soap and water after handling. This material contains a cholinesterase inhibitor. Treat symptomatically. Atropine is an antidote.

(13) This drug is toxic to fish. Keep out of lakes, streams, and ponds. Do not contaminate water by cleaning of equipment or disposal of wastes. Do not reuse empty container; destroy it by burning or burying in noncroplands away from water supplies.

*Effective date.* This order shall be effective on August 14, 1975.

(Sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(i))

Dated: August 8, 1975.

C. D. VAN HOUWELING,
*Director, Bureau of Veterinary Medicine.*

[FR Doc.75-21261 Filed 8-13-75;8:45 am]

## Title 22—Foreign Relations

## CHAPTER II—AGENCY FOR INTERNATIONAL DEVELOPMENT, DEPARTMENT OF STATE

[A.I.D. Reg. 1]

## PART 201—RULES AND PROCEDURES APPLICABLE TO COMMODITY TRANSACTIONS FINANCED BY A.I.D.

### Modification of A.I.D. Geographic Codes

The Agency for International Development, acting pursuant to authority contained in Section 604(a) of the Foreign Assistance Act of 1961, as amended, has established a list of Free World Countries (A.I.D. Geographic Code 899) and a list of Selected Free World Countries (A.I.D. Geographic Code 941) in order to designate countries which would be eligible as sources of A.I.D.-financed procurement of commodities and services under agreements where procurement from these countries was authorized. These codes were intended to be updated from time to time as additions or deletions became necessary pursuant to established criteria governing inclusion on the list.

This amendment to A.I.D. Regulation 1 modifies both Codes 899 and 941. It deletes Israel from the listing of countries excluded as eligible sources under A.I.D. Geographic Code 941 and thus permits Israel to be an eligible source country for A.I.D.-financed commodities and services under agreements where Code 941 source procurement is authorized. This amendment also adds Saudi Arabia and the Republic of the Congo, Brazzaville, to the listing of countries excluded from eligibility under Code 941. With respect to Code 899, ("Free World") Cambodia and South Vietnam are now excluded from eligibility.

Section 201.11(b)(4) of Part 201 of Chapter II, Title 22 (A.I.D. Regulation 1), in particular, the subsection with the heading Code 941—"Selected Free World", and Code 899—"Free World" is amended to read as follows:

**Code 941—"Selected Free World": Any independent country in the Free World, except Algeria, Andorra, Australia, Austria, Belgium, West Berlin, Canada, Congo (Brazzaville), Cyprus, Denmark, Finland, France, West Germany, Greece, Hong Kong, Iceland, Iraq, Ireland, Italy, Japan, Kuwait, Libya, Liechtenstein, Luxembourg, Malta, Monaco, Netherlands, New Zealand, Norway, Portugal, Qatar, Saudi Arabia, Southern Rhodesia, San Marino, Somali Republic, South Africa, Spain, Sweden, Switzerland, United Arab Emirates, United Kingdom, Vatican City, South Yemen, Yugoslavia, and the cooperating country itself.**

**Code 899—"Free World": Any area or country excluding the cooperating country itself and the following countries: Albania, Bulgaria, Cambodia, China (mainland) and other Chinese Communist-controlled areas, Cuba, Czechoslovakia, Estonia, East Germany, Hungary, North Korea, Latvia, Lithuania, Outer Mongolia, Poland, Romania, North Vietnam, South Vietnam, and the Union of Soviet Socialist Republic (USSR).**

All other portions of § 201.11(b)(4) shall remain in full force and effect.

*Effective date:* This amendment shall become effective on August 14, 1975.

Dated: July 29, 1975.

JOHN E. MURPHY,
*Deputy Administrator.*

[FR Doc.75-21348 Filed 8-13-75;8:45 am]



## Title 7—Agriculture

## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Valencia Orange Reg. 511]

## PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

### Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period August 15-21, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

**§ 908.811 Valencia Orange Regulation 511.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges continued sluggish through last week with some improvement during the first part of this week. Prices f.o.b. averaged $3.26 per carton on a reported sales volume of 564,000 cartons last week compared with an average f.o.b. price of $3.28 per carton and sales of 629,000 cartons a week earlier. Track and rolling supplies at 215 cars were down 41 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committees meeting was held on August 12, 1975.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 15, 1975, through August 21, 1975, are hereby fixed as follows:

(i) District 1: 176,000 cartons;

(ii) District 2: 374,000 cartons;

(iii) District 3: Unlimited movement."

(2) As used in this section, "handled", "District 1", "District 2", "District 3", and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 13, 1975.

D. S. KURYLOSKI,
*Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21589 Filed 8-13-75;11:59 am]

## PART 948—IRISH POTATOES GROWN IN COLORADO

### Expenses and Rate of Assessment

This document authorizes the Colorado Area No. 2 Potato Committee to spend $17,800 for its operations during the fiscal period ending June 30, 1976, and to collect $0.003 per hundredweight on assessable potatoes handled by each first handler to defray such expenses.

The committee is the administrative agency established under Marketing Agreement No. 97 and Order No. 948, both as amended (7 CFR Part 948), regulating the handling of Irish potatoes grown in Colorado. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Notice was published in the July 23 FEDERAL REGISTER (40 FR 30840) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than August 7, 1975. None was received.

After consideration of all relevant matters, including the proposals in the notice, it is found that the following expenses and rate of assessment should be approved.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable potatoes from the beginning of such period.

The regulation follows:

**§ 948.273 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1976, by the Colorado Area No. 2 Potato Committee for its maintenance and functioning, and for such other purposes as the Secretary may determine to be appropriate will amount to $17,800.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be $0.003 per hundredweight or equivalent quantity of assessable potatoes handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 948.78.

(d) Terms used in this section have the same meaning as when used in the marketing agreement and this part.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

Dated: August 11, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21365 Filed 8-13-75;8:45 am]

## PART 948—IRISH POTATOES GROWN IN COLORADO

### Expenses and Rate of Assessment

This document authorizes the Colorado Area No. 3 Potato Committee to spend $1,961 for its operations during the fiscal period ending June 30, 1976, and to collect $0.005 per hundredweight on assessable potatoes handled by each handler to defray such expenses.

The committee is the administrative agency established under Marketing Agreement No. 97 and Order No. 948, both as amended (7 CFR Part 948), regulating the handling of Irish potatoes grown in Colorado. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

Notice was published in the July 24 FEDERAL REGISTER (40 FR 30977) regarding the proposals. It afforded interested persons an opportunity to file written comments not later than August 7, 1975. None was received.

After consideration of all relevant matters, including the proposals in the notice, it is found that the following expenses and rate of assessment should be approved.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable potatoes from the beginning of such period.

The regulation follows:

**§ 948.274 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1976, by the Area No. 3 Committee for its maintenance and functioning, and for such purposes as the Secretary determines to be appropriate will amount to $1,961.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be one-half cent ($0.005) per hundredweight or equivalent quantity of assessable potatoes handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 948.78.

(d) Terms used in this section have the same meaning as when used in the marketing agreement and this part.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

Dated: August 11, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21364 Filed 8-13-75;8:45 am]

## Title 28—Judicial Administration

## CHAPTER I—DEPARTMENT OF JUSTICE

[Antitrust Div. Dir. 7-75]

## PART 50—STATEMENTS OF POLICY

### Procedures for Consideration of Written Comments

This Directive establishes the Antitrust Division's procedures for receipt and consideration of written comments regarding proposed consent decrees submitted under Subsection 2(b) of the Antitrust Procedures and Penalties Act (15 U.S.C. 16(b), Pub. L. 93–528, 88 Stat. 1705, December 21, 1974).

By virtue of the authority vested in me by Subpart H of Part O of Chapter I of Title 28, Code of Federal Regulations, § 50.13 of Part 50 of Chapter I of Title 28, Code of Federal Regulations, is established as follows:

**§ 50.13 Procedures for receipt and consideration of written comments submitted under subsection 2(b) of the Antitrust Procedures and Penalties Act.**

The following procedures shall be followed in receiving and considering written comments relating to proposals for consent judgments in antitrust cases prior to their entry by the Court.

(a) Comments shall be directed to the chief of the litigating section or field office of the Antitrust Division to which the case is assigned.

(b) The response to comments shall be prepared by the trial staff under the immediate supervision of the chief of the section or office to which the case is assigned.

(c) Proposed responses shall be reviewed and approved by the Judgments and Judgment Enforcement Section of the Antitrust Division prior to being issued.

(d) Any response to a comment which brings into serious question the wisdom of a proposed relief provision or raises policy issues not previously considered should be forwarded for review to the Assistant Attorney General for the Antitrust Division through the Office of Operations.

These procedures will take effect on August 4, 1975, and will be applied by the Antitrust Division to any written comments received after that date pursuant to the Antitrust Procedures and Penalties Act.

Dated: August 1, 1975.

THOMAS E. KAUPER,
*Assistant Attorney General.*

[FR Doc.75-20770 Filed 8-13-75;8:45 am]

## Title 45—Public Welfare

## CHAPTER I—OFFICE OF EDUCATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## PART 166—STATE ADULT EDUCATION PROGRAMS

### Miscellaneous Amendments

Regulations for State Adult Education Programs incorporating changes made in the Adult Education Act (20 U.S.C. 1201 et. seq.) by the Education Amendments of 1974, Pub. L. 93–380, were published after notice of proposed rule making and public comment thereon in the FEDERAL REGISTER for April 23, 1975, 40 FR 17950–17960 (Vol. 40, No. 79, Part II).

Pursuant to section 431(d) of the General Education Provisions Act, as amended (20 U.S.C. 1232(d)), the regulations were transmitted to the Congress concurrently with the publication of the regulations in the FEDERAL REGISTER for review by Congress. Staff of the Committee on Education and Labor noted that subpart D of the regulations (Special Experimental Demonstration Projects and Teacher Training) does not expressly make reference to the eligibility of bilingual adult education programs as set forth in section 604 and 607(b) (1) and (2) of Pub. L. 93–380. Such specific reference is now being added.

In addition errors of a clerical or typographical nature are being corrected. The phrase "annual program plan" should be substituted for "State plan" in §§ 166.4 and 166.6 in accordance with section 511 of Pub. L. 93–380. A period is being changed to a comma in §166.12 (and consequently a capital is being changed to a lower case).

Since the changes in § 166.22(a)(1) and (2) closely follow the Act and since the other changes are merely to correct minor clerical or typographical errors, no resubmission for public comment is deemed necessary. The regulations transmitted to Congress on April 17, 1975, and published in the FEDERAL REGISTER on April 23 became effective with the expiration of the forty-five-day period as set forth in section 431(d) of the General Education Provisions Act. It is hoped, however, that all States will make full provision for persons of limited English-speaking ability in their annual program plans.

Specifically, the regulations are amended as follows:

**§ 166.4 [Amended]**

1. Sec. 166.4(b) is amended to substitute the phrase "annual program plan" for "State plan" in the two places where the phrase "State plan" appears.

**§ 166.6 [Amended]**

2. Sec. 166.6 is amended to substitute the phrase "annual program plan" for "State plan."

**§ 166.12 [Amended]**

3. Sec. 166.12(e) is amended so that the period (.) between the two sentences is changed to a comma (,) and changing the capital B to lower case.

**§ 166.22 [Amended]**

4. Sec. 166.22(a)(1) is amended to add the phrase "including methods of educating persons of limited English-speaking ability", after the word "methods."

5. Sec. 166.22(a)(2) is amended to add the phrase ", including education for persons of limited English-speaking ability", after the phrase "adult education."

**§ 166.52 [Amended]**

6. Sec. 166.52(d)(4) is amended to complete the sentence by adding after the word "fund-" the phrase "ing for each by fiscal year."

*Effective date.* Pursuant to section 431(d) of the General Education Provisions Act, as amended (20 U.S.C. 1232(d)) these regulations have been transmitted to the Congress concurrently with the publication of this document in the FEDERAL REGISTER. That section provides that regulations subject thereto shall become effective on the forty-fifth day following the date of such transmission, subject to the provisions therein concerning congressional action and adjournment.

It is hereby certified that the economic and inflationary impacts of these amendments have been carefully evaluated in accordance with OMB Circular A–107.

(Catalog of Federal Domestic Assistance Program No. 13.400, Adult Education—Grants to States.)

Dated: July 16, 1975.

T. H. BELL,
*U.S. Commissioner of Education.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education and Welfare.*

[FR Doc.75-21310 Filed 8-13-75;8:45 am]





## PART 177—FEDERAL, STATE AND PRIVATE PROGRAMS OF LOW-INTEREST LOANS TO VOCATIONAL STUDENTS AND STUDENTS IN INSTITUTIONS OF HIGHER EDUCATION

### Special Allowances

Notice of proposed rulemaking was published in the FEDERAL REGISTER on May 13, 1975 (40 FR 20824), setting forth proposed regulations governing the operation of the Guaranteed Student Loan Program (20 U.S.C. 1071 through 1087–2). Amendments were proposed to § 177.6 and § 177.12 of Title 45 of the Code of Federal Regulations to increase the amount of the insurance premium which may be charged by State and private nonprofit guarantee agencies in their operation of the Guaranteed Student Loan Program. Interested persons were invited to submit to the Office of Education written data, views or arguments concerning the proposed rule during the 30 day comment period which ended June 12, 1975.

Only two comments were received, both supportive of the proposed regulation. One commenter pointed to the escalation of salary and administrative costs as justification for the increase in the insurance premium. Another made reference to the increasing default rate and the financial inability of private and state guarantee agencies to meet the required payments to financial institutions for defaulted loans.

As no adverse comment was received, no changes have been made in the regulation, and it is republished as proposed.

*Effective date.* The notice of proposed rulemaking was transmitted to Congress on May 7, 1975, pursuant to Section 431 (d) of the General Education Provisions Act (20 U.S.C. 1232(d)). The time period set forth therein has expired without action having been taken. Therefore, these regulations shall become effective August 14, 1975.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 22, 1975.

DUANE J. MATTHEIS,
*Acting U.S. Commissioner of Education.*

Approved: August 8, 1975.

CASPER W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

(Catalog of Federal Domestic Assistance No. 13.460 Guaranteed Student Loan Program)

Part 177 of Title 45 of the Code of Federal Regulations is amended as follows:

1. Paragraph 177.6(b) is revised, to read as follows:

**§ 177.6 Permissible charges.**

* * * * * *

(b) *Insurance premiums.* The maximum rate for insurance premiums which may be charged the lender and passed on to the borrower may not exceed, in the case of loans insured under State and private nonprivate loan insurance programs, the equivalent of one percent per year of the unpaid principal balance (excluding interest or other charges which may have been added to principal) or in the case of federally insured loans one-fourth percent per year of the unpaid principal balance of the loan (excluding interest or other charges which may have been added to principal). The term "insurance premium" covers only those charges made by the guarantee agency to be used to underwrite loans and to cover costs incurred in the administration of its loan insurance program. Such premiums may not be retained by the lender to cover the costs of making the loan.

2. Section 177.12(a)(1)(vi) is revised, to read as follows:

**§ 177.12 Agreements for Federal payments to reduce student interest costs for insured loans.**

* * * * *

(a)(1) * * *

(vi) Authorizes interest on the unpaid principal balance of the loan at a yearly rate not in excess of 7 percent per year exclusive of any premium for insurance which may be passed on to the borrower, but such insurance premium may not result in charges in excess of the equivalent of one percent per year of the unpaid principal.

[FR Doc.75-21311 Filed 8-13-75;8:45 am]

## Title 47—Telecommunication

## CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75-898]

## PART 0—COMMISSION ORGANIZATION

### Freedom of Information

1. Section 0.457(d)(1)(ii) of the Freedom of Information Rules deal with the availability for inspection of applications for equipment authorization. In accordance with an earlier Commission ruling (FCC 74–111, 45 FCC 2d 146), applications for advance approval of subscription television systems are being added to those now listed in the rule (type acceptance, type approval and certification).

2. In addition, §§ 0.457(d) and 0.455(a) are being amended to clarify the procedures applicable to inspection of applications for equipment authorization following the effective date of the authorization. After the effective date, applications are routinely available for public inspection. However, the last sentence of § 0.457(d)(1)(ii) provides that such applications will be made available "upon request pursuant to § 0.461." Since § 0.461 specifies procedures for inspecting records which are not routinely available, the reference is incorrect and is being deleted. Except as provided in § 0.460(d),

a written request for inspection of these applications is not required after the effective date of an authorization. Applications for equipment authorizations (after the effective date) are being added to the materials listed in § 0.455(a) as being routinely available for inspection in the Office of Chief Engineer.

3. Authority for these amendments is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r). The amendments do not alter the "routinely available" status of applications for equipment authorizations and are editorial and procedural in nature. The prior notice and effective date provisions of 5 U.S.C. 553 are therefore inapplicable.

4. In view of the foregoing, *it is ordered*, effective August 15, 1975 That the Freedom of Information rules are amended as set out below.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: July 29, 1975.

Released: August 6, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
VINCENT J. MULLINS,
*Secretary.*

Part 0 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 0.455(a) (3) is added, to read as follows:

**§ 0.455 Other locations at which records may be inspected.**

* * * * *

(a) * * *

(3) Applications for equipment authorization (type acceptance, type approval, certification, or advance approval of subscription television systems), following the effective date of the authorization. See § 0.457(d)(1)(ii). (Application files are maintained at the Commission's Laboratory in Laurel Maryland).

* * * * *

2. Section 0.457(d)(1)(ii) is revised to read as follows:

**§ 0.457 Records not routinely available for public inspection.**

* * * * *

(d) * * *

(1) * * *

(ii) Applications for equipment authorizations (type acceptance, type approval, certification, or advance approval of subscription television systems), and materials relating to such applications, are not routinely available for public inspection prior to the effective date of the authorization. The effective date of the authorization will, upon request, be deferred to a date no earlier than that specified by the applicant. Following the effective date of the authorization, the application and related materials (including technical specifications and test measurements) will be made available for inspection upon request (see § 0.460).

* * * * *

[FR Doc.75-21224 Filed 8-13-75;8:45 am]

[FCC 75-930]

## EMERGENCY BROADCAST SYSTEM

### Attention Signal Requirement and Exemption

In the matter of amendment of Parts 1, 2, 15, and 73 of the Commission's rules to provide equipment type acceptance and certification for Emergency Broadcast System (EBS) Attention Signal equipment, and exempting 10-watt noncommercial educational FM broadcast licensees from the Attention Signal transmission requirement.

1. By Order released December 5, 1974, FCC Order 74-1285 (49 FCC 2d 1160), FR Vol. 39, No. 240, Dec. 12, 1974, § 73.906 of the Commission's rules was amended to substitute a two-tone Attention Signal for the carrier-break and 1000 H. Attention Signal presently used in the Emergency Broadcast System (EBS).

2. It is now apparent that without further specific requirements, the entire signalling arrangement could suffer severe degradation due to the use of inferior signalling equipment. For example, decoders could be designed to respond to only one of the two audio tones. This is similar to the problem with present EBS receivers that are designed to respond to either the carrier break or the 1000 H. tone but not the combination of the two inputs as intended. In addition, the present rules do not require the timing of the transmission of the two tones to be controlled automatically. These are but two of the more obvious examples of the possibilities that could occur in the absence of type acceptance and certification requirements.

3. Following the release of FCC Order 74-1285, many broadcasters informally expressed doubt as to the capability of presently available equipment to generate (encode) and detect (decode) the new two-tone Attention Signal in conformance with the rigid standards set by the Commission. After careful consideration the Commission shares this concern and therefore feels it is appropriate to amend the rules to require type acceptance of the encoder and certification of the decoder.

4. In its Report and Recommendations submitted to the Commission by the National Industry Advisory Committee, the Special NIAC Working Group on Emergency Alerting of the General Public recommended that the Commission take such measures as are necessary to insure that the responsive circuitry (two-tone decoder device) be held to close tolerances, otherwise the efficiency of the system would be jeopardized. Exact bandwidth specifications for the decoder device were not recommended by the NIAC. The original decoder incorporated a parallel-T active filter as the frequency-sensitive device. However, these filters were abandoned because the drift of the center frequency with temperature caused the filter to attenuate the desired signal to a point where the units would not function with a suitable input signal. The special working group then experimented with resonant reed relays of the contact type. These units proved unsatisfactory because of the high failure rate which was caused by a considerable increase in the contact resistance due to contamination of the contact surfaces. After a considerable amount of investigation, another resonant reed filter was selected as the frequency-sensitive element. The operation bandwidth of the decoders using the resonant reed filter when a signal of 1 volt RMS was applied to the input of the center frequency was within ±¼% (2.4 H.). Field testing of the devices proved to be extremely successful. However, even though the alert receivers performed as required by the specification, the NIAC recommended additional work should be done in order to reduce the cost of the alerting portion without changing performance. The major cost in the alert modification they said was the resonant reed switches and that a less expensive component could reduce the cost considerably. They recommended a tuning fork filter recently developed that has a cost of about 10 to 20% of the unit presently performing the frequency filtering function. Informal comments received from both the broadcast industry and manufacturing industry indicated that a stability of ±2.4 H. was too tight and unnecessary. The reasons given were that less controllable factors such as temperature variation and component aging can cause the center frequency to drift beyond the bandwidth limits thus resulting in non-activation during a two-tone transmission. They recommended that a wider bandwidth stability would alleviate the above problem. It is agreed by all parties concerned that the wider bandwidth can increase the possibility of false activation at the decoder, whereas, a more narrow bandwidth can decrease the possibility of a false response. Thus the problem at hand was to determine a suitable bandwidth that would not cause falsing and at the same time would account for temperature variation and component aging. Many values were informally recommended to the Commission ranging from a bandwidth stability as wide as ±40H. to as low as ±5 H.. The possibility of falsing with a wider bandwidth will not be significantly increased if the bandwidth is held to certain limits considering that an 8 to 16 seconds delay after initial tone reception is required before the decoder activates. In addition, designers and manufacturers of decoding devices will have less problem compensating for temperature variation and component aging with a wider bandwidth stability. Accordingly, after careful consideration and in view of the above, we have specified a decoder bandwidth stability of ±5 H. for the decoder device in our rules governing EBS Attention Signal equipment.

5. In view of the above, four new sections are being added to the rules under the heading "EBS Attention Signal Equipment". These sections will provide type acceptance and certification parameters which the EBS Attention Signal equipment must satisfy. These sections also make provision for those broadcasters who may wish to build their own equipment, for their own use and not for sale, to apply for type acceptance and certification of their devices without submission of application fees. In addition, editorial and clarifying changes have been made in section 73.906. To allow time for the authorization process, the deadline for installation of the new two-tone Attention Signal is extended three months (through April 15, 1976). Further, parts 2 and 15 of the Commission's rules are amended to provide for the various procedures necessary for type acceptance and certification of EBS Attention Signal equipment, and part 1 is changed to specify fees for equipment type acceptance and certification.

6. Finally, the University of North Carolina, Educational Television, has requested waiver of the requirements of section 73.961(c) to exempt WUAG(FM) and all noncommercial educational FM broadcast stations of 10 watts or less from the requirement of conducting weekly EBS test transmissions. By way of justification, WUAG(FM) contends that the cost of additional control lines and circuits would, in many instances, be prohibitive and that the conduct of EBS tests by this class of station does not serve any useful purpose due to the limited power and coverage involved.

7. Performance of weekly EBS test transmissions serves many purposes. It familiarizes station personnel with EBS procedures which would be followed in an actual emergency, and reminds the listening audience that in the event of such an emergency, it should either stay tuned to that station or to another station in the area for news and official information. Thus, the limited power and coverage of a station do not necessarily determine whether EBS tests serve a useful purpose. The listening audience, no matter how limited in numbers, must be able to receive the common emergency program material or be advised where to tune in the event of activation of the EBS. Accordingly, WUAG's request must be denied insofar as the weekly test announcements are concerned.

8. While we do not favor exempting WUAG-FM and other Educational FM stations of 10 watts or less from the requirements of Section 73.961(c) of the above reasons, we are in favor of exempting these stations from the requirement of transmitting the new two-tone Attention Signal, since it is essentially an interstation signalling arrangement and the limited power and coverage of 10 watt FM educational stations severely restrict their effectiveness for this purpose. Accordingly, the Commission's rules and the EBS Checklist will be amended to provide that non-commercial educational FM broadcast stations with authorized powers of 10 watts or less are exempt from the requirement for installing the new two-tone encoder.

9. This Order is responsive to requests by the broadcast industry and imposes no burdens of a substantial nature. Moreover, national security considerations require that EBS two-tone signalling equipment be designed, manufactured, and installed without unnecessary delay. We therefore find that prior notice of proposed rule making and submission of written comments thereon are unnecessary, impracticable, and contrary to the public interest (5 U.S.C. 553(b)).

10. Authority for adoption of the amendments herein ordered is contained in sections 1, 4(i), 4(o), and 303(r) of the Communications Act of 1934, as amended.

11. In view of the foregoing considerations *it is ordered*, That effective August 20, 1975, Parts 1, 2, 15, and 73 of the Commission's rules and regulations is amended as set forth in the Appendix.

12. *It is further ordered*, That WUAG's above referenced request for waiver is granted to the extent indicated above, and in all other respects is denied.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082 (47 U.S.C. 154, 303))

Adopted: August 1, 1975.

Released: August 11, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

## PART 1—PRACTICE AND PROCEDURE

Part One of Chapter 1 of Title 47 of the Code of Federal Regulations is amended as follows:

1. In § 1.1120, paragraphs (a)(4) and (b)(4), and footnotes 11 and 12 are added to read as follows:

**§ 1.1120 Schedule of fees for equipment type approval, type acceptance and certification.**

* * * * *

(a) * * *

| | |
|---|---|
| (4) Application for certification of EBS Attention Signal decoder operating under Part 73 [11, 12] | 150 |

* * * * *

(b) * * *

| | |
|---|---|
| (4) Application for type acceptance of EBS Attention Signal encoder operating under Part 73 [12] | 200 |

* * * * *

## PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND NEGOTIATIONS

Part 2 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

2. Add new paragraph (h) to § 2.983 as follows:

[11] If the decoder is included as an integral part of a receiver subject certification, the fee for certification of that category receiver shall apply, in lieu of this amount, for certification of the combination.

[12] Fees for type acceptance and certification of EBS Attention Signal encoders and decoders, respectively, are not required when the request for type acceptance or certification covers devices constructed by stations licensed under Part 73 for use only at their particular station. Marketing of such devices is prohibited.

**§ 2.983 Application for type acceptance.**

* * * * *

(h) An encoder device used for the generation of the EBS Attention Signal as defined in Section 73.906 need not comply with paragraphs (d)(1) through (d)(5) inclusive, (d)(9) through (d)(12) inclusive and paragraph (e) of this Section. In lieu of these requirements measurements must be submitted showing compliance with Section 73.940.

3. Modify the note to paragraph (b) of § 2.1003 as follows:

**§ 2.1003 Identification label for type accepted equipment.**

* * * * *

(b) * * *

NOTE.—* * * certification. If the equipment is an encoder device used for generating the EBS Attention Signal as defined in Section 73.906, the words "FCC DATA", followed by the number assigned to the equipment by the grantee shall be used.

* * * * *

## PART 15—RADIO FREQUENCY DEVICES

Part 15 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

4. Add new paragraph (d) to § 15.38 as follows:

**§ 15.38 Description of measurement facilities.**

* * * * *

(d) For certification of a decoder device used for detecting the EBS Attention Signal as defined in § 73.906 this Section will not apply.

5. Add new paragraph (f) to § 15.44 as follows:

**§ 15.44 Technical Report.**

* * * * *

(f) For a device used in decoding the Emergency Broadcast System Attention Signal as defined in § 73.906 the value of the necessary voltage (RMS) or range of voltages of the attention signal to be applied to the input terminals of the decoder which will cause the desired response of the device shall be submitted to the Commission with the certification data. In the event input signals other than the attention signal (excluding signals which can in combination form the attention signal), including signals at levels outside this voltage range, will cause false responses by the device, a description of such signals and their input voltage levels which cause such false responses shall be specified in the application and appropriate warnings shall be included in the instructions furnished to the user. The susceptibility of the device to false responses and any lack of reliability in responding to the attention signal at input voltage levels within the rated voltage range may be regarded by the Commission as cause to deny certification.

6. In § 15.45, amend paragraph (e), the first two sentences, to read as follows:

§ 15.45 Expository statement required.

• • • • •

(e) *Device other than Receiver:* A block diagram showing the signal path and frequency at each block. For all devices other than a device for decoding the EBS Attention Signal as defined in § 73.906, the diagram shall also indicate the tuning range of each band in the device, the tuning range of the oscillator in each band, and the frequency of the IF amplifier for each band. • • •

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## PART 73—RADIO BROADCAST SERVICES

7. Section 73.906 is revised to read as follows:

**§ 73.906 Attention signal.**

The attention signal to be used by AM, FM, and TV broadcast stations to actuate muted receivers for inter-station receipt of emergency cueing announcements and broadcasts involves the use of two audio tones in the following arrangement:

(a) *Tone frequencies.* The two audio tones shall have fundamental frequencies of 853 and 960 Hertz and shall not vary over ±0.5 Hertz.

(b) *Harmonic distortion.* The total harmonic distortion of each of the audio tones shall not exceed 5%.

(c) *Minimum level of modulation.* Each of the two tones shall be calibrated separately to modulate the transmitter at no less than 40%. These two calibrated modulation levels shall have values that are within at least 1 dB of each other.

(d) *Time period for transmission of tones.* The two tones with the characteristics specified above shall automatically modulate the transmitter simultaneously at the resulting level for an automatic time period of not less than 20 seconds nor longer than 25 seconds.

NOTE.—Until April 15, 1976, broadcast stations shall, in lieu of the above defined Attention Signal, employ the following transmission arrangement for inter-station signalling:

a. Cut the transmitter for 5 seconds. (Sound carrier only for TV stations).
b. Return the carrier to the air for 5 seconds.
c. Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)
d. Return carrier to the air.
e. Broadcast 1,000 Hz steady-state tone for 15 seconds.

8. Add a new subheading and four new sections following § 73.937:

EBS ATTENTION SIGNAL EQUIPMENT

Sec.
73.940 Encoder devices.
73.941 Decoder devices.
73.942 Acceptability of EBS attention signal equipment.
73.943 Individual construction of encoders and decoders.

**§ 73.940 Encoder devices.**

An encoder device shall be used by all broadcast stations for the generation of the two-tone Attention Signal. The encoder device shall comply with the following requirements:

(a) Tone Frequencies. The two audio signals of the encoder shall have fundamental frequencies of 853 and 960 Hertz. The frequency of each tone shall not vary more than ±0.5 Hertz.

(b) Harmonic Distortion. Total harmonic distortion of each of the audio tones shall not exceed 5 percent as measured at the output terminals of the encoder.

(c) Minimum Level of Output. The encoder shall have an output level capability of at least +8 dBM into a 600 ohm load impedance at each audio tone. (The output level of each tone shall be calibrated individually.) A non-locking switch (or switches) shall be provided in the encoder to permit individual activation of the two tones for calibration of associated systems.

(d) Time Period for Transmission of Tones. The encoder shall have timing circuitry that will automatically allow for the generation of the two tones simultaneously for a period of not less than 20 seconds nor longer than 25 seconds.

(e) Operating Temperature. Encoders shall have the ability to operate with the above specifications of paragraphs (a), (b), (c), and (d) within at least an ambient temperature range of from 0 to +50° C.

(f) Operating Humidity. Encoders shall have the ability to operate with the above specifications of paragraphs (a), (b), (c), and (d) in a range of relative humidity of up to 95%.

(g) Primary Supply Voltage Variation. The encoder shall be capable of operation within the tolerances specified in this section during a variation in primary supply voltage of 85% to 115% of the rated value.

(h) Testing Encoder Units. Encoders not covered by the provision of § 73.943 shall be tested in the presence of a minimum RF field of 10 V/m at a frequency in the AM broadcast band and in the presence of a minimum RF field of .5 V/m at a frequency in either the FM or TV broadcast bands to simulate actual working conditions. At least the parameters specified in paragraphs (a), (b), and (d) of this section above shall be tested in the RF fields as specified.

(i) Indicator Device. The encoder shall be provided with a visual and/or aural indicator which clearly shows that the device is activated.

(j) Switch Guard. The switch used for initiating the automatic generation of the simultaneous tones shall be protected in a manner which will prevent accidental operation. This includes switching devices used in a remote control fashion.

NOTE.—All noncommercial educational FM broadcast stations of 10 watts or less are exempt from the requirements of this section.

**§ 73.941 Decoder devices.**

Decoder devices shall have detection and activation circuitry that will demute a broadcast receiver only upon the simultaneous detection of the two audio tones of 853 Hertz and 960 Hertz.

(a) For the purpose of preventing false responses, decoder devices, designed to utilize the two tones for broadcast receiver demuting, shall contain circuitry designed to meet the following specifications and thereupon be certified by the Commission:

(1) Time delay. A time delay of a minimum of 8 seconds but not more than 16 seconds of tone reception shall be incorporated into the activation or demuting process to insure that the tones will be audible for a period of from 4 seconds to 9 seconds.

(2) Operation Bandwidth. The decoder circuitry shall not respond to tones which vary more than ±5 Hz from each of the frequencies, 853 Hertz and 960 Hertz.

(b) Reset Ability. The decoder shall have a switching device which, when operated manually, resets the associated broadcast receiver to a muted state.

(c) Operating Temperature. Decoders shall have the ability to operate with the above specifications of (a) and (b) within at least an ambient temperature range of from 0 to +50°C.

**§ 73.942 Acceptability of EBS attention signal equipment.**

(a) An encoder device use for generating the EBS Attention Signal must be type accepted by following the procedures set forth in Subpart J of Part 2 of the rules and regulations. The data and information submitted shall show capability of the equipment to meet the requirements of § 73.940.

(b) A decoder device used for the detection of the EBS Attention Signal shall be certified following the applicable procedures set forth in Subpart J Part 2 and, Subpart B of Part 15 of the Rules and Regulations. This requirement shall also apply to combinations which include a receiver subject to certification and an EBS Attention Signal decoder which is an integral part of said receiver. The data and information submitted shall show capability of the equipment to meet the requirements of Section 73.941.

**§ 73.943 Individual construction of encoders and decoders.**

(a) A station licensee who constructs not more than five decoders or five encoders for use at his station and not for sale need not submit the fees otherwise required with certification and type acceptance applications.

(b) The provisions of § 73.942, paragraphs (a) and (b) of this part shall apply to encoders and decoders constructed by individual station licensees.

[FR Doc.75-21303 Filed 8-13-75;8:45 am]





## Title 49—Transportation

### CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Ex Parte No. MC-19 (Sub-No. 27)]

### PART 1056—TRANSPORTATION OF HOUSEHOLD GOODS IN INTERSTATE OR FOREIGN COMMERCE

**Elimination of Quarterly Reporting Forms**

**● Purpose: The purpose of this document is to eliminate certain household goods carrier quarterly reporting forms. ●**

The Interstate Commerce Commission has amended its General Rules and Regulations governing motor common carriers of household goods. The rule changes will eliminate the current requirement that household goods carriers file (1) a quarterly report of use of constructive weights, and (2) a quarterly report of split or divided shipments of household goods. It is the view of the Commission that said reports have ceased to be of further value. In actual practice, the split-shipment reports have yielded a minimum of information, and serve no further purpose. Commission data indicates that during an average quarter, only about 8 to 10 constructive-weight reports are filed nationwide, and that the information which they present is of minimal use. The use of constructive weights for first proviso household goods shipments have been found to be very infrequent. The Commission has determined that full notice and comment rulemaking procedures are unnecessary since the rule changes do not appear to give cause for objection.

This rule change is issued under the authority of 49 U.S.C. 304, 305, 306, 307, 309, and 311.

Issued in Washington, D.C., August 1, 1975.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

Accordingly, this action modifies 49 CFR 1056.3(d) and 1056.6(a)(2) so that they now read as follows:

**§ 1056.3 Accessorial or terminal services; tariffs providing therefor; containers, packing, and unpacking charges.**

(d) *Estimates and charges based on space reservation for a portion of a vehicle prohibited on first-proviso shipments.* Carrier estimates and charges to shippers of first-proviso household goods as defined in 49 CFR 1056.1(a)(1), shall not be based upon specific reservation by a shipper of a portion of the capacity of a vehicle.

**§ 1056.6 Determination of weights.**

(a) • • •

(2) If no certified scale is available at origin, at any point en route, or at destination, a constructive weight, based upon 7 pounds per cubic foot of properly loaded van space, may be used.

[FR Doc.75-21362 Filed 8-13-75;8:45 am]

## Title 50—Wildlife and Fisheries

### CHAPTER 1—U.S. FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

### PART 32—HUNTING

**Alaska; Certain National Wildlife Refuges**

The following regulations are issued and are effective on August 14, 1975. These regulations apply to public hunting on portions of certain national wildlife refuges in Alaska.

*General conditions.* Hunting shall be in accordance with applicable State regulations. Information relative to hunting and use of refuge lands may be obtained from Refuge Managers addressed to respective refuges.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

Big game animals may be hunted on the following refuge areas:

ALEUTIAN ISLANDS NATIONAL WILDLIFE REFUGE

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571.
Western Aleutians—P.O. Box 5251, Adak, Alaska 98791.

*Special conditions.* (1) Species permitted to be taken: Caribou on the islands of Unimak and Adak; brown bear on the island of Unimak.

(2) A federal permit is required to take brown bear on Unimak Island. Permits may be obtained from the Refuge Manager, Aleutian Islands National Wildlife Refuge, Pouch #2, Cold Bay, Alaska 99571.

(3) Landing of aircraft on Unimak Island or taking aircraft off from Unimak Island, while transporting big game or big game hunters, is restricted to the following areas:

*Area No. 1.* The airstrip situated at the village of False Pass.
*Area No. 2.* The airstrip situated at Cape Sarichef.
*Area No. 3.* The waters of all lakes, bays and lagoons on or adjacent to Unimak Island.

ARCTIC NATIONAL WILDLIFE RANGE

1412 Airport Way, Fairbanks, Alaska 99701.

BERING SEA NATIONAL WILDLIFE REFUGE

P.O. Box 346, Bethel, Alaska 99559.

IZEMBEK NATIONAL WILDLIFE RANGE

Pouch #2, Cold Bay, Alaska 99571.

*Special conditions.* (1) Species permitted to be taken: Caribou.

(2) The landing of aircraft is prohibited except in the event of emergency.

(3) The use of motorized vehicles is restricted to the established road system.

KENAI NATIONAL MOOSE RANGE

P.O. Box 500, Kenai, Alaska 99611.

*Special conditions.* (1) Wolf hunting is permitted only in that portion of the Kenai National Moose Range located in Alaska Game Management Subunit 15(A).

(2) The use of dogs as an aid in big game hunting is not authorized.

(3) The use of aircraft, boats, and other motorized vehicles is restricted to certain designated areas and periods of use.

KODIAK NATIONAL WILDLIFE REFUGE

P.O. Box 825, Kodiak, Alaska 99615.

*Special conditions.* (1) Except in the event of an emergency, the landing and operation of aircraft on the Kodiak National Wildlife Refuge is restricted to lakes, streams, and other bodies of water.

(2) A Federal permit is required to hunt brown bear. Permits will be nontransferable and issued by hunting area units on a priority application basis from public announcement dates. Permits may be obtained by applying to the Refuge Manager, Kodiak National Wildlife Refuge, P.O. Box 825, Kodiak, Alaska 99615.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

H. A. HANSEN,
*Deputy Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.*

AUGUST 8, 1975.

[FR Doc.75-21345 Filed 8-13-75;8:45 am]

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### PART 32—HUNTING

**Cape Newenham National Wildlife Refuge, Alaska**

The following regulations are issued and are effective on August 14, 1975.

*General conditions.* Hunting shall be in accordance with applicable State regulations. Information relative to hunting on Cape Newenham National Wildlife Refuge may be obtained from the Refuge Manager, Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

Migratory game birds may be hunted on the Cape Newenham National Wildlife Refuge.

**§32.22 Special regulations; upland game; for individual wildlife refuge areas.**

Upland game may be hunted on the Cape Newenham National Wildlife Refuge.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

H. A. HANSEN,
*Deputy Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.*

AUGUST 8, 1975.

[FR Doc.75-21346 Filed 8-13-75;8:45 am]

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### PART 32—HUNTING

**Flint Hills National Wildlife Refuge, Kansas**

The following special regulation is issued and is effective on August 14, 1975.

**§ 32.32 Special regulations, deer, bobcat & coyote; for individual wildlife refuge areas.**

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

Public hunting of deer, bobcat and coyote with bow and arrows on the Flint Hills National Wildlife Refuge, Kansas, is permitted October 1 through November 30, 1975, inclusive and from December 20 through December 31, 1975, inclusive, by special use permit. Persons interested in receiving a special use permit should contact Refuge Manager, Flint Hills National Wildlife Refuge, P.O. Box 213, Burlington, Kansas 66839, during the period of September 15, 1975 through September 26, 1975 at the refuge office. The refuge manager will cease taking applications if in his opinion public safety could be jeopardized. The open area is delineated on maps provided at the time of permit issuance or otherwise available at refuge headquarters, or from the Area Manager, U.S. Fish and Wildlife Service, Federal Building Room 1748, 601 East 12th Street, Kansas City, Missouri 64106.

Hunting shall be in accordance with all applicable State and Federal laws and regulations governing the hunting of deer, bobcat and coyote, and conditions listed on the special use permit.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1975.

MICHAEL J. LONG,
*Refuge Manager, Flint Hills National Wildlife Refuge, Burlington, Kans.*

AUGUST 2, 1975.

[FR Doc.75-21338 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Kirwin National Wildlife Refuge, Kansas

The following special regulation is issued and is effective August 14, 1975. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

KANSAS

KIRWIN NATIONAL WILDLIFE REFUGE

Public hunting of doves on the Kirwin National Wildlife Refuge, Kansas, is permitted from September 1 through October 30, 1975, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,700 acres, is delineated on maps available at refuge headquarters, 5 miles west of Kirwin, Kansas, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225. Hunting shall be in accordance with applicable State and Federal regulations covering the hunting of doves.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 30, 1975.

KEITH S. HANSEN,
*Refuge Manager, Kirwin National Wildlife Refuge, Kirwin, Kans.*

JULY 29, 1975.

[FR Doc.75-21343 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Kirwin National Wildlife Refuge, Kansas

The following special regulation is issued and is effective August 14, 1975. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

KANSAS

KIRWIN NATIONAL WILDLIFE REFUGE

Public hunting of teal ducks on the Kirwin National Wildlife Refuge, Kansas, is permitted from September 13 through September 21, 1975, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,700 acres, is delineated on maps available at refuge headquarters, 5 miles west of Kirwin, Kansas, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225.

Hunting shall be in accordance with applicable State and Federal regulations covering the hunting of teal ducks subject to the following special conditions:

(1) Blinds—Temporary blinds constructed above ground from natural vegetation are permitted. Digging of holes or pits to serve as blinds is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 21, 1975.

KEITH S. HANSEN,
*Refuge Manager, Kirwin National Wildlife Refuge, Kirwin, Kans.*

JULY 29, 1975.

[FR Doc.75-21344 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Mingo National Wildlife Refuge, Missouri

The following special regulations is issued and is effective on August 14, 1975.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

MISSOURI

MINGO NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Mingo National Wildlife Refuge, Puxico, Missouri, is permitted only on the area designated by signs as open to hunting. This open area, comprising 6,000 acres, is delineated on maps available at refuge headquarters located in Puxico, Missouri, and from the Office of the Area Manager, Fish and Wildlife Service, 601 East 12th Street, Kansas City, Mo. 64106. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions during the period of October 1, through December 31, 1975.

(1) Hunting with bows and arrows only is permitted.

(2) Minimum bow strength shall be 35 pounds.

(3) Hunters must register when entering and leaving the area.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1975.

GERALD L. CLAWSON,
*Refuge Manager, Mingo National Wildlife Refuge, Puxico, Mo.*

JULY 29, 1975.

[FR Doc.75-21340 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Ravalli National Wildlife Refuge, Montana

The following special regulations are issued and are effective on August 14, 1975.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

MONTANA

RAVALLI NATIONAL WILDLIFE REFUGE

The taking of white-tailed deer by bow and arrow will be permitted on designated areas of Ravalli National Wildlife Refuge by means of archery only from September 6 through November 23 in accordance with all applicable State regulations, and with the following additional special conditions:

1. All hunters must check in and out at checking stations.

2. No firearms may be carried in this area.

3. The public hunting area will be closed to entry from one hour after sunset until one and one-half hour before sunrise.

This hunting area will be designated by signs and delineated on maps available at Refuge Headquarters, No. 5 Third Street, Stevensville, Montana, and from the Area Manager, U.S. Fish and Wildlife Service, 711 Central Avenue, Billings, Montana.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

R. C. TWIST,
*Refuge Manager, Ravalli National Wildlife Refuge, Stevensville, Mont.*

AUGUST 6, 1975.

[FR Doc.75-21341 Filed 8-13-75;8:45 am]





## PART 32—HUNTING

### Ravalli National Wildlife Refuge, Montana

The following special regulations are issued and are effective on August 14, 1975.

**§ 32.12 Special regulations; migratory game birds.**

MONTANA

RAVALLI NATIONAL WILDLIFE REFUGE

The hunting of ducks, geese, coot and mergansers will be permitted on portions of the Ravalli National Wildlife Refuge during the regular migratory bird hunting season and in accordance with the following additional special conditions:

1. Boats are not permitted.

2. All hunters must check in and out at checking stations.

3. Hunters must be within ten feet of designated blind sites while attempting to take and taking of waterfowl game birds.

4. Blind sites will be limited to five hunters each.

5. A designated area will be open to the taking of ducks, geese, coot and mergansers by means of falconry from the opening of the migratory waterfowl season through November 23. No firearms may be carried in this area.

6. The public hunting area will be closed to entry from one hour after sunset until one and one-half hour before sunrise.

7. No fishing equipment of any type will be permitted on the public hunting area.

The hunting area is designated by signs and delineated on maps available at Refuge Headquarters, No. 5 Third Street, Stevensville, Montana, and from the Area Manager, U.S. Fish and Wildlife Service, 711 Central Avenue, Billings, Montana.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

R. C. TWIST,
*Refuge Manager, Ravalli National Wildlife Refuge, Stevensville, Mont.*

AUGUST 6, 1975.

[FR Doc.75-21342 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Flint Hills National Wildlife Refuge, Kansas

The following special regulation is issued and is effective on August 14, 1975.

**§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.**

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

The public hunting of small game animals, upland game birds, and non game animals on the Flint Hills National Wildlife Refuge, Kansas, is permitted from October 1, 1975, through September 30, 1976, inclusive, but only on the area designated by signs as open to hunting. This open area is delineated on maps available at refuge headquarters, Burlington, Kansas, and from the Area Manager, U.S. Fish and Wildlife Service, Federal Building Room 1748, 601 East 12th street, Kansas City, Missouri 64106. Hunting shall be in accordance with all applicable State laws and regulations governing the hunting of small game animals, upland game birds, and non game animals subject to the following special conditions:

(1) The use of rifles or pistols are prohibited on the refuge.

(2) Vehicle access shall be restricted to designated parking areas and existing roads.

(3) Dogs—Not to exceed two per hunter may be used only to retrieve wounded or dead squirrels, cottontail rabbits, bobwhite quail, and greater prairie chickens.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 30, 1976.

MICHAEL J. LONG,
*Refuge Manager, Flint Hills National Wildlife Refuge, Burlington, Kansas.*

JULY 28, 1975.

[FR Doc.75-21335 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

### Flint Hills National Wildlife Refuge, Kansas

The following special regulation is issued and is effective on August 14, 1975.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

Public hunting of mourning doves, rails, woodcock & wilson's snipe, on the Flint Hills National Wildlife Refuge, Kansas, is permitted only on the area designated by signs as open to hunting. This open area is delineated on maps available at refuge headquarters, Burlington, Kansas and from the Area Manager, U.S. Fish and Wildlife Service, Federal Building Room 1748, 601 East 12th Street, Kansas City, Missouri 64106. Hunting seasons are as follows: Mourning doves, September 1 through October 30, 1975, inclusive; Rails, September 13 through November 21, 1975, inclusive; Woodcock, October 11 through December 14, 1975, inclusive; and Wilson's snipe, September 13 through November 16, 1975, inclusive.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 15, 1975.

MICHAEL J. LONG,
*Refuge Manager, Flint Hills National Wildlife Refuge, Burlington, Kansas.*

AUGUST 1, 1975.

[FR Doc.75-21336 Filed 8-13-75;8:45 am]

## PART 32—HUNTING

The following special regulation is issued and is effective on August 14, 1975.

**§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.**

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

Public hunting of teal ducks on the Flint Hills National Wildlife Refuge, Kansas, is permitted from September 13 through September 21, 1975, inclusive, but only on the area designated by signs as open to hunting. This open area is delineated on maps available at refuge headquarters, Burlington, Kansas, and from the Area Manager, U.S. Fish and Wildlife Service, Federal Building Room 1748, 601 East 12th Street, Kansas City, Missouri 64106. The following special conditions apply on the refuge:

(1) Vehicle access shall be restricted to designated parking areas and to existing roads.

(2) Blind construction by the public is permitted but limited to temporary above-ground construction. Constructed blinds become the property of the government. Blind construction does not constitute a reservation of hunting space. Daily occupancy of blinds erected on refuge hunting units will be determined on a first-come first-serve basis.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 15, 1975.

AUGUST 1, 1975.

MICHAEL J. LONG,
*Refuge Manager, Flint Hills National Wildlife Refuge, Burlington, Kansas.*

[FR Doc.75-21337 Filed 8-13-75;8:45 am]

## PART 33—SPORT FISHING

### Cape Newenham National Wildlife Refuge, Alaska

The following special regulations are issued and are effective on August 14, 1975.

*General conditions.* Fishing shall be in accordance with applicable State regulations. Information relative to fishing on Cape Newenham National Wildlife Refuge may be obtained from the Refuge Manager, Clarence Rhode National Wild-



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life Range, P.O. Box 346, Bethel, Alaska 99559.

Section 33.5 *Special regulations; sport fishing,* for individual wildlife refuge areas.

Sport fishing is permitted on the Cape Newenham National Wildlife Refuge.

The provisions of these special regulations supplement the regulations which govern fishing on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through June 30, 1976.

H. W. HAUSEN,
*Deputy Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.*

AUGUST 8, 1975

[FR Doc.75-21347 Filed 8-13-75;8:45 am]

## PART 33—SPORT FISHING

### Flint Hills National Wildlife Refuge, Kansas

The following special regulation is issued and is effective on August 14, 1975.

**§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.**

KANSAS

FLINT HILLS NATIONAL WILDLIFE REFUGE

Sport fishing, including the taking of frogs, on the Flint Hills National Wildlife Refuge, Kansas, is permitted only on the areas designated by signs as open to fishing. These open areas, comprising 1,500 acres of reservoir waters and approximately 28 miles of river and stream channel, are delineated on maps available at refuge headquarters, Burlington, Kansas, and from the Area Manager, U.S. Fish and Wildlife Service, Federal Building Room 1748, 601 East 12th Street, Kansas City, Missouri 64106. Sport fishing shall be in accordance with all applicable State regulations subject to the following special conditions:

(1) During the period October 1, 1975 through December 31, 1975, only Eagle Creek, the Neosho River and impoundments in the Eagle Creek and Hartford hunting units are open to public fishing, except the Neosho River Oxbow northeast of the Strawn townsite is closed, as marked by buoys.

(2) During the period January 1, 1976 through September 30, 1976 all waters within the Flint Hills Refuge are open to sport fishing and the taking of bull frogs when in accordance with State of Kansas seasons.

(3) Vehicle access shall be confined to existing roads and trails not otherwise marked as closed to vehicle use.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through September 30, 1976.

MICHAEL J. LONG,
*Refuge Manager, Flint Hills National Wildlife Refuge, Burlington, Kans.*

AUGUST 2, 1975.

[FR Doc.75-21339 Filed 8-13-75;8:45 am]

## Title 24—Housing and Urban Development

## CHAPTER X—FEDERAL INSURANCE ADMINISTRATION

### SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-659]

## PART 1916—CONSULTATION WITH LOCAL OFFICIALS

### Notice of Changes Made in Determinations of Jefferson Parish, La., Base Flood Elevations

On October 13, 1971, at 36 FR 19909, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map numbers and locations where Flood Insurance Rate Maps were available for public inspection. The list included Flood Insurance Rate Maps for portions of Jefferson Parish.

The Federal Insurance Administrator, after consultation with the Chief Executive Officer of Jefferson Parish, has determined that modification of the base (100-year) flood elevations of some locations in Jefferson Parish, Louisiana, is appropriate. These modified elevations are currently in effect and amend the Flood Insurance Rate Map. A revised rate map will be published as soon as possible. The modifications are made in accordance with section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234) and the National Flood Insurance Act of 1968, as amended (Title XIII of the Housing and Urban Development Act of 1968 Pub. L. 90-448) 42 U.S.C. 4001-4128, and 24 CFR Part 1916.

For rating purposes, the new community number is 225199B and must be used for all new policies and renewals.

The changes in base flood elevations are as follows:

| Previous FIA zones (as on map) | Previous base flood elevations (as on map) (MSL) | New FIA zones | New base flood elevations (MSL) |
|---|---|---|---|
| Zone A19..... | 6.5 | Zone B..... | N/A |

The above change applies to the area described as follows: Orleans Village, Section 4, as recorded in Plan Book 72, Folio 13, in the office of the Clerk of Council, Parish of Jefferson, Louisiana.

Under the above mentioned Acts of 1968 and 1973 the Administrator must develop criteria for flood plain management. In order for the community to continue participation in the National Flood Insurance Program, the community must use the modified elevations to carry out the flood plain management measures of the Program. These modified elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and contents.

From the date of this notice, any person has 90 days in which he can request through the community that the Federal Insurance Administrator reconsider the changes. Any request for reconsideration must be based on knowledge of changed conditions or new scientific and technical data. All interested parties are on notice that until the 90-day period elapses, the Administrator's new determination of elevations may itself be changed.

Any person having knowledge or wishing to comment on these changes should immediately notify:

Director of Planning, Parish of Jefferson, 3300 Metairie Road, Metairie, Louisiana 70001.

(National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968); effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; and Secretary's delegation of authority to the Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended 39 FR 2787, January 24, 1974)

Issued: July 30, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21270 Filed 8-13-75;845 am]

[Docket No. FI-661]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the City of Huachuca, Cochise County, Ariz.

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for Huachuca City under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the City must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at City Hall, 500 North L. F. Gonzales Boulevard, Huachuca City.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:





**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Babolomari River..... | West corporate limits..... | 4,264 | (1) | 1,000 |
| | Gila Ave..... | 4,247 | (1) | 1,160 |
| | Yauapal Ave..... | 4,239 | 125 | 1,210 |

[1] Corporate limits.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21277 Filed 8-13-75;8:45 am]

[Docket No. FI-662]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the City of Steelville, Crawford County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the City of Steelville under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the City must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at City Hall, Steelville, Missouri.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Meramec River..... | North corporate limits..... | 711 | (1) | 25 |
| | West corporate limits..... | 717 | (1) | 135 |
| Whittenburg Creek..... | East corporate limits..... | 734 | 150 | (1) |
| | North corporate limits..... | 729 | 440 | (1) |
| Yadkin Creek..... | West corporate limits..... | 782 | 550 | 85 |
| | Spring St..... | 762 | 1,000 | 180 |
| | Sycamore St..... | 741 | 560 | 205 |

[1] Corporate limits.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21278 Filed 8-13-75;8:45 am]

[Docket No. FI-663]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the City of Princeton, Mercer County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the City of Princeton under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the City must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at City Hall, 604 Main Street, Princeton, Missouri.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from western corporate limits to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Weldon River | U.S. 136 (Tye St.) | 838 | 3,240 | Corporate limit. |
| | Missouri St | 837 | 2,760 | Do. |
| | South corporate limits | 834 | 1,030 | Do. |

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21279 Filed 8-13-75;8:45 am]

[Docket No. FI-665]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the City of Clayton, St. Louis County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10)), hereby gives notice of his final determinations of flood elevations for the City of Clayton under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the City must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at City Hall, 10 North Denniston Avenue, St. Louis.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Black Creek | West corporate limits | 490 | 1,210 | South corporate limits. |
| | Roxburg Dr. (extended) | 488 | 550 | West corporate limits. |
| | Clayton Road | 486 | 800 | Do. |

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21275 Filed 8-13-75;8:45 am]

[Docket No. FI-667]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the City of Festus, Jefferson County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the City of Festus under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the City must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at the City Clerk's Office, 222B North Mill Street, Festus.





Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| North tributary of Platin Creek. | Horin Rd | 458 | 145 | 110 |
| | Jefferson Ave | 430 | 100 | 145 |
| | Main St | 414 | 95 | 160 |
| | South Adams St | 410 | 145 | 115 |
| South tributary of Platin Creek. | Old U.S. 61 | 409 | [1] 405 | (2) |

[1] From corporate limit to Routes 61 and 67.
[2] Corporate limits.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21272 Filed 8-13-75;8:45 am]

[Docket No. FI-660]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the Borough of Chatham, Morris County, New Jersey

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the Borough of Chatham under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the Borough must adopt flood plain management measures that are consistent with these criteria and reflect the base flood evaluations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at the Borough Hall, Chatham.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

**§ 1917.10 Notice of final determination.**

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Passaic River | Stanley Avenue Bridge | 204 | 10 | (1) |
| | Erie-Lackawanna R.R. Bridge | 202 | 80 | (1) |
| | Wachtung Avenue Bridge | 198 | 45 | (1) |
| | Commerce St | 192 | 120 | (1) |
| | Summit Avenue Bridge | 189 | 65 | (1) |
| | Tallmadge Avenue (extended) | 187 | 60 | (1) |
| | Dam at Parrot Hill Rd | 183 | 500 | (1) |
| | Main Street Bridge | 180 | 30 | (1) |
| | Madison-Chatham Sewage Disposal Plant. | 178 | 855 | (1) |
| Brooks Creek | Jackson Ave. (extended) | 176 | 25 | 40 |

[1] Corporate limits.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21276 Filed 8-13-75;8:45 am]

[Docket No. FI-664]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the Village of Freeport, Nassau County, New York

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the Village of Freeport under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the Village must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at the Village Hall, 46 North Ocean Avenue, Freeport.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

§ 1917.10 Notice of final determination.

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from shoreline to 100-yr boundary |
|---|---|---|---|
| Mill Run Creek | Frankel Ave | 7 | 540 |
| | Archer St | 7 | 560 |
| | Southside Ave | 7 | 775 |
| | Atlantic Ave | 7 | 720 |
| | Hapion Pl | 7 | 450 |
| Freeport Bay | South Bayview Ave | 7 | 2,240 |
| | Branch Ave | 7 | 2,660 |
| | Marks Ave | 7 | 3,300 |
| Bundell Bay | South Bay Ave | 7 | 1,620 |
| Hempstead Bay | South Long Beach Ave | 7 | 6,200 |
| | South Grove St | 7 | 8,020 |
| Freeport Creek | Atlantic Ave (extended) | 7 | 130 |
| Merrick River | Merrick Rd | 7 | 910 |

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21274 Filed 8-13-75;8:45 am]

[Docket No. FI-666]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the Village of Island Park, Nassau County, New York

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10), hereby gives notice of his final determinations of flood elevations for the Village of Island Park under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the Village must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at the Village Office, 127 Long Beach Road, Island Park.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

§ 1917.10 Notice of final determination.

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from shoreline to 100-yr boundary |
|---|---|---|---|
| Island Park Canal | Truston Rd | 7 | 840 |
| | Warwick Rd | 7 | [1] 2,100 |
| | Island Parkway | 7 | 2,430 |
| Hog Island Channel | Long Beach Rd | 7 | 1,440 |
| Wreck Lead Channel | Quebec Rd | 7 | 2,360 |
| | Along Long Island RR | 7 | [1] 2,250 |

[1] To corporate limit.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21273 Filed 8-13-75;8:45 am]

[Docket No. FI-668]

## PART 1917—APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

### Final Flood Elevation for the Borough of Brookhaven, Delaware County, Pennsylvania

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93–234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90–448), 42 U.S.C. 4001–4128, and 24 CFR Part 1917 (§ 1917.10)), hereby gives notice of his final determinations of flood elevations for the Borough of Brookhaven under § 1917.8 of Title 24 of the Code of Federal Regulations.

The Administrator, to whom the Secretary has delegated his statutory authority, has developed criteria for flood plain management in flood-prone areas. In order to continue participation in the National Flood Insurance Program, the Borough must adopt flood plain management measures that are consistent with these criteria and reflect the base flood elevations determined by the Secretary in accordance with 24 CFR Part 1910.

In accordance with Part 1917, an opportunity for the community or individuals to appeal this determination to or through the community for a period of ninety (90) days has been provided. Pursuant to § 1917.8, no appeals were received from the community or from individuals within the community. Therefore, publication of this notice is in compliance with § 1917.10.

Final flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the final elevations are available for review at Brookhaven Municipal Building, Brookhaven.

Accordingly, the Administrator has determined the 100-year (i.e., flood with one-percent chance of annual occurrence) flood elevations as set forth below:

§ 1917.10 Notice of final determination.

| Source of flooding | Location | Elevation (feet above mean sea level) | Width in feet from bank of stream to 100-yr flood boundary facing downstream | |
|---|---|---|---|---|
| | | | Left | Right |
| Chester Creek | Duthon Mill Rd | 47 | 230 | [1] |
| | Lincoln Dr. (extended) | 44 | 280 | [1] |
| | Bridgewater Rd | 40 | 160 | [1] |
| Ridley Creek | Brookhaven Rd | 48 | [1] | 80 |

[1] Corporate limits.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21271 Filed 8-13-75;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

### [ 26 CFR Part 1 ]

### INCOME TAX REGULATIONS AMENDED WITH RESPECT TO REINSURANCE TRANSACTIONS

### Notice of Proposed Rule Making

Notice is hereby given that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments pertaining thereto which are submitted in writing (preferably six copies) to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, by September 15, 1975. Pursuant to 26 CFR 601.601(b), designations of material as confidential or not to be disclosed, contained in such comments, will not be accepted. Thus, a person submitting written comments should not include therein material that they consider to be confidential or inappropriate for disclosure to the public. It will be presumed by the Internal Revenue Service that every written comment submitted to it in response to this notice of proposed rule making is intended by the person submitting it to be subject in its entirety to public inspection and copying in accordance with the procedures of 26 CFR 601.702(d)(9). Any person submitting written comments who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit a request, in writing, to the Commissioner by September 15, 1975. In such case, a public hearing will be held, and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER, unless the person or persons who have requested a hearing withdraw their requests for a hearing before notice of the hearing has been filed with the Office of the Federal Register. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

DONALD C. ALEXANDER,
*Commissioner of Internal Revenue.*

This document contains proposed amendments to the Income Tax Regulations (26 CFR Part 1) in order to clarify the rules relating to reinsurance transactions in determining life insurance company taxable income.

Example (1) as set forth in § 1.817–4 (d)(3) of the existing regulations has given rise to conflicting judicial decisions. At issue in these judicial decisions is whether an insurance company which purchases insurance contracts from another insurance company must capitalize the purchase price and amortize it over the life of the contracts reinsured, or whether such amount may be excluded from income in the year of purchase. The notice makes it clear that such amount must be amortized.

The notice modifies example (1) and adds a new example (3) to make it clear that merely because money passes solely from the seller to the purchaser in a netting transaction, does not mean that the purchaser has paid nothing for the insurance contracts. The notice also contains rules for determining the purchase price in such transactions.

*Proposed amendments to the regulations.* In order to clarify the Income Tax Regulations (26 CFR Part 1) under section 817 of the Internal Revenue Code of 1954, relating to deduction for reinsurance transactions, such regulations are amended as follows:

Paragraph 1. Paragraph (d) of § 1.817–4 is amended as follows: Paragraph (d)(2) is revised by redesignating (iii) as (iv), amending (ii) and adding a new (iii); paragraph (d)(3) is revised by redesignating examples (3) and (4) as examples (4) and (5), respectively, revising example (1), and adding a new example (3). The revised and added provisions read as follows:

§ 1.817–4 Special rules.

* * * * *

(d) *Certain other reinsurance transactions.* * * *

(2) * * *

(ii) In connection with an assumption reinsurance (as defined in paragraph (a)(7)(ii) of § 1.809–5) transaction, a reinsurer shall in any taxable year beginning after December 31, 1957:

(A) Treat the consideration received from the reinsured in any such taxable year as an item of gross amount under section 809(c)(1), and

(B) Treat any amount paid to the reinsured for the purchase of such contracts, to the extent such amount meets the requirements of section 162, as a deferred expense that may be amortized over the reasonably estimated life (as defined in paragraph (d)(2)(iv) of this section) of the contracts reinsured and treat the portion of the expense so amortized in each taxable year as a deduction under section 809(d)(12) irrespective of the taxable year in which such amount was paid to the reinsured.

(iii) For purposes of paragraph (d)(2)(ii) of this section where the reinsured transfers to the reinsurer in connection with the assumption reinsurance transaction a net amount which is less than the increase in the reinsurer's reserves resulting from the transaction, the reinsurer shall be treated as:

(A) Having received from the reinsured consideration in an amount equal to the net amount of the increase in the reinsurer's reserves resulting from the transaction, and

(B) Having paid the reinsured an amount for the purchase of the contracts equal to the excess of the amount of such increase in the reinsurer's reserves over the net amount received from the reinsured.

* * * * *

(3) * * *

*Example (1).* On June 30, 1959, X, a life insurance company, reinsured a portion of its insurance contracts with Y, a life insurance company, under an agreement whereby Y agreed to assume and to become solely liable under the contracts reinsured. The reserves on the contracts reinsured by X were $100,000. Under the reinsurance agreement X agreed to pay Y $100,000 for assuming such contracts and Y agreed to pay X $17,000 for the right to receive future premium payments under this block of contracts. Rather than exchange payments of money, X agreed to pay Y a net amount of $83,000 in cash. Assuming that the reasonably estimated life of the contracts reinsured is 17 years, that there are no other insurance transactions by X or Y during the taxable year, and assuming that X and Y compute the reserves on the contracts reinsured on the same basis, X has income of $100,000 under section 809(c)(2) as a result of the net decrease in its reserves. X has a net deduction of $83,000 ($100,000–$17,000) under section 809(d)(7). For the taxable year 1959, Y has income of $100,000 under section 809(c)(1) as a result of the consideration received from X and a deduction of $100,000 under section 809(d)(2) for the net increase in reserves and $1,000 ($17,000 divided by 17, the reasonably estimated life of the contracts reinsured), under section 809(d)(12). The remaining $16,000 shall be amortized over the next 16 succeeding taxable years (16×$1,000=$16,000) under section 809(d)(12) at the rate of $1,000 for each such taxable year.

* * * * *

*Example (3).* The facts are the same as in Example (1), except that the reinsurance agreement does not specifically provide that X agreed to pay Y $100,000 for assuming the contracts reinsured and Y agreed to pay X $17,000 for the right to receive future premium payments under such contracts. Instead, X agreed to pay Y a net amount of $83,000 in cash for assuming such contracts. Nevertheless, Y is treated as having received from X consideration equal to $100,000, the amount of the increase in Y's reserves, and as having paid $17,000 ($100,000 less $83,000) for the purchase of such contracts. Therefore, for the taxable year 1959, Y has income of $100,000 under section 809(c)(1). Y also has a deduction of $100,000 under section 809(d)(2) for the net increase in its reserves and an amortization deduction under section 809(d)(12) of $1,000 ($17,000 divided by 17, the reasonably estimated life of the contracts reinsured). The remaining $16,000 shall be amortized by Y over the next 16 succeeding years at the rate of $1,000 for each such year. For 1959, X has income of $100,000 under section 809(c)(2) as a result of the net decrease in its reserves and a deduction of $83,000 under section 809(d)(7) for the net amount of consideration paid to Y for assuming the contracts reinsured.

[FR Doc.75–21357 Filed 8–13–75;8:45 am]





### [ 26 CFR Part 54 ]

### DEFINITION OF FIDUCIARY

### Notice of Proposed Rulemaking

*Correction*

In FR Doc. 75–20865, appearing, at page 33560, in the issue of Friday, August 8, 1975, make the following changes:

a. In § 54.4975–9, in paragraph (c)(1)(i), line three should read "property, the advisability of investing in,".

b. In § 54.4975–9, on page 33561, first column, paragraph (D), in the first line, the word reading "or" should read "and".

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of the Secretary

### [ 45 CFR Part 5b ]

### PRIVACY ACT

### Notice of Proposed Rulemaking

Notice is hereby given that the Secretary proposes regulations to implement the Privacy Act, Public Law 93–579, which becomes effective on September 27, 1975.

The regulation is designed to give information both to the general public and to Department employees concerning the procedures governing requests for information, and requests for the amendment of records. It also provides guidance on the disclosure of information.

The regulation attempts to balance equities between an individual's right to privacy and the rights of others to have access to personal information. The Privacy Act permits disclosure of personal information if the disclosure is required by the Freedom of Information Act. The Freedom of Information Act, as implemented in the Department's Freedom of Information Regulation in 45 CFR Part 5 and supplemental regulations promulgated by components of the Department, exempts from mandatory disclosure personnel and medical files and similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. Those regulations currently contain some examples of records, which, if disclosed would constitute a clearly unwarranted invasion of personal privacy.

The Privacy Act explicity confers a right upon an individual to gain access to information pertaining to him in Federal records. It does not limit an individual's right to gain access to Federal records under the Freedom of Information Act, but rather permits an individual to gain access to records pertaining to him which otherwise might not be available to the general public under the Freedom of Information Act.

For this reason, the Department intends to regard requests for records containing personal information as requests under the Privacy Act if an individual requests access directly or through a representative to records containing information pertaining to himself. A request for access to records containing personal information about someone other than the individual making the request will be viewed as a request under the Freedom of Information Act unless a routine use has been established for the record in accordance with the Privacy Act. Where an individual requests access to records containing information pertaining to himself as well as to others in a single request, the request will be viewed as being made under both Acts.

Determinations of whether a request should be treated as a request under the Privacy Act, the Freedom of Information Act or as a request under both Acts will be made on the basis of the substance of the request. In each case such determinations will be made by the employee in the Department to whom the request is referred or addressed.

Should a request be submitted to the responsible Department official in accordance with this Part, that official will review such request and transmit all requests under the Freedom of Information Act or those portions of a single request having Freedom of Information Act considerations to the appropriate Information Center officer in accordance with Subparts C and D of the Department's Freedom of Information Regulation, 45 CFR Part 5. Similarly, Information Center officers will review requests submitted in accordance with the Department's Freedom of Information Regulation and transmit all requests under the Privacy Act or those portions of a single request having Privacy Act considerations to the responsible Department official in accordance with the Department's Privacy Act implementing regulations.

The regulation is designed to prescribe overall procedures which will generally apply throughout the Department. However, given the large number of systems of records maintained by the Department and the various responsibilities of the components of the Department, no one procedure can be designed which will adequately apply to every request under the Act. Further, some components have procedures which are mandated by other statutes. Therefore, the regulation would permit supplementation by component's regulations, even to the extent that the components deviate from these procedures. Where a component chooses not to promulgate regulations, the procedures in the Department regulation will apply.

The procedures set forth in the proposed regulation are designed to keep paperwork and inconvenience to the requester at a minimum. However, it is necessary, particularly when considering that the Act provides both civil and criminal penalties for failure to comply with the Act, to ensure that a person requesting access to his own record is, in fact, the individual on whom the record is maintained. Therefore, minimal requirements must be put into effect regarding the verification of the identity of the subject individual. The individual requesting information from medical or other sensitive records may be required to produce greater proof of his identity than is required for records which are not of such a personal nature.

The Act provides that an individual may inquire of an agency whether it is maintaining records on him in systems of records which he states are likely to have information on him. Should the agency inform the individual that it is maintaining a record on him, the individual may also request access to that record. Individuals are encouraged to combine both the inquiry about the existence of a record and the request for access to the record in a single request, particularly if the individual knows in advance that he will want access to the record. Requests may be made in person or through the mail. Individuals requesting copies of their records will be charged for the copies in accordance with the fee schedule proposed in the regulation. The regulation also provides procedures by which an individual may give his consent for the disclosure of information concerning him to others where such disclosure is not otherwise permitted by the Act.

The Act also permits an individual to request that a record be amended or corrected when he believes, after having had access to the record, that the record being maintained is inaccurate. An initial request will be made to the official who is responsible for maintaining the system of records. If that official refuses to amend or correct the record, the individual may appeal the refusal.

It is the Department's intent that such appeals be determined at a high level. It is also understood, however, that the volume of appeals of this nature may be so great that the officially designated appeals authority cannot give his attention to each request, and so would likely delegate this authority.

The officials listed in the proposed regulation as appeal authorities are the same officials who have appellate authority with respect to denials of information under the Freedom of Information Act. This authority may be redelegated. Any delegation, however, must be in writing and published in the FEDERAL REGISTER as a part of Appendix C to the regulation. The proposed regulation will, however, restrict the delegation so that the appeal authority is at all times a person of higher rank than the employee who made the initial review of the request to correct or amend.

During the time a record is reviewed for possible corrections or amendments, no disclosure will normally be made of

the record nor will any determination concerning the individual's rights, benefits, or privileges under a federal program be made on the basis of the record. It is recognized, however, that under certain circumstances this restriction may act to the detriment of the individual. In such cases, a disclosure or a determination may be made on the basis of the existing record. Such disclosure or determination will be corrected if the responsible Department official or the appeals authority agree to correct or amend the record.

The Department maintains many systems of records which contain medical information. In many cases, the disclosure of medical records could have an adverse effect on the individual. The Privacy Act permits special procedures to be instituted where an individual has requested medical records. The proposed regulation would put into effect such a special procedure. In certain instances, individuals will be required to designate, in writing, a representative to whom a medical record will be disclosed. Such representative will discuss the medical record with the individual and disclose to him such information as the representative deems appropriate.

The general intent of the Privacy Act is to protect the personal privacy of individuals. No individuals are exempted from this protection. The Act does provide, however, that parents may act on behalf of their minor children. This provision does not require parents to request information on their children, nor does it require that the Department disclose records concerning a minor to his parent where such disclosure would constitute a clearly unwarranted invasion of personal privacy of the minor. Minors may gain access to all their records directly. It is recognized that minors may receive certain medical treatment without the consent of their parents. Therefore medical records of minors are considered more sensitive than medical records of other individuals. In order not to draw attention to any medical treatment without parental consent, all medical records will be treated in the same manner. Parents asking for medical records will be required to provide the responsible Department official with the name and address of the family physician or in the absence of a family physician of some other health professional. The medical record of the minor will be forwarded to such designated physician or health professional and, where appropriate, attention will be drawn to the fact that the minor has been given medical treatment without parental consent. The physician or health professional will be asked to consider the effect that disclosure of such information might have on the minor before making any disclosure of the record to the parent. In addition, the responsible Department official will make reasonable effort to inform the minor of such disclosure to a physician or health professional.

The Act provides that no agency shall disclose personal records, except pursuant to a written request by, or with the prior written consent of, the individual to whom the records pertain unless the disclosure falls within the confines of 11 specific conditions. (5 U.S.C. 552a(b)). The thrust of the section, entitled "Conditions of Disclosure", is to provide agencies with guidance on what disclosures may properly be made without affirmative action on the part of individuals. In fact, the individual will have no control over a disclosure under any of the circumstances listed therein. He will be told of the general uses which may be made, after the effective date of the Act, of the information which he supplies to the Government, including those uses designated as routine uses, as specifically identified in a notice of a system of records.

With certain exceptions, in order to apprise the individual of what disclosures have been made without his consent, the Act further provides inter alia that agencies shall make an accounting of disclosures and make such accounting available to the individual at his request. No accounting need be made for disclosures within the agency to those with a need for the information, or for disclosures which are required to be made under the Freedom of Information Act. An accounting must be made of disclosures of information for civil or criminal law enforcement activities but the individual need not be given access to such accounting.

The OMB guidelines, issued July 9, 1975, 40 FR 28948, would require, in addition to the accounting required by the statute, that an accounting be made of disclosures which are made at the request of, or with the consent of the individual (at p. 28955).

The Department believes that such accounting is unnecessary. The purposes for accounting of disclosures are:

1. To allow individuals to learn to whom records about themselves have been disclosed;

2. To provide a basis for subsequently advising recipients of records of any corrected records; and

3. To provide an audit trail for subsequent reviews of agency compliance with subsection (b) of the Act. The Department has determined that recording the instances of access by an individual to his own record would serve none of the above purposes, and does not believe that such a requirement reflects the intent of the Congress. While recording instances of disclosure to parties to whom the individual has given written consent might arguably be useful in achieving the second above-mentioned purpose, the individual can provide the Department with a list of those persons to whom records have been sent at his request or with his consent, if it is necessary to send notification of a correction of a record. Consequently, the Department does not believe that it should maintain an accounting of such authorized disclosures. To do otherwise, with respect to either access by the individual or authorized declosures, would work an unnecessary and undue burden on the Department. For example, the Social Security Administration alone annually discloses information from approximately 3.6 million records directly to the individuals involved and makes approximately 115 million other disclosures to authorized representatives of individuals. An illustration of the disclosures to authorized representatives include giving information to attorneys or other persons representing individuals in processing claims under the Social Security Act. The Department will, of course, adhere to the requirements of accounting for unconsented disclosures of personal information.

Under subsections (j) and (k) of the Privacy Act, agency heads may promulgate rules, in accordance with section 553 of the Administrative Procedure Act, exempting any system of records from certain provisions of the Privacy Act provided that the system falls within one of these subsections' categories of systems which are permitted to be exempted. As provided in section 553 of the Administrative Procedure Act, agency heads must publish a general notice of the proposed exemption and must include in that notice the specific provisions from which the system is proposed to be exempted and the rationale for the necessity of the exemption.

It is the policy of the Department to use this exemption authority sparingly. Requests for exemptions submitted to the Secretary must include full justification for exempting the system of records.

Those specific systems of records which the Secretary now proposes to exempt under the authority of subsections (j) and (k) of the Act are included in § 5b.9 of this Part. Additional exemptions may also be proposed in the near future.

The "Saint Elizabeths Hospital's Court-Ordered Forensic Investigatory Materials Files" is a system of records proposed to be exempted, as provided in subsection (j)(2) of the Act, from all subsections of the Act except subsections (b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6), (7), (9), (10), and (11), and (i).

This system is maintained by the Division of Forensic Programs at Saint Elizabeths Hospital, an operating component of the Department, for the purpose of conducting Court-ordered examinations of alleged criminal offenders; to provide reports and testimony regarding the competency to stand trial and expert testimony concerning the validity of the insanity defense; and, to aid in the treatment of identified mental illness. It is maintained under the authority of section 212 of title 24, United States Code, and sections 301(a), 301(b), 301(d), and 302 of title 24, D.C. Code. The records of this system are those of past and present patients committed to Saint Elizabeths Hospital pursuant to the District of Columbia and United States Criminal Codes, and include those of alleged criminal offenders sent for pre-trial examination; persons committed after having been found not guilty by reason of insanity; and, mentally ill sentenced prisoners transferred from penal institutions.

The (j)(2) exemption is proposed for this system for three reasons. First, most of the material contained in this system of records is gathered from sources requiring complete confidentiality as a prerequisite for disclosure of information to Saint Elizabeths Hospital. If patients were given access to this information, Saint Elizabeths Hospital would no longer be able to acquire the information from its present sources. Second, the majority of this information is the result of investigatory efforts by local and federal law enforcement authorities. Such material is not generally discoverable by a defendant in criminal proceedings. Disclosure of this information to criminally committed patients would be violative of the Federal and local rules of criminal procedure. Third, Saint Elizabeths Hospital is not the primary source of any of the investigatory material contained in this system of records. Inasmuch as any permissible access to such material should be at the primary source, it is believed that it is inappropriate to disclose it directly to the Hospital's past and present patients. Saint Elizabeths Hospital is given access to the information contained in this system of records for the sole purpose of conducting informed investigations and to provide adequate psychiatric treatment pursuant to Court order. The Hospital cannot violate its extremely narrow mandate in this regard by jeopardizing the confidentiality of such law enforcement investigatory material.

The "Health and Demographic Surveys Conducted in Random Samples of the U.S. Population," the "Health Manpower Inventories and Surveys," and the "Vital Statistics for all Births, Deaths, marriages and Divorces Occuring in the U.S. During Each Year" are systems of records proposed to be exempted, as provided in subsection (k)(4) of the Act, from subsections (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I) and (f) of the Act. These systems are maintained by the National Center for Health Statistics under the authority of sections 306(b)(1), 306(b)(1)(E), and 306(h) of Public Law 93-353, or the Health Services Research, Health Statistics, and Medical Libraries Act of 1974, respectively. Section 308(d) of that Act requires these systems of records to be maintained and used solely as statistical records. In addition to demographic and socioeconomic characteristics, these records contain individually identifiable information relating to incidence of illness and accidental injuries, prevalence of diseases and impairments, marital and childbearing histories, use of pre-natal care, educational statistics of individuals trained in specific health occupations, and vital statistics for births, deaths, marriages, and divorce. The information contained in these records is not used in whole or in part in making any determination about an identifiable individual, and as required by section 308(d) it is not published or released in a form which would identify the individual who supplies it or the individual who it is about.

The (k)(4) exemption is proposed for these systems of records to assure continued and uninterrupted activity in the area of health services statistical research and development. Currently, much of the information contained in these records is obtained through the voluntary cooperation of States, localities, hospitals, physicians, family planning agencies, and other organizations with the understanding that the National Center for Health Statistics will not disclose to anyone the personally identifiable information supplied by these sources. If these systems of records were not exempted from the access provisions of the Privacy Act, the continued cooperation to these sources would not be guaranteed, and therefore the health statistical activities and efforts of the National Center for Health Statistics would be severly disadvantaged.

Prior to the final adoption of the proposed regulation, consideration will be given to comments which are submitted in writing on or before September 15, 1975.

Comments should be addressed to the Director, Fair Information Practices Staff, Department of Health, Education and Welfare, 330 Independence Avenue, S.W., Washington, D.C. 20201. Comments received will be available for inspection in Room 4513, at the above address.

Dated: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

## PART 5b—PRIVACY ACT REGULATION

Sec.
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AUTHORITY: (5 U.S.C. 301, 5 U.S.C. 552a).

### § 5b.1 Purpose and scope.

This part implements the Privacy Act of 1974 (the Act) (5 U.S.C. 552a). It sets forth basic policy and procedures for the guidance of the general public and Department employees. All components of the Department, including the Office of the Secretary, advisory committees, and contractors performing agency functions (see 5b.3 infra) are to be governed by the provisions of this part. The policies and procedures set forth in this regulation may be supplemented by regulation as necessary by any component of the Department. Where other statutes mandate program procedures which are inconsistent with procedures set forth herein, such supplementary regulations shall adopt such procedures as are necessary to comply with such other statutes, notwithstanding the fact that they may be inconsistent with this Part. In addition, supplementary regulations may deviate from this regulation for the purpose of imposing stricter procedures for the protection of individual privacy.

### § 5b.2 Policy.

It is the general policy of the Department to protect the privacy of individuals to the fullest extent possible while nonetheless permitting the exchange of personal information on individuals which is required to fulfill the Department's administrative and program responsibilities and its responsibility for providing information which the general public is entitled to have under the Freedom of Information Act. The Freedom of Information regulation is set forth in Part 5 of this Title.

### § 5b.3 Definitions.

(a) *Agency.* As used in the Act, Agency means the Department of Health, Education, and Welfare.

(b) *Department.* Department of Health, Education, and Welfare includes all offices, components, and subdivisions thereof. It further includes:

(1) Certain non-federal components which operate as the Department's agents for purposes of carrying out Federal functions, such as intermediaries and carriers performing functions under contracts and agreements entered into pursuant to section 1816 and 1842 of the Social Security Act (42 U.S.C. 1395h and 1395u);

(2) Advisory committees and councils within the meaning of the Federal Advisory Committee Act which provide advice to (i) any official or component of the Department or (ii) the President and for which the Department has been delegated responsibility for providing services;

(3) Contractors performing a Department-mental function required by statute or Executive Order who maintain a system of records in connection therewith, for or on behalf of the Department where the contract is entered into or amended subsequent to September 27, 1975, and contains requirements that the Act and this regulation be complied with by the contractor.

It does not include grantees, including State and local governments or subdivisions thereof administering federally funded programs such as State Welfare, Rehabilitation, or Education agencies.

(c) *Secretary.* Secretary means the Secretary of Health, Education, and Welfare, or his designee.

(d) *Individual.* Individual means a living person who is a citizen of the United States or an alien lawfully admitted for permanent residence. It does not include persons such as sole proprietorships, partnerships, or corporations. A business firm which is identified by the name of one or more persons is not an individual within the meaning of the Act.

(e) *Record.* Record means any item, collection, or grouping of information about an individual that is maintained







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by the Department, including, but not limited to, such individual's education, financial transactions, medical history, and criminal or employment history and that contains his name, or an identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph. When used in this Part, record means only a record which is a part of a system of records.

(f) *Systems of records.* A system of records means any group of records under the control of the Department from which information about an individual is retrieved by a personal identifier such as the name of the individual, number, symbol or other unique retriever assigned to an individual. Single records or groups of records which contain personal information on an identifiable individual but which are not retrieved by a personal identifier are not part of a system of records. Papers maintained by individual employees of the Department which are prepared, maintained, or discarded in the discretion of the employee and not subject to the Federal Records Act (44 U.S.C. 2901) are not part of a system of records: *Provided*, That such personal papers are not used by the employee or the Department to determine the rights, benefits, or privileges of other individuals.

(g) *Maintain.*

(1) When used in connection with the term "record" maintain means maintain, collect, use, or disseminate.

(2) When used in connection with the term "system of records" maintain means have control over or responsibility for such system of records.

(h) *Statistical Record.* A statistical record is a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making determinations about identifiable individuals.

(i) *Routine use.* A routine use means the disclosure outside the Department of a record, or information contained in a record, for a purpose which is compatible with the purpose for which the information in the record was collected. It includes disclosures required to be made by statute, other than the Freedom of Information Act (5 U.S.C. 552). It does not include disclosures listed at § 5b.7(a) (1), (2) and (4)–(11), or disclosures made with the consent of, or at the request of, the subject individual.

(j) *Subject individual.* Subject individual means that individual to whom information contained in a record pertains.

(k) *Disclosure.* Disclosure means the release of individually identifiable information to the subject individual, to employees of the Department, or to persons outside the Department.

(l) *Responsible department official.* Responsible Department Official is that officer who is listed in a notice of a system of records as the system manager for a given system of records or another person listed in the notice of systems of records to whom requests may be made.

**§ 5b.4 Maintenance of personal information.**

(a) No information shall be maintained in a system of records of the Department unless:

(1) It is relevant and necessary to accomplish a Departmental function, required to be accomplished by statute or Executive Order;

(2) It is collected to the greatest extent practicable from the subject individual when the information may result in a determination about an individual's rights, benefits or privileges under Federal programs; and

(3) The individual supplying the information is fully informed of the authority for and purpose of collecting the information (including whether the supplying of the information is mandatory or voluntary, how the information supplied may be used including routine uses, what effect his refusal to supply the information may have on him), and if the information is not required to be supplied by the individual, he consents to supplying the information.

(b) No information shall be maintained in a system of records which describes how an individual exercises rights guaranteed by the First Amendment unless expressly authorized (1) by statute, or (2) by the individual about whom the record is maintained, or unless pertinent to and within the scope of an authorized law enforcement activity.

(c) Notices of systems of records shall be published as prescribed in Appendix A, Item 1.

**§ 5b.5 Procedures for requesting information contained in a system of records.**

(a) Determining whether a system of records has information on an individual:

(1) Any individual may request the responsible Department official to inform him whether that system contains information on himself. The individual may at the same time request a copy of any information which is located in the system of records by using the procedures in paragraph (b) of this section. The responsible Department official shall normally notify an individual whether the system does contain information on the individual upon verification of the individual's identity as required under paragraph (a)(5)(i)(A) or (B) of this section. Where the mere disclosure of the fact that a system of records contains such information on the subject individual would be a clearly unwarranted invasion of privacy if disclosed to the wrong person, the Department official shall require further verification of the identity of the individual as provided in paragraph (a)(5)(i)(C) of this section.

(2) Requesters shall address separate requests to the responsible Department official and specify which system of records he wishes to have searched. Where an individual makes a request in person, he may leave with a Department employee requests for searches of records in other locations or under the control of other components of the Department, provided that such other requests are addressed to the appropriate responsible Department official. Employees receiving such requests shall forward them to the responsible Department official. If the requester has properly identified himself in accordance with paragraph (a)(5) of this section the employee receiving the request shall mark on the request that he has verified the identity of the requester and by what means. Any such forwarded requests shall be acknowledged within 10 working days of receipt by the responsible Department official.

(3) When a request is made in person, access to the subject individual's records, if found in the system of records specified by the individual, shall generally be granted immediately. If it is not possible to grant access, because of the number of requests being handled, breakdown of equipment, shortage of personnel, or otherwise, the requester shall be told when he may reasonably expect to gain access to the information.

(4) *Times and places.* Unless a notice of a system of records specifies otherwise, requests for access and/or disclosure may normally be made during regular business hours Monday through Friday except Federal holidays. An individual may apply personally at any listed location to request disclosure, subject to paragraph (a)(3) of this section.

(5) *Verification of identity*—(i) *Requests in person.* (A) A subject individual who appears in person at a specific location for disclosure of records relating to him shall disclose his name, current address, and at least one piece of tangible identification such as driver's license, passport, alien or voter registration card or union card. Identification papers with current photographs are preferred but not required. If a subject individual has no identification but is personally known to a Department employee, such employee shall make a written record verifying the subject individual's identity.

(B) Where the subject individual has no identification papers, the responsible Department official shall require that the subject individual certify in writing that he is the individual who he claims to be and that he understands that the knowing and willful request or acquisition of records concerning an individual under false pretenses is a criminal offense subject to a $5,000 fine.

(C) Under certain circumstances the identification provided under paragraph (a)(5)(i)(A) and (B) of this section may not be sufficient. Such circumstances include but are not limited to:

(*1*) The sensitive nature of records to be disclosed such as medical records;

(*2*) The inability of the responsible Department official to distinguish between records in the system of records on individuals with the same name; or

(*3*) The apparent discrepancy of the information with the identity of the individual, such as where the individual appears to be much younger than the





individual whose record is in the system of records.

When any such circumstance exists, the responsible Department official shall solicit further information from the individual. He shall solicit only the minimum amount of information required to ensure that disclosure will be properly made. The information solicited shall parallel the information already contained in the system of records. Examples might be years of attendance at a particular educational institution, rank attained in the uniformed services, date and/or place of birth, names of parents, specific times treated for a particular medical situation, or an occupation.

(D) No verification of identity shall be required where the record is one which is required to be disclosed under the Freedom of Information Act.

(ii) *Aliases.* Where an individual is seeking to obtain information about himself which may be retrieved by a different name or identifier than his current name or identifier, he shall be required to produce evidence, similar to that required in paragraph (a)(5)(i) to verify that he is the person whose record he seeks.

(iii) *Requests by mail.* Written requests shall contain the full name, current address and signature of the individual. They shall also include a minimum of one piece of information which the appropriate notice indicates should be in the system to distinguish the requester's records from other individuals. Examples might be years of attendance at a particular educational institution, rank attained in the uniformed services, date and place of birth, names of parents, specific times treated for a particular medical situation, or an occupation. Where requests do not contain sufficient information to verify the identity of the individual requesting the information, the responsible Department official shall inform the requester in writing that no action can be taken without the submission and receipt of further information and he shall inform the requester what further information may be necessary to process the request.

(iv) *Persons accompanying individual.* When an individual makes a personal request for access to his record and is accompanied by another person, the responsible official shall ask the individual for a signed statement authorizing disclosure of or discussion of personal records in the presence of such person.

(v) *Parents and legal guardians.* Parents of minor children and legal guardians of legally incompetent individuals shall verify their own identification in the manner described above as well as their relationship to the individual whose record is sought. A copy of the child's birth certificate or court order shall be presented.

(vi) *Consent to disclose information on subject individuals to other persons.* Explicit consent by individuals for disclosure of their records to other persons may occur under several different circumstances. For example:

(A) An individual may give consent at the time that the information is collected for disclosures for specific purposes or to specific persons.

(B) An individual may give consent for disclosure of his records to a specific person.

(C) An individual may request the Department to provide all or a portion of a specific record for submission to another.

In each case the consent shall be in writing and specific with respect to whom the record may be released (or specific class such as providers of medical services), what information may be released, and if applicable, during what time frame (i.e. during the school year, while the individual is out of the country, whenever the individual is receiving specific services). A blanket consent to release all information to unspecified persons will not be honored. Verification of the individual and where applicable of the party to whom the record is to be released shall be made in accordance with paragraph (a)(5) of this section. The consent document shall be retained for a period of at least two years; *except* that if such document is used as a means of accounting for the disclosure, it shall be retained as provided in § 5b.7(b).

(vii) *Signature.* Where an individual is unable to sign his name wherever required by this part, he shall make his mark and have the mark verified in writing by two additional persons.

(b) *Disclosure of records to individual.*

(1) An individual is entitled to review and/or copy any record relating to him unless such record is exempt pursuant to § 5b.9 or is governed by the provisions of paragraph (c) of this section. He is also entitled to be accompanied at his request by another individual of his choice, subject to the provisions of paragraph (a)(5)(v).

(2) Any request made in person by an individual shall be processed immediately insofar as is feasible at the time of the request. (See paragraph (a)(3) of this section). If it is not possible to provide the individual with the information at such time, the individual shall be given a full explanation of why the request cannot be processed at that time and when the individual can reasonably expect the information will be available to him.

(3) Requests for information by mail shall be processed as promptly as possible. If a request cannot be processed within 10 working days, an interim response shall be made with a complete explanation why the request has not been processed and when the individual may expect a full response.

(c) *Special procedures for medical records of individuals*—(1) *General Policy.* An individual in general has a right to access his medical records as well as other records concerning him maintained by the Department. The Act permits agencies to establish special procedures for the disclosure of medical records. It is not possible for one procedure to meet the requirements of each component of the Department, inasmuch as medical records are maintained in different types of systems of records and for a wide variety of purposes. Therefore, it is expected that if the procedure set forth below is not suitable for specific systems of records of Department programs, substitute procedures will be promulgated pursuant to § 5b.1. In the absence of any supplementation of this Subsection, responsible Department officials may in their discretion, utilize the procedure set forth below, or provide the individual direct access to his medical record.

(2) *Procedure for disclosure of medical records in general.* Except as provided in paragraph (d) of this section the following procedures shall govern the disclosure of medical records to an individual. (i) If a physician is available at the site of access the responsible Department official shall consult with such physician to determine whether disclosure of the record to the subject individual might have an adverse effect on such individual. If it is determined that disclosure is not likely to have an adverse effect on the subject individual, the record shall be disclosed to him. If it is determined that disclosure might have an adverse effect on the subject individual, the record shall not be disclosed directly to him. He shall be requested to designate, in writing a representative to whom the record shall be disclosed. Such representative may be a physician, other health professional, a member of the subject individual's family, a member of the clergy, or other responsible person who would be willing to review the record and discuss it with the subject individual.

(ii) If no medical officer is available at the location of the system of record, the responsible Department official shall determine to the best of his ability whether the disclosure to the subject individual is likely to have an adverse effect on the subject individual. If he determines that disclosure will not be likely to have an adverse effect on the individual, he shall disclose the record to the individual. If he determines that disclosure might have an adverse effect on the subject individual, or if the responsible Department official does not believe himself qualified to make such a determination, the subject individual shall be requested to designate, in writing, a representative to whom the record shall be disclosed. Such representative may be a medical practitioner, a member of the subject individual's family, a member of the clergy, or other person who would be willing to review the record and inform the subject individual of its contents at the representative's discretion. In making such a determination, the responsible Department official may consult with other officials in the Department.

(iii) In any case, where a responsible Department official does not disclose the record to the subject individual, he shall document in writing his reason(s) for requesting the individual to designate a representative and how he disclosed the medical record to the representative.

(3) *Procedures for disclosure of medical records of minors.* (i) A minor may be granted access to his own medical

record in accordance with the provisions of paragraph (c)(2) of this section.

(ii) In order to protect the privacy of a minor, no individual other than the minor shall be granted direct access to a minor's medical record. A parent or guardian authorized to act on behalf of a minor who asks for his child's medical record will be requested to designate, in writing, a family physician or other health professional to whom the minor's medical record may be sent. If the record contains information the disclosure of which would constitute a clearly unwarranted invasion of the personal privacy of the minor, such information shall be brought to the attention of the physician or health professional. He shall be requested to consider the effect that disclosure of such information to the parent would have on the minor. The responsible Department official shall make a reasonable effort to inform the minor that the medical record has been disclosed and the name and address of the recipient.

**§ 5b.6 Requests for the correction or amendment of record.**

(a) *How made.* Requests for correction or amendment of any record shall be made in writing to the responsible Department official. Any request shall specify:

(1) What record(s) or portions thereof are sought to be affected;

(2) Whether a deletion or substitution or addition of other information is sought;

(3) Why the Department record is inaccurate or incorrect;

(4) Evidence supporting the request.

(b) *Department review.* (1) Within 10 working days of the receipt of a request under (a) of this section, the responsible Department official shall acknowledge the request. If the responsible Department official agrees that the record should be corrected or amended, he shall cause the record to be so corrected or amended as promptly as possible and inform the individual of his action. Until the record is corrected or amended, no disclosure shall be made of the record to be amended nor shall any determination with respect to a right, benefit or privilege be made on the basis of the file, unless failure to make any such disclosure or determination would otherwise work to the detriment of the individual.

(2) If the official determines that the disputed material is not relevant or necessary for the purpose for which it was obtained, he shall cause the material to be deleted without regard to its accuracy.

(3) If the official does not deem it appropriate to correct or amend a record or any portion thereof, he shall promptly notify the requester of his refusal to comply with the request. The notification shall:

(i) Set forth the reasons for not correcting or amending the record;

(ii) Inform the requester that he may seek an appeal of such refusal; and

(iii) Identify the appropriate appeal authority by name, title and business address. (See paragraph (c) of this section).

(4) Where the records are subject to another agency's regulations, e.g. Civil Service Commission, Federal Bureau of Investigation, the request shall be submitted to such agency for processing.

(c) *Appeals of refusals to correct or amend a record.* (1) Appeal of a refusal to correct or amend a record pursuant to paragraph (b) of this section shall be requested in writing. Appeal shall be made to the appeal authorities listed below, or their designees, or successors in function:

(i) Assistant Secretary for Administration and Management for records of the Office of the Secretary, or where the initial refusal to amend or correct was made by another appeal authority. An initial refusal by the Assistant Secretary for Administration and Management shall be appealed to the Under Secretary.

(ii) Assistant Secretary for Health for records of the Public Health Service including Office of Assistant Secretary for Health; Health Resources Administration; Health Services Administration; Alcohol, Drug Abuse, and Mental Health Administration; Center for Disease Control; National Institutes of Health; and Food and Drug Administration.

(iii) Assistant Secretary for Education for the records of the Office of Assistant Secretary for Education, National Center for Educational Statistics, National Institute of Education and Office of Education.

(iv) Assistant Secretary for Human Development for the records of the Office of Human Development.

(v) Commissioner of Social Security for the records of the Social Security Administration.

(vi) Administrator, Social and Rehabilitation Service for the records of the Social and Rehabilitation Service.

Any delegation of authority by any of the above appeal authorities shall be in writing and shall be published in Appendix C of this Part. Delegations shall not be made to an official below the rank of Bureau Head or equivalent. No delegation shall be made to an official who is responsible for making the initial review.

(2) The appeal authority shall review the record, the request to correct or amend, the notification of refusal, and any other pertinent data. He need not conduct an independent investigation unless he deems such investigation appropriate. No hearing is required. The appeal authority will not normally discuss the appeal with the requester; however, the request for appeal may contain whatever information the requester deems appropriate to the appeal. Appeals must be completed within 30 working days from receipt by the appeal authority unless an extension, not to exceed 30 additional working days, is made for good cause by the appeal authority. Priority in appeal shall be given to those appeals where a determination on a right, benefit, or privilege under a Federal program on the basis of the disputed record is pending. The requester will be informed of any such extension of time and the reasons therefor.

(3) If the appeal authority agrees with the requester that the record should be corrected or amended, he shall cause the record to be so corrected or amended as promptly as possible.

(4) The appeal authority shall not deny the appeal in whole or in part without consultation with the Office of General Counsel. A denial shall be in writing and inform the requester that:

(i) He has a right to judicial review; and

(ii) He may submit a concise statement of disagreement with the Department's action which will be kept with the record and released with that record whenever it is disclosed. Such statement shall be sent to the responsible Department official to be associated with the record.

**§ 5b.7 Disclosure of records to persons other than the subject individual.**

(a) Generally, no record in a system of records under the control of the Department will be released to anyone other than the individual to whom it pertains, except at his request or with his consent. Certain disclosures provided in this section may be made without the consent of the individual. Such a disclosure may be:

(1) To those officers and employees of the Department who have a need for the record in the performance of their duties. The responsible Department official shall determine what constitutes a legitimate need, and may in his discretion refuse to disclose the record.

(2) Required under the Freedom of Information Act and the Department Regulation in 45 CFR Part 5.

(3) For a routine use as defined in § 5b.3(i). Routine uses will be listed in any notice of a system of records. Certain routine uses may be applicable to more than one system of records and published in Appendix B. Notices may contain references to any such routine uses in advising the public of what uses may be made of records. The Appendix shall be published with any compendium of notices of systems of records.

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13 U.S.C.;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity





is authorized by law, and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(b) *Accounting for disclosure.* An accounting of all disclosures of personal records in a system of records other than those made (1) under paragraph 7(a)(1) and (2) of this section; (2) to the subject individual directly, or (3) at the request of, or with the consent of the subject individual, shall be kept in accordance with the provisions of Appendix A, Item 4. An individual is entitled to request and receive access to the accounting of disclosures of records concerning him. Procedures for requesting information in Systems of Records § 5b.5 shall be utilized for such purposes.

**§ 5b.8 Fees.**

(a) *Policy.* Where applicable, fees for copying records shall be made in accordance with the schedule set forth in this subsection. Fees may only be charged where an individual has requested that a copy be made. No fee may be charged for making a search of the system of records whether the search is manual, mechanical, or electronic. Where a copy of the record must be made in order to provide access to the record (i.e. computer printout where no screen reading is available), the copy shall be made available to the individual without cost. Where a medical record is made available to a person designated by the individual under the provisions of § 5b.5(c), no fee will be charged.

(b) *Fee schedule.* The fee schedule for the Department is as follows:

(1) Copying of records susceptible to photocopying—$.10 per page.

(2) Copying records not susceptible to photocopying (i.e., punch cards or magnetic tapes)—at actual cost to be

(3) No charge will be made if the total amount of copying from one system of records does not exceed $25.

(c) *Procedures.* When a fee is to be assessed, the individual shall be notified prior to the processing of duplication, and be given an opportunity to amend his request. Payment shall be made by check or money order made payable to the Department. The responsible Department official shall require advance deposit where the total amount exceeds $50.

**§ 5b.9 Exemptions.**

(a) *General policy.* The Act permits certain specific systems of records to be exempt from some of the requirements of the Act. Unless delegated in writing the Secretary reserves the authority to make determinations on exemptions. It is the policy of the Department to exercise authority to exempt systems of records only in compelling cases. Requests for exemptions will be made to the Secretary with a full justification for exempting the system of records.

(b) *Systems of records exempted.* (1) As provided in subsection (j)(2) of the Act, the Saint Elizabeths Hospital's Court-Ordered "Forensic Investigatory Materials Files", a system of records, is exempt from all subsections of the Act except subsections (b), (c)(1) and (2), (e)(4)(A) through (F), (e)(6), (7), (9), (10), and (11), and (i) which govern conditions of disclosing records contained in a system of records and criminal penalties for willful and knowing disclosure of records which are prohibited from disclosure under 552a; and which require each agency, with respect to each system of records under its control, to: make and keep an accounting of disclosures; annually publish the existence and character of the system of records; assure that records are accurate and relevant for agency purposes prior to disseminating any record about an individual; maintain no record describing how an individual exercises First Amendment rights; establish rules of conduct for persons maintaining systems of records; and, to establish safeguards to insure the security and confidentiality of records. This system of records is maintained under the authority of section 212 of title 24, United States Code, in order to permit the Division of Forensic Programs to conduct Court-ordered examinations of alleged criminal offenders; to provide reports and testimony regarding competency to stand trial and expert testimony concerning the validity of the insanity defense; and, to aid in the treatment of an identified mental illness.

(2) As provided in subsection (k)(4) of the Act, the following systems of records are exempt from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I) and (f) of the Act which require each agency, with respect to each system of records under its control, to: make accountings of disclosures available to individuals named in records at their request; provide access to records; maintain in its records only such information about individuals which is relevant and necessary to accomplish an agency purpose; annually publish access procedures and categories of sources of records in the system; and, to promulgate rules establishing procedures whereby individuals can be notified of information in systems of records pertaining to the individual, requirements for verification of the identity of individuals requesting access to records, for reviewing requests for amending an individual's record, and procedures for establishing fees.

(i) The Health and Demographic Surveys Conduct in Random Samples of the U.S. Population, a system of records authorized under section 306(b)(1) of Public Law 93–353, the "Health Services Research, Health Statistics, and Medical Libraries Act of 1974," and required under section 308(d) of that Act to be maintained and used solely as statistical records.

(ii) The Health Manpower Inventories and Surveys, a system of records authorized under section 306(b)(1)(E) of Public Law 93–353, the "Health Services Research, Health Statistics, and Medical Libraries Act of 1974," and required under section 308(d) of that Act to be maintained and used solely as statistical records.

(iii) The Vital Statistics for all Births, Deaths, Fetal Deaths, Marriages and Divorces Occurring in the U.S. during each year, a system of records authorized under section 306(h) of Public Law 93–353, the "Health Services Research, Health Statistics, and Medical Libraries Act of 1974," and required under section 308(d) of that Act to be maintained and used solely as statistical records.

NOTE: The following material is designed to inform the public on basics concerning internal procedures to be established. Further discussion on internal procedures will be issued in appropriate staff manuals.

APPENDIX A

Item
1. Standards for Accuracy.
2. Publication of the Annual Notice of System of Records.
3. Standards for Physical Safeguards of Systems of Records.
4. Accounting of Certain Disclosures.
5. Standards of Conduct.
6. Reports Required Under the Privacy Act.

Item 1—Standards for accuracy. Any record which is used to make a determination about an individual's rights, benefits, or privileges under Federal programs must be maintained accurately. Provision shall be made prior to the making of any such determination to examine the record to ensure that it is as accurate, relevant, timely and complete as is reasonably necessary to ensure fairness to the individual. The responsible Department official shall update the record to the extent possible, by seeking new information in the same manner as the original information was obtained provided it was obtained in accordance with the Act and this Part.

Item 2—Publication of the annual notice of systems of records. (a) A public notice is required to be published for each system of records in operation on or before September 27, 1975. Such notice shall annually be republished, including any revisions, on or before August 30 of each year. A public notice is also required for each new system of records before the system becomes operational. Each change in a system which has the effect of expanding the categories of records maintained, the categories of individuals on whom records are maintained, or the potential recipients of the information, shall be published in a revised public notice before the change takes effect. Also, each change that alters the procedures by which individuals exercise their rights under the Act shall be published in a revised notice before the change takes effect.



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(b) Contents of the notice.

The Department shall:

(1) Identify the system with a descriptive name.

(2) Specify each city, town, or other site at which a system of records is located or may be accessed. Each location shall be listed for a geographically dispersed system. A change in the list of locations need not be published in a revised public notice, unless it alters individuals' access or amendment rights. For certain systems of records such as medical records maintained at numerous locations, the Department may publish a single list of field stations or refer in the general notice of a generally available list of the locations.

(3) Identify the categories of individuals on whom records are maintained in the system. The description shall be sufficiently clear to enable an individual to determine if information pertaining to him might be contained in the system.

(4) Identify the authority to maintain or modify the system.

(5) Identify and describe the categories of records contained in the system using clear and concise terminology. If the categories of records are modified a change notice will be required.

(6) Identify and describe each routine use of the records contained in the system, including the categories of users and the purpose of such use. When additional agencies are proposed as routine uses a revised public notice must be published.

(7) Describe the type of storage being used for records.

(8) Describe how records are indexed.

(9) Describe how records are safeguarded or access controlled.

(10) Describe how long records are maintained and record disposal method. The notice shall indicate if and when the records are transferred to a Federal Records Center or the Archives and whether the records are on a records retention schedule and in what manner they may be destroyed. This description shall not describe security safeguards in such detail as to increase the potential risk of unauthorized access to records.

(11) Supply the title and business address of the responsible Department official. For geographically dispersed systems, the title and address of the responsible official at each location shall be listed in addition to the Department official responsible for the entire system of records. Each change in the address to which individuals may present themselves to inquire whether they are the subject of a record in the system or to seek access to a record or in the address to which individuals may mail inquiries shall be published in a revised public notice unless the responsible Department official is ensured that inquiries are dealt with in a timely manner.

(12) Specify the address of the Department office to which inquiries should be addressed or address(es) of the location(s) at which the individual may present a request in person if different from the list in subsection (11) of officials responsible for the system of records. The description shall also specify the information that must be supplied by the individual in order to determine whether the system contains a record pertaining to him.

(13) Describe the manner in which he can contest records content.

(14) Identify the categories of sources of records in the system. For systems of records which contain information obtained from sources other than the individual to whom the records pertain, the notice shall indicate the types of sources used such as previous employers, financial or educational institutions, or peer group reviewers. The description shall indicate if the individual to whom the records pertain is a source of information on the record.

Item 3—Standards for the physical safeguards of records systems. (a) Each system manager shall establish administrative, technical, and physical controls consistent with Departmental guidelines published in the General Administration Manual and, where applicable, the ADP Systems Manual to ensure the protection of records systems from unauthorized access or disclosure and from physical damage or destruction. The controls instituted shall be proportional to the degree of sensitivity of the records but, at a minimum, must insure that records are enclosed in a manner to protect them from public view, that the area in which the records are stored is supervised during all business hours to prevent unauthorized personnel from entering the area or obtaining access to the records, and that the records are inaccessible outside of business hours. Automated systems shall comply with the security guidelines promulgated by the National Bureau of Standards, as supplemented by Departmental standards contained in Information Processing Standards Publication 3.

(b) Each system manager shall adopt access restrictions to insure that only those individuals within the agency who have a need to have access to the records for the performance of their duties have access to them. Procedures shall also be adopted to prevent accidental access to, dissemination of, of modification of records.

Item 4—Accounting of certain disclosures. (a) Except for disclosures (1) within the Department; (2) required by the Freedom of Information Act; (3) directly to the subject individual; or (4) at the request or with the consent of the subject individual; the Department shall keep an accurate accounting of the date, nature and purpose of each disclosure of a record to any person or to another agency and the name and address of the person or agency to whom the disclosure is made. The Department need not make a notation on a single document of every disclosure of a particular record. The method used shall be adequate to retrieve a full accounting of disclosures of specific records or portions thereof.

(b) Where a disclosure may consist of a continuing exchange between the Department and another agency over a period of time, as in an investigation of criminal activity, or a continuing research project it is sufficient to make a general notation that, as of a specified date, such contact was initiated and will be maintained until the conclusion of the case or project. The Department shall retain the accounting made for at least five years or the life of the record, whichever is longer, after the disclosure for which the accounting is made. Except for disclosures made under § 5b.7(a)(7), the Department shall make the accounting available to the subject individual at his request.

Item 5—Standards of Conduct. (a) *General.* All employees are required to be aware of their responsibilities under the Privacy Act of 1974. Regulations implementing the Act are set forth in 45 CFR 5b. Instruction on the requirements of the Act and regulation shall be provided to all new employees of the Department. In addition, supervisors shall be responsible for assuring that employees who are working with systems of records or who undertake new duties which require the use of systems of records containing personal information on individuals are fully informed of their responsibilities. Supervisors shall also be responsible for assuring that all employees who work with such systems of records are periodically, but at least once annually, reminded of the requirements of the Act and are advised of any new provisions or interpretations of the Act.

(b) *Penalties.* (1) All employees must guard against improper disclosure of personal information which is governed by the Privacy Act of 1974 (5 U.S.C. 552a). Because of the serious consequences of improper invasions of personal privacy, employees may be subject to disciplinary action and criminal prosecution for knowing and willful violations of the Act and regulations. In addition, employees may also be subject to disciplinary action for unknowing or unwillful violations, where the employee had notice of the provisions of the Act and regulations and failed to inform himself sufficiently or to conduct himself in accordance with the requirements to avoid violations.

(2) The Department may be subjected to civil liability for the following actions undertaken by its employees:

(a) Making a determination under subsection 5b.6 of this section not to amend an individual's record in accordance with his request, or failing to make such review in conformity with that subsection;

(b) Refusing to comply with an individual's request for access to information concerning him;

(c) Failing to maintain any record concerning any individual with such accuracy, relevance, timeliness, and completeness as is necessary to assure fairness in any determination relating to the qualifications, character, rights, or opportunities of, or benefits to the individual that may be made on the basis of such a record, and consequently a determination is made which is adverse to the individual; or

(d) Failing to comply with any other provision of the Act or any rule promulgated thereunder, in such a way as to have an adverse effect on an individual.

(3) An employee may be personally subject to criminal liability as set forth below:

(a) Any officer or employee of an agency, who by virtue of his employment or official position, has possession of, or access to, agency records which contain individually identifiable information the disclosure of which is prohibited by the Act or by rules or regulations established thereunder, and who, knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it, shall be guilty of a misdemeanor and fined not more than $5,000.

(b) Any officer or employee of any agency who willfully maintains a system of records without meeting the notice requirements (See Item 2 of this Appendix) shall be guilty of a misdemeanor and fined not more than $5,000.

(c) *Rules Governing Employees Not Working With Systems of Records.* Employees whose duties do not involve working with systems of records will not generally release to any person, without specific authorization from their supervisors, information concerning employees or other individuals in records to which they may have access by reason of their official duties. Notwithstanding the above, the following information concerning Federal employees is public information and no further authorization is necessary for disclosure:

(1) Name and title of individual.

(2) Grade classification or equivalent and annual rate of salary.

(3) Position description.

(4) Location of duty station, including room number and telephone number.

In addition, employees may disclose records which are listed in the Department's Freedom of Information Regulation as being available





to the public. Requests for other information will be referred to the responsible Department official. This does not preclude employees from releasing information known to them personally, and without resort to a record, to official investigators of Federal agencies for official purposes such as suitability checks, Equal Employment Opportunity investigations, adverse action proceedings, grievance proceedings, etc.

(d) *Rules governing employees whose duties require use or reference to systems of records.* Employees whose official duties require that they use, refer to, maintain, service, or otherwise deal with systems of records (hereinafter referred to as "Systems Employees") are governed by the general provisions. In addition, extra precautions are required and systems employees are held to higher standards of conduct.

(1) Systems Employees shall:

(a) Be fully informed with respect to their responsibilities under the Act;

(b) Be alert to possible misuses of the system and report to their supervisors any potential or actual use of the system which they believe is not in compliance with the Act and regulations;

(c) Ensure that any disclosure made within the Department is in fact made to a Department employee and that such employee has a legitimate need to know the information in the course of his official duties;

(d) Ensure that records required by the Act and regulations (see Item 1 of this Appendix) are maintained accurately;

(e) Consuit with a supervisor prior to taking any action where they are in doubt whether such action is in conformance with the Act and regulations.

(2) Systems Employees shall not:

(a) Release in any form personal information about an individual from a system of records except (1) with the consent and request of the individual to whom it pertains (2) where its disclosure is permitted under § 5b.7 of the regulation.

(b) Permit unauthorized persons to be present in controlled areas. Any unauthorized persons observed in controlled areas shall be reported to a supervisor or to the guard force.

(c) Knowingly or willfully take action which might subject the Department to civil liability. (See paragraph (b)(2).)

(d) Make any arrangements for the design development, or operation of any system of records without assuring that the system can be maintained in accordance with the Act and regulations.

(e) *Contracting officers.* In addition to any applicable provisions set forth above, those employees whose official duties involve entering into contracts on behalf of the Department shall also be governed by the following provisions:

(1) *Contracts for design, or development of systems and equipment.* No contract for the design or development of a system of records, or for equipment which will be used to store, service or maintain a system of records shall be entered into unless the contracting officer has reasonably ensured that the product to be purchased is capable of being used without violation of the Act or regulations. Special attention shall be given to provision of physical safeguards.

(2) *Contracts for the operation of systems of records.* A review by the Contracting Officer, in conjunction with other officials whom he feels appropriate, of all proposed contracts providing for the operation of systems of records shall be made prior to execution of the contracts to determine whether operation of the system of records is for the purpose of accomplishing a Department function. If a determination is made that the operation of the system is to accomplish a Department function, the contracting officer shall be responsible for including in the contract appropriate provisions to apply the provisions of the Act and regulations to the system, including prohibitions against improper release by the contractor, his employees, or agents.

(3) *Other service contracts.* Contracting officers entering into general service contracts shall be responsible for determining the appropriateness of including provisions in the contract to insure against potential misuse (inadvertent or otherwise) by employees or agents of the contractor.

(f) *Rules Governing Responsible Department Officials.* In addition to the requirements for Systems Employees, *supra*, responsible Department officials shall:

(1) respond to all requests for access, disclosure, or amendment of records in a timely fashion in accordance with the Act and regulation;

(2) ensure that any amendment of records is made accurately and in a timely fashion;

(3) ensure that corrections are communicated to all persons whom the accounting records show have received copies of the record prior to the amendments; and

(4) assure that any statement of disagreement is associated promptly with the disputed record, and

(a) promptly transmit a copy of the statement to all persons whom the accounting records show have received a copy of the disputed record, and

(b) assure that the statement accompanies any future disclosure.

Item 6—*Reports required under the Privacy Act.* Each responsible Department official and each appeal authority shall keep such records as may be required in order to compile the reports required under the Act. In order to meet the OMB deadline for annual reports, such officials shall submit their reports to the Assistant Secretary for Administration and Management by March 15 of each year. Statistics shall be maintained on forms designated for such purpose by the National Archives and Record Service unless specific approval has been given to use other forms. In addition to the required statistics, such officials may, in their discretion, maintain and submit other records which they believe would be useful in the evaluation of the Department's implementation of the Act.

Reports must be submitted to the Assistant Secretary for Administration and Management whenever a new system of records is proposed to be established or whenever there is a change in an existing system of records. Other reports shall be submitted at the direction of the Assistant Secretary for Administration and Management.

## Appendix B

### Routine Uses Applicable to More Than One System of Records Maintained by HEW

(1) In the event that a system of records maintained by this agency or carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

(2) Referrals may be made of assignments of research investigators and project monitors to specific research projects to the Smithsonian Institution to contribute to the Smithsonian Science Information Exchange, Inc.

(3) In the event the Department deems it desirable or necessary, in determining whether particular records are required to be disclosed under the Freedom of Information Act, disclosure may be made to the Department of Justice for the purpose of obtaining its advice.

(4) A record from this system of records may be disclosed as a "routine use" to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

(5) In the event that a system of records maintained by this agency to carry out its function indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether state or local charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

(6) Where federal agencies having the power to subpoena other federal agencies' records, such as the Internal Revenue Service or the Civil Rights Commission, issue a subpoena to the Department for records in this system of records, the Department will make such records available.

(7) Where a contract between a component of the Department and a labor organization recognized under E.O. 11491 provides that the agency will disclose personal records relevant to the organization's mission, records in this system of records may be disclosed to such organization.

(8) Where the appropriate official of the Department, pursuant to the Department's Freedom of Information Regulation determines that it is in the public interest to disclose information which is otherwise exempt from mandatory disclosure, disclosure may be made from this system of records.

(9) The Department contemplates that it will contract with a private firm for the purpose of collating, analyzing, aggregating or otherwise refining data in this system. Relevant information will be disclosed to such a contractor. The contractor will be required to maintain Privacy Act safeguards with respect to such information.

(10)–(99) [Reserved]

(100) To the Department of Justice or other appropriate Federal agencies in defending claims against the United States when the claim is based upon an individual's mental or physical condition and is alleged to have arisen because of activities of the Public Health Service in connection with such individual.

(101) To individuals and organizations, deemed qualified by the Secretary to carry out specific research solely for the purpose of carrying out such research.



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(102) To organizations deemed qualified by the Secretary to carry out quality assessment, medical audits or utilization review.

(103) Disclosures in the course of employee discipline or competence determination proceedings.

APPENDIX C

DELEGATIONS OF AUTHORITY [RESERVED]

[FR Doc.75-21317 Filed 8-13-75;8:45 am]

## Social and Rehabilitation Service

## [ 45 CFR Part 201 ]

## PUBLIC ASSISTANCE

### Deferral of Claims for Federal Financial Participation

Notice is hereby given that the regulations set forth in tentative form below are proposed by the Acting Administrator, Social and Rehabilitation Service, with the approval of the Secretary of Health, Education, and Welfare.

The purpose of the proposed regulations is to establish a uniform system whereby all HEW Regional Offices will apply similar criteria and procedures in identifying and processing claims for Federal financial participation under the public assistance titles of the Social Security Act, where the allowability of the claim is subject to question. The regulations also specify that it is the State's obligation to establish to the satisfaction of the Regional Office that the claim is allowable.

The basis for deferral of claims whose allowability is questionable may be found in various provisions of the public assistance titles of the Social Security Act. For example, section 403(a)(1) of the Act, 42 U.S.C. section 603(a)(1), authorizes payment of "an amount equal to the sum of the following proportions of the total amount expended during such quarter *as aid to families with dependent children under the State plan* • • •." (Emphasis added.) Identical or comparable provisions are found in each of the other public assistance titles of the Social Security Act, thus indicating that under the Act, the Secretary has no obligation to pay automatically all expenditure claims submitted (subject only to later disallowances as a result of an audit exception or financial management review) no matter how questionable the claims may appear. The Secretary must determine that the expenditures for which Federal matching is claimed by the State were properly made under the State plan. Concomitant with this responsibility is the authority to defer claims for a reasonable period of time pending a determination of their allowability or unallowability. Any other interpretation would require the Secretary to authorize Federal financial participation in potentially unallowable claims in violation of the statutory mandate.

Moreover, a serious anomaly would result if it were concluded that there was no deferral authority. If a State had previously estimated expenditures for a given quarter of $20 million, but claimed actual expenditures of $21 million, it is clear that the additional $1 million could not automatically be added to the next quarterly grant without an affirmative finding of allowability. 42 U.S.C. section 603(b)(2) (and its equivalents in the other public assistance titles) requires the Secretary to certify to the Secretary of the Treasury the amount he estimates the State will require in the ensuing quarter "reduced or increased • • • by any sum by which the Secretary of Health, Education, and Welfare *finds* that his estimate for any prior quarter was greater or less than the amount which should have been paid to the State for such quarter • • •." (Emphasis added.) It is thus clear from this statutory language that no increase in a subsequent quarterly grant award is authorized unless the required finding can be made on the basis of documentation provided by the State, since the statutorily required method of finalizing Federal financial participation (FFP) due to a State for a given quarter is always by an adjustment of a subsequent grant award. However, unless the Social Security Act is interpreted to give the Secretary equivalent deferral authority where the original State estimate (upon which the quarterly grant award was based) was equal to (or greater than) the expenditures ultimately claimed, there will be a substantial and anomalous incentive for States to overestimate future expenditures to the great detriment of the Federal fisc. The anomaly is created by operation of section 603(b)(2). As discussed above, under that provision, questionable claims in excess of expenditures estimated must be subject to deferral: they cannot be paid because of the Secretary's inability at the time they are submitted to affirmatively find that the increment results in a prior estimate being less than should have been paid to the State; they cannot be disallowed because the Secretary is unable at that time to *"determine* • • • that any item or class of items on account of which [FFP] is claimed • • • shall be disallowed • • •" (emphasis added), which is the standard for disallowance specified in section 1116(d) of the Act, 42 U.S.C. section 1316(d). This anomalous result cannot be extrapolated or inferred from any language or legislative history of the public assistance titles. The Department strongly believes that equivalent treatment and processing of all claims for reimbursement is required regardless of the claims' quantitive relationship to the anticipated amount of expenditures previously estimated by the State. Thus, the basis for the particular regulations proposed herein is the Department's belief that the Social Security Act does not require different methods of processing claims for FFP depending on the vagaries of the claims' relation to previously estimated expenditures. Accordingly, the regulations proposed herein treat all questionable claims for FFP in an identical manner, since in the Department's view the processing of deferred claims in a uniform manner throughout the country by all HEW Regional Offices would substantially improve both the Federal and State administration of their respective responsibilities under the public assistance titles of the Act.

The proposed regulations permit Regional Offices to identify specific claims and subject them to a deferral process within the time periods specified. Moreover, retroactive claims (*i.e.*, claims for quarters for which final payment has already been made) are automatically subject to the deferral process. The regulations specify that it is the obligation of the State to establish the claim's allowability. Should the State fail to carry its burden at this stage, and the claim consequently be disallowed, the State will be afforded an opportunity to participate in a reconsideration proceeding pursuant to 45 CFR 201.14 at which time it will be afforded an additional opportunity, in the context of a more formalized procedure, to establish the allowability of the claim.

The Department intends that this section shall apply to all claims submitted within the scope of paragraph (a) subsequent to the date of publication of this section in final form.

Prior to the adoption of the proposed regulations, consideration will be given to any comments, suggestions, or objections thereto which are received in writing by the Acting Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, P.O. Box 2372, Washington, D.C. 20013 on or before September 15, 1975. Comments will be available for public inspection, beginning approximately two weeks after publication, in Room 5225 of the Department's offices at 330 C St., SW., Washington, D.C. on Monday through Friday of each week from 8:30 a.m. to 5 p.m. (area code 202/245-0950).

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

(Catalog of Federal Domestic Assistance Program Nos. 13.714—Medical Assistance, 13.761—Public Assistance-Maintenance Assistance (State Aid), 13.724—Public Assistance-State and Local Training, 13.754—Public Assistance Social Services)

Dated: August 7, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

Part 201, Chapter II, Title 45 of the Code of Federal Regulations would be amended by adding a new § 201.15 to read as follows:

**§ 201.15 Deferral of claims for Federal financial participation.**

(a) *Scope.* Except as otherwise provided, this section applies to all claims for Federal financial participation submitted by States pursuant to titles I, IV, VI, X, XIV, XVI, XIX, or XX of the Social Security Act.

(b) *Definitions.* (1) *"Deferral Action"* means the process of suspending payment with respect to a claim within the scope of paragraph (a), pending the receipt and analysis of further information relating to the allowability of the claim, under the procedures specified in this section.

(2) *"Deferred claim"* means a claim within the scope of paragraph (a) upon which a deferral action has been taken.

(c) *Procedures.* (1) A claim for reimbursement for expenditures reported on the Quarterly Statement of Expenditures shall be deferred only when the Regional Commissioner identifies a specific portion of the claim which is of questionable allowability.

(2) When deferral action is taken on a claim, the Regional Commissioner will within 15 days send written notice to the State identifying the type and amount of the claim and the reason for deferral. In the written notice of the deferral action, the Regional Commissioner will request the State to make available for inspection all documents and materials which the Regional office then believes necessary to determine the allowability of the claim.

(3) Within 60 days of receipt of the Regional Commissioner's notice of deferral action described in paragraph (c)(2) of this section the State shall make available to the Regional office, in readily reviewable form, all requested documents and materials, or when necessary, shall identify those documents and items of information which are not available. If the State requires additional time to make the documents and material available, it shall upon request be given an additional 60 days. If the State has not made the documents and material available within the additional 60 days, the Regional Commissioner shall disallow the claim.

(4) The Regional office will normally initiate the review within 30 days of the date that materials become available for review.

(5) If the Regional Commissioner finds that the documents and materials are not in readily reviewable form or that supplemental information is required, he will promptly notify the State. The State will have 15 days from the date of notification to complete the action requested.

(6) The Regional Commissioner will have 90 days after all documentation is available in readily reviewable form to determine the allowability of the deferred claim. If the Regional Commissioner is unable to complete the review within the time period the claim will be paid subject to a later determination of allowability.

(7) It is the responsibility of the State agency to establish the allowability of a deferred claim.

(8) The Regional Office will notify the State in writing of the decision on the allowability of the deferred claim.

(9) If a deferred claim is disallowed, the Regional Commissioner shall advise the State of its right to reconsideration pursuant to § 201.14.

(10) A decision to pay a deferred claim shall not preclude a subsequent disallowance as a result of an audit exception or financial management review. If a subsequent disallowance should occur, the State, upon request shall be granted reconsideration pursuant to § 201.14.

[FR Doc.75-21312 Filed 8-13-75;8:45 am]





## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

## [ 14 CFR Part 39 ]

[Docket No. 14912]

## TRANSPORT CATEGORY AIRPLANES

### Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to transport category airplanes, including, but not limited to, Boeing Models 707-300B, 707-300C, 727, 727-100 and 727-200; British Aircraft Corporation Models BAC 1-11-200/400; General Dynamics Convair CV-580 and CV-600; McDonnell Douglas Models DC-8-61/63; and Nihon Model YS-11 series airplanes. Service experience indicates that certain flight attendant seats that are side-facing, located in aisles and other access routes to emergency exits, located in or adjacent to galleys, located where the seated attendant is subject to being struck by items dislodged from closets, galleys or stowage compartments, or located where the attendant has no view of the cabin or passenger information signs can cause a restriction of the flight attendant's ability to perform required emergency duties, interference with the evacuation of the airplane under emergency conditions, and injury to flight attendants seated in those seats.

Since this condition is likely to exist or develop in airplanes of those type designs, the proposed airworthiness directive would require that certain flight attendant seats be removed and would provide standards for seats installed as replacements. All replacement seat installations must be approved by the Chief, Engineering and Manufacturing Branch, Flight Standards Division, of an FAA region, or the Chief, Aircraft Engineering Division, Western Region.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Information on the economic impact that might result because of the adoption of the proposed rule is requested. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before October 9, 1975, will be considered by the Administrator before taking action upon the proposed rule.

It should be noted that proposed rulemaking action affecting Parts 25 and 121 of the Federal Aviation Regulations concerning flight attendant (cabin) safety is under consideration as a part of the Airworthiness Review Program. This is contained in Notice No. 8: Aircraft, Engine, and Propeller Airworthiness and Procedural Proposals (Notice 75-31; 40 FR 29410; July 11, 1975). That Notice contains detailed proposals concerning flight attendant seat design, seat location, and related equipment.

This proposed AD contains seat standards similar to those contained in proposed §§ 25.785(h) and (j) in Notice 75-31. In that regard, however, paragraph (b)(5) of the proposed AD substantively differs from the similar proposal contained in the Notice. The comment period for Notice 75-31 extends until October 9, 1975, and, therefore, because of its similarity in subject matter, the comment period for this proposed AD has been set to also expire on that date. All comments received in response to Notice 75-31 dealing with proposals relating to flight attendant seats and comments received in response to this proposed AD will be considered by the Administrator before taking action upon the proposed rule. The proposals may be changed in the light of comments received. All comments will be available both before and after the closing date for comments in the Rules Docket (Docket Nos. 14779 and 14912) for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

TRANSPORT CATEGORY AIRPLANES. Applies to all transport category airplanes having flight attendant seats including, but not limited to, the following: Boeing Models 707-300B, 707-300C, 727, 727-100, and 727-200; British Aircraft Corporation Model BAC 1-11-200/400; General Dynamics Convair Models CV-580 and CV-600; McDonnell Douglas Model DC-8-61/63; and Nihon Model YS-11 series airplanes.

Compliance required as indicated, unless already accomplished.

To prevent injuries to flight attendants, to insure their ability to perform required duties under emergency conditions, and to insure occupant access to emergency exits, comply with the following:

(a) Before (a date 30 days after the effective date of this AD) remove the following flight attendant seats from the airplane and comply with paragraph (b) of this AD with respect to replacement seats:

(1) For all airplanes:

(i) Side-facing seats; and

(ii) Seats mounted on cockpit doors.

(2) For McDonnell Douglas Model DC-8, Convair Model CV-600 and Nihon Model YS-11 airplanes, seats located in or attached to a galley.

(3) For British Aircraft Corporation Model BAC 1-11 airplanes, the forward and aft seats.

(b) If a seat is installed as a replacement for a seat removed under paragraph (a) of this AD, the seat installation must be approved by the Chief, Engineering and Manufacturing Branch, Flight Standards Division, of an FAA region, or the Chief, Aircraft Engineering Division, Western Region. In addition, the installation must:

(1) Be located near an approved floor level emergency exit;

(2) Be equipped with a restraint system consisting of a combined safety belt and

shoulder harness unit with a single-point release;

(3) Have a means to secure each combined safety belt and shoulder harness, when not in use, to prevent interference with rapid egress in an emergency;

(4) Be located to provide a view of the cabin area for which the flight attendant is individually responsible and to provide access to the communications system when seated;

(5) Be forward facing or rearward facing. In either case, the installation must have an energy absorbing rest that is designed to support the arms, shoulders, head, and spine;

(6) Be positioned to prevent interference with the use of passageways and exits; and

(7) Be located to minimize the probability of its occupants suffering injury during any operation by being struck by items dislodged in a galley, or from a stowage compartment or serving cart. All items expected in these locations in service must be considered.

Issued in Washington, D.C., on August 7, 1975.

R. P. SKULLY,
*Director,*
*Flight Standards Service.*

[FR Doc.75-21246 Filed 8-13-75;8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-GL-52]

## CONTROL ZONE AND TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the control zone and transition area at Mansfield, Ohio.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plains, Illinois 60018. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendments. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposals contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018.

Several instrument approach procedures serving the Mansfield-Lahm Airport have been revised. Additional airspace is required to protect these revised procedures. In reviewing the present airspace, it was found to be desirable to combine the Shelby and Willard, Ohio transition area citations with Mansfield, Ohio.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

1. In § 71.171 (40 FR 354), the following control zone is amended to read:

MANSFIELD, OHIO

Within a 5-mile radius of the Mansfield-Lahm Municipal Airport (latitude 40°49'17" N., longitude 82°31'00" W.); and within 2 miles each side of the Mansfield VORTAC 307° radial extending from the 5-mile radius zone to 5.5 miles NW of the airport.

92. In § 71.181 (40 FR 441), the following transition area is amended to read:

MANSFIELD, OHIO

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Mansfield-Lahm Municipal Airport (latitude 40°49'17" N., longitude 82°31'00" W.); within a 5-mile radius of Galion Municipal Airport (latitude 40°45'15" N., longitude 82°43'30" W.); within a 5-mile radius of Shelby Community Airport (latitude 40°52'-23" N., longitude 82°41'48" W.); within a 7.5-mile radius of Willard Airport (latitude 41°-02'23" N., longitude 82°43'38" W.); within 7 miles each side of the Mansfield, Ohio VORTAC 307° radial extending from the 9-mile radius area to 17 miles NW of the VORTAC; and within 5 miles each side of the Mansfield VORTAC 130° radial extending from the 9-mile radius area to 22 miles SE of the VORTAC.

3. In § 71.181 (40 F.R. 441), the following transition areas are deleted:

Shelby, Ohio
Willard, Ohio

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act [49 U.S.C. 1655(c)].

JOHN M. CYROCKI,
*Director, Great Lakes Region.*

Issued in Des Plaines, Illinois, on July 25, 1975.

[FR Doc. 75-21247 Filed 8-13-75; 8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SO-94]

## TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Monroe, N.C., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga., 30320. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Monroe transition area described in § 71.181 (40 FR 441) would be amended by deleting the present description and substituting the following therefor:

That airspace extending upwards from 700 feet above the surface within a 6.5-mile radius of Monroe Airport (Lat. 35°01'15" N., Long. 80°38'00" W.); within 4.5 miles northwest and 9.5 miles southeast of the 217° bearing from the Wesley RBN (Lat. 34°58'17" N., Long. 80°40'55" W.), extending from the 6.5-mile radius area to 18.5 miles southwest of the RBN; excluding the portions that coincide with the Charlotte, N.C., and Lancaster, S.C., transition areas.

The proposed alteration is required to provide controlled airspace protection for IFR executing the proposed NDB RWY 5 instrument approach procedure, utilizing the Wesley (private) Nondirectional Radio Beacon, to Monroe Airport. The increase in the basic radius area from 5 to 6.5 miles is required to accommodate executive jet type aircraft on departure.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 6, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-21249 Filed 8-13-75;8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-GL-55]

## TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to alter the transition area at Vincennes, Indiana.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018.

A new instrument approach procedure has been developed for the Lawrenceville-Vincennes Municipal Airport, Vincennes, Indiana. Additional controlled airspace is required to protect the procedure.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (40 FR 441), the following transition area is amended to read:

VINCENNES, INDIANA

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Lawrenceville-Vincennes Municipal Airport (latitude 38°45'35" N., longitude 87°36'27" W.); within 3 miles each side of the 186° bearing from the airport, extending from the 7-mile radius to 8 miles south; and 3 miles each side of the 352° bearing from the airport, extending from the 7-mile radius to 8 miles north; within 3 miles each side of the 102° bearing from the airport, extending from the 7-mile radius to 8 miles east; and within a 5.5-mile radius of O'Neal Airport (latitude 38°41'29" N., longitude 87°33'08" W.); and within 3 miles each side of the 258° bearing from the airport, extending from the 7-mile and 5½-mile radius area to 8 miles west of the airport, within a 5-mile radius of the Mt. Carmel Municipal Airport (latitude 38°36'24" N., longitude 87°43'34" W.); and within 3 miles either side of the 038° bearing from the airport, extending from the 5-mile radius area northeast to join the Lawrenceville and O'Neal radius areas.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of section 6(c) of the Department of Transportation Act [49 U.S.C. 1655(c)].

Issued in Des Plaines, Illinois, on July 25, 1975.

JOHN M. CYROCKI,
*Director, Great Lakes Region.*

[FR Doc.75-21248 Filed 8-13-75;8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SO-82]

## TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Winnsboro, S.C., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Winnsboro transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Fairfield County Airport (Lat. 34°19'00" N, Long. 81°06'30" W); within 3 miles each side of the 208° bearing from Winnsboro RBN (Lat. 34°18'56" N, Long. 81°06'41" W), extending from the 5-mile radius area to 8.5 miles southwest of the RBN.

The proposed designation is required to provide controlled airspace protection for IFR operations at Fairfield County Airport. A prescribed instrument approach procedure to this airport, utilizing the Winnsboro (private) Nondirectional Radio Beacon, is proposed in conjunction with the designation of this transition area.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

PHILLIP M. SWATEK,
*Director, Southern Region.*

Issued in East Point, Ga., on August 6, 1975.

[FR Doc.75-21250 Filed 8-13-75;8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SO-84]

## TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Cedar Springs, Ga., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Cedar Springs transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Great Southern Airport (Lat. 31°08'25" N, Long. 85°02'48" W); within 2.5 miles each side of the Dothan VOR-AC 115 radial, extending from the 6.5-mile radius area to 17 miles east of the VORTAC.

The proposed designation is required to provide controlled airspace protection for IFR operations at Great Southern Airport. A prescribed instrument approach procedure to this airport, utilizing the Dothan VORTAC, is proposed in conjunction with the designation of this transition area. If the proposed designation is acceptable, the airport operating authorization will be changed from VFR to IFR.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga. on August 6, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-21251 Filed 8-13-75;8:45 am]

## [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SO-91]

## TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Demopolis, Ala., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga., 30320. All communications received on or before September 15, 1975, will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conference with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Demopolis transition area would be designated as:

That airspace extending upwards from 700 feet above the surface within a 6.5-mile radius of Demopolis Municipal Airport (Lat. 32°27'45" N., Long. 87°57'05" W.).

The proposed designation is required to provide controlled airspace protection for IFR operations at Demopolis Municipal Airport. A prescribed instrument approach procedure to this airport, utilizing the Kewanee VORTAC is proposed in conjunction with the designation of this transition area. If the proposed designation is acceptable, the airport operating authorization will be changed from VFR to IFR.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on August 6, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75-21252 Filed 8-13-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

### [ 49 CFR Part 10 ]

[OST Docket No. 39; Notice No. 75-6]

## MAINTENANCE OF AND ACCESS TO RECORDS PERTAINING TO INDIVIDUALS

### Proposed Procedures

This notice proposes to add a new Part 10 to the regulations of the Office of the Secretary, Department of Transportation. It implements the Privacy Act of 1974 (Pub. L. 93-579) by setting forth rules and procedures for notification of the existence of records, obtaining copies of records and correction of records.

Written data, views, and comments on the proposed rules should identify the docket number and be submitted to the Docket Clerk, Office of the General Counsel, Department of Transportation, Washington, D.C. 20590. Comments received on or before September 1, 1975, will be considered in preparation of the final rules. Copies of all written comments will be available for examination by interested persons during regular business hours at the above address.

This amendment is made under authority of Pub. L. 93-579 and section 9 of the Department of Transportation Act (Pub. L. 89-670; 49 U.S.C. 1657).

In consideration of the foregoing, it is proposed to amend Title 49 of the Code of Federal Regulations by adding the following new Part 10, "Maintenance of and Access to Records Pertaining to Individuals."

In accordance with the requirements of the Privacy Act, the proposed effective date of this amendment is September 27, 1975.

Issued in Washington, D.C., on August 5, 1975.

WILLIAM T. COLEMAN, JR.,
*Secretary of Transportation.*

## PART 10—MAINTENANCE OF AND ACCESS TO RECORDS PERTAINING TO INDIVIDUALS


Subpart A—Applicability and Policy

Sec.
10.1 Applicability.
10.3 Policy.
10.5 Definitions.

Subpart B—General

10.11 Administration of part.
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Subpart C—Maintenance of Records

10.21 General.
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Subpart H—Fees

10.71 General.
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Subpart I—Criminal Penalties

10.81 Improper disclosure.
10.83 Improper maintenance of records.
10.85 Wrongfully obtaining records.


AUTHORITY: Pub. L. 93-579; sec. 9, Department of Transportation Act, Pub. L. 89-670; 49 U.S.C. 1657.

### Subpart A—Applicability and Policy

#### § 10.1 Applicability.

(a) This part implements section 552a of Title 5, United States Code (the Privacy Act) and prescribes rules governing the availability of those records of the Department of Transportation which relate to citizens of the United States and aliens lawfully admitted for permanent residence.

(b) Appendices A through H to this part:

(1) Describe the places and times at which records will be available for inspection and copying;

(2) Indicate the systems of records located at each facility;

(3) Identify the officials having authority to deny requests for disclosure of records under this part.

(4) Describe the procedures to be followed in requesting correction of a record in accordance with §10.41 of this part.

(5) List additional personal identification requirements in accordance with § 10.35 of this part.

(c) The Assistant Secretary for Administration may amend Appendix A to this part to reflect any changes in the items covered by that appendix. The head of the operating administration concerned may amend the appendix applicable to that administration to reflect any changes in the items covered by that appendix.

#### § 10.3 Policy.

It is the policy of the Department of Transportation to comply with the letter and the spirit of the Privacy Act (the Act). Therefore, personal data contained in each system of records will be afforded adequate protection against unauthorized access, will be as accurate as is feasible, and will be limited to that necessary to accomplish the stated use or uses of the system. Further, no system of records will be exempted from the requirements of the Act unless it is determined that to do so is in the best interest of the government with due concern for individual rights.

#### § 10.5 Definitions.

Unless the context requires otherwise, the following definitions apply in this part:

"Administrator" means the head of an operating administration and includes the Commandant of the Coast Guard and the Director of the Materials Transportation Bureau.

"Department" means the Department of Transportation, including the Office of the Secretary and the following operating administrations:

(a) The United States Coast Guard.

(b) The Federal Aviation Administration.

(c) The Federal Highway Administration.

(d) The Federal Railroad Administration.

(e) The National Highway Traffic Safety Administration.

(f) The Urban Mass Transportation Administration.

(g) The St. Lawrence Seaway Development Corporation.

(h) The Materials Transportation Bureau.

"He" includes she.

"Includes" means "includes but is not limited to."

"May" is used in a permissive sense to state authority or permission to do the act prescribed.

"Secretary" means the Secretary of Transportation or any person to whom he has delegated his authority in the matter concerned.

"Individual" means a citizen of the United States or an alien lawfully admitted;

"Maintain" includes maintain, collect, use, or disseminate;

"Record" means any item, collection, or grouping of information about an individual that is maintained by the Department including, but not limited to, his education, financial transactions, medical history, and criminal or employment history and that contains his name, or an identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph;

"System of records" means a group of any records under the control of the Department from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

"Statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not in whole or in part in making any determination about an identifiable individual, except as provided by section 8 of Title 13; and

"Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.





### Subpart B—General

#### § 10.11 Administration of part.

Except as provided in Subpart F of this part, authority to administer this part in connection with the records of the Office of the Secretary is delegated to the Assistant Secretary for Administration. Authority to administer this part in connection with records in each operating administration is delegated to the head of that administration. The head of any operating administration may redelegate to officers of that administration the authority to administer this part in connection with defined systems of records. The head of an operating administration, however, may redelegate his duties under Subparts F and G of this part only to his deputy and to not more than one other officer who reports directly to the head and who is located at the headquarters of that administration or at the same location as the majority of that administration's systems of records.

#### § 10.13 Protection of records.

(a) No person may, without permission, remove any record made available to him for inspection or copying under this part from the place where it is made available. In addition, no person may steal, alter, mutilate, obliterate, or destroy, in whole or in part, such a record.

(b) Section 641 of Title 18 of the United States Code provides, in pertinent part, as follows:

Whoever • • • steals, purloins, or knowingly converts to his use or the use of another, or without authority, sells, conveys or disposes of any record • • • or thing of value of the United States or of any department or agency thereof • • • shall be fined not more than $10,000 or imprisoned not more than 10 years or both; but if the value of such property does not exceed the sum of $100, he shall be fined not more than $1,000 or imprisoned not more than one year or both • • •.

(c) Section 2071 of Title 18 of the United States Code provides, in pertinent part, as follows:

Whoever willfully and unlawfully conceals, removes, mutilates, obliterates, or destroys, or attempts to do so, or with intent to do so takes and carries away any record, proceeding, map, book, paper, document, or other thing, filed or deposited • • • in any public office, or with any • • • public officer of the United States, shall be fined not more than $2,000 or imprisoned not more than 3 years, or both.

### Subpart C—Maintenance of Records

#### § 10.21 General.

Except to the extent that a system of records is exempt in accordance with Subpart G of this part, the Department shall, with respect to each system of records:

(a) Maintain in its records only such information about an individual as is relevant and necessary to accomplish a purpose of the Department required to be accomplished by statute or by executive order of the President;

(b) Collect information to the greatest extent practicable directly from the subject individual when the information may result in adverse determinations about an individual's rights, benefits, or privileges under Federal programs;

(c) Inform each individual whom it asks to supply information, on the form which it uses to collect the information or on a separate form that can be retained by the individual of:

(1) The authority (whether granted by statute, or by executive order of the President) which authorizes the solicitation of the information and whether disclosure of such information is mandatory or voluntary;

(2) The principal purpose or purposes for which the information is intended to be used;

(3) The routine uses, as published pursuant to (d)(4) of this subsection, which may be made of the information; and

(4) The effects, if any, on the individual of not providing all or any part of the requested information;

(d) Publish in the FEDERAL REGISTER at least annually a notice of the existence and character of the system of records, which notice shall include:

(1) The name and location of the system;

(2) The categories of individuals on whom records are maintained in the system;

(3) The categories of records maintained in the system;

(4) Each routine use of the records contained in the system, including the categories of users and the purpose of such use;

(5) The policies and practices regarding storage, retrievability, access controls, retention, and disposal of the records;

(6) The title and business address of the official who is responsible for the system of records;

(7) The procedures whereby an individual can be notified at his request if the system of records contains a record pertaining to him;

(8) The procedures whereby an individual can be notified at his request how he can gain access to any record pertaining to him contained in the system of records, and how he can contest its content; and

(9) The categories of sources of records in the system;

(e) Maintain all records which are used in making any determination about any individual with such accuracy, relevancy, timeliness, and completeness as is reasonably necessary to assure fairness to the individual in the determination;

(f) Prior to disseminating any record about an individual to any person other than an agency, unless the dissemination is made pursuant to section 10.33(a)(2), make reasonable efforts to assure that such records are accurate, complete, timely, and relevant for the Department's purposes;

(g) Maintain no record describing how any individual exercises rights guaranteed by the First Amendment unless—

(1) Expressly authorized by the General Counsel; and

(2) Expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity;

(h) Make reasonable efforts to serve notice on an individual when any record on such individual is made available to any person under compulsory legal process when such process becomes a matter of public record.

#### § 10.23 Accounting of disclosures.

Each operating administration and the Office of the Secretary, with respect to each system of records under its control, shall:

(a) Except for disclosures made under § 10.33(a) (1) or (2) of this part, keep an accurate accounting of:

(1) The date, nature, and purpose of each disclosure of a record to any person or to another agency made under § 10.33; and

(2) the name and address of the person or agency to whom the disclosure is made;

(b) Retain the accounting made under paragraph (a) of this section for at least five years or the life of the record, whichever is longer, after the disclosure for which the accounting is made;

(c) Except for disclosures made under § 10.33(a)(7) of this part, make the accounting made under paragraph (a)(1) of this section available to the individual named in the record at his request; and

(d) Inform any person or other agency about any correction or notation of dispute made by the agency in accordance with § 10.45 of any record that has been disclosed to the person or agency if an accounting of the disclosure was made.

#### § 10.25 Mailing lists.

An individual's name and address shall not be sold or rented unless such action is specifically authorized by law. This provision shall not be construed to require the withholding of names and addresses otherwise permitted to be made public.

§ 10.27 Government contractors.

When the Department provides by a contract for the operation by or on behalf of the Department of a system of records to accomplish a function of the Department, the requirements of this part shall be applied to such system. For purposes of Subpart I, *Criminal Penalties*, any such contractor and any employee of the contractor, if the contract is agreed to on or after the effective date of this part, shall be considered, in accordance with section 3(m) of the Privacy Act, to be an employee of the Department.

§ 10.29 Social Security numbers.

(a) No individual shall be denied any right, benefit, or privilege provided by law because of such individual's refusal to disclose his Social Security account number.

(b) The provisions of paragraph (a) of this section shall not apply with respect to:

(1) Any disclosure which is required by Federal statute; or

(2) The disclosure of a Social Security number when such disclosure was required under statute or regulation adopted prior to January 1, 1975, to verify the identity of an individual.

(c) When an individual is requested to disclose his Social Security account number, that individual shall be informed whether that disclosure is mandatory or voluntary, by what statutory or other authority such number is solicited, what uses will be made of it, and what detriments, including delay in the location of records, will be incurred if the number is not provided.

Subpart D—Availability of Records

§ 10.31 Requests for records.

(a) Ordinarily, each person desiring to determine whether a record pertaining to him is contained in a system of records covered by this part or desiring access to a record covered by this part, or to obtain a copy of such a record, shall make his request in writing as provided in the pertinent appendix to this part. In exceptional cases oral requests will be accepted.

(b) Each request shall specify the name of the requesting individual and the system of records in which the subject record is located or thought to be located.

§ 10.33 Conditions of disclosure.

(a) No record which is contained within a system of records within the Department shall be disclosed by any means of communication to any person, or to another agency, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless disclosure of the record would be:

(1) To those officers and employees of the Department who have a need for the record in the performance of their duties;

(2) Required under Part 7 of this title which implements the Freedom of Information Act;

(3) For a routine use as defined in §10.5 and described pursuant to § 10.21 (d)(4);

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of Title 13, United States Code;

(5) To a recipient who has provided the Department with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of the Congress, or, to the extent of matters within its jurisdiction, any committee or subcommittee thereof, any joint committee of the Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(b) Any individual requesting access to his record or to any information pertaining to him which is contained within a system of records within the Department shall have access to that record or information unless the system of records within which the record or information is contained is exempted from disclosure in accordance with Subpart G, provided, however, that nothing in this part shall be deemed to require that an individual be given access to any information compiled in reasonable anticipation of a civil action or proceeding. No exemption contained in Subpart G of Part 7 of the Regulations of the Office of the Secretary shall be relied upon to withhold from an individual any record which is otherwise accessible to such individual under the provisions of this part. Any individual who is given access to a record or information pertaining to him shall be permitted to have a person of his own choosing accompany him and to have a copy made of all or any portion of the record or information in a form comprehensible to him. When deemed appropriate, the individual may be required to furnish a written statement authorizing discussion of his record in the accompanying person's presence. If the release of a record containing medical information (including psychological information furnished by a physician) directly to the individual to whom the record pertains may, in the judgment of the cognizant medical office and with the concurrence of the General Counsel, have an adverse effect on the health or well-being of the individual, the record will be released to the individual only through a physician designated by the individual and upon a written request by that physician for that record.

(c) Any person requesting access to records or to any information pertaining to other individuals shall not be granted such access unless he can show that he has obtained permission for such access from the individual to whom the record pertains, unless the request comes within one of the exceptions of § 10.33(a).

§ 10.35 Identification of individual making request.

No record or information contained in a system of records shall be disclosed to an individual nor shall any correction of a record in accordance with Subpart E be made at the request of an individual unless that individual demonstrates that he is who he claims to be. Normally, identity can be proven for individuals who appear in person by the presentation of an identifying document issued by recognized organization (e.g., a driver's license or a credit card) and which contains a means of verification such as a photograph or a signature. For requests by mail, the unique identifier used in the system should be included if known. Responses to mail requests will normally be sent only to the name and address listed in the system of records. In the case of particularly sensitive records, additional identification requirements may be imposed. In such cases, these additional requirements shall be listed in the public notice for the system and in the appropriate appendix to this part.

§ 10.37 Location of records.

Each record made available under this subpart is available for inspection and copying during regular working hours at the place where it is located or, upon reasonable notice, at the document inspection facilities of the Office of the Secretary or each administration as set forth in the appendix applicable to that office or administration. Original records may be copied but may not be released from custody. Upon payment of the appropriate fee, copies will be mailed to the requester.

Subpart E—Correction of Records

§ 10.41 Requests for correction of records.

Any person who desires to have a record pertaining to him corrected shall submit a written request detailing the





correction and the reasons the record should be so corrected. Requests for correction of records shall be submitted in accordance with the procedures set forth in Appendices A through H to this part.

§ 10.43 Time limits.

Within ten days (excluding Saturday, Sunday, and legal holidays) of the receipt in accordance with § 10.41 of a request by an individual to amend a record pertaining to him, the receipt of the request shall be acknowledged in writing. If a determination is made to correct the record as requested, the correction shall be promptly made. If a determination is made not to correct a record the individual shall be informed promptly of his right to appeal in accordance with Subpart F. If an appeal of a refusal to correct a record is in accordance with Subpart F, a determination whether to correct the record shall be made within thirty days (excluding Saturday, Sunday and legal holidays) of the receipt of the appeal unless, for good cause shown, the head of the operating administration concerned, or in the case of the Office of the Secretary, the General Counsel, extends such period.

§ 10.45 Statement of disagreement.

If a determination is made not to amend a record, the requester shall be informed that he may file a concise statement setting forth the reasons for his disagreement with the refusal to amend. In any disclosure containing information about which an individual has filed such a statement of disagreement, the portions of the record which are disputed shall be noted clearly and copies of the statement of disagreement shall be provided. If the head of the operating administration concerned or his delegee, or in the case of the Office of the Secretary, the General Counsel or his delegee, deems it appropriate, copies of a concise statement of the reasons for not making the amendments requested may be provided along with the statement of disagreement.

Subpart F—Procedures for Reconsidering Decisions Not To Grant Access to or Amend Records

§ 10.51 General.

(a) Each officer or employee of the Department who, upon a request by a member of the public for a record under this part, makes a determination that access is not to be granted or who determines not to amend a record in a requested manner, shall give a written statement of the reasons for that determination to the person making the request and indicate the name and title or position of each person responsible for the denial of such request and the procedure for appeal within the Department.

(b) Any person:

(1) Who has been given a determination pursuant to paragraph (a) of this section, that access will not be granted; or

(2) Who has been informed that an amendment to a requested record will not be made.

may apply to the head of the operating administration concerned, or in the case of the Office of the Secretary, to the General Counsel of the Department, for reconsideration of the request. A determination that access will not be granted or a record amended is not administratively final for the purposes of judicial review unless it was made by the head of the operating administration concerned or his delegee, or the General Counsel or his delegee, as the case may be. Upon a determination that an appeal will be denied, the requester shall be informed in writing of the reasons for the determination, and the names and titles or positions of each person responsible for the determination, and that the determination may be appealed to the District Court of the United States in the district in which the complainant resides, or has his principal place of business, or in which the records are located, or in the District of Columbia.

(c) Each application for reconsideration must be made in writing within sixty days from the date of receipt of the initial denial and must include all information and arguments relied upon by the person making the request.

(d) Upon a determination that a request for the correction of a record will be denied, the requester shall be informed that he may file a concise statement in accordance with § 10.45.

(e) Each application for reconsideration must indicate that it is an appeal from a denial of a request made under the Privacy Act. The envelope in which the application is sent should be marked prominently with the words "Privacy Act". If these requirements are not met, the time limits described in § 10.43 will not begin to run until the application has been identified by an employee of the Department as an application under the Privacy Act and has been received by the appropriate office.

(f) The head of the operating administration concerned, or the General Counsel, as the case may be, may require the person making the request to furnish additional information, or proof of factual allegations, and may order other proceedings appropriate in the circumstances. The decision of the head of the operating administration concerned, or the General Counsel, as the case may be, as to the availability of the record or whether to amend the record is administratively final.

(g) The decision by the head of the operating administration concerned, or the General Counsel, as the case may be, not to disclose a record under this part is considered a determination for the purposes of section 552a(3)(g) of Title 5, United States Code.

(h) Any final decision by the head of an operating administration on his delegee identified in Appendices B through H of this part, not to grant access to or amend a record under this part, is subject to concurrence by the General Counsel or his delegee.

Subpart G—Exemptions

§ 10.61 General exemptions.

The Federal Aviation Administration, with regard to the police functions of the National Capital Airport Police, and the Federal Railroad Administration, with regard to the Alaska Railroad Special Agents, may exempt any system of records which it maintains from any part of the Act and this part, except subsections (b), (c) (1) and (2), (e)(4) (A) through (F), (e) (6) (7), (9), (10), and (11), and (i) of the Act and implementing §§ 10.33; 10.23 (a) and (b); 10.21(d) (1) through (6); 10.21(f); 10.81; 10.83; and 10.85 of this part under the following conditions:

(a) The system of records must consist wholly of:

(1) Information compiled for the purpose of identifying individual criminal offenders and alleged offenders and consisting only of identifying data and notations of arrests, the nature and disposition of criminal charges, sentencing, confinement, release, and parole and probation status;

(2) Information compiled for the purpose of a criminal investigation, including reports of informants and investigators, and associated with an identifiable individual; or

(3) Reports identifiable to an individual compiled at any stage of the process of enforcement of the criminal laws from arrest or indictment through release from supervision.

(b) The requirements (including general notice) of sections 553(b) (1), (2) and (3), and (c) and (e) of Title 5, United States Code, must be met. The notice, which must be published in the FEDERAL REGISTER, must, at a minimum, specify:

(1) The name of the system; and

(2) The specific provisions of the Act from which the system is to be exempted and the reasons therefor.

(c) Any decision to exempt a system of records under this section is subject to concurrence by the General Counsel.

(d) Any person may petition the Secretary in accordance with the provisions of Part 5 of this Title, to institute a rule-making proceeding for the amendment or repeal of any exemptions established under this section.

§ 10.63 Specific exemptions.

The Secretary or his delegee, in the case of the Office of the Secretary, or the Administrator or his delegee, in the case of an operating administration, may exempt any system of records which is maintained by the Office of the Secretary or the administration, as the case may be, from subsections (c)(3), (d), (e) (1) and (4) (G), (H), and (I), and (f) of the Act and implementing §§ 10.23 (c); 10.33(b); 10.41; 10.43; 10.45; 10.21 (a) and 10.21(d) (6), (7) and (8) of this part, under the following conditions:

(a) The system of records must consist of:

(1) Records subject to the provisions of section 552(b)(1) of Title 5, United States Code;

(2) Investigatory material compiled for law enforcement purposes, other than material within the scope of paragraph (a)(2) of § 10.61: *Provided, however*, That if any individual is denied any right, privilege, or benefit to which he would otherwise be entitled by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such materail would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence;

(3) Records maintained in connection with providing protective services to the President of the United States or other individuals pursuant to section 3056 of Title 18, United States Code;

(4) Records required by statute to be maintained and used solely as statistical records;

(5) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence;

(6) Testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service the disclosure of which would compromise the objectivity or fairness of the testing or examination process; or

(7) Evaluation material used to determine potential for promotion in the armed services, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence.

(b) The requirements (including general notice) of sections 553(b) (1), (2), and (3), (c) and (e) of Title 5, United States Code, must be met. The notice, which must be published in the FEDERAL REGISTER, shall, as a minimum, specify:

(1) The name of the system; and

(2) The specific provisions of the Act from which the system is to be exempted and the reasons therefor.

(c) Any decision to exempt a system of records under this section is subject to the concurrence of the General Counsel.

(d) Any person may petition the Secretary in accordance with the provisions of 49 CFR Part 5, to institute a rule making for the amendment or repeal of any exemptions established under this section.

### Subpart H—Fees

**§ 10.71 General.**

This subpart prescribes fees for services performed for the public under this part by the Department.

**§ 10.73 Payment of fees.**

The fees prescribed in this subpart may be paid by check, draft, or postal money order payable to the Treasury of the United States.

**§ 10.75 Fee schedule.**

(a) Copies of documents by photocopy or similar method:

| | |
|---|---|
| Each page not larger than 11 x 17 inches: | |
| First page | .25 |
| Each additional page | .05 |
| (b) Copies of documents by typewriter: | |
| Each page | 2.00 |
| (c) Certified copies of documents: | |
| (1) With Department of Transportation seal | 3.00 |
| (2) True copy, without seal | 1.00 |
| (d) Photographs: | |
| (1) Black and white print (from negative) | 1.25 |
| (2) Black and white print (from print) | 3.15 |
| (3) Color print (from negative) | 3.50 |
| (4) Color print (from print) | 6.25 |
| (e) Duplicate data tapes—each real of tape or fraction thereof | 26.00 |

The applicant must furnish the necessary number of blank magnetic tapes. The tapes must be compatible for use in the supplier's computer system, ½ inch wide and 2,400 feet long, and must be capable of recording data at a density of 556 or 800 characters per inch. Unless otherwise designated, the tapes will be recorded at 556 CPI density. The Department of Transportation is not responsible for damaged tape. However, if the applicant furnishes a replacement for a damaged tape, the duplication process is completed at no additional charge.

(f) Microreproduction fees are as follows:

| | |
|---|---|
| (1) Microfilm copies, each 100 foot roll or less | 3.75 |
| (2) Microfiche copies, each standard size sheet (4" x 6" containing up to 65 frames) | .15 |

(g) Computerline printer output, each 1,000 lines or fraction thereof | 1.00

**§ 10.77 Services performed without charge.**

(a) No fee is charged for time spent in searching for records or reviewing or preparing correspondence related to records subject to this part.

(b) No fee is charged for documents furnished in response to:

(1) A request from an employee or former employee of the Department for copies of personnel records of the employee;

(2) A request from a Member of Congress for his official use;

(3) A request from a State, territory, U.S. possession, county or municipal government, or an agency thereof;

(4) A request from a court that will serve as a substitute for the personal court appearance of an officer or employee of the Department;

(5) A request from a foreign government or an agency thereof, or an international organization.

(c) Documents will be furnished without charge or at a reduced charge, if the Assistant Secretary of Administration or the head of the operating administration concerned, as the case may be, determines that waiver or reduction of the fee is in the public interest, because furnishing the information can be considered as primarily benefiting the general public.

(d) When records are maintained in computer-readable form rather than human-readable form, one printed copy will be made available without charge.

### Subpart I—Criminal Penalties

**§ 10.81 Improper disclosure.**

Any officer or employee of the Department who by virtue of his employment or official position, has possession of, or access to, agency records which contain individually identifiable information the disclosure of which is prohibited by this part and who knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it, shall be guilty of a misdemeanor and fined not more than $5,000 in accordance with section 3(i)1 of the Privacy Act.

**§ 10.83 Improper maintenance of records.**

Any officer or employee of the Department who willfully maintains a system of records without meeting the notice requirements of § 10.21(d) of this part shall be guilty of a misdemeanor and fined not more than $5,000 in accordance with section 3(i)2 of the Privacy Act.

**§ 10.85 Wrongfully obtaining records.**

Any person who knowingly and willfully requests or obtains any record concerning an individual from the Department under false pretenses shall be guilty of a misdemeanor and fined not more than $5,000 in accordance with section 3(i)3 of the Act.

[FR Doc.75-21268 Filed 8-13-75;8:45 am]

## COMMODITY FUTURES TRADING COMMISSION

**[ 17 CFR Part 145 ]**

**FREEDOM OF INFORMATION**

**Proposal To Adopt Rules Concerning Commission Records and Information**

The Commodity Futures Trading Commission proposes to adopt rules concerning the availability of records and information from the Commission. If adopted, the rules will reflect the Commission's implementation of the requirements of the Freedom of Information Act, as amended, 5 U.S.C. 552, and will comprise a new Part 145 of Title 17 of the Code of Federal Regulations. The information and record disclosure rules of the Commodity Exchange Authority, 17 CFR 140.3 through 140.6, which have temporarily continued in effect, will be repealed.

The Commission has already begun generally to follow the policies and procedures set forth in these proposed rules. This presents no conflict with the Administrative Procedure Act; since these rules involve matters of interpretation, general policy, and agency organization and procedure, the Commission could have adopted them without soliciting public comments if it had chosen to do so.

As required by the Freedom of Information Act, 5 U.S.C. 552(a)(4)(A), the Commission is publishing for comment as part of these rules a proposed schedule of fees for search, duplication and other services performed in response to requests for records or information. In view of the Commission's existing obligation under law to collect fees when services are performed for any member of the public, 31 U.S.C. 483a, the Commission's authority under the Freedom of Information Act to adopt reasonable fees concerning services performed under the statute and the modest nature of the fees the Commission proposes to charge, the Commission has determined that good cause exists to implement its fee schedule immediately. It will accept comments concerning the fee schedule, however, and may be persuaded to alter or modify the schedule in response to those comments.

THE RULES' PROVISIONS

Section 145.1 of proposed Part 145 generally describes the information that the Commission will publish in the FEDERAL REGISTER for the guidance of the public. This will include a description of its organizational structure and functional responsibilities, as well as procedural and substantive requirements adopted by the Commission that affect members of the public.[1] Certain other records of the Commission having importance as legally authoritative documents, such as final opinions and orders of the Commission in adjudicated matters, will be available for public inspection and copying and will be indexed by the Commission. Those categories of records are described in § 145.2.

Section 145.3 emphasizes that the Commission will generally make all other records available to any person upon request. Moreover, consistent with the Commission's desire to permit the fullest possible public access to the records it maintains, § 145.4 describes circumstances in which identifying details may be deleted from a document in order to prevent a clearly unwarranted invasion of personal privacy, while permitting the document otherwise to be made public. That section also expresses the Commission's intention, where there is a public interest in disclosure of the substance of a document that cannot be disclosed in its original form, to make the material public in an abridged or summary form or with identifying details deleted.

Certain matters that are permitted by the Freedom of Information Act to be treated as nonpublic and which the Commission may find it necessary to withhold in particular situations are described in § 145.5. The introductory language of § 145.5 emphasizes, however, that any reasonably segregable portion of a record shall be provided upon request, even where it may be necessary to delete a part of the record.

The public reference facilities that the Commission will maintain are described in § 145.6 and the manner in which requests are to be made for access to Commission records or copies thereof are set forth in § 145.7. The fees that the Commission intends to charge are referred to in § 145.8, and the schedule of fees that the Commission has tentatively determined to charge are set forth in Appendix B to Part 145.

In certain circumstances, where there is a risk of disclosure of trade secrets or processes or of other sensitive commercial information, or where there is a risk of invasion of the personal privacy of any person, a person who has supplied information to the Commission in the course of an investigation, in an application or otherwise, may reasonably wish to have that information protected from public disclosure for a specified time or, in rare cases, for an indefinite period. Accordingly, in § 145.9 the Commission proposes to establish a procedure pursuant to which a petition may be filed seeking confidential treatment of information supplied to the Commission.

PROCEDURE TO BE FOLLOWED FOR REQUESTING COPIES OF COMMISSION RECORDS AND FOR OBTAINING ADMINISTRATIVE REVIEW OF A DENIAL OF ACCESS TO RECORDS

Consistent with the Freedom of Information Act, as amended, under proposed § 145.7(f) the Commission within 10 business days after a request for records has been received will make an initial decision whether to comply with the request. Where a request has been denied, the Commission will afford an administrative appeal of that determination, which will generally be decided by the Commission within 20 business days after receipt of the appeal. Of course, many records of the Commission have been and will continue to be routinely available to any person immediately upon request. The Commission intends ultimately to set forth in these rules those records which will be available immediately upon request both at the Commission's principal office in Washington, D.C., and at its regional offices. The present proposal, however, does not contain this detailed information.

In order to assure that the required prompt attention may be given to requests for records other than those which are routinely made available, the proposed rules generally require in § 145.7(c) that a request be made either in person during normal business hours at the Commission's principal office or by mail directed to the Office of Public Information at its principal office. Requests that are misdirected will promptly be forwarded to the Office of Public Information, but a failure to address a request properly may impair the ability of the Commission to provide a timely or satisfactory response, and may make it impossible for the Commission to entertain an administrative appeal from an alleged failure of its staff to comply with a request. The 10-day period within which the Commission will normally respond to a request will begin only upon actual receipt of the request by the Office of Public Information. § 145.7(j)(2).

The provisions of § 145.5 implement the exemptions from disclosure that are contained in the Freedom of Information Act. That subsection constitutes an instruction by the Commission to its staff concerning those records that the Commission believes are not required to be disclosed under the Freedom of Information Act and which it has decided should generally not be disclosed.

Under the Commission's rules, it will be the responsibility of the Director of the Commission's Office of Public Information to determine whether a request concerns a record that the Commission by its rules has decided is generally to be treated as nonpublic. In making that decision, it is contemplated that he will consult with members of the Commission's staff whose area of responsibility relates to the requested record. Moreover, the Commission's rules explicitly provide that the Director shall not deny access to any record without first having consulted with the Office of the Commission's General Counsel and may consult with the Office of the General Counsel as to other matters as well.

Provisions for administrative review by the Commission of a denial of any request for a record are contained in § 145.7(g). All appeals are required to be made in writing and to be delivered or mailed to the Office of Public Information of the Commission. Since the Commission may determine to disclose records that it might lawfully withhold, it is significant that an application for administrative review of a denial may state such facts and cite such authorities as the applicant may consider appropriate, not only on the question of the applicant's right

[1] The Commission is still in its organizational stage. For that reason, it may be some time before the Commission fully describes its organization and sets forth the manner in which its functions will be channeled and the procedures to be followed by members of the public in dealing with the Commission. Every effort is being made, however, consistent with the Commission's performance of its basic responsibilities under the Commodity Exchange Act, as amended, to prepare and publish information within these categories.

to have access to the record, but also on why access should be granted even if no right to access exists.

The Commission will generally make a determination with respect to an appeal within 20 business days after receipt of the appeal. If the denial of a request should be upheld, the Commission will notify the person making the request of the names and titles of the members of the Commission who voted to deny the request and will advise the requesting person of those provisions of the Freedom of Information Act that provide for judicial review of the Commission's determination.

REQUEST FOR CONFIDENTIAL TREATMENT BY PERSONS FILING DOCUMENTS WITH, SUBMITTING DOCUMENTS OR GIVING TESTIMONY TO THE COMMISSION

The Commission does not intend publicly to disclose the trade secrets or processes of any registrant or other person who may have to submitted that information to the Commission in an application, in the course of an investigation or otherwise. Nor does the Commission wish, through inadvertence, to diclose other sensitive business information, or information the disclosure of which would invade the personal privacy of any person, except in circumstances where the public interest in access to such information clearly outweighs the business or personal interests of any person that might be adversely affected by the disclosure. Accordingly, the Commission proposes to adopt a procedure pursuant to which persons who have supplied sensitive business or personal information to the Commission may petition the Commission to grant it confidential treatment.

Under the proposed procedure, which is set forth in § 145.9 of the proposed rules, a petition for confidential treatment will generally be made at the time or shortly after the time when sensitive information is supplied to the Commission. Information for which confidential treatment may be requested is limited to that which involves a trade secret or process or other sensitive commercial or financial information or, if disclosed, would constitute an invasion of personal privacy. Whenever possible, the information for which confidential treatment is sought should be provided in a document separate from documents for which confidential treatment is not being sought.

Although the information that is the subject of a petition will be identified as such among the records of the Commission, under proposed § 145.9(c) no decision on the petition will be made unless and until a member of the public should request to inspect or to obtain a copy of the document containing the information. At that time, the Director of the Commission's Office of Public Information is authorized to grant confidential treatment to the extent that the information appears to be exempt from the disclosure requirements of the Freedom of Information Act under exemptions relating to sensitive business information and to unwarranted invasions of personal privacy, 5 U.S.C. 552(b)(4) and 552(b)(6).

A person who has requested a record that is granted confidential treatment under this provision may, of course, seek administrative review by the Commission in the same manner as when access to any record has been denied. A person who has petitioned for confidential treatment which has been denied will be notified by telegram on the day of denial and he will have a right to appeal the denial to the Commission within five business days. For this purpose, a brief written statement that review of the denial is sought will be sufficient when filed with the Office of Public Information.

In order to permit the Commission to decide the question of confidential treatment, the Commission's rule invokes the provision of the Freedom of Information Act that allows an extension for up to ten business days of the time in which an initial determination must be made whether or not to grant access to the record. During that period the Commission will determine whether confidential treatment is appropriate under law and whether, in any event, it might be appropriate to disclose the record.

The text of proposed Part 145 of Title 17 of the Code of Federal Regulations is as follows:

## PART 145—COMMISSION RECORDS AND INFORMATION


Sec.
145.1 Information published in the FEDERAL REGISTER.
145.2 Records available for public inspection and copying; documents published and indexed.
145.3 Other records available upon request.
145.4 Records available with identifying details deleted.
145.5 Nonpublic matters.
145.6 Public reference facilities.
145.7 Requests for Commission records and copies thereof.
145.8 Fees for records services.
145.9 Petition for confidential treatment of certain information submitted to the Commission.
Appendix A Compilation of Commission records available to the public [Reserved].
Appendix B Schedule of fees.


AUTHORITY: 5 U.S.C. 552.

### § 145.1 Information published in the "Federal Register."

Except as provided in § 145.5, pertaining to nonpublic matters, the following materials shall be published in the FEDERAL REGISTER for the guidance of the public:

(a) Description of the Commission's central and field organization and the established place at which, the employees from whom, and the methods whereby the public may obtain information, make submittals or requests, or obtain decisions;

(b) statements of the general course and method by which the Commission's functions are channeled and determined, including the nature and requirements of all formal and informal procedures available;

(c) rules of procedure, descriptions of forms available or the places at which forms may be obtained, and instructions as to the scope and contents of all papers, reports, or examinations;

(d) substantive rules of general applicability adopted as authorized by law, and statements of general policy or interpretations of general applicability formulated and adopted by the Commission; and

(e) each amendment, revision, or repeal of the foregoing.

### § 145.2 Records available for public inspection and copying; documents published and indexed.

Except as provided in § 145.5, pertaining to nonpublic matters, the following materials shall be available for public inspection and copying during normal business hours at the principal office of the Commission at 1120 Connecticut Avenue NW., Washington, D.C. and at the regional offices of the Commission.

(a) Final opinions of the Commission, including concurring and dissenting opinions, as well as orders made by the Commission in the adjudication of cases;

(b) Statements of policy and interpretations which have been adopted by the Commission and are not published in the FEDERAL REGISTER;

(c) Administrative staff manuals and instructions to staff that affect a member of the public;

(d) A record of the final votes of each member of the Commission in every Commission proceeding; and

(e) Current indices (published quarterly or more frequently) providing identifying information to the public as to the materials made available pursuant to paragraphs (a), (b) and (c) of this section.

### § 145.3 Other records available upon request.

Except with respect to the records made available under §§ 145.1 and 145.2, and subject to the provisions of § 145.5 (pertaining to nonpublic matters) and § 145.9 (pertaining to confidential treatment of certain documents filed with or submitted to the Commission), the Commission, upon request for records which (a) reasonably describes such records and (b) is made in accordance with the rules set forth in §§ 145.7 and 145.8, stating the time, place, fees (if any) and procedures to be followed, shall make the records promptly available to any person. A compilation of records generally available at the principal office of the Commission and at the regional offices of the Commission appears below as Appendix A to this Part 145 (17 CFR 145a).

### § 145.4 Records available with identifying details deleted.

To the extent required to prevent a clearly unwarranted invasion of personal privacy, identifying details may be deleted from materials made public as set forth in §§ 145.1, 145.2 and 145.3, e.g., apparently defamatory statements made about any person, information received by or given to the Commission in confidence, or any contents of personel and medical and similar files. In addition, certain materials which are considered to be nonpublic, as described in § 145.5, may,





as authorized by the Commission from time to time, be made available for public inspection and copying in an abridged or summary form or with identifying details deleted.

### § 145.5 Nonpublic matters.

Certain records may be treated as nonpublic, but any reasonably segregable portion of a record shall be provided to a person who has requested the record after deletion of the portions which are considered nonpublic under this section. Except for such reasonably segregable portions of records, the Commission may decline to publish or make available to any person matters that are:

(a)(1) Specifically authorized under criteria established by an executive order to be kept secret in the interest of national defense or foreign policy, and (2) are in fact properly classified pursuant to such executive order.

(b) Related solely to the internal personnel rules and practices of the Commission or any other agency of the Government of the United States, including operation rules, guidelines, and manuals of procedure for investigators, auditors, and other employees (other than those rules and practices which establish legal requirements to which members of the public are expected to conform);

(c) Specifically exempted from disclosure by statute, including data and information which would separately disclose the business transactions of any person and trade secrets or names of customers that have been obtained by the Commission in an investigation conducted pursuant to section 8 or section 16 of the Commodity Exchange Act, as amended, 7 U.S.C. 12 to 12–3 and 20(d), for the efficient execution of the provisions of the Act or in order to provide information for the use of Congress;

(d) Trade secrets and commercial or financial information obtained from a person and privileged or confidential, including:

(1) Information contained in any document submitted to or required to be filed with the Commission where the Commission has undertaken formally or informally to receive such submission or filing for its use or the use of specified persons only, and the information is of a kind not normally disclosed by the person from whom it was obtained;

(2) Information contained in reports, summaries, analyses, transcripts, letters or memoranda arising out of, in anticipation of or in connection with an examination or inspection of the books and records of any person or any other formal or informal inquiry or investigation; and

(3) Information for which confidential treatment has been requested and granted in accordance with § 145.9.

(e) Inter-agency or intra-agency memoranda or letters, except those which by law would routinely be made available to a party other than an agency in litigation with the Commission, including

(1) Records which reflect discussions between or consideration by members of the Commission or members of its staff, or both, of any action taken or proposed to be taken by the Commission or by any member of its staff; and

(2) Reports, summaries, analyses, conclusions, or any other work product of members of the Commission or of attorneys, accountants, economists, analysts, or other members of the Commission's staff, prepared in the course of an inspection of the books or records of any person whose affairs are regulated by the Commission, or prepared otherwise in the course of any formal or informal inquiry, examination or investigation or related litigation conducted by or on behalf of the Commission.

(f) Personnel files, medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, including (1) files concerning all employees of the Commission; (2) files concerning persons subject to regulation by the Commission, and (3) files containing information for which confidential treatment has been requested and granted in accordance with § 145.9.

(g) Investigatory records compiled for law enforcement purposes to the extent that production of such records would interfere with enforcement proceedings, deprive a person of a right to a fair trial or an impartial adjudication, or disclose the identity of a confidential source. In a particular case the Commission may also withhold investigatory records that would constitute an unwarranted invasion of personal privacy, disclose investigative techniques and procedures or endanger the life or physical safety of law enforcement personnel. Investigatory records include all documents, records, transcripts, correspondence and related memoranda and work product concerning examinations and other inquiries or investigations and related litigation as authorized by law, which pertain to or may disclose the possible violations by any person of any provision of law including the Commodity Exchange Act, as amended, or of any rule or regulation adopted by the Commission or which pertain to the qualifications of any person registered or seeking registration under that Act or of any person affiliated with such person; and all written communications from or to any person who has confidentially complained or otherwise furnished information respecting such possible violations, as well as all correspondence and memoranda in connection with such confidential complaints or information; and

(h) contained in or related to examinations, operating, or condition reports prepared by, on behalf of, or for the use of the Commission or any other agency responsible for the regulation or supervision of financial institutions; and

(i) geological and geophysical information and data, including maps, concerning wells.

### § 145.6 Public reference facilities.

The Commission shall have public reference facilities at its principal offices at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, telephone (202) 254–8630 and at its regional offices:

141 West Jackson Boulevard, Room A–1, Chicago, Illinois 60604, Telephone: (312) 353–5990.
510 Grain Exchange Building, Minneapolis, Minnesota 55415, Telephone: (612) 725–2025.
4800 Main Street, Room 356, Kansas City, Missouri 64112, Telephone: (816) 374–2994.
Two Embarcadero Center, Suite 975, San Francisco, California 94111, Telephone: (415) 556–7503.
61 Broadway, Room 2101, New York, New York 10006, Telephone: (212) 264–1028.

(a) The public reference room in Washington shall have available for public examination all of the publicly-available records of the Commission as described in §§ 145.1, 145.2 and 145.3.

(b) Each regional office shall have available for public examination the materials set forth in § 145.2, and the following materials with respect to persons and companies who have their principal offices within the geographic area it serves (as described in § 140.2):

(1) All applications for designation as contract markets or for registration with the Commission as a futures commission merchant, associated person, floor broker, commodity trading advisor, commodity pool operator or a registered future association, as well as all supplemental material filed with or submitted to the Commission by the applicant;

(2) [Reserved]

### § 145.7 Requests for Commission records and copies thereof.

(a) *Public reference inquiries.* Inquiries concerning the nature and extent of records available at the Commission's principal office in Washington or at its regional offices may be made in person, by mail or by telephone. The addresses and telephone numbers of all Commission regional offices are set forth at § 145.6. Written inquiries may be addressed to the Office of Public Information, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, telephone (202) 254–8630, or to a particular regional office.

(b) *Time and place of request for inspection of records.* Requests for inspection of Commission records may be made in person during normal business hours at the principal office of the Commission, second floor, 1120 Connecticut Ave., Washington, D.C. 20036. Requests for inspection of Commission records located in a regional office may be made in person during normal business hours at that regional office.

(c) *Requests for copies of records.* Requests for copies of Commission records may be made either in person at the principal office of the Commission or by mail addressed to the Office of Public Information, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036. With respect to records described in § 145.6 (b), a request may be addressed to the appropriate regional office.

(d) *Description of requested records.* Each request for inspection of Commis-

sion records or copies thereof shall reasonably describe the records sought with sufficient specificity with respect to names, dates and subject matter to permit the records to be located among the records maintained by or for the Commission. A person who has requested Commission records or copies thereof will be promptly advised if the records cannot be located on the basis of the description given and that further identifying information must be provided before his request can be satisfied.

(e) *Normal availability.* Records or copies will normally be made available at the Office of the Commission at which the records are maintained either immediately upon receipt of a request or within ten days thereafter, unless the request relates to matters that may be treated as nonpublic as described in § 145.5. Records may be made available, upon request, at another office of the Commission, if the Commission determines that transmittal of the records to that office will not significantly interfere with the effective performance of any Commission function, and if the requesting person has undertaken to pay the cost of transportation of the records to that office in accordance with the Commission's schedule of fees set forth in Appendix B to this Part (§ 146b). An estimate of costs under the schedule of fees shall be given to the requesting person before any action is taken to transmit requested records, and he may elect to withdraw his request and examine the records at the office at which they are normally maintained.

(f) *Initial determinations, denials.* With respect to any record that may be treated as nonpublic as described in § 145.5, the Director of the Commission's Office of Public Information will determine within ten days (excepting Saturdays, (Sundays, and legal public holidays) after the receipt of a request for inspection of the record or for a copy (or within such extended periods as may be permitted in accordance with paragraph (h) of this section) whether to comply with such request, and shall immediately notify the person making such request of his determination. Where it is determined not to comply, the Director will also notify him of the reasons therefor, and of his right to appeal to the Commission an adverse determination. No request shall be denied without the Director first having consulted with the Office of the Commission's General Counsel, and the Director may consult with the Office of General Counsel as to other matters as well.

(g) *Administrative review.* Any person who has been notified pursuant to paragraph (f) of this section that his request for inspection of a record or for a copy has been denied in whole or in part, or who has received no response to a request for a record or copy within ten days (or within such extended period as may be permitted in accordance with paragraph (h) of this section) after his request was received by the Commission's staff, may appeal the adverse determination or the failure to respond by applying for an order of the Commission determining and directing that the record be made available.

(1) The application to the Commission shall be in writing and shall identify the record in the form in which it was originally requested.

(2) The application should be delivered to the Office of Public Information or sent by mail to the Office of Public Information, Commodity Futures Trading Commission, 1120 Connecticut Avenue NW., Washington, D.C. 20036.

(3) The applicant may, if he wishes, state such facts and cite such legal or other authorities as the applicant may consider appropriate.

(4) The Commission may determine to withhold any record that it finds to be exempt from the disclosure requirements of the Freedom of Information Act, 5 U.S.C. 552, although it may disclose a record, even if exempt, if good cause why it should do so is either shown by the application or otherwise appears.

(5) The Commission will make a determination with respect to any appeal within twenty days (excepting Saturdays, Sundays, and legal public holidays) after the receipt by the Office of Public Information of such appeal or within such extended period as may be permitted in accordance with paragraph (h) of this section.

(6) If on appeal the denial of the request for a record or a copy is in whole or in part upheld, the Commission shall (i) advise the person who made the request of the denial, (ii) notify him of the names and positions of the members of the Commission responsible for the denial, and (iii) notify him of the provisions for judicial review of that determination that are set forth at 5 U.S.C. 552(a)(4).

(h) *Extension of time to consider requests and to consider administrative appeals.* In unusual circumstances, as defined in this paragraph, the time limits proscribed in either paragraph (f) or (g) of this section may be extended by written notice to the person making a request for a record or a copy. The notice shall set forth the reasons for the extension and the date on which a determination is expected to be dispatched. No such notice shall specify a date that would result in an extension for more than ten working days. As used in this paragraph, "unusual circumstances" means, but only to the extent reasonably necessary to the proper processing of a particular request—

(1) The need to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request. Many records of the Commission are stored in Federal Record Centers in accordance with law and cannot be made available for several days after a request has been made. Other records may be located at a regional office of the Commission. Any person who has requested for personal examination a record stored at the Federal Record Center or located in a regional office of the Commission (other than the office at which the request was made) will be notified when the record will be made available to him. Any person who has ordered a copy of such record will be provided with a copy as soon as practicable.

(2) The need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records which are demanded in a single request. While every reasonable effort will be made fully to comply with each request as promptly as possible on a first-come, first-served basis, work done to search for, collect and appropriately examine records in response to a request for a large number of records will be contingent upon the availability of processing personnel in accordance with an equitable allocation of time to all members of the public who have requested or wish to request records.

(3) The need for consultation, which shall be conducted with all practicable speed, with another agency having a substantial interest in the determination of the request or among two or more components within the Commission having substantial subject matter interest therein.

(i) *Inability to comply with time requirements.* If the Commission should be unable to comply with the applicable time limits contained in this section in responding to a request for records, it shall give written notice of the reason for delay to the person who made the request and shall be prepared to demonstrate to a court, if need be, the existence of exceptional circumstances and that the Commission is exercising due diligence in responding to the request for records.

(1) *Records in use by another member of the public.* Any record being inspected by or copied for another member of the public will be made available as soon as practicable.

(2) *Records in use by a member of the Commission or its staff.* Although every effort will be made to make a record in use by a member of the Commission or its staff available when requested, it may occasionally be necessary to delay making such a record available when doing so at the time the request is made would seriously interfere with the work of the Commission or its staff.

(3) *Missing or lost records.* Any person who has requested a record or copy will be notified if the record sought cannot be found. If he so requests, he will be notified if it should subsequently be located.

(j) *Oral requests; misdirected written requests*—(1) *Telephone and other oral requests.* While the Commission's staff will attempt in good faith to comply with requests for copies of records made orally, by telephone or otherwise, the Commission cannot assure a timely or satisfactory response to such requests due to the risk of misunderstanding inherent in the use or oral communication. The Commission will not entertain any appeal under paragraph (g) of this section from an alleged denial or failure to comply with an oral request. Any person who has orally requested a copy of a record that he believes to have been improperly denied to him should resubmit his request in appropriate written form in order to obtain proper consideration and, if need be, administrative review.

(2) *Misdirected written requests.* The Commission cannot assure that a timely or satisfactory response will be given to written requests for inspection or copies of records that are directed to the Commission other than in the manner prescribed in paragraphs (b) and (c) of this section. Any staff member who receives a written request for records should promptly forward the request to the Office of Public Information. Misdirected requests for records will be considered to have been received for purposes of this section only when they have been actually received by the Office of Information. The Commission will not entertain any appeal from an alleged denial or failure to comply with a misdirected request, unless it is shown that the request was in fact received by the Office of Public Information.





**§ 145.8 Fees for records services.**

A schedule of fees for record services, including locating, and making records available, attestations and copying, appears in Appendix B to this Part 145 (17 CFR 145b). Copies of the schedule of fees may also be obtained upon request made in person, by telephone or by mail from the Office of Public Information or at any regional office of the Commission.

**§ 145.9 Petition for confidential treatment of certain information submitted to the Commission.**

(a) A petition may be made that specific information be accepted or retained in confidence by the Commission where the information is contained in an application, supplemental submission, transcript or other document that has been filed with the Commission or has been submitted to or created by the Commission in the course of an investigation or otherwise, and the information either (1) involves a trade secret or process or other sensitive commercial or financial information or (2) if disclosed would constitute an invasion of personal privacy.

(b) (1) A petition for confidential treatment shall contain a concise statement of the reasons why the information should be accepted or retained in confidence, shall state the length of time for which confidential treatment is required, and may state on what basis, if any, the petition itself should be afforded confidential treatment. The petition shall also set forth an address at which the petitioner may promptly be reached by telegram and by mail, and it shall be the obligation of the petitioner to advise the Commission of any change in its address.

(2) Information for which confidential treatment is being sought shall be supplied, whenever possible, in a document separate from documents containing information for which confidential treatment is not being sought.

(3) Information that is the subject of a petition for confidential treatment shall be identified as such among the records of the Commission.

(c) When any person has made a request, pursuant to § 145.7, for inspection or for a copy of any record containing information for which confidential treatment has been sought, the Director of the Office of Public Information shall determine within five days (except Saturdays, Sundays and legal public holidays) whether confidential treatment may and should be granted. Where a proper showing has been made, the petition for confidential treatment will normally be granted by the Director to the extent that Sections 552(b)(4) (relating to sensitive business information) and 552(b)(6) (relating to invasions of personal privacy) of Title 5 of the United States Code appear to permit the information supplied to be withheld from public disclosure.

(d) Any person who has made a request, pursuant to § 145.7, for inspection or for a copy of any record containing information that has been granted confidential treatment by the Director of the Office of Public Information, may, to the extent that he has been denied access to requested records, seek administrative review by the Commission of the denial in accordance with the procedure set forth in § 145.7(g). If administrative review is sought, the person who petitioned for confidential treatment shall promptly be notified and provided with a copy of the application for administrative review.

(e) A person who has petitioned for confidential treatment which has been denied shall be notified by telegram on the day of denial. The telegram shall advise him of the denial and that the information will be publicly disclosed unless an appeal to the Commission should be taken within five business days in accordance with paragraph (f) of § 145.8.

(f) (1) Any person who has been denied confidential treatment for specific information may seek Commission review of that denial by filing with the Office of Public Information, within five business days after the denial, a brief written statement that review of the denial is sought.

(2) When Commission review of a denial of confidential treatment is sought, the time in which the Director of the Office of Public Information must initially determine whether to grant or deny the request for access to the record containing the information, as prescribed in § 145.7(f), shall be extended for ten business days by written notice to the person making the request. This will enable the Commission to consult with the Office of its General Counsel and other components within the Commission having substantial interest in the subject matter. Within that ten-business-day period the Commission shall determine whether the request for records shall be granted to include the information for which confidential treatment has been sought. If confidential treatment of a record should be granted, the person who had requested access to that record and has, accordingly, been denied access to the record will be notified in the manner prescribed in § 145.7(g)(6).

(3) Except with respect to trade secrets and processes, which shall in no event be publicly disclosed, and except with respect to matters the disclosure of which would violate the Privacy Act of 1974, 5 U.S.C. 552a, or the rules of the Commission thereunder, which are contained in Part 146, nothing in this section shall be interpreted to prevent the Commission from publicly disclosing information or records. The Commission may deny confidential treatment to a document that might lawfully be withheld from the public or may limit the length of time for which confidential treatment shall be accorded, if the public interest in access to the information appears to the Commission to outweigh the business or personal interest of any person that might be adversely affected by the disclosure.

(g) Neither the Director of the Office of Public Information nor the Commission will (1) honor oral requests for confidential treatment of information or requests made otherwise than in conformity to this rule, (2) honor requests that are unnecessarily broad in scope or where inadequate explanation is given, or (3) permit the Commission's staff to devote its time to remedy deficiencies in the request.

(h) No request for confidential treatment of information should be made by any person who does not intend in good faith to aid the Commission in the defense of any proceeding that might thereafter be brought to compel the Commission to disclose the information. Unless such information was submitted for the convenience and at the request of the Commission or its staff, the Commission will make available to the public any information it has previously retained in confidence under paragraph (c) of this section if the person who requested and obtained confidential treatment of that information (or those on whose behalf he acted) is unwilling, upon request, to aid in the defense of an action brought against the Commission to compel the Commission to disclose the information.

APPENDIX A—COMPILATION OF COMMISSION RECORDS AVAILABLE TO THE PUBLIC

[Reserved]

APPENDIX B—SCHEDULES OF FEES

(a) *Services charged for and amount charged.* The following charges will be made for services in locating or making available records or copies thereof:

| | |
|---|---|
| (1) *Routine Clerical searches.* For each one-quarter hour spent by clerical personnel in excess of the first quarter hour in searching for and producing a requested record | $1 |
| (2) *Nonroutine, nonclerical searches.* Where, because of the generality of a request or otherwise, a search cannot successfully be performed by clerical personnel, for each one-quarter hour spent in excess of the first-quarter hour by professional or managerial personnel in searching for a requested record | 2 |
| (3) *Copies of documents* (per page) | 0.10 |

| | |
|---|---|
| (4) *Certification* of true copies | 1 |
| (5) *Attestation* under the seal of the Commission | 3 |

(6) *Computerized Records.*

(i) *Computer time charges (include personnel cost).*

| | |
|---|---|
| 1. Central processor charge per hour | 188.00 |
| 2. Main storage charge per 1,000 bytes per hour | .50 |
| 3. Channel charges per hour | .74 |
| 4. Card reading per 1,000 cards | .20 |
| 5. Printing per 1,000 lines | .43 |
| 6. Card punching per 1,000 cards | 10.76 |
| 7. Tape mount | .50 |
| 8. Specific device charges: | |
| a. IBM 2260 Cathode ray tube or equivalent per hour | 4.20 |
| b. IBM 3330 Disk storage or equivalent per hour | 39.72 |
| c. IBM 2314 Disk storage or equivalent per hour | 39.72 |
| d. IBM 3420 Tape Drive or equivalent per hour | 44.59 |

(ii) *Material charges.*

| | |
|---|---|
| 1. One-part paper per 1,000 | 11.00 |
| 2. Two-part paper per 1,000 | 17.63 |
| 3. Three-part paper per 1,000 | 28.95 |
| 4. Four-part paper per 1,000 | 37.52 |
| 5. Five-part paper per 1,000 | 50.83 |
| 6. Stock Hollerith cards per 1,000 | 1.78 |
| 7. Magnetic tape per reel | 9.50 |
| 8. Disk pack, each | 775.00 |

(7) *Tape recordings and other audio records.*

(i) *Personnel charges.* Personnel charges in connection with duplication of audio records shall be made in accordance with paragraph (a)(1) or (a)(2) of this schedule, whichever is appropriate.

(ii) *Materal charges.*

| | |
|---|---|
| 1. 45 minute cassette | .56 |
| 2. 60 minute cassette | .60 |
| 3. 90 minute cassette | .77 |

(8) *Transportation of Records.* When, in accordance with § 145.7(e), a request has been made and granted to examine Commission records at an office of the Commission other than the office at which those records are normally maintained, the Commission shall transmit the records in the manner which the Director of the Office of Public Information considers best calculated to assure that the records will not be lost or damaged in transit, and the requesting party (i) shall reimburse the Commission for the actual cost to the Commission for transporting the records; and (ii) shall be charged at the rate of $1 for each one-quarter hour devoted by a Commission employee in preparing the records to be transported.

(b) *Waiver or reduction of fees; services for which no charges will be assessed.*

(1) *Limited services.* No fee shall be charged where they would amount, in the aggregate, for all services performed in responding to a request or series of related requests, to less than $3.

(2) *Waiver or reduction in the public interest.* Requested records shall be furnished without charge or at reduced charge whenever it shall be determined by the Director of Office of Public Information that waiver or reduction of the fee is in the public interest because furnishing the information can be considered as primarily benefiting the general public. Requests for waiver or reduction of fees may be submitted with the original request for records and may state such facts as the requester may consider appropriate. Such requests will promptly be brought to the Commission's attention.

(3) *Examination and related tasks in screening records.* No charge shall be made for time spent in resolving legal or policy issues affecting access to records of known contents or for the time involved in examining records to determine whether they are exempt from the disclosure requirements of the Freedom of Information Act and should be withheld.

(4) *Nonpublic records; lost records.* No fee will be charged in connection with any record which is not made available because:

(i) it is found to be nonpublic as described in § 145.5; or

(ii) after reasonable search, a record adequately identified cannot be located, provided that a fee will be charged if after the person who requested the record or copy has been notified that it cannot be located, the search is continued beyond that time at his insistence.

(c) *Requests involving large fees.* A request for Commission records may state that the requesting person is willing to pay fees up to a stated limit for services to be provided in locating and making available requested records. In such circumstances, no work will be done that will result in fees beyond the stated limit without further written authorization. If no limit is initially stated by the person requesting records or copies, services in locating and making available the requested records will not be done so as to exceed fees of $25.00, and copying services will not be provided in excess of $25.00, without the express written authorization by the requesting person, and he will be so advised. Where it is anticipated that fees for requested services will exceed $50.00 an advance deposit of 25% of the anticipated fee or $25.00, whichever is greater, may be required.

(d) *Form of payment.* Payment should be made by check or money order payable to the Treasury of the United States and mailed to the responsible official answering the initial inquiry.

(e) *Advance deposit.* Where a person has previously failed to pay a fee for record services, an advance deposit of the full amount of all anticipated fees may be required.

* * * * * *

Interested persons are invited to express their views and comments on whether the foregoing proposed rules and schedule of fees should be adopted either in the form proposed or as modified in some respect. To be considered, written statements of views and comments should be submitted to the Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Attn: Director of Office of Public Information, on or before September 15, 1975. All such communications will be available for public inspection.

Issued in Washington, D.C., on August 11, 1975.

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-21356 Filed 8-13-75;8:45 am]

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**[ 17 CFR Part 200 ]**

## ARBITRATION OR OTHER DISPUTE SETTLEMENT PROCEDURES

### Proposed Provisions

On July 10, 1975, the Commodity Futures Trading Commission published an interpretative statement setting forth the Commission's responses to six questions by exchanges, boards of trade, and other interested persons, which concerned the requirements of Section 5a(11) of the Commodity Exchange Act, 7 U.S.C. § 7a (11), as added by Section 209 of the Commodity Futures Trading Commission Act of 1974, Pub. L. 93-463, § 209, 88 Stat. 1401 (1974). *See* 40 FR 29121 (July 10, 1975). In order to assure prompt compliance with the Commission's interpretative statement and other requirements of Section 5a(11), the Commission has determined to propose rules setting forth affirmative provisions to be followed by contract markets. If adopted, the rules will comprise a new Part 200 of Title 17 of the Code of Federal Regulations.

The Commission invites public comment on the proposed rules. The Commission will consider comments received with respect to its prior interpretative statement as a part of this rulemaking proceeding.

*Statute and Summary.* Section 5a(11) requires each contract market to:

> Provide a fair and equitable procedure through arbitration or otherwise for the settlement of customers' claims and grievances against any member or employee thereof: *Provided*, That (i) the use of such procedure by a customer shall be voluntary, (ii) the procedure shall not be applicable to any claim in excess of $15,000, (iii) the procedure shall not result in any compulsory payment except as agreed upon between the parties, and (iv) the term 'customer' as used in this subsection shall not include a futures commission merchant or a floor broker. * * *

The following is a summary of the rules proposed by the Commission:

1. Proposed new Rule § 200.1 defines the terms "customer" and "customers" as used in Section 5a(11). In summary, the definition describes a customer as a person engaging in a transaction through the facilities of a contract market other than in the capacity of a futures commission merchant or a floor broker.

2. Proposed new Rule § 200.2 sets forth the procedural requirements that must be contained in the rules of a contract market to establish, as required by Section 5a(11), a "fair and equitable procedure" for settlement of customers' claims and grievances. For the most part, the procedures required by this rule are those set forth in the Commission's response to Question 1 in the interpretative statement previously published in the FEDERAL REGISTER. See 40 FR 29121. The proposed rule requires that customers be provided an "impartial" arbitration panel or other decision-making body ("panel"). Such a panel may be composed entirely of exchange members, but the customer must be given an election to submit the claim or grievance to a panel composed of at least a majority of persons who are not associated with any member of the contract market or employee thereof, and who are not otherwise associated with the contract market. The proposed rule also would prohibit a contract market from requiring a transcript unless agreed to by the customer or unless the customer is not assessed with the expense of the transcript. This requirement is designed to assure that customers with claims under $15,000 are not discouraged from using the settlement procedure required by Section 5a(11) because of possibly expensive transcript costs. Also, the proposed rule provides that there shall be no right of contract-market related appeal as, for example, an appeal to the Board of Governors of the contract market or to any other entity; the only right of appeal being as provided under applicable law. One brokerage firm has commented that procedural protections should be extended to all participants in any proceeding brought under Section 5a(11). The Commission believes such a requirement is implicit in its proposed rules, but requests additional comment on the need for more explicit protections for participants other than customers, as well as customers. The proposed rule further requires adequate notice of the amount or nature of any fees or costs which may be assessed against customers utilizing the procedure and requires that any such costs be reasonable in relation to the claim or grievance. The Commission requests comment on the manner in which costs should be allocated and how costs for small claims or grievances should be dealt with.

3. Proposed new Rule § 200.3 sets forth the views expressed by the Commission in response to Question 3 in its prior interpretative statement and imposes additional requirements, *cf.*, 40 FR 29121. Among other things, the proposed rule prohibits any agreement between persons registered under the Commodity Exchange Act and a customer, in which the customer agrees to submit claims or grievances pertaining to any matter or transaction subject to the jurisdiction of the Commission to any settlement procedure, prior to the time a claim arises. The proposed rule would authorize a settlement procedure in which customers would agree, prior to the time of an award, to be bound by the award, so long as the agreement to be bound was made after the claim or grievance arose. In addition, any agreement by a customer to submit a claim or grievance to a settlement procedure must be voluntary and must not be subject to any unreasonably short limitation period. For example, a limitation period foreclosing customers' claims and grievances from submission to the procedure unless submitted within 90 days after the claim or grievance arose is not, in the Commission's view, reasonable. On the other hand, a limitation period of two years from the time a claim or grievance arose would appear reasonable.

4. Proposed new Rule § 200.4 sets forth the circumstances under which a counterclaim by a member of a contract market or employee thereof, could be made against a customer under a settlement procedure established pursuant to Section 5a(11). The proposed rule adopts the views expressed by the Commission in response to Question 2 in its prior interpretative statement. *See* 40 FR 29121. Briefly, contract market rules could permit a member's counterclaim where the counterclaim arises out of the transaction or occurrence that is the subject of a customer's claim and does not require for adjudication the presence of third parties over whom the contract market does not have jurisdiction. Also, such counterclaims must not be for an amount in excess of $15,000. The Commission has received comments from one board of trade, which urged that counterclaims be allowed beyond indebtedness arising out of the same transaction or occurrence on which a customer's claim or grievance is based. In this connection, the proposed rule would permit such other counterclaims only if the customer agrees to arbitrate the counterclaim after the counterclaim has arisen, and if the counterclaim is less than $15,000. The Commission requests additional comment on whether the consent of the customer should be required for counterclaims that do not arise out of the same transaction or occurrence as the customer's claim or grievance.

5. Proposed new Rule § 200.5 sets forth the views expressed by the Commission in its responses to Questions 4 and 5 contained in its prior interpretative statement. *See* 40 FR 29121. The proposed rule would permit a contract market to establish a procedure for settlement of customers' claims and grievances which are not covered by Section 5a(11) (*e.g.*, claims for amounts involving more than $15,000). Such a procedure would be required to be independent of and could not interfere with or delay the resolution of customers' claims submitted under the procedure required by Section 5a(11). Also, the proposed rule states that the procedure must be fair and equitable and voluntary. The Commission has received comments from one board of trade which expressed the view that Section 5a(11) should not be expanded to permit contract markets to establish a procedure for the settlement of customers' claims or grievances in amounts in excess of $15,000, since, in the view of the board of trade, claims over $15,000 are significant enough to require all formal safeguards available in a court of law. The Commission requests additional comment on this question, but has added to this rule a requirement that where a claim or grievance exceeds $15,000 the customer must be warned in writing in advance of submission to the procedure that all procedures applicable in a court of law may not be available; and the contract market must be able to establish that, notwithstanding such formal warning, the customer voluntarily submitted the dispute to the procedure.

6. Proposed new Rule § 200.6 sets forth the views expressed by the Commission in its response to Question 6 in its prior interpretative statement. *See* 40 FR 29121. Specifically, the proposed rule would permit a contract market to establish a dispute resolution procedure for claims in which a customer is not involved (*e.g.*, the resolution of a dispute involving only futures commission merchants or floor brokers). This procedure would also be required to be independent of, and could not interfere with or delay the resolution of customers' claims or grievances submitted under the procedure required by Section 5a(11). This proposed rule would provide that the procedure must establish safeguards conforming to traditional concepts of due process and would include the formal warning set forth in paragraph 5 above.

The following rules are proposed by the Commodity Futures Trading Commission pursuant to authority contained in Sections 5a(11) and 8a of the Commodity Exchange Act, as amended, 7 U.S.C. 7a(11) and 12a.

## PART 200—ARBITRATION OR OTHER DISPUTE SETTLEMENT PROCEDURES


Sec.
200.1 Definition of customer.
200.2 Fair and equitable procedure.
200.3 Voluntary procedure and compulsory payments.
200.4 Counterclaims.
200.5 Other customer claims and grievances.
200.6 Member-to-member settlement procedures.


AUTHORITY: Secs. 5a(11), 8a, Commodity Exchange Act, as amended, 7 U.S.C. 7A(11), 12a.

### § 200.1 Definition of customer.

The terms "customer" and "customers" as used in Section 5a(11) of the Commodity Exchange Act, 7 U.S.C. § 7a(11), as amended, shall mean any person engaging in any transaction executed through the facilities of a contract market. The terms "customer" and "customers" do not include a futures commission merchant or floor broker as defined in the Commodity Exchange Act, 7 U.S.C. § 1, *et seq.*, unless such persons were not acting in the capacity of a floor broker or futures commission merchant in connection with a claim or grievance they seek to submit to a settlement procedure required by Section 5a(11).

### § 200.2 Fair and equitable procedure.

Every contract market shall, in conformance with section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a (11), as amended, adopt rules which provide for a fair and equitable procedure through arbitration or otherwise for the settlement of customers' claims and grievances against any member or employee thereof, which arise on or after the effective date of section 5a(11). The procedure shall not be applicable to any claim or grievance in excess of $15,000. The rules shall include at least the following as minimum requirements for a fair and equitable procedure:

(a) The procedure shall be impartial. Customers must be provided the option of having a majority of any panel or decision-making body acting as arbitrators or otherwise acting to settle customers' claims and grievances to be composed of persons who are not members or associated with any member of the contract market or employee thereof and who are not otherwise associated with the contract market.

(b) The procedure shall grant customers the right to be represented by counsel in any aspect of the procedure.

(c) The procedure shall provide for prompt settlement of customer claims and grievances and shall not allow unnecessary or unreasonable delay.

(d) The procedure shall require adequate notice to customers and opportunity for a prompt hearing as follows:

(1) Customers shall be entitled personally to appear at such hearings.

(2) The formal rules of evidence need not apply at the hearing. Nevertheless, the procedures established may not be so informal as to deny due process. Customers must be given adequate opportunity to prepare and present all relevant facts in support of their claims or grievances, and to present rebuttal evidence to any defenses made by the person against whom the claim or grievance has been brought.

(3) Customers shall be entitled to cross-examine persons against whom a claim or grievance is brought and any witnesses appearing at the hearing and to examine all relevant documents presented in connection with the claim or grievance.

(4) A transcript shall not be required, unless the customer making the claim or grievance so agrees or unless the customer is not assessed with the cost of the transcript.

(5) Provision may be made for customers to waive the right of personal appearance at the hearing through a submission on the basis of written documents. Such a waiver must be voluntary and may be made only after the claim or grievance arose.

(e) The procedure shall provide adequate notice to customers, in advance of submission of a claim or grievance to the procedure, of the amount of any fees or costs and the nature of any fees or costs which may be assessed against customers utilizing the procedure. Fees or costs shall be reasonable, particularly in relation to the claim or grievance presented.

(f) The procedure shall provide that the settlement award shall be rendered promptly in writing and be final. There shall be no right of contract market related appeal; the only right of appeal being as provided under applicable law.

(g) The procedure shall not impose any restrictions on the jurisdiction or venue of any court to enforce an award so rendered.

**§ 200.3 Voluntary procedure and compulsory payments.**

(a) The use by a customer of the procedure established by a contract market pursuant to section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended, for settlement of customers' claims and grievances against any member or employee thereof, shall be voluntary.

(b) The procedure established by a contract market pursuant to section 5a(11), of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended, for settlement of customers' claims and grievances against a member or employee thereof, shall prohibit any agreement or understanding pursuant to which customers agree to submit claims or grievances for settlement under the procedure so established, prior to the time when the claim or grievance arose.

(c) No futures commission merchant, floor broker, associated person or any other person registered with the Commodity Futures Trading Commission under the Commodity Exchange Act, 7 U.S.C. 1, *et seq.*, shall enter into any agreement or understanding with a customer in which a customer agrees to submit claims or grievances pertaining to any matters or transactions subject to the jurisdiction of the Commission to any settlement procedure prior to the time the claim or grievance arose.

(d) The procedure established by a contract market pursuant to section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended, for settlement of customers' claims and grievances against any member or employee thereof, may require customers utilizing such procedure to agree under applicable state law, submission agreement or otherwise to be bound by an award rendered in the procedure, before such award is rendered. However, the customer's agreement to submit the claim or grievance to the procedure must have, in any case, been made after the claim or grievance arose. Any award so rendered shall be enforceable in accordance with applicable law.

(e) The procedure established by a contract market pursuant to section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended, for the settlement of customers' claims and grievances against any member or employee thereof, shall not establish any unreasonably short limitation period foreclosing submission of customers' claims or grievances to the procedure.

**§ 200.4 Counterclaims.**

A procedure established by a contract market under section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended, for the settlement of customers' claims or grievances against a member or employee thereof may permit the submission of a counterclaim in the procedure by a person against whom a claim is brought. The contract market may permit such a counterclaim where the counterclaim arises out of the transaction or occurrence that is the subject of the customer's claim or grievance and does not require for adjudication the presence of third parties over whom the contract market does not have jurisdiction. Such a counterclaim may not be for an amount in excess of $15,000. Other counterclaims are permissible only if the customer agrees to their submission after the counterclaim has arisen, and if the aggregate monetary value of the counterclaim is capable of calculation and is not in excess of $15,000.

**§ 200.5 Other customer claims and grievances.**

A contract market may establish a procedure for settlement of customers' claims and grievances against any member or employee thereof, which are not covered by section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a(11), as amended. The procedure shall be independent of, and shall not interfere with or delay the resolution of, customers' claims or grievances submitted for resolution under the procedure of a contract market established pursuant to the requirements of section 5a(11). Customers must be warned in writing in advance of the submission of the claim or grievance to this procedure that all formal legal safeguards provided in a court of law may not be available to the parties. This warning shall list, to the extent practicable, those safeguards which will be unavailable. If after receipt of such warning, the customer voluntarily agrees to submit the claim or grievance to the procedure, the procedure may go forward; but the procedure must be shown to be voluntary, and must be fair and equitable as defined by rules §§ 200.2 and 200.3 of this chapter.

**§ 200.6 Member-to-member settlement procedures.**

A contract market may establish a procedure for settlement of claims and grievances which do not involve customers. If adopted, the procedure shall be independent of, and shall not interfere with or delay the resolution of, customers' claims and grievances submitted for resolution under the procedure established pursuant to section 5a(11) of the Commodity Exchange Act, 7 U.S.C. 7a (11), as amended. Submission of such claims to such a procedure must be accompanied by a written warning, in advance of the submission, that all formal legal safeguards provided in a court of law may not be available to the parties, listing, to the extent practicable, those safeguards which will be unavailable. After receipt of such warning, the parties may voluntarily agree to go forward, but the procedure in such arbitration shall provide sufficient due process safeguards which include, at a minimum, fair and equitable procedures as defined by Rules §§ 200.2 and 200.3 of this chapter, except that the election of panel members contained in Rule § 200.2(a) need not be required.

Interested persons may participate in this proposed rulemaking by submitting comments in written form to the Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. All comments received on or before September 18, 1975, will be considered before the Commission takes final action on these proposed rules. Copies of all comments received respecting these proposed rules will be available for inspection at the Commission's office in Washington, D.C.

Issued in Washington, D.C., on August 11, 1975.

For the Commission.

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-21296 Filed 8-13-75;8:45 am]





## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Parts 2, 89, and 91 ]**

[Docket No. 20149]

### TELEMETRY AND REMOTE CONTROL OPERATIONS

**Order Extending Time To File Comments**

In the matter of amendment of Parts 2, 89, and 91 of the Commission's rules and regulations to make available four 173 MHz splinter frequencies to the Local Government and Manufacturers Radio Services for telemetry and remote control operations.

1. The Law offices of Keller and Heckman (Keller) requests an extension of time, until September 9, 1975, within which to file comments in the above entitled matter. It was also requested that the date for filing reply comments be extended to September 23, 1975. Comments and reply comments are now due August 21 and September 1, 1975, respectively.

2. It appears that good cause has been shown and that the public interest would be served by granting the additional period asked in order to afford the petitioner and other interested parties a full opportunity for the preparation and presentation of their views in this proceeding.

3. *Accordingly, it is ordered,* Pursuant to §§ 0.331 and 1.46 of the Commission's rules, That the time for filing statements in the above captioned proceeding is extended from August 21, 1975, to September 9, 1975, and for filing reply comments from September 1, 1975, to September 23, 1975.

Adopted: August 4, 1975.

Released: August 5, 1975.

ARLAN K. VAN DOORN,
*Acting Chief, Safety and Special Radio Services Bureau.*

[FR Doc.75-21225 Filed 8-13-75;8:45 am]

**[ 47 CFR Part 76 ]**

[Docket Nos. 20496, 20508]

### CABLE TV SYSTEM, CHANNEL CAPACITY, AND ACCESS CHANNEL REQUIREMENTS

**Extension of Comment Period**

In the matter of amendment of part 76 of the Commission's rules and regulations to modify or eliminate the use of signal strength contours for purposes of cable television system regulation and amendment Concerning the Cable Television Channel Capacity and Access Channel Requirements of § 76.251.

1. Storer Broadcasting Company has requested a change in the comment dates in Docket 20496 from August 11 to October 11, 1975, and in Docket 20508 from August 18 to October 18, 1975.[1] In support of this request Storer states that there are twenty-eight comment or reply comment deadlines in significant broadcast and cable rule makings between July 25 and October 1 and that it is wholly unrealistic to expect that licensees, law firms, engineering firms, citizens groups or the general public can prepare meaningful and helpful comments within such a schedule.

2. In view of the number of proceedings in which comments are scheduled to be filed during August and September some rescheduling of the filing dates appears to be appropriate. The dates for filing comments and reply comments in Docket 20496 will accordingly be changed to October 8 and October 24, 1975. Comments and reply comments in Docket 20508 will be changed to October 3 and November 6, 1975. While this is not the full extension requested, it should provide an adequate opportunity for the preparation of comments and reply comments. Further delay would not appear to be in order in Docket 20508 in view of the Commission's statement in the *Report and Order in Docket 20363,* FCC 75-821, para. 22, (released July 22, 1975) that it expects "to expeditiously resolve and finalize the proceedings in Docket 20508 in the very near future."

*Accordingly, it is ordered,* That the dates for filing comments and replies in Docket 20496 are extended to October 8 and October 24, 1975, respectively, and the dates for filing comments in Docket 20508 are extended to October 3 and November 6, 1975, respectively.

This action is taken by the Chief, Cable Television Bureau pursuant to the authority delegated by § 0.288 of the Commission's Rules.

Adopted: July 29, 1975.

Released: August 5, 1975.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] DAVID D. KINELY,
*Chief, Cable Television Bureau.*

[FR DC. 75-21223 Filed 8-13-75; 8:45 am]

**[ 47 CFR Part 76 ]**

[FCC 75-896; Docket No. 20561]

### CABLE TELEVISION

**Definition of Cable Television System; Creation of Classes of Systems**

I. BACKGROUND AND SCOPE OF PROCEEDING

1. Notice is hereby given of proposed rule making in the above-entitled matter concerning various portions of § 76.5(a) of the Commission's rules, which defines a "Cable Television System." That definition is as follows:

*Cable television system (or CATV system).* Any facility that, in whole or in part, receives directly, or indirectly over the air, and amplifies or otherwise modifies the signals transmitting programs broadcast by one or more television or radio stations and distributes such signals by wire or cable to subscribing members of the public who pay for such service, but such term shall not include (1) any such facility that serves fewer than 50 subscribers, or (2) any such facility that serves only the residents of one or more apartment dwellings under common ownership, control, or management, and commercial establishments located on the premises of such an apartment house.

NOTE: In general, each separate and distinct community or municipal entity (including unincorporated communities within unincorporated areas and single, discrete, unincorporated areas) served by cable television facilities constitutes a separate cable television system, even if there is a single headend and identical ownership of facilities extending into several communities, *See e.g., Telerama, Inc.,* 3 FCC 2d 585 (1966); *Mission Cable TV, Inc.,* 4 FCC 2d 236 (1966).

2. This definition has remained essentially unchanged since its first adoption in 1965,[1] with the only significant subsequent changes thereto being the addition of "who pay for such service" in 1966,[2] and the explanatory "NOTE" and reference to the carriage of radio signals in the 1972 *Cable Television Report and Order.*[3]

3. It has been the subject of numerous requests for interpretations and a clarification of the most troublesome aspects thereof appears warranted. Many state and local authorities have adopted the language of our definition verbatim, and this consideration should also prove valuable for their assistance and guidance. More importantly, however, we believe, as the result of recommendations from our Cable Television Re-Regulation Task Force, that some significant changes in the definition may be in order. The mission of the Task Force is to bring to the Commission various proposals to alleviate undue industry burdens and to eliminate unnecessary regulatory requirements. As stated in the Public Notice of May 15, 1974 (Mimeo 21786) establishing the Task Force:

> It shall be the function of this Task Force to review the Commission's experience to date with each and every one of the cable television rules and forms, seeking to eliminate unnecessary regulations, procedures, and paperwork and to simplify the complicated provisions of Parts 76 and 78 of the Commission's Rules. Each such rule will be analyzed to determine its continuing validity and whether it should be continued, modified or deleted. Particular attention shall be directed toward relief for the small cable television system operator.

The Task Force has suggested that some of the burdens of our cable television rules may be removed from small systems either through a change in the definition or through the adoption of a separately defined class of small systems to which only limited parts of the rules would apply.

4. Discussed below are the following four principal areas of concern relating to the definition:

a. A clarification of the scope of the existing definition particularly as to its application to various types of multiple dwelling unit systems and insofar as the

[1] Storer has also sought an extension of time for filing comments in Dockets 20499-501. That request will be acted on in a separate *Order.* A supporting statement was filed by the law firm of Fletcher, Heald, Rowell, Kenehan and Hildreth.

[1] *First Report and Order in Docket 14895 and 15233,* 38 FCC 683 (1965).

[2] *Second Report and Order in Docket 14895, 15233, and 15971,* FCC 66-220, (2 FCC 2d 725 (1966).

[3] FCC 72-108, 36 FCC 2d 143 (1972).

definition requires that service be paid for;

b. A proposed change in the rules to relieve small system operators from burdens imposed by the rules either by raising the 50 subscriber exemption to a higher figure or by establishing an abbreviated set of rules that would be applied only to a defined class of small systems, or some combination of these; and a related consideration of the possible creation of a "reception only" class of cable system.

c. A proposed change in the definition to include within its scope certain large apartment building "master antenna systems" that perform the same functions as cable television systems;

d. A consideration of certain problems created by the "NOTE" to the rule, which requires that if cable plant crosses several community boundaries, plant within each political subdivision be treated as a separate "cable television system."

5. At the outset, it is important to note that we are concerned with what exclusions and exceptions should be applied to our jurisdiction as a matter of administrative discretion. While legal limits on our jurisdiction are, of course, always relevant, the primary question with which we are concerned here is with the proper parameters of our regulatory scheme as a matter of policy rather than to determine the scope of our jurisdiction as a matter of law.

## II. Scope of Existing Definition

6. Before considering possible changes in the cable television system definition, it is important to know the scope of the existing definition. Although the rule would seem to be fairly clear on its face, we have received numerous requests for rulings as to whether particular types of wired television signal distribution systems fall within its limits.

7. *Mobile Home Park Systems.* For some time arguments have been made that facilities serving mobile home parks are akin to those serving apartment buildings and are not intended to be covered by the cable television system definition. We ruled on one such contention in *Bayhead Mobile Home Park, Leon County, Florida,*[4] and believe, for the sake of completeness, that it is worth restating our conclusion here. There the Bayhead Mobile Home Park proposed to construct a system totally upon its own premises which would serve only its potential 250 residents. Bayhead owned the land and leased lots to tenants who owned their own mobile homes. Bayhead sought an interpretative ruling that it would not be within the scope of our rules because it would maintain common management and control of the development. We there concluded:

> We find that Bayhead's proposed facility is a "cable television system" as defined by § 76.5(a) and that Bayhead is consequentially subject to our cable television regulations. We cannot agree that mobile homes can be considered "apartment dwellings." There is a real and effectual difference between a single structure that has been wired to provide antenna services to its component residences, and an externally wired community of individual mobile homes. Moreover, in this particular case Bayhead admits that the individual mobile homes will be owned by the subscribers themselves, and that only the land upon which these residences will rest will be owned by Bayhead. This circumstance must weigh heavily against any attempt to equate these mobile homes with "apartment dwellings" or to show true "common ownership, control, or management."[5]

8. *Planned and Resort Communities.* Similarly, "planned" and resort communities have been held to fall within our definition, despite the fact that they often operate on private land and utilize no public rights-of-way, and serve only residents of the private community rather than the general public. *See, e.g., Citizens Development Corporation, supra; Sanwick Cablevision, Inc.,* FCC 74–888, 48 FCC 2d 563 (1974); *Big Canoe Television System,* FCC 74–623, 47 FCC 2d 455 (1974); *Leacom, Inc.,* FCC 74–903, 48 FCC 2d 533 (1974).

9. *Military Installations.* Another broad category of multiple housing units consists of those located on federal land, including, but not limited to, military installations, Indian reservations, and federal housing units. To date, the Commission has only had experience with military installations. The general pattern there has been for private cable television systems to negotiate with the military installation, as the quasi-franchising authority, for authorization to construct and operate a cable system to serve the residents. In such situations, we consistently have determined that such units are encompassed by our definition and rules, but, because of the unusual nature of military operations and contract procedures, have waived the public proceeding requirements of Section 76.31(a)(1) and (4) of our rules. *See, e.g., Robert D. Lewis d/b/a Cable Antenna Systems,* FCC 75–604, —— FCC 2d —— (1975); *Cable Antenna Systems,* FCC 75–646, —— FCC 2d —— (1974). Significantly, we have attached no importance to the fact that such systems are constructed and operated on federal property. Should questions arise in the future with respect to multiple housing units, other than military installations, located in federal land, we shall apply our general regulatory approach to such situations. We note, in this connection, that because of the nature of their construction and operation, certain public housing units might be exempt from our rules as an apartment house complex under common ownership and control.

10. *Condominium, co-operative apartment, hotel, and motel systems.* Excluded from the scope of the definition are systems serving "apartment dwellings under common ownership, control, or management, and commercial establishments located on the premises of such an apartment house." Questions have arisen from time to time as to whether the nature of the leasehold on the dwelling unit where the subscribers are located is determinative as to the application of this exclusion. That is, it might be argued that the term "apartment dwellings" as used in the definition covers only rental apartments and not those owned individually or on a co-operative basis by their residents or occupied by transients as in a hotel or motel. It is our preliminary view that there is no reason to make such distinctions (for they serve no regulatory purpose) and we propose to interpret the terms "apartment dwellings" and "apartment house" as essentially synonymous with multiple family dwelling; however, because of the important ramifications of such a clarification, we seek comments on the appropriateness of this interpretation. Thus, should our tentative approach be utilized, we would not follow interpretations from real estate law that, for example, a hotel is not an apartment house. Nor would we find within the definition a high rise condominium "apartment house" simply because each resident owned rather than rented his particular portion of the structure. Even with this explanation, gray areas continue to exist, especially as the facility in question starts to service garden apartments, garden condominium apartment complexes, garden apartment communities, townhouse duplex condominium communities and other similar situations which differ significantly from the traditional high rise apartment building. Hopefully, at the conclusion of this proceeding we will be in a better position to make meaningful distinctions based on the intended purpose of the definition adopted. In the meantime, judgments will have to be made based on comparing particular fact situations to the definition as it now exists.

11. *"Payment."* For definitional purposes, a cable facility is not subject to regulation unless it has subscribers who "pay" for cable service. Issues have arisen as to whether a particular facility, typically a mobile home park installation or a system installed in a new housing development, comes within the scope of the definition when there is no specific monthly subscription fee but rather some form of less direct payment.

12. In our *Memorandum Opinion and Order in Docket 18397,* FCC 71–258, 28 FCC 2d 13, 15 (1971), we stated:

> Whether payment is on a periodic or occasional basis, and whether it is a separate payment or only an unspecified element of a dwelling, rental charge is immaterial • • •

In short, we have not found the manner of payment to be of jurisdictional significance. For definitional purposes, it does not matter whether the payment is separate or combined with a general service, recreational, or rental fee, whether the payment is made directly or through some intermediary such as a homeowners' association, whether the payment is in the form of a capital contribution or service fee, or whether the bulk payment is made for a number of subscribers rather than an individual payment for each subscriber.

[4] FCC 74–589, —— FCC 2d —— (1974).

[5] In this connection, see also *Pacific Western Mobile Estates, Inc.,* FCC 74–1058, —— FCC 2d —— (1974).





13. Illustrative of our holding that payment of any nature triggers our definition is our recent action in *Citizens Development Corporation,* FCC 75–506, —— FCC 2d —— (1975). There a corporation providing cable television service to some 700 homes in a privately owned development in Lake San Marcos, California petitioned for relief from the applicability of our definition, asserting that it should be considered a "master antenna system" rather than a cable television system stating, inter alia, that with respect to the element of payment there was no installation fee and that for operating costs the homeowners paid only $48 annually to a non-profit corporation which was losing money. We concluded that the subject controversy involved a cable television system as defined by Section 76.5(a) of the rules and further denied a requested waiver thereof. With respect to the element of payment, we noted that ". . . we attach little significance to the fact that Citizens' subscribers pay only an annual fee for its services."

14. The situation of truly free service is illustrated by our proceeding in *California Antenna T-V, Inc.,* FCC 74–208, —— FCC 2d —— (1974). There in 1958, a cable television company gave notice that it intended to operate a system to serve a Stockton, California residential development. This application was opposed by a local television station, thus triggering the mandatory stay provisions of former Section 74.1105(c) of the rules. The cable company, however, commenced operations by providing free service, thus placing it outside our definition. In 1972, it requested a certificate of compliance, urging that it had been a cable television system all along and requested grandfather rights. We rejected that argument, holding that it had not maintained an operating cable television system within the meaning of our definition and that it thus was not entitled to any grandfather status. And in our recent reconsideration of this same proceeding, we affirmed this basic holding, and noted that the "free" service occurred here because the developer absorbed all the construction costs and the cable company had absorbed all the operating costs.

15. It follows that under our established interpretation of "payment," it is extremely difficult for non-apartment developments to avoid coming within the scope of our definition when providing television service to 50 or more residents. For example, even if there were no direct installation and/or operating charges and a developer merely included the costs thereof in the computation of basic charges, this nevertheless would constitute an "unspecified" element of a dwelling rental charge. The Commission's Re-Regulation Task Force has received comments from the Western Mobilehome Association and others who urge that we should not interpret our definition so strictly and should, for example, permit an exemption where cable service is only an unspecified portion of a management or rental fee, or where payment is made to a non-profit corporation. The rationale of such comments is that such parties do not intend to engage in the "cable television business," often do not seek to make a profit from such service, and often furnish only an off-the-air reception service. While we understand the desire not to be subject to our regulations, we believe that should be accomplished through a rule change rather than through a rule interpretation. The possibility of such a change is appropriate for comment in connection with the matters discussed below.

16. *Subscriber count.* Questions have arisen from time to time as to how a cable system operator should count bulk-rate subscribers in multiple dwelling units. In view of the 50 subscriber exemption, this has definitional consequences. It is also important because several of our rules, including those relating to network nonduplication protection and cablecasting equipment requirements, are triggered by subscriber count.

17. Section 1.1116(b) of the rules relating to fees paid by cable system operators and the instructions for completing our FCC Form 325 "Annual Report of Cable Television Systems" provide a means of making the appropriate calculation. The Form 325 instructions provide:

> In determining the number of subscribers to a cable television system (Question 5), where the system offers bulk rates to multiple-outlet subscribers, such as apartment house or motel operators, each bulk-rate contract is viewed as a number of subscriptions to be calculated by dividing the total annual charge for the bulk-rate contract by the system's basic annual subscription rate for an individual household. (Thus, for example, if a cable television system charges an apartment house operator $1000 a year for a bulk-rate contract and charges individual households a basic rate of $50 per year, the bulk-rate contract is counted as 20 subscriptions (i.e., 1000÷50=20)). Where a variety of "annual subscription rates" for individual households exists (e.g., $50 per year, if paid in one sum, or $60 per year, if paid on a per-month basis), the rate used in the subscriber formula should be the lowest annual rate which is offered to individual subscribers ($50 here). Likewise, if the bulk-rate contract is on a monthly basis, it should be divided by the lowest monthly rate which is offered. In the preceding example, a $50 per year charge should be viewed as a charge of $4.17 per month.

18. This formula is one also utilized by many cable television systems for internal purposes and is commonly referred to as the "comparable" approach—i.e., how many comparable individual subscribers are represented by each bulk-rate unit served. The "comparable" approach would appear to be a useful economic tool for system operators, functioning as a common denominator for all systems. It is not, however, a precisely accurate method of calculating the exact number of subscribing households. For example, continued usage of our present approach creates anomalous results in counting "subscribers" who live in apartment buildings, depending upon whether they are billed individually or on a bulk-rate. An apartment house with 50 units and individual billing of $5 each per month would have 50 "subscribers"; if, however, the same apartment building made a single point tie-in to the cable system and had a bulk-rate billing of $1000 per year, according to the above formula there would be only 17 subscribers ($1000 annually ÷ $60 annual individual rate = 17 subscribers).

19. While this method of calculating subscribers has certain drawbacks, it has been commonly used both in our rules and by the industry and is, we believe, an acceptable method under the existing definition.[6] And it is our preliminary view that the "comparable" formula should be retained because it appears to be the best available solution to a difficult problem and broadly aids in reflecting a system's financial ability to comply with our respective rules. We do, however, seek to devise a means of obtaining more accurate statistics, but perhaps an amendment to our reporting forms would be the most appropriate means. In any event, we seek the comments of interested parties in this area.

## III. Changes in Exemption Level and Classes of Systems

20. As preivously indicated, since our initial exercise of jurisdiction over cable television systems we have provided a specific exemption for those facilities which serve fewer than 50 subscribers. Among the most numerous and urgent suggestions made to the Re-Regulation Task Force has been the suggestion that small cable operators be relieved from regulatory burdens by raising this exemption to some higher level. In response to these suggestions, we propose for consideration several possible courses of action which could be adopted as a response to these suggestions. The first would be to raise the exemption level. The second would be to establish a separate class or category of small cable systems that would be subject only to limited regulation. A third would be the possible creation of a "reception only" class of cable system.

21. The following factors prompt us to consider these first two proposals. First, functions performed by systems of small size may differ considerably from those of larger systems. Small systems are typically passive and perform antenna functions alone without engaging in program origination or the provision of access services. Second, the cost of compliance with particular rules may fall disproportionately heavily on small systems. With a large subscriber base such costs, on a per subscriber basis, may be negligible. With a small subscriber base they are likely to be of far greater consequence. Third, small systems in performing their broadcast signal distribution functions may, even in the aggregate, have sufficiently few subscribers so that their operations are unlikely to impact significantly on over-the-air television broadcast service to the public. Finally, in terms of our own limited administra-

[6] See *Memorandum Opinion and Order in Docket 18397,* FCC 71–258, 28 FCC 2d 13, 15 (1971).

tive resources, we may accomplish more by focusing our energies on larger operations than by attempting to regulate all systems regardless of size. These, and related considerations, have resulted in our recent decision to exempt from compliance with our non-duplication rules, systems and conglomerates of systems serving fewer than 1000 subscribers.[7]

22. We believe it appropriate to now consider, on a general basis, whether further across-the-board or specific exemptions from our rules are not appropriate.

23. While we have heretofore from our rules systems with fewer than 50 subscribers, we believe it might be appropriate to totally exempt systems with as many as 250 subscribers.[8] In the main, it is not anticipated that a change upward in the system size to be exempt would have an adverse impact, either upon broadcasters or upon our broad regulatory program. And it would lift a potentially heavy burden of regulation from these small operations. Indeed it seems reasonable to assume, as comments to the Re-Regulation Task Force have suggested, that this exemption may permit some systems to come into being where that would not otherwise have been possible. The systems with which we are here concerned already are exempt from our network exclusivity rules and are proposed for exemption from our syndicated exclusivity and access and channel capacity requirements.[9] Insofar as signal carriage is concerned, these systems overwhelmingly function as off-the-air reception services only. Systems under 250 subscribers, for example, do not generally use microwave services. With respect to the regulatory importance of such systems, it would appear that collectively they neither affect a substantial portion of nationwide subscribers nor, even when there are direct charges, do their revenues have substantial impact. Rather, with the administrative burden of regulating systems of smaller size put aside, we could better concentrate our regulatory efforts on the emerging aspects of this technology.

24. As an alternative or as a supplement to this approach, we solicit comments upon whether we should consider the establishment of a defined class of small cable or "community antenna television" systems to which only limited regulation would apply. As indicated above, we have already exempted systems with under 1000 subscribers from compliance with the network nonduplication rules and have proposed this as a cut-off for application of other parts of the rules. We believe it appropriate to look at all systems of under 1000 subscribers as a class for the purpose of determining whether there are other parts of the rules, procedural and substantive, from which they might be exempted,[10]; however, we specifically solicit comments directed to this point.

25. For purposes of this consideration, our rules may roughly be broken into the following areas:

a. Mandatory signal carriage.
b. Distant signal carriage limitations.
c. Network nonduplication and syndicated program exclusivity.
d. Franchise standards.
e. Technical standards.
f. Ownership restrictions.
g. Equal employment opportunity rules.
h. Subscription television rules.
i. Access and program origination rules.
j. Reporting requirements.
k. Record keeping and public inspection file obligations.
l. Certificate of compliance requirement.
m. Fee payment.

26. While the sum of these rules may appear to impose an onerous burden on a small system operation, the selection of those which are non-essential is not an easy task, for each of the rules was originally adopted to serve some public purpose. However, as mentioned above we have already eliminated compliance with network nonduplication rules and have proposed a like step with respect to the syndicated program exclusivity rules. Moreover, whether or not the full requirements of our access, channel capacity, and two-way capacity rules should apply to such systems is under review in Docket 20508. Once a small system is in operation, these might well be considered the most onerous of the rules because they change a passive facility into one which is active and begins to require tending by full time employees. To some extent, record keeping and public inspection file requirements also fall in this category and may be among the burden smaller systems should not have to bear.

27. Technical standards represent another area in which we have received complaints of undue regulatory burden from small system operators. Because we believe it so basic that subscribers receive acceptable picture quality from the systems they subscribe to, we are hesitant to suggest any changes in this area. These standards represent a justifiable minimum set of specifications which must be met in order for the subscribing public to be assured of a satisfactory signal. The standards are not onerous. However, the Task Force has received comments from a few small systems which indicate that in order to meet our technical standards by the 1977 date, they will have to rebuild their entire system, and cannot do so in so short a time frame. This, however, appears to be a very unusual circumstance and, accordingly, it is our view that such a problem should be treated upon an ad hoc basis rather than as a rule modification for smaller systems. A broader area of complaint by smaller systems is that the equipment necessary for tests to show compliance with our technical standards is particularly expensive for smaller systems. In this connection we note preliminarily that many systems either have initiated cooperative ventures for the temporary use of such equipment or employed outside consultants to conduct the tests; further, and by way of potential future relief, the Cable Television Technical Advisory Committee (CTAC) recently submitted recommendations, which we now have under consideration, for simplified testing procedures utilizing much less expensive equipment. While we are not prepared in this proceeding to review the use of such procedures by systems generally, we do propose to consider whether there are means of simplifying the test procedures for small systems, bearing in mind that while such tests may suffer from some defects, they may still be the most cost effective to the subscribing public when used by the class of systems here under consideration.[11]

28. Another area in which we propose to consider changes in the rules is in our application of franchise standards in small system communities. Without denigrating in any way the general importance of these standards, it is probably fair to say that strict compliance with them is less consequential in situations where program origination and access services are not likely to be taking place. Moreover, because our standards generally require only what a reasonable franchising authority would undertake on its own, our experience has been that small systems are not troubled by complying with the spirit of those regulations so much as with providing proof of compliance with the letter of the rules in the Certificate of Compliance process. Accordingly, we propose for consideration a simplification of the franchise standards as they apply to small systems. We specifically solicit comments as to which of our franchise standards—public proceeding, construction, franchise period, rates, complaint procedures, modifications, fees, etc.—could be eliminated or modified with respect to these smaller systems and the rationale therefore. We also seek comments upon the possible use of an alternative approach whereunder smaller systems would be exempted from any certificate of compliance filings with the Commission other than a listing of signals proposed to be carried, which would be reviewed and approved unless inconsistent with applicable signal carriage provisions.

29. Finally, it may be possible to apply to these smaller cable systems a simplified set of signal carriage rules so that systems of this size carrying only signals picked up off-the-air would not be subject to the complications of our general signal carriage rules.

30. In sum, we seek for small cable systems a simplified, streamlined version of the rules consistent with the size and functions performed by these systems, the needs of the public, and an appropriate allocation of our limited administrative and enforcement resources. Depending upon the nature of any substantial rule changes adopted, it may be possible to eliminate or significantly simplify the Certificate of Compliance procedure applicable to these systems.

31. Lastly, we wish to explore the possible creation of a "reception only" class of cable system. Our Re-Regulation Task Force has received numerous comments asserting that traditional "reception only" systems are totally different from the emerging municipal broadband systems and should be treated differently. Many of the above arguments made for lesser regulation of smaller systems under 1,000 subscribers are equally applicable in this consideration. We note, at the outset, that some systems in this category are quite large and furnish the only television service available to numerous subscribers. Nevertheless, this rule making proceeding affords the opportunity for a thorough review of this proposal and we solicit comments upon all aspects thereof, including whether a size limitation is appropriate. Thus, we think it appropriate to consider whether the fact that a system utilizes only off-air signals and does not receive microwave service and distributes no cablecast programming should be grounds for the application of no rules or a different type of rules. If program origination or the provision of access services is used as one criteria for any general application of rules, rather than only those limited aspects specifically pertaining to such services, we are concerned that systems may to some extent be discouraged from initiating these services. Commenting parties are encouraged to address the question of how this can be avoided.

### IV. Application of Rules to Systems in Large Multiple Family Dwelling Units

32. Under the existing definition, and assuming the adoption of the clarification we are proposing to make (Para. 10, supra), no highrise apartment building or commonly owned apartment building complex MATV or cable television communications facility would be subject to the Commission's cable television regulations. We raise for discussion here the question of whether this should continue to be the situation regardless of the size or functions performed by the facilities in question and whether some or all of the Commission cable rules ought not be applied. The question is, we think, not one of jurisdiction but one of policy. We regulate cable television systems for a number of reasons. Rules mandating local signal carriage, limiting distant signal carriage, providing network nonduplication protection and syndicated program exclusivity, and anti-siphoning rules applicable to subscription programming have been adopted for the purpose of protecting the quality and quantity of conventional broadcast service available to the public. We have adopted rules relating to system ownership, program originations, and access channels and have pre-empted various state or local regulations, such as those prohibiting subscription operations, with the general objective of promoting first amendment values in diversity of programming. We have adopted technical standards, franchise standards, and various other rules felt necessary as consumer (subscriber) protections in areas where it was felt normal market forces might not be adequate to provide a sufficient balance of protection. The question we now raise is to what extent these same policies ought to be applied to systems serving large (500 or 1000 unit?) multiple family dwellings. It appears particularly appropriate to consider this step at the same time we consider relief from regulation for small cable systems since each proposal involves a consideration of the proper application of all or a particular portion of our rules.

33. Arguments will, of course, be made as to why systems of this type should not be regulated. It might be felt that such systems are too small to originate programming, and thus not potentially the subject of rules intended to promote diversity of programming and that they carry generally all local signals and no distant signals and are not engaged in the delivery of subscription programming and thus not in need of regulation to protect conventional broadcast service to the public. Moreover, because service is generally offered to all residents, without direct charge, in a protected environment, rate controls, technical standards and other consumer protections are not needed. And that, in the aggregate, there are a sufficiently limited number of "subscribers" to such systems with limited problems that it would not be an efficient use of the Commission's resources to attempt their regulation.

34. Although these arguments may be persuasive as to why some of our rules ought not be applied to all MATV type systems, it is clear that some such systems do carry distant television broadcast signals as that concept is defined in our cable television rules and that some such systems suffer from poor technical quality. Moreover, such systems, generally through interconnection via multipoint distribution common carrier service, are increasingly involved in the distribution of pay television programming. Also, there would appear to be no reason why large systems of this type could not engage in access, leased channel, or other types of program origination.

35. The same reasons that have compelled us to regulate cable television systems in these areas would seem equally applicable to similar facilities serving large apartment houses or apartment house complexes.

36. There are, of course, differences as well as similarities which would have to be recognized in any rules adopted. Because no use is made of local rights-of-way, for example, such systems would rarely be required by local laws to obtain a franchise before commencing operation. This fact would have to be recognized in any regulations we might apply to such systems. Likewise different construction standards would have to be recognized in any technical standards applied.[12]

37. Because of these differences, we believe it appropriate to consider these facilities as a separate class of system and, in contrast with our consideration of what rules ought not apply to small cable systems, to consider which, if any, of our rules ought be applied. Initially, it would appear that the most likely rules to be applied would include the signal carriage rules, the subscription cablecasting rules, technical standards, and, perhaps, modified access channel rules.

### V. "Separate and Distinct Community" and "Headend" Concepts

39. The "NOTE" portion of our definition was added in 1972 to reflect the Commission's previous rulings, such as the two cited therein, that for our definitional purposes each separate and distinct community shall be considered as a separate cable system, irrespective of technical system configuration. In the *Telerama* proceeding, the issue was one of unauthorized extension of service into new, incorporated areas; in the *Mission* proceeding, the issue was one of unauthorized extension of service to a separate and distinct community within an unincorporated area. In both instances we concluded that separate cable systems had been created and needed to be treated as such.

40. Several purposes are served by the use of our "separate and distinct community" approach—compliance with our signal carriage rules, the prevention of the expansion of "grandfathered" signals from a small community to a newly served large neighboring metropolitan area, compliance with our franchising requirements concerning local participation and approval, and the application of our "access" rules in major market situations upon a community by community basis. In principle, we feel that these objectives are both meritorious and are served by our "separate and distinct community" policy. However, our Re-Regulation Task Force has received numerous comments concerning both practical and philosophical problems therewith. Since this proceeding is the first review of all

[7] *First Report and Order in Docket 19995*, FCC 75-413, —— FCC 2d —— (1975).

[8] We would not propose the inclusion here of such systems which are technically connected with other systems.

[9] *Notice of Proposed Rule Making in Docket 20482*, FCC 75-541, —— FCC 2d —— (1975); *Notice of Proposed Rule Making in Docket 20508*, FCC 75-644, —— FCC 2d —— (1975). And to the extent such systems are located outside of television markets, they are not limited by our rules in the number of television signals they may distribute.

[10] Some of the following discussion might more aptly apply to systems in *small communities* than to *small systems* since subscriber numbers are not known until a system is fully constructed. We believe it would be possible to reasonably accurately predict the size of community that would be likely to support a 1000 or less subscriber system, and, recognize that such a conversion may be necessary, depending on the type rules adopted. We use the 1000 subscriber number in the following discussion for the sake of simplicity.

[11] We note in this context that Canadian regulatory authorities have recently adopted test procedures for cable systems that depend in their application on the size and potential size of the system in question.

[12] For example, some MATV systems distribute UHF television on UHF channels rather than converting them to VHF channels as cable systems do. Technical standards applied would have to recognize this difference.

aspects of our definition, it is appropriate to open the "separate and distinct community" doctrine for review, comment, and possible modification. More particularly, we inquire as to how the use of a "headend" or "conglomerate system" approach, as contrasted with the present "community" approach, should be reflected in any amended definition.

41. In our recent network program nonduplication proceeding,[13] in raising the exclusionary number of subscribers from 500 to 1000, we amended the rule so as to provide a calculation based upon a headend concept. Specifically, the new rule (Section 76.95(b)) provides for an exemption "to a cable television system serving fewer than 1000 subscribers or to *a conglomerate of commonly owned and techically integrated systems* serving fewer than 1000 subscribers • • • ." (Emphasis supplied). Similarly, in our action deleting the mandatory program origination rule but requiring cablecasting equipment availability,[14] we utilized the number of 3,500 subscribers, again calculated upon the same headend basis. Another related action where a headend criteria is permitted to be utilized, as opposed to each separate community, is in our pending amendment of the Cable Television Annual Financial Report (FCC Form 326)[15] where we propose to delete the existing "five community" filing limitation and to permit a consolidated filing for a single operating entity "keeping a consolidated set of bookkeeping records, and technologically connected either by private microwave or cable." Our most recent utilization of the headend concept is in our proposal to modify our syndicated program exclusivity rules[16] to parallel the 1000 subscriber exemption now applicable to network program exclusivity. We further note that in the recent report of the Steering Committee of the Cable Television Technical Advisory Committee (CTAC), a recommendation is made to permit measurements for compliance with our technical standards upon the basis of a conglomerate system's technical configuration rather than the present community by community requirement. The above described actions are a recognition by the Commission, via official rule changes, of the practcal functioning of the cable television industry.

42. Our interest here is how to further expand the utilization of the headend concept for broader, basic definitional purposes, such as the CTAC proposal. Is it possible, for example, to redefine a cable system upon a headend basis and to utilize the separate community standard only within the context of the franchising process? Could there then be a single Certificate of Compliance issued for each headend entity, with the application therefor merely attaching a compliant franchise from each community within which operations are conducted? Another possible use of the headend concept has been proposed to the Re-Regulation Task Force in connection with the undertaking of "significant viewing" surveys pursuant to § 76.54(b) of our rules. That is, we presently require a separate survey for each individual community where a cable system seeks to demonstrate that a television signal is significantly viewed. Thus, in areas where several communities are served by a common headend, a separate survey must be conducted for each community. Parties who have conducted such tests have complained to the Task Force that such a requirement is unduly costly and have suggested that a system-wide survey is less expensive and more logical. Lastly, we wish to explore the possible use of a headend concept in connection with the extension of existing cable television service into smaller adjacent communities. One principal purpose of declaring each separate community to be a separate cable system was to prevent the extension of grandfathered signals from an older, smaller community into a new and larger community. This basic premise still is valid—but, what of extending existing service from a larger headend complex to a smaller new area? The Task Force has received numerous comments from older system operators who report that this aspect of our definition often prevents them from extending service from their existing headend into nearby communities. They explain that where the nearby community is small, as is often the case, the construction of a separate headend cannot be justified, and yet a line extension is not possible because the older systems generally carry signals not permissible in new areas, and the costs of signal trapping, etc. are prohibitive. The net result is that such areas, which often are rural in nature and underserved by off-air signals, will, absent a change in our approach, remain without cable service. Specific comments on these or other possible uses of the "headend" or "conglomerate" cable system definition are requested.

### VI. Grandfathering

43. Our various proposals for modifying the present definition of a cable system, whether by changing the exemption criteria or by establishing different classes of systems with varying regulatory obligations, raise grandfathering issues. For instance, should multiple housing units lose any existing television service as a result of classification under a revised rule? Our general intention is to adopt a provision that will grandfather any service provided by a multiple housing unit on the effective date of any rule changes. Although it is unlikely that any of the proposed rule changes would require any existing cable facilities to be rebuilt in order to meet any of our regulatory requirements (carriage, access, technical standards), comments are requested on whether rebuilding should be required and, if so, under what circumstances and over what time frame. Could rebuilding in certain instances be so costly as to become prohibitive, or are we primarily faced wtih the addition of converters in order to provide additional channels?

44. A more complex grandfathering problem concerns the transition of cable-like facilities from exempt "MATV" status to treatment as a regulated cable television system or from one class of cable regulation to another class. For instance, the persent rules (Section 76.11(a)) prohibit a cable system from commencing operations until it receives a certificate of compliance. Does a system "commence operations" when it becomes non-exempt? If so, what regulatory requirements must be met at that time or thereafter? (Certainly, suspension of operations pending certification is not contemplated.) How soon after changing regulatory classes must a cable system meet the requirements of that class, or should it be permanently grandfathered? One approach might be to allow a fixed period of time after transition, say 6 months, for compliance to occur, absent special relief granting a longer period of time or total grandfathering. Another approach would give the system until March 31, 1977, to obtain a certificate and meet all regulatory requirements; however, annual reporting requirements would begin immediately. If the transition occurred after March 31, 1977, a fixed period would be allowed for transition. Comments are solicited on these and other approaches to grandfathering.

### VII. Conclusion

45. In sum we propose for consideration in this proceeding:

a. Relief for small cable television systems from inappropriate and burdensome regulation through either a change in the existing 50 subscriber exemption or the creation of a category of small cable television systems to which only limited regulation applies or some combination of both of these;

b. The adoption of appropriate regulation for master antenna type facilities in large multi-unit buildings including rules designed to assure residents of such buildings access to cable television service;

c. Recognition in the rules that cable television systems as technical and economic units do not stop at precise political community boundaries;

d. The adoption of appropriate grandfathering rules to ease the burdens of any displacements that may result in the change in application of our rules.

46. Comments are requested not only on the broad philosophical questions here involved but also on the precise particulars of how the rules in question may be appropriately revised. Because the questions raised are far reaching in their consequences and are particularly complex in many respects, we are providing a comment period considerably longer than that usually provided.

47. Authority for the proposed rule making instituted herein is contained in sections 4(i), 303 and 403 of the Communications Act of 1934, as amended.

[13] *First Report and Order in Docket 19995*, FCC 75-413, —— FCC 2d —— (1975).
[14] *Report and Order in Docket 19988*, FCC 74-1279, 49 FCC 2d 1090 (1974).
[15] *Notice of Proposed Rule Making in Docket 20247*, FCC 74-1270, ——FCC 2d —— (1974).
[16] *Notice of Proposed Rule Making in Docket 20482*, FCC 75-541, —— FCC 2d —— (1975).





48. All interested persons are invited to file written comments on the rule making proposals on or before October 28, 1975, and reply comments on or before November 28, 1975. In reaching a decision in this matter, the Commission may take into account any other relevant information before it, in addition to the comments invited by this Notice.

49. In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all comments, replies, pleadings, briefs, or other documents filed in this proceeding shall be furnished to the Commission. Responses will be available for public inspection during regular business hours in the Commission's Dockets Reference Room (Room 239) at its Headquarters in Washington, D.C. (1919 M Street, N.W.).

Adopted: July 29, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21304 Filed 8-13-75;8:45 am]

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## [ 47 CFR Part 89 ]

[Docket No. 20560; RM-2522; FCC 75-945]

## NATIONWIDE POLICE EMERGENCY COMMUNICATIONS CHANNEL

### Proposed Designation

In the matter of amendment of part 89 of the Commission's rules and regulations to designate the frequency 155.475 MHz as a common, nationwide police emergency communications channel.

1. The Commission has before it the Petition for Rule Making filed by the Associated Public-Safety Communications Officers, Inc. (APCO) (RM-2522), requesting the Commission to designate the frequency 155.475 MHz for use, on a nationwide basis, in police emergency communications networks operated under state-wide law enforcement emergency communication plans.

2. The present rules allow the use of police frequencies for inter-system communication in the Police Radio Service; however, these rules do not provide for a national, common emergency channel.[1]

3. APCO cites wide interest among police officials in the designation of such a nationwide police emergency channel. Additionally, the International Association of Chiefs of Police, Inc. (IACP) have supported the proposal.

4. Several states employ such a common emergency channel on a state-wide basis,[2] and have demonstrated that police response to a wide variety of emergency situations requiring multi-jurisdictional action can be enhanced through the use of such facilities. However, APCO points out that the development of such emergency communications networks has been hampered by the difficulty in finding a single Police Radio Service channel available throughout a state which can be set aside for use as an emergency channel. Additionally, since adjacent states do not always select the same channels for their emergency radio networks, the inherent benefits of such systems has not been realized. Accordingly, APCO believes that the reservation of a frequency in the Police Radio Service for use as a national police emergency channel would be beneficial.

5. APCO suggests 155.475 MHz as the most plausible frequency for the common emergency channel. The frequency is limited now to use in state police systems; and, because of this, APCO feels the number of licensees involved in possible shifts to other frequencies would be minimized.

6. It is also urged that similar nationwide emergency frequencies be designated in both the 450 MHz and 900 MHz bands to preclude "rechannelization" in the future when those bands reach the level of loading now experienced in the VHF high band. Comments are invited concerning the designation of frequencies in these bands for nationwide emergency service.

7. In view of the foregoing, we propose to amend § 89.309(h) of the Rules to designate the frequency 155.475 MHz for use in police emergency communications networks operated under statewide law enforcement emergency communications plans. In addition, comments are requested as to whether there is a further need for similar channel allocations in the 450 MHz and 900 MHz bands.

8. To avoid unnecessary hardship that may be imposed on existing licensees on this channel, we propose to allow existing operations on 155.475 MHz to continue until January 1, 1980. This should provide adequate time for these licenses to amortize the costs of existing equipment and to plan alternative means for meeting their communication requirements.

9. The proposed rule amendment is issued under §§ 4(i) and 303(r) of the Communications Act of 1934, as amended. Pursuant to applicable procedures set forth in § 1.415 of the Commission's Rules, interested persons may file comments on or before September 22, 1975, and reply comments on or before September 30, 1975. All relevant and timely comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

10. In accordance with the provisions of § 1.419 of the Commission's Rules, an original and fourteen copies of all statements, briefs, or comments filed shall be furnished the Commission. Responses will be available for public inspection during regular business hours in the Commission's Public Reference Room at its headquarters in Washington, D.C.

Adopted: August 1, 1975.

Released: August 7, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

It is proposed that the Commission's rules and regulations be amended as follows:

Section 89.309(g) is amended by the addition of a new limitation (20) to the frequency 155.475 MHz, and paragraph (h) is amended to read as follows:

**§ 89.309 Frequencies available to the police radio service.**

(g) • • •

| Frequency or band | Class of stations(s) | Limitations |
|---|---|---|
| • • • • • | | |
| MHz | | |
| • • • • • | | |
| 155.475 | do | 20 |
| • • • • • | | |

(h) • • •

(20) The frequency 155.475 MHz shall be available on a nationwide basis and shall be assigned for use in police emergency communications networks operated under statewide law enforcement emergency communication plans. Operations presently authorized on 155.475 MHz which are not in accordance with this limitation may continue until January 1, 1980.

[FR Doc.75-21222 Filed 8-13-75;8:45 am]

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## FEDERAL ENERGY ADMINISTRATION

## [ 10 CFR Part 212 ]

## OLD OIL DECONTROL PROGRAM

### Congressional Action

In the revised amendment to phase out old oil price ceilings over a 39-month period which the FEA issued on July 25, 1975 (40 FR 31741, July 29, 1975) the FEA, noting that the program was subject to disapproval by either house of Congress under § 4(g)(2) of the Emergency Petroleum Allocation Act of 1973, stated that it planned to issue a notice stating what congressional action, if any, was taken under § 4(g)(2) on the decontrol program.

The revised amendment was submitted to the Congress on July 25, and on July 30, 1975, the House of Representatives adopted a resolution disapproving that amendment.

In accordance with § 4(g)(2) of the Act, therefore, the amendment adopted by FEA on July 25, 1975, shall not take effect.

[1] Section 89.307(c) of the Commission's Rules authorizes inter-zone use in the Police Radio Service. A zone is normally considered to be a single state.

[2] The Illinois State Police Emergency Radio Network (ISPERN), using 154.680 MHz, and the Wisconsin Police Emergency Radio Network, using 155.475 MHz, are two such states having successful emergency (state-wide) radio networks.

Issued in Washington, D.C., August 8, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel,*
*Federal Energy Administration.*

[FR Doc.75-21231 Filed 8-11-75;9:08 am]

[ 10 CFR Parts 211, 212 ]

## AMENDMENTS TO CRUDE OIL BUY/SELL LIST ALLOCATION AND PRICE RULES

### Notice of Cancellation of Public Hearing

The Federal Energy Administration hereby gives notice that the public hearing scheduled for August 15, 1975 in the above captioned proceeding has been cancelled. Only three requests to make oral presentations were received by FEA as of 4:30 p.m., August 8, 1975, and all three of these requests have subsequently been withdrawn. Written comments and other data with respect to the proposed amendment may still be submitted to Executive Communications, Room 3309, Federal Energy Administration, Box DO, Washington, D.C. 20461. All such materials received by 4:30 p.m., August 15, 1975 will be considered by FEA before final action is taken on the proposed regulations.

DAVID G. WILSON,
*Acting General Counsel.*

AUGUST 11, 1975.

[FR Doc.75-21368 Filed 8-11-75;4:46 pm.]

## FEDERAL HOME LOAN BANK BOARD

[No. 75-738]

[ 12 CFR Part 545 ]

## FEDERAL SAVINGS AND LOAN SYSTEM

### Proposed Amendments Relating to Satellite Offices

AUGUST 6, 1975.

The following summary of the amendment proposed by this resolution is provided for the reader's convenience and is subject to the specific provisions of the regulations.

I. *Existing and proposed regulations.* The present limitations concerning satellite offices would be changed by:

A. Deleting the limitations concerning the following:

(1) the number of applications which the same association may file in any 12-month period (the present limitation is 2);

(2) the number of satellite offices which the same association may operate at any one time (the present limitation is 5); and

(3) the maximum operating period which will be approved as to an initial application (the present limitation is 5 years as to an initial application; a renewal application may presently be approved without a time limit).

The Board proposes also to delete any limitation on the maximum operating period as to all applications approved by the Board prior to the date of any final regulation adopted pursuant to this proposal and to provide that such approvals shall be deemed to have been made without a time limit on the future operation of such satellite offices. However, a time limit may be specified in a future approval of a particular application.

B. Increasing the permissible maximum floor space per office from 500 to 1000 square feet.

C. Clarifying that the "primary service area" of an applicant will be determined as of the time of the filing of the application for permission to establish the new facility.

II. *Reason for the proposal.* Experience under the present regulations indicates that certain present limitations as to satellite offices may not be needed at this time.

The Federal Home Loan Bank Board considers it desirable to propose amendments to § 545.14–5 of the Rules and Regulations for the Federal Savings and Loan System (12 CFR 545.14–5) for the purpose of deleting, liberalizing or clarifying certain provisions as stated in the above summary of the amendments proposed by this resolution and as provided in the regulations set forth below.

Interested persons are invited to submit written data, views and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street, N.W., Washington, D.C. 20552, by September 16, 1975, as to whether this proposal should be adopted, rejected or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.5 of the General Regulations of the Federal Home Loan Bank Board (12 CFR 505.5).

The Board hereby proposes to amend said § 545.14–5 by (1) rescinding paragraphs (c)(5) and (g)(5) thereof and (2) revising paragraphs (a), (c)(1)(i) and (c)(4) and the last three sentences of paragraph (g) of said section to read as set forth below.

§ 545.14–5 Satellite office.

(a) *Nature of a satellite office.* An office of a Federal association which is not its home office or a branch office approved pursuant to § 545.14 shall be deemed to be a satellite office if it meets the requirements of a satellite office as described in this section and if it is a satellite of the association's home office or a branch office in that it is located in the primary service area of such home office or branch office, as determined by the Board or its Supervisory Agent as of the time of the filing of the application for permission to establish a satellite office. Any business of a Federal association, as authorized by the association's board of directors, may be transacted at a satellite office.

• • • • •

(c) *Specific provisions.* Each application for permission to establish a satellite office will be considered or processed pursuant to the provisions of this section. Approval of such an application pursuant to this section will be subject to the following provisions and any other conditions, requirements, and limitations the Board may specify in a particular case:

(1) A satellite office may be, but is not required to be, located within premises principally occupied by a retail sales establishment or any other business organization. A satellite office shall be operated in conformity with the following physical requirements:

(i) The satellite office shall not occupy more than 1,000 square feet of floor space; and

• • • • •

(4) Except as may be otherwise prescribed by the Board at the time of approval, an approved satellite office may operate without limitation as to time. Any satellite office approved prior to (the effective date of this amendment) shall be deemed to have been approved without a time limit on its operation and may operate or continue to operate without limitation as to time.

• • • • •

The Supervisory Agent shall forward to the Board for its consideration, together with his recommendation, any application which does not meet the requirements of this paragraph. In addition, the Supervisory Agent shall forward to the Board an application, which, in his opinion, should be approved with a time limit on the future operation of the satellite office, together with his recommendation as to the period for which the application should be approved. The Supervisory Agent is not required, in approving an application under this section, to obtain assurance that the applicable requirements of paragraphs (c)(1)(i) and (ii) of this section will be met, since such requirements are continuing requirements to be observed by the Federal association.

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(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943–48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN,
*Secretary.*

[FR Doc.75-21316 Filed 8-13-75;8:45 am]

## FEDERAL TRADE COMMISSION

[ 16 CFR Part 4 ]

## PRIVACY ACT

### Notice of Proposed Rulemaking

The Commission proposes to adopt the following rules to implement the Privacy Act of 1974 (Pub. L. 93–579, 5 U.S.C. 552a). Interested persons may participate in the proposed rulemaking through submission of written data, views, or arguments pertaining to these proposed rules. Comments on the proposed rules received by the Commission on or before August 21, 1975, will be considered by the Commission before taking final action on the proposed rules. Such comments should be addressed to the Secretary, Federal Trade Commission, Washington, D.C. 20580. It is intended that final rules will be published to become effective on September 27, 1975. Comments received by the Commission on or before September 27, 1975, will be considered by the Commission for the promulgation of any proposed revisions of the rules.

The Privacy Act is intended to promote governmental respect for the privacy of individuals by, among other ways, permitting an individual to determine whether personal information pertaining to him, which is retrieved by use of his name or some identifying particular, is collected, maintained, used, or disseminated by a federal agency, and by imposing certain safeguards and restraints upon any such activity. To that end, agencies are required to publish notices of any "systems of records" which fall within the coverage of the Privacy Act and to establish procedures by which an individual may: (1) ascertain whether there is a record pertaining to him in any system of records named by him; (2) gain access to that record; (3) request correction of that record; and (4) dispute the agency's refusal to make a correction.

The Commission's proposed notices of systems of records which it maintains is being published separately in the FEDERAL REGISTER. These notices will describe the existence and character of all systems of records maintained by the Commission. Upon publication of these notices, comments will be invited to the "routine use" portion of each notice.

The Commission proposes to exempt investigatory material compiled for law enforcement purposes from the provisions of §§ 552a (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I), and (f) of the Act, as permitted by § 552a(k)(2). Those sections would otherwise require the Commission to notify an individual of investigatory material contained in a record pertaining to him, permit access to such record, and permit requests for its correction (§§ 552a (d), (e)(4) (G) and (H), and (f)); make available to him any required accounting of disclosures made of the record (§ 552a(c)(3)); publish the sources of the records in the system (§ 552a(e)(4)(I)); and screen records to insure that there is maintained only such information about an individual as is relevant to accomplish a required purpose of the Commission (§ 522a(e)(1)).[1]

[1] It should be noted, however, that under § 552a(k)(2), when exemption is provided for investigatory material compiled for law enforcement purposes, if any individual is denied any right, privilege, or benefit that he would otherwise be entitled by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence.

The systems of records maintained by the Commission which consist of investigatory material compiled for law enforcement purposes are listed in section 4.13.14 of these proposed rules, and are described in the notices of systems of records.

The Commission proposes to exempt those systems of records from the above-referenced provisions of the Privacy Act for the following reasons. Premature disclosure of the results of an investigation would interfere with the Commission's law enforcement activities by making public information not known by parties whose acts or practices may be subject to Commission regulation. The effective discharge of the Commission's statutory responsibility to prevent unfair methods of competition and unfair or deceptive acts or practices, by means of regulatory proceedings and court actions, necessitates protection from premature disclosure of evidence gathered during an investigation which might be used in a law enforcement proceeding, including analysis of its strengths and weaknesses; legal strategy, tactics, and theories of a case; and investigative and negotiating objectives and priorities. Making known the existence of an investigation could result in the destruction of evidence. Disclosure of the precise identity of confidential sources of information or information they provided which would identify them could deter them from providing information in the future. This would impair the Commission's ability to obtain this type of information in the future. Access to an accounting of disclosures would have similar detrimental effects on law enforcement. In addition, screening for relevancy to Commission purposes, and correction or attempted correction of such materials, could require excessive amounts of time and effort on the part of all concerned. Accordingly, the Commission tentatively finds that the public interest and public policy in maintaining an effective enforcement program requires exemption from the stated sections of the Act with respect to investigatory material compiled for law enforcement purposes and from the requirements of § 4.13.

The Commission proposes to adopt a new § 4.13 to its rules of practice, as hereinafter set forth.

### PART 4—MISCELLANEOUS RULES

§ 4.13.1 Purpose and Scope.

(a) This section is promulgated to implement the Privacy Act of 1974 (Public Law 93–579, 5 U.S.C. 552a) by establishing procedures whereby an individual can, as to all systems of records maintained by the Commission except those set forth in § 4.13.14 as exempt from disclosure, (i) request notification of whether the Commission maintains a record pertaining to him in any system of records, (ii) request access to such a record or to an accounting of its disclosure, (iii) request that the record be amended or corrected, and (iv) appeal an initial adverse determination of any such request. This section also establishes those systems of records that are specifically exempt from disclosure and from other requirements.

(b) The procedures of this section apply only to requests by an individual as defined in § 4.13.2. Except as otherwise provided, they govern only records containing personal information in systems of records for which notice has been published by the Commission in the Federal Register pursuant to section 552a (e)(4) of the Privacy Act of 1974 and which are neither exempt from the provisions of this section nor contained in government-wide systems of personnel records for which notice has been published in the Federal Register by the Civil Service Commission. Requests for notification, access, and amendment of personnel records which are contained in a system of records for which notice has been given by the Civil Service Commission are governed by the Civil Service Commission's notices, 5 CFR Part 297. Access to records which are not subject to the requirements of the Privacy Act are governed by §§ 4.8–4.11 of this part.

§ 4.13.2 Definitions.

The following definitions apply to this section only:

"Individual" means a natural person who is a citizen of the United States or an alien lawfully admitted for permanent residence.

"Record" means any item, collection, or grouping of personal information about an individual that is maintained by the Commission, including, but not limited to, his education, financial transactions, medical history, and criminal or employment history and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph, but does not include information concerning proprietorships, businesses, or corporations.

"System of records" means a group of any records under the control of the Commission from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual, for which notice has been published by the Commission in the FEDERAL REGISTER pursuant to 5 U.S.C. 552a(e)(4).

§ 4.13.3 Procedures for requests pertaining to individual records in a record system.

An individual may request access to his records or any information pertaining to him in a system of records, and notification of whether and to whom the Commission has disclosed a record for which an accounting of disclosures is required to be kept and made available to him, using the procedures of this subsection. Requests for the disclosure of records under this subsection or to determine whether a system of records contains records pertaining to an individual or to obtain an accounting of disclosures, shall be in writing and if mailed, addressed as follows:







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Privacy Act Request, Office of the Secretary, Federal Trade Commission, 6th Street and Pennsylvania Avenue N.W., Washington, D.C. 20580.

If requests are presented in person at the Office of the Secretary, the individual shall be required to execute a written request. The request must name the system of records which is the subject of the request. If the requestor desires to permit a person to accompany him to review his record, the request shall so state. Nothing in this section shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

**§ 4.13.4 Times, places, and requirements for identification of individuals making requests.**

Verification of identity of persons making written requests to the Secretary ordinarily will not be required. The signature upon such requests shall be deemed to be a certification by the person signing that he is the individual to whom the record pertains or the parent of a minor or the duly appointed legal guardian of the individual to whom the record pertains. The Secretary may require additional verification of identity as specified by him when necessary reasonably to assure that records are not improperty disclosed; provided however, that no verification of identity will be required where the records sought are publicly available under the Freedom of Information Act.

**§ 4.13.5 Disclosure of requested information to individuals.**

Within ten (10) working days of receipt of a request under § 4.13.3, the Secretary shall acknowledge receipt of the request. Within thirty (30) working days of the receipt of a request under § 4.13.3, the Secretary shall inform the requestor whether a system of records containing retrievable information pertaining to the requester exists, and if so, either that his request has been granted or that the requested records or information is exempt from disclosure pursuant to § 4.13.14 of this Part. When, for good cause shown, the Secretary is unable to respond within thirty (30) working days of the receipt of the request, he shall notify the requestor of that fact and approximately when it is anticipated that a response will be made.

**§ 4.13.6 Special procedures: Medical records.**

When the Secretary determines that disclosure of a medical or psychological record directly to a requesting individual could have an adverse effect on the individual, he shall require the individual to designate a medical doctor to whom the record will be transmitted.

**§ 4.13.7 Request for correction or amendment of record.**

An individual to whom access to his records or any information pertaining to him in a system of records has been granted may request that any portion thereof be amended or corrected because he believes it is not accurate, relevant, timely, or complete. An initial request for correction or amendment of a record shall be in writing whether presented in person or by mail, and if by mail, addressed as in § 4.13.3(a). In making a request under this subsection, the requesting party shall state the nature of the information in the record the individual believes to be inaccurate, irrelevant, untimely, or incomplete, the correction or amendment desired, and the reasons therefore.

**§ 4.13.8 Agency review of request for correction or amendment of record.**

Whether presented in person or by mail, requests under § 4.13.7 shall be acknowledged by the Secretary within ten (10) working days of the receipt of the request if action on the request cannot be completed and the individual notified of the results within that time. Thereafter, the Secretary shall promptly either make the requested amendment or correction or inform the requestor of his refusal to make the amendment or correction, the reasons for the refusal, and the requestor's right to appeal that determination in accordance with § 4.13.9.

**§ 4.13.9 Appeal of initial adverse agency determination.**

(a) If the Secretary denies an initial request under §§ 4.13.3 or 4.13.7, the requestor may appeal that determination to the Commission. The appeal shall be in writing and addressed as follows:

Privacy Act Appeal, Office of the General Counsel, Federal Trade Commission, 6th Street and Pennsylvania Avenue, N.W., Washington, D.C. 20580.

The Commission shall notify the requestor within thirty (30) working days of the receipt of his appeal of the disposition of that appeal, except that the thirty (30) day period may be extended for good cause, in which case the requestor will be advised of the approximate date on which review will be completed.

(b) (1) If the Commission refuses to amend or correct the record in accordance with a request under § 4.13.7, it shall notify the requestor of that determination and inform him of his right to file with the Secretary of the Commission a concise statement setting forth the reasons for his disagreement with that determination and the fact that such a statement will be treated as set forth in paragraph (b)(2) of this section. The Commission shall also inform the requestor that judicial review of the determination is available by a civil suit in the district in which the requestor resides, or has his principal place of business, or in which the agency records are situated, or in the District of Columbia.

(2) If the individual files a statement disagreeing with the Commission's determination not to amend or correct a record, it shall be clearly noted in the record involved and made available to anyone to whom the record has been disclosed after September 27, 1975, or is subsequently disclosed together with, if the Commission deems it appropriate, a brief statement of the reasons for refusing to amend the record.

**§ 4.13.10 Disclosure of record to person other than the individual to whom it pertains.**

Except as provided by 5 U.S.C. 552a (b), the written request or prior written consent of the individual to whom a record pertains, or of his parent if a minor, or legal guardian if incompetent, shall be required before such record is disclosed. If the individual elects to inspect a record in person and desires to be accompanied by another person, the Secretary may require the individual to furnish a signed statement authorizing his record to be disclosed in the presence of the accompanying named person.

**§ 4.13.11 Fees.**

No fees shall be charged for searching for a record, reviewing it, or for copies of records made by the Commission for its own purposes incident to granting access to a requestor. Copies of records to which access has been granted under this section may be obtained by the requestor from the Secretary upon payment of the reproduction fees provided in § 4.8(c)(2) of this Part.

**§ 4.13.12 Penalties.**

Section 552a(i)(3) of the Privacy Act, 5 U.S.C. 552a(i)(3), makes it a misdemeanor, subject to a maximum fine of $5,000, to knowingly and willfully request or obtain any record concerning an individual under false pretenses. Section 552a(i)(1) and (2) of the Privacy Act, 5 U.S.C. 552a(i)(1) and (2), provide penalties for violations by agency employees of the Privacy Act or regulations established thereunder. Title 18 U.S.C. 1001, Crimes and Criminal Procedures, makes it a criminal offense, subject to a maximum fine of $10,000 or imprisonment for not more than 5 years or both, to knowingly and willfully make or cause to be made any false or fraudulent statements or representations in any matter within the jurisdiction of any agency of the United States.

**§ 4.13.13 [Reserved]**

**§ 4.13.14 Specific exemptions.**

Pursuant to 5 U.S.C. 552a(k)(2), investigatory material compiled for law enforcement purposes in the following systems of records is exempt from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f) of 5 U.S.C. 552a, and from the provisions of this section, except as otherwise provided in 552a (K)(2):

Disciplinary Action Investigatory Files—FTC.
Investigational, Legal, and Public Records—FTC.
Litigation Information Management Systems for Investigations, Rulemaking, and Adjudicatory Proceedings—FTC.
Preliminary Investigation Files—FTC.

Issued by direction of the Commission, dated August 8, 1975.

VIRGINIA M. HARDING,
*Acting Secretary.*

[FR Doc.75-21253 Filed 8-13-75;8:45 am]





## OFFICE OF MANAGEMENT AND BUDGET

**[5 CFR Part 1302]**

**PRIVACY ACT PROCEDURES**

**Proposed Regulations**

Notice is hereby given that the Office of Management and Budget (sometimes hereinafter referred to as OMB) is considering promulgating Chapter III, Part 1302 of Title 5, Code of Federal Regulations. The proposed regulations implement the provisions of section 5 U.S.C. 552a(f), Public Law 93-579 of December 31, 1974 (the Privacy Act of 1974) (88 Stat. 1896).

Interested persons are invited to submit written comments, suggestions, or objections regarding these proposed rules to the Assistant to the Director for Administration, Office of Management and Budget, Washington, D.C. 20503. All relevant material received before September 12, 1975, will be considered. All written comments received will be available, upon request, for public inspection at the above address only between the hours of 9 a.m. and 5:30 p.m. Monday through Friday (excluding legal Federal holidays), during the 30-day period described above, and for 10 days thereafter.

The proposed new Part 1302 would read as follows:

**PART 1302—PRIVACY ACT PROCEDURES**

Sec.
1302.1 Rules for determining if an individual is the subject of a record.
1302.2 Requests for access.
1302.3 Access to the accounting of disclosures from records.
1302.4 Requests for copies of records.
1302.5 Requests to amend records.
1302.6 Request for review.
1302.7 Schedule of fees.

AUTHORITY: Pub. L. 93-579, 88 Stat. 1896 (5 U.S.C. 552a(f).

**1302.1 Rules for determining if an individual is the subject of a record.**

(a) Individuals desiring to know if a specific system of records maintained by the Office of Management and Budget contains a record pertaining to them should address their inquiries to the Assistant to the Director for Administration, Office of Management and Budget, Washington, D.C. 20503. The written inquiry should contain a specific reference to the system of records maintained by OMB listed in the OMB Notices of Systems of Records or it should describe the type of record in sufficient detail to reasonably identify the system of records. Notice of OMB systems of records subject to the Privacy Act will be made in the Federal Register and copies of the notices will be available upon request to the Assistant to the Director for Administration when so published. A compilation of such notices will also be made and published by the Office of Federal Register, in accordance with section 5 U.S.C. 552 a(f).

(b) At a minimum, the request should also contain sufficient identifying information to allow OMB to determine if there is a record pertaining to the individual making the request in a particular system of records. In instances when the identification is insufficient to insure disclosure to the individual to whom the information pertains in view of the sensitivity of the information, OMB reserves the right to solicit from the requester additional identifying information.

(c) Ordinarily the requester will be informed whether the named system of records contains a record pertaining to the requester within 10 days of receipt of such a request (excluding Saturdays, Sundays, and legal Federal holidays). Such a response will also contain or reference the procedures which must be followed by the individual making the request in order to gain access to the record.

(d) Whenever a response cannot be made within the 10 days, the Assistant to the Director for Administration will inform the requester of the reasons for the delay and the date by which a response may be anticipated.

**1302.2 Requests for access.**

(a) *Requirement for written requests.* Individuals desiring to gain access to a record pertaining to them in a system of records maintained by OMB must submit their request in writing in accordance with the procedures set forth in subsection b, below. Due to security measures in effect in both the Old and New Executive Office Buildings, requests made in person (walk-ins) cannot be accepted, except that individuals who are employed by the Office of Management and Budget may make their request on a regularly scheduled workday (Monday through Friday, excluding legal Federal holidays) between the hours of 9 a.m. and 5:30 p.m. Such requests for access by individuals employed by OMB need not be made in writing.

(b) *Procedures.* (1) Content of the request. The request for access to a record in a system of records shall be addressed to the Assistant to the Director for Administration, at the address cited above, and shall name the system of records or contain a description (as concise as possible) of such system of records. The request should state that the request is pursuant to the Privacy Act of 1974. In the absence of such a statement, if the request is for a record pertaining to the requester maintained by OMB in a system of records, the request will be presumed to be made under the Privacy Act of 1974. The request should contain necessary information to verify the identity of the requester (see paragraph b (2)(vi), below). In addition, the requester should include any other information which may assist in the rapid identification of the record for which access is being requested (e.g., maiden name, dates of employment, etc.) as well as any other identifying information contained in and required by the OMB Notice of Systems of Records.

If the request for access follows a prior request under § 1302.1, above, the same identifying information need not be included in the request for access if a reference is made to that prior correspondence, or a copy of the OMB response to that request is attached. If the individual specifically desires a copy of the record, the request should so specify. § 1302.4.

(2) *OMB action on request.* A request for access will ordinarily be answered within 10 days, except when the Assistant to the Director for Administration determines otherwise, in which case the requester will be informed of the reason for the delay and an estimated date by which the request will be answered. When the request can be answered within 10 days, it shall include the following:

(i) A statement that there is a record as requested or a statement that there is not a record in the system of records maintained by OMB;

(ii) a statement as to whether access will be granted only by providing a copy of the record through the mail; or the address of the location and the date and time at which the record may be examined. In the event the requester is unable to meet the specified date and time, alternative arrangements may be made with the official specified in paragraph (b)(1) above;

(iii) a statement, when appropriate, that examination in person will be the sole means of granting access only when the Assistant to the Director for Administration has determined that it would not unduly impede the requester's right of access.

(iv) the amount of fees charged, if any (see §§ 1302.4 and 1302.7). (Fees are applicable only to requests for copies.);

(v) the name, title, and telephone number of the OMB official having operational control over the record; and

(vi) the documentation required by OMB to verify the identity of the requester. At a minimum, OMB's verification standards include the following:

(A) *Current or former OMB Employees.* Current or former OMB employees requesting access to a record pertaining to them in a system of records maintained by OMB may, in addition to the other requirements of this section, and at the sole discretion of the official having operational control over the record, have his or her identity verified by visual observation. If the current or former OMB employee cannot be so identified by the official having operational control over the records, identification documentation will be required. Employee identification cards, annuitant identification, driver licenses, or the "employee copy" of any official personnel document in the record are examples of acceptable identification validation.

(B) *Other than current or former OMB employees.* Individuals other than current or former OMB employees requesting access to a record pertaining to them in a system of records maintained by OMB must produce identification documentation of the type described in paragraph (b)(2)(vi)(A), above, prior to being granted access. The extent of the identification documentation required will depend on the type of record to be accessed. In most cases, identification verification will be accomplished by the presentation of two forms of identifica-

tion. Any additional requirements will be specified in the system notices published pursuant to 5 U.S.C. 552a(e)(4).

(C) *Access granted by mail.* For records to be accessed by mail, the Assistant to the Director for Administration shall, to the extent possible, establish identity by a comparison of signatures in situations where the data in the record is not so sensitive that unauthorized access could cause harm or embarrassment to the individual to whom they pertain. No identification documentation will be required for the disclosure to the requester of information required to be made available to the public by 5 U.S.C. 552. When, in the opinion of the Assistant to the Director for Administration, the granting of access through the mail could reasonably be expected to result in harm or embarrassment if disclosed to a person other than the individual to whom the record pertains, a notarized statement of identity or some similar assurance of identity will be required.

(D) *Unavailability of identification documentation.* If an individual is unable to produce adequate identification documentation the individual will be required to sign a statement asserting identity and acknowledging that knowingly or willfully seeking or obtaining access to records about another person under false pretenses may result in a fine of up to $5,000. In addition, depending upon the sensitivity of the records sought to be accessed, the official having operational control over the records may require such further reasonable assurances as may be considered appropriate; e.g., statements of other individuals who can attest to the identity of the requester.

(E) *Access by the parent of a minor, or legal guardian.* A parent of a minor, upon presenting suitable personal identification, may access on behalf of the minor any record pertaining to the minor maintained by OMB in a system of records. A legal guardian may similarly act on behalf of an individual declared to be incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, upon the presentation of the documents authorizing the legal guardian to so act, and upon suitable personal identification of the guardian.

(F) *Granting access when accompanied by another individual.* When an individual requesting access to his or her record in a system of records maintained by OMB wishes to be accompanied by another individual during the course of the examination of the record, the individual making the request shall submit to the official having operational control of the record, a signed statement authorizing that person access to the record.

(G) *Denial of access for inadequate identification documentation.* If the official having operation control over the records in a system of records maintained by OMB determines that an individual seeking access has not provided sufficient identification documentation to permit access, the official shall consult with the Assistant to the Director for Administration prior to finally denying the individual access.

(vii) ***Medical records.*** The records in a system of records which are medical records shall be disclosed to the individual to whom they pertain in such manner and following such procedures as the Assistant to the Director for Administration shall direct. When OMB, in consultation with a physician, determines that the disclosure of medical information could have an adverse effect upon the individual to whom it pertains, OMB may transmit such information to a physician named by the individual.

(viii) ***Exceptions.*** Nothing in this section shall be construed to entitle an individual the right to access to any information compiled in reasonable anticipation of a civil action or proceedings.

**§ 1302.3. Access to the accounting of disclosures from records.**

Rules governing the granting of access to the accounting of disclosures are the same as those for granting access to the records (including verification of identity) outlined in § 1302.2, above.

**§ 1302.4. Requests for copies of records.**

Rules governing requests for copies of records are the same as those for the granting of access to the records (including verification of identity) outlined in § 1302.2, above. (See also § 1302.7 for rules regarding fees.)

**§ 1302.5. Requests to amend records.**

(a) *Requirement for written requests.* Individuals desiring to amend a record that pertain to them in a system of records maintained by OMB, must submit their request in writing in accordance with the procedures set forth herein unless this requirement is waived by the official having responsibility for the system of records. Records not subject to the Privacy Act of 1974 will not be amended in accordance with these provisions, however, individuals who believe that such records are inaccurate may bring this to the attention of OMB.

(b) *Procedures.* (1) (i) The request to amend a record in a system of records shall be addressed to the Assistant to the Director for Administration. Included in the request shall be the name of the system and a brief description of the record proposed for amendment. In the event the request to amend the record is the result of the individual's having gained access to the record in accordance with the provisions concerning access to records as set forth above, copies of previous correspondence between the requester and OMB will serve in lieu of a separate description of the record.

(ii) When the individual's identity has been previously verified pursuant to § 1302.2(b)(2)(vi) herein, further verification of identity is not required as long as the communication does not suggest that a need for verification has reappeared. If the individual's identity has not been previously verified, OMB may require identification validation as described in § 1302.2(b)(2)(vi). Individuals desiring assistance in the preparation of a request to amend a record should contact the Assistant to the Director for Administration at the address cited above.

(iii) The exact portion of the record the individual seeks to have amended should be clearly indicated. If possible, the proposed alternative language should also be set forth, or at a minimum, the facts which the individual believes are not accurate, relevant, timely, or complete should be set forth with such particularity as to permit OMB not only to understand the individual's basis for the request, but also to make an appropriate amendment to the record.

(iv) The request must also set forth the reasons why the individual believes his record is not accurate, relevant, timely, or complete. In order to avoid the retention by OMB of personal information merely to permit verification of records, the burden of persuading OMB to amend a record will be upon the individual. The individual must furnish sufficient facts to persuade the official in charge of the system of the inaccuracy, irrelevancy, timeliness, or incompleteness of the record.

(2) *OMB action on the request.* To the extent possible, a decision upon a request to amend a record will be made within 10 days, excluding Saturdays, Sundays, and legal Federal holidays. In the event a decision cannot be made within this time frame, the individual making the request will be informed within 10 days of the expected date for a decision. The decision upon a request for amendment will include the following:

(i) The decision of the Office of Management and Budget whether to grant in whole, or deny any part of the request to amend the record.

(ii) The reasons for the determination for any portion of the request which is denied.

(iii) The name and address of the official with whom an appeal of the denial may be lodged.

(iv) The name and address of the official designated to assist, as necessary, and upon request of, the individual making the request in the preparation of the appeal.

(v) A description of the review of the appeal within OMB (see § 1302.6).

(vi) A description of any other procedures which may be required of the individual in order to process the appeal.

**§ 1302.6. Request for review.**

(a) Individuals wishing to request a review of the decision by OMB with regard to an initial request to amend a record in accordance with the provisions of § 1302.5 above, should submit the request for review in writing and, to the extent possible, include the information specified in paragraph (a) of this section. Individuals desiring assistance in the preparation of their request for review should contact the Assistant to the Director for Administration at the address provided herein.

(b) The request for review should contain a brief description of the record involved or in lieu thereof, copies of the correspondence from OMB in which the request to amend was denied and also the reasons why the requester believes that the disputed information should be amended. The request for review should make reference to the information furnished by the individual in support of his claim and the reasons as required by § 1302.5 above set forth by OMB in its decision denying the amendment. Appeals filed without a complete statement by the requester setting forth the reasons for the review will, of course, be processed. However, in order to make the appellate process as meaningful as possible, the requester's disagreement should be understandably set forth. In order to avoid the unnecessary retention of personal information, OMB reserves the right to dispose of the material concerning the request to amend a record if no request for review in accordance with this section is received by OMB within 180 days of the mailing by OMB of its decision upon an initial request. A request for review received after the 180 day period may, at the discretion of the Assistant to the Director for Administration, be treated as an initial request to amend a record.

(c) The request for review should be addressed to the Assistant to the Director for Administration.

(d) Upon receipt of a request for review, the Assistant to the Director for Administration will convene a review group composed of the Assistant to the Director for Administration, the General Counsel, or their designees, and the official having operational control over the record. This group will review the basis for the requested review and will develop a recommended course of action to the Office's Committee on Freedom of Information and Privacy (hereinafter referred to as the Committee). If at any time additional information is required from the requester, the Assistant to the Director for Administration is authorized to acquire it or authorize its acquisition from the requester.

(e) The Committee is composed of:

(1) Deputy Director.

(2) Assistant to the Director for Administration.

(3) General Counsel.

(4) Assistant Director for Budget Review.

(5) Assistant Director for Legislative Reference.

(6) Assistant to the Director for Public Affairs.

(7) Deputy Associate Director for Information Systems.

(8) Deputy Associate Director for Statistical Policy.

(9) Deputy Associate Director for National Security.

(10) Budget and Management Officer.

(11) Personnel Officer.

(f) The Committee will review the request for review and the recommended course of action and will recommend a decision on the request for review to the Deputy Director, who has the final authority regarding appeals.

(g) The Deputy Director will inform the requester in writing of the decision on the request for review within 30 days (excluding Saturdays, Sundays, and legal public holidays) from the date of receipt by OMB of the individual's request for review unless the Deputy Director extends the 30 day period for good cause. The extension and the reasons therefor will be sent by OMB to the requester within the initial 30 day period. Included in the notice of a decision being reviewed, if the decision does not grant in full the request for review, will be a description of the steps the individual may take to obtain judicial review of such a decision, and a statement that the individual may file a concise statement with OMB setting forth the individual's reasons for his disagreement with the decision upon the request for review. The Assistant to the Director for Administration has the authority to determine the "conciseness" of the statement, taking into account the scope of the disagreement and the complexity of the issues. Upon the filing of a proper concise statement by the individual, any subsequent disclosure of the information in dispute will have the information in dispute clearly noted and a copy of the concise statement furnished, as well as a concise statement by OMB setting forth its reasons for not making the requested changes, if OMB chooses to file such a statement. A copy of the individual's statement, and if it chooses, OMB's statement will be sent to any prior transferee of the disputed information who is listed on the accounting required by 5 U.S.C. 552a(c).

**§ 1302.7. Schedule of fees.**

(a) *Prohibitions against charging fees.* Individuals will not be charged for:

(1) the search and review of the record,

(2) any copies of the record produced as a necessary part of the process of making the record available for access, or

(3) any copies of the requested record when it has been determined that access can only be accomplished by providing a copy of the record through the mail.

(b) *Waiver.* The Assistant to the Director for Administration may at no charge, provide copies of a record if it is determined the production of the copies is in the interest of the Government.

(c) *Fee schedule and method of payment.* Fees will be charged as provided below except as provided in paragraphs (a) and (b) above.

(1) *Duplication of records.* Records will be duplicated at a rate of $.10 per page for all copying of 4 pages or more. There is no charge for duplicating 3 or fewer pages.

(2) Where it is anticipated that the fees chargeable under this section will amount to more than $25.00, the requester shall be promptly notified of the amount of the anticipated fee or such portion thereof as can readily be estimated. In instances where the estimated fees will greatly exceed $25.00, an advance deposit may be required. The notice or request for an advance deposit shall extend an offer to the requester to consult with Office personnel in order to reformulate the request in a manner which will reduce the fees, yet still meet the needs of the requester.

(3) Fees must be paid in full prior to issuance of requested copies. In the event the requester is in arrears for previous requests copies will not be provided for any subsequent request until the arrears have been paid in full.

(4) Remittances shall be in the form either of a personal check or bank draft drawn on a bank in the United States, or a postal money order. Remittances shall be made payable to the order of the Treasury of the United States and mailed or delivered to the Assistant to the Director for Administration, Office of Management and Budget, Washington, D.C. 20503.

(5) A receipt for fees paid will be given upon request.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

[FR Doc.75-21266 Filed 8-13-15;8:45 am]

## POSTAL SERVICE

**[ 39 CFR Parts 261, 263 and 264 ]**

**RECORDS AND INFORMATION MANAGEMENT**

**Proposed Policies and Practices**

Notice is hereby given of a proposed amendment to Postal Service regulations to establish definitive policies relating to records and information management practices within the U.S. Postal Service.

The Postal Service proposes to adopt new Part 261 which states the overall records and information management policy. New Part 263 addresses the specific policy of records retention and disposition. The intent of this part is to provide the authority by which postal managers will retain and dispose of records. New Part 264 addresses the policy for vital records. The intent of this part is to provide the authority for the establishment and maintenance of vital records throughout the Postal Service. (Old Part 261 was rescinded, 40 FR 7330; old Part 263 was proposed for rescission, 40 FR 30988).

Any person interested in the amendments herein may participate in this proposed rulemaking by submitting written data, views, or arguments on these proposed amendments to the USPS Records Officer, 475 L'Enfant Plaza West, SW., Washington, D.C. 20260 on or before September 15, 1975. Although exempt from the Administrative Procedure Act requirements, 5 U.S.C. 553(b), (c) regarding proposed rulemaking, 39 U.S.C. 410(a), the Postal Service proposes and invites public comment on the following amendment.

In 39 CFR, new Parts 261, 263 & 264 would be adopted to read as follows:

## PART 261—RECORDS AND INFORMATION MANAGEMENT

Sec.
261.1 Purpose and scope.
261.2 Authority.
261.3 Policy.
261.4 Responsibility.

AUTHORITY: 39 U.S.C. 401

### § 261.1 Purpose and scope.

As a result of the Postal Reorganization Act, 39 U.S.C. 410, the United States Postal Service is no longer subject to the provisions of the Federal Records Act, 44 U.S.C., or any of its supporting regulations which provide for the conduct of records management in Federal agencies. The objective of Parts 261 through 267 is to provide the basis for a Postal Service-wide records and information management program affecting all organizational components having the custody of any form of information and records.

### § 261.2 Authority.

(a) 39 U.S.C. 401(5) states that the Postal Service has the power to acquire property it deems necessary or convenient in the transaction of its business and to hold, maintain, sell, lease or otherwise dispose of such property.

(b) 39 CFR 224.3(b)(3) assigns to the Management Information Systems Department responsibility for the management of records and to the Postal Service Records Officer located within that Department responsibility for retention, security and privacy of Postal Service records and the power to authorize the disclosure of such records and their disposal by destruction or transfer. Included is the authority to issue records management policy and to delegate or take appropriate action if the policy is not adhered to or if questions of interpretation of procedure arise.

### § 261.3 Policy.

It is the policy of the Postal Service:

(a) To, as appropriate, create, preserve, protect and disclose records which contain adequate and proper documentation of the organization, functions, policies, decisions, operations, procedures, activities and transactions of the Postal Service,

(b) To reduce to an absolute minimum the records holdings of the Postal Service by strict adherence to established records retention schedules,

(c) To transfer records to appropriate storage areas as soon as they become inactive or are no longer of value to the Postal Service.

### § 261.4 Responsibility.

(a) The Records Officer administers the Postal Service Records and Information Management program through a headquarters organizational component and through contacts in each headquarters department, Postal Service region, district, data processing center, and other major Postal Service installations.

(b) Postal Service managers are responsible for administering records and information management policies and for complying with all handbooks, directives, and instructions in support of this policy.

## PART 263—RECORDS RETENTION AND DISPOSITION

Sec.
263.1 Purpose and acope.
263.2 Policy.
263.3 Responsibility.
263.4 Records retention schedules.
263.5 Records disposal.

AUTHORITY: 39 U.S.C. 401

### § 263.1 Purpose and scope.

This part contains the policy and general regulations pertaining to the retention and disposition of records and information throughout all organizational levels and components.

### § 263.2 Policy.

It is the policy of the United States Postal Service to establish and maintain schedules specifying the retention periods required for all official and duplicate record copies. Furthermore, it is the policy that all duplicate record copies and non-record material will be disposed of as soon as they have served their purpose.

### § 263.3 Responsibility.

(a) *Records Officer.* The Records Officer has the responsibility for providing for the establishment of retention schedules and has the authority to approve them. Furthermore, he has the authority to dispose of Postal Service records by transfer or destruction.

(b) *Custodians.* Custodians are responsible for the retention and prompt disposal of records in their custody and for delegating in writing, persons to perform these duties.

### § 263.4 Records retention schedules.

The following retention schedules will be maintained within the Postal Service:

(a) General schedule.
(b) Headquarters schedule.
(c) Regional schedule.
(c) District schedule.
(d) Inspection service schedule.
(e) Postal data centers schedule.
(f) Automatic data processing centers schedule.
(g) Post Office schedule.
(h) Other facility schedules.

### § 263.5 Records disposal.

All disposals of records containing sensitive information, i.e. transfers to records storage centers, destruction, transfers external to the USPS, and maintenance of accounting records regarding such disposal, must be accomplished in accordance with procedures issued by the Records Officer.

## PART 264—VITAL RECORDS

Sec.
264.1 Purpose and scope.
264.2 Policy.
264.3 Responsibility.
264.4 Protection of vital records.

AUTHORITY: 39 U.S.C. 401.

### § 264.1 Purpose and scope.

The reconstruction costs of certain necessary information would be financially prohibitive and certain records are so critical to the continuity of operations of the Postal Service that their loss could paralyze operations. Therefore, to protest this information from loss, specific controls are required which affect all organizational components having the custody of information and records defined as being "vital".

### § 264.2 Policy.

It is the policy of the United States Postal Service to maintain duplicate record copies of all records and information considered vital to the continuity of its operations and the protection of its interests and those of its employees, contractors, and the general public. Vital record copies will be maintained at protected locations accessible to management and operating personnel in times of emergency.

### § 264.3 Responsibility.

(a) *Records Officer.* The Records Officer, in cooperation with the Chief Inspector, is responsible for the establishment of the vital records program, has the authority to categorize records as vital, and to ensure Postal Service-wide compliance with supportive procedures.

(b) *Custodians.* Custodians have the responsibility to ensure that vital records procedures are followed and that vital record copies are deposited at the designated emergency relocation centers.

### § 264.4 Protection of vital records.

Complete procedures concerning the identification, processing, protection, and transfer of vital records are provided by the Records Officer.

ROGER P. CRAIG,
*Deputy General Counsel.*

[FR Doc.75-21302 Filed 8-13-75;8:45 am]





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF DEFENSE

### Department of the Navy

### MARINE CORPS GUIDANCE ON ENVIRONMENTAL POLICIES

#### Notice of Availability

The United States Marine Corps has revised and updated guidance to field activities on environmental programs, including conservation of natural resources, pollution abatement, environmental impact assessment and pest control.

Interested parties may obtain copies of this guidance at a cost of $4.09 per copy from:

Deputy Chief of Staff for Installations and Logistics, Headquarters, Marine Corps, Washington, D.C. 20380.

Please refer to Marine Corps Order P11000.8A.

Dated: August 6, 1975.

WILLIAM O. MILLER,
*Rear Admiral, JAGC, U.S. Navy,*
*Deputy Judge Advocate General.*

[FR Doc.75-21325 Filed 8-13-75;8:45 am]

### NAVY GRADUATE EDUCATION PROGRAM SELECT STUDY COMMITTEE

#### Notice of Meeting

In accordance with the provisions of the Federal Advisory Committee Act (5 U.S.C. App. I), announcement is made of a public meeting of the Navy Graduate Education Program Select Study Committee to be held September 7 through September 9, 1975, at room 200 A Root Hall, Naval Postgraduate School, Monterey, California. The session on September 7 will commence at 7:00 p.m. and terminate at 11:00 p.m. The sessions on September 8 and 9 will commence at 8:30 a.m. and terminate at 5:30 p.m.

The committee was chartered to study the curricula of the Navy Graduate Education Program and recommend to the Chief of Naval Education and Training which unique Navy specialty and subspecialty requirements can most effectively be provided at the Naval Postgraduate School and which can best be provided at civilian institutions. The committee will meet to review subcommittee reports and to complete development of final report of the full committee.

Dated: August 6, 1975.

WILLIAM O. MILLER,
*Rear Admiral, JAGC, U.S. Navy,*
*Deputy Judge Advocate General.*

[FR Doc.75-21326 Filed 8-13-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[Wyoming 51785]

### WYOMING

#### Notice of Application

AUGUST 7, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Northwest Pipeline Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 24 N., R. 114 W.,
Sec. 11;
Sec. 14.

The pipeline will convey natural gas from wells in secs. 11 and 14, T. 24 N., R. 114 W., to an existing pipeline in sec. 14, T. 24 N., R. 114 W., Lincoln County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, Wyoming 83901.

PHILIP C. HAMILTON,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21330 Filed 8-13-75;8:45 am]

[Wyoming 51781]

### WYOMING

#### Notice of Application

AUGUST 7, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Northwest Pipeline Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 24 N., R. 113 W.,
Sec. 15;
Sec. 16;
Sec. 17.

T. 24 N., R. 114 W.,
Sec. 13;
Sec. 14.

The pipeline will convey natural gas from wells in T. 24 N., R. 114 W., to an existing pipeline in T. 24 N., R. 113 W., Lincoln County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, Wyoming 82901.

PHILIP C. HAMILTON,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21331 Filed 8-13-75;8:45 am]

[Wyoming 51778]

### WYOMING

#### Notice of Application

AUGUST 8, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Colorado Interstate Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 18 N., R. 98 W.,
Sec. 14;
Sec. 24.

The pipeline will convey natural gas from a well in sec. 30, T. 18 N., R. 97 W., to an existing pipeline in sec. 15, T. 18 N., R. 98 W., in Sweetwater County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, Wyoming 82901.

PHILIP C. HAMILTON,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21332 Filed 8-13-75;8:45 am]

[Wyoming 51724]

### WYOMING

#### Notice of Application

AUGUST 8, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Colorado Interstate Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING
T. 19 N., R. 94 W.,
Sec. 6;
Sec. 18;
Sec. 30.

The pipeline will convey natural gas from Tps. 18 and 19 N., R. 94 W., and T. 19 N., R. 95 W., to an existing pipeline in T. 20 N., R. 94 W., 6th P.M., Sweetwater County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 670, Rawlins, Wyoming 82301.

PHILIP C. HAMILTON,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75 21333 Filed 8-11 75;8:45 am]

[Wyoming 51799]

## WYOMING

### Notice of Application

AUGUST 8, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Colorado Interstate Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING
T. 18 N., R. 94 W.,
Sec. 6.

The pipeline will convey natural gas from the Amoco-Champlin #221 well in the NW¼ of sec. 1, T. 18 N., R. 95 W., to a proposed pipeline in sec. 6, T. 18 N., R. 94 W., which will then convey natural gas from the above-referenced well and the Sands America Federal #1–6 well in sec. 6, T. 18 N., R. 94 W., to an existing pipeline in sec. 31, T. 20 N., R. 94 W., Sweetwater County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 670, Rawlins, Wyoming 82301.

PHILIP C. HAMILTON,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75–21334 Filed 8–13–75;8:45 am]

### Fish and Wildlife Service

### ENDANGERED SPECIES PERMIT

### Notice of Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93–205).

*Applicant:* Audubon Park Commission, Audubon Park Zoo, P.O. Box 4327, New Orleans, Louisiana, 70118; John A. Moore, Director.

DEPARTMENT OF THE INTERIOR
U.S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION

OMB NO. 43-R119

1. APPLICATION FOR (Endorse only one) : ☐ EXPORT OR IMPORT LICENSE, [X] PERMIT

2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED:
To purchase eight (8) white-necked rock fowl Picathartes gymnocephalus (endangered species) in interstate commerce in the course of a commercial activity, for breeding in captivity.

3. APPLICANT: (If male, complete address and phone number of individual, business, agency, or institution for which permit is requested)
AUDUBON PARK COMMISSION
AUDUBON PARK ZOO
P. O. BOX 4327
NEW ORLEANS, LOUISIANA 70118
MR. JOHN A. MOORE, DIRECTOR
PHONE: (504) 861-2537

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS. | HEIGHT | WEIGHT
DATE OF BIRTH | COLOR HAIR | COLOR EYES
PHONE NUMBER, WHERE EMPLOYED | SOCIAL SECURITY NUMBER
OCCUPATION

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION:
Audubon Park Commission
Audubon Park Zoo
Public Park

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT

NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.: 504-861-2537
John A. Moore, Director

IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED:
LOUISIANA

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED:
Audubon Park Commission
Audubon Park Zoo
New Orleans, Louisiana 70118

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? [X] YES ☐ NO
(If yes, list license or permit number): 4-SC-762

8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES [X] NO
(If yes, list jurisdictions and type of documents)

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF:
$50.00 - #142 dated 5/6/75

10. DESIRED EFFECTIVE DATE: May 6, 1975

11. DURATION NEEDED:

12. ATTACHMENTS: THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Additional information as required under 50 CFR 17.22 attached.

CERTIFICATION
I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.

SIGNATURE (In ink): John A. Moore
DATE: July 21, 1975

3-75
FWS/LE

ADDITIONAL INFORMATION REQUIRED
SECTION 17.22

(1) Common names: White-necked rock fowl, yellow-headed rock fowl or bald crow.
Scientific name: *Picathartes gymnocephalus.*
Number and description: Four (4) males, four (4) females.

The activity sought to be authorized by this application is for the Audubon Park Commission to purchase the above described specimens in interstate commerce pursuant to a cooperative white-necked rock fowl importation project, coordinated by Dr. Guy Greenwell of the National Zoological Park in Washington, D.C.

(2) The birds for which the permit is sought were captured from the wild in Liberia and are being held near Monrovia, Liberia by G. Borgium, Flaghus, Dk. 3520, Farum, Denmark, whose mailing address in Monrovia is Box 550. They are to be purchased by Zoological Enterprises, Inc., 1031 Lunt Avenue, Schaumburg, Illinois, 60172, Mr. George Kroesen, Manager, then they will be sold to the National Zoological Park in Washington, D.C., for sale and distribution to four other zoological institutions.

(3) Not applicable.

(4) See (2) above.

(5) The birds will be maintained at Audubon Park in New Orleans, Louisiana, which includes 395 acres in the City of New Orleans, operated by the Audubon Park Commission. The zoo displays 50 species of mammals, 105 species of birds, 41 species of reptiles, 30 species of fish and has a staff of 95 people. We have a part-time veterinarian and an on-going educational program. The bird department has a curator and three animal keepers.

(6) The Tropical Bird House at Audubon Park where the birds would be kept includes nine (9) habitat exhibits, and a 1800 sq. ft. rain forest where the Picathartes would be housed—Photo attached.[1]

[1] Photo filed as part of the original document.





On three separate trips to Africa, the past five (5) years, the park Director has studied white-necked Picathartes in the wild, and has hand reared nestlings as well as maintained adults in captivity.

In addition to the above, his experience includes over seventeen (17) years in propagation of exotic birds of many species and several first captive breedings.

We will collaborate in maintaining breeding records and a stud book. In fact, this importation effort is a cooperative and collaborative venture.

Birds will be shipped in crates similar and equal to International Air Transport Association, Style "F," with 22"x15"x10" compartments, one bird per compartment. See I.A.T.A. live animals regulations, 4th edition, Feb. 1, 1975, Geneva, Switzerland.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before September 15, 1975.

Dated: August 8, 1975.

MARSHALL L. STINNETT,
*Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.*

[FR Doc.75–21281 Filed 8–13–75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Forest Service

### WHITE MOUNTAIN NATIONAL FOREST ADVISORY COMMITTEE

### Meeting

The White Mountain National Forest Advisory Committee will meet September 18 and 19, 1975, at the Red Jacket Motor Inn, North Conway, New Hampshire.

The purpose of this meeting is to discuss planning and management proposals for the White Mountain National Forest.

The meeting will be open to the public. Persons who wish to attend should notify Ned Therrien, U.S. Forest Service, Laconia, New Hampshire 03246. Telephone number 603–524–6450.

PAUL D. KEENE,
*Acting Forest Supervisor.*

AUGUST 8, 1975.

[FR Doc.75–21323 Filed 8–13–75;8:45 am]

### MANTI DIVISION GRAZING ADVISORY BOARD

### Meeting

The Manti Division Grazing Advisory Board will hold a summer tour and meeting beginning at 9 a.m., Thursday September 4, 1975. The Board will assemble at Moroni, Utah and tour the Wales C&H Allotment in the morning. Lunch will be held at Maple Canyon Campground where a formal meeting of the Board will be held.

The purpose of the meeting is to cover the following specific topics.

1. Resources Planning Act.
2. Proposed Off-Road-Vehicle Regulations for Manti-LaSal National Forest.

The tour and meeting will be open to the public. To the extent time permits, persons may comment on topics brought before the Board or file statements before or after the meeting.

Those who wish to attend may notify Mr. Kay Frischknecht, Board Chairman at Manti, Utah, Phone 835–3741 or Forest Supervisor Reed Christensen, Price, Utah, Phone 637–2817.

REED C. CHRISTENSEN,
*Forest Supervisor.*

[FR Doc.75–21324 Filed 8–13–75;8:45 am]

### PAONIA AREA ADVISORY BOARD

### Meeting

The Paonia Area Advisory Board meeting scheduled for August 14, 1975, is cancelled. The meeting will be reannounced at a later date.

WALLACE R. STAPLES,
*Acting Forest Supervisor.*

AUGUST 7, 1975.

[FR Doc.75–21322 Filed 8–13–75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### HARDWARE SUBCOMMITTEE OF THE COMPUTER SYSTEMS TECHNICAL ADVISORY COMMITTEE

### Notice of Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Hardware Subcommittee of the Computer Systems Technical Advisory Committee will be held on Wednesday, September 16, 1975 at 9:30 a.m. in Room 5230, Main Commerce Building, 14th and Constitution Avenue, N.W., Washington, D.C.

The Computer Systems Technical Advisory Committee was initially established on January 3, 1973. On December 20, 1974, the Acting Assistant Secretary for Administration approved the recharter and extension of the Committee for two additional years, pursuant to Section 5(c)(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. Sec. 2404(c)(1) (Supp. III, 1973) and the Federal Advisory Committee Act. The Hardware Subcommittee of the Computer Systems Technical Advisory Committee was established on July 8, 1975, with the approval of the Director, Office of Export Administration, pursuant to the charter of the Committee.

The Committee advises the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to computer systems, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls. The Hardware Subcommittee was formed to continue the work of the Performance Characteristics and Performance Measurements Subcommittee, pertaining to (a) maintenance of the processor performance tables and further investigation of total system performance; and (b) investigation of array processors in terms of establishing the significance of these devices and determining the differences in characteristics of various types of these devices.

The Subcommittee meeting agenda has four parts:

GENERAL SESSION

(1) Opening remarks by the Subcommittee Chairman.

(2) Presentation of papers or comments by the public.

(3) Define work program for the coming year:

(a) Further development of processor performance tables; and

(b) Total system performance and processor networks.

EXECUTIVE SESSION

(4) Discussion of matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Subcommittee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item (4), the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate of the General Counsel, formally determined on December 16, 1974, pursuant to Section 10(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings and public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), *i.e.*, it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All materials to be reviewed and discussed by the Subcommittee during the Executive Session of the meeting have been properly classified under the Executive Order. All Subcommittee members have appropriate security clearances.

Copies of the minutes of the open portion of the meeting will be made available upon written request addressed to the Freedom of Information Officer, Room 3100, Domestic and International

Business Administration, U.S. Department of Commerce, Washington, D.C.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/967-4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in *Aviation Consumer Action Project, et al., v. C. Langhorne Washburn, et al.*, September 10, 1974, as amended, September 23, 1974 (Civil Action No. 1838-73), the Complete Notice of Determination to close portions of the series of meetings of the Computer Systems Technical Advisory Committee and of any subcommittees thereof, was published in the FEDERAL REGISTER (40 FR 2243, appearing in the issue of January 10, 1975).

Dated: August 11, 1975.

LAWRENCE J. BRADY,
*Acting Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.*

[FR Doc.75-21269 Filed 8-13-75;8:45 am]

## Maritime Administration

[Docket No. S-459]

### AMERADA HESS CORPORATION

#### Notice of Application

Notice is hereby given that Amerada Hess Corporation (Operator), 1 Hess Plaza; Woodbridge, New Jersey 07095, has filed an application dated July 18, 1975, to amend its Operating-Differential Subsidy Agreement, Contract No. MA/MSB-249 (the Agreement) by adding the tanker SS *Hess Refiner*. The Operator engages in the carriage of export bulk raw and processed agricultural commodities from the United States (U.S.) to the Union of Soviet Socialist Republics (U.S.S.R.), or other permissible ports of discharge. Liquid and dry bulk cargoes may be carried from the U.S.S.R. and other foreign ports, inbound, to U.S. ports during voyages subsidized for the carriage of export bulk raw and processed agricultural commodities to the U.S.S.R.

Full details concerning the U.S.-U.S.S.R. export bulk raw and processed agricultural commodities subsidy program, including terms, conditions, and restrictions upon both the subsidized operators and vessels, appear in Title 46 of the Code of Federal Regulations, Part 294.

The Agreement was approved by the Maritime Subsidy Board (Board) on July 17, 1973 and presently includes the tankers SSs *Hess Bunker, Hess Petrol, Hess Trader*, and *Hess Voyager*. The Agreement will expire on December 31, 1975, unless further extended. Each voyage under the Agreement must be approved for subsidy before commencement of the voyage. The Board will act on each request for a subsidized voyage as an administrative matter under the terms of the Agreement, for which there is no requirement for further notices under section 605(c) of the Act.

Any person having an interest in the granting of the application and who would contest a finding of the Board that the service now provided by vessels of U.S. registry for the carriage of cargoes as previously specified is inadequate, must on or before August 26, 1975, notify the Board's Secretary, in writing, of his interest and of his position, and file a petition for leave to intervene in accordance with the Board's rules of practice and procedure (46 CFR Part 201). Each statement of interest and petition to intervene shall state whether a hearing is requested under section 605(c) of the Act and, with as much specificity as possible, the facts that the intervenor would undertake to prove at such hearing.

In the event a hearing under section 605(c) of the Act is ordered to be held with respect to the subject application, the purpose of such hearing will be to receive evidence relevant to (1) whether the application herein above described is one with respect to the vessel to be operated in an essential service, served by citizens of the United States, which would be in addition to the existing service, or services, and if so, whether the service already provided by vessels of U.S. registry is inadequate and (2) whether in the accomplishment of the purposes and policy of the Act additional vessels should be operated thereon.

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Board determines that petitions for leave to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the Board will take such action as may be deemed appropriate.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidies (ODS).)

By Order of the Maritime Administration.

Date: August 11, 1975.

JAMES S. DAWSON, JR.,
*Secretary.*

[FR Doc.75-21363 Filed 8-13-75;8:45 am]

## National Bureau of Standards

### NATIONAL CONFERENCE ON RADIATION MEASUREMENTS

#### Cancellation of Organizing Meeting

An announcement was published in the FEDERAL REGISTER of May 8, 1975, (40 FR, pg. 20122-20123), scheduling a pair of meetings to consider the formation of an organization to be know as the National Conference on Radiation Measurements. The first of these meetings was held on June 11, 1975, at the National Bureau of Standards.

Following extensive discussion of the proposal at that meeting, it was decided not to proceed at this time with the formation of that organization. Consequently, the second meeting scheduled for August 27, 1975, at the Gaithersburg, Maryland headquarters of the National Bureau of Standards is cancelled.

Dated: August 11, 1975.

ERNEST AMBLER,
*Acting Director.*

[FR Doc.75-21295 Filed 8-13-75;8:45 am]

## Office of the Secretary

### NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

#### Notice of Meeting

The National Advisory Committee on Oceans and Atmosphere (NACOA) will hold a regular meeting in Washington, D.C. on Monday and Tuesday, September 15 and 16, 1975. By memorandum of August 5, 1975, the Chairman of the Committee has requested that the afternoon session between 1:30 p.m. and adjournment at approximately 3:30 p.m. on Tuesday the 16th be closed.

This session will consist of a briefing by the U.S. Navy on Soviet oceanographic capability. The briefing will be followed by a discussion of the subject matter. The Navy has requested that the briefing and discussion be closed to the public to protect security classified information. Any nonclassified information will be so intermixed with the classified information that it is not feasible in any respect to separate them.

Pursuant to the authority delegated to me by the Secretary of Commerce, I find and determine that the afternoon session of the Tuesday meeting will be concerned with matters listed in Section 552(b)1 of Title 5, United States Code as "A. specifically authorized under criteria established by an Executive order to be kept secret in the interest of the national defense or foreign policy and B. are in fact properly classified pursuant to such Executive order", and that the session may be closed to the public to protect security classified information and to insure the free discussion thereof.

Dated: August 11, 1975.

GUY W. CHAMBERLIN, JR.,
*Acting Assistant Secretary for Administration.*

Dated: August 11, 1975.

ALFRED MEISNER,
*Assistant General Counsel for Administration.*

[FR Doc.75-21350 Filed 8-13-75;8:45 am]

### VOLUNTARY LABELING PROGRAM FOR HOUSEHOLD APPLIANCES AND EQUIPMENT TO EFFECT ENERGY CONSERVATION

#### Proposed Specifications

Notice is hereby given that the Department of Commerce proposes to issue a Voluntary Energy Conservation Specification for water heaters in accordance with § 9.4 of the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9. The proposed Specification describes procedures for testing and labeling water heaters in compliance with the above mentioned procedures, and contains instructions for participation by manufacturers in the Voluntary Labeling Program with regard to these products.

It is intended that Appendix A to the Specification shall contain values for the ranges of cost of energy for all models of water heaters now on the market. Such information is not yet available. Therefore, the cost of energy range values contained in Appendix A of the proposed Specification are hypothetical and are used for the purpose of example only. The final version of the Specification will also be issued without cost of energy range values. At the time the final Specification is published, manufacturers wishing to participate in the initial period of water heater labeling will be requested to provide, within 60 days, the data and calculations necessary to complete Appendix A. Upon receipt of the information from manufacturers, the Department of Commerce will prepare a completed Appendix A and publish it in the FEDERAL REGISTER in final form, under the provisions of 2.3 and 10.0 of the Specification. This procedure will not prevent other manufacturers, who may not wish to participate in the initial period of labeling, from becoming participants in the Program at a later date.

When the completed Appendix A is prepared, gas and electric utility rates used to calculate cost of energy may be changed from the values now shown in Appendix A. Such changes will be based on actual changes in average utility rates that might occur before that time.

Interested persons are invited to participate in development of a final Specification covering water heaters, or comment on the intended procedure for completion of Appendix A, by submitting written comments or suggestions in four copies to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230, on or before September 29, 1975. Interested persons desiring to express their views in an informal hearing may do so, if within fifteen days after publication of this notice, they submit a request to the Assistant Secretary for Science and Technology that such a hearing be held.

A public docket of correspondence and transcripts of hearings will be available for examination by interested persons at the Central Reference and Records Inspection Facility of the Department of Commerce, Room 7043, Main Commerce Building, 14th Street between E Street and Constitution Avenue NW., Washington, D.C. 20230.

Issued: August 7, 1975.

BETSY ANCKER-JOHNSON, Ph.D.,
*Assistant Secretary for Science and Technology.*

The following is the proposed Specification under consideration for water heaters.





VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 5-75, FOR WATER HEATERS

Sec.

1.0 Purpose.
2.0 Scope.
3.0 Definitions.
4.0 Product testing and rating.
5.0 Product labeling.
6.0 Use of program information in sales representations.
7.0 Participation in the program.
8.0 Termination of participation.
9.0 Use of program information by other than manufacturers.
10.0 Amendment.
Figure 1—Electric water heater label.
Figure 2—Natural gas water heater label.
Figure 3—Propane gas water heater label.
Figure 4—Water heater label cover.
Appendix A—Hot water supply ratings and cost of energy ranges.
Appendix B—Form for manufacturer's notice of the intent to participate in the program with respect to water heaters.

1.0 *Purpose.*

The purpose of this Voluntary Energy Conservation Specification, hereinafter referred to as "Specification," is to establish procedures for testing and labeling water heaters in compliance with the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9) and to define requirements for participation by manufacturers in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with regard to that product class.

2.0 *Scope.*

2.1 This Specification shall apply to the product class consisting of all water heaters as defined in 3.5.

2.2 Water heaters covered by this Specification shall be rated with respect to the following characteristics:

2.2.1 Hot water supply rating as decribed in 4.7.1.

2.2.2 Tank capacity as described in 4.7.2.

2.2.3 Cost of energy as described in 4.7.3.

2.3 Values for cost of energy ranges for all water heaters for which data are available are contained in Appendix A to this Specification. This appendix shall be updated and published in the Federal Register on an annual basis. Copies of this appendix or updated versions thereof shall be provided by the Secretary to any interested party upon request.

3.0 *Definitions.*

3.1 The term "Secretary" means the Secretary of Commerce.

3.2 The term "manufacturer" means any person engaged in the manufacturing or assembling of water heaters in the United States, or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such products, if the brand or trademark of the person actually manufacturing or assembling the product does not appear on the products.

3.3 The term "Procedures" means Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9).

3.4 The term "gas" means either natural gas or propane gas.

3.5 The term "water heater" means an automatically controlled thermally insulated vessel designed for heating water and storage of heated water, utilizing either gas or electricity as the energy source for heating water, and intended for residential installation.

3.5.1. The term "gas water heater" means a water heater utilizing gas as the energy source and having a manufacturer's specified energy input of 75,000 Btu per hour or less, a manufacturer's specified storage capacity of not less than 20 gallons nor more than 100 gallons, and designed for an outlet water temperature of less than 180°F.

3.5.2 The term "electric water heater" means a water heater utilizing electricity as the energy source and having a manufacturer's specified energy input of 12,000 watts or less at a voltage of 250 volts or less, a manufacturer's specified storage capacity of not less than 30 gallons nor more than 120 gallons, and designed for an outlet water temperature of less than 180°F.

3.6 The term "hot water supply rating" means the maximum one-hour hot water output determined in accordance with 4.7.1.

3.7 The term "basic model group" means all water heaters actually manufactured or assembled by one manufacturer and having the same rated storage capacity, storage vessel dimensions, and overall jacket dimensions, utilizing the same energy source for heating water and having the same energy input rating. A basic model group may contain one or more members. Members of a basic model group may differ in details that do not effect performance as measured by the methods described in 4.1 through 4.5. Subject to the foregoing, acceptable differences include, but are not limited to, variations in trim, color, sales model number, or brand name, or the presence of some special features.

3.8 The term "sales representation" means any printed advertising, offering, catalog, or the like that pertains to the retail sale of a water heater.

3.9 The term "primary thermostat" means the thermostat which controls the primary heating unit. The primary heating unit is the heating unit so positioned as to heat the entire quantity of water within the tank.

3.10 The term "cost of energy" means the approximate cost of the energy used in a year as determined under 4.7.3.

4.0 *Product Testing and Rating.*

4.1 Samples of gas and electric water heaters shall be tested by manufacturers or their agents in accordance with the methods described in 4.1 through 4.4, which were adapted from methods described in American National Standards Z21.10.1-1974, "Gas Water Heaters," and C72.1-1972, "Household Automatic Electric Storage-Type Water Heaters."

The following preparations shall be made prior to the testing described in 4.2 through 4.4:

The water heater shall be installed according to instructions provided by the manufacturer. Thermometers shall be installed in the cold water inlet line and the hot water outlet line, and thermocouples shall be placed in the tank at the level of the center of six sections of equal volume from top to bottom of the tank. When average tank water temperature is specified, it shall be the average of the readings of these six thermocouples.

A gas/watt-hour (as appropriate) meter shall be installed in the gas/electric supply line. Provisions shall be made for shutting off the cold water inlet line and hot water outlet line, and the gas/electric supply line. For the hot water supply rating test, provisions shall be made for accurately determining the flow rate and volume of water withdrawn from the tank.

The gas/electric input rate to the water heater shall be adjusted to be within plus or minus five percent of the manufacturer's rating.

The thermostat(s) shall be adjusted to a setting of 160°F, plus or minus 5°F. The thermostat setting shall be determined by starting water into the system at 70°F, plus

or minus 2°F, putting the water heater into operation, and noting the maximum temperature of water drawn from the water heater outlet immediately after the primary thermostat cuts out. This maximum temperature shall be considered the thermostat setting.

Water heaters shall be operated for at least 24 hours to attain thermal equilibrium before testing.

4.2 The test for recovery efficiency of gas and electric water heaters shall be as follows:

After thermal equilibrium has been attained and immediately after a primary thermostat cut-out, the inlet water valve shall be closed, the gas/electric supply interrupted, and the water drained. After the system has been emptied, the drain valve shall be closed, the inlet water valve opened, and the system filled at once with water at 70°F, plus or minus 2°F. The gas/watt-hour meter reading shall be taken and the water heater put into operation. When the primary thermostat again cuts out, the gas/watt-hour meter reading shall be taken and the average tank water temperature recorded.

Recovery efficiency shall be calculated by means of the following equation:

$$E_r = \frac{W(\theta_2 - \theta_1)}{M} \times 100$$

where:

$E_r$ = recovery efficiency, percent
$W$ = weight of water heated, lbs.
$\theta_2$ = average tank water temperature, °F
$\theta_1$ = average inlet water temperature, °F
$M$ = measured energy consumption, Btu (1 watt-hour = 3.413 Btu)

4.3 The test for standby loss of gas and electric water heaters shall be as follows:

During pre-test operation and after a primary thermostat cut-out, accumulated air shall be eliminated from the tank. Room temperature shall be recorded at least once every hour during the test and these readings shall be averaged to obtain average room temperature.

After thermal equilibrium has been attained and immediately after a primary thermostat cut-out, the initial gas/watt-hour meter reading shall be taken and recording of the average tank water temperature started. The average tank water temperature shall be recorded continuously until the primary thermostat again cuts out, and during every subsequent cut-in and cut-out of the primary thermostat during the test. The test shall continue for at least 48 hours and at least two cycles of the primary thermostat. The test shall be terminated and the final gas/watt-hour meter reading taken immediately after a primary thermostat cut-out.

Standby loss shall be calculated by means of the following equation:

$$S = \left[\frac{W(T_1 - T_2)/E_r + M}{tW(\theta_2 - \theta)}\right] \times \left[\frac{90}{\theta_2 - \theta}\right] \times 100$$

where:

$S$ = standby loss, percent per hour, expressed as a percentage of the total heat content of the stored water above room temperature
$M$ = total measured energy consumption, Btu (1 watt-hour = 3.413 Btu)
$t$ = duration of test, hours
$W$ = weight of stored water, lbs.
$\theta_2$ = average tank water temperature during the test, °F
$\theta$ = average room temperature during the test, °F
$T_1$ = average tank water temperature at start of test
$T_2$ = average tank water temperature at finish of test
$E_r$ = recovery efficiency as determined in 4.2

4.4 The test for hot water supply rating of gas and electric water heaters shall be as follows:

After thermal equilibrium has been attained and immediately after a primary thermostat cut-out, water withdrawal at a rate of five gallons per minute shall be initiated and the temperature of the water being withdrawn shall be observed. When the temperature of the water being withdrawn drops to 40°F below the initial water temperature, the withdrawal shall be stopped and the volume of the water withdrawn recorded.

The above withdrawal procedure shall be repeated each time the top tank water temperature as measured by the thermometer in the hot water outlet line reaches the initial top tank temperature, until one hour has elapsed from the time the test was begun. At the end of the one hour test period, the gas/electric supply shall be interrupted and, if the top tank water temperature is greater than the initial temparature minus 40° F, water shall be withdrawn at the prescribed flow rate until the temperature of the water being withdrawn drops to 40°F below the initial water temperature. This volume of water (if any) shall also be recorded.

Hot water supply rating shall equal the sum of the initial quantity of water withdrawn and all subsequent quantities of water withdrawn, the subsequent quantities being multiplied by 0.9.

4.5 The test for storage capacity of gas and electric water heaters shall be as described in Section 2.24 of American National Standard Z21.10.1–1974, "Gas Water Heaters."

4.6 Samples of water heaters shall be tested by manufacturers or their agents in accordance with the following requirements:

4.6.1 Unless otherwise required by the Secretary under 4.6.4, test results obtained in the testing of one member of a basic model group of water heaters may be accepted as applicable to all members of that basic model group.

4.6.2 Sufficient units from each basic model group, that are representative of units to be produced, shall be tested according to the methods and conditions specified in 4.1 through 4.5 to provide a valid basis for determining ratings. Results of tests and calculations shall be retained as required under 7.5.

4.6.3 Manufacturers shall maintain such quality control programs, including testing, as are necessary to insure that the performance of units shipped is within the tolerances specified in 4.9. Results of tests and calculations shall be retained as required under 7.5.

4.6.4 Certification programs that are open to all manufacturers and that pertain to the performance characteristics listed on the label may be used by manufacturers as a means of verifying that the performance level of water heaters is within the tolerances specified in 4.9. Results of tests and calculations shall be retained as required under 7.5.

4.6.5 In addition to the testing required under 4.6.2 and 4.6.3, the Secretary may upon acquisition of evidence of possible mislabeling request that one or more units of any specified model, selected at random from among recent production units, be tested by the manufacturer or his agent according to the methods and conditions specified in 4.1 through 4.5. Such testing shall be performed at the manufacturer's expense and the resulting test data and calculations shall be provided to the Secretary within 30 days of receipt by the manufacturer of such a request. This requirement does not preclude the Department of Commerce from testing or having tested at its own expense any water heater.

4.7 Water heaters shall be rated as follows:

4.7.1 Hot water supply rating shall be expressed in gallons and shall be determined by the test procedure specified in 4.4.

4.7.2 Tank capacity shall be expressed in gallons and shall be determined by the test specified in 4.5.

4.7.3 Cost of energy shall be expressed in dollars per year and shall be computed by multiplying the annual energy consumption as calculated below by the currently specified energy rates as shown in Appendix A, the results being rounded to the nearest dollar per year. Energy consumption shall be based on a hot water usage rate of 450 gallons per week (64.3 gallons per day) and a water temperature rise of 90°F and shall be calculated by means of the following equation:

$$\frac{C = 4{,}821{,}750}{E_r} + 180 \text{ VS } -36{,}163{,}125\ \frac{VS}{qE_r}$$

where:

$C$ = energy consumption, Btu per day
$E_r$ = recovery efficiency, percent, as determined in 4.2.
$S$ = standby loss, percent per hour, as determined in 4.3.
$V$ = measured storage capacity, gallons, as determined in 4.5.
$q$ = manufacturer's specified energy input, Btu per hour (1 watt = 3.413 Btu per hour)

4.7.3.1 For natural gas water heaters, energy consumption shall be expressed in therms per year and shall be based on the result of the computation called for in 4.7.3, expressed in Btu per day, divided by 100,000 Btu per therm, multiplied by 365 days per year, and rounded to the nearest therm per year.

4.7.3.2 For propane gas water heaters, energy consumption shall be expressed in gallons per year and shall be based on the results of the computation called for in 4.7.3, expressed in Btu per day, divided by 91,500 Btu per gallon of propane, multiplied by 365 days per year, and rounded to the nearest gallon per year.

4.7.3.3 For electric water heaters, energy consumption shall be expressed in kilowatt-hours per year and shall be based on the result of the computation called for in 4.7.3, expressed in Btu per day, divided by 3413 Btu per kilowatt-hour, multiplied by 365 days per year, and rounded to the nearest ten kilowatt-hours per year.

4.8 Ranges of hot water supply rating and cost of energy shown on labels shall be as follows:

4.8.1 Ranges shall be taken from the version of Appendix A in effect at the time the labels are applied, except that labels applied within a 90-day period following a revision of Appendix A need not be replaced with labels showing the new ranges.

4.8.2 Ranges shall be taken from the appropriate line and column of Appendix A as determined by the hot water supply rating and energy source of the model to be labeled. For example, if the model to be labeled has a hot water supply rating of 55 gallons, the hot water supply rating range shown on the label for that model shall be 52 to 58 gallons. The cost of energy range shall be taken from the same line and from the column for the appropriate energy source.

4.9 All members of a basic model group shall be held to be improperly rated and labeled if two units of that group, randomly selected, are tested and rated under 4.6.4 or 4.6.5, and for both units, the ratings based on the results of such tests fall outside the following limits:





4.9.1 The value for tank capacity shall not be less than 95% of the value shown on the label.

4.9.2 The value for hot water supply rating shall not be less than 95% of the value shown on the label.

4.9.3 The value for cost of energy shall not be greater than 105% of the value shown on the label.

4.9.4 The values for cost of energy shall be accurate to the nearest dollar per year.

5.0 *Product Labeling.*

5.1 The design of labels shall be as follows:

5.1.1 The design of labels shall be as shown in Figures 1 and 4 for electric gas water heaters, Figures 2 and 4 for natural gas water heaters, and Figures 3 and 4 for propane gas water heaters. Except as provided in 5.1.2 through 5.1.4, no marks or information other than that indicated in Figures 1 through 4 shall be placed within the border of the label. The size of labels and sizes of type shall be as shown or a proportional enlargement of the sizes indicated.

5.1.2 Minor variations in the appearance of labels, that may be required for computerized printing techniques, may be requested by application to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. Such variations shall be limited to changes in the type style or type size used to indicate values of ratings or ranges, model numbers, or other label elements that change from model to model. Applications for change shall include an example of the proposed change.

5.1.3 When two or more models having the same brand name have identical ratings, more than one model number may be shown on the label. The size of the label may be increased to accommodate such additional model number listings.

5.1.4 Labels shall be printed on both sides of white stock. The areas so indicated in Figures 1 through 4 shall be printed in *Pantone Super Warm Red*. The seal or logotype of the certifying agency shall be printed in any legible color or colors. All other printing shall be in black.

5.1.5 Camera-ready art suitable for printing the labels, but not including numerical ratings, model numbers, or the seal, logotype, or other designation of the certifying agency, shall be provided by the Secretary to any manufacturer upon request. Actual labels shall be accurate reproductions of this art.

5.2 Water heaters shall be labeled as follows:

5.2.1 Labels shall be folded as indicated in Figures 1, 2, and 3 and shall either be hung as a tag on the front of the water heater at a height of four feet or as close to four feet as is practicable, or shall be hung as a tag from the top of the water heater. Labels on water heaters less than four feet in height shall be affixed to the top of the water heater. Labels shall be hung or affixed in such a manner as to insure that they can be read in their entirety.

5.2.2 When labels are shown with other information, they shall appear clearly distinct from any other information supplied or displayed by the manufacturer so that the Department of Commerce Energy Conservation Mark on the label cannot reasonably be associated with such other information.

5.2.3 If any model of a given brand of water heater is labeled, then every model of that brand shall be labeled. However, these requirements shall not apply to units intended for export or units manufactured prior to the manufacturer's entry into the Program.

5.2.4 For individual units manufactured and packaged prior to a manufacturer's entry into this Program, manufacturers are encouraged to attach appropriate labels, distribute appropriate labels to retailers to be attached to floor display models or other models, or provide point-of-purchase displays as described in 6.4. Manufacturers shall encourage retention of labels on labeled units until such units are delivered to consumers. Manufacturers shall also encourage the use of any point-of-purchase displays that will enhance the usefulness of the labels to consumers.

6.0 *Use of Program Information in Sales Representations.*

6.1 For each labeled model for which sales representations are made that present cost of energy information, the listing shall either include a reproduction of the label for that model, or shall in some other format indicate the hot water supply rating, cost of energy, and the ranges of hot water supply rating and cost of energy appropriate to the listed model. The required information for one or more models may be presented in a table or tables.

6.2 For each labeled model for which sales representations are made that present quantitative cost of energy information, the ranges of cost of energy shown in the representation shall be determined as follows:

6.2.1 The ranges shall be taken from the version of Appendix A in effect 90 days before the press date of the sales representation or from a later version of Appendix A if it can be utilized before the press date of such sales representation.

6.2.2 The ranges shall be taken from the appropriate version of Appendix A using the procedure described in 4.8.2.

6.3 When labeled models with accompanying quantitative cost of energy information are listed in sales representations, the section in which the models are listed may contain a reproduction of the Department of Commerce Energy Conservation Mark, accompanied by the words "Tested in accordance with."

6.4 Legible reproductions of that portion of the label shown in Figures 1, 2, or 3, in any size, may be used on the product, on packaging, in point-of-purchase displays, or in other advertising applications, but such use shall not be a substitute for required labeling.

6.5 When for a given model the cost of energy rating as determined in 4.7 is less than the lower limit of the appropriate cost of energy range as determined in 4.8 for use on labels or 6.2 for use in sales representations, manufacturers are encouraged to utilize this fact in their advertising of that model. This condition could result from introduction of a new or improved model, and in such case would persist until a new cost of energy range had been issued.

7.0 *Participation in the Program.*

7.1 Manufacturers wishing to participate in the Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation with respect to water heaters shall notify the Department of Commerce of intended participation. Unless otherwise ruled by the Secretary, approval for participation by any manufacturer shall automatically be granted upon this notification to the Department. Receipt of this notification will be acknowledged.

7.2 A manufacturer's notice of intent to participate in the Program with respect to water heaters shall be in a form substantially like that shown in Appendix B and shall include all points addressed in the form shown in Appendix B.

7.3 Manufacturers shall provide the Department of Commerce, not later than their stated effective date of entry into the Program with respect to water heaters, a listing of all models to be labeled. Such listing shall include the sales model designation, hot water supply rating, tank capacity, and cost of energy rating for each model and an indication of the grouping of sales models into basic model groups. All appropriate sales models as defined in 5.2.3 shall be included. This listing may be included with the notice of intended participation and shall be addressed to the Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230. This requirement for a listing of models to be labeled may be met by reference to a publicly available directory or listing of water heaters if such directory or listing contains the required information.

7.4 When a manufacturer's listing of water heater models to be labeled, or his listing of hot water supply ratings, tank capacities, and cost of energy ratings as required under 7.3, is changed by the addition of models or by changes in model designations or ratings, the manufacturer or his agent shall notify the Secretary no later than 30 days after the first shipment of the newly listed or rated production models from his factory. When models are deleted or if the manufacturer terminates his participation in the Program with respect to water heaters of a given brand name, the manufacturer or his agent shall notify the Secretary no later than 30 days after such a decision is effective. Such notification shall be addressed to the Secretary of Commerce, U.S. Department of Commerce, Room 5851, Washington, D.C. 20230

7.5 Manufacturers or their agents shall maintain files of test results and calculations on which ratings are based and files of test results and calculations used to verify that the performance of manufactured units is within the tolerances specified in 4.9. Data relating to a given model shall be preserved for a period of two years after production of that model has been terminated and, if requested, shall be provided to the Secretary within 30 days of such request.

7.6 Manufacturers or their agents shall transmit required information to the Secretary in concise and readily understandable form. For this purpose copies of appropriate lists and reports used for other purposes, as for example reports submitted by a manufacturer to the sponsor of a nationally recognized certification program, or reports submitted by an independent testing laboratory to such a sponsor or a manufacturer, shall be acceptable.

7.7 Should any water heater be tested and found to be improperly rated and labeled as in 4.9, the manufacturer shall within 30 days of such a finding give notice of noncompliance and a statement of revised ratings in writing to the Secretary and to all distributors or others in the line of distribution who are responsible for sales to dealers or other retail outlets. He shall also, within 60 days after such a finding, arrange to have corrected labels available for substitution on models currently on display at retail outlets and for those placed on display at a later date and shall see that such outlets are notified through his normal channels of distribution.

8.0 *Termination of Participation.*

8.1 A manufacturer may at any time terminate his participation and responsibilities under the Program with respect to water heaters of a given brand name by giving written notice to the Secretary that he will discontinue or has discontinued use of the labels on all water heaters of that brand name. Such notice shall state the effective date of the manufacturer's termination of participation.

8.2 The Department of Commerce upon finding that a manufacturer is not complying with the conditions for participation set

forth in this Specification and in the Procedures may terminate upon 30 days notice the manufacturer's participation in the Program: *Provided*, that the manufacturer shall first be given an opportunity to show cause why the participation should not be terminated.

8.3 Upon receipt of a notice of termination a manufacturer may within 30 days request a hearing under the provisions of 5 U.S.C. 558.

9.0 *Use of Program Information by Other Than Manufacturers.*

9.1 Retail sales organizations that are not manufacturers as defined in 3.2, that sell water heaters labeled under this Program, and have received appropriate and accurate Program-related information from manufacturers or the Secretary, are specifically encouraged to utilize such information in their sales efforts in the manner prescribed in 9.2.

9.2 Appropriate activities for non-manufacturers include the following:

9.2.1 Use of hot water supply ratings and ranges, tank capacity ratings, cost of energy ratings and ranges, and reproduction of the Department of Commerce Energy Conservation Mark, under the guidelines described in 6.1, 6.2, and 6.3, in sales representations.

9.2.2 Affixing of labels or appropriate use of point-of-purchase displays, provided by manufacturers under 5.2.4, in sales areas.

9.2.3 Use of reproductions of labels, in the manner described in 6.4, in sales representation.

9.2.4 Advertising of instances where the cost of energy ratings of a given model are less than the lower limit of the appropriate cost of energy ranges, as described under 6.5.

9.2.5 Distribution of Program information provided by the Department of Commerce. Program information may be obtained from the National Bureau of Standards, 441.01, Washington, D.C. 20234.

10.0 *Amendment.*

This Specification is subject to amendment as provided in Section 9.8 of the Procedures, except that Appendix A of this Specification may be updated and published in the FEDERAL REGISTER annually as described in 2.3 without first publishing notice of the proposed change in the FEDERAL REGISTER.

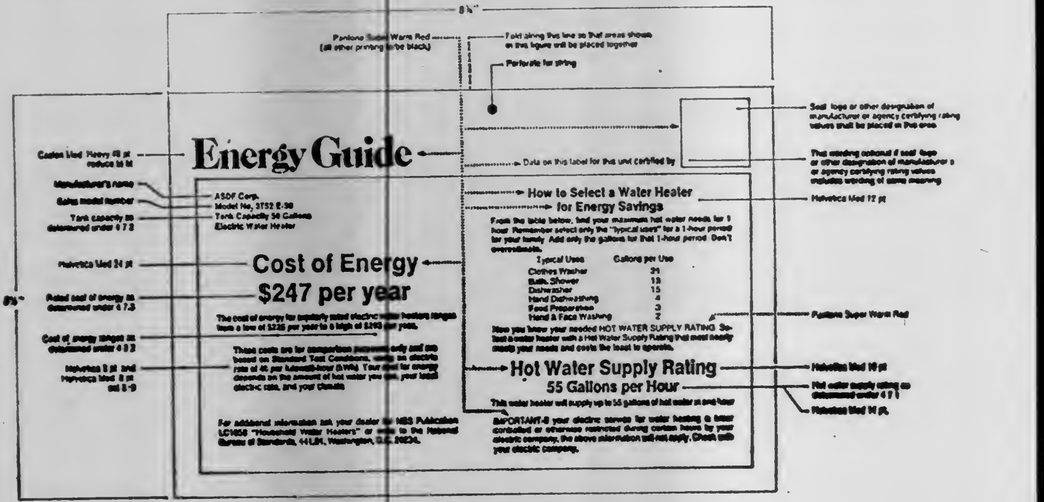



FIGURE 1
Electric Water Heater Label





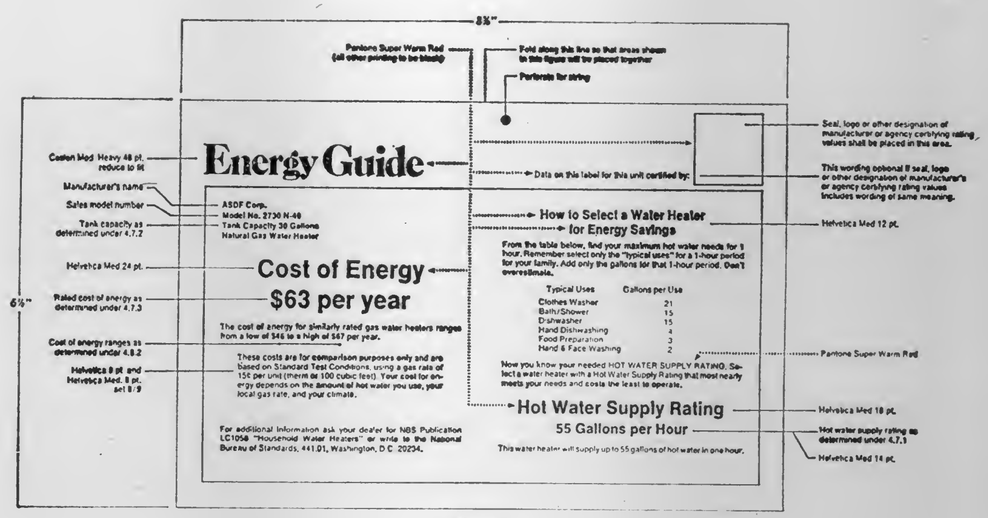



FIGURE 2
Natural Gas Water Heater Label

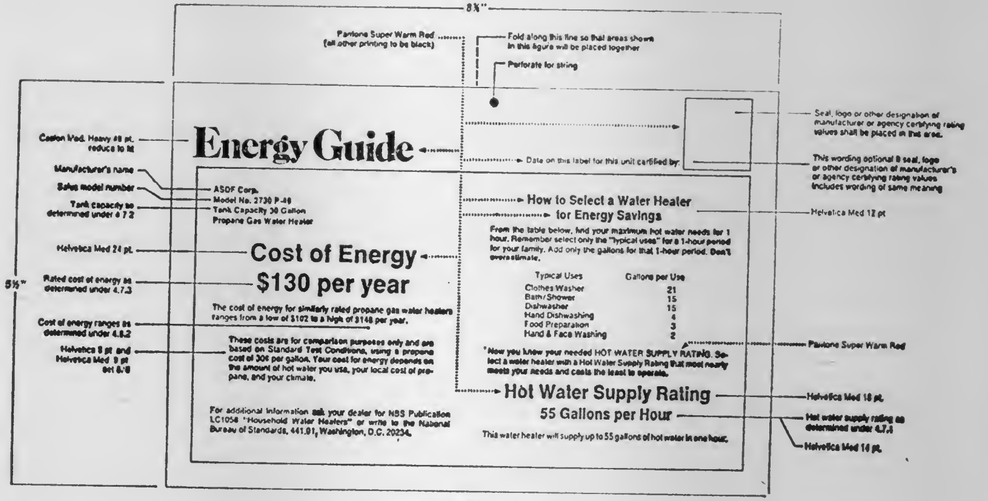



FIGURE 3
Propane Gas Water Heater Label

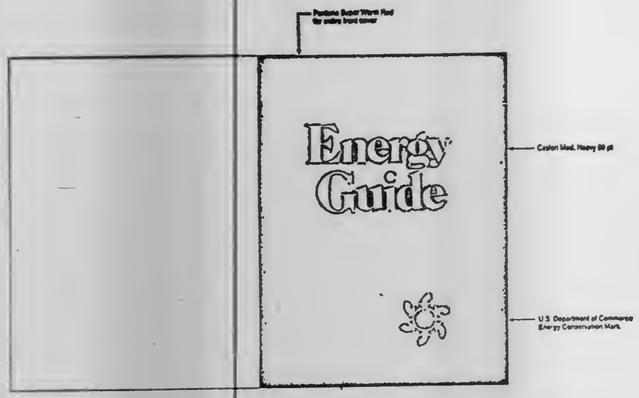



FIGURE 4
Water Heater Label Cover

*Voluntary energy conservation specification No. 5–75, for water heaters.—Appendix A: Hot water supply rating and cost of energy ranges*

| Hot water supply rating (gallons) | Ranges of hot water supply rating (gallons) | Ranges of cost of energy in dollars per year at a rate of— | | |
|---|---|---|---|---|
| | | 15¢/thm for natural gas models (to be determined) | 30¢/gal for propane gas models (to be determined) | 4¢/kW-hr for electric models (to be determined) |
| Up to 36 | Up to 39 | | | |
| 37 | 34–40 | | | |
| 38 | 35–41 | | | |
| 39 | 36–42 | | | |
| 40 | 37–43 | | | |
| 41 | 38–44 | | | |
| 42 | 39–45 | | | |
| 43 | 40–46 | | | |
| 44 | 41–47 | | | |
| 45 | 42–48 | | | |
| 46 | 43–49 | | | |
| 47 | 44–50 | | | |
| 48 | 45–51 | | | |
| 49 | 46–52 | | | |
| 50 | 47–53 | | | |
| 51 | 48–54 | | | |
| 52 | 49–55 | | | |
| 53 | 50–56 | | | |
| 54 | 51–57 | 46 to 67 [1] | 102 to 108 [1] | 225 to 283 [1]. |
| 55 | 52–58 | | | |
| 56 | 53–59 | | | |
| 57 | 54–60 | | | |
| 58 | 55–61 | | | |
| 59 | 56–62 | | | |
| 60 | 57–63 | | | |
| 61 | 58–64 | | | |
| 62 | 59–65 | | | |
| 63 | 60–66 | | | |
| 64 | 61–67 | | | |
| 65 | 62–68 | | | |
| 66 | 63–69 | | | |
| 67 | 64–70 | | | |
| 68 | 65–71 | | | |
| 69 | 66–72 | | | |
| 70 | 67–73 | | | |
| 71 | 68–74 | | | |
| 72 | 69–75 | | | |
| 73 | 70–76 | | | |
| 74 | 71–77 | | | |
| 75 | 72–78 | | | |
| 76 | 73–79 | | | |
| 77 | 74–80 | | | |
| 78 | 75–81 | | | |
| 79 | 76–82 | | | |
| 80 | 77–83 | | | |
| 81 | 78–84 | | | |
| 82 | 79–85 | | | |
| 83 | 80–86 | | | |
| 84 | 81–87 | | | |
| 85 | 82–88 | | | |





*Voluntary energy conservation specification No. 5–75, for water heaters.—Appendix A: Hot water supply rating and cost of energy ranges*—Continued

| Hot water supply rating (gallons) | Ranges of hot water supply rating (gallons) | Ranges of cost of energy in dollars per year at a rate of— | | |
|---|---|---|---|---|
| | | 15¢/thm for natural gas models (to be determined) | 30¢/gal for propane gas models (to be determined) | 4¢/kW-hr for electric models (to be determined) |
| 86 | 83–89 | | | |
| 87 | 84–90 | | | |
| 88 | 85–91 | | | |
| 89 | 86–92 | | | |
| 90 | 87–93 | | | |
| 91 | 88–94 | | | |
| 92 | 89–95 | | | |
| 93 | 90–96 | | | |
| 94 | 91–97 | | | |
| 95 | 92–98 | | | |
| 96 | 93–99 | | | |
| 97 | 94–100 | | | |
| 98 | 95–101 | | | |
| 99 | 96–102 | | | |
| 100 | 97–103 | | | |
| 101 | 98–104 | | | |
| 102 | 99–105 | | | |
| 103 | 100–106 | | | |
| 104 | 101–107 | | | |
| 105 | 102–108 | | | |
| 106 | 103–109 | | | |
| 107 | 104–110 | | | |
| 108 | 105–111 | | | |
| 109 | 106–112 | | | |
| 110 | 107–113 | | | |
| 111 | 108–114 | | | |
| 112 | 109–115 | | | |
| 113 | 110–116 | | | |
| 114 | 111–117 | | | |
| 115 | 112–118 | | | |
| 116 | 113–119 | | | |
| 117 | 114–120 | | | |
| 118 | 115–121 | | | |
| 119 | 116–122 | | | |
| 120 | 117–123 | | | |
| 121 | 118–124 | | | |
| 122 | 119–125 | | | |
| 123 | 120–126 | | | |
| 124 | 121–127 | | | |
| 125 | 122–128 | | | |
| 126 | 123–129 | | | |
| 127 | 124–130 | | | |
| 128 | 125–131 | | | |
| 129 | 126–132 | | | |
| 130 | 127–133 | | | |
| 131 | 128–134 | | | |
| 132 | 129–135 | | | |

[1] These values are hypothetical and are used for purpose of example only.

VOLUNTARY ENERGY CONSERVATION SPECIFICATION NO. 5–75, FOR WATER HEATERS

Appendix B: Form for Manufacturer's Notice of the Intent to Participate in the Program with Respect to Water Heaters.

Assistant Secretary for Science and Technology, U.S. Department of Commerce, Room 3862, Washington, D.C. 20230.

(Name of Corporation) intends to participate in the Department of Commerce Voluntary Labeling Program with respect to water heaters. Accordingly, (Name of Corporation) agrees to abide by all conditions for participation as set forth in the Procedures for a Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation, 15 CFR Part 9, and Voluntary Energy Conservation Labeling Specification No. 5–75, for Water Heaters, including:

1. Conduct required tests (4.0).
2. Provide required labels (5.0).
3. Provide required information in sales representations (6.0).
4. Provide list of models to be labeled (7.3).
5. Provide notice of model changes (7.4).
6. Maintain required files (7.5).
7. Submit test data on request (7.6).
8. Notify appropriate parties in cases of incorrect labeling (7.7).
9. Provide corrected labels when required (7.7).

(Numbers in parentheses refer to sections of labeling specification.)

The effective date for participation of (Name of Corporation) in the Program, after which all newly manufactured water heaters will be labeled, is _____.

(DATE)
(SIGNATURE)
(CORPORATE TITLE)

[FR Doc.75-21079 Filed 8-13-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of the Assistant Secretary

### HEALTH INSURANCE BENEFITS ADVISORY COUNCIL

#### Notice of Meeting

Notice is hereby given, pursuant to Public Law 92–463, that the Health Insurance Benefits Advisory Council (HIBAC), established pursuant to Section 1867 of the Social Security Act, as amended, which advises the Secretary of Health, Education, and Welfare on Medicare and Medicaid matters will meet on Thursday, September 11 at 2 p.m. and Friday, September 12, 1975 at 1 p.m. in Room 5051 of the Department of Health, Education, and Welfare's North Building, Third and C Streets, S.W., Washington, D.C. Principal discussion will be consideration of the Task Forces deliberations pertaining to Administration/Regulation, Benefits, and Reimbursement as they relate to national health insurance.

The Administration Task Force will meet on Thursday, September 11, 1975 at 9 a.m. and Friday, September 12, 1975 at 8 a.m. in Room 5051 of the Department of Health, Education, and Welfare's North Building.

The Benefits Task Force will meet on Thursday, September 11, at 9 a.m. and at 8 a.m. on Friday, September 12, 1975, in Room 5169 of the Department of Health, Education, and Welfare's North Building.

The Reimbursement Task Force will meet on Thursday, September 11 at 9 a.m. and Friday, September 12, 1975 at 8 a.m. in Room 4173 of the Department of Health, Education, and Welfare's North Building. The meetings are open for public observation.

Further information on the Council and the Task Forces may be obtained from Ronald M. Klar, M.D., M.P.H., Executive Secretary (Acting), Health Insurance Benefits Advisory Council, Room 17A–31, 5600 Fishers Lane, Rockville, Maryland 20852, telephone (301) 443–3274.

Dated: August 8, 1975.

RONALD M. KLAR,
*Executive Secretary, Health Insurance Benefits Advisory Council.*

[FR Doc.75-21306 Filed 8-13-75;8:45 am]

[Contract No. HEW–100–76–0020]

### "TRANSFER INCOME MODEL MAINTENANCE AND DEVELOPMENT"

#### Notice of Contract Award

Pursuant to Section 606 of the Community Services Act of 1974, (PL 93–644) 42 USC 2946, this agency announces the award of Contract No. HEW–100–76–0020 to the Urban Institute, 2100 M Street, N.W., Washington, D.C. 20037 for a research project entitled "Transfer Income Model Maintenance and Development." The purpose of this project is to maintain, improve, and expand the computerized TRIM model. Project tasks will include: creation and maintenance of TRIM data bases; updating of demographic, economic, aging, and transfer program parameters; improvements in model efficiency; development of user-oriented operational features; technical assistance; design of data test files and standard test procedures; and development of relevant system documentation. This project is directed toward improved policy research methodology in the analysis of welfare costs and caseloads and of the impact of economic events and public programs on population subgroups, such as low-income and elderly persons. The estimated cost for the first year of this contract is $151,803 with options to renew for up to two additional

years. The intended completion date is July 15, 1978.

Dated: August 8, 1975.

WILLIAM A. MORRILL,
*Assistant Secretary for Planning and Evaluation.*

[FR Doc.75-21307 Filed 8-13-75;8:45 am]

## Office for Civil Rights

### NONDISCRIMINATION IN EMPLOYMENT BY GOVERNMENT CONTRACTORS AND SUBCONTRACTORS AND BY FEDERALLY ASSISTED CONSTRUCTION CONTRACTORS AND SUBCONTRACTORS

Chapter 27-10 of the General Administration Manual of the Department of Health, Education, and Welfare, as published in the FEDERAL REGISTER on January 25, 1969, 34 FR 1276, is hereby amended as follows: The word "may" is substituted for the word "shall" in the first sentence of the last paragraph of subsection 27-10-60D, "Resolution and disposition of complaints." That sentence will now read as follows:

If the above specified informal procedures fail to achieve adjustment of a violation, the contractor may be afforded an opportunity for an informal hearing to determine whether a violation of the equal opportunity clause has taken place.

This revision gives the Office for Civil Rights the discretion to make informal hearing procedures available to a contractor and takes away from the contractor the absolute right to such procedures. This revision is deemed necessary in order to facilitate an orderly process of seeking compliance with Executive Order 11246. Chapter 27-10 continues to provide for mandatory efforts on the part of the Office for Civil Rights to secure voluntary compliance (including the mandatory scheduling of a compliance conference which greatly resembles an informal hearing) and adequately protects the contractor's right of due process by continuing to mandate that the contractor be offered a formal hearing before any sanctions for violation of Executive Order 11246 and any implementing regulations are imposed. The Office for Civil Rights will continue to make informal hearing procedures available in those situations where they might produce an adequate resolution of the dispute in question without undue delay.

The Department intends to make more extensive changes in Chapter 27-10 in the near future. Such changes will be issued in proposed form and public comment will be solicited. Since the present amendment does not affect the due process of contractors and since there continues to be adequate opportunity for voluntary compliance, its issuance in proposed form was viewed as unnecessary.

Dated: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-21308 Filed 8-13-75;8:45 am]

## Food and Drug Administration

[Docket Nos. 75N-0106; FDC-D-667]

### ACME SCIENTIFIC CO. ET AL.

### New Animal Drug Applications; Notice of Withdrawal of Approval

The Commissioner of Food and Drugs is withdrawing approval of new animal drug applications for drugs no longer marketed and for which no hearings were requested, effective August 14, 1975.

A notice of opportunity for hearing proposing to withdraw approval of new animal drug applications (NADA's) was published in the FEDERAL REGISTER of March 6, 1974 (39 FR 8648). This action was proposed because the sponsors of the NADA's had failed to make reports required under section 512(l) of the act for each new animal drug listed therein. The reports were: (1) The report required by the notice on drug effectiveness published in the FEDERAL REGISTER of July 9, 1966 (31 FR 9426). It required holders of new drug applications approved between 1938 and October 10, 1962, to submit certain data, including data supporting efficacy of the products, to facilitate review of the data by the National Academy of Sciences-National Research Council (NAS-NRS). The purpose of that review was to determine whether there may be grounds for withdrawing approval of the application; and (2) the report required by § 135.35 *Records and reports on new animal drugs and antibiotics for use in animals for which applications or certification Forms 5 and 6 became effective, or were approved prior to June 20, 1963*, published in the FEDERAL REGISTER of September 14, 1971 (36 FR 18378). (Section 135.35 has subsequently been recodified as § 510.310 (40 FR 13802, Mar. 27, 1975).) The regulation required submission of a report from the application holder for each new animal drug or antibiotic approved prior to June 20, 1963.

Fifteen written responses to the notice of opportunity for hearing were received, 13 of which either chose not to request a hearing or disclaimed knowledge of the application. I. D. Russell Co. requested that the approval of three of their applications not be withdrawn; they stated that they have obtained authorization for the Commissioner to refer to data that purports to establish that the drugs are safe and effective. Accordingly, NADA's 6-019V (Ruco Poultry Tablets), 6-081V (Korum), and 6-860V (Zuco Tablets) are not being withdrawn at this time. U.S. Vitamin Pharmaceutical Corp. has advised the Commissioner that they no longer market the product Chevinal, covered by NADA 2-924V. Therefore, NADA 2-924V is withdrawn by this order, for the reasons cited in the March 6, 1974 notice.

The following NADA's are the subject of this notice:

1. Acme Scientific Co., Inc., P.O. Box 317, Richmond, VA 23202.
NADA: 6-640V, Sul-Nox (25 percent Sulfaquinoxaline).

2. Albers Milling Co., Carnation Bldg., 5045 Wilshire Blvd., Los Angeles, CA 90036.
NADA's: 6-152V, Selfade (Sulfamerazine 0.25 percent). 7-235V, Selfade (Sulfaquinoxaline 0.1 percent). 7-503V, Selfade (Sulfamerazine and Sulfaquinoxaline).

3. American Cyanamid Co., P.O. Box 400, Princeton, NJ 08540.
NADA's: 3-814V, Sulfanilamide Surgical Powder (P-Amino Benzene Sulfonamide). 4-552V, Sulfaguanidine 1 percent Mash Mixture Veterinary. 5-678V, Led-O-San (di-2-Ethylhexyl) Ester of Sodium Sulfosuccinate and N - Octadectyl, N - (1,2 - dicarboxyethyl) Tetrasodium Sulfosuccinamate).

4. Armour Pharmaceutical Co., P.O. Box 3113, Omaha, NE 68103.
NADA's: 9-077V, Somar (Somatotropin). 10-130V, Armycin-Sulfa (Erythromycin, Sulfadiazine, Sulfamerazine, and Sulfamethazine). 12-406V Armathoid (Thyroid Stimulating Hormone).

5. Auburn University, Auburn, AL 36830.
NADA: 8-918V, Cecal Coccidiosis Vaccine (Sulfaquinoxaline).

6. Don Baxter, Inc., 1015 Grandview Ave., Glendale, CA 91201.
NADA: 8-000V, 5 percent Oxypolygelatin in Normal Saline.

7. Biochemical Corp. of America, Salem, VA 23153.
NADA: 9-198V, Ru-Mol (Concentrated Mold Enzyme Extract).

8. Butler Products Co., P.O. Box 571, Hamilton, OH 45012.
NADA: 1-383V, Vita-Septic Antiseptic Powder (Boric Acid, Alum, Phenol, Eucalyptol, Methylsalicylate and Thymol).

9. Attica Agway Coop., Inc. (formerly known as Cooperative G.L.F. Exchange, Inc.), Attica, NY 14011.
NADA: 6-506V, G.L.F. Sulfamethazine in a Poultry Mash Base (Sulfamethazine 0.3 percent).

10. Cooper Tinsley Laboratories, 1180 Ave. of the Americas, New York, NY 10036.
NADA: 12-832V, Bitupal Foam Aerosol (Bituminous Asphaltite and Benzocaine).

11. Corn States Laboratories, Inc., 1124 Harney St., Omaha, NE 68102.
NADA: 11-900V, Statomycin T.S.F. (Erythromycin).

12. Crompton Grain Co., Inc., West Warick, RI 02893.
NADA: 6-635V, Do-Ox (Sulfaquinoxaline and Sulfur).

13. C.S.C. Pharmaceuticals, 1331 S. 1st St., Terre Haute, IN 47802.
NADA: 9-071V, Expandex (Dextran in Isotonic Sodium Chloride).

14. The Cudahy Laboratories, Washington Court House, OH 43160.
NADA: 9-201V, Hyaluronidase 1500 T.R. Units.

15. Diamond Laboratories, Inc., 2358 SE. 43rd St., Des Moines, IA 50304.
NADA's: 13-168V, Ferro-Plex 75 (Polysaccharide Iron, Cobalt, Zinc, Vitamin $B_{12}$ and Vitamin $B_6$). 13-169V, Ranch Iron Complex C (Polysaccharide Iron, Vitamin $B_{12}$ and Vitamin $B_6$).

16. Dorn & Mitchell Laboratories, P.O. Box 6526, Birmingham, AL 35217.
NADA: 8-935V, MF Coccivac (Sulfaquinoxaline).

17. Eby Co., Marengo, IA 52301.
NADA: 1-968V, Eby's Powder for Hogs and Chickens (Catechu, Benzoic Acid, Sodium Hyposulphite, and Oil of Anise).

18. Educational Laboratories, 1637 Court Pl., Denver, CO 80202.
NADA: 5-672V, Provet (Acetone, Terebene, Pyroxylin, Acrylic Resin, Camphor and Carbolic Acid).

19. Ells Poultry Products, Inc., Vineland, NJ 08360.
NADA: 7-978V, Quinel Powder (25 percent Sulfaquinoxaline).





20. Roscoe A. Fields, Church St., Farmville, NC 27827.
NADA: 2-399V, Fields Mange Remedy (Refined Petroleum, Spirits of Turpentine, and Flowers of Sulphur).

21. Flint River Mills, Inc., Bainbridge, GA 31717.
NADA: 8-750V, F-R-M Wormal Mix Crumbles (Butylnorate, Nicotine and Phenothiazine).

22. Fort Dodge Laboratories, Inc., Fort Dodge, IA 50501.
NADA: 6-313V, Anthelmintic Tablets for Sheep (Nicotine Arsenate and Copper Sulfate).

23. Goodwinol Products Corp., 90 Prince St., New York, NY 10012.
NADA: 3-603V, Goodwinol (Rotenone and Orthophenylphenol).

24. Jensen-Salsbery Laboratories, Inc., Division of Richardson-Merrell, Inc., Kansas City, MO 64141.
NADA: 3-136V, D-C-M Solution (Calcium Borogluconate, Magnesium Borogluconate, and Dextrose).

25. Hales & Hunter Co., 140th & Stewart Sts., Riverdale, IL 60627.
NADA: 6-435V, Red Comb Sulfacrums (Sulfamethazine 0.4 percent).

26. Lookout Products Manufacturing Co., 3939 St. Elmo Ave., Chattanooga, TN 37409.
NADA: 9-057V, Sodium Sulfaquinoxaline Solution Veterinary.

27. Charles W. Lowe, 438 Columbia Rd., Dorchester, MA 02154.
NADA: 180V, T.A.P. Liniment (Oil of Amber, Oil of Cloves, Oil of Cajuput, Oil of Eucalyptus, Oil of Turpentine, Oil of Olives, Commonwealth Oil, Gum Camphor, and Menthol Crystal).

28. Dr. J. Lynch, Shepherd, MI 48883.
NADA: 3-468V, Vitro (Hydrated Lime, Ferrous Sulphate, Calcium Acid Phosphate, Hard Wood Ash, Epsom Salts, Solium Chloride, and Bone Meal).

29. L. A. Mosher Co., P.O. Box 19878 Sta. N, Atlanta, GA 30325.
NADA: 6-923V, Sulfaquin Powder (Sulfaquinoxaline 10 percent).

30. Norden Laboratories, Inc., 601 W. Cornhusker Highway, Lincoln, NE 68501.
NADA: 12-930V, Dex Iron-100 (Ferric Hydroxide).

31. Northern States Laboratories, Box 95, Luverne, MN 56156.
NADA: 12-116V, Ferrex (Injectable Iron).

32. Northern States Poultry Service Co., Luverne, MN 56156.
NADA: 7-315V, Nox-O-Lyn (Sodium Sulfaquinoxaline). 7-316V, Nox (Sodium Sulfaquinoxaline).

33. North Florida Veterinary Supply, P.O. Box 436, Melrose, FL 32666.
NADA: 9-301V, Red Feather Worm and Conditioner Capsules for Dogs (Naphthalene, Oil Wormseed, Benzoic Acid, Iodine, Chloroform and Milk Sugar).

34. Ortho Pharmaceutical Corp., Animal Health Div., Raritan, NJ 08869.
NADA: 6-489V, Bovine Semen Diluter (Carboxymethoxyamine Hemihydrochloride, Sodium Salt of Dehydroacetic Acid, 9-Aminoacridine HCl, Sulfanilamide, Sodium Citrate, Dextrose, and Egg).

35. Parlam Division, Ormont Drug and Chemical Co., Inc., 520 South Dean St., Englewood, NJ 07631.
NADA: 12-271V, Prednisolone Veterinary.

36. Pfizer, Inc., 235 E. 42d St., New York, NY 10017.
NADA's: 7-880V, Terramycin Ointment (Terramycin Hydrochloride). 9-210V, Terramycin Eye Pellet (Oxytetracycline HCl, Polymyxin B Sulfate and Tetracycline HCl).

37. Pitman-Moore, Inc., P.O. Box 344, Washington Crossing, NJ 08560.
NADA's: 2-988V, Sulfapyridine Canine Tablets. 4-535V, Somnopentyl Capsules. 5-067V, Pulitox (Orthophenylphenol 5 percent). 5-688V, Di-Sulfalac (Sodium Sulfathiazole, Sodium Sulfapyridine, and Dextrose).

38. Pratt Food Co., Hammond, IN 46322.
NADA: 9-731V, Rumen Booster and Calf Inoculum (Rumen Microorganism, Concentrate).

39. Progressive Research Co., 836 E. Apricot Ave., Tulare, CA 93274.
NADA: 4-013V, Con-Dits (Castor Oil, Croton Oil and Thymol).

40. R. L. Prouty, Druggist, San Bruno, CA 94066.
NADA: 2-038V, Prouty's Tightener (Ext. Belladonna/Acid Tannic & Alcohol Contents 50 percent).

41. I. D. Russell Co. Laboratories, 2463 Harrison, Kansas City, MO 64108.
NADA: 3-603V, Goodwinol (Rotenone and Orthophenylphenol).
NADA: 8-902V, Hepsol (2-Amino-5-Nitrothiazole).

42. Songstar Products, Upper Dawson St., Liverpool, England.
NADA: 503V, Songstar Tonic Drops (Liquid Ferri Perchloride, Infusion Gentian Co. Conc. and Aqua Camphorae Con.).

43. E. R. Squibb & Sons, Inc., New Brunswick, NJ 08903.
NADA: 10-941V, Serpasil Injection Vetcrinary (Reserpine).

44. Standard Brands, Inc., 595 Madison Ave., New York, NY 10022.
NADA: 9-546V, Fidy (Irradiated Dry Yeast).

45. The Standard Chemical Co., 1013-17 High St., Des Moines, IA 50309.
NADA's: 559V, Stanex Balm (Zinc Oxide, Calamine, Bismuth Subnitrate, Resorcin, Benzocaine, Oil Birch Tar, and Ichthyol). 582V, Nicotinic Acid (Nicotinic Acid).

46. Standard Oil Co. of California, 841 Standard Ave., Richmond, CA 94802.
NADA: 3-736V, Standard Animal Salve (Synthetic Hydrocarbon Oil, Pine Tar Oil, and Amorphous Wax).

47. R. J. Strasenburgh Co., 755 Jefferson, Rochester, NY 14603.
NADA: 2-559V, Ributyl (n-Butyl Chloride and Oleum Ricini).

48. Stuyvesant Laboratories Inc., 50 York St., Camden, NJ 08102.
NADA: 2-746V, Virex (Iodine, Sodium Iodate, Sodium Iodide, and Organic Iodine).

49. W. D. Taylor Co., Bessemer, AL 35020.
NADA: 1-199V, Chico (Potassium Permanganate, Ferrous Sulphate, Potassium Alum, Barium Sulphate, and Kaolin).

50. The Upjohn Co., Kalamazoo, MI 49001.
NADA: 7-837V, Mycifradin Sulfate (Neomycin Sulfate). 11-248V, Cardrase (Ethoxyzolamide). 12-606V, Neomycin Sulfate Sterile Solution.

51. U.S. Vitamin Corp., 250 E. 43d St., New York, NY 10017.
NADA: 2-924V, Chevinal (Vitamins A, $B_1$, $B_2$, $B_6$, D, E, and Nicotinic Acid, Calcium, Phosphorus, Potassium, Sodium, Iron, Magnesium, Manganese, Copper, Zinc and Iodine).

52. Vet Products Inc., 1524 Holmes, Kansas City, MO 64108.
NADA's: 6-729V, Sulfaquinoxaline Sodium Tablets. 6-747V, Sulfaquinoxaline Sodium. 7-265V, Sulfaquinoxaline Solubilized 25 percent Veterinary. 7-480V, Sul-Mer-Zole Solution Veterinary (Sulfamerazine Sodium and Sulfathiazole Sodium). 7-482V, Sul-Meth-Mer Solution Veterinary (Sodium Sulfamethazine and Sodium Sulfamerazine). 12-742V, Injectable Iron.

53. Vitamins, Inc., 809 W. 58th St., Chicago, IL 60621.
NADA: 10-416V, Viosterol (Irradiated Ergosterol).

54. Warner-Chilcott, 201 Tabor Rd., Morris Plains, NJ 07950.
NADA: 10-684V, Paxital (Mepazine).

55. Whitmoyer Laboratories Inc., 19 North Railroad St., Myerstown, PA 17067.
NADA's: 6-634V, Sul-Clo (Sulfaquinoxaline 1 percent). 9-005V, SQ 12 (Sulfaquinoxaline).

56. Winthrop Laboratories, 90 Park Ave., New York, NY 10016.
NADA: 7-496V, Pentobrocanal Solution (Pentobarbital Sodium).

57. Dr. C. W. Zike, Sidney, NE 69162.
NADA: 2-088V, Zikes Chemical Compound (Potassium Iodide, Phenol, Sodium Bicarbonate, Iron Oxide and Calcium Carbonate).

For the reasons cited in the March 6, 1974 notice and the response to the notice, the Commissioner concludes that approval of the new animal drug applications listed above should be withdrawn. Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b(e))) and under authority delegated to the Commissioner (21 CFR 2.120), approval of the NADA's listed above, including all amendments and supplements thereto, is hereby withdrawn, effective August 14, 1975.

Dated: August 8, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21264 Filed 8-13-75;8:45 am]

[NADA No. 13-083V]

### BURNS BIOTEC LABORATORIES

### Depinar Vet; Notice of Withdrawal of Approval of New Animal Drug Application

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512, 82 Stat. 343-351 (21 U.S.C. 360b)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), the following notice is issued:

Burns Biotec Laboratories Division, Chromalloy Pharmaceuticals, Inc., 7711 Oakport St., Oakland, CA 94621, has requested that its NADA (new animal drug application) 13-083V be withdrawn in accordance with § 514.115(d) (21 CFR 514.115(d)) (formerly § 135.28(d) prior to recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802)) on the grounds that the drug is no longer being marketed. Notice is given that approval of NADA No. 13-083V for Depinar Vet, which contains repository vitamin $B_{12}$ for intramuscular injection, is hereby withdrawn effective August 14 1975.

Dated: August 8, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21263 Filed 8-13-75;8:45 am]

[Docket No. 75P-0014]

### GENERAL ELECTRIC CO.

### Approval of Variance for Diagnostic X-ray Systems and Their Major Components

Notice is hereby given that a variance from certain performance standards applicable to the MMX-II Mammographic X-ray System has been approved by the Director, Bureau of Radiological Health, Food and Drug Administration. The Gen-

eral Electric Co., Medical Systems Division, P.O. Box 414, Milwaukee, WI 53201, is the manufacturer.

The variance is approved under § 1010.4 (21 CFR 1010.4) of the regulations governing granting of variances for electronic products for which there are performance standards promulgated under section 358 of the Public Health Service Act, as added by the Radiation Control for Health and Safety Act of 1968 (42 U.S.C. 263f).

The variance will apply to the x-ray beam quality of the model MMX-II Mammographic X-ray System, which is a diagnostic system marketed by the applicant. This system will deviate from the requirements of § 1020.30(m)(1) (21 CFR 1020.30(m)(1)) of the performance standard, in that the minimum half-value layer (HVL) of the useful beam for the kilovoltage range between 50 and 60 kVp (kilovolts peak) will be less than required by § 1020.30(m)(1).

The MMX-II Mammographic X-ray System is an x-ray system designed for radiographic examination of the breast, utilizing either film or the Xerox system as the image receptor. The applicant has stated that this system is designed to provide the maximum amount of useful low energy x rays for the maximum contrast and minimum exposure during mammographic studies. The applicant also has stated that the edge enhancement characteristic of the Xerox process of image production requires increased filtration and kVp compared to film mammography.

Typical x-ray techniques employ kilovoltages in the 40 to 49 kVp range with 1.0 millimeter of aluminum filtration. The applicant has stated that for patients with dense or thick breasts it is sometimes desirable to exceed 49 kVp; and when a molybdenum target tube is used, there is an increased need for kilovoltages in excess of 49 kVp since the radiation output of these tubes has a lower effective energy.

The beam quality requirements of § 1020.30(m)(1) require that filtration be increased when x-ray systems are operated at kilovoltages above 50 kVp. This increased filtration, which is necessary to produce the HVL required by § 1020.30(m)(1), when used with an x-ray tube having a molybdenum target, requires increased exposure times and results in increased loading on the x-ray tube. The increased exposure time also increases the chance that the patient will move during the exposure, resulting in poor quality radiographs.

The applicant has stated that exposure measurements using patients and phantoms indicate that tungsten or molybdenum target x-ray tubes give equivalent skin exposure to the patient when the beam quality is adjusted to give the same image contrast. The applicant further stated that when molybdenum target x-ray tubes are used, higher kilovoltages are required to obtain a given image contrast than when tungsten target tubes are used. The added filtration required for the molybdenum target tubes, when operated at or above 50 kVp under the beam quality requirements of the standard, results in decreased radiation output and can require as much as a 60-percent increase in the milliampere-seconds required for the exposure.

The applicant has requested that, in lieu of the requirements in § 1020.30(m)(1) on beam quality for x-ray systems operated with x-ray tube potentials between 50 and 60 kVp, that the minimum HVL be equivalent to the HVL obtained when a filter equivalent to 1.0 millimeter of aluminum total filteration is used.

The beam quality requirements in § 1020.30(m)(1) are based on the desirability of limiting the low-energy components contained in the useful beam of an x-ray system because they normally contribute only to patient dose. In mammography, however, lower energy components are required in the beam to produce an adequate image of the soft tissues of the breast. The beam quality requirements in § 1020.30(m)(1) are based on the recommendations of various voluntary standard-setting groups. The recommendations were adopted prior to the general availability of x-ray tubes containing targets of materials other than tungsten. In addition, several of the voluntary standards that provided the basis for the beam quality requirements of § 1020.30(m)(1) excluded equipment designed for special procedures like mammography. For mammography, to obtain the required beam quality, a minimum of 0.5 millimeter of aluminum filtration was recommended. This exception was not written into § 1020.30(m)(1). Therefore, the Director has approved the requested variance under the following conditions:

1. In lieu of the provisions of table I in § 1020.30(m)(1) where a measured potential of 50 kVp requires a minimum HVL of 1.2 millimeters of aluminum and a measured potential of 60kVp requires a minimum HVL of 1.3 millimeters of aluminum, the MMX-II Mammographic X-ray System shall provide a beam quality so that for a measured potential of 50 kVp the HVL shall be not less than 0.7 millimeter of aluminum and for a measured potential of 60 kVp the HVL shall not be less than 0.8 millimeter of aluminum.

2. The MMX-II Mammographic X-ray System shall be provided with positive means to ensure that at least the minimum filtration needed to achieve the beam quality specified in § 1020.30(m)(1), and in paragraph 1. above, is in the useful beam during each exposure.

The Director has concluded that under the conditions provided for in paragraphs 1. and 2. above, the MMX-II Mammographic X-ray System will utilize suitable means for providing radiation protection, and is therefore granting the variance in accordance with the provisions of § 1010.4(a)(2) for a period of 2 years. The applicant has been directed to modify, in accordance with § 1010.4(d), the tags, labels, or other certification required by § 1010.2 (21 CFR 1010.2), which are permanently affixed to or inscribed upon products marketed under this variance, to state the following: "This product complies with Variance No. 75002, effective on September 15, 1975".

Under § 6.1(b) (21 CFR 6.1(b)), the possible environmental consequences of this variance have been considered carefully. It has been determined that the action will have neither a marginal nor a significant impact on the environment. Based on this determination, it has been concluded that an environmental impact statement pursuant to section 102(2)(c) of the National Environmental Policy Act is not required.

A copy of the environmental analysis report is available for public review in the office of the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852.

Variance No. 75002 shall become effective on September 15, 1975, and terminate on August 15, 1977, unless written objections and supporting information are filed with the Hearing Clerk, Food and Drug Administration, on or before September 15, 1975, requesting that the variance be modified or not granted. Upon receipt of such objections and supporting documentation, the effective date of the variance will be stayed until the Director, Bureau of Radiological Health, rules on them. Pursuant to § 1010.4(c)(3), the applicant shall be notified by certified mail, and a notice of the stay shall be published in the FEDERAL REGISTER. The ruling on the objections shall be made within 60 days, shall be published in the FEDERAL REGISTER, and shall constitute final agency action subject to judicial review under section 358(d) of the act. The application for this variance and all related correspondence are available for public disclosure in the office of the Hearing Clerk, except for information covered by the confidentiality provisions of section 360A(e) of the act (42 U.S.C. 263i(e)).

Dated: August 8, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21262 Filed 8-13-75;8:45 am]

### Office of the Secretary

## ADVISORY COMMITTEE ON EDUCATION STATISTICS

### Notice of Establishment

Pursuant to the Federal Advisory Committee Act, P.L. 92-463, the Office of the Secretary announces the establishment by the Secretary, Department of Health, Education, and Welfare, on July 29, 1975, of the following advisory committee:

Designation: Advisory Committee on Education Statistics.

Purpose: The Council shall advise the Secretary of HEW and the Assistant Secretary for Education and shall review general policies for the operation of the Center and shall be responsible for establishing standards to insure that statistics and analyses disseminated by the Center are of high quality and are not subject to political influence.

Termination: The committee will terminate June 30, 1977 unless extended by law.

Dated: August 8, 1975.

VIRGINIA Y. TROTTER,
*Assistant Secretary for Education.*

[FR Doc.75-21313 Filed 8-13-75;8:45 am]

## CIVIL AERONAUTICS BOARD

[Docket 28166; Order 75-8-46]

### LANSA, S. DE R.L.

### Statement of Tentative Findings and Conclusions and Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 11th day of August, 1975.

Lansa, S. de R. L. (LANSA), also known as Aerovias Lansa, a Honduran air carrier, holds a foreign air carrier permit[1] authorizing: (a) foreign air transportation of property and mail between a point or points in Honduras; the intermediate points Belize City, Belize (formerly British Honduras); Cozumel, Mexico; and Grand Cayman, Cayman Islands; and the terminal point Tampa, Florida; and (b) the performance of offroute charter trips in foreign air transportation pursuant to Part 212 of the Board's Economic Regulations.

The Board is advised that LANSA has ceased its operations to the United States pursuant to its foreign air carrier permit. Despite the existence of a shell organization in Honduras, the carrier is not operating any aircraft and its foreign air carrier permit is effectively dormant. So long as the permit is left outstanding, there exists the possibility that it could be the object of misuse by unauthorized parties.

In view of the foregoing, the Board tentatively finds that it is in the public interest to cancel the foreign air carrier permit held by LANSA.

Accordingly, *it is ordered*, That:

1. All interested persons are hereby directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein, and which would, subject to the approval of the President, cancel the foreign air carrier permit held by Lansa, S. de R.L., issued pursuant to Order 72-11-57;

2. Any interested person having objection to the issuance, without hearing, of an order making final the tentative findings and conclusions stated herein shall file a statement of objections supported by evidence within twenty days after the adoption of this order. If an evidentiary hearing is requested the objector should state in detail why such hearing is considered necessary and what relevant and material facts he would expect to establish through such hearing which cannot be established in written pleadings;

3. If timely and properly supported objections are filed, further consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board; *Provided*, That the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein if it determines that there are no factual issues presented that warrant the holding of an evidentiary hearing;[2]

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived, and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

5. Copies of this order shall be served upon Lansa, S. de R.L. and the Ambassador of Honduras in Washington.

This order will be published in the FEDERAL REGISTER and will be transmitted to the President.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-21354 Filed 8-13-75;8:45 am]

[Docket 27761]

### PEORIA SERVICE INVESTIGATION

### Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a public hearing in the above-entitled proceeding is assigned to be held on September 17, 1975, at 10 a.m. (local time) in the chambers of the Peoria County Board of Supervisors, County Court House, 624 Main Street, Peoria, Ill., before the undersigned Administrative Law Judge. This phase of the hearing is for the presentations of the civic parties. Upon the conclusion of such presentations the hearing will be adjourned.

The hearing will reconvene on September 23, 1975, at 10 a.m. (local time) in Room 911, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C., for the presentations of all other parties.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the various documents which are in the docket of this case on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., August 8, 1975.

[SEAL] ARTHUR S. PRESENT,
*Administrative Law Judge.*

[FR Doc.75-21352 Filed 8-13-75;8:45 am]

[Docket 24778; Order 75-8-49]

### SOUTHERN AIRWAYS, INC.

### Application

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 11th day of August, 1975.

On April 21, 1975, Southern Airways filed a revised application, pursuant to Subpart M of the Board's Rules of Practice, for amendment of its certificate of public convenience and necessity for route 98 so as to permit the carrier to provide, on a subsidy-ineligible basis, nonstop or direct single-plane service between Greenville/Spartanburg, S.C., on the one hand, and Washington, D.C. and New York/Newark, on the other.[1] Southern also requests that the restriction in its certificate precluding single-plane service between Atlanta and Washington/New York/Newark be removed, which would permit Southern to offer one-stop service in these markets.[2] Southern requests that, should the Board determine that its Atlanta proposal is not suitable for processing under Subpart M, that part of its application dealing with Atlanta be given an expedited hearing, consolidated with any proceeding involving its Greenville/Spartanburg proposal.

Eastern Air Lines and Delta Air Lines have filed updated statements requesting dismissal of Southern's application. A revised statement in support was filed by the Greenville/Spartanburg Airport Authority.[3] Southern filed a revised answer to Eastern and Delta's statements.[4]

Upon consideration of the foregoing, we find that Southern's application is in compliance with and is appropriate for processing under the provisions of Subpart M, insofar as it seeks authority between Greenville/Spartanburg and Washington, D.C./New York/Newark. Accordingly, we will order further proceedings pursuant to the provisions of Subpart M, sections 302.1306-1310, with respect to that aspect of Southern's application.

However, we have further determined that Southern's request for the removal of its single-plane restriction between Atlanta and Washington/New York-Newark is inappropriate for processing under Subpart M. Moreover, we have decided not to set down that part of Southern's application for an immediate hearing under the usual hearing processes at this time. Thus, the portion of

[1] Order 72-11-57, approved November 13, 1972.

[2] Since provision is made for the filing of objections to this order, petitions for reconsideration will not be entertained.

[1] This would be accomplished by designating Greenville/Spartanburg (currently an intermediate point on Segment 1) as an intermediate point between Columbus, Ga., and Washington, D.C. on Segment 7 (of which New York/Newark is a terminal point).

[2] Southern originally filed for the authority in issue on September 22, 1972. However, by Order 75-3-14, March 6, 1975, the Board noted that the 1972 exhibit material was out-of-date and directed Southern to submit revised exhibits. In its letter accompanying the present revised application, Southern states that the new filing is "intended to replace the original September 22, 1972, application in its entirety."

[3] All three parties filed pleadings taking the same positions in response to Southern's original 1972 application. Delta incorporates its original statement in its present pleading.

[4] Southern accompanied that answer with a motion for leave to file an otherwise unauthorized pleading, which motion will be granted.

Southern's application dealing with Atlanta will be dismissed.

As Southern recognizes in its application, the Board has held that Subpart M procedures are not applicable to requests to remove restrictions precluding single-plane service. Order 75–5–93, May 23, 1975; Order 69–8–77, August 14, 1969. Therefore, its Atlanta proposal cannot be considered under Subpart M. As to its alternative request to give that proposal immediate hearing under Subpart A procedures, Southern has not even alleged that there are service deficiencies in the primary markets, Atlanta-Washington, D.C. or Atlanta-New York/Newark, which require priority hearing for its request. Both markets are markedly well-served by a large number of flights throughout the day, most of them nonstop, provided by four carriers.[8] Therefore, we find that the portion of Southern's application dealing with Atlanta does not present facts which warrant an investigation at this time.

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Accordingly, *it is ordered*, That:

1. The revised application of Southern Airways, Inc., Docket 24778, insofar as it requests amendment of the certificate of public convenience and necessity for route 98 so as to add Greenville/Spartanburg, S.C. to segment 7 as an intermediate point between Columbus, Ga. and Washington, D.C., be and it hereby is set for further proceedings pursuant to rules 302.1306–1310 of the Board's Rules of Practice, and is dismissed in all other respects;

2. The motion of Southern Airways, Inc. for leave to file an otherwise unauthorized revised answer be and it hereby is granted: and

3. This order shall be served upon all parties served by Southern Airways in its revised application.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21355 Filed 8–13–75;8:45 am]

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[Dockets 26890 and 26891; Order 75–8–42]

## UNITED AIR LINES, INC.

### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 8th day of August, 1975.

On July 22, 1974, United Air Lines, Inc. (United), filed an application for amendment of its certificate of public convenience and necessity for route 1 so as to add a new segment to permit nonstop service between Denver, Colo., and Grand Rapids, Mich.,[1] along with a petition requesting an order to show cause why its certificate should not be amended to reflect the new authority. In the alternative, the carrier seeks an exemption pursuant to section 416(b) of the Federal Aviation Act of 1958, as amended, for nonstop Denver-Grand Rapids service until the Board's decision on the certificate amendment application can be made effective.

In support of its requests, United alleges that the proposed nonstop service will provide significantly improved service to Grand Rapids and Saginaw passengers who primarily utilize United's on-line connecting services today; that United will not only be offering first nonstop service to Denver for Grand Rapids passengers, but will also be providing the first through-plane service to the West for Saginaw passenger;[2] that transfer of passengers to the Denver nonstop will release capacity on the Grand Rapids/Saginaw-Chicago segments to the benefit of the local passengers traveling over those segments; that the proposed service will be profitable; and that there will be no significant diversion from other carriers.

Answers in support of United's applications have been filed by the Grand Rapids Parties,[3] the City and County of Denver and the Public Utilities Commission of the State of Colorado, the Tri-City Airport Commission (Freeland, Mich.), the Michigan Department of State Highways and Transportation and the Michigan Aeronautics Commission, the Flint, Michigan Airport Commission, and the Joint Air Service Committee for the Chambers of Commerce of Saginaw, Bay City, and Midland, Mich.[4] In addition, the Michigan Aeronautics Commission filed a motion for leave to intervene.[5]

North Central has filed an answer in opposition to United's applications, contending that Grand Rapids/Saginaw-Denver is an extremely small market, with only 18 local O&D passengers per day in each direction; that well-timed one-stop connecting service is offered throughout the day in both directions; that United's single proposed nonstop flight will lose money, primarily because it will do little more than divert traffic from existing services provided by United, North Central, and other carriers, and that a more efficient way of routing the limited Grand Rapids/Saginaw-Denver traffic is over Milwaukee.[6]

United has filed a reply to North Central's answer.

Upon consideration of the foregoing and all the relevant facts, we have decided to (1) issue an order to show cause why United's certificate for route 1 should not be amended under section 401(g) of the Act so as to permit nonstop service between Denver, Colo., and Grand Rapids, Mich., and (2) deny United's exemption request.

We tentatively find and conclude that the public convenience and necessity require the proposed amendment to United's certificate.[7] In support of our ultimate determination, we make the following tentative findings and conclusions. We find that grant of the requested authority will permit United to provide improved service to the traveling and shipping public. United would not only be able to offer first nonstop service to Denver from Grand Rapids, but would also be able to provide the first through-plane service to the West for Saginaw passengers. Elimination of the Chicago connecting stop should reduce travel time for the Grand Rapids-Denver passengers and the Saginaw-Denver passengers by approximately 1 hour and 35 minutes and 35 minutes, respectively. At the same time the congestion situation at Chicago's O'Hare terminal should be benefited, not only by the proposed overflights, but also by lessening the possible need for additional Grand Rapids/Saginaw-Chicago frequencies. Although numerous connecting possibilities are available over the Chicago gateway to points west of Denver, the Denver connection point would provide an additional choice of service and thereby benefit the Michigan passengers who will not be required to move via Chicago. Moreover, the authority requested involves no new stations or equipment for United, and would merely permit the carrier more scheduling and operating flexibility.

North Central raises three principal objections to the grant of nonstop authority to United. First, North Central asserts that the Saginaw/Grand Rapids-Denver markets are small and already receive well-timed connecting service in both directions. Second, it is argued that United will be unable to operate its proposed daily nonstop round trip on a profitable basis. Finally, North Central suggests that there are more efficient ways to route the limited volume of Saginaw/Grand Rapids-Denver traffic (i.e., one-stop via Milwaukee) and that United's

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[8] Eastern, Delta, Piedmont and United. OAG, July 1, 1975.

[1] Denver is situated on segments 1, 5, 6, and 9 of United's certificate for route 1; Grand Rapids is situated on segment 1 of route 14. The carrier's best authority between the two points is one-stop via the route junction point Chicago.

[2] At the present time, Denver-Grand Rapids/Saginaw passengers must use connections via Chicago. United proposes to provide a daily B–727 service wth one westbound early morning flight and one eastbound early evening flight over a Denver-Grand Rapids-Saginaw routing, with flights in both directions serving an unspecified point west of Denver.

[3] The City of Grand Rapids, Mich., the Greater Grand Rapids Chamber of Commerce, and the County of Kent, Mich.

[4] The Joint Air Service Committee also filed a motion for leave to file a late answer. We will grant the motion.

[5] Since the Board's Regulations do not provide for intervention in informal economic proceedings, we will dismiss the motion.

[6] North Central has applied for Milwaukee-Denver nonstop authority in docket 26646. The carrier contends that United's applications should not be considered prior to consideration of its application.

[7] We further tentatively find that United is a citizen of the United States within the meaning of the Act and is fit, willing, and able properly to perform the transportation pursuant to the amended certificate proposed and to conform to the provisions of the Act and the Board's rules, regulations, and requirements thereunder.





authority should not be improved in advance of Board consideration of new authority for North Central which would permit one-stop Saginaw/Grand Rapids-Milwaukee-Denver service.

We believe that the size of the market argues in favor of, rather than against, the elimination of United's existing restriction which now precludes the operation of nonstop service. Authorizing unrestricted authority in markets which are small and which, as a result, do not present competitive considerations of significant magnitude is essentially noncontroversial and consistent with Board precedent.[8] United holds one-stop authority in the market via the route junction point Chicago and, more importantly, carried 100 percent of the single-carrier Saginaw/Grand Rapids-Denver traffic in 1974 notwithstanding North Central's existing single-carrier authority. While we are inclined to accept North Central's view that United may not be able to operate its daily round trip on a profitable basis, we do not believe that the carrier should therefore be precluded from attempting to experiment with nonstop service. In short, we believe that the elimination of United's one-stop restriction so as to permit (although not require) the carrier to attempt to improve service, without any significant competitive impact upon any other carriers, is required by the public convenience and necessity.

The grant of improved authority to United should have only a limited bearing, if any, on North Central's objective of routing Saginaw/Grand Rapids-Denver traffic via Milwaukee. To begin with, the thrust of North Central's request in docket 26646 is not toward the Michigan-Denver markets here at issue. Rather, the carrier seeks removal of its existing single-plane restriction in the Milwaukee-Denver market so as to permit it to become a second nonstop carrier in competition with United. To be sure, North Central urges that it can help support a Denver-Milwaukee route with beyond traffic to and from Saginaw/Grand Rapids. However, the carrier's application must, in the last analysis, be focused on the requirements of the Milwaukee-Denver market in which it seeks its fundamental authority. Not surprisingly, therefore, the carrier does not assert that simultaneous consideration is required by the *Ashbacker* doctrine since it clearly is not. See, *e.g., Southern Tier Competitive Nonstop Investigation*, order 73–2–89, Feb. 23, 1973, *aff'd. Delta Air Lines* v. *CAB*, 505 F.2d 386 (D.C. Cir. 1973), *cert. denied* 417 U.S. 930 (1974). See also, *Application of Continental Air Lines*, order 73–4–113, Apr. 26, 1973, pp. 2–3. We see no reason to deprive the traveling public and United of the opportunity to enjoy improved service and profits simply because, at some time in the future, North Central may wish to propose Denver-Milwaukee flights which also serve Saginaw/Grand Rapids.[9]

Interested persons will be given 30 days following the date of adoption of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If any evidentiary hearing is requested, the objector should state in detail what he would expect to establish through such a hearing that cannot be established in written pleadings. General, vague, or unsupported objections will not be entertained.

Finally, we have decided to deny United's application for exemption authority. The carrier has not persuaded us that the exercise by the Board of its extraordinary exemption powers under section 416(b) of the Act is required by the public interest.

ACCORDINGLY, IT IS ORDERED THAT:

1. The application of United Air Lines, Inc., in docket 26891 for an exemption be and it hereby is denied;

2. The motion of the Joint Air Service Committee for the Chambers of Commerce of Saginaw, Bay City, and Midland, Mich., for leave to file a late answer be and it hereby is granted;

3. The motion filed by the Michigan Aeronautics Commission for leave to intervene be and it hereby is dismissed without prejudice;

4. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein, and amending United's certificate of public convenience and necessity for route 1 so as to permit nonstop service between Denver, Colo., and Grand Rapids, Mich.;

5. Any interested persons having objections to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendment set forth herein shall, within 30 days after the date of this order, file with the Board and serve upon all persons listed in paragraph 8 below a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections; [10]

6. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board;

7. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions set forth herein; and

8. A copy of this order shall be served on Braniff Airways, Inc.; Continental Air Lines, Inc.; Frontier Airlines, Inc.; North Central Airlines, Inc.; Eastern Air Lines, Inc.; Aspen Airways, Inc.; Texas International Airlines, Inc.; Trans World Airlines, Inc.; Ozark Air Lines, Inc.; United Air Lines, Inc.; Western Air Lines, Inc.; Governor, State of Colorado; the Public Utilities Commission of the State of Colorado; Governor, State of Michigan; the Michigan Department of State Highways and Transportation and the Michigan Aeronautics Commission; the City and County of Denver, Colo.; Mayor, City of Grand Rapids; Airport Managers, Kent County Airport and Stapleton International Airport; the Joint Air Service Committee for the Chambers of Commerce of Saginaw, Bay City, and Midland, Mich.; Air Rampart, Inc.; Rocky Mountain Airways; S. I. Airways; Air Midwest; Mayor, City of Saginaw; the Tri-City Airport Commission (Freeland, Mich.); and the Postmaster General.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board:

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21353 Filed 8–13–75;8:45 am]

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## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### CERTAIN COTTON AND MAN-MADE FIBER TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN THE REPUBLIC OF CHINA

### Entry or Withdrawal From Warehouse for Consumption

AUGUST 11, 1975.

On June 19, 1975, there was published in the FEDERAL REGISTER (40 FR 25848) a letter dated June 13, 1975 from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs, implementing

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[8] We have also determined that grant of the proposed authority is by its very nature not one which could lead to a "major Federal action significantly affecting the quality of the human environment" within the meaning of section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA). In its application for exemption authority in docket 26891, United proposes the operation of a single daily Saginaw-Grand Rapids-Denver-beyond round trip. In view of the size of the Saginaw/Grand Rapids-Denver markets (less than 15,200 O&D passengers in fiscal year 1974) and the level of existing service, it is unlikely that United would offer significantly more service. Therefore, it is unreasonable to suppose on the face of the matter that authorization of unrestricted Grand Rapids-Denver service will lead to more than very minor environmental changes.

[9] In orders 73–4–97 and 73–1–47, Texas International obtained nonstop authority in 18 nonexclusive markets which generated 10 or fewer O&D passengers per day. Moreover, two Texas International markets (Corpus Christi-New Orleans, 19 O&D, and Houston-Wichita Falls, 16 O&D) were larger than 10 O&D passengers per day, but nevertheless were realigned so as to authorize nonstop operations. The size of the market also leads us to make the new authority permissive.

[10] All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections, and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

those provisions of the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of May 21, 1975, between the Governments of the United States and the Republic of China which establish specific export limitations on certain cotton and man-made fiber textile products produced or manufactured in the Republic of China and exported to the United States (1) during the twelve-month period beginning on January 1, 1975 for cotton textiles and cotton textile products; and (2) during the fifteen-month period beginning on October 1, 1974 and extending through December 31, 1975 for man-made fiber textile products. As set forth in that letter, the levels of restraint are subject to adjustment pursuant to paragraph 6 of the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of May 21, 1975, which provides that within the aggregate and applicable group limits, specific levels of restraint within Categories 1–38, 64, 200–213 and 241–243 may be exceeded by 10 percent; and within Categories 39–63 and 214–240, by 7 percent.

Accordingly, at the request of the Government of the Republic of China and pursuant to the provision of the bilateral agreement referred to above, there is published below a letter of August 11, 1975, from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs amending the levels of restraint applicable to cotton and man-made fiber textile products in selected categories for the agreement periods which began, respectively, on January 1, 1975 and October 1, 1974.

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.*

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

COMMISSIONER OF CUSTOMS,
*Department of the Treasury,*
*Washington, D.C. 20229.*

AUGUST 11, 1975.

DEAR MR. COMMISSIONER: On June 13, 1975, the Chairman, Committee for the Implementation of Textile Agreements, directed you to prohibit entry of cotton and man-made fiber textile products in certain specified categories, produced or manufactured in the Republic of China and exported to the United States during the agreement periods beginning, respectively, on January 1, 1975, and October 1, 1974, in excess of designated levels of restraint. The Chairman further advised you that the levels of restraint are subject to adjustment.[1]

Under the terms of the Arrangement Regarding International Trade in Textiles done at Geneva on December 20, 1973, pursuant to paragraph 6 of the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of May 21, 1975, between the Governments of the United States and the Republic of China, and in accordance with the provisions of Executive Order 11651 of March 3, 1972, you are directed to amend, effective on August 14, 1975, the levels of restraint established in the aforesaid directive of June 13, 1975, for cotton and man-made fiber textile products in the indicated categories to the following amounts:

| Category | Amended level of restraint [1] |
|---|---|
| 9/10 | 37,821,523 square yards. |

| Category | Amended 12-month level of restraint [1] |
|---|---|
| 18/19 | 2,046,223 square yards. |
| 22/23 | 4,058,416 square yards. |
| 43/62 pt. | 877,976 square yards equivalent. |
| 45/46/47 | 13,284,602 square yards equivalent (of which not more than 33,760 dozen may be in Category 45). |
| 48 | 23,540 dozen. |
| 49 | 37,450 dozen. |
| 50/51 | 675,148 dozen (of which not more than 323,776 dozen may be in Category 50 and not more than 520,160 may be in Category 51). |
| 60 | 42,800 dozen. |
| 213 | 10,520,073 pounds. |
| 219 | 6,693,241 dozen. |
| 221 | 4,709,334 dozen. |
| 222 | 4,425,523 dozen. |
| 224 | 11,338,462 pounds (of which not more than 282,500 pounds shall be in T.S.U.S.A. Nos. 380.0420 and 380.8143 and not more than 792,000 pounds shall be in T.S.U.S.A. Nos. 380.0402 and 380.8103). |
| 234/235 | 81,925,284 square yards equivalent. |

The actions taken with respect to the Government of the Republic of China and with respect to imports of cotton and man-made fiber textile products from the Republic of China have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the Federal Register.

Sincerely,

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.*

[FR Doc.75-21321 Filed 8-13-75;8:45 am]

[1] The term "adjustment" refers to those provisions of the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of May 21, 1975, between the Governments of the United States and the Republic of China which provide, in part, that: (1) within the aggregate and applicable group limits, specific levels of restraint within Categories 1–38, 64, 200–213, and 241–243 may be exceeded by 10 percent, and within Categories 39–63 and 214–240, by 7 percent; (2) these levels may be increased for carryover and carryforward up to 11 percent of the applicable category limit; and (3) administrative arrangements or adjustments may be made to resolve minor problems.

[1] The levels of restraint have not been adjusted to reflect any entries of cotton textile products after December 31, 1974 or of man-made fiber textile products after September 30, 1974.

## COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN PORTUGAL

### Entry or Withdrawal From Warehouse for Consumption

AUGUST 11, 1975.

On June 6, 1972, there was published in the FEDERAL REGISTER (37 FR 11287) a letter dated June 1, 1972 from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs, establishing a visa requirement for cotton textiles and cotton textile products produced or manufactured in Portugal and exported to the United States. The purpose of this notice is to advise that, inasmuch as the Bilateral Cotton Textile Agreement of November 17, 1970, as amended and extended, between the Governments of the United States and Portugal, has expired, the visa requirement established pursuant to that agreement is also being terminated.

Accordingly, there is published below a letter of August 11, 1975, from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs cancelling the directive of June 1, 1972.

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.*

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

COMMISSIONER OF CUSTOMS,
*Department of the Treasury,*
*Washington, D.C. 20229*

AUGUST 11, 1975.

DEAR MR. COMMISSIONER: This directive cancels and supersedes the directive of June 1, 1972 from the Chairman, Committee for the Implementation of Textile Agreements, which directed you to prohibit entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textiles and cotton textile products, produced or manufactured in Portugal, for which the Government of Portugal had not issued an appropriate export visa.

The actions taken with respect to the Government of Portugal and with respect to imports of cotton textiles and cotton textile products from Portugal have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

ALAN POLANSKY,
*Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance.*

[FR Doc.75-21320 Filed 8-13-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[OPP 180045; FRL 415-5]

### DEPARTMENT OF AGRICULTURE

### Crisis Exemption To Control West Indian Sugarcane Root Borer on Citrus in Florida

Pursuant to the provisions of section 18 of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), the Environmental Protection Agency (EPA) hereby gives notice that the U.S. Department of Agriculture (USDA) has availed itself of a crisis exemption for use of the pesticide carbaryl to control the West Indian sugarcane root borer; approximately 250 acres of citrus outside an established quarantine area near Apopka, Florida, are infested. This exemption is in accordance with, and subject to, the provisions of §§ 166.2, 166.8, and 166.9 of 40 CFR Part 166. These regulations concerning exemption of Federal and State agencies for the use of pesticides under emergency conditions were published in the FEDERAL REGISTER on December 3, 1973 (38 FR 33303). § 166.8(b) of the regulations requires that if treatment pursuant to the crisis exemption is expected to continue for more than fifteen (15) days, certified information shall be accompanied by an application for a specific exemption. Such application has been submitted, and is the subject of another notice which will be published in the FEDERAL REGISTER. As required, the USDA has submitted in writing the following certified information regarding the crisis exemption.

According to the USDA, the West Indian sugarcane root borer (Diaprepes abbreviatus) poses a serious threat to U.S. citrus production. This exotic beetle became established in the United States in 1968 in Apopka, Orange County, Florida. At present, there are no pesticides registered to control this pest on citrus. Treatment and eradication efforts began on June 25, 1975. Approximately 250 acres of citrus outside an established quarantine area near Apopka, Florida, are infested. Repeated aerial applications of carbaryl (80 percent wettable power) are being applied to citrus foliage. The program is being directed by experienced Plant Protection and Quarantine Programs or State supervisors, supervisory pilots, trained inspectors, and technicians experienced in the application and use of pesticides.

Applications are being timed to avoid the full bloom season of citrus when there is maximum bee activity in the orchards. When foliar sprays are applied by air, cutoffs are being made over open bodies of water. The control program is being monitored to prevent adverse effects on man and the environment.

The official file concerning this exemption is available for inspection in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Room E-347, Washington, D.C. 20460.

Dated: August 1, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21220 Filed 8-13-75;8:45 am]

[OPP 180045A; FRL 415-6]

### DEPARTMENT OF AGRICULTURE

### Receipt of Application for Specific Exemption To Control West Indian Sugarcane Root Borer

On June 25, 1975, the U.S. Department of Agriculture (USDA) availed itself of a crisis exemption pursuant to the provisions of section 18 (40 CFR Part 166), of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136) for use of the pesticide carbaryl to control the West Indian sugarcane root borer (Diaprepes abbreviatus). Section 166.8(a) of the regulations states that within ten (10) days of the application or use of a pesticide in a crisis situation, the head of the Federal or State agency or a designated representative shall file in writing with the Administrator, Environmental Protection Agency (EPA), specific certified information regarding the circumstances of the emergency. The USDA has fulfilled that requirement.

Furthermore, § 166.8(b) of the regulations requires that if treatment pursuant to the crisis exemption is expected to continue for more than a total of fifteen (15) days, such certified information shall be accompanied by an application for a specific exemption. Accordingly, the USDA has submitted an application for a specific exemption in which an estimated 15,000 pounds of carbaryl (80 percent wettable power) are requested to control the West Indian sugarcane root borer. The treatment area would include 4,000 acres of citrus groves north east of Apopka, Florida, and two isolated nurseries of 2½ acres each in Broward and Dade Counties. This specific exemption, if granted, will be valid for no longer than one (1) year from the date of approval by EPA.

The application is in accordance with the provisions of 40 CFR Part 166, issued December 3, 1973 (38 FR 33303), which prescribes the requirements for exemption of Federal and State agencies for the use of pesticides under emergency conditions.

This notice does not indicate a decision by EPA on the application. Interested parties may review the application in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Room E-347, Washington, D.C. 20460.

Dated: July 23, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21221 Filed 8-13-75;8:45 am]

[OPP 50017; FRL 415-4]

### DEPARTMENT OF THE INTERIOR

### Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to the U.S. Department of the Interior, Washington, D.C. 20240. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780) and defines EPA procedures with respect to the use of pesticides for experimental purposes.





This experimental use permit (No. 11683-EUP-1) allows the use of 8,050 pounds of 2,4-dichlorophenoxyacetic acid on Eurasian watermilfoil in the Fort Cobb Reservoir. Approximately 360 acres are involved: the program is authorized only in Oklahoma. The experimental use permit is effective from June 20, 1975, to June 20, 1976.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 7, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21219 Filed 8-13-75;8:45 am]

[OPP 50024; FRL 415-3]

### SANDOZ, INC.

### Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to Sandoz, Inc., Homestead, Florida 33030. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 11273-EUP-8) allows the use of 160 pounds of copper, from copper-triethanolamine complexe, on algae in flooded rice fields. A total of 100 acres is involved; the program is authorized only in the States of Arkansas, Louisiana, Mississippi, and Texas. The experimental use permit is effective from July 23, 1975, to July 23, 1976.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., S.W., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 7, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21218 Filed 8-13-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

[FCC 75-880]

### OBJECTIONABLY LOUD COMMERCIALS

### Statement of Policy

JULY 29, 1975.

In its policy statement concerning loud commercials, 1 FCC 2d 10, 5 RR 2d 1621 (1965), the Commission listed a number of practices that commonly cause loud commercials and concluded that these practices were generally a result of factors that were technical or partly technical in nature and in a large measure within the control of the broadcaster. Complaints in this area still persist.

The Commission reminds all licensees that they have an affirmative obligation to see that objectionably loud commercials are not broadcast. In order to emphasize the importance of the Commission's policy concerning loud commercials, the Commission is mailing to all licensees a copy of the 1965 Statement along with this notice.

Action by the Commission July 22, 1975.[1]

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FCC 65-618, 69685, Pub. Notice B]

STATEMENT OF POLICY CONCERNING LOUD COMMERCIALS

JULY 12, 1965.

1. During the past two years, the Commission has studied intensively the problem of loud commercials in television and radio. We are told by industry engineers, broadcasters and others that subjective loudness of commercials cannot be electronically measured, and therefore the Commission cannot act to prevent them. However, in hundreds of complaints from the public we are also told that some commercials are objectionably loud, often louder than adjacent programming—and often so objectionably loud that listeners are compelled to turn the volume down.

2. We conclude today in our Report and Order in the inquiry proceeding (Docket No. 14904) that objectionably loud commercials are a substantial problem, are contrary to the public interest, and that their presentation is to be avoided.[1]

3. The purpose of this policy statement is threefold—to set forth our policy and the policy we expect licensees to follow in this respect, to detail some of the practices which are common causes of loud commercials, and to advise licensees not knowingly to broadcast commercials involving such practices. All licensees are expected to take appropriate measures to assure strict adherence to this policy. The Commission, through its complaint procedure or by spot checks at renewal time, will determine whether licensees are carrying out their obligation in this respect, and will take whatever action is appropriate on the basis of such review.

4. Among the practices which the Commission has identified as often causing loud commercials, and which licensees shall avoid, are the following:

(1) *Excessive modulation* on commercials as, for example, through inadequate control-room procedures. We are today amending our modulation rules to make it clear that minimum modulation on peaks of frequent recurrence need not be as much as 85% if a lesser level is required to avoid objectionable loudness.

(2) *Excessive volume compression* resulting from the use of automatic gain control, or similar devices—particularly in the broadcast of pre-recorded commercial material which may have been prepared with extensive compression and other electrical processing. Excessive compression permits material to be broadcast at a higher than normal average level of modulation. At least on pre-recorded commercial material, a maximum of 6 db compression in broadcasting is recommended.

(3) *Excessive use of other electrical processing devices*, such as filters, attenuators and reverberation units—again, particularly where pre-recorded material is being presented.

(4) *The use of pre-recorded commercials* which have been subjected to excessive compression, filtering, attenuation, "equalization" or reverberation (echo).

(5) *Voice commercials presented in a rapid-fire, loud and strident manner;* and

(6) *The presentation of commercial matter at modulation levels substantially higher than the immediately adjacent programs.* A maximum of 4 db increase (40% to 60% to 100% modulation) is recommended.

To make sure that such practices are avoided, licensees are to adopt adequate control-room procedures to prevent them, and to take appropriate steps to provide for pre-screening recorded commercials for loudness.

5. Much of the loud commercial problem arises in connection with the broadcast of pre-recorded commercials. In fulfilling their obligations in this area, broadcasters are expected to take reasonable steps to get the cooperation of the recording industry so as to prevent the presentation of loud commercials.

6. We now turn to a brief discussion of the matters referred to above.

#### MINIMUM MODULATION REQUIREMENT

7. One argument advanced by some broadcasters is that they are prevented by our rules from avoiding loud commercials, because the rules require modulation on peaks of frequent recurrence to be at least 85%, thus prohibiting the operator from reducing the transmitter gain even if necessary to eliminate loudness. We do not so construe the rules. However, in order to make this matter completely clear, we are today amending the modulation rules (Section 73.55, 73.268 and 73.687(b)) to provide that, while in general modulation should not be less than 85% on peaks of frequent recurrence, it may be reduced to whatever level is necessary to avoid objectionable loudness in commercial and other material, even if this is substantially less than 85% on peaks. We expect television and radio broadcasters to observe this practice where necessary to avoid loud commercials.

#### CONTROL ROOM PROCEDURES

8. Presentation of loud commercials is due partly to inadequate or lax control-room procedures. One cause is inaccurate reading of or inattention to the modulation monitor (required by our Rules) or the widely-used volume unit (vu) meter. Another aspect is excessive reliance on automatic gain control (AGC) or peak-limiting devices, which, unless properly regulated, are likely to result in loud commercials. Broadcasters are to adopt control-room procedures adequate to prevent the presentation of loud commercials which result from these deficiencies or practices. Attention is invited to a description of accepted procedures in the IRE (now IEEE) Standards on American Practice for Volume Measurement of Electrical Speech and Program Waves, 1953 (53 IRE 3.S2).

#### COMPRESSION AND OTHER PROCESSING

9. One contributing cause to the problem of loud commercials is the use of moderate amounts of volume compression, which permits material to be broadcast at a higher than the normal average level of modulation without having peaks exceed 100% on the modulation meter. Compression in broadcasting, when used in moderation, appears to be desirable; but excessive use thereof, particularly in the broadcast of commercial material, is unquestionably undesirable and a major factor in causing objectionable loudness. Broadcasters are to exercise care in using devices causing compression. It is recommended that an appropriate maximum amount of compression is 6 db, at least in broadcasting pre-recorded commercials. Certainly, as a general rule, no more compression should be used in broadcasting a commercial than in presenting preceding material. Similar care should be used in connection with employment of other processing devices, such as attenuators, filters, or reverberation units. *Particular care is to be exercised when the commercial material has been pre-recorded,* where substantial amounts of compression and other processing may have been used in the recording. The combination of such processing in recording and in broadcasting—e.g., what might be called "compression on compression"—may, when carelessly used, produce what one broadcaster has termed "a rather overwhelming effect" in terms of loudness. Therefore, the use of further compression or other electrical processing in broadcasting such commercials is to be avoided to the extent necessary to prevent objectionable loudness, and the amount thereof which may properly be used may well be substantially less (e.g., 6 db of compression less) than that which is appropriate for other types of material.

#### USE OF RECORDED COMMERCIAL MATERIAL: PRESCREENING

10. Compression, filtering, "equalization", reverberation, and other processing are extensively used in recording commercial material, along with a generally high-volume level of recording. Again, these techniques when used in moderation serve desirable purposes, such as protecting equipment, producing a recording of good technical quality, and producing distinctive effects other than loudness. But it appears that sometimes they are used extensively for no other purpose than to produce loud commercials. *Broadcasters are to exercise care in the presentation of recorded material in which such processing has been used resulting in an effect of excessive loudness.* Under the revised modulation rules, where a commercial has been pre-screened and found too loud, a licensee should reduce modulation below 85% where necessary to avoid objectionable loudness. Also as mentioned above, care is to be exercised in use of any further electrical processing in broadcasting recorded commercial material.

11. We note in "A Guide for Advertising Agencies and Television Stations in handling Materials for SPOT TELEVISION COMMERICIALS," a joint recommendation of the Station Representatives Association and the American Association of Advertising Agencies, that film, tape and slides should be in the hands of licensees 48 hours in advance of use. The Guide further suggests that materials should be examined by the station on receipt for "damage, defects and completeness". Clearly this contemplates delivery in adequate time to permit pre-screening.

12. We are aware that in actual practice these guidelines are not always observed. However, we expect broadcasters to adopt appropriate practices and procedures to provide time for pre-screening, not only for damage, defects and completeness, but for loudness.

13. We recognize that to require each station, large or small, to pre-screen all commercials for loudness may impose some burden. The small radio licensee can engage in extensive spot pre-screening, and, if a loud commercial escapes prior detection through this process, he can be alert to the need for pre-screening further commercials from the same source. Further, we suggest that the organizations, state or national, which represent advertisers, station representatives, agencies and licensees, should consider the establishment of a group to prescreen and label commercial material as to loudness for the industry.

#### STRIDENT DELIVERY

14. One common source of complaint is commercials which are delivered in a loud, rapid and strident manner, with the maximum number of words crammed into the time period and all delivered at or close to maximum peak modulation. Presentation of such material is to be avoided.

#### CONTRAST WITH PRECEDING PROGRAM MATERIAL

15. Aside from differences resulting from varying degrees of electrical processing used in different types of material, another common source of complaint is the contrast between loudness of commercials as compared to the volume of preceding program material—e.g., soft music or dialogue immediately followed by a rapid-fire, strident commercial. Such contrasts are to be avoided. For guidance, it is recommended that a maximum of 4 db increase over the immediately preceding program segment (40% to 60% to 100% modulation) is appropriate for general observance.

#### CONCLUSION

16. We conclude that the presentation of objectionably loud commercials is contrary to the public interest. Therefore, to the extent it is within their control, broadcasters have an affirmative obligation to see that such material is not presented. In today's Report and Order we recognize that loudness—the impression created in the listener—is to a degree the result of factors beyond the broadcaster's control and varies as between individual listeners (for example, a reaction to a particular product or a particular sound effect other than volume). But we conclude that objectionably loud commercials result in large measure from factors of a technical or partly technical nature which are within the broadcaster's control, and which are not adequately controlled simply by adherence to our rules in the various broadcast services limiting modulation to 100% on peaks of frequent recurrence. While there is no evidence that broadcasters in substantial numbers deliberately "boost the power" in presenting commercials, neither is there indication of any concerted, industry-wide effort to deal with the problem. While most complaints of loud commercials are directed to television rather than radio (particularly at pre-recorded commercials), the problem is by no means confined to television.

17. We have set forth above the broadcaster's general affirmative obligation, and specific practices and policies to which we expect strict adherence. The list of specifics is not intended to be all-inclusive, and there may well be other steps that can be taken. What is called for is a good faith effort on the part of licensees to prevent the presentation of commercials which are too loud. In setting forth this policy statement, we recognize the underlying importance of advertising to the American system of broadcasting, and the legitimate interest of the advertiser in presenting his message attractively and understandably, and in drawing attention to what he has to say. But these are not irreconcilable alternatives.

18. We note with pleasure a recent suggestion by the American Association of Advertising Agencies that its Subcommittee on Commercial Production might assist in dealing with this problem, by screening commercials referred to it by the Commission about which loudness complaints have been received. We appreciate this offer of assistance, and if the circumstances appear appropriate we will take advantage of the suggested procedure.

19. We also appreciate the consideration and attention being given this problem by the N.A.B. Engineering Advisory Committee. It is understood that investigations and studies are to be made by this committee, regarding the technical considerations that may be involved in the matter of "loudness", and also as to the possibility of developing a new volume measuring meter. The technical staff of the Commission is, of course, ready to cooperate in this endeavor as may be requested.

Adopted: July 9, 1965.

[FR Doc.75-21227 Filed 8-13-75;8:45 am]

## PRIVATE LAND MOBILE ADVISORY COMMITTEE

### Notice of Meeting

In preparation for the 1979 World Administrative Radio Conference (WARC), the Private Land Mobile Advisory Committee, headed by Neal Pike, will hold its next meeitng on September 10, 1975, in Washington, D.C. The meeting will be held in Conference Room 8210, Federal Communications Commission, 2025 M Street, NW., at 9 a.m. The meeting is open to the public and will be conducted in accordance with the following agenda:

1. Call of the agenda.
2. Opening Remarks of the Chairman.
3. Reports from the chairman of the Fact Finding Bodies.
4. Discussion and Review of Work.
5. Establish work schedule and milestones.
6. Set next meeting date.
7. Further business.
8. Adjournment.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21229 Filed 8-13-75;8:45 am]

[FCC 75-952]

## CABLE TELEVISION ANNUAL FEE PENDING JUDICIAL REVIEW

### Suspension of Collection

AUGUST 7, 1975.

In Docket 19658, the Commission adopted, *inter alia*, a revised cable television annual authorization fee ($.13 per subscriber) to be paid on or before April 1 of each year for the preceding calendar year. *Report and Order*, FCC 75-32, 50 FCC 2d 906 (1975). For calendar year 1975 the fee would be due on April 1, 1976. The Commission also indicated that "recalculated" annual fees for 1973 and 1974 would be collected, and, in the *Second Report and Order*, FCC 75-182, 51 FCC 2d 372 (1975), set those fees at $.06 per subscriber, due on or before August 1, 1975. Appeals of these actions are presently pending before the United States Court of Appeals for the District of Columbia Circuit.

On consideration of a motion to stay the collection of the fees due on August 1, the Court, on July 28, 1975, ordered that "the Federal Communications Commission may collect fifty percent, but no more, of the fees which are due on August 1, 1975, and on April 1, 1976, until further order of this Court." In response to this Order, and to lessen administrative burdens, the Commission is suspending all cable annual fee collections until the pending litigation has been completed. This suspension is limited to cable annual fees and does not affect the continuing applicability of other types of cable and non-cable fees contained in the Commission's revised fee schedule.

Action by the Commission August 1. 1975.[1]

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21226 Filed 8-13-75;8:45 am]

[FCC 75R-297]

## TOWN AND COUNTRY RADIO, INC. ET AL.

### Memorandum Opinion and Order Enlarging Issues

In re applications of Town and Country Radio, Inc., Suffolk, Virginia, Docket No. 20268, File No. BPH-8250; John Laurino, Gordon L. Hood and Vernon S. Lee, d/b/a Voice of the People, Suffolk, Virginia, Docket No. 20269, File No.

[1] Commissioners Wiley (Chairman), Lee, Reid, Quello and Washburn with Commissioners Hooks and Robinson concurring.

[1] Commissioners Wiley (Chairman), Lee, Reid, Hooks, Quello, Washburn and Robinson.

[1] As industry parties point out, there is now no acoustic or electrical tool for determining precisely whether or not a given sound is objectionably loud. Nevertheless, it has been repeatedly held that objectionable or excessive loudness is both a proper subject for preventive governmental action, and a condition sufficiently definable for its existence to be established for legal purposes. See, for example, *Kovacs* v. *Cooper*, 336 U.S. 77 (1949); *Ex parte Trafton*, 271 S.W. 2d 814, 160 Tex. Cr. 407 (1954), and *Thompson* v. *Anderson*, 153 P. 2d 665, 107 Utah 331 (1944).

BPH-8405; Tidewater Sounds, Inc., Suffolk, Virginia, Docket No. 20270, File No. BPH-9036; for construction permits.

1. The Chief of the Broadcast Bureau, acting pursuant to delegated authority, designated the mutually exclusive applications of Town and Country Radio, Inc., John Laurino, Gordon L. Hood and Vernon S. Lee, d/b/a Voice of the People (Voice), and Tidewater Sounds, Inc. (Tidewater) for hearing by Orders, 40 FR 2472, published January 13, 1975, and 40 FR 2613, published January 14, 1975. Presently before the Review Board is a petition to enlarge issues, filed April 23, 1975, by Voice, requesting addition of Rules 1.514, 1.65, financial, and misrepresentation issues against Tidewater.[1]

2. In support of the requested Rule 1.514 issue, Voice states that Tidewater's original application failed to disclose several business interests of its president, treasurer, and 50% stockholder, Michael T. Hall.[2] With regard to the requested Rule 1.65 issue, Voice first asserts that, while purporting to satisfy the requirements of Rule 1.65, a number of Tidewater amendments have been incomplete and or misleading. Specifically, petitioner avers that Tidewater's amendment of October 4, 1974, failed to fully reveal Hall's business interests. In addition, petitioner maintains that Tidewater has failed to amend its application to reflect four recent court actions, including two judgments against the H & F Development Corp. (H & F),[3] in excess of $1,100,000.00,[4] which, Voice contends, raise substantial questions as to Hall's ability to provide the required collateral for Tidewater's proposed bank loan.[5] In particular, Voice alleges that these court actions, when considered together, establish contingent liabilities against Hall personally, as well as two of his principal assets, Spring Knoll Associates and H. D. Hall, Inc., which, petitioner submits, prevent the sale or use as collateral of the assets listed on Hall's balance sheet. As a related matter, Voice argues that Tidewater made a calculated, willful misrepresentation to the Commission in its opposition to Voice's February 12, 1975 petition to enlarge issues. In support, Voice refers to part of paragraph 17 of that opposition and alleges that it indicates that Hall knew of the existence and impact of the aforementioned suits, yet denied under oath that his ability to meet his commitment was impaired at any time.

3. In support of the requested misrepresentation issue, petitioner urges that Tidewater is also guilty of attempting to conceal from and mislead the Commission regarding Hall's relationship with H & F. Specifically, Voice states that by the above-noted October 4, 1974 amendment, Tidewater indicated that Hall's association with H & F continued only "to March, 1974"; however, asserts petitioner, on March 25, 1974, H & F represented to the Virginia Corporation Commission that Hall was still associated with the corporation.[6] Furthermore, continues Voice, an examination of the chronology of the Yeonas and Fraley suits demonstrates a continuing relationship with H & F and establishes that the motive for attempting to "foreclose inquiry" into Hall's relationship with H & F after March 1, 1974, was that the subsequent court actions and judgments would cast doubt on Hall's ability to comply with his financial commitment to Tidewater and would reveal the full extent of Hall's failure to disclose his business associations. Next, in support of a financial issue, petitioner argues that Hall deliberately concealed the existence of these suits from the Bank of Virginia so that the loan commitment, which was originally granted on September 27, 1974, prior to the filing of the court actions, would be extended. In support, Voice submits the extension letter from the Bank of Virginia, dated February 19, 1975, and contends that it indicates that the bank continued to rely on the information disclosed by Hall in September, 1974. Therefore, petitioner concludes, a serious question is raised as to the bank's willingness to continue the loan commitment relied on by Tidewater, and, for this reason, and because the availability of Hall's assets is in doubt, a financial issue is warranted.

4. In opposition to the requested Rule 1.514 issue, Tidewater initially states that Spring Knoll Associates (a partnership), (see note 2, *supra*), was listed in Hall's original balance sheet by a descriptive title as Spring Knoll Farm Venture, and subsequently listed in a Tidewater amendment of October 4, 1974, as Spring Knoll Associates, Inc. However, explains Tidewater, both errors in listing were inadvertent, the latter due to a minor communications problem between Hall and Mark Fowler, Tidewater's vice president, who was principally responsible for preparing the amendment. Also, continues opposer, Hall's interest in H. D. Hall, Inc. was voluntarily reported by the October 4, amendment. Finally, in this regard, Tidewater states that H & F Properties, Inc. and Spring Knoll, Inc. are corporations formed for real estate ventures for which the corporations were ultimately not used, that the corporations have no assets and do no business, and, thus, that the failure to report is without significance. Accordingly, Tidewater reasons, citing *Western Television Co.*, 50 FCC 2d 1165, 32 RR 2d 350 (1974), that a Rule 1.514 issue is not warranted. Next, in reference to Hall's connection with H & F, *supra*, Tidewater states that Hall severed his relationship with H & F on March 7, 1974, and that, while the Corporation Commission report was stamped by the State of Virginia on March 25, 1974, it is dated February 28, 1974, and only consists of information up to the date of the signature. Therefore, concludes Tidewater, the October 4, 1974 amendment reporting Hall's termination with H & F "in March, 1974" was correct and the representation in the report filed with the Virginia Corporation Commission was also correct when it was submitted on February 28, 1974.[7] Turning to the court suits discussed by petitioner, Tidewater provides a detailed statement of the history and present status of these proceedings and contends that none of the law suits represent contingent liabilities with respect to Hall.[8] In any event,

[1] Also before the Board are the following related pleadings: (a) Broadcast Bureau's partial opposition, filed May 14, 1975; (b) opposition, filed May 15, 1975, by Tidewater; (c) reply, filed June 4, 1975, by Voice; (d) motion to strike (c), filed June 13, 1975, by Tidewater; (e) opposition to (d), filed June 19, 1975, by Voice; (f) motion for leave to file special pleading, filed July 10, 1975, by Tidewater; (g) supplement to (b), filed July 10, 1975, by Tidewater; (h) opposition to (f) and reply to (g), filed July 21, 1975, by Voice; and (i) opposition to (f) and (g), filed July 21, 1975, by the Broadcast Bureau. Tidewater's motion for leave to file special pleading will be granted and the supplement to opposition will be accepted since it contains material which, pursuant to the public interest, must be considered. In addition, we note that Voice's arguments in opposition to the supplement are largely speculative and effect no change in our deposition.

[2] Specifically, Voice alleges that the following business interests of Hall were not disclosed in Tidewater's original application: Spring Knoll Farm Venture; Spring Knoll Associates, Inc.; H. D. Hall, Inc.; Spring Knoll Associates (a partnership); Spring Knoll, Inc.; and H & F Properties, Inc.

[3] Tidewater's application indicates that Hall is vice president and director of H & F, a real estate development corporation.

[4] Specifically, petitioner refers to a consent judgment for $204,345.00, plus interest and attorney's fees, entered for the Yeonas Company against H & F on October 1, 1974, and a judgment for non-payment of notes in the amount of $679,000.00, plus interest and attorney's fees, entered for the American Realty Trust against H & F on April 14, 1975. In addition, petitioner cites a suit for an accounting, filed October 2, 1974, by Harlan Fraley against H & F, H. D. Hall, Inc., and others including Hall individually, and a suit to enforce the above-noted consent judgment, filed January 23, 1975, by the Yeonas Company against H & F and Spring Knoll Associates, a partnership (including Hall as one of the partners).

[5] Tidewater relies on a bank loan commitment from the Bank of Virginia, Falls Church, Virginia, dated September 27, 1974. The commitment letter requires that the loan be evidenced by a promissory note in the name of Tidewater, endorsed, *inter alia*, by Hall. Hall's endorsement was to be secured "by his personal assets satisfactory to the Bank and pledged as collateral." The letter also notes that "Hall's financial statement dated December 31, 1973, evidences unencumbered personal assets, which, if pledged as collateral, would be satisfactory to * * * secure [Hall's] endorsement."

[6] In support, petitioner submits a copy of H & F's 1973 annual report to the State Corporation Commission of Virginia.

[7] Tidewater also observes that Hall "never held any stock in [H & F], and therefore ha[s] no financial interest in the welfare of that corporation."

[8] In support, Tidewater submits a letter from Hall's real estate counsel which analyzes each of the suits and concludes that Hall's financial position will not be affected. Counsel also indicates the existence of another suit, filed by Fraley against H. D. Hall, Inc., and *inter alia*, Hall individually, which petitioner did not refer to. According to counsel, this suit will likewise have no effect on Hall's financial position.





continues Tidewater, to the extent that any of the court actions described above may affect Hall's financial position, they have been taken into consideration in computing the valuations of the assets set forth on his May 20, 1974, balance sheet. Based on the above analysis, Tidewater also asserts that Hall's financial position remains as indicated in earlier submissions to the Commission, that nothing was hidden from the Bank of Virginia, that Hall remains capable of supporting Tidewater's financial commitments, and that, therefore, a financial issue is unwarranted.[9]

5. The Review Board will add a Rule 1.65 issue and deny the other requested issues.[10] Rule 1.65 requires that the Commission be informed of all facts that *may* be of decisional significance so that the Commission can make realistic decisions based on all relevant factors. See *Southern Broadcasting Co.*, 33 FCC 2d 1044, 23 RR 2d 1197 (1972). In our view, the judgments and pending suits in question should have been reported within thirty days because they could affect Hall's ability to guarantee the applicant's proposed bank loan by a pledge of unencumbered personal assets at the time of funding, as required by the bank's loan commitment letter.[11] In light of the potential significance of this matter, and since Tidewater's assertions that the suits and judgments either do not affect Hall personally or are already reflected in his balance sheet are disputed, an evidentiary inquiry into the apparent violation of Rule 1.65 is warranted.[12] However, we will deny the requested misrepresentation issue since petitioner's allegations in that regard are either speculative and, therefore, insufficient to warrant such an inquiry or have been satisfactorily rebutted by Tidewater. Specifically, statements made in Tidewater's opposition to Voice's February 12, 1975, petition to enlarge issues have not been shown to be false; the applicant has adequately explained its references to H & F both in its application and in the report filed with the Virginia Corporation Commission; and petitioner has not shown that Hall's failure to report the judgments and pending litigation was a deliberate attempt to conceal.[13]

6. The Board also believes that an inquiry is not warranted concerning the availability of Tidewater's proposed bank loan since the applicant's submissions satisfactorily refute petitioner's allegations in that regard. Specifically, both the Hall affidavit and the letter from the bank's executive vice president, which are contained in Tidewater's supplement to opposition, indicate that the bank is presently willing to continue its commitment, even with knowledge of the judgments and pending suits and familiarity with Hall's assets. Thus, reasonable assurance of the proposed bank loan is now present and petitioner's allegation to the contrary is, at this point, speculative.[14] Finally, with regard to the other alleged violations of the Commission's reporting requirements, the Board notes that while Hall's omitted business interests should have been reported, Tidewater's explanation for the omissions and errors is reasonable. In these circumstances, where the violations are apparently unintentional and not so numerous as to indicate a pattern of nondisclosure, and the information not reported is of questionable significance,[15] the Board has consistently denied requests for issues predicated on the violations. See, *e.g.*, *Western Connecticut Broadcasting Co., Inc.*, 47 FCC 2d 142, 30 RR 2d 527 (1974); *Gilroy Broadcasting Co., Inc.*, 42 FCC 2d 730, 28 RR 2d 428 (1973).[16]

7. ACCORDINGLY, IT IS ORDERED, That the motion for leave to file special pleading, filed July 10, 1975, by Tidewater Sounds, Inc., IS GRANTED, and the supplement to opposition IS ACCEPTED; and

8. IT IS FURTHER ORDERED, That the motion to strike, filed June 13, 1975, by Tidewater Sounds, Inc. IS DENIED; and

9. IT IS FURTHER ORDERED, That the petition to enlarge issues, filed April 23, 1975, by Voice of the People, IS GRANTED to the extent indicated herein, and IS DENIED in all other respects; and

10. IT IS FURTHER ORDERED, That the issues in this proceeding are enlarged to include the following issue:

To determine whether Tidewater Sounds, Inc. has complied with the provisions of Section 1.65 of the Commission's Rules by keeping the Commission advised of lawsuits and judgments involving Michael T. Hall, and if not, the effect of such noncompliance on the basic or comparative qualifications of the applicant to be a broadcast licensee;

11. And, IT IS FURTHER ORDERED, That the burden of proceeding with the introduction of evidence under the issue added herein SHALL BE on Voice of the People; and the burden of proof under that issue SHALL BE on Tidewater Sounds, Inc.

Adopted: August 5, 1975.

Released: August 14, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75 21228 Filed 8-13-75;8:45 am]

[9] The Broadcast Bureau supports addition of a comparative Rule 1.514 issue but opposes addition of the other requested issues. In its supplement to opposition, Tidewater submits an affidavit in which Hall avers that on May 6, 1975, he met with Malcolm S. McDonald, the executive vice president of the Bank of Virginia, that they discussed, *inter alia*, Hall's personal financial ability to secure a $300,000.00 loan and reviewed the letter of opinion of counsel regarding the litigation in question and its possible effect on his assets, and that McDonald reiterated that the commitment remains in effect. Also included in the supplement is a letter from McDonald describing the foregoing meeting and stating that the loan is still in effect and that: "At such time as we are asked to fund the loan commitment, the assets must still be unencumbered and subject to our review to determine if they will still be satisfactory as collateral at that time."

[10] The subject petition is admittedly late-filed and good cause for late-filing has not been established since Voice has failed to satisfactorily explain the three-month delay in procuring the specific information leading to the filing of the instant petition. Nevertheless, pursuant to *The Edgefield-Saluda Radio Co.*, (*WJES*), 5 FCC 2d 148, 8 RR 2d 641 (1966), we will consider this petition since it raises serious public interest questions.

[11] See notes 5 and 9, *supra*.

[12] To the extent that Voice's petition entails a request for a Rule 1.514 issued based on Tidewater's failure to report these judgments and pending actions in its original application, it must be denied. The information provided by petitioner indicates that the judgments were rendered and the suits filed subsequent to Tidewater's filing of its application on June 14, 1974.

[13] While Tidewater may ultimately be shown to have been mistaken as to the extent of Hall's liability under the litigation in question, such an error in legal judgment does not raise a question of deliberate misrepresentation to the Commission.

[14] This does not alter our earlier conclusion, however, that the judgments and law suits should have been timely reported because of their potential impact on Hall's ability to satisfy the bank's conditions at the time the loan is extended.

[15] In this regard, we do not agree with Voice's speculation that the decisional significance of failing to report Hall's business interests may be inferred in light of the subsequent judgments and pending suits which might affect Hall's financial status. *Cf. Post-Newsweek Stations, Florida, Inc.*, 49 FCC 2d 92, 31 RR 2d 692 (1974).

[FCC 75-914]

## UA-COLUMBIA CABLEVISION, INC. AND TELEPROMPTER CORP.

### Procurement of Equipment for Domestic Satellite Earth Stations; Declaratory Ruling

1. The Commission has received letters dated May 20 and 23, 1975, from UA-Columbia Cablevision, Inc. (UA-Columbia), and Teleprompter Corporation (TPT), respectively, requesting clarification of the applicability of Section 319(a) of the Communications Act of 1934, as amended, to the procurement of equipment for fixed, receive-only earth stations. Both of these parties are cable television operators who have expressed an

[16] Tidewater's motion to strike page 22, paragraph 28 of Voice's reply will be denied. Tidewater's contention that Voice failed to include affidavits in support of the allegation that Hall did not go to the bank to discuss the impact of the above-noted pending judgments and suits, is not, under the circumstances herein, a sufficient basis for striking the paragraph in question. In any event, even if granted, the requested action would have no decisional significance in light of Tidewater's supplement to opposition. See note 9, *supra*.

interest in use of these stations to obtain access to domestic satellite communications. On April 28, 1975, UA-Columbia through its subsidiary, Micro-Cable Communications Corporation, filed for a construction permit to establish a fixed receive-only earth station at Ft. Pierce, Florida. The proposed earth station would receive programming via satellite supplied by a non-affiliated company for distribution on the applicant's nearby cable television systems. TPT also contemplates construction of earth stations to serve a number of its cable systems and in its letter asserts that "early resolution of these issues is essential to the effective utilization of domestic satellite facilities by cable television operators * * *."[1]

2. Section 319(a), in pertinent part, provides:

No license shall be issued under the authority of this Act for the operation of any station the construction of which is begun * * * unless a permit for its construction has been granted by the Commission.

The Commission has established criteria for determining which activities constitute unauthorized construction. In a series of rulings primarily involving erection of broadcast facilities, the Commission has taken the position that the scope of Section 319(a) was not intended to reach all forms of pre-grant activity despite their cost to the applicant. The case law has traditionally excluded from the concept of construction the purchase and storage of station facilities on the site contemplated for use after grant. *Childress Broadcasting Corporation*, 24 RR 669 (1962). Instead, the Commission has interpreted Section 319(a) to proscribe erection of buildings or installation of equipment at the proposed site. *Alvin E. O'Konski (WLIN)*, 8 RR 843 (1953), *TV Colorado, Inc.*, 8 RR 700 (1952). Further, only those facilities having an intrinsic communications function have been ruled within the prescription. *WSAV, Inc., supra; Spectrum Communications, Inc.*, 40 FCC 2d 467 (1973).

3. By letter dated July 21, 1972, Western Union Telegraph Company requested the Commission's opinion as to the applicability of Section 319 to the procurement of satellites for a domestic satellite system. On July 26, 1972 (FCC 72-686), the Commission adopted a letter to Earl D. Hilburn, President of Western Union, in which it expressed the opinion "that Section 319 does apply to contracts for the construction of domestic communications satellites, particularly in view of the legislative intent underlying that section and since the facilities are not such a nature as to entail physical installation on the ground or on-site construction." TPT filed a request on March 13, 1973, for an advisory opinion on the applicability of Section 319 to the procurement of a transportable receive-only earth station for developmental/experimental use. The Commission responded by letter dated March 29, 1973 (FCC 73-344) addressed to Raymond D. Shafer, Chairman of the Board of Teleprompter, in which it stated that Section 319 does apply to procurement of an earth station "of this nature particularly in view of the proposed uses." In each of the foregoing cases the Commission granted a partial waiver of Section 319(d) to permit the proposed procurement of facilities. However, the Commission emphasized that its action did not constitute a determination on the merits of the pending applications for permits to construct the facilities and that any contractual commitments made in advance of the issuance of construction permits were entirely at the applicant's own risk.

DISCUSSION

4. The requests for clarification filed by UA-Columbia and TPT are limited to questions concerning procurement of fixed receive-only earth stations for use by cable television operators. In view of the number of applications by cable television operators, either now pending or anticipated, we agree that prompt resolution of this matter is essential. However, since we anticipate a growth in demand for earth station authorizations for use by services other than cable television, we believe that more general reexamination and clarification of our policies would be in the public interest. We also note that the manner of constructing an earth station, including the equipment and facilities installed therein, is essentially unaffected by the proposed use of the station. Accordingly, we are expanding our determinations to encompass transmit-receive as well as receive-only stations intended to serve the communications needs of both specialized users and common carriers. In addition, we believe that any policy to be adopted herein should include review of our position with regard to procurement of transportable earth station facilities.

5. Our position to date that Section 319(a) is applicable to equipment procurement for fixed earth stations is fully consistent with legal precedent. The requirement of securing a construction permit was first adopted by Congress as part of a 1922 legislative enactment which preceded passage of the Federal Radio Act of 1927. At the time of this initial legislation, the state of the radio art was such that construction of a station to the extent it involved installation of radio equipment was dependent on the "wave length" a station was to use. Since the goods involved had to be built to order, an entrepreneur had to make a substantial investment in equipment for which there was no readily available resale market. Congress adopted the construction permit requirement to discourage applicants from making considerable expenditures in such unmarketable equipment[4] and using these investments to exert undue pressure on the licensing authority in its effort to establish zones of wave lengths.[5]

6. In terms of the facilities involved, radio broadcasting, as well as other terrestrial communications services, has undergone considerable change since its inception. Station construction no longer involves large investments in special order items. Instead, facilities for terrestrial radio have become relatively standardized despite retaining certain specific characteristics such as tuning for a particular frequency. Consequently, entrepreneurs no longer must risk considerable financial loss if their applications for a construction permit or a station license are ultimately denied by the Commission. Unneeded equipment usually can be sold to other applicants or radio licensees. Since the station equipment constitutes fungible goods, the Commission has determined that the ordering and storage of such facilities no longer constitutes an intimidating investment. (*Childress Broadcasting Corp., supra*)

7. While licenses have been issued for broadcast radio stations since 1922, the Commission has been receiving applications for domestic satellite earth stations only since late 1970 when Western Union filed the first one. Like radio broadcasting before it, the inception of domestic satellite operations was fraught with uncertainties. In our first Report and Order in Docket No. 16495 (*Report*), we alluded to such presently unknown factors as the extent of demand for domestic satellite services, the particular services that can be provided most effectively and efficiently via this medium, and the costs involved. * * **

In addition, the Commission expressed its continuing concern with various technical problems including those involving frequency usage and orbital location. As noted throughout the Report and the Technical Annex attached thereto, these problems had a direct bearing on earth station specifications. For instance, the Commission was aware of the critical importance of earth station design on minimizing intersatellite interference levels and ensuring efficient utilization of the geostationary satellite orbit.[7]

8. As a result of these econometric and technological unknowns, we recognized that attempts to prescribe detailed design and operational parameters for domestic satellite facilities would be premature. Instead, we adopted minimal filing procedures and technical guidelines and encouraged both common carriers and specialized users to file concrete system proposals for our consideration. We were of the opinion that the state of the art would advance considerably once

[1] TPT also requests Commission clarification of its policies regarding sharing and resale of earth station facilities. The Commission expects to address this issue in the near future. But shall not do so here. Nor are we considering here any changes to our policies prohibiting the procurement of satellites themselves and launch vehicles and services prior to the issuance of a space station construction permit.

[4] See discussion of legislative history in *WSAV*, Inc., 10 RR 402, 430.

[5] 22 FCC 2d 86, 89 (1970).

[7] See discussion of *Report* in Cities Service Oil Co., 51 FCC 2d 653, 667-69.





domestic satellite operations commenced. Accordingly, we made clear our intention to be guided by a policy of flexibility so that we could adjust our views in light of subsequent developments.[8] This objective would have been adversely affected if we had permitted major investment in particular domestic earth station facilities prior to taking an opportunity to consider the desirability of individual expenditures. Consequently, we required the filing of applications for construction permits to reduce the pressure to which we would have been subjected by the *fait accompli* of prior procurement.

9. Interest in and demand for domestic satellite services by the private sector have been substantial in the intervening years since the issuance of the first *Report and Order*. As previously noted, we expect this growth to continue. This demand for satellite services leads us to anticipate both a trend toward standardization in the manufacture of earth station equipment and the creation of a market for such facilities. In fact, there is substantial evidence that earth stations, including transportable stations, now constitute fungible goods. For instance, UA-Columbia in its May 20, 1975, letter to the Commission points to the sale of TPT's transportable earth station to a Canadian user. As fungible goods, earth station equipment can be purchased without resulting in the intimidating investment against which Congress intended to protect the Commission. Consequently, we believe that we should now bring our policies on satellite earth station procurement into conformance with our current practices regarding procurement of broadcasting and terrestrial microwave equipment.

10. The Commission finds that the public interest would benefit by allowing the procurement of earth station facilities prior to the issuance of a construction permit, pursuant to Section 319(a) of the Act. Accordingly, Commission authorization will not be required for purposes of effecting the purchase and storage of facilities or equipment for either a fixed or a transportable domestic satellite earth station. A permit for construction will still be necessary prior to the actual erection or installation of station facilities or equipment, having an intrinsic communication function, at the proposed site.

11. The policies clarified herein shall apply to both common carriers and specialized users such as UA-Columbia and TPT. Any pre-grant expenditures made by a common carrier or specialized user toward the procurement of earth station facilities or equipment shall be undertaken entirely at its own risk. In addition, any procurement costs incurred by a common carrier prior to the issuance of a construction permit shall be accounted for as a deferred cost pending proper disposition of the matter. In the event an application for such permit is ultimately denied, these costs shall be excluded from the carrier's rate base and revenue requirements for ratemaking purposes; the pregrant expenditures shall be treated either as a charge against the carrier's retained earnings or classified in an account such as Miscellaneous Physical Property if it has some continuing value for nonjurisdictional purposes.

12. In bringing our pre-grant procurement policies for domestic satellite earth station facilities into general conformance with those for other radio services, we must point out several of the risks potential applicants face in such pregrant procurement activities. For example, the 4 and 6 GHz frequency bands presently utilized by domestic satellite systems are heavily used in many parts of the country by terrestrial microwave relay stations which share these bands with satellite systems on a co-equal basis. For this reason, potential domestic satellite earth station applicants should carefully assess the interference environment surrounding the planned station site before committing substantial funds for the procurement of earth station facilities for which satisfactory frequency coordination pursuant to Part 25 of the Rules and Regulations might not later be effected.

13. Essentially the same type of considerations apply to the pre-grant procurement of small earth station antennas less than 9 meters in diameter. The Commission will not authorize such small earth terminals if the applicant cannot demonstrate that the satisfactory operations of such small earth terminals require satellite orbital separations no greater than those required for the satisfactory operations of larger earth station antennas and that no other constraints are placed on the operations of domestic satellites as a result of the operations of such small earth terminals. As a result, potential applicants for terminals may find it advisable to file prototype applications for such small earth terminals so that considerations of a system-wide nature can be addressed by the Commission before substantial amounts of funds are committed to the procurement of facilities which may not ultimately receive Commission authorization.

14. Finally, in this regard, potential domestic satellite earth station applicants should recognize that in such a newly developing service, there are numerous matters of a policy nature which have not yet been addressed by the Commission, such as the questions raised by TPT regarding shared use or lease to other parties of domestic satellite earth station facilities, or proposed earth stations to be located outside of a common carrier's presently certified service area. Pre-grant procurement in such cases should be undertaken with caution since such uses of domestic satellite earth station facilities might not be ultimately authorized by the Commission or, if such uses are permitted, the terms and conditions attached to such uses might make the originally intended operations impractical.

15. We also note that, for some types of domestic satellite earth station facilities, the actual on-site construction occupies a relatively small portion of the total construction period specified in the construction permit compared to the period of time needed to procure the facilities. Since this trend can be expected to become more noticeable with pre-grant procurement activities, we believe that our application processing procedures might be streamlined to some extent if domestic satellite earth station applicants are afforded the opportunity of filing applications for simultaneous construction permits and licenses, in addition to the present procedure of initially requesting only a construction permit followed at a later date by a separate license to cover the construction permit. However, an application for a simultaneous construction permit and license for a domestic satellite earth station will be accepted only under the following terms and conditions in addition to the requirements generally applicable to earth station construction permit applications:

(a) A properly executed FCC Form 403 must be attached to the construction permit application, and all of the parameters of the proposed earth station facilities must be specified in the application, including particulars of operation, antenna and transmitting equipment descriptions, and space segment to be accessed by the station;

(b) The application must specify the earliest date on which on-site construction may be commenced and that such construction will be completed within ninety days of the effective date of the station authorization;

(c) The effective date of the station authorization will be either the earliest date specified in the application on which construction may be commenced or the date of grant of the application, whichever is the later date, and no on-site construction shall be commenced before the effective date of the station authorization;

(d) The station authorization will be issued for a term of three years beginning on the effective date of the station authorization, except in the case of developmental authorizations which are limited to a one year term by Section 25.390 of the Rules and Regulations;

(e) The station authorization shall be automatically forfeit if the station is not ready for operation within ninety days of the effective date of the station authorization, unless an application for modification of construction permit for additional time to complete construction (FCC Form 701) is filed by that date together with a showing that failure to complete construction within ninety days of the effective date of the station authorization was due to factors not under the control of the applicant; and

(f) The station shall not be deemed to be ready for operation until the grantee certifies in writing to the Commission that the station has been constructed exactly in accordance with the technical parameters and the terms and

[8] 22 FCC 2d at 99.

conditions specified in the station authorization, with a copy to the Engineer in Charge of the appropriate Commission field office specified in Section 0.121 of the Rules and Regulations, and until any additional showings that may be required prior to the commencement of actual operations, such as the radiation level survey required by the Commission's Memorandum Opinion and Order on reconsideration in Docket No. 16495, 38 FCC 2d 665, 704 (1972) for transmitting stations, are submitted to the Commission.

It should be noted that the acceptability of simultaneous construction permit and license applications for domestic satellite earth stations is being implemented at this time on a trial basis for the purpose of improving domestic satellite earth station application processing procedures. As experience is gained with these procedures, additional requirements may be imposed in certain instances as necessary, or on a general basis to all such applications through the issuance of a public notice setting forth such additional requirements. In addition, the Commission reserves the right to grant only the construction permit requested in a simultaneous construction permit and license application if it determines that such a course of action is in the public interest, or to terminate the acceptability of such simultaneous requests if serious problems arise in the implementation of these procedures.

16. In conclusion, it must be emphasized that although domestic satellite communications have advanced in the past few years to the point where domestic satellite earth station equipment appears to have the characteristics of fungible goods in many circumstances, this service is still in an early stage of development with many major policy issues, such as the ones indicated above, yet to be raised and considered by the Commission. In permitting pre-grant procurement of domestic satellite earth station facilities by potential applicants, we will categorically reject any arguments or requests made by domestic satellite earth station applicants for approval or expedited treatment of their applications based on pre-grant procurement activities. While it appears on the basis of the information presently before us that the public interest would benefit from the policies stated above regarding pre-grant procurement of domestic satellite earth station facilities, we will closely monitor the implementation of these policies and specifically reserve the right to revise these policies as appropriate should abuses arise or if we find that such revisions would better serve the public interest.

Adopted: July 30, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21230 Filed 8-13-75;8:45 am]

## RADIO COMMON CARRIER

### Telephone Interconnection Meetings

AUGUST 7, 1975.

The Commission's Common Carrier Bureau has scheduled additional meetings concerning interconnection between the wireline telephone companies and the Radio Common Carriers, which furnish two-way radiotelephone and one-way signaling service to the public. The schedule of meetings is as follows:

| | |
|---|---|
| Monday, August 25 | Tuesday, September 30 |
| Tuesday, August 26 | Wednesday, October 1 |
| Tuesday, September 2 | Monday, October 6 |
| Wednesday, September 3 | Tuesday, October 7 |
| Thursday, September 18 | Wednesday, October 8 |
| Friday, September 19 | |

The meetings will be held in Room 8210, 2025 M Street, N.W., Washington, D.C. The August 25 meeting will begin at 9:30 a.m. The starting time for each of the other meetings will be determined at the close of the preceding meeting.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21305 Filed 8-13-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

### POWERPLANT ENERGY SOURCES; PROHIBITION

### Compliance With the National Environmental Policy Act of 1969

**● Purpose. On June 30, 1975, the Federal Energy Administration (FEA) issued 32 prohibition orders to utilities which, if made effective, will prohibit the burning of petroleum products or natural gas as the primary energy source of certain existing powerplants. These orders were issued pursuant to the authority of section 2(a) of the Energy Supply and Environmental Coordination Act of 1974 (ESECA), Pub. L. 93-319. The purpose of this notice is to explain FEA's mode of compliance with section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA) for those orders, and to provide advance notice to the public, in accordance with § 1500.6(e) of the Council on Environmental Quality's Guidelines for implementing section 102 (2)(C) of NEPA (40 CFR § 1500.1 et seq.), that FEA intends to prepare environmental impact statements in connection with certain of the prohibition orders issued on June 30, 1975 prior to their being made effective. This notice does not apply to plants receiving construction orders pursuant to section 2(c) of ESECA. ●**

Subsection 2(b)(3)(B) of ESECA stipulates that a prohibition order shall not be effective until (i) the Administrator of the Environmental Protection Agency (EPA) notifies FEA under section 119(d)(1)(B) of the Clean Air Act that the ordered powerplant will be able to burn coal and to comply with all applicable air pollution requirements without a compliance date extension under section 119(c) of the Clean Air Act, or (ii) if such notification is not given, the date which the Administrator of EPA certifies pursuant to section 119(d)(1)(B) of such Act is the earliest date that such ordered powerplant will be able to comply with all applicable requirements of section 119. Hence, the prohibition orders issued by FEA on June 30, 1975, were not effective upon issuance and will not become effective until after EPA has transmitted an appropriate notification or certification to FEA under subsection 2(b)(3)(B) of ESECA. FEA has therefore determined to make a prohibition against burning certain fuels contained in the orders effective by means of a Notice of Effectiveness (NOE), which will not be issued until after EPA transmits its notification or certification to FEA under subsection 2(b)(3)(B) of ESECA and which will stipulate a date on which such prohibition shall become effective.

NEPA requires Federal agencies to prepare an environmental impact statement (EIS) in conjunction with "major Federal actions significantly affecting the quality of the human environment." Section 102(2)(C). In view of the fact that no prohibition order can be effective until and unless an NOE is issued, FEA has determined that the major federal action with respect to individual prohibition orders issued under subsection 2(a) of ESECA is the Notice of Effectiveness.

FEA has previously set forth the procedures it intends to follow in making prohibition orders effective with respect to the EIS requirement of NEPA in regulations issued by FEA on May 5, 1975, implementing FEA's authority under subsections 2(a), (b) and (c) of ESECA. (10 CFR Parts 303, 305 and 307; 40 FR 20462, May 9, 1975). Section 305.9 of those regulations requires FEA to publish a programmatic EIS covering the scope of the coal utilization program embodied in subsections 2(a) and (b) of ESECA. It further requires FEA to conduct environmental analyses of each NOE and prepare either a negative declaration or an EIS for each NOE, or groups of related NOE's. FEA published a draft programmatic EIS on January 31, 1975. After receiving and considering comments on the draft EIS submitted by interested persons and other Federal agencies, FEA issued a final programmatic EIS on April 25, 1975. The remainder of this Notice will explain how FEA intends to conduct its environmental analyses and prepare negative declarations or EIS's triggered by the possible issuance of NOE's on the 32 prohibition orders issued.

#### OVERVIEW OF METHODOLOGY

After consultations with representatives of the President's Council on Environmental Quality, the Environmental Protection Agency, the Department of the Interior and the Department of Commerce, FEA adopted the following methodology for compliance with NEPA on a site-specific basis. FEA has preliminarily screened all 32 prohibition orders and placed each in one of two categories: (1) orders which, if made effective by an NOE, are likely to have a significant environmental impact, for which an EIS will be prepared either separately or in conjunction with orders to other similar or related plants; and (2) orders which, if made effective by an NOE, may have a significant environmental impact, for which an environmental assessment (EA) will be prepared to ascertain whether an EIS should be prepared or a negative declaration should be issued. The results of this screening process appear in the list of powerplants accompanying this Notice.

The purpose of the screening process was to obviate the need for preparing environmental assessments for those orders for which it was feasible to determine initially that an EIS is required to be prepared. Preparation of EIS's for those orders clearly requiring EIS's before they can be made effective, therefore, begins immediately. EA's will be prepared for all other orders. If an EA indicates that the environmental impact of a particular order or group of similar or related orders, if made effective by an NOE, would be likely to be "significant" within the meaning of NEPA, an EIS will be prepared. If, however, the EA indicates that no significant impact is likely, then FEA will issue a negative declaration stating that issuance of an NOE would not have a significant impact on the quality of the human environment. The paragraphs below describe the impacts which FEA considered during the screening process to determine whether an EA or EIS should be prepared as well as the procedures to be used and impact evaluation to be used to determine whether, after the preparation of an EA, a negative declaration should be issued or an EIS prepared.

#### THE SCREENING PROCESS

During the initial screening process FEA has looked at available data on the potential impact of each order on air and water quality, noise, endangered species, environmental values in adjacent communities, land use in general, and land with particular environmentally important qualities such as wetlands, recreational facilities, and historic and archaeological sites.

The information used in the screening process has been limited to sources which are current and readily available including relevant source material developed in conjunction with other Federal and State programs. In this screening process FEA has utilized information on existing environmental quality at and near the powerplants, on present operating procedures of the powerplants, and on endangered species, parks, historical sites and recreational areas in the vicinity of each powerplant. In those cases which FEA, on the basis of the available information considered during the preliminary screening, has been able to estimate the impacts of making a particular order effective by an NOE and concluded that a significant impact is likely, preparation of an EIS has been initiated. For powerplants under order where it has not been readily apparent that prohibiting the use of natural gas or petroleum products would have significant impact, FEA is preparing EA's to determine if an EIS or negative declaration is appropriate.

#### ENVIRONMENTAL ASSESSMENT

Each EA will include a detailed qualitative and, where possible, quantitative analysis of the anticipated environmental impacts of making effective a particular prohibition order or group of orders. However, FEA does not at this time intend to prepare cost/benefit analyses in connection with the preparation of an EA. FEA will look at the full range of environmental impacts associated with the issuance of an NOE, including indirect as well as direct impacts on air, water and land, and on the human and animal environments. While the programmatic EIS referred to above covered the impact of additional coal mining, FEA will analyze the potential environmental impact of any additional coal mining for a specific powerplant, where FEA is certain of the mine from which the coal to be burned at the powerplant is to be extracted. FEA will, to the degree possible, also analyze the potential economic impact of issuance of an NOE on consumers of electric power from the owner of the powerplant under order.

A judgment that an EIS is not required will be accompanied by a negative declaration that the NOE, or group of NOE's is not likely to have a significant impact on the quality of the human environment. To the extent that an evaluation of the environmental impact caused by issuance of an NOE or group of NOE's depends on action to be taken by EPA under Section 119 of the Clean Air Act, FEA will await the outcome of any such EPA proceeding before issuing such negative declaration. FEA may commence the preparation of an EIS before such EPA action and may publish a draft EIS prior to such actions if FEA can estimate the likely environmental impacts of issuance of an NOE prior to EPA action. Negative declarations and draft EIS's will be made available to the public by means of notice of availability for review in the FEDERAL REGISTER.

#### CONSIDERATIONS FOR DECIDING WHETHER TO PROCEED WITH PREPARATION OF AN EIS

FEA will analyze the potential environmental impact of individual orders at three levels in order to determine whether issuance of an NOE is likely to affect significantly the quality of the human environment. They are:

(1) The predicted impact of the prohibition order on the environment as measured against baseline data on environmental quality available prior to the issuance of an NOE.

(2) The predicted impact of the prohibition order, if made effective, on compliance with applicable Federal, State and local air, water, noise and land use standards and the attainment and maintenance of recognized safe levels of contamination or pollution; and

(3) The predicted impact of the prohibition order, if made effective, on environmental values of adjacent communities which may be affected but are not adequately or properly protected by existing standards, regulations, or recognized safe levels of contamination or pollution.

With respect to the first level of analysis, an impact might be significant where a predicted adverse change in ambient environmental quality is ascertainable within the limits of accuracy associated with the available measurement techniques for evaluating a particular pollutant. Thus, if the variation in natural or observed background levels of the pollutant or the margin of error associated with the estimation procedure utilized is greater than the predicted adverse impact on environmental quality, FEA may deem such impact not to be "significant" within the meaning of NEPA.

For example, a powerplant under a prohibition order may discharge incremental concentrations of dissolved solids from its ash pond and coal pile into a stream upon which it is situated. The impact of this incremental discharge can be quantified by existing techniques. However, if the plant is already burning large amounts of coal, there may not be a significant impact from the marginal increase in coal use stemming from the prohibition order. Similarly, if the receiving water body is a high flow river or estuary where the natural variation in ambient dissolved solids is larger than the predicted incremental increase in pollutants, the impact may not be considered significant. On the other hand, if the receiving body of water is already contaminated with a particular pollutant at a level above that established for that body of water by EPA, an additional discharge of such pollutant, that might not have occurred if no prohibition order had been issued and made effective by an NOE, could be the basis for requiring an EIS to be prepared. Similarly, if such incremental pollution contains hazardous materials for which no safe level for human health has been established, FEA may determine that an EIS covering the potential impact of such pollution is required.

With respect to the second level of analysis, an EIS may be required if it is found through the EA that anticipated changes in ambient conditions likely to result from compliance with a prohibition order would exceed relevant standards or recognized safe levels established by Federal or State government for air, water or noise pollution or for solid waste disposal. Relevant national standards or guidelines criteria include but are not limited to: EPA's Federal Ambient Air Quality Standards, EPA's "Noise Levels Identified as Requisite to Protection of Health and Welfare," EPA's Proposed and PHS's Drinking Water Standards, and EPA's Water Quality Criteria 1972, developed by the National Academy of Sciences. Appropriate State standards are presently being compiled. Comments

identifying any additional industry or government standards, guidelines criteria or other relevant source material are specifically invited.

With respect to the third level of analysis, an EIS may be required if an air, water, or solid waste discharge caused by making a prohibition order effective would be likely to have an adverse impact on unique aesthetic or cultural values or on species which are not adequately protected by existing standards, regulations or recognized safe levels. This may include impacts on: (1) habitats of endangered or threatened species, (2) estuarine or wetland areas, (3) State or National Parks and Monuments or sites of historical, cultural or archaeological importance which may be disrupted, endangered, or harmed by coal burning resulting from compliance with a prohibition order. In addition, particular attention will be given to impacts on land and water use patterns, quality and quantity of surface and ground waters, and possible disruption or displacement of residential, commercial or industrial activities.

VI. PROCEDURES FOR WRITTEN COMMENTS

Interested persons are invited to submit their comments with respect to the procedures and methodology outlined in this Notice to the Executive Secretariat, Federal Energy Administration, Box DW, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on documents submitted to the FEA Executive Communications with the designation "ESECA—Compliance with NEPA." Five copies should be submitted. All comments received by September 15, 1975, and all relevant information submitted therewith will be considered.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing one copy only. The FEA reserves the right to determine the confidential status of the information or data submitted and to treat it according to its determination.

Additional opportunity to comment with respect to the potential environmental impact of individual prohibition orders will be afforded in the future prior to such orders being made effective by a Notice of Effectiveness.

Issued in Washington, D.C., August 8, 1975.

ROBERT E. MONTGOMERY, JR.,
*General Counsel,*
*Federal Energy Administration.*

*Results of the preliminary screening—Prohibition orders for which environmental impact statements will be prepared*

| Docket No. | Owner | Powerplant No. | Generating station | Location |
|---|---|---|---|---|
| OFU-025 | Virginia Electric Power Co. | 3 | Chesterfield | Chester, Va. |
| OFU-029 | do. | 4 | do. | Do. |
| OFU-030 | do. | 5 | do. | Do. |
| OFU-031 | do. | 6 | do. | Do. |
| OFU-032 | do. | 1 | Yorktown | Yorktown, Va. |
| OFU-033 | do. | 2 | do. | Do. |
| OFU-044 | Delmarva Power & Light Co. | 1 | Edge Moor | Wilmington, Del. |
| OFU-045 | do. | 2 | do. | Do. |
| OFU-046 | do. | 3 | do. | Do. |
| OFU-047 | do. | 4 | do. | Do. |
| OFU-050 | Public Service Co. of New Hampshire. | 4 | Schiller | Portsmouth, N.H. |
| OFU-051 | do. | 5 | do. | Do. |
| OFU-054 | Central Hudson Gas & Electric Corp. | 3 | Danskammer | Roseton, N.Y. |
| OFU-055 | do. | 4 | do. | Do. |
| OFU-064 | Florida Power Corp. | 1 | Crystal River | Red Level, Fla. |
| OFU-065 | do. | 2 | do. | Do. |
| OFU-066 | Georgia Power Co. | 1 | McManus | Brunswick, Ga. |
| OFU-067 | do. | 2 | do. | Do. |





*Prohibition orders for which environmental assessment will be prepared*

| Docket No: | Owner | Powerplant No. | Generating station | Location |
|---|---|---|---|---|
| OFU-001 | Ames Electric Utility | 7 | Ames | Ames, Iowa. |
| OFU-002 | Iowa Electric Light & Power Co. | 1 | Sutherland | Marshalltown, Iowa. |
| OFU-003 | do. | 2 | do. | Do. |
| OFU-004 | do. | 3 | do. | Do. |
| OFU-005 | Iowa Power & Light Co. | 10 | Des Moines | Des Moines, Iowa. |
| OFU-006 | do. | 11 | do. | Do. |
| OFU-007 | do. | 1 | George Neal | Salix, Iowa. |
| OFU-008 | do. | 14 | Maynard Station | Waterloo, Iowa. |
| OFU-009 | Kansas City Board of Public Utilities. | 1 | Kaw River | Kansas City, Kans. |
| OFU-010 | do. | 2 | do. | Do. |
| OFU-011 | do. | 3 | do. | Do. |
| OFU-012 | do. | 1 | Quindaro No. 3 | Do. |
| OFU-013 | do. | 2 | do. | Do. |
| OFU-014 | Kansas City Power & Light Co. | 3 | Hawthorne | Kansas City, Mo. |
| OFU-015 | Kansas City Power & Light Co. | 4 | Hawthorne | Kansas City, Mo. |
| OFU-016 | do. | 5 | do. | Do. |
| OFU-017 | Kansas Power & Light Co. | 3 | Lawrence | Lawrence, Kans. |
| OFU-018 | do. | 4 | do. | Do. |
| OFU-019 | do. | 5 | do. | Do. |
| OFU-020 | do. | 9 | Tecumseh | Tecumseh, Kans. |
| OFU-021 | do. | 10 | do. | Do. |
| OFU-022 | Nebraska Public Power District | 1 | Sheldon | Columbus, Nebr. |
| OFU-023 | do. | 2 | do. | Do. |
| OFU-024 | Springfield City Utilities | 3 | James River | Springfield, Mo. |
| OFU-025 | do. | 4 | do. | Do. |
| OFU-026 | Potomac Electric Power Co. | 1 | Morgantown | Newburg, Md. |
| OFU-027 | do. | 2 | do. | Do. |
| OFU-034 | Virginia Electric Power Co. | 1 | Portsmouth | Chesapeake, Va. |
| OFU-035 | do. | 2 | do. | Do. |
| OFU-036 | do. | 3 | do. | Do. |
| OFU-037 | do. | 4 | do. | Do. |
| OFU-038 | Baltimore Gas & Electric Co. | 1 | Crane | Baltimore, Md. |
| OFU-039 | Baltimore Gas & Electric Co. | 2 | Crane | Baltimore, Md. |
| OFU-040 | do. | 4 | Riverside | Do. |
| OFU-041 | do. | 5 | do. | Do. |
| OFU-042 | do. | 1 | Wagner | Do. |
| OFU-043 | do. | 2 | do. | Do. |
| OFU-048 | Wisconsin Public Service Corp. | 2 | Weston | Rothchild, Wis. |
| OFU-049 | Detroit Edison Co. | 5 | St. Clair | East China, Township, Mich. |
| OFU-052 | Atlantic City Electric Co. | 1 | B. L. England | Beesleys Point, N.J. |
| OFU-053 | do. | 2 | do. | Do. |
| OFU-056 | Niagara Mohawk Power Co. | 1 | Albany | Bethlehem, N.Y. |
| OFU-057 | do. | 2 | do. | Do. |
| OFU-058 | do. | 3 | do. | Do. |
| OFU-059 | do. | 4 | do. | Do. |
| OFU-060 | Alabama Electric Cooperative, Inc. | 3 | McWilliams | Gantt, Ala. |
| OFU-061 | Carolina Power & Light Co. | 1 | Sutton | Wilmington, N.C. |
| OFU-062 | do. | 2 | do. | Do. |
| OFU-063 | do. | 3 | do. | Do. |
| OFU-068 | Savannah Electric & Power Co. | 1 | Port Wentworth | Port Wentworth, Ga. |
| OFU-069 | do. | 2 | do. | Do. |
| OFU-070 | do. | 3 | do. | Do. |
| OFU-071 | Village of Winnetka | 5 | Winnetka | Winnetka, Ill. |
| OFU-072 | do. | 6 | do. | Do. |
| OFU-073 | do. | 7 | do. | Do. |
| OFU-074 | do. | 8 | do. | Do. |

[FR Doc.75-21267 Filed 8-11-75;9:08 am]

## FEDERAL HOME LOAN BANK BOARD

[H.C. No. 198]

### WESTERN AND SOUTHERN LIFE INSURANCE CO.

#### Notice of Receipt of Application for Permission To Acquire Control

AUGUST 11, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Western and Southern Life Insurance Company, Cincinnati, Ohio, a unitary savings and loan holding company, for approval of acquisition of control of the Capital Savings Association, Cincinnati, Ohio, an insured institution, under the provisions of Section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and Section 584.4 of the Regulations for Savings and Loan Holding Companies, said acquisition to be effected through the purchase of the common stock of Capital Savings Association by Eagle Savings Association, an insured subsidiary of the Western and Southern Life Insurance Company, for cash, and the subsequent merger of Eagle Savings Association into Capital Savings Association, with the name of the resulting association being changed to Eagle Savings Association. Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20552, within 30 days of the date this Notice appears in the FEDERAL REGISTER.

[SEAL] J. J. FINN,
*Secretary,*
*Federal Home Loan Bank Board.*

[FR Doc.75-21315 Filed 8-13-75;8:45 am]

## FEDERAL POWER COMMISSION

[Docket No. ER76-45]

### CONSUMERS POWER CO.

#### Tariff Change

AUGUST 7, 1975.

Take notice that Consumers Power Company (Consumers), on July 30, 1975, tendered for filing proposed changes in all of its FPC electric service tariffs. Consumers states that these changes would affect the following wholesale customers in the State of Michigan:

City of Bay City (FPC No. 1), City of Charlevoix (FPC No. 36), City of Eaton Rapids (FPC No. 4), City of Harbor Springs (FPC No. 5), City of Hillsdale (FPC No. 6), City of Marshall (FPC No. 7), City of Petoskey (FPC No. 8), City of Petoskey (FPC No. 40), Village of Chelsea (FPC No. 9), City of Portland (FPC No. 32), Village of Union City (FPC No. 38), Southeastern Michigan Rural Electric Cooperative, Inc. (FPC No. 12), Alpena Power Company (FPC No. 13), Edison Sault Electric Company (FPC No. 14), Edison Sault Electric Company (FPC No.), City of St. Louis (FPC No. 17), City of Coldwater (FPC No. 29), Wolverine Electric Cooperative, Inc. (FPC No. 30).

Consumers states that the proposed changes would increase revenues from jurisdictional sales and services by approximately $5,065,720 based on the 12-month period ended December 31, 1975.

Consumers states that the proposed rates modify the structure of the demand charge by increasing the number of blocks and increase demand charges on average $2.73 per kilowatt per month. Consumers states that the new rates also modify the structure of the energy charge by proposing a flat rate and increase energy charges on average 0.78¢ (7.8 mills) per kilowatthour.

Consumers states that the proposed rates also (i) eliminate the present differential between total requirement purchasers and partial requirements purchasers so that all customers will purchase from a single schedule of rates, (ii) revise the fuel cost adjustment clause to comply with FPC Order No. 517, issued November 13, 1974; (iii) eliminate the conjunctive billing feature contained in the existing rates so that all customers will be treated on the same basis for billing purposes and (iv) modify the transformer ownership credits so that they more closely follow the capital costs saving realized through customer ownership of transformer facilities.

Consumers states that Consumers Power Company has also tendered for filing a Schedule of Rates Governing Wholesale For Resale Electric Service, which includes sheets covering General Information regarding Consumers Power Company, an Index of Purchasers, System Map, Standard Service Agree-

ment, Standard Rules and Regulations, and Wholesale for Resale Electric Service .Contract Rate "WR". Consumers states that the rates contained in Wholesale for Resale Electric Service Contract Rate "WR" are the same as the rates contained in the superseding rate schedules referred to above. Consumers states that the Schedule of Rates Governing Wholesale For Resale Electric Service is proposed to be made effective for each of Consumers Power Company's wholesale for resale customers upon the expiration or termination of the customer's presently effective wholesale for resale contract.

Consumers Power Company has advised the Commission that the proposed rate increase is being filed because the earnings of the Company from its wholesale electric service are inadequate as a result of ongoing inflation, and that the return from its wholesale business will be only 2.59% based upon forecasted 1975 conditions. Consumers Power Company has also advised the Commission that in order to meet the requirements of its customers, it will be required to expend approximately $3 billion in construction activities during the five-year period 1976 through 1980 and that much of this construction expenditure must be financed with outside capital. Consumers Power Company states that rate relief is required if the Company is going to be able to carry on the financing necessary to sustain its construction program.

Consumers states that copies of the filing were served upon Consumers Power Company's jurisdictional customers and the Michigan Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 25, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21233 Filed 8-13-75;8:45 am]

[Docket No. E-9453]

## DUKE POWER CO.

### Extension of Procedural Dates

AUGUST 7, 1975.

On August 4, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued June 18, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, November 21, 1975.

Service of Intervenor Testimony, December 5, 1975.

Service of Company Rebuttal, December 19, 1975.

Hearing, January 6, 1976 (10 a.m. e.s.t.).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21234 Filed 8-13-75;8:45 am]

[Docket No. ER76-28]

## HARTFORD ELECTRIC LIGHT CO.

### Notice of Termination

AUGUST 7, 1975.

Take notice that on July 28, 1975, Hartford Electric Light Company (HELCO) tenedered for filing Notice of Termination of FPC Rate Schedule No. 89, which was to become effective as of February 21, 1975, and was terminated in accordance with its terms. HELCO states the termination became effective April 30, 1975 and that notice of the proposed termination has been served on Montaup Electric Company.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21235 Filed 8-13-75;8:45 am]

[Docket No. ER76-50]

## NORTHERN INDIANA PUBLIC SERVICE CO.

### Proposed Changes in Rates and Charges

AUGUST 7, 1975.

Take notice that Northern Indiana Public Service Company (NIPSCO) on August 1, 1975, tendered for filing proposed changes in its FPC electric service tariff (Second Revised Volume No. 1). The proposed changes would increase revenues from jurisdictional sales and service by $5,821,644. The increase to municipal customers would be $856,653 and the increase to the Rural Electric Membership Corporations would be $4,964,991. The increases are based on the projected twelve (12) month period ending December 31, 1975, and are to be effective September 1, 1975.

NIPSCO states that the jurisdictional rates filed herewith are designed to enable NIPSCO to recover its increased jurisdictional operating and maintenance costs for the test period which is based on the projected twelve (12) months ended December 31, 1975. In addition to the increased cost of operation and maintenance NIPSCO states that further increased costs result from a proposed increase in overall rate of return to 9%, a change in the depreciation rate to 3.0% for all electric property which was formerly depreciated at a 2.7% rate and the inclusion of substantial electric property not previously included in NIPSCO's rate base.

NIPSCO states that copies of the filing were served upon its jurisdictional customers, the Public Service Commission of Indiana and the United Rural Electrification Administration.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21236 Filed 8-13-75;8:45 am]

[Docket No. CP75-80]

## NORTHWEST PIPELINE CORP.

### Petition To Amend

AUGUST 7, 1975.

Take notice that on July 29, 1975, Northwest Pipeline Corporation (Petitioner), P.O. Box 1526, Salt Lake City, Utah 84110, filed in Docket No. CP75-80 a petition to amend the order issuing a certificate of public convenience and necessity in said docket pursuant to Section 7(c) of the Natural Gas Act to include authorization to provide for the operation of a fourth point of interconnection between the gathering systems of Petitioner and El Paso Natural Gas Company (El Paso), all as more fully set forth in the petition on file with the Commission and open to public inspection.

Petitioner states that it was authorized by the order of the Commission of January 22, 1974, in Docket No. CP73-331, et al., to implement a gathering agreement with El Paso and was authorized to balance gas at two points of interconnection. Petitioner further states that it was authorized to operate a third point of interconnection by the order of the Commission in the instant docket on November 18, 1974. Petitioner requests that an additional point of interconnection with El Paso in La Plata County, Colorado be authorized for delivery of balancing gas from Petitioner to El Paso, as set forth in a letter agreement of





April 9, 1975, between Petitioner and El Paso.

Petitioner states that the proposed additional delivery point for balancing gas is at an existing interconnection at the outlet of the Ignacio Gasoline Plant and that the three currently authorized delivery points are upstream from the Ignacio Plant, so that this additional point of interconnection would assure a minimum intake volume that would allow the Ignacio Plant to operate efficiently.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21237 Filed 8-13-75;8:45 am]

[Docket No. ER76-26]

## PHILADELPHIA ELECTRIC CO.

### Filing of Modification of Agreement

AUGUST 7, 1975.

Take notice that on July 28, 1975 Philadelphia Electric Company (PE) tendered for filing a modification to the Extra High Voltage Transmission System Agreement between the following parties (agreement filed as each company's rate schedule, FPC rate schedule number as indicated):

| | *Rate Schedule Designation (FPC No.)* |
|---|---|
| Public Service Electric and Gas Company | 42 |
| Philadelphia Electric Company | 30 |
| Atlantic City Electric Company | 5 |
| Delmarva Power & Light Company | 34 |
| Pennsylvania Power & Light Company | 48 |
| Baltimore Gas and Electric Company | 20 |
| Potomac Electric Power Company | 26 |
| Pennsylvania Electric Company | 57 |
| Metropolitan Edison Company | 36 |
| Jersey Central Power & Light Company | 30 |
| UGI Corporation | 1 |

PE requests waiver of the filing requirements in order that the modification be effective as of January 1, 1975. PE states that the filing is made on behalf of all parties to the agreement. The modification reflects the participation of the UGI Corporation.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 21, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21238 Filed 8-13-75;8:45 am]

[Docket No. RI75-6]

## SUN OIL CO.

### Extension of Time

AUGUST 6, 1975.

On August 5, 1975, Sun Oil Company filed a request to extend the date for filing testimony fixed by order issued February 28, 1975, as most recently modified by notice issued July 5, 1975, in the above-designated matter.

Notice is hereby given that the date for filing testimony by Sun Oil Company is extended until August 13, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21239 Filed 8-13-75;8:45 am]

[Docket No. CP76-33]

## TEXAS GAS TRANSMISSION CORP.

### Notice of Application

AUGUST 7, 1975.

Take notice that on July 28, 1975, Texas Gas Transmission Corporation (Applicant), 3800 Fredrica Street, Owensboro, Kentucky 42301, filed in Docket No. CP76-33 an application pursuant to Section 7 (c) and (b) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the relocation of its Indianola Meter Station, and permission and approval to abandon certain of its facilities by sale to Mississippi Valley Gas Company (Valley), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests in the instant application authorization to relocate its Indianola meter station from the terminus of the facilities that are proposed to be conveyed to Valley to a point on Applicant's Greenville, Mississippi, compressor station property. Applicant estimates that the cost of the proposed relocation would be approximately $34,800, and the Applicant and Valley have agreed that Valley would reimburse Applicant for the cost of the proposed relocation up to $35,000.

Applicant further proposes the abandonment by sale to Valley of approximately 1.76 miles of 12-inch pipeline, approximately 19.75 miles of 8-inch pipeline, two 6-inch river crossings (approximately 0.11 mile each) and five meter stations. Applicant states that the facilities that are proposed to be sold to Valley are used exclusively to serve Valley and that the agreed price of the proposed sale is $147,000. Applicant states further that Valley desires to purchase the facilities proposed to be sold to allow it more flexibility in its operations and that the sale would benefit Applicant and its customers by reducing Applicant's operating and maintenance costs. Applicant asserts that the proposed sale and relocation would not change the contract demand or quantity entitlements of Valley and that the relocated meter station at its proposed location would enable Applicant to render adequate service to Valley.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21240 Filed 8-13-75;8:45 am]

[Docket No. CP76-35]

## WESTERN TRANSMISSION CORP.

### Application

AUGUST 7, 1975.

Take notice that on July 30, 1975, Western Transmission Corporation (Applicant), 250 Park Avenue, New York, New York 10017, filed in Docket No.

CP76-35 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas for Colorado Interstate Gas Company, a divison of Colorado Interstate Corporation (CIG), from Carbon County, Wyoming, to Sweetwater County, Wyoming, and for redelivery to CIG, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests that it be authorized to transport from the Blue Gap II Area in Carbon County, volumes of gas that are controlled or will be controlled by CIG. Applicant states that it would receive such gas into its existing 12-inch pipeline from CIG through facilities that CIG would construct pursuant to budget-type authorization in Docket No. CP75-204. Applicant would then transport the gas approximately 25 miles and would redeliver the gas at an existing interconnection between Applicant's pipeline and CIG's transmission facilities in Sweetwater County.

Applicant states that the transportation charge would be equal to the differential rate, set forth in Applicant's Rate Schedule F, between Applicant's gas cost and Applicant's selling price to CIG, and further states that at the present time the effective transportation charge would be 9.0 cents per Mcf of gas at 14.65 psia.

Applicant states that the nearest pipeline of CIG is approximately 30 miles distant from the Blue Gap II area and that no other pipeline is located as near to the area as is Applicant's. Applicant further states that it has unused pipeline capacity and the volumes of gas that CIG purchases can easily be connected to Applicant's pipeline. Applicant asserts that for Applicant to transport the gas CIG purchases, as proposed, would be the most economical method for redelivering such gas into CIG's system.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 2, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.1). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21241 Filed 8-13-75;8:45 am]

[Docket No. RP72-6]

## EL PASO NATURAL GAS CO.

### Availability of Draft Environmental Impact Statement

AUGUST 14, 1975.

Notice is hereby given in the above Docket, that on August 11, 1975, a Draft Environmental Impact Statement prepared by the staff of the Federal Power Commission was made available. This draft statement deals with the environmental impact of alternative permanent curtailment plans proposed in Docket No. RP72-6 across the El Paso Natural Gas Pipeline system.

This draft statement has been circulated to Federal, State and local agencies, and has been placed in the public files of the Commission, and is available for public inspection both in the Commission Office of Public Information, Room 1000, 825 North Capitol Street, NE., Washington, D.C. 20426 and at its Regional Offices located at 819 Taylor Street, Forth Worth, Texas 76102 and 555 Battery Street, San Francisco, California 94111.

Copies are also available in limited quantities from the Federal Power Commission's Office of Public Information, Washington, D.C. 20426.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21558 Filed 8-13-75;10:46 am]

## GENERAL ACCOUNTING OFFICE

### REGULATORY REPORTS REVIEW

#### Notice of Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 30, 1975. See 44 U.S.C. 3512 (c) and (d). The purpose of publishing this notice in the FEDERAL REGISTER is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed FEA form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before September 2, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, N.W., Washington, D.C. 20548.

Further information may be obtained from Patsy J. Stuart of the Regulatory Reports Review Staff, 202-376-5425.

FEDERAL ENERGY ADMINISTRATION

Request for clearance of a revision to an expired FEA form, the FEA 90, Crude Petroleum Production Monthly Report. This form is to be filed monthly by each producer-operator of domestic crude petroleum that operates any property which produced and sold new oil in the current reporting month or in any month prior to the reporting month and sells or has sold new oil at prices exceeding the ceiling price. The form collects volume and price information on the production of new oil. Firms whose only sales of petroleum at prices above the ceiling prices were produced from stripper well leases are not required to file on this form. There are approximately 700 respondents and the average reporting burden is estimated to be 4 hours per report. A large respondent might require as much as 28 hours to complete each report.

NORMAN F. HEYL,
*Regulatory Reports Review Officer.*

[FR Doc.75-21314 Filed 8-13-75;8:45 am]

## GENERAL SERVICES ADMINISTRATION

[Recommendations A-33 and A-34]

### COMMISSION ON GOVERNMENT PROCUREMENT

#### Executive Branch Position

Notice is given that the executive branch has accepted Commission on Government Procurement (COGP) Recommendations A-33 and A-34 with modifications.

The COGP recommendations are:

A-33—Establish standards and criteria for estimating costs and benefits of product data requirements. The need for product data should be determined on the basis of cost benefit analyses. Selective after-the-fact review should be used at a basis for eliminating unnecessary requirements.

A-34—Establish Government-wide criteria for management systems which are prescribed for use by contractors, including standards for determining mission essential management data requirements.

The modified recommendations are as follows:

1. Establish Government-wide criteria and policies for use in the *development* and *approval* of *new* management systems and data requirements which are prescribed by contract for contractor compliance.

2. Establish Government-wide criteria and policies for the application of management systems and data requirements on specific contracts.

3. Establish policies, standards, criteria, and guidance for estimating and analyzing the costs and benefits of management systems and data requirements to be levied upon contractors.

4. Establish policy for selective after-the-fact utilization and cost benefit reviews as a basis for eliminating unnecessary management systems and data requirements.

The modifications contain four specific elements for clarification purposes only, and are in accord with the COGP recommendations as originally written. Implementation will be accomplished by the issuance of a Federal Management Circular (FMC) and a Cost Benefit Analysis Guide by the Office of Federal Management Policy, General Services Administration, by direction of the Administrator for Federal Procurement Policy, Office of Management and Budget.

Dated at Washington, D.C., on August 4, 1975.

WILLIAM W. THYBONY,
*Acting Associate Administrator for Federal Management Policy.*

[FR Doc.75-21265 Filed 8-13-75;8:45 am]

[Temporary Reg. F-351]

## SECRETARY OF DEFENSE

### Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in interim and permanent natural gas rate proceedings.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the Florida Public Service Commission (Docket No. 750246-GU) in a proceeding involving the application of Florida Gas Company for interim and permanent increases in its rates for natural gas service.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

ARTHUR F. SAMPSON,
*Administrator of General Services.*

AUGUST 4, 1975.

[FR Doc.75-21328 Filed 8-13-75;8:45 am]



## NATIONAL ADVISORY COMMITTEE ON OCEANS AND ATMOSPHERE

### NOTICE OF PARTIALLY CLOSED MEETING

AUGUST 11, 1975.

The National Advisory Committee on Oceans and Atmosphere (NACOA) will hold a meeting Monday and Tuesday, September 15 and 16, 1975. The Tuesday afternoon session between 1:30 p.m. and adjournment at approximately 3:30 p.m. will be closed to the public under authorization of the Assistant Secretary of Commerce for Administration in the determination dated August 11, 1975, co-signed by the Assistant General Counsel for Administration, and attached to this notice. Closure is necessitated by a security classified briefing by the U.S. Navy on Soviet oceanographic capability and discussion thereof. All other sessions will be open to the public.

The Committee, consisting of 25 non-Federal members appointed by the President from State and local governments, industry, science, and other appropriate areas, was established by Congress by Public Law 92-125, on August 16, 1971. Its duties are to (1) undertake a continuing review of the progress of the marine and atmospheric science and service programs of the United States, (2) submit a comprehensive annual report to the President and to the Congress setting forth an overall assessment of the status of the Nation's marine and atmospheric activities on or before 30 June of each year, and (3) advise the Secretary of Commerce with respect to the carrying out of the purposes of the National Oceanic and Atmospheric Administration. All members of the Committee have had security checks.

A general agenda contains the following topics:

*Monday*—Room 5110, Dirksen Senate Office Building, First and Constitution Avenue, N.E., Washington, D.C.

MORNING—OPEN

A. Briefing by Legislative Branch representatives on the current activities of:
1. The National Ocean Policy Study.
2. The Office of Technology Assessment.
3. The Congressional Research Service.

B. Remarks by the Secretary of Commerce.

AFTERNOON—OPEN

A. Remarks by Members of Congress.

B. Status reports on marine and atmospheric related legislation and agency programs.

*Tuesday*—Room 4830, U.S. Department of Commerce Building, 14th and E Street, N.W., Washington, D.C.

MORNING—OPEN

A. Briefings and discussions on weather services and pilot needs for aircraft safety by representatives of the National Weather Service, pilots, carriers, and regulatory agencies.

B. NACOA business.

AFTERNOON—CLOSED

Briefing and discussion on Soviet oceanographic capability by the U.S. Navy.

The public is welcome at the open session and will be admitted to the extent of the seating available. Persons wishing to make formal statements should notify the Chairman in advance of the meeting. The Chairman retains the prerogative to place limits on the duration of oral statements and discussions. Written statements may be submitted before or after each session.

Additional information concerning this meeting may be obtained through the Committee's Executive Director, Dr. Douglas L. Brooks, whose mailing address is: National Advisory Committee on Oceans and Atmosphere, Department of Commerce Building, Room 5225, Washington, D.C. 20230. The telephone number is 967-3343.

DAVID A. KATCHER,
*Acting Executive Director.*

[FR Doc.75-21349 Filed 8-13-75;8:45 am]

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts

### FEDERAL GRAPHICS EVALUATION ADVISORY PANEL

#### Notice of Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), notice is hereby given that a meeting of the Federal Graphics Evaluation Advisory Panel to the National Council on the Arts will be held on August 28 from 9:15 a.m.-5:30 p.m. in the 11th floor conference room of the Columbia Plaza Office Building, 2401 E Street, NW., Washington, D.C.

A portion of this meeting will be open to the public on August 28 from 9:15 a.m.-12:00 p.m. on a space available basis. Accommodations are limited. The purpose of this meeting is for the evaluation of general graphics from the Selective Service.

The remaining session of this meeting on August 28 from 1:00 p.m.-5:30 p.m. is for the purpose of Panel review, discussion, evaluation, and recommendation on Federal graphics under the National Foundation on the Arts and the Humanities Act of 1965, as amended in accordance with the Presidents Directives of May 16, 1972, August 23, 1974, and June 26, 1975 on Improvement of Federal Graphics. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of June 16, 1975, these sessions, which involve matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b), (5), will not be open to the public.

Further information with reference to this meeting can be obtained from Mrs.

Eleanor A. Snyder, Acting Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6110.

ROBERT M. SIMS,
*Administrative Officer, National Endowments for the Arts, al Endowment for the Arts, Arts and the Humanities.*

[FR Doc.75–21553 Filed 8–13–75;8:45 am]

## NATIONAL TRANSPORTATION SAFETY BOARD

[N–AR 75–19]

### ACCIDENT REPORTS; SAFETY RECOMMENDATIONS AND RESPONSES

#### Notice of Availability and Receipt

Two aircraft accident reports and two railroad safety recommendation letters were made public by the National Transportation Safety Board last week.

Report No. *NTSB–AAR–75–10*, released August 3, 1975, concerns the nine-fatality collision of a controlled Air Force Convair VT–29D and an uncontrolled Cessna 150H near Newport News, Virginia, January 9, 1975. The Board determined that the probable cause of this accident was the human limitation inherent in the see-and-avoid concept, which can be critical in a terminal area with a combination of controlled and uncontrolled traffic; a possible contributing factor was the reduced nighttime conspicuity of the Cessna against a background of city lights. On April 25 the Board, as a result of this accident, issued four safety recommendations, Nos. A–75–35 through 38—two to the Federal Aviation Administration (FAA) and two to the FAA–DOD Joint Review Group (40 FR 19045). FAA's response to these recommendations was reported at 40 FR 30136.

Report No. *NTSB–AAR–75–11*, released August 5, 1975, resulted from the Safety Board's investigation of the FAA Douglas DC–3 crash on takeoff at DuBois, Pennsylvania, March 27, 1975. The Board determined that the probable cause of the accident was loss of control at takeoff because of the inexperience of the unqualified pilot making the takeoff and because of the failure of the experienced pilot in the right seat to assume timely control. The Board added: "The accident sequence was initiated by the poor judgment of the pilot-in-command in allowing an unqualified pilot to make the takeoff and by the Regional Director's assuming the left seat which was contrary to his own operating rules to assure that this aircraft was operated by qualified pilots at their respective duty stations." Recommendation A–75–57 (40 FR 32177) was directed to FAA as a result of this accident.

Two recommendation letters, one directed to the Federal Railroad Administration (FRA) and the other to the Metropolitan Transportation Authority of New York (MTA), were issued on August 7, 1975. Both letters concern the collision of two Penn Central commuter trains at Botanical Garden Station in New York City, January 2, 1975. Recommendations R–75–34 and 35 to MTA are to (1) require Penn Central to establish procedures to assure that all train personnel operating MTA commuter trains comply with the company requirements for physical examinations, and (2) make necessary alterations to existing M–1 commuter cars to correct injury-producing features of the car design. Recommendations R–75–36 through 38 ask that FRA promulgate regulations to (1) ensure that commuter trains will be controlled by signal system requirements in the event of failure of engine control, (2) establish minimum physical standards and require periodic physical examination of all crewmembers responsible for train movement, and (3) establish minimum standards for commuter car interiors to provide passengers with adequate crash injury protection.

The following letters were received by the Board last week in response to earlier safety recommendations:

Letter dated July 22, 1975, from FAA responds to recommendation A–75–57 (40 FR 32177). FAA concurs and plans to "distribute copies of the NTSB DC–3, N–6, accident report to all Region and Center Directors, along with further instructions to stress the policy of total compliance with specific standards, procedures, and operating practices to assure the highest degree of professionalism in FAA aircraft activities."

Letter of July 28, 1975, from the Penn Central Transportation Company, concerns the Board's report, NTSB RAR–75–3 (40 FR 27081), on the collision of a freight train with an open drawbridge at Cleveland, Ohio, May 8, 1974. The letter is responsive to recommendations R–75–11 through 13 contained in the report. Penn Central states that its rule enforcement program has been reviewed and that compliance with radio rules, signal rules, and rules governing the registering of crews have been subject to special emphasis over the entire Penn Central system. The company also states that after several months of study, a substantially revised set of radio rules was developed and will become effective August 15. The prime purpose of the revised rules will be to provide more explicit instructions in the use of radio for the control of train movements. Current examination is being made of problems encountered by drawbridge operators, the letter states, and a meeting was held July 22 with the Chief, Bridge Section, 9th Coast Guard District, in Cleveland, Ohio, to discuss establishment of more operational criteria for the opening of drawbridges. Further discussions with the Coast Guard are planned.

In reply to the Safety Board's followup letter of June 18, 1975, the Urban Mass Transportation Administration (UMTA) responded July 30 to recommendations R–71–15, 16, and 18, contained in the Board's "Special Study of Rail Rapid Transit Safety" (NTSB RSS–71–1), and to recommendation R–73–33 (a reiteration of recommendation R–71–15) which was included in another Board study, "Safety Methodology in Rail Rapid Transit System Development" (NTSB RSS–73–1). UMTA provides a copy of a draft notice of proposed rulemaking which would add Part 615—Safety and System Assurance Programs for Fixed Guideway Systems—to Title 49, Code of Federal Regulations. UMTA anticipates promulgation of the rule in FY 1976. As part of the proposed rule, UMTA intends to "assist the development, implementation and conduct of required programs through existing funding processes, through functional communication and interaction, through approval of documented plans, and by periodic review and evaluation of planned programs." Recommendation A–71–18 urged UMTA to undertake a study of selected rail rapid transit systems in the planning stage to determine the feasibility of separating passengers from tracks, in underground and above-grade stations. UMTA notes that several transit systems in the planning stage have been examining this issue. However, two Transit Authorities have rejected use of train screens or platform barriers, primarily on the basis of long-term cost. UMTA states, "The use of train screens also was discussed with the Transit Development Corporation (TDC) during its conduct of recent UMTA Grant activities to identify safety priorities in rail rapid transit. Two issue papers are contained in the TDC Report to UMTA. A copy of this report (Volume 1—Report, Volume 2, Exhibits) is attached. Exhibits 22 and 23 Volume 2, contain the issue papers. Page 20, Volume, 1, presents a viewpoint of the operating authorities."

The reports and recommendation letters are available to the general public; single copies may be obtained without charge. A $4.00 user-service charge will be made for each recommendation response, in addition to a charge of 10¢ per page for reproduction. All requests must be in writing, addressed to: Publications Unit, National Transportation Safety Board, Washington, D.C. 20594.

Multiple copies of the reports may be purchased from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151.

(Secs. 304(a)(2) and 307 of the Independent Safety Board Act of 1974 (Pub. L. 93–633, 88 Stat. 2169, 2172 (49 U.S.C. 1903, 1906)))

MARGARET L. FISHER,
*Federal Register Liaison Officer.*

AUGUST 11, 1975.

[FR Doc.75–21301 Filed 8–13–75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Project No. 561]

### ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION REPORT ON LIGHT WATER BREEDER REACTOR

#### Receipt of Safety Analysis Report

The U.S. Energy Research and Development Administration (ERDA) has submitted a Safety Analysis Report to the Nuclear Regulatory Commission (NRC) for review and comments. The Safety Analysis Report is provided by ERDA in support of the planned operation of the Light Water Breeder Reactor (LWBR) core in the Shippingport Atomic Power Station, a government-owned reactor plant located in Shippingport Borough on the Ohio River in Beaver County, Pennsylvania.

By law, the Shippingport reactor is exempt from licensing by the Nuclear Regulatory Commission. However, the NRC staff will provide comments on the LWBR Safety Analysis Report as requested by ERDA.

The Shippingport Atomic Power Station has been operated for the Atomic Energy Commission (now ERDA) with two light-water cooled, seed-blanket, pressurized water reactor cores designated as PWR Core 1 and PWR Core 2, respectively, since December 1957. Safety Evaluation Reports for both of these cores were previously written by the Regulatory staff of the Atomic Energy Commission (now NRC), and reviewed by the Advisory Committee on Reactor Safeguards.

It is anticipated that the NRC staff's review of the Safety Analysis Report will be completed in approximately twelve months. At that time, notice of the availability of the NRC's staff evaluation will be published in the FEDERAL REGISTER. A separate environmental review is being conducted by ERDA.

A copy of the Safety Analysis Report is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the B. F. Jones Memorial Library, 663 Franklin Avenue, Aliquippa, Pennsylvania 15001.

Dated at Bethesda, Maryland, this 8th day of August 1975.

For the Nuclear Regulatory Commission.

L. P. CROCKER,
*Acting Chief, Light Water Reactors Branch 2–2, Division of Reactor Licensing.*

[FR Doc.75–21292 Filed 8–13–75;8:45 am]

[Docket Nos. 50–338, 50–339]

### VIRGINIA ELECTRIC & POWER CO. (NORTH ANNA POWER STATION, UNITS 1 AND 2)

#### Notice of Evidentiary Hearing

The Atomic Safety and Licensing Board will hold an Evidentiary Hearing on August 28, 1975, at 10 a.m. in the Nuclear Regulatory Commission Hearing Room, 5th Floor, 4350 East West Towers, Bethesda, Maryland 20014.

This hearing is to be held with regard only to issues arising under the National Environmental Policy Act and the Commission's regulations pertaining thereto concerning the routing of Virginia Electric and Power Company's proposed North Anna to Morrisville transmission line and to the extent relevant to the proposed routing of its North Anna to Possum Point line.





Dated at Bethesda, Maryland, this 8th day of August 1975.

ATOMIC SAFETY AND LICENSING BOARD,
FREDERIC J. COUFAL,
*Chairman.*

[FR Doc.75–21293 Filed 8–13–75;8:45 am]

[Dockets Nos. 50–266/301]

### WISCONSIN ELECTRIC POWER CO. AND WISCONSIN MICHIGAN POWER CO.

#### Notice of Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendments Nos. 8 and 10 to Facility Operating Licenses Nos. DPR–24 and DRP–27 issued to Wisconsin Electric Power Company and Wisconsin Michigan Power Company which revised Technical Specifications for operation of the Point Beach Nuclear Plant, Units 1/2, located in Manitowac County, Wisconsin. The amendments are effective as of their date of issuance.

The amendments modify (1) clarification of protective instrumentation settings for reactor trip interlocks and (2) correction of typographical errors and omissions.

The applications for the amendments comply with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of the amendments is not required since the amendments do not involve significant hazards considerations.

For further details with respect to this action, see (1) the applications for amendments dated May 5, 1973, and April 11, 1975, (2) Amendments Nos. 8 and 10 to Licenses Nos. DPR–24 and DPR–27, with Changes Nos. 13 and 16 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Document Department, University of Wisconsin—Stevens Point Library, Stevens Point, Wisconsin 54481.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 7th day of August 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75–21294 Filed 8–13–75;8:45 am]

[Docket Nos. STN–50–454, STN–50–455, STN–50–456, STN–50–457]

### COMMONWEALTH EDISON CO.

#### Order

The Evidentiary Hearing in the captioned proceedings will resume on Tuesday, August 26, 1975, at 9:30 a.m., at the Hearing Room 550 (5th Floor), East-West Towers Building, 4350 East-West Highway, Bethesda, Maryland.

At these hearings, the following matters will be considered:

1. All matters to be determined in connection with the Applicant's request for expansion of the Limited Work Authorizations currently in existence for the Byron and Braidwood Stations; and

2. Any other matters which may be appropriate for consideration at that time.

It is so ordered.

For the Atomic Safety and Licensing Board.

Dated this 8th day of August 1975, at Bethesda, Maryland.

EDWARD LUTON,
*Chairman.*

[FR Doc.75–21289 Filed 8–13–75;8:45 am]

[Docket Nos. 50–450 and 50–451]

### DELMARVA POWER AND LIGHT CO. SUMMIT POWER STATION, UNITS 1 AND 2

#### Issuance of Limited Work Authorization

Pursuant to the provisions of 10 CFR 50.10(e) of the Nuclear Regulatory Commission's (Commission) regulations, the Commission has, pursuant to certain conditions for the protection of the environment, authorized the Delmarva Power and Light Company to conduct certain site activities in connection with the Summit Power Station, Units 1 and 2, prior to a decision regarding the issuance of construction permits.

The activities that are authorized are within the scope of those authorized by 10 CFR 50.10(e)(1) and include the following:

(1) Clearing and grubbing of the main plant area; (2) Installation, testing and operation of a dewatering system including monitoring wells and silting basin; (3) Construction and operation of a series of deep water wells; (4) Excavation of the main plant area as required for construction of permanent plant building foundations; (5) Improvement of existing road into the main plant area and extension of electrical and telephone service into the site; and (6) Erection of fencing around the site and installation of temporary construction facilities (trailers).

Any activities undertaken pursuant to this authorization are entirely at the risk of the Delmarva Power and Light Company and the grant of the authorization has no bearing on the issuance of a construction permit with respect to the requirements of the Atomic Energy Act of 1954, as amended, and rules, regulations,

or orders of the Commission promulgated pursuant thereto.

A Partial Initial Decision dated August 1, 1975 and a Supplement to the Partial Initial Decision dated August 5, 1975 on matters relating to the National Environmental Policy Act and site suitability were issued by the Atomic Safety and Licensing Board in the above captioned proceeding.

A copy of (1) the Partial Initial Decision and Supplement; (2) the applicant's Preliminary Safety Analysis Report and amendments thereto, (3) the applicant's Environmental Report and amendments thereto; (4) the staff's Final Environmental Statement dated July 1974; and (5) the Commission's letter of authorization, dated August 7, 1975, are available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C. and Newark Free Library, Elkton Road and Delaware Avenue, Newark, Delaware.

Dated at Rockville, Maryland, this 7th day of August 1975.

For the Nuclear Regulatory Commission.

GEORGE W. KNIGHTON,
*Chief Environmental Projects Branch No. 1, Division of Reactor Licensing.*

[FR Doc.75-21290 Filed 8-13-75;8:45 am]

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[Docket Nos. 50-413 and 50-414]

## DUKE POWER CO. CATAWBA NUCLEAR STATION, UNITS 1 AND 2

### Issuance of Construction Permits

Notice is hereby given that, pursuant to the Initial Decisions of the Atomic Safety and Licensing Board, dated April 9, May 14, and December 19, 1974, June 30, 1975, and the Commission's Memorandum and Order dated August 6, 1975, the Nuclear Regulatory Commission (the Commission) has issued Construction Permits Nos. CPPR-116 and CPPR-117 to the Duke Power Company for construction of two pressurized water nuclear reactors at the applicant's site on the shore of Lake Wylie in York County, South Carolina. The proposed reactors, known as Catawba Nuclear Station, Units 1 and 2, are designed for a rated power of approximately 3411 megawatts thermal each with a net electrical output of approximately 1153 megawatts each.

The Initial Decisions are subject to review by an Atomic Safety and Licensing Appeal Board prior to their becoming final. Any decision or action taken by an Atomic Safety and Licensing Appeal Board in connection with the Initial Decisions may be reviewed by the Commission.

The Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the construction permits. The application for the construction permits complies with the standards and requirements of the Act and the Commission's rules and regulations.

The construction permits are effective as of their date of issuance. The earliest date for the completion of Unit No. 1 is June 1, 1980, and the latest date for completion is June 1, 1981. The earliest date for completion of Unit No. 2 is June 1, 1981, and the latest date for completion is June 1, 1982. Each permit shall expire on the latest date for completion of the respective facility for which it is issued.

A copy of (1) the Initial Decisions, dated April 9, 1974, May 14, 1974, December 19, 1974, and June 30, 1975; (2) the Commission's Memorandum and Order dated August 6, 1975; (3) Construction Permits Nos. CPPR-116 and CPPR-117; (4) the report of the Advisory Committee on Reactor Safeguards, dated November 13, 1973; (5) the Division of Reactor Licensing's Safety Evaluation Report dated October 12, 1973, and Supplement No. 1 dated January 21, 1974; (6) the Preliminary Safety Analysis Report and amendments thereto; (7) the applicant's Environmental Report dated October 1972, and supplements thereto; (8) the Draft Environmental Statement dated April 1973; and (9) the Final Environmental Statement dated December 1973, are available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C. and the York County Library, 325 S. Oakland Avenue, Rock Hill, South Carolina. A copy of the construction permits and the Safety Evaluation may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 7th day of August 1975.

For the Nuclear Regulatory Commission.

D. B. VASSALLO,
*Chief, Light Water Reactors Project Branch 1-1, Division of Reactor Licensing.*

[FR Doc.75-21291 Filed 8-13-75;8:45 am]

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[Docket No. 50-332]

## ALLIED-GENERAL NUCLEAR SERVICES, ET AL. [BARNWELL NUCLEAR FUEL PLANT SEPARATIONS FACILITY]

### Assignment of Atomic Safety and Licensing Appeal Board

In the matter of Allied-General Nuclear Services, Allied Chemical Nuclear Products, Inc., General Atomic Company (Barnwell Nuclear Fuel Plant Separations Facility).

Notice is hereby given that, in accordance with the authority in 10 CFR 2.787 (a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this proceeding:

Michael C. Farrar, Chairman, Dr. John H. Buck, Member, Richard S. Salzman, Member.

Dated: August 8, 1975.

MARGARET E. DU FLO,
*Secretary to the Appeal Board.*

[FR Doc.75-21287 Filed 8-13-75;8:45 am]

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## ALLIED-GENERAL NUCLEAR SERVICES, ET AL. (BARNWELL FUEL RECEIVING AND STORAGE STATION)

### Establishment of Atomic Safety and Licensing Board To Rule on Petitions

Pursuant to delegation by the Commission dated December 29, 1972, published in the FEDERAL REGISTER (37 FR 28710) and Sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717 and 2.721 of the Commission's Regulations, all as amended, an Atomic Safety and Licensing Board is being established to rule on petitions and/or requests for leave to intervene in the following proceeding:

ALLIED-GENERAL NUCLEAR SERVICES, ET AL.

(Barnwell Fuel Receiving and Storage Station) Docket No. 70-1729

This action is in reference to the "Notice of Receipt of Application for Materials License; Notice of Consideration of Issuance of Materials License and Notice of Opportunity for Hearing", published by the Commission in the above matter (40 FR 28506—July 7, 1975).

The members of the Board are:

Robert M. Lazo, Esq., Chairman, Dr. A. Dixon Callihan, Member, Dr. Richard F. Cole, Member.

The address of Mr. Lazo and Dr. Cole is

Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

The address of Dr. Callihan is

Union Carbide Corporation, P.O. Box Y, Oak Ridge, Tennessee 37830.

Dated at Bethesda, Maryland this 8th day of August 1975.

ATOMIC SAFETY AND LICENSING BOARD PANEL,
JAMES R. YORE,
*Acting Chairman.*

[FR Doc.75-21288 Filed 8-13-75;8:45 am]

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# OFFICE OF MANAGEMENT AND BUDGET

## COMMISSION ON FEDERAL PAPERWORK

### Notice of Public Meeting

Pursuant to Public Law No. 92-463, notice is hereby given of a meeting of the Commission on Federal Paperwork to be held in Room S-407, The Capitol, on September 4, 1975, at 10 a.m.

The meeting will be partially open to public observation and participation. The open portion of the meeting will commence at 10 a.m. to outline the Commission's work plans and complete their organizational structure. At the conclusion of this agenda, the meeting will be closed to the public to discuss matters related solely to its internal personnel and practices under 5 U.S.C. 552(b)(2), and it will examine personnel and similar files, disclosure of which would constitute an unwarranted invasion of privacy under paragraph (b)(6) of the same section.

Anyone wishing to participate in the open portion of this meeting should contact the Organization and Special Studies Division, Office of Management and Budget, Room 10236, New Executive Office Building, Washington, D.C. 20503, telephone (202) 395-4868.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

[FR Doc.75-21300 Filed 8-13-75;8:45 am]





# SECURITIES AND EXCHANGE COMMISSION

[File No. 500-1]

## CONTINENTAL VENDING MACHINE CORP.

### Suspension of Trading

AUGUST 7, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Continental Vending Machine Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 8, 1975 through August 17, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-21298 Filed 8-13-75;8:45 am]

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[811-2307]

## PINE TREE CORP.

### Filing of Application

AUGUST 6, 1975.

Notice is hereby given that Pine Tree Corporation ("Applicant"), (formerly Pine Tree Fund, Inc.) 670 Sharon Park Drive, Menlo Park, California 94025, a Delaware Corporation registered as a non-diversified, closed-end management investment company under the Investment Company Act of 1940 (the "Act"), has filed an application pursuant to Section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations set forth therein, which are summarized below.

On August 15, 1974, at a special meeting of shareholders, a majority of Applicant's shareholders approved a proposal to change the nature of Applicant's business so that it would cease to be an investment company. Applicant's shareholders also approved an amendment to Applicant's certificate of incorporation for the purpose of changing Applicant's name from Pine Tree Fund, Inc. to Pine Tree Corporation and eliminating a provision which made the outstanding stock of Applicant redeemable. The certificate of incorporation was amended on August 15, 1974, in accordance with the applicable provisions of the General Corporation Law of Delaware. Applicant's shareholders were informed in the proxy statement that if the proposed changes were approved, Applicant would proceed to liquidate its portfolio of securities and would become primarily engaged in the business of investing, owning and holding interests in real estate.

In November 1974, Applicant, through its wholly owned subsidiary Maple Tree Realty Corporation ("Maple Tree"), purchased a tract of 55 acres of real property for $180,000, giving a 5-year purchase money mortgage in the amount of $140,000. Applicant states that Maple Tree has entered into a joint venture with a builder who will construct residential housing on the property upon the receipt of necessary approvals and permits which Maple Tree is now seeking to obtain. Applicant further states that upon commencement of construction it is prepared to expend a substantial amount of cash for a construction loan commitment fee as well as for certain initial construction expenses which will be incurred prior to the time the construction loan is taken down.

In March 1975, Lemon Tree Realty Corporation ("Lemon Tree"), a wholly owned subsidiary of Applicant, entered into an agreement for the purchase of a tract of 95 acres of real property for $263,520 of which it had paid $60,000 at the time of the closing in May 1975. Lemon Tree has taken title to the property subject to an existing mortgage in the amount of $179,520, which is payable in installments between 1979 and 1983, and has given a five-year purchase money mortgage in the amount of $24,000.

Applicant states that it has sold most of its portfolio securities and has applied the proceeds to its present business. Applicant represents that the securities which it still holds constitute less than 10% of its total assets and are thinly traded and difficult to sell, but that it intends to dispose of such securities as soon as it can reasonably do so.

Applicant submits that it is presently engaged, through its wholly owned subsidiaries, in the real estate business and that it intends to continue to be primarily engaged in such business.

Applicant states that in view of the illiquid nature of its real estate assets, and the carrying costs thereof, such as taxes, interest, amortization, and insurance, Applicant intends to maintain a relatively large cash reserve. Applicant further states that it will invest a portion of its cash reserves in certificates of deposit, short term commercial paper and United States Government Securities. Applicant represents that it will not make any investment if as a result of such investment the value of all securities which it owns would be in excess of 40% of the value of Applicant's total assets on an unconsolidated basis.

Section 3(b)(1) of the Act provides, in pertinent part, that any issuer primarily engaged directly or through wholly owned subsidiaries in a business other than that of investing, reinvesting, owning, holding or trading in securities is not an investment company.

Section 3(c)(6) of the Act provides, in part, that any company not engaged in the business of issuing redeemable securities, face-amount certificates of the installment type or periodic payment plan certificates and which is primarily engaged, directly or through majority owned subsidiaries, in the business of purchasing or otherwise acquiring interests in real estate is not an investment company.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the effectiveness of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than September 3, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule O-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75-21299 Filed 8-13-75;8:45 am]

## DEPARTMENT OF LABOR

### Manpower Administration

### EMPLOYMENT TRANSFER AND BUSINESS COMPETITION DETERMINATIONS UNDER THE RURAL DEVELOPMENT ACT

#### Notice of Applications

The organizations listed in the attachment have applied to the Secretary of Agriculture for financial assistance in the form of grants, loans, or loan guarantees in order to establish or improve facilities at the locations listed for the purposes given in the attached list. The financial assistance would be authorized by the Consolidated Farm and Rural Development Act, as amended, 7 USC 1924 (b), 1932, or 1942(b).

The Act requires the Secretary of Labor to determine whether such Federal assistance is calculated to or is likely to result in the transfer from one area to another of any employment or business activity provided by operations of the applicant. It is permissible to assist the establishment of a new branch, affiliate or subsidiary, only if this will not result in increased unemployment in the place of present operations and there is no reason to believe the new facility is being established with the intention of closing down an operating facility.

The Act also prohibits such assistance if the Secretary of Labor determines that it is calculated to or is likely to result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, when there is not sufficient demand for such goods, materials, commodities, services, or facilities to employ the efficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

The Secretary of Labor's review and certification procedures are set forth at 29 CFR Part 75, published January 29, 1975 (40 FR 4393). In determining whether the applications should be approved or denied, the Secretary will take into consideration the following factors:

1. The overall employment and unemployment situation in the local area in which the proposed facility will be located.

2. Employment trends in the same industry in the local area.

3. The potential effect of the new facility upon the local labor market, with particular emphasis upon its potential impact upon competitive enterprises in the same area.

4. The competitive effect upon other facilities in the same industry located in other areas (where such competition is a factor).

5. In the case of applications involving the establishment of branch plants or facilities, the potential effect of such new facilities on other existing plants or facilities operated by the applicant.

All persons wishing to bring to the attention of the Secretary of Labor any information pertinent to the determinations which must be made regarding these applications are invited to submit such information in writing within two weeks of publication of this notice to: Deputy Assistant Secretary for Manpower, 601 D Street, N.W., Washington, D.C. 20213.

Signed at Washington, D.C., this 11th day of August 1975.

BEN BURDETSKY,
*Deputy Assistant Secretary for Manpower.*

*Applications received during the week ending, August 8, 1975*

| Name of applicant | Location of enterprise | Principal product or activity |
|---|---|---|
| Westmoreland Industries, Inc. | Lewistown, Pa. | Titanium and steel products. |
| Aertron Purifier Systems, Inc. | Stephens County, Okla. | Manufacture of septic tanks and storm cellars. |
| D.b.a. Centerville Care Center | Centerville, Iowa | Nursing home. |
| Comet Feed Mills, Inc. | Ardmore, Okla. | Livestock, poultry, and pet feeds. |
| Minden Beef Co. | Minden, Nebr. | Beef and lamb slaughtering. |
| Mid-Western Nurseries, Inc. | Tahlequah, Okla. | Nursery stock. |
| Fremont Packing Co., Inc. | Fremont, Wyo. | Meat processing. |
| Rolling Hills Motel, Inc. | Gillette, Wyo. | Motel. |
| Ray's Super Valu | Washburn, N. Dak. | Retail grocery store. |
| Thomas A. Sawyer | Sheridan, Wyo. | Rental spaces for mobile home. |
| Santa Maria Greenhouses, Inc. | Nipomo, Calif. | Potted plants and flowers. |

[FR Doc.75-21319 Filed 8-13-75;8:45 am]





## INTERSTATE COMMERCE COMMISSION

[Notice No. 64]

### MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

AUGUST 8, 1975.

The following applications are governed by Special Rule 1100.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. *Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the Federal Register of a notice that the proceeding has been assigned for oral hearing.*

Evidence respecting how equipment is expected to be returned to an origin point, as well as other data relating to operational feasibility (including the need for dead-head operations), must be presented as part of an applicant's initial evidentiary presentation (either at oral hearing or in its opening verified statement under the modified procedure) with respect to all applications filed on or after December 1, 1973.

If an applicant states in its initial evidentiary presentation that empty or partially empty vehicle movements will result upon a grant of its application, applicant will be expected (1) to specify the extent of such empty operations, by mileages and the number of vehicles, that would be incurred, and (2) to designate where such empty vehicle operations will be conducted.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 200 (Sub-No. 275), filed July 22, 1975. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Avenue, Kansas City, Mo. 64106. Applicant's representative: Ivan E. Moody, 12th Floor, Temple Bldg., 903 Grand Avenue, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), from the plant site and storage facilities of Speas Company located at Fremont, Mich., to points in Illinois, Ohio, Indiana, Missouri, Kansas, Kentucky, Oklahoma, Arkansas, Texas, Iowa, Nebraska, Wisconsin, Minnesota, and Colorado.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Detroit, Mich.

No. MC 730 (Sub-No. 383), filed July 16, 1975. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., 1417 Clay Street, P.O. Box 958, Oakland, Calif. 94604. Applicant's representative: Alfred G. Krebs (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa, as an off-route point in connection with carrier's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Des Moines, Iowa, or St. Paul, Minn.

No. MC 2368 (Sub-No. 49), filed July 28, 1975. Applicant: BRALLEY WILLETT TANK LINES, INC., 2212 Deepwater Terminal Road, P.O. Box 495, Richmond, Va. 23204. Applicant's representative: William T. Marshburn (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal oils*, in bulk, in tank vehicles, from points in Virginia and West Virginia to points in North Carolna.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Richmond, Va.

No. MC 2642 (Sub-No. 4), filed July 21, 1975. Applicant: STANDARD TRANSPORTATION CO., INC., 290 Armistice Boulevard, Pawtucket, R.I. 02861. Applicant's representative: Randall D. Weis, c/o Drackett Products Company, 5020 Spring Grove Avenue, Cincinnati, Ohio, 45232. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail chain grocery, and food business houses*, restricted to the transportation of commodities in bulk, between the plantsites of Saylesville Warehouse Inc. located in Saylesville, Ashton, and Pawtucket, R.I., on the one hand, and, on the other, points in New Hampshire.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Boston, Mass., or Providence, R.I.

No. MC 2900 (Sub-No. 277), filed July 21, 1975. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, P.O. Box 2408, Jacksonville, Fla. 32209. Applicant's representative: S. E. Somers, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving Waynesboro, Mass., as an off-route point in connection with applicant's presently authorized regular routes.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Jackson, Miss.; Birmingham, Ala.; or Washington, D.C.

No. MC 10761 (Sub-No. 278), filed July 21, 1975. Applicant: TRANSAMERICAN FREIGHT LINES, INC., 5650 Foremost Drive, S.E., Grand Rapids, Mich. 49506. Applicant's representative: John H. Reimels (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Frozen foods*, serving Harrington, Del., as an off-route point in connection with carriers authorized regular-route operations between Baltimore, Md., and Wilmington, Del., restricted to traffic originating at St. Louis, Mo., and points in its commercial zone as defined by the Commission.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

No. MC 11220 (Sub-No. 143), filed July 15, 1975. Applicant: GORDONS TRANSPORTS, INC., 185 West McLemore Avenue, Memphis, Tenn. 38101. Applicant's representative: James J. Emigh, P.O. Box 59, Memphis, Tenn. 38101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and warehouse facilities of Franchise Mailing System, Inc., at or near Montgomery, Minn., as an off-route point in connection with carrier's authorized regular route operations from and to Minneapolis, Minn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 16831 (Sub-No. 20), filed July 18, 1975. Applicant: MID SEVEN TRANSPORTATION COMPANY, 2323 Delaware, Des Moines, Iowa 50317. Applicant's representative: William L. Fairbank, 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the plant site of Nucor Steel Division of Nucor Corporation, located at or near Norfolk, Nebr., to points in Illinois, Indiana, Missouri, Wisconsin, and points in Iowa on and east of U.S. Highway 169.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 19227 (Sub-No. 218), filed July 28, 1975. Applicant: LEONARD BROS. TRUCKING CO., INC., 2515 Northwest 20th Street, Miami, Fla. 33152. Applicant's representative: J. Fred Dewhurst (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Turbines, gas and steam, heat exchangers, and parts thereof*, from Charlotte, N.C., to points in Alabama, Arkansas, Colorado, Georgia, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Nevada, South Carolina, Utah, and points in Union and Colfax Counties, N. Mex.; that portion of Oklahoma north of Beckham, Washita, Caddo, Grady, McClain, Pontotoc, Coal, Atoka, Pushmataha, and McCurtain Counties; Hansford, Liscomb, Ochiltree, and Sherman Counties, Tex.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 26377 (Sub-No. 19), filed July 21, 1975. Applicant: LEONARDO TRUCK LINES, INC., 511 South First St., Selah, Wash. 98942. Applicant's representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Ave., Portland, Oreg. 97210. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in steamship cargo containers, between points in Yakima, Grant, Franklin, and Benton Counties, Wash., on the one hand, and, on the other, points in Seattle, Tacoma, Longview, and Vancouver, Wash., and Portland, Oreg., restricted to traffic having an immediately prior or subsequent movement by water transportation.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 28088 (Sub-No. 12), filed July 25, 1975. Applicant: NORTH & SOUTH LINES, INCORPORATED, 1610 S. Main Street, Harrisonburg, Va. 22801. Applicant's representative: John R. Sims, Jr., 915 Pennsylvania Bldg., 425 13th St., N.W., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, from Timberville, Va., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, West Virginia, Connecticut, Massachusetts, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisonburg, Va.

No. MC 28088 (Sub-No. 13), filed July 25, 1975. Applicant: NORTH & SOUTH LINES, INCORPORATED, 1610 S. Main Street, Harrisonburg, Va. 22801. Applicant's representative: John R. Sims, Jr., Suite 915, 425 13th St., N.W., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products* (except in bulk), from the plant and warehouses facilities utilized by International Salt Company at Watkins Glen, N.Y., and Jersey City, N.J., to points in Virginia and West Virginia, restricted to the transportation of shipments stored in transit at warehouse facilities in Harrisonburg, Va.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisonburg, Va.

No. MC 29886 (Sub-No. 325), filed July 23, 1975. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46627. Applicant's representative: Charles Pieroni (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trucks, truck chassis, and truck trailers*, in initial movements, in driveaway service, from the plantsite of the Peterbilt Motors Company at Newark (Alameda County), Calif., to points in Alaska.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at San Francisco, Calif.

No. MC 30144 (Sub-No. 7), filed July 21, 1975. Applicant: GEORGE W. JEWETT & SON, INC., Route #5, Cornish, Maine 04020. Applicant's representative: David R. Hastings II, 8 Portland Street, Fryeburg, Maine 04037. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dairy products*, in vehicles equipped with mechanical refrigeration, between the plants of H. P. Hood, Inc., located in Charleston, Mass., Portsmouth, N.H., Portland, Maine, and Newport, Maine, under a continuing contract or contracts with H. P. Hood, Inc., of Portland, Maine; and (2) Dairy products, in vehicles equipped with mechanical refrigeration, between the plant of H. P. Hood, Inc., located in Portland, Maine, and the plant of Sealtest Foods, located in South Portland, Maine, on the one hand, and, on the other, the plant of Abbott's Dairy, Inc., located in Conway, N.H., under a continuing contract with Abbott's Dairy, Inc., of Conway, N.H.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Portland, Maine, or Boston, Mass.

No. MC 30374 (Sub-No. 24), filed July 7, 1975. Applicant: TRI-STATE TRANSPORTATION CO., INC., Inter-State Industrial Park, P.O. Box "A," Bellmawr, N.J. 08030. Applicant's representative: A. David Millner, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel, and materials, equipment and supplies* (except in bulk) used in or incidental to the manufacture of wearing apparel, between Baltimore, Md., on the one hand, and, on the other, Eldersburg, Md.

NOTE.—Applicant intends to tack the requested authority with its existing authority at Baltimore, Md. (1) in the lead certificate to provide a through service (a) from Vineland, N.J., to Eldersburg, Md., and (b) between Hammonton, N.J., on the one hand, and, on the other, Eldersburg, Md., and (2) in Sub-No. 19, between New York, N.Y., and Secaucus, N.J., on the one hand, and, on the other, Eldersburg, Md. Applicant also intends to interline with other carriers at existing service points to provide service beyond it authorized points. If a hearing is deemed necessary, applicant requests it be held at either New York, N.Y., Washington, D.C., or Philadelphia, Pa.

No. MC 30844 (Sub-No. 548), filed July 28, 1975. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: John P. Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Macaroni, noodles, spaghetti, and vermicelli*, with or without other ingredients, (1) from Minneapolis, Minn., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and the District of Columbia; and (2) from Fairlawn, N.J., to Minneapolis, Minn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 33843 (Sub-No. 1), filed July 14, 1975. Applicant: ALFRED CACCIOLA, doing business as ALLONS TRUCKING CO., 642 West 28th Street, New York, N.Y. 10001. Applicant's representative: John L. Alfano, 550 Mamaroneck Avenue, Harrison, N.Y. 10528. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper, paper products, rope, and twine*, between points in the New York, N.Y. Commercial Zone as defined in *Commercial Zones and Terminal Areas*, 53 M.C.C. 451, on the one hand, and, on the other, points in Connecticut, New Jersey, and New York; and (2) *returned, refused and rejected shipments*, between points in Connecticut, New Jersey, and New York, on the one hand, and, on the other, points in the New York, N.Y. Commercial Zone as defined in *Commercial Zones and Terminal Areas*, 53 M.C.C. 451, under contract with Hammermill Paper Co.; Nekoosa Edwards Paper Co., Inc., and NCR Appleton Papers Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 39420 (Sub-No. 7), filed July 7, 1975. Applicant: LEROY PRINS AND GARY G. PRINS, doing business as, PRINS TRUCKING, Rushmore, Minn. 56168. Applicant's representative: Marshall D. Becker, 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry animal, poultry, bird fish feed* (including pet food) and *dry ingredients thereof*, and (2) *animal and poultry health products, insecticides and pesticides, empty bags and containers, and advertising matter* when moving in mixed shipments with commodities named in (1) above, from the plantsite of Ralston Purina Company located at Sioux City, Iowa, to points in South Dakota located east of the Missouri River.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Sioux Falls, S. Dak.

No. MC 41404 (Sub-No. 121), filed July 11, 1975. Applicant: ARGO-COLLIER TRUCK LINES CORP., P.O. Box 440, Fulton Highway, Martin, Tenn. 38237. Applicant's representative: Mark L. Horne (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products*, and *articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles and hides), from the plant site and storage facilities of or utilized by Reelfoot Co., located at or near Union City or Humboldt, Tenn., to points in Alabama, Florida, Georgia, Illinois, Indiana, Louisiana, Michigan, Minnesota, Mississippi, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Memphis, or Nashville, Tenn.

No. MC 42487 (Sub-No. 839), filed July 10, 1975. Applicant: CONSOLIDATED FREIGHTWAYS CORP. OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representative: V. R. Oldenburg, P.O. Box 5138, Chicago, Ill. 60680. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company, located at or near Knoxville, Iowa, as an off-route point in connection with carrier's otherwise authorized regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis, Minn., or Des Moines, Iowa.

No. MC 52657 (Sub-No. 727), filed July 3, 1975. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street, Chicago, Ill. 60620. Applicant's representative: S. J. Zangri (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foreign-made passenger automobiles, trucks, chassis, and motor homes*, in secondary movements, in truckaway service, from points in the New York, N.Y. Commercial Zone, to points in Connecticut, Illinois, Indiana, Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C., or Chicago, Ill.

No. MC 52709 (Sub-No. 332), filed July 21, 1975. Applicant: RINGSBY TRUCK LINES, INC., 5773 South Prince Street, P.O. Box 192, Littleton, Colo. 80120. Applicant's representative: Robert P. Tyler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plant site and other facilities of Minnesota Mining & Manufacturing Company, located at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Des Moines, Iowa, or Minnapolis, Minn.

No. MC 56640 (Sub-No. 34), filed July 21, 1975. Applicant: DELTA LINES, INC., 333 Hegenberger Road, Oakland, Calif. 94621. Applicant's representative: Marshall G. Berol, 601 California Street, Suite 800, San Francisco, Calif. 94108. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment): (1) Between Colton, Calif. and Tuscon, Ariz.: From Colton over Interstate Highway 10 (and also over U.S. Highway 60) to Tuscon, and return over the same route, serving all intermediate points; (2) Between San Diego, Calif. and junction Interstate Highway 8 and Interstate Highway 10 near Arizona City, Ariz.: From San Diego over Interstate Highway 8 to junction Interstate Highway 10, and return over the same route, serving all intermediate points; (3) Between Tuscon, Ariz. and Gila Bend, Ariz.: From Tuscon over U.S. Highway 80 to Gila Bend, and return over the same route, serving all intermediate points; (4) Between Mesa, Ariz. and junction Interstate Highway 10 and Arizona Highway 87: From Mesa over Arizona Highway 87 to junction Interstate Highway 10, and return over the same route, serving all intermediate points; (5) Between junction Interstate Highway 10 and Arizona Highway 287 and junction U.S. Highway 80 and Arizona Highway 287: From junction Interstate Highway 10 and Arizona Highway 287 over Arizona Highway 287 to junction U.S. Highway 80, and return over the same route, serving all intermediate points; (6) Between junction Interstate Highway 10 and Arizona Highway 387 and junction Arizona Highway 387 and Arizona Highway 87: From junction Interstate Highway 10 and Arizona Highway 387 over Arizona Highway 387 to junction Arizona Highway 87, and return over the same route, serving all intermediate points; and (7) serving points in Pima County, Ariz. located east of the Papago Indiana Reservation, and points in Pinal and Maricopa Counties, Ariz., as off-route points in connection with (1) through (6) above.

NOTE.—If a hearing is deemed necessary, applicant requests it beh held at San Francisco, and Los Angeles, Calif., and Phoenix, Ariz.

No. MC 56640 (Sub-No. 35), filed July 22, 1975. Applicant: DELTA LINES, INC., 333 Hegenberger Road, P.O. Box 2081, Oakland, Calif. 94604. Applicant's representative: John G. McLaughlin, 620 Blue Cross Building, 100 S.W. Market Street, Portland, Oreg. 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), Between Redding, Calif. and Medford, Oreg. From Redding, Calif., over Interstate Highway 5 to Medford, Oreg. and return over the same route, serving no intermediate points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Los Angeles and San Francisco, Calif., and Eugene and Medford, Oreg.

No. MC 57941 (Sub-No. 7), filed July 14, 1975. Applicant: CHESTER W. L'ECLUSE, ROBERT MILLER, ROSEMARY GOOD AND JOSEPH M. GOLDSTEIN, doing business as CARDINAL FREIGHTWAYS, a limited partnership 3308 Bandini Boulevard, Los Angeles, Calif. 90023. Applicant's representative:

Robert R. Digby, 3003 North Central Avenue, Suite 2104, Phoenix, Ariz. 85012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Fertilizer* between points in Arizona and California; and (B) *ammonium nitrate*, from points in Maricopa County, Ariz., to points in Riverside County, Calif.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Phoenix, Ariz., or Los Angeles, Calif.

No. MC 61592 (Sub-No. 361), filed July 11, 1975. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, R.R. No. 3, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, P.O. Box 737, 101 First Avenue, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electrical transformers and parts*, and *materials, equipment, and supplies*, used in the manufacture thereof, (except commodities in bulk, tank vehicles), between Pine Bluff, Ark., on the one hand, and, on the other, points in the United States (except Hawaii).

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or St. Louis, Mo.

No. MC 61592 (Sub-No. 362), filed July 21, 1975. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, R.R. No. 3, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, 101 First Avenue, P.O. Box 737, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods*, from Charles City, Iowa to points in Iowa, Wisconsin, Illinois, Michigan, Missouri, Kansas, Nebraska, North Dakota and South Dakota; and (2) *equipment, materials and supplies* used in the manufacture and distribution of (1) above (except commodities in bulk, in tank vehicles), from points in the United States (except Alaska and Hawaii), to Charles City, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 64832 (Sub-No. 6), filed July 21, 1975. Applicant: MAGNOLIA TRUCK LINE, INC., 3097 Fontaine Road, Memphis, Tenn. 38116. Applicant's representative: Donald B. Morrison, P.O. Box 22628, 1500 Deposit Guaranty Plaza, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment); (1) Between Jena, La. and Alexandria, La.: From Jena, La. over U.S. Highway 84 to its junction with Louisiana Highway 8; thence over Louisiana Highway 8 to its junction with U.S. Highway 165 at Pollock, La; thence over U.S. Highway 165 to Alexandria and return over the same routes, serving no intermediate points; (2) Between Alexandria, La. and Marksville, La.: From Alexandria, La. over Louisiana Highway 1 to Marksville, La. and return over the same route, serving all intermediate points; (3) Between Archie, La., and Alexandria, La.: From Archie, La. over U.S. Highway 84 to its junction with Louisiana Highway 28; thence over Louisiana Highway 28 to Alexandria, La., serving no intermediate points, as an alternate route for operating convenience only. (4) Between the junction of Louisiana Highway 28 and Louisiana 115; thence over Louisiana Highway 115 to Marksville, La., serving no intermediate points, as an alternate route for operating convenience only.

NOTE.—Applicant proposes to join the above requested routes with its existing regular routes at Jena and Archie, La. If a hearing is deemed necessary, the applicant requests it commence in Alexandria La., with a continued hearing in Memphis, Tenn.

No. MC 71043 (Sub-No. 9), filed July 14, 1975. Applicant: LAPORTE TRANSIT CO., INC., P.O. Box 578, LaPorte, Ind. 46350. Applicant's representative: Alki E. Scopelitis, 815 Merchants Bank Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), (1) Between Monticello, Ind. and the junction of Interstate Highway 80 and Indiana Highway 9; From Monticello, Ind. over U.S. Highway 24 to junction Indiana Highway 9, thence north over Indiana Highway 9 to junction Interstate Highway 80, serving all intermediate points and the off-route point of Grissom Air Force Base; (2) Between Winamac, Ind. and Logansport, Ind.: From Winamac, Ind. over U.S. Highway 35 to Logansport, Ind., serving all intermediate points; (3) Between Argos, Ind. and Peru, Ind.: From Argos, Ind. over U.S. Highway 31 to Peru, Ind., serving all intermediate points; (4) Between Elkhart, Ind. and Peru, Ind.: From Elkhart, Ind. over Indiana Highway 19 to Peru, Ind., serving all intermediate points; (5) Between Warsaw, Ind. and Wabash, Ind.: From Warsaw, Ind. over Indiana Highway 15 to Wabash, Ind., serving all intermediate points; (6) Between the junction of Indiana State Highways 13 and 14 near Sidney, Ind. and Wabash, Ind.: From junction Indiana State Highways 13 and 14 near Sidney, Ind. over Indiana Highway 13 to Wabash, Ind., serving all intermediate points;

(7) Between the Indiana-Michigan State Boundary line and Huntington, Ind.: From the Indiana-Michigan State Boundary line over Indiana Highway 5 to Huntington, Ind., serving all intermediate points and the off-route point of Topeka, Ind.; (8) Between Winamac, Ind. and the junction of Indiana Highways 9 and 114: From Winamac, Ind. over Indiana Highway 14 to junction Indiana Highway 114, thence over Indiana Highway 114 to junction Indiana Highway 9, serving all intermediate points; (9) Between the junction of U.S. Highway 30 and Indiana Highway 13 and Columbia City, Ind.: From junction of U.S. Highway 30 and Indiana Highway 13 over U.S. Highway 30 to Columbia City, Ind., serving all intermediate points; (10) Between Goshen, Ind. and Merriam, Ind.: From Goshen, Ind. over U.S. Highway 33 to Merriam, Ind., serving all intermediate points; (11) Between the junction of U.S. Highway 6 and Indiana Highway 13 and Kendallville, Ind.: From junction of U.S. Highway 6 and Indiana Highway 13 over U.S. Highway 6 to Kendallville, Ind., serving all intermediate points; (12) Between Elkhart, Ind. and Lagrange, Ind.: From Elkhart, Ind. over U.S. Highway 20 to Lagrange, Ind., serving all intermediate points; and (13) Between Elkhart, Ind. and Howe, Ind.: From Elkhart, Ind. over Indiana Highway 120 to Howe, Ind., serving all intermediate points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 76065 (Sub-No. 28), filed July 23, 1975. Applicant: EHRLICH-NEWMARK TRUCKING CO., INC., 505 West 37th Street, New York, N.Y. 10018. Applicant's representative: Norman Weiss, 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel and materials, supplies and equipment* used in the manufacture of wearing apparel (except commodities in bulk), between West Bristol, Pa., and points in the Philadelphia, Pa., commercial zone, on the one hand, and, on the other, Salisbury, Md.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 83539 (Sub-No. 409), filed July 17, 1975. Applicant: C & H TRANSPORTATION CO., INC., 1936–2010 West Commerce Street, P.O. Box 5976, Dallas, Tex. 75222. Applicant's representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foam board insulation and insulated gypsum foam board panels*, from Dallas, Tex., to points in and west of Michigan, Ohio, Kentucky, Tennessee, Georgia and Florida.

NOTE.—If hearing is deemed necessary, the applicant requests it be held at either Dallas, Tex. or Salt Lake City, Utah.

No. MC 83539 (Sub-No. 410), filed July 17, 1975. Applicant: C & H TRANSPORTATION CO., INC., 1936–2010 West Commerce Street, P.O. Box 5976, Dallas, Tex. 75222. Applicant's representative: Thomas E. James (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt making machinery, storage systems, storage silos, surge systems, control centers, heaters and equipment, parts, materials and supplies* used in the construction thereof, between the plantsite of CMI Corporation located at Oklahoma City, Okla., on the one hand, and, on the other, points in the United States including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Oklahoma City, Okla. or Dallas, Tex.





No. MC 97068 (Sub-No. 15), filed July 22, 1975. Applicant: H. S. ANDERSON TRUCKING COMPANY, P.O. Box 3656, Port Arthur, Tex. 77640. Applicant's representative: Mert Starnes, P.O. Box 2207, Austin, Tex. 78767. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles;* (2) *iron and steel tanks;* (3) *aluminum articles;* (4) *aluminum tanks;* and (5) *parts, attachments and accessories* related to (1) through (4) above, between points in Liberty County, Tex., on the one hand, and, on the other, points in Alabama, Arkansas, Kansas, Louisiana, Mississippi, New Mexico, Oklahoma, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Beaumont or Houston, Tex.

No. MC 98327 (Sub-No. 17), filed July 24, 1975. Applicant: SYSTEM 99, a Corporation, 8201 Edgewater Drive, Oakland, Calif. 94621. Applicant's representative: Marvin Handler, 100 Pine Street, Suite 2550, San Francisco, Calif. 94111. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, motor vehicles, and commodities requiring special equipment): (1) Between Redding, Calif. and Medford, Oreg.: From Redding over Interstate Highway 5 to Medford, and return over the same route, serving no intermediate points, and serving Medford for purposes of interline only; and (2) Between Reno, Nev. and Alturas, Calif.: From Reno over U.S. Highway 395 to Alturas, and return over the same route, serving no intermediate points.

NOTE.—Applicant indicates that the requested service at Medford, Oreg. is intended to include pickup and delivery service by the connecting carrier at Medford and points in its commercial zone. If a hearing is deemed necessary, applicant requests it be held at Medford or Portland, Oreg., and San Francisco, Calif.

No. MC 98742 (Sub-No. 12) (Clarification), filed July 22, 1974, published in the FEDERAL REGISTER issue of October 3, 1974, and republished as clarified this issue. Applicant: THE ROCKET FREIGHT LINES COMPANY, a Corporation, 2921 Dawson Road, Tulsa, Okla. 94110. Applicant's representative: Wilburn L. Williamson, 280 National Foundation Life Bldg., 3535 N.W. 58th, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (1) Between Oklahoma City, Okla. and the Oklahoma-Kansas State Boundary line north of Quapaw, Okla., over U.S. Highway 66, serving all intermediate points; (2) Between the Oklahoma-Kansas State Boundary line north of Quapaw, Okla. and Tulsa, Okla., over U.S. Highway 66, serving all intermediate points; (3) Between junction U.S. Highway 66 and U.S. Highway 69, west of Vinita, Okla. and Muskogee, Okla., over U.S. Highway 69, serving all intermediate points and the off-route points of Tullahassee, Porter, Redbird and Coweta, Okla.; (4) Between Muskogee, Okla. and the Oklahoma-Texas State Boundary line south of Colbert, Okla., over U.S. Highway 69, serving the off-route points of Muskogee, McAlester, Atoka, Durant and Colbert, Okla.; (5) Between junction Oklahoma Highway 33 and U.S. Highway 69 south of Chouteau, Okla. and Tulsa, Okla., over Oklahoma Highway 33, serving all intermediate points; (6) Between Pryor, Okla.: From Pryor over Oklahoma Highway 20 to Salina, thence over Oklahoma Highway 82 to Langley, thence over Oklahoma Highway 82 to Langley, thence over Oklahoma Highway 28 to Adair, Okla., thence over U.S. Highway 69 to Pryor, and return over the same route, serving all intermediate points, and the off-route points of Strang, Disnev, Ketchum, Cleora, and Big Cabin, Okla.;

(7) Between Tulsa, Okla. and Blackwell, Okla., serving all intermediate points (except those between Tulsa and Pawhuska, Okla.): From Tulsa over Oklahoma Highway 11 to Pawhuska, Okla., thence over U.S. Highway 60 to Ponca City, Okla., thence over U.S. Highway 60 to junction U.S. Highway 177 south of Blackwell, Okla., thence over U.S. Highway 177 to Blackwell, and return over the same route; (8) Between Oklahoma City, Okla., and the Oklahoma-Kansas State Boundary line north of Grainola, Okla.: From Oklahoma City over Interstate Highway 35 to junction U.S. Highway 60, thence over U.S. Highway 60 to junction U.S. Highway 177, thence over U.S. Highway 177 to Blackwell, Okla., thence over U.S. Highway 177 to junction U.S. Highway 60, thence over U.S. Highway 60 to Ponca City, Okla., thence over U.S. Highway 77 to the Oklahoma-Kansas State Boundary line north of Newkirk, Okla., thence over U.S. Highway 77 to junction U.S. Highway 60, thence over U.S. Highway 60 to junction Oklahoma Highway 18, thence over Oklahoma Highway 18 to the Oklahoma-Kansas State Boundary line north of Grainola, Okla., and return over the same route, serving all intermediate points, and the off-route points of Autwine, Kildare, Chilocco, Uncas, Apperson, Burbank, Webb City, Lyman and Foraker, Okla.; (9) Between Tulsa and Muskogee, Okla.: From Tulsa over U.S. Highway 64 to junction Oklahoma Highway 162, thence over Oklahoma Highway 162 to Taft, Okla., thence over Oklahoma Highway 162 to junction U.S. Highway 64, thence over U.S. Highway 64 to Muskogee, Okla., and return over the same route, serving all intermediate points (except Bixby, Okla.) and serving the off-route points of Jamesville and Yahola, Okla.; (10) Between the Oklahoma-Texas State Boundary line south of Colbert, Okla. and Sherman, Tex., over U.S. Highway 75, serving all intermediate points; (11) Between Oklahoma City and Miami, Okla., over Interstate Highway 44, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only;

(12) Between Oklahoma City and Muskogee, Okla.: From Oklahoma City, Okla., over Interstate Highway 40 to Checotah, thence over U.S. Highway 69 to Muskogee, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only; (13) Between Tulsa and McAlester, Okla.: From Tulsa over U.S. Highway 75 to Indian Nation Turnpike, thence over Indian Nation Turnpike to McAlester, serving no intermediate points as an alternate route for operating convenience only; (14) Between Blackwell and Tulsa, Okla.: From Blackwell over Oklahoma Highway 11 to junction Interstate Highway 35, thence over Interstate Highway 35 to junction U.S. Highway 64 west of Perry, thence over U.S. Highway 64 to Tulsa, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only; (15) Between Ponca City and Tulsa, Okla.: From Ponca City over U.S. Highway 177 to junction U.S. Highway 64, thence over U.S. Highway 64 to Tulsa, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only; and (16) Between junction U.S. Highway 60 and Oklahoma Highway 20 and junction Oklahoma Highway 11 and Oklahoma Highway 20, over Oklahoma Highway 20, serving no intermediate points, as an alternate route for operating convenience only.

NOTE.—Applicant seeks to convert its Certificate of Registration in MC 98742 and subs thereunder, into a Certificate of Public Convenience and Necessity. The purpose of this republication is to clarify applicant's request for authority in particular with respect to routes (6) and (7).

*HEARING:* On September 15, 1975 for two weeks, before Joint Board No. 16, at 9:30 o'clock a.m. Local time, at Oklahoma City, Okla.

No. MC 100300 (Sub-No. 14), filed July 21, 1975. Applicant: H. B. NELSON & SONS, INC., P.O. Box 241, Alexandria, Minn. 56308. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Supplies, materials and equipment* used in the manufacture and distribution of malt beverages and related advertising materials, from points in Minnesota to points in Olympia, Wash.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Paul, Minn.

No. MC 100666 (Sub-No. 305), filed July 28, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th Street, 280 National Foundation Life Bldg., Oklahoma City, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Siding*, from Danville, Ill., to points in Alabama, Arkansas, Kentucky, Kansas, Louisiana, Mississippi, Missouri, Oklahoma, Tennessee and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 103926 (Sub-No. 46), filed July 24, 1975. Applicant: W. T. MAYFIELD SONS TRUCKING CO., a Corporation, P.O. Box 947, Mableton, Ga. 30059. Applicant's representative: Wm. H. Driskell (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cranes, parts, attachments and accessories*, from the plantsite and facilities of FMC Corporation, located in Warren County, Ky., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas and Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky. or Atlanta, Ga. or Washington, D.C.

No. MC 105172 (Sub-No. 7), filed July 21, 1975. Applicant: COVERED WAGON TRAIN, INC., P.O. Box 368, Upper Main St., Dansville, N.Y. 14437. Applicant's representative: S. Michael Richards, 44 North Avenue, Webster, N.Y. 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* as described in Appendix XIII, to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 294, (in bulk), from Farmers Valley, Pa. and Emlenton, Pa., to points in Maine north of Maine Highway 25.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Buffalo, N.Y. or Pittsburgh, Pa.

No. MC 105881 (Sub-No. 51), filed July 10, 1975. Applicant: M. R. & R. TRUCKING COMPANY, a Corporation, 715 North Ferdon Boulevard, Crestview, Fla. 32536. Applicant's representative: W. Guy McKenzie, Jr., P.O. Box 1200, Tallahassee, Fla. 32302. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value and household goods as defined by the Commission): (1) Between Columbus, Ga. and Atlanta, Ga.: From Columbus over U.S. Highway 27 to Pine Mountain, Ga., thence over Georgia Highway 18 to Harris City, Ga., thence over U.S. Highway 27 Alternate to Newnan, Ga., thence over U.S. Highway 29 to Atlanta, and return over the same route, serving no intermediate points; (2) Between Columbus, Ga. and Dawson, Ga.: From Columbus over U.S. Highway 27 to junction U.S. Highway 280 at Cusetta, Ga., thence over U.S. Highway 280 to Richland, Ga., thence over Georgia Highway 55 to Dawson, and return over the same route, serving all intermediate points: (3) Between Griffin, Ga. and Savannah, Ga.: (a) From Griffin over U.S. Highway 41 to Macon, Ga., thence over U.S. Highway 80 to Savannah, and return over the same route, serving no intermediate points; and (b) From Griffin over U.S. Highway 41 to Forsyth, Ga., thence over Georgia Highway 83 to junction Interstate Highway 75 near Forsyth, Ga., thence over Interstate Highway 75 to Macon, Ga., thence over Interstate Highway 16 to junction U.S. Highway 221 approximately 5 miles south of Norristown, Ga., thence over U.S. Highway 221 to junction Georgia Highway 86 approximately 5 miles south of Norristown, Ga., thence over Georgia Highway 86 to junction Georgia Highway 46 approximately 9 miles east of Soperton, Ga., thence over Georgia Highway 46 to junction Georgia Highway 67 approximately 1 mile south of Denmark, Ga., thence over Georgia Highway 67 to junction Interstate Highway 16 approximately 2 miles south of Denmark, Ga., thence over Interstate Highway 16 to Savannah, and return over the same route, serving no intermediate points;

(4) Between Orlando, Fla. and Williston, Fla.: From Orlando over Interstate Highway 4 to junction Florida's Turnpike, thence over Florida's Turnpike to junction Interstate Highway 75 approximately 1 mile south of Wildwood, Fla., thence over Interstate Highway 75 to junction U.S. Highway 27 approximately 3 miles west of Ocala, Fla., thence over U.S. Highway 27 to Williston, and return over the same route, serving no intermediate points, but serving points in Orange and Osceola Counties, Fla., as off-route points; (5) Between Orlando, Fla., and the junction of Interstate Highway 75 and U.S. Highway 90 near Lake City, Fla.: From Orlando over Interstate Highway 4 to junction Florida's Turnpike, thence over Florida's Turnpike to junction Interstate Highway 75 approximately 1 mile south of Wildwood, Fla., thence over Interstate Highway 75 to junction Florida Highway 121 near Gainesville, Fla., thence over Florida Highway 121 to Gainesville, Fla., thence over Florida Highway 121 to junction Interstate Highway 75 near Gainsville, Fla., thence over Interstate Highway 75 to junction U.S. Highway 90 near Lake City, Fla., and return over the same route, serving no intermediate points, but serving Gainesville, and the junction of Interstate Highway 75 and Florida Highway 121 for purposes of joinder only, and serving points in Orange and Osceola Counties, Fla. as off-route points; (6) Serving Trenton, Bell, Newberry, Dowling Park and Pinetta, Fla., and points in Pinellas County, Fla. located on and south of Florida Highway 60 and on and east of U.S. Highway 19 Alternate, as off-route points in connection with applicant's authorized regular route operations; (7) Between Savannah, Ga. and Waycross, Ga.: (a) From Savannah over U.S. Highway 17 to junction U.S. Highway 82 approximately one (1) mile south of Midway, Ga., thence over U.S. Highway 82 to Waycross, and return over the same route, serving no intermediate points; and (b) From Savannah over Interstate Highway 16 to junction Interstate Highway 95, thence over Interstate Highway 95 to junction U.S. Highway 17 approximately two (2) miles north of Belfast, Ga., thence over U.S. Highway 17 to junction U.S. Highway 82 approximately one (1) mile south of Midway, Ga., thence over U.S. Highway 82 to Waycross, and return over the same route, serving no intermediate points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Orlando, Fla. and Savannah and Columbus, Ga.

No. MC 106401 (Sub-No. 39), filed July 21, 1975. Applicant: JOHNSON MOTOR LINES, INC., 2426 North Graham Street, P.O. Box 10877, Charlotte, N.C. 28234. Applicant's representative: Donald E. Cross, 700 World Center Building, 918–16th Street, NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), serving the site of the Western Electric Company at the junction of New York Highway 422 and Maple Street, Elma Township (Erie County), N.Y., as an off-route point in connection with applicant's regular route operations to and from Buffalo, N.Y.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Charlotte, N.C., or Washington, D.C.

No. MC 106644 (Sub-No. 212), filed July 21, 1975. Applicant: SUPERIOR TRUCKING COMPANY, INC., 2770 Peyton Road NW., P.O. Box 916, Atlanta, Ga. 30318. Applicant's representative: W. Randall Tye, 1500 Candler Bldg., Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Transformers and switches*, which because of size or weight require the use of special equipment, and (2) *parts and accessories* of transformers and switches, when moving in mixed shipments with transformers and switches, from Rome, Ga., to points in the United States, (except Alabama, Florida, Georgia, Hawaii, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, Maryland, New Jersey, New York, Pennsylvania, Massachusetts, Rhode Island, Kentucky, Illinois, Indiana, Ohio, Iowa, Missouri, Arkansas, and Texas), restricted to the transportation of shipments which originate at the plant site of General Electric Company located at or near Rome, Ga.





NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 107295 (Sub-No. 771), filed July 18, 1975. Applicant: PRE-FAB TRANSIT CO., a Corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, Ill. 62707. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wire products, fence posts, pipe, and structural steel*, from points in Arizona, California, New Mexico, and Texas, to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 108676 (Sub-No. 81), filed July 1, 1975. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue, Knoxville, Tenn. 37917. Applicant's representative: William T. McManus (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt making machinery, storage systems, storage silos, surge systems, control centers, heaters,* and *equipment, parts, materials and supplies* used in the construction thereof, from the plantsite of C.M.I. Systems, Inc. at Oklahoma City, Okla., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Nashville or Memphis, Tenn.

No. MC 109821 (Sub-No. 41), filed June 18, 1975. Applicant: H. W. TAYNTON COMPANY, INC., 40 Main Street, Wellsboro, Pa. 16901. Applicant's representative: A. David Millner, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1)(a) From points in Erie, Genesee, and Onondaga Counties, N.Y., to points in Broome, Cayuga, Chemung, Oneida and Oswego Counties, N.Y.; (b) from points in Erie and Genesee Counties, N.Y., to points in Niagara County, N.Y.; (c) from points in Genesee and Onondaga Counties, N.Y., to points in Orleans County, N.Y.; (d) from points in Oneida and Onondaga Counties, N.Y., to points in Genesee County, N.Y.; and (e) between points in Genesee and Monroe Counties, N.Y. The purpose of this filing is to eliminate the gateway of points in Wyoming County, N.Y.; (2)(a) from points in Genesee, Oneida and Onondaga Counties, N.Y., to points in Onondaga County, N.Y.; (b) from points in Oneida County, N.Y., to points in Wyoming County, N.Y.; and (c) from points in Wyoming County, N.Y., to points in Onondaga County, N.Y. The purpose of this filing is to eliminate the gateway of points in Erie County, N.Y.

(3) From points in Niagara County, N.Y., to points in Erie and Wyoming County, N.Y. The purpose of this filing is to eliminate the gateway of points in Genesee County, N.Y.; (4) (a) from points in Onondaga County, N.Y., to points in Niagara County, N.Y.; (b) from points in Oneida County, N.Y., to points in Broome, Cayuga, Chemung, Monroe, Niagara, Oneida, Orleans, and Oswego Counties, N.Y. The purpose of this filing is to eliminate the gateway of points in Erie and Wyoming Counties, N.Y.; (5) from points in Niagara County, N.Y., to points in Broome, Cayuga, Chemung, Niagara, Oneida, Orleans, and Oswego Counties, N.Y. The purpose of this filing is to eliminate the gateway of points in Genesee and Wyoming Counties, N.Y.; (6) from points in Niagara County, N.Y. to points in Onondaga County, N.Y. The purpose of this filing is to eliminate the gateway of points in Erie and Genesee Counties, N.Y.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Buffalo or Elmira, N.Y. or Newark, N.J.

No. MC 110325 (Sub-No. 69), filed July 14, 1975. Applicant: TRANSCON LINES, a Corporation, P.O. Box 92220, Los Angeles, Calif. 90009. Applicant's representative: Jerome Biniasz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plantsite and other facilities of the Minnesota Mining and Manufacturing Company, at or near Knoxville, Iowa, as an off-route point in connection with carrier's presently authorized regular route operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 111231 (Sub-No. 195), filed July 17, 1975. Applicant: JONES TRUCK LINES, INC., 610 East Emma Avenue, Springdale, Ark. 72764. Applicant's representative: Douglas C. Wynn, P.O. Box 1295, Greenville, Miss. 38701. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, and those which because of size, weight or value require the use of special equipment), between Greenville, Miss. and Little Rock, Ark.: From Greenville over U.S. Highway 82 to junction U.S. Highway 65, thence over U.S. Highway 65 to Little Rock, and return over the same route, serving all intermediate points on U.S. Highway 82 between Greenville, Miss. and Lake Village, Ark., including Lake Village.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Greenville, Miss.

No. MC 113459 (Sub-No. 100), filed July 7, 1975. Applicant: H. J. JEFFRIES TRUCK LINE, INC., P.O. Box 94850, Oklahoma City, Okla. 73109. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt making machinery, storage systems, storage silos, surge systems, control centers, heaters and equipment, parts, materials and supplies* used in the construction thereof, between the plant site of C.M.I. Systems, Inc., located at Oklahoma City, Okla., on the one hand, and, on the other points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Oklahoma City, Okla., or Dallas, Tex.

No. MC 113678 (Sub-No. 596), filed July 21, 1975. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City (Denver), Colo. 80022. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Blood plasma*, from points in Wyoming, to Berkeley and Oakland, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either San Francisco, Calif., or Denver, Colo.

No. MC 114604 (Sub-No. 34), filed July 14, 1975. Applicant: CAUDELL TRANSPORT, INC., State Farmers Market, P.O. Drawer I, Forest Park, Ga. 30050. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd., N.E., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk, frozen foods, fresh and cured meats, and dairy products, other than oleomargarine), in vehicles equipped with mechanical refrigeration, from points in Mecklenburg County, N.C., to points in Tennessee; points in Mississippi on and north of U.S. Highway 98; points in Alabama on and north of a line beginning at the Georgia-Alabama State line and running via Alabama State Highway 22 to Selma, Ala., thence via U.S. Highway 80 to its junction with Alabama State Highway 5, thence via Alabama State Highway 5 to Grove Hill, Ala., and thence via U.S. Highway 84 to the Alabama-Mississippi State line; and, points in Louisiana (except Slidell and New Orleans, La.).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 116459 (Sub-No. 57), filed July 25, 1975. Applicant: RUSS TRANSPORT, INC., P.O. Box 4022, Chattanooga, Tenn. 37405. Applicant's representative: Leonard A. Jaskiewcz, Suite 501, 1730 M Street, N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous Aluminum Chloride*, from Alcoa, Tenn., to points in Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the appli-

cant requests it be held at either Nashville, Tenn., or Atlanta, Ga.

No. MC 116915 (Sub-No. 17), filed July 24, 1975. Applicant: ECK MILLER TRANSPORTATION CORPORATION, 2015 Alsop Lane, P.O. Box 1279, Owensboro, Ky. 42301. Applicant's representative: John P. Kane (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crane parts, attachments and accessories, and material and supplies* used in the manufacturing of such commodities, between the plantsite and facilities of FMC Corporation at or near Bowling Green, Ky., on the one hand, and, on the other, points in the United States, including Alaska but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held on a consolidated record with similar applications at Lexington or Louisville, Ky., or Washington, D.C.

No. MC 117119 (Sub-No. 543) (Amendment), filed June 18, 1975, published in the FEDERAL REGISTER issue of July 24, 1975, and republished as amended this issue. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, Ark. 72728. Applicant's representative: L. M. McLean (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemical products* Viz: coal tar dyes; chemicals, N.O.I.; cryolite; dry intermediates; iron oxide; liquid lates; plastic materials; resins; rubber, compound, and crude; teitnium dioxide; zinc oxide, restricted against transportation of commodities in bulk and to vehicles equipped with mechanical refrigeration, from points in Union, Hudson, Middlesex Counties, N.J., and Wetzel and Marshall Counties, W. Va., to points in California.

NOTE.—Common control and dual operations may be involved. The purpose of this republication is to broaden the territorial scope of application. If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y., or Philadelphia, Pa.

No. MC 118151 (Sub-No. 5), filed July 14, 1975. Applicant: R. L. LETSON, P.O. Box 57, Weatherford, Tex. 76086. Applicant's representative: E. Larry Wells, 4645 N. Central Expressway, Dallas, Tex. 75205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas and agricultural commodities*, exempt from economic regulations under Section 203(b)(6) of the Interstate Commerce Act, when transported in mixed loads with bananas, from Galveston, Tex., to points in Washington, Wyoming, and Idaho.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Miami, Fla.

No. MC 118468 (Sub-No. 43), filed July 16, 1975. Applicant: UMTHUN TRUCKING CO., a Corporation, 910 South Jackson Street, P.O. Box 166, Eagle Grove, Iowa 50533. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, lumber products, and building materials* (except iron and steel and steel products, and except commodities in bulk), from points in South Dakota, to points in Iowa, Minnesota, Nebraska, Missouri, Wisconsin, Illinois, Kansas, and North Dakota, under a continuing contract or contracts with Emmer Bros., Inc.

NOTE.—Applicant holds common carrier authority in MC 124813 Sub 1 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 119726 (Sub-No. 60), filed July 28, 1975. Applicant: N.A.B. TRUCKING CO., INC., 3220 Bluff Road, Indianapolis, Ind. 46217. Applicant's representative: James Beattey, 130 East Washington St., Suite 1000, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Escambia County, Fla., to points in North Dakota, South Dakota, Minnesota, Nebraska, Iowa, Wisconsin, Michigan, Kansas, Missouri, Illinois, Indiana, Ohio, Pennsylvania, Oklahoma, Texas, Arkansas, Louisiana, Kentucky, Tennessee, Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Maryland, Delaware, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Indianapolis, Ind., or Washington, D.C.

No. MC 119792 (Sub-No. 50), filed July 23, 1975. Applicant: CHICAGO SOUTHERN TRANSPORTATION COMPANY, 3600 South Western Avenue, Chicago, Ill. 60607. Applicant's representative: Allan C. Zuckerman, 39 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas and agricultural commodities* exempt from economic regulations under Section 203(b)(6) of the Act when transported in mixed shipments with bananas, from Gulfport, Miss., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 119890 (Sub-No. 4), filed July 21, 1975. Applicant: CORDIE NAYLOR, doing business as NAYLOR TRUCK LINE, P.O. Box 4, Fayette, Mo. 65248. Applicant's representative: Herman W. Huber, 101 East High Street, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid molasses and liquid feed ingredients*, in bulk, in tank vehicles, from Walcott, Atchison, and Muncie, Kans., to points in Boone, Howard, and Cooper Counties, Mo.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Jefferson City, Mo., or Kansas City, Mo.

No. MC 121060 (Sub-No. 35), filed July 16, 1975. Applicant: ARROW TRUCK LINES, INC., P.O. Box 1416, 1220 West 3rd St., Birmingham, Ala. 35201. Applicant's representative: William P. Jackson, Jr., 919 Eighteenth St., N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Construction materials* (except in bulk), from facilities of The Celotex Corporation located at or near Dubuque, Iowa, to points in Alabama, Mississippi, Louisiana, Arkansas, Missouri, Tennessee, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, and Minnesota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 121240 (Sub-No. 2), filed July 14, 1975. Applicant: ABC TRUCK LINES, INC., P.O. Box 1824, Elko, Nev. 89801. Applicant's representative: V. M. Martin (same address as applicant). Authortiy sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, between Elko, Nev., and Owyhee, Nev.: From Elko over Nevada Highway 51 to Owyhee, and return over the same route, serving all intermediate points, and serving points on the Duck Valley Indian Reservation as off-route points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Elko or Carson City, Nev., or Boise, Idaho.

No. MC 121658 (Sub-No. 7), filed July 11, 1975. Applicant: STEVE D. THOMAS, P.O. Drawer 149, 1205 Percy Street, Winnsboro, La. 71295. Applicant's representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between Ruston, La., and Shreveport, La.: From Ruston over U.S. Highway 80 to Shreveport, La., and return over the same route, serving all intermediate points; (2) between Bernice, La., and Sarepta, La.: From Bernice over Louisiana Alternate Highway 2 to junction Louisiana Highway 7 at or near Sarepta, and return over the same route, serving all intermediate points; (3) between Bernice, La., and Minden, La.: From Bernice over Louisiana Highway 2 to junction U.S. Highway 79 at or near Homer, La., thence over U.S. Highway 79 to Minden, and return over the same route, serving all intermediate points; (4) between Haynesville, La., and Vienna, La.: From Haynesville over U.S. Highway 79 to junction Louisiana Highway 146 at or near Homer, La., thence over Louisiana Highway 146 to Vienna, and return over the same route, serving all intermediate points; (5) between Arcadia, La., and the junction of Louisiana Highway 9 and U.S. Highway 79 near Homer, La.: From Arcadia over Louisiana Highway 9 to junction U.S. Highway 79, and return over the same route, serving all intermediate points; (6) between Junction City, La., and Homer, La.: From Junction City over Louisiana Highway 9 to Homer, and return over the same route, serving all intermediate points; (7) between Springhill, La., and Dixie Inn, La.: From Springhill over Louisiana Highway 7 to junction U.S. Highway 80 at or near Dixie Inn, and return over the same route, serving all intermediate points; (8) between Bernice, La., and Junction City, La.: From Bernice over U.S. Highway 167 to Junction City, and return over the same route, serving all intermediate points; and (9) serving Doyline, La., as an off-route point in connection with the above requested regular routes.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Shreveport, La., and Jackson, Miss.

No. MC 121664 (Sub-No. 9), filed July 21, 1975. Applicant: HORNADY BROTHERS TRUCK LINE, P.O. Box 846, Monroeville, Ala. 36460. Applicant's representative: Maurice F. Bishop, 603 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast concrete*, from the plantsites, production and storage facilities of Underwood Builders Supply Company, at or near Mobile, Ala., and the plantsites, production and storage facilities of Lazenby Electric Company, at or near Monroeville, Ala., to points in Louisiana, Mississippi, and Florida.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Birmingham or Mobile, Ala.

No. MC 123407 (Sub-No. 257), filed July 17, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Robert W. Sawyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products, millwork, wood products, and forest products*, from points in California, to points in the United States including Alaska, but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests a consolidated hearing with Sammons Trucking, MC 124692 (Sub-No. 150) at San Francisco or Sacramento, Calif., or Portland, Oreg.

No. MC 124117 (Sub-No. 13), filed July 14, 1975. Applicant: EARL FREEMAN, doing business as MID-TENN EXPRESS, P.O. Box 101, Eagleville, Tenn. 37060. Applicant's representative: Robert L. Baker, Suite 618, Hamilton Bank Bldg., Nashville, Tenn. 37219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising materials*, from St. Joseph and St. Louis, Mo.; Baltimore, Md.; Milwaukee, Wis.; New Orleans, La.; Peoria and Belleville, Ill.; Columbus, Ohio; Memphis, Tenn.; Detroit, Mich.; Evansville and Ft. Wayne, Ind.; St. Paul, Minn.; Winston-Salem, N.C.; Jacksonville, Fla., and points in Houston County, Ga., to points in Kentucky on and west of Interstate Highway 75.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Bowling Green, Ky., or Nashville, Tenn.

No. MC 124211 (Sub-No. 267), filed July 9, 1975. Applicant: HILT TRUCK LINE, INC., P.O. Box 988, Downtown Station, Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in and used by manufacturers and distributors of cellular products, synthetic rubber, rubber, and rubber products* (except paper and paper products and commodities in bulk), between points in Madison County, Ala.; New Haven County, Conn.; Stephenson County, Ill.; Allegany County, Md.; Erie County, N.Y.; Cumberland County, N.C.; Hancock, Montgomery, and Richland Counties, Ohio; Lancaster and Montgomery Counties, Pa.; Oconee County, S.C.; and Smith County, Tex., on the one hand, and, on the other, points in Pottawattamie County, Iowa, and those in Nebraska on and east of State Highway 61, and points in Montana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Lincoln or Omaha, Nebr.

No. MC 124679 (Sub-No. 67), filed June 30, 1975. Applicant: C. R. ENGLAND & SONS, INC., 975 West 2100 South Street, Salt Lake City, Utah 84119. Applicant's representative: Daniel E. England, 716 Newhouse Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *Meat, meat products, and meat by-products* (except lard and lard compounds), from Philadelphia, Pa., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, New Jersey, Virginia, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, West Virginia, Wisconsin, and the District of Columbia; and (b) *poultry and poultry products*, from Philadelphia, Pa., and Blackwood, N.J., to points specified in (a) above (except Iowa and Missouri).

NOTE.—Applicant holds contract carrier authority in MC 128813 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 124692 (Sub-No. 153), filed July 9, 1975. Applicant: SAMMONS TRUCKING, Box 4347, Missoula, Mont. 59801. Applicant's representative: J. David Douglas (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from the plantsite and storage facilities of North Star Steel Company, at or near Wilton, Iowa, to points in the United States (including Alaska, but excluding Hawaii); and (2) *materials, equipment, and supplies*, used in the manufacture and distribution of iron and steel articles, from points in the United States (including Alaska, but excluding Hawaii), to the plantsite and storage facilities of North Star Steel Company, at or near Wilton, Iowa, restricted to traffic originating at and destined to the above named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn.

No. MC 124771 (Sub-No. 35), filed July 19, 1975. Applicant: BECKER CORPORATION, P.O. Box 1050, El Dorado, Kans. 67042. Applicant's representative: T. M. Brown, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and storage facilities of Farmland Industries, Inc., at or near Dodge City, Kans., to points in Colorado, Oklahoma, Texas, Nebraska, Wyoming, and New Mexico.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.; Topeka, Kans.; or Oklahoma City, Okla.

No. MC 124821 (Sub-No. 17), filed July 17, 1975. Applicant: WILLIAM GILCHRIST, 105 N. Keyser Avenue, Old Forge, Pa. 18518. Applicant's representative: Kenneth R. Davis, 121 S. Main Street, Taylor, Pa. 18517. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass lens blanks*, from Duryea, Pa., to Columbus and Worthington, Ohio; Roanoke, Ind.; Platteville, Wis.; Sauk Rapids and St. Cloud, Minn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 124983 (Sub-No. 10), filed July 18, 1975. Applicant: CLARENCE NEWLUN, doing business as NEWLUN TRANSPORT SERVICE, 119 Lincoln, North Pekin, Ill. 61554. Applicant's representative: Donald S. Mullins, 4704 W. Irving Park Road, Chicago, Ill. 60641. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated metal products; plastic products*, related to and used in the drying, heating, and air conditioning duct work and equipment; and *printed matter*, normally used in the manufacturing, sale, and installation of plastic and metal products, (1) from the plantsite and warehouse facilities of Acme Manufacturing Company, at or near Peoria, Ill., to points in Arkansas, California, Colorado, Georgia, Indiana, Iowa, Kansas,

Kentucky, Louisiana, Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, Wisconsin, and Wyoming; and (2) from the plantsites and warehouse facilities of Acme Manufacturing Company, at or near Atlanta, Ga.; Dallas, Tex.; Philadelphia, Pa.; and Vernon, Calif., to the plantsite and warehouse facilities of Acme Manufacturing Company, at or near Peoria, Ill., under contract with Acme Manufacturing Company.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125010 (Sub-No. 14), filed July 16, 1975. Applicant: GIBCO MOTOR EXPRESS, INC., 3405 North 33rd St., P.O. Box 312, Terre Haute, Ind. 47808. Applicant's representative: Michael V. Gooch, 777 Chamber of Comm. Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coke*, in bulk from Vigo County, Ind., to points in Illinois, Michigan, Ohio, Kentucky, Missouri, and Iowa, under a continuing contract or contracts with Pickands Mather & Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 126276 (Sub-No. 124), filed July 7, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and, paper products, plastic products and products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk), (1) from Augusta, Ga., to Milville, N.J., and Shelbyville, Ill.; and (2) from Chicago, Ill., to Milville, N.J., under a continuing contract with Continental Can Company, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126956 (Sub-No. 10), filed July 23, 1975. Applicant: NORTHLAND TRANSPORT, INC., P.O. Box 626, 1803 42nd Ave. E., Superior, Wis. 54880. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ice cream and frozen confectioneries*, between Superior, Wis., on the one hand, and, on the other, points in Minnesota on and north of U.S. Highway 12; and (2) *containers and pallets*, used in transporting commodities in (1), between points in Minnesota on and north of U.S. Highway 12, on the one hand, and, on the other, Superior Wis., under contract with Russell Creamery Co. of Wisconsin (Meadow Gold Dairy), at Superior, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis or St. Paul, Minn.

No. MC 127834 (Sub-No. 109), filed July 25, 1975. Applicant: CHEROKEE HAULING & RIGGING, INC., P.O. Box 1155, Nashville, Tenn. 37202. Applicant's representative: Louis J. Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Cranes;* and (b) *parts, attachments, and accessories* for the commodities named in (a) above, between the plantsites and facilities of FMC Corporation located at or near Bowling Green, Ky., on the one hand, and, on the other, points in the United States including Alaska, but excluding Hawaii; and (2) *materials, equipment, and supplies* used in the manufacture of the commodities named in (1) above (except commodities in bulk), from points in the United States, including Alaska, but excluding Hawaii, to the plantsite and facilities of FMC Corporation, located at or near Bowling Green, Ky.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Louisville, Ky.

No. MC 128141 (Sub-No. 9), filed July 21, 1975. Applicant: TRI-STATE TRANSPORT, INC., P.O. Box 4109, Davenport, Iowa 52808. Applicant's representative: Carl E. Munson, 469 Fischer Bldg., Dubuque, Iowa 52001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer and liquid fertilizer ingredients*, in bulk, from the facilities of Twin-State Engineering & Chemical Co., located at Cedar County, Iowa, to points in Illinois, Minnesota, Missouri, and Wisconsin, under a continuing contract or contracts with Twin-State Engineering & Chemical Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Davenport or Des Moines, Iowa.

No. MC 128273 (Sub-No. 195), filed July 21, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 South Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies* used in the manufacture, distribution, and sale of paper and paper products (except commodities in bulk), from points in the United States (except Alaska and Hawaii), to Monroe and West Monroe, La.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Jackson, Miss.

No. MC 128720 (Sub-No. 4), filed July 14, 1975. Applicant: MERCHANTS FREIGHT LINE, INC., 1185 Omohundro Drive, Nashville, Tenn. 37210. Applicant's representative: Walter Harwood, P.O. Box 15214, Nashville, Tenn. 37215. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment); (1) between Nashville, Tenn., and the junction of Kentucky Highway 100 with Interstate Highway 65, serving no intermediate points, as an alternate route for operating convenience only, and serving the junction of Kentucky Highway 100 with Interstate Highway 65 for the purpose of joinder only; from Nashville, Tenn., over Interstate Highway 65 to its junction with Kentucky Highway 100 and return over the same route; and (2) between the junction of Kentucky Highway 100 with Interstate Highway 65 and Gamaliel, Ky., serving all intermediate points and off route points within three miles of the described route, but restricted against service at Scottsville, Ky., and points in its commercial zone; from the junction of Kentucky Highway 100 with Interstate Highway 65 over Kentucky Highway 100 to Gamaliel, Ky., and return over the same route.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Nashville, Tenn.

No. MC 128866 (Sub-No. 54), filed July 28, 1975. Applicant: B & B TRUCKING, INC., P.O. Box 128, Cherry Hill, N.J. 08034. Applicant's representative: J. Michael Farrell, 1725 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum food containers*, from the plant sites or facilities of Penny Plate, Inc., located at Atkins and Searcy, Ark., Deerfield, Ill., and Cherry Hill, N.J., to points in Alabama, Arkansas, California, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, and Wisconsin, under a continuing contract with Penny Plate, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Philadelphia, Pa.

No. MC 128988 (Sub-No. 66), filed July 23, 1975. Applicant: JO/KEL, INC., 159 South Seventh Avenue, P.O. Box 1249, City of Industry, Calif. 91749. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from Seattle, Wash., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, restricted to a transportation service to be performed under a continuing contract, or contracts with Earle M. Jorgensen Co.





NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seattle, Wash.

No. MC 128988 (Sub-No. 67), filed July 23, 1975. Applicant: JO/KEL, INC., 159 South Seventh Avenue, P.O. Box 1249, City of Industry, Calif. 91749. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, from Los Angeles, Calif., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, restricted to a transportation service to be performed under a continuing contract, or contracts, with Earle M. Jorgensen Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 129459 (Sub-No. 11), filed July 25, 1975. Applicant: KEARNEY'S TRUCKING SERVICE, INC., U.S. Alternate Route 611, Portland, Pa. 18351. Applicant's representative: Kenneth R. Davis, 121 S. Main Street, Taylor, Pa. 18517. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products* (except in bulk), from St. Clair, Mich., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, West Virginia, and the District of Columbia, under a continuing contract or contracts with Diamond Crystal Salt Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 133000 (Sub-No. 11) (Correction), filed April 23, 1975, published in the FEDERAL REGISTER issue of May 29, 1975, and republished as corrected this issue. Applicant: DIAMOND SAND & STONE CO., a Corporation, 155 East 21st Street, P.O. Box 4667, Jacksonville, Fla. 32201. Applicant's representative: L. H. Blow (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Road building and construction aggregates, mineral sand and ore*, in bulk, between points in Alabama, Florida, and Georgia, (2) *mineral sand and ore*, in bulk, from points in Florida to points in Mississippi, South Carolina, and Tennessee. The purpose of this republication is to correct the requested authority in this proceeding.

NOTE.—Applicant presently holds and will submit for cancellation duplicate authority to transport road building and construction aggregates between 128 counties in Alabama, Florida, and Georgia also bauxite ore between points in Alabama, Florida, and Georgia. Applicant is under common control with Petroleum Carrier Corporation of Florida and will submit for cancellation from that certificate duplicate authority to transport sand, from Clay and Putnam Counties, Fla., to points in Georgia. If a hearing is deemed necessary, the applicant requests it be held at either Jacksonville or Tallahassee, Fla.

No. MC 133082 (Sub-No. 4), filed July 22, 1975. Applicant: MOORE'S HAULING, INC., Broad and Sumneytown Pike, Lansdale, Pa. 19446. Applicant's representative: Peter A. Greene, 1625 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Philadelphia International Airport, located at Philadelphia, Pa., on the one hand, and, on the other, points in Hereford, Washington, Colebrookdale, and Douglass Townships of Berks County, Pa., and points in Chester County, Pa., restricted to the transportation of traffic having an immediately prior or immediately subsequent movemet by air.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Philadelphia, Pa.

No. MC 133097 (Sub-No. 11), filed July 18, 1975. Applicant: SYSTEM REEFER SERVICE, INC., 4614 Lincoln Avenue, Cypress, Calif. 90630. Applicant's representative: Charles E. Creager, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cake decorations, icing, decorator heads, and candles*, in vehicles equipped with mechanical refrigeration, from Easthampton, Mass., to points in California; and (2) *cake decorations, icing, decorator heads, and candles*, in mixed loads or shipments with *commodities* the transportation of which is partially exempt from regulation under the provisions of Section 203(b)(6) of the Interstate Commerce Act, in vehicles equipped with mechanical refrigeration, from Baltimore, Md., and its Commercial Zone, to points in California, under a continuing contract or contracts with McCormick & Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 133119 (Sub-No. 72), filed July 14, 1975. Applicant: HEYL TRUCK LINES, INC., 235 Mill St., P.O. Box 206, Akron, Iowa 51001. Applicant's representative: A. J. Swanson, 521 S. 14th St., P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas and agricultural commodities* otherwise exempt from economic regulation under Section 203(b)(6) of the Interstate Commerce Act, when transported in mixed loads with bananas, from the facilities of Chiquita Brands Inc., at Gulfport, Miss., to (1) points in Arizona, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, Nevada, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming, and (2) to ports of entry on the International Boundary line between the United States and Canada located at or near Pigeon River and Noyes, Minn.; Pembina and Portal, N. Dak., and Raymond and Sweetgrass, Mont., restricted in (2) above to the transportation of traffic moving to points in the provinces of Ontario, Manitoba, Saskatchewan, and Alberta.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Omaha, Nebr., or Boston, Mass.

No. MC 133828 (Sub-No. 5), filed July 21, 1975. Applicant: CASAZZA TRUCKING COMPANY, a Corporation, 1250 Glendale Avenue, Sparks, Nev. 89431. Applicant's representative: Earl Casazza (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Road construction machinery and equipment*, and *excavating and logging machinery and equipment*, the transportation of which because of size or weight requires the use of special equipment, between points in Nevada.

NOTE.—Applicant states that it intends to tack the above requested authority with that held in MC 133828 at points in Douglas, Lyon, and Ormsby Counties, Nev., and those points in Washoe County, Nev., located on and south of U.S. Highway 40, so as to perform service between points in Nevada and points in Alpine, El Dorado, Mono, Nevada, Placer, and Sierra Counties, Calif. If a hearing is deemed necessary, applicant requests it be held at Carson City or Reno, Nev.

No. MC 134483 (Sub-No. 4), filed July 21, 1975. Applicant: DONALD K. VINES, doing business as DON VINES TRUCKING, 13519½ E. Alondra Blvd., Santa Fe Springs, Calif. 90670. Applicant's representative: Donald Murchison, 9454 Wilshire Blvd., Suite 400, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible products*, prepared or other than prepared, in straight shipments or in mixed shipments with agricultural commodities exempt under Section 203(b)(6) of the Interstate Commerce Commission Act, between points in Phoenix, Tucson, and Nogales, Ariz., on the one hand, and, on the other, points in California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 134696 (Sub-No. 6), filed July 23, 1975. Applicant: BEAR CAT, INC., 2936 Hillyard Street, P.O. Box 1863, Klamath Falls, Oreg. 97601. Applicant's representative: John G. McLaughlin, 620 Blue Cross Bldg., 100 S.W. Market Street, Portland, Oreg. 97201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt, road oil, petroleum fuels, and cutter stock*, in bulk, from Arden, Nev., to points in Iron, Garfield, Kane, Washington, Beaver, and Piute Counties, Utah; Mohave County, Ariz.; San Bernardino, Kern, and Inyo

Counties, Calif., under a continuing contract or contracts with Witco Chemical Corporation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Portland, Oreg., or Los Angeles, Calif.

No. MC 134978 (Sub-No. 12), filed July 15, 1975. Applicant: C. P. BELUE, doing business as BELUE'S TRUCKING, Route 2, Chesnee, S.C. 29323. Applicant's representative: Mitchell King, Jr., P.O. Box 1628, Green Ville, S.C. 29602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer and dry fertilizer materials* (except in bulk, in tank vehicles), from points in Spartansburg County, S.C., to points in Georgia on or north of Interstate Highway 20.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C.

No. MC 135082 (Sub-No. 20), filed July 25, 1975. Applicant: BURSCH TRUCKING, INC., doing business as ROADRUNNER TRUCKING, INC., P.O. Box 26748, 415 Rankin Road, N.E., Albuquerque, N. Mex. 87125. Applicant's representative: D. F. Jones (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick and tile*, the loading or unloading of which requires the use of special equipment, and *commodities* incidental to the installation thereof (except commodities in bulk), from points in Kansas, Oklahoma, and Texas, to points in Arizona, Colorado, New Mexico, and Utah.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex., or Denver, Colo.

No. MC 135116 (Sub-No. 3), filed July 21, 1975. Applicant: RELIABLE TRANSFER COMPANY, a Corporation, 1911 Gillespie Avenue, Knoxville, Tenn. 37917. Applicant's representative: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except dangerous explosives and commodities in bulk), between the McGhee-Tyson Airport, at or near Knoxville, Tenn., on the one hand, and, on the other, Oak Ridge, Tenn., restricted to shipments having a prior or subsequent movement by air.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Knoxville, Tenn.

No. MC 135170 (Sub-No. 8), filed July 16, 1975. Applicant: TRI-STATE ASSOCIATES, INC., P.O. Box 188, Fedéralsburg, Md. 21632. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper articles*, from Hopewell, Va., to points in New Jersey, and Pennsylvania, under continuing contract or contracts with Continental Can Company, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 135236 (Sub-No. 8), filed July 23, 1975. Applicant: LOGAN TRUCKING, INC., 801 Erie Avenue, Logansport, Ind. 46947. Applicant's representative: Donald W. Smith, Suite 2465, One Indiana Square, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising paraphernalia*, from the plantsite of Champale, Inc., at Trenton, N.J., to points in Alabama, Arizona, Arkansas, California, Florida, Georgia, Idaho, Kansas, Mississippi, Montana, Nevada, New Mexico, North Carolina, North Dakota, Oregon, South Carolina, South Dakota, Utah, Virginia, Washington, West Virginia, Wyoming, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 135530 (Sub-No. 4) (Correction), filed May 12, 1975, published in the FEDERAL REGISTER issue of June 19, 1975, and republished as corrected this issue. Applicant: LAKE CENTER INDUSTRIES TRANSPORTATION, INC., 111 Market Street, Winona, Minn. 55987. Applicant's representative: Charles E. Nieman, 1110 Northwestern Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Electrical and electronic supplies, equipment, fittings and accessories, metals and metal parts, wire and wire products* (except commodities in bulk, in tank vehicles), (1) between the plantsite of Lake Center Industries in Chippewa Falls, Wis., on the one hand, and, on the other, the plant site-distribution center of Lake Center Industries in the town of High Forest, Minn., near Rochester, Minn.; and (2) between the plant site-distribution center of Lake Center Industries in the town of High Forest, Minn., near Rochester, Minn., on the one hand, and, on the other, Chicago, Ill., under a continuing contract or contracts with Lake Center Industries.

NOTE.—The purpose of this correction is to indicate the proper location of the distribution center of Lake Center Industries. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, St. Paul, or Winona, Minn.

No. MC 135846 (Sub-No. 3), filed July 17, 1975. Applicant: M. S. MOLITOR, doing business as MOLITOR TRUCKING, P.O. Box 252, Boulder, Mont. 59632. Applicant's representative: J. F. Meglen, P.O. Box 1581, Billings, Mont. 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, in containers, from Azusa and Los Angeles, Calif., and points in its Commercial Zone, to points in Montana, and *return* of empty bottles, cans, kegs, and pallets; and (2) *juices and mixes*, from Hayward and Sacramento, Calif., to Billings, Bozeman, Butte, Helena, Livingston, Missoula, and West Yellowstone, Mont.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Billings, Mont.

No. MC 135884 (Sub-No. 9), filed July 11, 1975. Applicant: STEVE CALDWELL, Route 1, Box 36, Adams, Oreg. 97810. Applicant's representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Ave., Portland, Oreg. 97210. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned and/or packaged, baby formula, soy beans, powdered soy milk and vegetable protein*, from points in Knox County, Ohio, to points in Alameda and Riverside Counties, Calif., and Multnomah County, Oreg., under a continuing contract or contracts with General Conference Corporation of Seventh-Day Adventists, d/b/a Loma Linda Foods.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 136065 (Sub-No. 3), filed July 21, 1975. Applicant: MTR, INC., 349 Empire Drive, Fremont, Nebr. 68025. Applicant's representative: A. J. Swanson, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed ingredients* (except liquid commodities, in bulk), (1) from Lincoln and Fremont, Nebr., to points in New Mexico, Arizona, California, Utah, Nevada, Oregon, Washington, Idaho, and Montana; (2) from Fredonia, Kans., to points in New Mexico, Arizona, California, Colorado, Utah, Nevada, and Nebraska; and (3) from Mankato, Minn., to points in Montana, Idaho, Washington, and Oregon.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 136446 (Sub-No. 7), filed July 22, 1975. Applicant: PRINCETON MESSENGER SERVICE, U.S. Route 1, Princeton, N.J. 08540. Applicant's representative: Harold G. Hernly, 118 North St. Asaph Street, Alexandria, Va. 22314. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Printed matter, parts, advertising and promotional materials, and materials and supplies* used or useful in the manufacture or distribution of the above commodities in specialized delivery service, between points in Mercer County, N.J., on the one hand, and, on the other, New York, N.Y., and points in its commercial zone, restricted against traffic having a prior or subsequent movement by air; and (2) *General commodities* (except commodities in bulk, commodities which because of their size or weight require special equipment, household goods as defined by the Commission, and Classes A and B explosives), between points in Burlington County, N.J., on the one hand, and, on the other, New York, N.Y., and points in its commercial zone, restricted against traffic having a prior or subsequent movement by air.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Los Angeles or San Francisco, Calif.

No. MC 138043 (Sub-No. 5), filed July 16, 1975. Applicant: F. W. CASPERSEN, 397 Palos Road, Glencoe, Ill. 60022. Applicant's representative: Donald S. Mullins, 4704 W. Irving Park Road, Chicago, Ill. 60641. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (A) *Radiopharmaceuticals, radioactive drugs, medical isotopes, and medical test kits*, (1) from Detroit City Airport and Detroit Metropolitan Wayne County Airport at or near Detroit, Mich., to points in Michigan; (2) from Carlstadt, N.J., to points in Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, and Wisconsin, and St. Louis, Mo.; (3) from Cleveland Hopkins Municipal Airport at or near Cleveland, Ohio, to points in Ohio; (4) from Greater Pittsburgh Airport near Pittsburgh, Pa., to points in Ohio, Pennsylvania, and West Virginia; (5) from St. Louis, Mo., to points in Minnesota, New Jersey, and New York; (6) from Chicago, Ill., to points in Minnesota; and (B) *Depleted radiopharmaceutical products*, in the reverse direction as shown in (1) through (5) above, (A) and (B) under a continuing contract or contracts with Mallinckrodt Nuclear.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill., or St. Louis, Mo.

No. MC 138308 (Sub-No. 7), filed July 18, 1975. Applicant: K.L.M. DISTRIBUTING, INC., 2102 Old Brandon Road, P.O. Box 6066, Jackson, Miss. 39208. Applicant's representative: Donald B. Morrison, 1500 Deposit Guaranty Plaza, P.O. Box 22628, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from the facilities of Scott Paper Company, at Mobile, Ala., to points in Los Angeles County, Calif.

NOTE.—Applicant holds contract carrier authority in MC 128592 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Mobile, Ala.

No. MC 139685 (Sub-No. 4), filed July 22, 1975. Applicant: SPEEDWAY CARRIERS, INC., 8714 East Cherry Avenue, P.O. Box 2218, Pomona, Calif., Fontana, Calif. 92335. Applicant's representative: Donald L. Stern, 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper* (pulpboard and fibreboard, not corrugated), in packages, from the facilities of the Beveridge Paper Co. at or near Indianapolis, Ind., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming, under a continuing contract or contracts with The Beveridge Paper Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Indianapolis, Ind.

No. MC 139962 (Sub-No. 1), filed July 24, 1975. Applicant: NORTH EAST EXPRESS, INC., P.O. Box 61, Mountaintop, Pa. 18707. Applicant's representative: Kenneth R. Davis, 121 S. Main Street, Taylor, Pa. 18517. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wall covering and equipment, supplies, and materials* used in the distribution, manufacture and installation thereof, between Hazle Township, Pa., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), restricted to a transportation service to be performed under a continuing contract or contracts with Standard Coated Products, a department of American Cyanamid Company.

NOTE.—Applicant holds common carrier authority in MC 133966 Sub 2 and others, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 140704 (Sub-No. 1) (Amendment), filed March 11, 1975 published in the FEDERAL REGISTER issue of April 3, 1975, and republished, as amended, this issue. Applicant: OKLAHOMA ASPHALT COMPANY, a Corporation, 10838 East Newton Place, Tulsa, Okla. 74116. Applicant's representative: Louis J. Bodnar, 417 Couch Drive, Oklahoma City, Okla. 73102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Heavy machinery and machinery* (except oilfield equipment and supplies, including pipe, tanks and tank materials), between points in Texas, Oklahoma, Arkansas and New Mexico, under a continuing contract or contracts with Consolidated Equipment Sales, Inc. of Tulsa, Okla.

NOTE.—The purpose of this republication is to restrictively amend (1) the type of carriage applicant seeks, and (2) the commodity and territorial descriptions. If a hearing is deemed necessary, applicant requests it be held at either Oklahoma City or Tulsa, Okla.

No. MC 140706 (Sub-No. 2), filed July 16, 1975. Applicant: HARNETT TRANSFER, INC., Route 4, Dunn, N.C. 28334. Applicant's representative: W. Glenn Johnson, 31 E. Harnett St., P.O. Box 146, Lillington, N.C. 27546. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen bakery products*, from the plant site of Allied Bakers, Inc., of Westbury, N.Y., to points in Maryland, Virginia, North Carolina, South Carolina, Georgia, Tennessee, Alabama, Mississippi, Louisiana, and Florida.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C. or Raleigh, N.C.

No. MC 140770 (Sub-No. 1), filed July 7, 1975. Applicant: BINGHAMTON-ITHACA EXPRESS, INC., 1301 Arterial Highway, P.O. Box 1133, Binghamton, N.Y. 13902. Applicant's representative: Norman M. Pinsky 345 South Warren Street, Syracuse, N.Y. 13202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment) between Binghamton and Ithaca, N.Y.: From Binghamton, N.Y. over New York Highway 17 and also 17C to Oswego, N.Y. (a) thence over New York Highway 96 and 96B to Ithaca, and also (b) from Oswego, N.Y. over New York Highway 38 to junction New York Highway 79, thence over New York Highway 79 to Ithaca, N.Y., serving all intermediate points and the off-route points of Brooktondale, Harford and Harford Mills, N.Y.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Binghamton or Syracuse, N.Y.

No. MC 140823 (Amendment), filed April 1, 1975, published in the FEDERAL REGISTER issue of May 15, 1975, and republished as amended this issue. Applicant: LYDEN HAULING COMPANY, a Corporation, 739 Andrews Avenue, Youngstown, Ohio 44505. Applicant's representative: George M. Jones, 900 City Centre One, Youngstown, Ohio 44503. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gasoline and distillates*, in tank vehicles, between Youngstown and Toledo, Ohio, on the one hand, and, on the other, points in Michigan, Pennsylvania and West Virginia, under a continuing contract or contracts with Lyden Oil Company and its wholly owned subsidiaries.

NOTE.—The purpose of this republication is to change the territorial scope of application which was previously published as a from and to movement. If a hearing is deemed necessary, the applicant requests it

be held at Cleveland, Ohio, or Washington, D.C.

No. MC 140833 (Correction), filed April 9, 1975, published in the FEDERAL REGISTER issue of May 22, 1975, and republished as corrected this issue. Applicant: GLEN-GARRY TRANSPORTATION LIMITED, Highway 34 South, Alexandria, Ontario KOC 1AO, Canada. Applicant's representative: James E. Wilson, 1032 Pennsylvania Bldg., Pennsylvania Ave. & 13th St., NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): Between ports of entry on the International Boundary line between the United States and Canada, at Rooseveltown, N.Y., and the United States Customs Compound: From the International Boundary line at Rooseveltown, N.Y., over New York Highway 128 to the U.S. Customs Compound and return over the same route, serving no intermediate points, restricted to the movement of foreign commerce for interchange of traffic with common carriers holding ICC Certificates.

NOTE.—It is ordered, That the order of July 31, 1975, by which the said matter was directed for handling under modified procedure, be, and it is hereby, vacated and set aside, Dated at Washington, D.C., this 6th day of August, 1975. The purpose of this republication is to correct the requested authority in this proceeding. If a hearing is deemed necessary, applicant requests it be held at either Messena, or Syracuse, N.Y.

No. MC 140871 (Sub-No. 2), filed July 11, 1975. Applicant: THOMAS S. BIANCO, 224 Yeoman, Springfield, Ill. 62704. Applicant's representative: Robert T. Lawley, 300 Reisch Bldg., Springfield, Ill. 62701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from the facilities of Anheuser-Busch, Inc., located at St. Louis, Mo., to Springfield, Ill., under a continuing contract or contracts with E. L. Schafer & Sons, Inc., located at Springfield, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Chicago, Ill. or St. Louis, Mo.

No. MC 140986 (Sub-No. 1), filed July 10, 1975. Applicant: GREAT NORTHERN TRUCK LINES, INC., Bank Street, Netcong, N.J. 07857. Applicant's representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, N.J. 08904. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Clay* (except in bulk), from Flanders, N.J., to points in Connecticut, Delaware, Kentucky, Maryland, Massachusetts, New Hampshire, New York, Ohio, Pennsylvania, Rhode Island, Tennessee and Washington, D.C.; and (2) *talc and materials and supplies* used in the manufacturing of ceramics (except in bulk), from points in Kentucky, Maryland, New York, Ohio, Pennsylvania and Tennessee to Flanders, N.J., under a continuing contract with Byrnes, Ceramic Supply Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Newark, N.J., or New York, N.Y.

No. MC 141054 (Sub-No. 2), filed July 16, 1975. Applicant: B & B PACKING TRANSPORT, LTD., 4801 West Cullom Ave., Chicago, Ill. 60641. Applicant's representative: J. Michael May, 1459 Peachtree St. NE., Suite 20, Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meat and packinghouse products* from Chicago, Ill., to points in the United States (except Alaska and Hawaii), under a continuing contract with B & B Packing Company, located at Chicago, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 141102 (Sub-No. 2), filed July 28, 1975. Applicant: RAY WILLIAMS, doing business as, EMRAY TRUCKING COMPANY, 97 Wegman Parkway, Jersey City, N.J. 07305. Applicant's representative: John Gero, 610 Belgrove Drive, Kearny, N.J. 07032. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Used transformers*, in shipper owned equipment, from Long Island City, West Nyack, Spring Valley, Monroe, Middletown, Yonkers and Eastview, N.Y.; Greenwich, Norwalk, Stamford, New Milford, Bethel, Waterbury, Meriden, New Britain, Bristol, Torrington, Madison, Willimantic, Mystic and Danielson, Conn., to Kearny, N.Y., under a continuing contract or contracts with G & S Motor Equipment Corp., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Newark, N.J.

No. MC 141114, filed July 3, 1975. Applicant: C. TRIPP, doing business as RETAILERS DELIVERY FACILITY CO., 901 Washington St., Wilmington, Del. 19899. Applicant's representative: C. Tripp (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clay products, garden supplies, snowmobiles, lawn ornaments, building materials, insecticides and garden trellises*, from points in the United States on and east of a line beginning at the mouth of the Hudson River where it joins the Atlantic Ocean thence northerly along the east bank of the Hudson River over U.S. Highway 9 to the International Boundary line between the United States and Canada, to points in the United States in and east of Minnesota, Iowa, Missouri, Arkansas and Louisiana, restricted to traffic under a continuing contract or contracts with Garden Merchandise & Supply Company. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141133, filed July 10, 1975. Applicant: STANLEY A. KNAPPENBERGER, 217 New Street, Walnutport, Pa. 18088. Applicant's representative: James A. Wimmer, 419 Delaware Avenue, Palmerton, Pa. 18071. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metals, scrap iron, scrap steel and crushed automobiles*, between points in Pennsylvania east of a line drawn north and south through the Borough of Lewistown, Mifflin County, and points in New York City, and points in Nassau, Suffolk and Westchester Counties, and points in New Jersey and Delaware, under a continuing contract or contracts with Wallace I. Putkowski Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Allentown, or Philadelphia, Pa.

No. MC 141151, filed July 10, 1975. Applicant: B-A CARTAGE CO., INC., 1600 S. Indiana, Chicago, Ill. 60616. Applicant's representative: Donald S. Mullins, 4704 W. Irving Park Road, Chicago, Ill. 60641. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass and glass products*, from Burns Harbor, Ind., to points in Illinois.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 141161, filed July 17, 1975. Applicant: CHARLES W. BOWMAN, R.R. 2, West Branch, Iowa 52501. Applicant's representative: Kenneth F. Dudley, 611 Church Street, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Refined corn products* in packages and containers, and *powdered milk* when moving in the same vehicle and at the same time with refined corn products, (1) from Decatur, Ill., to Iowa City, Iowa; and (2) from Iowa City, Iowa, to points in Arkansas, Illinois, Kansas, Kentucky, Louisiana, Minnesota, Missouri, Nebraska, Oklahoma, Tennessee and Texas, under a continuing contract or contracts with J. M. Swank Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill.; Kansas City, Mo. or Omaha, Nebr.

No. MC 141167, filed July 21, 1975. Applicant: LANGDON TRANSPORTATION, INC., 8195 Valley View Street, Buena Park, Calif. 90620. Applicant's representative: Milton W. Flack, 4311 Wilshire Boulevard, Suite 300, Los Angeles, Calif. 90010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Plastic cups, tumblers, dishes, containers, caps, covers, lids, and other plastic food servers*, with or without special promotional designs or advertising, from the plantsite of Tri-Plas, Inc. at or near La Palma, Calif., to points in the United States (excluding Alaska and Hawaii); and (2) *returned, refused or rejected shipments* of the commodities described in (1) above, from the destination points specified above to their respective origin points, restricted to a transportation service to be performed under a continuing contract, or contracts, with the Tri-Plas, Inc. of La Palma, Calif.; and (B) (1) *trunks, traveling bags, suitcases, footlockers, and related articles*, from the plantsite of Armored Trunk Mfg. Co., doing business as Armored Luggage Mfg. Co., at Hawthorne, Calif., to points and in the United States (excluding Alaska and Hawaii); (2) *returned, refused or rejected shipments* of the commodities described in (1) above, from the destination points specified in (1) above, to their respective origin points; and (3) *hardware, plastic articles, fabric, steel, paper cartons, and other articles* necessary in the manufacture of the commodities in (1) above, (a) from points in New York, North Carolina, South Carolina, Georgia, New Jersey, Virginia, Massachusetts, Missouri, Michigan and Kansas, to the plantsite of Armored Trunk Mfg. Co. dba Armored Luggage Mfg. Co. at Hawthorne, Calif.; and (b) from the plantsite of Armored Trunk Mfg. Co. dba Armored Luggage Mfg. Co. at Hawthorne, Calif., to the plantsite of Armored Trunk Mfg. Co. dba Armored Luggage Mfg. Co. at Jacksonville, Fla., restricted to a transportation service to be performed under a continuing contract or contracts, with Armored Trunk Mfg. Co. dba Armored Luggage Mfg. Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 141168, filed July 21, 1975. Applicant: LESLIE EUGENE ALSTON, 2715 Central Avenue, N.E., Washington, D.C. 20018. Applicant's representative: Leslie Eugene Alston (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prefinished custom masonry units* and *sound absorbing masonry units:* (1) from the plantsite of Nabco Glazed Products, Inc. in the District of Columbia, to points in Maryland and Virginia; and (2) between points in the District of Columbia, on the one hand, and, on the other, points in York, Cumberland and Dauphin Counties, Pa., under a continuing contract or contracts with Nabco Glazed Products, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141173 (Sub-No. 1), filed July 21, 1975. Applicant: RICHARD R. THOMAS AND DENNIS W. GRAF, doing business as WEST COAST HORSE TRANSPORTING, 4615 Hall Road, Santa Rosa, Sonoma County, Calif. 95401. Applicant's representative: Floyd H. Shebley, 311 California St., Suite 606, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Arabian and other show, breeding and race horses* (other than ordinary livestock), and *equipment and paraphernalia* incidental to the transportation, care, feeding and display of such horses, between Salt Lake City, Utah; Albuquerque, N. Mex.; Oklahoma City and Tulsa, Okla.; Hampton and Des Moines, Iowa; New York City, Syracuse and Rochester, N.Y.; Twin Falls, Idaho; Indianapolis and Brazil, Ind.; Detroit, Mich.; Owatonna and St. Paul, Minn.; Berlin and Danbury, Conn.; Clifton, N.J.; Baton Rouge, La.; Little Rock, Ark.; Kansas City, Mo.; Springfield and Chicago, Ill.; Omaha, Nebr.; Akron and Columbus, Ohio; Scranton, Pa., and Madison, Wis., on the one hand, and, on the other, points in California, Arizona, Nevada, Oregon, Washington, Colorado, and Texas in an non-radial movement.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either San Francisco, Sacramento, Santa, Rosa, Los Angeles, Reno or San Diego, Calif.

No. MC 141179, filed July 23, 1975. Applicant: JAMES R. MCVEIGH, doing business as CREST INTERSTATE TRUCKING CO., 1455 First Street, Norco, Calif. 91720. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd.—Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Butter, shortening, margarine, vegetable cooking oil and dessert topping* (other than bulk), in motor vehicles equipped with mechanical refrigeration, from points in Los Angeles County, Calif., to points in Arizona, Nevada, New Mexico, Oregon, Utah and Washington; (2) *butter and materials and supplies* used in the manufacture and distribution of commodities named in (1) above (other than bulk), from points in Oregon west of the Cascade Mountains to points in Los Angeles County, Calif.; and (3) *commodities* otherwise exempt under 203(b)(6) of the Interstate Commerce Act when transported in the same vehicle with commodities named in (2) above, under a continuing contract with Wilsey Foods, Inc., Los Angeles, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Riverside or Los Angeles, Calif.

No. MC 141180, filed July 21, 1975. Applicant: FLEECS BROTHERS, INC., P.O. Box 507, Sutherland, Nebr. 69165. Applicant's representative: A. J. Swanson, 521 South 14th Street, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed ingredients* (except liquid commodities in bulk), from Lincoln and Fremont, Nebr., to points in Colorado.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 141188, filed July 25, 1975. Applicant: MAURICE BLOCKER, doing business as, BLOCKER MILLING SERVICE, Old Highway 9 West, Waukon, Iowa 52172. Applicant's representative: James U. Mellick, P.O. Box 328, 24 West Main Street, Waukon, Iowa 52172. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed, fertilizer and grain*, in bags and in bulk, from points in Iowa within a territory described as follows: beginning at the intersection of the Mississippi River and the Minnesota-Iowa State Boundary line and extending southerly along the western bank of the Mississippi River to intersection Interstate Highway 80, thence westerly along Interstate Highway 80 to intersection U.S. Highway 71, thence northerly along U.S. Highway 71 to intersection Minnesota-Iowa State Boundary line, and thence along said boundary line to the points of beginning. to points in Minnesota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Waukon, Iowa or as close thereto as possible.

No. MC 141192, filed July 24, 1975. Applicant: DI CENSO TRANSPORT, INC., 35 Lyncrest Avenue, New City, N.Y. 10956. Applicant's representative: Ronald I. Shapps, 450 Seventh Avenue, New York, N.Y. 10001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bulbs, flowers, leaves, nursery stock, plant roots, trees, flower pots, handing ropes, and such commodites* as are sold or used by Nursery Plant Centers, and Greenhouses, excluding commodities in bulk, between Park Ridge, N.J.: Pearl River, N.Y., and the Commercial Zone of New York, N.Y., on the one hand, and, on the other, points in Maine, Vermont, New Hampshire, New York, Massachusetts, Connecticut, Rhode Island, New Jersey Pennsylvania, Michigan, Wisconsin, Illinois, Indiana, Ohio, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississppi and Florida, under a continuing contract or contracts with the Langeveld Bulb Co., Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 141193, filed July 28, 1975. Applicant: PAUL JOSEPH, doing business as JOSEPH'S EXPRESS, 543 Maplewood Avenue, Roselle Park, N.J. 07204. Applicant's representative: John L. Alfano, 550 Mamaroneck Avenue, Harrison, N.Y. 10528. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Beverages* (except malt beverages and beverages in bulk) and *beverage containers*, between points in New Jersey, on the one hand, and, on the other, points in Connecticut, New York and Pennsylvania, under a continuing contract or contracts with Coca-Cola Bottling Company of New York, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

PASSENGER APPLICATIONS

No. MC 42846 (Sub-No. 5), filed July 24, 1975. Applicant: SOMERSET BUS COMPANY, 157 Saylor Strect,

Somerset, Pa. 15501. Applicant's representative: Jerome Solomon, 3131 United States Steel Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in special operations, beginning and ending at points in Somerset County, Pa. and extending to points in the United States including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Somerset, (Somerset County), Pa.

No. MC 116140 (Sub-No. 6), filed July 16, 1975. Applicant: CAPITAL TRANSIT, INC., doing business as CONCORD COACH LINES, South Main Street, Concord, N.H. 03301. Applicant's representative: J. G. Dail, Jr., 1111 E Street, NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in one-way and round-trip special and charter operations, beginning and ending at points in Belknap, Carroll, Coos, Hillsborough, Merrimack, Rockingham, and Strafford Counties, N.H.; points in that part of Sullivan County, N.H., east of New Hampshire Highway 12; and points in that part of Grafton County, N.H., on and east of a line beginning at the Grafton-Merrimack County line and extending along U.S. Highway 4 to Canaan, N.H.; thence along New Hampshire Highway 118 to its junction with New Hampshire Highway 112, near North Woodstock, N.H.; thence along New Hampshire Highway 112 to its junction with New Hampshire Highway 116 near Easton, N.H.; thence along New Hampshire Highway 116 to Franconia, N.H.; thence along New Hampshire Highway 18 to its junction with U.S. Highway 3 near Franconia Notch, N.H.; thence along U.S. Highway 3 to the Grafton-Coos County line, and extending to points in the United States, including Alaska, but excluding Hawaii, restricted against the origination of charters at New London, N.H.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Concord, N.H.

No. MC 141183, filed July 21, 1975. Applicant: WESTERN TRAILWAYS MOTOR COACH LINES LTD., 417–44th Street east, Saskatoon Saskatchewan, Canada S7K OV9. Applicant's representative: Fred Meier (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round-trip charter operations, between points in the Province of Saskatchewan, Canada, on the one hand, and, on the other, points in Alaska, California, Colorado, Idaho, Illinois, Iowa, Michigan, Minnesota, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington and Wyoming, through ports of entry on the International Boundary line between the United States and Canada located in Washington, Idaho, Montana, North Dakota and Minnesota.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Fargo, N. Dak. or Billings, Mont.

BROKER APPLICATIONS

No. MC 130322, filed May 27, 1975. Applicant: ELSIE B. THORNTON & LUTHER C. TRIPP, a Partnership, doing business as, E & T TOURS (INC), 1005 Jones Avenue, Elizabeth City, N.C. 27909. Applicant's representative: Elsie B. Thornton (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Elizabeth City, N.C., to sell or offer to sell the transportation of *Passengers* as individuals and in groups, *and their baggage*, by motor common carriers, from points in Chowan, Perquimans, Pasquotank, Currituck and Camden Counties, N.C., to points in the United States (except Hawaii and Alaska). If a hearing is deemed necessary, the applicant requests it be held at either Norfolk, Va. or Elizabeth City, N.C.

No. MC 130330, filed July 14, 1975. Applicant: GRAMERCY TRAVEL SYSTEM, INC., 444 Madison Avenue, New York, N.Y. 10022. Applicant's representative: Ronald I. Shapss, 450 Seventh Avenue, New York, N.Y. 10001. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at New York, N.Y., to sell or offer to sell the transportation of *Passengers and their baggage*, in special and charter operations, by motor common carriers, (1) beginning and ending at New York, N.Y., and extending to points in the United States (except Alaska and Hawaii); and (2) from Phoenix, Ariz., to Las Vegas, Nev., restricted to passengers having an immediate prior or subsequent movement by air.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 130331, filed July 14, 1975. Applicant: MONARCH TOURS, INC., P.O. Box 692, Manchester, Mo. 63011. Applicant's representative: Donald R. Wilson, 940 Pierre Laclede Center, 7733 Forsyth Blvd., St. Louis, Mo. 63105. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Manchester, Mo., to sell or offer to sell the transportation of *Passengers and their baggage*, in charter operations, in round trip, all expense tours, by motor contract carrier at points in St. Louis, Mo. East St. Louis, Ill. Commercial Zone, St. Louis and St. Charles Counties, Mo. and extending to points in the United States, including Alaska but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 130332, filed July 18, 1975. Applicant: TRAVEL TOURS, a Partnership, 221 East Cherokee, P.O. Box 40, Wagoner, Okla. 74467. Applicant's representative: George F. Saunders, 610 National Foundation West Building, Oklahoma City, Okla. 73112. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Wagoner, Okla., to sell or offer to sell the transportation of *Passengers and groups of passengers, and their baggage*, by motor rail, and water carriers, from points in Wagoner County, Okla., to points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Oklahoma City or Tulsa, Okla.

No. MC 130333, filed July 22, 1975. Applicant: WILMINGTON TRAVEL SERVICE, INC., 1118 West Street, Wilmington, Del. 19801. Applicant's representative: William P. Jackson, Jr., 919 Eighteenth Street, N.W., Washington, D.C. 20006. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Wilmington and Newark, Del., to sell or offer to sell the transportation of *Individual passengers and groups of passengers and their baggage*, by motor carriers, between Wilmington and Newark, Del., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Wilmington, Del.

WATER CARRIER APPLICATION

No. W–414 (Sub-No. 10), filed May 14, 1975. Applicant: THE OHIO RIVER COMPANY, a Corporation, 1400 Provident Tower, Cincinnati, Ohio 45202. Applicant's representative: John Ladd Dean and Richard A. Zellner, 800 National City-E. 6th Bldg., Cleveland, Ohio 44114. Authority sought to engage in operation, in interstate or foreign commerce as a *common carrier* by water in the transportation of *Commodities generally*, by non-self-propelled vessels with the use of separate towing vessels, and by towing vessels in the performance of general towage, (1) between ports and points along (a) the Mississippi River, from Minneapolis, Minn., to Grafton, Ill., including the ports named; (b) the St. Croix River below and including Stillwater, Minn.; (c) the Minnesota River; (d) the Missouri River below and including Sioux City, Iowa; (e) the Tennessee River below and including Knoxville, Tenn., and its tributaries (including the Barkley Canal); (f) the Cumberland River below and including Celina, Tenn., and its tributaries (including the Barkley Canal); (g) the Yazoo River and its tributaries; (h) the Ouachita River; (i) the White River; (j) the Kentucky River, and (k) the Gulf-Intracoastal Waterway, from St. Marks, Fla., to Brownsville, Tex., and all tributaries and connecting ship channels, including the Arroyo Colorado to Harlingen, Tex., the Victoria Channel to Victoria, Tex., the Houston Ship Channel, the Trinity River, the Calcasieu River, the Atchafaya River, the Port Allen route between Baton Rouge, La., and the Gulf-Intracoastal Waterway, the Pearl and West Pearl Rivers, the Alabama River, the Mobile River, the Warrior River, the Black Warrior River (including the Locust and Mulberry Forks of the Black Warrior River and Short Creek), the Tombigbee River, the Apalachicola River, the Chattahoochee River, and the Flint River, including all ports named;

(2) On the Gulf of Mexico and connecting waterways between Tampa, Fla. (including all points on or reached via Tampa Bay) on the one hand, and, on the other, ports and points along the waterways specified in (1)(a) through (k), inclusive, above, and ports and points which Applicant is authorized to serve pursuant to its Sixth Amended Certificate and Order No. W–414 served January 25, 1974; and (3) between ports and points along the waterways specified in (1)(a) through (k), inclusive, on the one hand, and, on the other ports and points which Applicant is authorized to serve pursuant to its Sixth Amended Certificate and Order No. W–414 served January 25, 1975.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Cincinnati, Ohio.

FREIGHT FORWARDER APPLICATION

No. FF 471, filed May 19, 1975. Applicant: ASTRO INTERNATIONAL FREIGHT FORWARDERS, INC., 623 South Pickett Street, Alexandria, Va. 22304. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to engage in operation, in interstate commerce, as a *freight forwarder*, through use of the facilities of common carriers by railroad, motor vehicle, water and express, in the transportation of (A) *Used household goods and unaccompanied baggage;* and (B) *used automobiles*, between points in the United States, including Hawaii and Alaska, restricted in (B) to the transportation of export-import traffic.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify a location.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75–21197 Filed 8–13–75;8:45 am]





[Notice No. 831]

## ASSIGNMENT OF HEARINGS

AUGUST 11, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 98499 Sub 12, White Truck Line, Inc., now assigned September 9, 1975 at Atlanta, GA, is cancelled and application dismissed.
MC 41064 Sub 4, Kent Express, Inc., now assigned September 29, 1975, at Indianapolis, Ind., will be held in Cafeteria No. 4, State Office Building, 100 North Senate Avenue.
MC 98742 Sub 12, The Rocket Freight Lines, Co., now assigned September 15, 1975, at Oklahoma City, Okla., will be held in Room 5417, Federal Courthouse & Office Building, 200 N. W. 4.
MC 123407 Sub 187, Sawyer Transport, Inc., now assigned September 11, 1975, at Billings, Mont., is cancelled and application dismissed.
MC 139775 Sub 1, Cities Transit, Inc., now assigned September 10, 1975 at Tampa, Florida; will be held in Conference Room Federal Building, 500 Zack Street.
MC 80430 Sub 154, Gateway Transportation Co., Inc., now assigned September 15, 1975 at Orlando, Florida; will be held in the Kahler Plaza Inn, 151 E. Washington.
MC 73165 Sub 351, Eagle Motor Lines, Inc., now assigned September 23, 1975, at Salt Lake City, Utah, will be held in Room 314, Federal Annex Building, 135 South State Street.
MC 138875 Sub 22, Shoemaker Trucking Company, now assigned September 24, 1975, at Salt Lake City, Utah, will be held in room 314, Federal Annex Building, 135 South State Street.
MC 125433 Sub 25, F–B Truck Line Company, now assigned October 1, 1975, at San Francisco, Calif., will be held in Room 13025, 450 Golden Gate Avenue.
MC 134922 Sub 114, B. J. McAdams, Inc., now assigned September 29, 1975, at San Francisco, Calif., will be held in Room 13025, 450 Golden Gate Avenue.
FF 458, Transway Corporation, now assigned October 6, 1975, at Honolulu, Hawaii, will be held in Room 322–A, Federal Building, 3rd Floor, 335 Merchant Street.
MC 111729 Sub 497, Purolator Courier Corp., now assigned September 24, 1975, at Philadelphia, Pa.; will be held at the William J. Green, Jr. Federal Building, 600 Arch Street.
MC 111729 Sub 497, Purolator Courier Corp., now assigned September 29, 1975, at Boston, Mass., will be held on the Fifth Floor, 150 Causeway.
MC 111729 Sub 497, Purolator Courier Corp., now assigned October 2, 1975, at New York, N.Y., will be held in Room B–2231, Federal Building, 26 Federal Plaza.
MC 100666 Sub 286, Melton Truck Lines, Inc., now assigned September 30, 1975, at New Orleans, La., will be held in Room 265, West Courthouse (U.S. Court of Appeals), 600 Camp Street.
MC 109326 Sub 112, C & D Transportation Co., Inc., now assigned October 1, 1975, at New Orleans, La., will be held in Room 265 West Courthouse (U.S. Court of Appeals), 600 Camp Street.
MC 140466, W. H. McCann, M. B. Ethridge, and Mrs. R. E. Prince, DBA Prince Truck Line, now assigned October 6, 1975, at New Orleans, La., will be held in Room 265, West Courthouse, (U.S. Court of Appeals), 600 Camp Street.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc 75–21359 Filed 8–13–75;8:45 am]

[Notice No. 54]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 13, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 2, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC–75932. By order entered August 8, 1975, the Motor Carrier Board approved the transfer to Broughton's Trucking Co. Inc., Bridport, Vt., of the operating rights set forth in Permit No. MC–136469, issued December 29, 1972, to Francis G. Broughton, Bridport, Vt., authorizing the transportation of such commodities as are dealt in by a retailer of farm and agricultural supplies, from Millbury, Mass., to specified points in Vermont and New York. Francis G. Broughton, Box 5, Bridport, Vt. 05734, representative for applicants.

No. MC–FC–76013. By order entered August 8, 1975, the Motor Carrier Board approved the transfer to Claire Larson, Pipestone, Minn., of the operating rights set forth in Certificate No. MC 105058, issued June 14, 1962, to Barnes Truck Service, Inc., Pipestone, Minn., authorizing the transportation of various specified commodities, from, to, or between specified points and places in Wisconsin, Iowa, Minnesota, Illinois, and South Dakota. F. H. Kroeger, 1745 University Ave., St. Paul, Minn. 55104, practitioner for applicants.

No. MC–FC–76023. By order entered August 8, 1975 the Motor Carrier Board approved the transfer to Presley Tours, Inc., Makanda, Ill., of the operating rights set forth in License No. MC 12185, issued January 11, 1962, to Batcheler Educational Field Trips, Inc., Tyrone, Pa., authorizing operations as a broker at Tyrone, Pa., in connection with transportation by motor vehicle in interstate or foreign commerce of passengers and their baggage, between points in the United States, except Hawaii and Alaska. S. Harrison Kahn, Suite 733, Investment

Building, Washington, D.C. 20005, attorney for applicants.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21360 Filed 8-13-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

### Elimination of Gateway Letter Notices

AUGUST 11, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 25, 1975. A copy must also be served upon applicant or its representatives. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 115840 (Sub-E96), filed December 30, 1974. Applicant: COLONIAL FAST FREIGHT, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such materials and supplies* (except commodities in bulk), used in the operations of a foundry as are also used in the operation, production, processing, or transportation of iron and steel articles, cranes, and sand hoppers, elevators, conveyors, dust collectors, and meter boxes as are embraced in iron and steel mill products and commodities the transportation of which because of size or weight require the use of special equipment, and related machinery parts and related contractors' materials and supplies when their transportation is incidental to the transportation of commodities which by reason of size or weight require special equipment, (1) from points in California to points in Tennessee, Mississippi, Georgia, and Florida; (2) from points in Washington, Idaho, and Nevada to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee), Georgia, Florida, and that portion of Mississippi on and east of U.S. Interstate 55; (3) from points in Arizona to points in Florida, Georgia, Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee), and points in that portion of Mississippi on and east of Interstate Highway 55; (4) from points in Montana and Wyoming to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee), Georgia, Florida, and Mississippi; (5) from points in Colorado, New Mexico, and Utah, to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee), Georgia, Florida, and points in that portion of Mississippi on and east of Interstate Highway 55; (6) from points in North Dakota and South Dakota to points in Tennessee on and east of U.S. Highway 27, Georgia, and Florida; (7) from points in Nebraska and Kansas to points in Georgia, Florida and Mississippi on and south of Interstate Highway 20;

(8) From points in Texas and Oklahoma to points in Georgia and Florida; (9) from points in Minnesota, Wisconsin, Iowa, Michigan, Illinois to points in Georgia and Florida; (10) from points in Missouri and Arkansas to points in Georgia and Florida; (11) from points in Michigan and Indiana to points in Mississippi, points in Louisiana east of the Mississippi River, points in Florida and points in Georgia on and south of Interstate Highway 20; (12) from points in Maine, Vermont, New Hampshire, New York, New Jersey, Massachusetts, Connecticut, Rhode Island, Pennsylvania, Maryland, Delaware, West Virginia, Virginia to points in Louisiana east of the Mississippi River, points in Mississippi and points in that portion of Florida east of U.S. Highway 231, and points in that portion of Georgia beginning at the Georgia-Alabama State Line on and south of U.S. Highway 78 to its intersection with Alternate U.S. Highway 27, thence south on and west of U.S. Alternate Highway 27 to its intersection with U.S. Highway 27, thence south on and west of U.S. Highway 27 to the Georgia-Florida State line; (13) from points in North Carolina and South Carolina to points in Mississippi and Louisiana east of the Mississippi River; (14) from points in Ohio and Kentucky to points in Georgia on and south of U.S. Highway 80, Florida, and that portion of Mississippi on and south of Interstate Highway 20; (15) from points in Louisiana to points in Georgia on and north of Interstate Highway 20 and points in that portion of Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee); (16) from points in Tennessee on and west of Interstate Highway 65 (including Davidson County, Tennessee) to points in Florida and points in that portion of Georgia on and south of U.S. Highway 82; (17) from points in Tennessee on and east of U.S. Highway 127 to points in Louisiana east of the Mississippi River and points in Mississippi on and south of Interstate Highway 20; (18) from points in Georgia on and north of Interstate Highway 20 to points in Louisiana east of the Mississippi River and points in that portion of Mississippi on and north of Interstate Highway 20; (19) from points in Florida on and east of Interstate Highway 75 to points in Tennessee on and east of Interstate Highway 65 (including Davidson County, Tennessee), and points in that portion of Mississippi on and north of U.S. Highway 82. The purpose of this filing is to eliminate the gateway of Holt and Bessemer or Birmingham, Ala.

No. MC 115840 (Sub-No. E99), filed May 2, 1975. Applicant: COLONIAL FAST FREIGHT LINES, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Zinc ingots, bars, sows,* and *nonferrous scrap metals*, which because of size or weight require the use of special equipment (except in dump vehicles), between Steele, Ala., on the one hand, and, on the other, points in Florida, Georgia, Mississippi, Louisiana, east of the Mississippi River, and points in that portion of Tennessee on and west of Interstate Highway 65 and on and north of Interstate Highway 40. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115840 (Sub-No. E102), filed May 2, 1975. Applicant: COLONIAL FAST FREIGHT LINES, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies* used in the agriculture, water treatment, food processing, and institutional supply industries, as embraced in aluminum and zinc ingots, bars, sows, and non-ferrous scrap metals, (1) from those points in that part of Alabama bounded on the north by U.S. Highway 84 from the Alabama-Mississippi State line to junction U.S. Highway 31, thence along U.S. Highway 31 to the Alabama-Florida State line at, and including, Flomaton, thence westward and southward from Flomaton along the Alabama-Florida State line to the Gulf of Mexico; and on the west by the Alabama-Mississippi State line from the Gulf of Mexico to U.S. Highway 84, to points in Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Illinois, Michigan, Minnesota, Indiana, Ohio, Kentucky, West Virginia, Virginia, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Pennsylvania, Massachusetts, New Hampshire, Vermont, Maine, North Carolina, South Carolina, Tennessee on and east of Interstate Highway 65 (including Davidson County);

(2) From points in that part of Alabama bounded on the north by U.S. Highway 82 from the Alabama-Mississippi State line eastward to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Alabama-Mississippi State line, to points in Nebraska, Kansas, South Dakota, Delaware, Kentucky east of Interstate Highway 65, North Dakota, Iowa, Wisconsin, Illinois, Minnesota, Michigan, Missouri, Virginia,





West Virginia, Maryland, Indiana, Ohio, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine, North Carolina, South Carolina, and Tennessee on and east of Interstate Highway 65 (including Davidson County); (3) from points in that part of Alabama located at the intersection of Alabama Highway 5 and U.S. Highway 278 extending along U.S. Highway 278 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction U.S. Highway 82, thence along U.S. Highway 82 to the Alabama-Mississippi State line, thence northward to U.S. Highway 78 to junction U.S. Highway 278, thence along U.S. Highway 278 to junction Alabama Highway 5, to points in Texas, Oklahoma, Nebraska, Kansas, South Dakota, Tennessee on and east of Interstate Highway 65, North Dakota, Iowa, Wisconsin, Michigan, Minnesota, West Virginia, Pennsylvania, Delaware, Maryland, New Jersey, Virginia, New York, Connecticut, Alabama on and east of Interstate Highway 59 and north of Interstate Highway 20, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine, North Carolina, Ohio, Kentucky east of Interstate Highway 65, South Carolina, Tennessee on and east of Interstate Highway 65 (including Davidson County), and Florida on and east of U.S. Highway 231, and Georgia on and north of Interstate Highway 20;

(4) From points in that part of Alabama located at the intersection of Alabama Highway 79 and U.S. Highway 231 extending along U.S. Highway 231 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction Alabama Highway 77, thence along Alabama Highway 77 to junction U.S. Highway Alternate 231 located at Talladega (including Talladega), thence along U.S. Highway Alternate 231 to junction Alabama Highway 22, thence along Alabama Highway 22 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction Interstate Highway 65, thence along Interstate Highway 65 to Birmingham (including Birmingham), thence along U.S. Highway 31 to junction Alabama Highway 79, thence along Alabama Highway 79 to junction U.S. Highway 231, to points in Texas, Montana, Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Michigan, Illinois, Minnesota, Indiana, Ohio, Kentucky, West Virginia, Virginia, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Pennsylvania, Massachusetts, New Hampshire, Vermont, Maine, Oklahoma, Missouri, North Carolina, South Carolina, Georgia on and north of Interstate Highway 20, and Florida on and east of U.S. Highway 319 (from the Florida-Georgia State line to Carrabelle);

(5) From points in that part of Alabama at the intersections of U.S. Alternate Highway 231 and Alabama Highway 77 at Talladega extending along Alabama Highway 77 to junction Alabama Highway 22, thence along Alabama Highway 22 to junction U.S. Highway 280, thence along U.S. Highway 280 to junction Alabama Highway 49 at Dadeville (including Dadeville), thence along Alabama Highway 49 to junction Alabama Highway 14, thence along Alabama Highway 14 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction U.S. Highway 82 at Montgomery (including Montgomery), thence along U.S. Highway 82 to junction Alabama Highway 22, thence along Alabama Highway 22 to junction U.S. Highway 231, thence along U.S. Highway 231 at Sylacauga (including Sylacauga) to junction Alabama Highway 77, to points in Nebraska, Kansas, South Dakota, North Dakota, Iowa, Wisconsin, Michigan, Illinois, Minnesota, Indiana, Delaware, Ohio, Kentucky, West Virginia, Maryland, New Jersey, New York, Connecticut, Rhode Island, Texas, Pennsylvania, Massachusetts, New Hampshire, Vermont, Maine, Tennessee, North Carolina, South Carolina, Arkansas, Missouri, and Oklahoma; and Georgia on and east of Interstate Highway 65 and Florida on and east of U.S. Highway 231; Louisiana on and west of the Mississippi River;

(6) From points in that part of Alabama at the intersection of Interstate Highway 65 and U.S. Highway 278 extending along U.S. Highway 278 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction U.S. Highway 278, thence along U.S. Highway 278 to junction Alabama Highway 75, thence along Alabama Highway 75 to junction Alabama Highway 35, thence along Alabama Highway 35 to junction Alabama Highway 9, thence along Alabama Highway 9 to junction U.S. Highway 411, thence along U.S. Highway 411 to junction U.S. Highway 431, thence along U.S. Highway 431 to junction Alabama Highway 21 at Anniston (including Anniston), thence along Alabama Highway 21 to junction Alabama Highway 77, thence along Alabama Highway 77 to junction Interstate Highway 20, thence along Interstate Highway 20 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction Alabama Highway 79, thence along Alabama Highway 79 to junction Interstate Highway 65 at Birmingham (including Birmingham), thence along Interstate Highway 65 to junction U.S. Highway 278, to points in Texas, Nebraska, Kansas, South Dakota, North Dakota, New York, Connecticut, Massachusetts, New Hampshire, Vermont, Maine, Pennsylvania, Minnesota, Virginia, West Virginia, Rhode Island, Maryland, North Carolina, South Carolina, Kentucky, Tennessee, Georgia, Florida, Louisiana, Mississippi, Ohio, Indiana, Illinois, Michigan, Wisconsin, Iowa, Missouri, Arkansas, Oklahoma, Delaware, New Jersey, and points in Alabama on and south of U.S. Highway 84. The purpose of this filing is to eliminate the gateway of Steele, Ala.

No. MC 115841 (Sub-E20), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, (except in bulk, in tank vehicles), from Decatur, Ala. to (A) points in Virginia, West Virginia, and points in North Carolina on and east of U.S. Highway 85 (Birmingham, Ala. and Chattanooga, Tenn.);* (B) points in California, Washington, and Oregon (Birmingham, Ala.);* (C) points in Maryland and Delaware. (Birmingham, Ala. and Knoxville, Tenn.);* (D) Missouri, Oklahoma, Texas, points in Kansas and Nebraska which are on and east of U.S. Highway 81, and points in Louisiana north and west of a line beginning at the Louisiana-Mississippi State line and extending along U.S. Highway 55 to junction U.S. Highway 10, to the Louisiana-Texas State line (points in Tennessee west of the Tennessee River);* (E) points in New Jersey, Pennsylvania, New York, Connecticut, Rhode Island, and Massachusetts. (Birmingham, Ala.);* and (F) points in Wisconsin and Minnesota, (Birmingham, Ala. and Nashville, Tenn.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E22), filed June 3, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Edible cheese products, and meats, meat products and meat by-products*, as defined by the Commission, (a) from the Armour & Co. plant site at Washington, Ind., and the warehouses of Armour & Co., at Evansville, Ind., to points in California on and west of a line beginning at the United States-Mexico International Boundary line extending along U.S. Highway 10 to junction U.S. Highway 5, thence along U.S. Highway 5 to junction California Highway 99, thence along California Highway 99 to the California-Oregon State line; (b) from the warehouses of Armour & Co. at Indianapolis, Ind., to points in California on and south of a line beginning at the United States-Mexico International Boundary line extending along U.S. Highway 10 to junction California Highway 78, thence along California Highway 78 to the Pacific Ocean, including San Diego County; (c) from the facilities of Klarer of Kentucky, Inc., at Louisville, Ky., to points in California and points in Oregon on and west of U.S. Highway 5. (Birmingham, Ala.*). (2) *Edible meats, meat products, and meat by-products*, as defined by the Commission, (except liquid commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, (a)(1) from the warehouses of Armour &

Co. at Indianapolis, Ind., to Beaumont, Tex. and (2) from the facilities of Klarer of Kentucky, Inc., at Louisville, Ky., to points in Texas on and south of U.S. Highway 10. (Montgomery, Ala.*); (b) (1) from the facilities of Armour & Co. at Evansville, Indianapolis and Washington, Ind., to points in Arkansas on and south of U.S. Highway 82; and ( ) from the facilities of Klarer of Kentucky, Inc., at Louisville, Ky., to points in Arkansas. (Nashville, Tenn.*), restricted to the transportation of shipments originating at the above-named facilities. The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 115841 (Sub-No. E81), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Alabama 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Edible dairy products*, as defined by the Commission, unfrozen, (except in bulk), in vehicles equipped with mechanical refrigeration, (a)(1) from Adams, Chateaugay, Carthage, N.Y., to points in California on, west and south of a line beginning at the California-Oregon State line and extending along U.S. Highway 5 to junction California Highway 99 to junction California Highway 58, to junction U.S. Highway 15, to the California-Nevada State line; (2) from Cuba, N.Y., to points in California on and south of U.S. Highway 10, and Los Angeles County, Cal. (Chattanooga, Tenn. and Birmingham, Ala.)* (b) from Adams, Chateaugay, Carthage and Cuba, N.Y. to points in Alabama, Mississippi, Louisiana, and points in Arkansas on and south of U.S. Highway 40 (Chattanooga, Tenn.)* (c)(1) from Chateaugay and Cuba, N.Y. to points in Texas (2) from Adams and Carthage, N.Y., to points in Texas on and south of U.S. Highway 40 (Chattanooga, Tenn., and Birmingham, Ala.)* (d) from Adams, Chateaugay, Carthage and Cuba, N.Y., to Little Rock and Blytheville, Ark., and Little Rock Air Force Base at or near Jacksonville, Ark. (Nashville, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E121), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods* (except frozen fruits, frozen berries and frozen vegetables) and *frozen fruits, frozen berries and frozen vegetables*, when moving in mixed loads with frozen foods, from Seabrook, N.J., to points in Arkansas, Louisiana, Mississippi, Texas and Oklahoma (points in Tennessee west of the Tennessee River*); (2) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Seabrook, N.J., to (a) points in Alabama and points in Georgia on and west of U.S. Highway 75 (Chattanooga, Tenn.*), (b) points in California, Washington, and Oregon (Birmingham, Ala.*), and (c) points in Florida (Atlanta, Ga.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 115841 (Sub-E140), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 11th St. NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: frozen edible fruits, in vehicles equipped with mechanical refrigeration, (A)(1) from Brockport and Fairport, N.Y., to points in Georgia. (2) from Ontario, Marion, and Westfield, N.Y., to points in Georgia and Alabama. (3) from Geneva, N.Y. to points in Alabama and points in Georgia on and east of U.S. Highway 75. (4) from Red Creek, Morton, Hilton, Sodus, Wallington, Williamson, Wolcott, Mariboro, Clermont, Claverack, Hudson and Highland, N.Y., to points in Alabama and points in Georgia on and west of U.S. Highway 75. (5) from North Rose, N.Y., to points in Georgia on and west of U.S. Highway 75 which are on and south of U.S. Highway 80 and points in Alabama. (Chattanooga, Tenn.)* (B) from Brockport, Fairport, Ontario, Geneva, Marion, Red Creek, Morton, Hilton, Westfield, North Rose, Sodus, Wallington, Williamson, Wolcott, and Marlboro, N.Y. to Houston, Tex. (Tennessee)* (C)(1) from Brockport, Hilton, Sodus, Marlboro, to points in California. (2) from Fairport, Ontario, Geneva, Marion, Red Creek, Morton, North Rose, Wallington, Williamson, Wolcott, N.Y., to points in California on, west and south of a line beginning at the California-Oregon State line and extending along U.S. Highway 5, to junction California Highway 99, to junction California Highway 58, to junction U.S. Highway 66, to the California-Nevada State line. (3) from Westfield, N.Y., to points in California on and south of U.S. Highway 10. (Birmingham, Ala.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E144), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables*, in vehicles, equipped with mechanical refrigeration, (A)(1) from points in New York on and west of U.S. Highway 81 to points in California on and south of U.S. Highway 10 (including Los Angeles County); (2) from points in New York on and east of U.S. Highway 81 and north of U.S. Highway 84, to points in California on and west of a line beginning at the California-Oregon State line extending along U.S. Highway 5 to junction California Highway 99, thence along California Highway 99 to junction California Highway 58, thence along California Highway 58 to junction U.S. Highway 66, thence along U.S. Highway 66 to the California-Nevada State line; (3) from points in New York on and south of U.S. Highway 84 to points in California (Birmingham, Ala.*): (B) from points in New York to points in Florida (Atlanta, Ga.*): (C)(1) from points in New York on and south of U.S. Highway 84 to points in Alabama, Mississippi, Louisiana, Arkansas, and points in Georgia on and west of U.S. Highway 75; (2) from points in New York on and east of U.S. Highway 81 and north of U.S. Highway 84 to points in Louisiana, Mississippi, points in Arkansas on and south of U.S. Highways 40 and 30, points in Georgia on and west of U.S. Highway 75, and points in Alabama on and south of a line beginning at the Alabama-Georgia State line extending along U.S. Highway 59 to junction U.S. Highway 78 (including Jefferson County), thence along U.S. Highway 78 to the Alabama-Mississippi State line; (3) from points in New York on and west of U.S. Highway 81, to points in Mississippi on and south of U.S. Highway 84, points in Alabama on and south of U.S. Highway 59, and points in Louisiana on and south of U.S. Highways 10 and 12 (Atlanta, Ga., and Chattanooga, Tenn.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 115841 (Sub-No. E146), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from the plant site of Town Square Foods, Inc., at Salt Lake, Pa.; (a) to points in Arkansas on and south of a line beginning at the Arkansas-Mississippi State line and extending along U.S. Highway 65 to junction U.S. Highway 270, thence along U.S. Highway 270 to junction U.S. Highway 70, thence along U.S. Highway 70 to the Arkansas-Oklahoma State line, and points in California on and south of U.S. Highway 10 (including Los Angeles County) (Birmingham, Ala.)*; and (b) to points in Florida (Atlanta, Ga.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E148), filed June 4, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to points in Connecticut, Illinois, Indiana, Kentucky, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, West Virginia, Arkansas, and that portion of Virginia on and north of Interstate Highway 64 and U.S. Highway 360 and that portion of Mississippi on and north of U.S. Highway 84, and Louisiana (Chattanooga, Tenn.)*; (b) to points in California, Oregon, and Washington (Birmingham, Ala.)*; (2) *Frozen foods* and *fresh edible fruits and vegetables*, from Atlanta, Ga., to points in Tennessee on and west of U.S. Highways 45 and 45E, points in Arkansas, Mississippi, Louisiana, and points in Alabama on and west of a line beginning at the Alabama-Tennessee State line and extending along U.S. Highway 65 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 80, thence along U.S. Highway 80 to the Alabama-Mississippi State line (including Jefferson County) (Birmingham, Ala.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E152), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC. P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor, vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to points in Indiana on and north of U.S. Highway 50, points in Ballard and McCracken Counties, points in New York on and west of Interstate Highway 87, points in Erie County, points in Tennessee on and west of U.S. Highways 45 and 45E, and points in Illinois, Maine, Michigan and Wisconsin. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-No. E153), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor, vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., (a) to points in Connecticut, Massachusetts, New Jersey, Rhode Island, and points in Pennsylvania on and east of a line beginning at the New Jersey-Pennsylvania State line and extending along Pennsylvania Highway 320 to junction Interstate Highway 76, to junction the Pennsylvania Turnpike Extension, to junction Interstate Highway 81, to the New York-Pennsylvania State line (including Wilkes-Barre) (Chattanooga, Tenn.)* (b) to points in Maine, Vermont and New Hampshire, (Chattanooga, Tenn., and Glassboro, Gloucester, Englishtown, Seabrook, and Swedesboro or Vineland, N.J.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.





No. MC 115841 (Sub-No. E154), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. BOX 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products*, and *frozen edible meat by-products*, and *frozen edible dairy products*, in vehicles equipped with mechanical refrigeration, from Altanta, Ga., (a) to points in Connecticut, Massachusetts, New Jersey, Rhode Island, points in New York on and east of Interstate Highway 87, and points in Pennsylvania on and east of a line beginning at the New Jersey-Pennsylvania State line and extending along Pennsylvania Highway 320, to junction Interstate Highway 76, to junction the Pennsylvania Turnpike Extension, to the New York-Pennsylvania State line (including Wilkes-Barre), (Chattanooga, Tenn.)* (b) to points in Maine, Vermont and New Hampshire, (Chattanooga, Tenn., and Glassboro, Gloucester, Englistown, Seabrook, Swedesboro, or Vineland, N.J.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks.

No. MC 115841 (Sub-No. E155), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh fruits* and *fresh vegetables*, in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to points in Connecticut, Illinois, Indiana, Kentucky, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, and Rhode Island. The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn.

No. MC 115841 (Sub-No. E156), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products*, and *frozen edible meat by-products*, and *frozen edible dairy products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Memphis, Tenn., to points in South Carolina (except Chesterfield and Marlboro Counties), points in Georgia on and south of Interstate Highway 85, and points in North Carolina on and east of North Carolina Highway 18. The purpose of this filing is to eliminate the gateways of Birmingham, Ala., and Atlanta, Ga.

No. MC 115841 (Sub-No. E157), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 19327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products and frozen edible articles distributed by meat packinghouses*, as defined by the Commission, (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plant-site and storage facilities of Swift and Company at or near Glenwood, Iowa, (1) to points in Florida, North Carolina, South Carolina (except Chesterfield and Marlboro Counties), and points in Alabama on and east of U.S. Highway 31 (except Montgomery). (Nashville, Tenn. and Atlanta, Ga.)* (2) to Atlanta, Ga. (Nashville, Tenn.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E159), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Frozen fruits* and *frozen vegetables*, in vehicles equipped with mechanical refrigeration, from Fairport, Ontario and Webster, N.Y., to points in Florida. The purpose of this filing is to eliminate the gateways of Nashville, Tenn., and Atlanta, Ga.

No. MC 115841 (Sub-E245), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products and frozen edible articles distributed by meat packinghouses*, as defined by the Commission, (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plant-site and storage facilities of Swift and Company at or near Glenwood, Iowa, (1) to points in Florida, North Carolina, South Carolina (except Chesterfield and Marlboro Counties), and points in Alabama on and east of U.S. Highway 31 (except Montgomery). (Nashville, Tenn. and Atlanta, Ga.)* (2) to Atlanta, Ga. (Nashville, Tenn.)* The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E263), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Frozen poultry, frozen seafood, frozen fruits and vegetables, and frozen foods, when moving in mixed loads with frozen poultry, frozen seafoods, and frozen fruits and vegetables, in vehicles equipped with*

*mechanical refrigeration,* (1) from points in Delaware to points in Texas and points in Oklahoma on and south of a line beginning at the Oklahoma-Arkansas State line on and south of Oklahoma Highway 7, to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line; (2) from points in Maryland on and east of the Chesapeake Bay to points in Oklahoma on and south of U.S. Highway 70 and points in Texas on and south of U.S. Highway 40; (3) from points in Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal to points in Texas and Oklahoma. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E264), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen poultry, frozen seafood, frozen fruits and vegetables and frozen foods, when moving in mixed loads with frozen poultry, frozen seafoods, and frozen fruits and vegetables, in vehicles equipped with mechanical refrigeration,* from points in Delaware, Maryland, and Virginia east of the Chesapeake Bay and south of the Chesapeake and Delaware Canal, to points in California and Oregon. The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E268), filed May 22, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible beef, lamb, and veal cuts,* in vehicles equipped with mechanical refrigeration from New York, N.Y., to points in Oklahoma on and south of U.S. Highway 70 and points in Texas on and south of U.S. Highway 82. The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E269), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible beef, lamb, and veal cuts,* in vehicles equipped with mechanical refrigeration, from New York, N.Y., to points in California and points in Oregon on and west of U.S. Highway 395. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E270), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen prepared foods,* in vehicles, equipped with mechanical refrigeration, from New York, N.Y., Union City and Jersey City, N.J., and Philadelphia, Pa., to points in Arkansas on and south of U.S. Highways 40 and 30 (including Little Rock). The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn., Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E271), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen prepared foods,* in vehicles equipped with mechanical refrigeration, (1) from New York, N.Y., Union City and Jersey City, N.J., to points in Oklahoma on and south of U.S. Highway 70 and points in Texas on and south of U.S. Highway 82, (2) from Philadelphia, Pa., to points in Texas on and south of U.S. Highway 20. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala. and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E272), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen prepared foods,* in vehicles equipped with mechanical refrigeration, (1) from New York, N.Y., Union City and Jersey City, N.J., to points in Oregon on and west of U.S Highway 395 and points in California; (2) from Philadelphia, Pa., to points in California, and points in Oregon on and west of U.S. Highway 5. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-No. E273), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible bakery products, and frozen edible dessert topping and bakery goods topping,* in vehicles equipped with mechanical refrigeration, (1) from Chadds Ford, Pa., to points in California and points in Oregon on and east of Interstate Highway 5; (2) from Marysville, Pa., to points in California on and west of a line beginning at the California-Nevada State line extending along U.S. Highway 395 to junction California Highway 139, thence along California Highway 139 to the California-Oregon State line, and points in Oregon on and west of a line beginning at the Oregon-California State line extending along Interstate Highway 5 to junction U.S. Highway 101, thence along U.S. Highway 101 to the Oregon-Washington State line; (3) from Morgantown, Pa., to points in California and points in Oregon on and west of U.S. Highway 97; (4) from Pottstown, Pa., to points in California on and west of a line beginning at the California-Nevada State line extending along U.S. Highway 395 to junction California Highway 139, thence along California Highway 139 to the California-Oregon State line, and points in Oregon on and west of U.S. Highway 395. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E274), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* in vehicles equipped with mechanical refrigeration, from Boston, Mass., to points in Arkansas on and south of Interstate Highways 40 and 30. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E275), filed, May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION CORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* (except frozen fruits, berries and vegetables), and *frozen fruits, berries and vegetables,* when moving in mixed loads with frozen foods, in vehicles equipped with mechanical refrigeration, to points in Texas (except Dallas, Fort Worth, Houston, and San Antonio), and points in Oklahoma (except Tulsa and Oklahoma City) on and south of U.S. Highway 70. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala. and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E276), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* in vehicles equipped with mechanical refrigeration, from Boston, Mass., to points





in California on and west of Interstate Highway 5 and points in Oregon and west of a line beginning at the Oregon-California State line and extending along Interstate Highway 5 to junction Oregon Highway 22, to junction U.S. Highway 101 to the Oregon-Washington State line. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlantic, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E277), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201, Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible cured meats and frozen edible confectionery,* in vehicles equipped with mechanical refrigeration, from Boston, Mass., to points in Arkansas on and south of Interstate Highways 40 and 30. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn, Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E278), filed May 22, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible cured meats and frozen edible confectionery,* in vehicles equipped with mechanical refrigeration, from Boston, Mass., to points in Texas (except Dallas, Fort Worth, Houston, and San Antonio), and points in Oklahoma (except Tulsa and Oklahoma City) on and south of U.S. Highway 70. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E279), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen edible cured meats and frozen edible confectionery,* in vehicles equipped with mechanical refrigeration, from Boston, Mass. to points in California and points in Oregon on and west of a line beginning at the Oregon-California State line and extending along Interstate Highway 5, to junction Oregon Highway 22, to junction U.S. Highway 101, to the Oregon-Washington State line. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 Sub-E280), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* in vehicles equipped with mechanical refrigeration, from North East Erie, Pa., to points in Mississippi on and south of U.S. Highway 82, and points in Louisiana. The purpose of this filing is to eliminate the gateways of Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E281), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* in vehicles equipped with mechanical refrigeration, North East and Erie Pennsylvania, to points in California on and south of a line beginning at the California-Arizona State line and extending along Interstate Highway 10 to junction U.S. Highway 74, to the Pacific Ocean. The purpose of this filing is to eliminate the gateway of Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-No. E289), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods* (except frozen fruits, frozen berries, and frozen vegetables), and *frozen fruits, frozen berries,* and *frozen vegetables,* when moving in mixed loads with frozen foods, in vehicles equipped with mechanical refrigeration, from North East and Erie, Pa., to points in Texas on and south of a line beginning at the Gulf of Mexico and extending along Texas Highway 44 to junction U.S. Highway 81, thence along U.S. Highway 81 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E290), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* in vehicles equipped with mechanical refrigeration, from North East and Erie, Pa., to points in California on and south of a line beginning at the California-Arizona State line and extending along U.S. Highway 10 to junction California Highway 74, thence along California Highway 74 to the Pacific Ocean. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E291), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen foods,* and *frozen commodities* the transportation of which is partially exempt from economic regulation under the provisions of Section 203(b)(6) of the Interstate Commerce Act, when moving in the same vehicle and at the same time with frozen foods, from Atlanta, Ga., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateway of Birmingham, Ala.

No. MC 115841 (Sub-No. E292), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries,* and *frozen vegetables,* in vehicles equipped with mechanical refrigeration; (1) from points in Tennessee on and east of Interstate Highway 65 (including Nashville and Davidson County, Tenn.) to points in California; (2) from points in Tennessee east of Interstate Highway 65 and west of U.S. Highway 231 to points in Oregon on and west of U.S. Highway 395, and points in Washington on and west of U.S. Highway 97; and (3) from points in Tennessee on and east of U.S. Highway 231 to points in Washington and Oregon. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E294), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables,* in vehicles equipped with mechanical refrigeration, from points in New York, on and east of U.S. Highway 11, to points in Texas on and south of U.S. Highway 40. The purpose of this filing is eliminate the gateways of Atlanta, Ga., Birmingham, Ala. and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E295), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries and frozen vegetables,* in vehicles equipped with mechanical refrigeration, (1) from points in Chautauqua County, N.Y., to points in California on and south of California Highway 78, (2) from points in New York east of New York Highway 16 and west

of U.S. Highway 11, to points in California on and south of California Highway 78. (3) from points in New York on and east of U.S. Highway 11, to points in California, points in Oregon on and west of U.S. Highway 395, and points in Washington, on and west of U.S. Highway 5. The purpose of this filing is to eliminate the gateways of Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E296), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, in vehicles equipped with mechanical refrigeration, from points in Maryland on and east of U.S. Highway 1, to points in Arkansas, Louisiana, Mississippi, and points in Alabama on and north of U.S. Highway 80. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham or Brundige, Ala.

No. MC 115841 (Sub-E297), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, in vehicle equipped with mechanical refrigeration, from points in Maryland on and east of U.S. Highway 1 to points in Texas. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-E298), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, in vehicles equipped with mechanical refrigeration, from points in Maryland on and east of U.S. Highway 1 to points in California and Oregon. The purpose of this filing is to eliminate the the gateways of Atlanta, Ga. and Birmingham, Ala.

No. MC 115841 (Sub-E299), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits, frozen berries, and frozen vegetables*, in vehicles equipped with mechanical refrigeration, from points in Virginia on and east of U.S. Highway 220, to points in California, and points in Oregon on and west of U.S. Highway 5. The purpose of this filing is to eliminate the gateways of Nashville, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E300), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen seafood*, when moving in the same vehicle and at the same time as frozen fruits, berries, and vegetables, in vehicles, equipped with mechanical refrigeration, from Nashville, Tenn., to points in California, points in Oregon on and west of U.S. Highway 95, and points in Washington on and west of U.S. Highway 97. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E307), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Edible meats, edible meat products*, and *edible meat by-products*, all frozen, as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Bristol, Va., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E308), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except frozen fruits, frozen berries, and frozen vegetables), and *frozen fruits, frozen berries*, and *frozen vegetables*, when moving in mixed loads with frozen foods, in vehicles equipped with mechanical refrigeration, from points in Tennessee east of Tennessee River and west of the Tennessee River, to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E309), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner, (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, from Wilmington, Del., to points in Arkansas, Texas, and Oklahoma. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E310), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refreigeration, from Wilmington, Del., to points in California and points in Oregon on and west of U.S. Highway 395. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E311), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Edible meats, edible meat products*, and *edible meat by-products*, as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Booneville, Miss., to points in Oregon and Washington on and west of U.S. Highway 5. The purpose of this filing is to eliminate the gateways of points in Tennessee west of the Tennessee River (except Memphis), Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E312), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible fruits*, in vehicles equipped with mechanical refrigeration; (1) from Brockport, Fairport, Geneva, Westfield, Mount Morris, Red Creek, Morton, Hilton, North Rose, Sodus, Wallington, Wolcott, Marlboro, Clermont, and Hudson, N.Y., to points in California on and south of California Highway 78; and (2) from Highland, N.Y., to points in California on and west of U.S. Highway 101. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E313), filed May 22, 1975. Applicant: COLONIAL INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Chambersburg, Pa., to points in California on and south of California Highway 78. The purpose of this filing is to eliminate the gateways of Nashville, Tenn., Atlanta, Ga., and Birmingham, Ala.





No. MC 115841 (Sub-No. E314), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Imported frozen edible meat*, as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Norfolk, Va., to points in Texas and Oklahoma. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Montgomery, Ala.

No. MC 115841 (Sub-No. E315), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Imported frozen edible meat*, in vehicles equipped with mechanical refrigeration, from Norfolk, Va., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateway of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E316), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen eggs, frozen ice cream, and frozen dairy products*, restricted to edible commodities, in vehicles equipped with mechanical refrigeration, from Birmingham, Ala., and points within 15 miles thereof, to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E317), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Birmingham and Brundige, Ala., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E320), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Edible meats, edible meat products, edible meat by-products, edible dairy products*, and *edible articles* distributed by packinghouses, all frozen (except in bulk), as defined by the Commission, in vehicles equipped with mechanical refrigeration, from Springfield, N.J., to points in Oklahoma on and south of U.S. Highway 70, points in Arkansas on and south of U.S. Highway 82, and points in Texas on and south of U.S. Highway 20. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E321), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat by-products, frozen edible dairy products*, and *frozen edible articles* distributed by meat packinghouses, as defined by the Commission (except in bulk), in vehicles equipped with mechanical refrigeration, from Springfield, N.J., to points in California, and those points in Oregon on and west of U.S. Highway 5. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E322), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except liquid commodities in bulk and in tank vehicles), in vehicles equipped with mechanical refrigeration, from Pittsburgh, Pa., to points in California on and south of California Highway 78. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E323), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except frozen fruits, berries, and vegetables), and *frozen fruits, berries, and vegetables*, when moving in mixed loads with frozen foods, in vehicles with mechanical refrigeration, from Chattanooga, Tenn., to points in Oklahoma on and west of U.S. Highway 183 and points in Texas on and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 385 to junction U.S. Highway 20, to junction U.S. Highway 10, thence along U.S. Highway 10 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., Birmingham, Ala., and points in Tennessee west of the Tennessee River.

No. MC 115841 (Sub-No. E324), filed May 22, 1974. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Chattanooga, Tenn., to points in California, Oregon, and Washington. The purpose of this filing is to eliminate the gateways of Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E325), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Prattsville, N.Y., to points in California and those points in Oregon and west of U.S. Highway 5, restricted to traffic originating at Prattsville. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E326), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Allentown, Pa., to points in Alabama on and east of U.S. Highway 31 and on and north of U.S. Highway 80. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and points in Alabama on and east of U.S. Highway 31 and on and north of U.S. Highway 80.

No. MC 115841 (Sub-No. E329), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, and frozen edible meat by-products*, as defined by the Commission in vehicles equipped with mechanical refrigeration, from West Richfield, Ohio, to points in California on and south of California Highway 78. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E337), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruits and frozen berries*, in vehicles equipped with mechanical refrigeration, from Hammonton and Glassboro, N.J., to points in California and those points in Oregon on and west of U.S. Highway 395, restricted to traffic originating at Hammonton and Glassboro, N.J. The purpose of this fiing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E338), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, and frozen edible meat by-products*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Bellefontaine, Ohio, to points in Alabama on and north of U.S. Highway 80. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and points in Alabama on and east of U.S. Highway 31 and on and north of U.S. Highway 80.

No. MC 115841 (Sub-No. E376), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, (1) from points in New York on and west of a line beginning at the New York-Pennsylvania State line and extending along New York Highway 14 to junction Interstate Highway 90, to junction U.S. Highway 11 to the U.S.-Canada International Boundary line to points in Florida; and (2) from North East, Pa., to points in Florida. The purpose of this filing is to eliminate the gateways of Nashville, Tenn., and Atlanta, Ga.

No. MC 116325 (Sub-No. E4), filed June 4, 1974. Applicant: BOND ENTERPRISES, P.O. Box 8, Lutesville, Mo. 63762. Applicant's representative: Jennings Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Wooden poles, posts, piling, blocking, skids, squares, crating, wooden pallets, pallet bins, boxes,* and *pallet materials*, from points in Missouri on and east of U.S. Highway 67 in Kansas; and (2) *wooden poles, posts, piling, blocking, skids, squares, crating, lumber, wooden pallets, pallet bins, boxes,* and *pallet materials*, from points in Missouri, on and east of U.S. Highway 67 (except Morehouse, Mo.) to points in Ohio, Indiana, and that part of Kentucky on and east of U.S. Highway 231, restricted in (1) and (2) against the transportation of commodities which by reason of size or weight require special equipment. The purpose of this filing is to eliminate the gateway of Bollinger and Wayne Counties, Mo.

No. MC 116325 (Sub-No. E5), filed May 31, 1974. Applicant: BOND ENTERPRISES, P.O. Box 8, Lutesville, Mo. 63762. Applicant's representative: Jennings Bond (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lumber, wooden pallets, boxes,* and *pallet materials* (except handle blanks, barrel staves, sawdust, or furniture stock) from points in Missouri on and east of U.S. Highway 67 (except Morehouse, Mo.) to points in that part of Nebraska and Kansas on and east of U.S. Highway 183; and (2) *lumber, wooden pallets, boxes,* and *pallet materials*, from points in Missouri on and east of U.S. Highway 67 (except Morehouse, Mo.) to points in Ohio, Kentucky, and Indiana; restricted in (1) and (2) against the transportation of commodities which by reason of size or weight require special equipment. The purpose of this filing is to eliminate the gateways of Cape Girardeau and Perry Counties, Mo., and that part of Madison County, Mo., on and east of U.S. Highway 67 in (1), and Bollinger and Wayne Counties, Mo., in (2).

No. MC 118831 (Sub-No. E19), filed May 31, 1974. Applicant: CENTRAL TRANSPORT, INC., P.O. Box 5044, High Point, N.C. 27262. Applicant's representative: Richard E. Shaw (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* (except petrochemicals, anhydrous ammonia, fertilizer, and fertilizer materials); (1) from Charleston, Charleston Heights, and North Charleston, S.C., to those points in South Carolina on and north of a line beginning at the Atlantic Ocean and extending along South Carolina Highway 9 to Lakeview, thence along South Carolina Highway 41 to junction South Carolina Highway 41-A, thence along South Carolina Highway 41-A to junction South Carolina Highway 917, thence along South Carolina Highway 917 to junction South Carolina Highway 38, thence along South Carolina Highway 38 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 265, thence along South Carolina Highway 265 to junction South Carolina Highway 903, thence along South Carolina Highway 903 to junction South Carolina Highway 200, thence along South Carolina Highway 200 to junction U.S. Highwya 21, thence along U.S. Highway 21 to juncway 200 to junction U.S. Highway 21, tion South Carolina Highway 99, thence along South Carolina Highway 99 to junction South Carolina Highway 97, thence along South Carolina Highway 97 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 150, thence along South Carolina Highway 150 to junction South Carolina Highway 215, thence along South Carolina Highway 215 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction U.S. Highway 123, thence along U.S. Highway 123 to the South Carolina-Georgia State line;

(2) From Columbia, S.C., to those points in South Carolina on and north of a line beginning at the Atlantic Ocean and extending along South Carolina Highway 9 to junction U.S. Highway 521, thence along U.S. Highway 521 to junction South Carolina Highway 160, thence along South Carolina Highway 160 to junction U.S. Highway 21, thence along U.S. Highway 21 to junction South Carolina Highway 161, thence along South Carolina Highway 161 to junction South Carolina Highway 274, thence along South Carolina Highway 274 to junction South Carolina Highway 55, thence along South Carolina Highway 55 to junction South Carolina Highway 5, thence along South Carolina Highway 5 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction South Carolina Highway 11, thence along South Carolina Highway 11 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 292, thence along South Carolina Highway 292 to junction South Carolina Highway 176, thence along South Carolina Highway 176 to junction South Carolina Highway 11, thence along South Carolina Highway 11 to junction South Carolina Highway 28, thence along South Carolina Highway 28 to the South Carolina-Georgia State line; (3) from Georgetown, S.C., to those points in South Carolina on and north of a line beginning at the Atlantic Ocean and extending along South Carolina Highway 9 to junction South Carolina Highway 265, thence along South Carolina Highway 265 to junction South Carolina Highway 903, thence along South Carolina Highway 903 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 72, thence along South Carolina Highway 72 to junction South Carolina Highway 66, thence along South Carolina Highway 66 to junction U.S. Highway 76, thence along U.S. Highway 76 to the South Carolina-Georgia State line;

(4) From Greenville, S.C., to those points in South Carolina on, west, and north of a line beginning at the Atlantic Ocean and extending along U.S. Highway 52 to junction South Carolina Highway 527, thence along South Carolina Highway 527 to junction South Carolina Highway 341, thence along South Carolina Highway 341 to junction U.S. Highway 521, thence along U.S. Highway 521 to junction South Carolina Highway 160, thence along South Carolina Highway 160 to junction U.S. Highway 21, thence along U.S. Highway 21 to junction South Carolina Highway 161, thence along South Carolina Highway 161 to junction South Carolina Highway 274, thence along South Carolina Highway 274 to junction South Carolina Highway 55, thence along South Carolina Highway 55 to junction South Carolina Highway 5, thence along South Carolina Highway 5 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction South Carolina Highway 11, thence along South Carolina Highway 11 to junction U.S. Highway 176, thence along U.S. Highway 176 to the North Carolina-South Carolina State line; (5) from Walterboro, S.C., to those points in South Carolina on and north of a line beginning at the Atlantic Ocean and extending along South Carolina Highway 9 to junction U.S. Highway 76, thence along U.S. Highway 76 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction South Carolina Highway 38, thence along South Carolina Highway 38 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction U.S. Highway 76, thence along U.S. Highway 76 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction South Carolina Highway 38, thence along South Carolina Highway 38 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 265, thence along South Carolina Highway 265 to junction South Carolina Highway 903, thence along South Carolina Highway 903 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 105, thence along South Carolina Highway 105 to junction South Carolina Highway 211, thence along South Carolina Highway 211 to junction U.S. Highway 123, thence along U.S. Highway 123 to Lake Keowee, thence along the shore of Lake Keowee to the North Carolina-South Carolina State line; and

(6) From Beaufort, S.C., to those points in South Carolina on, north, and west of a line beginning at the Atlantic Ocean and extending along South Carolina Highway 9 to junction U.S. Highway 701, thence along U.S. Highway 701 to junction South Carolina Highway 319, thence along South Carolina Highway 917, thence along South Carolina Highway 917 to junction U.S. Highway 76, thence along U.S. Highway 76 to junction U.S. Highway 501, thence along U.S. Highway 501 to junction South Carolina Highway 38, thence along South Carolina Highway 38 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction U.S. Highway 1, thence along U.S. Highway 1 to junction South Carolina Highway 102, thence along South Carolina Highway 102 to junction South Carolina Highway 265, thence along South Carolina Highway 265 to junction U.S. Highway 601, thence along U.S. Highway 601 to junction U.S. Highway 521, thence along U.S. Highway 521 to junction South Carolina Highway 200, thence along South Carolina Highway 200 to junction U.S. Highway 21, thence along U.S. Highway 21 to junction South Carolina Highway 99, thence along South Carolina Highway 99 to junction South Carolina Highway 97, thence along South Carolina Highway 97 to junction South Carolina Highway 9, thence along South Carolina Highway 9 to junction South Carolina Highway 105, thence along South Carolina Highway 105 to junction South Carolina Highway 211, thence along South Carolina Highway 211 to junction U.S. Highway 123, thence along U.S. Highway 123 to junction South Carolina Highway 8, thence along South Carolina Highway 8 to junction South Carolina Highway 183, thence along South Carolina Highway 183 to junction South Carolina Highway 28, thence along South Carolina Highway 28 to the South Carolina-Georgia State line. The purpose of this filing is to eliminate the gateway of North Carolina.

No. MC 119777 (Sub-No. E55), filed April 23, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cooling towers, fluid coolers, and parts*, the transportation of which requires special handling because of size or weight, (1) from points in San Joaquin County, California, to points in Indiana and Ohio (except Columbus); and (2) from points in San Joaquin County, California, to points in Illinois on, south, and east of a line beginning at the Illinois-Missouri State line on U.S. Highway 54, thence northeast on U.S. Highway 54 to the junction of U.S. Highway 36, thence east on U.S. Highway 36 to the junction of Illinois Highway 78, thence north on Illinois Highway 78 to the junction of U.S. Highway 24, thence northeast and east on U.S. Highway 24 to the junction of U.S. Highway 51, thence north on U.S. Highway 51 to the junction of U.S. Highway 6, thence east on U.S. Highway 6 to the junction of Illinois Highway 47, thence north on Illinois Highway 47 to the Illinois-Wisconsin State line. The purpose of this filing is to eliminate the gateway of: That part of Kentucky on and west of a line beginning at Louisville, Ky., and extending along U.S. Highway 31E through Bardstown and Hodgenville, Ky., to junction Kentucky Highway 61, thence along Kentucky Highway 61 through Buffalo, Ky., to junction Kentucky Highway 470, thence along Kentucky Highway 470 to junction U.S. Highway 31E, and thence along U.S. Highway 31E through Glasgow and Scottsville, Ky., to the Kentucky-Tennessee State line, for Ohio, and all of Kentucky for Illinois and Indiana.

No. MC 121470 (Sub-No. E1), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points along U.S. Highway 31 between Nashville, Tennessee, and Spring Hill, Tennessee, to points in that part of Alabama along and south of a line extending from the Alabama-Florida line along Interstate 10 to Mobile, thence along Alabama Highway 70 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-No. E2), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee and bounded by a line extending from the Tenn.-Ky. line along Interstate-65 South to Nashville, Tenn., thence northeast along U.S. Hwy. Alt. 41 to Clarksville, Tenn., thence West along U.S. Hwy. 79 to Paris, Tenn., thence Tenn. State Highway 54 to Dresden, Tenn., thence Tenn. State Highway 22 to Union City, Tenn., thence Tenn. State Highway 5 to the junction of Tenn. State Hwy. 5 and Tenn. State Hwy. 22, thence along State Hwy. 22 to the junction of Tenn. State Highway 22 and Tenn. State Highway 21, thence Tenn. State Hwy. 21 to Tenn.-Ark. line to points in that part of Alabama on, south, and east of a bounded line extending from the Ala.-Ga. line along U.S. Hwy. 80 to Selma, Alabama, thence south along Ala. Hwy. 41 to the junction of Ala. Hwy. 30, thence along Ala. Hwy. 30 to the junction of Highway 7, thence along Ala. Highway 7 to the junction of Ala. Highway 263, thence along Ala. Highway 263 to Greenville, thence south along Ala. Highway 45 to the junction of Ala. Highway 55, thence south along Ala. Highway 55 to the junction of U.S. Highway 331, thence along U.S. Highway 331, to the Alabama-Florida line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-No. E3), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and bounded by a line extending west along Tennessee State Highway 96 from Triune, Tennessee, to Linton, Tennessee, thence along Tenn. State Highway 100 to Nashville, Tennessee, thence south along U.S. Highway 41–70 to Smyrna, Tennessee, thence Tennessee State Highway 102 to the junction of Tn. State Highway 102 and U.S. Highway 31–41, thence south along U.S. Highway 31–41 to Triune, Tennessee, to points in that part of Alabama along and south of a line extending from the Alabama-Georgia line along U.S. Highway 78 to the junction of and Alabama State Highway 21, thence north along U.S. Highway 21 to Anniston, Alabama, thence Ala. Highway 202 to the junction of U.S. Highway 78, thence west along U.S. Highway 78 to junction Interstate–20, thence West along Interstate–20 to Birmingham, Alabama, thence West along Interstate–11 to Tuscaloosa, Alabama, thence U.S. Highway 82 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-No. E4), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Franklin, Tennessee, and points in Tennessee along U.S. Highway 31 from Franklin, Tennessee, to Nashville, Tennessee, to points in that part of Alabama along and south of a line extending along Interstate 20 from the Alabama-Georgia line to Birmingham, Alabama, thence Interstate 20–59 to Tuscaloosa, Alabama, thence U.S. Highway 82 to the Mississippi-Alabama line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-No. E5), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Murfreesboro, Tennessee, and points in Tennessee along Interstate-24 and U.S. Highway 7 from Murfreesboro, Tennessee, to and including Nashville, Tennessee, to points in that part of Alabama along and south of a line extending along U.S. Highway 82 from the Alabama-Georgia line to Montgomery, Alabama, thence U.S. Highway 80 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E6), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Smyrna, Tennessee, to points in that part of Alabama on and south of U.S. Highway 80. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E7), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in Dickson County, Tennessee to points in that part of Alabama along and south of a line extending from the Alabama-Georgia line with Ala. Highway 52 to Dothan, Alabama, thence along U.S. Highway 84 to Andalusia, Alabama, thence West along U.S. Highway 29 to the junction of U.S. Highway 31, thence Southwest along U.S. Highway 31 to Mobile, Alabama, thence along U.S. Highway 98 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E8), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Smyrna, Tennessee, to points in that part of Alabama on and south of U.S. Highway 80. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E9), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in Clay and Macon Counties, Tennessee to points in Alabama. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E10), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on and bounded by a line extending from the Tennessee-Kentucky line along U.S. Highway 127 to Crossville, Tennessee, thence south along Tenn. Highway 101 to the junction of Tenn. Highway 30, thence along Tenn. Highway 30 to the junction of U.S. Highway 70, thence U.S. Highway 70 to McMinnville, thence along U.S. Highway 70 to Murfreesboro, thence along Tenn. Highway 96 to Dickson, thence along Tenn. Highway 49 to the Tennessee-Kentucky line to points in that part of Alabama south of a line extending along Interstate 10 from the Alabama-Florida line to the junction of U.S. Highway 31, thence along U.S. Highway 31 to Mobile, thence Alabama Highway 56 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E11), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on and bounded by a line extending from the Kentucky-Tennessee line along U.S. Highway 231 to Lebanon, thence along Interstate-40 to Cookeville, thence along Tennessee Highway 42 to the Tennessee-Kentucky line to points in that part of Alabama along and west of a line extending along Alabama Highway 17 from the Tennessee-Alabama line to Florence, thence south along U.S. Highway 43 to Mobile, thence south on Alabama Highway 163 to the Gulf of Mexico. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E12), filed May 30, 1974. Applicant: TANKSLEY TRANSFER Co., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tenessee on, east, and north of a line extending along U.S. Highway 127 from the Tenessee-Kentucky line, to Crossville, thence along Interstate–40 from Crossville, Tennessee to Knoxville, Tennessee, thence U.S. Highway 25W–70 to the junction of U.S. Highway 25W–70 and Interstate–40, thence along Interstate–40 to the Tennessee-North Carolina line to points in that part of Alabama on, west, and north of a line extending from the Tennessee-Alabama line along Alabama Highway 17 to the junction of U.S. Highway 43, thence along U.S. Highway 43 to Hamilton, Alabama, thence west along U.S. Highway 78 to the Alabama-Mississippi line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.





No. MC 121470 (Sub-No. E13), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee within an area bounded by a line extending along U.S. Highway 41 from the Kentucky-Tennessee State line to Nashville, thence along U.S. Highway 70 to Huntingdon, Tennessee, thence North along Tennessee State Highway 22 to Union City, Tennessee, thence Tennessee State Highway 5 to the Tennessee-Kentucky line, Highway 41 from the Kentucky-Tennessee line to Nashville, Tennessee to points in Houston County, Alabama. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E14), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Bristol, Tennessee to Mobile, Alabama and points in that part of Alabama south of U.S. Highway 90. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E15), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee and bounded by a line extending from Nashville, Tennessee on U.S. Highway 70 West to the junction and Tennessee Highway 48, thence Tennessee Highway 48 to junction Tenn. Highway 13, thence along Tenn. Highway 13 to Clarksville, thence along U.S. Alt. 41 to the Kentucky-Tennessee line, thence along the Tennessee-Kentucky line east to Tenn. Highway 46, thence south along Tenn. Highway 56 to the junction of Tenn. Highway 141, thence along Tenn. Highway 141 west to Lebanon, thence along U.S. Highway 70 west to Nashville, to points in that part of Alabama south of a line extending from the Alabama-Georgia line along Interstate-59 to Birmingham, thence Interstate 20–29 to Tuscaloosa, Alabama, thence U.S. Highway 82 to the Mississippi-Alabama line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E16), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and bounded by a line extending from Nashville, Tennessee along U.S. Highway 431 to junction U.S. Highway 31, thence U.S. Highway 31 to Columbia, Tennessee thence U.S. Highway 31 to the Alabama-Tennessee line, thence east along the Ala.-Tenn. State line to U.S. Highway 231 thence U.S. 231 to Murfreesboro, Tennessee thence U.S. Highway 41–70S to Nashville, Tennessee to points in Kentucky. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E17), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Nashville, Tennessee and points in that part of Tennessee along and bounded by a line extending along Interstate-40 west from Nashville, Tennessee to the junction of Interstate-40 and Tennessee State Highway 46, thence Tennessee State Highway 46 to Dickson, Tennessee, thence Tenn. State Highway 48 to the junction of Tenn. State Highway 48 and Tenn. State Highway 13, thence Tenn. State Highway 13 to Clarksville, Tennessee, thence Alt. 41 north to the Kentucky-Tennessee line, thence east along the Kentucky-Tennessee line to junction U.S. 231 thence along U.S. 231 to junction Interstate-40, thence along Interstate 40 west to Nashville, Tennessee to points in Alabama. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E18), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require the use of special handling or equipment, from points in that part of Tennessee on and west of a line extending along Alt. U.S. Highway 41 from the Tennessee-Kentucky line to the junction of Tennessee Highway 49 thence along Tenn. Highway 49 to Springfield, thence Tenn. State Highway 25 to Gallatin, Tenn., thence Tenn. Highway 109 South to the junction of U.S. Highway 231, thence along U.S. Highway 231 to the Tennessee-Alabama line to points in that part of Kentucky along and East of Ky. Highway 11 from the Ohio-Kentucky line to junction Ky. Highway 7, thence Ky. Highway 7 to the junction Ky. Highway 80, thence along Ky. Highway 80 to the junction of U.S. Highway 421, thence south along U.S. Highway 421 to the Virginia-Kentucky line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E19), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require the use of special handling or equipment, from points in that part of Tennessee on and west of a line extending along Alt. U.S. Highway 41 from the Tennessee-Kentucky line to the junction of Tennessee Highway 49 thence along Tenn. Highway 49 to Springfield, thence Tenn. State Highway 25 to Gallatin, Tenn., thence Tenn. Highway 109 South to the junction of U.S. Highway 231, thence along U.S. Highway 231 to the Tennessee-Alabama line to points in that part of Kentucky along and East of Ky. Highway 11 from the Ohio-Kentucky line to junction Ky. Highway 7, thence Ky. Highway 7 to the junction Ky. Highway 80, thence along Ky. Highway 80 to the junction of U.S. Highway 421, thence south along U.S. Highway 421 to the Virginia-Kentucky line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-No. E20), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tennessee 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require the use of special handling or equipment, from points in that part of Tennessee along and bounded by a line extending

FER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require special handling or equipment, from points in that part of Tennessee on, west and south of a line along Tennessee Highway 20 from the Missouri-Tennessee line to Dyersburg, thence Tennessee Highway 104 to junction U.S. Highway 45W, thence along U.S. Highway 45W to Jackson, thence U.S. Highway 70 to Nashville, thence south along Interstate 65 to the Alabama-Tennessee line to points in that part of Kentucky on, and East of Interstate 65. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E22), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require special handling or equipment, from points in that part of Tennessee on and bounded by a line from Nashville, Tennessee extending along U.S. Highway 41–70S to Manchester, Tennessee, thence Tennessee State Highway 55 to Tullahoma, Tennessee, thence along Tennessee State Highway 130 to the junction of Tennessee State Highway 130 and U.S. Highway 64, thence along U.S. Highway 64 to junction Tennessee State Highway 97, thence along Tennessee State Highway 97 to the Alabama-Tennessee line, thence along the Alabama-Tennessee line to junction U.S. Highway 43, thence along U.S. Highway 43 to Columbia, Tennessee thence along U.S. Highway 43 to U.S. Highway 31 north to Junction of U.S. Highway 31 and U.S. Highway 431, thence U.S. Highway 431 to Nashville, Tennessee to points in that part of Kentucky West of U.S. Highway 31E from the Tennessee-Kentucky line to Glasgow, Kentucky, thence Kentucky State Highway 80 to junction of U.S. Highway 68 and Kentucky State Highway 80, thence U.S. Highway 68 to junction of U.S. Highway 68 and Kentucky State Highway 70, thence Kentucky State Highway 70 to junction of Kentucky State Highway 70 and Kentucky State Highway 55, thence State Highway 55 to Lebanon, Kentucky, thence U.S. Highway 68 to the Ohio-Kentucky line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E23), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require special handling or equipment, from points in that part of Tennessee on and bounded by a line extending from the Alabama-Tennessee line along U.S. Highway 31 to Nashville, Tenn., thence along U.S. Highway 70 to Lebanon, thence Tennessee Highway 26 to junction Tennessee Highway 111, thence Tennessee Highway 111 to Junction Tennessee Highway 30, thence along Tennessee Highway 30 to Athens, thence Tennessee Highway 39 to Junction U.S. Highway 411, thence U.S. Highway 411 to Junction Tennessee Highway 72, thence Tennessee Highway 72 to the Tennessee-North Carolina line, thence along the North Carolina-Tennessee line to the Alabama-Tennessee line, thence from the Alabama-Tennessee line north along U.S. Highway 31 to Nashville, Tennessee to points in that part of Kentucky along and west of U.S. Highway 31W, thence north to Bowling Green, thence Green River Parkway to Owensboro, Kentucky. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E24), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products*, which because of size or weight require special handling or equipment, from points in that part of Tennessee on and West of a line extending along Alternate U.S. Highway 41 from the Kentucky-Tennessee line to Nashville, thence along Interstate 65 to the Tennessee-Alabama line to points in that part of Kentucky along and east of U.S. Highway 127 from the Tennessee-Kentucky line to Kentucky Highway 90, thence along Kentucky Highway 90 to the junction of Kentucky Highway 92, thence Kentucky Highway 92 to the Junction of Interstate 75, thence Interstate 75 to the Junction of Kentucky Highway 30, thence Kentucky Highway 30 to the Junction of Kentucky Highway 11 to the Ohio-Kentucky line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E25), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on, west and north of a line beginning at the Tennessee-Kentucky line extending along U.S. Highway 31E from the Tennessee-Kentucky line to Nashville, Tennessee, thence along U.S. Highway 70 West to the junction of U.S. Alternate Highway 70, thence along U.S. Alternate Highway 70 to the junction U.S. Highway 79, thence along U.S. Highway 79 to Milan, thence along Tennessee Highway 104 to Dyersburg, thence along Tennessee Highway 20 to the Tennessee-Missouri line to points in Georgia. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E26), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Jackson and Memphis, Tennessee and points in that part of Tennessee on, west and north of a line extending along Interstate–65 from the Tennessee-Kentucky line to Nashville, Tenn., thence West along Interstate–40 to the Tennessee-Arkansas line to points in that part of Georgia along and East of a line extending from Georgia Highway 193 to Lafayette, thence along Georgia Highway 143 to the junction U.S. Highway 41, thence South along U.S. Highway 41 to Atlanta, thence South along U.S. Highway 41 to the junction U.S. Highway 341, thence South along U.S. Highway 341 to the junction U.S. Highway 41, thence South along U.S. Highway 41 to the Georgia-Florida line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E27), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee within an area bounded by a line extending along the Tennessee-Kentucky line, thence along U.S. Highway 231 to Murfreesboro, thence along Tennessee Highway 96 West to the junction of Tennesee Highway 100, thence East along Tennessee Highway 100 to Nashville, thence North along Interstate 65 to the Tennessee-Kentucky line to points in that part of Georgia along and South of a line extending from the Georgia-South Carolina line with U.S. Highway 78–278 to the junction of U.S. Highway 78–278 and Georgia State Highway 16, thence West along Georgia State Highway 16 to the junction of Georgia State Highway 16 and Georgia State Highway 22, thence along Georgia State Highway 22 to Milledgeville, Georgia, thence Southwest along Georgia State Highway 49 to Macon, Georgia, thence East along U.S. Highway 22 to the Georgia-Alabama line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.





No. MC 121470 (Sub-E28), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Columbia, Tennessee and points in that part of Tennessee along and bounded by a line extending from Columbia, along U.S. Highway 31 to Nashville, thence U.S. Highway 70 West to Jackson, thence East along Tennessee Highway 20 to the junction Tennessee Highway 99, thence East along Tennessee Highway 99 to Columbia, to points in that part of Georgia East and South of a line extending from the Georgia-North Carolina line along Georgia Highway 11 to Blairsville, thence South along U.S Highway 19–129 to the junction Georgia Highway 9, thence South along Georgia Highway 9 to the junction of U.S. Highway 19, thence South along U.S. Highway 19 to Atlanta, thence U.S. Highway 29 to the junction of Georgia Highway 34, thence West along Georgia Highway 34 to the Alabama-Georgia line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E29), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and bounded by a line extending from the junction of U.S. Highway 64 and Natchez Trace Parkway West to the junction of U.S. Highway 64 and State Highway 100, thence East along Tennessee Highway 100 to the junction Tennessee Highway 20, thence Tennessee Highway 20 to the Natchez Trace Parkway to points in that part of Georgia east of a line extending South from the Georgia-South Carolina line along Georgia Highway 119 to the junction Georgia Highway 38, thence South along Georgia Highway 38 to the junction Georgia Highway 23, thence South along Georgia Highway 23 to Jesup, thence South along U.S. Highway 301 to the Georgia-Florida line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E30), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and bounded by a line extending East from Lebanon, Tennessee along Interstate-40 to the Junction Tennessee Highway 53, thence North along Tennessee Highway 53 to Carthage, thence North along Tennessee Highway 80 to the junction Tennessee Highway 52, thence along Tennessee Highway 52 to the Junction Tennessee Highway 56, thence North along Tennessee Highway 56 to the Tennessee-Kentucky line, thence West with the Tennessee-Kentucky line to U.S. Highway 231, thence South along U.S. Highway 231 to Lebanon, Tennessee to points in that part of Georgia South of a line extending from the Alabama-Georgia line East along Georgia Highway 22 to the Junction U.S. Highway 80, thence North along U.S. Highway 80 to the Junction Georgia Highway 22, thence East along Georgia Highway 22 to the Junction U.S. Highway 80, thence East along U.S. Highway 80 to Macon, thence East along Georgia Highway 49 to Milledgeville, thence Northeast along Georgia State Highway 22 to the Junction Georgia Highway 16, thence East along Georgia Highway 16 to the Junction U.S. Highway 278, thence East along U.S. Highway 278 to the Georgia-South Carolina line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E31), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and bounded by a line beginning at the Junction of Tennessee Highway 100 and Tennessee Highway 96 and extending East along Tennessee Highway 96 to Triune, thence North along U.S. Alternate 41/31 to the Junction Tennessee Highway 102, thence East along Tennessee Highway 102 to the junction U.S. Highway 231, thence North along U.S. Highway 231 to the Junction Tennessee Highway 25, thence West along Tennessee Highway 25 to Gallatin, thence South along Tennessee Highway 109 to the Junction Interstate-40, thence West along Interstate-40 to Nashville, thence West along Tennessee Highway 100 to the Junction Tennessee Highway 96 to points in that part of Georgia, South of a line extending along Interstate-20 from the Alabama-Georgia line in the West to Atlanta, thence East along Interstate 85 to the Georgia-South Carolina line. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E33), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Tullahoma, Tennessee on the one hand to points in that part of Mississippi on and South of U.S. Highway 90. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E34), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Clarksville, Tennessee and points in that part of Tennessee along and bounded by a line beginning from the Tennessee-Kentucky line extending South along U.S. Highway 79 to Clarksville, thence West on U.S. Highway 79 to the junction Tennessee Highway 49, thence Tennessee Highway 49 to the Tennessee-Kentucky line, thence along the Tennessee-Kentucky line to U.S. Highway 79 to points in that part of Mississippi on and South of Interstate Highway 20 from the Mississippi-Louisiana line to junction U.S. Highway 11, thence East along U.S. Highway 11 to the Mississippi-Alabama line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E35), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from Columbia, Tennessee and points in that part of Tennessee along a line extending from Columbia, on Tennessee Highway 99 West to the junction Tennessee Highway 50, thence along Tennessee Highway 50 to the junction Tennessee Highway 100, thence Tennessee Highway 100 to Nashville, thence U.S. Highway 31 to Columbia, to points in that part of Mississippi along and bounded by a line extending along U.S. Highway 61 from Clarksdale, Mississippi to the Mississippi-Louisiana line and the Mississippi-Louisiana line in the South and the Mississippi-Louisiana and Mississippi-Arkansas line in the West and Mississippi Highway 322 from the Mississippi River to Clarksdale. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E36), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and Steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee bounded by the Tennessee-Kentucky line in the North, thence South along U.S. Alternate Highway 41 to Springfield, thence along Tennessee Highway 49 to Charlotte, thence along Tennessee Highway 47 to Burns, thence along Tennessee Highway 96 to Franklin, thence along Interstate Highway 65 to junction Tennessee Highway 99, thence along Tennessee Highway 99 to Deason, thence Tennessee Highway 82 to McMinnville, thence Tennessee Highway 30 to Athens, thence Tennessee Highway 39 to U.S. Highway 411, thence along U.S. Highway 411 to junction Tennessee Highway 68, thence along Tennessee Highway 68 South to Tennessee-Georgia line to points in Mississippi. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E37), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee bounded by the Tennessee-Kentucky line in the North, thence South along U.S. Alternate Highway 41 to Springfield, thence along Tennessee Highway 49 to Charlotte, thence along Tennessee Highway 47 to Burns, thence along Tennessee Highway 96 to Franklin, thence along Interstate Highway 65 to junction Tennessee Highway 99, thence along Tennessee Highway 99 to Deason, thence Tennessee Highway 82 to McMinnville, thence Tennessee Highway 30 to Athens, thence Tennessee Highway 39 to U.S. Highway 411, thence along U.S. Highway 411 to junction Tennessee Highway 68, thence along Tennessee Highway 68 South to Tennessee-Georgia line to points in Mississippi. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E38), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee along and West of a line beginning at the Kentucky-Tennessee State line and extending along Tennessee Highway 42 South to U.S. Highway 70, thence along U.S. Highway 70 to McMinnville, thence Tennessee Highway 55 to Tennessee Highway 50, thence along U.S. Highway 50 to U.S. Highway 64, thence along U.S. Highway 64 to junction U.S. Highway 231 to the Tennessee-Alabama line to points in North Carolina East of North Carolina Highway 95. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E39), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on and bounded by a line beginning at Natchez Trace Parkway from the Tennessee-Alabama State line and thence along the Natchez Trace Parkway to junction U.S. Highway 64, thence along U.S. Highway 64 to Fayetteville, thence along U.S. Highway 231 to the Tennessee-Alabama State line to points in North Carolina on and East of U.S. Highway 221. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E40), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on and bounded by a line beginning at Natchez Trace Parkway from the Tennessee-Alabama State line and thence along the Natchez Trace Parkway to junction U.S. Highway 64, thence along U.S. Highway 64 to Fayetteville, thence along U.S. Highway 231 to the Tennessee-Alabama State line to points in North Carolina on and East of U.S. Highway 221. The purpose of this filing is to eliminate the gateway of Nashville, Tennessee.

No. MC 121470 (Sub-E41), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in that part of Tennessee on and bounded by Tennessee Highway 53 from the Tennessee-Kentucky line to Chestnut Mound, and West on U.S. Highway 70 to Nashville, thence North on Interstate Highway 65 to the Tennessee-Kentucky line to points in that part of North Carolina East of North Carolina Highway 168 from the North Carolina-Virginia line South to Elizabeth City, thence East and South on U.S. Highway 158 to junction U.S. Highway 13, thence along U.S. Highway 13 to junction U.S. Highway 64, thence West on U.S. Highway 64 to Bethel, thence on U.S. Highway 13 to Greenville, thence South on North Carolina Highway 43 to U.S. Highway 17, thence along U.S. Highway 17 to Newbern, thence South on U.S. Highway 70 to the Atlantic Ocean. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E42), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporitng: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in Macon County, Tennessee to points in that part of North Carolina on and East of a line beginning at the Virginia-North Carolina State line and extending along North Carolina Highway 704 to Prestonville, thence North Carolina Highway 8 to Meadows, thence North Carolina Highway 89 to U.S. Highway 311, thence along U.S. Highway 311 to Winston-Salem, thence Interstate-40 to Stateville, thence South on Interstate-77 to Charlotte, thence U.S. Highway 521 South to the North Caroline line. The purpose of this filing is to elimnate the gateway of Nashville, Tenn.

No. MC 121470 (Sub-E43), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority south to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, which because of size or weight require the use of special equipment, from points in Wilson, Lincoln, Ruthe-ford, Bedford and Moore Counties, Tennessee, to points in that part of North Carolina on and East of Interstate-85 from North Carolina line to Henderson, thence South on U.S. Highway 301 to the North Carolina-South Carolina line. The purpose of this filing is to eliminate the gateway of Nashville, Tenn.





No. MC 121470 (Sub-E44), filed May 30, 1974. Applicant: TANKSLEY TRANSFER CO., 901 Harrison Street, Nashville, Tenn. 37203. Applicant's representative: Roy L. Tanksley (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Prestressed and precast concrete products* which because of size or weight require special handling or equipment, from points in that part of Tennessee along and bounded by a line beginning at U.S. Highway 127 from the Tennessee-Kentucky line to Cro-sville, Tennessee, thence South along Tennessee Highway 101 to the Junction Tennessee Highway 30, thence along Tennessee State Highway 30 to the Junction of U.S. Highway 70, thence U.S. Highway 70 to McMinnville, thence along U.S. Highway 70 to Murfreesboro, thence along Tennessee Highway 96 to Dickson, thence along Tennessee Highway 49 to the Tennessee-Kentucky line to points in that part of Alabama South of a line extending along Interstate 10 from the Alabama-Florida line to the Junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile, thence Alabama Highway 56 to the Alabama-Mississippi line, except Birmingham, and points within its commercial zone as defined by the Commission. The purpose of this filing is to eliminate the gateway of Rutherford County, Tennessee.

No. MC 124211 (Sub-No. E56), filed May 7, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988 D.T.S., Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Empty cellular paper containers;* (1) from points in Alabama to points in Idaho, Montana, Nebraska, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California in and north of Mono, Madera, Merced, Santa Clara, and Santa Cruz Counties, those in Colorado on and north of U.S. Highway 24, those in Iowa on and west of U.S. Highway 75, those in Nevada on and north of U.S. Highway 50, those in Utah on and north of U.S. Highway 50, and Fresno, Calif.; (2) from points in Arkansas to points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, Wyoming, those in Colorado on and north of U.S. Highway 36, and those in Nebraska on and north of U.S. Highway 34; (3) from points in Florida and Georgia to points in Idaho, Montana, Nebraska, North Dakota, Oregon, South Dakota, Washington, and Wyoming, those in California in and north of Mono, Madera, Merced, Santa Clara, and Santa Cruz Counties, those in Colorado on and north of U.S. Highway 24, those in Iowa on and west of U.S. Highway 75, those in Nevada on and north of U.S. Highway 50, those in Utah on and north of U.S. Highway 50, and Fresno, Calif.; (4) from points in Idaho, to points in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia, those in Iowa on and south of U.S. Highway 30, those in Kansas on and east of U.S. Highway 77, those in Michigan on and south of Michigan Highway 21, those in Nebraska east of U.S. Highway 77 and south of U.S. Highway 30, those in Oklahoma on and east of U.S. Highway 77, and those in Texas on and east of U.S. Highway 77;

(5) From points in Illinois (except those north of U.S. Highway 24), to points in Montana, Oregon, Washington, and Wyoming, those in South Dakota (except those north of U.S. Highway 212 and east of South Dakota Highway 37), those in California in and north of Mono, Madera, Merced, Santa Clara, and Santa Cruz Counties, those in Colorado on and north of U.S. Highway 24, those in Nebraska on and north of U.S. Highway 6 and west of U.S. Highway 77, those in Nevada on and north of U.S. Highway 6, those in North Dakota on and west of U.S. Highway 6, those in North Dakota on and west of North Dakota Highway 3, and those in Utah on and north of U.S. Highway 50; and Fresno, Calif.; (6) from points in Indiana to points in Arizona, California, Colorado, Idaho, Montana, (except those east of Montana Highway 13 and north of Montana Highway 200), Nevada, New Mexico (except those south of U.S. Highway 66), Oregon, Utah, Washington, and Wyoming; (7) from points in Kansas to those points in North Dakota on and east of North Dakota Highway 3 and those in South Dakota on and east of U.S. Highway 281; (8) from points in Louisiana, to points in Montana, North Dakota, South Dakota, Washington, and Wyoming to those points in Iowa on and west of U.S. Highway 71, those in Minnesota on and west of U.S. Highway 71, and those in Nebraska on and north of U.S. Highway 34; (9) from points in Minnesota to points in Arizona, Colorado, New Mexico, and Texas, and those in California on and south of Interstate Highway 80, those in Kansas on and west of U.S. Highway 77, those in Nebraska on and south of U.S. Highway 34 and west of U.S. Highway 77, those in Nevada on and south of U.S. Highway 50, those in Oklahoma on and west of U.S. Highway 75, and those in Utah on and south of U.S. Highway 50; (10) from points in Mississippi to points in Montana, Nebraska (except those south of Nebraska Highway 2 and east of U.S. Highway 77), North Dakota, Oregon, South Dakota, Washington, and Wyoming, to those in Iowa on and west of U.S. Highway 59, and those in Minnesota on and west of U.S. Highway 59;

(11) From points in Montana, to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia, those in Illinois on and south of U.S. Highway 36, those in Indiana on and south of U.S. Highway 24, and those in Nebraska on and east of U.S. Highway 77 and south of U.S. Highway 6 and the District of Columbia; (12) from points in Lancaster County, Nebr., to points in the United States (except Alaska and Hawaii, and those in Kansas bounded on the west by U.S. Highway 281, on the south by U.S. Highway 40, on the east by U.S. Highway 75, and on the north by the Kansas-Nebraska State line); (13) from points in Dodge and Douglas Counties, Nebr., to points in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois (except those north of U.S. Highway 36), Indiana, Kansas (except those east of U.S. Highway 77), Maryland Massachusetts, Michigan, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma (except those points east of U.S. Highway 75), Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, and Wyoming, and the District of Columbia; (14) from points in New Mexico, to points in Connecticut, Delaware, District of Columbia, Iowa, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, and Wisconsin, those in Illinois on and north of U.S. Highway 24, those in Indiana on and north of U.S. Highway 36, those in Nebraska on and east of U.S. Highway 77 and north of Nebraska Highway 2, those in North Dakota on and east of North Dakota Highway 1, and those in South Dakota on and east of U.S. Highway 81;

(15) From points in North Dakota to points in Alabama, Arkansas, Florida, Georgia, Louisiana, and Mississippi, those points in Kansas on and east of U.S. Highway 75, those in Missouri on and south of U.S. Highway 66, those in Oklahoma on and east of U.S. Highway 77, and those in Texas on and east of U.S. Highway 81; (16) from points in South Dakota to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee, those in Kansas on and east of U.S. Highway 75, those in Missouri on and south of U.S. Highway 40, those in Oklahoma on and east of U.S. Highway 77, and those in Texas on and east of U.S. Highway 81; (17) from points in Texas to points in Minnesota, and those in Nebraska on and north of U.S. Highway 34 and east of U.S. Highway 77, those in North Dakota on and east of North Dakota Highway 1, and those in South Dakota on and east of U.S. Highway 281; and (18) from points in Wisconsin to points in Arizona, California, Colorado, Nevada, New Mexico, and Utah, those in Kansas on and west of

U.S. Highway 77, those in Nebraska on and west of U.S. Highway 77 and south of U.S. Highway 30, those in Oklahoma on and west of U.S. Highway 77, those in Texas on and west of U.S. Highway 75 (the plant site and warehouse facilities of Ciladyn, a division of Lancaster Research & Development Corp., located in Lancaster County, Nebr.)*; and (B) *Empty cellular carbboard and fiberboard boxes,* from points in Pennsylvania to points in Arizona, California, Colorado, Idaho, Montana, Nebraska (except those north of U.S. Highway 30 and east of U.S. Highway 81), Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming, those in Kansas on and west of U.S. Highway 77, those in North Da'·ota on and west of North Dakota Highway 3, those in Oklahoma on and west of U.S. Highway 183, those in South Dakota on and west of U.S. Highway 281, and those in Texas (except those south of U.S. Highway 80 and east of U.S. Highway 83) (the plant site and warehouse facilities of Dorsey Laboratories, division of Wander Co., in Lancaster County, Nebr., and the plant sites and warehouse facilities of Celadgn, a division of Lancaster Research & Development Corp., located in Lancaster County, Nebr.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21358 Filed 8-13-75;8:45 am]

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[Exception No. 3, Second Rev. S.O. No. 1186]

## UNIT TRAIN COAL SHIPMENTS

AUGUST 6, 1975.

Pursuant to the authority vested in the Railroad Service Board by Section (a) (2) of the Second Revised Service Order No. 1186, "Unit-Train" shipments of coal as defined in Section (c) of the aforementioned order which are consigned to BASF Wyandotte Corporation, Wyandotte, Michigan, and which are loaded in hopper cars leased to the BASF Wyandotte Corporation and bearing identifying marks BCWX 10950–10999, inclusive, and which are tendered for shipment in the manner provided in Second Revised Service Order No. 1186 shall be deemed consigned to an industry designated as being "Vital to the Nation's Economy".

*Effective August 11, 1975.*

Issued at Washington, D.C., August 6, 1975.

By the Commission, Railroad Service Board.

[SEAL] L. R. TEEPLE, *Member Railroad Service Board.*

[FR Doc.75-21361 Filed 8-13-75;8:45 am]



federal register

THURSDAY, AUGUST 14, 1975

PART II:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

■

## GRANTS AND CONTRACTS FOR DEVELOPMENT, CONSTRUCTION AND OPERATION OF FACILITIES AND SERVICES

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Public Health Service

### [ 42 CFR Part 36 ]

### GRANTS AND CONTRACTS FOR DEVELOPMENT, CONSTRUCTION AND OPERATION OF FACILITIES AND SERVICES

### Advance Notice of Proposed Rulemaking

Advance notice is hereby given that the Secretary of Health, Education, and Welfare proposes to promulgate regulations with respect to grants and contracts pursuant to sections 103 and 104(b) of the Indian Self-Determination and Education Assistance Act, Pub. L. 93–638.

The Indian Self-Determination Act. Title I of Pub. L. 93–638 (January 4, 1975), authorizes the Secretary of Health, Education, and Welfare to enter into contracts with any tribal organization pursuant to section 103 of the Act to carry out any or all of the Secretary's functions, authorities and responsibilities under the Act of August 5, 1954 (68 Stat. 674), 42 U.S.C. 2001, as amended, and to make grants to Indian Tribes or Tribal organizations pursuant to section 104(b) of the Act for the development construction, and operations of facilities and services.

The proposed grant and contract regulations are designed, to the extent feasible, to make available to Indian tribes and tribal organizations funds appropriated by Congress to meet the health needs of Indians and Alaska Natives in accordance with the spirit of the Indian Self-Determination and Education Assistance Act, Pub. L. 93–638. Accordingly, the proposed regulations have been drafted in general language so as to provide the Department and eligible applicants the greatest flexibility in developing programs and projects to be conducted by tribes and tribal organizations. Nevertheless, the funds appropriated by Congress to meet the health needs of the Indians are finite and not sufficient to pay for all the health needs of the Indian people. Therefore, in appropriating funds Congress has in effect established priorities by appropriating sums to be utilized for designated purposes. In awarding grants and contracts pursuant to Pub. L. 93–638, the Indian Health Service will be guided by these priorities, and to be funded an application will not only have to be compatible with the categories for which funds have been appropriated, but also will have to be within the funding limits for that category. Additionally, funds appropriated to carry out the Indian Health Service programs are allocated among the various area offices. Applications for Federal financial assistance which propose to serve Indians in an area will compete against other applications from that area and funding will be commensurate with the amount of money available for that area for the particular program to be supported.

It is the intention of the Secretary periodically to announce in the FEDERAL REGISTER the funding categories for which grants and contracts are available as well as the amount and Area allocation of such funds.

This advance notice of proposed rulemaking is being issued because of the need for public comment and consultation in the development of regulations for implementation of the Indian Self-Determination Act and because of the emphasis in that Act placed on consultation with Indians prior to promulgation of formal regulations.

Interested persons are invited to participate in the preparation of the proposed rule by submitting such written data, views and arguments as they may desire. Inquiries may be addressed and data, views and arguments related to the proposed regulations may be presented in writing to the Director, Indian Health Service, Health Services Administration, Public Health Service, Room 5A–55, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852. Section 107(b)(3) of the Act requires publication of a Notice of Proposed Rule Making by September 4, 1975. All relevant material received timely will be considered in the drafting of that Notice. All comments received in response to this advance notice will be available for public inspection in such office on weekdays (Federal holidays excepted) between 9 a.m. and 5 p.m.

This advance notice of proposed rule making is issued under the authority of sections 104 and 107 of the Indian Self-Determination Act (25 U.S.C. 450h(b) and 450k(a)) and section 3 of the Indian Health Transfer Act, Pub. L. 83–568 (42 U.S.C. 2003).

Issued in Washington, D.C. in August 1975.

Dated: August 4, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

**Subpart H—Grants for Development, Construction, and Operations of Facilities and Services**


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APPENDIX: Minimum standards of construction and equipment.


### Subpart H—Grants for Development, Construction, and Operations of Facilities and Services

AUTHORITY: Secs. 104, 107, 25 U.S.C. 450h (b), 450k(a), Sec. 3, Pub. L. 83–568, 42 USC 2003.

**§ 36.101 Applicability.**

The regulations of this subpart are applicable to grants awarded pursuant to section 104(b)(1) of Pub. L. 93–638, 25 U.S.C. 450h(b)(1) for projects for development including feasibility studies, construction and operation of services and facilities provided to Indians. Such grants may include the cost of training personnel to perform grant related activities.

**§ 36.102 Definitions.**

As used in this Subpart:

(a) "Act" means Title I of the Indian Self-Determination and Education Assistance Act, Pub. L. 93–638 (88 Stat. 2203).

(b) "Indian" means a person who is a member of a Indian tribe.

(c) "Indian tribe" means any Indian tribe, band, nation or other organized group or community including any Alaska Native Village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act, Pub. L. 92–203 (85 Stat. 688) which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

(d) "Tribal organization" means:

(1) The recognized governing body of any tribe; or

(2) Any legally established organization of Indians which is:

(i) Controlled, sanctioned or chartered by such governing body; or

(ii) Democratically elected by the adult members of the Indian community to be served by such organization and which includes the maximum participation of Indians in all phases of its activities.

(e) "Secretary" means the Secretary of the Department of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

(f) "Grantee" means the tribe or tribal organization that receives a grant under section 104(b)(1) of the Act and this subpart and assumes the legal and financial responsibility for the funds awarded and for the performance of the grant supported activity in accordance with the Act and these regulations.

(g) "Indian owned economic enterprise" means any commercial, industrial, or business activity established or organized for the purpose of profit which is not less than 51 percent Indian owned.

**§ 36.103 Eligibility.**

Any Indian tribe or tribal organization is eligible to apply for a grant under this subpart.

**§ 36.104 Application.**

(a) An application for a grant under this subpart shall be submitted to the Secretary at such time and in such manner as the Secretary may prescribe.

(b) The application shall be executed by an individual or individuals authorized to act for the applicant and to assume on behalf of the applicant the obligations imposed by the Act, the regulations of this subpart and the terms and conditions of any grant award.

(c) In addition to such other pertinent information as the Secretary may require, the application for a grant under this subpart shall contain the following:

(1) A description of the applicant including an indication whether the applicant is a Tribe or tribal organization, and if the latter:

(i) The legal and organizational relationship of the applicant to the Indians in the Area to be served or effected by the project.

(ii) A statement of the participation of Indians in all phases of the activities of applicant.

(iii) Whether applicant is controlled, sanctioned or chartered by the governing body of the Indians to be served, and if so, evidence of such.

(iv) And, if elected, a description of the election process voting criteria and extent of voter participation.

(2) A narrative description of the project including its goals and objectives and the manner in which the proposed project fits within published Indian Health Service statements of availability of funds, the manner in which those goals and objectives are to be attained, and a work and time schedule which will be utilized to accomplish each goal and objective.

(3) A description of applicant's staff including their qualifications, academic training, responsibilities and functions.

(4) A description of the manner in which the staff will be organized and supervised to carry out proposed activities.

(5) A description of training to be provided as part of the proposed project.

(6) A description of the administrative, managerial, and organizational arrangements and resources to be utilized to conduct the proposed project.

(7) A budget.

(8) The intend financial participation, if any, of the applicant, specifying the type of contributions such as cash or services, loans of full or part-time staff, equipment, space materials or facilities, or other contributions.

(9) Where services are to be provided, a description of the nature of the services to be provided and the population to be served.

(10) A description of applicable provisions of law or regulations, if any, which restrict the full utilization of the training and skills of persons to be or on applicants' staff.

(11) Evidence of adequate liability assurance coverage or an explanation of why such insurance cannot or should not be obtained. Such insurance shall provide that prior to cancellation the Secretary must be notified and must further provide that each such policy of insurance shall contain a provision that the insurance carrier shall waive any right it may have to raise as a defense the tribe's sovereign immunity from suit but such waiver shall extend only to claims the amount and nature of which are within the coverage and limits of the policy and shall not authorize or empower such insurance carrier to waive or otherwise limit the tribe's sovereign immunity outside or beyond the coverage and limits of the policy of insurance.

(12) A description of the Federal property, real and personal, equipment, facilities and personnel which applicant proposes to utilize and the arrangements which applicant has made or will make to assume responsibility for such.

(d) The application shall contain assurances satisfactory to the Secretary that the applicant will:

(1) Where applicant is providing services, provide such services at a level and range which is not less than that provided by the Indian Health Service or that identified by the Service as an appropriate level, range and standard of care,

(2) Where providing services, provide services in accordance with Indian Health Service law, regulations and policy on eligibility,

(3) Where providing services, provide services in a fair and uniform manner, consistent with medical need, to all Indian people.

**§ 36.105 Project elements.**

A project supported under this subpart must:

(a) Have sufficient, adequately trained staff in relation to the scope of the project.

(b) Provide services in a fair and uniform manner consistent with medical need.

(c) Hold confidential all information obtained by the personnel of the project from participants in the project related to their examination, care, and treatment, and shall not release such information without the individuals' consent except as may be required by law, as may be necessary to provide service to the individual, or as may be necessary to monitor the operations of this program or otherwise protect the public health. Information may be disclosed in a form which does not identify particular individuals.

(d) Utilize appropriate bookkeeping and accounting procedures and mechanisms to assure accountability for grant funds and resources.

(e) Operate with the general support and involvement of the tribe, tribes, or Indian communities in the area served by the local facility and program.

(f) Provide Indians, to the extent feasible, opportunities for training and employment in connection with the administration of the project and also provide preference to Indians and Indian owned economic enterprises in the award of subcontracts in connection with the administration of the project.

(g) Keep in force adequate liability insurance in accordance with the approved application unless the Secretary, for good cause shown, determines that such insurance may be permitted to expire or lapse.

(h) Perform the project in accordance with the provisions of the Act and the regulations of this Part.

**§ 36.106 Grant Award and Evaluation.**

(a) Within the limits of funds determined by the Secretary to be available for such purpose, the Secretary may award grants under this subpart to applicants whose project will, in the judgment of the Secretary, best promote the purposes of the Act, and the regulations of this subpart, taking into account:

(1) The apparent capability of the applicant to organize and manage the proposed project successfully considering, among other things the adequacy of staff, management systems, equipment and facilities.

(2) The soundness of the applicant's plan for conducting the project and for assuring effective utilization of grant funds.

(3) The adequacy of the budget in relation to the scope of the project and available funds.

(4) The extent of applicant's financial participation in or contribution to the project, if any.

(5) The relative effectiveness of the applicant's plan, as set forth in the application, to carry out each of the requirements § 36.105.

(6) The compatibility of the proposed project with the stated goals and responsibilities of the IHS in carrying out its statutory mission.

(b) All grant awards shall be in writing, shall set forth the amount of funds granted, and the period for which support is provided.

(c) Neither the approval of any project nor any grant award shall commit the United States in any way to make additional, supplemental, continuation or other awards with respect to any approved project or portion thereof.

**§ 36.107 Use of Project Funds.**

(a) Any funds granted pursuant to this subpart shall be expended solely for carrying out the approved project in accordance with section 104(b)(1) of the Act, the regulations of this subpart, and the terms and conditions of award.

(b) The provisions of any other Act notwithstanding, any funds made available to a tribal organization under grants pursuant to section 104(b)(1) of the Act may be used as matching shares for any other Federal grant programs which contribute to the purposes for which grants under this section are made.

**§ 36.108 Funding.**

The amount of any award shall be determined by the Secretary on the basis of his estimate of the sum necessary for project costs and the availability of funds.

**§ 36.109 Availability of Appropriations.**

The Secretary shall from time to time publish a notice in the FEDERAL REGISTER indicating by areas the allotment of funds and categories of activities for which awards may be made under this Subpart. The Secretary reserves the right to revise such allotments and categories from time to time by further publication in the FEDERAL REGISTER.

**§ 36.110 Facilities construction.**

In addition to other requirements of this subpart:

(a) An applicant for a construction grant to build, renovate, modernize, or remodel a hospital, clinic, health station

or quarters for housing personnel associated with such facilities, must in its application:

(1) Provide its assessment of the environmental impact of the project as called for by section 102(2)(c) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(c)).

(2) Furnish its evaluation of the project site in accordance with the terms and conditions of E.O. 11296, 31 FR 10663 (August 10, 1966) relating to the evaluation of flood hazards in locating federally owned or financed facilities.

(b) Each applicant for construction grant to build, renovate, modernize, or remodel a hospital, clinic, health station or quarters for housing personnel associated with such facilities, in addition to any other requirements imposed by the Act or determined by the Secretary to be reasonably necessary with respect to particular projects to fulfill the purpose of the grant, shall be subject to the condition that the applicant shall furnish and comply with the following assurances:

(1) *Title.* (i) That applicant has a fee simple or such other estate or interest in the site for construction, including necessary easements and rights-of-way, sufficient to assure for a period of not less than the estimates useful life of the facility undisturbed use and possession for the purpose of the construction and operation of the facility: *Provided, however*, That where the construction is to take place on land owned by the United States, applicant need not comply with this provision.

(2) *Competitive bids.* (i) That the approval of the Secretary shall be obtained before the project is advertised or placed on the market for bidding and that such approval shall include a determination by the Secretary that the final plans and specifications conform to the minimum standards of construction and equipment as set forth in Appendix A of this subpart.

(ii) That all contracting for construction (including the purchase and installation of built-in equipment) shall, except as provided in paragraph (b)(2)(iii) of this section, be on a lump sum fixed-price basis, and contract will be awarded on the basis of competitive bidding obtained by public advertising with award of the contract to the lowest responsive and responsible bidder. The giving of preference to local contractors or suppliers over non-local contractors or suppliers, except as otherwise provided in.

(iii) A substitute bidding procedure of selective solicitation with response from three or more bidders may be used if:

(A) The applicant requests and justifies the use of the procedure;

(B) The procedure is not inconsistent with applicable State or local laws; and

(C) The Secretary determines that it is necessary to limit bidding to contractors of proven competence due to the complexity or specialty of the project or that the time element is of primary consideration. When this bidding procedure is used the applicant shall establish reasonable bid prequalification standards for contractors. The applicant shall then accept and consider bids from any contractor who requests permission to bid and who is determined by applicant to meet these prequalification standards. Adequate time shall be allowed for contractors to prepare bids, and award of construction contracts shall be made to the lowest qualified and responsible bidder whose bid is considered fully responsive to the bid invitation.

(3) *Approval of estimated cost.* That the applicant will enter into no construction contract or contracts with respect to the project or any portion thereof where the cost exceeds the estimates in the application for such work, without prior approval of the Secretary.

(4) *Relocation assistance.* That in the case of an applicant with an approved project which involves the displacement of persons or businesses whose real property has or will be taken, the applicant will comply with the provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 57.107(e)) and applicable regulations issued thereunder. (45 CFR Part 15).

(5) *Completion responsibility.* The applicant will construct the project, or cause it to be constructed, to final completion in accordance with the grant application and the plans and specifications.

(6) *Progress reports.* That applicant shall furnish progress reports and such other information as the Secretary may require.

(7) *Construction supervision.* That applicant shall provide and maintain competent and adequate architectural and engineering supervision and inspection at the construction site to insure that the completed work conform to the plans and specifications.

(8) *Authorized uses.* That the facility is intended and will be used only for the purposes for which the application has been made.

(9) *Wage rate standards.* That all laborers and mechanics employed by contractors or subcontractors in the construction, alteration, or repair, including painting or decorating of building or other facilities in connection with contracts or grants entered into pursuant to the Act, shall be paid wages at not less than those prevailing on similar construction in the locality, as determined by the Secretary of Labor in accordance with the Davis-Bacon Act of March 3, 1931, as amended.

(10) *Accessibility by handicapped.* That the applicant shall require the facility to be designed to comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by, the Physically Handicapped," Number A 117.1—1961 as modified by other standards prescribed by the Secretary.

(11) *Minimum standards of construction and equipment.* That the plans and specifications for the project will conform to the minimum standards of construction and equipment as set forth in Appendix A of this subpart.

(12) *Construction contract requirements.* That the following conditions and provisions must be included in all construction contracts let by grantee:

(i) The provisions set forth in "DHEW Requirements for Federally Assisted Construction Contracts Regarding Labor Standards and Equal Employment Opportunities," Form DHEW 514 (April 1969) (issued by the Office of Grants Administration Policy, United States Department of Health, Education, and Welfare) pertaining to the Davis-Bacon Act, the Contract Work Hours Standards Act, and the Copeland Act (Anti-Kickback) Regulations, except in the case of contracts in the amount of $2,000 or less; and pertaining to Executive Order 11246, 30 FR 12319 (September 24, 1965), as amended, relating to nondiscrimination in construction contract employment, except in the case of contracts in the amount of $10,000 or less: *Provided, however*, That nothing required herein shall be in contravention of the requirements of section 7 of Pub. L. 93–638, 25 U.S.C. 450e.

(ii) The contractor shall furnish performance and payment bonds, each of which shall be in the full amount of the contract price, and shall maintain, during the life of the contract, adequate fire, workmen's compensation, public liability, and property damage insurance: *Provided, however*, That in the case of an Indian tribe or tribal organization entering into a construction contract of less than $100,000, State or local provisions with respect to performance and payment bonds shall be deemed to meet the requirements of this paragraph.

(iii) The Secretary shall have access at all reasonable times to work wherever it is in preparation or progress, and the contractor shall provide proper facilities for such access and inspection.

**§ 36.111 Interest.**

Tribes and Tribal organizations shall not be held accountable for interest earned on grant funds, pending disbursement by such organization.

**§ 36.112 Additional Conditions.**

The Secretary may with respect to any grant award impose additional conditions prior to or at the time of any award when in his judgment such conditions are necessary to assure or protect advancement of the approved project, the interests of public health, or the conservation of grant funds.

**§ 36.113 Fair and Uniform Provision of Services.**

Services provided pursuant to grant under this subpart shall be provided by the Grantee in a fair and uniform manner to all participants in the project consistent with their medical need, the policies and regulations of the Indian Health Service, and the Act.





**§ 36.114 Applicability of 45 CFR Part 74.**

The following provisions of 45 CFR Part 74, establishing uniform administrative requirements and cost principles shall apply to all awards under this subpart:

(a) Subpart A "General", except that for purposes of this subpart the definition of "local government" in § 74.3 shall also include Indian tribes and tribal organizations.

(b) Subpart B, "Cash Depositories".

(c) Subpart C, "Bonding and Insurance" except as otherwise specifically provided in this subpart.

(d) Subpart D, "Retention and Custodial Requirements for Records".

(e) Subpart F, "Grant-Related Income", except for § 74.42.

(f) Subpart H, "Standards for Grantee and Subgrantee Financial Management Systems".

(g) Subpart I, "Financial Reporting Requirements".

(h) Subpart J, "Monitoring and Reporting of Program Performance".

(i) Subpart K, "Grant Payment Requirements", except that the references in § 74.94 to § 74.113 shall be deemed to be references to § 36.115 of this subpart.

(j) Subpart L, "Budget Revision Procedures".

(k) Sections 74.110 and 74.111 of Subpart M, "Grant Closeout, Suspension, and Termination".

(l) Subpart N, "Forms for Applying for Grants".

(m) Subpart O, "Property".

(n) Subpart P, "Procurement Standards" provided, however, that to the greatest extent feasible preferences and opportunities for training and employment in connection with the administration of grants and contracts pursuant to this Act shall be awarded to Indians and preference in the award of subcontracts and subgrants in connection with the administration of grants and contracts pursuant to this Act shall be given to Indian Organizations and Indian-owned economic enterprises.

(o) Sections 74.140 and 74.171 of Subpart Q, "Cost Principles," and Appendix C to such subpart, except for Paragraph J (4) of Part I of such Appendix.

**§ 36.115 Suspension and Termination of Grants.**

(a) When the Secretary determines that the performance of a grantee under these regulations involves (1) the violation of the rights or endangerment of the health, safety, or welfare of any person, or (2) gross negligence or the mismanagement in the handling or use of funds under the grant, including any material failure to comply with the terms and conditions of the grant, the Secretary will, in writing, notify the grantee of such determination and will request that the grantee take such corrective action, within such period of time, as the Secretary may prescribe.

(b) When the Secretary determines, after making a determination described in paragraph (a) of this section, that such action is necessary to protect grant funds which will otherwise be expended contrary to the best interests of the Indians to be served or is otherwise necessary to protect the health or welfare of the Indian population, he may, pending the prompt initiation and resolution of termination proceedings and after reasonable written notice to the grantee, suspend, in whole or in part, Federal assistance under the grants. No obligations incurred by the grantee during the period of suspension shall be allowable under the suspended grant (or portion of the grant), except that the Secretary may at his discretion allow necessary and proper costs which the grantee could not reasonably avoid during the period of suspension or which he determines may be necessary to preserve the project or best interests of the Indians to be served: *Provided*, that such costs would otherwise be allowable under this subpart. Appropriate adjustments to the payments under the suspended grant (or portion of the grant) will be made, either by withholding the payments or by not allowing the grantee credit for disbursements which it may make in liquidation of unauthorized obligations it incurs during the period of suspension. Suspensions shall remain in effect until the grantee has taken corrective action to the satisfaction of the Secretary, or given assurances satisfactory to the Secretary that corrective action will be taken, or until the Secretary terminates the grant.

(c) When the Secretary determines that a grantee has not taken corrective action (as prescribed by him under paragraph (a) of this section) to his satisfaction, he may, after providing the grantee an opportunity for a hearing in accordance with paragraph (d) of this section, terminate the grant in whole or in part and if appropriate assume or resume control or operation of the program, activity, or service involved.

(d) When the Secretary has made a determination described in paragraph (c) of this section, he shall in writing notify the grantee of such determination and of the grantee's right to request a review of such determination (and of the determination described in paragraph (a) of this section) under the Public Health Service Grant Appeals Procedure (42 CFR Part 50, Subpart D). Such notification by the Secretary shall set forth the reasons for the determination in sufficient detail to enable the grantee to respond and shall inform the grantee of its opportunity for review under such Subpart D. If the review held under Subpart D results in a response adverse to the grantee's position, the grantee shall be informed of its right to have a hearing before the Department Grant Appeals Board, pursuant to 45 CFR Part 16.

(e) Where the Secretary determines that a grantee's performance under a grant awarded under this subpart poses an immediate threat to the safety of any person, he may immediately terminate the grant in whole or in part and if appropriate assume or resume control or operation of the program, activity, or service involved. In such case, the Secretary shall designate three officers or employees of the Department to serve as a hearing panel, one of whom shall be designated as chairman. No officer or employee from the office of the official who made the decision to terminate the grant under this paragraph may be designated to serve on the hearing panel.

(1) The hearing shall be commenced within 10 days after the termination of the grant and shall afford each party to the proceeding:

(i) Sufficient notice of the issues to be considered (where such notice has not previously been afforded);

(ii) An opportunity to be represented by counsel;

(iii) An opportunity to make a record of the proceedings;

(iv) An opportunity to present witnesses on grantee's behalf; and

(v) An opportunity to cross-examine other witnesses either orally or through written interrogatories.

(2) The hearing panel shall, within 25 days after the conclusion of the hearing, notify all parties in writing of its decision.

(3) Such decision shall not be subject to further hearing under 42 CFR Part 50, subpart D or 45 CFR Part 16.

(f) In any case where the Secretary has terminated a grant under paragraphs (c) or (e) of this section, he may decline to enter into a new grant agreement with the terminated grantee until such time as he is satisfied that the basis for the termination has been corrected. Nothing in this section shall be construed as contravening the Occupational Safety and Health Act of 1970 (84 Stat. 1590), as amended (29 U.S.C. 651).

**§ 36.116 Reports.**

In addition to the reporting and information requirements provided in Subpart J of 45 CFR Part 74 made applicable to grants under this subpart by § 36.114, each recipient of Federal financial assistance shall make such reports and information available to the Indian people served or represented by such recipient as and in a manner determined by the Secretary to be adequate.

APPENDIX A—MINIMUM STANDARDS OF CONSTRUCTION AND EQUIPMENT

The minimum standards of construction and equipment set forth below have been established by the Secretary pursuant to section 107 of the Act (25 U.S.C. 450k). In accordance with 5 U.S.C. 542(a)(1), the publications to which reference is made in this Appendix A, unless otherwise indicated, are hereby incorporated by reference and made a part hereof. These documents are available for inspection at the Department's and Regional Offices' Information Centers listed in 45 CFR 5.31 and copies of such documents may be purchased as specified. These standards are applicable to all projects approved for construction grants under section 104(b)(1) of the Act; in addition, hospitals and outpatient facilities must comply with the requirements of "General Standards of Construction and Equipment for Hospital and Medical Facilities" (PHS No. 930–A–7) which document is incorporated by reference in § 53.101(a) of this chapter. Said document will be provided to all applicants with a need therefor, and is available to any interested person whether or not affected by the provi-

sions of this subpart, upon request to the Regional Office of the Department of Health, Education, and Welfare or the Public Inquiries Branch, Public Health Service, Washington, D.C.

(a) *General.* The structural design, construction, and fire safety provisions of all project facilities shall comply with the standards of the National Building Code, 1967 (available from American Insurance Association Engineering and Safety Department, 85 John Street, New York, NY 10038, or 120 South La Salle Street, Chicago, IL 60603, or 465 California Street, San Francisco, CA 94104) or with applicable State, local codes and ordinances, whichever is more restrictive.

(b) *Mechanical.* All installations of fuel burning equipment, steam, heating, air conditioning and ventilation, plumbing and other piping systems and boilers shall comply with the following standards:

(1) *Handbook of Fundamentals:* American Society of Heating, Refrigerating and Air Conditioning Engineers (ASHRAE) 1972; United Engineer Center, 345 East 47th Street, New York, NY 10017.

(2) National Standard Plumbing Code 1955; American Society of Mechanical Engineers (ASME); United Engineer Center, 345 East 47th Street, New York, NY 10017.

(3) Boiler and Pressure Vessel Code, 1971 edition, with current addenda, section 8, Division I. American Society of Mechanical Engineers (ASME); United Engineer Center, 345 East 47th Street, New York, NY 10017.

(c) *Fire and safety.* The fire-resistant design criteria for the facility will be governed by the criteria necessary for that portion of the facility which is subject to the most severe usage. Remodeled structure shall be upgraded, in total, unless it is feasible to isolate the improved portion of the building with fire walls and fire doors. Fire-resistant design shall be in accordance with the standards of Fire Safety Code Number 101, 1070, National Fire Protection Association, International, 60 Batterymarch Street, Boston, MA 02110.

(d) *Emergency electrical service.* Fire alarm systems and other electrical service shall conform to the standards as specified in Life Safety Code Number 101, 1970, National Fire Protection Association, International, 60 Batterymarch Street, Boston, MA 02110.

(e) *Electrical.* All electrical installations and equipment shall be in accordance with State and local codes and applicable sections of National Electric Code, NFPA Bulletin No. 70 HC, 1971, National Fire Protection Association, International, 60 Batterymarch Street, Boston, MA 02110.

(f) *Radiation protection.* All areas in which X-ray, gamma-ray, beta-ray producting and similar equipment is located shall be protected from radiation in accordance with the standards which are in the handbook reports No. 33, 1968; 34, 1970; 35, 1970, and 36, 1970, of the National Council on Radiation Protection and Measurement, Box 4867, Washington, DC 20008.

(g) All facilities shall be designed and constructed in accordance with the standard specified in the Uniform Building Code, 1970, International Conference of Building Officials, 50 South Los Robles, Pasadena, CA 91101, unless more restrictive State and local codes govern.

(h) *Zoning.* Applicable State and local codes shall apply.

### Subpart I—Negotiated Contracts Under the Indian Self-Determination Act

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### Subpart I—Negotiated Contracts Under the Indian Self-Determination Act

AUTHORITY: Secs. 104, 107, 25 U.S.C. 450h (b), 450k(a), sec. 3, Pub. L. 83-568, 42 U.S.C. 2003.

GENERAL

#### § 36.201 Scope.

This subpart sets forth policy on the unique initiative legislated to Indian tribal organizations by the Indian Self-Determination Act to obtain contracts as a means of instituting meaningful Indian self-determination in the planning, conduct, and administration of health programs and services. Applicability of this subpart is limited to procurements made by the Indian Health Service, United States Public Health Service, Department of Health, Education, and Welfare.

#### § 36.202 Effect on existing rights.

The regulations in this Part are not meant to and do not:

(a) Affect, modify, diminish, or otherwise impair the sovereign immunity from suit enjoyed by an Indian tribe;

(b) Authorize, require or permit the termination of any existing trust responsibility of the United States with respect to the Indian people;

(c) Permit significant reduction in services to Indian people as a result of this subpart.

#### § 36.203 Amendment of regulations.

Before revising or amending the regulations in this subpart, the Secretary shall take the following actions:

(a) Consult with Indian tribes and national and regional Indian organizations to the extent practicable about the need for revision or amendment and consider their views in preparing the proposed revision or amendment.

(b) Present the proposed revision or amendment to the Committees on Interior and Insular Affairs of the United States Senate and House of Representatives.

(c) Publish the proposed revisions or amendments in the FEDERAL REGISTER as proposed rulemaking to provide adequate notice to receive comments from, all interested parties.

(d) After consideration of all comments received, publish the regulations in the FEDERAL REGISTER in final form not less than 30 days before the date they are made effective.

#### § 36.204 Definitions.

(a) "Act" means the Indian Self-Determination Act as cited in Title I of the Indian Self-Determination Act and Education Assistance Act which was enacted on January 4, 1975 by the 93rd Congress as Public Law 93-638, 88 Stat. 2203 (25 USC 450 et seq.).

(b) "Secretary" means the Secretary, Department of Health, Education, and Welfare.

(c) "Director" means the Director, Indian Health Service who is the official to whom the Secretary has delegated full responsibility and authority to implement and administer those aspects of the Act related to the health and well-being of the Indian people.

(d) "Area Director" means the official in charge of an Indian Health Service (IHS) Area Office. Area Directors are the immediate representatives of the Director, IHS in their respective geographical jurisdictions and have been delegated authorities and responsibilities related to the Act.

(e) "Contracting Officer" means the person executing the contract on behalf of the Government and any other officer or employee who is properly designated Contracting Officer; and the term includes, except as otherwise provided in the contract, the authorized representative of the Contracting Officer acting within the limits of his authority.

(f) "Project Officer" means the person representing the Government for the purpose of technical direction of contract performance. The Project Officer is not authorized to issue any instructions or directions which effect any increase or decrease in the cost of the contract or which change the period of the contract.

(g) "Indian" means a person who is a member of an Indian tribe.

(h) "Indian Tribe" means any Indian tribe, band, nation, or other organized group or community, including any Alaska Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act (85 Stat. 688) which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

(i) "Tribal Organization" means the recognized governing body of any Indian tribe; any legally established organization of Indians which is controlled, sanctioned, or chartered by each governing body or which is democratically elected by the adult members of the Indian community to be served by such organization and which includes the maximum participation of Indians in all phases of its activities: Provided, that in any case where a contract is let or grant made to an organization to perform services benefitting more than one Indian tribe, the approval of each such Indian tribe shall be a prerequisite to the letting or making of such contract or grant.

(j) "An Indian Owned Economic Enterprise" means any commercial industrial, or business activity established or organized for the purpose of profit which is not less than 51 percent Indian owned.

(k) An "Indian Self-Determination Contract Proposal" is the name of the document to be utilized by Indian Tribal organizations to forward to the Indian Health Service, their requests to enter into contracts for health programs or services. It is to be distinguished from the unsolicited proposals defined in 41 CFR 3-4.52 in that it is utilized in the pursuit of the Indian Self-Determination objectives of this subpart.

(l) "Trust Resources" means land, water, minerals, funds, or property, asset, or claim, and any right or interest in any of the foregoing, which is held by the United States in trust for any Indian tribe or any Indian individual or which is held by any Indian tribe or Indian individual subject to a restriction on alienation imposed by the United States.

(m) "Trust Responsibility" means any discretionary right or power vested by law in the United States, or any official or employee thereof, to approve or otherwise regulate the alienation.

(n) "Retrocession" is to voluntarily return a contracted program, or portion thereof, under the authority of Pub. L. 93-638, to the Indian Health Service.

(o) "Contract" means establishment of a binding legal relation basically obligating the seller to furnish personal property or nonpersonal services (including construction) and the buyer to pay therefor. It includes all types of commitments which obligate the Government to an expenditure of funds and which are in writing. In addition to a two signature document, it includes all transactions resulting from acceptance of offers by awards or notices of awards; agreements and job orders or task letters issued thereunder; letter contracts; letters of intent; and orders, such as purchase orders, under which the contract becomes effective by written acceptance or performance. It also includes contract modifications.

(p) "Program" means a delivery of service generally of a continuing nature separated from other similar efforts by funds, staff or location, except that a program may involve, in certain instances, more than one location.

(q) "Project" means an effort aimed at a specific objective, not of a continuing nature, and having defined parameters.

(r) The Contract Proposal Declination Appeals Board (CPDAB) has been established within the Office of the Director, IHS for the specific purpose of reviewing Indian Self-Determination Contract Proposals which have been recommended for declination by the Area Director(s). The CPDAB, to be appointed by the Director, is comprised of a Chairperson, an alternate, and three voting members. The CPDAB may be supplemented, as necessary, to provide expertise regarding the program and administrative peculiarities involved in a particular Indian Self-Determination Contract Proposal. The CPDAB chairperson, with the concurrence of the majority of the board's membership, is empowered by the Director, IHS, to render final decisions on all appeals to declination actions.

CONTRACT PROPOSALS, REVIEW, AND APPEAL

#### § 36.205 General.

(a) The Secretary is directed, upon the request of any Indian tribe, to enter into a contract or contracts with any tribal organization of any such Indian tribe to carry out any or all of his functions, authorities, and responsibilities under the Act of August 5, 1954 (68 Stat. 674), as amended: Provided, however, that the Director may initially decline to enter into any contract requested by an Indian tribe if he finds that: (1) the service to be rendered to the Indian people of the particular program or function to be contracted for will not be satisfactory; (2) adequate protection of trust resources is not assured; or (3) the proposed project or function to be contracted for cannot be properly completed or maintained by the proposed contract: Provided further, that the Director, Indian Health Service, in arriving at his finding, shall consider whether the tribe or tribal organization would be deficient in performance under the contract with respect to (A) equipment, (B) bookkeeping and accounting procedures, (C) substantive knowledge of the program to be contracted for, (D) community support for the contract, (E) adequately trained personnel, or (F) other necessary components of contract performance. However, such requests must be in the form of "Indian Self-Determination Contract Proposals" and designed to provide an orderly transition from Federal domination of health programs to meaningful participation by the Indian people in the planning, conduct and administration of programs and services which have been developed for the benefit of the Indian people. Contract awards which result from the submission of Indian Self-Determination Contract Proposals and the performance on such contracts, must therefore, promote the interests of Indian Self-determination while insuring that the established quality of services be continued or improved.

(b) Contracting is the principal mechanism through which Indian tribes can exercise their right to an effective voice in the planning and implementation of programs which the Secretary is authorized to administer for the benefit of Indians. Contracting under Pub. L. 93-638 by its very nature places the IHS in the dual position of assisting Indian tribes, in many instances, by furnishing technical assistance in preparation of contract proposals, and of carrying out its fiscal and administrative responsibilities as an Agency of the Federal government. It is recognized that very often these two positions are in opposition to each other.

The Act and these regulations are designed to address this problem to the degree practicable. The Director, IHS, Area Directors and Service Unit Directors as line officers of the IHS are expected to balance these two positions within the framework of the regulations in this Part.

(c) Any tribal organization of any Indian tribe is eligible to apply for a contract or contracts with the Secretary to plan, conduct, and administer all or parts of IHS programs under section 103 of the Act.

(d) All Indian Self-Determination Contract Proposals should be specific and, as a minimum, include the information set forth below:

(1) Date Submitted.

(2) Full name and address of the Indian tribal organization submitting the proposal.

(3) Full name and tribe(s) which the tribal organization is affiliated with.

(4) Narrative description of the functions, IHS programs, or part of program the tribal organization wants to contract for.

(5) Type of contract proposed.

(6) Proposed contract starting and completion dates.

(7) Equipment and facilities needed to carry out the contract and how the tribal organization intends to obtain such.

(8) Narrative indicating the tribal organization's knowledge of the program, part of the program and/or functions to be contracted for. Where tribal organizations have already been involved in a contract effort for such programs, this narrative may be in the form of an updated version of the scope of work under that contract. In any case, the following items should be considered in preparing the narrative:

(i) Experience and training of personnel performing under the contract;

(ii) Familiarity with Federal Regulations and procedures involved;

(iii) Experience in operating a similar or related tribal program;

(iv) Extent of subcontracting contemplated and identification of proposed subcontractors;

(v) Identification of Federal employee transfers contemplated;

(vi) Description of personnel system and position descriptions for key personnel.

(9) Indications of community support for or lack of opposition to the contract. In this regard, the tribal clearance addressed in 3-4.6002-2 should be attached.

(10) Training given or to be given to tribal personnel who will be required to perform under the contract.

(11) Estimate of the number of Indian people who will be served.

(12) Prepared budget, including separate cost estimates for salaries and wages, equipment, supplies, services, travel, subcontracts, other direct costs and overhead.

(13) Justification and request for advance payments.

(14) Names and telephone numbers of the tribal organization's business and technical personnel who may be contacted during the evaluation and negotiation process.

(15) Signature of an official of the tribal organization who is authorized to contractually obligate such organization.

(e) The Indian Self-Determination Contract Proposals should be addressed to the Area Director of the appropriate Indian Health Service Area. Such proposals should be submitted, in 5 copies, well in advance of the desired beginning of support and shall be acknowledged by the Secretary.

(f) Tribal organizations may obtain assistance in preparing Indian Self-Determination contract proposals from the IHS Area Offices. The Area Directors shall make any information available to the tribal organization which is needed in the preparation of its proposal except as may be exempt from disclosure by the Freedom of Information Act, 5 U.S.C. 552(b) and the Department of Health, Education, and Welfare implementation thereof.

**§ 36.206 Tribal clearances—initial contract.**

(a) Before the IHS can enter into a contract with tribal organization, it must be requested to do so by the tribe to be served under the contract. The tribe's request shall be in the form of a resolution by the tribal governing body. If the tribal organization is applying for a contract to perform services benefiting more than one tribe, an authorizing resolution from each tribal governing body must be obtained before submitting the application to IHS for approval. A tribal governing body may pass a single resolution authorizing a tribal organization to apply for, negotiate, and execute more than one contract if the resolution specifies for each contract the same information required in paragraphs (b) and (c) of this section.

(b) The resolution of the tribal governing body shall authorize the applicant tribal organization to apply for, negotiate and contract with the IHS Area Office, subject to the specific terms, conditions and limitations of the resolution and applicable tribal laws, codes, and regulations. The resolution shall include the date the resolution was approved, and signature of the person authorized to certify the accuracy of the information contained in the resolution.

(c) The tribal governing body's request (resolution) should include the following:

(1) When the tribal organization is the tribal governing body:

(i) A brief statement of the contract scope.

(ii) The tribal official authorized to negotiate the contract and any amendments thereto.

(iii) The tribal official authorized to execute the contract and any amendments thereof.

(iv) The expiration date of the authorities granted by the resolution.

(v) The extent and procedure, if any, for review of the contract and any amendments thereto by the tribal governing body before execution.

(vi) The proposed date for contract commencement.

(vii) The proposed term of the contract.

(2) When the tribal organization is other than the tribal governing body:

(i) The name of the tribal organization.

(ii) A brief statement of the contract scope.

(iii) The extent and procedure for review by the tribal governing body of the contract and any amendments thereto prior to execution by the tribal organization.

(iv) The tribal office or official to which the IHS should send copies of contract documents and correspondence.

(v) The proposed term of the contract.

(vi) The proposed date for contract commencement.

(vii) Any limitations on authorities granted the tribal organization.

(d) Any procedures given in this section concerning the manner in which a tribal governing body passes a tribal resolution shall apply except where inconsistent with tribal constitution, law, code, ordinance, or other written document. In such cases, the tribal law or procedures shall be cited in the resolution and shall take precedence.

**§ 36.207 Tribal clearances—contract renewals.**

The Secretary may renew a contract for the same function(s) or programs as the original contract at the written request of the tribal organization designated in the tribal resolution. Requests for recontracting shall be made as follows:

(a) If the original contract provided services to only one Indian tribe, written applications for renewal shall be sent by the tribal organization to the Area Office as follows:

(1) Directly, when the tribal organization involved is the governing body of the tribe.

(2) Through the governing body of the tribe for review when the tribal organization is not the governing body of the tribe. Submission shall be made to the governing body at least 75 calendar days before the original contract expires. The tribal organization shall promptly notify the IHS Area Office in writing of the date the tribal governing body received the application. If, within 45 calendar days after receiving the application, the tribal governing body does not provide the IHS Area Director with a formal resolution objecting to the application to recontract, the absence of receipt of such a resolution shall constitute the tribe's request to recontract.

(b) If the original contract provided services to more than one Indian tribe, the tribal organization must give a copy of the written application to contract to each tribal governing body at least 75 calendar days before the original contract expires. The tribal organization shall promptly notify the IHS Area Office where the application is to be submitted in writing, of the date the tribal governing bodies received copies of the application. If, within 45 calendar days after receiving copies of the application none of the tribal governing bodies provide the appropriate IHS Area Office with a formal resolution objecting to the application to recontract, the absence of receipt of such resolutions shall constitute the tribes' request to recontract. If one or more of he tribal governing bodies involved object to recontracting, the contract will not be made until all the tribal governing bodies have approved the request and the matter is otherwise resolved.

**§ 36.208 Evaluation criteria.**

(a) Indian Self-Determination Contract Proposals will be evaluated to determine: (i) If the service to be rendered to Indian people by the proposed contract will be satisfactory; (ii) if the proposed contract will assure that trust resources are protected; and (iii) if the proposed contract will ensure proper completion and maintenance of the project or function involved. Failure to meet any of the above, may be cause for declination of the Indian Self-Determination Contract Proposal.

(b) To determine if an Indian Self-Determination Contract Proposal meets the above criteria, the Area Director and his staff shall consider whether the tribal organization would be deficient in performance under the contract with respect to the factors listed in this paragraph.

(1) Equipment, buildings and facilities. No higher standards with regard to buildings, facilities, or equipment shall be applied to tribal organizations than have previously been applied to IHS. The Indian Health Service shall make available the use of all equipment which has been allocated to the operation of the program by the IHS in the past, unless the IHS proves the provision of the equipment will seriously interfere with the IHS's ability to provide services to Indian people in noncontracted programs. Where equipment is shared by the programs to be contracted and other non-contracted programs, equipment-sharing or other suitable arrangements shall be stated in the contract.

(2) Bookkeeping and accounting procedures. It must be clearly established





by the IHS that the tribal organization which will undertake the contract does have an adequate accounting and bookkeeping system. IHS may assist the contractor in establishing an acceptable bookkeeping and accounting system.

(3) Substantive knowledge of the program to be contracted. The tribal organization shall be presumed to have substantive knowledge of the program to be contracted if it meets one or more of the following conditions:

(i) The tribal organization has managed a similar program before through grant or contract.

(ii) The tribal organization which is to manage the project possesses by virtue of its knowledge and experience substantive knowledge of the program to be contracted.

(iii) The tribal organization has been a consumer of such services in the past and thus has developed an understanding of the issues involved with the program sufficient to enable it to effectively carry out the contract operation.

(iv) The tribal organization can obtain through the availability of IHS staff or other resources, the training in the particular subject area which will develop its substantive knowledge of the program.

(4) Lack of community support. Before the IHS can enter into a contract there must be a request made in accordance with 3-4.6002-2. The tribal governing body's resolution under 3-4.6002-2 shall be presumed to demonstrate that there is not a lack of community support for the proposed contract. Unless it can be demonstrated by substantial evidence that there is a lack of community support for the contract and the lack of support will result in unsatisfactory services, inadequate protection of trust resources or impossibility of service maintenance, the tribal governing body's resolution shall be deemed conclusive. In any event there will be no finding by the IHS of a lack of community support that would result in deficiencies in performance under the contract until those asserting it have exhausted all their tribal remedies.

(5) Adequacy of trained personnel. The adequacy of trained personnel available to the tribal organization to carry out the proposed contract will be presumed if any of the following conditions exists:

(i) If the tribal organization has a personnel system that prescribes minimum occupational qualification standards, and procedures for the selection of personnel on the basis of such qualifications, and the personnel to be used under the proposed contract are to be employed under the personnel system.

(ii) If there is no tribal personnel system, it will be assumed that the personnel to be employed under the proposed contract are adequately trained if the tribal organization has established position descriptions for key personnel to be employed under the contract and establishes a personnel system similar to the one described in paragraph (c)(5)(i) of this section.

(6) Other necessary components of contract performance.

(i) The contractor's proposal must demonstrate the capacity to meet minimum health program and professional standards established by IHS for each major health service activity of the IHS. The Director will establish and make available to any prospective contractor the minimum standards for each major health service activity of the Indian Health Service.

(ii) The contractor's proposal will be evaluated to determine the contractor's ability to meet the Uniform Administrative Standards (Enclosure No. 1) as implemented in Indian Health Service Manual.

(iii) Other necessary components of contract performance are as follows:

(A) An adequate personnel system that provides selection standards which insure equal access to all qualified tribal members;

(B) A property management system which will adequately account for and protect government property;

(C) Systems and procedures to keep such records as required pursuant to 3-4.6003-16 (Recordkeeping) make reports required by 3-4.6002-16 (Annual Reporting) and to make such reports and information available to Indian clients as required by 3-4.6003-17 (Freedom of Information) and Privacy Act.

(iv) No other components shall be defined which may serve as a basis for declination unless they are added to these regulations by revision or amendment of regulations.

(7) Tribes may request a waiver of Federal Contracting Laws and Regulations as specified in paragraph 3-4.6003-2.

(8) IHS officials may not decline to enter into a contract with a tribal organization because of any objection that could be overcome through the contract.

**§ 36.209 Government property.**

(a) In carrying out a contract made under this Part, the Area Director shall, wherever possible, permit a tribal contractor to use existing buildings, facilities, and related equipment and other personal property owned by the IHS within his jurisdiction. To the extent possible, arrangements on the use of IHS property shall be provided for in the contract agreement. In determining whether real or personal property can be provided, the IHS shall determine whether it can provide comparable services for any of the uncontracted part of the program.

(b) Requests for the use of IHS property which arise after signing of the contract shall be submitted to the relevant IHS official by the tribal organization. Such requests should be granted unless such use will seriously interfere with the administration of existing IHS programs. The property must conform to the minimum standards established pursuant to the Occupational Safety and Health Act of 1970 (84 Stat. 1590), as amended (29 U.S.C. 651) or other applicable Department of Health, Education, and Welfare standards.

**§ 36.210 Submitting contract proposals.**

(a) When services under the proposed contract will be provided to one or more tribes within the jurisdiction of a single Area Office, the completed contract proposal with documentation of the tribal request(s) shall be delivered or mailed to the Area Director of that Area Office.

(b) When services will be provided to tribes within the jurisdiction of more than one IHS Area Office, a copy of such proposals must be forwarded to each of the Area Offices affected. Area Directors will then forward their recommendations to the appropriate IHS Headquarters Program Director.

**§ 36.211 Contract proposal approval officials.**

Each Area Director is authorized to approve proposals for contract under which a tribal organization will provide services to a tribe or tribes within the jurisdiction of his Area Office. When a tribal organization applies for a contract under which services will be provided to tribes within the jurisdiction of more than one Area Office or for a contract which is national in scope, the proposal must be approved by the Indian Health Service Headquarters Program Director for the program(s) included.

**§ 36.212 Review.**

Upon receiving a contract application, the approving official shall:

(a) Notify the offeror in writing that the proposal has been received. This notice shall be made within fourteen (14) calendar days after receipt of the proposal.

(b) Review the proposal for completeness and promptly request additional information from the offeror or from the requesting tribe which will be needed to reach a decision.

(c) Notify Area Office subordinate activities serving the tribe(s) which will receive services under the contract and obtain any needed information and/or relevant recommendations on the contract.

NOTE.—Where the Indian Health Service Program Director is the approving official, affected Area Offices shall be notified and consulted.

(d) Assess the contract proposal to determine if it is feasible and if it complies with the appropriate requirements of the Act and of the regulations in this Subpart.

(e) Notify the offeror in writing before the final decision is made, of any special problems or impediments which may result in disapproval of the proposal and solicit a written response thereto.

(f) Approve or disapprove the proposal after fully reviewing and assessing it and any additional information submitted by the offeror.

(g) Promptly notify the offeror in writing of the decision to approve or disapprove the proposal. If the proposal is disapproved, the notice shall contain but need not be limited to the following:

(1) Specific objections, which are based on failures to meet applicable program

and/or administrative standards or fund restrictions, which preclude acceptance of the Indian Self-Determination Contract Proposal;

(ii) Guidance to the tribe regarding the steps which need to be taken to overcome the stated objections;

(iii) Identification to the tribe of assistance which can practicably be made available upon request to overcome the stated objections;

(iv) Notification to the tribe of their right to appeal.

**§ 36.213 Processing time.**

The approving official shall approve or disapprove a contract proposal within sixty (60) calendar days after receipt. The (60) calendar day deadline can be extended only after obtaining the written consent of the offeror.

**§ 36.214 Tribal appeals to proposal declinations.**

(a) On being advised that an Indian Self-Determination Contract Proposal has been disapproved by the appropriate approving official, the tribal organization may file a written appeal to the Contract Proposal Declination Appeals Board within thirty (30) days from receipt of the Declination Notice or may request a hearing to voice its appeal. In either case, the appeals should be designed to either refute or overcome the objections raised as a basis for reconsideration. The Secretary of HEW has delegated full authority to hear and render decisions on declination appeals under the Act to the Director, IHS. The decisions of the Director, IHS on such appeals will be final.

(b) Hearings at which tribal organizations are represented shall be conducted within thirty (30) calendar days from receipt of written request for a hearing as follows:

(1) The tribal organization and the Indian tribe or tribes affected shall be notified, in writing, of the hearing. The notice should give the date, time, place, and purpose of the hearing. The IHS will authorize payment of transportation costs and per diem to allow adequate representation of the applicant, if the meeting is more than 50 miles from the office of the applicant.

(2) A written record of the hearing should be made. The record should include written statements submitted at the hearing or within 5 calendar days following the hearing.

(3) The hearing will be conducted on as informal a basis as possible.

(c) Written appeals shall be forwarded to the Director, Indian Health Service through the CPDAB.

(d) Decisions of the Director, IHS, regarding hearing or written appeals shall be rendered within 30 calendar days from the date of the written appeal.

PROCUREMENT

**§ 36.215 Applicability of regulations.**

Contracts with tribal organizations resulting from the submission of Indian Self-Determination Contract Proposals as authorized in Public Law 93–638 shall be in accordance with Chapter 1 of 41 CFR Part 3 except as may be provided below.

**§ 36.216 Deviations and waivers.**

(a) The Secretary may waive any federal contracting laws and regulations which he determines are not appropriate for the purposes of the contract involved or are inconsistent with the Act.

(b) Requests for deviations or waivers may be initiated by tribal organizations or IHS contracting activities. Such requests will be processed by the Contracting Officer and forwarded to the Director, IHS for decision and/or further processing to the Secretary as required.

(c) A deviation or waiver request shall set forth clearly and precisely the following:

(1) The nature and basis of the needed deviation or waiver;

(2) Identification of the procurement regulation provision from which the deviation or waiver is needed;

(3) The circumstances under which the deviation or waiver would be used;

(4) The intended effect of the deviation or waiver;

(5) Indication as to whether the requested deviation or waiver applies to all contracts with Indian tribal organizations or just to a specific program or contract effort;

(6) The length of time for which it can be anticipated that the deviation or waiver will be required;

(7) Reasons which will contribute to complete understanding and support of the requested deviation or waiver;

(8) Copies of pertinent background papers such as forms, contractor requests, etc.

(d) Deviations or waivers to Federal and HEW Procurement Regulations may be incorporated into applicable contracts only after receipt of written approval from the Director, IHS.

**§ 36.217 Negotiation authority.**

(a) A contract awarded as a result of an Indian Self-Determination Contract Proposal will cite 41 USC 252(c)(15) and 25 USC 450g as the negotiation authority.

(b) While it is DHEW's policy to obtain competition whenever possible (See FPR 1–1.201–1), any contract award to a tribal organization resulting from the submission of an Indian Self-Determination Contract Proposal will be effected without competition unless competing tribal entities have submitted independent proposals for the same program requirements.

**§ 36.218 Department of Commerce synopsis.**

Proposed procurements with and contract awards to tribal organizations are excepted from the synopses requirements of 41 CFR 1–1.10. However, subcontract opportunities may continue to be publicized by contracting officers as provided for in 41 CFR 1–1.1003–4.

**§ 36.219 Fair and equal treatment of Indian people.**

Contracts awarded to tribal organizations pursuant to the Indian Self-Determination Act shall incorporate the following:

(a) The Contractor agrees to make no discriminatory distinctions among Indian patients or beneficiaries of this contract. For the purpose of this contract discriminatory distinctions include but are not limited to the following:

(1) Denying a patient any service or benefit or availability of a facility;

(2) Providing any service or benefit to a patient which is different, or is provided in a different manner or at a different time from that provided to other patients under this contract; subjecting a patient to segregation or separate treatment in any manner related to his receipt of any service; restricting a patient in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any service benefit; treating a patient differently from others in determining whether he satisfies any admission, enrollment, quota, eligibility membership, or other requirements or condition which individuals must meet in order to be provided any service or benefit; the assignment of times or places for the provision of services on the basis of discriminatory distinctions which may be made of the patients to be served.

(b) The Government reserves the right to terminate this contract in whole or in part whenever the Contractor fails to comply with the requirements of this clause.

**§ 36.220 Types of contracts.**

(a) Cost-reimbursement type contracts provide for payment to the contractor of allowable costs incurred in the performance of the contract, to the extent prescribed in the contract: This type of contract establishes an estimate of total cost for the purpose of obligation of funds, and a monetary ceiling which the contractor may not exceed. Cost reimbursement type contract will be used for all contracts made pursuant to this Part except when it can be shown that one of the types listed below would be more appropriate.

(1) Fixed-price contracts may be used in those instances where costs can be precisely established. (Provisions set out in Appendix B.)

(2) Cost sharing contracts may be used where the tribe contributes to the cost of a program and may specify a percentage of cost or fixed amount to be funded by the government.

(b) A Memorandum of Agreement may be used as an instrument in any of the above types of contract.

(c) In addition to such other provisions as the Secretary may from time to time require, a negotiated cost reimbursement contract shall contain the terms set out in Appendix A to this subpart.





**§ 36.221 Term of contract.**

(a) The term of contracts awarded under the Act shall not exceed one year except that contracts may be made for a longer term up to three years under the following circumstances:

(1) The services provided under the contract can reasonably be expected to be continuing in nature and, as a result, a longer contract term would be advantageous.

(2) The Indian tribe or tribes to be served by the contract request that the term be more than one year. The tribal organization will indicate the desired term of the contract in the Self-Determination Contract Proposal.

(b) Contracts made for a term of more than one year may be renegotiated annually to reflect factors which include, but need not be limited to, cost increases beyond the control of the tribal contractor. Proposed changes in the services provided under the contract which reflect changes in program emphasis may be considered during the annual renegotiation if the changes fall within the general scope of the contract. Such changes may be initiated by the Government or requested by the contractor but require mutual agreement for incorporation into the contract.

**§ 36.222 Indian preference in subcontracting.**

Contracts resulting from the submission of the Indian Self-Determination Contract Proposal shall incorporate the following clause:

INDIAN PREFERENCE IN SUBCONTRACTING

It is the policy of the Government to give preference in the purchases and subcontracting for services and supplies, under contracts awarded pursuant to the Indian Self-Determination Act, to Indian organizations and to Indian owned economic enterprises as defined in the Indian Financing Act of 1974 (88 Stat. 77).

The Contractor agrees to accomplish the maximum amount of subcontracting to such Indian organizations and enterprises which is consistent with the efficient performance of this contract.

**§ 36.223 Indian preference in training and employment.**

Contracts awarded under authority of the Act shall incorporate the following clause:

INDIAN PREFERENCE IN TRAINING AND EMPLOYMENT

It is the policy of the Government to give preference and opportunities for training and employment, under contracts and subcontracts awarded pursuant to the Indian Self-Determination Act, to Indians.

The Contractor agrees to give such preference and opportunity to Indians for training and employment under this contract to the extent that such is consistent with the efficient performance of this contract.

The Contractor further agrees to comply with any rules, regulations and reporting requirements which may be imposed by the DHEW Office for Civil Rights for purposes of insuring the proper exercise of this authority.

The Contractor agrees to insert this clause in any and all subcontract(s) resulting from the award of this contract.

**§ 36.224 Liability insurance.**

(a) The Contractor shall indemnify and save and keep harmless the Government against any or all loss, cost, damage, claim, expense or liability whatsoever, because of accident or injury to persons or property or others occurring in connection with any program included as a part of this contract, by providing where applicable, the insurance described below.

(b) The Contractor shall secure, pay the premium for, and keep in force until the expiration of this contract, or any renewal period thereof, insurance as provided below. Such insurance policies shall specifically include a provision stating the liability assumed by the Contractor under this contract.

(1) Workmen's compensation insurance as required by laws of the State.

(2) Owner's, landlord's and tenant's bodily injury liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(3) Property damage liability insurance with limits not less than $25,000 for each accident.

(4) Automobile bodily injury liability insurance with limits of not less than $50,000 for each person, and $500,000 for each accident and property damage liability insurance with a limit of not less than $5,000 for each accident.

(5) Food products liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(6) Flood insurance when required by the Flood Disaster Protection Act of 1973, Pub. L. 93–234.

(7) Other insurance not specifically mentioned when required.

(c) Each policy of insurance shall contain an endorsement providing that cancellation by the insurance company shall not be effective unless a copy of the cancellation is mailed (registered) to the Contracting Officer 30 days prior to the effective date of cancellation.

(d) A certificate of each policy of insurance, and any change therein, shall be furnished to the Contracting Officer immediately upon receipt from the insurance company.

(e) Insurance companies of the Contractor shall be satisfactory to the Contracting Officer. When in his opinion an insurance company is not satisfactory for reasons that will be stated, the Contractor shall provide insurance through companies that are satisfactory to the Contracting Officer.

(f) Each policy of insurance shall contain a provision that the insurance carrier waives any rights it may have to raise as a defense the tribe's sovereign immunity from suit, but such waiver shall extend only to claims the amount and nature of which are within the coverage and limits of the policy of insurance. The policy shall contain no provision, either express or implied, that will serve to authorize or empower the insurance carrier to waive or otherwise limit the tribe's sovereign immunity outside or beyond the coverage and limits of the policy of insurance.

**§ 36.225 Exemption from bonds.**

A tribal organization is not required to furnish performance and payment bonds before carrying out a contract under this Part for the construction of public buildings or works as required by the Miller Act of August 24, 1935 (49 Stat. 793), as amended. However, the tribal organization shall require each of its subcontractors to furnish both performance and payment bonds as follows:

(a) A performance bond with a surety or sureties satisfactory to the approving official, and in an amount he deems adequate, for the protection of the United States.

(b) A payment bond with a surety or sureties satisfactory to the approving official for the protection of all persons supplying labor and material in carrying out the contract the use of each person. Whenever the total amount payable by the terms of the contract is not more than $1,000,000 the payment bond shall be one-half the total amount payable by the terms of the contract. Whenever the total amount payable by the terms of the contract is more than $1,000,000 but not more than $5,000,000, the payment bond shall be 40 percent of the total amount payable by the terms of the contract. Whenever the total amount payable by the terms of the contract is more than $5,000,000 the payment bond shall be $2,500,000.

**§ 36.226 Wage and labor standards—construction contracts.**

(a) All laborers and mechanics employed by tribal contractors or subcontractors in constructing, altering or repairing buildings or other facilities in connection with contracts under this Subpart shall be paid wages not less than those on similar construction in the locality as determined by the Secretary of Labor in accordance with the Davis-Bacon Act of March 3, 1931 (46 Stat. 1494), as amended. However, this requirement does not apply where the tribal contractor is the recognized governing body of the tribe and the construction, alteration, or repair work is being performed by the tribal organization or the tribe with its own regular employees.

(b)(1) Any contract made by the IHS with a tribal organization shall provide that the tribal contractor shall, to the greatest extent feasible, give preference in and opportunities for, employment and training to Indians.

(2) Any contract made by the IHS with a tribal organization shall provide that the tribal contractor shall, to the greatest extent feasible, give preference in the award of subcontracts to Indian organizations and economic enterprises.

**§ 36.227 Performance of personal services.**

Any contract made under this Part may include provisions for the performance of personal services which would otherwise be performed by Federal employees. Such services include, but are not limited to, performing the following functions in connection with the con-

tract and applicable rules and regulations:

(a) Determining the eligibility of applicants for assistance, benefits, or services.

(b) Determining the extent or amount of assistance, benefits, or services to be provided.

(c) Providing such assistance, benefits, or services.

**§ 36.228 Use of General Services Administration supply sources.**

Indian tribal organizations who are awarded cost reimbursement type contracts under this subpart, may be authorized to utilize GSA supply sources. Such authorization will conform with the policy and procedural requirements of subpart 3-5.9 of Chapter 3, 41 CFR.

**§ 36.229 Advance payments.**

(a) At the request of a tribal contractor, the IHS contracting officer shall make advance payments under contracts as provided in this section. The requirements given in this section and in Chapter 2000 of the Treasury Fiscal Requirements Manual apply to making the advance payments.

(b) Any request for advance payment by a tribal contractor shall specify the amount(s) required and the dates such advance(s) will be required and shall be supported by a schedule of estimated expenditures. (See attached format).

(c) An initial advance will be limited to the amount of estimated expenditures for a period of time required to effect payment, based on experience in the locality. The initial advance may be made in amounts at times determined suitable to satisfy the minimum essential needs of the contractor.

(d) Advance payments shall be made as follows:

(1) When the annual advance to a tribal contractor is expected to exceed $250,000 in the aggregate and the contract term is for at least one year, the letter-of-credit method shall be used. The requirements contained in Chapter 2000 of the Treasury Fiscal Requirements Manual shall apply to making these advance payments.

(2) Except as provided in paragraph (e) (1) of this section, advance payments shall be made by check made payable to the tribal contractor and handled as follows:

(i) Advance payments may be made directly to the tribal contractor when the contractor is a tribal governing body, a non-profit Indian organization serving as a governmental instrumentality of an Indian tribe or an inter-tribal council, or when the contractor is not one of the above, if all of the following conditions exist:

(A) The advance payment does not exceed $2,500.

(B) It is the only advance payment involved in the contract.

(C) The performance time is less than 90 days.

(D) The advance payment does not exceed 85% of the amount of the contract.

(ii) Checks for advance payments which cannot be made directly to the tribal contractor as given in paragraph (e) (2) (i) of this section shall be marked for deposit in a special bank account established for the contract. No part of the funds deposited in the special bank account shall be mingled with other funds of the tribal contractor before the funds are withdrawn to meet obligations under the contract.

(A) Tribal contractors shall not be held accountable for interest earned on funds advanced pending disbursement. However, bank balances must be maintained at the minimum level consistent with program requirements. Requests for advances shall be reviewed to insure that excess funds are not advanced.

(B) Sub-advance may be made when predetermined as a part of contracted program or when specifically authorized in writing by the contracting officer. Sub-advances will not be made to individuals except for approved travel. In such cases, the sub-advances shall not exceed the minimum required for one trip and shall be settled by voucher or repayment within 30 days.

**§ 36.230 Recordkeeping, reporting and audit.**

(a) The standard clauses set forth in the Indian Self-Determination General Provisions (Enclosures 2 & 3) regarding "Accounts, Audit, and Records" and "Examination of Records" apply to contracts awarded under the Act. Further, Recordkeeping will be in accordance with uniform Administrative Standards (Enclosure 1).

(b) In addition, where Federal financial assistance is involved in the contract effort, the following clause will be incorporated as a special provision of such contracts:

REPORTS TO THE INDIAN PEOPLE

The contractor, as a recipient of Federal financial assistance, shall make reports and information available to the Indian people served or represented by the contractor. Such reports will reflect how the Federal assistance funds were utilized to the benefit of the Indian people served or represented as follows: (insert specific reporting requirements formats and method of distribution to the Indian people as may be prescribed in the scope of the contract and the Uniform Administrative Standards).

(c) Annual Reporting. (1) For each fiscal year during which a tribal organization receives or expends funds pursuant to a contract under this Part, the tribe which requested the contract must submit a report to the Area Director. The report shall include, but need not be limited to, an accounting of the amounts and purposes for which the contract funds were expended and information on the conduct of the program or services involved. The report shall include any other information requested by the Area Director and may be submitted as follows:

(i) When the contract is with the governing body of an Indian tribe, the tribe shall submit the report to the Area Director.

(ii) When the contract is with a tribal organization other than the governing body of the tribe, the tribe has the option of having the tribal organization prepare the report and submit it to the tribe for review and approval before the tribe submits it to the Area Director.

(iii) When the contract benefits more than one tribe, the tribal organization shall prepare and submit the report to each of the tribes benefiting under the contract. Each tribe shall endorse the report before submitting it to the Area Director.

(2) The annual report shall be submitted to the Area Director within 60 days of the end of the fiscal year in which the contract was performed. However, the period for submitting the report may be extended if there is just cause for such extension.

(3) In addition to the yearly reporting requirement given in paragraphs (a) and (b) of this section, the tribal contractor shall furnish other reports when and as required by the Area Director.

**§ 36.231 Freedom of information.**

(a) Unless otherwise required by law, the IHS shall not place restrictions on tribal contractors which will limit public access to the tribal contractors' records except when records must remain confidential.

(b) A tribal contractor under this Part shall make all reports and information concerning the contract available to the Indian people which the contractor serves or represents. Reports and information may be withheld from disclosure only when both of the following conditions exist:

(1) The reports and information fall within one of the following exempt categories:

(i) Specifically required by statute or Executive Order to be kept secret.

(ii) Related solely to internal personnel rules and practices of an agency.

(iii) Commercial or financial information obtained from a person or firm on a privileged or confidential basis.

(iv) Inter-agency or intra-agency memoranda or letters which would not be available by law to a party other than an agency in litigation with the agency.

(v) Personnel, medical, and similar files where disclosure would be a clearly unwarranted invasion of personal privacy.

(vi) Investigatory records compiled for law enforcement purposes when production of the records would:

(A) Interfere with enforcement proceedings;

(B) Deprive a person of a right to a fair trial;

(C) Be an unwarranted invasion of personal privacy;

(D) Disclose the identity of a confidential source and confidential information furnished only by the confidential source;

(E) Disclose investigative techniques and procedures; or

(F) Endanger the life or physical safety of law enforcement personnel.





(vii) Contained in or related to examination, operating, or condition reports prepared for the use of an agency responsible for the regulation or supervision of financial institutions.

(viii) Geological and geophysical information and data concerning wells.

(2) Disclosure is prohibited by statute or Executive Order or sound grounds exist for using the exemption given in paragraph (b) (1) of this section.

(c) A request to inspect or copy reports and information shall be in writing and must reasonably describe the reports and information requested. The request may be delivered or mailed to the tribal contractor. Within 14 calendar days after receiving the request, the tribal contractor shall determine whether to grant or deny the request. The requester shall be notified immediately of the determination.

(d) The time limit for making a determination may be extended up to an additional 14 calendar days for good reason. The requester shall be notified in writing of the extension, reasons for the extension, and date on which the determination is expected to be made.

**§ 36.232 Penalties.**

Whoever, being an officer, director, agent, or employee of, or connected in any capacity with, any recipient of a contract, subcontract, grant, or subgrant pursuant to this Act or the Act of April 16, 1934 (48 Stat. 596), as amended, embezzles, willfully misapplies, steals, or obtains by fraud any of the money, funds, assets, or property which are the subject of such a grant, subgrant, contract, or subcontract, shall be fined not more than $10,000 or imprisoned for not more than two years, or both, but if the amount so embezzles, willfully misapplies, steals, or by fraud does not exceed $100, he shall be fined not more than $1,000 or imprisoned not more than one year, or both.

**§ 36.233 Contract revisions or amendments.**

(a) Any contract made under this Subpart may be revised or amended as deemed necessary to carry out the purposes of the program, project, or function being contracted. Those changes initiated by the Government shall be subject to the applicable contract Standard Changes Clauses prescribed in the Indian Self-Determination General Provisions (Enclosures 2 & 3).

(b) However, a tribal contractor may make a written request for a revision or amendment of a contract to the Contracting Officer. Such requests will be treated in the same manner as initial Self-Determination Proposals and evaluated in accordance with the criteria specified in 3-4.6002-4 of this Subpart. If the contracting officer declines revision or amendment of the contract as requested, he shall notify the tribal organization in writing within 30 days after receiving the request. Thereafter, an appeal to the Contracting Officer's declination to amend the contract will follow the same processing and procedures outlined in 3-4.6002-10 of this Subpart.

**§ 36.234 Retrocession of contract programs.**

(a) Whenever an Indian tribe requests retrocession for any contract or portion thereof entered into under this Subpart, retrocession shall be effective upon a date specified by the Contracting Officer but no later than 120 days after the date of the request from the tribe, except when the tribe and the Contracting Officer mutually agree on later date.

(b) Immediately after a request for retrocession, representatives of the tribe and the Contracting Officer shall meet and take the following actions:

(1) Mutually agree on a plan for orderly transfer of responsibilities.

(2) Mutually agree on a plan for inventorying materials and supplies on hand.

(3) Establish an accounting of funds, current and anticipated obligations, and costs of operation until the retrocession date.

(4) Identify all records relating to the contract and to the contracted function.

(c) On the date of retrocession, the tribal contractor will deliver to the Contracting Officer all property, materials, supplies and records of whatever nature which have been identified as necessary for the continuation of the program, project or function.

(d) Within 30 calendar days after retrocession, the tribe will furnish the Contracting Officer with a report including but not limited to an accounting of the amounts and purposes for which Federal funds were expended, a description and evaluation of program accomplishments, and reasons why retrocession was requested.

(e) Retrocession of a contract by an Indian tribe shall be without prejudice to:

(1) Any other contract to which it is a party.

(2) Any other contracts it may request.

(3) Any future request to contract for the programs or services covered by the retroceded contract.

(f) Tribal assumption of retroceded contracts. Whenever an Indian tribe chooses to retrocede a contract operated by a tribal organization other than the tribal governing body, the tribal governing body may request to contract for the program. In such a case, the tribal governing body shall submit a contract proposal pursuant to this subpart.

**§ 36.235 Termination of contracts for cause.**

(a) Any contract with a tribal organization entered into under this Subpart may be terminated for cause when the tribal organization fails to perform the work called for under the contract.

(b) (1) Before termination of the contract, the Contracting Officer will advise the tribal organization in writing of the following:

(i) The reasons why the IHS Area Office is considering terminating the contract.

(ii) That the tribal organization will be given an opportunity to bring its work up to an acceptable level.

(iii) That the IHS Area Office will furnish technical advice and assistance to help overcome the deficiencies in the contract performance, when requested.

(2) When the contract is with other than the governing body of the Indian tribe, the tribe or tribes receiving services or benefits under the contract will be advised when a termination for cause is contemplated. If the tribe or tribes do not object, the termination action may proceed. However, if the tribe or tribes advise the Contracting Officer that they consider the services rendered under the contract to be satisfactory, they may appeal under the Disputes Clause of the Contract. (See Indian Self-Determination General Provisions Enclosures 2 & 3).

(c) If the tribal organization does not overcome the deficiencies in its contract performance and the Indian tribe or tribes affected do not advise the Contracting Officer that they consider the services provided under the contract to be satisfactory, the Contracting Officer shall terminate the contract for cause. The Contracting Officer will notify the tribal organization, in writing, of the termination. The notice shall give the reasons for the termination and the right of the tribal organization to appeal.

(d) When a contract is terminated for cause, the IHS Area Office will either perform the work with its own forces or by another contract, as appropriate. However, when the contract is with other than the governing body of the Indian tribe, the advice of the tribe or tribes will be obtained to determine how they wish the services to be rendered.

(e) Excess costs resulting from a termination that are required to operate the program will be provided by the IHS to the extent that funds are available. However, if current funds are not sufficient to maintain the program at its planned level, the program may be reduced until funds become available.

(f) The decision to terminate a contract for cause may be appealed under the Disputes Clause of the Contract.

(g) Any tribal organization that has a contract terminated for cause must demonstrate that the causes which led to the termination have been cured before it will be considered for another contract. In addition, there must be a supporting resolution and request from the Indian tribe or tribes that will receive services or benefits under the contract.

**§ 36.236 Reassumption of contract programs.**

(a) A contract made under this Subpart may be terminated, by the Contracting Officer and control or operation of the program or function reassumed by the IHS in whole or in part, when it is determined that the tribal organization's performance under the contract involves:

(1) The violation of the rights, or endangerment of health, safety or welfare of any persons, or

(2) Gross negligence or mismanagement in the handling or misuse of funds provided under the contract.

(b) If the Contracting Officer finds there is an immediate threat to safety, he may, upon written notice to the tribal organization, immediately terminate the contract and resume control or operation of the program. In such an event, the Contracting Officer will schedule a hearing within ten calendar days at which time he shall state the corrective action needed by the tribal organization before continuing operation under the contract. Failure to agree may be a subject for appeal under the Disputes Clause of the Contract.

(c) If there is no immediate threat to safety, the Contracting Officer shall provide written notice to the tribal organization of intent to terminate the contract. The notice shall give the reasons for termination, the corrective measures necessary, and a reasonable time period in which corrective action must be taken.

(d) Upon failure by the contractor to take the necessary corrective measures in the time given, the Contracting Officer shall terminate the contract and the IHS shall reassume control or operation of the program or function involved. The decision to terminate the contract and reassume control or operation may be appealed under the Disputes Clause of such Contract.

(e) The Director, IHS or his duly authorized representative may decline to enter into a new contract and may retain control of the program or function until he is satisfied that the conditions which caused the contract to be terminated have been corrected.

**§ 36.237 Operation of retroceded or reassumed contracts.**

(a) The IHS shall provide to the tribe(s) and Indians served by a retroceded or reassumed contract not less than the same quantity and quality of service it would have provided if there had been no contract.

(b) The IHS shall provide to the tribe(s) and Indians served by a retroceded or reassumed contract not less than the same quantity and quality of permanent and temporary personnel that meet the U.S. Civil Service qualifications, it would have provided if there has been no contract.

(c) IHS officials cannot decline to accept a retroceded contract or to reassume a contract because they are unable to provide the quality and quantity of service and personnel required in paragraphs (a) and (b) of this section.

(d) On proper certification, the Director, IHS will be exempt from any Department of HEW budget or personnel regulations, procedure or control that would impair his ability to implement paragraphs (a) and (b) of this section.

**§ 36.238 Contract funds.**

The tribal organization shall be entitled to be funded for direct and indirect costs at a level which is not less than would have been provided if the IHS had operated the program or portion thereof during the contract period.

**§ 36.239 Savings under contract.**

(a) If it becomes apparent during the contract term that the estimated amount of a contract under this sub-part will be in excess of actual expenditures under the contract, the identified savings will be used to provide additional services or benefits within the scope or limitations of the contract.

(b) When both the tribal organization and the IHS agree that it is not practicable to spend the savings during the contract term, the savings may be carried over into the succeeding fiscal year contract. Savings carried over into a succeeding fiscal year shall be added to the contract amount for that fiscal year. The savings shall not reduce the amount that would have been made available if there had been no savings.

**§ 36.240 Contract funding and renegotiation.**

The following clause shall be included in contracts awarded under the Act which have a term of more than one year:

CONTRACT FUNDING AND RENEGOTIATION

Funds other than those appropriated during the fiscal year in which the contract commenced, that are included in the contract amount are subject to the availability of appropriations from Congress and there shall be no legal liability on the part of the Government in regard to such funds unless and until they are appropriated. Funds appropriated during the fiscal year in which the contract commenced that are included in the contract amount but not expended at the end of such fiscal year may be carried over and used for contract purposes in the succeeding fiscal year of the contracts operation or, may be used to provide additional services upon modification of the contract to include such services therein.

Each succeeding year of the contract may be renegotiated prior to the end of the then current fiscal year in order to reflect changes that have taken place beyond the control of the contractor since the contract was originally negotiated or last renegotiated as is applicable.

APPENDIX A

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Clause No. 1—Definitions.

As used throughout this contract, the following terms shall have the meaning set forth below:

(a) The term "Secretary" means the Secretary, the Under Secretary, or any Assistant Secretary of the Department of Health, Education, and Welfare; and the term "his duly authorized representative" means any person, persons, or board (other than the Contracting Officer) authorized to act for the Secretary.

(b) The term "Contracting Officer" means the person executing this contract on behalf of the Government, and any other officer or employee who is properly designated Contracting Officer; and the term includes, except as otherwise provided in this contract, the authorized representative of the Contracting Officer acting within the limits of his authority.

(c) The term "Project Officer" means the person representing the Government for the purpose of monitoring of contract performance. The Project Officer is not authorized to issue any instructions or directions which effect any increase or decrease in the cost of this contract or which change the period of this contract.

(d) The term "Department" means the Department of Health, Education, and Welfare.

(e) Except as otherwise provided in this contract, the term "subcontract" includes purchase orders under this contract.

Clause No. 2—Disputes.

(a) Except as otherwise provided in this contract, any dispute concerning a question of fact arising under this contract which is not disposed of by agreement shall be decided by the Contracting Officer, who shall reduce his decision to writing and mail or otherwise furnish a copy thereof to the Contractor. The decision of the Contracting Officer shall be final and conclusive unless within 30 days from the date of receipt of such copy, the Contractor mails or otherwise furnishes to the Contracting Officer a written appeal addressed to the Secretary. The decision of the Secretary or his duly authorized representative for the determination of such





appeals shall be final and conclusive unless determined by a court of competent jurisdiction to have been fraudulent, or capricious, or arbitrary, or so grossly erroneous as necessarily to imply bad faith, or not supported by substantial evidence. In connection with any appeal proceeding under this clause, the Contractor shall be afforded an opportunity to be heard and to offer evidence in support of its appeal. Pending final decision of a dispute hereunder, the Contractor shall proceed diligently with the performance of the contract and in accordance with the Contracting Officer's decision.

(b) This "Disputes" clause does not preclude consideration of law questions in connection with decisions provided for in paragraph (a) above: Provided, That nothing in this contract shall be construed as making final the decision of any administrative official, representative, or board on a question of law.

Clause No. 3—Limitation of cost.

(a) It is estimated that the total cost to the Government for the performance of this contract will not exceed the estimated cost set forth in this contract and the Contractor agrees to use its best efforts to perform all work and all obligations under this contract within such estimated costs. If at any time the Contractor has reason to believe that the costs which it expects to incur in the performance of this contract in the next succeeding sixty (60) days, when added to all costs previously incurred, will exceed seventy-five percent (75%) of the estimated cost set forth in the contract, or, if at any time the Contractor has reason to believe that the total cost to the Government, for the performance of this contract, will be substantially greater or less than the estimated cost thereof, the Contractor shall notify the Contracting Officer in writing to that effect, giving its revised estimate of such total cost for the performance of this contract.

(b) The Government shall not be obligated to reimburse the Contractor for costs incurred in excess of the estimated cost set forth in the contract and the Contractor shall not be obligated to continue performance under the contract or to incur costs in excess of such estimated cost unless and until the Contracting Officer shall have notified the Contractor in writing that such estimated cost has been increased and shall have specified in such notice a revised estimated cost which shall thereupon constitute the estimated cost of performance of this contract. When and to the extent that the estimated cost set forth in this contract has been increased by the Contracting Officer in writing, any costs incurred by the Contractor in excess of such estimated cost prior to the increase in estimated cost shall be allowable to the same extent as if such costs had been incurred after such increase in estimated cost.

Clause No. 4—Allowable cost.

(a) Compensation for Contractor's performance. Payment for the allowable cost, as herein defined and as actually incurred by the contractor shall constitute full and complete compensation for the performance of the work under this contract.

(b) Allowable cost. The allowable cost of performing the work under this contract shall be the cost actually incurred by the Contractor, either directly incident or properly allocable to the contract, in the performance of this contract in accordance with its terms. The allowable cost, direct and indirect, including acceptability of cost allocation methods, shall be determined by the Contracting Officer in accordance with:

(1) (i) "A Guide for Nonprofit Institutions Establishing Indirect Cost Rates for Research Grants and Contracts with the Department of Health, Education, and Welfare, DHEW Publication OASC-5," or (ii) "A Guide for Hospitals, Establishing Indirect Cost Rates for Research Grants and Contracts with the Department of Health, Education, and Welfare, DHEW Publication OASC-3," or (iii) Subpart 1-15.7 of the Federal Procurement Regulations (41 CFR 1-15.7) if the contract is with a state or local government agency.

(2) The terms of the contract.

Clause No. 5—Negotiated overhead rates.

(a) Notwithstanding the provisions of the clause of this contract entitled, "Allowable Cost," the allowable indirect costs shall be obtained by applying negotiated overhead rates to bases agreed upon by the parties, as specified below.

(b) The Contractor, as soon as possible, but not later than six (6) months after the expiration of each of the Contractor's financial years or such period as may mutually be agreed upon by the Government and the Contractor, shall submit to the Contracting Officer, with a copy to the cognizant audit agency, a proposed final overhead rate or rates for that period based on the Contractor's cost experience during that period, together with supporting cost data. Negotiation of final overhead rates by the Contractor and the Contracting Officer shall be undertaken as promptly as practicable after receipt of the Contractor's proposal.

(c) Allowability of costs and acceptability of cost allocation methods shall be determined in accordance with the applicable cost principles set forth in paragraph (b) (1) of Clause 4, as in effect on the date of this contract, and the same hereby incorporated herein by reference.

(d) The results of each negotiation shall be set forth in an amendment to this contract, which shall specify (1) the agreed final rate, (2) the bases to which the rates apply, and (3) the periods for which the rates apply.

(e) Pending establishment of final overhead rates for any period, the Contractor shall be reimbursed either at negotiated provisional rates as provided in this contract or at billing rates acceptable to the Contracting Officer, subject to appropriate adjustment when the final rates for that period are established. To prevent substantial over or under payment, the provisional or billing rates may, at the request of either party, be revised by mutual agreement, either retroactively or prospectively. Any such revision of negotiated provisional rates provided in this contract shall be set forth in an amendment to this contract.

(f) Any failure by the parties to agree on any final rate or rates under this clause shall be considered a dispute concerning a question of fact for decision by the Contracting Officer within the meaning of the clause of this contract entitled "Disputes."

(g) Submission of proposed provisional and/or final overhead rates, together with appropriate data in support thereof, to the Secretary or his duly authorized representative, and agreements on provisional and/or final overhead rates entered into between the Contractor and the Secretary or his duly authorized representative, as evidenced by Negotiated Overhead Rate Agreements signed by both parties, shall be deemed to satisfy the requirements of (b), (d) and (e) above.

Clause No. 6—Payment.

(a) Payment on account of allowable costs. Once each month (or at more frequent intervals if approved by the Contracting Officer) the Contractor may submit to the Contracting Officer, in such form and reasonable detail as may be required, an invoice or voucher supported by a statement of costs incurred by the Contractor in the performance of this contract and claimed to constitute allowable costs. Promptly after receipt of each invoice or voucher the Government shall, subject to the provisions of (b) below, make payment thereon as approved by the Contracting Officer.

(b) Audit adjustments. At any time or times prior to settlement under this contract the Contracting Officer may have invoices or vouchers and statements of cost audited. Each payment theretofore made shall be subject to reduction for amounts included in the related invoice or voucher which are found by the Contracting Officer, on the basis of such audit, not to constitute allowable cost. Any payment may be reduced for overpayment, or increased for underpayments on preceding invoices or vouchers.

(c) Completion voucher. On receipt and approval of the invoice or voucher designated by the Contractor as the "completion invoice" or "completion voucher" and upon compliance by the Contractor with all the provisions of this contract (including without limitation, the provisions relating to patents and provisions of (d) below) the Government shall promptly pay to the Contractor any balance of allowable cost. The completion invoice or voucher shall be submitted by the Contractor promptly following completion of the work under this contract but in no event later than 6 months (or such longer period as the Contracting Officer may in his discretion approve in writing) from the date of such completion.

(d) Applicable credits. The Contractor agrees that any refunds, rebates, credits, or other amounts (including any interest thereon) accruing to or received by the Contractor or any assignee under this contract shall be paid by the Contractor to the Government, to the extent that they are properly allocable to costs for which the Contractor has been reimbursed by the Government under this contract. Reasonable expenses incurred by the Contractor for the purpose of securing such refunds, rebates, credits, or other amounts shall be allowable costs hereunder when approved by the Contracting Officer.

(e) Financial settlement. Prior to final payment under this contract, the Contractor and each assignee under this contract whose assignment is in effect at the time of final payment under this contract shall execute and deliver:

(1) An assignment to the Government in form and substance satisfactory to the Contracting Officer, of refunds, rebates, credits, or other amounts (including any interest thereon) properly allocable to costs for which the Contractor has been reimbursed by the Government under this contract, and

(2) A release discharging the Government, its officers, agents, and employees from all liabilities, obligations, and claims arising out of or under this contract, subject only to the following exceptions:

(i) Specified claims in stated amounts or in estimated amounts where the amounts are susceptible to exact statement by the Contractor;

(ii) Claims, together with reasonable expenses incidental thereto, based upon liabilities of the Contractor to third parties arising out of the performance of this contract: Provided, That such claims are not known to the contractor on the date of the execution of the release: And provided further, That the Contractor gives notice of such claims in writing to the Contracting Officer not more than 6 years after the date of the release or the date of any notice to the Contractor that the Government is prepared to make final payment, whichever is earlier; and

(iii) Claims for reimbursement of costs (other than expenses of the Contractor by reason of its indemnification of the Government against patent liability), including reasonable expenses incidental thereto, in-

curred by the Contractor under the provisions of this contract relating to patents.

Clause No. 7—Advance payment.

(a) The following clause will apply in all contracts in which the advance will not exceed $2,500 for each incremental payment.

(b) Any request for advance payment by a tribal contractor shall specify the amount(s) required and the dates such advance(s) will be required and shall be supported by a schedule of estimated expenditures.

(c) An initial advance will be limited to the amount of estimated expenditures for a period of time required to effect payment, based on experience in the locality. The initial advance may be made in amounts at times determined suitable to satisfy the minimum essential needs of the contractor.

(d) Advance payments shall be made as follows:

(1) When the annual advance to a tribal contractor is expected to exceed $250,000 in the aggregate and the contract term is for at least one year, the letter-of-credit method shall be used. The requirements contained in Chapter 2000 of the Treasury Fiscal Requirements Manual shall apply to making these advance payments.

(2) Except as provided in paragraph (e)(1) of this section advance payments shall be made by check made payable to the tribal contractor and handled as follows:

(i) Advance payments may be made directly to the tribal contractor when the contractor is a tribal governing body, a nonprofit Indian organization serving as a governmental instrumentality of an Indian tribe or an inter-tribal council, or when the contractor is not one of the above, if all of the following conditions exist:

(A) The advance payment does not exceed $2,500.

(B) It is the only advance payment involved in the contract.

(C) The performance time is less than 90 days.

(D) The advance payment does not exceed 85% of the amount of the contract.

(ii) Checks for advance payments which cannot be made directly to the tribal contractor as given in paragraph (e)(2)(i) of this section shall be marked for deposit in a special bank account established for the contract. No part of the funds deposited in the special bank account shall be mingled with other funds of the tribal contractor before the funds are withdrawn to meet obligations under the contract.

(E) Tribal contractors shall not be held accountable for interest earned on funds advanced pending disbursement. However, bank balances must be maintained at the minimum level consistent with program requirements. Requests for advances shall be reviewed to insure that excess funds are not advanced.

(F) Sub-advances may be made when predetermined as a part of contracted program or when specifically authorized in writing by the contracting officer. Sub-advances will not be made to individuals except for approved travel. In such cases, the sub-advance shall not exceed the minimum required for one trip and shall be settled by voucher or repayment within 30 days.

Clause No. 8—Examination of records.

(a) This clause is applicable if the amount of this contract exceeds $2,500 and was entered into by means of negotiation including small business restricted advertising, but is not applicable if this contract was entered into by means of formal advertising.

(b) The Contractor agrees that the Comptroller General of the United States and the Secretary, or any of their duly authorized representatives, shall until expiration of 3 years after final payment under this contract or of the time period for the particular records in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have access to and the right to examine any directly pertinent books, documents, papers, and records of the Contractor involving transactions related to this contract.

(c) The Contractor further agrees to include in all his subcontracts hereunder a provision to the effect that the subcontractor agrees that the Comptroller General of the United States, or his duly authorized representatives shall, until expiration of 3 years after final payment under the subcontract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20) whichever expires earlier, have access to and the right to examine any directly pertinent books, documents, papers, and records of such subcontractor, involving transactions related to the subcontract. The term "subcontract" as used in this clause excludes (1) purchase orders not exceeding $2,500 and (2) subcontracts or purchase orders for public utility services at rates established for uniform applicability to the general public.

(d) The periods of access and examination described in (b) and (c) above, for records which relate to (1) appeals under the "Disputes" cause of this contract, (2) litigation or the settlement of claims arising out of the performance of this contract, or (3) costs and expenses of this contract as to which exception has been taken by the Comptroller General or any of his duly authorized representatives, shall continue until such appeals, litigation, claims, or exceptions have been disposed of.

Clause No. 9—Inspection and reports.

(a) Inspection of work. The Government shall have the right to inspect the work and activities under this contract, including, without limitation, premises where any Government property may be located at such reasonable times and in such manner as it may deem appropriate and the Contractor shall afford the Government proper facilities and assistance for such inspection.

(b) Reports. The Contractor shall furnish such progress reports, schedules, financial and cost reports, and other reports concerning the work under this contract as specified elsewhere in this contract. Cost and other financial data and projections furnished pursuant to this paragraph (b) shall not relieve the Contractor of the requirements for furnishing notice specified in the clause of this contract entitled "Limitation of Cost."

(c) In addition, where Federal Financial assistance is involved in the contract effort, the following clause will apply:

*Reports to the Indian People*

The contractor, as a recipient of Federal financial assistance, shall make reports and information available to the Indian people served or represented by the contractor. Such reports will reflect how the Federal assistance funds were utilized to the benefit of the Indian people served or represented as follows: (specific reporting requirements, formats and methods of distribution to the Indian people will be prescribed in the scope of the contract.)

(d) Annual Reporting.

(1) For each fiscal year during which a tribal organization receives or expends funds pursuant to a contract under this Part, the tribe which requested the contract must submit a report to the Contracting Officer. The report shall include, but not be limited to, an accounting of the amounts and purposes for which the contract funds were expended and information on the conduct of the program or services involved. The reports shall include any other information requested by the Contracting Officer and may be submitted as follows:

(i) When the contract is with the governing body of an Indian tribe, the tribe shall submit the report to the Contracting Officer.

(ii) When the contract is with a tribal organization other than the governing body of the tribe, the tribe has the option of having the tribal organization prepare the report and submit it to the tribe for review and approval before the tribe submits it to the Contracting Officer.

(iii) When the contract benefits more than one tribe, the tribal organization shall prepare and submit the report to each of the tribes benefiting under the contract. Each tribe shall endorse the report before submitting it to the Contracting Officer.

(2) The annual report shall be submitted to the Contracting Officer within 60 days of the end of the fiscal year in which the contract was performed. However, the period for submitting the report may be extended if there is just cause for such extension.

(3) In addition to the yearly reporting requirement given in paragraphs (a) and (b) of this section, the tribal contractor shall furnish other reports when and as required by the Contracting Officer.

Clause No. 10—Subcontracting.

(a) Prior approval required. Except as provided in (c) below, the Contractor shall not enter into any subcontract or purchase order not otherwise expressly authorized elsewhere in this contract without the prior written approval of the Contracting Officer and subject to such conditions as the Contracting Officer may require.

(b) Request for approval. The Contractor's request for approval to enter into a subcontract pursuant to this clause shall include: (1) a description of the supplies or services to be called for by the subcontract; (2) identification of the proposed subcontractor and an explanation of why and how the proposed subcontractor was selected, including the degree of competition obtained; (3) the proposed subcontract price, together with the Contractor's cost or price analysis thereof; (4) identification of the type of subcontract to be used; (5) a copy or draft of the proposed subcontract, if available; and (6) any other information which the Contracting Officer may require.

(c) Certain purchases of property and services. Prior written approval shall not be required for firm fixed-price subcontracts for the purchase or rental of items of personal property having a unit acquisition cost of less than $200 or for subcontracts in a total amount less than $1,000 unless otherwise specified elsewhere in this contract: Provided, however, That advance notification shall be given by the Contractor of any subcontract which exceeds in dollar amount 5 percentum of the total estimated cost of this contract.

(d) Contractor's procurement system. The Contractor shall use methods, practices or procedures in subcontracting or purchasing (hereinafter referred to as the Contractor's "procurement system") acceptable to the Contracting Officer. The Contracting Officer may, at any time during the performance of this contract, require the Contractor to provide information concerning its procurement system.

(e) Effect of subcontracting. Subcontracts shall be made in the name of the Contractor and shall not bind nor purport to bind the Government. The making of subcontracts hereunder shall not relieve the Contractor of any requirement under this contract (including, but not limited to, the duty to properly supervise and coordinate the work of subcontracts, and the duty to maintain and account for property pursuant to the clause of this contract entitled "Government Property"). Approval of the provisions of any subcontract by the Contracting Officer shall not be construed to constitute a determination of the allowability of any cost under this contract, unless such approval specifically provides that it constitutes a determination of the allowability of such cost. In no event shall approval of any subcontract by the Contracting Officer be construed as effecting any increase in the estimated cost set forth in this contract. No subcontract placed under this contract shall provide for payment on a cost-plus-a-percentage-of-cost basis.

(f) Procurements from contractor-controlled sources. Procurement or transfer of equipment, materials, supplies, or services from contractor-controlled source (any division or other organizational component of the prime contractor, exclusive of the contracting component, and any subsidiary or affiliate of the Contractor under a common control) shall be considered a subcontract for the purpose of this clause.

Clause No. 11—Accounts, audit, and records.

(a) The Contractor shall maintain books, records, documents, and other evidence, accounting procedures, and practices, sufficient to reflect properly all direct and indirect costs of whatever nature claimed to have been incurred and anticipated to be incurred for the performance of this contract. The foregoing constitutes "records" for the purposes of this clause.

(b) The Contractor's facility(ies), or such part thereof as may be engaged in the performance of this contract, and his records shall be subject at all reasonable times to inspection and audit by the Contracting Officer of his authorized representative.

(c) The Contractor shall preserve and make available his records (1) until the expiration of 3 years from the date of final payment under this contract, or the time periods for the particular records specified in 41 CFR Part 1-20, whichever expires earlier and (2) for such longer period, if any, as is required by applicable statute, or by other clause of this contract, or by (i) or (ii) below.

(i) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of 3 years from the date of any resulting final settlement.

(ii) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) costs and expenses of this contract to which exception has been taken by the Contracting Officer or any of his duly authorized representatives, shall be retained until such appeals, litigation, claims, or exceptions have been disposed of.

(d) The Contractor shall insert the substance of this clause, including this paragraph (d), in each subcontract hereunder that is not firm fixed-price or fixed-price with escalation. When so inserted, changes shall be made to designate the higher-tier subcontractor at this level involved in place of the Contractor; to add "of the Government prime contract" in place of "this contract" in (B) of subparagraph (c)(ii) above.

Clause No. 12—Government property.

(a) Government furnished property. (1) The Government reserves the right to furnish any property or services required for the performance of the work under this contract.

(2) The Government shall deliver to the Contractor, for use in connection with and under the terms of this contract, the property described elsewhere in this contract, together with such related data and information as the Contractor may request and as may reasonably be required for the intended use of such property (such property to be referred to as "Government furnished property").

In the event that Government furnished property is not delivered to the contractor by such time or times as stated, or if not stated, in sufficient time to enable the contractor to meet such delivery or performance dates under this contract, the Contracting Officer shall, upon timely written request made by the Contractor, make a determination of the delay occasioned the Contractor and make appropriate equitable adjustments to any contractual provisions affected by any such delay in accordance with the provisions of the clause of this contract entitled "Changes."

In the event that Government furnished property is received by the Contractor in a condition not suitable for the intended use, the contractor shall, immediately upon receipt thereof, notify the Contracting Officer of such fact, and, as directed by the Contracting Officer either (i) return or otherwise dispose of such property, or (ii) effect repairs or modification thereto. Upon completion of (i) or (ii) above, the Contracting Officer, upon timely written request of the Contractor, shall make appropriate equitable adjustments to any contractual provisions affected thereby in accordance with the provisions of the clause of this contract entitled "Changes." The foregoing provisions for adjustment are exclusive and the Government shall not be liable to suit for breach of contract by reason of any delay in delivery of Government furnished property or delivery of such property in a condition not suitable for its intended use.

(b) Title. (1) Title to all property furnished by the Government shall remain in the Government. Title to all property purchased by the Contractor, the cost of which the Contractor is entitled to be reimbursed as a direct item of cost under this contract, shall pass to and vest in the Government upon delivery of such property by the vendor. Title to other property, the cost of which is reimbursable to the Contractor under this contract, shall pass and vest in the Government upon (i) issuance for use of such property in the performance of this contract, or (ii) commencement of processing or use of such property in the performance of this contract, or (iii) reimbursement of the cost thereof by the Government in whole or in part, whichever first occurs. All Government furnished property, together with all property acquired by the Contractor, title to which vests in the Government under this paragraph, are subject to the provisions of this clause and are hereinafter collectively referred to as "Government property."

(2) Title to the Government property shall not be affected by the incorporation or attachment thereof to any property now owned by the Government, nor shall such Government property; or any part thereof, be or become a fixture or lose its identity or personality by reason of affixation to any realty.

(c) Use of Government property. Government property shall, unless otherwise provided herein or approved by the Contracting Officer, be used only for the performance of this contract.

(d) Property management and control. The Contractor shall maintain and administer in accordance with sound business practice a program for the maintenance, repair, protection, and preservation, control of and accountability for Government property, so as to assure its full availability and usefulness for the performance of this contract. The Contractor agrees to promptly receipt for all Government property in a form and manner as prescribed by the Contracting Officer. The Contractor further agrees to take all reasonable steps to comply with all directions or instructions which the Contracting Officer may prescribe regarding the management and control of Government property.

(e) Risk or loss. (1) The Contractor shall not be liable for any loss of or damage to Government property, or for expenses incidental to such loss or damage, except that the Contractor shall be responsible for any such loss or damage (including expenses incidental thereto):

(i) Which results from willful misconduct or lack of good faith on the part of any of the Contractor's directors or officers, or on the part of any of its managers, superintendents, or other equivalent representatives, who have supervision or direction of (A) all or substantially all of the Contractor's operations at any one plant, laboratory or separate location in which this contract is being performed or (B) a separate and complete major organization, industrial or otherwise in connection with the performance of this contract;

(ii) Which results from a failure on the part of the Contractor, due to willful misconduct or lack of good faith on the part of any of its directors, officers, or other representatives mentioned in subparagraph (i) above, (A) to maintain and administer, in accordance with sound business practice, the program for maintenance, repair, protection, and preservation of Government property as required by paragraph (d) hereof, or (B) to take all reasonable steps to comply with any appropriate written directions of the Contracting Officer under paragraph (4) hereof;

(iii) For which the Contractor is otherwise responsible under the express terms of this contract;

(iv) Which results from a risk expressly required to be insured under this contract, but only to the extent of the insurance so required to be procured and maintained, or to the extent of insurance actually procured and maintained, whichever is greater; or

(v) Which results from a risk which is in fact covered by insurance or for which the Contractor is otherwise reimbursed, but only to the extent of such insurance or reimbursement: Provided That, if more than one of the above exceptions shall be applicable in any case, the Contractor's liability under any one exception shall not be limited by any other exception.

(2) If the Contractor transfers Government property to the possession and control of a subcontractor the transfer shall not affect the liability of the Contractor for loss or destruction of or damage to Government property as set forth in (1) above. The Contractor shall require the subcontractor to assume the risk of and be responsible for any loss or destruction of or damage to Government property while in the latter's possession or control, and the subcontract shall contain appropriate provisions requiring the return of all Government property in as good condition as when received (except for reasonable wear and tear or for the utilization of the property in accordance with the provisions of this contract). Provided, however, That the subcontractor may be relieved from such liability only to the extent that the subcontract, with the prior approval of the Contracting Officer, so provides.

(3) The Contractor shall not be reimbursed for, and shall not include as an item of overhead, the cost of insurance, or any provisions for a reserve, covering the risk of loss or damage to the Government property, except to the extent that the Government may have required the Contractor to carry such insurance under any other provision of this contract.

(4) Upon the happening of loss or destruction of or damage to the Government property, the Contractor shall notify the Contracting Officer thereof, and shall take all reasonable steps to protect the Government property from further damage, separate the damaged and undamaged Government property, put all the Government property in the best order, and furnish to the Contracting Officer a statement of:

(i) The lost, destroyed, and damaged Government property;

(ii) The time and origin of the loss, destruction or damage;

(iii) All known interests in commingled property of which the Government property is a part; and

(iv) The insurance, if any, covering any part of or interest in such commingled property.

The Contractor shall make repairs and renovation of the damaged Government property, or take such other action as the Contracting Officer directs.

(5) In the event the Contractor is indemnified, reimbursed, or otherwise compensated for any loss or destruction of or damage to the Government property, it shall use the proceeds to repair, renovate, or replace the Government property involved, or shall credit such proceeds against the cost of the work covered by the contract, or shall otherwise reimburse the Government, as directed by the Contracting Officer. The loss, destruction or damage and, upon the request of the Contracting Officer, shall, at the Government's expense, furnish to the Government all reasonable assistance and cooperation (including assistance in the prosecution of suit and the execution of instruments of assignment in favor of the Government) in obtaining recovery. In addition, where a subcontractor has not been relieved from liability for any loss or destruction of or damage to Government property, the Contractor shall enforce the liability of the subcontractor for such loss or destruction of or damage to the Government property for the benefit of the Government.

(f) Disposition of Government property. (1) During the period of performance of this contract, the Contractor shall promptly and regularly report to the Contracting Officer, in such form and manner as the Contracting Officer may direct, concerning the status of Government property under the contract, including all Government property in the Contractor's possession which is not in use or which is excess to the needs of the contract. The Contractor shall make such disposition of Government property as the Contracting Officer may direct. The Contractor shall in no way be relieved of responsibility for Government property without the prior written approval of the Contracting Officer.

(2) Upon completion or expiration of this contract, or at such earlier date as may be fixed by the Contracting Officer, the Contractor shall render an accounting, as prescribed by the Contracting Officer, of all Government property which had come into the possession or custody of the Contractor under this contract. Such accounting shall include inventory schedules covering all items of Government property not consumed in the performance of this contract, or not theretofore delivered to the Government, or for which the Contractor has not otherwise been relieved of responsibility. The Contractor shall deliver or make such other disposition of Government property covered in such inventory schedules as the Contracting Officer may direct.

(3) The net proceeds of any disposition of Government property, in accordance with (1) and (2) above, shall be credited to the cost of the work covered by the contract or shall be paid in such manner as the Contracting Officer may direct.

(g) Restoration of premises. Unless otherwise provided herein, the Government shall not be under any duty or obligation to restore or rehabilitate, or to pay the costs of the restoration or rehabilitation of the Contractor's facility or any portion thereof which is affected by removal of any Government property.

Clause No. 13—Changes.

The Contracting Officer may at any time, by a written order, and without notice to the sureties, if any, make changes, within the general scope of this contract, in any one or more of the following: (a) Drawings, designs, or specifications; (b) method of shipment or packing; (c) place of inspection, delivery, or acceptance; and (d) the amount of Government furnished property. If any such change causes an increase or decrease in the estimated cost of, or the time required for performance of this contract, or otherwise affects any other provisions of this contract, whether changed or not by any such order, an equitable adjustment shall be made (a) in the estimated cost or delivery schedule, or both, and (b) in such other provisions of the contract as may be so affected, and the contract shall be modified in writing accordingly. Any claim by the Contractor for adjustment under this clause must be asserted within thirty (30) days from the date of receipt by the Contractor of the notification of change: Provided, however, That the Contracting Officer, if he decides that the facts justify such action, may receive and act upon any such claim asserted at any time prior to final payment under this contract. Where the cost of property made obsolete or excess as a result of a change is included in the Contractor's claim for adjustment, the Contracting Officer shall have the right to prescribe the manner of disposition of such property. Failure to agree to any adjustment shall be a dispute concerning a question of fact within the meaning of the clause of this contract entitled, "Disputes." However, nothing in this clause shall excuse the Contractor from proceeding with the contract as changed.

Clause No. 14—Notice to the Government of delays.

Whenever the Contractor has knowledge that any actual or potential situation, including, but not limited to, labor disputes, is delaying or threatens to delay the timely performance of the work under this contract, the Contractor shall immediately give written notice thereof, including all relevant information with respect thereto, to the Contracting Officer.

Clause No. 15—Termination for cause.

(a) The performance of work under this contract may be terminated in whole or from time to time in part, by the Government whenever the Contractor fails to perform the work called for by the contract and whenever the "Retrocession" and "Reassumption" provisions of the contract are invoked. Termination of work hereunder shall be affected by delivery to the Contractor of a Notice of Termination specifying the extent to which performance of work under the contract is terminated and the date upon which such termination becomes effective.

(b) After receipt of the Notice of Termination the Contractor shall cancel his outstanding commitments hereunder covering the procurement of materials, supplies, equipment, and miscellaneous items. In addition, the Contractor shall exercise all reasonable diligence to accomplish the cancellation or diversion of this outstanding commitments covering personal services and extending beyond the date of such termination to the extent that they relate to the performance of any work terminated by the notice. With respect to such canceled commitments the Contractor agrees to (1) settle all outstanding liabilities and all claims arising out of such cancellation of commitments, with the approval or ratification of the Contracting Officer, to the extent he may require, which approval or ratification shall be final for all purposes of this clause, and (2) assign to the Government, in the manner, at the time, and to the extent directed by the Contracting Officer, all of the right, title, and interest of the Contractor under the orders and subcontracts so terminated, in which case the Government shall have the right, in its discretion, to settle or pay any or all claims arising out of the termination of such orders and subcontracts.

(c) The Contractor shall submit his termination claim to the Contracting Officer promptly after receipt of a Notice of Termination, but in no event later than one year from the effective date thereof, unless one or more extensions in writing are granted by the Contracting Officer upon written request of the Contractor within such one-year period or authorized extension thereof. Upon failure of the Contractor to submit his termination claim within the time allowed, the Contracting Officer may, subject to any review required by the contracting agency's procedures in effect as of the date of execution of this contract, determine, on the basis of information available to him, the amount, if any, due to the Contractor by reason of the termination and shall thereupon pay to the Contractor the amount so determined.

(d) Any determination of costs under paragraph (c) shall be governed by the applicable contract cost principles and procedures set forth in paragraph (b)(1) of Clause 4.

(e) Subject to the provisions of paragraph (c) above, and subject to any review required by the contracting agency's procedures in effect as of the date of execution of this contract, the Contractor and the Contracting Officer may agree upon the whole or any part of the amount or amounts to be paid to the Contractor by reason of the termination under this clause, which amount or amounts may include any reasonable cancellation charges thereby incurred by the Contractor and any reasonable loss upon outstanding commitments for personal services which he is unable to cancel: Provided, however, That in connection with any outstanding commitments for personal services which the Contractor is unable to cancel, the Contractor shall have exercised reasonable diligence to divert such commitments to his other activities and operations. Any such agreement shall be embodied in an amendment to this contract and the Contractor shall be paid the agreed amount.

(f) The Government may from time to time, under such terms and conditions as it may prescribe, make partial payments against costs incurred by the Contractor in connection with the terminated portion of this contract, whenever, in the opinion of the Contracting Officer, the aggregate of such payments is within the amount to which the Contractor will be entitled hereunder. If the total of such payments is in excess of the amount finally agreed or determined to be due under this clause, such excess shall be payable by the Contractor to the Government upon demand: Provided, That if such excess is not so paid upon demand, interest thereon shall be payable by the Contractor to the Government at the rate of 6 percent per annum, beginning 30 days from the date of such demand.

(g) The Contractor agrees to transfer title to the Government and deliver in the manner, at the times, and to the extent, if any, directed by the Contracting Officer, such information and items which, if the contract has been completed, would have been required to be furnished to the Government, including:

(1) Completed or partially completed plans, drawings, and information; and

(2) Materials or equipment produced or in process or acquired in connection with the performance of the work terminated by the notice. Other than the above, any termination inventory resulting from the termination of the contract may, with the written approval of the Contracting Officer, be sold or acquired by the Contractor under the conditions prescribed by and at a price or prices approved by the Contracting Officer. The proceeds of any such disposition shall be applied in reduction of any payments to be made by the Government to the Contractor under this contract or shall otherwise be credited to the price or cost of work covered by this contract or paid in such other manner as the Contracting Officer may direct. Pending final disposition of property arising from the termination, the Contractor agrees to take such action as may be necessary, or as the Contracting Officer may direct, for the protection and preservation of the property related to this contract which is in the possession of the Contractor and in which the Government has or may acquire an interest.

(h) Any disputes as to question of fact which may arise hereunder shall be subject to the "Disputes" clause of this contract.

Clause No. 16—Retrocession.

(a) The Indian tribe that initially requested this contract may also request its retrocession, notwithstanding the fact that the Contractor may be a tribal organization other than the tribe.

(b) Should the tribe request retrocession of the contract and the Contractor is other than the Tribe, the Contracting Officer will notify the Contractor of the request and in consultation with the Tribe and the Contractor establish the effective date of the retrocession. The retrocession will become effective no later than 120 days after the Contracting Officer receives the Tribe's request unless the Tribe and the Contracting Officer mutually agree on a later date.

(c) Immediately after receipt of the request for retrocession and where applicable notifying the Contractor, the Contracting Officer will meet with the Contractor and mutually agree to:

(1) A plan for the orderly transfer of responsibilities;

(2) A plan for inventorying materials and supplies on hand;

(3) An accounting for funds, including but not limited to current and anticipated obligations;

(4) The cost of operation until retrocession; and,

(5) The identification of all records relating to the contract and the contracted function.

Clause No. 17—Reassumption of programs.

(a) The Contracting Officer may upon written notice to the Contractor in accordance with the clause entitled, "Termination for Cause" rescind the contract in whole or in part and assume or resume control or operation of the program, activity or service involved if it is determined that the Contractor's performance involves (1) the violation of the rights, or endangerment of the health, safety or welfare of any person, or (2) gross negligence or mismanagement in the handling or use of funds provided the Contractor under the contract; and (3) when contractor fails to perform the work required under the contract.

(b) In the event it is determined, under paragraph (a) of this clause, that there is an immediate threat to safety the Contracting Officer may by written notice to the Contractor immediately rescind the contract or that portion thereof that poses such threat and assume or reassume operation of the program activity or service involved: Provided that the Contracting Officer will within 10 calendar days of the date the contract was rescinded schedule a hearing at a time and place mutually agreed to by the parties. When the Contractor is other than the Indian tribe that requested the contract, the tribe will be advised of the contract rescission at the same time as the Contractor and invited to attend the hearing and present its views. The time and place of the hearing will be coordinated with the tribe. If agreement on corrective measures is not reached at the hearing the Contracting Officer shall within 30 calendar days from the date of the hearing reduce the issues to writing and mail or otherwise furnish a copy thereof to the Contractor who may appeal the issues as provided for in 43 CFR Part 4.

(c) When there is no immediate threat to safety the Contracting Officer shall provide written notice to the Contractor of intent to rescind the contract which will include the reason why contract recission is contemplated, what corrective measures are considered necessary and a reasonable time period in which corrective measure must be accomplished. Should the Contractor not take corrective action within the time specified, the Contracting Officer may rescind the contract: Provide that the Contractor has a right to a hearing and appeal as provided in paragraph (b) of this clause.

Clause No. 18—Rights in data.

(a) Subject data. As used in this clause, the term "Subject Data" means writings, sound recordings, pictorial reproductions, drawings, designs or other graphic representations, procedural manuals, forms, diagrams, workflow charts, equipment descriptions, data files and data processing or computer programs, and works of any similar nature (whether or not copyrighted or copyrightable) which are specified to be delivered under this contract. The term does not include financial reports, cost analyses, and similar information incidental to contract administration.

(b) Government rights. Subject only to the provision of (c) below, the Government may use, duplicate or disclose in any manner and for any purpose whatsoever, and have or permit other to do so, all subject data delivered under this contract.

(c) License to copyrighted data. In addition to the Government rights as provided in (b) above, with respect to any Subject Data which may be copyrighted the Contractor agrees to and does hereby grant to the Government a royalty-free, nonexclusive and irrevocable license throughout the world to use, duplicate or dispose of such data in any manner and for any purpose whatsoever, and to have or permit others to do so: Provided, however, That such license shall be only to the extent that the Contractor now has, or prior to completion or final settlement of this contract may acquire, the right to grant such license without becoming liable to pay compensation to others solely because of such grant.

(d) Relation to patents. Nothing contained in this clause shall imply a license to the Government under any patent or be construed as affecting the scope of any license or other right otherwise granted to the Government under any patent.

(e) Marking and identification. The Contractor shall mark all Subject Data with the number of this contract and the name and address of the contractor or subcontractor who generated the data. The Contractor shall not affix any restrictive markings upon any Subject Data, and if such markings are affixed, the Government shall have the right at any time to modify, remove, obliterate, or ignore any such markings.

(f) Subcontractor data. Whenever any Subject Data is to be obtained from a subcontractor under this contract, the Contractor shall use this same clause in the subcontract, without alteration, and no other clause shall be used to enlarge or diminish the Government's rights in that subcontractor Subject Data.

(g) Deferred ordering and delivery of data. The Government shall have the right to order, at any time during the performance of this contract, or within 2 years from either acceptance of all items (other than data) to be delivered under this contract or termination of this contract, whichever is later, any Subject Data and any data not called for in the schedule of this contract but generated in performance of the contract, and the Contractor shall promptly prepare and deliver such data as is ordered. If the principal investigator is no longer associated with the Contractor, the Contractor shall exercise its best efforts to prepare and deliver such data as is ordered. The Government's right to use data delivered pursuant to this paragraph (g) shall be the same as the rights in Subject Data as provided in (b) above. The Contractor shall be relieved of the obligation to furnish data pertaining to an item obtained from a subcontractor upon the expiration of 2 years from the date he accepts such items. When data, other than Subject Data, is delivered pursuant to this paragraph (g), payment shall be made, by equitable adjustment or otherwise, for converting the data into the prescribed form, reproducing it or preparing it for delivery.

Clause No. 19—Reporting of royalties.

If this contract involves any royalty payments in excess of $250 or if the amount of any royalty payment in excess of $250 is reflected in the estimated cost, the Contractor shall report in writing to the Contracting Officer, as soon as practicable during the performance of this contract, the amount of any royalties paid or to be paid by it directly to others in connection with the performance of this contract, together with (a) The names and addresses of licensors to whom such payments are made; (b) The patent numbers or patents application serial numbers (with filing dates) involved or other identification of the basis of such royalties; and (c) Information concerning the manner of computation of such royalties.

Clause No. 20—Authorization and consent

The Government hereby gives its authorization and consent for all use and manufacture of any invention described in and covered by a patent of the United States in the performance of this contract or any part hereof or any amendment hereto, or any subcontract hereunder (including any lower tier subcontract).

Clause No. 21—Notice and assistance regarding patent and copyright infringement.

(a) The Contractor shall report to the Contracting Officer, promptly and in reasonable written detail, each notice or claim of patent or copyright infringement based on the performance of this contract of which the Contractor has knowledge.

(b) In the event, of any claim or suit against the Government, on account of any alleged patent or copyright infringement arising out of the performance of this contract or out of the use of any supplies furnished or work or services performed hereunder, the Contractor shall furnish to the Government, when requested by the Contracting Officer, all evidence and information in possession of the Contractor pertaining to such suit or claim. Such evidence and information shall be furnished at the expense of the Government except when the Contractor has agreed to indemnify the Government.

Clause No. 22—Publication and publicity

(a) Unless otherwise specified in this contract, the Contractor is encouraged to publish and make available through accepted channels the results of its work under this contract. A copy of each article submitted by the Contractor for publication shall be promptly sent to the Project Officer. The Contractor shall also inform the Project Officer when the article or other work is published and furnish a copy of it as finally published.

(b) The Contractor shall acknowledge the support of the Department of Health, Education, and Welfare whenever publicizing the work under this contract in any media. To effectuate the foregoing, the Contractor shall include in any publication resulting from work performed under this contract an acknowledgment substantially as follows:

"The work upon which this publication is based was performed pursuant to Contract (insert number) with the (insert name of constituent agency), Department of Health, Education, and Welfare."

Clause No. 23—Patent rights.

(a) Definitions. As used in this clause, the term (1) "Invention" or "Invention or discovery" includes any art, machine, manufacture, design, or composition of matter, or any new and useful improvement thereof, or any variety of plant, which is or may be patentable under the Patent Laws of the United States; and (2) "Made," when used in relation to any invention or discovery, means the conception or first actual or constructive reduction to practice of such invention.

(b) Disclosure. Whenever an invention or discovery is made by the Contractor or its employees in the course of or under this contract, the Contractor shall immediately give the Contracting Officer written notice thereof and shall promptly thereafter furnish the Contracting Officer with complete information thereon, including as a minimum (1) a complete written disclosure of each such invention, and (2) information in writing, as soon as practicable, concerning the date and identity of any public use, sale, or publication of such invention made by or known to the Contractor.

(c) Determination of rights. The Secretary, or his duly authorized representative, shall have the sole and exclusive power to determine whether or not, and where a patent application shall be filed and to determine the disposition of all rights in any invention made under this contract, including title to and rights under any patent application or patent which may issue thereon. The Secretary, or his duly authorized representative, may, upon the request of the Contractor, determine to exercise his option to waive rights to any such invention in foreign countries. The determination of the Secretary, or his duly authorized representative, on all these matters shall be accepted as final and the provisions of the clause of this contract entitled, "Disputes" shall not apply. The Contractor shall use his best efforts to assure that all of its employees who may be the inventors of any such invention will execute all documents and do all things necessary or proper to effectuate the determination of the Secretary, or his duly authorized representative, to vest in the Government the rights granted to it under this clause and to enable the Government to apply for and prosecute any patent application, in any country, covering such invention where the Government has the right under this clause to file such application.

(d) Contractor employees and subcontractors. The Contractor shall:

(1) Obtain patent agreements to effectuate the provisions of this clause from all persons who perform any part of the work under this contract and may be reasonably expected to make inventions.

(2) Insert in each subcontract having experimental, developmental or research work as one of its purposes, a provision making this clause applicable to the subcontractor and its employees.

(e) Reports. The Contractor shall furnish the Contracting Officer, in addition to the information called for in paragraph (b) of this clause:

(1) Interim reports on the first anniversary of the contract, where extended or renewed, and every year thereafter listing all inventions made during the period, whether or not previously reported, or certifying that no inventions were made during the applicable period; and

(2) A final report, prior to final settlement of this contract, listing all such inventions made in the course of or under this contract, including all those previously listed in interim reports, or certifying that there are no such unreported inventions.

(f) Withholding payment for failure to comply. At any time during the performance of this contract, the Contracting Officer may direct that payment be withheld in the amount of 10 percent of the total amount obligated by the Government with respect to this contract or $10,000 whichever is less. If the Contracting Officer determines that the Contractor has filed to furnish any of the written notices, disclosures, or reports required by paragraphs (b) and (e) above, until such time as the Contractor shall have corrected such failure. The withholding of any amount or subsequent payment thereof to the Contractor or the failure to withhold any amount shall not be construed as a waiver of any rights accruing to the Government under the contract. This paragraph shall not be construed as requiring the Contractor to withhold any amounts from a subcontractor to enforce compliance with the patent provisions of a subcontract.

(g) Acknowledgement. With respect to any patent application on any invention made in the course of or under this contract, the Contractor shall incorporate in the first paragraph of the patent specification, and prominently in any patent issued thereon, the following statement:

"The invention described herein was made in the course of or under a contract with the U.S. Department of Health, Education, and Welfare."

Clause No. 24—Key personnel.

Where "key personnel" have been identified in this contract, it has been determined that such named personnel are necessary for the successful performance of the work under this contract; and the Contractor agrees to assign such personnel to the performance of the work under this contract, and shall not reassign or remove any of them without the consent of the Contracting Officer. Whenever, for any reason, one or more of the aforementioned personnel is unavailable for assignment for work under the contract, the Contractor shall immediately notify the Contracting Officer to that effect and shall, subject to the approval of the Contracting Officer without formal modification to the contract, replace such personnel with personnel of substantially equal ability and qualifications.

Clause No. 25—Litigation and Claims.

The Contractor shall give the Contracting Officer immediate notice in writing of (a) any action, including any proceeding before an administrative agency, filed against the Contractor arising out of the performance of this contract, including, but not limited to, the performance of any subcontract hereunder; and (b) any claim against the Contractor the cost and expense of which is allowable under the clause entitled "Allowable Cost." except as otherwise directed by the Contracting Officer, the Contractor shall furnish immediately to the Contracting Officer copies of all pertinent papers received by the Contractor with respect to such action or claim. To the extent not in conflict with any applicable policy of insurance, the Contractor may, with the Contracting Officer's approval, settle any such action or claim. If required by the Contracting Officer, the Contractor shall (a) effect an assignment and subrogation in favor of the Government of all the Contractor's rights and claims (except those against the Government) arising out of any such action or claim against the Contractor; and (b) authorize representatives of the Government to settle or defend any such action or claim and to represent the Contractor in, or to take charge of any action. If the settlement or defense of an action or claims is undertaken by the Government, the Contractor shall furnish all reasonable assistance in effecting a settlement or asserting a defense. Where an action against the Contractor is not covered by a policy of insurance, the Contractor shall, with the approval of the Contracting Officer, proceed with the defense of the action in good faith. The Government shall not be liable for the expense of defending any action or for any costs resulting from the loss thereof, to the extent that the Contractor would have been compensated by insurance which was required by law or regulation or by written direction of the Contracting Officer, but which the Contractor failed to secure through its own fault or negligence.

In any event, unless otherwise expressly provided in this contract, the Contractor shall not be reimbursed or indemnified by the Government for any liability loss, cost or expense, which the Contractor may incur or be subject to by reason of any loss, injury, or damage, to the person or to real or personal property of any third parties as may accrue during, or arise from, the performance of this contract.

Clause No. 26—Indemnity and insurance.

(a) The Contractor shall indemnify and save and keep harmless the Government against any or all loss, cost, damage, claim, expense or liability whatsoever, because of accident or injury to persons or property or others occurring in connection with any program included as a part of this contract, by providing where applicable, the insurance described below:

(b) The Contractor shall secure, pay the premium for, and keep in force until the expiration of this contract, or any renewal period thereof, insurance as provided below. Such insurance policies shall specifically include a provision stating the liability assumed by the Contractor under this contract.

(1) Workman's compensation insurance as required by laws of the state.

(2) Owner's landlord's and tenant's bodily injury liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(3) Property damage liability insurance with limits of not less than $25,000 for each accident.

(4) Automobile bodily injury liability insurance with limits of not less than $50,000 for each person, and $500,000 for each accident and property damage liability insurance with a limit of not less than $5,000 for each accident.

(5) Food products liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(6) Medical malpractice insurance where medical, professional services are involved.

(8) Other insurance not specifically mentioned when required.

(c) Each policy of insurance shall contain an endorsement providing that cancellation by the insurance company shall not be effective unless a copy of the cancellation is mailed (registered) to the Contracting Officer 30 days prior to the effective date of cancellation.

(d) A certificate of each policy of insurance, and any changed therein, shall be furnished to the Contracting Officer immediately upon receipt from the insurance company.

(e) Insurance companies of the Contractor shall be satisfactory to the Contracting Officer. When in his opinion an insurance company is not satisfactory for reasons that will be stated, the Contractor shall provide insurance through companies that are satisfactory to the Contracting Officer.

(f) Each policy of insurance shall contain a provision that the insurance carrier waives any rights it may have to raise as a defense the tribe's sovereign immunity from suit, but such waiver shall extend only to claims the amount and nature of which are within the coverage and limits of the policy of insurance. The policy shall contain no provision, either express or implied, that will serve to authorize or empower the insurance carrier to waive or otherwise limit the tribe's sovereign immunity outside or beyond the coverage and limits of the policy insurance.

Clause No. 27—Overtime.

Except as authorized by Section 1–12.102–5 of the Federal Procurement Regulations as in effect on the effective date of this contract or otherwise provided in this contract, the Contractor shall not perform overtime work under or in connection with this contract for which premium compensation is required to be paid, without specific written approval from the Contracting Officer.

Clause No. 28—Foreign travel.

Foreign travel shall not be performed without the prior written approval of the Contracting Officer. As used in this clause "Foreign Travel" means travel outside the United States, its Territories and Possessions, and Canada.

Clause No. 29—Questionnaires and surveys.

In the event the performance of this contract involves the collection of information upon identical items from 10 or more persons, other than Federal employees, the Contractor shall obtain written approval from the Contracting Officer, prior to the use thereof, of any forms, schedules, questionnaires, survey plans or other documents, and any revisions thereto, intended to be used in such collection

Clause No. 30—Printing.

Unless otherwise specified in this contract, the Contractor shall not engage in, nor subcontract for, any printing (as that term is defined in title I of the Government Printing and Binding Regulations in effect on the effective date of this contract) in connection with the performance of work under this contract: Provided, however, That performance of a requirement under this contract involving the reproduction of less than 5,000 production units of any one page or less than 25,000 production units in the aggregate of multiple pages, will not be deemed to be printing. A production unit is defined as one sheet, size 8 by 10½ inches, one side only, one color.

Clause No. 31—Services of consultants.

Except as otherwise expressly provided elsewhere in this contract, and notwithstanding the provisions of the clause of this contract entitled "Subcontracting," the prior written approval of the Contracting Officer shall be required:

(a) Whenever any employee of the Contractor is to be reimbursed as a "consultant" under this contract; and

(b) For the utilization of the services of any consultant under this contract exceeding the daily rate set forth elsewhere in this contract or, if no amount is set forth, $100, exclusive of travel costs, or where the services of any consultant under this contract will exceed 10 days in any calendar year. Whenever Contracting Officer approval is required, the Contractor will obtain and furnish to the Contracting Officer information concerning the need for such consultant services and the reasonableness of the fees to be paid, including, but not limited to, whether fees to be paid to any consultant exceed the lowest fee charged by such consultant to others for performing consultant services of a similar nature.

Clause No. 32—Assignment of claims.

(a) Pursuant to the provisions of the Assignment of Claims Act of 1940, as amended (31 U.S.C. 203, 41 U.S.C. 15), if this contract provides for payments aggregating $1,000 or more, claims for moneys due or to become due the Contractor from the Government under this contract may be assigned to a bank, trust company, or other financing institution, including any Federal lending agency, and may thereafter be further assigned and reassigned to any such institution. Any such assignment or reassignment shall cover all amounts payable under this contract and not already paid, and shall not be made to more than one party, except that any such assignment or reassignment may be made to one party as agent or trustee for two or more parties participating in such financing. Unless otherwise provided in this contract, payment to assignee of any moneys due or to become due under this contract shall not, to the extent provided in said Act, as amended, be subject to reduction or setoff. (The preceding sentence applies only if this contract is made in time of war or national emergency as defined in said Act and is with the Department of Defense, the General Services Administration, the Atomic Energy Commission, the National Aeronautics and Space Administration, the Federal Aviation Agency, or any other department or agency of the United States designated by the President pursuant to Clause 4 of the proviso of section 1 of the Assignment of Claims Act of 1940, as amended by the Act of May 15, 1951, 65 Stat. 41.)

(b) In no event shall copies of this contract or of any plans, specifications, or other similar documents relating to work under this contract, if marked "Top Secret," "Secret," or "Confidential," be furnished to any assignee of any claim arising under this contract or to any other person not entitled to receive the same. However, a copy of any part or all of this contract so marked may be furnished, or any information contained therein may be disclosed, to such assignee upon the prior written authorization of the Contracting Officer.

Clause No. 33—Contract Work Hours Standards Act—overtime compensation.

This contract, to the extent that it is of a character specified in the Contract Work Hours Standards Act (40 U.S.C. 327–330), is subject to the following provisions and to all other applicable provisions and exceptions of such Act and the regulations of the Secretary of Labor thereunder.

(a) Overtime requirements. No Contractor or subcontractor contracting for any part of the contract work which may require or involve the employment of laborers or mechanics shall require or permit any laborer or mechanic in any workweek in which he is employed on such work to work in excess of eight hours in any calendar day or in excess of forty hours in such workweek on work subject to the provisions of the Contract Work Hours Standards Act unless such laborer or mechanic receives compensation at a rate not less than one and one-half times his basic rate of pay for all such hours worked in excess of eight hours in any calendar day or in excess of forty hours in such workweek, whichever is the greater number of overtime hours.

(b) Violation; liability for unpaid wages; liquidated damages. In the event of any violation of the provisions of paragraph (a), the Contractor and any subcontractor responsible therefor shall be liable to any affected employee for his unpaid wages. In addition, such Contractor and subcontractor shall be liable to the United States for liquidated damages. Such liquidated damages shall be computed with respect to each individual laborer or mechanic employed in violation of the provisions of paragraph (a) in the sum of $10 for each calendar day on which such employee was required or permitted to be employed on such work in excess of eight hours or in excess of the standard workweek of forty hours without payment of the overtime wages required by paragraph (a).

(c) Withholding for unpaid wages and liquidated damages. The Contracting Officer may withhold from the Government Prime Contractor, from any moneys payable on account of work performed by the Contractor or subcontractor, such sums as may administratively be determined to be necessary to satisfy any liabilities of such Contractor or subcontractor for unpaid wages and liquidated damages as provided in the provisions of paragraph (b).

(d) Subcontracts. The Contractor shall insert paragraphs (a) through (d) of this clause in all subcontracts, and shall require their inclusion in all subcontracts for any tier.

(e) Records. The Contractor shall maintain payroll records containing the information specified in 29 CFR 516.2(a). Such records shall be preserved for three years from the completion of the contract.

Clause No. 34—Walsh-Healey Public Contracts Act.

If this contract is for the manufacture or furnishing of materials, supplies, articles, or equipment in an amount which exceeds or may exceed $10,000 and is otherwise subject to the Walsh-Healey Public Contracts Act, as amended (41 U.S. Code 35–45), there are hereby incorporated by reference all representations and stipulations required by said Act and regulations issued thereunder by the Secretary of Labor, such representations and stipulations being subject to all applicable rulings and interpretations of the Secretary of Labor which are nor or may hereafter be in effect.

Clause No. 35—Equal opportunity.

During the performance of this contract, the Contractor agrees as follows:

(a) The Contractor will not discriminate against any employee or applicant for employment because of age, religion, or sex. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their age, religion, or sex. Such action shall include, but not be limited to the following: Employment, up-grading, demotion, or transfer; recruitment or recruitment advertising; payoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship.

(b) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractors state that all qualified applicants will receive consideration for employment without regard to age, religion or sex.

(c) The Contractor will include the provisions of paragraphs (a) through (b) in every subcontract or purchase order, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action which respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, That in the event the Contractor becomes involved in, or is threatened with litigation with subcontractor or vendor as a result of such direction by the contracting agency, the Contractor may request the United States to enter into such litigation to protect the interest of the United States.

Clause No. 36—Civil Rights Act of 1964.

The Equal Opportunity clause of this contract applies except where it conflicts with Sections 701(b)(1) and 703(1) of Title VII of the Civil Rights Act of 1964, 78 Stat. 253, 257, 45 U.S.C. 200e, which pertains to Indian tribes as employers and to preferential

treatment in employment given to Indians residing on or near reservations.

Clause No. 37—Certificate of nonsegregated facilities.

By signing the contract the Contractor certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. He certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments, and that he will not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The Contractor agrees that a breach of this certification is a violation of the Equal Opportunity clause in this contract. As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. He further agrees that (except where has obtained identical certifications from proposed subcontractors for specific time periods) he will obtain identical certifications from proposed subcontractors prior to the award of subcontracts exceeding $10,000 which are not exempt from the provisions of the Equal Opportunity clause; that he will retain such certifications in his files; and that he will forward the following notice to such proposed subcontractors (except where the proposed subcontractors have submitted identical certifications for specific time periods):

Notice to prospective subcontractors of requirement for certifications of nonsegregated facilities.

A certification of Nonsegregated Facilities must be submitted prior to the award of a subcontract exceeding $10,000 which is not exempt from the provisions of the Equal Opportunity clause. The certification may be submitted either for each subcontract or for all subcontracts during a period (i.e., quarterly, semi-annually, or annually).

Clause No. 38—Convict labor.

In connection with the performance of work under this contract, the Contractor agrees not to employ any person undergoing sentence of imprisonment at hard labor.

Clause No. 39—Officials not to benefit.

No member of or delegate to Congress, or resident commissioner, shall be admitted to any share or part of this contract, or to any benefit that may arise therefrom; but this provision shall not be construed to extend to this contract if made with a corporation for its general benefit.

Clause No. 40—Covenant against contingent fees.

The Contractor warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Contractor for the purpose of securing business. For breach or violation of this warranty the Government shall have the right to annul this contract without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

Clause No. 41—Buy American Act supply and service contracts.

(a) In acquiring end products, the Buy American Act (41 U.S. Code 10a–d) provides that the Government give preference to domestic source end products. For the purpose of this clause:

(1) "Components" means those articles, materials, and supplies which are directly incorporated in the end products;

(ii) "End products" means those articles, materials, and supplies which are to be acquired under this contract for public use; and

(iii) A "domestic source end product" means (A) an unmanufactured end product which has been mined or produced in the United States and (B) an end product manufactured in the United States if the cost of the components thereof which are mined, produced, or manufactured in the United States exceeds 50 percent of the cost of all its components. For the purposes of this (a) (iii) (B), components of foreign origin of the same type or kind as the products referred to in (b) (ii) or (iii) of this clause shall be treated as components mined, produced, or manufactured in the United States.

(b) The Contractor agrees that there will be delivered under this contract only domestic source end products, except end products:

(1) Which are for use outside the United States;

(ii) Which the Government determines are not mined, produced, or manufactured in the United Statea in sufficient and reasonably available commercial quantities and of a satisfactory quality;

(iii) As to which the Secretary determines the domestic preference to be inconsistent with the public interest; or

(iv) As to which the Secretary determines the cost to the Government to be unreasonable.

(The foregoing requirements are administered in accordanoe with Executive Order No. 10582, dated December 17, 1954.)

Clause No. 42—Utilization of small business concerns.

(a) It is the policy of the Government as declared by the Congress that a fair proportion of the purchases and contracts for supplies and services for the Government be placed with small business concerns.

(b) The Contractor agrees to accomplish the maximum amount of subcontracting to small business concerns that the Contractor finds to be consistent with the efficient performance of this contract and providing that such subcontracting is accomplished in accordance with the Indian Preference requirements of the clause entitled "Utilization of Indian Business Concerns."

Clause No. 43—Utilization of labor surplus area concerns.

(The following clause is applicable if this contract exceeds $5,000.)

(a) It is the policy of the Government to award contracts to labor surplus area concerns that (1) have been certified by the Secretary of Labor (hereafter referred to as certified-eligible concerns with first or second preferences) regarding the employment of a proportionate number of disadvantaged individuals and have agreed to perform substantially (i) in or near sections of concentrated unemployment or underemployment or in persistent or substantial labor surplus areas or (ii) in other areas of the United States, respectively, or (2) are nonceritfied concerns which have agreed to perform substantially in persistent or substantial labor surplus areas, where this can be done consistent with the efficient performance of the contract and at prices no higher than are obtainable elsewhere. The Contractor agrees to use his best efforts to place his subcontracts in accordance with this policy.

(b) In complying with paragraph (a) of this clause and with paragraph (b) of the clause of this contract entitled "Utilization of Small Business Concerns" the Contractor in placing his subcontracts shall observe the following order of preference (1) Indian-owned firms; (2) certified-eligible concerns with a first preference which are also small business concerns; (3) other certified-eligible concerns with a first preference; (4) certified-eligible concerns with a second preference which are also small business concerns; (5) other certified-eligible concerns with a second preference; (6) persistent or substantial labor surplus area concerns which are also small business concerns; (7) other persistent or substantial labor surplus area concerns; and (8) small business concerns which are not labor surplus area concerns.

Clause No. 44—Utilization of minority business enterprises.

(a) It is the policy of the Government that minority business enterprises shall have the maximum practicable opportunity to participate in the performance of Government contracts.

(b) The Contractor agrees to use his best efforts to carry out this policy in the award of his subcontracts to the fullests extent consistent with efficient performance of this contract. As used in this contract, the term "minority business enterprise" means a business, at least 50 percent of which is owned by minority group members or, in case of publicly owned businesses, at least 51 percent of the stock of which is owned by minority group members. For the purposes of this definition, minority group members are Negroes, Spanish-speaking American persons, American-Orientals, American-Indians, American-Eskimos, and American Aleuts. However to be consistent with the Indian preference provisions of Pub. L. 93–638, the last three minorities identified in the preceding sentence will be given preference over any others in accordance with the clause entitled, "Utilization of Indian Business Concerns." Contractors may rely on written representations by subcontractors regarding their status as minority business enterprises in lieu of an independent investigation.

Clause No. 45—Utilization of Indian business concerns.

(a) As used in this clause, the term Indian Business Concerns means an Indian organization as defined in Section 4 of the Indian Self-Determination and Education Assistance Act, Pub. L. 93–638 or an Indian-owned economic enterprise as defined in Section 3 of the Indian Financing Act of 1974 (88 Stat. 77).

(b) The contractor agrees to give preference to Indian business concerns in the awarding of any subcontracts entered into under the contract consistent with the efficient performance of the contract.

Clause No. 46—Payment of interest on contractors' claims.

(a) If an appeal is filed by the contractor from a final decision of the Contracting Officer under the Disputes clause of this contract, denying a claim arising under the contract, simple interest on the amount of the claim finally determined owed by the Government shall be payable to the Contractor. Such interest shall be at the rate determined by the Secretary of the Treasury pursuant to Pub. L. 92–41, 85 Stat. 97, from the date the Contractor furnishes to the Contracting Officer his written appeal under the Disputes clause of this contract, to the date of (1) a final judgment by a court of competent jurisdiction, or (2) mailing to the Contractor of a supplemental agreement for





execution either confirming completed negotiations between the parties or carrying out a decision of a board of contract appeals.

(b) Notwithstanding (a), above, (1) interest shall be applied only from the date payment was due, if such date is later than the filing of appeal, and (2) interest shall not be paid for any period of time that the Contracting Officer determines the Contractor has unduly delayed in pursuing his remedies before a board of contract appeals or a court of competent jurisdiction.

Clause No. 47—Listing of employment openings.

(This clause is applicable pursuant to 41 CFR 50–250 if this contract is for $2,500 or more.)

(a) The Contractor agrees, in order to provide special emphasis to the employment of qualified disabled veterans and veterans of the Vietnam era, that all suitable employment openings of the Contractor which exist at the time of the execution of this contract and those which occur during the performance of this contract, including those not generated by this contract and including those occurring at an establishment other than the one wherein the contract is being performed but excluding those of independently operated corporate affiliates, shall be offered for listing at an appropriate local office of the State employment service system wherein the opening occurs and to provide such reports to such local office regarding employment openings and hires as may be required; Provided, That if this contract is for less than $10,000 or if it is with a State or local government the reports set forth in paragraphs (c) and (d) are not required.

(b) Listing of employment openings with the employment service system pursuant to this clause shall be made at least concurrently with the use of any other recruitment service or effort and shall involve the normal obligations which attach to the placing of a bona fide job order, including the acceptance of referrals of veterans and nonveterans. This listing of employment openings does not require the hiring of any particular job applicant or from any particular group of job applicants, and nothing herein is intended to relieve the Contractor from any requirements in any statutes, Executive Orders, or regulations regarding nondiscrimination in employment.

(c) The reports required by paragraph (a) of this clause shall include, but not be limited to, periodic reports which shall be filed at least quarterly with the appropriate local office or, where the Contractor has more than one establishment in a State, with the central office of the State employment service. Such reports shall indicate for each establishment (i) the number of individuals who were hired during the reporting period, (ii) the number of those hired who were disabled veterans, and (iii) the number of those hired who were nondisabled veterans of the Vietnam era. The Contractor shall submit a report within 30 days after the end of each reporting period wherein any performance is made under this contract. The Contractor shall maintain copies of the reports submitted until the expiration of 1 year after final payment under the contract, during which time they shall be made available, upon request, for examination by any authorized representatives of the Contracting Officer or of the Secretary of Labor.

(d) Whenever the Contractor becomes contractually bound by the listing provisions of this clause, he shall advise the employment service system in each State wherein he has establishments of the name and location of each such establishment in the State. As long as the Contractor is contractually bound to these provisions and has so advised the State employment system, there is no need to advise the State system of subsequent contracts. The Contractor may advise the State system when it is no longer bound by this contract clause.

(e) This clause does not apply to the listing of employment openings which occur and are filed outside of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, and the Virgin Islands.

(f) This clause does not apply to openings which the Contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement. This exclusion does not apply to a particular opening once an employer decides to consider applicants outside of his own organization or employer-union arrangement for that opening.

(g) As used in this clause:

(1) "All suitable employment openings" includes, but is not limited to, openings which occur in the following job categories: Production and nonproduction; plant and office; laborers and mechanics; supervisory and nonsupervisory; technical; and executive, administrative, and professional openings which are compensated on a salary basis of less than $18,000 per year. The term includes full-time employment, temporary employment of more than 3 days' duration, and part-time employment. It does not include openings which the Contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement.

(2) "Appropriate Office of the State employment service system" means the local office of the Federal-State national system of public employment offices with assigned responsibility for serving the area of the establishment where the employment opening is to be filled, including the District of Columbia, the Commonwealth of Puerto Rico, Guam, and the Virgin Islands.

(3) "Openings which the Contractor proposes to fill from within his own organization" means employment openings for which no consideration will be given to persons outside the Contractor's own organization (including any affiliates, subsidiaries, and parent companies), and includes any openings which the Contractor proposes to fill from regularly established "recall" or "rehire" lists.

(4) "Openings which the Contractor proposes • • • to fill pursuant to a customary and traditional employer-union hiring arrangement" means employment openings for which no consideration will be given to persons outside of a special hiring arrangement, including openings which the Contractor proposes to fill from union halls, which is part of the customary and traditional hiring relationship which exists between the Contractor and representatives of his employees.

(5) "Disabled veteran" means a person entitled to disability compensation under laws administered by the Veterans Administration for a disability rated at 30 percentum or more, or a person whose discharge or release from active duty was for a disability incurred or aggravated in line of duty.

(6) "Veteran of the Vietnam era" means a person (A) who (i) served on active duty with the Armed Forces for a period of more than 180 days, any part of which occurred after August 5, 1964 and was discharged or released therefrom with other than a dishonorable discharge, or (ii) was discharged or released from active duty for service-connected disability if any part of such duty was performed after August 5, 1964, and (B) who was so discharged or released within the 48 months preceding his application for employment covered by this clause.

(h) If any disabled veteran or veteran of the Vietnam era believes that the Contractor (or any first-tier subcontractor) has failed or refuses to comply with the provisions of this contract clause relating to giving special emphasis in employment to veterans, such veteran may file a complaint with the veterans' employment representative at a local State employment service office who will attempt to informally resolve the complaint and then refer the complaint with a report on the attempt to resolve the matter to the State office of the Veterans' Employment Service of the Department of Labor. Such complaint shall then be promptly referred through the Regional Manpower Administrator to the Secretary of Labor who shall investigate such complaint and shall take such action thereon as the facts and circumstances warrant consistent with the terms of this contract and the laws and regulations applicable thereto.

Clause No. 48—Indian employment preference.

(a) The Contractor shall give preference in employment for all work performed under the contract, including subcontracts thereunder, to qualified Indians and to the extent feasible consistent with the efficient performance of the contract, provide employment and training opportunities to Indians that are not fully qualified to perform under the contract.

(b) The contractor agrees to include this clause or one similar thereto in all subcontracts issued under the contract.

Clause No. 49—Fair and equal treatment of Indian people.

(a) The Contractor agrees to make no discriminatory distinctions among Indian patients or beneficiaries of this contract. For the purpose of this contract discriminatory distinctions include but are not limited to the following:

(i) denying a patient any service or benefit or availability of a facility;

(ii) providing any service or benefit to a patient which is different, or is provided on a different manner or at a different time from that provided to other patients under this contract; subjecting a patient to segregation or separate treatment in any manner related to his receipt of any service; restricting a patient in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any service or benefit; treating a patient differently from others in determining whether he satisfies any admission, enrollment, quota, eligibility membership, or other requirements or condition which individuals must meet in order to be provided any service or benefit; the assignment of times or places for the provision of services on the basis of discriminatory distinctions which may be made of the patients to be served.

(b) The Government reserves the right to terminate this contract in whole or in part whenever the Contractor fails to comply with the requirements of this clause.

Clause No. 50—Price reduction for defective cost or pricing data.

The following clause applies to all contracts where cost and pricing data is required in accordance with Pub. L. 87–653.

*Price Reduction for Defective Cost or Pricing Data*

(a) If the Contracting Officer determines that any price negotiated in connection with this contract or any cost reimbursable under this contract was increased by any significant sums because the Contractor, or any subcontractor pursuant to the Clause of this contract entitled "Subcontractor Cost or Pricing Data" or "Subcontractor Cost or Pricing Data-Price Adjustments," or any subcontract clause therein required, furnished incomplete or inaccurate cost or pricing data or data not current as certified in his Contractor's Certificate or Current Cost or Pricing Data, then such price or cost shall be reduced accordingly and the contract shall be modified in writing to reflect such reduction.

(b) Failure to agree on a reduction shall be a dispute concerning a question of fact within the meaning of the "Disputes" clause of this contract.

(NOTE: Since the contract is subject to reduction under this clause by reason of defective cost or pricing data submitted in connection with certain subcontracts, it is expected that the contractor may wish to include a clause in each such subcontract requiring the subcontractor to appropriately indemnify the contractor. It is also expected that any subcontractor subject to such indemnification will generally substantially similar indemnification for defective cost or pricing data required to be submitted by his lower tier subcontractors.)

Clause No. 51—Subcontractor cost and pricing data.

The following clause should be included in all contracts, when the subcontracts of the type and size described therein are contemplated.

*Subcontractor Cost and Pricing Data*

(a) The Contractor shall require subcontractors hereunder to submit in writing cost or pricing data under the following circumstances:

(1) Prior to award of any cost-reimbursed type, time and material, labor-hour, incentive, or price redeterminable subcontract the price of which is expected to exceed $100,000; and

(2) Prior to the award of any other subcontract, the price of which is expected to exceed $100,000, or to the pricing of any subcontract change or other modification for which the price adjustment is expected to exceed $100,000, where the price or price adjustment is not based on adequate price competition, established catalog or market prices or commercial items sold in substantial quantities to the general public, or prices set by law or regulation.

(b) The Contractor shall require subcontractors to certify, substantially the same form as that used in the certificate by the Prime Contractor to the Government, that, to the best of their knowledge and belief, the cost and pricing data submitted under (a) above are accurate, complete, and current as of the date of the execution, which date shall be as close as possible to the date of agreement on the negotiated price of the subcontract or subcontract change or modification.

(c) The Contractor shall insert the substance of this clause including this paragraph (c) in each of his cost-reimbursement type, time and material, labor-hour, price redeterminable, or incentive subcontracts hereunder, and in any other subcontract hereunder which exceed $100,000 unless the price thereof is based on adequate price competition, established catalog or marker prices of commercial items sold in substantial quantities to the general public, or prices set by law or regulation. In each such excepted subcontract hereunder which exceed $100,000, the Contractor shall insert the substance of the following clause:

*Subcontractor Cost and Pricing Data-Price Adjustments*

(a) Paragraph (b) and (c) of this clause shall become operative only with respect to any change or other modification made pursuant to one or more provisions of this contract which involves a price adjustment in excess of $100,000. The requirements of this clause shall be limited to such price adjustments.

(b) The Contractor shall require subcontractors hereunder to submit cost or pricing data under the following circumstances:

(1) Prior to award of any cost-reimbursement type, time and material; labor-hour, incentive, or price redeterminable subcontract, the price of which is expected to exceed $100,000; and—

(2) Prior to award of any other subcontract, the price of which is expected to exceed $100,000, or to the pricing of any subcontract change or other modification for which the price adjustment is expected to exceed $100,000, there the price or price adjustment is not based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public, or prices set by law or regulation.

(c) The Contractor shall require subcontractors to certify, in substantially the same form as that used in the Certificate by the Prime Contractor to the Government, that, to the best of their knowledge and belief, the cost and pricing data submitted under (b) above are accurate, complete, and current as of the date of the execution, which date shall be as close as possible to the date of agreement on the negotiated price of the contract modification.

(d) The Contractor shall insert the substance of this clause including this paragraph (d) in each subcontract hereunder which exceeds $100,000.

Clause No. 52—Penalties.

(a) Any officer, director, agent, employee or such other person connected in any capacity with this contract or any subcontract thereunder that embezzles, willfully misapplies, steals or obtains by fraud any of the money, funds, assets or property provided through the contract shall be fined not more than $10,000 or imprisoned for not more than two years, or both; Provided, That if the amount embezzled, misapplied, stolen, or obtained by fraud does not exceed $100, such person shall be fined not more than $1,000 or imprisoned not more than one year, or both.

(b) The Contractor agrees to insert this clause in all subcontracts.

Clause No. 53—Effect on existing rights.

(a) Nothing in this contract shall be construed as—

(1) affecting, modifying, diminishing, or otherwise impairing the sovereign immunity for suit enjoyed by an Indian tribe; or,

(2) authorizing or requiring the termination of any existing trust responsibility of the United States with respect to the Indian people.

APPENDIX B

UNITED STATES DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## General Provisions for Negotiated Fixed-Price Contract With Indian Tribal Organizations Under the Indian Self-Determination Act (P.L. 93–638) Title I

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Clause No. 1—Definitions.

As used throughout this contract, the following terms shall have the meanings set forth below:

(a) The term "Secretary" means the Secretary, the Under Secretary, or any Assistant Secretary of the Department of Health, Education, and Welfare; and the term "his duly authorized representative" means any person or persons or board (other than the Contracting Officer) authorized to act for the Secretary.

(b) The term "Contracting Officer" means the person executing this contract on behalf of the Government, and any other officer or employee who is properly designated Contracting Officer; and the term includes, except as otherwise provided in this contract, the authorized representative of the Contracting Officer acting within the limits of his authority.

(c) The term "Department" means the Department of Health, Education, and Welfare.

(d) The term "constituent agency" means the agency of the Department responsible for the administration of this contract.

(e) Except as otherwise provided in this contract, the term "subcontractor" includes purchase orders under this contract.

(f) The term "Project Officer" means the person representing the Government for the purpose of technical direction of contract performance. The Project Officer is not authorized to issue any instructions or directions which effect any increase or decrease in the cost of this contract or which change the period of this contract.

Clause No. 2—Disputes.

(a) Except as otherwise provided in this contract, any dispute concerning a question of fact arising under this contract which is not disposed of by agreement shall be decided by the Contracting Officer, who shall reduce his decision to writing and mail or otherwise furnish a copy thereof to the Contractor. The decision of the Contracting Officer shall be final and conclusive unless, within 30 days from the date of receipt of such copy, the Contractor mails or otherwise furnishes to the Contracting Officer a written appeal addressed to the Secretary. The decision of the Secretary or his duly authorized representative for the determination of such appeals shall be final and conclusive unless determined by a court of competent jurisdiction





to have been fraudulent, or capricious, or arbitrary, or so grossly erroneous as necessarily to imply bad faith, or not supported by substantial evidence. In connection with any appeal proceeding under this clause, the Contractor shall be afforded an opportunity to be heard and to offer evidence in support of its appeal. Pending final decision of a dispute hereunder, the Contractor shall proceed diligently with the performance of the contract and in accordance with the Contracting Officer's decision.

(b) This "DISPUTES" clause does not preclude consideration of law questions in connection with decisions provided for in paragraph (a) above: Provided, That nothing in this contract shall be construed as making final the decision of any administrative official, representative, or board on a question of law.

Clause No. 3—Contract work hours standards act-overtime compensation.

This contract, to the extent that it is of a character specified in the Contract Work Hours Standards Act (40 U.S.C. 327–330), is subject to the following provisions and exceptions of such Act and the regulations of the Secretary of Labor thereunder.

(a) Overtime requirements. No Contractor or subcontractor contracting for any part of the contract work which may require or involve the employment of laborers or mechanics shall require or permit any laborer or mechanic in any workweek in which he is employed on such work to work in excess of eight hours in any calendar day or in excess of forty hours in such workweek on work subject to the provisions of the Contract Work Hours Standards Act unless such laborer or mechanic receives compensation at a rate not less than one and one-half times his basic rate of pay for all such hours worked in excess of eight hours in any calendar day or in excess of forty hours in such workweek, whichever is the greater number of overtime hours.

(b) Violation; liability for unpaid wages; liquidated damages. In the event of any violation of the provisions of paragraph (a), the Contractor and any subcontractor responsible therefor shall be liable to any affected employee for his unpaid wages. In addition, such Contractor and subcontractor shall be liable to the United States for liquidated damages. Such liquidated damages shall be computed with respect to each individual laborer or mechanic employed in violation of the provisions of paragraph (a) in the sum of $10 for each calendar day on which such employee was required or permitted to be employed on such work in excess of eight hours or in excess of the standard workweek of forty hours without payment of the overtime wages required by paragraph (a).

(c) Withholding for unpaid wages and liquidated damages. The Contracting Officer may withhold from the Government Prime Contractor, from any moneys payable on account of work performed by the Contractor or subcontractor, such sums as may administratively be determined to be necessary to satisfy any liabilities or such Contractor or subcontractor for unpaid wages and liquidated damages as provided in the provisions of paragraph (b).

(d) Subcontracts. The Contractor shall insert paragraphs (a) through (d) of this clause in all subcontracts, and shall require their inclusion in all subcontracts of any tier.

(e) Records. The Contractor shall maintain payroll records containing the information specified in 29 CFR 516.2(a). Such records shall be preserved for three years from the completion of the contract.

Clause No. 4—Walsh-Healey Public Contracts Act.

If this contract is for the manufacture or furnishing of materials, supplies, articles, or equipment in an amount which exceeds or may exceed $10,000 and is otherwise subject to the Walsh-Healey Public Contracts Act, as amended (41 U.S. Code 34–45), there are hereby incorporated by reference all representations and stipulations required by the Secretary of Labor, such representations and stipulations being subject to all applicable rulings and interpretations of the Secretary of Labor which are now or may hereafter be in effect.

Clause No. 5—Convict labor.

In connection with the performance of work under this contract, the Contractor agrees not to employ any person undergoing sentence of imprisonment at hard labor.

Clause No. 6—Notice to the government of delays.

Whenever the Contractor has knowledge that any actual or potential situation is delaying or threatens to delay the timely performance of this contract, the Contractor shall within ten days give notice thereof, including all relevant information with respect thereto, to the Contracting Officer.

Clause No. 7—Assignment of claims.

(a) Pursuant to the provisions of the Assignment of Claims Act of 1940, as amended (31 U.S.C. 203, 41 U.S.C. 15), if this contract provides for payment aggregating $1,000 or more, claims for moneys due or to become due the Contractor from the Government under this contract may be assigned to a bank, trust company, or other financing institution, including any Federal lending agency, and may thereafter be further assigned and reassigned to any such institution. Any such assignment or reassignment shall cover all amounts payable under this contract and not already paid, and shall not be made to more than one party, except that any such assignment or reassignment may be made to one party as agent or trustee for two or more parties participating in such financing. Unless otherwise provided in this contract, payments to assignee of any moneys due to become due under this contract shall not, to the extent provided in said Act, as amended, be subject to reduction or setoff. (The preceding sentence applies only if this contract is made in time of war or national emergency as defined in said Act and is with the Department of Defense, the General Services Administration, the Atomic Energy Commission, the National Aeronautics and Space Administration, the Federal Aviation Agency, or any other department or agency of the United States designated by the President pursuant to Clause 4 of the proviso of section 1 of the Assignment of Claims Act of 1940, as amended by the Act of May 15, 1951, 65 Stat. 41.)

(b) In no event shall copies of this contract or of any plans, specifications, or other similar documents relating to work under this contract, if marked "Top Secret," "Secret," or "Confidential," be furnished to any assignee of any claim arising under this contract or to any other person not entitled to receive the same. However, a copy of any part or all of this contract so marked may be furnished, or any information contained therein may be disclosed, to such assignee upon the prior written authorization of the Contracting Officer.

Clause No. 8—Officials not to benefit.

No member of or delegate to Congress, or resident commissioner, shall be admitted to any share or part of this contract, or to any benefit that may arise therefrom; but this provision shall not be construed to extend to this contract if made with a corporation for its general benefit.

Clause No. 9—Covenant against contingent fees.

The Contractor warrents that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Contractor for the purpose of securing business. For breach or violation of this warranty the Government shall have the right to annul this contract without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

Clause No. 10—Penalties.

(a) Any officer, director, agent, employee or such other person connected in any capacity with this contract or any subcontract thereunder that embezzles, willfully misapplies, steals or obtains by fraud any of the money, funds, assets or property provided through the contract shall be fined not more than $10,000 or imprisoned for not more than two years, or both; Provided, That if the amount embezzled, misapplied, stolen, or obtained by fraud does not exceed $100, such person shall be fined not more than $1,000 or imprisoned not more than one year, or both.

(b) The contractor agrees to insert this clause in all subcontracts.

Clause No. 11—Buy American Act.

(a) In acquiring end products, the Buy American Act (41 U.S. Code 10 a–d) provides that the Government give preference to domestic source end products. For the purpose of this clause:

(i) "Components" means those articles, materials, and supplies, which are directly incorporated in the end products;

(ii) "End products" means those articles, materials, and supplies, which are to be acquired under this contract for public use; and

(iii) A "domestic source end product" means (A) an unmanufactured end product which has been mined or produced in the United States and (B) an end product manufactured in the United States if the cost of the components thereof which are mined, produced, or manufactured in the United States exceeds 50 percent of the cost of all its components. For the purposes of this (a) (iii) (B), components of foreign origin of the same type or kind as the products referred to in (b) (ii) or (iii) of this clause shall be treated as components mined, produced, or manufactured in the United States.

(b) The Contractor agrees that there will be delivered under this contract only domestic source end products, except end products:

(i) Which are for use outside the United States;

(ii) Which the Government determines are not mined, produced, or manufactured in the United States in sufficient and reasonably available commercial quantities and of a satisfactory quality;

(iii) As to which the Secretary determines the domestic preference to be inconsistent with the public interest; or

(iv) As to which the Secretary determines the cost to the Government to be unreasonable.

(The foregoing requirements are administered in accordance with Executive Order No. 10582, dated December 17, 1954).

Clause No. 12—Rights in data.

(a) The term "Subject Data" as used herein includes writings, sound recordings, pictorial reproduction, drawings or other graphical representatives, and works of any similar nature (whether or not copyrighted) which are specified to be delivered under this contract. The term does not include financial

reports, cost analyses and similar information incidental to contract administration.

(b) Subject to the proviso of (c) below, the Government may duplicate, use, and disclose in any manner and for any purpose whatsoever, and have others so do, all Subject Data delivered under this contract.

(c) The Contractor agrees to and does hereby grant to the Government, and to its officers, agents, and employees acting within the scope of their official duties, a royalty-free, non-exclusive and irrevocable license throughout the world, to publish, translate, reproduce, deliver, perform, dispose of, and to authorize others so to do, all Subject Data now or hereafter covered by copyright: Provided, That with respect to such Subject Data not originated in the performance of this contract but which is incorporated in the work furnished under this contract such license shall be only to the extent that the Contractor, its employees, or any individual or concern employed or assigned by the Contractor to originate and prepare such Data under this contract, now has, or prior to completion or final settlement of this contract may acquire, the right to grant such license without becoming liable to pay compensation to others solely because of such grant.

(d) The Contractor shall exert all reasonable effort to advise the Contracting Officer, at the time of delivery of the Subject Data furnished under this contract, of all invasions of the right of privacy contained therein and of all portions of such Data copied from work not composed or produced in the performance of this contract and not licensed under this clause.

(e) The Contractor shall report to the Contracting Officer, promptly and in reasonable written detail, each notice or claim of copyright infringement received by the Contractor with respect to all Subject Data delivered under this contract.

(f) Nothing contained in this clause shall imply a license to the Government under any patent or be construed as affecting the scope of any license or other right otherwise granted to the Government under any patent.

(g) The Contractor shall not affix any restrictive markings upon any Subject Data, and if such markings are affixed, the Government shall have the right at any time to modify, remove, obliterate or ignore any such markings.

(h) The Contractor further agrees that he will not publish, have published, or otherwise disseminate any information of whatever nature resulting from the work being performed under this contract except as may be approved by the Project Officer designated in this contract.

Clause No. 13—Reporting of royalties.

(a) The Contractor shall report in writing to the Contracting Officer as soon as practicable after execution of this contract whether or not any royalties in excess of $250 have been paid or are to be paid by the Contractor directly to any person or firm in connection with the performance of this contract. If royalties in excess of $250 have been paid or are to be paid to any person or firm, the report shall include the following items of information with respect to such royalties (including the initial $250):

(i) The name and address of each licensor to whom total royalties in excess of $250 have been paid or are to be paid;

(ii) The patent numbers, patent application serial numbers (with filing dates) or other identification for the basis of such royalties.

(iii) The manner of computing the royalties consisting of (a) a brief identification of each royalty-bearing unit or process, (b) the total amount of royalties, and (c) the percentage rate or dollars and cents amount of royalties on each such unit or process; provided that if royalties cannot be computed in terms of units or dollars and cents value, then other data showing the manner in which the licensor computes the royalties.

Clause No. 14—Authorization and consent.

The Government hereby gives its authorization and consent for all use and manufacture of any invention described in and covered by a patent of the United States in the performance of this contract or any part hereof or any amendment hereto or any subcontract hereunder (including any lower-tier subcontract).

Clause No. 15—Patent rights.

(a) As used in this clause, the term:

(1) "Invention" or "Invention of discovery" includes any art, machines, manufacture, design, or composition of matter, or any new and useful improvement thereof, or any variety of plant, which is or may be patentable under the Patent Laws of the United States of America.

(2) "Made" when used in relation to any Invention or discovery means the conception or first actual or constructive reduction to practice of such Invention in the course of or under the contract.

(b) Determination of Rights to Inventions made by the Contractor shall be made by:

(1) The Assistant Secretary (Health and Scientific Affairs) who shall have the sole and exclusive power to determine whether or not and where a patent application shall be filed, and to determine the disposition of all rights in such Invention, including title to and rights under any patent application or patent which may issue thereon. The determination of the Assistant Secretary (Health and Scientific Affairs) on all these matters shall be accepted as final and the provisions of the clause of this contract entitled "DISPUTES" shall not apply;

(2) The Assistant Secretary (Health and Scientific Affairs) who may, upon the request of the Contractor, determine to exercise his option to waive rights to the Invention in foreign countries.

(c) The following disclosures and reports on inventions made under the contract shall be furnished by the Contractor, to the Contracting Officer:

(1) A complete written disclosure of each such Invention promptly after conception or first actual or constructive reduction to practice, whichever occurs first under this contract.

(2) Information in writing, as soon as practicable, concerning the date and identity of any public use, sale or publication of such Invention made by or known to the Contractor or of any contemplated publication by the Contractor.

(3) Upon request, such duly executed instruments (prepared by the Government) and such other papers as are deemed necessary to vest in the Government the rights granted it under this clause and to enable the Government to apply for and prosecute any patent application, in any country, covering each Invention where the Government has the right under this clause to file such application.

(4) Interim reports on the first anniversary of the contract where extended or renewed and every year thereafter listing all inventions made during the period whether or not previously reported or certifying that no Inventions were made during the applicable period.

(5) Prior to final settlement of this contract, a final report listing all such Inventions including all those previously listed in interim reports, or certifying that there are no such unreported Inventions.

(d) Patent Agreements shall be obtained by:

(1) The Contractor to effectuate the provisions of this clause from all persons who perform any part of the work under this contract, except such clerical and manual labor personnel as will have no access to technical data, and except as otherwise authorized in writing by the Contracting Officer.

(2) The Contractor who will insert in each subcontract or agreement having experimental, developmental, or research work as one of its purposes, a provision making this clause applicable to the subcontractor and its employees, except as otherwise authorized in writing by the Contracting Officer.

(e) Payment may be withheld under the contract either in the amount of ten percent (10%) of the amount of this contract or ten thousand dollars ($10,000), whichever is less, if the Contractor fails to furnish the written disclosures for all Inventions as required by (c)(1), or fails to deliver to the Contracting Officer the interim reports as required by (c)(5), until the Contractor shall have corrected such failure(s). The withholding of any amount or subsequent payment thereof to the Contractor shall not be construed as a waiver of any rights accruing to the Government under the contract. This paragraph shall not be construed as requiring the Contractor to withhold any amounts from a subcontractor to enforce compliance with the patent provisions of a subcontract.

(f) In the event the Contractor files a patent application on any Invention made in the course of or under this contract, it shall include the following statement in the first paragraph of the specification and in any patent issued thereon:

(The Invention described herein was made in the course of, or under, a contract with the Department of Health, Education, and Welfare."

Clause No. 16—Notice and assistance regarding patent and copyright infringement.

The provisions of this clause shall be applicable only if the amount of this contract exceeds $10,000.

(a) The Contractor shall report to the Contracting Officer, promptly and in reasonable written detail, each notice or claim of patent or copyright infringement based on the performance of this contract of which the Contractor has knowledge.

(b) In the event of any claim or suit against the Government on account of any alleged patent or copyright infringement arising out of the performance of this contract or out of the use of any supplies furnished or work or services performed hereunder, the Contractor shall furnish to the Government, when requested by the Contracting Officer, all evidence and information in possession of the Contractor pertaining to such suit or claim. Such evidence and information shall be furnished at the expense of the Government except where the Contractor has agreed

Clause No. 17—Equal opportunity.

During the performance of this contract, the Contractor agrees as follows:

(a) The Contractor will not discriminate against any employee or applicant for employment because of age, religion, or sex. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their age, religion, or sex. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; payoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship.

(b) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractors state that all qualified applicants will receive consideration for employment without regard to age, religion or sex.





(c) The Contractor will include the provisions of paragraphs (a) through (b) in every subcontract or purchase order, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, That in the event the Contractor becomes involved in, or is threatened with litigation with subcontractor or vendor as a result of such direction by the contracting agency, the Contractor may request the United States to enter into such litigation to protect the interest of the United States.

Clause No. 18—Civil Rights Act of 1964.

The Equal Opportunity clause of this contract applies except where it conflicts with Sections 701(b)(1) and 703(1) of Title VII of the Civil Rights Act of 1964, 78 Stat. 258 257, 45 U.S.C. 2000e, which pertains to Indian tribes as employers and to preferential treatment in employment given to Indians residing on or near reservations.

Clause No. 19—Certificate of nonsegregated facilities.

By signing the contract the Contractor certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. He certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments, and that he will not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The Contractor agrees that a breach of this certification is a violation of the Equal Opportunity clause in this contract. As used in this certification, the term "Segregated facilities" means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. He further agrees that (except where he has obtained identical certifications from proposed subcontractors for specific time periods) he will obtain identical certifications from proposed subcontractors prior to the award of subcontracts exceeding $10,000 which are not exempt from the provisions of the Equal Opportunity clause; that he will retain such certifications in his files; and that he will forward the following notice to such proposed subcontractors (except where the proposed subcontractors have submitted identical certifications for specific time periods):

Notice to prospective subcontractors of requirement for certifications of nonsegregated facilities.

A certification of Nonsegregated Facilities must be submitted prior to the award of a subcontract exceeding $10,000 which is not exempt from the provisions of the Equal Opportunity clause. The certification may be submitted either for each subcontract or for all subcontracts during a period (i.e., quarterly, semi-annually, or annually).

Clause No. 20—Subcontracting.

The Contractor shall not enter into subcontracts for any of the work contemplated under this contract without obtaining the prior written approval of the Contracting Officer and subject to such conditions and provisions as he may deem necessary, in his discretion, to protect the interests of the Government: Provided, however, That notwithstanding the foregoing, unless otherwise provided herein, such prior written approval shall not be required for the purchase by the Contractor of articles, supplies, equipment and services which are both necessary for and merely incidental to the performance of the required under this contract; Provided, further, however, That the aforesaid right of Contractor to engage such services shall in no event be construed to permit the Contractor to subcontract with a third-party for the performance of any major function contemplated under this contract to be performed by the Contractor; and Provided, further, however, That no provision of this clause and no such approval by the Contracting Officer of any subcontract shall be deemed in any event or in any manner to provide for the incurrence of any obligation of the Government in addition to the total contract price.

Clause No. 21—Competition in subcontracting.

The Contractor agrees to select subcontractors on a competitive basis to the maximum practical extent consistent with the objectives and requirements of this contract.

Clause No. 22—Utilization of small business concerns.

(a) It is the policy of the Government as declared by the Congress that a fair proportion of the purchases and contracts for supplies and services for the Government be placed with small business concerns.

(b) The Contractor agrees to accomplish the maximum amount of subcontracting to small business concerns that the Contractor finds to be consistent with the efficient performance of this contract and providing that such subcontracting is accomplished in accordance with the Indian Preference requirements of the clause entitled "Utilization of Indian Business Concerns."

Clause No. 23—Utilization of concerns in labor surplus areas.

(The following clause shall be applicable if this contract exceeds $5,000.)

It is the policy of the Government to place contracts with concerns which will perform such contracts substantially in or near concentrated unemployment or under-employment sections of States or in areas of persistent or substantial labor surplus, where this can be done consistent with the efficient performance of the contract and at prices no higher than are obtainable elsewhere. The Contractor agrees to use his best efforts to place his subcontracts in accordance with this policy. In complying with the foregoing and with paragraph (b) of this clause of this contract entitled "Utilization of Small Business Concerns" the Contractor in placing his subcontracts shall observe the following order of preference: (1) Indian owned firms; (2) certified-eligible concerns which are also small business concerns; (3) other certified-eligible concerns; (4) persistent labor surplus area concerns which are also small business concerns; (5) other persistent labor surplus area concerns; (6) substantial labor surplus area concerns which are also small business concerns; (7) other substantial labor surplus area concerns; and (8) small business concerns which are not labor surplus area concerns.

Clause No. 24—Utilization of minority business enterprises.

(a) It is the policy of the Government that minority business enterprises shall have the maximum practicable opportunity to participate in the performance of Government contracts.

(b) The Contractor agrees to use his best efforts to carry out this policy in the award of his subcontracts to the fullest extent consistent with the efficient performance of this contract. As used in this contract, the term "minority business enterprise" means a business, at least 50 percent of which is owned by minority group members or, in case of publicly owned businesses, at least 51 percent of the stock of which is owned by minority group members. For the purposes of this definition, minority group members are Negroes, Spanish-speaking American persons, American-Orientals, American-Indians, American-Eskimos, and American Aleuts. However, to be consistent with the Indian preference provisions of Pub. L. 93-638, the last three minorities indentified in the preceding sentence will be given preference over any others in accordance with the clause entitled, "Utilization of Indian Business Concerns." Contractors may rely on written representations by subcontractors regarding their status as minority business enterprises in lieu of an independent investigation.

Clause No. 25—Utilization of Indian Business Concerns.

(a) As used in this clause, the term Indian Business Concerns means an Indian organization as defined in Section 4 of the Indian Self-Determination and Education Assistance Act, Pub. L. 93-638 or an Indian-owned economic enterprise as defined in Section 3 of the Indian Financing Act of 1974 (88 Stat. 77).

(b) The Contractor agrees to give preference to Indian business concerns in the awarding of any subcontracts entered into under the contract consistent with the efficient performance of the contract.

Clause No. 26—Listing of employment openings.

(This clause is applicable pursuant to 41 CFR 50-250 if this contract is for $10,000 or more and will generate 400 or more man-days of employment.)

(a) The Contractor agrees that all employment openings of the Contractor which exist at the time of the execution of this contract and those which occur during the performance of this contract, including those not generated by this contract and including those occurring at an establishment of the Contractor other than the one wherein the contract is being performed by excluding those of independently operated corporate affiliates, shall, to the maximum extent feasible, be offered for listing at an appropriate local office of the State employment service system wherein the opening occurs and to provide such periodic reports to such local office regarding employment openings and hires as may be required.

(b) Listing of employment openings with the employment service system pursuant to this clause shall be made at least concurrently with the use of any other recruitment source or effort and shall involve only the normal obligations which attach to the placing of a bona fide job order but does not require the hiring of any job applicant referred by the employment service system.

(c) The periodic reports required by paragraph (a) of this clause, shall be filed at least quarterly with the appropriate local office or, where the Contractor has more than one establishment in a State, with the central office of that State employment service. Such reports shall indicate for each establishment the number of individuals who were hired during the reporting period and the number of hires who were veterans who served in the Armed Forces on or after August 5, 1964, and who received other than a dishonorable discharge. The Contractor shall maintain copies of the reports submitted until the expiration of 1 year after final payment under the contract, during which time they shall be made available, upon request, for examination by any authorized representatives of the Contracting Officer or of the Secretary of Labor.

(d) Whenever the Contractor becomes contractually bound to the listing provisions

of this clause, he shall advise the employment service system in each State wherein he has establishments of the name and location of each such establishment in the State. As long as the Contractor is contractually bound to these provisions and has so advised the State employment service system, there is no need to advise the State system of subsequent contracts. The Contractor may advise the State systems when it is no longer bound by this contract clause.

(e) This clause does not apply (1) to the listing employment openings which occur outside of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, and the Virgin Islands, and (2) to contracts with State and local governments.

(f) This clause does not apply to openings which the Contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement. This exclusion does not apply to a particular opening once an employer decides to consider applicants outside of his own organization or employer-union arrangement for that opening.

(g) As used in this clause:

(1) "All employment openings" includes, but is not limited to, openings which occur in the following job categories: Production and nonproduction; plant and office; laborers and mechanics; supervisory and nonsupervisory; technical; and executive, administrative, and professional openings which are compensated on a salary basis of less than $18,000 per year. This term includes full-time employment, temporary employment of more than 3 days' duration, and part-time employment.

(2) "Appropriate office of the State employment service system" means the local office of the Federal-State national system of public employment offices with assigned responsibility for serving the area of the establishment where the employment opening is to be filled, including the District of Columbia, the Commonwealth of Puerto Rico, Guam, and the Virgin Islands.

(3) "Openings which the Contractor proposes to fill from within his own organization or to fill pursuant to a customary and traditional employer-union hiring arrangement," means employment openings for which no consideration will be given to persons outside the Contractor's organization (including any affiliates, subsidiaries, and parent companies) or outside of a special hiring arrangement which is part of the customary and traditional employment relationship which exists between the Contractor and representatives of his employees and includes any openings which the Contractor proposes to fill from regularly established "recall" or "rehire" lists or from union hiring halls.

(4) "Man-day of employment" means any day during which an employee performs more than 1 hour of work.

(h) The Contractor agrees to place this clause (excluding this paragraph (h)) in any subcontract directly under this contract.

Clause No. 27—Indian employment preference.

(a) The Contractor shall give preference in employment for all work performed under the contract, including subcontracts thereunder, to qualified Indians and to the extent feasible consistent with the efficient performance of the contract, provide employment and training opportunities to Indians that are not fully qualified to perform under the contract.

(b) The Contractor agrees to include this clause or one similar thereto in all subcontracts issued under the contract.

Clause No. 28—Inspection.

The Government, through any authorized representatives, has the right, at all reasonable times, to inspect, or otherwise evaluate the work performed or being performed hereunder and the premises in which it is being performed. If any inspection, or evaluation is made by the Government on the premises of the Contractor or a subcontractor, the Contractor shall provide and shall require his subcontractors to provide all reasonable facilities and assistance for the safety and convenience of the Government representatives in the performance of their duties. All inspections and evaluations shall be performed in such a manner as will not unduly delay the work.

Clause No. 29—Changes.

The Contracting Officer may at any time, by a written order, and without notice to the sureties, if any, make changes, within the general scope of this contract, in any one or more of the following (i) drawings, designs, or specifications, (ii) place of inspection, delivery, or acceptance, and (iv) the amount of Government-furnished property. If any such change causes an increase or decrease in the cost of, or the time required for performance of, this contract, or otherwise affects any other provisions of this contract, whether changed or not changed by any such order, an equitable adjustment shall be made (i) in the contract price or time of performance, or both, and (ii) in such provisions of the contract as may be so affected, and the contract shall be modified in writing accordingly. Any claim by the Contractor for adjustment under this clause must be asserted within thirty (30) days from the date of receipt by the Contractor of the notification of change; Provided, however, That the Contracting Officer, if he decides that the facts justify such action, may receive and act upon any such claim asserted at any time prior to final payment under this contract. Where the cost of property made obsolete or excess as a result of a change is included in the Contractor's claim for adjustment, the Contracting Officer shall have the right to prescribe the manner of disposition of such property. Failure to agree to any adjustment shall be a dispute concerning a question of fact within the meaning of the clause of this contract entitled "Disputes". However, nothing in this clause shall excuse the Contractor from proceeding with the contract as changed.

Clause No. 30—Termination for cause.

(a) The performance of work under this contract may be terminated, in whole or from time to time in part, by the Government whenever the contractor fails to perform the work required by the contract and whenever the "Retrocession" and "Reassumption" provisions of the contract are involved. Termination of work hereunder shall be effected by delivery to the Contractor of a Notice of Termination specifying the extent to which performance of work under the contract is terminated and the date upon which such termination becomes effective.

(b) After receipt of the Notice of Termination the Contractor shall cancel his outstanding commitments hereunder covering the procurement of materials, supplies, equipment, and miscellaneous items. In addition, the Contractor shall exercise all reasonable diligence to accomplish the cancellation or diversion of his outstanding commitments covering personal services and extending beyond the date of such termination to the extent that they relate to the performance of any work terminated by the notice. With respect to such canceled commitments the Contractor agrees to (1) settle all outstanding liabilities and all claims arising out of such cancellation of commitments, with the approval or ratification of the Contracting Officer, to the extent he may require, which approval or ratification shall be final for all purposes of this clause, and (2) assign to the Government, in the manner, at the time, and to the extent directed by the Contracting Officer, all of the right, title, and interest of the Contractor under the orders and subcontracts so terminated, in which case the Government shall have the right, in its discretion, to settle or pay any or all claims arising out of the termination of such orders and subcontracts.

(c) The Contractor shall submit his termination claim to the Contracting Officer promptly after receipt of a Notice of Termination, but in no event later than one year from the effective date thereof, unless one or more extensions in writing are granted by the Contracting Officer upon written request of the Contractor within such one-year period or authorized extension thereof. Upon failure of the Contractor to submit his termination claim with the time allowed, the Contracting Officer may, subject to any review required by the contracting agency's procedures in effect as of the date of execution of this contract, determine, on the amount, if any, due to the Contractor by reason of the termination and shall thereupon pay to the Contractor the amount so determined.

(d) Any determination of costs under paragraph (c) shall be governed by the cost principles set forth in Subpart 1.15.3 of the Federal Procurement Regulations (41 CFR 1-15.3), as in effect on the date of this contract, except that if the Contractor is not an educational institution the determination shall be governed by Subpart 1-15.2 of the Federal Procurement Regulations (41 CFR 1-15.2).

(e) Subject to the provisions of paragraph (c) above, and subject to any review required by the contracting agency's procedures in effect as of the date of execution of this contract, the Contractor and the Contracting Officer may agree upon the whole or any part of the amount or amounts to be paid to the Contractor by reason of the termination under this clause, which amount or amounts may include any reasonable cancellation charges thereby incurred by the Contractor and any reasonable loss upon outstanding commitments for personal services which he is unable to cancel: Provided, however, That in connection with any outstanding commitments for personal services which the Contractor if unable to cancel, the Contractor shall have exercised reasonable diligence to divert such commitments to his other activities and operations. Any such agreement shall be embodied in an amendment to this contract and the Contractor shall be paid the agreed amount.

(f) The Government may from time to time, under such terms and conditions as it may prescribe, make partial payments against costs incurred by the Contractor in connection with the terminated portion of this contract, whenever, in the opinion of the Contracting Officer, the aggregate of such payments is within the amount to which the Contractor will be entitled hereunder. If the total of such payments is in excess of the amount finally agreed or determined to be due under this clause, such excess shall be payable by the Contractor to the Government upon demand: Provided, That if such excess is not so paid upon demand, interest thereon shall be payable by the Contractor to the Government at the rate of 6 percent per annum, beginning 30 days from the date of such demand.

(g) The Contractor agrees to transfer title to the Government and deliver in the manner, at the times, and to the extent, if any, directed by the Contracting Officer, such information and items which, if the contract had been completed, would have been required to be furnished to the Government, including:





(1) Completed or partially completed plans, drawings and information; and

(2) Materials or equipment produced or in process or acquired in connection with the performance of the work terminated by the notice.

Other than the above, any termination inventory resulting from the termination of the contract may, with the written approval of the Contracting Officer, be sold or acquired by the Contractor under the conditions prescribed by and at a price or prices approved by the Contracting Officer. The proceeds of any such disposition shall be applied in reduction of any payments to be made by the Government to the Contractor under this contract or shall otherwise be credited to the price or cost of work covered by this contract or paid in such other manner as the Contracting Officer may direct. Pending final disposition of property arising from the termination, the Contractor agrees to take such action as may be necessary, or as the Contracting Officer may direct, for the protection and preservation of the property related to this contract which is in the possession of the Contractor and in which the Government has or may acquire an interest.

(b) Any disputes as to questions of fact which may arise hereunder shall be subject to the "Disputes" clause of this contract.

Clause No. 31—Retrocession.

(a) The Indian tribe that initially requested this contract may also request its retrocession, notwithstanding the fact that the Contractor may be a tribal organization other than the tribe.

(b) Should the tribe request retrocession of the contract and the Contractor is other than the Tribe, the Contracting Officer will notify the Contractor of the request and in consultation with the Tribe and the Contractor establish the effective date of the retrocession. The retrocession will become effective no later than 120 days after the Contracting Officer receives the Tribe's request unless the Tribe and the Contracting Officer mutually agree on a later date.

(c) Immediately after receipt of the request for retrocession and where applicable notifying the Contractor, the Contracting Officer will meet with the Contractor and mutually agree to—

(1) A plan for the orderly transfer of responsibilities;

(2) A plan for inventorying materials and supplies on hand;

(3) An accounting for funds, including but not limited to current and anticipated obligations;

(4) The cost of operation until retrocession; and,

(5) The identification of all records relating to the contract and the contracted function.

Clause No. 32—Reassumption of programs.

(a) The Contracting Officer may upon written notice to the Contractor in accordance with the clause entitled "Termination for Cause" rescind the contract in whole or in part and assume or resume control or operation of the program, activity or service involved if it is determined that the Contractor's performance involves (1) the violation of the rights, or endangerment of the health, safety or welfare of any person; or (2) gross negligence or mismanagement in the handling or use of funds provided the Contractor under the contract; and (3) when Contractor fails to perform the work required under the contract.

(b) In the event it is determined, under paragraph (a) of this clause, that there is an immediate threat to safety the Contracting Officer may by written notice to the Contractor immediately rescind the contract or that portion thereof that poses such threat and assume or reassume operation of the program activity or service involved: Provided, That the Contracting Officer will within 10 calendar days of the date the contract was rescinded schedule a hearing at a time and place mutually agreed to by the parties. When the Contractor is other than the Indian tribe that requested the contract, the tribe will be advised of the contract rescission at the same time as the Contractor and invited to attend the hearing and present its views. The time and place of the hearing will be coordinated with the tribe. If agreement on corrective measures is not reached at the hearing the Contracting Officer shall within 30 calendar days from the date of the hearing reduce the issued to writing and mail or otherwise furnish a copy thereof to the Contractor who may appeal the issues as provided for in 43 CFR Part 4.

(c) When there is no immediate threat to safety the Contracting Officer shall provide written notice to the Contractor of intent to rescind the contract which will include the reason why contract recision is contemplated, what corrective measures are considered necessary and a reasonably time period in which corrective measure must be accomplished. Should the Contractor not take corrective action within the time specified, the Contracting Officer may rescind the contract: Provided, That the Contractor has a right to a hearing and appeal as provided in paragraph (b) of this clause.

Clause No. 33—Payment of interest on contractors' claims.

(a) If an appeal is filed by the contractor from a final decision of the Contracting Officer under the Disputes clause of this contract, denying a claim arising under the contract, simple interest on the amount of the claim finally determined owned by the Government shall be payable to the Contractor. Such interest shall be at the rate determined by the Secretary of the Treasury pursuant to Public Law 92-41, 85 Stat. 97, from the date the Contractor furnished to the Contracting Officer his written appeal under the Disputes clause of this contract, to the date of (1) a final judgment by a court of competent jurisdiction, or (2) mailing to the Contractor of a supplemental agreement for execution either confirming completed negotiations between the parties or carrying out a decision of a board of contract appeals.

(b) Notwithstanding (a), above, (1) interest shall be applied only from the date payment was due, if such date is later than the filing of appeal, and (2) interest shall not be paid for any period of time that the Contracting Officer determines the Contractor has unduly delayed in pursuing his remedies before a board of contract appeals or a court of competent jurisdiction.

Clause No. 34—Government-furnished property.

(a) The Government shall deliver to the Contractor, for use in connection with and under the terms of this contract, the property described elsewhere in this contract, together with such related data and information as the Contractor may request and as may reasonably be required for the intended use of such property (hereinafter referred to as "Government-Furnished Property"). The delivery or performance dates for the supplies or services to be furnished by the Contractor under this contract are based upon the expectation that Government-Furnished Property suitable for use will be delivered to the Contractor at the times stated elsewhere in this contract or, if not so stated, in sufficient time to enable the Contractor to meet such delivery or performance dates. In the event that Government-Furnished Property is not delivered to the Contractor by such time or times, the Contracting Officer shall, upon timely written request made by the Contractor, make a determination of the delay occasioned the Contractor thereby, and shall equitably adjust the delivery, or performance dates or the contract price, or both, and any other contractual provision affected by the delay. In the event that Government-Furnished Property is received by the Contractor in a condition not suitable for its intended use, the Contractor shall, upon receipt thereof, notify the Contracting Officer of such fact and, as directed by the Contracting Officer, either (1) return such property at the Government's expense or otherwise dispose of such property, or (2) effect repairs or modifications. Upon completion of (1) or (2) above, the Contracting Officer upon timely written request of the Contractor shall equitably adjust the delivery or performance dates or the contract price, or both, and any other contractual provision effected by the return, disposition, repair or modification. The foregoing provisions for adjustment are exclusive and the Government shall not be liable to suit for breach of contract by reason of any delay in delivery of Government-Furnished Property or delivery of such property in a condition not suitable for its intended use.

(b) By notice in writing the Contracting Officer may decrease the property furnished or to be furnished by the Government under this contract. In any such case, the Contracting Officer upon timely written request of the Contractor shall equitably adjust the delivery or performance dated or the contract price, or both, and any other contractual provisions affected by the decrease.

(c) Title to the Government-Furnished Property shall remain in the Government. Title to Government-Furnished Property shall not be affected by the incorporation or attachment thereof to any property not owned by the Government, nor shall such Government-Furnished Property, or any part thereof, be or become a fixture or lose its identity as personality by reason of affixation to any reality.

(d) The Government-Furnished Property, unless otherwise specifically provided herein, and except as otherwise approved or directed by the Contracting Officer in writing, shall be used exclusively for the performance of this contract.

(e) The Contractor shall maintain and administer, in accordance with sound business practice, a program for the maintenance, repair, protection and preservation of Government-Furnished Property, until disposed of by the Contractor in accordance with this clause. In the event that any damage occurs to Government-Furnished Property the risk of which has been assumed by the Government under this contract, the Government shall replace such items or the Contractor shall make such repair of the property, as the Government directs; Provided, however, That if the Contractor cannot effect such repair within the time required, the Contractor may reject such property. The contract price includes no compensation to the Contractor for the performance of any repair or replacement for which the Government is responsible; and an equitable adjustment will be made in the contract price for any such repair or replacement of Government-Furnished Property made at the direction of the Government. Any repair or replacement for which the Contractor is responsible under the provisions of this contract shall be accomplished by the Contractor at its own expense.

(f) The Contractor also agrees to maintain and administer, in accordance with sound business practice, a property control system which will provide the following: Contract number; nomenclature of item; quantity received; issued; and balance on hand; posting

reference to include date received, issued unit price and location; marking or identification of item; adequate maintenance, storage, and security of Government-Furnished Property, until disposed of by the Contractor in accordance with this clause. The Contractor further agrees to receipt promptly for all Government property in a form and manner as prescibed by the Contracting Officer.

(g) The Contractor agrees to make available to authorized representatives of the Contracting Officer at all reasonable times at the office of the Contractor all of its property records under this contract, and access to any premises where any of the Government-Furnished Property is located.

(h) (i) The Contractor shall not be liable for any loss of or damage to the Government-Furnished Property, or for expenses incidental to such loss or damage except that the Contractor shall be liable for any such loss or damage (including expenses incidental thereto):

(A) Which results from willful misconduct or lack of good faith on the part of any of the Contractor's directors or officers, or on the part of any of its managers, superintendents, or other equivalent representatives who have supervision or direction of all or substantially all of the Contractor's business, or all or substantially all of the Contractor's operations at any one plant, laboratory, or separate location in which this contract is being performed; or

(B) Which results from a failure on the part of the Contractor, due to the willful misconduct or lack of good faith on the part of any of its directors, officers, or other representatives mentioned in subparagraph (A) above, to maintain and administer, in accordance with sound business practice, the program for maintenance, repair, protection and preservation of Government-Furnished Property as required by subparagraph (e) above; or

(C) For which the Contractor is otherwise responsible under the express terms of the clause or clauses designated in this contract; or

(D) Which results from a risk expressly required to be insured under some other provision of this contract, or of the schedules or task orders thereunder, but only to the extent of the insurance so required to be procured and maintained or to the extent of insurance actually procured and maintained, whichever is greater; or

(E) Which results from a risk which is in fact covered by insurance or for which the Contractor is otherwise reimbursed, but only to the extent of such insurance or reimbursement; Provided, That, if more than one of the above exceptions shall be applicable in any case, the Contractor's liability under any one exception shall not be limited by any other exception.

(ii) The Contractor represents that it is not including in the price hereunder, and agrees that it will not hereafter include in any price to the Government, any charge or reserve for insurance (including self-insurance funds or reserves) covering loss or destruction of or damage to the Government-Furnished Property, except to the extent that the risk of loss is imposed on the Contractor under (i) (C) above, or insurance has been required under (i) (D) above.

(iii) Upon the happening of loss or destruction of or damage to any Government-Furnished Property, the Contractor shall notify the Contracting Officer thereof and shall take all reasonable steps to protect the Government-Furnished Property from further damage, separate the damaged and undamaged Government-Furnished Property in the best possible order, and furnish to the Contracting Officer a statement of:

(A) The lost, destroyed and damaged Government-Furnished Property;

(B) The time and origin of the loss, destruction or damage;

(C) All known interest in commingled property of which the Government-Furnished Property is a part; and

(D) The insurance, if any, covering any part of or interest in such commingled property.

The Contractor shall be reimbursed for the expenditures made by it in performing its obligations under the subparagraph (iii), to the extent approved by the Contracting Officer and set forth in a supplemental agreement or amendment to this contract.

(iv) With the prior written approval of the Contracting Officer after loss or destruction of or damage to Government-Furnished Property, and subject to such conditions and limitations as may be imposed by the Contracting Officer, the Contractor may, in order to minimize the loss to the Government or in order to permit resumption of business or the like, sell for the account of the Government any item of Government-Furnished Property which has been damaged beyond practicable repair, or which is so commingled or combined with property of other, including the Contractor, that separation is impracticable.

(v) Except to the extent of any loss or destruction of or damage to Government-Furnished Property for which the Contractor is relieved of liability under the foregoing provisions of this clause, and except for reasonable wear and tear or depreciation, or the utilization of the Government-Furnished Property in accordance with the provisions of this contract, the Government-Furnished Property (other than property permitted to be sold) shall be returned to the Government in as good condition as when received by the Contractor in connection with this contract, or as repaired under paragraph (e) above.

(vi) In the event the Contractor is reimbursed or compensated for any loss or destruction of or damage to the Government-Furnished Property, it shall equitably reimburse the Government. The Contractor shall do nothing to prejudice the Government's rights to recover against third parties for any such loss, destruction or damage and, upon the request of the Contracting Officer, shall at the Government's expense, furnish to the Government all reasonable assistance and cooperation (including assistance in the prosecution of suit and the execution of instruments of assignment in favor of the Government) in obtaining recovery.

(i) Upon completion or expiration of this contract, any Government property which has not been consumed in the performance of this contract or which has not been previously disposed of in accordance with the provisions of this clause, or for which the Contractor has not otherwise been relieved of responsibility, shall be disposed of in the same manner, and subject to the same procedures, as is provided in paragraph (g) of the clause of this contract entitled "TERMINATION FOR THE CONVENIENCE OF THE GOVERNMENT" with respect to termination inventory. The proceeds of any such disposition shall be applied in reduction of any payments to be made by the Government to the Contractor under this contract, or shall otherwise be credited to the price or cost of the work covered by this contract, or shall be paid in such other manner as the Contracting Officer may direct. Pending final disposition of such property, the Contractor agrees to take such action as may be necessary, or as the Contracting Officer may direct, for the protection and preservation thereof.

(j) If the Contracting Officer determines that the interests of the Government require removal of any Government-Furnished Property, or if the Contractor determines any Government-Furnished Property to be in excess of its need under this contract, such Government-Furnished Property shall be disposed of in the same manner as covered by paragraph (i) above. In the event that the Contracting Officer requires the removal of any Government-Furnished Property under this paragraph (j) or paragraph (i) above, upon timely written request of the Contractor, an equitable adjustment shall be made in the contract price to cover the direct cost to the Contractor of such removal and of any property damage occasioned thereby.

Clause No. 35—Examination of records by the Comptroller General.

(a) The Contractor agrees that the Comptroller General of the United States or any of his duly authorized representatives shall, until expiration of 3 years after final payment under this contract, or of the time periods for the particular records specified in Part 1–20 of the Federal Procurement Regulations (41 CFR Part 1–20), whichever expires earlier, have access to and the right to examine any directly pertinent books, documents, papers, and records of the Contractor involving transactions related to this contract.

(b) The Contractor further agrees to include in all his subcontracts hereunder a provision to the effect that the subcontractor agrees that the Comptroller General of the United States or any of his duly authorized representatives shall, until expiration of 3 years final payment under the subcontract, or of the time periods for the particular records specified in Part 1–20 of the Federal Procurement Regulations (41 CFR Part 1–20), whichever expires earlier, have access to and the right to examine any directly pertinent books, documents, papers, and records of such subcontractor, involving transactions related to the subcontract. The term "subcontract" as used in this clause excludes (1) purchase orders not exceeding $2,500 and (2) subcontracts or purchase orders for public utility services at rates established for uniform applicability to the general public.

Clause No. 36—Indemnity and insurance.

(a) The Contractor shall indemnify and save and keep harmless the Government against any or all loss, cost, damage, claim, expense or liability whatsoever, because of accident or injury to persons or property or others occurring in connection with any program included as a part of this contract, by providing where applicable, the insurance described below:

(b) The Contractor shall secure, pay the premium for, and keep in force until the expiration of this of this contract, or any renewal period thereof, insurance as provided below. Such insurance policies shall specifically include a provision stating the liability assumed by the Contractor under this contract.

(1) Workman's compensation insurance as required by laws of the state.

(2) Owner's landlord's and tenant's bodily injury liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(3) Property damage liability insurance with limits of not less than $25,000 for each accident.

(4) Automobile bodily injury liability insurance with limits of not less than $50,000 for each person, and $500,000 for each accident and property damage liability insurance with a limit of not less than $5,000 for each accident.

(5) Food products liability insurance with limits of not less than $50,000 for each person and $500,000 for each accident.

(6) Other insurance not specifically mentioned when required.





(c) Each policy of insurance shall contain an endorsement providing that cancellation by the insurance company shall not be effective unless a copy of the cancellation is mailed (registered) to the Contracting Officer 30 days prior to the effective date of cancellation.

(d) A certificate of each policy of insurance, and any changed therein, shall be furnished to the Contracting Officer immediately upon receipt from the insurance company.

(e) Insurance companies of the Contractor shall be satisfactory to the Contracting Officer. When in his opinion an insurance company is not satisfactory for reasons that will be stated, the Contractor shall provide insurance through companies that are satisfactory to the Contracting Officer.

(f) Each policy of insurance shall contain a provision that the insurance carrier waives any rights it may have to raise as a defense the tribe's sovereign immunity from suit, but such waiver shall extend only to claims the amount and nature of which are within the coverage and limits of the policy of insurance. The policy shall contain no provision, either express or implied, that will serve to authorize or empower the insurance carrier to waive or otherwise limit the tribe's sovereign immunity outside or beyond the coverage and limits of the policy of insurance.

Clause No. 37—Fair and equal treatment of Indian people.

(a) The Contractor agrees to make no discriminatory distinctions among Indian patients or beneficiaries of this contract. For the purpose of this contract discriminatory distinctions include but are not limited to the following:

(i) Denying a patient any service or benefit or availability of a facility;

(ii) Providing any service or benefit to a patient which is different, or is provided on a different manner or at a different time from that provided to other patients under this contract; subjecting a patient to segregation or separage treatment in any manner related to his receipt of any service; restricting a patient in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any service or benefit; treating a patient differently from others in determining whether he satisfies any admission, enrollment, quota, eligibility membership, or other requirements or condition which individuals must meet in order to be provided any service or benefit; the assignment of times or places for the provision of services on the basis of discriminatory distinctions which may be made of the patients to be served.

(b) The Government reserves the right to terminate this contract in whole or in part whenever the Contractor fails to comply with the requirements of this clause.

Clause No. 38—Reports to the Indian people.

(a) The Contractor, as a recipient of Federal financial assistance, shall make reports and information available to the Indian people serviced or represented by the contractor. Such reports will reflect how the Federal assistance funds were utilized to the benefit of the Indian people served or represented as follows: (specific reporting requirements, formats and methods of distribution to the Indian people will be prescribed in the scope of the contract.)

Clause No. 39—Annual reporting.

(1) For each fiscal year during which a tribal organization receives or expends funds pursuant to a contract under this Part, the tribe which requested the contract must submit a report to the Contracting Officer. The report shall include, but not be limited to, an accounting of the amounts and purposes for which the contract funds were expended and information on the conduct of the program or services involved. The report shall include any other information requested by the Contracting Officer and may be submitted as follows:

(i) When the contract is with the governing body of an Indian tribe, the tribe shall submit the report to the Contracting Officer.

(ii) When the contract is with a tribal organization other than the governing body of the tribe, the tribe has the option of having the tribal organization prepare the report and submit it to the tribe for review and approval before the tribe submits it to the Contracting Officer.

(iii) When the contract benefits more than one tribe, the tribal organization shall prepare and submit the report to each of the tribes benefiting under the contract. Each tribe shall endorse the report before submitting it to the Contracting Officer.

(2) The annual report shall be submitted to the Contracting Officer within 60 days of the end of the fiscal year in which the contract was performed. However, the period for submitting the report may be extended if there is just cause for such extension.

(3) In addition to the yearly reporting requirement given in paragraphs (a) and (b) of this section, the tribal contractor shall furnish other report when and as required by the Contracting Officer.

Clause No. 40—Questionnaires and surveys.

In the event the performance of this contract involves the collection of information upon identical items from 10 or more persons, other than Federal employees, the Contractor shall obtain written approval from the Contracting Officer, prior to the use thereof, of any forms, schedules, questionnaires, survey plans or other documents, and any revisions thereto, intended to be used in such collection.

Clause No. 41—Printing.

Unless otherwise specified in this contract, the Contractor shall not engage in, nor subcontract for, any printing (as that term is defined in Title I of the Government Printing and Binding Regulations in effect on the effective date of this contract) in connection with the performance of work under this contract: Provided, however, That performance of a requirement under this contract involving the reproduction of less than 5,000 production units of any one page, or less than 25,000 production units in the aggregate of multiple pages, will not be deemed to be printing. A production unit is defined as one sheet, size 8 by 10½ inches, one side only, one color.

Clause No. 42—Price reduction for defective cost or pricing.

The following clause applies to all contracts where cost and pricing data is required in accordance with Pub. L. 87–653.

*Price Reduction for Defective Cost or Pricing Data*

(a) If the Contracting Officer determines that any price negotiated in connection with this contract or any cost reimbursable under this contract was increased by any significant sums because the Contractor, or any subcontractor pursuant to the clause of this contract entitled "Subcontractor Cost or Pricing Data" or "Subcontractor Cost or Pricing Data—Price Adjustments," or any subcontract clause therein required, furnished incomplete or inaccurate cost or pricing data or data not current as certified in his Contractor's Certificate or Current Cost or Pricing Data, then such price or cost shall be reduced accordingly and the contract shall be modified in writing to reflect such reduction.

(b) Failure to agree on a reduction shall be a dispute concerning a question of fact within the meaning of the "Disputes" clause of this contract.

(NOTE: Since the contract is subject to reduction under this clause by reason of defective cost or pricing data submitted in connection with certain subcontracts, it is expected that the contractor may wish to include a clause in each such subcontract requiring the subcontractor to appropriately indemnify the contractor. It is also expected that any subcontractor subject to such indemnification will generally require substantially similar indemnification for defective cost or pricing data required to be submitted by his lower tier subcontractors.)

Clause No. 43—Subcontractor cost and pricing data.

The following clause should be included in all contracts, when the subcontracts of the type and size described therein are contemplated.

*Subcontractor Cost and Pricing Data*

(a) The Contractor shall require subcontractors hereunder to submit in writing cost or pricing data under the following circumstances:

(1) Prior to award of any cost-reimbursed type, time and material labor-hour, incentive, or price redeterminable subcontract the price of which is expected to exceed $100,000; and

(2) Prior to the award of any other subcontract, the price of which is expected to exceed $100,000, or to the pricing of any subcontract change or other modification or which the price adjustment is expected to exceed $100,000, where the price or price adjustment is not based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public, or prices set by law or regulation.

(b) The Contractor shall require subcontractors to certify, substantially the same form as that used in the certificate by the Prime Contractor to the Government, that, to the best of their knowledge and belief, the cost and pricing data submitted under (a) above are accurate, complete, and current as of the date of the execution, which date shall be as close as possible to the date of agreement on the negotiated price of the subcontract or subcontract change or modification.

(c) The Contractor shall insert the substance of this clause including this paragraph (c) in each of his cost-reimbursement type, time and material, labor-hour, price redeterminable, or incentive subcontracts hereunder, and in any other subcontract hereunder which exceed $100,000 unless the price thereof is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public, or prices set by law or regulation. In each such excepted subcontract hereunder which exceed $100,000, the Contractor shall insert the substance of the following clause:

*Subcontractor Cost and Pricing Data-Price Adjustment*

(a) Paragraph (b) and (c) of this clause shall become operative only with respect to any change or other modification made pursuant to one or more provisions of this contract which involves a price adjustment in excess of $100,000. The requirements of this clause shall be limited to such price adjustments.

(b) The Contractor shall require subcontractors hereunder to submit cost or pricing data under the following circumstances:

(1) Prior to award of any cost-reimbursement type, time and material; labor-hour, incentive, or price redeterminable subcon-

tract, the price of which is expected to exceed $100,000; and—

(2) Prior to award of any other subcontract, the price of which is expected to exceed $100,000, or to the pricing of any subcontract change or other modification for which the price adjustment is expected to exceed $100,000, there the price or price adjustment is not based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public, or prices set by law or regulation.

(c) The Contractor shall require subcontractors to certify, in substantially the same form as that used in the Certificate by the Prime Contractor to the Government, that, to the best of their knowledge and belief, the cost and pricing data submitted under (b) above are accurate, complete, and current as of the date of the execution, which date shall be as close as possible to the date of agreement on the negotiated price of the contract modification.

(d) The Contractor shall insert the substance of this clause including this paragraph (d) in each subcontract hereunder which exceeds $100,000.

Clause No. 44—Advance payment.

(a) The following clause will apply in all contracts in which the advance will not exceed $2,500 for each incremental payment.

(b) Any request for advance payment by a tribal contractor shall specify the amount(s) required and the dates such advance(s) will be required and shall be supported by a schedule of estimated expenditures.

(c) An initial advance will be limited to the amount of estimated expenditures for a period of time required to effect payment, based on experience in the locality. The initial advance may be made in amounts at times determined suitable to satisfy the minimum essential needs of the contractor.

(d) Advance payments shall be made as follows:

(1) When the annual advance to a tribal contractor is expected to exceed $250,000 in the aggregate and the contract term is for at least one year, the letter-of-credit method shall be used. The requirements contained in Chapter 2000 of the Treasury Fiscal Requirements Manual shall apply to making these advance payments.

(2) Except as provided in paragraph (e) (1) of this section, advance payments shall be made by check made payable to the tribal contractor and handled as follows:

(i) Advance payments may be made directly to the tribal contractor when the contractor is a tribal governing body, a nonprofit Indian organization serving as a governmental instrumentality of an Indian tribe or an inter-tribal council, or when the contractor is not one of the above, if all of the following conditions exist:

(A) The advance payment does not exceed $2500.

(B) It is the only advance payment involved in the contract.

(C) The performance time is less than 90 days.

(D) The advance payment does not exceed 85% of the amount of the contract.

(ii) Checks for advance payments which cannot be made directly to the tribal contractor as given in paragraph (e)(2)(i) of this section shall be marked for deposit in a special bank account established for the contract. No part of the funds deposited in the special bank account shall be mingled with other funds of the tribal contractor.

(E) Tribal contractors shall not be held accountable for interest earned on funds advanced pending disbursement. However, bank balances must be maintained at the minimum level consistent with program requirements. Requests for advances shall be reviewed to insure that excess funds are not advanced.

(F) Sub-advances may be made when predetermined as part of contracted program or when specifically authorized in writing by the Contracting Officer. Sub-advances will not be made to individuals except for approved travel. In such cases, the sub-advances shall not exceed the minimum required for one trip and shall be settled by voucher or repayment within 30 days.

Clause No. 45—Effect on existing rights.

(a) Nothing in this contract shall be construed as—

(1) Affecting, modifying, diminishing, or otherwise impairing the sovereign immunity for suit enjoyed by an Indian tribe; or,

(2) Authorizing or requiring the termination of any existing trust responsibility of the United States with respect to the Indian people.

Clause No. 46—Federal, State, and local taxes.

(a) Except as may be otherwise provided in this contract, the contract price includes all applicable Federal, State, and local taxes and duties.

(b) Nevertheless, with respect to any Federal excise tax or duty on the transactions or property covered by this contract, if a statute, court decision, written ruling, or regulation takes effect after the contract date, and—

(1) Results in the Contractor being required to pay or bear the burden of any such Federal excise tax or duty or increase in the rate thereof which would not otherwise have been payable on such transactions or property, the contract price shall be increased by the amount of such tax or duty or rate increase: Provided, That the Contractor if requested by the Contracting Officer, warrants in writing that no amount for such newly imposed Federal excise tax or duty or rate increase was included in the contract price as a contingency reserve or otherwise; or

(2) Results in the Contractor not being required to pay or bear the burden of, or in his obtaining a refund or drawback of, any such Federal excise tax or duty which would otherwise have been payable on such transactions or property or which was the basis of an increase in the contract price, the contract price shall be decreased by the amount of the relief, refund, or drawback, or the amount shall be paid to Government, as directed by the Contracting Officer. The contract price shall be similarly decreased if the Contractor, through his fault or negligence or his failure to follow instructions of the Contracting Officer, is required to pay or bear the burden of, or does not obtain, a refund or drawback of, any such Federal excise tax or duty.

(c) No adjustment pursuant to paragraph (b) above will be made under this contract unless the aggregate amount thereof is or may reasonably be expected to be over $100.

(d) As used in paragraph (b) above, the term "contract date" means the date set for the bid opening, or if this is a negotiated contract, the date of this contract. As to additional supplies or services procured by modification to this contract, the term "contract date" means the date of such modification.

(e) Unless there does not exist any reasonable basis to sustain an exemption, the Government, upon request of the Contractor, without further liability, agrees, except as otherwise provided in this contract, to furnish evidence appropriate to establish exemption from any tax which the Contractor warrants in writing was excluded from the contract price. In addition, the Contracting Officer may furnish evidence to establish exemption from any tax that may, pursuant to this clause, give rise to either an increase or decrease in the contract price. Except as otherwise provided in this contract, evidence appropriate to establish exemption from duties will be furnished only at the direction of the Contraction Officer.

(f) The Contractor shall promptly notify the Contracting Officer of matters which will result in either an increase or decrease in the contract price, and shall take action with respect thereto as directed by the Contracting Officer.

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THURSDAY, AUGUST 14, 1975




PART III:

# ENVIRONMENTAL PROTECTION AGENCY

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# INTERIM PRIMARY DRINKING WATER REGULATIONS

## Proposed Maximum Contaminant Levels for Radioactivity

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## ENVIRONMENTAL PROTECTION AGENCY

[ 40 CFR Part 141 ]

[FRL 410-3]

## INTERIM PRIMARY DRINKING WATER REGULATIONS

### Notice of Proposed Maximum Contaminant Levels for Radioactivity

On March 14, 1975, the Environmental Protection Agency published in the FEDERAL REGISTER (40 FR 11990) proposed interim primary drinking water regulations for microbiological and chemical contaminants pursuant to sections 1412, 1445, and 1450 of the Public Health Service Act ("the Act"), as amended by the Safe Drinking Water Act, Pub. L. 93-523. Pursuant to sections 1412, 1445, and 1450 of the Act, EPA today proposes regulations which would include natural and man-made radioactivity among the contaminants regulated by the interim primary drinking water regulations. These proposed regulations also set out the proposed analytical techniques and the monitoring requirements which must be employed in determining compliance with the regulations.

The interim primary drinking water regulations for natural and man-made radioactivity proposed today protect health to the extent feasible, taking costs into consideration, using technology, treatment techniques and other means generally available to the water supplier. Based on past monitoring experience, the Administrator has determined that it is economically and technologically feasible to monitor drinking water at the selected maximum contaminant levels. Thus, for radionuclides, maximum contaminant levels rather than required treatment techniques are being proposed.

In emergencies from unplanned releases such as from nuclear power plants, Federal guidance set forth in the following FEDERAL REGISTER notices will apply: 29 FR 12056 (August 22, 1964), and 30 FR 6953 (May 22, 1965). Emergency actions (by EPA under Section 1431 of the Act and the States under Section 1413 (a)(5)) may be necessary to address the problems associated with unusual exposures.

The Act in Section 1412(b) provides that revised primary drinking water regulations are to be proposed 100 days following the report of the National Academy of Sciences (due 12/16/76) on recommended health-based contaminant levels. Revisions in these regulations may also occur as more is learned about the distribution of radioactivity in water supplies.

*Scope of the Problem.* Radioactivity in public water systems may be broadly categorized as either naturally occurring or man-made. Of the naturally occurring radionuclides likely to be in public water systems, radium-226 is of primary concern although other terrestrial alpha particle emitters and radium-228 also may be present. Radium is usually not present in significant amounts in surface waters but occurs in ground waters as a result of geological conditions. The full extent of radium contamination in public water systems is unknown. One of the purposes of the monitoring portion of these regulations is to locate contaminated systems so that remedial action may be taken where warranted.

Man-made radioactivity may enter public water systems from a variety of sources. Such contamination is usually confined to systems utilizing surface waters. Past deposition of fallout material from nuclear weapons tests, particularly strontium-90 and tritium, is probably the most important source of contamination. The dose equivalent to individual users of public water systems in some areas of the United States from this pathway is in the range of 1 to 2 millirem (mrem) per year. At present, the dose equivalent from public water systems contaminated by effluents produced in the nuclear fuel cycle is probably only a fraction of that due to fallout materials, though perhaps ranging up to 0.5 mrem per year. The dose equivalent received from effluents released by medical, scientific, and industrial users of radioactive materials that enter public water systems has not been fully quantified. Taken as a whole these users handle much smaller amounts of radioactivity than nuclear power facilities but (with the exception of tritium) their liquid releases and the resultant doses to man may be somewhat comparable.

EPA recognizes that the national use of radionuclides in medicine and industry and the utilization of nuclear power to supply energy needs will unavoidably lead to some radioactivity entering the aquatic environment so that the quality of some surface source waters is likely to decrease slightly in the future. Even though the increase of radioactivity in drinking water will normally be small, the Agency believes that the risk of future contamination warrants vigilance. It is the intent of the proposed monitoring and compliance requirements to provide a mechanism whereby the supplier of water can be cognizant of changes in the level of radioactivity in its water sources, so that appropriate remedial measures can be taken.

*Health Risks Associated with Radiation in Drinking Water.* The Environmental Protection Agency has adopted a policy which assumes that any dose of ionizing radiation has a potential to produce deleterious effects on human health. The Agency also believes that the extent of such harm can be estimated by extrapolation from the effects on human health that have been observed at higher doses and dose rates than are likely to be encountered from environmental sources of radiation.[1]

For 25 years or more radiation protection limits have been based on the assumption that detrimental effects on health from radiation are proportional to the dose received. Present Federal guidelines state that exposures from man-made radiation should be as low as practicable and should result from activities having a commensurate benefit (Federal Radiation Council, Report No. 2, Background Material for the Development of Radiation Protection Standards, September 1961).

Estimates of the possible health effects from maximum contaminant levels of radioactivity in drinking water have been based on the assumption that there is no harmless dose from ionizing radiation and that the detrimental effects on health produced will be proportional to the dose equivalent delivered to a reference man drinking two liters of water per day.

*Methodologies for Selecting Maximum Contaminant Levels for Radioactive Materials.* The Agency has examined two rationales for selecting maximum contaminant levels of radioactive materials in drinking water: uniform maximum contaminant levels based on the cost effectiveness of risk reductions; and variable requirements based on an additional limitation on the total dose equivalent to user populations (aggregate dose limit). In general, maximum contaminant levels in drinking water are selected so as to provide uniform protection of individuals at reasonable costs. Where contamination is from uncontrollable sources of radiation, such as geological formations, the cost to reduce the potential health risk can be calculated for various levels of control. It is then possible to select a level of control which balances reduction in health risks with the cost of attaining the desired standards.

As an alternative to considering just the risk to individuals, the Agency also considered an approach based upon both the risk to individuals and the total risk to the population served, i.e., the aggregate dose equivalent received by the population utilizing a given public water system. In this approach the maximum contaminant level is inversely related (within limits) to the size of the exposed population group. An additional maximum contaminant level, which cannot be exceeded regardless of the size of the water system, would be provided as a ceiling on individual exposures. It is possible to set a lower limit and provide more protection for the users of large regional public water systems because the costs for control are shared by a large population and because of the present high quality of the source waters used by large regional systems.

[1] "The Effects on Populations of Exposure to Low Levels of Ionizing Radiation," Robert of the Advisory Committee on the Biological Effects of Ionizing Radiation, Division of Medical Sciences, National Academy of Sciences, National Research Council, November 1972, Washington, D.C. 20016.

ORP Policy Statement "Relationship Between Radiation Dose and Effects," March 3, 1975, available from Office of Radiation Programs, Office of Air and Waste Management, U.S. Environmental Protection Agency, Washington, D.C. 20460.





Although the Agency believes there are some valid arguments in favor of an aggregate dose limit, there is an equity consideration involved because an aggregate dose limit would provide for varying degrees of health protection to individuals. For this reason, EPA has rejected an aggregate dose method in these regulations. However, this concept may hold significant potential for future utilization.

*Limits for Radium.* Near-zero maximum contaminant levels are not practicable for all radioactivity in drinking water because of the degree of variability in current levels of contamination. As a result of geological conditions, radium concentrations in public supply systems range from less than 0.1 pCi per liter to over 60 pCi/1. Since small quantities of radium are present in many foods, a zero level of radium in drinking water would not be very meaningful in terms of controlling the amount of radium in the body. Because the average daily intake of radium in food equals or exceeds 1 pCi, the amount of radium deposited in the skeleton is relatively insensitive to the quantity of radium-226 in drinking water at concentrations less than 0.5 pCi/1.

In contrast to man-made radioactivity for which the environmental impact is controlled by a number of regulatory agencies, the abatement of radium radioactivity in drinking water has received comparatively little regulatory attention. However, in many localities the radium contamination in drinking water is of more concern from a public health standpoint than man-made radioactivity. The Agency has considered both the cancer risk from radium ingestion and the cost of radium abatement in proposing maximum contaminant levels for radium-226 and radium-228.

Total costs to avoid an additional fatal cancer for various reduced levels of radium-226 were calculated on the basis of a sample of 306 community water systems with radium concentrations in excess of 0.5 pCi per liter (Table 1). Calculated costs were minimized by assuming the blending of treated and untreated water where partial treatment is adequate to attain the prescribed standards. In order to estimate the cost of radium removal, it is assumed that the capital and operating costs for an ion exchange system that removes radium will increase the cost of delivered water by 15 cents per 1000 gallons and that each person utilizes 100 gallons per day.

Nationwide monitoring for radium in community water systems has not been carried out or reported systematically. Although the 306 identified systems represent a lower limit on the actual number providing water containing more than 0.5 pCi/1, the Agency has extrapolated that sample to 1100 systems in order to project the national costs shown in Table 1. Also included in Table 1 is an estimate, based on an assumed linear relationship between dose and effects, of the potential number of cancer fatalities averted per year by various control levels.

TABLE 1.—*Comparison of radium control limits*

| Control limit pCi per liter | Estimated number of supplies impacted | Annual cost to achieve limit | Estimated total number of lives saved per year |
|---|---|---|---|
| 9 | 240 | $1,400,000 | .6 |
| 8 | 300 | 2,400,000 | 1.1 |
| 7 | 370 | 3,400,000 | 1.6 |
| 6 | 450 | 5,600,000 | 2.5 |
| 5 | 500 | 8,800,000 | 3.7 |
| 4 | 670 | 14,000,000 | 5.5 |
| 3 | 800 | 24,000,000 | 8.2 |
| 2 | 860 | 36,000,000 | 11 |
| 1 | 980 | 70,000,000 | 15 |
| 0.5 | 1,100 | 100,000,000 | 20 |

As can be seen in Table 1, a limit of 0.5 pCi per liter would provide the greatest degree of health protection but at an annual cost which is considered incommensurate with the potential risk. The same argument can be made against a limit of 2 pCi per liter. A radium limit of 3 pCi/1 was evaluated because it is the level recommended by the U.S. Public Health Service in 1962. The 1962 USPHS "Standards" applied only to drinking water provided to interstate carriers and were enforceable only for contaminants causing communicable diseases. Thus, this USPHS limit was not an enforceable standard. The 1962 limit was "based upon the judgment that the radioactivity intake from such water supplies when added to that from all other sources is not likely to result in an intake greater than the protection guidance recommended by the Federal Radiation Council, September 13, 1962." Approval of water containing more than 3 pCi/1 of radium was allowed if surveillance of the total intake of radium from all sources indicated the FRC guidance of 20 pCi per day was not exceeded. Some States have incorporated portions of these standards into their public health laws and these limits have served as Federal guides for drinking water quality. It should be noted that under Pub. L. 93-523, States may set more stringent standards if they so desire.

The Agency has also considered for radium-226 and radium-228 a concentration level of 5 pCi per liter with an additional requirement that the aggregate does shall not exceed 3000 organ-rem per year for systems serving between 50,000 and 500,000 persons. Such a regulation would mean that supply systems serving fewer than 50,000 persons could have a maximum contaminant level of 5 pCi/1 and systems serving more than 500,000 persons a limit of 0.5 pCi/1 with graduated levels for intermediate populations.

In view of the uncertainties about the number of systems impacted and the related cost of control, the Agency is proposing a maximum contaminant level for radium of 5 pCi per liter. Based on the Agency's analysis of the recent NAS Study on radiation effects, the potential risk due to radium drinking water ingestion at 5 pCi/1 is estimated to be between 0.7 and 3 fatal cancers annually per million exposed persons. When additional data on the incidence of radium contamination in public water systems becomes available, the Agency will review the desirability of an alternative maximum contaminant level.

*Limits for Man-made Radioactivity.* Contamination of drinking water by man-made beta particles and photon radioactivity originates from two sources; ubiquitous activity from deposited fallout, and releases of radioactive materials from medical and industrial applications including effluents from energy generation. Ambient levels from fall-out are decreasing as a result of cessation of most atmospheric testing of nuclear devices. Industrial and medical uses of radioactive materials are rapidly increasing. However, the releases from the latter sources are controlled by a number of regulatory authorities so that the build-up of man-made radioactivity in public water systems should be minimal.

Considering the sum of the deposited fallout radioactivity and additional amounts due to effluents from other sources currently in existence, the total dose equivalent from man-made radioactivity is not likely to result in a total body or organ dose to any individual that exceeds 4 millirem per year. Since present ambient levels of man-made radioactivity are small, EPA does not believe that this standard will result in a need to remove man-made radioactivity from public water systems, nor subject the public to excessive risk.

For man-made photon and beta particle radiation to the total body, the potential risk of fatal cancer from a dose equivalent rate of 4 mrem per year, is about 0.4 to 2 cases per million exposed persons per year with risks from lower dose rates proportionally smaller. Additional health risks of genetic effects and non-fatal cancers are each estimated to be comparable to that for cancer fatality. Partial body irradiation is common for ingested radionuclides since they may, like radium, be largely concentrated in a particular organ system. In such cases, the estimated risk per rem varies depending on the radiosensitivity of the organs at risk. For example, the estimated number of thyroid cancers due to the thyroid gland receiving 4 mrem per year continuously range from about 0.2 to 0.5 per year per million exposed persons (averaged over all age groups). The fatality rate of thyroid cancers varies with age, from nearly zero for children and young adults to about 20 percent for persons well past middle age.

The 4 millirem per year standard for man-made radioactivity was chosen on the basis of avoiding undesirable future contamination of public water supplies as a result of controllable human activities. Given current levels of fallout radioactivity in public water supply systems and their expected future decline, and the degree of control on effluents from the nuclear industry that will be exercised by regulatory authorities, it is not antici-

pated that the maximum contaminant levels for man-made radioactivity will be exceeded except in extraordinary circumstances.

MONITORING REQUIREMENTS

A. *Frequency.* One of the major cost impacts from the proposed regulations is the requirement that the drinking water supplied by an estimated 40,000 community water systems be monitored for radioactivity. The primary purpose of such monitoring is to determine whether these systems are in compliance with the limits prescribed herein.

It should be recognized that some States have already instituted monitoring for the key natural and man-made radionuclide measurements specified in the drinking water regulations. Any analyses made in accordance with the analytical procedures set forth in the regulations, but before the effective date, can be considered when determining compliance.

*Natural Radioactivity.* The monitoring requirements for natural radioactive contaminants incorporate screening levels below the maximum contaminant level for radium-226 and radium-228. Because the costs of radium-226 and radium-228 analyses are relatively high compared to the cost for the analysis of gross alpha activity, a sequential sampling approach is proposed. A preliminary screening test for gross alpha activity will indicate the presence of potentially significant levels of radium-226. Therefore, a screening level for gross alpha particle activity of 2 pCi/liter has been selected so that even if radium-228, which is not detected by the gross alpha measurement, is present in a concentration equal to that of radium-226, the maximum contaminant level for these two radionuclides will not be exceeded.

Except in the cases outlined below, routine monitoring of naturally occurring radioactivity is required every five years where only surface water is utilized by a community water system or every three years if ground water is utilized. Surface and ground water supply systems are required to monitor only for gross alpha particle activity unless, the average annual gross alpha particle concentration exceeds 2 pCi/l. If this screening level is exceeded, monitoring for the radium-226 must be performed on the same or equivalent sample. If the average annual radium-226 contaminant level exceeds 3 pCi/liter then analysis for radium-228 radioactivity is required also on the same or equivalent sample. The combined radium-226 and radium-228 radioactivity may not exceed 5 pCi/liter. When the maximum contaminant level for gross alpha particle activity of 15 pCi per liter is exceeded, monitoring shall be continued until the annual average concentration based on four quarterly measurements no longer exceeds the prescribed level. If a radium-226 level of 3 pCi/l is exceeded then quarterly monitoring for radium-226 shall be continued until the annual average concentration does not exceed the maximum contaminant level. In some cases, as required by the State, quarterly monitoring for radium-228 is also continued. EPA wishes to encourage continued radium-226 monitoring when the radium-226 concentration is greater than 3 pCi/l but the combined radium-226 and radium-228 concentration level is less than 5 pCi/liter.

*Man-Made Radioactivity.* Excepted as noted below, mandatory monitoring for man-made radioactivity is limited to gross beta particle activity, strontium-90, and tritium in systems supplying surface water to more than 100,000 persons. Only these larger systems must monitor since they can provide a base-line on the ambient radioactivity concentrations in most areas of the country without imposing major additional fiscal burdens on the States. Initial monitoring of the annual average concentrations must be completed within two years after promulgation of the regulations. Monitoring at four year intervals is required except when maximum contaminant levels are exceeded. In such cases quarterly measurements on composites of three monthly samples are required. EPA encourages monitoring quarterly when the concentration of man-made radioactivity exceeds fifty percent of permitted levels.

In addition to the monitoring for gross beta particle activity, strontium-90 and tritium, cited above, quarterly monitoring for gross beta particle activity, strontium-89, iodine-131, and cesium-134 is required for community water systems utilizing source waters that are also the receiving waters for effluent discharges from nuclear facilities. The State may select the community water systems to be monitored based on the location of the source water intake. It is the Agency's intention that monitoring be confined to the nearest potentially impacted community water system, not all the systems in a given watershed.

The State may allow the substitution of discharge data from nuclear facilities for direct monitoring of man-made radioactivity by the water supplier where the State determines that such data is applicable to a particular community water system.

*Public Notification of Non-compliance with Standards.* If any of the proposed maximum contaminant levels for natural or man-made radioactivity are exceeded then the operator of a community water system shall give public notice pursuant to the procedures outlined in the existing interim primary drinking water regulations.

B. *Costs—Natural Radioactivity.* For most community water systems the annual monitoring cost for gross alpha activity is estimated at $10 exclusive of sample collection and shipment. The additional costs for individual radionuclides are estimated as follows:

| | |
|---|---|
| Radium-226 (precipitation method) | $30 |
| Radium-228 | 40 |
| Combined assay for radium-226 and radium-228 | 45 |

*Man-Made Radioactivity.* The cost of gross beta particle activity, strontium-90, and tritium radioassays is estimated at $60 annually, exclusive of collection and shipment. The additional monitoring costs for community water systems near sources of nuclear effluents is estimated at $570 annually. Estimates of the total national costs for the initial monitoring required by the proposed regulations, and the annual monitoring costs for succeeding years are shown in Table 2.

TABLE 2.—*Estimated national costs for monitoring radioactivity in community water systems* [1]

| | Initial survey (dollars) | Annual cost (succeeding years) dollars per year |
|---|---|---|
| Public water systems serving more than 100,000 persons | 12,000 | 3,000 |
| Community systems potentially impacted by nuclear facilities | 35,000 | 35,000 |
| Gross alpha particle activity in all community water systems | 400,000 | 130,000 |
| Radium-226 and radium-228 | 120,000 | 60,000 |
| Estimated totals | 567,000 | 228,000 |

[1] Based on an estimated 40,000 community water systems including an estimated 60 systems impacted by nuclear facilities. The estimates of initial cost are high since States are permitted to substitute equivalent data.

*Comments and Public Hearing.* At a meeting held May 1, 1975, the National Drinking Water Advisory Council made recommendations with respect to these Draft Interim Primary Drinking Water Regulations for Radioactivity. To the extent deemed appropriate, changes have been made in view of these recommendations.

Interested persons may participate in this rulemaking process by submitting written comments in triplicate to the Water Supply Division (WH-450), Environmental Protection Agency, Washington, D.C. 20460, Attention: Comment Clerk, Interim Primary Drinking Water Regulations-Radionuclides.

Comments on all aspects of the proposed regulations are solicited, especially concerning:

1. The number and location of the public water systems impacted by maximum contaminant levels proposed herein;

2. The number and location of water supplies requiring radium analysis at the 2 pCi/liter gross-alpha-particle-activity screening level proposed herein;

3. The estimated preliminary assessments of the costs and technology for radium removal;

4. The validity and appropriateness of an aggregate dose method for setting maximum contaminant levels; and

5. The acceptability of a maximum contaminant level for radium of 5 pCi per liter as opposed to a higher or lower level.

All comments received on or before September 25, 1975, will be considered. If the comments are criticisms of the adequacy of data relied upon by EPA, the comments should identify and, if possible, provide additional data from published literature and the individual should indicate why and how this information should be used.





Copies of the Statement of Basis and Purpose for these Proposed Interim Primary Regulations and other relevant documents are available for inspection at the EPA Freedom of Information Center, Washington, D.C. 20460. A copy of all public comments and transcripts of the public hearings will be available for inspection and copying from the EPA Freedom of Information Center. The EPA Information Regulations (40 CFR Part 2) provide that a reasonable fee may be charged for the copying service.

In addition to considering public comments sent to EPA, the Agency will hold a public hearing at EPA Headquarters, Washington, D.C., on September 10, 1975, 9:30 a.m. to receive comments and statements. Persons who wish to make statements at these sessions are urged to submit written copies of their remarks in triplicate at the time they are presented for inclusion in the record. Persons wishing to attend are also urged to confirm by telephone the exact time and location of the hearing. (Telephone: 202-426-8847)

Dated: August 7, 1975.

RUSSELL E. TRAIN,
*Administrator.*

It is therefore proposed to supplement 40 CFR Part 141 with the following:

## PART 141—NATIONAL INTERIM PRIMARY DRINKING WATER REGULATIONS

1. By revising § 141.2 to include the following:

**§ 141.2 Definitions.**

* * * * *

(i) "Dose equivalent" means the product of the absorbed dose from ionizing radiation and such factors to account for differences in biological effectiveness due to the type of radiation and its distribution in the body as specified by the International Commission on Radiological Units and Measurements (ICRU).

(j) "Rem" means the unit of dose equivalent from ionizing radiation to the total body or any internal organ or organ system. A millirem (mrem) is 1/1000 of a rem (0.001) rem.

(k) "Picocurie (pCi)" means that quantity of radioactive material producing 2.22 nuclear transformations per minute.

(l) "Gross alpha particle activity" means the total radioactivity due to alpha particle emission as inferred from measurements on a dry sample exclusive of the contribution, if any, due to radon and uranium.

(m) "Man-made beta particle and photon emitters" means all radionuclides emitting beta particles and/or photons listed in Maximum Permissible Body Burdens and Maximum Permissible Concentration of Radionuclides in Air or Water for Occupational Exposure, NBS Handbook 69, except the daughter products of thorium-232, uranium-235, and uranium-238.

(n) "Gross beta particle activity" means the total radioactivity due to beta particle emission as inferred from measurements on a dry sample exclusive of the contribution, if any, due to potassium-40 and other naturally occurring radionuclides.

2. By adding §§ 141.15, 141.16, 141.25, 141.26 as follows:

**§ 141.15 Maximum contaminant levels of radium-226, radium-228, and gross alpha particle radioactivity.**

The following are the maximum contaminant levels for radium-226, radium-228, and gross alpha particle radioactivity:

| | *Picocuries per liter* |
|---|---|
| (1) Combined radium-226 and radium-228 | 5 |
| (2) Gross alpha particle activity (including radium-226) | 15 |

**§ 141.16 Maximum contaminant levels of beta particle and photon radioactivity from man-made radionuclides.**

(a) The average annual concentration of beta particle and photon radioactivity from man-made radionuclides in drinking water shall not produce an annual dose equivalent to the total body or any internal organ greater than 4 millirem.

(b) Compliance with this section may be assumed if there is a gross beta particle activity of less than 50 pCi/l and if the concentration of tritium and strontium-90 are less than those listed in Table A: *Provided that,* If both radionuclides are present the sum of the annual dose equivalents to bone marrow shall not exceed 4 mrem. If the gross beta particle activity exceeds 50 pCi/l, a radiochemical analysis of the sample must be performed to identify the radioactive constituents, and the appropriate total body and organ doses must be calculated. If two or more radionuclides are present, the sum of the annual dose equivalents to the total body or any organ shall not exceed 4 millirems.

(c) Except for the radionuclides listed in Table A, the concentration of man-made radionuclides causing 4 millirem total body or organ dose equivalents shall be calculated on the basis of a 2 liter per day drinking water intake and using the 168 hour data listed in "Maximum Permissible Body Burdens and Maximum Permissible Concentration of Radionuclides in Air or Water for Occupational Exposure," NBS Handbook 69 as amended August 1963, U.S. Department of Commerce.

TABLE A.—*Limiting annual average concentrations assumed to produce a total body or organ dose of 4 mrem/yr*

| Radionuclide | Critical organ | pCi per liter |
|---|---|---|
| Tritium | Total body | 20,000 |
| Strontium-90 | Bone marrow | 2 |

**§ 141.25 Analytical methods for radioactivity.**

(a) The methods specified below are to be used to determine compliance with these standards.

(1) Gross Alpha and Beta—Method 302 "Gross Alpha and Beta Radioactivity in Water" *Standard Methods for the Examination of Water and Wastewater 13th Edition,* American Public Health Association, New York, N.Y., 1971.

(2) Total Radium—Method 304 "Radium in Water by Precipitation" *Ibid.*

(3) Radium-226—Method 305 "Radium-226 by Radon in Water" *Ibid.*

(4) Strontium-89, 90—Method 303 "Total Strontium and Strontium-90 in Water" *Ibid.*

(5) Tritium—Method 306 "Tritium in Water" *Ibid.*

(6) Radium-228—"Estimation of the Isotopic Composition of Separated Radium Samples," H. G. Petrow and R. J. Allen, Anal. Chem. 10: 1301 (1961).

(7) Iodine-131—ASTM D-2459 "Gamma Spectrometry of Water." *1973 Annual Book of ASTM Standards, Water and Atmospheric Analysis,* Part 23, American Society for Testing and Materials, Phil., Pa. (1973); or ASTM D-2344-C "Radioactive Iodine in Water." *Ibid.*

Concentrating Iodine-131 Prior to Applying ASTM Tests D-2459 or D-2433-C—"A Method for Determining Iodine-129 in Milk and Water," J. J. Gabay, C. J. Paperiello, S. Goodyear, J. C. Daly and J. M. Matuszek, *Health Physics* 26:89 (1974).

(8) Cesium-134, 137—ASTM D-2459 "Gamma Spectrometry in Water," *1973 Annual Book of ASTM Standards, Water and Atmospheric Analysis,* Part 23, American Society for Testing and Materials, Phila., Pa. (1973).

Concentrating Cesium-134 137 Prior to Applying ASTM Test D-2459—"Evaluation of Ion-Exchange Surveillance Sampler for Analyzing Radioactive Liquid Effluents," H. L. Krieger and G. W. Frishkorn, *Health Physics* 21:591 (1971); or "Rapid Ion Exchange Analysis of Radio-cesium in Milk, Urine, Sea Water and Environmental Samples," A. L. Bone, *Anal. Chem.* 38:89 (1966).

(9) Potassium-40 Calculated from Total Potassium—*EPA Methods for Chemical Analysis of Water and Wastes,* 1971, Page 115: Analytical Quality Control Laboratory, Cincinnati, Ohio.

When the identification and measurement of radionuclides other than those listed above is required, the following references provide information for this purpose.

(i) "Radioassays Procedures for Environmental Samples," National Center for Radiological Health, U.S. Public Health Service Publ No. 999-RH-27 (1967).

(ii) Procedures for Radiochemical Analysis of Nuclear Reactor Aqueous Solutions, H. L. Krieger and S. Gold, EPA-R4-3-014. U.S. Environmental Protection Agency, Cincinnati, Ohio, May 1973.

(iii) HASL Procedure Manual, Edited by John H. Harley. HASL 300, Health and Safety Laboratory, U.S. Atomic Energy Commission, 1973.

(b) For the purpose of monitoring radioactivity concentrations in drinking water, the required sensitivity of the radioanalysis is defined in terms of a detection limit. The detection limit shall be that concentration which can be measured with an accuracy of plus or minus 100 percent at the 95 percent confidence level (1.96 $\sigma$, where $\sigma$ is the standard deviation of the net counting rate of the sample.)

(1) To determine compliance with § 141.15 the detection limit shall not exceed 1 pCi per liter.

(2) To determine compliance with § 141.16 the detection limit shall not exceed the concentrations listed in Table B.

(3) To judge compliance of a public water system with the maximum contaminant levels listed in §§ 141.15 and 141.16, averages of data shall be used and shall be rounded to the same number of significant figures as the maximum contaminant level for the substance in question.

TABLE B

DETECTION LIMITS FOR MAN-MADE BETA PARTICLE AND PHOTON EMITTERS

| Radionuclide: | *Detection limit* |
|---|---|
| Tritium ----- | 1,000 pCi/l. |
| Strontium-89 | 10. |
| Strontium-90 | 1/2. |
| Iodine-131 --- | 1. |
| Cesium-134 -- | 10. |
| Gross beta---- | 10. |
| Other radionuclides. | 1/10 of the applicable limit. |

**§ 141.26 Monitoring Frequency for Radioactivity Contaminants.**

(a) Monitoring requirements for gross alpha particle activity, radium-226 and radium-228.

(1) To determine compliance with § 141.15, community water supplies shall monitor gross alpha particle radioactivity within two years of the effective date of these regulations. The analysis shall be made on an annual composite of four quarterly samples or four quarterly measurements. When the concentration of gross alpha particle radioactivity exceeds a screening level of 2 pCi per liter, the same or an equivilant sample shall be analyzed for radium-226. If the concentration of radium-226 radioactivity exceeds 3 pCi/1, the same or equivalent sample shall be analyzed for radium-228.

(i) If the average annual maximum contaminant level for gross alpha particle activity or total radium as set forth in § 141.15 is exceeded, the operator of a community water system shall give notice pursuant to § 141.32(a) or (b), and monitoring at quarterly intervals shall be continued until the annual average concentration no longer exceeds the maximum contaminant level. Such monitoring will include radium-228 when required by the State. It is recommended that the monitoring be continued for radium-226 when the radium-226 concentration exceeds 3 pCi/liter even when the total radium does not exceed the maximum contaminant level of 5 pCi/liter.

(2) Suppliers of water who are not required to monitor annually to conform with paragraph (a)(1) of this section shall repeat the analyses on an annual composite of four quarterly samples or four quarterly analyses at least every three years if groundwater is utilized and every five years if only surface water is utilized.

(b) Monitoring requirements for man-made radioactivity.

(1) Within two years of the effective date of these regulations suppliers of water serving more than 100,000 persons shall monitor the average annual radioactivity by measurement of an annual composite of four quarterly samples or four quarterly measurements to determine compliance with § 141.16. If the maximum contaminant level based on an average annual concentration is exceeded then the operator of a community water system shall give public notice pursuant to § 141.32 (a) or (b), and monitoring shall be continued with the analyses of monthly samples or quarterly composites of three monthly samples.

(2) The monitoring required by paragraph (b)(1) of this section shall be repeated at least every four years.

(3) Within two years of the effective date of these regulations, the State shall require quarterly monitoring for iodine-131, cesium-134, and strontium-89 and annual monitoring for tritium and strontium-90 in any community water system utilizing waters contaminated by effluents from nuclear facilities. For iodine-131, monitoring shall be based on at least one sample per quarter. For cesium-134 and strontium-89, monthly samples or composites of three monthly samples shall be used. If the maximum contaminant level based on an average annual concentration is exceeded, then the operator of a community water system shall give public notice pursuant to § 141.32 (a) or (b) and monitoring shall be continued with monthly samples or the analyses of quarterly composites of three monthly samples until compliance is achieved. The State may allow the substitution of discharge data from nuclear facilities for direct monitoring of man-made radioactivity by the supplier of water where the State determines that such data is applicable to a particular community water system.

(c) Exception to Monitoring Requirements.

(1) The monitoring requirements established under this section apply only to community water systems.

(2) Suppliers of water utilizing only ground waters need not monitor for man-made radioactivity: *Provided that*. The State may require additional monitoring of both surface and ground water for man-made radioactivity in special situations.

* * * * *

3. By revising § 141.31 to include the following:

**§ 141.31 Reporting Requirements for Radionuclide Monitoring.**

* * * * *

(b) The supplier of water shall report, within 40 days following a determination of an average annual concentration required to be made by § 141.26, the results of the determination, provided that the supplier of water shall report within 7 days the failure to meet any standards (including failure to comply with monitoring requirements) set forth in §§ 141.15, 141.16, and 141.26. Reports required to be made by this § 141.31(b) shall be communicated to the State.

[FR Doc.75-21210 Filed 8-13-75;8:45 am]



federal register

THURSDAY, AUGUST 14, 1975

PART IV:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Office of Education

## BASIC EDUCATIONAL OPPORTUNITY GRANT PROGRAM

### Expected Family Contribution for 1976–77 Academic Year

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

### [ 45 CFR Part 190 ]

### BASIC EDUCATIONAL OPPORTUNITY GRANT PROGRAM

### Expected Family Contribution for 1976–77 Academic Year

Pursuant to the authority contained in subpart 1 of part A of Title IV of the Higher Education Act of 1965 as amended (20 U.S.C. 1070a) notice is hereby given that the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare, proposes to issue the following amendments to the regulations covering the basis for determining the expected family contribution of both dependent and independent students for academic year 1976–77.

These amendments are being submitted for public comment and review by both Houses of Congress in advance of the February 1 deadline specified in section 411(a) of the Higher Education Act of 1965 as amended (20 U.S.C. 1070a) so that review of the Schedules may be completed earlier than May 1, which is the date listed in the statute. It is the opinion of the Commissioner that the May 1 deadline for Congressional action does not permit students, parents, and educational institutions sufficient time to make effective decisions concerning the packaging of student financial aid resources. The regulations to which these amendments are proposed were previously published on April 4, 1975 (40 FR 15248).

The proposed amendments provide for a 10% increase in the family size offsets used during the 1975–76 academic year. This increase in living allowance is an estimate, and will be changed in accordance with the actual increase in the Consumer Price Index as published by the Bureau of Labor Statistics at the end of the year. The intent of this increase is to take into account inflation of the basic cost of living during the current year.

The proposed regulations further provide for an increase in the asset reserve from $10,000 to $12,500 for the average family, and to $25,000 for families reporting farm or business assets. This increase is intended to provide a more equitable determination of need for those families whose occupation requires a substantial asset position in order to achieve a relatively low level of income.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed rules to Mr. Peter K. U. Voigt, Director, Division of Basic and State Student Grants, U.S. Office of Education, Room 5678, ROB–3, 400 Maryland Avenue, SW., Washington, D.C. 20202. All relevant material must be received not later than September 15, 1975. Comments received will be available for public inspection at the above office Monday through Friday between 8 a.m. and 4:30 p.m.

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 30, 1975.

T. H. BELL,
*U.S. Commissioner of Education.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary, Health, Education and Welfare.*

(Catalog of Federal Domestic Assistance No. 13.539, Basic Educational Opportunity Grant Program)

Part 190 of Chapter I of Title 45 of the Code of Federal Regulations would be amended as follows:

### PART 190—BASIC EDUCATIONAL OPPORTUNITY GRANT PROGRAM

1. Section 190.32 would be amended as follows:

Paragraph (d) through (h) becomes (e) through (j); paragraph (j) through (n) becomes (l) through (p); and by adding new paragraphs (d) and (k) to read as follows:

**§ 190.32 Special definitions.**

* * * * * * *

(d) "Business Assets" means property that is used in the operation of a trade or business including real estate inventories, buildings, machinery and other equipment inventories, patents, franchise rights, and copy rights.

* * * * * * *

(k) "Farm Assets" means any property owned and used in the operation of a farm for profit, including real estate, livestock, livestock products, crops, farm machinery, and other equipment inventories. A farm is not considered to be operated for profit if crops or livestock are raised mainly for the use of the family, but some income is derived from incidental sales.

* * * * * * *

2. Section 190.33 would be amended by revising paragraph (c)(1) to read as follows:

**§ 190.33 The expected family contribution for dependent students from parents' and student's effective income.**

* * * * * * *

(c) * * *

(1) *Family size offset.* A family size offset is the amount specified in the folloding table. Family size includes the student, the student's parents and the student's parents' dependents. If the parents are divorced or separated, family size shall include the student and any parent whose income is taken into account for the purpose of computing the annual adjusted family income and that parent's dependents.

FAMILY SIZE OFFSETS

| *Family size* | *Dollar amounts* |
|---|---|
| 2 | 3,700 |
| 3 | 4,500 |
| 4 | 5,700 |
| 5 | 6,750 |
| 6 | 7,650 |
| 7 | 8,450 |
| 8 | 9,350 |
| 9 | 10,250 |
| 10 | 11,100 |
| 11 | 11,950 |
| 12 | 12,800 |

* * * * * * *

3. In § 190.35, paragraph (a)(2) would be revised to read as follows:

**§ 190.35 Computation of standard expected contribution from parents' assets.**

(a) * * *

(2) If the net assets determined in paragraph (a)(1) of this section include farm assets or business assets as defined in § 190.32(d) and (k), deduct an asset reserve of $25,000 from the net assets. If the net assets determined in paragraph (a)(1) of this section do not include farm or business assets, deduct an asset reserve of $12,500 from the net assets.

* * * * * * *

4. Section 190.43 is amended by revising the paragraph (c)(1) to read as follows:

**§ 190.43 The expected family contribution for independent students from annual adjusted family income.**

* * * * * * *

(c) * * *

(1) *Family size offset.* A family size offset is the amount specified in the following table. Family size includes the student and his dependents. If the student is divorced or separated, family size shall include any person whose income is taken into account for the purpose of computing the annual adjusted family income and his or her dependents.

FAMILY SIZE OFFSETS

| *Family size* | *Dollar amounts* |
|---|---|
| 2 | 3,700 |
| 3 | 4,500 |
| 4 | 5,700 |
| 5 | 6,750 |
| 6 | 7,650 |
| 7 | 8,450 |
| 8 | 9,350 |
| 9 | 10,250 |
| 10 | 11,100 |
| 11 | 11,950 |
| 12 | 12,800 |

An offset of $1,050 shall be made for the single independent student.

* * * * * * *

[FR Doc.75–21309 Filed 8–13–75;8:45 am]

*Just Released*

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# rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendant of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 14—Aeronautics and Space

### CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 75–CE–21–AD; Amdt. 39–2339]

### PART 39—AIRWORTHINESS DIRECTIVES

#### Beech 19, 23 and 24 Series Airplanes

Reports have been received of an improper attachment of the carburetor heat control and the carburetor mixture control cable on certain Beech Models 19, 23 and 24 series airplanes. This condition prevents the attaching bolts from pivoting freely in the mounting arm and results in bending of the single wire, moveable portion of these controls each time the control is actuated. Bending of the wire can precipitate a fatigue failure of these control wires which makes it impossible for the pilot/operator to activate the affected mixture or carburetor heat. Failure of these cables could result in engine stoppage. To detect and correct this condition the manufacturer has issued service instructions recommending inspection of the mixture and/or carburetor heat control cables and adjustment of the installation if necessary.

Since the condition described herein is likely to exist or develop in other airplanes of the same type design, an Airworthiness Directive (AD) is being issued applicable to certain serial numbers of Beech Models 19, 23 and 24 series airplanes requiring compliance with the aforementioned service instructions.

Because an unsafe condition is the basis for this action and additional information from the public is unlikely to develop from normal rule making procedures, it appears that notice hereon is impracticable and contrary to the public interest and that good cause exists for making this amendment effective in less than thirty (30) days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator 14 CFR 11.89 (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new AD.

BEECH. Applies to A23–19, 19A, M19A and B19 (Serial Numbers MB–1 thru MB–520), B19 Sport 150 (Serial Numbers MB–521 thru MB–776); 23, A23, A23A, B23 and C23 (Serial Numbers M–1 thru M–1361); C23 Sundowner 180 (Serial Numbers M–1362 thru M–1664); A23–24 and A24 (Serial Numbers MA–1 thru MA–368); A24R (Serial Numbers MC–2 thru MC–95); A24R and B24R Sierra 200 (Serial Numbers MC–96 thru MC–360) airplanes.

Compliance: Required as indicated, unless already accomplished.

To assure proper operation of the carburetor mixture and/or carburetor heat control cables, within the next 50 hours' time in service after the effective date of this AD, accomplish the following:

Visually inspect the mixture and/or carburetor heat control cables to assure freedom of motion and adjust where necessary in accordance with Beechcraft Service Instructions No. 0717–159 or subsequent revisions or by any equivalent method approved by the Chief, Engineering and Manufacturing Branch, FAA, Central Region. Aircraft equipped with fuel injection engines do not have carburetor heat control cables.

This amendment becomes effective August 20, 1975.

(Secs. 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423), and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655 (c)).)

Issued in Kansas City, Missouri, on August 6, 1975.

C. R. MELUGIN, Jr.,
*Director, Central Region.*

[FR Doc.75–21405 Filed 8–14–75;8:45 am]

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[Docket No. 75–CE–18–AD; Amdt. 39–2273]

### PART 39—AIRWORTHINESS DIRECTIVES

#### Cessna 180, 182, 185, 188, U206, P206 and 207 Series Airplanes; Correction

In FR Doc. 75–19297, appearing on page 30932 in the issue of Thursday, July 24, 1975, on the chart entitled "Revised Fuel Placards" set forth in Paragraph A of the Airworthiness Directive (AD) under the column entitled "Aircraft Model (1973 thru 1975)" following "A188B" add "S/N 01347 thru 02027" and the number "2". Also, add an additional footnote to said chart which reads: "2. Also applies to aircraft incorporating suffix "T" in S/Ns."

Issued in Kansas City, Missouri, on August 5, 1975.

JOHN R. WALLS,
*Acting Director,*
*Central Region.*

[FR Doc.75–21404 Filed 8–14–75;8:45 am]

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[Airspace Docket No. 75–RM–20]

### PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

#### Alteration of Transition Area

On June 2, 1975, a notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 23766) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the transition area at Helena, Montana.

Interested persons were given 30 days in which to submit written comments, suggestions or objections. No objections have been received and the proposed amendment is hereby adopted without change.

*Effective Date.* This amendment shall be effective 0901 G.m.t., October 9, 1975.

(Sec. 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Aurora, Colorado, on August 15, 1975.

M. M. MARTIN,
*Director,*
*Rocky Mountain Region.*

In Federal Aviation Regulation § 71.181 (40 FR 441), the description of the Helena, Montana 1200 foot transition area is amended to read:

• • • and that airspace extending upward from 1200 feet above the surface within a 24 mile radius of the Helena VORTAC; within 6 miles south and 9 miles north of the Helena VORTAC 272° radial, extending from the 24 mile radius area to 45 miles west of the VORTAC; within 15.5 miles west and parallel to the Helena VORTAC 352° radial, extending from the 24 mile radius area to 31 miles north of the VORTAC; within 5 miles east and 9 miles west of the Helena VORTAC 023° radial, extending from the 24 mile radius area to 36 miles northeast of the VORTAC; and within 6 miles south and 9.5 miles north of the Helena VORTAC 102° radial, extending from the 24 mile radius area to 28.5 miles east of the VORTAC.

[FR Doc.75–21406 Filed 8–14–75;8:45 am]

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[Airspace Docket No. 75–WE–10]

### PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

#### Alteration of Transition Area

On June 24, 1975 a notice of proposed rule making was published in the FEDERAL REGISTER (40 FR 26542) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the San Diego, California Transition Area.

Interested persons were given 30 days in which to submit written comments, suggestions or objections. No objections have been received and the proposed amendment is hereby adopted without change.

*Effective date.* This amendment shall be effective 0901 G.m.t., October 9, 1975.

(Sec. 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)



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Issued in Los Angeles, California, on August 7, 1975.

LYNN L. HINK,
*Acting Director,*
*Western Region.*

In § 71.181 (40 FR 441) the description of the San Diego, California 700 foot transition area is amended to read as follows:

Delete all before "• • •, thence W along the United States/Mexican Border" and substitute therefor "That airspace extending upward from 700 feet above the surface bounded by a line beginning at latitude 30°15'00" N., longitude 117°30'30" W., to latitude 33°15'00" N., longitude 117°02'00" W., to latitude 33°00'00" N., longitude 116°45'00" W., thence S along longitude 116°45'00" W., to the United States/Mexican Border • • •"

(Sec. 307(a), Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Los Angeles, California, on June 16, 1975.

LYNN L. HINK,
*Acting Director, Western Region.*

[FR Doc.75-21407 Filed 8-14-75;8:45 am]

[Airspace Docket No. 75-NW-14]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On June 13, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 25218) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Spokane, Washington, Transition Area.

Interested persons were afforded an opportunity to participate in the proposed rulemaking through submission of comments. No objections were received, and the proposed amendment is hereby adopted subject to the following changes. These changes are editorial to clarify the narrative description and to correct some typographical errors with regard to airway identifiers. The areas were accurately depicted in the chart circularized with the NPRM. Since the changes impose no additional burden on any person, notice and public procedures hereon is unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended as hereinafter set forth:

In § 71.181 (40 FR 441) the description of the Coeur d'Alene, Idaho, Transition Area is deleted and the description of the Spokane, Washington, Transition Area is amended to read:

SPOKANE, WASHINGTON

That airspace extending upward from 700 feet above the surface, bounded on the north by a line beginning at Latitude 47°50' N., Longitude 118°00' W., extending to Latitude 47°50' N., Longitude 117°30' W., to Latitude 47°58' N., Longitude 117°16' W., to Latitude 47°51' N., Longitude 117°08' W., to Latitude 47°56' N., Longitude 116°47' W., to Latitude 47°44' N., Longitude 116°41' W., to Latitude 47°37' N., Longitude 117°13' W., to Latitude 47°28' N., Longitude 117°16' W., to Latitude 47°17' N., Longitude 117°47' W., to Latitude 47°26' N., Longitude 118°00' W.; thence to point of beginning; that airspace extending upward from 1200 feet above the surface within a 52-mile radius of Fairchild AFB (Latitude 47°36'55" N., Longitude 117°39'20" W.) excluding that portion southeast of Spokane bounded on the north by the arc of a 38-mile radius circle centered on the Fairchild AFB, on the northeast by V-2S, on the southeast by the arc of the 52-mile radius area, on the southwest by a line parallel to and 10 miles northeast of V-253; that airspace south of Spokane extending from the 52-mile radius area bounded on the east by V-253, on the south by V-536, on the west by the east edge of V-112E; that airspace southeast of Spokane extending upward from 6000 feet MSL, bounded on the north by the arc of a 78-mile radius circle centered on the Fairchild AFB on the northeast by V-2S, on the southeast by the arc of the 52-mile radius area, on the southwest by a line parallel to and 10 miles northeast of V-253; that airspace southeast of Spokane extending upward from 7000 feet MSL bounded on the northwest by the 52-mile radius area, on the north by V-2S, on the southeast by the north edge of V-536, and on the southwest by V-253.

Effective Date: This amendment shall be effective 0901 G.m.t. on October 9, 1975.

(Sec. 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Seattle, Washington, on August 6, 1975.

C. B. WALK,
*Director,*
*Northwest Region.*

[FR Doc.75-21408 Filed 8-14-75;8:45 am]

[Airspace Docket No. 75-GL-42]

## PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

### Alteration of Transition Area

On page 25687 of the FEDERAL REGISTER dated June 18, 1975, the Federal Aviation Administration published a notice of proposed rule making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Anoka, Minnesota.

Interested persons were given thirty days to submit written comments, suggestions, or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 G.m.t., October 16, 1975.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348), and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Des Plaines, Illinois on July 31, 1975.

JOHN M. CYROCKI,
*Director,*
*Great Lakes Region.*

In § 71.181 (40 FR 441), the following transition area is added:

ANOKA, MINNESOTA

That airspace extending upward from 700 feet above the surface within a 5½ mile radius of the Gateway North Industrial Airport (Latitude 45°13'50" N., Longitude 93°26'40" W.); excluding that portion overlying the Minneapolis transition area.

[FR Doc.75-21409 Filed 8-14-75;8:45 am]

[Airspace Docket No. 75-WE-18]

## PART 73—SPECIAL USE AIRSPACE

### Alteration of Restricted Areas

**● The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to change the using agency for Restricted Areas R-2531 Tracy, Calif., R-4808 Las Vegas, Nev., and R-4809 Tonopah, Nev. ●**

The change will correct the identity of the organization for whom the restricted areas are designated.

Since correcting the identity of a using agency is a minor amendment upon which the public is not particularly interested, notice and public procedure thereon are unnecessary. However, as it is essential that the correct using agency of the restricted areas be identified, good cause exists for making this amendment effective immediately.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective August 15, 1975 as hereinafter set forth.

1. In § 73.25 (40 FR 660):

a. The using agency for R-2531 Tracy, Calif., is changed to read as follows:

Using agency. United States Energy Research and Development Administration, San Francisco Operations Office.

2. In § 73.48 (40 FR 681):

a. The Using agency for R-4808 Las Vegas, Nev., is changed to read as follows:

Using agency. Manager, United States Energy Research and Development Administration, Las Vegas, Nev.

b. The Using agency for R-4809 Tonopah, Nev., is changed to read as follows:

Using agency. Manager, United States Energy Research and Development Administration, Albuquerque, N. Mex.

(Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Washington, D.C., on August 11, 1975.

WILLIAM E. BROADWATER,
*Acting Chief, Airspace and*
*Air Traffic Rules Division.*

[FR Doc.75-21410 Filed 8-14-75;8:45 am]





[Docket No. 14910; Amdt. No. 981]

## PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

### Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 FR 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Information Center, AIS-230, 800 Independence Avenue, SW., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, *effective September 25, 1975:*

Hastings, Mi.—Hastings Municipal Arpt., VOR Rwy 12, Amdt. 2.
Hobart, Ok.—Hobart Municipal Arpt., VOR Rwy 35, Amdt. 5.
Kissimmee, Fl.—Kissimmee Municipal Arpt., VOR/DME-A, Orig.
La Porte, Tx.—La Porte Municipal Arpt., VOR-A (TAC), Amdt. 6.
Manning, S.C.—Clarendon County Arpt., VOR/DME-A, Amdt. 1.
Manning, S.C.—Clarendon County Arpt., VOR-B, Amdt. 3.
Nacogdoches, Tx.—East Texas Regional Arpt., VOR/DME Rwy 33, Amdt. 1.
Pine Bluff, Ar.—Grider Field, VOR Rwy 17, Amdt. 15.
Pine Bluff, Ar.—Grider Field, VOR/DME Rwy 35, Amdt. 5.
Port Huron, Mi.—St. Clair County Int'l Arpt., RNAV Rwy 22, Orig.
Richmond, In.—Richmond Municipal Arpt., VOR Rwy. 5, Amdt. 5.
Richmond, In.—Richmond Municipal Arpt., VOR Rwy 5, Amdt. 5.
Rockingham, N.C. — Rockingham - Hamlet Arpt., VOR/DME-A, Amdt. 3.
Three Rivers, Mi.—Three Rivers Municipal-Dr. Haines Arpt., VOR-A, Amdt. 2.

• • • *effective August 21, 1975:*

Mt. Vernon, Il.—Mt. Vernon-Outland Arpt., VOR Rwy 5, Amdt. 6.
Mt. Vernon, Il.—Mt. Vernon-Outland Arpt., VOR Rwy 23, Amdt. 4.

• • • *effective July 30, 1975:*

Pontiac, Mi.—Oakland-Pontiac Arpt., VOR Rwy 9R, Amdt. 16.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective September 25, 1975:*

Tampa, Fl.—Tampa Int'l Arpt., LOC (BC) Rwy 36R, Amdt. 16.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, *effective September 25, 1975:*

Kissimmee, Fl.—Kissimmee Municipal Arpt., NDB Rwy 33, Amdt. 1, canceled.
Nacogdoches, Tx.—East Texas Regional Arpt., NDB Rwy 15, Admt. 1.
Salisbury, N.C.—Rowan County Arpt., NDB-A, Amdt. 3.
Three Rivers, Mi.—Three Rivers Municipal-Dr. Haines Arpt., NDB Rwy 23, Amdt. 4, canceled.
Three Rivers, Mi.—Three Rivers Municipal-Dr. Haines Arpt., NDB Rwy 27, Orig.

• • • *effective September 11, 1975:*

Dwight, Il.—Dwight Arpt., NDB Rwy 27, Orig.

• • • *effective August 28, 1975:*

Pickens, S.C.—Pickens County Arpt., NDB Rwy 4, Orig.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective September 25, 1975:*

Baton Rouge, La.—Ryan Arpt., ILS Rwy 13, Amdt. 19.
San Angelo, Tx.—Mathis Field, ILS Rwy 3, Amdt. 14.

• • • *effective September 18, 1975:*

Washington, D.C.—Washington National Arpt., LDA Rwy 18, Amdt. 7.

• • • *effective August 28, 1975:*

Charleston, W.V.—Kanawha Arpt., ILS Rwy 23, Amdt. 22.

• • • *effective August 1, 1975:*

Covington, Ky.—Greater Cincinnati Arpt., ILS Rwy 9R, Amdt. 5.

5. Section 97.31 is amended by originating, amending, or canceling the following Radar SIAPs, *effective September 18, 1975:*

Tacoma, Wa.—Tacoma Industrial Arpt., Radar 1, Amdt. 3, canceled.

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, *effective September 25, 1975:*

Port Huron, Mi.—St. Clair County Int'l Arpt., RNAV Rwy 4, Orig.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, and sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c).)

Issued in Washington, D.C., on August 7, 1975.

JAMES M. VINES,
*Chief,*
*Aircraft Programs Division.*

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 FR 5610) approved by the Director of the Federal Register on May 12, 1969.

[FR Doc.75-21411 Filed 8-14-75;8:45 am]

### Title 20—Employees' Benefits

## CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Reg. No. 16]

## PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED (1974.....)

### Representation of Parties; Administrative Review of Action With Respect to Attorney Fees

On May 20, 1975, there were published in the FEDERAL REGISTER (40 FR 21986), a notice of proposed rulemaking and a proposed amendment to Subpart 0 of Regulations No. 16. The proposed amendment provides for administrative review of actions with respect to attorney fees subsequent to the expiration of the time limitation for requesting such review.

At present, Regulations No. 16 precludes any administrative review of a fee determination upon failure on the part of either the representative or the claimant to request such review within the prescribed 30-day time limit under any circumstances. The proposed amendment would make the provision in Regulations No. 16 conform exactly to the provision of Regulations No. 4, which permits review upon a requester's showing of good cause for not filing the request timely and includes examples of what constitutes "good cause."

Interested parties were given 30 days within which to submit data, views, and arguments. No data, views, or arguments were received. Therefore, the proposed amendment is hereby adopted with a minor clarification in the first sentence of paragraph (d)(2), and is set forth below.

Section 416.1510 of Chapter III of Title 20 of the Code of Federal Regulations is amended by revising paragraph (d) and adding paragraph (e) to read as follows:

§ 416.1510 **Fee for services performed for an individual before the Social Security Administration.**

• • • • • •

(d) *Administrative review of fee authorization.* (1) *Request timely filed.*

Administrative review of a fee authorization will be granted if either the representative or the claimant files a written request for such review at an office of the Social Security Administration within 30 days after the date of the notice of the fee authorization. The party requesting the review shall send a copy of the request to the other party. An authorized official of the Social Security Administration who did not participate in the fee authorization in question will review the authorization. Written notice of the decision made on the administrative review shall be mailed to the representative and the claimant at their last known addresses.

(2) *Request not timely filed.* Where the representative or the claimant files a request for administrative review, in accordance with paragraph (d)(1) of this section, but files such request more than 30 days after the date of the notice of the fee authorization, the person making the request shall state in writing the reasons why it was not filed within the 30-day period. The Social Security Administration will grant the review only if it determines that there was good cause for not filing the request timely. For purposes of this section, "good cause" is defined as any circumstance or event which would prevent the representative or the claimant from filing the request for review within such 30-day period or would impede his efforts to do so. Examples of such circumstances include the following:

(i) The representative or claimant was seriously ill or had a physical or mental impairment and such illness prevented him from contacting the Social Security Administration in person or in writing;

(ii) There was a death or serious illness in the individual's family;

(iii) Pertinent records were destroyed by fire or other accidental cause;

(iv) The representative or claimant was furnished incorrect or incomplete information by the Social Security Administration about his right to request review;

(v) The individual failed to receive timely notice of the fee authorization;

(vi) The individual transmitted the request to another government agency in good faith within such 30-day period and the request did not reach the Social Security Administration until after such period had expired.

(e) *Payment of fees.* The Social Security Administration assumes no responsibility for the payment of a fee for services rendered for an individual in any proceeding under title XVI of the Act before the Social Security Administration (see § 416.1525).

(Secs. 1102 and 1631(d) of the Social Security Act; 49 Stat. 647, as amended, and 86 Stat. 1476; (42 U.S.C. 1302 and 1383(d)))

*Effective date.* This amendment is effective August 15, 1975.

(Catalog of Federal Domestic Assistance Program No. 13.807, Supplemental Security Income Program.)

(It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.)

Dated: July 17, 1975.

J. B. CARDWELL,
*Commissioner of Social Security.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

[FR Doc.75-21521 Filed 8-14-75;8:45 am]

## CHAPTER V—MANPOWER ADMINISTRATION, DEPARTMENT OF LABOR

## PART 602—COOPERATION OF THE UNITED STATES TRAINING AND EMPLOYMENT SERVICE AND STATES IN ESTABLISHING AND MAINTAINING A NATIONAL SYSTEM OF PUBLIC EMPLOYMENT OFFICES

### Wage Rates for Temporary Foreign Agricultural Labor

On June 26, 1975, the Manpower Administration of the Department of Labor published a notice of proposed rulemaking in the FEDERAL REGISTER (40 FR 27050) proposing to revise the wage rates at 20 CFR 602.10b(a)(1), which are applicable to the importation of aliens for certain temporary agricultural work. Interested persons were given 32 days in which to file written statements of data, views, or arguments regarding the proposed amendment. Substantive comments have been received concerning the proposed rates.

Several comments were received from employers and employer associations in West Virginia. These comments generally suggested that the proposed rate was too high compared to the rate established by the Department of Labor in 1974. This suggestion is rejected as the proposed rate is intended to reflect the annual percentage change in the hourly farm wage rate in West Virginia as determined by the latest available data of the United States Department of Agriculture.

Comments were also received regarding the proposed rate of $2.84 for Florida sugar cane. Comments were received from the Migrant Legal Action Program, Inc., the Florida Rural Legal Services, Inc., and the Florida Sugar Cane League, Inc.

The Migrant Legal Action Program, Inc., proposed a formula methodology which for Florida would result in a rate of $3.49 per hour (stated as $3.48 in their July 28, 1975, submission). Such a rate is determined by using average piece rate earnings and increasing it by the Consumer Price Index. The Florida Rural Legal Services, Inc., proposal utilized a formula virtually the same as that suggested by the Migrant Legal Action Program, Inc. The Department considers it inappropriate to impose, as a floor rate, average earnings in an industry which relies on an incentive wage system. In addition, the Consumer Price Index has not traditionally been used by the Department in making wage rate determinations.

The Florida Sugar Cane League, Inc., has proposed at various times, a $2.59 rate, a $2.60 rate, and a $2.50 rate. The $2.59 rate was arrived at by increasing last year's $2.45 rate by the 5.5 percent "wage-price control" standard. There is no "wage-price control" standard in Federal law and this proposal bears no relevant relationship to the actual wage changes occuring in Florida agriculture. The $2.60 rate is apparently a rounding off of the $2.59 rate although the League did not provide any rationale for that rate. The $2.50 rate was arrived at through a multi-step formula that resulted in only a five cent, or approximately two percent, increase over the rate used for the 1974–75 harvest season. In view of the fact that USDA data indicates that farm wages in Florida have increased about 16 percent, this two percent increase would not contribute towards preventing an adverse effect on the prevailing wage rates paid to U.S. workers similarly employed.

Comments received from the Farm Worker Division, Neighborhood Legal Services, Inc., Hartford, Connecticut, primarily indicated a concern that the Connecticut and Massachusetts rates were not high enough to make agricultural employment "attractive" to domestic workers. However, no alternatives were suggested to the methodology utilized or to the rates computed by the Department of Labor.

The approach utilized by the Secretary for determining these rates was consistent with the approach used since 1968. As explained in the June 26, 1975, notice of proposed rulemaking published in the FEDERAL REGISTER (40 FR 27050) the prior year's rate was adjusted by the percentage change in the USDA hourly farm wage rate. After weighing all the evidence, this method is deemed to be appropriate for protecting the public interest defined by the statute and regulations.

Accordingly, the amendment as proposed is hereby adopted and the adverse effect rates set forth herein shall become effective September 15, 1975, except with respect to the adverse effect rate for Florida sugar cane which is effective upon signature of this amendment. The need for immediate implementation of the Florida sugar cane rate is necessitated by requests now pending with the Department for certification for the importation of alien workers for the imminent planting of sugar cane. The rate set forth in this amendment is also used in the recruitment of U.S. workers for this work. Delay in the effective date of this rate will have an adverse effect on these U.S. workers. In addition, the employer organizations have actual notice of this rulemaking.

As indicated above, the rates shall become effective 30 days after publication in the FEDERAL REGISTER (September 15, 1975), except the rate for Florida sugar cane which is effective August 12, 1975.

Section 602.10b(a)(1) is amended as follows:

**§ 602.10b Wage rates.**

(a)(1) Except as otherwise provided in this section, the following hourly wage rates (which have been found to be the rates necesary to prevent adverse effect upon U.S. workers) shall be offered to agricultural workers in accordance with § 602.10a(j):

| State: | Rate |
|---|---|
| Connecticut | $2.39 |
| Florida (sugar cane only) | 2.84 |
| Maine | 2.46 |
| Maryland | 2.36 |
| Massachusetts | 2.34 |
| New Hampshire | 2.58 |
| New York | 2.49 |
| Vermont | 2.54 |
| Virginia | 2.52 |
| West Virginia | 2.48 |

• • • • •

(5 U.S.C. 1184; 8 CFR 214.2(h))

Signed at Washington, D.C. this 12th day of August, 1975.

WILLIAM H. KOLBERG,
*Assistant Secretary for Manpower.*

[FR Doc.75-21495 Filed 8-14-75;8:45 am]

## Title 26—Internal Revenue

## CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 7370]

## PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

## PART 20—ESTATE TAX; ESTATES OF DECEDENTS DYING AFTER AUGUST 16, 1954

## PART 25—GIFT TAX; GIFTS MADE AFTER DECEMBER 31, 1954

### Valuation of Remainder Interests in Real Property

*Preamble.* By a notice of proposed rule making appearing in the FEDERAL REGISTER for Friday, December 28, 1973 (38 FR 35482), amendments to the Income Tax Regulations (26 CFR Part 1), the Estate Tax Regulations (26 CFR Part 20), and the Gift Tax Regulations (26 CFR Part 25) under sections 170, 2031, and 2512 of the Internal Revenue Code of 1954 were proposed in order to provide regulations under section 170(f)(4) of the Internal Revenue Code of 1954 and to delete certain regulations under sections 2031 and 2512 of such Code.

Frequently, a person will give to a charity real property that is subject to use by the donor or another person (or persons) during the life of the donor or the life (or lives) of the other person (or persons), or for a specified number of years. In such cases the gift that is made to the charity is called a remainder interest. If the charity to which the gift is given qualifies under section 170 of the Internal Revenue Code of 1954, the donor may take a deduction for the value of the remainder interest. Section 170(f)(4) of the Internal Revenue Code of 1954, as added by section 201(a) of the Tax Reform Act of 1969, relates to the valuation of a remainder interest in real property for purposes of section 170 of the Code, relating to charitable contributions. This document adds § 1.170A-12 to the Income Tax Regulations (26 CFR Part 1) in order to provide regulations under such section 170(f)(4).

As a result of comments from the public on the notice, consideration was given to the inclusion in the final regulations of tables to contain actuarial factors for the valuation of remainder interests following more than one life or a term certain concurrent with one or more lives. Unfortunately, even when limited to the usual male-female combination and to relatively short ranges of ages for the individuals and useful lives for the donated property, such tables would be so voluminous that their inclusion would be impractical. For example, separate tables would have to be provided to reflect the actuarial factors of combining two lives and two sexes and to reflect those factors together with depreciation, in the case of depreciable property.

In lieu of the requested tables, a formula has been inserted through the use of which special factors may be obtained with which the value of remainder interests following two lives may be computed. The formula will not produce special factors for use in situations involving more than two lives or a term certain concurrent with one or more lives. However, in those cases as well as in the case of remainder interests following two lives, the special factors needed will be furnished by the Commissioner upon the request of the donor where required in the case of an actual contribution.

The valuation of a remainder interest in depletable property is usually a factual matter to be determined by engineers or similar experts and cannot normally be decided on a purely actuarial basis. Proposed § 1.170A-12(e) has accordingly been amended to indicate that actuarial factors will not be furnished in the case of contributions of remainder interests in such property. Further, § 1.170A-12(a)(2) was amended to make clear that in the case of a contribution of real property consisting of a combination of both depletable and nondepletable property, an allocation of the fair market value of the property at the time of the contribution should be made between the depletable and nondepletable property, and depletion should be taken into account only with respect to the depletable property.

*Adoption of amendments to the regulations.* By a notice of proposed rule making appearing in the FEDERAL REGISTER for Friday, December 28, 1973 (38 FR 35482), amendments to the Income Tax Regulations (26 CFR Part 1) under section 170 of the Internal Revenue Code of 1954, the Estate Tax Regulations (26 CFR Part 20) under section 2031 of such Code, and the Gift Tax Regulations (26 CFR Part 25) under section 2512 of such Code were proposed in order to provide regulations under section 170(f)(4) of such Code, as added thereto by section 201(a)(1) of the Tax Reform Act of 1969 (83 Stat. 549, 557), and in order to delete certain regulations under sections 2031 and 2512 of such Code. After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the amendment of the regulations as proposed is hereby adopted, subject to the changes set forth below.

Section 1.170A-12, as set forth in paragraph 1 of the appendix to the notice of proposed rule making, is changed by revising paragraphs (a)(2) and (3), (b)(1), so much of (c) as precedes the example, and (e) thereof. These revised provisions read as set forth below.

(Secs. 170(f)(4) (83 Stat. 557; 26 U.S.C. 170(f)(4)) and 7805 (68A Stat. 917; 26 U.S.C. 7805) of the Internal Revenue Code of 1954)

DONALD C. ALEXANDER,
*Commissioner of Internal Revenue.*

Approved: July 10, 1975.

FREDERIC W. HICKMAN,
*Assistant Secretary of the Treasury.*

Parts 1, 20, and 25 of 26 CFR Chapter I are amended as follows:

## PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

PARAGRAPH 1. The following new section is inserted immediately after § 1.170A-11:

**§ 1.170A-12 Valuation of a remainder interest in real property for contributions made after July 31, 1969.**

(a) *In general.* (1) Section 170(f)(4) provides that, in determining the value of a remainder interest in real property for purposes of section 170, depreciation and depletion of such property shall be taken into account. Depreciation shall be computed by the straight line method and depletion shall be computed by the cost depletion method. Section 170(f)(4) and this section apply only in the case of a contribution, not made in trust, of a remainder interest in real property made after July 31, 1969, for which a deduction is otherwise allowable under section 170.

(2) In the case of the contribution of a remainder interest in real property consisting of a combination of both depreciable and nondepreciable property, or of both depletable and nondepletable property, and allocation of the fair market value of the property at the time of the contribution shall be made between the depreciable and nondepreciable property, or the depletable and nondepletable property, and depreciation or depletion shall be taken into account only with respect to the depreciable or depletable property. The expected value at the end of its "estimated useful life" (as defined in paragraph (d) of this section) of that part of the remainder interest consisting of depreciable property shall be considered to be nondepreciable property for purposes of the required allocation. In the case of the contribution of a remainder interest in stock in a cooperative







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housing corporation (as defined in section 216(b)(1)), an allocation of the fair market value of the stock at the time of the contribution shall be made to reflect the respective values of the depreciable and nondepreciable property underlying such stock, and depreciation on the depreciable part shall be taken into account for purposes of valuing the remainder interest in such stock.

(3) If the remainder interest that has been contributed follows only one life, the value of the remainder interest shall be computed under the rules contained in paragraph (b) of this section. If the remainder interest that has been contributed follows a term for years, the value of the remainder interest shall be computed under the rules contained in paragraph (c) of this section. If the remainder interest that has been contributed is dependent upon the continuation or the termination of more than one life or upon a term certain concurrent with one or more lives, the provisions of paragraph (e) of this section shall apply. In every case where it is provided in this section that the rules contained in paragraph (d) of § 25.2512–9 of this chapter (Gift Tax Regulations) apply, such rules shall apply notwithstanding the general effective date for such rules contained in paragraph (a) of such section. In some cases, a reduction in the amount of a charitable contribution of a remainder interest, after the computation of its value under section 170(f)(4) and this section, may be required. See section 170(e) and § 1.170A–4.

(b) *Valuation of a remainder interest following only one life*—(1) *General rule.* The value of a remainder interest in real property following only one life shall be determined under the rules provided in paragraph (d) of § 25.2512–9 of this chapter (Gift Tax Regulations), using Table A(1) or A(2) (whichever is appropriate) contained in paragraph (f) of such section. However, if any part of the real property is subject to exhaustion, wear and tear, or obsolescence, in valuing the remainder interest in that part the factor determined under subparagraph (2) of this paragraph shall be subtracted from the appropriate figure in column 4 of Table A(1) or A(2) in paragraph (f) of § 25.2512–9 of this chapter (Gift Tax Regulations) before such figure is used in paragraph (d) of such section. Further, if any part of the property is subject to depletion of its natural resources, such depletion shall be taken into account in determining the value of the remainder interest.

(2) *Computation of depreciation adjustment factor.* Computations under this subparagraph are based upon Tables C (1) and C(2), contained in paragraph (f) of this section, which reflect interest at the rate of 6 percent a year compounded annually, life contingencies determined (as to each male and female life involved) from the values of lx that are set forth in columns 2 and 3, respectively of Table LN of paragraph (f) of § 20.2031–10 of this chapter (Estate Tax Regulations), and depreciation on a straight line basis. Table C(1) is to be used when the person upon whose life the interest is based is a male, and Table C(2) is to be used when such person is a female. The factor determined under this subparagraph is the amount determined by dividing (i) the difference between (*a*) the R-factor in column 2 of Table C(1) or C(2) (whichever is appropriate) opposite the initial age of the life tenant in column 1 and (*b*) the R-factor in column 2 of such table opposite the terminal age in column 1, by (ii) the product of (*a*) the estimated useful life of the depreciable property and (*b*) the D-factor in column 3 of such table opposite the initial age of the life tenant in column 1. For purposes of this subdivision, the "initial age" of a life tenant is his age at his birthday nearest the date of the contribution of the remainder interest, and the "terminal age" is 110 or the sum of the initial age of the life tenant and the estimated useful life of the depreciable property, if that sum is less than 110. The factor determined under this subdivision is carried to the fifth decimal place.

(3) *Example.* In 1972 A, who is 62, donates to Y University a remainder interest in his personal residence, consisting of a house and land, subject to a reserved life estate in himself. At the time of the gift the land has a value of $7,000 and the house has a value of $25,000 with an estimated useful life of 45 years, at the end of which the value of the house is expected to be $5,000. The portion of the property considered to be depreciable is $20,000 (the value of the house ($25,000) less its expected value at the end of 45 years). The portion of the property considered to be nondepreciable is $12,000 (the value of the land at the time of the gift ($7,000) plus the expected value of the house at the end of 45 years ($5,000)). The initial age of the life tenant is 62 and the terminal age is 107 (62 plus 45). The R-factors for ages 62 and 107 are 9834.7092 and .004154752, respectively, and the D-factor for age 62 is 1896.885. The adjustment factor computed under subparagraph (2) of this paragraph is 0.11521 (9834.7092 less .004154752, divided by 45 x 1896.885). The figure in column 4 of table A(1) of paragraph (f) of § 25.2512–9 opposite age 62 in column 1 is 0.47679. The value of the entire remainder interest is, therefore, $7,231.60 ($20,000 times (0.47679 less 0.11521)) plus $5,721.48 (0.47679 times $12,000), or $12,953.08.

(c) *Valuation of a remainder interest following a term for years.* The value of a remainder interest in real property following a term for years shall be determined under the rules provided in paragraph (d) of § 25.2512–9 of this chapter (Gift Tax Regulations) using Table B provided in paragraph (f) of such section. However, if any part of the real property is subject to exhaustion, wear and tear, or obsolescence, in valuing the remainder interest in that part the value of such part is adjusted by subtracting from the value of such part the amount determined by multiplying such value by a fraction, the numerator of which is the number of years in the term or, if less, the estimated useful life of the property, and the denominator of which is the estimated useful life of the property. The resultant figure is the value of the property to be used in paragraph (d) of § 25.2512–9 of this chapter (Gift Tax Regulations). Further, if any part of the property is subject to depletion of its natural resources, such depletion shall be taken into account in determining the value of the remainder interest. The provisions of this paragraph as it relates to depreciation are illustrated by the following example:

*Example.* In 1972, B donates to Z University a remainder interest in his personal residence, consisting of a house and land, subject to a 20 year term interest provided for his sister. At such time the house has a value of $60,000, and an expected useful life of 45 years, at the end of which time it is expected to have a value of $10,000, and the land has a value of $8,000. The value of the portion of the property considered to be depreciable is $50,000 (the value of the house ($60,000) less its expected value at the end of 45 years ($10,000)), and this is multiplied by the fraction 2%5. The product, $22,222.22, is subtracted from $68,000, the value of the entire property, and the balance, $45,777.78, is multiplied by the factor .311805 (see Table B of § 25.2512–9(f)). The result, $14,273.74, is the value of the remainder interest in the property.

(d) *Definition of estimated useful life.* For the purposes of this section, the determination of the estimated useful life of depreciable property shall take account of the expected use of such property during the period of the life estate or term for years. The term "estimated useful life" means the estimated period (beginning with the date of the contribution) over which such property may reasonably be expected to be useful for such expected use. This period shall be determined by reference to the experience based on any prior use of the property for such purposes if such prior experience is adequate. If such prior experience is inadequate or if the property has not been previously used for such purposes, the estimated useful life shall be determined by reference to the general experience of persons normally holding similar property for such expected use, taking into account present conditions and probable future developments. The estimated useful life of such depreciable property is not limited to the period of the life estate or term for years preceding the remainder interest. In determining the expected use and the estimated useful life of the property, consideration is to be given to the provisions of the governing instrument creating the life estate or term for years or applicable local law, if any, relating to use, preservation, and maintenance of the property during the life estate or term for years. In arriving at the estimated useful life of the property, estimates, if available, of engineers or other persons skilled in estimating the useful life of similar property may be taken into account. At the option of the taxpayer, the estimated useful life of property contributed after December 31, 1970, for purposes of this section, shall be an asset depreciation period selected by the taxpayer that is within the permissible asset depreciation range for the relevant asset guideline class established pursuant to § 1.167(a)–11(b)(4)(ii). For purposes of the preceding sentence, such period, range, and class shall be those which are in effect at the time that the contribution of the remainder interest was made. At the option of the taxpayer, in the case of property contributed before January 1, 1971, the estimated useful life, for purposes of this section, shall be the guideline life provided in Revenue Procedure 62–21 for the relevant asset guideline class.

(e) *Valuation of a remainder interest following more than one life or a term certain concurrent with one or more lives.* (1) If the valuation of the remainder interest in the real property is dependent upon the continuation or the termination of more than one life or upon a term certain concurrent with one or more lives, a special factor must be used. The special factor is to be computed on the basis of (*a*) interest at the rate of 6 percent a year, compounded annually, (*b*) life contingencies determined, as to each male and female life involved, from the values of lx that are set forth in columns 2 and 3, respectively, of Table LN of paragraph (f) of § 20.2031–10 of this chapter (Estate Tax Regulations), and (*c*) if depreciation is involved, the assumption that the property depreciates on a straight line basis over its estimated useful life. If any part of the property is subject to depletion of its natural resources, such depletion must be taken into account in determining the value of the remainder interest.

(2) In the case of the valuation of a remainder interest following two lives, the special factor may be obtained through use of the following formula:

$$1.03\cdot\sum_{t=0}^{n-1} v^{(t+1)}\cdot\left[\left(1-\frac{l_{x+t+1}}{l_x}\right)\cdot\left(1-\frac{l_{y+t+1}}{l_y}\right)-\left(1-\frac{l_{x+t}}{l_x}\right)\cdot\left(1-\frac{l_{y+t}}{l_y}\right)\right]\cdot\left(1-\frac{1}{2n}-\frac{t}{n}\right)$$

Where:

$n$ = Estimated years of useful life.
$v = 1/1.06$.
$x$ and $y$ = Ages of the life tenants.
$l_x$ and $l_y$ = Number of persons living at ages $x$ and $y$ as set forth in Table LN of § 20.2031–10(f) of this chapter (Estate Tax Regulations).

(3) Notwithstanding that the taxpayer may be able to compute the special factor in certain cases under paragraph (2), if a special factor is required in the case of an actual contribution, the Commissioner will furnish the factor to the donor upon request. The request must be accompanied by a statement of the sex and date of birth of each person the duration of whose life may affect the value of the remainder interest, copies of the relevant instruments, and, if depreciation is involved, a statement of the estimated useful life of the depreciable property. However, since remainder interests in that part of any property which is depletable cannot be valued on a purely actuarial basis, special factors will not be furnished with respect to such part. Requests should be forwarded to the Commissioner of Internal Revenue, Attention: E:A:G, Washington, D.C. 20224.

(f) *Tables for computation of depreciation adjustment factor.* The following tables shall be used in the application of the provisions of paragraph (b) of this section:

TABLE C(1)—TABLE, SINGLE LIFE, MALE, 6 PERCENT, SHOWING COMMUTATION FACTORS FOR REDUCING ASSURANCES

| (1) Age | (2) R-factors, male ($R_x-0.5\bar{M}_x$) | (3) D-factors, male ($D_x$) |
|---|---|---|
| 0 | 145253.043 | 100000 |
| 1 | 140373.057 | 91591.51 |
| 2 | 136989.019 | 86250.44 |
| 3 | 133733.646 | 81275.15 |
| 4 | 130561.352 | 76606.55 |
| 5 | 127451.464 | 72217.27 |
| 6 | 124391.771 | 68085.09 |
| 7 | 121374.816 | 64192.64 |
| 8 | 118394.852 | 60525.84 |
| 9 | 115446.949 | 57070.85 |
| 10 | 112526.924 | 53815.30 |
| 11 | 109631.234 | 50747.02 |
| 12 | 106757.944 | 47853.18 |
| 13 | 103907.248 | 45122.01 |
| 14 | 101081.810 | 42541.39 |
| 15 | 98286.156 | 40102.09 |
| 16 | 95525.472 | 37795.55 |
| 17 | 92804.488 | 35615.70 |
| 18 | 90127.085 | 33555.58 |
| 19 | 87495.905 | 31610.59 |
| 20 | 84912.301 | 29774.55 |
| 21 | 82377.175 | 28041.83 |
| 22 | 79891.020 | 26406.83 |
| 23 | 77453.310 | 24865.77 |
| 24 | 75062.105 | 23414.31 |
| 25 | 72714.179 | 22048.89 |
| 26 | 70405.571 | 20764.57 |
| 27 | 68132.728 | 19556.04 |
| 28 | 65892.891 | 18418.19 |
| 29 | 63683.989 | 17346.49 |
| 30 | 61504.811 | 16336.06 |
| 31 | 59354.718 | 15383.45 |
| 32 | 57233.131 | 14485.26 |
| 33 | 55139.672 | 13638.15 |
| 34 | 53074.137 | 12839.15 |
| 35 | 51038.460 | 12085.34 |
| 36 | 49036.815 | 11373.90 |
| 37 | 47065.579 | 10702.30 |
| 38 | 45093.283 | 10068.11 |
| 39 | 43170.633 | 9469.050 |
| 40 | 41278.574 | 8902.830 |
| 41 | 39418.241 | 8367.528 |
| 42 | 37590.819 | 7861.360 |
| 43 | 35797.513 | 7382.665 |
| 44 | 34039.536 | 6929.893 |
| 45 | 32318.082 | 6501.600 |
| 46 | 30634.317 | 6096.428 |
| 47 | 28989.362 | 5713.143 |
| 48 | 27384.507 | 5350.109 |
| 49 | 25821.319 | 5006.012 |
| 50 | 24301.552 | 4679.608 |
| 51 | 22827.009 | 4369.957 |
| 52 | 21399.306 | 4076.410 |
| 53 | 20019.711 | 3798.448 |
| 54 | 18689.039 | 3535.667 |
| 55 | 17407.687 | 3287.543 |
| 56 | 16175.895 | 3053.387 |
| 57 | 14993.447 | 2832.462 |
| 58 | 13860.746 | 2623.802 |
| 59 | 12778.075 | 2426.474 |
| 60 | 11745.9258 | 2239.835 |
| 61 | 10764.7296 | 2063.605 |
| 62 | 9834.7092 | 1896.885 |
| 63 | 8955.8177 | 1739.959 |
| 64 | 8127.7362 | 1592.366 |
| 65 | 7349.8971 | 1453.778 |
| 66 | 6621.5547 | 1323.833 |
| 67 | 5941.8017 | 1202.207 |
| 68 | 5309.5643 | 1088.586 |
| 69 | 4723.5741 | 982.7387 |
| 70 | 4182.3827 | 884.3534 |
| 71 | 3684.4221 | 793.1111 |
| 72 | 3228.0379 | 708.6716 |
| 73 | 2811.5265 | 630.6817 |
| 74 | 2433.1585 | 558.7943 |
| 75 | 2091.1854 | 492.6830 |
| 76 | 1783.8091 | 432.0985 |
| 77 | 1509.1690 | 376.7716 |
| 78 | 1265.3907 | 326.3874 |
| 79 | 1050.6431 | 280.6000 |
| 80 | 863.1739 | 239.1395 |

TABLE C(2)—TABLE, SINGLE LIFE, FEMALE, 6 PERCENT, SHOWING COMMUTATION FACTORS FOR REDUCING ASSURANCES

| (1) Age | (2) R-factors, female ($R_x-0.5\bar{M}_x$) | (3) D-factors, female ($D_x$) |
|---|---|---|
| 0 | 112147.489 | 100000 |
| 1 | 108626.810 | 92211.32 |
| 2 | 106273.251 | 86853.86 |
| 3 | 104030.084 | 81861.20 |
| 4 | 101854.413 | 77172.89 |
| 5 | 99729.210 | 72761.28 |
| 6 | 97644.844 | 68606.76 |
| 7 | 95593.729 | 64694.76 |
| 8 | 93569.927 | 61008.32 |
| 9 | 91569.008 | 57534.90 |
| 10 | 89587.549 | 54266.90 |
| 11 | 87622.782 | 51174.25 |
| 12 | 85673.049 | 48253.68 |
| 13 | 83737.726 | 45517.71 |
| 14 | 81817.163 | 42936.64 |
| 15 | 79912.068 | 40481.39 |
| 16 | 78023.642 | 38173.06 |
| 17 | 76153.112 | 35994.50 |
| 18 | 74301.326 | 33938.50 |
| 19 | 72468.804 | 31998.62 |
| 20 | 70655.459 | 30168.98 |
| 21 | 68860.981 | 28443.06 |
| 22 | 67085.184 | 26815.04 |
| 23 | 65327.845 | 25279.41 |
| 24 | 63588.577 | 23831.21 |
| 25 | 61866.973 | 22465.26 |
| 26 | 60162.732 | 21176.94 |
| 27 | 58475.638 | 19961.65 |
| 28 | 56805.449 | 18815.51 |
| 29 | 55152.082 | 17734.06 |
| 30 | 53515.692 | 16713.88 |
| 31 | 51896.180 | 15751.65 |
| 32 | 50294.084 | 14842.59 |
| 33 | 48709.496 | 13985.34 |
| 34 | 47142.594 | 13176.48 |
| 35 | 45593.548 | 12413.21 |
| 36 | 44062.584 | 11692.60 |
| 37 | 42549.965 | 11013.09 |
| 38 | 41056.041 | 10371.35 |
| 39 | 39581.280 | 9765.438 |
| 40 | 38126.196 | 9193.330 |
| 41 | 36691.326 | 8653.050 |
| 42 | 35277.267 | 8142.748 |
| 43 | 33884.615 | 7660.777 |
| 44 | 32513.914 | 7205.585 |
| 45 | 31165.654 | 6775.709 |
| 46 | 29840.273 | 6369.787 |
| 47 | 28538.255 | 5986.260 |
| 48 | 27260.122 | 5623.992 |
| 49 | 26006.440 | 5281.599 |
| 50 | 24777.838 | 4957.993 |
| 51 | 23574.959 | 4652.052 |
| 52 | 22398.448 | 4362.830 |
| 53 | 21248.818 | 4089.577 |
| 54 | 20126.375 | 3831.603 |
| 55 | 19031.217 | 3588.229 |







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| (1) Age | (2) R-factors, female ($R_x-0.5M_x$) | (3) D-factors, female ($D_x$) |
|---|---|---|
| 56 | 17963.359 | 3358.600 |
| 57 | 16922.8834 | 3141.845 |
| 58 | 15910.0402 | 2936.994 |
| 59 | 14925.3392 | 2743.115 |
| 60 | 13969.4983 | 2559.440 |
| 61 | 13043.2292 | 2385.367 |
| 62 | 12147.5668 | 2220.479 |
| 63 | 11282.8427 | 2064.402 |
| 64 | 10449.5082 | 1916.814 |
| 65 | 9648.1181 | 1777.371 |
| 66 | 8878.5764 | 1645.693 |
| 67 | 8141.1407 | 1521.271 |
| 68 | 7436.0588 | 1403.608 |
| 69 | 6763.6937 | 1292.184 |
| 70 | 6124.4984 | 1186.608 |
| 71 | 5518.8063 | 1086.657 |
| 72 | 4947.1654 | 992.1402 |
| 73 | 4409.5306 | 902.7950 |
| 74 | 3906.1530 | 818.3610 |
| 75 | 3437.1458 | 738.6324 |
| 76 | 3002.4521 | 663.6012 |
| 77 | 2601.7796 | 593.2002 |
| 78 | 2234.7447 | 527.1455 |
| 79 | 1901.0042 | 465.1352 |
| 80 | 1600.1931 | 407.0381 |
| 81 | 1331.8528 | 352.7169 |
| 82 | 1095.2881 | 302.3326 |
| 83 | 889.3084 | 256.2602 |
| 84 | 712.0480 | 214.9291 |
| 85 | 561.1138 | 178.4800 |
| 86 | 434.3257 | 145.7751 |
| 87 | 329.80933 | 116.8797 |
| 88 | 245.40166 | 91.86187 |
| 89 | 178.71726 | 70.65006 |
| 90 | 127.27025 | 53.07590 |
| 91 | 88.87159 | 38.89263 |
| 92 | 60.22702 | 27.76510 |
| 93 | 40.02735 | 19.30423 |
| 94 | 26.01874 | 13.07931 |
| 95 | 16.553384 | 8.648357 |
| 96 | 10.306376 | 5.596276 |
| 97 | 6.278518 | 3.541739 |
| 98 | 3.736409 | 2.190198 |
| 99 | 2.170366 | 1.322016 |
| 100 | 1.2291974 | .7780440 |
| 101 | .6779749 | .4459687 |
| 102 | .3636914 | .2486846 |
| 103 | .1894337 | .1347540 |
| 104 | .09557119 | .07067322 |
| 105 | .04650173 | .03613801 |
| 106 | .02162313 | .01784345 |
| 107 | .009393422 | .008521467 |
| 108 | .003559807 | .03931504 |
| 109 | .0008503560 | .001750247 |
| 110 | 0 | 0 |

## PART 20—ESTATE TAX; ESTATES OF DECEDENTS DYING AFTER AUGUST 16, 1954

§ 20.2031–11 [Deleted]

PAR. 2. Section 20.2031–11, of which the title only appears, is deleted.

## PART 25—GIFT TAX; GIFTS MADE AFTER DECEMBER 31, 1954

§ 25.2512–10 [Deleted]

PAR. 3. Section 25.2512–10, of which the title only appears, is deleted.

[FR Doc.75–18357 Filed 8–14–75;8:45 am]

### Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 416–2; PP 5F1583/R43]

## PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

### Tetraethyl Pyrophosphate

On February 27, 1975, notice was given (40 FR 5379) that Miller Chemical & Fertilizer Corp., PO Box 333, Hanover PA 17331, had filed a pesticide petition (PP 5F1583) with the Environmental Protection Agency (EPA). This petition proposed that 40 CFR 180.347 be amended by establishing a tolerance for residues of the insecticide tetraethyl pyrophosphate in or on alfalfa grown for seed at 0.01 part per million. Miller Chemical & Fertilizer subsequently amended the petition by changing "alfalfa grown for seed" to read "alfalfa (fresh and hay)".

The data submitted in the petition and other relevant material have been evaluated, and the pesticide is considered useful for the purpose for which the tolerance is sought. There is no reasonable expectation of residues in eggs, meat, milk, or poultry and § 180.6(a)(3) applies. The tolerance will protect the public health.

Any person adversely affected by this regulation may on or before September 15, 1975, file written objections with the Hearing Clerk, Environmental Protection Agency, 401 M Street, SW, East Tower, Room 1019, Washington DC 20460. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed to be objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

Effective August 15, 1975, Part 180, Subpart C, is amended by revising § 180.347.

Dated: August 4, 1975.

EDWIN L. JOHNSON,
*Deputy Assistant Administrator for Pesticide Programs.*

(Sec. 408(d)(2) of the Federal Food, Drug and Cosmetic Act (21 U.S.C.346a(d)(2)))

Section 180.347 is revised to read as follows:

**§ 180.347 Tetraethyl pyrophosphate: tolerances for residues.**

Tolerances are established for negligible residues of the insecticide tetraethyl pyrophosphate in or on the raw agricultural commodities alfalfa (fresh and hay), apples, cabbage, cauliflower, oranges, peaches, and potatoes at 0.01 part per million.

[FR Doc.75–21372 Filed 8–14–75;8:45 am]

### Title 46—Shipping

### CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 74–225]

## PART 146—TRANSPORTATION OR STORAGE OF EXPLOSIVES OR OTHER DANGEROUS ARTICLES OR SUBSTANCES AND COMBUSTIBLE LIQUIDS ON BOARD CARGO VESSELS

### Unslaked Lime; Bulk Transportation Requirements

**● The purpose of these amendments to Part 146 of Title 46, Code of Federal Regulations, is to allow the transportation of unslaked lime in bulk on double skin barges. ●**

Interested persons were afforded an opportunity to participate in this rule-making by a notice of proposed rulemaking that was published in the FEDERAL REGISTER (40 FR 4319) on January 29, 1975, and by a public hearing that was held on February 25, 1975. Four comments were received, one oral and three written, each of which endorsed the amendments as proposed.

In consideration of the foregoing, 46 CFR Part 146 is amended as follows:

1. By adding a new § 146.27–29, reading as follows:

**§ 146.27–29 Unslaked lime in bulk.**

(a) Unslaked lime may be transported in bulk in unmanned, all steel, double skin barges equipped with weather tight hatches or covers, if no other article is transported in these barges at the same time.

(b) The originating shipping order and transfer shipping paper requirement in § 146.05–12 and the dangerous cargo manifest requirement in § 146.06–12 do not apply to the transportation of unslaked lime under paragraph (a) of this section.

**§ 146.27–100 [Amended]**

2. By adding to § 146.27–100, "Table K—Classifications: Hazardous articles," under "Lime, unslaked" in column 4, "Required conditions for transportation—Cargo vessel", after the words "(See Note in columns 5, 6, and 7.)", the following:

"See § 146.27–29 Unslaked lime in bulk."

((46 U.S.C. 170) (49 U.S.C. 1655(b)(1)), 49 CFR 1.46(b)).

*Effective date.* These amendments become effective on September 15, 1975, however, immediate compliance is authorized.

Dated: August 11, 1975.

O. W. SILER,
*Admiral, U.S. Coast Guard, Commandant.*

[FR Doc.75–21494 Filed 8–14–75;8:45 am]

### Title 47—Telecommunication

### CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75–955]

## PART 0—COMMISSION ORGANIZATION

### Tariff Determination Authority

1. The Commission has reviewed the delegations of authority to the Chief, Common Carrier Bureau and has decided that the public interest would be served by amending § 0.291(d) concerning tariff regulations. That section presently reserves to the Commission: "Authority to determine whether a tariff filed on sixty days notice shall be suspended; or whether a tariff filed on thirty days notice shall be suspended for more than thirty days." We are revising it to read: "Authority to determine whether a tariff shall be suspended".

2. The purpose of this revision is to give the Chief, Common Carrier Bureau discretionary authority, upon consideration of a petition for suspension of a tariff filed on less than 60 days' notice, to direct the carrier to revise the tariff to afford an additional notice period not to exceed 30 days or 60 days in total counting the original notice period. When a petition to suspend is received 14 days before the effective date of a tariff filed on 30 days' notice, the Bureau may have insufficient time to process the petition and responsive pleadings and bring the matter to the Commission for decision before the tariff becomes effective. Where a petition to suspend raises substantial questions, we believe that there is good cause for extending the notice period pursuant to section 203(b) of the Act in order to afford reasonable time for the Bureau and the Commission to consider the petition and associated pleadings.

3. Authority for the adoption of this Order is contained in sections 4 (i) and (j), 5(d) and 203(b) of the Communications Act. Since it relates to internal Commission management, practices and procedure, and because early implementation of this change will expedite the transaction of public business, compliance with the notice and effective date provisions of 5 U.S.C. 553 is not required.

4. Accordingly, *it is ordered*, That effective August 22, 1975 § 0.291(d) of the rules is amended in the manner set forth below.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; (47 U.S.C. 154, 155, 303))

Adopted: August 7, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 0, Subpart B of the Commission's rules and regulations is amended to read as follows:

Section 0.291 introductory text and paragraph (d) are amended to read as follows:

**§ 0.291 Authority delegated.**

The Chief, Common Carrier Bureau, is hereby delegated authority to perform all functions of the Bureau described in § 0.91 with the following exceptions.

• • • • • •

(d) Authority concerning tariff regulations. Authority to determine whether a tariff shall be suspended.

[FR Doc.75–21501 Filed 8–14–75;8:45 am]

[FCC 75–943; Docket No. 20292; RM–2188, RM–2265, RM–2410]

## PART 73—RADIO BROADCAST SERVICES

### Table of Assignments, FM Broadcast Stations

1. The Commission here considers the notice of proposed rule making in this docket, adopted December 11, 1974 (Mimeo No. 29291; 39 FR 44037). The notice proposed an examination of possible assignments to three communities clustered around the contiguous borders of Missouri, Illinois and Kentucky. Joe W. Hebel petitioned for assignment of Channel 252A to Paducah, Kentucky. James S. Fritch, Curtis E. Miller and Roy E. Delancy ("Fritch") sought that channel for Vienna, Illinois. KBOA, Inc. ("KBOA"), licensee of AM Station KREI, Farmington, Missouri, petitions for assignment of Class C Channel 253 to Farmington. The petitions for Channel 252A are mutually exclusive and assignment of Channel 253 to Farmington would preclude an assignment of Channel 252A to Vienna, but not to Paducah. The possibility of assigning Channel 224A to Farmington, so that the Channel 252A assignment could be made to either Paducah or Vienna, was also advanced in the notice.

2. Comments were filed by petitioners Fritch and KBOA. Hebel did not submit any comments even though he requested and was granted an extension for the filing of comments (Mimeo No. 45608). We must, therefore, deny Hebel's request for assignment of Channel 252A to Paducah on the basis of failure to prosecute (notice of proposed rule making, para. 10).

3. In its comments filed January 27, 1975, KBOA stated that it would not apply for the use of a Class A channel if it were assigned to Farmington. It asserts that the available transmitter site area has adverse terrain problems which could result in "shadowing," at Farmington and that a site location that would overcome this difficulty is impossible to locate. Additionally, it alleges that in order to eliminate the "shadowing" problem, the Channel 224A tower would have to be of a height that would constitute an air-hazard.

4. Although the transmitter site for a Channel 253 station would be in the same general area as that for Channel 224A and hence subject to similar air-hazard problems, the greater radiated power from the Channel 253 station could well overcome the adverse terrain conditions even at a lower height. Since it is contrary to our policies to assign a channel in which no interest in developing a station operating on it is shown, we shall not assign Channel 224A to Farmington. There are other reasons, mentioned below, for not making the assignment.

5. In order to make our decision on where to assign Channel 253, we must weigh the relative value of providing a first local service to Vienna as against the value of providing a first FM service to almost 14,000 persons. We believe that the public interest standards in this considerable first FM service require that we grant KBOA's request. Although by doing so we prevent Vienna from receiving its first local assignment, as stated in our decision in Anamosa-Iowa City[1]:

> The regrettable fact is that not every community has been or will be able to have its own assignment. Especially where the demand is great and the supply is limited, difficult choices are presented.

The Roanoke Rapids study[2] submitted by KBOA shows that a Class C channel assignment at Farmington would provide a first FM service to 13,913 persons living in a 1,555 square mile area. The study also shows that a second aural service would be provided to the same population and area.

6. Fritch, the Vienna petitioner, however, did not present data with respect to the first and second aural services that would be provided should his proposal be adopted. He did not comply with the request for these data made in para. 8 of the notice of proposed rule making. A Commission engineering staff study indicated that the 1 mV/m coverage area of an assumed Class A station at Vienna, operating with maximum facilities, would receive a minimum of two and a maximum of six FM services. Thus we cannot find that the proposed Class A Vienna station would provide a first FM service. Under these circumstances we must prefer the proposal for a Class C assignment at Farmington to that for a Class A assignment at Vienna.

7. In view of the foregoing, *it is ordered*, That effective September 22, 1975, § 73.202(b) of the Commission's rules and regulations, the FM Table of Assignments is amended to read as follows for the listed community:

| *City* | *Channel No.* |
|---|---|
| Farmington, Missouri | 253 |

8. Authority for the adoption of the amendment contained herein appears in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

9. *It is further ordered*, That the request of KBOA, Inc. is granted but that the requests of Joe W. Hebel to assign Channel 252A to Paducah, Kentucky, and James S. Fritch, Curtis E. Miller, and Roy E. Delancy to assign Channel 252A to Vienna, Illinois, are denied.

10. *It is further ordered*, That this proceeding is terminated.

(Secs. 4, 5, 303, 307, 48 Stat., as amended, 1066, 1068, 1082, 1083; (47 U.S.C. 154, 155, 303, 307)).

Adopted: August 1, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21502 Filed 8–14–75;8:45 am]

[FCC 75–925; Docket Nos. 19554, 18893]

## PART 76—CABLE TELEVISION SERVICES

### Per-Program or Per-Channel Charge

In the matter of amendment of Part 76, Subpart G, of the Commission's rules and regulations pertaining to the cablecasting of programs for which a per-program or per-channel charge is made. Amendment of §§ 73.643(b)(2) and 74.1121(a)(2) of the Commission's rules and regulations pertaining to the showing of sports events on over-the-air subscription television or by cablecasting. Memorandum opinion and order [40 FR 15574]. By the Commission: Commissioner Robinson concurring in part and dissenting in part for the reasons set

[1] Anamosa-Iowa City, 46 FCC 2d 520, 525 (1974).

[2] 9 FCC 2d 672 (1967).

forth in his statement attached to First Report and Order, FCC 75-369, released April 4, 1975, on Pay Cable Television, (52 FCC 2nd 1).

1. On March 20, 1975, the Commission adopted its First Report and Order in Dockets 19554 and 18893,[1] (Hereafter referred to as the First Report and Order). That action revised §§ 73.643 and 76.225 of the Commission's rules which govern the use of feature films, sports events, and series type programs by subscription over-the-air television (STV) and cable television operations for which a per-program or per-channel charge is made. Petitions for reconsideration of this First Report and Order filed pursuant to § 1.106 of the rules have been received from the National Association of Broadcasters (NAB), American Broadcasting Companies, Inc. (ABC), CBS, Inc. (CBS), National Association of Maximum Service Telecasters (MST), a group of television stations licensees (Television Licensees), Spanish International Communications Corporation (SICC), Twin County Trans-Video, Inc. (Twin County), and the National Hockey League (NHL).

2. Petitioners representing broadcast interests generally contend that the rule modifications adopted in the First Report and Order represent a departure from the Commission's previous policy concerning subscription television and are detrimental to the public interest because they will allow programs now found on conventional television to be "siphoned" away to subscription television. It is argued that subscription television ought to be required to provide new and diverse programming, and that the Commission's rules should place stronger restrictions on the subscription use of feature films, sports events, and series programs which are now available in sufficient quantity over conventional television. Petitioners contend that the revised rules will result in program siphoning, thereby depriving the many who rely on conventional television for popular entertainment programming in favor of the few to which subscription television is available and who can afford to pay a special fee for the privilege of viewing it.

3. Those who discern a departure from our previous policy regarding subscription television have misread the First Report and Order. It is abundantly clear from that document that our policy has been and continues to be one of regulating subscription television so that it provides a beneficial supplement to conventional broadcasting, without undermining the continued operation of that advertiser supported television service.[2] Our goal is to maintain the existing conventional television structure while at the same time to encourage the development of alternative sources of television programming. Our hope is that subscription television will offer unique and diverse programming of the type not generally found on conventional television. However, as we recognized in the Report and Order in Docket 19988, creativity and interest cannot be mandated by law or contract.[3] Subscription interests contend that diverse and specialized programming will be provided, but that it must be accompanied by programming having broad public appeal, such as feature films, sports and series. Whether the promise of subscription television will, in fact, be fulfilled will be determined by future events. For the present, it cannot be disputed that subscription television will add to the viewing choices available to the public, so long as existing conventional television is not impaired. The rules adopted in the First Report and Order represent our best judgment as to what regulation is reasonably necessary to preserve the present system of conventional television. As we repeatedly stated in the First Report and Order, should our rules fail to provide adequate anti-siphoning protection, we will promptly consider remedial action. The proceeding in Docket 19554 was left open to facilitate such action in the event that it is required. The rules adopted in the First Report and Order do not represent a departure from previous Commission policy, nor do they mean that the public will be deprived of the present quantity and quality of conventional television programming. To the contrary, the new rules continue to preserve the existing level of conventional television programming while, in certain areas, allowing for the presentation of more subscription programming to those who can and wish to take advantage of that supplemental service.

4. In their reconsideration petitions, several broadcast interests claim that the First Report and Order fails to properly reflect the views of minority and other public organizations which supported retention of the previous subscription rules. They contend that the First Report and Order creates the impression that minority and other non-industry groups were nearly unanimous in their opposition to the previous rules, without mentioning that sixteen representatives of such groups appeared at the oral arguments and supported retention of the then existing rules. Among these representatives were the Reverend Jesse L. Jackson, National President, Operation PUSH, and Livingston L. Wingate, Executive Director, New York Urban League, as well as representatives of several civic and labor organizations.

5. Almost half of the First Report and Order was devoted to a summary of the comments advanced during the pendancy of the proceeding. In light of the broad interest evoked by the proceeding, we were especially diligent to apprise the parties and the public of the various positions and arguments which were considered during the decision making process. Although the arguments of each individual party were not addressed point by point, the summary of comments demonstrates the existence of an ample and complete record which fully justifies the conclusions that we reached.

6. We stated in paragraph 143 of the First Report and Order that "[b]ecause of the vast number of comments submitted, only a few of the more comprehensive comments have been given specific mention. However, we believe that the views of each party to this proceeding are fairly represented in our summarization." The testimony of the minority and other public organizations which supported retention of the previous subscription rules generally reiterates the position advanced by the major broadcast interests whose comments were summarized in paragraphs 25 through 46 of the First Report and Order. This position having once been stated, we did not see the need for its repetition. We did not, however, intend to give the impression that all non-broadcast oriented groups favored a relaxation of the subscription rules, and if such an impression was given, we trust that the discussion herein will set the record straight. In any case, our failure to specifically mention some of the individuals and groups who participated in the proceeding does not, in itself, compel reconsideration of our decision.

7. All of the petitions for reconsideration express general displeasure with the new rules and many of the basic arguments in favor of or opposed to strict anti-siphoning rules are repeated. These arguments were discussed at length in the First Report and Order, and no purpose can be served by responding to them once again here. Therefore, the following discussion concentrates on specific provisions of the new rules which we have been asked to reconsider.

8. *Market Definition.* Twin County Trans-Video, Inc. (Twin County), operator of several cable television systems in Pennsylvania, requests reconsideration of the provision of the new subscription cable television rules which defines "the market" in which a cable television system is located to include all commercial television broadcast stations required to be carried by the system pursuant to the cable television signal carriage rules. (See paragraph 164 of the First Report and Order.) Twin County submits that the Commission's definition of the market of a cable television system is overly broad and should be revised so that all cable systems located more than thirty-five miles from a commercial television station are excluded from the restrictions imposed by the subscription rules. Alternatively, Twin County requests waiver of the provisions of § 76.225, as amended, to permit it to conduct an unrestricted pay cable operation on its conglomerate system in Pennsylvania which is located outside of all television markets.

9. The main thrust of Twin County's argument for reconsideration is that anti-siphoning protection is not needed outside of television markets. Television markets are defined by § 76.5 of the rules to include the area within a thirty-five mile radius of the community to which a television station is licensed. Twin County submits that the Commission

[1] FCC 75-369, 52 FCC 2d 1 (1975).

[2] See, in particular, paragraphs 144 through 146 of the First Report and Order.

[3] Report and Order in Docket 19988, FCC 1279, 49 FCC 2d 1090 (1974).





should provide consistency between its signal carriage, network exclusivity and pay cable rules by limiting the imposition of restrictions on pay cable operations to those cable television systems located within a television market. In support of this position, Twin County asserts that there are approximately 90 cable television systems with 5,000 or more subscribers located outside all television markets. These 90 cable television systems are scattered throughout the fifty states, with no more than 13 cable systems located in any one state. According to Twin County, these systems serve approximately 893,625 subscribers, or less than 1.5 percent of the total number of television households in the United States.

10. Twin County's petition for reconsideration is opposed by the National Association of Broadcasters.[4] The NAB argues that Twin County's request ignores the contrasting functions of the signal carriage and non-duplication rules on the one hand, and the subscription cablecasting rules on the other hand. The NAB points out that the purpose of the signal carriage and non-duplication rules is to ameliorate the impact of audience fragmentation with its attendant loss of revenue to the station and ultimately the services of that station to the public. In contrast, the subscription rules are intended to prevent siphoning of programming from conventional television to subscription television. It is estimated by the NAB that the number of cable television subscribers located outside all television markets would now approach two million, and that the potential for subscription cablecasting in these areas presents a significant siphoning threat.

11. Twin County has not persuaded us to revise the market definition contained in the subscription cablecasting rules. The NAB correctly characterizes the separate problems addressed by the subscription rules as compared with the signal carriage and non-duplication rules. We have concluded that, as a general proposition, cable television operations located outside of all television markets will not significantly fragment the audiences of television stations.[4] But this conclusion does not logically foreclose the application of anti-siphoning rules in areas outside all television markets. Subscripiton television presents a program siphoning threat to conventional television because the former service is able to garner substantially more revenues per viewer, by assessing a direct charge on subscribers, than conventional television, which must rely on advertising revenue. The difference between these two financial bases makes it possible for a relatively few subscribers paying a direct fee to attract programming away from conventional viewers who, through advertiser support, generate only a few cents each toward the purchase of programming. Although the number of potential cable subscribers located outside all television markets may not be sufficient to significantly fragment the audiences of nearby television stations, this same number of potential subscription viewers may be able to siphon programming away from television stations in adjacent markets. This possibility is particularly acute in the heavily populated area between the Philadelphia and New York City television markets where Twin County operates its cable systems. Therefore, on the basis of the facts before us, we are not persuaded to exempt cable television systems located outside all television markets from the restrictions imposed by our subscription cablecasting rules, and we will proceed with the regulatory framework adopted in the First Report and Order.

12. In support of its alternative request for waiver of the subscription cablecasting rules, Twin County states that only a few cable systems in the country are authorized to carry as many television signals as is Twin County. Because of the popularity and diversity of Twin County's current service offering, it requires substantially more and better than normal programming for a successful pay cable operation. Twin County asserts that potential audience diversion among its approximately 50,000 subscribers from advertiser to viewer-supported programs would be de minimis. Additionally, Twin County claims that a grant of the requested waiver will provide an ideal opportunity for an experiment in unrestricted pay cable operations. Twin County offers to furnish the Commission with periodic progress reports on the development of its pay cable services in the event that a waiver is granted.

13. Twin County has failed to establish the existence of a compelling need for the waiver it seeks. Although it states that the large number of television signals it carries necessitates that it provide subscription programming of high quality, Twin County does not attempt to explain why the quality and quantity of subscripiton programming now permitted by the rules is not sufficient to meet its needs. Absent this showing of need for relief, we would not be justified in granting a waiver of our rules. Therefore, Twin County's alternative request for waiver will be denied.

14. *Feature Films.* Petitioners NAB, ABC, NBC, CBS, MST and Television Licensees claim that there has been no showing made to justify the modifications of the feature film rules which were adopted in the First Report and Order, and they request that the Commission reinstate the previous rules. Their petitions are opposed by Mr. Henry Geller, the National Cable Television Association (NCTA), United Artists Corporation (UA), and several program suppliers filing jointly (Program Suppliers).

15. With regard to the provision permitting the subscription use of feature films during the first three years after their theatrical release, it is argued that the previous two-year provision allowed for adequate subscription use, and that the new three-year provision will delay the exhibition of many films on conventional televison. In its petition, NBC directs our attention to oral testimony given in this proceeding where it was stated that twenty-three percent of all the feature films on the NBC Television Network shown for the first time during the 1972-73 season had been first released to theaters less than two years earlier. Another twenty-six percent of the films on NBC shown for the first time that season were between two and three years old. In their opposition, the Program Suppliers answer NBC's argument by stating that seventy-two percent of the feature films first shown on television during the 1973-74 season were more than three years old, and that the average (mean) age of the films was five years and two months.

16. In paragraph 166 of the First Report and Order we stated that the three-year provision would provide a reasonable balance between the interest in allowing for subscription exposure of new films and the interest in their timely exposure over conventional television. We realize that because the theatrical runs of feature films vary widely, no specific time limit can be found which allows for some subscription exhibition of all films without leaving some possibility for delay of their conventional showing. Present marketing practices indicate that a three-year limit is reasonable in most situations, although a few "blockbuster" films may not be made available for subscription use during this period, and other less popular films may complete their theatrical runs well within this period. At worst, the three-year provision may allow for a few months delay of the conventional exhibition of some feature films. Nevertheless, it continues to be our best judgement that the three-year provision constitutes a reasonable balance between the competing uses, and is that which best serves the public interest.

17. The petitioning broadcast interests claim that the "under contract" provision, which permits the subscription exhibition of any feature film available for conventional showing in the market, should be rescinded, at least until the Commission has resolved its current inquiry into program exclusivity practices.[5] The NAB and CBS assert that this provision creates a considerable potential for subscription operators to provide saturation exposure of many films technically available to conventional television before any conventional broadcaster is able to use them. Thus, they conclude, broadcasters will have considerable incentive to reduce the number of runs of feature films which they employ. Additionally, MST and the NAB predict that this provision will be utilized in a manner which frustrates the Commission's policy because it creates an incentive to make feature films "available" to conventional television stations under very limited circumstances so as to maximize subscription revenues.

[4] It should be noted that our network program non-duplication rule provides an additional 20 miles of protection around smaller television markets. See § 76.92 of the rules.

[5] Notice of Inquiry in Docket 20402, FCC 75-371, 52 FCC 2d 87 (1975).



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18. An important part of our program exclusivity inquiry involves looking into the concurrent use of feature films by subscription and conventional television, which is made possible by the subject "under contract" provision. Experience with the operation of this rule may influence our decision as to whether rules are required to limit the degree of exclusivity obtained by either form of television. Therefore, to suspend the operation of this provision would eliminate one of the major reasons for our having commenced the exclusivity proceeding. The audience fragmentation argument posed by the NAB and CBS is misdirected. As pointed out by the NAB itself, the problem addressed by the subscription rules is siphoning, not audience fragmentation, and it cannot be argued that the "under contract" provision permits siphoning. Finally, the arguments of MST and the NAB concerning limited availability periods were dealt with in paragraph 171 of the First Report and Order. We stated there that we did not expect the "under contract" provision to alter existing patterns of feature film distribution. If this were to happen, adjustments in the rule might be required. Petitioners have not made a convincing showing that adjustments are necessary at this time.

19. The broadcast interests contend that the provision permitting subscription exhibition of any feature film over ten years old which has not been broadcast in the market during the previous three years will fail to prevent siphoning and should be deleted. As stated by the NAB on page 4 of its petition, their argument is as follows:

> What the Commission should have focused on was the post-seven year distribution pattern, at which point the film already will have been shown in theatres, on pay-TV, and on network television. In many cases, the film also will have entered syndication before the seven year period expires. What the Commission has managed to ignore in its discussion of the film producers' interest in obtaining revenues from free television exhibition is the fact that, most films will have produced considerable revenue from free TV exhibition before the three year "no show" period could begin. Certainly, the film producer will have recouped his production costs and made a substantial profit by the time the film has been in general release for seven years. Thus, contrary to the Commission's stated reasoning, he will not be faced with economic pressures to continue to sell the film to free television.

20. The primary purpose of the "over ten" provision of the feature film rules is to make available for subscription use the thousands of older feature films not desired for conventional television exhibition. (See paragraph 172 of the First Report and Order.) Because these "undesirable" films cannot be neatly segregated from the great mass of older feature films in existence, we were required to draft a rule which applies generally to all older films, but which contains safeguards to prevent the withholding of "desirable" films from the conventional television market. If the scenario posited by the NAB is correct, and there is still demand for a film's exhibition on conventional television after multiple showings by that medium, what we are being asked to assume is that the potential subscription value of the film three years hence will outweigh its immediate value to conventional television. At this point, the public will have already had an opportunity to view the film over conventional television, and perhaps several showings will have occurred. Thus, the issue here is not siphoning in the strict sense of the term, but whether such films will continue to be shown over conventional television. It is not unreasonable to assume that the subscription value of a film ten years after its theatrical release will be considerably less than that of newer films not yet seen on conventional television. It appears to us that, for such a film, the imbalance in purchasing power between advertiser supported and direct payment television will be more than made up for by the three-year hiatus requirement. We do not believe that the subscription value of such older films which have had conventional television exposure will be sufficient to cause it to be forever withheld from the conventional market. We suspect that such older films will eventually be alternately displayed on conventional and subscription television until their public appeal is entirely exhausted.

21. To assure that this process will actually occur, CBS proposes that the rule be modified to require that any film more than ten years old that is offered by subscription television, be offered in the market only during a period determined by the Commission to constitute the length of one normal subscription television run. This period might be a week, month or some other period that the Commission determined to be reasonable. After the subscription run has finished, the film would not be available to subscription television for the following three years. At the end of that three-year period, if not broadcast by conventional television, the film would again become available to subscription television for one run.

22. The proposal of CBS is directed at those older films which are desirable for conventional telecasting. The great bulk of older films need not be subject to anti-siphoning restrictions because they are not desired for conventional telecast. (See comments of Metromedia summarized in paragraph 38 of the First Report and Order.) Nevertheless, the modification that CBS proposes would place additional restrictions on the subscription use of these films. Additionally, it would require all subscription operations within a certain market to simultaneously exhibit a particular older film during the subscription run period set by the Commission, after which the film would not be available to them for another three-year period. We do not believe that the modification proposed by CBS is necessary to assure the availability of older films for conventional telecast. Once a film is over ten years old and has been exhibited on a subscription basis pursuant to our existing rules, the economic incentive to withhold the film from conventional television is greatly reduced, and the need for additional protection is outweighed by the burdens such protection would impose.

23. The petition of CBS also suggests that we undertake a study to determine the amount of revenue available for the purchase of older films in the respective subscription and conventional television markets, and establish a holding period based on our findings. Because of the nascent state of the subscription market, we do not believe that such a study would be productive at this time. We believe that experience with our new rule will best establish its worth, or demonstrate the need for its modification.

24. Spanish International Communications Corporation (SICC) and MST have requested reconsideration of the provision which exempts foreign language films from the restrictions imposed by the subscription rules. SICC states that the provision amounts to unconstitutional discrimination in treatment as to Spanish language television stations vis-a-vis English language stations, and that there is no evidence which would warrant the special treatment afforded foreign language films.

25. We stated in paragraph 177 of the First Report and Order, that we do not foresee foreign language subscription programming as having any significant impact on conventional television service. Our subscription rules are designed to maintain the availability of conventional television programming, which consists primarily of English language programs. Where foreign language films are not being telecast by conventional stations, they cannot be siphoned. Because foreign language programming is not generally provided by conventional television stations, the need to impose anti-siphoning restrictions on this type of programming is generally not present. In the exceptional case where it can be demonstrated that application of the anti-siphoning rules to foreign language films is required to protect the public interest, the special relief provisions of our rules provide a readily accessible vehicle for obtaining necessary Commission action. This approach is consistent with our cable television signal carriage rules. Without a showing of adverse impact on local television service, cable systems are not restricted as to the number of signals from distant foreign language broadcast stations that they carry. The presumption that the subscription use of foreign language feature films will not adversely affect local television service is no more unreasonable or discriminatory than the presumption against local impact resulting from the importation of distant signals from foreign language stations. In both cases, the difference in treatment vis-a-vis English language and foreign language programming is reasonable in light of the specialized nature of foreign language programming and the public interest in encouraging its dissemination.

*26. Sports.* Petitioners CBS, MST and NAB request reconsideration of the sports





provisions adopted in the First Report and Order. Particularly, the Commission is requested to place restrictions on the subscription exhibition of entirely new sports events, establish separate categories for regular-season and post-season non-specific events, preclude subscription exhibition of all remainder games in categories in which conventional television has met the twenty-five percent or greater coverage test, restrict subscription exhibitions in categories in which conventional television has not achieved a twenty-five percent or higher "high water mark" to fifty percent of the remainder games, and adopt a provision giving conventional television first choice of the games to be carried.

27. The discussion in paragraphs 186 through 208 of the First Report and Order sets forth the conclusions upon which we premised our new sports provisions. The above-mentioned petitions for reconsideration allege no new information which causes us to doubt the correctness of these conclusions. With regard to entirely new sports events, we believe that the need for conventional television exposure to popularize new sports will assure their availability to that medium. As to regular-season and post-season non-specific events, we realize that the potential for "frontloading" or "creamskimming" exists when they are included in a single category. We also realize that the alternative of placing each type of event within a separate category presents considerable difficulty because the number of post-season events to be played by a particular team cannot be forecast with any certainty. On balance, the disposition decided upon in paragraphs 197 and 198 of the First Report and Order appears to be the most reasonable solution. We think it worth repeating here, however, that if "frontloading" or "creamskimming" occurs, we will be required to take a second look at this provision and to consider its revision so that observance of our policy is assured.

28. We see no need to further restrict the number of "remainder games" available for subscription use in either the situation where twenty-five percent or more of the games have been conventionally televised, or where less than twenty-five percent have received conventional television exposure. The public interest in maintaining conventional telecasts is greatest where many events have been televised in the past, and these events are afforded the greatest anti-siphoning protection. With regard to events less often televised, the rules seek to maintain the past level of conventional telecasts while allowing for the subscription exhibition of the remainder games which would otherwise not be viewed on either medium. The proportional reduction provision is not applied to the under twenty-five percent situation because we regard it to be less needed, and because application of this provision might drastically curtail subscription exhibitions when conventional telecasts are reduced by only one or two games. Events not receiving substantial conventional television exposure were treated in a similar fashion pursuant to our previous sports rule, and no siphoning effects were experienced. We expect that our present rule will be equally effective.

29. We considered in paragraphs 204 and 205 of the First Report and Order the suggestion that conventional television interests be allowed to choose and to "preempt" the sports events desired for telecast, and concluded that such a provision would add unwarranted complexity to our rule and might produce unforeseen and unwanted results. We again reject the suggestion that such a preemption provision be incorporated within the rules. However, should be find that desirable sports events are being withheld from conventional television in order to provide for their subscription exhibition, we would consider giving effect to such a provision in order to prevent frustration of our anti-siphoning policy.

30. The National Hockey League (NHL) has also requested reconsideration of the sports provisions. This petition is opposed by ABC. Although it generally disagrees with the Commission as to the need for sports anti-siphoning rules, the thrust of the NHL's petition is directed at four alleged "technical deficiencies" in the First Report and Order. The first of these concerns the proportional reduction provision discussed in paragraph 200. The NHL claims that this provision will reduce the number of events available for subscription exhibition even though no siphoning has taken place, and that the sports rules afford adequate siphoning protection without this provision. If the provision is retained, the NHL requests that the base period governing its operation be reduced from the present five years to one year.

31. We recognize that the proportional reduction provision does not take into account situations where conventional telecasts are reduced for reasons unrelated to siphoning. As we previously stated, in these situations we would be disposed to grant waivers to maintain existing levels of subscription exhibitions. However, without this provision, the relaxation of the earlier sports rules brought about in the First Report and Order would encourage immediate siphoning of sports events until the number of subscription exhibitions equals half the number of events not conventionally televised in the high water mark year. By applying a one-year base period to the proportional reduction provision, the penalty for siphoning exacted by the rule might not outweigh the economic benefits to be gained from the practice. We therefore believe that the existing proportional reduction provision is required, and will rely upon the special relief provision of our rules to remedy any anomalies that it might create.

32. The second matter discussed by the NHL concerns our decision in paragraph 197 of the First Report and Order to eliminate the old "games of the week" category. The NHL argues that teams generally have little or no control as to the number of their games that will receive network coverage. Thus, a temporarily attractive team may show up on the network game of the week a number of times in a given season, which would have damaging effects on its ability to sell its games to subscription television, particularly when the proportional reduction provision is in effect.

33. This problem was alluded to in paragraph 203 of the First Report and Order. There we stated that where a network telecast had the effect of unreasonably restricting the events available for subscription exhibition, we would entertain a request for waiver of the rules. We believe that this approach will satisfactorily remedy situations where a particular team's games receive an unusual amount of network coverage. Reinstating the game of the week category would only add to the complexity of the rule and might reduce its effectiveness to prevent siphoning.

34. The NHL also requests the Commission to revise its definition of delayed telecasts which is discussed in paragraphs 188 and 189 of the Fourth Report and Order. It is argued that a delayed telecast should be defined as one commenced a half hour or more after an event is begun, rather than one commenced after the conclusion of the event. According to the NHL, such a change would encourage the delayed telecasting of home games and would not be contrary to the Commission's policy. Alternatively, the NHL requests that the definition be modified to take into account the possibility of "run-overs" by defining a delayed telecast as one commenced after the scheduled conclusion of an event, rather than its actual conclusion. This would eliminate scheduling uncertainties resulting from the possibility of an event lasting an unusually long time.

35. There is some point where a "delayed" telecast of an event may be virtually like a live telecast in terms of the viewing interest it engenders. This point will vary depending on the type of event to be televised. A half hour delay in the telecasting of a golf match or the Olympic games may be, for all practical purposes, the same as a live telecast. Because no particular time period will distinguish a live telecast, or its equivalent, from a delayed telecast in the case of every type of sports event, we believe that the conclusion of the event is a natural and reasonable dividing line for purposes of the sports rule. With regard to the alternative proposal of the NHL, we agree that our present definition of the term "live" presents unnecessary problems in the case of runovers. We therefore will modify the legislative history contained in paragraph 189 of the First Report and Order to define the term "live" as any telecast or cablecast that is simultaneous with the actual occurrence of the event or the delayed tape showing of which is begun prior to its scheduled conclusion.

36. Finally, the NHL objects to our decision to apply the league average of games telecast to relocated and expansion teams. At most, the NHL states a

relocated franchise should take its prior broadcasting history with it.

37. The operation of the sports rules requires the application of some previously established pattern of conventional telecasts. Having decided that relocated and expansion teams should be covered by the subscription rules, the league average alternative discussed in paragraph 201 of the First Report and Order appears to be the most reasonable standard in lieu of an actual telecast history. Of course, this standard is artificial, but it is the only standard available until the relocated or expansion team establishes its own history of telecasts. With regard to relocated teams, we see no reason why a team's telecasting pattern developed in its old location, will more accurately predict the telecasting pattern to be established in its new location than will the league average. We, therefore, see no compelling reason to apply different standards to relocated teams and expansion teams.

38. *Series.* In its petition for reconsideration, CBS requests the Commission to amend the series rule to prohibit the subscription exhibition of "spin-offs" or other derivatives of series created by and for conventional television. Because the series rule adopted in the First Report and Order is merely an interim measure and is likely to be revised pursuant to the inquiry commenced by the second further notice of proposed rule making in Docket 19554,[6] questions concerning the series rule can best be resolved together with the other issues to be considered in that proceeding. Therefore, we will postpone consideration of the proposal of CBS and take it up when we consider the comments filed pursuant to the further notice.

39. The foregoing discussion addresses requests for reconsideration of various subscription television provisions adopted in the First Report and Order. Several reconsideration petitions also request that the cable rules be amended to broaden their scope. Four changes in the rules are sought: (1) A rule that would require prior notice of pay cable operations and would provide a method for obtaining information on a regular basis as to the extent of pay cable growth, including the programs being carried and the charges; (2) a provision applying the feature film, sports and series rules to all cablecasting, not just to that for which a special charge is made; (3) a rule limiting to one the number of channels permitted for movies and sports combined; and (4) a modification of the "ninety percent rule" to induce more diversity and innovation.

40. Each of these proposed changes was discussed and rejected in the First Report and Order. (See paragraphs 154 through 159 and 212 through 213.) Petitioners have produced no new evidence to support their arguments and we have no reason to reverse our decisions. For the reasons stated in the First Report and Order, each of these requests for reconsideration is denied.

41. In the petitions for reconsideration, much is made of the reports that the number of pay cable subscribers has almost doubled during the past year and that this rate of growth is likely to continue during the next several years. Contrary to the arguments of some petitioners, this evidence does not indicate that our subscription rules should be further tightened. The rules adopted in the First Report and Order were drafted with the expectation that the subscription industry would experience considerable growth in the future. In rejecting the proposed moratorium on feature film restrictions, we stated in paragraph 162 of the First Report and Order that the regulatory framework for the subscription industry should be established now, during its developmental stage, so that its growth will be accompanied by a relatively stable regulatory climate. Additionally, to the extent that public impact can be forecast, reasonable regulations to protect the public interest should be imposed before the impact is felt, not after the public interest has already suffered. For these reasons, the subscription rules were drafted with an eye toward the future, and we are confident that they will be adequate, with the possibility of some minor modifications, to fully meet the needs for which they were adopted. Growth of the subscription industry is not, therefore, cause for alarm. It is, rather, evidence of the need for, and the reasonableness of, the rules which we adopted in the First Report and Order.

42. Although not brought up in the petitions for reconsideration, one additional matter has come to our attention which calls for a minor revision of the subscription cablecasting rules. Section 76.225(a)(3) of the rules requires cable systems over which feature films are cablecast to keep certain records pertaining to the consistency of the cablecasts with the subscription rules. In keeping with the policy expressed in paragraphs 214 and 215 of the First Report and Order, this section should be amended to provide that such records are to be maintained by either the cable system operator or channel lessee, depending upon which individual or entity exercises editorial control over the subscription programming being provided. In the case of either a channel lessee or a system operator who obtains subscription programming from a network, the required records may be housed in the main business office of such network. This procedure is consistent with the record keeping requirements of our sponsorship identification rules.[7] We believe that this modification will more appropriately assign responsibility for maintaining the required records and will, in some instances, ease the administrative burden of keeping such records.

43. In conclusion, we have found that the petitions for reconsideration contain many of the same arguments put forth prior to the adoption of the First Report and Order, and present no new evidence which calls for reconsideration. Some petitioners point out matters which might call for future modifications, but we have determined that such changes can best be accomplished after experience has been gained with the operation of the rules. For now, the subscription rules represent our best judgment as to what is required for the better and more efficient use of the airwaves. In those situations where the public interest and the operation of our rules might diverge, we are confident that the liberal waiver policies enunciated in the First Report and Order will provide an adequate mechanism for obtaining special relief.

Authority for the rules adopted in the Appendix attached hereto is contained in sections 2, 4(i) and (j), 303, 307, 308, and 309 of the Communications Act of 1934, as amended.

Accordingly, *it is ordered*, That the petitions for reconsideration filed by the parties enumerated in paragraph 1, supra, are granted to the extent indicated herein and otherwise are denied.

*It is further ordered*, That the alternative petition for special relief filed by Twin County Trans-Video, Inc., is denied.

*It is further ordered*, That Part 76 of the Commission's rules and regulations, is amended, effective September 22, 1975 as set forth below.

(Secs. 2, 4, 303, 307, 308, 309, 48 Stat., as amended, 1064, 1066, 1082, 1083, 1084, 1085; (47 U.S.C. 152, 154, 303, 307, 308, 309.))

Adopted: July 31, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Parts 76 of Chapter 1 of Title 47 of the Code of Federal Regulations is amended as follows:

In § 76.225 the headnote and par (a)(3) are amended to read as follows:

**§ 76.225 Subscription cablecasting.**

(a) • • •

(3) Every cable television system operator or channel lessee engaging in origination or access cablecasting pursuant to this paragraph shall maintain, or cause to be maintained, for public inspection a file listing the title of the film, the date on which it was cablecast and the provision of this paragraph pursuant to which it was cablecast. When a feature film is cablecast pursuant to paragraph (a)(1)(ii) of this section, the station or network serving the market and holding a present contractual right to exhibit the film shall be specified. These files shall be retained for a period of two years.

• • • • •

[FR Doc.75-21503 Filed 8-14-75;8:45 am]

[6] FCC 75-370, 52 FCC 2d 83 (1975).

[7] See paragraph 33 of Report and Order in Docket 19513, FCC 75-417, 52 FCC 2d 701, 711 (1975).





**Title 49—Transportation**

**CHAPTER II—FEDERAL RAILROAD ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

[Docket No. SA-4, Notice 3]

**PART 231—RAILROAD SAFETY APPLIANCE STANDARDS**

**Box and Other House Cars**

On March 31, 1975, a notice of proposed rulemaking (NPRM) was published in the FEDERAL REGISTER (40 FR 14339) stating that the Federal Railroad Administration (FRA) was considering an amendment to Part 231, Railroad Safety Appliance Standards, that would require newly constructed box and other house cars, regardless of their height, to be equipped with end platforms and associated end handholds as specified in § 231.27 or, if they have roof hatches, § 231.28. However, existing box and other house cars with roofs 16 feet 10 inches or more above top of rail (excess height cars), and those placed in service prior to January 1, 1976, which are equipped with end platforms and associated end handholds as specified in § 231.24 would not be required to be modified to conform with §§ 231.27 or 231.28.

Interested persons were invited to participate in this rulemaking proceeding by submitting written comments before May 30, 1975.

Two comments were filed; both supported the proposed amendment. However, one commenter suggested elimination of the distinctive marking requirements for excess height cars prescribed in § 231.27(j). This commenter argued that with the removal of almost all running boards from cars, and with the prohibition in current railroad operating rules against employees riding on the top of cars, these distinctive markings are no longer necessary. The NPRM did not propose any change in the present marking requirements for excess height cars. Accordingly, FRA believes it would be inappropriate to include this suggested change in the final rule. However, FRA will consider this matter further and may propose such an amendment in a future NPRM.

Since no unfavorable comments have been received, the proposed regulations are hereby adopted without change and are set forth below.

*Effective date.* These regulations shall become effective January 1, 1976; however, earlier compliance with these provisions is authorized.

Issued in Washington, D.C. on August 11, 1975.

ASAPH H. HALL,
*Administrator.*

1. In § 231.1 the caption is amended to read as follows:

**§ 231.1 Box and Other House Cars.**

• • • • • •

**§ 231.24 [Amended]**

2. In § 231.24 footnote 1 is amended to read as follows:

1(a) Each car of this type built or rebuilt after (effective date) or under construction prior thereto and placed in service after (effective date) shall be equipped as specified in § 231.27 (a)-(h) and (j) or, if it has roof hatches, as specified in § 231.28.

(b) Each car of this type placed in service after November 23, 1964 and before (effective date) shall be equipped—

(1) As specified in § 231.24; or

(2) As specified in § 231.27 (a)-(h) and (j); or

(3) If it has roof hatches, as specified in § 231.28.

(c) Each car of this type placed in service before October 22, 1964, or under construction on October 22, 1964 and placed in service before November 23, 1964, shall be equipped—

(1) As specified in § 231.1; or

(2) As specified in §§ 231.1 and 231.27(i); or

(3) As specified in § 231.27(a)-(h) and (j); or

(4) If it has roof hatches, as specified in § 231.28.

3. In § 231.27 the caption and paragraphs (b)(3) and (j) are amended to read as follows:

**§ 231.27 Box and Other House Cars Without Roof Hatches.**

• • • • • •

(b) *End Platforms* • • •

(3) *Location.* One (1) centered on each end of car between inner ends of handholds not more than eight (8) inches above top of center sill.

• • • • • •

(j) *Painting and Marking.* Box and other house cars with roofs 16 feet and 10 inches or more above top of rail shall be painted and marked as follows:

(1) That portion of each end of the car which is more than fifteen (15) feet above top of rail shall be painted with contrasting reflectorized paint and bear the words "excess height car" in lettering not less than three (3) inches high; and

(2) On each side sill near end corner there shall be painted or otherwise displayed a yellow rectangular area with a three-fourths (¾) inch black border containing the words "this car excess height" in lettering not less than one and one-half (1½) inches high.

(Secs. 2, 4 and 6, 27 Stat. 531, as amended; secs. 1 and 3, 32 Stat. 943, as amended; secs. 1-6, 36 Stat. 298-299, as amended; secs. 6 (e) and (f), 80 Stat. 939; (45 U.S.C. 2, 4, 6, 8, 10, 11-16; 39 U.S.C. 1655))

[FR Doc.75-21469 Filed 8-14-75;8:45 am]

**CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

[Docket No. 74-11; Notice 11]

**PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS**

**Exterior Protection; Response to Petitions for Reconsideration**

This notice responds to petitions for reconsideration of a notice published May 13, 1975, amending Standard No. 215, *Exterior Protection* (49 CFR 571.215), to reduce the number of longitudinal pendulum impacts and to delay for 1 year until September 1, 1976, the application or the low-corner impact requirements to vehicles with wheelbases exceeding 120 inches (40 FR 20823).

The 1-year postponement of the September 1, 1975, effective date of the low-corner impact requirements as they apply to vehicles with wheelbases in excess of 120 inches was intended to provide Chrysler with some relief from the serious financial difficulties it was experiencing. Chrysler petitioned the NHTSA to delay the low-corner impact requirements, noting that the redesigning necessary for it to bring its "full-sized" vehicles into compliance would add significantly to its financial burdens. The May 13, 1975, notice granted this request.

Many commenters to the notice proposing the 1-year delay (40 FR 11598) argued that limiting the relief from the low-corner requirements to "full-sized" cars was unfair. The NHTSA rejected requests to extend the delay to all vehicle types (40 FR 20823), stating that the need for financial relief expressed by Chrysler does not support an overall suspension of the provision. To satisfy Chrysler's needs, only "full-sized" cars need be affected.

American Motors has submitted a petition for reconsideration of the Standard 215 amendment giving relief from the low-corner impact requirements only to vehicles with wheelbases exceeding 120 inches. American Motors complained that implementation of this 1-year effective date extension will place American Motors in a disadvantageous position, since other manufacturers with whom it directly competes will enjoy the relief provided by the delay.

In its petition it cited the decision in "Nader v. Volpe," 320 F. Supp. 266 (1970), affirmed 475 F. 2d 916 (1973), in contending that the effective date extension for compliance with the low-corner impact requirements should not be limited to vehicles with wheelbases exceeding 120 inches. That case focused on the authority of the Department of Transportation to grant extensions of effective dates from standards as they apply to a single manufacturer. The Court held that the Department's action of delaying the application of Standard No. 212, *Windshield Mounting*, to a single manufacturer, such as Checker Corporation, was not permitted by the National Traffic and Motor Vehicle Safety Act (Pub. L. 89-563) and did not fall within the coverage of the temporary exemption provisions of the Act.

In the Checker situation, one of the main reasons for the NHTSA's attempt to exempt Checker specifically was that otherwise a whole class of vehicles (which would include the Checker cars) would have to be excepted from the requirement for a period of time because of Checker's problems. It appeared that Checker, because of prototype failures, clearly could not redesign, retool, and test in time to meet the standard. Evidently both the Court and the parties to the case accepted this as the alternative facing the agency, and the consequence of the decision. The Court was not addressing the validity of the agency's reasons for extending an effective date. It was considering the ability of the agency to

act with respect to a single manufacturer as opposed to a class of vehicles.

With respect to the recent amendment to Standard No. 215, the effective date extension affects an entire class of vehicles and applies equally to all manufacturers producing vehicles within that class. Thus, the decision in the Nader case has been complied with.

In amending Standard No. 215 (40 FR 20823), the NHTSA acted on the basis of information and arguments presented to it at the time. They were presented by Chrysler and indicated the desirability of delaying the applicability of the low-corner hit requirements to a particular class of vehicles whose conformity would place a severe strain on Chrysler's resources. The NHTSA considers that such action, where it is justified by sufficient evidence as brought forth both by a petition and by notice and comment in accordance with normal administrative procedures, is an appropriate use of the power granted to the agency by the National Traffic and Motor Vehicle Safety Act (Pub. L. 89–563). Virtually all actions of the agency under this power "discriminate" against certain types of vehicles and in favor of others—that is inherent in this area of regulation. The equal protection clause does not prohibit discrimination per se; it only prohibits invidious discrimination, i.e., discrimination based on an improper or illegitimate motive. In the agency's opinion, maintaining the viability of an automobile manufacturer is not such an improper motive. The 1-year exception for the low-corner hit was limited to large vehicles because the evidence before the agency only supported its necessity with respect to that class. The public policy in favor of the effectiveness of the standard militated against broadening the exception to larger classes of vehicles.

For the above stated reasons the American Motors petition to extend the applicability of the 1-year low-corner impact requirement exception is denied.

General Motors submitted a petition supporting the changes contained in the May 13, 1975, notice and raising issues relating to justification of any low-corner impact requirements and 5-mph test speeds versus 2½ mph test speeds. The NHTSA has dealt fully with these points in past FEDERAL REGISTER notices (39 FR 25237, 40 FR 11598, 40 FR 20823), and for the reasons stated therein General Motors' conclusions are rejected.

(Secs. 103, 119, Pub. L. 89–563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegation of authority at 49 CFR 1.51 and 49 CFR 501.8).

Issued on August 12, 1975.

ANDREW G. DETRICK,
*Acting Associate Administrator, Motor Vehicle Programs.*

[FR Doc.75–21486 Filed 8–12–75;2:08 am]

## CHAPTER X—INTERSTATE COMMERCE COMMISSION

### SUBCHAPTER D—TARIFFS AND SCHEDULES

[Ex Parte No. 261]

### FREIGHT TARIFFS AND SCHEDULES

### Filing and Publishing Joint Rates Over International-Domestic Routes

*Correction*

In FR Doc. 75–20356 appearing at page 32832 in the issue of Tuesday, August 5, 1975 in the thirteenth and fourteenth lines of § 1307.49(b)(5) the reference to "§ 1307.47 (e)" should read "§ 1307.47 (c)".

## Title 50—Wildlife and Fisheries

## CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

### PART 32—HUNTING

### Cibola National Wildlife Refuge, Ariz. and Calif.

On June 13, 1975, there was published in the FEDERAL REGISTER (40 FR 25217) a notice of proposed rulemaking adding Cibola National Wildlife Refuge, Arizona, California, to the list of areas open to the hunting of migratory game birds, upland game and big game. The public was provided a 30 day comment period and an environmental assessment was made available upon request.

No unfavorable comments have been received, and therefore §§ 32.11, 32.21 and 32.31 List of open areas, migratory game birds, upland game and big game, are amended by the addition of:

ARIZONA-CALIFORNIA

CIBOLA NATIONAL WILDLIFE REFUGE

Further, based on a review and evaluation of the environmental assessment, it has been determined that the hunting of migratory game birds, upland game and big game on Cibola National Wildlife Refuge is not a major Federal action which would significantly affect the quality of the human environment within the meaning of section 102(2)(c) of The National Environmental Policy Act of 1969. Accordingly the preparation of an environmental impact statement on the proposed action is not required.

The United States Fish and Wildlife Service has determined that a finding of "good cause" is warranted within the terms of 5 U.S.C. 553(d)(3) to expedite the implementation of this rulemaking so that the final regulations may be published sufficiently in advance of the opening of the hunting season to provide for full public participation and finalization of plans for hunt administration.

Accordingly the effective date of this rulemaking shall be: August 31, 1975.

F. V. SCHMIDT,
*Acting Director, U.S. Fish and Wildlife Service.*

AUGUST 11, 1975.

[FR Doc.75–21450 Filed 8–14–75;8:45 am]

### PART 32—HUNTING

### Rice Lake, Minn.

The following special regulation is issued and is effective August 15, 1975.

**§ 32.32 Special regulations; upland game; for individual wildlife refuge areas.**

MINNESOTA

RICE LAKE NATIONAL WILDLIFE REFUGE

Public hunting of small game only (as defined by Minnesota regulations) on the Rice Lake National Wildlife Refuge in Aitkin County, Minnesota, is permitted from sunrise to sunset September 13 through December 31, 1975 only in the small game hunting area designated by (green) signs as open to hunting. The open area comprises about 2,000 acres and is delineated on a map available at refuge headquarters, McGregor, Minnesota and from the Regional Director, Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111.

Hunting shall be in accordance with all applicable State regulations governing the hunting of upland game.

DON E. ADAMS,
*Refuge Manager, Rice Lake National Wildlife Refuge.*

AUGUST 7, 1975.

[FR Doc.75–21449 Filed 8–14–75;8:45 am]

### PART 32—HUNTING

### Santee National Wildlife Refuge, S.C.

On June 13, 1975, there was published in the FEDERAL REGISTER (40 FR 25217) a notice of proposed rulemaking adding Santee National Wildlife Refuge, South Carolina, to the list of areas open to the hunting of big game. The public was provided a 30 day comment period and an environmental assessment was made available upon request.

No unfavorable comments have been received, and therefore § 32.31 is amended by the addition of:

**§ 32.31 List of open areas, big game.**

SOUTH CAROLINA

SANTEE NATIONAL WILDLIFE REFUGE

Further, based on a review and evaluation of the environmental assessment, it has been determined that the hunting of big game on Santee National Wildlife Refuge is not a major Federal action which would significantly affect the quality of the human environment within the meaning of section 102(2) of the National Environmental Policy Act of 1969. Accordingly the preparation of an environmental impact statement on the proposed action is not required.

The United States Fish and Wildlife Service has determined that a finding of "good cause" is warranted within the terms of 5 U.S.C. 553(d)(3) to expedite the implementation of this rulemaking so that the final regulations may be pub-





lished sufficiently in advance of the opening of the hunting season to provide for full public participation and finalization of plans for hunt administration.

Accordingly, the effective date of this rulemaking shall be: August 31, 1975.

F. V. SCHMIDT,
*Acting Director, U.S. Fish and Wildlife Service.*

AUGUST 11, 1975.

[FR Doc.75–21451 Filed 8–14–75;8:45 am]

## Title 7—Agriculture

## CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTIONS, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

### PART 26—GRAIN STANDARDS

### Miscellaneous Amendments

*Correction*

In FR Doc. 75–20301 appearing at page 32942 in the issue of Tuesday, August 5, 1975, make the following changes:

1. On page 32945 in the first column § 26.14(b)(4) is incorrect. The correct paragraph reads as follows:

**§ 26.14 Inspection of grain in ships.**

* * * * *

(b) * * *

(4) The term "uniform in quality" shall mean that the weighted average of the grain in the lot is not inferior to the load order grade, and that no material portion in the lot is of a grade or equivalent of a grade inferior to the load order grade.

* * * * *

2. On page 32947, third column a line in § 26.101(c)(2) was left out. After the word "circumstances" in the first line, insert "preclude the publishing of the proposed".

## CHAPTER VII—AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (AGRICULTURAL ADJUSTMENT), DEPARTMENT OF AGRICULTURE

[Amdt. 7]

### PART 722—COTTON

### 1975 Crop Price Support Payment Factor and Price Support Payment Rate

On August 15, 1974, notice of proposed rule making regarding determinations with respect to the 1975 crop of extra long staple cotton was published in the FEDERAL REGISTER (39 FR 29375). Interested persons were invited to submit written data, views, and recommendations regarding the determinations within 30 days after publication of the notice. No comments were received in response to the payment rate and factor.

This amendment to the regulations governing the Extra Long Staple Cotton Program for 1968 and Succeeding Years is issued pursuant to section 101(f) of the Agricultural Act of 1949, as amended, for the purpose of (1) announcing the 1975 price support payment factor and the price support payment rate, (2) deleting certain provisions prohibiting the making of payments on farms owned by the Federal Government, and (3) adding provisions pertaining to failure to fully comply with program regulations.

The regulations governing the Extra Long Staple Cotton Program for 1968 and Succeeding Years, 33 FR 19159, as amended, are hereby further amended as follows:

1. The table of contents is amended by changing the heading of § 722.720.

§ 722.720 Failure to fully comply.

2. Section 722.701 is amended by revising paragraphs (e), (f), and (g) to read as follows:

**§ 722.701 Definitions.**

* * * * *

(e) "Feed Grain Program" means the program authorized under Title V of the Agricultural Act of 1970, Part 775 of this chapter, as amended.

(f) "Upland Cotton Program" means the program authorized under Title VI of the Agricultural Act of 1970, Part 722 of this chapter, as amended.

(g) "Wheat Program" means the program authorized under Title IV of the Agricultural Act of 1970, Part 728 of this chapter, as amended.

* * * * *

3. Paragraph (b) of § 722.703 is revised to read as follows:

**§ 722.703 Requirements for eligibility.**

* * * * *

(b) *Farm requirements.* (1) A Form ASCS–493, "Application for Payment" (hereinafter referred to as Form 493), must be filed for the farm in accordance with § 722.711.

(2) The acreage of ELS cotton on the farm must not exceed the permitted acreage of cotton as determined under the provisions of § 722.707.

(3) Land owned by the Federal Government shall be ineligible for participation in the program if it is occupied without a lease, permit, or other right of possession.

4. Section 722.704 is amended by adding a new paragraph (f) to read as follows:

**§ 722.704 Price support payment factor.**

* * * * *

(f) For 1975, the price support payment factor is 0.8923.

5. Section 722.709 is amended by adding a new sentence at the end of paragraph (a) and by deleting paragraph (c).

**§ 722.709 Price support payment.**

(a) * * * For 1975, the price support payment rate shall be 6.36 cents per pound.

* * * * *

(c) [Deleted]

* * * * *

6. New § 722.720 is revised to read as follows:

**§ 722.720 Failure to fully comply.**

Except as otherwise provided herein and in Part 791 of this chapter, as amended, payment shall not be made for a farm or to a producer when there is failure to comply fully with the regulations contained in this subpart and in Part 718 of this chapter.

(Sec. 101(f), as amended, 82 Stat. 702 (7 U.S.C. § 1441(f))).

*Effective date:* August 15, 1975.

Signed at Washington, D.C., on August 5, 1975.

E. J. PERSON,
*Acting Administrator, Agricultural Stabilization and Conservation Service.*

[FR Doc.75–21467 Filed 8–14–75;8:45 am]

## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Lemon Regulation 6]

### PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

### Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period August 17–23, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

**§ 910.306 Lemon Regulation 6.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the quantity of lemons that may be marketed during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons continues strong this week due to the hot weather over much of the nation. Average f.o.b.

price was $7.24 per carton the week ended August 9, 1975, compared to $7.05 per carton the previous week. Track and rolling supplies at 132 cars were up 6 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 12, 1975.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period August 17, 1975, through August 23, 1975, is hereby fixed at 275,000 cartons.

(2) As used in this section, "handled", and "carton(s)" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 13, 1975.

D. S. KURYLOSKI,
*Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-34349 Filed 8-14-75;12:05 am]

[Bartlett Pear Reg. 10]

## PART 931—FRESH BARTLETT PEARS GROWN IN OREGON AND WASHINGTON

### Limitation of Shipments

This regulation, issued pursuant to the marketing agreement and Order No. 931 (7 CFR Part 931) specifies grade and size requirements for fresh Bartlett pears shipped from Oregon and Washington during the period August 18 through September 28, 1975. The requirements are that Bartlett pears meet the grade requirements of the U.S. No. 1 grade and be at least 165 size or the U.S. No. 2 grade and the 150 size. Red Bartlett pears shall meet the grade requirements of the U.S. No. 1 grade and be at least 180 size or the U.S. No. 2 grade and be at least 165 size. Pears in specified containers may grade U.S. No. 2 and be 2¼ inches or 2⅛ inches in diameter as specified for the particular container.

This regulation is issued pursuant to the applicable provisions of the marketing agreement and Order No. 931 (7 CFR Part 931) regulating the handling of fresh Bartlett pears grown in Oregon and Washington. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The regulation was recommended by the Fresh Bartlett Pear Marketing Committee established under the said Marketing Agreement and Order. It is hereby found that the regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

This action reflects the Department's appraisal of the need for regulation based on current and prospective market conditions. The Washington-Oregon Bartlett pear crop is estimated at 195,949 tons by the committee, compared with last season's production of 197,500 tons. Fresh shipments are expected to total about 58,814 tons. The regulation, as hereinafter set forth, is designed to prevent the handling on and after August 18, 1975, of lower quality and smaller size Bartlett pears and provide for orderly marketing in the interest of producers and consumers consistent with the objectives of the act.

The provisions which provide for less stringent size regulations for certain containers recognize the fact that (1) pears packed in the "western lug" are sold primarily to markets in the Northwestern states mostly for home canning, and (2) pears packed in "14 to 15 pound containers" are sold primarily in markets in the Midwestern states mostly for home canning. Conversely, the application of more stringent regulations for pears packed in the "standard western pear box", the "L. A. lug", or their carton equivalents, the half-carton or in "tight-filled" containers recognizes the fact that pears packed in these containers are primarily sold in supermarkets throughout the country for fresh consumption to be eaten out of hand. The special inspection requirement for minimum quantities, which exempts shipments up to an equivalent of 200 "standard western pear boxes" on any single conveyance from inspection requirements, except for spot check inspection, if certain reporting requirements are met, reflects the fact that such minimum quantity shipments are often shipped on the same conveyance as apples; that mandatory inspection of such minimum quantities would be unduly expensive and in some instances difficult to obtain; and that the total of such shipments is relatively inconsequential when compared with the total supply handled. The exemption of pears in gift packages from assessment, inspection, and certification reflects the fact that pears so handled are generally of high quality because they are sold in a market which demands high quality fruit. The exemption for individual shipments of 500 pounds or less of Bartlett pears sold for home use and not for resale and for pears in gift packages follows the custom and pattern of prior years. The quantity of pears so handled is relatively inconsequential when compared with the total quantity handled, and it would be administratively impracticable to regulate the handling of such shipments due to the nearness of markets to the source of supply. The addition of master containers containing overwrapped retail size containers of pears recognizes changing trade preferences. Retail chain buyers particularly in East Coast markets, prefer purchasing pears packed in retail consumer size containers with a stretch overwrap.

Bartlett Pear Regulation 9 (39 FR 27450; 31879) is terminated on August 18, 1975, the date Bartlett Pear Regulation 10, becomes effective.

It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure and postpone the effective date of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than August 18, 1975. The committee held open meetings July 9 and July 31, 1975, after giving due notice thereof, to consider supply and market conditions for fresh Bartlett pears grown in Oregon and Washington, and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after the latter meeting was held; the provisions of this regulation are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such pears. Shipments of Bartlett pears of the current crop are expected to begin on or about August 18, 1975, and this regulation should be applicable, insofar as practicable, to all shipments of such Bartlett pears in order to effectuate the declared policy of the act; and compliance with this regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

§ 931.310 **Bartlett Pear Regulation 10.**

*Order.* (a) Bartlett Pear Regulation 9 (39 FR 27450; 31879) is hereby terminated on August 18, 1975.

(b) During the period August 18, 1975, through September 28, 1975, no handler shall any lot of Bartlett pears unless such pears meet the following applicable requirements or are handled in accordance with subparagraph (4) or (5) of this paragraph:

(1) *Minimum Grade and Size.* (i) Bartlett Pears of varieties other than Red Bartletts, when packed in the standard western pear Box, the "L.A. lug", or their carton equivalents, in half-cartons (containers with inside dimensions of 19¼ x 11½ x 5½ inches), in master containers containing overwrapped consumer packages of pears, or in "tight-filled" containers shall be of a size not smaller than 165 size and shall grade at least U.S. No. 1 *Provided*, That Bartlett pears of such varieties may be handled in such containers if they grade at least U.S. No. 2 and are of a size not smaller than 150 size. Red Bartlett variety pears, when packed in any of the containers specified in this subdivision, shall be of a size not smaller than 180 size and shall grade at least U.S. No. 1 *Provided*, That pears of such variety may be handled in such containers if they grade at least U.S. No. 2 and are of a size not smaller than 165 size.

(ii) Bartlett Pears of any variety, when packed in the "western lug", shall grade at least U.S. No. 2 and be not less than 2¼ inches in diameter;



(iii) Bartlett Pears of any variety, when packed in containers containing at least 14 pounds but not more than 15 pounds net weight, shall grade at least U.S. No. 2 grade and measure not less than 2⅛ inches in diameter.

(2) *Pack or Container Requirements.* Bartlett Pears of any variety shall be packed in one of the following types of containers:

(i) "Standard western pear box" or "L.A. lug" or their carton equivalents;

(ii) "Western lug" or containers having a capacity equal to or greater than said lug;

(iii) "Half-carton" containers;

(iv) Containers of at least 14 pounds but not more than 15 pounds net weight;

(v) "Tight-filled" containers; or

(vi) Master containers containing overwrapped consumer packages.

(3) *Special inspection requirements for minimum quantities.* During the aforesaid period any handler may ship on any conveyance up to, but not in excess of, an amount equivalent to 200 "standard western pear boxes" of pears without regard to the inspection requirements of § 931.55 under the following conditions: (i) Each handler desiring to make shipment of pears pursuant to this subparagraph shall first apply to the committee on forms furnished by the committee for permission to make such shipments. The application form shall provide a certification by the shipper that all shipments made thereunder during the marketing season shall meet the marketing order requirements, that he agrees such shipments shall be subject to spot check inspection, and that he agrees to report such shipments at time of shipment to the committee on forms furnished by the committee, showing the car or truck number and destination; and (ii) on the basis of such individual reports, the committee shall require spot check inspection of such shipments.

(4) *Special purpose shipments.* Notwithstanding any other provisions of this section, any shipment of pears in gift packages may be handled without regard to the provisions of this paragraph and of §§ 931.41 and 931.55.

(5) Nothwithstanding any other provisions of this section, any individual shipment of pears which meets each of the following requirements may be handled without regard to the provisions of this paragraph and of §§ 931.41 and 931.55:

(i) The shipment consists of pears sold for home use not for resale;

(ii) The shipment does not, in the aggregate, exceed 500 pounds net weight of pears; and

(iii) Each container is stamped or marked with the handler's name and address and with the words "not for resale" in letters at least one-half inch in height.

(c) Terms used in the marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said marketing agreement and orders; "U.S. No. 1," "U.S. No. 2," and "size" shall have the same meaning as when used in the United States Standards for Summer and Fall Pears (7 CFR 51.1260–51.1280); "150 size," "165 size," and "180 size" shall mean that the pears are of a size which pack, in accordance with the sizing and packing specifications of a standard pack, as specified in said United States Standards, 150, 165, or 180 pears, as the case may be, in a standard western pear box (inside dimensions 18 inches by 11½ by 8½ inches); the term "tight-filled" shall mean that the pears in any container shall have been well settled by vibration according to approved and recognized methods, and the term "master container" shall mean those containers containing overwrapped consumer packages of pears.

(Secs. 1–19, 48 Stat. 31, as amended; (7 U.S.C. 601–674))

Dated: August 13, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21656 Filed 8-14-75;8:45 am]

# proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

### [ 26 CFR Parts 1, 301 ]

### NOTIFICATION OF INTERESTED PARTIES

### Qualification of Certain Retirement Plans; Public Hearing on Proposed Regulations

Proposed regulations under section 7476 of the Internal Revenue Code of 1954, relating to notification of interested parties regarding qualification of certain retirement plans, appear in the FEDERAL REGISTER for June 4, and June 9, 1975 (40 FR 24011, 24527).

A public hearing on the provisions of such proposed regulations will be held on September 16, 1975, beginning at 10 a.m. e.d.s.t. in the George S. Boutwell Auditorium, Seventh Floor, 7400 Corridor, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, D.C. 20224.

The rules of § 601.601(a)(3) of the "Statement of Procedural Rules" (26 CFR Part 601) shall apply with respect to such public hearing. Copies of these rules may be obtained by a request directed to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224, or by telephoning (Washington, D.C.) 202-964-3935. Under such § 601.601(a)(3) persons who have submitted written comments or suggestions within the time prescribed in the notice of proposed rulemaking, and who desire to present oral comments at the hearing on such proposed regulations, should submit an outline of the comments to be presented at the hearing and the time they wish to devote to each subject by September 5, 1975. Such outlines should be submitted to the Commissioner of Internal Revenue, Attention: CC:LR:T, Washington, D.C. 20224. Under § 601.601(a)(3) (26 CFR Part 601) each speaker will be limited to 10 minutes for an oral presentation exclusive of time consumed by questions from the panel for the Government and answers thereto.

Persons who desire a copy of such written comments or suggestions or outlines and who desire to be assured of their availability on or before the beginning of such hearing should notify the Commissioner, in writing, at the above addressed by September 10, 1975. In such a case, unless time and circumstances permit otherwise, the desired copies are deliverable only at the above address. The charge for copies is ten cents ($0.10) per page.

An agenda showing the scheduling of the speakers will be made after outlines are received from the speakers. Copies of this agenda will be available free of charge at the hearing, and information with respect to its contents may be obtained on September 15, 1975, by telephoning (Washington, D.C.) 202-964-3935.

JAMES F. DRING,
*Director,*
*Legislation and Regulations Division.*

[FR Doc.75-21536 Filed 8-14-75;8:45 am]

## DEPARTMENT OF DEFENSE

### Department of the Navy

### [ 32 CFR Part 762 ]

### MIDWAY ISLANDS CODE

### Proposed Civil Administration Provisions

In accordance with public-participation procedures prescribed for the Department of Defense in 32 CFR Part 296 (40 FR 4911), notice is hereby given that the Department of the Navy proposes to establish a Part 762 of 32 CFR entitled, "Midway Islands Code," which would provide for the civil administration of the Midway Islands and for vesting powers and duties in appropriate officers of the United States pertaining to the civil administration, including judicial and executive functions; and which would further provide certain criminal provisions and penalties, and certain civil laws, not otherwise provided for.

Civilians on the Midway Islands are either Government employees, military dependents, civilian contractors' employees, or visiting crewmembers of Military Sealift Command ships. They have been virtually immune to the rules and regulations currently applicable on the Midway Islands and are subject to only limited prosecution for certain Federal offenses. Moreover, there currently exists no forum for litigating civil disputes on the Midway Islands. Administration of the Midway Islands and all executive, legislative, and judicial authority respecting the Midway Islands, other than the judicial authority contained in the Act of June 15, 1950, infra, were vested in the Secretary of the Navy by Executive Order No. 11048, 3 CFR, 1959-1963 Comp., p. 632 (1962). The judicial authority contained in the Act of June 15, 1950, infra, granted to the United States District Court for the District of Hawaii jurisdiction to try civil and criminal cases taking place on the Midway Islands according to the laws of the United States relating to such cases on the high seas on board a merchant vessel or other vessel of the United States (see 18 U.S.C. 7), "* * * which laws for the purpose aforesaid are extended over such islands, rocks, and keys." The Midway Islands are also within the definition of the term "United States," as used in 18 U.S.C. 5, making Federal criminal law applicable to certain offenses committed on the islands. Executive Order No. 11048 grants to the Secretary of the Navy "all executive and legislative authority" necessary for the administration of the Midway Islands. This gives him the authority to adopt the criminal laws of Hawaii by proclamation. Additionally, this Executive Order gives him authority to prescribe civil-law provisions for the Midway Islands and judicial procedures applicable to small claims.

The Secretary's adoption of certain sections of the Hawaii Criminal Code, infra, for the Midway Islands will fill the hiatus in the criminal law between those crimes already covered by the United States Code, or within the special maritime jurisdiction, and the petty offenses which would be handled on the local level. There would exist a statutory basis for jurisdiction and venue in a single court to prosecute certain offenses within the special maritime jurisdiction, and all major criminal offenses recognized by local—as represented by the adopted provisions of Hawaii—law. The proposed Midway Islands Code thus contains a comprehensive criminal code, rules of criminal procedure, and small claims procedures, and it also establishes a judicial administration to handle all matters within the jurisdiction of the Midway Islands Court. Promulgation of the proposed Code will fill the current "vacuum" of laws on the Midway Islands.

If adopted, the Midway Islands Code would provide for the civil administration of the Midway Islands; provide for vesting powers and duties in appropriate officers of the United States for the civil administration of the Midway Islands, including judicial and executive functions; provide certain criminal provisions applicable to the Midway Islands not otherwise provided for, and penalties for their violations; provide a judicial system for the Midway Islands not otherwise provided for; and provide certain civil law for the Midway Islands.

In summary, the purpose of the proposed Midway Islands Code is to provide criminal jurisdiction over civilians thereon and provide a method for resolving civil disputes. Administration of the Midway Islands and all executive, legislative, and judicial authority respecting the Midway Islands, other than judicial authority contained in the Act of June 15, 1950, infra, were vested in the Secretary of the Navy by Executive Order No. 11048. Under that authority, the Secretary has the power to adopt the proposed Code.

Interested persons are invited to participate in the formulation of the proposed regulation by submitting written data, views, and arguments to the Judge Advocate General (Code 131), Navy Department, Washington, D.C. 20370. All written material received on or before September 30, 1975, will be considered by the Secretary of the Navy prior to publication of the proposed regulation in the FEDERAL REGISTER as an adopted regulation. All comments received in response to this proposal will be available for public inspection during normal business hours at the Law Library of the Office of the Judge Advocate General, room 2527, Navy Arlington Annex (Federal Office Building No. 2), Southgate Road and Columbia Pike, Arlington, Virginia.

This regulation is proposed under the authority of the Act of July 12, 1960, Pub. L. No. 86-824, section 48, 74 Stat. 424; 3 U.S.C. 301; and Exec. Order No. 11,048, 3 CFR, 1959-1963 Comp., p. 632 (1962).

It is therefore proposed to establish Part 762 of 32 CFR, as follows:

## PART 762—MIDWAY ISLANDS CODE

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762.130 Severability of subparts, sections, provisions.


AUTHORITY: Sec. 48, 74 Stat. 424; 3 U.S.C. 301; Exec. Order No. 11048, 3 CFR, 1959-1963 Comp., p. 632, (1962).

### Subpart A—General

**§ 762.1 Applicability.**

(a) The local criminal and civil laws of the Midway Islands consist of this Part 762, the provisions of the laws of the State of Hawaii adopted pursuant to § 762.16(a) and § 762.112(a), applicable provisions of the laws of the United States, and those laws made applicable under the special maritime jurisdiction contained in the Act of June 15, 1950 (ch. 253, 64 Stat. 217).

(b) For the purposes of this Part 762, the Midway Islands include all public lands on, and all territorial waters and the contiguous zone adjacent to or surrounding, the Midway Islands, Hawaiian Group, between the parallels of 28°5' and 28°25' North Latitude, and between the meridians of 177°10' and 177°30' West Longitude, as were placed under the jurisdiction and control of the Navy Department by the provisions of Executive Order No. 199-A of January 20, 1903, as superseded by Executive Order No. 11048 of September 5, 1962.

**§ 762.2 [Reserved]**

**§ 762.3 Purpose.**

The purpose of this Part 762 is to provide:

(a) For the civil administration of the Midway Islands;

(b) For vesting powers and duties in appropriate officers of the United States for the civil administration of the Midway Islands, including judicial and executive functions;

(c) Certain criminal provisions applicable to the Midway Islands not otherwise provided for, and penalties for their violations;

(d) A judicial system for the Midway Islands not otherwise provided for; and

(e) Certain civil laws for the Midway Islands not otherwise provided for.

**§ 762.4 Scope.**

(a) This Part 762 is applicable to all civilian and nonmilitary persons, and to all military personnel for matters involving civil administration, civil law, or criminal offenses not otherwise covered by the Uniform Code of Military Justice, while such persons are on the Midway Islands.

(b) In no event shall the provisions of this Part 762 supersede Federal law, or the Uniform Code of Military Justice, nor shall the provisions of this part derogate the inherent or delegated authority, responsibility, and powers of the Commanding Officer, U.S. Naval Station, Midway Island, under U.S. Navy Regulations, 1973, the Uniform Code of Military Justice, other pertinent Navy directives, and Federal law.

**§ 762.5 [Reserved]**

### Subpart B—Executive Authority; Authorized Powers; Emergency Authority

**§ 762.6 Executive authority; duration.**

The executive authority at the Midway Islands is vested in the Secretary of the

Navy. The Commanding Officer, U.S. Naval Station, Midway Island, is the agent of the Secretary or his designee in carrying out any function, power, or duty under this Part 762. The Commanding Officer's authority commences upon his assumption of command of U.S. Naval Station, Midway Island, and continues until he is relieved of that command by replacement. In the event of the absence, disability, or death of the Commanding Officer, the Acting Commanding Officer of U.S. Naval Station, Midway Island, is vested with the authority prescribed in this Part 762 for the Commanding Officer and shall remain so vested until the return, recovery, or replacement of the Commanding Officer.

§ 762.7 [Reserved]

§ 762.8 Authorized functions, powers, and duties.

The Commanding Officer may, personally or through his staff:

(a) Issue citations for violations of Subpart C of this Part 762;

(b) Abate any public nuisance upon the failure of the person concerned to comply with a removal notice;

(c) Make sanitation and fire-prevention inspections;

(d) Perform marriages, and maintain records of vital statistics, including birth, marriage, and death certificates;

(e) Inspect vehicles, including bicycles, for roadworthiness, and boats for seaworthiness;

(f) Confiscate property used in committing a crime;

(g) Investigate accidents and suspected crimes;

(h) Move unlawfully parked vehicles, boats, or aircraft;

(i) Take possession of lost or abandoned property and dispose of it under the provisions of 10 U.S.C. 2575 and applicable Navy directives;

(j) Delay or restrict the departure of any aircraft for reasonable cause;

(k) Impose quarantines;

(l) Impound and destroy unsanitary food, fish, or beverages;

(m) Evacuate any person from a hazardous area;

(n) Establish and maintain a facility for the lawful restraint or confinement of persons and provide for their care;

(o) Remove any person from the Midway Islands for cause;

(p) Issue traffic regulations that are not inconsistent with this Part 762, and post traffic signs;

(q) Perform any other acts, not inconsistent with this Part 762 or other applicable laws or regulations, that he considers necessary for protecting the health and safety of persons and property on the Midway Islands; and

(r) Issue any order or notice necessary to implement this section.

§ 762.9 [Reserved]

§ 762.10 Emergency authority.

During the imminence and duration of any emergency, the Commanding Officer may perform any acts necessary to protect life and property.

§§ 762.11–14 [Reserved]

## Subpart C—Criminal Law; Petty Offenses; Penalties

§ 762.15 General.

In addition to any act made criminal in this Part 762, any act committed on Midway Islands which would be a violation of the laws of the United States; or of the provisions of title 37, "Hawaii Revised Statutes," as they now appear or as they may be amended or recodified; or any act committed on the Midway Islands that would be criminal if committed on board a merchant vessel or other vessel belonging to the United States, is a criminal offense and shall be punished, respectively, according to this part; the laws of the United States; title 37, "Hawaii Revised Statutes," as it now appears or as it may be amended or recodified; or according to the laws applicable on board United States vessels on the high seas. [The Act of June 15, 1950 (ch. 253, 64 Stat. 217).]

§ 762.16 Adoption of certain criminal provisions of the Hawaii Revised Statutes.

(a) *Offenses adopted.* Whoever on the Midway Islands is guilty of any act or omission, which, although not made punishable by an enactment of Congress or under §§ 762.20 through 762.39, would be punishable if committed within the State of Hawaii by the laws thereof at the time of such act or omission, shall be guilty of a like offense and subject to a like punishment.

(b) *Jurisdiction over such offenses.* The United States District Court for the District of Hawaii shall have jurisdiction to try all such offenses except those which are subject, under title 37, "Hawaii Revised Statutes," as it now appears or as it may be amended or recodified, to a penalty of imprisonment for six months or less or a fine of not more than $500, or both. Those offenses falling within the above-stated exception shall be tired in the Midway Islands Court.

§ 762.17 Conflicts of laws.

In no event shall the provisions of this Part 762 supersede the Uniform Code of Military Justice when the latter is applicable. Any adopted provisions of title 37, "Hawaii Revised Statutes," as they now appear or as they may be amended or recodified, which duplicate or conflict with any other provisions of this Part 762, shall be of no effect.

§ 762.18 Time limitations.

(a) A prosecution for any petty offense under this Part 762 must be commenced within two years after it is committed.

(b) An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the defendant's complicity therein is terminated. Time starts to run on the day after the offense is committed.

(c) A prosecution is commenced either when an information is filed, or when an arrest warrant or other process is issued, provided that such warrant or process is executed without unreasonable delay.

(d) The period of limitation does not run: (1) During any time when the accused is absent from the Midway Islands or has no reasonably ascertainable place of abode or work within the Midway Islands, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; or

(2) During any time when a prosecution against the accused for the same conduct is pending in the Midway Islands Court.

(e) Except those offenses which are subject, under title 37 of the "Hawaii Revised Statutes," as they now appear or as they may be amended or recodified, to a penalty of imprisonment for six months or less or a fine of not more than $500, or both, offenses charged and treated under § 762.16(a) and (b), shall be subject to the appropriate time-limitation rules set forth in section 108, title 37, "Hawaii Revised Statutes," as it now appears or as it may be amended or recodified.

§ 762.19 Petty offenses; general.

All offenses contained in §§ 762.20 through 762.39 and those offenses adopted under §§ 762.16(a), as they now appear or as they may be amended or recodified, which are subject, under title 37, "Hawaii Revised Statutes," to a penalty of imprisonment for six months or less or a fine of not more than $500, or both, shall be termed "Petty Offenses" and subject to the penalties set forth in §§ 762.40 through 49.

§ 762.20 Breach of the peace offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) With intent to cause public inconvenience, annoyance, or alarm, or recklessly creating a risk thereof, to engage in fighting, threatening, or other violent or tumultuous behavior; or to make unreasonable noise or offensively coarse utterances, gestures, or displays, or address abusive language to any person present; or to create a hazardous or physically offensive condition by any act which is not performed under any authorized license or permit;

(b) Having no legal privilege to do so, knowingly or recklessly to obstruct any roadway, alley, runway, private driveway, or public passage, or interfere with or unreasonably delay any emergency vehicle or equipment or authorized vehicle, boat, vessel, or plane, or any peace officer, fireman, or other public official engaged in or attempting to discharge any lawful duty or office, whether alone or with others. "Obstruction" as used in this section means rendering impassable without unreasonable inconvenience or hazard;

(c) When in a gathering, to refuse to obey a reasonable request or order by a peace officer, fireman, or other public official to move:





(1) To prevent an obstruction of any public road or passage;

(2) To maintain public safety by dispersing those gathered in dangerous proximity to a public hazard. An order to move under this subsection addressed to a person whose speech or other lawful behavior attracts an obstructing audience, is not reasonable if the obstruction can be readily remedied by police control;

(d) To be substantially intoxicated on any street, road, beach, theater, club, or other public place from the voluntary use of intoxicating liquor, drugs, or other substance. As used in this section, "substantially intoxicated" is defined as an actual and considerable disturbance of mental or physical capacities;

(e) With intent to arouse or gratify sexual desire of any other person, to expose one's genitals to a person to whom one is not married under circumstances in which one's conduct is likely to cause affront or alarm; or

(f) Who is a minor under the age of 18 years, except a person in the military, to loiter about or otherwise be on any street, road, beach or other public place or in any theater, club, or other facility between the hours of 12 midnight and 5:30 a.m. unless accompanied by an audit over the age of 21 years and with the express permission of such minor's parent or legal guardian; and for any parent, guardian, or other person having the legal care, custody, or control of any minor under the age of 18 years, except a person in the military, to allow or permit such minor to violate this ordinance.

§ 762.21 [Reserved]

§ 762.22 Offenses against property.

It shall be unlawful for any person, while on the Midway Islands:

(a) To loiter, prowl, or wander upon or near the assigned living quarters and adjacent property of another without lawful purpose, or, while being upon or near the assigned living quarters and adjacent property of another, to peek in any door or window of any inhabited building or structure located thereon without lawful purpose;

(b) To enter upon any assigned residential quarter or areas immediately adjacent thereto, without permission of the assigned occupant;

(c) Who is a male to enter any area, building, or quarter reserved for women, except in accordance with established visiting procedures;

(d) Who is a female to enter any area, building, or quarter reserved for men, except in accordance with established visiting procedures;

(e) To enter or remain in, without lawful purpose, any office building, warehouse, plant, theater, club, school, or other building after normal operating hours for that building;

(f) To enter or remain in any area or building designated and posted as "restricted" unless authorized by proper authority to be there; or

(g) To steal any services or property of a value of less than $50 belonging to or property of another.

§ 762.23 [Reserved]

§ 762.24 Moral offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) To engage in prostitution. "Prostitution" means the giving or receiving of the body for sexual intercourse for hire or for indiscriminate sexual intercourse with or without hire; or

(b) To do any lewd act in a public place which is likely to be observed by others who would be affronted or alarmed. "Lewd Act" includes any indecent or obscene act.

§ 762.25 [Reserved]

§ 762.26 Alcoholic beverages offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) To sell any alcoholic beverages to any person who, because of age, would be prohibited from purchasing that beverage in a civilian establishment in Hawaii. It shall not be unlawful, however, for persons authorized to sell alcoholic beverages to sell beer with an alcoholic content of not more than 3.2 percent by weight to military personnel regardless of age; or

(b) To present or have in his possession any fraudulent evidence of age for the purpose of obtaining alcoholic beverages in violation of paragraph (a) of this section.

§ 762.27 [Reserved]

§ 762.28 Vehicle offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) To operate or use intentionally any automobile, truck, bicycle, motorcycle or other vehicle, aircraft, or boat or other vessel, for any purpose, without consent of the owner thereof or his authorized agent;

(b) To operate any bicycle that has not been properly registered with the Security Department, U.S. Naval Station, Midway Island, within one week after entering U.S. Naval Station, Midway Island, with such bicycle, or within 72 hours after ownership or possession thereof has been obtained on the Midway Islands;

(c) To operate any automobile, truck, bicycle, motorcycle or other vehicle, aircraft, or boat or other vessel, without due regard for safety of others;

(d) To operate any automobile, truck, bicycle, motorcycle, or other vehicle and disregard or disobey any traffic regulation, sign, or marking erected, inscribed, or placed by competent authority on the Midway Islands, including, but not limited to, "Stop," "Yield," "Speed," and "No Parking" signs;

(e) To operate a United States Government vehicle without holding a current United States Government operator's license for that type of vehicle;

(f) To operate a privately owned automobile, truck, motorcycle, or like motor vehicle without holding a valid operator's license from some State or territory of the United States;

(g) To operate any automobile, truck, bicycle, motorcycle, or other vehicle, aircraft, or boat or other vessel, or other means of conveyance while under the influence of alcoholic beverages, narcotic drugs, central nervous system stimulants, hallucinogenic drugs or barbituates; or

(h) To exceed the speed limit for automobiles, trucks, bicycles, motorcycles, or other vehicles. Unless otherwise posted, the speed limit throughout the Midway Islands is 15 miles per hour.

§ 762.29 [Reserved]

§ 762.30 Weapons offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) Other than a security patrolman or shore patrolman or other duly appointed official in the performance of an official duty, to carry a concealed pistol or other concealed firearm, or a concealed knife with a blade more than four inches long or with a blade capable of being opened by a mechanical device, commonly known as a switchblade knife; or

(b) Without proper authority, to keep or use in any place any dangerous weapons including rifles, shotguns, pistols, airguns, CO2 guns, pellet guns, and BB guns.

§ 762.31 [Reserved]

§ 762.32 Offenses against the environment.

It shall be unlawful for any person, while on the Midway Islands:

(a) Knowingly to place, throw, drop, or allow to drop any litter on any property or in any waters or beach. "Litter" means rubbish, refuse, and debris of whatever kind or description, whether or not it is of value;

(b) To grossly waste potable water; or

(c) To remove, injure, or destroy any wild bird, egg, or seal, or for any owner of a dog or other pet to allow knowingly such dog or other pet to remove, injure, or destroy any wild bird, egg, or seal, or for the parent or legal guardian of any minor child to allow knowingly such minor child to remove, injure, or destroy any wild bird, egg, or seal.

§ 762.33 [Reserved]

§ 762.34 Miscellaneous offenses.

It shall be unlawful for any person, while on the Midway Islands:

(a) To engage in a trade, business, or other commercial activity on Midway Islands without first obtaining written permission from the Commanding Officer, U.S. Naval Station, Midway Island;

(b) To smoke or ignite any fire in any designated and posted "No Smoking" area, or in the immediate proximity of any aircraft, fueling pit, or ordnance or pyrotechnic storage areas;

(c) Knowingly to report or cause to be reported to the Security Department, Fire Department, or any official thereof, or to any other public official; or willfully to activate, or cause to be activated, any alarm, that an emergency exists, knowing that such report or alarm is false. "Emergency," as used herein, includes any condition which results, or could result, in the response of a public official

in an emergency vehicle, or any condition which jeopardizes, or could jeopardize, public lives or safety, or results or could result in the evacuation of an area, building, structure, vehicle, aircraft, or boat or other vessel, or any other place by its occupants; or

(d) Intentionally to report to any shore patrolman, security patrolman, fireman, officer of the day, junior officer of the day, or other public official authorized to issue a warrant of arrest or make an arrest, that a crime has been committed, or make any oral or written statement to any of the above officials concerning a crime or alleged crime or other matter, knowing such report or statement to be false.

**§ 762.35 Attempt.**

(a) A person is guilty of attempt to commit a crime if he commits an act, done with the specific intent to commit an offense, amounting to more than mere preparation and tending, even though failing, to effect its commission.

(b) It shall be unlawful for any person, while on the Midway Islands to attempt to violate any section of subpart C, including all offenses adopted from title 37, "Hawaii Revised Statutes," as they now appear or as they may be amended or recodified. Any person convicted of an attempt to commit an offense shall be subject to the same appropriate penalties authorized under §§ 762.40 through 762.49 for the commission of the offense attempted, except that attempts of all offenses adopted under § 762.16, except those which are subject, under title 37, "Hawaii Revised Statutes," as it now appears or as it may be amended or recodified, to a penalty of imprisonment of six months or less or a fine of not more than $500, shall be punished as directed by appropriate sections of title 37, "Hawaii Revised Statutes," as they now appear or as they may be amended or recodified.

**§§ 762.36–39 [Reserved]**

**§ 762.40 Penalties for petty offenses.**

Whoever is found guilty of a violation of any petty offense under this subpart, other than § 762.28 (b) through (h), is subject to a fine of not more than $500 or imprisonment for not more than six months, or both.

**§ 762.41 [Reserved]**

**§ 762.42 Penalties for motor vehicle violations.**

Whoever is found guilty of a violation of any one of § 762.28 (b) through (h), is subject to a fine of not more than $100, imprisonment of not more than 30 days, or suspension or revocation of his privilege to drive a motor vehicle aboard U.S. Naval Station, Midway Island, or any combination of, or all of, these punishments.

**§ 762.43 [Reserved].**

**§ 762.44 Contempt.**

Judges of the Midway Islands Court may, in any criminal case or proceeding, punish any person for disobedience of any order of the court, or for any contempt committed in the presence of the court, by a fine of not more than $100, or imprisonment of not more than 30 days, or both.

**§§ 762.45–49 [Reserved].**

## Subpart D—Midway Islands Court; Rules of Criminal Procedure

**§ 762.50 Establishment; members; sessions.**

(a) There is created a "Midway Islands Court" which is vested with the judicial authority provided in this Part 762. The court shall consist of such Navy judge advocates as are designated by the Commanding Officer, U.S. Naval Station, Midway Island, or such other command as may be designated by the Commander in Chief, U.S. Pacific Fleet. In the absence of an appointment to the contrary, the most senior in date of rank of those appointed shall act as senior judge.

(b) The Senior Judge shall appoint someone under his authority to act as Clerk of the Court who will be responsible for maintaining a public docket containing such information as the Senior Judge may prescribe.

(c) Sessions of the court are held on the Midway Islands at times and places designated by the Senior Judge.

(d) Normally, not more than one judge shall be required to hear any individual case.

**§ 762.51 [Reserved].**

**§ 762.52 Attorney for the United States.**

The Senior Judge may appoint any judge advocate or attorney to represent the United States in any criminal case in the Midway Islands Court or on appeal to the Commandant, Fourteenth Naval District, or such other command as may be designated by the Commander in Chief, U.S. Pacific Fleet.

**§ 762.53 [Reserved]**

**§ 762.54 Criminal jurisdiction.**

The Midway Islands Court has jurisdiction over all petty offenses and other minor violations of this Part 762. The United States District Court for the District of Hawaii shall have jurisdiction over all other offenses adopted under § 762.16, Subpart C, over offenses against the laws of the United States, and over those offenses committed within the special maritime jurisdiction contained in the Act of June 15, 1950 (ch. 253, 64 Stat. 317).

**§ 762.55 Venue.**

Trial of all offenses under the jurisdiction of the Midway Islands Court shall be had at the U.S. Navy Station, Midway Island; trial of all other offenses shall be in the United States District Court for the District of Hawaii.

**§ 762.56 Rules of criminal procedure.**

(a) Sections 762.56 through 79 govern the procedure in criminal proceedings in the Midway Islands Court. They shall be construed to ensure simplicity in procedure and fairness in administration, and to eliminate unjustifiable expenses and delay.

(b) The judge of the court who presides at any trial or other criminal proceeding is responsible for the making of an appropriate record of the proceeding.

**§ 762.57 [Reserved]**

**§ 762.58 Release prior to trial and bail.**

(a) The release of any person arrested on the Midway Islands for a violation of this Part 762 shall be in accordance with 18 U.S.C. 3146 as it now appears or as it may be amended or recodified.

(b) When an offense has been charged by a citation issued by a security patrolman, shore patrolman, or other duly designated peace officer or the Commanding Officer, U.S. Naval Station, Midway Island, bail shall be set in the amount prescribed by the Senior Judge for the violation. The bail shall be paid in cash to the Clerk of the Court. The bail may be forfeited by the accused and the proceedings thereby terminated in the case of a violation of § 762.28 of this code that does not involve a moving vehicle collision or intoxication while driving, or with permission of the court in the case of any other offense charged by citation pursuant to § 762.84, Subpart E.

**§§ 762.59–61 [Reserved]**

**§ 762.62 Information.**

(a) Any petty offense may be prosecuted by a written information signed by the attorney charged with prosecuting the case. If, however, the offense is one for which issue of a citation is authorized by this Part 762 and a citation for the offense has been issued, the citation serves as the information. Offenses against the laws of the United States, offenses committed against the laws made applicable by the Act of June 15, 1950 (ch. 253, 64 Stat. 217), and offenses adopted under § 762.16 of Subpart C, except those which are subject, under title 37, "Hawaii Revised Statutes," as it now appears or as it may be amended or recodified, to a penalty of imprisonment for six months or less or a fine of not more than $500, or both, shall be referred to the United States Attorney, Hawaii, for appropriate disposition.

(b) A copy of the information shall be delivered to the accused or his counsel as soon as practicable after it is filed.

(c) Each count of an information may charge one offense only and must be particularized sufficiently to identify the place, the time, and the subject matter of the alleged offense. It shall refer to the provision of law under which the offense is charged, but any error in this reference or its omission may be corrected by leave of court at any time before sentence and is not grounds for reversal of a conviction if the error or omission did not mislead the accused to his prejudice.

**§ 762.63 [Reserved]**

**§ 762.64 Motions and pleas.**

(a) Upon motion of the accused at any time after filing of the information or copy of citation, the court may order the prosecutor to allow the accused to inspect and copy or photograph designated books, papers, documents, or tangible objects obtained from or belonging to the accused, or obtained from others by seizure or process, upon a showing that the items sought may be material to the preparation of his defense and that the request is reasonable.

(b) When the court is satisfied that it has jurisdiction to try the accused as charged, it shall require the accused to identify himself and state whether or not he has counsel. If he has no counsel, but desires counsel, the court shall give him a reasonable opportunity to procure counsel. If he cannot afford counsel or is unable to procure counsel after reasonable efforts have been expended, the court shall advise him of his right to have counsel appointed, and shall appoint a judge advocate or other lawyer counsel for the accused unless the accused shall have made a voluntary and intelligent waiver of his right to counsel.

(c) When both sides are ready for arraignment, or when the court determines that both sides have had adequate opportunity to prepare for arraignment, the court shall read the charges to the accused, explain them (if necessary), and, after the reading or stating of each charge in court, ask the accused whether he pleads "guilty" or "not guilty." The court shall enter in the record of the case the plea made to each charge.

(d) The accused may plead "guilty" to any or all of the charges against him, except that the court may at its discretion refuse to accept a plea of guilty, and may not accept a plea without first determining that the plea is made voluntarily and with understanding of the nature of the charge.

(e) The accused may plead "not guilty" to any or all of the charges against him. The court shall enter a plea of not guilty if the answer of the accused to any charge is such that it does not clearly amount to a plea of guilty or not guilty.

(f) The accused may, at any stage of the trial, with the consent of the court, change a plea of not guilty to one of guilty. The court shall then proceed as if the accused had originally pleaded guilty.

(g) Nothing contained in this subpart shall be construed to diminish any additional rights afforded military personnel under the Uniform Code of Military Justice.

**§ 762.65 [Reserved]**

**§ 762.66 Trial.**

(a) If the accused pleads not guilty or if a plea of guilty is not accepted by the court and a consequent plea of not guilty entered, the accused is entitled to a trial on the charges in accordance with the procedures prescribed in the Rules of Criminal Procedure for the United States District Courts, title 18, "United States Code," except as otherwise provided in this Part 762. There is no trial by jury for petty offenses.

(b) All persons shall give their testimony under oath or affirmation. The Senior Judge shall prescribe the oath and affirmation that may be administered by any judge or the Clerk of the Court.

(c) Upon completion of the trial, the court shall enter a judgment consisting of a finding or findings and sentence or sentences, or discharge of the accused.

**§ 762.67 [Reserved]**

**§ 762.68 Sentence.**

(a) If the court accepts a plea of guilty to any charge or charges, it shall make a finding of guilty on that charge.

(b) After a finding of guilty is made, either by virtue of an accepted plea of guilty or as the verdict of the court after trial, the court:

(1) May delay sentencing pending receipt of any presentencing report ordered by it;

(2) Shall, before imposing sentence, hear such statements, whether written or oral, by the prosecution and defense, if any, in regards to mitigation, extenuation, previous good character of the accused, matters in aggravation, and permissible evidence of bad character of the accused. In this regard, the accused or his counsel may introduce any reasonable statement he wishes in mitigation or extenuation or any evidence of previous good character. The prosecution may introduce evidence in aggravation including prior Federal, State, or Midway Islands convictions. The prosecution may introduce evidence of previous bad character only if the accused has introduced evidence of previous good character; and

(3) Shall thereafter impose any lawful sentence, including a suspended or partially suspended sentence; revocation or suspension of any Midway Islands automobile, truck, motorcycle, or other motor vehicle, or boat or other vessel permit in cases involving violations of § 762.28; or placement of accused on probation.

**§ 762.69 [Reserved]**

**§ 762.70 Subpoenas.**

(a) The Clerk of the Court shall issue subpoenas for the attendance of witnesses. The subpoena must include the name of the court and the title, if any, of the proceeding, and shall command each person to whom it is directed to attend and give testimony at the time and place specified therein. The clerk shall issue a subpoena to a party requesting it, setting forth the name of the witness subpoenaed.

(b) The clerk may also issue a subpoena commanding the person to whom it is directed to produce the books, papers, documents, or other objects designated therein. The court may direct that books, papers, and documents designated in the subpoena be produced before the court at a time before the trial or before the time when they are to be offered in evidence. It may, upon their production, allow the books, papers, documents, or objects or portions thereof to be inspected by the parties and their representatives.

(c) Any peace officer or any other person who is not a party and who is at least 18 years of age may serve a subpoena. Service of a subpoena shall be made by delivering a copy thereof to the person named.

(d) This section shall in no way be construed to limit Federal subpoena powers, laws, or rules.

**§ 762.71 [Reserved]**

**§ 762.72 Appeals.**

(a) The defendant in any criminal case may appeal from any judgment of the Midway Islands Court to the Commandant, Fourteenth Naval District, or such other command as may be designated by the Commander in Chief, U.S. Pacific Fleet, by filing a notice of appeal with the Senior Judge, and serving a copy on the attorney or judge advocate who represented the United States at trial.

(b) The notice must be served and filed within 15 days after the judgment of the Midway Islands Court.

(c) Upon receiving a notice of appeal, with proof of service on the attorney or judge advocate who represented the United States at trial, the Senior Judge shall forward the record of the case to the Commandant, Fourteenth Naval District.

(d) The appellant must serve and file a memorandum with the Commandant, Fourteenth Naval District, within 10 days after filing notice of appeal setting forth the grounds for appeal. The attorney or judge advocate who represented the United States at trial may file a reply memorandum within 10 days thereafter.

(e) The Commandant, Fourteenth Naval District, may affirm, dismiss, or modify the order of the court, or exercise any of the other powers of the court. The judgment of the Commandant, Fourteenth Naval District, is final.

(f) Cases tried in the United States District Court for the District of Hawaii shall be subject to Federal laws and rules applicable to appeals.

**§ 762.73 [Reserved]**

**§ 762.74 New trial.**

A judge of the court may order a new trial as required in the interest of justice, or vacate any judgment and enter a new one, on motion made within a reasonable time after discovery by the moving party of matters constituting the grounds upon which the motion for a new trial or vacation of judgment is made.

**§§ 762.75–79 [Reserved]**

## Subpart E—Warrants; Arrests; Special Procedures

**§ 762.80 Warrants.**

(a) *Arrest warrants.* (1) Any judge of the Midway Islands Court may issue a warrant for arrest if, upon complaint, it appears that there is probable cause to believe an offense has been committed and that the person named in the warrant has committed it. Probable cause, as used herein, means that there exist facts which are sufficient to lead a reasonably prudent and cautious man to a natural conclusion that the person to be arrested committed the offense for which he is to be arrested. The issuing officer shall:

(i) Place the name of the person charged with the offense in the warrant, or, if his name is not known, any name or description by which he can be identified with reasonable certainty;

(ii) Sign the warrant;

(iii) Describe in the warrant the offense charged;

(iv) Issue the warrant to a security patrolman, shore patrolman, or other duly designated peace officer for execution; and

(v) Place in the warrant a command that the person charged with the offense be arrested and brought before him.

(2) Each person making an arrest on the Midway Islands shall take the arrested person, without unnecessary delay, before the Commanding Officer, U.S. Naval Station, Midway Island, or a judge of the Midway Islands Court, as appropriate.

(3) The official before whom an arrested person is brought shall inform him of the complaint against him. The official shall also advise the arrested person that he has the right to remain silent and make no statement; that any statement made, whether oral or written, may be used against him, that he has the right to consult with a lawyer and to have a lawyer with him during questioning and to seek advice before answering any questions; that he may employ civilian counsel of his own choice and at his own expense; that if he cannot afford a lawyer, or is a service member, the court will appoint one for him if he so desires; and that, if he decides to answer questions, he has the right to stop answering at any time and terminate the interrogation. Before any security patrolman, shore patrolman, or other duly designated peace officer questions any person arrested, he must advise the arrested person of his rights, as set forth above, whether such questioning occurs before or after the arrested person is brought before the appropriate official as designated above in this section. No warnings need be given, however, prior to general on-the-scene questioning or identification inquiries.

(b) *Search warrants.* (1) Any judge of the Midway Islands Court may issue a warrant for search and seizure, if, after dispassionate and impartial consideration of all evidence, information, and circumstances involved, probable cause is deemed to exist. Probable cause, as used herein, means reliable information that would lead a reasonably prudent and cautious man to a natural belief that:

(i) An offense probably is about to be, is being, or has been committed;

(ii) Specific fruits or instrumentalities of the crime, contraband, or evidence, exists; and

(iii) Such fruits, instrumentalities, contraband, or evidence are probably in a certain place.

(2) If, after considering all information, the judge shall decide to issue a search warrant, such warrant shall specifically include the following information:

(i) The time and date the warrant was requested;

(ii) The name and capacity of the person, official, security patrolman, shore patrolman, or other duly designated peace officer requesting the warrant;

(iii) The name and address of the person(s) suspected and the specific offense(s) of which he is suspected;

(iv) The address, place, or structure which is to be searched;

(v) The general nature of the items intended to be seized;

(vi) The information presented or reasons for suspecting the suspected person(s) in general; and

(vii) An authorization to search the described place for the property specified and, if the property is found there, to seize it, followed by the date, time, capacity, and signature of the judge issuing such warrant.

(3) A search warrant must be executed and returned to the issuing authority within five days after the date of issuance. A search warrant executed within the five-day period shall be deemed to have been timely executed and no further showing of timeliness need be made.

(4) Security patrolmen, shore patrolmen, and other duly designated peace officers or other designated personnel conducting searches shall do so in accordance with the issued warrant.

(5) Any property seized as a result of a search or in connection with an alleged offense (unless property is highly perishable) is to be retained in a secure place pending trial in accordance with the orders of the court. All seized property shall be securely tagged with the following information:

(i) Date seized;

(ii) Property searched and location of seized article(s) when so seized;

(iii) Person ordering search and warrant number;

(iv) Signatures of person searching and witness; and

(v) Place where property is now located and names and addresses of any persons who have had custody thereof prior to deposit in the secure place required by this subsection. A complete chain of custody record is to be kept.

(6) The property must be produced in court, if practicable. At the termination of the trial, the court shall restore the property or the funds resulting from the sale of the property to the owner, or make such other proper order as may be required and incorporate its order in the record of the case.

(c) *Sanitation and fire prevention inspection.* (1) Any judge of the Midway Islands Court may issue a warrant to inspect property on the Midway Islands for purposes of maintaining sanitation and fire prevention.

(2) Such warrant shall indicate:

(i) The time and date the warrant was requested;

(ii) The name and capacity of the person requesting the warrant;

(iii) Property description or address of place or structure to be inspected;

(iv) General purpose of inspection;

(v) Date and time inspection intended to be made; and

(vi) An authorization to inspect the described place for the purpose specified, followed by the date, time, capacity, and signature of judge issuing the warrant.

**§ 762.81 [Reserved]**

**§ 762.82 Arrests.**

(a) Any person may make an arrest on the Midway Islands, without a warrant, for any crime (including a petty offense) that is committed in his presence.

(b) Any security patrolman, shore patrolman, or other duly designated peace officer may, without a warrant, arrest any person on the Midway Islands who violates any provision of this Part 762 or commits a crime that is a violation of the laws of the United States or the laws made applicable to the Midway Islands under the Act of June 15, 1950 (ch. 253, 64 Stat. 217), in his presence, or that he has probable cause to believe that person to have committed.

(c) In making an arrest, a security patrolman, shore patrolman, or other duly designated peace officer must display a warrant, if he has one, or otherwise clearly advise the person arrested of the violation alleged, and thereafter require him to submit and be taken before the appropriate official on the Midway Islands.

(d) In making an arrest, a security patrolman, shore patrolman, or other duly designated peace officer may use only the degree of force needed to effect submission, and may remove any weapon in the possession of the person arrested.

(e) A security patrolman, shore patrolman, or other duly designated peace officer may, whenever necessary to enter any building, vehicle, aircraft, or vessel to execute a warrant of arrest, force an entry after verbal warning.

(f) A security patrolman, shore patrolman, or other duly designated peace officer may force an entry into any building, vehicle, aircraft, or vessel whenever:

(1) It appears necessary to prevent serious injury to persons or damage to property, and time does not permit the obtaining of a warrant;

(2) To effect an arrest when in hot pursuit; or

(3) To prevent the commission of a crime which he reasonably believes is being committed or is about to be committed.

**§ 762.83 [Reserved]**

**§ 762.84 Citation in place of arrest.**

In any case in which a security patrolman, shore patrolman, or other duly designated peace officer may make an arrest without a warrant, he may, under such limitations as the Commanding Officer may impose, issue and serve a citation, or serve a citation issued by the Commanding Officer, on a person in place of arresting him if the officer considers that the public interest does not require an arrest. The citation must briefly describe the offense charged and direct the accused to appear before the Midway Islands Court at a designated time and place.





**§ 762.85 [Reserved]**

**§ 762.86 Abatement of nuisance.**

Whenever the Commanding Officer determines that, on any premises on the Midway Islands, a condition exists that is unsanitary or hazardous, that may be injurious to the public, or is otherwise a nuisance, he may order the condition abated. If the legal custodian of the premises concerned does not take action to abate the nuisance within 30 days after the order is issued, the Commanding Officer may enter on the premises and abate the nuisance for, and at the expense of, the custodian.

**§§ 762.87–89 [Reserved]**

**Subpart F—Registration and Permit Regulations**

**§ 762.90 Registration of certain property.**

(a) Each person who has custody of any of the following on the Midway Islands shall register it with the Commanding Officer:

(1) A privately owned motor vehicle;

(2) A privately owned boat;

(3) An animal;

(4) Any device, weapon, or instrument designed for inflicting bodily injury, including a gun, pistol, or other firearm operated by air, gas, spring, or otherwise;

(5) Any narcotic or dangerous drug not obtained on prescription, and all poisons other than commonly used household poisons or toxic substances; or

(6) Any known explosive.

(b) Each person who obtains custody of an article described in paragraph (a) (4), (5), or (6) of this section shall register it immediately upon obtaining custody. Each person who obtains custody of any other article described in paragraph (a) of this section shall register it within 10 days after obtaining custody.

**§ 762.91 [Reserved]**

**§ 762.92 Permits.**

Subject to reasonable restrictions and conditions that he considers appropriate, the Commanding Officer, U.S. Naval Station, Midway Island, may require a Midway Islands permit for the following:

(a) Any business, commercial, or recreational activity conducted for profit, including a trade, profession, calling, or occupation, or an establishment where food or beverage is prepared, offered, or sold for human consumption (except for personal or family use);

(b) The practice of any medical profession, including dentistry, surgery, osteopathy, and chiropractic;

(c) The erection of any structure or sign, including a major alteration or enlargement of an existing structure;

(d) The discharge of explosives or fireworks or of firearms, guns, or pistols operated by air, gas, spring, or otherwise, or any other weapon;

(e) The burial of any human or animal remains, except that fish and bait scrap may be buried at beaches where fishing is permitted without obtaining a permit;

(f) Keeping or maintaining any animal, including dogs;

(g) All vehicles (including bicycles), and operators thereof, except aircraft. The operator of a vehicle shall display his permit or permit number on the vehicle in a place and manner prescribed by the Commanding Officer;

(h) Boats and boat operators. The operator of a boat or other vessel shall display his permit or permit number on or in the vessel in a place and manner prescribed by the Commanding Officer;

(i) Food handlers;

(j) Drugs and narcotics not obtained on prescription, and poisons other than commonly used household poisons or toxic substances; or

(k) Building construction.

**§ 762.93 [Reserved]**

**§ 762.94 Expiration of permits.**

(a) Each Midway Islands permit expires on the earliest of the following dates:

(1) Two years after the date it is issued;

(2) The date specified on the permit;

(3) In the case of a motor vehicle, boat, or other vessel, or firearm, the date its custody is transferred to any person other than the holder of the permit therefor; or

(4) The date it is revoked by the Commanding Officer.

(b) Notwithstanding paragraph (a) (1) of this section, the Commanding Officer may issue a permit for a period longer than two years to coincide with the terms of any agreement between the Department of the Navy and the permit holder, applicable to the Midway Islands.

**§ 762.95 [Reserved]**

**§ 762.96 Revocation or suspension of permits.**

(a) The Commanding Officer may, after notifying the holder of a Midway Islands permit and giving him an opportunity to be heard, order the permit suspended or revoked for cause, including:

(1) Lack of physical fitness required to hold the permit;

(2) Lack of roadworthiness of a vehicle, or of seaworthiness of a boat or other vessel;

(3) Lack of need for the permit;

(4) Breach of any term or condition of the permit; or

(5) Conviction for violation of any regulation of this Part 762 where the violation is related to activities conducted under the permit.

(b) In any case in which he determines that an emergency exists requiring immediate action, the Commanding Officer may issue an order of suspension or revocation, effective immediately, without notice. However, the permit holder may, within 10 days after the suspension or revocation, request a hearing. If he so requests a hearing, he is entitled to it. The emergency order is not stayed pending hearing.

**§§ 762.97–99 [Reserved]**

**Subpart G—Civil Small Claims Law**

**§ 762.100 Applicable law and jurisdiction over small claims.**

(a) The Midway Islands Court shall have jurisdiction over civil cases for the recovery of money only where the amount claimed does not exceed $500 exclusive of the interest and costs except as provided by § 762.108.

(b) The court's jurisdiction is further limited in that no such claim cognizable under paragraph (a) of this section shall be within the court's jurisdiction unless:

(1) The claim arises or has arisen on the Midway Islands;

(2) All plaintiffs and all defendants reside, at the time of trial, on the Midway Islands; and

(3) The claim does not fall within the special maritime jurisdiction under the Act of June 15, 1950 (ch. 253, 64 Stat. 217).

(c) Actions shall be commenced and maintained in the Midway Islands Court under the procedures set out below and conducted in such a manner as to do substantial justice and equity between the parties. When acting on such actions, the court shall be termed the Small Claims Court.

**§ 762.101 [Reserved]**

**§ 762.102 Small claims procedure; complaint and service.**

(a) Actions shall be commenced in the court by the filing of a statement of claim, in concise form and free of technicalities. All claims shall be verified by the claimant, whether as a party plaintiff or counterclaimant, or by his agent, by oath or affirmation in the form herein provided, or its equivalent. The Clerk of the Court shall, at the request of an individual, prepare the statement of claim and other papers required to be filed in an action in the court, but his services shall not be available to a corporation, partnership, or association, or to any individual proprietorship in the preparation of the statements or other papers. A copy of the statement of claim and verification shall be made a part of the notice to be served upon the defendant named therein. The mode of service shall be by personal service, by registered mail, or by certified mail with return receipt.

(b) When notice is to be served by registered mail or by certified mail, the clerk shall enclose a copy of the statement of claim, verification, and notice in an envelope addressed to the defendant, prepay the postage with funds obtained from plaintiff, and mail the papers forthwith, noting on the records the day and hour of mailing. When the receipt is returned with the signature thereon of the party to whom addressed, the clerk shall attach it to the original statement of claim, and it shall constitute prima facie evidence of personal service upon the defendant.

(c) When notice is served personally, the server shall make proof of service by affidavit sworn to before the Clerk of

the Court or before any notary public, showing the time and place of the service.

(d) The actual cost of service shall be taxable as costs.

(e) The statement of claim, verification, and notice shall be in the following or equivalent form:

IN THE MIDWAY ISLANDS SMALL CLAIMS COURT

---

(Plaintiff)

---

(Address)

vs.

---

(Defendant)

STATEMENT OF CLAIM

(Here the claimant, whether as party plaintiff or counterclaimant, or at his request the clerk, will insert a concise statement of the plaintiff's claim, and the original, to be filed with the clerk, may, if action is on a contract, express or implied, be verified by the plaintiff or his agent, as follows:

THE MIDWAY ISLANDS SS

---

being first duly sworn on oath says the foregoing is a just and true statement of the amount owing by defendant to claimant, whether as party plaintiff or counterclaimant, exclusive of all set-offs and just grounds of defense.)

---

[Plaintiff (or agent)]

Subscribed and sworn to before me this ---- day of ----------, 19-----.

---

Clerk (or notary public)

NOTICE

TO: ----------

Defendant

---

Home address

---

Business address

You are hereby notified that ---------- has made a claim and is requesting judgment against you in the sum of ---------- dollars ($-------), as shown by the foregoing statement. The court will hold a hearing upon this claim on ---------- at --m. in the Small Claims Court at ----------

(address of court)

You are required to be present at the hearing in order to avoid judgment by default.

If you have witnesses, books, receipts, or other writings bearing on this claim, you should bring them with you at the time of the hearing.

If you wish to have witnesses summoned, see the clerk at once for assistance.

If you admit the claim, but desire additional time to pay, you must come to the hearing in person and state the circumstances to the court.

You may come with or without an attorney.

[Seal] ----------

*Clerk of the Court,*
*Midway Islands Court.*

(f) The foregoing verification entitles the plaintiff to a judgment by default, without further proof, upon failure of defendant to appear, if the claim of the plaintiff is for a liquidated amount. If the amount is unliquidated, the plaintiff shall be required to present proof of his claim.

(g) The clerk shall furnish the plaintiff with a notice of the day and hour set for the hearing. The hearing shall not be less than 15 days nor more than 30 days from the date of the filing of the action unless a continuance is granted by the judge for good cause shown. All actions filed in the court shall be made returnable therein.

**§ 762.103 [Reserved]**

**§ 762.104 Time limitations.**

All claims must be commenced as set out in § 762.102, subpart G of this Part 762, within two years after the claim arises. A claim for money arises when it is due, owing, and unpaid.

**§ 762.105 [Reserved]**

**§ 762.106 Costs and fees; waiver.**

The fee for issuing summons and copies, trial, judgment, and satisfaction in an action in the Small Claims Court shall be not more than $5. Other fees shall be as the court prescribes. The judge may waive the prepayment of costs or the payment of costs accruing during the action upon the sworn statement of the plaintiff or upon other satisfactory evidence of his inability to pay the costs. When costs are so waived the notation to be made on the records of the court shall be "Prepayment of costs waived" or "Costs waived." The terms "pauper" or "in forma pauperis" may not be employed in the court. If a party fails to pay accrued costs, though able to do so, the judge may deny him the right to file a new case in the court while the costs remain unpaid, and likewise deny him the right to proceed further in any case pending in the court.

**§ 762.107 [Reserved]**

**§ 762.108 Set-off or counterclaim; pleading; retention of jurisdiction.**

If the defendant, in an action in the Small Claims Court, asserts a set-off or counterclaim, the judge may require a formal and concise plea of set-off to be filed, or may waive the requirement. If the plaintiff requires time to prepare his defense against the counterclaim or set-off, the judge may continue the case for that purpose. When the set-off or counterclaim is for more than the jurisdictional limit of the Small Claims Court, as provided by § 762.100, but is for less than $1,000, the action shall remain in the Small Claims Court and be tried therein in its entirety. No set-off or counterclaim for an amount greater than $1,000 may be asserted in the Small Claims Court.

**§ 762.109 Jury trial; demand.**

In a case filed or pending in the Midway Islands Court under § 762.100 in which a party entitled to a trial by jury under amendment VII, United States Constitution, files a demand therefor, the case shall be assigned to and tried in the United States District Court for the District of Hawaii under the procedure provided for jury trials in that court.

**§ 762.110 Pre-trial settlement.**

On the return day specified by § 762.102 (g), or at such later time as the judge sets, the trial shall be had. Immediately prior to the trial of a case, the judge shall make an earnest effort to settle the controversy by conciliation. If no settlement is effected, the judge shall proceed with the hearing on the merits pursuant to § 762.112.

**§ 762.111 [Reserved]**

**§ 762.112 Trial.**

(a) The parties and witnesses shall be sworn. In any case in which the civil rights, powers, and duties of any person on the Midway Islands are not otherwise prescribed by the laws of the United States or the laws made applicable under the Act of June 15, 1950 (ch. 253, 64 Stat. 217), the judge shall conduct the trial in such manner as to do substantial justice between the parties according to the rules of substantive law, as contained in the *"Hawaii Revised Statutes"*, as they now appear or as they may be amended or recodified, and Hawaii case law. In this regard, the judge is not bound by statutory provisions or rules of practice, procedure, pleading, or evidence, except provisions related to privileged communications.

(b) If the defendant fails to appear, judgment shall be entered for the plaintiff by default as provided by § 762.102 (f) or under rules of court, or on ex-parte proof. If the plaintiff fails to appear, the action may be dismissed for want of prosecution, or a nonsuit may be ordered, or defendant may proceed to trial on the merits, or have default judgment entered in his favor on any counterclaim filed in the manner provided herein for a plaintiff, or the case may be continued or returned to the files for further proceedings on a later date, as the judge directs. If both parties fail to appear, the judge may return the case to the files, or order the action dismissed for want of prosecution, or make any other disposition thereof as justice requires.

(c) Notwithstanding any provision of law requiring the licensing of practitioners, any person may, with the approval of the court, appear on behalf of himself or another in the Small Claims Court. The services of an unlicensed person appearing under this subsection shall be without compensation, either by way of direct fee, contingent fee, or otherwise.

(d) The judge of the court who presides at any trial is responsible for the making of an appropriation record of the proceeding.

**§ 762.113 [Reserved]**

**§ 762.114 Judgments.**

After trial, the judge may immediately render his decision and enter judgment or take the case under submission. In all cases, the judge should render a decision and enter appropriate judgment within 20 days after the close of the trial.





**§ 762.115 [Reserved]**

**§ 762.116 Award of costs.**

In any action pursuant to this subpart the award of costs is in the discretion of the court, which may include therein the reasonable cost of bonds and undertakings, and other reasonable expenses incident to the action, incurred by either party. No attorneys' fees or commissions shall be allowed or awarded by any judgment of the Small Claims Court.

**§ 762.117 [Reserved]**

**§ 762.118 No appeal.**

There shall be no appeal from a judgment of the court, but the court may alter or set aside any judgment upon application of either party after review of the record.

**§ 762.119 [Reserved]**

**§ 762.120 Judgment creditors and remedies.**

(a) After any final judgment is rendered by the court, the judgment debtor concerned may deposit the sum adjudged owed with the court for payment of the claim, pay the judgment creditor directly, or make such other fair and reasonable agreement for payment or settlement of the claim with the judgment creditor. Payment, in full or by agreement or settlement between the parties after final judgment has been rendered, shall satisfy the judgment and extinguish the claim.

(b) If voluntary payment is not made by the judgment debtor after final judgment is rendered, in an action pursuant to §§ 762.100 through 113, the judge shall, upon motion of the party obtaining judgment, order the appearance of the party against whom the judgment has been entered, but not more often than once each week for four consecutive weeks, for oral examination under oath as to his financial status and his ability to pay the judgment, and the judge shall make such supplementary orders as seems just and proper to effectuate the payment of the judgment upon reasonable terms.

(c) Any final judgment of the Small Claims Court shall upon order of the court become a statutory lien upon any and all personal property owned by the judgment debtor concerned and located on the Midway Islands. Such lien may be enforced by attachment, levy, judicial sale, or as the court may otherwise direct.

**§§ 762.121–125 [Reserved]**

**§ 762.126 Parties.**

Wherever the term party or parties appears herein, or any reference is made to individuals desiring to present a claim, then such term or terms of reference shall mean and include a party defendant having a counterclaim, offset, or crossclaim to present in the action.

**§ 762.127 [Reserved]**

**§ 762.128 Forms and public information.**

The Midway Islands Court shall cause to be published an information booklet or sheet describing, in language readily understandable by a layman, the procedures of the Small Claims Court, the remedies available upon judgment in the Small Claims Court, and such other information as will facilitate the utilization of the small claims procedure; and shall also cause to be made and printed such standardized forms as may be utilized throughout the small claims procedure prior to, upon, and after judgment.

**§ 762.129 [Reserved]**

**Subpart H—Savings Clause**

**§ 762.130 Severability of subparts, sections, provisions.**

In the event that any subpart, section, subsection, or provision of this Part 762 shall be declared unconstitutional or superseded by applicable Federal legislation, the remainder shall nevertheless remain valid and shall be applied so as to be consistent with such constitutional provisions or overriding legislation.

Dated: August 7, 1975.

WILLIAM O. MILLER,
*Rear Admiral, JAGC, U.S. Navy,*
*Acting Judge Advocate General.*

[FR Doc.75-21443 Filed 8-14-75;8:45 a.m.]

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

### [ 50 CFR Part 20 ]

### MIGRATORY BIRDS

### Proposed Rule Making

Notice is hereby given that pursuant to the authority contained in the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 703–711), it is proposed to amend Part 20 of Title 50, Code of Federal Regulations. This is the fourth and last in a series of proposed rule making notices relating to the establishment of hunting regulations in the continental United States for the 1975–76 season, and deals specifically with proposed frameworks for waterfowl, coots and gallinules; lesser sandhill cranes in parts of North Dakota, South Dakota, New Mexico, Texas, Colorado, Oklahoma, Montana, and Wyoming; and common (Wilson's) snipe in the Pacific Flyway.

The first notice, dealing specifically with amendments affecting Puerto Rico and the Virign Islands, was published in the FEDERAL REGISTER on April 18, 1975 (40 FR 17263) with a comment period ending May 18, 1975. The second notice, dealing specifically with amendments affecting continental United States and Hawaii, was published in the FEDERAL REGISTER on May 8, 1975 (40 FR 20090) with a comment period ending June 7, 1975, later extended to June 25, 1975, through publication in the FEDERAL REGISTER on June 9, 1975 (40 FR 24527). The third notice, dealing specifically with frameworks for certain migratory game birds and with proposed regulations for Canada geese in the Horicon Zone of Wisconsin, was published in the FEDERAL REGISTER on July 2, 1975 (40 FR 27943) with a comment period ending July 17, 1975.

The Director intends that finally adopted rules be as responsive as possible to all concerned interests. In this connection, the Final Environmental Statement for the Issuance of Annual Regulations Permitting the Sport Hunting of Migratory Birds (FES 75–54) was filed with the Council on Environmental Quality on June 6, 1975, and notice of availability was published in the FEDERAL REGISTER on June 13, 1975 (40 FR 25241).

The annual meeting of the Director's Waterfowl Advisory Committee convened on August 5, 1975, in Washington, D.C., in accordance with the notice published in the FEDERAL REGISTER on July 10, 1975 (40 FR 29096). This meeting was open to the public and statements by interested persons were invited.

Final rule making was published in the FEDERAL REGISTER on July 18, 1975 (40 FR 30268) on the frameworks for the 1975–76 hunting season for Puerto Rico and the Virgin Islands. Final rule making was published in the FEDERAL REGISTER on August 6, 1975, on Final 1975–76 Migratory Game Bird Hunting Regulations (Part); on Final Regulations Frameworks for 1975–76 Hunting Seasons on Certain Migratory Game Birds; and on the Amendments to § 20.105(d), Subpart K, Title 50 Code of Federal Regulations.

Summarized information on the status of certain migratory game birds follows.

#### AVAILABILITY OF POPULATION AND HARVEST DATA

Since the basic waterfowl frameworks were first proposed on May 5, 1975 (40 FR 20090) data from a number of surveys have become available. Among these are the January 1975 winter waterfowl survey, the U.S. waterfowl hunter questionnaire survey from the 1974–75 hunting season, the waterfowl harvest, species, age, and sex composition survey from the same hunting season, the May waterfowl breeding population survey, the July waterfowl production survey, satellite imagery of Arctic goose production areas, reports from various ground studies, and harvest surveys conducted by the Canadian Wildlife Service. Information from these surveys was distributed in unpublished administrative reports and the Service's "1975 Waterfowl Status and Fall Flight Forecast." These reports and supporting information are available for review at the Office of Migratory Bird Management, U.S. Fish and Wildlife Service, Patuxent Wildlife Research Center, Laurel, Maryland. Summarized findings from the 1975 waterfowl breeding ground surveys follow.

#### WATERFOWL STATUS

Geese—Satellite imagery of arctic and subarctic regions and reports from field crews indicate that generally excellent habitat conditions for most geese prevailed in 1975. Exceptions are the north slope of Alaska and Wrangel Island, U.S.S.R. where spring breakup was later than usual. Excellent production is indicated and fall flights of geese are expected to compare favorably with the outstanding flights of 1973, except for northern Alaska and Wrangel Island, where production may be average or below.



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Ducks—Habitat conditions in prairie Canada and the north-central United States were favorable for waterfowl production. Production habitat of excellent quality was widely available. Weather conditions generally were conducive to good waterfowl production. The 1975 total duck breeding population index was 2 percent above 1974 and 3 percent above the 1955–74 average. The mallard breeding population index was 6 percent above last year's and 10 percent below the 1955–74 average. The combined production index for all ducks species was 9 percent above 1974. Based on population and production data from surveyed areas, fall flight indices are 12 percent and 10 percent greater than 1974 for the Central and Mississippi Flyways, respectively. Fall flights into the Atlantic and Pacific Flyways are expected to be similar to those of 1974. Based upon the somewhat improved waterfowl situation in 1975, some small modifications in season lengths and bag limits are proposed for the 1975–76 waterfowl hunting seasons.

REDHEADS AND CANVASBACKS

Populations of both redheads and canvasbacks have made substantial recovery during the past three years, when restrictive regulations have been in effect. Surveys of wintering populations in January 1975 indicated that nationwide redhead numbers were 23 percent above the 10-year average, while canvasbacks were 21 percent above the long-term average. The May 1975 breeding population survey further substantiated the improved status of both species. The redhead breeding population index was 35 percent above 1974 and 45 percent above the 1955–74 average. The canvasback index was 22 percent above 1974 and 20 percent above the long-term average. Habitat conditions are favorable and excellent production is anticipated for both species. High water levels on the breeding grounds this summer suggest that average to better than average conditions will be available to breeding populations returning north in 1976.

In view of the improved breeding population status, favorable production and potentially good habitat conditions in 1976, a limited additional redhead harvest opportunity is justifiable in areas where canvasbacks are uncommon. Historical harvest data from nationwide harvest surveys were examined to ascertain areas where redheads have been taken but where the canvasback harvest has been small. The review indicated that both species were frequently harvested in the same areas; however, the same data demonstrated that certain areas exist along the central and southern Texas Gulf Coast, in the upper midwest, and offshore from western Florida where insignificant numbers of canvasbacks were harvested. In these few areas of the Central, Mississippi, and Atlantic Flyways previously closed to redhead and canvasback hunting, it is proposed that hunters be allowed 1 redhead or 1 canvasback daily. If a point system is selected in these States, birds of each species are assigned 100 points.

Redhead and canvasback populations in the Pacific Flyway have distributional patterns differing from those of the three eastern flyways; consequently, different harvest regulations are warranted. In the Pacific Flyway, last winter's surveys indicated that both redhead and canvasback numbers were above the long-term average. Consequently, it is proposed that all area closures in the Pacific Flyway be removed and that the daily bag limit be 2 redheads or 2 canvasbacks or 1 of each. In the 1974–75 hunting season, the bag limit outside closed areas was 2 redheads and 1 canvasback. It is further proposed in 1975–76 that hunters in the San Francisco-Suisun Bay area of California be permitted only 1 canvasback daily and in possession. This is the most important concentration area for canvasbacks in the Pacific Flyway.

The regulations proposed for the 1975–76 hunting season are designed to permit some increased harvest of redheads without unduly increasing the harvest of canvasbacks.

WESTERN LOUISIANA ZONE

Since the creation of administrative waterfowl flyways in 1948, Louisiana has been considered a Mississippi Flyway State and regulations there have been established accordingly. Information from waterfowl distribution and migration studies suggests that ducks from the Central as well as the Mississippi Flyway contribute to fall waterfowl populations and harvests in the State. The quantity of data presently available, however, is insufficient to clearly establish the relationship between Louisiana's harvest and the two Flyways.

The proposed provision for a 5-day extension of the season on ducks and coots in the western portion of Louisiana is part of a cooperative program aimed at obtaining additional information concerning the relation of Louisiana's waterfowl to the two Flyways. The western Louisiana zone is an area having an abundance of ducks such as pintails, gadwalls, shovelers and teal at the time when the additional days are proposed. These species apparently are subjected to relatively light shooting pressures en route to Louisiana and it is believed that the increase in harvest that would occur under this proposal would not be detrimental to these populations. The proposed zone excludes areas where the bulk of the harvest of wood ducks and diving ducks occurs. The early opening date specified for the zone provides that the additional harvest will occur before mallards become abundant in Louisiana.

ALEUTIAN CANADA GOOSE

Complete or partial closure to hunting of Canada geese in three areas in California will be in effect during the 1975–76 waterfowl season. This will serve to give greater protection to the Aleutian Canada goose on its wintering grounds.

The Aleutian Canada goose is the rarest of all North American geese and is presently listed as an endangered species by the U.S. Department of the Interior. The known population is less than 1,000 birds. The species nests in the wild only on Buldir Island of the Aleutian Islands, Alaska. Nine of 119 banded wild birds from Buldir Island were recovered and reported last winter in three California areas during the waterfowl hunting season. With the discovery of these specific migration and wintering areas, previously unknown, the Service in cooperation with the California Department of Fish and Game is taking regulatory action to restrict the hunting of Canada geese in these areas.

By virtue of the Endangered Species Act of 1973, a restoration program is under way to reestablish the Aleutian goose in parts of its former range. The essential elements of this program include: (1) control or elimination of introduced Arctic foxes on certain of the Aleutian Islands, (2) reestablishment of the Aleutian goose on fox-free islands, and (3) providing specific regulatory protection for Aleutian Canada geese on known breeding, migration and wintering areas in the United States.

These restrictions will provide protection to the Aleutian Canada goose while at the same time interfering as little as possible with the hunting of more secure goose populations.

SNOW GEESE IN THE ATLANTIC FLYWAY

A season on snow geese (including blue geese) is being proposed in the Atlantic Flyway for the 1975–76 season. No hunting of snow geese has been permitted in the Atlantic Flyway since 1931, specifically because of the formerly tenuous population status of the greater snow goose, a subspecies restricted to the Atlantic Flyway. The greater snow goose population numbered approximately 7,000 birds when the hunting ban was invoked.

Aerial photographic counts on the St. Lawrence River staging area made in May 1975 by the Quebec Wildlife Service indicated a population of 154,000 birds. Breeding ground habitat evaluations based on satellite imagery and local ground surveys in the high Arctic suggest an excellent production year. Consequently, the fall flight of greater snow geese in 1976 should approach 200,000 birds.

The greater snow goose has been hunted continuously in Canada since the Migratory Bird Treaty Convention of 1916. Most hunting occurs on a 100-mile stretch of the St. Lawrence River northeast of Quebec City where the species gathers prior to migration. Total Canadian annual harvest has never exceeded 7,000 birds. It is estimated that the 1975 U.S. harvest, as a result of the proposed season, will be less than 10,000 birds and is not expected to exceed 5,000 birds. The combined Canada-U.S. greater snow goose harvest, therefore, will not exceed 10 percent of the fall flight. It is anticipated that approximately 60 percent of the harvest will be composed of immature birds; about the same proportion of the harvest will be represented by females. The proposed season is based on recognition that through sustained management efforts the population has grown to the level that a harvest may be taken without jeopardizing the resource.





Greater snow goose depredations have occurred with increasing frequency since 1970. Field feeding birds have caused damage to winter wheat crops in coastal regions of North Carolina and Virginia. Salt marsh cordgrass habitat has been damaged extensively in New Jersey wintering areas by feeding greater snow geese; and Canadian officials have expressed the fear that the St. Lawrence River staging area habitat may not be capable of supporting larger greater snow goose populations. The harvest of greater snow geese may alleviate these problems to a degree.

Management capabilities are unique with respect to greater snow geese. All breeding areas, staging areas, migration routes, and wintering areas are well known. Spring and fall staging area population estimates based on aerial photographic counts and ground surveys cover approximately 95 percent of the total population. Satellite imagery now provides an early indication of the year's reproductive success. Productivity is evaluated more precisely by measures of population age structure of flocks on the wintering grounds. Hence, a comprehensive evaluation of the annual status of the greater snow goose population is readily available. Appropriate yearly adjustments in harvest regulations can be made as the data warrant.

The 1975 season regulations refer to snow geese generally, because some lesser snow geese (including blue geese) gather with greater snow goose flocks on the wintering grounds. However, the lesser snow goose is the most numerous goose on the North American continent, and it will not be adversely affected by the limited harvest expected.

An emergency closure provision is included in the snow goose season regulation to provide insurance against excessive harvest in the event that greater snow goose productivity did not approach the expected level in 1975.

The snow goose season in the Atlantic Flyway has the support of the Atlantic Flyway Council and several national conservation organizations. No opposition to the proposal was expressed at the Director's Waterfowl Advisory Committee meeting on August 5, 1975.

A draft environmental assessment on the proposed resumption of snow goose hunting in the Atlantic Flyway has been prepared. Copies are available upon request.

ATLANTIC BRANT IN THE ATLANTIC FLYWAY

A limited season on brant in the Atlantic Flyway is proposed for 1975–76. The brant season has been closed in the Flyway since 1972. Winter inventory counts in 1972 totaled 73,000 birds, a decline of more than 50 percent from the 1971 winter inventory count of 151,000 birds. Associated with the reduced brant numbers were: (1) reproductive failure on the breeding grounds in 1971; (2) failure of the sea lettuce crop in New Jersey brant wintering areas. The latter condition caused brant to feed in salt marsh habitats and fields where they were more vulnerable to hunting. The brant harvest in 1971–72 was more than double the normal harvest of the past 10 years. A second reproductive failure, in the summer of 1972, reduced the brant to its lowest population level since the 1930's. The winter inventory count of brant in January of 1973 was 40,000 birds.

Since the 1972 closure was invoked, brant have increased significantly. This is attributed to two years of high productivity, in 1973 and 1975. In 1973, the brant population increased from 40,000 birds to 87,000 birds. This population level was maintained in 1974, due to only fair production in the summer of 1974. Production in 1975 is expected to be greater than in 1973. Conditions on the breeding grounds this year, based on satellite imagery, are superior to conditions that existed in 1973. Field reports from Canadian biologists in the high Arctic indicate intensive nesting, and large clutches. A 1975 fall flight of brant approaching 155,000 birds is anticipated.

Several brant population models have been developed to measure the effect of harvest on subsequent breeding populations. It is evident that brant could be harvested safely under the proposed regulations if production in 1975 is within 20 percent of 1973 production.

To ensure against excessive harvest, an emergency closure provision is included in the season proposal. The opening date for the brant season will be delayed until November 10, to permit productivity surveys and winter food supply surveys to be conducted. If these surveys show a deficiency in either the number of brant in the population, or the quantity and distribution of food available, the brant hunting season will be reduced or closed, depending on the nature and severity of the situation.

A draft environmental assessment on the proposed resumption of brant hunting in the Atlantic Flyway has been prepared. Copies are available upon request.

FINALIZATION OF REGULATORY PROPOSALS

The final promulgation of migratory bird hunting regulations for waterfowl, coots and gallinules; lesser sandhill cranes in parts of North Dakota, South Dakota, New Mexico, Texas, Colorado, Oklahoma, Montana, and Wyoming; and common (Wilson's) snipe in the Pacific Flyway will take into consideration the comments and testimony received. Comments, testimony, and any additional formation received may lead to the adoption of final regulations that differ from the proposals contained herein.

Special circumstances are involved in the establishment of these regulations which limit the amount of time which the Service can allow for public comment. Specifically, two considerations compress the time in which the rulemaking process must operate: the need, on the one hand, to establish final rules at a point early enough in the summer to allow affected State agencies to appropriately adjust their licensing and regulatory mechanisms, and, on the other hand, the lack, before late July, of specific, reliable data on this year's status of waterfowl, coots, and gallinules. However, it is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Director (FWS/MBM), U.S. Fish and Wildlife Service, U.S. Department of the Interior, Washington, D.C. 20240. All relevant comments received no later than August 25, 1975, will be considered.

This notice of proposed rule making is issued under the authority of the Migratory Bird Treaty Act (40 Stat. 755; 16 U.S.C. 703–711).

F. EUGENE HESTER,
*Acting Director,*
*U.S. Fish and Wildlife Service.*

AUGUST 12, 1975.

PROPOSED REGULATIONS FRAMEWORKS FOR 1975–76 HUNTING SEASONS ON WATERFOWL, COOTS, AND GALLINULES; CRANES IN PARTS OF NORTH DAKOTA, SOUTH DAKOTA, NEW MEXICO, TEXAS, COLORADO, OKLAHOMA, MONTANA, AND WYOMING; AND FOR COMMON SNIPE IN THE PACIFIC FLYWAY

Pursuant to the Migratory Bird Treaty Act, the Secretary of the Interior has approved proposed frameworks which prescribe season lengths, bag limits, shooting hours, and outside dates within which States may select seasons for hunting waterfowl, coots, and gallinules; cranes in parts of North Dakota, South Dakota, New Mexico, Texas, Colorado, Oklahoma, Montana, and Wyoming; and for common snipe in the Pacific Flyway. Frameworks are summarized below.

GENERAL

States may split their season for ducks or geese into two segments without penalty in number of days. Segments may be of unequal length. Exceptions to this rule are noted.

Shooting hours in all States, on all species, and for all seasons are ½ hour before sunrise until sunset except that during September teal seasons the shooting hours are sunrise to sunset. States have the option to select more restrictive hours within this framework.

Any State in the Atlantic, Mississippi, or Central Flyways selecting neither a September teal season nor the point system may take an extra bag limit on blue-winged teal of 2 daily and 4 in possession for 9 consecutive days during the regular duck season. This extra limit is in addition to the regular duck bag limit.

States in the Atlantic, Mississippi, and Central Flyways may select a special scaup-only hunting season not to exceed 16 consecutive days with a daily bag limit of 5 and a possession limit of 10



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scaup, subject to the following conditions:

1. Such special season must fall between October 1, 1975, and January 31, 1976, in the Atlantic and Mississippi Flyways, and between October 4, 1975, and January 31, 1976, in the Central Flyway, all dates inclusive.

2. Such special season must fall outside the open season for any other ducks except sea ducks.

3. Such season must be limited to described areas mutually agreed upon between the State and the Service prior to September 4, and

4. Such areas must be described and delineated in State hunting regulations; or

As an alternative, States in the Atlantic, Mississippi, and Central Flyways, except those States selecting a point system, may take an extra bag limit on scaup of 2 daily and 4 in possession during the regular duck hunting season, subject to conditions 3 and 4 listed above. This extra limit is in addition to the regular duck bag limit and may be taken during the entire regular duck season.

Any State selecting the point system must do so on a statewide basis, except if New York selects the point system, conventional regulations may be retained for the Long Island Area.

Dates within which States may select their open seasons, season lengths, bag and possession limit options, and other special provisions are listed below by Flyway.

States in the Atlantic, Mississippi, and Central Flyways are reminded that if they did not select their gallinule season in July, they should do so at the time they make their waterfowl selections. Frameworks for gallinules are: outside dates: September 1, 1975–January 20, 1976; season length: not more than 70 days; bag limits: 15 daily, 30 in possession. Season may be split without penalty.

ATLANTIC FLYWAY

Between October 1, 1975, and January 20, 1976, States in this Flyway may hold open seasons on ducks, coots, and mergansers of: (a) 47 days with basic bag limits on ducks of 4 daily and 8 in possession of which no more than 2 daily and 4 in possession may be black ducks; or (b) 47 days with basic bag limits on ducks of 5 daily and 10 in possession of which no more than 1 daily and 2 in possession may be black ducks. Under either Option (a) or (b), a 50-day season may be selected provided the season is opened on a Wednesday at noon, local time. If the season is split, each opening must occur on a Wednesday at noon, local time.

Under both options, the daily bag limit may not include more than 2 wood ducks, and 4 in possession. The season is closed on canvasback and redhead ducks throughout the Flyway except in Florida as described: seaward of the mainland shoreline including offshore islands from the northern boundary of Everglades National Park in Collier County north and west to and including Escambia County, but excluding all inland bays and mouths of rivers landward of a line between the most seaward points of the mouth of such bays and rivers. Within this general exclusion, the following are specifically excluded: Escambia Bay, Choctawhatchee Bay, West Bay and St. Andrews Bay at Panama City, East Bay at Apalachicola, and Ochlochonee Bay the waters of which are north of U.S. Highway 95; Tampa Bay landward of U.S. Highway 19 and Charlotte Harbor landward of U.S. Highway 41. In this redhead harvest area the daily bag and possession limits are 1 redhead or 1 canvasback.

The bag limit on mergansers is 5 daily and 10 in possession, of which not more than 1 daily and 2 in possession may be hooded mergansers.

The bag limit on coots is 15 daily and 30 in possession.

The Lake Champlain area of New York State must follow the waterfowl seasons, limits, and shooting hours selected by Vermont. This area includes that part of New York State lying east and north of a line running south from the Canadian border along U.S. Highway 9 to New York Route 22 south of Keeseville, along New York Route 22 to South Bay, along and around the shoreline of South Bay to New York Route 22, along New York Route 22 to U.S. Highway 4 at Whitehall, and along U.S. Highway 4 to the Vermont border.

In lieu of a special scaup season, Vermont may, for the Lake Champlain Area, select a special scaup and goldeneye season not to exceed 16 consecutive days with a daily bag limit of 3 scaup or 3 goldeneyes or 3 in the aggregate and a possession limit of 6 scaup or 6 goldeneyes or 6 in the aggregate, subject to the same provisions that apply to the special scaup season elsewhere.

The State of New York may, for the Long Island area, select season dates and bag limits which differ from those in the remainder of the State.

As an alternative to the conventional bag limits for ducks, a point system bag limit may be selected by States in the Atlantic Flyway for 47 days during the framework dates shown above. A 50-day season may be selected provided the season is opened on a Wednesday at noon, local time. If the season is split, each opening must occur on a Wednesday at noon, local time. The point values for species and sexes taken are as follows: in Florida only, the fulvous tree duck, and the canvasback and redhead in designated redhead harvest areas, count 100 points each; in all States, the hen mallard, black duck, mottled duck, wood duck, and hooded merganser count 70 points each; the blue-winged teal, green-winged teal, pintail, gadwall, shoveler, scaup, sea ducks and mergansers (except hooded) count 10 points each; drake mallards and all other species of ducks count 25 points each. The daily bag limit is reached when the point values of the last bird taken added to the sum of the point values of the other birds already taken during that day reaches or exceeds 100 points. The possession limit is the maximum number of birds of species and sexes which could have legally been taken in 2 days.

Coots have a point value of zero, but the bag is limited to 15 daily and 30 in possession as under the conventional limits.

In any State in the Atlantic Flyway selecting a point system bag limit and also having a special sea duck season, sea ducks count 10 points each during the point system season, but during any part of the regular sea duck open season falling outside the point system season, the regular sea duck limit of 7 daily and 14 in possession applies.

Between October 1, 1975, and January 20, 1976, the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, West Virginia, New Jersey, Delaware, Maryland, and Virginia (excluding the Back Bay area) may hold an open season on Canada geese of 70 days; the daily bag limit is 3 and the possession limit is 6. The States of North Carolina, South Carolina, and the Back Bay area of Virginia may select an open season on Canada geese of 50 days; the daily bag limit is 1 and the possession limit is 2.

The season on Canada geese is closed in the States of Florida and Georgia.

Between October 1, 1975, and January 20, 1976, but within its regular waterfowl season, each State in the Atlantic Flyway may select an open season on snow geese (including blue geese) of 30 days; the daily bag limit is 2 and the possession limit is 4.

Between November 10, 1975, and January 20, 1976, States in this Flyway may select an open season on Atlantic brant of 30 days; the daily bag limit is 4 and the possession limit is 8.

For Atlantic brant, snow, and blue geese the Secretary shall close the season within 48 hours upon recommendation of the Director, Fish and Wildlife Service, that such closure is necessary to avoid excessive harvest.

MISSISSIPPI FLYWAY

Between October 1, 1975, and January 20, 1976, States in this Flyway may hold concurrent open seasons on ducks, coots, and mergansers of 44 days with a basic bag limit on ducks and mergansers of 4 daily including no more than 2 mallards or 2 black ducks or 1 of each, 2 wood ducks, 2 fulvous tree ducks, and 1 hooded merganser; and 8 in possession including no more than 4 mallards or 4 black ducks or 4 in the aggregate, 4 wood ducks, 4 fulvous tree ducks and 2 hooded mergansers. A 47-day season may be selected provided the season is opened on a Wednesday at noon, local time. If the season is split, each opening must occur on a Wednesday at noon, local time.

Except in closed areas, the limit on canvasbacks and redheads is 1 canvasback daily and 1 in possession or 1 redhead daily and 1 in possession. Under the point system, canvasbacks and redheads count 100 points each except in closed areas. The areas closed to canvasback and redhead hunting are:





Mississippi River—Entire river, both sides, from Alton Dam upstream to Prescott, Wisconsin, at confluence of St. Croix River.

Alabama—Baldwin and Mobile Counties.

Louisana—Caddo, St. Charles, and St. Mary Parishes; that portion of Ward 1 formerly designated as Ward 6 of St. Martin Parish; and Catahoula Lake in LaSalle and Rapides Parishes.

Michigan—Arenac, Bay, Huron, Macomb, Monroe, St. Clair, Tuscola, and Wayne Counties, and those adjacent waters of Saginaw Bay south of a line extending from Point au Gres in Sec. 6, T18N, R7E (Arenac County) to Sand Point in Sec. 11, T17N, R9E (Huron County), the St. Clair River, Lake St. Clair, the Detroit River and Lake Erie, under jurisdiction of the State of Michigan.

Minnesota—Sibley and Nicollet Counties, and the area encompassed by a line drawn as follows: beginning at the North Dakota border on U.S. Highway 2, thence east on U.S. Highway 2 to Bemidji, thence south on U.S. Highway 71 to U.S. Highway 12 at Willmar, thence west on U.S. Highway 12 to the South Dakota border, thence north on the South Dakota and North Dakota border to the point of beginning.

Ohio—Land and water areas comprising Erie, Ottawa and Sandusky Counties.

Tennessee—Kentucky Lake lying north of Interstate Highway 40.

Wisconsin—In the Mississippi River Zone, all that part of Wisconsin west of the CB&Q railroad in Grant, Crawford, Vernon, La Crosse, Trempealeau, Buffalo, Pepin, and Pierce Counties. Also, Dodge and Winnebago Counties and the land and water areas extending 100 yards from the shorelines of Lake Poygan in Waushara County, Lake Winnebago in Calumet and Fond du Lac Counties, and Rush Lake, Fond du Lac County.

The bag limit on coots is 15 daily and 30 in possession. As an alternative to the conventional bag limits for ducks, a point system bag limit may be selected by all States in the Mississippi Flyway for 44 days during the framework dates shown above. A 47-day season may be selected provided the season is opened on a Wednesday at noon, local time. If the season is split, each opening must occur on a Wednesday at noon, local time. The point values for species and sexes taken are as follows: except in closed areas, the canvasback and redhead count 100 points each; the hen mallard, wood duck, black duck, hooded merganser and fulvous tree duck count 90 points each; the pintail, blue-winged teal, gadwall, shoveler, scaup and green-winged teal count 15 points each; the drake mallard and all other species of ducks and mergansers count 35 points each. The daily bag limit is reached when the point value of the last bird taken added to the sum of the point values of the other birds already taken during that day reaches or exceeds 100 points. The possession limit is the maximum number of birds of species and sexes which could have legally been taken in 2 days.

Coots have a point value of zero, but the bag is limited to 15 daily and 30 in possession as under the conventional limits.

In that portion of Louisiana west of a line beginning at the Arkansas-Louisiana border on Louisiana Highway 3; thence south along Louisiana Highway 3 to Shreveport; thence east along Interstate 20 to Minden; thence south along Louisiana Highway 7 to Ringgold; thence east along Louisiana Highway 4 to Jonesboro; thence south along U.S. Highway 167 to Lafayette; thence southeast along U.S. Highway 90 to Houma; thence south along the Houma Navigation Channel to the Gulf of Mexico through Cat Island Pass—the season on ducks, coots and mergansers may extend 5 additional days, *Provided* That the season opens on November 1, 1975. If the 5-day extension is selected, and if a point system bag limit is selected for the State, female mallards taken in the area described above will count 90 points each; point values for other species will be the same as for the rest of the State.

The Pymatuning Reservoir area of Ohio takes the waterfowl seasons, limits, and shooting hours selected by Pennsylvania. The area includes Pymatuning Reservoir and that part of Ohio bounded on the north by County Road 306 known as Woodward Road, on the west by Pymatuning Lake Road, and on the south by U.S. Highway 322.

Between October 1, 1975, and January 20, 1976, States in this Flyway, except Louisiana, may hold an open season of 70 days on geese, with daily bag and possession limits of 5 geese, to include no more than 2 white-fronted geese. Regulations for Canada geese are shown below by State.

Between October 1, 1975, and February 14, 1976, Louisiana may hold an open season of 70 days on snow (including blue) and white-fronted geese, with daily bag and possession limits of 5 geese, to include no more than 2 white-fronted geese. The season on Canada geese is closed in Louisiana.

In the State of Minnesota, in the: (a) Lac Qui Parle Quota Zone—the season on Canada geese closes after 45 days or when 4,000 birds have been harvested, whichever occurs first. The daily bag limit is 1 Canada goose or two white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese. The quota zone is that area encompassed by a line drawn as follows: beginning at Montevideo, thence west on U.S. Highway 212 to U.S. Highway 75, thence north on U.S. Highway 75 to State Highway 7 at Odessa, thence north on County State Aid Highway 21, Big Stone County, to U.S. Highway 12, thence east on U.S. Highway 12 to County State Aid Highway 17, Swift County, thence south on C.S.A.H. 17 and C.S.A.H. 9, Chippewa County, to State Highway 40, thence east on State Highway 40 to State Highway 29, thence south on State Highway 29 to point of beginning at Montevideo.

(b) Southeastern Zone (same description as in 1971)—The season for Canada geese may extend for 70 consecutive days. The daily bag limit is 1 Canada goose or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese.

(c) Remainder of the State—The season on Canada geese may not exceed 45 days. The daily bag limit is 1 Canada goose or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese.

In the State of Iowa the season for Canada geese may extend for 45 consecutive days. The daily bag and possession limits are 2 Canada geese.

In the State of Missouri, in the: (a) Swan Lake Quota Zone (same description as in 1971)—the season on Canada geese closes after 45 days or when 25,000 birds have been harvested, whichever occurs first. The daily bag limit is 1 Canada goose or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese.

(b) Southeastern area (east of U.S. Highway 67 and south of Crystal City)—State may select a 45-day season on Canada geese between December 1, 1975, and January 20, 1976, with a daily bag limit of 2 Canada geese or 2 white-fronted geese, or 1 of each; and a possession limit of 4 Canada and white-fronted geese in the aggregate, of which not more than 2 may be white-fronted geese.

(c) Remainder of the State—the season on Canada geese may not exceed 45 days. The daily bag limit is 2 Canada geese or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronte. geese.

In the State of Wisconsin, the harvest of Canada geese is limited to 28,000 with 16,000 birds allocated to the Horicon Zone (same description as in 1971). The daily bag limit is 1 Canada goose, 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese. In the Horicon Zone, Canada goose hunting is restricted to those persons holding a valid Horicon Zone Canada goose hunting permit issued by the State.

In the State of Illinois, the harvest of Canada geese is limited to 28,000 with 24,000 birds allocated to the Southern Illinois Zone (same description as in 1971). The daily bag limit is 2 Canada geese or 2 white-fronted geese, or 1 of each; the possession limit is 4 Canada geese and white-fronted geese in the aggregate, of which not more than 2 may be white-fronted geese. The season on Canada geese may open at a later date in the Southern Illinois Quota Zone and extend to January 20, 1976, or until the Zone's quota of 24,000 birds is reached, whichever occurs first.

In the States of Michigan, Ohio, and Indiana, the daily bag limit may not include more than 1 Canada goose, or 2 white-fronted geese, or 1 of each; the possession limit may not include more



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than 2 Canada and 2 white-fronted geese, except in Michigan, the possession limit on Canada geese is 1.

In the State of Kentucky, in the Counties of Ballard, Hickman, Fulton, and Carlisle, the daily bag limit is 2 Canada geese or 2 white-fronted geese, or 1 of each; the possession limit is 4 Canada geese and white-fronted geese in the aggregate, of which not more than 2 may be white-fronted geese. In the remainder of the State, the daily bag limit is 1 Canada goose or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese.

In Tennessee, the daily bag limit is 1 Canada goose and the possession limit is 2 Canada geese except that in the Counties of Shelby, Lake, Tipton, Lauderdale, Dyer, and Obion, the daily bag and possession limits are 2 Canada geese.

In Mississippi, the daily bag and possession limits are 2 Canada geese, except that in the Counties of Lafayette, Marshall, and Panola, the daily bag limit is 1 Canada goose and the possession limit is 2 Canada geese. The season is closed on Canada geese in the Counties of Washington, Sharky, and Issaquena.

The season is closed on all geese in the Alabama counties of Russell and Barbour. Elsewhere in Alabama, the bag limit is 1 Canada goose, or 2 white-fronted geese, or 1 of each; the possession limit is 2 Canada and 2 white-fronted geese.

In Arkansas, the Canada goose season may not exceed 30 consecutive days, subject to State closure of designated areas. The daily bag limit is 1 Canada goose and the possession limit is 2 Canada geese.

When it has been determined by the Director that the quota of Canada geese allotted to the State of Illinois, to the Swan Lake area of Missouri, and to the Lac Qui Parle Area of Minnesota will have been filled, the season for taking Canada geese in the respective area will be closed by the Director upon giving public notice through local information media at least 48 hours in advance of the time and date of closing.

Geese taken in the States of Illinois and Missouri and in the Kentucky Counties of Ballard, Hickman, Fulton, and Carlisle may not be transported, shipped, or delivered for transportation or shipment by common carrier, the postal service, or by any person except as the personal baggage of the hunter taking the birds.

### Central Flyway

Between October 4, 1975, and January 18, 1976, States and portions of States in this Flyway may hold concurrent open seasons on ducks, including mergansers, and coots, of 60 days with basic bag limits on ducks of 6 daily and 12 in possession.

The daily bag limit on ducks including mergansers may include no more than 1 hooded merganser, 2 wood ducks and 3 mallards of which no more than 1 mallard may be a hen and the possession limit on ducks may include no more than 2 hooded mergansers, 4 wood ducks and 6 mallards of which no more than 2 mallards may be hens.

The bag limit on coots is 15 daily and 30 in possession.

The bag limits, except in closed areas, may include no more than 1 canvasback daily and 1 in possession or 1 redhead daily and 1 in possession. Except in closed areas, canvasbacks and redheads count 100 points each under the point system. The areas closed to canvasback and redhead hunting are:

North Dakota—all that portion east of State Highway 3, including all or portions of 27 counties.

South Dakota—the Counties of Brookings, Codington, Day, Kingsbury, Roberts, Marshall, and Hamlin.

Texas—the Counties of Brazoria, Chambers, Galveston, Harris, and Jefferson.

The season is closed on the Mexican duck.

As an alternative to the conventional bag limits for ducks, States in this Flyway may select a point system. The point system season length in the High Plains Mallard Management Unit portions of Colorado, Kansas, Montana, Nebraska, New Mexico, Texas, Oklahoma, North Dakota, South Dakota, and Wyoming is 83 days, *Provided*, That the last 23 days of such season must begin on or after December 8, 1975. The season length for those portions of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas not included in the High Plains Mallard Management Unit may not exceed 60 days. The High Plains area is roughly defined as that portion of the Central Flyway which lies between the 100th meridian and the Continental Divide.

The point values for species and sexes taken in the High Plains Area of the Flyway are as follows: except in closed areas the canvasback and redhead count 100 points each, the hen mallard, wood duck, and hooded merganser count 70 points each; the blue-winged teal, green-winged teal, cinnamon teal, scaup, pintail, gadwall, shoveler, and mergansers (except the hooded merganser) count 10 points each; drake mallards and all other species of ducks count 20 points each. The daily bag limit is reached when the point value of the last bird taken added to the sum of the point values of other birds already taken during that day reaches or exceeds 100 points. The possession limit is the maximum number of birds of species and sex which could have been legally taken in 2 days.

The point values for species and sexes taken in the remainder of the Flyway are as follows: except in closed areas, the canvasback and redhead count 100 points each; the hen mallard, wood duck, and hooded merganser count 70 points each; the blue-winged teal, green-winged teal, cinnamon teal, scaup, pintail, gadwall, shoveler, and mergansers (except the hooded merganser) count 10 points each; drake mallards and all other species of ducks count 25 points each. The daily bag limit is reached when the point value of the last bird taken added to the sum of the point values of other birds already taken during that day reaches or exceeds 100 points. The possession limit is the maximum number of birds of species and sex which could have been legally taken in 2 days.

Coots have a point value of zero, but the bag is limited to 15 daily and 30 in possession as under the conventional limits.

Those portions of the States of Colorado and Wyoming lying west of the Continental Divide, that portion of New Mexico lying west of the Continental Divide plus the entire Jicarilla Apache Indian Reservation, and that portion of Montana which includes the Counties of Hill, Chouteau, Cascade, Meagher, and Park and all counties west thereof, must select open seasons on waterfowl and coots in accordance with the framework for the Pacific Flyway.

Between October 4, 1975, and January 18, 1976, States in this Flyway may hold an open season on geese as follows:

(a) The States of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas for that portion east of U.S. Highway 81 may select a season of 72 days.

(b) For the Central Flyway portions of Montana, Wyoming, Colorado and New Mexico, and that portion of Texas west of U.S. Highway 81, States may select a season of 93 days, with a daily bag limit of 2 and a possession limit of 4 geese.

The daily bag and possession limits may not exceed 5 geese subject to the following:

In North Dakota the daily bag limit may include no more than 1 Canada goose and 1 white-fronted goose or 2 white-fronted geese. The possession limit may include no more than 2 Canada or 2 white-fronted geese or 1 of each. The season on Canada geese may not extend beyond November 16, 1975.

In South Dakota the daily bag limit may include no more than 1 Canada goose and 1 white-fronted goose and the possession limit may include no more than 2 Canada geese or 2 white-fronted geese, or 1 of each. The season on Canada geese may not extend beyond November 30, 1975.

In Nebraska the season on Canada and white-fronted geese may not extend beyond December 21, except the season on Canada and white-fronted geese is closed in that portion of Nebraska encompassed by a line from the South Dakota border south on Nebraska Highway #27 to Ellsworth, east on Nebraska Highway 2 to Dunning, northeast on Nebraska Highway 91 to Burwell, north on Nebraska Highway 11 to Atkinson, west on U.S. Highway 20 to Valentine, and north on U.S. Highway 83 to the South Dakota border.

The season on Canada and white-fronted geese will close December 7 in that portion of Nebraska encompassed by a line from Hyannis south on State Highway 61 to its junction with State Highway 92, west on State Highway 92 to its junction with U.S. 26, east on U.S. Highway 26 to its junction with U.S. Highway 30, east on U.S. Highway 30 to its junction with U.S. Highway 183, north on U.S. Highway 183 to its junction with State Highway 91, west on State Highway 91 to its junction with State Highway 2 and west on State Highway 2 to its junction with State Highway 61 at Hyannis.

The daily bag limit may include no more than 1 Canada and 1 white-fronted goose and the possession limit may include no more than 2 Canada or 2 white-fronted geese or 1 of each.

In Kansas the season on Canada and white-fronted geese may not extend beyond December 21, The daily bag limit may include no more than 1 Canada and 1 white-fronted goose and the possession limit may include no more than 2 Canada geese or 2 white-fronted geese or 1 of each.

In the Oklahoma Counties of Alfalfa, Bryan, Johnston, and Marshall, the State may select either:

(a) A season of 72 days with a daily bag limit of no more than 1 Canada goose and 1 white-fronted goose, and a possession limit of no more than 2 Canada geese, or 2 white-fronted geese, or 1 of each, or

(b) A season of 53 days (within the 72-day period selected for the remainder of the State) with a daily bag limit of no more than 2 Canada geese, or 1 Canada goose and 1 white-fronted goose, and a possession limit of no more than 2 Canada geese or 2 white-fronted geese or 1 of each.

In the remainder of Oklahoma, the daily bag limit may include no more than 2 Canada geese or 1 Canada goose and 1 white-fronted goose and the possession limit no more than 2 Canada geese or 2 white-fronted geese or 1 of each.

In that portion of Texas east of U.S. Highway 81, the State may select either:

(a) A season of 72 days with a daily bag limit of no more than 1 Canada goose or 1 white-fronted goose, and a possession limit of no more than 2 Canada geese or 2 white-fronted geese or 1 of each, or (b) A season of 64 days beginning no earlier than November 16, 1975, with a daily bag of no more than 1 Canada goose and 1 white-fronted goose, and a possession limit of no more than 2 Canada geese or 2 white-fronted geese or 1 of each.

In all States in the Flyway, the daily bag and possession limits may include no more than 1 Ross' goose.

The States of Colorado, New Mexico, Oklahoma, Texas, Montana and Wyoming may select a season on the lesser sandhill (little brown) crane with a daily bag limit of 3 and a possession limit of 6 within an October 4, 1975–January 18, 1976, framework as follows:

(a) 36 consecutive days from October 4 through November 8, 1975, in the Central Flyway portion of Colorado except the San Luis Valley area.

(b) 93 consecutive days between October 25, 1975, and January 31, 1976, in the New Mexico Counties of Chaves, Curry, De Baca, Eddy, Lea, Quay, and Roosevelt, and in that portion of the State of Texas lying west of a line running south from the Oklahoma border along U.S. Highway 287 to U.S. Highway 87 at Dumas, along U.S. Highway 87 and including all of Howard and Lynn Counties to U.S. Highway 277 at San Angelo, and along U.S. Highway 277 to the International Toll Bridge in Del Rio.

(c) 58 consecutive days on or after November 29, 1975, in that portion of Oklahoma lying west of U.S. Highway 81, and in that portion of Texas lying east of a line running south from the Oklahoma border along U.S. Highway 287 to U.S. Highway 87 at Dumas, then along U.S. Highway 87 to San Angelo, and lying west of a line running north from San Angelo along U.S. Highway 277 to Abilene, along State Highway 351 to Albany, along U.S. Highway 283 to Vernon, and then along U.S. Highway 183 east to the Oklahoma border.

(d) 37 consecutive days to open with the goose season in Phillips County, Montana.

(e) 30 consecutive days on or after October 11, 1975, in Platte and Goshen Counties, Wyoming.

The States of North Dakota and South Dakota may select a sandhill crane season of: 30 consecutive days between November 8 and December 7, 1975, in the North Dakota Counties of Kidder, Stutsman, Benson, Emmons, Pierce, McLean, Sheridan, and Burleigh; and in part of South Dakota described as follows: from the North Dakota border, south on U.S. Highway 83 to U.S. Highway 212, west on U.S. Highway 212 to the Promise Road, north on the Promise Road to State Highway 20, north on State Highway 20 to U.S. Highway 12, northwest on U.S. Highway 12 to State Highway 63, north on State Highway 63 to the North Dakota border.

### Pacific Flyway

Between October 4, 1975, and January 18, 1976, States or portions of States placed in this Flyway, *except* the Columbia Basin Area, may hold concurrent open seasons on ducks, coots, mergansers, and gallinules of 93 days with basic bag limits on ducks of 7 daily and 14 in possession.

No more than 2 redheads or 2 canvasbacks or 1 of each daily may be taken and no more than 4 singly or in the aggregate may be possessed.

Exception: the limit on canvasbacks is 1 daily and 1 in possession in the following area:

California—San Francisco Bay—Suisun area—beginning at Golden Gate Bridge, north on U.S. Highway 101 to State Highway 37; then east on State Highway 37 to U.S. Highway 80; then north on U.S. Highway 80 to State Highway 12 at Fairfield; then east on State Highway 12 to Rio Vista at State Highway 84 (160); then south on State Highway 84 (160) to State Highway 4; then west on State Highway 4 to U.S. Highway 80; then south on U.S. Highway 80 to State Highway 17; then south on State Highway 17 to U.S. Highway 101 at San Jose; then north on U.S. Highway 101 to point of beginning.

The season is closed on the Mexican duck.

The bag limit on mergansers is 5 daily and 10 in possession of which not more than 1 daily and 2 in possession may be hooded mergansers.

The daily bag and possession limit on coots and gallinules is 25 singly or in the aggregate of these species.

For that portion of California lying south of the Tehachapi Mountains and west of the Colorado River area (as described in Title 14 California Fish and Game Code, Section 502), the State may designate season dates differing from those in the rest of the State.

Clark and Lincoln Counties in Nevada and the Colorado River area of California have the season dates selected by Arizona for waterfowl; and the Tule Lake area of California has the season dates selected by Oregon for waterfowl.

In the Columbia Basin Areas of Washington, Oregon and Idaho, between October 4, 1975, and January 18, 1976, the season length may be 100 days and the daily bag is 7 ducks with a possession limit of 14 ducks with no more than 2 redheads or 2 canvasbacks or 1 of each daily and no more than 4 singly or in the aggregate in possession. The daily bag and possession limit on coots is 25, with the season to run concurrent with the duck season.

Between October 4, 1975, and January 18, 1976, States in this Flyway may hold an open season on geese of 93 days with a basic daily bag and possession limit of 6, *Provided*, That the daily bag limit does not include more than 3 geese of the dark species (Canada and white-fronted geese) or 3 snow geese. In the States of Washington and Idaho, the daily bag limit is 3 and the possession limit is 6 geese.

In three areas in California the hunting of Canada geese is restricted as follows:

(1) In the counties of Del Norte, Humboldt and Mendocino, there will be a complete closure on Canada geese during the 1975–76 waterfowl hunting season.

(2) In the Sacramento Valley in the area described as follows: beginning at the town of Willows in Glenn County proceed south on Interstate Highway 5 to the junction of State Highway 20 near the town of Williams in Colusa County; thence easterly on State Highway 20 to the junction of State Highway 45 in the town of Colusa; thence northerly on State Highway 45 to its junction with State Highway 162; thence continuing northerly on State Highways 45–162 to the town of Glenn; thence westerly on State Highway 162 to the point of beginning; the hunting season here for taking Canada geese will not open until December 15, 1975. It may then continue to the end of the 1975–76 waterfowl hunting season.

(3) In the San Joaquin Valley in the area described as follows: beginning at the city of Modesto in Stanislaus County proceed west on State Highway 132 to the junction of Interstate 5; thence southerly on Interstate 5 to the junction of State Highway 152 in Merced County;







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thence easterly on State Highway 152 to the junction of State Highway 59; thence northerly on State Highway 59 to the junction of State Highway 99 at the city of Merced; thence northerly and westerly to the point of beginning; the hunting season here for taking Canada geese will close on December 15, 1975.

In the Washington Counties of Adams, Franklin, Grant, Walla Walla, Lincoln, Douglas, Yakima, Benton, Klickitat, and Kittitas, and in the Oregon Counties of Morrow, Wasco, Sherman, Gilliam, Umatilla, Union and Wallowa, the goose season must be concurrent with the Columbia Basin duck season and the bag limits for geese are to be the same as in the general goose season in their respective States.

In the State of Arizona; in that portion of New Mexico placed in the Pacific Flyway; in Clark and Lincoln Counties, Nevada; in Washington County, Utah; and in the Tehachapi waterfowl area of California except Fish and Game District 22, the season on Canada geese may be no more than 65 days. The daily bag and possession limits are 2 Canada geese and the season on Canada geese may not extend beyond January 4, 1976.

In that portion of California Fish and Game District 22 for which California selects the open season (that portion of District 22 lying outside the Colorado River area), the daily bag and possession limits may not include more than 1 Canada goose and the season on Canada geese may be no more than 65 days and may not extend beyond January 4, 1976.

In that portion of Colorado placed in the Pacific Flyway, in the State of Utah except Washington County; in that portion of the State of Idaho lying east of U.S. Highway 93; and in that portion of the State of Montana placed in the Pacific Flyway but lying east of the Continental Divide the season on Canada geese may be no more than 65 days. The daily bag and possession limits are 2 Canada geese and the season on Canada geese may not extend beyond December 14, 1975.

In that portion of the State of Idaho lying west of U.S. Highway 93 (except Boundary, Bonner, Kootenai, Benewah, Shoshone, Latah, Nez Perce, Lewis, Clearwater, and Idaho Counties); in the Oregon counties of Baker and Malheur; and in that portion of Montana lying west of the Continental Divide, the daily bag and possession limits are 2 Canada geese, and the season on Canada geese may be concurrent with ducks but may not extend beyond December 28, 1975.

In that portion of Wyoming placed in the Pacific Flyway, the daily bag and possession limits are 2 Canada geese and the season on Canada geese may be no more than 75 days and the season may not extend beyond December 28, 1975.

In all States in the Flyway, the daily bag and possession limits may not include more than 1 Ross' goose.

Between October 25, 1975, and February 22, 1976, States in this Flyway may select an open season on black brant of 93 days a daily bag limit of 4 and possession limit of 8.

In the States of Utah, Nevada, and Montana, an open season for taking a limited number of whistling swans may be selected subject to the following conditions: (a) the season must run concurrently with the season for ducks; (b) in the State of Utah, no more than 2,500 permits may be issued authorizing each permittee to take 1 whistling swan; (c) in the State of Nevada, no more than 500 permits may be issued authorizing each permittee to take 1 whistling swan in the County of Churchill; (d) in the State of Montana, no more than 500 permits may be issued authorizing each permittee to take 1 whistling swan in the County of Teton; (e) permit forms and correspondingly numbered metal locking seals furnished by the Service must be issued by the appropriate Department of Game and Fish on an equitable basis without charge.

States (or portions of States) in this Flyway may select open seasons on common snipe (Wilson's) with a daily bag limit of 8 and a possession limit of 16. The snipe season dates shall coincide with the duck season locally in effect.

[FR Doc 75-21547 Filed 8-14-75;8:45 am]

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Office of the Secretary

[ 43 CFR Part 18 ]

## RECREATION FEES

### Proposed Amendment to the Schedule of Recreation Use Fees for Rental of Hunting Blinds

The Department of the Interior is considering an amendment to 43 CFR 18.9 (c), which sets forth a schedule of recreation use fees to be collected by its outdoor recreation administering bureaus. The fees listed in this schedule are required to be established in accordance with the criteria contained in 43 CFR 18.9(a). These criteria include the comparable recreation fees charged by other Federal and non-Federal public agencies within the service area of the management unit at which the fee is charged. Because several States charge as much as $10 per blind per day for the use of hunting blinds in service areas in which the Fish and Wildlife Service provides comparable blinds to the public at federal expense, the Department proposes to amend the regulation to authorize its outdoor recreation administering bureaus to select a fee for the rental of hunting blinds up to $10 per blind per day or a fraction thereof.

It is the policy of the Department, whenever practicable, to afford the public an opportunity to participate in the rule-making process. Accordingly, interested persons may submit written comments, suggestions, or objections regarding the proposed amendment to the Director, Bureau of Outdoor Recreation, Department of the Interior, Washington, D.C. 20240, by September 15, 1975. The Director is the official responsible for coordinating the Department's recreation fee program.

This amendment is proposed under the authority of section 4 of the Land and Water Conservation Fund Act of 1965, 86 Stat. 459, as amended, 16 U.S.C.A. 460 1–6a (1974).

In consideration of the foregoing, it is proposed to amend § 18.9(c) of Title 43 of the Code of Federal Regulations as follows:

§ 18.9 Establishment of recreation use fees.

. . . . . .

(c) Schedule of Recreation Use Fees:

| | |
|---|---|
| Rental of hunting blinds. | Up to $10 per blind per day or fraction thereof. |

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Dated: August 11, 1975.

CURTIS BOHLEN,
*Deputy Assistant Secretary of the Interior.*

[FR Doc.75-21492 Filed 8-14-75;8:45 am]

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## DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[ 7 CFR Part 1842 ]

[FmHA Instructions 449.1, 449.2]

## BUSINESS AND INDUSTRIAL LOANS

### Proposed Revision

Notice is hereby given that the Farmers Home Administration (FmHA) has under consideration the proposed revision of Part 1842, Chapter XVIII, Title 7, Code of Federal Regulations (39 FR 34263; 39 FR 36852; 40 FR 21700; 40 FR 22536; 40 FR 22824; 40 FR 27478). This revision is being proposed to consolidate all provisions pertaining to Business and Industrial Loan Program into one regulation, Part 1842 and to clarify, expand and expedite procedures in the Business and Industrial Loan Program.

As proposed, the revisions to Part 1842 would make the following changes and revisions:

1. Transfers into this revised Part 1842 those sections of Part 1841 of this Chapter which pertain to business and industrial loans.
2. Limits the extent of foreign interests of borrowers and lenders.
3. Defines community facilities for assistance under this part.
4. Provides for a separate Form FmHA 449–35 "Lender's Agreement" which includes servicing and liquidation procedures.
5. Provides a separate Form FmHA 449–36 for use in the sale of a guaranteed portion of a loan through assignment by the holder of the guaranteed portion of the loan.
6. Substitutes Form FmHA 449–34 "Loan Note Guarantee" for Form FmHA 449–17 "Contract of Guarantee."
7. Provides loans for certain commercial feedlot operations.
8. Clarifies loan purposes.
9. Limits use of loan funds to borrowers with facilities located in both urban and rural areas.
10. Defines borrower and lender conflict of interest.
11. Sets forth loan guarantee limits.
12. Provides for a one time guarantee fee.
13. Establishes reasonable fees for preparation and assembly of application.
14. Extends to 40 years the maturity on FmHA insured loans for community facilities.
15. Establishes flood or mudslide hazard area precautions.
16. Defines requirements for feasibility studies.
17. Expands provisions relating to the amount and type of collateral required to secure loans.
18. Precludes a lender from requiring compensating balances as a means of eliminating the lender's exposure for the unguaranteed portion of loan.
19. Simplifies procedures for preapplications and applications.
20. Establishes the county supervisor as the point of contact.
21. Allows minor changes within approved loan purposes in use of loan funds without FmHA approval and allows for cost overruns.
22. Sets forth requirements for equal opportunity and nondiscrimination rules.
23. Provides for issuance and authority to execute "Lender's Agreement," "Loan Note Guarantee" and Form FmHA 449–36 "Assignment Guarantee Agreement."
24. Sets forth procedures in the Lender's Agreement for the lender to assign, participate in or sell guaranteed portions of the loan.
25. Eliminates the four options for determining loss.
26. Establishes new procedures for defaults and liquidation.
27. Establishes new procedures for transfers and assumptions.
28. Eliminates the restrictions against prepayment penalty.
29. Incorporates "Lender's Agreement," "Loan Note Guarantee" and "Assignment Guarantee Agreement" as a part of this revised regulation.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed revision to the Chief, Directives Management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before September 15, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Chief, Directives Management Branch during regular business hours (8:15 a.m. to 4:45 p.m.).

As proposed, Part 1842 reads as follows:

## PART 1842—BUSINESS AND INDUSTRIAL LOANS


Sec.
1842.1 Introduction.
1842.2 Definitions.
1842.3 Citizenship of applicants.
1842.4–1842.12 [Reserved].
1842.13 Loan purposes.
1842.14 Ineligible loan purposes.
1842.15 Full faith and credit of the U.S.A.
1842.16 Eligible lenders.
1842.17 Loan guarantee limits.
1842.18 Guarantee fee.
1842.19 Points, discounts, charges and fees by lenders.
1842.20 [Reserved].
1842.21 Interest rates.
1842.22 Terms of loan repayment.
1842.23 Availability of credit from other sources.
1842.24 Environmental impact assessments and statements.
1842.25 Flood or mudslide hazard area precautions.
1842.26 Applicant equity requirements.
1842.27 Feasibility studies.
1842.28 Collateral.
1842.29 Appraisal of property serving as collateral.
1842.30 Filing and processing applications.
1842.31 FmHA evaluation of application.
1842.32 Review of requirements.
1842.33 Conditions precedent to issuance of the Loan Note Guarantee.
1842.34 Equal opportunity and nondiscrimination requirements.
1842.35 Issuance of Lender's Agreement, Loan Note Guarantee and Assignment Guarantee Agreement.
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AUTHORITY: (7 U.S.C. 1989); Order of Secretary of Agriculture, 7 CFR 2.23; Order of Assistant Secretary of Agriculture for Rural Development, 7 CFR 2.70.

### § 1842.1 Introduction.

This Part contains regulations pertaining to Business and Industrial (B&I) Loans made or guaranteed by the Farmers Home Administration (FmHA) and is applicable to lenders, holders, borrowers, and other parties involved in making, guaranteeing, insuring, holding, servicing, or liquidating such loans. The FmHA County Supervisor shall ordinarily be the agency contact for all loan processing and servicing activities.

### § 1842.2 Definitions.

The following definitions apply:

(a) *Applicant (for loan).* An applicant may be a cooperative, corporation, partnership, trust, or other legal entity organized and operated on a profit or nonprofit basis; an Indian Tribe on a Federal or State reservation or other Federally recognized tribal group; a municipality, county, or other political subdivision of a State; or an individual engaged in or proposing to engage in improving, developing, or financing business, industry and employment and improving the economic and environmental climate in rural areas, including pollution abatement and control.

(b) *Assignment Guarantee Agreement.* The signed agreement among FmHA, the lender, and the holder, setting forth (specifically or by reference) the terms and conditions of an assignment of a guaranteed portion of a loan or any part thereof.

(c) *Borrower.* All parties liable for the loan or any part thereof.

(d) *Community facilities.* For the purpose of this Part, community facilities are those facilities designed to aid in the development of private business and industry in rural areas. Such facilities include, but are not limited to, acquisition and site preparation of land for industrial sites (but not for improvements erected thereon), access streets and roads serving the site, parking areas, extension or improvement of community transportation system serving the site, and utility extensions all incidental to site preparation. Projects eligible for assistance under 7 CFR Part 1823 are not eligible for assistance under this part.

(e) *Conditional Commitment for Guarantee.* FmHA's advice to the lender that the material it has submitted is approved subject to the completion of all conditions and requirements set forth in Form FmHA 449–14, "Conditional Commitment for Guarantee."

(f) *Development cost.* These costs include, but are not limited to, those for acquisition, planning, construction, repair, or enlargement of the proposed facility; purchase of buildings, machinery, equipment, land easements, rights-of-way; payment of start-up operating costs, and interest during the period before the first principal payment becomes due, including interest on interim financing.

(g) *FmHA.* The United States of America, acting through the Farmers Home Administration, an agency of the United States Department of Agriculture. References to the National Office, Finance Office, State Office, County Office, State Director, Business and Industry Loan Chief, District Director, County Supervisor, or other FmHA office or official should be read as prefaced by "FmHA."

(h) *Guaranteed loan.* A loan made and serviced by a lender for which FmHA has entered into a "Lender's Agreement" and issued a "Loan Note Guarantee."

(i) *Holder.* The holder is the person or organization other than the lender who holds all or a part of the guaranteed portion of the loan with no servicing responsibilities. When the lender assigns a part(s) of the guaranteed loan to an assignee, the assignee becomes a holder.

(j) *Insured business and industrial loans.* A loan directly made and serviced by FmHA as lender with funds from the Rural Development Insurance Fund.

(k) *Joint financing.* Occurs when two or more lenders (or any combination of such lenders) make separate loans to supply the funds required by one applicant. Such joint financing may consist of FmHA financial assistance with the Economic Development Administration (EDA), Department of Housing and Urban Development (HUD), Small Business Administration (SBA), other Federal and State agencies, and private and quasi-public financial institutions.

(l) *Lender.* The lender is the person or organization making or servicing a loan or assuming the responsibility in connection with the unguaranteed portion of a loan.







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(m) *Lender's Agreement.* The signed agreement between FmHA and the lender setting forth (specifically or by reference) the lender's loan responsibilities when the Loan Note Guarantee is issued.

(n) *Loan Note Guarantee.* The signed commitment issued by FmHA setting forth (specifically or by reference) the terms and conditions of the guarantee.

(o) *Letter of conditions.* Letter issued by FmHA to a borrower setting forth the conditions under which FmHA will make a direct (insured) loan from the Rural Development Insurance Fund.

(p) *Principals of borrowers.* Include owners, officers, directors, and entities and others directly involved in the operation and management of the business.

(q) *Public body.* A municipality, political subdivision, public authority, district or similar organization.

(r) *Rural area.* Includes all territory of a State, the Commonwealth of Puerto Rico, or the Virgin Islands that is not within the outer boundary of any city having a population of fifty thousand or more and its immediately adjacent urbanized and urbanizing area with a population density of more than one hundred persons per square mile, as determined by the Secretary of Agriculture according to the latest decennial census of the United States. FmHA determines whether the area is rural.

(s) *State.* Any of the fifty states, Puerto Rico, or the Virgin Islands.

(t) *Transfer and assumption terms.* In relation to transfer and assumption cases, where appropriate, "liquidation" and "loan" shall be construed to mean "transfer and assumption," "promissory note" shall be construed to mean "assumption agreement," and "borrower" shall be construed to mean "assuming party" or "transferee."

(u) *Working capital.* The excess of current assets over current liabilities. It identifies the relatively liquid portion of total enterprise capital which constitutes a margin or buffer for meeting obligations within the ordinary operating cycle of the business.

### § 1842.3 Citizenship of applicants.

Loans to individuals shall be made or guaranteed only to those who are citizens of the United States or reside in the United States after being legally admitted for permanent residence. At least 51 percent of the outstanding interest in any corporation or organization type applicant must be owned by those who are either citizens of the United States or reside in the United States after being legally admitted for permanent residence.

### §§ 1842.4–1842.12 [Reserved]

### § 1842.13 Loan purposes.

Loans to borrowers with facilities located in both urban and rural areas will be limited to the amount necessary to finance the facility located in the eligible rural area.

(a) *Private entrepreneurs.* Loans may be for improving, developing, or financing business, industry, and employment and improving the economic and environmental climate of rural areas, and may include but not be limited to:

(1) Business and industrial acquisition, construction, conversion, enlargement, repair, modernization, or development cost.

(2) Purchasing and development of land, easements, rights-of-way, buildings, facilities, leases, or materials.

(3) Purchasing of equipment, leasehold improvements, machinery or supplies.

(4) Pollution control and abatement including those in connection with farming and ranching operations.

(5) Transportation services incidental to industrial development.

(6) Start-up costs and working capital.

(7) The financing of housing development sites located in open country or cities, towns or villages of not over 10,000 population, provided the community demonstrates a need for additional housing to prevent a loss of jobs in the area, or to house families moving to the area as a result of new employment opportunities.

(8) Loans for processing or marketing facilities, hatcheries, commercial nurseries and integrated poultry operations. This does not include loans for agricultural production; however, applicants who are in the business of processing, marketing, or packaging, as well as agricultural production, may be eligible for loan assistance for that portion of the business other than agricultural production, provided the agricultural production aspect is separate from the rest of the business; *e.g.*, the production aspects are handled through separate legal business entities or through maintenance of the accounting system in such manner as to clearly identify the use of and future accounting of the loan proceeds.

(9) Commercial custom feedlot operations. As used herein, commercial custom feedlot operations mean those lots primarily feeding, on a custom basis, livestock which belongs to other than the feedlot owner-operator. This would not preclude assistance to those borrowers whose principals or members are farmers and ranchers whose individually owned livestock may be custom fed at the lot, providing such principals' or members' personal financial conditions are not likely to adversely affect the financial success of the custom operation. In those cases where feedlot operators buy and feed for themselves, records and accounts of such operations shall be maintained in such manner that they may be identified separately from the custom feeding operation, and loan agreements and security instruments will specify that any losses incurred in the owner-operator operation shall not be chargeable to the custom feeding operations.

(10) Interest (including interest on interim financing) during the period before the first principal payment becomes due, or the facility becomes income producing, whichever occurs first.

(11) Feasibility studies.

(12) Refinancing debts for sound projects when it is determined by FmHA that it is necessary to stabilize the economic base of the rural area and increase or maintain employment.

(13) Reasonable costs, including legal fees, incurred for services rendered by accountants, appraisers, architects, engineers, consultants, and other parties for services in connection with preparation of the loan applications, making the loan, developing the project, and verification of proper project completion. Lender's charges will not exceed those allowed in § 1842.19. FmHA will determine what is a reasonable cost.

(14) Acquisition of membership and/or stocks, bonds, or debentures necessary to obtain a loan from Production Credit Associations, Banks for Cooperatives, Small Business Investment Corporations, and other lenders; provided such acquisition is required of all borrowers. However, a lender which requires membership fees in such organization or the purchase of securities issued by such organization will not use such proceeds to acquire, lease, or improve property which does not benefit its members.

(b) *Public bodies.* See § 1842.43.

### § 1842.14 Ineligible loan purposes.

Loans may *not* be made or guaranteed if the funds are used:

(a) To pay off a creditor in excess of the value of the collateral.

(b) For distribution or payment to the owner, partners, shareholders or beneficiaries of the applicant or members of their families when such persons will retain any portion of their equity in the business.

(c) For any project that is calculated to or is likely to result in the transfer of any employment or business activity from one area to another. This limitation shall not prohibit assistance for the expansion of an existing business entity through the establishment of a new branch, affiliate, or subsidiary of such entity if the expansion will not result in an increase in the unemployment in the area of original location or in any other area where such entity conducts business operations unless there is reason to believe that such expansion is being established with the intention of closing down the operations of the existing business entity in the area of its original location or in any other area where it conducts such operations.

(d) For any project which is calculated to or is likely to result in an increase in the production of goods, materials or commodities, or the availability of services or facilities in the area when there is not sufficient demand for such goods, materials, commodities, services, or facilities to employ the efficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

(e) For agricultural production except as provided in § 1842.13, including farming and ranching operations except for pollution control and abatement facilities. FmHA loan programs for farms and ranches are covered in Parts 1843 and 1845.





(f) For the transfer of ownership of a business unless the loan will keep the business from closing or otherwise prevent the loss of employment opportunities in the area.

(g) For the guarantee of lease payments.

(h) For the guarantee of loans made by other Federal agencies. This does not preclude the guaranteeing of loans made by the Bank for Cooperatives, Federal Land Bank, or Production Credit Association.

### § 1842.15 Full faith and credit of U.S.A.

The Loan Note Guarantee constitutes an obligation supported by the full faith and credit of the United States and is incontestable except for fraud or misrepresentation of which the lender or holder has actual knowledge at the time it becomes such lender or holder or which lender or holder participates in or condones. The guarantee and right to require purchase shall be directly enforceable by holder notwithstanding any fraud or misrepresentation on behalf of lender or any unenforceability of the Loan Note Guarantee as to lender. The Loan Note Guarantee will be unenforceable by the lender to the extent any loss is occasioned by violation of usury laws, use of loan funds for unauthorized purposes, negligent servicing, or failure to obtain the required security.

### § 1842.16 Eligible lenders.

(a) The term "eligible lender" is synonymous with "supervised lender" as used in prior regulations and forms. Any Federal or state chartered bank, Federal Land Bank, Production Credit Association, Bank for Cooperatives, Savings and Loan Association, Building and Loan Association, or Small Business Investment Corporation, that is subject to examination and supervision by an agency of the United States or a state, is eligible to make and service guaranteed loans provided it is in good standing with its licensing authority and has met:

(1) Licensing, loanmaking, loan servicing, and other requirements of the state in which the collateral will be located.

(2) The loanmaking and/or loan servicing office requirements in paragraph (d) of this section.

(b) All other lenders must be approved for eligibility by FmHA. Any legal entity desiring eligibility as a lender that does not meet the requirements of paragraph (a) of this section should submit to FmHA the material in subparagraphs (b) (1), (2), (3), and (4) of this section. Prospective lenders will be considered by FmHA for eligibility to receive loan guarantees on a nationwide, state, or loan-by-loan basis. They should indicate the type of eligibility requested in their submission. Prospective lenders having sufficient experience, adequate organization for loan servicing, and sufficient capital and surplus to support the proposed loan program will be considered for eligibility on a national basis. Those licensed to do business only in specified states will be considered for eligibility only in those states. Those having sufficient capital only for the loan requested to meet the requirements of paragraph (b) (2) of this section shall be considered on a loan-by-loan basis.

(1) Form FmHA 449–18, "Lender's or Holder's Request for Approval."

(2) Evidence showing that it has the necessary capital and surplus in an amount equal to the requested nonguaranteed portion of the loan.

(3) Copy of any license, charter, or other evidence of authority to engage in the proposed loanmaking and loan servicing activity. If licensing by the state is not required an attorney's opinion to this effect should be submitted.

(4) Information on lending operations, including length of time in the lending business; experience in making term loans; management capability; range and volume of lending and servicing activities; current financial statements; sources of funds for the proposed loan; status of loan portfolio; loanmaking and servicing office location and rates charged for servicing and any other fees; *e.g.*, loan origination, loan preparation, or brokerage fees. Such fees may not be greater than those charged by eligible lenders.

(5) The FmHA will make such investigation as it deems necessary and will notify the prospective lender whether its request for eligibility is approved or rejected. If rejected, the reasons for the rejection will be indicated to the prospective lender in writing and if the lender is able to overcome the objections, it may resubmit the request. See § 1842.44. Lenders who are not eligible lenders and who do not qualify as eligible lenders, are not barred from participating in loans made by eligible lenders.

(c) *Advice from lender as to status.* Each prospective lender will inform FmHA whether it qualifies for eligibility under paragraphs (a) or (b) of this section and if an approved eligible lender, which agency or authorities, if any, supervises such lender. This information may be furnished to FmHA below the lender's signature on Form FmHA 449–1, "Application for Loan and Guarantee," or in letter form.

(d) *Loanmaking and servicing office—all lenders.* Each lender must maintain an office (either its main or branch office or that of an agent) near enough to the collateral's location so it can properly and efficiently discharge its loanmaking and loan servicing responsibilities. FmHA will be kept advised of the location and office responsible for servicing the loan.

(e) *All lenders and holders shall be domestically owned and controlled.* See paragraph V of Form FmHA 449–35, "Lender's Agreement."

(f) *Possible lender-borrower conflict of interest.* See paragraph VI of Form FmHA 449–35.

(g) FmHA reserves the right to declare any lender ineligible to receive a loan guarantee when the history of its operations appears unsatisfactory or the provisions of the Loan Guarantee Agreement and Lender's Agreement have not been satisfactorily fulfilled.

### § 1842.17 Loan guarantee limits.

The maximum loss covered under the Form FmHA 449–34, "Loan Note Guarantee," shall not exceed ninety percent of the principal and accrued interest on the indebtedness represented by the borrower's guaranteed loan promissory note or assumed under an assumption agreement. Lenders and applicants shall propose the percentage guarantee. FmHA will determine the percentage guarantee after considering all credit factors involved, including but not limited to:

(a) The applicant's management, equity capital, history of operation, marketing plan, raw material requirements, and availability of necessary supporting utilities and services.

(b) Collateral.

(c) Financial condition of applicant's principals.

(d) The lender's exposure before and after the loan.

(e) Current trends and economic conditions within the industry.

The lender and applicant will be informed in writing by FmHA of any percentage of guarantee less than that proposed by the lender and applicant and the reasons therefore.

### § 1842.18 Guarantee fee.

(a) The fee will be one percent (1%) of the principal loan amount multiplied by the percent of guarantee, paid one time only at the time the Loan Note Guarantee is issued. The fee will be paid to FmHA by the lender and is nonrefundable.

(b) In the event FmHA agrees to issue a Loan Note Guarantee in substitution for a Form FmHA 449–17, "Contract of Guarantee," issued under previous regulations, the lender will pay to FmHA a nonrefundable, one-time fee of one percent (1%) of the current principal loan balance multiplied by the percent of guarantee at the time the substitution is made.

### § 1842.19 Points, discounts, charges and fees by lenders.

(a) FmHA will not guarantee a loan if the borrower is required to pay any points, discounts, or other charges or fees such as finder's fees, loan origination fees, advance interest, add on interest, unearned interest, compound interest, interest on earned interest, interest discounts, service charges, bonuses, commissions, expenses or similar fees or anything of value for the purpose of obtaining the loan, except in cases where the charges are customary in the ordinary course of business of the lender. This does not preclude a reasonable fee for preparation and assembly of the application.

(b) The lender may charge the borrower a loan origination fee at the time of loan closing, or in connection with extension, renewal or transfer and assumption provided that such fee is not greater than that customarily charged by the lender to other borrowers. The



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total amount of any lender's fees or other charges in excess of one and one-half percent (1½%) of the principal loan amount as provided in paragraph (a) and (b) of this section will be unacceptable to FmHA.

(c) The lender may charge the borrower an interim financing fee, if a construction loan is involved, provided the fee does not exceed one percent (1%) of the principal construction loan amount.

(d) Late payment charges will not be covered by the Loan Note Guarantee. Such charges may be made only if:

(1) They are routinely made by the lender in all types of loan transactions.

(2) Payment has not been received within the customary time frame allowed by the lender. The term "payment received" means that the payment in cash or by check, money order, or similar medium has been received by the lender at its main office, branch office, or other designated place of payment.

(3) The lender agrees with the applicant in writing that the rate or method of calculating the charges will not be changed so as to increase charges while the Loan Note Guarantee is in effect.

**§ 1842.20 [Reserved]**

**§ 1842.21 Interest rates.**

(a) *Guaranteed Loans.* Rates will be negotiated between the lender and the borrower. They may be fixed or variable as long as they are legal.

(1) A variable interest rate must be a rate that is tied to a base rate published periodically in a financial publication specifically agreed to by the lender and borrower. It must rise and fall with the selected base rate and changes can be made no more often than quarterly. There shall be no floor or ceiling on variable interest rates.

(2) Any change in the interest rate between the date of application and issuance of the Loan Note Guarantee must be approved by FmHA. Approval of such change shall be shown on Form FmHA 449–14, "Conditional Commitment for Guarantee."

(b) *Insured Loans.* (1) Loans for other than those in paragraph (6) of this section (2) shall bear interest at a rate prescribed by FmHA, and shall be announced periodically. The interest rate for insured loans will be the rate in effect at the time the loan is approved or at the time the loan is closed, whichever rate is lower.

(2) Loans to public bodies and nonprofit associations and Indian Tribes used to finance community facilities shall bear interest at the rate of five (5) percent per annum.

**§ 1842.22 Terms of loan repayment.**

(a) Principal and interest on the loan will be due and payable as provided in the promissory note. The lender shall structure repayments as established in the loan agreement between the lender and borrower. Ordinarily, such installments shall be scheduled for payment as agreed upon by the lender and applicant but on terms that reasonably assure repayment of the loan. However, the first installment to include a repayment of principal may be scheduled for payment after the project is operable and has begun to generate income, but such installment shall be due and payable within three years from the date of the promissory note and at least annually thereafter. Interest shall be due at least annually thereafter. Ordinarily, monthly payments will be expected, except for seasonal-type businesses. When multi-notes are used each note shall bear the same interest rate.

(b) The maximum time allowable for final maturity of an FmHA guaranteed loan shall be limited to thirty (30) years for land, buildings, and permanent fixtures; the usuable life of the machinery and equipment purchased with loan funds, but not to exceed fifteen (15) years; and seven (7) years for the working capital portion of the loan. The term for a loan that is being refinanced may be based on the collateral the lender will take to secure the loan.

(c) The maximum time allowable for final maturity of an FmHA insured loan for community facilities shall not exceed 40 years.

**§ 1842.23 Availability of credit from other sources.**

(a) Inability to obtain credit elsewhere is not a requirement for guarantee assistance under this Part.

(b) To be for an insured loan under this Part, the applicant must be unable to obtain the required credit from private or cooperative sources at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in the community in or near the applicant's location(s) for loans for similar purposes and periods of time.

**§ 1842.24 Environmental impact assessments and statements.**

The need for an environmental impact statement will be determined by FmHA. Applicants will furnish information to assist in making this determination on Form FmHA 449–10, "Applicant's Environmental Impact Evaluation."

**§ 1842.25 Flood or Mudslide Hazard Area Precautions.**

Projects located in special flood or mudslide hazard areas, as designated by the Federal Insurance Administration (FIA) of the Department of Housing and Urban Development may be financed under this Part only:

(a) If a community, as a result of such designation by FIA as a special flood or mudslide-prone area, has an approved flood plain area management plan.

(b) If the project location and construction plans and specifications for new buildings or improvements to existing building comply with the approved flood plain area management plan in paragraph (a) of this section.

(c) If flood insurance is available and will be purchased by the borrower prior to loan closing.

**§ 1842.26 Applicant equity requirements.**

The applicant will be required to contribute sufficient tangible assets on both guaranteed and insured loans to provide reasonable assurance of a successful project. Normally, a minimum of 10 percent equity, to be shown on the applicant's balance sheet, at the time of loan closing will be required. However, FmHA may require more equity depending on all other credit factors present in the particular project. Ordinarily, more than the minimum amount of equity will be required for new business ventures.

**§ 1842.27 Feasibility studies.**

FmHA may require an applicant to provide a feasibility study prepared by an independent recognized consultant. The cost of such study will be borne by the applicant and may be paid from funds included in the loan. On loans of one million dollars or more, feasibility studies by recognized independent consultants will be required. This requirement may be waived by FmHA if the applicant is listed on a major stock exchange, shows a profit for the past three years, is expanding the company in the same product line and has adequate net worth with all other credit factors considered. FmHA may also waive this requirement when the financial history of the business, the current financial condition and personal guarantees or other collateral is more than adequate to indicate the feasibility of the enterprise. An acceptable feasibility study should include but not be limited to:

(a) *Economic feasibility.* Information related to the project site, availability of trained or trainable labor, utilities, rail, air and road service to the site, and the overall economic impact of the project.

(b) *Market feasibility.* Information on the sales organization and management, nature and extent of market and market area, marketing plans for sale of projected output, extent of competition and commitments from customers or brokers.

(c) *Technical feasibility.* An engineering evaluation of: the site; type of construction; adequacy of the plant machinery and equipment; operating and maintenance program to produce the projected quantity and quality of goods; facility layout; and overall business operations.

(d) *Financial feasibility.* An opinion on the reliability of the financial projections and the ability of the business to achieve the projected income and cash flow. An assessment of the cost accounting system, the availability of short term credit for seasonal businesses and the adequacy of raw material and supplies.

(e) *Management feasibility.* Evidence that continuity and adequacy of management has been evaluated and documented as being satisfactory.

The scope of work projected for the feasibility study shall be approved by FmHA. FmHA personnel may not recommend consultants but may provide the applicant with a list of consultants who have performed satisfactorily on previous projects.





**§ 1842.28 Collateral.**

(a) The lender is responsible for seeing that proper and adequate collateral is obtained and maintained in existence and of record to protect the interests of the lender, the holder, and FmHA.

(b) Collateral must be of such a nature that, when considered together with the integrity and ability of project management, the soundness of the project, and the applicant's prospective earnings, repayment of the loan will be reasonably assured. Collateral may include, but is not limited to the following: land, buildings, machinery, equipment, furniture, fixtures, inventory, accounts receivable, corporate or personal guarantees, assignments or pledges of stock which may include voting rights, assignment of leases or leasehold interests, pledged revenues, patents and copyrights.

(c) All collateral must secure the entire loan. The lender may not take separate collateral to secure only that portion of the loan or loss not covered by the guarantee. The lender may not require compensating balances or certificates of deposit as a means of eliminating the lender's exposure on the unguaranteed portion of the loan.

(d) FmHA will recognize state statutes defining closely held corporations where they exist. In the absence of such statutes, closely held corporations are defined as those whose stock is held by less than 50 individuals or where one individual holds more than 51 percent of the stock.

(e) Full personal guarantees of principals of corporations and limited partners will ordinarily be required. Guarantees of parent, subsidiaries, or affiliated companies may also be required.

(f) The requirement for personal guarantees or corporate guarantees may be eliminated by FmHA if the proposed guarantors cannot provide such guarantee due to other contractual obligations or legal restrictions. However, loans to closely held corporations will always be personally guaranteed.

(g) Applicants will provide, in the case of personal guarantors, current (not over 60 days old at the time of filing) personal financial statements signed by both husband and wife disclosing community or homestead property as well as individual assets and indebtedness.

(h) The lender must ascertain that there are no claims or liens of laborers, materialmen, contractors, subcontractors, suppliers of machinery and equipment or other parties against the collateral of the borrower, and that there are not suits pending or threatened that would adversely affect the collateral of the borrower when the security instruments are filed.

(i) Hazard insurance with a standard mortgage clause naming the lender as beneficiary will be required on every loan in an amount that is at least the lesser of the depreciated replacement value of the property being insured or the amount of the loan. Hazard insurance includes fire, windstorm, lightning, hail, business interruption, explosion, riot, civil commotion, aircraft, vehicle, marine, smoke, builder's risk, public liability, property damage, flood or mudslide, or any other hazard insurance that may be required to protect the collateral.

(j) Ordinarily, life insurance, which may be decreasing term insurance, will be required for the principals and key employees of the applicant and assigned or pledged to the lender. A schedule of life insurance available for the benefit of the loan will be included as part of the application.

(k) Workmen's compensation insurance will be required in accordance with State law.

**§ 1842.29 Appraisal of property serving as collateral.**

(a) Property that will serve as collateral for loans shall be appraised by a qualified appraiser. The appraiser shall give his opinion as to:

(1) The current market value of the collateral.

(2) The forced liquidation sale value.

(b) The lender will be responsible for determining that appraisers (other than FmHA appraisers) have the necessary qualifications and experience to make the appraisals. If the lender has any questions in this regard, it should consult with FmHA before having an appraisal made.

(c) The lender must determine that the fees or charges of appraisers are reasonable.

(d) If the loan request is for $100,000 or less, an FmHA appraiser may make the appraisal.

(e) Appraisals will be made on forms approved by the lender, except when appraisals are made by an FmHA appraiser who may use regular FmHA forms.

**§ 1842.30 Filing and processing applications.**

(a) *Applicants' and lenders' contact.* Applicants and lenders desiring FmHA assistance as provided in this Part may file preapplications and applications with the County Supervisor serving the area in which the project is to be located.

(b) *Applications from cooperatives.* Applicants eligible for loans from the Bank for Cooperatives will be encouraged to obtain guaranteed loans from that source since the Bank for Cooperatives is experienced in making and servicing such loans and can provide substantial counsel to the applicant. All insured loan applications must be submitted to the Bank for Cooperatives as a test for credit elsewhere when an insured loan is being considered.

(c) *Small Business Administration.* All applicants for loan guarantees eligible for SBA assistance will be advised by FmHA at the time of receipt of the preapplication of the availability of such assistance and will be encouraged to apply to that agency.

(d) *Loan priorities.* All applications received by FmHA will be considered in the order received. Priority shall be given to projects located in areas and cities having a population of less than twenty-five thousand.

(1) FmHA shall cooperate fully with appropriate State agencies in guaranteeing and insuring loans in a manner which will assure maximum support of the State's strategies for development of its rural areas.

(2) When applications on hand otherwise have equal priority the applications from a veteran will have preference. A veteran is a person who has been discharged or released from the active forces of the United States Army, Navy, Air Force, Marine Corps, or Coast Guard under conditions other than dishonorable who served on active duty in such forces: (i) during the period April 6, 1917, through March 31, 1921; (ii) during the period of December 7, 1941, through December 31, 1946; (iii) during the period of June 27, 1950, through January 31, 1955; or (iv) for a period of more than 180 days, any part of which occurred after January 31, 1955, and on or before May 7, 1975. Discharges under conditions other than dishonorable include "clemency discharges."

(3) In selecting projects, FmHA shall give due consideration to State development strategies, clearinghouse (A–95 agency) comments and priority recommendations and assign priorities in the following order to:

(i) Those projects which will save existing jobs.

(ii) Those projects which will enlarge, extend, or otherwise improve existing businesses and industries.

(iii) Those projects which will create the highest number of permanent employment opportunities.

(iv) Those projects which will contribute to the overall economic stability of the rural areas but generate little or no permanent employment opportunities beyond the entrepreneur himself.

(e) *Filing preapplications and applications.* Applicants and lenders may file preapplications if they desire an expression of FmHA interest prior to assembling the complete application and request for Loan Note Guarantee as required in paragraph (f) of this section, or they may present the complete application, in one package, including the material required in paragraph (f), (i), (j), (l), (m) of this section.

(f) *Preapplications.* Applicants may file preapplications with the county office including:

(1) A letter prepared by the applicant and the lender which shall include:

(i) Applicant's name.

(ii) Loan request.

(iii) Name of the proposed lender.

(iv) Brief description of the project.

(v) Type and number of employment opportunities.

(vi) Amount of applicant's equity.

(2) Form FmHA 449–22, "Certificate of Non-Relocation."



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(3) Form FmHA 449–23, "Market Capacity Information Report."

(4) Form FmHA 449–4, "Statement of Personal History," for a proprietor (owner), each partner, officer, director, key employee, or stockholder holding 20 percent or more interest in the applicant except for those corporations that are listed on a major stock exchange. Failure to report full, complete and accurate information on the Statement of Personal History may result in FmHA's not making or guaranteeing the loan.

(5) A record of any pending or final disciplinary or legal (civil or criminal) action against the applicant.

(6) A current balance sheet and latest profit and loss statement.

(7) For new businesses, a detailed projection of gross revenues and net earnings.

(8) Sales projections indicating the percent of the national or local market the business expects to obtain.

(9) The comments of the substate and state A–95 agencies except that loans for smaller enterprises with no significant economic or environmental impact outside the community in which they are located, are exempt from A–95 review regulations, but a notice of approval for information only must be sent to the A–95 agency. If such comments are not immediately available, they may be forwarded to the county office subsequent to submission of the balance of the preapplication.

(g) *Preliminary determination by FmHA.* If the preapplication information indicates the project will not meet FmHA's minimum credit standard for a sound loan, is ineligible, or that no funds or guarantee authority are available for the project, FmHA will so inform the applicant. Such declination shall be in writing with all reasons for the declination indicated. If it appears that the project is eligible, has sufficient priority, is economically feasible and loan guarantee authority is available, FmHA will inform the lender and applicant in writing and request that they complete the application.

(h) *Department of Labor certifications.* FmHA will submit Forms FmHA 449–22 and FmHA 449–23 to the Department of Labor for the necessary certification that the proposal will not be in conflict with § 1842.14 (c) and (d).

(i) *Applications shall consist of:*

(1) Form FmHA 449–1, "Application for Loan and Guarantee."

(2) Form FmHA 449–2, "Statement of Collateral."

(3) Form 449–10, "Applicant's Environmental Impact Evaluation."

(4) Preliminary architectural or engineering plans, if applicable.

(5) Preliminary cost estimates.

(6) Appraisal reports.

(7) For existing businesses, a pro forma balance sheet at start-up and for at least two additional project years indicating the necessary start-up capital, operating capital and short-term credit based on financial statements for the last three years or more (if available) and projected cash flow and earnings statements for at least two years supported by a list of assumptions showing the basis for the projections. If debt refinancing is requested, a debt schedule is to be prepared (correlated to the latest balance sheets) reflecting the debts to be refinanced including the name of the creditor, the original loan amount and loan balance, date of loan, interest rate, maturity date, monthly or annual payments, payment status, and collateral that secured such loans.

(8) For new businesses, a pro forma balance sheet at start-up and for the next three years, projected cash flow (monthly first year, quarterly for two additional years) and projected earnings statements for three years supported by a list of assumptions showing the basis for the projections.

(9) Copies of feasibility studies and consultant reports.

(10) Credit reports obtained by lender.

(11) Form FmHA 400–1, "Equal Opportunity Agreement," if construction costing more than $10,000 is involved.

(12) Any necessary certifications and recommendations of appropriate regulatory or other agency having jurisdiction over the project.

(13) Personal financial statements of those guarantors named in § 1842.28(e).

(14) Proposed loan agreement. (See paragraph VIII of Form FmHA 449–35).

(15) A complete economic and technical feasibility study when required. (See § 1842.27).

(16) The applicant for a loan will provide FmHA with a written statement as to the effect, if any, that the project will have on any district, site, building, structure, or object that has been included in the National Register of Historic Places as maintained by the Department of Interior in accordance with the National Historic Preservation Act of 1966. (Historic preservation as defined under this act, includes the protection, rehabilitation, restoration and reconstruction of districts, sites, buildings, structures, and objects significant in American history, architecture, archeology and culture).

(17) Whether the project is located in a flood or mudslide hazard area.

(18) Any additional information required by FmHA.

(j) FmHA numbered forms shall be used where shown in both preapplications and applications. Otherwise, lenders should use their forms, real estate mortgages, security instruments and other agreements provided such forms do not contain any provisions that are in conflict or are inconsistent with the provisions of this Part. If they do contain any such conflicting or inconsistent provisions, such provisions will not be relied on or enforced by the lender or holder in any way or to any extent while the Loan Note Guarantee is in effect.

(k) Loan agreements between the borrower and lender shall be required in each case. Ordinarily, such agreements should include but not be limited to the following:

(1) Requirements for accounting and record keeping.

(2) Periodic financial reporting.

(3) Audit requirements.

(4) Prohibitions against assuming liabilities or obligations of others.

(5) Restrictions on dividend payments.

(6) Limitation on purchase or sale of fixed assets.

(7) Limitation on compensation of officers.

(8) Minimum working capital requirements.

(9) Minimum debt to net worth ratio.

(10) Restrictions against consolidation or mergers.

(11) Limitation against selling the business without concurrence of the lender or FmHA.

(12) Repayment and amortization of the loan.

(13) List of collateral for the loan.

(14) List of persons or corporations guaranteeing the loan.

(l) In the event the loan request is for health care facilities (e.g., hospitals or nursing homes), a "Certificate of Need" shall be obtained by the applicant from the appropriate regulatory or other agency having jurisdiction over the project. Should the project receive a significant part of its income from third party payors, e.g., medicare or medicaid, the project will be designed and operated in such manner as is necessary to meet the requirements of the third-party payors.

### § 1842.31 FmHA Evaluation of application.

FmHA shall evaluate the application and make a determination whether the borrower is eligible, the proposed loan is for an eligible purpose and that there is reasonable assurance of repayment ability, sufficient collateral, and equity. If FmHA determines it is unable to guarantee the loan, the lender will be so informed in writing. Such notification shall include the reasons for denial of the guarantee. If FmHA is able to guarantee the loan, it will provide the lender and the applicant with Form FmHA 449–14, "Conditional Commitment for Guarantee," listing all requirements for such guarantees. FmHA State Directors are authorized to execute Form FmHA 449–14.

### § 1842.32 Review of requirements.

(a) Immediately after reviewing the conditions and requirements in Form FmHA 449–14, and the options listed on the back of the form, the lender and applicant should complete and sign the "Acceptance or Rejection of Conditions" and return a copy to the FmHA State Director. If certain conditions cannot be met, the lender and borrower may propose alternate conditions to FmHA.

(b) If the lender indicates in the "Acceptance or Rejection of Conditions" that it still desires to obtain a Loan Note Guarantee and subsequently changes its decision, or decides at any time after receiving a conditional commitment in any loan case that it no longer wants a Loan Note Guarantee, the lender should immediately advise the FmHA State Director to that effect.





### § 1842.33 Conditions precedent to issuance of the Loan Note Guarantee.

(a) Lender advice. Form FmHA 449–34 "Loan Note Guarantee" will not be issued until the lender certifies to FmHA that:

(1) No major changes have been made in the lender's loan conditions and requirements since the issuance of the Conditional Commitment for Guarantee of the loan except those, if any, that have been approved in the interim by FmHA in writing.

(2) All planned property acquisition has been completed, and all construction, repair, and development has been substantially completed in accordance with plans and specifications as determined by FmHA and cost thereof has not exceeded the amount approved by FmHA.

(3) Required hazard, flood, workman's compensation and personal life insurance is in effect.

(4) Truth in lending requirements have been met.

(5) All equal opportunity and nondiscrimination requirements have been or will be met at the appropriate time.

(6) The loan has been properly closed, and the required security instruments have been obtained, or will be obtained on any after acquired property that cannot be covered initially under State law.

(7) The borrower has title marketable in fact to the collateral then owned by him or it, subject to the instruments securing the loan to be guaranteed and subject to any other exceptions approved in writing by FmHA.

(8) The entire amount of loan for working capital has been dispensed except in cases where the State Director has approved disbursement over an extended time.

(9) Required personal, limited partnership or corporate guarantees have been obtained.

(b) the lender will see that FmHA is notified so that it can make inspections at various stages of construction, repair, or development if FmHA has advised the lender that it desires to do so. When it is determined that there will be a cost overrun or a change in funds by line item, the following will apply:

(1) Minor changes within the approved loan purposes that do not increase the cost or adversely affect the objectives or soundness of the loan may be approved by the borrower and lender. If any line item as reflected in the use of proceeds on Form FmHA 449–1, "Application for Loan and Guarantee," is changed 10 percent or less and the total loan remains the same, the lender may approve the change.

(2) If the change cannot be handled as in paragraph (b)(1) of this section, the lender and borrower, with advice of FmHA, will determine how the overrun costs will be met. FmHA will determine and inform the lender in writing whether the loan can still be guaranteed. The State Director may approve all cost overruns within his loan approval authority and changes of up to and including 20 percent of all other loan amounts. Should overruns exceed 20 percent, further disbursements, if any, will be withheld until satisfactory arrangements to complete the project have been made with concurrence of the FmHA National Office. (See paragraph VII, Form FmHA 449–35.)

(c) The lender has executed and delivered to FmHA Form FmHA 449–35.

(d) Department of Labor Certification has been obtained by FmHA.

(e) Character evaluation clearance has been obtained by FmHA.

### § 1842.34 Equal opportunity and nondiscrimination requirements.

In accordance with Executive Order 11246, the following equal opportunity and nondiscrimination forms and requirements are applicable to certain cases involving construction as indicated. The borrower is responsible for seeing that the requirements of paragraphs (b) through (f) of this section are met.

(a) *Compliance reports.* No prospective contractor or subcontractor will be eligible for a contract or subcontract financed with a guaranteed loan until he has filed all of the compliance reports required of him under any previous contracts.

(b) *Equal opportunity agreement.* Before loan closing, each borrower whose loan involves a construction contract of more than $10,000 must execute Form FmHA 400–1, "Equal Opportunity Agreement."

(c) *Contract or subcontract in excess of $10,000.* If the contract or a subcontract exceeds $10,000:

(1) The contractor or subcontractor must submit Form FmHA 400–6, "Compliance Statement," before or as a part of the bid or negotiation.

(2) An Equal Opportunity Clause must be part of each contract and subcontract. This clause is incorporated in Form FmHA 424–6, "Construction Contract," which may serve as a guide.

(3) With notification of the contract award, the contractor must receive:

(i) Form FmHA 440–3, "Notice to Contractors and Applicants" signed by the County Supervisor with an attached Equal Employment Opportunity Poster. Posters in Spanish must be provided and displayed where a significant portion of the population is Spanish speaking.

(ii) Form AD–425, "Contractor's Affirmative Action Plan for Equal Employment Opportunity Under Executive Order 11246 and Executive Order 11375," if the contractor or subcontractor is subject to the requirements of paragraph (e) of this section.

(d) *One hundred or more employees and contract or subcontract exceeds $10,000.* If the contractor or subcontractor has 100 or more employees and the contract or subcontract is for $10,000 or more:

(1) In addition to meeting the requirements of paragraph (c) of this section, each such contractor or subcontractor must file Standard Form 100, "Employee Information Report EEO–1" with the Joint Reporting Committee within 30 days of the contract or subcontract award unless this report has already been submitted within the last 12 months.

(2) An annual report must be filed on or before March 31 as long as the contractor or subcontractor holds a contract equal to $10,000 or more which is financed with a guaranteed loan. Failure to file timely, complete and accurate reports constitutes noncompliance with the Equal Opportunity Clause. Report forms are distributed by the Joint Reporting Committee and any questions on this form should be addressed by the contractor or subcontractor to the Joint Reporting Committee, 1800 G Street, NW. Washington, D.C. 20006.

(e) *Fifty or more employees or contract or subcontract exceeds $50,000.* If the contract or subcontract is $50,000 or more or the contractor or subcontractor has 50 or more employees, in addition to the requirements of paragraph (c) of this section, each such contractor or subcontractor must be informed that he must develop a written affirmative action compliance program for each of his establishments and put it on file in each of his personnel offices within 120 days of the commencement of the contract or subcontract. Form AD–425 provides guidelines for the contractor or subcontractor in developing such a program.

(f) *Compliance reviews.* Compliance reviews must be made during construction inspections to determine whether the required posters are displayed, the facilities are not segregated, and there is no evidence of discrimination in employment. Findings of the borrower or lender, whichever has responsibility, will be shown on Form FmHA 424–12, "Inspection Report." If there is any evidence of noncompliance, the borrower or lender will try to achieve voluntary compliance. If the effort fails, such borrower or lender will report all the facts to FmHA.

(g) *Employee complaints.* Any employee of or applicant for employment with such contractors or subcontractors may file a written complaint of discrimination with FmHA.

(1) A written complaint of alleged discrimination must be signed by the complainant and should include the following information:

(i) The name and address (including telephone number, if any) of the complainant.

(ii) The name and address of the person committing the alleged discrimination.

(iii) A description of the acts considered to be discriminatory.

(iv) Any other pertinent information that will assist in the investigation and resolution of the complaint.

(2) Such complaint must be filed not later than 180 days from the date of the alleged discrimination, unless the time for filing is extended by FmHA for good cause shown.

**§ 1842.35 Issuance of Lender's Agreement, Loan Note Guarantee and Assignment Guarantee Agreement.**

(a) *Lender's Agreement.* If FmHA finds that all requirements have been met, the lender and FmHA will execute Form FmHA 449–35, "Lender's Agreement." The original will be delivered to FmHA and a signed copy retained by the lender.

(b) *Loan Note Guarantee.* (1) Upon receipt of the Lender's Agreement and once all requirements have been met as provided in § 1842.33, FmHA will execute Form FmHA 449–34, "Loan Note Guarantee(s)." All original(s) will be provided to the lender with a signed copy(s) retained by FmHA.

(2) If an existing Contract of Guarantee, Form FmHA 449–17, was issued to a lender by FmHA in accordance with previous regulations, the lender may request the State Director to substitute a Loan Note Guarantee under the provisions contained in this regulation for the previously issued Contract of Guarantee provided the lender:

(i) Prepares and submits to the State Director a written request for such substituted guarantee.

(ii) Presents evidence that the Loan Note Guarantee is required due to the adverse financial situation of the lender and resulting necessity to finance the guaranteed loan through the sale or assignment of the loan in accordance with § 1842.36.

(iii) Certifies to FmHA that there is no adverse change in the borrower's financial situation and the collateral and terms of the loan remained the same as under the original guarantee.

(iv) Pays the required guarantee fee in accordance with § 1842.18.

(v) Prepares a list of all collateral securing the loan.

(vi) Prepares a debt schedule, listing and ageing of the accounts payable and receivables of the borrower.

(vii) Provides current financial statements of the borrower, certified as correct by an officer or owner of the borrower's business.

(viii) Provides evidence that holder(s) agree to purchase the guaranteed part(s) of the loan.

(ix) Certifies the substitution will not be for the purpose of avoiding the original Contract of Guarantee renewal fees.

(x) Agrees that the provisions of paragraph III A2, (b) of the Form FmHA 449–35 will be complied with.

(xi) Executes Form FmHA 449–35.

(c) *Assignment Guarantee Agreement.* In the event the lender assigns the guaranteed portion of the loan to a holder(s) in accordance with provisions of § 1842.36, the lender, holder, and FmHA will execute Form FmHA 449–36, "Assignment Guarantee Agreement." The original of the agreement(s) will be provided to the holder with signed copy(s) to the lender and FmHA.

State Director, Business and Industry Loan Chiefs and County Supervisors are authorized to execute the Lender's Agreement, Loan Note Guarantee or Assignment Guarantee Agreement or other loan agreements in the event of an insured loan.

(d) *Refusal to execute contract.* If FmHA determines that it cannot execute the Loan Note Guarantee because all requirements have not been met, it will promptly inform the lender on Form FmHA 449–13 "Denial Letter" of the reasons, and give the lender a reasonable period within which to satisfy FmHA objections. If the lender writes FmHA within the period allowed requesting additional time to satisfy the objections, FmHA may, in writing, grant such additional time as it considers necessary and reasonable under the circumstances. If the lender satisfies the objections within the time allowed, the guarantee will be issued.

(e) *Guarantee fee report.* Form FmHA 449–19, "Guarantee Fee Report," and the guarantee fee will be forwarded to the Finance Office, 1520 Market Street, St. Louis, Missouri 63103, within 24 hours after receipt of Form FmHA 449–34. Lenders will also forward a copy of Form FmHA 449–19 to the FmHA County Supervisor. (See paragraph IX of Form FmHA 449–35.)

**§ 1842.36 Lender's sale or assignment of guaranteed portion of the loan.**

(a) Any sale or assignment by the lender of the guaranteed portion of the loan may be accomplished in accordance with the conditions in paragraph II of Form FmHA 449–35, "Lenders Agreement."

(b) Should the lender know at the time the loan application is being prepared that it plans to sell or assign any part of the guaranteed portion of the loan as provided in Form FmHA 449–35, the lender should provide this information with the application to FmHA.

**§ 1842.37 Loan Servicing.**

The lender is responsible for loan servicing. Refer to paragraph X, Form FmHA 449–35.

**§ 1842.38 Defaults by Borrower.**

Refer to paragraph XI, Form FmHA 449–35.

**§ 1842.39 Liquidation.**

Refer to paragraph XII, Form FmHA 449–35.

**§ 1842.40 Protective advances.**

Refer to paragraph XIII, Form FmHA 449–35.

**§ 1842.41 Transfer and Assumptions.**

(a) All transfers and assumptions must be approved in writing by FmHA. Such transfers and assumptions must be to an eligible borrower. Available transfer and assumption options include the following:

(1) The total indebtedness may be transferred to another borrower on the same terms.

(2) The total indebtedness may be transferred to another borrower on different terms.

(3) A part of the total indebtedness may be transferred to another borrower on the same terms.

(4) A part of the total indebtedness may be transferred to another borrower on different terms.

(b) In any transfer and assumption case, the transferor, including any guarantor(s) may be released from liability by FmHA in writing only when the value of the collateral being transferred is at least equal to the amount of the loan or part of the loan being assumed, unless the FmHA determines:

(1) That the transferor has not reasonable debt-paying ability considering his assets and income at the time of transfer; and

(2) The FmHA County Committee certifies that the transferor has cooperated in good faith, used due diligence to maintain the collateral against loss, and has otherwise fulfilled all of the regulations of this Part to the best of his ability.

(c) If there is any cash down payment in connection with the transfer and assumption, it will be applied on the loan in inverse order of maturity and any proceeds from collateral sold before the transfer and assumption should be credited on the transferor's loan debt in inverse order of maturity before the transfer and assumption transaction is approved.

(d) The lender must make a credit analysis on the prospective transferee in all cases and submit it to FmHA for approval. The assumption will be made on the lender's form of assumption agreement. The assumption agreement must contain the FmHA case number of the transferor and the transferee. Changes may be made in the loan terms if agreed to in advance by FmHA, any holder(s) and the lender; however, FmHA will not issue a new Loan Note Guarantee.

(e) In the case of a transfer and assumption, it is the Lender's responsibility to see that all such transfers and assumptions will be noted on all originals of the Loan Note Guarantee. The lender must give FmHA a copy of the transfer and assumption agreement. Notice must be given to FmHA indicating whether the borrower or guarantor has been released from liability.

**§ 1842.42 Insured Loans.**

Applications from private parties for whom FmHA and such applicants agree that a guaranteed lender is not available, and from public bodies, shall be processed as insured loans in accordance with the applicable provisions of this Chapter and Subpart A of Part 1823 of this Chapter, including the credit elsewhere requirement, except as provided in §1842.43, which provides for the guarantee of taxable bond issued of public bodies. Loans to public bodies may be used only to finance:

(a) Community facilities as defined in § 1842.2(d); and

(b) Constructing and equipping industrial plants for lease to private businesses (not including loans for operating such businesses) when the requested loan is not available under Subpart A of Part 1823 of this Chapter.





(c) Insured loans will be made for purposes in paragraphs (a) and (b) of this section only when a guaranteed lender is not available. (See 1841.21 for applicable interest rate.)

**§ 1842.43 Guaranteed industrial development bond issues.**

(a) *Guaranteed loans to public bodies.* Loans to public bodies for the purpose of constructing and equipping industrial plants for lease to private businesses (not including loans for operating such businesses) may be guaranteed by FmHA when a guaranteed loan cannot be made in accordance with § 1842.42.

(1) Loans made to public bodies may be guaranteed only in connection with the issuance of any class or series of industrial development bonds (as defined in section 103(c) (2) of the Internal Revenue Code of 1954, as amended (IRC)), the interest on which is includable in gross income under IRC. No part of the loan guaranteed by FmHA may extend to any class or series of industrial development bonds the interest on which is excludable from gross income under section 103(a)(1) of such Code. Prior to the executing of any Loan Note Guarantee, lender shall furnish FmHA evidence regarding interest on bonds being taxable for Federal income tax purposes. Such evidence may be in the form of an unqualified opinion of a recognized bond counsel of a ruling from the Internal Revenue Service.

(2) If FmHA and the applicant agree that a guaranteed lender is not available, the application may be considered for an insured loan under the provisions of § 1842.42.

**§ 1842.44 Method of review.**

Any adverse decision by the County Supervisor should first be reviewed by the State Director. If a State Director rejects any party's request for approval as a lender or if the State Director or his subordinates rejects a request from a lender for issuance of a Conditional Commitment for Guarantee or a Loan Note Guarantee, or determines that a previously issued Loan Note Guarantee is void or unenforceable, in a particular case, such lender or holder may request the Administrator of FmHA to review the State Director's decision. His address is: Administrator, Farmers Home Administration, United States Department of Agriculture, Washington, D.C. 20250.

(a) The request for review must be in writing and must be accompanied by supporting information and documentation. A copy of the request and supporting material must be sent by the requesting party to the State Director at the same time such party forwards the original to the Administrator.

(b) Upon receipt of the copy of this material, the State Director will furnish a full report on the matter to the Administrator.

(c) The Administrator will act on the request as expeditiously as possible under all the circumstances, and will notify the requestor and the State Director in writing of his decision and the reason therefore.

**§ 1842.45 Access to records of lenders.**

Upon receipt of any reasonable request the lender will permit representatives of FmHA (or other agencies of the U.S. Department of Agriculture authorized by that Department) to inspect and make copies of any of the records of the lender pertaining to FmHA guaranteed loans. Such inspection and copying may be made during regular office hours of the lender, or any other time the lender finds convenient.

**§ 1842.46 FmHA Forms.**

Forms FmHA 449–34, "Loan Note Guarantee," FmHA 449–35, "Lender's Agreement," and FmHA 449–36, "Assignment Guarantee Agreement," are incorporated herein and made a part hereof.

LOAN NOTE GUARANTEE

Borrower _____
Lender _____
Lender's address _____
State _____
County _____
Date of note(s) _____
Type of loan _____
Lender's IRS ID Tax No _____
Principal amount of loan $_____

The guaranteed portion of the loan is $_____ which is _____ ( ) percent of loan principal. The principal amount of loan is evidenced by _____ note(s) described below. The guaranteed portion of each note is indicated below. This instrument is attached to note _____ in the face amount of $_____ and is number _____ of _____ duplicate original(s) attached one to each note.

| Identifying No. | Face amount (dollars) | Percent of loan principal | Amount guaranteed (dollars) |
|---|---|---|---|
| | | | |
| Total | | 100 | |

In consideration of the making of the subject loan by the above named Lender, the United States of America, acting through the Farmers Home Administration of the United States Department of Agriculture (herein called "FmHA"), pursuant to the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.), does hereby agree that in accordance with and subject to the conditions and requirements herein, it will pay to:

A. Any Holder 100 percent of any loss sustained by such Holder on the guaranteed portion and on interest due on such portion.

B. The Lender the lesser of 1. or 2. below:

1. Any loss sustained by such Lender on the guaranteed portion including:

a. Principal and interest indebtedness as evidenced by said note(s) or by assumption agreement(s).

b. Principal and interest indebtedness on secured protective advances for protection and preservation of collateral made with FmHA's authorization, including but not limited to, advances for taxes, annual assessments, any ground rents, and hazard or flood insurance premiums affecting the collateral, or

2. The guaranteed principal advanced to or assumed by the Borrower under said note(s) or assumption agreement(s) and any interest due thereon.

*Maximum Amount of Interest to Lender.* If FmHA conducts the liquidation of the loan, loss occasioned to a Lender by accruing interest after the date FmHA accepts responsibility for liquidation shall not be covered by this Loan Note Guarantee. If Lender conducts the liquidation of the loan, losses occasioned by accruing interest shall be covered by this Loan Note Guarantee to date of final settlement when the Lender conducts the liquidation expeditiously in accordance with the liquidation plan approved by FmHA.

*Definition of Lender and Holder.* The Holder is the person or organization other than the Lender who owns all or a part of the guaranteed portion of the loan with no servicing responsibilities. The Lender is the person or organization making or servicing the loan or assuming responsibility in connection with the unguaranteed portion of the loan.

*Guarantee Fee.* The fee will be one (1) percent of the principal loan amount of the entire loan multiplied by the percentage of guarantee, to be paid one time only. The fee must be remitted by the Lender to the FmHA Finance Office, 1520 Market Street, St. Louis, Missouri 63103 or at such other office or location as FmHA advises the Lender in writing.

CONDITIONS OF GUARANTEE

1. *Loan Servicing.* Lender shall be responsible for servicing the entire loan and Lender shall remain mortgagee and/or secured party of record notwithstanding the fact that another party may hold a portion of the loan. When multiple notes are used to evidence a loan, Lender shall structure repayments as provided in the loan agreement.

2. *Priorities.* The entire loan shall be secured by the same security with equal lien priority for the guaranteed and unguaranteed portions of the loan. The unguaranteed portion of the loan shall not be paid first nor given any preference or priority over the guaranteed portion.

3. *Full Faith and Credit.* The Loan Note Guarantee constitutes an obligation supported by the full faith and credit of the United States and is incontestable except for fraud or misrepresentation of which Lender or any Holder has actual knowledge at the time it became such Lender or Holder or which Lender or any Holder participates in or condones. In addition, the Loan Note Guarantee will be unenforceable by Lender to the extent any loss is occasioned by the violation of usury laws, use of loan funds for unauthorized purposes, negligent servicing, or failure to obtain the required security.

4. *Rights and Liabilities.* The guarantee and right to require purchase shall be directly enforceable by Holder notwithstanding any fraud or misrepresentation on behalf of Lender or any unenforceability of this Loan Note Guarantee as to Lender. Nothing contained herein shall constitute any waiver by FmHA of any unenforceability of the Loan Note Guarantee as to the Lender. Lender shall be liable for and shall promptly pay to FmHA any payment by FmHA to Holder which but for this paragraph or if such Lender had held the guaranteed portion of the loan, FmHA would not be required to make.

5. *Payments.* Lender shall receive all payments of principal or interest on account of the entire loan and shall promptly remit to Holder(s) its pro rata share thereof determined according to their respective interests in the loan, less only Lender's servicing fee: Provided, however, Lender or Holder shall not, without the written consent of FmHA, make or consent to any alteration of the terms of the loan documents. The loan may be reamortized by agreement of Lender and Holder(s) of the guaranteed portion of the loan and only with concurrence of FmHA.

6. *Protective Advances.* Protective advances made by Lender pursuant to the regulations shall be guaranteed against a percentage of loss to the same extent as provided in this Loan Note Guarantee notwithstanding the guaranteed portion of the loan is held by another.

7. *Repurchase by Lender.* When any guaranteed portion of the loan is held by a Holder and Borrower is in default not less than sixty (60) days of payment of principal, or interest, due on the loan, Lender agrees to repurchase the unpaid guaranteed portion from Holder within thirty (30) days of the written demand of Holder if the default is not theretofore cured, for an amount equal to the unpaid guaranteed portion of principal and accrued interest, less Lender's servicing fee. Holder shall be required to concurrently send a copy of such demand to FmHA. Upon repurchase, Lender will accept from Holder a transfer without recourse.

8. *FmHA Purchase.* If Lender does not repurchase as required by paragraph 7 hereof, FmHA shall purchase from Holder the unpaid principal balance of the guaranteed portion herein sold together with accrued interest, less Lender's servicing fee, within thirty (30) days after written demand from Holder. Such demand shall recite Lender's failure to repurchase within the period set forth in paragraph 7 and include a copy of the demand for repurchase. Payment by FmHA shall not exceed the maximum amount of FmHA's payment obligation set forth in this Loan Note Guarantee. Upon payment by FmHA, Holder will be required to assign to FmHA, without recourse, all rights, title and interest in the loan, and FmHA shall be subrogated to all rights of Holder against Lender.

9. *Sale by Holder on Demand.* If lender needs the guaranteed portion of the loan to adequately service the loan, Holder shall sell such portion to the Lender in amount equal to the unpaid principal balance plus accrued interest less any servicing fees that may be due.

10. *Custody of Unguaranteed Portion.* Lender shall retain the unguaranteed portion of the loan unless otherwise specifically agreed to in writing by FmHA. This provision may be waived in writing by FmHA; provided, however, the successor in interest assumes all obligations hereunder.

11. *When Guarantee Terminates.* This Loan Note Guarantee will terminate automatically (a) upon full payment of the guaranteed loan, (b) upon full payment of any loss obligation hereunder.

12. *Determination of Loss.* The amount of loss shall be determined and paid as provided in the regulations (7 CFR Part 1842).

UNITED STATES OF AMERICA
FARMERS HOME ADMINISTRATION

By: _____
Title: _____

_____
dated _____ 19____.
Assumption Agreement by _____
dated _____ 19____.
Assumption Agreement by_____
dated _____ 19 .

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
LENDER'S AGREEMENT

_____
(Lender) of
_____
has made a loan(s) to
_____
(Borrower)
_____
in the principal amount of $_____ as evidenced by _____ note(s) of _____. The United States of America, acting through Farmers Home Administration (FmHA) has entered into a Loan Note Guarantee (Form FmHA 449–34) or has issued a Conditional Commitment (Form FmHA 449–17) to enter into a Loan Note Guarantee with the Lender applicable to such loan to participate in a percentage of any loss on the loan not to exceed _____% of the amount of the principal advanced and any interest thereon. The terms of the Loan Note Guarantee are controlling. In order to facilitate the marketability of the guaranteed portion of the loan and as a condition for obtaining a guarantee of the loan(s), the Lender enters into this agreement.

The parties agree: I. The maximum loss covered under the Loan Note Guarantee shall not exceed ninety percent of the principal and accrued interest on the indebtedness represented by the Borrower's guaranteed loan promissory note or assumed under an assumption agreement.

II. *Full Faith and Credit.* The Loan Note Guarantee constitutes an obligation supported by the full faith and credit of the United States and is incontestable except for fraud or misrepresentation of which the Lender has actual knowledge at the time it became such Lender or which Lender participates in or condones.

The Loan Note Guarantee will be unenforceable by the Lender to the extent any loss is occasioned by violation of usury laws, use of loan funds for unauthorized purposes, negligent servicing, or failure to obtain the required security.

III. *Lender's Sale or Assignment of Guaranteed Loan.*

A. The Lender may retain all of the guaranteed loan. If the Lender desires to market all or part of the guaranteed portion of the loan the Lender may proceed under the following options:

1. *Assignment.* Assign all or a part of the guaranteed portion of the loan to one or more Holders by using Form FmHA 449–36, Assignment Guarantee Agreement. Holder(s), upon written notice to Lender and FmHA, may reassign the unpaid guarantee portion of the loan sold hereunder. Upon such notification the assignee shall succeed to all rights and obligations of the Holder(s) hereunder.

If this option is selected, the Lender may not at a later date cause to be issued any additional notes.

2. *Multi Note System.* a. *At Loan Closing:* Provide for no more than 10 notes unless the Borrower and FmHA agree otherwise for the guaranteed portion and one note for the unguaranteed portion. When this option is selected, FmHA will provide the Lender with Form FmHA 449–34, "Loan Note Guarantee," for each of the notes.

b. *After Loan Closing:* (1) Upon written approval by FmHA, the Lender may cause to be issued a series of new notes, not to exceed the total provided in 2 a above, as replacement for a previously issued guaranteed note(s) provided:

(a) The Borrower agrees and executes the new notes.

(b) The interest rate does not exceed the interest rate in effect when the loan was closed.

(c) The maturity of the loan is not in excess of that allowed in Title 7 CFR Part 1842.

(d) FmHA will not bear any expenses that may be incurred in reference to such re-issue of notes.

(e) There is adequate collateral securing the note(s).

(f) No intervening liens have arisen or have been perfected and the secured lien priority remains the same.

(2) FmHA will reissue the appropriate "Loan Note Guarantees" to be attached to each of the notes then extant in exchange for the original "Loan Note Guarantee" which will be cancelled by FmHA.

3. *Participants.* The Lender may obtain participation in its loan under its normal operating procedures provided the Lender retains the full responsibility for servicing the loan in accordance with this instrument. The Lender shall retain all of the unguaranteed portion of the loan as provided in this section and assumes all obligations hereunder so long as the guaranteed portion





of the loan remains outstanding or if the Lender holds the entire loan until such time as the Lender decides it no longer requires the FmHA guarantee and so notifies FmHA and the Loan Note Guarantee is cancelled.

B. When a guaranteed portion of a loan is sold by the Lender to a Holder(s), the Holder(s) shall thereupon succeed to all rights of Lender under the Loan Note Guarantee to the extent of the portion of the loan purchased. Lender, however, shall remain bound to all the obligations under the Loan Note Guarantee, and this agreement, and the program regulations found in Title 7 CFR Part 1842, and to future program regulations not inconsistent with the express provisions hereof.

The Holder(s) upon written notice to the Lender may resell the unpaid guaranteed portion of the loan sold under provision III A.

IV. The Lender agrees loan funds will be used for the purposes authorized in Title 7 CFR Part 1842 and in accordance with the terms of Form FmHA 449–14, "Conditional Commitment for Guarantee,": dated _____.

V. The Lender certifies that it is a citizen of the United States of America or, if an organization, that the ownership of at least 51 percent of any outstanding interests of the Lender is owned by citizens of the United States. Further, such Lender certifies that any guarantees received shall be only on loans made by it, operating for itself and not on behalf of foreign citizens or organizations.

VI. The Lender certifies that none of its officers or directors, stockholders or other owners, nor those of the Borrower has a substantial financial interest in the borrower or the Lender as the case may be.

VII. The Lender certifies that it has no knowledge of any material adverse change, financial or otherwise, in the Borrower, his business, or any subsidiaries since it requested a Loan Note Guarantee.

VIII. Lender certifies that a loan agreement concurred in by FmHA has been signed with the Borrower.

IX. Lender certifies it has or shall have forwarded within 24 hours after receipt of the Loan Note Guarantee the required guarantee fee and Form FmHA 449–19, "Guarantee Fee Report," to the Finance Office, 1520 Market Street, St. Louis, Missouri 63103, and has provided the FmHA County Supervisor with a copy of Form FmHA 449–19.

X. *Servicing.* A. The Lender shall service the entire loan and shall remain mortgagee and/or secured party of record, notwithstanding the fact that another may hold the guaranteed portion of the loan. The entire loan shall be secured by the same security with equal lien priority for the guaranteed and unguaranteed portions of the loan. Lender may charge Holder a servicing fee. The unguaranteed portion of a loan shall not be paid first nor given any preference or priority over the guaranteed portion of the loan.

B. Disposition of the guaranteed portion of a loan may be made prior to full disbursement, completion of construction and acquisitions only with the prior written approval of FmHA. Subsequent to full disbursement, completion of construction, and acquisition, the guaranteed portion of the loan may be disposed of as provided herein.

C. Lender's servicing responsibilities include, but are not limited to: 1. Obtaining compliance with the covenants and provisions in the note, loan agreement, security instruments, and any supplemental agreements. None of the aforesaid instruments shall be altered without FmHA's prior written concurrence.

2. Receiving all payments on principal and interest on the loan as they fall due and promptly remitting and accounting to any Holder(s) for their pro rata share thereof determined according to their respective interests in the loan, less only Lender's servicing fee. The loan may be reamortized only with agreement of the Lender and Holder(s) of the guaranteed portion of the loan and only with concurrence of FmHA.

3. Inspecting the collateral as often as necessary to properly service the loan.

4. Assuring that adequate insurance is maintained.

5. Assuring that taxes, assessment or ground rents against or affecting collateral are paid; the loan and collateral are protected in foreclosure, bankruptcy, receivership, insolvency, condemnation, or other litigation; insurance loss payments, condemnation awards, or similar proceeds are applied on debts in accordance with lien priorities on which the guarantee was based, or to rebuilding or otherwise acquiring needed replacement collateral with the written approval of FmHA; proceeds from the sale or other disposition of collateral are applied in accordance with the lien priorities on which the guarantee is based, except that proceeds from the disposition of collateral, such as machinery, equipment, furniture or fixtures, may be used to acquire property of similar nature, with written concurrence of FmHA; the Borrower complies with all laws and ordinances applicable to the loan, the collateral and operation of the business or industry.

6. Assuring that if personal or corporate guarantees are part of the collateral, current financial statements from such loan guarantors will be obtained and copies provided to FmHA at such time and frequency as required by the loan agreement or Conditional Commitment for Guarantee. In the case of guarantees secured by collateral, assuring the security is properly maintained.

7. Obtaining the lien coverage and lien priorities specified by the Lender and agreed to by FmHA, properly recording or filing lien or notice instruments to obtain or maintain such lien priorities during the existence of the guarantee by FmHA.

8. Assuring that the Borrower obtains title marketable in fact to the collateral.

9. The Borrower (any party liable) is not released from liability for all or any part of the loan.

XI. *Defaults by Borrower.* A. The Lender will notify FmHA when a Borrower is thirty (30) days past due on a payment and is unlikely to bring its account current within sixty (60) days, or if the Borrower has not met its responsibilities of providing the required financial statements to the Lender or is otherwise in default; and a meeting will be arranged by the Lender with the Borrower and FmHA to resolve the problem. Actions taken by the Lender with concurrence of FmHA may include but are not limited to the following or any combination thereof:

1. Deferment of principal payments.
2. An additional temporary loan by the Lender to bring the account current.
3. Reamortization of or rescheduling the payments on the loan.
4. Transfer and assumption of the loan in accordance with 7 CFR Part 1842.
5. Reorganization.
6. Liquidation.

B. The Lender will make every effort to cure a default including rescheduling or reamortizing payments, each of which requires prior written concurrence of FmHA and any Holder(s).

C. When any guaranteed portion of the loan is held by a Holder and the Borrower is in default not less than 60 days in payment of principal or interest due on the loan, the Lender agrees to repurchase the unpaid guaranteed portion from the Holder(s) within 30 days of the written demand of Holder(s) if the default is not theretofore cured, for an amount equal to the unpaid guaranteed portion of principal and accrued interest to date of repurchase by Lender. Holder(s) shall be required to concurrently send a copy of such demand to FmHA. Upon repurchase, Lender shall accept from Holder(s) a transfer without recourse.

D. If Lender does not repurchase as required by paragraph C, FmHA will purchase from Holder(s) the unpaid principal balance of the guaranteed portion herein together with accrued interest to date of repurchase, within 30 days after written demand to FmHA from the Holder(s). During the period of default the Lender will pay the accrued interest to date of purchase by FmHA. Such demand shall recite Lender's failure to repurchase within the period set forth in paragraph C and include a copy of the Holder(s) demand of FmHA's payment obligation set forth in this agreement. Upon payment by FmHA, Holder(s) will be required to assign to FmHA without recourse all rights, title and interest in the loan, and FmHA shall be subrogated to all rights of Holder(s) against Lender.

E. Lender consents to the purchase by FmHA and agrees to furnish on request by FmHA a current certified statement of the unpaid principal and interest then owed by Borrower on the loan. Lender agrees that any purchase by FmHA does not change, alter or modify any of the Lender's obligations to FmHA arising



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from said loan or guarantee, nor does such purchase waive any of FmHA's rights against Lender, and FmHA shall have the right to set-off against Lender all rights inuring to FmHA as the Holder against FmHA's obligation to Lender under the loan note guarantee.

F. If the Lender was charging the Holder(s) a service fee, the Lender agrees that the service fee shall terminate at the time FmHA purchases the loan(s).

G. Lender will repurchase the guaranteed portion of the loan if in its opinion such repurchase is necessary to adequately service the loan. Lender will automatically repurchase the guaranteed portion of the loan in the event of commencement by or against Borrower of any bankruptcy proceeding, reorganization, dissolution or institution of a creditor's rights proceeding.

XII. *Liquidation:* If the Lender concludes that liquidation of a guaranteed loan account is necessary because of one or more defaults or third party actions that the Borrower cannot or will not cure or eliminate within a reasonable period of time, a meeting will be arranged by the Lender with FmHA. When FmHA concurs with the Lender's conclusion or at any time concludes independently that liquidation is necessary, it will notify the Lender and the matter will be handled as follows:

The Lender will liquidate the loan unless FmHA, at its option, decides to carry out liquidation.

When the decision to liquidate is made, the Lender will immediately proceed to purchase from the Holder(s), other than FmHA, as much of the guaranteed portion of the loan as its capital reserves will allow, subject to FmHA approval, and the Holder(s) will be paid according to the provisions either in the Loan Note Guarantee or the Assignment Guarantee Agreement.

FmHA will purchase any remaining guaranteed portions of the loan from the Holder(s). If FmHA holds part of the guaranteed portion, FmHA shall be paid first its share of the proceeds from liquidation of the collateral.

A. *Lender's proposed method of liquidation.* Within 10 days after the decision to liquidate is made, the Lender will advise FmHA of its proposed method of liquidation and will provide FmHA with:

1. Such proof as FmHA requires to establish the Lender's ownership of the guaranteed loan promissory note(s) and related security instruments.

2. Information concerning the Borrower's assets including real and personal property, fixtures, claims, contracts, inventory (including perishables), accounts receivable, personal and corporate guarantees, and other existing and contingent assets, advice as to whether or not each item is serving as collateral for the guaranteed loan, and the estimated value of each item.

3. A proposed method of making the maximum collection possible on the entire indebtedness.

B. *FmHA's response to Lender's liquidation proposal.* FmHA will inform the Lender whether it concurs in the Lender's proposed method of liquidation within 30 days after receipt of such notification from the Lender.

If FmHA needs additional time to respond to the liquidation plan, it will advise the Lender of a definite time for such response. Should FmHA and the Lender not agree on the Lender's liquidation proposal, FmHA will proceed with the liquidation as follows:

1. The Lender will transfer to FmHA all its rights and interests necessary to allow FmHA to liquidate the loan. In this event, the Lender will not be paid for any loss until after the collateral is liquidated and the final loss is determined by FmHA.

2. FmHA will attempt to obtain the maximum amount of proceeds from liquidation.

3. FmHA will obtain an independent appraisal report to determine the current market value of the collateral and any other assets from which collection can be readily obtained prior to liquidation.

4. Options available to FmHA include any one or combination of the usual commercial methods of liquidation.

C. *Acceleration.* The Lender or FmHA, if it liquidates, will proceed as expeditiously as possible when acceleration of the indebtedness is necessary including giving any notices and taking any other legal actions required by the security instruments. A copy of the acceleration notice or other acceleration document will be sent to FmHA or the Lender, as the case may be.

D. *Determination of values.* Except in cases where FmHA conducts the liquidation, the Lender and FmHA will agree on the estimated current market value of the collateral and any other assets from which collection can be readily made (including additional debt payment ability of guarantors) prior to liquidation. The term "market value" means the amount for which the property will sell at its highest and best use at a voluntary sale and may be determined by appraisal. After FmHA has advised the Lender of its agreement to the Lender's plan for liquidation, the determination of these values will begin immediately upon approval of the plan. In all liquidation cases any disinterested appraiser's fee will be shared equally by FmHA and the Lender.

When the Lender conducts the liquidation, it will account for funds during the period of liquidation and will provide FmHA with periodic reports on the progress of liquidation, disposition of collateral, resulting costs, and additional procedures necessary to successful completion of liquidation. When FmHA liquidates, the Lender will be provided with similar reports on request.

E. *Determination of Loss.* In all liquidation cases, a final settlement will be made with the Lender after the collateral is liquidated.

1. When the Lender is conducting the liquidation, if the Lender holds any of the guaranteed portion of the loan, he may submit to FmHA an estimate of the loss that will occur in connection with liquidation of the loan. Such estimate shall be prepared on Form FmHA 449–20, "Report of Loss," and shall be clearly labeled "Estimate."

After the "Report of Loss, Estimate" has been approved by FmHA, FmHA will send the original "Report of Loss, Estimate" to FmHA Finance Office for issuance of a Treasury check in payment of the estimated amount to the Lender.

After liquidation has been completed, a final loss report will be submitted on Form FmHA 449–20 by the Lender to FmHA and clearly labeled, "Final Report of Loss,"

2. After the Lender has completed liquidation, FmHA, upon receipt of the final accounting and report of loss, will determine the actual loss. If FmHA has any questions regarding the amounts set forth in the "Final Report of Loss," it will investigate the matter. The Lender will make its records available to and otherwise assist FmHA in making the investigation. If FmHA finds any discrepancies, it will contact the Lender and get the necessary corrections made as soon as possible. When FmHA finds the "Final Report of Loss" to be proper in all respects, it will be tentatively approved in the space provided on the form for that purpose.

3. When the Lender has conducted liquidation and after the "Final Report of Loss" has been tentatively approved:

a. If the loss is greater than the estimated loss payment, FmHA will send the original of the "Final Report of Loss" to the Finance Office for issuance of a Treasury check in payment of the additional amount owed by FmHA to the Lender.

b. If the loss is less than the estimated loss, the Lender will reimburse FmHA for the overpayment.

4. If FmHA has conducted liquidation, it will provide an accounting and report of loss to the Lender and will pay the Lender in accordance with the Loan Note Guarantee.

5. In those instances where the Lender has made protective advances, he may claim recovery for the guaranteed portion of any loss resulting from such protective advances in accordance with Title 7 CFR Part 1842.

F. *Maximum amount of interest loss payment.* Notwithstanding any other provisions of this agreement, the amount payable by FmHA to the Lender cannot exceed the loss limit set forth in the Loan Note Guarantee. If FmHA conducts the liquidation, loss occasioned by accruing interest will be covered by the guarantee only to the date FmHA accepts this responsibility. Loss occasioned by accruing interest will be covered by the guarantee to the date of final settlement when the liquidation is conducted by the Lender provided he proceeds expeditiously with the liquidation plan approved by FmHA.

G. *Application of FmHA loss payment.* The total amount of the loss payment remitted by FmHA will be applied by the Lender on the guaranteed loan debt. At time of final loss settlement the Lender will notify the Borrower that the loss payment has been so applied.





H. *Income from collateral.* Any net rental or other income that has been received by the Lender from the collateral will be applied on the guaranteed loan debt.

I. *Liquidation costs.* Certain liquidation costs will be allowed during the liquidation process. Such costs will be deducted from gross proceeds from the disposition of collateral. The amount allowed will be the amount agreed upon by FmHA and the Lender as being reasonable under the circumstances.

J. The parties owning the guaranteed portions and unguaranteed portion of the loan will join to institute foreclosure action or in lieu of foreclosure to take a deed or conveyance to such parties.

XIII. Lender will make no advance for purposes other than protection or preservation of the collateral without FmHA's written authorization. Advances for the protection and preservation of collateral include, but are not limited to, advances for taxes, annual assessments, any ground rents, and hazard or flood insurance premiums affecting the collateral. Protective advances must constitute an indebtedness of the borrower to the lender and be secured by the security instrument(s).

XIV. *Transfer and assumption cases.* Refer to Title 7 CFR Part 1842.

XV. *Other requirements.* This agreement is subject to all the requirements of Title 7 CFR Part 1842, except that if FmHA and the Lender agree it is desirable to service the loan under future amendments as would be mutually agreed to by FmHA and the Lender.

XVI. If this agreement is executed prior to the execution of the Loan Note Guarantee, this agreement does not impose any obligation with respect to execution of such contract. FmHA in no way warrants that such a contract has been or will be executed.

XVII. All notices and actions will be initiated through the FmHA County Supervisor.

Dated this _____ day of _____ 19____.

LENDER

By: _____
Title: _____
Attest:_____ [SEAL]

UNITED STATES OF AMERICA DEPARTMENT OF AGRICULTURE FARMERS HOME ADMINISTRATION

By: _____
Title: _____

UNITED STATES DEPARTMENT OF AGRICULTURE, FARMERS HOME ADMINISTRATION

ASSIGNMENT GUARANTEE AGREEMENT

_____ of _____ (Lender) has made a loan to _____ _____ in the principal amount of $_____ as evidenced by a note(s) dated _____. The United States of America, acting through Farmers Home Administration (FmHA) entered into a Loan Note Guarantee (Form FmHA 449–34) with the Lender applicable to such loan to participate in a percentage of any loss on the loan not to exceed _____% of the amount of the principal advanced and any interest due thereon.

_____ of _____ (Holder) desires to purchase from Lender _____% of the guaranteed portion of such loan. Copies of Borrower's note(s) and the Loan Note Guarantee are attached hereto as a part hereof.

Now, therefore, the parties agree: 1. The principal amount of the loan now outstanding is $_____ Lender hereby assigns to Holder _____% of the guaranteed portion of the loan representing $_____ of such loan now outstanding in accordance with all of the terms and conditions hereinafter set forth.

2. *Loan Servicing.* The Lender shall be responsible for servicing the entire loan and shall remain mortgagee and/or secured party of record. The entire loan shall be secured by the same security with equal lien priority for the guaranteed and unguaranteed portions of the loan. The Lender shall receive all payments on account of principal of, or interest on, the entire loan and shall promptly remit to the Holder its pro rata share thereof determined according to their respective interests in the loan, less only Lender's servicing fee: Provided, however, Lender or Holder shall not, without the written consent of FmHA, make or consent to any alteration of the terms of the loan documents.

3. *Servicing Fee.* Holder agrees that Lender shall retain a servicing fee of____ percent per annum of the unpaid balance of the guaranteed portion of the loan assigned hereunder.

4. *Purchase by Holder.* The guaranteed portion purchased by the Holder shall always be a portion of the loan which is guaranteed. The Holder shall hereby succeed to all rights of the Lender under the Loan Note Guarantee to the extent of the assigned portion of the loan. The Lender, however, shall remain bound by all the obligations under the Loan Note Guarantee and the program regulations found in 7 CFR Part 1842.

5. *Full Faith and Credit.* The Loan Note Guarantee constitutes an obligation supported by the full faith and credit of the United States and is incontestable except for fraud or misrepresentation of which the Holder has actual knowledge at the time of this assignment, or participates in, or condones.

6. *Rights and Liabilities.* The guarantee and right to require purchase shall be directly enforceable by Holder notwithstanding any fraud or misrepresentations on behalf of Lender or any unenforceability of the Loan Note Guarantee as to Lender. Nothing contained herein shall constitute any waiver by FmHA of any unenforceability of the Loan Note Guarantee as to the Lender, and the Lender agrees that Lender shall be liable and shall promptly pay to FmHA for any payment by FmHA to Holder which but for this paragraph or if such Lender had held the guaranteed portion of the loan FmHA would not be required to make.

7. *Repurchase by the Lender (Defaults).* If Borrower is in default not less than 60 days payment of principal or interest due on the loan, Lender agrees to repurchase the unpaid guaranteed portion from Holder within 30 days of the written demand of Holder if the default is not theretofore cured, for an amount equal to the unpaid guaranteed portion of principal and accrued interest, less Lender's servicing fee. Holder shall concurrently send such copy of demand to FmHA. Upon repurchase, Lender shall accept from Holder an assignment without recourse and upon repurchase this instrument shall terminate.

8. *Purchase by FmHA.* If Lender does not repurchase as required by paragraph 7, FmHA shall purchase from Holder the unpaid principal balance of the guaranteed portion herein sold together with accrued interest, less Lender's servicing fee, within 30 days after written demand from the Holder. Such demand shall recite Lender's failure to repurchase within the period set forth in paragraph 7 and include a copy of the demand for repurchase. Payment by FmHA shall not exceed the maximum amount of FmHA's payment obligation set forth in the Loan Note Guarantee. Upon payment by FmHA, Holder shall assign to FmHA without recourse all rights, title and interest in the loan, and FmHA shall be subrogated to all rights of Holder against Lender by reason of execution of this instrument.

9. *Lender's Obligations.* Lender consents to the purchase by FmHA and agrees to furnish on request by FmHA a current certified statement of the unpaid principal and interest then owed by Borrower on the loan. Lender agrees that any purchase by FmHA does not change, alter or modify any of the Lender's obligations to FmHA arising from said loan or guarantee nor does it waive any of FmHA's rights against Lender, and that FmHA shall have the right to set-off against Lender all rights inuring to FmHA as the Holder of this instrument against FmHA's obligation to Lender under the Loan Note Guarantee.

10. *Repurchase by Lender for Servicing.* If, in the opinion of the Lender, repurchase of the assigned portion of the loan is necessary to adequately service the loan, the Holder shall sell the assigned portion of the loan to the Lender for an amount equal to the unpaid principal and interest on such portion less Lender's servicing fee.

11. *Foreclosure.* The parties owning guaranteed portions and unguaranteed portion of the loan shall join to institute foreclosure action or, in lieu of foreclosure, take a deed or conveyance to such parties.

12. *Reassignment.* Holder upon written notice to Lender and FmHA may reassign the unpaid guaranteed portion of the loan sold hereunder. Upon such notification, the assignee shall succeed to all rights and obligations of the Holder hereunder.



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Dated this ____ day of ----------, 19----.

Lender:
Address:
By: ----------
Title: ----------
Attest: ---------- [SEAL]
Holder:
Address:
By: ----------
Title: ----------
Attest: ---------- [SEAL]

UNITED STATES OF AMERICA

FARMERS HOME ADMINISTRATION

By: ----------
Title: ----------
Address: ----------
----------

(It is hereby certified that the economic and inflationary impacts of this proposal regulation have been carefully evaluated in accordance with OMB Circular A-107.)

Dated: August 11, 1975.

FRANK B. ELLIOTT,
*Administrator,*
*Farmers Home Administration.*

[FR Doc.75-21383 Filed 8-14-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Part 1 ]**

[FCC 75-923; Docket No. 19816; RM-1851, RM-1874]

## NONCOMMERCIAL EDUCATIONAL BROADCASTING

### Policies, Forms, and License Renewals

INTRODUCTION

1. The Commission has before it for consideration its notice of inquiry and notice of proposed rulemaking (Docket No. 19816) in the above-entitled matter released September 11, 1973 (42 FCC 2d 690). Also before the Commission for consideration are the forty-five comments and thirteen reply comments received in response to the notice of inquiry.

2. In our notice of inquiry, we stated that although formal ascertainment requirements, as specified in Primer on Ascertainment of Community Problems by Broadcast Applicants, 27 FCC 2d 650 (1971) (hereinafter Primer), have not been imposed on noncommercial educational broadcasters (as defined in §§ 73.503 and 73.621 of our rules, and hereinafter sometimes referred to as "noncommercial" broadcasters), there is no question concerning their responsibilities and obligations to determine the problems and needs of their communities and to program in such a way as to meet those needs.

3. This obligation was first articulated in the Report and Statement of Policy Re: Commission En Banc Programming Inquiry, 44 FCC 2303 (1960), in which the Commission stated that the broadcast licensee has an obligation to make a "diligent, positive, and continuing effort to discover and fulfill the tastes, needs and desires of his service area for broadcast service." Id. at 2316. In the fulfillment of this obligation, broadcasters were advised that they should consult with both the listening public in their service areas and the various leaders representing interests in their communities.

4. Subsequent to its 1960 policy declaration concerning ascertainment, the Commission amended Section IV of the commercial broadcast application forms to require the submission of ascertainment information. Amendment of Section IV of Broadcast Application Forms 301, 303, 314 and 315, 1 FCC 2d 439 (1965) (AM and FM Program Form) and 5 FCC 2d 175 (1966) (Television Program Form). The ascertainment requirements continued to evolve on a case-by-case basis throughout the 1960's. See, e.g., Minshall Broadcasting Co., 11 FCC 2d 795 (1968); Sioux Empire Broadcasting Co., 16 FCC 2d 995 (1969); and City of Camden, 18 FCC 2d 412 (1969). In 1971, however, in response to numerous requests for further clarification of the ascertainment requirements, and following a period of public comment, we adopted the Primer which summarized our policy in a question and answer format. Primer, supra.

5. The Primer requires all commercial broadcast applicants[1] to determine the demographics and composition of the city of license. Then, within six months of filing the application, the principals and management level employees must interview community leaders representing a cross-section of the community as revealed in the compositional study. During the same period a random sample survey of the general public must be taken by either the principals, management or non-management level personnel, or a professional research firm. Following completion of the surveys, the applicant must list the problems and needs ascertained and, based on its evaluation, determine which problems it proposes to treat and what programs it will broadcast to deal with those problems. As we stated in our Notice, noncommercial broadcast licensees were explicitly excluded from the Primer requirements because "• • • given the reservation of channels for specialized kinds of programming, educational stations manifestly must be treated differently than commercial stations." Id. at 651.

6. Although the Commission's application forms originally required the applicant to file information on the methods used to ascertain, including identification of representative groups consulted and the major communities or areas to be served, this approach is being revised. In our Final Report and Order in Docket No. 19153, Formulation of Rules and Policies Relating to the Renewal of Broadcast Licenses, 43 FCC 2d 1 (1973), we revised the commercial television renewal application form and established an Annual Reporting Form. Instead of filing the general ascertainment information at renewal time, the commercial television licensees must now compile an annual list of what the licensee considers to have been ten of the most significant problems and needs of the service area during the preceding twelve months, and typical and illustrative programs televised during that period designed to help meet those problems and needs. The licensee is required to place the annual list in its local public inspection file and the three annual lists for one current license period (including the list to be placed in the public inspection file upon filing of the renewal application) must be submitted as part of the renewal application. In addition, commercial television licensees are required to represent in their renewal applications that they have followed the Commission's current guidelines in ascertaining the problems and needs of their service areas. The renewal applicant is also asked to represent that all relevant materials regarding his ascertainment during the current license period have been placed in the station's local public inspection file. In its April 1, 1975 notice of inquiry and notice of proposed rulemaking in Docket No. 20419, Revision of FCC Form 303, Application for Renewal of Broadcast Station License, and Certain Rules Relating Thereto, FCC 75-375, the Commission basically proposed to extend to commercial radio renewal applicants the same ascertainment reporting procedures which it applied to commercial television renewal applicants in Docket No. 19153.

7. The Commission has also proposed in Docket No. 19715 to re-study the Primer to determine, inter alia, whether there is a difference between the respective roles of radio and television in discharging their statutory responsibilities to serve the public interest and whether ascertainment guidelines should be modified, particularly as they apply to renewal applicants. Ascertainment of Community Problems by Broadcast Applicants, 40 FCC 2d 379 (1973). Since the Notice in this proceeding was released, we have issued a Further Notice of Inquiry and Notice of Proposed Rulemaking in Docket No. 19715. Ascertainment of Community Problems by Broadcast Applicants, FCC 75-540 (May 15, 1975). In this recent document, we concluded that television and radio differ but that the differences do not call for different standards of community ascertainment. While limiting our findings to renewal applicants only, we concluded that "continuous ascertainment" is preferable to an ascertainment conducted six months prior to filing the renewal application. We also expressed our intention to replace the required compositional study with a straightforward requirement for certain demographic data. The community leader survey rather than being based on the compositional study would be based instead on a community element checklist which we would provide. The formal requirements of the community leader survey would be liberalized, e.g., up to 50 percent of the community leader interviews could be conducted by non-principal, non-management employees. In addition, modified record keeping and reporting requirements were proposed. Finally the Commission proposed to exempt small market stations, i.e., stations licensed to communities with a population of 10,000 or less (as enumerated in the 1970 U.S. Census) from all record keeping and reporting requirements. In inviting additional comments on the various matters discussed in its further notice, the Commission indicated that particular emphasis should be placed on the proposed amendments to § 1.526 of the rules (records to be maintained) and the proposed small market exemption. Comments in response to the further notice in Docket No. 19715 were due on June 30, 1975.

8. Our notice in this proceeding invited comments on four general topics:

1. Formal ascertainment requirements for noncommercial applicants;

2. Revision of noncommercial broadcast FCC Forms 340 and 342;

3. Revision of Commission rules (§§ 73.503(a) and 73.621(a)) dealing with licensing of noncommercial broadcast stations; and[2]

4. Parts I and IV of Docket No. 19153.[3] We believe that the ascertainment documentation requirements we have designed for commercial renewal applicants, as set forth or proposed in Docket Nos. 19153, 20419 and 19715, provide the best means of bringing pertinent ascertainment information to the attention of the Commission and the public. We propose, therefore, to impose such a documentation approach on noncommercial applicants. Since, however, the notice in this proceeding did not provide for the implementation of the annual listing of problems and programs, and did not provide for changes in our rules, the noncommercial FCC Forms shall be put out for further comment. We shall, therefore, state our tentative policy herein and request further comment on our proposed requirements and rule and form changes.

COMMENTS

9. In the discussion which follows, the major arguments propounded by the various parties are briefly stated. Although only a few of the comments are specifically referred to, all of the comments have been carefully examined and the individual views presented have all received due consideration.

10. *Should formal ascertainment requirements be imposed on educational broadcast applicants?* Parties responding to this question tend to divide into three groups: those who favor ascertainment requirements equal to or more formal than the Primer; those who favor a structured ascertainment, but feel the Primer requirements are too inflexible; and those who oppose any imposed structured ascertainment requirements. The largest of the three groups favor a structured approach but reject the Primer requirements as too inflexible. Many in this group put forward alternative plans which stress flexibility, reflecting the unique characteristics and limited resources of the noncommercial licensee. The Corporation for Public Broadcasting, for example, suggests that the Commission "fine tune" the ascertainment process to reflect the differences in noncommercial broadcasting. The Georgia State Board of Education, on the other hand, suggests that the Commission let its licensees work out their own ascertainment programs under the general guidelines of the Commission. Such guidelines, it was proposed, might require the filing of a description of the ascertainment proposals similar to the filings of affirmative action plans in our EEO program. Wake Forest University, licensee of WFDD-FM, Winston-Salem, North Carolina, argues that citizens advisory groups, regular mail surveys, and public announcements soliciting public comment would be the appropriate type of requirements for stations of its limited resources.

11. Those parties who favor the imposition of Primer requirements are fewer in number but equally intense in their advocacy. The National Black Media Coalition (NBMC), for example, supports the Primer but asks that its requirements be strengthened, and supports the additional formalities proposed by the original petitioners in this proceeding.[4] For example, the NBMC urges that noncommercial licensees be required to ascertain programming preference and contact a statistically significant number of minorities, women, children, young people and senior citizens. Further, the NBMC would require station managers to spend "at least a day every three months in the Black community doing interviews • • •." A citizens advisory board would be mandatory. The National Citizens Committee for Broadcasting (NCCB) favors continuing ascertainment rather than the Primer's "one shot" approach and also requests that more of the "raw data" of the ascertainment procedure be made available to the public, i.e., worksheets, filled out questionnaires, and memoranda on consultations. The NCCB would also require a mandatory citizens advisory board.

12. A number of parties oppose any formal ascertainment requirements on the grounds that they are unnecessary and would be an undue burden on the limited resources of noncommercial licensees. The law firm of Cohn and Marks, for example, filing on behalf of seven noncommercial licensees expresses a view which was echoed by a number of other parties commenting in this proceeding:

> The most obvious distinction between commercial and educational licensees is that the latter are not faced with the requirement of producing a profit and are relieved from the day-to-day commercial pressures which tend to lead commercial licensees towards programming primarily entertainment features aimed at a mass audience so as to attract advertising revenue • • •.
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> Noncommercial licensees stand on a far different footing • • •. They have no need to attempt to program for the largest possible audience; on the contrary, they often deliberately aim at reaching only a minority audience • • •. Educational licensees have always viewed themselves as public in nature in the sense that they operate not for their own gain, but to serve the public as a public trust • • •. [T]hey are aware and cognizant of their responsibilities to recognize community problems.

13. *What specific obligations should be imposed? How can educational stations, given their unique character and the special nature of their program services best ascertain community needs?* Responses to these two questions provide us with a wide variety of ascertainment options, reflecting differing viewpoints and perspectives. Again, the proposals tend to either support greater formality or increased flexibility.

14. The Office of Communications of the United Church of Christ (UCC) argues that a Primer similar to the commercial Primer should be developed for noncommercial licensees. The UCC recommends "specific requirements" for community leader surveys and "careful instructions" for the general public surveys. KUNC-FM of Greeley, Colorado argues that since both commercial and noncommercial stations are held to the same public interest standard, the same ascertainment requirements should apply as well.

15. Several parties urge that we go beyond the Primer requirements and, in effect, hold noncommercial licensees to a higher standard. The Office of Civil Rights, for example, stresses that noncommercial broadcasters must be particularly responsive to the needs of minorities and thus should be specifically instructed to consult with students, young people, women, and ethnic, economic and political minorities. The Office of Civil Rights would also require the stations to file evidence with the Commission semi-annually to demonstrate that the community needs were, in fact, being served. NBMC urges that noncommercial broadcasters be required to show how their programming would

[1] The Primer applies to applicants for construction permits for new stations and for changes, of a specified significance, in facilities. See Primer, supra, Question and Answer No. 1. Additionally, the Commission noted that "• • • as an interim measure until other standards are adopted, renewal applicants will be required to comply with the Primer. Primer at 655.

[2] Our notice stated that we did not intend to change our rules or implement the requirements of Part IV of Docket No. 19153 (new television renewal form and annual reporting form) without further comment. We intend, in addition, to defer action on Part I of Docket No. 19153 (the broadcast notice requirement).

[3] The petitioners for rule making in this proceeding were the National Association of Black Adult Educators, the National Association of Black Students and Hollis H. Larkins, Jr., jointly, and Sandra W. Bennett, PH.D., individually. A statement in support of each petition was filed by the National Association of Educational Broadcasters. In addition, The Corporation for Public Broadcasting has filed a petition which, inter alia, states that noncommercial FM applicants should be required to show that their stations will be used to ascertain community needs.







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"solve" community problems, such as race relations. Commercial broadcasters, of course, are not required to "solve" community problems, but to program to "meet" the problems, needs and interests of the community. NBMC would require noncommercial stations to broadcast their annual meetings. Meetings of their boards of directors would be public with opportunity for citizen questions. In addition, NBMC would require a daily minimum of 30 minutes of two-way public access programming in prime time for public call-ins. In the same vein, any group meeting certain minimal conditions would be allowed to arrange for "airtime on as much a common-carrier basis as possible."

16. We also received a number of specific suggestions from those groups who argue for increased flexibility in noncommercial ascertainment. WEMU–FM, Ypsilanti, Michigan and WVUT–TV, WVVB–FM, Vincennes, Indiana both argue that the limited budgets of noncommercial stations compel us to allow nonmanagement personnel and volunteers to conduct the surveys. WXXI–TV, WXXI–FM, Rochester, New York, urges that continuing ascertainment would be preferable to the "onerous" six-month period specified in the Primer. Central Texas College, licensee of KNCT–TV and KNCT–FM, Killeen, Texas, would support a requirement for advisory boards but would oppose Primer-type requirements for stations outside of major metropolitan areas. The Communications Center of the University of Texas, licensee of KUT–FM, Austin, Texas, proposes that since service to minorities is the "real issue," noncommercial stations should be required to file an annual report dealing with their activities in this area. California State University, Long Beach, licensee of KSUL–FM, Long Beach, California, states that only the general public survey is worthwhile and the community leader survey should not be required. As we noted above, an affirmative action statement requirement has been proposed in lieu of ascertainment. The law firm of Dow, Lohnes and Albertson, filing on behalf of 14 licensees, proposes, in some detail, a "modified affirmative action approach. Under this proposal the licensee would file at renewal time its proposed ascertainment techniques for the upcoming license term. The number of techniques required would depend on the size of the station and would be chosen from a list approved by the Commission. The licensee would also file a list of problems ascertained during the preceding term and typical and illustrative programs broadcast during that time.

17. *Should there be special procedures imposed in regard to the ascertainment of educational and instructional needs?* Although most of the parties commenting in this proceeding oppose a requirement that noncommercial stations ascertain the instructional or educational needs of their communities, NCCB stresses the importance of such a requirement. Noting that the licensee may have no awareness of the instructional needs of the student and adult population in its area, NCCB urges that all licensees be required to ascertain these needs so that what instructional programming they may present will be relevant to the audience. WBUR–FM, Boston, Massachusetts, on the other hand, reflecting the trend away from purely instructional programming, notes that apart from programs designed specifically for "in-school or continuing education needs, within a recognized institutional structure • • • •", instructional programming has not been well received by audiences. General educational needs, WBUR–FM asserts, would be uncovered along with other community needs in the normal ascertainment process. The law firm of Covington and Burling, filing on behalf of five noncommercial licensees, expands on this theme:

> Instructional programming, while a unique characteristic of noncommercial service, is a type of programming which is not completely a matter of station choice but rather of station mandate and funding. Many educational television stations are licensed to state universities, to other institutions of higher learning or to state entities and have an express and primary responsibility to provide instructional sponsors. • • •
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> [I]nstructional programming is characterized generally by a close working (and sometimes contractual) relationship between the station and the educational institution which develop the instructional programs jointly. This kind of close relationship obviates the need for formal ascertainment of instructional needs.

18. *Should a distinction be drawn between noncommercial radio and television for ascertainment purposes?/Should there be distinctions, for ascertainment purposes, between classes of stations, e.g., between Class D ten-watt FM stations and others?* Little comment was received in this proceeding on meaningful distinctions between radio and television which would alter their respective ascertainment responsibilities. The Intercollegiate Broadcasting System, Inc. (IBS), however, did suggest distinct treatment of Class D ten-watt FM stations. Noting that under the Commission's Rules such stations have limited, undefined and usually uncalculated coverage contours, the IBS states that the usual ascertainment formulas and procedures would often not apply. Thus, requirements might have to be applied to these stations on an ad hoc basis. Similarly KCNT–FM, Hastings, Nebraska, a ten-watt station, notes that its facilities are used primarily as an instructional tool for broadcasting students at Central Technical Community College. Students, not salaried staff, handle all KCNT's station operations under the supervision of one of the College's instructors. KCNT believes that there are two distinct types of noncommercial stations: the professionally staffed and publicly oriented station and the student-run training facility. The latter, KCNT argues, should be regulated differently.

19. *Should the existence of state-wide educational broadcast systems have any effect on ascertainment efforts by member stations in the systems?* Dow, Lohnes and Albertson argues that where a state educational broadcast system originates all its programming from a central point and designs its programming for the entire state, it should not be required to ascertain in each of the localities where its individual stations are located but rather generally on a state-wide basis. Implicit in such an argument, presumably, is the realization that many of these stations are, in fact, satellite operations. The West Virginia Educational Broadcasting Authority stresses this same point, noting that interconnected state networks with viable local outlets should be treated differently than systems with only one main broadcast point. NCCB, on the other hand, questions how a local station that serves mainly as a translator meets the basic local outlet premise of the Communications Act. NCCB contends that no state-wide system should be allowed to avoid ascertainment on the local level and it should, in addition, be required to ascertain on the state level as well.

20. *Will formal ascertainment requirements impose a substantial financial burden on educational applicants?* Many noncommercial licensees respond affirmatively to this question, stating that formal ascertainment requirements would soak up funds that could otherwise be spent on programming. Unfortunately, little specific data on this question were presented to the Commission[4] Perhaps this is because the parties were not sure what sort of requirements, other than the Primer, we had in mind and, moreover, could not estimate in advance the actual cost in time and money of any ascertainment approach. On the other hand, several stations state that they already were ascertaining their communities in one form or other. WPLN, Nashville, Tennessee, for example, participated in the ascertainment process followed by the commercial stations in Nashville under the "Baltimore Plan." These stations, while often proposing a flexible approach, concede that some sort of formal ascertainment would be feasible.

21. *Should the Primer guidelines be applied to educational applicants?/Do the questions raised in Docket No. 19715 (revision of the Primer) have impact on our inquiry regarding ascertainment by noncommercial stations?* Most of the responses to these two questions were noted in paragraphs 10–16, above, covering questions 1 and 2. We will not repeat the various arguments here but would note one additional point. A number of the parties, including WNET–TV, Newark, New Jersey, and The National Association of Educational Broadcasters, pointed out that in Docket No. 19715 we are re-examining the Primer based upon a belief that its specific requirements may be subject to improvement.

[4] KMCR–FM, Phoenix, Arizona, attempted to ascertain its community in order to determine what the process would involve in dollars and staff time. KMCR stated that the project took 24 man days and a cash outlay of $272.30.





This fact, it was argued, certainly indicates that we should not impose the Primer, in whole, on an entirely new group of licensees.

22. *Should educational licensees be allowed to ascertain for program preferences?* Comments on whether program preference ascertainment should be required of noncommercial licensees, while not unanimous, substantially supported the proposal. Covington and Burling notes that since noncommercial programming is highly specialized and since noncommercial stations often do not have conventional means of evaluating their audience impact, programming ascertainment would give the stations the feedback necessary to make their service more responsive to the public needs. The NCCB also supports program preference ascertainment as an option in the overall ascertainment effort. Noting that noncommercial licensees often receive most of their audience input from their contributors, NCCB feels that a general ascertainment for program preferences would broaden the feedback that licensees receive, especially from minority groups. Naturally, those parties who oppose any formal ascertainment requirements also oppose a program preference requirement.

23. *What changes should be made in Forms 340 and 342 to reflect ascertainment requirements, if any, imposed upon noncommercial applicants?/What other modifications should be made in Forms 340 and 342 that would be consistent with the imposition of ascertainment requirements on noncommercial applicants?* Most parties did not offer detailed suggestions regarding Forms 340 and 342. Our notice offered for comment proposed ascertainment questions which were based on the commercial broadcast forms then in use. Since the notice was issued on September 11, 1973, we have revised the commercial television renewal form (Docket No. 19153) and have proposed changes in the commercial radio renewal form. Our interim report in Docket No. 19153 was before the public at the time the Notice herein was issued so the public not only had our invitation to comment on the then present form but it also had the benefit of our thoughts on the content of the future forms. Covington and Burling, recognizing this fact, recommends that we simply defer action on the noncommercial forms until final disposition of all issues in Part IV of Docket No. 19153. Dow, Lohnes and Albertson, on the other hand, recommends questions consistent with its proposed "modified affirmative action" approach to ascertainment. PBS urges that noncommercial licensees not be required to list their prospective programming because this would tend to unduly inhibit them during the upcoming license term. In addition, PBS believes that the list of past programming should not be limited to the 12 months prior to filing but should encompass the entire past license term. The NCCB basically supports the questions proposed in our Notice but offers several changes designed to elicit more detailed and precise information and commitments, e.g., a requirement that the licensee list the problems it "intends" to serve rather than those it "believes" it will serve.

### Discussion

24. The role of noncommercial educational broadcasting has never been precisely defined.[5] We will not, moreover, attempt to do so here because the flexibility and freedom of the service is, in large part, fundamental to its existence. During consideration of the Public Broadcasting Act in 1967, the House attempted to define educational programming as "programs which are primarily designed for educational or cultural purposes and not primarily for amusement or entertainment." The Conference Committee, however, deleted the restrictive phrase—"and not primarily for amusement or entertainment purposes." Conf. Rep. No. 794, 90th Cong., 1st Sess. (1967). To have failed to do so would not only have embroiled the government in irresolvable programming controversies, but would also have been contrary to the Declaration of Policy of the Act:

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> (2) that expansion and development of noncommercial educational radio and television broadcasting and of diversity of its programming depend on freedom, imagination, and initiative on both the local and national levels: • • • 47 U.S.C. 396 (a)(2) (1970).

25. Therefore, in establishing an ascertainment process for noncommercial broadcasters, we shall not attempt to relate the purpose of the ascertainment to the special "role" of the service as we might view it. Whatever the distinct role of public broadcasting may be, it should evolve as the service matures, and not be defined and imposed by the government. It is sufficient for us to note, as we have on a number of occasions, that the public interest mandate which underlies our 1960 Policy Statement applies equally to noncommercial broadcasters. At the present time, notwithstanding the absence of formal requirements, noncommercial broadcasters must make themselves aware of the problems and needs of their communities and program to meet those problems and needs. See, e.g., WHYY, Inc., FCC 75–568 (released May 23, 1975).

26. Based on our review of the record in this proceeding, we are convinced that noncommercial broadcasters should be subject to formal ascertainment requirements.[6] We propose that existing licensees ascertain on a continuous basis and that the renewal application form be modified to reflect the new requirements. In addition, the applicants for construction permits for new stations, for significant changes in facilities,[7] or for change in station location, as well as assignee or transferee applicants,[8] shall be required to ascertain their prospective communities of license and service areas six months prior to the filing of their applications.

27. The first step in the ascertainment process for both the renewal and nonrenewal applicant is to compile and place in its public file demographic data on the community of license and the other communities within its service area that that it proposes to serve. Such data shall consist of information relating to the total population of the station's service area, including the numbers and proportions of males and females, of minorities, of youth (17 and under), and of older persons (65 and above). The data will assist the licensee in its use of the community leader check list and will guide it in its performance of one of the four public contact options. The data shall be obtained from the U.S. Census Bureau and updated every ten years upon completion of the national census. We do not require, as we did in the Primer, the preparation of a compositional study because the community leader check list which we will provide should guide the licensee to the typical institutions and elements of its community.

28. As in the Primer, the applicant's principal obligation is to ascertain the problems and needs of its community of license. The applicant also has a secondary obligation to ascertain those parts of its service area outside of the community of license. Applicants for stations licensed to two or more cities or for channels assigned to two or more cities must ascertain in each city. In addition, transferee or assignee applicants who have obtained waivers of the station identification rules to permit secondary identification with additional cities are expected to ascertain in each city. If an applicant chooses not to serve a major community that is located within its service contours, a justification for this decision must be submitted. No major city, however, need be included in the applicant's ascertainment if it is located, in whole or in part,

[5] Our rules require a noncommercial applicant to be a nonprofit educational organization (or municipality) and require a showing that the station will be used for the advancement of an educational program or serve educational needs. 47 CFR 73.503(a) and 73.621(a). The stations are authorized to "transmit educational, cultural, and entertainment programs • • •" 47 CFR 73.502(b) and 73.621(c).

[6] We do not intend to impose ascertainment requirements on licensees of Class D 10-watt FM stations. See discussion, paragraph 36, infra. Moreover, we intend to request comment on whether the small market exemption proposed in the recent commercial ascertainment notice (FCC 75–540, May 15, 1975) should be extended to include noncommercial licensees.

[7] Applications for construction permits for changes in authorized facilities will be required to ascertain their communities of license and service areas when the stations' proposed field intensity contours (Grade B for television, 1mV/m for FM, or 0.5 mV/m for AM) encompass a new area that is equal to or greater than 50 percent of the area within the authorized field intensity contours. Only the additional areas to be serviced need be ascertained when the applicant has previously ascertained its service area.

[8] Except in pro forma cases where Form 316 is applicable.

more than 75 miles from the transmitter site. The ascertainment of areas outside the community or communities of license need not be as extensive as that undertaken within the community of license. Consultations with community leaders who can be expected to have a broad overview of community problems will satisfy this requirement.

29. The applicant will ascertain community needs by first consulting with community leaders representing significant elements in the community of license and the surrounding service area. As noted in paragraph 27, supra, we no longer propose to require the commercial applicant to prepare a compositional study in order to determine the significant elements of its community and service area because the compositional study is an unnecessary exercise without significant benefit to the ascertainment effort. Instead, we shall provide the applicant with a list of institutional and structural elements which are common to most if not all communities. See Appendix B. Specifically, the list of common socioeconomic elements to be consulted includes: agriculture, business, charities, civic, neighborhood and fraternal organizations, consumer services, culture, education, environment, government (local, county, state and federal), labor, military, minority and ethnic groups, organizations of and for the elderly, organizations of and for women, organizations of and for youth and students, professions, public safety, health and welfare, recreation and religion. In addition, the applicant will note the number of leaders interviewed in the above-elements who are American Indians, Blacks, Orientals, Spanish-surnamed Americans and women. This list, when viewed in light of the applicant's demographic data or other information, may be expanded or reduced upon an appropriate factual showing.

30. If the licensee consults with one or more leaders in each of these elements annually, and is able to certify to that effect on its renewal application, this will create a presumption of the adequacy of this part of the community ascertainment, rebuttable only by a clear and convincing showing to the contrary. If made in the context of a complaint, petition to deny, or competing application, such a showing must establish a substantial and material question of fact in order to warrant further administrative inquiry or designation of the issue for hearing. In this respect, we will judge the ascertainment performance on the basis of the representativeness of the consultations performed. The evaluation of representativeness will be based on the population of the community and service area, the size and influence of the respective elements within the community, and the size of the station in question.

31. The Primer requirement that all community leader consultations be conducted by principals and management-level employees will continue to be applied to all but renewal applicants. Where the applicant proposes to serve a community or service area for the first time we believe it is important that principals and management-level employees contact the community leaders. On the other hand where a renewal applicant is already serving a given community or area, and principals and management have been in contact with the leaders, we feel it would be beneficial to allow other employees or volunteers to participate in the process.[9] Naturally, we expect principals and management-level employees to maintain direct supervisory control over the consultations conducted by the other employees or volunteers. We shall provide a "Suggested Leader Contact Form" that should prove useful to the principals and management both with regard to their own consultations and as a means of monitoring the contacts made by other employees. See Appendix C. In order to maintain a reasonable balance in leader contacts, we propose to require that at least 50 percent of the leader consultations during the license term be done by principals and management-level employees, with the balance permitted to non-managerial employees and volunteers if the station so chooses. In order to assure that these managerial contacts are distributed over each of the elements of the check list, we are proposing that one or more of the interviews in each element be conducted by a principal or manager over the license term.

32. We conclude that the format of community leader interviews prescribed in the Primer is somewhat restrictive for noncommercial ascertainment. It was intended that the consultations be face-to-face contacts with the interviewees specifically advised of the purpose of the conversation. Since the Primer was set forth, we have allowed commercial licensees to conduct their leader surveys by other means, e.g., joint meetings, Southern California Broadcasters Association, 30 FCC 2d 705 (1971), and telephone interviews, Southern California Broadcasters Association, 41 FCC 2d 519 (1974). It is our intention to allow the noncommercial licensee considerable flexibility in planning its leader survey. We are not going to adhere to the Primer policy in this regard but will accept a broad range of methods: group meetings, on-the-air interviews, town hall settings, chance encounters, telephone interviews, etc. In fact, we encourage noncommercial applicants to experiment with a variety of methods and view this freedom, in fact, as a proving ground for methods which might at a later date be applied in the commercial context. We would qualify this freedom only to the following extent: the questions asked the interviewee should be open-ended in order to assure that the response is not dictated by the form of the inquiry; each community leader must be given an opportunity to freely express his views on community problems; each broadcaster present must have an opportunity to question each leader; and telephone interviews should be documented with contemporaneous notes or follow-up letters. We see no need to caution noncommercial applicants to avoid overreliance on any one method of consultation (except for use of the telephone), but would stress that if, after pursuing its chosen methods, the licensee fails to develop adequate information on the problems and needs of his community, he should pursue other methods until this goal has been achieved. Likewise, we decline to restrict the applicants' flexibility by imposing a mandatory advisory group requirement as the petitioners and several of the parties commenting in this proceeding urge.

33. In addition to consulting community leaders, the Primer requires applicants to conduct a general public survey. The purpose of this requirement is to assure that, in addition to the views of leaders, applicants are informed of the views of the general populace. It has been argued that the general public survey is largely redundant, eliciting few, if any, problems not uncovered in the leader survey. This view has not gone unchallenged, however, and we do not feel that it has merit. Leaders, even under the best of circumstances, cannot be expected to know and appreciate the importance of each new community need as it develops. We propose to extend to noncommercial applicants the requirement that they conduct a random sample survey of their community of license and those other communities within their service area that they are serving or propose to serve. This survey may be conducted once during each license term or for nonrenewal applicants during the six month period preceding the filing of their applications. The survey may be conducted by principals, management-level employees, nonmanagement-level employees, volunteers, or a professional research or survey service. The Primer did not require, and we do not propose to require here, that the survey be statistically reliable. Noncommercial applicants will be required to demonstrate that a random sample of the general public of his community has been contacted. The random selection of names from the telephone books, for example, would be an acceptable approach. In addition, preprinted questionnaires or telephone contacts may be used in the general public survey.[10] We recognize that a random sample survey does not guarantee that all segments of the general public will necessarily be contacted in proportion to their representation in the community, but to require such parity would, we feel, be beyond the resources of most noncommercial broadcasters and would undercut

[9] Although permitting volunteers to contact community leaders has no precedent in our ascertainment history, we feel that for noncommercial stations this option may be appropriate. Very often volunteers perform valuable services for noncommercial stations and are, in fact, indispensable to their low-budget operations. We specifically invite comment on this use of volunteers.

[10] We note, however, that the questionnaires must be collected in person by the representative of the licensee. It may not be returned to the licensee by mail.





the benefits of the random nature of the survey.[11]

34. The response in the comments and our own analysis lead us to conclude that it would be inappropriate to require noncommercial applicants to ascertain the instructional needs of their communities and service areas. Instructional programming is still very important, notwithstanding the fact that general programming may be slowly replacing it, but we do not feel that ascertainment has a role to play in the planning of instructional programs. The reason for this is simply that most, if not all, instructional programs are presented in coordination with educational institutions. Often the licensee, itself, is an educational institution. The process by which these institutions, in conjunction with the licensee, develop instructional programming should remain subject only to those restraints and pressures which now apply, i.e., school boards, boards of trustees, etc. This does not mean, however, that programs that are of general educational interest, e.g., VD Blues, are considered instructional. Instructional programming is defined in noncommercial broadcast Form 342 as follows:

> *Instructional* (I) includes all programs *designed to be utilized* by any level of educational institution in the regular instructional program of the institution. In-school, in-service for teachers, and college credit courses are examples of instructional programs. (emphasis added)

If the licensee provides only instructional programming, no ascertainment nor programming to meet problems and needs would be necessary.

35. As we noted in our further notice on commercial ascertainment, there are differences between radio and television in how each serves the public. With regard to noncommercial broadcasting, as with the commercial service, we do not view these differences to be of such significance as to justify separate ascertainment standards. Both radio and television stations are licensed to serve the public interest; both must program to meet the problems and needs of their communities; and thus, both must become aware of these problems and needs. The differences between radio and television, which primarily consist of programming format, do not justify different ascertainment procedures. They do, however, justify differing types of programming to meet the ascertained needs. Radio, for example, may make considerable use of short duration vignettes rather than 15 or 30-minute programs. See, e.g., Columbia Broadcasting System, Inc., FCC 75–149, 32 RR 2d 1270 (1975).

36. We do, however, feel that a valid distinction can be drawn between Class D 10-watt FM noncommercial radio stations and those of greater power. Ten-watt stations are primarily licensed to or connected with educational institutions, colleges, junior colleges and high schools. The service area is very limited. Our experience indicates that the average 10-watt facility places a city grade signal (3.16 mV/m) out about 1 mile. Only in a rare instance will a 10-watt facility's effective radiated power place a 1 mV/m signal out beyond 5 miles. Thus, it would be impractical to require the 10-watt station to ascertain its community of license because its signal would not even cover the entire community. Moreover, we have viewed 10-watt stations as primarily designed to serve those individuals connected with the educational institutions (students, faculty, etc.) rather than the general public. In addition, 10-watt stations serve, in part, as a training ground for broadcast personnel. Our policy in treating 10-watt stations differently than those with greater power is reflected in our Rules which permit 10-watt licensees to operate without meeting some of the technical requirements imposed upon all other licensees. See 47 CFR 73.501 et seq. (1970). Finally, we note that 10-watt stations are not eligible for CPB grants, which are backed, in part, by federal funds and will continue to be ineligible even under the pending long range financing legislation. In view of the above, we have determined that it is more practical to exempt 10-watt licensees from the requirements of ascertainment. Instead, we will rely on the established channels of communication within the educational institutions to assure that the 10-watt licensees are responsive to the needs of their audiences.[12]

37. The existence of noncommercial state broadcast networks is one of the unique features of public broadcasting which makes the traditional ascertainment policy difficult to apply. We note from the comments that it is common for a state network to originate its programming at one station and employ the others as "satellite-like" operations. Other networks, in contrast, are truly interconnected operations with each station doing some origination. The benefits of state-wide ascertainment as opposed to individual community of license ascertainment are not that great unless one assumes, as we do not, that the network will only be required to contact state government officials or leaders with statewide constituencies. Although we have carefully weighed all the arguments on this question, we do not believe that the implications of statewide ascertainment can be reconciled with the local service policy which underlies our allocation of frequencies. We feel that state networks must conduct their ascertainment efforts so as to make contact with both leaders and the general public at the local level. The fact that the staff per station ratio may be lower than average for certain state networks will, however, be a factor when judging the representativeness of their ascertainment efforts.

38. We recognize the difficulty in distinguishing between the articulation of a need by a leader or member of the public and the articulation of a need which that individual believes should be the subject of a program. When asked about the problems and needs of the community, the average citizen, knowing that the questioner is a broadcaster, is likely to frame a response in terms of programming. If it is clear from such a response that a specific problem or need is being referred to, the broadcaster should note that problem or need in its records. Our comments in the Primer prohibiting program suggestions from the ascertainment record were intended to emphasize the fact that the licensee has the ultimate and final discretion as to programming and we are only interested that it know the problems and needs of its community in order to be able to make a reasoned and informed programming judgment. We do not mean to imply or suggest, however, that the licensee should not take advantage of the ascertainment process to elicit programming views. We simply require that the licensee use the problems and needs responses for its record ascertainment and use the program preference responses (to the extent that they cannot be translated into a problem or need) for whatever purpose that seems suitable. We feel, for example, that noncommercial broadcasters might benefit by taking advantage of the opportunity to discuss programming at a meeting designed primarily for ascertainment purposes. We do not doubt that the licensee has the ability to distinguish between problems and needs ascertained for the record, and program preferences elicited for the station's non-record use.

39. In our Further Notice of Inquiry and Notice of Proposed Rulemaking in Docket No. 19715, Ascertainment of Community Problems by Broadcast Applicants, FCC 75–540 (May 15, 1975), we invited comments on whether the public interest would be served by an experimental partial exemption from certain ascertainment-related requirements for

[11] It has been suggested that a random public survey may not be necessary for renewal applicants, and that it may be desirable to consider other options which are designed to elicit the views of the general public. Accordingly, we request comments on whether the purposes of the general public ascertainment might be adequately met by one of the following options: (1) A monthly call-in program which invites members of the public to discuss the problems and needs of their community; (2) semi-annual public meetings where these matters are discussed; or (3) the traditional random public survey. At present, we are not persuaded that options (1) and (2) above would be appropriate substitutes for the public survey. Parties commenting on these options should address the question of whether they would provide an adequate range of community views.

[12] We are presently reviewing our policy with regard to 10-watt stations. We first approved the operation of 10-watt stations on August 18, 1948 (FCC 48–1048) in Docket No. 9048. Since that time, we have initiated an effort to re-examine the role of 10-watt stations in Docket No. 14185, Revision of FM Broadcast Rules, 5 FCC 2d 587 (1966), and have received a petition for rule-making from the Corporation for Public Broadcasting (RM–1974) requesting amendments to our non-commercial FM broadcast rules.



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stations licensed to small communities. The suggested exemption would not include the annual lists of up to ten significant community problems, together with illustrative programming responsive to those problems. Exempt licensees would not be required, however, to maintain any of the other ascertainment-related records, i.e., the proposed community leader check list, data concerning community leader interviews demographic information and the narrative report on the general public survey. Naturally, since exempt licensees would not be required to maintain such information in their public files, they would not be expected to file it with their renewal applications. We proposed to define a small community of license as one with a population of 10,000 or less (as enumerated in the 1970 U.S. Census), located outside of all officially designated Standard Metropolitan Statistical Areas (SMSA's).

40. The proposed small market exemption is designed to test the proposition that a broadcaster in a small community knows thoroughly the problems and needs of his town. Since the broadcasters chief obligation is to his community of license and population data on communities is readily available we proposed to use the community of license rather than the service area as our point of reference. We did, however, specifically invite comment on whether a 10,000 figure was an appropriate cut off.

41. We propose to extend the same exemption to noncommercial licensees and invite comment on all aspects of the proposal. Specifically, we ask whether a different cut-off figure, higher or lower, would be appropriate.

42. At its best, ascertainment constitutes an effort to dig beneath the surfaces of majority opinion and conventional wisdom to discover and deal with needs that might not otherwise be exposed. We expect all licensees to strive for that ideal, including those small market licensees who would be exempted from most reporting requirements under the experiment proposed herein. For the purpose of this experiment, we will accept as a given the hypothesis that the noncommercial broadcaster in the smaller community knows his town thoroughly, not only its majorities but also its minority elements. The exempt licensee who fails, during this period of testing, to program for the latter—notably the racial minorities protected under the Civil Rights Acts of 1964 and 1972, as well as our own rules—weakens this hypothesis to the point which may cause us to inquire further into his trusteeship of a scarce broadcast frequency. Columbus Broadcasting Coalition v. FCC 505 F. 2d 320 (D.C. Cir. 1974). Chuck Stone v. FCC 466 F. 2d 316 reh. den. 466 F. 2d 311 (D.C. Cir. 1972).

43. We propose that noncommercial applicants document their ascertainment in a manner similar to commercial broadcasters. To document the community leader survey, the renewal applicant will be required to file, as exhibits to the renewal application, three annual community leader check lists (See Appendix B). The non-renewal applicant must file one copy of the community leader check list covering its ascertainment efforts in the six-month period prior to filing. In addition, all applicants must place in their public files further documentation of community leader contacts, including: the name and address of the leader contacted; the group or organization he or she represents and any title or position held in this connection; the date, time and place of the contact; the name of the licensee's representative carrying out the consultation (plus that representative's supervisor, if the representative is not a principal or manager); the problems, needs and interests identified by the consultation; and the date of review of the completed record of consultation by a principal or manager of the licensee. Those licensees falling withing the proposed small market exemption would not compile the above documentation.

44. We also propose to require all noncommercial applicants (other than the exempted 10-watt licensees) to annually place in their public files and file as an exhibit to their applications a second set of three annual lists (one list for nonrenewal applicants) of problems and needs (no more than 10) identified through community consultations and of illustrative programming offered to meet these problems.

45. With respect to the general public survey the applicants must place in the stations' public files the demographic data described in paragraph 27, supra, and a brief narrative statement (five pages maximum) describing the techniques and results of the public survey. The above would be placed in the public file within 45 days of the completion of the survey but in no event later than the due date for filing the application.

46. Our proposals herein require a new § 1.527 of our rules specifying records to be maintained locally by noncommercial applicants, permittees and licensees.[13] The proposed rule changes are set forth below and comment is requested on them by paragraph 48, infra. In addition, changes in the noncommercial FCC Forms 340 and 342 will be required to implement our decision to require ascertainment of noncommercial applicants. These changes are set forth in Appendix D and comment is requested on them by paragraph 48, infra.

47. We intend to phase in the ascertainment requirements imposed herein approximately one year after we release a final order on the rule and form changes proposed in the amendment and Appendix D. By that time, we believe that circumstances, rules and forms will be in such readiness as to allow noncommercial applicants to ascertain, document and exhibit results in their application forms. For example, licensees with authorizations expiring in March of 1977 would have approximately one year before their filing deadlines (November of 1976) to perform their first ascertainment and for those renewal applicants a one-year ascertainment would suffice. Likewise, non-renewal applicants would have sufficient time to perform their six-month ascertainment.

48. Based on the foregoing discussion, and pursuant to the authority contained in sections 4(i) and (j) and 303, 307 and 403 of the Communications Act of 1934, as amended, comments are invited on our proposals herein, and specifically:

(1) The proposed community leader check list set forth in Appendix B;

(2) The proposed new § 1.527 of the Commission's rules set forth in Appendix D;

(3) The proposed changes in FCC Forms 340 and 342 set forth in Appendix D; and

(4) The small market exemption discussed in paragraphs 43–46 and specified in Note 2 of the proposed rule.

Interested parties responding to this further notice of inquiry and notice of proposed rule making may file comments at the Commission's headquarters, Washington, D.C., on or before September 15, 1975. Because of the lengthy record already established in this proceeding, and because of the refinement of the proposals herein made possible by that record, we are exercising our discretion to provide for the receipt of comments only, and not for reply comments. For these same reasons, we do not contemplate any extensions of time for comments beyond the date set out above. In accordance with the provisions of § 1.419 of the Commission's rule, an original and 14 copies of all statements, briefs, and comments filed shall be furnished to the Commission. However, in an effort to obtain the widest possible response in this proceeding from licensees and members of the public, informal comments (without extra copies) will be accepted. Copies of all pleadings filed in this matter will be available for public inspection during regular business hours in the Commission's Public Reference Room at its headquarters in Washington, D.C.

Adopted: July 30, 1975.

Released: August 14, 1975.

FEDERAL COMMUNICATIONS COMMISSION,[14]
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Section 1.527 is added new to read as follows:

**§ 1.527 Records to be maintained locally for public inspection by noncommercial educational applicants, permittees, and licensees.**

(a) *Records to be maintained.* Every applicant for a construction permit for a new station in the noncommercial educational broadcast services shall maintain for public inspection a file for such stations containing the material in paragraphs (a) (1), (7), (8) and (9) of this section. Every permittee or licensee of a station in the broadcast services shall maintain for public inspection a file for such station containing the material in all subparagraphs of this paragraph (for exceptions see Note 2 below). *Provided, however,* That the foregoing requirements shall not apply to applicants for or permittees or licensees of television broadcast translator stations, or FM broadcaster booster stations. The material to be contained in this file is as follows:

(1) A copy of every application tendered for filing by the applicant for such station after May 13, 1965, pursuant to the provisions of this part, with respect to which local public notice is required to be given under the provisions of § 1.580 or § 1.594; and all exhibits, letters and other documents tendered for filing as part thereof, all amendments thereto, copies of all documents incorporated therein by reference, all correspondence between the Commission and the applicant pertaining to the application after it has been tendered for filing, and copies of Initial Decisions and Final Decisions in hearing cases pertaining thereto, which according to the provisions of §§ 0.451–0.461 of this chapter are open for public inspection at the offices of the Commission. Information incorporated by reference which is already in the local file need not be duplicated if the entry making the reference sufficiently identifies the information so that it may be found in the file, and if there has been no change in the document since the date of filing and the applicant, after making the reference, so states. If petitions to deny are filed against the application, and have been duly served on the applicant, a statement that such a petition has been filed shall appear in the local file together with the name and address of the party filing the petition.

NOTE.—Applications tendered for filing on or before May 13, 1965, which are subsequently designated for hearing after May 13, 1965, with local notice being given pursuant to the provisions of § 1.594, and material related to such applications, need not be placed in the file required to be kept by this section. Applications tendered for filing after May 13, 1965, which contain major amendments to applications tendered for filing on or before May 13, 1965, with local notice of the amending application being given pursuant to the provisions of § 1.580, need not be placed in the file required to be kept by this section.

(2) A copy of every application tendered for filing by the licensee or permittee for such station after May 13, 1965, pursuant to the provisions of this part, which is not included in paragraph (a)(1) of this section and which involves changes in program service, which requests an extension of time in which to complete construction of a new station, or which requests consent to involuntary assignment or transfer, or to voluntary assignment or transfer not resulting in a substantial change in ownership or control and which may be applied for on FCC Form 316; and copies of all exhibits, letters, and other documents filed as part thereof, all amendments thereto, all correspondence between the Commission and the applicant pertaining to the application after it has been tendered for filing, and copies of all documents incorporated therein by reference, which according to the provisions of §§ 0.451–0.461 of this chapter are open for public inspection at the offices of the Commission. Information incorporated by reference which is already in the local file need not be duplicated if the entry making the reference sufficiently identifies the information so that it may be found in the file, and there has been no change in the document since the date of filing and the licensee, after making the reference so states. If petitions to deny are filed against the application, and have been duly served on the applicant, a statement that such a petition has been filed shall appear in the local file together with the name and address of the party filing the petition.

(3) A copy of contracts listed in ownership reports filed in accordance with the provisions of § 1.615(a)(4)(i) and which according to the provisions of §§ 0.451–0.461 of this chapter are open for public inspection at the offices of the Commission. Information incorporated by reference which is already in the local file need not be duplicated if the entry making the reference sufficiently identifies the information so that it may be found in the file, and if there has been no change in the document since the date of filing and the licensee or permittee, after making the reference, so states.

(4) Such records as are required to be kept by §§ 73.120(d), 73.590(d), and 73.657(d) of this chapter, concerning broadcasts by candidates for public office.

(5) A copy of every annual employment report filed by the licensee or permittee for such station pursuant to the provisions of this part; and copies of all exhibits, letters and other documents filed as part thereof, all amendments thereto, all correspondence between the permittee or licensee and the Commission pertaining to the reports after they have been filed and all documents incorporated therein by reference and which according to the provisions of §§ 0.451–0.461 of this chapter are open for public inspection at the offices of the Commission.

(6) The Public and Broadcasting; Revised Edition (see FCC 74–942, 39 FR 32288, September 5, 1974).

(7) Every year, on the anniversary date on which the station's renewal application would be due for filing with the Commission, or in the case of a nonrenewal applicant, on the date of filing the application each renewal applicant and each nonrenewal applicant shall place in its public inspection file a listing of no more than ten problems and needs of the area served by the station during the preceding twelve months or in the case of a nonrenewal applicant, proposed to be served during the prospective license term. In relation to each problem or need cited, applicants, licensees and permittees shall indicate typical and illustrative programs or program series, excluding ordinary news inserts of breaking events, which were broadcast during the preceding twelve months, or in the case of nonrenewal applicants, which are proposed for broadcast during the prospective license term, in response to those problems and needs. Such a listing shall include the title of the program or program series, its source, type, brief description, time broadcast and duration. In the case of renewal application, the third annual listing shall be placed in the station's public inspection file on the due date of the filing of the station's application for renewal of license. Provided, however, upon the filing of the station's application of renewal appliants, the third annual problem-program listings shall be forwarded to the Commission as part of the application for renewal of license. The annual listings are not to exceed five pages, but may be supplemented at any time by additional material placed in the public inspection file and identified as a continuation of the information submitted to the Commission.

(8) Each licensee or permittee of a radio or television station and each nonrenewal applicant shall place in its public inspection file appropriate documentation relating to its efforts to interview a representative cross-section of community leaders to ascertain community problems and needs. Such documentation shall be placed in the station's public inspection file within forty-five days of the date of completion of each interview, and shall include: (i) The name, address, organization, and position or title of the community leader interviewed; (ii) the date, time and place of the interview; (iii) the name of the principal, management-level or other employee conducting the interview; (iv) the problems and needs discussed during the interview; and (v) the date of review of the interview record by a principal or management-level employee. Additionally, each year on the anniversary date on which the station's application for renewal would normally be filed with the Commission, each licensee and permittee shall place in the station's public inspection file a checklist indicating the number of community leaders interviewed during the preceding twelve months representing: elements found on FCC Form; *Provided,* That, if a community lacks one of the enumerated institutions or elements, the licensee and permittee should so indicate by providing a brief explanation on its checklist. The third annual checklist shall be placed in the station's public inspection file on the due date of the filing of its application for renewal of license. Upon the filing of the application for renewal of license, however, the three annual checklists for the current license term shall be forwarded to the Commission as part of the application for renewal of license. In the case of nonrenewal applicants the same conditions apply except that the leader checklist for the ascertainment conducted six months prior to

[13] References to noncommercial applicants, permittees and licensees in § 1.526 of our rules shall be deleted.

[14] Attached statement of Commissioner Robinson filed as part of the original document.







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filing shall be placed in the public file at the time the application is filed.

(9) Each licensee or permittee of a radio and television station and each nonrenewal applicant shall place in the station's public inspection file documentation relating to its efforts to consult with a generally random sample of members of the general public to ascertain community problems and needs. Such documentation shall consist of: (i) Information relating to the total population of the station's service area, including the numbers and proportions of males and females; of minorities; of youth (17 and under, 18 and above); and the number and proportions of the elderly (65 and above); (ii) a narrative statement of the sources consulted and the methods followed in conducting the general public survey, including the number of people surveyed and the results thereof. Such documentation shall be placed in the public inspection file within 45 days of completion of the survey but in no event later than the due date for filing the application. For nonrenewal applicants the general public survey must be conducted during the six month period preceding the filing of their application. Upon filing its application each applicant must certify that its documentation has been placed in the station's public inspection file. The narrative statement shall not exceed five pages in length.

(10) Although not part of the regular file for public inspection, program logs for television stations will be available for public inspection under the circumstances set forth in § 73.674 and discussed in the Public and Broadcasting: Revised Edition.

NOTE 1: The engineering section of applications mentioned in paragraphs (a) (1) and (2) of this section, and material related to the engineering section, need not be kept in the file required to be maintained by this paragraph. If such engineering section contains service contour maps submitted with that section, copies of such maps, and information (State, county, city, street address, or other identifying information) showing main studio and transmitter location shall be kept in the file.

(The present "NOTE" relating to the engineering sections of certain applications would become "NOTE 1," to be followed by "NOTE 2," as below.)

NOTE 2: Paragraphs (a)(8) and (a)(9) above shall not apply to noncommercial radio and television stations licensed to or applied for in communities which: (1) Have a population, according to the immediately preceding decennial U.S. Census, of 10,000 persons or less; and (2) are located outside all Standard Metropolitan Statistical Areas (SMSA's), as defined by the federal Bureau of the Census. Paragraphs (a)(7), (a)(8) and (a)(9) shall not apply to applicants for or licensees of Class D 10-watt FM radio Stations or to applicants for or licensees of stations providing only instructional programming.

(b) *Responsibility in case of assignment or transfer.* (1) In cases involving applications for consent to assignment of broadcast station construction permits or licenses, with respect to which public notice is required to be given under the provisions of § 1.580 or § 1.594, the file mentioned in paragraph (a) of this section shall be maintained by the assignor. If the assignment is consented to by the Commission and consummated, the assignee shall maintain the file commencing with the date on which notice of the consummation of the assignment is filed with the Commission. The file maintained by the assignee shall cover the period both before and after the time when the notice of consummation of assignment was filed. The assignee is responsible for obtaining copies of the necessary documents from the assignor or from the Commission files.

(2) In cases involving applications for consent to transfer of control of a permittee or licensee of a broadcast station, the file mentioned in paragraph (a) of this section shall be maintained by the permittee or licensee.

(c) *Station to which records pertain.* The file need contain only applications, ownership reports, and related material that concern the station for which the file is kept. Applicants, permittees, and licensees need not keep in the file copies of such applications, reports, and material which pertain to other stations with regard to which they may be applicants, permittees, or licensees, except to the extent that such information is reflected in the materials required to be kept under the provisions of this section.

(d) *Location of records.* The file shall be maintained at the main studio of the station, or at any accessible place (such as a public registry for documents or an attorney's office) in the community to which the station is or is proposed to be licensed, and shall be available for public inspection at any time during regular business hours.

(e) *Period of retention.* The records specified in paragraph (a)(4) of this section shall be retained for the periods specified in §§ 73.120(d), 73.590(d) and 73.657(d) of this chapter (2 years). The manual specified in paragraph (a)(6) of this section shall be retained indefinitely. The records specified in paragraph (a)(1), (2), (3), (5) and (7) of this section shall be retained as follows:

(1) The applicant for a construction permit for a new station shall maintain such a file so long as the application is pending before the Commission or any proceeding involving that application is pending before the courts. (If the application is granted, paragraph (e)(2) of this section shall apply.)

(2) The permittee or licensee shall maintain such a file so long as an authorization to operate the station is outstanding, and shall permit public inspection of the material as long as it is retained by the licensee even though the request for inspection is made after the conclusion of the required retention period specified in this subparagraph. However, material which is voluntarily retained after the required retention time may be kept in a form and place convenient to the licensee, and shall be made available to the inquiring party, in good faith after written request, at a time and place convenient to both the party and the licensee. Applications and other material placed in the file shall be retained for a period of 7 years from the date the material is tendered for filing with the Commission, with two exceptions: First, engineering material pertaining to a former mode of operation need not be retained longer than 3 years after a station commences operation under a mode; and second, all of the material shall be retained for whatever longer period is necessary to comply with the following requirements: (i) Material shall be retained until final Commission action on the second renewal application following the application or other material in question; and (ii) material having a substantial bearing on a matter which is the subject of a claim against the licensee, or relating to a Commission investigation or a complaint to the Commission of which the licensee has been advised, shall be retained until the licensee is notified in writing that the material may be discarded, or, if the matter is a private one, the claim has been satisfied or is barred by statutes of limitations. Where an application or related material incorporates by reference material in earlier application and material concerning programming and related matters (section IV and related material), the material so referred to shall be retained as long as the application referring to it.

(f) Copies of any material in the public file of any television station shall be available for machine reproduction upon request made in person, provided the requesting party shall pay the reasonable cost of reproduction. Requests for machine copies shall be fulfilled at a location specified by the licensee, within a reasonable period of time, which in no event shall be longer than seven days. The licensee is not required to honor requests made by mail but may do so if it chooses.

APPENDIX A—PARTIES FILING COMMENTS AND REPLY COMMENTS IN DOCKET NO. 19816

Arkansas Educational Television Commission.
Arkansas State University (KASU–FM, Jonesboro, Arkansas).
California State University, Long Beach, California (KSUL).
Mrs. Frances S. Carr, Washington, D.C.
Central Technical Community College (KCNT–FM, Hastings, Nebraska).
Cohn and Marks (Communications Center of the University of Texas and the Southwest Texas Educational Television Council).
Cohn and Marks (Ohio Educational Television Network Commission, Delta College, Northern Michigan University, Ohio University, The Ohio State University, Hampton Roads Educational Television Association, Inc., and Grand Valley State College).
Columbia Union College, Takoma Park, Md. (WGTS–FM).
Corporation for Public Broadcasting.
Covington & Burling (Community Television of Southern California (KCET), KQED, Inc. (KQED, KQEC and KQED–FM) Metropolitan Pittsburgh Public Broadcasting, Inc. (WQED, WQEX and WQED–FM) Shenandoah Valley Educational Television Corp. (WVPT), University of Vermont and State Agricultural College (WETK, WVER, WVTA and WVTB).





Curators of the University of Missouri (KBIA, Columbia, Missouri, KCUR–FM, Kansas City, Missouri, KWMU, St. Louis, Missouri, KUMR and KMNR, Rolla, Missouri).
Department of Health, Education, and Welfare, Washington, D.C.
Dow, Lohnes & Albertson (The Connecticut Educational Television Corporation, The University of Illinois Board of Trustees, Central Michigan University, Lehigh Valley Educational Television Corporation, The University of Maine, The Regents of the University of Michigan, The University of Nebraska, The Nebraska Education Television Commission, The Northeastern Pennsylvania Educational Television Association, The South Carolina Educational Television Network, The South Central Educational Broadcasting Council, The Virginia Public Telecommunications Council, The Board of Regents of The University of Wisconsin System, The State of Wisconsin—Educational Communications Board).
Eastern Michigan University (WEMU–FM).
Fletcher, Heald, Rowell, Kenehan & Hildreth (WVUT–TV, WVUB–FM).
Georgia State Board of Education.
Haley, Bader & Potts, Washington, D.C.
Hunterdon Central High School, Flemington, New Jersey.
Intercollegiate Broadcasting System, Inc., Providence, Rhode Island.
KAVT–TV, Austin, Minnesota.
KETC–TV, St. Louis, Missouri.
KLCS, Los Angeles, California.
KMCR–FM, Phoenix, Arizona.
KUNC–FM, Greeley, Colorado.
Long Beach Unified School District, Long Beach, California (KLON–FM).
W. Terry Maguire, Washington, D.C.
Mallyck & Bernton (KWBI–FM, Morrison, Colorado).
Michigan State University, East Lansing, Michigan.
Moody Bible Institute of Chicago, Chicago, Illinois.
National Association of Educational Broadcasters.
National Black Media Coalition.
National Citizens Committee for Broadcasting.
New Jersey Coalition for Fair Broadcasting.
New York Center for Ethnic Affairs, New York, New York.
Ozark Bible College, Joplin, Missouri (KOBC).
Pennsylvania State University, University Park, Penn. (WPSX–TV).
Public Broadcasting Council of Central New York, Inc., Liverpool New York (WCNY–TV, WCNY–FM).
Public Broadcasting Service.
University of Bridgeport, Bridgeport, Connecticut (WPKN).
University of Maryland, College Park, Maryland and Trinity College, Washington, D.C.
Wake Forest University, Winston-Salem, North Carolina (WFDD–FM).
West Virginia Educational Broadcasting Authority (WMUL–TV, WSWP–TV).
WNET, New York, New York.
WPLN, Nashville, Tennessee.
WXXI–TV, Rochester, New York.

APPENDIX B—SAMPLE, COMMUNITY LEADER ANNUAL CHECK LIST

| Institution/element | Number | Not applicable (explain briefly) |
|---|---|---|
| 1. Agriculture | | |
| 2. Business | | |
| 3. Charities | | |
| 4. Civic, neighborhood, and fraternal organizations | | |
| 5. Consumer services | | |
| 6. Culture | | |
| 7. Education | | |
| 8. Environment | | |
| 9. Government (local, county, State, and Federal) | | |
| 10. Labor | | |
| 11. Military | | |
| 12. Minority and ethnic groups | | |
| 13. Organizations of and for the elderly | | |
| 14. Organizations of and for women | | |
| 15. Organizations of and for youth and students | | |
| 16. Professions | | |
| 17. Public safety, health, and welfare | | |
| 18. Recreation | | |
| 19. Religion | | |

While the following are not regarded as separate community elements for purposes of this survey, indicate the number of leaders interviewed in all elements above who are:
(a) American Indians
(b) Blacks
(c) Orientals
(d) Spanish-surnamed Americans
(e) Women

APPENDIX C—SUGGESTED LEADER CONTACT FORM

Date:
Name and address of person contacted: ----
---
---
Organization(s) or group(s) represented by person contacted: ----
---
---
Date, time and place of contact: ----
---
---
Method of contact: ----
---
---
Problems, needs and interests identified by person contacted: ----
---
---
---
---
Name of interviewer: ----
Reviewed by ---- Position ----
Date ----

APPENDIX D

1. It is proposed that FCC Form 340, Section IV be amended by the addition of the following questions:

6. Has the applicant placed in its public information file the required documentation relating to its efforts to ascertain the community problems and needs? ☐ Yes ☐ No.

If "No", attach as exhibit No. a complete statement of explanation.

7. Attach as Exhibit No. your Community leader checklist for your ascertainment effort conducted six months prior to filing.

8. Has the applicant placed in its public inspection file the list of problems and needs which, in the applicant's judgment, warrant treatment and proposed typical and illustrative programming in response thereto? ☐ Yes ☐ No.

Attach those listings on Exhibit No.

2. It is proposed that FCC Form 342, Section IV be amended by the addition of the following questions:

4. Has the applicant placed in its public information file at the appropriate times the required documentation relating to its efforts to ascertain the community problems and needs? ☐ Yes ☐ No.

If "No" attach as Exhibit No. a complete statement of explanation.

5. Attach as Exhibit No. your Community leader Checklist for each year of the license term.

6. Has the applicant placed in its public inspection file at the appropriate times its annual list of those problems and needs which, in the applicant's judgment, warranted treatment by its station and the typical and illustrative programming in response thereto? ☐ Yes ☐ No.

Attach those listings as Exhibit No.

[FR Doc.75-21505 Filed 8-14-75;8:45 am]

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[47 CFR Part 73]

[Docket No. 20316; RM-2267]

## MINNESOTA FM BROADCAST STATIONS

### Table of Assignments

1. The Commission has under consideration comments and reply comments filed in response to the notice of proposed rule making adopted January 3, 1975 (40 FR 2712), proposing the assignment of Channel 240A to Forest Lake, Minnesota, the substitution of Channel 298 for Channel 239 at Brainerd, Minnesota, and the substitution of Channel 239 for Channel 298 at Morris, Minnesota.[1] Brainerd Broadcasting Company ("BBC"), the licensee of Station KLIZ–FM (Channel 239) at Brainerd, Minnesota, has submitted comments and reply comments in response to our notice and has resubmitted and incorporated into its reply comments a prevously filed "Request for Denial of Petition" in which it stated its opposition to a change in the channel of its present operation. Petitioner, Lakes Broadcasting Co. ("Lakes") also submitted comments and reply comments and a supplemental pleading which includes a preclusion study as requested in the notice.

2. In the notice, we stated that BBC would be entitled to reimbursement for reasonable expenses that would be necessary to accomplish the change in its channel of operation. We also noted that petitioner had agreed to reimbursement for such expenses. One of the items of reimbursement requested by BBC was the costs of converting all background music receivers now in use under a Subsidiary Communications Authorization ("SCA") to a new frequency. However, at that time the Commission did not have sufficient information on which to base a decision regarding reimbursement of such costs. Therefore, we requested more information regarding the specific expenses of converting these receivers and comments by both parties on the appropriateness of including the costs of changing the SCA receivers in the amount to be reimbursed.

[1] At the time of the issuance of the notice, Channel 298 at Morris was unoccupied. On February 26, 1975, an application for that channel was filed with the Commission by Western Minnesota Broadcasting Company, licensee of AM Station KMRS, at Morris (BPH–9371).



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3. In response to our requests, BBC submitted a statement of expenses. The total amount of estimated expenses for all items was $35,995, including $10,000 for "crystals, retuning and servicing tuners for Muzak (figure provided by Background Music, Inc. . . . owners of tuners and Muzak franchise)." No other information on this point was provided. In its reply comments, petitioner stated that:

> [t]he basis for some of the items listed in the statement • • • which is attached to Brainerd's comments is not understood • • • It seems that consideration of specific items should be deferred until after the channel reassignment has been ordered and immediately prior to Brainerd placing the required equipment orders, if any.

Nevertheless, petitioner did reaffirm its intention to make reimbursement of the "legitimate, proper and prudent expenses" incurred in the change of channels. Neither BBC nor Lakes provided us with any arguments regarding the appropriateness of including SCA costs as a reimbursable item.

4. We disagree with the assertion that this issue should be deferred in its entirely until the requested channel assignments have been ordered. This is not the ordinary case where we can defer the matter relying on the fact that both parties are clear about the standards which govern and the implications of reimbursement. The issue of SCA reimbursement has never been explored before, and it should be so that the parties can proceed knowledgeably. In order to resolve the issue, we call upon BBC and Lakes to submit legal argumentation (with appropriate citations) on the direction they believe the Commission should take in resolving this issue. No delay in concluding this proceeding will result, as we would need to await the response to the show cause order in any event. That being the case, we have the opportunity to clarify any other aspect of this issue and even though its resolution need not occur at this stage, we believe it appropriate for the guidance of the parties to note the specific items which have been held to be proper for reimbursement. Circleville, Ohio, 8 F.C.C. 2d 159 (1967), and in particular the statement at 163–164 (1967) "[a] licensee required to change frequency is entitled to reimbursement for equipment only to the extent new equipment is actually required . . . and only for equipment corresponding to that previously in use." A deduction would have to be made in this regard for any trade-in value for the old equipment. Finally, Lakes is requested to be specific in its expression of intent regarding the costs it will agree to cover and not to just reiterate its general assertion of willingness to cover reasonable costs. It should indicate what costs it considers reasonable and should also note any objections to specific items or amounts that it may have.[2]

5. We note that Brainerd in its comments has requested that we modify its license to specify operation on Channel 294 instead of Channel 298. Channel 294 has been proposed for assignment to Brainerd, Minnesota, as its second FM assignment in Docket No. 20395 (40 Fed. Reg. 13319, published March 26, 1975). Brainerd states that Channel 294 is a preferable assignment to Channel 298 should its license be modified[3]. However, no reason is advanced for that proposition. The petitioner in Docket No. 20395, Greater Minnesota Broadcasting Corporation, argues, in its reply comments, that there is no conflict between the two Docket proceedings and that if the two Dockets were merged into one proceeding and if further problems arose between Brainerd and the successful applicant for Channel 240A at Forest Lake, it could be several years before a second FM station commences operations at Brainerd. We agree that the attempt by Brainerd to merge the two proceedings is unwarranted and shall proceed with Channel 298 as originally contemplated.

6. Accordingly, *it is ordered*, That pursuant to Section 316 of the Communications Act of 1934, as amended, Brainerd Broadcasting Company, licensee of Station KLIZ–FM, Brainerd, Minnesota, shall show cause why its license should not be modified to specify operation on Channel 298 instead of Channel 239 if the Commission in this proceeding finds it in the public interest to assign Channel 240A to Forest Lake, Minnesota, and to substitute Channel 239 for Channel 298 at Morris, Minnesota; this Order being made with the understanding that the permittee of Channel 240A at Forest Lake, Minnesota, will pay reasonable reimbursement of expenses incurred in the change of channel of operation of Station KLIZ–FM at Brainerd.

7. Pursuant to § 1.87 of the Commission's rules and regulations the licensee of Station KLIZ–FM, Brainerd Broadcasting Company, may, not later than October 6, 1975, request that a hearing be held on the proposed modification. Pursuant to § 1.87(f), if the right to request a hearing is waived, Brainerd Broadcasting Co., may, not later than October 6, 1975, file a written statement showing with particularity why its license should not be modified as proposed in this Order to Show Cause. In this case, the Commission may call on Brainerd Broadcasting Company to furnish additional information, designate the matter for hearing, or issue without further proceedings, an Order modifying the license as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Brainerd Broadcasting Company will be deemed to consent to modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the channel changes mentioned above are found to be in the public interest.

8. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), 303(r) and 316 of the Communications Act of 1934, as amended, and Section 0.281 of the Commission's rules and regulations.

9. It is directed, that the Secretary of the Commission send a copy of this Order by certified mail, return receipt requested, to Brainerd Broadcasting Company, Brainerd, Minnesota, the party to whom the Order to Show Cause is directed.

Adopted: August 6, 1975.

Released: August 19, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

APPENDIX

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the notice of proposed rule making to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the notice of proposed rule making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this notice, they will be considered as comments in the proceeding; and public notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in the notice of proposed rule making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission Rules.)

5. *Number of copies.* In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc.75-21507 Filed 8-14-75;8:45 am]

[2] Compare Lake City, South Carolina, 47 F.C.C. 2d 1067, 1078 (1974); Hampton, Iowa, 39 F.C.C. 2d 452, 454 (1973); Ashland and Roanoke, Alabama, 26 F.C.C. 2d 448, 451 (1970); Kenton and Bellefontaine, Ohio, 3 F.C.C. 2d 598, 605 (1966); Wenatchee, Washington, 2 F.C.C. 2d 828, 830 (1966); see also Rockland, Illinois, 17 F.C.C. 2d 947, 952 (1969) and Canton, New Jersey, 11 F.C.C. 2d 80, 82 (1967).





[47 CFR Part 73]

[Docket No. 20576; RM-2467, RM-2468]

## NEW HAMPSHIRE AND VERMONT FM BROADCAST STATIONS

### Table of Assignments

1. *Petitioners, proposals and comments.* (a) Joint consideration is herein given to the mutually exclusive petitions of Northeast Communications Corporation ("Northeast"), licensee of AM Station WFTN, Franklin, New Hampshire (RM-2467), and Monadnock Broadcasting Corporation ("Monadnock"), licensee of AM Station WKBK, Keene, New Hampshire (RM-2468), proposing the assignment of Channel 232A to Franklin[1] and to Keene, New Hampshire, respectively.[2]

(b) The proposal to assign Channel 232A to Franklin may be adopted without affecting any existing FM assignments. The assignment of Channel 232A to Keene would require the deletion of Channel 232A at Bennington, Vermont,[3] where it is presently unoccupied with three applications for a construction permit pending—Bennington Radio, Inc. (File No. BPH-9105); Catamount Broadcasters, Inc. (File No. BPH-9016); and Equinox Wireless Co. (File No. BPH-9085). Channel 285A is proposed by Monadnock as a substitute for Channel 232A at Bennington, Vermont.

(c) The antenna site for a station operating on Channel 232A at Franklin must be 6.5 miles southwest of the community. If Channel 285A were substituted at Bennington, it would require a transmitter site at least 1.5 miles east of the community.

(d) Oppositions to the proposal to substitute Channel 285A for Channel 232A at Bennington have been filed by Street Broadcasting Corporation, licensee of Stations WIZR(AM) and WIZR-FM (Channel 285A), Johnstown, New York, by Bennington Radio, Inc., applicant for a construction permit on Channel 232A at Bennington; and by Catamount Broadcasters, Inc., licensee of AM Station WBTN, Bennington, and applicant for a construction permit on Channel 232A at Bennington.

2. *Demographic Data.* (a) *Location:* Franklin is located in Merrimack County approximately 18 miles north, northwest of Concord, New Hampshire, and 78 miles northwest of Boston. Keene, the seat of Cheshire County, is located approximately 13 miles east of the Vermont-New Hampshire border, 41 miles southwest of Concord, and 70 miles west, northwest of Boston in the southwest portion of New Hampshire.

(b) *Population: 1970 U.S. Census:* Franklin—7,292; Merrimack County—80,925; Keene—20,467; Cheshire County—52,364.

(c) *Present local aural services:* Franklin has one AM station, WFTN (Class IV, unlimited-time), licensed to Northeast; Keene has two AM stations—WKEK (Class II, daytime-only), licensed to Monadnock, and WKNE (Class III, unlimited-time); and one FM station, WNBX (Channel 279).

3. *Economic considerations:* Northeast proposes the assignment of Channel 232A to Franklin as a first FM channel assignment. It alleges that Franklin is a growing community whose communications facilities are inadequate for its needs. Northeast informs us that Franklin has its own local government including police and fire departments. A weekly newspaper, the Journal Transcript, is published for the residents of Franklin.

4. Monadnock proposes that Channel 232A be assigned to Keene, as a second FM channel assignment. It avers that Keene is the principal city in the southwestern part of New Hampshire as well as the largest city in, and the county seat of, Cheshire County. The area surrounding Keene is a popular ski resort. Monadnock states that Keene's economy is broadbased with many small specialty manufacturing shops. Keene State College, a division of the University of New Hampshire, is one of several colleges located in the Keene area.

5. *Preclusion considerations:* The assignment of Channel 232A to Franklin would cause preclusion only on the co-channel. Northeast's engineering statement notes that the area precluded on Channel 232A contains seven communities with populations greater than 1,000 persons and without any AM or FM stations. Of these communities, the largest is Hopkinton, New Hampshire, with only approximately half the population of Franklin. As to the question of preclusion by the Keene assignment, see the discussion which follows.

6. *Comments.* The assignment of Channel 232A to Keene, New Hampshire would require the deletion of Channel 232A at Bennington, Vermont, and the substitution of Channel 285A at Bennington, creating a short spacing of approximately 1.5 miles to Station WIZR–FM (Channel 285A), Amsterdam, New York. In view of the action we have proposed below, however, oppositions submitted regarding the substitution of Channel 285A to Bennington are rendered moot.

7. Instead, Channel 224A may be assigned to Keene and by taking such action, both Franklin and Keene could obtain a channel assignment as requested. In order to assign Channel 224A to Keene, it would be necessary to delete Channel 224A from Brattleboro, Vermont,[4] where a construction permit was granted on December 4, 1974 (BPH–9177) to Radio Brattleboro, Inc., licensee of AM Station WKVT, Brattleboro. We note that Channel 285A is available as a substitute assignment for Channel 224A at Brattleboro. Such substitution would require a modification of the construction permit issued to Radio Brattleboro, Inc., for Station WKVT–FM to specify operation on Channel 285A. We are accordingly directing an appropriate Order To Show Cause to the permittee of Station WKVT–FM. As to reimbursement for expenses involved in converting the WKVT–FM operation from Channel 224A to Channel 285A, it is Commission policy to require reimbursement from the party or parties ultimately benefitting from a change of assignments. By substituting Channel 285A for Channel 224A at Brattleboro, the assignments of Channel 224A to Keene and Channel 232A to Franklin can both be accommodated and the consequent risk of one of the two petitioners' not obtaining a channel for their respective communities is eliminated. The benefit of avoiding lengthy proceedings also accrue to both parties. Thus reimbursement should come from the ultimate permittees of both channels. If only one permittee has been granted at the time for reimbursement, it will be liable for the entire amount subject to pro rata reimbursement by the second permittee when its application is granted.

8. By proposing a Class A channel for Keene, intermixture of classes of channels would result. We have on occasion departed from our position of not favoring the assignment of a Class A channel to a community already assigned a Class B channel where, as here, no Class B channels are available for assignment to the community and the petitioner has expressed interest in the operation of the Class A channel.[5] On the basis of the showings made, we believe that the matter of intermixture need not necessarily be an impediment to favorable ac-

[1] Originally Northeast proposed as an alternative the assignment of Channel 287 to Franklin and the deletion of Channel 287 from Plymouth, New Hampshire, where it is presently unoccupied and unapplied for. However, on October 30, 1974, in response to a Commission letter, dated October 10, 1974, requesting that additional data be supplied to support the proposed assignment of a Class B facility to Franklin, Northeast withdrew its alternative proposal. Therefore, we give no consideration to that proposal in this proceeding.

[2] The minimum mileage separation requirement for a co-channel Class A assignment is 65 miles. Since Franklin is located 48 miles northeast of Keene, Channel 232A cannot be utilized in both communities consistent with the Commission's rules (§ 73.207(a)).

[3] Bennington is located approximately 46 miles west of Keene. The minimum mileage separation requirement for a co-channel Class A assignment is 65 miles.

[4] The minimum mileage separation requirement for co-channel Class A frequencies is 65 miles. Brattleboro is located approximately 18 miles west of Keene.

[5] See Marion, Ohio, 45 F.C.C. 2d 565 (1974); Lebanon, Missouri, 43 F.C.C. 2d 1130 (1973); Flint, Michigan, 42 F.C.C. 2d 551 (1973).



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tion on Monadnock's request. Another factor to be considered in this respect is the preclusive effect of channel assignments to nearby communities. We have been given no information, so we ask Monadnock to furnish the Commission with a preclusion study for Channel 224A as required by our Policy to Govern Requests for Additional FM Assignments, 8 F.C.C. 2d 79 (1967).

9. The assignment of Channel 224A to Keene would require a restriction that the transmitter site be located approximately 5 miles west of the community. We have been informed that operating from Northeast's proposed transmitter site, a station on Channel 232A at Franklin, New Hampshire, would not place a 3.16 mV/m signal over 100% of the community's boundaries. Northeast asserts that the portion of the community which would lie outside the station's signal is "either uninhabited mountains or is very lightly populated." In addition, it cites several cases in which we have waived compliance of § 73.315(a) of the Commission's rules requiring a 70 dBu or 3.16 mV/m coverage over the entire principal community to be served. However, in order to give proper consideration to this issue, we are requesting that Northeast submit a terrain profile in the direction of the community and a showing depicting with particularity the facilities to be used and the portion of the community (said to be 5%) which with these facilities would not be within the required 70 dBu contour and the basis for its population count for this area.

10. Both parties should reaffirm their intention to apply for the channel for their community should it be assigned. In addition, both Northeast and Monadnock should confirm their willingness to reimburse the permittee of Station WKVT–FM at Brattleboro for expenses involved in changing its channel.

11. Under the 1947 United States-Canadian Working Agreement the contemplated assignments require the concurrence of the Canadian government since Keene and Franklin, New Hampshire and Brattleboro, Vermont, are each within 250 miles of the Canada-United States border.

12. Accordingly, the Commission proposes to amend the FM Table of Assignments, with respect to the communities listed, as follows:

| City | Channel No. | |
|---|---|---|
| | Present | Proposed |
| Franklin, N.H. | ..... | 232A |
| Keene, N.H. | 279 | 224A, 279 |
| Brattleboro, Vt. | 224A, 241A | 241A, 285A |

13. *It is ordered,* That, pursuant to Section 316 of the Communications Act of 1934, as amended, Radio Brattleboro, Inc., shall show cause why its permit for Station WKVT–FM should not be modified to specify operation on Channel 285A in lieu of Channel 224A at Brattleboro, Vermont. This Order is being made with the understanding that the permittees of Channel 232A at Franklin and Channel 224A at Keene will pay reasonable reimbursement for expenses incurred in the change of channel.

14. Pursuant to § 1.87 of the Commission's rules and regulations, the permittee of Station WKVT–FM, Radio Brattleboro, Inc. may, not later than October 6, 1975, request that a hearing be held on the proposed modification. Pursuant to § 1.87(f), if the right to request a hearing is waived, Radio Brattleboro, Inc. may, not later than October 6, 1975, file a written statement showing with particularity why its permit should not be modified or not so modified as proposed in the Order to Show Cause. In this case, the Commission may call on Radio Brattleboro, Inc. to furnish additional information, designate the matter for hearing, or issue without further proceeding an order modifying the permit as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Radio Brattleboro, Inc., is deemed to consent to the modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission if the channel changes referred to in paragraph 12 above are found to be in the public interest.

15. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures and filing requirements are contained in the attached Appendix and are incorporated herein.

16. Interested parties may file comments on or before October 6, 1975, and reply comments on or before October 28, 1975.

17. *It is further ordered,* That the Secretary of the Commission shall send a copy of this Order by certified mail, return receipt requested, to Radio Brattleboro, Inc., P.O. Box 818, Brattleboro, Vermont 05301, the party to whom the Order to Show Cause is directed.

Adopted: August 6, 1975.

Released: August 14, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

APPENDIX

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and Section 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's rules and regulations, as set forth in the notice of proposed rule making to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the notice of proposed rule making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this notice, they will be considered as comments in the proceeding, and public notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in the notice of proposed rule making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of Section 1.419 of the Commission's Rules and Regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc.75-21509 Filed 8-14-75;8:45 am]

## [ 47 CFR Part 73 ]

[Docket No. 20575; RM-2462]

## PENNSYLVANIA FM BROADCAST STATIONS

### Table of Assignments

1. The Commission has before it a petition filed by WTJK Broadcasting Corporation ("WTJK"), requesting the assignment of FM Channel 272A to Pittston, Pennsylvania. No other revisions in the FM Table of Assignments (§ 73.202 (b) of the Commission rules) were proposed.

2. An opposition to the petition was filed by WBAX, Inc. (WBAX), licensee of AM Station WBAX at Wilkes-Barre, Pennsylvania. A reply to the opposition was filed by petitioner.

3. Pittston, Pennsylvania (population 11,113), is located approximately 7 miles northeast of Wilkes-Barre, Pennsylvania (in its Urbanized Area), in Luzerne County which has 342,301 residents.[1] Pittston has one AM station (daytime-only) licensed to Ward Broadcasting Corporation—WPTS. It has no FM assignment. The population of Wilkes-Barre is 58,856; that of its Urbanized Area is 222,830. There are three unlimited-time AM stations (one of which is licensed to WBAX) at Wilkes-Barre. Two commercial Class B FM channels are assigned to the city (both occupied), and two noncommercial educational FM stations are located there.

4. Pittston[2] is located in the northeastern portion of Luzerne County on the shore of the Susquehanna River approximately 9 miles southwest of Scranton, Pennsylvania and 7 miles northeast of Wilkes-Barre. WTJK states that the Greater Pittston Area has 47 industries, manufacturing a wide variety of products, with employment ranging from 38 to over 1,100. We are told that the city of Pittston has its own government including a fire department and police force. Petitioner paints a picture of an active community with the usual complement of schools, organizations and services.

5. Our engineering review indicates that the assignment of Channel 272A to Pittston could be made without affecting any other assignment.[3] It would not create any preclusion on adjacent channels, but it would create preclusion on Channel 272A. However, there are no communities in the precluded area which have a population in excess of 2,500 persons. In its opposition WBAX mentions Hancock, New York (population 1,688) which is located in Delaware County (population 44,718) and points out that the assignment of Channel 272A to Pittston would preclude its assignment to Hancock, a community which has neither an AM station nor an FM assignment. No information is provided concerning Hancock's governmental, social, or economic structures, and/or its needs. However, even if interest had been expressed in an assignment at Hancock (and none has been so far), this matter would be no obstacle as other channels have been shown to be available for use there.

6. WBAX's second objection to the assignment of Channel 272A to Pittston is based on its belief that that community receives sufficient AM and FM services from other communities. It lists seven FM and two AM nighttime aural services as being available to Pittston, with other AM stations being available daytime. WTJK responds that services from communities outside of Pittston do not meet the specialized local needs of that community. Pittston is said to be a separate entity with its own economic, political and cultural activities that calls for its own station. By deciding to proceed with this notice we do not express the view that another channel for this area necessarily is needed, only that we wish to consider if it may be needed.

7. We also note that in P.A.L. Broadcasters, Inc., 40 FCC 2d 556,561 (I.D. 1971) an application for the use of an FM channel assigned to White Haven, Pennsylvania was made for its use at Pittston and denied by this Commission. The primary basis for the denial was the applicant's failure to demonstrate the need of Pittston for its own fulltime local service and the appearance that in reality, the applicant wished to serve Wilkes-Barre. With this history in mind we seek all relevant data (from petitioner and others) so that the question of the need for and appropriateness of an assignment to Pittston can be resolved.

8. We propose the following revision to our FM Table of Assignments (§ 73.202 (b) of our rules) with respect to the city listed below:

| City | Channel No. | |
|---|---|---|
| | Present | Proposed |
| Pittston, Pa. | ..... | 272A |

9. Since Pittston, Pennsylvania is within 250 miles of the U.S.-Canadian border, Canadian concurrence is required according to the 1947 Canadian-United States Working Agreement.

10. Comments in this proceeding must be filed on or before October 6, 1975, while reply comments must be filed on or before October 28, 1975.

11. Authority for the institution of this rule making proceeding and the procedural rules and regulations governing it are cited and/or set out in the attached Appendix.

Adopted: August 6, 1975.

Released: August 14, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

APPENDIX

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's rules and regulations, as set forth in the notice of proposed rule making to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the notice of proposed rule making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by references its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in Sections 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the notice of proposed rule making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc.75-21506 Filed 8-14-75;8:45 am]

## [ 47 CFR Part 76 ]

[FCC 75-922; Docket No. 19995; RM-2275]

## CABLE TELEVISION SYSTEMS

### Network Program Exclusivity

1. By its First Report and Order in Docket 19995, FCC 75-413, 52 FCC 2d 519 (1975) (40 FR 30650), the Commission adopted new regulations to govern network program nonduplication protection by cable television systems. Central to the new regulatory program, which became effective on May 23, 1975, is the use of fixed mileage zone priorities which have superseded those former priorities that relied upon signal strength contours. Basically, television broadcast stations are now afforded network program nonduplication protection within a zone of 35-miles radius around the relevant city of license. Smaller market stations are afforded protection within an additional, secondary 20-mile zone.

2. In adopting the new nonduplication rules, it was the Commission's belief that fixed mileage zone priorities would ease

[1] All population figures cited are from the 1970 U.S. Census unless otherwise specified.

[2] Petitioner makes reference on occasion to a "Greater Pittston" (population 53,698) which includes the Boroughs of Avoca, Dupont, Duryea, Exeter, Hughestown, Lofiin, West Pittston, West Wyoming, Wyoming and Yatesville, as well as the Townships of Exeter, Jenkins and Pittston. Assignments, it should be pointed out, are made to individual communities, such as Pittston, not a group of them.

[3] A site a short distance from Pittston would be needed. Only a small area is available where the site could be located and meet all applicable spacing requirements. Petitioner states it has found and obtained FAA approval for a prospective site.







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the administration of an often controversial regulatory matter. Indeed, much of the controversy generated under our former contour-based regulations concerned (1) the periodic deletion of broadcast signals arguably viewable over-the-air in the community, and (2) the affording of program protection to stations whose broadcast service to the community and reception at the system headend were of a technical quality significantly less than that represented by its predicted contour. To a certain extent, the application of 35-mile and 55-mile priorities by itself will act to eliminate many of the problem areas associated with our former rules.

3. However, we did recognize the need for some flexibility in the application of the 35-mile and 55-mile priorities, and we said in paragraph 43 of the First Report and Order in Docket 19995:

> • • • We are not persuaded that an exception to our new exclusivity priorities should be made for significantly viewed signals. Many such signals are licensed to communities which are located far more than 35 or 55 miles from the community of the cable television system • • • In short, the designation of a signal as being significantly viewed is by itself, inadequate to exempt it from our nonduplication rules.
>
> We recognize, however, that there may be situations in which the network programming of such signals should not be deleted. Accordingly, we intend in the near future to develop a standard so that such signals are not subject to deletion.

The purpose of this further notice of proposed rule making is to set a standard which will prevent those television signals, commonly viewed in non-cable households of a cable community, from being blacked out because of the mileage priorities.

4. The standard we are proposing is based on the off-the-air viewing patterns in the cable television community. This is obtainable through audience surveys and, in fact, the methodology is already incorporated in our cable rules on significant viewing, § 76.54(b). Our suggested standard is this: the mileage rule would not require nonduplication deletion of any television station which is both (a) significantly viewed in the cable community and (b) has a share of total viewing hours, in non-cable households, equal to or greater than the share of the protected signal. Our present inclination is to require the more distant signal to be at least significantly viewed (share 3% or more; net weekly circulation 25% or more) in the cable community. If less than 3% of the viewing is to this more distant network affiliate, the signal, in our opinion, should not be exempt even though the closer affiliate may also be sparsely viewed.

5. If the more distant affiliate not only has a 3% share but has a share equal to or greater than that of the closer affiliate, we believe it should not be blacked out, because the non-cable viewers are definitely watching it (relative to the protected station). However, it may not be fair to black out a more distant affiliated station whose viewing share approaches that of the closer affiliate (e.g. 15 share v. 12 share) because both stations are substantially viewed and should thus both be carried. We invite comments on what level of viewing or what difference between viewing share might be more appropriate than our proposal.

6. We have proposed the viewing share method because we believe it is easy to administer, given clear cut results, and is not expensive. It is our understanding that recognized audience research companies are charging about $30 per diary for sampling cable communities; assuming between 50 and 100 diaries, the necessary tabulation would cost between $1,500 and $3,000. Presumably this cost will sometimes be split between the cable company and the television station whose signal will be carried. We welcome suggestions on any other method which would give similar results at less cost.

7. Despite our preference for the approach set forth above, we recognize that, in the alternative, standards could be based on engineering measurements of television signal levels. For example, a signal measurement standard could be established by using the signal of a greater priority station as the base, and permitting exceptions to the nonduplication rules if the lower priority duplicating station displays a signal which either exceeds or is "comparable" in quality to that of the other signal, provided the measurement methods used are consistent with those described in § 73.686 of the Commission's rules, as amended recently in Docket 18052 released June 27, 1975 (FCC 75–636). As with our proposed viewing share method, we seek comment on what constitutes technical "comparability," and on the administrative ease and relative expense of such a technical comparison.

8. Authority for the proposed rule making instituted herein is contained in sections 2, 3, 4 (i) and (j), 301, 303, 307, 308, and 309 of the Communications Act of 1934, as amended. All interested parties are invited to file written comments on this rule making proposal on or before September 22, 1975, and reply comments on or before October 7, 1975. In reaching a decision on this matter, the Commission may take into account any other relevant information before it, in addition to the comments invited by this Notice and the initial notice of proposed rule making in Docket 19995, supra.

9. In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all comments, replies, pleadings, briefs, or other documents filed in this proceeding shall be furnished to the Commission. Responses will be available for public inspection during regular business hours at the Commission's Public Reference Room (Room 239) at its Headquarters in Washington, D.C. (1919 M Street, NW.).

Adopted: July 30, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21510 Filed 8–14–75;8:45 am]



## [ 47 CFR Part 73 ]

[FCC 75–944; Docket No. 19974]

## PUERTO RICO TELEVISION BROADCAST STATIONS

### Table of Assignments

INTRODUCTION

1. This proceeding involves, essentially, a proposal by the licensee of Station WRIK–TV, Ponce, P.R. Channel 7 (39 FR 26044) (Ponce Television Corporation, herein PTC or WRIK) to move its transmitter location to a site closer to the larger city of San Juan than to Ponce (roughly 24 and 36 miles from these cities respectively). An application to this effect was filed in March 1971, opposed by the licensees of the two San Juan and one Caguas-San Juan VHF stations and one San Juan UHF station (since deleted), and designated for hearing in March 1972 (BPCT–4421, Docket 19459, 33 FCC 2d 940). Faced with the prospect of a long hearing, PTC petitioned in May 1972 to dismiss its application, and it was dismissed with prejudice in June 1972. Some 15 months later PTC filed a "Petition for Declaration of Policies with respect to Television Service in Puerto Rico" (filed September 19, 1973), on the basis of which the present proceeding was begun.

2. In substance, WRIK seeks an advance policy statement to the effect that the cause of what may be termed "equal access to San Juan by the flagship stations of the four Puerto Rican networks" outweighs the various problems connected with its application proposal which were the subject of issues specified in the March 1972 designation order—"UHF impact" on the development of UHF stations in Puerto Rico; "shadowing" from the proposed site into Ponce, which might mean less than satisfactory reception in the city of license in contravention of § 73.685 (a) and (b) of the rules; general losses in television services to areas and populations; and whether the transmitter move would constitute a de facto reallocation of the Channel 7 assignment from Ponce to San Juan. An additional issue in the proceeding was whether WRIK–TV had in effect moved its main studio to San Juan in violation of § 73.613(b) of the rules and a 1969 Commission Order (par. 9, below).

3. In the notice of inquiry and of proposed rule making or statement of policy which began this proceeding in March 1974 (FCC 74–253, 45 FCC 2d 1139), we called attention, in connection with the list of matters on which comment was invited, to the situation of Station WSTE–TV, Fajardo, P.R. (FCC 74–253, footnote 9). This station, long authorized to the city of Fajardo in eastern Puerto Rico but never operational, had earlier filed an application to move its transmitter location to a point closer to San Juan than its authorized location. This was denied by the Review Board in January 1972 after hearing (WSTE–TV, Inc., Docket Nos. 18048–18049, 33 FCC 2d 438) and later by the Commission (40 FCC 2d 773, April 1973). WSTE appealed to Court from this denial (U.S. Court of Appeals, D.C.), and the matter was in the briefing stage in March 1974 when we began this proceeding with the above-mentioned Notice. WSTE sought remand of the case in light of this action, claiming that this might affect the Commission's handling of its application; the request was not opposed by the Commission, and on June 17, 1974 the Court remanded the WSTE case to the Commission. We do not here reach any decision with respect to the WSTE case.

4. The Notice herein advanced one specific rule making proposal, the redesignation of Channel 7 as a "Ponce-San Juan" assignment, which would mean it could be used by a station licensed to either city. The other subjects of comment set forth in paragraph 28 of the Notice (45 FCC 2d 1150) related to:

(1) Whether a statement of policy can or should be issued concerning equality of access to the San Juan market (as to facilities and transmitter location), particularly for station originating substantial amounts of programming, and concerning transmitter move applications such as that of WRIK;

(2) In connection with such a policy statement (or with formal reassignment of the channel) what significance should be attached to:

(i) Provision of generally equal facilities in terms of signal quality in San Juan, as mentioned;

(ii) Impact of the proposed WRIK change on UHF development in Puerto Rico, including a recent San Juan UHF applicant, a station authorized in another city (Aguadilla), and generally;

(iii) The extent to which such a move is necessary to the survival of WRIK–TV and of the station in Western Puerto Rico which rebroadcasts its programs (WORA–TV, Mayaguez);

(iv) Gains and losses in service.

(v) "Shadowing" over Ponce.

(3) Whether a transmitter move such as that proposed by WRIK, along with other circumstances such as elaborate auxiliary studio facilities and program origination in San Juan, would amount to a de facto reallocation of Channel 7 to San Juan;

(4) Whether either a formal reassignment of the channel, or a "de facto reallocation" as mentioned, has the effect of opening the channel to other applicants.

5. Extensive comments and reply comments, totalling over 1,000 pages, were filed in response to the Notice herein, by the licensees of six of the eight operating Puerto Rican commercial stations, by WSTE and by Suburban Broadcasting Corporation, a new applicant for UHF Channel 18 in San Juan. The WRIK proposal was supported in comments from WRIK and from the licensee of WORA–TV, Mayaguez, which rebroadcasts WRIK–TV; it was opposed in comments from the licensees of WAPA–TV, San Juan, WKAQ–TV, San Juan, WKBM–TV and WSUR–TV (Caguas-San Juan and Ponce), and the new UHF San Juan applicant. WSTE–TV, Fajardo, supported its own move proposal.[1]

[1] The licensees of WRIK–TV and WAPA–TV are owned, 80% and 100% respectively, by U.S. film companies, United Artists Corporation (which in turn is part of the large conglomerate Transamerica Corporation) and Columbia Pictures Industries, Inc. The licensees of two stations did not file comments: WOLE–TV, Aguadilla-Mayaguez, which rebroadcasts WAPA–TV and has an ownership link with it, and WVEO, Aguadilla, a new UHF station (on air in October 1974) which now rebroadcasts WKBM–TV.

[2] Noncommercial service is provided by two public television stations at San Juan and Mayaguez, not involved here.



I. PUERTO RICO AND ITS COMMERCIAL TELEVISION SERVICE

6. The Commonwealth of Puerto Rico, consisting of the main island of Puerto Rico (about 112 miles east-west and 41 miles north-south at its greatest extent), and some much smaller adjacent islands, has an area of 3,435 square miles and a 1970 Census population of 2,712,033. Its capital and much the largest city is San Juan, on the north coast toward the east, with a 1970 city population of 452,746 (SMSA population 851,247). Three other cities are the centers of SMSA's; these, with 1970 city and SMSA populations, are as follows: Ponce (near the south coast slightly west of center), 128,233 and 158,981; Caguas (south of, and fairly close to, San Juan), 63,215 and 95,651; and Mayaguez (in the center of the West Coast), 68,872 and 85,857. Other cities having authorized television stations are Aguadilla (21,031) in the northwest corner, and Fajardo (18,249) in the northeast corner. Some approximate airline distances between these cities are: San Juan-Mayaguez, 73 miles; San Juan-Ponce, 47 miles; San Juan-Caguas, 15 miles; Caguas-Ponce, 42 miles; San Juan-Fajardo, 32 miles; and Ponce-Mayaguez, 38 miles.

7. Four stations originate the bulk of Puerto Rico's commercial television, and three of them are rebroadcast by other stations, as follows:

WAPA–TV, San Juan, is rebroadcast by WOLE–TV, Aguadilla–Mayaguez.
WKAQ–TV, San Juan, is not rebroadcast by any regular station.
WKBM–TV, Caguas-San Juan, is rebroadcast by commonly owned WSUR–TV, Ponce, and by WVEO (new UHF), Aguadilla.
WRIK–TV, Ponce, is rebroadcast by WORA–TV, Mayaguez.

All of the four rebroadcasting stations originate some local programs.[2] WKAQ–TV is rebroadcast by translators at Mayaguez and 5 other places west of San Juan, and at Fajardo; the other three originating stations also have translators. Thus, there are four "systems" involved in distributing most Puerto Rican commercial programming, which are often referred to as "networks" e.g., "Rikavision" (WRIK–WORA) and "Telecadena Perez-Perry" (WKBM–WSUR). The originating station pays the rebroadcasting station (except as between commonly owned WKBM–TV and WSUR–TV); the WRIK–WORA agreement calls for at least $60,000 a month or WORA–TV may cancel (the equivalent of $720,000 a year). Two other points should be noted. First, the terrain in Puerto Rico is quite rugged, with a central mass dividing the island into northern and southern portions except at the ends, and other high areas. This means that useful TV service from any given station is limited, usually not extending beyond the Grade A contour and sometimes not being satisfactory within that contour. This necessitates the rebroadcast arrangements mentioned, not only for the San Juan stations whose Grade A contours do not encompass some 25% of the island at its Western end, but also for the two Ponce stations whose Grade A contour includes the entire island. Second, for linguistic and possibly other reasons, very little U.S. television network programming as such is used in Puerto Rico, although a great deal of the programming is network material with Spanish dialogue dubbed in.

8. *Background*—The two San Juan stations were the first on the air, in 1954, WAPA–TV with a transmitter site in San Juan and WKAQ–TV with a location some 12 miles south. Both moved to their present transmitter locations at Cerro La Santa, some 24 miles south of San Juan and 35 miles east-northeast of Ponce, the location now proposed by WRIK–TV, completing their moves in 1966 and 1972 respectively. The two Ponce stations, WRIK–TV and WSUR–TV, both went into operation in 1958, and served as rebroadcast outlets for the San Juan stations until the latter moved to their present La Santa location. The arrangement between WSUR–TV and WAPA–TV ended in 1966; that between WRIK–TV and WKAQ–TV ended early in 1970. At the same time WORA–TV, Mayaguez, which had gone on the air in 1958, also ceased rebroadcasting WKAQ–TV, and commenced carrying WRIK programming, under an arrangement which was essentially the same as the one now in effect (the monthly payment will increase to $63,000 if WRIK–TV is permitted to move). WOLE–TV, Aguadilla-Mayaguez, went on the air in 1960 and for many years has had a rebroadcast arrangement with WAPA–TV, with which there is an ownership link. The new Aguadilla UHF station, WVEO, went into operation in October 1974, and now has an agreement (calling for payment but not a minimum figure) under which it rebroadcasts WKBM–WSUR programs.

9. WRIK–TV had its transmitter location within Ponce until 1968, when (pursuant to application filed and granted in 1967), it moved to its present location at Cerro Maravilla, some 11 miles north-northeast of Ponce and about 36 miles from San Juan (the site of WSUR–TV is quite close to this location). In November 1968 it took over San Juan studios formerly used by WKAQ–TV. In July 1969 (affirmed on reconsideration in September 1969) the Commission denied WRIK's request for waiver of § 73.652(a) of the Rules to identify WRIK–TV as a Ponce-San Juan station; the chief ground of denial was possible impact on UHF development in San Juan, and the large distance between the two cities was also noted. The decision also imposed conditions on use of the San Juan studios: more than 50% of the programming other than network and entertainment



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must originate at Ponce, and if the San Juan studios have color capability the Ponce "main studio" must be similarly equipped. See Ponce Television Corporation, 17 FCC 2d 411 and 18 FCC 2d 543 (1969). Also in July 1969, a transfer agreement was entered into by which United Artists Broadcasting was to acquire 80% of PTC stock from Alfredo de Arellano III for $6.1 million. The transfer was approved by the Commission in March 1970, and the United Artists assumed control in April.[3] The application to move to the La Santa site was filed in March 1971.

10. *UHF development*—WVEO, the new Aguadilla station, is the only UHF station now operating in Puerto Rico (25 channels are assigned, including 6 reserved for educational use). Four UHF stations have previously broadcast there: WTSJ at San Juan from mid-1964 until November 30, 1972; two stations commonly owned with WTSJ, at Mayaguez and Ponce, from 1970 until the same date; and WITA–TV, San Juan, for about 18 months in 1966–67. WTSJ presented English-language programming, the same type of operation proposed by the new UHF applicant for Ch. 18 at San Juan. (The Mayaguez UHF station rebroadcast WKAQ–TV). WTSJ and the two commonly owned stations ceased operating, and their authorizations were surrendered, after the Commission designated their applications (for renewal or license to cover permit) for hearing on the basis of matters going to character qualifications. Three other permits were issued but surrendered without construction.[4] See Telesanjuan, Inc. 34 FCC 2d 754 (April 1972); see also Telemundo, Inc., 39 FCC 2d 522, 829 (1972).

II. OUTLINE OF ARGUMENTS CONCERNING THE MERITS OF WRIK'S REQUEST

A. *Arguments of the Proponents.* 11. WRIK's argument in support of its proposal runs essentially as follows:

(1) Puerto Rico is a single market for television purposes, with stations in the four distribution systems mentioned (par. 7) competing with each other for programming and advertising presented on an island-wide basis (as the rules adopted in Docket 18179 have recognized).

(2) San Juan is the vitally important core of this market in terms of population, economic activity, cultural and governmental life, entertainment and programming, TV revenues, etc., and equal access to it is vital for the success of any of the four systems and its originating or "flagship" station—comparable in U.S. terms to equal access to New York, Los Angeles and Chicago. This is because of the demand of advertisers and program suppliers for complete island-wide coverage including the key San Juan area. The four systems, corresponding to the U.S. networks, are vitally important in Puerto Rican television, both because they originate the bulk of the island's programming and as a means of furnishing San Juan-generated revenues to stations elsewhere, which have never been able to operate successfully without such a tie to San Juan programs and revenues (per capita income outside of the San Juan area is extremely small).

(3) The Commission has adopted for the U.S. a definite policy favoring competitive equality for networks and their flagship stations, which applies equally here since there are no strong countervailing considerations. WRIK cites the VHF Drop-in decision of 1963 (41 FCC 1119, 1127), particularly the statements of Chairman Minow and Commissioner Cox; the ABC–ITT Merger Case, 9 FCC 2d 546, 571 (1967); and the ABC–KOB controversy (American Broadcasting-Paramount Theatres, Inc. v. FCC, 280 F. 2d 631 (1960) and 345 F. 2d 954 (1965), and Clear Channel Broadcasting, 17 FCC 2d 257 (1969)).

(4) WRIK–TV is at a serious technical disadvantage in the San Juan area, compared to its competitors, with an inferior signal because of greater distance, "high-band" VHF whereas Channels 2 and 4 are low-band, and receiving antenna orientation toward them and away from WRIK–TV resulting in roughly 6 dB difference, for an overall disadvantage of about 15 dB in effective signal level,[5] the equivalent of two, or at least one, grade in TASO's standards of signal acceptability. A survey shows that only 54% of TV homes in the area find WRIK–TV's signal good or acceptable, compared to 85–93% for the other three stations; there are extensive shadow areas; and WRIK–TV gets correspondingly low ratings (of 63 half-hours in the audience survey week, it was last in 61 and 3rd in two).

(5) The low San Juan ratings reflect poor coverage rather than programming, since WRIK–TV does very well elsewhere (the "South-West region", an area apparently delineated for the purpose of this analysis, which includes Ponce, Mayaguez and Aguadilla, where WRIK–TV ranked first or second in 62 of 63 half-hours and WAPA and WKBM did about as well as in greater San Juan). The poor San Juan ratings mean less audience in the island as a whole.

(6) As a result of this San Juan coverage inferiority, WRIK and its Rikavision system are unable to compete effectively, despite very large programming expenditures ($8,325,000 since early 1970, or over $2 million a year, exclusive of a $720,000 annual payment to WORA–TV for rebroadcasting the programs). It cannot compete effectively for advertisers interested in island-wide coverage or for programming (suppliers similarly seek maximum exposure), and has incurred huge losses, aggregating $11,656,000 since early 1970, necessitating cash advances of $12,416,000 from its corporate parent. These obviously cannot continue.

(7) If the signal inferiority continues, the result, at best, will be the demise of the Rikavision network with its relatively expensive program efforts, to the detriment of the public through loss of program diversity and of the more expensive programming which only a station with a network base can provide, as well as the potential which a network has as a strong alternate source of news and public affairs and otherwise. It is not claimed that WRIK–TV would necessarily go dark, but its existence would be jeopardized, since no station has ever operated successfully as an independent without San Juan access, and the San Juan stations do not now need Ponce affiliates. In any event, at the minimal level which alone could be afforded as a local operation, its service would be poorer, with less elaborate programming efforts and use of material rejected by its competitors.

(8) The existence of WORA–TV, Mayaguez, would be similarly jeopardized, with the same potential for loss to the public. WORA supports this argument in a brief pleading giving no details, stating that San Juan programming and revenues are indispensable to a Mayaguez station, and that without parity of access there would be critical impairment or destruction of WORA–TV's viability.

(9) There are no other satisfactory approaches to the problem. A UHF translator, or operating a regular UHF station, would simply not do the job, as well as meaning additional expense, particularly for the latter. A new receiver-orientation program, similar to that conducted in earlier years, would be a costly and never-ending process, useless as to the numerous indoor antennas.

(10) None of the problems asserted with respect to the WRIK proposal, mentioned in the 1972 hearing order and above, are of significance as reason to deny it in light of the public-interest concerns mentioned; rather, they are simply matters urged by the opponent

[3] There is no direct ownership connection between WORA–TV and WRIK–TV, but the controlling stockholder of the former, Alfredo de Arellano II, is the father of the 20% stockholder of PTC. WAPA and WKBM claim that this casts doubt on whether the $720,000 rebroadcast payment is really an arm's-length transaction, and assert that the figure is improvidently high, for example nearly 3 times what WSUR–TV received when it was a satellite of WAPA–TV.

[4] Two of these permits were for stations commonly owned with WITA–TV. After the latter ceased operating, an assignment application covering the three permits, specifying a total price of $200,000, was granted but rescinded because of questions concerning the assignee's financial qualifications.

[5] The analysis is based on measurements, at 200 regularly spaced locations in greater San Juan, of the four commercial stations, and plotting of these measurements. In terms of level exceeded at a given percentage of locations, at the 50th percentile, WRIK–TV's signal is less than that of the Channel 2, 4 and 11 stations by 3.5, 3.1 and 14.2 dBu respectively, with corresponding differences at the 70th and 90th percentile. At the median (50%) location, WRIK–TV's signal strength is 79.0 dBu; at the 90% location it is 67 dBu; and it provides a 77 dBu or better signal to 60.8% of the locations covered. WAPA's engineering exhibit accepts the accuracy, though not the claimed significance, of these measurements.





for delay. These matters are discussed more fully below.

(11) Since the Commission in earlier years permitted the two San Juan stations to move south so as to serve Ponce, equity requires that WRIK–TV now be permitted to move so as to serve San Juan.

12. *Comments of WSTE*—We do not deal at this time with the case involving WSTE–TV, Fajardo (par. 3, above), but it is appropriate to note those of its arguments which have general significance. WSTE urges that in assigning stations and applying "307(b)" principles, the Commission must look at economic realities and not rigidly adhere to technical rules if 307(b) indicates otherwise. WSTE also supports the "one market" argument mentioned above, and urges a policy statement to the effect that all Puerto Rican stations must have access to San Juan with a principal-city signal in order to be viable, and this consideration will be given substantial weight in connection with waiver requests.

B. *Arguments of the Opponents.* 13. The three San Juan-area licensees, WAPA, WKAQ and WKBM, vigorously oppose WRIK's move proposal, claiming that it represents an effort to further WRIK's private interests by bailing it out from the consequences of an improvidently costly purchase, a poor and extravagant operation, at the expense of the public interest in numerous respects. It is also urged that a hearing on any move application is obviously required just as much now as it appeared to be in 1972, both to give these parties their § 309 hearing rights as interested parties and to permit the exploration which the public interest requires of various aspects of this matter, including what are the real causes of WRIK–TV's low ratings and losses, the facts as to potential UHF impact, testing the audience reception surveys advanced by WRIK, etc. Among the various more specific points urged are the following:

(a) WRIK–TV is, assertedly, not at a significant signal disadvantage in and around San Juan, since it provides a generally strong signal there and has line of sight over much of the city and surrounding area (over 85% of the population and 71% of the area of the city, and 65% of the population and 29% of the area of the larger San Juan Rating Area.).[6] Rather, its audience deficiences are due to generally unattractive programming; it is claimed that the station should have continued its earlier receiver-orientation program, which would be cheaper than a move and more in the public interest, and the lack of orientation shows viewer disinterest in the station's programs. See par., below, for a discussion of some of the rating survey material.

(b) WRIK's losses do not stem from signal deficiency in the San Juan area, but from a combination of other factors including poor programming, the inordinately high price paid for the station by United Artists apparently on the erroneous assumption that it could be a San Juan station; the high price paid WORA–TV for tis rebroadcasting (said to be higher than any other past or present arrangement and at least twice what the added coverage is worth), and other very high expense levels, for example program expenses in 1970–72, six to 10 times those of WKBM–WSUR, and total expenses four to five times as high and higher than many stations in markets larger than San Juan. WKBM states that it is modestly profitable (from an operating standpoint) on revenues consistently less than those of WRIK–TV. Another argument urged as to WRIK's lack of success is its allegedly meager efforts to serve and to sell time in Ponce (small sales effort and no separate rate card, only 6 employees located in Ponce out of nearly 100 employed by the station; relatively small studios and amounts of equipment, and origination of only 8 hours 10 minutes from Ponce out of 98 hours a week of WRIK–TV programming).

(c) The "survivability" of WRIK–TV, or of WORA–TV, Mayaguez, cannot be regarded as at issue or in jeopardy here. As to WRIK–TV, a more modest operation, with more vigorous local efforts, is a clear possibility; independent operation really has never been tried in Puerto Rico, and the number of U.S. independent stations has increased in recent years. Given the resources and high profitability of WRIK's corporate parents, it is simply not realistic to assume the station will go off the air. In reply, WRIK states that survivability is not the issue; the issue is the continuation of a local Ponce station plus a network flagship. As to WORA–TV, the opponents urge that if it does choose to continue rebroadcasting WRIK–TV it could no doubt get another San Juan connection, with enough revenue to permit successful operation even if not the inflated present payments; independent operation should also be possible in this fairly populous city.[7]

(d) WRIK seeks not equality but dominance, combining parity in San Juan coverage with a significant coverage advantage in the Western part of the island through WORA–TV (a great advantage over WKAQ, which has no Western regular-station outlet, and some over the other two systems). WKBM claims that this would be particularly harmful because of WRIK's parents' resources and its access to United Artists films, and particularly dangerous to WKBM as the network presently with the lowest revenues and the only one truly Puerto Rican-owned. WKBM urges also that to the extent that WRIK should obtain parity with WAPA, now dominant, the other two systems would indeed be placed in serious jeopardy. WRIK replies that Western coverage is of minuscule importance compared to San Juan coverage and these arguments are speculative and irrelevant; the public is served by the maximum number of competing networks and disserved to the extent there is no real present competition for the WAPA system. If WRIK were to cut its expenses as its opponents urge, then there would be real competition for WKBM, which now reaches a basically different audience than WRIK.

(e) The four problems which led the Commission to designate the earlier WRIK–TV application for hearing in 1972—UHF impact, shadowing over Ponce, de facto reallocation, and general losses in service—are serious matters, and a hearing concerning them is clearly required just as it was earlier. The more specific points urged in this connection are mentioned below.

(f) There is no established Commission policy of promoting equality among network flagship facilities at the expense of other values, and even if there were, it would not apply here in view of the small degree of similarity between U.S. mainland TV networks and the Puerto Rican systems, particularly since what is urged is encouragement for a fourth network (compared to three in the U.S. mainland) and the concept would not even be limited necessarily to four. It is claimed that there is no need for a fourth network here any more than in the U.S., and WRIK–TV's lack of success so far may simply indicate that there is lack of economic support for more than three. Moreover, Puerto Rico is not "one market" for television but really three, or at least two.

(g) The WRIK move does violence to the importance of localism in broadcast-

[6] WAPA's engineering exhibit claims that a signal as strong as that of WRIK–TV—79.0 dBu at the median location—is within the range of intensity where a difference such as 15 dB is not going to affect reception significantly. It is asserted that this value is well beyond the value designed to overcome urban noise (71 dBu, or Grade A), and indeed more than the principal-city standard. It is claimed that TASO regards values above 60 dBu at a given location as usually adequate for a "good" or better picture, a value exceeded by WRIK–TV at 98% of the locations covered. It is also claimed that the orientation argument is misleading; antenna orientation is often not to get maximum signal but to avoid ghosting, and viewers may well tune toward WRIK–TV and accept less than maximum signals from the stronger signals of the other stations.

[7] The opponents advance data on various matters including past profitability of WRIK–TV in the 1960's, and comparisons with U.S. stations and markets, including markets with smaller radio revenues than Ponce and having one to three TV stations, markets with smaller average audiences and markets with smaller retail sales. We agree with WRIK that these comparisons are of rather little significance because usually they do not present the same "over shadowed" situation as does the Ponce market now. The opponents also mention the fact that the new Aguadillo UHF station proposed a limited but viable independent operation; but since the comments were filed this station has become affiliated with WKBM–WSUR. Neither WRIK nor the opponents discuss at length the fact that Ponce has not one but two stations, both presenting some local programming. WKAQ cites Grand Junction, Colo. (38 FCC 2d 1167) (1973) in this connection, where the Commission added a second VHF channel in rule making.



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ing, which the Commission has emphasized strongly in many past actions as it is obliged to do under section 307(b) of the Act.[8] There is need for stations serving as local outlets for their individual communities of license with respect to programming and advertising, in television just as in radio where 29 Puerto Rican communities have stations, rather than turning the whole island into a dependency of San Juan. WRIK in reply reemphasizes its intention to serve as a Ponce station as well as a network flagship, presenting programming more elaborate than it could afford as a local station.

14. *Comments of Suburban Broadcasting Corporation*—Suburban, the licensee of UHF Station WSNL-TV, Patchogue, New York (ceased operation in June 1974) applied in September 1973 for Channel 18 at San Juan, formerly occupied by WTSJ. Like WTSJ, it proposes an English-language operation. In its comments herein, Suburban notes WTSJ's failure and states that its new station cannot survive additional VHF fractionation of the market; WRIK should have the burden of showing that it would not make Suburban's task impossible. Asserting that WRIK's proposal is clearly a de facto reallocation of the channel, Suburban states that a hearing is required and if there is to be any reallocation (de facto or formal), the channel should be available to all, and Suburban would apply, so that it could have much greater opportunity to serve the English-speaking minority.

III. DISCUSSION AND CONCLUSIONS CONCERNING THE POLICY STATEMENT REQUEST

15. After careful consideration of the material submitted by the parties herein, both that mentioned and other material, we conclude that the WRIK request—a policy statement to the effect that the four problems connected with its move proposal are clearly of less importance than the public interest benefits asserted from the move so that a hearing is not required—must be denied.[9] We reach this conclusion for reasons discussed in the next several paragraphs. These include the absence of any established policy such as that asserted even as to the mainland U.S. networks, the substantial differences between the U.S. networks and the distribution systems involved here, the absence of any real issue as to station survival, our conclusion that the four problems mentioned in the 1972 hearing order are still substantial, WRIK's failure to establish some of the essential factual elements in its case supporting the move, and the possibility that the move might have adverse consequences in terms of the relationship among the four systems. It must be borne in mind that in considering this matter, we must assume that WRIK has two burdens: First, that of persuading us that our 1972 decision, to order a hearing, was wrong; and second, that of establishing whatever facts or absence of facts are essential to the case for the move, to the degree necessary to support a motion for summary judgment in its behalf if this were a lawsuit. WRIK agrees that the arguments of WRIK and its opponents should be weighed as if on demurrer.

16. *The "equal facilities for network flagship stations" concept.* We cannot agree with WRIK that we should approve its proposal at this point on the basis of analogy with an assertedly established "equal facilities for network flagship stations" policy applying to U.S. networks. First, there is not now such a policy with respect to U.S. networks, in any sense meaningful here. In a general sense the Commission favors, and has long favored, equality among the national television networks, for example, in the ABC–ITT Merger decision of 1967 (9 FCC 2d 546). In the early 1960's this objective led to a number of actions to provide for third VHF channels or third competitive transmitter sites even at less than standard mileage separations (e.g., Peninsula Broadcasting Corp. 3 R.R. 2d 243 (1964)). However, in the television allocation area—which is that most pertinent here—this policy as an overriding consideration was largely abandoned in the 1963 VHF drop-in decisions, 41 FCC 1119, and instead the Commission turned to efforts to further UHF, including adherence to the "UHF impact" policy under which new VHF assignments, transmitter moves or power increases are closely scrutinized for their impact on the viability of present or potential UHF stations. The ABC–KOB litigation cited by WRIK, from which the term "network flagship station" stems, is simply not pertinent here.[10]

17. Second, the systems involved here are considerably different from the mainland U.S. networks in certain respects. First, here the originating stations serve the bulk of the area and population, relying on only four affiliated rebroadcasting stations among the four systems to serve about 25% of Puerto Rico, and one system having no regular-station rebroadcasting at all. Each of the mainland networks includes well over 150 affiliates, relied on to serve more than 75% of the U.S. population which is not served by the network's owned stations. Moreover, while we do not know a great deal about the programming of the four systems (and practically nothing from WRIK's filings), it appears that a large part of the entertainment material is filmed or taped programming which has been produced and used elsewhere—either current or former U.S. network programs with Spanish dialogue dubbed in, or Spanish-language material produced in other countries.[11] To the extent this is true, these systems differ from the mainland U.S. networks, which, while they do not themselves produce a great amount of their own entertainment programming, are responsible for the development of material through the ordering each year of new or continuing programs to meet their needs. In Puerto Rico, "network equality" appears to be largely a matter of roughly equal revenues and resources with which to buy syndicated material. Another point of difference, of course, is that the mainland U.S. decisions cited by WRIK have involved three networks, whereas here there are four systems and the concept would not necessarily be limited even to that number.

18. *The "survivability" of WRIK–TV and WORA–TV*—It is clear that we cannot assume for present purposes that WRIK–TV or WORA–TV, Mayaguez, will not survive if the WRIK move is not permitted, nor, even, that their survival is placed in serious jeopardy. It is not claimed that either of these stations will have to go dark, but that their survival is in jeopardy, and, in the case of WRIK, that it cannot continue as a Ponce outlet plus a network flagship station. While we recognize the magnitude of WRIK's losses (par. 11, above), the fact that these cannot be expected to continue indefinitely regardless of the resources of WRIK's corporate parents, and the fact that there are two Ponce stations, we must also take into account other matters, such as the tremendously high level of expenses in relation to those of WKBM–WSUR and the fact that the latter operation is marginally profitable on consistently lower revenues, the anuual $720,000 payment to WORA–TV, and other high levels of expenditures involved in WRIK–TV's operation.[12] It clearly cannot be concluded that there are no choices except WRIK–TV's being permitted to move or go dark. A more limited but still viable operation appears, at this point, at least a possibility. Similarly, it cannot be concluded that the non-survivability of WORA–TV, Mayaguez, in the absence of present WRIK programs is established. That station is the only regular commercial outlet in a city of over 65,000, with the largest coverage area of any of the three western stations. It might not be able to get an affiliation with one of the systems other than WRIK (since there are now two other regular western outlets), but it cannot be assumed that this is necessarily the case. Moreover, there appears no reason why it could not continue to rebroadcast WRIK–TV, or to carry some of the same programs on an independent basis (while the rules adopted recently in Docket 18179 permit island-wide exclusivity, they certainly do not require it). Independent operation does not appear to be out of the question since, apparently, it has not been tried. Certainly, on analysis of WORA–TV's financial showing, and in the absence of any supporting details in its rather brief comments, we cannot conclude that its non-survivability or serious jeopardy is established any more than is that of WRIK–TV.

19. *The problems presented by the move proposal*—The March 1972 designation order concerning WRIK's move application (33 FCC 2d 940) mentioned, and specified hearing issues concerning, the four problems presented by the move proposal: (1) "UHF impact"; (2) signal deficiency and shadowing over the city of license, Ponce; (3) loss of television service generally; and (4) whether the move would amount to a de facto reallocation of the channel from Ponce to San Juan. After carefully considering the material submitted herein, we are still of the view that at least as to three of these—those other than "loss of service"—the problems remain substantial, and appear to require hearing exploration if anything like the regular approach to cases of this kind is to be followed. It is not necessary to discuss at length the "loss of service" question. The facts appear to be, prima facie, reasonably well established, and, while there would be a net loss in predicted Grade A coverage from WRIK–TV, all of the "loss" population receives at least two other predicted Grade A signals.[13] While this is an adverse aspect of a move application which must be considered (Hall v. FCC, 237 F. 2d 567 (C.A.D.C. 1956)), it may be outweighed if the grant would further other public interest objectives. This is likely not the most formidable obstacle which WRIK's proposal faces; if it develops that there are public-interest reasons for the move strong enough to overcome the other three problems, it appears likely that they would overcome this one as well. No further discussion is necessary.

20. *UHF Impact*—The "UHF impact" policy, under which proposals for new VHF assignment or improvements in VHF facilities, are closely scrutinized and usually denied if it appears that they are likely to have substantial impact on existing or potential UHF stations, has been settled for over a decade, in Triangle Publications, Inc., 37 F.C.C. 307 (1961), and numerous later cases, including one (KTVO, Inc.), designated for hearing in June 1974. Scrutiny does not, of course, mean automatic denial even where there might be some small degree of impact, e.g. Mont Vernon, Illinois, 17 R.R. 2d 1620, 34 FR 18036 (1969), and Selma Television, Inc., 29 FCC 2d 522 (1971). In another case cited by WRIK, the VHF application was granted without the scrutiny of a hearing, Atlantic Telecasting Corp., 3 FCC 2d 442 (1966). However, in those cases the service benefits were obvious, whereas here there would be a net loss of predicted Grade A coverage and possible deficiencies in service to the city of license; and those proposals were more consistent with the rules.[14]

21. WRIK urges three main arguments as to why this policy should not apply so as to require hearing scrutiny in this case. Two of these do not require extended discussion. We simply cannot accept WRIK's argument that the record of UHF in Puerto Rico is so bleak as to negate any realistic possibility of UHF development in the near future. In this connection it must be noted that the previous English-language San Juan UHF station, WTSJ, operated for more than 8 years and ceased only after designation for hearing on other issues, and there were other UHF operations as mentioned in par. 10, above. The pending UHF application, while it currently has some uncertainties, at least indicates a present interest. We find that the general climate and prospects for UHF dictate scrutiny here just as much as they would in most parts of the U.S. WRIK's second argument is that the move is immaterial in this connection because it would simply mean the improvement of a VHF signal already in the area, permitting WRIK–TV to provide a principal-city signal to San Juan in fact as it already does in theory. We cannot find this reason not to require close scrutiny, any more than we did in the 1972 WRIK–TV designation order or in WLCY–TV, Inc., 16 FCC 2d 506 (1969) and numerous other cases. If the improvement should be as great as WRIK intends it to be, clearly it would increase the amount of VHF competition to a new UHF station.

22. WRIK's third argument is that the improved signal from its Spanish-language station would not have a significant impact on Suburban's proposed all-English operation, emphasizing in this connection the Review Board's decision early in 1972 concerning the WSTE–TV move-in application (WSTE–TV, Inc., 33 FCC 2d 438, later affirmed by the Commission, 40 FCC 2d 773). There, where the proposed operation under consideration contemplated 30% English broadcasting, the Board held that significant potential impact on WTSJ was not established, though the application was denied for other reasons. WRIK calls attention to Suburban's proposed emphasis on material, such as mainland U.S. news in English, primarily of interest to a limited audience.

23. We cannot find in these circumstances reason why the general policy would not apply, just as we concluded in the 1972 hearing order decision (33 FCC 2d 942). We have to consider in this connection the impact which WRIK's proposal might have on a UHF's access to the rather large minority of the population which is bilingual, as well as the fact that Suburban, or whatever other party ultimately puts a UHF station into operation in San Juan, might later choose to present partly or wholly

[8] It is urged that the Commission adhere to rule-making decisions such as Baytown, Texas, 11 FCC 2d 941 (1968), and two in which we refused to delete channels from Ponce or from the Virgin Islands (13 R.R. 1553 (1956) and 18 R.R. 1528 (1959)).

[9] In view of our conclusions concerning the substance of the request, it is not necessary to discuss here the various arguments advanced as to whether or not a general policy statement in this particular situation is an appropriate mode of procedure, or what the legal significance of such a statement may be.

[10] Unlike the present case, the ABC–KOB situation involved a series of affirmative Commission actions in different proceedings which resulted in disparate treatment of ABC's New York City "flagship" AM clear channel station, as compared to the CBS and NBC clear channel stations in the same city. Moreover, the original action adversely affecting WABC (taken in 1941) was taken as a temporary measure and without hearing, and inconsistently with the rules then prevailing as to the use of clear channels. Here, it is WRIK who seeks a result inconsistent with the rules in at least one respect (shadowing over the city of license) and seeks to attain its objectives without going through a hearing.

[11] According to the programming exhibit submitted by WAPA, of some 84½ hours per week before midnight during which WRIK–TV is rebroadcast, about 48 hours are devoted to filmed or taped entertainment material.

[12] During the years 1970–1973, WRIK–TV's annual losses ranged from about $2,270,000 to $3,315,000, and its annual total expenses from about $4,975,000 to $5,960,000. With respect to both total expenses and programming expenses, WRIK–TV's figures were on roughly the same order of magnitude as WAPA–TV and WKAQ–TV, usually neither the highest nor the lowest of the three, and several times those of WKBM–WSUR. In one expense category, general and administrative expenses, WRIK–TV in these years has been higher than the other stations in the market, in 1973 more than $500,000 higher, and also in 1973 higher than at least 90% of U.S. TV stations (over $2 million).

[13] There would be no loss in population receiving a Grade B signal. The loss in population receiving a Grade A signal would be slightly more than 300,000; some 268,000 of these are also within the Grade A coverage area of WORA–TV. Thus, as far as "Rikavision" service is concerned, the net loss is only about 33,000, although it would be over 300,000 with respect to WRIK–TV's local programming. WRIK also claims credit for improved service to more than 100,000 persons in the San Juan area, a claim we do not here pass upon.

[14] Atlantic involved an application for transmitter move by VHF Station WECT, Wilmington, N.C., originally granted without hearing or opinion although the Commission has been informed that an application for a new UHF station at Fayetteville, N.C., would shortly be tendered. The application was then tendered and the new applicant sought reconsideration of the grant on the basis of UHF impact, which was denied in the decision cited. That case is different from the present situation for several reasons, including the two mentioned in the text, the fact that there the UHF applicant had the burden of showing that a Commission action taken before tender of the application was wrong (whereas here WRIK clearly has the burden), and the fact that the key factual issue in the case was the effect of the VHF move on the availability of network programs to the new UHF station, as to which the applicant would be expected to have the information but did not present any.

Spanish material,[15] and that WRIK–TV appears to present a small amount of English-language material (an hour a week or slightly more). We do not consider the 1972 WSTE–TV decision, representing simply a failure to establish a matter which was not necessary to the decision finally reached, applicable here so as to lessen the need for scrutiny, where different parties and a somewhat different situation are involved (new UHF and established VHF, instead of vice versa).

24. Although not mentioned as such by WRIK, another point might be noted—that in past "UHF impact" cases involving transmitter changes (rather than VHF channel assignments) there has generally been a specific UHF station to be considered in this respect, as there was here in 1972, but is no longer. The difference is not significant. As we have pointed out in numerous cases, e.g., WLCY–TV, Inc., 28 FCC 2d 353 (1971), where reconsideration was sought on the basis of this specific point, the UHF impact policy concerns UHF development generally as well as in particular respects. Here, we must consider the possibility that the WRIK move would tend to limit Puerto Rico to no more than 9 commercial TV stations, the 8 VHF assignments (assuming Ch. 13 will be activated) plus the Aguadilla UHF. This is a serious question, and, if the general policy is to apply, certainly dictates close scrutiny under the circumstances here, where there is a record of past operation and indication of present interest in the form of an application. It is also noted that the policy has been held to require a hearing (and ultimate denial of the application) even where the survival of the applying station was at issue, or claimed to be, which is not really the case here (par. 18, above). See Central Coast Television, 14 FCC 2d 985, 994 (1968); WATR–TV, Inc., 28 FCC 2d 501 (1971).

25. *Shadowing and signal deficiency over Ponce*—WAPA claims that if WRIK–TV operates from the proposed La Santa site, some 46% of the population of Ponce would be within areas of optical shadow, and therefore some 43% of the population would receive a signal of less than 77 dBu. WRIK in reply claims that the number of substandard locations would be about 36% less than that claimed by WAPA, which (assuming roughly uniform population distribution) would still leave some 28% of the city's population receiving less than the signal required by the rules for service to the city of license. This is much greater than anything which has been approved in the past, and considerably more than the deficiencies held reason for denial in Central Coast Television, 14 FCC 2d 985 (1968), or to require a hearing (Louisiana Television Corp. v. FCC, 347 F. 2d 808 (C.A.D.C. 1965)). However, WRIK's chief reliance is on two other arguments: First, that it will remedy any signal deficiencies with a translator; and second, that WRIK–TV, operating from the same location as WAPA–TV and WKAQ–TV, would put a signal comparable to theirs over Ponce. That their signals are satisfactory is said to be shown by audience ratings, a Ponce reception survey made for WRIK, some 52 letters from prominent Ponce persons supporting the move provided the resulting signal is at least comparable to the others, and the fact that these stations do not use translators to serve Ponce though they do in other places.

26. These concepts, embodied in § 73.685 of the rules, are important, both to guarantee that viewers generally receive a good technical grade of service from their community's stations, and to insure that TV channels are used reasonably in conformity with the assignment pattern set forth in § 73.606, listing channels in communities throughout the nation. We cannot find in either of WRIK's arguments, above, reason why exploration of this issue is not required. Reliance on translators to remedy signal deficiencies to the city of license is not permitted (Central Coast Broadcasters, Inc., 18 FCC 2d 794 (1969)), since this would reverse the usual order of priorities under which a station's first obligation is to provide good service to its city of license, improving coverage elsewhere by whatever means appear appropriate. As to the argument based on the existing signals in Ponce, there are far too many uncertainties to make this acceptable as a matter of decisional significance at this point. Perhaps the most important is the fact that all three stations now at La Santa, two commercial and one educational, are "low-band" VHF, whereas WRIK–TV on Ch. 7 is high-band, and there might well be significant propagation differences, as WRIK–TV's engineer asserts there are in San Juan coverage. This sharply limits the probative value of any such comparison. WRIK's reception survey shows the Ch. 6 educational station less well received, and it attributes this to lack of viewer interest and therefore unfamiliarity with the tuning steps necessary; but this raises a question as to whether such adjustments should be required, on a large scale, in the city of license. The audience rating data advanced is ambiguous, as discussed in note 18, below, since it is advanced both to show comparative program attractiveness and comparative signal acceptability. In sum, WRIK's proposal in these respects still presents serious questions.

27. *"De facto reallocation"*—The March 1972 hearing order included an issue as to de facto reallocation, on the basis that the proposed site would be closer to San Juan than to Ponce and the signal stronger in the former city. WRIK, asserting its intention to continue serving as a Ponce station, cites several decisions, including Versluis Radio and Television, Inc., 19 FCC 1 (1954), to the effect that there is no automatic test; one must look at all of the circumstances, including the purpose of the move, here not to abandon one city for a larger one but simply to achieve competitive equality. The opponents emphasize the various ways in which WRIK–TV has less of a nexus with Ponce than with San Juan (program origination, smaller staff and studios, etc.), and WAPA, in particular, claims that WRIK since early 1970 has never really intended to serve as a Ponce station. WAPA emphasizes the violation of the main-studio rule and the 1969 order (par. 9, above), which was one of the 1972 hearing issues and for which WRIK paid a $10,000 forfeiture. It is claimed that this non-service to Ponce would simply be accentuated if the move were permitted.

28. There are some facts in WRIK's favor, such as its origination of a not insubstantial amount of Ponce programming, including news and regular public affairs. The letters submitted by WAPA opposing the move, as well as those tendered by WRIK supporting it, appear to indicate regard for WRIK–TV as a local outlet. Nonetheless, taking all of the aspects of the matter into account, it appears clear that a substantial question does exist, as to whether the proposed use of the channel would not in fact be as a San Juan rather than as a Ponce station.[16] In this connection, it appears appropriate to give some weight to WRIK's past record, including the forfeiture mentioned above.

29. *The elements of WRIK's case*—Besides the problems noted above, there are some substantial factual uncertainties in the various points advanced by WRIK as part of its case, bearing in mind that, as mentioned, the situation must be viewed as on motion for summary judgment. WRIK claims that its signal is quite deficient in and around San Juan as compared to those of the three other commercial stations, and that for that reason (and despite the fact that its programming is at least as attractive as theirs) it gets much lower audience in that part of Puerto Rico and is at a very substantial disadvantage in selling to advertisers seeking maximum island-wide coverage and good San Juan coverage in particular. For present purposes, it may be assumed that its signal is generally inferior to the others in this area; if this were not the case it is doubtful that the other three stations would be fighting this battle so hard, as WRIK points out. We assume that this deficiency extends to the point that even if WRIK's programming is or should be of the same overall attractiveness as that of its opponents, it would get less audience in and around San Juan. For example, WAPA's island-wide rating survey material shows WRIK–TV with less audience in the San Juan metropolitan area than in any other part of the island except the East (a small area in which WRIK–TV would not expect to have significant audience) 8.1% share of audience in San Juan compared to 13.9% in the North, an area where WAPA claims none of the systems has a coverage advantage (WORA–TV, rebroadcasting WRIK–TV, had an additional 0.7% in the North). At the other end of the chain of elements in the case, it is readily apparent that WRIK–TV gets less than a proportionate share of revenues and therefore, with an expense level roughly comparable to those of two of the other stations and much more than the third, it incurs large losses whereas the market as a whole is profitable.[17] While survivability is not in issue, obviously if the present revenue situation continues there will have to be change in WRIK–TV's mode of operation, likely reduced program expenses.

30. Otherwise, there are substantial uncertainties, for example as to the exact extent of audience deficiency and what causes it, particularly with respect to island-wide audience. The rating material submitted by both sides shows the WRIK system in fourth position island-wide (its material shows average weekly evening audience share of 17.7%, compared to 21.3% for WKBM–WSUR and 30.6 and 28.6 for the other two), but it does have some higher positions (3 firsts and 4 seconds in 63 half-hours) and WAPA claims that this reflects its occasional use of attractive programs such as Kung Fu and Streets of San Francisco. WRIK emphasizes its very good showing in the "South-West" Region, where it is the highest of all systems, as a true measure of its popularity; but the opponents reply that this simply reflects coverage advantages in both South and West (in the South (Ponce) over the two San Juan stations, and in the West over all the others and particularly, at that time, WKAQ and WKBM–WSUR). WRIK does not deal, in reply comments, with WAPA's assertion that the North section of the island is one with no coverage advantage and there WRIK–TV comes off only a little better than in San Juan and still much less than WAPA and WKAQ (approximately the same as WKBM–WSUR). WRIK's Ponce data advanced in reply comments is too speculative to warrant serious consideration here.[18]

31. Audience preferences, as among stations with different locations or facilities, obviously may represent either signal differences, or programming differences, or both. Therefore there is no way of drawing any meaningful conclusion as to how much WRIK's island-wide audience deficiency results from one rather than the other, particularly given the coverage advantages which it does have in the island generally outside of the San Juan area. It appears possible to conclude that if WRIK–TV were permitted to move as proposed, it would increase its audience in and around San Juan to some extent, and therefore to some extent its island-wide audience; but it cannot be concluded how substantial the latter increase would be or—equally important—that the island-wide share would be much different from what it is now if all systems used the present programming but had equal coverage throughout the island.

32. *WRIK "dominance" and similar considerations*—Another troublesome aspect of this case is the arguments of the opponents that WRIK seeks not equality but dominance—combining equality with respect to San Juan and a coverage advantage elsewhere over all of the other networks, or that WRIK and WAPA would be dominant, and the other two networks in a seriously inferior position. It is not necessary to dwell at length on this subject now; probably in any adjudication, these are matters as to which the opponents would have the burden of proof. It is enough to say that, bearing in mind the extraordinary nature of the relief sought by WRIK here, there is clearly something to be said for the idea that we should look at the whole picture, and—since there is no way of equalizing coverage conditions on the island completely—at least give the opponents a chance to make their case in this respect if they can.

33. *Conclusions as to the WRIK request*—It is clear from the foregoing discussion that the WRIK request—for a statement to the effect that a WRIK–TV application to move transmitter to the La Santa location would be approved without hearing despite the various problems mentioned—must be denied. As indicated in connection with the various problems presented by the application proposal (pars. 19–28 above), approval without hearing would involve a sharp departure from, and reversal of, past Commission policies and decisions in a number of respects, including several which are of high importance. There is neither an established policy applicable, nor the imminence of station demise, to serve as reason for shortcut approval without the scrutiny required by established policies (pars. 16–18 above). Rather, the public benefit question presented—forgetting for a moment the factual infirmities in WRIK's case—is whether the public interest would be served by elevating WRIK–TV to a point where it can afford to spend amounts on programming and other expenditures roughly equal to two of its competitors but considerably more than a third. It clearly cannot be concluded that this rather nebulous concept warrants our closing our eyes to the importance of the other public interest problems which the application presents, so as to approve it without exploration and scrutiny. Moreover, there are the uncertainties mentioned above concerning some of the aspects of WRIK's case in support of its move, how much it really is at a disadvantage as a result of this particular inequality compared to what it would be if all of the four systems were equal. Related to the point just mentioned, in connection with a request for this kind of extraordinary relief, we believe that further opportunity must be given for opposing parties to raise affirmative considerations against the proposal if they are able to do so, e.g., the matters discussed in the last paragraph. Lastly, it is extremely doubtful that approval on this basis, without hearing, would gain Court affirmance as appropriate, in view of many past decisions emphasizing the need for close scrutiny where deviation from such policies is involved (e.g., Hall v. FCC and Louisiana Television Corp. v. FCC, supra).

34. In arriving at this conclusion, we emphasize that it is a decision reached only with respect to "advance approval", without hearing exploration of the matters mentioned. It is possible that there is a definite and important public benefit involved in equalizing conditions among stations which compete with each other, particularly where the stations involved originate all of their material (either by production or by individual purchase of syndicated material) and provide it, and revenues obtained through presenting it, to stations located elsewhere. While there are obvious differences between these systems and the mainland U.S. networks, there are also some similarities. Moreover, in par. 26 of the Notice beginning this proceeding, we raised the question as to whether considerations of competitive equality might indicate that the traditional policies concerning principal-city coverage, studio location and program origination, etc., should be relaxed in the case of stations licensed to smaller communities relatively close to large

[15] This possibility was noted in our recent decision (April 1975) adopting rules permitting dual-language TV/FM broadcasting in Puerto Rico (52 FCC 2d 451, Docket No. 19825). While it could be said that that decision looks the other way from this one on the question of UHF protection (since there we rejected Suburban's arguments), there are differences too obvious to need elaboration, for one thing the difference between a final decision in a proceeding adopting long-term rules, and consideration here simply of the need for hearing exploration of the UHF impact issue.

[16] The Versluis and other cases emphasized that despite the relative distances and signal strengths with the respective cities, the operation would continue to comply with the rules with respect to coverage of the city of license. This does not appear to be true here.

[17] Viewing the four San Juan and Caguas-San Juan stations and WRIK–TV as a group, WRIK's share of the group's revenues declined from 18.2% in 1971 ($2.4 million out of $13.2 million) to 15.2% in 1973 ($2.6 million out of $17.1 million). A very general idea of the stations' comparative revenues may be obtained from the prime time hourly rates as reported in Television Digest (1974–75 edition, pp. 907–b and 908–b): WAPA–TV, $1,800; WKAQ–TV, $1,700; WKBM–TV, $1,350; WRIK–TV, $1,300 (however, as it points out in its comments, WKBM's revenues are less than those of WRIK).

[18] This material shows, for the city of Ponce, average Monday–Sunday evening audience figures for WRIK–TV, WSUR–TV, WAPA–TV, and WKAQ–TV as follows: 17.4, 14.6, 14.6 and 9.9. Monday–Friday the figures are 19.0, 16.6, 13.3 and 10.2. This material is said to show both high WRIK–TV program popularity and good coverage of Ponce by WAPA–TV and WKAQ–TV. To the extent it supports one proposition it obviously does not support the other, although it may have some significance as between the two Ponce stations.







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cities." In any ultimate decision as to a WRIK–TV move-in application, these are matters which may well be appropriate for consideration. But they cannot, at this point, afford the basis for ignoring long-established and important policies and decisions.

35. *The "Puerto Rico is one market" argument*—We have not discussed an argument dealt with at some length by the opposing parties, whether or not Puerto Rico should be regarded as "one market" for television broadcast purposes. The point is not of present decisional significance. The Commission in a number of past cases has rejected the idea that a station is entitled—at the expense of other public-interest considerations such as "UHF impact"—to bring a good and competitively comparable signal to all of the cities which make up a given "market" as that concept is recognized in the industry. See WLVA, Inc., 14 FCC 2d 660 (1968) and 25 FCC 2d 453 (1972) concerning Lynchburg-Roanoke, Va.; WLCY–TV, Inc., 16 FCC 2d 506 (1969) concerning Tampa-St. Petersburg, Fla., and West Michigan Telecasters, Inc., 22 FCC 2d 943 and 26 FCC 2d 668 (1970), as to Grand Rapids-Kalamazoo-Battle Creek, Michigan. This concept is clearly not one which could now be applied as warrant for shortcut approval of WRIK's proposal. For whatever significance it may have, our view is that Puerto Rico is not one market, any more than the entire mainland U.S. is one market just because networks programs and advertising are presented throughout the area. Rather, it is at least two markets—San Juan and other areas to the East, and the West. Whether Ponce should be included in the same market as San Juan we do not here decide, in view of the distance between the cities but coverage of Ponce by two San Juan stations, and the varying industry practice with respect to mainland U.S. situations.

36. *"Equal treatment" of San Juan and Ponce stations*—One WRIK argument is that since we permitted WAPA–TV and WKAQ–TV to move away from San Juan so as to serve Poce, we should now permit the reverse. Whatever significance this argument may ultimately have, as part of the general "equality of originating stations" concept, it is without present relevance, since the situations are not comparable. The earlier move applications were consistent with our rules and policies; the present one is not.

IV. PROPOSED CHANNEL ASSIGNMENT CHANGES

37. We are not adopting herein any changes in TV channel assignments, either the Notice proposal to "hyphenate" Channel 7 as a "Ponce-San Juan channel, or others suggested in comments. WRIK and nearly all of the other commenting parties opposed the hyphenation of Channel 7, WRIK urging that it should be done only as a last resort (if the Commission cannot conclude that WRIK–TV could serve as a Ponce station from its proposed site). It is urged that the change would tend to disserve the important cause of localism in broadcasting by increasing the likelihood of use at San Juan, and would be inconsistent with the Commission's usual standards for hyphenating channels. Suburban, the UHF San Juan applicant, tends to favor making the channel available for application by it, claiming that service to the English-speaking minority is a form of localism cognizable under § 307(b) of the Act, and certainly to be preferred over the kind of use proposed by WRIK as a station licensed to Ponce in name only. WRIK in reply urges that service to such a small group would be an efficient use of a valuable VHF channel.

38. We agree that this assignment should not be made, both because it is inconsistent with the usual practice as to hyphenation and because it is not warranted in light of "307(b)" considerations and traditional assignment priorities, with the other Ponce channel being used by a station which operates 97% of the time as a satellite (WSUR–TV) and San Juan being well served by two commercial VHF stations licensed there plus another at nearby Caguas. As to Suburban's suggestion, it is well settled that in applying § 307(b) concepts, either in adjudication or rule-making, the first look is at the needs of the respective communities, and only then at the manner in which the proposed station or assignment would meet those needs. FCC v. Allentown Broadcasting Corp., 349 U.S. 358 (1955); West Allis and Hartford, Wis. (Docket 19161), 32 FCC 2d 839, 841–842 (1972). One reason for this policy is the uncertainty involved in determining whether a channel will in fact be used in a particular manner, for example, current uncertainties as to the Suburban UHF application in light of the fact that its New York station has recently gone dark. It is also certainly premature to assume at this time that the WRIK–TV operation proposed would in fact constitute de facto reallocation of the channel, just as it would be premature to assume the reverse.

39. WRIK's opponents suggest that one way to achieve true equality would be to move Channel 7 from Ponce to Mayaguez; WKBM also advances as a possibility, if the Commission really believes that four "networks" are needed, an arrangement resulting in four VHF stations at the La Santa site and four in the West (using all 8 VHF commercial assignments). However, these suggestions were advanced before the commencement of operation by the new Aguadilla UHF station, late in 1974. With that development, the need for an additional station in the West to create system equality becomes less, and of course "UHF impact" becomes a tremendous consideration against any additional VHF assignments in the same area. We do not adopt these suggestions.

ORDER

40. In view of the foregoing, *it is ordered*, That:

(1) The Petition for Declaration of Policies with respect to Television Service in Puerto Rico filed by Ponce Television Corporation on September 19, 1973, and the request for a statement of policy concerning a transmitter move by Station WRIK–TV, Ponce, P.R. contained therein, are denied; and

(2) This proceeding, Docket 19974, is terminated.

Adopted: August 1, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21508 Filed 8–14–75;8:45 am]

[10] Whatever its validity in a more typical "suburban community" situation, there would be a substantial question as to whether any relaxation should apply to a station licensed to Ponce, the second largest city in Puerto Rico, some 47 miles from San Juan and on the other side of the island. This is one of the questions which would have to be decided.



## DEPARTMENT OF AGRICULTURE

### Farmers Home Administration

[ 7 CFR Part 1822 ]

[FmHA Instruction 444.9]

### RURAL HOUSING LOANS AND GRANTS

### Conditional Commitments

Notice is hereby given that the Farmers Home Administration has under consideration the revision of Subpart H of Part 1822, Title 7, Code of Federal Regulations (35 FR 11015; 37 FR 11052). This revision will further improve the operation and administration of the rural housing conditional commitment program and make the following changes and additions:

1. Section 1822.304 is changed to include the requirement that applicants must be an "owner" as defined in § 1822.4.

2. Section 1822.305(c)(2) is changed to permit State Directors to issue more than 15 conditional commitments per county.

3. Section 1822.308(a) is changed to increase the conditional commitment approval authority of County Supervisors from $25,000 to the loan approval authority for section 502 RH loans.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed revision to the Chief, Directives Management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6315, South Building, Washington, D.C. 20250, on or before September 15, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Chief, Directives Management Branch, during regular business hours (8:15 a.m. to 4:45 p.m.).

As proposed, Subpart H of Part 1822 will read as follows:



Subpart H—Rural Housing Conditional Commitments


Sec.
1822.301 General.
1822.302 Objective.
1822.303 Definitions.
1822.304 Eligibility.
1822.305 Limitations.
1822.306 Application.
1822.307 Fees.
1822.308 Responsibilities.
1822.309 Processing applications.
1822.310 Inspections.
1822.311 Changes in plans, specifications and/or commitment price.
1822.312 Folder maintenance.
1822.313 Conditional commitments involving packaging of applications.
1822.314 Builders warranty.


AUTHORITY: 42 U.S.C. 1480; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70.

### Subpart H—Rural Housing Conditional Commitments

**§ 1822.301 General.**

This subpart sets forth the policies and procedures and delegation of authority for issuing conditional commitments by the Farmers Home Administration (FmHA) to qualified developers and sellers to finance single family dwellings with Rural Housing (RH) loans.

**§ 1822.302 Objective.**

Conditional commitments are issued to encourage construction and rehabilitation of dwellings in rural areas by providing builders and sellers with conditional assurance that dwellings to be built or rehabilitated will meet FmHA lending requirements and that, subject to the availability of funds, FmHA will make loans to qualified loan applicants to buy the homes.

**§ 1822.303 Definitions.**

(a) "Conditional commitment" is assurance from FmHA to the commitment applicant that the dwellings to be built or rehabilitated and offered for sale will be suitable for purchase at a price not above a specified maximum amount by loan applicants who are qualified for RH loans if built in accordance with FmHA approved plans and specifications. The conditional commitment does not reserve funds for a loan nor does it assure that a loan applicant will be available to buy the dwellings.

(b) A "commitment applicant" is an individual, partnership or corporation who can provide a dwelling which meets the requirements of FmHA for sale to an eligible applicant at a specified price.

(c) A "loan applicant" is an individual or family that is applying for an RH loan.

(d) "Commitment price" is the asking price for the property after planned improvements are completed or the amount that could be included in an RH loan to be paid the commitment applicant for the purchase of the property, whichever is less. This will never be more than the appraised value minus customary closing costs.

(e) "Rural area" is open country or rural places as defined in § 1822.3(c).

(f) Dwellings "built" or "constructed" are new dwellings to be built by the customary method as well as manufactured dwellings to be erected. They do not include dwellings on which construction has started or on which conditional commitments have been issued by the Federal Housing Administration or Veterans Administration.

(g) "Rehabilitation" means major repairs and improvements such as the installation of major items of equipment, additions or structural changes to existing dwellings.

(h) "County Supervisor" as used in this regulation also includes GS–9 Assistant County Supervisors.

**§ 1822.304 Eligibility.**

To be eligible for conditional commitments, commitment applicants must:

(a) Be the owner, as defined in Subpart A of this Part, of the site on which the dwelling is located or to be built.

(b) Have the ability to complete the type of proposed work in a competent and workmanlike manner.

(c) Be financially responsible and have the ability to finance or obtain financing for the proposed housing construction or rehabilitation.

(d) Agree to certify that there will be no discrimination in the sale of the dwellings.

(e) Plan to build or rehabilitate dwellings that will qualify for purchase by RH applicants.

(f) Conform with any applicable laws, ordinances, codes, and regulations governing such matters as construction, heating, plumbing, electrical installation, fire prevention, health, sanitation, zoning and protective convenants.

(g) Have the legal capacity to enter into the required agreements and the actual capacity to carry them out.

**§ 1822.305 Limitations.**

(a) Conditional commitments will be issued by FmHA only for new homes to be constructed or existing homes to be rehabilitated. The commitment applicant must provide plans, specifications and other information required by Form FmHA 422–8, "Property Information and Appraisal Report (Rural Housing Nonfarm Tract)."

(b) Conditional commitments will be issued only in cases where the commitment applicant's selling price does not exceed the commitment price.

(c) Number of conditional commitments. (1) The total number of commitments issued in any locality will not exceed the number of homes for which there is an immediate and ready market in that locality.

(2) The number of houses on which conditional commitments will be outstanding to a commitment applicant at any time will not exceed 15 in any one county unless authorized by the State Director after he:

(i) Determines that a larger number of commitments must be made to meet the immediate housing needs in the area;

(ii) Determines that authorizing more than 15 commitments to one commitment applicant will not reduce the participation of the small volume builders in the rural housing program; and

(iii) Provides guidelines to the County Supervisor to assure that all builders active in the area have equal opportunity to obtain more than 15 conditional commitments.

(3) The total number of commitments under this regulation outstanding in the area served by a County Supervisor will not exceed the number on which the County Supervisor can reasonably expect to be able to approve RH loans within three months after the houses covered by the commitments are completed, considering the availability of loan funds and the number of applications in the County Office.

(d) The period of the conditional commitment will be for 12 months from the date of issue. The commitment may be extended for an additional six months if justified because of unexpected delays in construction caused by such factors as bad weather or materials shortages, or marketing difficulties.

**§ 1822.306 Application.**

The application will be in the form of a letter specifying the number of dwellings for which commitments are being requested, the number of previous commitments issued by FmHA on dwellings that are unsold as of the date of the application, and a narrative description of the type and location of the dwellings to be built or rehabilitated. Attached to the letter will be one copy of Form FmHA 422–8 for each dwelling on which a commitment is requested. The commitment applicant will complete Part I of the form, submit necessary attachments specified on the front of the form, and sign the form on Page 3.

**§ 1822.307 Fees.**

(a) Each commitment applicant will pay an application fee at the time he submits an application for conditional commitment. The fee for each house will be:

(1) For proposed construction of new dwellings—$50.

(2) For existing dwellings to be rehabilitated—$40.

(b) The County Supervisor will transmit application fees with all other payments for the day in accordance with Part 1862 of this Chapter and other applicable FmHA regulations.

(c) The fee will be refunded if for any reason preliminary inspection of the property or investigation of the commitment applicant indicates that a conditional commitment cannot be issued on the property. For example, the property might be located in a nonrural area or the dwellings may not be of a type that the FmHA can appropriately finance. Fees will not be refunded, however, for any property on which the appraisal has been made. If a refund is required, a memorandum should be sent to the Finance Office indicating the commitment applicant's name together with the date and amount of fees he paid. The memorandum should also indicate the number of commitments being canceled and amount of fees to be refunded.

§ 1822.308 Responsibilities.

(a) *County Supervisor.* The County Supervisor is responsible for evaluating applications for conditional commitments and is authorized to approve commitments provided the commitment price does not exceed the Supervisor's loan approval authority for section 502 RH loans.

(b) *State Director.* The State Director will keep informed of the number of conditional commitments made and the number outstanding and will provide adequate training and assistance to County Supervisors in processing applications.

§ 1822.309 Processing applications.

(a) *Evaluation of applications.* The County Supervisor will carefully evaluate each application and will issue a conditional commitment only if:

(1) The dwelling will be well located and on a good residential site.

(2) The commitment applicant meets the requirements of §§ 1822.304 and 1822.305.

(3) The dwelling is one that FmHA can finance.

(4) The dwelling and site comply with the local codes and ordinances and the requirements of the local health department are met. When the property is located in a subdivision, the subdivision must meet the requirements of Subpart D of Part 1804 of this Chapter.

(5) A market appears to exist for the house for which a commitment is to be issued.

(b) *Appraisal.* Each dwelling and site will be appraised in accordance with applicable FmHA regulations. The commitment price will be shown on Form FmHA 444–11, "Conditional Commitment."

(c) *Issuing conditional commitments (Form FmHA 444–11).* After the commitment application has been evaluated and if it is approved, approval will be evidenced by the County Supervisor's signing Form FmHA 444–11.

(1) Form FmHA 444–11 will be completed and distribution of copies made by the County Supervisor in accordance with guidelines available in all FmHA offices for preparation of this form.

(2) In case any commitment applicant or dwelling does not qualify for a conditional commitment, the documents attached to the letter of application will be returned to the commitment applicant with a letter explaining why the application was not approved.

(3) When a qualified family applies for a loan to buy a dwelling on which a conditional commitment has been issued, the commitment documents will be transferred to the RH loan docket.

§ 1822.310 Inspections.

Inspections of work to be done will be performed in accordance with Subpart A of Part 1804 of this Chapter. The original and one copy of Form FmHA 424–12, "Inspection Report," will be prepared. The County Supervisor will give the commitment applicant the original of Form FmHA 424–12 and the copy will be retained in the County Office case file. Failure to correct any deficiencies or to complete the work in accordance with plans and specifications approved by FmHA will be a basis for canceling the conditional commitment.

§ 1822.311 Changes in plans, specifications and/or commitment price.

The County Supervisor is authorized to approve changes in plans and specifications that are consistent with good construction practices. If a change will reduce or increase the appraised value of the property, the County Supervisor will revise the commitment price and inform the commitment applicant. Also, in cases when the holder of a commitment reports to the County Supervisor that costs associated with the construction or repair of a dwelling have increased substantially and requests that the commitment price be increased, the approval official may increase the commitment price provided the property has not been optioned by an RH applicant and he determines that the increase is clearly justified, the circumstances causing the price increase were beyond the commitment applicant's control and the value of the property is adequate to permit the increased commitment price. Changes made in the appraisal report and conditional commitment form will be initialed and dated by the person authorizing the change.

§ 1822.312 Folder maintenance.

Documents prescribed in this regulation will be filed in accordance with applicable FmHA regulations.

§ 1822.313 Conditional commitments involving packaging of applications.

A conditional commitment may be made to a builder or seller who packages a rural housing application for a family to buy the property. In cases when the information on the house and the loan applicant is submitted at the same time, all of the following conditions must be met to avoid misunderstanding of FmHA's obligation to either the RH applicant or the conditional commitment applicant:

(a) The conditional commitment will not be approved until the RH loan has been approved.

(b) Construction will not begin until the County Office has received notice from the Finance Office that funds are obligated for the RH loan.

(c) The RH loan will be closed only after the home is constructed or repairs completed and final inspection has been made.

§ 1822.314 Builders warranty.

The builder or seller, as appropriate, will execute Form FmHA 424–19, "Builders Warranty," when the loan to buy the dwelling is closed.

Dated: August 12, 1975.

JOSEPH R. HANSON,
*Acting Administrator,*
*Farmers Home Administration.*

[FR Doc.75–21535 Filed 8–14–75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Food and Drug Administration

### [ 21 CFR Part 310 ]

[Docket No. 75N–0052]

### ENFORCEMENT POLICY FOR DRUGS SUBJECT TO THE EFFECTIVENESS REQUIREMENTS OF THE DRUG AMENDMENTS OF 1962

#### Extension of Time for Comments

The Commissioner of Food and Drugs issued a notice of proposed rule making, published in the FEDERAL REGISTER of June 20, 1975 (40 FR 26142), to codify present enforcement policy for certain drugs. A period of 60 days was provided for filing comments. This proposal was one of four published as a Part II in the FEDERAL REGISTER of June 20, 1975. The Commissioner is extending the time for comment on this proposal to September 19, 1975. Elsewhere in this issue of the FEDERAL REGISTER, the Commissioner is providing similar extensions of time for comment on the other three proposals.

The Commissioner has received requests for extension of the comment period on the grounds that the four proposals are inter-related and must be reviewed and analyzed as one package with respect to their impact on currently available drug product lines and new drug research development, and that evaluation and useful comment by interested persons are being impeded by the traditional vacation season.

Good reasons therefore appearing, the Commissioner hereby extends the period for filing comments to close of business September 19, 1975.

Written comments regarding the June 20, 1975 proposal package shall be submitted to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852. Comments shall be filed in quintuplicate (except that individuals may submit single copies).

This action is taken under the Federal Food, Drug, and Cosmetic Act (secs. 501, 502, 505, 510, 701(a), 704, 52 Stat. 1049–1053, 1055, 1057 as amended, 76 Stat. 794 as amended (21 U.S.C. 351, 352, 355, 360, 371(a), 374)) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 11, 1975.

SAM D. FINE,
*Associate Commissioner*
*for Compliance.*

[FR Doc.75–21448 Filed 8–14–75;8:45 am]

### [ 21 CFR Part 314 ]

[Docket No. 75N–0054]

### PROPOSED REVISION OF REQUIREMENTS FOR INFORMATION IN ABBREVIATED NEW DRUG APPLICATIONS

#### Extension of Time for Comments

The Commissioner of Food and Drugs issued a notice of proposed rule making, published in the FEDERAL REGISTER of June 20, 1975 (40 FR 26156), to revise the format for abbreviated new drug applications. A period of 60 days was provided for filing comments. This proposal was one of four published as a Part II in the FEDERAL REGISTER of June 20, 1975. The Commissioner is extending time for comment on this proposal to September 19, 1975. Elsewhere in this issue of the FEDERAL REGISTER, the Commissioner is providing similar extensions of time for comment on the other three proposals.

The Commissioner has received requests for extension of the comment period on the grounds that the four proposals are inter-related and must be reviewed and analyzed as one package with respect to their impact on currently available drug product lines and new drug research development, and that evaluation and useful comment by interested persons are being impeded by the traditional vacation season.

Good reasons therefore appearing, the Commissioner hereby extends the period for filing comments to close of business September 19, 1975.

Written comments regarding the June 20, 1975 proposal package shall be submitted to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852. Comments shall be filed in quintuplicate (except that individuals may submit single copies).

This action is taken under the Federal Food, Drug, and Cosmetic Act (secs. 502 (a) and (f), 505, 701(a), 52 Stat. 10501053, 1055, as amended (21 U.S.C. 352 (a) and (f), 355, 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 11, 1975.

SAM D. FINE,
*Associate Commissioner*
*for Compliance.*

[FR Doc.75–21446 Filed 8–14–75;8:45 am]

### [ 21 CFR Parts 314 and 320 ]

[Docket No. 75N–0050]

### PROCEDURES FOR ESTABLISHING A BIOEQUIVALENCE REQUIREMENT

#### Extension of Time for Comments

The Commissioner of Food and Drugs issued a notice of proposed rule making, published in the FEDERAL REGISTER of June 20, 1975 (40 FR 26164), regarding procedures for establishing bioequivalence requirements for certain drug products. A period of 45 days was provided for filing comments. This proposal was one of four published as a Part II in the FEDERAL REGISTER of June 20, 1975. The Commissioner is extending the time for comment on this proposal to September 19, 1975. Elsewhere in this issue of the FEDERAL REGISTER, the Commissioner is providing similar extensions of time for comment on the other three proposals.

The Commissioner has received requests for extension of the comment period on the grounds that the four proposals are inter-related and must be reviewed and analyzed as one package with respect to their impact on currently available drug product lines and new drug research development, and that evaluation and useful comment by interested persons are being impeded by the traditional vacation season.

Good reasons therefore appearing, the Commissioner hereby extends the period for filing comments to close of business September 19, 1975.

Written comments regarding the June 20, 1975 proposal package shall be submitted to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852. Comments shall be filed in quintuplicate (except that individuals may submit single copies).

This action is taken under the Federal Food, Drug, and Cosmetic Act (secs. 201 (p), 502, 505, 701(a), 52 Stat. 1041–1042 as amended, 1050–1053 as amended, 1055 (21 U.S.C. 321(p), 352, 355, 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 11, 1975.

SAM D. FINE,
*Associate Commissioner*
*for Compliance.*

[FR Doc.75–21445 Filed 8–14–75;8:45 am]

### [ 21 CFR Parts 314 and 320 ]

[Docket No. 75–0051]

### PROCEDURES FOR DETERMINING THE IN VIVO BIOAVAILABILITY OF DRUG PRODUCTS

#### Extension of Time for Comments

The Commissioner of Food and Drugs issued a notice of proposed rule making, published in the FEDERAL REGISTER of June 20, 1975 (40 FR 26157), regarding methods and procedures for in vivo testing to determine the bioavailability of drug products. A period of 45 days was provided for filing comment. This proposal was one of four published as a Part II in the FEDERAL REGISTER of June 20, 1975. The Commissioner is extending the time for comment on this proposal to September 19, 1975. Elsewhere in this issue of the FEDERAL REGISTER, the Commissioner is providing similar extensions of time for comment on the other three proposals.

The Commissioner has received requests for extension of the comment period on the grounds that the four proposals are inter-related and must be reviewed and analyzed as one package with respect to their impact on currently available drug product lines and new drug research development, and that evaluation and useful comment by interested persons are being impeded by the traditional vacation season.

Good reasons therefore appearing, the Commissioner hereby extends the period for filing comments to close of business September 19, 1975.

Written comments regarding the June 20, 1975 proposal package shall be submitted to the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852. Comments shall be filed in quintuplicate (except that individuals may submit single copies).

This action is taken under the Federal Food, Drug, and Cosmetic Act (secs. 201 (p), 501, 502, 505, 701(a), 52 Stat. 1041–1042, 1049–1053 as amended, 1055 (21 U.S.C. 321(p), 351, 352, 355, 371(a))) and under the authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 11, 1975.

SAM D. FINE,
*Associate Commissioner*
*for Compliance.*

[FR Doc.75–21447 Filed 8–14–75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

### [ 46 CFR Part 42 ]

[CGD 75–139]

### LOAD LINE ASSIGNMENT AND SURVEYS; FEES AND OTHER EXPENSES

#### Proposed Revision of Fee Schedule

The Coast Guard is considering amending Subpart 42.35 of Chapter I of Title 46 of the Code of Federal Regulations by revising the schedule of fees to be paid to the assigning authority by the owner of a vessel for the assignment or reissue of load lines, and for the annual load line survey. These fees have not been increased since 1969. Due to the assigning authority's continually escalating costs, it is necessary to increase the fees which it is permitted to charge for its services.

Interested persons are invited to participate in this proposed rulemaking by submitting written views, data, or arguments to the Executive Secretary, Marine Safety Council (G–CMC/82), U.S. Coast Guard, Washington, D.C. 20590. Each person submitting a comment should include his name and address, identify this notice (CGD 75–139) and the specific section of the proposal to which his comment applies, and give the reasons for his comments. The proposal may be changed in light of the comments received.

All comments received before September 29, 1975, will be considered before final action is taken on the proposal. Copies of all written comments received will be available for examinatton by interested persons in Room 8234, Nassif Building, 400 Seventh Street, SW., Washington, D.C.

No public hearing is planned but one may be held at a time and place to be set in a later notice in the FEDERAL REGISTER if requested in writing by an interested person raising a genuine issue and desiring to comment orally at a public hearing.

In consideration of the foregoing, it is proposed that Subpart 42.35 of Chapter I of Title 46 of the Code of Federal Regulations be amended as follows:

§ 42.35–1 [Amended]

1. In § 42.35–1, by revising Table 42.35–1 to read as follows:

TABLE 42.35–1.—*Fees for assignment of load line*

| Fee numeral [1] or gross tonnage | Fee classed vessels | Fee unclassed vessels |
|---|---|---|
| Under 200 | $35 | $170 |
| 200 and under 400 | 35 | 230 |
| 400 and under 700 | 40 | 265 |
| 700 and under 1,000 | 45 | 325 |
| 1,000 and under 1,500 | 45 | 400 |
| 1,500 and under 2,500 | 55 | 465 |
| 2,500 and under 3,500 | 70 | 535 |
| 3,500 and under 5,000 | 80 | 605 |
| 5,000 and under 6,500 | 100 | 675 |
| 6,500 and under 8,000 | 115 | 740 |
| 8,000 and under 10,000 | 125 | 810 |
| 10,000 and under 12,000 | 140 | 880 |
| 12,000 and under 15,000 | 150 | 950 |
| 15,000 and above | 160 | 1,029 |

[1] Fee numeral is equal to

$$\frac{L \times B \times D}{140}$$

in which $L$, $B$, and $D$ are the molded dimensions. The fee numeral shall be used when it is greater than the gross tonnage.

2. In paragraph (d) of § 42.35–1, by striking the figure "$100" and inserting the figure "$125", in place thereof.

§ 42.35–5 [Amended]

3. In paragraph (a) of § 42.35–5, by striking the words "fees for condition survey and reissue of load line certificate" in the first sentence, and inserting the words "fee for periodical condition survey for renewal of the Load Line Certificate in place thereof.

4. In § 42.35–5 by adding a new paragraph (c) to read as follows:

* * * * *

(c) The minimum charge for the reissuance of load line certificates, such as for a change of flag or short term extension, shall be $70. This assumes one visit equivalent to an annual load line inspection.

§ 42.35–10 [Amended]

5. In paragraph (a) of § 42.35–10, by striking the figure "$45" and inserting the figure "$65", in place thereof; and by striking the figure "$55" and inserting the figure "$70", in place thereof.

(46 U.S.C. 86; (49 U.S.C. 1655(b)(1)); 49 CFR 1.4(b) and 1.46(b)).

Dated: August 8, 1975.

W. M. BENKERT,
*Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.*

[FR Doc.75–21493 Filed 8–14–75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

### [ 40 CFR Part 52 ]

[FRL 417–3]

### FLORIDA

### Approval and Promulgation of Implementation Plans; Proposed Plan Revisions

On May 31, 1972 (37 FR 10842), the Administrator approved portions of the Florida plan to attain and maintain the national ambient air quality standards in that State. Florida now proposes to revise its approved plan by changing the limits it provides for sulfur dioxide emissions from fossil-fuel-fired steam generators. The changes described below were adopted on May 20, 1975, after notice and public hearing, and were submitted to the Agency's Region IV office as a proposed plan revision on July 16, 1975. The purpose of the present notice is to describe the proposed changes in the Florida implementation plan and to invite public comment on them.

The original limits set in the Florida plan for fossil-fuel-fired steam generators with a heat input exceeding 250 million Btu per hour are 1.1 pounds of sulfur dioxide per million Btu input if liquid fuel is burned and 1.5# $SO_2/10^6$ Btu input if solid fuel is burned (section 17–2.04(6)(e) 2.c and 2.d, Florida Administrative Code), with compliance required by July 1, 1975.

The State's new limit for the burning of liquid fuel by such sources is 2.75# $SO_2/10^6$ Btu except that: (i) In Duval County the limit is 2.5# $SO_2/10^6$ Btu for sources north of Hacksher Drive, and 1.65# $SO_2/10^6$ Btu for all other sources; (ii) in Hillsborough County the limit is 1.1# $SO_2/10^6$ Btu for all sources.

If solid fuel is burned, the new limit is 6.17 pounds of sulfur dioxide per million Btu heat input except for certain sources in Hillsborough County, where the limit is 2.4# $SO_2/10^6$ Btu for Units 5 and 6 of Tampa Electric Company's Gannon Station, and 6.5# $SO_2/10^6$ Btu for the same firm's Big Bend Station.

The State proposes to revoke all existing compliance schedules for sources subject to the new emission limits as of the effective date of the proposed revision, June 30, 1975, and to require that all fossil-fuel-fired steam generators, regardless of size, comply as expeditiously as possible with the new limits or, in the case of sources with a heat input of 250 million Btu or less, the limit obtainable by use of the latest reasonably available control technology.

All of the new emission limits are to be reevaluated in a public hearing before July 1, 1977. If, contrary to the State's expectation, they have proved inadequate to assure attainment and maintenance of the national ambient air quality standards, all existing fossil-fuel-fired steam generators shall be subject to compliance schedules, to be submitted to the State on or before August 1, 1977, which will bring them as expeditiously as possible into compliance with these emission limits: 1.1# $SO_2/10^6$ Btu for liquid fuel and 1.5# $SO_2/10^6$ Btu for solid fuel. It should be noted, however, that the Administrator will take approval/disapproval action on the new emission limits on the basis of their adequacy to assure attainment of the national ambient air quality standards by the date provided in the Florida plan, July 1, 1975.

The State submitted with the new emission limits a revised sulfur dioxide control strategy intended to show that approval of the proposed changes will not interfere with the attainment and maintenance of the national ambient air quality standards in the State of Florida.

Under the proposed plan revision, owners of fossil-fuel-fired steam generators would be required to monitor their emissions as ordered by the State. Owners were to have submitted to the Department of Environmental Regulation a written proposal for such monitoring by July 1, 1975.

Copies of the materials submitted by the State in support of the proposed plan revision may be examined during normal business hours at the following locations:

Air Programs Branch, Air & Hazardous Materials Division, Environmental Protection Agency, Region IV, 1421 Peachtree Street, N.E., Atlanta, GA 30309.

Florida Department of Environmental Regulation, 2562 Executive Center Circle, East, Montgomery Building, Tallahassee, FL 32301.

Interested persons are encouraged to submit written comments on the changes described above; to be considered, such comments must be received on or before September 15, 1975, and should be addressed to the Agency's Region IV Air Programs Branch at the address given above. After weighing relevant comments and all other available information in the light of requirements set forth in the Clean Air Act and in the Agency's implementing regulations (40 CFR Part 51), the Administrator will act on the Florida proposal.

(Section 110(a) of the Clean Air Act (42 U.S.C. 1857c–5(a)))

Dated: August 7, 1975.

JACK E. RAVAN,
*Regional Administrator, Region IV.*

[FR Doc.75–21549 Filed 8–14–75;8:45 am]

### [ 40 CFR Part 52 ]

[FRL 417–4]

### NEVADA

### Approval and Promulgation of Implementation Plans

In the matter of Open Burning Restrictions and Particulate Matter Emission Limitations for Basic Refractories Division, Basic Incorporated.

On May 31, 1972 (37 FR 10878), the Administrator, pursuant to section 110 of the Clean Air Act, as amended, and 40 CFR Part 51 approved with exceptions the Nevada implementation plan for the attainment and maintenance of national ambient air quality standards at 40 CFR Part 52. Included in the disapproved portions of the plan were particulate matter restrictions applicable to the Nevada Intrastate Air Quality Control Region because of their insufficiency in attaining and maintaining the national standards for particulate matter and emergency episode provisions because of a lack of open burning prohibitions.

PARTICULATE AT GABBS, NEV.

On November 12, 1974 the State of Nevada submitted an implementation plan revision which contained regulations for the control of particulate matter from process equipment at Basic Refractories Division, Basic Incorporated at Gabbs, Nevada. The purpose of this proposed rulemaking is, in part, to propose approval of Articles 7.2.5 and 7.2.6 of the Nevada Air Quality Regulations, a regulatory revision to the Nevada implementation plan which requires a decrease in particulate matter emissions in the Nevada Intrastate Air Quality Control Region. The deficiency promulgated on May 31, 1972 of 40 CFR 52.1476(a) remains because violations of the national standards for particulate matter are expected to continue in other isolated portions of the air quality control region.

OPEN BURNING

The Administrator on May 31, 1972 at 40 CFR 52.1477(a) indicated that the Nevada implementation plan did not meet the requirements of 40 CFR 51.16 (b) (3) since the emission control actions in the plan did not prohibit open burning during emergency episode stages. On May 14, 1973 (37 FR 12708), the Administrator revised 40 CFR 52.1477(a) indicating that open burning restrictions in Clark and Washoe Counties were sufficient to satisfy the emergency episode requirements of 40 CFR 51.16. The implementation plan portions affecting the rest of the State remained unchanged as did the Administrator's disapproval regarding emergency episode actions and open burning.

The State's November 12, 1974 plan revision contained a revision to Article 5 of the Nevada Air Quality Regulations-Open Burning. The purpose of this proposed rulemaking is, in part, to rescind the deficiency promulgated at 40 CFR 52.1477(a) and to propose approval of Article 5 of the Nevada Air Quality regulations, a regulatory revision to the Nevada implementation plan which restricts open burning practices.

PUBLIC REVIEW

Copies of the portions of the Nevada Air Quality Regulations under consideration and the EPA evaluation reports and supporting documentation are available for public inspection during normal business hours at the addresses listed below:

Environmental Protection Agency, Regional Office, Region IX, 100 California Street, San Francisco, California 94111.

Nevada Bureau of Environmental Health, 1209 Johnson Street, Carson City, Nevada 89701.

Freedom of Information Center, Environmental Protection Agency, 401 M Street S.W., Room 329, Washington, D.C. 20460.

SOLICITATION OF PUBLIC COMMENTS

Interested persons may participate in this rulemaking by submitting written comments to:

Regional Administrator (Z–1), Environmental Protection Agency, Region IX, 100 California Street, San Francisco, California 94111.

Comments received on or before September 15, 1975 will be considered in the final approval/disapproval promulgation. Receipt of comments will be acknowledged but substantive responses to individual comments will not be provided. Comments received will be available for public inspection during normal business hours at the Region IX and Freedom of Information Center addresses listed above.

(Sec. 110(a), Clean Air Act, as amended, 42 U.S.C. 1857c–5(a))

Dated: August 1, 1975.

L. RUSSELL FREEMAN,
*Deputy Acting Regional Administrator, Region IX.*

It is proposed to revise Part 52 of Chapter I, Title 40 of the Code of Federal Regulations as follows:

**Subpart DD—Nevada**

1. In § 52.1470, Paragraph (c) is revised to read as follows:

**§ 52.1470 Identification of Plan.**

* * * * *

(c) Supplemental information was submitted on June 12, July 14, and November 17, 1972, January 19, 1973, April 1, 1974 (Article 13 of the Nevada Air Quality Regulations (NAQR) for the review of Complex Sources, as amended and resubmitted on November 12, 1974—Administrative procedure submitted (December 11, 1974), June 14, 1974 (Article 4 of the NAQR-Visible Emissions From Stationary Sources) and November 12, 1974 (Article 5 of the NAQR-Open Burning Articles 7.2.5 and 7.2.6 of the NAQR-Particulate Matter-Industrial Sources).

§ 52.1477 [Revoked]

2. In Subpart DD—Nevada, § 52.1477, Prevention of air pollution emergency episodes, is revoked.

[FR Doc.75–21548 Filed 8–14–75;8:45 am]

### [ 40 CFR Part 414 ]

[FRL 415–7]

### ORGANIC CHEMICALS MANUFACTURING POINT SOURCE CATEGORY

### Ethylene Oxide, Ethylene Glycol, Methyl Amines and Oxo Chemicals Processes

On April 25, 1974, The Environmental Protection Agency pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251, *et seq.*, promulgated effluent limitations guidelines for the Organic Chemicals Manufacturing Point Source category (39 FR 14676) creating a new Part 414 of 40 CFR Ch. I, Subchapter N. These regulations included limitations on discharges from the following manufacturing processes: ethylene oxide and methyl amines (40 CFR §§ 414.20–414.23 and 414.25) and ethylene glycol and oxo chemicals (40 CFR 414.30–414.33 and 414.35).

Several corporations soon thereafter filed petitions for review with the United States Court of Appeals for the Fourth Circuit (No. 74–1459, etc.). On October 1, 1974, the Court ordered all the actions consolidated for consideration and determination into two groups, the first group relating to effluent limitations and the second group relating to standards of performance for new sources. On October 7, 1974, the Court granted a joint motion and stipulation to sever consideration of Pretreatment Standards for New Sources and to defer consideration of Pretreatment Standards for New Sources until Pretreatment Standards for existing sources were promulgated.

On September 6, 1974, the DuPont Company requested EPA to reconsider its regulations as they pertain to methyl amines. On September 20, 1974, in reliance on representations that substantial additional information would be forthcoming, EPA entered into a stipulation and joint motion to the Court, calling for the review by EPA of data the Petitioners had supplied and were to supply, with respect to the production of methyl amines. Under this stipulation and motion, which was granted by the Court on November 19, 1974, EPA was to make a determination, on the basis of the new data, and recommend regulations for control of discharges resulting from production of methyl amines. On this basis methyl amines were segregated from other processes at issue before the court.

On September 18, 1974, the Celanese Chemical Company requested EPA to reconsider the regulations for ethylene oxide. On September 27, 1974, Union Carbide Corporation requested that the regulations for the ethylene glycol and ethylene oxide processes be reconsidered. On October 3, counsel for Exxon Chemical Company and Union Carbide Corporation asked for reconsideration of the limitations for the oxo chemicals process lines. On the basis of representations from the companies noted above, and others, that substantial new data would be forthcoming, EPA joined in a stipulation and motion for reconsideration of the effluent guideline limitations and new source performance standards for ethylene oxide, ethylene glycol, and oxo chemicals, which stipulation called for issuance of a determination respecting these manufacturing process lines by January 15, 1975, and for removing these categories from the cases before the Court for review. This motion was granted on November 19, 1974.

In early November EPA sent letters to manufacturers of all four chemicals under review at that time, requesting detailed information that would be useful in review of the existing limitations for those manufacturing processes. In response to these letters and as part of the general review some additional data was provided to EPA. This information was insufficient for EPA to determine that changes to the existing regulations were warranted. The industry representatives agreed that additional data was necessary, and requested additional time to collect and submit these data.

In January, 1975, EPA sent letters to manufacturers of the four chemicals being reconsidered, requesting additional information, citing section 308 of the Federal Water Pollution Control Act as authority for EPA to require dischargers to submit information for the purpose of developing effluent limitations. On January 27, 1975, the industry petitioners and EPA filed with the Court a joint motion and stipulation to extend the time for completion of reconsideration and

issuance of a determination as to all four chemicals, to April 1, 1975. This motion was granted on January 29, 1975.

During February and March, 1975, the active industry petitioners in the cases pending before the Court of Appeals for the Fourth Circuit asked for additional time to develop and submit data. EPA agreed with petitioners that if substantial new information were submitted, EPA also would require additional time to review it. The information that had been submitted to the Agency was too fragmented to provide a legitimate basis for revising the existing effluent guideline limitations. The Court ordered that any additional information must be submitted to EPA by June 10, 1974, and that EPA was to complete its review of the information by July 31, 1975. It is in compliance with that order that EPA publishes this notice of proposed rulemaking, which will in some respects alter the regulations for the four chemical processes under review.

One of the major issues raised by the industries petitioning EPA for a review of these regulations was the effect use of "acclimated seed" would have on the regulations. Briefly stated, the petitioners suggested that the determination of the five-day biochemical oxygen demand (BOD5) is greatly affected depending on the type of microorganisms ("seed" or "bugs") used in the measurement. The industry counsel stated that use of microorganisms that have not been exposed to a particular waste source will result in a particularly low BOD5 because these species are not properly accustomed to consumption of the organic materials in the waste; and since oxygen is consumed proportionately to the activity of the microorganisms, the amount of oxygen consumed will be unrealistically low. When an effluent standard is calculated by the application of an accepted BOD5 reduction percentage to the raw waste load BOD5 determined using unacclimated seed the final standard will be too stringent, argued the industry counsel.

The four chemicals for which reconsideration was requested, on initial examination by the industry engineers, evidenced BOD5 raw waste loads which were significantly higher than those values found by EPA's contractor. The counsel for the industry in the cases now pending before the Fourth Circuit Court of Appeals have not asked for specific reconsideration of chemical process lines other than the four addressed today in this notice (although they have argued the acclimated seed question in general); the Agency has assumed that of the product/process lines in the Phase I Organic Chemical regulations, the four under reconsideration were considered by the industry to be the most likely to have been affected by the use of unacclimated seed.

The Agency has carefully reviewed the substantial BOD5, COD, and other new data supplied by industry, the suggested changes in the use of that data, the EPA contractor's procedure for calculating the BOD5 raw waste load, and the BOD5, COD and other data upon which the original regulations were based. From this review, several important features stand out: First, the terms "acclimated seed" and unacclimated seed" as used by counsel for the industry denote a more precise distinction than is warranted. The existence of an acclimated seed is a theoretical condition in which the seed microorganisms are completely adapted to the waste material. This assumes a waste which is fed at a constant rate, temperature, concentration, and which has uniform constituents. It also assumes that there is sufficient time for the microorganisms to completely adapt to the feed material. This steady-state condition essentially never occurs in actual practice because the raw industrial waste waters are variable both in the constituents and in concentration. Also, complete acclimation to a specific waste sample cannot be achieved in practice because the time required to achieve this acclimation is so long that the sample would change characteristics in the interim.

The time within which microorganisms are exposed to a food supply in a BOD bottle is approximately 120 hours, whereas the time in most actual biological waste water treatment plants is 5–10 hours. The growth rate (time to double population) in a BOD bottle may be 18 hours on the average whereas in an actual treatment plant it may be 200 hours.

In the waste water treatment plant, where the detention time is relative short, the microorganisms are in a state of constant change as they attempt to adjust or acclimate to the waste constituents and treatment environment (i.e. time, temperature and concentration of the wastes). In the BOD bottle adequate time is available for a substantial change in the cultural composition during the initial adjustment period which can result in a lag in response and which then results in a highly acclimated group of microorganisms during most of the test period. The normal waste water treatment plant functions as a large averaging basin to equalize the food supply over time to be available to a biological population; if this were not true then the variability question, discussed later, would in fact be unnecessary. The fact that the system, i.e. the wastewater treatment plant, is dynamic in nature and is therefore continually averaging indicates that the food supply to the microorganisms is continually changing to approach an average value in response to a varying input. This is in fact the design and operational basis for waste treatment plants which has decades of good practice behind it.

While it is impossible to provide an environment suitable for achieving complete acclimation of the microorganisms, the EPA contractor attempted to approach this condition by the use of an adapted seed consisting of a heterogeneous population of microorganisms exposed to a broad range of organic constituents under conditions which assure a high degree of acclimation.

The approach of the EPA contractor, the Roy F. Weston Company, Inc., for the development of organic chemicals effluent limitations and guidelines, was to obtain approximately three days of composited samples from each product/process during a typical production period. Following each plant survey a report was prepared by the contractor and sent to the industry for confirmation of the accuracy of the observations. In most instances, the analytical data itself was forwarded for industry verification.

The counsel for the industries petitioning for review of the four effluent limitations and guidelines covered by today's notice have raised questions concerning the procedure used by the EPA contractor to develop its BOD5 seed. Very briefly, that procedure is to obtain microorganisms from industrial and domestic sewage which are grown in an aquatic culture supplied with sources of ethyl alcohol, ethylene glycol, acetic acid, and dextrose as the primary food supply. Control samples are routinely analyzed by the contractor's laboratory and samples are reviewed with the EPA Cincinnati, Ohio, laboratory quality control program. Where a discrepancy occurs the test procedures are reviewed in detail and modifications made as appropriate.

The BOD5 seed used in the test was developed by Weston from a number of procedures developed seven years ago and in their judgement was the most accurate seed which could be used. If an industry had an adapted seed available either from an operating pilot plant or a treatment plant Weston used that seed. It was the conclusion of the contractor that it is impossible or, at best, very difficult, to obtain a completely acclimated seed and that using an adapted seed under carefully proscribed, identified, and reproducible conditions provided the best estimate of the BOD5 raw waste load both for the purposes of preparing effluent standards and for designing treatment plants to comply with those effluent standards. The EPA contractor also performed COD and TOC analysis on the industry waste water samples to confirm the BOD5 results obtained by the use of an adapted seed.

Following the entering of the stipulations calling for reconsideration of the four product/processes, EPA's contractor, the Roy F. Weston, Company reanalyzed the raw waste data from the organic chemical industry with respect to the possible impact of the use of acclimated seed. (In this effort they attempted to incorporate historical industry data whenever it was available. They were able to find industry data only in 14 of the 56 products/process lines evaluated). The conclusion reached by the contractor after this analysis was that the impact on the raw waste loads of the use of the adapted versus acclimated seed is negligible and is within the normal accuracy of the test method. It was also the conclusion of the contractor that the BOD5 analytical procedure used by that firm more accurately characterizes the sample of waste water than does the procedure in which the sample is allowed to acclimate over a lengthy period of time since that sample after a lengthy time





period probably does not accurately represent the same characteristics of the raw waste water from which it was collected.

Data was submitted by petitioners representing the production of methyl amines, ethylene oxide, ethylene glycol and oxo chemicals. Replicate BOD5 analyses using acclimated seed in one sample and using a domestic seed (non-acclimated seed) in a similar sample were statistically analyzed by the Effluent Guidelines Division to determine effects from the use of acclimated seed (or nonacclimated seed).

Twenty-four sets of such data were analyzed. The initial tests were organized to determine symmetry of the data. All such tests (tests assuming normal distribution, such as the F test, t test and chi squared test) indicated that the data was skewed to the right, i.e., did not fit normal distributions. Three non-parametric tests (Wilcoxon signed—rank test, the Sign test and the Wilcoxon-Mann-Whitney test) were evaluated. The Sign test was judged to be the most appropriate. A confidence level of 0.05 was assumed and of the twenty-four sets of data representing all portions of the waste sources from the four product/processes, fifteen showed no measurable difference, eight indicated a measurable difference with the acclimated seed sets being higher than the nonacclimated seed sets for 6 data sets and the reverse being true for two data sets. One set of the data points was insufficient to give a reliable estimate. Only in the case of methyl amines data sets could a reliable difference be ascribed to the use of acclimated seed data.

In addition to considering substantial new data on the BOD5 raw waste loads for methyl amines, ethylene oxide, ethylene glycol, and oxo chemicals the Agency also reviewed substantial information supplied by the industry relating to COD, flow and TOC for the above four product/process lines. The exhaustive review of this information indicates that modifications are appropriate in the effluent limitations and guidelines for the four organic chemicals.

In addition, the review process has indicated that modifications in the methodology employed in the development of Phase I Organic Chemical Effluent Guidelines and Limitations is also appropriate. Specifically, the Agency intends to propose revised Phase I Effluent Guidelines and Limitations which will be based upon individual product/process line raw waste loads for those product/process descriptions currently covered by Phase I regulations, rather than based upon the use of the arithmetic mean of the pollutant parameters within a subcategory, to which is applied a standard reduction factor or a final effluent concentration.

The Agency does intend to propose in the near future the extention of the mean of the revised subcategories to those product/process lines which can logically be included in the description and definition of the subcategories. However, before an effluent limitation guideline based upon the mean of a subcategory is promulgated, economic and technological feasibility analyses will be conducted to assure that there will be no unreasonable impact upon the product/process lines governed by the effluent limitation guideline generated by use of the mean.

The present Phase I Organic Chemical regulations (40 CFR Part 414) established effluent standards for various subcategories comprised of product/processes with similar process definitions. For each subcategory there was calculated an arithmetic mean of the flow, BOD, and COD raw waste load. Effluent limitations were then calculated using the mean subcategory raw waste loads and applying an appropriate reduction factor. For example, the design basis for an effluent limitation, to which variability factors were applied, for BPCTCA BOD5 were determined in the following manner:

1. An average reduction factor for 93 percent removal of BOD5 was used whenever the resultant effluent concentration of BOD5 was 20–30 mg/1.

2. If the resultant effluent concentration was less than 20 mg/1, a less stringent limit based on 20 mg/1 was selected as the design basis for limitation.

3. If the resultant effluent concentration was greater than 30 mg/1 the design basis for the limitation was based on 30 mg/1 BOD5 up to but not to exceed 99 percent reduction of the BOD5 load.

The limitations derived in this manner were considered long term design limitations. The limitation for a daily maximum and 30 day maximum average basis was established by multiplying the design limitation by a variability factor. The variability factors for the daily maximum and 30 day maximum average limitations were 4.5 and 2.0 respectively for BPCTCA, BOD5 and TSS limitations.

The review of the four chemical product/process lines which brings about the modification in the regulation for those processes reveals that it is more appropriate to base the final effluent standard for a given process line on the flow and pollutant parameters for that individual process line rather than by use of the mean of several process lines in those cases where the entire industry is represented adequately by the data base used for calculation of the limitation. In the situation in which a great many organic chemical product/process lines are not presently described or covered with an extensive data base it would be more appropriate to use the mean from the subcategory to which that product could logically be assigned.

For methyl amines, ethylene glycol, ethylene oxide and oxo chemicals, the Agency has recalculated the effluent standards by determining the average of the best plants. This was accomplished by selecting those plants which have BOD5 raw waste loads below the median value of all similar plants and averaging the flow, BOD and COD for these plants. The appropriate reduction factors for BPCICA, NSPS and BATEA are all based upon the treatment technology data generated by, and incorporated in the Phase I Development Document, the Phase II Development Document, and the specific review process pursuant to the court orders issued with respect to the four chemicals being revised today. The Phase I regulations other than the regulations for the four chemicals for which revisions are proposed today will be revised by notice of proposed rulemaking to be issued in the near future. Additionally, the Phase II effluent limitations and guidelines will be issued shortly. Both the revision of the Phase I regulation and the Phase II regulations will incorporate the methodology which has been applied to the redrafting of the standards and guidelines for the four chemicals under review today.

Derivation of the variability factors discussed in the Phase I Development Document was based on data supplied by the industry representing the variation of actual measurements from operating installations. The variability factors represent the observed annual average compared to a daily and a monthly average of BOD and COD of effluents from waste treatment facilities treating mixtures of waste waters discharged from complex organic chemical plants. The results for that set of data represented a probability of attaining the mean 95% of the time. The resulting multipliers used to adapt the design limitations to monthly and daily limitation were 2.0 and 4.5. The variability factors applied to COD reduction were 1.8 and 2.5 for average and maximum values respectively. These factors were derived from the same performance data and represent a ninety percent probability of attaining the mean using the design load and appropriate variability factor. Later data available to the agency covering operation of 21 plants producing organic chemicals and petrochemical complexes indicated that use of multipliers of 2.1 and 3.9 for BOD5 would result in a 99% probability of attaining the mean. The same data, based on the average of the best (9 plants below the median) indicated that for Best Available Technology Economically Achievable the appropriate multipliers (99% probability of the best plants attaining the mean) are 1.7 and 2.6. The Phase I document used, and this reconsideration used, 1.7 and 3.0 for BATEA determinations. The Agency did not judge it necessary to convert to the more stringent multipliers at this time but did find that the design basis used is in fact technically correct in light of the substantial body of new data available for examination. Further revisions will enable the agency to propose variability factors appropriate to the ability of the industry to design and operate treatment facilities.

Generally, the costs of compliance with the changes proposed are low and are not expected to significantly affect prices, profitability, industry production, or growth. In most cases, it is expected that these costs can be passed on to the consumer through price increases ranging from 0.3 to 8.7 percent for 1977. However, in the ethylene glycol segment up to three producers which are not in-



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tegrated backward into the production of ethylene oxide may discontinue ethylene glycol production. This results from the very large abatement capital investment for BPT relative to process investment which cannot be averaged over both processes as is possible for the integrated producers. These plants are believed to represent no more than five percent of industry capacity, and would, thus, have minimal impact on industry capacity, employment, balance of trade, or industry growth. The Agency is continuing the economic impact analysis for these products in order to refine the conclusions for both 1977 and 1983 requirements on a continuing basis.

Executive Order 11821 (November 27, 1974) requires that major proposals for legislation and promulgation of regulations and rules by Agencies of the executive branch be accompanied by a statement certifying that the inflationary impact of the proposal has been evaluated.

OMB Circular A-107 (January 28, 1975) prescribes guidelines for the identification and evaluation of major proposals requiring preparation of inflationary impact certifications. The circular provides that during the interim period prior to final approval by OMB of criteria developed by each Agency, the Administrator is responsible for identifying those regulations which require evaluation and certification. The Administrator has directed that all regulatory actions which are likely to result in capital investment exceeding $100 million or annualized costs in excess of $50 million will require certification.

The Agency's analysis of the potential economic impacts of these regulations indicates that the incremental capital investment and annualized costs of this revision relative to the promulgated regulations associated with compliance are estimated to be less than these amounts.

### Ethylene Glycol

Data and information on the production of ethylene glycol were requested from ten companies. Responses to the request supplied new data from eight plants. There was one failure to respond with data and there was reuse of previously available data from one plant. One plant responded that they no longer manufactured the product.

The data received were considered to be long term averages since it generally was collected over a 30 day or longer period. The following is a summary of the available data.

*Summary of data and responses—ethylene glycol*

| Source | Flow, gallons per 1,000 lb | BOD5, pounds per 1,000 lb | COD, pounds per 1,000 lb |
|---|---|---|---|
| Citgo Corp., Lake Charles, La. | 120 | 0.07 | 11.30 |
| Dow Chemical Corp.,[1] Freeport, Tex. | 584 | .34 | 8.76 |
| Union Carbide Corp., Ponce, P.R. | 29 | .50 | .80 |
| Jefferson Chemical Co., Port Neches, Tex. | 178 | 1.02 | 2.18 |
| Union Carbide Corp., Taft, La. | 66 | 3.50 | 9.70 |
| Texas Eastman Co., Longview, Tex. | 2 | 7.00 | 12.00 |
| Shell Chemical Co.,[2] Houston, Tex. | 5,430 | 10.50 | 22.60 |
| Houston Chemical Co.,[3] Houston, Tex. | 14,300 | 11.30 | 12.20 |
| Olin Corp.,[3] Brandenburg, Ky. | 7,000 | 12.40 | 209.0 |

[1] This data was taken from the Development Document in lieu of new data promised but not made available to the Agency.
[2] Barometric condenser water accounts for 90 percent of flow.
[3] Barometric condenser water accounts for high flow.

Of the nine groups of data evaluated, four plants were below the median BOD5 raw waste load. The plants with BOD5 raw waste loads below the median are Dow, Freeport; Union Carbide, Ponce; Citgo, Lake Charles; and Jefferson Chemical, Port Neches. The average of the best, in terms of BOD5, is therefore 0.48 lb/1,000 lb product. The mean flow from the same plants is: 228 gallons/1,000 lb product. The mean COD from the same plants is 5.76 lb/1,000 lb product.

From these raw waste loads, the appropriate reduction factors (or concentration limits), the design limit is calculated; application of the appropriate variability factors results in the effluent limitations and guideline values proposed for this product/process in subcategory C.

for BPCTCA:

BOD5=228×8.34×10−6×10 mg/l=0.019 lb/1,000 lb
0.038×2=0.076 lb/1,000 lb (30 d maximum average)
0.038×4.5=0.17 lb/1,000 lb (daily maximum)
TSS=228×8.34×10−6×30 mg/l=0.057 lb/1,000 lb
0.057×2=0.11 lb/1,000 lb (30 d maximum average)
0.057×4.5=0.26 lb/1,000 lb (daily maximum)

for NSPS:

BOD5=0.038×(1−0.17)=0.032 lb/1,000 lb
0.032×2=0.064 lb/1,000 lb (30 d maximum average)
0.032×4.5=0.14 lb/1,000 lb (daily maximum)
TSS=228×8.34×10−6×15 mg/l=0.028
0.028×2=0.056 lb/1,000 lb (30 d maximum average)
0.028×4.5=0.13 lb/1,000 lb (daily maximum)

for BATEA:

COD=5.76×(1−0.92)=0.46 lb/1,000 lb
0.46×1.8=0.83 lb/1,000 lb (30 d maximum average)
0.46×2.5=1.15 lb/1,000 lb (daily maximum)
BOD5=228×8.34×10−6×20 mg/l=0.038 lb/1,000 lb
0.019×1.7=0.032 lb/1,000 lb (30 d maximum average)
0.018×3.0=0.054 lb/1,000 lb (daily maximum)
TSS=228×8.34×10−6×15 mg/l=0.028 lb/1,000 lb
0.028×1.7=0.048 lb/1,000 lb (30 d maximum average)
0.028×3.0=0.084 lb/1,000 lb (daily maximum)

*Ethylene Oxide.* Data and information on the production of ethylene oxide were requested from ten companies. Eight companies responded by supplying data, one responded that it no longer manufactured the product and one company promised data but did not supply it to the Agency. The data supplied generally represents production over a 30 day period or longer for each plant site and are considered long-term averages:





*Summary of data and responses—ethylene oxide*

| Source | Flow, gallons per 1,000 lb | BOD, pounds per 1,000 lb | COD, pounds per 1,000 lb |
|---|---|---|---|
| Houston Chemical Co.,[1] Houston, Tex. | 0 | 0 | 0 |
| Jefferson Chemical Co., Port Neches, Tex. | 12 | .0028 | .014 |
| Dow Chemical Co.,[2] Freeport, Tex. | 131 | .71 | 5.26 |
| Texas Eastman Co., Longview, Tex. | 40 | 1.20 | 2.61 |
| Union Carbide Corp., Taft, La. | 100 | 2.48 | 4.61 |
| Union Carbide Corp., Ponce, P.R. | 176 | 4.60 | 14.0 |
| Celanese Corp. | 20 | 5.60 | 8.20 |
| Shell Chemical Co.,[3] Houston, Tex. | 1,206 | 9.10 | 20.00 |
| Citgo Corp.,[4] Lake Charles, La. | 890 | .51 | 88.00 |
| Olin Corp.,[4] Brandenburg, Ky. | 980 | 8.40 | 24.50 |

[1] All waste waters are generated from the ethylene glycol process in a combined process train.
[2] This data was taken from the Development Document in lieu of new data promised but not made available to the Agency.
[3] 75 percent of waste waters are from undescribed miscellaneous sources.
[4] Barometric condensers account for the high flow.

The best plants, with BOD5 loads less than the median plant, are: Houston Chemical, Jefferson Chemical, Dow Chemical, Texas Eastman and, Union Carbide (Taft plant). The raw waste load BOD5 represented by the average of the best is therefore 0.88 lb/1,000 lb of product. The mean flow from the same plants is 57 gallons/1,000 lb product. The raw waste load COD is 2.49 lbs/1,000 lb of product.

From these raw waste loads, the appropriate reduction factors (or concentration limit), the design limit is calculated; application of the appropriate variability factors results in the effluent limitation and guideline values proposed for this product/process in subcategory B.

for BPCTCA:

BOD5=57×8.34×10−6×30=0.014 lb/1,000 lb
0.014×2=0.028 lb/1,000 lb (30 d maximum average)
0.014×4.5=0.063 lb/1,000 lb (daily maximum)
TSS=57×8.34×10−6×30 mg/l=0.014 lb/1,000 lb
0.014×2=0.028 lb/1,000 lb (30 d maximum average)
0.014×4.5=0.063 lb/1,000 lb (daily maximum)

for NSPS:

BOD5=0.014 (1−0.17)=0.012 lb/1,000 lb
0.012×2=0.015 lb/1,000 lb (30 d maximum average)
0.012×4.5=0.054 lb/1,000 lb (daily maximum)
TSS=57×8.34×10−6×15 mg/l=0.0071 lb/1,000 lb
0.0071×2=0.014 lb/1,000 lb (30 d maximum average)
0.0071×4.5=0.032 lb/1,000 lb (daily maximum)

for BATEA:

COD=2.49×(1−0.92)=0.2 lb/1,000 lb
0.2×1.8=0.36 lb/1,000 lb (30 d maximum average)
0.2×2.5=0.5 lb/1,000 lb (daily maximum)
BOD=57×8.34×10−6×10 mg/l=0.0048 lb/1,000 lb
0.0048×1.7=0.0082 lb/1,000 lb (30 d maximum average)
0.0048×3=0.014 lb/1,000 lb (daily maximum)
TSS=57×8.34×10−6×15 mg/l=0.0071 lb/1,000 lb
0.0071×1.7=0.012 lb/1,000 lb (30 d maximum average)
0.0071×3=0.021 lb/1,000 lb (daily maximum)

*Oxo Chemicals.* Data and information or the production of oxo chemicals were requested from six companies. Five companies responded with data and data already available from the contractors survey was also available for evaluation. These data are considered long term averages since they were generally collected over a 30 day period or longer.



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| Source | Flow, gallons per 1,000 lb | BOD, pounds per 1,000 lb | COD, pounds per 1,000 lb |
|---|---|---|---|
| Dow Badische [1] Freeport, Tex. | 420 | 3.20 | 4.25 |
| Exxon Chemical Co., Houston, Tex. | 1,400 | 5.40 | 9.15 |
| Shell Chemical Co., Houston, Tex. | 15 | 11.20 | 14.40 |
| Texas Eastman Co., Longview, Tex. | 165 | 13.50 | 25.00 |
| Union Carbide Corp., Texas City, Tex. | 816 | 20.60 | 40.80 |
| Union Carbide Corp., Seadrift, Tex. | 1,121 | 24.30 | 45.40 |
| USS Chemicals Co.,[2] Ironton, Ohio | 212 | NA | NA |

[1] This data was obtained from the Development Document.
[2] Raw waste load data were not available.

From the six plants with BOD5 raw waste load data, the three plants with BOD5 raw waste load below the median value are Dow Badische, Exxon at Houston, and Shell at Houston. The raw waste load BOD5 for the average of the best is therefore 6.6 lb/1,000 lb of product. The corresponding average flow is 612 gallons/1,000 lb of product. The COD raw waste load is calculated to be 9.27 lb/1,000 lb of product.

From these values, the appropriate reduction factors (or concentration limits) the design limit is calculated. Application of the appropriate variability factors results in the effluent limitations and guidelines proposed for this product/process in subcategory C.

for BPCTCA:

BOD5=612×8.34×10−6×30 mg/l=0.15 lb/1,000 lb
0.15×2=0.30 lb/1,000 lb (30 d maximum average)
0.15×4.5=0.69 lb/1,000 lb (daily maximum)
TSS=612×8.34×10−6×30 mg/l=0.15 lb/1,000 lb
0.51×2=0.30 lb/1,000 lb (30 d maximum average)
0.15×4.5=0.69 lb/1,000 lb (daily maximum)

for NSPS:

BOD5=0.15×(1−0.17)=0.12
0.12×2=0.24 lb/1,000 lb (30 d maximum average)
0.12×4.5=0.57 lb/1,000 lb (daily maximum)
TSS=612×8.34×10−6×15 mg/l=0.076 lb/1,000 lb
0.076×2=0.15 lb/1,000 lb (30 d maximum average)
0.076×4.5=0.34 lb/1,000 lb (daily maximum)

for BATEA:

COD=9.3 (1−0.92)=0.74 lb/1,000 lb
0.74×1.8=1.34 lb/1,000 lb (30 d maximum average)
0.74×2.5=1.86 lb/1,000 lb (daily maximum)
BOD5=612×8.34×10−6×10 mg/l=0.051 lb/1,000 lb
0.051×1.7=0.087 lb/1,000 lb (30 d maximum average)
0.051×3=0.15 lb/1,000 lb (daily maximum)
TSS=612×8.34×10−6×15 mg/l=0.077 lb/1,000 lb
0.077×1.7=0.13 lb/1,000 lb (30 d maximum average)
0.077×3=0.23 lb/1,000 lb (daily maximum)

*Methyl Amines.* Data and information were requested from five companies on the manufacture of methyl amines. Two companies, DuPont and Commercial Solvents responded with data. Another company, GAF Corporation, offered to respond with data, but has not. The Pennwalt Corporation and Air Products and Chemicals Company responded that they no longer manufacture this product.

Both sets of new data available to the Agency were obtained over a 30 day period or longer and are considered long term averages. Data submitted from the Commercial Solvents Corporation, Terre Haute, Indiana plant was determined to be significantly different from the DuPont process since the former does not employ recovery and recycle of methanol. The resultant waste loads from this process are, as a result, very high. It is also noted that waste water effluent from this plant is not discharged but applied to land by a spray irrigation system.

The DuPont, Houston data was taken over a 60 day period and reported on the basis of net saleable production and on the basis of gross throughput production. Data was also available from another DuPont plant but was of short duration and it was judged to be less reliable than the Houston plant data. This data is summarized as follows:





*Basis for production*

| | Gross throughput production | Net saleable production |
|---|---|---|
| Flow, gallons per 1,000 lb | 799 | 175 |
| BOD, pounds per 1,000 lb | 2.74 | .69 |
| COD, pounds per 1,000 lb | 5.30 | 1.17 |

It was determined that the most appropriate basis for calculation of methyl amines limitations is the basis of total reactor throughput.

From these data and application of the appropriate reduction factor (or concentration limits) the design effluent limitations are derived. Limitations based on the daily maximum and 30 day maximum average are derived as follows by use of the appropriate variability factors for this product/process in subcategory B.

for BPCTCA:

BOD5=0.6×(1−0.93)=0.042 lb/1,000 lb
0.042×2=0.084 lb/1,000 lb (30 d maximum average)
0.042×4.5=0.19 lb/1,000 lb (daily maximum)
TSS=175×8.34×10−6×30 mg/l=0.044
0.044×2=0.088 (30 d maximum average)
0.044×4.5=0.2 (daily maximum)

for NSPS:

BOD5=0.042×(1−0.17)=0.35 lb/1,000 lb
0.035×2=0.07 lb/1,000 lb (30 d maximum average)
0.035×4.5=0.16 lb/1,000 lb (daily maximum)
TSS=175×8.34×10−6×15 mg/l=0.022 lb/1,000 lb
0.022×2=0.044 lb/1,000 lb (30 d maximum average)
0.022×4.5=0.1 lb/1,000 lb (daily maximum)

for BATEA:

COD=1.7×(1−0.92)=0.094 lb/1,000 lb
0.094×1.8=0.17 lb/1,000 lb (30 d maximum average)
0.094×2.5=0.23 lb/1,000 lb (daily maximum)
BOD=175×8.34×10−6×10 mg/l=0.015 lb/1,000 lb
0.015×1.7=0.025 lb/1,000 lb (30 d maximum average)
0.015×3=0.045 lb/1,000 lb (daily maximum)
TSS=175×8.34×10−6×15 mg/l=0.022 lb/1,000 lb
0.022×1.7=0.037 lb/1,000 lb (30 d maximum average)
0.022×3=0.066 lb/1,000 lb (daily maximum)

It follows from the above calculations of design limits and effluent limitations and guidelines that the Agency, in this reconsideration, has maintained the treatment guidelines previously outlined in technical support documents. These are interpreted to require a 93 percent reduction in raw waste load to a minimum of 20 mg/l of BOD5. If 93 percent reduction results in design loads exceeding 30 mg/l, a higher reduction, up to but not exceeding 99 percent reduction for BPCTCA. Just as 20 mg/l for BPTCA has been established as a lower design limit so, also, has a lower limit of practicability of design for COD reduction in BATEA been set as 50 mg/l. It is not intended that application of these limitations and guidelines impose an effluent limit more stringent than these values.

Interested persons may participate in this rulemaking by submitting written comments in triplicate to the EPA Information Center, Environmental Protection Agency, Washington, D.C. 20460, Attention: Ms. Ruth Brown. Comments on all aspects of this request for public participation are solicited. In the event comments are in the nature of criticism, as to the adequacy of data which is available, or which may be relied upon by the Agency, comments should identify and, if possible, provide any additional data which may be available and should indicate why such data is essential to the development of regulations.

In the event comments address the approach taken by the Agency, EPA solicits suggestions as to what alternative approach should be taken and why and how these alternatives better satisfy the detailed requirements of sections 301, 304 and 306 of the Act.

A copy of all comments will be available for inspection and copying at the EPA Freedom for Information Center, Room 204, West Tower, Waterside Mall, 401 M Street, SW., Washington, D.C. 20460. The EPA information regulation, 40 CFR Part 2, provides that a reasonable fee may be charged for copying. All comments received not later than September 15, 1975 will be considered.

Dated: August 7, 1975.

RUSSELL F. TRAIN,
*Administrator.*

In consideration of the foregoing, it is proposed to amend 40 CFR Chapter I, Subchapter N, Part 414, as set forth below.

1. The phrases, "ethylene oxide" and "methyl amines" are deleted from the following 414.22(a), 414.23(a) and 414.25 (a). The phrase "ethylene glycol" is deleted from the following sections: 414.32(a), 414.33(a) and 414.35(a). The phrase "oxo chemicals" is deleted from the following Sections: 414.32(b), 414.33 (b), and 414.35(b).

2. Section 414.22 is amended by adding a paragraph (c) and (d) to read as follows:

**§ 414.22 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology currently available.**

* * * * * *

(c) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of methyl amines by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day (kg/kkg) | or | Average of daily values for 30 consecutive days shall not exceed— (lb/1,000 lb) |
|---|---|---|---|
| BOD5 | 0.19 | | 0.084 |
| TSS | 0.2 | | 0.088 |
| pH | Within the range 6.0 to 9.0. | | |

(d) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene oxide by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day (kg/kkg) | or | Average of daily values for 30 consecutive days shall not exceed— (lb/1,000 lb) |
|---|---|---|---|
| BOD5 | 0.063 | | 0.028 |
| TSS | 0.063 | | 0.028 |
| pH | Within the range 6.0 to 9.0. | | |

3. Section 414.23 is amended by adding a paragraph (c) and (d) to read as follows:

**§ 414.23 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.**

* * * * * *

(c) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of methyl amines by a point source subject to the provisions of this subpart after application of the best available technology economically achievable:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| COD | 0.23 | | 0.17 |
| $BOD_5$ | 0.045 | | 0.025 |
| TSS | 0.068 | | 0.037 |
| pH | Within the range 6.0 to 9.0. | | |

(d) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene oxide by a point source subject to the provisions of this subpart after application of the best available technology economically achievable:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| COD | 0.5 | | 0.35 |
| $BOD_5$ | 0.014 | | 0.0062 |
| TSS | 0.021 | | 0.012 |
| pH | Within the range 6.0 to 9.0. | | |

4. Section 414.25 is amended by adding a paragraph (c) and (d) to read as follows:

**§ 414.25 Standards of performance for new sources.**

• • • • •

(c) The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of methyl amines by a new source subject to the provision of this subpart:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| $BOD_5$ | 0.16 | | 0.07 |
| TSS | 0.1 | | 0.044 |
| pH | Within the range 6.0 to 9.0. | | |

(d) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene oxide by a new source subject to the provisions of this subpart.

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| $BOD_5$ | 0.054 | | 0.024 |
| TSS | 0.032 | | 0.014 |
| pH | Within the range 6.0 to 9.0. | | |

5. Section 414.32 is amended by adding a paragraph (f) and (g) to read as follows:

**§ 414.32 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best practicable control technology available.**

• • • • •

(f) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene glycol by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| $BOD_5$ | 0.17 | | 0.076 |
| TSS | 0.26 | | 0.11 |
| pH | Within the range 6.0 to 9.0. | | |

(g) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of oxo chemicals by a point source subject to the provisions of this subpart after application of the best practicable control technology currently available:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— | |
|---|---|---|---|
| | kg/kkg | or | lb/1,000 lb |
| $BOD_5$ | 0.69 | | 0.30 |
| TSS | 0.69 | | 0.30 |
| pH | Within the range 6.0 to 9.0. | | |

• • • • •

6. Section 414.33 is amended by adding a paragraph (f) and (g) to read as follows:

**§ 414.33 Effluent limitations guidelines representing the degree of effluent reduction attainable by the application of the best available technology economically achievable.**

(f) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene glycol by a point source subject to the provisions of this subpart after application of the best available technology economically achievable:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— |
|---|---|---|
| | kg/kkg or lb/1,000 lb | |
| COD | 1.15 | 0.83 |
| $BOD_5$ | 0.054 | 0.032 |
| TSS | 0.084 | 0.048 |
| pH | Within the range 6.0 to 9.0. | |

(g) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of oxo chemicals by a point source subject to the provisions of this subpart after application of the best available technology economically achievable:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— |
|---|---|---|
| | kg/kkg or lb/1,000 lb | |
| COD | 1.56 | 1.34 |
| $BOD_5$ | 0.15 | 0.087 |
| TSS | 0.23 | 0.13 |
| pH | Within the range 6.0 to 9.0. | |

7. Section 414.35 is amended by adding a new paragraph (f) and (g) to read as follows:

**§ 414.35 Standards of performance for new sources.**

• • • • •

(f) The following standards of performance establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of ethylene glycol by a new source subject to the provisions of this subpart:

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— |
|---|---|---|
| | kg/kkg or lb/1,000 lb | |
| $BOD_5$ | 0.14 | 0.064 |
| TSS | 0.13 | 0.056 |
| pH | Within the range 6.0 to 9.0. | |





(g) The following limitations establish the quantity or quality of pollutants or pollutant properties, controlled by this paragraph, which may be discharged from the manufacture of oxo chemicals by a new source subject to the provisions of this subpart.

| Effluent characteristic | Effluent limitations: Maximum for any 1 day | Average of daily values for 30 consecutive days shall not exceed— |
|---|---|---|
| | kg/kkg or lb/1,000 lb | |
| $BOD_5$ | 0.57 | 0.21 |
| TSS | 0.34 | 0.16 |
| pH | Within the range 6.0 to 9.0. | |

[FR Doc.75-21373 Filed 8-14-75;8:45 am]

## [ 40 CFR Part 190 ]

[416-1]

## ENVIRONMENTAL RADIATION PROTECTION FOR NUCLEAR POWER

### Extension of Comment Period

On May 29, 1975, the Environmental Protection Agency proposed environmental standards for normal releases of radioactive materials from operations of the uranium fuel cycle (40 FR 23420). That notice provided a 60-day comment period which expired on July 28, 1975. Due to the complexity of the considerations involved in this proposed rulemaking, the Agency is extending the period for comment until September 15, 1975.

A number of parties have also indicated their desire to participate in a public hearing on this proposed rulemaking following expiration of the above comment period. The Agency will hold such hearings in order to provide further opportunity for the full presentation of information and views that will assist the Agency in formulating this proposed rule in final form. The date, location and format for such hearings will be announced following expiration of the above comment period.

Dated: August 11, 1975.

ROGER STRELOW,
*Assistant Administrator for Air and Waste Management.*

[FR Doc.75-21371 Filed 8-14-75;8:45 am]

# FEDERAL MARITIME COMMISSION

## [ 46 CFR Part 536 ]

[General Order 13; Docket No. 75-28]

## GENERAL RATE INCREASES AND CERTAIN SURCHARGES FILED BY COMMON CARRIERS, CONFERENCES, AND MEMBER CARRIERS OF RATE AGREEMENTS

### Submission of Revenue and Cost Data; Correction

In the Commission's notice of proposed rulemaking in this proceeding (40 FR 33688; August 11, 1975), the phrase "Aggregate Statement of Net Profit or Loss" appearing in proposed paragraph (a)(4)(iv)(B) should read "Statement of Revenue and Expense."

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21533 Filed 8-14-75;8:45 am]

# SECURITIES AND EXCHANGE COMMISSION

## [ 17 CFR Part 200 ]

[Release Nos. 33-5605, 34-11580, 35-19122, 39-406, IA-469, IC-8882]

## PRIVACY ACT OF 1974

### Exemptions

Notice is hereby given that the Chairman of the Securities and Exchange Commission proposes to exempt certain systems of records that are maintained by the Securities and Exchange Commission from specified provisions of the Privacy Act of 1974. Pursuant to section (k) of the Act, the head of any Federal agency that maintains a system of records, from which records pertaining to an individual can be retrieved by reference to the individual's name or to an identifying number, symbol or other identifying particular assigned to the individual, may promulgate certain exemptive rules.

Among the systems of records that are maintained by the Commission [1] are the following, each of which includes investigatory materials that were compiled in connection with the Commission's enforcement responsibilities under the federal securities laws.

1. Division of Enforcement Investigative Working Files.
2. Securities Violation Records and Bulletin.
3. Investigatory Files—SEC.
4. Division of Enforcement Preliminary Market Surveillance Inquiries.
5. Atlanta Regional Office General Index of Files and Atlanta Regional Office Investigatory Files.
6. Boston Regional Office Investigation Index File System and Boston Regional Office Investigatory Files.
7. Chicago Regional Office Index Cards and Chicago Regional Office Investigatory Files.
8. Cleveland Branch Office Investigatory Files and Cleveland Branch Office Index Cards.
9. Denver Regional Office Cross-Reference Index Cards and Denver Regional Office Investigatory Files.
10. Detroit Branch Office Investigatory Files and Detroit Branch Office Index Cards.
11. Fort Worth Regional Office General Indices and Fort Worth Regional Office Investigatory Files.
12. Houston Branch Office General Indices and Houston Branch Office Investigatory Files.
13. Los Angeles Regional Office Investigative Files.
14. Miami Branch Office General Index of Files and Miami Branch Office Investigatory Files.
15. New York Regional Office Master Card Index and New York Regional Office Investigatory Files.
16. New York Regional Office Index of Complaints.
17. Philadelphia Branch Office Investigatory Files.
18. Saint Louis Branch Office Investigative Files and Saint Louis Branch Office Inquiry, Complaint and General Reference Files.
19. Salt Lake City Branch Office Cross-Reference Index Cards and Salt Lake City Branch Office Investigatory Files.
20. San Francisco Branch Office Investigative Files and San Francisco Branch Office Regulation A Files.
21. Seattle Regional Office Master Card Index and Related Regulatory, Investigatory, and Legal Files Systems.
22. Washington Regional Office Investigatory Files.
23. Office of the General Counsel Working Files.
24. Office of the Chief Accountant Working Files.
25. Investigations and Actions Index.
26. Complaint Processing System.
27. Investor Service Complaint Index.
28. Name-Relationship Index System.
29. Rule 2(e) of the Commission's Rules of Practice—Appearing or Practicing Before the Commission.
30. Division of Enforcement Liaison Working Files.

To the extent that these systems of records contain materials that were compiled for law enforcement purposes, they would be exempted pursuant to section (k)(2) of the Act, 5 U.S.C. 552a(k)(2), from sections (c)(3), (d), (e)(1), (e)(4)(G), (H) and (I), and (f) of the Privacy Act, 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (H) and (I) and (f), except under the circumstances set forth in the proviso to section (k)(2) of the Act, 5 U.S.C. 552a(k)(2).[2]

The Commission's systems of records also include the following systems:

1. Office of Personnel Code of Conduct and Employee Performance Files.
2. Personnel Security Files.

These files contain investigatory materials that were compiled in connection with the individual's initial appointment to the staff of the Commission as well as investigatory materials compiled in connection with consideration of the individual's continued suitability to be an employee of the Commission. Such records often contain information that has been obtained from individuals pursuant to a promise by the Commission to maintain the confidentiality of their identity.

[1] These systems of records will be described in greater detail in the notices of the Commission's systems of records which will shortly be published in the FEDERAL REGISTER pursuant to Section (e)(4) of the Privacy Act, 5 U.S.C. 552a(e)(4).

[2] Section (k)(2) of the Act provides that the head of an agency may promulgate rules exempting:

Investigatory materials compiled for law enforcement purposes • • • *Provided, however,* That if any individual is denied any right, privilege, or benefit that he would otherwise be entitled by Federal Law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence or, prior to the effective date of this section, under an implied promise that the identity of the source will be held in confidence.



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Pursuant to section (k)(5) of the Privacy Act, 5 U.S.C. 552a(k)(5), this system of records would be exempted from sections (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f) of the Act, 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4)(G), (H) and (I), and (f), insofar as it contains investigatory material compiled for determining the individual's suitability for employment by the Commission. This exemption will be applicable only to the extent that the disclosure of such investigatory materials would reveal the identity of a source who furnished information to the Government under an express promise that the individual's identity will be held in confidence, or, prior to September 27, 1975, an implied promise by the Commission that the individual's identity will be held in confidence.

Any person interested in these proposed exemptions is invited to submit written data, views or arguments pertaining to them to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before September 12, 1975. Envelopes should be marked "Privacy Act Exemptions" to ensure expeditious consideration. Reference should be made to file number S7-576. All communications will be available for public inspection.

The text of the proposed exemptions is as follows:

§ 200.312 Specific exemptions.

Pursuant to section (k) of the Privacy Act of 1974, the Chairman of the Securities and Exchange Commission has deemed it necessary to promulgate the following exemptions to specified provisions of the Privacy Act:

(a) Pursuant to, and limited by 5 U.S.C. 552a(k)(2), the following systems of records maintained by the Commission shall be exempted from 5 U.S.C. 552a (c)(3), (d), (e)(1), (e)(4)(G), (H) and (I) and (f) insofar as they contain investigatory materials compiled for law enforcement purposes: (1) Division of Enforcement Investigative Working Files; (2) Securities Violation Records and Bulletin; (3) Investigatory Files—SEC; (4) Division of Enforcement Preliminary Market Surveillance Inquiries; (5) Atlanta Regional Office General Index of Files and Atlanta Regional Office Investigatory Files; (6) Boston Regional Office Investigation Index File System and Boston Regional Office Investigatory Files; (7) Chicago Regional Office Index Cards and Chicago Regional Office Investigatory Files; (8) Cleveland Branch Office Investigatory Files and Cleveland Branch Office Index Cards; (9) Denver Regional Office Cross-Reference Index Cards and Denver Regional Office Investigatory Files; (10) Detroit Branch Office Investigatory Files and Detroit Branch Office Index Cards; (11) Fort Worth Regional Office General Indices and Fort Worth Regional Office Investigatory Files; (12) Houston Branch Office General Indices and Houston Branch Office Investigatory Files; (13) Los Angeles Regional Office Investigative Files; (14) Miami Branch Office General Index of Files and Miami Branch Office Investigatory Files; (15) New York Regional Office Master Card Index and New York Regional Office Investigatory Files; (16) New York Regional Office Index of Complaints; (17) Philadelphia Branch Office Investigatory Files; (18) Saint Louis Branch Office Investigative Files and Saint Louis Branch Office Inquiry, Complaint and General Reference Files; (19) Salt Lake City Branch Office Cross-Reference Index Cards and Salt Lake City Branch Office Investigatory Files; (20) San Francisco Branch Office Investigative Files and San Francisco Branch Office Regulation A Files; (21) Seattle Regional Office Master Card Index and Related Regulatory, Investigatory, and Legal Files Systems; (22) Washington Regional Office Investigatory Files; (23) Office of the General Counsel Working Files; (24) Office of the Chief Accountant Working Files; (25) Investigations and Actions Index; (26) Complaint Processing System; (27) Investor Service Complaint Index; (28) Name-Relationship Index System; (29) Rule 2(e) of the Commission's Rules of Practice—Appearing or Practicing Before the Commission; (30) Division of Enforcement Liaison Working Files.

(b) Pursuant to 5 U.S.C. 552a(k)(5) the system of records containing the Commission's Office of Personnel Code of Conduct and Employee Performance Files shall be exempt insofar as it contains investigatory material compiled to determine an individual's initial or continued employment with the Commission but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence.

By the Commission.

GEORGE A. FITZSIMMONS,
*Secretary.*

AUGUST 8, 1975.

[FR Doc.75-21386 Filed 8-14-75;8:45 am]

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[ 17 CFR Part 200 ]

[Release Nos. 33-5604, 34-11579, 35-19121, 39-405, IC-8881, IA-468]

## PRIVACY ACT OF 1974

### Implementation

Notice is hereby given that the Securities and Exchange Commission proposes to amend 17 CFR Part 200 by adding Subpart H to implement provisions of the Privacy Act of 1974, 5 U.S.C. 552a (Pub. L. No. 93-579, 88 Stat. 1896).

The proposed regulations, among other things, would specify (1) the procedures whereby an individual could be advised whether any of the systems of records maintained by the Commission contain records that pertain to him; (2) the procedures for gaining access to those records that pertain to the individual; and (3) procedures whereby an individual can seek to amend the contents of records that pertain to him. The regulations specify the time, place and method of submitting requests to the Commission under the Act and provide procedures to obtain agency review of initial denials of requests for access or amendment.

A proposal to promulgate exemptions for certain records from specified provisions of the Privacy Act is being published simultaneously for comment and reference should be made to those proposals inasmuch as they may affect an individual's rights under the rules that follow.

**Subpart H—Regulations Pertaining to the Privacy of Individuals and Systems of Records Maintained by the Commission**

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200.301 Purpose and scope.
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AUTHORITY: Pub. L. 93-579; secs. (f) and (k), 5 U.S.C. 552a (f) and (k).

**Subpart H—Regulations Pertaining to the Privacy of Individuals and Systems of Records Maintained by the Commission**

**§ 200.301 Purpose and Scope.**

(a) The Privacy Act of 1974, 88 Stat. 1896, is based, in part, on the finding by Congress that "in order to protect the privacy of individuals identified in information systems maintained by Federal agencies, it is necessary and proper for the Congress to regulate the collection, maintenance, use, and dissemination of information by such agencies." To achieve this objective the Act, among other things, provides with some exceptions that Federal agencies shall advise an individual upon request whether records maintained by the agency in a system of records pertain to the individual and shall grant the individual access to such records. The Act further provides that individuals may request amendments or corrections to records pertaining to them that are maintained by the agency and that the agency shall either grant the requested amendments or set forth fully its reasons for refusing to do so.

(b) The Securities and Exchange Commission, pursuant to subsections (f) and (k) of the Privacy Act, proposes to adopt the following rules and procedures to implement the provisions of the Act summarized above and other provisions of the Act. These rules and procedures will be applicable to all requests for information, access or amendment to records pertaining to an individual that are contained in any system of records that is maintained by the Commission.





**§ 200.302 Definitions.**

The following definitions shall apply for purposes of this part:

(a) The terms "individual," "maintain," "record," "system of records," and "routine use" are defined for purposes of these rules as they are defined in 5 U.S.C. 552a (a)(2), (a)(3), (a)(4), (a)(5), and (a)(6).

(b) "Commission" means the Securities and Exchange Commission.

**§ 200.303 Times, places and requirements for requests pertaining to individual records in a record system and for the identification of individuals making requests for access to the records pertaining to them.**

(a) *Place to make request.* Any request by an individual to be advised whether any system of records maintained by the Commission and named by the individual contains a record pertaining to him or any request by an individual for access to records pertaining to him that are contained in a system of records maintained by the Commission shall be submitted by the individual during normal business hours at the Commission's Public Reference Room located at 1100 L Street, NW., Washington, D.C., or by mail addressed to the Securities and Exchange Commission, Privacy Act Officer, Public Reference Section, 1100 L Street, NW., Washington, D.C. 20549. All requests will be required to be put in writing and signed by the individual making the request.

(1) *Information to be included in requests.* Each request by an individual concerning whether the Commission maintains a record in a system of records that pertains to him or for access to any record pertaining to the individual that is maintained by the Commission in a system of records shall include such information as will assist the Commission in identifying those records as to which the individual is seeking information or access. Where practicable the individual should identify the system of records that is the subject of his request by reference to the Commission's notices of systems of records published in the FEDERAL REGISTER. Where a system of records is compiled on the basis of a specific identification scheme, the individual should include in his request the identification number or other identifier assigned to him. In the event the individual does not know the specific identifier assigned to him, he shall provide such other information, including his full name, address, date of birth and subject matter of the record, to aid in processing his request. If additional information is required before a request can be processed, the individual shall be so advised.

(2) *Verification of identity.* When the fact of the existence of a record is not required to be disclosed under the Freedom of Information Act, 5 U.S.C. 552, as amended, or when a record as to which access has been requested is not required to be disclosed under that Act, the individual seeking the information or requesting access to the record shall be required to verify his identity before access will be granted or information given. For this purpose, individuals shall appear at the Commission's Public Reference Room located at 1100 L Street, NW, Washington, D.C., during normal business hours of 9 a.m. to 5:30 p.m. e.s.t. Monday through Friday, or at one of the Commission's Regional or Branch Offices. The addresses and business hours of those Offices are listed below:

Atlanta Regional Office, 1371 Peachtree Street, NE., Suite 138, Atlanta, Georgia 30309, Office hours—8:30 a.m.–5 p.m. e.s.t.
Boston Regional Office, 150 Causeway Street, Boston, Massachusetts 02114, Office hours—9 a.m.–5:30 p.m. e.s.t.
Chicago Regional Office, Everett McKinley Dirksen Bldg., 219 South Dearborn Street, Room 1708, Chicago, Illinois 60604, Office hours—8:45–5:15 p.m. e.s.t.
Cleveland Branch Office, Federal Office Building, 1240 East Ninth Street, Room 899, Cleveland, Ohio 44199, Office hours—8:30 a.m.–5 p.m. e.s.t.
Denver Regional Office, Two Park Central, Room 640, 1515 Arapahoe Street, Denver, Colorado 80202, Office hours—8 a.m.–4:30 p.m. m.s.t.
Detroit Branch Office, 1044 Federal Building, Detroit, Michigan 48226, Office hours—8:30 a.m.–5 p.m. e.s.t.
Fort Worth Regional Office, 503 U.S. Court House, 10th and Lamar Streets, Fort Worth, Texas 76102, Office hours—8:30 a.m.–5 p.m. e.s.t.
Houston Branch Office, Federal Office and Courts Building, 515 Rusk Avenue, Room 7615, Houston, Texas 77002, Office hours—8:30 a.m.–5 p.m. e.s.t.
Los Angeles Regional Office, U.S. Court House, 312 North Spring Street, Room 1043, Los Angeles, California 90012, Office hours—8 a.m.–4:30 p.m. p.s.t.*
Miami Branch Office, Dupont Plaza Center, 300 Biscayne Boulevard Way, Suite 701, Miami, Florida 33131, Office hours—8:30 a.m.–5 p.m. e.s.t.
New York Regional Office, 26 Federal Plaza, New York, New York 10007, Office hours—9 a.m.–5:30 p.m. e.s.t.
Philadelphia Branch Office, William J. Green Jr. Federal Building, 600 Arch Street, Room 2204, Philadelphia, Pennsylvania 19106, Office hours—9 a.m.–5:30 p.m. e.s.t.
Saint Louis Branch Office, 210 North 12th Street, Room 1462, Saint Louis, Missouri 63101, Office hours—8:30 a.m.–5 p.m. e.s.t.
Salt Lake City Branch Office, Federal Reserve Bank Building, 120 South State Street, Salt Lake City, Utah 89111, Office hours—8 a.m.–4:30 p.m. m.s.t.
San Francisco Branch Office, 450 Golden Gate Avenue, Box 36042, San Francisco, California 94102, Office hours—8 a.m.–4:30 p.m. p.s.t.
Seattle Regional Office, 1411 4th Avenue Building, Room 810, Seattle, Washington 98101, Office hours—8:30 a.m.–5 p.m. p.s.t.
Washington, D.C., Regional Office, Ballston Centre Tower, 4015 Wilson Boulevard, Arlington, Virginia 22203, Office hours—9 a.m.–5:30 p.m. e.s.t.

None of the Commission's offices are open on Saturday, Sunday or the following legal holidays: New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Columbus Day, Thanksgiving Day or Christmas Day.

(3) *Methods for verifying identity—appearance in person.* For the purpose of verifying his identity, an individual seeking information as to records pertaining to him or access to those records shall furnish documentation that may reasonably be relied on to establish the individual's identity. Such documentation might include a valid birth certificate, driver's license, employee or military identification card, or medicare card.

(4) *Method for verifying identity by mail.* Where an individual cannot appear at one of the Commission's Offices for the purpose of verifying his identity, he may submit along with the request for information or access a signed and notarized statement attesting to his identity. Where access is being sought the sworn statement shall include a representation that the records being sought pertain to the individual and a stipulation that the individual is aware that knowingly and willfully requesting or obtaining records pertaining to an individual from the Commission under false pretenses is a criminal offense.

(5) *Additional procedures for verifying identity.* When it appears appropriate there may be made such other arrangements for the verification of identity as are reasonable under the circumstances and appear to be effective to prevent unauthorized disclosure of or access to individual records.

(b) *Acknowledgement of requests for information pertaining to individual records in a record system or for access to individual records.* (1) Except where an immediate acknowledgement is given for requests made in person, the Commission will acknowledge receipt of a request for information pertaining to individual records in a record system within 10 days after the receipt of such request. The Commission will process requests as promptly as possible and a response to such requests will be given within 30 days (excluding Saturdays, Sundays, and legal holidays) unless, within the 30 day period and for cause shown, the Commission shall notify the individual making the request in writing that a longer period is necessary.

(2) When an individual appears in person at the Commission's Public Reference Room in Washington, D.C., or at one of its Regional or Branch Offices to request access to records pertaining to him, and such individual provides the required information and verification of identity, the Commission's staff, if practicable, will indicate at that time whether it is likely that the individual will be given access to the records and, if so, when and under what circumstances such access will be given. In the case of requests received by mail, the Commission, whenever practicable, will acknowledge receipt of the request within 10 days after receipt (excluding Saturdays, Sundays, and legal holidays). The acknowledgement will indicate, if practicable,

* In September, 1975, the Los Angeles Regional Office will be relocated to 10960 Wilshire Boulevard, Los Angeles, California.

whether or not access likely will be granted and, if so, when and under what circumstances.

**§ 200.304 Disclosure of requested records.**

(a) *Initial review.* Requests by individuals for access to records pertaining to them will be referred to the Commission's Privacy Act Officer who initially will determine whether access will be granted, *Provided, however,* That a Director of a staff Division of the Commission or Office head whose zone of responsibility relates to the record requested (see 17 CFR 200.13 et seq.), may make a determination that access is not lawfully required to be granted and should not be granted, in which case he, and not the Privacy Act Officer, shall make the required notification to the individual making the request.

(b) *Grant of request for access.* (1) If it is determined that a request for access to records pertaining to an individual will be granted, the individual will be advised by mail that access will be given at the designated Office of the Commission or a copy of the requested record will be provided by mail if the individual shall so indicate. Where the individual requests that copies of the record be mailed to him or requests copies of the record upon reviewing it at a Commission Office, the individual shall pay the cost of making the requested copies, as more fully described in § 200.310 of this Subpart.

(2) In granting access to an individual to a record pertaining to him the Commission shall take such steps as are necessary to prevent the unauthorized disclosure at the same time of information pertaining to individuals other than the person making the request or of other information that does not pertain to the individual.

(c) *Denial of request for access.* If it is determined that access will not be granted, the individual making the request will be notified of that fact and given the reasons why access is being denied. The individual also will be advised (1) of his right to seek review by the Commission of the initial decision to deny access, in accordance with the procedures set forth in § 200.308 of this Subpart; and (2) of his right ultimately to obtain judicial review pursuant to 5 U.S.C. 552a(g)(1)(A) of a final denial of access by the Commission.

(d) *Time for acting on requests for access.* Access to a record pertaining to an individual normally will be granted or denied within 30 days (excluding Saturdays, Sundays and legal holidays) after the receipt of the request for access by the Commission unless the Commission notifies the individual making the request within the 30 day period that, for good cause shown, a longer time is required. In such cases, the Commission shall inform the individual who made the request in writing of the difficulties encountered and indicate when it is anticipated that access may be granted.

(e) *Authorization to allow designated person to review and discuss records pertaining to another individual.* An individual who is granted access to records pertaining to him and who appears at a Commission Office to review the records may be accompanied by another person of his choosing. Where the records as to which access has been granted are not required to be disclosed under provisions of the Freedom of Information Act, 5 U.S.C. 552, as amended, the individual requesting the records, before being granted access, shall execute a written statement, signed by him and the person accompanying him, which specially authorizes the latter individual to review and discuss the records. If such authorization has not been given as described, the person who has accompanied the individual making the request will be excluded from any review or discussion of the records.

(f) *Exclusion for certain records.* Nothing contained in these rules shall allow an individual access to any record pertaining to him that was compiled in reasonable anticipation of a civil action or proceeding.

**§ 200.305 Special procedure—medical records.**

(a) *Statement of physician or mental health professional.* When an individual requests access to records pertaining to him that include medical and/or psychological information, the Commission, if it deems it necessary under the particular circumstances, may require the individual to submit with the request a signed statement by his physician or a mental health professional indicating that, in his view, disclosure of the requested records or information directly to the individual will not have an adverse effect on the individual.

(b) *Designation of physician or mental health professional to receive records.* If the Commission believes, in good faith, that disclosure of medical and/or psychological information directly to an individual could have an adverse effect on that individual, the individual may be asked to designate in writing a physician or mental health professional to whom he would like the records to be disclosed, and disclosure that otherwise would be made to the individual will instead be made to the designated physician or mental health professional.

**§ 200.306 Requests for amendment or correction of records.**

(a) *Place to make requests.* Requests by an individual to amend records pertaining to him may be made in person during normal business hours at the Commission's Public Reference Room located at 1100 L Street, NW., Washington, D.C., or by mail addressed to the Securities and Exchange Commission, Privacy Officer, Public Reference Section, Washington, D.C. 20549.

(1) *Information to be included in requests.* Each request to amend a Commission record shall reasonably describe the record sought to be amended. Such description should include, for example, relevant names, dates and subject matter to permit the record to be located among the records maintained by the Commission. An individual who has requested that a record pertaining to him be amended will be advised promptly if the record cannot be located on the basis of the description given and that further identifying information is necessary before his request can be satisfied. An initial evaluation of a request presented in person will be made immediately to ensure that the request is complete and to indicate what, if any, additional information will be required. Verification of the individual's identity as set forth in § 200.303(a) (2), (3), (4) and (5) of this Subpart may also be required.

(2) *Basis for amendment or correction.* An individual requesting an amendment or correction to a record pertaining to him shall specify the substance of the amendment or correction and set forth facts and provide such materials that would support his contention that the record pertaining to him as maintained by the Commission is not accurate, timely or complete, or why it is not necessary and relevant to accomplish a statutory purpose of the Commission as authorized by law or by executive order of the President.

(b) *Acknowledgement of requests for amendment or correction.* The Commission normally will acknowledge in writing the receipt of a request to amend a record pertaining to an individual within 10 days after such request has been received. When a request to amend is made in person, the individual making the request will be given a written acknowledgement when the request is presented. The acknowledgement will describe the request received and indicate when it is anticipated that action will be taken on the request. No acknowledgement will be sent when the request for amendment will be reviewed and an initial decision made within 10 days from the date the request is received.

**§ 200.307 Review of requests for amendment.**

(a) *Initial review.* As in the case of requests for access, requests by individuals for amendment to records pertaining to them will be referred to the Commission's Privacy Act Officer for an initial determination, except that such requests may be considered by a Division Director or Office Head as set forth in § 200.304(a).

(b) *Standards to be applied in reviewing requests.* In reviewing requests to amend or correct records, the Privacy Act Officer will be guided by the criteria set forth in 5 U.S.C. 552a(e)(1) that records maintained by the Commission contain only such information as is necessary and relevant to accomplish a statutory purpose of the Commission as required by statute or executive order of the President and that such information also is accurate, timely, and complete. These criteria will be applied whether the request is to add material to a record or to delete information from a record.

(c) *Time for acting on requests.* Review of a request by an individual to amend a record pertaining to him shall





be completed as promptly as is reasonably possible and normally within 30 days (excluding Saturdays, Sundays and legal holidays) from the date the request for amendment was received, unless unusual circumstances preclude completion of review within that time. If the anticipated completion date indicated in the acknowledgement cannot be met, the individual requesting the amendment will be advised in writing of the delay and the reasons therefor and also when action is expected to be completed.

(d) *Grant of requests to amend or correct records.* If the request to amend a record is granted in whole or part, the Privacy Act Officer will: (1) Advise the individual making the request in writing of the extent to which it has been granted; (2) correct the record accordingly; and (3) where an accounting of disclosures of the record has been kept pursuant to 5 U.S.C. 552a(c), advise all previous recipients of the record of the fact that the record has been amended and the substance of the amendment.

(e) *Denial of requests to amend or correct records.* If an individual's request to amend records pertaining to him is denied in whole or in part, the Privacy Act Officer will: (1) Promptly advise the individual making the request in writing of the extent to which the request has been denied; (2) state the reasons for the denial of the request; (3) describe the procedures established by the Commission to obtain further review within the Commission of the request to amend, including the name and address of the person to whom the appeal is to be addressed; and (4) inform the individual that the Privacy Act Officer will provide information and assistance to the individual in perfecting an appeal of the initial decision.

**§ 200.308 Appeal of initial adverse agency determination as to access or as to correction or amendment.**

(a) *Administrative review.* Any person who has been notified pursuant to § 200.304(c) that his request for access to records pertaining to him has been denied or pursuant to § 200.307(e) that his request for amendment has been denied in whole or in part, or who has received no response to a request for access or to amend within 30 days (excluding Saturdays, Sundays and legal holidays) after his request was received by the Commission's staff (or within such extended period as may be permitted in accordance with § 200.304(d) and § 200.307(c)), may appeal the adverse determination or failure to respond by applying for an order of the Commission determining and directing that access to the record be granted or that the record be amended or corrected in accordance with his request:

(1) The application shall be in writing and shall describe the record in issue and set forth the proposed amendment and the reasons therefor.

(2) The application should be delivered to the Office of the Privacy Act Officer or mailed to the Securities and Exchange Commission, Privacy Act Officer, Washington, D.C. 20549.

(3) The applicant, if he wishes, may state such facts and cite such legal or other authorities as he may consider appropriate in support of his application.

(4) The Commission will make a determination with respect to any appeal within 30 days after the receipt of such appeal unless, for good cause shown, the Chairman of the Commission shall extend that period. If such an extension is made, the individual who is appealing shall be advised in writing of the extension, the reasons therefor and the anticipated date when the appeal will be decided.

(5) In considering an appeal from a denial of a request to amend a record, the Commission shall apply the same standards as set forth in § 200.307(b).

(6) If the Commission shall conclude that access should be granted it shall issue an order granting access and instructing the Privacy Act Officer to comply with § 200.304(b).

(7) If the Commission shall conclude that the request to amend should be granted in whole or in part, it shall issue an order granting the requested amendment in whole or in part and instructing the Privacy Act Officer to comply with the requirements of § 200.307(d).

(8) If the Commission affirms the initial decision denying access, it shall issue an order denying access and advise the individual seeking access of (i) the Commission's order; (ii) the Commission's reasons for denying access; and (iii) the individual's right to obtain judicial review of the Commission's decision pursuant to 5 U.S.C. 552a(g)(1)(B).

(9) If the Commission determines that the decision of the Privacy Act Officer should be upheld it shall issue an order denying the request to amend and the individual shall be advised of (i) the Commission's order refusing to amend the record and the reasons therefor; (ii) his right to file a concise statement setting forth his disagreement with the Commission's decision not to amend the record; (iii) the procedures for filing such a statement of disagreement with the Commission; (iv) the fact that any such statement of disagreement will be made available to anyone to whom the record is disclosed, together with, if the Commission deems it appropriate, a brief statement setting forth the Commission's reasons for refusing to amend; (v) the fact that prior recipients of the record in issue will be provided with the statement of disagreement and the Commission's statement, if any, to the extent that an accounting of such disclosures has been maintained pursuant to 5 U.S.C. 552a(c); and (F) the individual's right to seek judicial review of the Commission's refusal to amend pursuant to 5 U.S.C. 552a(g)(1)(A).

(b) *Statement of disagreement.* As noted in paragraph (a)(9)(ii) of this section, an individual may file with the Commission a statement setting forth his disagreement with the Commission's denial of his requested amendment.

(1) Such statement of disagreement shall be delivered to the Office of the Privacy Act Officer or mailed to the Securities and and Exchange Commission, Privacy Act Officer, Washington, D.C. 20549, within 30 days after receipt by the individual of the Commission's order denying the amendment. For good cause shown this period can be extended for a reasonable period.

(2) Such statement of disagreement shall concisely state the basis for the individual's disagreement. Generally a statement should be no more than two pages in length except where an individual may submit a slightly longer statement if it is necessary to set forth his disagreement effectively. Unduly lengthy or irrelevant materials will be returned to the individual by the Commission for appropriate revisions before they become a permanent part of the individual's record.

(3) The record about which a statement of disagreement has been filed will clearly note which part of the record is disputed and the Commission will provide copies of the statement of disagreement and, if the Commission deems it appropriate, provide a concise statement of its reasons for refusing to amend the record, to persons or other agencies to whom the record has been or will be disclosed.

**§ 200.309 General provisions.**

(a) *Extensions of time.* Pursuant to §§ 200.303(b), 200.304(d), 200.307(c) and 200.308(a)(4) the Commission may, for good cause shown or because of unusual circumstances, extend the time within which it normally would process requests for information, access or amendment by an individual with respect to records maintained by the Commission that pertain to him. As used in these rules, "good cause" and "unusual circumstances" shall include, but only to the extent reasonably necessary to the proper processing of a particular request:

(1) The need to search for and collect the requested records from field facilities or other establishments that are separate from the Office processing the request. Many records of the Commission are stored in Federal Records Centers in accordance with law—including many of the documents which have been on file with the Commission for more than 2 years—and cannot be made available promptly. Other records may temporarily be located at a regional or branch office of the Commission. Any person who has requested for personal examination a record stored at the Federal Records Center or temporarily located in a regional or branch office of the Commission will be notified when the record will be made available to him.

(2) The need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records which may be demanded in a single request. While every reasonable effort will be made fully to comply with each request as promptly as possible on a first-come, first-served basis, work done to search for, collect and appropriately ex-



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amine records in response to a request for a large number of records will be contingent upon the availability of processing personnel in accordance with an equitable allocation of time to all members of the public who have requested or wish to request records.

(3) The need for consultation, which shall be conducted with all practicable speed, with another agency having a substantial interest in the determination of the request or among two or more components within the Commission having substantial subject-matter interest therein.

(b) *Effective date of action.* Whenever it is provided in this Subpart that an acknowledgement or response to a request will be given by specific times, deposit in the mails of such acknowledgement or response by that time, addressed to the person making the request, will be deemed full compliance.

(c) *Records in use by a member of the Commission or its staff.* Although every effort will be made to make a record in use by a member of the Commission or its staff available when requested, it may occasionally be necessary to delay making such a record available when doing so at the time the request is made would seriously interfere with the work of the Commission or its staff.

(d) *Missing or lost records.* Any person who has requested a record or a copy of a record pertaining to him will be notified if the record sought cannot be found. If he so requests, he will be notified if the record subsequently is found.

(e) *Oral requests; misdirected written requests.*—(1) *Telephone and other requests.* Before responding to any request by an individual for information concerning whether records maintained by the Commission in a system of records pertain to him or requests for access to records by an individual, such requests must be in writing and signed by the individual making the request. The Commission will not entertain any appeal from an alleged denial or failure to comply with an oral request. Any person who has orally requested information or access to records pertaining to him that he believes to have been improperly denied to him should resubmit his request in appropriate written form in order to obtain proper consideration and, if need be, administrative review.

(2) *Misdirected written requests.* The Commission cannot assure that a timely or satisfactory response will be given to written requests for information, access or amendment by an individual with respect to records pertaining to him that are directed to the Commission other than in the manner prescribed in §§ 200.303(a), 200.306(a), 200.308(a)(2) and § 200.310. Any staff member who receives a written request for information, access or amendment should promptly forward the request to the Public Reference Section. Misdirected requests for records will be considered to have been received by the Commission only when they have been actually received by the Public Reference Section or Privacy Act Officer in cases under § 200.308(a)(2). The Commission will not entertain any appeal from an alleged denial or failure to comply with a misdirected request, unless it is clearly shown that the request was in fact received by the Public Reference Section or Privacy Act Officer.

§ 200.310 Fees.

A request by an individual for copies of his record may be made in person during normal business hours at the Public Reference Room at 1100 L Street, NW., Washington, D.C., or by mail addressed to the Securities and Exchange Commission, Public Reference Section, Washington, D.C. 20549. If the request is granted, there will be no charge assessed to the individual for the Commission's expense involved in searching for or reviewing the record. Copies of the Commission's records will be provided by a commercial copier or by the Commission at rates established by a contract between the copier and the Commission. Records will be copied onto 8¼" x 14" pages at the cost of 15 cents per page. Copying machines are provided at the Washington, D.C., New York, Los Angeles, and Chicago public reference rooms, where the individual may make for himself copies at a cost of 12 cents per page.

§ 200.311 Penalties.

Title 18 U.S.C. 1001 makes it a criminal offense, subject to a maximum fine of $10,000 or imprisonment for not more than 5 years or both, to knowingly and willingly make or cause to be made any false or fraudulent statements or representations in any matter within the jurisdiction of any agency of the United States. 5 U.S.C. 552a(i) makes it a misdemeanor punished by a fine of not more than $5000 for any person to knowingly and willfully request or obtain any record concerning an individual from the Commission under false pretenses. 5 U.S.C. 552a(i)(1) and (2) provide criminal penalties for certain violations of the Privacy Act by officers and employees of the Commission.

Any person interested in these proposed regulations is invited to submit written data, views or arguments pertaining to them to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, on or before September 12, 1975. Comments should be marked "Privacy Act Regulations" to ensure expeditious consideration and, in addition, reference should be made to file number S7-575. All communications will be available for public inspection.

By the Commission.

GEORGE A. FITZSIMMONS,
*Secretary.*

AUGUST 8, 1975.

[FR Doc.75-21385 Filed 8-14-75;8:45 am]

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**[ 17 CFR Parts 230 and 240 ]**

[Rel. No. IC-8879; File No. S7-568]

## STANDARDIZATION OF MONEY MARKET FUND YIELD QUOTATIONS

### Notice of Extension of Time for Comment

On June 12, 1975, the Commission published for comment proposed Guidelines which, if adopted, would standardize money market fund yield quotations on the basis of the yield to average life of the fund's portfolio (Investment Company Act Release No. 8816) (40 FR 27492, June 30, 1975). The Commission has received several requests for additional time to study this proposal. In view of the significance and complexity of the proposed Guidelines, the Commission has extended from July 31, 1975, to August 31, 1975, the period within which written views and comments may be submitted on this proposal.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

AUGUST 7, 1975.

[FR Doc.75-21459 Filed 8-14-75;8:45 am]

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**[ 17 CFR Part 240 ]**

[Release No. 11561; File No. S7-573]

## MUNICIPAL SECURITIES BROKERS AND DEALERS AND SPECIALISTS

### Application of Net Capital Requirements

*Correction*

The document in the above entitled matter appearing in the issue of Monday, August 11, 1975, at page 33747, was inadvertently published in the Notices section. It should have been published as a Proposed Rule.





# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF THE TREASURY

## CHEESE FROM FINLAND

### Receipt of Countervailing Duty Petition and Initiation of Investigation

A petition in satisfactory form was received on June 11, 1975, alleging that payments or bestowals conferred by the Government of Finland upon the manufacture, production, or exportation of cheese constitute the payment or bestowal of a bounty or grant within the meaning of section 303, Tariff Act of 1930, as amended (19 U.S.C. 1303).

Pursuant to section 303(a)(4) of the Tariff Act of 1930, as amended (19 U.S.C. 1303(a)(4)), the Department of the Treasury is required to issue a preliminary determination as to whether or not any bounty or grant is being paid or bestowed within the meaning of that statute within 6 months of the receipt, in satisfactory form, of a petition alleging the payment or bestowal of a bounty or grant. A final decision must be issued within 12 months of the receipt of such petition.

Therefore, a preliminary determination on this petition will be made no later than December 11, 1975, as to whether or not the alleged payments or bestowals conferred by the Government of Finland upon the manufacture, production, or exportation of cheese constitute the payment or bestowal of a bounty or grant within the meaning of section 303, Tariff Act of 1930, as amended. A final determination will be issued no later than June 11, 1976.

This notice is published pursuant to section 303(a)(3), Tariff Act of 1930, as amended (19 U.S.C. 1303(a)(3)), and section 159.47(c), Customs Regulations (19 CFR 159.47(c)).

[SEAL] G. R. DICKERSON,
*Commissioner of Customs.*

Approved: August 5, 1975.

David R. Macdonald,
Assistant Secretary of the Treasury.

[FR Doc.75-21380 Filed 8-14-75;8:45 am]

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## CHEESE FROM SWEDEN

### Receipt of Countervailing Duty Petition and Initiation of Investigation

A petition in satisfactory form was received on June 18, 1975, alleging that payments or bestowals conferred by the Government of Sweden upon the manufacture, production, or exportation of cheese constitute the payment or bestowal of a bounty or grant within the meaning of section 303, Tariff Act of 1930, as amended (19 U.S.C. 1303).

Pursuant to section 303(a)(4) of the Tariff Act of 1930, as amended (19 U.S.C. 1303(a)(4)), the Department of the Treasury is required to issue a preliminary determination as to whether or not any bounty or grant is being paid or bestowed within the meaning of that statute within 6 months of the receipt, in satisfactory form, of a petition alleging the payment or bestowal of a bounty or grant within the meaning of section 303, Tariff Act of 1930, as amended. A final decision must be issued within 12 months of the receipt of such petition.

This notice is published pursuant to section 303(a)(3), Tariff Act of 1930, as amended (19 U.S.C. 1303(a)(3)), and section 159.47(c), Customs Regulations (19 CFR 159.47(c)).

Approved: August 11, 1975.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-21381 Filed 8-14-75;8:45 am]

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[T. D. 75-203]

## EXCESS COST OF PRECLEARANCE OPERATIONS

### Reimbursable Services

AUGUST 11, 1975.

Notice is hereby given that pursuant to section 24.18(d), Customs Regulations (19 CFR 24.18(d)), the biweekly reimbursable excess costs for each preclearance installation are determined to be as set forth below and will be effective with the pay period beginning August 17, 1975.

| Installation | *Biweekly excess cost* |
|---|---|
| Montreal, Canada | $9,473.00 |
| Toronto, Canada | 14,862.00 |
| Kindley Field, Bermuda | 5,034.00 |
| Nassau, Bahama Islands | 10,965.00 |
| Vancouver, Canada | 1,981.00 |
| Winnipeg, Canada | 735.00 |

KENNETH L. WILSON,
*Acting Assistant Commissioner of Customs Administration.*

[FR Doc.75-21453 Filed 8-14-75;8:45 am]

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[T. D. 75-204]

## FOREIGN CURRENCIES, CERTIFICATION OF RATES

### Rates of Exchange Certified to the Secretary of the Treasury by the Federal Reserve Bank of New York

JULY 28, 1975.

The Federal Reserve Bank of New York, pursuant to section 522(c), Tariff Act of 1930, as amended (31 U.S.C. 372(c)), has certified the following rates of exchange which varied by 5 per centum or more from the quarterly rate published in Treasury Decision 75-176 for the following countries. Therefore, as to entries covering merchandise exported on the dates listed, whenever it is necessary for Customs purposes to convert such currency into currency of the United States, conversion shall be at the following daily rates:

| | |
|---|---|
| Austria schilling: | |
| July 17, 1975 | $0.0568 |
| July 18, 1975 | .0566 |
| Germany deutsche mark: | |
| July 17, 1975 | $0.4016 |
| July 18, 1975 | .4003 |
| Malaysia dollar: | |
| July 18, 1975 | $0.4097 |
| Norway krone: | |
| July 17, 1975 | $0.1907 |
| July 18, 1975 | .1907 |
| Sweden krona: | |
| July 17, 1975 | $0.2402 |
| July 18, 1975 | .2397 |

JAMES D. COLEMAN,
*Acting Director, Duty Assessment Division.*

[FR Doc.75-21454 Filed 8-14-75;8:45 am]

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## PRELIMINARY COUNTERVAILING DUTY DETERMINATIONS

### Amendment to Notices

On June 30 and July 3, 1975, there were published in the FEDERAL REGISTER (40 CFR 27498-27499 and 40 CFR 28103-28106) preliminary countervailing duty determinations with respect to the following:

Belgium — Float glass.
Brazil — Leather handbags.
EEC—Canned hams.
France—Float glass.
India—Cast iron soil pipe, textiles.
Italy—Float glass.
Mexico — Processed asparagus, carbon steel & high strength plate.
Republic of South Africa — Ferrochrome.
South Korea—All footwear.
Switzerland—Cheese.
Taiwan—All footwear.
United Kingdom—Float glass.
West Germany—Float glass.

These notices of June 30 and July 3, 1975, are hereby amended by extending the time period to September 3, 1975, within which views or arguments with



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respect to the existence or nonexistence and the net amount of the bounty or grant must be received by the Commissioner of Customs.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

Approved: August 7, 1975.

David R. Macdonald,
Assistant Secretary
of the Treasury.

[FR Doc.75-21379 Filed 8-14-75;8:45 am]

### Office of the Secretary

[Treasury Department Order No. 107, Revision 19]

### DIRECTOR, OFFICE OF ADMINISTRATIVE PROGRAMS, ET AL.

#### Authority To Affix Seal of the Treasury Department

By virtue of the authority vested in the Secretary of the Treasury, including the authority conferred by 5 U.S.C. 301, and by virtue of the authority delegated to me by Treasury Department Order No. 190 Revised, it is hereby ordered that:

1. The following officers are authorized to affix the Seal of the Treasury Department in the authentication of originals and copies of books, records, papers, writings, and documents of the Department, for all purposes, including the purposes authorized by 28 U.S.C. 1733(b):

a. In the Office of Administrative Programs.

(1) Director, Office of Administrative Programs.

(2) Deputy Director, Office of Administrative Programs.

(3) Departmental Paperwork Management Officer.

(4) Chief, Document Management Branch.

(5) Chief, Document Distribution Section.

b. In the Internal Revenue Service.

(1) Commissioner of Internal Revenue.

(2) Assistant Commissioner (Compliance).

(3) Deputy Assistant Commissioner (Compliance).

(4) Chief, Disclosure Staff.

(5) Assistant Chief, Disclosure Staff.

c. In the United States Customs Service.

(1) Commissioner of Customs.

(2) Deputy Commissioner of Customs.

(3) Assistant Commissioner of Customs (Administration).

(4) Assistant Commissioner of Customs (Investigations).

(5) Assistant Commissioner of Customs (Operations).

(6) Assistant Commissioner of Customs (Regulations and Rulings).

(7) Assistant Commissioner of Customs (Security and Audit).

d. In the Bureau of the Public Debt.

(1) Commissioner of the Public Debt.

(2) Assistant Commissioners of the Public Debt.

e. In the Bureau of Alcohol, Tobacco and Firearms.

(1) Director.

(2) Deputy Director.

(3) Regional Directors.

(4) Assistant Director for Technical and Scientific Services.

(5) Chief, Technical Services Division.

f. In the Bureau of Government Financial Operations.

(1) Commissioner of Government Financial Operations.

(2) Deputy Commissioner of Government Financial Operations.

(3) Assistant Commissioner Disbursements and Claims.

(4) Director Division of Check Claims.

2. The Director of Administrative Programs, the Commissioner of Internal Revenue, the Commissioner of the Public Debt, the Director, Bureau of Alcohol, Tobacco and Firearms, the Commissioner of Customs, and the Commissioner of Government Financial Operations are authorized to procure and maintain custody of the dies of the Treasury Seal.

Treasury Department Order No. 107 (Revision 18) dated November 13, 1974 is superseded.

Dated: August 11, 1975.

J. ELTON GREENLEE,
*Acting Assistant Secretary (Administration).*

[FR Doc.75-21514 Filed 8-14-75;8:45 am]

### KNITTING MACHINERY FOR LADIES' SEAMLESS HOSIERY FROM ITALY

#### Antidumping Proceeding

On July 15, 1975, information was received in proper form pursuant to sections 153.26, 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that knitting machinery for ladies' seamless hosiery from Italy is being, or is likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*).

There is evidence on record concerning injury to or likelihood of injury to or prevention of establishment of an industry in the United States. This evidence indicates that substantial unit and dollar volume decreases, as well as decreases in employment, have occurred in the United States industry during the last 3 years. During that period, the number of units of the knitting machinery imported from Italy exceeded sales of units manufactured in the United States. On the basis of such evidence, it is not deemed necessary to refer the case to the International Trade Commission pursuant to section 201(c)(2) of the Act (19 U.S.C. 160(c)(2)).

Having conducted a summary investigation as required by section 153.29 of the Customs Regulations (19 CFR 153.29) and having determined as a result thereof that there are grounds for so doing, the U.S. Customs Service is instituting an inquiry to verify the information submitted and to obtain the facts necessary to enable the Secretary of the Treasury to reach a determination as to the fact or likelihood of sales at less than fair value.

A summary of information received from all sources is as follows:

The information received tends to indicate that the prices of the merchandise sold for exportation to the United States are less than the constructed value.

This notice is published pursuant to section 153.30 of the Customs Regulations (19 CFR 153.30).

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

AUGUST 11, 1975.

[FR Doc.75-21382 Filed 8-14-75;8:45 am]

## DEPARTMENT OF DEFENSE

### Office of the Secretary

### DOD ADVISORY GROUP ON ELECTRON DEVICES

#### Advisory Committee Meeting

Working Group B (Mainly Low Power Devices) of the DoD Advisory Group on Electron Devices (AGED) will meet in closed session at 201 Varick Street, 9th Floor, New York, New York 10014 on 10 September 1975.

The purpose of the Advisory Group is to provide the Director of Defense Research and Engineering, the Director, Defense Advanced Research Projects Agency and the Military Departments with technical advice on the conduct of economical and effective research and development programs in the area of electron devices.

The Working Group B meeting will be limited to review of research and development programs which the Military Departments propose to initiate with industry, universities or in their laboratories. The low power devices area includes such programs as integrated circuits, charge coupled devices and memories. The review will include classified program details and will result in advice or recommendations to government research and development agencies preliminary to decisions or actions, the preliminary disclosure of which would interfere with the orderly conduct of government.

In accordance with Section 10(d) of Appendix I, Title 5, United States Code, it has been determined that this Advisory Group meeting concerns matters listed in Section 552(b) of Title 5 of the United States Code, specifically Subparagraphs (1) and (5) thereof, and that accordingly this meeting will be closed to the public.

Dated: August 12, 1975.

MAURICE W. ROCHE,
*Director, Correspondence and Directives, OASD (Comptroller).*

[FR Doc.75-21500 Filed 8-14-75;8:45 am]





## JUSTICE DEPARTMENT

### Law Enforcement Assistance Administration

### NATIONAL ADVISORY COMMITTEE ON CRIMINAL JUSTICE STANDARDS AND GOALS, PRIVATE TASK FORCE

#### Meeting

Notice is hereby given of a correction in the location of a meeting previously announced in the FEDERAL REGISTER.

An ad hoc working committee of the Private Security Task Force to the National Advisory Committee on Criminal Justice Standards and Goals is scheduled to meet Friday and Saturday, August 22 and 23, 1975, in Philadelphia, Pennsylvania. The meeting is still scheduled to convene at 9:00 a.m. Friday August 22, in the East Conference Room, 12th Floor, I.N.A. Building, at 1600 Arch Street. The location of Saturday's portion of the meeting has been changed to the Citizens' Crime Commission Office, 12 South 12th Street, also in Philadelphia.

Discussion at this meeting will focus upon the area of private security personnel training and education. The meeting will be open to the public.

For further information, please contact: Mr. William T. Archey, Director, Policy Analysis Division, Office of Planning and Management, LEAA, U.S. Department of Justice, 633 Indiana Avenue, N.W., Washington, D.C. 20531. 202/376-3762.

GERALD H. YAMADA,
*Attorney-Advisor, Office of General Counsel.*

[FR Doc.75-21452 Filed 8-14-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### BUREAU OF LAND MANAGEMENT

### OUTER CONTINENTAL SHELF OFFSHORE, SOUTHERN CALIFORNIA

#### Availability of Final Environmental Impact Statement Regarding Proposed Oil and Gas Lease Sale

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a final environmental impact statement relating to a proposed Outer Continental Shelf (OCS) general oil and gas lease sale of 297 tracts of submerged lands on the OCS offshore southern California.

The final environmental impact statement has been submitted to the Council on Environmental Quality and made available to government agencies and the public for review for a 30-day period from the date of availability. During this period, comments on any aspect of the final statement will be accepted and considered by the Department of the Interior. This comment period will overlap in part with the 60-day comment period for the OCS Programmatic FEIS. This is the last of three commenting periods provided by the Department of the Interior in the review of a site-specific environmental impact statement for this proposed lease sale. The first two commenting periods were announced in the FEDERAL REGISTER editions of February 21, 1975 (40 F.R. 7692) (site-specific DEIS comment period from February 21 through May 23, 1975) and April 8, 1975 (40 F.R. 15917-15918) (comments on site-specific DEIS, and FEIS when issued, during 60-day OCS Programmatic FEIS comment period which commenced on July 11 and will extend through September 9, 1975).

Single copies of the final environmental statement can be obtained from the Office of the Manager, Pacific Outer Continental Shelf Office, Bureau of Land Management, 7663 Federal Building, 300 North Los Angeles Street, Los Angeles, California 90012, and from the Office of Public Affairs, Bureau of Land Management (130), Washington, D.C. 20240.

Copies of the final environmental statement will also be available for review in the main public libraries in various coastal cities in the sale area.

CURT BERKLUND,
*Director, Bureau of Land Management.*

Approved:
STANLEY D. DOREMUS,
*Deputy Assistant Secretary of the Interior.*

AUGUST 1, 1975.

[FR Doc.75-21092 Filed 8-14-75;8:45 am]

### Geological Survey

### DISPOSAL OF PRODUCED WATER

#### Comments Requested

On May 13, 1975, the Geological Survey published in the FEDERAL REGISTER (Vol. 40, No. 93, pp. 20834-20835), a Notice which (1) suspended the performance dates prescribed in NTL-2 and NTL-2A; (2) advised of the intent to modify and combine the requirements of said Notices into a new NTL; and, (3) invited the submittal of written comments in that regard by July 15, 1975.

Written and oral comments received by the Geological Survey have been carefully considered in the preparation of a proposed new Notice. All written comments are on file with the Geological Survey. Certain of these comments have been adopted or essentially satisfied, and the Geological Survey has made other changes on its own motion. The principal changes are discussed below:

*FORMAT.* The format has been changed to incorporate all requirements for the disposal of produced water into a single Notice.

*APPROVAL AUTHORITY.* Approval of all applications and compliance enforcement has been made the responsibility of the District Engineer.

*APPLICATIONS.* The information to be submitted with the application for approval of each type disposal system has been specified.

*DISPOSAL IN UNLINED PITS.* The criteria under which the disposal of produced water in unlined pits will be permitted has been clarified.

*TIME FOR COMPLIANCE.* The compliance date has been extended to October 1, 1977.

Due to the number of changes in both format and content, the Geological Survey is soliciting written comments, suggestions, and objections concerning the requirements of the proposed Notice. Such comments are to be submitted to the Chief, Conservation Division, U.S. Geological Survey, Mail Stop 650, 12201 Sunrise Valley Drive, Reston, Virginia 22092, by September 12, 1975.

It is hereby certified that the economic and inflationary impacts of proposed Notice to Lessees and Operators, NTL-2B, have been carefully evaluated in accordance with OMB Circular A-107.

V. E. MCKELVEY,
*Director.*

[NTL-2B]

DISPOSAL OF PRODUCED WATER

NOTICE TO LESSEES AND OPERATORS OF FEDERAL AND INDIAN OIL AND GAS LEASES

This Notice supersedes NTL-2 and 2A dated ------, and March 1, 1975, respectively, and is issued pursuant to the authority prescribed in 30 CFR 221.4 and 221.32.

Lessees and operators of onshore Federal and Indian oil and gas leases or fee and State leases committed to federally-supervised unitized or communitized areas shall comply with the following requirements for the handling, storing, or disposing of water produced from oil and gas wells on such leases.

I. Disposal Requirements and Applications for Approval of Disposal Methods

By October 1, 1977, all produced water must be disposed of by (1) injection into the subsurface; (2) lined pits; or (3) by other acceptable methods. All such disposal methods must be approved in writing by the District Engineer. Any method of disposal which has not been approved as of October 1, 1977, will be considered as an incident of noncompliance and will be grounds for issuing a shut-in order until an acceptable manner of disposing of said water is provided and approved by the District Engineer.

No additional approval is required for facilities previously approved by the Geological Survey which involve the disposal of produced water into the subsurface or in lined surface pits. Likewise, no further approval is necessary for existing injection facilities utilized for pressure maintenance or secondary recovery operations.

Lessees and operators who are presently disposing of water in unlined surface pits must timely file applications with the District Engineer for approval of present or proposed disposal methods.



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Likewise, lessees and operators who are presently disposing of produced water in the subsurface or in lined surface pits without approval of the Geological Survey must also file applications for approval thereof by the District Engineer.

As a minimum, such applications must specify the method of disposal and provide information concerning the quantity, quality, and source of the produced water, i.e., the daily average volume and a water analysis which includes total dissolved solids, Ph, and the concentration of chlorides and sulphates. Additional information may be required by the District Engineer.

A. *Disposal in the Subsurface*

If approval is requested for subsurface disposal, the lessee or operator must also furnish information with respect to:

1. The injection formation and interval.

2. The quality of the fluids in the injection interval, i.e., total dissolved solids.

3. The size, weight, grade, and casing point of all casing strings, the size hole drilled to accommodate each string, the amount and type of cement used in cementing the separate strings, and the top of the cement behind each string.

4. The total and plugged back depth of the well.

5. The present or proposed method of completing the well for injection including the type and size of tubing and packer to be utilized, the setting depth of the packer, anticipated injection pressure, and information concerning any corrosion inhibitor fluid which is to be placed in the tubing-casing annulus.

6. Plans for monitoring the system to assure that injection is confined to the injection interval.

In order to be approved, subsurface disposal must be confined to formations which contain connate water of similar or poorer quality than the injected water. In general, it will be required that subsurface disposal be accomplished through tubing utilizing a packer which is designed to hold pressure from above and below. The packer should be set at a depth where the casing is protected by competent cement but usually not more than 50 feet above the injection interval. Other procedures or methods of subsurface disposal may be approved by the District Engineer when justified by the lessee or operator.

B. *Disposal in Lined Pits*

Where approval is requested for surface disposal in a lined pit, the lessee or operator must also supply information with respect to:

1. Size and location of pit.

2. Evaporation rate for the area compensated for annual rainfall.

3. Method for periodic disposal of precipitated solids.

4. Type of material to be used for lining the pit and the method of installation.

5. Method to be employed for the detection of leaks.

The material used in lining pits must be impervious, weather-resistant, and not subject to deterioration when contacted by hydrocarbons, aqueous acids, alkalis, fungi, or other substances likely to be contained in the produced water. Lined pits constructed after the issuance of this Notice must have an underlying gravel-filled sump and lateral system or other suitable devices for the detection of leaks. The District Engineer shall be provided an opportunity to inspect the leak detection system prior to the installation of the pit liner.

C. *Disposal in Unlined Pits*

Surface disposal into unlined pits will not be approved unless the lessee or operator can show by application that such disposal meets any of the following criteria:

1. The water to be disposed of does not contain more than 5,000 ppm of total dissolved solids on an annual weighted average basis, provided that such water does not contain objectionable or toxic levels of any constituent.

2. The volume of water to be disposed of per facility does not exceed five barrels per day or the quantity of dissolved solids does not exceed 600 pounds on a monthly basis, whichever is greater.

For the purpose of determining the total dissolved solids in produced water, the Geological Survey will use the following formula:

Pounds/Month=Parts/Million(PPM) ×.00035×Barrels/Month

3. That all, or a substantial part, of the produced water is being used for beneficial purposes. For example, produced water used for irrigation, livestock, or wildlife watering shall be considered as being beneficially used.

4. The specific method of disposal has been granted a surface discharged permit under the National Pollutant Discharge Elimination System (NPDES).

5. The water to be disposed of is not of poorer quality than the surface and subsurface water in the area which reasonably might be affected by such disposal.

Applications for approval of unlined surface pits must include the following additional information:

1. Size and location of the pit.

2. Evaporation rate for the area compensated for annual rainfall.

3. Percolation rate.

4. Where beneficial use is the basis for the application, written confirmation from the user(s). The water analysis submitted must also include the oil and grease content, temperature, chemical oxygen demand, and the concentration of other constituents which are toxic to animal, plant, or aquatic life.

5. If disposal is pursuant to an NPDES permit, a copy of the approved permit and the most recent "Discharge Monitoring Report."

6. Where an assertion is made that surface and subsurface fresh waters will not be affected by disposal in an unlined pit, the justification must include:

a. Analyses of all surface and subsurface waters in the area which might reasonably be affected by the proposed disposal.

b. Maps or plats showing the location of surface waters, fresh water wells, and existing water disposal facilities within two miles of the proposed disposal facility.

c. Reasonable geologic and hydrologic evidence showing that the proposed disposal method will not adversely impact on existing water quality or major uses of such waters, the depth of the shallowest fresh water aquifer in the area, and the presence of any impermeable barrier(s).

II. *General Requirements for Permanent Surface Pits*

Lined and unlined pits approved for water disposal shall:

1. Have adequate storage capacity to safely contain all produced water even in those months when evaporation rates are at a minimum.

2. Be constructed, maintained, and operated to prevent unauthorized surface discharges of water. Unless surface discharge is authorized, no siphon, except between pits, will be permitted.

3. Be fenced, when necessary, to prevent livestock or wildlife entry to the pit.

4. Be kept free from surface accumulations of liquid hydrocarbons by use of approved skimmer pits, settling tanks, or other suitable equipment.

5. Have a continuous embankment surrounding the pit to prevent entrance of surface water.

III. *Temporary Use of Surface Pits*

Unlined surface pits may be used for handling or storage of fluids used in drilling, redrilling, reworking, deepening, or plugging of a well provided that such facilities are promptly emptied and restored upon completion of the operations. Unless otherwise specified by the District Engineer, unlined pits may be used for well evaluation purposes for a period of 30 days.

Unlined pits may also be retained as temporary containment pits for use only in an emergency provided such pits have been approved by the District Engineer. Any emergency use of such pits shall be reported to the District Engineer as soon as possible and the pit shall be emptied and the liquids disposed of in an approved manner within 48 hours following its use, unless such time is extended by the District Engineer.

IV. *Disposal Facilities for New Wells*

With the approval of the District Engineer, produced water from wells completed after the issuance date of this Notice may be temporarily disposed of into unlined pits for a period of 30 days. During this period, an application for approval of the permanent disposal method along with all required water analysis and other information must be submitted for the District Engineer's approval. Failure to timely file an application within the time allowed will be considered an incident of noncompliance and will be grounds for issuing a shut-in order until the application is submitted. Disposal may be continued pending the District Engineer's determination. Once the District Engineer has determined the proper method of disposal, the lessee or operator will have until October 1, 1977, or 60 days following receipt of the District Engineer's determination, whichever is the longer, in which to make any changes necessary to bring the disposal method into compliance.

V. *Unavoidable Delay*

A single extension of time not to exceed three months may be granted by the District Engineer where the lessee or operator conclusively shows by application that, despite the exercise of due care and diligence, he has been unable to timely comply with the requirements of this Notice, provided that such delay will not adversely affect the environment.

VI. *Reports*

All unauthorized discharges or spills from disposal facilities must be reported to the District Engineer in accordance with the provisions of NTL–3.

An annual report for each facility which includes the total volume disposed of during the reporting period and a current water analysis which provides the same type of information required for approval of the original application.

VII. *Compliance*

Compliance with this Notice does not relieve a lessee or operator of the responsibility for complying with more stringent applicable Federal or State water quality laws or regulations or with other written orders of the Geological Survey.

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Date

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Area Oil and Gas Supervisor.

APPROVED: RUSSELL G. WAYLAND,
*Chief, Conservation Division.*

[FR Doc.75-21475 Filed 8-14-75;8:45 am]

## GEOTHERMAL RESOURCES OPERATIONAL (GRO) ORDER NO. 4

### Central and Western Regions

Notice is hereby given that pursuant to 30 CFR 270.2, the Chief, Conservation Division, U.S. Geological Survey, has approved GRO Order No. 4 for the Central and Western Regions.

The purpose of GRO Order No. 4 is to provide General Environmental Protection Requirements for geothermal resources operations in the Central and Western Regions.

The proposed Order was published in the FEDERAL REGISTER on January 28, 1975, (Vol. 40, No. 19, pages 4166–4168), with a solicitation for comments. All comments on the proposed Order were considered in preparing the final version of GRO Order No. 4. In addition, the Geological Survey, on its own motion, has revised some sections of the proposed Order to strengthen and clarify it.

Significant modifications made in the draft Order and the rationale for them are as follows:

The introduction has been amended to reflect recent changes in the Freedom of Information Act (P.L. 89–487, as amended by P.L. 93–502), with respect to treatment of proprietary data submitted under this Order and to clarify the necessary acquisition of environmental baseline data one year prior to submission of a plan for production as required by 30 CFR 270.34(k).

Paragraph 2, LAND USE AND RECLAMATION, has been amended to consider vehicular traffic in environmentally fragile areas and temporary fencing, as needed, to facilitate revegetation in reclaimed areas.

Paragraph 4, RECREATION, has been amended to provide for the relocation of recreation sites and/or access routes thereto where such relocation is approved by the Supervisor with the concurrence of the Authorized Officer.

Paragraph 5, SLOPE STABILITY AND EROSION CONTROL, has been broadened to ensure that sites for wells and surface facilities in potentially unstable areas are designed by and constructed under the supervision of a qualified engineer or engineering geologist.

Paragraph 6, BIOTA, has been extensively revised and clarified with respect to soliciting expert advice and assistance from other Government agencies or private groups to detect adverse floral and faunal trends and to provide realistic mitigating measures. A section has been added which requires reasonable replacement of species or their habitat which are significantly damaged by a lessee's operations.

Paragraph 8, SUBSIDENCE AND SEISMICITY, has been broadened to include seismicity. The introduction has been reworded for clarification of surveying and data required.

Subparagraph 8B, BENCH MARKS, has been modified to include periodic resurveying of bench marks as necessary.

Subparagraph 8D, SEISMICITY, has been retitled and modified to require monitoring and remedial actions where production or injection results in induced seismicity.

Subparagraph 9A (1), LIQUID DISPOSAL, has been modified to allow liquid waste disposal by means other than injection if all applicable water quality standards are met.

Subparagraph 9A (3) has been retitled AIR QUALITY.

Subparagraph 9A (4), PITS AND SUMPS, has been reworded for clarification, and has been modified to require fencing of unattended pits and sumps when necessary to protect wildlife, livestock, and the public.

Subparagraph 9B (2), POLLUTION REPORTS, has been changed to eliminate distinction between "minor" and "substantial" spills, and now requires a uniform reporting procedure for all pollution incidents.

Subparagraph 9C (1), PLAN OF INJECTION, has been modified to eliminate the requirement that a lessee furnish a copy of his plan of injection to adjacent lessees.

Subparagraph 9C (3), INSPECTION, has been expanded to require the immediate cessation of injection operations in the event of an injection well failure which may damage surface or fresh water aquifers.

Paragraph 10, WATER QUALITY, has been clarified regarding water analysis requirements and to provide for a suspension of a production where a health hazard exists.

Subparagraph 11C, NOISE CRITERIA, has been clarified with respect to the conditions under which a noise level of 65 dB(A) may be exceeded.

It is hereby certified that the economic and inflationary impacts of Geothermal Resources Operational Order No. 4 have been carefully evaluated in accordance with OMB Circular A–107.

V. E. MCKELVEY,
*Director.*

UNITED STATES DEPARTMENT OF THE INTERIOR

GEOLOGICAL SURVEY CONSERVATION DIVISION

*Geothermal Resources Operational Order No. 4*

Effective August 1, 1975

General Environmental Protection Requirements

This Order is established pursuant to the authority prescribed in 30 CFR 270.11 and in accordance with 30 CFR 270.2, 270.34(k), 270.37, 270.41, 270.42, 270.43, 270.44, and 270.76. Lessees shall comply with the provisions of this Order. All variances from the requirements specified in this Order shall be subject to approval pursuant to 30 CFR 270.48. References in this Order to approvals, determinations, or requirements are to those given or made by the Area Geothermal Supervisor (Supervisor) or his delegated representative.

All data submitted under this Order shall be available for inspection in accordance with the Freedom of Information Act of 1966 (P.L. 89–487), as amended in 1974 (P.L. 93–502), except information such as geological, geophysical, reservoir, trade secrets, and financial data and interpretations of such data, maps, and related files for which a lessee requests proprietary status, provided that such status is determined by the Supervisor to be warranted and is approved by appropriate officials of the Department of the Interior.

Protection of the environment includes the lessee's responsibility to: conduct exploration and development operations in a manner that provides maximum protection of the environment; rehabilitate disturbed lands; take all necessary precautions to protect the public health and safety; and conduct operations in accordance with the spirit and objectives of all applicable Fedcral environmental legislation and supporting executive orders.

Adverse environmental impacts from geothermal-related activity shall be prevented or mitigated through enforcement of applicable Federal, State, and local standards, and the application of exist-







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ing technology. Inability to meet these environmental standards or continued violation of environmental standards due to operations of the lessee, after notification, may be construed as grounds for the Supervisor to order a suspension of operations.

The lessee shall be responsible for the monitoring of readily identifiable localized environmental impacts associated with specific activities that are under the control of the lessee. Monitoring of environmental impacts may be conducted by the use of aerial surveys, inspections, periodic samplings, continuous recordings, or by such other means or methods as required by the Supervisor. Due to the differing natural environmental conditions among geothermal areas, the extent and frequency of such monitoring activities will be determined by the Supervisor on an individual basis. In the event the Supervisor determines that the degree and adequacy of existing environmental protection regulations in certain areas are insufficient, the Supervisor may establish additional and more stringent requirements by the issuance of field orders or by modifying existing orders.

Lessees shall provide for acquisition of environmental baseline data as required in accordance with 30 CFR 270.34 (k) for a period of one year prior to submission of a plan for production. Techniques and standards to be used by the lessee for meeting these requirements shall receive prior approval by the Supervisor. The lessee, in accordance with the requirements of 30 CFR 270.76, shall file in duplicate with the Supervisor, on or before March 1 of each year, an annual report of compliance with environmental protection requirements for the previous calendar year.

1. *Aesthetics.* The lessee shall reduce visual impact, where feasible, by the careful selection of sites for operations and facilities on leased lands. The design and construction of facilities shall be conducted in a manner such that the facilities will blend into the natural environmental setting of the area by the appropriate use of landscaping, vegetation, compatible color schemes, and minimum profiles. Native plants or other compatible vegetation shall be used, where possible, for landscaping and revegetation.

2. *Land Use and Reclamation.* Operating plans shall be designed so that operations will result in the least disturbance of land, water, and vegetation. Existing roads shall be used where suitable. Entry upon certain environmentally fragile land areas, as designated by the surface management agency, may be either seasonally restricted or restricted to special vehicles or transportation methods which will minimize disturbance to the surface or other resources as specified by the Supervisor and surface management agency.

Operating plans shall provide for the reclamation and revegetation of all disturbed lands in a manner approved by the Supervisor and the appropriate surface management agency. Land reclamation may include preparation and seeding with prescribed wildlife food and plant cover or improved and acceptable substitutes thereof which will equal or enhance the food values for indigenous wildlife species and domesticated animals. Temporary fencing for such reclaimed areas may be required to facilitate restoration thereof.

The lessee shall at all times maintain the leased lands in a safe and orderly condition and shall perform the operations in a workmanlike manner. The lessee shall remove or store all supplies, equipment, and scrap in a timely and orderly fashion.

Operations under a geothermal lease shall not unreasonably interfere with or endanger operations under any other lease, license, claim, permit, or other authorized use on the same lands.

3. *Public Access.* The public shall have free and unrestricted access to geothermal leased lands, excepting however, where restrictions are necessary to protect public health and safety or where such public access would unduly interfere with the lessee's operations or the security thereof. The lessee shall provide warning signs, fencing, flagmen, barricades or other safety measures deemed necessary by the Supervisor to protect the public, wildlife, and livestock from hazardous geothermal or related activities.

4. *Recreation.* Recreational values shall be adequately protected through planning and designing of site development to minimize the aesthetic degradation of the particular recreation area. The lessee shall generally be restricted from surface locations for drilling and other lease operations within 61 metres (200 feet) of established recreation sites and access routes thereto. However, the lessee may relocate a recreational site and/or access routes thereto when approved by the Supervisor with the concurrence of the land management agency.

5. *Slope Stability and Erosion Control.* Operations shall be conducted in such a manner so as to minimize erosion and disturbance to natural drainage. The lessee shall provide adequate erosion and drainage control to prevent sediments from disturbed sites from entering water courses for soil and natural resource conservation protection.

Mitigating measures to lessen environmental damage may include reseeding of disturbed soils, chemical stabilization, and dust and erosion control on well sites, roads, and construction areas.

All operating plans shall give proper consideration to the potential hazards of slope instability. Where potentially unstable ground conditions exist, design of proposed roads, drill sites, and surface facilities shall be approved by and constructed under the supervision of a qualified engineer or engineering geologist satisfactory to the Supervisor.

6. *Biota.* The lessee shall conduct all operations in such a manner as to afford reasonable protection of fish, wildlife, and natural habitat. The lessee shall take such measures as are necessary for the conservation of endangered and threatened species of flora and fauna as set forth in applicable executive orders, regulations, and State or Federal legislation such as the Endangered Species Act of 1973 and the Migratory Bird Act of 1966. When such species would be adversely affected by the lessee's operations on the leased lands, the lessee shall implement those measures necessary to minimize or eliminate such adverse effects and to protect the flora and fauna as specified by the Supervisor in accordance with recommendations by appropriate Federal and State agencies. Such measures may be in addition to provisions set forth in the lease or accompanying stipulations.

The Supervisor may receive information from recognized experts that a delicate balance of flora and/or fauna exists in the area of operations or proposed operations. Upon receiving such notice, the Supervisor will request timely advice and assistance from appropriate Federal and State agencies regarding: (1) an assessment of the status of flora and fauna in the area which may be adversely affected by operations, and (2) advice as to reasonable mitigating measures appropriate to minimizing or preventing adverse trends in populations, growth, vegetative recovery, or repopulations in potentially affected flora and/or fauna. Based on timely receipt of advice from appropriate agencies, the Supervisor will direct the lessee to take appropriate measures to minimize significant adverse trends in flora and fauna. Such measures may include, but not be limited to, revegetation with grasses, shrubs, or other vegetation of high forage values desirable for habitat, replacement of fauna where lost, replacement of water supply, or sources where destroyed.

Where the lessee's operations have destroyed significant flora and/or fauna or their natural habitat and replacement by natural processes will not take place in a normal growth cycle, the lessee shall take reasonable measures to replace those species or their habitat with the same or other acceptable species or habitat as directed by the Supervisor. The Supervisor's requirements shall be based on recommendations and advice received from appropriate Federal and State agencies.

7. *Cultural Resources Preservation.* The lessee shall exercise due diligence in the conduct of his operations to protect and preserve significant archaeological, historical, cultural, paleontological, and unique geologic sites. The lessee shall not disturb any known cemetery or burial ground of any group or culture.

Previously unknown sites uncovered by the lessee shall be immediately reported to the Supervisor, and operations on the particular site shall cease until said site can be assessed for its archaeological value and preservation. Necessary controls and remedial actions for the protection and preservation of cultural resources shall be issued on an individual site basis by the Supervisor as warranted.





The preservation, restoration, maintenance, and nomination of all resources for purposes of the National Register of Historic Places shall be in accordance with the provisions of Executive Order 11593 (36 FR 8921) entitled, "Protection and Enhancement of the Cultural Environment," or any amendments thereto.

8. *Subsidence and Seismicity.* Surveying of the land surface prior to and during geothermal resources production will be required for determining any changes in elevation of the leased lands. Lessees shall make such resurveys as required by the Supervisor to ascertain if subsidence is occurring. Production data, pressures, reinjection rates, and volumes shall be accurately recorded and filed monthly with the Supervisor as provided in 30 CFR 270.37. In the event subsidence activity results from the production of geothermal resources, as determined by surveys by the lessee or a governmental body, the lessee shall take such mitigating actions as are required by the lease terms and by the Supervisor.

If subsidence is determined by the Supervisor to present a significant hazard to operations or adjoining land use, then the Supervisor may require remedial action including, but not limited to, reduced production rates, increased injection of waste or other fluids, or a suspension of production.

A. *Surveys.* All required surveys shall be second order or better and shall be conducted under the direct supervision of a registered civil engineer or licensed land surveyor using equipment acceptable by the National Ocean Survey for second order surveys. All such work shall be coordinated with the county surveyor of the county in which the surveys and bench marks are to be established. Level lines and networks shall be tied to available regional networks.

Adjusted survey data shall be filed with the Supervisor within 60 days after leveling is completed. Any lessee having a commercially productive geothermal well or wells shall participate in cooperative County/State subsidence detection programs. All survey data filed with the Supervisor shall be available to the public.

B. *Bench Marks.* One or more wellsite bench marks shall be required at each completed well prior to prolonged production and said bench marks shall be located in a manner such that there is a minimal probability of destruction or damage to said bench marks. Wellsite bench marks shall be tied to existing regional networks. Additional bench marks between the wellsites and the regional network shall be at 0.8-km (one-half mile) intervals or as otherwise specified by the Supervisor. These bench marks shall be resurveyed during well production operations on a periodic basis as determined by the Supervisor.

Acceptable bench marks include, but are not limited to, a brass rod driven to refusal or 9 metres (about 30 feet) and fitted with an acceptable brass plate or a permanent structure with an installed acceptable brass plate.

C. *Reservoir Data.* Initial reservoir pressure and temperature shall be reported to the Supervisor in duplicate on Well Completion or Recompletion Report (Form 9–330C) for all completed wells within 30 days after the completion of measurements or tests conducted for the purpose of obtaining such data. Initial production test data including steamwater ratio, surface pressure and temperature, quality, and quantity of well effluent shall also be filed with the Supervisor on Form 9–330C within 30 days after a well is completed.

D. *Seismicity.* The installation of seismographs or other like instruments in producing geothermal areas for the purpose of detecting potential seismic activity may be initiated from time to time by appropriate public agencies. Lessees shall cooperate with the appropriate public agencies in this regard. The lessee and the appropriate public agency should take care not to unreasonably interfere with or endanger each other's respective operations. The Supervisor shall coordinate such detection programs between the appropriate public agency conducting the program and the lessee.

Where induced seismicity caused by the production of geothermal fluids is determined to exist by the Supervisor, then the Supervisor may require the lessee to install such monitoring devices as necessary to adequately quantify the effects thereof. If induced seismicity is determined to represent a significant hazard, the Supervisor may require remedial actions including, but not limited to, reduced production rates, increased injection of waste or other fluids, or suspension of production.

9. *Pollution, Waste Disposal, and Fire Prevention.* The lessee shall comply with all applicable Federal and State standards with respect to the control of all forms of air, land, water, and noise pollution, including the control of erosion and the disposal of liquid, solid, and gaseous wastes. The Supervisor may, at his discretion, establish additional and more stringent standards. Plans for disposal of well effluents must be approved by the Supervisor before any implementation action is undertaken. Immediate corrective action shall be taken in all cases where pollution has occurred.

The lessee shall timely remove or dispose of all waste including human waste, trash, refuse, and extraction and processing waste generated in connection with the lessee's operations in a manner acceptable to the Supervisor.

The lessee shall provide safeguards to minimize potential accidental fires and shall instruct field personnel in fire-prevention methods. The lessee shall maintain firefighting equipment in working order at strategic locations on the leased lands.

A. *Pollution Prevention.* In the conduct of all geothermal operations, the lessee shall not contaminate any natural waters and shall minimize adverse effects on the environment.

(1) *Liquid Disposal.* Liquid well effluent or the liquid residue thereof containing substances, including heat, which may be harmful or injurious and cannot otherwise be disposed of in conformance with Federal, State, and regional standards, shall be injected into the geothermal resources zone or such other formation as is approved by the Supervisor.

Toxic drilling fluids shall be disposed of in a manner approved by the Supervisor and in conformance with applicable Federal, State, and regional standards.

(2) *Solid Waste Disposal.* Drill cuttings, sand, precipitates, and other solids shall be disposed of as directed by the Supervisor either on location or at other approved disposal sites. Containers for mud additives for chemicals and other solid waste materials shall be disposed of in a manner and place approved by the Supervisor.

(3) *Air Quality.* Noncondensible gases such as carbon dioxide, ammonia, and hydrogen sulfide may be vented or ejected into the atmosphere, provided, however, that the volume and the measured concentration of such vented gas or gases shall not exceed applicable Federal, State, or regional air pollution standards. Copies of each permit issued by the appropriate air pollution control agency and the reports required thereunder shall be submitted to the Supervisor.

(4) *Pits and Sumps.* Pits and sumps shall be lined with impervious material and purged of environmentally harmful chemicals and precipitates before backfilling. In no event shall the contents of a pit or sump be allowed to contaminate streams, lakes, and ground waters. Pits and sumps shall be constructed in a manner and in such locations so as to minimize damage to the natural environment and aesthetic values of the lease or adjacent property. When no longer used or useful, pits and sumps shall be backfilled and the premises restored to as near a natural state as reasonably possible. Temporary fencing of unattended pits and sumps to protect wildlife, livestock, and the public may be required by the Supervisor and the surface management agency.

(5) *Production Facilities Maintenance.* Production facilities shall be operated and maintained at all times in a manner necessary to prevent pollution. The lessee's field personnel shall be instructed in the proper maintenance and operations of production facilities for the prevention of pollution.

B. *Inspection and Reports.* Lessees shall comply with the following pollution inspection and reporting requirements.

(1) *Pollution Inspections.* Drilling and production facilities shall be inspected daily by the lessee. Appropriate preventative maintenance shall be performed as necessary to prevent failures and malfunctions which could lead to pollution. Wells and areas not under production shall be inspected by the lessee at intervals prescribed by the Supervisor. Necessary repairs or maintenance shall be made as required.

(2) *Pollution Reports.* All pollution incidents shall be reported orally within 18 hours to the appropriate Geothermal District Supervisor and shall be followed within 30 days thereof by a written report stating the cause and corrective action taken.

*C. Injection.* The use of any subsurface formation, including the geothermal resources zone for the disposal of well effluent, the residue thereof, or the injection of fluids for other purposes such as subsidence prevention shall not be permitted until the lessee has submitted a plan of injection covering the proposed injection project and has subsequently received the Supervisor's written approval thereof.

(1) *Plan of Injection.* The plan of injection shall include the quantity, quality, and source of the proposed injection fluid; the means and method by which the fluid is to be injected; a structure map contoured on the intended injection zone; and cross-sections showing producing well locations and the proposed injection well location(s).

(2) *Injection Report.* The lessee shall file in duplicate with the Supervisor a Monthly Water Injection Report in a form approved by the Supervisor. The subject report shall be filed on or before the last day of the month following the month in which the injection took place.

(3) *Inspection.* Injection wells and facilities shall be inspected by the lessee at intervals as prescribed by the Supervisor to ascertain that all injected fluids are confined to the approved injection zone. A spinner survey, a radioactive tracer survey, and a cement bond log may be required on each injection well within 30 days after injection begins. The lessee shall furnish to the Supervisor two legible exact copies of any and all such surveys and logs. In the event of a casing failure, inadequate annular cement, or other mechanical failure, the lessee shall without unreasonable delay repair, suspend, or abandon the well. Where failure occurs in a zone which may damage surface or fresh water aquifers, injection shall immediately cease.

(4) *New Wells.* The drilling of new injection wells in accordance with an approved plan of injection shall be in conformance with the provisions of GRO Order No. 2. An Application for Permit to Drill, Form 9–331C, shall be filed in triplicate and approved for each injection well.

(5) *Conversions.* The conversion of an existing well to an injection well in accordance with or modification of an approved plan of injection shall be in conformance with the requirements of GRO Order No. 2. The lessee shall demonstrate to the satisfaction of the Supervisor by appropriate testing and logging that the well is mechanically sound and suitable for injection purposes. A Sundry Notice, Form 9–331, shall be filed in triplicate and approved for each conversion.

10. *Water Quality.* The primary responsibility for water quality and pollution control has been delegated to the States where such States have standards approved by the Environmental Protection Agency. Such State standards must meet basic Federal requirements prohibiting the deterioration of waters whose existing quality is higher than established water quality standards. The lessee shall comply with the State water quality control organization's standards in such States as have federally-approved standards. The Supervisor, at his discretion, may establish additional and more stringent standards.

The lessee shall file, in duplicate, a detailed water analysis report for all completed geothermal wells within 30 days after completion and annually thereafter or as otherwise specified by the Supervisor. Unless otherwise prescribed by the Supervisor, such analyses shall include a determination of arsenic, boron, radioactive content, and radioactivity of the produced fluids. In the event that a health hazard exists, the Supervisor shall require appropriate health and safety precautions, periodic monitoring, or the suspension of production.

11. *Noise Abatement.* The lessee shall minimize noise during exploration, development, and production activities. The method and degree of noise abatement shall be as approved by the Supervisor.

The lessee shall conduct noise level measurements during exploration, development, and production operations to determine the potential objectionability to nearby residents as well as the potential health and safety danger due to noise emissions.

Noise level measurements and accompanying data shall be filed with the Supervisor. Such data shall provide the basis for operational and noise control decisions by the Supervisor and shall be based on an assessment of the noise relative to Federal or State criteria including adjustments for the area involved, meteorological conditions, and the time of day of the noise occurrence.

The lessee shall comply with Federal occupational noise exposure levels applicable to geothermal activity under the Occupational Safety and Health Act of 1970 as set forth in 29 CFR 1910.95, which are incorporated herein by reference, or with State standards for protection of personnel where such State standards are more restrictive than Federal standards.

*A. Measurement Condition.* Outdoor noise measurements shall be made at least 3 metres (10 feet) from structures, facilities, or other sound reflecting sources and approximately 1 metre (3 feet) above ground level. Extreme weather conditions, electrical interference, and unusual background noise levels shall be avoided or given due consideration when measuring sound levels.

*B. Measurements.* The lessee shall monitor and measure noise levels using an octave band noise analyzer with an A-weighted frequency response or a standard sound level meter that conforms to the requirements set forth in USA Standard Specifications for General Purpose Sound Level Meters USASI S1.4–1961 or the latest approved revision thereof. Bandpass filters shall conform to the requirements of USASI S1.11–1966. The lessee shall measure noise level frequency distribution as required by the Supervisor. Sound levels shall be measured in conformance with the USA Standard-Method for the Physical Measurement of Sound USASI S1.2–1962.

*C. Criteria.* In the absence of more restrictive criteria as may be established in this paragraph, the lessee shall not exceed a noise level of 65 dB(A) for all geothermal-related activity including but not limited to, exploration, development, or production operations as measured at the lease boundary line or 0.8 km (one-half mile) from the source, whichever is greater, using the A-weighted network of a standard Sound Level Meter. However, the permissible noise level of 65 dB(A) may be exceeded under emergency conditions or with the Supervisor's approval if written permission is first obtained by the lessee from all residents within 0.8 km (one-half mile).

*D. Assessment.* The lessee shall be responsible for taking such noise level measurements as are deemed necessary by the Supervisor. The background noise level shall serve as the criterion for the rating and assessment, by the Supervisor, of the objectionableness of noise emission from a particular source. The background or ambient noise is defined hereby as the minimum sound level at the relevant place and time in the absence of the source noise and shall include consideration for the type of land use, the season, atmospheric conditions, and the time of day.

*E. Attenuation.* To attenuate objectionable noise, the lessee shall utilize properly designed muffling devices as required by the Supervisor.

*F. Relationships.* Reference levels and relationships for noise measurements shall be as follows:

(1) Reference sound pressure for airborne sounds shall be 20 MN/m (20 micronewtons per square metre).

(2) Reference power shall be 10–12 watts.

(3) Sound levels shall be measured using a standard Sound Level Meter with an "A" frequency response characteristic (weighting network).

(4) Sound level meter controls shall be set for as uniform a frequency response as possible when measuring sound pressure levels.

(5) Octave band noise levels shall be reported in equivalent A-weighted levels.

*G. Record of Sound Measurements.* The Supervisor may require sound level measurements during drilling, testing, and producing operations. Such measurements shall be filed in duplicate with the Supervisor and shall include the following data:

(1) Date, time, and location.

(2) Name of observer.

(3) Description of primary noise source emitter under test.

(4) Kind of operation and operating conditions.

(5) Description of secondary noise sources including location, type, and kind of operation.

(6) Type and serial numbers on all microphones, sound level meters, and octave band analyzers used. Length and type of microphone cables.

(7) Position of observer.

(8) Direction of arrival of sound with respect to microphone orientation.

(9) Approximate temperature of microphone.

(10) Results of maintenance and calibration tests.

(11) Weighting network and meter speed used.

(12) Measured overall response and band levels at each microphone position and extent of meter fluctuation.

(13) Background overall response and band levels at each microphone position with primary noise source not operating.

(14) Cable and microphone corrections.

(15) Any other pertinent data such as personnel exposed directly and indirectly, time pattern of the exposure, atmospheric conditions, attempts at noise control and personnel protection.

REID T. STONE,
*Area Geothermal Supervisor.*

APPROVED: RUSSELL G. WAYLAND,
*Chief, Conservation Division.*

[FR Doc.75-21476 Filed 8-14-75;8:45 am]





## National Park Service

### HISTORIC AMERICAN BUILDINGS SURVEY ADVISORY BOARD

#### Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Historic American Buildings Survey (HABS) Advisory Board will be held on September 12 and 13, starting at 9:15 a.m., in the Conference Room of the Herbert F. Johnson Museum of Art, at Cornel University, Ithaca, New York.

The HABS Advisory Board was established by the Secretary of the Interior on November 17, 1933, and sanctioned by an Act of Congress, August 21, 1935, to render advice on matters related to the task of preserving records of the historic architectural monuments of the United States.

The present membership of the HABS Advisory Board is as follows:

Mr. D. O. Davies, New Castle, Pennsylvania.
Dr. John Douglas Forbes, Charlottesville, Virginia.
Dr. Richard W. Hale, Jr., Boston, Massachusetts, Secretary.
Mr. John D. Henderson, AIA, San Diego, California, Vice-Chairman.
Mrs. Victorine Du Pont Homsey, FAIA, Wilmington, Delaware.
Dr. Barclay G. Jones, AIA, AIP, Ithaca, New York.
Mr. George McMath, AIA, Portland, Oregon.
Prof. F. Blair Reeves, AIA, Gainesville, Florida, Chairman.
Miss Barbara Wriston, Chicago, Illinois.
Mr. Thomas B. Muths, Jackson, Wyoming, ex officio member, from the American Institute of Architects.
The Librarian of Congress, ex officio member (represented by Dr. Alan Fern, Chief, Div. of Prints and Photographs), Washington, D.C.

Among other things, the Advisory Board agenda will consist of reports from the Chief of the Historic American Buildings Survey and staff reports on summer measured drawing projects and HABS publications. There will also be a viewing of three significant exhibitions related to HABS work. In the Olin Library, an exhibit will be based on Cornell's rare book collection, and developed from "Architectural Measured Drawings: Their Evolution, Use, and Influence on the Study of Architectural History," a Ph.D. thesis by John Poppeliers, HABS Chief. Two other exhibits will be in the Museum of Art: "Terminal, Station, and Depot," a historic development and adaptive-use photographic exhibition developed by HABS, and a retrospective show of the work of Jack E. Boucher, historic architectural protographer for the Office of Archeology and Historic Preservation.

The meeting is open to the public, and any person may file with the Board a written statement concerning the matters being discussed; however, facilities and space for accommodating members of the public are limited.

Further information concerning these meetings may be obtained from the Office of Archeology and Historic Preservation, National Park Service, Washington, D.C. (202) 523–5295. Minutes of the meeting may be acquired through the Executive Secretary of the Board, Mrs. Lucy Pope Wheeler, HABS (202) 523–5474, after the succeeding meeting of the Advisory Board.

A. R. MORTENSEN,
*Director, Office of Archeology and Historic Preservation.*

[FR Doc.75-21534 Filed 8-14-75;8:45 am]

## Bureau of Reclamation

### GENERAL ADJUSTMENTS IN POWER RATES

#### Final Procedures for Public Participation in General Adjustments in Power Rates

On May 21, 1975, the Bureau of Reclamation published in the FEDERAL REGISTER a draft of "Proposed Procedures for Public Participation in General Adjustments in Power Rates," 40 FR 22156. On June 16, 1975, a short notice was published that corrected the omission of the name of the Bureau from the title and extended the time for public comment to July 7, 1975.

Fifteen communications were received in response to these notices.

A detailed review of these comments were made, and copies of the comments and of that review are available for public inspection at the office listed below.

Chief, Division of Power, Bureau of Reclamation, Room 7612, Department of the Interior, Washington, D.C. 20240, Telephone: (202) 343–5337.

Based on the review, the final procedures have been adopted and appear below. The principal changes made from the proposed procedures as a result of the review include clarification of the fact that the procedures apply only to the Bureau of Reclamation, that copies of the tentative proposal will be mailed to all customers, and that copies of the entire record developed during the proceeding will be available on request for a fee. The public information meeting has been changed to a "public information forum," and the formal public hearing has been changed to a "public comment forum." Both forums will be conducted by a chairman who will be responsible for orderly procedures. The Department has rejected the recommendations that rates be set through an adjudicatory proceeding involving sworn testimony, cross-examination, and an initial decision by the administrative law judge as inappropriate since it would divorce ratesetting from responsibility for administering reclamation projects.

JACK O. HORTON,
*Assistant Secretary of the Interior.*

AUGUST 4, 1975.

PROCEDURES FOR PUBLIC PARTICIPATION IN GENERAL ADJUSTMENTS IN POWER RATES

1. *Purpose and scope.* The purpose of these procedures is to afford interested members of the public a reasonable opportunity for meaningful participation in the development of general adjustments in power rates of the Bureau of Reclamation. It applies to general adjustments in the power rates for a project that are necessary to assure financial feasibility, but it does not apply to other rate actions that have a minor impact on financial feasibility, such as technical adjustments in rates, the adoption of special rates for limited purposes, the adoption of rates for use in connection with power pool operations, and the like.

2. *Statutory authority.* The establishment of power rates by the Bureau of Reclamation for Federal Reclamation projects is pursuant to the Reclamation Act of 1902, as amended and supplemented by subsequent enactments, particularly section 9(c) of the Reclamation Project Act of 1939, 43 U.S.C. 485h(c), and the acts specifically applicable to the project in question. Consideration also is given to the statutes under which other Interior power marketing agencies operate, particularly section 5 of the Flood Control Act of 1944, 16 U.S.C. 825s, and the Bonneville Project Act, as amended, 16 U.S.C. 832 et seq.

3. *Definitions.* As used herein—

a. "Departmental" refers to all personnel and components of the Department of the Interior, including, but not limited to, the Office of the Secretary, the Office of the Solicitor, and the Bureau of Reclamation.

b. "Secretary" includes the following officers of the Department of the Interior: Secretary, Acting Secretary, Under Secretary, Acting Under Secretary, Deputy Under Secretary, Assistant Secretary, Acting Assistant Secretary, and Deputy Assistant Secretary.



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4. *Tentative rates.* The Secretary will announce by the issuance of a press release that tentative adjusted rates for the project have been prepared and are under consideration. Notice also shall be published in the FEDERAL REGISTER. The Department will mail to the power customers of the project and other interested persons information in writing concerning (1) the tentative rates, (2) the principal criteria used in developing the tentative rates, and (3) the schedule for public participation in the review of the tentative rates and in the development of the final rates.

5. *Consultation and comment period.* For a period ending 90 days after the issuance of the press release, or 15 days after the close of the public comment forum described in paragraph 7 below, whichever is later, all interested persons will have the opportunity to consult with, and obtain information from, departmental representatives, to examine backup data, and to make suggestions for modification of the rates or criteria. At any time during this period, any person may file written comments with the Regional Director of the Bureau of Reclamation responsible for power marketing from the project. Copies of all written comments will be available on request for a fee.

6. *Public information forums.* During the consultation and comment period, one or more public information forums will be held, during which departmental representatives will explain the tentative rates and criteria, answer questions concerning them, and receive comments from interested persons. The forum will be conducted by a chairman who will be responsible for orderly procedure. Questions which cannot be answered by departmental representatives at the forum will either be answered at a subsequent information forum, if one is held, or answered in writing at least 15 days before the public comment forum described in paragraph 7 below. The number of such forums will depend upon the size of the power marketing area of the project, the number of power customers, and the degree of interest shown. A transcript of each forum will be made, and copies of the transcript, of all documents introduced, and of the written answers to questions will be available on request for a fee.

7. *Public comment forum.* Not less than 60 days after the issuance of the press release, a public comment forum will be held for the primary purpose of permitting interested persons to submit written comments or make oral presentations of their views and comments. It will be conducted by a chairman who will be responsible for orderly procedure. Departmental representatives will be present, and they and the chairman may ask questions of the witnesses. Persons interested in speaking should submit a request to the Regional Director at least 3 days before the forum so a witness list can be developed. The chairman may allow others to speak if time allows. A transcript of the forum will be made, and copies of the transcript and of all documents introduced will be available on request for a fee.

8. *Proposed decision on rate adjustment.* Following departmental review of the information and comments gathered in the course of the proceedings described above, the Secretary will announce his proposed decision on the rate adjustment. He will issue an explanation of the principal factors leading to such decision.

9. *Review period.* Interested persons will be given at least 30 days to submit comments in writing to the Secretary on the proposed decision.

10. *Final decision on rate adjustment.* Following departmental review of the further written comments, the Secretary will announce his final decision on the rate adjustment and the effective date of the adjusted rates. He will issue an explanation of the principal reasons therefore. The effective date shall be not less than 60 days after the announcement.

[FR Doc.75-21163 Filed 8-14-75;8:45 am]

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[INT DES 75-44]

## ALASKA NATURAL GAS TRANSPORTATION SYSTEM, DRAFT ENVIRONMENTAL IMPACT STATEMENT

### Locations and Dates of Public Hearings

In accordance with 40 CFR 1500.7, public hearings will be held on the Alaska Natural Gas Transportation System Draft Environmental Impact Statement. This notice is prepared as a supplement to that of July 28, 1975, 40 FEDERAL REGISTER 145, pages 31617-31618, which announced the availability of the draft EIS.

Hearings will be held in eleven cities on the following dates, each beginning at 9:00 A.M. local time:

SEPTEMBER 25-26

Northern Hotel, Broadway and 1st Ave. North, Billings, Montana.
Performing Arts Center, Building K, University of Alaska, Anchorage, Alaska.
Ceremonial Courtroom, Room 2525, 219 S. Dearborn Street, Chicago, Illinois.
Bonneville Power Auditorium, 1002 NE Holladay Street, Portland, Oregon.

SEPTEMBER 29-30

Traveller's Inn, 813 Noble Street, Fairbanks, Alaska.
Yuba Room, Sacramento Community Center, 14th & K Streets, Sacramento, California.
Highway Department Auditorium, Capitol Hill, Bismarck, North Dakota.
Washington Water Power Company Auditorium, 1411 E. Mission Street, Spokane, Washington.

OCTOBER 2-3

Baranof Hotel, 127 North Franklin Street, Juneau, Alaska.
Pioneer Inn, 221 S. Virginia Street, Reno, Nevada.
Department of the Interior Auditorium, 18th & C Streets, NW., Washington, D.C.

The hearings will provide the Secretary with information on the adequacy of the draft EIS in addition to that received during the 90-day review and comment period announced July 28, 1975. The hearings will also provide the Secretary with an opportunity to receive additional views of interested state and local agencies.

A draft Environmental Impact Statement was released on July 28, 1975. Copies of this statement are available for review at the locations listed at the close of this announcement. Copies may also be obtained by mail from the EIS Task Force, Room 1538, Bureau of Land Management, (302) Department of the Interior, 18th & C Sts., NW., Washington, D.C. 20240.

Interested persons, representatives of organizations, and public officials wishing to testify are requested to contact the designated local Interior office in their city. A list of designated offices is included in this announcement. The Department requests that notice of intent to testify be given as early as possible. All parties should contact the local designated office by eight days before the hearing at which they expect to testify.

The hearings will be conducted by an Administrative Law Judge and will be heard by a panel composed of Interior officials. Time limitations make it necessary to limit the length of oral presentations to 10 minutes per speaker. Those wishing to supplement their oral testimony by the submission of written testimony may do so. Any person or organization so doing is requested to submit twenty (20) copies for the convenience of the hearing panel and the audience.

Testimony and comments received will be analyzed preparatory to the writing of a Final Environmental Impact Statement.

Locations of review copies, Alaska Natural Gas Transportation System Draft EIS:

EIS Task Force, Alaska Natural Gas Transportation System, Bureau of Land Management (302), Room 1538, U.S. Department of the Interior, 18th & C Sts., NW., Washington, D.C. 20240.
Bureau of Land Management, Alaska State Office, 555 Cordova Street, Anchorage, Alaska.
Bureau of Land Management, Nevada State Office, Room 3008, 300 Booth Street, Reno, Nevada.
Bureau of Land Management, Oregon State Office, 729 N.E. Oregon Street, Portland, Oregon.
Bureau of Land Management, California State Office, 2800 Cottage Way, Sacramento, California.
Bureau of Land Management, Fairbanks District Office, 1028 Aurora District, Fairbanks, Alaska.
Juneau Memorial Library, 114 West 4th, Juneau, Alaska.
Bureau of Land Management, Montana State Office, 316 N. 26th Street, Billings, Montana.
Office of the Special Assistant to the Secretary of the Interior, 32nd Floor, 230 S. Dearborn Street, Chicago, Illinois.
North Dakota State Planning Agency, State Capitol, Bismarck, North Dakota.
Spokane Public Library, 906 W. Main Ave., Spokane, Washington.

Designated local Department of the Interior Offices:

ALASKA HEARINGS

Art Kennedy, Bureau of Land Management, Alaska State Office, 555 Cordova Street, Anchorage, Alaska 99501.

WASHINGTON AND OREGON HEARINGS

Robert Hofstetter, Bureau of Land Management, Oregon State Office, P.O. Box 2965, Portland, Oregon 97208.

MONTANA AND NORTH DAKOTA HEARINGS

Bryan Robinson, Bureau of Land Management, Montana State Office, Federal Building and U.S. Courthouse, 316 N. 26th Street, Billings, Montana 59101.

NEVADA HEARINGS

Stu Gearhart, Bureau of Land Management, Nevada State Office, Federal Building, Room 3008, 300 Booth Street, Reno, Nevada 89502.

CALIFORNIA HEARINGS

Robert Metzger, Bureau of Land Management, California State Office, Federal Office Building, Room E-2841, 2800 Cottage Way, Sacramento, California 95825.

CHICAGO HEARINGS

Madonna McGrath, Special Assistant to the Secretary of the Interior, 32nd Floor, 230 S. Dearborn Street, Chicago, Illinois 60604.

WASHINGTON, D.C. HEARINGS

Thomas DeRocco, EIS Task Force, Alaska Natural Gas Transportation System, Room 1538, Bureau of Land Management (302), Department of the Interior, 18th & C Streets, NW., Washington, D.C. 20240.

Dated: August 13, 1975.

WILLIAM W. LYONS,
*Deputy Under Secretary.*

[FR Doc.75-21674 Filed 8-14-75;8:45 am]



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## DEPARTMENT OF AGRICULTURE

### Cooperative State Research Service

### COOPERATIVE FORESTRY RESEARCH ADVISORY COMMITTEE

#### Meeting

The Cooperative Forestry Research Advisory Committee will meet September 28, 1975, at Washington, D.C., at 9 a.m.

The meeting is open to the public and will be held in the Ohio Room at the Statler-Hilton Hotel, 16th and K Streets.

The Advisory Committee will review a draft document, "National Program for Cooperative Foresry Research", prepared by the SubCommittee on Research Priorities and complete the statement of priorities for forestry research.

The names of Committee members and agenda are available upon requests to the recording secretary of the Committee, John D. Sullivan, USDA, CSRS, Washington, D.C. 20250. Written statements may be filed with the Committee before or after the meeting.

EDWARD C. MILLER,
*Acting Administrator.*

[FR Doc.75-21468 Filed 8-14-75;8:45 am]

### Packers and Stockyards Administration

### DAVIS RANCH HORSE SALE, FT. MORGAN, COLORADO, ET AL.

#### Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the livestock markets named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 *et seq.*), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

| *Facility No., name, and location of stockyard* | *Date of posting* |
|---|---|
| CO-116—Davis Ranch Horse Sale, Fort Morgan, Colo. | Nov. 22, 1961. |
| CO-119—Grand Junction Livestock Center, Grand Junction, Colo. | Nov. 4, 1965. |
| CO-122—Colorado Livestock Sales Co., Inc., Greeley, Colo. | May 23, 1957. |
| CO-125—Hotchkiss Sale Yard, Hotchkiss, Colo. | Oct. 26, 1959. |
| CO-127—R. P. Lewis & Son Auction Co., LaJunta, Colo. | June 11, 1957. |
| CO-134—Melott Livestock Commission Co., Pueblo, Colo. | Mar. 7, 1957. |
| CO-138—Springfield Livestock Commission Co., Springfield, Colo. | May 3, 1962. |
| CO-139—Steamboat Sales Barn, Steamboat Springs, Colo. | Mar. 20, 1957. |
| CO-141—Trinidad Livestock Auction, Trinidad, Colo. | Mar. 7, 1957. |
| GA-139—Wayne County Stockyard, Jesup, Ga. | May 16, 1959. |
| IN-108 — Montgomery County Sale Pavilion, Crawfordsville, Ind. | June 10, 1959. |
| KS-130—Schooler Brothers, Inc., Frankfort, Kans. | May 25, 1959. |
| MO-147—Lamar, Cattle Auction, Lamar, Mo. | May 26, 1959. |
| NM-102—Artesia Livestock Commission Company, Artesia, N. Mex. | Nov. 22, 1960. |
| OK-177—Tonkawa Livestock Auction Company, Inc., Tonkawa, Okla. | Apr. 29, 1959. |
| PA-142—Montague Livestock Auction, Inc., Union City, Pa. | Dec. 9, 1959. |

Notice or other public procedure has not preceded promulgation of the foregoing rule. There is no legal justification for not promptly deposting a stockyard which is no longer within the definition of that term contained in the Act.

The foregoing is in the nature of a rule relieving a restriction and may be made effective in less than 30 days after publication in the FEDERAL REGISTER. This notice shall become effective August 15, 1975.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 *et seq.*)

Done at Washington, D.C., this 5th day of August 1975.

EDWARD L. THOMPSON,
*Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.*

[FR Doc.75-21367 Filed 8-14-75;8:45 am]

### MOORES' LIVESTOCK AUCTION NORCO, CALIFORNIA, ET AL.

#### Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. et seq.), it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7 U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302, on the respective dates specified below.

| *Facility No., name, and location of stockyard* | *Date of posting* |
|---|---|
| CALIFORNIA | |
| CA-167—Moores' Livestock Auction, Norco. | July 15, 1975. |
| GEORGIA | |
| GA - 180 — Wayne County Stockyard, Jesup. | July 22, 1975. |
| KENTUCKY | |
| KY-113—Farmers Livestock Market of Glasgow, Inc., Glasgow. | June 24, 1975. |
| MARYLAND | |
| MD - 118 — Meteor Stables, Inc., Capitol Heights. | July 18, 1975. |
| MONTANA | |
| MT-118—Falls Livestock Exchange, Great Falls. | June 12, 1975. |
| NEW YORK | |
| NY-154—Empire Livestock Marketing Cooperative, Inc., Bath. | July 17, 1975. |
| TEXAS | |
| TX-312—Nacogdoches County Livestock Arena, Inc., Nacogdoches. | July 24, 1975. |
| WASHINGTON | |
| WA-128—Quincy Livestock Commission, Inc., Quincy. | June 25, 1975. |

Done at Washington, D.C. this 8th day August, 1975.

EDWARD L. THOMPSON,
*Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.*

[FR Doc.75-21366 Filed 8-14-75;8:45 am]

## COMMERCE DEPARTMENT

### Bureau of the Census

### CENSUS ADVISORY COMMITTEE OF THE AMERICAN STATISTICAL ASSOCIATION

#### Public Meetings

The Census Advisory Committee of the American Statistical Association will convene on September 18 and 19, 1975 at 9:00 a.m. The Committee will meet in Room 2424, Federal Building 3, at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee of the American Statistical Association was established in 1919 to advise the Director, Bureau of the Census in all aspects of the Bureau's statistical programs, and to respond to the Bureau's requests for

opinions and judgments in the whole area of its operations.

The Committee is composed of 14 members appointed by the President of the American Statistical Association.

The agenda for the September 18 meeting is: 1) Topics of current interest at the Bureau of the Census, 2) publication criteria and disclosure analysis, 3) Census provision of analytic tools for data users, 4) plans for evaluating state estimates of children in poverty (Public Law 93-380), 5) plans for improvement of coverage in the 1980 census, and 6) framework for establishing the income/labor force data package for the 1980 census.

The agenda for the September 19 meeting, which will adjourn at 12:30 p.m., is: 1) Review of Census procedures for new surveys, 2) discussion of other American Statistical Association committees having potential interest in Census Bureau Programs, and 3) discussion of Census Bureau responses to previous committee recommendations.

The meetings will be open to the public, and a brief period will be set aside on September 19 for public comment and questions. Extensive questions or statements must be submitted in writing to the Committee Control Officer at least 3 days prior to the meeting.

Persons planning to attend and wishing additional information concerning this meeting should contact the Committee Control Officer, Mr. James L. O'Brien, Acting Chief, Center for Census Use Studies, Bureau of the Census, Room 3540, Federal Building 3, Suitland, Maryland. (Mail address: Washington, D.C. 20233). Telephone 301-763-7490.

Dated: August 11, 1975.

VINCENT P. BARABBA,
*Director,*
*Bureau of the Census.*

[FR Doc.75-21384 Filed 8-14-75;8:45 am]

## CENSUS ADVISORY COMMITTEE ON PRIVACY AND CONFIDENTIALITY

### Public Meeting

The Census Advisory Committee on Privacy and Confidentiality will convene on September 22, 1975 at 9:30 a.m. in Room 2424, Federal Building 3, at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee on Privacy and Confidentiality was established on October 7, 1971 to advise the Director, Bureau of the Census, on policy and procedure concerning the purpose and scope of census inquiries and on all aspects of privacy and confidentiality as they relate to the statistical work of the Bureau.

The Committee is composed of 15 members appointed by the Secretary of Commerce.

The agenda for the meeting is: 1) Topics of current interest at the Bureau of the Census, 2) impact of the Privacy Act of 1974, 3) legislative developments, 4) survey questions on voter attitudes, and 5) 1980 census planning.

The meeting will be open to the public, and a brief period will be set aside for public comment and questions. Extensive questions or statements must be submitted in writing to the Committee Control Officer at least 3 days prior to the meeting.

Persons planning to attend and wishing additional information concerning this meeting should contact the Committee Control Officer, Mr. Ted Clemence, Program Planning Officer, Bureau of the Census, Room 2419, Federal Building 3, Suitland, Maryland. (Mail address: Washington, D.C. 20233) Telephone: 301-763-2758

Dated: August 12, 1975.

VINCENT P. BARABBA,
*Director,*
*Bureau of the Census.*

[FR Doc.75-21527 Filed 8-14-75;8:45 am]

## Domestic and International Business Administration

## ARMY INSTITUTE OF DENTAL RESEARCH

### Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the FEDERAL REGISTER.

Amended regulations issued under cited Act, as published in the March 18, 1975 issue of the FEDERAL REGISTER, prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket number: 76-00009-35-46040. Applicant: U.S. Army Institute of Dental Research, Walter Reed Army Medical Center, Washington, D.C. 20012. Article: Electron Microscope, Model EM 301. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: The article is intended to be used for research projects on ceramic bone substitutes, implant materials, sealant attachment to dental surfaces, and endodontic sealing techniques. The materials to be investigated will include hard and soft tissue as well as synthetic oral surgical implant substances. Research goals with this material are to demonstrate acceptance of these materials by oral soft tissue and bone. Application received by Commissioner of Customs: July 9, 1975.

Docket number: 76-00017-33-90000. Applicant: Purdue University, ADMS Building, West Lafayette, IN 47907. Article: Rotating X-ray generator, Model GX20 3.5''. Manufacturer: AEI Scientific Apparatus, United Kingdom. Intended use of article: The article is intended to be used as a high intensity fine focus X-ray source for the investigation of the crystal and molecular structure of small spherical RNA viruses. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00018-33-46040. Applicant: Northwestern University Medical School, 303 E. Chicago Avenue, Chicago, Illinois 60611. Article: Electron Microscope HS-9. Manufacturer: Hitachi Inc., Japan. Intended use of article: The article is intended to be used to scan large areas of tissue at low magnifications followed by photography of the nerve endings found therein at low and high magnifications in the study of nerve terminals in the peripheral nervous system. The article will also be used for training of graduate students in the following courses: (1) Research Rotation: Course No. 1445-E90, (2) Pharmacology of the Autonomic Nerve System: Course No. 1445-D24-I and Pharmacology of the CNS: Course No. 1445-D24-II, and (3) Ultrastructural Correlations. Application received by Commissioner of Customs: July 18, 1975.

Docket number: 76-00019-00-17500. Applicant: University of Miami, P.O. Box 248184, Coral Gables, Fla. 33124. Article: 30 Minute Timing Plug for Current Meter. Manufacturer: Ivar Aanderaa, Norway. Intended use of article: The article is a spare part for a recording current meter being used in an experiment to distinguish between motions of the density surface due to internal waves and apparent motions of a temperature surface. This study has a significant bearing on the usual method of measuring internal waves by measuring the temperature field. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00020-33-90000. Applicant: St. Joseph's Hospital & Medical Center, 350 West Thomas Road, P.O. Box 2071, Phoenix, Arizona 85001. Article: EMI Scanner with Magnetic Tape Transport System and Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended for use in the following areas of study: 1. In dementia and confusional states differentiation of normal pressure hydrocephalus from cerebral atrophy and occult neoplasm; 2. Determination of those seizure patients for whom surgery could be beneficial; 3. Evaluation of the efficacy of various chemotherapeutic agents in the treatment of brain tumors; 4. Evaluation of different agents for the treatment of the difficult problem of cerebral edema either that following surgery or following head trauma; 5. The nontraumatic assessment of congenital





brain defects; 6. More accurate non-invasive categorization of the stroke victim as regards underlying pathology be it ischemic, hemorrhagic or neoplastic; and 7. Assessment of tumor vascularity with contrast enhancement and its relationship to the blood brain barrier and the possibility of histopathologic determination. The article is also intended for use in teaching normal and pathological intracranial conditions to resident physicians and neuroradiology to residents from Departments of Neurology, Neurosurgery and radiology. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00021-85-80200. Applicant: Bryn Mawr College, Bryn Mawr, Pennsylvania 19010. Article: Microthermometric Apparatus and Crushing Stage. Manufacturer: The Chaixmeca Company, France. Intended use of article: The article is intended to be used for the study of small inclusions of fluids trapped in minerals in rocks. These will include metamorphic rocks and rocks associated with ore deposits. The fluids in the inclusions are in the liquid and/or gaseous state. The purpose of the article is to liquefy and solidify the inclusions. The objective is to determine the compositions of the fluids and the temperatures and pressures at which they were trapped in the rocks. In addition the article will be used in the following courses: Mineralogy—which involves the study of the physical and chemical properties of minerals and conditions under which they form; Petrology—which involves the study of the origin of rocks; Economic geology—which involves the study of the origin, nature and occurrence of metallic and non-metallic mineral resources; and Thermodynamics—which involves the study of the basic parameters which determine the properties of a system. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00022-75-42900. Applicant: University of Michigan, 500 E. University, Ann Arbor, MI. 48104. Article: Superconducting Magnet. Manufacturer: Canada Superconductor and Cryogenics Company, Canada. Intended use of article: The article is intended to be used to measure the magnetic moment (g-2) of the electron positrons. Experiments will consist of trapping polarized electron or positrons of 10 MeV energy, in a precisely shaped magnetic well in the center of the magnet. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00023-33-90000. Applicant: Saint Bernardine Hospital, 2101 North Waterman Avenue, San Bernardino, California 92404. Article: EMI-Scanner System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in the hospital Radiology Department to study diseases of the central nervous system. A study will be undertaken of the comparative results of the scanner system and more dangerous techniques in hopes that patient care will be improved by diagnosing brain diseases earlier and with less discomfort. In addition, patients will have isotope brain scans and cerebral angiograms. Specifically, it is hoped that the scanner can identify and differentiate cerebral tumors, infarctions and abscesses as well as identify orbital diseases. The article will also be used in courses covering the indication, effectiveness and accuracy of the scanner system. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00024-33-90000. Applicant: Community Medical Center, 316 Colfax Ave., Scranton, Pa. 18510. Article: EMI Scanner System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to evaluate intracranial mass lesions, including neoplasms, vascular abnormalities and alterations in ventricular size thus determining the value of the article in comparison with other standard approaches. Clinical investigations will be performed on a wide number of lesions as well as a large number of patients in order to determine the validity of surgery without invasive diagnostic studies. The article will also be used for educational purposes by medical students in neurology and neurological surgery as well as residents in the neurological program. The article will also be used to expand the knowledge of medical students, general practice residents and x-ray technologists in the utilization of such equipment. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00025-33-46040. Applicant: The Rockefeller University, York Avenue and 66th Street, New York, N.Y. 10021. Article: Electron Microscope, Model EM 201 and accessories. Manufacturer: Phillips Electronics Instruments NVD, The Netherlands. Intended use of article: The article is intended to be used for the study of cell growth. The materials to be studied in a large variety of biochemical experiments will be primarily nucleic acids from mammalian cells and viruses including cancer viruses which will affect mammalian cells. Application received by Commissioner of Customs: July 10, 1975.

Docket number: 76-00027-33-90000. Applicant: St. Alphonsus Hospital, Dept. of Neuro-Diagnostics, 1055 West Curtis Road, Boise, Idaho 83704. Article: EMI Scanner System including Magnetic Tape System, Diagnostic Display Console, and Data Transfer Module. Manufacturer: EMI Ltd., United Kingdom. Intended use of article. The article is intended to be used for computerized axial tomography study of patients with neurological diseases involving brain tissue and cerebrospinal fluid spaces. Various disorders such as brain tumors, infections, stroke trauma and degenerative neurological problems will be studied. Properties of brain and adjacent tissues altered by disease will be determined. The data provided by the article will be available for study and continuing medical education for physicians and medical technicians. Physicians in family practice residency programs will be instructed in the procedures and the usefulness of this particular equipment and its accessories. Application received by Commissioner of Customs: July 11, 1975.

Docket number: 76-00028-33-14900. Applicant: Northwestern University, 619 Clark Street, Evanston, Ill. 60201. Article: 502/ADC Analogue to digital converter. Manufacturer: Cambridge Electronic Design Ltd., United Kingdom. Intended use of article: The article is intended to be used for studies of the responses to time-varying stimuli of retinal ganglion cells of the cat. Application received by Commissioner of Customs: July 11, 1975.

Docket number: 76-00029-33-46040. Applicant: Andrews University, Biology Department, Berrien Springs, Michigan 49104. Article: Transmission Electron Microscope EM9S-2 & Accessories. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used in the teaching of biological research procedures to graduate students in the fields of histology, cytology, microbiology and parasitology. Studies will be conducted on the effects of protozoan parasites on the surrounding tissues in animal gut as well as ultrastructural changes due to the effect of toxins of poisonous reptiles on the nervous system. The article will also be used for educational purposes in the following courses: Animal Histology, Parasitology, Protozoology and Techniques in Electron Microscopy. Application received by Commissioner of Customs: July 11, 1975.

Docket number: 76-00030-33-87100. Applicant: Yale University, 20 Ashmun Street, New Haven, Conn. 06520. Article: Voltage Clamp for Myelinated Nerves. Manufacturer: Medica GMBH, West Germany. Intended use of article: The article is intended to be used for the study of the electro-physical properties of nerve. Experiments will be conducted on single rat or rabbit myelinated fibers and the results obtained will be used to understand (and thus perhaps treat clinically) the nature of the electrophysiological disorders in demyelinating disease, such as multiple sclerosis. Application received by Commissioner of Customs: July 15, 1975.

Docket number: 76-00031-33-46040. Applicant: Harvard University, Purchasing Department, 75 Mt. Auburn Street, Cambridge, Mass. 02138. Article: Electron Microscope, Model EM 10A. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used in research to detect and interpret changes in cellular ultrastructure induced by mutations through study of the soil round worm, *Caenorhabditis elegans*. Other research will include the following: (1) Studies of the structure of chromosomes; (2) Studies of DNA replications apparatus in *E. coli*, SV40 and mammalian cells; (3) Analysis of restriction endonuclease cleaved DNAs; and (4) Studies of hormonally induced fine structural changes in the silk gland

of the silk moth *Bombyx mori*. The article will also be used in training graduate students in electron microscopy techniques. Application received by Commissioner of Customs: July 15, 1975.

Docket number: 76–00033–33–90000. Applicant: St. Luke's Hospital Association, Inc., 2900 West Oklahoma Avenue, Milwaukee, Wisconsin 53215. Article: EMI-Scanner System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in the diagnosis of brain disease. This article will be used to differentiate between subtle differences in x-ray absorptions, thus making it possible to distinguish between tissues such as brain tissue, water-filled ventricular system, blood, spinal fluid, tumor or blood clot. Scan experiments will be performed with the article to evaluate its usefulness in trauma. The enhancement of the images produced by the article by means of various contrast media will be investigated. Clinical investigations will include scanning neurological disorder, Parkinsonism, Huntington's chorea, multiple sclerosis and other diseases, lead intoxication, cerebral palsy, hydrocephalus and drug abuse. In addition, the article will be used in post-graduate education courses on-going at St. Luke's Hospital for training of specalists in radiology. Application received by Commissioner of Customs: July 15, 1975.

Docket number: 76–00034–33–46040. Applicant: New York State Dept. of Health, New Scotland Avenue, Division of Laboratories and Research, Albany, New York 12201. Article: Electron Microscope, Model EM 301. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: The article is intended to be used for the investigation of phenomena related to the production of metastatic disease in animal model systems. Structural features of both natural host and tumor cells will be examined for basic clues to the transport of malignant cells from the site of origin to the malignancy. Experiments will be conducted in congenic responder and nonresponder mouse strains. In vitro experiments with human pathologic tissue will also be undertaken to determine the responsiveness to plant lections. Effects of immunosuppression and immune enhancement on the relationship of high and low affinity antibodies to tumor cells will also be studied in mouse systems. Application received by Commissioner of Customs: July 16, 1975.

Docket number: 76–00035–33–46040. Applicant: Lincoln University, Lincoln University, Pennsylvania, 19352. Article: Transmission Electron Microscope EM 9S–2. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used in research to study the effects of light on retinal degeneration in hyperthermic rats. The objectives of the research program are to determine the threshold values of light intensity and duration of exposure necessary to produce retinal damage; to determine the extent that drugs causing hyperpyrexia augment the retinal damage caused solely by environmental lighting conditions; and to document the time sequence of light-induced photo-receptor degeneration. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00037–33–46500. Applicant: Massachusetts General Hospital, Dept. of Pathology, Boston, Mass. 02114. Article: LKB 8800A Ultramicrotome III. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for studies of materials and phenomena necessary for the understanding of cellular interactions in culture systems including tumor destruction, and those necessary for the understanding of vesicular transport of macromolecules into and out of individual cells under varying experimental conditions. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00038–33–46500. Applicant: City of Hope National Med. Center, 1500 E. Duarte Road, Duarte, California 91010. Article: LKB 8800A and accessories. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for studies of tissue from (1) human autopsy and biopsy of central and peripheral nerves, muscle, and tumors; and (2) independent and collaborative animal research on islets of Langerhands, arterial walls (atherosclerosis), mesenteric vessels, and myelin. Application received by Commissioner of Customs: July 17, 1975.

Docket Number: 76–00039–75–27000. Applicant: University of California-Los Alamos Scientific Laboratory, P.O. Box 990, Los Alamos, New Mexico 87545. Article: 2 (Two) Microchannel Plane Cathode Ray Tubes TMC–4. Manufacturer: Laboratoires D'Electronique Et De Physique Applique, France. Intended use of article: The article is intended to be used to measure fast transient phenomena related to the generation of nuclear radiation from large scale thermonuclear reactions. These reactions occur in nuclear weapons tests and in laboratory implosion studies. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00040–90–77030. Applicant: Clark University, 950 Main St., Worcester, MA 01610. Article: Coherent CPS–2 NMR Pulse Spectrometer. Manufacturer: Spin Lock Electronics Ltd., Canada. Intended use of article: The article is intended to be used in general pulsed nuclear magnetic resonance experiments to study spin-spin and spin-lattice relaxation times and resonance frequencies of most liquids and solids that contain hydrogen or fluorine nuclei. In addition, the article will be used in the following courses: (1) 119.2 Physical Instrumentation Laboratory—an introduction to modern physical research instrumentation emphasizing measurements on fundamental particles, such as protons, muons, gamma rays, electrons, and positrons; and (2) 219.2 Physical Instrumentation Laboratory—a course the same as Physics 119.2 execpt that interpretation of experiments must be at the advanced undergraduate and beginning graduate level. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00041–33–90000. Applicant: Rockford Memorial Hospital, 2400 North Rockton Avenue, Rockford, Illinois 61101. Article: EMI Brain Scanner. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used by radiologists, neurosurgeons, neurologists, pathologists, and radiotherapists, to study a wide variety of neurological disorders of the brain, including brain tissue injuries due to trauma, benign and malignant tumors of the brain, cerebral vascular accidents (strokes, changes in brain tissue due to aging (i.e., atrophy), and hydrocephalus in children). In addition, the article will be used to give students instruction in the use of the machine including x-ray techniques and physics, and in the anatomy of the brain. Students will also be given instructions in the significance of the results of the EMI versus other modalities. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00042–33–46040. Applicant: Tennessee State University, 3500 Centennial Blvd., Nashville, Tennessee 37203. Article: Electron Microscope, Model EM 201. Manufacturer: Philips Electronic Instruments NVD, The Netherlands. Intended use of article: The article is intended to be used in extensive studies of the development of a better than 90 percent incidence of leukemia in young AKR mice. In addition, the article will be used for educational purposes in the courses: (1) Bio 460—Junior Honors Research designed to acquaint outstanding students with modern tools of research and research techniques; and (2) Bio 511 and 512—Graduate research in which students will be taught the routine procedures employed in transmission electron microscopy. Application received by Commissioner of Customs: July 17, 1975.

Docket number: 76–00043–33–90000. Applicant: St. Francis Hospital of Lynwood, 3630 East Imperial Highway, Lynwood, California 90262. Article: EMI Scanner System with Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to study patients with suspected neurological diseases involving the brain. Specific projects of investigation include the following: 1. The normal anatomical changes in the aging brain in which the cortical sulci and ventricular size will be followed in the elderly who are asymptomatic neurologically; 2. Ventricular size changes in the hydrocephalic patients who have been treated with ventriculo-atrial and ventriculo-peritoneal shunts. In addition, the symptoms and the size of the ventricles will be correlated with time in the course of the followup of these patients; and 3. The antomical changes of traumatic lesions of the brain with time. Application received by Commissioner of Customs: July 17, 1975.





Docket number: 76–00044–33–90000. Applicant: Saint Agnes Hospital, 1303 E. Herndon Avenue, Fresno, California 93710. Article: EMI Scanner System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used for the investigation of intracranial disease; strokes, brain masses, head trauma, brain atrophy and inflammatory disease. Analysis of data obtained by use of computerized axial tomography of the head will be compared with current diagnostic modalities used, e.g., cerebral angiography, pneumencephalography, radioisotope scanning and ultrasound to determine the following: (1) Reliability and validity of each method in determining the anatomical localization, size, and morphological characteristics of intracranial lesions; (2) Feasibility of use of computerized axial tomography in the diagnostic evaluation of head trauma in a trauma and neurosurgical center; (3) Cost effectiveness of EMI Scanning compared with currently available methods in establishing diagnosis of intracranial disease; and (4) Reliability and validity in establishing the diagnosis of intracranial inflammatory disease especially coccidioidomycosis, a mycotic infectious disease, endemic in Fresno County. Publicized data obtained in the studies listed above will be used for physician and other health science personnel education; to consist of lectures and conferences regarding the results of investigative studies to insure proper selection of techniques for diagnosis and follow-up studies in patients with strokes, brain masses, head trauma, brain atrophy and intracranial inflammatory diseases. Application received by Commissioner of Customs: July 17, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75–21477 Filed 8–14–75;8:45 am]

## INDIANA UNIVERSITY

### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89–651, 80 Stat. 897) and the regulations issued thereunder as amended (40 F.R. 12253 et seq., 15 CFR 701, 1974.)

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75–00480–35–54500. Applicant: Indiana University, Purchasing Department, 1101 East 17th Street, Bloomington, Indiana 47401. Article: 1 Topcon Slit Lamp Haag-Streit type, Model SL–3 and 1 Haag-Streit Corneal Pachymeter No. 1. Manufacturer: Tokyo Kogaku Kikai K.K., Japan. Intended use of article: The article is intended to be used to study structural changes in the human cornea, especially changes in thickness, which accompany the wearing of contact lenses. The article will also be used in the courses V533 Contact Lenses and Subnormal Vision Aids, and V658 Specialty Clinics to provide optometry students with complete knowledge and experience in the fitting and evaluation of contact lenses made of various materials.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign article consists of a combined slit lamp and pachymeter. The Department of Health, Education, and Welfare (HEW) advises in its memorandum dated July 25, 1975 that the combination described above is pertinent to the applicant's intended purposes. HEW also advises that it knows of no combined instrument of equivalent scientific value to the foreign article for such purposes as the article is intended to be used which is domestically available.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75–21478 Filed 8–14–75;8:45 am]

## NATIONAL RADIO ASTRONOMY OBSERVATORY

### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89–651, 80 Stat. 897) and the regulations issued thereunder as amended (40 F.R. 12253 et seq., 15 CFR 701, 1974).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75–00487–00–80050. Applicant: National Radio Astronomy Observatory, Associated Universities, Inc., 2015 Ivy Road, Charlottesville, Virginia 22903. Article: Three (3) Waveguide Signal Distributors. Manufacturer: Hitachi Shibaden Corp., Japan. Intended use of article: The article is intended to be used as part of the Very Large Array radio telescope to transmit radio wavelengths radiation received from extraterrestrial objects to recording apparatus. The study of this radiation enables astronomers to study the sources of energy, origin and evaluation of the universe.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The foreign articles which are custom made provide (1) low loss of signal strength over the long transmission paths (21 kilometers) required by the Very Large Array radio telescope under construction by the applicant, (2) transmission of wide signal bandwidths, needed for handling very high data rates, (3) very low signal distortion (VSWR) and (4) elimination of the need for complex electronic amplifiers (repeaters) at 800 meters along the transmission line. The National Bureau of Standards (NBS) advises in its memorandum dated July 29, 1975 that the capabilities of the articles described above are pertinent to the applicant's intended use. NBS also advises that it knows of no domestic instrument or apparatus of equivalent scientific value to the foreign article for such purposes as the articles are intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75–21479 Filed 8–14–75;8:45 am]

## NEW YORK STATE DEPARTMENT OF HEALTH

### Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to Section 6 (c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89–651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Import Programs Division, Office of Import Programs, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the FEDERAL REGISTER.

Amended regulations issued under cited Act (40 F.R. 12253 et seq., 15 CFR 701, 1974) prescribe the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket number: 76–00032–33–46040. Applicant: New York State Dept. of Health, New Scotland Avenue, Division of Laboratories and Research, Albany, New York 12201. Article: Electron Microscope, Elmiskop 102. Manufacturer: Siemens AG, West Germany. Intended use of article: The article is intended to be used for the following research: (1) Investigation of the detailed ultrastructure of clinical as well as the identification or ultrastructural characteristics of virus-like agents obtained from intestinal tract and other organs of cases of Reyes syndrome; (2) Examination of the matrix, protein organization and the membrane of mitochondria of liver and central nervous system; (3) Examination of the disruption of nucleic acids within the nucleus and nucleolar of pancreatic acinar cells: (4) Examination of a variety of cell types infected with virus-like material obtained from clinical cases to determine the effects on relationship of nascent RNA molecules to the DNA: (5) Association of protein with elongating nascent RNA molecules in the synthesis of early viral proteins: (6) Determination of the relationship of structural features of "aflatoxin-induced Reye's syndrome" to Reye's syndrome as it occurs in the United States; and (7) Relationship of disease induced in primate animal model systems to the clinical syndrome. Application received by Commissioner of Customs: July 16, 1975.

Docket number: 76–00045–65–86300. Applicant: Washington State University, Division of Purchasing, Pullman, Washington 99163. Article: Rheovibron Viscoleastometer. Manufacturer: Toyo Baldwin Co., Ltd., Japan. Intended use of article: The article is intended to be used in studies of the structure-property correlations of epoxy composites and polymers in which dynamic mechanical properties will be evaluated as a function of frequencies at constant temperature and of different temperature at constant frequencies. The article will also be used for educational purposes in the courses: MSE 543 Natural and synthetic polymers; MSE 501 Advanced Topics in Materials Science. Application received by Commissioner of Customs: July 21, 1975.

Docket number: 76–00046–33–46040. Applicant: National Cancer Institute, National Institutes of Health, Laboratory of Pathophysiology, DCBD, Bldg. 10/5B–36, Bethesda, MD 20014. Article: Electron Microscope, Model JEM 100C and accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for studies of pathogenic and nonpathogenic microorganisms (e.g. bacteria, fungus, human and animal viruses), mammalian tissues derived from experimental animals to exhibit normal and pathologic structure. The experiments to be conducted include: (1) Experiments to study localization and distribution of enzymes in both microbial and mammalian cell membrane; (2) Experiments to elucidate the supramolecular architecture of the biological membrane system; (3) Experiments to study the physiologic and pathologic changes in tumor cell ultrastructure; and (4) Experiments to study the molecular organization of intestinal brush border membrane and its changes under experimentally induced malignancy. Application received by Commissioner of Customs: July 21, 1975.

Docket Number: 75–00047–33–90000. Applicant: Scripps Memorial Hospital, 9888 Genesee Avenue, P.O. Box 28, La Jolla, Ca. 92037. Article: EMI Scanner System. Maufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in studying acute changes seen in the brain under various pathological conditions utilizing phantoms and patients in the specific areas of the eyes, optic nerves, cranial nerves in general, cerebrospinal fluid, gray matter, white matter, blood vessels, bone and calcification. Pathologic entities to be studied include brain tumors, nerve tumors, active bleeding, old hemmorrhage, retinal detachment, orbital tumors, hydrocephalus, and acute brain injury. The article will also be used in the education of physicians as to the advantages and limitations of the technique of computerized axial tomography with instruction in specific findings seen in various disease states. Technical personnel will be instructed in the operation of the equipment and patient care during the procedure, as well as instruction in the findings in various disease states. Application received by Commissioner of Customs: July 21, 1975.

Docket Number: 76–00048–33–90000. Applicant South Miami Hospital, 7400 S. W. 62nd Avenue, South Miami, Florida 33143. Article: EMI Scanner System with High Definition Display. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to conduct a series of selected brain scans the results of which will be used for comparison with conventional X-ray findings of brain disorders to evaluate the risks to the patients from both methods, to show if the new method can avoid hospitalization of the patient for diagnostic tests, and to prove that the diagnostic capabilities of the article will reduce the risk to the patent for both therapy and surgery. Application received by Commissioner of Customs: July 21, 1975.

Docket Number: 76–00050–33–46040. Applicant: Veterans Administration Hospital, 16111 Plummer Street, Sepulveda, California 91343. Article: Electron Microscope, Model EM 201C and accessories. Manufacturer: Philips Electronic Instruments, The Netherlands. Intended use of article: The article is intended to be used for research on the fine structure, biochemistry and pathology of aging in laboratory animals and man. The materials to be studied will include cells and tissues of animal and human origin obtained through biopsy, autopsy or surgical removal (for example, tumor tissues); chemical constituents extracted from these tissues (for example, proteins, polysaccharides and nucleic acids); subcellular fractions and organelles, such as microtubules and mitochondria; and viral preparations. Studies will be carried out to provide information on the cellular and molecular mechanisms of the pathological changes that occur during "normal" aging as well as in some of the degenerative and neoplastic conditions associated with aging; to evaluate the efficacy of some current therapeutic measures for age-related pathological conditions, and to devise more effective methods of treatment and prevention. The article will also be used to train investigators and technicians in the use of the electron microscope and basic electron microscopic methods so that they can make effective use of the electron microscope facility in the conduct of their own research projects. Application received by Commissioner of Customs: July 22, 1975.

Docket number: 76–00051–33–46500. Applicant: California State University, Northridge, 18111 Nordhoff Street, Northridge, California 91324. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter, Sweden. Intended use of article: The article is intended to be used for research studies of a variety of biological specimens including cancer cells, Sarcoma-180 ascites tumor cells, eggs and sperms of marine organisms, other pathological mammalian tissues, and plant materials. The experiments to be conducted include fine structural and cytochemical analyses of tumor cell surfaces with special emphasis on cell surface labelling of receptor sites with ferritin-conjugated compounds. The article will also be used in the following courses related to cellular fine structure: 540F a graduate course in Electron Microscopy; 380, Cell Biology; 411, Animal Histology; 440, Cell Physiology. Application received by Commissioner of Customs: July 25, 1975.

Docket number: 76–00052–33–46040. Applicant: U.S. Public Health Service Hospital, Bay Street & Vanderbilt Avenue, Staten Island, New York 10304. Article: Electron Microscope, Model EM 10A. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used for the examination of all structure and membrane features using the preparative techniques of sectioning and freeze fracture. Tissue will be derived from experiments in which physiological parameters of the toad urinary bladder and rat kidney have been measured. Also pathological specimens from human renal biopsies and other tissues will be examined with the article. Experiments will be conducted to describe the relationship between structure and function in epithelia. In particular the effect of vassopressin on membrane structure and the effect of extra-cellular volume expansion on the structure of renal epithelial tight junctions will be investigated. Application





received by Commissioner of Customs: July 25, 1975.

Docket number: 76–00053–33–46040. Applicant: University of Florida, Dept. of Entomology, Institute of Food and Agricultural Sciences, 345 Archer Rd. Lab., Gainesville, Florida 32611. Article: Electron Microscope, Model HS–9. Manufacturer: Eitachi, Ltd., Japan. Intended use of article: The article is intended to be used for research in the following areas: (1) the ultrastructure, site of infection, and multiplication of a new complex microsporida associated with the imported fire ant and (2) the structure, multiplication, and translocation of insect viruses in various economic insect pests. The article will also be used in a number of graduate courses in entomology. Application received by Commissioner of Customs: July 25, 1975.

Docket number: 76–00049–00–00500. Applicant: University of Rochester, Nuclear Structure Research Laboratory, River Campus Station, Rochester, New York 14627. Article: Five (5) Accelerator Tubes. Manufacturer: Dowlish Development Ltd., United Kingdom. Intended use of article: The articles are newly designed essential components to an existing Van de Graaf–accelerator which is being used in a variety of nuclear studies. Application received by Commissioner of Customs: July 22, 1975.

Docket number: 76–00054–33–46500. Applicant: Children's Hospital Medical Center, 300 Longwood Avenue, Boston, Massachusetts 02115. Article: Ultramicrotome, Model LKB 8800A. Manufacturer: LKB Produkter AB, Sweden. Intended use of article: The article is intended to be used for ultrastructural study of the developing monkey brain: in particular, the time of synapse formation in the visual cortex, retina, lateral geniculate body and cerebellum. The tissue to be investigated is fragile embryonic nervous system that requires embedding in a special mixture of plastics (Epon-Arladite). Studies will be performed to gain an understanding of how primate brain develops and to elucidate mechanisms of the congenital malformation and developmental brain diseases. Application received by Commissioner of Customs: July 25, 1975.

Docket number: 76–00055–33–46040. Applicant: University of Georgia, Dept. of Botany, Athens, Georgia 30602. Article: Electron Microscope, Model EM 10A. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used in carrying out a variety of research projects which will include: (1) Studies of the development and reproduction of lower fungi, namely phycomycetes; (2) Elucidation of characteristics of higher plants which contribute to their capacity to both gain and lose carbon dioxide; (3) Studies of the changes in subcellular organization during encystment germination, growth and differentiation of the phycomycete *Blastochladiella emersonii*; (4) Investigation of the transport of organic compounds in plants, particularly with regard to the structural features of the cells involved in such transport; (5) Further studies of ascocarp development (Sporomia), conidium ontogeny (Aspergillus, Cunninghamella, Phoma, Pestalotia), and ascosporogenesis (Byssochlamys, Eleutherascus); (6) Research centered on the developmental biology of Volvox; (7) Determination of the complete life cycles of pyrenomycetous Ascomycetes, including developmental morphology of conidial and ascigerous states and substrate relationships of mycelium, particularly the host cell-fungus interactions of the biotrophic parasites; and (8) Studies concerning the various aspects of the biology of the Labyrinthulales and Thraustochytriales including their distribution, morphology, taxonomy and phylogenetic position. Application received by Commissioner of Customs: July 28, 1975.

Docket number: 76–00056–01–46500. Applicant: The Institute for Cancer Research, 7701 Burholme Avenue, Fox Chase, Philadelphia, Pa. 19111. Article: Ultramicrotome, Model Om U3. Manufacturer: C. Reichert Optische Werke, AG Austria. Intended use of article: The article is intended to be used in research concerned with the recognition of cell surface changes specific for infection and transformation by viruses. Specifically labelled proteins will be attached to a variety of molecular species such as antigens of bacterial and animal cells, as well as to capsid components of virus particles. For the electron microscope recognition of the molecules, immune labelling (with ferritin conjugates) in combination with enzymatic digestion of some of the compounds will be used. The objective of this research is to discern and to quantitate with high resolution microscopy the production sites of lipopolysaccharides and capsular polysaccharides as well as virus specific proteins. The antigens are to be followed as they are transferred from intracytoplasmic to membrane-bound positions. Application received by Commissioner of Customs: July 28, 1975.

Docket number: 76–00057–01–77030. Applicant: U.S. Department of Agriculture, Fruit & Vegetable Chemistry Laboratory, 263 South Chester Avenue, Pasadena, California 91106. Article: Fourier Transform Nuclear Magnetic Resonance Spectrometer, Model FX60 and accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for studies of natural products isolated from plant or microbial sources, or derivatives prepared from these products. They include bitter constituents of citrus, sweeteners derived from these bitter constituents, carotenoid pigments, and bioregulators. Research will be carried out to determine the chemical structures of these materials or to determine how they bind to proteins and enzymes. Application received by Commissioner of Customs: July 28, 1975.

Docket number: 76–00058–99–90000. Applicant: Daniel Freeman Memorial Hospital, 333 N. Prairie Avenue, Inglewood, CA 90301. Article: EMI Scanner System with Magnetic Tape Storage System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in the education and training of various professionals: Radiologists, Neurologists, Neurosurgeons, Neuropathologists, Radiologic Technologists and Neuro Diagnostic Technologists. A formal educational program will be initiated to familiarize physicians in the diagnostic aspects of the scanner for brain and meningeal diseases. Additional courses will be offered to instruct physicians and technologists in the technical aspects of EMI testing, the mechanical construction and in the use and care of the various associated components. Application received by Commissioner of Customs: July 28, 1975.

Docket number: 76–00059–00–41200. Applicant: NEROC, Haystack Observatory, Off Route 40, Westford, Massachusetts 01886. Article: Two Varian CW klystrons, Model #VRE–2103B. Manufacturer: Varian Associates Ltd., Canada. Intended use of article: The article is a component part of a K-band maser microwave radiometric receiver used at a radio/radar observatory engaged in radio spectral-line studies. Application received by Commissioner of Customs: July 28, 1975.

Docket number: 76–00060–33–90000. Applicant: Baylor University Medical Center, , 3500 Gaston Avenue, Dallas, Texas 75246. Article: Computerized Axial Body Scanner. Manufacturer: Emitronics Inc., United Kingdom. Intended use of article: The article is intended to be used for comparison of computerized axial body scanning with the following: (1) Existing non-invasive diagnostic techniques with emphasis on: (a) Radionuclide scanning, (b) Ultrasonic imaging and in an effort to determine justification of expenditures of the magnitude indicated; (2) Invasive techniques such as visceral angiography to determine whether accuracy of diagnosis is such that the vascular procedures with their high inherent risk can be avoided or minimized; (3) Present techniques of staging neoplasm and determination of tumor extent, hence operability of a lesion with emphasis placed on staging: (a) Malignant lymphoma, (b) Pancreatic carcinoma, (c) Lung cancer and its intrathoracic spread, (d) Carcinoma of uterine cervix; (4) Present methods of radiation therapy port planning including: (a) Therapy port simulators, (b) transaxial tomography. In addition, the article will be used in training physicians in use and interpretation of body scans and radiology technologists in the operation of the instrument. Application received by Commissioner of Customs: July 29, 1975.

Docket number: 76–00061–99–61800. Applicant: Grace H. Flandrau Planetarium, University of Arizona, Tucson, Arizona 85721. Article: Mark IV Viewlex-Minolta Planetarium Projector. Manufacturer: Minolta Camera Co., Japan. Intended use of article: The article is intended to be used in general astronomy courses which have been



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modified to include formal laboratory sessions in the planetarium as a working laboratory instrument, namely, an analog computer, designed to solve problems encountered in the positional astronomy. In addition to the extensive academic program, the article is intended to be used to provide information, educational public programs on various timely and relevant topics in astronomy and environmental sciences. Application received by Commissioner of Customs: July 29, 1975.

Docket number: 76-00062-80-62800. Applicant: Colorado School of Mines, Basic Engineering Dept., Golden, Colorado 80401. Article: Tunnel Mucking System. Manufacturer: Radmark Engineering, Canada. Intended use of article: The article is intended to be used in a study to advance the technology of tunnel excavation by increasing the rate of muck removal in tunnels by means of a pneumatic pipeline system. Data will be gathered by operating the system under a variety of throughputs, with varying size distributions and moisture contents. Appropriate measurements will be taken to determine wear, energy requirements, etc. for each given set of operating conditions. Application received by Commissioner of Customs: July 29, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75-21480 Filed 8-14-75;8:45 am]

## PENNSYLVANIA HOSPITAL

### Consolidated Decision on Applications for Duty-Free Entry of EMI Scanner Systems

The following is a consolidated decision on applications for duty-free entry of EMI Scanner Systems pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq., 15 CFR 701.11(e).) (See especially Section 301.11(e).)

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00469-33-90000. Applicant: Pennsylvania Hospital, Eighth and Spruce Streets, Philadelphia, Pa. 19107. Article: EMI Scanner with Magnetic Tape Storage System and Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in research in cerebral blood flow and metabolism, specifically the effects of ischemia and brain swelling on regional brain metabolism. The studies, though principally for experimental animals, are applicable to humans. Certain aspects of the diagnostic tests which have no untoward side effects are applied to humans with severe forms of stroke and those individuals recovering from brain surgery. The article will also be used in the study of chemotherapy of brain tumors, which will include periodic evaluation of patients during treatment via serial EMI scanning. Application received by Commissioner of Customs: April 7, 1975. Advice submitted by the Department of Health, Education, and Welfare on: July 17, 1975. Article ordered: January 3, 1975.

Docket number: 75-00452-33-90000. Applicant: Mayo Foundation, 200 First Street, Southwest, Rochester, Minnesota 55901. Article: EMI Scanner System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to conduct research to determine the efficacy of the article in the diagnosis of the intracranial lesions. A study will also be conducted comparing transverse axial tomograms of stroke patients with the localization obtained by clinical neurological examinations and scintillation scans, and with autopsy findings in fatal cases. In addition, the article will be used in a program for computerized roentgenologic diagnostic methods in the detection of cancer and for studies of patients with multiple sclerosis. The article will also be used as an essential part of the Neuroradiological phase of a diagnostic roentgenology residency training program in which each resident receives training in neuroradiological techniques including use of the article. Application received by Commissioner of Customs: March 27, 1975. Advice submitted by the Department of Health, Education, and Welfare on: July 17, 1975. Article ordered: May 14, 1975.

Docket number: 75-00454-33-90000. Applicant: Madison General Hospital, 202 South Park Street, Madison, Wisconsin 53715. Article: EMI Scanner System with Diagnostic Display Console. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used in the promotion and education of area physicians concerning the availability and capabilities of the CAT system and evaluate the effectiveness of the system and the extent of its utilization by physicians to ensure effective planning for future units that might be needed takes place. Application received by Commissioner of Customs: March 27, 1975. Advice submitted by the Department of Health, Education, and Welfare on: July 17, 1975. Article ordered: January 3, 1975.

Comments: No comments have been received with respect to any of the foregoing applications. Decision: Applications approved. No instrument or apparatus of equivalent scientific value to the foreign articles, for such purposes as these articles are intended to be used, was being manufactured in the United States at the time the foreign articles were ordered. Reasons: Each foreign article is a newly developed system which is designed to provide precise transverse axial X-ray tomography. The Department of Health, Education, and Welfare (HEW) advised in its respectively cited memoranda that the sensitivity and the non-invasive methodology of each article are pertinent to the purposes for which each foreign article is intended to be used. HEW also advised that it knows of no domestic instrument of equivalent scientific value to any of the articles to which the foregoing application relate for such purposes as these articles are intended to be used which was being manufactured in the United States at the time the articles were ordered.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to any of the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used, which was being manufactured in the United States at the time the articles were ordered.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75-21481 Filed 8-14-75;8:45 am]

## VETERANS ADMINISTRATION HOSPITAL, MEMPHIS

### Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Public Law 89-651, 80 Stat. 897) and the regulations issued thereunder as amended (40 FR 12253 et seq., 15 CFR 701, 1974).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00493-33-70700. Applicant: Veterans Administration Hospital, 1030 Jefferson Avenue, Memphis, Tennessee 38104. Article: Specialized Electronic Analysis Instruments consisting of UV Recorder, Electro Aerometer, Electro-Glottograph Intensity Meter, and Fundamental Frequency Meter. Manufacturer: F—J Electronic A/S, Denmark. Intended use of article: The article is intended to be used for studies of a number of acoustic/physiologic correlates of perceptual speech dimensions in order to determine objective measurement parameters that can be used in differential diagnosis and therapy planning for individuals who exhibit a wide range of speech/voice disorders. The article will also be used to instruct student clinicians as well as practicing clinicians in the practical, clinical applications of the principles of speech/hearing science.

Comments: No comments have been received with respect to this application. Decision: Application approved. No instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States. Reasons: The Department of Health, Education, and Welfare (HEW) advises in its memorandum dated July 25, 1975 that the article is an integrated system especially designed for analysis of physical attributes pertaining to speech. HEW further advises that (1) the system design, quality of subsystems and interfacing are pertinent to the applicant's use in studies of fundamental phenomena and in training of students and practitioners in corrective therapy and (2) it knows of no domestic manufacturer that offers an integrated package system with equivalent properties.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials)

RICHARD M. SEPPA,
*Acting Director,*
*Special Import Programs Division.*

[FR Doc.75-21482 Filed 8-14-75;8:45 am]





## Maritime Administration

[Docket No. S-460]

## MATHIASEN'S TANKER INDUSTRIES, INC.

### Application

Notice is hereby given that Mathiasen's Tanker Industries, Inc., Public Ledger Building, Philadelphia, Pa. 19106 has filed application to amend its Operating-Differential Subsidy Agreement, Contract No. MA/MSB-212 (the Agreement) by reinstating the tanker *Joseph D. Potts*. The Operator engages in the carriage of export bulk raw and processed agricultural commodities from the United States (U.S.) to the Union of Soviet Socialist Republics (U.S.S.R.), or other permissible ports of discharge. Liquid and dry bulk cargoes may be carried from the U.S.S.R. and other foreign ports, inbound, to U.S. ports during voyages subsidized for the carriage of export bulk raw and processed agricultural commodities to the U.S.S.R.

Full details concerning the U.S.-U.S.S.R. export bulk raw and processed agricultural commodities subsidy program, including terms, conditions, and restrictions upon both the subsidized operators and vessels, appear in Title 46 of the Code of Federal Regulations, Part 294.

The Agreement was approved by the Maritime Subsidy Board (Board) on December 13, 1972 and presently includes four tankers. The Agreement will expire on December 31, 1975, unless further extended. Each voyage under the Agreement must be approved for subsidy before commencement of the voyage. The Board will act on each request for a subsidized voyage as an administrative matter under the terms of the Agreement, for which there is no requirement for further notices under section 605(c) of the Act.

Any person having an interest in the granting of the application and who would contest a finding of the Board that the service now provided by vessels of U.S. registry for the carriage of cargoes as previously specified is inadequate, must, on or before August 28, 1975, notify the Board's Secretary, in writing, of his interest and of his position, and file a petition for leave to intervene in accordance with the Board's rules of practice and procedure (46 C.F.R. Part 201).

Each statement of interest and petition to intervene shall state whether a hearing is requested under section 605(c) of the Act and, with as much specificity as possible, the facts that the intervenor would undertake to prove at such hearing.

In the event a hearing under section 605(c) of the Act is ordered to be held with respect to the subject application, the purpose of such hearing will be to receive evidence relevant to (1) whether the application hereinabove described is the application hereinabove described is one with respect to the vessel to be operated in an essential service, served by citizens of the U.S., which would be in addition to the existing service, or services, and if so, whether the service already provided by vessels of U.S. registry is inadequate, and (2) whether in the accomplishment of the purposes and policy of the Act additional vessels should be operated thereon.

If no request for hearing and petition for leave to intervene is received within the specified time, or if the Board determines that petitions for leave to intervene filed within the specified time do not demonstrate sufficient interest to warrant a hearing, the Board will take such action as may be deemed appropriate.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidies (ODS))

Date: August 12, 1975.

JAMES S. DAWSON, Jr.,
*Secretary.*

[FR Doc.75-21537 Filed 8-14-75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

### INDIAN EDUCATION

### Acceptance of Nominations for Membership on the National Advisory Council on Indian Education

1. *Introduction.* In accordance with 20 U.S.C. 1221g, National Advisory Council on Indian Education—Establishment; Membership; Appointment; and Geographic Representation, announcement is hereby made that the Commissioner of Education will be accepting nominations of Indians and Alaska Natives, as defined below, for membership on the National Advisory Council on Indian Education. Nominations may only be submitted by Indian tribes and Indian organizations and must be received no later than October 15, 1975.

2. *Definition.* "Indian" means any individual who (a) is a member of a tribe, band, or other organized group of Indians, including those tribes, bands, or groups terminated since 1940 and those recognized now or in the future by the State in which they reside, or who is a descendant, in the first or second degree, of any such member, or (b) is considered by the Secretary of the Interior to be an Indian for any purpose, or (c) is an Eskimo or Aleut or other Alaska Native, or (d) is determined to be an Indian under regulations promulgated by the Commissioner, after consultation with the National Advisory Council on Indian Education, which regulations shall further define the term "Indian."

(P. L. 92-318, Title IV, Part E, Section 453)

3. *Nominations.* Nominations should be made according to the following categories:

(a) Professional educators,
(b) Laymen involved in education,
(c) Students, and
(d) Individuals with other than education experience. These categories are explained further below.

*Nomination Categories.* (a) Individuals with a minimum of three years of active experience as education professionals dealing in Indian education, for example: teachers/professors, administrators, specialists (e.g., curriculum, language, math, etc.), counselors, researchers, or other education professionals.

(b) Individuals with a minimum of three years of active experience as laymen involved in education, for example: School board members, education committee members, Parent/Teacher Association members, parents of school-age children, or those with other lay involvement.

(c) An Indian student who is a college student or who has reached his or her junior year of high school at the time of nomination.

(d) Individuals with a minimum of three years of active experience in a field involving Indian affairs, but one that does not have Indian education as its major concern, for example: tribal government experience, administration of an Indian organization, health experience, economic experience, business experience, environmental experience, agriculture experience, local, State, or National government experience, or other such related experience.

It is suggested that tribes and Indian organizations nominate at least two individuals in the professional educator category and at least one individual in each of the other categories, but this is not mandatory. In any case, individuals should be identified by the category under which they are being nominated.

4. *Selections.* Dependent upon the nominations received, two-thirds of the members will be from the professional educator category and the remaining one-third from the other categories. Nominees also will be considered on the basis of their knowledge of and experience with both local community and national issues. Attempts will be made to



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select individuals representing diverse geographic areas of the country, particularly from those areas with large Indian populations. Questions pertaining to the representation of urban, rural, reservation, non-reservation, male, and female interests will be addressed by giving adequate consideration during the final selection process.

In the interest of maintaining continuity while broadening the base of Indian community involvement, five members will be selected for one-year terms, five for two-year terms, and five for three-year terms. Following initial appointments, vacancies will be filled by three-year appointments.

5. *Nominating Procedure.* Nomination forms may be obtained by writing or calling the Office of Indian Education. The address and telephone number are as follows: Office of Indian Education, U.S. Office of Education, Room 4043, FOB–6, 400 Maryland Avenue, S.W., Washington, D.C. 20202; (202) 245–8060.

Nominations must be received by the Office of Indian Education, at the above address, no later than October 15, 1975.

Dated: August 11, 1975.

T. H. BELL,
*U.S. Commissioner of Education.*

[FR Doc.75–21444 Filed 8–14–75;8:45 am]

### Health Resources Administration

### NATIONAL COMMITTEE ON VITAL AND HEALTH STATISTICS

#### Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), announcement is made of the following National Advisory body scheduled to assemble during the month of September 1975:

Name: United States National Committee on Vital and Health Statistics.

Date and time: September 24–26, 1975, 9:30 a.m.

Place: HEW—North Building, The Snow Room, Room 5051, Washington, D.C. 20201.

Open for entire session.

Purpose: The Committee advises and assists in delineating statistical problems bearing on health and health services which are of national or international interest and stimulates studies of such problems. The Committee also determines, approves, and revises the terms, definitions, classifications, and guidelines for assessing health status and health services, their distribution and costs. Additionally, the committee reviews and comments on findings and proposals developed by other organizations and agencies and makes recommendations on their adoption, or implementation.

Agenda: Discussion items include the charter of the Committee; relationship to the National Center for Health Statistics Advisory Committee on the Cooperative Health Statistics System; standardization of data elements; medical problem classification; collection of data on sub-national populations; periodic revision of minimum basic data sets; long-term care statistics and continuing activities of the abolished U.S. National Committee on Vital and Health Statistics concerning statistics needed for national policy related to fertility; statistics needed for determining health effects of environmental conditions and disease classification for various purposes.

Agenda items are subject to change as priorities dictate.

Anyone wishing to obtain a roster or other relevant information should contact Dr. James M. Robey, Parklawn Building, Room 8–11, 5600 Fishers Lane, Rockville, Maryland, Telephone (301) 443–1471.

Dated: August 11, 1975.

JAMES A. WALSH,
*Associate Administrator for Operations and Management.*

[FR Doc.75–21455 Filed 8–14–75;8:45 am]

### Public Health Service

### ASSISTANT SECRETARY FOR HEALTH

#### Statement of Organization, Functions, and Delegations of Authority

Part 11, Chapter 11, in the Statement of Organization, Functions, and Delegations of Authority of the Department of Health, Education, and Welfare, entitled Office of the Assistant Secretary for Health (38 FR 18571–74, as amended) is amended to reflect the establishment of the Office of Child Health Affairs.

*Section 11–B Organization and Functions* is amended by inserting the following statement for the newly created Office of Child Health Affairs (1N15) after the statement for the President's Council on Physical Fitness and Sports (1N14):

Office of Child Health Affairs (1N15). Provides assistance and guidance to the Assistant Secretary for Health on child health affairs within the Public Health Service (PHS); reviews all regulations and policies which affect programs that impact on the health of mothers and children; in coordination with the Office of Program Implementation, monitors the implementation activities of programs related to child health affairs; in coordination with the Office of Policy Development and Planning, PHS, and other PHS components, provides technical consultation to the PHS agencies in the planning process, and supports program effectiveness evaluations of child health program efforts; and coordinates and maintains liaison with other Departmental Principal Operating Components in matters related to child health affairs.

Dated: August 7, 1975.

JOHN OTTINA,
*Assistant Secretary for Administration and Management.*

[FR Doc.75–21518 Filed 8–14–75;8:45 am]

### Office of the Secretary

### ASSISTANT SECRETARY FOR PLANNING AND EVALUATION

#### Statement of Organization, Functions, and Delegations of Authority

Part I of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare is amended to revise the functional statement of the Office of Special Concerns of the Office of the Assistant Secretary (Planning and Evaluation) (39 FR 1652, 1/11/74). The revised functional statement is appended to Chapter 1G, and reads as follows:

g. The Office of Special Concerns is responsible for the conduct of a program of policy relevant research and evaluation regarding the health, education, and welfare needs of ethnic/racial minorities and women. The Office shall, through the application of social science principles and knowledge of these special groups, initiate and advise on the development of major DHEW policies and legislation and shall undertake special research and policy analysis and other project assignments from the Secretary (DHEW) and the Assistant Secretary (Planning and Evaluation).

1. The Office for Black American Affairs serves as the principal staff advisor on Black American affairs for the Office of the Secretary; is responsible to the Director (OSC) and the Assistant Secretary (Planning and Evaluation) for the development and implementation of a basic social science research, evaluation and policy analysis strategy for increasing the effective impact of Department programs regarding Black Americans; advises staff of the Assistant Secretary (Planning and Evaluation), as well as the Secretary, Agency Heads, other Assistant Secretaries, Office Directors, and other Department officials in the development or revision of broad policies and operations of the Department; participates in the development of, or review and comment on, legislation, regulations and guidelines for all DHEW programs as they impact upon Black Americans; reflects responsibly and gives professional expression to the special needs and interests of Black American communities in operational decisions within the Department by advising the Secretary on ways and means for building and sustaining effective communication with Black American communities, and by insuring an appropriate degree of community participation in the development, implementation, and evaluation of DHEW programs; undertakes additional special assignments at the request of the Secretary, Assistant Secretary (Planning and Evaluation) or the Director (OSC).

2. The Women's Action Program serves as the principal staff advisor on the status of women for the Office of the Secretary; is responsible to the Director (OSC) and the Assistant Secretary (Planning and Evaluation) for the development and implementation of a basic social science research, evaluation and policy analysis strategy for increasing the effective impact of Department programs regarding women; advises staff of the Assistant Secretary (Planning and Evaluation), as well as the Secretary, Agency Heads, other Assistant Secretaries, Office Directors and other Department officials in the development or revision of broad policies and operations of the Department; participates in the development of, or review and comment on, legislation, regulations and guidelines for all DHEW programs as they impact upon women; undertakes additional special assignments at the request of the Secretary, Assistant Secretary (Planning and Evaluation) or Director (OSC).

4. The Office for Asian American Affairs serves as the principal staff adviser on Asian American Affairs for the Office of the Secretary; is responsible to the Director of OSC and the Assistant Secretary (Planning and Evaluation) for participation in Department policies and programs pertaining to Asian Americans particularly through the development and implementation of a basic social science research, evaluation and policy analysis strategy for increasing the effective impact of the Department programs to Asian Americans; advises staff of the Assistant Secretary (Planning and Evaluation), as well as the Secretary, Agency Heads, other Assistant Secretaries, Regional Office Directors, and other Department officials in the development or revision of broad policies and operations of the Department; participates in the development, review and/or comment on legislation, regulations and guidelines for all DHEW programs as they impact on Asian and Pacific Americans; reflects responsibly, with professional expertise, the special needs of the Asian and Pacific American communities in operational decisions within the Department by advising the Secretary on ways for establishing and sustaining effective communication with the Asian American and Pacific communities, and by insuring an appropriate degree of community participation in the development, implementation and evaluation of DHEW programs; provides a central information resource for the collection and dissemination of materials related to Asian and Pacific Americans; undertakes additional special assignments at the request of the Secretary, Assistant Secretary (Planning and Evaluation) or the Director (OSC).

3. The Office for Spanish Surnamed Americans serves as the principal staff advisor on Spanish-surnamed affairs for the Office of the Secretary; is responsible to the Director (OSC) and the Assistant Secretary (Planning and Evaluation) for the development and implementation of a basic social science research, evaluation and policy strategy for increasing the effective impact of Department programs regarding Spanish-surnamed Americans; advises staff of the Assistant Secretary (Planning and Evaluation) as well as the Secretary, other Assistant Secretaries, Agency Heads, Office Directors, and other Department officials in the development or revision of broad policies and operations of the Department; participates in the development and review of legislation, regulations, and guidelines for all DHEW programs; represents the Spanish-surnamed communities in operational decisions by advising the Secretary on ways for building and sustaining effective communication with Spanish-surnamed communities, and by insuring an appropriate degree of community participation in the implementation and evaluation of DHEW programs; undertakes additional special assignments at the request of the Secretary and the Assistant Secretary (Planning and Evaluation) or Director (OSC).

Date: August 8, 1975.

JOHN OTTINA,
*Assistant Secretary for Administration and Management.*

[FR Doc.75–21520 Filed 8–14–75;8:45 am]

### OFFICE OF FACILITIES ENGINEERING AND PROPERTY MANAGEMENT

#### Statement of Organization, Functions, and Delegations of Authority

The statement of organization, functions, and delegations of authority for the Department of Health, Education, and Welfare is amended to make certain changes regarding the *Surplus Property Utilization Program.* Section 1T80 (39 FR 5811) February 15, 1974, as amended, is further amended to redesignate the *Office of Surplus Property Utilization* as the *Office of Federal Property Assistance* and to prescribe a revised internal organizational structure. Section 1T80.10 "Organization" is amended to delete "Office of Surplus Property Utilization: Administration Division, Planning Division, Operations Division," and substitute therefor:

"Office of Federal Property Assistance: Division of Real Property Assistance, Division of Personal Property Assistance."

Section 1T80.20 "Functions" is amended to delete paragraph F, "Office of Surplus Property Utilization" (and the list of functions which follows) and to substitute therefor the following new paragraph:

F. Office of Federal Property Assistance through the Division of Real Property Assistance and Division of Personal Property Assistance shall be responsible for:

1. Developing regulations, policies, procedures, standards, guidelines, and training materials in coordination with other Agencies of the Federal and State Governments for effective operation of the real and personal property assistance programs under the provisions of sections 203(j), 203(k), and 203(n) of the Federal Property and Administrative Services Act of 1949, including the preparation of materials for the information of health and educational institutions and civil preparedness organizations;

2. Providing technical and programmatic direction to the Regional Offices for accomplishing the goals of the Federal Property Assistance Program;

3. Making determinations and allocations for educational, public health, and civil defense purposes as outlined by section 203(j) of the Federal Property and Administrative Services Act of 1949, as amended, and Federal Civil Defense Administration (Civil Defense Preparedness Agency) Delegation 5; taking such action as may be necessary in connection with the assignment, transfer, and utilization of surplus property for educational and public health purposes pursuant to section 203(k) of the Act; and entering into cooperative agreements pursuant to section 203(n) of the Act;

4. Maintaining a continuing appraisal and analysis of program performance and reviewing the Federal property assistance functions in the Regional Offices;

5. Monitoring a continuing program of compliance reviews to ensure that uses of real and personal properties conveyed are in accordance with the programs set forth in the transferees' applications;

6. Developing techniques and planning for effective inspection, screening, and use of all personal and real property which may become available and developing special methodologies when required to expedite donations and conveyances;

7. Serving as a member of the President's Economic Adjustment Committee, assisting in the disposal of closed or curtailed military installations together with related personal property for health and eduational programs; and

8. Directing a program for return of personal property from overseas operations of the United States for donation under the provisions of section 402(c) of the Act.

Dated: August 7, 1975.

JOHN OTTINA,
*Assistant Secretary for Administration and Management.*

[FR Doc.75–21519 Filed 8–14–75;8:45 am]

### OFFICE OF ADMINISTRATION

#### Statement of Organization, Functions, and Delegations of Authority

Part I of the Statement of Organization, Functions, and Delegations of Authority of the Department of Health, Education, and Welfare is amended to revise Chapter 1T30, Office of Administration, (40 FR 11621, 3/12/75) to reflect the assignment of responsibility to the Department to support the President's Commission on Olympic Sports, established by an Executive Order approved on June 19, 1975. The new assignment reads as follows:

Add to Section 1T30.20—Functions.—A. OFFICE OF THE DIRECTOR. Furnishes staff, supplies, facilities, and other administrative services for the President's Commission on Olympic Sports, to the extent permitted by law.

Dated: August 7, 1975.

JOHN OTTINA,
*Assistant Secretary for Administration and Management.*

[FR Doc.75–21517 Filed 8–14–75;8:45 am]

### Social and Rehabilitation Service

### WORK INCENTIVE PROGRAM—SOCIAL AND SUPPORTIVE SERVICES

#### Interim Funding Limits

*Correction*

In FR Doc. 75–20294, appearing on page 32861, in the issue of Tuesday, Au-







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gust 5, 1975, make the following changes:

1. In the table of interim funding, "Nevada------ 176,239" should be inserted just below "Montana".

2. "New Jersey----------6,506,408" should read as follows:

"New Jersey----------6,506,048".

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## Social and Rehabilitation Service

## COMMUNITY SERVICES ADMINISTRATION

### Statement of Organization, Functions, and Delegations of Authority

Part 5 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare, Social and Rehabilitation Service (34 F.R. 1279, January 25, 1969, as amended) is hereby further amended to reflect the reorganization of the Community Services Administration. For such purposes, section 5.20 is amended as follows:

By striking out all that follows the heading "Community Services Administration" and inserting in lieu thereof the following:

"COMMUNITY SERVICES ADMINISTRATION

"The mission of the Community Services Administration is to provide leadership in the planning, development, management and coordination of all Social and Rehabilitation Service social services programs authorized under the Social Security Act. Provides leadership for social services programs to improve the capability of eligible families and individuals to achieve self-support and self-sufficiency, to reduce institutionalization and institutionalized care, including services programs to improve the welfare of children, to strengthen family life for disadvantaged families and children, to assist in family planning, to improve the social functioning of disadvantaged individuals including aged, blind or permanently and totally disabled persons, drug addicts and alcoholics and to secure appropriate institutionalization and deinstitutionalization for eligible persons. Within the authorities delegated to it, the Administration establishes program and training goals, objectives, standards, policies, criteria and guidelines; provides professional consultation to the Regional Office staff and assists in the guidance and leadership of State and local agencies. It cooperates with the SRS Office of Planning, Research, and Evaluation in the promotion of demonstration programs to evolve new and more effective approaches and methods for the organization and delivery of services, and in the design and execution of research and evaluation programs. It develops proposals for legislation and legislative amendments in coordination with the SRS Office of Legislative Affairs. It works through SRS Regional Offices and other appropriate organizations to develop capability in State public welfare agencies to plan, manage and evaluate the effective delivery of social services. It develops program policies and guidance with respect to Federal financial participation. It coordinates its activities and program with Social and Rehabilitation Service units, the Office of Child Development, other Department of Health, Education, and Welfare and other Federal, as well as other public and private organizations. It manages Federal training grant programs for social service training and provides leadership in planning, development, and management of SRS programs which fund training to increase the competence of State and local agency and other social service manpower.

"OFFICE OF THE COMMISSIONER—5201

"Responsible for directing the activities of the Community Services Administration.

"Has special responsibility for high level relationships with Department of Health, Education, and Welfare, Federal and other public and private organizations on matters relative to social service programs, for coordinating planning and training activities; for coordinating efforts to improve State and local public agency capability to plan and manage social service programs, and for final review and approval of all Bureau publications and issuances.

"EXECUTIVE OFFICE—520102

"Is responsible for management and direction of matters relating to internal planning, coordination, and implementation of administrative activities essential to the operation of the Community Services Administration, including correspondence and mail control; personnel administration; organization and manpower, internal orientation, training and staff development activities; and business management, including salaries and expenses budget.

"POLICY DEVELOPMENT, INTERPRETATION AND COORDINATION STAFF—520104

"Is responsible for the development, issuance and interpretation of Community Services Administration program and fiscal policies and policy related materials, and for the coordination of all Community Services Administration policy and policy material-related activities. It reviews on a selective basis program materials, proposals and documents for conformity to applicable laws, regulations and policy. It is responsible for liaison with SRS and other program bureaus on all matters relating to the interpretation of Community Services Administration policies, records and procedures to implement the unit's functions in Social Services Administration and related offices.

"STATE MANAGEMENT AND TRAINING STAFF—520105

"Is responsible for direction and coordination of the planning, management, and training activities related to State administration of social services programs. This includes Community Services Administration's responsibility for programs under section 426, section 707, and title XX, of the Social Security Act. It is responsible for liaison within SRS and DHEW, and with Federal-State and local agencies and universities in matters relating to State administration of social services programs.

"DIVISION OF PROGRAM DEVELOPMENT—5213

"Responsible for planning, directing, and providing leadership in the national program of comprehensive social services under the appropriate titles of the Social Security Act that will emphasize protection of children and adults, service to achieve self-care, self-sufficiency and other legislative goals and encourage appropriate linkages between social services and other community resources for low-income families and individuals.

"To carry out these responsibilities the Division engages in program analysis, utilizing available data from the Office of Information Systems and other sources. Utilizes information concerning patterns and trends in States as a basis for program planning, development and modification, including recommendations with respect to policies and standards. Prepares a variety of program materials in response to State needs and as a basis for program assistance through the Central and Regional Office. Also prepares issue papers around critically important problems in social service areas raised by States in the implementation of the program. Utilizes the management-by-objectives approach to identity program priorities and to carry out these priorities in behalf of the Bureau. Provides consultation to Regional Offices on program planning, content and delivery of services and, upon request of such offices, to State agencies administering social services plans.

"Participates in program policy formulation and interpretation. Participates in joint activities with other SRS and HEW components (OCD, AOA, RSA, etc. . .). Maintains liaison with other Federal Government and national non-governmental agencies or organizations whose work is directly or indirectly related to the Division's functions.

"DIVISION OF BUDGET AND FINANCIAL MANAGEMENT—5214

"Develops social services program policies and standards with respect to Federal financial participation. Provides liaison with financial management units of SRS. Carries program responsibility and input to SRS budgeting functions, including budget preparation, estimating, trend analysis and general forecasting for social and child welfare services and training programs.

"DIVISION OF MONITORING, RESEARCH AND EVALUATION—5215

"Serves as the focus for Community Services Administration in monitoring, information systems, research and evaluation of social services programs. Serves as Community Services Administration liaison for these activities with SRS Office of Information Systems, SRS Office of Planning, Research, and Evaluation, other related SRS and HEW components, and public and private agencies and organizations in the fulfillment of these functions. Ensures that programmatic input is reflected in R&D, evaluation, and information systems efforts.

"Responsible for supporting Division of Program Development and Division of Budget and Financial Management through development of program monitoring instruments, providing technical assistance to States and Regional Offices in the use of such instruments and assisting in the national monitoring of social services program administration and service delivery. In support of the SRS Office of Planning, Research, and Evaluation, participates in the development of guides and criteria for the evaluation of social services programs at national and State levels, the development of evaluation projects related to the administration and delivery of social services provides project consultants on all contracts fo rsocial services evaluation projects and analyzing the dissemination of evaluation findings.

"Provides technical assistance to States and Regional Offices regarding evaluation methodology and related areas, in accordance with SRS Office of Planning, Research, and Evaluation policies.

"In support of the SRS Office of Planning, Research, and Evaluation, participates in the development of strategies for research and demonstration programs related to social services and training, and provides project consultants on all contracts or grants for social services R&D projects. Initiates and conducts indepth studies of new program developments or problems.

"Responsible for providing leadership and direction for monitoring the procedural aspects of State plan requirements and Federal statutory requirements such as fair hearings, confidentiality, merit systems, eligibility and Statewideness and for coordinating all Social Service Administration activities related to compliance procedures.

"Participates in the establishment of goals, objectives, policies, and the setting of program priorities, and their translation into budget and legislative terms."

Dated: August 6, 1975.

JOHN OTTINA,
*Assistant Secretary for Administration and Management.*

[FR Doc.75-21516 Filed 8-14-75;8:45 am]

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## SOCIAL SERVICES PROGRAMS FOR INDIVIDUALS AND FAMILIES-WAIVERS OF SINGLE STATE AGENCY REQUIREMENTS

### Expiration of the Social Services Waivers Under the Intergovernmental Cooperation Act of 1968

Since the enactment of the Intergovernmental Cooperation Act, P.L. 90-577 of October 16, 1968 (42 U.S.C. 4214), a number of waivers of the single State agency requirement have been granted in connection with States' provision of social services under titles IV-A and VI of the Social Security Act. Title VI and the social services provisions of title IV-A (except for Puerto Rico, the Virgin Islands and Guam) have been repealed effective October 1, 1975 by P.L. 93-647. Since the underlying statutory bases upon which these waivers were made will be repealed as of October 1, 1975, the Department considers that the corresponding waivers will also lapse on October 1, 1975. Accordingly, all waivers of the single State agency requirement with respect to social services, previously granted to a State or the District of Columbia pursuant to section 204 of the Inter-Governmental Cooperation Act of 1968, will no longer be of any force or effect after September 30, 1975.

Dated: July 22, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-21463 Filed 8-14-75;8:45 am]

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Office of Interstate Land Sales Registration

[Docket No. N-75-407]

### CHIMNEY RANCH

### Order of Suspension

In the matter of Chimney Ranch OILSR No. 0-2137-05-214 Docket No. Y-584.

Notice is hereby given that: On or about November 15, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, mailed by certified mail to Charter Corporation, 1115 Broadway, Denver, Colorado 80203, a letter requesting certain documents and that the return receipt requested was returned showing delivery had been made; that the requested documents were not furnished and on or about February 3, 1975, the Department attempted to serve upon A. F. Doyle, President, Charter Corporation, an Order of Suspension by certified mail and service of process was not possible. Accordingly, pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Order of Suspension is being issued as follows:

ORDER OF SUSPENSION

1. The Developer, having filed a Statement of Record for the above captioned subdivision pursuant to the provisions of the Interstate Land Sales Full Disclosure Act, 15 U.S.C. 1701 *et seq.* and the Rules and Regulations lawfully promulgated thereto pursuant to 15 U.S.C. 1718, had its Statement of Record become effective pursuant to 24 CFR 1710.21 of the Interstate Land Sales Regulations. Said Statement is still in effect.

2. As authorized by 15 U.S.C. 1715, the authority and responsibility for administration of the Interstate Land Sales Full Disclosure Act has been delegated to the Interstate Land Sales Administrator.

3. Pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Interstate Land Sales Administrator may make an examination to determine whether a Suspension Order should be issued under 15 U.S.C. 1706(d), and if a developer or any agents thereof shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuance of an order suspending the Statement of Record.

4. Under the authority of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), a letter dated *on or about November 15, 1974*, was sent to the Developer, the body of said letter being in the form and substance of the form letter attached hereto and made part hereof as Exhibit A. The Developer has failed to comply with the request for the documents referred to in the third paragraph of said letter.

5. Therefore, purusant to the provisions of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Statement of Record filed by the Developer covering its subdivision is hereby suspended, effective as of the date of the receipt of this Order of Suspension by the Said Developer. This Order of Suspension shall remain in full force and effect until the Developer has complied with the requirements of the order.

6. If the Developer desires a hearing in this matter, he shall file a request for hearing accompanied by an answer and three copies thereof within fifteen days after service of this order pursuant to 24 CFR 1720.145 and 24 CFR 1720.165. Any request for hearing, answer, motion, amendment to pleading, offer of settlement or correspondence during the pendency of this proceeding shall be filed with the General Counsel's Clerk for Administrative Proceedings, Room 10150, HUD Building, 451 Seventh Street, SW., Washington, D.C. 20410. All such papers shall clearly identify the subdivision, the type of matter and the docket number as set forth in this order.

Issued in Washington, D.C. Aug. 11, 1975.

By the Secretary.

JOHN R. McDOWELL,
*Acting Interstate Land Sales Administrator.*

EXHIBIT A

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

OFFICE OF INTERSTATE LAND SALES REGISTRATION

Washington, D.C. 20410

Subject: Submission of Property Reports and Contracts

GENTLEMEN: On or about September 12, 1974, you were advised by letter from this Office of the necessity for mailing to us, not later than midnight, October 20, 1974, revised Property Report cover pages and lot sales or lease contract revisions. The revisions were, as explained in that letter, caused by the amendments by Congress to Section 1404(b) of the Interstate Land Sales Full Disclosure Act which extended the 48 hour rescission period to 3 business days and also abolished the provisions for waiver of this time by pur-







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chasers. These amendments were signed into law August 22 and became effective October 21, 1974. They apply to all sales or leases made on or after that date.

As of today the required revisions to your Property Report and contracts have not been received by us as required by the above referenced letter and the amended Regulations, published October 29, 1974, in the FEDERAL REGISTER on pages 38098–38101. Therefore, we are conducting an examination to determine what further action is warranted by us pursuant to Section 1407(e) of the Interstate Land Sales Full Disclosure Act. You will note that Section 1407(e) also provides "If the developer or any agents shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuing of an order suspending the Statement of Record."

You are hereby requested to send to this Office, within 15 days of the receipt of this letter (1) a copy of the Property Report or Reports presently on file in your office and used in your lot sales or leasing program, and (2) a copy of the sales or lease contract or agreement presently on file in your office and used in your lot sales or leasing program. Failure to respond as requested will result in issuance of an order suspending your Statement or Statements of Record with our Office under the authority of Section 1407(e) of the Interstate Land Sales Full Disclosure Act (15 USC 1706(e)).

In your response, please put your OILSR file number or numbers on your letter and copies of the Property Report and contract.

Sincerely,

GEORGE K. BERNSTEIN,
*Interstate Land Sales Administrator.*

[FR Doc.75-21471 Filed 8-14-75;8:45 am]

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[Docket No. N-75-408]

## JOSHUA GROVES

### Order of Suspension

In the matter of Joshua Groves OILSR No. 0-1180-04-202 Doc. No. Y-1118IS.

Notice is hereby given that: On or about November 15, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, mailed by certified mail to Joshua Groves, Inc., Post Office Box 232, Covina, California 91722, a letter requesting certain documents and that the return receipt requested was returned showing delivery had been made; that the requested documents were not furnished and on or about June 18, 1975, the Department attempted to serve upon Robert J. Oberdick, President, Joshua Groves, Inc. an Order of Suspension by certified mail and service of process was not possible. Accordingly, pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), an Order of Suspension is being issued as follows:

ORDER OF SUSPENSION

1. The Developer, having filed a Statement of Record for the above captioned subdivision pursuant to the provisions of the Interstate Land Sales Full Disclosure Act, 15 U.S.C. 1701 *et seq.* and the Rules and Regulations lawfully promulgated thereto pursuant to 15 U.S.C. 1718, had its Statement of Record become effective pursuant to 24 CFR 1710.21 of the Interstate Land Sales Regulations. Said Statement is still in effect.

2. As authorized by 15 U.S.C. 1715, the authority and responsibility for administration of the Interstate Land Sales Full Disclosure Act has been delegated to the Interstate Land Sales Administrator.

3. Pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Interstate Land Sales Administrator may make an examination to determine whether a Suspension Order should be issued under 15 U.S.C. 1706(d), and if a developer or any agents thereof shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuance of an order suspending the Statement of Record.

4. Under the authority of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), a letter dated *on or about November 15, 1974*, was sent to the Developer, the body of said letter being in the form and substance of the form letter attached hereto and made part hereof as Exhibit A. The Developer has failed to comply with the request for the documents referred to in the third paragraph of said letter.

5. Therefore, pursuant to the provisions of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Statement of Record filed by the Developer covering its subdivision is hereby suspended, effective as of the date of the receipt of this Order of Suspension by the Said Developer. This Order of Suspension shall remain in full force and effect until the Developer has complied with the requirements of the order.

6. If the Developer desires a hearing in this matter, he shall file a request for hearing accompanied by an answer and three copies thereof within fifteen days after service of this order pursuant to 24 CFR 1720.145 and 24 CFR 1720.165. Any request for hearing, answer, motion, amendment to pleading, offer of settlement or correspondence during the pendency of this proceeding shall be filed with the General Counsel's Clerk for Administrative Proceedings, Room 10150, HUD Building, 451 Seventh Street, S.W., Washington, D.C. 20410. All such papers shall clearly identify the subdivision, the type of matter and the docket number as set forth in this order.

Issued in Washington, D.C., Aug. 11, 1975.

By the Secretary.

JOHN R. MCDOWELL,
*Acting Interstate Land Sales Administrator.*

EXHIBIT A

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

OFFICE OF INTERSTATE LAND SALES REGISTRATION

Washington, D.C. 20410

Subject: Submission of Property Reports and Contracts

GENTLEMEN: On or about September 12, 1974, you were advised by letter from this Office of the necessity for mailing to us, not later than midnight, October 20, 1974, revised Property Report cover pages and lot sales or lease contract revisions. The revisions were, as explained in that letter, caused by the amendments by Congress to Section 1404(b) of the Interstate Land Sales Full Disclosure Act which extended the 48 hour rescission period to 3 business days and also abolished the provisions for waiver of this time by purchasers. These amendments were signed into law August 22 and became effective October 21, 1974. They apply to all sales or leases made on or after that date.

As of today the required revisions to your Property Report and contracts have not been received by us as required by the above referenced letter and the amended Regulations, published October 29, 1974, in the *Federal Register* on pages 38098-38101. Therefore, we are conducting an examination to determine what further action is warranted by us pursuant to Section 1407(e) of the Interstate Land Sales Full Disclosure Act. You will note that Section 1407(e) also provides "If the developer or any agents shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuing of an order suspending the Statement of Record."

You are hereby requested to send to this Office, within 15 days of the receipt of this letter (1) a copy of the Property Report or Reports presently on file in your office and used in your lot sales or leasing program, and (2) a copy of the sales or lease contract or agreement presently on file in your office and used in your lot sales or leasing program. Failure to respond as requested will result in issuance of an order suspending your Statement or Statements of Record with our Office under the authority of Section 1407(e) of the Interstate Land Sales Full Disclosure Act (15 USC 1706(e)).

In your response, please put your OILSR file number or numbers on your letter and copies of the Property Report and contract.

Sincerely,

GEORGE K. BERNSTEIN,
*Interstate Land Sales Administrator.*

[FR Doc.75-21472 Filed 8-14-75;8:45 am]

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## CIVIL AERONAUTICS BOARD

[Order 75-8-53; Docket 27903]

## CESKOSLOVENSKE AEROLINIE

### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 12th day of August 1975. Application of CESKOSLOVENSKE AEROLINIE for renewal of its foreign air carrier permit[1] pursuant to section 402 of the Federal Aviation Act of 1958.

Pursuant to Order 75-5-105 approved by the President on May 23, 1975 (Docket 27498), the foreign air carrier permit held by Ceskoslovenske Aerolinie (CSA)[2] authorizing the carrier to engage in foreign air transportation of persons, property and mail between a point or points in Czechoslovakia and New York, via intermediate points, was extended with a termination date of May 31, 1975, which coincided with the expiration date of the United States-Czechoslovakia Air Transport Agreement of February 28, 1969, effected by Protocol dated May 24, 1972, and extended by an Exchange of Notes dated May 28, 1974.

By Exchange of Notes dated July 29, 1975, the Agreement was extended to December 31, 1976. CSA has applied for renewal of its permit pursuant to terms of the extended Agreement. No person has filed an answer to the application. The Board finds that it is in the public interest to direct interested persons to show cause why applicant's foreign air carrier permit should not be renewed without hearing for a period terminating on December 31, 1976.

Since May 1970 CSA has continuously served the Prague-New York market with 2 weekly one-stop round-trip flights utilizing Russian-made IL-62 jet aircraft. During the summer peak periods the weekly flights are routed over Amsterdam while in the winter season 1 round trip serves Amsterdam and the other serves Montreal. Based upon this history of successful operations, the Agreement extended by Note dated July 29, 1975, and the Board's findings in Orders 73-2-12 and 75-5-105 with respect to the public interest and the carrier's fitness, it is tentatively found and concluded that:

(a) Ceskoslovenske Aerolinie is fit, willing and able properly to perform the foreign air transportation authorized by the specimen permit attached hereto and to conform to the provisions of the Act and the rules, regulations and requirements of the Board thereunder;

(b) Ceskoslovenske Aerolinie is substantially owned and effectively controlled by nationals of the Czechoslovak Socialist Republic;

(c) It is in the public interest to renew the foreign air carrier permit of Ceskoslovenske Aerolinie for a period terminating on December 31, 1976;

(d) The public interest requires that the exercise of the privileges granted by said permit be subject to the terms, conditions and limitations contained in the specimen permit attached hereto[3] and to such other reasonable terms, conditions and limitations required by the public interest as may from time to time be prescribed by the Board; and

(e) A hearing on the application of Ceskoslovenske Aerolinie is not required by the public interest.

All interested persons will be given 20 days following the adoption of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to direct their objections, if any, to specific issues and to support such objections with detailed analyses. If an evidentiary hearing is requested, each objector should name the specific markets or other issues with respect to which a hearing is requested and should state, in detail, why such a hearing is necessary and what relevant and material facts he would expect to establish through such a hearing. Vague, general, or unsupported objections will not be entertained.

Accordingly, it is ordered that:

1. All interested persons be and they hereby are directed to show cause why the Board should not make final the tentative findings and conclusions herein and why an order should not be issued, subject to approval by the President pursuant to section 801 of the Act, issuing a renewed foreign air carrier permit to Ceskoslovenske Aerolinie in the specimen form attached hereto;

2. Any interested persons having objections to the issuance of an order making final the tentative findings and conclusions herein or to the issuance of the proposed renewed foreign air carrier permit shall, within 20 days after adoption of this order, file with the Board and serve on the persons named in paragraph 5 a statement of objections specifying the part or parts of the tentative findings or conclusions objected to, together with a summary of testimony, statistical data and such evidence expected to be relied upon to support the statement of objections;

3. If timely and properly supported objections hereto are filed, full consideration will be accorded the matters or issues raised therein before further action is taken by the Board: Provided, that the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein if it determines that there are no factual issues presented that warrant the holding of an evidentiary hearing: [4]

4. In the event no objections are filed to this order, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein; and

5. This order shall be served upon Ceskoslovenske Aerolinie, Pan American World Airways, Inc., the Ambassador of the Czechoslovak Socialist Republic, and the Department of State.

This order shall be published in the FEDERAL REGISTER and transmitted to the President.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-21525 Filed 8-14-75;8:45 am]

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[Order 75-8-60; Docket No. 28017]

## DELTA AIR LINES, INC.

### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 12th day of August 1975. Application of DELTA AIR LINES, INC. for a renewal and amendment of its certificate of public convenience and necessity for International Route 114, so as to authorize continued service to Maracaibo, Venezuela.

On June 27, 1975, Delta Air Lines, Inc. (Delta) filed an application for renewal and amendment of its certificate of public convenience and necessity to provide for permanent authority for service to Maracaibo, Venezuela, as an intermediate point between New Orleans and Caracas, Venezuela, on its route 114.[1] Delta has also filed a motion requesting the issuance of an order to show cause why its certificate should not be amended.[2]

In support of its application and motion, Delta alleges: that it offers the only nonstop service between Maracaibo and Montego Bay, and the only single-plane service between Maracaibo and New Orleans, Dallas, and Las Vegas; that it offers a host of single-carrier connecting services between Maracaibo and various United States cities, including Chicago, Detroit, Houston, Los Angeles, Phoenix and San Francisco.[3] In addition, Delta states that its Maracaibo/Caracas route has been near the breakeven level and that during the period May 1974, through April 1975, 3,807 passengers used Delta to travel from the United States and Montego Bay to Caracas and Maracaibo and of these 2,142 or 56.3 percent traveled to Maracaibo. During the same period 5,914 passengers from Caracas and Maracaibo traveled to Montego Bay or points in the United States and of these 3,598 or 60.8 percent originated in Maracaibo. Therefore, Delta alleges that without the Maracaibo backup traffic on its route 114, the viability of its operations to Caracas could be jeopardized or even terminated.

On July 9, 1975 the Chamber of Commerce of the New Orleans area filed an answer in support of Delta's motion stat-

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[1] Permit filed as a part of the original document.

[2] The permit was originally issued pursuant to Order 70-1-62, approved January 12, 1970.

[3] We have included the initial tariff condition which the Board has recently included in permits of foreign carriers. The condition permits the Board to deal with such initial tariffs as to which Board suspension power is more limited under the recent amendments to the Federal Aviation Act authorizing the Board generally to suspend fares in foreign air transportation. (P.L. 92-259, March 22, 1972.) Otherwise, the specimen permit is identical in all substantive aspects to the permit issued pursuant to Order 75-5-105 including the provisions (a) requiring CSA to appoint Pan American as its general sales agent and airport ground handling agent in the United States, and (b) stipulating that CSA shall not operate more than 2 round-trip scheduled flights per week between Czechoslovakia and the United States unless prior approval for additional scheduled flights is obtained.

[4] Since provision is made for the filing of objections to this order, petitions for reconsideration will not be entertained.

[1] Delta's certificate for route 114 provides that "The holder's authority to serve Maracaibo, Venezuela shall expire on October 30, 1975."

[2] If necessary, Delta intends to rely on section 9(b) of the Administrative Procedure Act. By Order 75-7-102 issued July 21, 1975, a waiver of the timeliness to file requirements of section 377.10(c) was granted.

[3] Pan American World Airways, Inc. (PAA) also serves Maracaibo, but through the Miami gateway.







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ing that said service was vital to the welfare of the community. No other comments relative to Delta's application and motion have been received.

Upon consideration of Delta's request and all relevant facts, we have decided to issue an order to show cause which proposes to grant the requested amendment of Delta's route 114. We tentatively find and conclude that the public convenience and necessity require the amendment of Delta's certificate so as to authorize it to serve Maracaibo, Venezuela, on an indefinite basis, as an intermediate point between New Orleans and Caracas, Venezuela, on route 114.[4]

In support of our ultimate conclusion, we make the following tentative findings and conclusions. The Air Transport Agreement entered into between the United States and Venezuela and signed February 11, 1972, provides, among other things, for a route from the Central Zone of the United States, via Cuba, Jamaica, and the Netherlands West Indies to Maracaibo and Caracas. Delta was originally authorized by the Board to serve Maracaibo not only to provide improved service to New Orleans and the Midwest/Texas points but also to enable the carrier to improve the efficiency of its service to Caracas. We believe these factors remain unchanged. Since inauguration of service in 1972, Delta has played a significant role in air transportation between Maracaibo and points in the United States and Delta's Maracaibo operations have provided important backup support for its U.S.-Caracas services. Further, Delta's application and motion are unopposed and, since no other U.S. carrier provides service between New Orleans and Maracaibo, no U.S. carrier will be adversely affected by the relief granted herein.[5]

All interested persons will be given 30 days following the date of adoption of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to direct their objections, if any, to specific issues, and to support such objections with detailed analyses. If an evidentiary hearing is requested, the objectors should state the issues with respect to which a hearing is requested and should state, in detail, why such a hearing is necessary and what relevant and material facts he would expect to establish through such a hearing. Vague, general, and unsupported objections will not be entertained.

[4] We further find that our proposed action does not result in a major Federal action significantly affecting the quality of the environment within the meaning of the National Environmental Policy Act of 1969. Our decision will leave the existing service more or less unaffected, thus maintaining the status quo.

[5] We further tentatively find that Delta is a citizen of the United States within the meaning of the Act and is fit, willing, and able properly to perform the transportation pursuant to the amended certificate proposed and to conform to the provisions of the Act and the Board's rules, regulations and requirements thereunder.

Accordingly, it is ordered that:

1. All interested persons are directed to show cause why the Board should not make final the tentative findings and conclusions stated herein and why an order should not be issued amending Delta Air Lines' certificate of public convenience and necessity for route 114 to authorize air transportation at the intermediate point, Maracaibo, Venezuela on an indefinite basis;

2. Any interested persons having objections to issuance of an order making final the tentative findings and conclusions herein, or to the issuance of the proposed amended certificate, shall, within 30 days after adoption of this order, file with the Board and serve on the persons named in paragraph 5 a statement of objections together with a summary of testimony, statistical data and such evidence expected to be relied upon to support the statement of objections;

3. If timely and properly supported objections hereto are filed, full consideration will be accorded the matters or issues raised therein before further action is taken by the Board: *Provided*, That the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein if it determines that there are no factual issues presented that warrant the holding of an evidentiary hearing; [6]

4. In the event no objections are filed to this order, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with the tentative findings and conclusions herein; and

5. This order shall be served upon all certificated trunk and local service airlines, The Governors of Nevada, Texas, Louisiana; The Mayors of Las Vegas, Dallas, New Orleans, Ft. Worth, the Ambassador of Venezuela, and the Department of State.

This order shall be published in the FEDERAL REGISTER and transmitted to the President.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-21524 Filed 8-14-75;8:45 am]

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[Order 75-8-54, Docket No. 26494]

## INTERNATIONAL AIR TRANSPORT ASSOCIATION

### Order; Agreements Relating to Passenger Fares

AUGUST 12, 1975.

Agreements adopted by Traffic Conference 2 of the International Air Transport Association relating to passenger fares, Docket 26494, Agreement C.A.B. 25317, Agreement C.A.B. 25320.

[6] Since provision is made for the filing of objections to this order petitions for reconsideration will not be entertained.

Agreements have been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers, and other carriers embodied in the resolutions of Traffic Conference 2 of the International Air Transport Association (IATA). The agreements, adopted by mail vote, have been assigned the above C.A.B. agreement numbers.

Agreement C.A.B. 25317 would increase all normal and special fares between the United Kingdom and Ireland by eight percent, and will be approved as they are combinable with fares to/from U.S. points and thus have indirect application in air transportation as defined by the Act.

Agreement C.A.B. 25320 would amend creative tour fares from Germany to Ireland and the Board will disclaim jurisdiction since the agreement involves fares which are not combinable with fares to/from U.S. points and hence have no application in air transportation as defined by the Act.

Pursuant to authority duly delegated by the Board in the Board's Regulations 14 CFR 385.14.

1. It is not found that resolution 200(Mail 254)005b, incorporated in Agreement C.A.B. 25317 as indicated, and which has indirect application in air transportation as defined by the Act, is adverse to the public interest or in violation of the Act; and

2. It is not found that resolution 200(Mail 260)072g, incorporated in Agreement C.A.B. 25320, affects air transportation within the meaning of the Act.

Accordingly, it is ordered That:

1. Agreement C.A.B. 25317 described in finding paragraph 1 above, which has indirect application in air transportation as defined by the Act, be and hereby is approved; and

2. Jurisdiction be and hereby is disclaimed with respect to that Agreement C.A.B. 25320 described in finding paragraph 2 above.

Persons entitled to petition the Board for review of this order pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period, unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

By James L. Deegan, Chief, Passenger and Cargo Rates Division, Bureau of Economics.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-21522 Filed 8-14-75;8:45 am]





[Order 75-8-63; Docket No. 26494]

## INTERNATIONAL AIR TRANSPORT ASSOCIATION

### Order; Agreement Relating to Delayed Inaugural Flights

AUGUST 12, 1975.

Agreement adopted by the Traffic Conferences of the International Air Transport Association relating to delayed inaugural flights; Docket 26494; Agreement C.A.B. 25319.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers and other carries embodied in the resolutions of the Traffic Conferences of the International Air Transport Association (IATA). The agreement, adopted by mail vote, has been assigned the above C.A.B. agreement number.

The agreement would permit Trans World Airlines, Inc. to postpone to a date not later than November 30, 1975, the performance of its inaugural flights Los Angeles-New York-Lisbon-Casablanca.

Pursuant to authority duly delegated by the Board in the Board's Regulations 14 CFR 385.14, it is not found that resolution JT12(Mail 867)200h incorporated in Agreement C.A.B. 25319 as indicated, is adverse to the public interest or in violation of the Act.

Accordingly, it is ordered that:

Agreement C.A.B. 25319 be and hereby is approved.

Persons entitled to petition the Board for review of this order pursuant to the Board's Regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period, unless within such period a petition for review thereof is filed or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

By James L. Deegan, Chief, Passenger and Cargo Rates Division, Bureau of Economics.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75-21387 Filed 8-14-75;8:45 am]

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## DELAWARE STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Delaware State Advisory Committee (SAC) to this Commission will convene at 12 noon and end at 3 p.m. on September 26, 1975, at 11th and Washington Streets, Wilmington, Delaware 19899.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street, N.W., Washington, D.C. 20037.

The purpose of this meeting is to plan activities for 1975–76.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, JR.,
*Advisory Committee Management Officer.*

[FR Doc.75-21388 Filed 8-14-75;8:45 am]

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## ILLINOIS STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Illinois State Advisory Committee (SAC) to this Commission will convene at 1 p.m. and end at 4:30 p.m. on September 10, 1975, at 230 S. Dearborn Street, Room 3251-Conference Room, Chicago, Illinois 60604.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Midwestern Regional Office of the Commission, 230 South Dearborn Street, 32nd Floor, Chicago, Illinois 60604.

The purpose of this meeting is to discuss and approve Community Development project.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 11, 1975.

ISAIAH T. CRESWELL, JR.,
*Advisory Committee Management Officer.*

[FR Doc.75-21389 Filed 8-14-75;8:45 am]

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## MAINE STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Maine State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 11 p.m. on September 3, 1975, at the Maine Teachers Association, 35 Community Drive, Augusta, Maine.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York 10007.

The purpose of this meeting is to ascertain status of affirmative action as re: equal employment.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, JR.,
*Advisory Committee Management Officer.*

[FR Doc.75-21390 Filed 8-14-75;8:45 am]

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## MAINE STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Maine State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 11 p.m. on September 10, 1975, at the Maine Teachers Association, 35 Community Drive, Augusta, Maine.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York 10007.

The purpose of this meeting is to discuss new projects.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, JR.
*Advisory Committee Management Officer.*

[FR Doc.75-21391 Filed 8-14-75;8:45 am]

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## MARYLAND STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil

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## COMMISSION ON CIVIL RIGHTS

## CONNECTICUT STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Connecticut State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 11 p.m. on September 11, 1975, at the Sheraton Park Plaza, 155 Temple Street, New Haven, Connecticut.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York 10007.

The purpose of this meeting is a follow-up to the Committee's hearing on June 12 on public employment.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, JR.,
*Advisory Committee Management Officer.*

[FR Doc.75-21387 Filed 8-14-75;8:45 am]

Rights, that a planning meeting of the Maryland State Advisory Committee (SAC) to this Commission will convene at 8 p.m. and end at 10:30 p.m. on September 1, 1975, at Johns Hopkins University-Levering Hall, Baltimore, Maryland.

Persons wishing to attend this meeting should contact the Commission Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street NW., Washington, D.C. 20037.

The purpose of this meeting is to: 1. Review data for Maryland S&L's Institutions. 2. Review draft project proposal. 3. Identify potential interviews for Maryland S&L.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 11, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21392 Filed 8-14-75;8:45 am]

## MARYLAND STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Maryland State Advisory Committee (SAC) to this Commission will convene at 8 p.m. and end at 10:30 p.m. on September 15, 1975, at Johns Hopkins University-Levering Hall, Baltimore, Maryland.

Persons wishing to attend this meeting should contact the Commission Chairperson, or the Mid-Atlantic Regional Office of the Commission, Room 510, 2120 L Street NW., Washington, D.C. 20037.

The purpose of this meeting is to: 1. Review data for Maryland S&L's Institions. 2. Review draft project proposal. 3. Identify potential interviews for Maryland S&L hearing.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 11, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21393 Filed 8-14-75;8:45 am]

## NEW JERSEY STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the New Jersey State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 11 p.m. on September 16, 1975, at the Holiday Inn, Jetport Route 1-9 Southbound, Elizabeth, New Jersey.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York 10007.

The purpose of this meeting is to discuss regional SAC conference.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21394 Filed 8-14-75;8:45 am]

## OHIO STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Ohio State Advisory Committee (SAC) to this Commission will convene at 12 noon and end at 4:30 p.m. on September 17, 1975, at the Downtowner Motel—6th Street, N.W., Canton, Ohio.

Persons wishing to attend this meeting should contact the Committee Chairman, or the Midwestern Regional Office of the Commission, Room 1428, 230 South Dearborn Street, Chicago, Illinois 60604.

The purpose of this meeting is to discuss the development of the bilingual and bicultural education project.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 11, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21395 Filed 8-14-75;8:45 am]

## VERMONT STATE ADVISORY COMMITTEE

### Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Vermont State Advisory Committee (SAC) to this Commission will convene at 7:30 p.m. and end at 11 p.m. on September 18, 1975, at the Tavern Motor Inn.

Persons wishing to attend this meeting should contact the Committee Chairperson, or the Northeastern Regional Office of the Commission, Room 1639, 26 Federal Plaza, New York 10007.

The purpose of this meeting is to discuss regional SAC conference and new projects for the committee.

This meeting will be conducted pursuant to the Rules and Regulations of the Commission.

Dated at Washington, D.C., August 8, 1975.

ISAIAH T. CRESWELL, Jr.,
*Advisory Committee Management Officer.*

[FR Doc.75-21398 Filed 8-14-75;8:45 am]

## COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

### PROCUREMENT LIST 1975

### Addition

Notice of proposed addition to Procurement List 1975, November 12, 1974 (39 FR 39964) was published in the FEDERAL REGISTER on June 9, 1975 (40 FR 24552).

Pursuant to the above notice the following commodity is added to the Procurement List:

| *Class 6530* | *Price* |
|---|---|
| Urinal, Incontinent (IB) 6530-00-290-8292 (with plastic disc) | EA. $0.190 |

By the Committee.

E. R. ALLEY, Jr.,
*Acting Executive Director.*

[FR Doc.75-21496 Filed 8-14-75;8:45 am]

### PROCUREMENT LIST 1975

### Proposed Addition

Notice is hereby given pursuant to Section 2(a)(2) of Public Law 92-28; 85 Stat. 79, of the proposed addition of the following commodity to Procurement List 1975, November 12, 1974 (39 F.R. 39964).

*Class 4910*

Creeper, Mechanic 4910-00-251-6981

Comments and views regarding this proposed addition may be filed with the Committee not later than 30 days after the date of this Federal Register. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

This notice is automatically cancelled six months from the date of this FEDERAL REGISTER.

By the Committee.

E. R. ALLEY, Jr.,
*Acting Executive Director.*

[FR Doc.75-21497 Filed 8-14-75;8:45 am]

## COUNCIL ON ENVIRONMENTAL QUALITY

### ENVIRONMENTAL IMPACT STATEMENTS

### List of Statements Received

Environmental impact statements received by the Council on Environmental Quality from August 4 through August 8, 1975. The date of receipt for each statement is noted in the statement summary. Under Council Guidelines the minimum period for public review and comment on draft environmental impact statements in forty-five (45) days from this FEDERAL REGISTER notice of availability. (September 29, 1975). The thirty (30) day period for each final statement begins on the day the statement is made available to the Council and to commenting parties.

Copies of individual statements are available for review from the originating agency. Back copies will also be available at cost from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

DEPARTMENT OF AGRICULTURE

Contact: Dr. Fowden G. Maxwell, Coordinator of Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 359-A, Washington, D.C. 20250, (202) 447-3965.

FOREST SERVICE

*Draft*

Lone Peak Wilderness Study, Uinta, Wasatch National Forest, Salt Lake and Utah Counties, Utah, August 4: The statement concerns the proposed wilderness classification of the Lone Park Wilderness Study Area. Three alternatives, each with different social and economic impacts, are presented. (ELR Order No. 51155.)

*Final*

Herbicide Use, Washington National Forest's Supplement, several counties in Washington, August 4: The supplement statement concerns the use of herbicides 2,4-D, 2,4,5-T, 2,4,5-TP, Amtrole-T, atrazine, picloram, dicamba, and MSMA to reduce the competition from native and introduced vegetation where it hampers forest management activities in Olympic, Mt. Baker, Snoqualmie, and Gifford Pinchot National Forests. Aesthetic deterioration of treated tracts may result. Comments made by: USDA, DOC, COE, HEW, DOI, DOT, and EPA. (ELR Order No. 51142.)

RURAL ELECTRIFICATION ADMINISTRATION

*Final*

230 kV Transmission Lines, Boone to Lamar, several counties in Colorado, August 4: The statement concerns the loan application by Colorado-Ute Electric Association, Inc., for construction of approximately 98 miles of 230 kV transmission line between Boone and Lamar, Colorado. The project also includes a 2.5 section of 115 kV tie lines between the Boone Substation and the existing Midway-LaJunta 115 kV line, and a 13 mile 115 kV tie line between the proposed Lamar Substation and the existing South Lamar Substation. The major adverse impact will be the intrusion of the transmission facilities upon the landscape. Comments made by: DOT, DOI, USDA, COE, EPA, FPC, and State and regional agencies. (ELR Order No. 51148.)

SOIL CONSERVATION SERVICE

*Draft*

Big Muddy Creek Watershed, Butler and Logan Counties, Ky., August 4: Proposed is a project for the 65,140 acre Big Muddy Creek Watershed project. Included in the plan is the construction of a floodwater retarding structure, alteration of 17.5 miles of stream channel, and continued application of the current land treatment. Adverse impacts of the project include the elimination of most of streamside vegetation within the area inundated, loss of 2,408 acres of pasture and oldfield to increased cultivation, permanent loss of carrying capacity for wildlife, and increased competition pressures in the watershed from land elimination and/or diversion. (ELR Order No. 51159.)

DEPARTMENT OF DEFENSE

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue, S.W., Washington, D.C. 20314, (202) 693-6861.

*Draft*

Chevron Oil Co., Dredging Permit, Baldwin County, August 6: Proposed is the issuance of a permit to Chevron Oil Company for the dredging of a slip in the Mobile River Delta to accommodate inland drilling operations. Adverse impacts include the destruction of about 2.1 acres of swamp, increased noise levels in the vicinity, degradation of the aesthetic quality of the area, and the potential effects of accidental oil spills and blowouts on Mobile Delta and surrounding areas. (Mobile District.) (ELR Order No. 51175.)

Offshore Oil & Gas Development, Alaskan Arctic Coast, Alaska, August 4: The statement concerns the issuance of permits for structures in navigable waters off the Alaskan Arctic Coast associated with exploration and development of oil and gas resources. Adverse impacts associated with such development are: water pollution with resulting losses in marine terrestrial plants and animals, loss of aesthetics, decrease of a nonrenewable resource, possible loss or degradation of historic and archeological sites, and possible adverse climatic alteration. (Anchorage District.) (ELR Order No. 51146.)

New London Hurricane Protection (Supplement), Connecticut, August 4: The proposed action is to construct an earth berm and flood wall to provide hurricane protection to approximately 35 acres in the downtown area of New London behind Shaw Cove. Approximately 3,400 feet of berm will be constructed primarily along the shoreline. The elevation of the berm varies from 12.0 feet to 14.5 feet above mean sea level. The project will result in increases in levels of noise, turbidity and traffic congestion and a decrease in air quality during construction. Approximately 2,600 feet of shoreline will be committed to the project. (ELR Order No. 51147.)

*Draft*

Northfield Mountain and Millers River Diversion (2), Massachusetts, August 5: The statement involves solutions for meeting future water supply requirements for Eastern Massachusetts and explores various alternative ways to meet the projected needs for this region. Proposals include diversion during high flow periods from the Connecticut River via the Northfield Mountain pumped storage facility directly to Quabbin Reservoir and by three other alternative methods to utilize and transport water from the Millers River Basin to the Quabbin Reservoir. The project may result in a temperature rise below the diversion point of the Millers River as well as a probable lessening of the sediment load. (ELR Order No. 51161.)

Lake St. Clair, Channel Dredging, Michigan, August 4: The proposed project is the maintenance dredging of the Lake St. Clair Federal Navigation Channels and the construction of diked disposal areas for polluted dredged materials. Adverse impacts will include decreased local water quality in the dredging area and increased turbidity, which will discourage fish from frequenting the area. (Detroit District.) (ELR Order No. 51141.)

Pembiller Lake and Dam, Pembina River Basin, Cavalier and Pembina Counties, N. Dak., August 4: The project would include a rolled earth type dam across the Pembina River about 2 miles southwest of Walhalla, North Dakota on or near the Cavalier-Pembina County Line. The project would result in the permanent inundation of about 800 acres of the valley, including 365 acres of woodlands, 355 acres of agricultural lands, and 9.5 miles of free-flowing river. At design flood-pool, an additional 2,400 acres of the valley and 12 miles of river would be inundated for varying durations. The project would affect wildlife in the area and would require the relocation of persons from about 9 farmsteads and residences. (St. Paul District.) (ELR Order No. 51143.)

Diked Disposal Site #14, Cleveland Harbor, Ohio, August 4: Proposed is the construction and operation of a 88-acre diked facility to receive polluted sediments to be dredged from Cleveland Harbor. The site will provide a 10-year capacity for containing sediments. Approximately 80 acres of Lake Erie's water/bottom surface will be permanently removed from the inventory of aquatic habitat. Temporary adverse impacts upon aquatic life, water quality, aesthetics, and boat traffic are expected during construction of the facility. (Cleveland District.) (ELR Order No. 51158.)

Willapa River and Harbor Navigation Project (2), Pacific County, Wash., August 4: Proposed is the maintenance dredging of the navigation channels in Willapa River and Harbor through 1977. This includes the outer bar channel, inner bay channel and Willapa River channel. Dredge material will be deposited in two deepwater areas within Willapa Bay. Due to the low cost benefit ratio, the project will be dredged to minimum depths during the interim period and terminated after 1977. Dredging will result in reduced water quality and destruction of benthic habitat, and termination of the project will result in the loss of jobs. (Seattle District.) (ELR Order No. 51160.)

*Final*

Mission Bay Harbor, San Diego County, Calif., August 5: Proposed is the periodic maintenance dredging of Mission Bay entrance channel, San Diego County, California. Dredging spoils will be used to nourish adjacent beaches. Adverse impacts include the destruction of bottom dwelling organisms in the project areas and increased turbidity. (Los Angeles District.) Comments made by: USDA, DOC, HUD, DOI, DOT, EPA, AEC, and State and local agencies. (ELR Order No. 51168.)

Morro Bay Harbor, Operation and Maintenance, San Luis Obispo County, Calif., August 5: The project involves the performance of maintenance dredging within Morro Bay Harbor to maintain Federal channels at presently authorized depths. Spoils will be deposited in the Pacific Ocean about 2,500 ft. seaward of the entrance to Morro Bay. Adverse effects include: short-term loss of benthic organisms on the channel floor and at the offshore disposal site; temporary increase of turbidity; and possible temporary inconvenience to harbor traffic. (Los Angeles District.) Comments made by: USDA, DOC, DOI, EPA, and State and local agencies. (ELR Order No. 51169.)

Sacramento River, Major and Minor Tributaries, several counties in California, Au-







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gust 6. The project involves the protection of extensive areas in the Sacramento River Basin flood plains from widespread damages and loss of life due to flooding. Loss of wildlife and associated natural riparian values along the streams cannot be avoided at some sites. (Sacramento River.) Comments made by: EPA, DOI, HEW, USDA, DOT, and State and local agencies. (ELR Order No. 51180.)

Fulton Local Flood Protection Project, Whiteside County, Ill., August 5: The project consists of constructing 10 miles of levee designed to protect 9,000 plus acres within the project area against a Mississippi River Design flood. Additional structures would consist of 3 new railroad bridges, 1 new highway bridge, sand bag closures, outlet structures and 3 pumping stations. Three ponding areas planned involve approximately 2400 acres. Adverse impacts are loss of 27 acres of bottomland woods, loss and disruption of the benthic community, siltation in the ponding areas, and the draining of current wetland habitat for agriculture. (Rock Island District.) Comments made by: EPA, DOI, USDA, DOT, DOC, HUD, AHP, and State agencies. (ELR Order No. 51162.)

Cave Run Lake, Licking River Basin, several counties in Kentucky, August 4: The statement refers to the proposed construction of the Cave Run Dam and related project works on the Licking River, for purposes of flood control, general recreation, water quality, and fish and wildlife recreation. Thirty-one thousand acres, 14,870 of which will be inundated, will be converted to public ownership as a result of the project. Fifty miles of free flowing stream with 21 miles of tributaries will be converted to slack water impoundment. An influx of visitors will affect the tranquility which presently prevails. (Louisville District.) (33 pages.) Comments made by: DOI, EPA, USDA, DOC, DOT, HEW, and State and local agencies and citizen groups. (ELR Order No. 51144.)

Stockton Lake, Sac River, Mo., August 7: The statement refers to the continued operation and maintenance of Stockton Lake and its project lands. The Lake is operated for hydroelectric power generation, flood control, public recreation, and fish and wildlife habitat maintenance. Lake fluctuation during hydroelectric power production has impact upon fish spawning habitat and shoreline vegetation. (Kansas City District.) Comments made by: USDA, HUD, DOI, USCG, EPA, FPC, AHP, and State and local agencies. (ELR Order No. 51182.)

Scajaquada Creek and Tributaries, Flood Control, New York, August 6: The statement refers to the flood control project for Scajaquada Creek and Tributaries. The plan involves 9,100 Ft. of channel improvement, a total of about 16,800 ft. of channelization on tributaries, two sections of levee, removal, replacement or enlargement of obstructive bridges, culverts and conduits, and the sealing of sanitary sewer manholes subject to submergence. Adverse impacts are increased turbidity, loss of land and vegetation, and construction disturbance. (Buffalo District.) Comments made by: USDA, EPA, DOI, DOC, DOT, State and local agencies.) (ELR Order No. 51178.)

August 6: The project involves navigation improvements to Huron Harbor. The proposed plan entails the deepening and lakeward extension of the lake approach channel deepening the river channel, and enlarging and deepening the turning basin. Project construction activities will have temporary adverse aesthetic value, boat traffic, and noise levels. (Buffalo District.) Comments made by: HUD, USCG, USDA, HEW, EPA, DOI, and DOC. (ELR Order No. 51179.)

Beach Erosion Control, Lakeview Park, Ohio, August 4: The statement discusses the construction of an offshore breakwater system, initial sand placement, and periodic sand nourishment to maintain a beach at Lakeview Park, Lorain, Ohio. Periodic sand nourishment is expected to be required every 2 years. Adverse impacts are increased noise and air pollution during construction, temporary turbidity, and loss of some aquatic life. (Buffalo District.) Comments made by: USC, DOC, HUD, HEW, DOI, EPA, and one State agency. (ELR Order No. 51153.)

Diked Disposal Site No. 7, Lorain Harbor, Lorain County, Ohio, August 7: The statement refers to the proposed Diked Disposal Site No. 7, Lorain Harbor, Lorain Harbor, Ohio. The project involves construction and operation of a 58-acre rubble-mound diked disposal facility to receive polluted sediments. Adverse impacts are temporary turbidity, destruction of some bottom organisms, and odor during spoil discharge operations. (Buffalo District.) (107 pages.) Comments made by: DOI, DOC, EPA, HEW, and State and local agencies. (ELR Order No. 51183.)

McClellan-Kerr Arkansas River System, Oklahoma. August 5: The statement refers to operation and maintenance activities associated with the McClellan-Kerr Arkansas River Navigation System. Included are the operation of locks; maintenance of project structures; hydroelectric power generation; and control of erosion. Adverse impacts include those associated with dredging and the disturbance of waterfowl. (Tulsa District.) Comments made by: EPA, HUD, DOI, DOT, FPC, USDA, AHP, DOC, and HEW. (ELR Order No. 51170.)

Fort Gibson and Tenkiller Ferry Lakes, Okla., August 5: The statement refers to operation and maintenance activities at Fort Gibson Lake on the Grand (Neosho) River and at Tenkiller Ferry Lake on the Illinois River. The lakes are operated for reservoir regulation, flood control, the generation of hydroelectric power, and the management of land resources. Adverse impact includes that resulting from lake fluctuations and from heavy recreational use. (Tulsa District.) (117 pages.) Comments made by: EPA, HUD, DOI, USDA, AHP, DOC, HEW, and FPC—2. (ELR Order No. 51173.)

Eufaula Lake and Canadian River, Oklahoma County, Okla., August 5: The statement evaluates operation and maintenance activities at Eufaula Lake, a multi-purpose project on the Canadian River. The major impacts of project operation are those which result from heavy recreational use and from lake fluctuations. (Tulsa District.) (84 pages.) Comments made by: EPA, FPC, HUD, DOI, DOT, USDA, AHP, and HEW. (ELR Order No. 51174.)

Tamaqua Local Protection Project, Schuylkill County, Pa., August 8: Proposed is the construction of a concrete-lined tunnel 1,930 feet long and 10 feet in diameter with appropriate entrance and exit appurtenances, to divert a major portion of Wabash Creek flows from the western edge of the Borough to the Little Schuylkill River near the southern edge of the Borough at about the same point where the streams now converge. The project will provide a 100-year degree of flood protection and contribute to economic development. The statement indicates no adverse effects. (Philadelphia District.) Comments made by: DOI, USDA, HEW, FPC, EPA, USCG, DOC, and State agencies. (ELR Order No. 51185.)

Channel to Port Bolivar, Maintenance Dredging, Galveston County, Tex., August 5: The statement refers to the maintenance of the existing Federal navigation project in Galveston County by periodic removal of shoaled materials. Maintenance will be accomplished by hydraulic pipeline dredges, and dredged materials will be disposed of in an open water area near the project. Adverse impacts include the loss of some marine habitat, and increased turbidity during dredging. (Galveston District.) Comments made by: HEW, DOC, DOI, DOT, USCG, AHP, and State and local agencies. (ELR Order No. 51166.)

Matagorda Ship Channel, Matagorda and Calhoun Counties, Tex., August 5: The statement refers to the maintenance of the existing navigation project in Calhoun and Matagorda Counties. The authorized project includes a 3.2 mile long entrance channel, a 22 mile long channel through Matagorda and Lavaca Bays, a turning basin at Point Comfort, two shallow-draft branch channels, and a 20.2 mile long shallow-draft channel. Adverse impacts are the loss of vegetation, destruction of benthic organisms and oysters, temporary turbidity; objectionable odors may result from deposition of dredged materials on land areas. (Galveston District.) Comments made by: HEW, EPA, DOC, DOI, USCG, USDA, AHP, and State and local agencies. (ELR Order No. 51167.)

Brazos Island Harbor, Maintenance, Cameron County, Tex., August 5: The statement refers to the proposed continued maintenance of Brazos Island Harbor, Cameron County, Texas. Dredged materials will be disposed of in leveed land areas in the Gulf of Mexico. Adverse impacts are retarded benthic productivity, and loss of some wildlife habitat. (Galveston District.) Comments made by: EPA, DOC, DOI, AHP, DOT, USDA, HEW, HUD, and State agencies. (ELR Order No. 51171.)

Texas City Channel, Maintenance Dredging, Texas, August 5: The statement refers to the proposed maintenance dredging of the Texas City Channel, an existing Federal navigation project in Galveston County. The authorized project includes a 6.7 mile long channel, 40 ft. deep and 400 ft. wide, from Galveston Harbor Channel to a turning basin, 40 ft. deep, 1,000 ft. wide, and 4,253 ft. long at Texas City. Dredging will be performed by hydraulic pipeline dredge with material being disposed of in open water and land disposal areas. Adverse impacts involve the loss of motile and benthic organisms, cover marsh and land vegetation, and increased turbidity. (Galveston District.) Comments made by: HEW, EPA, DOC, DOI, AHP, and State and local agencies. (ELR Order No. 51172.)

Seattle Harbor Navigation Project, King County, Wash., August 5: The statement refers to the proposed maintenance dredging of 150,000 cu. yds. of material annually from the Duwamish River, Seattle Harbor. Adverse impact of the project will be to water quality. (Seattle District.) Comments made by: EPA, DOC, HUD, DOI, DOT, OEO, and State and local agencies. (ELR Order No. 51165.)

Manitowac and Two Rivers Harbors, Wisconsin County, Wis., August 6: Proposed is the periodic maintenance dredging of the Manitowac and Two Rivers Harbors. A diked spoil containment structure with an incorporated effluent filter would be constructed adjacent to the existing breakwater at Manitowac. There would be adverse impact to local benthic organisms. Twenty-four acres of land would be formed at the disposal site; this land would be suitable for community development. (Chicago District.) Comments made by: USDA, DOC, HUD, DOI, USCG, EPA, and State and local agencies. (ELR Order No. 51177.)

ENERGY RESEARCH AND DEVELOPMENT ADMIN.

Contact: Mr. W. Herbert Pennington, Office of Assistant Administrator, E–201, ERDA, Washington, D.C. 20545, (301) 973–4241.

*Draft*

Light Water Breeder Reactor Program, August 8: The statement concerns the continued development of Light Water Breeder Reactor technology, which has been under-





way since 1965. An essential part of this development is the operation of the LWBR Core in the Shippingport Atomic Power Station in Beaver County, Pennsylvania to develop and test the technical feasibility of a breeder reactor concept and confirm the workability of its individual systems and components as part of the overall reactor system. Although the plant is designed to contain the release of fission products, the potential for accidental exposure still exists (4 volumes). (ELR Order No. 51184.)

FEDERAL POWER COMMISSION

Contact: Dr. Richard F. Hill, Acting Advisor on Environmental Quality, 441 G Street, N.W., Washington, D.C. 20426, (202) 386–6084.

*Draft*

El Paso, Transco LNG Terminal (Supplement), Gloucester County, N.J., August 4: The statement is a supplement to a draft eis filed with CEQ 17 July 1974 and includes new data on vapor cloud travel which could result from a massive spill of LNG on water. (ELR Order No. 51152.)

DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Director, Office of Environmental Quality, Room 7258, 451 7th Street, S.W., Washington, D.C. 20410, (202) 755–6308.

*Draft*

Park Central Development, Port Arthur, Jefferson County, Tex., August 4: Proposed is the transformation of 701 acres of coastal prairie land into a planned urban development. The tract, formerly undevelopable because of the threat of hurricanes, is now considered for development since the construction of the Port Arthur hurricane levee system. The statement indicates no significant adverse effects. (ELR Order No. 51151.)

SECTION 104(h)

*Final*

Grays Ferry Urban Renewal, Philadelphia County, Philadelphia, Pa., August 6: The statement concerns a 160.9-acre urban renewal project in southwest Philadelphia. The plan includes residential, commercial, and semi-public rehabilitation, active and passive recreation facilities, and street improvements. The project has displaced 272 families, 95 individuals, and 43 businesses. Construction disruption will result. Comments made by: EPA, HEW, DOT, and State and local agencies. (ELR Order No. 51176.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240, (202) 343–3891.

BUREAU OF RECLAMATION

*Final*

Granite Reef Aqueduct Transmission System, Arizona and New Mexico, August 4: The statement describes the impact associated with constructing an electric power transmission system to supply power to pumping plants and check structures along the Granite Reef Aqueduct Transmission System, Central Arizona Project. Approximately 275 miles of backbone 230–kV transmission line, at 230–kV and 115–kV will be constructed. Also, 77 miles of radial transmission line, at 230–kV and 115–kV will be constructed. Adverse impacts are negative effects on aesthetic values, acquisition of 4,200 acres for right-of-way, and temporary disturbance to biota. Comments made by: DOI, AHP, HUD, EPA, FPC, COE, and State and local agencies. (ELR Order No. 51150.)

BUREAU OF SPORTS FISHERIES AND WILDLIFE

*Final*

J. N. "Ding" Darling National Wildlife Refuge, Lee County, Fla., August 5: The statement refers to the proposed legislative designation of 2,735 acres of the J. N. "Ding" Darling National Wildlife Refuge as wilderness within the National Wilderness Preservation System. Comments made by: EPA, DOI, and Florida Clearinghouse. (ELR Order No. 51163.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, 400 7th Street, S.W., Washington, D.C. 20590, (202) 426–4357.

FEDERAL HIGHWAY ADMINISTRATION

*Draft*

U.S. 81 and U.S. 30, Columbus; Polk, Butler, and Platte Counties, Nebr., August 7: The project consists of the improvement of two separate roadways, U.S. 81 and U.S. 30 south of Columbus, and L–71–D, U.S. 81 to U.S. 30 connection, in the city of Columbus. The improvement includes the construction of new bridges over Platte and Loup Rivers as well as over various creeks and drainageways. The project will require the acquisition of 50 acres of land for right-of-way and the displacement of families and businesses. A 4(f) statement concerning Pawnee Park is included. (ELR Order No. 51181.)

L.R. 1071, Sec. 5, I–70 Replacement, Washington, Fayette, and Westmoreland Counties, Pa., August 4: Proposed is the replacement of a six-mile link of I–70 connecting Washington and Westmoreland Counties with legislative Route 1071, Section 50. The road runs from a proposed interchange with the Monogahela Valley Expressway to its existing Arnold City Interchange. Detrimental impacts include the relocation of an unspecified number of families and businesses; the possible abuse of rural land by developers; the acquisition of farm land; and air, noise and water pollution during construction. (ELR Order No. 51145.)

Beltway 8, I–45 South to U.S. 59 South, Harris County, Tex., August 4: Proposed is the construction of a 21.4 miles increment of overall 87.5 mile Beltway 8 facility to encircle Houston approximately 12 miles from the downtown area. Four main lanes and three-lane continuous frontage roads in each direction are included in the project. Noise generated from the predicted traffic on the proposed project will exceed the design noise levels set by EPA, and the project will displace an unspecified number of businesses and residences. Loss of wildlife acreage will occur. (ELR Order No. 51156.)

*Final*

State Road 60, Vero Beach, Indian River County, Fla., August 4: The project involves the construction of 1.8 miles of multi lane highway between N.W. 20th Avenue and Indian River Boulevard on State Road 60 in Indian River Road. Adverse impacts are increased air pollution, degradation of water quality, and displacement of 1 residence and 2 businesses. Comments made by: EPA, HEW, DOT, and State and regional agencies. (ELR Order No. 51149.)

Overpass of I–95, Blythe Island, Glynn County, Ga., August 4: The proposed project is located on Blythe Island, Glynn County, Georgia, and affects an area located between the Turtle River on the northeast to approximately 6,000 feet to the southwest along I–95. The overpass will be a grade separation structure with or without an interchange and access roads. The project may encourage future Blythe Island Development. Comments made by: HUD, DOI, EPA, and HEW (ELR Order No. 51157.)

Espanola Bridge, Espanola, Rio Arriba County, N. Mex., August 4: The project involves the construction of the Espanola bridge over the Rio Grande River in the city of Espanola. The proposed construction will consist of a 4-lane road and bridge to relieve the demand on the present crossing. Adverse impacts are the loss of some farm land, some siltation, increased noise levels, and the displacement of 2 residences and 1 business. Comments made by: EPA, HEW, COE, DOI, and State agencies and groups. (ELR Order No. 51154.)

S.H. 44, Nueces County, Tex., August 5: The statement concerns improvement of S.H. 44 from a 4-lane divided highway with at-grade crossings and crossovers over a narrow median to a full control access freeway with interchanges and grade separations over major intersecting roads from S.H. 358 in Corpus Christi to U.S. 77 in Robstown all in Nueces County. The total length is 11.5 miles. Adverse impacts are the use of 387.59 acres of land, the displacement of a few families, and air and noise levels (160 pages). Comments made by: HEW, COE, DOI, USDA, EPA, and State and local agencies. (ELR Order No. 51164.)

U.S. COAST GUARD

*Final*

Ports and Waterways Safety Act of 1972, August 8: Proposed is the addition of interim regulations to implement the Ports and Waterways Safety Act of 1972, dealing with construction standards for U.S. tank vessels engaged in the coastal trade. The proposed regulations are based on standards adopted by the International Conference for Prevention of Pollution from Ships, 1973. The discharge criteria and associated equipment and practices are expected to result in a substantial reduction of oil influx to the sea from U.S. tank vessels. Construction standards are expected to improve damage resistance and limit oil outflow resulting from a casualty. Comments made by: EPA, COE, DOC, DOT, and conservation interests. (ELR Order No. 51186.)

GARY L. WIDMAN,
*General Counsel.*

[FR Doc.75–21464 Filed 8–14–75;8:45 am]

## ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

[ERDA–1541]

### LIGHT WATER BREEDER REACTOR PROGRAM

**Availability of Draft Environmental Statement and Announcement of Public Hearing**

Notice is hereby given that a four-volume Draft Environmental Statement, "Light Water Breeder Reactor Program" (ERDA–1541), was issued August 8, 1975, pursuant to the Energy Research and Development Administration's (ERDA) regulations for implementation of the National Environmental Policy Act of 1969. The preparation of the Statement and intent to conduct a public hearing were announced in the FEDERAL REGISTER July 8, 1974.

The objective of the Light Water Breeder Reactor (LWBR) program which began in 1965, is to devlop the technology necessary to improve significantly the utilization of the energy potentially available in nuclear fuel for pressurized light water reactors including the instal-



AUG 15 1975

lation and operation of a breeding reactor core in the ERDA-owned reactor at the Shippingport Atomic Power Station, Shippingport, Beaver County, Pennsylvania. The operation of this, the third reactor core in the Shippingport Station, is expected to confirm that breeding can be achieved in a light water reactor system using the thorium-uranium 233 fuel system. If the LWBR is successful, it will confirm the technical feasibility of operating breeder cores of this type in existing and future light water reactors.

In addition to evaluating the environmental aspects of operating the LWBR core in the Shippingport Station and conducting subsequent LWBR technology development, the draft statement considers the environmental aspects of future commercial application of Light Water Breeder Reactors.

Copies of the Draft Statement are being distributed for review and comment to Federal agencies, states and organizations and individuals that have expressed an interest in the LWBR Program. Copies of the Draft Statement are available for public inspection in the B. F. Jones Memorial Library, 663 Franklin Avenue, Aliquippa, Pennsylvania and ERDA's Public Document Rooms at 1717 H Street, N.W., Washington, D.C.; Albuquerque Operations Office, Kirtland Air Force Base East, Albuquerque, New Mexico; Chicago Operations Office, 9800 South Cass Avenue, Argonne, Illinois; Idaho Operations Office, 550 Second Street, Idaho Falls, Idaho; Nevada Operations Office, 2753 South Highland Drive, Las Vegas, Nevada; Oak Ridge Operations Office, Federal Building, Oak Ridge, Tennessee; Richland Operations Office, Federal Building, Richland, Washington; San Francisco Operations Office, 1333 Broadway, Oakland, California; Savannah River Operations Office, Savannah Plant, Aiken, South Carolina.

Comments and views concerning the Draft Statement are requested from other interested agencies, organizations and individuals. Single copies of the Draft Environmental Statement will be furnished for review and comment upon request addressed to W. H. Pennington, Office of the Assistant Administrator for Environment and Safety, Mail Station E-201, U.S. Energy Research and Development Administration, Washington, D.C. 20545 (301) 973-4241. Comments should be sent to the same address.

In accordance with the guidelines from the Council on Environmental Quality, agencies and members of the public submitting comments on the Draft Environmental Statement should endeavor to make their comments as specific, substantive, and factual as possible without undue attention to matters of form in the impact statement. It would assist in the review of comments if the comments were organized in a manner consistent with the structure of the draft statement. Emphasis should be placed on the assessment of the environmental impacts of the LWBR Program specifically, and the acceptability of those impacts on the quality of the environment, particularly as contrasted with the impacts of reasonable alternatives. Commenting entities may recommend modifications and/or new alternatives that will enhance environmental quality and avoid or minimize adverse environmental impacts.

Copies of comments on the Draft Environmental Statement will be placed in the above referenced Document Rooms and Library for inspection and will be considered in the preparation of the Final Environmental Statement if received at ERDA by October 15, 1975.

In order to provide further opportunity for public comment on the Draft Statement, ERDA will conduct a public hearing in Pittsburgh, Pennsylvania, following the close of the comment period. Information on the date, specific location, presiding board and procedures for the public hearing will be published in a future issue of the FEDERAL REGISTER. Known interested parties will be notified directly.

Dated at Germantown, Maryland, this 11th day of August 1975.

For the Energy Research and Development Administration.

JAMES L. LIVERMAN,
*Assistant Administrator*
*For Environment and Safety.*

[FR Doc.21498 Filed 8-14-75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 416-3]

### NATIONAL AIR POLLUTION CONTROL TECHNIQUES ADVISORY COMMITTEE

#### Meeting

Pursuant to Public Law 92-463, notice is hereby given that a meeting of the National Air Pollution Control Techniques Advisory Committee will be held at 9:00 a.m. on September 3 and 4, 1975, at the Crystal Mall, Building 2, Room 1112, 1921 Jefferson Davis Highway, Arlington, Virginia (22202), telephone (703) 557-8273.

The purpose of the meeting will be to discuss New Source Performance Standards to be proposed under Section 111 of the Clean Air Act for by-product coke ovens (charging and topside leaks), municipal refuse combustion in steam generators, and the crushed stone industry.

The meeting will be open to the public. Anyone wishing to attend or submit a paper should contact Mr. Don R. Goodwin, Director, Emission Standards and Engineering Division, Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

The telephone number and area code are (919) 688-8146, extension 271.

Date: August 11, 1975.

ROGER STRELON,
*Assistant Administrator*
*for Air and Waste Management.*

[FR Doc.75-21374 Filed 8-14-75;8:45 am]

[FRL 416-5; OPP-33000/303]

### RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

#### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before October 14, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 14, 1975.

Dated: August 8, 1975.

JOHN B. RITCH, Jr.,
*Director,*
*Registration Division.*

APPLICATIONS RECEIVED (OPP-33000/303)

EPA File Symbol 12265-U. Acme Chemex, 239 S. Cooper St., Memphis TN 38104. ACME CHEMEX PENTA GENERAL WEED KILLER. Active Ingredients: Pentachlorophenol 6.88%; Other Chlorophenols 0.80%; Aromatic Petroleum Derivative Solvent 89.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA File Symbol 35377-R. Arizona Sulphur Co., 5340 W Bethany Home Rd., Glendale AZ 85311. DUSTING SULPHUR. Active Ingredients: Sulphur 95%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

EPA File Symbol 2311-RG. Haag Lab., Inc., 14010 S. Seeley, Blue Island IL 60406. QAT 450 DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 2.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 2.25%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 2311-RN. Haag Lab., Inc., 14010 S. Seeley, Blue Island IL 60406. QAT 900 CONCENTRATED DETERGENT, SANITIZER, FUNGICIDE, DISINFECTANT. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 4.5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 4.5%; Tetrasodium ethylenediamine tetraacetate 2.0%; Sodium Carbonate 4.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 6418-I. Magee Chem Co., 415 W Touhy Ave., Des Plaines IL 60018. MC-20 L SANITIZER DISINFECTANT. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) Dimethyl Benzyl Ammonium Chloride 3.1%; Sodium Carbonate 3.1%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 6418-O. Magee Chem. Co., 415 W Touhy Ave., Des Plaines IL 60018. MC-20 P SANITIZER DISINFECTANT. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) Dimethyl Benzyl Ammonium Chloride 3.1%; Sodium Carbonate 3.1%. Method of Support: Application proceeds under 2(c) of interim policy. PM31

EPA File Symbol 72-LTG. Miller Chem. & Fertilizer Co., PO Box 333, Hanover PA 17331. MILLER KILL ALL. Active Ingredients: 2,4-bis (isopropylamino)-6-methoxy-s-triazine 3.73%; Petroleum distillate 81.04%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

EPA File Symbol 8591-ET. The Mogul Corp., Chagrin Falls OH 44022. MOGUL AG-411. Active Ingredients: Didecyl dimethyl ammonium chloride 20%; Isopropanol 8%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 8591-EA. The Mogul Corp., Chagrin Falls OH 44022. MOGUL AG-412. Active Ingredients: Didecyl dimethyl ammonium chloride 50%; Isopropanol 20%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 8317-E. J.M. Sales Co., Inc., Box 2336, St. Louis MO 63114. DOG CHASER. Active Ingredients: Methylene Chloride 45%; Oil of Lemongrass 2%; Oil of Camphor 1%. Method of Support: Application proceeds under 2(a) of interim policy. PM11

EPA File Symbol 36416-R. Shawnee Mission Plumbing, Heating, Cooling Inc., Brook Hollow, PO Box 5282, Lenexa KS 66215. ROOTINE ROUTINE. Active Ingredients: Copper Sulphate 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA File Symbol 36296-G. Solvean Lab., Inc., 501 Green Island Rd., Vallejo CA 94590. 2.2% COPPER NEOLEATE. Active Ingredients: Copper Oleate 19.25%; Copper as Metallic 2.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

EPA File Symbol 36296-E. Solvean Lab., Inc., 8% COPPER DRIER CATALYST. Active Ingredients: Copper Oleate 70%; Copper as Metallic 8%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

EPA File Symbol 36296-R. Solvean Lab., Inc. 6% COPPER NEOLEATE. Active Ingredients: Copper Oleate 50.6%; Copper as Metallic 6%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

[FR Doc.21377 Filed 8-14-75;8:45 am]





[FRL 416-4]

### SODIUM CYANIDE

#### Applications To Register Sodium Cyanide for Use in the M-44 Device To Control Predators

On July 15, 1975, EPA published notice in the FEDERAL REGISTER (40 CFR 29755) of public hearings to be held in Washington, D.C. on August 12-15, 1975, with respect to an application filed by the United States Department of the Interior (USDI), Fish and Wildlife Service, to register sodium cyanide M-44 capsules for use as a predacide. Registrations of sodium cyanide for predator control had been cancelled and suspended on March 9, 1972, by EPA Administrative Order (37 FR 5718). The hearings were called pursuant to the provisions of Subpart D, Part 164, 40 CFR, upon a finding by the Administrator that, based on the USDI application and supporting data, there appeared to be substantial new evidence which may materially affect the 1972 cancellation and suspension Order and, hence, reconsideration of the 1972 Order was warranted.

The notice of the hearings invited others to submit registration applications by July 31, 1975, in order that the applications could be reviewed in accordance with the provisions of Subpart D in time for the scheduled hearings. The notice also provided that applicants could, with the consent of the USDI, incorporate in their applications the information and supporting data set forth in the USDI application. Applications were submitted on or before July 31 by the Montana Department of Livestock, Helena, Montana; the Wyoming Department of Agriculture, Cheyenne, Wyoming; the Colorado Department of Agriculture, Division of Animal Industry, Denver, Colorado; State of Oregon, Department of Agriculture, Salem, Oregon; the Nevada State Department of Agriculture, Reno, Nevada; the Texas Department of Agriculture, Austin, Texas; and the M-44 Safety Predator Control Co., Midland, Texas. Each applicant relied on the USDI application.

In accordance with the Subpart D procedures, the applications and supporting data have been reviewed, and it has been determined that each applicant has presented substantial new evidence with respect to sodium cyanide which may materially affect the 1972 Order. Most applicants relied heavily, and, in some instances, exclusively on the USDI application and supporting data; however, while some applicants presented additional evidence, no substantial new evidence was presented by any applicant which differed in any material respect from that presented by the USDI. Therefore, it has been determined that the substantial new evidence presented by each applicant will be considered to be the same as that presented by the USDI in its application, and the issues to be adjudicated at the hearings as specified in the July 15 notice of the hearings remain unchanged.

Dated: August 8, 1975.

JOHN QUARLES,
*Deputy Administrator.*

[FR Doc.75-21375 Filed 8-14-75;8:45 am]

[FRL 417-2]

### REGISTRATIONS OF PESTICIDES CONTAINING HEPTACHLOR OR CHLORDANE

#### Clarification of Evidence Which May be Introduced

On July 29, 1975 the Administrator issued "Notice of Intent to Suspend and Findings of the Imminent Hazard Posed By Registrations of Pesticides Containing Heptachlor or Chlordane." Copies of this notice have been served on all affected registrants. Since that time some uncertainty has arisen with respect to whether registrants or other parties to the hearing are permitted to introduce evidence in challenge to the basis for evaluating the carcinogenicity of pesticides which was referred to in the Administrator's July 29 Notice of Intent. The Notice of Intent set forth the basis for that evaluation and pointed out that such basis was applied "in evaluating the cancer hazard posed by the use of heptachlor and chlordane for purposes of (the) suspension notice and which shall be applied to evaluate that hazard in an expedited suspension hearing . . . ."

That statement was not intended to foreclose registrants or other parties from introducing evidence in challenge to the basis for evaluation. Rather, it was intended to make it clear that in satisfying its burden of going forward to present an affirmative case in accordance with 40 CFR § 164.80(a), the proponent of suspension is not required to present evidence to establish the points referred to as the basis for evaluating carcinogenicity. In satisfying its ultimate burden of persuasion, however, in accordance with 40 CFR § 164.80(b), the proponent of registration shall have the right to submit relevant evidence in challenge to those points, subject, of course, to rebuttal opportunity by the proponent of suspension.

The purpose of these rulings was to simplify and expedite the hearing process while preserving a full opportunity for a hearing on all material issues.

Dated: August 6, 1975.

JOHN QUARLES,
*Deputy Administrator.*

[FR Doc.75-21465 Filed 8-14-75;8:45 am]

[FRL 417-1]

## REGISTRATIONS OF PESTICIDES CONTAINING HEPTACHLOR OR CHLORDANE

### Intent To Suspend Findings of Imminent Hazard

On November 18, 1974, I determined that the continued registration and use of pesticides containing heptachlor or chlordane posed a substantial question of safety and accordingly I issued "Notice of Intent to Cancel" such registrations pursuant to Section 6(b) of the Federal Insecticide, Fungicide, and Rodenticide Act, as amended ("FIFRA"). New evidence has recently come to my attention which confirms and heightens the human cancer hazard posed by these pesticides. In addition it is now apparent that the ongoing cancellation proceedings would not be concluded in time to avert substantial additions of these persistent and ubiquitous compounds to already serious human and environmental burdens. In view of these recent developments which are discussed in greater detail below, I find that continued use of these pesticides during the time required for completion of the cancellation proceedings would be likely to result in unreasonable adverse effects on the environment. Accordingly, pursuant to FIFRA Section 6(c), I hereby issue notice of intent to suspend the registrations and prohibit the production for use of all pesticides containing heptachlor or chlordane other than those registrations exempted from the heptachlor/chlordane cancellation order. This suspension order shall become effective within five days of the receipt by affected registrants unless the registrants request an expedited hearing pursuant to FIFRA Section 6(c)(2) and in accordance with the provisions of 40 C.F.R. Section 164.121. The suspension hearing, if requested, shall take no longer than 40 hearing days from the commencement of the hearing, unless for good cause shown and upon recommendation of the presiding officer I extend the hearing time for not more than 10 additional hearing days.

*The Cancellation Notice.* The Notice of Intent To Cancel Registrations Of Certain Pesticide Products Containing Heptachlor Or Chlordane[1] was based upon the following:

data from human monitoring studies showing that more than 90% of the American people have residues of heptachlor epoxide and oxychlordane in their tissues;

data from human stillborn infant monitoring studies showing that heptachlor epoxide is transferred from mother to child across the placenta;

data from human milk monitoring studies showing that heptachlor epoxide is present in a substantial percentage of mothers' milk at levels ranging from trace amounts to 0.49 ppm;

data from human food monitoring studies showing that heptachlor epoxide is commonly found in the dairy, meat, fish and poultry components of the human diet at levels ranging from 0.001 to 0.03 ppm;

data from two test animal feeding studies showing that heptachlor and heptachlor epoxide caused cancer and the conclusion of the Carcinogenicity Panel of the HEW Secretary's Commission on Pesticides and their Relationship to Environmental Health that heptachlor epoxide was "positive for tumor induction"; and

data from nationwide residue monitoring studies indicating that heptachlor and chlordane are highly persistent, lipid soluble and ubiquitous.

*Additional Cancer Evidence.* Since the issuance of the cancellation notice in November, 1974, I have received additional evidence which confirms the cancer hazard posed by these chemicals.

First, additional expert pathologists have reviewed both of the 1959 and the 1965 test animal feeding studies referred to in the cancellation notice. Their reviews support and strengthen the finding that these two studies demonstrate the carcinogenicity of heptachlor and heptachlor epoxide.

Second, new evidence of the results of additional 1973 test animal feeding studies conducted for Velsicol Chemical Corporation with heptachlor and chlordane have been submitted to EPA.[2] The heptachlor study reported a statistically significant increase of hyperplastic nodules in exposed animals with relatively few carcinomas. This result is itself indicative of carcinogenic action. In recent months, independent review of selected heptachlor and heptachlor epoxide tissue slides from this study by EPA consultant pathologists found substantial numbers of carcinomas. The analysis of the EPA consultant pathologist who reviewed all of the more than 650 heptachlor and heptachlor epoxide tissue slides found statistically significant increases in carcinomas of exposed animals over controls. In addition, a review of the animal tissues by pathologists consulted by Velsicol which has recently been brought to my attention found that substantial numbers of lesions originally reported as hyperplastic nodules were carcinomas.

The chlordane study reported a statistically significant increase in hyperplastic nodules and a substantial increase in carcinomas. Independent statistical analysis by EPA consultants demonstrates that at one feeding level (25 ppm) male mice exhibited statistically significant increases in carcinomas. Independent review of selected slides by the EPA consultant pathologists also found substantial numbers of carcinomas. A review of virtually all of the chlordane test slides by an EPA consultant pathologist demonstrated statistically significant increases in carcinomas of exposed animals over controls in both sexes at two feeding levels (25 ppm and 50 ppm). Selected tissue review by the Velsicol consultants also found substantial numbers of carcinomas in animals exposed to chlordane.[3]

Third, human adipose tissue studies for FY 1973 have now been completed and confirm the residues discovered in prior years samplings, finding heptachlor epoxide in 97.71% and oxychlordane in 98.35% of the people sampled. Similarly, whereas the cancellation notice referred to a 1972 human milk study which found heptachlor epoxide residues in mothers' milk, new evidence from an EPA survey shows heptachlor epoxide residues in 35.09% and oxychlordane residues in 45.61% of human milk samples taken.

Fourth, it is now anticipated that the cancellation hearing could require as much as 18 months of additional litigation before a final decision could be reached. During that period more than 38 million pounds of technical heptachlor and chlordane are likely to be released into the environment through uses contested in the cancellation proceeding.

In view of the mounting evidence that these compounds cause cancer and in view of the large quantity which will be added to human and environmental burdens in the interim, I find that the continued registration of the contested uses of heptachlor and chlordane pending completion of the cancellation proceeding poses an unreasonable risk to the American people and thus constitutes an "imminent hazard" under Sections 6(c) and 2(e) of FIFRA.

*Legal Authority.* Section 6(b) of FIFRA authorizes the Administrator to issue notice of intent to cancel if it appears to him "that a pesticide or its labeling . . . does not comply with the provisions of this Act or, when used in accordance with widespread and commonly recognized practice, generally causes unreasonable adverse effects on the environment . . . ." The phrase "unreasonable adverse effects on the environment" is defined by FIFRA Section 2(bb) to mean "any unreasonable risk to man or the environment, taking into account the economic, social and environmental costs and benefits of the use of any pesticide."

In accordance with FIFRA section 6(c), where the Administrator finds that "action is necessary to prevent an imminent hazard during the time required for cancellation . . ." he may by order suspend the registration after providing an opportunity for an expedited hearing

[1] 39 Fed. Reg. 41298 (November 26, 1974). For purposes of clarification, the result of a final order of suspension will be to prohibit the manufacture of heptachlor/chlordane pending completion of the cancellation proceedings for any registered use except for subsurface ground insertion for termite control and the dipping of roots and tops of non-food plants. The permitted termite use was clarified by notice published on July 21, 1975 (40 Fed. Reg. 30522).

[2] Technical chlordane contains approximately 7% heptachlor and technical heptachlor contains approximately 20% of the gamma isomer of chlordane.

[3] A preliminary report of the analysis of test animal feeding studies conducted for the National Cancer Institute further indicates that carcinogenicity of heptachlor and chlordane. Since the final report of the analysis of this study has not been issued, however, my decision to suspend heptachlor and chlordane registrations does not rely on this study.





on the question of "whether an imminent hazard exists." The term "imminent hazard" is defined by FIFRA section 2(l) to mean a "situation which exists when the continued use of a pesticide during the time required for cancellation proceeding would be likely to result in unreasonable adverse effects on the environment or will involve unreasonable hazard to the survival of a species declared endangered by the Secretary of Interior under Public Law 91-135."

The courts have repeatedly "cautioned that the term 'imminent hazard' is not limited to a concept of crisis: 'It is enough if there is *substantial likelihood* that serious harm will be experienced during the year or two required in any realistic projection of the administrative [cancellation] process.'" *Environmental Defense Fund, Inc.* v. *Environmental Protection Agency*, 510 F. 2d 1292, 1297 (D.C. Cir. 1975) (emphasis in original), quoting from *Environmental Defense Fund, Inc.* v. *Environmental Protection Agency*, 465 F. 2d 528, 540 (D.C. Cir. 1972). Of course, as in the cancellation proceeding, the Administrator does not have the burden of proving that a pesticide is unsafe since the statute and case law place "[t]he burden of establishing the safety of a product requisite for compliance with the labeling requirements . . . at all times on the applicant and registrant." *EDF* v. *EPA*, 510 F. 2d at 1297; *EDF* v. *EPA*, 465 F. 2d at 540.

The courts have consistently held that "the function of the suspension decision is to make a preliminary assessment of evidence and probabilities, not an ultimate resolution of difficult issues. We cannot accept the proposition . . . that the Administrator's findings [are] insufficient because controverted by respectable scientific authority. It [is] enough that the administrative record contain respectable scientific authority supporting the Administrator." *EDF* v. *EPA*, 510 F. 2d at 1298; *EDF* v. *EPA*, 465 F. 2d at 537.

As I have repeatedly stated,[4] after extensive EPA experience in evaluating the cancer hazard of pesticides, we do not begin our evaluation of the cancer threat of heptachlor/chlordane in a vacuum. In my prior orders relating to DDT and Aldrin/Dieldrin, and in the Preamble to the FIFRA registration regulations, I have set forth the basis for evaluating the carcinogenicity of pesticides which I am applying in evaluating the cancer hazard posed by the use of heptachlor and chlordane for purposes of this suspension notice and which shall be applied to evaluate that hazard in an expedited suspension hearing, if a hearing is requested. This basis for evaluation can be summarized as follows:

The use of animal test data to evaluate human cancer risks has been widely accepted by the scientific community and by public policy-making agencies. Such data are particularly appropriate because the relatively short life span of test animals allows for testing for the entire latency period for tumor development and because of our relatively well-developed understanding of the pathological development of tumors in mice and rats. When compared to the millions of people who may be exposed to a pesticide, the number of animals used in tests to evaluate oncogenicity is extremely small. The variability of human response to carcinogens is generally greater than that of the test animals. Lpidemiological cancer data are desirable, but because of the long latency period of tumor induction in humans, because of frequently encountered widespread contamination which makes it impossible to establish an uncontaminated control group and because of the obvious ethical and legal problems associated with conducting cancer research on humans, reliable epidemiological data are rarely available. Accordingly a positive oncogenic effect in test animals is sufficient to characterize a pesticide as posing a cancer risk to man. By the same reasoning, negative results from oncogenic animal tests have only limited significance. The number and sensitivity of the test animals as compared to the general human population are the principal reasons for this limited utility. Because of these inherent limitations of animal testing a pesticide that induces tumors in experimental animals at any dose level must be considered to be a carcinogen. As noted above, negative results are of limited value since they do not rule out the possibility that the chemical will induce tumors in test animals if, for example, the number of exposed animals or the length of exposure were increased. Although a no-effect level may theoretically exist for carcinogens, as yet there is no scientific basis for establishing such a level. Thus, human exposure to a carcinogen at levels below those which induced positive effects must be considered to present a cancer risk. Finally, although the distinction between "benign" and "malignant" tumors is of primary importance to the individual, it is not a meaningful distinction in determining the cancer hazard to man on the basis of tests conducted on laboratory animals. Given the increasing evidence that many "benign" tumors can develop into cancers, for purposes of determining whether a pesticide poses a cancer hazard to man on the basis of laboratory experiments, the terms "benign" and "malignant" should be considered synonymous.

With respect to the benefits of continued use of a pesticide subject to a notice of intent to suspend, the courts have ruled that because of the expedited and provisional nature of the suspension process it is not necessary to explore all of the available information on alternative pest control methods to the same degree as in a cancellation proceeding. Although consideration of such alternative methods will be undertaken in the suspension process, the responsibility to demonstrate that the benefits of continued registration during the cancellation proceeding outweigh the risks is upon the proponents of continued registration.

Some uncertainty has arisen concerning the Agency's burden of going forward with evidence of alternative means of pest control in its affirmative case. In the Opinion of the Administrator with respect to *Stevens Industries, Inc.* (37 F.R. 13369) reference was made to the burden of the respondent to show "the availability of a registered chemical or other means of control which this Agency's Pesticides Office is prepared to recommend as a substitute. . . ." 37 F.R. 13372. It was not intended by that statement, nor does the applicable law require, that the Agency staff—as part of its affirmative case—offer such an Agency "recommendation" or that it provide evidence that alternatives which are registered for the uses in question are actually obtainable, efficacious or available at reasonable prices. It is sufficient for purposes of its presentation that the Agency staff present evidence that alternatives are registered for the uses in question. This may be accomplished by an affidavit by the appropriate official certifying that the substances listed therein are registered for the uses indicated. The burden of demonstrating that any alternatives established by respondent in this fashion are not actually obtainable, are not efficacious or are not available at reasonable prices remains on the proponents of contained registration of the pesticides under review in a cancellation or suspension proceeding.

Finally, the Court of Appeals has held that the Agency is under a heavy burden to justify any decision that the benefits outweigh the risks with respect to a chemical known to produce cancer in experimental animals.

*Findings of Imminent Hazard.* On the basis of the data before me at the time of my November, 1974 cancellation notice and the additional data which has been brought to my attention in the intervening nine months, pursuant to FIFRA Section 6(c)(1) I make the following findings as to imminent hazard which shall constitute the issues to be adjudicated at a suspension hearing, if such a hearing is requested:

1. Virtually every person in the United States has residues of heptachlor epoxide and oxychlordane—the principal metabolites of heptachlor and chlordane—in his body tissues. Analysis of human tissue samples by the EPA National Human Monitoring Program shows that during FY 1970, 1971, 1972 and 1973 heptachlor epoxide was present in human adipose tissue at quantifiable levels in 90.29% to 97.71% of all the people tested. During each of these years the arithmetic mean of the concentration of heptachlor epoxide in human

[4] *See* Opinion of the Administrator, Environmental Protection Agency, on the Suspension of Aldrin-Dieldrin, 39 Fed. Reg. 37265 (October 18, 1974); State of Louisiana Request for Emergency Use of DDT on Cotton, Statement of Reasons for Denial and Supplemental Statement of Reasons for Denial, 40 Fed. Reg. 1934, 15949 (April 8, 1975); Preamble to Subpart A—Registration, Reregistration and Classification Procedures, 40 Fed. Reg. 28242, 28253 (July 3, 1975).

tissues ranged from 0.12 to 0.17 ppm and the highest concentration was 10.62 ppm. Oxychlordane, which was first included in the EPA Human Monitoring Program in FY 71, was present in FY 1972 and 1973 human adipose tissue samples at quantifiable levels in 92.33% to 98.35% of all the people tested. During each of these years the arithmetic mean of the concentration of oxychlordane in human tissues was 0.15 ppm and the highest concentration was 1.87 ppm.

2. Data from human stillborn monitoring studies show that heptachlor epoxide crosses the placental barrier and enters the human fetus. The stillborn study found that heptachlor epoxide residues were present in 4 out of 10 adipose tissue samples in amounts ranging from 0.07 to 0.51 ppm. In addition, heptachlor epoxide residues were detected in the brain, adrenals, heart, lungs, liver, kidney and spleen. The concentrations ranged as high as 1.56 ppm in the heart and 1.67 ppm in the liver. Of 30 live term babies examined, 90% had heptachlor epoxide residues in their cord blood in amounts ranging from 0.0002 to 0.0043 ppm.

3. Recently obtained data demonstrates that 35.09% of human mothers' milk sampled contains quantifiable residues of heptachlor epoxide and that 45.16% of mothers' milk sampled contains quantifiable residues of oxychlordane.

4. For the most recent reporting period of FY 1974, the Food and Drug Administration, in its market basket survey, reports that measurable amounts of heptachlor, heptachlor epoxide or chlordane were found in composite samples of 73 percent of all dairy products and 77 percent of all meat, fish, and poultry samples. Residues of these chemicals have consistently been detected throughout the preceding ten years in dairy products and meat, fish and poultry. During the ten fiscal years from 1965 to 1974, residues of these three chemicals have been detected in all of the twelve food composite categories.

5. Approximately 50% of the heptachlor/chlordane used under contested registrations is applied for home, lawn and garden purposes as well as commercial turf. These uses accounted for more than 7,500,000 pounds of technical chlordane in 1974. Use of this chemical under these conditions presents special problems of human exposure. These applications are in and around the home and thus are generally in much closer proximity to the general population than agricultural uses. Similarly, many of these applications are carried out by individual homeowners who may expose themselves, their family members and their neighbors by direct contact with the skin, by inhalation, by contamination of clothing as well as by ingestion. In addition, many of these uses around the home appear to result in residues in urban and suburban soils. Soil monitoring studies of urban and suburban areas show that residues of chlordane were detected in the soils of all 37 cities sampled between fiscal years 1969 and 1974. For many cities chlordane was detected in approximately 20% to 40% of the samples. Residues of heptachlor epoxide were detected in the soils of 28 of the cities sampled and heptachlor residues were detected in the soils of 13 of the cities sampled. In several cities heptachlor epoxide residues were present in 10% to 20% of the soil samples. Common experience demonstrates that contaminated soil and turf around the home may present special hazards to family members through transport by pets and direct contact—this hazard would appear to be particularly alarming in the case of young children.

6. Heptachlor epoxide has been found to produce significant increases in tumors in a 1965 mouse experiment conducted by FDA. Based upon data from this experiment the Carcinogenicity Panel of HEW Secretary's Commission on Pesticides and Their Relationship to Environment Health found heptachlor epoxide to be "positive for tumor induction." Independent review of this experiment by EPA consultants has shown that there was a statistically significant increase in carcinomas in animals fed both heptachlor and heptachlor epoxide. Statistical review of a 1959 experiment testing heptachlor epoxide in rats has shown that this compound also produced significant increases in tumors. Histological review by EPA consultants has shown that the treated animals in this experiment had substantial increases in carcinomas.

As noted above, recent data from mouse experiments conducted for Velsicol Chemical Corporation have shown that heptachlor and heptachlor epoxide significantly increased the incidence of hyperplastic nodules in treated mice. Although this finding itself is indicative of carcinogenesis, review of these data by pathology consultants for both Velsicol and EPA has shown that substantial numbers of these lesions were carcinomas. These same experiments have shown a significant increase in tumors and hyperplastic nodules for animals fed chlordane. Review of the chlordane data by consultants for Velsicol and EPA has revealed that substantial numbers of lesions originally diagnosed as nodules were carcinomas.

7. Based upon estimated production figures supplied by Velsicol Chemical Corporation for the last 6 months of 1975, a total of more than 38 million pounds of heptachlor and chlordane intended for domestic use under contested registrations are likely to be produced during the 18 months required to conclude the cancellation hearings. The 18 month production of heptachlor for contested uses is estimated to be almost 10 million pounds while chlordane production for contested uses is estimated to exceed 28 million pounds.

8. Finally, although heptachlor/chlordane are widely used as insecticides, the major agricultural use of heptachlor and chlordane is on corn, with over 70% of the agricultural use being devoted to use on corn. According to statistics of the United States Department of Agriculture, the maximum estimated loss to corn production from cancellation of heptachlor/chlordane and aldrin/dieldrin taking into account numerous registered alternative pesticides would be approximately 0.4% of the nation's 1973 total corn production. The USDA forecast of a bumper corn harvest for 1975 demonstrates that even for the current crop year total losses would not exceed approximately 0.4%. Although a few individual corn growers may experience some losses in production if heptachlor/chlordane are not available, these potential losses should not be widespread and in view of the serious risks certainly do not justify continued use.

Additional agricultural uses of heptachlor/chlordane are small and varied. Alternative pesticides are registered for almost all of these uses and in the few instances where no alternative is presently registered, there has been no indication that serious crop losses would occur pending completion of the cancellation process. Similarly, although we are also sensitive to the needs of homeowners who use chlordane, there is a wide selection of registered alternative pesticides to replace the numerous uses of chlordane in and around the home.

* * * * *

Although we cannot determine precisely the magnitude of the human cancer risk as a result of the past and continuing exposure to heptachlor and chlordane, I have found that these compounds cause cancer in laboratory animals and that laboratory tests are reliable indications of the human cancer hazard. In addition, although any single component of human exposure—such as intake through poultry—may not appear to be significant, it alone poses a cancer hazard to certain of the more susceptible individuals and together with the several other components of human exposure presents a serious human cancer threat. This threat is made even more alarming by evidence that human exposure begins in the mother's womb and continues without interruption throughout life. In addition, because these chemicals are ubiquitous, the major souces of human exposure are largely unavoidable by individual action.

I have invoked the "Special Rule" provision of section 15(b)(2) permitting continued use of those existing stocks of EPA registered pesticides containing heptachlor or chlordane which have been formulated as of the date of this notice. It seems clear considering the use patterns of heptachlor and chlordane that there would be no stocks realistically retrievable following a suspension notice. The major use, home, lawn and garden, which constitutes more than 40% of the uses covered by this notice, is a nationwide use made available to the homeowner through a complex distribution network. It would not be feasible to monitor such a network and to retrieve such stocks. Any such stocks are probably already in the hands of homeowners and other users or local retail stores and their immediate distributors. In addition, use under corn, which constitutes more than 35% of the contested uses, has already occurred and thus there should not be substantial existing stocks for that purpose.

Dated: July 29, 1975.

RUSSELL E. TRAIN,
*Administrator.*



[FR Doc.75-21466 Filed 8-14-75;8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

### COMMON CARRIER SERVICES INFORMATION [1]

[Report No. 766]

### Domestic Public Radio Services Applications Accepted for Filing [2]

AUGUST 11, 1975.

Pursuant to §§ 1.227(b)(3) and 21.30 (b) of the Commission's Rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) the close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to Section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's Rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[1] All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's Rules, regulations and other requirements.

[2] The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).



APPLICATIONS ACCEPTED FOR FILING

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

20115–CD–P–76, Illinois Bell Telephone Company (New). Application for developmental authority to construct and operate a cellular mobile radio telephone system in the Chicago Metropolitan area on frequencies specifically allocated for such cellular systems in the 825–845 and 870–890 MHz bands.

20116–CD–P–76, Contact, Inc. (KGA807). C.P. to relocate facilities operating on base frequency 35.22 MHz located at 1 Investment Place, Towson, Maryland, described as location 4.

21817–CD–P–75, Miami Valley Radiotelephone (KQK592). C.P. to add transmitter operating on base frequency 454.20 MHz at Loc. #4: I–75 and WDAO tower, Dayton, Ohio.

20171–CD–P–76, South Shore Radio-Telephone, Inc. (KUD238). C.P. to add transmitter site to oper. on 454.075 MHz (Base) at WYCA–FM tower, 150 Marble, Burnham, Ill., to be described as loc. #2.

20172–CD–P–76, Mobile Phone of Texas, Inc. (KLB502). C.P. for additional facilities to operate on 152.03 MHz (Base) at Loc. #1: Corner of Foxhall and Third Sts., Jacksboro, Texas.

20173–CD–P–76, Empire Mobilcomm Systems, Inc. (KOK331). C.P. for additional facilities to operate on 152.06 MHz (Base) at Loc. #1: Blanton Heights, 2.2 miles S. of Eugene, Oregon.

20174–CD–P–76, Airsignal International, Inc. (KIF653). C.P. for additional facilities to operate on 43.58 MHz (Base) at Loc. #1: First National Building, 165 Madison Ave., Memphis, Tennessee.

20175–CD–P–(3)–76, Stockton Mobilphone, Inc. (KMA616). C.P. to add new base and repeater facilities operating on 152.15 and 72.58 MHz, respectively at new site described as Loc. #4: Atop mtn. peak, approximately 10 miles N. of Livermore, California; also to add new control facilities operating on 75.64 MHz at new site described as Loc. #5: 2171 Ralph Avenue, Stockton, California.

20176–CD–AL–76, Albemarle Communications, Inc. (KFL935). Consent to Assignment of License from Albemarle Communications, Inc., Assignor, to Coastal Carolina Communications, Inc., Assignee. (Elizabeth City, North Carolina.)

20177–CD–P–(3)–76, Commercial Radio, Inc. (KJU796). C.P. to relocate base facilities operating on 152.03 and 152.18 MHz at NE corner of South and Fourth Avenues, Waycross, Georgia; also to add new facilities to operate on 454.050 MHz (base) at the aforementioned location.

20178–CD–P–76, Seattle Radiotelephone Service (KOA799). C.P. to add antenna location #3: 1311 South Massachusetts, Seattle, Washington, to be operated on 152.09 MHz (base).

20179–CD–P–76, Commercial Radio, Inc. (New). C.P. for a new station to operate on 152.24 MHz (Base) located at NE Corner of South and Fourth Avenues, Waycross, Georgia. (1-way-signaling.)

20057–CD–MP–76, Samuel W. Waldenberg (KUS355). Mod. Constr. Permit to change the base frequency from 152.18 MHz to 152.06 MHz at Loc. #1: Blacktail Mtn., 12 miles S. of Kalispell, Montana.

20180–CD–P–76, Phone Depots of Connecticut, Inc., d/b/a Liberty Communications, Inc. C.P. to change antenna location 2 operating on 35.58 MHz at Intersection of New Lebanon & Hoseye Coach Rds., Botsford, Connecticut.

*Major amendments*

20517–CD–P–74, Miami Valley Radiotelephone (New), Columbus, Ohio. Amend to change base frequency 35.22 MHz to 35.58 MHz. All other particulars are to remain as reported on Public Notice #723, dated October 15, 1974.

20568–CD–P–(2)–75, Delta Mobile Phone of Arkansas, Inc. (New). Amend to change frequency 152.21 MHz to 152.03 MHz. Other particulars to remain as reported on Public Notice #724, dated October 21, 1974.

20082–CD–P–(3)–76, E. B. Brownell, d/b/a Worland Services (KOP254), Thermopolis, Wyo. Amend to change control station location #3 at 112 N. Eighth Street, Thermopolis, (Hot Springs) Wyoming to 337 N. 6th Street, Thermopolis, Wyoming. All other particulars are to remain as reported on Public Notice #763, dated July 21, 1975

*Informative*

APPLICATIONS FOR EXTENSION OF EXPIRATION DATE OF CONSTRUCTION PERMIT IN THE DOMESTIC PUBLIC LAND MOBILE RADIO AND RURAL RADIO SERVICES—FCC FORMS 701

At the present time, a great many extension applications in the above services have been defective. Common deficiencies include untimely filing, form entry omissions, inadequate and incomplete supporting data, unclear applicant intentions and rationale, when needed, and the omission of copies of relevant documents. We wish to emphasize that it is a grantee's duty to order equipment within a reasonable time after receipt of a construction permit. Thus, an extension of time on the basis that equipment has not been received is only warranted if the grantee submits evidence that a timely order was made.

We urge that all concerned review the requirements of 21.14(d) of the Commission's Rules and assist us by filing timely and thorough applications, and only in situations permitted by the Rules. Failure to do so will lead to forfeiture of the authorization.

RURAL RADIO SERVICE

60040–CR–P–76, RCA Alaska Communications, Inc. (New). Permit for a new Rural Subscriber station to operate on 157.83 and 157.92 MHz located at Village located 22 miles SW of Homer, Port. Graham, Alaska.

60041–CR–P/L–76, Daniel F. Christopherson, d/b/a Commercial Communications (New). C.P. and License for a new Rural Subscriber station to operate on 158.49 and 158.61 MHz at any temporary-fixed location within the territory of the grantee.

*Informative*

APPLICATIONS FOR EXTENSION OF EXPIRATION DATE OF CONSTRUCTION PERMIT IN THE DOMESTIC PUBLIC LAND MOBILE RADIO AND RURAL RADIO SERVICES—FCC FORMS 701

At the present time, a great many extension applications in the above services have been defective. Common deficiencies include untimely filing, form entry omissions, inadequate and incomplete supporting data, unclear applicant intentions and rationale, when needed, and the omission of copies of relevant documents. We wish to emphasize that it is a grantee's duty to order equipment within a reasonable time after receipt of a construction permit. Thus, an extension of time on the basis that equipment has not been received is only warranted if the grantee submits evidence that a timely order was made.

We urge that all concerned review the requirements of 21.14(d) of the Commission's Rules and assist us by filing timely and thorough applications, and only in situations permitted by the Rules. Failure to do so will lead to forfeiture of the authorization.



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POINT-TO-POINT MICROWAVE

4682–CF–P–75, West Texas Microwave Company (KLR75), Estes Ranch, 3.8 Miles North of Abilene, Texas. Lat. 32°30'32'' N., Long. 99°45'58'' W. C.P. to add 6078.6V MHz, 6049.0H MHz and 6019.3V MHz, via path intercept, toward Merkel, Texas, on azimuth 267°32'.

4772–CF–P–75, CPI Microwave, Inc. (WQQ88), Parkway Central, Texas. Lat. 32°45'44'' N., Long. 97°06'08'' W. C.P. (reinstatement) to add 10915H MHz toward Dallas (One Main Place), Texas, an azimuth 85°50'; to add 10955H MHz toward Fort Worth, Texas, on azimuth 267°06'; and construction permit to replace transmitters.

4773–CF–P–75, CPI Microwave, Inc. (WPE55), One Main Place, Dallas, Texas. Lat. 32°46' 49'' N., Long. 96°48'07'' W. C.P. to (reinstatement) to add 11405H MHz toward Parkway Central, Texas, on azimuth 266°00' and construction permit to replace transmitter.

4774–CF–P–75, CPI Microwave, Inc. (WPE37), Fort Worth, Texas. Lat. 32°45'08'' N., Long. 97°19'52'' W. C.P. (reinstatement) to add 11245V MHz toward Parkway Central, Texas, on azimuth 87°00' and construction permit to replace transmitter.

54–CF–P/L–76, Eastern Microwave, Inc. (New). In any temporary fixed location within the territory of the grantee. C.P. and License for a new station on 6172.5 MHz and 6177.5 MHz and 11190.0 MHz and 11195.0 MHz.

180–CF–MP–76, Microwave Transmission Corporation (WDD52), San Antonio Hill, California. Lat. 34°50'30'' N., Long. 120°29'53'' W. Mod. of C.P. (3407–CF–MP–75) to relocate receive site at Vandenberg AFB, California, to new coordinates, Lat. 34°44'46'' N., Long. 120°31'23'' W. and to change azimuth to 192°11' toward Vandenberg AFB.

118–CF–P–76, Southwest Texas Transmission Company (KKY46), Las Moras, Texas. Lat. 29°21'33'' N., Long. 100°23'11'' W. C.P. to replace six Motorola transmitters with four Collins MWV–108A transmitters; change 6182.4V MHz to 6137.9V MHz toward Eagle Pass, 6182.4H MHz to 6137.9H MHz toward Del Rio 6135.0H MHz and 6256.5H MHz to 6137.9H MHz and 6241.7H MHz toward Wardlow Ranch; and change power on existing frequencies.

332–CF–P–76, Pilot Butte Transmission Company, Inc. (New), South Pass, 31.0 Miles SW of Lander, Wyoming. Lat. 42°32'29'' N., Long. 108°50'34'' W. C.P. for a new station on 6360.0H MHz toward White Mountain (KPK29), Wyoming on azimuth 200°00'.

333–CF–P–76, Pilot Butte Transmission Company, Inc. (KPK29), White Mountain, 5.0 Miles West of Rock Springs, Wyoming. Lat. 41°34'43'' N., Long. 109°19'06'' W. C.P. to replace transmiter on existing paths toward Little America, Rock Springs, Medicine Butte, and Green River, all in Wyoming.

4674–CF–ML–75, South Central Bell Telephone Company (KJH23), 421 West Chestnut Street, Louisville, Kentucky. Lat. 38° 14'58'' N., Long. 85°45'39'' W. Mod. of License to delete frequencies 6197.2V, 6286.2H, 6345.5H, 6404.8H MHz toward Brooks, Kentucky; replace transmitter and change power on frequencies 6226.9H, 6256.5V MHz towards Brooks on azimuth 176°46'.

4675–CF–ML–75, Same, 2.5 Miles NW. of Brooks, Kentucky. Lat. 38°04'43'' N., Long. 85°44'55'' W. Mod. of License to delete frequencies 5945.2H, 6004.5H, 6093.5V MHz toward Louisville, Kentucky and 6004.5V, 6063.8V, 6123.1V, 6152.8H toward Elizabethtown, Kentucky; replace transmitters and change power on 5974.8V, 6963.8H MHz toward Louisville on azimuth 356°46', and 5945.2V, 6034.2H MHz toward Elizabethtown on azimuth 179°35'.

4676–CF–ML–75, Same (KJJ59), 6 Miles East of Elizabethtown, Kentucky. Lat. 37°41'08'' N., Long. 85°44'42'' W. Mod. of License to delete frequencies 6197.2H, 6226.9V, 6404.8V MHz toward Brooks, Kentucky, and 6286.2H, 6345.5H, 6404.8H MHz toward Horse Cave, Kentucky; replace transmitters and change power on 6315.9H, 6345.5V MHz toward Brooks on azimuth 359°35', and 6226.9H MHz toward Horse Cave on azimuth 190°36'.

4677–CF–ML–75, Same (KJJ60), 2.5 Miles NE. of Horse Cave, Kentucky. Lat. 37°11'04'' N., Long. 85°51'44'' W. Mod. of License to delete frequencies 6123.1H, 5945.2H, 6004.5H MHz toward Elizabethtown, Kentucky, and 6093.5H, 6004.5H, 6034.2H, 6123.1V MHz toward Smiths Grove, Kentucky; replace transmitters and change power on 6063.8H MHz toward Elizabethtown on azimuth 10° 32', 5974.8H MHz toward Smiths Grove on azimuth 252°13', and 10795H, 11035V MHz toward Glasgow, Kentucky, on azimuth 192°36'.

4678–CF–ML–75, Same (KJJ61), 3.8 Miles NE. of Smiths Grove, Kentucky. Lat. 37°60'60'' N., Long. 86°10'58'' W. Mod. of License to delete frequencies 6286.2V, 6197.2H, 6404.8V MHz toward Horse Cave, Kentucky, and 6375.2V, 6286.2H, 6345.5H MHz toward Bowling Green, Kentucky; replace transmitters and change power on 6315.9H MHz toward Horse Cave on azimuth 72°02', and 6226.9H MHz toward Bowling Green on azimuth 242°03'.

4679–CF–ML–75, Same (KJJ62), 1150 State Street, Bowling Green, Kentucky. Lat. 36° 59'24'' N., Long. 86°26'40'' W. Mod. of License to delete frequencies 5945.2H, 6123.1H MHz toward Smiths Grove, Kentucky; replace transmitters and change power on 6004.5H, 6063.8H MHz toward Smiths Grove on azimuth 61°54'.

2987–CF–ML–75, Pacific Northwest Bell Telephone Company (KPC61), Prospect Hill #2, 3 Miles East of Independence, Oregon. Lat. 44°51'15'' N., Long. 123°07'20'' W. Mod. of License to change polarity from Horizontal to Vertical on frequency 6115.7 MHz toward Marys Peak, Oregon on azimuth 222°58'.

217–CF–P–76, Idaho Telephone Company (New), Garden Valley, on State Hwy. 17, 600 Feet SE. of U.S. Post Office, Idaho. Lat. 44°05'08'' N., Long. 115°56'54'' W. C.P. for a new station on frequency 2121.8V MHz toward a new point of communication located at Packer John Mtn., Idaho on azimuth 323°57'.

218–CF–P–76, Idaho Telephone Company (New), Packer John Mountain, 8 Miles SSE of Smiths Ferry, Idaho. Lat. 44°12'05'' N., Long. 116°03'56'' W. C.P. for a new station on frequencies 10895H, 11095V MHz toward Squaw Butte, Idaho, on azimuth 233°19', and 2171.8V MHz toward a new station located at Garden Valley, Idaho, on azimuth 143°53'.

220–CF–P–76, Southern Bell Telephone and Telegraph Company (WOF31), Air Traffic Control Tower, Hartsfield Airport, Atlanta, Georgia. Lat. 33°38'24'' N., Long. 84°25'17'' W. C.P. to change antenna system and location.

221–CF–P–76, Same (WOF32), FAA Air Traffic Control Center, Hampton, Georgia. Lat. 33°22'47'' N., Long. 84°17'49'' W. C.P. to change point of communication to Hartsfield Airport, Atlanta, Georgia, for frequency 2126.8V MHz on azimuth 338°12'.

226–CF–R–76, Illinois Bell Telephone Company (WAN84). In any temporary fixed location within the State of Illinois and Lake and Porter Counties in Indiana. Application for Renewal of Radio Station License (Developmental) for the term ending August 26, 1975. Term: August 26, 1975 to August 26, 1976.

227–CF–P–76, The Ohio Bell Telephone Company (KVI38), 111 North Fourth Street, Columbus, Ohio. Lat. 39°57'54'' N., Long. 82°59'51'' W. C.P. to replace transmitters and change power on frequencies 6323.3H and 11565V MHz toward Olive Green, Ohio, on azimuth 30°05'.

228–CF–P–76, Same (KVI39), Twp. Rd., 3 Miles S. 19° W. of Olive Green, Ohio. Lat. 40°18'58'' N., Long. 82°49'47'' W. C.P. to replace transmitters and change power on frequencies 6056.4V, 10915H MHz toward Blooming Grove, Ohio, on azimuth 13°08', and 6071.2H, 11115V MHz toward Columbus, Ohio, on azimuth 200°12'.

229–CF–P–76, Same (KVI40), County Rd. 57, 3.9 Miles (S. 8° W.) of Blooming Grove, Ohio. Lat. 40°39'09'' N., Long. 82°43'36'' W. C.P. to add frequency 6301.0V MHz toward a new point of communication at Woodland, Ohio, on azimuth 64°01'; replace transmitters and change power on 6308.4V, 11365H MHz toward Olive Grove, Ohio, on azimuth 193°12', and 6323.3V, 11565H MHz toward Upper Sandusky, Ohio, on azimuth 291°04'.

230–CF–P–76, Same (KVI41), County Rd. 128, 5.5 Miles (S. 60° E.) of Upper Sandusky, Ohio. Lat. 40°47'13'' N., Long. 83°11'21'' W. C.P. to change alarm center location, replace transmitters and change power on frequencies 6071.2V, 11115H MHz toward Blooming Grove, Ohio, on azimuth 110°46', and 6056.4H, 10915V MHz toward New Riegel, Ohio, on azimuth 330°58'.

231–CF–P–76, Same (KVI42), County Rd. 45, 3.0 Miles SW. of New Riegel, Ohio. Lat. 41°01'20'' N., Long. 83°21'42'' W. C.P. to change alarm center location, replace transmitters and change power on frequencies 6308.4H, 11365V MHz toward Upper Sandusky, Ohio, on azimuth 150°51', 6390.0H, 11345H MHz toward Findlay, Ohio, on azimuth 273°30', and 11245V, 11565V MHz toward Bowling Green, Ohio, on azimuth 333°52'; change frequencies 6204.7H, 6323.3H MHz to 5212.1H, 6330.7H MHz toward Bowling Green, Ohio, and change power.

232–CF–P–76, Same (KQN71), 121 West Harding Street, Findlay, Ohio. Lat. 41°02'07'' N., Long. 83°39'05'' W. C.P. to change alarm center location, replace transmitters and change power on frequencies 6108.3H, 10935H MHz toward New Riegel, Ohio, on azimuth 93°19'.

233–CF–P–76, Same (KQN69), Dirlam Rd., 3.3 Miles SE. of Bowling Green, Ohio. Lat. 41°22'08'' N., Long. 83°35'15'' W. C.P. to change alarm center location, replace transmitters and change power on frequencies 5997.1V, 6056.4V, 11075H MHz toward Toledo, Ohio, on azimuth 07°23', and 10795V, 11115V MHz toward New Riegel, Ohio, on azimuth 153°44'; change frequencies 5952.6H, 6071.2H MHz to 5960.0H, 6078.6H MHz toward New Riegel and change power.

234–CF–P–76, Same (KQH44), 121 Huron Street, Toledo, Ohio. Lat. 41°39'01'' N., Long. 83°32'20'' W. C.P. to change alarm center location, replace transmitters and change power on frequencies 6249.1V, 6308.4V, 11525H MHz toward Bowling Green, Ohio, on azimuth 187°25'.

235–CF–P–76, Hawaiian Telephone Company (KUR98), 115 Kalakaua St., Hilo, Hawaii. Lat. 19°43'41'' N., Long. 155°05'26'' W. C.P. to change antenna system and add frequency 2115.6H MHz toward an additional point of communication at Summit of Mauna Kea, Hawaii, on azimuth 285°12'.

240–CF–P/ML–76, American Telephone and Telegraph Company (KEL79), 811 Tenth Avenue, New York, New York. Lat. 40°46'-02'' N., Long. 73°59'30'' W. C.P. and Mod. of License to cover to replace transmitters and change power on frequency 3990H MHz toward Roslyn Harbor, New York, on azimuth 81°41'.

241–CF–P–76, The Mountain States Telephone and Telegraph Company (KPR45), Billings Jct., 6.5 Miles SE. of Billings, Montana. Lat. 45°43'44'' N., Long. 108°23'43'' W. C.P. to add frequencies 11405H, 11645V MHz toward Fort Custer, Montana, on azimuth 120°31'.

242–CF–P–76, Same (KPZ97), Fort Custer, 20 Miles SW. of Hardin, Montana. Lat. 45°-30'55'' N., Long. 107°52'57'' W. C.P. to add frequencies 10955H, 10715V MHz toward Billings Jct., Montana, on azimuth 300°53'.

245–CF–ML–76, Hawaiian Telephone Company (KKU39), Summit of Mauna Kea, 18.6 Miles SE. of Kamuela, Hawaii. Lat. 19°49'33'' N., Long. 155°28'20'' W. Mod. of License to change point of communication from Kemuela to Hilo, Hawaii, on azimuth 105°04' for frequency 2155.6H.

148–CF–MP–76, United States Transmission Systems, Inc. (WAH497), Bacon Hill Road, 5 Miles North of West Chester, Pennsylvania. Lat. 40°02'50'' N., Long. 75°35'11'' W. Mod. C.P. to replace transmitter and change 6197.2V to 6226.9H towards Oxford, Pennsylvania, on azimuth 230°21'.

149–CF–MP–76, Same (WAH498), Highway 10, 1 Mile North of Oxford, Pennsylvania. Lat. 39°48'06'' N., Long. 75°58'10'' W. Mod. of C.P. to replace transmitter, change antenna location, coordinates, power and change to 6093.5V to 5945.2H towards West Chester, Pennsylvania, on azimuth 50°05'; 6162.8H to 5945.2H towards Delta, Pennsylvania, on azimuth 259°21'.

150–CF–MP–76, Same (WAH499), Highway 851, 2½ Miles Northwest of Delta, Pennsylvania. Lat. 39°44'40'' N., Long. 75°21'32'' W. Mod. C.P. to replace transmitter, change antenna location, coordinates, power and change 6345.5V to 6226.9H towards Oxford, Pennsylvania, on azimuth 79°06' and 6197.2H to 6226.9H towards Jacksonville, Maryland, on azimuth 214°09'.

151–CF–MP–76, Same (WAH500), Jarettsville Pike-South Jacksonville, Maryland. Lat. 39°30'54'' N., Long. 76°33'35'' W. Mod. C.P. to replace transmitter, change antenna location coordinates, power and change 6093.5H to 5945.2H towards Delta, Pennsylvania, on azimuth 34°02' and 6152.8V to 5945.2H towards Ellicott City, Maryland, on azimuth 229°27'.

152–CF–MP–76, Same (WAH501), 11910 Carroll Mill Road, 7 Miles West of Ellicott City, Maryland. Lat. 39°16'00'' N., Long. 76°55'56'' W. Mod. C.P. to replace transmitter, change antenna location, coordinates, power and change 6345.5V to 6226.9H towards Jacksonville, Maryland, on azimuth 49°13' and 6034.2V to 6226.9V towards a new point of communication at Rockville, Maryland, on azimuth 226°37'.

143–CF–P–76, Same (New), Suburbia Building, 5602 Baltimore National Pike, Baltimore, Maryland. Lat. 39°17'24'' N., Long. 76°43'38'' W. C.P. for a new station on 6197.2H towards Jacksonville, Maryland, on azimuth 29°56'.

144–CF–P–76, Same (New), 1.3 Miles north of Rockville, Maryland. Lat. 39°06'10'' N., Long. 77°01'45'' W. C.P. for a new station on 6004.5H towards Silver Spring, Maryland, on azimuth 136°57' and 5945.2V towards Ellicott City, Maryland, on azimuth 46°28'.

145–CF–P–76, Same (New), Fenton Office Building, Fenton Avenue, Silver Spring, Maryland. Lat. 38°59'53'' N., Long. 77°01'-45'' W. C.P. for a new station on 6226.9H towards Rockville, Maryland, on azimuth 317°02'.

147–CF–P–76, United States Transmission Systems, Inc. (New), C.P. for a Fixed-Developmental station between New York, New York, to Houston, Texas, on frequency bands 5925.0–6425.0 and 10700.0–11200.0.

309–CF–P–76, Southern Pacific Communications Company (New), Chamber of Commerce Building, 7th Avenue and Smithfield Street, Pittsburgh, Pennsylvania. Lat. 40°26'35'' N., Long. 79°59'49'' W. C.P. for a new station on 11625.0H to Mount Washington, Pennsylvania, on azimuth 213°20'.

*Major Amendments*

2372–CF–P–75, Southern Pacific Communications Co. (New), 111 Shiloh Street and Grandview Avenue, Mount Washington, Pennsylvania. Add 10735.0H to a new point of communication at Pittsburgh, Pennsylvania, on azimuth 33°19'.

*Correction*

88–CF–P–75 and 89–CF–P–75, Southern Pacific Communications Company, correct File Numbers to read 88–CF–P–76 and 89–CF–P–76. All other particulars remains the same, as reported on Public Notice dated July 28, 1975.

[FR Doc.75–21513 Filed 8–14–75;8:45 am]

## PUBLIC INTEREST MAILING LIST

### Notification by FCC

AUGUST 7, 1975.

The Commission has adopted a procedure whereby a limited number of public interest groups will be notified by mail of major FCC actions in which their participation is invited. Individuals who express a desire to submit comments on Commission actions will also be considered for inclusion on the mailing list. In its deliberations the Commission emphasized that its new procedure is not simply another information service but a means of insuring that a representative cross section of public interest groups have the opportunity of providing meaningful comments in FCC proceedings.

Each week, beginning in early September, the Commission will issue a summary of major actions including rule making proposals, proposed policy statements, notices of inquiry, notices of hearing, and other actions inviting public participation. The summary will include a brief synopsis of each Commission action, its docket and mimeo numbers, deadlines for comments and replies, and (when available) the FEDERAL REGISTER publication date.

These summaries will be mailed directly to mailing list addressees and also will be available from the FCC's Public Information Office, Room 207, 1919 M Street, N.W., Washington, D.C. 20554. Further information on summarized items will be available from the Public Information Office upon written request.

The Commission has developed an initial mailing list of 270 public interest groups. These groups will be notified that their confirmation is required to remain on the list.

A public interest group may be considered for inclusion on the mailing list by providing the following information: name of organization, mailing address of office which should receive the information, telephone number, average number of members, purpose of organization, geographical scope (i.e., national, state, etc.), and communications subject matter(s) of interest. Individuals may be added to the mailing list by providing written justification including name, mailing address, telephone number, need for receiving the information, and communications subject matter(s) of interest. The above written requests may be addressed to Public Information Office, Federal Communications Commission, 1919 M Street, N.W., Room 202, Washington, D.C. 20554.

Action by the Commission August 1, 1975. Commissioners Wiley (Chairman), Lee, Reid, Hooks, Quello, Washburn and Robinson.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21512 Filed 8–14–75;8:45 am]

[FCC 75–895; Docket No. 20559; File Nos. BTC–7600, 7601, 7602]

## CROSBY N. BOYD, ET AL. AND PERPETUAL CORP. OF DELAWARE

### Memorandum Opinion and Order

In re applications of Crosby N. Boyd, Godfrey W. Kauffmann, John M. Kauffmann, Willmott Lewis, Jr., *et al.* (Transferors) and Perpetual Corporation of Delaware (Transferee), for transfer of *de facto* control of Washington Star Communications, Inc., parent of the licensees of station WCIV(TV), Charleston, South Carolina, (First Charleston Corporation); stations WMAL, WMAL–FM and WMAL–TV, Washington, D.C. (the Evening Star Broadcasting Company); and stations WLVA and WLVA–TV, Lynchburg, Virginia (WLVA, Incorporated); FCC 75–895 Docket No. 20559; File Nos. BTC–7600, 7601, 7602.

1. The Commission has before it for consideration: (i) the above-captioned applications for transfer of control, and a request for waiver of Sections 73.35, 73.240 and 73.636 of the Commission's rules, filed November 18, 1974, by Washington Star Communications, Inc.; (ii) a

[1] The applicants challenge the standing of Concerned Citizens, questioning whether that organization, formed by its chairman, Mr. Donald Morency of Washington, D.C., solely for the purpose of opposing the transfer of the WMAL stations, is a responsible, representative group of the listening public within the meaning of the *Office of Communications of United Church of Christ* v. *F.C.C.*, 123 U.S. App. D.C. 328, 359 F. 2d 994 (1966). The standing of McGoff, a non-resident of the Washington area who unsuccessfully attempted to acquire the transferor's *Washington Star-News*, is also contested. "Today," we recently pointed out in *Harrea Broadcasters, Inc.*, 52 FCC 2d 998, 1001 (1975), "it is established that even a single individual residing within a station's service area has standing to file a petition to deny." See also *Central States Broadcasting, Inc.*, 37 FCC 2d 500 (1972). Accordingly, Concerned Citizens is a "party in interest" with standing to submit the instant protest. McGoff, however, has not demonstrated a similar right. *Frontier Broadcasting Co.*, 21 FCC 2d 570 (1970). See, however, paragraph 35, *infra*.

petition to deny and objection to waiver, filed January 6, 1975, by the Adams Morgan Organization, the National Capital Area Chapters of the National Organization for Women and the D.C. Media Taskforce (Combined Citizens); (iii) a joint petition to deny; designate for full and public evidentiary hearing; or condition application to transfer control of WMAL–TV–AM–FM, filed January 6, 1975, by the Concerned Citizens for Balance in News Media (Concerned Citizens) and by Mr. John P. McGoff (McGoff); [1] and (iv) various responsive and related pleadings.[2]

2. The Evening Star Broadcasting Company (Broadcasting) is the corporate licensee of Stations WMAL, WMAL–FM and WMAL–TV, Washington, D.C. It is also the sole stockholder of WLVA, Incorporated, the licensee of Stations WLVA and WLVA–TV, Lynchburg, Virginia, and First Charleston Corporation, the licensee of Station WCIV(TV), Charleston, South Carolina. Broadcasting, in turn, is the wholly-owned subsidiary of Washington Star Communications, Inc. (WSCI), which owns The Evening Star Newspaper Company, the publisher of one of Washington, D.C.'s two daily newspapers, the *Washington Star-News* (*Star-News*). WSCI also owns the Washington Star Syndicate, Inc. which syndicates newspaper copy to various other newspapers. WSCI is a closely-held corporation, almost entirely owned by representatives of three families, the Adams, Kauffmanns and Noves. On July 16, 1974, Perpetual Corporation of Delaware (Perpetual), a wholly-owned subsidiary of Perpetual Corporation, a California corporation whose sole stockholder is Mr. Joe L. Allbritton (Allbritton), entered into an agreement looking toward acquisition of a substantial equity and managerial interest in WSCI. Since WSCI's holdings include control of corporate licensees of broadcast stations, the subject applications seeking Commission approval of a transfer of *de facto* control of these stations were filed on November 18, 1974.

3. This transfer of *de facto* control is to be accomplished in two distinct steps. First, at an interim closing on September 27, 1974, Perpetual acquired approximately ten percent of the 19,828 outstanding shares of WSCI from its existing stockholders [3] and Allbritton and his designee were elected to WSCI's 12-member Board of Directors. At that time, Perpetual also lent five million dollars to the *Star-News* and obtained operational control of the newspaper, through an irrevocable proxy to vote 67 percent of that corporation's issued shares. In addition, three Perpetual designees were elected to the *Star-News'* nine-member Board of Directors and Allbritton was elected Chairman of the Board and Chief Executive Officer of the *Star-News*. The second step is to take place at final closing. Subject to Commission approval, Perpetual will then acquire for a cash outlay of almost $16.2 million an additional 23.5 percent interest in WSCI through the purchase of 7,018 shares of unissued stock. It will also purchase for $4.3 million five-year bonds, convertible into another 4.3 percent interest in WSCI. Thereafter, Perpetual will be entitled to designate three-eights of WSCI's Board of Directors, and it is envisioned that Allbritton will be elected Chairman of the Board and Chief Executive Officer of WSCI. The five million dollar loan is repayable at the final closing.

4. Since the instant transaction involves transfer of *de facto* control of television and radio stations in both Washington, D.C. and Lynchburg, Virginia, and a newspaper-broadcast combination in Washington, D.C., WSCI has requested the Commission to waive its multiple ownership rules, specifically the one-to-a-market and newspaper-broadcast cross-ownership provisions. In the event the Commission does not unconditionally waive its rules, Perpetual has the right, pursuant to its agreement with WSCI, to determine whether final closing will take place. If final closing does not occur, Perpetual has the option of purchasing a 55 percent interest in *Star-News* for $11.5 million and, under certain circumstances, of exchanging its present interest in WSCI for an additional 25 percent of the *Star-News'* stock. WSCI, on the other hand, has reserved the discretion to refuse to consummate the transaction if Commission approval is conditioned on divesture of any of the WMAL stations or the *Star-News*.

5. To place the instant proceeding in proper prospective and to facilitate an understanding of the positions of the respective parties, a brief review of the development of the Commission's one-to-a-market and newspaper-broadcast cross-ownership rules may prove useful. On March 25, 1970, following a two-year inquiry of the matter, we issued a *First Report and Order* in Docket No. 18110, revising Sections 73.35, 73.240 and 73.636 of our rules relating to the multiple ownership of radio and television stations. 22 FCC 2d 306. Generally speaking, the revised rules provided that no license for an AM, FM or TV broadcast station would be granted to a party that already owned, operated or controlled one or more full-time stations in the same market. The revised rules applied to applications, not only for new stations, but also for assignments of license or transfer of control. Specifically exempted, however, were involuntary or *pro forma* assignments and transfers as defined by Rules 1.540(b) and 1.541(b), and applications for assignment or transfer to heirs or legatees by will or intestacy that would not otherwise be in violation of the multiple ownership rules. No divestiture, by any licensee, of the existing facilities was called for. In short, we did not seek through the adoption of the one-to-a-market rules an abrupt change in existing broadcast ownership patterns. We attempted, instead, to produce diversity gradually, by separation of broadcast combinations in the same market upon voluntary sale or transfer.[4]

6. The purpose, underlying the Commission's action, was to place into many, rather than a few hands the control of the broadcast media in the same area. "For," as we pointed out in that *Report*, "centralization of control over the media of mass communications is, like monopolization of economic power, *per se* undesirable. The power to control what the public hears and sees over the air waves matters, whatever the degree of self-restraint which may withhold its arbitrary use." 22 FCC 2d at 310. Although the principal purpose of the revised rules was to foster diversity of program and service viewpoints in the same area, it was also believed that local competition would be promoted by the removal of the potential of competitive advantage over single station owners. Again, it was not felt that a finding of some specific improper conduct or practice was a prerequisite to the Commission's action in this area. Notwithstanding the overall importance of distributing broadcast ownership more broadly, the Commission recognized that some other relevant public interest consideration might be found to outweigh the importance of diversifying control in a particular situation, and indicated that it would entertain applications inconsistent with the revised rules, provided they were accompanied by requests for waiver setting out adequate reasons why the applicants should be permitted to obtain more than one station in an area. For example, "Where a showing is made that establishes the interdependence of [combined AM–FM] stations and the impracticability of selling and operating them as separate stations," the Commission indicated it would permit assignments or transfers of these stations to a single party.[5]

[1] On April 1, 1975, the transferee filed a pleading commenting on Concerned Citizens' supplement to joint reply and requesting the Commission to strike that unauthorized pleading. In view of the nature of the allegations set forth in the unauthorized pleading (see paragraphs 27 and 28, *supra*), we will deny the request and consider fully both supplemental pleadings. *See Columbia Broadcasting System, Inc.*, 46 FCC 2d 903 (1974). For the same reasons, we will also consider Concerned Citizens' further supplement which was filed July 14, 1975.

[2] To effectuate this and other parts of the transaction, certain restrictions on the transferability of WSCI stock, such as a right of first refusal for existing stockholders, were eliminated through amendments to WSCI's articles of incorporation as provided for in that corporation's by-laws.

[4] At the same time, however, we instituted a further inquiry to examine whether the public interest would be further served by the fashioning of rules relating to the common ownership of newspaper and co-located broadcast stations and to the divestiture of broadcast and other media holdings in the same locality. See *Further Notice of Proposed Rule Making* in Docket No. 18110, 22 FCC 2d 339 (1970).

[5] In considering the common ownership of AM and FM stations in the same market again in February, 1971, we decided to delete the proscriptions relating thereto. See *Memorandum Opinion and Order*, 28 FCC 2d 662, 671–72. At present, the formation of new AM–FM combinations in the same market is not prohibited by rule and there is no requirement of a special showing on the sale or transfer of such combinations to a single party.





7. On January 28, 1975, we terminated our inquiry in Docket No. 18110 with the adoption of a *Second Report and Order* dealing with the common ownership of newspapers and broadcast facilities serving the same area.[6] 50 FCC 2d 1046. Again, the public policy considerations favoring greater diversity of ownership, upon which the Commission had earlier relied in the *First Report and Order*, formed the basis for our action, although consideration was also given to the impact of any possible divestiture requirement on the public and affected parties alike. Essentially, divestiture is required by January 1, 1980 where the only daily newspaper of general circulation published in a community is under common ownership with the only TV or the only radio station(s) placing respective city-grade signals over the entire community. Separation of existing commonly-owned radio and television stations in the same market and existing newspaper-broadcast combinations in situations other than the aforenoted circumstances is not required. Similar to the approach we earlier took with respect to co-located broadcast combinations, our newly-revised rules prohibit the creation of new newspaper-broadcast cross-ownerships in the same area and the perpetuation of such existing combinations through voluntary assignments or transfers to a single party. With respect to the latter situation, we did not perceive our approach to be unduly harsh since the disposal of such combination is a voluntary action by the owner. However, we stated that "[p]arties believing that survival of both entities depends on their joint sale may make such an argument in seeking waiver of this requirement." [7] 50 FCC 2d. at 1076.

8. In paragraphs 117 and 119 of the *Second Report and Order*, we discussed some of the circumstances in which waiver of the divestiture requirement might be appropriate. The considerations which we explored in those paragraphs apply, we believe, with present and equal force to waiver requests involving other aspects of our newspaper-broadcast prohibitions and should be reiterated here. First, it was not our intention that the newly-revised rules should work a forfeiture; only a sale, not a loss was contemplated. Inability to sell or to sell at other than an artificially depressed price would be a basis for waiver.[8] We recognized, however, the need to protect against a newspaper or broadcast station being offered for sale at a price out of keeping with its true value so that waiver could be sought on the basis of an inability to sell. We therefore stated that (50 FCC 2d at 1084):

> In connection with any attempt to show the inability to dispose of an interest to conform to the rules, we shall not give any weight to a showing that does not include a full description of the effort made to sell that interest, the price at which it was listed and a certification of a station (or if it applies, newspaper) broker that in his view this price is consistent with the fair market value of the station (or newspaper) in question.

We also expressed our intention to fashion any waiver to the exigencies of the situation before us. Waivers of reasonable duration only were contemplated, "so that we shall not always be bound by a result based on outdated information" and because "problems in disposing of these interests would not be expected to endure indefinitely." While we did not intend to relitigate issues considered and rejected when the newspaper-broadcast cross-ownership rules were adopted, we noted that the parties could bring to the Commission's attention whatever special circumstances they thought had a bearing on the appropriateness of granting waiver.

9. Turning to the matter before us, it is argued that the one-to-a-market and the newspaper-broadcast cross-ownership provisions of the Commission's multiple ownership rules were not intended to apply to a situation like the instant one.[9] According to WSCI, the proposed transfer of *de facto* control to Perpetual is not a truly voluntary action, but one compelled by the serious financial plight of the *Star-News* and the need for the infusion of operating capital which is unavailable either internally or through traditional sources for debt financing. In support thereof, WSCI submits that from 1971 through 1973 the *Star-News* suffered aggregate operating losses in excess of $15 million; that the loss in 1974 amounted to $7,720,264.00; and that the proceeds from the five million dollar loan extended the *Star-News* at the interim closing were absorbed by operating expenses in less than three months. It is claimed that WSCI's long-time stockholders cannot provide the necessary capital infusion and that the *Star-News'* ability to obtain necessary financing by institutional borrowings is approaching exhaustion. It is further related that since 1969 The Evening Star Broadcasting Company (Broadcasting) has transferred to WSCI funds equivalent to Broadcasting's quarterly federal income tax payments (as if it were taxed separately) from which, if needed, cash has been advanced to the *Star-News*. According to WSCI, these funds have not completely counterbalanced the *Star-News'* operating losses, for it has experienced, on a consolidated basis, before tax losses of $1,488,529.00 in 1973 and $1,189,281.00 in 1972. WSCI expects that Allbritton's $20 million capital investment at final closing "will provide a source of funds which, like the profits from the broadcast properties may be used to offset the operating losses of the [*Star-News*] until the publication is 'turned around'" and that these funds "will provide stability and some financial security, and should instill some confidence in advertisers in the future of the *Star-News*."

10. WSCI also argues that the proposed transfer of control is compatible with the underlying purpose of the multiple ownership rules and that waiver thereof would serve the public interest. WSCI contends that without the Commission's unqualified approval of the instant transaction, final closing may not take place and media diversity in Washington would likely be decreased by the demise of one of the community's two daily newspapers for "it is improbable that [the *Star-News*] could survive a search for another buyer." Waiver, on the other hand, argues WSCI, would not only maintain the status quo of media control both in the Washington metropolitan area, which is served by seven television and forty-five radio stations, and in Lynchburg, Virginia,[10] but it would also ensure a substantial continuity of ownership, with WSCI's long-time stockholders retaining a majority equity interest and with the broadcast facilities operating under the same management and station policies as before. According to WSCI, the instant transfer represents a good faith attempt to preserve the *Star-News* which was entered into only reluctantly, "as the only viable means to save one of the two • • • daily newspapers in Washington, D.C." In support thereof, it is alleged that on March 7, 1974, WSCI's president met with Mr. Vincent Manno, a newspaper broker who, apprised of the annual loss situation and rough ratios of total payroll to total revenues, was "pessimistic concerning possible sale of the [*Star-News*]"; that discussions by representatives of the newspaper, with several domestic and foreign publishers were unproductive; [11] and that neither of the offers to purchase the *Star-News*, which WSCI received from Mr. Rupert Murdoch and from McGoff, was adequate. WSCI maintains that Murdoch's offer to purchase all of the *Star-News* stock for $20 million in cash—with satisfaction of the newspaper's existing obligations of $13.6 million from the sale proceeds—was rejected since after-tax proceeds would have been minimal "due to a negative tax basis of the newspaper stock • • • of approximately $4.5 million." McGoff's proposal was similarly unacceptable, states WSCI, since adjustments reflecting the decline in the *Star-News'* net worth subsequent to February 28, 1974 and the disposition

[6] The rules promulgated therein were modified somewhat in a *Memorandum Opinion and Order*, FCC 75–627, released June 5, 1975, which disposed of various petitions for reconsideration of the *Second Report and Order*.

[7] The newly-revised rules become effective February 12, 1975. "All applications not granted by that date," stated the Commission, "shall be subject to the new rules." 50 FCC 2d at 1089–90.

[8] The locality's demonstrated inability to sustain the separate ownership and operation of the newspaper and broadcast station likewise appeared to be an appropriate reason for waiver.

[9] On February 11, 1975, following the issuance of the *Second Report and Order*, WSCI submitted a petition seeking waiver of the prohibition against transfer of co-located newspaper-broadcast combinations to a single party for essentially the same reasons earlier advanced in support of its request with respect to the one-to-a-market provisions of our multiple ownership rules.



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of an investment in a computer systems company would have reduced the proceeds from the proposed purchase price of $25 million to approximately $5.2 million as of June 30, 1974 and, by the end of September, 1974, no payment to WSCI stockholders for their equity in the *Star-News* would have resulted from this proposal.[10] WSCI concludes that there were no reasonable alternatives to the Allbritton proposal for despite serious affirmative efforts, it was unable to find a buyer willing to purchase the newspaper alone for an adequate price.

11. As previously noted, the one-to-a-market and newspaper-broadcast cross-ownership provisions of our multiple ownership rules apply to applications for assignment of license and transfer of control of existing stations, and only involuntary or *pro forma* assignments and transfers, as defined in Sections 1.540 (b) and 1.541(b) of our rules, are exempted therefrom. The proposed transfer does not fall within the definitions set forth in Rules 1.540(b) and 1.541(b); nor does it present a situation not envisioned by the Commission in adopting the multiple ownership rules. That WSCI may have entered into the instant transaction only out of severe economic distress and may have given up only as much control as was necessary to acquire the needed infusion of capital in no way removes the proposed transfer of *de facto* control from the proscriptions of our multiple ownership rules. WSCI voluntarily chose to comply with these rules not through relinquishment of any of its co-located broadcast stations, but by disposition of its newspaper. That this election was occasioned by financial problems that beset one of the licensee's media holdings does not place the resultant transfer of control beyond the purview of the multiple ownership rules.[11] See *W. S. Retherford*, 26 FCC 2d 478 (1970). Similarly, the inability to obtain a reasonable offer for the financially troubled newspaper—if such is truly the case—does not alter the applicability of these rules. It is a factor which, under appropriate circumstances, may lead to waiver of the multiple ownership rules. It does not, however, warrant their avoidance.

12. Before turning to the specifics of WSCI's showing in support of the requested waiver and the petitioners' criticism thereof, it would be appropriate to note the Commission's responsibility and the perimeters of its concern in such matters. The manner in which compliance with our multiple ownership rules is sought is the prerogative of the licensee. That other courses of action might be available, that other measures might be possible, and that other media interests might be disposable, may be matters properly the subject of our scrutiny. Here, however, our primary concern lies with the alternative chosen by the licensee—namely, the sale of the *Star-News* to a separate party. It is upon this selected course of action and the application resulting therefrom that the Commission's attention must focus. WSCI requests the subject waiver of our multiple ownership rules to effectuate the instant transfer of *de facto* control since it found that despite its reasonable, good faith efforts it was unable to obtain a reasonable offer for the separate sale of its financially troubled newspaper. The Commission's first responsibility is to determine the reasonableness of that finding by examination of the premises upon which it is based. Thereupon, we must determine whether the waiver requested would serve the public interest, convenience, and necessity.

13. Fundamental to the claimed inability to sell the *Star-News* separately is a showing of reasonable, good faith efforts by WSCI to dispose of the newspaper and the absence of a buyer ready, willing, and able to purchase at a price in keeping with the newspaper's true value. The efforts of WSCI to dispose of the *Star-News* separately have been fully set forth in paragraph 10, *supra*. Concerned Citizens regards those efforts as "desultory at best, * * * hardly the activities of a company seeking seriously to dispose of an ailing property." Similarly, Combined Citizens questions whether the efforts made by WSCI were reasonable and adequate. Based on the information before us, it appears that WSCI's attempts to sell the *Star-News* separately were largely informal and somewhat limited in scope. Full particulars concerning these sales efforts have not been supplied. The dates, times, duration and manner of the unproductive discussions with foreign and domestic publishers are not specified. Nor are the matters explored at these discussions stated other than in general, conclusory terms without any attempted substantiation by the unnamed corporate officials who participated thereat on behalf of WSCI and the *Star-News*. Also missing from WSCI's recitation—and essential to a waiver request premised upon an inability to sell the media interest separately—is the asking price of the *Star-News* and the valuation placed upon the newspaper by these prospective purchasers. The same is true with respect to the meeting with Mr. Manno, the newspaper broker. That meeting appears to have been no more than exploratory, for WSCI has not shown that Manno's professional services were retained or that the *Star-News* was listed for sale with Manno or any other newspaper broker. Despite what seemingly were limited efforts on WSCI's part, two offers to purchase the newspaper alone were received.[14] Both were deemed by WSCI to be unacceptable; however, their rejection does not appear to have been predicated upon a less than fair market appraisal of the *Star-News*' worth. In view of the foregoing, we must conclude that an evidentiary hearing is necessary to explore, fully and completely, the actions of WSCI relative to its attempts to dispose of the *Star-News* separately.

14. The inquiry being ordered herein will also allow full exploration of the appropriateness of conditioning or limiting any waiver of the multiple ownership rules that may be authorized. In considering requests for waiver of the multiple ownership rules, it is the Commission's policy to fashion any waiver to the exigencies of the situation before it, to accomodate the private interests of the parties and the public's interest in greater diversity of program and service viewpoints which underlie these rules. Here, we are urged by WSCI to approve the waiver in its requested form lest Allbritton decide not to consummate the transaction. We cannot, however, disregard the fact that the transferee has not explicitly committed itself by its agreement with WSCI or otherwise to the continued publication of the *Star-News* following approval of the requested waiver. Neither has Perpetual articulated the basis for its optimism that the situation at the *Star-News* can be "turned around"; nor has it projected the period of time necessary to implement its unspecified plan of action and to effectuate this financial transformation. More importantly, we cannot overlook the lack of full and complete information with respect to the financial posture of the *Star-News*, including the extent to which each of the

[10] As a further reason for waiver of the Commission's one-to-a-market rules with respect to the Lynchburg stations, WSCI alludes to economies made possible by common ownership, namely, the sharing by WLVA and WLVA–TV of the same building, studios and community relations department.

[11] Assertedly, the discussions with a syndicate headed by Mr. William Buckley, with officials of Time, Inc., and with representatives of Power Company of Canada failed to advance beyond the preliminary stage once the financial condition of the *Star-News* and the competitive nature of the Washington market were brought to light. Through an intermediary, a close associate of the head of the Newhouse Newspaper Chain was allegedly advised of the *Star-News*' availability; however, the Newhouse organization showed no interest in pursuing the matter relates WSCI.

[12] In its pleadings, WSCI sets forth several other major deficiencies in the McGoff proposal, such as, the failure to provide for complete assumption of certain contingent liabilities, the assurance of an alternate lender in the event McGoff would not be permitted to assume an existing $7 million loan, and the failure to show the positive availability of financing should the transaction be approved. It also describes the negotiations with McGoff and his representatives that took place from January 14, 1974 through September 24, 1974, the date on which the WSCI stockholders approved the Allbritton agreement.

[13] In the same vein, Note 1 of Sections 73.35, 73.240 and 73.636 of our rules makes it clear that the multiple ownership rules are to be applied in cases involving the transfer of "actual working control." Thus, retention of majority, *de jure* control, by the present owners does not effect the applicability of the multiple ownership rules to the instant transfer.

[14] In this regard, we also note that Allbritton has reserved the right to acquire a substantial ownership interest in the *Star-News* alone. See paragraph 4, *supra*.





Washington, Lynchburg and Charleston stations have supported the operations of the newspaper.[15] The necessity for the continued monetary support of the *Star-News* by each of the WMAL and WLVA stations has not been demonstrated. Instead, WSCI posits that these stations represent an important consideration in securing Perpetual's investment and that Allbritton may chose not to consummate the transaction without WSCI's continued ownership of these broadcast properties. The transferee's concern in fully securing its investment, however, does not relieve the Commission of its responsibility of ascertaining whether the public interest would, under the circumstances present herein, be better served by the required divestiture of one or more of WSCI's Washington and Lynchburg stations. Our unqualified approval of the requested waiver may be warranted; however, we cannot reach that conclusion without first exploring and resolving in the crucible of an evidentiary hearing the concerns outlined above.

15. The petitioners have also challenged the qualifications of Perpetual to be a Commission licensee. Both petitioners maintain that Perpetual's ascertainment of community problems is deficient, with Concerned Citizens further questioning the adequacy of the program service proposed by the transferee. Concerned Citizens also submits that Perpetual has failed to demonstrate its financial and legal qualifications and that the transferee's character qualifications are suspect in view of its involvement in an unauthorized transfer of control, an illegal political contribution, and an attempt to improperly promote its position before the Commission. Before examining these allegations, we should turn to Section 309(d) of the Communications Act which governs the provisions for filing a formal protest to the grant of an application seeking the transfer of *de facto* control of a broadcast licensee. In pertinent part, Section 309(d) requires that a petition to deny a transfer of control application set forth specific allegations of fact sufficient to show that the petitioner is a party in interest and that a grant of the challenged application would be *prima facie* inconsistent with the public interest, convenience and necessity. Such allegations of fact, except for those of which official notice may be taken, must also be supported by affidavit of a person or persons with personal knowledge thereof. Hearsay, rumor, opinion or broad generalization do not satisfy the specificity requirements of Section 309(d). See also Section 1.580(i) of the Commission's rules which implements that provision of the Communications Act.

ASCERTAINMENT OF COMMUNITY PROBLEMS

16. Perpetual has submitted a lengthly ascertainment showing with its transfer of control application for radio and television Stations WMAL. A voluminous (320 page) exhibit details the nature of the service area, setting forth demographic information concerning the makeup of the community and its environs and including maps, charts and graphs from the *City and County Data Book*, U.S. Census Reports, Council of Governmental Reports, and D.C. Government Reports. The governmental activities, as well as the racial and economic characteristics of each of the component jurisdictions are detailed at length. A listing of the numerous civic, social and eleemosynary organizations in the service area is also supplied. Within the 90-day period immediately preceding the filing of the WMAL application, 381 Washington area community leaders were interviewed by proposed management-level employees and the particulars of that survey, including a description of the participants, have been supplied. A random survey of the general public was conducted by Media Statistics, Inc., a professional research organization, in October of 1974. The methodology employed in consulting with the general public is fully described and the results of this survey, based on 1,010 individual contacts, are even broken down among the areas sampled.

17. The petitioners raise several objections to Perpetual's ascertainment showing, particularly the adequacy of the community leader survey. According to Combined Citizens, Allbritton should have familiarized himself with the community's problems and needs by personally conducting at least some of the community leader interviews.[16] Combined Citizens also criticizes the use of existing personnel from the WMAL stations to conduct the transferee's community leader survey. Concerned Citizens, on the other hand, contends that the transferee has failed to particularize contacts with leaders of the community's significant black population and that significant contacts with representatives of the area's tourist industry and military establishment have not been shown. These omissions, submit petitioner, render the transferee's community leadership survey fatally deficient.

18. Contrary to the petitioners' accusations, Perpetual's ascertainment showing fully comports with the requirements of the Commission's *Primer on Ascertainment of Community Problems by Broadcast Applicants*, 27 FCC 2d 650 (1971). The purpose of a community leader survey is the establishment and maintenance of a dialogue between the station's decision-making personnel and leaders of the significant groups in the community of license and surrounding areas the station will serve. Accordingly, we specifically indicated in the *Primer* that either principals or management-level personnel, prospective as well as existing employees, could consult with community leaders. See Question and Answer 11. No substantial changes in the operation and management of the WMAL stations are envisioned by Perpetual. The individuals, who interviewed the 381 Washington area leaders listed in the transferee's survey, are identified by name and position at the WMAL stations. Therefore, the use of these existing WMAL employees who are proposed to be retained in management-level positions by the transferee is fully consistent with the *Primer's* requirements. See *The Agintour Corp.*, 43 FCC 2d 325 (1973). With respect to the allegations of Concerned Citizens, it should initially be pointed out that while leaders from the significant groups extant in the community must be consulted, the number and selection of the specific group spokesmen to be interviewed is left to the good faith discretion of the applicant. Here, the transferee has contacted representatives of the area's tourist industry and the military. Specifically, Perpetual consulted with a hotel owner, the Executive Vice President of the Metropolitan Washington Board of Trade, the Director of the Mayor's Office for the Bicentennial, the Executive Director of the D.C. Chamber of Commerce, and the Chairman of the Taxicab Industry Group.[17] Perpetual has also identified contacts with various representatives of the area's military establishment, such as the Commanding General of the D.C. National Guard, the Assistant Director of Public Information at Andrews Air Force Base, a female navy officer from Wash-

[15] In this regard, we must note that WSCI's showing has not elucidated the contribution, if any, which Stations WLVA and WLVA–TV have made to the support of the *Star-News*. Nor is the mere description of the common ownership attributes of the WLVA stations (see note 10, *supra*) a satisfactory showing to permit waiver of the Commission's one-to-a-market rules.

[16] As a further example of the transferee's alleged disinterest in local community matters, Combined Citizens points to Allbritton's refusal to personally meet with representatives of its group to discuss the instant application. In petitioner's opinion, Allbritton's refusal and the action of his representative in "sabotaging" a subsequently scheduled meeting with members of Combined Citizens by insisting that counsel not be present thereat reflect adversely upon the qualifications of the transferee. We disagree. While the Commission encourages local discussion and dialogue between broadcasters and the public they are licensed to serve, it has at no time required licensees (or transferees) to participate in negotiations regarding terms and conditions upon which prospective protestants would refrain from filing a petition to deny. See *WKBN Broadcasting Corp.*, 30 FCC 2d 958 (1971), reconsideration denied 39 FCC 2d 116 (1972). Nor have we attempted to prescribe the format or appropriate participants in such negotiations. Based upon the information before us, we cannot conclude that the transferee acted in bad faith by designating as its representative Mr. Richard Stakes, the Executive Vice President in general charge of the WMAL stations who will be retained in that capacity by the transferee and who has, in the past, met with various other local community groups. Nor can we find that Stakes acted to "sabotage" meeting with the petitioner since prior to the submission of the Combined Citizens petition, counsel for the parties did meet to discuss the matters of concern to that petitioner.

[17] In this regard, Perpetual notes that Richard Stakes, the WMAL stations' Executive Vice President who participated in the survey and supervised the transferee's proposed programming efforts, is a member both of the Board of Directors and the Executive Committee of the Convention and Visitors Bureau.

lington's Naval Yard, and the commander of a U.S. Army recruiting station. In the same vein, Perpetual has pointed to contacts with twenty-two specific individuals and organizations whose primary identification is with the area's black community,[18] and submits that eighty-seven of the community leader contacts in Washington alone are black. In view of the foregoing, it does not appear that Perpetual has omitted significant elements of the community from its ascertainment efforts or has otherwise unreasonably exercised its discretion in this area.

PROPOSED PROGRAMMING

19. Combined Citizens faults the transferee for its proposal to reduce the amount of weekly broadcast time devoted by Station WMAL–TV to local and informational programming. Specifically, petitioner objects to a cutback in local programming from 25 hours 43 minutes to 21 hours 55 minutes and a 2.8 percent net reduction (from 24.3 percent to 21.5 percent) in the total amount of broadcast time to be devoted to news, public affairs and other non-entertainment programming. The transferee's deemphasis of local and informational programming is, in Combined Citizens' opinion, incompatible with the public interest. Petitioner also suggests that the WMAL stations' continued subsidy of the *Star-News* may result in employment reductions and other economies adversely affecting the operations and broadcast services of these stations.

20. As pointed out by the United States Court of Appeals in *Hartford Communications Committee* v. *F.C.C.*, 151 U.S. App. D.C. 354, 360, 467 F. 2d 408, 414 (1972): "The program schedule, time or percentage of a licensee need not be identical with those of the previous licensee. The test for diminution of service is not mathematical equality, but the public interest." To raise a material and substantial question concerning future program proposals, a petitioner to deny must therefore set forth specific factual allegations sufficient to show that the amount of total broadcast time the applicant plans to devote each week to local and informational programming will not meet the community's ascertained problems or that the applicant has otherwise abused its discretion in this area. See *RadiOhio, Inc.*, 38 FCC 2d 721 (1973), affirmed *sub, nom. Columbus Broadcasting Coalition* v. *F.C.C.*, —— U.S. App. D.C. ——, 509 F. 2d 320 (1974); *Mahoning Valley Broadcasting Corporation*, 39 FCC 2d 52 (1972). Here, Combined Citizens has not challenged the results of Perpetual's ascertainment surveys; nor has petitioner addressed itself to the responsiveness of the programs proposed by the transferee to meet the ascertained community problems and needs as evaluated. Rather, Combined Citizens relies upon a bare comparison between the station's actual performance during the 1974 composite week and the transferee's estimate of the minimum amounts of broadcast time it plans to allocate to these program types and categories during a typical week of operation.[19] Petitioner's allegations, while true, fail to raise a serious question as to the transferee's program proposals. In the same vein, Combined Citizens' remaining contentions, premised on conjecture and surmise, are insufficient to raise a hearing issue.

FINANCIAL QUALIFICATIONS

21. To offset contemplated acquisition expenditures totalling $16,141,400.00,[20] Perpetual's amended financial plan envisions the use of $450,000.00 in existing funds and $20,250,000.00 from either advances by financial institutions or loans or equity investments by related companies. However, no loan agreement or extension of credit from a financial institution has been supplied. Nor has Perpetual submited any firm loan commitments from its related companies or shown these companies' financial ability to provide the required funds. Instead, the transferee submits a January 20, 1975 letter from Allbritton who states that his gross assets and those of his wholly-owned companies exceed $100 million and that the necessary funds will be made available to Perpetual from these assets. A more elaborate financial showing has not been made, submits Perpetual, in view of the prohibitive expense of maintaining an institutional loan commitment during the pendency of the subject applications and the potentially disruptive effect on the Commission's processes of frequent revisions in a financial showing which is subject to fluctuations based upon market conditions and other economic developments. If the Commission views its tendered financial showing to be insufficient, Perpetual suggests that we either resolve the non-financial issues before requiring the transferee to submit a more definitive statement of its finances or grant the subject applications conditioned on a subsequent, satisfactory financial submission.

22. It is clear that a substantial and material question of fact exists as to the financial qualifications of Perpetual. Paragraph 4 (a) and (b) of Section III, FCC Form 315, requires that a transferee furnish, for each person assisting it in financing the transaction, "a copy of the agreement by which each person is so obligated, showing the amount, rate of interest, terms of repayment, and security, if any" [21] and "a balance sheet or, in lieu thereof, a financial statement [of that person] showing all liabilities and containing current and liquid assets sufficient in amount to meet current liabilities * * * and, in addition, to indicate financial ability to comply with the terms of the agreement." The showing submitted by Perpetual falls far short of the required specificity and documentation necessary to permit reliance upon the assets of either Allbritton or his wholly-owned companies. See *Continental Broadcasting Corp. (WHOA)*, FCC 59–676, 18 RR 826. To delay the institution of the hearing being ordered herein while the transferee is afforded an additional opportunity to submit a further financial showing and petitioners are accorded their right to comment thereon would not be conducive to the orderly and expeditious dispatch of our processes. Nor would the transferee's other suggestive course of action be appropriate. See Section 308(b) of the Communications Act of 1934, as amended. In view of the foregoing deficiencies in the subject financial showing, the Commission believes that an evidentiary inquiry into the question of whether Perpetual has funds available to effectuate its proposal is warranted.[22]

LEGAL QUALIFICATIONS

23. Section II of FCC Form 315, which seeks information concerning the applicant's legal qualifications, calls for the submission of copies of the corporate applicant's articles of incorporation with a specific reference to those provisions empowering the applicant to operate the station for which authority is sought. Paragraph 4 of Section II states that: "If the articles of incorporation do not specifically authorize the kind of business sought to be entered into, attach a statement from the Secretary of State or other officer interpreting the language relied upon." Concerned Citizens alleges that Perpetual's articles speak only of a broad,

[18] See *Mel-Lin, Inc.*, 48 FCC 2d 536 (1974).

[19] According to Perpetual, its program forecasts do not include specials and other non-regularly scheduled presentations, whose frequency and length cannot readily be anticipated, and its future program "percentages represent a *minimum* [of service] which the applicant expects to exceed." In this regard, it should also be noted that the total amount of broadcast time allocated by Perpetual to informational programming is identical to the minimum proposed for Station WMAL–TV in its 1972 license renewal application.

[20] Working capital during the initial period of operation is expected to be derived from the stations' existing assets and from their broadcast revenues which, in past years, have substantially exceeded the stations' operating expenses.

[21] A similar presentation is required for financial institutions which have agreed to make a loan or extend credit to a transferee. See paragraph 4(e) of Section III, FCC Form 315.

[22] In its pleadings, Concerned Citizens asserts that the incompleteness of the transferee's financial presentation warrants the dismissal of the WMAL application. We disagree. The inadequacies in the financial showing before us do not constitute a basis for summarily rejecting an otherwise substantially complete application. See *W.M.E.D. Associates, Inc.*, 39 FCC 2d 292, reconsideration denied 40 FCC 2d 651 (1973). Petitioner also urges the Commission to require Perpetual to budget at least an additional $2 million to offset WSCI's expected consolidated losses for the year following consummation of the instant transfer of control. Such requirement, however, does not appear warranted in view of the substantial, additional capital to be provided WSCI at final closing. See paragraph 3, *supra*.





general corporate power; that the required interpretive statement from the Secretary of the State of Delaware, the transferee's state of incorporation, has not been submitted; and that Perpetual has therefore failed to demonstrate its legal capacity to consummate the transaction and to carry on the business proposed.[23]

24. As set forth in its articles of incorporation, Perpetual's corporate purpose is "to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of Delaware." According to the transferee, such a statement of corporate purposes would, pursuant to Section 102(a)(3) of the Delaware General Corporation Law, encompass all lawful acts and activities except those expressly excluded by the corporation. In keeping with the directives set forth in paragraph 4 of Section II, a definitive statement was requested from Delaware officials; however, the transferee was advised by the Office of Solicitor for the State of Delaware that it is not the policy of the Secretary of State to supply written interpretations to private parties. In lieu of the state official's statement, the transferee has supplied an opinion of its corporate counsel who represents that Perpetual is empowered under the laws of the State of Delaware "to carry out the terms and conditions of the Agreement, including without limitation the acquisition of equity interests in [WSCI] * * *" [24] In view of the foregoing circumstances, we find that Perpetual has substantially complied with the requirements of paragraph 4, Section II. While Concerned Citizens suggests that the advisory opinion should have been obtained from a Delaware attorney, it cites us to no statutory or other legal authority which would call in question counsel's interpretation. Based upon the information before us, it appears that Perpetual has the requisite legal capacity to effectuate and implement the instant transaction.

CHARACTER QUALIFICATIONS

25. *Unauthorized Transfer of Control.* Concerned Citizens contends that control of WSCI has been transferred to Perpetual and, ultimately, Allbritton without the Commission's prior approval. According to petitioner, the only purpose served by the transferee's acquisition of approximately ten percent of WSCI's outstanding stock was to establish Allbritton as a substantial ower who thereupon was able, with his election to WSCI's Board of Directors and the added leverage vested in him because of the five million dollar loan, to influence substantially, if not dominate, corporate action.[25] Petitioner also refers to several provisions of the July 16, 1974 transfer agreement which, in its opinion, virtually prohibit WSCI from taking other than strictly routine actions without the prior written consent of Perpetual. It is argued that these negative covenants and the contractual requirement that the transferee be supplied with WSCI's financial statements on a continuing basis constitute at least a transfer of negative control over WSCI's corporate activities. Further, Concerned Citizens suggests that several personnel changes at Station WMAL–TV, which have occurred subsequent to Allbritton's assumption of control of the *Star-News*, may have been the result of Allbritton's intervention. "It would be naive in the extreme," submits petitioner, "to believe that [Allbritton] is exercising no control over the broadcasting subsidiary of WSCI or over the parent corporation, in light of the substantial control he exercises over [the *Star-News*]."

26. Our review of the information set forth in the parties' various pleadings leads us to conclude that specification of an issue relating to a possible premature transfer of control in violation of Section 310(d) of the Communications Act is not warranted. That Allbritton has assumed the responsibility for the operation of the *Star-News* and has acted accordingly with respect thereto is not controverted. To premise the requested inquiry upon a presumption that a similar transferral has occurred with respect to the operations of WSCI's broadcast properties merely because of the personality involved is to substitute speculation and surmise for the factual specificity and documentation required by Section 309 (d) of the Communications Act and Section 1.580(i) of the Commission's rules. Admittedly, petitioner has "no direct knowledge" that the personnel changes at Station WMAL–TV were occasioned by the transferee's intervention, and no other purported examples of Allbritton's actual control over either the operations or the program policies of the WMAL stations are alleged. Nor does it appear that Allbritton has acquired effective working control over WSCI during the pendency of the subject application. As noted by Concerned Citizens, Allbritton and his designee have been placed on WSCI's twelve-member Board of Directors; however, their appointment was consistent with Perpetual's stock interest in WSCI [26] and there is no indication that the remaining directors were either dominated by the transferee's representatives or otherwise failed to exercise their own judgments in corporate matters. With respect to petitioner's remaining allegation, we do not view the requirement that Perpetual be regularly apprised of the transferor's financial condition and specifically consent to major alterations thereof, such as the sale or other disposition of assets in excess of either $100,000.00 for any single transaction or series of related transactions or $500,000.00 for all such transactions in any 12-month period, as prematurely vesting in the transferee effective control of WSCI's corporate activities. The negative covenants set forth in the transfer agreement are directed to extraordinary expenditures and acquisitions and are in accord with the reason advanced by the transferor for their adoption—"to ensure that neither party materially and unilaterally changes, prior to consummation, the basis upon which the deal was made."

27. *Illegal Political Contribution.* Concerned Citizens next alleges that the transferee may have violated Title 18, Section 610,[27] of the United States Code, which governs corporate contributions to political candidates. Petitioner's accusation is largely premised upon a December 18, 1971 article in a Houston, Texas newspaper which relates that during Senator Edmund Muskie's campaign for the Democratic nomination for President in 1971 an airplane was leased to the Senator's Travel Committee by Pierce Leasing Corporation, a subsidiary of the Pierce National Life Insurance Company which, in turn, is wholly-owned by Allbritton. Noting that one of Perpetual's principals, Mr. Robert L. Nelson, was an official of the Muskie Campaign Committee, Concerned Citizens submits that a possible violation of Title 18 may have

[23] Petitioner also points out that complete information with respect to the present and recent business interests of all the officers and directors of the transferee's parent corporation was not included in the WMAL application as required by Table II of Section II. As Perpetual had indicated in Exhibit C of that application, however, the required information was to be supplied by amendment. On January 21, 1975, Perpetual amended its application to provide additional Table II information. Under these circumstances, no serious question is raised as to the transferee's reliability to furnish complete and accurate information to the Commission. See also note 29, *infra*.

[24] Perpetual has also supplied a certificate of authority, which is signed by the acting superintendent of corporations for the District of Columbia and dated August 22, 1974, permitting it to transact business within that locality. Specifically, the transferee is authorized to publish and sell newspapers, to own and operate radio and television broadcast facilities, and "to acquire, and pay for in cash, stock, bonds or otherwise, the good will, rights, assets and property, and to undertake or assume the whole or any part of the obligations or liabilities of any person, firm, association or corporation" in the District of Columbia.

[25] As an indication of the transferee's control over the corporate affairs of WSCI, petitioner maintains that Perpetual insisted upon and obtained certain amendments to WSCI's articles of incorporation. These changes, however, occurred prior to Allbritton's acquisition of an ownership interest in WSCI and appear incident to effectuation of the instant transaction. See note 3, *supra*.

[26] WSCI explains that the reason for the stock acquisition as two-fold: "first, to provide some cash to the [WSCI] shareholders who might otherwise not have been interested in the transaction; and second, to give Mr. Allbritton an immediate economic stake in the transaction and eventual FCC approval, and a disincentive to work away from the deal."

[27] Section 610 provides, in pertinent part, that it is unlawful for "any corporation whatever" to make a contribution or expenditure in connection with any election at which Presidential and Vice Presidential electors are to be voted for or in connection with any primary election, or for any candidate, political committee or other person to accept any contribution prohibited by this section.

occurred and that this matter should be explored in an evidentiary hearing. The need for an inquiry concerning this matter is reinforced, argues petitioner in its supplemental reply pleading, by an article which was published in the *Washington Post* on March 1, 1975. As noted by Concerned Citizens, that article relates that Allbritton was an " • • • avid Muskie supporter and, at the suggestion of Muskie campaign aid, Berl Bernhard, he brought an Electra prop-jet and arranged a leasing deal so that Muskie would have a campaign plane" and that the arrangement "• • • produced a small profit for the leasing concern • • • [but] represented a substantial saving and a major convenience for Muskie."

28. We do not agree with Concerned Citizens that the facts surrounding the leasing agreement raise substantial and material questions of fact regarding Perpetual's qualifications. As noted by the transferee, Concerned Citizens' allegations are based upon newspaper articles and, as such, they are hearsay and do not meet the specificity and personal knowledge requirements of Section 1.580 (i) of the Commission's rules. See *Jimmie H. Howell*, 45 FCC 2d 50, 577–58 (1974); and *CBS, Inc.*, 49 FCC 2d 743, 745 (1974). More significant, however, Concerned Citizens would have the Commission inquire into allegedly illegal campaign contributions when they can point to no specific "contribution or expenditure" in violation of Section 610 of Title 18, United States Code. Petitioner has merely noted several facts including that Pierce Leasing Corporation made a profit on the lease agreement while providing a valuable service to the Muskie campaign. That the agreement may have resulted in a savings to the Muskie campaign does not establish, in the Commission opinion, that the agreement was other than a legitimate business transaction. Such broad and conclusory allegations do not raise substantial and material questions of fact warranting exploration in an evidentiary showing. Moreover, based on the uncontradicted statements of Mr. Berl Bernhard, the Treasurer of the Muskie campaign,[28] it appears that the Senator's campaign finances, including the leasing arrangement, were investigated by federal officials and no charges of illegal campaign contributions were ever brought against Pierce Leasing Corporation. In view of the above, departure from the Commission's customary practice of declining to intervene in matters of alleged violations of federal law where the matters have not been presented to or acted upon by the authority charged with the responsibility of interpreting and enforcing those laws does not appear warranted.[29]

29. *Improper Promotion of Private Interests.* Concerned Citizens alleges that Allbritton through the facilities of the *Star-News* has improperly sought to advance his position in the instant proceeding. In support thereof, petitioner submits that the *Star-News'* coverage of the filing of the transferee's opposition pleading herein was more extensive and visible than the newspaper's earlier news story concerning the Concerned Citizens' opposition to the proposed transfer of control and the submission of its petition to deny. Petitioner also points to an article from the March 5, 1975, edition of the *Star-News* which described an interview with FCC Chairman Richard Wiley and allegedly appraised his performance as chairman in flattering and uncritical terms. These incidents, in petitioner's opinion, represent attempts by Allbritton to influence the *Star-News* readers, including the staff and members of the Commission.

30. The allegations advanced by petitioner are speculative and lack the substantiation necessary to permit exploration of the complained of matters in an evidentiary hearing. There is no showing that the placement and lineage accorded the reports dealing with the positions of the parties and the matters at issue in the proceding before us were determined other than by the journalistic judgment of the *Star-News'* editors. *Cf. Sun Newspapers, Inc.*, 41 FCC 2d 988 (1973); *Hunger in America*, 20 FCC 2d 143 (1969). Petitioner's mere suspicions concerning the motivation behind the March 5th article about Chairman Wiley appear similarly unfounded. The transferee in its supplemental pleading (see note 2, *supra*) has submitted an affidavit of the reporter who conducted the interview in question and who explains that the story was one of a series of interviews he has had with the chairman of the regulatory agencies he is responsible for covering. The affiant further avers that "no management official at Washington Star Communications, Inc.—at any level—suggested an article of Wiley" and that "I was given complete discretion on how to handle the story." Under these circumstances, further consideration of these matters by the Commission does not appear warranted.[30]

31. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the above-captioned transfer of control applications are designated for expedited hearing a a time and a place to be specified in a subsequent Order, upon the following issues:

(1) To determine the facts and circumstances surrounding the efforts made by Washington Star Communications, Inc. and its subsidiary corporations to dispose of The Evening Star Newspaper Company separately and to otherwise come into compliance with Sections 73.-35, 73.240 and 73.636 of the Commission's rules.

(2) To determine whether, in light of the evidence adduced with respect to the foregoing issue, those efforts were reasonable.

(3) To determine whether, in light of the facts and circumstances presented, the provisions of Sections 73.35, 73.240 and 73.636 of the Commission's rules should be waived and, if so, whether that waiver should be limited as to duration and/or conditioned upon the divestiture of one or more of the transferors' broadcast stations.

(4) To determine whether sufficient funds to effectuate the instant transaction are available to Perpetual Corporation of Delaware, and whether, in light of the evidence adduced, the transferee is financially qualified.

(5) To determine whether, in light of all the evidence adduced pursuant to the foregoing issues, grant of the above-captioned applications for transfer of *de facto* control would serve the public interest, convenience and necessity.

32. It is further ordered, That, the aforenoted petitions to deny, filed January 6, 1975, by the Adams Morgan Organization, the National Capital Area Chapters of the National Organization for Women and the D.C. Media Taskforce, and by the Concerned Citizens for Balance in News Media, are granted to the extent indicated above and are denied in all other respects.

33. It is further ordered, That, the motion for expedited consideration, filed January 21, 1975, by Washington Star Communications, Inc., is dismissed as moot.

34. It is further ordered, That, the motions for permission to file additional pleadings, filed March 21, 1975 and July 14, 1975, by Concerned Citizens for Balance in News Media, are granted and that the pleadings tendered therewith are accepted.

35. It is further ordered, That, the Adams Morgan Organization, the National Organization for Women and the D.C. Media Taskforce; and the Concerned Citizens for Balance in News Media are made parties to the hearing ordered herein. For the limited purpose of participating with respect to issues (1) and (2), Mr. John P. McGoff is also accorded party status.[31]

36. It is further ordered, That, in accordance with Section 309(e) of the Communications Act of 1934, as amended, the burden of proceeding with the introduction of evidence and burden of proof with respect to issues (1), (2) and (3) shall be upon the transferors. The burdens of proceeding and proof as to issue (4) shall be upon Perpetual Corporation of Delaware. The burden of proof with respect to issue (5) shall be upon the applicants.

37. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein and the parties respondent, in person or by attorney, shall, within five (5) days of the mailing of this Order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in the Order.

38. IT IS FURTHER ORDERED, That, The Evening Star Broadcasting Company, First Charleston Corporation and WLVA, Incorporated, shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and Section 1.594 of the Commission's rules, given notice of the hearing within the time and in the manner prescribed in such rules, and shall advise the Commission of the publication of such notice as required by Section 1.594(g) of the rules.

Adopted: July 28, 1975.

Released: August 1, 1975.

FEDERAL COMMUNICATIONS COMMISSION,[32]

[SEAL] VINCENT J. MULLINS, *Secretary.*

[FR Doc.75-21511 Filed 8-14-75;8:45 am]

## FEDERAL ENERGY ADMINISTRATION

### POWER PLANT PRODUCTIVITY CONFERENCE

#### Meeting

Notice is hereby given that a "Conference to Discuss Power Plant Productivity," will be held from 8:30 a.m. to 6 p.m., September 17, 1975, in Room 305, 26 Federal Plaza, New York, N.Y.

The purpose of the conference is to provide for an exchange of information and ideas among owner/operators of nuclear and large fossil fired electric power generating units aimed at improving the productivity of these units.

Invitees to the Conference will be from electric utilities located in FEA Region II, i.e., New York, New Jersey, Puerto Rico, and the Virgin Islands that own/operate or have under construction or in planning nuclear and 390 megawatts and larger oil or coal-fired generating units.

The agenda for the meeting is as follows:

8:30—8:45 a.m., FEA introductory remarks.
8:45—9:15 a.m., FEA review of report on improving the productivity of electric powerplants.
9:15—12:15 p.m., utility statements.
12:15—1:30 p.m., lunch break.
1:30—4:30 p.m., utility statements.
4:30—5:30 p.m., statements by others.
5:30—6:00 p.m., summary by FEA & questions/answers.
6:00 p.m., Adjourn.

The meeting is open to the public. The meeting chairman is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the conference chairman will be permitted to do so either before or after the meeting. Members of the public who wish to make oral statements should inform Evan Kovacic, telephone (202) 961–6193, at least five days before the meeting and reasonable provision will be made for their appearance on the agenda. Further information concerning this meeting also may be obtained from Mr. Kovacic.

Minutes of the meeting will be made available for public inspection at the Federal Energy Administration, Washington, D.C. and New York, New York.

FEA intends to hold similar meetings in the near future in other FEA Regions. These will be announced in the FEDERAL REGISTER.

Issued at Washington, D.C., on August 13, 1975.

ROBERT E. MONTGOMERY, Jr., *General Counsel.*

[FR Doc.75-21597 Filed 8-13-75;12:05 pm]

## FEDERAL MARITIME COMMISSION

### CITY OF LOS ANGELES HARBOR DEPARTMENT AND MATSON TERMINALS, INC.

#### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before September 4, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

CITY OF LOS ANGELES HARBOR DEPARTMENT AND MATSON TERMINALS, INC.

Notice of Agreement Filed by

Winston F. Tyler, Deputy City Attorney, Harbor Division, P.O. Box 151, San Pedro, California 90733.

Agreement No. T-3139, between the City of Los Angeles Harbor Division (City) and Matson Terminals, Inc., (Matson), permits Matson, for a term

[28] In an affidavit of January 21, 1975, Bernhard states that the Senate Select Committee on Presidential Campaign Activities investigated all aspects of the financing of the Muskie campaign including the Pierce lease arrangement, and that that matter was also pursued by the Federal Bureau of Investigation at the Select Committee's request. Mr. Bernhard further states that he is unaware of any finding of impropriety by any agency regarding the lease arrangement.

[29] Concerned Citizens also alleges that Perpetual violated Section 1.514 of the Commission's rules by failing to disclose the existence of Pierce Leasing Corporation in Table II, Section II of its original application. Perpetual, however, contends that in 1973 Pierce Leasing Corporation's name was changed to Wittern Investment Corporation in conjunction with a broadening of its corporate charter and that an appropriate identification of this business interest, including its relationship to the Pierce National Life Insurance Company, and a listing of Mr. Robert L. Nelson as an officer and director of that corporation were set forth in its applications. That the Wittern Investment Corporation was the successor-in-interest to the Pierce Leasing Corporation was ascertainable from the description supplied by the transferee in response to Table II of Section II. To suggest that a more explicit reference was omitted in an attempt to obfuscate the involvement of the transferee and its principals with Pierce Leasing Corporation is purely speculative on petitioner's part.

[30] In a further supplemental pleading, filed July 14, 1975, Concerned Citizens questions the motivation behind the *Star-News'* refusal to print a letter from McGoff in response to references to matters at issue herein that were contained in a recent New York Times article, which dealt with an alleged disagreement among the WSCI directors concerning the continued operation of the *Star-News* and which had been reprinted *verbatim* in the June 28, 1975 edition of the *Star-News*. Again, there is no showing that the newspaper's decision with respect to McGoff's letter or its "failure" to remind its readers of petitioner's position on the matters referred to in the *New York Times* article were prompted by a deliberate intent to advance Allbritton's position in the instant proceeding.

[31] Notwithstanding our previous discussion relative to the standing of Mr. McGoff (see note 1, *supra*), it appears that he is qualified for present relevant and important information relating to issues (1) and (2) and that his participation in the hearing will assist the Commission in the determination of those issues. Thus, we will accord McGoff a limited right to participate in the hearing being ordered herein.

[32] Commissioner Lee dissenting and issuing a statement; Commissioner Hooks concurring in the result; Commissioner Washburn concurring and issuing a statement. Statements of Commissioners Lee and Washburn filed with the original document.

revocable on 30 days' notice, to use approximately 4½ (four and one-half) acres of land at the Port of Los Angeles, California, for the storage of automobiles, trailers and truck chassis and for purposes incidental thereto. As compensation, the City is to receive $3,141.26 monthly. This property is adjacent to land preferentially assigned to Matson under FMC Agreement No. T-2356.

By Order of the Federal Maritime Commission.

Dated: August 12, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21528 Filed 8-14-75;8:45 am]

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[INDEPENDENT OCEAN FREIGHT FORWARDER LICENSE]

## JAMES F. MURRAY ET AL.

### Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as independent ocean freight forwarders pursuant to Section 44(a) of the Shipping Act, 1916 (75 Stat. 522 and 46 U.S.C. 841(b)).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to communicate with the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, D.C. 20573.

James F. Murray, 222 East 19th Street, New York, New York 10003.

Delcher Intercontinental Moving Service, Inc., 4219 Central Avenue, St. Petersburg, Florida 33733, Officers: Patricia Alexander, President, Stan Taylor, Executive Vice President, Barry Mosteller, Senior Vice President, Dan S. Cannistra, Secretary/Treasurer.

K-C International Freight Forwarders Ki Tai Chang d/b/a, 2270 Palou Avenue, San Francisco, California 94124.

International Freight Forwarder, Gilbert Reyna d/b/a, 6936 Avenue, Houston, Texas 77011.

Latin American Express Corporation, P.O. Box 557456, Miami Florida 33155, Officers: Alfonso Robles, President, Aida Robles, Secretary, Allan Krosskove, Treasurer.

Inter-Harbor (Freight) Forwarding Co., Nessim Albert Abastado d/b/a, P.O. Box 409, Redondo Beach, California 90277.

The Jennings Company, William Allen Jennings d/b/a, P.O. Box 10126, Savannah, Georgia 31402.

D. B. Grant, 341 Lyme Street, Hartford, Connecticut 06112.

Manuel A. Ronquillo, 42-02 Kissena Blvd., Flushing, New York 11355.

Trans Mar Corporation, 2800 International Trade Mart Bldg., New Orleans, Louisiana 70130, Officers: F. Ernesto Lugo, President, Thomas B. Wheeler, Vice President, F. C. Parker, Secretary/Treasurer.

By the Federal Maritime Commission.

Dated: August 12, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21532 Filed 8-14-75;8:45 am]

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## MARYLAND PORT ADMINISTRATION AND MAHER TERMINALS, INC.

### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 4, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

MARYLAND PORT ADMINISTRATION AND MAHER TERMINALS, INC.

Notice of Agreement Filed by:

Gary E. Koecheler, Director of Transportation, Maryland Department of Transportation, 19 South Charles Street, Baltimore, Maryland 21201.

Agreement No. T-3138, between the Maryland Port Administration (MPA) and Maher Terminals (Maher), provides for a month-to-month lease of certain facilities at Dundalk, Maryland, including 75,000 square feet of floor space in Shed 2 and approximately 2.22 acres of paved outside storage area. Maher shall have exclusive control over the scheduling of vessels at Berth 2, with MPA retaining secondary rights to the use of the berth. Maher will publish its own tariff and collect for its own account all terminal charges incurred by vessels at Berth 2, with exceptions as specified in the agreement. MPA's tariff shall apply to berths other than Berth 2 and to any vessels berthed other than at Berth 2, and MPA shall charge, invoice and collect all tariff charges incurred at such berths with exceptions as outlined in the agreement. As rental, Maher will pay MPA a monthly fee of $12,433.95 plus all taxes and assessments arising out of its operations as well as all taxes on improvements placed on premises by Maher.

By Order of the Federal Maritime Commission.

Dated: August 12, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21530 Filed 8-14-75;8:45 am]

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## PAN ISLAMIC STEAMSHIP CO., LTD., ET AL.

### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 4, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

PAN ISLAMIC STEAMSHIP CO., LTD., TRANS OCEANIC STEAMSHIP CO., LTD., CHITTAGONG STEAMSHIP CORP., LTD., PAKISTAN SHIPPING LINE LIMITED, CRESCENT SHIPPING LINES LIMITED, GULF SHIPPING CORPORATION LIMITED, UNITED ORIENTAL STEAMSHIP CO., EAST & WEST STEAMSHIP CO. (1961), AND MUHAMMADI STEAMSHIP CO., LTD.

Notice of Agreement Filed by:

Thomas J. Kane, Esq., Cichanowicz & Callan, 80 Broad Street, New York, New York 10004.

Agreement No. 10172 would establish a joint service agreement among Pan Islamic Steamship Co., Ltd., Trans Oceanic Steamship Co., Ltd., Chittagong Steamship Corp., Ltd., Pakistan Shipping Line Limited, Crescent Shipping Lines Limited, Gulf Shipping Corporation Limited, United Oriental Steamship Co., East & West Steamship Co. (1961), and Muhammadi Steamship Co., Ltd., operating in the trade from U.S. Atlantic and Gulf ports to the Persian Gulf, Red Sea and Pakistan. The joint service will act as a single member or party within any conference, pooling agreement or any other agreement subject to the Shipping Act, 1916, to which it belongs and will be represented by the Pakistan Shipping Corporation. The parties will establish, maintain and file with the Commission, as a joint service, rates, charges and practices in those trades where they are not members of a conference. The parties will cooperate as to the tonnage to be contributed by each. They shall contribute to and share the costs, expenses, profits and losses incurred by and derived from the joint service.

By Order of the Federal Maritime Commission.

Dated: August 11, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21529 Filed 8-14-75;8:45 am]

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## PHILIPPINES NORTH AMERICAN CONFERENCE

### Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573 on or before September 4, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

PHILIPPINES NORTH AMERICA CONFERENCE

Notice of Agreement Filed by:

E. H. Bosch, Secretary-Manager, Philippines North America Conference, P.O. Box 1376, Manila D-406, Philippines.

Agreement No. 5600-32, entered into by the member lines of the Philippines North America Conference amends the conference agreement and the appendix attached thereto containing the by-laws, rules and regulations by deleting certain obsolete and/or duplicate phrases contained therein.

By Order of the Federal Maritime Commission.

Dated: August 12, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21531 Filed 8-14-75;8:45 am]

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## FEDERAL POWER COMMISSION

[Project No. 2165 and 2203—Alabama]

## ALABAMA POWER CO.

### Availability of Staff Draft Environmental Impact Statement

Notice is hereby given in the captioned Project, that on August 15, 1975, as required by Section 2.81(b) of Commission Order No. 415–C, a draft environmental impact statement prepared by the Staff of the Federal Power Commission was made available for comments. This statement deals with the environmental impact of Alabama Power Company's proposal that the installation of turbine aerator devices in the draft tubes of Bankhead Project No. 2165 and Holt Project No. 2203 satisfies its obligation under Article 43 of the Holt license. The statement was prepared pursuant to Commission Order No. 625.

This statement has been circulated for comments to Federal, State and local agencies, has been placed in the public files of the Commission, and is available for public inspection both in the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, NE., Washington, D.C. 20426 and at its Atlanta Regional Office located at 730 Peachtree Building, Room 500, Atlanta, Georgia 30308. Copies may be ordered from the Commission's Office of Public Information, Washington, D.C. 20426.

Any person who wishes to do so may file comments on the staff draft statement for the Commission's consideration. All comments must be filed on or before September 30, 1975.

Any person who wishes to present evidence regarding environmental matters in this proceeding must file with the Commission a petition to intervene pursuant to Section 1.8 of the Commission's Rules of Practice and Procedure. Petitioners must also file timely comments on the draft statement in accordance with Section 2.81(c) of Order No. 415–C.

All petitions to intervene must be filed on or before September 30, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21559 Filed 8-14-75;8:45 am]

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[Docket No. E-6893]

## ALABAMA POWER CO.

### Filing of Settlement Agreement

AUGUST 12, 1975.

Public notice is hereby given that on April 22, 1974, the Alabama Power Company filed a Settlement Agreement entered into by the Company and the Southeastern Power Administrative of the Department of the Interior, concerning the Federal Power Commission's investigation of headwater benefits realized by the Alabama Power Company pursuant to the operation of the Federally-owned Allatoona Project located upstream on the Coosa River from several of the Company's hydroelectric projects under license by this Commission. The assessment of headwater benefits which the Company must pay will be made by the Federal Power Commission pursuant to Section 10(f) of the Federal Power Act (16 U.S.C. 803).

The Southeastern Power Administrative and Alabama Power Company agreed that the Commission assess, and the Company pay, $982,000 in full satisfaction of headwater benefits received during the years 1964 through 1973, for the Alabama-Coosa River Basin. Further, that Alabama Power Company make an annual payment of $140,000 payable at the end of each year, in full satisfaction of headwater benefits received for each of the years 1974 through 1976 for the same river basin. This latter amount would be subject to review by the Commission and with an opportunity for hearing if another amount should be paid by the Company for headwater benefits received during that period, if notice is given on or before June 1, 1977.

The parties further agreed that an additional sum of $52,000 be assessed to cover the costs of Commission Staff studies made relative to the subject docket for the years 1964–1976 inclusive.

The parties also agreed that Southeastern make minimum declarations of energy from the Project as set forth in Exhibit 1 attached to the Settlement for the years 1974 through 1976.

Any person desiring to be heard or to make protest with reference to the Settlement Agreement concerning the assessment of headwater benefits payments to be made by the Alabama Power Company, should on or before September 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). Furthermore, any person wishing to make comments on the Settlement Agreement, including the Staff of this Commission, shall do so on or before the same date herein set for the filing of petitions of intervention and protests. All protests and comments filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make the protestants or commentors parties to the proceedings. Persons wishing to become parties to the proceeding or to participate as a party therein must file a petition to intervene in accordance with the Commission's Rules of Practice and Procedure.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21560 Filed 8-14-75;8:45 am]



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[Docket No. ER76-48]

## CENTRAL HUDSON GAS & ELECTRIC CORP., ET AL.

### Filing of Revised New York Power Pool Agreement

AUGUST 7, 1975.

In the matter of: Central Hudson Gas & Electric Corporation, Consolidated Edison Company of New York, Inc., Long Island Lighting Company, New York State Electric & Gas Corporation, Niagara Mohawk Power Corporation, Orange and Rockland Utilities, Inc., Rochester Gas and Electric Corporation, Power Authority of the State of New York.

Take notice that on July 31, 1975, the Chairman of the Executive Committee of the New York Power Pool filed on behalf of the above listed organizations a revised New York Power Pool Agreement dated April 27, 1975. This Agreement will replace an existing agreement among the above listed organizations. The filing proposes that the revised Agreement become effective as of April 27, 1975.

The Agreement changes the generating reserve margin criteria under the existing Agreement and establishes a generating reserve factor of 18% for all parties. Except for this change the Agreement does not affect or in any way change the nature or scope of the transactions in operating capability and energy provided under the existing Agreement, nor the rates, charges, classifications or practices relating thereto. The Agreement also changes the title of Director of Environmental Affairs of the New York Power Pool to Manager of Environmental Affairs. There has been no change in the duties of the person holding the title.

Any person desiring to be heard or to make any protest with reference to the revised New York Power Pool Agreement should, on or before August 25, 1975, file with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, petitions to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR Sections 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The Revised New York Power Pool Agreement is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21413 Filed 8-14-75;8:45 am]

[Docket No. ER76-43]

## CENTRAL ILLINOIS PUBLIC SERVICE CO.

### Filing Notice of New Rate Schedule

AUGUST 7, 1975.

Take notice that on July 30, 1975, Central Illinois Public Service Company (Central Illinois) tendered for filing notice to the Village of Greenup (Greenup) of the application of Rate Schedule W-2 to the service provided to Greenup on and after September 1, 1975, under the Agreements between Greenup and Central Illinois heretofore filed with the Commission and designated FPC Rate Schedule 43 and Supplemental No. 1 to FPC Rate Schedule 43. Central Illinois states that the Commission's letter order in Docket No. E-9415 dated May 29, 1975, accepted for filing to become effective June 1, 1975, Rate Schedule W-2, designated as FPC Electric Tariff Original Volume No. 2, for Wholesale Electric Service to Municipalities, to be applicable upon expiration of the effective period for the rates and charges as specified in the various municipals' agreements.

Central Illinois states further that the term of the principal Agreement between Greenup and Central Illinois is for a period of twenty years from and after September 1, 1965, the date on which service was first delivered to the Greenup. Paragraph 13 of the Agreement provides that the rates and charges for service set forth shall apply only during the first ten years of the period. Accordingly Central Illinois gives notice of the application as of September 1, 1975, of the W-2 rate schedule to service provided to Greenup.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 25, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21414 Filed 8-14-75;8:45 am]

[Docket No. ER76-44]

## CENTRAL ILLINOIS PUBLIC SERVICE CO.

### Filing Notice of New Rate Schedule

AUGUST 7, 1975.

Take notice that on July 30, 1975, Central Illinois Public Service Company (Central Illinois) tendered for filing notice to the City of Flora (Flora) of the application of Rate Schedule W-2 to the service provided to the City on and after September 1, 1975, under the Agreements between Flora and Central Illinois heretofore filed with the Commission and designated FPC Rate Schedule 42 and Supplemental No. 1 to FPC Rate Schedule 42. Central Illinois states that the Commission's letter order in Docket No. E-9415 dated May 29, 1975, accepted for filing to become effective June 1, 1975, Rate Schedule W-2, designated as FPC Electric Tariff Original Volume No. 2, for Wholesale Electric Service to Municipalities, to be applicable upon expiration of the effective period for the rates and charges as specified in the various municipals' agreements.

Central Illinois states further that the term of the principal Agreement between Flora and Central Illinois is for a period of twenty years from and after September 1, 1965, the date on which service was first delivered to the Flora. Paragraph 13 of the Agreement provides that the rates and charges for service set forth shall apply only during the first ten years of the period. Accordingly Central Illinois gives notice of the application as of September 1, 1975, of the W-2 rate schedule to service provided to Flora.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 22, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21415 Filed 8-14-75;8:45 am]

[Docket No. E-9407]

## COLUMBUS & SOUTHERN OHIO ELECTRIC CO.

### Extension of Procedural Dates

AUGUST 8, 1975.

On August 6, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued May 30, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, November 11, 1975.
Service of Intervenor Testimony, November 25, 1975.
Service of Company Rebuttal, December 16, 1975.
Hearing, January 20, 1976 (10 a.m., est).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21428 Filed 8-14-75;8:45 am]

[Docket No. CP73-206]

## CONSOLIDATED GAS SUPPLY CORP., ET AL.

### Amendment to Petition To Amend

AUGUST 8, 1975.

Take notice that on August 1, 1975, Consolidated Gas Supply Corporation (Consolidated), 445 West Main Street, Clarksburg, West Virginia 26301; Texas Eastern Transmission Corporation (Texas Eastern), Southern National Bank Building, Houston, Texas 77001; Transcontinental Gas Pipe Line Corporation (Transco), P.O. Box 1396, Houston, Texas 77001; and the following (referred to as the Original East Coast Companies): Algonquin Gas Transmission Company (Algonquin), 1284 Soldiers Field Road, Boston, Massachusetts 02135; The Brooklyn Union Gas Company (Brooklyn Union), 195 Montague Street, Brooklyn, New York 11201; Elizabethtown Gas Company (Elizabethtown), One Elizabethtown Plaza, Elizabeth, New Jersey 07207; Long Island Lighting Company (LILCo), 250 Old Country Road, Mineola, New York 11501; New Jersey Natural Gas Company (New Jersey Natural), 601 Bangs Avenue, Asbury Park, New Jersey 07712; Philadelphia Electric Company (PEC) 2301 Market Street, Philadelphia, Pennsylvania 19102; Philadelphia Gas Works (PGW), 1518 Walnut Street, Philadelphia, Pennsylvania 19102; and Public Service Electric and Gas Company (Public Service), 80 Park Place, Newark, New Jersey 07101; and the following (referred to as Additional East Coast Companies): Eastern Shore Natural Gas Company (Eastern Shore), P.O. Box 615, Dover, Delaware 19901; South Jersey Gas Company (South Jersey), Number One South Plaza, Route 54, Folsom, New Jersey 08037 and Piedmont Natural Gas Company, Inc. (Piedmont), P.O. Box 1968, Charlotte, North Carolina 28233, (the Original" and the "Additional" East Coast Companies hereinafter referred to collectively as the "East Coast Companies"), jointly Petitioners, filed in Docket No. CP73-206 a petition to amend their petition to amend filed in said docket on April 7, 1975, pursuant to Section 7(c) of the Natural Gas Act to include Piedmont as a party petitioner and to request the inclusion in any further Commission authorization of a proviso that Consolidated and the East Coast Companies may adjust or shift their volumes of gas as mutually agreed among them by entering into and filing with the Commission appropriate amendatory agreements, all as more fully set forth in the amendment to the petition to amend on file with the Commission and open to public inspection.

Petitioners amend their petition to amend of April 7, 1975, to include Piedmont in the 1975-1976-1977 storage service program therein proposed and to provide for Piedmont under Consolidated's supplemental storage service program an annual storage capacity volume of 600,000 Mcf of gas and a daily demand volume of 3,973 Mcf at 14.73 psia. It is stated that no additional facilities would be required to render the proposed service to Piedmont. It is further stated that the proposed service would provide Piedmont with gas storage by delivery of volumes of gas to be stored to Consolidated through Transco and by the return of gas from Consolidated through Transco to Piedmont.

Petitioners further request that the Commission include the proviso in any further authorization that Consolidated and the East Coast Companies would be able to shift or adjust storage volumes as mutually agreed upon among them by entering into and filing with the Commission appropriate amendatory agreements.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before August 29, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21429 Filed 8-14-75;8:45 am]

[Docket No. G-18671]

## DORCHESTER GAS PRODUCING CO.

### Extension of Hearing Date

AUGUST 8, 1975.

On July 23, 1975, Staff Counsel filed a motion to extend the hearing dates fixed by order issued June 11, 1975 in the above-designated matter.

Upon consideration, notice is hereby given that the hearing date in the above matter is extended to September 3, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21430 Filed 8-14-75;8:45 am]

[Docket No. RI74-261]

## EXCELSIOR OIL CORP.

### Order Setting Date for Hearing

AUGUST 5, 1975.

On June 12, 1974, Excelsior Oil Corporation (Excelsior) filed an application for special relief from the applicable area rate (Hugoton-Anadarko Area) pursuant to Section 154.94[1] of the Commission's Regulations and Section 2.76[2] of the Commission's General Policy and Interpretations in the form of an increase in rate for sales of natural gas to Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska)[3] pursuant to a renegotiated contract dated November 28, 1973.

More specifically, Excelsior seeks an increase to a base rate of 50 cents per Mcf at 14.65 psia, including one cent per Mcf annual escalations, adjusted for Btu content and tax reimbursement, for sales of gas currently produced from four wells in the Buffalo Wallow Field, Hemphill County, Texas (Texas R.R. District No. 10, Hugoton-Anadarko Area).[4] Currently, Excelsior is receiving a base rate of 19 cents per Mcf for sales pursuant to its July 11, 1968 base contract on file as its FPC Gas Rate Schedule No. 8, and 21.5 cents per Mcf for sales pursuant to its April 21, 1971 base contract on file as its FPC Gas Rate Schedule No. 10.[5] Excelsior avers that it has experienced increases in normal operating expenses, in addition to increased salt water disposal and scaling expenses and, without relief in the form of a rate increase, it will continue to suffer annual losses in revenue thereby accelerating the abandonment of these wells. On May 20, 1975, Staff conducted a field audit of Excelsior's books in order to verify certain information received from Kansas-Nebraska on April 18, 1975, in response to a Staff information request of Excelsior dated July 16, 1974.

Notice of Excelsior's application for relief was issued on June 26, 1974, and appeared in the FEDERAL REGISTER at 39 FR 24429 on July 2, 1974. The period for filing petitions to intervene closed on July 19, 1974. No petitions to intervene have been filed to date.

An examination of Excelsior's application and the audit of data supplied in support thereof raises a question of whether there is sufficient basis to find that the proposed rate is just and reasonable. Therefore, we deem it necessary that a hearing be held in this matter to determine what relief, if any, should be granted Excelsior.

*The Commission finds:*

It is necessary and in the public interest that the above-captioned proceeding be set for hearing.

*The Commission orders:*

(A) Pursuant to the authority of the Natural Gas Act, particularly Sections 4, 5, 7, 14 and 16 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act (18 CFR, Chapter I), Docket No. RI74-261 is set for the purpose of hearing and disposition.

(B) A public hearing on the issues presented by the application herein shall be held commencing on September 30, 1975, at 10 a.m. (edt) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5 (d)), shall preside at the hearing in this

[1] 18 CFR 154.94.
[2] 18 CFR 2.76
[3] Excelsior is a wholly-owned subsidiary of Kansas-Nebraska.
[4] Excelsior indicates that it has an 8.61322% working interest in the Fillingim Well, a 48.43750% working interest in the Meadows #1 Well, a 37.5000% working interest in the Abraham "A" #1 Well, and a 46.8750% working interest in the Flowers "A" #1 Well.
[5] Sales under Excelsior's Rate Schedule Nos. 8 and 10 were certificated in Docket Nos. CI69-1032 and CI72-475, respectively.







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proceeding pursuant to the Commission's Rules of Practice and Procedure.

(D) Excelsior and any intervenor supporting the application shall file their direct testimony and evidence on or before September 2, 1975. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, the Commission Staff, and all parties to this proceeding.

(E) The Commission Staff, and any intervenor opposing the application, shall file their direct testimony and evidence on or before September 16, 1975. All testimony and evidence shall be served upon the Presiding Administrative Law Judge, and all other parties to this proceeding.

(F) All rebuttal testimony and evidence shall be served on or before September 23, 1975. All parties submitting rebuttal testimony and evidence shall serve such testimony upon the Presiding Administrative Law Judge, the Commission Staff, and all other parties to the proceeding.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21431 Filed 8-14-75;8:45 am]

[Docket No. E-6730]

## GEORGIA POWER CO.

### Filing of Settlement Agreement and Recommendations

AUGUST 12, 1975.

Public notice is hereby given that on April 11, 1974, the Department of the Interior filed an Agreement and Recommendations jointly entered into by the Georgia Power Company and the Southeastern Power Administration of the Department of the Interior, concerning this Commission's investigation of headwater benefits realized by the Georgia Power Company pursuant to the operation of the Federally-owned Buford Project located upstream on the Chattahoochee River from several of the Company's hydroelectric projects under license by this Commission. The assessment of headwater benefits which the Company must pay will be made by the Federal Power Commission pursuant to Section 10(f) of the Federal Power Act (16 U.S.C. 803).

The Southeastern Power Administration and the Company agreed and recommended to the Commission that the Company pay the sum of $1,470,000 in full satisfaction of headwater benefits received by it from the Federal Buford Project during the years 1966 through 1973. These parties further agreed and recommended that for the years prior to 1966, the Commission assess no further payment for headwater benefits received beyond that previously assessed and collected, and they further agreed that the additional sum of $34,000 be assessed for the cost of the Commission Staff studies undertaken relative to this docket for the years 1966 through 1973.

On June 16, 1975, Georgia Power Company filed a unilateral amendment to the original Agreement in which it withdraws from this Agreement and its previous offer of $1,470,000. The Company states that this action is necessary because it believes there were no capacity benefits received during the years in question, and furthermore, studies based on more accurate data indicate that the energy gains should be valued at only $974,000. The Company now states that they will pay $974,000 for energy gains during the years 1966–1973 inclusive.

Any person desiring to be heard or to make protest with reference to the Agreement and Recommendations, as amended, concerning the assessment of headwater benefits payments to be made by the Georgia Power Company, should on or before September 15, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). Furthermore, any person wishing to make comments on the Agreement and Recommendations, as amended, including the Staff of this Commission, shall do so by filing such comments on or before the same date herein set for the filing of petitions of intervention and protests. All protests and comments filed with the Commission will be considered by it in determining the appropriate action to be taken, but will not serve to make the protestants or commentors parties to the proceedings. Persons wishing to become parties to the proceeding or to participate as a party therein must file a petition to intervene in accordance with the Commission's Rules of Practice and Procedure.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc 75-21501 Filed 8-14-75;8:45 am]

[Docket No. ER76-29]

## HARTFORD ELECTRIC LIGHT CO.

### Termination

AUGUST 7, 1975.

Take notice that on July 28, 1975, Hartford Electric Light Company (HELCO) tendered for filing Notice of Termination of FPC Rate Schedule No. 92, which became effective April 1, 1975, and was terminated in accordance with its terms. HELCO states that the termination became effective April 30, 1975 and that notice of the proposed termination has been served on Central Maine Power Company.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of the application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21416 Filed 8-14-75;8:45 am]

[Docket No. ER76-32]

## HARTFORD ELECTRIC LIGHT CO.

### Termination

AUGUST 7, 1975.

Take notice that on July 28, 1975, Hartford Electric Light Company (HELCO) tendered for filing Notice of Termination of FPC Rate Schedule No. 67, which became effective December 1, 1972 and was terminated in accordance with its terms. HELCO states that the termination became effective May 31, 1975 and that notice of the proposed termination has been served on The United Illuminating Company.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc 75-21417 Filed 8-14-75;8:45 am]

[Docket No. E-9533]

## ILLINOIS POWER CO.

### Application

AUGUST 7, 1975.

Take notice that on July 31, 1975, Illinois Power Company (Applicant), filed an application pursuant to Section 203 of the Federal Power Act, with the Federal Power Commission for authorization to enter into a Purchase Agreement with the City of Springfield, Illinois to provide for the sale and conveyance by Applicant to the City of Springfield, Illinois, of approximately 19.52 circuit miles of the Applicant's 69 Kv line from East Springfield Substation to a point two miles west of Illiopolis, Illinois for a cash consideration of $100,000 in accordance with the Purchase Agreement.

Applicant is incorporated under the laws of the State of Illinois, with its principal business office at Decatur, Illinois and is qualified to transact business in the State of Illinois. Applicant is engaged, among other things, in the business of generation, distribution and sale of electric energy in substantial portions of the State of Illinois.

Applicant represents that the proposed sale of electric transmission plant





and necessary appurtenances will facilitate for an interconnection between Applicant and City of Springfield as described in Supplement No. 8 to Rate Schedule FPC No. 65.

Any person desiring to be heard or to make any protest with reference to said application should, on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petition to intervene or protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to the proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. This application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21418 Filed 8-14-75;8:45 am]

[Docket No. G-4579, *et al.*]

## JURISDICTIONAL SALES OF NATURAL GAS

### Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

AUGUST 7, 1975.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before September 2, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

| Docket No. and date filed | Applicant | Purchaser and location | Price per Mcf | Pressure base |
|---|---|---|---|---|
| G-4579 ..... D 7-28-75 | Cities Service Oil Co., P.O. Box 300, Tulsa, Okla. 74102. | Colorado Interstate Gas Co., a division of Colorado Interstate Corp., acreage in Texas County, Okla. | Applicant assigned its interest to the other unit coowners. | ..... |
| G 15424 ..... C 7-24-75 | Sun Oil Co., P.O. Box 2880, Dallas, Tex. 75221. | West Lake Natural Gasoline Co. and Atlantic Richfield Co., S. Lake Trammel and Nena Lucia Fields, Nolan County, Tex. | [2] 16.5 | 14.65 |
| CI68-1241 ..... D 7-28-75 | The California Co., a division of Chevron Oil Co., 1111 Tulane Ave., New Orleans, La. 70112. | Trunkline Gas Co., South Pelto Block 16, offshore Louisiana. | Depleted | ..... |
| CI75-395 ..... C 7-23-75 | Transco Exploration Co., P.O. Box 1396, Houston, Tex. 77001. | Transcontinental Gas Pipe Line Corp., South Ewing Field, San Patricio County, Tex. | [3] 61.580480 | 14.65 |
| CI76-39 (G-3117) F 7-23-75 | The Superior Oil Co. (successor to Exxon Corp.), P.O. Box 1521, Houston, Tex. 77001. | Tennessee Gas Pipeline Co., a division of Tenneco Inc., South Crowley Field, Acadia Parish, La. | [4] 61.0 | 15.025 |
| CI76-46 ..... A 7-23-75 | Texaco Inc. (Operator), et al., P.O. Box 60252, New Orleans, La. 70160. | Tennessee Gas Pipeline Co., a division of Tenneco Inc., Sweet Bay Lake Field, Terrebonne Parish, La. | [4] [5] 68.809 | 15.025 |
| CI76-47 (G-3982) F 7-23-75 | Thayer H. Laurie and David N. Mills, trustees (successor to Northeast Blanco Development Corp.), c/o R. E. George, National Bank of Detroit, P.O. Box 222-A, Detroit, Mich. 48232. | El Paso Natural Gas Co., Blanco Field, San Juan and Rio Arriba Counties, N. Mex. | [6] 61.88 | 15.052 |
| CI76-48 (G-3982) F 7-23-75 | Thayer H. Laurie (successor to Northeast Blanco Development Corp.), c/o R. E. George, National Bank of Detroit, P.O. Box 222-A, Detroit, Mich. 48232. | do | [6] 61.88 | 15.025 |
| CI76-49 ..... A 7-23-75 | Sun Calvert Co., P.O. Box 2880, Dallas, Tex. 75221. | Michigan Wisconsin Pipe Line Co., Laverne Field, Beaver County, Okla. | [7] 57.3709 | 14.65 |
| CI76-50 ..... A 7-25-75 | Atlantic Richfield Co., P.O. Box 2819, Dallas, Tex. 75221. | El Paso Natural Gas Co., Cinta Roja Field, Lea County, N. Mex. | [8] 56.73 | 14.65 |
| CI76-52 ..... A 7-28-75 | Atlantic Richfield Co. | Transwestern Pipeline Co., South Empire Deep Nos. 3 and 5 Wells, Eddy County, N. Mex. | [9] [4] $1.10 | 14.65 |
| CI76-53 ..... A 7-28-75 | Mobil Oil Corp., Three Greenway Plaza East, Suite 800, Houston, Tex. 77046. | Natural Gas Pipeline Co. of America, South Addition, Blocks 532 and 533, West Cameron Area, offshore Louisiana. | [9] [4] $1.41 | 15.025 |
| CI76-54 ..... A 7-28-75 | Amoco Production Co., Security Life Building, Denver, Colo. 80202. | Cities Service Gas Co., Hamon Locke Field, Hemphill County, Tex. | [4] 80.0 | 14.65 |
| CI76-55 (CS72-162) F 7-28-75 | Gulf Oil Corp. (successor to Cenard Oil & Gas Co.), P.O. Box 1589, Tulsa, Okla. 74102. | United Gas Pipe Line Co., Houma Field, Terrebonne Parish, La. | [9] [10] 34.775 | 15.025 |
| CI76-56 ..... A 7-28-75 [11] | Skelly Oil Co., P.O. Box 1650, Tulsa, Okla. 74102. | El Paso Natural Gas Co., Austin College No. 1 Well, Block 106, tl. Nanes Survey, A-4691, Pecos County, Tex. | [4] 56.6351 | 14.73 |
| CI76-57 (CS72-162) F 7-28-75 | Gulf Oil Corp. (successor to Cenard Oil & Gas Co.), P.O. Box 1589, Tulsa, Okla. 74102. | Transcontinental Gas Pipe Line Corp., North Live Oak Field, Vermilion Parish, La. | [12] 26.0 | 15.025 |
| CI76-60 ..... A 7-25-75 | Texas Gas Exploration Corp., 1100 First City National Bldg., Houston, Tex. 77002. | Transcontinental Gas Pipe Line Corp., Mula Pasture Field, McMullen County, Tex. | [4] [5] 52.0 | 14.65 |
| CI76-61 (CS72-162) F 7-30-75 | Gulf Oil Corp. (successor to Cenard Oil & Gas Co.). | El Paso Natural Gas Co., Tapacito and S. Blanco Fields, Rio Arriba County, N. Mex. | [8] 24.4807 | 15.025 |
| CI76-62 (CS72-162) F 7-30-75 | do | El Paso Natural Gas Co., Basin (Dakota) Field, San Juan and Rio Arriba Counties, N. Mex. | [8] 24.4807 | 15.025 |
| CI76-63 (G-3473) B 7-25-75 | Phillips Petroleum Co., Bartlesville, Okla. 74004. | United Gas Pipe Line Co., Sibley Field, Webster Parish, La. | Expiration of contract. | ..... |

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.



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| Docket No. and date filed | Applicant | Purchaser and location | Price per Mcf | Pressure base |
|---|---|---|---|---|
| CI76-65..... (G-2648) (G-4226) B 7-28-75 | Columbia Drilling Co., 3700 Buffalo Speedway, Suite 961, Houston, Tex. 77006. | Tennessee Gas Transmission Co., Deckers Prairie Field, Montgomery County, Tex. | Depleted | |

[1] Includes 1.5¢/M ft³ upward British thermal unit adjustment.
[2] Includes 6.744780¢/M ft³ upward British thermal unit adjustment.
[3] Subject to upward and downward British thermal unit adjustment.
[4] Applicant is willing to accept a certificate in accordance with sec. 2.56a of the Commission's "General Policy and Interpretations."
[5] Includes 1.594¢/M ft³ upward British thermal unit adjustment.
[6] Includes 4.34¢/M ft³ tax reimbursement and 5.52¢/M ft³ upward British thermal unit adjustment.
[7] Includes 3.28¢/M ft³ upward British thermal unit adjustment.
[8] Subject to upward and downward British thermal unit adjustment; includes 4.52¢/M ft³ tax reimbursement and 1.49¢/M ft³ gathering allowance.
[9] Subject to downward British thermal unit adjustment; includes 5.275¢/M ft³ tax reimbursement.
[10] Applicant is willing to accept a certificate in accordance with opinion No. 598.
[11] Applicant states that it is authorized in docket No. G-18879 to sell gas from this well to Louis Crouch and that there is pending in docket No. CI73-442 an application for permission and approval to abandon said sale.
[12] Subject to downward British thermal unit adjustment.

[FR Doc.75-21441 Filed 8-14-75;8:45 am]

[Docket No. G-13293, et al.]

## JURISDICTIONAL SALES OF NATURAL GAS

### Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

AUGUST 7, 1975.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all or more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
*Secretary.*

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.





| Docket No. and date filed | Applicant | Purchaser and location | Price per Mcf | Pressure base |
|---|---|---|---|---|
| G-13293..... D 7-17-75 | The California Co., a Division of Chevron Oil Co., 1111 Tulane Ave., New Orleans, La. 70112. | Transcontinental Gas Pipe Line Corp., Lucy Field, St. Charles Parish, La. | Depleted | |
| C160-323..... C163-925 C166-883 E 7-8-75 | Gulf Energy Producing Co. (successor to Gulf Energy & Development Corp.), P.O. Box 17349, San Antonio, Tex. 78217. | Tennessee Gas Pipeline Co., a Division of Tenneco Inc., Acreage in Zapata County, Tex. | | |
| C161-182..... C 7-21-75 | General American Oil Co. of Texas, Meadows Bldg., Dallas, Tex. 75206. | Transcontinental Gas Pipe Line Corp., Johnson's Bayou Field, Cameron Parish, La. | [1] 50.53 | 15.025 |
| C165-248..... E 7-18-75 | Kewanee Oil Co. (successor to Irwin Miller (Operator), *et al.*), P.O. Box 2239, Tulsa, Okla. 74101. | United Gas Pipe Line Co., South Mermentau Field, Acadia Parish, La. | [2] 26.1125 | 15.025 |
| C176-31..... A 7-21-75 | Perry R. Bass and Bass Enterprises Production Co., 3100 Fort Worth National Bank Bldg., Fort Worth, Tex. 76102. | Natural Gas Pipeline Co. of America, Big Eddy #41 Area, Eddy County, N. Mex. | [1] 80.0 | 14.65 |
| C176-32..... A 7-21-75 | Perry R. Bass and Bass Enterprises Production Co. | Natural Gas Pipeline Co. of America, South Salt Lake Area, Lea County, N. Mex. | [1] 80.0 | 14.65 |
| C176-33..... (CI70-497) B 7-21-75 | Anadarko Production Co., P.O. Box 1330, Houston, Tex. 77001. | Panhandle Eastern Pipe Line Co., Schonlau "A" #1 Unit, Meade County, Kans. | Well has been plugged and abandoned and lease expired. | ..... |
| C176-34..... A 7-21-75 | Exxon Corp., P.O. Box 2180, Houston, Tex. 77001. | Columbia Gas Transmission Corp., Grand Isle Block 43 Field, offshore Louisiana. | [3 4] 75.0 | 15.025 |
| C176-35..... A 7-21-75 | Exxon Corp., P.O. Box 2180, Houston, Tex. 77001. | Columbia Gas Transmission Corp., Lake Sand Field, Iberia and St. Mary Parishes, La. | [3 5] 82.0 | 15.025 |
| C176-36..... A 7-18-75 | Arkla Exploration Co., P.O. Box 1734, Shreveport, La. 71151. | Arkansas Louisiana Gas Co., South Drew Area, Ouachita Parish, La. | [1] 59.02 | 15.025 |
| C176-37..... A 7-18-75 | Arkla Exploration Co., (Operator), *et al.* | Arkansas Louisiana (gas Co., Walnut Area, Caddo County, Okla. | [1] 54.59 | 14.65 |
| C176-38..... A 7-21-75 | Cities Service Oil Co., P.O. Box 300, Tulsa, Okla. 74102. | Transwestern Pipeline Co., South Empire Deep Units No. 3 and No. 5, Eddy County, N. Mex. | [1] $1.10 | 14.65 |
| C176-40..... A 7-23-75 | Transwestern Gas Supply Co., P.O. Box 2521, Houston, Tex. 77001. | Transwestern Pipeline Co., Taurus Field, Ward County, Tex. | [1 3] 80.0 | 14.65 |
| C176-42..... A 7-24-75 | Tenneco Oil Co., P.O. Box 2511, Houston, Tex. 77001. | El Paso Natural Gas Co., Undesignated Pictured Cliffs Field, San Juan County, N. Mex. | [1] 51.0 | 14.73 |
| C176-43..... A 7-24-75 | Anadarko Production Co., P.O. Box 1330, Houston, Tex. 77001. | Panhandle Eastern Pipe Line Co., S.E. Tracy Field, Texas County, Okla. | [1 3] 65.0 | 14.65 |
| C176-44 (CS71-22) F 7-24-75 | Amoco Production Co., (successor to John B. Hawley, Jr. Trust No. 1), Security Life Bldg., Denver, Colo. 80202. | Cities Service Gas Co., Hugoton Field, Finney County, Kans. | [1] 13.5 | 14.65 |
| C176-45..... A 7-24-75 | PWG Partnership, P.O. Box 451, Albuquerque, N. Mex. 87103. | El Paso Natural Gas Co., Blanco Mesaverde Field, Rio Arriba County, N. Mex. | [1] 51.0 | 14.73 |

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.
See footnotes at end of table.

[1] Subject to upward and downward British thermal unit adjustment.
[2] Subject to downward British thermal unit adjustment; includes 4.1125¢/Mc ft³ tax reimbursement.
[3] Applicant is willing to accept a certificate in accordance with sec. 2.56a of the Commission's "General Policy and Interpretations".
[4] Subject to upward and downward British thermal unit adjustment; estimated upward adjustment is 0.53¢/Mc ft³.
[5] Subject to upward and downward British thermal unit adjustment; estimated upward adjustment is 0.38¢/M ft³; includes 7¢/M ft³ tax reimbursement.

[FR Doc.75-21440 Filed 8-14-75;8:45 am]

[Docket No. RP74-26, AP76-1]

## LOUISIANA-NEVADA TRANSIT CO.

### Proposed Changes in FPC Gas Tariff

AUGUST 8, 1975.

Take notice that Louisiana-Nevada Transit Company (LNT) on August 1, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Volume 1. The proposed changes are to reflect advance payments tracking as provided in the Settlement Agreement approved by Commission Order dated April 1, 1975, in Docket No. RP74-26. The change provides for an adjustment of 1.26¢ per Mcf. LNT proposes an effective date of September 2, 1975, for the adjustment.

LNT states that copies of the filing were served upon the company's jurisdictional customer and the Arkansas Public Service Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 21, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21432 Filed 8-14-75;8:45 am]

[Docket Nos. RP74-26, PGA 76-1]

## LOUISIANA-NEVADA TRANSIT CO.

### Proposed PGA Rate Adjustment

AUGUST 8, 1975.

Take notice that on July 14, 1975, Louisiana-Nevada Transit Company (LNT), tendered for filing Third Revised Sheet No. PGA-1 to FPC Gas Tariff, Original Volume No. 1, reflecting a proposed PGA rate decrease. LNT states that the filing would effectuate a PGA decrease of 0.79¢ per Mcf reflecting a 1.92¢ per Mcf decrease in the current cost of purchased gas, and about $96,000 of which about 20% is jurisdictional, and a 1.13¢ increase in the surcharge, from minus 0.04¢ to 1.09¢, to recover the balance in the deferred purchase gas cost account of $7,763. LNT states that the adjustment would lower the rate under Rate Schedule G-1 from 41.52¢ per Mcf to 40.73¢ per Mcf. LNT states that the proposed PGA decrease complies satisfactorily with Section 10 (PGA Clause) of its tariff. LNT requests an effective date for the proposed PGA rate decrease of September 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 26, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21433 Filed 8-14-75;8:45 am]

[Rate Schedule Nos. 8, etc.]

## MARATHON OIL COMPANY, ET AL.

### Rate Change Filings

AUGUST 8, 1975.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974. Pursuant to Opinion No. 699-H the rates, if accepted, will become effective as of the date of filing.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filings should on or before August 28, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). A protest will not serve to make the protestant a party to the proceeding. Any party wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
*Secretary.*

| Filing date | Producer | Rate schedule No. | Buyer | Area |
|---|---|---|---|---|
| Aug. 4, 1975.... | Marathon Oil Co., 539 South Main St., Findlay, Ohio 45840. | 8 | Tennessee Gas Pipeline Co. | Texas Gulf Coast. |
| Do..... | George R. Brown, 800 San Jacinto Bldg., Houston, Tex. 77002. | 12 | Transcontinental Gas Pipe Line Corp. | South Louisiana. |

[FR Doc.75-21442 Filed 8-14-75;8:45 am]

[Docket No. G-18419, etc.]

## MICHIGAN WISCONSIN PIPE LINE CO.

### Order Approving Refund Plan and Requiring Further Refunds

AUGUST 8, 1975.

On October 22, 1968, Michigan Wisconsin Pipe Line Company (Michigan Wisconsin) filed herein a proposed plan to refund to its customers the amount of $1,025,791.83, covering periods from 1960 through August 31, 1966. These refunds represent the flow-through by Michigan Wisconsin of various supplier refunds.

Notice of the filing of the subject refund plan was issued on May 25, 1973, providing for protests or petitions to intervene to be filed on or before June 5, 1975. No protests, petitions to intervene, or other comments have been received in response to the notice.

In addition to the above refunds of $1,025,971.83, Michigan Wisconsin's refund plan shows an amount of $227,270.05 in refunds received from Northern Natural Gas Company (Northern Natural) and applicable to the same refund period. Michigan Wisconsin does not propose to flow this amount through to its customers.

In a letter dated December 14, 1968, Michigan Wisconsin contends it is not required to flow through the $227,270.05 since its rates during the refund period, which were established in Opinion No. 387, issued May 16, 1963, (29 FPC 932), were based on a stipulated test year cost of service which did not include the purchase from Northern Natural. The test year utilized in that docket was the 12 months ended August 31, 1960. Michigan Wisconsin's purchase from Northern Natural did not commence until January, 1962.

We cannot agree with Michigan Wisconsin. Ordering paragraph (M)(3) of Opinion 387 established Michigan Wisconsin's refund flow-through obligations as follows (29 FPC 952):

In conformity with paragraph (L) of the Examiner's decision, if Michigan Wisconsin receives any refunds from any gas suppliers applicable to the period subsequent to September 15, 1957 by virtue of any final Commission order, Michigan Wisconsin shall pass on to its customers the amounts of such refunds, with interest, as the Commission's order approving Michigan Wisconsin's proposed plan for making such refunds may prescribe, but refunds shall not be required until the refunds received from the suppliers aggregate $265,000. Michigan Wisconsin shall file its plan for making such refunds with the Commission within 30 days of the date such refunds aggregate $265,000, and shall simultaneously serve such plan on its customers.

The above-quoted order evidences no intent to limit the refund flow-through obligation on grounds such as that now claimed by Michigan Wisconsin. Moreover, Michigan Wisconsin's obligation to flow-through all future supplier refunds is not diminished by the subsequent settlement agreement approved by the Commission by order of April 13, 1967, in Docket No. RP64-38. Article V(2) of the settlement stipulation provided that:

Refunds received by Michigan Wisconsin from any of its suppliers relating to gas purchases made prior to September 1, 1966, shall be refunded in accordance with the provisions of presently outstanding Commission orders. Nothing in this Paragraph (2) is intended to diminish any of the refund obligations of Michigan Wisconsin under any of its prior Settlement Agreements or Commission orders.

Finally, Michigan Wisconsin's all-inclusive flow-through obligation with respect to supplier refunds is all the more certain when contrasted with its obligation regarding supplier rate reductions pursuant to ordering paragraph (M)(2) of Opinion 387 (29 FPC 952). This latter obligation is specifically limited to the flow-through of reductions in those suppliers' rates used to compute the cost of service upon which Michigan Wisconsin's rates were based.

In conclusion we find that Michigan Wisconsin is required, under the terms of ordering paragraph (M)(3) of Opinion 387, to flow-through to its customers the $227,270.05 of refunds received from Northern Natural. Since we are separately ordering the additional flow-through of refunds, and since Michigan Wisconsin's refund plan of October 22, 1968, showing the proposed disbursement of $1,025,791.82 appears correct in all respects as to the refunds there proposed to be made, such refund plan will be approved.

*The Commission orders:*

(A) The refund plan submitted herein by Michigan Wisconsin on October 22, 1968, is hereby approved subject to the terms of this order.

(B) Michigan Wisconsin shall, within 30 days from the date of this order, make its refunds in accordance with the plan approved in paragraph (A) above, and shall file a report thereof with the Commission.

(C) Michigan Wisconsin shall, within 30 days from the date of this order, disburse to its customers the additional sum of $227,270.05 plus any accrued interest, and shall file a report thereof with the Commission.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21434 Filed 8-14-75;8:45 am]

[Docket No. E-9502]

## MINNESOTA POWER & LIGHT CO.

### Filing of Revised Data Pursuant to Order

AUGUST 8, 1975.

Take notice that Minnesota Power & Light Company on August 4, 1975, tendered for filing revised data reflecting the exclusion of construction work in progress from rate base for facilities that will not be placed in service prior to January 1, 1976. The filing was made in compliance with the Commission's Order issued July 18, 1975, in the above-referenced proceedings.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 25, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21435 Filed 8-14-75;8:45 am]

[Docket No. E-9046]

## MONTAUP ELECTRIC CO.

### Further Extension of Procedural Dates

AUGUST 8, 1975.

On August 5, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued December 18, 1974, as most recently modified by notice issued June 16, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, September 24, 1975.
Service of Intervenor Testimony, October 8, 1975.
Service of Company Rebuttal, October 22, 1975.
Hearing, November 4, 1975 (10 a.m. est).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21436 Filed 8-14-75;8:45 am]

[Docket No. RP71-125; PGA 74-4A]

## NATURAL GAS PIPELINE CO. OF AMERICA

### Extension of Procedural Dates

AUGUST 8, 1975.

On August 4, 1975, Natural Gas Company of America (Natural) filed a motion to extend the procedural dates fixed by order issued July 7, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Natural and Producer Direct Evidence, September 17, 1975.
Hearing, October 7, 1975 (10 a.m. edt).

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21437 Filed 8-14-75;8:45 am]

[Docket No. RP74-80]

## NORTHERN NATURAL GAS CO.

### Filing of Stipulation and Agreement

AUGUST 8, 1975.

On April 11, 1974, Northern Natural Gas Company (Northern) filed revised tariff sheets providing increased rates of approximately $42,949,000 annually to jurisdictional customers, based on adjusted sales for the twelve (12) months ended December 31, 1973. An effective date of May 27, 1974 was requested, but the increase was suspended until October 27, 1974 by the Commission's suspension order issued May 20, 1974. The increase as effectuated subject to refund, was reduced to approximately $42,256,000 annually to comply with certain conditions imposed by the Commission's suspension order of May 20, 1974, *supra* and the order of July 15, 1974. On August 1, 1975, Northern filed a Stipulation and Agreement which, according to Northern provides a total increase of approximately $31,424,000 which includes $6,085,293 attributable to the reserved issue relating to Northern's request for cost-of-service treatment for its exploration efforts in the Hugoton-Anadarko Area which is pending hearing in the proceedings at Docket No. RP74-75.

Northern states that the Stipulation provides for separate composite depreciation rates which, when applied to test period gross depreciable plant balances, result in a 4.25% annual weighted average rate. Northern further states that the Stipulation and Agreement contemplates and requests that the Commission decide on the merits based on record evidence that Northern should be permitted to continue the group billing procedures as authorized in Northern Natural Gas Company FPC Gas Tariff, Third Revised Volume No. 1.

On August 6, 1975, Northern Illinois Gas Company (NI-Gas) filed a request that the notice of Northern's Stipulation and Agreement recognize that fact that NI-Gas has filed with the Presiding Administrative Law Judge a Motion to sever and set for hearing the issue of the appropriate credit to Northern's cost of service for sales of extracted liquids.

The Stipulation and Agreement is on file with the Commission and is available for public inspection. Comments with respect to the Stipulation and Agreement may be filed with the Commission on or before August 21, 1975. Any replies thereto may be filed on or before August 28, 1975.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21420 Filed 8-14-75;8:45 am]

[Docket Nos. E-8850, E-8993, and E-8994]

## PUGET SOUND POWER & LIGHT CO.

### Tendered Compliance Filing

AUGUST 6, 1975.

Take notice that on June 19, 1975, Puget Sound Power & Light Company (Puget), submitted for filing copies of certain rate schedules and attachments pursuant to paragraph E of the Commission's Order issued June 3, 1975, Approving Settlement Agreement Subject to Conditions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 22, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21421 Filed 8-14-75;8:45 am]

[Project No. 2161]

## ST. REGIS PAPER CO.

### Extension of Time

AUGUST 8, 1975.

On August 5, 1975, St. Regis Paper Company filed a request for an extension of the time within which to accept the Commission's order of June 3, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that St. Regis Paper Company has until August 20, 1975 to accept the June 3, 1975 order, in the above matter.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21438 Filed 8-14-75;8:45 am]

[Docket No. RP71-6, *et al.*]

## TENNESSEE GAS PIPELINE CO.

### Extension of Time

AUGUST 7, 1975.

On July 28, 1975, Tennessee Gas Pipeline Company, a Division of Tenneco, Inc. filed a motion for an extension of time for disbursement of refunds as required by order issued February 7, 1975, as modified by order issued June 16, 1975, in the above-designated matter.

Notice is hereby given that the time for disbursement of refunds in the above matter is extended to and including October 7, 1975.

By direction of the Commission.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21422 Filed 8-14-75;8:45 am]

[Docket Nos. RP71-130, *et al.*]

## TEXAS EASTERN TRANSMISSION CORP.

### Proposed Changes in FPC Gas Tariff

AUGUST 7, 1975.

Take notice that Texas Eastern Transmission Corporation, on July 29, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Fourth Revised Volume No. 1. The proposed changes would extend until August 1, 1976, the provision in the General Terms and Conditions which exempts small customers (10,000 Mcfd or less) of Texas Eastern from curtailment on a daily basis by allowing them to take daily quantity of gas up to their MDQ contractual entitlements on days of peak demand.

This provision was initially filed October 16, 1973, and approved by Commission Order dated November 2, 1973, to be effective Novmeber 1, 1973. By its express terms the provision was to expire August 31, 1974, or on the date an Order of the Commission made effective an approved curtailment plan for Texas Eastern in the subject Docket, whichever occurred first. As a result of conferences held on June 27, 1974 and July 16, 1974 in this Docket, Texas Eastern agreed to continue the effectiveness of the small customer exemption provision until August 31, 1975. Texas Eastern now proposes to extend the small customer provision until August 31, 1976, since a curtailment plan for the subject Docket has not been approved.

Copies of the filing were served upon all parties of record.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal

Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21423 Filed 8-14-75;8:45 am]

[Docket No. E-7929]

## TOLEDO EDISON CO.

### Filing of Revised Tariff Sheets

AUGUST 7, 1975.

Take notice that on August 1, 1975, the Toledo Edison Company (Toledo) tendered for filing revised tariff sheets to its FPC Electric Service Tariff, Original Volume 1 applicable to sales to Municipalities for Resale. The following revised sheets are filed pursuant to Ordering Paragraph II of the Commission's Order Conditionally Approving Settlement, issued June 17, 1975 in the above captioned docket, and part 35 of the Commission's Regulations :

Third Revised Sheet No. 5 superseding Second Revised Sheet No. 5.
Third Revised Sheet No. 6 superseding Second Revised Sheet No. 6.
Third Revised Sheet No. 7 superseding Second Revised Sheet No. 7.
Third Revised Sheet No. 8 superseding Second Revised Sheet No. 8.
Second Revised Sheet No. 12 superseding First Revised Sheet No. 12.

Toledo states that the Municipal Resale Service Rate (Sheet 5), the Monthly Billing Demand (Sheet 7) and the Monthly Minimum Charge (Sheet 8) have been revised to exclude costs for providing spinning reserves for the benefit of the Municipalities of Bryan and Napoleon, and that the fuel adjustment charge (Sheets 6 and 12) has been revised to conform to the provisions of Commission Regulation 35.14 in effect on April 30, 1973. These revisions are made pursuant to Ordering Paragraph (A)(1) and Paragraph (A)(4), respectively, of the Commission's June 17, 1975, Order.

Toledo's filing also contained an unexecuted form of agreement between Toledo and the municipalities of Bryan and Napoleon, Ohio detailing a spinning reserve charge. Toledo states that this form of agreement is submitted in compliance with Ordering Paragraph (A)(2) and (3) of the Commission's Order issued June 17, 1975.

Toledo states that copies of this filing have been served upon its jurisdictional customers and all parties of record in this docket.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 25, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21425 Filed 8-14-75;8:45 am]

[Docket Nos. RP72-99, RP75-51]

## TRANSCONTINENTAL GAS PIPE LINE CORP.

### Order Directing Issuance of Subpoena Duces Tecum for the Production of Certain Books and Records

AUGUST 8, 1975.

The proceeding in Docket No. RP72-99 involves the determination of a permanent curtailment plan to be invoked on the system of Transcontinental Gas Pipe Line Corporation (Transco). Certain determinations made in that proceeding have been appealed in the Court. *Transcontinental Gas Pipe Line Corporation* v. *F.P.C.*, CADC No. 74-2036. On August 1, 1975, the Court issued an order to this Commission directing it, *inter alia*, (*Transco, ibid.*) :

Now, therefore, this Court will hold in abeyance any decision under the order of the Federal Power Commission concerning Transco's plan for allocating the allegedly scarce gas supply until the Commission has completed its own investigation and report to this Court of Transco's claims of reduced reserves by immediate subpoena of Transco's books and records pertaining to all gas supplies in which it has any legal interest, whether by ownership, lease, contract, or other means and by field investigation has determined the extent of the reduced reserves and the bona fides of Transco and its suppliers in meeting their past and future contract requirements;

We have instructed our Solicitor to seek rehearing *en banc* of the Court's order. However, pending that review, we direct the Secretary to issue a subpoena in compliance with the Court's order and instruct the Staff assigned to the investigation in Docket No. RP75-51 to conduct a "field investigation" to determine "the extent of the reduced reserves and the bona fides of Transco and its supplies in meeting their past and future contract commitments." Our action in complying with the Court's order is an endeavor to not delay the initiation of the investigation ordered by the Court in the event that our petition for rehearing is denied. However, we feel constrained to note that even with the immediate compliance with the Court's order here initiated, in our judgment the investigation as detailed by the Court cannot be finished within the thirty day completion deadline set in the Court's order.

Since the proceeding in Docket No. RP75-51 involves an investigation into the necessity for any curtailment on Transco's system, the material to be subpoenaed under the Court's order is also relevant to that ongoing investigation. We will, therefore, direct that the subpoena be issued in that docketed proceeding. However, such a joint issuance of a subpoena should not be construed as requiring in any manner or for any reason the consolidation of the proceedings in Docket Nos. RP72-99 and RP75-51 and does not require Transco to make a duplicate filing.

*The Commission finds.* In compliance with the Court's order, good cause exists to direct the Secretary of the Commission to issue a *subpoena duces tecum* as hereinafter ordered.

*The Commission orders.* The Secretary of the Commission is hereby directed to immediately issue a *subpoena duces tecum* addressed to William J. Bowen, President and Chief Executive Officer of Transcontinental Gas Pipe Line Corporation to produce or cause to be produced Transco's "books and records pertaining to all gas supplies in which it has any legal interest, whether by ownership, lease, contract, or other means," and to produce or cause to be produced those books and records in the office of the Secretary of the Commission, 825 North Capitol, NE., Washington, D.C., 20426, on or before August 15, 1975.

By the Commission.

[SEAL] KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21564 Filed 8-14-75;8:45 am]

[Docket No. ER76-51]

## UNION ELECTRIC CO.

### Change in Rates

AUGUST 8, 1975.

Take notice that on August 4, 1975, Union Electric Company (UE) tendered for filing a proposed change in its Wholesale Electric Service Agreement for service to the City of St. James, Missouri. UE states that the proposed changes provide for increasing contract capacity and a second source of supply. UE states that a copy of the Agreement has been sent to the City of St. James and the Missouri Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in





accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 27, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21439 Filed 8-14-75;8:45 am]

[Docket No. ER76-49]

## VIRGINIA ELECTRIC & POWER CO.

### Tendered Revised Contract Supplements

AUGUST 6, 1975.

Take notice that on July 31, 1975, Virginia Electric and Power Company (VEPCO), tendered for filing revised supplements to contracts between VEP CO and Shenandoah Valley Electric Cooperative. VEPCO states that the revised contract supplements correct certain items to reflect changes made in the past at various delivery points as set forth below:

| Delivery point | Present FPC No. | Proposed FPC No. | Requested effective date | Item corrected |
|---|---|---|---|---|
| Dayton | 84-13 | 84-30 | May 16, 1975 | 5(2), 5(3). |
| Gardner Springs | 84-6 | 84-31 | Dec. 19, 1974 | 4, 5(2), 5(3), 7, 9. |
| Timberville | 84-8 | 84-32 | July 19, 1975 | 5(3), 9. |
| Cold Springs | 84-4 | 84-33 | July 1, 1975 | 5(3), 7, 9. |
| Woodstock | 84-16 | 84-34 | June 18, 1975 | 5(2), 5(3), 7. |

VEPCO states that the revised contract supplements are intended to supersede the listed FPC Rate Schedules and requests that the revised supplements be allowed to become effective on the requested effective dates.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 22, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21426 Filed 8-14-75;8:45 am]

[Docket No. ER 76-46]

## MONTAUP ELECTRIC CO.

### Filing of Revision of Wholesale Rates

AUGUST 7, 1975.

Take notice that on July 30, 1975, Montaup Electric Company ("Montaup") filed revisions providing for a new rate "M-2" for its bulk power supply service at wholesale for resale to the three retail subsidiaries of Eastern Utilities Associates, a public utility holding company. Those subsidiaries are the Brockton Edison Company and Fall River Electric Light Company in Massachusetts and the Blackstone Valley Electric Company in Rhode Island. Montaup states that it also furnishes bulk power supply service at wholesale for resale to four non-affiliated customers: the Pascoag Fire District, the Tiverton Division of The Narragansett Electric Company and Newport Electric Corporation, all in Rhode Island, and the Town of Middleboro, Massachusetts. Montaup also states that its bulk power supply service to its owner companies and non-affiliated customers is presently rendered pursuant to the M-1 rate as effective subject to refund since May 19, 1975, under the Commission's order issued December 18, 1974, in Docket No. E-9046.

According to Montaup, the M-2 rate would increase by $7,789,157, or 8.4 percent, Montaup's charges under the M-1 rate based on the test Period II consisting of the 12 months ended August 31, 1976. The filing allegedly does not affect the presently effective wholesale rates for Blackstone's subtransmission service to Pascoag, for Fall River's subtransmission service to Tiverton, or for Montaup's 115 kv radial service to Middleboro. The filing is requested to become effective on September 1, 1975.

According to Montaup the M-2 rate would increase the M-1 demand charge from $3.71 per kilowtt per month to $4.51 per month and would decrease the M-1 energy charge from 17.19 mills per kilowatt hour to 15.85 mills per kilowatt hour. Montaup states that the purpose of the filing is primarily to recover an increase in its demand costs when two generating units—Canal No. 2 jointly owned by Montaup and Canal Electric Company and Cleary No. 9, owned by the City of Taunton, Massachusetts—go into service. According to Montaup, those units are scheduled to go into service on September 1, 1975.

Copies of the filing were, according to Montaup, served on its jurisdictional wholesale customers affected by the filing and on the state commissions in Rhode Island and Massachusetts.

Any persons desiring to be heard or to make say protest with reference to said filing, should, on or before August 20, 1975, filed with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10).

All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The documents filed by Montaup are on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21419 Filed 8-14-75;8:45 am]

[Docket No. ER76-41]

## TOLEDO EDISON CO.

### Tariff Change

AUGUST 7, 1975.

Take notice that The Toledo Edison Company, on July 16, 1975 tendered for filing proposed changes in its F.P.C. Electric Service Tariff, Original Volume No. 1 applicable to Sales to Municipalities for Resale. The changes consist of filing Service Agreements executed by the City of Napoleon and the Villages of Pemberville and Woodville, all in Ohio, and a Notice of Cancellation of Wholesale Sales to the Village of Liberty Center, Ohio.

Toledo Edison states that the executed Service Agreements with the City of Napoleon and the Village of Pemberville replace unexecuted agreements previously filed with the Commission. The Service Agreement with the Village of Woodville replaces a contract (Rate Schedule F.P.C. No. 19) which expired on May 31, 1975. An effective date of June 1, 1975 for the Agreements with Napoleon and Woodville and June 1, 1974 for the Agreement with Pemberville has been requested to comply with the terms of said Agreements.

Toledo Edison states that termination of wholesale service to the Village of Liberty Center is a result of the sale by the Village of its distribution system to the Company. The former customers of the Village are now being served by the Company at retail. The Commission has been requested to assign to this Notice of Cancellation the earliest effective date permitted by the Commission's rules.

Toledo Edison states that copies of this filing were served upon the jurisdictional customers affected by this action as well as the Public Utilities Commission of Ohio.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Section 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 18, 1975. Protests will be considered by the Commission in de-

termining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21424 Filed 8-14-75;8:45 am]

## FEDERAL RESERVE SYSTEM

### ALABAMA BANCORP.

#### Acquisition of Bank

Alabama Bancorporation, Birmingham, Alabama, has applied for the Board's approval under § 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 per cent of the voting shares (less directors' qualifying shares) of the successor by merger to Gadsden Mall Bank, Gadsden, Alabama. The factors that are considered in acting on the application are set forth in § 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 11, 1975.

Board of Governors of the Federal Reserve System, August 7, 1975.

[SEAL] ROBERT SMITH, III,
*Assistant Secretary of the Board.*

[FR Doc.75-21483 Filed 8-14-75;8:45 am]

### BOULEVARD BANCSHARES, INC.

#### Order Approving Formation of Bank Holding Company

Boulevard Bancshares, Inc., Prairie Village, Kansas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) for formation of a bank holding company through the acquisition of 80 per cent or more of the voting shares of Boulevard State Bank, Wichita, Kansas ("Bank").

Notice of the application, affording an opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act (40 FR 25042 (1975)). The time for filing comments has expired, and the application and all comments received have been considered in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, a nonoperating corporation with no subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank. Upon acquisition of Bank, Applicant would control the 23rd largest bank in Kansas holding 0.50 per cent of total deposits in commercial banks in the State. Bank, with deposits of $36.8 million,[1] is the sixth largest of the 27 banks in the relevant banking market[2] and controls 3.35 per cent of the total commercial bank deposits therein.

The purpose of the transaction is to effect a transfer of the ownership from individuals to a corporation owned by the same individuals. The principals of the Applicant also have ownership interests in two one-bank holding companies in Kansas and one in Missouri. The subsidiary banks of these holding companies are located in separate banking markets. Consummation of the proposal would not have any adverse effects on existing or potential competition, nor would it increase the concentration of banking resources or have an adverse effect on other banks in the relevant market. Thus, competitive considerations are consistent with approval of the application.

The future prospects of Applicant are entirely dependent upon the financial resources of Bank. Applicant proposes to service the acquisition debt over an 11-year period through dividends of Bank. In light of the past earnings of Bank and its anticipated growth, the projected earnings of Bank appear to provide Applicant with the necessary financial flexibility to meet its annual debt servicing requirements and to maintain an adequate capital position for Bank. Therefore, considerations relating to banking factors are consistent with approval of the application.

Consummation of the proposal would effect no changes in the banking services offered by Bank, and considerations relating to the convenience and needs of the community to be served are consistent with approval. It has been determined that the proposed transaction would be in the public interest and that the application should be approved.

On the basis of the record, the application is hereby approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the date of this Order, nor (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board of Governors or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Acting Secretary of the Board, acting pursuant to delegated authority from the Board of Governors, effective August 7, 1975.

[SEAL] GRIFFITH L. GARWOOD,
*Assistant Secretary of the Board.*

[FR Doc.75-21484 Filed 8-14-75;8:45 am]

### CHEMICAL FINANCIAL CORP.

#### Order Approving Acquisition of Bank

Chemical Financial Corporation, Midland, Michigan, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under Section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)), to acquire 100 percent of the voting shares of The Bank of Albion, Albion, Michigan ("Bank").

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with Section 3(b) of the Act. The time for filing comments and views has expired, and the application and all comments received have been considered in light of the factors set forth in Section 3(a) of the Act (12 U.S.C. 1842(c)).

Applicant has one bank subsidiary, Chemical Bank and Trust Company, Midland, Michigan (deposits $137 million),[1] and one nonbank subsidiary. Applicant is the 25th largest bank holding company in Michigan, holding less than one percent of the total commercial bank deposits in the State. Upon acquisition of Bank, Applicant's share of commercial bank deposits in the State would continue to be less than one percent and its rank would not change. The proposed acquisition would not result in a significant increase in the concentration of banking resources in Michigan.

Bank holds deposits of $8.7 million, representing 2.2 percent of the total deposits of commercial banks in the relevant market, and is the fourth largest of seven banking organizations operating therein.[2] The office of Applicant's subsidiary bank closest to an office of Bank is located 103 miles away in Midland, Michigan. No meaningful competition presently exists between Applicant's subsidiary bank and Bank, nor does it appear likely that any significant competition would develop between them in the future in view of the distance involved and Michigan's restrictive branching laws. Although Applicant has the resources to enter the market *de novo*, consummation of the transaction would not foreclose potential competition, since Bank holds a small share of the relevant market deposits and is not now regarded as a significant competitor in the market. In addition, Bank's access to Applicant's greater financial and managerial resources should stimulate competition in a highly concentrated market in which the largest two banks hold over 87 percent of the commercial bank deposits. Accordingly, it is concluded that consummation of the proposal will have no significantly adverse effects on competition in any relevant area, and that competitive considerations are consistent with, and add some weight toward, approval of the application.

Considerations relating to the financial and managerial resources and future prospects of Applicant and Bank are generally satisfactory and consistent with approval of the application. Accordingly, it is the judgment of this Reserve Bank that the proposed transaction would be in the public interest and that the application should be approved.

Applicant proposes to help Bank upgrade the services it offers to the public. Trust services not now available in the local Albion area would be introduced. Considerations relating to the convenience and needs of the community to be served are consistent with, and lend some weight toward, approval of the application.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Chicago pursuant to delegated authority.

By order of the Federal Reserve Bank of Chicago, acting pursuant to delegated authority for the Board of Governors, effective August 5, 1975.

[SEAL] DANIEL M. DOYLE,
*First Vice President.*

[FR Doc.75-21485 Filed 8-14-75;8:45 am]

[1] All banking data are as of June 28, 1974.
[2] Relevant banking market is approximated by Sedgwick County.

[1] All banking data are as of December 31, 1974.
[2] The relevant market is approximated by Jackson County and the eastern one-third of Calhoun County.





## GENERAL ACCOUNTING OFFICE

### FEDERAL POWER COMMISSION

#### Regulatory Reports Review; Approval of Report Proposal Previously Denied

On July 1, 1975, the General Accounting Office (GAO) advised the Federal Power Commission (FPC) that it was denying clearance of the proposed FPC Form 40, Annual Report of Proved Domestic Gas Reserves. Notice of such action was published in the FEDERAL REGISTER on July 7, 1975 (40 FR 28528).

Since that time, the FPC has continued to furnish GAO with information regarding further efforts to eliminate duplication, reduce burden, explain the intended use of the data and explain changes it will recommend to the Commission as substantial revisions in the form's requirements and respondent universe. GAO has reviewed this information and has considered a revised Form 40 to have been resubmitted for clearance.

Notice is hereby given that GAO has considered the resubmission and has provided clearance only for the initial collection of data. GAO believes that much can be learned from analysis of the initial responses and the form perhaps could be improved as a result. Should FPC desire to continue to collect such information beyond the first collection, a resubmission of the form to GAO next year would be necessary. Such clearance was provided to the FPC by letter dated August 11, 1975, and limits the clearance through August 1, 1976. The clearance number is B-180228 (R0162).

NORMAN F. HEYL,
*Regulatory Reports Review Officer.*

[FR Doc.75-21550 Filed 8-14-75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

### DR. SPENCER BUSH

#### Certification Pursuant to 18 U.S.C. §§ 208 and 205

Pursuant to Sections 208 and 205, Title 18 U.S.C. (Pub. L. 87-849, 76 Stat. 1124), it is hereby certified by the Nuclear Regulatory Commission, for the reasons set forth below, that the national interest requires that an exemption from said sections be granted to Dr. Spencer Bush, an employee of Battelle Memorial Institute, Battelle Northwest (BNW), and a member of the Nuclear Regulatory Commission's Advisory Committee on Reactor Safeguards (ACRS), so that he may be permitted to act as agent for BNW before the Nuclear Regulatory Commission's staff in the performance of work under contract E(45-1)-1830 between BNW and the Energy Research and Development Administration.

The Commission believes that the national interest requires that the work performed for it by BNW be of the highest possible caliber and fully responsive to the Commission's needs. Because of his many years experience in nuclear technology and reactor safety and his outstanding scientific and technical abilities Dr. Bush is uniquely qualified to advise the NRC on matters involving his areas of expertise. This exemption from sections 208 and 205 of Title 18 U.S.C. shall not permit Dr. Bush to act as agent for BNW in dealing with the ACRS in any particular matter involving BNW.

Dated at this 11th day of August 1975.

For the Nuclear Regulatory Commission.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-21487 Filed 8-14-75;8:45 am]

### DR. STEPHEN LAWROSKI

#### Certification Pursuant to 18 U.S.C. §§ 208 and 205

Pursuant to Sections 208 and 205, Title 18 U.S.C. (Pub. L. 87-849, 76 Stat. 1124), it is hereby certified by the Nuclear Regulatory Commission, for the reasons set forth below, that the national interest requires that an exemption from said sections be granted to Dr. Stephen Lawroski, an employee of University of Chicago (which operates Argonne National Laboratory for the Energy Research and Development Administration) and a member of the Nuclear Regulatory Commission's Advisory Committee on Reactor Safeguards (ACRS), so that he may be permitted to act as agent for the laboratory before NRC staff in the performance of work under contract W-31-109-ENG-38, between the University and ERDA.

The Commission believes that the national interest requires that the work performed for it by ANL be of the highest possible caliber and fully responsive to the Commission's needs. Dr. Lawroski has played a leading role in work involving the development of standards and criteria relating to safeguards against the unauthorized diversion of special nuclear materials. For this reason, and because of his outstanding scientific and technical abilities Dr. Lawroski is uniquely qualified to advise the NRC on matters involving his areas of expertise. This exemption from sections 208 and 205 of Title 18 U.S.C. shall not permit Dr. Lawroski to act as agent for the laboratory in dealing with the ACRS in any particular matter involving the University.

For the Nuclear Regulatory Commission.

SAMUEL J. CHILK,
*Secretary of the Commission.*

Dated at this 11th day of August 1975.

[FR Doc.75-21488 Filed 8-14-75;8:45 am]

### DR. WILLIAM R. STRATTON

#### Certification Pursuant to 18 U.S.C. §§ 208 and 205

Pursuant to Sections 208 and 205, Title 18 U.S.C. (Pub. L. 87-849, 76 Stat. 1124), it is hereby certified by the Nuclear Regulatory Commission, for the reasons set forth below, that the national interest requires that an exemption from said sections be granted to Dr. William R. Stratton, an employee of the University of California (which operates Los Alamos Scientific Laboratories for the Energy Research and Development Agency) and a member of the Nuclear Regulatory Commission's Advisory Committee on Reactor Safeguards (ACRS), so that he may be permitted to act as agent for the laboratory before the Commission's staff in the performance of work under contract W-7405-ENG-36 between the University and ERDA.

The Commission believes that the national interest requires that the work performed for it by LASL be of the highest possible caliber and fully responsive to the Commission's needs. Dr. Stratton has had a leading and unique role for many years in the development of an analytical model to calculate nuclear transients in fast reactor systems. For this reason, and because of his outstanding scientific and technical abilities Dr. Stratton is uniquely qualified to advice the NRC on matters involving his areas of expertise. This exemption from sections 208 and 205 of Title 18 U.S.C. shall not permit Dr. Stratton to act as agent for the laboratory in dealing with the

ACRS in any particular matter involving the laboratory.

For the Nuclear Regulatory Commission.

Dated at this 11th day of August 1975.

SAMUEL J. CHILK,
*Secretary of the Commission.*

[FR Doc.75-21489 Filed 8-14-75;8:45 am]

[Docket Nos. 50-280 and 50-281]

## VIRGINIA ELECTRIC & POWER CO.

### Issuance of Amendments to Facility Operating Licenses

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendments No. 9 to Facility Operating Licenses No. DPR-32 and DPR-37 issued to Virginia Electric & Power Company (VEPCO) which revised Technical Specifications for operation of the Surry Power Station, Units 1 and 2, located in Surry County, Virginia. The amendments are effective as of the date of issuance.

The amendments revise the provisions in the Technical Specifications relating to a revision of the high steam flow setpoints.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments is not required since the amendments do not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendments dated July 5, 1974, as supplemented November 13, 1974, April 11 and July 10, 1975, (2) Amendments No. 9 to Licenses No. DPR-32 and DPR-37, with Change No. 24, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commision's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Swem Library, College of William & Mary, Williamsburg, Virginia 23185.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing, Office of Nuclear Reactor Regulation.

Dated at Bethesda, Maryland, this 7th day of August 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
*Chief, Operating Reactors Branch #1, Division of Reactor Licensing.*

[FR Doc.75-21491 Filed 8-14-75;8:45 am]

[Docket Nos. 50-338 and 50-339]

## VIRGINIA ELECTRIC AND POWER CO. (NORTH ANNA POWER STATION, UNITS 1 AND 2)

### Order Rescinding Suspension of Certain Construction Activities

On February 4, 1972, the Director of Regulation of the Atomic Energy Commission issued an order suspending construction activities involving the offsite portions of the transmission lines from the North Anna Power Station, Units 1 and 2, pending completion of the Commission's review of such activities pursuant to the National Environmental Policy Act of 1969 (NEPA) and the Commission's regulations, 10 CFR Part 50, Appendix D. Three 500-kV transmission lines were proposed as a part of Units 1 and 2 and were affected by this order. They are known as the North Anna-Ladysmith transmission line, the North Anna-Morrisville transmission line, and the North Anna-Midlothian transmission line.

Due to the applicant's need for additional transmission capacity to carry electrical energy to the site for plant construction requirements, the AEC Regulatory staff completed its review of the North Anna-Ladysmith line prior to the remainder of the review of Units 1 and 2. The Director of Regulation then made a determination that offsite construction activities related to this line should no longer be suspended pending completion of the full NEPA review and issued an order to this effect on September 29, 1972. The North Anna-Ladysmith line was then constructed and is now complete. However, suspension of such activities relative to the two other 500-kV transmission lines from Units 1 and 2 remained in effect.

The AEC Directorate of Licensing issued its Final Environmental Statement in April 1973 "relative to the continuation of construction and the operation of Units 1 and 2 and the construction of Units 3 and 4." In this statement the Regulatory staff reviewed and found acceptable these facilities, including all three transmission lines from North Anna Units 1 and 2 and a fourth 500-kV transmission line which is to be constructed from North Anna to Possum Point as a part of Units 3 and 4.

Pursuant to the Commission's Regulations in 10 CFR Part 50, Appendix D, Section B, on December 19, 1972, a Notice of Hearing was published (37 FR 28313, December 22, 1972). The Notice provided that a hearing was to be held to determine whether the construction permits for North Anna Units 1 and 2 should be terminated, continued, or modified, or conditioned for the protection of the environment. In response to that Notice, intervention was requested, and granted, respecting the routing of Applicant's proposed North Anna-to-Morrisville line. In August 1974, a hearing was held in accordance with the Notice. By agreement of all parties—the staff, the Applicant, and Intervenors—the presiding Atomic Safety and Licensing Board postponed consideration of the contested North Anna-Morrisville transmission line. The Board did consider the North Anna-Ladysmith line and the North Anna-Midlothian line and concluded that adverse environmental impacts of these two transmission lines "can be expected to be small." The Board issed an order dated October 31, 1974, which authorized the Director of Regulation to rescind his Order of February 4, 1972, suspending work on the Applicant's North Anna-Midlothian line, subject to the conditions set forth in Section VIII of the Board's Partial Initial Decision dated October 31, 1974.

IT IS HEREBY ORDERED, That the suspension of construction activities related to the North Anna-Midlothian 500-kV transmission line is lifted, subject to the following conditions:

1. The applicant shall endeavor to minimize the impacts of the transmission lines to be constructed from the Station and to include the following procedures.

(i) Retain and augment as necessary the vegetation at road and river crossings, homesites and major water bodies to screen the transmission lines.

(ii) Change the alignment of transmission lines on both sides of major road crossings where vegetation will be inadequate to avoid long views down the right-of-way.

(iii) Place the tower structures along the lower slopes in hilly terrain, rather than on the commonly visible high points, unless a long span is necessary that cannot otherwise be reasonably accomplished.

(iv) Control the application of herbicides to rights-of-way so as to prevent drift and apply no herbicides on rights-of-way over pasture, cropland and irrigation ditches or near water bodies, homes and recreation areas.

2. A control program shall be established by the Applicant to provide a periodic review of all construction activities to assure that those activities conform with the environmental conditions set forth in the construction permit.

3. Before engaging in a construction activity which may result in a significant adverse environmental impact that was not evaluated in the Environmental Statement, the Applicant shall provide written notification to the Division of Reactor Licensing.

4. If unexpected harmful effects or evidence of irreversible damage are detected during facility construction, the Applicant shall provide an acceptable analysis of the problem and a plan of action to eliminate or significantly reduce these harmful effects or this damage.

The suspension order of February 4, 1972, continues in effect with regard to the North Anna-Morrisville transmission line.





Dated at Bethesda, Maryland this 4th day of August 1975.

For the Nuclear Regulatory Commission.

BEN C. RUSCHE,
*Director,*
*Office of Nuclear Reactor Regulation.*

[FR Doc.75-21490 Filed 8-14-75;8:45 am]

[Docket No. 50-331]

## IOWA ELECTRIC LIGHT AND POWER CO., ET AL.

### Proposed Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-49 issued to Iowa Electric Light and Power Company, Central Iowa Power Company, and Corn Belt Power Cooperative, (the licensees), for operation of the Duane Arnold Energy Center, located in Linn County, Iowa.

The amendment would revise the provisions in the Technical Specifications to permit operation of the facility using a partial fuel loading of 8 x 8 fuel assemblies and with modifications to the rod sequence control system in accordance with the licensees' application for license amendment dated May 30, 1975. The amendment, among other things, would modify operating limits in the technical specifications based upon an evaluation of emergency core cooling system (ECCS) performance calculated in accordance with an acceptable evaluation model that conforms to the requirements of the Commission's regulations in 10 CFR Part 50, § 50.46.

The licensees intend to supplement this application in October 1975 by submitting the following to the Commission:

1. Submittal in the format of Appendix A to NEDO-20360 as approved at that time which includes the appropriate safety and transient analyses. These analyses must demonstrate compliance of the Duane Arnold Energy Center with the Final Acceptance Criteria for emergency core cooling systems embodied in 10 CFR § 50.46 and 10 CFR Part 50, Appendix K;

2. Proposed revisions to the technical specifications based on the results of the appropriate safety and transient analyses;

3. Proposed revisions to the technical specifications for operation with the modified rod sequence control system;

4. Other information filed as a result of Commission requests.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By September 15, 1975 the licensees may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject facility operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Jack R. Newman, Esquire, Lowenstein, Newman, Reis and Axelrad, 1025 Connecticut Avenue, N.W., Washington, D.C. 20036, the attorney for the licensees.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine the witnesses.

For further details with respect to this action, see (1) the application for amendment dated May 30, 1975, (2) the Technical Report on the General Electric Company 8 x 8 Fuel Assembly dated February 5, 1974, by the Directorate of Licensing, (3) the Report of the Advisory Committee on Reactor Safeguards dated February 12, 1974, (4) the Licensing Topical Report, General Electric Boiling Water Reactor Generic Reload Application for 8 x 8 Fuel, NEDO-20360, as supplemented May 30, 1975, and (5) Amendment No. 15 to Duane Arnold Energy Center Final Safety Analysis Report, dated January 8, 1975, which describes the proposed modifications to the rod sequence control system. All of these documents are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Reference Service, Cedar Rapids Public Library, 426 Third Avenue, S.E., Cedar Rapids, Iowa 52401. The Commission is also considering NEDE-20360, as supplemented May 30, 1975, which is General Electric's proprietary supplement to NEDO-20360. The supplement to this application, to be filed in October 1975, will also be available for inspection at the above locations as soon as received. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 7th day of August 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.*

[FR Doc.75-21286 Filed 8-14-75;8:45 am]

[Docket No. 50-285]

## OMAHA PUBLIC POWER DISTRICT

### Proposed Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-40 issued to Omaha Public Power District (the licensee), for operation of the Fort Calhoun Station Unit 1 located in Washington County, Nebraska.

The amendment would revise the provisions in the Technical Specifications to: (1) Allow reactor operation at fuel exposures greater than 3000 MWD/MTU and; (2) incorporate operating limits that result from analyses performed using predicted Cycle 2 core conditions for fuel exposures greater than 3000 MWD/MTU, in accordance with the licensee's application for amendment, dated July 11, 1975. By License Amend-

ment No. 7, dated July 30, 1975, the licensee, was authorized to operate Fort Calhoun Station Unit 1 at 100% power up to a fuel exposure of 3000 MWD/MTU.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's rules and regulations.

By September 15, 1975, the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject facility operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations.

A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Committee, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Hope Babcock, Esquire, LeBoeuf, Lamb, Leiby & MacRae, 1757 N Street, NW., Washington, D.C. 20036, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendment dated July 11, 1975, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Blair Public Library, 1665 Lincoln Street, Blair, Nebraska 68008. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 12th day of August, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
*Chief, Operating Reactors Branch #3, Division of Reactor Licensing.*

[FR Doc.75-21588 Filed 8-14-75;8:45 am]

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 8, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

VETERANS ADMINISTRATION

Application for Authority to Close Section 1810 (Mobile Home) Loans on an Automatic Basis-Nonsupervised Lenders, 26-8742, on occasion, lenders, Caywood, C. P., 395-3443.

ENVIRONMENTAL PROTECTION AGENCY

Fuel Manufacturer Notification—Reports Other (See SF-83), petroleum industry, Lowry, R. L., 395-3772.

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service Exchange of Old Series Coupons for New Series Coupons—Food Stamp Program, single-time, food stamp reporting points, Lowry, R. L., 395-3772.

DEPARTMENT OF DEFENSE

Departmental and other Armed Forces Advertising Effectiveness Questionnaire, single-time, individuals in 24 SMSAS, Dick Eisinger, 395-6140.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development National Day Care Study: Research Program Information System, single-time, day care centers, Reese, B. F., 395-3211.

Office of Human Development National Day Care Study: Parent Interview, on occasion, parents of 3 and 4 yr. olds, Reese, B. F., 395-3211.

Health Services Administration Professional Standards Review Organization Routine Federal Reporting Requirements, BQA 0606, quarterly, professional standards review organizations, Lowry, R. L., 395-3772.

DEPARTMENT OF LABOR

Departmental and other Interdepartmental Workers' Compensation Task Force—Claim Survey IWCTF 01, single-time, business firms, Strasser, A., 395-5867.

REVISIONS

VETERAN'S ADMINISTRATION

Veterans Application for Work-Study Allowance, 20-8691, on occasion, veterans, Caywood, C. P., 395-3443.

ENVIRONMENTAL PROTECTION AGENCY

Fuel Additives Registration—Additive Manufacturer, NAPCA-HQ, on occasion, chemical manufacturers, petroleum industry, Lowry, R. L., 395-3772.

DEPARTMENT OF DEFENSE

Defense Civil Preparedness Agency Program Paper for Local Civil Defense, DCPA 744-A, annually, local civil preparedness directors/coordinators, Lowry, R. L., 395-3772.

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration Youth Alcohol Education Material Dissemination and Promotion, single-time, teachers, Planchon, P., 395-6140.

Federal Aviation Administration Measuring the Effects of System Operating Policies on the Travel Behavior and Desires of Individuals, single-time, samples of households in Los Angeles, Calif., Strasser, A., 395-5867.

EXTENSIONS

VETERANS ADMINISTRATION

Follow-Up Letter to Educationally Disadvantaged Veterans, FL23-657, on occasion, disadvantaged veterans, Caywood, D. P., 395-3443.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

[FR Doc.75-21569 Filed 8-14-75;8:45 am]





### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 12, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

TENNESSEE VALLEY AUTHORITY

Electric Load Survey Guide, TVA 6233, TVA 6233A, TVA 6233B, semi-annually, households and business firms, Hulett, D. T., 395-4730.

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration Application for Fishing Information and Questionnaire, single-time, tuna fishermen, Caywood, D. P., 395-3443.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institutes of Health DHEW Secretary's Task Force on Compensation of Injured Research Subjects Survey Questionnaire, OSNIH OD-7, single-time, medical doctors, Dick Eisinger, 395-6140.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Ass't. Sec'y.) HUD Relocation Evaluation Questionnaire, single-time, households relocated by urban renewal in 2 cities, Community & Veterans Affairs Division, 395-3532.

Administration (Office of Ass't. Sec'y.) HUD Real Estate Sector Study: Buyers and Sellers Questionnaire, single-time, buyers and sellers in six neighborhoods, Community & Veterans Affairs Division, Hulett, D. T. 395-3532.

DEPARTMENT OF JUSTICE

Departmental and Other:
Innovation Checklist for Defenders, 3600, single-time, chief defenders or their designates, George Hall, 395-6140.
Innovation Checklist for Prosecutors, 3600, single-time, chief prosecutors or their designates, George Hall, 395-6140.

DEPARTMENT OF THE INTERIOR

National Park Service Visitor Use Questionnaire—Yosemite and Sequoa-Kings Canyon National Parks, single-time, visitors to two national parks, Hulett, D. T., 395-4730.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration Application for Federal Assistance (Construction Program), 5100-100, on occasion, airport sponsors, Caywood, D. P., 395-3443.

Federal Highway Administration Highway Tunnel Inventory, single-time, highway tunnel operating authority, Strasser, A., 395-5867.

DEPARTMENT OF JUSTICE

Departmental and other Innovation Checklist for Courts, 3600, single-time, chief judges or their designates, George Hall, 395-6140.

REVISIONS

DEPARTMENT OF AGRICULTURE

Forest Service Wood Use in Single and Double-Wide Mobile Home Manufacture, 1974, single-time, mobile home manufacturers, Caywood, D. P., 395-3443.

DEPARTMENT OF COMMERCE

Bureau of Census:
Annual Survey of Manufactures, MA-100, annually, sample of manufacturing establishments, Hulett, D. T., 395-4730.
Survey of Gallonage Sales of Gasoline, SG-1, SG-2, SG-3, monthly, retail gasoline service stations, Hulett, D. T., 395-4730.

EXTENSIONS

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Administration (Office of Ass't. Sec'y.):
Recertification for Benefits Under Section 226(B) Disaster Relief Act of 1970, HUD-9954, on occasion, recipients of sec. 226 (B) benefits, Community & Veterans Affairs Division, 395-3532.
Letter Requesting Welfare Agency Verification-No Further Assistance, HUD-9950.1, on occasion, welfare agencies, Community & Veterans Affairs Division, 395-3532.
Mortgage or Rent Assistance Application for Benefits Sec. Under 226(B) Disaster Relief Act of 1970, HUD-9950, on occasion, disaster victims, Community & Veterans Affairs Division, 395-3532.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration Statement of Qualification—(FAA Representatives or Examiners), FAA8110-14, on occasion, airmen, Caywood, D. P., 395-3443.

VELMA N. BALDWIN,
*Assistant to the Director for Administration.*

[FR Doc.75-21632 Filed 8-14-75;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 500–1]

### BBI, INC.

#### Suspension of Trading

AUGUST 11, 1975.

The common stock of BBI, Inc., being traded on the American, and the Philadelphia-Baltimore-Washington Stock Exchanges pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of BBI, Inc., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12 (k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchanges and otherwise than on a national securities exchange is suspended, for the period from August 12, 1975 through August 21, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21499 Filed 8–14–75;8:45 am]

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[Rel. No. 19123; 70–5720]

### CONNECTICUT LIGHT AND POWER CO.

#### Proposal To Issue and Sell First Mortgage Bonds and Preferred Stock at Competitive Bidding

AUGUST 8, 1975.

NOTICE IS HEREBY GIVEN that The Connecticut Light and Power Company ("CL&P"), an electric utility subsidiary company of Northeast Utilities, a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the following proposed transactions. All interested parties are referred to said application, which is summarized below, for a complete statement of the proposed transactions.

CL&P proposes to issue and sell, at competitive bidding, up to $50 million principal amount of its First and Refunding Mortgage ——% Bonds, Series CC ("bonds"). The maturity date of the bonds will be not less than five nor more than thirty years from September 1, 1975. The interest rate, which shall be a multiple of ⅛ of 1%, and the price, which will be not less than 99% nor more than 102.75% of the principal amount thereof, will be determined by competitive bidding. The bonds will be issued under the Indenture of Mortgage and Deed of Trust dated as of May 1, 1921 ("Indenture") between CL&P and Bankers Trust Company, Trustee, as supplemented and amended from time to time, and as further supplemented by a supplemental indenture to be dated September 1, 1975 ("supplemental indenture"). The supplemental indenture provides, among other things, that bonds shall not be redeemed at the applicable general redemption price prior to September 1, 1980, from the proceeds of borrowings secured by CL&P at an effective interest cost to CL&P of less than the effective interest cost of the bonds. The supplemental indenture further provides for a mandatory cash sinking fund, so long as any bonds are outstanding in the annual amount of $2,500,000 commencing September 1, 1975 continuing to and including September 1, 1999.

CL&P also proposes to issue and sell, at competitive bidding, 400,000 shares of its Preferred Stock—Series L ("preferred stock"), par value $50 per share. The dividend rate, which shall be a multiple of $0.04 and the price to be paid to CL&P, which will be not less than $50 nor more than $51.375 per share, will be determined by the competitive bidding. The terms of the preferred stock include a prohibition, until September 1, 1980, against redeeming the preferred stock through the use, directly or indirectly, of borrowings or the proceeds of the issuance of stock ranking prior to or on a parity with the preferred stock as to dividends or assets, if such borrowings or stock have an effective interest or dividend cost to CL&P of less than the effective dividend cost of the preferred stock. The terms of the preferred stock also provide for a cumulative sinking fund commencing September 1, 1980, to the extent any funds of CL&P are legally available therefor, for the annual redemption or purchase of 20,000 shares of the preferred stock. The redemption price will equal the initial public offering price plus accrued dividends to the date of redemption.

The application states that CL&P will use the net proceeds from the sale of the bonds and preferred stock, together with a capital contribution of $20 million which Northeast Utilities will make in December, 1975, to repay short-term borrowings incurred for the purpose of financing CL&P's 1974–1975 construction program. Such short-term borrowings will aggregate an estimated $60 million at the time of the aforementioned sales. The balance of the proceeds of the sales will be used to finance, in part, CL&P's 1975–1976 construction program.

A statement of the fees, commissions, and expenses incurred or to be incurred in connection with the proposed transactions will be supplied by amendment. The approval of the Connecticut Public Utilities Commission is required for the issuance of the bonds and preferred stock. It is stated that no other State commission, and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

NOTICE IS FURTHER GIVEN that any interested person may, not later than September 2, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21526 Filed 8–14–75;8:45 am]

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[70–5717; Rel. No. 19120]

### DELMARVA POWER & LIGHT CO.

#### Proposal To Lease Coal Cars

AUGUST 7, 1975.

Notice is hereby given, That Delmarva Power & Light Company ("Delmarva") 800 King Street, Wilmington, Delaware 19899, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act") designating Sections 6, 7, 9 and 10 of the Act and Rule 50 promulgated thereunder as applicable to the following proposed transaction. All interested parties are referred to said declaration, which is summarized below, for a complete statement of the proposed transaction.

Delmarva proposes to enter into a leveraged-lease agreement under which Delmarva will sublease from PLM Leasing Company, a subsidiary of Professional Lease Management, Inc. ("PLM"), seventy-seven, 100 ton open top hopper cars. The cars will be used solely by Delmarva to transport coal from various mining locations to Delmarva's Indian River generating station. The cars will be operated by the Penn Central Transportation Company and maintained under an agreement between Delmarva and a subsidiary of PLM.

A trust, with Continental Illinois Bank & Trust Co. as trustee, will be formed for the purpose of purchasing the cars from Pullman, Inc. for an approximate total cost of $2,200,000. International Paper Credit Corporation will provide approximately 37% of the total cost of the cars through its purchase of the entire equity interest in the trust. The remaining 63% of the cost will be provided through Lincoln National Life Insurance Company's purchase of the Conditional Sale Indebtedness. The trust will lease the cars to PLM Leasing, which will sublease such cars to Delmarva over a period of 15 years at a rental rate to Delmarva approximating $282,000 per annum. It is stated that the effective cost to Delmarva under this lease is estimated at 10.86% per annum. Under the terms of the sublease Delmarva retains an option to extend the sublease for two year periods not to extend beyond January 15, 1997. It is stated that the Company intends to account for this transaction as a rental expense. PLM Leasing Company will secure the transaction by assigning its rights under its non-cancellable 15 year net sublease agreement with Delmarva.

Fees and expenses to be incurred in connection with the transaction are estimated at $18,000, including legal fees of $12,000. It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given, That any interested person may, not later than September 2, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21456 Filed 8–14–75;8:45 am]





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[70–5722;Rel. No. 19119]

### POTOMAC EDISON CO.

#### Proposed Issue and Sale of First Mortgage Bonds at Competitive Bidding

AUGUST 7, 1975.

Notice is hereby given, That The Potomac Edison Company ("Potomac") Downsville Pike, Hagerstown, Maryland 21740, an electric utility subsidiary company of Allegheny Power System, Inc., a registered holding company, has filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6 and 7 of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transaction.

Potomac proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, up to $30,000,000 principal amount of First Mortgage Bonds, in one or more series, each such series to mature in not less than 5 and not more than 30 years ("bonds"). Prospective bidders for the bonds will be notified of the maturity of the bonds not less than 72 hours prior to the day the bonds are to be offered. The interest rate (which will be expressed in a multiple of ⅛ of 1%) and the price of the bonds (which shall not be less than 99% nor more than 102.75% of the principal amount thereof) will be determined by the competitive bidding. Terms of the bonds will preclude Potomac from redeeming any of the bonds prior to October 1, 1980, if such redemption is for the purpose of refunding the bonds with proceeds of funds borrowed at a lower effective interest cost. The bonds will be issued under an Indenture dated as of October 1, 1944, between Potomac and Chemical Bank, as Trustee, as heretofore supplemented and as to be further supplemented by a Supplemental Indenture to be dated as of October 1, 1975.

Proceeds from the sale of the bonds will be used to pay or prepay outstanding short-term debt of Potomac and for Potomac's construction program. Potomac expects that at the time of issuance of the bonds, it will have $50,000,000 in short-term debt outstanding.

Fees and expenses to be incurred in connection with the proposed transaction will be supplied by amendment. It is stated that the Public Service Commission of Maryland, the State Corporation Commission of Virginia and the Pennsylvania Public Utility Commission have jurisdiction over the proposed transaction and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given, That any interested person may, not later than September 10, 1975, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by such application-declaration which he desires to controvert, or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21457 Filed 8–14–75;8:45 am]

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[File No. 500–1]

### ROYAL PROPERTIES INC.

#### Suspension of Trading

AUGUST 8, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Royal Properties Incorporated being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 11, 1975 through August 20, 1975.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,
*Secretary.*

[FR Doc.75–21458 Filed 8–14–75;8:45 am]



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## VETERANS ADMINISTRATION

### ADVISORY COMMITTEE ON CEMETERIES AND MEMORIALS

#### Meeting

The Veterans Administration gives notice that a meeting of the Administrator's Advisory Committee on Cemeteries and Memorials, authorized by section 1001, title 38, United States Code, will be held at the Union Center Plaza, Room 9517, 941 North Capitol Street, NE., Washington, D.C., on September 8 and 9, 1975, at 9 a.m. The meeting will be held to conduct routine business.

The meeting will be open to the public up to the seating capacity of the conference room which is about 40 persons. Because of the limited seating capacity and the need for building security, it will be necessary for those wishing to attend to contact Ms. Charlotte Withers in the office of the Director, National Cemetery System, Veterans Administration Central Office (phone 202-389-5211) prior to September 8, 1975.

Any interested person may attend, appear before, or file statements with the Committee—which statements, if in written form, may be filed before or after the meeting.

Oral statements and/or reports from the public will be heard only between 3 pm and 4:30 pm on September 9, 1975, due to the number of items on the agenda for the meeting.

Dated: August 12, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
*Deputy Administrator*

[FR Doc.75-21551 Filed 8-14-75;8:45 am]

### CENTRAL OFFICE EDUCATION AND TRAINING REVIEW PANEL

#### Meeting

The Veterans Administration gives notice pursuant to Public Law 92-463 that a meeting of the Central Office Education and Training Review Panel, authorized by Section 1790(b), Title 38, United States Code, will be held in Room 119, Veterans Administration Central Office, 810 Vermont Avenue, N.W., Washington, D.C. on September 8, 1975, at 10 a.m. The meeting will be held for the purpose of reviewing the June 17, 1975, decision of the Director, Veterans Administration Regional Office, Nashville, Tennessee that benefits to all eligible persons enrolled in Jett Barber School, 3740 North Watkins Street, Memphis, Tennessee be discontinued, effective July 1, 1975.

The meeting will be open to the public up to the seating capacity of the conference room. Because of the limited seating capacity, it will be necessary for those wishing to attend to contact Mr. Halsey A. Dean, Chief Appraisal and Compliance, Education and Rehabilitation Service, Veterans Administration Central Office (Phone 202 389-2850) prior to September 1, 1975.

Dated: August 12, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
*Deputy Administrator.*

[FR Doc.75-21552 Filed 8-14-75;8:45 am]

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[V-75-11]

### STONE CONTAINER CORP.

#### Application for Variance and Interim Order; Grant of Interim Order

1. *Notice of application.* Notice is hereby given that Stone Container Corporation, Stone Container Building, 360 North Michigan Avenue, Chicago, Illinois 60601 has made application pursuant to section 6(d) of the Williams-Steiger Occupational Safety and Health Act of 1970 (84 Stat. 1596; 29 U.S.C. 655) and 29 CFR 1905.11 for a variance, and interim order pending a decision on the application for a variance, from the standards prescribed in 29 CFR 1910.213 (c)(1) which specifies the type of guard required for circular hand-fed ripsaws.

The address of the place of employment that will be affected by the application is as follows:

Stone Container Corporation, Die Making Department, 20 South Dutoit Street, Dayton, Ohio 45402.

The applicant certifies that employees who would be affected by the variance have been notified of the application by giving a copy of it to their authorized employee representative, and by posting a copy at all places where notices to employees are normally posted. Employees have also been informed of their right to petition the Assistant Secretary for a hearing.

Regarding the merits of the application, the applicant contends that it is providing a place of employment as safe as that required by the standard.

In the applicant's business it is necessary to cut ¾" plywood into very small pieces, some as small as 3/16" in width. These cuts must be precise to the thousandths of an inch. The applicant has stated that it is unable to utilize the guard required by § 1910.213(c)(1) because a portion of the guard is required to be self-adjusting and rest on the workpiece. This would tend to affect the accuracy of the cut.

Instead, the applicant has developed a special guard for use on its circular ripsaws. The applicant contends that these guards will provide safety to employees while making precise cuts on small pieces of cross-bonded plywood. The guard consists of two parts: a steel guard is rigidly secured in a slot behind the saw and covers the top of the blade; a clear plastic guard covers the portion of the steel guard which is over the blade, extending straight down on both sides of the blade leaving ½" space between the guard and the blade, and extending to a position 1" in front of the blade. This guard leaves a space of ¼" or less between the top of the workpiece and the guard. The operator can hold the block of wood against the guide with a pick and, the applicant contends, be protected from contacting the blade.

In addition, the applicant states that cross-bonded plywood is the only kind used, and that this type will not close behind the blade, binding the saw.

A copy of the application will be made available for inspection and copying upon request at the Office of Compliance Programming, U.S. Department of Labor, 200 Constitution Avenue, N.W., Room N3603, aWshington, D.C. 20210, and at the following Regional and Area Offices:

U.S. Department of Labor, Occupational Safety and Health Administration, 230 South Dearborn Street, 32nd Floor—Room 3259, Chicago, Illinois 60604.

U.S. Department of Labor, Occupational Safety and Health Administration, 230 South Dearborn—10th Floor, Chicago, Illinois 60604.

U.S. Department of Labor, Occupational Safety and Health Administration, Federal Office Building—Room 4028, 550 Main Street, Cincinnati, Ohio 45202.

All interested persons, including employers and employees, who believe they would be affected by the grant or denial of the application for a variance are invited to submit written data, views and arguments relating to the pertinent application no later than September 15, 1975. In addition, employers and employees who believe they would be affected by a grant or denial of the variance may request a hearing on the application no later than September 15, 1975, in conformity with the requirements of 29 CFR 1905.15. Submission of written comments and requests for a hearing should be in quadruplicate, and must be addressed to the Office of Compliance Programming at the above address.

II. *Interim Order.* It appears from the application for a variance and interim order, and from photographs submitted with the application that, as required by section 6(d) of the Act, the guard designed by the applicant for use on its circular ripsaws will provide to the affected employees a place of employment as safe as that which would be provided if the applicant complied with 29 CFR 1910.213(c)(1). It further appears that an interim order is necessary to prevent undue hardship to the applicant and its employees pending a decision on the variance. Therefore it is ordered, pursuant to authority in section 6(d) of the Williams-Steiger Occupational Safety and Health Act of 1970, and 29 CFR 1905.11(c) that Stone Container Corporation be, and it is hereby, authorized to operate its circular hand-fed ripsaws while utilizing the specially designed guard described in its application.

Stone Container Corporation shall give notice of this interim order to employees affected thereby, by the same means required to be used to inform them of the application for a variance.

*Effective date.* This interim order shall be effective as of August 15, 1975, and shall remain in effect until a decision is rendered on the application for variance.

Signed at Washington, D.C. this 12th day of August, 1975.

JOHN T. DUNLOP,
*Secretary of Labor.*

[FR Doc.75-21474 Filed 8-14-75;8:45 am]

### WASHINGTON STATE STANDARDS

#### Notice of Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 667) (hereinafter called the Act) by which the Assistant Regional Director for Occupational Safety and Health (hereinafter called the Assistant Regional Director) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary) (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On January 26, 1973, notice was published in the FEDERAL REGISTER (38 FR 2421) of the approval of the Washington plan and the adoption of Subpart F to Part 1952 containing the decision.

The Washington plan provides for the adoption of State standards which are at least as effective as comparable Federal standards promulgated under section 6 of the Act. Section 1952.123 of Subpart F sets forth the State's schedule for adoption of Federal standards. By letters dated October 25, 1974, and October 9, 1974, from John E. Hiller, Supervisor, Department of Labor and Industries to James W. Lake, Assistant Regional Director, and incorporated as part of the plan, the State submitted State standards comparable to 29 CFR Part 1910 Subpart R sections 1910.263 and 1910.264, respectively. Both of these standards, which are contained in Chapter 296-302 WAC of the Safety Standards for Bakery Equipment and in Chapter 296-303 WAC of the Safety Standards for Laundry Machinery and Operations, respectively, were promulgated after due notice and a public hearing held at Olympia, Washington on April 8, 1974 and adopted by the Department of Labor and Industries on April 8, 1974, pursuant to Chapter 34.04 RCW and Chapter 1-12 WAC.

2. *Decision.* Having reviewed the State submissions in comparison with the Federal standards it has been determined that the State standards are identical to the Federal standards and are hereby approved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplements, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Assistant Regional Director, Occupational Safety and Health Administration, Room 6048, Federal Office Building,, 909 First Avenue, Seattle, Washington 98174; Department of Labor and Industries, General Administration Building, Olympia, Washington 98504; and Office of the Associate Assistant Secretary for Regional Programs, Room N-3112, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

4. *Public participation.* Under 29 CFR 1953.2(c), the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Regional Director's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with the procedural requirements of State law and further participation would be unnecessary.

This decision is effective August 15, 1975.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667)).

Signed at Seattle, Washington this 25th day of July, 1975.

JAMES W. LAKE,
*Assistant Regional Director.*

[FR Doc.75-21473 Filed 8-14-75;8:45 am]

### Office of the Secretary

[TA-W-108]

### CHRYSLER CORP.

#### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On August 5, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Dayton, Ohio, plants of Chrysler Corporation, Detroit, Michigan (TA-W-108). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with heating & air conditioning components for Chrysler cars & trucks and residential air conditioners produced by Chrysler Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 25, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 6th day of August 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-21398 Filed 8-14-75;8:45 am]

[TA-W-47; TA-W-51]

### INTERNATIONAL SHOE CO.

#### Certification and Negative Determination Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 The Department of Labor herein presents the results of TA-W-47 and TA-W-51; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

Investigations were initiated on June 5 and June 10, 1975 in response to worker petitions received on June 5 filed by the Boot and Shoe Workers Union on behalf of workers formerly producing infants' footwear at Evansville, Illinois plant, and on June 6 filed on behalf of workers producing men's footwear at the Perryville, Missouri plant; both are plants of International Shoe Company, St. Louis, Missouri, a subsidiary of Interco, Incorporated, St. Louis, Missouri.

The Notices of Investigations were published in the FEDERAL REGISTER (40 FR 25647) on June 17, 1975. No public hearings were requested and none were held.

The information upon which the determination was made was obtained principally from officials of International Shoe Company, its customers, the U.S. International Trade Commission, U.S. Department of Commerce, American Footwear Industries Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assist-

ance each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

*Significant total or Partial Separations.* All workers of the Evansville plant of the International Shoe Company were separated in December 1974 and January 1975 when production was shifted to the Perryville plant. Total or partial separations of workers engaged in employment related to the production of men's footwear at the Perryville plant occurred from October 1974 through April 1975, when employment declined 16 percent.

*Sales or Production, or Both, Have Decreased Absolutely.* Sales and Production of men's footwear at the Perryville plant declined 40.2 percent and 42.6 percent respectively from 1974 to 1975.

Sales and Production of men's footwear at the Perryville plant forced the company to close the Evansville plant and consolidate operations at Perryville.

*Increased Imports Contributed Importantly.* Imports of men's nonrubber footwear increased from about 45 million pairs in 1970 to about 69 million pairs in 1974. The import/consumption and import/production ratios increased from 35.4 percent and 54.7 percent respectively in 1970 to 44.5 percent and 80.1 percent in 1974.

Imports of men's leather footwear increased from about 29 million pairs in 1970 to about 56 million pairs in 1974. The ratios of imports to domestic consumption and production increased significantly from 35.0 percent and 53.7 percent respectively in 1970 to 54.2 percent and 118.3 percent respectively in 1974.

International Shoe Company imports of men's footwear constituted about 25 percent of the company's available supply of men's footwear in fiscal year 1975 for sale to its customers.

Imports of infants' and babies' nonrubber footwear declined from 9 million pairs in 1972 to 6.8 million pairs in 1974. The import/consumption and import/production ratios declined from 25.5 percent and 34.2 percent respectively in 1972 to 22.7 percent and 29.3 percent respectively in 1974.

*Conclusion.* After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with men's footwear produced by the Perryville, Missouri plant of International Shoe Company contributed importantly to the total or partial separation of workers of that plant. I further conclude that increases of imports like or directly competitive with infants' and babies' footwear produced by the Evansville, Illinois plant of International Shoe Company did not contribute importantly to the total or partial separation of workers of that plant. Section 223(b)(2) of the Trade Act of 1974 provides that certification of eligibility to apply for worker adjustment assistance may not apply to any worker last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act I make the following certification:

"That all workers, hourly, piecework and salaried of the Perryville, Missouri plant of the International Shoe Company who became totally or partially separated from employment related to the production of men's footwear on or after October 3, 1974 and before May 1, 1975 be certified as eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and that certification of eligibility for adjustment assistance for workers employed at the Evansville, Illinois plant be denied."

Signed at Washington, D.C., this 4th day of August 1975.

HERBERT N. BLACKMAN,
*Associate Deputy Under Secretary for Trade and Adjustment Policy.*

[FR Doc.75-21397 Filed 8-14-75;8:45 am]

[TA-W-107]

## GENERAL MOTORS CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On August 5, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of Frigidaire Division of General Motors Corporation, Dayton, Ohio (TA-W-107). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with home appliances and auto parts produced by General Motors Corporation, or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 25, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St: and Constitutional Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 5th day of August 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-21399 Filed 8-14-75;8:45 am]

[TA-W-106]

## MIDLAND ROSS CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On August 5, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of the Easton, Pennsylvania plant, Midland Ross Corporation, Cleveland, Ohio (TA-W-106). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with rubber gaskets for IBM machine produced by Midland Ross Corporation, or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 25, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 5th day of August 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-21400 Filed 8-14-75;8:45 am]





[TA-W-105]

## WESTINGHOUSE ELECTRIC CORP.

### Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On July 31, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical, Radio and Machine Workers on behalf of the workers and former workers of East Pittsburgh, Pennsylvania plant of Westinghouse Electric Corporation, Pittsburgh, Pennsylvania (TA-W-105). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in Section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with turbo generators and motors, water wheel generators and pumps, power circuit breakers, and switchgear apparatus produced by Westinghouse Electric Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before August 25, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C., this 31st day of July 1975.

MARVIN M. FOOKS,
*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc.75-21401 Filed 8-14-75;8:45 am]

## Wage and Hour Division

### FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

### Certificates Authorizing Employment at Subminimum Wages

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of full-time students (29 CFR 519), and Administrative Order 621 (36 F.R. 12819), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates not less than 85 percent of the wage rates otherwise applicable under section 6 of the Act.

The establishments listed hereinafter consist of department, variety and miscellaneous general merchandise stores engaged in the selling of a number of lines of merchandise, such as dry goods, apparel and accessories, furniture and home furnishings, small wares, hardware, and food.

These certificates provide for monthly limitations on the percentage of hours of employment of full-time students at subminimum wage rates to the total hours of employment of all employees. The range of these limitations for each establishment is indicated in the following list.

The authority provided by any of these certificates was not effective before March 21, 1975, and expires not later than June 11, 1976, but in no instance does the effective period of any one certificate exceed one year.

Allen's of Hastings, Inc., 1115 West Second Street, Hastings, NE, 20 percent during any month.

Anderson & Basta Enterprises, Inc., 109 Naganoba Street, Northport, MI, 10 to 17 percent.

Ben Franklin Store: No. 1953, Bensenville, IL, 10 to 40 percent; No. 1003, Glenwood, IL, 28 to 40 percent; No. 1269, Homewood, IL, 10 to 40 percent; No. 1842, Elkhart, IN, 17 to 29 percent; 3938 Lincoln Way West, South Bend, IN, 13 to 28 percent; 1129 East Grand River, Howell, MI, 10 to 40 percent; No. 4815, Albuquerque, NM, 13 to 24 percent; Peachtree Plaza Shopping Center, Greer, SC, 10 to 45 percent; 123 Franklin Street, Port Washington, WI, 13 to 22 percent; 828 South Main Street, West Bend, WI, 10 to 40 percent.

Big K Department Store: Fort Campbell Boulevard, Hopkinsville, KY, 11 to 59 percent; Clarksdale Shopping Center, Clarksdale, MS, Corinth Plaza Shopping Center, Corinth, MS and Oakwood Plaza Shopping Center, Oxford, MS, 10 to 18 percent; Charlotte Square Shopping Center, Nashville, TN, 11 to 21 percent.

The Big Store, Inc., New London, MN, 10 to 17 percent.

Conley's: No. 8, Magnolia, OH, 10 to 32 percent; No. 9, Midvale, OH, 10 to 20 percent; No. 5, North Eaton, OH, 10 to 32 percent.

Duckwall Stores: No. 62, Colorado Springs, CO, 10 to 29 percent; No. 64, Colorado Springs, CO, 10 to 15 percent; No. 66, Colorado Springs, CO, 10 to 20 percent; Nos. 74, 98 and 100, Colorado Springs, CO, 13 to 32 percent; No. 75, Denver, CO, 20 to 49 percent; No. 84, Northglenn, CO, 19 to 49 percent; No. 65, Pueblo, CO, 15 to 51 percent; No. 76, Pueblo, CO, 22 to 48 percent; No. 1, Abilene, KS, 15 to 28 percent; No. 5, Concordia, KS, 20 to 44 percent; No. 11, Dodge City, KS, 15 to 28 percent; No. 78, Elkhart, KS and No. 12, Garden City, KS, 14 to 26 percent; No. 21, Goodland, KS, 24 to 55 percent; No. 115, Great Bend, KS, 15 to 28 percent; No. 17, Hays, KS, 14 to 26 percent; No. 99, Hutchinson, KS, 15 to 28 percent; No. 103, Junction City, KS, 20 to 44 percent; No. 18, Larned, KS, 24 to 55 percent; No. 106, Leavenworth, KS., 20 to 44 percent; No. 14, Liberal, KS, 14 to 26 percent; No. 45, Manhattan, KS, 20 to 44 percent; No. 97, Newton, KS, 15 to 28 percent; No. 25, Norton, KS, 10 to 26 percent; No. 102, Olathe, KS, No. 110, Ottawa, KS and No. 19, Pratt, KS, 24 to 55 percent; No. 2, Salina, KS, Nos. 104, 109, Topeka, KS and No. 108, Beatrice, NE, 20 to 44 percent; No. 111, Kearney, NE and No. 114, McCook, NE, 14 to 26 percent; Nos. 57 and 89, Albuquerque, NM and No. 81, Roswell, NM, 10 to 48 percent.

Duke & Ayres, Inc., No. 10, Clarksville, TX, 10 to 41 percent.

Eagle Store, No. 24, Clinton, NC, 10 to 18 percent.

Edward's Store of Canton, 102 North Main Street, Canton, IL, 22 to 50 percent.

Edward's, Inc.: No. 35, Savannah, GA, 10 to 14 percent; Augusta Highway I-78, Clearwater, SC, 10 to 15 percent; No. 31, Easley, SC and West Evans & Cashua Drive, Florence, SC, 10 to 14 percent.

Fleishman Company, 115 South Main Street, Anderson, SC, 10 to 27 percent.

W. T. Grant Company: No. 400, Rumford, ME, 10 to 13 percent; No. 175, Kalamazoo, MI, 10 to 22 percent; No. 121, Burlington, VT, 10 to 13 percent.

Harry From's, Inc., 103 West Main Street, Union, SC, 10 to 20 percent.

W. H. Hudson Company, Inc., 215 South Lafayette Street, Shelby, NC, 10 to 13 percent.

Kramer's Department Store of Wallace, Inc., Rockfish Plaza, Wallace, NC, 10 to 12 percent.

K Mart: No. 4210, Atlanta, GA, 10 to 13 percent; No. 4459, Hinsdale, IL, 12 to 20 percent; No. 4568, Niles, IL, 18 to 39 percent; No. 7042, Valparaiso, IN, 14 to 25 percent; No. 9028, Kingsford, MI and No. 7031, Menominee, MI, 10 to 25 percent; No. 3190, Duluth, MN, 10 to 32 percent; No. 4318, Burlington, NC, 11 to 22 percent; No. 7013, College Station, TX, Nos. 4080 and 4328, Houston, TX, 10 to 27 percent.

Kuhn's Variety Store: Third & Main, Russellville, KY, 10 to 19 percent; 606 Taylor Street, Corinth, MS, Corner Rose & Reynolds Street, Pontotoc, MS and 401 West Main Street, Tupelo, MS, 10 to 18 percent; 129 Main Street, Dickson, TN, 10 to 16 percent; 109 South Elk Street, Fayetteville, TN, 10 to 18 percent; Gallatin Plaza Shopping Center, Gallatin, TN, 11 to 21 percent; 110 West

Broadway, Lenoir City, TN, 10 to 20 percent; 4816 Charlotte Road and Belle Meade Plaza Shopping Center, Harding Road, Nashville, TN, 11 to 21 percent; 210–214 Cedar Avenue, South Pittsburgh, TN, 10 to 20 percent.

Leggett Department Store: 1289 Dabney Drive, 301–07 Garnett Street, Henderson, NC and West Nash Street, Louisburg, NC, 13 to 39 percent; 118 College Street, Oxford, NC, 1040–44 Roanoke Avenue, Roanoke Rapids, NC, 124 South Main Street, Roxboro, NC, 120 Main Street, Warrenton, NC and 117 Washington Avenue, Weldon, NC, 13 to 39 percent; 150 South Main Street, Lexington, VA, 18 to 31 percent.

McCrory Store: No. 205, Waterbury, CT, 10 to 28 percent; No. 286, Lake Wales, FL, 10 to 40 percent; No. 368, Ormond Beach, FL, 10 to 22 percent; No. 670, Westbrook, ME, 19 to 36 percent; No. 242, Springfield, MA, 10 to 28 percent; No. 6434, Meridian, MS, 10 to 27 percent; No. 378, Camden, NJ, 14 to 29 percent; Nos. 248 and 294, Albuquerque, NM, 10 to 27 percent; No. 268, Kinston, NC, 10 to 24 percent; No. 50, Altus, OK, 10 to 20 percent; No. 30, Hazleton, PA, 15 to 32 percent; No. 206, Westerly, RI, 10 to 28 percent; No. 128, Johnson City, TN, 10 to 30 percent; No. 6372, Austin, TX and No. 6486, Houston, TX, 11 to 15 percent.

McLeod's, Inc., 910 Towne East Square, Wichita, KS, 10 to 15 percent.

G. McNew Store, No. 117, Frederick, MD, 10 to 18 percent.

Magic Mart: Pine Plaza Shopping Center, Arkadelphia, AR, 10 to 25 percent; 101–108 Main Street, Crossett, AR, 16 to 41 percent; Highway 62–65 North, Harrison, AR, 10 to 23 percent; Indiandale Shopping Center, Hot Springs, AR, 10 to 22 percent; 660 Main Street, Jacksonville, AR, 17 to 40 percent; 5919 Baseline Road at Geyer Springs, 1701 Main Street and 105 North Rodney Parham Road, Little Rock, AR, 10 to 17 percent; State Highway 81, Monticello, AR, 10 to 36 percent; 4701 John F. Kennedy Boulevard, North Little Rock, AR, 10 to 17 percent, 2700 Pike Avenue, North Little Rock, AR, 12 to 32 percent; 3003 East Race Avenue, Searcy, AR, 10 to 14 percent; 609 South Main Street, Springhill, LA, 16 to 41 percent; 110 Shoppers Square, Batesville, MS, 11 to 38 percent; Canton East Shopping Center, Canton, MS, 10 to 39 percent; 417 South Street, Cleveland, MS and Mississippi Highway 8, Grenada, MS, 11 to 38 percent; U.S. Highway 82, Indianola, MS, 10 to 39 percent.

Mattingly's: No. 55, Blue Springs, MO, 22 to 30 percent; No. 12, Boonville, MO, 10 to 19 percent; No. 16, Brookfield, MO, 10 to 23 percent; No. 17, Clinton, MO, No. 40, Columbia, MO, No. 22, Eldon, MO, No. 19, Fulton, MO, No. 39, Jefferson City, MO, No. 47, Jefferson City, MO, Nos. 48 and 51, Kirksville, MO, No. 23, Lebanon, MO, No. 54, Lee's Summit, MO, No. 37, Marshall, MO, No. 50, Nevada, MO, No. 42, St. Joseph, MO and Nos. 32 and 44, Sedalia, MO, 22 to 30 percent.

Mid State Sales, Inc., Route 45, S., Effingham, IL, 10 to 15 percent.

Morgan & Lindsey: No. 3006, Mansfield, LA, 10 to 16 percent; No. 3089, New Orleans, LA, 10 to 31 percent; No. 3002, Oakdale, LA, 10 to 27 percent; No. 3122, Forest, MS, 10 to 21 percent; Nos. 3062 and 3085, Gulfport, MS, 10 to 22 percent; No. 3036, Pascagoula, MS, 10 to 18 percent.

M. E. Moses Co.: No. 44, Arlington, TX, 19 to 50 percent; No. 7, Dallas, TX, 20 to 38 percent; No. 14, Dallas, TX, 19 to 50 percent; Nos. 20 and 28, Dallas, TX, 22 to 30 percent; No. 35, Dallas, TX, 20 to 38 percent; No. 39, Dallas, TX, 22 to 30 percent; No. 43, Dallas, TX, 19 to 50 percent; No. 51, Dallas TX and No. 33, Denton, TX, 19 to 41 percent; No. 9, Henderson, TX, 19 to 50 percent; No. 16, Lewisville, TX and No. 30, Longview, TX, 22 to 30 percent; No. 34, Mathis, TX, 19 to 50 percent; No. 22, Mesquite, TX, 28 to 40 percent; No. 12, Pampa, TX, and No. 13, Vernon, TX, 19 to 41 percent.

E. B. Mott Co., 22 to 30 percent: No. 27, Azle, TX; No. 56, Brownwood, TX; No. 2, Burleson, TX; No. 25, Dallas, TX; Nos. 11, 19, 29, 31, 43 and 61, Fort Worth, TX; No. 6, Grand Prairie, TX; No. 46, Lancaster, TX; No. 10, Sweetwater, TX.

G. C. Murphy Company: No. 255, Daytona Beach, FL, 10 to 24 percent; No. 289, Gainesville, FL, 10 to 27 percent; No. 276, Hialeah, FL, 10 to 17 percent; No. 279, Holly Hill, FL, 10 to 15 percent; No. 262, Jacksonville, FL, 10 to 27 percent; No. 264, Miami, FL, 10 to 17 percent; No. 284, Orlando, FL, 10 to 24 percent; No. 287, Panama City, FL, Nos. 253 and 292, Pensacola, FL, 12 to 25 percent; No. 272, St. Petersburg, FL, 10 to 13 percent; No. 290, West Hollywood, FL, 10 to 17 percent; No. 274, West Palm Beach, FL, 12 to 24 percent; No. 248, Moultrie, GA, 10 to 14 percent; No. 251, Berwyn, IL, 14 to 32 percent; No. 439, Effingham, IL, 10 to 13 percent; No. 457, Flora, IL, 10 to 16 percent; No. 112, Pontiac, IL, 10 to 13 percent; No. 113, Streator, IL, 10 to 19 percent; No. 461, Aurora, IN, 13 to 30 percent; No. 401, Bluffton, IN, 10 to 17 percent; No. 101, Brazil, IN, 10 to 19 percent; No. 99, Clinton, IN, 10 to 28 percent; No. 423, Crawfordsville, IN, 10 to 19 percent; No. 407, Decatur, IN, 10 to 20 percent; No. 404, Elwood, IN, 10 to 21 percent; No. 103, Fort Wayne, IN, 10 to 16 percent; No. 412, Franklin, IN, 10 to 12 percent; No. 223, Greensburg, IN, 10 to 13 percent; No. 341, Goshen, IN, 10 to 16 percent; No. 408, Hartford City, IN, 10 to 15 percent; No. 425, Huntingburg, IN, 10 to 13 percent; No. 123, Indianapolis, IN, 10 to 16 percent; No. 235, Indianapolis, IN, 10 to 22 percent; No. 244, Indianapolis, IN, 11 to 26 percent; No. 260, Indianapolis, IN, 10 to 16 percent; No. 445, Kendallville, IN, 10 to 20 percent; No. 300, Kokomo, IN, 11 to 26 percent; No. 203, Linton, IN and No. 405, Portland, IN, 10 to 15 percent; No. 420, Princeton, IN, 10 to 17 percent; No. 72, Seymour, IN, 10 to 12 percent; No. 105, Shelbyville, IN, 10 to 14 percent; No. 114, Washington, IN, 10 to 11 percent; No. 282, Shreveport, LA, 12 to 25 percent; No. 220, Hancock, MD, 10 to 18 percent; No. 444, Coldwater, MI, 10 to 11 percent; No. 437, Marshall, MI, 10 to 16 percent; No. 424, Owosso, MI, 10 to 25 percent; No. 120, St. Joseph, MI, 10 to 29 percent; No. 451, South Haven, MI, 10 to 37 percent; No. 161, Minneapolis, MN, and No. 270, St. Paul, MN, 13 to 22 percent; No. 249, Hickory, NC, 10 to 27 percent; No. 337, Smithfield, NC, 17 to 24 percent; No. 181, Alliance, OH, 10 to 24 percent; No. 140, Barnesville, OH, 10 to 15 percent; No. 65, Bellaire, OH, 10 to 24 percent; No. 36, Bellefontaine, OH, 10 to 21 percent; No. 415, Bryon, OH, 10 to 19 percent; No. 110, Circleville, OH; 10 to 11 percent; No. 291, Cleveland, OH, 10 to 18 percent; No. 265, Columbus, OH, 10 to 26 percent; No. 281, Dayton, OH, 10 to 18 percent; No. 418, Defiance, OH, 10 to 21 percent; No. 460, Gallon, OH, 10 to 22 percent; No. 2, Gallipolis, OH, 10 to 19 percent; No. 37, Greenville, OH, 10 to 21 percent; No. 456, Hillsboro, OH, 10 to 15 percent; No. 459, Jackson, OH, 10 to 21 percent; No. 269, Kettering, OH, 10 to 18 percent; No. 446, Lebanon, OH, 10 to 23 percent; No. 230, Marion, OH, 10 to 24 percent; No. 257, N. Ridgeville, OH, 10 to 18 percent; No. 41, Piqua, OH, 10 to 11 percent; No. 453, St. Mary, OH, 10 to 15 percent; No. 40, Sidney, OH, 10 to 14 percent; No. 419, Urbana, OH, 10 to 16 percent; No. 20, Washington Court House, OH, 10 to 11 percent; No. 192, Wilmington, OH, 10 to 20 percent; No. 222, Youngstown, OH, 10 to 21 percent; No. 303, Aliquippa, PA, 10 to 18 percent; No. 311, Altoona, PA and No. 321, Belle Vernon, PA, 10 to 23 percent; No. 701, DuBois, PA, 10 to 30 percent; No. 602, Greenville, PA, 10 to 22 percent; No. 210, Oakmont, PA, 10 to 12 percent; No. 316, San Antonio, TX, 10 to 28 percent; No. 198, Alexandria, VA, 10 to 24 percent; No. 214, Arlington, VA, 15 to 32 percent; No. 308, Culpeper, VA, No. 107, Danville, VA and No. 278, Lynchburg, VA, 10 to 16 percent; No. 24, Newport News, VA, 11 to 20 percent; No. 142, Richmond, VA, 10 to 16 percent; No. 208, Richmond, VA, 10 to 20 percent; No. 245, Richmond, VA, 10 to 17 percent; No. 286, Roanoke, VA, 10 to 16 percent; No. 156, Woodbridge, VA, 13 to 23 percent; No. 132, Beckley, WV, 10 to 12 percent; No. 50, Buckhannon, WV, 10 to 17 percent; No. 171, Clarksburg, WV, 10 to 15 percent; No. 15, Elkins, WV, 10 to 14 percent; No. 22, Keyser, WV, 10 to 31 percent; No. 197, Morgantown, WV, 10 to 13 percent; No. 18, Moundsville, WV, 10 to 25 percent; No. 168, North Fork, WV, 10 to 11 percent; No. 213, Oak Hill, WV, 10 to 15 percent; No. 212, Parkersburg, WV, 10 to 30 percent; No. 49, Piedmont, WV, 10 to 21 percent; No. 62, Point Pleasant, WV, 10 to 11 percent; No. 154, Princeton, WV, 10 to 23 percent; No. 207, South Charleston, WV, 10 to 11 percent; No. 195, Spencer, WV, 10 to 16 percent; No. 254, Weirton, WV, 10 to 23 percent; No. 21, Weston, WV, 10 to 19 percent; No. 33, Wheeling, WV, 10 to 17 percent; No. 131, Williamson, WV, 10 to 22 percent; No. 275, Milwaukee, WI, 10 to 20 percent.

Neisner Brothers, Inc.: No. 35, Chicago, IL, 20 to 41 percent; No. 76, Chicago, IL, 12 to 36 percent; No. 203, Tampa, FL, 10 to 29 percent.

J. J. Newberry Co., 320 East Overland Street, El Paso, TX, 10 to 18 percent.

Raylass Department Store: 835/841 Broad Street, Augusta, GA, 10 to 22 percent; 1123/5 Broadway, Columbus, GA, 11 to 29 percent; 315 West Main Street, Durham, NC, 10 to 29 percent; 202 Hay Street, Fayetteville, NC, 10 to 25 percent; 102/04 West Main Street, Gastonia, NC, 10 to 19 percent.

Rose's Store: No. 258, Waycross, GA, 13 to 32 percent; No. 230, Slidell, LA, 13 to 33 percent; No. 229, Columbus, MS, 13 to 32 percent; No. 205, Laurel, MS and No. 203, Meridian, MS, 13 to 32 percent; No. 180, Fayetteville, NC, 10 to 25 percent; No. 153, Shelby, NC, 11 to 27 percent.

Royal's, Inc., 183 South Lake Avenue, Pahokee, FL, 10 to 42 percent.

Scott Store: No. 9228, Sioux City, IA, 10 to 16 percent; No. 9127, Allen Park, MI, No. 9328, Alpena, MI, No. 9114, Farmington, MI and No. 9306, Saginaw, MI, 10 to 20 percent; No. 9325, Bellevue, NE, 15 to 29 percent; No. 9124, Fremont, NE, 10 to 16 percent.

Sernett Family Center, 10 to 21 percent: 224 West Fifth Street, Carroll, IA; 101 East 7th, Spencer, IA.

Sharpe's Department Store: 118–24 Main, Pryor, OK and 314 North 3rd Street, Stroud, OK, 20 percent during any month; 221 West Main, Tishomingo, OK, 12 to 28 percent.

Spurgeon's: 4400 West Route 120, McHenry, IL, 12 to 20 percent; 317–319 Liberty Street, Morris, IL, 10 to 12 percent; 100 West Washington, Pittsfield, IL, 128 East Main Street, Ottumwa, IA, 10 to 15 percent; Red Oak, IA and Webster City, IA, 10 to 13 percent; Parkland Mall, Muskego, WI, 14 to 20 percent.

Sterling Stores Company, Inc.: 209 East Cypress, Brinkley, AR and Conway, AR, 10 to 57 percent; 126 Main Street, Crossett, AR, 110 South Main, Dumas, AR and Northwest Village Shopping Center, El Dorado, AR, 10 to 36 percent; 109–111 North Vine, Harrison, AR; 10 to 23 percent; 417 Cherry Street, Helena, AR, 10 to 38 percent; Caraway Plaza Shopping Center, Jonesboro, AR, 10 to 31 percent; Geyer Springs Road at Interstate 30, Little Rock, AR, 11 to 32 percent; University Avenue & Markham Street, Little Rock, AR, 17 to 40 percent; 109 West Front Street, Lonoke, AR and 212 North Main Street, Monticello, AR, 10 to 36 percent; 121–123 Moose Street, Morrilton, AR, 10 to 18 percent; Ozark Shopping Center, Mountain Home, AR, 10 to 23 percent; 4201 East Broadway, North Little Rock, AR, 11 to 32 percent; 104 East Hale Street, Osceola, AR, 10 to 19 percent; 101–105 North Pruett Street, Paragould, AR, 16 to 69 percent; 206 West Everett Street, Pocahontas, AR, 10 to 31 percent; 100 West First South Street, Prescott, AR, 10 to 25 percent; Glenn Dale Shopping Center, Amory, MS, 12 to 43 percent; 148 North Liberty Street, Canton, MS, 10 to 39 percent; Gateway Shopping Center, Columbus, MS, 16 to 43 percent; Magnolia Mall Shopping Center, Natchez, MS, 10 to 21 percent; Lamar Shopping Center, New Albany, MS, 10 to 39 percent; 5030 Park Avenue, Memphis, TN, 12 to 43 percent.

Sterling Jewelry & Distributing Company, 106 Mercantile Continental Building, Dallas, TX, 10 to 27 percent.

Storkville, Inc., 3970 Sibley Memorial Highway, St. Paul, MN, 17 to 42 percent.

T. C. & Y. Stores Company: No. 195, Phoenix, AZ, 26 to 30 percent; No. 174, Fort Smith, AR and No. 2105, Hope, AR, 11 to 34 percent; No. 247, Little Rock, AR, 10 to 21 percent; No. 2100, Little Rock, AR, 11 to 34 percent; No. 9206, Nashville, AR, 18 to 41 percent; No. 248, Pine Bluff, AR, 11 to 34 percent; No. 2102, Russellville, AR, 11 to 30 percent; No. 712, Texarkana, AR, 14 to 34 percent; No. 1101, Baxley, GA, Nos. 1107 and 1108, Columbus, GA, 18 to 30 percent; No. 9317, Ames, IA and No. 314, Atchison, KS, 10 to 16 percent; No. 1417, Colby, KS, 19 to 30 percent; 5950 Leavenworth, Kansas City, KS, 10 to 16 percent; No. 455, Kansas City, KS, 15 to 29 percent; No. 9351, Harlan, KY, 10 to 23 percent; No. 764, Abbeyville, LA, 10 to 30 percent; No. 239, Baker, LA and No. 223, Baton Rouge, LA, 29 to 30 percent; No. 225, Baton Rouge, LA, 30 percent during any month; No. 710 Baton Rouge, LA, 29 to 30 percent; No. 725, Ferriday, LA and No. 793, Gretna, LA, 13 to 30 percent; No. 795, Gonzales, LA, 10 to 22 percent; No. 709, Kaplan, LA, 13 to 29 percent; No. 792, Kenner, LA, Nos. 221 and 794, Lake Charles, LA, No. 219, LaPlace, LA, No. 797, Luling, LA, No. 777, Minden, LA and No. 783, Rayne, LA, 13 to 30 percent; No. 132, Kansas City, MO, 14 to 30 percent; No. 156, Kansas City, MO, 11 to 30 percent; No. 480, Kansas City, MO, 22 to 30 percent; No. 9255, Kansas City, MO, 10 to 16 percent; No. 457, St. Joseph, MO, 11 to 30 percent; No. 475, Warrenburg, MO, 22 to 30 percent; No. 1900, Alamogordo, NM, Nos. 181, 198, 283, 284, 285, 291 and 294, Albuquerque, NM, 13 to 24 percent; No. 286, Santa Fe, NM, 10 to 30 percent; No. 2306, Louisburg, NC, No. 2305, Smithfield, NC, 18 to 30 percent; No. 427, Ardmore, OK, 10 to 30 percent; No. 1021, Bartlesville, OK, 20 to 30 percent; No. 17, Carnegie, OK and No. 464, Chickasha, OK, 22 to 30 percent; No. 32, Clinton, OK, 10 to 23 percent; No. 4, Duncan, OK, 10 to 30 percent; No. 410, Edmond, OK, 22 to 30 percent; No. 8, Elk City, OK, 10 to 12 percent; No. 25, Fairview, OK, 14 to 30 percent; No. 1011, Lawton, OK, 10 to 30 percent; No. 86, Nicoma Park, OK and No. 70, Norman, OK, 22 to 30 percent; No. 400, Norman, OK, 10 to 21 percent; No. 409, Norman, OK, 22 to 30 percent; No. 5, Oklahoma City, OK, 13 to 34 percent; Nos. 56, 59, 60, 84, 88, 412, 415 and 418, Oklahoma City, OK, 22 to 30 percent; Nos. 423 and 431, Oklahoma City, OK, 18 to 30 percent; No. 460, Oklahoma City, OK, 22 to 30 percent; No. 72, Ponca City, OK, 23 to 30 percent; Nos. 38 and 46, Stillwater, OK, 14 to 30 percent; No. 1018, Tahlequah, OK, 10 to 16 percent; No. 41, Tulsa, OK, 16 to 25 percent; No. 67, Tulsa, OK, 14 to 30 percent; Nos. 75 and 1008, Tulsa, OK, 24 to 30 percent; No. 47, Weatherford, OK, 10 to 30 percent; No. 1152, Clarksville, TN, 14 to 30 percent; No. 108, Abilene, TX, No. 864, Angleton, TX, Nos. 244 and 394, Baytown, TX, No. 833, Beaumont, TX, Nos. 355 and 826, Big Spring, TX, No. 817, Deer Park, TX, No. 772, Galveston, TX, Nos. 343, 351, 371, 382, 383 and 847, Houston, TX, No. 407, Midland, TX, Nos. 279 and 822, Odessa, TX, 30 percent during any month; No. 232, Orange, TX, 10 to 20 percent; No. 867, Palestine, TX, 30 percent during any month; No. 227, Port Arthur, TX, 10 to 20 percent.

Tomlinson Store, Inc., 811 South Madison Street, Whiteville, NC, 10 to 20 percent.

Troy Department Store, 6401 West Cermak Road, Berwyn, IL, 14 to 32 percent.

Variety Investments, Inc., 1347 Portage Avenue, South Bend, IN, 13 to 28 percent.

Wood's 5 & 10 Stores, Inc., Laurinburg, NC, 15 to 39 percent.

Zimmerman's Department Store, Inc.: 200 South Main Street, Lexington, NC and 110 North Main Street, Salisbury, NC, 45 to 57 percent.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at subminimum wage rates is necessary to prevent curtailment of opportunities for employment and the hiring of full-time students at subminimum wage rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof on or before September 29, 1975.

Signed at Washington, D.C., this 7th day of August, 1975.

ARTHUR H. KORN,
*Authorized Representative of the Administrator.*

[FR Doc.75-21402 Filed 8-14-75;8:45 am]

## FULL-TIME STUDENTS EMPLOYED IN RETAIL AND SERVICE ESTABLISHMENTS

### Certificates Authorizing Employment at Subminimum Wages

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of full-time students (29 CFR 519), and Administrative Order 621 (36 FR 12819), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates not less than 85 percent of the wage rates otherwise applicable under section 6 of the Act.

This group of establishments consists of retail stores primarily engaged in selling food for home preparation and consumption.

These special certificates authorize the establishments listed to employ full-time students at subminimum wage rates for percentages not to exceed 10 percent of the total hours of all employees in the establishment in any calendar month during the effective period of the certificate.

The authority provided by any of these certificates was not effective before March 21, 1975, and expires not later than June 12, 1976, but in no instance does the effective period of any one certificate exceed one year.

Andy's Supermarket, Inc., Vesper, WI.

Annis Finer Foods': Lakeville, IN; Lapaz, IN.

B & C Supermarket, 1001 North College, El Dorado, AR.

Bay Grocery, 500 East First, Chandler, OK.

Beller's Supermarket, Inc., Woodruff, WI.

Big B's Supermarket, Belle Rose, LA.

Big John Super Stores, Inc.: No. 8, Carmi, IL; No. 10, Olney, IL.

Big Star Store, 113 Carmel, Lafayette, LA.

Blue Ribbon Market, Inc., 914 Parade Street, Erie, PA.

Bob's Warehouse Market, Sidney, MT.

Breister's Food Mart, 512 South Military Road, Fond du Lac, WI.

Brooks Super Market, Ashley Wilson Road, Sweeny, TX.

Bud's Red Owl Food Center, 4450 Service Road, Winona, MN.

Buy Rite Food Center, Inc., 1704 Okoboji Avenue, Milford, IA.

Callsen's Supermarket, 108 Liberty Street, Valders, WI.

Carl's: Nos. 2 and 5, McAllen, TX; No. 4, Mission, TX; No. 3, San Juan, TX.

Carl's Food Market, 2315 North Sheridan Road, Lawton, OK.

Centerville Supermarket, Inc., 1551 Centerville Road, Dallas, TX.

Central Market, Inc.: 280 4th Avenue, Yuma, AZ; 83 East Main Street, McConnelsville, OH.

El Centro Super Markets, Inc.: No. 2 and 4425 East 14th Street, Brownsville, TX.

Champagne's Super Market, 202 South Kibbe, Erath, LA.

Claiborne Hill Super Market, Inc., Covington, LA.

Convenient Food Mart, Inc.: No. 363, Ashtabula, OH; No. 333, Brecksville, OH; No. 335, North Olmsted, OH; 27112 Detroit, Westlake, OH.

Cooley's Super Market, 208 South Washington, Kaufman, TX.

Cox Food Market, Afton, OK.

Crestview Minimax, Inc., 7108 Woodrow Avenue, Austin, TX.

Curtis Rainbow Supermarket, 405 Main Street, Palacios, TX.

Dailey's Food Mart, Buffalo, TX.

Dave's Food Market, 401 Harrisburg, Houston, TX.

Davis Food Store, 1638 West Randol Mill Road, Arlington, TX.

Davis Thrift-Tee Food Store, 402 Clarice, Grand Prairie, TX.

Dee's Food Market, 522 West Milam, Wharton, TX.

Dehart & Brooks, Red Oak, OK.

Dembling's 736 West Grand Avenue, Rahway, NJ.

Dibble's: Huntoon & Lane, 21st & Fairlawn, 29th & Topeka and 29th & Gage, Topeka, KS.

Dick's Lone Tree Supermarket, 2215 Lone Tree Road, Victoria, TX.

Dixie Dandy Store, Bunkie, LA.

Dobson's Supermarket, Inc., Manchester, KY.

Don's Food Market, 3702 Laura Koppe Road, Houston, TX.

Don's Super Market, 318 Central Avenue, Reserve, LA.

Dorignac's Food Center, Inc., 710 Veterans Boulevard, Metairie, LA.

Dyche Jones Food Store: Nos. 1 and 3, London, KY; No. 4, Manchester, KY; No. 5, Middlesboro, KY.

Farmers Market, 200 West Broadway Street, Bloomfield, NM.
Ferdie's Superette, Paincourtville, LA.
Fontenot Food Mart, 209 South Lake Arthur Drive, Jennings, LA .
Food Basket, Inc.: No. 1, Dallas, TX; No. 3 and 912, East Irving Boulevard, Irving, TX.
Food Center: 100 East St. John Street, Osceola, AR; No. 34, Bay St. Louis, MS; No. 25, Beauvior, MS; No. 33, Biloxi, MS; No. 32, Gulfport, MS; Nos. 1, 2 and 38, Jackson, MS; No. 4, Meridian, MS; No. 37, Pascagoula, MS.
Food Circus, Inc., 302 Ontario Street, Cohoes, NY.
Food Fair, Inc.: Highway 27, Burnside, KY; Main Street, East Bernstadt, KY; 710 East Main Street, Hazard, KY; Jackson, KY; Broad Street, London, KY; Williams and Main Streets, Mount Vernon, KY; North Highway 27, Somerset, KY; Main Street, Whitley City, KY.
Food Town, Inc.: Highway 62 North and Highway 71 South, Rogers, AR.
Ford's, Purity Bakery, Inc., 522 George Street, De Pere, WI.
Foret's, Inc., Iota, LA.
Friendly Stores, Inc., 24 East 7th Street, Norris, MN.
Furr's, Inc.: Nos. 22, 24, 25, 26, 31, 32 and 38, Albuquerque, NM; No. 10, Clovis, NM; No. 6, Hobbs, NM; Nos. 30 and 37, Roswell, NM; No. 36, Santa Fe, NM; Nos. 27 and 28, Abilene, TX; Nos. 51, 53, 54, 55, 56, 57, 58, 59, 60 and 64, Amarillo, TX; No.15, Big Springs, TX; No. 61, Borger, TX; No. 9, Brownfield, TX; Nos. 40, 41, 42, 44, 45, 46, 48, 49, 50 and 65, El Paso, TX; No. 63, Hereford, TX; No. 18, Lamesa, TX; No. 7, Levelland, TX; No. 20, Littlefield, TX; Nos. 1, 2, 3, 4, 5, 16, 19 and 33, Lubbock, TX; Nos. 14 and 29, Midland, TX; No. 12, Monahans, TX; Nos. 11, 17 and 23, Odessa, TX; No. 62, Pampa, TX; No. 8, Plainview, TX; No. 21, Snyder, TX.
G & M Foods, Inc., 4131 Griggs, Houston, TX.
Garner Super Valu, 320 Division Street, Garner, IA.
Gilliland Supermarket, Mathiston, MS.
Gilmore Wood Supermarket, Parkin, AR.
H. E. B. Food Store: No. 98, Brenham, TX; No. 117, Crystal City, TX; No. 110, Georgetown, TX; No. 109, Marble Falls, TX.
H & H Super Markets, Inc., 10242 Midway Road, Dallas, TX.
H & K Supermarket, Cumming, GA.
Haberer's Grocery, Mulberry, AR.
Hammell's Cash Store, 404 Patterson Street, Trumann, AR.
Hampton Heights Fine Foods, 10135 West Hampton Avenue, Milwaukee, WI.
Hank's Food Center, 400 Bolton Avenue, Alexandria, LA.
Hardin's Food Center, 502 South 13th, Clinton, OK.
Hastings Eisner Agency, Route 45 South, Effingham, IL.
Hathaway's Country Store, Locke Milles, ME.
Heavener Superette, Highway 59, Heavener, OK.
Hebert's Market, 340 High Street, Somersworth, NH.
Hennekes Super Market, Brookshire, TX.
Hofbauer's Food & Locker Service, East Division Highway 82, Muenster, TX.
Holiday Foods, Inc., Holly Plaza, Santa Claus, IN.
Huntingburg Kay Market, Inc., 432 4th Street, Huntingburg, IN.
IGA: Mount Ida, AR; Highway 29 South, South Flomaton, FL; Midtown Shopping Center, Donalsonville, GA; 312-317 Jackson Street, Hope, IN. 701 South Main, Monticello, IN; Elkton, KY; Des Allemands, LA; 207 North Lewis Street, New Iberia, LA; 225 South Washington, Charlotte, MI; 8751 Monroe Road, Durand, MI; 715 South Main, Eaton Rapids, MI; 512 South Clinton, Grand Ledge, MI; 375 Woodward Avenue, Kingsford, MI; 3820 Huron Street, North Branch, MI; 228 Bridge Street, Portland, MI; 300 North Broadway, Spring Valley, MN; 945 South Main Street, Ada, OH; 305 Sunnydale Avenue, Elida, OH; 2525 Shawnee Road, Lima, OH; 932 North Perry Street, Ottawa, OH; 105 North Main Street, Tonkawa, OK; 104 West Madison Street, Crandon, WI and 142 South Mill, West Salem, WI.
Ideal Food Saver, 3118 Jay Avenue, Sioux City, IA.
Ideal Market: Rushville, NE and Valentine, NE.
J & L Super Valu, Inc., 322 South Main Street, Park Rapids, MN.
J & N Thrif-Tee: No. 1, Arlington, TX and No. 2, Fort Worth, TX.
Jacks: 160 Arizona Avenue, Chandler, AZ and 701 West Main, Mesa, AZ.
Jenks Inc., 1712 East Mason, Green Bay, WI.
Jerry's By-Rite Market, 236 Division, Hesperia, MI.
Jerry's Markets, 2117 South Weinbach Avenue, Evansville, IN.
Jim's Eisner Agency, 249 North Morgan, Shelbyville, IL.
Jitney-Jungle: No. 15, Canton, MS; No. 10, Clinton, MS; No. 6, Greenville, MS; No. 21, Hattiesburg, MS; No. 3, Hazlehurst, MS; Nos. 5, 7, 9, 12, 14, 16, 18, 19 and 23, Jackson, MS; Nos. 11 and 26, Laurel, MS; No. 20, McComb, MS; No. 27, Petal, MS; Nos. 17 and 28, Yazoo City, MS.
John Abdouch Produce, 621 South Stanton, El Paso, TX.
Johnsons Eisner Agency, Route 36, Illiopolis, IL.
Jupe Foodliner Company, 404 West North Street, Coldwater, OH.
Kaleva Mercantile & Produce Co., Kaleva, MI.
King's Food Store, 315 South Center Street, Archer City, TX.
Kinnamons Grocery, 314 North 4th, Stroud, OK.
L & W Star Market, 227 South Main, Mowequa, IL.
Lagen's, 8859 South California, Evergreen Park, IL.
Landers Bros Food Store, 201 West Frank Phillips Boulevard, Bartlesville, OK.
Larry's Food Market, Crescent, OK.
Lee's Super Market: No. 1, Arlington, TX; No. 2, Mansfield, TX.
Leos Super Valu, Commerce Street, Galena, IL.
Les Foodland, Ind., 106 South Estey, Luverne, MN.
Lester's Thriftway, Lewisville, AR.
Ludlum's Eisner Agency, 370 North Main, Canton, IL.
McGinnis Country Deli, 2800 Brownsville Road, Pittsburgh, PA.
Mainway Supermarket, Inc.: 381 Valley Road, Clifton, NJ; 680 Main Street, Paterson, NJ.
Maimstadts Market, 1301 Elizabeth Avenue, Marinette, WI.
Marables Market, Inc., 1924 South Osprey, Sarasota, FL.
Marek's Super Market, East Bernard, TX.
Marengo Super Valu, 155 North State Street, Marengo, IL.
Mark-It Food Stop, 1802 16th Avenue, Sterling, IL.
Martin's Foods, Inc., 3685 East Broad Street, Columbus, OH.
Meskins Super Market, Inc., No. 1, Cleveland, TX.
Milgram Food Stores, Inc.: No. 7, Dardanelle, AR; No. 9, Russellville, AR; No. 6, Van Buren, AR.
Millyard Food Store, No. 8, Dallas, TX.
Neumann Food Store, 1507 East Juan Linn, Victoria, TX.
No. Am., Inc., Route 1, Rockford, MN.
North Side Big Value, 338 West North Avenue, Milwaukee, WI.
Northern Supermarkets, Inc.: 725 Mount Pleasant Avenue, Houghton Lake Heights, MI; 1960 M-76, St. Helen, MI.
O'Brien's Food Markets, Inc.: 704 North Alexander Drive, 2304 North Alexander Drive and 2100 North Main, Baytown, TX; 801 West Main, Tomball, TX.
Osceola Big Star, Inc., Gateway Center, Osceola, AR.
Paka Plaza Apparel, Inc., No. 505, Jackson, MI.
Panama Superette, Highway 271, Panama, OK.
Paps Food Center, Inc., 1937 Mirabeau Avenue, New Orleans, LA.
Park and Shop: 1339 Mayflower Avenue, 2709 Business Hi Way 141 South, 823 South 8th Street and 1807 Erie Avenue, Sheboygan, WI.
Passmore Super Market, Inc., 809 North Park Drive, Broken Bow, OK.
Pay-N-Save: No. 3, Amherst, TX; No. 5, Earth, TX; No. 11, Farwell, TX; No. 2, Hart, TX; Nos. 6 and 8, Littlefied, TX; Nos. 4 and 10, Muleshoe, TX; No. 1, Olton, TX; No. 9, Plains, TX; No. 7, Sudan, TX.
Pic-Pac Foods, 500-1 West Broadway, West Memphis, AR.
Piggly Wiggly: No. 16, Hot Springs, AR; Nos. 068 and 115, Nashville, AR; No. 40, Stuttgart, AR; 10th Street, De Funiak Springs, FL; 617 Ohio Avenue, Lynn Haven, FL; 171 Second Avenue, Cairo, GA; West Oakland Avenue, Camilla, GA; 42 Curry Street, Pelham, GA; 217 West Main Street, Haynesville, LA; 1120 South Reynolds Street and Main Street, Springhill, LA; 110 North Pine Street, Vivian, LA; No. 2, Idabel, OK; Highway 25 South at Pershing Street, Belmont, MS; 212 East Government Street, Brandon, MS; Fir Avenue, Collins, MS; Highway 13 West, Columbia, MS; 408 Corner Courthouse & Pass Road, Gulfport, MS; Main Street, Leakesville, MS; Highway 98 West Lucedale, MS; 510 Hattiesburg Drive, Magee, MS; Highway 37 North, Taylorsville, MS; 813 Beaulah Avenue, Tylertown, MS; 1000 C Mississippi Drive, Waynesboro, MS; 116 South Second Street, Wiggins, MS; No. 37, Ridgeland, SC; Honey Grove, TX; No. 1, Huntsville, TX; Nos. 1 and 2, Jacksonville, TX; 321 Beaty Street, Livingston, TX; Whitehouse, TX.
Pronto Mart, Route 9, Albuquerque, NM.
Prots Food Center, 11081 Kinsman Road, Newbury, OH.
Queen's Super Market, 910 Queens Road, Pasadena, TX.
Quik-Trip: Nos. 32 and 42, Bartlesville, OK; Nos. 49 and 64, Broken Arrow, OK; Nos. 30 and 55, Miami, OK; Nos. 34 and 38, Muskogee, OK; Nos. 36, 40 and 52, Ponca City, OK; Nos. 12 and 17, Sand Springs, OK; Nos. 43, 44, 45, 48 and 68, Stillwater, OK; No. 46, Tahlequah, OK; Nos. 1, 3, 4, 5, 6, 7, 9, 10, 11, 14, 15, 16, 18, 19, 20, 21, 23, 23, 24, 25, 27, 28, 29, 31, 47, 53, 56, 57, 58, 59, 60, 61, 62, 66, 67, 69, 72 and 73, Tulsa, OK; No. 65, Vinita, OK.
Ralph's Food Store, Main & Choctaw, Haskell, OK.
Rana's Grocery, Route 1, Watson, AR.
Red and White, Aurora, NE.
Red Owl Store, No. 484, Menominee, MI.
Reeb's Quality Dairy Center, 4527 West Main Street, Belleville, IL.
Richard's Eisner Agency, Route 150 & Richardson, Farmer City, IL.
Road Runner Market, Estancia, NM.
Ron's Foods, Inc.: 510 James Street, De Pere, WI; Route 2, Pulaski, WI.
Rubal Markets, Inc., 75 Ferry Street, Troy NY.
Saveway Supermarket, Inc.: 217 West Main Street, Houma, LA; 319 West Park, Orange, TX.





Serrhel Glynn Adams, Inc., Destrehan, LA.
Simon's Grocery, Inc., 814 Front, Conway, AR.
Simoneaud Grocery & Market, Inc., 502 Ashton Avenue, New Iberia, LA.
Sliva's Food Store, 107 Casway, Lott, TX.
Smith's Food King: Nos. 360, 361, 362, 363, 365, 366, 367, 369 and 370, Las Vegas, NV.
Sonny's Market, 4th & Miss., Atoka, OK.
Stephens Brothers, 103 East St. Louis Street, Effingham, IL.
Stigler Food Mart, 312 East Main, Stigler, OK.
Strock's Supermarket, Lincolndale Plaza, Union City, IN.
Sunny Super Market, 5 South Lincolnway, North Aurora, IL.
Super S Foods: 610 East Main, Fredricksburg, TX; 1731 W W White Road, San Antonio, TX.
Taft Grocery, 1615 Taft Avenue, Lawton, OK.
Tang's Market, 4102 North 24th Street, Phoenix, AZ.
Theriot Super Market, Inc., 1917 South Bayou Drive, Golden Meadow, LA.
Thies A.G. Supermarket, No. 1327, Effingham, IL.
Tooties Hom-ond Super Markets, Inc., 512 North Dal Paso, Hobbs, NM.
Town and Country Market, 6981 North Winton Way, Winton, CA.
Turkey Hill Minit Markets Store: No. 35, Landisville, PA; No. 10, York, PA.
U-Wag-M: No. 1, Giddings, TX; No. 3, Lexington, TX.
United Super Save: Guthrie Center, IA; Stuart, IA.
Wag-A-Bag, Inc., No. 3, Georgetown, TX.
Waguer's Market, Inc., Bakerstown, PA.
Walker's Super Market, 700 S.E. 6th Ave-
Walter's Discount Foods, 108 West Wallace, San Saba, TX.
Ward's Thriftway, 316 Elm Street, Prescott, AR.
Wedels Fine Foods, 124 South Main, Fairview, OK.
West Helena Big Star, Inc., 212 North Sebastian Street, West Helena, AR.
White House Superette Food Market, 906 First Street, Rosenberg, TX.
Wilcox Minimax Grocery, 200 South McCarty Avenue, Eagle Lake, TX.
Wilson Big Star, 1 Park Avenue, Wilson, AR.
Woodson's Super Market, 1044 Highway 25W, LaFollette, TN.
Woody's Grocery, Park & Chesnut, Hammond, LA.
Wrights Shopping Center, 422 East Broadway, Mesa, AZ.
Zoom In Market: Nos. 19 and 20, Fort Worth, TX.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at subminimum wage rates is necessary to prevent curtailment of opportunities for employment and the hiring of full-time students at subminimum wage rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate.

The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof on or before September 29, 1975.

Signed at Washington, D.C., this 11th day of August 1975.

ARTHUR H. KORN,
*Authorized Representative of the Administrator.*

[FR Doc.75-21403 Filed 8-14-75;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 832]

### ASSIGNMENT OF HEARINGS

AUGUST 12, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 99493 Sub 4, Central Storage & Transfer Co., now assigned September 15, 1975, at Philadelphia, Pa., is postponed to October 20, 1975, at Harrisburg, Pa. (1 week), in a hearing room to be later designated.

MC 133591 Sub 15, Wayne Daniel Truck, Inc., now being assigned October 16, 1975 at Kansas City, Missouri (1 day), in a hearing room to be later designated.

MC 108393 Sub 88, Signal Delivery Service, Inc., now being assigned October 17, 1975 (1 day), at Kansas City, Missouri, in a hearing room to be later designated.

MC 111401 Sub 445, Groendyke Transport, Inc., now being assigned October 20, 1975 (1 day), at Kansas City, Missouri, in a hearing room to be later designated.

MC 66886 Sub 45, Belger Cartage Service, Inc., now being assigned October 21, 1975 (2 days), at Kansas City, Missouri, in a hearing room to be later designated.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21539 Filed 8-14-75;8:45 am]

## BUD'S MOVING AND STORAGE, INC.

### Declaratory Order

No. MC-C-8687 (Petition for declaratory order), filed June 24, 1975. Petitioner: BUD'S MOVING & STORAGE, INC. Petitioner's representative: Alan F. Wohlstetter, 1700 K Street NW., Washington, D.C. 20006. By petition filed June 24, 1975, petitioner seeks the issuance of a declaratory order for the purpose of determining whether petitioner is required to hold operating authority from the Commission in its own name as a motor common carrier of household goods, as defined by the Commission, in order lawfully to perform the services required under a "pack and crate" contract between petitioner and the United States Air Force, covering services in connection with household goods and unaccompanied baggage for the Air Force base at Minot, N. Dak. Petitioner performs all of the services described in the government contract with the exception of the transportation of containerized household goods within the pertinent area of performance. This transportation service, interstate movements of which require appropriate operating authority from the Commission, has been subcontracted out to North American Van Lines, Inc., a motor common carrier of household goods, as defined by the Commission, holding operating authority to transport such commodities between all points in the 48 continental United States under Certificate No. MC 107012 and subs thereunder. North American Van Lines, Inc., performs the drayage service under an intermittent lease arrangement of the equipment and drivers of petitioner, as provided for by the Interstate Commerce Act and the Commission's regulations. Petitioner is also an agent for North American Van Lines, Inc. The government contract in question authorizes the subcontracting out of any of the involved services, including the transportation service, under the terms of the Invitation for Bid and under the Armed Services Procurement Regulations (ASPR 7-1601.19). The legality of this subcontracting and lease arrangement between petitioner and North American Van Lines, Inc., has been questioned in a protest lodged with the Air Force by Red River Transfer & Storage, Inc., a bidder on the government contract holding appropriate operating authority in its own name. The protest was overruled by the Air Force in reliance on petitioner's representation that the matter would be promptly brought before the Commission for disposition.

Petitioner urges that the Commission issue a declaratory order finding (1) that petitioner's subcontracting out of the transportation service to North American Van Lines, Inc., and North American's performance of that service under a lease arrangement with petitioner is lawful inasmuch as appropriate motor carrier operating authority for the transportation service need not be held by the contractor in its own name, and (2) that while the operations in question herein may constitute those of a motor carrier broker, no broker's license from the Commission is required under section 211 of the Act since the statute exempts from its licensing requirements arrangements for motor carrier transportation when made by a bona fide agent of the motor carrier involved.

An oral hearing does not appear to be necessary and none is contemplated at this time. Anyone interested in presenting their views and evidence, either in support of or in opposition to, the re-

lief sought in the petition is hereby invited to do so by the submission of written data, views, or arguments. An original and 15 copies of such data, views, or arguments shall be filed with the Commission, on or before October 1, 1975. All such statements will be considered as evidence and as a part of the record in the proceeding. All written material will be available for public inspection at the Offices of The Interstate Commerce Commission, 12th and Constitution, N.W., Washington, D.C.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21544 Filed 8-14-75;8:45 am]

## CHICAGO AND NORTH WESTERN TRANSPORTATION CO.

### Order

[Docket No. AB 1 (Sub-No. 36)]

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY ABANDONMENT BETWEEN WISCONSIN RAPIDS AND WEST BANCROFT, IN WOOD AND PORTAGE COUNTIES, WISCONSIN

Finance Docket No. 27748

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY—TRACKAGE RIGHTS—OVER A LINE OF RAILROAD BETWEEN WISCONSIN RAPIDS AND NECEDAH, IN WOOD AND JUNEAU COUNTIES, WISCONSIN

Finance Docket No. 27749

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY—CONSTRUCTION OF A LINE OF RAILROAD—AT NECEDAH, JUNEAU COUNTY, WISCONSIN

AUGUST 12, 1975.

Upon consideration of the record in the above-entitled proceedings, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

*It appearing,* That no environmental impact statement need be issued in these proceedings because these proceedings do not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. §§ 4321, *et seq.;* and good cause appearing therefor:

*It is ordered,* That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Wood, Portage, and Juneau Counties, Wisconsin, on or before August 28, 1975 and certify to the Commission that this has been accomplished.

*And it is further ordered,* That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of August, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD, *Secretary.*

### NOTICE

[Docket No. AB 1 (Sub-No. 36)]

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY ABANDONMENT BETWEEN WISCONSIN RAPIDS AND WEST BANCROFT, IN WOOD AND PORTAGE COUNTIES, WISCONSIN

Finance Docket No. 27748

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY—TRACKAGE RIGHTS—OVER A LINE OF RAILROAD BETWEEN WISCONSIN RAPIDS AND NECEDAH, IN WOOD AND JUNEAU COUNTIES, WISCONSIN

Finance Docket No. 27749

CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY—CONSTRUCTION OF A LINE OF RAILROAD—AT NECEDAH, JUNEAU COUNTY, WISCONSIN

The Interstate Commerce Commission hereby gives notice that by order dated August 6, 1975, it has been determined that (1) the proposed abandonment of the Chicago and North Western Transportation Company railroad line between Wisconsin Rapids and West Bancroft, all in Wood and Portage Counties, Wis., a distance of approximately 16.2 miles, (2) the proposed acquisition of trackage rights by the Chicago and North Western Transportation Company over approximately 37.42 miles of the Chicago, Milwaukee, St. Paul and Pacific Railroad Company line between Wisconsin Rapids and Necedah, all in Wood and Juneau Counties, Wis., and (3) the proposed construction of a 4,544 foot connection at Necedah, Juneau County, Wis., if approved by the Commission, do not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.,* and that preparation of a detailed environmental impact statement will not be required under Section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because no definitive industrial development plans would be affected, no diversion of traffic from rail to motor carriers is involved, and the fuel consumption, air pollution, safety, historic, ecological, and other environmental impacts are absent or minor. Furthermore, the proposed abandonment is consistent with Wisconsin Rapids' plan to utilize the railroad right-of-way and the Wisconsin River bridge for a future highway corridor.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C. 20423, on or before September 3, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.75-21542 Filed 8-14-75;8:45 am]

[AB 7 (Sub-No. 8)]

## CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILWAY COMPANY ABANDONMENT BETWEEN ST. CLAIR JUNCTION AND ST. CLAIR, IN FREEBORN, WASECA AND BLUE EARTH COUNTIES, MINNESOTA

### Environmental Assessment

AUGUST 12, 1975.

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available for public inspection upon request; and

*It appearing,* That no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. §§ 4321, *et seq.;* and good cause appearing therefor:

*It is ordered,* That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Freeborn, Waseca, and Blue Earth Counties, Minn., on or before August 27, 1975 and certify to the Commission that this has been accomplished.

*And it is further ordered,* That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of August, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD, *Secretary.*

### NOTICE

[AB 7 (Sub-No. 8)]

**Chicago, Milwaukee, St. Paul and Pacific Railway Company Abandonment Between St. Clair Junction and St. Clair, in Freeborn, Waseca and Blue Earth Counties, Minnesota**

The Interstate Commerce Commission hereby gives notice that by order dated August 6, 1975, it has been determined that the proposed abandonment





by the Chicago, Milwaukee, St. Paul and Pacific Railway Company of its line of railroad between St. Clair Junction and St. Clair, Minn., a distance of 41.26 miles, if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.,* and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because the associated environmental impacts are considered insignificant because area environmental quality will only be degraded slightly due to increased air pollution, energy consumption, and noise instrusion, and due to reduction of acreage in wildlife habitat.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C. 20423, on or before September 2, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.75-21541 Filed 8-14-75;8:45 am]

[AB 43 (Sub-No. 9)]

## ILLINOIS CENTRAL GULF RAILROAD COMPANY ABANDONMENT OF OPERATIONS BETWEEN CORINTH, MISSISSIPPI, AND MEMPHIS, TENNESSEE, IN SHELBY, FAYETTE, HARDEMAN AND McNAIRY COUNTIES, TENNESSEE, AND ALCORN COUNTY, MISSISSIPPI

### Environmental Assessment

Service date August 12, 1975.

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

*It appearing,* That no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969, 42 U.S.C. §§ 4321, *et seq.;* and good cause appearing therefor:

*It is ordered,* That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Shelby, Fayette, Hardeman and McNairy Counties, Tennessee, and Alcorn County, Mississippi, on or before August 28, 1975, and certify to the Commission that this has been accomplished.

*And it is further ordered,* That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of August, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD, *Secretary.*

INTERSTATE COMMERCE COMMISSION

### NOTICE

AB 43 (Sub-No. 9)

ILLINOIS CENTRAL GULF RAILROAD COMPANY ABANDONMENT OF OPERATIONS BETWEEN CORINTH, MISSISSIPPI, AND MEMPHIS, TENNESSEE, IN SHELBY, FAYETTE, HARDEMAN AND MCNAIRY COUNTIES, TENNESSEE, AND ALCORN COUNTY, MISSISSIPPI

The Interstate Commerce Commission hereby gives notice that by order dated August 6, 1975, it has been determined that the proposed abandonment of operations on 87.34 miles of Southern Railway Company Line by the Illinois Central Gulf Railroad Company between Corinth, Mississippi, and Memphis, Tennessee, if approved by the Commission, does not constitutes a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.,* and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because no Illinois Central Gulf traffic has moved on the line in two years, no stations are involved as the prior movement was all bridge traffic between the two points in question, and no developmental plans are dependent upon the continuation of the instant line. The bridge traffic has been moving over the applicant's line via Fulton, Kentucky.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C. 20423, on or before September 3, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.75-21540 Filed 8-14-75;8:45 am]

[Notice No. 55]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 14, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 3, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-76018. By order entered August 11, 1975, the Motor Carrier Board approved the transfer to James J. Borda, doing business as Hart's Rapid Delivery, Laconia, N.H., of that portion of the operating rights set forth in Certificate No. MC 34564, issued January 26, 1950, to Adolph J. Daroska, Pittsfield, N.H., authorizing the transportation of household goods as defined in *Practices of Motor Common Carriers of Household Goods,* 17 M.C.C. 467, between Pittsfield, N.H., and points in New Hampshire within 25 miles of Pittsfield, on the one hand, and, on the other, points in that part of Massachusetts on and east of U.S. Highway 5. James J. Borda, 127 Court St., Laconia, N.H. 03246, transferee, and Adolph J. Daroska, 50 Concord Hill, Pittsfield, N.H. 03263, transferor.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21538 Filed 8-14-75;8:45 am]

[AB 55 (Sub-No. 3)]

## SEABOARD COAST LINE RAILROAD COMPANY ABANDONMENT BETWEEN MALMO AND WHITEVILLE, IN BRUNSWICK AND COLUMBUS COUNTIES, NORTH CAROLINA

### Environmental Assessment

Service date Aug. 12, 1975.

Upon consideration of the record in the above-entitled proceeding, and of a staff-prepared environmental threshold assessment survey which is available to the public upon request; and

*It appearing,* That no environmental impact statement need be issued in this proceeding because this proceeding does not represent a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act

of 1969, 42 U.S.C. §§ 4321, *et seq.*; and good cause appearing therefor:

*It is ordered*, That applicant be, and it is hereby, directed to publish the appended notice in a newspaper of general circulation in Brunswick and Columbus Counties, N.C., on or before August 27, 1975, and certify to the Commission that this has been accomplished.

*And it is further ordered*, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by forwarding a copy to the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 6th day of August, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD, *Secretary.*

INTERSTATE COMMERCE COMMISSION

NOTICE

AB 55 (Sub-No. 3)

SEABOARD COAST LINE RAILROAD COMPANY ABANDONMENT BETWEEN MALMO AND WHITEVILLE, IN BRUNSWICK AND COLUMBUS COUNTIES, NORTH CAROLINA

The Interstate Commerce Commission hereby gives notice that by order dated August 6, 1975, it has been determined that the proposed abandonment by the Seaboard Coast Line Railroad Company of its line of railroad between Malmo and Whiteville, N.C., a distance of 32.18 miles, if approved by the Commission, does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.*, and that preparation of a detailed environmental impact statement will not be required under section 4332(2)(C) of the NEPA.

It was concluded, among other things, that the environmental impacts of the proposed action are considered insignificant because of the negligible degree of increased energy consumption and environmental degradation resulting from the diversion of rail traffic to motor carrier transport and from increased circuity in a small number of commodity trips. The lack of direct rail service may impede the consolidation of local efforts at industrial development, although there are no identifiable plans intrinsically dependent upon continued rail access. There would be no effect upon historic sites in the area. Local highways are capable of accommodating the slight addition to motor carrier transport which would result from the proposed abandonment. There is considerable potential for recreational use of the right-of-way, and the State Department of Natural and Economic Resources has expressed interest in such usage.

This determination was based upon the staff preparation and consideration of an environmental threshold assessment survey, which is available on request to the Interstate Commerce Commission, Office of Proceedings, Washington, D.C. 20423; telephone 202-343-2086.

Interested persons may comment on this matter by filing their statements in writing with the Interstate Commerce Commission, Washington, D.C., 20423, on or before September 2, 1975.

This negative environmental determination shall become final unless good and sufficient reason demonstrating why an environmental impact statement should be prepared for this action is submitted to the Commission by the above-specified date.

[FR Doc.75-21543 Filed 8-14-75;8:45 am]



federal register

FRIDAY, AUGUST 15, 1975

PART II:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration
Public Health Service

■

# MAXIMUM ALLOWABLE COST FOR DRUGS

AUG 15 75
XU

Title 20—Employees' Benefits

CHAPTER III—SOCIAL SECURITY ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Reg. No. 5, further amended]

PART 405—FEDERAL HEALTH INSURANCE FOR THE AGED AND DISABLED

Principles of Reimbursement for Provider Costs and for Services by Hospital-Based Physicians

DETERMINING ALLOWABLE COST FOR DRUGS

On January 20, 1975, there was published in the FEDERAL REGISTER (40 FR 3219) a notice of proposed rule making with a proposed amendment to Subpart D of Regulations No. 5 (20 CFR Part 405), regarding the allowable cost for any drug that is a multiple-source drug and providing that such allowable cost may not exceed the cost that would have been incurred if the drug had been obtained from the lowest-priced source that is widely and consistently available, (whether sold by generic or trade name) or the maximum allowable cost established by the Department, consistent with regulations on the "Maximum Allowable Cost for Drugs" (45 CFR Part 19), proposed by the Secretary of Health, Education, and Welfare and published in the FEDERAL REGISTER on November 15, 1974 (39 FR 40302). The proposed amendment provided that a list of multiple-source drugs and their maximum allowable costs, and periodic revisions of such list, would be published in the FEDERAL REGISTER. The maximum allowable cost limitation would not be applied to an individual drug until that particular drug has appeared on the list.

The proposed amendment provided that, for purposes of reimbursement to providers under the Medicare program, the allowable cost for a multiple-source drug could not exceed the lesser of (1) the actual cost, (2) the amount which would be paid by a prudent and cost-conscious provider if the drug had been obtained from the lowest-priced source which is widely and consistently available (whether sold by generic or trade name), or (3) the applicable maximum allowable cost for such drug. The drug-ingredient costs incurred in the purchase of multiple-source drugs which are in excess of such allowable cost that would have been incurred in purchasing multiple-source drugs would be disallowed. The cost of drugs not appearing on the list would also be evaluated by intermediaries so that the allowable cost of such drugs does not exceed what a prudent and cost-conscious buyer would pay for the given drugs.

It is recognized that providers purchase drugs from manufacturers, wholesalers, or retail pharmacies, or from a combination of these sources. Therefore, the proposed amendment provided that, in determining what a prudent and cost-conscious provider would pay for the lowest-priced, multiple-source drug widely and consistently available, the cost of the drugs specified in the list would be evaluated in terms of the similar quantities and the similar purchasing arrangements at which the drugs were, in fact, purchased. The effectiveness of the purchasing practices of providers would be reviewed periodically to determine compliance with provisions of this regulation. Based on these reviews, the Social Security Administration would continue to evaluate the necessity for establishment of more extensive guidelines, at the same time avoiding burdensome recordkeeping requirements for providers where no significant savings would accrue to the Medicare program.

Interested parties were given 60 days from the date of publication of the notice of proposed rule making in which to submit data, comments, or suggestions thereon. Since most of the comments were directed to the Secretary, more detailed comments are found in the preamble to the Department's regulations. Comments and suggestions received with regard to the Social Security Administration Notice of Proposed Rule Making, responses thereto, and changes in the proposed regulation are summarized below.

*Drug Equivalency Issue.*—By far, the largest number of comments that were received expressed concern whether all drugs subject to the regulation are, in fact, equivalent products. As provided for by 45 CFR Part 19 on the maximum allowable cost (MAC) for drugs, published in the FEDERAL REGISTER by the Department of Health, Education, and Welfare (40 FR 32283), a Pharmaceutical Reimbursement Board will be created to identify those multiple-source drugs for which there are significantly different prices charged by various product formulators or labelers. The Board will publish in the FEDERAL REGISTER a listing which will identify those multiple-source drugs which will be subject to the maximum allowable cost (MAC) limitations, and establish the MAC limitation for those drugs. The criteria which the Board will use in developing the list will be prescription volume, extent of price differences, and quality. Responsibility for quality assurance will reside in the Food and Drug Administration. A more detailed response to the equivalency issue may be found in the preamble to the Department's regulations regarding maximum allowable cost for drugs (40 FR 32283).

In addition, it should be recognized that these regulations do not mandate use of any specific drug—the participating hospital pharmacies need only to comply with hospital and State prescribing practices. Section 405.433 of Regulations No. 5 of the Social Security Administration, which is set forth below, merely prescribes limits which are set on the reasonable cost reimbursable by the health insurance program for the multiple-source drugs.

*Exception.*—Many comments expressed concern with the provision for the physician's waiver. The main concern was that the physician was required to certify that only a specific brand of drug could be tolerated by, or would be effective for, a particular patient, before the restriction on allowable cost for multiple-source drugs could be waived. It was pointed out that a physician could never be certain that his patient could tolerate (or would realize a therapeutic effect from) only one particular brand, without testing all brands of a specific drug on the patient. For this reason, the regulation has been revised so that the exception will be granted with respect to a particular brand product if the physician certifies in his own handwriting that that specific brand is medically necessary for his particular patient.

*Clarification on Charging Beneficiaries.*—The question was raised whether beneficiaries could be charged the difference between the amount reimbursed by the health insurance program for a drug and the higher cost incurred for the actual drug dispensed. The regulation has been clarified to explicitly state the beneficiary may not be charged for such difference. A more detailed explanation of the Department's response to this comment is found in the preamble to the Department's regulations (see 40 FR 32283).

Although the Department's regulations have been changed to limit reimbursement to the lowest of (1) the maximum allowable cost of a drug; (ii) the acquisition cost of the drug; or (iii) the provider's usual and customary charge to the public for the drug, it is unnecessary to make a conforming change in Regulations No. 5. § 405.433 does not itself contain the "usual and customary" limitation since that limit is imposed on all reasonable cost reimbursement pursuant to section 1814(b) of the Social Security Act, 42 U.S.C. 1395f(b) and 20 CFR 405.455. The "acquisition cost" limitation, which refers to the price generally and currently paid by providers, is encompassed by the provisions in § 405.433, which limit allowable costs to the amount which a prudent and cost-conscious buyer would pay. The "prudent buyer" concept has been employed administratively by the Social Security Administration in defining reasonable cost since the inception of the Medicare program. The Social Security Administration and its intermediaries have experience and existing procedures for applying this limit.

In view of the quadruple limitation that will apply to multiple-source drug reimbursement under title XVIII—"maximum allowable cost," the provider's customary charge, the "prudent buyer" rule, and actual cost (§ 405.433(a)(1)(i))—no program purpose would be served by including "acquisition cost" as a limitation, and its omission will avoid unnecessary administrative cost and complication.

Various editorial changes have also been made in the interest of clarity.

Accordingly, with these changes and additions, the proposed amendment is adopted and is set forth below.

(Sections 1102, 1861(v), and 1871 of the Social Security Act, 49 Stat. 647, as amended, 79 Stat. 322, as amended, 79 Stat. 331; 42 U.S.C. 1302, 1395x(v) and 1395hh; 223 (a), (b), (c), and (d) of P.L. 92-603, 86 Stat. 1392, 1394 (42 U.S.C. 1395x(v)(1)(A)).

Effective date: This regulation shall be effective on April 26, 1976.

(It is hereby certified that we have evaluated the inflationary impact of the MAC Regulations in accordance with the requirements of Executive Order 11821 and OMB Circular A-107. We find that the regulations do not have inflationary impact. Therefore, an inflation impact statement is not required.)

(Catalog of Federal Domestic Assistance Program No. 13.800, Health Insurance for the Aged-Hospital Insurance.)

Dated: July 30, 1975.

J. B. CARDWELL,
*Commissioner of Social Security.*

Approved: August 8, 1975.

CASPAR WEINBERGER,
*Secretary of Health, Education, and Welfare.*

Part 405 of Chapter III of Title 20 of the Code of Federal Regulations is amended by adding § 405.433 to read as follows:

**§ 405.433 Determining allowable cost for drugs.**

(a) *Principle.* (1) The allowable cost for any multiple-source drug (as described in paragraph (b)(1) of this section) may not exceed the lesser of:

(i) The actual cost;

(ii) The amount which would be paid by a prudent and cost-conscious buyer for such drug if obtained from the lowest-priced source that is widely and consistently available (whether sold by generic or trade name), or

(iii) The "maximum allowable cost" as defined in 45 CFR 19.5(c).

(2) The allowable cost for any other drug may not exceed what a prudent and cost-conscious buyer would pay for that particular drug.

(b) *Application.* (1) *Multiple-source drugs.* (i) The Department of Health, Education, and Welfare will publish in the FEDERAL REGISTER, from time to time, a list of specific multiple-source drugs and their "maximum allowable cost" limitations. (See 45 CFR Part 19.) For these drugs, the allowable cost (see §§ 405.402 and 405.403) may not exceed the drug-ingredient costs incurred in purchasing such drugs that would be paid by a prudent and cost-conscious provider for such drugs if obtained from the lowest-priced source that is widely and consistently available (whether sold by generic or trade name); except that the drug-ingredient cost incurred in purchasing such drugs may, in no case, exceed the maximum allowable cost published in the FEDERAL REGISTER.

(ii) The provisions of this paragraph (b)(1) are applicable to those multiple-source drugs purchased by providers on or after the effective date of the final MAC determination pursuant to 45 CFR, Part 19. Similarly, an amendment to a maximum allowable cost determination for a drug is applicable to purchases of such drug by providers on or after the effective date of the amended determination.

(2) *Other drugs.* For drugs other than those described in paragraph (b)(1) of this section, the allowable cost (see §§ 405.402 and 405.403) may not exceed what a prudent and cost-conscious buyer would pay for that particular drug.

(3) *Evaluation.* The cost of any drugs will be evaluated in terms of the quantities and purchasing arrangements at which the drugs were, in fact, purchased.

(4) *Charge to beneficiaries.* No charge may be made to the beneficiary for any amount of any drug cost not reimbursed as a result of application of the rule of this section.

(c) *Exception.* Where a physician certifies that in his medical judgment a specific brand is medically necessary for a particular patient, the provisions of paragraph (b)(1) of this section shall not apply. However, the physician must certify in his own handwriting the medical necessity for the exception. An example of an acceptable statement would be "This brand is medically necessary—dispense as written." Merely checking a box on a form will not constitute an acceptable certification. The provider must retain such certification in its records.

(d) *Appeals.* (1) *Amount of reimbursement.* A provider may appeal the amount of reimbursement determined under this section (see Subpart R of this part) except that it may not appeal under Subpart R of this part:

(i) The inclusion of any multiple-source drugs on the published listing, or

(ii) The established maximum allowable cost for any drug.

(2) *Inclusion on listing or maximum allowable cost.* The procedures covering the issues described in paragraphs (d)(1)(i) and (d)(1)(ii) of this section are set forth in 45 CFR Part 19.

[FR Doc.75-21461 Filed 8-14-75;8:45 am]

Title 42—Public Health

CHAPTER I—PUBLIC HEALTH SERVICE, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 50—POLICIES OF GENERAL APPLICABILITY

Maximum Allowable Cost for Drugs

On January 20, 1975, there was published in the FEDERAL REGISTER (40 FR 3218) a notice of proposed rulemaking which proposed to add a new subpart E, entitled "Maximum Allowable Cost for Drugs", to Part 50 of Title 42, Code of Federal Regulations. The proposed new subpart E was designed to establish upper limits for the amount of program funds (i.e., Federal funds and non-Federal funds required to be expended as a condition to receiving such Federal funds) which may be expended for the purchase of any drug under any health services delivery program covered by subpart E, and was in conformance with the November 15, 1974, proposed regulations governing all health programs of the Department (39 FR 40302).

The January 20 notice of proposed rulemaking specified that, for a list of selected multiple source drugs, the amount of program funds which may be expended would be limited to the lower of the Maximum Allowable Cost (MAC) established for each such drug by a Pharmaceutical Board appointed by the Secretary or the actual acquisition cost of the drug plus 25 percent of the amount, if any, by which the MAC for such drug exceeds the actual acquisition cost, plus, in certain circumstances, a reasonable dispensing fee.

Comments on the proposed Public Health Service regulations were received from 12 respondents. With the exception of one comment, all referred to the proposed Departmental MAC regulations; so that responses thereto are incorporated in the preamble to the final Departmental MAC regulations (45 CFR Part 19) which was published in the FEDERAL REGISTER on July 31, 1975 (40 FR 32283). The only comment which explicitly addressed the proposed PHS regulations indicated opposition to the statement in proposed § 50.504(a)(2)(ii) that the Secretary, in determining whether a dispensing fee is reasonable, will take into account the professional fee as determined by the State for purposes of Title XIX (Medicaid) of the Social Security Act. The objection was based on the respondent's contention that the reimbursement policies of the State Medicaid programs are inadequate. The Secretary has concluded that the State Medicaid fee must be taken into account. It should be noted, however, that such fee is one of several factors to be evaluated in determining whether a dispensing fee is reasonable, and is not necessarily controlling.

The regulations as set out below have been changed in several respects to conform with the final Departmental MAC regulation. Accordingly, the reasons for such changes are set forth in detail in the preamble to the Departmental regulations. In summary, however, the PHS regulations as set out below provide (in accordance with the Departmental regulations) that the upper limit for the amount of program funds which may be expended for acquisition of a drug has been changed to be, in general, the lower of (1) the MAC, if any, for the drug plus a reasonable dispensing fee; (2) the acquisition cost of the drug plus a reasonable dispensing fee; and (3) the provider's usual and customary charge to the general public for the drug. "Acquisition cost" is defined to mean the price generally, and currently paid by providers for a drug marketed or sold by a particular formulator or labeler in the package size most frequently purchased by providers. Where a particular brand of drug is prescribed for a patient and the prescriber certifies in his own handwriting that that brand is medically necessary for that particular patient, however, the MAC does not apply.

Accordingly, subpart E of Part 50 of Title 42, CFR, is adopted as set forth below.

*Effective date:* These regulations shall become effective on April 26, 1976.

(It is hereby certified that we have evaluated the inflationary impact of the MAC Regulations in accordance with the require-







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ments of Executive Order 11821 and OMB Circular A-107. We find that the regulations do not have inflationary impact. Therefore, an inflation impact statement is not required).

Dated: July 30, 1975.

THEODORE COOPER,
*Assistant Secretary for Health.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary of Health, Education, and Welfare.*

Subpart E is added to Part 50 as follows:

**Subpart E—Maximum Allowable Cost for Drugs**

Sec.
50.501 Applicability.
50.502 Definitions.
50.503 Policy.
50.504 Limitation to maximum allowable cost of drugs.

AUTHORITY: Secs. 215, 58 Stat. 690, as amended (42 U.S.C. 216).

## Subpart E—Maximum Allowable Cost for Drugs

### § 50.501 Applicability.

This subpart is applicable to programs or projects for health services which are supported in whole or in part by Federal financial assistance, whether by grant or contract, administered by the Public Health Service. It applies to Federal funds and to non-Federal funds which are required to be expended as a condition to receiving Federal funds under such programs or projects.

### § 50.502 Definitions.

As used in this subpart:

(a) "Public Health Service" means the Office of the Assistant Secretary for Health, Health Services Administration, Health Resources Administration, National Institutes of Health, Center for Disease Control, Alcohol, Drug Abuse and Mental Health Administration, Food and Drug Administration, and all of their constituent agencies.

(b) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

(c) "Program funds" means (1) Federal funds provided through grant or contract to support a program or project covered by § 50.501, and (2) any non-Federal funds that are required as a condition of such grant or contract to be expended to carry out such program or project.

(d) "Provider" means one who furnishes medical or pharmaceutical services or supplies for which program funds may be expended under any of the programs or projects described in § 50.501.

(e) "Acquisition cost" means the price generally and currently paid by providers for a drug marketed or sold by a particular formulator or labeler in the package size of drug most frequently purchased by providers, as determined by the Secretary on the basis of drug price information furnished by the Department.

### § 50.503 Policy.

It is the policy of the Secretary that program funds which are utilized for the acquisition of drugs be expended in the most economical manner feasible. In furtherance of this policy, the Secretary has established, in 45 CFR Part 19, a procedure for determining the Maximum Allowable Cost for drugs which are purchased with program funds.

### § 50.504 Allowable cost of drugs.

(a) The maximum amount which may be expended from program funds for the acquisition of any drug shall be the lowest of

(1) the maximum allowable cost (MAC) of the drug, if any, established in accordance with 45 CFR Part 19, plus a dispensing fee determined by the Secretary in accordance with paragraph (b) of this section, to be reasonable;

(2) the acquisition cost of the drug plus a dispensing fee determined by the Secretary, in accordance with paragraph (b) of this section, to be reasonable; or

(3) the provider's usual and customary charge to the public for the drug; *Provided*, That the MAC established for any drug shall not apply to a brand of that drug prescribed for a patient which the prescriber has certified, in accordance with paragraph (c) of this section, is medically necessary for that patient; *And Provided further*, That where compensation for drug dispensing is included in other costs allowable under the applicable program statute and regulations, the terms and conditions of the grant or contract, and the applicable cost principles prescribed in 45 CFR Part 74, no separate dispensing fee will be recognized.

(b) In determining whether a dispensing fee is reasonable, the Secretary will take into account (1) cost components such as overhead, professional services, and profits, (2) payment practices of third-party payment organizations, including other Federal programs such as titles XVIII and XIX of the Social Security Act; and (3) any surveys by States, universities or others of costs of pharmacy operations and the fees charged in the particular area.

(c) a certification by a prescriber, pursuant to paragraph (a) of this section, that a brand of drug is medically necessary for a particular patient shall be in the prescriber's own handwriting, in such form and manner as the Secretary may prescribe. An example of an acceptable certification is the notation "brand necessary". A procedure for checking a box on a form will not constitute an acceptable certification.

[FR Doc.75-21462 Filed 8-14-75;8:45 am]



federal register

FRIDAY, AUGUST 15, 1975

PART III:

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Social and Rehabilitation Service

## MEDICAL ASSISTANCE PROGRAMS

## Limits on Payments for Drugs

Title 45—Public Welfare

CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 250—ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS

Limits on Payments for Drugs

Notice of proposed rule making was published in the FEDERAL REGISTER on November 27, 1974 (39 FR 41480), amending the provisions governing the upper limit for payment for prescribed drugs in the Medicaid program. The notice:

(1) Specified that, for a list of selected multiple source drugs, cost would be limited to the lower of maximum allowable cost (MAC) established by a Pharmaceutical Board appointed by the Secretary or actual acquisition cost plus 25 percent of the differential between actual acquisition cost and the established maximum allowable cost;

(2) Provided that the upper limit would be based on cost plus a dispensing fee, with cost specified as actual acquisition cost (AAC); and

(3) Clarified the use of a dispensing fee for drugs furnished recipients of medical assistance in long-term care facilities by pharmacies employing a unit dose system.

The proposed requirements conformed to the November 15, 1974 proposed regulations governing all departmental programs (39 FR 40302).

The purpose of these regulations is to prescribe an upper limit on payments in the Medicaid (title XIX) program for selected multiple-source prescribed drugs (except where otherwise specified in writing by a physician) and to require that payments for other drugs prescribed under title XIX be determined on the basis of acquisition cost as estimated by the State plus a dispensing fee, or the provider's usual and customary charge to the general public, whichever is lower. The basis of these regulations is the Secretary's strong belief that such upper limits will result in substantial savings in the title XIX program while continuing to assure that high quality drugs are available to title XIX recipients.

Comments were received from 150 respondents. The following is a listing of the major areas of expressions of opinion and the Department's responses:

DISPENSING FEE

Comment: The regulations should require dispensing fee indexing for inflation (or regular updating). (5 hospitals, 16 pharmacy associations, 11 individual pharmacists and 2 State Medicaid agencies); they should set the fee at the 90th percentile (2 pharmacy associations); payment levels of other third-party payors should not be used as a criterion (5 pharmacy associations); the dispensing fee should not be lower than that paid by other State, Federal, and third-party reimbursement programs unless the State can provide data to support a lower fee (1 pharmacy association).

Response: The Secretary has no authority to establish a floor for State reimbursement of drugs. The regulations can only specify the upper limit which a State may pay.

Comment: The regulations will require an increase in dispensing fees if the average wholesale price is discarded for AAC or MAC. (9 pharmacy associations and 2 State Medicaid agencies).

Response: The regulations recommend the use of pharmacy operational data in establishing a dispensing fee. The regulations also require the States to conduct periodic surveys of pharmacy operational data. It is believed that such surveys will contribute to the efficient administration of State plans and it is further expected that States will use these surveys to assure equitable fees. It is the Department's intention to work closely with States in furnishing guidance and encouragement toward the objective of having the cost plus a dispensing fee represent equitable reimbursement.

Comment: The fee should be same for legend and non-legend drugs (1 hospital and 2 pharmacy associations).

Response: The Secretary has no authority to prohibit States from varying fees according to legend and non-legend drugs. This is a State decision.

Comment: The term "Professional service fee" should be used instead of "dispensing fee" and a wider role given professional pharmacists. (2 hospitals, 3 pharmacy associations, and 2 individual pharmacists).

Response: The term "dispensing fee" includes "professional services" and other items, thus it is a broader concept than would be indicated by using the term "professional services." The Department advocates a wide role for the pharmacist as a professional. However, the extent to which this is done depends upon State law.

Comment: Use of a variable dispensing fee concept was opposed by some (6 pharmacy associations, 4 State Medicaid agencies, 4 individual pharmacists) and advocated by others (7 State Medicaid agencies and 6 individual pharmacists).

Response: The method for determining the dispensing fee, fixed or variable, is optional with the State Medicaid agency. SRS regulations encourage use of a variable dispensing fee by providing guidance on elements to be considered in establishing such fees.

Comment: Respondents request more guidance or technical assistance in setting of a dispensing fee. (5 pharmacy associations, 3 State Medicaid agencies, and 11 individual pharmacists).

Response: Regulations contain advice and guidance on elements of cost to be considered in the establishment of dispensing fees. In addition, more detailed guides will be issued after the final policy is published.

Comment: The setting of a variable dispensing fee will increase State administrative or audit costs, and mechanized claims processing costs. (13 State Medicaid agencies and 3 individual pharmacies).

Response: The regulations do not mandate a variable fee. This is optional with States. Those States which now employ a variable fee have reported a very modest administrative cost attributable to the variable fee.

Comment: The dispensing fee should include an additional fee for claims processing and special services (2 State Medicaid agencies and 3 individual pharmacies).

Response: This is unnecessary since billing costs as well as other overhead costs are included in the computation of the dipensing fee.

Comment: The method of determining a dispensing fee should be based on percentage mark-up rather than on a fixed fee basis. (1 State Medicaid agency).

Response: This is not acceptable since a percentage mark-up would be an incentive to use higher cost drug items and thus it would run counter to the objectives of the regulations. A GAO study in 1966 strongly recommended against this method.

Comment: The regulations should allow a dispensing fee for dispensing physicians (1 individual pharmacist).

Response: This is an area of State discretion. Medicaid guidelines recommend that payment for drugs dispensed by physicians be limited to not more than the cost of the drug. Physicians are professionals who gain their livelihood from the practice of medicine. Accordingly, it may be held that they should not also profit from a pharmacy practice, particularly when the drugs they sell are also prescribed by them.

Comment: Large chains will set dispensing fee patterns. (2 individual pharmacists).

Response: States are responsible for setting dispensing fees. The dispensing fee should be ascertained by analysis of pharmacy operational data which include such components as overhead, professional services, and profit. Thus, States may recognize differences in size of operation by setting variable fees.

UNIT DOSE SYSTEM

Comment: The unit dose system is expensive. (1 hospital, 4 State Medicaid agencies and 6 individual pharmacists).

Response: Dollar savings result from paying only for drugs which are actually consumed. Savings also result from reduced personnel costs in long-term care facilities but these may be offset to some extent by the relative increase in the dispensing cost paid to the pharmacy. In any case the Department is not mandating the use of a unit dose system, but is merely specifying the reimbursement limit where such a method is used.

Comment: Clarification is needed to define the quantity involved in a unit dose system (1 hospital, 2 drug manufacturers, 1 pharmacy association) and State agencies should be given technical assistance in reimbursement for a unit dose system (2 State Medicaid agencies).

Response: Detailed guides will be issued on the unit dose system after the final policy is published and technical





assistance will be provided to the States as necessary.

Comment: The unit dose system should be started as a pilot program. (1 State Medicaid agency and 1 individual pharmacist)

Response: If a State wishes to institute the system as a pilot program, it may do so.

Comment: If reimbursement under a unit dose system is only for medication consumed, unconsumed medication may result in loss for the pharmacist. (2 pharmacy associations).

Response: The term "unit dose" means just that. Unconsumed medication will be returned to the pharmacist.

Comment: The unit dose system does not eliminate medication errors. (1 individual pharmacist).

Response: States which have instituted a unit dose system have found that there are fewer medication errors, a closer monitoring of drug intake, and fewer drug interactions.

PHYSICIAN CERTIFICATION OF NEED FOR SPECIFIC DRUG

Comment: The regulations ignore the fact that physicians do not have a contractual relationship to State programs and should not be required to justify their prescribing (1 medical association).

Response: Physicians do have a contractual arrangement with State programs (Section 1902(a)(27) of the Social Security Act requires a provider agreement between a State agency and each provider who participates in the program). However, this is irrelevant. Although physicians should not be forced to "justify" prescribing, it is necessary to have certification of the need for a specific brand name drug in order to achieve the purpose of the policy and to enable the States to monitor its implementation.

Comment: The regulations fail to outline form of certification, to whom certification would be made, and by whom certification would be reviewed (1 pharmacy association), and whether "blanket approval or disapproval of certification will be allowed" (1 medical association), and fail to provide for monitoring of requirement. (1 medical association).

Response: The method of certification has been left largely to the States, since Medicaid programs vary in specific administrative procedures from State to State. A "blanket" approach to certification is unacceptable since this would circumvent the objectives of the policy. States have the responsibility of monitoring the implementation of the policy, and may use whatever methods are most effective.

Comment: Suggested changes in waiver requirement include that prescriber simply check on the prescription blank if a specific brand is needed (1 medical college); waiver be in prescriber's handwriting, personally signed and transmitted in duplicate to pharmacy (1 medical association); the physician certify the reason for dispensing a specific brand (1 medical association); regulations provide greater specificity of certification statement (1 pharmacy association).

Response: A procedure for checking a box on a form will not constitute an acceptable certification since there must be evidence that a physician has made a determination in each case. The Department agrees that the waiver should be in prescriber's own handwriting, and personally signed and transmitted to the pharmacist. States must be required to allow physicians to exercise medical judgment in prescribing drugs. The form and procedure for the certification shall be prescribed by the State.

Comment: The requirement removes the physician's right to select a drug (1 hospital); the certification requirements are too restrictive (1 drug manufacturer); the regulations should not require generic drugs unless prescribed by the physician (1 medical association); the regulations would require each prescriber to test all available brands in order to certify a particular brand as the only one effective for a specific patient (1 medical association); or the physician is forced to certify that all other drugs are unsuitable (1 drug manufacturer).

Response: There is only a requirement for certification by the prescribing physician of the necessity for a specific brand in the physician's medical judgment. The language in the final regulations has been modified to respond to these objections as follows: "* * * except that such limitations shall not apply in any case where a physician certifies in writing that in his medical judgment a specific brand is medically necessary for a particular patient. An example of an acceptable certification would be the notation 'brand necessary.'"

Comment: The requirement jeopardizes the quality of care (1 drug manufacturer) and it interferes with the physician—patient relationship (1 medical association and 1 drug manufacturer).

Response: There is no prohibition against a physician exercising his medical judgment in prescribing specific drugs. There is only a requirement for certification of the necessity.

MAXIMUM ALLOWABLE COST

Comment: The Department should implement MAC on a pilot or test basis (1 hospital, 2 pharmacy associations, 1 individual pharmacist); give physicians price information for voluntary use instead of establishing a MAC (1 pharmacy association); allow States to establish their own MAC/AAC systems (9 State Medicaid agencies); use MAC regulations as a guideline (4 State Medicaid agencies); base MAC system on a voluntary basis using Federal information on bioavailability (1 State Medicaid agency).

Response: This would negate the cost containment purpose of implementing this policy in the Department's programs, including Medicaid. In addition to the MAC requirement, comparative price information will be disseminated to physicians.

Comment: MAC concept prevents prudent buying (3 hospitals and 3 individual pharmacies).

Response: MAC encourages prudent buying and hopefully this will influence prices in the private sector.

Comment: MAC is a form of government price control for one industry (2 hospitals, 1 pharmacy association, 1 State Medicaid agency).

Response: This is not government price control of the drug industry; it represents an attempt to achieve substantial savings to the taxpayer in the cost of government-purchased drugs without lowering the quality of health care.

Comment: MAC will lower drug quality (2 hospitals, 6 pharmacy associations, 4 individual pharmacies and 2 citizens).

Response: No drug will be proposed for a maximum allowable cost limitation for which FDA advisor delay on the basis of quality considerations. The MAC will be set by a Pharmaceutical Reimbursement Board made up of government drug experts and non-government advisory panel. FDA will first review drugs for any pending regulatory problems and problems of biological equivalence. MAC will not force pharmacists to dispense the least costly drug on their shelves. There will be a number of established suppliers for any listed drug under this program.

Comment: MAC restricts freedom of choice by the patient (1 medical service provider organization).

Response: In the Medicaid program, the patient has the freedom of choice of providers. For patients both in Federally-reimbursable programs and in the private sector, it is the physician who prescribes their medication. Multiple source drugs under MAC will all be prescribed drugs. There is no interference with the patient's right to select his pharmacy.

Comment: The regulations are unnecessary and vague (3 drug manufacturers and 3 pharmacy associations).

Response: The regulations are necessary to achieve the Department's goals regarding expenditures for drugs. The final regulations have been clarified in several respects. There will be more specific information published in guideline material.

Comment: There is a need for different MAC prices for different kinds of pharmacies, for example, hospital pharmacies, chain pharmacies, or individually owned pharmacies (1 pharmacy association).

Response: MAC is the upper limit on a nationwide basis. However, cost is limited to the lower of estimated acquisition cost or maximum allowable cost. If the provider's cost differs for the different kinds of pharmacies mentioned, the payment would vary accordingly.

Comment: A system is needed for adequate payment when AAC exeeds MAC. (1 pharmacy association).

Response: The Pharmaceutical Reimbursement Board will collect price data,

publish and periodically revise Maximum Allowable Cost limitations on the reimbursement of multiple-source drug costs in Departmentally-supported health programs.

Comment: Third party data should not be used in establishing MAC/AAC. (1 individual pharmacy).

Response: The final regulations have been modified to eliminate this criterion.

Comment: MAC drugs may not be available at the MAC price. (2 individual pharmacists).

Response: The Department will limit cost reimbursement for multiple source drugs to the lowest cost at which chemically equivalent drugs are "generally available;" that is, marketed so as to be widely and consistently available to providers in the United States.

Comment: Objects to removal of physician choice of drug. (1 citizen).

Response: There is not prohibition against a physician exercising his medical judgment in prescribing specific drugs. There is only a requirement for certification of the medical necessity.

Comment: The MAC program adds to inflation of drug costs. (1 citizen).

Response: The MAC program is designed to do the reverse. It contains costs in the purchase of drugs in Departmental programs and will tend to reduce prices.

Comment: The Federal government will be unable to obtain true price data in order to set MAC prices. (1 pharmacy association and 1 individual pharmacy).

Response: Sources for price data will be available from both the public and private sector. In addition to the establishment of a Departmental Pharmaceutical Reimbursement Board, there will be a Pharmaceutical Reimbursement Advisory Committee which will provide advice and technical assistance to the Board. Opportunities will be provided for individuals and organizations to submit relevant drug price information, revisions of, and deletions from the MAC list, offer comments, and participate in hearing on proposed MAC limits.

ACTUAL ACQUISITION COST

Comment: MAC/AAC will increase State audit and administrative cost (4 State Medicaid agencies and 4 individual pharmacies) and will increase cost to State for changes to mechanized claims processing systems (18 State Medicaid agencies). (6 individual pharmacists, 3 drug manufacturers and 1 hospital).

Response: The requirement on cost has been changed from actual acquisition cost to estimated acquisition cost, that is "the State's closest estimate of the price generally and currently paid by providers."

To aid the States in making their price estimates, the Department will make available information on a current basis on acquisition costs of the most frequently purchased package size of drugs. These data will cover the majority of the most frequently prescribed drugs.

Since prices paid by pharmacies vary significantly with size of the operation, the States' estimate of acquisition cost will more closely approximate actual transaction prices if sales volume of the participating providers can be taken into account. Therefore, the data furnished by the Department will be broken down by size of provider according to sales volume of prescription drugs. To estimate acquisition cost by size of provider, the State will need to obtain pharmacy sales volumes of prescription drugs.

In reviewing State operations, the Department will encourage and expect the States to make their estimates of acquisition costs with as much precision as possible consistent with the cost data furnished by the Department.

The effective date of these regulations will be April 26, 1976 in order to be certain that price data from the Department will be available well in advance and that the States will have adequate lead time to implement the provisions. In addition, between the date of publication and the effective date, the Department plans to provide technical assistance and training to the States.

Comment: Respondents object to AAC; prefer AWP (2 pharmacy associations, 3 State Medicaid agencies, 13 individual pharmacists, 1 citizen and 1 drug manufacturer). Pharmacy income will be lowered because reimbursement is not based on AWP. (7 individual pharmacies).

Response: As stated in the preamble to the proposed regulations, AWP data are frequently inflated. The purpose of the proposed regulations was to achieve savings. The final regulations have been modified to take into account some of the administrative problems of States in determining AAC.

Comment: AAC+25% is too low an incentive for prudent buying (1 medical service provider organization, 10 individual pharmacists, 2 hospitals); AAC +50% or 75% is recommended (1 pharmacy association, 1 State Medicaid agency, 2 individual pharmacists and 2 hospitals). AAC+25% incentive discourages large inventories (1 pharmacy association).

Response: The comments indicated that there was widespread misunderstanding of this provision on the part of both providers and States. Since the possible advantages of this provision seem to be outweighed by the disadvantages attributed to its complexity, the 25% incentive is being eliminated. In addition, the modification from actual acquisition cost to estimated acquisition cost and the imposition of another parameter—the provider's usual and customary charge to the general public—to the upper limit would add to the complexity of a percentage incentive.

Comment: AAC + 25% will result in the purchase of lower quality drugs because providers will attempt to buy at the lowest cost in order to maximize the differential at the sacrifice of quality (2 pharmacy associations, 1 State Medicaid agency, 5 pharmacists, 1 hospital).

Response: The Department has confidence in the professional judgment of pharmacists and believes they will select quality products. Additionally, the final regulations eliminate the 25% incentive.

Comment: AAC will cause pharmacy losses (5 pharmacy associations and 4 individual pharmacists) and may reduce pharmacy participation (4 State Medicaid agencies and 2 individual pharmacists).

Response: This does not seem to have happened in those States which use variations of AAC. Pharmacies appear to be satisfied and participation in the program is in force. In addition, in the final regulations actual acquisition cost has been changed to estimated acquisition cost.

Comment: Increase U.R. activities in place of MAC/AAC system. (1 pharmacy association, 3 State Medicaid agencies, 3 drug manufacturers and 1 pharmacy association).

Response: Medicaid has a requirement for utilization control for all its services, including drugs, which is in force and will be continued. The concept of utilization review is concerned with appropriate usage of services. One is not a substitute for the other. The final policy will achieve an added savings to the taxpayers.

Comment: ACC is difficult to determine because of a variety of methods of purchase (3 pharmacy associations, 1 State Medicaid agency and 2 individual pharmacies).

Response: The final regulations have been modified to take into account some of the administrative problems of States in determining AAC.

Comment: The enforcement of MAC/AAC concept is unworkable (1 pharmacy association, 9 State Medicaid agencies, 1 individual pharmacist and 1 citizen).

Response: The administrative difficulties have been recognized and the regulations have been modified.

Comment: AAC favors large chains (4 individual pharmacists and 1 State Medicaid agency).

Response: Average wholesale prices are frequently inflated and large purchasers can take advantage of buying in bulk, deriving greater profit—thus the use of estimated acquisition cost would correct this inequity.

Comment: The definition of AAC is unclear (1 State Medicaid agency).

Response: The final regulations are being modified and clarified.

Comment: State anti-substitution laws are a problem (2 pharmacy associations and 1 individual pharmacist, 1 State Medicaid agency).

Response: There is no conflict with State anti-substitution laws. These regulations in no way change the implementation of these laws. Unless the State law permits substitution, this regulation does not make it possible for a pharmacist to substitute a drug for the one prescribed by the physician.

Comment: The requirement should be limited to the lower of cost plus dispensing fee or the charge to the general public (3 pharmacy associations, 8 individual pharmacies, 5 State Medicaid agencies). Recommends lesser of MAC or cost of drug from lowest price source consistently available (SSA approach). (2 State Medicaid agencies).

Response: The final regulations have been modified to reflect the comments





regarding this concept. Reimbursement must be limited to the lower of cost plus a dispensing fee or the provider's usual and customary charge to the general public.

Comment: AAC regulations should be implemented at Federal rather than State level (1 pharmacy association).

Response: Medicaid is a State-administered program and it is the State's responsibility to implement the regulation.

Comment: Respondents want States to determine the method of payment based on MAC/AAC guidelines. (2 State Medicaid agencies).

Response: Since there are 53 States and jurisdictions in the Medicaid program, gathering data for a MAC program would be costly and time-consuming. It would be more efficient to gather such data at the Federal level.

Accordingly, the regulations as modified are hereby adopted and are set forth below.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302); Sec. 224(c), Pub. L. 92-603, 86 Stat. 1395 (42 U.S.C. 1396(b)(i)(1); Sec. 237(b), Pub. L. 90-248, 81 Stat. 911, as amended (42 U.S.C. 1396a(a)(30), as amended); Sec. 121(a), Pub. L. 89-97, 79 Stat. 344, as amended); (42 U.S.C. 1396a(a)(4), as amended)).

Section 250.30(b)(2) of Part 250, Chapter II, Title 45, Code of Federal Regulations, is revised as set forth below:

**§ 250.30 Reasonable charges.**

* * * * *

(b) *Upper limits.* * * *

(2) *Drugs.* The upper limit for payment for prescribed drugs—whether legend items (for which a prescription is required under Federal law) or non-legend items—shall be based on the lower of the cost of the drug (as determined in accordance with paragraph (b)(2)(ii) or (iii) of ths section) plus a dispensing fee established by the State, or the provider's usual and customary charge to the general public.

(i) In establishing the dispensing fee, States should take into account the results of surveys of costs of pharmacy operation. States shall periodically conduct such surveys of pharmacy operational data including such components as overhead, professional services and profits.

(*a*) The dispensing fee may vary according to the size and location of the pharmacy and according to whether the dispensing is done by a physician or by an outpatient drug department of an institution and according to whether the drug is a legend or a non-legend item.

(*b*) The dispensing fee may also vary for prescribed drugs furnished to title XIX recipients in an institutional setting by a pharmacy employing a unit dose system. In such instances the dispensing fee may be either: (*1*) An amount added to the cost of each unit dose furnished by the pharmacy or (2) a daily or monthly capitation rate per resident for whom prescribed drugs are being furnished. In either case, the dispensing fee is added to the ingredient cost of the prescribed drug which is actually consumed.

(ii) For each multiple source drug designated by the Pharmaceutical Reimbursement Board and published in the FEDERAL REGISTER, cost will be limited to the lowest of (*a*) the maximum allowable cost established by the Board for such drug, and published in the FEDERAL REGISTER, or (*b*) the estimated acquisition cost (as defined in paragraph (b)(2)(iii)), or (*c*) the provider's usual and customary charge to the general public; except that such limitation shall not apply in any case where a physician certifies in his own handwriting that in his medical judgment a specific brand is medically necessary for a particular patient. The form and procedure for the certification shall be prescribed by the State. An example of an acceptable certification would be the notation "brand necessary." A procedure for checking a box on a form will not constitute an acceptable certification. At the discretion of the State, the certification may be retained by the provider rather than submitted with the claim form with the understanding that it will be available for inspection by the State and by the Department of Health, Education, and Welfare.

(iii) For all other prescribed drugs, cost shall not exceed an upper limit established by the State. This shall be the State's closest estimate of the price generally and currently paid by providers. Such estimates shall be based on the package size of drugs most frequently purchased by providers. To aid States in making cost estimates, the Department will make available information on a current basis on acquisition costs of the most frequently purchased package size of drugs. These data will cover the majority of the most frequently prescribed drugs.

(iv) The upper limits governing reimbursement by State agencies to providers of prescribed drugs specified in this section shall also apply in cases where prescribed drugs are furnished as part of skilled nursing facility or intermediate care facility services or under prepaid capitation arrangements. Contracts between the State agency and the underwriter, carrier, foundation, health maintenance organization or other insurers containing the terms of such prepaid capitation arrangements shall include a provision imposing the same upper limits for reimbursement or prescribed drugs as are imposed by paragraph (b)(2) of this section on the State agency.

Effective Date: These regulations shall be effective on April 26, 1976.

(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance Program)

(It is hereby certified that we have evaluated the inflationary impact of the MAC Regulations in accordance with the requirements of Executive Order 11821 and OMB Circular A-107. We find that the regulations do not have inflationary impact. Therefore, an inflation impact statement is not required)

Dated: August 5, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-21460 Filed 8-14-75;8:45 am]

federal register

FRIDAY, AUGUST 15, 1975




PART IV:

# ENVIRONMENTAL PROTECTION AGENCY

Water Programs and Domestic Wastewater Disinfection

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SECONDARY TREATMENT AND TREATMENT INFORMATION

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## ENVIRONMENTAL PROTECTION AGENCY

[ 40 CFR Part 133 ]

[FRL 396-5]

### WATER PROGRAMS

### Secondary Treatment Information

The Environmental Protection Agency is considering the amendment of the Secondary Treatment Information regulation contained in 40 CFR-Part 133 and promulgated pursuant to Sections 304 and 301 of the Federal Water Pollution Control Act Amendments of 1972 (the Act). Section 304(d)(1) requires that the Environmental Protection Agency publish information on the degree of effluent reduction attainable through the application of secondary treatment within sixty days after enactment of the Act and from time to time thereafter. Section 301(b)(1)(B) of the Act requires that effluent limitations, based on secondary treatment, be achieved for all publicly owned treatment works in existence on July 1, 1977, or approved for a construction grant prior to June 30, 1974 (for which construction must be completed within four years of approval). Secondary Treatment Information was promulgated on August 17, 1973.

Historically, treatment processes have been grouped together as "primary" or "secondary" based on the pollutants removed and the means by which pollutant removal is accomplished. The concept of "secondary treatment" grew out of the need to develop wastewater treatment processes which provided for the reduction of pollutants not effectively removed by the liquid-solids separation techniques associated with "primary" treatment. Secondary treatment processes were developed to biologically remove degradable organic materials from wastewater. The term "secondary treatment" eventually became synonymous with the biological treatment of wastewater for the removal of carbonaceous organic material. Only recently have physical/chemical treatment processes been developed which parallel the organic removals achieved by the application of biological secondary treatment.

Biological secondary treatment processes, as well as comparable physical/chemical treatment processes, accomplish a certain degree of reduction in the number of pathogenic organisms found in domestic wastewater (as normally indicated by the level of fecal coliform bacteria) through natural die-off and solids removal. These removals, however, are incidental and generally result in fecal coliform bacteria concentrations which are at least an order of magnitude greater than those required for secondary treatment by 40 CFR Part 133.

The reduction of pathogens beyond that achieved by process operation for the removal of degradable organic matter is often necessary for the protection of public health. Section 133.102(c) of 40 CFR Part 133 established effluent limitations for fecal coliform bacteria based on the levels attainable by means of disinfection with disinfectants such as chlorine. The minimum levels of disinfection required by § 133.102(c) in terms of fecal coliform bacteria are as follows:

(1) The geometric mean of the values for effluent samples collected in a period of 30 consecutive days shall not exceed 200 per 100 milliliters;

(2) The geometric mean of the values for effluent samples collected in a period of seven consecutive days shall not exceed 400 per 100 milliliters.

In the case of most facilities treating domestic wastes, attainment of the levels of fecal coliform bacteria required by 40 CFR Part 133 necessitates the use of a separate, non-biological unit process designed specifically for the disinfection of wastewater. The only wastewater disinfection processes currently available for widespread use of publicly owned treatment works are those employing molecular chlorine or its derivatives. The net result is that the requirement of a minimum level of disinfection for all publicly owned treatment works in 40 CFR Part 133 inadvertently encourages the use of chlorine at the present time. This problem is compounded by the fact that requiring a minimum level of disinfection for all sanitary wastewater discharges is of questionable benefit in those instances where the possibility of human contact with the receiving body is remote. While it is acknowledged that considerable benefits are gained by the disinfection of wastewater, it also must be recognized that certain potential environmental problems can result from the uncontrolled use of chlorine.

In January 1974 an Environmental Protection Agency Task Force was formed to review EPA policy on wastewater disinfection and the use of chlorine. Since that time a considerable amount of data has been gathered and analyzed. Evidence exists that residual chlorine and certain chlorine-based compounds, formed as a result of the chlorination of domestic wastewater can be toxic to aquatic life in relatively low concentrations. It has been recently documented that chlorination may form carcinogenic compounds in secondary effluents. Disinfectants are by definition materials which are hazardous to living things. Because of the potential dangers associated with the use of molecular chlorine, many municipalities have switched to sodium hypochlorite for disinfection because it is less hazardous to handle than molecular chlorine though considerably more expensive. The storage and/or application of other disinfectants also requires special safety precautions similar to those for chlorine. The Task Force has concluded that the potential harm to both the human and aquatic life which can result from the uncontrolled and excessive use of chlorine for wastewater disinfection warrants the amendment of 40 CFR Part 133. A preliminary copy of the Task Force report is available for inspection at the EPA Freedom of Information Center, Room 202, West Tower, Waterside Mall in Washington, D.C. and at all EPA Regional Offices. A limited number of copies of the preliminary report are available. Persons wishing to obtain a copy may write the Director, Municipal Construction Division, Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460. The Task Force Report will be finalized upon completion of the proposed action and will be available from the U.S. Government Printing Office at that time.

The costs and energy requirements associated with wastewater treatment are also factors which are significantly influenced by the imposition of disinfection requirements. Presently the cost of disinfection (chlorination) is approximately 5–7 percent of the total treatment costs for secondary treatment. The imposition of requirements which would necessitate the use of alternate means of disinfection (e.g., ozonation or dechlorination) could increase the total treatment cost (secondary treatment) by as much as 15–30 percent.

Disinfection, even at the present required level, is energy intensive because of the amount of energy required for the manufacture of most disinfectants. The energy used to produce the amount of the chlorine necessary to provide the level of disinfection presently required by 40 CFR Part 133 is from 7–15 percent of the total on-site energy demand of a typical secondary treatment plant (activated sludge). Furthermore, the energy requirements for the manufacture of alternate disinfectants are as much as 5–7 times as great as those for chlorine.

It is not intended to imply that energy and cost are factors which are to be considered in establishing specific disinfection requirements. Public health and protection of the aquatic and human environments are still the overriding considerations affecting and disinfection requirements. The unnecessary and excessive use of disinfectants, however, is wasteful, both in terms of available financial resources and energy.

It is proposed that the effluent limitations for fecal coliform bacteria in 40 CFR Part 133 be deleted from the definition of secondary treatment. Disinfection requirements for publicly owned treatment works and other domestic wastewater treatment plants (for which effluent limitations have been based on secondary treatment information) would be established in accordance with water quality standards promulgated pursuant to Sections 301, 302 and 303 of the Act. Sections 301(b)(1)(B) and 301(b)(1)(C) of the Act require for all publicly owned treatment works "effluent limitations based on secondary treatment," or "any more stringent limitation including those necessary to meet water quality standards, treatment standards, or schedules of compliance, established pursuant to any State law or regulations * * *." Effluent limitations for publicly owned treatment works, including disinfection requirements, pursuant to Section 301 of the Act are and will continue to be enforceable conditions of permits issued under the authority of the National Pollutant Discharge Elimination System. It is expected that most facilities with disinfection capabilities will continue to disinfect, with exceptions to the continuous disinfection requirement being made on a case-by-case basis in accordance with water quality standards and any applicable State regulations. It is also expected that disinfection equipment will be installed in most new facilities and in those existing facilities with specific disinfection requirements which do not presently have disinfection capabilities. A supplementary statement of EPA policy on the disinfection of wastewater has been prepared and is being published in the FEDERAL REGISTER concurrently with this notice.

In this regard it also recognized that many States have previously developed regulations concerning wastewater disinfection practices which are based on the specific needs of the particular State. These programs have proven to be effective with respect to protecting public health from disease and are the basis for the Agency's confidence that the proposed amendment will have the desired effect without jeopardizing public health. The States are encouraged to retain existing programs when such programs have proven effective for that State's needs provided that disinfection criteria are based on water quality standards. In those instances in which state water quality standards had relied on the fecal coliform bacteria limitations in 40 CFR Part 133 to provide a minimum level of disinfection for all discharges from publicly owned treatment works, such standards should be re-evaluated and amended if determined to be inadequate with respect to protection of public health from disease.

Paragraph (d) of § 133.102 requires that "the effluent values for pH shall remain within the limits of 6.0 to 9.0." This limitation was not intended to require that the effluent pH be adjusted to conform with the 6–9 range when the natural pH of the wastewater and/or natural biological treatment phenomena cause the effluent pH to be outside that range. The amendment of § 133.103 ("Special Considerations") is proposed to limit the applicability of § 133.102(d) to those cases where inorganic chemicals are added during the wastewater treatment process prior to disinfection or where contributions from industrial sources cause the effluent pH to be greater than 9.0 or less than 6.0.

Interested persons are invited to comment on the proposed amendments to Part 133 by written submission to the Office of Water Program Operations (WH-447), United States Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460. Prior to promulgation of the proposed amendments in final form, all comments received on or before October 14, 1975 will be carefully considered. All comments received may be inspected at the above location during normal working hours by interested members of the public. If, during the period for written submissions, it is deemed necessary that public hearings be held, notice of such hearings will be published in the FEDERAL REGISTER.

In consideration of the foregoing, it is proposed to amend Part 133 of Chapter I of Title 40 of the Code of Federal Regulations as set forth below.

(Sec. 304(d)(1) and 301(b)(1)(B) of the Federal Water Pollution Control Act Amendments of 1972 (33 U.S.C. 1342, 1345 & 1361))

Dated: August 6, 1975.

JOHN QUARLES,
*Acting Administrator.*

1. Section 133.102 is revised to read as follows:

**§ 133.102 Secondary Treatment.**

The following paragraphs describe the minimum level of effluent quality attainable by secondary treatment in terms of the parameters biochemical oxygen demand, suspended solids and pH. All requirements for each parameter shall be achieved except as provided for in § 133.103.

(a) *Biochemical oxygen demand (five-day).* (1) The arithmetic mean of the values for effluent samples collected in a period of 30 consecutive days shall not exceed 30 milligrams per liter.

(2) The arithmetic mean of the values for effluent samples collected in a period of seven consecutive days shall not exceed 45 milligrams per liter.

(3) The arithmetic mean of the values for effluent samples collected in a period of 30 consecutive days shall not exceed 15 percent of the arithmetic mean of the values for influent samples collected at approximately the same times during the same period (85 percent removal).

(b) *Suspended Solids.* (1) The arithmetic mean of the values for effluent samples collected in a period of 30 consecutive days shall not exceed 30 milligrams per liter.

(2) The arithmetic mean of the values for effluent samples collected in a period of seven consecutive days shall not exceed 45 milligrams per liter.

(3) The arithmetic mean of the values for effluent samples collected in a period of 30 consecutive days shall not exceed 15 percent of the arithmetic mean of the values for influent samples collected at approximately the same times during the same period (85 percent removal).

(c) *pH.* The effluent values for pH shall remain within the limits of 6.0 to 9.0.

2. Section 133.103 is amended by adding paragraph (c) as follows:

**§ 133.103 Special considerations.**

* * * * *

(c) The requirements of paragraph (c) of § 133.102 are intended to control the pH of effluents discharged from treatment works which add inorganic chemicals to the waste stream as part of a treatment process or where the effluent pH falls outside of the 6–9 range because of contributions from industrial sources. The effluent pH limitations are not intended to require pH adjustments to effluents from strictly physical/biological treatment processes followed by disinfection. Mandatory adjustment of effluent pH to conform to the 6–9 range shall be limited to those cases where inorganic chemicals are added to the wastewater prior to disinfection and where contributions from industrial sources cause the effluent pH to be less than 6.0 or greater than 9.0.

[FR Doc.75-21369 Filed 8-14-75;8:45 am]







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## ENVIRONMENTAL PROTECTION AGENCY

[FRL 396-6]

### DOMESTIC WASTEWATER DISINFECTION

#### Secondary Treatment

The Environmental Protection Agency has proposed the amendment of the Secondary Treatment Information regulation contained in 40 CFR Part 133 and promulgated pursuant to Section 304(d)(1) of the Federal Water Pollution Control Act Amendments of 1972 (the Act). Section 301(b)(1)(B) of the Act requires the effluent limitations, based on secondary treatment, be achieved for all publicly owned treatment works in existence on July 1, 1977, or approved for a construction grant prior to June 30, 1974 (for which construction must be completed within four years of approval). The proposed amendment, published concurrently with this notification, deletes the fecal coliform bacteria limitations from the definition of secondary treatment.

At the time that 40 CFR Part 133 was first promulgated, limitations on fecal coliform bacteria were included in the definition of secondary treatment on the basis that disinfection is necessary for the protection of public health. In recognition of more recent information, it is now felt that it is environmentally more sound to establish disinfection requirements for domestic wastewater discharges in accordance with water quality standards promulgated pursuant to Sections 302 and 303 of the Act and associated public health needs. In this manner, the necessary protection of public health can be assured, while achieving adequate safeguards against the adverse effects which could result from the excessive use of disinfectants.

In January 1974, an Environmental Protection Agency Task Force was formed to review EPA policy on wastewater disinfection and the use of chlorine. The Task Force recognized that chlorine and chlorine-based compounds are presently receiving essentially exclusive use for the disinfection of wastewater. While chlorine is an effective disinfectant with respect to meeting bacteriological standards and is adequately protecting public health, there are potential dangers associated with the use of chlorine. Disinfection of wastewater with chlorine can result in the formation of halogenated organic compounds which have been identified as potential carcinogens. Considerable data also exist to indicate that chlorination of wastewater can result in a residual chlorine level that is toxic to aquatic life. The Task Force concluded that in view of the fact that present policy inadvertently encourages the use of chlorine, a regulation which in certain instances requires disinfection unnecessarily further compounds the potential problems associated with the chlorination of wastewater.

Prior to the enactment of Pub. L. 92-500, domestic wastewater disinfection practice was, for the most part, controlled locally by the States. In proposing the deletion of the disinfection requirements from 40 CFR Part 133 and recommending reliance on water quality standards, the EPA made an assessment of the State standards relating to wastewater disinfection. It was determined that virtually all of the States and Territories have water quality related regulations pertaining to the disinfection of wastewater and that public health was adequately being maintained. In many instances, other than continuous disinfection was being practiced where the possibility of human contact with the receiving waters was remote.

Disinfection requirements have been and must continue to be directed at protecting the public health. Water quality standards which establish the need for disinfection must, as a minimum, shall include the following:

(1) Protection of public water supplies.

(2) Protection of fisheries and shellfish waters.

(3) Protection of irrigation and agricultural waters.

(4) Protection of waters where human contact is likely.

(5) Protection of interstate waters to which the above criteria apply.

The Agency proposed for public comment on October 18, 1973, Quality Criteria for Water which were intended to be used as the basis for State water quality standards. Criteria were proposed for fecal coliform bacteria and chlorine. These criteria are presently being revised in accordance with the comments received and will be available for use by the States in the development of water quality standards and the related disinfection requirements for publicly owned treatment works.

The benefits achieved by disinfection should be weighed against the environmental risks and costs. It is intended that the use of chlorine disinfection would be considered only when there are public health hazards to be controlled. The exclusive use of chlorine for disinfection should not be continued where protection of aquatic life is of primary consideration. Alternate means of disinfection and disinfectant control (dechlorination) must be considered where public health hazards and potential adverse impact on the aquatic and human environments co-exist. Disinfection should not be required in those instances where benefits are not present.

A preliminary Task Force Report has been prepared to provide a compilation of the existing technical and scientific data related to the issues raised by wastewater disinfection. The report is divided into four main parts—Summary, Conclusions and Recommendations; Public Health Effects and Considerations; Toxic Effects on the Aquatic Environment; and Disinfection Process Alternatives. Also included in the report is a summary of the Agency's ongoing research and development program in the area of wastewater disinfection and alternate means of disinfection. A copy of the Task Force report is available for inspection at the EPA Freedom of Information Center, Room 202, West Tower, Waterside Mall in Washington, D.C. and at all EPA Regional Offices. A limited number of copies of the report are available. Persons wishing to obtain a copy may write the Director, Municipal Construction Division, Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460. The Task Force report will be finalized upon completion of proposed action and will be available from the U.S. Government Printing Office at that time.

Interested members of the public are invited to comment on the proposed wastewater disinfection policy by written submissions to the U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460, Office of Water Program Operations (WH-447). Prior to adoption of the proposed policy in final form, all comments received on or before October 14, 1975 will be carefully considered.

All comments received may be inspected at the above location during normal working hours by interested members of the public. If, during the period for written submissions, it is deemed necessary that public hearings be held, notice of such hearings will be published in the FEDERAL REGISTER.

Dated: August 6, 1975.

JOHN QUARLES,
*Acting Administrator.*

[FR Doc.75-21370 Filed 8-14-75;8:45 am]



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FRIDAY, AUGUST 15, 1975

PART V:

# DEPARTMENT OF LABOR

## Office of Employee Benefits Security

## COVERAGE

### Reporting and Disclosure Requirements

Title 29—Labor

CHAPTER XXV—OFFICE OF EMPLOYEE BENEFITS SECURITY, DEPARTMENT OF LABOR

SUBCHAPTER B—DEFINITIONS AND COVERAGE UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

PART 2510—DEFINITIONS OF TERMS USED IN SUBCHAPTERS C, D, E, F, AND G OF THIS CHAPTER

SUBCHAPTER C—REPORTING AND DISCLOSURE UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

PART 2520—RULES AND REGULATIONS FOR REPORTING AND DISCLOSURE

Coverage; Reporting and Disclosure Requirements

**● The purpose of these amendments to Chapter XXV of the Department of Labor regulations is to provide guidance to determine coverage under the Employee Retirement Income Security Act of 1974 (hereinafter "the Act"), to establish effective dates for and certain limited exemptions to the reporting and disclosure requirements of the Act, and to establish certain alternative methods of compliance with the Act. ●**

On December 4, 1974, notice was published in the FEDERAL REGISTER (39 FR 42234) of proposed regulations concerning reporting and disclosure under the Act. On May 5, 1975, a regulation was published (40 FR 19469; see also 40 FR 20628, May 12, 1975), deferring until August 31, 1975, the requirement that plan administrators file with the Secretary of Labor, and furnish to plan participants and beneficiaries, copies of a summary plan description, and that plan administrators file a plan description with the Secretary.

On May 6, 1975, a notice was published (40 FR 19715) that the Department of Labor had begun mailing to plan administrators copies of the official plan description form, EBS–1, and that certain final regulations concerning covered plans, plan descriptions and summary plan descriptions would appear in the FEDERAL REGISTER.

On May 12, 1975, a final rule (40 FR 20629) and proposed rule (40 FR 20653) redesignating both final and proposed subchapters, parts and sections were published in the FEDERAL REGISTER. Under this redesignation system, the section numbers of proposed and adopted regulations promulgated under Chapter XXV are based on the section numbers of the Act to which each regulation relates.

The December 4, 1974, proposed regulations have been redesignated in accordance with this proposed system.

On June 9, 1975, notice was published in the FEDERAL REGISTER (40 FR 24642) of proposed regulations concerning reporting and disclosure under the Act. These proposed regulations included certain definitions under the Act which give guidance concerning coverage of certain types of plans under Title I of the Act, as well as the contents of plan descriptions, general reporting and disclosure requirements, certain limited exemptions to the reporting and disclosure requirements, and a revision of the deferral of certain initial reporting and disclosure requirements.

Because certain sections of proposed Parts 2510 and 2520 cover regulatory subject matter, such as a deferral of the reporting and disclosure deadline and guidance concerning coverage, these proposals are published in final form at this time while promulgation of the remaining proposed regulations under Parts 2510 and 2520 will occur later.

Interested persons have been afforded an opportunity to participate in the making of these regulations by a notice of proposed rulemaking published on June 9, 1975 (40 FR 24642). Due consideration has been given to all comments received in response to the notice, insofar as they relate to matters within the scope of the notice and this final rulemaking.

*§ 2510.3–1.* This section contains the material which was presented in § 2510.3–3 of the June 9 proposal, with the exception of proposed § 2510.3–3(h) and (q). The shift of this material to § 2510.3–1 is intended to enhance the clarity of the regulations and does not reflect a change in substance. As in the case of §§ 2510.3–2 and 2510.3–3, a general paragraph has been added to present important commentary of the type which was set forth in the preamble to the June 9 proposal but which would appear in the Code of Federal Regulations only if incorporated in the body of the regulations themselves.

Section 2510.3–1 sets forth a number of employer practices which are not welfare plans within the meaning of section 3(1) of the Act. Since these practices are clearly not pension plans under section 3(2) of the Act, they are not employee benefit plans under section 3(3) of the Act and, therefore, are not covered by Title I at all, under section 4(a) of the Act. Some of the practices excluded from the welfare plan definition under § 2510.3–1 are listed simply in response to questions received by the Department of Labor and do not represent what might be considered borderline cases. Therefore, § 2510.3–1 should not be read as implicitly indicating the Department of Labor's views on the parameters of coverage of Title I of the Act.

A number of the practices listed in § 2510.3–1 are in a form substantially identical to their counterparts in proposed § 2510.3–3, or have been changed in minor details. Paragraphs (d) holiday gifts (proposed § 2510.3–3(c)), (h) strike funds (proposed § 2510.3–3(k)); and (i) industry advancement programs (proposed § 2510.3–3(n)) are unchanged in substance from the June 9 proposals. Although one comment urged that strike funds be treated as welfare plans, the absence of any reference to strike funds in section 3(1) of the Act and section 302(c) of the Labor-Management Relations Act, 1947 (hereinafter "the LMRA") precludes such treatment.

Paragraph (b) of section 2510.3–1 (payroll practices) brings together under one heading a number of different practices which were treated separately in proposed § 2510.3–3. Section 2510.3–1(b) distinguishes welfare plans from employer payroll practices which, although related to benefits described in sections 3(1)(A) of the Act and 302(c) of the LMRA, are more closely associated with normal wages or salary.

Paragraph (b)(1) of § 2510.3–1 deals with payment of compensation for work performed. Such compensation does not indicate the existence of an employee benefit plan, even if paid at a higher rate than normal on account of unusual circumstances. The regulation lists overtime pay (proposed § 2510.3–3(a)) and shift and holiday premiums (proposed § 2510.3–3(b)) as well as weekend premiums, as examples of such higher rates. (Although overtime pay and shift and weekend premiums do not present even borderline cases of Title I coverage, they have nevertheless been included as examples because of inquiries received by the Department of Labor.)

Paragraph (b)(2) and (b)(3) of § 2510.3–1 are designed to deal with payment of compensation out of general assets of the employer during periods of employee absences. Such payment could be construed as an employee benefit when an employee is absent for one of the reasons for which benefits described in sections 3(1) of the Act and 302(c) of the LMRA are provided. Taken together, paragraphs (b)(2) and (b)(3) illustrate the point that payment of normal compensation out of general assets while the employee performs no duties does not usually constitute a welfare plan. For example, the fact that an employee is not present to perform his duties in order to undergo a physical examination, the cost of which is paid by a medical benefits plan maintained by the employer of the employee, which constitutes an employee welfare benefit plan under section 3(1) of the Act, does not mean that wages paid for the time during the employee's absence for the physical examination constitute an employee welfare benefit plan.

In addition, these paragraphs embody the substance of proposed § 2510.3–3(g), jury duty and court testimony, (l), informal policy on absences, (m), paid sick and vacation leave, and (o), job-skill training. In addition, paragraph (b)(3) provides in effect that payment of compensation while an employee is absent for reasons other than physical inability to perform duties or other medical reasons (such a pregnancy, a physical examination or psychiatric treatment) does not constitute a welfare plan. In response to comments, payment of compensation at rates greater or less than normal compensation is permitted. However, in this regard, it is necessary to treat absences for medical reasons differently from other absences. The explicit language of section 3(1) of the Act and the history of the Act indicate a Congressional intent to cover disability plans and other medical plans under which benefits generally consist of a scheduled percentage of normal compensation. These plans, moreover, have traditionally been regarded as employee benefit plans, rather than a continuation of wages or salary. If § 2510.3–1(b)(3) were extended to include payments of other than normal compensation while an employee is physically or mentally unable to perform duties or is absent for other medical reasons, these disability plans would be excluded from the welfare plan definition in section 3(1) of the Act, and, therefore, from Title I coverage altogether. Since this result would eliminate true disability plans from coverage under Title I and thereby violate not only traditional notions of what constitutes an employee benefit plan, but also the Congressional intent underlying section 3(1), § 2510.3–1(b) does not exclude from coverage practices which provide for payment of other than normal compensation while an employee is physically or mentally unable to perform his or her duties or is absent for other medical reasons.





Paragraph (c) of § 2510.3–1, on-premises facilities, groups together two similar practices which were listed separately in proposed § 2510.3–3(e), on-premises service facilities, and (i), first-aid stations.

Paragraph (e) of § 2510.3–1, sales to employees, corresponding to proposed § 2510.3–3(d), has been extended to include sales at fair market value, as well as sales below fair market value. This extension is based on an interpretation of section 302(c)(3) of the LMRA which deals with sales to employees at the prevailing market price, as referring not to employee benefits, but rather to transactions which, although within the literal restrictions of section 302 (a) and (b), do not involve conflicts of interest at which section 302 is aimed. Since these transactions are not employee benefits, they are not incorporated into the welfare plan definition under section 3(1)(B) of the Act.

Paragraph (f) of § 2510.3–1, hiring halls, (proposed § 2510.3–3(f)) has been extended to include employer-maintained hiring halls as well as those maintained by employee organizations.

Paragraph (g) of § 2510.3–1, remembrance funds, (proposed § 2510.3–3(j)) has been altered to make it clear that under a remembrance fund a small cash gift may be made to an individual as well as to an eleemosynary institution.

Paragraph (j) of § 2510.3–1, certain group and group-type insurance programs, embodies three substantive changes from its counterpart in the June 9 proposal (certain group insurance programs; § 2510.3–3(p)). First, paragraph (p)(5) of the proposal, requiring that the employer or employee organization make no representation to its employees or members that the insurance program is a benefit employment or membership, is omitted. Several comments objected to this requirement as too vague and difficult to apply. It has been replaced by a requirement in paragraph (j)(3) that the employer not endorse the program. This requirement of employer neutrality is the key to the rationale for not treating such a program as an employee benefit plan, namely the absence of employer involvement. Second, the requirement of paragraph (p)(4) of the proposal that the employer or employee organization receive no consideration in connection with the program has been eased to permit payment by the insurer of reasonable compensation excluding profit for administrative services actually rendered in connection with payroll deductions or dues checkoffs. This change was adopted in response to comments which indicate that such compensation is widespread and is not improper in view of the expenses incurred by employers and employee organizations in collecting premiums from employees and members. Third, the term "group" has been changed to "group or group-type" in response to comments which indicate that many programs of the sort intended to be described by proposed § 2510.3–3(p) are not technically group insurance programs because no master contract is issued to an employer. In the insurance industry these programs are sometimes characterized as "group-type" programs. The addition of the words "group-type" is designed to clarify the intent underlying both the previous proposal and § 2510.3–3(l).

Paragraph (k) of § 2510.3–1, unfunded scholarship programs, has been added to make it clear that only funded scholarship programs (including refunds of tuition, book purchases, room and board and other related expenses) are welfare plans. Section 3(1) of the Act refers only to "scholarship funds", and section 302(c) of the LMRA refers only to funded programs.

*§ 2510.3–2.* This section incorporates material which appeared in §§ 2510.3–2 (severance pay plans) and 2510.3–3(h) (bonus programs) of the June 9 proposal, and in addition includes two new paragraphs, (d) individual retirement programs, and (e) gratuitous payments to retirees.

The treatment of severance plans in § 2510.3–2(b) has been thoroughly revised since the June 9 proposal, which provided that a severance pay plan under which payment is made to employees on or after the date on which they terminate employment, but where payment is completed before normal retirement age, is not a pension plan. Comments on the proposal pointed out that under this rule, if payments to any terminated employee under a severance pay plan happened to extend past the employee's normal retirement age, the plan would automatically be a pension plan subject to the requirements of Parts 2 and 3 of Title I of the Act.

To avoid this arbitrary result, § 2510.3–2(b) contains a formula designed to permit severance payments in amounts smaller than would ordinarily be considered sufficient to provide a reliable source of income for retirement years.

This criterion is based on the general distinction between a pension plan and a severance plan; that is, a pension plan either defers income to retirement or provides income during retirement, while a severance pay plan is designed to provide a temporary "cushion" against loss of income from employment. When termination occurs near retirement age, it is difficult to distinguish between a pension-type benefit and a severance-type program. Section 2510.3–2(b) provides a standard by which to determine from the terms of the plan whether it is a pension plan or a severance pay plan.

Under § 2510.3–2(b), a severance pay plan is not a pension plan if all payments to any employee who has terminated for reasons other than retirement are completed within are year of termination and do not exceed the employee's annual compensation level. The term "annual compensation level" is defined as an employee's annual cash compensation excluding fringe benefits for the 12-month period before separation. Each severance pay plan may provide its own definition of the annual compensation level with respect to employees covered under that plan, if such a definition is necessary. For example, a definition of "annual compensation level" is implicit in the terms of a plan such as that described in § 2510.3–2(b)(3)(i), while a plan such as the plan described in § 2510.3–2(b)(3)(iii) will require a definition of "annual compensation level."

Also included in § 2510.3–2 is paragraph (c), bonus programs, which incorporates the substance of proposed § 2510.3–3(h) without change. This provision has been inserted in § 2510.3–2 of the final regulation because bonus payments are not mentioned either in section 3(1) of the Act or in section 302(c) of the LMRA as a welfare plan.

Comments received by the Department of Labor pursuant to the June 9 proposed regulations indicated a substantial need for guidance in two areas of coverage not addressed in the June 9 proposal: individual retirement programs under section 2002(a) of the Act and voluntary, gratuitous payments traditionally made by employers to retirees not covered or inadequately covered by a pension plan. The comments were to the effect that the silence of the proposed regulations on these subjects would lead to a conclusion that the requirements of Title I of the Act were applicable and that, as a consequence of the expected burden of compliance, individuals and employers would terminate these programs. Such results would be clearly undesirable. It is therefore in the public interest that the necessary guidance in these areas be issued immediately. Since the first of the reporting requirements, the short form plan description, will be due on August 31, 1975, it is impracticable to issue proposed regulations on these matters at this time. Therefore, paragraphs 2510.3–2(d) and (e) are issued as final regulations. However, interested persons are invited to submit written data, views, or arguments concerning paragraphs 2510.3–2 (d) and (e) on or before September 15, 1975. Such data, views and arguments should be submitted to the Office of Employee Benefits Security, Labor Management Services Administration, U.S. Department of Labor, Washington, D.C. 20210. All comments should be clearly referenced to the num-

ber of the paragraph to which the comments are directed.

Comments on the June 9 proposal indicate that there is considerable uncertainty concerning Title I coverage of individual retirement programs described in section 408 and 409 of the Internal Revenue Code of 1954 (the Code). Section 2510.3–2(d) makes it clear that individual retirement accounts described in section 408(a) of the Code, individual retirement annuities described in section 408(b) of the Code, and retirement bonds described in section 409 of the Code are not pension plans under section 3(2) of the Act because they are not established or maintained by an employer or an employee organization. Since section 408(a) individual retirement accounts, section 408(b) individual retirement annuities and section 409 retirement bonds do not constitute welfare plans under section 3(1) of the Act, they are not employee benefit plans under section 3(3) of the Act and are therefore not covered under Title I.

A number of employers undertook prior to the passage of the Act to supplement the income of retired employees by making payments to them out of general assets although neither statutorily nor contractually bound to do so. The reasons for these payments almost invariably include a concern for the economic well-being of retired employees. It was pointed out in the comments that the burden of compliance with the requirements of Title I might discourage some of these employers from continuing to make these payments. Because such efforts should not be discouraged, 2510.3–2(e) has been added to these regulations to make it clear that these payments do not constitute "pension plans" within the meaning of section 3(2) of the Act. Since payments of this kind do not constitute welfare plans under section 3(1) of the Act, they are not employee benefit plans under section 3(3) of the Act and are therefore not covered under Title I.

*§ 2510.3–3.* This section excludes from the definition of the term "employee benefit plan" in section 3(3) of the Act most plans covering no employees and incorporates the contents of §§ 2510.3–3(q), 2510.3–6 and 2520.104b–1(c), (d) and (e) of the June 9 proposal.

The definition of the term "participant covered under the plan" was published in the June 9 proposal as § 2520.104b–1(c), (d) and (e). This term is defined solely for purposes of Title I, and the primary function of the definition in the June 9 proposal related to the mandatory distribution of certain documents, but the definition was also referenced in proposed § 2510.3–3(q). Since § 2520.104b–1 is not yet published in final form, it is necessary to include paragraphs (c), (d) and (e) of that section in the final § 2510.3–3.

In addition, proposed § 2510.3–6, defining the term "employees", has been incorporated in § 2510.3–3. In the proposal, the definition of "employee" applied to Title I of the Act and 29 CFR chapter XXV in their entirety. However, comments pointed out that the definition of the term "participant" in section 3(7) of the Act is keyed to the term "employee" and that section 404(a)(1) of the Act requires a plan fiduciary to discharge his duties with respect to a plan "solely in the interest of the participants and beneficiaries and * * * for the exclusive purpose of * * * providing benefits to participants and their beneficiaries * * *" According to the comments, a definition of "employee" excluding self-employed individuals might raise problems under section 404(a)(1) with respect to disbursements to self-employed individuals from "Keogh" or "H.R. 10" plans covering both self-employed individuals and "common law" employees. Therefore, the definition of "employee" formerly appearing in proposed § 2510.3–6 has been inserted into § 2510.3–3 and restricted in scope to that section.

Two changes in the substance of § 2510.3–3 have been made in the final version. First, the exclusion of partners from the definition of "employee" has been extended to spouses of partners, since the same consideration on which the exclusion of partners was based—that abuse is unlikely—is applicable with respect to partners' spouses.

Second, the exclusion of sole proprietors and their spouses from the definition of "employee" has been extended to sole proprietors of incorporated as well as unincorporated trades or businesses, since the risk of abuse in the case of a plan covering only an incorporated sole proprietor and his or her spouse is no greater than in the case of a plan covering only an unincorporated sole proprietor and his or her spouse.

Some comments urged that corporate shareholders, particularly in closely held corporations, be treated like partners for purposes of Title I coverage. Such treatment of corporate shareholders is not included at this time because the established judicial concept of "employee" includes employees who are shareholders in the corporations by which they are employed, but excludes partners. Furthermore remedies under state law available to minority shareholders are generally less extensive than those available to dissatisfied partners. Application of the protections of Title I, particularly the fiduciary requirements, seems therefore justified with respect to employees who are shareholders in their corporate employers. However, the Department of Labor is currently considering a proposal to relieve employee benefit plans covering only shareholders of closely held corporations from most of the reporting and disclosure requirements of Part 1 of Title I of the Act. Although such plans are required to file the short form plan description under § 2520.104–3, under the proposal they would be permitted to forego most subsequent reporting and disclosure, with the exception of the requirement under section 104(b)(2) of the Act that the plan administrator make the plan description available to plan participants and beneficiaries and the requirement under section 104(a)(1) of the Act that the administrator furnish to the Secretary, upon request, any documents relating to the employee benefit plan.

*Section 2520.104–2.* This section (§ 2520.30 of the December 4, 1974 proposed regulations) provides a postponement of the effective date of the annual reporting requirements for an employee benefit plan having a plan year other than a calendar year and an extension of the Welfare and Pension Plan Disclosure Act (hereinafter WPPDA) reporting and disclosure requirements for such plans. Such a postponement and extension is specifically authorized, if provided in regulations issued by the Secretary of Labor, in section 111(b)(2) of the Act. This regulation is issued to allow a more efficient transition from WPPDA requirements to the Act's annual reporting and disclosure requirements than would otherwise be possible. The requirements of the Act became applicable to calendar year plans on January 1, 1975. If non-calendar year plans were required to commence reporting and disclosure under the Act and were relieved of WPPA reporting on January 1, 1975, the plan year beginning in 1974 would have to be reported in two segments under two different systems. The portion of the plan year through December 31, 1974 would be the subject of a WPPDA report, and the portion starting January 1, 1975 would be covered by a partial annual report under the Act. This procedure would be cumbersome and inefficient. Section 2520.104–2 avoids split-year reporting by continuing WPPDA reporting and disclosure until the end of the non-calendar plan year that begins in 1974, and starting reporting and disclosure under the Act with the non-calendar plan year that begins in 1975.

*§ 2520.104–3.* On May 5, 1975 29 CFR § 2520.104–3 was promulgated (40 FR 19469; see also 40 FR 20628, May 12, 1975), deferring until August 31, 1975, the requirements set forth in sections 104(a)(1)(B), 104(a)(1)(C), and 104(b)(1) of the Act relating to reporting and disclosure. Analysis by the Department of Labor of the effect of the August 31, 1975 deadline and consideration of comments received after May 5, 1975 demonstrated that application of the August 31, 1975 deadline would be inappropriate for all employee benefit plans, and that a further deferral was necessary.

Comments indicated that plan administrators would not have enough time to gather records and data necessary to prepare and disclose the initially required documents by August 31, 1975. Moreover, amendments to employee benefit plans required for compliance with the fiduciary provisions of sections 402, 403 and 405 of the Act may be deferred for some plans to December 31, 1975 under regulations of the Department of Labor. Therefore, reports and disclosures made in 1975 might reflect provisions that would shortly be amended.

Accordingly, this section, the substance of which was first published in the June 9, 1975 proposal, revises 29 CFR § 2520.104–3 to further defer the reporting and disclosure deadline of Part 1 of Title I of the Act for employee benefit plans subject to that Part 1 on or before January 31, 1976 in most respects until May 30, 1976.





Revised § 2520.104–3 has been changed from the June 9 proposal only in minor respects. First, certain additional provisions of Part 1 of Title I of the Act have been added to the list of deferred requirements. Since these provisions depend on the existence of a plan description and a summary plan description, their deferral is implicit in the deferral of the plan description and summary plan description deferrals. They have been added to revised § 2520.104–3 for the sake of clarity.

Second, paragraph (d) of the proposal has been omitted. Proposed paragraph (d) would impose a requirement for distribution of summaries of certain material modifications in the terms of plans earlier than the deadline under section 104(b)(1) of the Act of 210 days after the end of the plan year in which such material modifications are adopted. Since proposed paragraph (d) related only to amendments adopted after the initial reporting and disclosure deadline of May 30, 1976, it was unnecessary to include it in this document, which is designed primarily to provide guidance necessary for the August 31, 1975 short form plan description filing.

Pursuant to section 110 of the Act, the following findings are made with respect to the application of § 2520.104–3 to pension plans.

1. Use of the alternative method of compliance set forth in § 2520.104–3 is consistent with the purposes of Title I of the Act and provides adequate disclosure to the participants and beneficiaries in the plan, and adequate reporting to the Secretary. The deferral of the deadline will allow sufficient time for assembling and verifying necessary information and will ensure that documents required for distribution to plan participants and beneficiaries will be carefully prepared with a view towards clarity, accuracy and completeness. The deferral will also permit, in a significant number of cases, inclusion in reporting and disclosure documents of plan amendments adopted for the purpose of complying with the requirements of Title I of the Act.

2. Application of a reporting and disclosure deadline earlier than May 30, 1975 would impose unreasonable administrative burdens with respect to the operation of pension plans. If the deadline were not deferred until at least the beginning of 1976, persons involved in the administration of pension plans would be faced with the difficult task of gathering data and producing large quantities of materials in a short period, while at the same time continuing to perform day-to-day administrative services for the plans. As a result, the day-to-day administration of pension plans would be adversely affected.

3. Application of a reporting and disclosure deadline earlier than May 30, 1976 would be adverse to the interests of pension plan participants in the aggregate. Failure to defer the deadline until May 30, 1976 would result in hastily and often carelessly prepared disclosure documents which might be difficult to understand, factually inaccurate or misleading, and lack information about participants' rights and obligations under their pension plans. In addition, the extraordinary burdens imposed on pension plan administrative personnel by an earlier reporting and disclosure deadline might lead to a deterioration in the quality of service provided by such personnel to pension plan participants in the day-to-day administration of the plans.

*§ 2520.104–20.* This section (§ 2521.10 of the December 4, 1974 proposal) provides an exemption from filing requirements for certain welfare plans. Such an exemption is authorized, if it is found that such requirements are inappropriate as applied to welfare benefit plans, in section 104(a)(3).

Although most of the comments received indicated that the exemption set forth by the proposed rule would provide essential relief to certain small welfare plans from the expensive and burdensome task of filing various reports with the Secretary of Labor, they also argued that the exemption should be extended to include plans funded partly by employee or member contributions as well as contributions by the employer or employee organization. Regarding plans partly funded by employee contributions concern was expressed about the manner in which rebates on the cost of insurance are paid. Comments also stated that the exemption should be broadened to include plans with one hundred or more participants.

The exemption provided in this proposed rule is based on the assumption that certain reporting requirements of Title I of the Act are inappropriate as applied to many small unfunded or totally insured welfare plans. For this reason, only those plans with fewer than 100 participants, which could be overwhelmed by the expense and administrative burden of all the reporting and disclosure requirements, have been exempted.

The June 9 proposal has been modified as suggested in the comments to include plans funded partly by employee contributions, but only if such contributions are forwarded to the insurance company by the employer or employee organization within three months of receipt. The special concern about funds contributed from employee wages which led to omission of contributory plans from the June 9 proposal has been satisfied by the requirement for what will, in practice, amount to quarterly (or more frequent) forwarding of employee contributions to the insurance carrier. The regulation also provides that for a contributory insured plan to qualify for the exemption, insurance rebates are to be distributed within three months of receipt from the insurance company pursuant to a procedure described in the plan and to participants upon entry into the plan.

*Section 2520.104–21.* This section (§ 2521.10 of the December 4, 1974 proposed regulations) provides an exemption from filing requirements for welfare plans with fewer than 100 participants using certain group insurance arrangements.

The principal difference between the exemption provided by § 2520.104–20 and the exemption provided by § 2520.104–21 is that the former exemption applies to welfare plans in which the employer has a direct relationship with the insurance company or the participants, while the latter exemption applies to welfare plans in which a trust or some other entity such as a trade association is used as a conduit to pay insurance premiums.

Many comments encouraged extending the exemption to plans which include contributions from participants. The proposal has been modified to include such plans, but requires the employer or employee organization to forward the contributions of the employees within three months to avoid accumulation of employee funds by the employer or employee organization. Regarding plans partly funded by employee contributions, concern was also expressed about the manner in which rebates on the cost of insurance are paid. To deal with this situation the regulation provides that the distribution of insurance rebates is to be made within three months of receipt from the insurance company pursuant to a procedure described in the plan and to participants upon entry into the plan.

Other comments suggested that the standard used to determine the size of a plan eligible for this exemption should be the amount of money involved in the plan or the number of benefit claims each year. Such a standard would be keyed to fluctuating data with a potential for abuse.

A question was raised concerning the applicability of this exemption to plans in a group insurance arrangement in which the trust or association acts through an agent, such as an independent broker. Since this is primarily a question of interpretation, an example is added to the rule to clarify the application of the exemption to this type of situation.

The comments indicated a need for clarification of the application of the exemption generally. Consequently, a subsection has been added to the regulation to include several examples highlighting typical plan arrangements which have been the cause of considerable confusion.

*Section 2520.104–22.* This section sets forth a limited exemption from the reporting and disclosure provisions of Part 1 of Title I of the Act for plans which provide only apprenticeship training benefits.

Apprenticeship plans do not have participants in the same sense as typical welfare plans. The journeymen in a trade with an apprenticeship plan do not receive training or any other direct benefit from the apprenticeship program.

Their only interest is the general one of preserving existing trade skills and practices. Thus the journeymen are not participants in a conventional sense. Although the funding for apprenticeship plans frequently is provided by employers for the account of journeymen that is, collective bargaining agreements require that certain amounts be contributed to the plan based on hours worked by or earnings of journeymen), the apprentices who receive training are a much smaller group which changes in composition continuously as new apprentices join and others either drop out or graduate to journeyman status.

Therefore, application of all of the provisions of Part 1 would provide little benefit to the plan participants and beneficiaries and would, at the same time, impose a burden on the operation of these plans. For example, furnishing summary plan descriptions to all journeymen on whose account employer contributions are made would be costly and unproductive. For these reasons, the Department of Labor has determined that full application of the reporting and disclosure provisions of Part 1 would be inappropriate with respect to apprenticeship plans.

One comment states that apprenticeship plans should be exempt from all the reporting and disclosure requirements. However, apprenticeship plans are not exempted from all of the provisions of Part 1 at this time. The legislative history suggests that, if there are no substantial reasons to the contrary, apprenticeship plans should be exempted from the reporting requirements of Part 1. Such a determination must be a knowledgeable one. Information, such as the size of the assets of the plan, the type of management, the existence of a trust, and the degree of reporting and disclosure available under other statutes, is essential to a proper determination that there will be no adverse circumstances resulting from a complete exemption of apprenticeship plans.

After analysis by the Department of Labor and because of the need for additional information, it was determined that apprenticeship plans would be exempted from many provisions of Part 1, of Title I of the Act, but will be required to make an initial filing of certain documents with the Secretary. The regulation specifies that an administrator of an apprenticeship plan is exempted from all the provisions of Part 1 except for the requirements to file a short form plan description (applicable only to plans subject to Part 1 on or before January 31, 1976), an initial plan description, and an initial annual report.

*§ 2520.104–23.* This section provides an alternative method of compliance for certain pension plans for a select group of management or highly compensated employees. The comments received on the June 9, 1975, proposed regulations expressed general approval with the terms and purpose of proposed § 2520.104–23.

The comments included proposals for defining the term "select group of management or highly compensated employees." The suggestions ranged widely and were not consistent. Although they were helpful in pointing out various approaches to the problem, the Department of Labor is not yet in a position to issue a detailed definition of this term. Further guidance will be provided before major reporting and disclosure obligations become due.

In view of the nature of the plans or programs involved and of the comments received, the following findings are made:

(1) The use of the alternative method of compliance set forth below is consistent with the purposes of Title I of the Act, and provides adequate reporting to the Secretary and adequate disclosure to the participants and beneficiaries of plans with respect to which it is available. The class of employees with respect to whom this alternative method of compliance applies—highly compensated or management employees—generally have ready access to information concerning their rights and obligations and do not need the protections afforded them by Part 1 of Title I of the Act. In addition, the possibility of breaches of fiduciary responsibilities is decreased because this alternative method of compliance applies only to unfunded or totally insured pension plans. Consequently, reporting requirements geared to the enforcement of the fiduciary responsibility provisions of Title I, such as certain portions of the annual report, become less important.

(2) Application of the reporting and disclosure requirements of Part 1 of Title I would increase the administrative costs of plans to which this alternative method applies. The imposition of the reporting and disclosure requirements of Part 1 of Title I of the Act on unfunded pension plans maintained by employers primarily for the purpose of providing deferred compensation for select groups of management or highly compensated employees would entail wasteful expenses associated with the preparation, printing and distribution of unnecessary materials.

(3) The application of Part 1 of Title I to unfunded pension plans maintained by employers primarily for the purpose of providing deferred compensation for select groups of management or highly compensated employees would be adverse to the interests of plan participants in the aggregate. Imposition of these requirements might cause employers to eliminate such plans altogether or to curtail benefits offered under such plans.

*§ 2520.104–24.* This section exempts certain welfare plans for a select group of management or highly compensated employees from most of the reporting and disclosure requirements of Title I of the Act. The comments received on the June 9, 1975, proposed regulations expressed general approval with the terms and purpose of proposed § 2520.104–24.

The comments included proposals for defining the term "select group of management or highly compensated employees." The suggestions ranged widely and were not consistent. Although they were helpful in pointing out various approaches to the problem, the Department of Labor is not yet in a position to issue a detailed definition of this term. Further guidance will be provided before major reporting and disclosure obligations become due.

This exemption is consistent with the purposes of Title I of the Act. The class of employees with respect to whom this exemption applies—highly compensated or management employees—generally have ready access to information concerning their rights and obligations and do not need the protections afforded them by Part 1 of Title I of the Act. In addition, the possibility of breaches of fiduciary responsibilities is decreased because this exemption applies only to unfunded or completely insured plans. Consequently, reporting requirements geared to the enforcement of the fiduciary responsibility provisions of Title I, such as certain portions of the annual report, become less important.

Application of the reporting and disclosure requirements of Part 1 of Title I would increase the administration costs of plans to which this exemption applies. The imposition of the reporting and disclosure requirements of Part 1 of Title I of the Act on unfunded welfare plans maintained by employers primarily for the purpose of providing welfare benefits for select groups of management or highly compensated employees would entail wasteful expenses associated with the preparation, printing and distribution of unnecessary materials. Imposition of these requirements might cause employers to eliminate such plans altogether or to curtail benefits offered under such plans. Accordingly, application of the reporting and disclosure requirements of Title I would be inappropriate in the case of the plans to which this exemption is addressed.

*§ 2520.104–25.* This section exempts day care centers from almost all of the reporting and disclosure provisions of Part 1 of Title I of the Act. Section 104 (a)(3) of the Act permits the Secretary of Labor to exempt any welfare benefit plan from all or part of the reporting and disclosure requirements of Title I, if he finds that such requirements are inappropriate as applied to such plan.

Day care centers are specifically included in the definition of "welfare plan" in section 3(1) of the Act. However, the Department of Labor is unaware of any mention of abuses in this area in the legislative history, or of evidence which would warrant imposition of the reporting and disclosure requirements of Part 1 of Title I of the Act. In addition, there is evidence in the legislative history of the Act that Congress intended that day care centers be exempt from reporting under the Act unless such reporting is found to be necessary. For these reasons and because of the expense which the imposition of these requirements would care centers be exempt from reporting and disclosure requirements of Part 1 of Title I of the Act are inappropriate as applied to them.





Accordingly, Chapter XXV of Title 29 of the Code of Federal Regulations is amended as follows:

1. By adding a new Subchapter B which reads as set forth above.

2. Part 2510 is added to read as follows:

Sec.
2510.3–1 Employee welfare benefit plan.
2510.3–2 Employee pension benefit plan.
2510.3–3 Employee benefit plan.

AUTHORITY: Sec. 111(c), 505, Pub. L. 93–406, 88 Stat. 852, 894, (29 U.S.C. 1031, 1135); Secretary of Labor's Order No. 27–74, and Labor-Management Services Administration Order No. 2–6.

### § 2510.3–1 Employee welfare benefit plan.

(a) *General.* (1) The purpose of this section is to clarify the definition of the terms "employee welfare benefit plan" and "welfare plan" for purposes of Title I of the Act and this chapter by identifying certain practices which do not constitute employee welfare benefit plans for those purposes. In addition, the practices listed in this section do not constitute employee pension benefit plans within the meaning of section 3(2) of the Act, and, therefore, do not constitute employee benefit plans within the meaning of section 3(3). Since under section 4(a) of the Act, only employee benefit plans within the meaning of section 3(3) are subject to Title I of the Act, the practices listed in this section are not subject to Title I.

(2) The terms "employee welfare benefit plan" and "welfare plan" are defined in section 3(1) of the Act to include plans providing "(i) medical, surgical, or hospital care or benefits, or benefits in the event of sickness, accident, disability, death or unemployment, or vacation benefits, apprenticeship or other training programs, or day care centers, scholarship funds, or prepaid legal services, or (ii) any benefit described in section 302(c) of the Labor Management Relations Act, 1947 (other than pensions on retirement or death, and insurance to provide such pensions)." Under this definition, only plans which provide benefits described in section 3(1)(A) of the Act or in section 302(c) of the Labor-Management Relations Act, 1947 (hereinafter "the LMRA") (other than pensions on retirement or death) constitute welfare plans. For example, a system of payroll deductions by an employer for deposit in savings accounts owned by its employees is not an employee welfare benefit plan within the meaning of section 3(1) of the Act because it does not provide benefits described in section 3(1)(A) of the Act or section 302(c) of the LMRA. (In addition, if each employee has the right to withdraw the balance in his or her account at any time, such a payroll savings plan does not meet the requirements for a pension plan set forth in section 3(2) of the Act and, therefore, is not an employee benefit plan within the meaning of section 3(3) of the Act).

(3) Section 302(c) of the LMRA lists exceptions to the restrictions contained in subsections (a) and (b) of that section on payments and loans made by an employer to individuals and groups representing employees of the employer. Of these exceptions, only those contained in paragraphs (5), (6), (7) and (8) describe benefits provided through employee benefit plans. Moreover, only paragraph (6) describes benefits not described in section 3(1)(A) of the Act. The benefits described in section 302(c)(6) of the LMRA but not in section 3(1)(A) of the Act are "• • • holiday, severance or similar benefits". Thus, the effect of section 3(1)(B) of the Act is to include within the definition of "welfare plan" those plans which provide holiday and severance benefits, and benefits which are similar (for example, benefits which are in substance severance benefits, although not so characterized).

(4) Some of the practices listed in this section as excluded from the definition of "welfare plan" or mentioned as examples of general categories of excluded practices are inserted in response to questions received by the Department of Labor and, in the Department's judgment, do not represent borderline cases under the definition in section 3(1) of the Act. Therefore, this section should not be read as implicitly indicating the Department's views on the possible scope of section 3(1).

(b) *Payroll practices.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include—

(1) Payment by an employer of compensation on account of work performed by an employee, including compensation at a rate in excess of the normal rate of compensation on account of performance of duties under other than ordinary circumstances, such as—

(i) Overtime pay,
(ii) Shift premiums,
(iii) Holiday premiums,
(iv) Weekend premiums;

(2) Payment of an employee's normal compensation, out of the employer's general assets, on account of periods of time during which the employee is physically or mentally unable to perform his or her duties, or is otherwise absent for medical reasons (such as pregnancy, a physical examination or psychiatric treatment); and

(3) Payment of compensation, out of the employer's general assets, on account of periods of time during which the employee, although physically and mentally able to perform his or her duties and not absent for medical reasons (such as pregnancy, a physical examination or psychiatric treatment) performs no duties; for example—

(i) Payment of compensation while an employee is on vacation or absent on a holiday, including payment of premiums to induce employees to take vacations at a time favorable to the employer for business reasons,

(ii) Payment of compensation to an employee who is absent while on active military duty,

(iii) Payment of compensation while an employee is absent for the purpose of serving as a juror or testifying in official proceedings,

(iv) Payment of compensation on account of periods of time during which an employee performs little or no productive work while engaged in training (whether or not subsidized in whole or in part by Federal, State or local government funds), and

(v) Payment of compensation to an employee who is relieved of duties while on sabbatical leave or while pursuing further education.

(c) *On-premises facilities.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include—

(1) The maintenance on the premises of an employer or of an employee organization of recreation, dining or other facilities (other than day care centers) for use by employees or members; and

(2) The maintenance on the premises of an employer of facilities for the treatment of minor injuries or illness or rendering first aid in case of accidents occurring during working hours.

(d) *Holiday gifts.* For purposes of Title I of the Act and this chapter the terms "employee welfare benefit plan" and "welfare plan" shall not include the distribution of gifts such as turkeys or hams by an employer to employees at Christmas and other holiday seasons.

(e) *Sales to employees.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include the sale by an employer to employees of an employer, whether or not at prevailing market prices, of articles or commodities of the kind which the employer offers for sale in the regular course of business.

(f) *Hiring halls.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include the maintenance by one or more employers, employee organizations, or both, of a hiring hall facility.

(g) *Remembrance funds.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include a program under which contributions are made to provide remembrances such as flowers, an obituary notice in a newspaper or a small gift on occasions such as the sickness, hospitalization, death or termination of employment of employees, or members of an employee organization, or members of their families.

(h) *Strike funds.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include a fund maintained by an employee organization to provide payments to its members during strikes and for related purposes.

(i) *Industry advancement programs.* For purposes of Title I of the Act and this chapter, the terms "employee welfare benefit plan" and "welfare plan" shall not include a program maintained by an employer or group or association of employers, which has no employee

participants and does not provide benefits to employees or their dependents, regardless of whether the program serves as a conduit through which funds or other assets are channelled to employee benefit plans covered under Title I of the Act.

(j) *Certain group or group-type insurance programs.*

For purposes of Title I of the Act and this chapter, the terms "employe welfare benefit plan" and "welfare plan" shall not include a group or group-type insurance program offered by an insurer to employees or members of an employee organization, under which

(1) no contributions are made by an employer or employee organization;

(2) participation in the program is completely voluntary for employees or members;

(3) the sole functions of the employer or employee organization with respect to the program are, without endorsing the program, to permit the insurer to publicize the program to employees or members, to collect premiums through payroll deductions or dues checkoffs and to remit them to the insurer; and

(4) the employer or employee organization receives no consideration in the form of cash or otherwise in connection with the program, other than reasonable compensation, excluding any profit, for administrative services actually rendered in connection with payroll deductions or dues checkoffs.

(k) *Unfunded scholarship programs.* For purposes of Title I of the Act and this chapter, the terms "employe welfare benefit plan" and "welfare plan" shall not include a scholarship program, including a tuition and education expense refund program, under which payments are made solely from the general assets of an employer or employee organization.

### § 2510.3–2 Employee pension benefit plan.

(a) *General.*

This section clarifies the limits of the defined terms "employee pension benefit plan" and "pension plan" for purposes of Title I of the Act and this chapter by identifying certain specific plans, funds and programs which do not constitute employee pension benefit plans for those purposes. To the extent that these plans, funds and programs constitute employee welfare benefit plans within the meaning of section 3(1) of the Act and § 2510.3–1 of this part, they will be covered under Title I; however, they will not be subject to parts 2 and 3 of Title I of the Act.

(b) *Severance pay plan.* (1) For the purpose of Title I of the Act and this chapter, the terms "employee pension benefit plan" and "pension plan" shall not include a plan, fund or program under which payments are made on account of an employee's separation from the service of an employer other than on account of retirement if—

(i) All such payments made to any participant are completed within one year after the participant's separation from service, and

(ii) The total of all payments made within such year to any participant cannot exceed the participant's annual compensation level, as determined under paragraph (b)(2) of this section.

(2) For purposes of paragraph (b)(1) of this section the term "annual compensation level" means an amount equivalent to the annual cash compensation, excluding fringe benefits, of an employee for the 12-month period before separation, determined in any reasonable manner which takes into account the employee's final rate of compensation before separation. An annual compensation level may be determined in various ways, including projecting an employee's final weekly rate of compensation over a customary 52-week work year or by projecting an employee's final hourly rate of compensation over a customary 2080-hour work year. For a salaried employee, paid on a weekly or monthly basis, the amount representing the employee's final annual before-tax salary on the basis of which weekly or monthly payments are computed may be used as the annual compensation level.

(3) The following examples illustrate the application of this paragraph (b):

(i) A plan provides for payments to employees of an employer upon separation from service. Under the plan, an employee receives weekly payments of his or her normal pre-separation wages for a certain number of weeks after separation. The number of weeks for which an employee receives such payments is determined by a formula based on years of service, under which an employee who began work at the earliest possible age and was separated immediately before reaching the employer's mandatory retirement age would be entitled to such payments for 20 weeks. The employer retains discretion to omit such payments or to increase the number of weekly payments by as much as 100%. Since under the formula, even if the maximum of 20 additional weeks of payments are awarded, no employee may receive more than 40 weeks of payments, the total of the payments cannot exceed an employees' annual level of compensation, and all payments are completed within a year after separation. The plan is not a pension plan.

(ii) A plan provides for payments to employees of an employer upon separation from service. The amount of the payments is determined under a formula based on length of service and earnings. The plan provides that in no case may the total of the payments exceed an employee's annual earnings during the employee's final year of employment; and that in no case may payments exceed longer than a year after separation. The plan is not a pension plan.

(iii) A plan provides for a lump-sum payment upon an employee's involuntary separation from service. Under the plan an employee receives an amount equal to 10 percent of his or her pre-separation salary plus 2 percent thereof for each year of service. The employer's mandatory retirement age is 65. Under this plan it would be possible for an employee to begin employment with the employer at age 18, to be separated at age 64, and to receive a payment equal to 102 percent of his or her pre-separation salary. The plan is a pension plan. (Note: if the plan is unfunded and is maintained by the employer primarily for the purpose of providing deferred compensation to a select group of management or highly compensated employees, it will not be subject to Parts 2, 3 or 4 of Title I of the Act.)

(c) *Bonus program.* For purposes of Title I of the Act and this chapter, the terms "employee pension benefit plan" and "pension plan" shall not include payments made by an employer to some or all of its employees as bonuses for work performed, unless such payments are systematically deferred to the termination of covered employment or beyond, or so as to provide retirement income to employees.

(d) *Individual Retirement Accounts.* (1) For purposes of Title I of the Act and this chapter, the terms "employee pension benefit plan" and "pension plan" shall not include an individual retirement account described in section 408(a) of the Code, an individual retirement annuity described in section 408(b) of the Internal Revenue Code of 1954 (hereinafter "the Code") and an individual retirement bond described in section 409 of the Code, provided that—

(i) no contributions are made by the employer or employee association;

(ii) participation is completely voluntary for employees or members;

(iii) the sole involvement of the employer or employee organization is without endorsement to permit the sponsor to publicize the program to employees or members, to collect contributions through payroll deductions or dues checkoffs and to remit them to the sponsor; and

(iv) the employer or employee organization receives no consideration in the form of cash or otherwise, other than reasonable compensation for services actually rendered in connection with payroll deductions or dues checkoffs.

(e) *Gratuitous payments to pre-Act retirees.*

For purposes of Title I of the Act and this chapter the terms "employee pension benefit plan" and "pension plan" shall not include voluntary, gratuitous payments by an employer to former employees who separated from the service of the employer if:

(1) payments are made out of the general assets of the employer,

(2) former employees separated from the service of the employer prior to September 2, 1974,

(3) payments made to such employees commenced prior to September 2, 1974, and

(4) each former employee receiving such payments is notified annually that the payments are gratuitous and do not constitute a pension plan.

### § 2510.3–3 Employee benefit plan.

(a) *General.* This section clarifies the definition in section 3(3) of the term "employee benefit plan" for purposes of Title I of the Act and this chapter. It states a general principle which can be applied to a large class of plans to determine whether they constitute employee benefit plans within the meaning of section 3(3) of the Act. Under section 4(a) of the Act, only employee benefit plans within the meaning of section 3(3) are subject to Title I.

(b) *Plans without employees.* For purposes of Title I of the Act and this chapter, the term "employee benefit plan" shall not include any plan, fund or program, other than an apprenticeship or other training program, under which no employees are participants covered under the plan, as defined in paragraph (d) of this section. For example, a so-called "Keogh" or "H.R. 10" plan under which only partners or only a sole proprietor are participants covered under the plan will not be covered under Title I. However, a Keogh plan under which one or more common law employees, in addition to the self-employed individuals, are participants covered under the plan, will be covered under Title I. Similarly, partnership buyout agreements described in section 736 of the Internal Revenue Code of 1954 will not be subject to Title I.

(c) *Employees.* For purposes of this section:

(1) An individual and his or her spouse shall not be deemed to be employees with repect to a trade or businesss, whether incorporated or unincorporated, which is wholly owned by the individual or by the individual and his or her spouse, and

(2) A partner in a partnership and his or her spouse shall not be deemed to be employees with respect to the partnership.

(d) *Participant covered under the plan.* (1)(i) An individual becomes a participant covered under an employee welfare benefit plan on the earlier of—

(A) the date designated by the plan as the date on which the individual begins participation in the plan;

(B) the date on which the individual becomes eligible under the plan for a benefit subject only to occurrence of the contingency for which the benefit is provided; or

(C) the date on which the individual makes a contribution to the plan, whether voluntary or mandatory.

(ii) An individual becomes a participant covered under an employee pension plan—

(A) in the case of a plan which provides for employee contributions or defines participation to include employees who have not yet retired, on the earlier of—

(*1*) the date on which the individual makes a contribution, whether voluntary or mandatory, or

(2) the date designated by the plan as the date on which the individual has satisfied the plan's age and service requirements for participation, and

(B) in the case of a plan which does not provide for employee contributions and does not define participation to include employees who have not yet retired, the date on which the individual completes the first year of employment which may be taken into account in determining—

(*1*) whether the individual is entitled to benefits under the plan, or

(2) the amount of benefits to which the individual is entitled,

whichever results in earlier participation.

(2)(i) An individual is not a participant covered under an employee welfare plan on the earliest date on which the individual—

(A) is ineligible to receive any benefit under the plan even if the contingency for which such benefit is provided should occur, and

(B) is not designated by the plan as a participant.

(ii) An individual is not a participant covered under an employee pension plan or a beneficiary receiving benefits under an employee pension plan if—

(A) the entire benefit rights of the individual—

(*1*) are fully guaranteed by an insurance company, insurance service or insurance organization licensed to do business in a State, and are legally enforceable by the sole choice of the individual against the insurance company, insurance service or insurance organization; and

(2) a contract, policy or certificate describing the benefits to which the individual is entitled under the plan has been issued to the individual; or

(B) the individual has received from the plan a lump-sum distribution or a series of distributions of cash or other property which represents the balance of his or her credit under the plan.

(3)(i) In the case of an employee pension benefit plan, an individual who, under the terms of the plan, has incurred a one-year break in service after having become a participant covered under the plan, and who has acquired no vested right to a benefit before such break in service is not a participant covered under the plan until the individual has completed a year of service after returning to employment covered by the plan.

(ii) For purposes of paragraph (d)(3)(i) of this section, in the case of an employee pension benefit plan which is subject to section 203 of the Act the term "year of service" shall have the same meaning as in section 203(b)(2)(A) of the Act and any regulations issued under the Act and the term "one-year break in service" shall have the same meaning as in section 203(b)(3)(A) of the Act and any regulations issued under the Act.

3. By adding Subchapter C which reads as set forth above.

4. Part 2520 is revised to read as follows:

**Subparts A, B and C [Reserved]**

**Subpart D—Provisions Applicable to Both Reporting and Disclosure Requirements**

Sec.

2520.104–2 Postponing effective date of annual reporting requirements and extending WPPDA reporting requirements.
2520.104–3 Deferral of certain initial reporting and disclosure requirements.
2520.104–20 Limited exemption for certain small welfare plans.
2520.104–21 Limited exemption for certain group insurance arrangements.
2520.104–22 Limited exemption for apprenticeship plans.
2520.104–23 Alternative method of compliance for pension plans for certain selected employees.
2520.104–24 Exemption for welfare plans for certain selected employees.
2520.104–25 Exemption from reporting and disclosure for day care centers.

**Subparts E and F [Reserved]**

AUTHORITY: Secs. 101, 102, 104, 105, 109, 110, 111(b)(2), 111(c), 505, Pub. L. 93–406, 88 Stat. 840–1, 847–52, 894 (29 U.S.C. 1021–2, 1024–5, 1029–31, 1135); Secretary of Labor's Order No. 27–74, Labor-Management Services Administration Order No. 2–6.

### Subpart D—Provisions Applicable to Both Reporting and Disclosure Requirements

### § 2520.104–2 Postponing effective date of annual reporting requirements and extending WPPDA reporting requirements.

(a) *Postponing reports under the Act.* The January 1, 1975, effective date for the annual financial reporting and related disclosure requirements of section 103 of the Act is postponed for any employee benefit plan having a plan year other than a calendar year. These requirements shall become effective as to such plans on the first day of the first plan year beginning after January 1, 1975. Specifically, the administrator of a non-calendar year plan (1) is not required to file an annual financial report with the Secretary under sections 103(a)(1)(A) and 104(a)(1)(A) of the Act until the required time (210 days or such other time as the Secretary of Labor sets by regulation) after the end of the first plan year which begins after January 1, 1975, and (2) is not required to furnish participants covered under the plan and beneficiaries receiving benefits under the plan with statements of the plan's assets, liabilities, receipts, disbursements, and a summary of the latest annual report, as required by sections 103(a)(1)(A) and 104(b)(3) of the Act, until the required time after the end of the first year which begins after January 1, 1975. The requirement of section 104(b)(2) of the Act to make copies of the latest annual report available for inspection, and the requirement of section 104(b)(4) of the Act to furnish, upon written request of a participant or beneficiary, a copy of the latest annual report, do not take effect until the required time after the end of the first plan year which begins after January 1, 1975.

*Example.* A plan with a plan year beginning on April 1, 1975, files an annual report with the Secretary within the required time after March 31, 1976. The plan also furnishes participants covered under the plan and beneficiaries receiving benefits under the plan with statements of the plan's assets and liabilities and receipts and disbursements, and a summary of the latest annual report, by the same date. The following disclosure requirements are also complied with by the

same date: A copy of the annual report is made available for inspection by any plan participant or beneficiary in the principal office of the administrator and in such other places as may be necessary to make available all pertinent information to all participants; and the plan administrator supplies a copy of the annual report to any participant or beneficiary who requests it in writing.

(b) *Extending WPPDA reporting.* The repeal of the annual reporting requirements of section 7 and the requirements for disclosure to participants and beneficiaries relating to annual reports of section 8(a)(2) of the Welfare and Pension Plans Disclosure Act (29 U.S.C. 306) are postponed from January 1, 1975 for any employee benefit plan having a plan year other than a calendar year. For noncalendar year plans subject to the WPPDA, the reporting and disclosure provisions of the WPPDA shall remain in force and effect through the last day of any plan year beginning before January 1, 1975, and ending after December 31, 1974.

(c) *Effect on other provisions.* This postponement does not delay the effective date of any other provisions of Part 1 of Title I of the Act.

**§ 2520.104–3 Deferral of certain initial reporting and disclosure requirements.**

(a) Under the authority of section 104(a)(3) of the Act, certain reporting and disclosure requirements of employee welfare benefit plans are deferred. This deferral is set forth in paragraph (c) of this section and applies to welfare plans subject to Part 1 of Title I of the Act on or before January 31, 1976. Welfare plans which become subject to Part 1 on or after February 1, 1976 shall meet the general reporting and disclosure provisions set forth in that part and regulations issued thereunder.

(b) Under the authority of section 110 of the Act, an alternative method of compliance is provided for employee pension benefit plans subject to Part 1 of Title I of the Act on or before January 31, 1976. This alternative, set forth in paragraph (c) of this section, permits an administrator of a pension plan to defer compliance with certain reporting and disclosure requirements. Pension plans which become subject to Part 1 of Title I of the Act on or after February 1, 1976 shall meet the general reporting and disclosure provisions set forth in that part and regulations issued thereunder.

(c) The administrator of a welfare plan described in paragraph (a) of this section or of a pension plan using the alternative specified in paragraph (b) of this section:

(1) Shall file a short form plan description, consisting of the first two pages of Department of Labor Form EBS–1 (not including schedules A, B and C) and the signature page (item 38 only), on or before the later of—

(i) August 31, 1975, or

(ii) The 120th day after the plan becomes subject to Part 1;

(2) May defer compliance with the following provisions of Part 1 of Title I of the Act until May 30, 1976—

(i) Subsection (a)(1)(C) and (b)(1) of section 104 of the Act, to the extent that they require plan administrators to file with the Secretary, and furnish to plan participants and beneficiaries, copies of a summary plan description,

(ii) Section 104(a)(1)(B) of the Act, which requires plan administrators to file a plan description with the Secretary,

(iii) Section 104(b)(2) of the Act to the extent that it requires plan administrators to make copies of the plan description available for examination by any plan participant and beneficiary of certain places, and

(iv) Section 104(b)(4) of the Act to the extent that it requires plan administrators to furnish a copy of the latest summary plan description and plan description to any participants or beneficiary upon written request; and

(3) Shall not be required to comply with the provisions of sections 104(a)(1)(D) and 104(b)(1) of the Act, to the extent that they require plan administrators to file with the Secretary of Labor, and to furnish to plan participants and beneficiaries summaries of, material modifications to the plan and changes in information required to be included in the plan description or summary plan description, as the case may be, which—

(i) Are adopted or occurred prior to May 30, 1976,

(ii) Are effective on May 30, 1976, and

(iii) Are incorporated in the initial plan description and summary plan description.

**§ 2520.104–20 Limited exemption for certain small welfare plans.**

(a) *Scope.* Under the authority of section 104(a)(3) of the Act, the administrator of any employee welfare benefit plan which covers fewer than 100 participants at all times during a plan year and which meets the requirements of paragraph (b) of this section is exempted from certain reporting and disclosure provisions of the Act. Specifically, the administrator of such plan is not required to file with the Secretary any of the following documents: Plan description, copy of the summary plan description, description of a material modification in the terms of a plan or change in the information required to be included in the plan description, annual report and terminal report. In addition, the administrator of a plan exempted under this section—

(1) Is not required to furnish participants covered under the plan and beneficiaries receiving benefits under the plan with statements of the plan's assets and liabilities and receipts and disbursements and a summary of the annual reports required by section 104(b)(3) of the Act;

(2) Is not required to furnish upon written request of any participant or beneficiary a copy of the plan description, annual report, and any terminal report, as required by section 104(b)(4) of the Act; and

(3) Is not required to make copies of the plan description and annual report available for examination by any participant or beneficiary in the principal office of the administrator and such other places as may be necessary, as required by section 104(b)(2) of the Act.

(b) *Application.* This exemption applies only to welfare benefit plans

(1) which have fewer than 100 participants at all times during a plan year;

(2)(i) for which benefits are paid as needed solely from the general assets of the employer or employee organization maintaining the plan, or

(ii) the benefits of which are provided exclusively through insurance contracts or policies issued by an insurance company or similar organization which is qualified to do business in any State, the premiums for which are paid directly by the employer or employee organization from its general assets or partly from its general assets and partly from contributions by its employees or members, *Provided,* That contributions by participants are forwarded by the employer or employee organization within three months of receipt, or

(iii) both; and

(3) for which, in the case of an insured plan—

(i) rebates, to which contributing participants are entitled, are returned to them within three months of receipt by the employer or employee organization, and

(ii) contributing participants are informed upon entry into the plan of the provisions of the plan concerning the allocation of rebates.

(c) *Limitations.* This exemption does not exempt the administrator of an employee benefit plan from any other requirement of Title I of the Act, including the provisions which require that plan administrators furnish copies of the summary plan description to participants and beneficiaries (section 104(b)(1)) and of certain documents to the Secretary of Labor upon request (section 104(a)(1)), and which authorize the Secretary of Labor to collect information and data from employee benefit plans for research and analysis (section 513).

(d) *Examples.* (1) A welfare plan has 75 participants. Plan benefits are fully paid directly to the insurance company by the employer pursuant to an insurance contract purchased with premium payments derived half from the general assets of the employer and half from employee contributions (which the employer forwards within three months of receipt). Rebates to the plan are paid to participating employees within three months of receipt as provided in the plan and as described to each participant upon entering the plan. The plan appoints the employer as its plan administrator. The employer, as plan administrator, provides summary plan descriptions to participants and beneficiaries. He also makes copies of certain plan documents available at the plan's principal office and other such places as necessary to give participants reasonable access to them.

(2) A welfare plan is established and maintained in the same way as the plan described in example (1) of § 2520.104–2, except that a trade association which sponsors the plan is the legal owner of the insurance contract. Since the plan still sends the premium payments directly to the insurance company, the exemption applies as in example (1) of § 2520.104–2.





**§ 2520.104–21 Limited exemption for certain group insurance arrangements.**

(a) *Scope.* Under the authority of section 104(a)(3) of the Act, the administrator of any employee welfare benefit plan which covers fewer than 100 participants at all times during a plan year and which meets the requirements of paragraph (b) of this section is exempted from certain reporting and disclosure provisions of the Act. Specifically, the administrator of such plan is not required to file with the Secretary any of the following documents: Plan description, copy of the summary plan description, description of a material modification in the terms of a plan or change in the information required to be included in the plan description, and terminal report. In addition, the administrator of a plan exempted under this section—

(1) Is not required to furnish upon written request of any participant or beneficiary a copy of the plan description and any terminal report, as required by section 104(b)(4) of the Act;

(2) Is not required to make copies of the plan description available for examination by any participant or beneficiary in the principal office of the administrator and such other places as may be necessary, as required by section 104(b)(2) of the Act.

(b) *Application.* This exemption applies only to welfare plans, each of which has fewer than 100 participants, at all times during a plan year which are part of a group insurance arrangement if such arrangement:

(1) Provides benefits to the employees of two or more unaffiliated employers, but not in connection with a multiemployer plan as defined in section 3(37) of the Act and any regulations prescribed under the Act concerning section 3(37);

(2) Fully insures one or more welfare plans of each participating employer through insurance contracts purchased solely by the employers or purchased partly by the employers and partly by their participating employees, with all benefit payments made by the insurance company, provided, that—

(i) contributions by participating employees are forwarded by the employers within three months of receipt.

(ii) rebates, to which contributing participants are entitled, are returned to them within three months of receipts, and

(iii) contributing participants are informed upon entry into the plan of the provisions of the plan concerning the allocation of rebates; and

(3) Uses a trust (or other entity such as a trade association) as the legal owner of the insurance contracts and the conduit for payment of premiums to the insurance company,

(c) *Limitations.* This exemption does not exempt the administrator of an employee benefit plan from any other requirement of Title I of the Act, including the provisions which require that plan administrators furnish copies of the summary plan description to participants and beneficiaries (section 104(b)(1)), file an annual report with the Secretary of Labor (section 104(a)(1)(A)) and furnish certain documents to the Secretary of Labor upon request (section 104(a)(1)), and authorize the Secretary of Labor to collect information and data from employee benefit plans for research and analysis (section 513).

(d) *Examples.* (1) A welfare plan has 25 participants. It is part of a group insurance arrangement which provides benefits to employees of two or more unaffiliated employers, but not in connection with a "multiemployer plan" under the Act. Plan benefits are fully paid pursuant to insurance contracts purchased with premium payments derived half from employee contributions (which the employer forwards within three months of receipt) and half from the general assets of participating employers. Rebates to the plan are paid to participating employees within three months of receipt as provided in the plan and as described to each participant upon entering the plan. A trade association is the legal owner of the insurance contract and acts as a conduit for payments, receiving premium payments from participating employers and paying the insurance company. The plan appoints the trade association as its plan administrator. The association, as plan administrator, provides summary plan descriptions to participants and beneficiaries, enlisting the help of the participating employer in carrying out this distribution. The plan administrator also makes copies of certain plan documents available at the plan's principal office and other such places as necessary to give participants reasonable access to them. The plan administrator files with the Secretary an annual report covering activities of the plan, as required by the Act and such regulations as the Secretary may issue.

(2) A welfare plan has 75 participants. It is part of a group arrangement, and its benefits and rebates are paid, in the same manner as in example (1) of § 2520.104–2. A trade association acts as a conduit for payments, acting through its agent, an independent insurance brokerage firm, and is legal owner of the insurance contract. The plan appoints an officer of the participating employer as the plan administrator. The officer, as plan administrator, performs the same reporting and disclosure functions as the administrator in example (1) § 2520.104–2, enlisting the help of the association in providing summary plan descriptions and necessary information.

(3) A welfare plan has 125 participants. It is part of a group arrangement and its benefits and rebates are paid in the same manner as in the previous examples. A trade association acts as a conduit for payments and is legal owner of the insurance contract. The plan appoints the association as plan administrator. The association, as plan administrator, performs all the reporting and disclosure requirements of Title I of the Act for the plan. These include filing with the Secretary a plan description, summary plan description, description of any material modifications in the terms of the plan or change in the information required to be included in the plan description, annual report, and certain other documents if required by regulation or request of the Secretary. The requirements also include disclosure of certain documents to participants and beneficiaries, including among others the summary plan description and summary of the annual report. The plan administrator obtains necessary information not available in its records—such as the fact that there are 125 participants—from the plan.

(4) A welfare plan has 125 participants. It is part of a group arrangement and its benefits and rebates are paid in the same manner as in the previous examples. A trade association acts as a conduit for payments and is legal owner of the insurance contract. The plan appoints an officer of the participating employer as plan administrator. The plan administrator performs the same reporting and disclosure functions as the administrator in example (3), enlisting the help of the association in providing summary plan descriptions and necessary information.

**§ 2520.104–22 Limited exemption for apprenticeship plans.**

(a) *Scope.* Under the authority of section 104(a)(3) of the Act, an employee welfare benefit plan which provides apprenticeship training benefits is exempted from certain reporting and disclosure requirements of the Act. Specifically, the administrator of such plan is exempted from all the provisions of Part 1 except the requirements to—

(1) File, in the case of a plan which becomes subject to Part 1 on or before January 31, 1976, a short form plan description as required by § 2520.104–3; and

(2) File an initial plan description; and

(3) File an annual report for the plan year beginning in 1975.

(b) *Application.* This exemption applies only to employee welfare benefit plans which provides solely apprenticeship training benefits.

(c) *Limitations.* This exemption does not exempt the administrator of an apprenticeship plan from any other requirement of Title I of the Act, including the provision which authorizes the Secretary of Labor to collect information and data from employee benefit plans for research and analysis (section 513).

**§ 2520.104–23 Alternative method of compliance for pension plans for certain selected employees.**

(a) *Purpose and scope.* (1) This section contains an alternative method of compliance with the reporting and disclosure requirements of Part 1 of Title I of the Employee Retirement Income Security Act of 1974 for unfunded or insured pension plans maintained by an employer for a select group of management or highly compensated employees, pursuant to the authority of the Secretary of Labor under section 110 of the Act (88 Stat. 851).

(2) Under section 110 of the Act, the Secretary is authorized to prescribe an alternative method for satisfying any requirement of Part 1 of Title I of the Act with respect to any pension plans, or class of pension plans, subject to such requirement.

(b) *Filing obligation.* Under the authority of section 110 of the Act, an alternative form of compliance with the reporting and disclosure requirements of Part 1 of the Act is provided for certain pension plans for a select group of management or highly compensated employees. The administrator of a pension plan described in paragraph (d) shall be deemed to satisfy the reporting and disclosure provisions of Part 1 of Title I of the Act by—

(1) Filing a statement with the Secretary of Labor that includes the name and address of the employer, the employer identification number (EIN) assigned by the Internal Revenue Service, a declaration that the employer maintains a plan or plans primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees, and a statement of the number of such plans and the number of employees in each, and

(2) Providing plan documents, if any, to the Secretary upon request as required by section 104(a)(1) of the Act. Only one statement need be filed for each employer maintaining one or more of the plans described in paragraph (d) of this section. For plans in existence on May 4, 1975, the statement shall be filed on or before August 31, 1975. For a plan to which Part 1 of Title I of the Act becomes applicable after May 4, 1975, the statement shall be filed within 120 days after the plan becomes subject to Part 1.

(c) *Filing address.* Statements may be filed by mailing them addressed to Office of Employee Benefits Security, Labor-Management Services Administration, U.S. Department of Labor, Washington, D.C. 20216, or by delivering them during normal working hours to Room N–4633, Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C.

(d) *Application.* The alternative form of compliance described in paragraph (b) of this section is available only to employee pension benefit plans—

(1) Which are maintained by an employer primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees, and

(2) For which benefits (i) are paid as needed solely from the general assets of the employer, (ii) are provided exclusively through insurance contracts or policies, the premiums for which are paid directly by the employer from its general assets, issued by an insurance company or similar organization which is qualified to do business in any State, or (iii) both.

**§ 2520.104–24 Exemption for welfare plans for certain selected employees.**

(a) *Purpose and scope.* (1) This section, under the authority of section 104(a)(3) of the Employee Retirement Income Security Act of 1974, exempts unfunded or insured welfare plans maintained by an employer for the purpose of providing benefits for a select group of management or highly compensated employees from the reporting and disclosure provisions of Part 1 of Title I of the Act, except for the requirement to provide plan documents to the Secretary of Labor upon request under section 104(a)(1) of the Act.

(2) Under section 104(a)(3) of the Act, the Secretary is authorized to exempt by regulation any welfare benefit plan from all or part of the reporting and disclosure requirements of Title I of the Act.

(b) *Exemption.* Under the authority of section 104(a)(3) of the Act, each employee welfare benefit plan described in paragraph (c) of this section is exempted from the reporting and disclosure provisions of Part 1 of Title I of the Act, except for providing plan documents to the Secretary of Labor upon request as required by section 104(a)(1).

(c) *Application.* This exemption is available only to employee welfare benefit plans:

(1) Which are maintained by an employer primarily for the purpose of providing benefits for a select group of management or highly compensated employees, and

(2) For which benefits (i) are paid as needed solely from the general assets of the employer, (ii) are provided exclusively through insurance contracts or policies, the premiums for which are paid directly by the employer from its general assets, issued by an insurance company or similar organization which is qualified to do business in any State, or (iii) both.

**§ 2520.104–25 Exemption from reporting and disclosure for day care centers.**

Under the authority of section 104(a)(3) of the Act, day care centers are exempted from the reporting and disclosure provisions of Part 1 of Title I of the Act, except for providing plan documents to the Secretary upon request as required under section 104(a)(1) of the Act.

Effective date: August 15, 1975.

Signed at Washington, D.C. this 12th day of August, 1975.

JAMES D. HUTCHINSON,
*Administrator of Pension and Welfare Benefit Plans.*

[FR Doc.75–21470 Filed 8–14–75;8:45 am]



federal register

FRIDAY, AUGUST 15, 1975

PART VI:

# DEPARTMENT OF LABOR

## Employment Standards Administration

## MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions

## DEPARTMENT OF LABOR

### Employment Standards Administration

### MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

### General Wage Determination Decisions

General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

#### MODIFICATIONS AND SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and Supersedeas Decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, (37 FR 21138) and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General Wage Determination Decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

#### MODIFICATIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State.

| | |
|---|---|
| Delaware: | |
| DE75–3066 | Aug. 8, 1975 |
| Georgia: | |
| AR–4064 | Dec. 6, 1974 |
| GA75–1019 | Feb. 7, 1975 |
| Illinois: | |
| IL75–2100 | Aug. 1, 1975 |
| Iowa: | |
| IA75–4120; IA75–4121; IA75–4122; IA75–4123; IA75–4124; IA75–4125. | Do. |
| Kentucky: | |
| AQ–4101 | Apr. 19, 1974 |
| Louisiana: | |
| LA–75–4141 | Aug. 1, 1975 |
| Massachusetts: | |
| MA75–2006 | Feb. 21, 1975 |
| MA75–2053 | Mar. 14, 1975 |
| MA75–2069; MA75–2070 | May 9, 1975 |
| MA75–2071 | May 2, 1975 |
| Minnesota: | |
| AR–3166 | Nov. 8, 1974 |
| MN75–2042 | Feb. 21, 1975 |
| MN75–2058 | Apr. 18, 1975 |
| MN75–2068 | May 2, 1975 |
| MN75–2069 | Apr. 11, 1975 |
| Montana: | |
| MT75–5093 | July 25, 1975 |
| Oklahoma: | |
| OK75–4116 | June 27, 1975 |
| OK75–4138 | Aug. 1, 1975 |
| Pennsylvania: | |
| PA75–3070 | July 18, 1975 |

#### SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State. Supersedeas Decision numbers are in parentheses following the numbers of the decisions being superseded.

| | |
|---|---|
| Florida: | |
| FL75–1010(FL75–1075) | Jan. 24, 1975 |
| Iowa: | |
| IA75–4042(IA75–4128) | Jan. 31, 1975 |
| Michigan: | |
| AR–3102, AR–3106, AR–3133, AR–3114(MI75–2101) | Aug. 16, 1974 |
| AR–3164(MI75–2101) | Oct. 18, 1974 |
| Oklahoma: | |
| AR75–4139(OK75–4148) | Aug. 1, 1975 |
| Oregon: | |
| OR75–5089(OR75–5105) | July 25, 1975 |
| Wyoming: | |
| WY75–5073(WY75–5106) | June 20, 1975 |

Signed at Washington, D.C., this 8th day of August 1975.

RAY J. DOLAN,
*Assistant Administrator,*
*Wage and Hour Division.*





MODIFICATIONS P. 2

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| DECISION #IL75-2100 - Mod. #1 (40 FR 32502 - August 1, 1975) Bond, Calhoun, Clinton, Greene, Jersey, Macoupin, Madison, Monroe, Montgomery, St. Clair & Washington Counties, Illinois | | | | | |
| CHANGES: Electricians: Alchenville, Scottville, Girard & Areas north thereof in Macoupin Co; N.W. Part of Montgomery Co. including Nats n' Arc, Harvel & Pittman Type. | $9.67 | .40 | 1%+.30 | | .2% |

MODIFICATIONS P. 1

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| DECISION #DE75-3066 - Mod. #1 (40 FR - August 8, 1975) Statewide, Delaware | | | | | |
| Change: Truck Drivers - Building Construction: | | | | | |
| Group 1 | $7.06 | .5675 | .55 | f | |
| Group 2 | 6.96 | .5675 | .55 | f | |
| Group 3 | 6.81 | .5675 | .55 | f | |
| Truck Drivers - Heavy & Highway Construction: | | | | | |
| Group 1 | 6.21 | .5675 | .55 | f | |
| Group 2 | 6.11 | .5675 | .55 | f | |
| Group 3 | 5.96 | .5675 | .55 | f | |
| DECISION # AR-1064 - Mod. #1 (39 FR-42817 - December 6, 1974) Chatham County, Georgia | | | | | |
| Change: Asbestos workers | 8.34 | .35 | .40 | | .2% |
| Electricians | 8.00 | .35 | .30 + 7% | | .2% |
| Cable splicers | 8.20 | .35 | .30 + 7% | | |
| DECISION # GA75-1019 - Mod. #1 (40 FR-6020 - February 7, 1975) Clayton, Cobb, DeKalb and Fulton Counties, Georgia | | | | | |
| Change: Electricians | 9.55 | 6% | 7% + 7% | | ½ of 1% |
| Cable splicers | 10.45 | 6% | 7% + 7% | | ½ of 1% |

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| DECISION #IA75-4120 - Mod. #1 (40 FR 32567 - August 1, 1975) Black Hawk County (City of Waterloo & abutting municipalities), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Cement masons | $7.53 | .38 | .75 | | |
| Electricians: | | | | | |
| Electricians | 9.43 | .30 | 1% | | 1% |
| Cable splicers | 10.03 | .30 | 1% | | 1% |
| Elevator constructors | 8.74 | .445 | .29 | 3%+a | .02 |
| Elevator constructors' helpers | 70%JR | .445 | .29 | 3%+a | .02 |
| Laborers: | | | | | |
| Common laborers; Carpenters' helpers; Moving; Wrecking & demolition | 6.60 | .38 | .10 | | |
| Mason tenders; Hod carriers; Machine and air tool ops. | 6.70 | .38 | .10 | | |
| Powderman | 6.85 | .38 | .10 | | |
| DECISION #IA75-4121 - Mod. #1 (40 FR 32570 - August 1, 1975) Cerro Gordo County (City of Mason City), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Cement masons | 8.55 | | | | |
| Electricians | 9.40 | .30 | 1% | | 1% |
| Omit: | | | | | |
| Building Construction: | | | | | |
| Electricians: | | | | | |
| Cable splicers | 9.15 | .30 | 1% | | 1% |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| DECISION #IA75-4122 - Mod. #1 (40 FR 32573 - August 1, 1975) Clinton County (City of Clinton & abutting municipalities), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Carpenters: | | | | | |
| Millwrights | $9.30 | 6% | 7% | | 6% |
| Glaziers | 7.6548 | .40 | 1.00 | | |
| Ironworkers | 10.50 | .50 | .375 | | .07 |
| Painters: | | | | | |
| Brush | 8.22 | .45 | .40 | | .09 |
| Spray; Structural steel | 8.47 | .45 | .40 | | .09 |
| DECISION #IA75-4123 - Mod. #1 (40 FR 32576 - August 1, 1975) Des Moines County (City of Burlington & abutting municipalities & Burlington Ordnance Plant), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Electricians | 10.05 | .33 | 1% | | 1% |
| Glaziers | 7.6548 | .40 | 1.00 | | |









| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| DECISION #IA75-4124 - Mod. #1 (40 FR 32579 - August 1, 1975) Dubuque County (City of Dubuque & abutting municipalities), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Electricians | $9.37 | .30 | 1%+.25 | | 1% |
| Elevator constructors | 8.74 | .445 | .29 | 3%+a | .02 |
| Elevator constructors' helpers | 70%JR | .445 | .29 | 3%+a | .02 |
| Glaziers | 7.6548 | .40 | 1.00 | | |
| Ironworkers (SE portion) | 10.50 | .50 | .375 | | .07 |
| DECISION #IA75-4125 - Mod. #1 (40 FR 32582 - August 1, 1975) Johnson County (City of Iowa City & abutting municipalities), Iowa | | | | | |
| Change: | | | | | |
| Building Construction: | | | | | |
| Bricklayers; Stonemasons | 9.685 | | .55 | | |
| Carpenters: | | | | | |
| Millwrights | 9.30 | 6% | 7% | | 4% |
| Electricians | 10.00 | .40 | 1% | | 1% |
| Elevator constructors | 8.74 | .445 | .29 | 3%+a | .02 |
| Elevator constructors' helpers | 70%JR | .445 | .29 | 3%+a | .02 |
| Glaziers | 7.6548 | .40 | 1.00 | | |



| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| DECISION #AO-4101 - Mod. #4 (39 FR-14113 - April 19, 1974) Franklin County, Kentucky | | | | | |
| Change: | | | | | |
| Carpenters | 8.34 | .35 | .35 | | .03 |
| Cement Mason | 9.15 | | | | |
| Glaziers | 7.80 | | | | |
| Laborers: | | | | | |
| Group I | 5.85 | .25 | .25 | | |
| Group II | 6.25 | .25 | .25 | | |
| Group III | 6.25 | .25 | .25 | | |
| Group IV | 6.45 | .25 | .25 | | |
| Group V | 6.55 | .25 | .25 | | |
| Group VI | 7.10 | .25 | .25 | | |
| Millwrights | 8.84 | .35 | .35 | | .03 |
| Piledrivermen | 8.59 | .35 | .35 | | .03 |
| Plumbers and steamfitters | 9.60 | .25 | .60 | | .02 |
| Roofers | 7.00 | .50 | .20 | | |
| DECISION #IA75-4141 - Mod. #1 (40 FR 32585 - August 1, 1975) Statewide Louisiana | | | | | |
| Change: | | | | | |
| Bricklayers & stonemasons: | | | | | |
| Zone 3 | $8.65 | .43 | .20 | | .02 |
| Cement masons (Building Construction): | | | | | |
| Zone 6 | 5.50 | | | | |
| Glaziers: | | | | | |
| Zone 4 | 7.09 | | | | |
| Laborers (Building Construction): | | | | | |
| Zone 4: | | | | | |
| Group 1 | 5.355 | .15 | .10 | | .05 |
| Group 2 | 5.455 | .15 | .10 | | .05 |
| Group 3 | 5.505 | .15 | .10 | | .05 |
| Zone 5: | | | | | |
| Group 1 | 4.955 | .15 | .10 | | .05 |
| Group 2 | 5.055 | .15 | .10 | | .05 |
| Group 3 | 5.105 | .15 | .10 | | .05 |
| Lathers: | | | | | |
| Zone 1 | 7.35 | | | | .01 |
| Tile setters: | | | | | |
| Zone 2 | 7.00 | .43 | .20 | | .02 |

DECISION NO. MA75-2006- Mod 93
(40 FR 7777- February 21,1975)
Franklin County, Massachusetts

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Change: | | | | | |
| Asbestos workers | $9.60 | .54 | .75 | | .01 |
| Glaziers | 9.45 | .47 | .45 | | .005 |
| Painters: | | | | | |
| Brush & roller | 8.82 | .50 | .35 | | .03 |
| Spray | 11.76 | .6667 | .4667 | | .04 |
| Swing stage under 40' & steel | 9.007 | .50 | .35 | | .03 |
| Swing stage over 40' & steel | 9.32 | .50 | .35 | | .03 |
| Plumbers & steamfitters: | | | | | |
| Remainder of County | 9.95 | .60 | .60 | | .07 |
| Roofers: | | | | | |
| Composition, damp waterproof | 8.945 | .64 | .66 | | .07 |
| Slate, tile, precast concrete | 9.60 | .64 | .66 | | |
| Sheet metal workers | 9.11 | .75 | .97 | | .02 |
| Sprinkler fitters | 10.53 | .50 | .80 | | .08 |

DECISION NO. MA75-2053- Mod #3
(40 FR 12051- March 14, 1975)
Hampden County, Massachusetts

| | | | | | |
|---|---|---|---|---|---|
| Change: | | | | | |
| Painters: | | | | | |
| Brush | 8.82 | .50 | .35 | | .03 |
| Spray | 11.76 | .6667 | .4667 | | .04 |
| Swing stage under 40' & steel | 9.007 | .50 | .35 | | .03 |
| Swing stage over 40' & steel | 9.32 | .50 | .35 | | .03 |
| Roofers: | | | | | |
| Composition, damp, & waterproofing | 8.945 | .64 | .66 | | |
| Slate, tile, precast concrete | 9.60 | .64 | .66 | | |
| Sprinkler fitters | 10.53 | .50 | .80 | | .08 |



DECISION NO. MA75-2059- Mod #2
(40 FR 20577- May 9, 1975)
Barnstable County, Massachusetts

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Change: | | | | | |
| Carpenters; soft floor layers | $8.95 | .50 | .65 | | .02 |
| Plumbers and steamfitters | 9.15 | .76 | 1.16 | | .15 |

DECISION NO. MA75-2070- Mod #2
(40 FR 20561- May 9, 1975)
Berkshire County Massachusetts

| | | | | | |
|---|---|---|---|---|---|
| Change: | | | | | |
| Carpenters & soft floor layers: | | | | | |
| Remainder of County | 8.64 | .35 | .65 | | .04 |
| Painters: | | | | | |
| Brush and roller | 8.82 | .50 | .35 | | .03 |
| Spray | 11.76 | .66 | .4667 | | .04 |
| Swing stage under 40' & steel | 9.007 | .50 | .35 | | .03 |
| Swing stage over 40' & steel | 9.32 | .50 | .35 | | .03 |
| Roofers: | | | | | |
| Composition, damp, waterproof | 8.945 | .64 | .66 | | |
| Slate, tile, precast concrete | 9.60 | .64 | .66 | | |
| Sheet metal workers | 9.11 | .75 | .97 | | .02 |
| Sprinkler fitters | 10.53 | .50 | .80 | | .08 |

DECISION NO. MA75-2071- Mod #2
(40 FR 19335- May 7, 1975)
Bristol County, Massachusetts

| | | | | | |
|---|---|---|---|---|---|
| Change: | | | | | |
| Electricians: | | | | | |
| Remainder of County (Building) | 10.20 | .55 | 1% | | .1% |
| Plumbers; steamfitters: | | | | | |
| Acushnet, Dartmouth, Fairhaven, Fall River, Freetown, New Bedford, N. Dartmouth, Somerset, S.Dartmouth, Swansea, and Westport | 9.15 | .76 | 1.16 | | .15 |







DECISION #AR-3166 - Mod. #4 MODIFICATIONS P. 9
(39 FR 39705 - November 8, 1974)
Anoka, Carver, Hennepin, Scott, Dakota, Ramsey & Washington Counties, Minnesota

CHANGE:
Power Equipment Operators:

| POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CLASS 1 | $12.85 | .35 | .25 | | |
| CLASS 2 | 10.45 | .35 | .25 | | |
| CLASS 3 | 10.10 | .35 | .25 | | |
| CLASS 4 | 10.00 | .35 | .25 | | |
| CLASS 5 | 9.90 | .35 | .25 | | |
| CLASS 6 | 9.65 | .35 | .25 | | |
| CLASS 7 | 9.53 | .35 | .25 | | |
| CLASS 8 | 9.45 | .35 | .25 | | |
| CLASS 9 | 9.18 | .35 | .25 | | |
| CLASS 10 | 8.90 | .35 | .25 | | |
| CLASS 11 | 8.45 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION

CLASS 1-Helicopter Operators (Hoisting Material)
CLASS 2-Truck & Crawler Cranes with 200' of Boom & over including Jib
CLASS 3-Truck & Crawler Cranes with 150' of Boom up to & not including 200' of Boom including jib.
CLASS 4-Traveling Tower Crane
CLASS 5-Master Mechanic
CLASS 6-Derrick (Guy & Stiff Leg); Hoist Engineer (3 drums or more); Locomotive Operator; Overhead Crane Operator,(inside Building Perimeter); Truck & Crawler Cranes up to 150' of Boom including jib.
CLASS 7-Air Compressor Operator; Pump Operator & or Conveyor; 2 or more Mechanics; Hoist Engineer (2 drums); Mechanic or Welder; Pumperete or Complaco Type Machine Operator; Fork Lift Operator
CLASS 8-Boom Truck Operator; Concrete Mixer Operator; Drill Rigs (Heavy Duty Rotary or Churn Drill when used for caisson drillin or when drilling for elevator cylinder on Building Construction; Front End Loader Opr; Hoist Engineer (1 drum); Power Plant Engineer (100 KW1 & over); Straddle carrier Operator; Tractor Operator (Over D-2); Well Point Pump Operator
CLASS 9-Concrete Batch Plant Operator; Gunnite Operator; Tractor Operator (D-2 or similar size & Front End Loader Operator-up to ½ cu. yd.)
CLASS 10-Air Compressor Operator; Pump & or Conveyor Operator; Fireman-Temporary Heat; Brakemen; Pick Up Sweeper (combustion engine operated); Truck Crane Oiler
CLASS 11-Mechanic Space Heater (Temporary Heat) Oiler or Greaser



DECISION #AR-3166 - Mod. #4 Cont'd

| POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP I | $12.95 | .35 | .25 | | |
| GROUP II | 9.66 | .35 | .25 | | |
| GROUP III | 9.40 | .35 | .25 | | |
| GROUP IV | 9.27 | .35 | .25 | | |
| GROUP V | 9.11 | .35 | .25 | | |
| GROUP VI | 8.50 | .35 | .25 | | |
| GROUP VII | 8.20 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS - SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP I Helicopter Pilot
GROUP II Crane with over 135' Boom, excluding jib, Dragline and/or other similar equipment w/shovel type controls 3 cu. yds. & over Mfg. rated capacity
GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 3MB, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity, Dredge Operator or Engineer, Dredge Operator (power) & Engineer, Front End Loader Op., 5 cu. yds. & over, Grader or Motor Patrol, finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (paving) Concrete Paving Op., Road Mile Op., incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrigeration Plant Engineer, Tandem Scraper, Tractor Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over
GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prop. Traveling Soil Stabilizer
GROUP V Air Track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine., Drill Rigs, Heavy Rotary or Churn or Cable Drill, Engineer in Charge of Plant requiring First Class License, Fork lift or Straddle Carrie Op., Fork Lift or Lumber Stacker, Front End Loader Op., over 1 cu. yds., Hoist Engineer, Hydraulic Tree Planter Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper, 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, Cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach. over 6" op., Pugmill Op., Roller Op., 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & ballas Mach. Op., Tractor Op. over D2, TD6 or similar HP with power take-off, Tractor Op., over 50 HP without power take-off, Trenching Machine Op., (mixer, water,gas) Turnapull Op., (or similar type) well Point Installation, Dismantling or Repair Mechanic

DECISION #AR-3146 - Mod. #4 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)
SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP VI Air Compressor Op. 375 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. and Spreader Op., Finishing Mach. Longitudinal Float Op., Joint Mach, Op., Spray Op., Concrete Mixer Op. 14S and under, concrete saw op. (Multi. Blade), Curb Mach. Op., Dive Grade Op., Ponn Trench Digger, Front End Loader Op. (up to & incl. 1 cu. yd.), Grader op. (Motor Patrol), Gunite op. Cuerll, Lead Greaser on truck or rack, Loader Op., Power Actuated Jacks op., Power Actuated Jacks and Boring Mach. Op., Power Actuated Horizontal Boring Mach. op., Pump op., Rollers, Self-propelled Slab Finishers, Shoveling Mach. op., Site Chipper, Tractor Op. (D2, D4 or equivalent HP with power take-off), Truck Crane Oiler

GROUP VII Brakeman, Switchman, Conveyor op., Back Hoe, Mixer, Mud Jet Pump Op., Central Processing Plant Op., Crusher, Screener, Mech. Helpers, Mech. Space Heater, Oiler, Self-Prop. Vib. Trench Op., Sheep Foot roller, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler



DECISION #MN75-2042 - Mod. #3
(40 FR 7837 - February 21, 1975)
St. Louis County, Minnesota

CHANGE:
Power Equipment Operators

| POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | Apprentice |
| CLASS 1 | $12.65 | .35 | .25 | | |
| CLASS 2 | 10.45 | .35 | .25 | | |
| CLASS 3 | 10.10 | .35 | .25 | | |
| CLASS 4 | 10.00 | .35 | .25 | | |
| CLASS 5 | 9.90 | .35 | .25 | | |
| CLASS 6 | 9.65 | .35 | .25 | | |
| CLASS 7 | 9.55 | .35 | .25 | | |
| CLASS 8 | 9.47 | .35 | .25 | | |
| CLASS 9 | 9.15 | .35 | .25 | | |
| CLASS 10 | 8.90 | .35 | .25 | | |
| CLASS 11 | 8.45 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION

CLASS 1-Helicopter Operators (Hoisting Material)
CLASS 2-Truck & Crawler Cranes with 200' of Boom & over including jib
CLASS 3-Truck & Crawler Cranes with 150' of Boom up to & not including 200' of Boom including jib.
CLASS 4-Traveling Tower Crane
CLASS 5-Master Mechanic
CLASS 6-Derrick (Guy & Stiff Leg); Hoist Engineer (3 drums or more); Locomotive Operator; Overhead Crane Operator, (Inside Building Perimeter) Truck & Crawler Cranes up to 150' of Boom including jib.
CLASS 7-Air Compressor Operator; Pump Operator & or Conveyor; 2 or more Mechanic; Hoist Engineer (2 drums); Mechanic or Welder; Pumperete or Complaco Type Machine Operator; Fork Lift Operator
CLASS 8-Boom Truck Operator; Concrete Mixer Operator; Drill Rigs (Heavy Duty Rotary or Churn Drill when used for caisson drillin or when drilling for elevator cylinder on Building Construction; Front End Loader Op; Hoist Engineer (1 drum); Power Plant Engineer (100 KW & over); Straddle carrier Operator; Tractor Operator (Over D-2); Well Point Pump Operator
CLASS 9-Concrete Batch Plant Operator; Gunnite Operator; Tractor Operator (D-2 or similar size & Front End Loader Operator-up to ½ cu. yd.)
CLASS 10-Air Compressor Operator; Pump & or Conveyor Operator; Fireman-Temporary Heat; Brakemen; Pick Up Sweeper (Combustion engine operated); Truck Crane Oiler
CLASS 11-Mechanic Space Heater (Temporary Heat) Oiler or Greaser

NOTICES

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DECISION #MN75-2042 - Mod. #3 (Cont'd)

| POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | Apprentice |
| GROUP I | $12.95 | .35 | .25 | | |
| GROUP II | 9.66 | .35 | .25 | | |
| GROUP III | 9.40 | .35 | .25 | | |
| GROUP IV | 9.27 | .35 | .25 | | |
| GROUP V | 9.18 | .35 | .25 | | |
| GROUP VI | 8.50 | .35 | .25 | | |
| GROUP VII | 8.20 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS - SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP I Helicopter Pilot
GROUP II Crane with over 135' Boom, excluding jib, Dragline and/or other similar equipment w/shovel type controls 3 cu. yds. & over Mfg. rated capacity
GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 3½B, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity, Dredge Operator or Engineer, Dredge Operator (power) & Engineer, Front End Loader Op., 5 cu. yds. & over, Grader or Motor Patrol, finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (paving) Concrete Paving Op., Road Mile Op., incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrigeration Plant Engineer, Tandem Scraper, Tractor Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over
GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prop. Traveling Soil Stabilizer
GROUP V Air Track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine., Drill Rigs, Heavy Rotary or Churn or Cable Drill, Engineer in Charge of Plant requiring First Class License, Fork lift or Straddle Carrier Op., Fork Lift or Lumber Stacker, Front End Loader Op., over 1 cu. yds., Hoist Engineer, Hydraulic Tree Planter Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper, 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, Cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach. over 6" op. Pugmill Op., Roller Op., 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & ballas Mach. Op., Tractor Op. over D2, TD6 or similar HP with power take-off, Tractor Op. over 50 HP without power take-off, Trenching Machine Op., (sewer, water,gas) Turnapull Op., (or similar type) well Point Installation, Dismantling or Repair Mechanic



DECISION #MN75-2042 - Mod. #3 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)
SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP VI Air Compressor Op. 375 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. and Spreader Op., Finishing Mach. Longitudinal Float Op., Joint Mach, Op., Spray Op., Concrete Mixer Op. 14S and under, concrete saw op. (Multi. Blade), Curb Mach. Op., Dive Grade Op., Ponn Trench Digger, Front End Loader Op. (up to & incl. 1 cu. yd.), Grader op. (Motor Patrol), Gunite op. Cuerll, Lead Greaser on truck or rack, Loader Op., Power Actuated Jacks and Boring Mach. Op., Power Actuated Jacks op., Pump op., Rollers, Self-propelled Slab Finishers, Shoveling Mach. op., Site Chipper, Tractor Op. (D2, D4 or equivalent HP with power take-off)
GROUP VII Brakeman, Switchman, Conveyor op., Back Hoe, Mixer, Mud Jet Pump Op., Central Processing Plant Op., Crusher, Screener, Mech. Helpers, Mech. Space Heater, Oiler, Self-Prop. Vib. Trench Op., Sheep Foot roller, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler

NOTICES

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DECISION #MN75-2056 - Mod. #1
(40 FR 17454 - April 18, 1975)
Olmsted County, Minnesota

CHANGE:
Power Equipment Operators

| POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | Apr. Tr. |
|---|---|---|---|---|---|
| CLASS 1 | $17.85 | .35 | .25 | | |
| CLASS 2 | 10.45 | .35 | .25 | | |
| CLASS 3 | 10.10 | .35 | .25 | | |
| CLASS 4 | 10.00 | .35 | .25 | | |
| CLASS 5 | 9.90 | .35 | .25 | | |
| CLASS 6 | 9.65 | .35 | .25 | | |
| CLASS 7 | 9.53 | .35 | .25 | | |
| CLASS 8 | 9.45 | .35 | .25 | | |
| CLASS 9 | 9.15 | .35 | .25 | | |
| CLASS 10 | 8.90 | .35 | .25 | | |
| CLASS 11 | 8.65 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION

CLASS 1-Helicopter Operators (Hoisting Material)
CLASS 2-Truck & Crawler Cranes with 200' of Boom & over including jib
CLASS 3-Truck & Crawler Cranes with 150' of Boom up to & not including 200 of Boom including jib.
CLASS 4-Traveling Tower Crane
CLASS 5-Master Mechanic
CLASS 6-Derrick (Guy & Stiff Leg); Hoist Engineer (3 drums or more); Locomotive Operator; Overhead Crane Operator, (inside Building Perimeter Truck & Crawler Cranes up to 150' of Boom including jib.
CLASS 7-Air Compressor Operator; Pump Operator & or Conveyor; 2 or more Mechanics; Hoist Engineer (2 drums); Mechanic or Welder; Pumcrete Complace Type Machine Operator; Fork Lift Operator
CLASS 8-Boom Truck Operator; Concrete Mixer Operator; Drill Rigs (Heavy Duty Rotary or Churn Drill when used for caisson drillin or when drilli for elevator cylinder on Building Construction; Front End Loader O Hoist Engineer (1 drum); Power Plant Engineer (100 KW & over); Straddle carrier Operator; Tractor Operator (Over D-2); Well Point Pump Operator
CLASS 9-Concrete Batch Plant Operator; Gunnite Operator; Tractor Operator (D-2 or similar size & Front End Loader Operator-up to ½ cu. yd.)
CLASS 10-Air Compressor Operator; Pump & or Conveyor Operator; Fireman-Tender Heat; Brakemen; Pick Up Sweeper (combustion engine operated Truck Crane Oiler
CLASS 11-Mechanic Space Heater (Temporary Heat) Oiler or Greaser



DECISION #MN75-2058 - Mod. #1 (Cont'd)

| POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| GROUP I | $17.65 | .35 | .25 | | |
| GROUP II | 9.46 | .35 | .25 | | |
| GROUP III | 9.10 | .35 | .25 | | |
| GROUP IV | 8.95 | .35 | .25 | | |
| GROUP V | 8.85 | .35 | .25 | | |
| GROUP VI | 8.70 | .35 | .25 | | |
| GROUP VII | 7.90 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP I Helicopter Pilot
GROUP II Crane with over 135' boom, excluding jib, crawler and/or other similar equipment w/shovel type controls 3 cu. yards & over rated capacity
GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 34S, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity, Dredge Operator or Engineer, Bridge Operator (power) & yds. & over, Grader or Motor Patrol Finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (Paving) Concrete Paving op., Road Mile Op., incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refregeration Plant Engineer, Tandem, Scrapter, Tractor, Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over
GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prep. Traveling Soil Stabilizer
GROUP V Air track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine Op., Drill Rigs, Heavy Rotary of Churn or Cable Drill, Engineer in Charge of Plant requiring First Class License, Fork Lift or Lumber Stacker, Front End Loader Op., over 1 cu yds., Hoists Engineer, Hydraulic Tree Planter, Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach., over 6" Op., Pugmill Op., Roller Op., 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & Ballast Mach. Op., Tractor Op., over D2, TD6 or similar HP with power tak-off, Tractor Op., over 50 HP without power Take-off, trenching Machine Op., (sewer water, gas) Turnapull Co., (or similar type) Well Point Installation, Dismantling or Repair Mechanic









DECISION #MN75-2058 - Mod. #1 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)
SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING

GROUP VI Air compressor Op. 373 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. Spreader Op., Finishing Machine, Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1S and under, Concrete saw Op. (Multi. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger, Front End Loader on. ( up to & include 1 cu. yd.), Grader Op. (Motor Patrol), Gunite Op. Small, Lead Greaser on truck or rack, Loader Op., Power Actuated Auger and Boring Mach. Op., Power Actuated Jacks Op., Tamp Op., Roller Op., Self-propelled Chip Spreader, Shouldering Mach. Op., Sheep Skipper Op., Tractor Op. (D2, TD6 or similar HP with power take-off)

GROUP VII Bookman, Brakeman, Conveyor Op., Deckhand, Fireman, Work Car Driver Op., Grease Servicing Truck Op., Greaser, Power Plant Engineer, Mach. Helper, Mach. Spare Helper, Oiler, Pedestrian, Pot Heater Op., Sheep Foot Roller, Tractor Op. 50 HP or less w/o Power Take-off, Truck Crane Oiler



| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| DECISION #MN75-2068 - Mod. #1 (40 FR 19349 - May 2, 1975) Aitkin, Anoka, Benton, Blue Earth, Carlton, Carver, Chisago, Cook, Crow Wing, Dakota, Dodge, Fairbault, Fillmore, Freeborn, Goodhue, Hennepin, Houston, Isanti, Itaska, Jackson, Kanabec, Koochiching, Lake, LeSueur, Martin, Becker, McLeod, Mille Lacs, Morrison, Mower, Nicollet, Nobles, Olmstead, Pine, Ramsey, Rice, Rock, Scott, Sherburne, Sibley, Stearns, Steele, St. Louis, Wabasha, Waseca, Washington, Winona & Wright Counties, Minnesota | | | | | |

CHANGE:
Power Equipment Operators:

DECISION #BN75-2068 - Mod. #1 - (Cont'd)

| POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | Apprentice |
|---|---|---|---|---|---|
| Counties of Anoka, Carver, Cook, Dakota, Hennepin, Lake, Ramsey, St. Louis, Scott, & Washington, Sherburne County south of the northern boundary of T-33-N and west of the western boundary of R-27-W, Wright County east of and including Highway #75, Chisago County south of the northern boundary of T-34-N and that part containing substantially of the Cities of Thompson, Colgnet, Scanlon & Carlton | | | | | |
| GROUP 1 | $12.95 | .35 | .25 | | |
| GROUP 2 | 9.66 | .35 | .25 | | |
| GROUP 3 | 9.40 | .35 | .25 | | |
| GROUP 4 | 9.27 | .35 | .25 | | |
| GROUP 5 | 9.18 | .35 | .25 | | |
| GROUP 6 | 8.50 | .35 | .25 | | |
| GROUP 7 | 8.20 | .35 | .25 | | |

GROUP 1 Helicopter Pilot
GROUP 2 Crane with over 135' Boom, excluding jib, Dragline and/or other similar equipment w/shovel type controls 3 cu. yds. & over Mfg. rated capacity
GROUP 3 Cableway Op., Concrete Mixer, Stationary Plant over 3½E, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capcity, Dredge Operator or Engineer, Dredge Operator (power) & Engineer, Front End Loader Op., 5 cu. yds. & over, Grader or Motor Patrol, Finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (Paving) Concrete Paving Op., Road Mole Op., incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrigeration Plant Engineer, Tandem Scraper, Tractor Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over
GROUP 4 Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper., Struck Capacity 32 cu. yd. & over, Self-Propelled. Traveling Soil Stabilizer



DECISION #BN75-2068 - Mod. 6) (Cont'd)

POWER EQUITMENT OPERATORS: (CONT'D)

Counties of Anoka, Carver, Cook, Dakota, Hennepin, Lake, Ramsey, St. Louis, Scott, & Washington, Sherburne County south of the northern boundary of T-33-N and west of the western boundary of R-27-W, Wright County east of and including Highway #75, Chisago County south of the northern boundary of T-34-N and that part containing substantially of the Cities of Thompson, Colgnet, Scanlon & Carlton

GROUP 4 Air track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine Op., Drill Rigs, Heavy Rotary or Churn or Cable Drill, Engineer in Charge of Plant requiring First Class License, Fork Lift of Lumber Stacker, Carrier Op., Fork Lift or Lumber Stacker, Front End Loader Op., Loader Op., over 1 cu. yds., Hoists Engineer, Hydraulic Tree Planter, Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven - Highty Mite or similar type, Pick-up Sweeper, 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, Cleaning or Bending Machine Actuated Horizontal Boring Mach., over 6" Op., Pugmill Op., Roller, 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & Ballast Mach. Op., Tractor Op., over D2, TD6 or similar HP with power take-off, Tractor Op., over 50 HP without power take-off, Trenching Machine Op., (sewer, water, gas) Turnapull Op., (or similar type) Well Point Installation, Dismatling or Repair Mechanic
GROUP 6 Air Compressor Op. 375 CFR or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. and Spreader Op., Finishing machine Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1¼S and under, Concrete Op. (Mult. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger, Front End Loader Op. (up to & incl. 1 cu. yd.), Grader Op. (Motar Patrol), Gunite Op. Gunall, Lead Greaser on truck or rack, Loader Op., Power Actuated Augars and Boring Mach. Op. Power Actuated Jacks Op., Pump Op., Toller Op., Self-propelled Chip Spreader, Shouldering Mach. Op., Stump Chipper Op., Tractor Op. (D2, TD6 or similar HP with power take-off
GROUP 7 Brakeman, Switchman, Conveyor Op., Deckhand, Fireman, Tank Car Heater Op., Gravel Screening Plant Op., Greasor Leverman, Mech. Helper, Mech. Space Heater, Oiler, Self-Prop. Vib. Packer Op., Sheep foot roller, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler









DECISION #BN75-2068 - Mod. #1 (Cont'd)

| POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | Apprentice |
|---|---|---|---|---|---|
| Counties of Aitkin, Blue Earth, Carlton, Dodge, Fairbault, Fillmore, Freeborn, Goodhue, Houston, Isanti, Kanabec, Lemaure, Mille Lacs, Mower, Olmsted, Pine, Rice, Steele, Wabasha, Waseca, Winona & Washington; The remainder of Chisago, Sherburne, & Wright Counties; Koochiching County East of a North-South line from the Canadian Boarder to Falland-the Western Right-of-Way of U. S. Hwy. 71 from Falland to Big Falls & Minn. Hwy. #6; Itasca County East of the Western-Right-of-way of Minn. Hwy. #6; Crow Wing County East of the Western Right-of-way of U.S. Hwy. #371; Morrison County East of the Western Right-of-way of U. S. Hwy #371 & U. S. Hwy #10 from Little Falls to the Morrison Benton County lines; Benton Co. East of The Western Right-of-Way of U. S. Hwy #10; and in Mcleod, Martin, Meeker, Nicollet, Sibley & Steams Counties, East of the Western Right-of-Wat of Minn. Hwy #15. In every case the entire corporate limits of cities, towns & villages located on the boundaried described as highways shall be included in this area | | | | | |
| GROUP I | $12.65 | .35 | .25 | | |
| GROUP II | 9.36 | .35 | .25 | | |
| GROUP III | 9.10 | .35 | .25 | | |
| GROUP IV | 8.98 | .35 | .25 | | |
| GROUP V | 8.88 | .35 | .25 | | |
| GROUP VI | 8.20 | .35 | .25 | | |
| GROUP VII | 7.90 | .35 | .25 | | |



DECISION #BN75-2068 - Mod. #1 (Cont'd)

POWER EQUIPMENT OPERATORS: (CONT'D)

Counties of Aitkin, Blue Earth, Carlton, Dodge, Fairbault, Fillmore, Freeborn, Goodhue, Houston, Isanti, Kanabec, Lemaure, Mille Lacs, Mower, Olmsted, Pine, Rice, Steele, Wabasha, Waseca, Winona & Washington; The remainder of Chisago, Sherburne, & Wright Counties; Koochiching County East of a North-South line from the Canadian Boarder to Falland - the Western Right-of-Way of U.S. Hwy. 71 from Falland to Big Falls & Minn. Hwy. #6; Itasca County East of the Western Right-of-Way of Minn. Hwy. #6; Crow Wing County East of the Western Right-of-Way of U. S. Hwy #371; Morrison County East of the Western Right-of-Way of U. S. Hwy #371 & U.S. Hwy #10 from Little Falls to the Morrison-Benton County line; Benton Co. East of the Western Right-of-Way of U. S. Hwy #10; and in Mcleod, Martin, Meeker, Nicollet, Sibley & Steams Counties, East of the Western Right-of-Way of Minn. Hwy #15. In every case the entire corporate limits of cities, towns & villages located on the boundaries described as Highways shall be included in this area.

GROUP I Helicopter Pilot
GROUP II Crane with over 135' boom, excluding jib, dragline and/or other similar equipment w/shovel type controls 3 cu. yards. & over Mfg. rated capacity
GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 3½S, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity, Dredge Operator or Engineer, Dredge Operator (power) & yds. & over, Grader or Motor Patrol Finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixing (Paving) Concrete Paving Op., Road Mile Op., Incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrigeration Plant Engineer, Tandem, Scraper, Tractor, Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over
GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prop. Traveling Soil Stabilizer
GROUP V Air track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine Op., Drill Rigs, Heavy Rotary of Churn or Cable Drill, Engineer in Charge of Plant requiring First Class Liecnse, Fork Lift of Lumber Stacker, Front End Loader Op., over 1 cu yds. Hoists Engineer, Hydraulic Tree Planter, Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such was Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Highty Mite or similar type, Pick-up Sweeper 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, cleaning or Bening Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach., over 6" Op., Pugmill Op., Roller Op., 8 tons & over, Rubber Tird Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & Ballast Mach. Op., Tractor Op., over D2, TD6 or similar HP with power take-off, Tractor Op., over 50 HP without power Take-off, trenching Machine Op., (sewer

MODIFICATIONS P. 23

DECISION #8475-2068 - Mod. #1 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)

GROUP V (CONT'D)
water, gas), Turnapull Co., (or similar type) Well Point Installition, Dismantling or Repair Mechanic

GROUP VI Air compressor Op. 373 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. Spreader Op., Finishing Machine, Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1½S and under, Concrete saw op. (Multi. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger, Front End Loader Op. ( up to & include 1 cu. yd.), Grader Op. (Motor Patrol), Gunite Op. Gunall, Lead Greeder on truck or rack, Loader Op., Power Actuated Augers and Boring Mach. Op., Power Actuated Jacks Op., Pump Op., Roller Op., Self-propelled Chip Spreader, Shouldering Mach. Op., Stump Chipper Op., Tractor Op. (D2, TD6 or similar HP with power take-off

GROUP VII Brakeman, Switchman, Conveyor Op., Deckhand, Fireman, Tank Car Heater Op., Gravel Screening Plant Op., Greaser, Leverman, Mech. Helper, Mech. Space Heater, Oiler, Self-prop. Vib Packer Op., Sheep foot roller, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler

MODIFICATIONS P. 24

DECISION #8475-2068 - Mod. #1 (Cont'd)

| POWER EQUIPMENT OPERATORS: Counties of Jackson, Noble & Rock & the Remainder of Benton, Crow Wing, Itasca, Koochiching, Mcleod, Martin, Becker, Morrison, Nicollet, Sibley & Stearns | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | Apprentice |
|---|---|---|---|---|---|
| GROUP I | $12.50 | .35 | .25 | | |
| GROUP II | 8.37 | .35 | .25 | | |
| GROUP III | 8.07 | .35 | .25 | | |
| GROUP IV | 7.93 | .35 | .25 | | |
| GROUP V | 7.85 | .35 | .25 | | |
| GROUP VI | 7.32 | .35 | .25 | | |
| GROUP VII | 6.92 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: Counties of Jackson, Noble & Rock & the Remainder of Benton, Crow Wing, Itasca, Koochiching, Mcleod, Martin, Becker, Morrison, Nicollet, Sibley & Stearns

GROUP I Helicopter Pilot
GROUP II Crane with over 135 ' Boom, excluding jib, Dragline and/or other similar equipment w/shovel type controls 3 cu. yds. & over Mfg. rated capacity
GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 1½S, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity , Dredge Operator or Engineer, Dredge Operator (power) & Engineer, Front End Loader Op., 5 cu. yds. & over, Grader or Motor Patrol, finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (paving) Concrete Paving Op., Road Mile Op., incl. power supply, Mucking Mach., inc. mucking operations conway or similar type, refrigeration plant engineer, Tandem Scraper, Tractor Op. (Boom Type). Truck Crane Op., Tugboat Op. 100 HP & over
GROUP IV Dual Tractor Op., Elevating Grader Op., Pumpcrete Op., Scraper Op., Struck Capacity 32 cu yd. & over, Self Prop. Tracling Soil Stabilizer
GROUP V Air Track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine., Drill Rigs, Heavy Rotary or Churn or Cable Drill, Engineer in Charge of Plant requiring Firt Class License, Fork lift or Straddle Carrier Op., Fork Lift or Lumber Stacker, Front End Loader Op., over 1 cu. yds., Hoist Engineer, Hydraulic Tree Planter Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper, 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, Cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach. over 6" op.,

NOTICES



MODIFICATIONS P. 25

DECISION #8475-2068 - Mod. #1 (Cont'd)

POWER EQUIPMENT OPERATORS: (CONT'D)

Counties of Jackson, Noble & Rock & the Remainder of Benton, Crow Wing, Itasca, Koochiching, Mcleod, Martin, Becker, Morrison, Nicollet, Sibley & Stearns

GROUP V (CONT'D)
Turnapull Op., Roller Op., 8 tons & over, Rubber Tired Form Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & Ballast Mach. Op., Tractor Op. over 1½, TD6 or similar HP with power take-off, Tractor Op., over 50 HP without power take-off, Trenching Machine Op., (sewer, water, gas) Turnapull Op., (or similar type)well Point Installation, Dismantling or Repair Mechanic

GROUP VI Air Compressor Op. 375 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. and Spreader Op., Finishing Mach. Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1½S and under, concrete saw op. (multi. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger. Front End Loader Op. ( up to & incl. 1 cu. yd.), Grader op. (Motor Patrol), Gunnite op. Gunall, Lead Greaser on Truck or rak, Loader Op., Power Actuated Augers and Boring Mach. Op., Power Actuated Jacks op., Pumps op., Roller., Self-propelled Chip Spreader, Shouldering Mach. op., Stump Chipper., Tractor Op. (D2, TD6 or similar HP with power take-off

GROUP VII Brakeman, Switchman, Conveyor op., Deckhand, Fireman, Tank Car Heater Op., Gravel Screening Plant Op., Greaser, Leverman, Mech. Helpers, Mech. Space Heater, Oiler, Self-Prop. Vib. Packer Op., Sheep foot roller, tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler

MODIFICATIONS P. 26

DECISION #8475-2059 - Mod. #2
(40 FR 16472 - April 11, 1975)
Stearns County, Minnesota

CHANGE:
Power Equipment Operators:

| POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | Apprentice |
|---|---|---|---|---|---|
| CLASS 1 | $12.85 | .35 | .25 | | |
| CLASS 2 | 10.45 | .35 | .25 | | |
| CLASS 3 | 10.10 | .35 | .25 | | |
| CLASS 4 | 10.00 | .35 | .25 | | |
| CLASS 5 | 9.90 | .35 | .25 | | |
| CLASS 6 | 9.65 | .35 | .25 | | |
| CLASS 7 | 9.53 | .35 | .25 | | |
| CLASS 8 | 9.45 | .35 | .25 | | |
| CLASS 9 | 9.18 | .35 | .25 | | |
| CLASS 10 | 8.90 | .35 | .25 | | |
| CLASS 11 | 8.45 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION

CLASS 1-Helicopter Operators (Hoisting Material)
CLASS 2-Truck & Crawler Cranes with 200' of Boom & over including Jib
CLASS 3-Truck & Crawler Cranes with 150' of Boom up to & not including 200' of Boom including jib.
CLASS 4-Traveling Tower Crane
CLASS 5-Master Mechanic
CLASS 6-Derrick (Guy & Stiff Leg); Hoist Engineer (3 drums or more); Locomotive Operator; Overhead Crane Operator,(inside Building Perimeter Truck & Crawler Cranes up to 150' of Boom including jib.
CLASS 7-Air Compressor Operator; Pump Operator & or Conveyor; 2 or more Mechanics; Hoist Engineer (2 drums); Mechanic or Welder; Pumpcrete Complace Type Machine Operator; Fork Lift Operator
CLASS 8-Boom Truck Operator; Concrete Mixer Operator; Drill Rigs (Heavy Dut Rotary or Churn Drill when used for caisson drillin or when drillir for elevator cylinder on Building Construction; Front End Loader O; Hoist Engineer (1 drum); Power Plant Engineer (100 KMH & over); Straddle carrier Operator; Tractor Operator (Over D-2); Well Point Pump Operator
CLASS 9-Concrete Batch Plant Operator; Gunnite Operator; Tractor Operator (D-2 or similar size & Front End Loader Operator-up to ½ cu. yd.)
CLASS 10-Air Compressor Operator; Pump & or Conveyor Operator; Fireman-Temporary Heat; Brakemen; Pick Up Sweeper (combustion engine operated) Truck Crane Oiler
CLASS 11-Mechanic Space Heater (Temporary Heat) Oiler or Greaser

NOTICES

DECISION #HN75-2059 - Mod. #2 (Cont'd)

| POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING E. OF THE WESTERN RIGHT-OF-WAY OF U. S. HWY. 15 | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP I | $12.65 | .35 | .25 | | |
| GROUP II | 9.36 | .35 | .25 | | |
| GROUP III | 9.10 | .35 | .25 | | |
| GROUP IV | 8.98 | .35 | .25 | | |
| GROUP V | 8.88 | .35 | .25 | | |
| GROUP VI | 8.20 | .35 | .25 | | |
| GROUP VII | 7.90 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING E. OF THE WESTERN RIGHT-OF-WAY OF U. S. HWY. 15

GROUP I Helicopter Pilot

GROUP II Crane with over 135' boom, excluding jib, dragline and/or other similar equipment w/shovel type controls 3 cu. yards. & over Mfg. rated capacity

GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 3/4E, Derrick, Dragline and/ or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rates capacity, Dredge Operator or Engineer, Dredge Operator (power) & yds. & over, Grader or Motor Patrol Finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (Paving) Concrete Paving op., Road Mile Op., Incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrogeration Plant Engineer, Tandem, Scraper, Tractor, Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over

GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prop. Traveling Soil Stabilizer

GROUP V Air track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Pl Op., Dope Machine Op., Drill Rigs, Heavy Rotary of Churn or Cable Dr. Engineer in Charge of Plant requiring First Class License, Fork Lift or r Stacker, Front End Loader Op., over 1 cu yds., Hoists Engineer, Hydraulic Tree Planter, Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machine, s Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach., over 6" Op., Pugmill Op., Roller Op., 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & Ballast Mach. Op., Tractor Op., over D2, TD6 or similar HP with power tak-off, Tractor Op., over 50 HP without power Take-off, trenching Machine Op., (sewer water, gas) Turnapull Co., (or similar type) Well Point Installation, Dismantling or Repair Mechanic



DECISION #HN75-2059 - Mod. #2 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)
SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING E. OF THE WESTERN RIGHT-OF-WAY OF U. S. HWY. 15

GROUP VI Air Compressor Op. 373 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. Spreader Op., Finishing Machine, Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1E and under, Concrete saw Op. (Mult. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger, Front End Loader op. ( up to & include 1 cu. yds.), Grader Op. (Motor Patrol), Gunite Op. Gunall, Lead Greaser on truck or rock, Loader Op., Power Actuated Augers and Boring Mach. Op., Power Actuated Jacks Op., Pump Op., Roller Op., Self-propelled Chip Spreader, Shouldering Mach. Op., Stump Chipper Op., Tractor Op (D2, TD6 or similar HP with power take-off

GROUP VII Backhoe, Switchman, Conveyor Op., Deckhand, Fireman, Fork Lift Operator Op., Gravel Screening Plant Op., Greaser, Inverseman, Mech. Helper, Mech. Sewer Heater, Oiler, Self-Prop. Vib Packer Op., Sheep foot rollers, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler









DECISION #HN75-2059 - Mod. #2 (Cont'd)

| POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING E. OF CO. | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP I | $12.50 | .35 | .25 | | |
| GROUP II | 8.32 | .35 | .25 | | |
| GROUP III | 8.07 | .35 | .25 | | |
| GROUP IV | 7.93 | .35 | .25 | | |
| GROUP V | 7.85 | .35 | .25 | | |
| GROUP VI | 7.32 | .35 | .25 | | |
| GROUP VII | 6.92 | .35 | .25 | | |

POWER EQUIPMENT OPERATORS: SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING BREAKER O' CO.

GROUP I Helicopter Pilot

GROUP II Crane with over 135' Boom, excluding jib, Dragline and/or other similar equipment w/shovel type controls 3 cu. yds. & over Mfg. rated capacity

GROUP III Cableway Op., Concrete Mixer, Stationary Plant over 3/4E, Derrick, Dragline and/or other similar equipment with shovel type controls up to 3 cu. yds. Mfg. rated capacity, Dredge Operator or Engineer, Dredge Operator (power) & Engineer, Front End Loader Op., 5 cu. yds. & over, Grader or Motor Patrol, finishing earthwork & bituminous, Locomotive Crane Operator, Master Mechanic, Mixer (paving) Concrete Paving Op., Road Mile Op., incl. power supply, Mucking Mach., incl. mucking operations Conway or similar type, Refrigeration Plant Engineer, Tandem Scraper, Tractor Op. (Boom Type), Truck Crane Op., Tugboat Op. 100 HP & over

GROUP IV Dual Tractor Op., Elevating Grader Op., Pumperete Op., Scraper Op., Struck Capacity 32 cu. yd. & over, Self-Prop. Traveling Soil Stabilizer

GROUP V Air Track Rock Drill, Asphalt Bituminous Stabilizer Plant Op., Crushing Plant Op., or Gravel Washing, Crushing and Screening Plant Op., Dope Machine., Drill Rigs, Heavy Rotary or Churn or Cable Drill, Engineer in Charge of Plant requiring First Class License, Fork lift or Straddle Carrier Op., Fork Lift or Lumber Stacker, Front End Loader Op., over 1 cu. yds., Hoist Engineer, Hydraulic Tree Planter Launcherman, Locomotive, all types, Mechanic or Welder, Multiple Machines, such as Air Compressors, Welding Machines, Generators, Pumps or Crane Oilers, Paving Breaker or Tamping Machine Op., (power driven) Mighty Mite or similar type, Pick-up Sweeper, 1 cu. yd. & over Hopper capacity, Pipeline Wrapping, Cleaning or Bending Machine Op., Power Plant Engineer, Power Actuated Horizontal Boring Mach. over 6" op., Pugmill Op., Roller Op., 8 tons & over, Rubber Tired Farm Tractor, Backhoe Att., Sheep Foot Op., Tie Tamper & ballas Mach. Op., Tractor Op. over D2, TD6 or similar HP with power take-off, Tractor Op., over 50 HP without power take-off, Trenching Machine Op., (sewer, water, gas) Turnapull Op., (or similar type) well Point Installation, Dismantling or Repair Mechanic



DECISION #HN75-2059 - Mod. #2 (Cont'd)

POWER EQUIPMENT OPERATORS (CONT'D)
SITE PREPARATION, EXCAVATION & INCIDENTIAL PAVING E. OF THE WESTERN RIGHT-OF-WAY OF U. S. HWY. 15

GROUP VI Air compressor Op. 373 CFM or over, Bituminous Spreader and Bituminous Finishing Machine Op., Concrete Dist. Spreader Op., Finishing Machine, Longitudinal Float Op., Joint Mach. Op., Spray Op., Concrete Mixer Op. 1E and under, Concrete saw Op. (Mult. Blade), Curb Mach. Op., Fine Grade Op., Form Trench Digger, Front End Loader op. ( up to & include 1 cu. yds.), Grader Op. (Motor Patrol), Gunite Op. Gunall, Lead Greaser on truck or rock, Loader Op., Power Actuated Augers and Boring Mach. Op., Power Actuated Jacks Op., Pump Op., Roller Op., Self-propelled Chip Spreader, Shouldering Mach. Op., Stump Chipper Op., Tractor Op (D2, TD6 or similar HP with power take-off

GROUP VII Backhoe, Switchman, Conveyor Op., Deckhand, Fireman, Fork Lift Operator Op., Gravel Screening Plant Op., Greaser, Inverseman, Mech. Helper, Mech. Sewer Heater, Oiler, Self-Prop. Vib Packer Op., Sheep foot rollers, Tractor Op. 50 HP or less w/o Power take-off, Truck Crane Oiler

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| DECISION NO. MT75-5093 - Mod. #1 (40 FR 31522 - July 25, 1975) Statewide, Montana | | | | | |
| Change: | | | | | |
| Plumbers: | | | | | |
| Blaine, Cascade, Chouteau, Fergus, Glacier, Hill, Judith Basin, Liberty, McCone, Meagher, Phillips, Pondera, Roosevelt, Teton, Toole and Valley Counties | $ 9.10 | .40 | .70 | | 1% |





| DECISION NO. OK75-4116 - Mod. #1 (40 FR 27434 - June 27, 1975) Comanche County, Oklahoma | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CHANGE: | | | | | |
| ELECTRICIANS & STEAMFITTERS ZONE DEFINITIONS | $7.95 | .45 | .30 | | .10 |
| ELECTRICIANS | 8.45 | .20 | 1% | | 1/4% |
| LINE CONSTRUCTION: | | | | | |
| Lineman | 8.65 | | 1% | | 1/2% |
| Cable splicers | 9.16 | | 1% | | 1/2% |
| Hole digger operator | 7.85 | | 1% | | 1/2% |
| Heavy equipment operators (or pole cat equivalent) | 7.85 | | 1% | | 1/2% |
| Line truck driver (winch op.) | 7.10 | | 1% | | 1/2% |
| Jackhammerman | 6.48 | | 1% | | 1/2% |
| Powdermen | 7.85 | | 1% | | 1/2% |
| Groundmen | 5.77 | | 1% | | 1/2% |
| Truck driver (flat bed, ton and half and under) | 6.16 | | 1% | | 1/2% |
| ADD: | | | | | |
| PLUMBERS & STEAMFITTERS ZONE DEFINITIONS | | | | | |
| PLUMBERS & STEAMFITTERS: | | | | | |
| Free Zone | 8.50 | | .60 | $1.00 | .05 |
| Zone I | 8.75 | | .60 | 1.00 | .05 |
| Zone II | 9.00 | | .60 | 1.00 | .05 |
| ADD: | | | | | |
| PLUMBERS AND PIPEFITTERS | 9.27 | .60 | .75 | | .10 |







| DECISION NO. OK75-4138 - Mod. #1 (40 FR 32668 - August 1, 1975) Pittsburg County, Oklahoma | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CHANGE: | | | | | |
| LINE CONSTRUCTION: | | | | | |
| Lineman | $8.65 | | 1% | | 1/2% |
| Cable splicers | 9.16 | | 1% | | 1/2% |
| Hole digger operator | 7.85 | | 1% | | 1/2% |
| Heavy equipment op. (or pole cat equivalent) | 7.85 | | 1% | | 1/2% |
| Line truck driver (winch op.) | 7.10 | | 1% | | 1/2% |
| Jackhammerman | 6.48 | | 1% | | 1/2% |
| Powdermen | 7.85 | | 1% | | 1/2% |
| Groundman | 5.77 | | 1% | | 1/2% |
| Truck Driver (flat bed, ton and half and under) | 6.16 | | 1% | | 1/2% |
| DECISION NO. PA-75-3070 - Mod. #1 (40 FR 30433 - July 18, 1975 Allegheny County, Pennsylvania | | | | | |
| Change: | | | | | |
| Plumbers | $9.405 | .60 | .80 | | .12 |

SUBSTANTIAL DECISION



STATE: Florida
DECISION NUMBER: FL75-1075
COUNTY: Hillsborough
DATE: Date of Publication
Supersedes Decision No.: FL75-1010 dated January 24, 1975 in 40 FR 3988.
DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| Asbestos workers | 9.26 | .35 | .35 | | .06 |
| Boilermakers | 8.20 | .60 | .90 | | .02 |
| Bricklayers: | | | | | |
| Bricklayers | 7.55 | .30 | .50 | | .05 |
| Stone masons | 7.55 | .30 | .50 | | .05 |
| Marble masons | 7.30 | .30 | .50 | | .05 |
| Terrazzo workers | 7.30 | .30 | .50 | | .05 |
| Tile setters | 7.30 | .30 | .50 | | .05 |
| Cement masons | 6.80 | .30 | .50 | | .05 |
| Cement block layers | 7.55 | .30 | .50 | | .05 |
| Carpenters | 8.315 | .325 | .25 | | .04 |
| Millwrights | 8.37 | .45 | .45 | | .06 |
| Piledrivermen | 8.565 | .325 | .25 | | .04 |
| Electricians: | | | | | |
| Electrician Contracts over $50,000 | | | | | |
| Wiremen | 9.43 | 4% | 3% | | .12 |
| Cable splicers | 9.78 | 4% | 3% | | .12 |
| Electrical Contracts $50,000 or under: | | | | | |
| Wiremen | 8.25 | 4% | 3% | | .12 |
| Cable splicers | 8.60 | 4% | 3% | | .12 |
| Elevator Constructors | 8.495 | .395 | .26 | 2%+a&b | .02 |
| Elevator Constructors' helpers | 70%JR | .395 | .26 | 2%+a&b | .02 |
| Elevator Constructors' mechanics helpers (prob.) | 50%JR | | | | |
| Glaziers | 7.15 | .25 | .30 | | .01 |
| Ironworkers: | | | | | |
| Structural | 9.00 | .55 | .40 | .24 | .05 |
| Ornamental | 9.00 | .55 | .40 | .24 | .05 |
| Reinforcing | 9.00 | .55 | .40 | .24 | .05 |
| Sheeters | 9.00 | .55 | .40 | .24 | .05 |
| Laborers: | | | | | |
| Power tool operator | 6.30 | .30 | .20 | | |
| Mortar mixers | 6.30 | .30 | .20 | | |
| Pipelayers (concrete & clay) | 6.30 | .30 | .20 | | |
| Masons, plasterers' tenders | 6.30 | .30 | .20 | | |
| Common laborers | 6.15 | .30 | .20 | | |
| Lathers | 8.355 | .30 | .20 | | .01 |
| Line Construction: | | | | | |
| Linemen & hvy. equipment operator | 8.80 | .35 | 1% | | 1% |
| Cable splicers | 9.19 | .35 | 1% | | 1% |
| Winch truck driver operator | 6.86 | .35 | 1% | | 1% |
| Groundmen | 5.13 | .35 | 1% | | 1% |
| Painters: | | | | | |
| Brush & roller | 7.30 | .30 | .30 | | .06 |
| Swing stage & window jacks, spray & sandblasting | 7.80 | .30 | .30 | | .06 |
| Dry wall tapers | 8.15 | .30 | .30 | | .06 |
| Paperhangers | 7.80 | .30 | .30 | | .06 |
| Plasterers | 8.30 | .30 | .50 | | .05 |
| Plumbers | 9.11 | .45 | .45 | | .05 |
| Roofers | 7.65 | .25 | .20 | | .02 |
| Roofers' helpers | 4.40 | .25 | .20 | | .02 |
| Roofers, Kettlemen | 5.35 | .25 | .20 | | .02 |
| Sheet metal workers | 9.06 | .43 | .40 | | .04 |
| Soft floor layers | 8.415 | .43 | .25 | | .04 |
| Sprinkler fitters | 8.71 | .40 | .60 | | .10 |
| Steamfitters | 9.11 | .45 | .45 | | .05 |
| Welders - receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

FOOTNOTES:

a. Six paid holidays; A through F.

b. Employer contributes 1% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.

PAID HOLIDAYS: (Where Applicable)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day
E-Thanksgiving Day; F-Christmas Day.







FLA-2-PEO-1-

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GROUP A | 10.14 | .375 | .35 | | .05 |
| GROUP B | 9.39 | .375 | .35 | | .05 |
| GROUP C | 9.155 | .375 | .35 | | .05 |
| GROUP D | 8.935 | .375 | .35 | | .05 |
| GROUP E | 7.385 | .375 | .35 | | .05 |
| GROUP F | 7.125 | .375 | .35 | | .05 |
| GROUP G | 6.895 | .375 | .35 | | .05 |

GROUP A: Cat cranes, truck cranes pile driver crane, derrick, dragline, material hoist with Chicago boom, material hoist with two drums, hydraulic lift form, diesel electric and steam generators, motor grader, pumpcrete or similar machine, cherry picker gradall, hypto and wheelabrator and mechanic, tractor back hoe, drill, rig & tack boom tractor

GROUP B: Tugger hoist

GROUP C: Trenching machine over 24" winch truck, material hoist (elevator type)

GROUP D: Crawler bulldozer, crawler tractor and tunapull, heavy hufftype front end loader, heavy IW-10 to IW-21 type rubber tired tractor, road roller, fireman, forklift, concrete batch plant operator

GROUP E: Air compressor 125 cu. ft. or over

GROUP F: Wellpoint system and pumps, material hoist, front end loader other than heavy huff type, rubber tired tractor with attachments other than backhoe

GROUP G: Concrete mixer, rubber tired tractor without attachments, trenching machines under 24" high lift, sand blasting machines, welding machine, air compressor, miscellaneous pumps

150' boom, including jib scale of top operator classification plus .25 per hour.
Tower crane operators .25 per hour above top operator classification not including long boom pay.

SUPERSEDEAS DECISION

STATE: Iowa

COUNTY: Pottawattamie (City of Council Bluffs & the area within 3 miles from the City limits)

DECISION NO.: IA75-4128

DATE: Date of Publication

Supersedes Decision No. IA75-4042, dated January 31, 1975, in 40 FR 4843.

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), and Heavy and Highway Construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| ASBESTOS WORKERS | $ 10.00 | .40 | $ .51 | | .03 |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons | 8.375 | .35 | .30 | .60 | |
| CARPENTERS: | | | | | |
| Carpenters | 7.85 | .40 | .20 | .40 | .03 |
| Piledrivermen | 7.975 | .40 | .20 | .40 | .03 |
| Millwrights | 8.10 | .40 | .20 | .40 | .03 |
| CEMENT MASONS | 8.34 | .35 | .30 | | |
| DRYWALL TAPERS & FINISHERS | 7.94 | .35 | | .50 | .01 |
| ELECTRICIANS | 10.08 | .48 | 3% + .50 | | 1/2% |
| ELEVATOR CONSTRUCTORS | 9.275 | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3% + a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| GLAZIERS | 8.45 | .40 | .35 | | .01 |
| IRONWORKERS: | | | | | |
| Ornamental; Reinforcing; Structural | 7.95 | .35 | .30 | .50 | |
| LABORERS: | | | | | |
| Common laborers | 6.17 | .35 | .30 | | |
| Mason tenders; Mortar mixers | 6.315 | .35 | .30 | | |
| Pipelayers | 6.45 | .35 | .30 | | |
| Plasterers' tenders | 6.485 | .35 | .30 | | |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Lineman; Welder; Technicians; All rigs setting assembled "H" fixtures & steel transmission structures | 8.28 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (without winch); Experienced (Not less than 6 months) | 5.38 | .35 | 1% | | 1/2% |
| Groundman; Truck Driver (with winch) | 5.55 | .35 | 1% | | 1/2% |
| Blaster; Special Equipment Operator (Hole Digging Machines, all tractors, transmission lines equipment other than assembled "H" fixtures) | 6.62 | .35 | 1% | | 1/2% |
| Groundman - 1st 6 months | 4.55 | .35 | 1% | | 1/2% |



DECISION NO 1A75-4128

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| PAINTERS: | | | | | |
| Brush; Paperhangers; | $ 6.30 | | .20 | | |
| Highwork; Spray; Stage; Structural steel | 6.80 | | .20 | | |
| PLASTERERS | 7.55 | .25 | .25 | | |
| PLUMBERS: Steamfitters | 9.76 | .35 | .55 | | .10 |
| ROOFERS: | | | | | |
| Slate; Tile | 6.88 | .15 | .20 | .20 | .01 |
| Composition | 6.58 | .15 | .20 | .20 | .01 |
| SHEET METAL WORKERS | 9.41 | .35 | | | .02 |
| SPRINKLER FITTERS | 10.40 | .50 | .80 | | .08 |
| TERRAZZO WORKERS; TILE SETTERS; MARBLE SETTERS | 7.70 | b | .25 | | |
| TERRAZZO, TILE AND MARBLE SETTERS HELPERS | 6.50 | | | | |
| TRUCK DRIVERS: | | | | | |
| Single axle | 6.145 | .25 | .25 | | |
| Tandem axle | 6.22 | .25 | .25 | | |
| Trailer; Lowboy | 6.345 | .25 | .25 | | |
| Lumber carriers | 6.52 | .25 | .25 | | |

FOOTNOTES:

a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit.

b. Employer agrees to provide one-half (1/2) cost of a Health & Welfare Plan (one-half cost to be paid by employee) which will provide benefits at least equal to the Omaha Construction Industry Health & Welfare Plan shall pay $0.20 per hour in cash.

PAID HOLIDAYS

New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

NOTICES





DECISION NO IA75-4128

| BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr |
| Group 1 | $ 8.15 | .40 | .40 | | .03 |
| Group 2 | 8.04 | .40 | .40 | | .03 |
| Group 3 | 7.325 | .40 | .40 | | .03 |
| Group 4 | 7.05 | .40 | .40 | | .03 |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower crane; Truck cranes and cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen).

Group 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group No. 1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pumps; Temporary hoist cage operated; second man on locomotive

Group 3 - Tractors (under 35 HP) with or without attachments; Endloaders (under 35 HP) with or without attachments; Air compressors (over 125 CFM); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 K.W. and over); Fork lifts (other than above Group No. 2); Gunnite machine; Self-propelled rollers; Stump chippers; Self propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8"

Group 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators



DECISION NO.: IA75-4128

| HEAVY AND HIGHWAY CONSTRUCTION (City of Council Bluffs and the area within 3 miles from the City Limits) | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| CARPENTERS: | | | | | |
| Carpenters | $ 7.01 | .25 | .25 | .20 | .02 |
| Piledrivermen | 7.135 | .25 | .25 | .20 | .02 |
| CEMENT FINISHERS | 7.03 | .25 | .25 | | |
| LABORERS: | | | | | |
| Common Laborer | 5.25 | .25 | .25 | .10 | .03 |
| Towboat & Dredge Deckhands | 5.35 | .25 | .25 | .10 | .03 |
| Form Setters' Helpers | 5.45 | .25 | .25 | .10 | .03 |
| Rakers & Screedmen on Asphalt Work; Mortar Mixers; Chain Saw Operator | 5.43 | .25 | .25 | .10 | .03 |
| Pipelayers; Concrete Saw Operator | 5.50 | .25 | .25 | .10 | .03 |
| Form Setters & Precast Manhole Setters, Inlet Builders and Manhole Setters | 5.88 | .25 | .25 | .10 | .03 |

| HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| Group 1 | $ 7.30 | .40 | .40 | | .03 |
| Group 2 | 6.90 | .40 | .40 | | .03 |
| Group 3 | 6.50 | .40 | .40 | | .03 |
| TRUCK DRIVERS | 6.34 | .35 | | | |

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

Group 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leverer; Paver of Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine

NOTICES

DECISION NO. 1A75-4128

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS (Cont'd)

Group 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine; Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader

Group 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry)







SUPERSEDEAS DECISION

STATE: Michigan

COUNTIES: Allegan, Berrien, Calhoun, Ingham, Jackson and Kalamazoo

DECISION NO. MI75-2101

DATE: Date of Publication

Supersedes Decision Numbers: AR-3102, AR-3106, AR-3113 and AR-3114 dated August 16, 1974 in 39 FR 29784, 29797, 29820 and 29823 respectively and Decision No. AR-3164 dated October 18, 1974 in 39 FR 37338

DESCRIPTION OF WORK: Building (excluding single family homes and garden type apartments up to and including four stories) and Heavy (excluding Bridge, Airport and Sewer) Construction.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS: | | | | | |
| Berrien County | $ 9.625 | .30 | .15 | | |
| Remaining Counties | 9.31 | .66 | .95 | | .02 |
| BOILERMAKERS | 9.69 | .60 | 1.00 | 1.00 | .01 |
| BRICKLAYERS: | | | | | |
| Allegan County (Casco, Clyde, Ganges and Lee Townships) and Berrien County | 9.50 | .50 | .50 | | |
| Allegan County (Allegan, Cheshire Gun Plain, Martin, Otsego, Trowbridge, Valley and Watson townships) and Kalamazoo Co. | 9.74 | .50 | .35 | | .09 |
| Allegan County (four N.E. townships) | 8.60 | .35 | .25 | | .04 |
| Allegan County (remainder) | 8.20 | .35 | .25 | | |
| Calhoun County | 9.90 | .45 | .35 | | |
| Ingham County (except Onondaga, Leslie, Bunker Hill and Stockbridge townships) | 10.00 | | .60 | | .01 |
| Jackson County and remainder of Ingham County | 10.52 | .45 | .50 | | |
| CARPENTERS: | | | | | |
| Berrien County (Chickaming, New Buffalo and Three Oaks townships) | 9.76 | .50 | .57 | | .05 |
| Ingham and Jackson Counties | 9.76 | .50 | .40 | | .01 |
| Remaining counties and the remainder of Berrien County | 9.10 | .50 | .40 | | .01 |
| CEMENT MASONS: | | | | | |
| Allegan County (North of a line east and west through Fennville and west of the north-south line coinciding with the Kent and Ottawa County Line) | 7.40 | .35 | .25 | | |
| Allegan County (Allegan, Cheshire Trowbridge and Valley townships) | 8.94 | .50 | .35 | | .09 |
| Allegan County (Casco, Clyde, Gange, and Lee townships) and Berrien County | 8.70 | .50 | .50 | | |
| Remaining Counties and the remainder of Allegan County | 9.13 | .40 | .25 | | .02 |



DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELECTRICIANS: | | | | | |
| Allegan County (Laketon, Fillmore, Overisel, Salem, Dorr and Leighton townships) | 9.22 | .40 | 7%+.25 | | .01 |
| Allegan (remainder) and Kalamazoo Counties | 9.30 | .40 | 7.5% | | .01 |
| Berrien County | 9.60 | 3.8% | 5% | | .2% |
| Calhoun | 9.97 | .40 | 7% | | .01 |
| Ingham (Onondaga, Leslie, Stockbridge and Bunker Hill townships) and Jackson Counties | 9.64 | .40 | 1% | 10% | |
| Remainder of Ingham County | 11.05 | .40 | 1%+.25 | | .5% |
| ELEVATOR CONSTRUCTORS: | | | | | |
| Allegan, Kalamazoo, and Calhoun Counties | | | | | |
| Elevator Constructor | 9.39 | .445 | .29 | 3%+(a) | .02 |
| Elevator Constructor Helper | 6.57 | .445 | .29 | 3%+(a) | .02 |
| Elevator Constructor Helper (probationary) | 4.695 | | | | |
| Berrien County | | | | | |
| Elevator Constructor | 9.02 | .445 | .29 | 3%+(a) | .02 |
| Elevator constructor Helper | 6.10 | .445 | .29 | 3%+(a) | .02 |
| Elevator Constructor Helper (probationary) | 4.51 | | | | |
| Ingham and Jackson Counties | | | | | |
| Elevator Constructor | 10.64 | .445 | .29 | 3%+(a) | .02 |
| Elevator Constructor Helper | 7.45 | .445 | .29 | 3%+(a) | .02 |
| Elevator Constructor Helper (probationary) | 5.32 | | | | |
| IRONWORKERS: | | | | | |
| Berrien County | 9.60 | .65 | .80 | | .01 |
| Ingham and Jackson Counties | | | | | |
| Structural and Ornamental | 9.75 | 8% | 1% | 17% | .07 |
| Fence Erectors | 8.75 | 8% | 1% | 17% | .07 |
| Reinforcing | 9.0625 | .85 | 15% | 15% | .03 |
| Remaining Counties | 9.85 | .50 | .75 | | .03 |
| LATHERS: | | | | | |
| All Counties except Berrien | 7.85 | .54 | .10 | .50 | .01 |

DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| MARBLE, TILE, TERRAZZO WORKERS: | | | | | |
| Allegan Co. (North of a line east and west through Fenville and West of the north-south line coinciding with the Kent and Ottawa County line) | $ 8.20 | .35 | .25 | | |
| Allegan Co. (4 N.E. townships) | 7.35 | .25 | .25 | | |
| Allegan Co. (Gun Plain, Martin, Otsego and Watson) and Kalamazoo Co. | 7.70 | .35 | | | .05 |
| Ingham County (except Onondaga, Leslie, Bunker Hill and Stockbridge townships) | 9.63 | | .60 | | |
| Jackson County and the remainder of Ingham | 9.80 | .45 | .50 | | |
| PAINTERS: | | | | | |
| Allegan Co. (Northern portion) | | | | | |
| Brush | 7.00 | .25 | .20 | | .005 |
| Swing stage; Spray; Pressure Roller; Paper hanging, Wall coverings; Pump fed Taping and Finishing machines | 7.25 | .25 | .20 | | .005 |
| Steamcleaning or Sandblasting | 7.50 | .25 | .20 | | .005 |
| Steeple Jack or High Work - 50 falling feet | 8.50 | .25 | .20 | | .005 |
| Allegan Co. (S.E. ½) and Kalamazoo Co. | | | | | |
| Brush; Drywall Taping; Pan Roller | 8.65 | | .20 | | |
| Paper and Vinyl Hanger | 8.85 | | .20 | | |
| Swing Stage; Structural Steel | 9.30 | | .20 | | |
| Steeple Jack | 9.50 | | .20 | | |
| Spray | 9.55 | | .20 | | |
| Berrien County | | | | | |
| Brush | 8.11 | | | | |
| Spray or Sandblasting; Drywall Taping | 8.86 | | | | |
| Swing Stage | 8.61 | | | | |
| Structural Steel | 9.11 | | | | |
| Calhoun County | | | | | |
| Brush; Roller | 7.55 | | | | |
| Steeple Jack | 8.95 | | | | |
| Swing Stage; Spray; Steamcleaning Sandblasting | 8.305 | | | | |



DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| PAINTERS (CONT'D) | | | | | |
| Ingham County | | | | | |
| Brush; Tapers | 9.22 | .42 | .40 | | .005 |
| Structural Steel | 9.62 | .42 | .40 | | .005 |
| Spray | 9.97 | .42 | .40 | | .005 |
| Jackson County | | | | | |
| Brush and Roller | 9.72 | .43 | .20 | | .03 |
| Spray and Sandblast | 10.47 | .43 | .20 | | .03 |
| Drywall Taper | 10.12 | .43 | .20 | | .03 |
| PLASTERERS: | | | | | |
| Allegan County (Casco, Clyde, Ganges and Lee Townships) and Berrien County | 8.90 | .50 | .50 | | |
| Remaining Counites and the remainder of Allegan County | 8.83 | .40 | .25 | | .03 |
| PLUMBERS: | | | | | |
| Allegan County (Northern tier townships) | 10.19 | .45 | .50 | | |
| Allegan County (remainder) and Kalamazoo Co. | 10.55 | .53 | .77 | | |
| Berrien County (except City of Niles and vicinity) | 10.60 | .45 | .50 | | |
| City of Niles and vicinity in Berrien County | 9.60 | .38 | .40 | | .10 |
| Calhoun County | 10.59 | .65 | .52 | | |
| Ingham County | 10.20 | .60 | .70 | | |
| Jackson County | 9.45 | .77 | .60 | | .02 |
| ROOFERS: | | | | | |
| Allegan County | | | | | |
| Composition | 6.45 | .25 | .20 | .25 | |
| Slate and Tile | 6.70 | .25 | .20 | .25 | |
| Berrien County | | | | | |
| Composition | 8.50 | | .30 | | .03 |
| Slate, Tile and Asbestos | 8.65 | | .30 | | .03 |
| Calhoun and Kalamazoo Counties | | | | | |
| Composition | 7.85 | | | | |
| Slate and Tile | 8.10 | | | | |
| Ingham County | 8.10 | .25 | | | |
| SHEET METAL WORKERS: | | | | | |
| Berrien County | 9.45 | .48 | .50 | | |
| Remaining Counties | 9.46 | .68 | .73 | .51 | .02 |





DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| SOFT FLOOR LAYERS | | | | | |
| Allegan, Berrien (except Chickaming, New Buffalo and Three Oaks townships), Calhoun and Kalamazoo Counties | $ 7.20 | .50 | .40 | | .01 |
| Ingham and Jackson Counties | 9.76 | .50 | .40 | | .05 |
| SPRINKLER FITTERS | 9.65 | .50 | .70 | | .08 |
| TRUCK DRIVERS: | | | | | |
| Allegan, Berrien and Kalamazoo Counties | 5.63 | 15.00b | 14.00b | c | |
| Calhoun County | | | | | |
| Less than 8 cu. yds. | 7.30 | 15.00b | 14.00b | .15 | |
| 8 cu. yds. and over; Semi; Tandem | 7.40 | 15.00b | 14.00b | .15 | |
| Euclids | 7.55 | 15.00b | 14.00b | .15 | |
| Ingham County | | | | | |
| Truck Driver | 6.70 | 18.00b | 12.00b | d | |
| Truck Drivers on dumps trucks 8 cu. yds. Capacity and over; pole trailers | 6.80 | 18.00b | 12.00b | d | |
| Low boy drivers; Double bottom drivers | 6.90 | 18.00b | 12.00b | d | |
| Structural steel drivers | 7.20 | 18.00b | 12.00b | d | |
| Jackson County | 5.35 | 18.00b | 14.00b | e | |
| Welders received rate precribed for craft performing operation to which welding is incidental. | | | | | |



DECISION NO MI75-2101

PAID HOLIDAYS (Where Applicable)

A-New Years Days; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Employer contributes 2% of regular] hourly rate to vacation pay credit for employee who has worked in business less than 5 years; 4% contribution for more than 5 years

b. Per week, per employee

c. Three paid holidays - C,D, and E; One week paid vacation for employees employed one year or more; Two weeks paid vacation for three years or more; Three weeks paid vacation for 10 years or more

d. One year's service, one week vacation; 3 years service, two weeks vacation

e. Paid holidays A through F plus ½ day before Christmas and ½ day before New Years; Paid vacations; employees who have worked for the company for one year and have worked nine months of the time shall receive vacation pay as follows: 1 week - 1 year; 2 weeks - 3 years; 3 weeks 12 years; 4 weeks - 16 years or more.

DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| LABORERS: | | | | | |
| Allegan, Berrien, Calhoun and Kalamazoo Counties | | | | | |
| Group 1 | $ 7.00 | .40 | .30 | | .01 |
| Group 2 | 7.15 | .40 | .30 | | .01 |
| Group 3 | 7.25 | .40 | .30 | | .01 |
| Group 4 | 7.12 | .40 | .30 | | .01 |
| Group 5 | 7.22 | .40 | .30 | | .01 |
| Group 6 | 7.50 | .40 | .30 | | .01 |
| Group 7 | 7.32 | .40 | .30 | | .01 |
| Ingham County | | | | | |
| Group 1 | 7.45 | .40 | .30 | | .01 |
| Group 2 | 7.53 | .40 | .30 | | .01 |
| Group 3 | 7.59 | .40 | .30 | | .01 |
| Group 4 | 7.74 | .40 | .30 | | .01 |
| Group 5 | 7.69 | .40 | .30 | | .01 |
| Group 6 | 7.81 | .40 | .30 | | .01 |
| Group 7 | 8.065 | .40 | .30 | | .01 |
| Jackson County | | | | | |
| Group 1 | 7.38 | .40 | .30 | | .01 |
| Group 2 | 7.88 | .40 | .30 | | .01 |

LABORERS - GROUP DESCRIPTIONS

Allegan, Berrien, Calhoun and Kalamazoo Counties

Group 1: All construction laborers on Building and Heavy Construction not specified in Group 2 through 7 below

Group 2: Plasterer Tenders, Material Mixers, Operators of Portable Mixers; Air, Electric or Gasoline Tools; Motor Driven Buggies; Swing Scaffolds

Group 3: Jackhammer Operators

Group 4: Signal men

Group 5: Windlass Operator

Group 6: Top men on chimneys or towers over 30' in height

Group 7: Crock Layers (or pipe layers), caisson work

Ingham County

Group 1: Building Laborers

Group 2: Mortar Mixers, hand or machine

Group 3: Plasterer Tenders; Portable concrete mixer operator (1¼ and under); Air, Electric or Gasoline Tools; Tar Kettle tenders; Gasoline vibrators; Concrete gas buggies; Concrete saw; Signal men and top men

Group 4: Tunnelmen; Concrete shovelers; Car pushers, etc.

Group 5: Windlass Operator (on caisson work)

Group 6: Crock layers (or pipe layers); Caisson workers; Tunnel muckers

Group 7: Tunnel Miners

Jackson County

Group 1: General Laborer

Group 2: Jackhammer and Acetylene Torch



DECISION NO MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| POWER EQUIPMENT OPERATORS: | | | | | |
| Building and Heavy: | | | | | |
| Class A | $11.05 | .55 | .75 | | .05 |
| Class B | 10.80 | .55 | .75 | | .05 |
| Class C | 10.55 | .55 | .75 | | .05 |
| Class D | 10.20 | .55 | .75 | | .05 |
| Class E | 10.00 | .55 | .75 | | .05 |
| Class F | 8.95 | .55 | .75 | | .05 |
| Class G | 8.25 | .55 | .75 | | |
| Steel Erection: | | | | | |
| Ingham and Jackson Counties | | | | | |
| Class A | 11.57 | .55 | .75 | 10% | .05 |
| Class B | 11.33 | .55 | .75 | 10% | .05 |
| Class C | 10.85 | .55 | .75 | 10% | .05 |
| Class D | 10.70 | .55 | .75 | 10% | .05 |
| Class E | 9.61 | .55 | .75 | 10% | .05 |
| Class F | 8.65 | .55 | .75 | 10% | |
| Remaining Counties | | | | | |
| Class A | 11.40 | .55 | .75 | | .05 |
| Class B | 11.15 | .55 | .75 | | .05 |
| Class C | 10.90 | .55 | .75 | | .05 |
| Class D | 10.55 | .55 | .75 | | .05 |
| Class E | 9.30 | .55 | .75 | | .05 |
| Class F | 8.25 | .55 | .75 | | |
| Underground Construction: | | | | | |
| Calhoun, Ingham and Jackson Cos. | | | | | |
| Class I | 8.90 | .55 | .75 | 10% | .05 |
| Class II | 8.78 | .55 | .75 | 10% | .05 |
| Class III | 8.12 | .55 | .75 | 10% | .05 |
| Class IV | 7.60 | .55 | .75 | 10% | .05 |
| Remaining Counties | | | | | |
| Class I | 7.53 | .55 | .75 | 10% | .05 |
| Class II | 7.26 | .55 | .75 | 10% | .05 |
| Class III | 6.81 | .55 | .75 | 10% | .05 |
| Class IV | 6.56 | .55 | .75 | 10% | .05 |





DECISION NO MI75-2101

POWER EQUIPMENT OPERATORS - (CONT'D) GROUP DESCRIPTIONS

Building and Heavy:

Class A: Crane Operator, with main boom and jib 220' or longer

Class B: Crane Operator, with main boom and jib 140' or longer to 220'; Tower Cranes; Gantry Cranes; Whirley Derrick

Class C: Regular Equipment Operator; Stiff leg derrick; Scraper; Dozer; Grader; Front-end loader; Hoist; Job Mechanic; Head Grease Man

Class D: Air Tugger (single drum); Material Hoist; Fork Truck; Boom Truck (non-swinging); Boiler Operator; Sweeping Machine; Winch Truck; Bob Cat and similar type equipment

Class E: Pump 6" or over; Well point; Freeze Systems

Class F: Air Compressor; Generators; Conveyors; Pumps under 6"; Grease man

Class G: Fireman; Heater Operator; Oiler

Steel Erection:

Ingham and Jackson Counties

Class A: Engineer when operating combination of boom and jib 220' or longer

Class B: Engineer when operating combination of boom and jib 140' or longer to 220'; Tower crane and Derrick operator (where operator's work station is 50' above first sub-level)

Class C: Crane operator and job mechanic

Class D: Hoisting operator

Class E: Compressor operator

Class F: Oiler or Fireman

Remaining Counties

Class A: Crane operator with boom and jib 220' or longer

Class B: Crane operator with boom and jib 140' or longer up to 220'; Tower Crane; Gantry Crane; Whirley derrick

Class C: Regular equipment operator; Crane, Dozer, Loader, Hoist, Staddle Wagon, Job Mechanic

Class D: Air Tugger (single drum); Material hoists; Pump 6" or over

Class E: Air compressor; Generators; Conveyors

Class F: Oiler and Fireman



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POWER EQUIPMENT OPERATORS:
Underground Construction

CLASS I Backfiller Tamper; Backhoe; Batch Plant Operator (concrete); Clamshell; Concrete Paver (two drum or larger); Conveyor Loader (Euclid Type); Crane (crawler, truck or pile driving); Dozer (9 ft. blade and over); Dragline; Elevating Grader; Endloader (over 1½ c.y. capacity); Cradall (and similar type machine); Grader; Mechanic; Power Shovel Roller (asphalt); Scraper (self-propelled or tractor drawn); Side Boom Tractor (type D-4 or equivalent and larger); Slip Form Paver; Slope Paver; Trencher (over 6 ft. digging capacity); Well Drilling Rig

CLASS II Boom Truck (power swing type boom); Cresher; Dozer (less 9 ft. blade); Endloader (1½ cubic yard capacity and smaller); Hoist; Pump (one or more -- 6 in. discharge or larger -- gas or diesel powered or powered by generator of 300 amperes or more - inclusive of generator); Side Boom Tractor (smaller than type D-4 or equivalent); Sweeper (Mayo type and similar equipment); Tractor (pneu-tired, other than backhoe or front-end loader); Trencher (8' digging capacity and smaller)

CLASS III Air Compressors (600 cfm or larger); Air Compressor (2 or more - less than 600 cfm); Boom Truck (non-swinging, non-powered type boom); Concrete Breaker (self-propelled or truck mounted-includes compressor); Concrete Paver (one drum - ½ yard or larger); Elevator (other than passenger); Maintenance Man; Pumps (2 or more 4" up to 6" discharge gas or diesel powered - excluding submersible pumps); Pumpcrete Machine (and similar equipment); Wagon Drill (Multiple); Welding Machine or Generator ( 2 or more, 300 amps. or larger - gas or diesel powered)

CLASS IV Boiler; Concrete Saw (40 hp or over); Curing Machine (self-propelled); Farm Tractor (with attachment); Finishing Machine (concrete); Fireman; Hydraulic Pipe Pushing Machine; Mulching Equipment; Oiler; Pumps (2 or more up to 4" discharge if used 3 hours or more per day - gas or diesel powered excluding submersible pumps); Roller (other than asphalt); Stump Remover; Trencher (service) Vibrating Compactor Equipment, Self-propelled (6' wide or over)

DECISION NO. MI75-2101

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LINE CONSTRUCTION | | | | | |
| Williamston, Locke, Leroy, Wheatfield and White Oak townships in Ingham County | | | | | |
| Lineman | $10.90 | .85 | 3.4% | | 2% |
| Cable Splicer | 11.37 | .85 | 3.4% | | 4% |
| Combination Equipment Oper. Groundman | 8.80 | .85 | 3.4% | | 2% |
| Combination Driver-Groundman: Groundman | 8.31<br>7.67 | .85<br>.85 | 3.4%<br>3.4% | | 2%<br>4% |
| Remaining Counties and the remaindor of Ingham County | | | | | |
| Lineman; Heavy Equipment Oper. Combination Digger Oper.- Tractor Oper.: | 8.75 | .35 | 1% | a | 2% |
| First Six Months | 6.36 | .35 | 1% | a | 3% |
| After Six Months | 6.86 | .35 | 1% | a | 3% |
| ~~Light Equipment Oper.-~~ Groundman: | | | | | |
| Distribution Line Truck Driver Oper. | | | | | |
| First Six Months | 5.54 | .35 | 1% | a | 3% |
| After Six Months | 6.03 | .35 | 1% | a | 3% |
| Combination Winch Truck Driver-operator | | | | | |
| First Six Months | 5.05 | .35 | 1% | a | 3% |
| After Six Months | 5.76 | .35 | 1% | a | 3% |
| Combination Truck Driver-Groundman | 4.88 | .35 | 1% | a | 3% |

FOOTNOTE:

a. 7 paid holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Day after Thanksgiving and Christmas Day





SUPERSEDEAS DECISION

STATE: Oklahoma COUNTY: McIntosh
DECISION NUMBER: OK75-4148 DATE: Date of Publication
Supersedes Decision No. AR75-4139 dated August 1,1975, in 40 FR 3260
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories)

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $8.90 | .35 | .50 | | .015 |
| BOILERMAKERS | 8.00 | .30 | .76 | | .02 |
| BRICKLAYERS-Stonemasons | 7.00 | .30 | .40 | | .05 |
| CARPENTERS: | | | | | |
| Carpenters | 7.95 | | .25 | | .01 |
| Millwrights-Piledrivermen | 8.45 | | .25 | | .01 |
| Cement masons | 7.35 | | | | |
| ELECTRICIANS: | | | | | |
| ZONE I - A 20 mile radius from Post Office of City of Muskogee | | | | | |
| ZONE II - Area outside Zone I | | | | | |
| Zone I | | | | | |
| Electricians | 7.93 | .30 | 1% | | 1/2% |
| Cable splicers | 8.33 | .30 | 1% | | 1/2% |
| Zone II | | | | | |
| Electricians | 8.23 | .30 | 1% | | 1/2% |
| Cable splicers | 8.63 | .30 | 1% | | 1/2% |
| ELEVATOR CONSTRUCTORS | 8.25 | .445 | .29 | 3½%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3½%+a+b | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (probationary 6 months) | 50%JR | | | | |
| GLAZIERS | 7.00 | .40 | .40 | | .01 |
| IRONWORKERS | 8.90 | .30 | .35 | | .08 |
| LABORERS: | | | | | |
| GROUP I | 4.80 | .25 | .20 | | |
| GROUP II | 5.10 | .25 | .20 | | |
| GROUP III | 5.30 | .25 | .20 | | |

LABORERS CLASSIFICATION DEFINITIONS

GROUP I - All digging and dirt work, firing of salamanders and smudge pots; loading and unloading of materials and equipment; loading and unloading of materials to and from hoist or cages for stock piling only; wheeling and placing of concrete; handling of lumber, steel, cement and distribution of materials; all cleaning, including cleaning of windows; wrecking and razing of building and all structures, cleaning and clearing of debris; loading and unloading of materials, hoist or cages, except when the man is directly tending lathers, masons or plasterers; water boys, when used, carpenter tenders; and common laborers.

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LABORERS CLASSIFICATION DEFINITION (CONT'D)

GROUP II - All machine tool operators that come under the jurisdiction of the laborers; all sewer and drain tile layers and handling at the ditch, excluding distribution; operators of water pumps up to four inches and slip form jacks; men erecting scaffolds and directly tending; lathers, masons, cement masons and plasterers, mortar mixers, hod carriers and dry mixers; high work over 30 feet from the ground or floors; cement finisher helper; work on swinging scaffold; all kettle and pot men, tank cleaning, all pipe doping creating and wrapping, including; all men working with dope; mortar and plaster mixing machine, pumpcrete machines, and gunite mixing machines, including placing of concrete; handling creosoted or treated materials, liquid acids, or like materials when injurious to health, eye and skin or clothes; all newly developed mechanical equipment which replaces wheel barrows or buggies previously used by laborers; all scale men on batch plants; all laborers screening sand, running sand drier, and feeding; operating sand blaster, except nozzle; signal men and cutting torch operators in connection with laborers' work; concrete grader

GROUP III - Watson drill operator and powderman or blaster

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LATHERS | $7.65 | | | | .01 |
| LINE CONSTRUCTION | | | | | |
| Lineman | 8.65 | | 1% | | 1/2% |
| Cable splicers | 9.16 | | 1% | | 1/2% |
| Hole digger operator | 7.85 | | 1% | | 1/2% |
| Heavy Equipment Operator (or Pole Cat Equivalent) | 7.85 | | 1% | | 1/2% |
| Line truck driver (winch operator) | 7.10 | | 1% | | 1/2% |
| Jack hammerman | 6.48 | | 1% | | 1/2% |
| Powderman | 7.85 | | 1% | | 1/2% |
| Groundman | 5.77 | | 1% | | 1/2% |
| Truck driver (flat bed, ton and half and under) | 6.16 | | 1% | | 1/2% |
| PAINTERS: | | | | | |
| Commercial brush and roller | 5.85 | | .25 | .20 | |
| Spray; glove or dipping; sandblasters; spray or sand pot tender (maximum two pots, guns or nozzles); power rollers; power equipment operators; bitumastic and like materials; applicators and kettle tenders | 7.10 | | .25 | .20 | |
| Spray or sand pot tender (maximum one pot, one nozzle or gun) | 6.20 | | .25 | .20 | |
| Hazardous work | 9.30 | | .25 | .20 | |
| Scaffolding; steel, staging, bosun chair, spiders, jack, roof work, skatewalk, rolling scaffolds and like equipment - fifty cents above basic rate. | | | | | |

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PAGE 3

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| POWER EQUIPMENT OPERATORS: | | | | | |
| Group I | $8.25 | .35 | .40 | | .12 |
| Group II | 8.00 | .35 | .40 | | .12 |
| Group III | 7.75 | .35 | .40 | | .12 |
| Group IV | 7.50 | .35 | .40 | | .12 |
| Group V | 7.00 | .35 | .40 | | .12 |
| Group VI | 7.10 | .35 | .40 | | .12 |
| Group VII | 6.50 | .35 | .40 | | .12 |
| Group VIII | 6.80 | .35 | .40 | | .12 |

POWER EQUIPMENT OPERATORS CLASSIFICATION DEFINITION

Group I
All crane type equipment with 100' of boom or over (including jib), all tower cranes and all crane type of 3 cu. yd. or more

Group II
Heavy duty mechanic; welder; crane hook and overhead monorail; whirley; panel board batch plant operator; derrick; piledriver; engineer; dragline; shovel, clamshell; backhoe; sideboom; gradall; hydro crane; cherry picker; hoists while operating 2 or more drums

Group III
Motor patrol (blade); dozer (engine h.p. 65 or over); Fordson tractor or like equipment with hoe or loader equipment or ditcher; scraper type equipment; Tournapull, DW 10, 15, 16, 20, 21 and similar rubber-tired equipment; Euclid, TS-24 and similar; loader operator or hi-lift (engine h.p. 65 or over); power driven hole digger; trenching machine; concrete pump-boom type

Group IV
Locomotive engineer; borin; machine, tug boat; mixer, 18 cu. ft. and over; sand barge; dredging machine; tugger; hoist when operating one drum; welding machine, 3 to 6; air compressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1); pumps; battery, 3 to 6; fork-lift; bobcat and similar equipment; generator plant engineer, Diesel electric; winch trucks with A-frame; rollers all types; outside elevator or building of personnel hoist; concrete buster or tamper; heater under jurisdiction of op.; engineers, fireman; boiler operator; crushing plants; oiler distributor; pulvimixer; farmer tractor with or without attachments; batch plant operator (portable); conveyor operator-duel, continuous or belt, bulk handling, screened operator; concrete pump; form grader; screening plant; well point pump operator; signal man on large whirleys when and if required, operator for rotary drilling machine when operated from console or machines

Group V
Permanant elevator - building type (automatic), concrete mixer, with hopper less than 18 cu. ft.; air compressor 500 cu. ft. and under (1 or 2); welding machine (1 or 2); fueiman; conveyor operator-single continuous belt bulk handling

Group VI
Greaser, tilt top trailer operator

Group VII
Asphalt lay machine back end man helpers

Group VIII
Truck crane oiler driver or truck crane oiler
Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.
Engineers or all classifications when working in caverns or tunnels shall receive 25¢ per hour above listed rates.

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DECISION NO OR75-4148

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLUMBERS-STEAMFITTERS | $9.75 | .40 | .80 | | .10 |
| ROOFERS | 7.25 | .25 | .25 | | .04 |
| SHEET METAL WORKERS | 8.09 | .45 | .45 | | .08 |
| SPRINKLER FITTERS | 10.10 | .50 | .80 | | .08 |
| TERRAZZO FINISHERS | 8.49 | | .20 | | |
| TERRAZZO WORKERS' HELPERS | 6.93 | | | | |
| TERRAZZO WORKERS' HELPERS FLOOR MACHINE OPERATOR | 7.03 | | | | |
| TERRAZZO WORKERS' HELPERS BASE MACHINE OPERATOR | 7.23 | | .20 | | |
| TILE LAYERS | 8.49 | | | | |
| TRUCK DRIVERS: | | | | | |
| Group I | 6.15 | | | | |
| Group II | 6.25 | | | | |
| Group III | 6.35 | | | | |
| Group IV | 6.30 | | | | |
| Group V | 6.45 | | | | |

TRUCK DRIVERS CLASSIFICATION DEFINITION

GROUP I - Pick-up, 1½ tons or 2½ yards and up to but not including 3 tons or 4 yards, such as dump trucks, flat beds, stake bodies and buses
GROUP II - 3 tons or 4 yards and up to but not including 4 tons or 6 yards
GROUP III - 5 tons or 6 yards and over including heavy equipment such as pole trucks, winch trucks, euclids, Mississippi wagons, semi-dumps, tournapulls, or other heavy material moving equipment; tractor trailer drivers and similar equipment, such as tractors, ten wheelers
GROUP IV - Ready-mix concrete trucks up to but not including 3 yards
GROUP V - Ready-mix concrete trucks 3 yards and over

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

FOOTNOTES:
a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate
b - Paid Holidays

PAID HOLIDAYS:
A - New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day;
E - Thanksgiving Day; F-Christmas Day

NOTICES



SUPERSEDEAS DECISION

STATE: Oregon
DECISION NUMBER: OR75-5105
COUNTIES: Statewide
DATE: Date of Publication
Supersedes Decision No. OR75-5089 dated July 25, 1975, in 40 FR 31560
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ASBESTOS WORKERS | $ 9.96 | .50 | .80 | | .10 |
| BOILERMAKERS | 8.90 | .65 | 1.00 | .50 | .02 |
| BRICKLAYERS; Stonemasons: Clackamas, Clatsop, Columbia, Gilliam, Hood River, Multnomah, Morrow, Sherman, Tillamook, Wasco (north of the City of Maupin), Washington, N½ of Yamhill Counties | 10.13 | .55 | .75 | | .08 |
| Marion, Polk, S½ of Yamhill Cos. | 8.25 | .40 | .40 | | |
| Baker, Union, Umatilla, Wallowa, N½ of Malheur Counties | 9.20 | .40 | .50 | | |
| Benton, Crook, Coos, Curry, Deschutes, Douglas, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Lincoln, Linn, Wheeler, Wasco (including the City of Maupin and South thereof), and S½ of Malheur Counties | 9.02 | .50 | .55 | | .08 |
| CARPENTERS: | | | | | |
| Acoustical Applicator; Automatic Nailing Machine; Carpenters; Form Strippers; Manhole Builders | 7.79 | .55 | .65 | .35 | .03 |
| Piledrivermen; Bridge, Dock and Wharf Builders | 7.89 | .55 | .65 | .35 | .03 |
| Floor Layers and Finishers; Stationary Power Saw Operators | 7.94 | .55 | .65 | .35 | .03 |
| Boom Men | 7.99 | .55 | .65 | .35 | .03 |
| Millwrights and Machine Erectors | 8.04 | .55 | .65 | .35 | .03 |
| Drywall Applicators | 7.79 | .55 | .65 | .35 | .03 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.14 | .35 | .35 | .20 | .03 |
| Mastic Workers; Composition Worker; Gunnite Man; Power Machinery Operator | 7.29 | .35 | .35 | .20 | .03 |

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DECISION NO OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| ELECTRICIANS: | | | | | |
| Malheur County | | | | | |
| Electricians | $ 8.48 | .40 | 1%+.25 | | 1% |
| Cable Splicers | 9.328 | .40 | 1%+.25 | | 1% |
| Baker, Gilliam, Grant, Morrow, Umatilla, Union, Wallowa, Wheeler Counties | | | | | |
| Electricians | 9.85 | .35 | 1%+.40 | | .02 |
| Lead Cable Splicers | 10.835 | .35 | 1%+.40 | | .02 |
| Coos, Curry, Lincoln, Those portions of Douglas and Lane Counties lying west of a line North and South from the NE corner of Coos County to the SE corner of Lincoln County | | | | | |
| Electricians | 9.30 | .45 | 1% | | .04 |
| Cable Splicers | 10.23 | .45 | 1% | | .04 |
| Benton, Crook, Deschutes, Jefferson, Lane (except coast portion), Linn, Marion, Polk, S½ of Yamhill Counties | | | | | |
| Electricians | 9.85 | .45 | 1% | | .04 |
| Lead Cable Splicers | 10.64 | .45 | 1% | | .04 |
| Clackamas, Clatsop, Columbia, Hood River, Multnomah, Sherman, Tillamook, Wasco, Washington, N½ of Yamhill Counties | | | | | |
| Electricians | 9.60 | .45 | 1%+.40 | | .02 |
| Lead Cable Splicers | 10.35 | .45 | 1%+.40 | | .02 |
| Harney, Jackson, Josephine, Klamath, Lake, that portion of Douglas lying east of a line running north and south from the NE corner of Coos to the SE corner of Lincoln Counties | | | | | |
| Electricians | 9.50 | .45 | 1% | | .04 |
| Cable Splicers | 10.15 | .45 | 1% | | .04 |
| ELEVATOR CONSTRUCTORS | 7.97 | .495 | .32 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .495 | .32 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |

NOTICES

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DECISION NO OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| GLAZIERS: | | | | | |
| Wallowa County | $ 7.28 | .31 | .25 | .28+b | |
| Remaining Counties | 7.20 | .26 | .30 | 6.4% | .01 |
| IRONWORKERS: | | | | | |
| Structural; Reinforcing; Ornamental; Riggers; Fence Erectors; Signal Men | 8.90 | .58 | .90 | .25 | .05 |
| LATHERS: | | | | | |
| Clackamas, Clatsop, Columbia, Gilliam, Harney, Hood River, Morrow, Multnomah, Sherman, Tillamook, Wasco, Washington, Yamhill Counties | 8.75 | .30 | | | |
| MARBLE SETTERS: | | | | | |
| Clackamas, Clatsop, Columbia, Gilliam, Hood River, Multnomah, Morrow, Sherman, Tillamook, Wasco (North of the City of Maupin), Washington, N½ of Yamhill Counties | 10.13 | .55 | .75 | | .08 |
| Baker, Union, Umatilla, Wallowa, N½ of Malheur Counties | 9.20 | .40 | .50 | | |
| Benton, Coos, Crook, Curry, Deschures, Douglas, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Linecoln, Linn, S½ of Malheur, Wasco (including the City of Maupin and South thereof), Wheeler Counties | 8.05 | .45 | .60 | | |
| MASON TENDERS: (including tenders to plasterers, bricklayers, tile setters, marble setters, and terrazzo work; Topping for cement finishers and mortar mixer) | 8.27 | .65 | .80 | | .10 |
| PAINTERS: | | | | | |
| Malheur County | | | | | |
| Brush; Paperhangers; Drywall Tapers | 7.26 | .25 | .10 | | .02 |
| Steel, Sign | 7.36 | .25 | .10 | | .02 |
| Application of toxic materials; Sandblasting; Spray | 7.73 | .25 | .10 | | .02 |

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DECISION NO OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PAINTERS: (Cont'd) | | | | | |
| Umatilla (Township of Pendleton Only) | | | | | |
| Brush; Glazier; Sign Painter Spray; Sandblasting; Swing Stage; Taping and Paperhanging | $ 5.50 | | | | |
| Remaining Counties: | 5.75 | | | | |
| Brush | 7.77 | .35 | .45 | .30 | .03 |
| Spray, High Towers, ground to 100' | 8.02 | .35 | .45 | .30 | .03 |
| High Work over 100'; High Towers | 8.27 | .35 | .45 | .30 | .03 |
| High Towers, ground to over 300' | 8.77 | .35 | .45 | .30 | .03 |
| Drywall Finisher | 7.81 | .40 | .40 | .50 | .06 |
| PLASTERERS: | | | | | |
| Benton, Coos, Crook, Curry, Deschutes, Douglas, Grant, Harney, Jackson, Jefferson, Josephine, Klamath, Lake, Lane, Lincoln, Linn, Malheur (south half), Wasco (including the City of Maupin and south thereof) and Wheeler Counties | 8.50 | .50 | .60 | | .01 |
| Remaining Counties | 8.50 | .50 | .60 | | .01 |
| PLUMBERS: Steamfitters: | | | | | |
| Baker; Harney (except NW portion); Malheur Counties | 8.79 | .37 | .40 | | .10 |
| Grant (except SW croner); Morrow, Umatilla, Wallowa, Union Counties N½ of Benton, Lincoln and Linn Counties; S½ of Tillamook and Yamhill Counties; Marion and Polk Counties | 10.11 | .33 | .85 | .62 | .10 |
| | 9.23 | .56 | 1.18 | 1.00 | .10 |
| Clackamas, Clatsop, Columbia, Gilliam, Hood River, Jefferson, Multnomah, Sherman, Wasco, Wheeler, Washington, N½ of Yamhill Counti, N½ of Tillamook County | 9.97 | .70 | 1.55 | | .08 |
| Coos, Curry, West Coast portion of Douglas, Lane (City of Florence) | 9.14 | .66 | .77 | | .0175 |







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DECISION NO OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| PLUMBERS; Steamfitters (Cont'd) | | | | | |
| Lane (except City of Florence); Douglas (except coast portion), Crook, Deschutes, NW portion of Harney, Northern portions of Klamath and Lake Counties, S½ of Lincoln, Linn, Benton and Jefferson Counties, Sw corner of Grant County | $ 8.65 | .41 | .75 | | .05 |
| Remainder of Klamath and Lake Cos. | 8.96 | .50 | .75 | 1.0G | .075 |
| Jackson and Josephine Counties | 7.05 | .44 | .84 | .85 | .02 |
| ROOFERS: | | | | | |
| Clackamas, Clatsop, Columbia, Gilliam, Hood River, Multnomah, Sherman, Tillamook, Wasco, Washington, and Wheeler Counties | | | | | |
| Roofers | 9.05 | .45 | .75 | | |
| Handling of irritating material (coal, tar or epoxy) in unconfined area | 9.55 | .45 | .75 | | |
| Handling of irritating material (coal, tar or epoxy) in a confined area | 9.80 | .45 | .75 | | |
| Wallowa County | 7.45 | | | | |
| Coos, Crook, Curry, Deschutes, Douglas, Harney, Jackson, Josephine, Klamath, Lake, and Lane Counties | | | | | |
| Roofers | 7.85 | .30 | .10 | | |
| Spray and/or application of irritating materials in a confined area | 8.60 | .30 | .10 | | |
| Marion, Yamhill, Polk, Lincoln, Benton and Linn Counties | 7.40 | .22 | .15 | .25 | |
| Malheur County | 7.40 | .33 | .20 | .30 | |
| SHEET METAL WORKERS: | | | | | |
| Benton, Clackamas, Clatsop, Columbia, Crook, Deschutes, Gilliam, Grant, Harney, Hood River, Jefferson, Lincoln, Linn, Marion, Morrow, Multnomah, Polk, Sherman, Tillamook, Wasco, Washington, Wheeler and Yamhill Counties | 8.71 | .55 | .51 | 1.00 | .04 |

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DECISION NO OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App. Tr. |
| SHEET METAL WORKERS: (Cont'd) | | | | | |
| Malheur County | $ 8.36 | .32 | .30 | | .04 |
| Baker, Umatilla, Union, Wallowa Counties | 9.95 | .50 | .78 | | |
| Coos, Curry, Douglas, Klamath, Lake and Lane Counties | 8.67 | .37 | .34 | | .005 |
| Jackson and Josephine Counties | 8.08 | .42 | .40 | .30 | .005 |
| SOFT FLOOR LAYERS: | | | | | |
| All Counties except Malheur | 7.735 | .45 | .45 | | .05 |
| SPRINKLER FITTERS | 9.40 | .50 | .70 | | .08 |
| TERRAZZO WORKERS: | | | | | |
| Baker, Umatilla, Union, Wallowa and N½ of Malheur Counties | 8.53 | .40 | .50 | | |
| TILE SETTERS: | | | | | |
| Clatsop, Clackamas, Columbia, Gilliam, Hood River, Morrow, Multnomah, Sherman, Wasco (north of the City of Maupin), Washington Tillamook and N½ of Yamhill Co. | 8.04 | .35 | .35 | .25 | |
| Baker, Umatilla, Union, Wallowa Counties and N½ of Malheur Cos. | 8.53 | .40 | .50 | | |
| Benton, Coos, Crook, Curry, Deschutes, Douglas, Grant, Harney, Jackson, Josephine, Klamath, Lake, Lane, Lincoln, Linn, Wheeler, Wasco (including the City of Maupin and south thereof) and S½ of Malheur Cos. | 8.05 | .45 | .60 | | |
| WELDERS; RIGGERS: Receive rate prescribed for craft performing operation to which welding is incidental. | | | | | |

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer credits 4% basic hourly rate of employee with over 5 years' service; 2% basic hourly rate for 6 months to 5 years' service to Vacation Plan. Six Paid Holidays: A through F.

b. Two weeks' Vacation with pay after 1 year of employment. Also seven (7) Paid Holidays: A through F plus Washington's Birthday.

DECISION NO. OR75-5105

| | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| LINE CONSTRUCTION: | | | | | |
| Cable Splicers; Leadman Pole Sprayer | $11.12 | .35 | 1% | .10 | 1/2% |
| Lineman; Pole Sprayer; Heavy Line Equipment Man; Certified Lineman Welder | 10.04 | .35 | 1% | .10 | 1/2% |
| Tree Trimmer | 9.06 | .35 | 1% | .10 | 1/2% |
| Line Equipment Man | 8.65 | .35 | 1% | .10 | 1/2% |
| Head Groundman (Chipper); Head Groundman; Powderman; Jackhammer Man | 7.96 | .35 | 1% | .10 | 1/2% |
| Groundman; Tree Trimmer Helper | 7.12 | .35 | 1% | .10 | 1/2% |
| DREDGING: | | | | | |
| Leverman: | | | | | |
| Dipper | 9.06 | .55 | .85 | .35 | .05 |
| Hydraulic | 8.40 | .55 | .85 | .35 | .05 |
| Assistant Engineer (including watch engineer, welder, mechanic, and machinist); Mate | 8.04 | .55 | .85 | .35 | .05 |
| Tenderman (boatman, attending dredge plant); Fireman | 7.80 | .55 | .85 | .35 | .05 |
| Assistant Mate (deckhand); Oiler | 7.54 | .55 | .85 | .35 | .05 |



DECISION NO. OR75-5105

LABORERS

| | ZONE A | ZONE B | ZONE C | ZONE D | ZONE E | ZONE F |
|---|---|---|---|---|---|---|
| Group 1 | $7.37 | $7.77 | $8.12 | $8.37 | $8.62 | $8.87 |
| Group 2 | 7.72 | 8.12 | 8.47 | 8.72 | 8.97 | 9.22 |
| Group 3 | 8.02 | 8.42 | 8.77 | 9.02 | 9.27 | 9.52 |
| Group 4 | 8.27 | 8.67 | 9.02 | 9.27 | 9.52 | 9.77 |

FRINGE BENEFITS:
Health and Welfare $.65
Pension .80
Vacation $.50
Apprenticeship Training .10

Portland Only

Zone A - All jobs or projects located with 25 miles of the City Hall of Portland

Zone C - More than 25 miles but less than 35 miles from City Hall

Zone D - More than 35 miles but less than 45 miles from City Hall

Zone E - More than 45 miles but less than 75 miles from City Hall

Zone F - More than 75 miles from City Hall

Eugene and Salem Only

Zone A - All jobs or projects located within 20 miles of the respective City Hall

Zone B - More than 20 miles but less than 25 miles from the respective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall









DECISION NO. OR75-5105

LABORERS (Cont'd)
ZONE WAGE SCALE (Cont'd)

CITIES:

| | | |
|---|---|---|
| Astoria | Hood River | Newport |
| Baker | Klamath Falls | Ontario |
| Bend | La Grande | Port Orford |
| Brookings | Lakeview | Reedsport |
| Burns | Madras | The Dalles |
| Grants Pass | Medford | Tillamook |
| McMinnville | | |

Zone A - All jobs or projects located within 10 miles of the respective City Hall

Zone B - More than 10 miles but less than 25 miles from the respective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall

Albany and Corvallis Only

Zone A - All jobs or projects located within 5 miles of the respective City Hall

Zone B - More than 5 miles but less than 25 miles from the respective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall



DECISION NO. OR75-5105

LABORERS

Group 1: Asphalt plant laborers; Asphalt spreaders; Batch weighman; Broomers; Brush burner and cutters; Car and truck loaders; Carpenter tender; Change-house man or dry shack man; Choker setter; Clean up laborers; Concrete laborers; Crusher feeders; Culvert, hand labor; Curing, concrete; Demolition, wrecking, and moving laborers; Drill helpers; Dumpers, road oiling crew; Dumpmen (for grading crew); Elevator feeders; Fence builder (including Guard rail, Median rail, Reference post, Guide post, Right-of-way marker); Fine grinders; Form strippers (not swinging stages); General laborers; Landscaping or planting laborers; Leverman on aggregate spreader (Flaherty and similar types); Loading sputters; Material yard man (including electrical); Pittsburg chipper operator or similar types; Powderman helper; Railroad track laborers; Ribbon setters (including steel forms); Rip Rap man (hand placed); Road pump tender; Sewer labor; Skipmen; Signalman; Slopers; Spraymen; Stake chaser; Stake setter; Grade checker; Stockpiler; Timber faller and bucker (hand labor); Toolroom man (at job site) Tunnel bull gang (above ground); Weigh-man - Crusher (Aggregate when used)

Group 2: Applicator (including pot tender for same), applying protective material by hand or nozzle on utility lines or storage tanks on project; Burners; Choker splicer; Clary power spreader and similar types; Clean-up nozzleman; Greencutter (Concrete rock, etc.); Concrete power buggyman; Demolition and wrecking-charred materials; Gunite nozzlemen tender; Gunite or sand blasting pot tender; Handlers or mixers of all materials of an irritating nature (including cement and lime); Manhole builder; Powertool operator, includes but not limited to: Chipping Guns; Jackhammer, Paving Breakers, Post Hole Digger, Air, Gas, or Electric; Tampers; Vibrating Screed; Vibrators (less than 4" in diameter); Post Hole digger, air,gas or electric; Ribbon setter, head; Rip rap man (head), Hand placed; Sand blasting (wet); Sewer timbermen; Timber buckers and fallers, Brush cutters (power saw); Tunnel-muckers, Brakemen, Concrete crew, Bull gang (underground)

Group 3: Asphalt rakers; Bit grinder; Concrete saw operator; Drill doctor; Drill operator, Air tracks, Cat drills, Wagon drills, Rubber-mounted drills, and other similar types; Gunite nozzleman; High scalers, strippers and drillers (cover work in swinging stages, chairs or belts, under extreme conditions unusual to norman drilling, blasting, barring-down, or sloping and stripping); Powdermen; Power saw operators (Bucking and falling merchantable logs); Pumperete nozzlemen; Sand blasting (dry); Sewer pipe layers; Track liners, Anchor machines, Ballast regulators, Multiple tampers, Power jacks; Tugger operator; Tunnel -- Chuck tenders, Nipper and Timbermen; Vibrators (4" and larger); Water blaster; Laser beam (pipe laying)

Group 4: Tunnel miners; Tunnel powderman; Laser beam (tunnel)

DECISION NUMBER OR75-5105

POWER EQUIPMENT OPERATORS

WAGE RATES:

| WAGE RATES: Group No. | Zone A | Zone B | Zone C | Zone D | Zone E | Zone F |
|---|---|---|---|---|---|---|
| 1 | $8.30 | $8.70 | $9.05 | $9.39 | $9.55 | $9.80 |
| 2 | 8.44 | 8.84 | 9.19 | 9.44 | 9.69 | 9.94 |
| 3 | 8.54 | 8.94 | 9.29 | 9.54 | 9.79 | 10.04 |
| 4 | 8.70 | 9.10 | 9.45 | 9.70 | 9.95 | 10.20 |
| 5 | 8.72 | 9.12 | 9.47 | 9.72 | 9.97 | 10.22 |
| 6 | 8.80 | 9.20 | 9.55 | 9.80 | 10.05 | 10.30 |
| 7 | 8.86 | 9.26 | 9.61 | 9.86 | 10.11 | 10.36 |
| 8 | 8.96 | 9.36 | 9.71 | 9.96 | 10.21 | 10.46 |
| 9 | 9.02 | 9.42 | 9.77 | 10.02 | 10.27 | 10.52 |
| 10 | 9.08 | 9.48 | 9.82 | 10.08 | 10.33 | 10.58 |
| 11 | 9.10 | 9.50 | 9.85 | 10.10 | 10.35 | 10.60 |
| 12 | 9.16 | 9.56 | 9.91 | 10.16 | 10.41 | 10.66 |
| 13 | 9.24 | 9.64 | 9.99 | 10.24 | 10.49 | 10.74 |
| 14 | 9.40 | 9.80 | 10.15 | 10.40 | 10.65 | 10.90 |
| 15 | 9.56 | 9.96 | 10.31 | 10.56 | 10.81 | 11.06 |
| 16 | 9.74 | 10.14 | 10.49 | 10.74 | 10.99 | 11.24 |
| 17 | 9.88 | 10.28 | 10.63 | 10.88 | 11.13 | 11.38 |
| 18 | 10.06 | 10.46 | 10.81 | 11.06 | 11.31 | 11.56 |
| 19 | 10.20 | 10.60 | 10.95 | 11.20 | 11.45 | 11.70 |

FRINGE BENEFITS:

| | |
|---|---|
| Health and Welfare | $ .75 |
| Pension | 1.00 |
| Vacation | .50 |
| Apprenticeship Tr. | .05 |







DECISION NO. OR75-5105

POWER EQUIPMENT OPERATORS (Cont'd)

ZONE WAGE SCALE

Portland Only

Zone A - All jobs or projects located within 25 miles of the City Hall of Portland

Zone C - More than 25 miles but less than 35 miles from City Hall

Zone D - More than 35 miles but less than 45 miles from City Hall

Zone E - More than 45 miles but less than 75 miles from City Hall

Zone F - More than 75 miles from City Hall

Eugene and Salem Only

Zone A - All jobs or projects located within 20 miles of the respective City Hall

Zone B - More than 20 miles but less than 25 miles from the resepective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall





DECISION NO. OR75-5105

POWER EQUIPMENT OPERATORS (Cont'd)

ZONE WAGE SCALE (Cont'd)

CITIES:

| | | |
|---|---|---|
| Astoria | Hood River | Newport |
| Baker | Klamath Falls | Ontario |
| Bend | La Grande | Port Orford |
| Brookings | Lakeview | Reedsport |
| Burns | Madras | The Dalles |
| Grants Pass | Medford | Tillamook |
| McMinnville | | |

Zone A - All jobs or projects located within 10 miles of the respective City Hall

Zone B - More than 10 miles but less than 25 miles from the respective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall

Albany and Corvallis Only

Zone A - All jobs or projects located within 5 miles of the respective City Hall

Zone B - More than 5 miles but less than 25 miles from the respective City Hall

Zone C - More than 25 miles but less than 35 miles from the respective City Hall

Zone D - More than 35 miles but less than 45 miles from the respective City Hall

Zone E - More than 45 miles but less than 75 miles from the respective City Hall

Zone F - More than 75 miles from the respective City Hall



DECISION NO. OR75-5105

POWER EQUIPMENT OPERATORS

Group 1: Oiler, including plant, crane, crusher, guardrail equipment, and trenching machine; Assistant Conveyor Operator; Crusher feederman; Deckhand; Self-propelled scaffolding operator; Guardrail punch oiler; Pump operator, under 4"; Brakeman; Switchman; Parts man (tool room)

Group 2: Blade Operator, pulled type; Truck Crane Oiler-Driver, 25 ton capacity or over; Crane Fireman, (all equipment except floating); A-Frame truck operator, single drum; Tugger or coffin type hoist operator; Drill helper; Auger oiler; Boatman; Fork Lift or Lumber Stacker operator (on job site); Oiler; combination guardrail machines; Temporary heating plant operator; Grade Oiler, required to check grade; Grade checker; Tar pot fireman; Tar pot fireman (power agitated); H.D. Repairman Helper; Welder's helper; Helicopter radioman (ground); Roller operator, grading of base rock (not asphalt);

Group 3: Asphalt plant fireman; Pugmill operator (any type); Truck mounted asphalt spreader, with screed; Compressor operator (any power), under 1,250 cu. ft. total capacity; Conveyor operator; Mixer box operator (C.T.B., dry batch, etc.); Cement hog; Concrete saw; Concrete curing machine (riding type); Wire mat or brooming machine; Ross carrier operator (on job site); Bucket elevator loader, Barber-Greene and similar types; Hydraulic pipe press; Pump operator (any power), 4" and over; Hydrostatic pump; Motorman; Ballast jack tamper; Bell Boy phones, etc.; Tamping machine, mechanical self-propelled; Hydrographic seeder machine, straw, pulp or seed; Broom operator, self propelled (on job site); Air Filtration equipment; Welding machine operator

Group 4: Screed operator; Compactor, including vibratory; Compressor (any power) over 1,250 cu. ft. total capacity; Combination mixer and compressor, gunnite work; Concrete mixer operator, single drum, under five bag capacity; Helicopter hoist operator; Floating Equipment fireman; Lull Hi-Lift operator or similar type; Fork Lift, over 5 ton; Service oiler (greaser); Hydra hammer or similar types; Pavement breaker; Pump operator, more than 5 (any size); Locomotive, under 40 tons; Roller Operator, Oiling, C.T.B.

Group 5: Extrusion machine; Wagner Pactor or similar type (without blade); Concrete batch plant quality control operator; Power Jumbo, setting slip forms, etc., in tunnels; Slip form pumps, power driven hydraulic lifting device for concrete forms; Hoist, single drum; Elevator operator; Pulva-mixer or similar types; Chip spreading machine operator; Lime spreading (on job site); Sweeper (Wayne type) self propelled (on job site); Tractor, rubber-tired 50 H.P. Flywheel and under; Trenching machine, maximum digging capacity 3 ft. depth;

DECISION NO. OR75-5105

POWER EQUIPMENT OPERATORS (Cont'd)

Group 6: Asphalt Burner and Reconditioner; Pavement Grinder and/or Grooving Machine (riding type); Cast-in-place Pipe Laying Machine; Maginnis Internal Full Slab Vibrator; Concrete Finishing Machine, Clary, Johnson, Bidwell, Burgess Bridge Deck or similar type; Curb Machine, Mechanical Berm, Curb and/or Curb and Gutter; Concrete Joint Machine; Concrete Planer; Concrete Paving Machine; Concrete Spreader; Loaders, rubber-tired type, 2-1/2 cu. yds. and under; Rock Spreaders, self-propelled

Group 7: Roller (any asphalt mix); Beltcrete; Pumpcrete Operator (any type); Cement Pump, Fuller-Kenyon and similar; Concrete Pump; Grouting Machine; Concrete Mixer, single drum, five bag capacity and over; Tower Mobile Operator; A-Frame Truck, double drum; Boom Truck; Churn Drill and Earth Boring Machine; Hydraulic Backhoe, wheel type 3/8 cu. yds. and under with or without front end attachments 2-1/2 cu. yds and under (Ford, John Deere, Case type); Elevating Grader, Tractor towed requiring operator or grader; Pot Rammer; Ballast Regulator; Ballast Tamper, Multiple-purpose; Track Liner; Tie Spacer; Shuttle Car; Locomotive, 40 tons and over

Group 8: Diesel-Electric Engineer, Plant, Crusher, Generator, Floating; Batch Plant and/or wet mix, one and two drum; Generator Operator; Rail Loaders, Kolman and Ko Cal types; Asphalt Paver Operator

Group 9: Bulldozer; Drill Cat Operator; Side-boom Cat; Compactor, with blade; Concrete Cooling Machine; Chicago Boom and similar types; Lift Slab Machine; Boom type Lifting Device, 5 ton capacity or less; Cherry Picker or similar type Crane-hoist, 5 ton capacity or less; Grizzley Crusher; Crusher Plant; Drill Doctor; Boring Machine; Guardrail Punch and Auger (all types); Surface Heater and Planer; Hydraulic Backhoe, track type 3/8 cu. yd.; Loader, front end and overhead, 2-1/2 cu. yds. and under 4 cu. yds.; Hammer Operator; Pipe Cleaning, Doping, Bending and Wrapping Machines; Bolt-threading Machine; Drill Doctor (bit grinder); H. D. Mechanic and Welder; Machine Tool Operator; Stationary Drag Scraper; Tractor, rubber-tired over 50 H.P. flywheel; Tractor with boom attachment; Trench Machine, Maximum digging capacity over 3 ft. depth; Asphalt Plant Operator

Group 10: Bulldozer, twin engine (TC12 and similar); Cable plow (any type); Compactor, multi-engine; Jack Operator, Elevating Barges; Barge Operator, self-unloading; Combination H. D. Mechanic-Welder, when dispatched and/or when required to do both; Rubber-tired dozers and Pushers (Michigan, Cat, Hough type); Driller-Percussion, Diamond, Core, Cable, Rotery and similar type







DECISION NO. OR75-5105

POWER EQUIPMENT OPERATORS (Cont'd)

Group 11: Mixer Mobile; Concrete Breaker; Crane Operator, 25 tons and under; Combination Guardrail Machines, i.e., Punch, Auger, etc.; Shovel, Dragline, Clamshell, Hoe, etc., under 1 cu. yd.; Grade-alls, under 1 cu. yd.; Mucking Machine (tunnel)

Group 12: Blade Operator; Batch Plant and/or wet mix, 3 units or more; Reinforced Tank Banding Machine (K-17 or similar); Hoist, two or more drums; Elevating Loader, Athey and similar; Piledriver (not crane type); Rubber-tired Scraper, single and twin engine, Single Scraper, with push-pull attachments, self-loading, Paddle Wheel, Auger type; Blade mounted Spreaders, Ulrich and similar types; Shield Operator

Group 13: Blade Operator, finish; Blade, externally controlled by electronic, mechanical hydraulic means; Blade, multi-engines; Concrete Paving Road Mixer; Derrick, under 100 tons; Hoist, Stiff Leg, Guy Derrick or similar, 50 tons and over; Cableway Operator 25 ton and over; Crane, over 25 ton and including 40 tons; Piledriver Operator; Floating Clamshell, etc. under 3 cu. yds.; Floating Crane (derrick barge), less than 30 ton; Elevating Grader, operated by tractor operator, Sierra, Euclid, or similar; Back Filling Machine; Shovel, etc., 1 cu. yd. and less than 3 cu. yds.; Grade-all, 1 cu. yd. and over; Bridge Crane Operator, Locomotive Crane, Gantry and Overhead

Group 14: Tower Crane Operator; Rubber-tired Scraper, with Tandem Scrapers, self-loading, Paddle Wheel, Auger type, Finish and/or 2 or more units

Group 15: Rock Hound Operator; Loader, 4 cu. yds., but less than 6 cu. yds.

Group 16: Auto-grader or "Trimmer"; Tandem Bulldozer, Quad-nine and similar; Automatic Concrete Slip Form Paver; Concrete Canal Line; Cableway, 25 ton and over; Crane, over 40 ton and including 100 ton; Whirley, 80 ton and under; Floating Clamshell, etc., 3 cu. yds. and over; Floating Crane (derrick barge) 30 ton but less than 80 ton; Loader, 6 cu. yds., but less than 12 cu. yds.; Rubber-tired Scraper, with Tandem Scrapers, Multi-engine; Shovel etc., 3 cu. yds. but less than 5 cu. yds.; Wheel Excavator, under 750 cu. yds. per hour

Group 17: Crane over 100 ton and including 200 ton; Whirley over 80 ton and including 150 ton; Floating Crane (derrick barge) 80 ton but less than 150 ton; Loader, 12 cu. yds. and over; Shovel, etc., 5 cu. yds. and over; Canal Trimmer

Group 18: Crane, over 200 ton; Whirley, 150 ton and over; Floating Crane 150 ton but less than 250 ton; Wheel Excavator, over 750 cu. yds. per hour; Band Wagons, in conjunction with Wheel Excavator

Group 19: Helicopter, when used in erecting work; Floating Crane 250 ton and over; Remote Controlled Earth Moving Equipment; Underwater Equipment, remote or otherwise



DECISION NO. OR75-5105



TRUCK DRIVERS

Group 1: Battery rebuilders; Bus or manhaul driver; Concrete buggies (power operated); Dump trucks, side, end and bottom dumps, incl. semi trucks and trains or combinations thereof: 6 cu. yds. and under; Lift jitneys, fork lifts (all sizes used in loading, unloading and transporting material on job site); Loader and/or leverman on concrete dry batch plant (manually operated); Pilot car; Solo flat bed and misc. body trucks, 0-10 tons; Truck helper; Truck mechanic helper; Warehouseman (warehouse parts, tool men and parts chaser, checkers and receivers); Water wagons (rated capacity), up to 1600 gallons

Group 2: "A" Frame or hydra-lift truck w/load bearing surfaces; Lubrication man, fuel truck driver, tireman, wash rack, steam cleaner or combinations; Team drivers

Group 3: Dump trucks, side, end and bottom dumps, including semi-trucks and trains or combinations thereof: over 6 cu. yds. and including 10 cu. yds.; Slurry truck driver or leverman; Transit mix and wet or dry mix trucks: 5 cu. yds. and under; Tireman (full-time basis); Water wagons (rated capacity), 1600 to 3000 gallons

Group 4: Flaherty spreader driver or leverman; Low bed equipment, flat bed semi-trailer, truck and trailer or doubles transporting equipment or wet or dry materials; Lumber carrier driver-Straddle carrier (used in loading, unloading and transporting of materials on job site); Oil distributor driver or leverman; Water wagons (rated capacity), 3000 to 5000 gallons

Group 5: Dumpsters or similar equipment, all sizes; Transit mix and wet or dry trucks, over 5 cu. yds. and including 7 cu. yds.

Group 6: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof, over 10 cu. yds. and including 20 cu. yds.; Transit mix and wet or dry mix trucks, over 7 cu. yds. and including 9 cu. yds.; Truck mechanic-welder-body repairman; Water wagons (rated capacity) 5000 to 7000 gallons

Group 7: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 20 cu. yds. and including 30 cu. yds.; Transit mix and wet or dry mix trucks, over 9 cu. yds. and including 11 cu. yds.; Water wagons (rated capacity), over 7000 gallons to 10,000 gallons

Group 8: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 30 cu. yds. and including 40 cu. yds.; Transit mix and wet or dry mix trucks, over 11 cu. yds. and including 13 cu. yds.; Water wagons (rated capacity), over 10,000 gallons to 15,000 gallons

DECISION NO. OR75-5105



TRUCK DRIVERS (Cont'd)

Group 9: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combination thereof: over 40 cu. yds. and including 50 cu. yds.; Transit mix and wet or dry mix trucks, over 13 cu. yds. and including 15 cu. yds.

Group 10: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 50 cu. yds. and including 60 cu. yds.

Group 11: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 60 cu. yds. and including 70 cu. yds.

Group 12: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 70 cu. yds. and including 80 cu. yds.

Group 13: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 80 cu. yds. and including 90 cu. yds.

Group 14: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 90 cu. yds. and including 100 cu. yds.

Drivers and Helpers (handling sacked cement add $.15 per hour)

Winch truck - takes classification of truck on which winch is mounted.

SUPERSEDEAS DECISION

STATE: Wyoming

COUNTIES: Converse, Goshen, Laramie, Natrona, Niobrara and Platte

DECISION NUMBER: WY75-5106
DATE: Date of Publication
Supersedes Decision No. WY75-5073 dated June 20, 1975, in 40 FR 26247
DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

| BUILDING CONSTRUCTION | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| ASBESTOS WORKERS | $9.01 | .38 | .72 | | |
| BOILERMAKERS | 8.90 | .70 | 1.00 | | .02 |
| BRICKLAYERS; Stonemasons: | | | | | |
| Goshen, Laramie and Platte Cos. | 8.60 | | | | |
| Converse, Natrona & Niobrara Cos. | 8.50 | | | | |
| CARPENTERS: | | | | | |
| Carpenters | 8.25 | .35 | .30 | .20 | .10 |
| Piledrivermen | 8.50 | .35 | .30 | .20 | .10 |
| CEMENT MASONS: | | | | | |
| Cement Masons | 7.35 | | | | |
| Working with composition material; Scaffold, swing stage or temporary platform over 8' high; Operator of power machines | 7.60 | | | | |
| Working on scaffold, swing stage or temporary platform over 20' high | 7.85 | | | | |
| ELECTRICIANS: | | | | | |
| Goshen, Laramie, Niobrara and Platte Counties | | | | | |
| Electricians | 9.40 | .42 | 1% | | 4/10% |
| Cable Splicers | 9.65 | .42 | 1% | | 4/10% |
| Converse and Natrona Counties | | | | | |
| Electricians | 8.39 | .42 | 1% | | 4/10% |
| ELEVATOR CONSTRUCTORS | 9.01 | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS | 70%JR | .445 | .29 | 3%+a | .02 |
| ELEVATOR CONSTRUCTORS' HELPERS (PROB.) | 50%JR | | | | |
| IRONWORKERS: | | | | | |
| Structural; Ornamental; Reinforcing | 8.40 | .50 | .75 | | .15 |
| MARBLE, TILE & TERRAZZO WORKERS: | | | | | |
| Converse, Natrona & Niobrara Cos. | 8.50 | | | | |
| MILLWRIGHTS | 9.13 | .53 | .60 | 6% | .05 |
| PAINTERS: | | | | | |
| Converse, Natrona & Niobrara Cos. | | | | | |
| Painters, Brush & Roll; Hardwood Finishers; Sandblast Pot Tenders | 7.95 | .50 | | | .05 |
| Painters; Spray; Swing stage & Chair; Sandblast (exterior); Hazardous Work | 8.70 | .50 | | | .05 |
| Paperhanging; Drywall Finishers-Hand | 8.20 | .50 | | | .05 |
| Sandblast (interior); Steeplejack | 9.39 | .50 | | | .05 |
| Goshen, Laramie and Platte Cos. | | | | | |
| Painters, Brush | 5.00 | | | | |



DECISION NO. WY75-5106

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| PLUMBERS; Steamfitters: | | | | | |
| Goshen, Laramie and Platte Cos. | | | | | |
| Zone 1 (10 miles radius from Cheyenne P. O.) | $7.59 | 1.00 | .50 | .35 | .18 |
| Zone 2 (10 miles radius beyond Zone 1) | 8.34 | 1.00 | .50 | .35 | .18 |
| Zone 3 (15 miles radius beyond Zone 2) | 9.11 | 1.00 | .50 | .35 | .18 |
| Zone 4 (Jurisdiction beyond Zone 3) | 10.18 | 1.00 | .50 | .35 | .18 |
| Zone 5 (Footnote "b") | | | | | |
| General Contracts $700,000.00 or less | 7.59 | 1.00 | .50 | .35 | .18 |
| General Contracts over $700,000.00 | 8.09 | 1.00 | .50 | .35 | .18 |
| PLUMBERS; Steamfitters: | | | | | |
| Converse, Natrona & Niobrara Cos. | | | | | |
| Zone 1 (10 miles radius from P. O. in Casper) | 8.06 | .40 | .50 | .80 | .09 |
| Zone 2 (10 miles radius beyond Zone 1) | 8.46 | .40 | .50 | .80 | .09 |
| Zone 3 (20 miles radius beyond Zone 2) | 8.86 | .40 | .50 | .80 | .09 |
| Zone 4 (40 miles beyond Zone 3) | 9.66 | .40 | .50 | .80 | .09 |
| Zone 5 (Jurisdiction beyond Zone 4) | 10.16 | .40 | .50 | .80 | .09 |
| ROOFERS | 7.71 | | | | |
| SHEET METAL WORKERS: | | | | | |
| Converse, Natrona & Niobrara Cos. | 8.51 | .37 | .70 | | .05 |
| Goshen, Laramie and Platte Cos. | 9.41 | .37 | .10 | | .02 |
| SPRINKLER FITTERS | 9.55 | .50 | .80 | | .08 |
| WELDER; RIGGER: Receive rate prescribed for craft performing operation to which welding or rigging is incidental. | | | | | |

FOOTNOTES:
a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays: A through F.
b. Use only in the Cities of Laramie, Torrington, Wheatland, Evanston, Green River and Rock Springs within a 5-mile radius from the Post Office of each of the above Cities.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.







DECISION NO. WY75-5106

| | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App. Tr. |
|---|---|---|---|---|---|
| LABORERS (BUILDING CONSTRUCTION) | | | | | |
| Group 1: | $ 5.95 | .33 | .10 | | |
| Group 2: | 6.17 | .33 | .10 | | |
| Group 3: | 6.23 | .33 | .10 | | |
| Group 4: | 6.45 | .33 | .10 | | |
| Group 5: | 6.45 | .33 | .10 | | |
| Group 6: | 6.70 | .33 | .10 | | |
| Group 7: | 6.54 | .33 | .10 | | |
| Group 8: | 6.43 | .33 | .10 | | |
| Group 9: | 6.27 | .33 | | | |
| LABORERS (HEAVY CONSTRUCTION) | | | | | |
| Group 1: | 4.09 | | | | |
| Group 2: | 4.19 | | | | |
| Group 3: | 4.34 | | | | |
| Group 4: | 4.59 | | | | |
| Group 5: | 4.57 | | | | |
| Group 5A: | 4.41 | | | | |
| Group 5B: | 4.84 | | | | |
| Group 5C: | 4.68 | | | | |
| HEAVY CONSTRUCTION | | | | | |
| Carpenters | 6.08 | | | | |
| Cement Masons | 6.04 | | | | |
| Ironworkers, structural | 5.25 | | | | |
| Ironworkers, reinforcing | 4.18 | | | | |
| Painters, brush and spray | 5.18 | | | | |



LABORERS (Building Construction)

Group 1: Axeman and hand faller; Concrete worker(wet or dry)(curing and drying); Car and truck loader; Dumpman; Erector and installer (includes the installation and erection of all fences, right-of-way, median fence, snow fence, etc., guard rails, section rails, reference posts, guide posts, signs and right-of-way markers); Form stripper; Form setter helper (paving); General Laborer; Gunite helper; Landscaper helper; Material handler (lumber, rods, cement, concrete); Nozzleman (air and water); Pipe setter helpers, non-metallic; Pipe setters helpers, corrugated; All work pertaining to pre-watering, pre-irrigation and pre-wetting; Rodman; Riprap man; Sandblaster pot tender; Signalman, grade, concrete, etc.; Sisserman or hopper man; Stake jumper for equipment; Tar and asphalt pot tender; Wrecking and demolition crews; Unloading and packing of steel rods and mesh (reinforcing); Painter tender and pilot car operator

Group 2: Asphalt raker and tamper; Bin wall installer; Bituminous curb builder; Carpenter tender; Cement mason tender; Chuck tender; Form setter (paving); Hand operator vibrator roller; Landscaper; Mechanical form cleaner; Mortar man on stone riprap; Operator of pneumatic, electric, gas tamper and similar mechanical tools; Powderman helper; Pipe setter, corrugated; culvert pipe, multi-plate, sectional plate and similar type; Pipe wrapper; Power-type concrete buggy (push); Power saw operator (clearing); Vibrator (concrete); Creosote material handler (corrosive enamel or its equal); Burner (cutting torch)

Group 3: Concrete saw; Gunite nozzleman; High scaler (using air tools from boa'n chair, swing stage life belt, or block and tackle, shall receive $.20 per hour more than the classified rate); Jackhammer and pavement breaker; Sandblaster nozzleman; Sewer pipe installer, non-metallic; Caulker; Collarman; Jointer; Mortarman; Rigger; Jacker; Power-type concrete buggy (ride); Shoring and lagging of open ditch

Group 4: Powderman and blaster; Wagon drill, air track, diamond and other drills for blasting powder or grouting

Group 5: Hod carriers; Mason tender; Plasterers tenders; Terrazzo tenders; Tile setter tenders, and Scaffold builders

Group 6: Tunnel and underground work: Miners (drills) Machine man; Timberman; Steelman; Drill doctor; Form setter and movers; Spadera; Tuggers; Spilling and/or caisson workers; Jackhammer men; Finishers; Re-bar man; Powderman

Group 7: Nipper; Chuck tender; Top man or toplander

Group 8: Brakeman and vibrator man

Group 9: Mucker and bull gang laborer

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LABORERS (Heavy Construction)

Group 1: Axeman and hand faller; Bin wall installer helpers; Concrete worker (wet or dry); Concrete workers (curing and drying); Dumpman; Erector and installer(including the installation and erection of fences, snow fence, guard rails, median rails, median posts, signs and right-of-way marker); Form stripper; Form setter helper (paving); General Labor; Gunite helper; Heater tender; Landscaper helper; Material handler (lumber, rods, cement, concrete); Nozzleman, air and water; Pipe setters helpers (non-metallic); Pipe setters helpers (corrugated); Pre-watering, pre-wetting and pre-irrigation (all work); Rip rap man; Sandblaster pot tender; Signal men, grade concrete, etc.; Scissor man or hopper man; Stake jumper for equipment; Tar and asphalt pot tender; Wrecking and demolition crew

Group 2: Asphalt raker and tamper; Bin wall installer; Bituminous curb builder; Cement mason or finisher, helper and tender; Chuck tender; Form setter (paving); Hand operated vibratory roller; Landscaper; Mortar man on stone rip rap, Operator of pneumatic, electric, gas tamper and similar mechanical tools; Pipe setter (corrugated, culvert pipe sectional, multiplate and similar type); Pipe setter, pipelayer (non-metallic); Pipewrapper; Powderman helper; Power type concrete buggy (push or ride); Power saw operator (clearing); Vibrator, concrete

Group 3: Concrete saw; Gunite nozzleman; High scaler (using air tools from bos'n chair, swing stage life belt, or block and tackle shall receive $.20 per hour more than the classified rate); Jackhammer and pavement breaker; Sandblaster nozzleman; Sewer pipe installer (non-metallic), clay, concrete, etc. (Caulker, collarman, jointer, mortarman, rigger, jacker

Group 4: Powderman and blaster; Wagon drill, air-trac, diamond, and other drills for blasting powder or grouting

Group 5: Tunnel and Underground Work: Brakeman; Swamper; Vibrator man

Group 5A: Bull gang; Dumpman; Mucker; Trackman

Group 5B: Miners (drillers) machine men; Timbermen; Steelmen; Drill doctor; Form setter and mover; Spader; Tuggers spilling and/or caisson workers; Powdermen; Jackhammermen; Finishers

Group 5C: Chucktender; Topman; Toplander

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HEAVY CONSTRUCTION

| POWER EQUIPMENT OPERATORS | Basic Hourly Rates | Fringe Benefits Payments | | | |
|---|---|---|---|---|---|
| | | H & W | Pensions | Vacation | App Tr |
| Group 1 | $5.51 | .19 | .30 | | .01 |
| Group 2 | 5.56 | .19 | .30 | | .01 |
| Group 3 | 5.61 | .19 | .30 | | .01 |
| Group 4 | 5.65 | .19 | .30 | | .01 |
| Group 5 | 5.68 | .19 | .30 | | .01 |
| Group 6 | 5.73 | .19 | .30 | | .01 |
| Group 7 | 5.77 | .19 | .30 | | .01 |
| Group 8 | 5.79 | .19 | .30 | | .01 |
| Group 9 | 5.90 | .19 | .30 | | .01 |
| Group 10 | 5.96 | .19 | .30 | | .01 |
| Group 11 | 5.98 | .19 | .30 | | .01 |
| Group 12 | 6.16 | .19 | .30 | | .01 |
| Group 13 | 6.20 | .19 | .30 | | .01 |
| Group 14 | 6.27 | .19 | .30 | | .01 |
| Group 15 | 6.33 | .19 | .30 | | .01 |
| Group 16 | 6.50 | .19 | .30 | | .01 |
| Group 17 | 6.84 | .19 | .30 | | .01 |

NOTICES



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POWER EQUIPMENT OPERATORS (HEAVY CONSTRUCTION)

Group 1: Auger Machine Operator (post holes, etc.); Batch Bin Weighman, Scissorman or Hopperman; Beginner Operator; Brakeman and Helpers; Crusher Oiler; Oiler, Utility; Screed Operator; Tractor Operaturs (farm, crawler or wheel type, 60 HSP (drawbar) or less with or without use of power attachments, except for use of back hoe or bucket)

Group 2: Broom Operators, self propelled; Cableway Signalman (Bellboy); Concrete Saw (self-propelled); Fireman; Power Loader, belt and bucket type

Group 3: Air Compressor over 315 cu. ft. capacity; Chip Spreader Operator; Form Grader Operator; Joint Machine Operator; Longitudinal Float Operator; Mixer Operator Concrete (under one yard); Helper (Welder or Heavy Duty); Roller Operators, self-propelled (pneumatic, rubber tired, sheep foot, vibratory or combination type); Tire Repairman

Group 4: Pump Operator (all others)

Group 5: Conveyor Belt Operator; Fork Lift and Lumber Staker; Screening Plant Operator

Group 6: A-Frame Truck; Tractor Operators (Farm, Crawler or wheel type, over 60 HSP (drawbar) without use of power attachments

Group 7: Oiler, Lead Utility

Group 8: Gunnite and Grout Machine Operator; Mulching Machine Operator; Oil Distributor

Group 9: Front End Loader (up to and including 1-1/2 cu. yds.); Pavement Breakers, Hydro-tamper and similar type machines; Pumps, Well Points

Group 10: Hoist Operator (one drum)

Group 11: Haulage Motorman and Industrial type Motormen; Motor Patrol Operator (all others); Pump Operator (in tunnels, shafts, raises); Hydro type Cranes (up to 15 tons)

Group 12: Air Compressor, two or more machines or tunnels, shafts, raises or plant operator; Asphalt Plant Operator; Bituminous Laydown Machine Operator; CMI Machine and similar; Concrete Batch Plant; Concrete Finish Machine Operator; Concrete Multi Blade Span Saw (Hunt process or similar); Concrete Spreader and Paver Operator; Crusher Operator; Drilling Machine, integrated (Core, Rotary, Caisson, Diamond); Elevating Grader; Front End Loader (over 1-1/2 cu. yds.); Jumbo Form Operator; Mixer Operator, base course pug mill type; Mixer Bituminous Operator (travel plant); Mixer Operator Concrete (over one yard); Motor Patrol Operator (finish); Mucking Machine Operator (all types); Pneumatic Guns; Pumpcrete Operator; Roller Operator, (tandem steel wheel, three axle or three wheel); Scraper Equipment (all types); Shovels, Draglines, Cranes, Piledrivers, all truck mounted cranes, (manufacturers' rating) up to 3-1/2 yards, all attachments;

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POWER EQUIPMENT OPERATORS (HEAVY CONSTRUCTION)

Hydro type Cranes, (15 ton and over); Shuttle Car Operator; Subgrade Machine Operator (power); Tractor Operator, all with use of power attachments and including Pushcat, Dozer, Tournadozer, etc. (The use of power attachment shall not include disking, pulling or rollers, and similar unskilled actions), Trenching Machine Operator, Wash Plant Operator

Group 13: Welder, Machine Doctor

Group 14: Hoist Operator (two or more drums of shafts or raises); Repairman, Mechanics, Machine Doctors, Welders and Helpers; Heavy duty mechanic machine doctor

Group 15: Cableway Operators, Mixer Dual Drum, Cranes, (Whirley, Gantry, Stiffleg, overhead traveling)

Group 16: Shovels, Draglines, Cranes, Piledrivers, All Truck Mounted Cranes, (manufacturer's rating) 3-1/2 yards to 7 cu. yds., all attachments; Wheel Excavator Operator

Group 17: Shovels, Draglines, Cranes, Piledrivers, all Truck Mounted Cranes, (manufacturer's rating) 7 cu. yds. and over, all attachments

NOTICES

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HEAVY CONSTRUCTION

| TRUCK DRIVERS | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| GROUP 1<br>DUMP (Water level capacity box) over 40 cu. yds. to and incl. 45 cu. yds. | $ 5.39 | | | | |
| GROUP 2<br>FIELD MECHANICS | 5.34 | | | | |
| GROUP 3<br>DUMP (Water level capacity box) 35 cu. yds. to and incl. 40 cu. yds. | 5.34 | | | | |
| GROUP 4<br>DUMP (Water level capacity box) 30 cu. yds. to and incl. 35 cu. yds. | 5.29 | | | | |
| GROUP 5<br>DUMP (Water level capacity box) 25 cu. yds. to and incl. 30 cu. yds. | 5.24 | | | | |
| GROUP 6<br>DUMP (Water level capacity box), 20 cu. yds. to and incl. 25 cu. yds.; Heavy duty (Euclids, electric or similar type) | 5.14 | | | | |
| GROUP 7<br>LOWBOY and Tandem axle float drivers; Multiple axle type; Semi; Dump (Water level capacity box) 13 cu. yds. to and incl. 20 cu. yds. | 5.14 | | | | |
| GROUP 8<br>HELPERS - FIELD (Welders, Mechanics etc.) | 4.90 | | | | |
| GROUP 9<br>OVER 3600 gal. (semi-truck); Transit mix or wet mix over 10 cu. yds. | 4.84 | | | | |

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HEAVY CONSTRUCTION

| TRUCK DRIVERS (Cont'd) | Basic Hourly Rates | Fringe Benefits Payments H & W | Pensions | Vacation | App Tr |
|---|---|---|---|---|---|
| GROUP 10<br>OVER 3600 gals. (straight truck); Transit mix or wet mix, over 5 cu. yds. to 10 cu. yds.; Tandem axle | $ 4.74 | | | | |
| GROUP 11<br>OVER 2500 gals. to and incl. 3600 gals., Dump (Water level capacity box) over 10 cu. yds. to and incl. 13 cu. yds.; Flat rack, over 5 tons; Winch trailer (cable and hoist); Utility winch, "A" Frame; Transit mix or wet mix, less than 5 cu. yds.; Single axle | 4.64 | | | | |
| GROUP 12<br>DUMP (Water level capacity box) over 7 cu. yds. to and incl. 10 cu. yds.; 2500 gals. or less (semi-truck); Flat rack, 2 tons to 5 tons; Power broom; Material checkers | 4.54 | | | | |
| GROUP 13<br>DUMP (Water level capacity box) 7 cu. yds. or less; Gravel spreader; Flat rack, less than 2 tons; Gang; Single axle type truck, Warehousemen; Partsmen and helpers; 2500 gals. or less (straight truck); Fuel service, Greasemen, Tiremen, Servicemen and helpers | 4.39 | | | | |
| GROUP 14<br>PILOT CAR DRIVERS; Pick-up | 4.34 | | | | |



[FR Doc.75-21135 Filed 8-14-75;8:45 am]

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NOTE: No acts approved by the President were received by the Office of the Federal Register for inclusion in today's LIST OF PUBLIC LAWS.

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The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 5—Administrative Personnel

### CHAPTER I—CIVIL SERVICE COMMISSION

### PART 213—EXCEPTED SERVICE

#### Department of Defense

Section 213.3306 is amended to show that one position of Private Secretary to the Principal Deputy Assistant Secretary of Defense (Comptroller) is excepted under Schedule C.

Effective August 18, 1975, § 213.3306 (a) (36) is added as set out below:

**§ 213.3306 Department of Defense.**

* * * * *

(a) *Office of the Secretary.*

(36) One Private Secretary to the Principal Deputy Assistant Secretary of Defense (Comptroller).

(5 U.S.C. secs. 3301, 3302; EO 10577, 3 CFR 1954–58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21620 Filed 8–15–75;8:45 am]

### PART 213—EXCEPTED SERVICE

#### Export-Import Bank of the United States

Section 213.3342 is amended to show that one position of Congressional Liaison Officer is excepted under Schedule C.

Effective August 18, 1975, § 213.3342(p) is added as set out below:

**§ 213.3342 Export-Import Bank of the United States.**

* * * * *

(p) One Congressional Liaison Officer.

(5 U.S.C. 3301, 3302; EO 10577, 3 CFR 1954–1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21621 Filed 8–15–75;8:45 am]

### PART 213—EXCEPTED SERVICE

#### Export-Import Bank of the United States

Section 213.3342 is amended to show that one position of Secretary to each of two Executive Vice Presidents and one position of Secretary to the Special Assistant to the President and Chairman are excepted under Schedule C.

Effective August 18, 1975, § 213.3342 (q) and (r) are added as set out below:

**§ 213.3342 Export-Import Bank of the United States.**

* * * * *

(q) One Secretary to each of two Executive Vice Presidents.

(r) One Secretary to the Special Assistant to the President and Chairman.

(5 U.S.C. 3301, 3302; EO 15577, 3 CFR 1954–1958, Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21622 Filed 8–15–75;8:45 am]

## Title 7—Agriculture

### CHAPTER VII—AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (AGRICULTURAL ADJUSTMENT), DEPARTMENT OF AGRICULTURE

### PART 798—AVAILABILITY OF INFORMATION TO THE PUBLIC

As a result of the 1974 Amendments to the Freedom of Information Act (5 U.S.C. 552) and the regulations promulgated by the Secretary of Agriculture to implement the Act as amended (7 CFR 1.1–1.16), it is necessary to revise 7 CFR Part 798, the regulations of Agricultural Stabilization and Conservation Service (ASCS) dealing with the availability of information.

This part supplements the Secretary's regulations by setting forth the specific titles and addresses of the officials within ASCS to whom members of the public should submit requests for records pursuant to 5 U.S.C. 552, and details concerning the availability of certain materials for public inspection and copying.

Since a delay in implementing these regulations would be contrary to the public interest, good cause is found that notice and public procedure under 5 U.S.C. 553 are unnecessary, and good cause is found for making these regulations effective less than 30 days after publication in the FEDERAL REGISTER.

Accordingly, the regulations on the availability of information, 7 CFR Part 798, are revised to read as follows:

Sec.
798.1 General statement.
798.2 Public inspection and copying.
798.3 Index.
798.4 Requests for records.
798.5 Appeals.
798.6 Fees.

AUTHORITY: 5 U.S.C. 301, 552; 7 CFR 1.1–1.16.

**§ 798.1 General statement.**

This part is issued in accordance with the regulations of the Secretary of Agriculture at 7 CFR 1.1–1.16, and Appendix A, implementing the Freedom of Information Act (5 U.S.C. 552). The Secretary's regulations as implemented by the regulations in this part, govern the availability of records of the ASCS and Commodity Credit Corporation (CCC) to the public.

**§ 798.2 Public inspection and copying.**

5 U.S.C. 552(a) (2) requires that certain materials be made available for public inspection and copying. Members of the public may request access to such materials maintained by ASCS and/or CCC at the Office of the Director, Data Systems Division, Room 4405, Auditor's Building, 14th and Independence Ave. SW., Washington, D.C. 20250, between the hours of 8:15 and 4:45 p.m., Monday through Friday.

**§ 798.3 Index.**

5 U.S.C. 552(a) (2) requires that each agency publish or otherwise make available a current index of all materials required to be made available for public inspection and copying. ASCS maintains an index of ASCS National Handbooks, CCC Board Dockets, decisions of the Board of Contract Appeals of the Department of Agriculture affecting ASCS or CCC, and Marketing Quota Review Committee determinations. Publication of these indexes as a separate document is unnecessary and impractical since they are maintained as exhibits to Handbook 12–DS, Information Available to the Public, which is available at all the offices shown in §§ 798.2 and 798.4.

**§ 798.4 Request for records.**

Request for records under 5 U.S.C. 552(a) (3) shall be made in accordance with 7 CFR 1.3(a). Reasonable requests for material not in existence may also be honored where their compilation will not unduly interfere with ASCS operations and programs. Each ASCS office in the field and each ASCS office and division in Washington (see statement of Organization and Functions of ASCS, 40 FR 18815, and of CCC, 35 FR 14951, and any amendments thereto) is designated as an "information center" and shall make space available to inspect and copy records in their custody not exempted from disclosure. Copies of such records shall also be made available upon request. The head of each office or division is authorized to receive requests for records and to make determinations regarding requests for records in his custody in accordance with 7 CFR 1.4(c). Requests to Washington divisions and offices shall be addressed to USDA, ASCS, 14th and Independence Ave. SW., Washington, D.C. 20250. The heads of ASCS



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field offices shall be addressed as listed in the local telephone directory under "U.S. Government, Department of Agriculture, ASCS". Names and addresses of heads of field offices may also be obtained from the office indicated in § 798.2.

**§ 798.5 Appeals.**

Any person whose request under § 798.4 of this part is denied shall have the right to appeal such denial. This appeal shall be submitted in accordance with 7 CFR 1.3(e) and addressed to the Administrator, ASCS (Executive Vice-President, CCC) USDA, ASCS, 14th and Independence Ave., SW., Washington, D.C. 20250.

**§ 798.6 Fees.**

This schedule supplements the fee schedule in 7 CFR, Part 1, Appendix A and sets forth the fees to be charged by ASCS for providing copies of records, materials, and services not covered in Appendix A:

(a) Records, materials and services furnished without cost.

(1) The list and map locating participating farms in the Public Access Program.

(2) One copy each of related directives, or blank forms required by ASCS for program participation, if requester is a program participant.

(3) List of names and addresses of county and/or community committeemen, and names of county employees in the county.

(4) One copy of a summary or portions of an investigation report furnished to an appellant for a program appeal.

(b) Records, materials and services for which fees are charged

(1) *National Handbooks.* Three dollars for the first copy. One dollar for each additional copy. (The term "copy" includes all national amendments to date. They will be furnished separately for the requester to assemble).

(2) *Field supplementation to National Handbooks.* Five cents per page, not to exceed $3, for each supplementation.

(3) *Computerized records.* The requester shall furnish the necessary reels when computerized records are furnished on magnetic tape.

Effective date: August 18, 1975.

Signed at Washington, D.C., on August 1, 1975.

E. J. PERSON,
*Acting Administrator, Agricultural Stabilization and Conservation Service.*

[FR Doc.75-21699 Filed 8-15-75;8:45 am]

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## CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Valencia Orange Reg. 510, Amdt. 1]

## PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

### Limitation of Handling

This regulation increases the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period August 8-14, 1975. The quantity that may be shipped is increased due to improved market conditions for California-Arizona Valencia oranges. The regulation and this amendment are issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674) and upon the basis of the recommendation and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for an increase in the quantity of oranges available for handling during the current week results from changes that have taken place in the marketing situation since the issuance of Valencia Orange Regulation 510 (40 FR 33195). The marketing picture now indicates that there is a greater demand for Valencia oranges than existed when the regulation was made effective. Therefore, in order to provide an opportunity for handlers to handle a sufficient volume of Valencia oranges to fill the current demand thereby making a greater quantity of Valencia oranges available to meet such increased demand, the regulation should be amended, as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of Valencia oranges grown in Arizona and designated part of California.

(b) *Order, as amended.* The provisions in paragraph (b)(1)(i), and (ii) of § 908.810 (Valencia Orange Regulation 510 (40 FR 33195) are hereby amended to read as follows:

"(i) District 1: 176,000 cartons.

"(ii) District 2: 374,000 cartons."

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 13, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.*

[FR Doc.75-21655 Filed 8-15-75;8:45 am]

## CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

[Amdt. 1]

## PART 1446—PEANUTS

### 1975 Crop Peanut Warehouse Storage Loans

The regulations issued by Commodity Credit Corporation and published on July 9, 1975 (40 FR 28787) which set forth specific requirements with respect to warehouse storage loans for 1974 crop of peanuts are hereby amended to increase the support values for farmers stock peanuts. These increases reflect the increase in the parity price of peanuts and the supply percentage as of the beginning of the marketing year, August 1, 1975, as prescribed by law. It is impracticable to follow the notice of proposed rule making procedure with respect to this amendment, because 1975 crop peanuts are being harvested and it is essential that the rates provided in this subpart be put into effect with respect to such peanuts on the earliest possible date.

1. Sections 1446.10 and 1446.11 are amended to read as follows:

**§ 1446.10 National average support value.**

The national average support value for 1975 crop peanuts is $394.50 per ton.

**§ 1446.11 Average support values by type.**

The support values by type per average grade ton of 1975 crop peanuts are:

| Type: | Dollars per ton |
|---|---|
| Virginia | 393.80 |
| Runner | 399.20 |
| Southeast Spanish | 384.93 |
| Southwest Spanish | 380.71 |
| Valencia, in the Southwest area suitable for cleaning or roasting | 393.80 |

The price for all Valencia type peanuts in the Southeast and Virginia-Carolina areas and those in the Southwest area which are not suitable for cleaning and roasting will be the same as for Spanish type peanuts in the same area.

2. Paragraph (a)(1) of § 1446.12 is amended to read as follows:

**§ 1446.12 Calculation of support values.**

* * * * *

(a) *Kernel value per net ton excluding loose shelled kernels.*

(1) Price for each percent of sound mature and sound split kernels shall be:

| Type: | Dollars per ton |
|---|---|
| Virginia | 5.587 |
| Runner | 5.548 |
| Southeast Spanish | 5.548 |
| Southwest Spanish | 5.548 |
| Valencia: | |
| Southwest area—suitable for cleaning and roasting | 6.014 |
| Southwest area—not suitable for cleaning and roasting | 5.548 |
| Areas other than Southwest | 5.548 |

* * * * *

(Secs. 4 and 5, 62 Stat. 1070 as amended; 15 U.S.C. 714 b and c. Interpret or apply secs. 101, 401, 63 Stat. 1051, as amended; 7 U.S.C. 1441, 1421.)

Effective Date: August 18, 1975.

Signed at Washington, D.C. on August 13, 1975.

E. J. PERSON,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.75-21601 Filed 8-15-75;8:45 am]





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## Title 12—Banks and Banking

## CHAPTER V—FEDERAL HOME LOAN BANK BOARD

[75-751]

## PART 584—REGULATED ACTIVITIES

### Revocation of Amendment Relating to Transactions With Affiliates

AUGUST 13, 1975.

The Federal Home Loan Bank Board, by Resolution No. 75-627 (dated July 9, 1975, and published in the FEDERAL REGISTER on July 15, 1975 (40 FR 29703-04)), amended § 584.3 of the Regulations for Savings and Loan Holding Companies (12 CFR 584.3) by adding a new paragraph (a)(6) thereto and by redesignating existing paragraph (a)(6) thereof as paragraph (a)(7), in order to prohibit an insured institution from authorizing or permitting the opening or increasing of accounts in such institution in any office where stock, bonds, debentures, notes or similar obligations of a holding company affiliate are sold or offered for sale. Said amendment was to be effective August 15, 1975, and was adopted in order to prevent confusion of insured savings account transactions with transactions relating to investment in obligations of an insured institution's affiliate.

An amendment differing in one minor respect from the above-described amendment was published in the FEDERAL REGISTER as a proposal (Resolution No. 75-303, dated April 2, 1975) for public comment on April 9, 1975 (40 FR 16090). In proposing said amendment, the Board intended to rely, in part, on its authority under section 403(b) of the National Housing Act, as amended (12 U.S.C. 1726(b)). However, section 403(b) was inadvertently not cited as authority for Resolution No. 75-303.

Because of this oversight, and in order to comply fully with the Administrative Procedure Act requirement (5 U.S.C. 553(b)(2)) that notice of a proposed regulation contain a reference to the legal authority under which the regulation is proposed, the Board considers it desirable to revoke new paragraph (a)(6), which was added by Resolution No. 75-627, and to republish said new paragraph (a)(6) as a proposal. Said amendment is reproposed by companion document, Resolution No. 75-752 (August 13, 1975) for public comment until September 5, 1975.

Accordingly, the Board hereby amends § 584.3 by revoking paragraph (a)(6) thereof, as set forth below, effective August 15, 1975.

**§ 584.3 Transactions with affiliates.**

(a) * * *

* * * * * *

(6) [Revoked]

* * * * * *

(Sec. 402, 403, 48 Stat. 1256, 1257, as amended; sec. 408, 48 Stat. 1261, as added by 73 Stat. 691, as amended; 12 U.S.C. 1725, 1726, 1730a. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943-48 Comp. p. 1071).

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN,
*Secretary.*

[FR Doc. 75-21619 Filed 8-15-75;8:45 am]

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## Title 14—Aeronautics and Space

## CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 75-SO-99, Amdt. 39-2343]

## PART 39—AIRWORTHINESS DIRECTIVES

### Lockheed Model 382 Series

Pursuant to the authority delegated to me by the Administrator (31 FR 13697) an airworthiness directive was adopted on August 6, 1975, and amended on August 8, 1975, and made effective immediately to all known operators of Lockheed Model 382 series airplanes. The directive requires an inspection of the outer lower wing surfaces.

Since it was found that immediate corrective action was required, notice and public procedure thereon was impracticable and contrary to the public interest and good cause existed for making the airworthiness directive effective immediately to all known U.S. operators of Lockheed Model 382 series airplanes by individual telegrams dated August 6, 1975, and amended by telegram on August 8, 1975. These conditions still exist and the airworthiness directive is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective to all persons.

Pursuant to the authority of the Federal Aviation Act of 1958, delegated to me by the Administrator, the following airworthiness directive applicable to operators of Lockheed Model 382 series airplanes certificated in all categories is effective immediately upon receipt of this telegram because of cracks in the outer lower wing panels. After issuing telegraphic airworthiness directive, dated August 6, 1975, requiring inspection of the outer lower wing panels on Lockheed Model 382 series airplanes, the Federal Aviation Administration determined that the airworthiness directive did not specify an hourly requirement for the initial inspection. This telegram supersedes the telegram dated August 6, 1975.

LOCKHEED. Applies to all Model 382 series airplanes, serial numbers 3946 and 4101 through 4541. On airplane serial numbers 3946 and 4101 through 4298 with 6300 hours or more total time in service, and on airplane serial numbers 4298 through 4541 with 12,600 hours or more total time in service, within the next 100 hours in service, unless already accomplished, ultrasonically inspect the outer wing lower panels at OWS 35 in accordance with Hercules Airfreighter Inspection procedures SMP515-A Card No. SP-61, revised August 5, 1975. Reinspect at the following intervals:

(A) Airplane serial numbers 3946 and 4101 through 4298, at intervals not to exceed 3400 hours time in service from the last inspection until 20,000 hours, (without ECP 954) or 24,000 hours, (with ECP 954), at which time the interval is not to exceed 1700 hours from the last inspection, and

(B) Airplane serial numbers 4299 through 4541 at intervals not to exceed 6300 hours time in service from the last inspection. If a crack or cracks are found, before further flight, contact the Chief, Engineering and Manufacturing Branch, FAA, Southern Region, P.O. Box 20636, Atlanta, Georgia 30320.

This amendment is effective August 22, 1975, and was effective August 6, 1975, for all recipients of the telegrams dated August 6, 1975, and August 8, 1975, which contained this amendment.

This amendment is made under the authority of Secs. 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Georgia on August 8, 1975.

LONNIE D. PARRISH,
*Acting Director, Southern Region.*

[FR Doc.75-21571 Filed 8-15-75;8:45 am]

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[Docket No. 75-SO-100; Amdt. 39-2342]

## PART 39—AIRWORTHINESS DIRECTIVES

### Lockheed Model 382 Series

There have been cracks of the outer wing lower forward spar caps on Lockheed Model 382 series airplanes that could result in wing failures. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require inspection of the outer wing lower forward spar caps on Lockheed Model 382 series airplanes.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED. Applies to all Model 382 series airplanes certificated in all categories.

Compliance required within the next 50 hours' time in service after the effective date of this airworthiness directive, unless already accomplished, on airplane serial numbers 3946 and 4101 through 4298, with 6300 hours or more total time in service, and serial numbers 4299 through 4541 with 12,600 hours or more total time in service, and at intervals not to exceed 3400 hours time in service from the last inspection until 20,000 hours (with-



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out ECP 954, or 24,000 hours (with ECP 954) at which time the interval is not to exceed 1700 hours from the last inspection.

(A) To detect cracks in the outer wing lower forward spar caps at OWS 54 and 108, eddy current inspect in accordance with Hercules Airfreighter Inspection procedures SMP515-A Card No. SP-62, revised August 11, 1975.

(B) If a crack or cracks are found, contact the Chief, Engineering and Manufacturing Branch, FAA, Southern Region, Atlanta, Georgia 30320, telephone number 404-526-7428.

This amendment becomes effective August 27, 1975.

This amendment is made under the authority of Secs. 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Georgia on August 8, 1975.

LONNIE D. PARRISH,
*Acting Director, Southern Region.*

[FR Doc.75-21572 Filed 8-15-75;8:45 am]

## Title 19—Customs Duties

### CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.O. 75-206]

### PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

#### Tonnage Tax and Light Money

Section 4.20 of the Customs Regulations (19 CFR 4.20), provides that, except as specified in § 4.21 of the Customs Regulations (19 CFR 4.21), tonnage taxes and light money shall be imposed at each entry on all vessels which shall be entered in any port of the United States from any foreign port.

Under a long-standing administrative practice, the United States Customs Service exempts a vessel from the payment of tonnage taxes and light money when, while proceeding between ports in the United States, it touches at a foreign port under circumstances which would exempt it from making entry under section 441(4), Tariff Act of 1930, as amended (19 U.S.C. 1441(4), if it touched at a United States port. Section 441(4) exempts from making entry, vessels arriving in distress or for the purpose of taking on bunker coal, bunker oil, sea stores, or ship's stores which depart within 24 hours after arrival without having landed or taken on board any passengers, or any merchandise other than bunker coal, bunker oil, sea stores, or ship's stores. In order to incorporate the foregoing practice into the Customs Regulations, it has been determined that section 4.21 of the Customs Regulations should be amended.

Accordingly, § 4.21(b) of the Customs Regulations (19 CFR 4.21(b)), is amended by adding a new subparagraph (17) as follows:

Paragraph (b) of section 4.21 is amended by adding the following subparagraph (17):

**4.21 Exemptions from tonnage taxes.**

* * * * *

(b) * * *

(17) It is a vessel arriving at a port in the United States which, while proceeding between ports in the United States, touched at a foreign port under circumstances which would have exempted it from making entry under section 441(4), Tariff Act of 1930, as amended (19 U.S.C. 1441(4)), had it touched at a United States port.

(R.S. 251, as amended, 4219, as amended, 4225, section 624, 46 Stat. 759 (19 U.S.C. 66, 1624, 46 U.S.C. 121, 128))

Because this amendment merely conforms the Customs Regulations with an existing administrative practice and requires no public initiative, notice and public procedure thereon is found to be unnecessary, and good cause exists for dispensing with a delayed effective date under the provisions of 5 U.S.C. 553.

*Effective date.* This amendment shall become effective August 18, 1975.

[SEAL] G. R. DICKERSON,
*Acting Commissioner of Customs.*

Approved: August 7, 1975.

DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

[FR Doc.75-21635 Filed 8-15-75;8:45 am]

## Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Docket No. 75N-0107]

### PART 80—DEFINITIONS AND STANDARDS OF IDENTITY FOR FOOD FOR SPECIAL DIETARY USES

### PART 125—LABEL STATEMENTS CONCERNING DIETARY PROPERTIES OF FOOD PURPORTING TO BE OR REPRESENTED FOR SPECIAL DIETARY USES

#### Further Notice of Stay of Effective Date of Regulations

A petition has been filed by the Council for Responsible Nutrition requesting a stay of the effective date of §§ 80.1 and 125.1 through 125.3 (21 CFR 80.1 and 125.1 through 125.3).

Sections 80.1 and 125.1 through 125.3 were promulgated in an order published in the FEDERAL REGISTER of August 2, 1973 (38 FR 20708, 20730). After promulgation, these regulations were the subject of 15 petitions for review, all consolidated for hearing in the United States Court of Appeals for the Second Circuit *National Nutritional Foods Association* v. *FDA*, 504 F. 2d 761 (C.A. 2, 1974). While stating that it was "broadly sustaining the regulations" (504 F. 2d 786), the Court nevertheless invalidated certain provisions and remanded the regulations to the agency for reconsideration and revision of certain matters. In the meantime, the Court stayed the regulations in their entirety "until six months after our judgment becomes final or June 30, 1975, whichever is later" (504 F. 2d 785).

A petition for a writ of certiorari (No. 74-574) was subsequently filed in the Supreme Court of the United States by the National Nutritional Foods Association, Solgar Company, and the National Association of Pharmaceutical Manufacturers. This petition was denied by the Supreme Court on February 24, 1975 (95 S. Ct. 1326).

The Food and Drug Administration thereafter proceeded to implement the directions of the United States Court of Appeals for the Second Circuit, and a notice of proposed rule making was published in the FEDERAL REGISTER of May 28, 1975 (40 FR 23244), which invited applications for additional formulations of dietary supplements of vitamins and minerals, invited comment on several tentative amendments to the regulations, and gave preliminary notice of the reopening of the administrative hearing, pursuant to the decision of the Court of Appeals.

It now seems clear that final revision of the regulations in compliance with the Court's order will not be completed for several months, since pursuant to an extension of time published in the FEDERAL REGISTER of July 10, 1975 (40 FR 29089), applications for additional formulations may be filed until August 29, 1975, and since the reopened hearing will probably not be held until October because of prior academic commitments by the witness. Because it would serve no useful purpose for the regulations as published August 2, 1973, to become effective when the agency is moving to amend them in several respects, the Commissioner agrees that a further stay is appropriate. The petition by the Council for Responsible Nutrition observes that the Second Circuit's stay will expire on August 24, 1975, i.e., 6 months after denial of certiorari by the Supreme Court.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(n), 401, 403 (a) and (j), 701 (a) and (e), 52 Stat. 1041 as amended, 1046-1048 as amended, 1055 as amended (21 U.S.C. 321(n), 341, 343 (a) and (j), 371 (a) and (e))), and under the authority delegated to the Commissioner (21 CFR 2.120), it is ordered that §§ 80.1 and 125.1 through 125.3, as published in the FEDERAL REGISTER of August 2, 1973, are hereby stayed pending publication in the FEDERAL REGISTER of a final revision of these regulations pursuant to the notice in the FEDERAL REGISTER of May 28, 1975. In the meantime, §§ 125.1 through 125.4, as published in the FEDERAL REGISTER of December 20, 1955 (20 FR 9646), and amended in the FEDERAL REGISTER of June 1, 1957 (22 FR 3841), remain in effect, provided, that any person may voluntarily comply with the new regulations as published in the FEDERAL REGISTER of August 2, 1973, pending promulgation of final revised regulations. The Commissioner advises that the final revised regulations will provide reasonable time for legal challenge and/or compliance.

Dated: August 12, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75-21585 Filed 8-15-75;8:45 am]





## Title 29—Labor

### CHAPTER XXV—OFFICE OF EMPLOYEE BENEFITS SECURITY, DEPARTMENT OF LABOR

### PART 2555—INTERPRETIVE BULLETINS RELATING TO FIDUCIARY RESPONSIBILITY

#### Interpretive Release

In the matter of § 255.75-7—Interpretive Bulletin supplementing ERISA IB 75-1, relating to section 414(c)(4) of the Employee Retirement Income Security Act of 1974.

The Department of Labor today supplemented ERISA IB 75-1 (issued December 31, 1974), which outlined and clarified section 414(c)(4) of the Employee Retirement Income Security Act of 1974 (the Act). That section provides that section 406 and 407(a) of the Act (relating to prohibited transactions) shall not apply to the provision of certain services before June 30, 1977, between a plan and a party in interest if the three requirements contained in section 414(c)(4) of the Act are met.

One of the three requirements is that such services must be provided either (1) under a binding contract in effect on July 1, 1974 (or pursuant to renewals of such contract), or (2) by a party in interest who ordinarily and customarily furnished such services on June 30, 1974.

The Department of Labor stated that a party in interest with respect to a plan which did not, on June 30, 1974, ordinarily and customarily furnish a particular service, will nevertheless be considered to have ordinarily and customarily furnished such service on June 30, 1974 for purposes of section 414(c)(4) of the Act, if either of the following conditions are met:

(a) At least 50 percent of the outstanding beneficial interests of such party in interest are owned directly or through one or more intermediaries by the same person or persons who owned, directly or through one or more intermediaries, at least 50 percent of the outstanding beneficial interests of a person who ordinarily and customarily furnished such service on June 30, 1974; or

(b) Control or the power to exercise a controlling influence over the management and policies of such party in interest is possessed, directly or through one or more intermediaries, by the same person or persons who possessed, directly or through one or more intermediaries, control or the power to exercise a controlling influence over the management and policies of a person who ordinarily and customarily furnished such service on June 30, 1974.

For purposes of this interpretation, a person shall be deemed to be an "intermediary" of another person if at least 50 percent of the outstanding beneficial interests of such person are owned by such other person, directly or indirectly, or if such other person controls or has the power to exercise a controlling influence over the management and policies of such person.

The following examples apply the principles enunciated above in certain common situations. These examples do not purport to cover all the situations to which the above principles may apply. Further, there may be unique circumstances not covered by these principles to which section 414(c)(4) of the Act would, nevertheless, be applicable.

Example (1). A owns 50 percent of the outstanding beneficial interests of ABC Partnership which ordinarily and customarily furnished certain services on June 30, 1974. On July 2, 1974, ABC Partnership was incorporated into ABC Corporation with one class of stock outstanding. A owns 50 percent of the shares of such stock. ABC Corporation furnishes the same services that were furnished by ABC Partnership on June 30, 1974. ABC Corporation will be deemed to have ordinarily and customarily furnished such services on June 30, 1974, for purposes of section 414(c)(4) of the Act.

Example (2). A and B together own 100 percent of the beneficial interests of AB Partnership which ordinarily and customarily furnished certain services on June 30, 1974. On September 1, 1974, AB Partnership was incorporated into AB Corporation with one class of stock outstanding. A and B each own 20 percent of such outstanding class of stock and together have control over the management and policies of AB Corporation. AB Corporation furnishes the same services that were furnished by AB Partnership on June 30, 1974. AB Corporation will be deemed to have ordinarily and customarily furnished such services on June 30, 1974, for purposes of section 414(c)(4) of the Act.

Example (3). On June 30, 1974, M Corporation was ordinarily and customarily furnishing certain services. On that date, X, Y and Z together owned 50 percent of all classes of X, Y and Z together owned 50 percent of all classes of the outstanding shares of M Corporation. On January 28, 1976, all of the shareholders of M Corporation exchanged their shares in M Corporation for shares of a new N Corporation. As a result of that exchange, X, Y and Z together own 50 percent of the common stock of N Corporation, the only class of N Corporation stock outstanding after the exchange. N Corporation furnishes the services formerly furnished by M Corporation. N Corporation will be deemed to have ordinarily and customarily furnished such services on June 30, 1974, for purposes of section 414(c)(4) of the Act.

Example (4). X owns 50 percent of the outstanding shares of I Corporation which ordinarily and customarily furnished certain services on June 30, 1974. On November 3, 1975, I Corporation organizes a wholly owned subsidiary, S Corporation, which furnishes the same services ordinarily and customarily furnished by I Corporation on June 30, 1974. S Corporation will be deemed to have ordinarily and customarily furnished such services on June 30, 1974, for purposes of section 414(c)(4) of the Act.

Example (5). X Corporation, wholly-owned and controlled by A, ordinarily and customarily furnished certain services on June 30, 1974. Y Corporation did not perform such services on that date. On January 2, 1976, X Corporation is merged into Y Corporation and, although A received less than 50 percent of the total outstanding shares of Y Corporation, after such merger A has control over the management and policies of Y Corporation. Y Corporation furnishes the same services that were formerly furnished by X Corporation. Y Corporation will be deemed to have ordinarily and customarily furnished such services on June 30, 1974, for purposes of section 414(c)(4) of the Act.

Signed at Washington, D.C. on August 11, 1975.

JAMES D. HUTCHINSON,
*Administrator of Pension and Welfare Benefit Programs.*

[FR Doc.75-21586 Filed 8-13-75;11:43 am]

## Title 38—Pensions, Bonuses, and Veterans' Relief

### CHAPTER I—VETERANS ADMINISTRATION

### PART 36—LOAN GUARANTY

#### Liberalization of the Loan Guaranty Program—Sex Discrimination

The Veterans Administration is amending the appropriate sections of Part 36, Title 38 of the Code of Federal Regulations to implement the Veterans Housing Act of 1974, Pub. L. 93-569, (88 Stat. 1863), which makes substantial changes in the Veterans Administration Loan Guaranty Program. The amendments published herein will implement those sections of the law that affect conventionally built guaranteed and insured home loan programs, including condominiums and certain provisions of the law relating to mobile homes that were effective 90 days after enactment.

The Administrator is now authorized to exclude the prior use of Loan Guaranty entitlement when: (1) The property which was security for the loan has been disposed of by the veteran or has been destroyed by fire or other natural hazard, and (2) the Administrator has been released from liability, or if a loss has been suffered such loss has been paid in full; or (3) an immediate veteran-transferee has agreed to assume the outstanding balance on the guaranteed loan and consented to the use of his or her entitlement in place of the veteran-seller's. The Administrator has the authority to waive either or both of the requirements set forth in clauses (1) and (2).

The amendment to § 36.4203(a) will implement the substitution of entitlement provision as to the mobile home program. The amendment to § 36.4302 (h) implements both restoration without compelling reason upon disposal of the security and substitution of entitlement in the regular guaranteed and insured loan program.

Certain classes of lenders, primarily those supervised by a State or Federal agency, are authorized to close loans without receiving the prior approval of the Administrator and loans so closed are automatically guaranteed. Section 2(b) of Public Law 93-569 amended 38 U.S.C. 1802(d) by adding as an additional class of lenders authorized to close on an automatic basis "* * * any lender approved by the Administrator* * *".



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Lenders so approved will not be within the class of those "supervised". Therefore, § 36.4335(a) is amended by deleting the word "supervised" and substituting therefor "of a class described under 38 U.S.C. 1802(d)" thus it will apply equally to supervised lenders and those not supervised but approved by the Administrator.

Section 2(c) of Public Law 93–569 provides that the veteran may pay a reasonable discount required by the lender when the proceeds of the loan are to be used to: (1) Refinance an existing indebtedness pursuant to 38 U.S.C. 1810 (a)(5); (2) to repair, alter or improve a farm residence or other dwelling pursuant to 38 U.S.C. 1810(a)(4); (3) to construct a dwelling or farm residence on land already owned by the veteran or; (4) purchase a dwelling from a person legally precluded from paying a discount. A new paragraph (d)(6) has been added to § 36.4312 to implement this provision.

Section 2(e) of Public Law 93–569 amends 38 U.S.C. 1804 to provide that any program participant suspended by the Secretary of Housing and Urban Development from the benefit of participation in Housing and Urban Development programs under the National Housing Act, irrespective of type of suspension, may be suspended by the Administrator from the benefit of participation in the Veterans Administration Loan Guaranty Program. Section 36.4361 has been amended to implement this change.

The Veterans Housing Act of 1974 has increased the maximum home loan guaranty amount from $12,500 to $17,500. Sections 36.4302(a) and 36.4306 are amended to reflect this statutory increase.

Prior to the Veterans Housing Act of 1974, the Administrator could guarantee a loan secured by a condominium unit only after at least one loan for the purchase of a unit had been approved and insured under section 234 of the National Housing Act. The Administrator now has the authority to guarantee loans on condominium units irrespective of a project's participation under section 234 of the National Housing Act. The statutory authority for this is now contained in 38 U.S.C. 1810(a)(6). Previously, the limited condominium authority was found in 38 U.S.C. 1810(d) which has now been repealed. To implement this change § 36.4301(hh), which defined a "Condominium Housing Development" in terms of approval under section 234 of the National Housing Act has been revised to define "condominium" in terms of what the buyer acquires.

Section 36.4358(b), which sets forth the prerequisite of one loan being insured under the National Housing Act is being revoked as no longer applicable. A new paragraph (f) is added setting forth the requirement of a warranty against structural defects as to proposed or new construction. Further, technical amendments are made to §§ 36.4301(i), (aa) and (ff), 36.4313(e), 36.4320(b)(10), 36.4336(a) and 36.4358 for the purpose of changing the statutory citation from 38 U.S.C. 1810(d) to 38 U.S.C. 1810(a)(6).

Section 7 of Public Law 93–569 amends Title 38, United States Code by, among other things, deleting sections 1812 and 1813, which related to loans for farms, farm equipment and business property. Thus, the Veterans Administration Loan Guaranty Program is now limited to loans related to housing, and prior authority to guarantee or insure business and farm loans has now been removed. Since the authority to guarantee farm and business loans has been revoked, §§ 36.4301, 36.4302, 36.4307, 36.4309, 36.4312, 36.4329, 36.4340, 36.4343, 36.4351, 36.4353, 36.4355 and 36.4358 are amended to delete from each of them references to the now obsolete programs. In addition §§ 36.4337, 36.4344, 36.4346, 36.4348, 36.4349, 36.4354, 36.4365, each of which relate in their entirety to the now obsolete programs, are revoked.

A perfecting change is being made to § 36.4336(b). Since all loans guaranteed and insured by the Veterans Administration, to which the § 36.4300 series apply, are now authorized by 38 U.S.C. 1810(a) the first sentence and part of the second sentence are no longer applicable and are deleted.

Section 808 of the Housing and Community Development Act of 1974, Public Law 93–383 (88 stat. 728), prohibits discrimination based upon sex in various housing transactions. Section 808(a) of the Housing and Community Development Act of 1974 prohibits the denial of federally related mortgage loans on account of sex. A federally related mortgage loan is defined to include loans secured by one- to four-family residential real property, and which are made, insured, guaranteed or assisted by any Federal agency. Thus, section 808 of the Housing and Community Development Act of 1974 is applicable to the Veterans Administration Loan Guaranty Program.

Sections 36.4331(a) and 36.4361(a) which provide for the suspension of program participants for various acts are amended to include sex discrimination as grounds for suspension. Section 36.4363 is amended to provide that required nondiscrimination certifications must include the prohibition against discrimination based on sex.

Sections 36.4390 through 36.4393 inclusive, implement Executive Order 11246 as amended by Executive Order 11375. The effect of these executive orders is to prohibit discrimination based upon race, color, religion, sex or national origin. Sections 36.4390 through 36.4393 are amended to conform to Executive Order 11375 to include sex as one of the prohibited bases for discrimination.

Section 36.4308(e) is being revoked. This section allowed the holder of a loan to declare the entire balance due and payable, if the owner of the property attempted to restrict its sale or occupancy on the grounds of race, color or creed by restrictions filed of record. Recent federal fair housing legislation and court decisions have had the effect of outlawing virtually all forms of racial or ethnic discrimination in the sale and occupancy of property, and declaring any covenant which purports to so restrict the sale or occupancy of such property null and void. Since the recording of a restrictive covenant of this nature will be ineffectual, there no longer exists any reason for allowing the holder of a mortgage secured by such property to declare the entire balance due and payable. Section 36.4308(e) is therefore obsolete and is revoked.

In addition, minor editorial changes have been made in §§ 36.4301, 36.4302, 36.4306, 36.4313, 36.4320, 36.4321, 36.4330, 36.4331, 36.4335, 36.4336, 36.4338, 36.4339, 36.4341, 36.4342, 36.4343, 36.4351, 36.4352, 36.4361, 36.4362, 36.4363, 36.4364, 36.4392 and 36.4393, to reflect agency policy of using precise terms denoting gender and changes in the titles of certain positions.

Compliance with the provisions of § 1.12 of this chapter is waived in this instance. The substantive changes implement statutory mandates. Those changes not required by statute are editorial rather than substantive. Compliance with § 1.12 would serve little purpose and would not be in the public interest.

However, interested persons are invited to submit written comments, suggestions or objections regarding the regulations to the Administrator of Veterans (271A), Veterans Administration Central Office, 810 Vermont Avenue, NW., Washington, D.C. 20420. All relevant material received before September 18, 1975, will be considered at time of next revision. However, these amendments shall remain effective until further amended. All written comments received will be available for public inspection at the above address only between the hours of 8 am and 4:30 pm, Monday through Friday (except holidays) during the mentioned 30-day period and for 10 days thereafter. Any person visiting Central Office for the purpose of inspecting any such comments will be received by the Central Office Veterans Assistance unit in room 132. Such visitors to any VA field station will be informed that the records are available for inspection only in Central Office at the stated address.

1. Section 36.4203 is revised to read as follows:

**§ 36.4203 Eligibility of the veteran for the mobile home loan benefit under 38 U.S.C. 1819.**

(a) To be eligible for the mobile home loan benefit a veteran must have maximum home loan guaranty entitlement available for use. Such maximum home loan guaranty entitlement may consist, in whole or in part, of restored entitlement. Entitlement used to obtain a mobile home loan may be restored a single time provided the first loan has been repaid in full. Entitlement used to obtain a mobile home loan may also be restored if an immediate veteran-transferee has agreed to assume the outstanding balance on the loan and consented to the use of his or her entitlement in place





of the veteran-transferor's and the veteran-transferee otherwise meets the requirements of chapter 37, title 38, United States Code. Entitlement restored by such substitution may be used for a second mobile home loan. Subsequent restoration of entitlement is available only for those purposes set forth in 38 U.S.C. 1810(a).

(b) Use of the mobile home loan guaranty benefit shall preclude the use of any home loan guaranty entitlement under any other section of chapter 37, title 38, United States Code until the mobile home loan has been paid in full or prior use of entitlement has been otherwise excluded.

2. In § 36.4301, paragraphs (a), (b), (i), (j), (n), (r), (aa), (dd), (ff), (hh) and (ii) are revised and paragraphs (c), (d), (k), (l), (m) and (y) are revoked. The revised paragraphs read as follows:

**§ 36.4301 Definitions.**

• • • • • •

(a) *Administrator.* The Administrator of Veterans Affairs, or any employee of the Veterans Administration authorized to act in the Administrator's stead.

(b) *Alterations.* Any structural changes or additions to existing improved realty.

(c) [Revoked].

(d) [Revoked].

• • • • • •

(i) *Dwelling.* Any building designed primarily for use as a home consisting of not more than four family units plus an added unit for each veteran if more than one eligible veteran participates in the ownership thereof, except that in the case of a condominium housing development or project within the purview of 38 U.S.C. 1810(a)(6) and § 36.4358 the term is limited to one single-family residential unit.

(j) *Economic readjustment.* Means rearrangement of an eligible veteran's indebtedness in a manner calculated to enable the veteran to meet obligations and thereby avoid imminent loss of the property which secures the delinquent obligation.

(k) [Revoked].

(l) [Revoked].

(m) [Revoked].

(n) *Full disbursement.* Payment by a lender of the entire proceeds of a loan for the purposes described in the report of the lender in respect of such loan to the Administrator either (1) by payment to those contracting with the borrower for such purposes, or (2) by payment to the borrower, or (3) by transfer to an account against which the borrower can draw at will, or (4) by transfer to an escrow account, or (5) by transfer to an earmarked account if (i) the amount thereof is not in excess of 10 percent of the loan, or (ii) the loan is one submitted by a lender of the class specified in 38 U.S.C. 1802(d) or 1815(a).

• • • • • •

(r) *Improvements.* Any alteration that improves the property for the purpose for which it is occupied.

• • • • • •

(y) [Revoked].

• • • • • •

(aa) *Real-estate loan.* Any obligation incurred for the purchase of real property or a leasehold estate as limited in §§ 36.4300 to 36.4375, inclusive, or for the construction of fixtures or appurtenances thereon or for alterations, improvements, or repairs thereon required by §§ 36.4300 to 36.4375, inclusive, to be secured by a lien on such property or is so secured. Loans for the purpose specified in 38 U.S.C. 1810(a)(5) (refinancing of mortgage loans or other liens on a dwelling or farm residence) and loans to purchase one-family residential units in condominium housing developments or projects within the purview of 38 U.S.C. 1810(a)(6) and § 36.4358 shall also be considered real-estate loans.

• • • • • •

(dd) *Repairs.* Any alteration of existing improved realty or equipment which is necessary or advisable for protective, safety or restorative purposes.

• • • • • •

(ff) *Residential property.* (1) Any one-family residential unit in a condominium housing development within the purview of 38 U.S.C. 1810(a)(6) and § 36.4358, (2) any improved real property (other than a condominium housing development) or leasehold estate therein as limited by §§ 36.4300 to 36.4375, inclusive, the primary use of which is for occupation as a home, consisting of not more than four family units, plus an added unit for each eligible veteran if more than one participates in the ownership thereof, or (3) any land to be purchased out of the proceeds of a loan for the construction of a dwelling, and on which such dwelling is to be erected.

• • • • • •

(hh) *Condominium.* A form of ownership where buyer receives title to a three dimensional air space containing the individual living unit together with an undivided interest or share in the ownership of common elements.

(ii) *Discharge or release.* For purposes of basic eligibility a person will be considered discharged or released if the veteran was issued a discharge certificate under conditions other than dishonorable (38 U.S.C. 1802(c)). In the absence of such discharge certificate the discharge or release must be (1) issued under conditions other than dishonorable and (2) accompanied by an actual break in service, except that for purposes of basic eligibility under section 1818 of title 38, United States Code, a break in service shall not be required if at the time the discharge or release was issued the individual was eligible for complete separation from active duty.

3. In § 36.4302, paragraphs (a), (b), (c), (g) and (h) are revised to read as follows:

**§ 36.4302 Computation of guaranties or insurance credits.**

(a) In respect to a loan to a veteran made under 38 U.S.C. 1810 the guaranty may not exceed 60 percent of the original principal amount or $17,500 whichever is less.

(b) An amount equal to 15 percent of the original principal amount of each insured loan shall be credited to the insurance account of the lender and shall be charged against the guaranty entitlement of the borrower: *Provided*, That no loan may be insured unless the borrower has sufficient entitlement remaining to permit such credit.

(c) Subject to the provisions of paragraph (g) of § 36.4303, the following formula shall govern the ascertainment of the amount of the guaranty or insurance entitlement which remains available to an eligible veteran after prior use of entitlement: Add to the amount of such entitlement previously used for realty twice the amount previously used for nonrealty purposes. Subtract this sum from $17,500. The sum remaining is the amount of entitlement available for use.

• • • • • •

(g) The amount of any guaranty or the amount credited to a lender's insurance account in relation to any insured loan shall be charged against the original or remainder of the guaranty benefit of the borrower. Complete or partial liquidation, by payment or otherwise, of the veteran's guaranteed or insured indebtedness does not increase the remainder of the guaranty benefit, if any, otherwise available to the veteran. When the maximum amount of guaranty or insurance legally available to a veteran shall have been granted, no further guaranty or insurance is available to the veteran.

(h) Notwithstanding the provisions of paragraph (g) of this section, the Administrator may exclude the amount of guaranty or insurance entitlement used for any guaranteed or insured loan provided:

(1) The property which served as security for the loan has been disposed of by the veteran, or has been destroyed by fire or other natural hazard; and

(2) The loan has been repaid in full, or the Administrator has been released from liability as to the loan, or if the Administrator has suffered a loss on said loan, such loss has been paid in full; or

(3) An immediate veteran-transferee has agreed to assume the outstanding balance on the loan and consented to the use of his or her entitlement to the extent the entitlement of the veteran-transferor had been used originally. The Administrator may, in any case involving circumstances deemed appropriate, waive either or both of the requirements set forth in paragraph (h)(1) or (2) of this section.

• • • • • •

4. In § 36.4306, paragraph (a) introduction and paragraph (c) are revised to read as follows:

**§ 36.4306 Refinancing of mortgage or other lien indebtedness.**

(a) Except as provided in paragraph (e) of this section any loan for the purpose of refinancing an existing mortgage loan or other indebtedness secured



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by a lien of record on a dwelling or farm residence owned and occupied by an eligible veteran as the veteran's home shall be submitted to the Administrator for prior approval. A loan for such purpose shall be eligible for guaranty in an amount not to exceed 60 percent of the loan amount or $17,500, whichever is less, *Provided*, That:

* * * * *

(c) Nothing in 38 U.S.C. ch. 37 shall preclude guaranty of a loan to an eligible veteran having home loan guaranty entitlement to refinance a Veterans Administration guaranteed or insured (or direct) mortgage loan made to him or her which is outstanding on the dwelling or farm residence owned and occupied by the veteran as a home.

* * * * *

5. In § 36.4307, paragraphs (a) and (b) are revised to read as follows:

**§ 36.4307 Joint loans.**

(a) Except as provided in paragraph (b) of this section, the prior approval of the Administrator is required in respect to any loan to be made to two or more borrowers who become jointly and severally liable, or jointly liable therefor, and who will acquire an undivided interest in the property to be purchased or who will otherwise share in the proceeds of the loan, or in respect to any loan to be made to an eligible veteran whose interest in the property owned, or to be acquired with the loan proceeds, is an undivided interest only, unless such interest is at least a 50 percent interest in a partnership. The amount of the guaranty or insurance credit shall be computed in such cases only on that portion of the loan allocable to the eligible veteran which, taking into consideration all relevant factors, represents the proper contribution of the veteran to the transaction. Such loans shall be secured to the extent required by 38 U.S.C. ch. 37 and the regulations concerning guaranty or insurance of loans to veterans.

(b) Notwithstanding the provisions of paragraph (a) of this section, the joinder of the spouse of a veteran-borrower in the ownership of residential property shall not require prior approval or preclude the issuance of a guaranty or insurance credit based upon the entire amount of the loan. If both spouses be eligible veterans, either or both may, within permissible maxima, utilize available guaranty or insurance entitlement.

* * * * *

6. In § 36.4308, paragraph (e) is revoked.

**§ 36.4308 Transfer of title by borrower or maturity by demand or acceleration.**

* * * * *

(e) [Revoked]

* * * * *

7. In § 36.4309, paragraph (a) is revised to read as follows:

**§ 36.4309 Amortization.**

(a) All loans, the maturity date of which is beyond 5 years from date of loan or date of assumption by the veteran, shall be amortized. The schedule of payments thereon shall be in accordance with any generally recognized plan of amortization requiring approximately equal periodic payments and shall require a principal reduction not less often than annually during the life of the loan. The final installment on any loan shall not be in excess of two times the average of the preceding installments, except that on a construction loan such installment may be for an amount not in excess of 5 per centum of the original principal amount of the loan. The limitations imposed in this paragraph on the amount of the final installment shall not apply in the case of any loan extended pursuant to § 36.4314(a).

* * * * *

8. In § 36.4312, paragraphs (a), (c) and (d) are revised to read as follows:

**§ 36.4312 Charges and fees.**

(a) No charge shall be made against, or paid by, the borrower incident to the making of a guaranteed or insured loan other than those expressly permitted under the schedule set forth in paragraph (d) of this section, and no loan shall be guaranteed or insured unless the lender certifies to the Administrator that it has not imposed and will not impose any charges or fees against the borrower in excess of those permissible under paragraph (d) of this section. Any charge which is proper to make against the borrower under the provisions of this paragraph may be paid out of the proceeds of the loan: *Provided*, That if the purpose of the loan is to finance the purchase or construction of residential property the costs of closing the loan including the pro rata portion of the ground rents, hazard insurance premiums, current year's taxes, and other prepaid items normally involved in financing such transaction may not be included in the loan.

* * * * *

(c) Brokerage or other charges shall not be made against the veteran for obtaining any guaranty or insurance under 38 U.S.C. ch. 37, nor shall any premiums for insurance on the life of the borrower be paid out of the proceeds of a loan.

(d) The following schedule of permissible fees and charges shall be applicable to all Veterans Administration guaranteed or insured loans.

(1) The veteran may pay reasonable and customary amounts for any of the following items:

(i) Fee of Veterans Administration appraiser and of compliance inspectors designated by the Veterans Administration except appraisal fees incurred for the predetermination of reasonable value requested by others than veteran or lender.

(ii) Recording fees and recording taxes or other charges incident to recordation.

(iii) Credit report.

(iv) That portion of taxes, assessments, and other similar items for the current year chargeable to the borrower and an initial deposit (lump-sum payment) for the tax and insurance account.

(v) Hazard insurance required by § 36.4326.

(vi) Survey, if required by lender or veteran; except that any charge for a survey in connection with a loan under § 36.4358 (Condominium Loans) must have the prior approval of the Administrator.

(vii) Title examination and title insurance, if any.

(viii) Such other items as may be authorized in advance by the Chief Benefits Director as appropriate for inclusion under this paragraph as proper local variances.

(2) A lender may charge and the veteran may pay a flat charge not exceeding 1 percent of the amount of the loan, provided that such flat charge shall be in lieu of all other charges relating to costs of origination not expressly specified and allowed in this schedule.

(3) In cases where a lender makes advances to a veteran during the progress of construction, alteration, improvement, or repair, either under a commitment of the Veterans Administration to issue a guaranty certificate or insurance credit upon completion, or where the lender would be entitled to guaranty or insurance on such advances when reported under automatic procedure, the lender may make a charge against the veteran of not exceeding 2 percent of the amount of the loan for its services in supervising the making of advances and the progress of construction notwithstanding that the "holdback" or final advance is not actually paid out until after the construction, alteration, improvement, or repair is fully completed: *Provided*, That the major portion (51 percent or more) of the loan proceeds is paid out during the actual progress of the construction, alteration, improvement, or repair. Such charge may be in addition to the 1 percent charge allowed under paragraph (d)(2) of this section.

(4) In consideration, alteration, improvement or repair loans, including supplemental loans made pursuant to § 36.4355, where no charge is permissible under the provisions of paragraph (d)(3) of this section the lender may charge and the veteran may pay a flat sum not exceeding 1 percent of the amount of the loan. Such charge may be in addition to the 1 percent allowed under paragraph (d)(2) of this section.

(5) The fees and charges permitted under this paragraph are maximums and are not intended to preclude a lender from making alternative charges against the veteran which are not specifically authorized in the schedule provided the imposition of such alternative charges would not result in an aggregate charge or payment in excess of the prescribed maximum.

(6) Allowable discounts. (i) The veteran borrower subject to the limitations set forth in this paragraph, may pay a discount required by a lender when the proceeds of the loan will be used for any of the following purposes:





(A) To refinance existing indebtedness pursuant to 38 U.S.C. 1810(a)(5);

(B) To repair, alter or improve a dwelling owned by the veteran pursuant to 38 U.S.C. 1810(a)(4);

(C) To construct a dwelling or farm residence on land already owned or to be acquired by the veteran, provided that the veteran did not or will not acquire the land directly or indirectly from a builder or developer who will be constructing such dwelling or farm residence;

(D) To purchase a dwelling from a class of sellers which the Administrator determines are legally precluded under all circumstances from paying such a discount if the best interest of the veteran would be so served.

(ii) No such discount may be charged unless:

(A) The loan is submitted to the Administrator for prior approval;

(B) The amount of the discount is disclosed to the Administrator and the veteran prior to the issuance by the Administrator of the certificate of commitment. Said certificate of commitment shall specify the discount to be paid by the veteran, and this discount may not be increased once the commitment is issued without the approval of the Administrator;

(C) The discount has been determined by the Administrator to be reasonable in amount.

(iii) All powers of the Administrator under paragraph (d)(6) of this section are hereby delegated to those officials designated by § 36.4342(b).

9. In § 36.4313, paragraphs (c) and (e) are revised to read as follows:

**§ 36.4313 Advances and other charges.**

* * * * *

(c) Any advances or charges enumerated in paragraph (a) or (b) of this section may be included as specified in the holder's accounting to the Administrator, but they are not chargeable to the debtor unless he or she otherwise be liable therefor.

* * * * *

(e) Notwithstanding the provisions of paragraph (a) or (b) of this section, holders of condominium loans guaranteed or insured under 38 U.S.C. 1810(a)(6) shall not pay those assessments or charges allocable to the condominium unit which are provided for in the instruments establishing the condominium form of ownership in the absence of the prior approval of the Administrator.

10. In § 36.4320, paragraph (h)(7) and (10) is revised to read as follows:

**§ 36.4320 Sale of security.**

* * * * *

(h) * * *

(7) As between the holder and the Administrator, the responsibility for any loss due to damage to or destruction of the property or due to personal injury sustained in respect to such property shall be governed by the provisions of this subparagraph and paragraph (h)(10) of this section. Ordinary wear and tear excepted, the holder shall bear such risk of loss from the date of acquisition by the holder to the date such risk of loss is assumed by the Administrator. Such risk of loss is assumed by the Administrator from the date of receipt of the holder's election to convey or transfer the property to the Administrator or, in the event of receipt of notice of such election prior to acquisition, from the date of the Administrator's receipt of notice of acquisition by the holder: *Provided*, That if custody over the property has not been delivered by the holder to the Administrator on the date when the Administrator otherwise would have assumed the risk of loss, the Administrator's assumption of the risk of loss will be deferred until such custody over the property is delivered, or until the property has been conveyed or transferred to the Administrator. The amount of any loss chargeable to the holder may be deducted from the amount payable by the Administrator at the time the property is transferred. In any case wherein pursuant to the Veterans Administration regulations rejection of the title is legally proper, the Administrator may surrender custody of the property as of the date specified in the Administrator's notice thereof to the holder. The Administrator's assumption of such risk shall terminate upon such surrender.

* * * * *

(10) In respect to a property which was the security for a condominium loan guaranteed or insured under 38 U.S.C. 1810(a)(6) the responsibility for any loss due to damage to or destruction of the property or due to personal injury sustained in respect to such property shall in no event pass to the Administrator until the Administrator expressly assumes such responsibility or until conveyance of the property to the Administrator, whichever first occurs. The holder shall have the right to convey such property to the Administrator only if the property (including elements of the development or project owned in common with other unit owners) is undamaged by fire, earthquake, windstorm, flooding or boiler explosion. The absence of a right in the holder to convey such property which is so damaged shall not preclude a conveyance thereof, if the Administrator agrees in a given case to such a conveyance upon completion of repairs within a specified period of time and such repairs are so completed and the conveyance is otherwise in order.

* * * * *

11. In § 36.4321, paragraph (c) is revised to read as follows:

**§ 36.4321 Computation of guaranty claims; subsequent accounting.**

* * * * *

(c) The claimant shall be deemed to have received as trustee for the benefit of the United States any amounts received on account of the indebtedness after the date of the claim, from the proceeds of a sale of the security or otherwise, to the extent such credits exceed the balance of the indebtedness unsatisfied by the payment of the guaranty. The claimant shall forthwith pay such amounts to the Administrator to the extent of the debtor's liability to the Administrator as guarantor.

* * * * *

12. Section 36.4329 is revised to read as follows:

**§ 36.4329 Geographical limits.**

Any real property purchased, constructed, altered, improved, or repaired with the proceeds of a guaranteed or insured loan shall be situated within the United States which for purposes of 38 U.S.C. ch. 37 is here defined as the several States, territories and possessions, and the District of Columbia, and the Commonwealth of Puerto Rico.

13. In § 36.4330, paragraph (a) is revised to read as follows:

**§ 36.4330 Accounting records.**

(a) The holder shall maintain a record of the amounts of payments received on the obligation and disbursements chargeable thereto and the dates thereof. This record shall be maintained until the Administrator ceases to be liable as guarantor or insurer of the loan. For the purpose of any accounting with the Administrator or computation of a claim any holder who fails to maintain such record shall be presumed to have received on the dates due all sums which by the terms of the contract are payable prior to date of claim for default, and the burden of going forward with evidence and of ultimate proof of the contrary shall be on such holder.

* * * * *

14. In § 36.4331, paragraphs (a), (b), (c), (d), (e), (g) and (i) are revised to read as follows:

**§ 36.4331 Disqualification of lenders.**

(a) A lender or holder may be suspended from obtaining guaranty or insurance of loans or from the right to the guaranty or insurance in respect to any loan made or purchased after the date of its suspension, except as provided in paragraph (h) of this section, whenever any of the employees designated in § 36.4342(b) finds that the lender or holder (hereinafter referred to as lender) has failed to maintain adequate loan accounting records, or to demonstrate proper ability to service loans adequately, or to exercise proper credit judgment, or has declined to make a guaranteed or insured home loan to an eligible veteran because of the applicant's race, color, religion, sex, or national origin, or has willfully or negligently engaged in practices otherwise detrimental to the interests of veterans or of the Government, or has been refused the benefits of participation under the National Housing Act pursuant to a determination of the Secretary of Housing and Urban Development. Suspension of a lender shall be effected only when specifically authorized by the Administrator, the Deputy Administrator, or by the Chief Benefits Director, Department of Veterans Benefits. In any



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case in which suspension has been so authorized and (1) an indictment has been secured or a criminal information has been filed against the lender in connection with a transaction involving 38 U.S.C. Ch. 37, or (2) is based upon action taken by the Secretary of Housing and Urban Development, an immediate suspension may be effected. In any other case in which the Director of a regional office has obtained Central Office authorization to initiate suspension proceedings, prior written notice of intention to apply the suspension sanction shall be furnished to the lender concerned.

(b) Where notice of intention to suspend is furnished a lender, the notice shall state the charges against the lender and the specifications on which the charges are based. Such notice shall also advise the lender that no later than 20 days from the date of the receipt of the notice it may file written answer to the charges with the Director and, if desired, may also file a written request that lender be permitted to appear before the Veterans Administration and state why suspension should not be effected. In the event the lender does not file written answer to the charges against it and does not make or request permission to make an appearance before the Veterans Administration within the time specified, suspension may be effected immediately, without further authorization, by the Director who will advise the Chief Benefits Director of the action taken.

(c) If an appearance before the Veterans Administration is requested by the lender, the Director will arrange for and notify the lender of the time and place thereof and will appoint a committee of three Veterans Administration employees to hear the lender's statement. The District Counsel or designee will represent the Veterans Administration at such appearance. The proceedings of the committee will be informal. The lender will be informed of the charges and specifications which constitute the basis of the contemplated suspension and will be afforded an opportunity to state either orally or in writing why suspension should not be effected. Written or oral statements of the lender, or its officers, agents, or representatives other than counsel may be required by said District Counsel or designee to be made under oath if in the discretion of said District Counsel or designee the nature of the statement is such as to make that procedure advisable. In the event an oral statement is made under oath, a verbatim transcript of such statement will be made. Authority is hereby delegated to the District Counsel or designee to administer oaths to each party making the statement under oath.

(d) If within the specified time written answer is filed with the Director or the lender makes an appearance, the Director will hold the suspension in abeyance and submit a full report to the Chief Benefits Director including recommendations as to the action to be taken in the case and will await instructions of the Chief Benefits Director before proceeding further.

(e) Where suspension is effected, the lender will be advised in writing of the effective date of the suspension and, unless such was previously furnished, will be given written notice of the charges against the lender and the specifications on which such charges are based. Any lender who is suspended shall have the right to apply to the Chief Benefits Director for termination or modification of the suspension and, except when the suspension is based upon action taken by the Secretary of Housing and Urban Development, shall also have the right to apply to the Chief Benefits Director for a formal hearing at which opportunity shall be afforded to show why suspension should be modified or terminated. The Chief Benefits Director may postpone the holding of a hearing for a reasonable period in any case in which the Department of Justice or U.S. Attorney advises or requests postponement pending the trial of a criminal or civil case or the institution of criminal or civil proceedings against the lender. In the absence of such request, the Chief Benefits Director, as soon as it is feasible to do so, shall designate such time and place as may be deemed appropriate for such hearing, shall notify the lender thereof, and shall appoint no fewer than three persons, who shall constitute the board, to conduct the hearing. The District Counsel or designee shall represent the Veterans Administration. Authority is hereby delegated to the presiding officer of the board designated to conduct such hearing to administer oaths to witnesses. The Director may issue subpoenas for witnesses or records as provided in 38 U.S.C. 3311. The lender shall have the right to appear at such hearing in person or by attorney, or both, and to introduce evidence showing why such suspension should be modified or terminated. If the Veterans Administration has knowledge of a pending or contemplated civil or criminal action by the United States against the lender, arising from the facts on which the suspension of the lender was based, the District Counsel of the regional office concerned will inform the responsible U.S. Attorney of the date and place of hearing and keep said U.S. Attorney advised of all developments.

• • • • • •

(g) Upon receipt of the transcript of the hearing, the findings and recommendations of the board, and the brief of the lender, if one is filed, the Chief Benefits Director shall make a determination in the case, basing such action on such record. Written notice of such determination shall be given to the lender. The lender shall have the right to appeal such decision to the Administrator by giving notice in writing to the Chief Benefits Director within 10 days after the receipt of notice of such determination. In the event of such appeal, the Administrator will decide the matter finally on the record and will notify the lender of the decision in writing. If the lender does not appeal to the Administrator within the period specified, the determination by the Chief Benefits Director shall be final.

• • • • • •

(i) If after determination by the Chief Benefits Director or the Administrator, as provided in paragraph (g) of this section, the suspension is terminated, all rights and interest of the lender shall be restored. However, any lender suspended by reason of action taken by the Secretary of Housing and Urban Development is not afforded the rights under paragraph (g) of this section and the suspension in any case will be terminated by the Chief Benefits Director only if the lender furnishes satisfactory evidence of his or her reinstatement by the Secretary of Housing and Urban Development.

15. In § 36.4335, the introductory portion and paragraph (a) are revised to read as follows:

**§ 36.4335 Supplementary administrative action.**

Notwithstanding any requirement, condition, or limitation stated in or imposed by the regulations concerning the guaranty or insurance of loans to veterans, the Chief Benefits Director, or the Director, Loan Guaranty Service, within the limitations and conditions prescribed by the Administrator, is hereby authorized, if he or she finds the interests of the Government are not adversely affected, to relieve undue prejudice to a debtor, holder, or other person, which might otherwise result, provided no such action may be taken which would impair the vested rights of any person affected thereby. If such requirement, condition, or limitation is of an administrative or procedural (not substantive) nature, any employee designated in § 36.4342 is hereby authorized to grant similar relief if he or she finds the failure or error of the lender was due to misunderstanding or mistake and that the interests of the Government are not adversely affected. Provisions of the regulations considered to be of an administrative or procedural (nonsubstantive) nature are limited to the following:

(a) The requirement in § 36.4303(a) that a lender of a class described under 38 U.S.C. 1802(d) originating a loan under the automatic (nonprior approval) procedure report such loan for issuance of guaranty or insurance evidence within 30 days following full disbursement. Waiver of the lender's failure to report the loan within the 30-day period shall be confined to cases where the loan is not in default.

• • • • • •

16. In § 36.4336, paragraph (a) introduction, (a)(3) and (b) are revised to read as follows:

**§ 36.4336 Eligibility of loans; reasonable value requirements.**

(a) Evidence of guaranty or insurance shall be issued in respect to a loan for any of the purposes specified in 38 U.S.C. 1810(a) only if:

• • • • • •





(3) The veteran has certified, in such form as the Administrator may prescribe, that the veteran has paid in cash from his or her own resources on account of such purchase, construction, alteration, repair, or improvement a sum equal to the difference, if any, between the purchase price or cost of the property and its reasonable value.

(b) Notwithstanding that the aggregate of the loan amount in the case of loans for the purposes specified in paragraph (a) of this section, and the amount remaining unpaid on taxes, special assessments, prior mortgage indebtedness, or other obligations of any character secured by enforceable superior liens or a right to such lien existing as of the date the loan is closed exceeds the reasonable value of such property as of said date and that evidence of guaranty or insurance credit is issued in respect thereof, as between the holder and Administrator (for the purpose of computing the claim on the guaranty or insurance and for the purposes of § 36.4320, and all accountings), the indebtedness which is the subject of the guaranty or insurance shall be deemed to have been reduced as of the date of the loan by a sum equal to such excess, less any amounts secured by liens released or paid on the obligations secured by such superior liens or rights by a holder or others without expense to or obligation on the debtor resulting from such payment, or release of lien or right; and all payments made on the loan shall be applied to the indebtedness as so reduced. Nothing in this paragraph affects any right or liability resulting from fraud or willful misrepresentation.

**§ 36.4337 [Revoked]**

17. Section 36.4337 is revoked.

18. Section 36.4338, paragraph (a) is revised to read as follows:

**§ 36.4338 Death or insolvency of holder.**

(a) Immediately upon the death of the holder and without the necessity of request or other action by the debtor or the Administrator, all sums then standing as a credit balance in a trust, or deposit, or other account to cover taxes, insurance accruals, or other items in connection with the loan secured by the encumbered property, whether stated to be such or otherwise designated, and which have not been credited on the note shall, nevertheless, be treated as a setoff and shall be deemed to have been credited thereon as of the date of the last debit to such account, so that the unpaid balance of the note as of that date will be reduced by the amount of such credit balance: *Provided*, That any unpaid taxes, insurance premiums, ground rents, or advances may be paid by the holder of the indebtedness, at the holder's option, and the amount which otherwise would have been deemed to have been credited on the note reduced accordingly. This paragraph shall be applicable whether the estate of the deceased holder is solvent or insolvent.

• • • • • •

19. Section 36.4339 is revised to read as follows:

**§ 36.4339 Qualification for designated fee appraisers.**

To qualify for approval as a designated fee appraiser, an applicant must show to the satisfaction of the Administrator that his or her character, experience, and the type of work in which he or she has had experience for at least 5 years qualifies the applicant to competently appraise and value within a prescribed area the type of property to which the approval relates.

20. In § 36.4340, paragraph (a) is revised to read as follows:

**§ 36.4340 Restriction on designated fee appraisers.**

(a) A designated fee appraiser shall not make an appraisal, excepting of alterations, improvements, or repairs to real property entailing a cost of not more than $2,500, if such appraiser is an officer, director, trustee, employer, or employee of the lender, contractor, or vendor.

• • • • • •

21. Section 36.4341 is revised to read as follows:

**§ 36.4341 Suspension or removal of appraisers.**

Upon it appearing that an appraiser designated by the Administrator is not qualified to make appraisals of the type for which appointed or has engaged in any practice detrimental to the interests of the veteran, the lender, or the Government, the appraiser may be suspended or removed by the Administrator: *Provided*, That such action shall not prejudice the guaranty or insurance right of a lender who has in good faith acted in reliance upon a designation of such appraiser prior to receiving notice of such suspension or removal.

22. In § 36.4342, paragraphs (b) and (c) are revised to read as follows:

**§ 36.4342 Delegation of authority.**

• • • • • •

(b) Designated positions:

Chief Benefits Director
Director, Loan Guaranty Service
Director, Regional Office
Loan Guaranty Officer
Assistant Loan Guaranty Officer

The authority hereby delegated to employees of the positions designated in this paragraph may, with the approval of the Chief Benefits Director, be redelegated.

(c) Nothing in this section shall be construed (1) to authorize any such employee to exercise the authority vested in the Administrator under 38 U.S.C. 210 (c) or 1815(b) or to sue, or enter appearance for and on behalf of the Administrator, or confess judgment against the Administrator in any court without the Administrator's prior authorization; or (2) to include the authority to exercise those powers delegated to the Chief Benefits Director, or the Director, Loan Guaranty Service, under §§ 36.4320(j), 36.4335 or 36.4343: *Provided*, That, anything in the regulations concerning guaranty or insurance of loans to veterans to the contrary notwithstanding, any evidence of guaranty or insurance issued on or after July 1, 1948, by any of the employees designated in paragraph (b) of this section or by any employee designated an authorized agent or a loan guaranty agent shall be deemed to have been issued by the Administrator, subject to the defenses reserved in 38 U.S.C. 1821.

23. In § 36.4343, paragraphs (a) and (b) are revised to read as follows:

**§ 36.4343 Loans which may not be processed automatically.**

(a) Any loan, which is (1) related to an enterprise in which more than 10 individuals will participate; or (2) to be made for the purchase or construction of residential units in any housing development, cooperative or otherwise, the title to which development or to the individual units therein is not to be held directly by the veteran-participants, or which contemplates the ownership or maintenance of more than three units or of their major appurtenances in common, to be eligible for guaranty or insurance shall require prior approval of the Chief Benefits Director, or the Director, Loan Guaranty Service, who may issue such approval upon such conditions and limitations deemed appropriate, not inconsistent with the provisions of 38 U.S.C. ch. 37 and the regulations concerning guaranty or insurance of loans to veterans.

(b) The issuance of such approval with respect to a residential development under paragraph (a)(2) of this section also shall be subject to such conditions and stipulation as in the judgment of the approving officer are possible and proper to (1) afford reasonable and feasible protection to the rights of the Government as guarantor or insurer, and as subrogee, and to each veteran-participant against loss of his or her respective equity consequent upon the failure of other participants to discharge their obligations; (2) provide for a reasonable and workable plan for the operation and management of the project; (3) limit the personal liability of each veteran-participant to those sums allocable on a proper ratable basis to the purchase, cost, and maintenance of his or her individual unit or participating interest; (4) limit commercial features to those reasonably calculated to promote the economic soundness of the project and the living convenience of the participants, retaining the essential character of a residential project.

• • • • • •

**§ 36.4344 [Revoked]**

24. Section 36.4344 is revoked.

**§ 36.4346 [Revoked]**

25. Section 36.4346 is revoked.

**§§ 36.4348 and 36.4349 [Revoked]**

26. Sections 36.4348 and 36.4349 are revoked.

27. Sections 36.4351, 36.4352 and 36.4353 are revised to read as follows:



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**§ 36.4351 Loans, first, second, or unsecured.**

Loans for the purchase of real property or a leasehold estate as limited in the regulations concerning guaranty or insurance of loans to veterans, or for the alteration, improvement, or repair thereof, and for more than $1,000 and more than 40 percent of the reasonable value of such property or estate prior thereto shall be secured by a first lien on the property or estate. Loans for such alteration, improvement, or repairs for more than $1,000 but 40 percent or less of the prior reasonable value of the property shall be secured by either a first or second lien. Those for $1,000 or less need not be secured, and in lieu of the title examination the lender may accept a statement from the borrower that he or she has an interest in the property not less than that prescribed in § 36.4350(a).

**§ 36.4352 Tax, special assessment and other liens.**

Tax liens, special assessment liens, and ground rents shall be disregarded with respect to any requirement that loans shall be secured by a lien of specified dignity. With the prior approval of the Administrator, Chief Benefits Director, or Director, Loan Guaranty Service, liens retained by nongovernmental entities to secure assessments or charges for municipal type services and facilities clearly within the public purpose doctrine may be disregarded. In determining whether a loan for the purchase or construction of a home is secured by a first lien the Administrator may also disregard a superior lien created by a duly recorded covenant running with the realty in favor of a private entity to secure an obligation to such entity for the homeowner's share of the costs of the management, operation, or maintenance of property, services or programs within and for the benefit of the development or community in which the veteran's realty is located, if the Administrator determines that the interests of the veteran-borrower and of the Government will not be prejudiced by the operation of such covenant. In respect to any such superior lien to be created after June 6, 1969, the Administrator's determination must have been made prior to the recordation of the covenant.

**§ 36.4353 Combination residential and business property.**

If otherwise eligible, a loan for the purchase or construction of a combination of residential property and business property which the veteran proposes to occupy in part as a home will be eligible under 38 U.S.C. 1810 if the property is primarily for residential purposes and no more than one business unit is included in the property.

**§ 36.4354 [Revoked]**

28. Section 36.4354 is revoked.

29. In § 36.4355, paragraphs (a) and (b) are revised to read as follows:

**§ 36.4355 Supplemental loans.**

(a) Any loan for the alteration, repair, improvement, extension, replacement, or expansion of a home, with respect to which a guaranteed or insured obligation of the borrower is currently outstanding, may be reported for guaranty or insurance coverage, if such loan is made by the holder of the currently outstanding obligation, notwithstanding the fact no guaranty entitlement remains available to the borrower: *Provided*, That if no entitlement remains available the maximum amount payable on the revised guaranty shall not exceed the amount payable on the original guaranty on the date of closing the supplemental loan, and the precentage of guaranty shall be based upon the proportion the said maximum amount bears to the aggregate indebtedness, or, in the case of an insured loan, no additional credit to the holder's insurance account may be made: *Provided further*, That the prior approval of the Administrator shall be required if

(1) The loan will be made by a lender who is not the holder of the currently guaranteed or insured obligation; or

(2) The loan will be made by a lender not of a class specified in 38 U.S.C 1802 (d); or

(3) An obligor liable on the currently outstanding obligation will be released from personal liability.

In any case in which the unpaid balance of the prior loan currently outstanding is combined or consolidated with the amount of the supplemental loan, the entire aggregate indebtedness shall be repayable in full within the maximum maturity currently prescribed by statute for the original loan. No supplemental loan for the repair, alteration, or improvement of residential property will be eligible for guaranty or insurance unless such repair, alteration, or improvement substantially protects or improves the basic livability or utility of the property involved.

(b) Such loans shall be secured as required in § 36.4351: *Provided*, That a lien of lesser dignity than therein specified will suffice if the lien obtained is immediately junior to the lien of the original guaranteed or insured obligation: *Provided further*, The liens of successive supplemental loans may be of lesser dignity so long as they are immediately junior to the lien of the last previous guaranteed or insured obligation having a lien of required dignity.

* * * * *

30. In § 36.4358, the heading, introduction, and paragraphs (c) and (d) are revised, paragraph (b) is revoked and paragraph (f) is added so that the revised and added material reads as follows:

**§ 36.4358 Condominium loans (38 U.S.C. 1810(a)(6)).**

A loan to an eligible veteran to purchase a one-family residential unit in a condominium housing development or project shall be eligible for guaranty or insurance to the same extent and on the same terms as other loans under 38 U.S.C. 1810, *Provided:*

* * * * *

(b) [Revoked].

(c) The loan otherwise conforms to the provisions of chapter 37, title 38, United States Code, except for sections 1805 (construction warranty), 1811 (direct loans), and 1827 (structural defects), and the automatic guaranty provisions of sections 1802, 1803, and 1810.

(d) The loan conforms to the otherwise applicable provisions of the regulations concerning the guaranty or insurance of loans to veterans. Sections 36.4353, 36.4355, and 36.4364 shall not be applicable.

* * * * *

(f) Each certificate of reasonable value issued by the Administrator relating to a proposed or newly constructed dwelling unit in a condominium project shall be subject to the express condition that the builder, seller, or the real party in interest in the transaction shall deliver to the veteran purchasing such dwelling unit with the aid of a guaranteed or insured loan a warranty against structural defects for the unit and common elements, in the form prescribed by the Administrator and no certificate of guaranty or insurance credit shall be issued unless a copy of such warranty, duly receipted by the purchaser, is submitted with the loan papers.

31. In § 36.4361, paragraphs (a), (b), (d) and (e) are revised to read as follows:

**§ 36.4361 Right of the Administrator to refuse to appraise residential properties.**

(a) The Administrator may refuse to appraise dwellings to which a request for appraisal relates if the Administrator determines that any party or parties involved or financially interested in the construction or sale of such units (1), have theretofore participated in the construction or sale of units sold to veterans which involved (i) substantial deficiencies in the construction, or (ii) a failure or indicated inability to discharge contractual obligations to the veterans who contracted for the construction or purchase of such units, or (iii) the use of a contract of sale or of methods or practices in marketing such units of a type which under standards promulgated by the Administrator was unfair or unduly prejudicial to the veterans concerned, or (2), have been refused the benefits of participation under the National Housing Act pursuant to a determination of the Secretary of Housing and Urban Development, or (3), have declined to sell a residential property to an eligible veteran because of race, color, religion, sex, or national origin. Upon any such refusal to appraise, the Administrator shall give written notice thereof to the person or firm submitting the appraisal request and shall state the basis for such refusal.





(b) Except when the refusal to appraise is based upon action taken by the Secretary of Housing and Urban Development, any person or persons affected by such refusal to appraise shall have the right within 10 days after receipt of written notice of such refusal to file with the Administrator, by registered mail, a request for a hearing. Upon receipt of such request, the Chief Benefits Director shall, as promptly as may be deemed feasible to do so, designate a time and place as may be deemed appropriate for such hearing and shall appoint one or more persons who shall constitute a board to conduct the hearing. The person or persons requesting such hearing shall be afforded full opportunity to appear at the hearing in person, or by counsel, or both, and to introduce evidence showing why the sanction should be terminated or modified. Authority is hereby granted to the persons designated to conduct the hearing to administer oaths to witnesses.

* * * * *

(d) Upon receipt of the findings and recommendations of the hearing board and the brief of the builder or other person requesting the hearing, if a brief is filed, the Chief Benefits Director shall make a determination in the case; i.e., whether the refusal to appraise as originally imposed is continued, modified, or terminated, and what terms or conditions, if any, are imposed for termination or modification of the refusal to appraise. Notice of such determination shall be given to the person requesting the hearing. Such person shall have the right to appeal such decision to the Administrator within 30 days after the date of receipt of such notice. In the event of an appeal, the Administrator will decide the matter finally and will notify the person who filed the appeal of the decision.

(e) Where the refusal to appraise is based solely on action taken by the Secretary of Housing and Urban Development the sanction will be lifted upon presentation to the Veterans Administration by the builder concerned of satisfactory evidence of his or her reinstatement as a participant in the programs administered by the Federal Housing Administration.

32. Section 36.4362 is revised to read as follows:

**§ 36.4362 Requirement of construction warranty.**

Each certificate of reasonable value issued by the Administrator relating to a proposed or newly constructed dwelling unit, except those covering one-family residential units in condominium housing developments or projects within the purview of § 36.4358, shall be subject to the express condition that the builder, seller, or the real party in interest in the transaction shall deliver to the veteran constructing or purchasing such dwelling with the aid of a guaranteed or insured loan a warranty, in the form prescribed by the Administrator, that the property has been completed in substantial conformity with the plans and specifications upon which the Administrator based the valuation of the property, including any modifications thereof, or changes or variations therein, approved in writing by the Administrator, and no certificate of guaranty or insurance credit shall be issued unless a copy of such warranty duly receipted by the purchaser is submitted with the loan papers.

33. In § 36.4363, paragraphs (a), (c) and (d) are revised to read as follows:

**§ 36.4363 Nondiscrimination and equal opportunity in housing certification requirements.**

(a) Any request for a master certificate of reasonable value on proposed or existing construction, and any request for appraisal of individual existing housing not previously occupied, which is received on or after November 21, 1962, will not be assigned for appraisal prior to receipt of a certification from the builder, sponsor or other seller, in the form prescribed by the Administrator, that neither it nor anyone authorized to act for it will decline to sell any property included in such request to a prospective purchaser because of his or her race, color, religion, sex or national origin.

* * * * *

(c) Each builder, sponsor or other seller requesting approval of site and subdivision planning shall be required to furnish a certification, in the form prescribed by the Administrator, that neither it nor anyone authorized to act for it will decline to sell any property included in such request to a prospective purchaser because of his or her race, color, religion, sex or national origin. Site and subdivision analysis will not be commenced by the Veterans Administration prior to receipt of such certification.

(d) No commitment shall be issued and no loan shall be guaranteed or insured under 38 U.S.C. ch. 37 unless the veteran certifies, in such form as the Administrator shall prescribe, that

(1) Neither he/she, nor anyone authorized to act for him/her, will refuse to sell or rent, after the making of a bona fide offer, or refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny the dwelling or property covered by this loan to any person because of race, color, religion, sex, or national origin.

(2) He/she recognizes that any restrictive covenant on the property relating to race, color, religion, sex or national origin is illegal and void and any such covenant is specifically disclaimed; and

(3) He/she understands that civil action for preventive relief may be brought by the Attorney General of the United States in any appropriate U.S. District Court against any person responsible for a violation of the applicable law.

34. In § 36.4364, paragraphs (c) (1), (2) and (4), (d) introduction, and (e) are revised to read as follows:

**§ 36.4364 Correction of structural defects.**

* * * * *

(c) An applicant for assistance under this section must establish that:

(1) The applicant is the owner of a one- to four-family dwelling which was inspected during construction by the Veterans Administration or the Federal Housing Administration.

(2) The applicant is an original veteran-borrower on an outstanding guaranteed, insured or direct loan secured by a mortgage on such dwelling which was made, guaranteed or insured on or after May 8, 1968. The Administrator may, however, recognize an applicant who is not the original veteran-borrower but who contracted to assume such borrower's personal obligation thereunder, if the Administrator determines that such recognition would be in the best interests of the Government in the particular case.

* * * * *

(4) The applicant has made reasonable efforts to obtain correction of such structural defect by the builder, seller, or other person or firm responsible for the construction of the dwelling.

(d) In those instances in which the Administrator determines that assistance under this section is appropriate and necessary the Administrator may take any of the following actions:

* * * * *

(e) To the extent of any expenditure made by the Administrator pursuant to paragraph (d) of this section the Administrator shall be subrogated to any legal rights the borrower or applicant described in paragraph (c)(2) of this section may have against the builder, seller, or other persons arising out of the structural defect or defects.

* * * * *

**§ 36.4365 [Revoked]**

35. The centerhead "Refinancing—38 U.S.C. 1814" is canceled and § 36.4365 is revoked.

36. The centerhead is amended and § 36.4390 is revised to read as follows:

FEDERALLY ASSISTED CONSTRUCTION CONTRACTS—NONDISCRIMINATION IN EMPLOYMENT—EXECUTIVE ORDERS 11246 AND 11375

**§ 36.4390 Purpose.**

Sections 36.4390 through 36.4393 are promulgated to achieve the aims of the applicable provisions of Executive Orders 11246 and 11375 and the regulations of the Secretary of Labor with respect to federally assisted construction contracts.

37. In § 36.4391, the introductory portions of paragraphs (b) and (c) are revised to read as follows:

**§ 36.4391 Applicability.**

* * * * *

(b) The provisions of Executive Orders 11246 and 11375 and the rules and regulations of the Secretary of Labor are applicable to:

* * * * *

(c) The provisions of Executive Orders 11246 and 11375 and the rules and regulations of the Secretary of Labor are not applicable to:

* * * * *



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38. In § 36.4392, paragraphs (1) and (2) of the equal opportunity clause and the last unnumbered paragraph in this section are revised to read as follows:

**§ 36.4392 Certification requirements.**

• • • • • •

"During the performance of this contract the contractor agrees as follows:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.

(2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex or national origin.

• • • • • •

In addition, the undersigned agrees that if it fails or refuses to comply with these undertakings such failure or refusal shall be a proper basis for cancellation by the Veterans Administration of any outstanding master certificates of reasonable value or individual certificates of reasonable value relating to proposed construction, except in respect to cases in which an eligible veteran has contracted to purchase a property included on such certificates, and for the rejection of future requests submitted by the undersigned or on his or her behalf for site approval, appraisal services, and direct loan fund reservation commitments until satisfactory assurance of future compliance has been received from the undersigned, and for referral of the case to the Department of Justice for appropriate legal proceedings.

39. In § 36.4393, paragraphs (a), (b), (f), (g) and (h) are revised to read as follows:

**§ 36.4393 Complaint and hearing procedure.**

(a) Upon receipt of a written complaint signed by the complainant to the effect that any person, firm or entity has violated the undertakings referred to in § 36.4392, such person, firm or other entity shall be invited to discuss the matter in an informal hearing with the Director of the Veterans Administration regional office or center.

(b) If the existence of a violation is denied by the person, firm or other entity against which a complaint has been made, the Director or designee shall conduct such inquiries and hearings as may be deemed appropriate for the purpose of ascertaining the facts.

• • • • • •

(f) Failure or refusal to comply and give satisfactory assurances of future compliance with the equal employment opportunity requirements shall be proper basis for applying sanctions. The sanctions shall be applied in accordance with the provisions of Executive Order 11246 as amended and the regulations of the Secretary of Labor.

(g) Upon written application, a complainant or a person, firm or other entity against which a complaint has been filed may apply to the Chief Benefits Director for a review of the action taken by a Director. Upon receiving such application, the Chief Benefits Director may designate a representative or representatives to conduct an informal hearing and to make a report of findings. The Chief Benefits Director may, after a review of such report, modify or reverse an action taken by a Director.

(h) Reinstatement of restricted persons, firms or other entities shall be within the discretion of the Chief Benefits Director and under such terms as the Chief Benefits Director may prescribe.

*Effective Dates.* These VA Regulations are effective December 31, 1974, except §§ 36.4203(a), 36.4301(i), (aa), (ff), (hh), 36.4302(h)(3), 36.4313(e), 36.4320(h)(10), 36.4335(a), 36.4336(a) and 36.4358 which are effective April 1, 1975.

Approved: August 11, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
*Deputy Administrator.*

[FR Doc.75-21666 Filed 8-15-75;8:45 am]

## Title 43—Public Lands: Interior

### CHAPTER II—BUREAU OF LAND MANAGEMENT, DEPARTMENT OF THE INTERIOR

### APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 4507; Los Angeles 0156815]

### CALIFORNIA

### Withdrawal for National Forest Administrative Sites and Recreation Areas

*Correction*

In FR Doc. 68-9164 appearing at page 10932 of the issue for Thursday, August 1, 1968, in the land description under *Santa Ana Recreation Area*, page 10932, in the fourth line a comma should be inserted between "Sec. 8, NE¼" and "E½NW¼,".

## Title 45—Public Welfare

### CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### PART 201—GRANTS TO STATES FOR PUBLIC ASSISTANCE PROGRAMS

### Procedures for Reconsidering Disallowances of Federal Financial Participation

On June 17, 1975 the Department of Health, Education, and Welfare published proposed regulations designed to formalize the procedures under which the Social and Rehabilitation Service will reconsider disallowances of Federal financial participation pursuant to section 1116(d) of the Social Security Act, 42 U.S.C. section 1316(d).

The purpose of these regulations is to provide an established procedure for use in disallowance cases, allowing the Department to proceed in an orderly fashion while giving the States a full opportunity to know the basis of the proposed action against them; an opportunity to present material in support of any claim, and to be informed of what evidence was used to reach a decision. While these regulations do not establish formal adjudicatory hearings they do provide a forum through which the rights and interests of various parties can best be represented. This goal is accomplished through the creation of a written administrative record which is to be the basis of the Administrator's decision; a requirement that the State agency be fully apprised of all matters on which the Regional Office relied; an opportunity for the States to submit and comment • • • on the evidence at several points in the process; and an opportunity for a State to obtain a conference with the Administrator to discuss the State's position on the issues. The Department feels that the process set forth in these regulations is sufficiently flexible to permit a State to tailor the process to its capacity and circumstances by submitting only what is necessary and by providing ample opportunity for the State to make its case. The Department feels that the process evolved will afford to affected States all substantive rights to which they are entitled.

Public comments were solicited at the time these regulations were proposed on June 17, 1975 (40 FR 25599). During the comment period 20 letters were received from State governments, State welfare administrations, private interest groups and legal aid groups. Most of the respondents supported the concept of the regulation and its general procedures, but many suggested changes and additions. The major areas of criticism were as follows:

1. The broad definition of the term "disallowances" used in § 201.14(a)(6) of the proposed regulation. Respondents felt that the term could be construed as covering cases of failure to comply with state plan requirements and thus could erode the conformity hearing protections. (Social Security Act section 1116(a), 404, 604)

Response: These "disallowance" procedures do not cover section 1116(a). These regulations are not meant in any way to conflict with or infringe on the procedures established for conformity hearings. These regulations cover only disallowances of FFP under section 1116(d), which in the past were not covered by any specific formalized procedures. These regulations do not change section 1116(a), section 404 or section 604 of the Social Security Act which provide for hearings on initial disapprovals of state plans and initial findings that states are not administering their state plans in conformity with the requirements of the Social Security Act.

2. Several legal aid and public interest groups raised the objection that the disallowance procedures resulted in recipients suffering the brunt of the penalties imposed. They also requested that they be given notice of any pending disallowances proceedings and an opportunity for comment and intervention.

Response: The Department feels that the comments misconstrue the nature and purpose of these regulations. In all cases assistance payments and other expenditures will have already been made by the State and thus the recipients are not really affected. Furthermore, it is reasonable to assume that States will vigorously defend against a proposed disallowance and will adequately present and defend the issues involved. If a disallowance is upheld it will be because the claim was improper and disallowance of improperly claimed FFP is mandated by section 1116(d); this regulation seeks only to provide procedures for that mandated disallowance. As to the second point raised, concerning participation in the proceedings by public interest groups, the Department feels that the administrative burdens that this would impose would outweigh any limited benefits that would result from the suggested change.

3. Objections were made to the fact that the regulations set forth numerous time limits that the States must meet regarding submission of material and other matters while the Federal agency is not so bound.

Response: The Department felt that this was a valid criticism and has changed the regulations to provide comparable time limitations on the Regional Commissioner. The Administrator, however, is not restricted to specific time limits.

4. Numerous respondents objected to the practice of deferring claims for FFP pending review by SRS.

Response: While the Department believes that it has adequate authority to defer claims, this regulation does not address that question but rather only the question of disallowances. These comments are therefore not relevant.

5. Many of the comments dealt with the issue of judicial review, arguing that HEW should recognize that it is a right in disallowances cases.

Response: The Department recognizes that judicial review is available after final agency action on reconsideration.

6. Several respondents felt that titles IV-B and XX should be added to the list of titles in section 201.14(a) to which the regulation applies.

Response: The Department agrees with this suggestion and the changes are incorporated in the regulation.

7. The question was raised as to whether the conference in (d)(7) was mandatory and to what extent it comported with due process.

Response: The Department notes that it is mandatory for the Administrator to hold the conference specified in (d)(7) if such a conference is requested by a State. The Department recognizes that the right of a State to be represented by counsel is implicit in these regulations, and is of the opinion that the conference provision and the regulations as a whole afford due process to the States.

8. Several of the letters requested additional due process procedures such as the right to confront and crossexamine witnesses, and engage in formal oral arguments.

Response: The Department feels that the proposed process, taken as a whole, comports with due process. The purpose of these regulations is not to establish an Administrative Procedure Act adjudicatory type of hearing. Rather, the regulations provide an appeals procedure which is adapted to the problems at hand and which allows for sufficient input by all parties involved. Any additional procedural requirements would further burden and slow the process while not really affording any more substantive protections to the parties involved. Accordingly, after consideration of all comments, the proposed regulations, with the indicated changes are hereby adopted.

Part 201 of Chapter II, Title 45 of the Code of Federal Regulations is amended by adding a new § 201.14 to read as follows:

**§ 201.14 Reconsideration under section 1116(d) of the Act.**

(a) *Applicability.* This section applies to any disallowance of any item or class of items for which FFP is claimed under title I, IV, VI, X, XIV, XVI(AABD) or XIX, or XX of the Act. Such disallowances include:

(1) Reduction of the Federal share of assistance payments under title IV-A, for failure to certify WIN registrants (section 402(e) of the Act);

(2) Reduction by one per centum of the quarterly amount payable to a State for all expenditures under title IV-A for failure, in certain cases, to carry out the provisions of section 402(a)(15) of the Act which require the offering of and arrangement for the provision of family planning services (section 402(f) of the Act);

(3) Reduction by one percentum of the quarterly amount payable to a State for all expenditures under title IV-A for failure, in certain cases, to inform of and provide or arrange for certain child health screening, diagnosis, and corrective treatment services (section 403(g) of the Act);

(4) Reduction of the medical assistance percentage paid to a State, under certain circumstances, for failure to have in operation an effective program of control over utilization of certain inpatient medical services (section 1903(g) of the Act);

(5) Reduction of a State's expenditures under title XIX which are subject to FFP, for failure to establish a reasonable differential between the cost of skilled nursing facility services and intermediate care facility services (section 1903(h) of the Act); and

(6) Any other decision pursuant to sections 3, 403, 422, 455, 603, 1003, 1403, 1603, 1903, or 2003, of the Act.

(b) *Notice of disallowance determination.* (1) When the Regional Commissioner determines that a State claim for FFP in expenditures for a particular item or class of items is not allowable, the Regional Commissioner shall promptly issue a disallowance letter to the State.

(2) This disallowance letter shall include where appropriate:

(i) the date or dates on which the State's claim for FFP was made;

(ii) the time period during which the expenditures in question were made or claimed to have been made;

(iii) the date and amount of any payment or notice of deferral;

(iv) a statement of the amount of FFP claimed, allowed, and disallowed and the manner in which these amounts were calculated;

(v) findings of fact on which the disallowance determination is based or a reference to other documents previously or contemporaneously furnished to the State (such as a report of a financial review or audit) which contain the findings of fact on which the disallowance determination is based;

(vi) pertinent citations to the law, regulations, guides and instructions supporting the action taken; and

(vii) notice of the State's right to request reconsideration of the disallowance under this section and the time within such request must be made.

(c) *Request for reconsideration.* (1) To obtain reconsideration of a disallowance of an item or class of items for FFP, a State shall, within 30 days of the date of the disallowance letter, request reconsideration by the Administrator, with copy to the Regional Commissioner, and enclose a copy of the disallowance letter.

(2) The request for reconsideration must be accompanied by a brief statement of the issues in dispute, including an explanation of the State's position with respect to each issue.

(d) *Reconsideration procedures.* (1) The Administrator will promptly acknowledge receipt of a State's request for reconsideration.

(2) Upon receipt of a copy of the request for reconsideration, the Regional Commissioner shall, within 30 days of the request, provide to the Administrator a complete record of all material which he believes to have a bearing on the reconsideration, including any reports of audit or review which were the basis for his decision.

(3) The Administrator shall promptly forward to the State a list of all items currently in the record, including those received from the Regional Commissioner, and make available for examination, inspection and copying any such items not previously received by the State.

(4) Within 60 days from the date of the Administrator's transmittal to the State under paragraph (d)(3) of this section, the State shall submit in writing to the Administrator any new relevant







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evidence, documentation, or argument and shall simultaneously submit a copy thereof to the Regional Commissioner.

(5) The Regional Commissioner shall, within 60 days of submittal by the State, submit to the Administrator (with a copy to the State) an analysis of the issues relevant to the disallowance including:

(i) a restatement of the findings on which the disallowance was based:

(ii) a response to each issue raised by the State with respect to such findings;

(iii) a response to any other issues raised by the State, providing additional documentation when necessary; and (iv) any additional documentation which he deems relevant.

(6) The State may respond to the material submitted by the Regional Commissioner by submitting to the Administrator within 15 days any supplemental material the State wishes to have entered into the record.

(7) At the time of submitting any additional material pursuant to paragraph (d)(4), the State may obtain, upon request to him, a conference with the Administrator, during which it may discuss with the Administrator its position on the issues. The State may, at its own expense, have such conference transcribed; the transcript shall become part of the administrative record.

(8) In reconsidering the disallowance, the Administrator may request any additional information or documents necessary to his decision.

(9) New relevant evidence received into the record by the Administrator pursuant to paragraph (d)(8) which is not received from, or previously otherwise made available to, the State shall promptly be made available to the State for examination, inspection, and copying and the State will be given appropriate additional time for comment.

(10) All documents, reports, correspondence, and other materials considered by the Administrator in reaching his decision shall constitute the record of the reconsideration proceedings.

(11) After consideration of such record and the laws and regulations pertinent to the issues in question, the Administrator shall issue a written decision, based on the administrative record, which summarizes the facts and cites the regulations or statutes that support the decision. The decision shall constitute final administrative action on the matter and shall be promptly mailed to the head of the State agency.

(e) *Implementation of the decision.* If the decision requires an adjustment in the Federal share, either upward or downward, this will be reflected in subsequent grant awards.

(12) Either the state or the Regional Commissioner may request from the Administrator, for good cause, an extension of any of the time limits specified in this section.

(13) No section of this regulation shall be interpreted as waiving the Department's right to assert any provision or exemption in the Freedom of Information Act.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

*Effective:* This regulation shall be effective November 17, 1975.

(Catalog of Federal Domestic Assistance Program No. 13.781, Public Assistance—Maintenance Assistance (State Aid)); 13.717, Medical Assistance Program; 13.754, Public Assistance—Social Services)

Dated: August 7, 1975.

JOHN A. SVAHN,
*Acting Administrator, Social and Rehabilitation Service.*

Approved: August 8, 1975.

CASPAR W. WEINBERGER,
*Secretary.*

[FR Doc.75-21641 Filed 8-15-75;8:45 am]

## CHAPTER VI—NATIONAL SCIENCE FOUNDATION

## PART 650—PATENTS

### Disposition of Rights in Inventions

Effective immediately, Chapter VI, Part 650 of Title 45 of the Code of Federal Regulations is amended as stated below. This amendment is identical to the proposed amendment published in the FEDERAL REGISTER on March 21, 1975 (40 FR 12819). Only one comment was received and has been duly considered. This amendment provides for certain limitations on the use of Foundation funds for further development of inventions made in the course of or under Foundation awards in cases where the inventing organization has been allowed to retain principal rights in such inventions.

Chapter VI, Part 650 of Title 45 of the Code of Federal Regulations is amended as follows:

1. § 650.8(c) is amended by adding the following new subparagraph (6) after subparagraph (5) and renumbering the present subparagraph (6) as subparagraph (7): "(6) include a provision similar to that set forth in § 650.9(c)(2); and".

2. Paragraphs (2) and (3) of § 650.9(c) are renumbered "(3)" and "(4)" respectively. A new paragraph (2) is added as follows:

(2) The willingness of a grantee to assume the costs and risks associated with the bringing of an invention to the point of practical application is a significant factor influencing most determinations that the grantee should be allowed to retain principal rights in an invention made under the award. Consequently, a provision limiting the use of Foundation funds for further development of such inventions will normally be included as a condition of each such determination. For this purpose, a provision such as the following shall be used:

(a) Unless specifically approved by the Grants and Contracts Officer, the grantee shall not use funds provided by the Foundation for performing development, engineering, or design work directed toward a commercial embodiment of the invention.

(b) Subsection (a) shall not apply to efforts made to improve the invention for the primary purpose of enhancing its utility in connection with scientific research conducted by the grantee. Further to the extent that the work statement in the award or proposal upon which the award was based clearly specifies a line of research to be pursued, subsection (a) shall not apply to the pursuance of such research.

3. In the last paragraph of § 650.9(c)(4) (previously § 650.9(c)(3)) delete "(2)" and substitute "(3)" therefor.

Dated: August 8, 1975.

H. GUYFORD STEVER,
*Director.*

[FR Doc.75-21650 Filed 8-15-75;8:45 am]

## Title 47—Telecommunication

## CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75-953]

## PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

In the matter of amendment of Footnote NG63 in Part 2 of the Commission's rules to reflect the current status of UHF-TV translator stations licensed to operate in the band 806-890 MHz.

1. Footnote NG63 to the Table of Frequency Allocations, § 2.106 of the Commission's rules and regulations, currently sets forth certain conditions under which UHF-TV translator stations, holding valid licenses to operate in the band 806-890 MHz (channels 70-83) as of the effective date (November 15, 1971) of the decision in Docket No. 18861 (36 FR 19588, October 8, 1971; FCC 71-1015) may continue to so operate, with protection from the land mobile service, for the balance of their license terms. The footnote stipulates, however, that upon license renewal, such translator stations will become secondary with respect to the land mobile service.

2. Since the above mentioned translator licenses are valid for three years, all UHF-TV translator stations presently operating in the band 806-890 MHz have renewed their licenses at least once since the rules in Docket No. 18861 became effective. Therefore, all translator stations in this band are now operating on a secondary basis to the land mobile service and footnote NG63 is being amended herein to reflect this current situation.

3. Accordingly, pursuant to authority contained in sections 4(i) and 303 of the Communications Act of 1934, as amended, it is ordered, that effective September 25, 1975, footnote NG63 to the Table of Frequency Allocations, § 2.106 of the Commission's rules, is amended as set forth below. The prior notice and effective date provisions of 5 U.S.C. § 553 are being dispensed with as unnecessary since this order is editorial in nature and does not change the substance of the present rule.





(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: August 7, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] VINCENT J. MULLINS,
*Secretary.*

Part 2 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

In § 2.106, footnote NG63 is amended to read as follows:

§ 2.106 Table of frequency allocations.

* * * * *

NG63 Television Broadcast translator stations holding valid licenses on November 15, 1971, to operate in the frequency band 806-890 MHz (channels 70-83), may continue to operate in this band, pursuant to periodic license renewals, on a secondary basis to the land mobile radio service.

* * * * *

[FR Doc.75-21603 Filed 8-15-75;8:45 am]

## Title 50—Wildlife and Fisheries

## CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

## PART 20—MIGRATORY BIRD HUNTING

### Species Identification Requirement

In the FEDERAL REGISTER of July 2, 1975 (40 FR 27943), there was published a notice of proposed rulemaking to amend § 20.43 of Title 50 of the Code of Federal Regulations. This amendment would add the band-tailed pigeon (*Columba fasciata*) as a species exempted from the species identification requirement of § 20.43, which provides:

No person shall transport within the United States any migratory game birds, except doves, unless the head or one fully feathered wing remains attached to each such bird at all times while being transported from the place where taken until they have arrived at the personal abode of the possessor or a commercial preservation facility.

Interested persons were given until July 17, 1975, to submit written comments, suggestions or objections regarding the proposed amendment.

The only comment received was from the Committee for Humane Legislation, Inc., who objected to the exemption of band-tailed pigeons from regulations governing their protection by proper identification. By making it easier to move the dead birds across state lines, the Committee argued, the amendment is virtually opening up an expanded hunting range and offering ways of hiding "the kill" from police authorities. The Committee suggested that a total ban on the (interstate?) shipment of migratory birds would be more in line with the purposes of the Migratory Bird Treaty Act. The Committee also objected to shortening the comment period in deference to the convenience of hunters.

However, the species identification requirement is of little enforcement value because fully dressed rock doves (*Columba livia*), an unprotected species similar in appearance to the band-tailed pigeon, may be possessed in unlimited numbers. It is considered unwise to insist on rigid adherence to such a questionable restriction which also hinders sanitary preservation of carcasses intended for human consumption. Further, a total ban on the (interstate?) shipment of migratory birds is beyond the scope of the proposed amendment and no request has been received to initiate hearings on any such ban. Finally, although every attempt should be made to give the public the greatest possible opportunity to comment on amendments to the regulations, it is believed that two considerations fully justified, if they did not compel, shortening of the comment period on the instant amendment to 15 days. These considerations are: (1) The desirability of removing the species identification requirement with respect to band-tailed pigeons in time for the forthcoming hunting season (to begin September 1, 1975), and (2) the desirability of including notice of removal of this restriction in the annual regulatory announcement concerning season lengths, bag and possession limits, etc. for doves and pigeons. For the above reasons, it is also found that "good cause" exists within the terms of 5 U.S.C. 553(d)(3) of the Administrative Procedure Act; and these regulations will, therefore, take effect immediately upon publication.

After due consideration of the comment received, the U.S. Fish and Wildlife Service, under authority of the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 703-711), prescribes a species identification requirement as set forth below.

Effective: August 18, 1975.

Dated: August 12, 1975.

F. EUGENE HESTER,
*Acting Director,*
*U.S. Fish and Wildlife Service.*

Section 20.43 of Subchapter B, Chapter I of Title 50, Code of Federal Regulations, is revised to read as follows:

§ 20.43 Species identification requirement.

No person shall transport within the United States any migratory game birds, except doves and band-tailed pigeons (*Columba fasciata*), unless the head or one fully feathered wing remains attached to each such bird at all times while being transported from the place where taken until they have arrived at the personal abode of the possessor or a commercial preservation facility.

[FR Doc.75-21554 Filed 8-15-75;8:45 am]

## PART 32—HUNTING

### Seney National Wildlife Refuge, Michigan

The following special regulation is issued and is effective on August 18, 1975.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

MICHIGAN

SENEY NATIONAL WILDLIFE REFUGE

Public hunting of deer and bear on the Seney National Wildlife Refuge is permitted only on the area designated as open to hunting. The open area, comprising 85,200 acres, is delineated on a map available at the refuge headquarters, Seney Michigan and from the Regional Director, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111.

Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of deer and bear subject to the following special conditions:

(1) Bow and arrow hunting is permitted only on 33,525 acres of the refuge designated as Area B, from October 1 through November 14; and on the 85,200 acres of the refuge designated as Area A and Area B, from December 1 through December 31.

(2) Bear may be taken by archers only from October 1 through November 14 and by gun hunters only from November 15 through November 30. Bear may not be taken with the aid of dogs.

(3) Camping is permitted only west of the Driggs River except in designated Wilderness Area during the gun season. A Camp Registration Permit, obtainable at refuge headquarters, is required.

(4) All motorized conveyances are prohibited from traveling on dikes or off established roads and trails. Motorized bikes, All-Terrain Vehicles and snowmobiles are not permitted on the refuge.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32 and are effective through December 31, 1975.

JOHN R. FRYE,
*Refuge Manager,*
*Seney National Wildlife Refuge.*

AUGUST 11, 1975.

[FR Doc.75-21648 Filed 8-15-75;8:45 am]

## PART 32—HUNTING

### Seney National Wildlife Refuge, Michigan

The following special regulation is issued and is effective on August 18, 1975.

§ 32.32 Special regulations; upland game; for individual wildlife refuge areas.

MICHIGAN

SENEY NATIONAL WILDLIFE REFUGE

The public hunting of Ruffed Grouse and Snowshoe Hare on the Seney Na-

[1] Commissioners Reid, Hooks and Robinson absent.



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tional Wildlife Refuge is permitted only on the area designated as open to hunting. This open area, comprising 33,525 acres, is delineated on maps available at refuge headquarters, Seney, Michigan and from the Regional Director, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111.

Hunting shall be in accordance with all applicable State regulations governing the hunting of these species subject to the following special conditions:

(1) That portion of the refuge designated as Area A is closed to all hunting until November 15.

(2) All motorized conveyances are prohibited from traveling on dikes or off established roads and trails. Motorized bikes, All-Terrain Vehicles and snowmobiles are not permitted on the refuge.

The provisions of this special regulation supplements the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through February 29, 1976.

JOHN R. FRYE,
*Refuge Manager,*
*Seney National Wildlife Refuge.*

AUGUST 11, 1975.

[FR Doc.75-21649 Filed 8-15-75;8:45 am]



## Title 24—Housing and Urban Development

## CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FI-669]

## PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

### Status of Participating Communities

The purpose of this notice is to list those communities wherein the sale of flood insurance is authorized under the National Flood Insurance Program (42 U.S.C. 4001–4128).

Insurance policies can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the National Flood Insurers Association servicing company for the state (addresses are published at 39 FR 26186–93). A list of servicing companies is also available from the Federal Insurance Administration (FIA), HUD, 451 Seventh Street, SW., Washington, D.C. 20410.

The Flood Disaster Protection Act of 1973 requires the purchase of flood insurance as a condition of receiving any form of Federal or Federally related financial assistance for acquisition or construction purposes in a flood plain area having special hazards within any community identified by the Secretary of Housing and Urban Development.

The requirement applies to all identified special flood hazard areas within the United States, and no such financial assistance can legally be provided for acquisition or construction in these areas unless the community has entered the program. Accordingly, for communities listed under this Part no such restriction exists, although insurance, if required, must be purchased.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence new entries to the table. In each entry, a complete chronology of effective dates appears for each listed community. The date that appears in the fourth column of the table is provided in order to designate the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. These dates serve notice only for the purposes of granting relief, and not for the application of sanctions, within the meaning of 5 U.S.C. § 551. The entry reads as follows:

**§ 1914.4 List of Eligible Communities.**

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Arkansas | Johnson | Coal Hills, city of | Aug. 6, 1975, emergency | Jan. 10, 1975 | | |
| Connecticut | New Haven | Wolcott, town of | do | May 3, 1974 | | |
| Florida | Levy | Cedar Key, city of | do | Apr. 11, 1975 | | |
| Georgia | Sumter | Leslie, city of | do | May 31, 1974 | | |
| Illinois | Stark | Toulon, city of | do | Apr. 12, 1974 | | |
| Kansas | Leavenworth | Basehor, city of | do | | | |
| Do | Ottawa | Delphos, city of | do | June 21, 1974 | | |
| Do | Rooks | Stockton, city of | do | May 17, 1974 | | |
| Kentucky | Larue | Hodgenville, city of | do | Feb. 21, 1974 | | |
| Maine | Kennebec | China, town of | do | | | |
| Do | Somerset | Stalbuns, town of | do | | | |
| Do | Oxford | Upton, town of | do | | | |
| Maryland | Washington | Boonsboro, town of | do | July 26, 1974 | | |
| Do | Queen Anne's | Centerville, town of | do | Aug. 23, 1974 | | |
| Massachusetts | Worcester | Winchendon, town of | do | July 16, 1971 | | |
| Do | Berkshire | Westport, town of | Aug. 7, 1970, emergency<br>July 16, 1971, regular<br>July 20, 1975, suspension<br>July 30, 1975, reinstated | | | |
| Michigan | Wayne | Plymouth, township of | Aug. 6, 1975, emergency | Aug. 9, 1974 | | |
| Mississippi | Quitman and Panola. | Crowder, town of | do | June 7, 1974 | | |
| Do | Tippah | Ripley, city of | do | May 31, 1974 | | |
| Montana | Flathead | Whitefish, city of | do | Dec. 13, 1974 | | |
| Nebraska | Saline | Swanton, village of | do | May 24, 1975 | | |
| Nevada | Carson City | Carson City, city of | do | Nov. 22, 1974 | | |
| New Jersey | Warren | Franklin, township of | do | June 28, 1974 | | |
| Do | Hunterdon | Milford, borough of | do | Aug. 2, 1974 | | |
| Do | Hudson | Weehawken, township of | do | | | |
| Do | Gloucester | Woodburt, city of | do | Aug. 16, 1974 | | |
| New York | St. Lawrence | Canton, village of | do | Aug. 2, 1974 | | |
| Do | Saratoga | Corinth, town of | do | May 21, 1974 | | |
| Do | Washington | Hudson Falls, village of | do | | | |
| Do | Wayne | Macedon, village of | do | June 28, 1974 | | |
| Do | Tioga | Nichols, town of | do | | | |
| Do | Oneida | Paris, town of | do | Nov. 29, 1974 | | |
| North Carolina | Edgecombe | Unincorporated areas | do | May 24, 1974 | | |
| Do | Edgecombe | Whitakers, town of | do | | | |
| Ohio | Jefferson | Steubenville, city of | do | Nov. 2, 1973 | | |
| Do | Huron | Monroeville, village of | do | | | |





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Ohio | Monroe | Woodsfield, village of | do | June 7, 1974 | | |
| Oklahoma | Caddo | Apache, city of | do | | | |
| Do | Washington | Dewey, city of | do | May 31, 1974 | | |
| Oregon | Coos | Powers, city of | do | Nov. 23, 1973 | | |
| Pennsylvania | Erie | Amity, township of | do | | | |
| Do | Susquehanna | Aratat, township of | do | Feb. 14, 1975 | | |
| Do | Pike | Greene, township of | do | Feb. 21, 1975 | | |
| Do | Bradford | Litchfield, township of | do | Nov. 1, 1974 | | |
| Do | Washington | Long Branch, borough of | do | Nov. 8, 1974 | | |
| Do | Franklin | Mercersburg, borough of | do | June 21, 1974 | | |
| Do | York | North Codorus, township of | do | Feb. 7, 1975 | | |
| Do | Bradford | North Towanda, township of, | do | July 26, 1974 | | |
| Do | Berks | Ruscombmanor, township of, | do | | | |
| Do | Chester | Sadsbury, township of | do | Sept. 13, 1974 | | |
| Do | Schuylkill | South Manheim, township of, | do | Jan. 10, 1975 | | |
| Do | Allegheny | Turtle Creek, borough of | do | Feb. 1, 1974 | | |
| Do | Chester | Upper Oxford, township of | do | Dec. 6, 1974 | | |
| Do | do | West Brandywine, township of, | do | Sept. 13, 1974 | | |
| Do | Butler | Worth, township of | do | Nov. 15, 1974 | | |
| South Carolina | Anderson | Iva, town of | do | May 31, 1974 | | |
| Do | Horry | Loris, town of | do | June 21, 1974 | | |
| Tennessee | Montgomery | Clarksville, city of | July 31, 1975, emergency | Sept. 6, 1974 | | |
| Texas | Gonzales | Gonzales, city of | Aug. 6, 1975, emergency | May 24, 1974 | | |
| Do | Lamar | Roxton, city of | do | May 3, 1974 | | |
| Washington | Whitman | Oakesdale, town of | do | Dec. 27, 1974 | | |
| Do | do | St. John, town of | do | May 24, 1974 | | |
| West Virginia | Webster | Camden-On-Gauley, town of. | do | Aug. 9, 1974 | | |
| Do | Tyler | Unincorporated areas | do | Dec. 20, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Choctaw | Butler, city of | Aug. 7, 1975, emergency | | | |
| Do | Chilton | Clanton, city of | do | June 28, 1974 | | |
| Do | Cocsa | Unincorporated areas | do | Dec. 27, 1974 | | |
| Do | Madison | New Hope, town of | do | June 14, 1974 | | |
| Do | De Kalb | Valley Head, town of | do | May 3, 1974 | | |
| Alaska | Bristol Bay Borough. | Dillingham, city of | do | May 31, 1974 | | |
| Arkansas | Randolph | Maynard, town of | do | Jan. 24, 1975 | | |
| Do | Pope | Atkins, city of | do | | | |
| Do | Washington | Winslow, city of | do | Jan. 3, 1975 | | |
| California | Los Angeles | Alhambra, city of | do | June 28, 1974 | | |
| Do | Modoc | Alturas, city of | do | May 31, 1974 | | |
| Do | Kern | Bakersfield, city of | do | Aug. 16, 1974 | | |
| Do | Inyo | Bishop, city of | do | June 7, 1974 | | |
| Do | Los Angeles | La Mirada, city of | do | June 28, 1974 | | |
| Do | Santa Clara | Monte Sereno, city of | do | May 24, 1974 and Mar. 7, 1975 | | |
| Do | Los Angeles | Pomona, city of | do | June 28, 1974 | | |
| Do | do | Signal Hill, city of | do | June 28, 1974 | | |
| Do | Placer | Rocklin, city of | do | July 19, 1974 | | |
| Do | Orange | San Juan Capistrano, city of. | do | May 10, 1974 | | |
| Colorado | Phillips | Haxtun, town of | do | | | |
| Do | do | Holyoke, town of | do | June 28, 1974 | | |
| Do | Boulder | Lafayette, city of | do | May 24, 1974 | | |
| Do | Weld | Nunn, town of | do | Aug. 30, 1974 | | |
| Do | Pitkin | Unincorporated areas | do | | | |
| Florida | Gulf | do | do | | | |
| Do | Pasco | Zephyrhills, city of | do | Feb. 1, 1974 | | |
| Georgia | De Kalb | Clarkston, city of | do | Feb. 21, 1975 | | |
| Do | Camden | Woodbine, city of | do | June 14, 1974 | | |
| Illinois | McLean | Danvers, village of | do | June 28, 1974 | | |
| Do | Menard | Greenview, village of | do | Nov. 23, 1973 | | |
| Do | Peoria | Kingston Mines, village of | do | Dec. 28, 1973 | | |
| Do | Warren | Unincorporated areas | do | Dec. 27, 1974 | | |
| Do | Vermilion | Westville, village of | do | June 28, 1974 | | |
| Indiana | Hamilton | Carmel, town of (including Clay Township). | do | Aug. 9, 1974 | | |
| Do | Wells | Vera Cruz, town of | do | Dec. 7, 1973 | | |
| Iowa | Kossuth | Bancroft, city of | do | | | |
| Do | Cerro Gordo | Clear Lake, city of | do | May 24, 1974 | | |
| Do | Plymouth | Le Mars, city of | do | Jan. 16, 1974 | | |
| Iowa | Sac | Wall Lake, city of | do | | | |
| Do | Dubuque | Worthington, town of | do | Nov. 1, 1974 | | |
| Kansas | Reno | Buhler, city of | do | | | |
| Do | Osage | Carbondale, city of | do | May 24, 1974 | | |
| Do | Greenwood | Madison, city of | do | July 19, 1974 | | |
| Do | Franklin | Rantoul, city of | do | Nov. 15, 1974 | | |
| Do | Reno | South Hutchinson, city of | do | | | |
| Kentucky | Mercer | Burgin, city of | do | May 10, 1974 | | |
| Do | Hopkins | Mortons Gap, city of | do | May 17, 1974 | | |
| Do | Lewis | Vanceburg, city of | do | Feb. 1, 1974 | | |
| Massachusetts | Essex | Amesbury, town of | do | June 14, 1974 | | |
| Do | Berkshire | Cheshire, town of | do | Sept. 13, 1974 | | |
| Do | Worcester | Rutland, town of | do | Dec. 6, 1974 | | |
| Michigan | Livingston | Fowlerville, village of | do | | | |
| Minnesota | Crow Wing | Crosslake, city of | do | Sept. 13, 1974 | | |
| Do | Chisago | Taylors Falls, city of | do | May 24, 1974 | | |
| Nebraska | Holt | Inman, village of | do | Dec. 27, 1974 | | |
| New Hampshire | Rockingham | Windham, town of | do | Aug. 16, 1974 | | |



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| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| New Jersey | Salem | Penns Grove, borough of | do | June 28, 1974 | | |
| Do | Passaic | Prospect Park, borough of | do | May 3, 1974 | | |
| New Mexico | Otero | Unincorporated areas | do | Aug. 9, 1974 | | |
| New York | Delaware | Samford, village of | do | May 17, 1974 | | |
| Do | Chenango | Norwich, town of | do | Sept. 20, 1974 | | |
| North Carolina | Halifax | Enfield, town of | do | Nov. 30, 1973 | | |
| North Dakota | Ramsey | Devils Lake, city of | do | Feb. 21, 1975 | | |
| Ohio | Ashtabula | Rock Creek, village of | do | Apr. 5, 1974 | | |
| Oklahoma | Muskogee | Haskell, town of | do | Apr. 12, 1973 | | |
| Pennsylvania | Lehigh | Alburtis, borough of | do | Jan. 16, 1974 | | |
| Do | Beaver | Big Beaver, borough of | do | Jan. 31, 1975 | | |
| Do | Bedford | Broad Top, township of | do | Jan. 17, 1975 | | |
| Do | Cambria | Cassandra, borough of | do | Nov. 8, 1974 | | |
| Do | Bradford | Burlington, borough of | do | Aug. 16, 1974 | | |
| Do | Schuylkill | East Norwegian, township of. | do | Jan. 31, 1975 | | |
| Do | Lackawanna | Fell, township of | do | Jan. 3, 1975 | | |
| Do | Columbia | Fishing Creek, township of | do | Nov. 1, 1974 | | |
| Do | Northampton | Glendon, borough of | do | Nov. 15, 1974 | | |
| Do | Delaware | Millbourne, borough of | do | Jan. 24, 1975 | | |
| Do | Beaver | Ohioville, borough of | do | Jan. 24, 1975 | | |
| Do | Pike | Shohola, township of | do | Feb. 14, 1975 | | |
| Pennsylvania | Allegheny | South Versailles, township of. | do | Aug. 2, 1974 | | |
| Do | Warren | Sugar Grove, borough of | do | May 31, 1974 | | |
| Do | Mifflin | Union, township of | do | Nov. 29, 1974 | | |
| Do | Tioga | Union, township of | do | Jan. 17, 1975 | | |
| Do | Bradford | Wyalusing, borough of | do | Feb. 1, 1974 | | |
| Texas | Dallas | Balch Springs, city of | do | Mar. 8, 1974 | | |
| Do | Castro | Dimmitt, city of | do | May 10, 1974 | | |
| Do | Lampasas | Lampasas, city of | do | Aug. 30, 1974 | | |
| Do | Webb | Laredo, city of | do | Dec. 7, 1973 | | |
| Do | Collin | Murphy, city of | do | Apr. 12, 1974 | | |
| Do | Fischer | Rotan, city of | do | | | |
| Utah | Washington | Santa Clara, town of | do | | | |
| Vermont | Essex | Brunswick, town of | do | June 28, 1974 | | |
| Do | Windham | Jamaica, town of | do | Aug. 9, 1974 | | |
| Do | Lamoille | Stowe, village of | do | July 26, 1974 | | |
| Do | Rutland | West Rutland, town of | do | | | |
| Washington | Ferry | Unincorporated areas | do | | | |
| Do | Skagit | Hamilton, town of | do | Aug. 30, 1974 | | |
| Washington | Whitman | Tekoa, city of | do | Dec. 27, 1974 | | |
| West Virginia | Tucker | Hendricks, town of | do | | | |
| Do | Randolph | Unincorporated areas | do | Dec. 17, 1973 | | |
| Wisconsin | Dane | Black Earth, village of | do | | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Macon | Tuskegee, city of | Aug. 8, 1975, emergency | Aug. 16, 1974 | | |
| Arizona | Maricopa | El Mirage, town of | do | Feb. 15, 1974 | | |
| Do | do | Goodyear, town of | do | Mar. 15, 1974 | | |
| Arkansas | Independence | Newark, city of | do | do | | |
| California | Los Angeles | Santa Fe Springs, city of | do | June 28, 1974 | | |
| Colorado | Otero | Unincorporated areas | do | May 31, 1974 | | |
| Do | Lincoln | Hugo, town of | do | Mar. 22, 1974 | | |
| Illinois | Cook | Bridgeview, village of | do | Jan. 9, 1974 | | |
| Do | Kankakee | Momence, city of | do | Aug. 30, 1974 | | |
| Do | Lake | Old Mill Creek, village of | do | May 3, 1974 | | |
| Do | Edgar | Paris, city of | do | July 26, 1974 | | |
| Indiana | Porter | Portage, city of | do | June 7, 1974 | | |
| Do | Huntington | Huntington, city of | do | Aug. 16, 1974 | | |
| Iowa | Woodbury | Lawton, town of | do | Jan. 23, 1974 | | |
| Do | Lee | Montrose, city of | do | May 3, 1974 | | |
| Do | Bremer | Sumner, city of | do | June 28, 1974 | | |
| Kansas | Smith | Smith Center, city of | do | | | |
| Do | Ford | Wilroads Gardens, improvement district. | do | Jan. 23, 1974 | | |
| Kentucky | Nelson | New Haven, city of | do | May 10, 1974 | | |
| Kentucky | Nelson | Bloomfield, city of | do | May 31, 1974 | | |
| Do | Boyle | Danville city of | do | | | |
| Do | Lawrence | Louisa, city of | do | | | |
| Do | Spencer | Unincorporated areas | do | May 31, 1974 | | |
| Do | Nelson | Bradstown, city of | do | Oct. 25, 1974 | | |
| Maine | Washington | Jonesport, town of | do | Oct. 20, 1974 | | |
| Do | do | Marshfield, town of | do | Mar. 22, 1974 | | |
| Massachusetts | Hampden | Longmeadow, town of | do | June 28, 1974 | | |
| Do | do | Russell, town of | do | July 26, 1974 | | |
| Do | Middlesex | Hudson, town of | do | May 24, 1974 | | |
| Michigan | Grand Traverse | Traverse City, city of | do | Mar. 29, 1974 | | |
| Missouri | Butler | Fisk, city of | do | May 24, 1974 | | |
| Do | New Madrid | Marston, city of | do | Nov. 8, 1974 | | |
| New Hampshire | Grafton | Easton, town of | do | June 28, 1974 | | |
| New Jersey | Burlington | Bordentown, township of | do | May 31, 1974 | | |
| New York | Oneida | Boonville, village of | do | Oct. 18, 1974 | | |
| Do | Chautauqua | Bustl, town of | do | May 17, 1974 | | |
| Do | Jefferson | Chaumint, village of | do | May 31, 1974 | | |
| Do | Delaware | Franklin, village of | do | | | |





| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| New York | Cayuga | Montezuma, town of | do | May 31, 1974 | | |
| Do | Dutchess | Northeast, town of | do | Oct. 18, 1974 | | |
| Ohio | Harrison | Bowerston, village of | do | Aug. 9, 1974 | | |
| Do | Summit | Lakemore, village of | do | Feb. 8, 1974 | | |
| Oregon | Marion | Aumsville, city of | do | May 10, 1974 | | |
| Do | Umatilla | Weston, city of | do | May 17, 1974 | | |
| Pennsylvania | Northampton | Bath, borough of | do | June 28, 1974 | | |
| Do | Armstong | Bethel, township of | do | May 31, 1974 | | |
| Do | Columbia | Briar Creek, township of | do | | | |
| Do | Jefferson | Falls Creek, township of | do | Aug. 26, 1974 | | |
| Do | Tioga | Ward, township of | do | | | |
| South Dakota | Brown | Groton, city of | do | | | |
| Do | Todd | Mission, city of | do | | | |
| Tennessee | Bradley | Charleston, city of | do | Feb. 1, 1974 | | |
| Washington | Douglas | East Wenatchee, city of | do | | | |
| Wyoming | Teton | Jackson, town of | do | May 10, 1974 | | |

| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| Alabama | Clarke | Jackson, city of | Aug. 11, 1975, emergency | June 27, 1975 | | |
| Arizona | Cochise | Benson, town of | do | Jan. 16, 1974 | | |
| Arkansas | Woodruff | Cotton Plant, city of | do | June 21, 1974 | | |
| Do | Marion | Yellville, city of | do | Nov. 30, 1973 | | |
| Do | Jefferson | Whitehall, city of | do | Jan. 18, 1975 | | |
| Georgia | Worth | Poulan, city of | do | May 17, 1974 | | |
| Illinois | Grundy | Eileen, village of | do | Mar. 8, 1974 | | |
| Do | Menard | Petersburg, city of | do | Dec. 7, 1973 | | |
| Iowa | Johnson | Hills, town of | do | | | |
| Do | Fremont | Hamburg, city of | do | June 14, 1974 | | |
| Do | Tama | Tama, city of | do | June 28, 1974 | | |
| Kansas | Osborne | Osborne, city of | do | Mar. 15, 1974 | | |
| Do | Shawnee | Rossville, city of | do | Jan. 9, 1974 | | |
| Louisiana | Natchitoches Parish. | Robeline, village of | do | Apr. 12, 1973 | | |
| Maine | Somerset | Fairfield, town of | do | Nov. 1, 1974 | | |
| Do | Oxford | Hanover, town of | do | | | |
| Do | York | Limerick, town of | do | Jan. 10, 1975 | | |
| Do | Kennebec | Monmouth, town of | do | Apr. 18, 1975 | | |
| Massachusetts | Worcester | Berlin, town of | do | Oct. 18, 1974 | | |
| Massachusetts | Hampshire | Chesterfield, town of | do | Aug. 30, 1974 | | |
| Do | Berkshire | Clarksburg, town of | do | July 26, 1974 | | |
| Do | Bristol | Freetown, town of | do | Aug. 2, 1974 | | |
| Do | Plymouth | Halifax, town of | do | July 26, 1974 | | |
| Do | Norfolk | Medway, town of | do | Aug. 9, 1974 | | |
| Do | Worcester | Milford, town of | do | July 26, 1974 | | |
| Do | do | Southborough, town of | do | Aug. 2, 1974 | | |
| Do | Hampden | Wales, town of | do | Aug. 16, 1974 | | |
| Do | Middlesex | Winchester, town of | do | July 19, 1974 | | |
| Michigan | Cass | Dowagiac, city of | do | June 28, 1974 | | |
| Do | Calhoun | Springfield, city of | do | do | | |
| Minnesota | Kandiyohi | New London, city of | do | Apr. 5, 1974 | | |
| Missouri | Dunklin | Arbyrd, city of | do | | | |
| Do | Cass | East Lynne, city of | do | | | |
| Nebraska | Pierce | Unincorporated areas | do | | | |
| New Hampshire | Grafton | Franconia, town of | do | Feb. 21, 1975 | | |
| Do | Merrimack | Warner, town of | do | Aug. 9, 1974 | | |
| New Jersey | Bergen | South Hackensack, township of. | do | June 14, 1974 | | |
| New Mexico | San Miguel | Las Vegas, city of | do | June 28, 1974 | | |
| New York | Saratoga | Moreau, town of | do | Aug. 9, 1974 | | |
| New York | Lewis | Osceola, town of | do | Aug. 16, 1974 | | |
| Do | Jefferson | Rutland, town of | do | June 7, 1974 | | |
| North Carolina | Jones | Maysville, town of | do | | | |
| Ohio | Belmont | Holloway, village of | do | Aug. 23, 1974 | | |
| Oklahoma | Pittsburg | Quinton, town of | do | Aug. 16, 1974 | | |
| Oregon | Marion | Aurora, city of | do | Aug. 30, 1974 | | |
| Do | Wheeler | Mitchell, city of | do | Nov. 22, 1974 | | |
| Pennsylvania | Lawrence | Enon Valley, borough of | do | Jan. 17, 1975 | | |
| Do | Sullivan | Laporte, township of | do | Apr. 4, 1975 | | |
| Do | Tioga | Liberty, township of | do | do | | |
| Do | Chester | West Vincent, township of | do | Nov. 1, 1974 | | |
| South Dakota | Hand | Miller, city of | do | Apr. 25, 1975 | | |
| Tennessee | Obion | Obion, town of | do | Jan. 3, 1975 | | |
| Do | Smith | South Carthage, town of | do | Aug. 23, 1974 | | |
| Do | Lake | Tiptonville, town of | do | | | |
| Vermont | Windham | Brookline, town of | do | Dec. 6, 1974 | | |
| Virginia | Carroll | Unincorporated areas | do | Apr. 25, 1975 | | |
| Do | Grayson | Fries, town of | do | Dec. 20, 1974 | | |
| Do | Shenandoah | New Market, town of | do | Jan. 31, 1975 | | |



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| State | County | Location | Effective date of authorization of sale of flood insurance for area | Hazard area identified | State map repository | Local map repository |
|---|---|---|---|---|---|---|
| California | San Mateo | Redwood City, city of | Aug. 12, 1975, emergency | June 28, 1974 | | |
| Colorado | Mesa | Collbran, town of | do | Aug. 30, 1974 | | |
| Florida | De Soto | Arcadia, city of | do | June 21, 1974 | | |
| Illinois | Grundy | Mazon, village of | do | Oct. 18, 1974 | | |
| Do | Cook | South Chicago Heights, village of. | do | Apr. 12, 1974 | | |
| Do | Warren | Unincorporated areas | do | Dec. 27, 1974 | | |
| Iowa | Woodbury | Sloan, town of | do | May 24, 1974 | | |
| Maine | Somerset | Cornville, town of | do | Jan. 17, 1975 | | |
| Do | Lincoln | South Bristol, town of | do | Apr. 11, 1975 | | |
| Maryland | Dorchester | Cambridge, city of | do | Oct. 18, 1974 | | |
| Massachusetts | Worcester | Barre, town of | do | May 17, 1974 | | |
| Michigan | Washtenaw | Augusta, township of | do | | | |
| Do | Huron | Fairhaven, township of | do | | | |
| Minnesota | Clay | Felton, city of | do | | | |
| Do | Anoka and Ramsey. | Spring Lake Park, city of | do | May 10, 1974 | | |
| New Hampshire | Merrimack | Bradford, town of | do | June 28, 1974 | | |
| New York | Yates | Barrington, town of | do | | | |
| Do | Delaware | Bovina, town of | do | June 28, 1974 | | |
| Do | Clinton | Rouses Point, village of | do | June 14, 1974 | | |
| New York | Putnam | Southeast, town of | do | | | |
| North Dakota | Billings | | do | | | |
| Ohio | Wood | Bowling Green, city of | do | Oct. 18, 1974 | | |
| Do | Allen | Fort Shawnee, village of | do | | | |
| Do | Champaign | Mutual, village of | do | Jan. 9, 1974 | | |
| Do | Lorain | Wellington, village of | do | Jan. 31, 1975 | | |
| Pennsylvania | Perry | Centre, township of | do | May 3, 1974 | | |
| Do | Clearfield | Coalport, borough of | do | | | |
| Do | Huniata | Fayette, township of | do | Sept. 13, 1974 | | |
| Do | Mercer | Findley, township of | do | Jan. 31, 1975 | | |
| Do | Perry | Greenwood, township of | do | Aug. 30, 1974 | | |
| Do | Crawford | Hayfield, township of | do | | | |
| Do | Potter | Homer, township of | do | Apr. 25, 1975 | | |
| Do | Bedford | Londonderry, township of | do | June 28, 1974 | | |
| Texas | Harris | Bellaire, city of | do | | | |
| Vermont | Washington | Fayston, town of | do | Apr. 12, 1974 | | |
| Do | Franklin | Sheldon, town of | do | Feb. 7, 1975 | | |
| Do | Addison | Waltham, town of | do | Feb. 14, 1975 | | |
| Virginia | Craig | Unincorporated areas | do | | | |
| Georgia | Brantley | Unincorporated areas | Aug. 13, 1975, emergency | Mar. 21, 1975 | | |
| Illinois | Mercer | Seaton, village of | do | Dec. 20, 1974 | | |
| New Jersey | Atlantic | Weymouth, township of | do | July 26, 1974 | | |
| New York | Wyoming | Arcade, town of | do | Aug. 9, 1974 | | |
| Do | Jefferson | Herrings, village of | do | June 28, 1974 | | |
| Do | Cattaraugus | Great Valley, town of | do | July 19, 1974 | | |
| Pennsylvania | York | Jacobus, borough of | do | Dec. 28, 1973 | | |
| Do | Allegheny | Liberty, borough of | do | | | |

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969) as amended 39 FR 2787, Jan. 24, 1974.

Issued: August 6, 1975.

RICHARD W. KRIMM,
*Acting Federal Insurance Administrator.*

[FR Doc.75-21280 Filed 8-15-75;8:45 am]





# proposed rules

**This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.**

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### [ 25 CFR Part 221 ]

### OPERATION AND MAINTENANCE CHARGES

### Fort Apache Indian Irrigation Project; Proposed Revocation of Assessment Regulations

AUGUST 7, 1975.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 FR 13938).

Notice is hereby given that it is proposed to revoke §§ 221.180 through 221.184 of Part 221, Subchapter T, Chapter I of Title 25 of the Code of Federal Regulations. This revision is proposed pursuant to the authority contained in the Act of August 1, 1914 (39 Stat. 583, 25 U.S.C. 385).

The purpose of this revocation is to eliminate all assessments for operation and maintenance for the Fort Apache Indian Irrigation Project, Arizona and to reinstate the non-reimbursable status which existed prior to promulgation of these regulations in 1963 and promulgation of the predecessor to these regulations in 1959.

All persons who desire to submit comments, views, or arguments in connection with the proposed revision shall file them with the Area Director, Phoenix Area Office, Bureau of Indian Affairs, Phoenix, Arizona, no later than September 17, 1975.

MORRIS THOMPSON,
*Commissioner.*

[FR Doc.75-21642 Filed 8-15-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

### [ 7 CFR Part 981 ]

### ALMONDS GROWN IN CALIFORNIA

### Proposed Expenses of the Control Board and Rate of Assessment for the 1975–76 Crop Year

Notice is given of proposed expenses of the Almond Control Board and rate of assessment for the 1975–76 crop year. The proposal is pursuant to §§ 981.80 and 981.81 of the marketing agreement, as amended, and Order No. 981, as amended (7 CFR Part 981; 40 FR 4416). The amended marketing agreement and order regulate the handling of almonds grown in California, and are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The proposal is based on unanimous recommendation of the Almond Control Board. Proposed expenses of the Board for the 1975–76 marketing year, beginning July 1, 1975, total $3,524,100. The proposed rate of assessment is 2.18 cents per pound of almonds (kernel weight basis).

It is also proposed that unexpended assessment funds in excess of expenses incurred during the 1974–75 crop year ended June 30, 1975, be retained in an operating reserve. This is in accordance with the applicable provisions of §§ 981.80 and 981.81.

All persons who desire to submit written data, views, or arguments on this proposal should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, to be received no later than September 5, 1975. All written submissions made pursuant to this notice will be made available during regular business hours (7 CFR 1.27(b)).

The proposal is as follows:

1. Section 981.324 is removed as follows:

§ 981.324 [Removed]

2. Section 981.325 is added to read as follows:

§ 981.325 Expenses of the Control Board and rate of assessment for the 1975–76 crop year.

(a) *Expenses.* Expenses in the amount of $3,524,100 are reasonable and likely to be incurred by the Control Board during the crop year beginning July 1, 1975, for its maintenance and functioning and for such purposes as the Secretary may, pursuant to the provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for said crop year, payable by each handler in accordance with § 981.81, less any amount credited pursuant to § 981.41 but not to exceed 2 cents per pound of almonds (kernel weight basis), is fixed at 2.18 cents per pound of almonds (kernel weight basis).

(c) Unexpended assessment funds in excess of expenses incurred during the crop year ended June 30, 1975, shall be retained in an operating reserve fund in accordance with applicable provisions of §§ 981.80 and 981.81.

Dated: August 12, 1975.

D. S. KURYLOSKI,
*Acting Deputy Director,*
*Fruit and Vegetable Division.*

[FR Doc.75-21598 Filed 8-15-75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

### [ 14 CFR Part 71 ]

[Airspace Docket No. 75-SW-55]

### TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Magnolia, Ark.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 17, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An informal docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

In § 71.181 (40 FR 441), the following transition area is added:

MAGNOLIA, ARK.

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Magnolia Municipal Airport (latitude 33°13'45'' N., longitude 93°13'00'' W.); within 3.5 miles each side of the 171° bearing from the NDB (latitude 33°13'40'' N., longitude 93°13'07'' W.) extending from the 8.5-mile-radius area to 12 miles south of the NDB.

The proposed transition area will provide controlled airspace for aircraft executing the proposed NDB RWY 35 (Original) instrument approach procedure.



V 40 160 AUG 18 75 XUM

This notice will also serve to inform interested airspace users of the change of airport category from VFR to IFR.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, TX., on August 7, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75–21577 Filed 8–15–75;8:45 am]

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[ 14 CFR Part 71 ]

[Airspace Docket No. 75–SW–56]

## CONTROL ZONE AND TRANSITION AREA

### Proposed Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to alter controlled airspace in the Laredo, Tex., terminal area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to Chief, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before September 17, 1975 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Texas. An information docket will also be available for examination at the Office of the Chief, Airspace and Procedures Branch, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth.

1. In § 71.171 (40 FR 354), the Laredo, Tex., control zone is amended to read:

LAREDO, TEX.

Within a 5-mile radius of the Laredo Municipal Airport (latitude 27°32'40" N., longitude 99°27'40" W.); within 1.5 miles each side of the Laredo VORTAC 141° radial extending from the 5-mile-radius area to 1 mile southeast; within a 5-mile radius of the Laredo International Airport (latitude 27°36'56" N., longitude 99°31'12" W.); within 1.5 miles each side of the Laredo ILS localizer northwest course extending from the ILS localizer site (latitude 27°36'12.6" N., longitude 99°30'50.2" W.) to 7 miles northwest, excluding that portion outside the United States.

2. In § 71.181 (40 FR 441), the Laredo, Tex., transition area is amended to read:

LAREDO, TEX.

That airspace extending upward from 700 feet above the surface within 5 miles each side of the Laredo VORTAC 328° radial extending from the Laredo VORTAC to 22.5 miles northwest; within 3.5 miles each side of the Laredo ILS localizer northwest course extending from the localizer site (latitude 27°36'12" N., longitude 99°30'50.2" W.) to 19 miles northwest; within 5 miles each side of the Laredo VORTAC 141° radial extending from the Laredo VORTAC to 12 miles southeast; within a 5-mile radius of the Link Ranch Airport (latitude 27°25'32" N., longitude 99°28'21" W.), excluding those portions outside the United States.

The proposed amendments will provide controlled airspace for aircraft executing the proposed VOR/DME RWY 32 and VOR/DME RWY 14 instrument approach procedures to Laredo Municipal Airport.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, TX., on August 7, 1975.

ALBERT H. THURBURN,
*Acting Director, Southwest Region.*

[FR Doc.75–21576 Filed 8–15–75;8:45 am]

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[ 14 CFR Part 71 ]

[Airspace Docket No. 75–SO–83]

## TRANSITION AREA

### Proposed Designation

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Rutherford, N.C., transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before September 17, 1975 will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 645, 3400 Whipple Street, East Point, Ga.

The Rutherford transition area would be designated as:

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Rutherford County Airport (Lat. 35°25'-38" N, Long. 81°56'06" W); within 3 miles each side of the 192° bearing from Rutherford RBN (Lat. 35°20'56" N, Long. 81°57'-11" W), extending from the 9-mile radius area to 8.5 miles southwest of the RBN.

The proposed designation is required to provide controlled airspace protection for IFR operations at Rutherford County Airport. A prescribed instrument approach procedure to this airport, utilizing the Rutherford (private) Nondirectional Radio Beacon, is proposed in conjunction with the designation of this transition area.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga. on August 6, 1975.

PHILLIP M. SWATEK,
*Director, Southern Region.*

[FR Doc.75–21573 Filed 8–15–75;8:45 am]

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[ 14 CFR Parts 71 and 75 ]

[Airspace Docket No. 75–SO–59]

## FEDERAL AIRWAYS, REPORTING POINTS AND JET ROUTES

### Proposed Alteration

The Federal Aviation Administration (FAA) is considering amendments to Parts 71 and 75 of the Federal Aviation Regulations that would alter low altitude airways, reporting points and high altitude routes in the Atlanta, Ga., area due to the relocation of the Atlanta VORTAC to the Atlanta International Airport.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Ga. 30320. All communications received on or before September 17, 1975, will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC–24, 800 Independence Avenue, SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

On November 26, 1971, the Atlanta VORTAC was restricted below 15,000 feet, and substitute routes were designated using the Bruce NDB. This restriction which is still in effect reduces the flexibility required for the movement of traffic to/from the Atlanta terminal area. A site (latitude 33°37'44" N., longitude 84°26'06" W.) has been selected on the Atlanta International Airport and construction has begun to establish a H–VORTAC with doppler, with a scheduled commissioning date of December 1975. The relocation of the Atlanta VORTAC necessitates altering low altitude airways, reporting points and high altitude routes in the Atlanta area. All references to Atlanta in the NPRM refer to the relocated Atlanta VORTAC.

The following intersections are used to simplify the description of the proposed airway changes; however, if amended, these airways will be described by radials and navaids:

a. Dallas, Ga., INT is the INT of the Atlanta, Ga., 313°T (313°M) and LaGrange, Ga., 018°T (017°M) radials.

b. Duluth, Ga., INT is the INT of the Atlanta 041°T (041°M) and Athens, Ga., 274°T (274°M) radials.

c. Hampton, Ga., INT is the INT of the Atlanta 128°T (128°M) and Augusta, Ga., 263°T (264°M) radials.

d. Hefin, Ga., INT is the INT of direct radials between Atlanta and Talladega, Ga., with the LaGrange 342°T (341°M) radials.

e. Gore, Ga., INT is the INT of the Rome, Ga., 253°T (251°M) and Chattanooga, Tenn., 189°T (188°M) radials.

f. Commerce, Ga., INT is the INT of the Atlanta 041°T (041°M) and Anderson, S.C., 274°T (274°M) radials.

g. Sinclair, Ga., INT is the INT of the Dublin, Ga., 309°T (310°M) and Columbus, Ga., Ga., 068°T (067°M) radials.

h. Tyrone, Ga., INT is the INT of the Atlanta 228°T (228°M) and Rome 166°T (165°M) radials.

i. Pratt, Ga., INT is the INT of the direct radials between Albany, Ga., and Atlanta with the direct radials between Vienna, Ga., and LaGrange, Ga.

1. The FAA proposes to realign or establish the following airway segments in § 71.123:

a. V–5 would be realigned from Athens to Chattanooga, Tenn., via the Commerce INT and the Nello INT.

b. V–18 would be realigned from Talladega, Ala., to Augusta, via Atlanta and the INT of Atlanta 089°T (089°M) and Augusta 278°T (279°M) radials.

c. V–18N would be realigned from Athens to Rome via the Commerce INT and the Nello INT.

d. V–20 would be realigned from Columbus to Athens via the Sinclair INT.

e. V–20N would be realigned from Montgomery, Ala., to Toccoa, Ga., via the Hefin, Ga., INT, Gore INT, Rome, and the Nello INT.

f. V–35 would be realigned from Macon, Ga., to Athens via the Sinclair INT.

g. V–35W would be established between Albany and Macon via the INT of the Albany 013°T (012°M) and Macon 240°T (239°M) radials. (Overlies segments of present V–281 and V–323).

h. V–51 would be realigned from Athens to Harris, Ga., via Commerce INT.

i. V–51W would be realigned from Commerce INT to Hinch Mountain, Tenn., via Nello INT.

j. V–56 would be realigned from Columbus to Macon via Pratt INT.

k. V–66 would be realigned from LaGrange to Athens via the INT of LaGrange 120°T (119°M) and Columbus 068°T (067°M) radials and Sinclair INT.





l. V–66S would be realigned from Greenwood, S.C., to Athens via the INT of the Greenwood direct radial to Maddi, Ga., INT and the Athens 092°T (092°M) radial.

m. V–97 would be realigned from Albany to Knoxville, Tenn., via Atlanta and the Nello INT.

n. V–142 would be realigned from Augusta to Hampton, Ga., INT.

o. V–155 would be extended from Augusta direct to Columbus.

p. V–179 would be realigned from Dublin to Hampton INT.

q. V–222 would be realigned from LaGrange to Tyrone INT and from Duluth INT to Toccoa.

r. V–241 would be realigned from Columbus to Tyrone INT.

s. V–241W would be realigned from LaGrange to Tyrone INT.

t. V–243 would be realigned from Vienna to Chattanooga via LaGrange and the Hefin INT.

u. V–267 would be realigned from Athens to Harris via Commerce INT.

v. V–281 would be deleted from Albany to Hampton INT.

w. V–311 would be realigned from the Duluth INT to Anderson, S.C. via Commerce INT.

x. V–321 would be realigned from LaGrange to Gadsden, Ala., via Hefin INT.

y. V–323 would be realigned from Macon to Hampton INT via the INT of Macon 341°T (340°M) and Atlanta 128°T (128°M).

z. V–425 would be realigned from Athens to Duluth INT and from the Dallas INT to Gadsden.

aa. V–333 would be realigned from the Dallas INT to Rome.

bb. V–454 would be realigned from Greenwood, S.C., to Columbus via Maddi INT and Sinclair INT.

cc. V–463 would be realigned from Duluth INT to Harris, Ga.

2. The FAA proposes to alter the following reporting points in § 71.203:

a. GRANT would be relocated to the INT of the direct radials between Augusta, Ga., and Columbus, Ga., with the direct radials between Albany, Ga., and Atlanta, Ga.

b. HEFIN would be relocated to the INT of the direct radials between Atlanta, Ga., and Talladega, Ala., with the LaGrange 342°T (341°M) radial.

c. MADDI would be relocated to the INT of the Athens direct radial to Sinclair INT with the Atlanta 089°T (089°M) radial.

d. NELLO would be relocated to the INT of the Atlanta 001°T (001°M) and the Anderson, S.C., 274°T (274°M) radials.

3. The FAA proposes to realign the following jet route segments in § 75.100:

a. J–4 would be realigned from Montgomery, Ala., to Augusta, Ga., via the INT of J–37 and J–52.

b. J–14 would be realigned from Birmingham, Ala., to Spartanburg, S.C., via Atlanta and the INT of J–37 and J–52.

c. J–37 would be realigned from Montgomery, Ala., direct Spartanburg, S.C.

d. J–40 would be realigned from Montgomery, Ala., direct Macon, Ga.

e. J–45 would be realigned from Alma, Ga., to Nashville, Tenn., via Macon and Atlanta.

f. J–89 would be realigned from Alma, Ga., to Louisville, Ky., via Macon and Atlanta.

Jet routes J–43, J–52, J–73 and J–91 would be realigned via the relocated Atlanta VORTAC; however, no change would be required to their descriptions.

These amendments are proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 12, 1975.

B. KEITH POTTS,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75–21578 Filed 8–15–75;8:45 am]

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## FEDERAL AIRWAYS, REPORTING POINTS AND JET ROUTES

[ 14 CFR Part 71 ]

[Airspace Docket No. 75–WE–7]

## VOR FEDERAL AIRWAY

### Proposed Extension

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would extend V–230 from Friant, Calif., to Bishop, Calif.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 15000 Aviation Boulevard, P.O. Box 92007, Worldway Postal Center, Los Angeles, Calif. 90009. All communications received on or before September 17, 1975, will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC–24, 800 Independence Avenue, SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would extend Victor Airway 230 from Friant, Calif., VORTAC to Bishop, Calif., VOR via the Friant 040°T (023°M) and Bishop 338°T (321°M) radials.

At the present time there is an approved direct route between Friant-Nichols-Bishop. The proposed airway would replace this route.

The Bishop-Mammoth Lakes resort areas have developed into year-round recreational facilities for the sports enthusiasts. As a result, flight activities into the area have increased. The establishment of a designated airway between Friant-Nichols-Bishop would benefit both air traffic control and the pilots using the route, and at the same time decrease controller workload by eliminating the need to issue specific routing instructions.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a))



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and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 12, 1975.

B. KEITH POTTS,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc. 75-21574 Filed 8-15-75;8:45 am]

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**[ 14 CFR Part 71 ]**

[Airspace Docket No. 75-WA-6]

## FEDERAL AIRWAY

### Withdrawal of Proposed Designation

On May 30, 1975, a Notice of Proposed Rule Making (NPRM) was published in the FEDERAL REGISTER (40 FR 23475) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate an airway between Spokane, Wash., and Castlegar; British Columbia, Canada.

Comments were received in response to the NPRM from the Washington Air National Guard, Spokane, Wash., and from McChord Air Force Base, Wash. These organizations objected to the proposed airway because it would bisect a vital military training area north of Spokane, Wash., thereby reducing its usefulness for low altitude intercept training.

The FAA acknowledges the validity of the objections and will therefore withdraw the NPRM. The withdrawal of this NPRM, however, does not preclude the future issuance of a similar NPRM by the FAA.

In consideration of the foregoing, notice is hereby given that the proposal contained in Airspace Docket No. 75-WA-6 (40 FR 23475) is withdrawn.

This withdrawal is made under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 12, 1975.

B. KEITH POTTS,
*Acting Chief, Airspace and Air Traffic Rules Division.*

[FR Doc.75-21575 Filed 8-15-75;8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

**[ 47 CFR Part 76 ]**

[FCC 75-897; Docket No. 20272]

## CABLE TELEVISION

### Report and Order Terminating Proceeding

#### I. INTRODUCTION

In the matter of amendment of Part 76 of the Commission's rules and regulations relative to an inquiry on the need for additional rules in the area of duplicative and excessive over-regulation of cable television.

1. On December 18, 1974, the Commission released a notice of proposed rule making and inquiry in order to investigate the alternative courses we might follow in attempting to avoid duplicative and excessive over-regulation of cable television. (FCC 74-1310, 49 FCC 2d 1199, 39 FR 43850). Over fifty comments or replies representing over one hundred and fifty parties were filed in this proceeding.[1]

2. This rule making is an outgrowth of our continuing efforts to develop a regulatory framework for cable television that takes into account its unique capabilities and status. Since the inception of our regulatory efforts in cable, we have attempted to meld the diverse regulatory interests in this new and potentially far-reaching medium by experimenting with a cooperative regulatory atmosphere recognizing legitimate Federal and non-federal goals.

3. As noted in the rule making notice, after a thorough examination of the regulatory alternatives, this agency, in 1972, decided to embark on a unique experiment in "creative federalism," combining aspects of both federal and non-federal jurisdiction. At the same time we formally established an advisory committee composed of representatives of Federal, State and local governments, the cable industry, and public interest groups. This Federal/State-Local Advisory Committee (FSLAC) was asked to aid the Commission as we attempted to define an appropriate allocation of responsibilities in cable regulation.

4. The Committee's final report,[2] as it relates to the questions involved in this rule making, was thoroughly analyzed in our initial notice. In essence, the report, as well as three years of experience, now leads us to question whether, as a result of our efforts at so-called "structured dualism" in cable regulation, undue burdens are being placed on an infant industry because of a myriad of regulatory efforts at the federal, state, and local levels.

We asked five general questions in this rule making:

1. Is it necessary for this Commission to take any formal action now regarding duplicative and burdensome regulatory schemes being developed in some non-federal jurisdictions? Are there specific areas of regulatory overlap that could be dealt with individually to ease the problem?

2. Under what authority could the Commission regulate the type or nature of non-federal regulatory programs? If legislation is needed to clarify that authority, what should the legislation contain?

3. Should the Commission adopt rules that would permit, at most, two levels of regulatory authority over cable television in any given area? If so, what should those rules be?

4. Should the Commission adopt rules that would require non-duplicative regulation of cable television? If so, what should those rules be?

5. If the Commission does not adopt specific rules in this area, what can or should the Commission do to prevent duplicative and burdensome regulatory requirements being imposed on cable television operations?

As could be expected, the comments received, just as the majority and minority positions of FSLAC outlined in the notice, were polarized.

5. Some argued that the increasing development of cable regulation at the State and local levels was creating a potentially chaotic situation with a multiplicity of conflicting and often duplicative efforts which severely hampered cable's growth,[3] some of these parties argued that cable should not be regulated at the local level but rather through an independent state agency outside the traditional public utility regulatory structure, others argued that State regulation was the level that introduced the duplicative factor which caused undue burdens and that it should be eliminated. At the other pole were those who argued that no problem really existed, that only a handful of states were actively regulating cable and that such regulation was their rightful prerogative in any event.

6. Without going into the specific merits of particular laws, it is helpful to get an appreciation of what exactly is happening in this highly active field of cable regulation. As we noted in this proceeding, when we adopted the cable television rules in 1972, six States were regulating cable television wholly at the State level through a Public Utility Commission or its equivalent. These States were Connecticut, Nevada, Rhode Island, Vermont, Alaska, and Hawaii. Subsequent to the adoption of our rules, one state, Delaware, adopted a partial State regulatory mode, requiring the State PUC to issue certificates for unincorporated areas but leaving the franchise functions in incorporated areas to the respective cities. New Jersey adopted a strict "three-tier" approach with a division of the Public Utilities Commission granting certificates only after a full investigation and franchise grant had been made by local authorities. New York and Minnesota adopted similar "three-tier" approaches but created new State agencies to function as the reviewing body. Massachusetts also created a separate State agency but limited the review function to one of being in essence an appeal mechanism rather than requiring initial certification.

[1] Comments were filed by a broad cross-section of interested parties from the cable industry, broadcasters, telephone interests, states and municipalities, unaffiliated public groups and formal "public interest" organizations.

[2] The final report of the Steering Committee of the FCC Cable Television Advisory Committee on Federal/State-Local Regulatory Relationships is available for $8.75 from the National Technical Information Service at 5285 Port Royal Road, Springfield, Virginia 22151, Order No. PB 223-147.

[3] See *e.g.*, the Comments of the National Cable Television Association (NCTA), Joint Comments of Cox Cable, et. al., Comments of Teleprompter, Inc., Comments of Jerrold Electronics, Corp., Comments of the Public Interest Research Group (PIRG) and Connecticut Citizens Action Groups (CCAG) et. al.

[4] See, e.g., the Comments of the National Association of Regulatory Utility Commissioners (NARUC), the United States Independent Telephone Association, the City of San Diego, New York State Commission on Cable Television, et al.





7. Some have argued that with only four or five states actually taking action since the inception of our rules, we are premature in calling attention to the problem of excessive or duplicative State regulation. However, these full-fledged state plans do not reveal the full picture. The Commission staff has conducted an exhaustive review of the legal status of cable television in all fifty states.[5] As of the beginning of May 1975, some 97 bills relating to cable television had been introduced in the State legislatures of 30 different states. While some of the bills are purely technical, major regulatory proposals for some type of state regulation, usually through the Public Utilities Commission or its equivalent, were introduced in California, Colorado, Georgia, Illinois, Maine, Mississippi, New Hampshire, Oregon, Pennsylvania, Texas, South Carolina, Washington, West Virginia, and Wyoming. Understandably some of these bills may not become law, but the trend is clear and merely reviewing all of this activity, let alone participating in the process as the industry must do, is highly taxing.

8. Of course, as some parties to this proceeding have pointed out, the mere introduction of proposed cable regulatory bills at the state level is not in itself excessive or burdensome. The question must be whether unnecessary duplication of functions is occurring that would result in the incurrence of costs, delays, etc., without providing any related benefits.[6] Similarly, we agree that to evaluate the burdensomeness of regulation, one must look at the evidence that would tend to document that the costs of regulation outweigh the benefits. As the comments of the Research Project in Telecommunications Policy of the University of Pennsylvania point out:

> . . . The important issue regarding unnecessary duplication is whether two or more governmental agencies are performing the same regulatory functions with no related benefits . . . Optimal regulation of some regulatory functions may require regulation by all levels of government. Optimal regulations for other functions may require regulation by only one level of government. In still other areas, optimal regulation can best be performed by the marketplace without the involvement of government regulation.

9. We have approached this rule making with the above tenets in mind. We have concluded from the comments that to the degree duplicative regulations exist that can be identified as not being cost effective they present an unnecessary burden to cable's development. Such determinations, however, require subject by subject investigation of the regulations themselves, rather than attempting to deal with the manner in which the regulations are implemented or enforced. We believe that several initial steps can be taken in this direction. First, we must look at our own rules and procedures to see if any unnecessary delays can be eliminated. Second, it is necessary to more clearly delineate what we believe to be our jurisdictional responsibility and what other regulatory aspects are within the province of state and local officials. Third, we intend to investigate whether there are some aspects of cable operations that can be totally de-regulated. Finally, we believe it would be beneficial to consider proposing appropriate legislation to Congress to clarify the status of cable television in our national communications structure.

#### II. DISCUSSION

10. As we mentioned in our notice of this proceeding, "three-tier" regulation is not necessarily duplicative and as noted above, commenting parties have pointed out that duplicative regulation is not necessarily burdensome. What must be gauged is the benefit derived from such regulation in relation to its cost. Cost, of course, is not simply measured in monetary terms but also in time, and effort, as well as expense.

11. The comments submitted along with the experiences we have gained over the past three years convince us that the overall expenses being incurred by cable operators and subsequently the public far exceed the benefits derived from duplicative functions being performed on the federal and non-federal levels. One of the most obvious areas of duplication centers on the granting of the franchise and attendant rules and regulations relating thereto.

12. It has always been our position that, with very rare exception,[7] the determination of who shall be the franchisee is up to the discretion of the franchising authority (City or State). Similarly, having adopted general rules of applicability regarding the manner of the franchise grant, we have left to local law the specifics of performance under those general rules and have found this to be adequate. Review of the unusual exception or challenge to that presumed adequacy is available either in local courts or at this Commission during the certificating process. The trend in state regulation, unfortunately, changes this picture. As was noted in comments to this proceeding filed by Mr. William J. O'Shaughnessy, a citizen of the New Jersey Cable Television Advisory Council to the New Jersey Office of Cable Television:

> . . . one feature of the franchising process does seem to merit your special attention: the not uncommon practice of the State, after the conduct of a full plenary hearing at the municipal level, holding another plenary hearing at the State level. This is one area of "duplicative regulation" which, of itself, appears to be so burdensome and so unnecessary as to justify federal intervention. To eliminate the problem, the Commission might consider a rule which would prohibit more than one plenary hearing on a local decision; that if there is to be non-federal review of that local decision, that it be only for arbitrariness and solely on the record below. (Such a rule would not constitute an allocation of regulatory responsibility within the State; the State would remain free to decide who will conduct the plenary hearing and whether there will be any review.)

13. We agree with Mr. O'Shaughnessy's observation. The trend toward state regulation entailing a duplicative plenary hearing after establishing rules requiring the same type of hearing at the local level is unmistakably burdensome. If local officials are to be empowered by the state to conduct hearings according to specific laws and then select a franchisee, we fail to see what benefit is derived from requiring a full proceeding looking into the same issues at the state level. However, we question whether we have the jurisdiction to solve this problem. While it clearly appears to be an excess that can specifically be identified, it relates to internal regulatory allocations within a state, an area not subject to our jurisdiction. We, however, would urge all states considering cable regulatory structures to refrain from adopting plans that would entail direct functional duplication of efforts already undertaken at the franchising level.[8] To further our goal of easing such unnecessary burdens on cable's development we plan to conduct periodic discussions with any interested state or states' officials looking toward a cooperative solution. We are in no way suggesting that state regulation may not be beneficial—simply that duplicative regulation in this particular area is costly and, based upon the comments, received, does not seem to confer any offsetting benefits.

#### COMMISSION PROCESSES

14. We recognize, of course, that our own review process, while not directly duplicative of the franchisee selection process does cause delays and certainly costs money. In any investigation of excessive or burdensome regulation of this nature, we would be remiss if we did not review our own procedures and modify them as appropriate. This we have done and have decided that a relatively simple procedural change on our part can offer some relief.

15. After three years of experience with our processing procedures it appears that some of the most significant delays occur when franchises are submitted that do not comply with our stated rules. Heretofore, our practice has been to have the Cable Television Bureau, by letter, contact the applicant (with a copy of the letter going to the franchising authority) enumerating those provisions of the franchise deemed inconsistent with our rules. Assuming no waivers have been requested, or they have been sought but

[5] The Commission, through its Cable Television Bureau, has published and distributed a study on this subject entitled "Cable TV: State Regulation, a Survey of Franchising and Other State Law and Regulation on Cable Television." (May 5, 1975)

[6] See e.g., Comments of Research Project in Telecommunications Policy of the University of Pennsylvania.

[7] Only one such exception, Teleprompter Cable Systems, Inc., 52 FCC 2d 1263 (1975), Docket 20107, has occurred in the three years of operation of our rules.

[8] We note that the Office of Telecommunications Policy has suggested a legislative draft on cable television that would, in effect, prohibit such two-tier approaches at the state and local level.



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denied, the applicant is asked to notify the franchising authority and seek appropriate modifications of the franchise to eliminate the inconsistent provisions in question. This procedure often leads to protracted delays as the franchising authority in many instances, in order to change the document in any way, must conduct a full, formal proceeding with lengthy notice requirements, etc. Indeed, in the extreme case, such as in Iowa, where a new home rule statute (Iowa Code Ann—§ 364.2 (1975)) has been interpreted to require a public referendum to effect some such changes, the delays and cost burdens can become insurmountable. In most cases to date, the franchise has eventually been amended and the certificate of compliance subsequently granted. In the very rare instance where amendments were not forthcoming, the application has been dismissed.[9] Since this is the case, we intend to alter our processing procedures in an effort to avoid the regulatory delays caused by inconsistent franchise provisions. We have considered various changes and have concluded that the following procedure will best accomplish our goals while at the same time protect the interests of all parties: Upon receipt of an application with a franchise that contains provisions inconsistent with the federal rules we will continue, as we do now in appropriate cases, to inform the applicant and the franchising authority, by letter, of the inconsistencies and the need for justifications or waivers. Both parties will also be notified that if supported waiver requests are not forthcoming in a time specified, the Certificate will be issued but the violative provisions will be considered null and void, having been preempted by federal regulations. Similarly, if waiver requests are denied relating to federally preempted provisions we will grant the requested Certificate but notify both the applicant and the franchising authority of the preempted provisions.

16. In this way we eliminate the cost and delay necessitated by waiting for the excission of provisions that are unenforceable in any event. Should the franchising authority deem the excised provisions so material as to affect the continuing validity of the franchise it would be a matter of local law as to the actions it might then decide to take. In each case, upon granting the Certificate, both the applicant and the franchising authority will be specifically notified of any unique provisions that have been preempted.

17. This procedure is not new. We have considered such franchise provisions as those that ban "pay cable" or restrict access or origination to be null and void. More recently we took the same acsame course when we announced our preemption of technical standards (Report and Order in Docket 20018, Oct. 31, 1974) and have since considered any inconsistent franchise provisions null and void. More recently we took the same action granting a certificate of compliance regarding a system engaging in access experiments (Arlington Telecommunications Corp., ------ FCC 2d ------ FCC 75-670, CAC 2593). We have found the procedure works well and avoids unnecessary delays. We believe this procedure will significantly reduce the unnecessary and burdensome delays attendant in our own certificating process.

18. Unfortunately, because of the particular wording of § 76.31(b) of our rules it is not clear that we could follow this same procedure in the matter of franchise fees. Thus we are going to propose changing that rule to indicate that to the extent any fee is above three percent of gross subscriber revenues and waiver requests, if any, for such higher fee are denied, the excess fee would similarly be considered preempted and null and void. Of course of an operational level this is the way the rule presently works since a Certificate would not be issued and hence the franchise would in essence be moot if the fee is inconsistent with § 76.31(b). The cable operator would not be able to make use of broadcast signals to provide service to the public, cable television service could not be provided to the community because of a defective franchise. We intend to propose a change in our rule in order to be able to correct the defect, after full notice and an opportunity to be heard, without the unnecessary delays attendant in awaiting pro forma actions.

19. Thus, we will simply propose to change the wording of § 76.31(b) from:

(b) The franchise fee shall be reasonable (e.g., in the range of 3–5 percent of the franchisee's gross subscriber revenues per year from cable television operations in the community (including all forms of consideration, such as initial lump sum payments)). If the franchise fee exceeds three percent of such revenues, the cable television system shall not receive Commission certification until the reasonableness of the fee is approved by the Commission on showings, by the franchisee, that it will not interfere with the effectuation of federal regulatory goals in the field of cable television, and, by the franchising authority, that it is appropriate in light of the planned local regulatory program. The provisions of this paragraph shall not be effective with respect to a cable television system that was in operation prior to March 31, 1972, until the end of a system's current franchise period, or March 31, 1977, whichever occurs first.

to:

(b) The franchise fee shall be reasonable (e.g., in the range of 3–5 percent of the franchisee's gross subscriber revenues per year from cable television operations in the community (including all forms of consideration, such as initial lump sum payments)). If the franchise fee exceeds three percent of such revenues, the reasonableness of the fee shall be approved by the Commission only upon showings, by the franchisee, that it will not interfere with the effectuation of federal regulatory goals in the field of cable television, and, by the franchising authority, that it is appropriate in light of the planned local regulatory program. The provisions of this paragraph shall not be effective with respect to a cable television system that was in operation prior to March 31, 1972, until the end of a system's current franchise period, or March 31, 1977, whichever occurs first.

In order to avoid confusion we intend to issue this proposal as a separate rule making with a separate docket number.[10]

20. As noted earlier, this overall proceeding was designed to identify, is possible, those areas of regulation that result in unnecessary burdens and excessive over-regulation of cable television and to take corrective action, of course, where feasible. The streamlining of our own procedures is a first step. The rights of affected parties are not changed but the implementation of existing regulations is simplified.

FEDERAL JURISDICTION

21. Another conclusion we have drawn from this rule making is that, in order to avoid unnecessary theoretical conflicts between federal and non-federal regulation, it would be beneficial to clearly delineate those general aspects of cable regulation which we believe are in the province of this agency and those that are the responsibility of non-federal officials. The ultimate dividing line, as we see it, rests on the distinction between reasonable regulations regarding use of the streets and rights-of-way and the regulation of the operational aspects of cable communications. The former is clearly within the jurisdiction of the states and their political subdivisions. The latter, to the degree exercised, is within the jurisdiction of this Commission. This is so because of the interstate nature of the medium as enunciated by the Supreme Court.[11]

22. The Court has made it very clear that the authority of this Commission regarding "unified control" of the regulatory aspects of a new communications medium such as cable is very broad. In National Broadcasting Co. v. United States, 319 U.S. 190, 219 (1943), the Court recognized that Congress had enacted legislation (the Communications Act of 1934, as amended) in a field that was "both new and dynamic" and that the grant of authority was of "not niggardly but expansive powers." In United States v. Midwest Video Corp., (supra) the Court further enunciated our jurisdiction in terms of a unified and comprehensive regulatory scheme, stating:

. . . To define the Commission's power in terms of the protection, as opposed to the advancement of broadcasting objectives would artificially constrict the Commission in the achievement of its statutory purposes and be inconsistent with our recognition in Southwestern that it was precisely because Congress wished to maintain, through appropriate administrative control,

[9] See e.g., in re. Palmyra, Missouri, CAC-3364 MO107.

[10] The rule making, issued concurrently with this decision, is designated docket No. 20578 with comments due September 22, 1975, and reply comments due October 7, 1975. Please refer to the associated item for specific details.

[11] See, United States v. Southwestern Cable Co., 392 U.S. 157 (1968), United States v. Midwest Video Corp., 406 U.S. 649 (1972).





a grip on the dynamic aspects of radio transmission, that it conferred upon the Commission a "unified jurisdiction" and "broad authority." (At 665).

Thus, it can be fairly stated that the Court, in Midwest defined our power in terms of the advancement of the objectives of the Communications Act.

22. In TV Pix, Inc. v. Taylor (304 F. Supp. 459 (1968), affd. per curiam 396 U.S. 556 (1969)), the District Court stated:

In our conception, we are talking about two things, (1) whether the breadth of the Congressional delegation of legislative power to the federal agency encompassed power to regulate all aspects of the community antenna business, and (2) whether it included a delegation of the power to preempt or not to preempt, within the discretion of the agency.

The Supreme Court, in United States v. Southwestern Cable Co., *supra*, has opted for a broad extensive delegation of power, saying: 'We have found no reason to believe that § 152 does not, as its terms suggest, confer regulatory authority over "all interstate * * * communication by wire or radio"' (392 U.S. at 173, 88 S.Ct. at 2003), but has reserved the question here posed. (footnote omitted). Despite the fact that community antenna companies are not common carriers (392 U.S. 157, at 169, n. 29, 88 S.Ct. 1994), it is conceivable that some day a case may be made for the validity of FCC public utility type regulation of community antenna companies as reasonably necessary to meet the broad responsibilities delegated to it "to make available * * * to all the people of the United States a rapid, efficient, Nation-wide and world-wide wire and radio communication service." 47 U.S.C. § 151. This we need not decide, for we view the Federal Communications Act as the kind of legislation where Congress has delegated to the executive agency not only the power to regulate in a certain broad area of national interest but the power of supersession as well. The dynamic, rapidly changing technology of radio and television broadcasting is ill-suited to specific Congressional guidelines to regulatory authority. The need for the greatest flexibility commands the desirability of vesting in the Commission the power of Congress to preempt or not to preempt areas of control which might otherwise be invaded by the states. Thus, whether preemption has in fact occurred, invalidating the Nevada Community Antenna Television System Law under the Supremacy Clause of the Constitution, depends on whether the Federal Communications Commission has, in fact, regulated in this area and not upon whether it has the power to do so. The state statute "at least so long as any power the (Commission) may have remains 'dormant and unexercised'", is valid and constitutional. Head v. New Mexico Board, supra, 374 U.S. at 432, 83 S.Ct. at 1764; Colorado Anti-Discrimination Comm. v. Continental, 1963, 327 U.S. 714, 724, 83 S.Ct. 1022, 10 L.Ed.2d 84; Bethlehem Steel Co. v. New York State Labor Relations Board, 1947, 330 U.S. 707, 775, 67 S.Ct. 1026, 91 L.ED. 1234; Parker v. Brown, 1943, 317 U.S. 341, 353, 63 S.Ct. 307, 87 L.Ed. 315.

23. Thus, we have consistently taken the position that to the degree we deem necessary, we will preempt areas of cable regulation in order to assure the orderly development of this new technology into the national communications structure. At the same time, we have attempted, as noted before, to leave a significant amount of regulatory responsibility at the non-federal level. In order to accomplish this, we have taken the approach of subject matter preemption rather than the broad-brush approach considered prior to our 1972 rules of total preemption and federal licensing. We still believe this to be the correct course to follow. While it leads to many difficulties and complications that could be avoided by total preemption, we think that the benefits derived, especially from local determination of the franchisee, to date, have outweighed the liabilities of such an approach.

24. The subject areas this agency has preempted include, of course, signal carriage, pay cable, leased channel regulations, technical standards, access, and several aspects of franchisee responsibility. In each of these areas enforceable proposals or agreements contrary to the federal rules are ultra vires and of no force or effect absent a waiver of the rule by this agency. Non-federal officials have responsibility for the non-operational aspects of cable franchising including bonding agreements, maintenance of rights-of-way, franchisee selection and conditions of occupancy and construction (within broad federal guidelines as to the latter two points).

25. Since we have adopted a subject-matter approach to the allocation of regulatory responsibility over cable television, we are afforded significant flexibility in tailoring our rules as we watch this dynamic industry grow. We can respond to new developments quickly and we can correct past mistakes without disrupting the entire regulatory scheme.

26. We have decided to maintain this subject-matter approach to cable television regulation. While many parties filing in this rule making argue that the only way to eliminate perceived burdens is to restrict the options open to state and local governments as to the structure of their regulatory bodies, we disagree. The decision on the allocation of existing powers within a state must be left to that state. While we strongly urge all states to refrain from adopting unnecessarily duplicative regulations, we believe it imprudent for us to attempt to impose a strict, inflexible, "two-tier" approach to cable regulation. Instead, we will continue to regulate on an issue by issue basis while also considering a legislative proposal to Congress that would provide adequate regulatory structure to guarantee against burdensome duplicative regulation.

27. We intend to terminate this particular proceeding because we have determined that we will not attempt to circumscribe the format of non-federal regulation. The comments received in this rule making will, of course, be very helpful as we investigate what the appropriate design might be of any legislation we may propose. It is not necessary, however, to keep this rule making open for that purpose. We do expect, in the near future, to be issuing one, and possibly several rule makings or inquiries intended to go to the heart of the matter raised here—the identification and elimination, where possible, of rules and regulations that do not prove to be beneficial to the public in relation to their cost.

UNIFORM SYSTEM OF ACCOUNTS

28. One such subject that was cited on numerous occasions in the comments herein is the consideration of a uniform system of accounts. Many parties mentioned that the multiplicity of accounting formats being adopted by the individual state regulatory agencies was a prime example of the difficulty engendered by multi-tiered regulation. We agree, and so stated in the Notice in this proceeding. We maintain the hope that the ongoing cooperative effort among the Commission, the Conference of State Cable Agencies, and the industry will result in the voluntary adoption of a uniform system of accounts that will satisfy the needs of all parties. There are indications that joint action may soon be forthcoming in this regard. Clearly this would be preferable to the current situation where cable operators doing business in several different states are required to keep artificially separate accounts for each state and attempt to allocate costs differently depending on what jurisdictional boundary they happen to cross. Such requirements simply add to the expense of doing business which ultimately results in the consumer paying a higher fee all because the regulators—who are supposed to be protecting the consumer in the first place—were unable to coordinate their efforts. Our Congressionally mandated goal of developing an efficient nationwide and worldwide communications system can only be accomplished if the mechanisms of regulation to achieve that goal are, themselves, efficient.

COMMISSION OBJECTIVES

29. Throughout our rule making proceedings relating to cable television, we have stated that our intent is to promote national communications objectives. Some have argued in the comments to this docket that such objectives have never been clearly articulated. While we would disagree with this position (see, e.g., Cable Television Report and Order, FCC 72–108, 36 FCC 2d 143 (1972), Reconsideration of Cable Television Report and Order, FCC 75–530, 36 FCC 2d 326 (1972), and Clarification of Rules and Notice of Proposed Rule Making, FCC 74–384, 46 FCC 2d 175 (1974)), it might be helpful to reiterate here what our cable regulations are intended to accomplish.

30. We view cable communications as a distinct entity. Cable systems are neither broadcasters, nor are they common carriers, withiir the meaning of the Communications Act. Thus, we regulate cable as a hybrid, requiring identification and regulation as a separate force in communications. While cable is in an early developmental state and no one can really say what its precise dimensions will be, it is clear that cable will have a significant impact on the communications structure of this nation.

31. This Commission is entrusted by Congress, through the Communications



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Act of 1934, as amended, to ". . . make available, so far as possible, to all the people of the United States a rapid, efficient, Nation-wide and world-wide wire and radio communication service with adequate facilities at reasonable charges. . . ." (Communications Act of 1934, as amended, Sec. 1). Thus, we are primarily responsible for the development and maintenance of a nationwide communications system. As we noted in the Clarification of our rules, cable is undeniably a part of that system.

32. We do not view cable as merely a technological tool to retransmit broadcast signals. Indeed, as part of our 1972 Report and Order, recognizing the realistic potential of cable, we required access channels to be made available to the public, to educators, and to local governments. We imposed capacity requirements to assure the availability of leased channels, and technical requirements to assure the capability of two-way transmission. All of these rules were adopted with a view toward assuring that the benefits of cable communications become a reality on a nationwide basis. We wish to reaffirm that view here. Cable has a vast potential. The broadband communications services it can provide, including but not limited to the transmission of broadcast signals, holds great promise. However, that promise cannot be viewed in a vacuum.

33. The implications of the development of cable must be viewed as one part, albeit an increasingly important part, of a much broader communications complex. The communications structure of this nation can no longer be simply segmented into traditional technically oriented or functionally oriented independent parts. The communications provided by broadcasters, common carriers, specialized carriers such as multipoint distribution services, satellites, etc., and cable must all be viewed with the objective of achieving a unified whole, a structure that will indeed accomplish the goal set for us in the Communications Act of a ". . . rapid, efficient, nationwide and worldwide wire and radio communications service." This is not an easy task.

34. Such a nationwide communications objective requires that we consider the effect of these varying technologies and services on each other and, of course, relate those effects to the public interest. Similarly, external effects, such as added regulation or regulation inconsistent with that adopted pursuant to our overall communications objectives must be considered and dealt with. In an area as complex as this, particularly dealing with a new, capital intensive industry such as cable, even such external forces as ever changing economic conditions must be taken into account.

36. One of the admittedly unfortunate side effects of these efforts is that a degree of uncertainty results. Some parties have argued that the actions of this Commission, regarding changes or modifications of our rules, results in excessive burdens to the cable industry. They maintain that it would be preferable for us to enunciate a single set of rules and then enforce them strictly, without change. We do not agree. The nature of the industry and of regulation itself demands that we acknowledge our faults, adjust our goals, and, in essence, attempt to remain responsive to the ever-changing montage of communications technology. A study just completed for this Commission by Mr. R. Wilmotte [13] best illustrates the point. He foresees the potential for a significant reduction in the necessary frequency bandwidth for broadcast television signals. He raises questions regarding the potential future capability of technologies such as fiber optics to far outstrip the present bandwidth capability of coaxial cable. Direct satellite transmission to the home is also mentioned as a potential. All of these developments must constantly be added to the regulatory equation if we are to adequately fulfill our mandate. This does result in our changing directions from time to time, as in some respects we are considering as a result of this proceeding. The detrimental effects of uncertainty, however, are far outweighed by the benefits of a flexible, responsive regulatory scheme. As we noted in our 1972 Report and Order:

> . . . as we gain more experience and insight, we retain the flexibility to act accordingly—to make revisions, major or minor—and to keep pace with the future of this dynamic area of communications technology. (36 FCC 2d 143 at para. 66).

CONCLUSION

37. The purpose of this rule making and inquiry was to determine what, if anything, could be done about burdensome and excessive overregulation of cable television. Its point of departure was the unanimous recommendation of the Steering Committee of the FCC Cable Television Advisory Committee on Federal/State-Local Regulatory Relationships (FSLAC) that the most desirable objective would be a nonduplicative regulatory atmosphere. The majority of the Committee recommended some form of restriction on the latitude of the states to delegate authority to constituent cities and towns (that is, they must delegate all authority to keep it all, but not create a "third-tier" of regulation) while the minority argued that there, in essence, was nothing wrong with the status quo and that the majority's recommendation was Constitutionally defective.

38. We have concluded that while nonduplicative regulation is a worthy objective, the jurisdictional impediments, particularly for an agency such as this one, without clear Congressional guidance on the subject, would present major, although not necessarily insurmountable, difficulties. Instead, we have decided to take two complementary approaches to remedy, to the degree possible, those problems that can be perceived: First, a thorough subject matter review of existing regulations to determine where deregulation might be appropriate, and second, cable legislation.

39. In an effort to clarify and delineate the role of this Commission as well as non-federal regulators in the development of cable communications, we have concluded that the most appropriate course would be to secure legislation from Congress. Toward this end, we are drafting a proposal for Congressional consideration. We have not yet completed our own consideration of this complex subject. Hence, it would be premature to discuss the content of any proposed draft here.

40. Throughout the deliberations of the FSLAC Committee, whose report ultimately resulted in this rule making, we have been seeking a way to allocate regulatory responsibility so as to best allow cable television to develop and become an integral part of our national communications structure. The difficulty, as was noted numerous times in the past, has been that the regulatory structure developed somewhat haphazardly as various levels of government decided in an uncoordinated fashion that cable should be regulated. The result has been that, apart from the regulations of this Commission, most localities regulate cable under the inherent police powers granted them incident to the issuance of franchises, some states regulate the industry based on utility concepts, others regulate cable as a separate entity and most states do nothing at all. The legislative drafts we are considering would bring some needed order to this process.

41. In the interim, in order to ease burdens that can be identified in specific areas, we will:

1. Change our processing procedures for Certificates of Compliance to eliminate delays caused by franchise provisions found to be inconsistent with our rules.
2. Propose a technical rule change (to be issued concurrently with this document) in § 76.31(b) to allow us to treat inconsistent franchise fees on the same basis as (1), above.
3. Continue to work toward a cooperative solution to the problem of multiple systems of accounts being developed by various states.
4. Initiate, in the near future, inquiries or rule makings to determine if specific burdensome areas can be totally de-regulated.

42. Thus, we have decided to attack the problem of burdensome regulation from a different direction while at the same time proposing legislation for Congressional consideration that would hopefully clarify the overlying problem of regulatory allocation. Since we have decided to take this course, including the institution, at appropriate times, of subject matter rule makings and inquiries, we will terminate this proceeding.

43. As with any area as complex and institution, at appropriate times, of subthat more work will have to be done before there is a complete and satisfactory resolution of all the problems. We believe the conclusions we have reached herein to be a good beginning.

[13] Technological Boundaries of Television, FCC 74-01, December 1974.





Accordingly, *it is ordered*, That this proceeding is terminated.

Adopted: July 29, 1975.

Released: August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21609 Filed 8-15-75;8:45 am]

[ 47 CFR Part 76 ]
[FCC 75-961; Docket No. 20578]

## FRANCHISE STANDARDS

### Proposed Technical Amendment

In the matter of amendment of Part 76 of the Commission's rules and regulations with respect to technical changes in the wording of § 76.31(b) regarding franchise fees.

1. In a related Report and Order in Docket No. 20272 issued concurrently with this Notice, we announced our intention to alter our processing procedures for the granting of certificates of compliance. We noted that because of some technical language in § 76.31(b) of our rules the procedure, of granting a certificate but specifying those inconsistent provisions considered null and void, could not be applied to inconsistent franchise fees. We hereby propose to change the language of § 76.31(b) as specified herein to allow for uniform application of our processing procedures.

2. The result of this proposed change will be to allow us to process applications without the unnecessary delays caused by requiring franchise authorities to excise inconsistent franchise provisions that would in any case result in the applicant not receiving authority from this Commission to operate a cable television system. The net effect of the rule remains unchanged. The language change proposed merely allows us to use the same processing procedure in this area that we do in many others—that is, to declare inoperative any franchise provision to the degree it violates federal rules and regulations. As part of this procedure, as noted in the associated Report and Order in Docket No. 20272, full notification to both the applicant and the franchise authority will be given regarding provisions violating the rules.

3. Thus, we are simply proposing to change the wording of § 76.31(b) to read as set forth below:

**§ 76.31 Franchise standards.**

. . . . . .

(b) The franchise fee shall be reasonable (e.g., in the range of 3–5 percent of the franchisee's gross subscriber revenues per year from cable television operations in the community (including all forms of consideration, such as initial lump sum payments)). If the franchise fee exceeds three percent of such revenues, the reasonableness of the fee shall be approved by the Commission only upon showings, by the franchisee, that it will not interfere with the effectuation of federal regulatory goals in the field of cable television, and, by the franchising authority, that it is appropriate in light of the planned local regulatory program. The provisions of this paragraph shall not be effective with respect to a cable television system that was in operation prior to March 31, 1972, until the end of a system's current franchise period, or March 31, 1977, whichever occurs first.

We are suggesting no other change in the rule at this time and any parties wishing to comment on this proposal should limit their comments to the specific alteration indicated herein.

4. Authority for the rule making proposed herein is contained in sections 4(i), 303 and 403 of the Communications Act of 1934, as amended. All interested parties are invited to file written comments on or before September 22, 1975, and reply comments on or before October 7, 1975. In reaching a decision on this matter, the Commission may take into account any other relevant information before it, in addition to the comments invited by this Notice.

5. In accordance with provisions of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all comments, replies, pleadings, briefs, or other documents filed in this proceeding shall be furnished to the Commission. Responses will be available for public inspection during regular business hours in the Commission Public Reference Room at its Headquarters in Washington, D.C.

Adopted July 29, 1975.

Released August 13, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21608 Filed 8-15-75;8:45 am]

[ 47 CFR Part 76 ]
[Docket No. 20487]

## CABLE TELEVISION CARRIAGE

### Selection of Television Signals

In the matter of amendment of Part 76, Subpart D of the Commission's rules and regulations relative to selection of television signals for cable television carriage (leapfrogging rules): §§ 76.59 (b) (1) and (2), and 76.63 of the Commission's cable television rules; Docket 20487; *Order* extending time [40 FR 28634].

1. American Broadcasting Companies, Inc., has requested an extension of time for filing reply comments in the captioned proceeding from August 12, 1975, to August 26, 1975. The additional time is said to be necessary because of the number of rule making proceedings that are being conducted simultaneously and call for the filing of comments or reply comments at about the same time and because some of the comments filed require careful evaluation before reply comments can be prepared.

2. Although it appears that good cause has been shown for a limited extension of time, it would not appear that an extension of the magnitude requested is warranted. Accordingly, an extension will be granted only until August 19, 1975.

Accordingly, it is ordered, that the date for filing reply comments in the above captioned proceeding is extended to August 19, 1975.

This action is taken by the Chief, Cable Television Bureau, pursuant to authority delegated by § 0.288(a) of the Commission's Rules.

Adopted: August 6, 1975.

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
J. CLAY SMITH,
*Acting Chief,*
*Cable Television Bureau.*

[FR Doc.75-21607 Filed 8-15-75;8:45 am]

[ 47 CFR Parts 2, 89, 91 ]
[Docket No. 20149]

## LOCAL GOVERNMENT AND MANUFACTURERS RADIO SERVICES

### Availability of Splinter Frequencies; Correction

In the matter of amendment of Parts 2, 89, and 91 of the Commission's rules and regulations to make available four 173 MHz splinter frequencies to the local government and manufacturers radio services for telemetry and remote control operations.

The text of the Commission's Further Notice of Proposed Rule Making (FCC 75-868) in Docket 20149 adopted July 22, 1975 [40 F.R. 33471] is corrected as follows.

1. In Part III, instruction number one, § 91.254(a), the frequency table is corrected as follows:

**§ 91.254 Frequencies available.**

(a) • • •

| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| • | • | • |
| 15.225875 | Fixed or mobile | 18, 20, 22, 23 |
| 15.285875 | do | 17, 18, 19, 23 |
| • | • | • |

2. In Part III, instruction number five, § 91.554(a), the frequency table is corrected as follows:

**§ 91.554 Frequencies available.**

(a) • • •

| Frequency or band | Class of station(s) | General reference | Limitations |
|---|---|---|---|
| • | • | • | • |
| 154.45625 | Mobile | Permanent use | 29, 30 |
| 154.46375 | do | do | 29, 30, 51 |
| • | • | • | • |

3. In Part III instruction number six, § 91.730(a), the frequency table is corrected as follows:

**§ 91.730 Frequencies available.**

(a) • • •



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| Frequency or band | Class of station(s) | Limitations |
|---|---|---|
| 454.46375 | Fixed or mobile | 23, 24, 26, 28, 29 |

Released: August 8, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75-21604 Filed 8-15-75;8:45 am]

## [ 47 CFR Part 73 ]

[Docket No. 19879; RM-2064, RM-2113, RM-2226, RM-2177, RM-2264, RM-2288, RM-2305, RM-2313, RM-2381, RM-2404, RM-2487, RM-2527]

## FM BROADCAST STATIONS; TABLE OF ASSIGNMENTS

### Order Extending Time for Filing Reply Comments

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Little Rock, Benton, Batesville and Mountain View, Arkansas. Also Cherokee Village, Dardanelle, Dumas, Fayetteville, Lonoke, Malvern, Morrilton, Pine Bluff, Russellville, Sheridan and Van Buren, Arkansas, and Neosho, Missouri)

1. On April 18, 1975, the Commission adopted a Further Notice of Proposed Rule Making and Order to Show Cause in the above-entitled proceeding. Publication was made in the Federal Register on April 28, 1975, 40 FR 18452. The date for filing comments has expired and the date for filing reply comments is presently August 12, 1975. (40 FR 30985)

2. On August 5, 1975, counsel for Central Arkansas Broadcasting Company, Inc. requested that the time for filing reply comments be extended to and including September 15, 1975. Counsel states that the proceeding is a very complicated one which involves considerable technical and legal analysis so that a final resolution accommodating the requests of all participants can be made. Counsel contends that such an anlaysis cannot be made in the period presently specified and therefore requests the additional time.

3. We are of the view that the public interest would be served by extending the time in this proceeding. Accordingly, *It is ordered* That the date for filing reply comments is extended to and including September 15, 1975.

4. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and §§ 0.281 and 1.46 of the Commission's rules.

Adopted: August 7, 1975.

Released: August 11, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

[FR Doc.75-21606 Filed 8-15-75;8:45 am]



## [ 47 CFR Part 73 ]

[Docket No. 20520; RM-2169, RM-2193, RM-2197, RM-2198, RM-2234, RM-2343]

## MULTIPLE OWNERSHIP OF BROADCAST STATIONS

### Order Extending Time for Filing Comments and Reply Comments

In the matter of amendment of §§ 73.35, 73.240, 73.636, and 76.501 of the Commission's rules relating to multiple ownership of Standard, FM, television broadcast stations and cross-ownership of cable television systems (stock held by insurance companies, mutual funds, and other institutional investors).

1. On July 30, 1975, the American Life Insurance Association (ALIA) filed a petition for extension of time in which to file comments and reply comments in the above-captioned proceeding to September 26 and October 12, 1975, respectively. The notice of proposed rule making was adopted on June 11, 1975, and publication was made in the FEDERAL REGISTER on June 24, 1975, 40 FR 26551. The dates for filing comments and reply comments are presently August 11 and August 26, 1975, respectively.

2. The ALIA states that it represents 379 life insurance companies; that the Commission's proposal will need to be carefully analyzed; and that a number of meetings will be required so that its comments will reflect to the extent possible the views of the members of ALIA. ALIA continus by saying that the analysis has begun, but that it will be unable to complete the work by the initial comment date of August 11, 1975.

3. We recognize that the proposals require detailed study and will involve cooperative efforts among members of ALIA. We also recognize this coordination process is somewhat complicated by vacation plans. Thus, we find that the public interest would be served by a grant of the petition, and we shall extend the time to the dates requested.

4. Accordingly, *it is ordered*, That the petition for extension of time filed by the American Life Insurance Association is granted; and the dates for filing comments and reply comments are extended to and including September 26 and October 13, 1975, respectively.

5. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and §§ 0.281 and 1.46 of the Commission's rules.

Adopted: August 4, 1975.

Released: August 11, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
*Chief, Broadcast Bureau.*

[FR Doc.75-21605 Filed 8-15-75;8:45 am]

## FEDERAL HOME LOAN BANK BOARD

## [ 12 CFR Parts 563 and 570 ]

[75-440]

## PENSION, RETIREMENT, AND DEFERRED COMPENSATION PLANS AND CONTRACTS

### Proposed Amendment

MAY 19, 1975.

The Federal Home Loan Bank Board considers it desirable to rescind its ruling set forth in § 570.2 of the rules and regulations for insurance of accounts (12 CFR 570.2) and to restate said ruling, as amended, as a regulation to be designated § 563.40 of the rules and regulations for insurance of accounts (12 CFR 563.40).

The present ruling briefly states the general principles with which any pension, retirement, or deferred compensation plan of insured institutions must conform. The principal purpose of the proposed regulation is to restate said ruling as an imperative in regulatory form and to permit, under prescribed circumstances, cost-of-living increases for retired employees covered by such plans.

Accordingly, the Board hereby proposes to rescind § 570.2 and to adopt a new § 563.40 to read as set forth below.

Interested persons are invited to submit written data, views and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street NW., Washington, D.C. 20552, by September 19, 1975, as to whether this proposal should be adopted, rejected, or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.5 of the general regulations of the Federal Home Loan Bank Board (12 CFR 505.5).

1. Section 563.40 is added to read as follows:

**§ 563.40 Pension, retirement, and deferred compensation plans and contracts.**

(a) *General.* An insured institution shall not enter into or obligate itself under any such plan or contract which would constitute an unsafe or unsound practice. Entering into or incurrence of obligation under such a plan or contract would be an unsafe or unsound practice if the plan or contract, because of the unreasonableness of pertinent costs or for any other reason, could lead to material financial loss or damage to the insured institution.

(b) *Amount and funding of obligation.* The prospective obligation or liability of the insured institution as to each participant shall either be stated in or be determinable from the plan or contract; and the institution's liability in respect to each participant shall be fully funded either at the outset or as it accrues so as to assure that there will be no unrecognized or unexpressed liability and that none of the cost will remain to be charged or absorbed after the fiscal period in which the normal employment of the participant terminates. Funding may be accomplished in a variety of ways: In full at the outset; by purchase of insurance covering all of the obligations, with the premium paid in full at the outset or payable periodically as a current operating expense over the remainder of the participant's normal employment; by pro-rata payment into a fund and charge to expense in each fiscal period during the remainder of the participant's normal employment: *Provided*, however, That the institution may amend the plan or contract at any time in order to provide cost-of-living increases to participants who have retired: *Provided further*, That:

(1) Any such increase shall be predicated upon an increase in the Consumer Price Index as published by the Bureau of Labor Statistics; and

(2) No retroactive increase shall be granted unless (i) the charges to net income for prior periods have first been found to be reasonable by the insured institution's board of directors as documented by appropriate resolution and supporting analysis; and (ii) such increase will not reduce the institution's net worth below the level required by § 563.13(b) of this chapter.

(c) *Termination.* The plan or contract shall permit the institution's board of directors and its successors at any time to terminate the plan and any obligations thereunder, beyond those theretofore fully funded, and to discontinue payments after termination.

(d) *Default of the institution.* The plan or contract shall provide that all obligations of the association thereunder which have not theretofore been fully funded, subject to the provisos of paragraph (b) of this section, shall terminate automatically in event of default as defined in Title IV of the National Housing Act.

2. Section 570.2 is removed as follows:

**§ 570.2 [Removed]**

(Sec. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726; Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1947 Supp.)

By the Federal Home Loan Bank Board,

[SEAL] GRENVILLE L. MILLARD, JR.,
*Assistant Secretary.*

[FR Doc.75-21618 Filed 8-15-75;8:45 am]

## [ 12 CFR Part 584 ]

[75-752]

## REGULATED ACTIVITIES

### Proposed Amendment Relating to Transactions With Affiliates

SUMMARY

AUGUST 13, 1975.

The following summary of the amendment proposed by this Resoution is provided for the reader's convenience and is subject to the full explanation in the following preamble and to the specific provisions of the regulation.

I. *Existing regulation.* None.

II. *Proposed amendment.* Would prohibit an insured institution from authorizing or permitting the opening or increasing of accounts therein in any office where stock, bonds, debentures, notes or similar obligations of a holding company affiliate are sold or offered for sale.

III. *Reason for proposed amendment.* To avoid confusion of insured savings account transactions with transactions relating to investment in securities of an insured institution's affiliates.

The Federal Home Loan Bank Board considers it desirable to propose to amend § 584.3 of the Regulations for Savings and Loan Holding Companies (12 CFR 584.3), by adding a new paragraph (a)(6) thereto, for the purpose of prohibiting an insured institution from authorizing or permitting the opening or increasing of accounts in such institution in offices where stock, bonds, debentures, notes or similar obligations of a holding company affiliate are sold or offered for sale. The Board believes this amendment is desirable to prevent confusion of transactions relating to investment in an insured institution with transactions relating to investment in an uninsured holding company affiliate. In addition to the possibility that such confusion could involve redirection of a potential saver to a competing security, the Board also considers that there is a substantial inherent possibility of confusion and in some situations actual or potential conflicts of interest where competing securities of an insured institution and a holding company affiliate thereof are offered for sale in the same office.

Accordingly, the Board hereby proposes to amend § 584.3 by adding a new paragraph (a)(6) thereto, to read as set forth below.

Interested persons are invited to submit written data, views and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street NW., Washington, D.C. 20552, by September 5, 1975, as to whether this proposal should be adopted, rejected, or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.5 of the General Regulations of the Federal Home Loan Bank Board (12 CFR 505.5).

In § 584.3 paragraph (a)(6) is added to read as follows:

**§ 584.3 Transactions with affiliates.**

* * * * *

(a) * * *

(6) Authorize or permit the opening or increasing of savings accounts in such institution in any office where any stock, bond, debenture, note, or similar obligation of an affiliate is sold or offered for sale; or

* * * * *

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; Sec. 408, 48 Stat. 1261, as added by 73 Stat. 691, as amended; 12 U.S.C. 1725, 1726, 1730a. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR 1943-48 Comp. p. 1071)

By the Federal Home Loan Bank Board,

[SEAL] J. J. FINN,
*Secretary.*

[FR Doc.75-21617 Filed 8-15-75;8:45 am]

## FEDERAL TRADE COMMISSION

## [ 16 CFR Part 443 ]

## HEALTH SPAS

### Trade Regulation Proceeding

Notice of proceeding, proposed trade regulation rule, statement of reason for proposed rule, invitation to propose issues of fact for consideration in public hearings, and invitation to comment on proposed rule.

Notice is hereby given that the Federal Trade Commission, pursuant to the Federal Trade Commission Act, as amended, 15 U.S.C. 41, *et seq.*, the provisions of Part I, Subpart B of the Commission's Procedures and Rules of Practice, 16 CFR 1.11, *et seq.*, and section 553 of Title 5, U.S. Code (Administrative Procedure), has initiated a proceeding for the promulgation of a Trade Regulation Rule concerning Health Spas.

In accordance with the above notice the Commission proposes to amend Subchapter D, Trade Regulation Rules, of 16 CFR, Chapter I by adding a new Part 443 to read as follows:

Sec.
443.1 Definitions.
443.2 Business and sales practices.
443.3 Exemptions.

AUTHORITY: 38 Stat. 717, as amended; 15 U.S.C. 41, *et seq.*

**§ 443.1 Definitions.**

For the purpose of this part the following definitions shall apply:

(a) *Health spa.* An establishment which provides as one of its primary purposes services or facilities which are purported to assist patrons to improve their physical condition or appearance through change in weight, weight control, treatment, dieting or exercise. The term includes an establishment designated as "reducing salon", "health spa", "spa", "exercise gym", "health studio", "health club", or by other terms of similar import.

(b) *Primary establishment.* The health spa at a specific location, whether or not it has actually been constructed or is in operation, at which the buyer desires or expects to obtain the services or to use the facilities offered on a regular and continuing basis throughout the life of the contract, even though he may also have the right to visit and use the services and facilities of other establishments owned, controlled or operated by the seller.

(c) *Operating day.* Any calendar day on which the buyer may inspect the facilities of the health spa during a period of at least eight hours.

(d) *Total contract price.* The total price paid or to be paid by the buyer for the right to use the health spa facilities, or the services which are the subject of







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the contract, including any finance charges determined in accordance with § 226.4 of Federal Reserve Regulation Z (12 CFR 226.4).

(e) *Cancellation of the contract.* The contract or sale shall be deemed to have been cancelled upon the mailing of a written notice, or the delivery of a written notice, by the buyer to the seller at the place designated in the contract pursuant to paragraph (a) of § 443.2 and the detachable "NOTICE OF CANCELLATION" set forth in paragraph (f) (4) of § 443.2.

**§ 443.2 Business and sales practices.**

In connection with the sale or offering for sale in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, by any person, corporation, partnership, association or group engaged in the operation of a health spa, of any service, or the right to use the facilities or receipt of its services, it constitutes an unfair or deceptive act or practice, in violation of the Federal Trade Commission Act to:

(a) Fail to employ a written contract which shall constitute the entire agreement between the seller and the buyer, a fully completed copy of which shall be furnished to the buyer at the time of its execution which shows the date of the transaction, the name and address of the seller, the identity and location of the primary establishment, and in immediate proximity to the space reserved in the contract for the signature of the buyer and in bold face uppercase type of a minimum size of ten points, the following statement:

NOTICE TO BUYER: DO NOT SIGN THIS CONTRACT UNTIL YOU HAVE READ THE PROVISIONS UNDER THE HEADING 'CANCELLATION AND REFUNDS'. ALSO, DO NOT SIGN THIS CONTRACT IF IT CONTAINS ANY BLANK SPACES

(b) Fail, prior to the time the contract is executed by the buyer, to furnish the buyer with a current copy of any rules and regulations of the seller which are applicable to the buyer's use of the facilities or receipt of its services and which are not set forth in the contract.

(c) Fail, unless the provisions of paragraph (d) of this section are applicable, to include in the contract pertaining to the sale, under the caption "CANCELLATION AND REFUNDS" which caption shall be printed in bold face uppercase type of a minimum size of 10 points, the following cancellation and refund provision:

(1) *Right to Cancel within Three Operating Days.*

You are permitted to inspect the facilities of [the seller] within three operating days after the date of this contract. If, within those three days, and whether or not you make an inspection, you decide that you want to cancel this contract, you may do so by notifying [the seller] on the attached form which has been provided to you, or by any other writing mailed or delivered before midnight of the third operating day after the date of this contract to [the seller] at the address shown on the contract. If you so cancel, any payments made by you under the contract will be refunded; and any evidence of indebtedness executed by you will be cancelled by [the seller], and arrangements will be made to relieve you of any further obligation to pay the same. If during the first three operating days after the date of this contract [the seller] allows you to use its facilities or performs any services, it must do so without charge.

For the purposes of this provision, the following days are "operating days" [insert days]. On these days, the spa will be open [insert a statement of the hours during which the spa will be open].

(2) *Additional Right to Cancel after Three Operating Days.*

You may also cancel this contract for any reason at any time, following the expiration of the three-day period described in [(1)], by notifying [the seller] on the attached form provided to you, or by any other writing, mailed or delivered to [the seller] at the address shown on the contract". If you cancel this contract after three operating days, [the seller] in entitled to keep or to receive a cancellation fee of [insert specified sum not in excess of five percent of the total contract price] plus a pro rata portion of the total contract price determined in the manner specified in [(3)] below. All money you have paid in excess of that amount will be refunded, and any financial obligation you may have undertaken or assumed as a part of this transaction will be terminated by [the seller] to the extent that it provides for payment of a sum in excess of the amount [the seller] is entitled to keep or to receive pursuant to this provision. *Provided,* That if at the time of cancellation, the facilities and services offered by [the seller] are not fully operational and available, [the seller] may not retain or receive a cancellation fee.

(3) *Pro Rata Computation.*

The pro rata portion to which the seller is entitled shall be determined by taking the number of complete weeks [if the extent of the buyer's right to use the facilities is calculated on the basis of a measure other than time such as 'sessions', 'visits', 'lessons' or the like, that term should be substituted for the phrase 'complete weeks' in this provision] for which the services or facilities were made available to you following the first three operating days after the date of this contract and prior to cancellation of the contract and *dividing* that number by the total number of weeks specified in this contract ([insert total number of weeks] weeks) and *multiplying* the result of that division by the total contract price ($[insert total contract price]).

(d) Fail, if at the time of the execution of the contract the primary establishment is not completed or its facilities are not fully operational and available for the buyer's use, to include in the contract pertaining to the sale, under the caption "CANCELLATION AND REFUNDS" which caption shall be printed in bold face uppercase type of a minimum size of 10 points, the following cancellation and refund provisions:

(1) *Right to Cancel Prior to Opening and Availability of All Facilities.*

You may cancel this contract at any time prior to the receipt of written notice from [the seller] that the facilities are fully operational and available for your use. If you decide that you want to cancel this contract, you may do so by notifying the seller on the attached from which has been provided to you or by any other writing mailed or delivered to [the seller] at the address shown on the contract before your receipt of such written notice. If you so cancel, any payments made by you under the contract will be refunded and any evidence of indebtedness executed by you will be cancelled by [the seller] and arrangements will be made to relieve you of any further obligation to pay the same.

(2) *Right to Cancel within Ten Operating Days after Receipt of Notice that All Spa Facilities are Fully Operational.*

You are permitted to inspect the facilities of [the seller] within ten operating days after the date of your receipt of written notice from [the seller] that the facilities are fully operational and available for your use, and which states what days are operating days and during what hours on those days the spa will be open. If, within those ten days, and whether or not you make an inspection, you decide that you want to cancel this contract, you may do so by notifying [the seller] on the form provided you, or by any other writing mailed or delivered to [the seller] at the address shown on the contract by midnight of the 10th operating day after the receipt of such written notice. If you so cancel, any payments made by you under the contract will be refunded, and any evidence of indebtedness executed by you will be cancelled by [the seller] and arrangements will be made to relieve you of any further obligation to pay the same. If during the first ten operating days after you receive notice that all spa facilities are fully operational, the seller allows you to use its facilities or performs any services, it must do so without charge.

(3) *Additional Right to Cancel at Any Time.*

If you elect to cancel this contract, for any reason, following the expiration of your right to cancel under the provisions of [(1)] or [(2)], you may do so by notifying [the seller] on the attached form which has been provided to you, or by any other writing, mailed or delivered to [the seller] at the address shown on the contract.

If you cancel this contract in accordance with this paragraph, [the seller] is entitled to keep or to receive a cancellation fee of $ [insert a specified sum not in excess of five percent of the total contract price] plus a pro rata portion of the total contract price determined in the manner specified in [(4)] below. All money you have paid in excess of that amount will be refunded, and any financial obligation you may have undertaken or assumed as a part of this transaction will be terminated by [the seller], to the extent that it provides for payment of a sum in excess of the amount [the seller] is entitled to keep or to receive pursuant to this provision. *Provided,* That if at the time of cancellation, the facilities and services offered by [the seller] are not fully operational and available, [the seller] may not retain or receive a cancellation fee.

(4) *Pro Rata Computation.*

The pro rata portion shall be determined by taking the number of complete weeks [if the extent of the buyer's right to use the facilities is calculated on the basis of a measure other than time such as "sessions", "visits", "lessons" or the like, that term should be substituted for the phrase "complete weeks" in this provision] following the first ten operating days after the date of this contract for which the services or facilities were made available to you prior to cancellation of the contract and *dividing* that number by the total number of weeks specified in this contract ([insert total number of weeks] weeks) and *multiplying* the result of that division by the total contract price ($[insert total contract price]).

(e) Fail to inform each buyer orally, immediately prior to the time he signs the contract, of his cancellation rights as set forth in paragraph (c) or (d) of this section, whichever is applicable, using the following language:

(1) If paragraph (c) of this section is applicable:

You may cancel this contract within three operating days and receive a full refund. You may also cancel this contract at any time and receive a pro rata refund, less a cancellation fee, for the unused portion of the contract. Before signing the contract read the provisions under the heading "CANCELLATION AND REFUNDS".

(2) If paragraph (d) of this section is applicable:

You may cancel this contract before you receive written notice that the spa is open, and at any time within 10 operating days after you receive such notice and receive a full refund. You may also cancel this contract at any time after receiving notice that the spa is open and receive a pro rata refund, less a cancellation fee, for the unused portion of the contract. Before signing the contract read the provisions under the heading "CANCELLATION AND REFUNDS".

(f) Fail to furnish each buyer, at the time he signs the contract, a completed form in duplicate, which is attached to the contract but easily detachable therefrom and which is captioned in fifteen point bold face uppercase type "NOTICE OF CANCELLATION". This detachable form shall contain in ten point bold face uppercase type the following information and statements:

(1) For an explanation of your rights to cancel the attached contract and the amount of any refund due, or payment owing, see that section of the contract headed "CANCELLATION AND REFUNDS".

(2) To cancel this transaction, mail or deliver a signed and dated copy of this cancellation notice, or any other written notice to [name of seller], at [insert seller's address].

I hereby cancel this transaction.

(Date)

(Buyer's signature)

(g) Include in any contract any confession of judgment or any waiver of any of the rights to which the buyer is entitled under this part, including specifically the buyer's right to cancel the transaction in accordance with any provision of this part.

(h) Misrepresent in any manner a buyer's obligations or his right to cancel his obligations arising from his use of the seller's services or facilities, or from his contracting, orally or in writing, for the use of the seller's facilities or services, or arising from any evidence of indebtedness or like document executed in connection with the sale of the seller's services or of the use of the seller's facilities.

(i) Fail or refuse to honor any notice of cancellation by a buyer and within 10 business days after the receipt of such notice, to (1) refund any payments due the buyer, and (2) cancel that portion of the buyer's indebtedness that exceeds the amount due the seller under the applicable refund provisions of this section and (3) take any other action necessary or appropriate to terminate the buyer's obligation to pay any sum in excess of that due under the applicable cancellation and refund provision in paragraph (c) or (d) of this section.

(j) Fail to maintain at all times complete records relative to the manner and form of compliance with this part. Such records shall include for at least the preceding three years, copies of all advertising and shall indicate with respect to each sale the type of program or service sold, the price charged therefore, the name and address of the purchaser thereof, and, if the sale was cancelled, the date thereof, the amounts of money retained by the seller and billed or refunded to the buyer, and a description of the action taken, such as cancellation of the buyer's obligation to pay any sum in excess of that due under the applicable cancellation and refund provisions in paragraph (c) or (d) of this section.

(k) Receive payment of, or enter into one or more contracts or written agreements obligating payment of, a sum in excess of five percent of the total contract price from or on behalf of the buyer prior to the time the primary establishment is completed and its facilities are fully operational and available for use by the buyer.

(l) Enter into one or more contracts or written agreements for membership in a health spa, or the right to use the facilities of a health spa, or any other service to be provided by the seller whereby the buyer is obligated for a period in excess of two years or whereby the seller is obligated to provide facilities or services to the buyer for a period in excess of two years from the date of the original contract or agreement, *Provided,* That upon the expiration of the full term stated in an original contract or agreement the buyer and the seller may enter into a new contract or agreement which shall also be subject to the same limitations set forth herein.

(m) Fail, if any substantial portion of any sales presentation or sales transaction is conducted, either orally or in writing, in a language other than English (e.g., Spanish), to:

(1) Furnish the buyer with complete sets of all documents required to be furnished to the buyer by the provisions of this part, one of which is in English and one of which is in the other language used in the sales presentation or transaction; and

(2) Make all oral disclosures required by the provisions of this part in both English and in the other language used in the sales presentation or transaction.

(n) Fail to inform the buyer both orally and in writing that persons over the age of 35 and all persons with known or suspected heart disease are advised to consult their physician before enrolling.

**§ 443.3 Exemptions.**

The provisions of this part shall not apply to transactions in which the buyer purchases the right to use the facilities or obtain the services of a seller on a per visit basis, on a daily basis, or on a weekly basis; *Provided, however,* This exemption shall not apply if the buyer is obligated to purchase or to pay for the right to use the facilities or to obtain the services of the seller for a period in excess of one week, or if the seller is obligated to provide the use of facilities or services to the buyer for a period in excess of one week.

STATEMENT OF REASON FOR THE PROPOSED RULE

It is the Commission's purpose, in issuing this statement, to set forth its reason for proposing this rule with sufficient particularity to allow informed comment. The precise format of such statements may vary from rule to rule depending on the complexity of the issues involved. In this proceeding, it has been determined that meaningful comment by the public will be best facilitated by presenting (1) a statement describing the basic factual and legal premises upon which the Commission has determined to propose the rule, and (2) a series of questions designed to draw to the public's attention matters which the Commission presently deems particularly pertinent and on which comment is especially solicited.

The Commission emphasizes that neither the statement of factual and legal premises nor the questions should be interpreted as designating disputed issues of specific fact. Such designations shall be made by the Commission or its duly authorized presiding official pursuant to the Commission's Rules of Practice.

STATEMENT

The Commission has reason to believe that in recent years many "health spas," as that term is defined in the proposed rule:

(a) Have used false, deceptive and misleading advertising and sales presentations which have been characterized by:

(1) High pressure sales tactics;

(2) Bait advertising and offers of fictitious bargains;

(3) Deceptive pricing;

(4) Misrepresentation of the length of enrollment periods available;

(5) Misrepresentation of the facilities available and of the qualifications of spa employees;

(6) Misrepresentation of the results to be obtained through participation in spa programs;

(7) Misrepresentation of the nature and efficacy of weight reduction and figure shaping programs;

(b) Have misrepresented the extent and nature of the contractual obligations of consumers whom they have persuaded to enroll in or to join a health spa.

(c) Employed cancellation and refund policies which are unfair to consumers who elect to cancel their respective memberships because of impossibility of continued participation in spa activities or because they discover that the services to be provided by the spa are not what







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they were represented to be in the sales presentation or in advertising.

(d) Have sold memberships in spa facilities which are not opened and available for use at the time such memberships are sold, and which in fact do not open at the time promised or do not open at all.

(e) Have closed facilities or gone out of business without providing, or making provision to provide, consumers with the services for which they have contracted and paid.

(f) Have sold membership contracts to consumers who are not physically qualified to participate in the activities of the spa.

The Commission has reason to believe that the practices described in (a)–(f) above have resulted and continue to result in consumers enrolling in health spa programs without a full understanding of what is being offered by the seller, not only because of the deceptive and false representations described, but also because the seller's appeals focus on serious anxieties of consumers which are based on much public discussion of the importance of weight control and exercise to improve health, and lessen the risks of various physical ailments. Consumer expectations are also attributable to the concern of members of both sexes to preserve and enhance their physical attractiveness to members of the opposite sex. The Commission has reason to believe that the practices described in (a)–(f) above are deceptive and/or unfair in violation of section 5 of the Federal Trade Commission Act (15 U.S.C. 45).

The Commission has determined that it has reason to believe the above assertions on the basis of information recently compiled by the staff and materials and data contained in previous staff investigations of various health spas. During the course of its review of all available information, the Commission staff has also received and reviewed many consumer complaints, either directly or from state law enforcement officials. In addition the staff has evaluated pertinent state statutes and judicial rulings, and evidence provided by competent medical experts.

Despite the acceptance in recent years of numerous consent orders from members of this industry, the Commission has reason to believe that continued treatment of these problems on a case-by-case basis would be inadequate to establish well-defined standards of enforcement or to be effective for the prevention of such acts or practices in the future, and that rule proceedings of the type herein prescribed would be in the public interest for those purposes.

The Commission has not adopted any findings or conclusions of the staff. All findings in this proceeding shall be based solely on matter in the rulemaking record.

### QUESTIONS

1. Section 443.1(a) contains a rather broad definition of the term "health spa" and this categorizes the various types of businesses which would be subject to the provisions of the proposed rule. Are any types of businesses included in this definition which should not be subject to the provisions of the rule? If so, describe them and state the reasons why they should be exempt. Are any excluded which should be subject to the rule? Why?

2. Pursuant to § 443.2(c)(1) or (d)(2), the buyer is entitled to inspect the facilities of the seller within three and ten days, respectively, and to cancel the contract during that cooling-off period for any reason. Is it likely that by inspecting the facilities during the cooling-off period the buyer would be able to evaluate adequately the nature and quality of the facilities and services? Also, pursuant to § 443.2(c)(1) or (d)(2) the seller may not charge the buyer for the use of any services or facilities voluntarily provided by the seller during the cooling-off period. Do sellers presently permit potential buyers to use services or facilities on a try-out basis? If so, at what price? Is usage of services or facilities—beyond mere inspection—helpful to the consumer in considering whether to join a health spa? In particular, does such usage help the consumer to ascertain adequately the nature and quality of the facilities and services? Would usage be encouraged if the seller is permitted to impose a reasonable charge upon the buyer in this situation? If so, under what circumstances should a reasonable charge for usage be permitted? How should the amount of such a charge be computed?

3. If the buyer cancels the contract following expiration of the cooling-off period and after the spa is fully operational, the seller is permitted to retain a cancellation fee not to exceed five percent of the total contract price, in addition to retention of the pro rata share of the total contract price, in order to recompense the seller for administrative costs of enrollment (see § 443.2 (c) and (d)). Is this amount too great or too small? Why?

4. If the principal establishment is not fully operational, the rule (§ 443.2(k)) would prohibit a seller from receiving from the buyer payment of, or entering into a contract or agreement obligating payment by the buyer prior to the time when the principal establishment is fully operational of, a sum in excess of five percent of the total contract price. What additional or alternative means could be used to protect the buyer in situations in which the principal establishment does not open at the time promised because of the seller's insolvency or for other reasons?

5. The proposed rule prohibits the use of contracts for the provision of services for a period in excess of two years (see § 443.2(1)). Are there additional or alternative means for providing adequate protection for buyers who might otherwise have purchased a lifetime or other long-term contract from a spa which goes out of business prior to expiration of the term?

6. The proposed rule (§ 443.2(n)) requires the seller to inform the buyer that persons over the age of 35 and all persons with known or suspected heart disease should consult their physician before enrolling. What, if any, other measures are necessary or appropriate to insure that the health and safety of consumers are not jeopardized by participation in spa activities?

7. Are the contracts used in health spa transactions drafted by sellers in standardized form and presented to consumers on a "take it or leave it" basis under circumstances that preclude meaningful bargaining over the terms thereof? If these contracts are drafted and presented in this manner, the Commission would be interested in receiving comments on the circumstances surrounding and the reasons why this is the case. The Commission would also be interested in whether or not such form contracts vary significantly from seller to seller in such a way that consumers could make intelligent choices, if they so desire, among contracts with different provisions.

8. What are the economic effects of the rule on small business and consumers?

### INVITATION TO PROPOSE ISSUES OF FACT FOR CONSIDERATION IN PUBLIC HEARINGS

All interested persons are hereby given notice of opportunity to propose any disputed issues of facts, in which are material and necessary to resolve. The Commission, or its duly authorized presiding official, shall, after reviewing submissions hereunder, identify any such issues in a Notice which will be published in the FEDERAL REGISTER. Such issues shall be considered in accordance with Section 18 (c) of the Federal Trade Commission Act as amended by Public Law 93–637, and rules promulgated thereunder. Proposals shall be accepted until not later than October 20, 1975, by the Special Assistant Director for Rulemaking, Federal Trade Commission, Washington, D.C. 20580. A proposal should be identified as "Proposal Identifying Issues of Fact—Health Spas", and when feasible and not burdensome, submitted in five copies. The times and places of public hearings will be set forth in a later Notice which will be published in the FEDERAL REGISTER.

### INVITATION TO COMMENT ON THE PROPOSED RULE

All interested persons are hereby notified that they may also submit to the Special Assistant Director for Rulemaking, Federal Trade Commission, Washington, D.C. 20580, data, views or arguments on any issue of fact, law or policy which may have some bearing upon the proposed rule. Written comments, other than proposals identifying issues of specific fact, will be accepted until 45 days before commencement of public hearings, but at least until October 20, 1975.





To assure prompt consideration of a comment, it should be identified as a "Health Spa Comment", and when feasible and not burdensome, submitted in five copies.

Issued: August 18, 1975.

By direction of the Commission.

VIRGINIA M. HARDING,
*Acting Secretary.*

[FR Doc.75–21596 Filed 8–15–75;8:45 am]

## PANAMA CANAL COMPANY

**[ 35 CFR Part 135 ]**

### RULES FOR MEASUREMENT OF VESSELS

**Proposed Rulemaking; Correction**

FR Doc. 75–19885 appearing at pages 32140–32142 in the FEDERAL REGISTER of July 31, 1975 is corrected by changing § 138.482 in proposed rule number 19 on page 32141 to read "§ 135.382."

THOMAS M. CONSTANT,
*Secretary,*
*Panama Canal Company.*

AUGUST 11, 1975.

[FR Doc.75–21651 Filed 8–15–75;8:45 am]

**[ 35 CFR Part 135 ]**

### RULES FOR MEASUREMENT OF VESSELS

**Rules Change; Hearing**

On July 31, 1975 the Panama Canal Company published notice of proposed changes in the rules for measurement of vessels for the Panama Canal (FR Doc. 75–19885, 40 FR 32140). The notice stated that interested persons who had submitted written data by September 2, 1975, and had filed a notice of appearance by September 15, 1975, could participate in a public hearing to be held in Washington, D.C., on October 6, 1975, at a location to be announced.

Notice is hereby given that the public hearing referred to above will be held on October 6, 1975, in the Pan American Room, on the mezzanine floor of the Statler-Hilton, at 16th and K Streets, NW., Washington, D.C.

The hearing will commence at 10 a.m. subject to recess or adjournment from day to day or otherwise at the discretion of the hearing panel.

THOMAS M. CONSTANT,
*Secretary,*
*Panama Canal Company.*

AUGUST 11, 1975.

[FR Doc.75–21652 Filed 8–15–75;8:45 am]



V40-160 AUG 18 75 XUM

# notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF THE TREASURY

### Office of the Secretary

### POTASSIUM CHLORIDE FROM FRANCE

#### Tentative Determination To Modify or Revoke Dumping Finding

A finding of dumping with respect to potassium chloride, otherwise known as muriate of potash, from France was published as Treasury Decision 69-263 in the FEDERAL REGISTER of December 19, 1969 (34 FR 19905).

After due investigation it has been determined tentatively, that the sole exporter, Societe Commerciale des Potasses et de l'Azote, is no longer selling, or likely to sell, potassium chloride to the United States at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 *et seq.*). From February 18, 1969, to date, there have been no sales by this firm at less than fair value and the firm has given assurances that future sales of potassium chloride to the United States will not be made at less than fair value.

Accordingly, notice is hereby given that the Department of the Treasury intends to revoke the finding of dumping.

In accordance with § 153.37, Customs Regulations (19 CFR 153.37), interested persons may present written views or arguments, or request in writing that the Secretary of the Treasury afford an opportunity to present oral views.

Any requests that the Secretary of the Treasury afford an opportunity to present oral views should be addressed to the Commissioner of Customs, 1301 Constitution Avenue, N.W., Washington, D.C. 20229, in time to be received by his office not later than August 28, 1975. Such request must be accompanied by a statement outlining the issues wished to be discussed.

Any written views or arguments should likewise be addressed to the Commissioner of Customs in time to be received by his office not later than September 17, 1975.

This Notice of Tentative Determination to Modify or Revoke Dumping Finding is published pursuant to § 153.41(c) of the Customs Regulations (19 CFR 153.41(c)).

[SEAL] DAVID R. MACDONALD,
*Assistant Secretary of the Treasury.*

AUGUST 12, 1975.

[FR Doc.75-21653 Filed 8-15-75;8:45 am]

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

### AREA DIRECTORS AND PROJECT OFFICER, JOINT USE ADMINISTRATIVE OFFICE

#### Redelegation of Authority

AUGUST 6, 1975.

The notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2.

The Commissioner of Indian Affairs has revised the redelegation of program authority for Indian Affairs to the Area Directors and the Project Officer of the Joint Use Administrative Office by:

1. Removing a Forestry exception in 10 BIAM 3.3D(3) to allow the Area Directors and Project Officer to accept payment of damages in full in settlement of civil trespass cases pursuant to 25 CFR 141.22.

2. Adding a Law and Order exception in 10 BIAM 3.3B(3) to restrict the Area Directors and Project Officer from determining which Indian tribes perform law enforcement functions under section 601 (d), Title 1 of the Omnibus Crime Control and Safe Streets Act of 1968 (P.L. 90-351). This authority must be kept at the Washington Office level since it requires coordination with the Justice Department.

The revision was issued by Bureau of Indian Affairs Manual Release 10-34, dated May 30, 1975.

The revision affected the redelegation in 10 BIAM 3 which was published beginning at page 17046 of the April 16, 1975, FEDERAL REGISTER (40 FR 17046), as follows:

1. 10 BIAM 3.3D was revised by revoking paragraph (3) to allow Area Directors and the Project Officer to accept payment of damages in full in settlement of civil trespass cases pursuant to 25 CFR 141.22.

2. 10 BIAM 3.3B was revised by adding a new paragraph (3) to restrict the Area Directors and the Project Officer from exercising the authority given in the new paragraph (3) which reads as follows:

"(3) Determine which Indian tribes perform law enforcement functions under section 601(d), Title 1 of the Omnibus Crime Control and Safe Streets Act of 1968 (P.L. 90-351)."

Further information about the revision may be obtained from the Chief, Division of Management Research and Evaluation, Bureau of Indian Affairs, 1951 Constitution Avenue, NW., Washington, D.C. 20245, telephone 202-343-4144.

MORRIS THOMPSON,
*Commissioner of Indian Affairs.*

[FR Doc.75-21643 Filed 8-15-75;8:45 am]

### Bureau of Land Management

[NM 26183]

### NEW MEXICO

#### Notice of Application

AUGUST 11, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Transwestern Pipeline Company has applied for a compressor station site across the following land:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 21 S., R. 28 E.
Sec. 19, NE¼NW¼.

The compressor site will occupy 3.48 acres of national resource land in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, PO Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21644 Filed 8-15-75;8:45 am]

[NM 26146]

### NEW MEXICO

#### Notice of Application

AUGUST 11, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Southern Union Gas Company has applied for eight 2 inch and three 4 inch natural gas pipeline rights-of-way across the following land:





NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 26 N., R. 6 W.
Sec. 3, SW¼SW¼;
Sec. 4, SE¼SE¼, NW¼SE¼ and NW¼SW¼;
Sec. 5, SE¼SE¼, E½SW¼ and NW¼SW¼;
Sec. 9, NW¼SE¼ and NW¼NW¼;
Sec. 10, W½SE¼, NE¼SW¼ and E½NW¼.

These pipelines will convey natural gas across 1.383 miles of national resource land in Rio Arriba County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21645 Filed 8-15-75;8:45 am]

[NM 26300]

### NEW MEXICO

#### Notice of Application

AUGUST 7, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), El Paso Natural Gas Company has applied for two 4½ inch natural gas pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 24 S., R. 26 E.,
Sec. 22, W½NW¼ and SE¼NW¼.

This pipeline will convey natural gas across .372 miles of national resource lands in Eddy County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1397, Roswell, NM 88201.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21646 Filed 8-15-75;8:45 am]

[NM 26302, 26304, 26305, 26306, 26307]

### NEW MEXICO

#### Notice of Applications

AUGUST 6, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Northwest Pipeline Corporation has applied for five 4½ inch natural gas pipeline rights-of-way across the following lands:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 25 N., R. 9 W.,
Sec. 1, Lots 3, 4 and SW¼NW¼
T. 25 N., R. 10 W.,
Sec. 7, Lot 1, SE¼NE¼ and E½SW¼;
Sec. 8, W½NW¼.

These pipelines will convey natural gas across 1.235 miles of national resource lands in San Juan County, New Mexico.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the applications should be approved, and if so, under what terms and conditions.

Interested persons desiring to express their views should promptly send their name and address to the District Manager, Bureau of Land Management, 3550 Pan American Freeway, NE, Albuquerque, NM 87107.

FRED E. PADILLA,
*Chief, Branch of Lands and Minerals Operations.*

[FR Doc.75-21647 Filed 8-15-75;8:45 am]

### National Park Service

### BUXTON TO AVON WATER LINE, CAPE HATTERAS NATIONAL SEASHORE, N.C.

#### Notice of Availability of Environmental Assessment

Notice is hereby given that the National Park Service has prepared an environmental assessment of a proposal in which the Service would issue a special use permit to the Cape Hatteras Water Association allowing the Association to construct an 8" diameter water line across approximately 13,200 feet of land administered by the National Park Service—Cape Hatteras National Seashore.

The assessment is on file and available for review and inspection at the Southeast Regional Office, 3401 Whipple Avenue, Atlanta, Georgia 30344, and the Park Headquarters, Cape Hatteras National Seashore, P.O. Box 457, Manteo, North Carolina 27954.

The assessment considers the nature of the resource, available alternatives, their impacts, adverse effects, and mitigating values.

Written comments on the environmental assessment will be accepted on or before September 17, 1975. Comments should be addressed to the Superintendent, Cape Hatteras National Seashore, P.O. Box 457, Manteo, North Carolina 27954.

Dated: August 5, 1975.

RAYMOND L. FREEMAN,
*Acting Associate Director, Park System Management.*

[FR Doc.75-21678 Filed 8-15-75;8:45 am]

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

[Amdt. 1]

### SALES OF CERTAIN COMMODITIES

#### Monthly Sales List (Fiscal Year Ending June 30, 1976)

The CCC Monthly Sales List for the fiscal year ending June 30, 1976, published at 40 FR 30510 is amended as follows:

1. The provisions of Section 25 entitled "Rice, rough—Unrestricted use sales—FOB warehouse" are revised to read as follows:

The minimum price is the market price but not less than the formula price. The formula price is the 1975 loan rate plus 5 percent plus the monthly mark up shown in this section. Basis of sale is f.o.b. warehouse as is, or at buyers option, basis outturn weights and grades with privilege of rejecting individual cars which are more than one grade below the listed grade or contain more than 1 percent smut in excess of the listed percentage.

*Monthly Markups—Cents per Hundredweight*

| | |
|---|---|
| *1975* | |
| August | 12 |
| September | 21 |
| October | 30 |
| November | 39 |
| December | 48 |
| *1976* | |
| January | 57 |
| February | 66 |
| March | 75 |
| April | 84 |
| May | 93 |
| June | 93 |

2. The provisions of Section 5 entitled "Barter Eligibility List" are deleted.

(Sec. 4, 62 Stat. 1070, as amended; (15 U.S.C. 714b); interpret or apply sec. 407, 63 Stat. 1055, as amended (7 U.S.C. 1427))

Effective Date: 2:30 p.m. (e.d.t.) July 31, 1975.

Signed at Washington, D.C., on August 8, 1975.

E. J. PERSON,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.75-21600 Filed 8-15-75;8:45 am]

### Forest Service

### SHASTA AND CLAIR ENGLE-LEWISTON UNITS, WHISKEYTOWN-SHASTA-TRINITY NATIONAL RECREATION AREA, SHASTA-TRINITY NATIONAL FOREST

#### Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Land Use Plan, Shasta and Clair Engle Units of the Whiskeytown-Shasta-Trinity National Recreation Area, Shasta-Trinity National Forest, California, USDA-FS-R5-DES(Adm)-75-10.



V 40 160 AUG 18 75 XUM

The environmental statement concerns a proposed land use plan for the 120,000 acres of National Forest lands known as the Whiskeytown-Shasta-Trinity National Recreation Area of the Shasta-Trinity National Forest, in Shasta and Trinity Counties, California. Fifteen thousand four hundred acres within this area have been inventoried as "roadless."

This draft environmental statement was transmitted to the Council on Environmental Quality (CEQ) on August 8, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Rm. 3230, 12th St. & Independence Ave., SW., Washington, D.C. 20250.
Regional Forester, U.S. Forest Service, 630 Sansome Street, Rm. 529, San Francisco, CA 94111.
Forest Supervisor's Office, Shasta-Trinity National Forest, 1615 Continental Street, Redding, CA 96001.
Forest Service, District Ranger, 6543 Holiday Rd., Redding, CA 96001.
Forest Service, District Ranger, P.O. Box T, Weaverville, CA 96093.

A limited number of single copies are available, upon request to Forest Supervisor, Richard P. Pfilf, Shasta-Trinity National Forest, 1615 Continental Street, Redding, California 96001.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Comments are invited from the public, from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental effect for which comments have not been specifically requested.

Comments concerning the proposed action, and requests for additional information should be addressed to Forest Supervisor Richard J. Pfilf, Shasta-Trinity National Forest, 1615 Continental Street, Redding, California 96001. Comments must be received by December 1, 1975, in order to be considered in the preparation of the final environmental statement.

T. W. KOSKELLA,
*Deputy Regional Forester.*

AUGUST 8, 1975.

[FR Doc.75-21587 Filed 8-15-75;8:45 am]

## DEPARTMENT OF COMMERCE

### Domestic and International Business Administration

### ADVISORY COMMITTEE ON EAST-WEST TRADE

#### Open Meeting

A meeting of the Advisory Committee on East-West Trade will be held 9:30 A.M. Wednesday, September 24, 1975, in Room 4830, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C.

The Committee was established to advise the Department, through the Deputy Assistant Secretary for East-West Trade, on ways to facilitate and coordinate the expansion of two-way trade with countries having centrally planned economies, so as to enhance the balance of trade and payments situation.

Agenda items are as follows:

MORNING SESSION 9:30 A.M.—12:00 NOON

1. Review of miscellaneous items outstanding from previous meetings.
2. Review of proposed Bureau of East-West Trade promotion activities.
3. Review of proposed Bureau of East-West Trade market research program.
4. Discussion of anti-trust considerations.

AFTERNOON SESSION 1:00 P.M.–3:30 P.M.

5. Review of items submitted by the public.
6. Commentary and discussion by a representative of organized labor.
7. Review of items submitted by Committee members.

The meeting will be open to public observation and, within the limits of time available, a period will be set aside for oral comments or questions by the public which do not exceed 5 minutes each.

More extensive questions or comments should be submitted in writing before September 12. Other public statements may be submitted at any time before or after the meeting.

Approximately 20 seats will be available to the public (including 5 seats reserved for media representatives) on a first-come first-served basis.

Copies of minutes will be available on request 30 days after the meeting.

Persons who wish to attend the meeting should contact Robert Frothingham, III, Liaison Officer, Trade Development Assistance Division, Office of East-West Trade Development, Bureau of East-West Trade, Domestic and International Business Administration, Washington, D.C. 20230, telephone 202/967–3353.

Dated: August 12, 1975.

ARTHUR T. DOWNEY,
*Deputy Assistant Secretary for East-West Trade.*

[FR Doc.75–21615 Filed 8–15–75;8:45 am]

### Foreign-Trade Zones Board

[Order No. 107]

### FOREIGN-TRADE ZONES ADMINISTRATION

#### Authorization for Certain Procedures

Pursuant to its authority under the Foreign-Trade Zones Act of June 18, 1934, as amended (19 U.S.C. 81a–81u), and the Foreign-Trade Zones Board Regulations (15 CFR Part 400), the Foreign-Trade Zones Board (the Board) adopts the following order:

Whereas, Section 16 of the Foreign-Trade Zones Act, as amended (19 USC 81p), authorizes the Board to prescribe the form and manner for the keeping of zone accounts, and to require operational and financial reports from zones; and,

Whereas, the Board's regulations, as amended by Board Order 86 (12–9–71), require that zone grantees maintain their accounts in accordance with generally accepted principles of accounting and in compliance with the requirements of any other public agencies having jurisdiction over zone activities (15 CFR § 400.1014), and the Board's Executive Secretary has been delegated authority to establish reporting requirements (Board Order 38, 2–16–55) (Present requirements are given in instructions from the Executive Secretary dated October 25, 1967); and,

Whereas, foreign-trade zones are under the supervision of the U.S. Treasury Department and the Customs Service for purposes of security and protection of the revenue, and it is the intention of the Board that zones be administered consistent with the most current principles and procedures of the U.S. Customs Service:

Now, Therefore, The Board hereby orders:

The U.S. Customs Service is encouraged, consistent with requirements for security and protection of the revenue, to employ the latest available Customs administrative procedures in carrying out its responsibilities in foreign-trade zones. This would include use of regulatory or external audit principles such as are currently being developed by Customs and new forms and records compatible with data processing systems. When appropriate, this might involve the testing of new procedures through pilot programs in selected zones. To the extent that authority of the Foreign-Trade Zones Board is required for the implementation of this policy, such authority is hereby granted. The Board's Executive Secretary shall be kept advised of changes in procedures employed by the Customs Service in the various zones and shall work with Customs officials in carrying out his responsibilities in this area.

Signed at Washington, D.C. this 8th day of August, 1975.

[SEAL] ROGERS MORTON,
*Secretary of Commerce. Chairman and Executive Officer, Foreign-Trade Zones Board.*

Attest:

JOHN J. DA PONTE, JR.,
*Executive Secretary.*

[FR Doc.75–21616 Filed 8–15–75;8:45 am]

### FEDERAL INFORMATION PROCESSING STANDARDS TASK GROUP 13 WORKLOAD DEFINITION AND BENCHMARKING

#### Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that the Federal Information Processing Standards Task Group 13 (FIPS TG–13), "Workload Definition and Benchmarking," will hold a meeting from 10 a.m. to 4 p.m. on Wednesday, October 22, 1975, in Room B–255, Building 225, of the National Bureau of Standards at Gaithersburg, Maryland.

The purpose of this meeting is to review the progress of two workgroups which are addressing the areas of Problem Definition and Benchmark Program Transferability.

The public will be permitted to attend, to file written statements, and, to the extent that time permits, to present oral statements. Persons planning to attend should notify the Executive Secretary, Mr. John F. Wood, Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234 (Phone—301–921–3485).

ERNEST AMBLER,
*Acting Director.*

AUGUST 12, 1975.

[FR Doc.75–21556 Filed 8–15–75;8:45 am]

### National Bureau of Standards

### FEDERAL INFORMATION PROCESSING STANDARDS TASK GROUP 15 COMPUTER SYSTEMS SECURITY

#### Meeting

Pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that the Federal Information Processing Standards Task Group 15 (FIPS TG–15), "Computer Systems Security," will hold a meeting from 9 am. to 4 p.m. on Tuesday, October 28, 1975 and Wednesday, October 29, 1975, in Room B–163, Building 222, of the National Bureau of Standards at Gaithersburg, Maryland.

The purpose of this meeting is to continue drafting guidelines in five areas of computer systems security: information management; internal controls; teleprocessing and network control; requirements; and risk analysis and methodology.

The public will be permitted to attend, to file written statements, and, to the extent that time permits, to present oral statements. Persons planning to attend should notify Dr. Dennis K. Branstad, Institute for Computer Sciences and Technology, National Bureau of Standards, Washington, D.C. 20234 (Phone 301–921–3861).

ERNEST AMBLER,
*Acting Director.*

AUGUST 12, 1975.

[FR Doc.75–21555 Filed 8–15–75;8:45 am]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Alcohol, Drug Abuse, and Mental Health Administration

### ADVISORY COMMITTEES

#### Establishment

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Public Law 92–463, 86 Stat. 770–776), the Alcohol, Drug Abuse, and Mental Health Administration announces approval and certification by the Secretary, Department of Health, Education, and Welfare, on July 17, 1975, with the concurrence of the Office of Management and Budget Committee Management Secretariat of the following advisory committees:

*Designation:* Drug Abuse Demonstration Review Committee.

*Purpose:* The Drug Abuse Demonstration Review Committee shall advise the Secretary and the Director, National Institute on Drug Abuse (NIDA), concerning applications for applied and demonstration research in the area of drug abuse services delivery. The Committee shall make recommendations on such applications also to the Division of Resource Development, NIDA, and the National Advisory Council on Drug Abuse.

*Designation:* Drug Abuse Prevention Review Committee.

*Purpose:* The Drug Abuse Prevention Review Committee shall advise the Secretary and the Director, National Institute on Drug Abuse (NIDA), concerning applications for drug abuse education grants. The Committee shall make recommendations on these applications also to the Prevention Branch, Division of Resource Development, NIDA, and the National Advisory Council on Drug Abuse.

*Designation:* Drug Abuse Training Review Committee.

*Purpose:* The Drug Abuse Training Review Committee shall advise the Secretary and the Director, National Institute on Drug Abuse (NIDA), concerning training, career teacher, and research fellowship grant applications in the area of drug abuse. The Committee shall make recommendations on these applications also to the Manpower and Training Branch, Division of Resource Development, NIDA, and the National Advisory Council on Drug Abuse.

Authority for these committees will expire July 17, 1977, unless the Secretary formally determines that continuance is in the public interest.

Dated: August 12, 1975.

JAMES D. ISBISTER,
*Administrator, Alcohol, Drug Abuse, and Mental Health Administration.*

[FR Doc.75–21580 Filed 8–15–75;8:45 am]

### PUBLIC ADVISORY COMMITTEES

#### Request for Nomination of Members

The Commissioner of Food and Drugs is requesting nominations for voting members to serve on public advisory committees for the Bureau of Medical Devices and Diagnostic Products. These committees have vacancies that will occur during the next 12 months.

The names of the committes soliciting nominations and the month and day when vacancies will occur each year are as follows:

1. Panel on Review of Orthopedic Devices: vacancy, June 30.
2. Panel on Review of Cardiovascular Devices: vacancy, June 30.
3. Panel on Review of Dental Devices: vacancy, October 31.
4. Panel on Review of Anesthesiology Devices: vacancy, November 30.
5. Panel on Review of Obstetrical and Gynecological Devices: vacancy, December 31.
6. Panel on Review of Gastroenterological and Urological Devices: vacancy, December 31.
7. Diagnostic Products Advisory Committee: vacancy, June 30.
8. Panel on Review of General Hospital and Personal Use Devices: vacancy, September 30.
9. Panel on Review of Neurological Devices: vacancy, January 31.
10. Panel on Review of Ear, Nose, and Throat Devices, vacancy: May 31.
11. Panel on Review of General and Plastic Surgery Devices: vacancy, May 31.
12. Panel on Review of Ophthalmic Devices: vacancy, August 31.
13. Panel on Review of Physical Medicine (Physiatry) Devices: vacancy, August 31.
14. Panel on Review of Radiological Devices: vacancy, January 31.

The function of these committees is to review and evaluate available data concerning safety and effectiveness of devices currently in use and to make recommendations concerning their regulation.

Members shall have adequately diversified experience in such fields as clinical and administrative medicine, engineering, biological and physical sciences, or other related professions.

Terms of office are 3 years. Since scheduled vacancies occur at various dates throughout the year as given in the 14-panel list, no cutoff date is established for receipt of nominations.

Any interested person may nominate one or more qualified persons for membership on one or more of the advisory committees. Nominations shall specify the committee for which the nominee is recommended. A complete curriculum vitae or the nominee shall be included. Nominations shall state that the nominee is aware of the nomination, is willing to serve as a member of the advisory committee and appears to have no conflict of interest that would preclude committee membership.

Any unexpected vacancy, such as one caused by a resignation, also may be filled from the nominations received.

Nominations should be submitted to Dr. Carl W. Bruch, Bureau of Medical Devices and Diagnostic Products (HFK–400), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852.

Dated: August 12, 1975.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc.75–21581 Filed 8–15–75;8:45 am]

### Food and Drug Administration

[Docket No. 75F–0189]

### EXXON CORP.

#### Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 6B3123) has been filed by Exxon Corp., P.O. Box 45, Linden, NJ 07036, proposing to amend the item "petroleum alicyclic hydrocarbon resins" in the listing in paragraph (b)(3)(i) of § 121.2569 *Resinous and polymeric coatings for*







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*polyolefin films* (21 CFR 121.2569) to increase the maximum allowable use of the additive from its current level of 25 percent by weight of the total coating solids to a level of 30 percent by weight of the total coating solids. The additive is regulated for use as a component of coatings on polyolefin fabrics intended for bulk packaging of fruits and vegetables.

The environmental impact analysis report and other relevant material have been reviewed, and it has been determined that the proposed use of the additive will not have a significant environmental impact. Copies of the environmental impact analysis report may be seen in the office of the Assistant Commissioner for Public Affairs, Rm. 15B–42 or the office of the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852, during working hours, Monday through Friday.

Dated: August 11, 1975.

HOWARD R. ROBERTS,
*Acting Director,*
*Bureau of Foods.*

[FR Doc.75–21583 Filed 8–15–75;8:45 am]

[Docket No. 75F–0173]

## ROHM AND HAAS CO.

### Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b)(5), 72 Stat. 1786 (21 U.S.C. 348(b)(5))), notice is given that a petition (FAP 5H3107) has been filed by Rohm and Haas Co., Independence Mall West, Philadelphia, PA 19105, proposing that § 121.2505 *Slimicides* (21 CFR 121.2505) be amended to provide for the safe use of 5-chloro-2-methyl-4-isothiazolin-3-one calcium chloride and 2-methyl-4-isothiazolin-3-one calcium chloride as components of a slimicide in the manufacture of paper and paperboard intended to contact food.

The environmental impact analysis report and other relevant material have been reviewed, and it has been determined that the proposed use of the additive will not have a significant environmental impact. Copies of the environmental impact analysis report may be seen in the office of the Assistant Commissioner for Public Affairs, Rm. 15B–42 or the office of the Hearing Clerk, Food and Drug Administration, Rm. 4–65, 5600 Fishers Lane, Rockville, MD 20852, during working hours, Monday through Friday.

Dated: August 8, 1975.

HOWARD R. ROBERTS,
*Acting Director,*
*Bureau of Foods.*

[FR Doc.75–21584 Filed 8–15–75;8:45 am]

## MEDICAL DEVICE CLASSIFICATION PANELS

### Nominations Request for Nonvoting Representative of Consumer and Industry Interests

A notice on medical device classification procedures, published in the FEDERAL REGISTER of May 19, 1975 (40 FR 21848), described the 14 classification panels established to classify medical devices. Subcommittees for the panels are now being organized. Each of the medical device classification panels has one consumer and one industry representative. The Commissioner of Food and Drugs has determined that as the subcommittees are formed, each subcommitee shall also have one consumer representative and one industry representative. The normal term of office for the consumer and industry representative will be 3 years. This notice requests nominations for individuals to serve as consumer and industry representatives on the subcommittees and also requests nominations for consumer and industry representatives to fill the vacancies that will occur on the panels during the next 12 months.

Nominations are solicited for both consumer and industry representatives for the following medical device classification panels and subcommittees:

1. Cardiovascular.
a. Implants Subcommittee.
b. Monitors Subcommittee.
c. Surgical Devices Subcommittee.
d. Diagnostic Devices Subcommittee.
2. Anesthesiology.
a. Neonatology Subcommittee.
b. Pulmonary Function Subcommittee.
3. Ear, Nose, and Throat.
4. Dental.
5. General Hospital and Personal Use.
6. Diagnostic Products.
a. Microbiology Subcommittee.
b. Immunology Subcommittee.
c. Hematology Subcommittee.
d. Clinical Toxicology Subcommittee.
e. Clinical Chemistry Subcommittee.
7. General and Plastic Surgery.
8. Orthopedic.
9. Obstetrics and Gynecology.
10. Gastroenterology and Urology.
11. Neurology.
a. Biocompatibility.
12. Ophthalmic.
13. Physical Medicine (Physiatry).
a. Diathermy.
b. Electrodiagnostic Devices.
c. Orthotics and Prosthetics.
14. Radiologic.

Any interested person may nominate one or more qualified persons to serve as a nonvoting consumer representative for a particular panel and/or subcommittee. The nominations must state that the person nominated is aware of the nomination, is willing to serve as a member of the panel or subcommittee, and appears to have no conflict of interest that would preclude committee membership. The nominations should state whether or not the nominee is interested only in a particular panel or subcommittee. A complete curriculum vitae is also required for each nomination.

All nominations for consumer representatives must be submitted in writing to the Director, Office of Consumer Programs (HFG–1), Office of Professional and Consumer Programs, Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852. Nominations must be received no later than October 17, 1975.

After the time for receipt of nominations has expired, the curriculum vitae for each of the nominees will be sent to interested consumer organizations and to any other person submitting a nomination, together with a ballot that must be filled out and returned to the consumer address given above within 30 days. The selection of the consumer representatives will be determined from the ballots submitted.

Nominations for industry representatives should be submitted no later than September 17, 1975, by any interested industry organization. Nominations should be sent to Dr. Carl W. Bruch, Bureau of Medical Devices and Diagnostic Products (HFK–400), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20852. After the time for receiving nominations has expired, a letter shall be sent to each organization that has made a nomination, attaching a complete list of all such organizations, stating that it is the responsibility of each organization to consult with the others in selecting a single nonvoting member representing industry interests for that particular committee within 60 days after receipt of the letter.

Dated: August 12, 1975.

SAM D. FINE,
*Associate Commissioner*
*for Compliance.*

[FR Doc.75–21582 Filed 8–15–75;8:45 am]

### Office of Education

## NATIONAL ADVISORY COUNCIL ON VOCATIONAL EDUCATION

### Public Meeting

Notice is hereby given, pursuant to Pub. L. 92–463, that the next meeting of the National Advisory Council on Vocational Education will be held on September 4, 1975 from 9 a.m. to 5 p.m., local time and on September 5, 1975 from 9 a.m. to 4 p.m., local time, at the Quality Inn, Thomas Circle, NW., Washington, D.C.

The National Advisory Council on Vocational Education is established under section 104 of the Vocational Education Amendments of 1968 (20 U.S.C. 1244). The Council is directed to advise the Commissioner of Education concerning the administration of, preparation of general regulations for, and operation of, vocational education programs, supported with assistance under the act; review the administration and operation of vocational education programs under the act; including the effectiveness of such programs in meeting the purposes for which they are established and operated, make recommendations with respect thereto, and make annual reports of its findings and recommendations to the Secretary of HEW for transmittal to the Congress, and conduct independent evaluation of programs carried out under the act and publish and distribute the results thereof.

The Meeting of the Council shall be open to the public. The proposed agenda includes:

September 4: Speakers and discussion of secondary and post-secondary vocational education; the role of vocational education in career education.





September 5: Discussion of Council priorities, activities, and projects; discussion of legislation.

Records shall be kept of all Council proceedings and shall be available for public inspection at the office of the Council's Executive Director, located in Suite 412, 425 13th Street, NW., Washington, D.C. 20004.

Signed at Washington, D.C, on August 13, 1975.

REGINALD PETTY,
*Acting Executive Director.*

[FR Doc.75–21557 Filed 8–15–75;8:45 am]

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

### Office of Interstate Land Sales Registration

[Docket No. N–75–410]

## SCREAMER MOUNTAIN AND OMNI 2000

### Hearing

In the matter of Screamer Mountain and OMNI 2000, OILSR Nos. 0–2385–10–38, Doc No. 75–89–IS 0–3786–10–80.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d) notice is hereby given that:

1. Screamer Mountain Development, Inc. and OMNI 2000, Inc., Charles M. Fife, Jr., President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90–448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued July 16, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(d)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Screamer Mountain and OMNI 2000, located in Henry County, Georgia, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received August 5, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), It is hereby ordered that a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on October 6, 1975, at 10:00 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before September 22, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: August 11, 1975.

JAMES W. MAST,
*Administrative Law Judge.*

[FR Doc.75–21670 Filed 8–15–75;8:45 am]

### Office of the Secretary

[Docket No. N–75–400]

## EXPERIMENTAL FINANCING PROGRAM

### Request for Submission of Proposals for Variable Mortgage Payment (VMP) Plans

Pursuant to Section 308 of the Housing and Community Development Act of 1974 (12 USC 1707), the Assistant Secretary for Housing Production and Mortgage Credit by this notice hereby invites interested members of the public to submit proposals for variable mortgage payment (VMP) plans. These plans, as hereinafter described, should be received at HUD's Central Office no later than November 1, 1975. Each plan so submitted which meets general underwriting standards and other criteria prescribed by HUD for the applicable mortgage insurance program and which does not exceed the statutory limitation on total VMP mortgages for the fiscal year will be reviewed in accordance with the guidelines set forth in this notice.

1. *Description of Program.*

a. Under the Experimental Financing Program, HUD is authorized to insure innovative mortgage instruments with amortization plans which correspond to anticipated variations in family income. With such variable mortgage payment plans, mortgagors may benefit from having the schedule and level of their mortgage payments relate in a general way to changes in their incomes. There is a wide variety of mortgage debt service payment plans which could be devised to satisfy some or all of the requirements of this program. A common example of a VMP mortgage involves a mortgage payment plan with low initial monthly payments covering only the interest and with periodic increases scheduled for the future until the mortgage is on a fully self-amortizing basis.

b. Section 308 of the Housing and Community Development Act of 1974 provided the statutory authority for this Experimental Financing Program by amending the National Housing Act to add a section 245, entitled "Experimental Financing". The amendment authorizes the Secretary of HUD to insure under any provision of Title II of the National Housing Act "mortgages and loans with varying rates of amortization corresponding to anticipated variations in family income * * *" through June 30, 1976. Section 245 requires that such VMP loans (1) have promise for expanding housing opportunities or meet special needs, (2) include any safeguards for mortgagors or purchasers necessary to offset special risks of such mortgages, and (3) have a potential for acceptance in the private market.

c. Congress specifically prohibited the insurance of variable interest rate mortgages under this program.

d. HUD will review all proposed VMP plans received on or before November 1, 1975. Plans submitted must meet the general underwriting standards and other criteria for the applicable mortgage insurance program prescribed by HUD as set forth in 24 CFR, Chapter 2, except for regulations relating to mortgage insurance premiums, amortization and principal and interest payments or such other regulations deemed waivable by the Secretary which would be consistent with a sound mortgage insurance program. In addition, mortgaged properties under VMP plans must meet HUD's Minimum Property Standards consistent with 24 CFR Part 200, Subpart S– Minimum Property Standards (39 FR 26895 published July 24, 1974). For each such VMP plan which HUD approves, HUD will offer to insure any mortgage originated under such a VMP plan, provided that it does not cause a violation of the statutory limitation on the total amount of VMP mortgages insured of one percent of the aggregate principal amount of mortgages and loans insured by HUD during Fiscal Year 1976.

e. Proposals should be submitted, in triplicate, to the Office of Policy and Program Analysis and Development, Room 6204, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410.

2. *Eligibility for Participation.*

a. A HUD-approved mortagee which submits a proposed plan must agree to originate a miriimum of thirty (30) mortgages of the type which it is proposing if its proposal is adopted by HUD. The mortgagee must also agree to participate in an evaluation of the VMP loans which it originates. If HUD does not obtain any commitments from mortgagees to originate a minimum number of loans with VMP features, HUD will not engage in the Experimental Financing Program.

b. Persons other than mortgagees may submit proposals which should contain only a description of the VMP plan as set forth in paragraph 3.a. If these proposals are acceptable to HUD, they will subsequently be publicized to mortgagees which are potentially interested in participating in the Experimental Financing Program.

3. *Contents of Proposals.*

a. Each proposal submitted to HUD must contain the following items:

(1) Statement of which Section of Title II of the National Housing Act the proposed VMP plan will be used in con-



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nection with—e.g., Section 203 Basic Homes Program, Section 234 Condominium Program.

(2) Detailed description, with numerical examples, of the specific VMP plan proposed.

(3) Description of types and location of properties intended for use with the VMP plan—e.g., number of units, new or existing properties, urban or suburban or rural.

(4) Explanation of any additional risks or cost involved with the particular VMP plan proposed and a suggested premium amount and premium schedule to cover any such risks.

(5) Explanation of safeguards in VMP plan to protect mortgagors against special risks of such plans.

(6) Description of any special underwriting criteria which might be used to determine the eligibility of potential mortgagors for a VMP plan—e.g., a minimum income requirement, restricted to occupations with relatively certain income growth, etc.

(7) Explanation of why the VMP plan proposed would be beneficial to mortgagors and mortgagees—how to expands housing opportunities or meets special needs.

(8) Discussion of the potential acceptability of the VMP plan to the private market.

b. Mortgagees which submit proposals for VMP plans must include in their proposals, in addition to the aforementioned items, the following two items:

(1) Minimum number (at least 30) of mortgages with VMP plans which they agree to originate; and

(2) Statement agreeing to participate in an evaluation of the Experimental Financing Program.

4. *Criteria for Evaluating Proposals.*

a. VMP plans must meet the general legislative and administrative provisions specified in paragraphs 1.b., c. and d. of this notice.

b. Proposals should avoid undue risk of loss to the Federal Government. Therefore, proposals that do not have a reasonable chance of being actuarially sound will not be accepted.

c. Proposals should be practical in terms of being understandable to mortgagors and mortgagees implementing the program.

(Sec. 7(d) of Department of HUD Act; 42 U.S.C. 3535(d))

Issued at Washington, D.C., August 11, 1975.

DAVID M. DEWILDE,
*Acting Assistant Secretary for Housing Production and Mortgage Credit–FHA Commissioner.*

[FR Doc.75–21562 Filed 8–15–75;8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

### AIRPORT TRAFFIC CONTROL TOWER, FLORENCE, SOUTH CAROLINA

#### Notice of Commissioning

Notice is hereby given that on July 31, 1975, the Airport Traffic Control Tower at Florence, South Carolina Airport began operation as an FAA facility. This information will be reflected in the FAA Organization Statement the next time it is issued. Communications to the tower should be as follows:

Federal Aviation Administration, Airport Traffic Control Tower, c/o P.O. Box 1651, Florence, South Carolina 29501.

Issued in East Point, Ga., on August 8, 1975.

LONNIE D. PARRISH,
*Acting Director, Southern Region.*

[FR Doc.75–21579 Filed 8–15–75;8:45 am]

## CIVIL AERONAUTICS BOARD

### CARIBBEAN INTERNATIONAL AIRWAYS LIMITED

[Docket No. 27844]

#### Foreign Air Carrier Permit Prehearing Conference

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on October 29, 1975, at 10 a.m. (local time) in Room 911, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Greer M. Murphy.

Dated at Washington, D.C., August 12, 1975.

[SEAL] ROSS I. NEWMANN,
*Associate Chief Administrative Law Judge.*

[FR Doc.75–21637 Filed 8–15–75;8:45 am]

[Docket No. 27990; Order No. 75–8–71]

### CHICAGO-NEW ORLEANS NONSTOP ROUTE PROCEEDING

#### Order Granting Consolidation and Denying Petitions for Reconsideration

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 13th day of August, 1975.

By Order 75–6–104, June 23, 1975, the Board instituted in Docket 27990 an investigation to determine whether the public convenience and necessity require the certification of an air carrier to engage in competitive nonstop service between Chicago, Illinois and New Orleans, Louisiana and, if so, which carrier or carriers should be authorized to provide such service. Also placed in issue was the question of whether Eastern Air Lines' existing nonstop Chicago-New Orleans authority should be terminated or suspended.[1]

Ozark has filed a petition for reconsideration of the order in question. Ozark requests that the Board expand the instant proceding to include the issue of whether an additional carrier or carriers should be authorized to provide nonstop service between St. Louis and New Orleans.[2] In support of its petition, Ozark states, in pertinent part, that the issues affecting Chicago-New Orleans service also affect St. Louis-New Orleans service because, for example, North Central's proposal to offer beyond service at the Twin Cities and Milwaukee raises the question of whether these cities may better receive New Orleans service via St. Louis. Ozark also states that there is a need for competitive service in the St. Louis-New Orleans market. Answers supporting Ozark's petition were filed by the St. Louis Airport Authority-City of St. Louis,[3] and the City of New Orleans and the Chamber of Commerce of the New Orleans Area. Answers opposing Ozark's petition were filed by Braniff Airways, Inc., Delta Air Lines, Inc., North Central Airlines, Inc., Northwest Airlines, Inc., and Southern Airways, Inc.

We will deny Ozark's petition. Inclusion of the issue of additional nonstop authority in the St. Louis-New Orleans market would unduly expand the Chicago-New Orleans proceeding and delay disposition of the case. As presently constituted, this proceeding is already sizable. Thus, there are presently eight applicants for nonstop Chicago-New Orleans authority plus the additional issue of whether one of the two incumbents (Eastern) should be removed from the market. Ozark concedes that it is not entitled to consolidation as a matter of law, and the carrier's contention that there is a necessary traffic relationship between the Chicago-New Orleans market and the St. Louis-New Orleans market which requires consolidation of the two service issues is not persuasive.

Delta has also filed a petition for modification and/or clarification of Order 75–6–104, June 23, 1975. Delta contends that the disposition of Eastern's existing nonstop authority in the Chicago-New Orleans market is a threshold question which must precede consideration of any application for new nonstop authority. In this connection, Delta states that the Chicago-New Orleans market does not require three competitive nonstop carriers; and that therefore the Board should recast the issues in such a manner that the question of Eastern's authority would be determined prior to the consideration of the various other applications. Delta's petition is opposed by North Central and supported by Northwest.

We will deny Delta's petition. By acceding to Delta's request, the Board would severely limit its flexibility in determining the service needs of the market in question. We find no persuasive reason to limit our options at the outset of the case.

[1] In addition, by Order 75–7–131, July 28, 1975, the Board consolidated with the instant proceeding the joint application of Eastern Air Lines, Inc., and United Air Lines, Inc., Docket 28044, which provides that Eastern's nonstop authority in the Chicago-New Orleans market would be transferred to United.

[2] In this connection, Ozark has filed a contingent motion to consolidate its application for St. Louis-New Orleans nonstop authority, Docket 28072, with the instant proceeding.

[3] St. Louis states that it does not take any position on whether the market needs should be considered in the instant proceeding or separately as long as such consideration is accorded on an expeditious basis.





The order instituting the subject proceeding (Order 75–6–104, June 23, 1975) indicated that motions to consolidate and applications should be filed within a given period after the date of the investigation order. Pursuant to that requirement motions to consolidate have been timely filed by the following carriers:

| Applicant: | *Application—docket No.* |
|---|---|
| Braniff | 28078 |
| Continental | 28040 |
| National | 28061 |
| Ozark | 28071 |
| Pan American | 28070 |

Consolidation of the above applications is not opposed. Moreover, the applications listed above all conform to the issues of the instant proceeding and meet the criteria for consolidation set forth in Rule 12 of the Board's Rules of Practice. Thus, consolidation of the applications listed above with the instant investigation will be conducive to the proper dispatch of the Board's business and to the ends of justice, and will not unduly delay the proceeding.

Accordingly, It Is Ordered:

1. That the petitions for reconsideration filed by Delta Air Lines, Inc., and Ozark Air Lines, Inc., be and they hereby are denied;

2. That Ozark's contingent motion to consolidate its application, Docket 28072, be and it hereby is denied; and

3. That the applications of Braniff Airways, Inc., Docket 28078; Continental Air Lines, Inc., Docket 28040; National Airlines, Inc., Docket 28061; Ozark Air Lines, Inc., Docket 28071; and Pan American World Airways, Inc., Docket 28070, be and they hereby are consolidated for hearing and decision with the *Chicago-New Orleans Nonstop Route Proceeding*, Docket 27990.

The order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
*Secretary.*

[FR Doc.75–21638 Filed 8–15–75;8:45 am]

## CIVIL SERVICE COMMISSION

### DEPARTMENT OF THE ARMY

#### Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Army to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Secretary of the Army (Civilian Aide Program), Office, Secretary of the Army.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21626 Filed 8–15–75;8:45 am]

### EXPORT-IMPORT BANK

#### Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Export-Import Bank to fill by noncareer executive assignment in the excepted service the position of Executive Vice President, Office of President and Chairman.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21625 Filed 8–15–75;8:45 am]

### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Housing and Urban Development to fill by noncareer executive assignment in the excepted service the position of Director, House Liaison, Office of the Assistant Secretary for Legislative Affairs.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21627 Filed 8–15–75;8:45 am]

### DEPARTMENT OF LABOR

#### Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Labor to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for National Programs, Office of the Assistant Secretary for Occupational Safety and Health.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21623 Filed 8–15–75;8:45 am]

### DEPARTMENT OF LABOR

#### Title Change in Noncareer Executive Assignment

By notice of April 27, 1973, FR Doc. 73–8281 the Civil Service Commission authorized the Department of Labor to make a change in title for the position of Executive Assistant to the Secretary, Office of the Secretary of Labor, authorized to be filled by noncareer executive assignment. This is notice that the title of this position is now being changed to Executive Assistant and Counselor to the Secretary of Labor, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21628 Filed 8–15–75;8:45 am]

### DEPARTMENT OF THE NAVY

#### Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Navy to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary of the Navy (Reserve Affairs), Office of the Assistant Secretary of the Navy (M&RA), Office of the Secretary of the Navy.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
*Executive Assistant to the Commissioners.*

[FR Doc.75–21624 Filed 8–15–75;8:45 am]

## COMMODITY FUTURES TRADING COMMISSION

### DEFINITION OF BONA FIDE HEDGING

#### Request for Comment

The Commodity Futures Trading Commission ("Commission") is considering the adoption of a rule defining the term "bona fide hedging transactions or positions" in section 4a(3) of the Commodity Exchange Act ("Act"), 7 U.S.C. section 6a, as amended by section 404 of the Commodity Futures Trading Commission Act of 1974, ("CFTC Act") Pub. L. No. 93–463, 88 Stat. 1389, 1413. The Commission requests public comment on an appropriate definition. This request for comment is issued in connection with the Commission's consideration of the term "international arbitrage," for which comment is being requested in another announcement published in the FEDERAL REGISTER on this same date.

BACKGROUND

Section 4a of the Act authorizes the Commission to establish limits on trading and positions of any person under contracts of sale for future delivery on or subject to the rules of any contract market. That section further provides that those limits shall not "apply to transactions or positions which are shown to be bona fide hedging transactions or positions as such terms • • • [are] defined by the Commission. • • •" The Commission will define bona fide hedging transactions or positions by October 18, 1975.

Prior to the enactment of the CFTC Act, the term bona fide hedging transactions or positions was defined by section



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4a(3) of the Act, 7 U.S.C. section 6a(3). This definition was deleted by section 404 of the CFTC Act. Pending promulgation of a definition by the Commission, the Secretary of Agriculture, as authorized by section 404 of the CFTC Act, amended the general regulations under the Commodity Exchange Act by adopting an interim definition of bona fide hedging transactions and positions. See 40 FR 11560 (March 12, 1975). That amendment added § 1.3(z) of the general regulations under the Act, which is set forth below.

Pursuant to section 411 of the CFTC Act, § 1.3(z) will continue in effect pending Commission promulgation of a new definition. Any new definition promulgated by the Commission will, of course, be subject to subsequent amendment under the Commission's rulemaking authority.

*Section 1.3(z).*

(z) *Bona fide hedging transactions or positions*—These shall mean sales of, or short positions in any commodity for future delivery on or subject to the rules of any contract market made or held by any person to the extent that such sales or short positions are offset in quantity by the ownership or fixed-price purchase of the same cash commodity by the same person or, conversely, purchases of, or long positions in, any commodity for future delivery on or subject to the rules of any contract market made or held by any person to the extent that such purchases or long positions are offset by fixed-price sales of the same cash commodity by the same person. In addition, there shall be included in the amount of any commodity which may be hedged by any person:

(1) The amount of such commodity such person is raising, or in good faith intends or expects to raise, within the next twelve months, on land (in the United States or its Territories) which such person owns or leases;

(2) Any amount of such commodity the sale of which for future delivery would be a reasonable hedge against any product or byproduct of such commodity owned or purchased at a fixed-price by such person or the purchase of which for future delivery would be a reasonable hedge against the fixed-price sale of any product or byproduct of such commodity by such person;

(3) If such commodity is a product or byproduct of another commodity, an amount of such product or byproduct the sale of which for future delivery would be a reasonable hedge against the ownership or fixed-price purchase by such person of such other commodity of which it is a product or byproduct;

(4) An amount of such commodity the purchase of which for future delivery shall not exceed:

(i) Such person's unfilled anticipated requirements for processing or manufacturing;

(ii) The bushel value equivalent of corn reflecting such person's unfilled anticipated requirements for seed corn or sweet corn processing;

(iii) The wheat equivalent of such person's unfilled anticipated requirements of flour for baking;

(iv) The corn equivalent of such person's unfilled anticipated requirements of dry corn milling products for use in further processing or manufacturing;

(v) Such person's unfilled anticipated feeding requirements of corn, wheat, oats, barley, flaxseed, grain sorghum, rye, or soybean meal for the feeding of livestock or poultry or both;

during a specified operating period not in excess of one year. Transactions and positions shall not be classified as hedging unless their bona fide purpose is to offset price risks incidental to commercial cash or spot operations, and such positions are established and liquidated in an orderly manner and in accordance with sound commercial practices in conformity with such regulations as may be prescribed pursuant to the Commodity Exchange Act as amended.

COMMISSION CONSIDERATIONS

The Commission's consideration of the definition of bona fide hedging transactions or positions will include all commodities regulated under the CFTC Act. The Commission will consider this definition before establishing additional position and trading limits, since bona fide hedging transactions or positions will be exempt from such limits. This definition is also important because it is the basis for accumulating statistics on hedging use of the markets; such statistics are useful to the Commission, the industry and the public for judging the economic utility of the respective contract markets. The Commission is especially interested in comment on this definition as applied to commodities newly-regulated under the CFTC Act—particularly the so-called "world" commodities.

The Commission seeks comment concerning the following areas:

1. Should bona fide hedging transactions or positions be defined in more general terms than those used in the present definition? Comment on the types of transactions or positions which should be included in a more general definition would be particularly helpful.

2. Is there any particular problem in defining bona fide hedging transactions or positions for newly-regulated commodities? Actual examples of such problems would be helpful.

3. Are there commercial price risks which cannot be adequately hedged under the present definition? If so, what new provisions are necessary to accommodate those risks? A description of the nature of any such price risks, and actual examples would be helpful.

4. Is the present definition sufficiently broad to permit all types of "anticipatory hedging?" The Commission is particularly concerned about hedging anticipated requirements for products or by-products of commodities traded on contract markets (e.g., a baker heding unfilled anticipated flour requirements in wheat futures contracts. See, § 1.3(z)(4)(iii) set forth above). In this area, actual examples of instances where the present regulations limit anticipatory hedging would be helpful.

5. Should cross-commodity hedging be included in the definition? If so, how, and with what limitations?

6. In connection with the definition of bona fide hedging transactions and positions the Commission is considering the present practice of many traders which results in hedging of gross cash positions rather than a net cash position—so-called "double hedging." The Commission requests comments on the justification for this practice. Actual examples demonstrating the necessity of this practice would be helpful.

7. Should "bona fide hedging transactions" be defined separately from "bona fide hedging positions"? If so, why?

8. The Commission is particularly concerned with the relationship between international arbitrage and bona fide hedging transactions or positions. What should be the relationship between the two concepts? This question is also included in the Commission's announcement regarding international arbitrage.

The foregoing questions are not intended, in any way, to restrict or limit comment. The Commission seeks comment in any area which interested persons believe would be appropriate for consideration in connection with promulgation of this definition.

The definition of bona fide hedging transactions or positions is also the subject of study by the Commodity Futures Trading Commission Advisory Committee on the Economic Role of Contract Markets. See 40 FR 32866 (August 5, 1975). Any comments received in response to this announcement will be made available to that advisory committee.

* * * * *

All interested persons may participate in this proposed rulemaking by submitting comments in written form to the Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. The Commission is especially interested in comments from exchanges, traders, dealers and other persons interested in the newly-regulated commodities—particularly the world commodities. In view of the brief time permitted by the Act to define the term bona fide hedging transactions or positions, comments must be received on or before September 15, 1975; however, earlier submission would be appreciated. In addition, interested persons my request the opportunity to express their views at an oral hearing. Should the Commission conclude that an oral presentation will be of value, it will, by subsequent notice, set the time and place of that hearing. Copies of all comments received will be available for inspection at the Commission's office in Washington, D.C.

Issued in Washington, D.C., on August 13, 1975.

By the Commission,

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-21633 Filed 8-15-75;8:45 am]

## DEFINITION OF INTERNATIONAL ARBITRAGE

### Request for Comment

The Commodity Futures Trading Commission ("Commission") is considering the adoption of a rule defining the term "international arbitrage" in section 4a(1) of the Commodity Exchange Act ("Act"), 7 U.S.C. section 6a, as amended by section 403 of the Commodity Futures Trading Commission Act of 1974 ("CFTC Act"), Pub. L. No. 93-463, 88 Stat. 1389, 1413. The Commission requests public comment on an appropriate definition. This request for comment is issued in connection with the Commission's consideration of the term "bona fide hedging transactions or positions" for which comment is being requested in another announcement published in the FEDERAL REGISTER on this same date.

Section 4a of the Act authorizes the Commission to establish limits on trading or positions of any person under contracts of sale for future delivery on or subject to the rules of any contract market. That section also provides for certain exemptions from any limits so established. Section 4a(1) of the Act authorizes the Commission to define the term "international arbitrage."

The Commission seeks comment concerning the following areas:

1, The Commission is particularly concerned with the relationship between international arbitrage and bona fide hedging transactions or positions. What should be the relationship between the two concepts? This question is also included in the Commission's announcement on bona fide hedging transactions or positions.

2. What is an appropriate definition of the term "international arbitrage" as that term is used in section 4a of the Act? Should this term be defined in the same manner as domestic arbitrage (i.e., as a straddle or spread)? Specific examples of actual international arbitrage transactions would be helpful in connection with such comment.

3. What are the economic purposes of international arbitrage, and how do they relate to the use of the domestic contract markets for hedging and price determination?

4. Does international arbitrage perform any risk limitation function? In this connection, actual examples of how international arbitrage performs such a function would be helpful.

The foregoing questions are not intended, in any way, to restrict or limit comment. The Commission seeks comment in any area which interested persons believe would be appropriate for consideration in connection with promulgation of this definition.

The definition of international arbitrage is also the subject of study by the Commodity Futures Trading Commission Advisory Committee on the Economic Role of Contract Markets. See 40 FR 32866, (August 5, 1975). Any comments received in response to this announcement will be made available to that advisory committee.

* * * * *

All interested persons may participate in this proposed rulemaking by submitting comments in written form to the Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036. The Commission is especially interested in comments from exchanges, traders, dealers and other persons interested in the newly-regulated commodities—particularly the world commodities. Comments must be received on or before September 15, 1975. Copies of all comments received will be available for inspection at the Commission's office in Washington, D.C.

Issued in Washington, D.C., on August 13, 1975.

By the Commission.

WILLIAM T. BAGLEY,
*Chairman, Commodity Futures Trading Commission.*

[FR Doc.75-21634 Filed 8-15-75;8:45 am]

## CONSUMER PRODUCT SAFETY COMMISSION

### PRODUCT SAFETY ADVISORY COUNCIL

#### Meeting

Notice is given that a meeting of the Product Safety Advisory Council will be held on Tuesday, September 23, 1975 (9 a.m. to 5 p.m.) and Wednesday, September 24, 1975 (9 a.m. to 4 p.m.) in the 6th Floor Conference Room, 1750 K Street, NW., Washington, D.C.

The Advisory Council has been established pursuant to section 28 of the Consumer Product Safety Act (PL 92-573, 86 Stat. 1230; 15 U.S.C. 2077). The Act provides that the Commission many consult with the Council before prescribing a consumer product safety rule or taking other action under the Act.

The agenda for this meeting is not yet firm, but will include an orientation session for new members on September 23 from 9 to 12 noon.

The meeting is open to the public, however, space is limited. Further information concerning this meeting and final agenda may be obtained from the Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207, phone (202) 634-7700.

Dated: August 12, 1975.

SADYE E. DUNN,
*Secretary, Consumer Product Safety Commission.*

[FR Doc.75-21631 Filed 8-15-75;8:45 am]

## DELAWARE RIVER BASIN COMMISSION

### PUBLIC HEARING

Notice is hereby given that the Delaware River Basin Commission will hold a public hearing on Wednesday, August 27, 1975, commencing at 2 p.m. The hearing will be held in Room 1600 of the Municipal Services Bldg., 15th and Kennedy Blvd., Philadelphia. The subjects of the hearing will be as follows:

A. Applications for approval of the projects listed below. The Commission will consider these applications as proposed amendments to the Comprehensive Plan pursuant to Article 11 of the Compact and/or as project approvals pursuant to § 3.8 of the Compact.

1. *Upper Southampton Township Municipal Authority (D-75-95 CP).* Modification to existing Well No. 10 in the public water supply system of Upper Southampton Township, Bucks County, Pa. Iron removal facilities will be added to treat water from the well which has a yield of approximately 396,000 gallons per day.

2. *Evesham Municipal Utilities Authority (D-75-13 CP).* Interim expansion of the Woodstream sewage treatment plant serving the northwest section of Evesham Township, Burlington County, N.J. The expanded facilities will provide removal of 95 percent of BOD, from a sewage flow of 1.2 million gallons per day. Treated effluent will discharge to Pennsauken Creek.

3. *Evesham Municipal Utilities Authority (D-75-12 CP).* Interim expansion of the Elmwood sewage treatment plant serving the northeast section of Evesham Township, Burlington County, N.J. The expanded facilities will provide removal of 95 percent of BOD, from a sewage flow of 1.5 million gallons per day. Treated effluent will discharge to South Branch Rancocas Creek.

4. *Garden State Water Co. (D-75-20 CP).* A well water supply project to augment public water supplies in the Hamilton Square section of Hamilton Township and portions of Washington Township, Mercer County, N.J. The new facility is expected to yield 500,000 gallons per day.

5. *Delaware Water Company, Inc. (D-75-104 CP).* A well water supply project to increase public water supplies in the company's service area in Delaware Township, Pike County, Pa. The pumping capacity of Wells Nos. 1 and 2 will be increased to meet peak day demands at the Wild Acres development area. The two wells will be limited to a combined yield of 5 million gallons per month.

6. *Berks Montgomery Municipal Authority (D-73-60 CP).* Expansion of a sewage treatment plant in Colebrookdale Township, Berks County, Pa. The plant capacity will be increased to 250,000 gallons per day and provide removal of 95 percent of BOD, and suspended solids. Treated effluent will discharge to Ironstone Creek, a tributary of the Schuylkill River.

7. *Artesian Water Co. (D-74-195 CP).* A well water supply project to augment public water supplies in the company's service area adjacent to the City of Wilmington, Del. Designated as Hockessin Well No. 4, the new facility is expected to yield about one million gallons per day.

8. *Burlington County Soil Conservation District (D-65-77 CP Rev.).* Revisions to the watershed plan for Parkers Creek, Burlington County, N.J. The revisions have to do with modifications in the stream channel improvements for flood control in the area of Mt. Laurel Township.

9. *Public Service Electric and Gas Co. (D-75-94).* A well water supply project to serve the company's Salem Nuclear Generating Station in Lower Alloways Creek Township, Salem County, N.J. Designated as Well No. 5, the new facility is a replacement well which is expected to yield about 23 million gallons per month.

10. *Glenhall Corp. (D-72-160).* A sewage treatment plant to serve the company's condominium development in Newlin Township, Chester County, Pa. The treatment facility will provide removal of 85 percent of BOD5 and 80 percent of suspended solids from a sewage flow of 70,000 gallons per day. Treated effluent will discharge to the West Branch Brandywine Creek.

11. *Whitehall Cement Manufacturing Co. (D-75-115).* Cooling water discharge at the







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company's cement manufacturing plant in Whitehall Township, Lehigh County, Pa. Approximately 500,000 gallons per day of uncontaminated cooling water will discharge without treatment to the Lehigh River.

12. *American Cyanamid Co.* (*D–75–101*). Industrial wastewater discharge from the company's plant in West Windsor Township, Mercer County, N.J. Wastewater treatment facility will provide removal of 95 percent of BOD5 and suspended solids. Wastewater flow of about 53,000 gallons per day of treated effluent will discharge to Sand Creek a tributary of Assunpink Creek.

B. Application for water quality certification pursuant to Section 401 of the Federal Water Pollution Control Act:

1. *Bradley's- Boat Basin.* Maintenance dredging at the subject boat basin in Croydon, Bucks County, Pa. The dredged area will be in Neshaminy Creek and cover a distance of approximately 500 feet.

Documents relating to the items on this hearing notice may be examined at the Commission's offices. Persons wishing to testify are requested to notify the Secretary prior to the hearing.

W. BRINTON WHITALL,
*Secretary.*

AUGUST 8, 1975.

[FR Doc.75–21669 Filed 8–15–75;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[FRL 415–8]

## ENVIRONMENTAL IMPACT STATEMENTS AND OTHER ACTIONS IMPACTING THE ENVIRONMENT

### Availability of Comments

Pursuant to the requirements of section 102(2)(C) of the National Environmental Policy Act of 1969, and section 309 of the Clean Air Act, as amended, the Environmental Protection Agency (EPA) has reviewed and commented in writing on Federal agency actions impacting the environment contained in the following appendices during the period of July 1, 1975 to July 15, 1975.

Appendix I contains a listing of draft environmental impact statements reviewed and commented upon in writing during this review period. The list includes the Federal agency responsible for the statement, the number and title of the statement, the classification of the nature of EPA's comments as defined in Appendix II, and the EPA source for copies of the comments as set forth in Appendix VI.

Appendix II contains the definitions of the classifications of EPA's comments on the draft environmental impact statements as set forth in Appendix I.

Appendix III contains a listing of final environmental impact statements reviewed and commented upon in writing during this review period. The listing includes the Federal agency responsible for the statement, a summary of the nature of EPA's comments, the number and title of the statement, and the EPA source for copies of the comments as set forth in Appendix VI.



Appendix IV contains a listing of final environmental impact statements reviewed but not commented upon by EPA during this review period. The listing includes the Federal agency responsible for the statement, the number and title of the statement, and the source of the EPA review as set forth in Appendix VI.

Appendix V contains a listing of proposed Federal agency regulations, legislation proposed by Federal agencies, and any other proposed actions reviewed and commented upon in writing pursuant to section 309(a) of the Clean Air Act, as amended, during the referenced review-ing period. The listing includes the Federal agency responsible for the proposed action, the title of the action, a summary of the nature of EPA's comments, and the source for copies of the comments as set forth in Appendix VI.

Appendix VI contains a listing of the names and addresses of the sources of EPA reviews and comments listed in Appendices I, III, IV, and V.

Copies of the EPA Manual setting forth the policies and procedures for EPA's review of agency actions may be obtained by writing the Public Inquiries Branch, Office of Public Affairs, Environmental Protection Agency, Washington, D.C. 20460. Copies of the draft and final environmental impact statements referenced herein are available from the originating Federal department or agency.

Dated: August 6, 1975.

REBECCA W. HAMMER,
*Acting Director,*
*Office of Federal Activities.*

APPENDIX I.—*Draft environmental impact statements for which comments were issued between July 1, 1975 and July 15, 1975*

| Identifying No. | Title | General nature of comments | Source for copies of comments |
|---|---|---|---|
| Department of Agriculture: | | | |
| D-AFS-L61029-ID | Proposed land use plan for the Garden Valley planning unit, Idaho. | LO-2 | K |
| D-AFS-L61030-ID | Stillman Point multiple use plan, Stillman Point planning unit, Selway Ranger district, Nez Perce National Forest, Grangeville, Idaho. | LO-1 | K |
| D-AFS-L61031-ID | Black Pine planning unit, proposed land use plan, Idaho. | LO-1 | K |
| D-AFS-L61032-AK | Tongass National Forest, Honker Divide unit Management plan, Alaska. | LO-1 | K |
| D-REA-F07008-IL | Marion unit No. 4, 160 generator, Marion, Williamson County, Ill. | ER-2 | F |
| D-SCS-B36005-MA | Diamond Brook watershed, Norfolk County, Mass. | LO-1 | B |
| D-SCS-G36027-TX | Southwest laterals watershed, middle Colorado River watershed, Concho and McCulloch Counties, Tex. | LO-1 | G |
| Corps of Engineers: | | | |
| DS-COE-A32494-NJ | New Jersey coastal inlets and beaches, Barnegat Inlet to Longport, N.J. | LO-1 | C |
| D-COE-B07003-VT | Proposed Central Vermont Public Service Corp., combined cycle power generation plan, Georgia, Franklin County, VT. | LO-2 | B |
| D-COE-B35002-CT | Maintenance Dredging and Marsh Development project, New Haven County, Branford, Conn. | LO-2 | B |
| DS-COE-C36003-NJ | Flood control project for the Rahway River and Van Winkles Brook, Springfield, N.J. | ER-2 | C |
| D-COE-D85001-DE | Addition to Keenwick West-A, Lagoon Development, Sussex County, Del. | EU-2 | D |
| D-COE-F36022-IL | Geneseo Creek local flood protection, Henry County, Ill. | ER-2 | F |
| D-COE-G34009-LA | Operation and maintenance dredging of four projects located south of the Gulf Intracoastal Waterway, Terrebonne Parish, La. | ER-1 | F |
| D-COE-G34011-TX | Natural salt pollution control study, Brazos River basin, Kent and Stonewall Counties, Tex. | LO-1 | G |
| D-COE-H34009-IA | Operation and Maintenance, Red Rock Dam and Lake, Iowa. | ER-2 | H |
| Department of Housing and Urban Development: | | | |
| D-HUD-C36016-NY | Pascack Brook improvement project, Rockland County, N.Y. | 3 | C |
| Department of the Interior: | | | |
| D-S FW-E64001-SC | Mattamuskeet National Wildlife Refuge, wildlife enhancement, Georgetown County, S.C. | LO-2 | E |
| Nuclear Regulatory Commission: | | | |
| D-NRC-A06156-NC | Perkins nuclear station, units 1, 2, and 3, docket Nos. STN–50–488, 489, and 490, Davie County, N.C. | ER-2 | A |
| Department of Transportation: | | | |
| D-FAA-F51003-IN | Marion Municipal Airport, runway extension resurface land acquisition, Grant County, Ind. | ER-1 | F |
| D-FHW-E40035-MS | U.S. 78, DeSoto, Marshall, Benton, and Union Counties, Miss. | LO-2 | E |
| D-FHW-E40036-FL | FL-842, Broward Boulevard, Fort Lauderdale, Fla. | LO-2 | E |
| D-FHW-E40037-FL | FL-5, U.S. 1, bridge replacement, Monroe County, Fla. | LO-2 | E |
| D-FHW-F40026-MN | I-94 from U.S. 12 I-394 to 40th Avenue North in Minneapolis, Hennepin County, Minn. | 3 | F |
| D-FHW-H40026-IA | I-380, Cedar Rapids, Linn County, Iowa. | ER-2 | H |
| D-FHW-J40012-WY | Reconstruction of portion of Elk Street, U.S. 187, Rock Springs, Sweetwater County, Wyo. | LO-1 | I |
| D-FHW-J40015-WY | Burlington Northern underpass to Central Avenue 6th Street SW., Wyo. | ER-2 | I |
| D-FHW-K40017-HI | Haleakala Highway, Pukalani section, Maui, Hawaii. | LO-2 | J |
| D-FHW-K40020-CA | CA-89, Markleeville to Woodfords, Alpine County, Calif. | LO-1 | J |
| D-UMT-L40025-OR | Fifth and Sixth Avenues, Transit Mall, Portland, Oreg. | LO-1 | K |
| Department of the Interior: | | | |
| D-BLM-J65015-00 | Ten years timber management program, Western United States. | LO-2 | I |
| D-NPS-D61001-DC | Proposed rehabilitation of the National Mall, Washington, D.C. | LO-1 | D |





APPENDIX

DEFINITIONS OF CODES FOR THE GENERAL NATURE OF EPA COMMENTS

*Environmental impact of the action*

LO—Lack of Objection. EPA has no objections to the proposed action as described in the draft impact statement; or suggests only minor changes in the proposed action.

ER—Environmental Reservations. EPA has reservations concerning the environmental effects of certain aspects of the proposed action. EPA believes that further study of suggested alternatives or modifications is required and has asked the originating Federal agency to reassess these impacts.

EU—Environmentally Unsatisfactory. EPA believes that the proposed action is unsatisfactory because of its potentially harmful effect on the environment. Furthermore, the Agency believes that the potential safeguards which might be utilized may not adequately protect the environment from hazards arising from this action. The Agency recommends that alternatives to the action be analyzed further (including the possibility of no action at all).

*Adequacy of the impact statement*

Category 1—Adequate. The draft impact statement adequately sets forth the environmental impact of the proposed project or action as well as alternatives reasonably available to the project or action.

Category 2—Insufficient Information. EPA believes that the draft impact statement does not contain sufficient information to assess fully the environmental impact of the proposed project or action. However, from the information submitted, the Agency is able to make a preliminary determination of the impact on the environment. EPA has requested that the originator provide the information that was not included in the draft statement.

Category 3—Inadequate. EPA believes that the draft impact statement does not adequately assess the environmental impact of the proposed project or action, or that the statement inadequately analyzes reasonable available alternatives. The Agency has requested more information and analysis concerning the potential environmental hazards and has asked that substantial revision be made to the impact statement.

APPENDIX III.—*Final environmental impact statements for which comments were issued between July 1, 1975 and July 15, 1975*

| Identifying No. | Title | General nature of comments | Source for copies of comments |
|---|---|---|---|
| F-SCS-F36012-MI | West Upper Maple watershed, Clinton and Gratiot Counties, Mich. | EPA generally had no objections to the project as proposed. | F |
| Corps of engineers: | | | |
| F-COE-A32432-GA | Widening and deepening Savannah Harbor, Ga. | EPA continues to have environmental reservations concerning spoil sites and believes that more consideration should be given to ocean disposal of projects involving large quantities of spoil. On this basis some correction to table 3, "Sediment Analysis," are advised. | E |
| Federal Power Commission: | | | |
| F-FPC-F08001-MI | St. Clair River interconnection, St. Clair County, Mich. | EPA generally had no objections to the proposed project. | F |
| Department of Housing and Urban Development: | | | |
| F-HUD-D89009-PA | Downtown East urban renewal, Reading, Berks County, Pa. | EPA had no objections to the proposed project. EPA's review of the final EIS as well as further air quality information submitted by HUD as a formal supplement to the final EIS indicated that national ambient air quality standards would be met. | D |
| F-HUD-K89006-CA | City of San Mateo, community development block grant, San Mateo County, Calif. | EPA generally had no objections to the proposed project. However, EPA recommends that further consideration should be given to alternative sites for new housing which would minimize the noise, flooding, and seismic problems identified. EPA further believes that HUD's EIS procedures should be reviewed to insure future compliance with the National Environmental Policy Act. | J |
| Department of the Interior: | | | |
| F-NPS-F61001-IN | West Beach, Indiana Dunes National Lakeshore, Ind. | EPA generally had no objections to the proposed action. EPA believes that provisions for mass transit via the south shore and South Bend Railroad should be encouraged. | F |
| Department of Transportation: | | | |
| F-FHW-A42031-SC | North-South Freeway, Columbia, Richland County, S.C. | EPA generally had no objections to the proposed project. However, EPA suggests that additional noise abatement procedures be investigated and that graphics be used to indicate appropriate noise contours. | E |
| F-FHW-H40015-00 | Missouri River Bridge, South Sioux City, Nebraska to Sioux City, Iowa. | EPA continues to have environmental reservations with the noise impacts associated with the project. EPA has urged the Federal Highway Administration to further consider the noise abatement measures which were evaluated in the final environmental statement. | H |
| NF-FHW-A41721-OH. | OH-6, Reconstruction, Seneca County, Ohio (negative final). | EPA generally had no objections to the proposed project. | F |
| NF-FHW-A41761-OH. | Bagley Road, OH-27, Beria, Cuyahoga County, Ohio (negative final). | EPA generally had no objections to the proposed project. EPA recommends that a noise barrier be incorporated as part of the project plans to minimize adverse impacts. | F |



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APPENDIX IV.—*Final environmental impact statements which were reviewed and not commented on between July 1, 1975 and July 15, 1975*

| Identifying No. | Title | Source of review |
|---|---|---|
| Department of Agriculture: | | |
| F-AFS-E61003-TN | Ten year management for Upper Hiwassee unit, Cherokee National Forest, Polk and Monroe Counties, Tenn. | E |
| F-AFS-E65001-FL | Apalachicola National Forest timber management plan, Florida | E |
| F-AFS-E65002-FL | Osceola National Forest timber management plan, Baker and Columbia Counties, Fla. | E |
| F-AFS-K60001-CA | Triangle Ranch wetlands, land exchange, Modoc National Forest, Calif. | J |
| F-SCS-H36007-KS | Sand Creek watershed, Harvey and Marion Counties, Kans. | H |
| Corps of Engineers: | | |
| F-COE-A30020-GA | Savannah Harbor, sediment basin and tidegate structure, Georgia | E |
| Department of Housing and Urban Development: | | |
| F-HUD-K89002-CA | City of San Jose, community development block grants, San Jose, Calif. | J |
| Department of Transportation: | | |
| F-DOT-A41431-LA | Ponchatoula-Frenier Highway, I-55, St. John the Baptist and Tangipahoa Parishes, La. | G |
| F-FHW-A42172-NM | I-40 and U.S. 66 in Gallnp, McKinley County, N. Mex. | G |
| F-FHW-A42258-KY | U.S. 23, Appalachian corridor D, Jenkins bypass, Letcher County, Ky. | E |
| F-FHW-G40020-TX | U.S. 59, Fort Bend-Wharton County line to west of Rosenberg, Fort Bend County, Tex. | G |
| F-FHW-G40023-TX | TX-6, South to North Marlin, Falls County, Tex. | G |
| NF-FHW-A42166-NC | Chatham and Randolph Counties, U.S. 421, Siler City to Stanley, N.C. | E |

APPENDIX V.—*Regulations, legislation and other Federal agency actions for which comments were issued between July 1, 1975 and July 15, 1975*

| Identifying No. | Title | General natnre of comments | Source for copies of comments |
|---|---|---|---|
| Department of the Interior: | | | |
| R-BLM-A67011-00 | 43 CFR parts 5400, 5420, 5450, "Sale of Forest Products", "Export of Timber from Federal lands." | EPA generally had no objections to the proposed regulations. EPA recommended, however, that the regulations incorporate criteria for determination of the existence of a surplus and that prevention of pollution be included as one of the conditions of the sales contract. | A |

APPENDIX VI

SOURCE FOR COPIES OF EPA COMMENTS

A. Director, Office of Public Affairs, Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460.

B. Director of Public Affairs, Region I, Environmental Protection Agency, John F. Kennedy Federal Building, Boston, Massachusetts 02203.

C. Director of Public Affairs, Region II, Environmental Protection Agency, 26 Federal Plaza, New York, New York 10007.

D. Director of Public Affairs, Region III, Environmental Protection Agency, Curtis Building, 6th and Walnut Streets, Philadelphia, Pennsylvania 19106.

E. Director of Public Affairs, Region IV, Environmental Protection Agency, 1421 Peachtree Street, NE, Atlanta, Georgia 30309.

F. Director of Public Affairs, Region V, Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604.

G. Director of Public Affairs, Region VI, Environmental Protection Agency, 1600 Patterson Street, Dallas, Texas 75201.

H. Director of Public Affairs, Region VII, Environmental Protection Agency, 1735 Baltimore Street, Kansas City, Missouri 64108.

I. Director of Public Affairs, Region VIII, Environmental Protection Agency, 1860 Lincoln Street, Denver, Colorado 80203.

J. Director of Public Affairs, Region IX, Environmental Protection Agency, 100 California Street, San Francisco, California 94111.

K. Director of Public Affairs, Region X, Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101.

[FR Doc.75-21376 Filed 8-15-75;8:45 am]

[FRL 416-6; OPP 33000/304 & 305]

## RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

### Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington D.C. 20460.

On or before October 17, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 17, 1975.

Dated: August 11, 1975.

JOHN B. RITCH, Jr.,
*Director, Registration Division.*

APPLICATIONS RECEIVED (OPP 33000/304)

EPA File Symbol 901-TT. Airosol Co., Inc., 525 N. 11th St., Neodesha KS 66757. AIROSOL AIRCRAFT INSECTICIDE. Active Ingredients: Pyrethrins 0.60%; piperonyl butoxide, technical 1.40%; petroleum distillate 13.00%. Method of Support: Application proceeds under 2(c) of interim policy. PM17

EPA Reg. No. 3125-50. Chemagro Agricultural Div., Mobay Chem. Corp., Box 4913, Kansas City MO 64120. DYRENE 50% WETTABLE POWDER. FOLIAGE FUNGICIDE. Active Ingredients: 4,6-dichloro - *N* - (2 - chloro - phenyl) - 1,3,5 - triazin - 2 - amine 50%. Method of Support: Application proceeds under 2(b) of interim policy. PM21

EPA File Symbol 11556-LU. Cutter Animal Health Lab., Div. of Bayvet Corp., Shawnee KS 66201. SENDRAN 50% WETTABLE POWDER. Active Ingredients: o-Isopropoxyphenyl methylcarbamate 50%. Method of Support: Application proceeds under 2(c) of interim policy. PM12

EPA Reg. No. 432-171. S. B. Penick & Co., 1050 Wall St. W, Lyndhurst NJ 07071. PRONOXFISH FISH TOXICANT. Active Ingredients: Rotenone 2.5%; other cube extractives 5.0%; n-octyl sulfoxide of isosafrole (sulfoxide) 2.2%; related compounds 0.3%. Method of Support: Application proceeds under 2(b) of interim policy. Republished: Added uses. PM11

EPA File Symbol 5741-RG. Spartan Chem. Co., Inc., 110 N Westwood Ave., Toledo OH 43607. SPARTAN'S SANI-T-10. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5.0%; n-alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5.0%. Method of Support: Application proceeds under 2(a) of interim policy. PM31

EPA File Symbol 9897-RN. Star Chem. Co., 2530 NW 77th St., Miami FL 33147. STARDYNE LF FOR INDUSTRIAL USE ONLY. Active Ingredients: Butoxy polypropoxy polyethoxy ethanol-iodine complex 12.47%; polyethoxy polypropoxy polyethoxy ethanol-iodine complex (providing 1.6% titratable iodine) 0.37%. Method of Support: Application proceeds under 2(b) of interim policy. PM34





EPA File Symbol 21270-RN. E. Targosz & Co., 736 Estes Ave., Schaumburg IL 60172. CONSERVE 25 SWIMMING POOL ALGAECIDE. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) dimethyl benzyl ammonium chloride 25%; ethanol 5%. Method of Support: Application proceeds under 2(b) of interim policy. PM24

EPA File Symbol 21270-RU. E. Targosz & Co., 736 Estes Ave., Schaumburg IL 60172. CONSERVE 10 SWIMMING POOL ALGAECIDE. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) dimethyl benzyl ammonium chloride 10%. Method of Support: Application proceeds under 2(b) of interim policy. PM24

EPA File Symbol 148-RROI. Thompson-Hayward Chem. Co., 5200 Speaker Rd., Kansas City KS 66106. HQ PINE OIL FOR FORMULATION OF DISINFECTANTS. Active Ingredients: Pine oil 99.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA File Symbol 148-RROT. Thompson-Hayward Chem. Co. GP PINE OIL FOR FORMULATION OF DISINFECTANTS. Active Ingredients: Pine oil 99.4%. Method of Support: Application proceeds under 2(c) of interim policy. PM32

EPA File Symbol 148-RROA. Thompson-Hayward Chem. Co. SG PINE OIL FOR FORMULATION OF DISINFECTANTS. Active Ingredients: Pine oil 99.4%. Application proceeds under 2(c) of interim policy. PM32

EPA File Symbol Unichem Corp., PO Box 154, S. Holland IL 60473. LIQUID SENTRY. Active Ingredients: Octyl decyl dimethyl ammonium chloride 15.0%; dioctyl dimethyl ammonium chloride 7.5%; didecyl dimethyl ammonium chloride 7.5%. Method of Support: Application proceeds under 2 (b) of interim policy. PM31.

EPA Reg. No. 400-124. Uniroyal Chem., Div. of Uniroyal, Inc., Amity Rd., Bethany CT 06525. VITAVAX-EVS CONCENTRATE. Active Ingredients: Carboxin (5,6-dihydro-2-methyl-1,4-oxathiin-3 - carboxanilide) 29.-52%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added use. PM21

APPLICATIONS RECEIVED (OPP 33000/305)

EPA File Symbol 9854-L. Air-Tite Products Co., Inc., 1483 Washington Ave., Vineland NJ 08360. AIR-TITE 770. Active Ingredients: Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 1.28%; alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 1.28%; sodium carbonate 2.00%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 37327-R. Aqua Kinetics, PO Box 249, Irwin PA 15642. AK-100 WATER TREATMENT MICROBIOCIDE. Active Ingredients: Didecyl dimethyl ammonium chloride 50%; isopropyl alcohol 20%. Method of Support: Application proceeds under 2(b) of interim policy. PM31

EPA File Symbol 3579-RI. Brewer Chemical Corp., PO Box 48, Honolulu HI 96810. LINDANE HGI. Active Ingredients: Lindane (gamma isomer of benzene hexachloride) 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 464-LEN. The Dow Chemical Co., PO Box 1706, Midland MI 48640. RUELENE 92 TECHNICAL GRADE. Active Ingredients: Crufomate (4-*tert*-butyl-2-chlorophenyl methyl methylphosphoramidate) 92%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 1529-ER. GAF Corp., 140 W. 51st St., New York NY 10020. BIOPAL IIL Active Ingredients: alpha-(p-Nonylphenyl) - omega - hydroxypoly(oxyethylene) iodine complex 13.75%; phosphoric acid 6.00%. Method of Support: Application proceeds under 2(a) of interim policy. PM34

EPA File Symbol 3125-GNI. Chemagro Agricultural Div., Mobay Chemical Corp., Box 4913, Kansas City MO 64120. DEF 7 EMULSIFIABLE DEFOLIANT NEW LOW ODOR FORMULATION. Active Ingredients: *S,S,S*-tributyl phosphorotrithioate 80.5%. Method of Support: Application proceeds under 2(b) of interim policy. PM25

EPA File Symbol 9367-EE. Theochem Lab., Inc., 5131 W. Idlewild, Tampa FL 33614. 381 MULTICIDE SANITIZING AGENT 10% SOLUTION POWERFUL GERMICIDE. Active Ingredients: Alkyl (C14 58%, C16 28%, C12 14%) dimethyl benzyl ammonium chlorides 10%. Method of Support changed from 2(b) to 2(c) of interim policy. PM31

EPA File Symbol 52-EUU. West Agro-Chemical, Inc., A sub. of West Chemical Products Inc., 42-16 West St., Long Island City NY 11101. DETERGENT-GERMICIDE CONCENTRATE S.G. CONCENTRATE. Active Ingredients: Nonylphenoxypoly(ethyleneoxy)ethanoliodine complex 58.9%; phosphoric acid 6.0%. Method of Support: Application proceeds under 2(b) of interim policy. PM34

CORRECTED ITEM

The following is a corrected item previously published in the list of Applications Received in the FEDERAL REGISTER.

EPA File Symbol 1729-RRN. Tesco Chem., Inc., PO Box 6433, Marietta GA 30062. TOWER-GARD. Active Ingredients: Trichloro-*S*-triazinetrione 72.0%; calcium monophosphate 10.0%; pentachlorophenol 2.0%. Method of Support: Application proceeds under 2(c) of interim policy (originally published with incomplete data). PM34 (40 FR 32160)

[FR Doc.75-21378 Filed 8-15-75;8:45 am]

[FRL 417-8; OPP-180039]

## CORPS OF ENGINEERS

### Receipt of Application for Specific Exemption To Use Diquat To Control Asiatic Duckweed

The U.S. Corps of Engineers has applied to the Environmental Protection Agency (EPA) for a specific exemption to use Diquat to control asiatic duckweed (*Spirodela oligorrhiza*). The location involved is in Alabama and will extend from the Demopolis Lock and Dam upstream on the Black Warrior River to Bay View Lake on Village Creek and associated tributaries that have been infested with duckweed. This specific exemption, if granted, will be valid for no longer than one (1) year from the date of approval by EPA.

This application is in accordance with the provisions of section 18 (40 CFR Part 166) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136). Part 166 was issued on December 3, 1973 (38 FR 33303), and prescribes the requirements for exemption of Federal and State agencies for the use of pesticides under emergency conditions.

This notice does not indicate a decision by this Agency on the application. Interested parties may review the application in the Office of the Director, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., SW., Room E-347, Washington, D.C. 20460.

Dated: August 13, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21675 Filed 8-15-75;8:45 am]

[FRL 417-7; OPP-50023]

## RHODIA INC.

### Issuance of Experimental Use Permits

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), experimental use permits have been issued to Rhodia Incorporated, Somerset, New Jersey 08873. Such permits are in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

These experimental use permits (No. 359-EUP-52 and No. 359-EUP-53) allow the use of a total of 13,500 pounds (two formulations) of phosalone (*S*-(6-chloro-3-mercaptomethyl) -2 - benzoxazolinone) on carrots. A total of 1,530 acres is involved; the programs are authorized only in the States of Delaware and New Jersey. The experimental use permits are effective from July 18, 1975, to July 18, 1976. A temporary tolerance has been established for residues of the pesticide chemical on the raw agricultural commodity to be treated.

Interested parties wishing to review the experimental use permits are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., SW., Washington, D.C. 20460.

It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters Office, so that the appropriate permits may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4 p.m. Monday through Friday.

Dated: August 13, 1975.

LOWELL E. MILLER,
*Acting Deputy Assistant Administrator for Pesticide Programs.*

[FR Doc.75-21674 Filed 8-15-75;8:45 am]



V40160A AUG 18 75 XUM

## FEDERAL COMMUNICATIONS COMMISSION

[Canadian List No. 343]

### CANADIAN STANDARD BROADCAST STATIONS

Notification List

JULY 31, 1975.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Canadian standard broadcast stations modifying the assignments of Canadian broadcast stations contained in the Appendix to the Recommendations of the North American Regional BroadcastingAgreement Engineering Meeting January 30, 1941.

| Call letters | Location | Power, kW | Antenna | Schedule | Class | Antenna height (feet) | Ground system: Number of radials | Ground system: Length (feet) | Proposed date of commencement of operation |
|---|---|---|---|---|---|---|---|---|---|
| | | 800 kHz | | | | | | | |
| CFNS (minor change in proposed site—PO 1170 kHz, 1 kW, DA-1). | Saskatoon, Saskatchewan, N 52°15'-00", W. 106°39'55". | 10 | DA-2 | U | II | | | | E.I.O. 7-31-76. |
| | | 1370 kHz | | | | | | | |
| (New) (change in proposed site and radiation patterns). | Saskatoon, Saskatchewan, N 52°04'-25", W. 106°45'50". | 10 | DA-2 | U | III | | | | E.I.O. 7-31-76. |
| | | 1490 kHz | | | | | | | |
| CHPG (assignment of call letters). | Prince George, British Columbia, N. 53°54'10", W. 122°41'30". | 0.25 | ND-224 | U | IV | 298 | 120 | 300-800 | |

[SEAL]

PAUL WM. PUTNEY,
*Acting Chief, Broadcast Bureau,*
*Federal Communications Commission.*

[FR Doc.75-21614 Filed 8-15-75;8:45 am]

### FM AND TV BROADCAST APPLICATIONS

Notice is hereby given, pursuant to sections 1.572(c) and 1.573(d) of the Commission's rules, that on October 2, 1975, the FM and TV broadcast applications listed in the attached Appendix will be considered as ready and available for processing. Pursuant to section 1.227(b)(1) and section 1.591(b) of the Commission's rules, an application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on October 1, 1975, which involves a conflict necessitating a hearing with any application on this list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., by the close of business on October 1, 1975.

The attention of any party in interest desiring to file pleadings concerning any pending FM and TV broadcast applications, pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to section 1.580(i) of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

Adopted: August 11, 1975.

Released: August 15, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

TV BROADCAST APPLICATIONS

BPCT-4486 WTVU(TV), New Haven Conn.
Impart Systems, Inc.
ch. 59
ERP, Vis.: 1627 kW HAAT: 756 ft.

BPCT-4368 New, Philadelphia, Pa.
Vue-Metrics, Inc.
ch. 57
ERP, Vis.: 1815 kW HAAT: 1,176 ft.

BPCT-395 New, Reno, Nev.
Nevada Educational Communications Commission
ch. 5
ERP, Vis.: 31.05kW HAAT: 2,002 ft.

BPCT-4412 WFMY-TV, Greensboro, N.C.
WFMY-TV, Corp.
ch. 2
ERP, Vis.: 316kW HAAT: 1,924 ft.

BPCT-4467 KORK-TV, Las Vegas, Nev.
Western Communications, Inc.
ch. 3
ERP, Vis.: 100kW HAAT: 2,000 ft.

BPCT-4473 KQTV(TV), St. Joseph, Mo.
Intermedia, Inc.
ch. 2
ERP, Vis.: 100kW HAAT: 2,000 ft.

BPET-430 New, Boynton Beach, Fla.
School Board of Palm Beach County
ch. 42
ERP, Vis.: 44kW HAAT: 496 ft.

BPCT-4486 New, Philadelphia, Pa.
Radio Broadcasting Co.
ch. 57
ERP, Vis.: 652kW HAAT: 286.3 ft.

BMLCT-795 WXON-TV, Allen Park, Mich.
WXON-TV, Inc.
ch. 20
(change of station location to Detroit, Mich.)

BMPCT-7545 WTVU(TV), New Haven, Conn.
Impart Systems, Inc.
ch. 59
ERP, Vis.: 138kW HAAT: 508 ft.

BPCT-4776 New, Dallas, Tex.
National Business Network—The Foundation for Free Enterprise
ch. 33
ERP, Vis.: 3000kW HAAT: 1,632 ft.

BPCT-4790 New, Los Gatos, Calif.
The Reginald A. Fessenden Educational Fund, Inc.
ch. 48
ERP, Vis.: 9.37kW HAAT: 896 ft.

BPCT-4796 New, Ann Arbor, Mich.
Wolverine-Morningstar Broadcasting, Inc.
ch. 31
ERP, Vis.: 1096kW HAAT: 1,085 ft.

BPCT-4802 New, Bethlehem, Pa.
WBRE-TV, Inc.
ch. 60
ERP, Vis.: 3.5kW HAAT: 989 ft.

BPET-505 New, St. Louis, Mo.
St. Louis Educational Television Commission
ch. 40
ERP, Vis.: 3.5kW HAAT: 898 ft.

BPET-508 New, Macomb, Ill.
Western Illinois University
ch. 22
ERP, Vis.: 354.8kW HAAT: 1,218 ft.

BPET-509 New, Moline, Ill.
Western Illinois University
ch. 24
ERP, Vis.: 447kW HAAT: 586 ft.

BPET-510 New, Shreveport, La.
Louisiana Educational Television Authority
ch. 24
ERP, Vis.: 1726kW HAAT: 1,070 ft.

BPET-513 KTEH(TV), San Jose, Calif.
Santa Clara County Board of Education
ch. 54
ERP, Vis.: 643kW HAAT: 1,906 ft.

BPCT-4826 New, St. Louis, Mo.
New Life Evangelistic Center, Inc.
ch. 24
ERP, Vis.: 1446.7kW HAAT: 998 ft.

BPCT-4617 KAIT-TV, Jonesboro, Ark.
George T. Hernreich
ch. 8
ERP, Vis.: 316kW HAAT: 970 ft.





BPCT-4671 New, San Juan, P.R.
Suburban Broadcasting, Inc.
ch. 18
ERP, Vis.: 1080 kW HAAT: 1,160 ft.

BPCT-4674 New, St. Louis, Mo.
Midwest St. Louis, Inc.
ch. 24
ERP, Vis.: 1142kW HAAT: 962 ft.

BPET-464 New, Salinas, Calif.
Monterrey County Superintendent of Schools
ch. 67
ERP, Vis.: 14.8kW HAAT: 2,100 ft.

BPCT-4686 New, New Mexico Gallup, N.M.
New Mexico Broadcasting Co.
ch. 5
ERP, Vis.: 100kW HAAT: 200 ft.

BPCT-4692 New, Dallas, Tex.
Liberty STV, Inc.
ch. 27
ERP, Vis.: 500kW HAAT: 1,670.3 ft.

BPET-479 New, West Point, Va.
Center of Excellence, Inc.
ch. 46
ERP, Vis.: 525kW HAAT: 480 ft.

BPET-492 New, Memphis, Tenn.
Southwestern, Inc.
ch. 14
ERP, Vis.: 10.3kW HAAT: 215 ft.

BPCT-4715 New, Abilene, Tex.
Pictronics, Inc.
ch. 15
ERP, Vis.: 1430kW HAAT: 1,978 ft.

BPET-497 New, St. Louis, Mo.
Double Helix Corporation
ch. 40
ERP, Vis.: 62.1kW HAAT: 372 ft.

BPCT-4832 New, Crossville, Tenn.
Edward M. Johnson, t/a Cumberland TV Co.
ch. 55
ERP, Vis.: 16.6kW HAAT: 1,148 ft.

BPCT-4833 New, Nacogdoches, Tex.
Texan Broadcasting Co., Inc.
ch. 19
ERP, Vis.: 5.5kW HAAT: 260 ft.

BPET-515 KYVE-TV, Yakima, Wash.
Yakima School District No. 7
ch. 47
ERP, Vis.: 315.9kW HAAT: 936 ft.

BPET-516 New, Billings, Mont.
Montana Educational Broadcasting Commission
ch. 11
ERP, Vis.: 316kW HAAT: 563 ft.

BPCT-4847 New, State College, Pa.
Nittany Communications, Inc.
ch. 29
ERP, Vis.: 630kW HAAT: 1,109 ft.

BPET-511 KAVT-TV, Austin, Minn.
Independent School District No. 492
ch. 15
ERP, Vis.: 1,475kW HAAT: 429 ft.

BPET-507 New, Martin, S. Dak.
State Board of Directors for Educational Television
ch. 8
ERP, Vis.: 316kW HAAT: 1,170 ft.

FM BROADCAST APPLICATIONS

BPH-5405 New, Portland, Oreg.
Star Broadcasting, Inc.
Req: 103.3 MHz; Channel No. 277C
ERP: 100 kW; HAAT: 973 ft.

BPH-6214 New, Chillicothe, Ohio
Court House B/cting Co.
Req: 94.3 MHz; Channel No. 232A
ERP: 3 kW; HAAT: 300 ft.

BPH-6384 WDJQ, Baltimore, Md.
WITH, Inc.
HAS: 104.3 MHz; Channel No. 282B
ERP: 20 kW; HAAT: 130 ft. (Lic.)
Req: 104.3 MHz; Channel No. 282B
ERP: 3.1 kW; HAAT: 800 ft.

BPH-6521 New, Harrisonburg, Va.
Radio Blue Ridge, Inc.
Req: 104.3 MHz; Channel No. 282B
ERP: 6.62 kW; HAAT: 359 ft.

BPH-6603 New, Harrisonburg, Va.
Valley B/cting Associates, Inc.
Req: 104.3 MHz; Channel No. 282B
ERP: 6.62 kW; HAAT: 359 ft.

BPH-8248 New, Greenville, Tex.
Greenville Radio Corp.
Req: 93.5 MHz; Channel No. 228A
ERP: 3 kW; HAAT: 300 ft.

BPH-8339 New, Greenville, Tex.
Radio Station KGVL, Inc.
228A
Req: 93.5 MHz; Channel No.
ERP: 3 kW; HAAT: 317 ft.

BPH-8473 New, Ogden, Utah
Ben Lomond Broadcasting Corp.
Req: 97.9 MHz; Channel No. 250C
ERP: 49 kW; HAAT: 699 ft.

BPH-8493 New, Ogden, Utah
Group Communications, Inc.
Req: 97.9 MHz; Channel No. 250C
ERP: 13 kW; HAAT: 3,647 ft.

BPH-8564 New, Laramie, Wyo.
Rocky Mountain B/cting Corp.
Req: 96.1 MHz; Channel No. 241C
ERP: 25 kW; HAAT: —147 ft.

BPH-8644 New, Hampton, Iowa
Obed S. Borgen
Req: 104.9 MHz; Channel No. 285A
ERP: 3 kW; HAAT: 238 ft.

BPH-8659 New, Gainesville, Fla.
Dal Broadcasting Co.
Req: 100.9 MHz; Channel No. 265A
ERP: 3 kW; HAAT: 218 ft.

BPH-8685 New, Benton, Ariz.
Bridges Broadcasting Services
Req: 107.1 MHz; Channel No. 296A
ERP: 3 kW; HAAT: 146 ft.

BPH-8692 New, Ocean City, Md.
B/cting Co. of Oregon City, Inc.
Req: 99.9 MHz; Channel No. 260B
ERP: 50 kW; HAAT: 317 ft.

BPH-8724 New, Sun Valley, Idaho
Sun Valley Radio, Inc.
Req: 93.5 MHz; Channel No. 228A
ERP: .051 kW; HAAT: 2,145 ft.

BPH-8776 KXXR-FM, Spokane, Wash.
Independence B/cting Corp.
Has: 93.7 MHz; Channel No. 229C
ERP: 28.5 kW; HAAT: 330 ft. (Lic.)
Req: 93.7 MHz; Channel No. 229C
ERP: 55 kW; HAAT: 2,380 ft.

BPH-8841 New, Lebanon, Mo.
Lebanon B/cting Co., Inc.
Req: 92.1 MHz; Channel No. 221A
ERP: 3 kW; HAAT: 300 ft.

BPH-8843 New, Gulfport, Miss.
Broadcasters & Publishers, Inc.
Req: 96.7 MHz; Channel No. 244A
ERP: 3 kW; HAAT: 245 ft.

BPH-8844 New, Ocean City, Md.
Wettlands Radio, Inc.
Req: 99.9 MHz; Channel No. 260B
ERP: 49.7 kW; HAAT: 500 ft.

BPH-8897 New, Sparks, Nev.
E. H. "Pepper" Schultz
Req: 98.3 MHz; Channel No. 252A
ERP: .5 kW; HAAT: —490 ft.

BPH-8903 New, Sun Valley, Idaho
Leisure Time Communications, Inc.
Req: 93.5 MHz; Channel No. 228A
ERP: .05 kW; HAAT: 2,146 ft.

BPH-8920 New, Key West, Fla.
John M. Spottswood
Has: 95.5 MHz; Channel No. 238C
ERP: 100 kW; HAAT: 255 ft. (CP)
Req: 107.1 MHz; Channel No. 296A
ERP: 2 kW; HAAT: 95 ft.

BPH-8930 New, Brownsville, Tex.
Brownsville Radio Corp.
Req: 99.5 MHz; Channel No. 258C
ERP: 100 kW; HAAT: 463 ft.

BPH-8943 New, Batesville, Miss.
Panola Broadcasting Co.
Req: 95.9 MHz; Channel No. 240A
ERP: 3 kW; HAAT: 150 ft.

BPH-8963 New, Hampton, Iowa
Harold A. Jahnke
Req: 104.9 MHz; Channel No. 285A
ERP: 3 kW; HAAT: 94 ft.

BPH-8986 New, Prescott, Ariz.
Parkell Broadcasting, Inc.
Req: 98.3 MHz; Channel No. 252A
ERP: 3 kW; HAAT: 175 ft.

BPH-9013 New, Marshall, Tex.
Radio Marshall, Inc.
Req: 103.9 MHz; Channel No. 280A
ERP: 3 kW; HAAT: 300 ft.

BPH-9037 New, Rochester, N.H.
Strafford Broadcasting Corp.
Req: 96.7 MHz; Channel No. 244A
ERP: 2.1 kW; HAAT: 351 ft.

BPH-9044 New, Gulfport, Miss.
Mississippi Gulfshore B/cting Co.
Req: 96.7 MHz; Channel No. 244A
ERP: 3 kW; HAAT: 246 ft.

BPH-9051 New, Ocean City, Md.
Atlantic B/cting Co. of Ocean City
Req: 99.9 MHz; Channel No. 260B
ERP: 50 kW; HAAT: 316 ft.



V40160 AUG 18 75 A XUM

BPH-9076 New, Marshall, Tex.
KDOX, Inc.
Req: 103.9 MHz; Channel No. 280A
ERP: 3 kW; HAAT: 135 ft.

BPH-9077 New, Jensen Beach, Fla.
Florida Gospel Network
Req: 107.1 MHz; Channel No. 296A
ERP: 3 kW; HAAT: 300 ft.

BPH-9079 WTTC-FM, Towanda, Pa.
Twin Tier B/cting, Inc.
Has: 95.3 MHz; Channel No. 237A
ERP: .72 kW; HAAT: 125 ft. (Lic.)
Req: 95.3 MHz; Channel No. 237A
ERP: 2.89 kW; HAAT: 125 ft.

BPH-9119 KYKR-FM, Port Arthur, Tex.
KWEN Broadcasting Co.
Has: 93.3 MHz; Channel No. 227C
ERP: 25 kW; HAAT: 190 ft. (Lic.)
Req: 93.3 MHz; Channel No. 227C
ERP: 100 kW; HAAT: 519 ft.

BPH-9173 New, Sault Ste. Marie, Mich.
Q Communications Corporation
Req: 101.3 MHz; Channel No. 267C
ERP: 100 kW; HAAT: 328 ft.

BPH-9175 New, Gulfport, Miss.
Gulf South B/cters of Miss., Inc.
Req: 96.7 MHz; Channel No. 244A
ERP: 3 kW; HAAT: 300 ft.

BPH-9185 New, Fallbrook, Calif.
Major Armstrong Memorial Stereo/Ctrs.
Req: 107.1 MHz; Channel No. 296A
ERP: 1.55 kW; HAAT: 400 ft.

BPH-9191 New, New Bern, N.C.
New Bern B/cting Co., Inc.
Req: 101.9 MHz; Channel No. 270C
ERP: 100 kW; HAAT: 550 ft.

BPH-9193 New, Rockport, Tex.
James H. Belote,
Req: 102.3 MHz; Channel No. 272A
ERP: 3 kW; HAAT: 130 ft.

BPH-9194 New, Gainesville, Fla.
Gainesville B/cting, Inc.
Req: 100.9 MHz; Channel No. 265A
ERP: 3 kW; HAAT: 300 ft.

BPH-9196 New, South Tucson, Ariz.
Graham Broadcasting Co.
Req: 92.1 MHz; Channel No. 221A
ERP: 1.12 kW; HAAT: −16 ft.

BPH-9197 New, Gainsville, Fla.
University City B/cting Co.
Req: 100.9 MHz; Channel No. 265A
ERP: 3 kW; 300 ft.

BPH-9214 New, Tucson, Ariz.
Grabet, Inc. Radio Enterprises
Req: 92.1 MHz; Channel No. 221A
ERP: 3 kW; HAAT: −36 ft.

BPH-9215 New, Gregory, S. Dak.
West Central Investment Co., Inc.
Req: 101.5 MHz; Channel No. 268C
ERP: 100 kW; HAAT: 640 ft.

BPH-9225 New, Pacific Grove, Calif.
Monarch Broadcasters, Inc.
Req: 104.9 MHz; Channel No. 285A
ERP: .740 kW; HAAT: 550 ft.

BPH-9226 New, Pacific Grove, Calif.
Media Four
Req: 104.9 MHz; Channel No. 285A
ERP: .750 kW; HAAT: 550 ft.

BPH-9236 New, Fairmont, Minn.
Woodward Broadcasting, Inc.
Req: 106.5 MHz; Channel No. 293C
ERP: 50 kW; HAAT: 435 ft.

BPH-9242 New, Sparks, Nev.
Beck Enterprises, Inc.
Req: 98.3 MHz; Channel No. 252A
ERP: 3kW; HAAT:—385 ft.

BPH-9247 New, Terrel Hills, Tex.
The S.S.S. Broadcasting, Inc.
Req: 106.3 MHz; Channel No. 292A
ERP: 3 kW; HAAT: 300 ft.

BPH-9255 New, Ship Botton, N.J.
Jersey Shore B/cting Corp.
Req: 100.1 MHz; Channel No. 261A
ERP: 3 kW; HAAT: 300 ft.

BPH-9256 New, Amarillo, Tex.
Tascusa Broadcasting, Inc.
Req: 98.7 MHz; Channel No. 354C
ERP: 30.5 kW; HAAT: 161 ft.

BPH-9258 New, Jensen Beach, Fla.
Jensen Beach B/cting Co., Inc.
Req: 107.1 MHz; Channel No. 296A
ERP: 3kW; HAAT: 268 ft.

BPH-9270 New, Nashville, Ariz.
Radio Station KBHC
Req: 105.5 MHz; Channel No. 288A
ERP: 3kW; HAAT; 85 ft.

BPH-9282 WXKW, Allentown, Pa.
Rust Communications Grove, Inc.
Has: 104.1 MHz; Channel No. 281B
ERP: 20 kW; HAAT: 87 ft. (Lic.)
Req: 104.1 MHz; Channel No. 281B
ERP: 50 kW; HAAT: 500 ft.

BPH-9290 New, Ozona, Tex.
Crockett County Broadcasters
Req: 94.3 MHz; Channel No. 232A
ERP: .375 kW; HAAT: 300ft.

BPH-9292 New, Vero Beach, Fla.
Atlantic Broadcasting Associates
Req: 105.5 MHz; Channel No. 288A
ERP: 3 kW; HAAT: 300 ft.

BPH-9294 New, Fairmont, Minn.
Kurth-Bush Broadcasting Co.
Req: 106.5 MHz; Channel No. 293C
ERP: 30 kW; HAAT: 101 ft.

BPH-9296 New, Eastman, Ga.
Farnell O'Quinn
Req: 92.1 MHz; Channel No. 221A
ERP: 1.8 kW; HAAT: 378 ft.

BPH-9297 New, Aberdeen, S. Dak.
Green Bay Broadcasting Co.
Req: 94.1 MHz; Channel No. 231C
ERP: 100 kW; HAAT: 196 ft.

BPH-9299 New, Barstow, Calif.
Mojave Valley B/cting, Inc.
Req: 94.3 MHz; Channel No. 232A
ERP: 3 kW; HAAT: −193 ft.

BPH-9307 WWDM-FM, Sumter, S.C.
Gamecock City B/cting, Inc.
Has: 101.3 MHz; Channel No. 267C
ERP: 2.9 kW; HAAT: 245 ft. (Lic.)
Req: 101.3 MHz; Channel No. 267C
ERP: 100 kW; HAAT: 639 ft.

BPH-9308 WJAI, Eaton, Ohio
Great Trails B/cting Corp.
Has: 92.9 MHz; Channel No. 225B
ERP: 20 kW; HAAT: 125 ft. (Lic.)
Req: 92.9 MHz; Channel No. 225B
ERP: 50 kW; HAAT: 500 ft.

BPH-9318 New, Jackson, Tenn.
Madison County Broadcasting
Req: 103.1 MHz; Channel No. 276A
ERP: 3 kW; HAAT: 300 ft.

BPH-9319 New, Portland, Oreg.
Portland Communications Corp.
Req: 103.3 MHz; Channel No. 277C
ERP: 100 kW; HAAT: 877 ft.

BPH-9320 New, Pickneyville, Ill.
Coalbelt Broadcasters
Req: 103.9 MHz; Channel No. 280A
ERP: 3 kW; HAAT: 300 ft.

BPH-9323 New, New Bern, N.C.
Campbell Broadcasting, Inc.
Req: 101.9 MHz; Channel No. 270C
ERP: 100 kW; HAAT: 763 ft.

BPH-9327 New, Walla Walla, Wash.
Comsat Media Services, Inc.
Req: 93.3 MHz; Channel No. 227C
ERP: 27.9 kW; HAAT: −126 ft.

BPH-9328 New, Cherokee, Iowa
C & H Broadcasting, Inc.
Req: 102.3 MHz; Channel No. 272A
ERP: 3 kW; HAAT: 220 ft.

BPH-9329 New, Richland, Wash.
KUTI Communicators, Inc.
Req: 106.3 MHz; Channel No. 292A
ERP: 2.69 kW; HAAT: −44 ft.

BPH-9330 New, Stockton, Calif.
Barnes Enterprises, Inc.
Req: 100.1 MHz; Channel No. 261A
ERP: 3 kW; HAAT: 262 ft.

BPH-9332 New, Cold Water, Miss.
Tate & DeSota County B/cting Co.
Req: 95.3 MHz; Channel No. 237A
ERP: 3 kW; HAAT: 300 ft.

BPH-9339 New, Ship Bottom, N.J.
Raab Communications, Inc.
Req: 100.1 MHz; Channel No. 261A
ERP: 3 kW; HAAT: 300 ft.

BPH-9340 New, Jefferson City, Tenn.
Morgan Broadcasting Company
Req: 99.3 MHz; Channel No. 257A
ERP: 1 kW; HAAT: 475 ft.

BPH-9341 New, Jackson, Tenn.
Charles C. Allen
Req: 103.1 MHz; Channel No. 276A
ERP: 3 kW; HAAT: 300 ft.

BPH-9342 New, Vero Beach, Fla.
Robert T. Rowland, Req: 105.5 MHz; Channel No. 288A
ERP: 3 kW; HAAT: 300 ft.

BPH-9343 KJZZ, Anchorage, Alaska
Cook Inlet B/ctrs., Inc.
Has: 102.1 MHz; Channel No. 271C
ERP: 3.5 kW; HAAT: 75 ft. (Lic.)
Req: 102.1 MHz; Channel No. 271C
ERP: 25 kW; HAAT: 166 ft.

BPH-9350 New, Jensen Beach, Fla.
Lord & Rowland Radio
Req: 107.1 MHz; Channel No. 296A
ERP: 3 kW; HAAT: 293 ft.





BPH-9358 New, Clewiston, Fla.
Avon Electronic Services, Inc.
Req: 106.3 MHz; Channel No. 292A
ERP: 3 kW; HAAT: 167 ft.

BPH-9360 New, Vero Beach, Fla.
Custom Electronics, Inc.
Req: 105.5 MHz; Channel No. 288A
ERP: 3 kW; HAAT: 300 ft.

BPH-9361 New, Chillicothe, Ohio
Triplett Broadcasting Co., Inc.
Req: 94.3 MHz; Channel No. 232A
ERP: 3 kW; HAAT: 300 ft.

BPH-9362 New, Prescott, Ariz.
Southwest Broadcasting Co.
Req: 98.3 MHz; Channel No. 252A
ERP: 3kW; HAAT: 300 ft.

BPH-9365 New, Fairfield, Iowa
Carousel Broadcasting Corp.
Req: 95.9 MHz; Channel No. 240A
ERP: 3 kW; HAAT: 132 ft.

BPH-9366 New, Cheraw, S.C.
Town and Country Radio, Inc.
Req: 103.1 MHz; Channel No. 276A
ERP: 3kW; HAAT: 300 ft.

BPH-9367 New, Stowe, Vt.
RFD Broadcasting, Inc.
Req: 101.7 MHz; Channel No. 269A
ERP: .045 kW; HAAT: 2,275 ft.

BPH-9368 New, New Martinsville, W. Va.
Camity Broadcasters
Req: 103.9 MHz; Channel No. 280A
ERP: .94 kW; HAAT: 493 ft.

BPH-9369 New, Boyne City, Mich.
Charlevoix B/cting Co.
Req: 93.5 MHz; Channel No. 228A
ERP: 1.18 kW; HAAT: 455 ft.

BPH-9371 New, Morris, Minn.
Western Minnesota B/cting Co.
Req: 107.5 MHz; Channel No. 298C
ERP: 100 kW; HAAT: 358 ft.

BPH-9387 New, Butler, Ala.
Butler Broadcasting Corp.
Req: 93.5 MHz; Channel No. 228A
ERP: 3 kW; HAAT: 230 ft.

BPH-9388 New, Port St. Joe, Fla.
Gulf Broadcating, Inc.
Req: 93.5 MHz; Channel No. 228A
ERP: 1.86kW; HAAT: 161 ft.

BPH-9389 New, Paradise, Calif.
Butte B/cting Company, Inc.
Req: 96.7 MHz; Channel No. 244A
ERP: 3 kW; HAAT: 280 ft.

BPH-9390 New, Sulphur, La.
Thomas Broadcasting, Inc.
Reg: 100.9 MHz; Channel No. 265A
ERP: 3 kW; HAAT: 300 ft.

BPH-9405 New, Jackson, Tenn.
Community Service B/cting, Inc.
Req: 103.1 MHz; Channel No. 276A
ERP: 3 kW; HAAT: 300 ft.

BPH-9411 New, Clewiston, Fla.
Henory County B/cting Co., Inc.
Req: 106.3 MHz; Channel No. 292A
ERP: 3 kW; HAAT: 300 ft.

BPH-9413 New, Honea Path, S.C.
FM 103, Inc.
Req: 103.1 MHz; Channel No. 276A
ERP: 3 kW; HAAT: 300 ft.

BPH-9414 New, Jefferson City, Tenn.
The Mossy Creek B/cting Corp.
Req: 99.3 MHz; Channel No. 257A
ERP: 3 kW; HAAT: 300 ft.

BPH-9415 New, Stockton, Calif.
McClean Communications Corp.
Req: 100.1 MHz; Channel No. 261A
ERP: 3 kW; HAAT: 300 ft.

BPH-9416 New, Vero Beach, Fla.
Shargo, Inc.
Req: 105.5 MHz; Channel No. 288A
ERP: 3 kW; HAAT: 172 ft.

BPH-9417 New, Ballinger, Tex.
Central West B/cting Co., Inc.
Req: 103.1 MHz; Channel No. 276A
ERP: 3 kW; HAAT: 300 ft.

BPH-9418 New, Rapid City, S. Dak.
James E. Taylor
Req: 100.3 MHz; Channel No. 262C
ERP: 100 kW; HAAT: 450 ft.

BPH-9421 New, Crete, Nebr.
Airwaves B/cting Services, Inc.
Req: 103.9 MHz; Channel No. 280A
ERP: 3 kW; HAAT: 246 ft.

BPH-9429 New, Little Falls, Minn.
Little Falls Radio, Inc.
Req: 92.1 MHz; Channel No. 221A
ERP: 3 kW; HAAT: 299 ft.

BPH-9432 New, Sweetwater, Tex.
Stein B/cting Co., Inc.
Req: 96.7 MHz; Channel No. 244A
ERP: 2.6kW: HAAT: 58 ft.

BPH-9433 New, Sharpsville, Pa.
Sanford A. Schafitz
Req: 95.9 MHz; Channel No. 240A
ERP: 3kW; HAAT: 160 ft.

BPH-9434 New, Bardstown, Ky.
Nelson County B/cting Co., Inc.
Req: 96.7 MHz; Channel No. 244A
ERP: 3kW; HAAT: 160 ft.

BPH-9435 New, Toppenish, Wash.
Radio Broadcasters, Inc.
Req: 92.7 MHz; Channel No. 224A
ERP: .466kW; HAAT: −35 ft.

BPH-9436 New, Tuscaloosa, Ala.
Tri-Cities B/cting Co.
Req: 92.7 MHz; Channel No. 224A
ERP: 3kW; HAAT: 196 ft.

BPH-9437 New, Auburn, Maine
Wireless Talking Machine Co., Inc.
Req: 100.1 MHz; Channel No. 261A
ERP: 3kW; HAAT: 300 ft.

BPH-9439 New, Otsego, Mich.
Allegan County B/ctrs., Inc.
Req: 100.9 MHz; Channel No. 265A
ERP: 3kW; HAAT: 278 ft.

BPH-9440 New, Columbus, Miss.
James W. Estherton,
Req: 103.9 MHz; Channel No. 280A
ERP: 3kW; HAAT: 204.1 ft.

BPH-9441 New, Gillette, Wyo.
Midland B/cting Co. of Wyoming
Req: 93.5 MHz; Channel No. 228A
ERP: 3kW; HAAT: 272.4 ft.

BPH-9442 New, Palestine, Tex.
KNET, Inc.
Req: 98.3 MHz; Channel No. 252A
ERP: 3kW; HAAT: 300 ft.

BPH-9443 New, Clarksdale, Miss.
Bie-Scanlon B/cting Co.
Req: 106.3 MHz; Channel No. 292A
ERP: 3kW; HAAT: 300 ft.

BPH-9445 New, Derby, Kans.
Tri-City B/cting Co., Inc.
Req: 95.9 MHz; Channel No. 240A
ERP: 3kW; HAAT: 283.3 ft.

BPH-9446 New, Eunice, La.
Tri-Parish B/cting Co., Inc.
Req: 105.5 MHz; Channel No. 288A
ERP: 3kW; HAAT: 135.6 ft

BPH-9447 New, Little Falls, Minn.
Little Falls B/cting Co.
Req: 92.1 MHz; Channel No. 221A
ERP: 2.96kW; HAAT: 203 ft.

BPH-9452 New, Warrenton, Va.
Fletcher B/cting Corp.
Req: 94.3 MHz; Channel No. 232A
ERP: 3kW; HAAT: 814 ft.

BPH-9460 WSMD-FM, La Plata, Md.
Crystal B/cting Co.
Has: 104.1 MHz; Channel No. 281B
ERP: 1.7kW; HAAT: 245 ft. (Lic.)
Req: 104.1 MHz; Channel No. 281B
ERP: 28kW; HAAT: 631 ft.

BPH-9468 New, Iola, Kans.
Iola Broadcasting, Inc.
Req: 99.3 MHz; Channel No. 257A
ERP: 3 kW; HAAT: 300 ft.

BPH-9469 New, Marshall, Tex.
Singleton & King B/cting, Inc.
Req: 103.9 MHz; Channel No. 280A
ERP: 3 kW; HAAT: 135 ft.

BPH-9470 New, Chillicothe, Ohio
F. F. Stannard & S. S. Stannard
Req: 94.3 MHz; Channel No. 232A
ERP: 3 kW; HAAT: 300 ft.

BPH-9471 New, Springfield, Ill.
Springfield Advertising Co.
Req: 96.7 MHz; Channel No. 254B
ERP: 50 kW; HAAT: 462 ft.

BPH-9472 New, Chillicothe, Ill.
Central Illinois B/cting Corp.
Req: 94.3 MHz; Channel No. 232A
ERP: 3 kW; HAAT: 222 ft.

BPH-9473 New, Bullhead City, Ariz.
Holiday Broadcasting Co.
Req: 102.3 MHz; Channel No. 272A
ERP: 3 kW; HAAT: −602 ft.

BPH-9474 New, Monte Rio, Calif.
Communications Associates
Req: 97.7 MHz; Channel No. 249A
ERP: .225 kW; HAAT: 907 ft.

BMPH-14222 KSUB-FM, Cedar City, Utah
Southern Utah Broadcasting Co.
Has: 92.5 MHz; Channel No. 223C
ERP: 30 kW; HAAT: 12 ft. (CP)
Req: 92.5 MHz; Channel No 223C
ERP: 41.1 kW; HAAT: 1,691 ft.

BMPH-14248 WIBS, Charlotte Amalie, V.I.
Arroyo & Figueroa Associates
Has: 97.9 MHz; Channel No. 250B
ERP: 5.78 kW; HAAT: 1,355 ft. (CP)
Req: 97.9 MHz; Channel No. 250B
ERP: 50 kW; HAAT: 1,385 ft.



V40|160 AUG 18 75 XUM

BMPH-14502 WSME, Sanford, Maine
Southern Maine Broadcasting Corp.
Has: 92.1 MHz; Channel No. 221A
ERP: 3 kW; HAAT: 52 ft. (CP)
Req: 92.1 MHz; Channel No. 221A
ERP: 8 kW; HAAT: 526 ft.

BMPH-14516 KEEC, Las Vegas, Nev.
Quality B/cting Corp.
Has: 93.1 MHz; Channel No. 226C
ERP: 42 kW; HAAT: 1,190 ft. (CP)
Req: 93.1 MHz; Channel No. 226C
ERP: 30.3 kW; HAAT: 45 ft.

BPED-946 New, Gresham, Oreg.
East Side Area Educational District
Mount Hood Community College
Req: 89.9 MHz; Channel No. 210A
ERP: 1.26 kW; HAAT: —58 ft.

BPED-970 New, Portland, Oreg.
Lewis & Clark College
Req: 89.9 MHz; Channel No. 210C
ERP: 11.2 kW; HAAT: 799 ft.

BPED-955 New, Collegeville, Pa.
Ursinus College
Req: 89.3 MHz; Channel No. 207D
TPO: .01 kW; HAAT: ft.

BPED-1181 WBST, Muncie, Ind.
Ball State University
Has: 90.7 MHz; Channel No. 214D
TPO: .01 kW; HAAT: ft. (Lic.)
Req: 90.7 MHz; Channel No. 214B
ERP: 50 kW; HAAT: 405 ft.

BPED-1204 WUSC-FM, Columbia, S.C.
The Ext. Div. of the Univ. of S.C.
Has: 89.9 MHz; Channel No. 210D
TPO: .01 kW; HAAT: ---- ft. (Lic.)
Req: 89.9 MHz; Channel No. 210A
ERP: 2.55 kW; HAAT: 215 ft.

BPED-1296 New, West Chester, Pa.
West Chester State College
Req: 91.7 MHz; Channel No. 219D
TPO: .01 kW; HAAT: ---- ft.

BPED-1335 New, Sudbury, Mass.
WLSR-FM, Inc.
Req: 88.1 MHz; Channel No. 201D
TPO: .01 kW; HAAT: ---- ft.

BPED-1543 WSTB, Streetsboro, Ohio
Streetsboro City School District
Has: 91.5 MHz; Channel No. 218A
ERP: .330 kW; HAAT: 105 ft. (Lic.)
Req: 91.5 MHz; Channel No. 218A
ERP: 3 kW; HAAT: 300 ft.

BPED-1555 WTBS, Cambridge, Mass.
The WTBS Foundation, Inc.
Has: 88.1 MHz; Channel No. 201D
TPO: .01 kW; HAAT: ---- ft. (Lic.)
Req: 88.1 MHz; Channel No. 201A
ERP: .2 kW; HAAT: 285 ft.

BPED-1618 New, Huntsville, Ala.
Bd. of Trustees of the Univ. of Ala.
Has: 89.3 MHz; Channel No. 207C
ERP: 100 kW; HAAT: 810 ft. (CP)
Req: 90.9 MHz; Channel No. 215C
ERP: 6.98 kW; HAAT: 974 ft.

BPED-1691 New, Denver, Colo.
Grandfalloon Denver Educ. B/cting
Req: 89.3 MHz; Channel No. 207C
ERP: 58.5 kW; HAAT: 910 ft.

BPED-1707 New, Minneapolis, Minn.
Fresh Air, Inc.
Req: 90.3 MHz; Channel No. 212D
TPO: .01 kW: HAAT: ---- ft.

BPED-1723 New, Stony Brook, N.Y.
State University of New York
Req: 90.1 MHz; Channel No. 211B
ERP: 4 kW; HAAT: 223 ft.

BPED-1758 WRFN, Nashville, Tenn.
Fisk University
Has: 88.1 MHz; Channel No. 201A
ERP: .700 kW; HAAT: 6 ft. (CP)
Req: 88.1 MHz; Channel No. 201C
ERP: 8.5 kW; HAAT: 6 ft.

BPED-1773 New, San Antonio, Tex.
San Antonio Community Radio Corp.
Req: 89.1 MHz; Channel No. 206C
ERP: 50 kW; HAAT: 450 ft.

BPED-1774 WGDR, Plainfield, Vt.
Goddard College Corporation
Has: 91.1 MHz; Channel No. 216D
TPO: .01 kW; HAAT: ---- ft. (Lic.)
Req: 91.1 MHz; Channel No. 216A
ERP: .920 kW; HAAT: —154 ft.

BPED-1796 New, Columbus, Ga.
Chattahoochee Valley Public Radio
Req: 90.5 MHz; Channel No. 213C
ERP: 10.3 kW; HAAT: 312 ft.

BPED-1812 New, Glenview, Ill.
Midwestern Academy of the New Church
Req: 88.9 MHz; Channel No. 205D
TPO: .01 kW; HAAT: ---- ft.

BPED-1818 KUSF, San Francisco, Calif.
University of San Francisco
Req: 90.3 MHz; Channel No. 212B
ERP: 5 kW; HAAT: 300 ft.

BPED-1837 New, Lincoln, Nebr.
Sunrise Communications, Inc.
Req: 89.5 MHz; Channel No. 208D
TPO: .01 kW; HAAT: ft.

BPED-1845 New, East Moline, Ill.
Moody Bible Institute of Chicago
Has: 101.3 MHz; Channel No. 267B
ERP: 50 kW; HAAT: 500 ft. (CP)
Req: 89.3 MHz; Channel No. 207B
ERP: 100 kW; HAAT: 500 ft.

BPED-1882 New, Boulder, Colo.
The Regents of the Univ. of Colo.
Req: 89.3 MHz; Channel No. 207C
ERP: 3.9 kW; HAAT: —723 ft.

BPED-1889 KTDB, Ramah, N. Mex.
The Ramah Navajo School Bd., Inc.
Has: 89.7 MHz; Channel No. 209C
ERP: 2.6 kW; HAAT: 330 ft. (Lic.)
Req: 89.7 MHz; Channel No. 209C
ERP: 100 kW; HAAT: 374 ft.

BPED-1898 New, Chapel Hill, N.C.
Student Educ. B/cting, Inc.
Req: 89.3 MHz; Channel No. 207C
ERP: 10 kW; HAAT: 270 ft.

BPED-1912 New, Chesterton, Ind.
Duneland School Corporation
Req: 90.7 MHz; Channel No 214D
TPO: .01 kW; HAAT: ft.

BPED-1920 New, Grand Rapids, Mich.
Grand Rapids Public B/cting Corp.
Req: 89.9 MHz; Channel No. 210A
ERP: .3 kW; HAAT: 202 ft.

BPED-1935 New, Lorman, Miss.
Alcorn State University
Req: 88.9 MHz; Channel No. 205C
ERP: 100 kW; HAAT: 514 ft.

BPED-1936 New, Kodiak, Alaska
Kodiak Public B/cting Corp.
Req: 100.1 MHz; Channel No. 261A
ERP: 3 kW; HAAT: 3 ft.

BPED-1938 New, Tulsa, Okla.
The Oklahoma Educ. Tele. Authority
Req: 91.3 MHz; Channel No. 217C
ERP: 160 kW; HAAT: 304 ft.

BPED-1943 WKGC-FM, Panama City, Fla.
Gulf Coast Community College
Has: 90.7 MHz; Channel No. 214D
TPO: .01 kW; HAAT: ft. (Lic.)
Req: 90.7 MHz; Channel No. 214C
ERP: 100 kW; HAAT: 160 ft.

BPED-1955 KCHO, Chico, Calif.
Chico State College Foundation
Has: 91.1 MHz; Channel No. 216D
TPO: .01 kW; HAAT: ft. (Lic.)
Req: 91.1 MHz; Channel No. 216A
ERP: 2 kW; HAAT: 29 ft.

BPED-1956 New, Oklahoma City, Okla.
Radio and Television Service, Oklahoma State University of Agriculture and Applied Science
Req: 88.7 MHz; Channel No. 204C
ERP: 100 kW; HAAT: 211 ft.

BPED-1967 New, Cedar Rapids, Iowa
Oakhill-Jackson Economic Department Corporation, Inc.
Req: 89.7 MHz; Channel No 209D
TPO: .01 kW; HAAT: ft.





BPED-1977 New, Columbus, Miss.
Golden Triangle Educ. Media Corp.
Req: 90.9 MHz; Channel No. 215D
TPO: .01 kW; HAAT: ft.

BPED-1980 New, Lawrence Township, N.J.
Lawrence Township Bd. of Educ.
Req: 89.7 MHz; Channel No. 209D
TPO: .01 kW; HAAT: ---- ft.

BPED-1982 New, Castleton, Vt.
Bd. of Trustees Vermont State College
Req: 91.3 MHz: Channel No. 217D
TPO: .01 kW; HAAT: ---- ft.

BPED-1984 New, Cincinnati, Ohio
The Cincinnati Bible Seminary
Req: 89.9 MHz; Channel No. 210D
TPO: .01 kW; HAAT: ---- ft.

BPED-1985 New, Rock Hill, S.C.
South Carolina Educ. Tele. Comm.
Req: 89.9 MHz; Channel No. 205C
ERP: 100 kW; HAAT: 595 ft.

BPED-1991 KSUI, Iowa City, Iowa
State University of Iowa
Has: 91.7 MHz: Channel No. 219C
ERP: 17.5 kW; HAAT: 90 ft. (Lic.)
Req: 91.7 MHz; Channel No. 219C
ERP: 100 kW; HAAT: 1,305 ft.

BPED-1992 New, Boulder, Colo.
Boulder Community B/cast Association
Req: 88.5 MHz; Channel No. 203A
ERP: 1.3 kW; HAAT: 215 ft.

BPED-1993 New, Sandwich, Mass.
Sandwich Massachusetts Public Sch.
Req: 91.7 MHz; Channel No. 219D
TPO: .01 kW; HAAT: ---- ft.

BPED-1994 New, Orangeburg, S.C.
Word of Faith
Req: 91.9 MHz; Channel No. 220D
TPO: .01 kW; HAAT: ---- ft.

BPED-1995 New, Piscataway, N.J.
Piscataway, High School
Req: 90.3 MHz; Channel No. 212D
TPO: .01 kW; HAAT: ---- ft.

BPED-1997 New, St. Joseph, Mo.
Wyatt Park Education Association
Req: 88.1 MHz; Channel No. 201D
TPO: .01 kW: HAAT: ---- ft.

BPED-1999 New, Wilkesboro, N.C.
Wilkes Community College
Req: 90.1 MHz; Channel No. 211D
TPO: .01 kW; HAAT: ---- ft.

BPED-2001 WMBI-FM, Chicago, Ill.
The Moody Bible Institute of Chicago
Has: 90.1 MHz; Channel No. 211B
ERP: 100 kW; HAAT: 440 ft. (Lic.)
Req: 90.1 MHz; Channel No. 211B
ERP: 100 kW; HAAT: 1,290 ft.

BPED-2005 WRIU, Kingston, R.I.
University of Rhode Island
Has: 91.1 MHz; Channel No. 216D
TPO: .01 kW; HAAT: ---- ft. (Lic.)
Req: 90.3 MHz; Channel No. 212A
ERP: 3 kW; HAAT: 267 ft.

BPED-2006 WUAG, Greensboro, N.C.
Univ. of N. Carolina at Greensboro
Has: 89.9 MHz; Channel No. 210D
TPO: .01 kW; HAAT: ---- ft. (Lic.)
Req: 89.7 MHz; Channel No. 209D
TPO: .01 kW; HAAT: ---- ft.

BMPED-1260 WFAC, Columbus, Ohio
Columbus Community Educ B/cting, Inc.
Has: 91.5 MHz; Channel No. 218D
TPO: .01 kW: HAAT: ---- ft. (CP)
REQ: 91.3 MHz; Channel No. 217D
ERP: .160 kW; HAAT: 110 ft.

BPH-8942 New, Chillicothe, Ill.
Chilli Communications, Inc.
Req: 94.3 MHz; Channel No, 232A
ERP: 3 kW: HAAT: 300 ft.

BPH-9372 WONO, Syracuse, N.Y.
Sentinel Heights FM Broadcasters, Inc.
Has: 107.0 MHz: Channel No. 300B
ERP: 10.5 kW: HAAT: 490 ft. (Lic.)
Req: 107.9 MHz: Channel No. 300B
ERP: 27.5 kW: HAAT: 637 ft.

BPED-1577 New, West Palm Beach, Fla.
Bascomb Memorial Broadcasting Foundation
Req: 89.5 MHz: Channel No. 208C
ERP: 20.5: HAAT: 183 ft.

BPED-1966 WBJC(FM), Baltimore, Md.
Community College of Baltimore
Has: 91.5 MHz: Channel No. 218
Req: 91.5 MHz: Channel No. 218
ERP: 50 kW: HAAT: 500 ft.

[FR Doc.75-21613 Filed 8-15-75;8:45 am]

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[FCC 75R-307; Dockets Nos. 20305 and 20308; File Nos. BRCT-53, BPCT-4580]

## POST-NEWSWEEK STATIONS, FLORIDA, INC. AND ST. JOHNS TELEVISION CO.

### Opinion and Order

In re applications of: Post-Newsweek Stations, Florida, Inc. (WJXT), Jacksonville, Florida; for renewal of broadcast license; Docket No. 20305, File No. BRCT-53. St. Johns Television Company, Jacksonville, Florida; for construction permit for new television broadcast station; Docket No. 20308, File No. BPCT-4580.

1. This proceeding involves the applications of Post-Newsweek Stations, Florida, Inc. (WJXT) (Post-Newsweek) for renewal of its television broadcast license, and St. Johns Television Company (St. Johns) for a construction permit for a new television broadcast station in Jacksonville, Florida. The applications were designated for a consolidated hearing, by Order, 40 FR 1301, published January 7, 1975. Presently before the Review Board is Post-Newsweeks second petition to enlarge issues (40 FR 31264), filed March 21, 1975, seeking the addition of misrepresentation and financial qualifications issues against St. Johns.[1]

#### Misrepresentation Issue

2. Post-Newsweek first asserts that St. Johns' statement in its original application that two of its principals conducted a survey of the general public is false and was known to be false by the principal who signed the application. In support of this allegation, deposition testimony of St. Johns' original principals, Edward L. Baker, Winthrop Bancroft, and George D. Auchter, III, in which each principal testified that he did not conduct such a survey, is submitted by Post-Newsweek.[2] Moreover, Post-Newsweek asserts, Baker's testimony that he was informed that employees of William Mills, who was later to become a stockholder in St. Johns, conducted the random sample survey by telephone, corroborates its allegations and also establishes that the statement in the application was made with knowledge of its falsity since Baker signed the original application. Furthermore, Post-Newsweek asserts, St. Johns had a motive to misrepresent its general public survey efforts since the *Primer*[3] requires that the general public survey be conducted by a professional research organization or by or under the supervision of principals or management-level or prospective management-level employees.

3. Post-Newsweek next asserts that St. Johns' statement in its application that Bancroft and Baker conducted the community leader survey is false. In support, Post-Newsweek argues that the deposition testimony shows that over half of the claimed twenty-two interviews were not conducted. Specifically, Post-Newsweek submits, Bancroft testified that twelve of the twenty-two leaders allegedly contacted were members of a weekly luncheon group he participates in, that he did not talk to them during the New Year's weekend when the application was prepared, and that, to the best of his recollection, he did not contact these persons specifically for ascertainment purposes. Moreover, Post-Newsweek asserts, Baker testified that he did not interview any of the first twelve persons on the list either and understood that Bancroft had done so, although he never discussed the matter with Bancroft prior to filing. Post-Newsweek further asserts that the records of the Bancroft interviews are undated, are not in his handwriting but in the handwriting of Washington counsel, and therefore, cannot be relied upon. The records of the ten purported Baker in-

[1] Also before the Review Board are the following related pleadings: (a) opposition, filed May 23, 1975, by St. Johns; (b) partial opposition, filed May 23, 1975, by the Broadcast Bureau; and (c) reply, filed June 5, 1975, by Post-Newsweek.

[2] Specifically, Post-Newsweek asserts, Auchter testified that he played no part in any ascertainment; Bancroft could not recall conducting such a survey; and Baker testified that he did not contact persons randomly selected for the survey.

[3] *Primer on Ascertainment of Community Problems by Broadcast Applicants*, Question and Answer 11(b), 27 FCC 2d 650, 683, 21 RR 2d 1507, 1544 (1971).



V40I160 AUG 18 75 XUM

terviews are also challenged by Post-Newsweek on the grounds that they are undated and the deposition of one of these interviewees, Guy W. Botts, contradicts the claim that he was questioned on community problems.

4. Finally, Post-Newsweek asserts that the statement in the St. Johns application that the community leader survey was conducted "after reviewing a demographic study of the Jacksonville area" is also false. Specifically, petitioner asserts Baker testified that he contacted "good friends" as interviewees and that he did not have copies of St. Johns demographic study before him when he selected his community leader contacts although he was "aware of the contents of the demographic statement albeit in a different form."[4] In view of all its allegations, Post-Newsweek asserts, an appropriate issue is required to determine whether St. Johns has misrepresented its ascertainment efforts.

5. In opposition, St. Johns first asserts that the wording in its original application was not intended to mean that Baker and Bancroft made a general public survey themselves but rather that this survey was prepared under Baker's direction. Moreover, reference is made to another statement in the application in which St. Johns asserts that except for the engineering exhibits, all exhibits were prepared under the direction of Baker. St. Johns submits that Baker was aware of the efforts of Mills, that the survey was conducted pursuant to the instructions of Washington counsel, and that Baker knew of and approved the survey. St. Johns also argues that, in view of the short period of time the principals had to prepare their application, it is "ridiculous" to think they would also make the general public survey themselves.

6. Regarding the community leader survey, St. Johns submits affidavits of Bancroft and Baker to the effect they did conduct this survey as claimed in the original application. The Bancroft affidavit states that upon further reflection and attempts to reconstruct the weekend in question, he believes he did conduct interviews with the first twelve people on the list of community leaders, that he reported these interviews to St. Johns' Washington counsel who took notes, and that he was confused during the taking of depositions. St. Johns further asserts that the initial contacts claimed have not been challenged with affidavits that they never took place and that only the Botts interview is specifically in question. Also, St. Johns avers, Botts testified that he had no reason to believe Baker would fabricate a claim and that he did not recall a conversation that took place more than two years prior to his deposition. Furthermore, St. Johns asserts that the only support for a new issue is founded on the testimony of "an elderly gentleman [Bancroft] who was confused concerning the dates and events," and whose deposition testimony has now been clarified.

7. Lastly, St. Johns' opposition refers to the affidavits of Bancroft and Baker in which each asserts that he reviewed the demographic study prior to conducting the interviews. Specifically, St. Johns states that a demographic study had been prepared by its Washington counsel and reviewed by counsel with Bancroft and Baker prior to the conduct of the community leader survey. Also, argues St. Johns, Baker contacted people he knew due to the pressures of time and these people were community leaders.

8. The Review Board will add the requested issue.[5] First, it appears that the affirmative statements made by St. Johns in its application that the general public survey was conducted by its principals is belied by the deposition testimony of those principals. Not only does the testimony appear to be in direct conflict with the representation in the application but also the concession by St. Johns that employees of a non-principal conducted the survey provides apparent motivation for the misrepresentation.[6] It further appears that the testimony of St. Johns' principal Bancroft raises a question as to whether he interviewed twelve community leaders as represented in St. Johns' application. Moreover, Bancroft's "clarifying" affidavit conflicts with his deposition testimony and serves to reinforce the need for inquiry to determine the true circumstances.[7] Although we agree with St. Johns that petitioner's challenge to one of Baker's ten purported community leader interviews would not alone raise a substantial question, we believe that where, as here, over half of the original twenty-two purported interviews are seriously questioned, an inquiry is warranted. See *California Stereo*, 39 FCC 2d 401, 26 RR 2d 887 (1973). Finally, we believe a question is raised by the deposition testimony as to whether the applicant's demographic survey was used by the principals in selecting community leaders in the manner contemplated by *the Primer, supra*, Q. and A. 10. Our concern in this regard is underscored by the fact that Baker's interviews were all apparently with close friends or relatives. In view of all of these factors, we believe an issue is warranted.[8]

[4] In its comments supporting addition of an issue, the Broadcast Bureau points out that Bancroft testified at one point that he did not think he had read the demographic study prior to contacting members of his luncheon club.

[5] Good cause for acceptance of the late-filed petition has been shown. Petitioner first received copies of the deposition transcripts on March 15, 1975, and the present petition was filed within days of receipt.

[6] See *Primer*, Question and Answer 11(b), *supra*.

[7] *Cf. Jimmie H. Howell*, 46 FCC 2d 1150, 30 RR 2d 365 (1974), where the Board held that conflicting affidavits precluded resolution of facts and added an issue to resolve the conflict.

[8] The Board is cognizant that the adequacy of St. Johns' ascertainment efforts, including the demographic study, is included within the *bona fides* issue already designated. The issue added herein goes, however, to questions concerning the candor and truthfulness exhibited by St. Johns, questions which are in their own right potentially disqualifying.

FINANCIAL ISSUE

9. Post-Newsweek requests that a financial issue be added against St. Johns to explore questions raised by the deposition testimony of Guy W. Botts, Chairman of the Board of the Barnett Bank, as to the availability of a $3,000,000 bank loan relied upon by St. Johns.[9] Post-Newsweek asserts that St. Johns' bank letter is only a lawyer's form which does not reflect the intent of the bank, that the bank has not made any determination as to whether St. Johns can meet its credit criteria, and that the manner in which the letter was furnished belies a true commitment. Specifically, Post-Newsweek avers, Botts testified that St. Johns' counsel supplied a copy of the letter relied on by Multi-State Communications, Inc. in the WOR–TV proceeding[10] and that he, Botts, made editorial amendments to reflect his bank's name and the name of St. Johns and had it copied. Post-Newsweek notes that an issue was added against Multi-State in the WOR–TV proceeding to determine whether such a letter reflects a true commitment. Petitioner states that Botts testified that a determination as to the credit worthiness of St. Johns will not be made until it receives a license. Furthermore, petitioner asserts, Botts also testified that the letter was prepared on January 1, 1973, after a brief discussion with the principals, that he did not keep copies of the financial estimates he was shown, and did not make any entry regarding the transaction on the banks' records, and that when the applicant incorporated, he issued a new letter reflecting the change from a partnership to a corporation. The cumulative effect of this testimony, asserts Post-Newsweek, is that there is a substantial indication that the letter is not a bank commitment but merely the personal belief of Botts that St. Johns would be able to meet bank requirements if successful before the Commission.

10. In opposition, St. Johns points out that in the WOR–TV proceeding a bank officer testified that the letter was merely an expression of interest, while here, Botts testified he regarded the letter as a formal commitment. Moreover, St. Johns points out, Botts has the authority to grant the loan in question. Finally, St. Johns asserts that Post-Newsweek's allegations as to proper banking procedures are speculative and must be disregarded. The Broadcast Bureau also opposes addition of this issue stating that Post-Newsweek cannot disregard Botts' understanding of the letter regardless of its origin and Botts' testimony that the bank possessed financial information regarding the principals of the applicant. In reply, Post-Newsweek points out that the bank has never made an initial decision of credit worthiness, that the present corporation differs substantially from the original applicant, and that the original financial projections of St. Johns have increased substantially.

11. The Review Board will not add a further issue concerning this loan commitment. The Commission, in its designation Order *supra*, has specified financial issues relating to the firmness of the commitment letter and the availability of the bank loan. The testimony of Botts does not present new substantial questions which cannot be explored pursuant to the existing issue. Furthermore, Post-Newsweek's allegations as to banking procedures employed and the continued validity of the loan commitment are largely speculative and do not meet the requirements of Rule 1.229(c). Thus, its request must be denied.

12. Accordingly, it is ordered, That the second petition to enlarge issues, filed March 21, 1975, by Post-Newsweek Stations, Florida, Inc. (WJXT), IS GRANTED to the extent indicated herein, and IS DENIED in all other respects; and that the issues in this proceeding ARE ENLARGED to include the following issue:[11]

To determine whether the application filed on behalf of St. Johns Broadcasting Company [presently St. Johns Television Company] on January 2, 1973, contains misrepresentations concerning the applicant's ascertainment efforts and, in light of the evidence adduced, whether St. Johns should be disqualified or a comparative demerit assessed;

13. And, it is further ordered, That the burden of proceeding with the introduction of evidence on the issue added herein SHALL BE on Post-Newsweek Stations, Florida, Inc. (WJXT), and the burden of proof SHALL BE on St. Johns Television Company.

Adopted: August 11, 1975.

Released: August 14, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21610 Filed 8–15–75;8:45 am]

[9] The following financial issues have already been designated against St. Johns:
(4) (a) To determine whether the letter from the Barnett Bank of Jacksonville, dated March 2, 1973, is a firm commitment.
(b) In light of the evidence adduced pursuant to 4(a) above whether a bank loan in the amount of $3,000,000 is available to St. Johns.
(c) In light of issues 4(a) and (b) above whether St. Johns is financially qualified to construct, own and operate the proposed television broadcast station.

[10] See *RKO General, Inc.*, (*WOR-TV*), 48 FCC 2d 397, 30 RR 2d 1691 (1974).

[11] The Board is aware that the Presiding Judge, by Order, FCC 75D–38, released July 24, 1975, has granted Post-Newsweek's motion for a summary decision, has granted renewal of its license, and has denied the application of St. Johns. A hearing on the issue added herein is contingent on disposition of appeal of the Presiding Judge's decision and will be heard only if the decision is overruled.





[FCC 75–871; RM–842; Docket No. 15398]

## ONE-WAY LAND MOBILE PAGING STATIONS

### Television Channels; Shared Use

In the matter of shared use of television channels by one-way land mobile paging stations; RM–842.

An inquiry into the Optimum Frequency spacing between assignable frequencies in the land mobile service and the feasibility of frequency sharing by television and the land mobile services; Docket No. 15398.

1. The Commission has under consideration its Notice of Inquiry into Docket 15398 adopted on March 26, 1964. The purposes of this inquiry were to examine the possibilities for providing frequency relief through more optimum spacing of land mobile frequency assignments, and to explore the feasibility for the shared use of some of the television spectrum by the land mobile services. We further have under consideration a petition for rule making in a related petition submitted by the National Association of Manufacturers (NAM) (RM–842) which proposed allowing Industrial Radio Service licensees to use unassigned television channels for one-way paging systems.

2. Subsequent to the initiation of the Inquiry and the submission of the NAM petition, the Commission addressed itself comprehensively in Dockets 18261 and 18262[1] to the entire matter of land mobile frequency need, including the possibility of shared use of television channels by land mobile radio service licensees. The problems associated with the above captioned matters have consequently been addressed in these later proceedings which adopted technical standards, frequency allocations and procedures for the shared use of available television spectrum by land mobile licensees.

3. As a consequence of our actions in these later docketed procedings (Dockets 18261 and 18262), we feel that the matters raised in both the petition for rule making (RM–842) and the Notice of Inquiry (Docket 15398) need not be considered further and that these proceedings should be terminated.

4. Accordingly, it is ordered, pursuant to Sections 4(i) and 303 of the Communications Act of 1934, as amended, That RM–842 is dismissed, and That the proceedings in Docket 15398 are terminated.

Adopted: July 22, 1975.

Released: July 29, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21611 Filed 8–15–75;8:45 am]

[1] Fifth Report and Order Docket 18261 and prior Commission actions in that proceeding cited therein, 48 FCC 2d. 360, 39 FR 2936. Second Report and Order Docket 18262 and prior Commission actions in that proceeding cited therein, 46 FCC 2d. 752, 39 FR 16831.

## PUBLIC INTEREST MAILING LIST

AUGUST 7, 1975.

The Commission has adopted a procedure whereby a limited number of public interest groups will be notified by mail of major FCC actions in which their participation is invited. Individuals who express a desire to submit comments on Commission actions will also be considered for inclusion on the mailing list. In its deliberations the Commission emphasized that its new procedure is not simply another information service but a means of insuring that a representative cross section of public interest groups have the opportunity of providing meaningful comments in FCC proceedings.

Each week, beginning in early September, the Commission will issue a summary of major actions including rule making proposals, proposed policy statements, notices of inquiry, notices of hearing, and other actions inviting public participation. The summary will include a brief synopsis of each Commission action, its docket and mimeo numbers, deadlines for comments and replies, and (when available) the Federal Register publication date.

These summaries will be mailed directly to mailing list addressees and also will be available from the FCC's Public Information Office, Room 207, 1919 M Street, N.W., Washington, D.C. 20554. Further information on summarized items will be available from the Public Information Office upon written request.

The Commission has developed an initial mailing list of 270 public interest groups. These groups will be notified that their confirmation is required to remain on the list.

A public interest group may be considered for inclusion on the mailing list by providing the following information: name of organization, mailing address of office which should receive the information, telephone number, average number of members, purpose of organization, geographical scope (i.e., national, state, etc.), and communications subject matter(s) of interest. Individuals may be added to the mailing list by providing written justification including name, mailing address, telephone number, need for receiving the information, and communications subject matter(s) of interest. The above written requests may be addressed to Public Information Office, Federal Communications Commission, 1919 M Street, N.W., Room 202, Washington, D.C. 20554.

Action by the Commission August 1, 1975. Commissioners Wiley (Chairman), Lee, Reid, Hooks, Quello, Washburn and Robinson.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
*Secretary.*

[FR Doc.75–21612 Filed 8–15–75;8:45 am]



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## FEDERAL ENERGY ADMINISTRATION

### FOOD INDUSTRY ADVISORY COMMITTEE

#### Charter Amendment

This notice is given to advise of a revision in the Charter of the Food Industry Advisory Committee. The Charter was published in the August 21, 1974, issue of the FEDERAL REGISTER (39 FR 30196).

The amendment will revise the Charter to provide for inclusion of subcommittees. No other changes are being made in the Charter.

The Office of Management and Budget has concurred in this revision.

The revised Charter is published below and is effective immediately.

Issued at Washington, D.C. on———

Dated: August 12, 1975.

FRANK G. ZARB,
*Administrator.*

FOOD INDUSTRY ADVISORY COMMITTEE

CHARTER

A. *Establishment.*

The Administrator, Federal Energy Administration (FEA), having determined after consulting with the Director, Office of Management and Budget, that establishing an advisory committee to deal with food industry matters is in the public interest in connection with duties imposed on the Federal Energy Administration by law, hereby establishes the Food Industry Advisory Committee pursuant to the Federal Advisory Committee Act (Public Law 92–463).

B. *Duties, Functions, and Administrative Provisions.*

1. *Objectives and Scope*—The objective of the Food Industry Advisory Committee is to advise the Administrator, FEA, about food industry interests and problems as these relate to national energy conservation programs.

2. *Committee Tenure*—In view of the goals and purposes of the Committee, it will be expected to continue for the duration of the FEA.

3. *Official to Whom Committee Reports*—The Committee will report to the Administrator, FEA.

4. *Support Services*—The Federal Energy Administration will furnish necessary support for the Committee.

5. *Committee Duties*—The duties of the Committee are solely advisory and are stated in Paragraph 1 above.

6. *Estimated Annual Operating Costs*—The estimated annual operating costs for the Committee are $20,000.00 and involve approximately one-half man-years of staff support.

7. *Meetings*—The Committee will meet approximately three times a year.

8. *Termination Date*—The Committee will terminate on June 30, 1976, or if the Federal Energy Administration Act of 1974 is amended to extend the duration of FEA beyond that date, the Committee will terminate on such later date or two years from the date of this Charter, whichever occurs earlier.

9. *Subcommittees*—The Food Industry Advisory Committee shall have nine subcommittees as follows:

a. Distribution and Transportation Subcommittee.
b. Manufacturing and Food Processing Activities Subcommittee.
c. Equipment Efficiency Subcommittee.
d. Retail Stores' Subcommittee.
e. Food Service Operations Subcommittee.
f. Industrial Education Subcommittee.
g. Government Regulations Subcommittee.
h. Future Planning Subcommittee.
i. Natural Gas Subcommittee.

The objective of each Subcommittee is to make recommendations to the parent Committee with respect to matters concerning food industry aspects of FEA policies and programs falling within the interests of the particular Subcommittee.

Each Subcommittee shall be comprised of such members of the parent Committee as may be determined by the Chairman of the parent Committee.

All actions of the Subcommittees shall be consistent with the provisions of B–1 through B–8.

Dated: August 12, 1975.

FRANK G. ZARB,
*Administrator.*

[FR Doc.75-21639 Filed 8-13-75;3:39 pm]

### CONSUMER AFFAIRS/SPECIAL IMPACT ADVISORY COMMITTEE

#### Charter Amendment

This notice is given to advise of a revision in the Charter of the Consumer Affairs/Special Impact Advisory Committee. The Charter was published in the August 21, 1974, issue of the FEDERAL REGISTER (39 FR 30195).

The amendment will revise the Charter to provide for inclusion of subcommittees. No other changes are being made in the Charter.

The Office of Management and Budget has concurred in this revision.

The revised Charter is published below and is effective immediately.

Issued at Washington, D.C. on

Dated: AUGUST 12, 1975.

FRANK G. ZARB,
*Administrator.*

CONSUMER AFFAIRS/SPECIAL IMPACT ADVISORY COMMITTEE

CHARTER

A. *Establishment*

The Administrator, Federal Energy Administration (FEA), having determined after consultation with the Director, Office of Management and Budget, that the establishment of an Advisory Committee to deal with consumer matters is in the public interest in connection with the performance of duties imposed on the Federal Energy Administration by law, hereby establishes the Consumer Affairs/Special Impact Advisory Committee pursuant to the Federal Advisory Committee Act (Public Law 92–463).

B. *Duties, Functions, and Administrative Provisions*

1. *Objectives and Scope*—To provide the Federal Energy Administration with diversified knowledge and experiences possessed by a wide range of highly qualified individuals who have been extensively involved in planning, development, and implementation of programs to remedy the problems of the consumer, the poor, the elderly, and the handicapped persons in rural and urban America.

2. *Committee Tenure*—In view of the goals and purposes of the Committee, it will be expected to continue for the duration of the FEA.

3. *Official to Whom Committee Reports*—The Committee will report to the Administrator, FEA.

4. *Support Services*—The Federal Energy Administration will furnish necessary support for the Committee.

5. *Committee Duties*—The duties of the Committee are solely advisory and are stated in Paragraph 1 above.

6. *Estimated Annual Operating Costs*—The estimated annual operating costs are $60,000.00 and involve approximately one-half man-years of staff support.

7. *Meetings*—The Committee will meet once a month.

8. *Termination Date*—The Committee will terminate on June 30, 1976, or if the Federal Energy Administration Act of 1974 is amended to extend the duration of FEA beyond that date, the Committee will terminate on such later date or two years from the date of this charter, whichever occurs earlier.

9. *Subcommittees*—The Consumer Affairs/Special Impact Advisory Committee shall have six Subcommittees as follows:

a. Utility Subcommittee.
b. Pricing Subcommittee.
c. Social Relief Program Subcommittee.
d. Impact of Energy Policy on the Cities Subcommittee.
e. Mutual Environmental and Consumer Issues Subcommittee.
f. Consumer Participation Issues Subcommittee.

The objective of each subcommittee is to make recommendations to the parent Committee with respect to matters concerning consumer aspects of FEA policies and programs falling within the interests of the particular Subcommittee.

Each Subcommittee shall be comprised of such members of the parent Committee as may be determined by the Chairman of the parent Committee.

All actions of the Subcommittee shall be consistent with the provisions of B–1 through B–8.

Dated: August 12, 1975.

FRANK G. ZARB,
*Administrator.*

[FR Doc.75-21640 Filed 8-13-75;3:39 pm]





## FEDERAL MARITIME COMMISSION

### COMMODORE RO/RO SERVICE AND NORWEGIAN CARIBBEAN LINE

#### Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 8, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Mr. Robert R. Schicchi, Caribbean Agencies, Inc., P.O. Box 015102, Miami, Florida 33101.

Agreement No. 10171 is an arrangement between Commodore Ro/Ro Service and Norwegian Caribbean Line operating in the trade between ports in Florida and ports in Jamaica, West Indies and Haiti, whereby the parties will discuss and/or agree on rates, charges, classifications, practices and related tariff matters, to be charged or observed, with the reservation that each party may alter for itself any matter agreed upon or in force provided the other party is given 48 hours advance notice thereof. Each party will file its own tariffs, rules and regulations, and a Secretary will be appointed to maintain complete records of all actions taken. Any common carrier by water regularly operating in the involved trade may become a party thereto by signing the agreement, and any common carrier not regularly engaged in the trade may become a member upon application and submission of evidence of ability and intention to institute such service. By the Federal Maritime Commission.

Dated: August 13, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21665 Filed 8-15-75;8:45 am]

### CONTINENTAL/U.S. GULF FREIGHT ASSOCIATION

#### Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 8, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Howard A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 9988–5, among the members of the above named rate agreement, modifies the membership requirements to allow minibridge operators serving the trade via joint ocean-rail service to become members.

By Order of the Federal Maritime Commission.

Dated: August 13, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21663 Filed 8-15-75;8:45 am]

### EMPRESA LINEAS MARITIMAS ARGENTINAS AND DELTA STEAMSHIP LINES, INC.

#### Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, N.W., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 8, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Thos. E. Stakem, Esquire, Macleay, Lynch, Bernhard & Gregg, 1625 K Street NW., Washington, D.C. 20006.

Agreement No. 10111–1, between the above-named carriers, is an application to extend approval of the agreement for a period of five (5) years from September 24, 1975 to September 24, 1980.

By Order of the Federal Maritime Commission.

Dated: August 13, 1975.

FRANCIS C. HURNEY,
*Secretary.*

[FR Doc.75-21664 Filed 8-15-75;8:45 am]

## FEDERAL POWER COMMISSION

[Project No. 176–California, Docket Nos. E–7562 and E–7655]

### ESCONDIDO MUTUAL WATER CO., ET AL.

#### Availability of Environmental Impact Statement

Notice is hereby given that on August 19, 1975, as required by the Commission Rules and Regulations under Order 415–C, a final environmental impact statement was prepared by the Staff of the Federal Power Commission pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969 (83 Stat. 852). This statement deals with:

(1) The application for new license filed by the Escondido Mutual Water Company for its existing Project No. 176 (Escondido);

(2) The application for non-power license filed by the Rincon, La Jolla, San Pasqual, Pauma, and Pala Bands of Mission Indians;

(3) The recommendation for Federal Takeover of Project No. 176 by the United States Department of the Interior;

(4) Complaint filed by Secretary of the Interior in his capacity as Trustee for the Rincon, La Jolla and San Pasqual Bands of Mission Indians (Docket No. E–7562);

(5) Investigation of Vista Irrigation District (Docket No. E–7655).



V 40 160 AUG 18 75 XUM

This statement has been placed in the public files of the Commission, and is available for public inspection both in the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, NE., Washington, D.C. 20426 and at its San Francisco Regional Office located at 555 Battery Street, San Francisco, California 94111. Copies may be ordered from the Commission's Office of Public Information, Washington, D.C. 20426.

The existing Project No. 176 located on San Luis Rey River and Escondido Creek in San Diego County, California, consists principally of a concrete diversion dam on the San Luis Rey River; a conduit about 15 miles in length consisting of tunnels, canals, a syphon and flumes conveying the flow to the point of release into Lake Wohlford; Lake Wohlford Reservoir; Lake Wohlford Dam on Escondido Creek; the outlet works, pipeline, and penstock; the Bear Valley powerhouse with an installed capacity of 520 kilowatts; the Rincon powerhouse which utilizes water from the conduit at a point 6 miles below the San Luis Rey River diversion dam where it is diverted through a 2,100 foot long penstock connecting to the powerhouse, containing 2 generating units totaling 240 kilowatts; two operator's cottages, one at Rincon powerhouse and one at the diversion dam; telephone lines, power lines, access roads and trails necessary to operate and maintain project works; and other facilities and interests appurtenant to the project.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21567 Filed 8-15-75;8:45 am]

[Docket No. ER76-39]

## KANSAS POWER AND LIGHT CO.

### Proposed Changes in Rates and Charges

AUGUST 11, 1975.

Take notice that The Kansas Power and Light Company (KPL) on July 28, 1975, tendered for filing proposed new increased Schedules of Rates and Charges for Wholesale Service-Municipalities to supersede and replace those rate provisions of KPL's contract rate schedules presently in effect and on file with the Commission which relate to thirty-four (34) wholesale municipal customers of KPL located in the State of Kansas, as follows:

| Wholesale municipal customer | Proposed schedule | Superseding and replacing— |
|---|---|---|
| 1. City of Herington, Kans. | WSM-75 | Rate and billing provisions in secs. 3 and 4 of art. II in KPL's FPC Rate Schedule No. 56. |
| 2. City of Larned, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 67. |
| 3. City of Sterling, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 81. |
| 4. City of Clay Center, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 82. |
| 5. City of Enterprise, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 85. |
| 6. City of Endora, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 86. |
| 7. City of Chapman, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 87. |
| 8. City of Desoto, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate schedule No. 88. |
| 9. City of Axtell, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 89. |
| 10. City of Robinson, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 90. |
| 11. City of Lindsborg, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 91. |
| 12. City of Reserve, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 92. |
| 13. City of St. Marys, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 94. |
| 14. City of Vermillion, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 96. |
| 15. City of Alma, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 98. |
| 16. City of Centralia, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 99. |
| 17. City of St. John, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 116. |
| 18. City of Elwood, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 117. |
| 19. City of Troy, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 118. |
| 20. City of Hillsboro, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 119. |
| 21. City of Morrill, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 121. |
| 22. City of Tornoto, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 124. |
| 23. City of Stafford, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 125. |
| 24. City of Seneca, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 126. |
| 25. City of Waterville, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 128. |
| 26. City of Scranton, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 129. |
| 27. City of Wathena, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 147. |
| 28. City of Goff, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 165. |
| 29. City of Netawaka, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 166. |
| 30. City of Muscotah, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 167. |
| 31. City of Severence, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 171. |
| 32. City of Altamont, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 172. |
| 33. City of Marion, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 173. |
| 34. City of Oswego, Kans. | WSM-75 | Schedule MWH-63 in KPL's FPC Rate Schedule No. 174. |

The proposed changes would increase revenues from jurisdictional sales and service by $360,053 based on the twelve-month period ending March 31, 1975. The changes embodied in the new Schedules of Rates and Charges include (1) revised rates for Capacity Charges, (2) revision of the Fuel Adjustment Clause to conform to the requirements of § 35.14 of the Commission's Regulations and to increase the base fuel cost, (3) revision of the Power Factor adjustment in the determination of Billing Capacity, (4) extension of credits to the Customer for metering at transmission voltage and for substation ownership, and (5) addition of a minimum net monthly bill of $100. KPL states that under its present effective rates therefor its rate of return on the allocated cost of service to wholesale municipal customers is 4.33%. The new schedules of rates and charges are designed to increase KPL's rate of return to 8.36% on its wholesale service based on the twelve-month period ended March 31, 1975. The most recent adjustment in rates for this class of service was a decrease in 1963. The load characteristics of these wholesale customers, as a class, have shifted from a moderate to a high coincidence on KPL's system peak. Additionally, in recent years KPL has experienced substantial increases in all elements of its costs, including fuel, labor, interest, taxes and construction to provide additional capacity and meet environmental requirements.

Copies of the filing were served upon KPL's thirty-four (34) wholesale municipal customers, and upon the State Corporation Commission of the State of Kansas. The proposed effective date for all the customers except the City of Herington is September 1, 1975. The proposed effective date for the City of Herington is January 23, 1976.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before August 20, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
*Secretary.*

[FR Doc.75-21568 Filed 8-15-75;8:45 am]

## FEDERAL RESERVE SYSTEM

### FIRST-WICHITA BANCSHARES, INC.

#### Order Approving Formation of a Bank Holding Company

First-Wichita Bancshares, Inc., Wichita Falls, Texas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of the formation of a bank holding company by the acquisition of 100 per cent, less directors' qualifying shares, of the successor by merger to the First-Wichita National Bank of Wichita Falls, Wichita Falls, Texas, ("Bank") and 52.5 per cent of Southwest National Bank of Wichita Falls, Wichita Falls, Texas ("Southwest Bank"). The bank into which Bank is to be merged has no significance except as a means to facilitate the acquisition of the voting shares of Bank. Accordingly, the proposed acquisition of the successor organization is treated herein as the proposed acquisition of the shares of Bank.

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and none have been timely received. The Federal Reserve Bank of Dallas, acting pursuant to delegated authority for the Board of Governors, has considered the application in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, a non-operating corporation with no subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank and Southwest Bank. Southwest Bank is presently controlled by Bank through the ownership of 52.5 per cent of Southwest Bank's voting shares by a trusteed affiliate, First-Wichita Corporation ("Company"), and both Bank and Company have registered as one-bank holding companies within the meaning of the Bank Holding Company Act. Upon consummation of the transaction, the trustees of Company will dissolve the trust, and the shares of Southwest Bank will be owned directly by Applicant. Bank, with deposits of $182.4 million, representing approximately .47 per cent of total commercial bank deposits in the State of Texas, and Southwest Bank, with deposits of $14.4 million, or about .04 per cent of statewide commercial bank deposits, are respectively the 24th and 430th largest banking organizations in the State.[1] Upon consummation of the proposed transaction, Applicant will become the 24th largest bank holding company in Texas and will control approximately .51 per cent of the total commercial bank deposits in the State.

Bank and Southwest Bank are located in the Wichita Falls banking market.[2] Bank is the largest bank in the Wichita Falls banking market and holds approximately 41.7 per cent of total commercial bank deposits in that market. Southwest Bank ranks fifth in that banking market and holds about 3.3 per cent of market deposits. Since the proposed transactions essentially represent reorganization of the ownership of Bank from individuals to a corporation owned by the same individuals and reorganization of the ownership of Southwest Bank from a trusteed affiliate of Bank to a corporation owned by the same individuals that now own Bank, since the proposals evidence no anticipated changes in the banks' managements or operation, and since both banks are presently under common control with no apparent existing competition between the two and with little likelihood of the elimination of the commonality of control, consummation of the subject proposal would not have any adverse effects on existing or potential competition in any relevant area. Competitive considerations are therefore consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant are primarily dependent upon the financial resources of Bank and Southwest Bank. The financial and managerial resources of Bank and Southwest Bank are considered generally satisfactory in light of Applicant's stated intent to resolve any capital deficiencies subsequent to reorganization, and the projected earnings of Bank and Southwest Bank, in light of past earnings and anticipated growth, would appear to provide Applicant with the necessary financial strength and flexibility to maintain adequate capital positions for Bank and Southwest Bank. The future prospects of Bank and Southwest Bank, and therefore Applicant as well, appear favorable. Thus, the considerations relating to the banking factors are consistent with approval of the application. Although consummation of the proposal would effect no immediate changes in the services offered by Bank and Southwest Bank, the considerations relating to the convenience and needs of the community to be served are consistent with approval of the application. It is the judgment of the Federal Reserve Bank of Dallas, acting pursuant to delegated authority for the Board, that the acquisitions would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after the effective date of this Order, unless such period is extended by the Board or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Federal Reserve Bank of Dallas, acting pursuant to delegated authority, effective August 8, 1975.

[SEAL] ROBERT H. BOYKIN,
*Secretary.*

[FR Doc.75-21602 Filed 8-15-75;8:45 am]

[1] All deposit data are as of June 30, 1974.

[2] The Wichita Falls banking market is approximated by the Wichita Falls SMSA, which is comprised of Clay and Wichita Counties in Texas.

## SOUTHEAST BANKING CORPORATION

### Acquisition of Banks and Formation of Bank Holding Company

Southeast Banking Corporation, Miami, Florida, and its wholly-owned subsidiary, Southeast Acquisition Company, Miami, Florida, have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) to acquire all of the voting shares of Palmer Bank Corporation, Sarasota, Florida, and thereby indirectly acquire all of the voting shares of the following Florida banks: Palmer First National Bank and Trust Company of Sarasota, Sarasota; Palmer Bank of St. Armands, Sarasota; Palmer Bank of Siesta Key, Sarasota; Palmer Bank of Village Plaza, N.A., Sarasota; Palmer Bank of Gulf Gate, Sarasota; Palmer Bank of Bradenton, N.A., Manatee County; Palmer Bank and Trust Company of Naples, N.A., Naples; and Palmer Bank and Trust Company of Fort Myers, N.A., Fort Myers. Southeast Acquisition Company will become a bank holding company as a result of its merger with Palmer Bank Corporation and Southeast Banking Corporation will thereby indirectly acquire Palmer Bank Corporation. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Southeast Banking Corporation and Southeast Acquisition Company have also applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to acquire all of the voting shares of Palmer Investment Advisory Company, Sarasota, Florida, and all of the voting shares of Coastal Mortgage Company, Sarasota, Florida. Notice of these applications was published on August 7, 1975, in The Bradenton Herald, a newspaper circulated in Bradenton, Florida, and in the Sarasota Herald-Tribune, a newspaper circulated in Sarasota, Florida.

Southeast Banking Corporation and Southeast Acquisition Company state that Palmer Investment Advisory Company would engage in the activities of acting as investment or financial advisor under § 225.4(a)(5) of Regulation Y and Coastal Mortgage Company would engage in mortgage banking, including making, acquiring and servicing, for its own account or for the account of others, loans and other extensions of credit. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Atlanta.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than August 29, 1975.

Board of Governors of the Federal Reserve System, August 12, 1975.

[SEAL] ROBERT SMITH, III,
*Assistant Secretary of the Board.*

[FR Doc.75-21603 Filed 8-15-75;8:45 am]

## INTERNATIONAL TRADE COMMISSION

[337-TA-3]

### DOXYCYCLINE

#### Suspension of Investigation

Investigation 337-TA-3 (Doxycycline) is suspended until further notice. Such suspension will be reconsidered after final disposition of the adjudication of invalidity of United States Patent No. 3,200,149, upon which this investigation is based, which adjudication was made on a motion for partial summary judgment granted on July 16, 1975, in *In Re Coordinated Pretrial Proceedings in Antibiotic*







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*Antitrust Action*, 4–71 Civ. 435 (D. Minn.), and *Pfizer, Inc.* v. *International Rectifier Corporation, et al.*, 4–73 Civ. 188 (D. Minn.). Authority for the Commission to suspend an investigation because of proceedings in a court involving similar questions concerning the subject matter of such investigation is found in section 337(b)(1) of the Tariff Act of 1930, as amended (88 Stat. 2053).

Issued: August 13, 1975.

By order of the Commission.

[SEAL] KENNETH R. MASON, *Secretary.*

[FR Doc.75–21673 Filed 8–15–75;8:45 am]

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (75–51)]

### ADVISORY BOARD ON AIRCRAFT FUEL CONSERVATION TECHNOLOGY

#### Meeting

The Advisory Board on Aircraft Fuel Conservation Technology will meet on September 4, 1975, at NASA Headquarters, Washington, D.C. 20546. The meeting will be held in Room 625 of Federal Office Building 10B, 600 Independence Avenue, SW. Members of the public will be admitted on a first-come, first-served basis, up to the seating capacity of the room which is about 40 persons. All visitors must sign in prior to attending the meeting.

The Advisory Board on Aircraft Fuel Conservation Technology serves in an advisory capacity. Its Chairman is Dr. Raymond L. Bisplinghoff, and there are 13 members. The following list sets forth the approved agenda and schedule for the meeting of this Advisory Board on September 4, 1975. For further information, please contact the Executive Secretary, Dr. James J. Kramer, Area Code 202, 755–2403.

| *Time* | *Topic* |
|---|---|
| 9 a.m. | Remarks by the Chairman (Purpose: To review the Advisory Board reports of the two previous Board meetings which have been submitted to NASA.) |
| 9:30 a.m. | Remarks by the Associate Administrator for Aeronautics and Space Technology (Purpose: To review the actions taken on the Aircraft Fuel Conservation Technology Plan since the last Board meeting and outline upcoming programmatic and budget milestones.) |
| 10 a.m. | Report by the Executive Secretary (Purpose: To present a review of the changes made on the Plan since the last Board meeting; a discussion of the Task Force Final Report; the status of the assessment of benefits accruing from successful implementation of aircraft fuel conservation technology; and the status of NASA plans for implementation of the Program Plan.) |
| 1 p.m. | Advisory Board Discussion (Purpose: To discuss the topics presented by the Executive Secretary for the purpose of commenting to NASA on each of the topics.) |
| 3 p.m. | Chairman's Report (Purpose: To collect the Board's comments and present to NASA the consensus views of the Board on the topics presented by the Executive Secretary.) |
| 4 p.m. | Consideration of Future Board Activities (Purpose: To determine what actions the Advisory Board should undertake in the future.) |
| 4:30 p.m. | Adjournment |

DUWARD L. CROW, *Assistant Administrator for DOD and Interagency Affairs, National Aeronautics and Space Administration.*

AUGUST 12, 1975.

[FR Doc.75–21630 Filed 8–15–75;8:45 am]

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50–324]

### CAROLINA POWER & LIGHT CO.

#### Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 3 to Facility Operating License No. DPR–62, which was issued to Carolina Power & Light Company on December 27, 1974. Amendment No. 3 to DPR–62 revises the Technical Specifications for operation of the Brunswick Steam Electric Plant, Unit 2, and incorporates into the license Condition 2.c.(3) authorized by Ben C. Rusche, Director, Office of Nuclear Reactor Regulation in an "Order Modifying License and Revoking Order to Show Cause", dated July 9, 1975. The Brunswick site is on the Cape Fear River, near Southport in Brunswick County, North Carolina. The amendment is effective as of its date of issuance.

The Technical Specification change defines a new temperature limit for the suppression pool water to provide additional assurance of maintaining primary containment integrity and function in the event of extended relief valve operation. The addition of Condition 2.c.(3) to DPR–62 requires Carolina Power & Light Company to undertake a program for seismic monitoring for a minimum of two years.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (The Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment.

Notice of Proposed Issuance of Amendment to Facility Operating License in connection with the change in Technical Specifications was published in the FEDERAL REGISTER on June 19, 1975. We received no request for a hearing or petition for leave to intervene following this notice. In addition, "Order Modifying License and Revoking Order to Show Cause", adding Condition 2.c.(3) to DPR–62 was published in the FEDERAL REGISTER on July 16, 1975.

For further details with respect to this Amendment, see: (1) The application for amendment, dated April 3, 1975; (2) Amendment No. 3 to License No. DPR–62, with Change No. 3; (3) the Commission's related Staff Evaluation; and (4) "Order Modifying License and Revoking Order to Show Cause", dated July 9, 1975. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Southport—Brunswick County Library, 109 W. Moore Street, Southport, North Carolina 28461.

A copy of Items (2), (3), and (4) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 11th day of August, 1975.

For The Nuclear Regulatory Commission,

WALTER R. BUTLER, *Chief, Light Water Reactors Branch 1–2, Division of Reactor Licensing.*

[FR Doc.75–21590 Filed 8–15–75;8:45 am]

[Docket No. 50–325]

### CAROLINA POWER & LIGHT CO.

#### Issuance of Amendment to Construction Permit

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 1 to Construction Permit CPPR–68 issued to Carolina Power & Light Company for construction of the Brunswick Steam Electric Plant, Unit 1, located on the Permittee's site in Brunswick County, North Carolina. Amendment No. 1 is effective as of the date of issuance. This amendment adds Condition 2.D. to the Brunswick Steam Electric Plant, Unit 1 Construction Permit concerning a program for seismic monitoring for a minimum of two years unless termination is earlier approved by the Nuclear Regulatory Commission staff.

Prior notice of this amendment was published in the FEDERAL REGISTER on April 16, 1975 "Order to Show Cause"; on May 15, 1975 "Order Granting Extension of Time in Which to Respond to Order to Show Cause"; and on July 16, 1975 "Order Modifying License and Revoking Order to Show Cause". No request for a hearing or petition for leave to intervene was filed following these notices of the proposed action.

For further details with respect to this action, see (1) "Order to Show Cause", dated April 10, 1975, (2) "Order Granting Extension of Time to Respond to Order to Show Cause", dated May 9, 1975, (3) "Order Modifying License and Revoking Order to Show Cause", dated July 9, 1975, and (4) Amendment No. 1 to Construction Permit CPPR–68. All of these items are available for public inspection at the Commission's Public Document Room, 1717 "H" Street, NW., Washington, D.C. and at the Brunswick County Library at 109 W. Moore Street in Southport, North Carolina 28461.

A copy of the above items may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 11th day of August, 1975.

For The Nuclear Regulatory Commission,

WALTER R. BUTLER, *Chief, Light Water Reactors Branch 1–2, Division of Reactor Licensing.*

[FR Doc.75–21591 Filed 8–15–75;8:45 am]

[Docket No. 50–541]

### GENERAL ATOMIC CO.

#### Application for and Consideration of Issuance of Facility Export License

Please take notice that General Atomic Company submitted to the Nuclear Regulatory Commission an application for a license to authorize the export of a research reactor with a thermal power level of 250 kilowatts to Turkey and that the issuance of such license is under consideration by the Nuclear Regulatory Commission.

No license authorizing the proposed reactor export will be issued until the Nuclear Regulatory Commission determines that such export is within the scope of and consistent with the terms of an applicable agreement for cooperation arranged pursuant to section 123 of the Atomic Energy Act of 1954, as amended (Act), and would not be inconsistent with U.S. obligations under any treaty or other international agreement nor until the Nuclear Regulatory Commission has found that the application complies with the requirements of the Act, and the Commission's regulations set forth in 10 CFR, Chapter 1, and the items proposed to be exported are licensable under the Commission's regulations.

In its review of applications solely to authorize the export of production or utilization facilities, the Nuclear Regulatory Commission does not evaluate the health and safety characteristics of the facility to be exported. Consequently there is no safety analysis report or Advisory Committee on Reactor Safeguards report.

Unless, on or before Septemebr 2, 1975, a request for a hearing is filed with the Nuclear Regulatory Commission by the applicant, or a petition for leave to intervene is filed by any person whose interest may be affected by the proceeding, the Director of the Office of Nuclear Material Safety and Safeguards may, upon the basis of the determinations and findings noted above, cause to be issued to General Atomic Company a facility export license and may cause to be published in the FEDERAL REGISTER a notice of issuance of the license. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in the notice, the Nuclear Regulatory Commission or an atomic safety and licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel will rule on the request and/or petition and the Secretary or board will issue a notice of hearing or an appropriate order.

A copy of the application is on file in the Nuclear Regulatory Commission's Public Document Room located at 1717 H Street, NW., Washington, D.C.

Dated at Bethesda, Maryland this 11th day of August, 1975.

For the Nuclear Regulatory Commission.

G. WAYNE KERR, *Chief, Agreements and Exports Branch, Division of Materials and Fuel Cycle Facility Licensing.*

[FR Doc.75–21592 Filed 8–15–75;8:45 am]

[Docket Nos. STN 50–498 and STN 50–499]

### HOUSTON LIGHTING AND POWER CO. (SOUTH TEXAS PROJECT, UNITS 1 AND 2)

#### Issuance of Limited Work Authorization

Pursuant to the provisions of 10 CFR 50.10(e) of the Nuclear Regulatory Commission's (Commission) regulations, the Commission has authorized the Houston Lighting and Power Company to conduct certain site activities in connection with the South Texas Project, Units 1 and 2, prior to a decision regarding the issuance of construction permits.

The activities that are authorized are within the scope of those authorized by 10 CFR 50.10(e)(1), and include site clearing and grading, installation of construction buildings, construction of access and work roads, and excavation for certain facility structures.

Any activities undertaken pursuant to this authorization are entirely at the risk of the Houston Lighting and Power Company and the grant of the authorization has no bearing on the issuance of construction permits with respect to the requirements of the Atomic Energy Act of 1954, as amended, and rules, regulations, or orders promulgated pursuant thereto. A Partial Initial Decision on matters relating to the National Environmental Policy Act and site suitability was issued by the Atomic Safety and Licensing Board in the above captioned proceeding on August 8, 1975. A copy of (1) the Partial Initial Decision; (2) the applicant's Preliminary Safety Analysis Report and amendments thereto; (3) the applicant's Environmental Report, and amendments thereto; (4) the staff's Final Environmental Statement dated March 1975; and (5) the Commission's letter of authorization, dated August 12, 1975, are available for public inspection at the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C. and the Matagorda County Courthouse, 1700 Seventh Street, Bay City, Texas 77414.

Dated at Rockville, Maryland the 12th day of August, 1975.

For The Nuclear Regulatory Commission,

B. J. YOUNGBLOOD, *Chief, Environmental Projects Branch 3 Division of Reactor Licensing.*

[FR Doc. 75–21593 Filed 8–15–75;8:45 am]

[Dockets Nos. 50–277 and 50–278]

### PHILADELPHIA ELECTRIC CO., ET AL.

#### Proposed Issuance of Amendments to Facility Operating Licenses

The Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses Nos. DPR–44 and DPR–56 issued to Philadelphia Electric Company, Public Service Electric and Gas Company, Delmarva Power and Light Company, and Atlantic City Electric Company (the licensees), for operation of the Peach Bottom Atomic Power Station, Units 2 and 3, located in Peach Bottom, York County, Pennsylvania.

The amendments would modify the provisions in the Technical Specifications relating to altering existing Limiting Conditions for Operation associated with the Emergency Core Cooling System (ECCS) and Reactor Core Power Distribution Limits; and would provide for modification of the ECCS to improve its performance, in accordance with the licensees' application for amendments, dated July 9, 1975.

Prior to issuance of the proposed license amendments, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's rules and regulations.

By September 17, 1975, the licensees may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendments to the subject facility operating licenses. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of § 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the







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proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and § 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Eugene J. Bradley, Assistant General Counsel, Philadelphia Electric Company, 2301 Market Street, Philadelphia, Pennsylvania 19101, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters ouside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to these actions, see the application for amendments dated July 9, 1975, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., and at the Martin Memorial Library, 159 E. Market Street, York, Pennsylvania 17401. The license amendments and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 8th day of August 1975.

For the Nuclear Regulatory Commission,

W. A. PAULSON,
*Acting Chief, Operating Reactors Branch #3, Division of Reactor Licensing.*

[FR Doc.75-21594 Filed 8-15-75;8:45 am]

[Docket No. 50-537]

## PROJECT MANAGEMENT CORP., TENNESSEE VALLEY AUTHORITY (CLINCH RIVER BREEDER REACTOR PLANT)

### Notice and Order for Special Prehearing Conference

AUGUST 8, 1975.

On June 18, 1975, the Nuclear Regulatory Commission published in the FEDERAL REGISTER a Notice of Hearing on application for construction permit regarding the above-captioned proceeding (40 FR 25708). The notice provided, *inter alia*, that any person whose interest may be affected by this proceeding could file a written petition for leave to intervene under 10 CFR 2.714, not later than July 18, 1975.

The notice further provided that a petition for leave to intervene shall set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and any other contentions regarding the facts and reasons why he should be permitted to intervene, with particular reference to (1) the nature of the petitioner's right to be made a party to the proceeding, (2) the nature and extent of the petitioner's property, financial or other interest in the proceeding, and (3) the possible effect of any order which may be entered on the petitioner's interest. Any such petition shall be supported by an affidavit identifying the specific aspect of the subject matter of the proceeding as to which petitioner wished to intervene, setting forth with particularity both the facts pertaining to his interest and the basis for his contentions with regard to each aspect on which he desired to intervene.

The notice further stated that a petition which is not timely will not be entertained absent a determination by the board that the petitioner, in addition to the matters specified in 10 CFR 2.714(d), has made a substantial showing of good cause for failure to file on time. The reasons for the tardiness in filing, as well as the factors specified in 10 CFR 2.714(a)(1)-(4) shall be considered in determining whether there has been a substantial showing of good cause.

The issues to be considered by the Atomic Safety and Licensing Board were specifically described in the Notice published on June 18, 1975, including those based on the provisions of 10 CFR 50.35(a), the Atomic Energy Act of 1954 as amended, the National Environmental Policy Act of 1969 (NEPA), and 10 CFR 2.761a (Limited Work Authorization).

A notice of reconstitution of the board dated July 16, 1975, published in the FEDERAL REGISTER, announced the reconstitution of an Atomic Safety and Licensing Board in this proceeding consisting of Mr. Gustave A. Linenberger, Dr. Ernest O. Salo, and Marshall E. Miller, Esq., Chairman.

Petitions for leave to intervene pursuant to 10 CFR 2.714 have been filed by Natural Resources Defense Council, Inc., Sierra Club, East Tennessee Energy Group, City of Oak Ridge, Roane County, Tennessee, and the State of Tennessee. The Minnesota Pollution Control Agency has requested a 31-day time extension to file a petition for leave to intervene.

Please take notice, That a special prehearing conference pursuant to § 2.751a of the Commission's Rules of Practice (Volume 10, Code of Federal Regulations, Part 2), will be held at 10 a.m. local time on September 15, 1975, at the U.S. Bankruptcy Courtroom, Room 214, Post Office Building, Main Street, Knoxville, Tennessee 37901 to hear oral arguments and to:

1. Consider all intervention petitions and make such preliminary or final determinations regarding the parties to the proceeding as may be appropriate;

2. Identify the key issues in the proceeding, and take any steps necessary for further identification, simplification and clarification of the issues;

3. Establish a schdeule for further actions in the proceeding, including the submission of status reports on discovery; and

4. Consider such other matters as may aid in the orderly disposition of the proceeding.

Members of the public are invited to attend the special prehearing conference and any subsequent prehearing conferences, as well as the evidentiary hearing to be held at a later date to be fixed by the Atomic Safety and Licensing Board. Notices of such conferences and hearings will be published in the FEDERAL REGISTER.

The special prehearing conference will be limited to the purposes specified in this notice and order, in preparation for the subsequent evidentiary hearing. No evidence will be received at the special prehearing conference, and there will not be an opportunity to present statements by members of the public who wish to make limited appearances for that purpose. Applications for permission to make limited appearances for the purpose of making such statements will be ruled on by the Atomic Safety and Licensing Board at the evidentiary hearing to be held later.

It is ordered, That counsel shall conduct informal conferences, including telephone conferences, to the extent that they may be practicable, to expedite the proceeding and in particular to advance the purposes of the special prehearing conference. Leave is hereby granted to file amended petitions for leave to intervene following such informal conferences if so desired, provided that copies of amended petitions shall be received by this board on or before September 5, 1975.

Dated at Bethesda, Maryland, this 8th day of August, 1975.

The Atomic Safety and Licensing Board.

MARSHALL E. MILLER,
*Chairman.*

[FR Doc.75-21505 Filed 8-15-75;8:45 am]





## NATIONAL SCIENCE FOUNDATION

### AD HOC ADVISORY GROUP ON SCIENCE PROGRAMS (AGOSP)

#### Workshop Cancellation

Notice is hereby given of the cancellation of a 5-day workshop of the AGOSP which was scheduled for August 25–29, 1975, at Keystone Lodge, Keystone, Colorado, as announced in the FEDERAL REGISTER on August 8, 1975, Vol. 40, No. 154, pps. 33497–8.

The purpose of the workshop was to review the draft final report of the NASA internal planning study, "Outlook for Space." Cancellation is due to revisions in NASA's schedule for the report. The workshop will be rescheduled sometime later in the year and a notice will be published in the FEDERAL REGISTER to announce the meeting.

FRED K. MURAKAMI,
*Committee Management Officer.*

[FR Doc.75-21668 Filed 8-15-75;8:45 am]

## OFFICE OF THE SPECIAL REPRESENTATIVE FOR TRADE NEGOTIATIONS

### SEYMOUR FOODS, INC.

#### Notice of Complaint

On August 7, 1975 the Special Representative for Trade Negotiations received from the President of Seymour Foods, Inc., a petition alleging unfair trade practices by the European Community against United States commerce in egg albumen and requesting relief under section 301 of the Trade Act of 1974 (P.L. 93–618; 88 Stat. 1978). The text of the petition is as follows:

SEYMOUR FOODS, INC.,
*Topeka, Kans., August 7, 1975.*

Ambassador FREDERICK B. DENT,
*Special Representative for Trade Negotiations, 1800 G St., N.W., Washington, D.C. 20506*

DEAR AMBASSADOR DENT: Under the provisions of 15 CFR 2003.2(e), appearing at 40 FR 18422, April 28, 1975, this written brief (20 copies included) is submitted to complain of recent acts undertaken by the European Economic Community of a nature referred to in Section 301(a) of the Trade Act of 1974. Complainant reserves the right to request a public hearing in accordance with 15 CFR 2003.3(a) and subsequent to the submission of this brief.

FACTS

The EEC has a series of levies, as you well know, which are assessed against imported food products, more particularly poultry products. During the week of July 14, 1975, the EEC Commission, meeting in Brussels, ordered an increase in the so-called "regular levy" effective as of August 1, 1975. The specific increase which burdens this complainant in its effort to engage in meaningful and continued commerce with its customers within the Community is that increase in the regular levy assessed on the importation of EGG ALBUMEN (dried egg whites).

Expressed in the currency of the Federal Republic of Germany the increase in the regular levy, effective August 1, 1975, is reported to this complainant to be DM 0.8435 per kilogram. (The increase is from DM 0.5192 per kg. to DM 1.3627 per kg.) As of August 1, 1975, then the levies against imported egg albumen are reported to me to be:

| | *Deutsche mark per kilogram* |
|---|---|
| Regular levy | 1.3627 |
| Supplemental levy | 1.6104 |
| Currency compensation levy | .4417 |
| Total | 3.4148 |

The total levies then will approximate, depending upon the rate of exchange, $0.62 per pound. The increase in the regular levy is in excess of $0.15 per pound. These values would be added to U.S.-produced product delivered CIF European port at a current approximate value of $1.70–$1.75 per pound. As such, the total levies represent an approximate load of 36% of the value of the product, and the increase is almost 10% of the value of the imported product. The supplemental levy, now standing at DM 1.6104 per kg., has also been a "football" in the past, and it can be and is "kicked around" upon only three days' notice.

COMPLAINANT'S POSITION

This upward adjustment of the regular levy on less than three weeks' notice, and the Commission's repeated "footballing" of the supplemental levy impairs this complainant's ability to contract for the future delivery of egg albumen to customers within the Community and places in jeopardy those contracts for delivery now in effect. Such action by the Commission encourages complainant's customers, even though they may wish to receive and use U.S.-produced product, to find reasons or excuses for seeking to abort existing contracts and blunts their interest in seeking to contract in the future. All of this to the damage of the complainant, to its employees, to the economy of the poultry industry in the United States, and to the interest of the United States to maintain favorable trade balances.

In accordance with Section 301(d)(2) of the Trade Act of 1974, complainant requests the Special Representative for Trade Negotiations:

1. To conduct a prompt review of the acts herein complained of; and

2. Upon finding that the facts herein stated are correct or substantially correct, to vigorously employ every legal and proper measure at your disposal to correct the discriminatory acts outlined.

In conclusion, Ambassador Dent, let me suggest to you that many of us in this country who followed the urgings of both the Commerce Department (which you formerly headed) and the U.S.D.A. Foreign Agricultural Service to export, export, export, are bitterly dismayed and disappointed by the apparent inability of our government, through its representatives, to use its broad powers and many leverages to create a more favorable trade climate. The recently announced sales of grain into export have been reflected in grain values to the extent that the feed ration available in this area has increased in cost on the order of $12.00 per ton. Inasmuch as feed costs constitute more than 60% of the total cost of producing an egg, from which the egg albumen is derived, it is a double hurt when, in the face of these increases in domestic production costs, our export markets are also hit by the discriminatory actions of which I complain. Your prompt and considerate action is respectfully solicited.

Sincerely yours,

M. J. CHAMBERLAIN,
*President.*

The petitioner has not requested a hearing on this complaint.

Interested parties are invited to present their views on this matter to the Secretary, Section 301 Committee, Office of the Special Representative for Trade Negotiations, Room 729, 1800 G Street, NW., Washington, D.C. 20506. It is requested that such views be submitted by October 3, 1975.

MORTON POMERANZ,
*Chairman, Section 301 Committee, Office of the Special Representative for Trade Negotiations.*

[FR Doc.75-21570 Filed 8-15-75;8:45 am]

## TRADE POLICY STAFF COMMITTEE

### Public Hearings

Notice of public hearings relating to certain nontariff measures which are being or may be discussed in the Multilateral Trade Negotiations with a view to the possible conclusion of a trade agreement or trade agreements under section 102 of the Trade Act of 1974 (P.L. 93–618, 88 Stat. 1978).

TIMETABLE

I. Hearings will be held Tuesday, September 16 and Wednesday, September 17, 1975, beginning at 10:00 a.m. in Room 2008, New Executive Office Building (entrance on 17th Street between Pennsylvania Ave. and H St., N.W.), Washington, D.C. Hearings may be held on additional days if necessary.

II. Requests to present oral testimony and accompanying briefs must be received on or before Friday, September 12.

1. *Subject Matter of the Hearing.* Pursuant to section 133 of the Trade Act of 1974, section 4(c) of Executive Order 11846 (40 FR 14291), and § 2002.2(b) of the Regulations regarding the Office of the Special Representative for Trade Negotiations (40 FR 18419, C.F.R. Ch. XX Part 2002.2(b)), the Trade Policy Staff Committee, chaired by the Office of the Special Representative for Trade Negotiations, has ordered public hearings to be held with respect to the possible conclusion of an international agreement or international agreements on nontariff measures which create barriers to or other distortions of international trade.

The hearings will focus particularly upon the following nontariff measures which currently are being considered by the Group on Nontariff Measures in the Multilateral Trade Negotiations:

(a) *Subsidies affecting international trade and countervailing duties upon subsidized exports.* Subsidies may relate directly to exports or to internal measures that have trade-distorting effects, either by stimulating exports or by replacing imports. Countervailing duties are the additional import duties which are imposed upon subsidized exports to offset the trade-distorting effects of export subsidies. The principal United States statutory provisions with respect to countervailing duties upon subsidized exports are set forth in sections 303 and 516 of the Tariff Act of 1930 (19 U.S.C.



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1303, and 19 U.S.C. 1516, respectively), as amended by section 331 of the Trade Act of 1974.

(b) *Quantitative restrictions upon trade (including import prohibitions and "voluntary export restraints"), and import licensing procedures.* Quantitative restrictions include both quotas and licenses that have the same restrictive purpose and effect as quotas. Import licensing procedures, on the other hand, are of an administrative nature. They consist of so-called "automatic" licensing for statistical and surveillance purposes and licensing to administer certain restrictions on imports—health and sanitary regulations, for example. However, licensing procedures may be more burdensome than is necessary to accomplish legitimate purposes and, themselves, constitute trade barriers.

(c) *Standards, packaging and labeling, and marks of origin.* Technical barriers to trade may result from either product standards or from product certification procedures that are either mandatory or voluntary in nature. Such barriers may result from regional standards or certification arrangements or from national measures. Packaging and labeling requirements may also create technical barriers to trade because their effect is similar to product standards. Marks-of-origin requirements by customs authorities stipulate that imported goods be marked with the country of exportation.

(d) *Customs valuation, customs nomenclature, customs procedures, and import documentation including consular formalities and fees.* The valuation of imported goods by customs authorities may not reflect the commercial value of the imports; the classification of imported goods for dutiable purposes may not be accurate; customs procedures may be unduly complicated or result in unnecessary delays. Import documentation may involve excessive information requirements. Consular formalities may be difficult to comply with or involve fees that have no relationship to the services performed.

While the Committee welcomes any views that witnesses care to present with respect to nontariff measures affecting international trade, views are especially solicited on the following points as applied to the categories of nontariff measures listed in the preceding paragraphs: (1) foreign laws, regulations, and practices in these areas which U.S. negotiators should seek to have eliminated, modified, or harmonized, (2) U.S. laws, regulations, and practices in these areas which should be eliminated, modified, or harmonized with foreign ones, and (3) the possible elements of an international agreement or agreements on these subjects.

The hearings announced herein are being conducted pursuant to the legal requirements of sections 133 and 134 of the Trade Act of 1974, and will supplement the hearings which the Trade Policy Staff Committee concluded on August 8, concerning articles which may be affected by United States international trade concessions, articles which are under consideration for designation as eligible articles for purposes of the U.S. Generalized System of Preferences, and any other matter relevant to proposed international trade agreements. Information and views which were submitted to the Trade Policy Staff Committee during those hearings, or which were submitted to the International Trade Commission during the hearings which the Commission concluded in May in order to assist the Commission in preparing its advise to the President on the probable domestic economic effects of tariff concessions and the Generalized System of Preferences, need not be resubmitted in connection with the hearings covered by this announcement.

2. *Requests to Present Oral Testimony.* All requests to present oral testimony must be received by the Secretary of the Trade Policy Staff Committee, Room 729, 1800 G Street, N.W., Washington, D.C. 20506, not later than close of business Friday, September 12, 1975. The schedule of proposed hearings will be formulated on the basis of requests to appear received as of that date. Requests to present oral testimony must conform with the regulations of the Committee which appeared in the FEDERAL REGISTER of Monday, April 28, 1975 (40 FR 18419).

Pursuant to the regulations referred to in the preceding sentence, a request to present oral testimony will be granted only if a written brief is submitted before the deadline for submitting such briefs (in this instance, September 12, 1975). The requirements for written briefs are described in section 3 below.

Requests to present oral testimony must state briefly the interest of the applicant in the subject matter and the position to be taken by the applicant.

In addition, requests to present oral testimony should include the following information:

(a) The name, address, telephone number, and official position (if applicable) of the party submitting the request.

(b) Where applicable, the description and, if possible, the tariff item number(s), whether foreign or domestic, of the commodity or commodities in which the party has an interest.

(c) The subject or subjects to be dealt with in the proposed testimony, listed individually and described with sufficient particularity to identify the laws, regulations, or practices to be discussed and the country or countries involved.

(d) The name, address, and telephone number of the person (or persons) who will present oral testimony.

(e) The amount of time requested for the presentation of oral testimony, and if more than 15 minutes is requested, the reasons therefore.

Each person scheduled to appear before the Committee will be notified of the date and the amount of time allotted for his presentation. If such time is inconvenient to the person requesting appearance, the Committee will consider rescheduling that person. The Committee reserves the right to restrict the time allotted for oral presentation and to deny requests when it determines that the proposed testimony is not relevant to the hearings.

3. *Submission of Written Briefs.* Any interested party may submit a written brief to the Committee concerning the subject matter of the hearings. Each party presenting oral testimony must also file a brief.

Briefs must conform to the Committee's regulations, published in the Federal Register of April 28, 1975. Each brief shall state clearly on the first page the name and address of the party submitting the brief and the subject matter of the brief.

Every written brief must present in nonconfidential form a statement of the party's position and supporting arguments sufficient to inform any other party of the arguments he must meet in order to oppose the position taken in the brief.

4. *Suggestions on the Preparation of Written Briefs and Oral Testimony.* While there are no formal regulations on the format or content of the material submitted (other than those mentioned in paragraph 3 of this Notice), the Committee suggests that those preparing testimony or briefs for submission to the Committee include the following points in their submission.

(a) An introductory summary statement indicating the interest of the witness or person on whose behalf the brief is submitted.

(b) Where applicable, a description of the product(s) of interest, including where possible the name of the product (both trade and generic), its material content, and its use unless such factors are obvious to the average person. Brochures and advertising material frequently serve these purposes.

(c) Where applicable, a description of the U.S. or foreign laws, regulations, or practices of interest to the witness sufficient to identify it clearly. Whenever possible, copies of laws or regulations which are under discussion should be appended to the brief. If this is not possible, the laws and regulations should be identified with the greatest possible particularity, such as by appropriate citations.

(d) A description of how the U.S. or foreign laws; regulations, or practices affect the interests of the witness.

(e) Identification of any foreign country or countries whose laws, regulations, or practices are discussed in the brief.

(f) Where appropriate, possible elements of an international agreement or other proposed solutions to the problems raised.

It is preferable that oral testimony not duplicate material submitted in writing since both will be reviewed. Instead, oral presentations should emphasize the salient points of the briefs submitted, expand upon their contents when necessary, cover any developments since the briefs were submitted, and emphasize materials not easily susceptible of explanation in writing. Witnesses should be prepared to answer questions.





5. *Rebuttal Briefs.* In order to assure parties the opportunity to contest the information provided by other interested parties, the Committee will entertain rebuttal briefs filed by any party within two weeks after the close of the hearings. Rebuttal briefs must conform, in form and number, to the regulations of the Committee (except that the requirement that briefs be submitted in 20 copies is hereby waived) and the provisions of this notice applicable to written briefs. Rebuttal briefs should be limited to demonstrating errors of fact or analysis not pointed out in the briefs or hearings, and should be as concise as possible.

6. *Information Exempt from Public Inspection.* Parties are referred to § 2003.6 of the Committee's regulations, published in the FEDERAL REGISTER of April 28, 1975 (40 FR 18419), for the rules concerning information labelled "Business Confidential" and exempt from public inspection.

Oral testimony should contain no confidential information. Any business confidential information should be attached to briefs and be easily separable. If the Committee determines that it cannot accord confidential treatment to information submitted, that material will be returned to the addressee.

7. *Public Inspection of Written Materials.* Subject to the regulations of the Committee, all nonconfidential written materials filed with the Committee in connection with these hearings will be open to public inspection, by appointment, at the office of the Trade Policy Staff Committee, Room 729, 1800 G Street, N.W., Washington, D.C. 20506.

8. *Transcripts of the Hearings.* All oral testimony before the Committee will be recorded and transcribed. Persons giving testimony before the Committee may correct errors of form or expression in their testimony, but may not change substance. All corrections must be approved by the Secretary of the Committee. The cost of making such corrections will be the responsibility of the person requesting the corrections.

Transcripts of the hearings will be available for inspection or purchase.

9. *Attendance at the Hearings.* The hearings will be open to the public. Heavy or disruptive equipment, such as television equipment, will not be admitted to the hearings without the permission of the Chairman.

10. *Communications.* All communications with regard to these hearings should be addressed to: Secretary, Trade Policy Staff Committee, Office of the Special Representative for Trade Negotiations, 1800 G Street, N.W., Room 729, Washington, D.C. 20506. The telephone number of the Secretary of the Committee is (202) 395-3395.

ALLEN H. GARLAND,
*Chairman.*

[FR Doc.75-21504 Filed 8-15-75;8:45 am]

## AGREEMENT ON TRADE RELATIONS BETWEEN THE UNITED STATES OF AMERICA AND THE SOCIALIST REPUBLIC OF ROMANIA

### Tariff Schedules Amended; Notice of Effective Date of Proclamation 4369

Pursuant to Paragraph (2) of Presidential Proclamation 4369, of April 24, 1975, (40 FR 18389) notice is hereby given that General Headnote 3(e) of the Tariff Schedules of the United States (19 U.S.C. 1202) has been amended by deleting from the list of countries set forth therein, "Rumania" as of the effective date of the Proclamation.

The Proclamation became effective and the agreement extending nondiscriminatory treatment to the products of the Socialist Republic of Romania entered into force on August 3, 1975, the date on which written notices of acceptance were exchanged in accordance with Article XII of the Agreement on Trade Relations between the United States of America and the Socialist Republic of Romania, which was signed on April 2, 1975. The exchange of notices followed the adoption on July 28, 1975, by the Congress, in accordance with section 151 of the Trade Act of 1974 (93-618, 88 Stat. 1978), of a concurrent resolution of approval extending nondiscriminatory treatment to the products of the Socialist Republic of Romania.

ALAN WM. WOLFF,
*General Counsel.*

[FR Doc.75-21887 Filed 8-15-75;12:34 pm]

## INTERSTATE COMMERCE COMMISSION

[Notice No. 833]

### ASSIGNMENT OF HEARINGS

AUGUST 13, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC-f-12443, Jerry Lipps, Inc.—Purchase Pacagoula Drayage Company, Inc., and MC 118959 Sub 224, Jerry Lipps, Inc., now assigned September 9, 1975, at Jackson, Miss., will be held in Grand Jury Room 838, U.S. Courthouse & Post Office Building, Capital Street, S.W.



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No. 36093, Mississippi Public Service Commission V. Illinois Central Gulf Railroad Company, now assigned September 15, 1975, at Jackson, Miss., will be held in Grand Jury Room 538, U.S. Courthouse & Post Office Building, Capital Street, S.W.

MC 128273 Sub 164, Midwestern Distribution, Inc., now being assigned October 23, 1975, (2 days), at Kansas City, Missouri, in a hearing room to be later designated.

No. AB 43 Sub 4, Illinois Central Gulf Railroad Company Abandonment Silver Creek, Lawrence County, and Mendenhall, Simpson County, Mississippi, now being assigned October 16, 1975, (2 days) at Mendenhall, Miss.; in a hearing room to be later designated.

MC 72243 Sub 46, The Aetna Freight Lines, Inc., now being assigned October 20, 1975, at New Orleans, La., (2 days); in a hearing room to be later designated.

MC 124170 Sub 49, Frostways, Inc., now being assigned October 22, 1975 (3 days), at New Orleans, La.; in a hearing room to be later designated.

MC 139775 Sub 1, Cities Transit, Inc., now assigned September 10, 1975 at Tampa, Florida; hearing canceled and the application is dismissed.

MC 126276 Sub 115, Fast Motor Service, Inc., now assigned September 25, 1975, at Chicago, Ill., is canceled and application dismissed.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21658 Filed 8-15-75;8:45 am]

[No. MC-C-6748]

## ENLARGEMENT OF SMOKING SECTION IN REAR OF PASSENGER-CARRYING VEHICLES

### Filing of Petition

AUGUST 12, 1975.

Petitioner: National Association of Motor Bus Owners.

Petitioner's representatives:

Charles A. Webb, 1025 Connecticut Avenue, N.W., Washington, D.C. 20036.

Drew L. Carraway, John S. Fessenden, 618 Perpetual Building, Washington, D.C. 20004.

Section 1061.1 of the Commission's General Rules and Regulations, 49 CFR 1061.1, provides as follows:

(a) All motor common carriers of passengers subject to part II of the Interstate Commerce Act, which desire to permit smoking of cigars, cigarettes, or pipes, shall, where smoking on passenger-carrying motor vehicles is otherwise permitted by law, provide a smoking section, consisting of a number of seats in the rear of the passenger-carrying motor vehicle, not to exceed 20 percent of the capacity of the said vehicle. Except as otherwise permitted under paragraph (b) of this section, smoking of cigars, cigarettes, or pipes shall not be permitted in any portion of the motor vehicle other than the smoking section required by subparagraph (1) of this paragraph.

(b) The provisions of paragraph (a) of this section shall not be construed to apply to charter operations performed by motor common carriers of passengers subject to part II of the Interstate Commerce Act.

(c) In the event of any unusual circumstances arising under paragraph (a) of this section, the operator (driver) of the motor vehicle involved (or other carrier employee) may exercise reasonable discretion to the extent permitted by the carrier, by making minor modifications in the special seating sections established by paragraph (a) of this section in order to assure the comfort of all passengers and the provisions of safe, adequate, and expeditious transportation service.

By petition filed July 25, 1975, National Association of Motor Bus Owners (NAMBO), proposes that where the words "20 percent" appear in part (a), such words be deleted and the words "50 percent" be substituted in lieu thereof.

Petitioner points out that the rules published in 49 CFR Part 1061 were adopted by the Commission in Docket No. MC-C-6748 on the basis of testimony relating to short runs between Washington, D.C., and Springfield, Fredericksburg, and Richmond, Va., and contends that inasmuch as the regulations limiting seats for passengers who desire to smoke are nationwide in scope, the Commission should consider evidence respecting the desires of passengers on longer and more representative bus trips. NAMBO also contends that the number of persons desiring to sit in the smoking section of vehicles frequently exceeds the 20 percent limitation by a substantial margin and that although the regulations provide that the operator (driver) of the motor vehicle involved may exercise reasonable discretion by making minor modifications in the special seating section, the driver is faced with a major problem and with his limited discretionary authority cannot satisfactorily resolve the complaints of smokers or nonsmokers.

In an effort to develop reliable information on the question of how many seats in interstate buses should normally be allocated for the smoking section, NAMBO retained Chilton Research Services, an independent research organization located in Radnor, Pa. Attached to the petition is a copy of the results of a study of cigarette smoking on interstate buses conducted by Chilton.

The study shows that 28.9 percent of the passengers on interstate buses desire to smoke during their trip; that an additional 13.1 percent of the passengers travel with a smoker; and that at least 42 percent of the seats should be allocated to the smoking section.

Petitioner points out that certain persons who do not smoke and who are not irritated by cigarette smoke prefer to sit in the rear of the bus. Accordingly even if only 20 percent of the passengers smoked, there would not be a sufficient number of seats available for them. This, it is contended, could lead to a safety hazard whereby those desiring to smoke but which are unable to find a seat in the smoking section will walk to the rear of the bus, stand and smoke while the bus is moving and then return to their seats.

Finally, NAMBO notes that the regulations pertaining to smoking on intercity passenger trains permit smoking in up to 50 percent of a car which is the only one of its type in a train; that commercial airlines have adopted a policy of allocating the rear half of each passenger compartment for smoking; and that there is no reason for assuming that the smoking habits of interstate bus passengers vary significantly from those of railroad or airline passengers. Accordingly, it believes that the relief sought is reasonable, constitutes a fair accommodation of the interests of smokers and non-smokers, and will permit motor carriers of passengers the discretion necessary to maintain good customer relations.

No oral hearing is contemplated at this time, but any person (including petitioner) interested in making representations in favor of, or against, the relief sought in the petition may do so by the submission of written data, views, or arguments. An original and fifteen (15) copies of such data, views, or arguments shall be filed with the Commission on or before October 1, 1975. A copy of each representation should be served upon petitioner's representatives. Written materials or suggestions submitted will be available for public inspection at the Offices of the Interstate Commerce Commission, 12th and Constitution Avenue, Washington, D.C., during regular business hours. Notice to the general public of the matters herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21662 Filed 8-15-75;8:45 am]

## FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 13, 1975.

An application, as summarized below, has been filed requesting relief from the





requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the General Rules of Practice (49 CFR 1100.40) and filed on or before September 2, 1975.

FSA No. 43028—*Joint Water-Rail Container Rates—Mitsui O. S. K. Lines, Ltd.* Filed by Mitsui O. S. K. Lines, Ltd., (No. 102), for itself and interested rail carriers. Rates on general commodities, between ports in Hong Kong, Japan, Korea, Taiwan and Singapore, and rail stations on the U.S. Atlantic and Gulf Seaboard.

Grounds for relief—Water competition.

FSA No. 43029—*Acetic Acid from Kings Mill, Texas.* Filed by Southwestern Freight Bureau, Agent, (No. B-550), for interested rail carriers. Rates on acetic acid, in tank-car loads, as described in the application, from Kings Mill, Texas, to Cape Fear and Wilmington, N.C.

Grounds for relief—Market competition.

Tariff—Supplement 36 to Southwestern Freight Bureau, Agent, tariff 11-F, I.C.C. No. 5082. Rates are published to become effective on September 12, 1975.

FSA No. 43030—*Rubber to Methuen, Massachusetts.* Filed by Southwestern Freight Bureau, Agent, (No. B-545), for interested rail carriers. Rates on rubber, etc., in carloads, as described in the application, from points in Louisiana and Texas, to Methuen, Massachusetts.

Grounds for relief—Rate relationship.

Tariff—Supplement 116 to Southwestern Freight Bureau, Agent, tariff 13-E, I.C.C. No. 4982. Rates are published to become effective on September 13, 1975.

FSA No. 43031—*Cooling or Freezing Machines Between Points in Illinois, Kansas and Missouri and Points in Southwestern and Southern Territories.* Filed by Southwestern Freight Bureau, Agent, (No. B-548), for interested rail carriers. Rates on cooling or freezing machines, in trailer-loads, as described in the application, between points in Illinois (East St. Louis and vicinity), Kansas (Atchison, Kansas City and vicinity and Leavenworth) and Missouri, on the one hand, and points in Arkansas, Louisiana, Mississippi (Natchez), Missouri, New Mexico, Oklahoma, Tennessee (Memphis) and Texas, on the other.

Grounds for relief—Market competition and Rate Relationship.

Tariff—Supplement 83 to Southwestern Freight Bureau, Agent, tariff SW 74-G, I.C.C. No. 5127. Rates are published to become effective on September 16, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
*Secretary.*

[FR Doc.75-21659 Filed 8-15-75;8:45 am]

## IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY—ELIMINATION OF GATEWAY LETTER NOTICES

AUGUST 13, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before August 28, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 51146 (Sub-No. E5) (Correction), filed May 2, 1974, published in the FEDERAL REGISTER April 15, 1975. Applicant: SCHNEIDER TRANSPORT, P.O. Box 2298, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass jars, glass bottles, caps and covers* for glass jars and bottles, and *tin cans* utilized by food business houses (except commodities in bulk), from points in Illinois to points in the Upper Peninsula of Michigan (except points east of a line beginning at Lake Superior at Grand Maraia, Mich., and extending along Michigan Highway 77 to junction U.S. Highway 2, thence along U.S. Highway 2 to Gulliver, Mich., thence south from Gulliver, Mich., over unnumbered highway to Lake Michigan) (Green Bay, Wis.)*.

(2) *Glass jars, glass bottles, caps and covers* for glass jars and bottles, and *tin cans* utilized by food business houses (except commodities in bulk), from points in Illinois (except points south and west of a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 51 to junction Illinois Highway 17, thence along Illinois Highway 17 to the Illinois-Indiana State line), to points in Washington, Oregon, Montana, Minnesota (except points south of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 71 to junction Minnesota Highway 34, thence along Minnesota Highway 34 to junction U.S. Highway 10, thence along U.S. Highway 10 to the Minnesota-North Dakota State line), North Dakota (except points south and east of a line beginning at the Minnesota-North Dakota State line and extending along U.S. Highway 10 to junction U.S. Highway 281, thence along U.S. Highway 281 to the North Dakota-South Dakota State line), South Dakota (except points south and east of a line beginning at the North Dakota-South Dakota State line and extending along U.S. Highway 281 to junction U.S. Highway 212, thence along U.S. Highway 212 to the North Dakota-Wyoming State line), Wyoming (except points south of a line beginning at the South Dakota-Wyoming State line and extending along U.S. Highway 14 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Wyoming-Idaho State line), Idaho (except points south and east of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 191 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 93, thence along U.S. Highway 93 to the Idaho-Nevada State line), Nevada (except points south of Interstate Highway 15), and California (except points east of a line beginning at the Nevada-California State line and extending along Interstate Highway 15 to junction Interstate Highway 5, thence along Interstate Highway 5 to the United States-Mexico International Boundary line) (Green Bay, Wis.)*.

(3) *Glass jars, glass bottles, caps and covers* for glass jars and bottles, and *tin cans* utilized by food business houses (except commodities in bulk), from Chicago, Ill., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, North Dakota, Montana, Minnesota (except points south of a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 12 to junction U.S. Highway 212, thence along U.S. Highway 212 to the Minnesota-South Dakota State line), South Dakota (except points south of U.S. Highway 14), Wyoming (except points south and east of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 220, thence along Wyoming Highway 220 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to the Wyoming-Colorado State line), Colorado (except points east of Colorado Highway 789), and New Mexico (except points east of U.S. Highway 285) (Green Bay, Wis.)*.

(4) *Glass jars, glass bottles, caps and covers* for glass jars and bottles and *tin cans* utilized by food business houses (except commodities in bulk), from Chicago, Ill., to points in the Upper Peninsula of Michigan and Wisconsin (except points south of a line beginning at Lake Michigan at Algoma, Wis., and extending along Wisconsin Highway 54 to junction Wisconsin Highway 13, thence along Wisconsin Highway 13 to junction U.S. Highway 8, thence along U.S. Highway 8 to the Wisconsin-Minnesota State line) (Green Bay, Wis.)*.

(5) *Glass jars, glass bottles, caps and covers* for glass jars and bottles, and *tin cans* utilized by food business houses (except commodities in bulk), from points in Indiana (except points south of U.S. Highway 24), to points in Washington,



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Oregon, California, Nevada, Idaho, Montana, North Dakota, Wisconsin (except points on and south of a line beginning at Lake Michigan and extending along U.S. Highway 41 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Interstate Highway 94, thence along Interstate Highway 94 to the Wisconsin-Minnesota State line), Minnesota (except points south of a line beginning at junction U.S. Highway 212, thence along U.S. Highway 212 to the Minnesota-South Dakota State line), South Dakota (except points south of U.S. Highway 16), Wyoming (except points south and east of a line beginning at the South Dakota-Wyoming State line and extending along U.S. Highway 16 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Wyoming Highway 28, thence along Wyoming Highway 28 to junction U.S. Highway 187, thence along U.S. Highway 187 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points east of a line beginning at the Wyoming-Utah State line and extending along U.S. Highway 30S, thence along U.S. Highway 30S to junction U.S. Highway 91, thence along U.S. Highway 91 to the Utah-Arizona State line) (Green Bay, Wis.)*.

(6) *Glass jars, glass bottles, caps and covers* for glass jars and bottles, and *tin cans* utilized by food business houses (except commodities in bulk), from points in Indiana, to points in Washington, Oregon, Montana, North Dakota, Upper Peninsula of Michigan (except points east of U.S. Highway 41 beginning at Lake Superior at Marquette, Mich., and extending to the Michigan-Wisconsin State line), Wisconsin (except points south of a line beginning at Lake Michigan and extending along U.S. Highway 41 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Interstate Highway 94, thence along Interstate Highway 94 to the Wisconsin-Minnesota State line), Minnesota (except points south of a line beginning at the Wisconsin-Minnesota State line and extending along U.S. Highway 12 to junction U.S. Highway 212, thence along U.S. Highway 212 to the Minnesota-South Dakota State line), South Dakota (except points south of U.S. Highway 14), Wyoming (except points south of a line beginning at the South Dakota-Wyoming State line and extending along U.S. Highway 14 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Wyoming-Idaho State line), Idaho (except points south and east of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 191 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 93, thence along U.S. Highway 93 to the Idaho-Nevada State line), Nevada (except points south and east of a line beginning at the Idaho-Nevada State line and extending along U.S. Highway 93 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Nevada-California State line), and California (except points south of Interstate Highway 80) (Green Bay, Wis.)*.

(7) *Metal containers* (except containers which because of size or weight require the use of special equipment), and *container ends*, from Kankakee, Ill., to points in North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, and Texas (Madisonville, Ky.)*.

(8) *Canned vegetables*, from points in Iowa to points in Indiana (except points north of a line beginning at the Illinois-Indiana State line and extending along Indiana Highway 18 to the junction of Indiana Highway 67, thence along Indiana Highway 67 to the Indiana-Ohio State line), Kentucky (except points west of a line beginning at the Illinois-Kentucky State line and extending along U.S. Highway 45 to junction Kentucky Highway 97, thence along Kentucky Highway 97 to the Kentucky-Tennessee State line), and Ohio (except points north of a line beginning at the Indiana-Ohio State line and extending along Ohio Highway 81 to junction U.S. Highway 25, thence along U.S. Highway 25 to junction U.S. Highway 6, thence along U.S. Highway 6 to Lake Erie at Sandusky, Ohio) (Hoopeston, Ill.)*.

(9) *Canned vegetables*, from points in Iowa, to points in Mercer, Lawrence, Beaver, Washington, Greene, Venango, Butler, Allegheny, Clarion, Armstrong, Jefferson, Indiana, Westmoreland, Fayette, Cambria, Somerset, and Bedford Counties, Pa., and York, Pa. (Hoopeston, Ill.)*.

(10) *New upholstered furniture*, in containers, as is manufactured or distributed by manufacturers or converters of cellulose materials and products, and paper and paper products, from Orange County and Los Angeles, Calif. (except points north of a line beginning at the Ventura-Los Angeles County line and extending along California Highway 118 to junction U.S. Highway 66, thence along U.S. Highway 66 to the Los Angeles-San Bernardino County line), to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, New York, Delaware, Michigan (except points south of a line beginning at Lake Michigan at South Haven, Mich., and extending along Michigan Highway 43 to junction Interstate Highway 94, thence along Interstate Highway 94 to Lake Huron at Port Huron, Mich.), Pennsylvania (except points south and west of a line beginning at the Ohio-Pennsylvania State line and extending along U.S. Highway 322 to junction Interstate Highway 83, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line), Maryland except points south and west of a line beginning at the Pennsylvania-Maryland State line and extending along Interstate Highway 83 to junction Interstate Highway 95, thence along Interstate Highway 95 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Atlantic Ocean) and the District of Columbia (Redlands, Calif., St. Charles, Ill., and Menominee, Mich.)*.

(11) *Paper* and *paper products* (except commodities in bulk), from the plant and warehouse sites of Personal Products Company and Cel Fibre, Inc., at or near Wilmington, Ill., to points in Maine, Vermont, New Hampshire, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Virginia, North Carolina, and the District of Columbia (Muncie, Ind.)*.

(12) *Cellulose materials and products*, and *paper* and *paper products* (except in each instance commodities in bulk), from the plant and warehouse sites of Personal Products Company and Cel Fibre, Inc., at or near Wilmington, Ill., to points in Arkansas (except points in Benton County, Ark., and points in the Blytheville Commercial Zone as defined by the Commission), Louisiana, Mississippi, and Alabama (except points south of U.S. Highway 78, and those points north and east of a line beginning at the Tennessee-Alabama State line and extending along U.S. Highway 231 to junction U.S. Highway 278, thence along U.S. Highway 278 to the Alabama-Georgia State line) (plant site of Charmin Paper Products Co., near Neely's Landing, Mo.).

13 (A) *Cellulose materials and products*, and *cellulose materials and products* joined to or combined with paper, plastics, synthetics, and cloth (except commodities in bulk), and (B) *Paper* and *paper products*, and *paper* and *paper products* joined to or combined with plastics, synthetics, and cloth (except commodities in bulk), as are manufactured or distributed by manufacturers or converters of cellulose materials and products, and paper products, from the plant and warehouse sites of Personal Products Co., and Cel-Fibre, Inc., at or near Wilmington, Ill., to points in Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming (except points south and east of a line beginning at the South Dakota-Wyoming State line and extending along U.S. Highway 16 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction U.S. Highway 26, thence along U.S. Highway 26 to junction U.S. Highway 189, thence along U.S. Highway 189 to the Wyoming-Utah State line), Utah (except points east of a line beginning at the Wyoming-Utah State line and extending along U.S. Highway 189 to junction U.S. Highway 91, thence along U.S. Highway 91 to the Utah-Arizona State line), and Arizona (except points north and east of a line beginning at the Nevada-Arizona State line and extending along U.S. Highway 93 to junction Arizona Highway 93, thence along Arizona Highway 93 to the United States-Mexico International Boundary line) (Green Bay, Wis.)*.

(14) *Fibreboard* and *pulpboard products* (except commodities in bulk), from Elk Grove Village, Ill., to points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Maryland, Virginia, North Carolina, and the District of Columbia, restricted to shipments originating at the plant and warehouse sites of Georgia-Pacific Corporation (Muncie, Ind.)*.





(15) *Fibreboard and pulpboard products* (except commodities in bulk), from Aurora and Chicago Heights, Ill., to points in Maine, Vermont, Rhode Island, Pennsylvania, and West Virginia, restricted to shipments originating at the plant and warehouse sites of Georgia-Pacific Corporation (Muncie, Ind.)*.

(16) *Fibreboard and pulpboard products* (except commodities in bulk), from Chicago Heights, Ill., to points in Washington, Oregon, California, Nevada, Arizona, New Mexico, Texas, Louisiana, Colorado (except points north of U.S. Highway 50), Utah (except points north and east of a line beginning at the Wyoming-Utah State line and extending along Interstate Highway 80 to junction U.S. Highway 80, thence along U.S. Highway 80 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Utah-Colorado State line), Idaho (except points north and east of a line beginning at the Wyoming-Idaho State line and extending along U.S. Highway 26 to junction U.S. Highway 91, thence along U.S. Highway 91 to the Idaho-Montana State line), and Montana (except points east of a line beginning at the Idaho-Montana State line and extending along U.S. Highway 91 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction U.S. Highway 93, thence along U.S. Highway 93 to United States-Canada International Boundary line), restricted to shipments originating at the plant and warehouse sites of Georgia-Pacific Corporation (Muncie, Ind.)*.

(17) *Fibreboard and pulpboard products* (except commodities in bulk), from Aurora, Ill., to points in Arizona, California, Washington (except points west of U.S. Highway 97), Oregon (except points east and south of a line beginning at the Washington-Oregon State line and extending along U.S. Highway 395 to junction Interstate Highway 80N, thence along Interstate Highway 80N to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 395, thence along U.S. Highway 395 to the Oregon-California State line), Nevada (except points north and east of a line beginning at the Oregon-Nevada State line and extending along U.S. Highway 95 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Nevada Highway 25, thence along Nevada Highway 25 to the Nevada-Utah State line), New Mexico (except points north of a line beginning at the Arizona-New Mexico State line, and extending along U.S. Highway 66 to junction U.S. Highway 85, thence along U.S. Highway 85 to junction U.S. Highway 60, thence along U.S. Highway 60 to the New Mexico-Texas State line), Texas (except points north of a line beginning at the New Mexico-Texas State line, and extending along U.S. Highway 84 to junction U.S. Highway 75, thence along U.S. Highway 75 to junction U.S. Highway 190, thence along U.S. Highway 190 to the Texas-Louisiana State line), and Louisiana (except points north of a line beginning at the Texas-Louisiana State line and extending along Louisiana Highway 8 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Louisiana-Mississippi State line), restricted to shipments originating at the plant and warehouse sites of Georgia-Pacific Corporation (Muncie, Ind.)*.

(18) *Fibreboard and pulpboard products* (except commodities in bulk), from Elk Grove Village, Ill., to points in Washington, Oregon, California, Nevada, Arizona, Louisiana, Arkansas (except points north of a line beginning at the Louisiana-Arkansas State line and extending along U.S. Highway 65 to junction Arkansas Highway 4, thence along Arkansas Highway 4 to junction Arkansas Highway 24, thence along Arkansas Highway 24 to the Arkansas-Oklahoma State line), Oklahoma (except points north of a line beginning at the Arkansas-Oklahoma State line and extending along Oklahoma Highway 3 to the junction of Oklahoma Highway 19, thence along Oklahoma Highway 19 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction Oklahoma Highway 9, thence along Oklahoma Highway 9 to the Oklahoma-Texas State line), Texas (except points north of U.S. Highway 66), New Mexico (except points east of U.S. Highway 87), Colorado (except points north and east of a line beginning at the New Mexico-Colorado State line and extending along Interstate Highway 25 to junction U.S. Highway 6, thence along U.S. Highway 6 to the Colorado-Utah State line), Utah (except points east of a line beginning at the Idaho-Utah State line and extending along Interstate Highway 80N to junction Interstate Highway 15, thence along Interstate Highway 15 to junction U.S. Highway 6, thence along U.S. Highway 6 to the Utah-Colorado State line), and Idaho (except points east of a line beginning at the Utah-Idaho State line and extending along Interstate Highway 80N to junction Idaho Highway 55, thence along Idaho Highway 55 to junction U.S. Highway 95, thence along U.S. Highway 95 to the United States-Canada International Boundary line), restricted to shipments originating at the plant and warehouse sites of Georgia-Pacific Corporation (Muncie, Ind.)*.

(19) *Paper and paper products* (except commodities in bulk), from Escambia County, Fla., to points in Ohio, Pennsylvania, and West Virginia restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Middlesboro, Ky.)*.

(20) *Paper and paper products* (except commodities in bulk), from Escambia County, Fla., to points in Indiana, Iowa, Minnesota, and Michigan (except points south of Michigan Highway 21), and Louisville, Ky., restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Hopkinsville, Ky.)*.

(21) *Paper and paper products* (except commodities in bulk), from Escambia County, Fla., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, North Dakota, South Dakota, Idaho, Montana, Oregon, Washington, Wyoming (except points south of Interstate Highway 80), and New Jersey (except points south of Interstate Highway 78), restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Smith Mills, Ky.)*.

(22) *Paper and paper products* (except commodities in bulk, and those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading), from Escambia County, Fla., to Chicago, Ill., restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Chicago Heights, Ill.)*.

(23) *Paper and paper products* (except commodities in bulk), from the plant site of the U.S. Envelope Co., at Worcester, Mass., to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Mississippi, and points in all states west thereof (except Alaska and Hawaii) (Muncie, Ind.)*.

(24) *Paper and paper products* (except commodities in bulk), from the plant site of Kimberly-Clark Corporation at New Milford, Conn., to points in North Dakota, South Dakota, Nebraska, Missouri, Arkansas, Mississippi, and points in all those states west thereof (except Alaska and Hawaii) (Muncie, Ind.)*.

(25) *Paper and paper products* (except commodities in bulk), from the plant site of Kimberly-Clark Corporation at New Milford, Conn., to points in Iowa and Minnesota, restricted against the transportation of pulpboard, pulpboard products, and waste paper (Youngstown, Ohio)*.

(26) *Paper and paper products* (except commodities in bulk), from the plant site of Kimberly-Clark Corporation at New Milford, Conn., to points in Kentucky, Tennessee, and Alabama (except Mobile and points in the commercial zone as defined by the Commission, and points north of U.S. Highway 78, including points in the commercial zones of points on U.S. Highway 78, as defined by the Commission), and West Virginia (except points east of a line beginning at the Maryland-West Virginia State line and extending along U.S. Highway 219 to junction West Virginia Highway 219, thence along West Virginia Highway 219 to junction West Virginia Highway 39, thence along West Virginia Highway 39 to the West Virginia-Virginia State line (Somerset, Pa.)*.

(27) *Paper and paper products* (except commodities in bulk) from the plant and warehouse sites of Packaging Corporation of America at Burlington, Wis., and from the plant and warehouse sites of Guardian Container Co., Inc., at Kenosha, Wis., restricted to the transportation of traffic originating at the above-named plant and warehouse sites (Muncie, Ind.).



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(28) *Paper* and *paper products*, from the plant and warehouse sites of Packaging Corporation of America at Burlington, Wis., and from the plant and warehouse sites of Guardian Container Co., Inc., at Kenosha, Wis., to points in South Dakota, North Dakota (except points east of U.S. Highway 281), Nebraska except points south and east of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 81, thence along U.S. Highway 81 to the Nebraska-Kansas State line), and Kansas (except points south and east of a line beginning at the Nebraska-Kansas State line and extending along U.S. Highway 81 to junction Kansas Highway 61, thence along Kansas Highway 61 to junction U.S. Highway 54, thence along U.S. Highway 54 to the Kansas-Oklahoma State line, restricted to the transportation of traffic originating at the above-named plant and warehouse sites (Sibley, Iowa) *.

(29) (a) *Paper* and *paper products* (except commodities in bulk), from the plant site of Charmin Paper Products Co., near Neelys Landing, Mo., to points in Arizona, California, Oregon, Washington, (except points north and east of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 97 to junction Washington Highway 17, thence along Washington Highway 17 to junction U.S. Highway 395, thence along U.S. Highway 395 to the Washington-Oregon State line), Idaho (except points east of a line beginning at the Nevada-Idaho State line and extending along U.S. Highway 93 to junction Interstate Highway 80N, thence along Interstate Highway 80N to the junction of U.S. Highway 95, thence along U.S. Highway 95 to the United States-Canada International Boundary line), Nevada (except points north and east of a line beginning at the Idaho-Nevada State line and extending along U.S. Highway 93 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Nevada-Utah State line), and Utah (except points north of a line beginning at the Nevada-Utah State line and extending along U.S. Highway 16 to junction U.S. Highway 163, thence along U.S. Highway 163 to the Utah-Arizona State line); (b) *Equipment, materials,* and *supplies* used in the manufacture and distribution of paper and paper products (except commodities in bulk), from the destination area described in (a) above to plant site of Charmin Paper Products Co., near Neelys Landing, Mo. (Ashdown, Ark.) *.

(30) *Paper* and *paper products* (except commodities in bulk), from Marshall, Mich., to points in Arkansas, Oklahoma, Texas, Colorado, New Mexico, Arizona, Nevada, and California, restricted to the transportation of shipments originating at the plant site and warehouse facilities of St. Regis Paper Company at Marshall, Mich. (Muncie, Ind.) *.

(31) *Paper* and *paper products* produced or distributed by manufacturers, and converters of cellulose materials and products, *materials and supplies* used in the manufacture and distribution of the commodities described above, between points in Wyoming County, Pa., on the one hand, and, on the other, points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado and New Mexico, restricted against the transportation of (1) commodities which because of size or weight require the use of special equipment, (2) *varnish and synthetic resins,* in bulk, to points in Wyoming County, Pa., and (3) *commodities* in bulk, from points in Colorado, Wyoming, and Utah (Green Bay, Wis.) *.

(32) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south and east of a line beginning at Lake Michigan at Milwaukee, Wis., and extending along U.S. Highway 18 to junction U.S. Highway 151, thence along U.S. Highway 151 to the Wisconsin-Illinois State line), Iowa (except points south of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 20 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to the junction of U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points east of U.S. Highway 183), Oklahoma (except points east of U.S. Highway 83), and Texas (except points east of a line beginning at the New Mexico-Texas State line and extending along U.S. Highway 87 to junction Texas Highway 349, thence along Texas Highway 349 to junction U.S. Highway 67, thence along U.S. Highway 67 to the United States-Mexico International Boundary line), to points in Massachusetts (Green Bay, Wis.) *.

(33) *Equipment, materials,* and *supplies* (except commodities in bulk), utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in Massachusetts to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south and east of a line beginning at Lake Michigan at Milwaukee, Wis., and extending along U.S. Highway 18 to junction U.S. Highway 151, thence along U.S. Highway 151 to the Wisconsin-Illinois State line), Iowa (except points south of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 20 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points south and east of a line beginning at the Nebraska-Kansas State line and extending along U.S. Highway 183 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Kansas-Colorado State line), Oklahoma (except points east of Oklahoma Highway 136), and points in El Paso County, Tex. (Green Bay, Wis.) *.

(34) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of U.S. Highway 18), Iowa (except points south and east of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 20 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points south and east of a line beginning at the Nebraska-Kansas State line and extending along U.S. Highway 183 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Kansas-Colorado State line), Oklahoma (except points east of Oklahoma Highway 136), and points in El Paso County, Tex. (Green Bay, Wis.) *.

(35) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from Connecticut, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of U.S. Highway 18), Iowa (except points south and east of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 20 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points south and east of a line beginning at the Nebraska-Kansas State line and extending along U.S. Highway 183 to junction U.S. Highway 14, thence along U.S. Highway 24 to the Kansas-Colorado State line), Oklahoma (except





points east of Oklahoma Highway 136), and points in El Paso County, Tex. (Green Bay, Wis.) *.

(36) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk), which are materials and supplies utilized by food business houses, from Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, California, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south and east of a line beginning at Lake Michigan at Milwaukee, Wis., and extending along U.S. Highway 18 to junction U.S. Highway 51, thence along U.S. Highway 51 to the Wisconsin-Illinois State line), Iowa (except points south and east of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 151 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Iowa-Missouri State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points east of U.S. Highway 281), Texas (except points east of a line beginning at the New Mexico-Texas State line and extending along U.S. Highway 87 to junction Texas Highway 349, thence along Texas Highway 349 to junction U.S. Highway 67, thence along U.S. Highway 67 to the United States-Mexico International Boundary line), and points in Cimarron, Tex., Beaver and Harper Counties, Okla., to Rhode Island (Green Bay, Wis.) *.

(37) *Equipment,* materials and supplies (except commodities in bulk) utilized by food business houses and used in the manufactured and distribution of foodstuffs, from Rhode Island, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Minnesota, Wisconsin (except points south and east of a line beginning at Lake Michigan at Milwaukee, Wis., and extending along U.S. Highway 18 to junction U.S. Highway 51, thence along U.S. Highway 51 to the Wisconsin-Illinois State line), Iowa (except points south and east of a line beginning at the Illinois-Iowa State line and extending along U.S. Highway 151 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Iowa-Missouri State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 2 to junction U.S. Highway 77, thence along U.S. Highway 77 to the Nebraska-Kansas State line), Kansas (except points east of U.S. Highway 281), Texas (except points east of a line beginning at the New Mexico-Texas State line and extending along U.S. Highway 87 to junction Texas Highway 349, thence along Texas Highway 349 to junction U.S. Highway 67, thence along U.S. Highway 67 to the United States-Mexico International Boundary line), and points in Cimarron, Tex., Beaver and Harper Counties, Okla. (Green Bay, Wis.) *.

(38) Cheese and foodstuffs (except meats, meat products, and meat by-products and exxcept commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along U.S. Highway 23 to junction U.S. Highway 151, thence along U.S. Highway 151 to junction U.S. Highway 18, thence along U.S. Highway 18 to the Wisconsin-Iowa State line), Iowa (except points south of a line beginning at the Wisconsin-Iowa State line and extending along U.S. Highway 18 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 91 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Nebraska-Kansas State line), Colorado (except points south and east of a line beginning at the Kansas-Colorado State line and extending along U.S. Highway 24 to junction U.S. Highway 85, thence along U.S. Highway 85 to the Colorado-New Mexico State line), and New Mexico (except points east of a line beginning at the Colorado-New Mexico State line and extending along U.S. Highway 85 to junction New Mexico Highway 3, thence along New Mexico Highway 3 to junction U.S. Highway 54, thence along U.S. Highway 54 to the New Mexico-Texas State line), to New Jersey (Green Bay, Wis.) *.

(39) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from New Jersey, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, North Dakoat, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction U.S. Highway 151, thence along U.S. Highway 151 to junction U.S. Highway 18, thence along U.S. Highway 18 to the Wisconsin-Iowa State line), Iowa (except points south of a line beginning at the Wisconsin-Iowa State line and extending along U.S. Highway 18 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along Nebraska Highway 91 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Nebraska-Kansas State line), Colorado (except points south and east of a line beginning at the Kansas-Colorado State line and extending along U.S. Highway 24 to junction U.S. Highway 85, thence along U.S. Highway 85 to the Colorado-New Mexico State line), and New Mexico (except points east of a line beginning at the Colorado-New Mexico State line and extending along U.S. Highway 85 to junction New Mexico Highway 3, thence along New Mexico Highway 3 to junction U.S. Highway 54, thence along U.S. Highway 54 to the New Mexico-Texas State line) (Green Bay, Wis.) *.

(40) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction U.S. Highway 16, thence along U.S. Highway 16 to the Wisconsin-Minnesota State line), Iowa (except points south of Iowa Highway 9), Colorado (except points east of a line beginning at the Nevada-Colorado State line and extending along Colorado Highway 71 to junction U.S. Highway 350, thence along U.S. Highway 350 to junction Interstate Highway 25, thence along Interstate Highway 25 to the Colorado-New Mexico State line), and New Mexico (except points east of a line beginning at the Colorado-New Mexico State line and extending along U.S. Highway 285 to junction U.S. Highway 54, thence along U.S. Highway 54 to the New Mexico-Texas State line), to points in New York, Vermont, New Hampshire, and Maine (Green Bay, Wis.) *.

(41) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in New York, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Minnesota, Wisconsin, (except points south of a line beginning at Lake Michigan, at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction U.S. Highway 16, thence along U.S. Highway 16 to the Wisconsin-Minnesota State line), Iowa (except points south of Iowa Highway 9), Colorado (except points east of a line beginning at the Nevada-Colorado State line and extending along Colorado Highway 71 to junction U.S. Highway 350, thence along U.S. Highway 350 to junction Interstate Highway 25, thence along Interstate Highway 25 to the Colorado-New Mexico State line), and New Mexico (except points east of a line beginning at the Colorado-New Mexico State line and extending along U.S. Highway 285 to junction U.S. Highway 54, thence along U.S. Highway 54 to the New Mexico-Texas State line) (Green Bay, Wis.) *.

(42) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products and except commodities in bulk)



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which are materials and supplies utilized by food business houses, from points in Washington, Oregon, California, Nevada, Idaho, Utah, Montana, Wyoming, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 33, thence along Wisconsin Highway 33 to the Wisconsin-Minnesota State line), Iowa (except points south of Iowa Highway 9), Nebraska (except points east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 19, thence extending along U.S. Highway 385 to junction Nebraska Highway 19, thence along Nebraska Highway 19 to the Nebraska-Colorado State line), Colorado (except points south and east of a line beginning at the Nebraska-Colorado State line and extending along Colorado Highway 113 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 550, thence along U.S. Highway 550 to the Colorado-New Mexico State line), and Arizona (except points east of a line beginning at the New Mexico-Arizona State line and extending along U.S. Highway 666 to the junction of U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 89, thence along U.S. Highway 89 to the United States-Mexico International Boundary line), to points in Pennsylvania (Green Bay, Wis.)*.

(43) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from Pennsylvania, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Montana, Wyoming, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 33, thence along Wisconsin Highway 33 to the Wisconsin-Minnesota State line), Iowa (except points south of Iowa Highway 9), Nebraska except points east of a line beginning at the South Dakota-Nebraska State line and extending along U.S. Highway 385 to junction Nebraska Highway 19, thence along Nebraska Highway 19 to the Nebraska-Colorado State line), Colorado (except points south and east of a line beginning at the Nebraska-Colorado State line and extending along Colorado Highway 113 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 550, thence along U.S. Highway 550 to the Colorado-New Mexico State line), and Arizona (except points east of a line beginning at the New Mexico-Arizona State line and extending along U.S. Highway 666 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction U.S. Highway 89, thence along U.S. Highway 89 to the United States-Mexico International Boundary line) (Green Bay, Wis.)*.

(44) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of a line beginning at the Wisconsin-Iowa State line and extending along U.S. Highway 18 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 83, thence along U.S. Highway 83 to the Nebraska-Kansas State line), Colorado (except points east of a line beginning at the Nebraska-Colorado State line and extending along U.S. Highway 6 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 550, thence along U.S. Highway 550 to the Colorado-New Mexico State line), to points in Maryland, Delaware, and the District of Columbia (Green Bay, Wis.)*.

(45) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in Maryland, Delaware, and the District of Columbia, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, North Dakota, South Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of a line beginning at the Wisconsin-Iowa State line and extending along U.S. Highway 18 to junction U.S. Highway 71, thence along U.S. Highway 71 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa-Nebraska State line), Nebraska (except points south and east of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 83, thence along U.S. Highway 83 to the Nebraska-Kansas State line), Colorado (except points east of a line beginning at the Nebraska-Colorado State line and extending along U.S. Highway 6 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 550, thence along U.S. Highway 550 to the Colorado-New Mexico State line) (Green Bay, Wis.)*.

(46) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), South Dakota (except points south and east of a line beginning at the Iowa-South Dakota State line and extending along South Dakota Highway 46 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line), Wyoming (except points south and east of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 26 to junction Wyoming Highway 220, thence along Wyoming Highway 220 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points east of a line beginning at the Wyoming-Utah State line and extending along Interstate Highway 80 to junction U.S. Highway 91, thence along U.S. Highway 91 to the Utah-Arizona State line), Nevada (except points south of Interstate Highway 15), and California (except points east of a line beginning at the Nevada-California State line and extending along Interstate Highway 15 to junction Interstate Highway 5, thence along Interstate Highway 5 to the United States-Mexico International Boundary line), to points in West Virginia (Green Bay, Wis.)*.

(47) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in West Virginia, to points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), South Dakota (except points south and east of a line beginning at the Iowa-South Dakota State line and extending along South Dakota Highway 46 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line), Wyoming (except points south and east of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 26 to junction Wyoming Highway 220, thence along Wyoming Highway 220 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points east of a line beginning at the Wyoming-Utah State line and extending along Interstate Highway 80 to Junction U.S. Highway 91, thence along U.S. Highway 91 to the Utah-Arizona State line), Nevada (except points south of Interstate Highway 15), and California (except points east of a line beginning at the Nevada-California State line and extending along Interstate Highway 15 to junction Interstate Highway 5, thence along Interstate Highway 5 to the United States-Mexico International Boundary line) (Green Bay, Wis.)*.





(48) *Cheese* and *foodstuffs* (except meats, meat products, and meat by-products and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of Iowa Highway 9), South Dakota (except points south and east of a line beginning at the Iowa-South Dakota State line and extending along U.S. Highway 18 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line), Wyoming (except points south and east of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points east of U.S. Highway 91), Nevada (except points south of a line beginning at the Utah-Nevada State line and extending along Nevada Highway 25 to junciton U.S. Highway 6, thence along U.S. Highway 6 to the Nevada-California State line), and points in Santa Cruz, Santa Clara, Merced, Mariposa, and Mono Counties, Calif., and points north of the described counties in California, to points in Virginia (Green Bay, Wis.)*.

(49) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in Virginia, to points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of Iowa Highway 9), South Dakota (except points south and east of a line beginning at the Iowa-South Dakota State line and extending along U.S. Highway 18 to junction U.S. Highway 81, thence along U.S. Highway 81 to the South Dakota-Nebraska State line), Wyoming (except points south and east of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points east of U.S. Highway 91), Nevada (except points south of a line beginning at the Utah-Nevada State line and extending along Nevada Highway 25 to junciton U.S. Highway 6, thence along U.S. Highway 6 to the Nevada-California State line), and points in Santa Cruz, Santa Clara, Merced, Mariposa, and Mono Counties, Calif., and points north of the described counties in California (Green Bay, Wis.)*.

(50) *Cheese* and *foodstuffs* (except meat, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of Iowa Highway 9), South Dakota (except points south of a line beginning at the Iowa-South Dakota State line and extending along U.S. Highway 18 to junction U.S. Highway 281, thence along U.S. Highway 281 to the South Dakota-Nebraska State line), Wyoming (except points south of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points south of a line beginning at the Wyoming-Utah State line and extending along Interstate Highway 80 to junction U.S. Highway 187, thence along U.S. Highway 187 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Nevada (except points south of U.S. Highway 50), and California (except points south of a line beginning at the Nevada-California State line and extending along Interstate Highway 80 to junction California Highway 17, thence along California Highway 17 to the Pacific Ocean at Santa Cruz, Calif.), to points in North Carolina and South Carolina (Green Bay, Wis.)*.

(51) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in North Carolina and South Carolina to points in Washington, Oregon, Idaho, Montana, North Dakota, Minnesota, Wisconsin (except points south of a line beginning at Lake Michigan at Sheboygan, Wis., and extending along Wisconsin Highway 23 to junction Wisconsin Highway 82, thence along Wisconsin Highway 82 to the Wisconsin-Iowa State line), Iowa (except points south of Iowa Highway 9), South Dakota (except points south of a line beginning at the Iowa-South Dakota State line and extending along U.S. Highway 18 to junction U.S. Highway 281, thence along U.S. Highway 281 to the South Dakota-Nebraska State line), Wyoming (except points south of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Utah (except points south of a line beginning at the Wyoming-Utah State line and extending along Interstate Highway 80 to junction U.S. Highway 187, thence along U.S. Highway 187 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line), Nevada (except points south of U.S. Highway 50), and California (except points south of a line beginning at the Nevada-California State line and extending along Interstate Highway 80 to junction California Highway 17, thence along California Highway 17 to the Pacific Ocean at Santa Cruz, Calif.) (Green Bay, Wis.)*.

(52) *Cheese* and *foodstuffs* (except meat, meat products, and meat by-products and except commodities in bulk) which are materials and supplies utilized by food business houses, from points in Washington, North Dakota, Wisconsin (except points south of a line beginning at Lake Michigan at Manitowoc, Wis., and extending along U.S. Highway 10 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Wisconsin-Minnesota State line), Minnesota (except points south of U.S. Highway 12), South Dakota (except points south of a line beginning at the Minnesota-South Dakota State line and extending along U.S. Highway 12 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction U.S. Highway 212, thence along U.S. Highway 212 to the South Dakota-Wyoming State line), Montana (except points south of U.S. Highway 10), Idaho (except points south of U.S. Highway 12), and Oregon (except points south and east of a line beginning at the Washington-Oregon State line and extending along U.S. Highway 395 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Pacific Ocean at Newport, Oreg.), to points in Kentucky (Green Bay, Wis.)*.

(53) *Equipment, materials,* and *supplies* (except commodities in bulk) utilized by food business houses and used in the manufacture and distribution of foodstuffs, from points in Kentucky, to points in Washington, North Dakota, Wisconsin (except points south of a line beginning at Lake Michigan at Manitowoc, Wis., and extending along U.S. Highway 10 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Wisconsin-Minnesota State line), Minnesota (except points south of U.S. Highway 12), South Dakota (except points south of a line beginning at the Minnesota-South Dakota State line and extending along U.S. Highway 12 to junction U.S. Highway 81, thence along U.S. Highway 81 to junction U.S. Highway



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212, thence along U.S. Highway 212 to the South Dakota-Wyoming State line), Montana (except points south of U.S. Highway 10), Idaho (except points south of U.S. Highway 12), and Oregon (except points south and east of a line beginning at the Washington-Oregon State line and extending along U.S. Highway 395 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Pacific Ocean at Newport, Oreg.) (Green Bay, Wis.) *.

(54) *Cheese* and *foodstuffs* (except meat, meat products, and meat by-products, and except commodities in bulk) which are materials and supplies utilized by foodbusiness houses, from points in Washington, North Dakota, Wisconsin (except points south of a line beginning at Lake Michigan at Manitowoc, Wis., and extending along U.S. Highway 10 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Wisconsin-Minnesota State line), Minnesota (except points south of U.S. Highway 12), South Dakota (except points south of U.S. Highway 12), Montana (except points south of U.S. Highway 12), and Idaho (except points south of U.S. Highway 12), to points in Tennessee (Green Bay, Wis.) *.

(55) *Paper* and *paper products* (except commodities in bulk), from Escambia County, Fla., to points in Ohio, Pennsylvania, and West Virginia, restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons when destined to Ohio; restricted to the transportation of traffic originating at Escambia County, Fla.; and restricted against the transportation of cardboard cartons to Pennsylvania and West Virginia (Middlesboro, Ky.) *.

(56) *Paper* and *paper products* (except commodities in bulk), from Escambia County, Fla., to points in Indiana, Iowa, and Minnesota and Michigan (except points north of Michigan Highway 21), and Louisville, Ky., restricted against the transportation of pulpboard, pulpboard products, waste paper, and cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Hopkinsville, Ky.) *; and (57) *Paper* and *paper products* (except commodities in bulk), from Escambia County, Fla., to Milwaukee, Kenosha, and Racine, Wis., restricted against the transportation of cardboard cartons, and restricted to the transportation of traffic originating at Escambia County, Fla. (Smith Mills, Ky.) *. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

The purpose of this correction is to (1) clarify the territorial exceptions, (2) include 55, 56, and 57 above, and (3) to reflect the correct numbering of the proposals.

No. MC 51146 (Sub-No. E13), filed June 12, 1974. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cellulose materials and products, paper and paper products*, and *materials and supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between Monroe, Mich., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, points in Maryland on and east of a line beginning at the Pennsylvania-Maryland State line and extending along Maryland Highway 45 to junction Maryland Highway 2, thence along Maryland Highway 2 to the Chesapeake Bay and west of the Susquehanna River and Chesapeake Bay, and points in New York commencing at the United States-Canada International Boundary line and extending along U.S. Highway 9 to junction New York Highway 7, thence along New York Highway 7 to junction U.S. Highway 11, thence along U.S. Highway 11 to the New York-Pennsylvania State line, restricted against the transportation of traffic originating from Lyons Falls, Plattsburg, Utica, and Gildenland Center, N.Y.; Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; New Milford, Conn.; Lee, Mass.; Nashua and Merrimack, N.H.; and Lincoln, Millinocket, East Millinocket, Rumford, Westbrook and Woodland, Maine.

(2) (a) *Paper* and *paper products*, from Monroe, Mich., to points in Montana, Wyoming, Colorado, Kansas, Oklahoma, Texas, Louisiana, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, California, Nevada, North Dakota, South Dakota, Nebraska, Missouri, Arkansas, and Mississippi; (b) *Materials* and *supplies* used in the manufacture or distribution of paper and paper products, from points in Montana, Wyoming, Colorado, Kansas, Oklahoma, Texas, Louisiana, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, California, Nevada, North Dakota, South Dakota, Nebraska, Missouri, Arkansas, and Mississippi to Monroe, Mich., restricted against the transportation of commodities in bulk, pulpboard, pulpboard products and waste paper.

(3) *Paper* and *paper products* (except commodities in bulk), from Monroe, Mich., to points in Alabama, restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(4) (a) *Paper* and *paper products* (except commodities in bulk), from Chesapeake, Va., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, points in Oklahoma on, north, and west of a line beginning at the Missouri-Oklahoma State line and extending along Interstate Highway 44 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on, north, and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 62 to the Texas-New Mexico State line, and thence along the Texas-New Mexico State line extending along U.S. Highway 285 to junction Texas Highway 17, thence along Texas Highway 17 to junction U.S. Highway 67, thence along U.S. Highway 67 to the United States-Mexico International Boundary line at Presidio, Tex.

(b) *Materials* and *supplies* (except commodities in bulk), from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, points in Oklahoma on, north, and west of a line beginning at the Missouri-Oklahoma State line and extending along Interstate Highway 44 to junction U.S. Highway 277, thence along U.S. Highway 277 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on, north, and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 62 to the Texas-New Mexico State line, thence along the New Mexico-Texas State line extending along U.S. Highway 285 to junction Texas Highway 17, thence along Texas Highway 17 to junction U.S. Highway 67, thence along U.S. Highway 67 to the United States-Mexico International Boundary line at Presidio, Tex., to Chesapeake, Va.

(5) (a) *Paper* and *paper products* (except commodities in bulk), from Hopewell, Va., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, North Dakota, South Dakota, Nebraska, points in Kansas on, north, and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 54 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Kansas-Oklahoma State line, points in Oklahoma on, north, and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 75 to junction Oklahoma Highway 33, thence along Oklahoma Highway 33 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on, north, and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 62 to the Texas-New Mexico State line, and points in New Mexico on and north of U.S. Highway 62.

(b) *Materials and supplies* (except commodities in bulk), from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, North Dakota, South Dakota, Nebraska, points in Kansas on, north, and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 54 to junction U.S. Highway 75, thence along U.S. Highway 75 to the Kansas-Oklahoma State line, points in Oklahoma on, north, and west of a line beginning at the Kansas-Oklahoma State line and extending along U.S. Highway 75 to junction Oklahoma Highway 33, thence along Oklahoma Highway 33 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on,





north, and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 62 to the Texas-New Mexico State line, and points in New Mexico on and north of U.S. Highway 62, to Hopewell, Va.

(6) (a) *Paper* and *paper products* (except commodities in bulk), from Richmond, Va., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico North Dakota, South Dakota, Nebraska, and points in Kansas on and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 59 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Kansas-Oklahoma State line, points in Oklahoma on, west, and north of a line beginning at the Kansas-Oklahoma State line and extending along Interstate Highway 35 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on and north of U.S. Highway 62.

(b) *Materials and supplies* (except commodities in bulk), from points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, and points in Kansas on and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 59 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Interstate Highway 35, thence along Interstate Highway 35 to the Kansas-Oklahoma State line, points in Oklahoma on, west, and north of a line beginning at the Kansas-Oklahoma State line and extending along Interstate Highway 35 to junction U.S. Highway 62, thence along U.S. Highway 62 to the Oklahoma-Texas State line, and points in Texas on and north of U.S. Highway 62, to Richmond, Va.

(7) *Cellulose materials and products, paper* and *paper products*, and *materials* and *supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between Glendale and Phoenix, Ariz., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, and points in New York on and east of a line beginning at Lake Ontario at Oswego, N.Y., and extending along New York Highway 57 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction New York Highway 13, thence along New York Highway 13 to junction New York Highway 14, thence along New York Highway 14 to the New York-Pennsylvania State line, restricted against the transportation of traffic originating from Lyons Falls, Plattsburg, Utica, and Gildenland Center, N.Y.; Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; New Milford, Conn.; Lee, Mass.; Nashua and Merrimack, N.H.; and Lincoln, Millinocket, East Millinocket, Rumford, Westbrook, and Woodland, Maine.

(8) *Cellulose materials and products, paper and paper products*, and *materials, equipment*, and *supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between Chesapeake, Va., on the one hand, and, on the other, points in Minnesota, Wisconsin, Michigan, Iowa, points in Illinois on and north of a line beginning at the Iowa-Illinois State line and extending along U.S. Highway 136 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Illinois-Indiana State line, points in Indiana on and north of U.S. Highway 24, and points in Ohio on and north of U.S. Highway 24, restricted against the transportation of commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading.

(9) *Cellulose materials and products, paper* and *paper products*, and *materials, equipment*, and *supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between Hopewell, Va., on the one hand, and, on the other, points in Minnesota, Iowa, Wisconsin, points in Illinois on and north of Illinois Highway 17, and points in Michigan on, north, and west of a line beginning at the Indiana-Michigan State line and extending along Michigan Highway 66 to junction Michigan Highway 78, thence along Michigan Highway 78 to junction Michigan Highway 21, thence along Michigan Highway 21 to the United States-Canada International Boundary line at Port Huron, Mich., restricted against the transportation of commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading.

(10) *Cellulose materials and supplies, paper* and *paper products*, and *materials, equipment*, and *supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between Richmond, Va., on the one hand, and, on the other, points in Minnesota, Iowa, Wisconsin, points in Illinois on and north of Illinois Highway 17, and points in Michigan on, north, and west of a line beginning at Lake Huron, and extending along Michigan Highway 46 to junction U.S. Highway 131, thence along U.S. Highway 131 to junction Interstate Highway 94, thence along Interstate Highway 94 to junction Michigan Highway 51, thence along Michigan Highway 51 to junction U.S. Highway 31, thence along U.S. Highway 31 to the Michigan-Indiana State line, restricted against the transportation of commodities of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading.

(11) *Such cellulose materials and products, paper* and *paper products* as are manufactured or distributed by manufacturers or converters of cellulose materials and products and paper products, and *materials* and *supplies* used in the manufacture and distribution of the commodities described above (except in each instance commodities in bulk), between Snow Flake, Ariz., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, and points in New York on and east of a line beginning at the United States-Canada International Boundary line and extending along Interstate Highway 81 to junction New York Highway 13, thence along New York Highway 13 to junction New York Highway 14, thence along New York Highway 14 to the New York-Pennsylvania State line, restricted against the transportation of traffic originating at Lyons Falls, Plattsburg, Utica, and Gildenland Center, N.Y.; Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; New Milford, Conn.; Lee, Mass.; Nashua and Merrimack, N.H.; and Lincoln, Millinocket, East Millinocket, Rumford, Westbrook, and Woodland, Maine.

(12) *Such cellulose materials and products, paper* and *paper products* as are manufactured or distributed by manufacturers or converters of cellulose materials and products and paper products, and *materials* and *supplies* used in the manufacture and distribution of the commodities described above (except in each instance commodities in bulk), between Albuquerque, N. Mex., on the one hand, and, on the other, points in Michigan on and north of a line beginning at Detroit, Mich., and extending along Interstate Highway 94 to junction Michigan Highway 43, thence along Michigan Highway 43 to Lake Michigan near South Haven, Mich.

(13) *Such cellulose materials and products, paper* and *paper products* as are manufactured or distributed by manufacturers or converters of cellulose materials and products and paper products, and *materials* and *supplies* used in the manufacture and distribution of the commodities described above (except in each instance commodities in bulk), between Albuquerque N. Mex., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, and points in New York on and east of a line beginning at the United States-Canada International Boundary line and extending along Interstate Highway 87 to junction U.S. Highway 209, thence along U.S. Highway 209 to the New York-New Jersey State line, restricted against the transportation of traffic originating at Lyons Falls, Plattsburg, Utica, and Gildenland Center, N.Y.; Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; New Milford, Conn.; Lee, Mass.; Nashua and Merrimack, N.H.; and Lincoln, Millinocket, East Millinocket, Rumford, Westbrook, and Woodland, Maine.



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and *materials* and *supplies* used in the manufcture and distribution of the commodities described above (except in each instance commodities in bulk), between Denver and Golden, Colo., on the one hand, and, on the other, points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, points in New York on and east of a line beginning at the United States-Canada International Boundary line and extending along U.S. Highway 9 to junction New York Highway 7, thence along New York Highway 7 to junction U.S. Highway 11, thence along U.S. Highway 11 to the New York-Pennsylvania State line, restricted against the transportation of traffic originating at Lyons Falls, Plattsburg, Utica, and Gildenland Center, N.Y.; Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; New Milford, Conn.; Lee, Mass.; Nashua and Merrimack, N.H.; and Lincoln, Millinocket, East Millinocket, Rumford, Westbrook, and Woodland, Maine.

(15) (a) *Paper* and *paper products*, from Louisville, Ky., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, points in Missouri on, north, and west of a line beginning at the Iowa-Missouri State line and extending along U.S. Highway 65 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Missouri-Oklahoma State line, points in Kansas on, north, and west of a line beginning at the Missouri-Kansas State line and extending along U.S. Highway 36 to junction U.S. Highway 81, thence along U.S. Highway 81 to the Kansas-Oklahoma State line, points in Oklahoma on and west of a line beginning at the Kansas-Oklahoma State line and extending along Interstate Highway 35 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 281, thence along U.S. Highway 281 to the Oklahoma-Texas State line, and points in Texas on and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 283 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 181, thence along U.S. Highway 181 to the Gulf of Mexico at Corpus Christi, Tex., to Louisville, Ky., restricted against the transportation of (a) commodities in bulk, (b) pulpboard, pulpboard products, and waste paper, (c) cardboard cartons from Louisville, Ky.

(16) (a) *Paper and paper products*, from Louisville, Ky., to points in Maine, New Hampshire, Vermont, New York, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, points in Maryland on and north of U.S. Highway 50, and the District of Columbia.

(b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products, from points in Maine, New Hampshire, Vermont, New York, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, points in Maryland on and north of U.S. Highway 50, and the District of Columbia, to Louisville, Ky., restricted against the transportation of (a) commodities in bulk, (b) pulpboard, pulpboard products, and waste paper, (c) cardboard cartons from Louisville, Ky.

(17) (a) *Paper* and *paper products*, from Lexington, Ky., to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, points in Missouri on, north, and west of a line beginning at the Illinois-Missouri State line and extending along U.S. Highway 24 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Missouri-Oklahoma State line, points in Oklahoma on and west of a line beginning at the Missouri-Oklahoma State line and extending along U.S. Highway 60 to junction U.S. Highway 69, thence along U.S. Highway 69 to the Oklahoma-Texas State line, and points in Texas on and west of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 281 to junction U.S. Highway 183, thence along U.S. Highway 183 to junction U.S. Highway 87, thence along U.S. Highway 87 to the Gulf of Mexico at Port Lavaca, Tex., to Lexington, Ky., restricted against the transportation of (a) commodities in bulk, (b) pulpboard, pulpboard products and waste paper, and (c) cardboard cartons from Lexington, Ky.

(18) (a) *Paper* and *paper products*, from Lexington, Ky., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, and points in New Jersey on and east of a line beginning at the Pennsylvania-New Jersey State line and extending along U.S. Highway 46 to junction New Jersey Highway 31, thence along New Jersey Highway 31 to junction U.S. Highway 206, thence along U.S. Highway 206 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Atlantic Ocean at Atlantic City, N.J.; (b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products, from points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, and points in New Jersey on and east of a line beginning at the Pennsylvania-New Jersey State line and extending along U.S. Highway 46 to junction New Jersey Highway 31, thence along New Jersey Highway 31 to junction U.S. Highway 206, thence along U.S. Highway 206 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Atlantic Ocean at Atlantic City, N.J.

(b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products, from points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, and points in New Jersey on and east of a line beginning at the Pennsylvania-New Jersey State line and extending along U.S. Highway 46 to junction New Jersey Highway 31, thence along New Jersey Highway 31 to junction U.S. Highway 206, thence along U.S. Highway 206 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Atlantic Ocean at Atlantic City, N.J., to Lexington, Ky., restricted against the transportation of (a) commodities in bulk, (b) pulpboard, pulpboard products, and waste paper, (c) cardboard cartons from Lexington, Ky.

(19) (a) *Paper* and *paper products*, from Coosa Pines, Ala., to points in Washington, Oregon, Idaho, Montana, Wyoming, points in Colorado on and north of a line beginning at the Nebraska-Colorado State line and extending along Colorado Highway 113 to junction U.S. Highway 6, thence along U.S. Highway 6 to the Colorado-Utah State line, points in Utah on and north of U.S. Highway 6, points in Nevada on and north of U.S. Highway 6, and points in California in and north of Mono, Tuolumne, Mariposa, Merced, Santa Clara, and Santa Cruz Counties, Calif.; (b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products, from points in Washington, Oregon, Idaho, Montana, Wyoming, points in Colorado on and north of a line beginning at the Nebraska-Colorado State line and extending along Colorado Highway 113 to junction U.S. Highway 6, thence along U.S. Highway 6 to the Colorado-Utah State line, points in Utah on and north of U.S. Highway 6, points in Nevada on and north of U.S. Highway 6, and points in California in and north of Mono, Tuolumne, Mariposa, Merced, Santa Clara, and Santa Cruz Counties, Calif., to Coosa Pines, Ark., restricted against the transportation of (a) commodities in bulk, (b) cardboard cartons from Coosa Pines, Ala.

(20) (a) *Paper* and *paper products*, from Tuscaloosa, Ala., to points in Washington, Oregon, Idaho, Montana, points in Wyoming on, north, and west of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line, points in Utah on and north of Interstate Highway 80, points in Nevada on and north of U.S. Highway 50, and points in California on and north of Interstate Highway 80; (b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products, from points in Washington, Oregon, Idaho, Montana, points in Wyoming on, north, and west of a line beginning at the Nebraska-Wyoming State line and extending along U.S. Highway 20 to junction Wyoming Highway 789, thence along Wyoming Highway 789 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Wyoming-Utah State line, points in Utah on and north of Interstate Highway 80, points in Nevada on and north of U.S. Highway 50, and points in California on and north of Interstate Highway 80 to Tuscaloosa, Ala., restricted against the transportation of (a) commodities in bulk, (b) cardboard cartons from Tuscaloosa, Ala.

(21) (a) *Such cellulose materials and products, paper* and *paper products* as are manufactured or distributed by manufacturers or converters of cellulose materials and products, and paper products, and (b) *materials and supplies* as are used in the manufacture and distribution of the above-described commodities (except in each instance commodities in bulk), between Denver and Golden, Colo., on the one hand, and, on the other, points in Wisconsin on and east of a line beginning at the Michigan-Wisconsin State line and extending along U.S. Highway 51 to junction U.S. Highway 16, thence along U.S. Highway 16 to junction Wisconsin Highway 83, thence along Wisconsin Highway 83 to the Wisconsin-Illinois State line, points in Michigan on, north, and east of a line beginning at Lake Michigan and extending along U.S. Highway 10 to junction U.S. Highway 23, thence along U.S. Highway 23 to the Michigan-Ohio State line, points in Ohio on, north, and east of a line beginning at the Michigan-Ohio State line and extending along U.S. Highway 23 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction U.S. Highway 30, thence along U.S. Highway 30 to the Ohio-West Virginia State line, points in Pennsylvania on, north, and east of a line beginning at the West Virginia-Pennsylvania State line and extending along U.S. Highway 30 to junction Pennsylvania Highway 980, thence along Pennsylvania Highway 980 to junction U.S. Highway 19, thence along U.S. Highway 19 to the Pennsylvania-West Virginia State line, and points in West Virginia on and east of a line beginning at the Pennsylvania-West Virginia State line and extending along U.S. Highway 119 to junction U.S. Highway 250, thence along U.S. Highway 250 to junction U.S. Highway 33, thence along U.S. Highway 33 to the West Virginia-Virginia State line.

(22) (a) *Paper* and *paper products* (except commodities in bulk), from points in Iowa, to points in South Carolina; (b) *Materials and supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in South Carolina to points in Iowa.

(23) (a) *Paper* and *paper products* (except commodities in bulk), from points in Alabama (except Mobile and points in its commercial zone as defined by the Commission, and points north of a line beginning at junction Mississippi-Alabama State line and U.S. Highway 82, thence along U.S. Highway 82 to Tuscaloosa, Ala., thence along U.S. Highway 11 to Birmingham, Ala., thence along U.S. Highway 78 to the Alabama-Georgia State line, to points in Missouri on and north of a line beginning at junction Kansas-Missouri State line and U.S. Highway 66, thence along U.S. Highway 66 to Lebanon, Mo., thence along Missouri Highway 32 to junction Missouri Highway 21, thence along Missouri Highway 21 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Missouri line; (b) *Materials* and *supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in Missouri on and north of a line beginning at junction Kansas-Missouri State line and U.S. Highway 66, thence along U.S. Highway 66 to Lebanon, Mo., thence along Missouri Highway 32 to junction Missouri Highway 21, thence along Missouri Highway 21 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Missouri line, to points in Alabama (except Mobile and points in its commercial zone, as defined by the Commission, and points north of a line beginning at junction Mississippi-Alabama State line and U.S. Highway 82, thence along U.S. Highway 82 to Tuscaloosa, Ala., thence along U.S. Highway 11 to Birmingham, Ala., thence along U.S. Highway 78 to the Alabama-Georgia State line, restricted against service from or to Alabama points and their commercial zones on U.S. Highway 78, as defined by the Commission.

(24) (a) *Paper* and *paper products* (except commodities in bulk), from points in Tennessee on and east of U.S. Highway 41 to points in Missouri (except those points east and south of a line beginning at junction Arkansas-Missouri State line, and U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 160, thence along U.S. Highway 160 to Poplar Bluff, Mo., thence along U.S. Highway 60 to the Missouri line; (b) *Materials* and *supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in Missouri (except those points east and south of a line beginning at junction Arkansas-Missouri State line and U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 160, thence along U.S. Highway 160 to Poplar Bluff, Mo., thence along U.S. Highway 60 to the Missouri line, to points in Tennessee on and east of U.S. Highway 41.

(25) (a) *Paper* and *paper products* (except commodities in bulk), from points in Tennessee (except points south and west of a line beginning at junction Mississippi River and Tennessee Highway 20, thence along Tennessee Highway 20 to Jackson, Tenn., thence along U.S. Highway 45 to the Tennessee-Alabama State line, to points in Missouri on and north of U.S. Highway 66; (b) *Materials* and *supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in Missouri on and north of U.S. Highway 66 to points in Tennessee (except points south and west of a line beginning at junction Mississippi River and Tennessee Highway 20, thence along Tennessee Highway 20 to Jackson, Tenn., thence along U.S. Highway 45 to the Tennessee-Alabama State line.

(26) (a) *Paper* and *paper products* (except commodities in bulk), from points in Kentucky on, south, and east of a line beginning at junction Kentucky-Tennessee State line and U.S. Highway 231, thence along U.S. Highway 231 to Bowling Green, Ky., thence along U.S. Highway 31W, to Elizabethtown, thence along U.S. Highway 62 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Kentucky-West Virginia State line, to points in Missouri (except those points in the following two areas: (a) those north and east of a line beginning at junction Iowa-Missouri State line and Missouri Highway 5, thence along Missouri Highway 5 to junction Missouri Highway 6, thence along Missouri Highway 6 to W. Quincy, Mo., and (b) those east of a line beginning at Louisiana, Mo., thence along U.S. Highway 54 to Jefferson City, Mo., thence along U.S. Highway 63 to Rolla, Mo., thence along Missouri Highway 72 to junction Missouri Highway 51, thence along Missouri Highway 51 to the Mississippi River); (b) *Materials* and *supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in Missouri (except those points in the following two areas:







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(a) those north and east of a line beginning at junction Iowa-Missouri State line and Missouri Highway 5, thence along Missouri Highway 5 to junction Missouri Highway 6, thence along Missouri Highway 6 to W. Quincy, Mo., and (b) those east of a line beginning at Louisiana, Mo., thence along U.S. Highway 54 to Jefferson City, Mo., thence along U.S. Highway 63 to Rolla, Mo., thence along Missouri Highway 72 to junction Missouri Highway 51, thence along Missouri Highway 51 to the Mississippi River), to points in Kentucky on, south, and east of a line beginning at junction Kentucky-Tennessee State line and U.S. Highway 231, thence along U.S. Highway 231 to Bowling Green, Ky., thence along U.S. Highway 31W to Elizabethtown, thence along U.S. Highway 62 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Kentucky-West Virginia State line, restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(27) (a) *Paper* and *paper products* (except commodities in bulk), from points in Kentucky (except Florence, Ky., and Cincinnati, Ohio, commercial zones as described by the Commission and those points in the following two areas: (a) those west of U.S. Highway 41, and (b) those north and west of a line beginning at Louisville, Ky., thence along U.S. Highway 460 to Frankfort, Ky., thence along U.S. Highway 127 to the Kentucky-Ohio State line), to points in Missouri on and south of a line beginning at Kansas City, Mo., thence along U.S. Highway 71 to junction U.S. Highway 50, thence along U.S. Highway 50 to Sedalia, Mo., thence along U.S. Highway 65 to Springfield, Mo, thence along U.S. Highway 66 to Rolla, Mo., and thence along Missouri Highway 72 to Cape Girardeau, Mo. (except those points east and south of a line beginning at junction of the Arkansas-Missouri State line and U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 160, thence along U.S. Highway 160 to Poplar Bluff, Mo., thence along U.S. Highway 60 to the Missouri line; and (b) *Materials* and *supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from points in Missouri on and south of a line beginning at Kansas City, Mo., thence along U.S. Highway 71 to junction U.S. Highway 50, thence along U.S. Highway 50 to Sedalia, Mo., thence along U.S. Highway 65 to Springfield, Mo., thence along U.S. Highway 66 to Rolla, Mo., and thence along Missouri Highway 72 to Cape Girardeau, Mo. (except those points east and south of a line beginning at junction Arkansas-Missouri State line and U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 160, thence along U.S. Highway 160 to Poplar Bluff, Mo., thence along U.S. Highway 60 to the Missouri line, to points in Kentucky (except those west of U.S. Highway 41, and those north and west of a line beginning at Louisville, Ky., thence along U.S. Highway 460 to Frankfort, Ky., thence along U.S. Highway 127 to the Kentucky-Ohio State line), restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(28) *Metal containers* and *container ends*, from the facilities RJR Foods, Inc., at Plymouth, Ind., to points in California, Arizona, Louisiana, Mississippi, Florida, Georgia (except points north of U.S. Highway 78), Alabama (except points north and east of a line beginning at junction of the Tennessee-Alabama State line and U.S. Highway 431, thence along U.S. Highway 431 to Gadsden, Ala., thence along U.S. Highway 278 to the Alabama-Georgia State line), Oregon (except those points east of Interstate Highway 5), Texas (except points north of U.S. Highway 66), New Mexico (except those points north and east of a line beginning at junction Colorado-New Mexico State line and U.S. Highway 85, thence along U.S. Highway 85 to Albuquerque, N. Mex., thence along U.S. Highway 66 to the Texas-New Mexico State line), and those points in Tennessee on, and within, an area bordered on the west by a line beginning at Memphis, Tenn., thence along U.S. Highway 79 to Clarksville, Tenn., and on the east by a line beginning at Clarksville, Tenn., thence along Tennessee Highway 13 to the Tennessee-Mississippi State line, restricted to the transportation of traffic originating at the above-named facility.

(29) *Such cellulose materials and products, paper* and *paper products* as are manufactured or distributed by manufacturers or converters of cellulose materials and products and paper products, and (2) *Materials* and *supplies* used in the manufacture and distribution of the commodities described in (1) above, between Glendale and Phoenix, Ariz., on the one hand, and, on the other, points in Michigan, Pennsylvania, points in Wisconsin on, north, and east of a line beginning at Superior, Wis., and extending along U.S. Highway 53 to junction Wisconsin Highway 95, thence along Wisconsin Highway 95 to the Mississippi River, thence along the Mississippi River to Prairie du Chien, Wis., thence along U.S. Highway 18 to junction Wisconsin Highway 69, thence along Wisconsin Highway 69 to the Wisconsin-Illinois State line, points in Illinois on, north, and east of a line beginning at the Wisconsin-Illinois State line and extending along Illinois Highway 26 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Illinois Highway 47, thence along Illinois Highway 47 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction Illinois Highway 17, thence along Illinois Highway 17 to the Illinois-Indiana State line, points in Indiana on and north of a line beginning at the Illinois-Indiana State line and extending along Indiana Highway 14 to junction Indiana Highway 15, thence along Indiana Highway 15 to junction Indiana Highway 124, thence along Indiana Highway 124 to the Indiana-Ohio State line, points in Ohio on and north of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 33 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Ohio-West Virginia State line, and points in West Virginia on and north of a line beginning at the Ohio-West Virginia State line and extending along U.S. Highway 50 to junction U.S. Highway 250, thence along U.S. Highway 250 to the West Virginia-Virginia State line, restricted against the transportation of commodities in bulk, those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading.

(30) *Such* cellulose materials and products, paper and paper products as are manufactured or distributed by manufacturers or converters of cellulose material and products and paper products, and (2) *Materials* and *supplies* used in the manufacture and distribution of the commodities described in (1) above, between Snowflake, Ariz., on the one hand, and, on the other, points in Michigan, points in Wisconsin on and east of a line beginning at Superior, Wis., and extending along U.S. Highway 52 to junction U.S. Highway 12, thence along U.S. Highway 12 to junction U.S. Highway 14, thence along U.S. Highway 14 to the Wisconsin-Illinois State line, points in Illinois on and east of a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 14 to junction Illinois Highway 47, thence along Illinois Highway 47 to junction U.S. Highway 30, thence along U.S. Highway 30 to the Illinois-Indiana State line, points in Indiana on and north of U.S. Highway 30, points in Ohio on and north of a line beginning at the Indiana-Ohio State line and extending along U.S. Highway 30 to junction U.S. Highway 250, thence along U.S. Highway 250 to the Ohio-West Virginia State line, points in West Virginia on and north of U.S. Highway 40, and points in Pennsylvania on and north of U.S. Highway 40, restricted against the transportation of commodities in bulk, those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities requiring special equipment, and those injurious or contaminating to other lading.

(31) *Paper* and *paper products* (except commodities in bulk), from Taylorville, Ill., to points in Washington, points in Montana on, north, and west of a line beginning at the United States-Canada International Boundary line and extending along Montana Highway 233 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction Montana Highway 200, thence along Montana Highway 200 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Montana-Idaho State line, points in Idaho on and north of U.S. Highway 12, points in Oregon on and west of U.S. Highway 95, points in Nevada on and west of a line beginning at the Oregon-Nevada State line and extending along U.S. Highway 95 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Nevada-California State line, and points in California on and west of a line beginning at





the Nevada-California State line and extending along U.S. Highway 395 to junction Interstate Highway 10, thence along Interstate Highway 10 to junction California Highway 111, thence along California Highway 111 to the United States-Mexico International Boundary line.

(b) *Materials* and *supplies* used in the manufacture or distribution of paper and paper products (except commodities in bulk), from points in Washington, points in Montana on, north, and west of a line beginning at the United States-Canada International Boundary line and extending along Montana Highway 233 to junction U.S. Highway 87, thence along U.S. Highway 87 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction Montana Highway 200, thence along Montana Highway 200 to junction U.S. Highway 12, thence along U.S. Highway 12 to the Montana-Idaho State line, points in Idaho on and north of U.S. Highway 12, points in Oregon on and west of U.S. Highway 95, points in Nevada on and west of a line beginning at the Oregon-Nevada State line and extending along U.S. Highway 95 to junction U.S. Highway 50, thence along U.S. Highway 50 to the Nevada-California State line, and points in California on and west of a line beginning at the Nevada-California State line and extending along U.S. Highway 395 to junction Interstate Highway 10, thence along Interstate Highway 10 to junction California Highway 111, thence along California Highway 111 to the United States-Mexico International Boundary line, to Taylorville, Ill., restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(32) (a) *Paper* and *paper products* (except commodities in bulk), from Shelbyville, Ill., to points in Washington, Oregon, California, points in Montana on, north, and west of a line beginning at the North Dakota-Montana State line and extending along U.S. Highway 2 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Wyoming State line, points in Idaho on, north, and west of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 191 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 93, thence along U.S. Highway 93 to the Idaho-Nevada State line, points in Nevada on and west of U.S. Highway 93, and points in Arizona on and west of a line beginning at the Nevada-Arizona State line, and extending along U.S. Highway 93 to the junction U.S. Highway 89, thence along U.S. Highway 89 to the United States-Mexico International Boundary line; (b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products (except commodities in bulk), from points in Washington, Oregon, California, points in Montana on, north, and west of a line beginning at the North Dakota-Montana State line and extending along U.S. Highway 2 to junction U.S. Highway 191, thence along U.S. Highway 191 to the Montana-Wyoming State line, points in Idaho on, north, and west of a line beginning at the Montana-Idaho State line and extending along U.S. Highway 191 to junction U.S. Highway 30N, thence along U.S. Highway 30N to junction U.S. Highway 30, thence along U.S. Highway 30 to junction U.S. Highway 93, thence along U.S. Highway 93 to the Idaho-Nevada State line, points in Nevada on and west of U.S. Highway 93, and points in Arizona on and west of a line beginning at the Nevada-Arizona State line and extending along U.S. Highway 93 to junction U.S. Highway 89, thence along U.S. Highway 89 to junction U.S. Highway 89, thence along U.S. Highway 89 to the United States-Mexico International Boundary line, restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(33) (a) *Paper* and *paper products* (except commodities in bulk), from Shelbyville, Ill., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Virginia, points in North Carolina on and east of U.S. Highway 65, and the District of Columbia; (b) *Materials* and *supplies* used in the manufacture and distribution of paper and paper products (except commodities in bulk), from points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Virginia, points in North Carolina on and east of U.S. Highway 65, and the District of Columbia, to Shelbyville, Ill., restricted against the transportation of pulpboard, pulpboard products, and waste paper.

(34) (a) *Paper* and *paper products*, from Shelbyville, Ill., to points in North Dakota, South Dakota, points in Nebraska on, north, and west of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 26, thence along U.S. Highway 26 to the Nebraska-Wyoming State line; and (b) *Materials, equipment,* and *supplies* used in the manufacture and distribution of paper and paper products, from points in North Dakota, South Dakota, points in Nebraska on, north, and west of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 20 to junction U.S. Highway 385, thence along U.S. Highway 385 to junction U.S. Highway 26, thence along U.S. Highway 26 to the Nebraska-Wyoming State line, to Shelbyville, Ill., restricted against the transportation of commodities in bulk.

The purpose of this filing is to eliminate the gateways of: in (1) above, Paxinos, Pa.; in (2), (15), (16), (17), (18), (19), (20), (31), (32), and (33) above, Muncie, Ind.; in (3) above, South Bend, Ind.; in (4), (5), and (6) above, Paxinos, Pa., and Muncie, Ind.; in (7), (11), (13), and (14) above, Green Bay, Wis., and Paxinos, Pa.; in (8), (9), and (10) above, Paxinos, Pa., and Chicago Heights, Ill.; in (12) and (21) above, Green Bay, Wis.; in (22), (23), (24), (25), (26), and (27) above, the plant site of West Virginia Pulp and Paper Co., at Wickliffe, Ky.; in (28) above, Chicago, Ill., and Madisonville, Ky.; in (29) and (30) above, Green Bay, Wis., and Chicago Heights, Ill.; and in (34) above, Sibley, Iowa.

No. MC 51146 (Sub-No. E18) (Correction), filed May 23, 1974 published in the FEDERAL REGISTER May 1, 1975. Applicant: SCHNEIDER TRANSPORT, P.O. Box 2298, Green Bay, Wis. 54306. Applicant's representative: D. F. Martin (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (14) *Plastic pallets* produced or distributed by manufacturers and converters of paper and paper products, (except commodities in bulk and require the use of special equipment), from points in Oregon, California, Nevada, Utah, Colorado, Arizona, New Mexico, points in Washington on and west of a line beginning at the United States-Canada International Boundary line extending along U.S. Highway 395 to the junction of U.S. Highway 10, thence along U.S. Highway 10 to the Washington-Idaho State line, points in Idaho on and south of U.S. Highway 26, and points in Wyoming on and south of U.S. Highway 26, to points in the Upper Peninsula of Michigan, and to points in Wisconsin on, north and east of a line beginning at the Michigan-Wisconsin State line extending along U.S. Highway 51 to junction U.S. Highway 18, thence along U.S. Highway 18 to Lake Michigan at Milwaukee, Wis. (Neenah, Wis.)*; (21) (b) *Foodstuffs* (except frozen foods and commodities in bulk), and *furniture* moving in mixed loads with the commodities in (a) above, from points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New Jersey, Delaware, Kentucky, Tennessee, North Carolina, South Carolina, Florida, Alabama, Georgia, Mississippi, points in New York on and east of Interstate Highway 81, points in Maryland on and east of Interstate Highway 95, points in West Virginia on and south of U.S. Highway 60, points in Virginia on, south and east of a line beginning at the West Virginia-Virginia State line extending along U.S. Highway 60 to junction Interstate Highway 95, thence along Interstate Highway 95 to the Virginia-Maryland State line, points in Indiana on and west of a line beginning at the Michigan-Indiana State line extending along U.S. Highway 31 to junction U.S. Highway 35, thence along U.S. Highway 35 to the Indiana-Ohio State line, points in Ohio on and south of a line beginning at the Indiana-Ohio State line extending along U.S. Highway 27 to the junction Ohio Highway 73, thence along Ohio Highway 73 to the Ohio-Kentucky State line, and the District of Columbia, to points in the Upper Peninsula of Michigan on and west of a line beginning at Lake Superior at Grand Marais extending along Michigan Highway 77 to junction U.S. Highway 2, thence along U.S. Highway 2 to Gulliver, thence south over unnumbered highway to Lake Michigan. Restriction: The authority granted herein is restricted to traffic destined to the stores or other facilities of Shopko Stores, Inc., located



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at the described destination points (Green Bay, Wis.*).

(23) *Cellulose materials and products, paper and paper products, materials and supplies* used in the production and distribution of the above-described commodities (except in each instance commodities in bulk), between points in New York on and south of Interstate Highway 84 and points in New Jersey on and north of a line beginning at Camden, N.J., extending along New Jersey Highway 10 to junction New Jersey Highway 88, thence along New Jersey Highway 88 to the Atlantic Ocean at Point Pleasant Beach, on the one hand, and, on the other, to points in Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, points in Colorado on and west of U.S. Highway 85, and points in New Mexico on and west of U.S. Highway 85. Restriction: The operations authorized above are restricted against the transportation of traffic originating from Riegelsville, Milford, Hughesville and Warren Glen, N.J. (Paxinos, Pa., and Green Bay, Wis.*). (52) *Such ground bentonite clay* as is manufactured or distributed by manufacturers or converters of cellulose materials and products, and paper products, from points in Oregon to points in Minnesota, Wisconsin, Michigan, Ohio, Indiana, Illinois, Kentucky, Tennessee, points in Iowa on and north of a line beginning at the Nebraska-Iowa State line extending along U.S. Highway 20 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction Interstate Highway 80, thence along Interstate Highway 80 to the Iowa-Illinois State line (facilities of International Minerals & Chemical Corporation and the Baroid Division of National Lead Co., at or near Colony, Wyo.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above. The purpose of this partial correction is to (1) clarify territorial descriptions and (2) eliminate a restriction previously imposed in (52) above. The remainder of the filing remains as previously published.

No. MC 107002 (Sub-No. E256), filed July 21, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from Eudora, Ark., to points in Alabama, Georgia (Vicksburg, Miss.)*, Florida (the plant site of Mississippi Chemical Corporation at Yazoo City, Miss.)*, Illinois, Indiana, Kentucky, Michigan, Ohio (Greenville, Miss., and Memphis, Tenn.)*, Iowa (Greenville, Miss., and Barfield, Ark., and points within ten miles thereof)*, Missouri (Greenville, Miss., and Memphis, Tenn., or the storage facilities of Allied Chemical Corporation at Pine Bluff, Ark.)*, North Carolina, South Carolina (Mississippi, except Crupp, Rogerslacy, and Zetus, Miss., and Fox Ala.)*, Oklahoma, Tennessee, Texas (Greenville, Miss.)*, West Virginia (Hamilton, Miss., and the plant site of Monsanto Chemical Co., at Anniston, Ala.)*, and those in Arkansas on and east of a line beginning at the Askansas-Missouri State line and extending along Arkansas Highway 115 to junction U.S. Highway 67, thence along U.S. Highway 67 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction Arkansas Highway 1, thence along Arkansas Highway 1 to the White River, thence along the White River to the Arkansas-Mississippi State line (Greenville, Miss., and the storage facilities of Allied Chemical Corporation)*, restricted against the transportation of anhydrous ammonia to points in Arkansas and restricted against the transportation of fertilizer solutions as described in Appendix XIII, 61 M.C.C. 209. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E257), filed July 21, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid animal and poultry feed ingredients*, in bulk, in tank vehicles, from points in Mississippi to points in Iowa, Wisconsin (Barfield, Ark., and points within ten miles thereof)*, Michigan (points in Mississippi within the Memphis, Tenn., commercial zone)*, and Kansas (points in Mississippi within the Memphis, Tenn., commercial zone, and points in Mississippi within the Collierville, Tenn., commercial zone)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E258), filed July 21, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid animal and poultry feed ingredients*, in bulk, in tank vehicles, from those points in Mississippi on, west, and south to points in Lake, Obion, Dyer, Lauderdale, Tipton, and Shelby Counties, Tenn. (points in Mississippi within the Memphis, Tenn., commercial zone)*, and those in Tennessee on and east of a line beginning at the Tennessee-Kentucky State line and extending along U.S. Highway 41 Alternate to Clarksville and thence along Tennessee Highway 13 to the Tennessee-Alabama State line (Decatur, Ala.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E259), filed July 11, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described in Appendix XIII, *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Moscow, Ala., to those points in Missouri, those in Illinois on and south of a line beginning at the Mississippi River and extending along Illinois Highway 150 to junction Illinois Highway 154, thence along Illinois Highway 154 to junction U.S. Highway 51, thence along U.S. Highway 51 to Ashley, thence along U.S. Highway 460 to the Illinois-Indiana State line, those in Indiana on, south, and west of a line beginning at the Indiana-Illinois State line and extending along U.S. Highway 50 to junction Indiana Highway 57, thence along Indiana Highway 57 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Indiana-Kentucky State line, and those in Obion, Dyer, Lauderdale, Tipton, Shelby, and Haywood Counties, Tenn., on and east of Tennessee Highway 54 and U.S. Highway 79. The purpose of this filing is to eliminate the gateways of Union County, Miss., and Memphis, Tenn.

No. MC 107002 (Sub-No. E260), filed July 11, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn starch*, in bulk, in tank vehicles, from Memphis, Tenn., to those points in Alabama on and south of U.S. Highway 84 and those in Louisiana on, south, and east of a line beginning at the Louisiana-Mississippi State line and extending along U.S. Highway 80 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Louisiana Highway 6, thence along Louisiana Highway 6 to junction Louisiana-Texas State line. The purpose of this filing is to eliminate the gateway of Jackson, Miss.

No. MC 107002 (Sub-No. E261), filed July 11, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from points in Tennessee to those points in Arkansas on and south of Interstate Highway 40. The purpose of this filing is to eliminate the gateway of Memphis, Tenn.

No. MC 107002 (Sub-No. E262), filed July 11, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from those points in Tennessee on, south, and east of a line beginning at the Tennessee-Mississippi State line and extending along U.S. Highway 64 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 31W, thence along U.S. Highway 31W to the Tennessee-Kentucky State line, to those points in Arkansas north of Interstate Highway 40. The purpose of this filing is to eliminate the gateway of Memphis, Tenn.





No. MC 107002 (Sub-No. E263), filed July 11,. 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Liquefied petroleum gas, in bulk, in tank vehicles, from the site of the pipe line terminal of the Dixie Pipe Line Company near Demopolis, Ala., to those points in Indiana on, west, and north of a line beginning at the Indiana-Kentucky State line and extending along U.S. Highway 231 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Indiana Highway 37, thence along Indiana Highway 37 to junction Indiana Highway 44, thence along Indiana Highway 44 to the Indiana-Ohio State line, those in Kentucky on and west of a line beginning at the Kentucky-Indiana State line and extending along Kentucky Highway 81 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction Kentucky Highway 107, thence along Kentucky Highway 107 to the Kentucky-Tennessee State line, and those in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line and extending along Tennessee Highway 119 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Tennessee Highway 77, thence along Tennessee Highway 77 to junction Tennessee Highway 70, thence along Tennessee Highway 70 to junction Tennessee Highway 18, thence along Tennessee Highway 18 to the Tennessee-Mississippi State line. The purpose of this filing is to eliminate the gateway of Memphis, Tenn.

No. MC 107002 (Sub-No. E264), filed July 10, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from Chattanooga, Tenn., to points in Texas. The purpose of this filing is to eliminate the gateway of Hattiesburg, Miss.

No. MC 107002 (Sub-No. E265), filed July 10, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles, from Friars Point, Miss., to those points in Indiana on and south of U.S. Highway 51, those in Kentucky on and east of U.S. Highway 231 (the plant site of the Oklahoma-Mississippi River Products Lines, Inc., near West Memphis, Ark., and Memphis, Tenn.)*, those in Tennessee within 300 miles of West Memphis, Ark. (the plant site of the Oklahoma-Mississippi River Products Lines, Inc., near West Memphis, Ark.)*, and Cincinnati, Ohio, and points in Ohio within 25 miles thereof (the site of the Oklahoma-Mississippi River Products Lines, Inc., near West Memphis, Ark.)*, and *petroleum products*, as described in Appendix XIII to the report in Descriptions in Motor Carriers Certificates, 61 M.C.C. 209, in bulk, in tank vehicles, from Friars Point, Miss., to points in Missouri (the plant site of the Oklahoma-Mississippi River Products Lines, Inc., near West Memphis, Ark.)*, and those in Illinois on and south of a line beginning at Chester and extending along Illinois Highway 150 to junction Illinois Highway 154, thence along Illinois Highway 154 to junction U.S. Highway 51, thence along U.S. Highway 51 to Ashley, and thence along U.S. Highway 460 to the Illinois-Indiana State line (the plant site of the Oklahoma-Mississippi River Products Lines, Inc., near West Memphis, Ark., and the plant site of the Southland Company at Memphis, Tenn.)*; restricted against the transportation of the involved commodities to points in Kentucky within 200 miles of West Memphis, Ark., and restricted against the transportation of asphalt to points in Illinois. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E269), filed July 7, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, as described by the Commission, in bulk, in tank vehicles, from Moscow, Ala., to points in Arkansas (Crupp and Louisville, Miss.)*, Louisiana (Vicksburg, Miss.)*, Oklahoma (Washington County, Miss.)*, and Texas (Natchez, Miss.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107002 (Sub-No. E270), filed July 7, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, as described in Appendix XIII to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, in bulk, in tank vehicles; (1) from those points in Mississippi on and bounded by a line beginning at the Alabama-Mississippi State line and extending along Mississippi Highway 19 to Kosciusko, thence along Mississippi Highway 14 to the Alabama-Mississippi State line, thence along the Alabama-Mississippi State line to junction Mississippi Highway 12, thence along Mississippi Highway 12 to junction U.S. Highway 49E, thence along U.S. Highway 49E to junction Mississippi Highway 8, thence along Mississippi Highway 8 to junction U.S. Highway 278, thence along U.S. Highway 278 to the Alabama-Mississippi State line, thence along the Alabama-Mississippi State line to point of beginning to those points in Arkansas north of a line beginning at the Texas-Arkansas State line and extending along U.S. Highway 67 to Malvern, thence along U.S. Highway 270 to Sheridan, thence along U.S. Highway 167 to Fordyce, thence along U.S. Highway 79 to junction U.S. Highway 49, thence along U.S. Highway 49 to the Arkansas-Mississippi State line; and (3) from those points in Mississippi north of Mississippi Highway 8 and U.S. Highway 278 to points in Arkansas, restricted against the transportation of liquefied petroleum gases. The purpose of this filing is to eliminate the gateways of Washington and Union Counties, Miss., Crupp and Friars Point, Miss., and Memphis, Tenn.

No. MC 108207 (Sub-No. E1), filed May 6, 1974. Applicant: FROZEN FOOD EXPRESS, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Meats, meat products, meat byproducts*, and *articles* distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 273 and 766, *dairy products, frozen foods, salad dressing, yeast, uncooked bakery goods, fish and prepared salads*, in vehicles equipped with mechanical refrigeration, and (B) *Foodstuffs*, in vehicles equipped with mechanical refrigeration (except those described in paragraph (A) above, and alcoholic beverages, and except canned goods from Paris, Tex.), when moving in mixed loads with one or more of the commodities described in paragraph (A) above, restricted and (A) and (B) above against the transportation of the commodities in bulk, and against the transportation of hides and skins, (1) from points in California, to points in Arkansas, Oklahoma, Kansas, Missouri, Illinois, Iowa, Louisiana, Mississippi, Ohio, Indiana, and points in that part of Nebraska on and east of a line beginning at the South Dakota-Nebraska State line extending along U.S. Highway 83 to junction Nebraska Highway 2, thence along Nebraska Highway 2 to junction U.S. Highway 183, thence along U.S. Highway 183 to the Nebraska-Kansas State line; and (2) from points in that part of California on, south, and west of a line beginning at the Pacific Ocean extending along unnumbered highway to Santa Rosa, thence along California Highway 12 to junction California Highway 99 to Fresno, thence along California Highway 180 through marked trail in Kingo Canyon National Park and continuing on California Highway 180 to junction U.S. Highway 395, thence along U.S. Highway 395 to junction California Highway 136, thence along California Highway 136 to junction California Highway 190, thence along California Highway 190 to junction California Highway 58, thence along California Highway



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58 to the California-Nevada State line, to points in that part of Minnesota on, south, and east of a line beginning at Duluth, Minn., extending along Minnesota Highway 210 to junction Minnesota Highway 371, thence along Minnesota Highway 371 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Minnesota Highway 15, thence along Minnesota Highway 15 to the Iowa-Minnesota State line, and points in Michigan and Wisconsin. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 108207 (Sub-No. E3), filed May 9, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Meats, meat products, meat byproducts,* and *dairy products,* as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 272, 273, and 766, in *cooked bakery goods, salad dressing,* and *frozen foods*, in vehicles equipped with mechanical refrigeration; and (B) *candy and confections*, in vehicles equipped with mechanical refrigeration, when moving in mixed loads with one or more of the commodities described in (A) above, (1) from points in Arizona to points in Arkansas, Oklahoma, that part of Kansas on and east of U.S. Highway 183, Missouri, Illinois, Iowa, Louisiana, Michigan, Mississippi, Wisconsin, Ohio, Indiana, Minnesota, that part of Nebraska on and east of U.S. Highway 183, that part of South Dakota on and east of South Dakota Highway 47, and Memphis, Tenn.; and (2) from points in New Mexico to points in Arkansas, that part of Oklahoma on and east of U.S. Highway 81, that part of Kansas on and east of U.S. Highway 183, Missouri, Illionis, Iowa, Louisiana, Michigan, Mississippi, Wisconsin, Ohio, Indiana, Minnesota, that part of Nebraska on and east of U.S. Highway 183, that part of South Dakota on and east of South Dakota Highway 47, and Memphis, Tenn. Restriction: The service authorized herein is restricted against the following-described transportation: (1) Oleomargarine, butter, shortening, yeast, salad dressing, and cheese, from Memphis, Tenn., to the destination area; (2) commodities in bulk, and hides and skins. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 108207 (Sub-No. E5), filed May 9, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except flavoring syrups, and commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Minneapolis, Minn., to points in that part of California on, south, and west of a line beginning at the Pacific Ocean, thence via U.S. Highway 101 to Santa Rosa, thence along California Highway 12 to Lodi, thence along California Highway 99 to Fresno, thence along California Highway 180 through marked trail in Kingo Canyon National Park and continuing on California Highway 180 to U.S. Highway 395, thence along U.S. Highway 395 to junction California Highway 136, thence along California Highway 136 to junction California Highway 190, thence along California Highway 190 to junction California Highway 58, thence along California Highway 58 to the California-Nevada State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 108207 (Sub-No. E8), filed May 12, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, (1) from points in Minnesota, to points in New Mexico and Arizona; (2) from points in that part of Minnesota on, south, and east of a line beginning at the Wisconsin-Minnesota State line, thence along Minnesota Highway 210 to junction Minnesota Highway 371, thence along Minnesota Highway 371 to junction U.S. Highway 10, thence along U.S. Highway 10 to junction Minnesota Highway 45, thence along Minnesota Highway 45 to the Iowa-Minnesota State line, to points in that part of California on, south, and west of a line from the Pacific Ocean via unnumbered highway to Santa Rosa, thence via California Highway 12 to junction California Highway 99, thence along California Highway 99 to junction California Highway 180, thence along California Highway 180 through marked trail in Kingo Canyon National Park and continuing on California Highway 180 to junction U.S. Highway 395, thence along U.S. Highway 395 to junction California Highway 136, thence along California Highway 136 to junction California Highway 190, thence along California Highway 190 to junction California Highway 58, thence along California Highway 58 to the California-Nevada State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 108207 (Sub-No. E49) (Correction), filed May 31, 1974, published in the FEDERAL REGISTER June 11, 1975. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (2) *Butter, cheese, oleomargarine, meats, meat products, and meat byproducts,* and *articles* distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and pelts, and commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Sioux Falls, S. Dak., to points in New Mexico, Arizona, and points in that part of California on, south, and west of a line beginning at the Pacific Ocean extending along California Highway 17 to junction U.S. Highway 101, thence along U.S. Highway 101 to junction California Highway 152, thence along California Highway 152 to junction California Highway 99, thence along California Highway 99 to junction California Highway 58, thence along California Highway 58 to junction Interstate Highway 15, thence along Interstate Highway 15 to the California-Nevada State line. The purpose of this filing is to eliminate the gateway of Texas. The purpose of this partial correction is to reflect California as destination point. The remainder of the letter-notice remains as previously published.

No. MC 111823 (Sub-E21), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Oceanside, Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Ala.; Ft. McClellan, Anniston, Ala.; Ft. Rucker, Ozark, Ala.; Gunter Air Force Base, Montgomery, Ala.; Maxwell Air Force Base, Montgomery, Ala.; Redston Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, District of Columbia; Bolling Air Force Base, District of Columbia; Cameron Station, District of Columbia; Ft. Myer, District of Columbia; Ft. McNair, District of Columbia; Walter Reed Army Hospital, District of Columbia; National Naval Medical Center, District of Columbia; Naval Station, District of Columbia; Eglin Air Force Base, Valparaiso, Fla.; Homestead Air Force Base, Homestead, Fla.; McDill Air Force Base, Tampa, Fla.; McCoy Air Force Base, Orlando, Fla.; Naval Air Station, Cecil Field, Jacksonville, Fla.; Naval Air Station, Jacksonville, Fla.; Naval Air Station, Pensacola, Fla.; Naval Station, Mayport, Fla.; Naval Air Station, Whiting Field, Milton, Fla.; Naval Supply center, Key West, Fla.; Naval Training Center, Orlando, Fla.; Patrick Air Force Base, Cocoa Beach, Fla.; Tyndall Air Force Base, Panama City, Fla.

Ft. Benning, Columbus, Georgia; Ft. Gordon, Augusta, Ga.; Ft. McPherson, Atlanta, Ga.; Ft. Stewart, Hinsville, Ga.; Hunter Air Force Base, Savannah, Ga.; Marine Corp. Supply Center, Albany, Ga.; Dobbins Air Force Base, Marietta, Ga.; Moody Air Force Base, Valdosta, Ga.; Naval Air Station, Albany, Ga.; Naval Air Station, Glynco, Ga.; Ronins Air Force Base, Warner Ronins, Ga.; Chanute Air Force Base, Rantoul, Ill.; Ft. Sheridan, Highland, Park, Ill.; Joliet Army Depot, Savanna, Ill.; Naval Air Station, Glenview, Ill.; Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ill.; Ft. Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition





Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ky.; Ft. Knox, Ky.; Aberdeen Proving Ground, Aberdeen, Md.; Edgewood Arsenal, Edgewood, Md.; Ft. Detrick, Frederick, Md.; Ft. Holabird, Baltimore, Md.; Ft. George Meade, Laurel, Md.; Ft. Ritchie, Cascade, Md.; Naval Air Station, Patuxant River, Md.; Naval Air Station, Annapolis, Md.; Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, Mass.; L. G. Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth, Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwin, Mich.; Selfridge Air Force Base, Mt. Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Minn.; Columbus Air Force Base, Columbus, Miss.; Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Pease Air Force Base, Portsmouth, N.H.; Ft. Dix, Wrightstown, N.J.; Ft. Monmouth, Oceanport, N.J.; McGuire Air Force Base, Wrightstown, N.J.

Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Ft. Hamilton, Brooklyn, N.Y.; Naval Supply Center, Governor's Isle, N.Y.; Griffiss Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, Plattsburg, N.Y.; Naval Hospital, St. Albans, N.Y.; Seneca Army Depot, Romulus, N.Y.; Stewart Field, Newburgh, N.Y.; U.S. Military Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, Ohio; Wright Patterson Air Force Base, Dayton, Ohio; Carlisle Barracks, Army War College, Carlisle, Pa.; Letterkenny Army Depot, Chambersburg, Pa.; New Cumberland Army Depot, New Cumberland, Pa.; Tobyhanna Army Depot, Tobyhanna, Pa.; Defense Activities, Mechanicsburg, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, S.C.; Ft. Jackson, Columbia, S.C.; Marine Corp. Air Station, Beaufort, S.C.; Marine Corp. Recruit Depot, Parris Island, S.C.; Myrtle Beach Air Force Base, Myrtle Beach, S.C.; Naval Base, Charleston, S.C.; Polaris Missile Facility, Charleston, S.C.; Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Tenn.; Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Va.; Ft. Eustis, Newport News, Va.; Ft. Lee, Petersburg, Va.; Ft. Monroe, Hampton, Va.; Ft. Story, Virginia Beach, Va.; Langley Air Force Base, Hampton, Va.; Marine Corp. Training School, Quantico, Va.; Naval Air Station, Oceana, Va.; Naval Amphibians Base, Norfolk, Va.; Naval Shipyard, Portsmouth, Va.; Naval Station, Norfolk, Va.; Naval Weapons Lab., Dahlgren, Va.; Naval Weapons Station, Yorktown, Va.; Defense Supply Center, Richmond, Va.; Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-E22), filed June 4, 1974. Applicant: SHERW00O VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Santa Maria, Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Ala.; Ft. McClellan, Anniston, Ala.; Ft. Rucker, Ozark, Ala.; Gunter Air Force Base, Montgomery, Ala.; Maxwell Air Force Base, Montgomery, Ala.; Redston Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Ark.; Little Rock Air Force Base, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, District of Columbia; Bolling Air Force Base, District of Columbia; Walter Reed Army Medical Center, District of Columbia; Naval Station, District of Columbia; Eglin Air Force Base, Valpariso, Fla.; Homestead Air Force Base, Fla.; McDill Air Force Base, Tampa, Fla.; McCoy Air Force Base, Orlando, Fla.; Cecil Field, Jacksonville, Fla.; Naval Air Station, Jacksonville, Fla.; Naval Air Station, Mayport, Fla.; Naval Air Station, Whiting Field, Milton, Fla.; Naval Station, Key West, Fla.; Naval Training Center, Orlando, Fla.; Patrick Air Force Base, Cocoa Beach, Fla.; Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Atlanta, Ga.

Ft. Benning, Columbus, Ga.; Ft. Gordon, Augusta, Ga.; Fort McPherson, Atlanta, Ga.; Ft. Stewart, Hinesville, Ga.; Hunter Army Airfield, Savannah, Ga.; Marine Corps Supply Center, Albany, Ga.; Moody Air Force Base, Valdosta, Ga.; Naval Air Station, Albany, Ga.; Naval Air Station, Glynco, Ga.; Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ill.; Ft. Sheridan, Highland Park, Ill.; Joliet Army Ammunition Depot, Ill.; Savanna Army Depot, Ill.; Naval Air Station, Glenview, Ill.; Great Lakes Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Ft. Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ky.; Fort Knox, Ky.; Aberdeen Proving Ground, Md.; Edgewood Arsenal, Md.; Ft. Detrick, Frederick, Md.; Ft. Holabird, Baltimore, Md.; Ft. George G. Meade, Baltimore, Md.; Ft. Ritchie, Cascade, Md.; Naval Academy, Annapolis, Md.; Naval Air Station, Patuxent River, Md.; Naval Training Center, Baltimore, Md.; Ft. Devens, Ayer, Mass.; Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth, Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwinn, Mich.; Selfridge Air Force Base, Mt. Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Columbus Air Force Base, Miss.; Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Whiteman Air Force Base, Knob Noster, Mo.; Pease Air Force Base, Portsmouth, N.H.

Ft. Dix, Wrightstown, N.J.; Ft. Monmouth, Red Bank, N.J.; McGuire Air Force Base, Wrightstown, N.J.; Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Ft. Hamilton, Brooklyn, N.Y.; United States Coast Guard, Governor's Island, N.Y.; Griffiss Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, N.Y.; Naval Hospital, St. Albans, N.Y.; Seneca Army Depot Romulus, N.Y.; Stewart Air Force Base, Newburgh, N.Y.; West Point Academy, N.Y.; Lockborne Air Force Base, Columbus, Ohio; Wright Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Carlisle, Pa.; Cameron Station, Alexandria, Va.; Dobbins Air Force Base, Marietta, Ga.; Letterkenny Army Depot, Chambersburg, Pa.; Naval Supply Depot, Philadelphia, Pa.; New Cumberland Army Depot, Pa.; Tobyhanna Depot, Pa.; Defense Activities, Mechanicsburg, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, S.C.; Ft. Jackson, Columbia, S.C.; Marine Corp. Air Station, Beaufort, S.C.; Paris Island Marine Corp. Recruit Depot, Paris Island, S.C.; Myrtle Beach Air Force Base, S.C.; Charleston Naval Base, S.C.; Polaris Missile Center, Charleston, S.C.; Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Tenn.; Naval Air Station, Memphis, Tenn.; Naval Air Station, Whiting Field, Milton, Fla.; Naval Supply center, Key West, Fla.; Naval Training Center, Orlando, Fla.; Patrick Air Force Base, Cocoa Beach, Fla.; Tyndall Air Force Base, Panama City, Fla.

Ft. Benning, Columbus, Ga.; Ft. Gordon, Augusta, Ga.; Fort McPherson, Atlanta, Ga.; Ft. Stewart, Hinesville, Ga.; Hunter Army Airfield, Savannah, Ga.; Marine Corps Supply Center, Albany, Ga.; Moody Air Force Base, Valdosta, Ga.; Naval Air Station, Albany, Ga.; Naval Air Station, Glynco, Ga.; Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ill.; Ft. Sheridan, Highland Park, Ill.; Joliet Army Ammunition Depot, Ill.; Savanna Army Depot, Ill.; Naval Air Station, Glenview, Ill.; Great Lakes Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Ft. Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ky.; Fort Knox, Ky.; Aberdeen Proving Ground, Md.; Edgewood Arsenal, Md.; Ft. Detrick, Frederick, Md.; Ft. Holabird, Baltimore, Md.; Ft. George G. Meade, Baltimore, Md.; Ft. Ritchie, Cascade, Md.; Naval Academy, Annapolis, Md.; Naval Air Station, Patuxent River, Md.; Naval Training Center, Baltimore, Md.; Ft. Devens, Ayer, Mass.; Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth, Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwinn, Mich.; Selfridge Air Force Base, Mt. Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Duluth International Airport, Duluth, Minn.; Columbus Air Force Base, Miss.; Naval Air Station, Meridian, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Whiteman Air Force Base, Knob Noster, Mo.; Pease Air Force Base, Portsmouth, N.H.

Ft. Dix, Wrightstown, N.J.; Ft. Monmouth, Red Bank, N.J.; McGuire Air Force Base, Wrightstown, N.J.; Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Ft. Hamilton, Brooklyn, N.Y.; United States Coast Guard, Governor's Island, N.Y.; Griffiss Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, N.Y.; Naval Hospital, St. Albans, N.Y.; Seneca Army Depot Romulus, N.Y.; Stewart Air Force Base, Newburgh, N.Y.; West Point Academy, N.Y.; Lockborne Air Force Base, Columbus, Ohio; Wright Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Carlisle, Pa.; Cameron Station, Alexandria, Va.; Dobbins Air Force Base, Marietta, Ga.; Letterkenny Army Depot, Chambersburg, Pa.; Naval Supply Depot, Philadelphia, Pa.; New Cumberland Army Depot, Pa.; Tobyhanna Depot, Pa.; Defense Activities, Mechanicsburg, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, S.C.; Ft. Jackson, Columbia, S.C.; Marine Corp. Air Station, Beaufort, S.C.; Paris Island Marine Corp. Recruit Depot, Paris Island, S.C.; Myrtle Beach Air Force Base, S.C.; Charleston Naval Base, S.C.; Polaris Missile Center, Charleston, S.C.; Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Tenn.; Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Va.; Ft. Eustis, Newport News, Va.; Ft. Lee, Petersburg, Va.; Ft. Monroe, Hampton, Va.; Ft. Story, Virginia Beach, Va.; Langley Air Force Base, Hampton, Va.; Marine Corp. Training School, Quantico, Va.; Naval Air Station, Oceana, Va.; Naval Amphibians Base, Norfolk, Va.; Naval Shipyard, Portsmouth, Va.; Naval Station, Norfolk, Va.; Naval Weapons Laboratory, Dahlgren, Va.; Naval Weapons Station, Yorktown, Va.; Defense General Supply Center, Richmond, Va.; Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-No. E23), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Castle Air Force Base, Merced, Calif., on the one hand, and, on the other, Little Rock Air Force Base, Little Rock, Ark.; Craig Air Force Base, Selma, Ala.; Ft. McClellan, Anniston, Ala.; Ft. Rucker, Ozark, Ala.; Gunter Air Force Base, Montgomery, Ala.; Maxwell Air Force Base, Montgomery, Ala.; Redstone Arsenal, Huntsville, Ala.; Blytheville, Air Force Base, Ark.; Little Rock Air Force Base, Jacksonville, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, Camp Springs, Md.; Bolling Air Force Base, District of Columbia; Ft. Myer, District of Columbia; Ft. McNair, District of Columbia; Walter Reed Army Medical Corp., District of Columbia; National Naval Medical Center, Bethesda, Md.; Naval Supply, District of Columbia; Cameron Station, Alexandria, Va.;



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Eglin Air Force Base, Valparaiso, Fla.; Homestead Air Force Base, Fla.; Mac Dill Air Force Base, Tampa, Fla.; McCoy Air Force Base, Orlando, Fla.; Naval Air Station, Cecil Field, Jacksonville, Fla.; Naval Air Station, Jacksonville, Fla.; Naval Air Station, Pensacola, Fla.; Naval Station, Mayport, Fla.; Naval Air Station, Whiting Field, Fla.; Naval Supply, Key West, Fla.; Naval Training Center, Orlando, Fla.; Patrick Air Force Base, Cocoa Beach, Fla.

Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Forrest Park, Ga.; Ft. Benning, Columbus, Ga.; Fort McPherson, Atlanta, Ga.; Ft. Stewart, Hinesville, Ga.; Marine Corp. Supply Center, Albany, Ga.; Moody Air Force Base, Valdosta, Ga.; Naval Air Station, Albany, Ga.; Dobbins Air Force Base, Marietta, Ga.; Naval Air Station, Glynco, Ga.; Robins Air Force Base, Warner Ronins, Ga.; Chanute Air Force Base, Rantoul, Ill.; Ft. Sheridan, Highland Park, Ill.; Joliet Army Ammunition Depot, Ill.; Savanna Army Depot, Ill.; Naval Air Station, Glenview, Ill.; Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Ft. Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ky.; Ft. Knox, Ky.; Aberdeen Proving Ground, Md.; Edgewood Arsenal, Md.; Ft. Detrick, Frederick, Md.; Ft. Holabird, Baltimore, Md.; Ft. George Meade, Laurel, Md.; Ft. Ritchie, Cascade, Md.; Naval Air Station, Patuxent, Md.; Naval Academy, Annapolis, Md.; Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, Mass.; L. G. Hancom Field, Bedford, Mass.; Otis Air Force Base, Falmouth, Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwinn, Mich.; Selfridge Air Force Base, Mt. Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Columbus Air Force Base, Miss.; Keesler Air Force Base, Biloxi, Miss.; Naval Air Station, Meridian, Miss.; Naval Construction Battalion, Gulfport, Miss.; Ft. Leonard Wood, Waynesville, Mo.; Whiteman Air Force Base, Knob Noster, Mo.; Pease Air Force Base, Portsmouth, N.H.; Ft. Dix, Wrightstown, N.J.; Ft. Monmouth, Oceanport, N.J.; McGuire Air Force Base, Wrightstown, N.J.; Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Ft. Hamilton, Brooklyn, N.Y.; U.S. Coast Guard, Governor's Isle, N.Y.; Griffiss Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, N.Y.; Naval Hospital, St. Albans, N.Y.; Seneca Army Depot, Romulus, N.Y.; Stewart Field, Newburg, N.Y.; U.S. Military Academy, West Point, N.Y.

Lockbourne Air Force Base, Columbus, Ohio; Wright Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Pa.; Letterkenny Army Depot, Chambersburg, Pa.; Naval Base, Philadelphia, Pa.; New Cumberland Army Depot, Pa.; Tobeyhanna Army Depot, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, S.C.; Marine Corp. Air Station, Beaufort, S.C.; Ft. Jackson, Columbia, S.C.; Marine Corp. R. D., Parris Island, S.C.; Myrtle Beach Air Force Base, S.C.; Naval Base, Charleston, S.C.; Polaris Missile Facility, Charleston, S.C.; Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Station, Tullahoma, Tenn.; Naval Air Station, Memphis, Tenn.; Ft. Belvoir, Alexandria, Va.; Ft. Eustis, Newport News, Va.; Ft. Lee, Petersburg, Va.; Ft. Monroe, Hampton, Va.; Ft. Story, Virginia Beach, Va.; Langley Air Force Base, Hampton, Va.; Marine Corp., Quantico, Va.; Naval Air Station, Oceana, Va.; Naval Amphibians, Norfolk, Va.; Naval Shipyard, Norfolk, Va.; Naval Weapons Lab., Dahlgren, Va.; Naval Weapons Station, Yorktown, Va.; Defense General Supply Center, Richmond, Va.; Vint Hills Farm Station, Warrenton, Va.; and Camp McCoy, Aparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 111823 (Sub-E27), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Marysville, Calif., on the one hand, and, on the other, Craig Air Force Base, Selma, Ala.; Ft. McClellan, Anniston, Ala.; Ft. Rucker, Ozark, Ala.; Gunter Air Force Base, Montgomery, Ala.; Maxwell Air Force Base, Montgomery, Ala.; Redstone Arsenal, Huntsville, Ala.; Blytheville Air Force Base, Blytheville, Ark.; Little Rock Air Force Base, Jacksonville, Ark.; Naval Sub Base, Groton, Conn.; Andrews Air Force Base, District of Columbia; Bolling Air Force Base, District of Columbia; Cameron Station, District of Columbia; Ft. Myer, District of Columbia; Ft. McNair, District of Columbia; Walter Reed Army Hospital, District of Columbia; National Naval Medical Center, District of Columbia; Naval Station, District of Columbia; Eglin Air Force Base, Valpariso, Fla.; Homestead Air Force Base, Homestead, Fla.; McDill Air Force Base, Tampa, Fla.; McCoy Air Force Base, Orlando, Fla.; Naval Air Station, Cecil Field, Jacksonville, Fla.; Naval Air Station, Jacksonville, Fla.; Naval Air Station, Pensacola, Fla.; Naval Station, Mayport, Fla.; Naval Air Station, Whiting Field, Milton, Fla.; Naval Supply Center, Key West, Fla.

Naval Training Center, Patrick Air Force Base, Cocoa Beach, Fla.; Tyndall Air Force Base, Panama City, Fla.; Atlanta Army Depot, Forrest Park, Ga.; Ft. Benning, Columbus, Ga.; Ft. Gordon, Augusta, Ga.; Ft. McPherson, Atlanta, Ga.; Ft. Stewart, Hinsville, Ga.; Hunter Air Force Base, Savannah, Ga.; Marine Corps Supply Center, Albany, Ga.; Naval Air Station, Glynco, Ga.; Robins Air Force Base, Warner Robins, Ga.; Chanute Air Force Base, Rantoul, Ill.; Ft. Sheridan, Highland Park, Ill.; Joliet Army Depot, Joliet, Ill.; Savanna Army Depot, Savanna, Ill.; Naval Air Station, Glenview, Ill.; Naval Training Center, Great Lakes, Ill.; Scott Air Force Base, Belleville, Ill.; Grissom Air Force Base, Peru, Ind.; Ft. Benjamin Harrison, Indianapolis, Ind.; Naval Ammunition Depot, Crane, Ind.; Ft. Campbell, Hopkinsville, Ky.; Ft. Knox, Ky.; England Air Force Base, Alexander, La.; Aberdeen Proving Ground, Aberdeen, Md.; Edgewood Arsenal, Edgewood, Md.; Ft. Detrick, Frederick, Md.; Ft. Holabird, Baltimore, Md; Ft. George Meade, Laurel, Md.; Ft. Ritchie, Cascade, Md.; Naval Air Station, Patuxent River, Md.; Naval Air, Annapolis, Md.; Naval Training Center, Bainbridge, Md.; Ft. Devens, Ayer, Mass.; L. G. Hanscom Field, Bedford, Mass.; Otis Air Force Base, Falmouth, Mass.; Westover Air Force Base, Springfield, Mass.; Kincheloe Air Force Base, Sault Ste. Marie, Mich.; K. I. Sawyer Air Force Base, Gwinn, Mich.; Selfridge Air Force Base, Mt. Clemens, Mich.; Wurtsmith Air Force Base, Oscoda, Mich.; Columbus Air Force Base, Columbus, Miss.; Keesler Air Force Base, Biloxi, Miss.; Naval Air Station, Meridian, Miss.; Naval Construction Battalion, Gulfport, Miss.; Ft. Leonard Wood, Waynesville, Mo.

Whiteman Air Force Base, Knob Noster, Mo.; Pease Air Force Portsmouth, N.H.; Ft. Dix, Wrightstown, N.J.; Ft. Monmouth, Oceanport, N.J.; McGuire Air Force Base, Wrightstown, N.J.; Naval Air Station, Lakehurst, N.J.; Camp Drum, Watertown, N.Y.; Ft. Hamilton, Brooklyn, N.Y.; Naval Supply Center, Governor's Isle, N.Y.; Griffiss Air Force Base, Rome, N.Y.; Hancock Field, Syracuse, N.Y.; Plattsburg Air Force Base, Plattsburg, N.Y.; Naval Hospital, St. Albans, N.Y.; Seneca Army Depot, Romulus, N.Y.; Stewart Field, Newburgh, N.Y.; U.S. Military Academy, West Point, N.Y.; Lockbourne Air Force Base, Columbus, Ohio; Wright-Patterson Air Force Base, Dayton, Ohio; Army War College, Carlisle Barracks, Carlisle, Pa.; Letterkenny Army Depot, Chambersburg, Pa.; Naval Base, Philadelphia, Pa.; New Cumberland Army Depot, New Cumberland, Pa.; Tobeyhanna Army Depot, Tobeyhanna, Pa.; Defense Activities, Mechanicsburg, Pa.; Valley Forge General Hospital, Phoenixville, Pa.; Charleston Air Force Base, Charleston, S.C.; Ft. Jackson, Columbia, S.C.; Marine Corp. Air Station, Beaufort, S.C.; Marine Corp. Recruit Depot, Parris Island, S.C.; Myrtle Beach Air Force Base, Myrtle Beach, S.C.; Naval Base, Charleston, S.C.; Shaw Air Force Base, Sumter, S.C.; Arnold Air Force Base, Tullahoma, Tenn.; Naval Air Station, Memphis, Tenn.; Fort Belvoir, Alexandria, Va.; Ft. Eustis, Newport News, Va.; Ft. Lee, Petersburg, Va.; Ft. Monroe, Hampton, Va.; Ft. Story, Virginia Beach, Va.

Langley Air Force Base, Hampton, Va.; Marine Corp., Quantico, Va.; Naval Air Station, Oceana, Va.; Naval Amphibians Base, Norfolk, Va.; Naval Shipyard, Portsmouth, Va.; Naval Station, Norfolk, Va.; Naval Weapons Lab., Dahlgren, Va.; Naval Weapons Station, Yorktown, Va.; Defense Supply Center, Richmond, Va.; Vint Hill Farms Station, Warrenton, Va.; and Camp McCoy, Sparta, Wis. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.





No. MC 111823 (Sub-E48), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, TX 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, NY 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Craig AF Base, Selma, AL, on the one hand, and, on the other, Ent AF Base and Peterson Field, Colorado Springs, CO; Fitzsimmons General Hospital, Denver, CO; Fort Carson, Colorado Springs, CO; Lowry AF Base, Denver, CO; U.S. AF Academy, Colorado Springs, CO; Naval Submarine Base New London, Groton, CT; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, DC; Andrews AF Base, Camp Springs, MD; Bolling AF Base, DC; Fort Myer, Arlington, VA; Fort McNair, DC; Cameron Station, Alexandria, VA; Walter Reed Army Medical Center, DC; National Naval Medical Center, Bethesda, MD; Naval Station, DC; Chanute AF Base, Rantoul, IL; Fort Sheridan, Highland Park, IL; Joliet Army Ammunition Depot, Joliet, IL; Savanna Army Depot, Savanna, IL; Naval Air Station, Glenview, IL; Naval Training Center, Great Lakes, IL; Scott AF Base, Belleville, IL; Grissom AF Base, Peru, IN; Fort Benjamin Harrison, Indianapolis, IN; Naval Ammunition Depot, Crane, IN; Fort Knox, Fort Knox, KY; Aberdeen Proving Ground, Aberdeen, MD; Edgewood Arsenal, Edgewood Arsenal, MD; Fort Detrick, Frederick, MD; Fort Holabird, Baltimore, MD; Fort George Meade, Laurel, MD; Fort Ritchie Cascade, MD; Naval Air Station Patuxent, Patuxent River, MD; Naval Academy, Annapolis, MD; Naval Training Center, Bainbridge, MD; Fort Devens, Ayer, MA; Naval Air Station, South Weymouth, MA; L. G. Hanscom Field, Bedford, MA; Otis AF Base, Falmouth, MA; Westover AF Base, Springfield, MA; Kincheloe AF Base, Sault Ste. Marie, MI; K. I. Sawyer AF Base, Gwinn, MI; Selfridge Air National Guard Base, Mount Clemens, MI; Wurtsmith AF Base, Oscoda, MI; Duluth International Airport, Duluth, MN; Fort Leonard Wood, Waynesville, MO; Richards-Gebaur AF Base, Kansas City, MO; Whiteman AF Base, Knob Noster, MO; Offutt AF Base, Omaha, NE; Pease AF Base, Portsmouth, NH; Fort Dix, Wrightstown, NJ; Fort Monmouth, Oceanport, NJ; McGuire AF Base, Wrightstown, NJ; Naval Air Station, Lakehurst, NJ; Camp Drum, Watertown, NJ; Fort Hamilton, Brooklyn, NY; Fort Wadsworth, Staten Island, NY; U.S. Coast Guard Base, Governor's Island, NY; Griffiss AF Base, Rome, NY; Hancock Field, Syracuse, NY; Plattsburg AF Base, Plattsburg, NY; Naval Hospital, Saint Albans, NY; Seneca Army Depot, Romulus, NY; Stewart Field, Newburg, NY; U.S. Military Academy, West Point, NY.

Grand Forks AF Base, Emerado, ND; Minot AF Base, Minot, ND; Lockbourne AF Base, Columbus, OH; Wright-Patterson AF Base, Dayton, OH; Army War College, Carlisle Barracks, PA; Letterkenny Army Depot, Chambersburg, PA; Naval Base, Philadelphia, PA; New Cumberland Army Depot, New Cumberland, PA; Tobeyhanna Army Depot, Tobeyhanna, PA; Defense Activities, Mechanicsburg, PA; Valley Forge General Hospital, Phoenixville, PA; Ellsworth AF Base, Rapid City, SD; Fort Belvoir, Alexandria, VA; and Camp McCoy, Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis, MO, or Louisville, KY, or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to junction U.S. Hwy. 36, thence along U.S. Hwy. 36 to the Illinois-Missouri State line.

No. MC 111823 (Sub-E49), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, TX 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, NY 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Little Rock AF Base, Jacksonville, AR, on the one hand, and, on the other, Naval Submarine Base New London, Groton, CT; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, DC; Andrews AF Base, Camp Springs, MD; Bolling AF Base, DC, Fort Myer, Arlington, VA; Fort McNair, DC; Cameron Station, Alexandria, VA; Walter Reed Army Medical Center, DC, National Naval Medical Center, Bethesda, MD; Naval Station, DC; Chanute AF Base, Rantoul, IL; Fort Sheridan, Highland Park, IL; Joliet Army Ammunition Depot, Joliet, IL; Savanna Army Depot, Savanna, IL; Naval Air Station, Glenview, IL; Naval Training Center, Great Lakes, IL; Scott AF Base, Belleville, IL; Grissom AF Base, Peru, IN; Fort Benjamin Harrison, Indianapolis, IN; Naval Ammunition Depot, Crane, IN; Fort Knox, Fort Knox, KY; Aberdeen Proving Ground, Aberdeen, MD; Edgewood Arsenal, Edgewood Arsenal, MD; Fort Detrick, Frederick, MD; Fort Holabird, Baltimore, MD; Fort George Meade, Laurel, MD; Fort Ritchie Cascade, MD; Naval Air Station Patuxent, Patuxent River, MD; Naval Academy, Annapolis, MD.

Naval Training Center, Bainbridge, MD; Fort Devens, Ayer, MA; Naval Air Station, South Weymouth, MA; L. G. Hanscom Field, Bedford, MA; Otis AF Base, Falmouth, MA; Westover AF Base, Springfield, MA; Kincheloe AF Base, Sault Ste. Marie, MI; K. I. Sawyer AF Base, Gwinn, MI; Selfridge Air National Guard Base, Mount Clemens, MI; Wurtsmith AF Base, Oscoda, MI; Duluth International Airport, Duluth, MN; Pease AF Base, Portsmouth, NH; Fort Dix, Wrightstown, NJ; Fort Monmouth, Oceanport, NJ; McGuire AF Base, Wrightstown, NJ; Naval Air Station, Lakehurst, NJ; Camp Drum, Watertown, NJ; Fort Hamilton, Brooklyn, NY; Fort Wadsworth, Staten Island, NY; U.S. Coast Guard Base, Governor's Island, NY; Griffiss AF Base, Rome, NY; Hancock Field, Syracuse, NY; Plattsburg AF Base, Plattsburg, NY; Naval Hospital, Saint Albans, NY; Seneca Army Depot, Romulus, NY; Stewart Field, Newburg, NY; U.S. Military Academy, West Point, NY; Grand Forks AF Base, Emerado, ND; Minot AF Base, Minot, ND; Lockbourne AF Base, Columbus, OH; Wright-Patterson AF Base, Dayton, OH; Army War College, Carlisle Barracks, PA; Letterkenny Army Depot, Chambersburg, PA; Naval Base, Philadelphia, PA; New Cumberland Army Depot, New Cumberland, PA; Tobeyhanna, PA; Defense Activities, Mechanicsburg, PA; Valley Forge General Hospital, Phoenixville, PA; Ellsworth AF Base, Rapid City, SD; Fort Belvoir, Alexandria, VA; Fort Eustis, Newport News, VA; Fort Lee, Petersburg, VA; Fort Monroe, Hampton, VA; Fort Story, Virginia Beach, VA; Langley AF Base, Hampton, VA; Marine Corps School, Quantico, VA; Naval Air Station Oceana, Oceana, VA.

Naval Amphibious Base, Little Creek, VA; Naval Shipyard Norfolk, Portsmouth, VA; Naval Station, Norfolk, VA; Naval Weapons Laboratory, Dahlgren, VA; Naval Weapons Station, Yorktown, VA; Defense General Supply Center, Richmond, VA; Vint Hill Farms Station, Warrenton, VA; and Camp McCoy, Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis, MO, or Louisville, KY, or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy 62 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to junction U.S. Hwy 36, thence along U.S. Hwy. 36 to the Illinois-Missouri State line.

No. MC 111823 (Sub-E50), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, TX 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, NY 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Blytheville, AR, on the one hand, and, on the other, Ent AF Base and Peterson Field, Colorado Springs, CO; Fitzsimmons General Hospital, Denver, CO; Fort Carson, Colorado Springs, CO; Lowry AF Base, Denver, CO; U.S. AF Academy, Colorado Springs, CO; Naval Submarine



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Base New London, Groton, CT; Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station, DC; Andrews AF Base, Camp Springs, MD; Bolling AF Base, DC; Fort Myer, Arlington, VA; Fort McNair, DC; Cameron Station, Alexandria, VA; Walter Reed Army Medical Center, DC; National Naval Medical Center, Bethesda, MD; Naval Station, DC; Naval Station, Key West, FL; Chanute AF Base, Rantoul, IL; Fort Sheridan, Highland Park, IL; Joliet Army Ammunition Depot, Joliet, IL; Savanna Army Depot, Savanna, IL; Naval Air Station, Glenview, IL; Naval Training Center, Great Lakes, IL; Scott AF Base, Belleville, IL; Grissom AF Base, Peru, IN; Fort Benjamin Harrison, Indianapolis, IN; Naval Ammunition Depot, Crane, IN; Forbes AF Base, Topeka, KS; Fort Leavenworth, Leavenworth, KS; Fort Riley, Junction City, KS.

McConnell AF Base, Wichita, KS; Fort Knox, Fort Knox, KY; Aberdeen Proving Ground, Aberdeen, MD; Edgewood Arsenal, Edgewood Arsenal, MD; Fort Detrick, Frederick, MD; Fort Holabird, Baltimore, MD; Fort George Meade, Laurel, MD; Fort Ritchie, Cascade, MD; Naval Air Station Patuxent, Patuxent River, MD; Naval Academy, Annapolis, MD; Naval Training Center, Bainbridge, MD; Fort Devens, Ayer, MA; Naval Air Station, South Weymouth, MA; L. G. Hanscom Field, Bedford, MA; Otis AF Base, Falmouth, MA; Westover AF Base, Springfield, MA; Kincheloe AF Base, Sault Ste. Marie, MI; K. I. Sawyer AF Base, Gwinn, MI; Selfridge Air National Guard Base, Mount Clemens, MI; Wurtsmith AF Base, Oscoda, MI; Duluth International Airport, Duluth, MN; Richards-Gebaur AF Base, Kansas City, MO; Whiteman AF Base, Knob Noster, MO; Offutt AF Base, Omaha, NE; Pease AF Base, Portsmouth, NH; Fort Dix, Wrightstown, NJ; Fort Monmouth, Oceanport, NJ; McGuire AF Base, Wrightstown, NJ; Naval Air Station, Lakehurst, NJ; Camp Drum, Watertown, NY; Fort Hamilton, Brooklyn, NY; Fort Wadsworth, Staten Island, NY; U.S. Coast Guard Base, Governor's Island, NY; Griffiss AF Base, Rome, NY; Hancock Field, Syracuse, NY; Plattsburg AF Base, Plattsburg, NY; Naval Hospital, Saint Albans, NY; Seneca Army Depot, Romulus, NY; Stewart Field, Newburgh, NY; U.S. Military Academy, West Point, NY; Grand Forks AF Base, Emerado, ND; Minot AF Base, Minot, ND; Lockbourne AF Base, Columbus, OH; Wright-Patterson AF Base, Dayton, OH; Army War College, Carlisle Barracks, PA; Letterkenny Army Depot, Chambersburg, PA; Naval Base, Philadelphia, PA; New Cumberland Army Depot, New Cumberland, PA; Tobeyhanna Army Depot, Tobeyhanna, PA.

Defense Activities, Mechanicsburg, PA; Valley Forge General Hospital, Phoenixville, PA; Ellsworth AF Base, Rapid City, SD; Fort Belvoir, Alexandria, VA; Fort Eustis, Newport News, VA; Fort Lee, Petersburg, VA; Fort Monroe, Hampton, VA; Fort Story, Virginia Beach, VA; Langley AF Base, Hampton, VA; Marine Corps School, Quantico, VA; Naval Air Station Oceana, Virginia Beach, VA; Naval Amphibious Base, Little Creek, VA; Naval Shipyard Norfolk, Portsmouth, VA; Naval Station, Norfolk, VA; Naval Weapons Laboratory, Dahlgren, VA; Naval Weapons Station, Yorktown, VA; Defense General Supply Center, Richmond, VA; Vint Hill Farms Station, Warrenton, VA; and Camp McCoy, Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis, MO, or Louisville, KY, or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along U.S. Hwy. 422 to junction U.S. Hwy. 62, thence along U.S. Hwy. 62, to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to Springfield, Ohio, thence along Ohio Hwy. 440 to junction U.S. Hwy. 40, thence along U.S. Hwy. 40 to junction U.S. Hwy. 36, thence along U.S Hwy. 36 to the Illinois-Missouri State line.

MC 111823 (Sub-E51), filed June 4, 1974. Applicant: Sherwood Van Lines, Inc., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Naval Submarine Base-New London—Groton, CT, and, on the other hand, Craig AF Base-Selma, AL, Fort McClellan-Anniston, AL, Fort Rucker-Ozark, AL, Gunter AL Base-Montgomery, AL, Maxwell AF Base-Montgomery, AL, Redstone Arsenal-Huntsville, AL, Blytheville AF Base-Blytheville, AR, Little Rock AF Base-Jacksonville, AR, Ent AF Base & Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Eglin AF Base-Valparaiso, FL, Naval Air Station-Pensacola, FL, Fort Benning-Columbus, GA, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnel AF Base-Wichita, KS, Fort Campbell-Hopkinsville, KY, Fort Knox-Fort Knox, KY, Barksdale AF Base-Shreveport, LA, England AF Base-Alexandria, LA, Fort Polk-Leesville, LA, Naval Air Station-New Orleans, LA, Kincheloe AF Base-Sault Ste Marie, MI, KI Sawyer AF Base-Gwinn, MI, Selfridge Air National Guard Base-Mount Clemens, MI, Wurtsmith AF Base-Oscoda, MI.

Duluth International Airport-Duluth, MN, Columbus AF Base-Columbus, MS, Keesler AF Base-Biloxi, MS, Naval Air Station-Meridian, MS, Naval Construction Battalion-Gulfport, MS, Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, NE, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City, OK, Vance AF Base-Enid, OK, Ellsworth AF Base-Rapid City, SD, Arnold AF Base-Tullahoma, TN, Naval Air Station Memphis-Millington, TN, Bergstrom AF Base-Austin, TX, Brooks AF Base-San Antonio, TX, Carswell AF Base-Fort Worth, TX, Dyess AF Base-Abilene, TX, Ellington AF Base-Houston, TX, Naval Air Station-Dallas, TX, Fort Bliss-El Paso, TX, Fort Hood-Killeen, TX, Fort Sam Houston-San Antonio, TX, Fort Wolters-Mineral Wells, TX, Goodfellow AF Base-San Angelo, TX, Kelly AF Base-San Antonio, TX, Lackland AF Base-San Antonio, TX, Laredo AF Base-Laredo, TX, Laughlin AF Base-Del Rio, TX, Naval Air Station-Corpus Christi, TX, Naval Air Station Chase Field-Beeville, TX, Naval Air Station-Kingsville, TX, Randolph AF Base-Universal City, TX, Reese AF Base-Lubbock, TX, Sheppard AF Base-Wichita Falls, TX, Webb AF Base-Big Spring, TX, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis, MO or Louisville, KY or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio state line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield, OH, thence along Ohio Hwy 440 to junction US Hwy 40, thence along U.S. Hwy 40, to junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri state line.

MC 111823 (Sub-E52), filed June 4, 1974. Applicant: Sherwood Van Lines, Inc., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between MacDill AF Base-Tampa, FL, Naval Training Center-Orlando, FL, McCoy AF Base-Orlando, FL, and Patrick AF Base-Cocoa Beach, FL, on the one hand, and, on the other, Ent AF Base and Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison, Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KAS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnell AF Base-Wichita, KS, Fort Knox-Fort Knox, KY, Kincheloe AF Base-Sault Ste Marie, MI,





KI Sawyer AF Base-Gwin, MI, Selfridge Air National Guard Base-Mount Clemens, MI, Wurtsmith AF Base-Oscoda, MI, Duluth International Airport-Duluth, MN.

Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, NE, Camp Drum-Watertown, NY, Griffiss AF Base-Rome, NY, Hancock Field-Syracuse, NY, Plattsburg AF Base-Plattsburg, NY, Seneca Army Depot-Romulus, NY, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City, OK, Vance AF Base-Enid, OK, Ellsworth AF Base-Rapid City, SD, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis MO or Louisville, KY or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield Ohio, thence along Ohio Hwy 440 to junction US Hwy 40, thence along US Hwy 40 to junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri State line.

MC 111823 (Sub-E54), filed June 4, 1974. Applicant: Sherwood Van Lines, Inc., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Homestead AF Base-Homestead, FL, on the one hand, and, on the other, Ent AF Base and Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnell AF Base-Wichita, KS, Fort Campbell-Hopkinsville, KY, Fort Knox-Fort Knox, KY, Kincheloe AF Base-Sault Ste Marie, MI, KI Sawyer AF Base-Gwinn, MI, Selfridge AF Base-Mount Clemens, MI, Wurtsmith AF Base-Oscoda, MI, Duluth International Airport-Duluth, MN, Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, NE, Camp Drum-Watertown, NY, Griffiss AF Base-Rome, NY, Hancock Field-Syracuse, NY, Plattsburg AF Base-Plattsburg, NY, Seneca Army Depot-Romulus, NY, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City Vance AF Base-Enid OK, Ellsworth AF Base-Rapid City, SD, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis MO or Louisville, KY or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio state line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield, OH, thence along Ohio Hwy 440 to junction US Hwy 40, thence along US Hwy 40 to junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri State Line.

MC 111823 (Sub-E55), filed June 4, 1974. Applicant: Sherwood Van Lines, Inc., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, between Duluth International Airport-Duluth, MN, on the one hand, and, on the other, Craig AF Base-Selma, AL, Fort McClellan-Anniston, AL, Fort Rucker-Ozark, AL, Gunter AF Base-Montgomery, AL, Maxwell AF Base-Montgomery, AL, Redstone Arsenal-Huntsville, AL, Blytheville AF Base-Blytheville, AR, Little Rock AF Base-Jacksonville, AR, Naval Submarine Base New London-Groton, CT, Pentagon, Arlington Hall Station, Henderson Hall, and Navy Security Station-DC, Andrews AF Base-Camp Springs, MD, Bolling AF Base-DC, Fort Myer-Arlington, VA, Fort McNair-D.C., Cameron Station-Alexandria, VA, Walter Reed Army Medical Center-DC, National Naval Medical Center-Bethesda, MD, Naval Station-DC, Eglin AF Base-Valparaiso, FL, Homestead AF Base-Homestead, FL, McDill AF Base-Tampa, FL, McCoy AF Base-Orlando, FL, Naval Air Station Cecil Field-Jacksonville, FL, Naval Air Station-Jacksonville, FL, Naval Air Station-Pensacola, FL, Naval Station-Mayport, FL, Naval Air Station Whiting Field-Milton, FL, Naval Station-Key West, FL, Naval Training Center-Orlando, FL, Patrick AF Base-Cocoa Beach, FL, Tyndall AF Base-Panama City, FL, Atlanta Army Depot-Forest Park, GA, Fort Benning-Columbus, GA, Fort Gordon-Augusta, GA, Fort McPherson-Atlanta, GA, Fort Stewart-Hinesville, GA, Hunter Army Airfield-Savanna, GA, Marine Corps Supply Center-Albany, GA, Dobbins AF Base-Marietta, GA, Moody AF Base-Valdosta, GA, Naval Air Station-Albany, GA.

Naval Air Station-Glynco, GA, Robins AF Base-Warner Robins, GA, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Fort Campbell-Hopkinsville, KY, Fort Knox-Fort Knox, KY, Barksdale AF Base-Shreveport, LA, England AF Base-Alexandria, LA, Fort Polk-Leesville, LA, Naval Air Station-New Orleans, LA, Aberdeen Proving Ground-Aberdeen, MD, Edgewood Arsenal-Edgewood Arsenal, MD, Fort Detrick-Frederick, MD, Fort Holabird-Baltimore, MD, Fort George Meade-Laurel, MD, Fort Ritchie-Cascade, MD, Naval Air Station Patuxent-Patuxent River, MD, Naval Academy-Annapolis, MD, Naval Training Center-Bainbridge, MD, Fort Devens-Ayer, MA, Naval Air Station-South Weymouth, MA, LG Hanscom Field-Bedford, MA, Otis AF Base-Falmouth, MA, Westover AF Base-Springfield, MA, Columbus AF Base-Columbus, MS, Keesler AF Base-Biloxi, MS, Naval Air Station-Meridian, MS, Naval Construction Battalion-Gulfport, MS, Fort Leonard Wood-Waynesville, MO, Peace AF Base-Portsmouth, NH, Fort Dix-Wrightstown, NJ, Fort Monmouth-Oceanport, NJ, McGuire AF Base-Wrightstown, NJ, Naval Air Station-Lakehurst, NJ, Camp Drum-Watertown, NY, Fort Hamilton-Brooklyn, NY, Fort Wadsworth-Staten Island, NY, US Coast Guard Base-Governor's Island, NY, Griffiss AF Base-Rome, NY, Hancock Field-Syracuse, NY, Plattsburg AF Base-Plattsburg, NY, Naval Hospital-Saint Albans, NY, Seneca Army Depot-Romulus, NY, Stewart Field-Newburgh, NY, US Military Academy-West Point, NY, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City, OK, Army War College-Carlisle Barracks, PA, Letterkenny Army Depot-Chambersburg, PA, Naval Base-Philadelphia, PA.

New Cumberland Army Depot-New Cumberland, PA, Tobyhanna Army Depot-Tobyhanna, PA, Defense Activities-Mechanicsburg, PA, Valley Forge General Hospital-Phoenixville, PA, Charleston AF Base-Charleston, SC, Fort Jackson-Columbia, SC, Marine Corps Air Station-Beaufort, SC, Marine Corps Recruit Depot-Parris Island, SC, Myrtle Beach AF Base-Myrtle Beach, SC, Naval Base-Charleston, SC, Polaris Missile Facility-Charleston, SC, Shaw AF Base-Sumter, SC, Arnold AF Station-Tullahoma, TN, Naval Air Station Memphis-Millington, TN, Bergstrom AF Base-Austin, TX, Brooks AF Base-San Antonio, TX, Carswell AF Base-Fort Worth, TX, Dyess AF Base-Abilene, TX, Ellington AF Base-Houston, TX, Naval Air Station-Dallas, TX, Fort Bliss-El Paso, TX, Fort Hood-Killeen, TX, Fort Sam Houston-San Antonio, TX, Fort Wolters-Mineral Wells, TX, Goodfellow AF Base-San Angelo, TX, Kelly AF Base-San Antonio, TX, Lackland AF Base-San Antonio, TX, Laredo AF Base-Laredo, TX, Laughlin AF Base-Del Rio, TX, Naval Air Station-Corpus Christi, TX, Naval Air Station Chase Field-Beeville, TX, Naval Air Station-Kingsville, TX, Randolph AF Base-



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Universal City, TX, Reese AF Base-Lubbock, TX, Sheppard AF Base-Wichita Falls, TX, Webb AF Base-Big Spring, TX, Fort Belvoir-Alexandria, VA, Fort Eustis-Newport News, VA, Fort Lee-Petersburg, VA, Fort Monroe-Hampton, VA, Fort Story-Virginia Beach, VA, Langley AF Base-Hampton, VA, Marine Corps School-Quantico, VA, Naval Air Station Oceana-Oceana, VA, Naval Amphibious Base-Little Creek, VA, Naval Shipyard Norfolk-Portsmouth, VA, Naval Station-Norfolk, VA, Naval Weapons Laboratory-Dahlgren, VA, Naval Weapons Station-Yorktown, VA, Defense General Supply Center-Richmond, VA, and Vint Hill Farms Station-Warrenton, VA. The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

MC 111823 (Sub-E56), filed June 4, 1974. Applicant: Sherwood Van Lines, Inc., 4322 Milling Road, San Antonio, Inc., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Naval Station-Key West, FL, on the one hand, and, on the other, Blytheville AF Base-Blytheville, AR, Ent AF Base & Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnell AF Base-Wichita, KS, Fort Knox-Fort Knox, KY, Kincheloe AF Base-Sault Ste Marie, MI, KI Sawyer AF Base-Gwinn, MI, Selfridge AF Base-Mount Clemens, MI, Wurtsmith AF Base- Oscoda, MI, Duluth International Airport-Duluth, MN, Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, NE, Camp Drum-Watertown, NY, Griffiss AF Base-Rome, NY, Hancock Field-Syracuse, NY, Plattsburg AF Base- Plattsburg, NY, Seneca Army Depot-Romulus, NY, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base- Altus, OK, Tinker AF Base-Oklahoma City, OK, Vance AF Base-Enid, OK, Ellsworth AF Base-Rapid City, SD, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis MO or Louisville, KY, or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio state line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield, Ohio, thence along Ohio Hwy 440 to junction US Hwy 40, thence along US Hwy 40 to Junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri state line.

MC 111823 (Sub-E57), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Naval Air Station Cecil Field, Jacksonville, FL, Naval Air Station-Jacksonville, FL, and Naval Station-Mayport, FL, on the one hand, and, on the other, Ent AF Base & Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnell AF Base-Wichita, KS, Fort Knox-Fort Knox, KY, Kincheloe AF Base-Sault Ste Marie, MI, KI Sawyer AF Base-Gwinn, MI, Selfridge Air National Guard Base-Mount Clemons, MI, Wurtsmith AF Base-Oscoda, MI, Duluth International Airport-Duluth, MN, Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, NE, Camp Drum-Watertown, NY, Hancock Field-Syracuse, NY, Seneca Army Depot-Romulus, NY, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City, OK, Vance AF Base-Enid, OK, Ellsworth AF Base-Rapid City, SD, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis MO or Louisville, KY or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio state line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield, OH, thence along Ohio Hwy 440 to junction US Hwy 40, thence along US Hwy 40 to Junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri state line.

MC 111823 (Sub-E58), filed June 4, 1974. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, Tex. 78219. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *Common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between Naval Air Station-Patuxent River, MD on the one hand, and on the other, Craig AF Base-Selma, AL, Redstone Arsenal-Huntsville, AL, Blytheville AF Base-Blytheville, AR, Little Rock AF Base-Jacksonville, AR, Ent AF Base & Peterson Field-Colorado Springs, CO, Fitzsimmons General Hospital-Denver, CO, Fort Carson-Colorado Springs, CO, Lowry AF Base-Denver, CO, US AF Academy-Colorado Springs, CO, Chanute AF Base-Rantoul, IL, Fort Sheridan-Highland Park, IL, Joliet Army Ammunition Depot-Joliet, IL, Savanna Army Depot-Savanna, IL, Naval Air Station-Glenview, IL, Naval Training Center-Great Lakes, IL, Scott AF Base-Belleville, IL, Grissom AF Base-Peru, IN, Fort Benjamin Harrison-Indianapolis, IN, Naval Ammunition Depot-Crane, IN, Forbes AF Base-Topeka, KS, Fort Leavenworth-Leavenworth, KS, Fort Riley-Junction City, KS, McConnell AF Base-Wichita, KS, Fort Campbell-Hopkinsville, KY, Fort Knox-Fort Knox, KY, Barksdale AF Base-Shreveport, LA, England AF Base-Alexandria, LA, Fort Polk-Leesville, LA, Naval Air Station-New Orleans, LA, Kincheloe AF Base-Sault St Marie, MI, KI Sawyer AF Base-Gwinn, MI, Selfridge Air National Guard Base-Mount Clemens, MI, WURTSmith AF Base-Oscoda, MI, Duluth International Airport-Duluth, MN, Columbus AF Base-Columbus, MS, Keesler AF Base-Biloxi, MS, Naval Air Station-Meridian, MS, Naval Construction Battalion-Gulfport, MS, Fort Leonard Wood-Waynesville, MO, Richards-Gebaur AF Base-Kansas City, MO, Whiteman AF Base-Knob Noster, MO, Offutt AF Base-Omaha, Ne, Grand Forks AF Base-Emerado, ND, Minot AF Base-Minot, ND, Lockbourne AF Base-Columbus, OH, Wright-Patterson AF Base-Dayton, OH, Altus AF Base-Altus, OK, Fort Sill-Lawton, OK, Tinker AF Base-Oklahoma City, OK, Vance AF Base-Enid, OK, Ellsworth AF Base-Rapid City, SD, Naval Air Station Memphis-Millington, TN.

Bergstrom AF Base-Austin, TX, Brooks AF Base-San Antonio, TX, Carswell AF Base-Fort Worth, TX, Dyess AF Base-Abilene, TX, Ellington AF Base-Houston, TX, Naval Air Station-Dallas, TX, Fort Bliss-El Paso, TX, Fort Hood-Killeen, TX, Fort Sam Houston-San Antonio, TX, Fort Wolters-Mineral Wells, TX, Goodfellow AF Base-San Angelo, TX, Kelly AF Base-San Antonio, TX, Lackland AF Base-San Antonio, TX, Laredo AF Base-Laredo, TX, Laughlin AF Base-Del Rio, TX, Naval Air Station-Corpus Christi, TX, Naval Air Station-Chase Field, Beeville, TX, Naval Air Station-Kingsville, TX, Randolph AF Base-Universal City, TX, Reese AF Base-Lubbock, TX, Sheppard AF Base-Wichita Falls, TX, Webb AF Base-Big Spring, TX, and Camp McCoy-Sparta, WI. The purpose of this filing is to eliminate the gateway of St. Louis MO or Louisville KY or that part of Ohio, Indiana, and Illinois on and north of a line beginning at the Pennsylvania-Ohio State line, and extending along US Hwy 422 to junction US Hwy 62, thence along US Hwy 62 to junction US Hwy 40, thence along US Hwy 40 to Springfield, OH thence along Ohio Hwy 440 to junction US Hwy 40, thence along US Hwy 40 to Junction US Hwy 36, thence along US Hwy 36 to the Illinois-Missouri state line.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21657 Filed 8-15-75;8:45 am]





[Notice No. 91]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 12, 1975.

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the Federal Register publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the Federal Register. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

### MOTOR CARRIERS OF PROPERTY

No. MC 10457 Sub-No. 5TA), filed August 1, 1975. Applicant: BEAUFORT TRANSFER COMPANY, P.O. Box 151, Gerald, Mo. 63037. Applicant's representative: John E. Burruss, Jr., Central Trust Bldg., P.O. Box 1096, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, and household goods), between Wainwright, Tebbetts, Mokane, Steedman, Portland, Rhineland, Readsville and Reform, Mo., and the facilities of Union Electric Company at or near Reform, Mo., on the one hand, and the regular route points applicant is presently authorized to serve, on the other; from Jonesburg, Mo., over Interstate 70 to its junction with U.S. Highway 54 at Kingdom City, Mo.; thence, over U.S. Highway 54 to Jefferson City, Mo.; from Jefferson City, Mo., over Missouri State Highway 94 to its junction with Missouri State Highway 19; thence, over Missouri State Highway 19 to its junction with Interstate 70; from the junction of Interstate 70 and Callaway County, Mo., Route D. thence over Route D to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94; from Mokane, Mo., over Callaway County Route C to its junction with U.S. Highway 54; from Reform, Mo., over Callaway County Route CC to its junction with Callaway County Route O, thence over Route O to its junction with Callaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Fulton, Mo., and return over the same routes with authority to operate over said routes and all presently authorized routes in providing service between said points and the regular route points applicant is presently authorized to serve. Applicant proposes to interline at St. Louis, with MC 78400, for 180 days. Supporting shipper: Union Electric Company, P.O. Box 149, St. Louis, Mo. 63166. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th St., St. Louis, Mo. 63101.

No. MC 11722 (Sub-No. 45TA), filed August 4, 1975. Applicant: BRADER HAULING SERVICE, INC., P.O. Box 655, Zillah, Wash. 98953. Applicant's representative: Charles C. Flower, 303 East D St., Yakima, Wash. 98901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Newsprint*, in rolls, from Seattle, Wash., to Sunnyside, Pasco, Kennewick, Richland, Ellensburg, Wenatchee, Walla Walla, Pullman and Longview, Wash., and Lewiston, Boise, Sandpoint, Moscow, Emmett, and Twin Falls, Idaho, and Ontario, Astoria, Portland, Albany, Eugene, Medford, Coos Bay, and Salem, Oreg., for 180 days. Supporting Shipper: Crofton Paper Company, Inc., 3000 Sand Hill Road, Menlo Park, Calif. 94025. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, Oreg. 97204.

No. MC 21227 (Sub-No. 10TA), filed August 1, 1975. Applicant: MIDLAND TRUCK LINES, INC., 311 Marion St., St. Louis, Mo. 63104. Applicant's representative: John E. Burruss, Jr., Central Trust Bldg., P.O. Box 1069, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, and household goods), between Wainwright, Tebbetts, Mokane, Steedman, Portland, Rhineland, Readsville and Reform, Mo., and the facilities of Union Electric Company at or near Reform, Mo., on the one hand, and the regular route points applicant is presently authorized to serve, on the other; from Jonesburg, Mo., over Interstate 70 to its junction with U.S. Highway 54 at Kingdom City, Mo.; thence, over U.S. Highway 54 to Jefferson City, Mo.; from Jefferson City, Mo., over Missouri State Highway 94 to its junction with Missouri State Highway 19; thence, over Missouri State Highway 19 to its junction with Interstate 70; from the junction of Interstate 70 and Callaway County, Mo., Route D, thence over Route D to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94; from Mokane, Mo., over Callaway County Route C to its junction with U.S. Highway 54; from R form, Mo., over Callaway County Route CC to its junction with Callaway County Route O, thence over Route O to its junction with Callaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Fulton, Mo., and return over the same routes with authority to operate over said routes and all presently authorized routes in providing service between said points and the regular route points applicant is presently authorized to serve. Applicant proposes to interline at Evansville, Ind.; Vincennes, Ind.; and St. Louis, Mo., with MC 21227, for 180 days. Supporting shipper: Union Electric Company, P.O. Box 149, St. Louis, Mo. 63166. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Room 1465, 210 N. 12th St., St. Louis, Mo. 63101.

No. MC 49387 (Sub-No. 44TA), filed August 5, 1975. Applicant: ORSCHELN BROS. TRUCK LINES, INC., P.O. Box 658, Highway 24 East, Moberly, Mo. 65270. Applicant's representative: John E. Burruss, Jr., Central Trust Bldg., P.O. Box 1069, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, and household goods), between Wainwright, Tebbetts, Mokane, Steedman, Portland, Rhineland, Readsville, and Reform, Mo., and the facilities of Union



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Electric Company at or near Reform, Mo., on the one hand, and, the regular route points applicant is presently authorized to serve, on the one hand, from Jefferson City, Mo., over Missouri State Highway 94 to its junction with Missouri State Highway 19; thence over Missouri State Highway 19 to its junction with Interstate 70; from the junction of Interstate 70 and Callaway County, Mo., Route D thence over Route D to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94; from Mokane, Mo., over Callaway County Route C to its junction with U.S. Highway 54; from Reform, Mo., over Callaway County Route CC to its junction with Callaway County Route O, thence over Route O to its junction with Callaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Fulton, Mo., and return over the same routes with authority to operate over said routes and all presently authorized routes in providing service between said points and the regular route points applicant is presently authorized to serve, applicant also proposes to interline at St. Joseph, St. Louis, Kansas City, and Springfield, Mo.; Fort Madison, Iowa; Quincy, Peoria, and Chicago, Ill., for 180 days. Supporting shipper: Union Electric Company, P.O. Box 149, 1901 Gratiot St., St. Louis, Mo. 63166. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, 600 Federal Bldg., 911 Walnut St., Kansas City, Mo. 64106.

No. MC 59306 (Sub-No. 3TA), filed August 4, 1975. Applicant: NIEDERGERKE TRUCK LINE, INC., 107 West Fourth St., Fulton, Mo. 65251. Applicant's representative: John E. Burruss, Jr., Central Trust Bldg., P.O Box 1069, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, commodities in bulk, and household goods), between Walnwright, Tebbetts, Mokane, Steedman, Portland, Rhineland, Readsville, and Reform, Mo., and the facilities of Union Electric Company at or near Reform, Mo., on the one hand, and, the regular route points applicant is presently authorized to serve, on the one hand, from New Bloomfield, Mo., over U.S. Highway 54 to Jefferson City, Mo.; from Jefferson City over Missouri State Highway 94 to its junction with Missouri State Highway 19 at McKittrick, Mo.; from the junction of Interstate 70 and Callaway County, Mo., Route D, thence over Route D to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Calaway County Route O, thence over Route O to its junction with Calaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Kingdom City, Mo.; thence, over U.S. Highway 54 to Jefferson City, Mo.; from Jefferson City, Mo., over Missouri State Highway 94 to its junction with Missouri State Highway 19; thence, over Missouri State Highway 19 to its junction with Interstate 70; from the junction of Interstate 70 and Callaway County, Mo., Route D. thence over Route D to its junction with Missouri State Highway 94; from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94; from Mokane, Mo., over Callaway County Route C to its junction with U.S. Highway 54; from R form, Mo., over Callaway County Route CC to its junction with Callaway County Route O, thence over Route O to its junction with Callaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Fulton, Mo., and return over the same routes with authority to operate over said routes and all presently authorized routes in providing service between said points and the regular route points applicant is presently authorized to serve. Applicant proposes to interline at St. Louis, with MC-78400, for 180 days. Supporting shipper: Union Electric Company, P.O. Box 149, St. Louis, Mo. 63166. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th St., St. Louis, Mo. 63101.

No. MC 107002 (Sub-No. 473TA), filed August 4, 1975. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, U.S. Highway 80 West, Jackson, Miss. 39205. Applicant's representative: Edward M. Regan (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, in bulk, in tank vehicles, from Memphis, Tenn., to Evansville, Ind.; Wichita, Kans.; and St. Louis, Mo., for 180 days. Supporting shipper: Hunt Foods, P.O. Box 2674, Desoto Station, Memphis, Tenn. 38102. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Room 212, 145 East Amite Bldg., Jackson, Miss. 39201.

No. MC 111170 (Sub-No. 222TA), filed August 5, 1975. Applicant: WHEELING PIPE LINE, INC., P.O. Box 1718, E. Dorado, Ark. 71730. Applicant's representative: Tom E. Moore (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand*, from Gulon, Ark., to Shreveport, La., for 180 days. Supporting shipper: Kast Metals Corporation, Mid-Continent Steel Casting Division, 1461 West 59th St., P.O. Drawer 6611 M, Shreveport, La. 71106. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 115496 (Sub-No. 36TA), filed August 5, 1975. Applicant: LUMBER TRANSPORT, INC., P.O. Box 111, Cochran, Ga. 31014. Applicant's representative: Virgil H. Smith, 1587 Phoenix Blvd., Suite 12, Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Waste paper* in machine compressed bales or containers, from points in Alabama, Florida, Mississippi, North Carolina, South Carolina, Tennessee and Virginia, to the plant site and warehouse facilities of Great Southern Paper Company, at or near Cedar Springs, Ga., for 180 days. Supporting shipper: Great Southern Paper Company, P.O. Box 44, Cedar Springs, Ga. 31732. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., NW., Room 546, Atlanta, Ga. 30309.

No. MC 118831 (Sub-No. 120TA), filed August 4, 1975. Applicant: CENTRAL TRANSPORT, INCORPORATED, P.O. Box 5388, High Point, N.C. 27262. Applicant's representative: Tina Surratt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sodium hydrosulfite solution*, in bulk, from Leeds, S.C., to Calhoun, Tenn., for 180 days. Supporting shipper: Virginia Chemicals, Inc., West Norfolk Road, Portsmouth, Va. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.





No. MC 121626 (Sub-No. 1TA) (Amendment), filed July 8, 1975, published in the FEDERAL REGISTER issue of July 28, 1975, and republished as amended this issue. Applicant: BAYVIEW TRUCKING, INC., 7901 Ramona Ave., Sacramento, Calif. 95826. Applicant's representative: Leigh B. Morris, 100 Buch St., 21st Floor, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) (1) *Frozen foods* in vehicles equipped with mechanical refrigeration, from the plantsites and storage facilities utilized by Campbell Soup Company, at or near Modesto, Calif., to points in Oregon and Washington; and on return, *Ingredients* of frozen foods, and *commodities*, the transportation of which is otherwise exempt from economic regulation under § 203(b)(6) of the Interstate Commerce Act, when moving in the same vehicle at the same time with ingredients of frozen foods, in vehicles equipped with mechanical refrigeration, from points in Oregon and Washington, to the plantsites and storage facilities utilized by Campbell Soup Company, at or near Modesto, Calif. Applicant intends to interline with other authorized carriers at Stockton, Los Angeles, and San Francisco Bay Area points it is authorized to serve under part B, for 180 days. Supporting shipper: Campbell Soup Company, Modesto, Calif. 95353. Send protests to: A. J. Rodriguez, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Ave., Box 36004, San Francisco, Calif. 94102. The purpose of this republication is to amend part (A), the rest of the application will remain as previously published.

No. MC 124230 (Sub-No. 22TA), filed August 4, 1975. Applicant: C. B. JOHNSON, INC., P.O. Drawer S, Cortez, Colo. 81321. Applicant's representative: David E. Driggers, 1600 Lincoln Center, 1660 Lincoln St., Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lead and zinc concentrates*, from the facilities of Asarco, Inc., at or near Deming, N. Mex., to El Paso, Tex., for 180 days. Supporting shipper: Asarco, Inc., 405 Montgomery St., San Francisco, Calif. 94104. Send protests to: Herbert C. Ruoff, District Supervisor, 2022 Federal Bldg., 1961 Stout St., Denver, Colo. 80202.

No. MC 133363 (Sub-No. 4TA), filed August 4, 1975. Applicant: WILLIAM T. HARRIS AND THEATRIS HARRIS, a Partnership, doing business as HARRIS BROS. CO., 1317-25 South 49th St., Philadelphia, Pa. 19143. Applicant's representative: Morris J. Levin, 1620 Eye St., N.W., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New product brochures*, from Atlanta, Ga., to Mechanicsburg, Pa., under continuing contract with McDonald & Little, Inc., for 180 days. Supporting shipper: McDonald & Little, Inc., 100 Colony Square, Atlanta, Ga. 30316. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 134922 (Sub-No. 142TA), filed August 5, 1975. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rubber articles* (except commodities in bulk and those which because of size or weight require the use of special equipment), from Frazer and Conshohocken, Pa., to Carson City, Reno, Nev.; Petaluma and La Mirada, Calif., and Portland, Oreg., for 180 days. Supporting shipper: Triple "S" Tire Center, Inc., 412 Madison St., Petaluma, Calif. 94952. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 136464 (Sub-No. 10TA), filed August 5, 1975. Applicant: CAROLINA WESTERN EXPRESS, INC., 650 Eastwood Drive, Gastonia, N.C. 28052. Applicant's representative: Eric Meierhoefer, 915 Pennsylvania Bldg., 425 13th St., NW., Washington, D.C. 20004. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Textiles and textile products*, from Greensboro, N.C., and points in its commercial zone and Asheboro, N.C., to Los Angeles, Calif., and its commercial zone restricted to services performed under continuing contract or contracts with Burlington Industries, Inc., for 180 days. Supporting shipper: Burlington Industries, Inc., P.O. Box 691, Burlington, N.C. 27215. Send protests to: District Supervisor, Price, 800 Briar Creek Road, Suite CC516, Charlotte, N.C. 28205.

No. MC 138336 (Sub-No. 6TA), filed August 5, 1975. Applicant: CROSSLINGRADER CORPORATION, P.O. Box 5807, 1022 Sixth Ave., North, Nashville, Tenn. 38103. Applicant's representative: R. Connor Wiggins, Jr., 909, 100 N. Main Bldg., Memphis, Tenn. 38103. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fiberglass re-inforcing mats, fiberglass fabric or cloth, fiberglass rovings, crushed or powdered glass, synthetic fiber wastes, and liquid plastic*, from Nashville, Tenn., to Arlington, Tex., and Huntington Beach, Calif., and from Arlington, Tex., to Huntington Beach, Calif. Restriction: Restricted against the transportation of commodities in bulk, in tank vehicles, under continuing contract with Ferro Corporation, for 180 days. Supporting shipper: Ferro Corporation, Fiber Glass Road, Nashville, Tenn. 37211. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite A-422, U.S. Court House, Nashville, Tenn. 37203.

No. MC 139405 (Sub-No. 1TA), filed August 4, 1975. Applicant: RON ANDREWS, doing business as RON ANDREWS TRUCKING, 3515 7th St. East, P.O. Box 142, Lewiston, Idaho 83501. Applicant's representative: Christopher J. Bletzen, 708 Old National Bank Bldg., Spikane, Wash. 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Bananas;* (2) *unassembled furniture products;* (1) from Long Beach, and Wilmington, Calif., to points in Missoula and Kalispell, Mont.; Pendleton, Oreg.; Pasco, Wash.; and Lewiston, Idaho, restricted to traffic requiring stops in transit to two or more of the abovenamed destination points, (2) from the manufacturing plant of North Idaho Wood, Lewiston, Idaho, to points in Los Angeles, Sacramento, San Francisco, Alameda, Butte and Glenn Counties, Calif., for 180 days. Supporting shippers: Dick Elzner, Pacific Gamble Robinson d/b/a Pacific Fruit and Produce, Traffic Manager, 4103 Second Ave. South, Seattle, Wash. 98134. Herbert Dreyer, North Idaho Wood, Ltd., General Partner, P.O. Box 632, Lewiston, Idaho 83501. Send protests to: L. D. Boone, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 858 Federal Office Bldg., 915 Second Ave., Seattle, Wash. 98174.

No. MC 140244 (Sub-No. 2TA), filed August 5, 1975. Applicant: MARGIE L. BERRIE, Route 2, Arkansas City, Kans. 67005. Applicant's representative: Tom L. Schwinn, Box 549, Wellington, Kans. 67152. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed, feed ingredients, including alfalfa pellets, and fertilizer*, dry, in bulk, from points in Sumner and Cowley Counties, Kans., to points in Payne County, Okla., for 180 days. Supporting shippers: There are approximately 8 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 134349 (Sub-No. 13TA), filed August 5, 1975. Applicant: B. L. T. CORPORATION, 405 Third Ave., Brooklyn, N.Y. 11215. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Books*, for the account of the Baker and Taylor Companies, Division of W. R. Grace, Inc., between Jersey City, N.J., on the one hand, and, on the other, Somerville, N.J., Momence, Ill., Reno, Nev., Clarksville, Tex., Commerce, Ga., Cedar Falls, Iowa, Nashville, Tenn., Kankakee, Ill., under continuing contract with The Baker & Taylor Companies, for 180 days. Supporting shipper: The Baker & Taylor Companies, Div., of W. R. Grace, Inc., 1515 Broadway, New York, N.Y. 10036. Send protests to: Marvin Kampel, District Supervisor, Inter-



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state Commerce Commission, 26 Federal Bldg., New York, N.Y. 10007.

No. MC 140312 (Sub-No. 1TA), filed August 1, 1975. Applicant: SARGENT TRANSPORT, INC., Obl Road R.D. #1, Portville, N.Y. 14770. Applicant's representative: S. Michael Richards, 44 North Ave., Webster, N.Y. 14550. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese and commodities* otherwise exempt from economic regulation under Section 203(b)(6) of the Interstate Commerce Act when transported in the same vehicle and at the same time with cheese, from the plantsite of Cuba Cheese & Trading Co., Inc., Cuba, N.Y., to Norfolk and Richmond, Va., under a continuing contract with Cuba Cheese & Trading Co., Inc., for 180 days. Supporting shipper: Cuba Cheese & Trading Co., Inc., 47 Genesee St., Cuba, N.Y. 14727. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 612 Federal Office Bldg., Buffalo, N.Y. 14202.

No. MC 140421 (Sub-No. 2TA), filed August 1, 1975. Applicant: ACTION MOTOR EXPRESS, INC., 8303 Old Gentilly Road, P.O. Box 29102, New Orleans, La. 70189. Applicant's representative: Harold R. Ainsworth, 2308 American Bank Bldg., New Orleans, La. 70130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Hodge, La., to New Orleans, La., under continuing contract with Continental Can Company, Inc., for 180 days. Supporting shipper: Continental Can Company, Inc., Mill St., Hodge, La. 71247. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, T-9038 U.S. Postal Service Bldg., 701 Loyola Ave., New Orleans, La. 70113.

No. MC 140460 (Sub-No. 3TA), filed August 6, 1975. Applicant: COAST REFRIGERATED TRUCKING CO., INC., P.O. Box 188, Holly Ridge, N.C. 28445. Applicant's representative: Herbert Alan Dubin, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pickled products*, (except in bulk), from the plantsite of Vlasic Foods, located at Greenville, Miss., to points in Arkansas, Louisiana, Oklahoma and Texas, for 180 days. Supporting shipper: Vlasic Foods, Inc., 33200 West 14 Mile Road, W. Bloomfield, Mich. 48033. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 140460 (Sub-No. 4TA), filed August 6, 1975. Applicant: COAST REFRIGERATED TRUCKING CO. INC., P.O. Box 188, Holly Ridge, N.C. 28445. Applicant's representative: Herbert Al n Dubin, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods and home freezers*, from Ottumwa, Iowa, to Forest Park and Rockford, Ill.; Indianapolis and Marion, Ind.; Fraser, Grandville, and Niles, Mich.; Garfield Heights and Lakemore, Ohio; Oshkosh, Merrill and Green Bay, Wis.; Tuscaloosa, Montgomery, and Decatur, Ala.; Sanford, Pensacola, and Pompano Beach, Fla.; Macon, Dexter, and Augusta, Ga.; Vicksburg, Miss.; Baton Rouge, New Orleans, and DeRidder, La.; Charlotte, N.C.; West Columbia, S.C.; Nashville, Tenn.; Temple and Houston, Tex.; Richmond, Va.; Pittsfield, N.H.; Perry, Vestal, Utica, and Poughkeepsie, N.Y.; for 180 days. Supporting shipper: Rich Plan Corporation, 258 Genesse St., Utica, N.Y. 13502. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27511.

No. MC 141029 TA, filed August 4, 1975. Applicant: JOSEPH DUARTE, 2130 Rockdale Ave., Simi Valley, Calif. 93063. Applicant's representative: Milton W. Flack, 4311 Wilshire Blvd., Suite 300, Los Angeles, Calif. 10010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles* in secondary movements on truckaway service, between Garden Grove, Calif., and Lubbock, Tex., under continuing contract with Jack Warye Automobile Brokerage, for 180 days. Supporting shipper: Jack Warye Automobile Brokerage, 10272 Garden Grove Blvd., Garden Grove, Calif. Send protests to: Mildred L Price, Transportation Assistant, Interstate Commerce Commission, Room 1321 Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 141143 (Sub-No. 1TA), filed July 22, 1975. Applicant: WATKINS TRANSFER, INC., 116 Druid St., P.O. Box 6219, Jacksonville, Fla. 32205. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in containers (except commodities in bulk and automobiles), between Jacksonville, Fla., and points in its commercial zone (except Yulee and Fernandina Beach, Fla.), for 180 days. Supporting shippers: (1) Trailer Marine Transport Corporation, 1045 Bond Ave., P.O. Box 2110, Jacksonville, Fla., 32203. (2) Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 141187 (Sub-No. 1TA), filed August 4, 1975. Applicant: BLUFF CITY TRANSPORTATION, INC., 2877 Parisview Road, P.O. Box 18391, Memphis, Tenn. 38118. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Vinyl plastic*, from Corinth, Miss., to points in the United States (except Alaska and Hawaii); and *Materials, equipment and supplies* (except commodities in bulk) used in the manufacture of vinyl plastic, from points in the United States (except Alaska and Hawaii), to Corinth, Miss. Restriction: Restricted to a transportation service to be performed under a continuing contract, or contracts with Hatco Plastics Division, W. R. Grace Company, for 180 days. Supporting shipper: Hatco Plastics Division, W. R. Grace Company, Golding Drive, Corinth, Miss. 38834. Send protests to: Kenneth R. Inman, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 435 Federal Office Bldg., 167 North Main St., Memphis, Tenn. 38103.

No. MC 141192 (Sub-No. 1TA), filed August 1, 1975. Applicant: DICENSO TRANSPORT, INC., 35 Lyncrest Ave., New City, N.Y. 10956. Applicant's representative: Ronald Il Shapss, 450 Seventh Ave., New York, N.Y. 10001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bulbs, flowers, leaves, nursery stock, plants, roots, trees, flower pots, hanging ropes, and such commodities* as are sold or used by Nurseries, Plant Centers, and Greenhouses (excluding commodities in bulk), between Park Ridge, N.J., Pearl River, N.Y., and the Commercial Zone of New York, N.Y., on the one hand, and, on the other, points in Maine, Vermont, New Hampshire, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Michigan, Wisconsin, Illinois, Indiana, Ohio, Maryland, Delaware, the District of Columbia, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi and Florida, under continuing contract with Langeveld Bulb Co., Inc., for 180 days. Supporting shipper: Langeveld Bulb Co., Inc., 108 Hawthorne Ave., Park Ridge, N.J. Send protests to: Wesley J. Green, Transportation Specialist, Interstate Commerce Commission, 26 Federal Plaza, Room 1807, New York, N.Y. 10007.

No. MC 141208 TA, filed August 4, 1975. Applicant: OLSON & TAYLOR TRUCKING INC., Route 2, Box 115A, Arlington, Wash. 98223. Applicant's representative: Jack R. Davis, 1100 IBM Bldg., Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Treated steel pipe*, between Arlington, Wash., and Kenmore, Wash., under continuing contract with Clark Painting Company, for 180 days. Supporting shipper: B. M. Newman, Clark Painting Company, Plant Manager, 6910 204th NW., Arlington, Wash. 98223. Send protests to: L. D. Boone, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 858 Federal Bldg., 915 Second Ave., Seattle, Wash. 98174.

No. MC 141215 (Sub-No. 1TA), filed August 5, 1975. Applicant: C & L FARMS, INC., P.O. Box 267, Highland, Wis. 53543. Applicant's representative: Wayne W. Wilson, 329 W. Wilson St., Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over





irregular routes transporting: *Pipe and* materials, equipment and supplies used or useful in the manufacture, sale, installation or distribution of pipe, between Highland, Wis., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: John R. Conroy d/b/a Jonco Industries, 513 Main St., Highland, Wis. 53543. Send protests to: Barney L. Hardin, District Supervisor, 139 W. Wilson St., Room 202, Madison, Wis. 53703.

No. MC 141217 TA, filed August 4, 1975. Applicant: CHARLES O. NICHOLS, doing business as NICHOLS EXPRESS, R.D. 1 Box 253–C, Garrettsville, Ohio 44231. Applicant's representative: J. C. Schriner, 14805 Detroit Ave., Lakewood, Ohio 44107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed*, from the plantsite and facilities of Honeggers' & Co., Inc., in Fairbury, Ill., to Garrettsville, Leetonia, Mantua, Mentor, Middlefield, Millersburg, Mogadore and Perry, Ohio, for 180 days. Supporting shipper: Honeggers' & Co., Inc., Fairbury, Ill. 61739. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

APPLICATION OF PASSENGERS

No. MC 141210 TA, filed August 4, 1975. Applicant: SWARTZ & SONS, doing business as SERVICE CAB COMPANY, 910 North Broadway, Pittsburg, Kans. 66762. Applicant's representative: K. I. Loy, P.O. Box 566, Pittsburg, Kans. 66762. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and baggage of passengers* both special and charter operations, between the duty sites of the cities of Pittsburg, Mulberry, Fort Scott and Kansas City, Kans.; Asbury, Joplin, Tipton Ford, Neosho, Dalby, McElhaney, Goodman, Anderson, Lanagan, Noel, Mulberry, Eve, Hume, Grandview, Drexel, Cleveland and Kansas City, Mo.; Gravette and Gentry, Ark.; and Watts and Heaverner, Okla., under continuing contract with Kansas City Southern Railway Company, for 180 days. Supporting shipper: Kansas City Southern Railway Company, 114 W. 11th, Kansas City, Mo. 64105. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75–21661 Filed 8–15–75;8:45 am]

[Notice No. 56]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 15, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 4, 1975. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC–75890. By order of August 12, 1975, the Motor Carrier Board approved the transfer to Caldarulo Trading Co., a corporation, Chicago, Ill., of the operating rights in Permits Nos. MC–124796 (Sub-No. 55), MC–124796 (Sub-No. 77), and MC–124796 (Sub-No. 96) issued April 27, 1972, and December 3, 1973, respectively, to Continental Contract Carrier Corp., City of Industry, Calif., authorizing the transportation of (1) toilet preparations, toilet articles, germicides, buffing, cleaning, scouring, washing, and polishing compounds, solvents, starch, sponges, sweetening compounds, drugs, janitorial supplies, and advertising materials, from Chicago, Melrose Park, and Carol Stream, Ill., Sparks, Nev., Glendale, Calif., Piscataway, N.J., Atlanta, Ga., Dallas, Tex., and Jacksonville, Fla., to points in the United States; (2) foodstuffs, not frozen, in containers, from Chicago and Carol Stream, Ill., and Sparks, Nev., to points in the United States; (3) materials, equipment, and supplies used in the manufacture, distribution, and sale of the commodities in (1) and (2), from the named destination points to the above-named origin points; (4) aerosol products, except in bulk, from Chicago, Ill., Sparks, Nev., and Piscataway, N.J., to points in the United States, and (5) sweetening compounds, except in bulk, from Morris Plains, N.J., to Sparks, Nev., Chicago, Ill., and Atlanta, Ga., under continuing contract with Alberto-Culver Co., of Melrose Park, Ill., Arnold L. Burke, 127 N. Dearborn Street, Chicago, Ill. 60602 and Richard A. Peterson, 521 S. 14th Street, Lincoln, Nebr. 68501 Attorneys for applicants.

No. MC–FC–75905. By order of August 12, 1975, the Motor Carrier Board approved the transfer to Brockport Movers, Inc., Batavia, N.Y., of the operating rights in Certificate No. MC–74945 issued August 6, 1957, to Barry Warehouses, Inc., Buffalo, N.Y., authorizing the transportation of household goods as defined by the Commission, between Buffalo, N.Y., and points in New-York within 75 miles thereof, on the one hand, and, on the other, points in New York, Pennsylvania, Ohio, Maryland, Delaware, Virginia, West Virginia, New Jersey, Wisconsin, Illinois, Michigan, Indiana, Connecticut, Rhode Island, Massachusetts, and the District of Columbia; and between the above-defined radial base, on the one hand, and, on the other, points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee. Charles A. Schiano, 500 Wilder Building, 1 East Main Street, Rochester, N.Y. 14614 Attorney for applicants.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75–21660 Filed 8–15–75;8:45 am]



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federal register

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PART II:

SECTION 1

# DEPARTMENT OF DEFENSE

## PRIVACY ACT OF 1974

Notice of Systems of Records

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DEPARTMENT OF DEFENSE

PRIVACY ACT OF 1974

Notice of Systems of Records

Following are the systems of records prescribed by the Privacy Act of 1974. Any omissions due to oversight will be published at a later date.

Public comment is solicited on the routine use portion of the notices, and should be submitted by September 17, 1975.

Maurice W. Roche

MAURICE W. ROCHE
Director
Correspondence and Directives
OASD (Comptroller)

7 August 1975

PRIVACY ACT OF 1974

On December 31, 1974, President Ford signed Public Law 93-579, (88 Stat. 1896) which added section 552a to title 5 of the United States Code. This new section is known as the Privacy Act of 1974. The act reasserts the fundamental right to privacy as derived from the Constitution of the United States and provides a series of basic safeguards for the individual to prevent the misuse of personal information by the Federal Government.

The Privacy Act provides for making known to the public the existence and characteristics of all personal information systems kept by every Federal agency. The act permits an individual to have access to records containing personal information on that individual and allows the individual to control the transfer of that information to other Federal agencies for nonroutine uses. The act also requires all Federal agencies to keep accurate accountings of transfers of personal records to other agencies and outsiders, and to make the accountings available to the individual. The act further provides for civil remedies for the individual whose records are kept or used in contravention of the requirements of the act.

The Privacy Act also requires the agencies to adopt regulations that list and describe routine transfers of their personal records and to establish procedures for access to and amendment of such records.

Compilation

The Office of the Federal Register is required to publish an annual compilation of all Privacy Act rules and notices. Although the compilation will not be available until some time after September 27, 1975, readers may assemble their own compilation by cummulating Privacy Act material as it is published. To facilitate this, all Privacy Act notices and final rules will be published in separate Parts of the FEDERAL REGISTER which may easily be detached and combined.



The systems of records in the Department of Defense which are subject to the Privacy Act are maintained by the Components of the Departments. These are:

United States Army
Defense Mapping Agency
Defense Civil Preparedness Agency
Office of the Secretary of Defense
Defense Advanced Research Project Agency
United States Air Force
National Security Agency
Defense Nuclear Agency
Joint Chiefs of Staff
Defense Communications Agency
Defense Intelligence Agency
United States Marine Corps
United States Navy
Defense Contract Audit Agency
Defense Supply Agency
Defense Investigative Service
Uniformed Services University of the Health Sciences

With the exception of the Defense Advanced Research Project Agency and the Defense Security Assistance Agency, a listing for each Component is published below. The listings of the Defense Advanced Research Project Agency have been incorporated into those of the Office of the Secretary of Defense; the Defense Security Assistance Agency has no system of records which requires publication under the Privacy Act. Taken together, the Component listings constitute the total systems of records in the Department of Defense which are subject to the Privacy Act.

The Department of Defense is submitting these listings in the interests of fully disclosing all record systems within the scope of the Privacy Act. The listings are preliminary in nature and in some instances contain duplication and excessive detail that could not be eliminated due to publication deadlines, and is subject to a process of continuing consolidation and refine- ment. Without establishing new systems or altering existing ones, it is expected that this process of simplification will substantially reduce the number of systems reported and enable individuals to obtain easier access to their personal records, in keeping with the requirements of the Privacy Act. Any comments, including written data, views or arguments should be addressed to the system manager identified in each notice

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**AAFES0306.03**

**System name:** 306.03 Debriefing Acknowledgment Files

**System location:** Primary Safety and Security Office, Headquarters AAFES Decentralized segments - Commanders OES and Regions

**Categories of individuals covered by the system:** Any person whose access authorization for classified defense information has been terminated due to lack of need

**Categories of records in the system:** File contains individual's cancelled Access Authorizations which have been signed and dated by the individuals who have been debriefed, acknowledging the debriefing

**Authority for maintenance of the system:** Section 6, Executive Order 11652, Classification and Declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if a person charged with disclosing classified information was debriefed and knew the consequences of such disclosure.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Building has security guards. Records are maintained in a locked file/safe.

**Retention and disposal:** Records are permanent. They are retained in active file until the end of the fiscal year in which the debriefing occurred, held two additional years in inactive status and retired to the National Records Center.

**System manager(s) and address:** Security Specialist, Safety and Security Office HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

HQ AAFES, ATTN: AAFES-SS
Dallas, Texas 75222
Telephone AC 214-330-2721

**Record access procedures:** Requests from individuals should be addressed to Headquarters, Army and Air Force Exchange Service (ATTN: AAFES-SS) Dallas, Texas 75222

Written requests should contain the full name of the individual, current address and telephone number.

For personal visits, valid acceptable identification is required

**Contesting record procedures:** The agency's rules for contesting contents and appealing determinations may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from individual requesting access personal clearance from Defense Investigative Service

**Systems exempted from certain provisions of the act:** None

**AAFES0306.04**

**System name:** 306.04, Classified Material Access Files

**System location:** Primary System - Safety and Security Office, HQ AAFES; Decentralized Segments in Offices of Commanders OES, Region Chiefs and Division Directors

**Categories of individuals covered by the system:** Any citizen whose trustworthiness has been established (in accordance with applicable military regulations) and access granted in response to a request from a region chief or division director.

**Categories of records in the system:** File contains Director's/Chief's request and Access Authorization Form granted by Security Control Officer.

**Authority for maintenance of the system:** Section 6, Executive Order 11652, Classification and Declassification of National Security Information and Material

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents are maintained in Division/Region/OES Offices by custodians of classified defense information files to determine personnel with access to such information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual with access

**Safeguards:** Building has security guards. Files kept in locked file cabinet. Records available to those with a need to know.

**Retention and disposal:** Records are retained in active file until access is terminated for any reason, then transferred to AAFES Security Control Officer for retention under AAFES 306-03



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**System manager(s) and address:** Security Specialist, Headquarters AAFES, ATTN: AAFES-SS, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

HQ AAFES
ATTN: AAFES-SS
Dallas, Texas 75222
Telephone AC 214-330-2721

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, AAFES, ATTN: AAFES-SS, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, correct address, telephone number and job title.

For personal visits, the individual should be able to provide acceptable valid identification.

**Contesting record procedures:** The agency's rules for contesting contents and appealing determinations may be obtained from HQ AAFES-SS, Dallas, Texas 75222

**Record source categories:** From security control officer in response to request from manager requesting access for individual. Access based on trustworthiness established by investigation completed by Defense Investigative Service.

**Systems exempted from certain provisions of the act:** None

**AAFES0306.12**

**System name:** 306.12 Personnel Security Case Files

**System location:** Primary, Safety and Security Office Headquarters AAFES, Dallas, Texas Decentralized segments - Commanders AAFES-PAC, AAFES-EUR and AAFES-ALX

**Categories of indlviduals covered by the system:** Persons whose trustworthiness has been established (in accordance with appropriate regulations) at the request of their division director or region chief.

**Categories of records in the system:** File contains individual's request for clearance, copy of Statement of Personal History, Certificate of Clearance and results of investigation.

**Authority for maintenance of the system:** Section 6, Executive Order 11652, Classification and Declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Safety and Security Office - To obtain and grant security clearances and access authorizations to personnel whose trustworthiness has been established.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Building has security guards. Records are maintained in a locked safe file.

**Retention and disposal:** Records are maintained until end of fiscal year of individual's separation and placed in inactive status for two years and are then destroyed.

**System manager(s) and address:** Security Specialist, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters Army and Air Force Exchange Service
Attention: AAFES-SS
Dallas, Texas 75222
Telephone AC 214-330-2721

**Record access procedures:** Requests from individuals should be addressed to: Headquarters AAFES, ATTN: AAFES-SS, Dallas, Texas 75222

Written requests should include the full name of the individual, current address, Social Security number and telephone number

For personal visits, valid, acceptable identification is required.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations may be obtained from the SYSMANAGER.

**Record source categories:** Applications and related forms from individual, notification of results of security investigation from Defense Investigative Service. Certificates of clearance from this headquarters and other Department of Defense entities

**Systems exempted from certain provisions of the act:** None

**AAFES0306.13**

**System name:** 306.13, Personnel Security Status Files

**System location:** Primary roster - in Safety and Security Office HQ AAFES, Dallas, Texas. Rosters by OES and Regions are maintained in respective OES and region headquarters

**Categories of individuals covered by the system:** Any employee with a valid Certificate of Clearance in their Official Personnel File.

**Categories of records in the system:** Roster is a computer print-out listing all personnel with valid clearance certificates.

**Authority for maintenance of the system:** Section 6, Executive Order 11652, Classification and Declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Roster copies are provided OES and region security control officers to identify personnel with security clearance levels since the original documents are maintained in Official Personnel Files.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer print out in ACCO binder

**Retrievability:** Listed alphabetically by region by facility

**Safeguards:** Building has security guards. Records maintained in locked filesafe

**Retention and disposal:** Records are maintained until the next quarterly run, and held in inactive status for an additional nine months and then destroyed.

**System manager(s) and address:** Security Specialist, Headquarters AAFES, Dallas, Texas

**Notification procedure:** Information may be obtained from:

HQ AAFES
ATTN: AAFES-SS
DALLAS, TEXAS 75222
Telephone AC 214-330-2721

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, ATTN: AAFES-SS Dallas, Texas 75222

Written request for information should include the full name and Social Security number of the individual and job location.

For personal visits, the individual should provide valid acceptable identification.

**Contesting record procedures:** The agency's rules for contesting may be obtained from SYSMANAGER

**Record source categories:** Printout is requested from Personnel Division from information on ID Automated SYSNAME 903-06, System Magnetic Tape Files.

**Systems exempted from certain provisions of the act:** None

**AAFES0401.04**

**System name:** 401.04 Official Personnel Folders (OPF)

**System location:** Primary: OPF - Headquarters, Army and Air Force Exchange Service, Dallas, Texas; Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES-Alaska; all regional offices; base and post area exchanges within the Army and Air Force System.

Decentralized: Career Management Folder (CMF) - Personnel Division, Headquarters, Army and Air Force Exchange Service.

Decentralized: Convenience Personnel Folder (CPF) - Headquarters, Army and Air Force Exchange Service, Dallas, Texas; Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES Alaska; all regional offices; all base and post exchanges and satellites within the Army and Air Force System.

**Categories of individuals covered by the system:** Official Personnel Folder: All US citizen (to include permanent-resident alien and non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

Career Management Folder: All US citizen (to include permanent-resident alien and non-immigrant alien) employees with category of regular full-time and temporary full-time who are at the managerial level.

Convenience Personnel Folder: All US citizen (to include permanent-resident alien and non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** Official Personnel Folder: Name; social security number; employment history; education; job and pay data; performance reviews; letters of commendation, reprimand; training certificates; salary and benefits information, to include allowances and insurance data; travel orders and general correspondence; other personal data such as security clearance, loyalty, non-affiliations etc.

Career Management Folder: Name; social security number; employment history; education; job and pay data, performance reviews, letters of commendation, reprimand; training certificates; travel orders and general correspondence; personal data to include health, security clearance, military separation, etc.

Convenience Personnel Folder: Name; social security number; training certificates; employment history; job and pay data; performance reviews; letters of commendations, reprimand; travel orders and general correspondence.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Official Personnel Folder: Servicing Personnel Offices to provide hard-copy documentation on employees' current job and pay data, past job history, career progression, etc.

Career Management Folder: Personnel Division to obtain information on current and past employment for the purposes of job assignments, promotions and carrer progression.

Convenience Personnel Folder: Maintained by non-servicing personnel offices for ready reference of employees' current and past employment history, job and pay data, etc

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by employee name.

**Safeguards:** Folders maintained in locked filing cabinets.

**Retention and disposal:** Official Personnel Folder: Placed in active file upon separation. Hold 1 year then forward to National Personnel Records Center (Civilian), 111 Winnebago Street, St. Louis, Missouri 63118. Inactive OPF may be retired to NPRC 3 months after separation by AAFES elements when the volume of inactive OPFs creates a storage problem.

Career Management Folder: Cutoff at close of fiscal year in which employee is separated. Destroyed after 3 years.

Convenience Personnel Folder: Transferred with Official Personnel Folder to gaining location upon transfer. Cutoff at close of fiscal year employee is separated. Destroy after 1 year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder: Application for Employment; Application for Fidelity Bond; College Transcripts; Personnel Actions; Performance Reviews and/or Personnel Evaluation Reports; Letters of Commendation, Reprimand; Training Certificates; Travel Orders; Employee Insurance Data; Housing Allowance; Certificate of Clearance; Loyalty Affidavit; Certificate of Non-Affiliation; Bonds.

Career Management Folder: Application for Employment; College Transcripts; Personnel Actions; Personnel Evaluation Reports; Letters of Commendation, Reprimand; Training Certificates; Travel Orders; Certificate of Clearance and other related papers.

Convenience Personnel Folder: Personnel Actions; Training Certificates; Performance Reviews and/or Personnel Evaluation Reports; Letters of Commendation, Reprimand; Travel Orders and other related papers.

**Systems exempted from certain provisions of the act:** None

**AAFES0401.05**

**System name:** 401.05 Employee Service Record Card Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas Texas; Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES-Alaska; all regional offices; all base and post exchanges and satellites within the Army and Air Force System

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien and non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** Official summary of employment history to include name; social security number; date of birth; home address and telephone; emergency contact; passport data; identification card data; dependent data; foreign languages, to include degree of proficience, clerical skills; education, to include schools attended, degree achieved. AAFES education/training courses; performance reviews, to include date and type; service award data; employment record to include date, job data, pay data, separation data.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To have as ready reference to official summary of employment history, chronology of personal and service data for employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in kardex or file box.

**Retrievability:** Alphabetical by employee name.

Alphabetical within activity and branch.

**Safeguards:** Maintained in locked cabinet.

**Retention and disposal:** Cutoff at close of fiscal year in which employee is separated or transferred. Retain 5 additional years in CFA and retire. Destroy 15 years after cutoff. Exception: Forward files to employees of discontinued installations to National Personnel Records Center (Civilian).

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Actions; Performance Reviews and/or Personnel Evaluation Reports; application form; training certificates; service award certificates.

**Systems exempted from certain provisions of the act:** NONE

**AAFES0401.11**

**System name:** 401.11 Personnel Records Maintained at Supervisory Level

**System location:** All supervisory personnel within the Army and Air Force Exchange Service for subordinate employees.

**Categories of individuals covered by the system:** All US citizen (including permanent-resident alien and non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** Name; social security number; job data; performance review data, to include date and rating; counseling interview record; training record, to include courses, type and completion date; job description; standards of conduct review.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ready-reference for supervisor of pertinent data on subordinate employees.







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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper file maintained in file folder.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** Maintained in locked filing cabinet or supervisor's desk.

**Retention and disposal:** Destroy upon separation, retirement or non-local transfer of employee.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Supervisor's Record of Employee; Employee Interview Record Card (Counseling); Job Description; Employee Training Record and comparable papers.

**Systems exempted from certain provisions of the act:** None

**AAFES0403.01**

**System name:** 403.01 Application for Employment Files

**System location:** Executive and Managerial - Personnel Division, Headquarters, Army and Air Force Exchange Service.

Non-Managerial - Headquarters, Army and Air Force Exchange Service, Dallas, Texas, Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES-Alaska; all regional offices; all base and post exchanges and satellites within the Army and Air Force System.

**Categories of individuals covered by the system:** Individuals outside of AAFES applying for positions within the Army and Air Force Exchange Service.

**Categories of records in the system:** Active applications - Application for Employment; resume; applicant referals; interview form; previous employers references; related papers.

Inactive applications - Application for Employment; resume, letter of rejection; related papers.

**Authority for maintenance of the system:** Title 10, united States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division - Filling of vacancies at the managerial level for which outside recruitment is necessary.

Servicing Personnel Office - Filling of vacancies of non-managerial level that require outside recruitment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in file folders.

**Retrievability:** Active applications - Alphabetical within position category.

Inactive applications - Alphabetical by individual name.

**Safeguards:** Maintained in locked cabinet.

**Retention and disposal:** Active applications - Destroy after 2 years, except that on request they may be returned to individuals.

Inactive applications - Cutoff monthly. Destroy after 3 months.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above

Instructions nor provisions for personal visits are provided at this time

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Applicant; previous employers.

**Systems exempted from certain provisions of the act:** None

**AAFES0403.05**

**System name:** 403.05 Employee Examination Records

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All managerial and regular full-time hourly-paid employees who have been considered for promotion to managerial level.

**Categories of records in the system:** File contains test scores and normative data on those persons who have taken the AAFES test battery which consists of (a) SET tests; (b) Thurstone Test of Mental Alertness; (c) Wesman Personnel Classification Test. (d) Thurston Tempermanent Schedule; (e) Personagraph (Allston B. Hobby Associates).

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as research data and a predictor of success in given situations during job considerations. Test battery is read only by a professional psychologist with a minimum of a MA in Psychology.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Locked container

**Retrievability:** Alphabetical by employee name. Each request for data evaluated as to need before release.

**Safeguards:** Stored in locked container.

**Retention and disposal:** Permanent; cutoff at close of fiscal year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personnel visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individual tests taken by employee.

**Systems exempted from certain provisions of the act:** None

**AAFES0403.11**

**System name:** 403.11 Personnel Clearance Records

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas; Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES-Alaska; all regional offices; all base and post exchanges and satellites within the Army and Air Force System.

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.





**Categories of records in the system:** Name; social security number; job data; clearance reason and clearing office's approval.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assure that departing personnel have been properly processed and cleared prior to transfer, termination or leave without pay.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in file folders.

**Retrievability:** Alphabetical by employees name.

**Safeguards:** Maintained in locked filing cabinet.

**Retention and disposal:** Cutoff at close of fiscal year of departure. Destroy after 1 year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

HEADQUARTERS AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Actions; Performance Reviews and/or Personnel Evaluation Reports; application form; training certificates; service award certificates.

**Systems exempted from certain provisions of the act:** None

**AAFES0403.12**

**System name:** 403.12 Oversea Processing Records

**System location:** Administrative Services Division, Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizen employees of a managerial level who are programmed for transfer from CONUS to an oversea activity of the Army and Air Force Exchange Service.

**Categories of records in the system:** Name; social security number; grade; transfer date; household goods; privately-owned vehicle authorization; residence information; dependent data; passport data; security clearance data; flight information and related papers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To accomplish travel arrangements on a timely basis to insure departure/arrival of employee (and family) to new location in support of operational requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files maintained in filing cabinet

**Retrievability:** Alphabetical by employee name.

**Safeguards:** Files maintained in locked cabinet.

**Retention and disposal:** Cutoff when employee departs the US. Destroy after 1 year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employment location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Request; Relocation Questionnaire; Travel Orders; Passport; Airline tickets.

**Systems exempted from certain provisions of the act:** None

**AAFES0404.01**

**System name:** 404.01 Incentive Awards Case Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains name; social security number; grade/step; position title; organization; award nominated for; accomplishments; requirements of the position occupied during period covered in award nomination; staff comments/concurrence/non-concurrence.

**Authority for maintenance of the system:** Title 10, United States Code - 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To accomplish staff comments and recommendations to support justification for award nominations in order to present findings to AAFES Incentive Awards Committee for recommendation of honorary award to Commander, Army and Air Force Exchange Service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files stored in filing cabinets.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** Files maintained in locked filing cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which case is closed; destroyed after two years.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to above.

Instructions no provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Award Nomination Form, AAFES Form 1900-19, submitted by employees' superviser, Evaluation of Honorary Award Nomination, AAFES Form 1900-22.

**Systems exempted from certain provisions of the act:** None

**AAFES0405.07**

**System name:** 405.07 Retirement Assistance Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary part-time, temporary full-time and intermittent.

**Categories of records in the system:** File contains Social security number; name; exchange location; date of birth; date of hire; leave



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accrual date; retirement participation date; service award base date; citizenship; marital status; sex; security clearance; current military status; prior AAFES service; job and pay data; type of insurance coverage; deductions; mobility status; date in grade and step.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

To accomplish authority to employ a retired member of the armed forces during the 180 days immediately following retirement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Contains inquiries and the replies to questions submitted in writing by employees concerning their own retirement situations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Five drawer metal file cabinet.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** File cabinets are locked when not in use.

**Retention and disposal:** Cutoff at close of fiscal year. Destroyed after one year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, TExas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personnel visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is furnished by SERVICING PERSONNEL OFFICE.

**Systems exempted from certain provisions of the act:** None

**AAFES0405.15**

**System name:** 405.15 Retirement Extension Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizen employees who have applied for deferred retirement.

**Categories of records in the system:** File contains Social security number; name; exchange location; date of birth; service award base date; citizenship; marital status; sex; security clearance, current military status; prior AAFES service; job and pay data; type of insurance coverage; deductions; mobility status; date in grade and step.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

To accomplish authority to employ a retired member of the armed forces during the 180 days immediately following retirement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to approve and control requests for extension of normal retirement date

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Five drawer metal file cabinet.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** File cabinets are locked when not in use.

**Retention and disposal:** Cutoff at close of fiscal year. Destroyed after one year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personnel visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is furnished by SERVICING PERSONNEL OFFICE.

**Systems exempted from certain provisions of the act:** None

**AAFES0408.14**

**System name:** 408.14 Tuition Assistance Case Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizens (to include permanent resident aliens) and who are regular full-time employees.

**Categories of records in the system:** File contains information on managerial and non-managerial employees: Application for Tuition Assistance, approval letters, letters of contratulations, copies of Request for Disbursement, transcripts, curriculums, grade reports, course receipts.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division - To maintain information on participants in the tuition assistance program of the Army and Air Force Exchange Service in order to properly administer the program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

Storage: Filing cabinets.

Retrievability: Alphabetical by employee name.

Safeguards: None

Retention and disposal: Cutoff at close of fiscal year in which course is completed or 2 years after date of last action, if completion is unknown. Destroy after 2 years.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personnel visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application for Tuition Assistance, AAFES Form 1850-3.

**Systems exempted from certain provisions of the act:** None

**AAFES0408.15**

**System name:** 408.15 Correspondence Course Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.





**Categories of records in the system:** Files contain information on managerial and non-managerial employees who are enrolled in AAFES correspondence courses and US Army correspondence courses: Application for enrollment, notice of enrollment, notice of completion and certificate of completion.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain information on participants in the correspondence course program of the Army and Air Force Exchange Service in order to properly administer the program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cabinets.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** None.

**Retention and disposal:** Cutoff at close of fiscal year in which course is completed, or 2 years after date of last action, if completion date is unknown. Destroy after 2 years.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters, AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Management Development Program Course/Correspondence Course Enrollment Application, AAFES Form 1850-54, DA Form 145.

**Systems exempted from certain provisions of the act:** None

**AAFES0410.01**

**System name:** 410.01 Employee Travel Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas; Headquarters, AAFES-Pacific; Headquarters, AAFES-Europe; Headquarters, AAFES-Alaska; all regional offices; all base and post exchanges and satellites within the Army and Air Force System.

**Categories of individuals covered by the system:** All US citizen employees at the managerial level.

**Categories of records in the system:** Name; social security number; location; travel orders; itineraries; travel expense vouchers and related papers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Statistical analysis for the purpose of personnel costs, requirements, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files maintained in file folders.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** Maintained in locked filing cabinets.

**Retention and disposal:** Cutoff at close of fiscal year. Destroy after 2 years.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Travel Expense Vouchers; Travel Orders; Receipt and related paper.

**Systems exempted from certain provisions of the act:** None

**AAFES0410.04**

**System name:** 410.04 Passport Files

**System location:** Office responsible for security passports and visas for official foreign travel.

**Categories of individuals covered by the system:** All US citizen employees at the managerial level.

**Categories of records in the system:** Name; job data; passport data and related papers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Renewal purposes: ready-reference to identify employees possessing current passports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper cards maintained in file box.

**Retrievability:** Alphabetical by employee name.

**Safeguards:** None

**Retention and disposal:** Destroy when employee is separated or when passport has expired without request for renewal or revoked, whichever is earlier.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above.

Instructions nor provisions for personal visits are provided at this time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Request for Passport; Passport.

**Systems exempted from certain provisions of the act:** None

**AAFES0702.01**

**System name:** 702.01 Paid Disbursement Files

**System location:** HQ AAFES, Dallas, Texas, In CONUS: AAFES Exchange Regions, Area Exchanges Overseas: HQ AAFES-Alaska, HQ AAFES-EUR, HQ AAFES-PAC and Exchange Regions

**Categories of individuals covered by the system:** All US citizen Universal Annual Salary Plan employees and foreign national employees who are required to travel

**Categories of records in the system:** File contains alphanumeric: Employee Social Security Number/payroll number, employee name, payments made to or on behalf of employee for travel/transfer expenses

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AAFES Comptroller



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Division, General Accounting Branch utilizes file to control payments to employees and furnish necessary info to both employee and Internal Revenue Service for income tax purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed by authorization of AAFES Comptroller

**Storage:** Copies of checks and supporting documents such as travel orders, travel vouchers, invoices, etc.

**Retrievability:** By Social Security/payroll number, employee name or check number.

**Safeguards:** Documents maintained in file folders in metal containers such as standard file cabinets. Retrievability request must be written and requires signature of section chief or unit supervisor

**Retention and disposal:** Cut-off at close of fiscal year, destroyed after 6 years

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
Headquarters, AAFES, Comptroller Division, CM-G
Dallas, Texas 75222
Telephone: Area Code 214/330-2631

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-G, Dallas, Texas 75222

Written request should contain full name of individual, social security/payroll number and location of employment

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Travel orders, Travel Vouchers, records of expenses incurred and copies of checks issued for reimbursement

**Systems exempted from certain provisions of the act:** None

**AAFES0702.22**

**System name:** 702.22 Check-Cashing Privilege suspense files

**System location:** HQ AAFES, Dallas, Texas. In CONUS: AAFES Exchange Regions and Main Stores at Exchanges. Overseas: HQ AAFES-ALX, HQ AAFES-EUR, HQ AAFES-PAC, Exchange Regions and Main Stores

**Categories of individuals covered by the system:** Exchange Customers; military, dependents, retired and exchange employees.

**Categories of records in the system:** File contains Alphanumeric: Customer name and Social Security Number, number and amounts of checks not paid by bank and category (military, dependent, retired, etc.) of customer.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Print-out of listing distributed to applicable locations where mechanical device is not available. Mechanical device where used will indicate eligibility to cash a check by displaying a colored light. Print-out or mechanical device used to control customer eligibility to cash checks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are established, maintained, and/or deleted by authorization of AAFES Comptroller

**Storage:** Computer disc and computer print-out

**Retrievability:** By Social Security Number

**Safeguards:** Computer print-out usually covered by pressboard binder and is located in office accessible only by personnel authorized to cash checks. Computer disks maintained by Computer Processing Branch, Data Systems Division. Retrievability by persons authorized to cash checks

**Retention and disposal:** Destroyed when superseded

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information is restricted to personnel authorized to cash checks and is presented only to person who presents a check for encashment

**Record access procedures:** Information is assessed at time a check is presented for encashment.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Checks that were cashed and not paid by the bank.

**Systems exempted from certain provisions of the act:** None

**AAFES0702.23**

**System name:** 702.23 Check-Cashing Privilege Files

**System location:** HQ AAFES, Dallas, Texas, in CONUS: AAFES Exchange Regions, Area Exchanges and Installation Exchanges, Overseas: HQ AAFES, ALX, HQ AAFES-EUR, HQ AAFES-PAC and Exchange Regions

**Categories of individuals covered by the system:** Exchange Customers: Military, dependents, retired and exchange service employee

**Categories of records in the system:** File contains alphanumeric: customer name and Socail Security Number, indebtedness amount and collection efforts documentation.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AAFES Comptroller Division, General Accounting Branch utilizes file to collect checks that were not paid by the bank.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed by authorization of AAFES Comptroller.

**Storage:** Letters to the individual, letters to post/base commanders, notices to and from banks, copies of checks, envelopes showing attempts to notify the check maker, reimbursement receipts, etc.

**Retrievability:** By Social Security Number, customer name

**Safeguards:** Documents maintained in file folders, stored in metal containers such as standard file cabinets. Retrievability is authorized by unit chief.

**Retention and disposal:** Cut-off at time case is closed and destroyed after three years

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
Headquarters, AAFES, Comptroller Division, CM-G
Dallas, Texas 75222
Telephone: Area Code 214/330-2631

**Record access procedures:** Request from individuals should be addressed to: HQ AAFES, CM-G Dallas, Texas 75222

Written request should contain full name of individual and Social Security Number

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Checks cashed by customers and not paid by the bank.

**Systems exempted from certain provisions of the act:** None

**AAFES0702.43**

**System name:** 702.43 Travel Advance Register Files

**System location:** HQ AAFES, Dallas, Texas 75222, Comptroller Division

**Categories of individuals covered by the system:** Universal Annual Salary Plan employees who are required to travel either for frequent intermittent periods or sustained periods of time.

**Categories of records in the system:** File contains alphanumeric: Employee name, area of assignment and dollar amount advanced.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AAFES Comptroller Division, General Accounting Branch utilizes file to monitor travel advances paid out.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed by authorization of AAFES Comptroller

**Storage:** Copies of checks and listing of persons issued travel advances

**Retrievability:** By employee name

**Safeguards:** Documents maintained in file folders in combination locked file cabinet Retrievability authorized by unit supervisor.

**Retention and disposal:** Cutoff after advance has been repaid. Destroy after 1 year.





**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
HQ AAFES, Comptroller Division, CM-G
Dallas, Texas 75222
Telephone: Area Code 214/330-2631

**Record access procedures:** Request from individuals should be addressed to: HQ AAFES, CM-G, Dallas, Texas 75222

Written request should contain full name of individual

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Checks issued to employees for permanent travel advance.

**Systems exempted from certain provisions of the act:** None

**AAFES0702.44**

**System name:** 702.44 Travel Advance - Trial Balance Files

**System location:** HQ AAFES, Dallas, Texas, In CONUS: AAFES Exchange Regions and Area Exchanges Overseas: HQ AAFES-ALX, HQ AAFES-PAC, HQ AAFES-EUR and Exchange Regions

**Categories of individuals covered by the system:** Universal Annual Salary Plan employees who have been issued travel advances

**Categories of records in the system:** File contains alphanumeric: Employee name and dollar amount advanced.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AAFES Comptroller Division, General Accounting Branch utilizes file to control travel advances issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed by authorization of AAFES Comptroller

**Storage:** Copies of trial balances listing names and amounts

**Retrievability:** By employee name and location where advance was issued.

**Safeguards:** Documents maintained in file folders in standard file cabinets. Retrievability authorized by section supervisor.

**Retention and disposal:** Cut-off at close of fiscal year. Destroy after one year.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
HQ AAFES, Comptroller Division, CM-G
Dallas, Texas 75222
Telephone: Area Code 214/330-2631

**Record access procedures:** Request from individuals should be addressed to: HQ AAFES, CM-G, Dallas, Texas 75222

Written request should contain full name and area of assignment

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Trial Balances prepared by exchange elements

**Systems exempted from certain provisions of the act:** None

**AAFES0703.01**

**System name:** 703.01 AAFES TIME SHEETS

**System location:** Headquarters AAFES, Dallas, Texas. In CONUS: AAFES Exchange Regions, Area Exchanges, Base and Post Exchanges including satellites, overseas: HQs AAFES-Europe, HQs AAFES-Pacific, HQs AAFES-Alaska

**Categories of Indlviduals covered by the system:** All US citizens (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumeric: Facility Number, employee name, Social Security Number, category, leave balance and shift identification number. Printout is combination time sheet and time and attendance register for CONUS exchanges and time and attendance register only for oversea exchanges

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Printout distributed to all exchanges biweekly two pay periods in advance for recording hours worked, leave hours and other data essential to payroll processing. CONUS exchanges record payroll data from time and attendance register to Optical Character Recognition (OCR) Time Sheet and submit to HQ AAFES for OCR Reader. Oversea exchanges key punch data from Time and Attendance Register and submit via wire transmission to HQ AAFES.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer Tape and printouts resulting from source input. OCR paper source documents stored by exchange number in steel file cabinets in HQ AAFES CM-M.

**Retrievability:** Source documents by payroll period, by exchange number by SSN or name

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel on a need to know basis.

**Retention and disposal:** Maintained 3 months in Payroll Branch. Transferred to AAFES Records Warehouse. Destroy after two years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Time and Attendance Registers

**Systems exempted from certain provisions of the act:** None

**AAFES0703.02**

**System name:** 703.02 Payroll Allotment Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222. Comptroller Division

**Categories of individuals covered by the system:** All regular fulltime employees of HQ AAFES and all UA employees worldwide.

**Categories of records in the system:** File contains alphanumberic, employees Social Security Number or pseudo number, exchange number, employee name, amount of allotment and allottee name and address.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as source document to update employee payroll master records and name and address file for mechanical preparation of checks payable to allottee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer printouts and paper documents in file folders.

**Retrievability:** Usually by name within exchange.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel on a need to know basis.

**Retention and disposal:** Replaced when superseded by new or revised document or deleted upon employee termination. Pulled documents destroyed after one year.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:
Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222



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Written requests for information should contain the full name of the individual Social Security Number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee completes and submits document through servicing personnel office.

**Systems exempted from certain provisions of the act:** None

**AAFES0703.03**

**System name:** 703.03 United States Savings Bond Register Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas, In continental United States: AAFES Exchange Region, Area Exchanges, Base and Post Exchanges including Satellites; Overseas: Headquarters AAFES- Europe, Headquarters AAFES-Pacific, Headquarters AAFES-Alaska

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** Computer printout showing employee name, social security number, exchange number, maturity value, cost of bond, current deduction, refund, old balance, new balance and serial number of bond purchased.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Printout of listing by exchange distributed to each applicable servicing personnel office biweekly with purchased bonds. HQ AAFES Comptroller Division, Payroll Branch utilizes printout to control employee's bond balance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer tape, printout and microfiche

**Retrievability:** Usually by Social Security Number or Pseudo Number within Exchange Number.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible to authorized personnel on a need to know basis.

**Retention and disposal:** HQ AAFES Payroll Branch - Destroy after four years. Other copies are destroyed after one year.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Bond application form completed by employee.

**Systems exempted from certain provisions of the act:** None

**AAFES0703.07**

**System name:** 0703.07 Payroll Register Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas. In continental United States: AAFES Exchange Region, Area Exchanges, Base and Post Exchanges including Satellites, Overseas: Headquarters AAFES-Europe, Headquarters AAFES-Pacific, Headquarters AAFES-Alaska.

**Categories of individuals covered by the system:** All US Citizen (to include permanent-resident alien, non- immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent employment.

**Categories of records in the system:** File contains alphanumeric: employees social security number or psuedo number, employee name, current payroll data, quarter-to-date and year-to-date wages and/or deductions, leave balances and control information.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Print-out of listing by Exchange distributed to each applicable servicing personnel office biweekly. Headquarters AAFES Comptroller Division, Payroll Branch, utilizes microfiche of subject report. Print-out serves to control employees current pay status and year-to-date data in order to reply to valid inquiries relative to individual employees payroll data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Comptroller.

**Storage:** Computer tape and computer print-out.

**Retrievability:** Usually by Social Security Number or Psuedo Number within Exchange Number.

**Safeguards:** Tape file maintained at Data Systems Division, Computer Processing Branch - Computer Processing Tape Library. Retrievability request must be written and needs the signature of the Comptroller.

**Retention and disposal:** Tape file, 379 days

Computer Print-out permanent, cut off at close of fiscal year and maintained for 2 years, then retired to National Personnel Records Center

Other offices cut off at close of fiscal year. Destroy after one year.

**System manager(s) and address:** Director, Administration Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Action, Time Sheet, other related documents and calculated results from current payroll

**Systems exempted from certain provisions of the act:** None

**AAFES0703.09**

**System name:** 703.09 Employer's Copy of Income Tax Withheld

**System location:** Headquarters AAFES, Comptroller Division, Payroll Branch, Dallas, Texas 75222

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumberic: Employee name, address, social security number, exchange number, federal, social security, state or local information and other information required.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Printout is replica of wage and tax statement Form W-2 on microfiche. File is utilized to reply to valid inquiries and to replace lost W-2 Forms for employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer tape and microfiche printout.

**Retrievability:** By employee last name.

**Safeguards:** Tape file maintained at Data Systems Division, Computer Processing Branch, Tape Library. Retrievability request should be written and requires authority of Comptroller.

**Retention and disposal:** Destroy microfiche after five years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code: 214/330-3870





**Record access procedures:** Request from individuals should be addressed to. Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** At end of taxable year from mechanically stored payroll data, (Payroll Master File)

**Systems exempted from certain provisions of the act:** None

**AAFES0703.10**

**System name:** 703.10 Employer's Quarterly Federal Tax Return Files

**System location:** Headquarters Army and Air Force Exchange System Comptroller Division, Payroll Branch

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** These files consist of Treasury Department Form 941 other comparable forms, computer printouts, magnetic tape and related documents showing reports of Federal and State tax withheld from employees and the banking and payment thereof.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For reconciliation and payment of taxes withheld from employees and employer's share. To provide Internal Revenue Service with magnetic tape representing wages covered by social security.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer tape and microfilm received from Internal Revenue Service and computer printouts.

**Retrievability:** By social security number

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel on a need-to-know basis.

**Retention and disposal:** Destroy after five years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Data stored in payroll master file.

**Systems exempted from certain provisions of the act:** NONE

**AAFES0703.11**

**System name:** 703.11 Wage and Separation Information Report Files

**System location:** Headquarters Army and Air Force Exchange Service (AAFES) Comptroller Division, Payroll Branch, Dallas, Texas 75222

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumeric Employee Social Security Number, employee name, last employment facility, reason for separation, wage data as requested

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Enter indicated data requested by each state employment service and return

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Documents maintained alphabetically in file folders.

**Retrievability:** By employee name

**Safeguards:** Building employs security-guards. Records are maintained in area accessible only to authorized personnel on a need-to-know basis

**Retention and disposal:** Destroy after four years

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters, AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Document received from state employment service. Data retrieved from computer printouts, microfilm and personnel actions.

**Systems exempted from certain provisions of the act:** None

**AAFES0703.12**

**System name:** 703.12 Payroll Adjustment Files

**System location:** Headquarters AAFES, Comptroller Division, Payroll Branch, Dallas, Texas 75222

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumeric. Facility number, employee name, social security number, hours, dollar amount by type to be paid or withheld to/from employee

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To adjust employee's pay due to retroactive increases/decreases or over/under withholding deductions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** By exchange number within pay period ending date. Copy maintained in servicing personnel office and copy furnished to employee.

**Retrievability:** By exchange, by employee name

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel on a need-to-know basis.

**Retention and disposal:** Destroy after four years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Documents completed by servicing personnel offices or HQ AAFES, Comptroller Division, Payroll Branch.

**Systems exempted from certain provisions of the act:** None



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**AAFES0703.13**

**System name:** 703.13 Levy and Garnishment Files

**System location:** Headquarters, Army and Air Force Exchange Service, Comptroller Division, Payroll Branch, Dallas, Texas 75222

**Categories of individuals covered by the system:** All US citizen (to include permanent resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumeric. Employees name and address, social security number, tax assessment data. File is applicable only to Internal Revenue Service Notice of Levy.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To comply with Internal Revenue Service requirements regarding the Notice of Levy

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Paper documents maintained in file folders.

**Retrievability:** Filed alphabetically by employee name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel on a need-to-know basis.

**Retention and disposal:** Destroy after four years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Notice of Levy received from Internal Revenue Service

**Systems exempted from certain provisions of the act:** None

**AAFES0703.14**

**System name:** 703.14 Payroll Report Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas, In continental United States: AAFES Exchange Region, Area Exchanges, Base and Post Exchanges including Satellites; Overseas: Headquarters AAFES-Europe, Headquarters AAFES-Pacific, Headquarters AAFES-Alaska

**Categories of individuals covered by the system:** All US citizen (to include permanent resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent.

**Categories of records in the system:** File contains alphanumeric. Facility number, employee name, social security number or pseudo number, employee category, pay plan, current wages and deductions, quarter to date wages, year to date wages and deductions, hours worked, leave hours accrued and taken.

**Authority for maintenance of the system:** Title 5 USC, section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Computer printouts distributed biweekly to exchanges to facilitate adjustment to employees pay, if applicable and to identify payments to employee unions, associations, federal campaigns and allotments and to facilitate payment of Federal and State taxes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All Records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Computer magnetic tape, computer printouts, and microfiche.

**Retrievability:** Usually by social security number within exchange.

**Safeguards:** Tape file maintained at Data Systems Division, Computer Processing Branch Computer Processing Tape Library. Retrievability request should be written and requires authority of the Comptroller.

**Retention and disposal:** Destroy after four years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Payroll Branch
Dallas, Texas 75222
Telephone, Area Code 214/330-3870

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-M, Dallas, Texas 75222

Written requests for information should contain the full name of the individual social security number, current address and telephone number, date of separation and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Payroll master

**Systems exempted from certain provisions of the act:** None

**AAFES0704.04**

**System name:** 704.04 Group Insurance Card Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas

**Categories of individuals covered by the system:** Regular full-time employees who participate in group insurance plan

**Categories of records in the system:** Card contains: Employees name, social security number or certificate number, name of beneficiary, date of employees birth, date insurance began, date amount of insurance changed or terminated

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Card serves to assist in establishing employees eligibility for continued group insurance at retirement

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Comptroller

**Storage:** Vertical file cards and roll microfilm

**Retrievability:** Alphabetical by name

**Safeguards:** Building employs security guards. Records are maintained in steel storage cabinets

**Retention and disposal:** Cutoff at close of fiscal year in which employee separates or cancels insurance. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters, AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-I, Dallas, Texas 75222

Written requests for Information should contain the full name of the individual, current address tdate of separation) and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER

**Record source categories:** Employee's request for insurance and personnel actions

**Systems exempted from certain provisions of the act:** NONE

**AAFES0704.05**

**System name:** 0704.05 Retirement Card Files

**System location:** Headquarters Army and Air Force Exchange Service, (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** All regular full-time AAFES employees assigned to AAFFS exchanges located in the U.S. and the Canid Zone, Panama and those regular full-time civilian employees assigned to AAFES exchanges located overseas who are U.S citizens, non-citizen nationals or permanent residents of U.S

**Categories of records in the system:** File contains alphanumeric-employees' social security number, pseudo social security number,, employee name and certificate number if assigned. Information relative to retirement contributions and credited service.





**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected as necessary to compute and effect payment of individual employee's retirement, death or termination benefits. Referrals to insurance carriers. Referrals for active, retired or terminated employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of Comptroller.

**Storage:** Individual files are retained at Headquarters AAFES in steel cabinets.

**Retrievability:** Usually by social security number or pseudo social security number, name and certificate number if assigned.

**Safeguards:** Retained in locked retrievers. Retrievability request must be approved by Assistant Comptroller, Insurance Branch.

**Retention and disposal:** Kept at Army and Air Force Exchange Service Headquarters until close of fiscal year following AAFES involvement. Destroyed after six years of storage.

**System manager(s) and address:** Director, Administrative Services Division, AAFES Headquarters, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from AAFES Headquarters Comptroller Division, Insurance Branch, Dallas, Texas 75222

**Record access procedures:** Requests should be addressed to Headquarters, Army and Air Forces Exchange Service, Headquarters Comptroller Division, Insurance Branch, Dallas, Texas 75222

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel actions, enrollment applications, retirement applications, death certificates, termination notices, year-end printout listing of employees retirement contributions and requests for prior service credit.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.06**

System name: 0704.06 Group Insurance Printout Files

System location: Headquarters Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** All regular full-time employees who participate in group insurance plan. All retirees who have obtained eligibility for continued group insurance.

**Categories of records in the system:** File contains: Employee name, social security number, date of birth, date insurance changed or terminated, exchange location, amount of disability income and life insurance, dependent coverage, executive management program member or not.

Authority for maintenance of the system: Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Forwarded to insurance carrier for payment of submitted claims. Verify existence of insurance coverage, date of insurance change

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authority of the Comptroller.

**Storage:** Paper records in hard-back folders and roll microfilm.

**Retrievability:** Alphabetical by name.

**Safeguards:** Building employs security guards.

**Retention and disposal:** Cutoff at close of fiscal year in which superseded or cancelled, then destroy

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters, Army and Air Force Exchange Service
Comptroller, Insurance Branch, Dallas, Texas 75222
Telephone Number: Area Code 214/330-2271

**Record access procedures:** Request from individuals should be addressed to: Headquarters, AAFES, CM-I, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, current address, last location, and social security number.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER

**Record source categories:** Employee's request for insurance and personnel action

**Systems exempted from certain provisions of the act:** None

**AAFES0704.07**

**System name:** 0704.07 Fidelity Bond Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas, in continental United States: AAFES Exchange Region, Area Exchange; Overseas: Headquarters AAFES-Europe, Headquarters AAFES-Pacific, Headquarters AAFES-Alaska regions.

**Categories of individuals covered by the system:** All U.S. citizens (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time and temporary part-time.

**Categories of records in the system:** File contains fidelity bond applications, transmittal letter to insurance company and related correspondence

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Exchange activities as listed in location above. Uses are primarily as a record to assure that all individuals as listed above did submit a fidelity bond application The originals are submitted to the bonding company for review and retention.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records in AAFES are retrieved, retained, stored and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Cutoff at close of fiscal year in which bond becomes inactive. Destroy after 3 years

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

HQ AAFES, Personnel Division
Dallas, Texas 75222
Telephone: Area Code 214/330-2621

**Record access procedures:** Request from individuals should be addressed to Headquarters, Army and Air Force Exchange Service, PE), Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Fidelity bond applications completed by the employee; correspondence relating thereto.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.08**

**System name:** 0704.08 Accidental Death and Dismemberment Administrative Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas 75222

**Categories of individuals covered by the system:** All regular full-time employees and military personnel assigned to AAFES who submit application to participate in insurance plan.

**Categories of records in the system:** File contains: Employees name, social security number, effective date, date of birth, occupation, name of beneficiary and relationship and address, amount of insurance on application. Renewals and payment of premium records

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify existence of insurance, amount of insurance in force, identity of beneficiary and assistance in responding to written inquiries; obtain renewal premiums.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.



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**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name.

**Safeguards:** Building employs security guards. Files are maintained in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which insurance is cancelled or claim is paid. Destroy after 3 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Request from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address, and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Application from the individual requesting insurance.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.09**

**System name:** 0704.09 Personal Property Claim Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas 75222; AAFES Exchange Regions; Area Exchanges, HQ AAFES-Europe; HQ AAFES-Pacific; HQ AAFES-Alaska

**Categories of individuals covered by the system:** All civilian employees entitled to permanent change of station moves at AAFES expense.

**Categories of records in the system:** File contains employee's claim, travel orders, exception reports, repair bills/ estimates, and correspondence pertaining to the employee's insurance and claim.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Employee - To file claim for loss/damage to household goods in conjunction with Permanent change of Station (PCS) moves.

Exchange Activities - To assist employee in filing claim and transmit to HQ AAFES.

HQ AAFES - To adjudicate and pay claim.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Records are maintained in areas accessible only to authorized personnel

**Retention and disposal:** Cutoff at close of fiscal year in which claim is closed. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, HQ AAFES, Dallas, Texas 75222.

**Notification procedure:** Information may obtained from:

HQ AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-3583

**Record access procedures:** Request from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, CM-1, Dallas, Texas 75222

Written requests for information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The agency's rule for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Inventory of household goods, exceptions noted on delivery, application for movement of household goods and personal effects, repair estimates, bills and correspondence relating thereto

**Systems exempted from certain provisions of the act:** None

**AAFES0704.10**

**System name:** 0704.10 Insurance Claims Files - Workmen's Compensation

**System location:** Headquarters Army and Air Force Exchange Service (AAFES), Dallas, Texas 75222 In continental United States: AAFES Exchange Region, Area Exchanges, base and post exchanges, including satellites; overseas: Headquarters AAFES-Europe, Headquarters AAFES-Pacific, Headquarters AAFES-Alsaka

**Categories of individuals covered by the system:** All employees who suffer on the job accidents, illness or death

**Categories of records in the system:** Claim reports, correspondence and documents relating to claims arising under the insurance program.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify amount of weekly compensation, transmit documents to insurance carrier for reimbursement, transmit payment received to exchange. Respond to inquiries relating to claim. Processing and settlement of workmen's compensation claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name; claim number by location.

**Safeguards:** Files are maintained in file folders and stored in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which claim is closed. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service. Dallas, Texas 75222

Written requests for information should contain the full name, social security number, claim number that appears on all correspondence received on claim, date of accident, and location of accident

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Claim application received from exchange. Correspondence and documents received from insurance company and individual.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.11**

**System name:** 0704.11 Short/Long Term Disability Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** Short Term: All insured headquarters employees who file claims for disabilities extending beyond seventeen days,

Long Term: All insured employees when file claims for disabilities extending beyond six months,

**Categories of records in the system:** Claims for disabling injuries or illness includes employee's application for benefits, medical reports, records of payments received and communications pertaining to the claim.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify existence of coverage, amount of payment owed ,and length of payment period.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name.

**Safeguards:** Building employs security guards. Records are maintained in steel storage cabinets.

**Retention and disposal:** Short term: Cutoff at close of fiscal year in which employee returns to work. Destroy after 6 years.





Long term: Cutoff at close of fiscal year in which employee returns to work or when age 62 is reached. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters, AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, Dallas, Texas 75222

Written requests for information should contain the full name, social security number, current address ,and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Claim application received from exchange, correspondence, and documentation from individual, and insurance company.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.12**

**System name:** 704.12 Miscellaneous Employee Claim Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** Medical, hospital, and surgical claim files,

**Categories of records in the system:** Documents accumulated on benefit payments made, disputed claims, and related papers not included in other categories of the insurance plan records.

**Authority for maintenance of the system:** Title 10 USC, Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of assistance provided on claims, response to inquiries regarding benefit coverage, and correspondence pertaining to claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name.

**Safeguards:** Building employs security guards. Records are maintained in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which claim is closed. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, Dallas, Texas 7522

Written requests for information should contain the individual's full name, current address, and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Claim application received from overseas exchange. Correspondence and supporting documents from individual, and insurance company.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.13**

**System name:** 704.13 Annuity Eligibility Files

**System location:** Headquarters Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** Retired employees who completed fifteen years of insured employment and are eligible for life insurance and hospitalization insurance after retirement.

**Categories of records in the system:** File contains employee name, social security number, name of beneficiary, current address, amount of insurance, and related papers.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify continuance of insurance coverage for retiree and dependents. Assist in replying to written inquiires, and processing claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name.

**Safeguards:** Building employs security guards. Records are maintained in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which AAFES involvement is terminated. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army andAir Force Exchange Service, Dallas, Texas 75222.

Written requests for information should contain the individual's full name, current address, date of retirement, and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Claim application received from individual. Correspondence and documents received from individual and insurance company.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.14**

**System name:** 704.14 Waiver of Premium Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222.

**Categories of individuals covered by the system:** Employees who have been disabled for more than 9 months and who have applied for waiver of group insurance premiums due to diability.

**Categories of records in the system:** File contains employee's claim application and supporting documents, record of action by the insurance carrier to approve or disapprove the waiver, and related correspondence.

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accumulation of documentation to verify continuance of extended insurance coverage.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical by name

**Safeguards:** Building employs security guards. Files are maintained in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which employee returns to work or AAFES involvement is terminated. Destroy after 6 years.

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from:

Headquarters AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service, Dallas, Texas 75222.

Written requests for information should contain the individuals full name, current address, and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Employee's claim application received from exchange. Correspondence and documentation received from insurance company and individual and other sources.

**Systems exempted from certain provisions of the act:** None



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**AAFES0704.15**

**System name:** 704.15 Individual Retirement Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES) Dallas, Texas 75222

**Categories of individuals covered by the system:** Regular full-time AAFES employees assigned to AAFES exchanges located in the U.S., and the Canal Zone, Panama and regular full-time employees in oversea areas who are U.S. citizens, non-citizen nationals or permanent residents of the U.S.

**Categories of records in the system:** File contains alphanumeric employee's social security number and certificate number of assigned, employee name, retirement plan participation data, documents and correspondence pertaining to participation and benefits of the Plan.

**Authority for maintenance of the system:** Title 10, USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected for use in administering retirement plan, computation of annuities, processing of returements, subsequent follow-up inquiries, and processing of actions pertaining to retirement benefits.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller.

**Storage:** Individual files are maintained in file folders at HQ AAFES.

**Retrievability:** Usually by social security number or pseudo social security number, and certificate number, if assigned.

**Safeguards:** Building employs security guards.

**Retention and disposal:** Retained until cutoff at close of fiscal year in which the involvement of AAFES is terminated. Destroy after 6 years

**System manager(s) and address:** Director, Administrative Services Division, AAFES Headquarters, Dallas, Texas 75222

**Notification procedure:** Information may be obtained from AAFES Headquarters Comptroller Division, Insurance Branch, Dallas, Texas 75222

**Record access procedures:** Request should be addressed to:

Headquarters Army and Air Force Exchange Service Comptroller Division, Insurance Branch Dallas, Texas 75222

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Personnel actions, enrollment applications, retirement applications, relating correspondence, and documents pertaining to the individual's retirement plan participation.

**Systems exempted from certain provisions of the act:** None

**AAFES0704.18**

**System name:** 704.18 Paid Death Claim Files

**System location:** Headquarters, Army and Air Force Exchange Service (AAFES), Dallas, Texas 75222

**Categories of individuals covered by the system:** Residents of death on which insurance proceeds have been paid by the carrier

**Categories of records in the system:** file contains application for benefits, death certificate and related supporting documentation and correspondence

**Authority for maintenance of the system:** Title 10 USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Processing death claims for payment of benefits, assistance in responding to inquiries

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Comptroller

**Storage:** Paper records in file folders

**Retrievability:** Alphabetical by name

**Safeguards:** Building employs security guards. Records are maintained in steel storage cabinets.

**Retention and disposal:** Cutoff at close of fiscal year in which claim is paid. Destroy after 6 years

**System manager(s) and address:** Director, Administrative Services Division, Headquarters AAFES, Dallas, Texas 75222.

**Notification procedure:** Information may be obtained from:

Headquarters, AAFES, Comptroller, Insurance Branch
Dallas, Texas 75222
Telephone: Area Code 214/330-2271

**Record access procedures:** Requests from individuals should be addressed to: Headquarters Army and Air Force Exchange Service, Dallas, Texas 75222

Written requests for information should contain the individual's full name, current address, date of separation, date of death, and last location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Claim application received from exchange or beneficiary. Correspondence and documentation received from insurance company, and exchange or beneficiary.

**Systems exempted from certain provisions of the act:** None

**AAFES0903.06a**

**System name:** 0903.06 Systems Magnetic Tape Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizen (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, temporary part-time and intermittent

**Categories of records in the system:** File contains information on (a) Non-managerial employees: Social security number; name, exchange location; home address to include street, city, state/country, zip code/APO; date of birth; date of hire; leave accrual date; retirement participation date; service award base date; citizenship; marital status; sex; security clearance, to include type; current military status; prior military status; prior AAFES service, to include type; sponsor affiliation, where the employee is a dependent of a US government/military member; job code and job title; employment category; pay plan; wage schedule;number; grade; step; base hourly rate; scheduled work week; scheduled shift; commission rate where applicable to commission pay plan employees; federal exemptions; state exemptions; type of insurance coverage; deductions to include janatorial fee, union dues, employees association, combined federal campaign, Panamanian hospital and life insurance supplement; (b) Managerial employees: All of the above as well as mobility status; place of birth; date in grade; date in step; assignment/health restrictions, date of last Executive Management Program (EMP) physical examination, passport issuance date; number of dependents to accompany upon reassignment; dates of military service; number of months active military service, date assigned to an oversea area; date returned to the continental United States; foreign languages to include degree of proficiency, education, to include high school, name of college, major, minor, type of degree, date completed, non-graduate semester/quarter hours completed, whether or not currently enrolled in college and whether or not seeking a degree; professional licenses, professional/technical field of study to include date completed; assignment preference locations (overseas and within the continental United States); career area interests outside current field; dependents, to include name, date of birth, relationship, country of citizenship, health restrictions; emergency contact to include name and address; whether or not employee is home owner; training courses, to include date and type completed, management development, correspondence courses, professional development, Executive Management Program (EMP) member, one date entered program, Personnel Evaluation Report (PER), to include performance total score, overall evaluation, promotion potential, career area and recommended outside career area.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division - To accomplish statistical analysis of the work force for the purpose of projecting trends in such areas as personnel costs, organizational configurations, strength requirements, etc For managerial employees, to obtain information on current and past employment for the purposes of job assignment, promotions and career progression.

Comptroller Division - To provide updated data on pay and deductions necessary to compute bi-weekly payrolls.

Servicing Personnel Offices - To provide hard-copy documentation on employees' current pay and job data, career progression, cost analysis, etc

Employee - To provide a permanent record of his personal master file record as updated.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored and disposed of by authorization of the Director, Personnel Division.

**Storage:** Disk file and computer print-out.

**Retrievability:** Usually by Social Security Number; however, capability exists to retrieve by any data item listed under Record-Category.

**Safeguards:** Disk files maintained in locked room. Retrievability requests must be written and under signature of Director, Personnel Division.

**Retention and disposal:** (a) Disk file: Retained for 18 months after separation and destroyed, with the exception of employees terminated under disciplinary action (ineligible for rehire), retired employees and all Universal Annual (UA) Salary Plan employees whose file remains a permanent record; (b) PMIS back-up tapes retained for 90 days; (c) Computer print-outs of purged files maintained for 1 year.

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above. Visits are limited to Headquarters, Army and Air Force Exchange Service, Director, Personnel Division, Dallas, Texas 75222.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Action; Personnel Evaluation Report (PER), for managerial personnel only; Personal Profile Questionaire, for managerial personnel only; bonds

**Systems exempted from certain provisions of the act:** None

**AAFES0903.06c**

**System name:** 903.06 Systems Magnetic Tape Files

**System location:** Headquarters, Army and Air Force Exchange Service, Dallas, Texas.

**Categories of individuals covered by the system:** All US citizens (to include permanent-resident alien, non-immigrant alien) employees with category of regular full-time, regular part-time, temporary full-time, regular part-time, temporary full-time and temporary part-time.

**Categories of records in the system:** File contained on managerial and non-managerial employees: Social security number, name, job title, course number and name, date enrolled, enrollment action/status, and transaction date.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division - To provide updated data on employees worldwide who are enrolled in Management Development Program courses as to status of their continuing participation, drop-out or completion.

Servicing Personnel Offices - To provide updated data on employees under jurisdiction of particular servicing personnel offices, who are enrolled in Management Development Program courses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All records are retrieved, retained, stored, and disposed of by authorization of the Director, Personnel Division.

**Storage:** Disk file and computer print-out.

**Retrievability:** By Social Security Number.

**Safeguards:** Disk files maintained in locked room. Retrievability requests made through Personnel Division.

**Retention and disposal:** Disk file: Retained for 90 days after processing cycle is completed

**System manager(s) and address:** Director, Administrative Services Division, Army and Air Force Exchange Service, Dallas, Texas.

**Notification procedure:** Information may be obtained from:

Headquarters, AAFES (AAFES-AD)
Dallas, Texas 75222
Telephone: Area Code 214/330-3871

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Army and Air Force Exchange Service (AAFES-AD), Dallas, Texas 75222

Written requests for information should contain the full name of the individual, social security number, current address and telephone number; if terminated, date of birth, date of separation and last employing location in addition to the above. Visits are limited to Headquarters, Army and Air Force Exchange Service, Director, Personnel Division, Dallas, Texas 75222.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Study Course - Notice of Status, AAFES Form 1850-33.

**Systems exempted from certain provisions of the act:** None

**A0101.20AMC**

**System name:** 101.20 Classified Matter Inventory Reporting Files

**System location:** Document Control Center, Administrative Services Branch, Technical and Administrative Support Office, Harry Diamond Laboratories (HDL), Adelphi, MD 20783

**Categories of individuals covered by the system:** Any HDL employee

**Categories of records in the system:** Listing of controlled classified documents for which the employee has provided a receipt to the Document Control Center

**Authority for maintenance of the system:** Executive Order 11652

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document Control Center is notified by employing organization that an employee will leave, the classifed document file in the computer is searched by employee name and social security number (SSN). All documents listed for either the name or the social security number are listed and furnished to the Document Control Center. Final clearance is withheld until all documents are accounted for and the computer file cleared of any charges to that name or number.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in computer data base

**Retrievability:** Alphabetically by full name and numerically by social security number (SSN).

**Safeguards:** Building is a security restricted area guarded full time. Computer data available only to authorized, trained personnel.

**Retention and disposal:** Until data is cleared from data base as a result of satisfactory disposal of all documents.

**System manager(s) and address:** Chief, Adminstrative Services Branch, Technical & Administrative Support Office, Harry Diamond Laboratories, 2800 Powder Mill Rd., Adelphi, MD 20783

**Notification procedure:** Inquiries may be addressed to:

Commander, Harry Diamond Laboratories
2800 Powder Mill Road
Adelphim, MD 20783

**Record access procedures:** Official mailing address of SYSMANAGER is listed above.

Written requests should contain full name, social security number, dates of employment at HDL, and current address.

For personal visits, employees should show their picture badge. Former employees should present acceptable identification such as a driver's license and be identified by a badged escort.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** From receipts for classified documents signed by the employee and filed in the document control center.

**Systems exempted from certain provisions of the act:** None

**A0102.02AMC**

**System name:** 102.02 Office Personnel Register Files

**System location:** Visitor registration forms are maintained at the following geographical locations: Aberdeen Proving Ground, MD 21005; US Army Airborne Comm & Elct Bd, Ft. Bragg, NC 28307; Air Defense Bd (US Army), Ft. Bliss, TX 79916. Air Mobility R&D Lab. Ames Rsch Cen (US Army), Moffett Field, CA 94035; Air Mo-







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bility R&D Lab, Eustis Dir (US Army), Ft. Eustis, VA 23604; Air Mobility RFD Lab, Langley Dir (US Army), NASA-LANGLEY Rsch Cen, 21000 Brookpark Rd, Cleveland OH 44315; Alabama Army Ammo Plant, Childersburg, AL 35044; Ammunition Cen (USAMC), Savanna, IL 61074; Anniston Army Depot. Anniston, AL 36201; Armament Command (US Army), Rock Island, IL 61201, Armor & Engineer Bd (US Army), Ft. Knox, KY 40121, Army Materials & Mechanics Rsch Cen, Watertown, MA 02172; Augmentation Element, US Army Communications Systems Agency (USAMC), Ft. Monmouth, NJ 07703; Automated Log Mgt Sys Agcy (USAMC) St. Louis, MO 63188 Aviation Engineering Flight Activity (US Army), Edwards AFB, CA 93523; Aviation Systems Command (US Army), St. Louis, MO 63166; Aviation Test Bd (US Army), Ft. Rucker, AL 36360; Badger Army Ammo Plant, Baraboo, WI 53913; Ballistic Research Labs (US Army), Aberdeen Proving Gnd, MD 21005; Bell Plant Actv (US Army), Ft. Worth, TX 76101; Blue Grass Depot Actv, Lexington, KY 40507; Boeing-Vertol Plant, Burlinton, NJ 08016; Camp Stanley Stor Actv (US Army), Philadelphia, PA 19142; Burlington Army Ammo Plant, Burlington, NJ 08016; Camp Stanley Stor Actv, San Antonio, TX 78295; Catalog Data Agency (US Army), New Cumberland Army Depot, PA 17070; Communications Security Logistics Agcy (US Army), Ft. Huachuca, AZ 85613; Cornhusker Army Ammo Plant, Grand Island, NB 68801; Corpus Christi Army Depot, Corpus Christi, TX 78419; Detroit Arsenal, Warren, MI 48090; Dugway Proving Gnd, Dugway, UT 84022; Edgewood Arsenal, Aberdeen Prov Gnd, MD 21010; Electronic Prov Gnd (Actv) (US Army), Ft. Huachuca, AZ 85613; Electronics Command (US Army), Ft. Monmouth, NJ 07703; Field Artillery Bd (US Army), Ft. Sill, OK 73503; Field Office, HQ, Air Force Sys Commd (US Army), Andrews AFB, DC 20334; Field Office, Kirtland AF Base (US Army Materiel Command), Albuquerque, NM 87115; Field Safety Agency (USAMC), Charlestown, IN 47111; Firing Range, Underhill (USAMC), Lakeside Ave, Burlington, VT 05401; Foreign Science & Tech Cen (US Army), Charlottesville, VA 22901; Ft. Monmouth, NJ 07703; Ft. Wingate Depot Actv, Gallup, NM 87301; Frankford Arsenal, Philadelphia, PA 19137; Gateway Army Ammo Plant, St. Louis, MO 63143; General Material & Petroleum Actv (US Army), New Cumberland, PA 17070; Grumman Plant Actv (US Army), Stuart, FL 33494; Harry Diamond Labs, Wash DC 20438; Hays Army Ammo Plant, Pittsburg, PA 15201; Holston Army Ammo Plant, Kingsport, TN 37662; Hughes Plant Actv (US Army), Culver City, CA 90230; Human Engineering Lab (US Army), Aberdeen Prov Gnd, MD 21005; Indiana Army Ammo Plant, Charlestown, IN 47111 Infantry Board (US Army), Ft. Benning, GA 31905; Infantry R&D Liaison Ofc (USAMC), Ft. Benning, GA 31905, Inspector General Western Inspection Actv (USAMC), St. Louis, MO 63120; Installations & Services Agcy (USAMC), Rock Island, IL 61201; International Log Cen (US Army), New Cumberland, PA 17070; Iowa Army Ammo Plant, Burlington, IA 52601; Jefferson Proving Gnd, Madison, IN 47250; Joint Mil Packaging Tng Cen, Aberdeen Prov Gnd, MD 21005; Joliet Army Ammo Plant, Joliet, IL 60436, Kansas Army Ammo Plant, Parsons, KS 67357; Kewcenaw Field Sta, Houghton, MI 49931; Lake City Army Ammo Plant, Independence, MO 64056; Letterkenny Army Depot, Chambersburg, PA 17201; Lexington-Blue Grass Army, Lexington, KY 40507; Lima Army Modification Center, Lima, OH 45804; Logistic Asst Ofc, ACCOM (USAMC), Ft. Huchuca, AZ 83613; Logistic Asst Ofc, FORSCOM (USAMC), Ft. McPherson, GA 30330; Logistic Asst Ofc, Ft Benning (USAMC), Ft. Benning, GA 31905; Logistic Asst Ofc, Ft. Bliss (USAMC), Ft. Bliss, TX 79906; Logistic Asst Ofc, Ft. Bragg (USAMC), Ft. Bragg, NC 28307; Logistic Asst Ofc, Ft. Campbell (USAMC), Ft. Campbell, KY 42223; Logistic Asst Ofc, Ft. Carson (USAMC), Ft. Carson, CO 80913; Logistic Asst Ofc, Ft. Hood/MASSTER (USAMC), Ft. Hood, TX 76544; Logistic Asst Ofc, Ft Knox (USAMC), Ft. Knox, KY 40121; Logistic Asst Ofc, Ft. Leonard Wood (USAMC), Ft. Leonard Wood, MO 65473; Logistic Asst Ofc, Ft. Polk (USAMC), Ft. Polk, LA 71459; Logistic Asst Ofc, Ft. Riley (USAMC), Ft. Riley, KS 66442; Logistic Asst Ofc, Ft. Rucker (USAMC), Ft. Rucker, AL 36360, Logistic Asst Ofc, Ft. Sill (USAMC), Ft. Sill, OK 73503; Logistic Asst Ofc, Ft. Stewart (USAMC), Ft. Stewart, GA 31313; Logistic Asst Ofc, TRADOC (USAMC), Ft. Monroe, VA 23651; Logistic Control Actv (US Army), Presido of San Francisco, CA 94129; Logistics Management Cen (US Army), Ft. Lee, VA 23801; Logistic Systems Spt Agcy (USAMC), Chambersburg, PA 17201; Lone Star Army Ammo Plant, Texarkana, TX 75501; Army Ammo Plant, Marshall, TX 75670; Louisiana Army Ammo Plant, Shreveport, LA 71130; Maintenance Mgt Cen (US Army), Lexington, KY 40507, Major Item Data Agcy (US Army), Chambersburg, PA 17201; Management Engr Tng Agcy (US Army), Rock Island, IL 61201; Materiel Systems Analysis Actv (US Army), Aberdeen PG, MD 21005; Michigan Army Msl Plant, Warren, MI 48089; Milan Army Ammo Plant, Milan, TN 38358; Missile Command, (US Army), Redstone Ars, AL 35809; Mobility Equip R&D Center (US Army), Ft. Belvoir, VA 22060; Natick Labs, Natick, MA 01760; Navajo Dep Actv, Flagstaff, AZ 86001; New Cumberland Army Ammo Plant, Newport, IN 47966; Phosphate Development Works, Muscle Shoals, AL 35660; Picatinny Arsenal, Dover, NJ 07801; Pine Bluff Arsenal, Dover, NJ 07801; Pine Bluff Arsenal, Pine Bluff, AR 71601; Production Equip Agcy (US Army), Rock Island, IL 61201; Pueblo Army Depot, Pueblo, CO 81001; Quality Assurance Staff Support Actv (USAMC), Lexington, KY 40507; R&D Liaison Detachment (US Army), Wright-Patterson AFB, OH 45433; Radford Army Ammo Plant, Radford, VA 24141; Ravenna Army Ammo Plant, Ravenna, OH 44366; Red River Army Dep, Texarkana, TX 75501; Redstone Arsenal, Redstone Ars, AL 35809; Research Office (US Army), Durham, NC; Rio Vista Stor Area, Rio Vista, CA 94571; Riverbank Army Ammo Plant, Riverbank, CA 95367; Rock Island Arsenal, Rock Island, IL 61201; Rocky Mountain Arsenal, Denver CO 80204; Sacramento Army Dep, Sacramento, CA 95813; Saginaw Army Aircraft Plant, Ft. Worth, TX 76101; St. Louis Area Spt Cen, Illinios (US Army), Granite City, IL 62040; St. Louis Army Ammo Plant, St. Louis, MO 63120; Satellite Comm Agcy (US Army), Ft. Monmouth, NJ 07703; Savanna Army Dep, Savanna, IL 61074; Scranton Army Ammo Plant, Scranton, PA 18501; Security Spt Actv (USAMC), Fort Gillem, Forest Park, GA 30050; Seneca Army Depot, Romulus, NY 14541; Sharpe Army Depot, Lathrop, CA 95330; Sierra Army Deput, Herlong, CA 96113; Sunflower Army Ammo Plant, Lawrence, KS 66044; Support Center, Philadelphia (US Army), Philadelphia, PA 19101; Surety Field Ofc (USAMC), Dover, NJ 07801; Tank-Automotive Command (US Army), Warren, MI 48090; Tarheel Army Msl Plt, Burlington, NC 27215; Television-Audio Spt Actv (US Army), Sacramento, CA 95813; Test & Evaluation Command (US Army), Aberdeen PG, MD 21005; Tobyhanna Army Depot, Tobyhanna, PA 18466; Tooele Army Depot, Tooele, UT 84074; Training Device Agcy (US Army), Orlando, FL 32813; Transportation Rail Equip Maint Shop (US Army), St. Louis, MO 61320; Twin Cities Army Ammo Plant, New Brighton, MN 55112; Umatilla Depot Actv, Hermiston, OR 97838; Volunteer Army Ammo Plant, Chattanooga, TN 37401; Watervliet Sands Missile Range, WSMR, NM 88002; Woodbridge Rsch Fac (USAMC), Ft. Belvoir, VA 22060; Yuma Proving Ground, Yuma AZ 85364;

**Categories of individuals covered by the system:** Any visitor who represents a person, firm, corporation, academic institution, or other entity, which has engaged, is engaged, or is endeavoring to engage in business transactions involving the Army Materiel Command.

**Categories of records in the system:** Records are composed of business registration forms that give an individual's name, company he represents and address, purpose of visit and the status of the individual as regards his affiliation with the Department of Defense.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information obtained is used to determine the purpose of the visit and the visitor's status to prevent a conflict of interest

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in the Office of the General Counsel (GC), with access limited to the GC Division Chiefs, Branch Chiefs and the clerical personnel that type and file the form.

**Retrievability:** The information is maintained as a paper record, and is retrieved when needed by name.

**Safeguards:** The records are maintained in safe file cabinets.

**Retention and disposal:** The information is retained for a period of 1 year, at which time it is destroyed.

**System manager(s) and address:**

General Counsel
US Army Materiel Command
5001 Eisenhower Avenue
Alexandria, VA 22333

**Notification procedure:** Information may be obtained from the System Manager.

**Record access procedures:** Information may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for access to records, for contesting contents and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Information on the Visitor Registration Form is obtained from the individual concerned.

**Systems exempted from certain provisions of the act:** None





**A0102.08DAAG**

**System name:** 102.08 Army Community Service (ACS) Volunteer Record

**System location:** Army Community Service Centers, Army-wide; Headquarters of installations. Official mailing addresses are in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Active duty and retired military personnel and their dependents and civilians with no formal affiliation with the military community who serve as ACS volunteers.

**Categories of records in the system:** File contains special skills, experience or education of volunteer, volunteer training, awards and special recognition received, and record of hours volunteered.

**Authority for maintenance of the system:** Title 10 U.S.C. Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ACS Center - To record essential background information on volunteers; to assist in planning and assigning volunteer duties; to keep records of hours volunteered and awards received; to coordinate volunteer services in ACS Program.

Volunteers - To maintain personal record of time and services volunteered to ACS Program.

Installation Commanders - To determine eligibility of volunteers for ACS awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5'x8' cards in card file, and individual possession by volunteer.

**Retrievability:** Filed alphabetically by last name of individual volunteer.

**Safeguards:** Cards maintained in ACS files and accessible to ACS officer, volunteer supervisor, and individual volunteer upon transfer from one ACS center to another.

**Retention and disposal:** Cards are reviewed at end of each year; documents which have been superseded or are no longer applicable are destroyed.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from ACS officers at installation ACS centers.

**Record access procedures:** Requests for assistance should be addressed to ACS Officers at installations having ACS centers. Official mailing addresses are in the appendix.

For personal visits individual must provide full name and social security number and suitable proof of identity (e.g., drivers license, employee identification card).

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** ACS Centers

**Systems exempted from certain provisions of the act:** None

**A0124.06USAREC**

**System name:** 124.06 Recruiter Assignment Report

**System location:** Military Personnel Division, Directorate of Recruiting Force Management, US Army Recruiting Command, USARCRFM-MP-A, Fort Sheridan, IL 60037

Directorate of Management Information Systems/ADP, US Army Recruiting Command, USARCMIS, Fort Sheridan, IL 60037

**Categories of individuals covered by the system:** Individuals who have been relieved from or not accepted for recruiting duty.

**Categories of records in the system:** System contains name, social security number (SSN), and reason for nonselection or relief from recruiting duty, and unit of assignment.

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949 (64 Stat. 578), as amended by act of 22 Oct 1968 (82 Stat. 1238; 44 U.S.C. 3101-03).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To screen applications for recruiting duty to insure that previously rejected or relieved individuals are not accepted for recruiting duty unless previous disqualification has been corrected.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer printout in file cabinet.

**Retrievability:** Listed alphabetically by last name.

**Safeguards:** Building secured. Records are maintained in area accessible only to properly screened and trained personnel.

**Retention and disposal:** Listing updated monthly and previous listing destroyed. Information contained in report covers a 6-year period.

**System manager(s) and address:** Director, Recruiting Force Management, US Army Recruiting Command

**Notification procedure:** Information may be obtained from:

Director, Recruiting Force Management, USARCRFM-MP-A
US Army Recruiting Command
Ft Sheridan, IL 60037
Telephone: 312/926-3910

Request for information should contain full name, SSN, and military status.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, US Army Recruiting Command, ATTN: USARCRFM-MP-A, Ft Sheridan, IL 60037.

Written requests for information should contain the full name of the individual, SSN, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, ID card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Individual applications and relief actions.

**Systems exempted from certain provisions of the act:** None

**A0201.08aDACS**

**System name:** 201.08 Central Files, Office of the Chief of Staff (DACS-DAS)

**System location:** Office of the Chief of Staff, Department of the Army, Pentagon, Wash., D.C. 20310

**Categories of individuals covered by the system:** Any military or civilian employee or correspondent of the Army who may have been the subject of, or initiated correspondence referred to, the Office of the Chief of Staff, Army.

**Categories of records in the system:** Original or copies of papers relating to matters concerning individuals which have been directed to the Office of the Chief of Staff, Army (e.g., inquiries, complaints, appeals, investigations, personnel actions).

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Correspondence control and reference files used by action officers in Headquarters, Department of the Army (HQDA), in processing paperwork and documenting actions taken in Office of the Chief of Staff, Army (OCSA).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Files are coded, indexed, and filed in alpha-numeric files arrangement under The Army Functional Files System.

**Storage:** Paper records in file folders are stored in mechanized files shelves.

**Retrievability:** Location of file folder is determined by searching files record cards, which are filed by numerical code, and alphabetically arranged by name, with further chronological breakdown of each entry. Each entry is cross referenced to all previous related entries.

**Safeguards:** Files are released only to OCSA staff action officers cleared and authorized access. Pentagon employs security guards. Files area is protected by electronic surveillance system with combination lock doors.

**Retention and disposal:** Records are permanent. They are retained in active file until end of calendar year, held two additional years in inactive file and sub- sequently retired to Washington National Records Center.

**System manager(s) and address:** The Chief of Staff, Headquarters, Department of the Army, The Pentagon, Wash., D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DACS-DSA)
Rm 3D-671
Pentagon
Washington, D.C.
Telephone: Area Code 202/695-3503 or 695-2765.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, ATTN: DACS-DSA, Washington, D.C. 20310.



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Written requests for information should contain the full name of the individual, current address and telephone number, and nature of information desired.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Internal action correspondence processed by Army Staff.

Individuals addressing correspondence to Department of Defense or U.S. Army regarding Army matters.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contract the System Manager.

**A0201.08bDAAG**

**System name:** 201.08 Privacy Act Request File

**System location:** Primary System-Headquarters, Department of the Army, The Adjutant General Center, Records Management Division (DAAG-AMR), Washinton, DC 20314.

Decentralized Segments-Headquarters, Department of the Army, staff agencies, field operating agencies, commands, installations and activities. Offical mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** All individuals who request information on records concerning them which are in the custody of Department of the Army, or individuals who request access or amendment to such records under the provisions of Title 5 United States Code, section 552a (The Privacy Act of 1974).

**Categories of records in the system:** Files contain copies of correspondence between the individual and Army custodian officials; written summaries of verbal conversations with the individual; coordination documents between the Army and other Federal, state, and local government agencies when records which are the subject of an individual inquiry were orignated by another agency; and copies of documents which are the subject of an individual inquiry.

Originals of amendment requests, refusals, and appeals accumulated by the custodian of the records concerned are included in the file containing those records.

**Authority for maintenance of the system:** 5 USC 552a (The Privacy Act of 1974)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used to process and coordinate individual requests for information access, and amendment of personal records; to process and record appeals by the individual against agency rulings; and to ensure timely response to requestors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by individual's name.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel. Classified documents are stored in locked containers approved for this purpose by the General Services Administration.

**Retention and disposal:** Records are permanent. They are cut off at the end of the calendar year, held two years inactive files, and subsequently retired to the Washington National Records Center, Washington, DC 20409.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington DC 20310.

**Notification procedure:** Requests from individuals should be addressed to:

HQDA (DAAG-AMR)
Forrestal Building
1000 Independence Avenue, SW
Washington, DC 20314
Telephone: Area Code 202/Extension 693-0631

**Record access procedures:** Written requests should be addressed to Headquarters, Department of the Army (DAAG-AMR), Forrestal Building, or to the Army office that processed the initial inquiry, access request, amendment requst, or appeal.

Personal visits may be made to room GA 175, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC.

For personal visits the individual should present acceptable identification (e.g., driver's license, employee identification card) and furnish some verbal information which could be verified from his case file.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Records are obtained from the individual requestor, Department of the Army organizations, other Department of Defense organizations, and agencies of Federal, state and local governments.

**Systems exempted from certain provisions of the act:** The majority of records in this system are not exempt; however, copies of documents to which an individual has been denied access infer the provisions of 5 USC 552a, subsections j(2), k(1), k(2), k(3), k(4), k(5), k(6), or k(7), are exempt from diclosure.

**A0202.08DAAG**

**System name:** 202.08 Request for Information Files

**System location:** Primary System-Records Management Division, Administrative Directorate, The Adjutant General Center (Department of Army Adjutant General-Records Mangement Division-Access and Release Branch).

Decentralized Segments-Office of the Secretary of the Army, initial denial authorities of the Department of the Army, and Department of the Army Staff agencies and commands.

**Categories of individuals covered by the system:** Any person that requests documents under the Freedom of Information Act, mandatory review under Executive Order 11652, or under any other circumstances.

**Categories of records in the system:** File contains individual's request for documents and related processing papers, correspondence between the office receiving requests, records custodians, Army staff offices and other government agencies, retained copies of classified documents, and other selective documents.

**Authority for maintenance of the system:** 5 USC 552(b) Freedom of Information Act and Executive Order 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records Management Division- to control requests from the public, to insure requests are answered within time limits; to process denials and individual appeals.

Office Secretary of the Army - to control and accomplish appeals of initial denials.

Initial Denial Authority of the Department of the Army - to process denials and release of requested documents.

Department of the Army staff agencies and commands - to process requests for release or recommend denials to initial denial authorities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of requester.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly trained.

**Retention and disposal:** Records are permanent. They are retained in active file until end of calendar year in which case is completed, held two additional years in inactive file and subsequently retired to Washington National Records Center.

**System manager(s) and address:** The Adjutant General, Headquarters Department of the Army, the Pentagon, Washington DC

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-AMR-S)
Room GA 084
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-1847

**Record access procedures:** Requests from individuals should be addressed to : Headquarters, Department of the Army (DAAG-AMR-S) Room GA 084, Forrestal Building, Washington, D.C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number and reference to original request.

Visits can be made to any office releasing documents. For personal visits, the indiviual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card.

**Contesting record procedures:** The Department's rules for contesting contents and appealing determinations may be obtained from HQDA (DAAG-AMR-S), Washington, DC 20314





**Record source categories:** Requesting letters or related forms from the individual requesting documents; correspondence originating from the document custodian; documents concerning appeals from General Counsel, Office, Secretary of the Army, Washington, DC 20310.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manger.

**A0224.04DAIG**

**System name:** 224.04 Inspector General Investigative Files

**System location:** Primary System, Office of The Inspector General and Auditor General, Department of the Army.

Decentralized Segments- Washington National Records Center, Suitland, Maryland; US Army Inspector General offices and records holding areas located worldwide. Official mailing addresses are in the Department of Defense directory.

**Categories of individuals covered by the system:** Any person who has been the subject of, witness for, or referenced in an Inspector General investigation.

**Categories of records in the system:** File contains Inspector General reports of investigation which normally contain the authority for the investigation, the matters investigated, a narrative report, documentary evidence, and transcripts of verbatim testimony, or summaries thereof.

**Authority for maintenance of the system:** Title 10, United States Code, sections 3039 and 3040, provide for and describe the mission of, The Inspector General and Auditor General.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of an Inspector General investigation is to determine the facts and circumstances surrounding the allegation(s)/problem(s). The information is assembled in report format and presented to the official directing the investigation.

The report of investigation may be used by any Department of Defense organization which has an official interest in the matters under investigation. The information contained therein may be used to take corrective action or as a basis for making decisions concerning: Department of Defense/Department of the Army policy; personnel actions; legal, fiscal, logistic, operational, public information, personnel management, and procurement matters.

The report of investigation may be forwarded to the Department of Justice if it contains evidence of possible criminality not within the jurisdiction of the Uniform Code of Military Justice. The Department of Justice will review the report to determine if further investigation by that agency is warranted.

The report of investigation may be used as a basis for summaries or briefing presented to Members of Congress. Members of Congress may use the material to respond to constituents, or to enlighten themselves on matters of concern and interest to them.

The report of investigation may be used as a basis for responses to agencies in the Executive Branch of the Federal government. This information may be used as a basis for responses to concerned citizens and other individuals/ organizations querying the Executive Branch.

All or part of reports of investigation, subject to the rules of evidence, may be entered as evidence in court proceedings.

The report of investigation may be provided to appropriate individuals/ organizations under the provisions of the Freedom of Information Act.

The report of investigation may be used as the basis for responding to press queries.

Reports of investigation may be analyzed to determine trends within the Army.

Nonsensitive portions of reports of investigation may be used as instructional vehicles in certain Army schools to inform students about lessons learned as a result of the investigation.

The report of investigation may be used as reference material in other reports of investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in hard cover binders and/or file folders.

**Retrievability:** Reports are accessed and retrieved by reference to the case name which is normally derived from either the nature of the allegation, the geographic location of the investigation, or, in some instances, the name of the subject or the complainant. Case files are frequently, but not always, assigned a file code number which is cross-referenced with the case name. The file code number, if assigned, is used to administratively file the case, chronologically by calendar year.

**Safeguards:** Primary System-Building employs security guards and access is limited to authorized personnel. Files are stored in locked containers and access given only to persons with an official need to know.

Safeguards for decentralized segments vary but should include, as a minimum, the storage of the reports in locked containers and access given only to persons with an official need to know.

**Retention and disposal:** Reports of investigation conducted by The Inspector General and Auditor General, Department of the Army will be stored permanently. Reports prepared by Inspectors General of other Department of the Army agencies/organizations will be destroyed 10 years after completion. All other Inspectors General reports will be destroyed 3 years after completion.

**System manager(s) and address:** The Inspector General and Auditor General, Department of the Army, the Pentagon, Washington, DC 20310

**Notification procedure:** Requests should be addressed to the SYSMANAGER.

Because reports are seldom filed by surname or social security number (SSN), requests to determine if the system contains a record about requestor should include full name, rank (if applicable), SSN (if applicable), address or Army Post Office (APO) if applicable, approximate date of investigation, subject of investigation, location of Inspector General office conducting the investigation, and the requestor's role in the investigation.

Information may be obtained from:

HQDA (DAIG-IN)
Room 1D731
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695/7385

**Record access procedures:** Because reports are seldom filed by surname or SSN, requests from individuals should be addressed to: Headquarters, Department of the Army (DAIG-IN), Room 1D731, Pentagon, Washington, DC 20310.

Written requests for information should include full name, rank (if applicable), SSN (if applicable), address or APO (if applicable), approximate date of investigation, subject of investigation, location of Inspector General office conducting the investigation, and the requestor's role in the investigation.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained by the SYSMANAGER.

**Record source categories:** The nature of investigations varies, greatly, and the source of the evidence required is not predictable. Previous sources have included: testimony of witnesses; correspondence/records maintained by organizations/individuals party to the matters being investigated; military personnel files; military pay records; security dossiers; newspaper clippings, and other media material; photographs; reference material/correspondence originating in Department of the Army staff agencies and commands, and other Federal, State, local, and foreign agencies; research notes/documents obtained from reference libraries and records custodians; and other materials in the public domain.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the System Manager.

**A0224.05DAIG**

**System name:** 224.05 Inspector General Complaint Files

**System location:** Assistance Division and Central Files, Office of the Inspector General (OTIG), Department of the Army, Washington, DC 20310

Decentralized Segments-Offices of all command Inspectors General, Army-Wide.

**Categories of individuals covered by the system:** Any Person, Civilian or Military, who presents to an Inspector General in writing or in person a Complaint/Request for Assistance.

**Categories of records in the system:** Record copy (hard copy) contains the Inspector General Action Request (IGAR) or letter submitted to an Inspector General requesting assistance and all related reports of investigation, inquiries, studies, memorandums and reference material and final replies.



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Automated data elements of record contain: Case number, includes fiscal year and sequence number; Case name, to include first, last and middle initial of complainant; Component of complainant, the functional relationship to military member, such as civilian, active military, retired military, Department of Army civilian, or other military service; source of complaint, such as the serviceman, his dependent, relative, or Department of Army civilian. The recipient, or the Agency which received the case before it was referred to the OTIG, Department of Army (DA). Command or Staff Agency against whom the complaint was made; Date case was received by OTIG; suspense data to control information gathering; Action officer in OTIG; Command to which case referred to have investigation or inquiry conducted; type of allegations made by complainant; number of days for case processing; date reply sent to complainant; and whether complaints were justified/unjustified.

**Authority for maintenance of the system:** Sections 3039, 3040 and subsection 3065(a) Title 10, United States Code, provide for and describe the mission of The Inspector General and Auditor General of the Army and his deputies and assistants. Provides for the detail of commissioned officers as Inspectors General.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose is to obtain sufficient information by investigation, inquiry, research of existing historical data; to review and process the data to insure that appropriate action was taken to substantiate or refute allegations presented, and to correct deficiencies.

The purpose of the automated data elements file is to provide a management system to report categories and frequency of complaints and trends by type and command and to improve processing of correspondence and thereby improve responsiveness of the Inspector General assistance function.

Users are Inspectors General Army-wide; Army Commanders at all levels, DA Staff Agencies, Members of Congress, and other government agencies, when determined by The Inspector General to be in the best interest to that agency.

Used to answer complainants or respond to requests for assistance, advice or information. After consultation with appropriate staff judge advocate may be referred for use in trials by court-martial or other military justice matters, as authorized by the Uniform Code of Military Justice. Used by commanders to correct deficiencies found during inquiry/investigation.

User of automated data file is the Office of The Inspector General, DA. Automated data is used to provide weekly and quarterly reports to elements of OTIG and the Army Staff concerning the categories and frequencies of the Inspector General Action Request and trends. Used as a management tool to improve responsiveness of OTIG in its assistance function. It is not used to associate allegations with complainant and does not divulge findings or recommendations as a result of an inquiry.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

Computer magnetic tapes.

**Retrievability:** Filed alphabetically by last name of requester for assistance or information.

Automated data information is filed by sequential case number or case name.

**Safeguards:** Records are maintained in locked areas in locked containers accessible only to authorized personnel who are properly cleared and trained in their release.

**Retention and disposal:** IG complaint files are destroyed one (1) year following final action, except those which include reports of investigation or inquiry conducted by Inspectors General. These are destroyed after 10 years.

Automated record kept on active file one year then transferred to a history file and destroyed electronically after five years.

**System manager(s) and address:** The Inspector General and Auditor General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310

**Notification procedure:** Information may be obtained from:

HQDA (DAIG-AC)
Room 1D736
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-1578

Requestor must furnish full name, grade, social security number (SSN), unit of assignment, nature of complaint, and proof of personal identification, and identify the Command Inspector General to which his complaint was submitted.

**Record access procedures:** Requests from individuals should be addressed to: The Inspector General, Headquarters, Department of the Army, (DAIG-AC), Washington, DC 20310.

Written requests for information should contain: the full name, grade, SSN, current address and telephone number, and the nature of previous complaint.

For personal visits, the individual must provide acceptable identification and verbal information that could be verified with his case file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER.

**Record source categories:** Personal inquiry or investigation by Inspectors General into matters presented as a complaint or request for assistance. The nature of inquiries and investigations varies greatly, and the source of the evidence required is not predictable. Previous sources have included: testimony of witnesses; correspondence/records maintained by organizations/individuals party to the matters being investigated; military personnel files; military pay records; security dossiers; newspaper clippings, and other media material; photographs; reference material/correspondence originating in Department of the Army staff agencies and commands, and other Federal, State, local, and foreign agencies; research notes/documents obtained from reference libraries and records custodians; and other materials in the public domain.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 522a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0225.01DAPE1**

**System name:** 225.01 Vehicle Registration System (VRS) and Correctional Reporting System (CRS).

**System location:** Primary System - Law Enforcement Division, Human Resources Development Directorate, Office of the Deputy Chief of Staff for Personnel, Department of the Army, (DAPE-HRE).

Decentralized Copies - The VRS is programed for Army installations within continental United States; the system will be maintained by the installation provost marshal office (PMO). The CRS is programed for Army installations within continental United States with confinement or correctional facilities; the system will be maintained by the installation PMO. Official mailing addresses are in the Department of Defense directory in the appendix. The VRS and CRS are currently operational at Fort Bragg, NC 28303.

**Categories of individuals covered by the system:** For VRS, any individual who owns a motor vehicle and who resides, performs duties, is employed on, or frequently uses the facilities of a military installation will register his vehicle on that installation in accordance with Army Regulation (AR) 190-5, Motor Vehicle Traffic Supervision.

For CRS, any military member confined at an Army confinement facility as a result of, or pending, trial by courts-martial.

**Categories of records in the system:** VRS - the registrant's information is coded for entry on the master file, normally updated weekly. The master file is management manipulated to produce the following reports: listing of all registrants and their vehicles on an 'as required' basis by decal number, state license number, or name; 'as required' rosters by unit and decal number showing registrants with safety inspections due and those requiring annual verification of Department of the Army (DA) Form 3626; monthly rosters of registrants with suspended or revoked driving privileges.

The CRS data is added to the corrections master file. The following output is produced: a daily 4-part prisoner status roster which provides a by name roster showing social security number (SSN), grade, component, race, primary military occupational specialty (MOS), religion, marital status, education level, and offense for which confined. Part 1 provides a history of all prisoners confined in the last 24 hours and shows totals by status (i.e., detained, pretrial, detained posttrial, adjudged, etc.). Part 2 shows a recapitulation by custody of total number of prisoners in confinement by this category. Part 3 lists all prisoners that departed the facility in the past 24 hours and lists their disposition. Part 4 indicates those individuals in pretrial confinement in excess of 25 days; a monthly status roster showing, by name, all prisoners confined or released for the reporting period. Report shows detailed additional information including totals of new prisoners, total departures, total escapes, total in hospital, and totals by custody grade, race, status and disposition; the monthly Confinement Operations Report shows, less names, such information as total by types or release, average daily population by race, average daily number in pretrial confinement less than 30, 60 or 90 days; the semi-





annual prisoner profile report produces a series oftwo-dimensional matrixes for each type offense and profiles prisoner age, race, education, marital status, and religion for each offense.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The VRS and CRS are used to assist the installation provost marshal in the conduct of his law enforcement and crime prevention functions. The VRS is used to insure registrants attest to meeting certain insurance standards; to preclude individuals who have suspended or revoked installation driving privileges from operating motor vehicles, or who have vehicles that fail to meet vehicle inspection standards; to assist in the rapid identification and apprehension of traffic violators; to provide management data on which to base crime prevention and law enforcement decisions. The CRS is used to provide, on a daily basis, pertinent information required for proper management of confinement facility population; to provide, on a monthly basis, statistical information required by the installation commander, provost marshal and confinement facility commander pertaining to the prisoner population, status of discipline, and responsiveness of personnel procedures relating to prisoner personnel; to provide the installation with monthly data on the total spectrum of the confinement facility utilization, i.e., population turnover, recidivism, and to identify, semiannually, prisoner profiles showing the relationship of particular offenses to age, race, education, marital status and religion.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Both the VRS and CRS master files are stored on disks at the installation data processing activity. Hard copy output (printouts) are bound in the case of VRS and one copy is maintained at the vehicle registration point, one at provost marshal operations and the third and final copy is kept by the installation military police desk sergeant. The CRS data, produced also in three copies, is maintained at the installation correctional facility in file folders.

**Retrievability:** Access to the data base/master file is restricted. To receive VRS or CRS output personnel must utilize a 'systems control card.' This control card must be prepared for each specific entry and requires unique originator codes. Instructions for creating and using the control card are maintained at two locations; the PMO and the data processing facility. Access to hard copy output is prescribed by installation standard operating procedures (SOP).

**Safeguards:** Both the data base and output are managed through extensive SOP and policies prescribed in system functional users manuals. Safeguards include: limited output with distribution controlled by the PMO and released only to designated persons; output is controlled at both pick-up and delivery points-the PMO, confinement facility and data processing activity are 24 hour per day operations, consequently, reports are continuously under scrutiny; the confinement facility and the data processing site are considered secure areas with limited access.

**Retention and disposal:** An individual's record is maintained on the Vehicle Registration master file as long as the individual maintains a bona fide registration at a particular installation. Once he no longer meets the criteria as a registrant described in AR 190-5, previously quoted, he is deleted from the Vehicle Registration master file. Consequently, there is no maximum or minimum period of record maintenance for this module. Individuals are deleted from the CRS master file upon their departure from the correctional/confinement facility. Certain elements of information, however, pertaining to the prisoner are posted to a corrections history tape which produces the semiannual prisoner profile report. A prisoner can remain on this history tape for as long as five months or until the semiannual report is produced. Once this occurs, he is then deleted from the CRS master file.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, Pentagon, Washington, DC 20310.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

**A0225.11aDAAG**

**System name:** 0225.11 Master Index (NMI)

**System location:** Automated Equipment Division, Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center (RCPAC) AGUZ-SSD; 9700 Page Blvd., St. Louis, MO 63132.

**Categories of individuals covered by the system:** Any individual who subsequent to 1961 has been released from the active Army.

Any individual retired from the U. S. Army or U. S. Army Reserves.

Any individual who has been or is a member of the U. S. Army Reserves.

**Categories of records in the system:** File contains personnel identification and location indicator of the Official Military Personnel File.

**Authority for maintenance of the system:** Title 10, United States Code Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** U. S. Army Reserve Components Personnel and Administration Center - to determine the location of the Official Military Personnel File.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes.

**Retrievability:** By full name or by social security number.

**Safeguards:** Computer Keyword Distribution of output information, routed by interoffice symbols only.

Building employs security guards, ID badge required to enter building, floor badge required.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Commander, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Blvd., St. Louis, MO 63132.

**Notification procedure:** Information may be obtained from:

Commander, U. S. Army Reserve Components Personnel and Administration Center
9700 Page Blvd
St. Louis, MO 63132
Telephone: Area Code 314-268-7733

**Record access procedures:** Requests from individuals should be addressed to: Commander, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Blvd., St. Louis, MO 63132.

Written requests for information should contain the full name and social security number of the individual.

For personal visits, the individual should be able to provide some acceptable identification, such as driver's license.

**Contesting record procedures:** The rules of the agency for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Automated system interface and by notification of the location of the Official Military Personnel File from the record holder.

**Systems exempted from certain provisions of the act:** None

**A0225.11bDAAG**

**System name:** 225.11 USA Individual Ready, Standby and Retired Reserve Personnel Information System.

**System location:** Automated Equipment Division, Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center, ATTN: AGUZ-SSD, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** All members of the U. S. Army Reserve who are not assigned to a Reserve unit and not serving on extended active duty in an enlisted reserve status.

**Categories of records in the system:** Record contains personal and military status and qualifications data.

**Authority for maintenance of the system:** Title 10, United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** U. S. Army Reserve Components Personnel Center, Department of the Army Command and staff agencies, and Department of Defense and components thereof - The data records are primarily used to select qualified members for assignment to active Army units and mobilized reserve component units in the event of mobilization during a national emergency. Record is also used to support day to day personnel management and administration. Specifically, these uses include: selecting qualified personnel for potential assignment to reserve units based on Military Occupational Specialty, grade, and geographical location; selecting



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and ordering individuals to not more than fifteen days annual military active duty field training; identifying personnel for promotion consideration; identifying individuals not qualified for retention in the reserve; issuing annual statements of retirement credits; printing statements of total retirement credits; and to publishing orders directing personnel actions and training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes and disks.

**Retrievability:** Filed numerically, Social Security Number ascending

**Safeguards:** Computer located in building which has entrance controlled by Federal Protective Officers. An ID badge is required to enter building and a different floor badge is required to enter the floor (The tape and disk library is a fireproof vault with a safe combination door plus a steel bar key-locked door) The functional and systems directors approve production requests for both one-time and recurring information.

**Retention and disposal:** Records are maintained for two years after completion of statutory or contractual reserve commitment.

**System manager(s) and address:** Commander, Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Notification procedure:** Information may be obtained from:

Commander, U. S. Army Reserve Components Personnel and Administration Center
9700 Page Boulevard, St. Louis, Missouri 63132
Telephone: Area Code 314-268-7733

**Record access procedures:** Requests from individuals should be addressed to Commander, Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132

Written requests from individuals should contain full name, social security number, address.

For personal visits the individual should provide some acceptable identification such as a driver's license.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from Commander, Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Record source categories:** Official Military Personnel File and Military Personnel Records Jacket.

**Systems exempted from certain provisions of the act:** None

**A0225.11cAMC**

**System name:** 225.11 ADP Master and Operating Files

**System location:** US Army Electronics Command, Ft Monmouth, New Jersey

**Categories of individuals covered by the system:** All civilian employees of the US Army Electronics Command, worldwide, and civilian employees of tenant activities at Ft Monmouth.

**Categories of records in the system:** Personnel information system file contains name of individual, social security number, date of birth, grade, step, pay plan, occupation code, organization name, organization code, competitive level, position title, unit identification code, Table of Distribution and Allowances (TDA) paragraph, TDA line No., (AMS) Code, home address, date entry at Ft Monmouth, date of entry under Civil Service, service comp date, reserve status, veterans preference, tenure group, handicap code, life insurance coverage, retirement code, position occupied code, GSA location code, minority group code, agency SON code, availability code, career appraisal rating, performance appraisal rating, career program code, citizenship code, career experience code, security clearance, education code, year of degree, special program identifier, academic discipline, supervisory or non-supervisory, retired military, foreign language code, job number, last equivalent step increase, leave without pay (LWOP) indicator code, upward mobility code, marital status, number of dependents, pay period indicator code, part time/WAE WOC indicator code, pay table code, salary, sex, suspense code for future actions, and type of security investigation.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Division as suspense control of performance appraisals due and overdue; as an operating tool for position and pay management; as suspense control for career appraisals due and overdue; as a suspense control of mandatory retirements, to determine length of service; as suspense control of temporary promotions; as suspense control of detail actions; to control leave without pay; as a suspense for salary retention; as suspense control of temporary appointments; to cross check name against organization and grade; as retention registers for reduction in force; to produce weekly strength information; occupational inventories; profile of aging in the work force; reporting PL-313 positions; as cross reference of social security number to name; suspense control of step increases due; reporting average grade; as suspense control of trial retirements; and as a tool for managing talent available within the work force.

Major Electronic Command (ECOM) activities - as alphabetical roster of personnel and as a tool in managing authorization of personnel charged to their TDA.

Security Office - as a control of clearance for access to classified information.

Mailrooms - alphabetical locator system for routing of mail.

Local Unions - recruiting programs.

The system has free search capability which will print out any information in the desired sequence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and punched cards.

**Retrievability:** Basically by social security number.

**Safeguards:** Tapes and cards stored in computer library which is restricted area in building under 24 hour security guard surveillance. Only civilian personnel division can gain access to tapes or printouts.

**Retention and disposal:** Tapes and cards updated weekly. Record on each individual stays in file as long as employed. Upon termination of employment delete code erases all information on the individual.

**System manager(s) and address:** Personnel, Training and Force Development Directorate, US Army Electronics Command, Ft Monmouth.

**Notification procedure:** Information may be obtained from:

US Army Electronics Command
Civilian Personnel Officer
Ft Monmouth, NJ 07703
Telephone: Area Code 201/532-3872

**Record access procedures:** Requests from individuals should be addressed to: US Army Electronics Command, AMSEL-PT, Ft Monmouth, NJ 07703

Written requests should contain the full name and social security number.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Standard Form 50, Notification of Personnel Action; Standard Form 52, Request for Personnel Action; Department of Defense Form 1559, Employee Career Appraisal; Department of the Army Form 1052, Employee Performance Rating; Department of the Army Form 2302, Qualification Record-Civilian Personnel; profile sheets prepared by Civilian Personnel Division; tables of distribution and authorization; and requests for security clearances.

**Systems exempted from certain provisions of the act:** None

**A0225.11dDAPC1**

**System name:** 225.11.1 Officer Master File (OMF)

**System location:** US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Categories of individuals covered by the system:** Army officer and warrant officer personnel projected to enter on active duty, on active duty, or separated within the past five or ten years (see Retention) or in a retired status.

**Categories of records in the system:** The categories of information stored include name, social security number, grade and date of rank, appointment and service agreement, service data and date, promotion, assignment, qualification, specialty, efficiency, education and training, occupation, language, career pattern, awards and badges, physical, location, separation, retirement, date and place of birth, race, religion, ethnic group, dependents, sex, citizenship, marital status and mailing address.

**Authority for maintenance of the system:** Section 301, 5 USC 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Army - Records are used for personnel management, strength accounting and manpower management.





Department of Defense - Records are used for interdepartmental actions and personnel management.

Social Security Administration - Used to verify social security numbers.

General Services Administration - Used to publish US Army Registers as authorized by 10 USC Section 122.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on computer magnetic tapes and disks.

**Retrievability:** Normal access is by social security number, name or other individual identifying characteristics.

**Safeguards:** Physical security devices, guards, computer hardware and software safeguard features, and personnel clearances.

**Retention and disposal:** Records are retained on the active file for four months after separation and accumulated on a separated file in five year groups that are retained for five years, or for retired personnel for one year after death.

**System manager(s) and address:** Commanding General, US Army Military Personnel Center (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

USAMILPERCEN (DAPC-POO)
200 Stovall Street
Alexandria, VA 22332
Telephone: (202) 325-9310

**Record access procedures:** Requests from individuals should be addressed to: USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

Written requests for information should contain the full name of the individual, social security number, whether active, retired or separated and if separated date of separation.

Visits are limited to : USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332. For personal visits, the individual should be able to provide some acceptable identification, and give some verbal information that could be verified with his record.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Information is obtained in document and computer readable form from other Department of the Army staff and commands and other federal agencies and departments.

**Systems exempted from certain provisions of the act:** None

**A0225.11eDAPC2**

**System name:** 225.11.2 Enlisted Master File (EMF)

**System location:** US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Categories of individuals covered by the system:** Army Enlisted personnel on active duty, in a retired status, or separated within the past four months.

**Categories of records in the system:** The categories of information stored include: name, social security number, sex, race, citizenship, religion, marital status, dependents, date of birth, residence, physical, ethnic group, grade and date of rank, enlistment and service, promotion, assignment, qualification, skill, education and training, specialty, aptitude, separation, retirement and mailing address.

**Authority for maintenance of the system:** SECTION 301, 5 USC 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Army - Records are used for personnel management, strength accounting, and manpower management.

Department of Defense - Records are used for interdepartmental actions and personnel management.

Social Security Administration - Used to verify social security number.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on computer magnetic tapes and disks.

**Retrievability:** Normal access is by social security number, name, or other individual identifying characteristics.

**Safeguards:** Physical security devices, guards, computer hardware and software safeguard features, and personnel clearances.

**Retention and disposal:** Records are retained five years after separation, or for retired personnel one year after death.

**System manager(s) and address:** Commanding General, US Army Military Personnel Center (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

USAMILPERCEN (DAPC-POO)
200 Stovall Street
Alexandria, VA 22332
Telephone: (202) 325-9310

**Record access procedures:** Requests from individuals should be addressed to: USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

Written requests for information should contain the full name of the individual, social security number, whether active or separated and if separated, date of separation.

Visits are limited to USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

For personal visits the individual should be able to provide some acceptable identification, and give some verbal information that could be verified with his record.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from USAMILPERCEN (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Information is obtained in document and computer readable form from other Department of Army staff and commands and other federal agencies.

**Systems exempted from certain provisions of the act:** None

**A0228.01DAMH**

**System name:** 228.01 Historian's Background Material

**System location:** Primary System - US Army Center of Military History, Department of the Army.

Decentralized Segments-Historical Offices of Headquarters, Department of the Army and US Army Commands and the US Army Military History Research Collection, Carlisle Barracks, PA 17013.

**Categories of individuals covered by the system:** Military personnel and civilians who have worked for the Department of the Army.

**Categories of records in the system:** File contains biographical sketches, oral histories, personal papers donated by individuals, working files on personnel assigned to agency.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide information of a general nature in response to inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and tapes in file folders.

**Retrievability:** Filed alphabetically by last name or cross indexed by name.

**Safeguards:** Buildings employ guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in historical reference collections.

**System manager(s) and address:** The Chief of Military History, Department of the Army, Washington, DC 20314

**Notification procedure:** Information may be obtained from:

HQDA (DAMH-HSG)
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693-5045

**Record access procedures:** Written requests from individuals should be addressed to Headquarters, Department of the Army (DAMH-HSG), Forrestal Building, Washington, DC 20314

For personal visit, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his folder.

**Contesting record procedures:** The Agency's rules for access to information and for contesting contents of records and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** General biographical information

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the System Manager.



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**A0228.03DAMH**

**System name:** 228.03 Historical Inquiry Files

**System location:** Primary System - US Army Center of Military History, Department of the Army.

Decentralized Segments - Historical offices of Headquarters, Department of the Army agencies and US Army Commands.

**Categories of individuals covered by the system:** Any individual who has requested in writing information dealing with US Army activites.

**Categories of records in the system:** File contains letters of individuals who have requested information dealing with US Army activities.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify replies to inquiries in cases of repeated requests from individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of researcher.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Destroyed after two years.

**System manager(s) and address:** Chief of Military History, Department of the Army. Washington, DC 20314

**Notification procedure:** Information may be obtained from:

HQDA (DAMH-ZF)
Room 6B018
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693-5035

**Record access procedures:** Written requests from individuals should be addressed to Headquarters, Department of the Army (DAMH-ZF), Forrestal Building, Washington, DC 20314.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his file. records and appealing initial determinations may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for access to information and for contesting contents of

**Record source categories:** Letters of inquiry from individuals.

**Systems exempted from certain provisions of the act:** None

**A0228.04DAMH**

**System name:** 228.04 Historical Photographic Files

**System location:** Primary System-US Army Center of Military History, Department of the Army.

Decentralized Segments-Historical Offices of Headquarters, Department of the Army, agencies and US Army Commands.

**Categories of individuals covered by the system:** Military personnel and civilians who have pictures taken in line of duty.

**Categories of records in the system:** Photographs of individuals

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use in volumes published under the Department of the Army's historical program

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Photographs in file folders

**Retrievability:** Filed alphabetically by last name of subject.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Permanent material. Retired to the Washington National Records Center when no longer needed in the historical offices.

**System manager(s) and address:** Chief of Military History, Department of the Army, Washington, DC 20314

**Notification procedure:** May be obtained from:

HQDA (DAMH-HSG)
Room 6A087
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693-5032

**Record access procedures:** Written requests from individuals should be addressed to Headquarters, Department of the Army (DAMH-ZF), Forrestal Building, Washington, DC 20314.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his photograph.

**Contesting record procedures:** The Agency's rules for access to information and for contesting contents of records and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Photographs taken by US Army photographers

**Systems exempted from certain provisions of the act:** None

**A0228.11DAAG**

**System name:** 228.11 Memorialization Board Files

**System location:** Primary System-Operations Division, Administrative Management Directorate, The Adjutant General Center (i.e., HQDA (DAAG-AMO) WASH DC 20314);

Decentralized segments exist throughout the Army to the installation level.

**Categories of individuals covered by the system:** Any individual for whom a memorialization action is recommended or taken./ Only deceased personnel are eligible for memorialization, but sometimes living personnel are recommended.

**Categories of records in the system:** File contains a record of memorialization actions taken and background information of each, consisting of letters, staff studies and related information leading to a memorialization decision. Also included in the file may be memorialization for record pertaining to processing of a particular action and an information copy of orders announcing that a street, building, installation or similar object or thing has been or will be named after a deceased individual.

**Authority for maintenance of the system:** Title 10, United States Code, Section 3012, Subparagraph f.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Memorialization board files are used as an essentially decentralized record of memorialization actions taken throughout the Army. When a memorialization action is approved, orders are issued formalizing the approval. (A copy of each order is sent to operations Division where a card is prepared and filed indicating action taken, date, order number and location) Files maintained by the approval authority are also used as a source of information from which it can be determined whether others were considered for a particular action and, by exclusion, those who have not been memorialized. Unusual cases in the Operations Division file also serve as a source of policy and precedence information. After an action is approved, records may provide information supportive of publicity and news releases. Records are also used for historical reference.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Operations Division- filed alphabetically by last name of those memorialized.

Decentralized segments - filed loosely in a file folder by calendar year in which memorialization action occurred. Accessible by name.

**Safeguards:** Operations Division - building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

Decentralized segments - files accessible to records maintenance and managerial personnel.

**Retention and disposal:** Records of final approving authority are permanent. In most cases approval authority is delegated to installation commanders for memorialization actions on a particular installation except when a policy exception is required or in major naming cases which must be approved by higher authority. Permanent records are held five years in the current files area and then sent to a records holding area from which they are retired to the Washington National Records Center. Records of supervisory, reviewing or other offices are destroyed two years after the end of calendar year in which a memorialization occurred or on discontinuance of the office concerned (whichever occurs first).

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, the Pentagon, Washington DC

**Notification procedure:** Information may be obtained from:





HQDA (DAAG-AMO)
Room GA 159
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693-8380

**Record access procedures:** Requests for information concerning those rare memorialization actions in which a living person has been recommended should be addressed to the installation concerned or: HQDA (DAAG-AMO), Room GA 175, Forrestal Building, Washington, DC 20314.

Written requests for information should include the full name of the individual and when applicable, information about the building, street, installation, etc., concerned.

For personal visits an individual must be able to provide proper identification such as a drivers license or employing office identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information supporting a memorialization request is extracted from personnel records and orders and from historical references (as applicable).

**Systems exempted from certain provisions of the act:** None

**A0301.08DACA**

**System name:** 301.08 Military and Civilian Waiver Files

**System location:** U.S. Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** Any Army member or civilian employee or formaer Army member or civilian employee who applies for waiver of claims arising out of erroneous payments of pay and allowances.

**Categories of records in the system:** File contains application, employment history of the individual, reports of investigation, copies of vouchers, certificates, record of disposition, and correspondence with the U.S. General Accounting Office, Army staff offices, and other government agencies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Filed Services Office-To obtain data to determine the validity of waivers, or to make referrals to the U.S. General Accounting Office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are retained idefinitely in active file.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Offiec
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317-542-3127

**Record access procedures:** Requests hould be addressed to: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

**Record source categories:** Finance and Accounting Offices, Army member's commanding officer, records cuustodian and other Government agencies.

**Systems exempted from certain provisions of the act:** None

**A0302.06DAIG**

**System name:** 302.06 Travel Advance Accounting System (TAAS)

**System location:** Office of Resource Management, Headquarters, U.S. Army Audit Agency (USAAA), IGAA-RM, NASSIF Building, 5611 Columbia Pike, Falls Church, VA 22041

**Categories of individuals covered by the system:** Any USAAA employee

**Categories of records in the system:** File contains individuals obligations and disbursements of funds incurred in relation to official duties and training; charges are identified by element of expense.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAAA - To control financial expenditures by type and to accumulate cost information by job.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes, disks, and computer paper printouts.

**Retrievability:** By name of employee and by social security number; computerized indices are required.

**Safeguards:** Buildings employ security guards; records are maintained by authorized personnel that are properly cleared and trained.

**Retention and disposal:** Records are maintained on computer disk for one year; records are then held for an additional year on magnetic tape and then destroyed.

**System manager(s) and address:** Director, Office of Resource Management, Headquarters, U.S. Army Audit Agency, Washington, DC 20315

**Notification procedure:** Information may be obtained from:

USAAA (IGAA-RM)
Room 319
NASSIF Building
5611 Columbia Pike
Falls Church, VA 22041
Telephone: Area Code 202/756-1957

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license or employing office's identification card.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, U.S. Army Audit Agency, Room 319, NASSIF Building, 5611 Columbia Pike, Falls Church, VA 22041

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER.

**Record source categories:** Delinquent billings for travel requests received from the Indianapolis Finance Center.

Travel vouchers received from the Military District of Washington.

Travel vouchers received from various disbursing officers from within the United States and from overseas.

**Systems exempted from certain provisions of the act:** None

**A0305.10aDACA**

**System name:** 305.10(a)Joint Uniform Military Pay System-Active Army (JUMPS-AA)

**System location:** Primary System-United States Army Finance and Accounting Center (USAFAC), Indianpolis, IN 46249.

Decentralized Segments-Approximatley 122 Army Finance Offices and Finance and Accounting Offices (FAO) world-wide.

**Categories of individuals covered by the system:** All active duty military personnel.

**Categories of records in the system:** Records include individual military pay records, casual payment receipts, substantiating documents, temporary pay records, transmittal letters, locator files, financial data record folders (FDRF), miscellaneous military pay files, financial data record folders (FDRF), miscellaneous military pay files and personal financial records (PFR).

**Authority for maintenance of the system:** Title 37 United States Code Section 101 and following (pay and Allowances of the Uniformed Services).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAFAC-Purpose is to provide a basis for establishment of computation of each active



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member's military pay entitlement, to provide a history of pay transactions, and to answer inquiries or claims pertaining to such entitlements. This information is also used to provide necessary data to the Treasury Department, the Social Security Administration, the US Army Military Personnel Center, the Veterans, and those states and cities which have an agreement with the Department of the Army to recieve taxable earnings information.

Treasury Department-To record check and bond issue data and to record taxable earnings and taxes witheld from military personnel.

Social Security Administration- To record earned mages by member under the Federal Insurance Contributions Act (FICA).

US Army Military Personnel Center (MILPERCEN)-To compare military personnel identification with the Social Security Administration for purpose of correction and to compare and correct common data elements with USAFAC.

Veterans Administration-To record the collection of premiums for National Service Life Insurance.

States and Cities- To verify tax liability against members' state and city income tax returns.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and in bulk storage, card files, computer magnetic tapes, computer paper printout, and microfiche.

**Retrievability:** Filed by social security number, alphabetically by name, and substatiating document number. Conventional indexing is used to retreive data.

**Safeguards:** USAFAC-Buildings employ security guards. An employee badge and visitor registration system is utilized. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access to computer magnetic tape files is restricted to the members' servicing finance and accounting officer. Computer equipment and files are located in a seperate secured area.

World-Wide Finance and Accounting Offices-Records are maintained in areas accessible only to authorized personnel that are proprly screened, cleared and trained.

**Retention and disposal:** Individual military pay records- Records are converted to microfiche which are retained for 56 years. Destruction is by shredding.

Other records- Retention periods vary according to category of record nut total retention periods do not exceed 56 years. Disposition is to federal records centers and destruction thereafter is by burning or salvage as waste paper.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, Indianna 46249

Finance and Accounting Officer, United States Army Financing and Accounting Offices, World-Wide.

**Notification procedure:** Information may be obtained from:

Commander USAFAC
Attention: FINCP
Indianpolis, Indianna 46249

Individuals may also contact Finance and Accounting Officers at United States Army Finance and Accounting Offices, world-wide.

Individual must provide full name, social security number and military status.

**Record access procedures:** Requests from individuals should address to: Commander, USAFAC, Attention: FINCP, Indianpolis, Indianna 46249; or Finance and Accounting Officers at United States Army Finance and Accounting Offices, world-wide.

Written requests for information should also contain full name, social security number, military status and current address:

Information may be obtained by telephone: Area Code 317/542-2891

**Contesting record procedures:** The rules for access to records, contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Information is recieved from Department of Defense staff and field installations, Social Security Administartion, Financing organizations, Treasury Department and automated system interface.

**Systems exempted from certain provisions of the act:** None

**A0305.10bDACA**

**System name:** 0305.10(b)Joint Uniform Military Pay System-Reserve Components-Army

**System location:** Primary System- United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249.

Decentralized Segments- There are 57 Input Stations across the contential United States, Alaska, Hawaii, Puerto Rico and the Virgin Islands.

**Categories of individuals covered by the system:** All members of the United States Army National Guard and United States Army Reserve who are drawing inactive duty training (IDT) pay.

**Categories of records in the system:** File contains individual military pay records, substantiating documents, transmittal letters, pay records index cards, financial data record folders, miscellaneous military pay vouchers, personal financial history records.

**Authority for maintenance of the system:** Title 37 United States Code Section 101 and following (Pay and Allowances of the Uniformed Services)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAFAC- To maintain a record of the member's drill attendance, his entitlements and deductions in order to compute and disburse his pay while keeping a record of taxes and disbursements other than those to the member.

Treasury Department- To record check issue data, taxable earnings and taxes witheld.

Individual States of the United States- To furnsih wages earned for the claendar year. These data fo to the state of home record.

Army National Guard Bureau - To furnish budget data to account for every expenditure within categories established.

Individual National Guard States Associations-Furnish a report and an assiciated check regarding state sponsored life insurance premiums witheld.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and in bulk storage, file cards, computer magnetic tape, computer papaer printouts, microfiche.

**Retrievability:** Filed by social security number, name of the member and document number. Conventional indexing is used.

**Safeguards:** USAFAC- Buildings employs security guards. Records are maintiained in area assessible only to authorized personnel that are properly screened, cleared and trained. Access to computer files are maintained in vaults when off line. An employee badge and visitor registration requirement is in effect.

Field activities maintain records in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Individual military pay records- Records are converted to microfiche and retained 56 years from that point. Destruction is by shredding.

Other records-Retention periods vary according to category of record but do not exceed 56 years. Disposition is to Federal Records Centers and destruction thereafter is by burning or salvage as waste paper.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249.

United States Property and Fiscal Officer, United States Army National Guard of each state of the United States plus Washington, DC, Puerto Rico and the Virgin Islands.

Finance and Accounting Officer, Fort Idiantown Gap Pennsylvainia; Finance and Accounting Officer, Fort MacPherson, Geoergia; Finance and Accounting Officer, Fort Riley, Kansas; Finance and Accounting Officer, Presido of San Francisco, CA. Finance and Accounting Officers herein named are responsible for United States Army Reserve pay accounts, only.

**Notification procedure:** Information may be obtained from:

Commander, USAFAC
Attention: FINCP
Indianapolis, IN 46249

Individuals may also contact United States Property And Fiscal Officer, Army National Guard, of each state of the United States plus Washington DC., Puerto Rico and the Virgin Islands.

Individuals may also contact the Finance and Accounting Officer, Fort Indiantown Gap, Pennsylvainia; Finance and Accounting Officer, Fort MacPherson, Georgia; Finance and Accounting Officer, Fort Riley, Kansas; Finance and Accounting Officer, Presidio of San Francisco, CA. Finance and Accounting Officers herein named are responsible for United States Army Reserve pay accounts only.

Individual must provide full name, social security number and military status.

**Record access procedures:** Requests from indivuals should be addressed to: Commander, USAFAC, Attention: FINCP, Indianapolis, IN 46249.





Information may be obtained by telephone: Area Code 317/542-2891.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The source of all data to establish and maintain JUMPS-RC-Army originates from unit level. That is, all units of the United States Army National Guard and all units of the United States Army Reserve which perform as a result of this training, furnish the data to support the system.

**Systems exempted from certain provisions of the act:** None

**A0305.10cDACA**

**System name:** 0305.10(c) Joint Uniform Military Pay System-Army-Retired Pay

**System location:** United States Army Finace and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** Retired Army members, Beneficiaries of Deceased Retired Army Members.

**Categories of records in the system:** File contains individual retired military pay records, correspondence with individuals concerning their retired pay accounts, all documents substantiating entitlement to retired pay.

**Authority for maintenance of the system:** Title 10, U.S. Code, Section 1401

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** U.S. Army Finance and Accounting Center-to-establish and compute pay account of retirees and their beneficiaries, to produce permanent record of transactions, prepare financial, budgetary, and actuarial reports, report Federal witholding tax information to Internal Revenue Service, report check issue and bond sales information to Department of Treasury.

U.S. Military Personnel Center-to maintain current addresses of retirees, for distribution ofof the Retired Army Bulletin.

Treasury Department-to record check and bond issue data.

Veterans Administration-to record the collection of premiums for National Service Life Insurance.

States and Cities-to verify tax liability against retiree's state and city income tax returns.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, computer magnetic tape files, and microfiche.

**Retrievability:** Filed by social security number and alphabetically by name. Conventional indexing is used to retreive data.

**Safeguards:** Building employs security guards. An employee badge and visitor registration system is utilized. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access to computer magnetic tape files is restricted to Director, Retired Pay Operations. Computer equipment and files are located in seperate secured area.

**Retention and disposal:** Individual retired military pay records are converted to microfiche which are reatined for 56 years. Destruction is by shredding.

Other records-Retention periods vary according to category of record, but total retention periods fo not exceed 6 years after termination of the account. (Account is terminated by either the death of the retiree, or if the retiree has designated annuitants under Retired Servicemen's Family Protection Plan or the Survivor Benefit Plan, the subsequent death or eneligibility of the annuitant.) Records are destroyed at the end of the 6 year retention eriod.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Commander, USAFAC
Attention: Department 90
Indianapolis, IN 46249
Telephone: Area Code 317/542-3911

**Record access procedures:** Requests from individuals should be addressed to: Commander, USAFAC Attention: Department 90, Indianapolis, IN 46249

Written requests should contain the full name and social security number of the retiree, and be signed by the retiree or the annuitant. Visits are limited to USAFAC Inquiries Office, Room 122G, Building 1, Indianapolis, IN 46249.

For personal visits, the individual should provide some acceptable identification, such as driver's license or employing office's identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The source of the data to establish the retiree's pay account originates from other Department of Defense agencies, the Veteran's Administration, Social Security Administration, Department of Treasury, Financial Institutions and Insurance Companies.

**Systems exempted from certain provisions of the act:** None

**A0306.01DACA**

**System name:** 306.01 Civilian Employee Pay System

**System location:** Decentralized Segments-Approximately 90 Army Finance Offices and Finance & Accounting Office (FAO) world-wide having Civilian Payroll activities.

**Categories of individuals covered by the system:** Civilians employed by Department of the Army, Department of Defenses (D)D) some departments of the Navy and Air Force, contract teachers.

**Categories of records in the system:** Individual Pay Record Files, Individual Retirement Record Files, Individual Retirement Control Files, Leave Record Card Files, Leave Record Files, Authorized Timekeeper List Files, Payroll Control Files, Payroll Work Files, Individual Witholding and Deduction Authorization Files, Witholding Tax Exemption Certificate Files, Withholding TAx Files, Sussistence and Quarters Files, Statement of Charges Files, Savings Bond Reporting Files, Health Benefits Files, Personal Exception and Indebtedness Files, Civilian Personnel Claims Files, Repatriated Personnel Payment Files, Decedent Claim Files, Unemployment Compensation Data Request Files, Subsequent and Quarters Files.

**Authority for maintenance of the system:** Title 6, General Accounting Office Policy and Procedures Manual for Guidance of Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Finance and Accounting Office-Prupose is to provide a basis for establishment of computation of civilian pay entitlements and deductions, provide a permanent history of pay transactions, maintain a record of leave accrued and taken, keep a record of bonds due and issued, keep a record of taxes paid, and provide information to answer inquiries and process claims pertaining to such entitlements. This information is alos used to provide necessary data to the Treasury Department, the Social Security Administration, Internal Revenue Service, Civil Service Commissioj, and those ststes and cities that have an agreement with the Department fo the Army to receive taxable earnings information.

Treasury Department-To record check and bond issue data.

Internal Revenue Service-To record tazable earnings and taxes withheld.

Social Security Administration-To record earned wages by member under the Federal Insurance Contributions Act (FICA).

Civil Service Commision-To record monies paid into Federal Retirement Fund and to provide information pertaining to health benefits.

States and Cities-To provide taxable earnings of civilian employees to those states and cities who have entered into an agreement with Department of the Army and Treasury Department.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and in bulk storage, card files, computer magnetic tapes and disks, computer paper printouts.

**Retrievability:** Files by social security number wotjom ×aurp;;. also files alphabetically by last name within payroll for manual system.

**Safeguards:** World-Wide Finance and Accounting Offices-Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Individual Pay Record Files-Permanent. Forward to National Personnel Records Center after 3 years.

Individual Retirement Records File-Permanent. Retain at installation while member is actively employed. Forward to new installation when member is transferred to another Department of the Army or upon separation

Personnel Exception and Indebtedness Files-Permanent. Filed in official personnel folder (OPF). Upon separation or transfer, if OPF is not on file locally files are forwarded to National Personnel Records Center.

Repatriated Personnel Payment Files-Permanent. Forward to National Personnel Records Center after 3 years.

Subsistence & Quarters Rate Deviation Files - Permanent. Retire on discon- tinuance of the instllation.



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Other records-Retention periods vary according to category of record. The minimum retention period is two years and the maximum period twelve years, then records are destroyed.

**System manager(s) and address:** Comptroller of the Army, Headquarters, Department of the Army, Pentagon, Washington, DC

Finance and Accounting Officer, United States Army Finance and Accounting Offices, World-wide

**Notification procedure:** Information may be obtained from:

Comptroller of the ARmy
HQDA (DACA-FAF-P)
Room 2A664
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-1247

Finance and Accounting Officers at US Army Finance and Accounting Offices, World-wide.

Individual must provide full name and social security number, current address.

**Record access procedures:** Requests from individuals should be addressed to: Comptroller of the Army(DACA-FAF-P), Room 2A664, Pentagon, Washington, DC 20310 or to Finance and Accounting Officers, Fiance & Accounting Offices, World-wide.

Written requests for information should contain full name, social security number and current address.

Information may be obtained by telephoen: Area Code 202/695-1247

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information is received from DOD staff agencies and field installations, former employers, Sosical Security Administration, financial organizations, Treasury Department and automated system interface.

**Systems exempted from certain provisions of the act:** None

**A0306.25DAAG**

**System name:** 306.25 MPA Civilian Pay and Leave System

**System location:** Primary System - Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center (RCPAC) (Field Operating Agency of The Adjutant Generals Office, Department of the Army), 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Any civil service employee employed at a U. S. Army installation serviced by the RCPAC Finance and Accounting Office as follows:

U. S. Army Reserve Components Personnel and Administration Center, St. Louis, Missouri;
Military Personnel Accounting Activity, Ft Meade, MD;
Military Personnel Accounting Activity, Ft Sam Houston, TX;
Military Personnel Accounting Activity, San Francisco, CA;
Military Personnel Accounting Activity, Ft McPherson, GA;
Military Personnel Center, Washington, DC;
Adjutant General Publications Center, St Louis, MO;
Enlistment Eligibility Activity, St Louis, MO;
USA Military Mail Terminal, NY;
U. S. Army Courier Staton, McGuire AFB, NJ;
USA Military Mail Terminal, San Francisco, CA;
DA Alcohol/Drug Abuse Asst Team, Washington, DC;
Office of the Inspector General Agency (OTIGA), Washington, DC;
U. S. Army Enlisted Records Center, Ft Benjamin Harrison, IN;
U. S. Army Enlisted Evaluation Center, Ft Benjamin Harrison, IN;
U. S. Army Personnel Information Activity, Ft Benjamin Harrison, IN;
U. S. Army for Aviation Safety, Ft Rucker, AL;
USA Physical Disability Agency (Walter Reed), Washington, DC;
USA Physical Evaluation Board, Ft Gordon, GA;
USA Physical Evaluation Board, Ft Sam Houston, TX;
USA Physical Evaluation Board (Letterman Army Medical Ctr); Presidio of San Francisco, CA;
USA Courier Service Headquarters, Washington, DC;
USA Courier Station, Presidio of San Francisco, CA;
Armed Forces Courier Station-Washington, Ft Meade, MD;
The Institute of Heraldry, Alexandria, VA;
The Postal Directorate, Washington, DC;
Publications Directorate, Washington, DC;
USA Memorial Affairs Agency, Washington, DC;
Headquarters, USA Civilian Appellate Review Agency, Washington, DC;
U. S. Army Civilian Appellate Review Office (USACARO), Atlanta, GA;
U. S. Army Civilian Appellate Review Office, Columbia, MD;
U. S. Army Civilian Appellate Review Office, Dallas, TX;
U. S. Army Civilian Appellate Review Office, Sacramento, CA;
U. S. Army Civilian Appellate Review Office, St. Louis, MO;
U. S. Army Civilian Personnel Office, Altanta, GA;
U. S. Army Civilian Personnel Office, Baltimore, MD;
U. S. Army Civilian Personnel Office, Dallas, TX;
U. S. Army Civilian Personnel Office, San Francisco, CA;
DA Civilian Training Ctr., Washington, DC;
DOD Zone Coordinator, San Francisco, CA;
Civilian Career Mgt Field Agency, Washington, DC;
HQDA, Field Operations Agency, Washington, DC;
U. S. Army Civilian Appellate Review Office-Newark, New Shrewsburg, NJ;
The Adjutant General Center, Washington, DC;
Adjutant General Publications Center, Baltimore, MD;
The Adjutant General Center, Administrative Management Directorate, Ft Riley, KS;
The Adjutant General Center, U. S. Armed Forces Bicentennial Band, Ft Meade, MD;

**Categories of records in the system:** An individual record, containing name, social security number, current pay grade, salary rate, tax withholding data, elected insurance options, savings bond and other voluntary deductions as well as year to date summaries, is maintained for each civil service employee employed at U. S. Army installations serviced by RCPAC.

**Authority for maintenance of the system:** Title 5, United States Code, Subpart D, Pay and Allowances

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** RCPAC - Uses the raw data submitted by the serviced activities to update the Civilian Pay and Leave Master File. The master file is then utilized to generate Civilian Pay Checks, Bonds, Leave Statements and various other required management information reports.

Other Users - The following categories of data are forwarded to RCPAC Finance and Accounting Office for further distribution as required:

Federal Withholding Tax;
State Withholding Tax;
City Withholding Tax;
United States Savings Bond;
Individual Leave;
Individual Union;
Individual Charity;
Individual Retirement;
Individual Health;
Individual Savings and Loan;
Individual Address Verification;

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on magnetic tape

**Retrievability:** Sequenced by social security number within distribution code within payroll number code

**Safeguards:** Security guards limit access to the U. S. Army Reserve Components Personnel and Administration Center. Magnetic tape files are maintained in a library by reel numbers; access to a specific file must be determined by responsible scheduling personnel. In addition basic file characteristics must be programmed into access programs before individual data records can be referenced.

Access to hardcopy listings are limited to personnel employed by the Finance and Accounting Office, RCPAC.

**Retention and disposal:** A Civilian Pay and Leave tape record is created when an employee is hired and is eliminated at the end of the Pay Year in which employee was terminated.

**System manager(s) and address:** Comptroller of the Army, ATTN: FCISC, Department of the Army, Washington, DC 20315.

Finance and Accounting Officer, RCPAC, 9700 Page Boulevard, St. Louis, MO 63132.

**Notification procedure:** Information may be obtained from:

Finance and Accounting Office
RCPAC
9700 Page Boulevard
St. Louis, MO 63132
Telephone: Area Code 314-268-7654

**Record access procedures:** Individuals who desire information from their records should contact the designated Civilian Finance





representative at the installation where they are employed. That agency should contact the RCPAC Finance and Accounting Officer who in turn will furnish the requested data.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations may be obtained from Finance and Accounting Officer, RCPAC, 9700 Page Boulevard, St. Louis, MO 63132.

**Record source categories:** All source data is originated at the employing installation, to include the time and attendance data required for pay and leave computations. Data is forwarded to the RCPAC Finance and Accounting Office for audit and data capture and for subsequent maintenance of the master pay records.

**Systems exempted from certain provisions of the act:** None

**A0306.26AAFMPS**

**System name:** 306.26 AAFMPS Individual Earnings Record

**System location:** Headquarters, Army and Air Force Motion Picture Service (AAFMPS), Washington, DC 20315.

**Categories of individuals covered by the system:** All U.S. citizen full-time employees of AAFMPS, except those assigned to the Canal Zone Regional Office.

**Categories of records in the system:** Earnings record includes: employee name; Social Security Number; hourly rate and classification, if applicable; pay level, including grade and step; group health insurance classification; Federal withholding tax status and number of exemptions; state withholding tax code, status and number of exemptions; retirement classification; termination date, if applicable; last pay date; regular earnings, to include current earnings, cumulative quarter to date, and cumulative year to date; overtime earnings, to include current earnings, cumulative quarter to date, and cumulative year to date; state withholding tax, to include current, cumulative quarter to date, and cumulative year to date; city withholding tax, if applicable, to include current, cumulative quarter to date and cumulative year to date; Federal Insurance Contributions Act (FICA) tax withheld, to include current, cumulative quarter to date, and cumulative year to date; gross pay subject to FICA, to include current, cumulative quarter to date, and cumulative year to date; net pay, to include current cumulative quarter to date, and cumulative year to date; retirement deductions, to include current, cumulative quarter to date, cumulative fiscal year to date, and monthly; group hospitalization deductions, to include current, cumulative quarter to date, cumulative year to date, cumulative fiscal year to date, and monthly; Association dues, if applicable, to include cycle, amount of deduction, cumulative quarter to date, and cumulative year to date; Combined Federal Campaign deductions, to include cycle, amount to be deducted, accrued amount, limit, cumulative quarter to date, and cumulative year to date; Flat tax deductions, to include federal, state, and city; bond deductions, to include cycle, amount of deduction, accrued amount, limit, cumulative quarter to date, and cumulative year to date; Flat tax deductions, to include federal, state, and city; bond deductions, to include cycle, amount of deduction, accrued amount, limit, cumulative quarter to date, and cumulative year to date; mailing address; differential pay, if applicable, to include current amount, cumulative quarter to date, and cumulative year to date; miscellaneous deductions, if applicable.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Payroll Section: preparing W-2 and state tax forms at end of the year; preparing government forms requiring payroll information; balance sheet to verify payroll is correct; completing unemployment compensation claims; calculating group annuity and group insurance payments to insurance company; determining level of coverage of unemployment compensation insurance.

Executives in Fiscal Operations: reference for preparing budget.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer printout filed in notebooks.

**Retrievability:** Numerically by Social Security Number by each office location worldwide.

**Safeguards:** Building employs security guards; records are maintained in locked cabinets.

**Retention and disposal:** Records are retained by Headquarters, AAFMPS for three calendar years; forwarded to the Engineering Depot, St. Louis, Missouri, for storage for four years; and then destroyed.

**System manager(s) and address:** Chief, Army and Air Force Motion Picture Service, 1901 North Fort Myer Drive, Rosslyn, Virginia 20315

**Notification procedure:** Information may be obtained from:

Personnel Officer
Headquarters, Army and Air Force Motion Picture Service
Washington, DC 20315
Telephone: Area Code 202/694-3444

**Record access procedures:** Written requests for information should contain the full name of individual, current address, Social Security Number, and last office assignment.

Requests from individuals should be addressed to: Headquarters, Army and Air Force Motion Picture Service, ATTN: AAFMPS-PE, Washington, DC 20315.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card).

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Notification of Personnel Action (NOPA) received from the Personnel Office.

**Systems exempted from certain provisions of the act:** None

**A0306.27AAFMPS**

**System name:** 306.27Individual Leave Record - Annual and Sick

**System location:** Local records maintained at each office location: Headquarters, Army and Air Force Motion Picture Service (AAFMPS) Washington, DC 20315; Washington Regional Office, AAFMPS, Washington DC 20315; Canal Zone Regional Office, AAFMPS, Army Post Office (APO) New York 09834; St. Louis Regional Office, AAFMPS, 4100 Goodfellow Boulevard, St. Louis, MO 63120; Engineering Depot, AAFMPS, 4100 Goodfellow Boulevard, St. Louis, MO 63120; San Francisco Regional Office, AAFMPS, The Shell Building, Room 410, 100 Bush Street, San Francisco, CA 94104; Headquarters, AAFMPS-Europe, APO New York 09666; Headquarters, AAFMPS-Pacific, APO San Francisco 09558.

**Categories of individuals covered by the system:** All U.S. citizen full-time employees of AAFMPS.

**Categories of records in the system:** Annual leave record contains: employee name; leave category, date of appointment; creditable military service for leave purposes; prior AAFMPS service; maximum accumulation figure; leave year; date of used hours, accrued hours, accumulated hours, leave without pay hours, or 'other' hours.

Sick leave record contains: employee name; current year; date of used hours, accrued hours, and accumulated hours.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Office: determining leave status of employee; determining lump-sum leave payment upon termination; determining sick leave benefit for retirement figure computations.

Supervisors: determining leave status of employees supervised.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Looseleaf notebook.

**Retrievability:** Alphabetically by last name of employee.

**Safeguards:** Buildings employ security guards.

**Retention and disposal:** Maintained at office location for three years and then destroyed.

**System manager(s) and address:** Chief, Army and Air Force Motion Picture Service, 1901 North Fort Myer Drive, Rosslyn, Virginia 20315

**Notification procedure:** Information may be obtained from :

Personnel Clerk; Headquarters, Army and Air Force Motion Picture Service; Washington DC 20315; Telephone: Area Code 202/694-3444; and Office Manager; Washington Regional Office, AAFMPS; Washington DC 20315; Telephone: Area code 202/694-3264; and Office Manager; St. Louis Regional Office, AAFMPS; 4100 Goodfellow Boulevard; St. Louis, MO 63120; Telephone: 314/263-3451; and Office Manager; San Francisco Regional Office, AAFMPS; The Shell Building, Room 410; 100 Bush Street; San Francisco, CA 94104; Telephone: Area Code: 415/981-8330; and Scretary; Canal Zone Regional Office, AAFMPS; APO New York 09834; Telephone: Area code 313/283-3833; and Administrative Assistant; Headquarters, AAFMPS-PAcific; APO San Francisco 96558; Telephone: Area Code 808/841-0858; and Personnel Clerk; Headquarters, AAFMPS-Europe; APO New York 09666.



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**Record access procedures:** Written requests for information should contain the full name of individual, current address, social security number, and last office assignment.

Requests from individuals should be addressed to : Headquarters, AAFMPS, ATTN: AAFMPS-PE, Washington DC 20315; Canal Zone Regional Office, AAFMPS, APO New York 09834; Washington Regional Office, AAFMPS, Washington, DC 20315; St. Louis Regional Office, AAFMPS, 4100 Goodfellow Boulevard, St. Louis, MO 63120; Engineering Depot, AAFMPS, 4100 Goodfellow Boulevard, St. Louis, MO 63120; San Francisco Regional Office, AAFMPS, San Francisco, CA 94104; Headquarters, AAFMPS-Europe, APO New York 09666; Headquarters, AAFMPS-Pacific, APO San Francisco 96558.

For personal visits, the individual should be able to provide some acceptable identification (e g., drivers license, employee identification card).

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** AAFMPS Application for Leave received from the employee.

**Systems exempted from certain provisions of the act:** None

**A0306.28AAFMPS**

**System name:** 306.28AAFMPS Active and Inactive Theater Employees Payroll Register

**System location:** Area records maintained at each Headquarters: Headquarters, Army and Air Force Motion Picture Service (AAFMPS), Washington DC 20315; Headquarters, AAFMPS-Europe, Army Post Office (APO) New York 09666; Headquarters, AAFMPS-Pacific, APO San Francisco 96558

**Categories of individuals covered by the system:** All U.S. citizens currently or formerly employed by AAFMPS.

**Categories of records in the system:** Theater Employees Payroll Register includes: installation code, social security number; name of employee; cumulative year to date salary; cumulative year to date federal tax deductions; cumulative year to date local tax deductions; date W-2 issued; and last pay date of employee.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Payroll Section: preparing W 2 forms at the end of the year, preparing government forms requiring payroll information; completing unemployment compensation claims.

Executive of Fiscal Section: reference for preparing the budget.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer printout filed in notebooks.

**Retrievability:** Numerically by installation code and Social Security number within each installation

**Safeguards:** Buildings employ security guards; records are maintained in locked cabinets.

**Retention and disposal:** Records are retained by each Headquarters for three calendar years, forwarded to the Engineering Depot, St. Louis, Missouri, for storage for four years, and then destroyed

**System manager(s) and address:** Chief, Army and Air Force Motion Picture Service, 1901 North Fort Myer Drive, Rosslyn, Virginia 20315

**Notification procedure:** Information can be obtained from: Chief, Fiscal Operations, Headquarters, Army and Air Force Motion Picture Service, Washington DC 20315; Telephone: Area Code 202/694-3444; and Fiscal Officer; Headquarters, AAFMPS-Europe; APO New York 09666; and Fiscal Officer, Headquarters, AAFMPS-Pacific APO San Francisco 96558; Telephone: Area Code 808/841-1186.

**Record access procedures:** Written requests for information should contain the full name of individual, current address, social security number, last installation assignment, and date of employment

Requests from individuals should be addressed to : Chief, Fiscal Operations, Headquarters, Army and Air Force Motion Picture Service, Washington, DC 20315; Fiscal Officer, Headquarters, AAFMPS-Pacific, APO San Francisco 96558.

For personal visits, the individual should be able to provide some acceptable identification (e g drivers license, employee identification card.)

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** AAFMPS bi-weekly payroll vouchers completed by the Theater Officer and W-4 forms from the employee.

**Systems exempted from certain provisions of the act:** None

**A0314.08DAAG**

**System name:** 314.08 Check Cashing Privilege Files

**System location:** Files are located at all installations/activities with facilities to cash checks.

**Categories of individuals covered by the system:** Persons whose checks, written at these facilities, have been dishonored and/or whose check cashing privileges have been suspended or revoked.

**Categories of records in the system:** Documents related to advancing, revoking, or suspending, restoring and general supervision of check cashing privileges. Included are letters to individuals about bad checks, warnings that a recurrence in issuing a bad check may result in withdrawing check cashing privileges, notices from banks that the bank was in error, notices to activities that check cashing privileges have been suspended or restored for certain individuals, returned checks, lists of persons whose privileges have been suspended or withdrawn, and related papers.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To decide which individuals shall be denied check cashing privileges at installation check cashing facilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual card file, paper records in file folders, and computer tape.

**Retrievability:** Information is filed both alphabetically under names of individuals or by social security number.

**Safeguards:** Files are located in areas accessible only to authorized persons.

**Retention and disposal:** Files are permanent for those persons whose dishonored checks have not been redeemed. For those who have made restitution, files are kept one year or until privileges have been restored, or until the individual obligation has been satisfied.

**System manager(s) and address:** Installation commander

**Notification procedure:** Information may be obtained from the installation commander.

**Record access procedures:** Requests from individuals should be addressed to the installation commander

Written requests should list social security number.

**Contesting record procedures:** Rules and procedures for contesting file contents may be appealing initial determinations be obtained by writing to the appropriate installation commander

**Record source categories:** The dishonored check.

**Systems exempted from certain provisions of the act:** None

**A0314.24DAAG**

**System name:** 314.24 Nonappropriated Fund Employee Insurance Files

**System location:** Insurance Branch, Nonappropriated Funds Directorate, The Adjutant General Center (Department of Army Adjutant General)

**Categories of individuals covered by the system:** All US Army Nonappropriated Fund (NAF) employees who participate in the USA NAF Group Insurance and Retirement Plan.

**Categories of records in the system:** File contains monthly and cumulative deductions for each NAF employee.

**Authority for maintenance of the system:** PL 591 93d Congress; 26 USC Section 401a.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The data is collected to substantiate initial enrollment and subsequent enrollment changes in the system. Information is used to verify monthly deductions and to compute annuities, refunds and death benefits.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a tape library, file folders and microfiche.

**Retrievability:** Filed alphabetically by last name within each NAF activity.

**Safeguards:** Building employs security guards. Records maintained are accessible only to authorized personnel that are properly cleared and trained.





**Retention and disposal:** Records are permanent. They are retained in active file until individual terminates employment, retires or is deceased, held one additional year in inactive file and subsequently retired to Washington National Records Center.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, the Pentagon, Washington, D. C.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-NFA-IG)
Room 1I 031
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-1280

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAAG-NFA-IG), Room 1I 031, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain the full name of the individual, social security number and activity number.

Personal visits may be made to Room 1I 031, Forrestal Building, Washington, D. C. 20314. The individual will establish identity by providing two (2) forms of identification, such as drivers license and employing office's identification card.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAAG-NFA-IG), Washington, D. C. 20314.

**Record source categories:** All Nonappropriated Fund Personnel Offices.

**Systems exempted from certain provisions of the act:** None

**A0316.10DAIG**

**System name:** 316.10 Program Management and Review System (PROMARS)

**System location:** Audit Plans, Programs and Policy Office, Headquarters, U.S. Army Audit Agency (USAAA), IGAA-HA, NASSIF Building, 5611 Columbia Pike, Falls Church, VA 22041

**Categories of individuals covered by the system:** Any USAAA Employee

**Categories of records in the system:** File contains individual's direct and indirect monthly time charges; direct auditor time charges are identified by job and Department of Defense (DOD) Audit segment code (Functional Area).

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAAA - To control and monitor audit time expenditures by auditable entity, by job and location.

DOD (Comptroller) - To monitor audit time expenditures by various DOD Audit Agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Disks, Magnetic Tapes and Computer paper printouts.

**Retrievability:** By name of employee and social security number.

**Safeguards:** Building employs security guards. Records are maintained by authorized personnel that are properly cleared and trained.

**Retention and disposal:** Computer disks and magnetic tapes are retained for one year; computer paper printouts are retained for five years.

**System manager(s) and address:** Director, Audit Plans, Programs and Policy, Headquarters, U.S. Army Audit Agency, Washington, DC 20315

**Notification procedure:** Information may be obtained from:

USAAA (IGAA-HA)
Room 437
NASSIF Building
5611 Columbia Pike
Falls Church, VA 22041
Telephone: Area Code 202/756-1883

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license or employing office's identification card.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, U.S. Army Audit Agency, Room 437, NASSIF Building, 5611 Columbia Pike, Falls Church, VA 22041.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER.

**Record source categories:** Employee time records.

**Systems exempted from certain provisions of the act:** None

**A0319.04DACA**

**System name:** 319.04 Validation Files

**System location:** U.S. Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** Any Army military member or Department of the Army civilian (DAC) or former military member or DAC suspected of fraud or improper payment.

**Categories of records in the system:** File contains reports of investigation, copies of vouchers, copies of orders, copies of notices of exception, copies of military pay orders, copies of certificates of dependency, sworn statements, and correspondence between the Comptroller of the Army, U.S. General Accounting Office, Department of the Army staff agencies, U.S. Army Criminal Investigation Command, and other governmental agencies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field Services Office-Top obtain data for determining propriety and validity of Army financial transactions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Field alphabetically by last name of individual

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed after 3 years.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3127

**Record access procedures:** Requests should be addressed to: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number and current address. Visits are limited to Field Service Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Service Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

**Record source categories:** Federal Bureau of Investigation, Criminal Investigation Detachments, finance officers, Provost Marshal and individuals.

**Systems exempted from certain provisions of the act:** None

**A0319.06DACA**

**System name:** 319.06Household Goods Shipment Excess Cost Collection File

**System location:** United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249.

**Categories of individuals covered by the system:** Army and Air Force members who have shipped excess household goods.

**Categories of records in the system:** Records contain Government bills of lading, supporting documents and copy of excess cost billing.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Establish liability and issue notices of amounts due United States for excess household goods shipments

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Paper in file folders.

**Retrievability:** Folders are filed alphabetically by last name of service number.

**Safeguards:** Buildings employs security guards. An employee badge and visitor registration system is utilized. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed after 6 years.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Commander.
United States Army Finance and Accounting Center
Attention: FINCH
Indianapolis, IN 46249

Individual must provide full name, social security number, and military status.

**Record access procedures:** Requests from individuals should be addressed to: Commander, United States Finance and Accounting Center, Attention: FINCH, Indianapolis, IN 46249

Written requests for information should contain the full name, social security number, military status and current address

**Contesting record procedures:** The agency rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information obtained from paid Government Bills of Lading.

**Systems exempted from certain provisions of the act:** None

**A0319.07DACA**

**System name:** 319.07 Federal Housing Administration (FHA) Mortagage Payment Insurance Files

**System location:** U.S. Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** Any Army military member with over 2 years of active duty service who applies for an FHA loan.

**Categories of records in the system:** File contains individual's application, certificate of eligibility, record of payments, notices of termination of eligibility, and correspondence with FHA and other Government oggices.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field Services Office-To determine the amount of insurance payments, and to control authorized payments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of Army member

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed 10 years after final separation of the individual from the Army.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3127

**Record access procedures:** Requests should be addressed to Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number, FHA Number and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

For personal visits, the individual should be able to provide soem acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

**Record source categories:** Applicant, FHA, member's commanding officer and other Government offices.

**Systems exempted from certain provisions of the act:** None

**A0319.10DACA**

**System name:** 319.10 Conversion Files

**System location:** United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** All active and formaer members of the Armed Services and civilians who file military payment certificate (MPC) claims.

All active and former members of the Armed Services and civilians of the Department of the Army who file foreign currency claims.

**Categories of records in the system:** File contains individual's application for exchange of military payment certificates; letter request for the exchange of MPC and foreign currency; military pay vouchers; substantiating documents such as receipts; and correspondence between Field Services Office and claimant, records custodians, and other Army and Governement agencies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field Services Office-To evaluate claim, and if approved, issue Treasury check to claimant.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of claimant

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed 10 years after final action on claim.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3127

**Record access procedures:** Requests should be addressed: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number, and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

**Record source categories:** Records custodians, Government agencies, and departmental offices.

**Systems exempted from certain provisions of the act:** None

**A0319.11DACA**

**System name:** 319.11 Disbursing Office Establishment and Appointment Files

**System location:** Primary System-United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** Any Army military member or Department of the Army civilian (DAC) who is appointed a deputy or bond issuing agent.

Any Army military member or DAC, other than a Finance Corps officer, who is appointed an accountable officer or special disbursing agent.

**Categories of records in the system:** File contains Department of the Army (DA) Form 1866 (Designation and Appointment of Deputy to Disbursing Officer), USAFAC Form 35-12FL (Certification as Issuing Agent of U.S. Saving Bonds), USAFAC Form 35-13FL (Letter to Federal Reserve Bank on Bond issuing agent) and letter requests for





the approval and appointment of other than Finance Corps officers as accountable officers and special disbursing agents.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field Services Office-To obtain data in the appointment or termination of deputies and bond issuing agents and the appointment or termination of other than Finance Corps officers as accountable officers and Special disbursing agents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed 10 years after revocation of appointment.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3127

**Record access procedures:** Requests should be addressed too: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number, and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

**Record source categories:** Department of Defense Finance and Accounting Officers

**Systems exempted from certain provisions of the act:** None

**A0319.13DACA**

System name: 319.13 Bankruptcy Processing Files

**System location:** United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46249

**Categories of individuals covered by the system:** any Army military member or Department of the Army civilian (DAC) or former military member DAC for whom bankruptcy notice has been received.

**Categories of records in the system:** File contains individual's Court notices; financial statements; certificates for deductions; agreements; military pay vouchers; and correspondence between the Judge Advocate General, United States Attorney, U.S. District Courts, and other Government agencies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field Services Office-To obtain data for submitting claims of the U.S. Army to the Department of Justice for filing with the bankruptcy court and controlling financial transactions on pay accounts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Field alphabetically by last name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed 5 years after conclusion of related bankruptcy proceedings.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3127

**Record access procedures:** Requests should be addressed to: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of individual, social security number and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief Field Services Office —FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

**Record source categories:** Courts, records custodieans, Government agencies, and departmental offices.

**Systems exempted from certain provisions of the act:** None

**A0319.14DACA**

**System name:** 319.14-Pecuniary Charge Appeal Files

**System location:** United States Army Finance and Accounting Center (USAFAC), Indianapolis, IN 46246

**Categories of individuals covered by the system:** Any Army military member or civilian employee held pecuniarily liable for charges for which an appeal is filed.

**Categories of records in the system:** File contains reports of investigations, copies of vouchers, certificates, statements and correspondence between Department of the Army stafff agencies and other Governmental agencies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** field Services Office-To obtain data for determining the propriety of the pecuniary liability ruling.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel of Field Services Office.

**Retention and disposal:** Records are destroyed 10 years after close of the case.

**System manager(s) and address:** Commander, USAFAC, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Chief, Field Services Office
USAFAC
Indianapolis, IN 46249
Telephone: Area Code 317/542-3217

**Record access procedures:** Requests should be addressed to: Chief, Field Services Office, U.S. Army Finance and Accounting Center, Indianapolis, IN 46249

Written requests for information should contain the full name of the individual, social security number, and current address. Visits are limited to Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Chief, Field Services Office (FINCY), U.S. Army Finance and Accounting Center, Indianapolis, IN 46249.

**Record source categories:** Information obtained from Major Army Commands

**Systems exempted from certain provisions of the act:** None

**A0401.02USACIDC**

**System name:** 401.02 Public Information, Administrative, and Reference Paper Files



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**System location:** Public Affairs Office, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Categories of individuals covered by the system:** Any individual, civilian or military, involved or suspected of being involved in any criminal activity affecting the US Army's interest or property; and/or personnel involved in one or more public affairs actions of USACIDC.

**Categories of records in the system:** Files contain letters, talking papers, memorandums, Serious and Sensitive Incident reports, reports of investigation, information plans, news releases, news clippings, news media inquiries, coordination summary sheets, and records of telephone or verbal conversations. All pertain to individuals and/or subjects of public affairs actions of USACIDC.

**Authority for maintenance of the system:** 10 USC 3012(g).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public Affairs Office and other USACIDC personnel with a need to know-to provide a basis for information plans (future public affairs actions), and as reference material for recommendations, decisions, and release of information concerning actions with actual or possible public affairs impact upon the Department of the Army or the USACIDC.

All Department of the Army personnel who have a legitimate need to know to effectively carry out their duties.

News media and the public-when valid inquiries are presented to USACIDC

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Information is retrieved by the name of the individual.

**Safeguards:** USACIDC buildings employ security guards, the files are stored in locked rooms during non-duty hours, and access is limited to authorized members of the Public Affairs Office.

**Retention and disposal:** Destruction is authorized after two years, upon discontinuance, when information is superseded, obsolete, or no longer needed.

**System manager(s) and address:** The Commander, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Notification procedure:** Information may be obtained from:

Commander
USACIDC
ATTN: CIIO
5611 Columbia Pike
Falls Church, VA 22041

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIIO, 5611 Columbia Pike, Falls Church, VA 22041.

Written requests for information should contain the full name of the individual, rank, if applicable, address, date of birth, social security number. Personal visits should be made to Public Affairs Office, USACIDC, 5611 Columbia Pike, Falls Church, VA 22041.

For personal visits, the requesting individual must present positive identification, such as a driver's license or other identification card with a photograph, in addition to the information required for written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Sysmanager, Commander, US Army Criminal Investigation Command, ATTN: CIIO, 5611 Columbia Pike, Falls Church, VA 22041.

**Record source categories:** Official USACIDC documents, news media releases, information officers, and any other method of obtaining information relevant to the assigned duty.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable For additional information, contact the Systems Manager

**A0401.08DAJA**

**System name:** 401.08 Prosecutorial Files

**System location:** Decentralized System - Staff Judge Advocate offices at organizations listed in the Department of Defense (DOD) organizational directory.

**Categories of individuals covered by the system:** Any individual who is pending trial by court-martial.

**Categories of records in the system:** File contains witness statements; pretrial advice; documentary evidence; exhibits; evidence of previous convictions; personnel records; recommendations as to the disposition of the charges; explanation of any unusual features of the case; charge sheet: and criminal investigation reports.

**Authority for maintenance of the system:** Executive Order 11476, 19 June 1969.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of cases for prosecution before Court-Martial.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Permanent. Cut off annually, or on completion of the project, event, or other applicable action.

**System manager(s) and address:** Staff Judge Advocate of command where case originates.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

**A0402.01DAJA**

**System name:** 402.01 Legal Opinion Precedent Files

**System location:** Criminal Law Division and Records Room, Office of the Judge Advocate General, Headquarters, Department of the Army, Room 2D434, Pentagon, Washington, D.C. 20310 and Records Room, Office of the Judge and Headquarters of Major Commands.

**Categories of individuals covered by the system:** Individuals who have been subjected to disciplinary action under the Uniform Code of Military Justice.

**Categories of records in the system:** File contains individual petitions for clemency and substantiating documents; requests for pardons and substantiating documents, officer dismissal cases; requests for grants of immunity; Article 15 appeals considered by The Judge Advocate General; responses and substantiating documents to inquiries regarding military justice matters; background material on military justice matters and individual cases receiving publicity; and requests for opinions on appeals to Army Board for Correction of Military Records.

**Authority for maintenance of the system:** 10 USC 3072

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make recommendations with regard to disposition of military justice matters; to refer requests of pardons and grants of immunity to Department of Justice and to respond to inquiries on military justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Permanent. Cut off on obsolescence or discontinuance.

**System manager(s) and address:** Chief, Criminal Law Division, Office of the Judge Advocate General, Headquarters, Department of the Army (DAJA-CL), Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.





For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Criminal Law Division, Office of The Judge Advocate General, Room 2D434, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations be obtained from the SYSMANAGER.

**Record source categories:** Records of trial, personnel files, and reports of investigation.

**Systems exempted from certain provisions of the act:** None

**A0402.06DAJA**

**System name:** 402.06 Legal Assistance Case Files

**System location:** Decentralized System - Legal Assistance Office, Office of the Judge Advocate General, Department of the Army, Room 2C467, Pentagon, Washington, DC 20310 and Staff Judge Advocate offices at Army commands, field operating agencies, installations, and activities. Addresses are listed in the Department of Defense (DOD) organizational directory.

**Categories of individuals covered by the system:** These files pertain to persons having sought legal assistance in their personal and private affairs.

**Categories of records in the system:** The files contain correspondence and other personal information germane to the specific individual problem.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to assist Legal Assistance personnel in drafting necessary responses to inquiries. The purpose is to maintain a record of the replies given in response to inquiries received from individuals, so their cases can be properly settled.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of client.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only to authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The files are destroyed after one year from the closing date of the case, except at the Pentagon where they are destroyed after six months from the closing date of the case.

**System manager(s) and address:** Chief, Legal Assistance Office, HQDA (DAJA-LA), Washington, D. C. 20310 and the Staff Judge Advocates of organizations listed in the DoD directory.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office or the Legal Assistance Office, Office of The Judge Advocate General, Room 2C467, Pentagon, Washington, D. C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The legal assistance case file contains correspondence received from Congressmen who are requesting information in order to reply to their constituents concerning a legal assistance problem and correspondence from other legal assistance offices seeking help or guidance with legal assistance problems which concern a particular individual who has come to them for assistance.

**Systems exempted from certain provisions of the act:** None

**A0402.07DAJA**

**System name:** 402.07 Legal Assistance Interview Record Files

**System location:** Decentralized System - Legal Assistance Office, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310 and Staff Judge Advocate offices at organizations listed in the Department od Defense (DOD) organizational directory.

**Categories of individuals covered by the system:** These files pertain to persons having sought legal assistance in their personal and private affairs.

**Categories of records in the system:** Interview Card.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Interview Card contains basic information which is necessary in the preparation of the legal documents, i.e., wills, power of attorneys, etc. The cards are used in the preparation of the annual statistical report which only shows the number and types of actions handled by the Legal Assistance Office during the year. The Interview Card is subject to the attorney-client privilege rule and the information contained thereon will not be given to any source without the prior approval of the client.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of client.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Interview Record File is destroyed after one year.

**System manager(s) and address:** Decentralized System - Chief, Legal Assistance Office, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310 and Staff Judge Advocate offices at organizations listed in the DOD organizational directory.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office or the Legal Assistance Office, Office of The Judge Advocate General, Room 2C467, Pentagon, Washington, D.C. 20310.



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**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The Legal Assistance Interview Record File contains the Interview Cards which are prepared by the individuals who come into the Legal Assistance Office for assistance. The card contains basic information about the individual; such as, name, grade, organization, wife's name, social security number.

**Systems exempted from certain provisions of the act:** None

**A0403.01DAJA**

**System name:** 403.01 U.S. Army Claims Service Management Information System (USARCS MISO).

**System location:** For the manual system, the claims index cards and data output are located at the U.S. Army Claims Service, Office of The Judge Advocate General, Fort Meade, MD 20755, and the individual claims index cards and claims files pertaining to settled cases are located at Reference Service Branch, Washington National Records Center, General Services Administration, Washington, D.C. 20409.

The automated systems are stored on computer discs located at the Management Information Systems Office, U.S. Army Garrison, Fort Meade, MD 20755.

Relevant command sections of the automated reports are furnished to the respective Army commands monthly. In addition, claims files on all unsettled and settled claims are retained at Staff Judge Advocate offices at subordinate levels when the claim was filed until they are forwarded to U.S. Army Claims Service.

**Categories of individuals covered by the system:** Records pertain to all individuals, corporations, associations, countries, states, territories, political subdivisions presenting a claim against the United States cognizable under the following statutes and Army Regulation 27-30: (a) The Military Claims Act (10 U.S.C. 2733); (b) The Federal Tort Claims Act (28 U.S.C. 2671-2680); (c) The Act of 9 October 1962 (10 U.S.C. 2737); (d) The National Guard Claims Act (32 U.S.C. 715); (e) Title 10, U.S.C. section 2734a and 2734b (NATO claims); (f) The Maritime Claims Settlement Act (10 U.S.C. 4801-4808); (g) Article 139, Uniform Code of Military Justice (10 U.S.C. 939); (h) The Foreign Claims Act (10 U.S.C. 2734); and (i) The Military Personnel and Civilian Employees' Claims Act (31 U.S.C. 240-243).

**Categories of records in the system:** Individual claims index cards: Contain brief synopsis of claims information including name of claimant; claim file number; type of claim presented (tort, maritime, foreign, personnel, etc.); date claim received by the Army; the date of the incident giving rise to the claim; the amount claimed; and if settled, the date and disposition of the claim. In appropriate claims, data on amounts recovered or paid by third parties is included on the card.

Claims files; Contain the claim forms submitted by the claimant; the witness statements; police reports; photographs; diagrams; bills; estimates; expert opinions; medical records and similar reports; and copies of correspondence with the claimant and third parties concerning the claims. When applicable, copies of finance vouchers evidencing payment of the claims are included. Occasionally Inspector General or similar reports will be included in such files.

USARCS MISO: Provides a record of every noncontractual claim arising from Army activities. Information is maintained on magnetic tape and stored in alphabetical order by fiscal year. Data includes claimant's name, file number, type of claim, date of incident, amount claimed and amount paid, if anything.

**Authority for maintenance of the system:** 10 U.S.C. 939, 2733, 2734, 2734a, 2734b, 2737; 28 U.S.C. 2671-2680; 31 U.S.C. 240-243; 32 U.S.C. 715.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The primary purpose of claims investigative reports and ancillary records is to develop and preserve all relevant evidentiary facts about incidents which may generate claims against the Army. The evidence developed is used as a legal basis for payment of claims, and the amount authorized, or to support a denial of the claim. If the claimant initiates litigation the evidence helps provide a basis to defend the suit. Evidence in the files is also used to provide information to reply to the President, the Cabinet, members of Congress or to General Accounting Office. Information is also recorded to insure that the use of appropriated funds is legally correct. The data is also used as a management tool to supervise claims operations at subordinate commands worldwide.

Users include claimants and/or their legal representatives for use in legal action against the Government or third parties for tax purposes (Internal Revenue Service (IRS)) and/or to support or provide private relief legislation; U.S. Department of Justice representatives in deciding disposition of claims files against the Government and for consideration of criminal prosecution, civil court action or regulatory orders; U.S. Court of Claims to support legal actions, considerations or evidence to support proposed legislative or regulatory changes, for budgetary purpfor quality control or assurance type studies or to support action against a third party; forgein governments for use in settlements of claims under North Atlantic Treaty Organization Status of Forces Agreement (NATO SOFA) or similar international agreements; state governments for use in defending or prosecuting claim by the state or its representatives; Department of Labor for consideration in determining rights under Federal Employees' Compensation Act or similar legislation; civilian and governmental medical experts for evaluation of medical aspects and records and related material; The President, Vice President and members of the Congress in order to provide information upon which to base replies to inquiries from claimants; Office, of Management and Budget for preparation of private relief bills to be presented to Congress for its consideration; Government contractors for use in defending or settling claims filed against them arising out of the performance of a Government contract; and workmen's compensation agencies, federal and local, for use in adjudicating claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual system: Paper records in file folders at locations indicated.

Automated system: Computer discs located at the USARCS MISO.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroy 10 years after final action on the case.

**System manager(s) and address:** Chief, United States Army Claims Service, Fort Meade, MD 20755.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the claim number if known, the date and place of the incident giving rise to the claim, and any other personal identifying data (driver's license, if any) which could assist in determining the identity of the requester.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the claim number if known, the date and place of the incident giving rise to the claim, or personal identifying data (driver's license, if any) which could assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office or to the U.S. Army Claims Service, Fort Meade, MD 20755

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Federal Bureau of Investigation, Counterintelligence Corps, Criminal Investigations Division, Inspector General, medical treatment facilities, Physicians, Armed Forces Institute of Pathology, Maritime Survey Reports, Corps of Engineers.

**Systems exempted from certain provisions of the act:** None

**A0403.06DAJA**

**System name:** 403.06 Tort Claim Files

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Personnel, military affiliated or civilians with no military connection, who have filed a complaint against the United States Army in the United States District Court under the Federal Tort Claims Act.

**Categories of records in the system:** All pleadings, motions, briefs, orders, decisions, memoranda, opinions, supporting documentation,





and allied material, including claims investigation, reports, and files, involved in representing the United States Army in the Federal Court System.

**Authority for maintenance of the system:** 28 U.S.C. 2671-80.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The collected information is used to defend the Army in civil suits filed against it in the Federal Court System. Routine users of the information, in addition to Litigation Division, Office of The Judge Advocate General of the Army, are the Department of Justice and United States Attorneys' offices handling the particular case. Most of the collected information is filed in some manner in the courts in which the litigation is pending and therefore becomes a matter of public record. In addition, some of the collected information will appear in some form or fashion in the written orders, opinions, and decisions of the courts. For the most part. these orders, opinions, and decisions are published in the Federal Reporter System under the name or style of the case and are freely open and available to anyone with access to a law library.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of claimant.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroy 10 years after final action on the case.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** DA Staff elements, Staff Judge Advocate offices at organizations listed in the Department of Defense (DOD) organizational directory, National Personnel Records Center - St. Louis, US Army Military Personnel Center, Posts, Camps, and Stations, Department of the Army Field Operating Agencies, Civil Service Commission, Department of Justice, U.S. Attorneys, opposing counsel, Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0403.16DAJA**

**System name:** 403.16 Army Property Claim Files

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Individuals who, having damaged Government property, were not subject to the collection activities of other agencies or organizations and therefore require litigation on behalf of the Department of the Army.

**Categories of records in the system:** Copies of reports from the claim investigator, accident and police reports relating to damage, and pleadings, motions, briefs, orders, decisions, memoranda, opinions, supporting documentation, and allied material involved in representing the United States Army.

**Authority for maintenance of the system:** 28 United States Code 2416.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The collected information is used to negotiate with, or to sue as appropriate, the individual or entity, including insurance carriers causing damage for loss of United States Army property. Routine users include, in addition to the Litigation Division, Office of The Judge Advocate General of the Army, the Department of Justice, United States Attorneys, and defendants and other opposing parties and their attorneys.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Judge Advocate General's Office: Collected claims: Destroy 10 years after final action on the case. Uncollected claims: Destroy 10 years after completion of litigation or determination that the case will not be prosecuted.

Other offices: Destroy cases settled locally 5 years after final action on the case.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements, Staff Judge Advocate offices at organizations listed in the Department of Defense (DOD) organizational directory National Personnel Records Center-St. Louis, US Army Military Personnel Center, Posts, Camps, and Stations, Department of the Army Field Operating Agencies, Civil Service Commission. Department of Justice, U.S. Attorneys, opposing counsel, Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0403.17DAJA**

**System name:** 403.17 Medical Expense Claim Files

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Individuals who have received medical treatment at the expense of the United States Army as a result of a tortious or negligent act of a third party; third parties causing medical care to be furnished to individuals entitled to medical care at Government expense.



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**Categories of records in the system:** Copies of Medical and personnel records of individuals injured by a third party from whom the United States Army is seeking to recover the costs of medical care furnished the injured party under the Medical Care Recovery Act (42 USC 2651-3); accident and police reports relating to the injury; claims investigation files; correspondence with attorney's representing the Army's interest; court documents, if the claim is pursued through litigation.

**Authority for maintenance of the system:** 42 USC 2651-3, Executive Order Number 11060 and Attorney General Regulation 28 C.F.R. 43.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Collected information is used to negotiate with the tortfeasor or an insurance carrier or to sue the same to collect the value of medical care furnished the injured party. Routine users, in addition to the Litigation Division, Office of The Judge Advocate General of the Army, include the Department of Justice, appropriate United States Attorneys, civilian attorneys representing the injured party who agree also to represent the United States Army's claim, and opposing parties and their attorneys.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Judge Advocate General's Office: Collected claims: Destroy 10 years after final settlement. Uncollected claims: Destroy 10 years after completion of litigation or determination that the case will not be prosecuted.

Other offices: Destroy cases settled locally 5 years after final action on the case.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements, Staff Judge Advocate offices at organizations listed in the Department of Defense (DOD) organizational directory, National Personnel Records Center - St. Louis, US Army Military Personnel Center, Posts, Camps, and Stations, Department of the Army field operating agencies, Civil Service Commission, Department of Justice, U.S. Attorneys, opposing counsel, Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0403.18DAAG**

**System name:** 403.18 Claims Back-up File

**System location:** Judge Advocate Office, U.S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Individuals who file claims, through RCPAC, against United States Government

**Categories of records in the system:** File contains name of claimant, amount of claim, disposition thereof, date claim filed and paid, amount paid, amount, if any, received from carrier or insurer.

**Authority for maintenance of the system:** Title 31, United States Code, Section 241, Military Personnel and Civilian Employees' Claim Act of 1964

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Resolving claim at US Army Reserve Components Personnel and Administration Center (RCPAC), at higher headquarters, or in litigation.

Files used by RCPAC: higher headquarters; Litigation Division of The Office of The Judge Advocate General, U. S. Army; U. S. Attorney.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in metal desk card file.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel. Building is secured through 24 hour guard service. Entry to building is by authorized badge only.

**Retention and disposal:** 10 years from date of submission by applicant

**System manager(s) and address:** Commander, RCPAC, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Notification procedure:** Information may be obtained from:

Staff Judge Advocate
RCPAC
9700 Page Boulevard
St. Louis, Missouri 63132
ATTN: AGUZ-RPC-JA
Telephone: Area Code 314-268-7533

**Record access procedures:** Requests from individuals should be addressed as shown in NOTIFICATION.

Written requests for information should contain the individual's full name, Social Security and/or Service Number, phone number, and address.

For personal visits, individual should present proof of identification that contains his picture (e.g., driver's license, military I.D., etc).

**Contesting record procedures:** Rules for contesting contents of files and appealing initial determinations may be obtained from SYSMANAGER, who may be contacted at address and phone number shown under NOTIFICATION.

**Record source categories:** Individual and party he claims damaged him

**Systems exempted from certain provisions of the act:** None

**A0405.02DAJA**

**System name:** 405.02 Foreign Jurisdiction Case Files.

**System location:** Primary System-International Affairs Division, Office of The Judge Advocate General, Department of the Army, Room 2D443, Pentagon, Washington, D.C. 20310.

Decentralized Segments-Army commands where case originates.

**Categories of individuals covered by the system:** All members of the United States Army, civilians in the employ of, serving with, or accompanying the United States Army abroad, and the dependents of individuals in such categories, who have been subject to the exercises of civil or criminal jurisdiction of foreign courts or foreign administrative agencies.

**Categories of records in the system:** File contains individual case reports on the exercise of criminal jurisdiction by foreign tribunals, trial observer reports, requests for provision of counsel, records of trials, requests for local authorities to refrain from exercising their criminal jurisdiction, and communications with staff judge advocates, Department of the Army, diplomatic missions, and other selected documents.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The International Affairs Division and the office where the case originates use the information to monitor developments of each individual case to insure that all rights and protections to which United States personnel abroad and their dependents are entitled under pertinent international agreements are accorded such personnel;and to obtain information to answer appropriate queries regarding the status or disposition of individual





cases involving the exercise of civil or criminal jurisdiction by foreign courts or foreign administrative agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Judge Advocate General's Office: Destroy after 30 years. Cut off annually following acquittal, fine, reprimand, dropping of charges, or on completion of sentence, as applicable.

**System manager(s) and address:** Chief, International Affairs Division, Office of the Judge Advocate General, HQDA (DAJA-IA), Washington, D.C. 20310 and the staff judge advocate offices where the case originates.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder.. Visits may be made to the International Affairs Division, Office of The Judge Advocate General, Room 2D443, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information is derived from reports prepared by relevant command.

**Systems exempted from certain provisions of the act:** None

**A0405.04DAJA**

**System name:** 405.04 Foreign Jurisdiction Reporting Files

**System location:** Primary System - International Affairs Division, Office of The Judge Advocate General, Department of the Army, Rm 2D433, Pentagon, Washington, D.C. 20310.

Decentralized Segments - Army commands where case originates.

**Categories of individuals covered by the system:** All members of the U.S. Army, civilians in the employ of, serving with, or accompanying the United States Army abroad, and the dependents of individuals in such categories, who have been subject to the exercise of criminal jurisdiction by foreign courts and sentenced to unsuspended confinement.

**Categories of records in the system:** File contains reports concerning personnel who are confined in foreign penal institutions and reports of results of visits to confined personnel.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Both the primary and decentralized segments are used to monitor development of each individual case so as to insure that all rights and protections to which U.S. personnel abroad and their dependents are entitled under pertinent international agreements are accorded such personnel and to obtain information in order to answer appropriate queries regarding the status of individual cases involving U.S. personnel abroad serving a sentence to confinement in a foreign prison.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Judge Advocate General's Office: Consolidations and summaries are permanent. Feeder reports are destroyed on extraction and/or consolidation of the data contained therein.

Other offices destroy records three years after completion of the next report.

**System manager(s) and address:** Chief, International Affairs Division, Office of The Judge Advocate General, Headquarters, Department of the Army, Washington, D.C. and the Staff Judge Advocate Office where the case originates.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the International Affairs Division, Office of The Judge Advocate General, Pentagon, Rm 2D443, Washington, D.C. or the Staff Judge Advocate Office where the case originates.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information is derived from reports prepared by relevant command.

**Systems exempted from certain provisions of the act:** None

**A0406.01DAJA**

**System name:** 406.01 Patent, Copyright, Trademark, and Proprietary Data files

**System location:** Primary System - Patents Division, Office of The Judge Advocate General, Department of the Army, Room 2D444, Pentagon, Washington, D.C. 20310.

Decentralized System - Commander, U.S. Army Materiel Command, ATTN: AMCGC-L, 5001 Eisenhower Avenue, Alexandria, VA 22333; Commander, U.S. Army Aviation Systems Command, ATTN: AMSAV-J, P.O. Box 209, Main Office, St. Louis, MO 63166; Commander, U.S. Army Armament Command, ATTN: AMSAR-GC, Rock Island Arsenal, Rock Island, IL 61201; Commander, Edgewood Arsenal, ATTN: SMUEA-LE, Edgewood Arsenal, MD 21010; Commander, Frankford Arsenal, ATTN: SMUFA-R1000, Philadelphia, PA 19137; Commander, Picatinny Arsenal, ATTN: SMUPA-L; Dover, NJ 07801; Commander, U.S. Army Electronics Command, ATTN: AMSEL-LG, Fort Monmouth, NJ 07703; Commander Night Vision Laboratory Branch, ATTN: AMSEL-LG-NVL-L, Fort Belvoir, VA 22060; Commander, U.S. Army Missile Command, ATTN: AMXNM-L, Redstone Arsenal, AL 35809; Commander, Natick Laboratories, ATTN: AMXNM-L, Natick MA 01760; Commander, U.S. Army Mobility Equipment, R&D Center, ATTN: AMXBL-L, Fort Belvoir, VA 22060; Commander, U.S. Army Tank-Automotive Command, ATTN: AMSTA-L, Warren, MI 48090; Commander, Harry Diamond Laboratories, 2800Powder Mill Road, ATTN: AMXDO-LP, Adelphi, MD 20783; and HQDA (DAEN-GCP), Forrestal Building, Washington, DC 20314.

**Categories of individuals covered by the system:** Government employees and others who have submitted inventions to the Government; inventors with patents or applications for patents procured on behalf of Department of the Army, or in which the Government has an interest; authors of copywritable or copyrighted material in which the Government has an interest.



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**Categories of records in the system:** Documents relating to disposition of rights in inventions of Government employees including information about the nature and duration of the employee's employment; documents relating to the filing for a foreign patent; document's evidencing interests of the Government in or under patents or applications for patents procured on behalf of Department of the Army, including copies of licenses, assignments, other instruments, and letters of transmittal; documents relating to the granting of licenses on Government-owned patents, including requests for licenses and communications relating to the licensing arrangement; documents reflecting interests of the Government in or under copyrights procured or obtained on behalf of Department of the Army, including copies of copyright licenses and assignments; documents relating to all phases of the granting of licenses on Government-owned copyrights, service marks, and related items.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes are to determine the rights of the Government and employees in employee inventions, to maintain documents used in foreign filing for patents, to provide evidence of Government interest in or under patents or applications for patents procured on behalf of Department of the Army, to provide evidence and record of patent and copyright licensing and assignments. U.S. Patent and Trademark Office has access to specific files for resolving disputes between the Government and the inventor concerning invention rights; for foreign filing of patents, records are presented to the Director of Patent Administration, Department of National Defense on Ottawa, Ontario, Canada and to the Patent's Agent's Managing Clerk Principal Directorate of Patents, Procurement Executive, Ministry of Defense, London, England, to obtain patents in Canada and England, respectively; the parties involved in particular licensing arrangement have access to the specific files involved, as well as the U.S. Patent and Trademark Office and the Copyright Office, Library of Congress, as evidence of legal interests in the patent or copyright license or assignment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name,

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** The Judge Advocate General's Office: For patent matters records are destroyed after 20 or 25 years depending on the specific case, for copyright matters records are destroyed after 56 years or on expiration of copyright not renewed. Other offices: records are destroyed after 2 years

**System manager(s) and address:** Chief Patents Division, HQDA (DAJA-PA), Washington, D.C. 20310 and the senior patent attorney at each location listed

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (drivers license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (drivers license, identification card) and give some information that could be verified within his 'case' folder Visits may be made to any Department of the Army patent location.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Department of the Army patent location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Employment records, job description, employee's supervisor; the invention, patent application or copyrighted material concerned; the Government agency interested in the invention or copyright; and the party seeking the license.

**Systems exempted from certain provisions of the act:** None

**A0406.01USAREUR**

**System name:** 401.06 Civil Process Case Files and Reference Files

**System location:** Civil Process Branch, International Affairs Division, Office of the Judge Advocate, Headquarters (HQ) U.S. Army, Europe (USAREUR) and 7th Army, Army Post Office (APO) New York 09403, Heidelberg, Federal Republic of Germany

**Categories of individuals covered by the system:** USAREUR personnel against whom German Civil court documents have been forwarded to the US Forces for service (i.e., payment orders, paternity notices, summons on subpoenas to apper and testify, customs notification or demands on taxes on customs fines payable and writs).

**Categories of records in the system:** Copies of German documents forwarded to local Staff Judge Advocates for service: copies of certificates of service or letters to German authorities stating why documents could not be served; copies of letters of transmittal or letters outlining special instructions pertaining to service of documents; card files on each document received

**Authority for maintenance of the system:** The North Atlantic Treaty Organization (NATO) Status of Forces Agreement and its Administrative agreement, which designate this office as the liaison agency between German agencies authorized to issue the civil process documents and the US Forces.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to determine if time limits for service of documents as directed by the NATO Status of Forces Agreement have been complied with and to suspense documents to local Staff Judge Advocates. Also used to determine if initial documents have been served when subsequent documents are received.

Files are used by this office and Staff Judge Advocates offices throughout USAREUR who actually serve the individual document.

Used to insure that rights of individuals are protec-ed. When the local Staff Judge Advocate delivers the document, the individual has the document translated and explained to him and legal assistance is made available to help him understand and take advantage of his rights under German law.

The card file is used as a control device and is essential when cases are reopened after a peiod of years. It records whether the US Forces originally served, and whether the individual personally received, all the required documents and was afforded the opportunity to contest the original judgement. If not, the US Forces have no obligation to serve the new document or to assist in its enforcement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders are stored in cabinets by individual's name. Card files are stored in cabinets

**Retrievability:** Filed in alphabetical order by last name.

**Safeguards:** Doors to office to hallway and building are locked each night (triple security).

**Retention and disposal:** File folders are retained two years and destroyed. Card files are retained indefinitely due to the continuing nature of these cases.

**System manager(s) and address:** Office of the Judge Advocate, HQ USAREUR and 7th Army, Heidelberg, Federal Republic of Germany

**Notification procedure:** Individuals may submit a written request or visit this office. An individual's name, rank and service number would be sufficient information to locate the individual's files. Verification of identity is not required since information on these court documents is a matter of public record

**Record access procedures:** Personnel desiring access to information can contact the International Affairs Division, HQ USAREUR and 7th Army, APO New Yor, 09403, located in Building 9, Campbell Barracks, Heidelberg, Federal Republic of Germany.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Documents received from German authorities to be served on each individual and correspondence to these authorities stating whether or not the document was served.

**Systems exempted from certain provisions of the act:** None

**A0407.01DAJA**

**System name:** 407.01 Patent, Copyright, and Trademark Soliciting Files





**System location:** Primary System- Patents Division, Office of the Judge Advocate General, Department of the Army, Pentagon, Room 2D444, Washington, D.C. 20310.

Decentralized System - Commander, U.S. Army Materiel Command, ATTN: AMCGC-L, 5001 Eisenhower Avenue, Alexandria, VA 22333; Commander, U.S. Army Aviation Systems Command, ATTN: AMSAV-J, P.O. Box 209, Main Office, St. Louis, MO 63166; Commander, U.S. Army Armament Command, ATTN: AMSAR-GC, Rock Island Arsenal, Rock Island, IL 61201; Commander Edgewood Arsenal, ATTN: SMUFA-R1000, Philadelphia, PA 19137; Commander, Picatinny Arsenal, ATTN: SMUPA-L, Dover, NJ 12189; Commander, U.S. Army Electronics Command, ATTN: AMSEL-LG, Fort Monmouth, NJ 07703; Commander Night Vision Laboratory Branch, ATTN: AMSMI-L, Redstone Arsenal, AL 35809; Commander, U.S. Army Tank-Automotive Command, ATTN: AMSTA-L, Warren, MI 48090; Commander, Harry Diamond Laboratories, 2800 Powder Mill Road, ATTN: AMXDO-LP, Adelphi, MD 20783, HQDA (DAEN-GCP), Forrestal Building, Washington, DC 20310 Commander, U.S. Army Medical R&D Command, ATTN: SGRD-JA, Washington, D.C. 20314.

**Categories of individuals covered by the system:** Inventors who have submitted inventions to Department of the Army or who have inventions in which the Department of the Army has an interest and Government employees to whom copyright assistance has been rendered.

**Categories of records in the system:** Documents relating to invention disclosures submitted by Government employees and contractors or sources outside the Government on which a patent application may or has been filed or on which a patent has been issued, but not if issued to contractors, including invention diclosures. drawings, patentability search reports, evaluation reports, applications, amendments, petitions, appeals, interferences, and related correspondence.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to maintain evidence and record of invention disclosures submitted to Department of the Army, of Patents and applications for patents in which Department of the Army has an interest, and of copyright assistance rendered. Concerned contractor and/or Government agencies interested in a specific invention have access to the records in order to conduct patent investigations and evaluations; the United States Patent and Trademark Office and the Copyright Office, Library of Congress, have access to the records for procedings in obtaining a patent or copyright; the Civil Division, Department of Justice, has access to the records in the event of legal procedings and litigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroyed after 20 or 25 years, depending on the specific case.

**System manager(s) and address:** Chief, Patents Division, HQDA (DAJA-PA), Washington, D.C. 20310 and the senior patent attorney at each location listed.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Department of the Army patent location.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Department of the Army patent location.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The invention concerned, research material in libraries and in the Patent and Trademark Office, and correspondence with the Patent and Trademark Office and with the Copyright Office, Library of Congress.

**Systems exempted from certain provisions of the act:** None

**A0408.01DAJA**

**System name:** 408.01 Patent, Copyright, and Data License Proffers, Infringement Claims, and Litigation Files

**System location:** Primary System - Patents Division, Office of the Judge Advocate General, Department of the Army, Pentagon, Room 2D444, Washington, D.C. 20310.

Decentralized System - Commander, U.S. Army Materiel Command, ATTN: AMCGC-L, 5001 Eisenhower Avenue, Alexandria, VA 22333; Commander, U.S. Army Aviation Systems Command, ATTN: AMSAV-J, P. O. Box 209, Main Office, St Louis, MO 63166; Commander, U.S. Army Armament Command, ATTN: AMSAR-GC, Rock Island Arsenal, Rock Island, IL 61201; Commander, Edgewood Arsenal, ATTN: SMUEA-LE, Edgewood Arsenal, MD 21010; Commander, Frankford Arsenal, ATTN: SMUFA-R1000, Philadelphia, PA 19137; Commander, Picatinny Arsenal. ATTN: SMUPA-L, Dover, NJ 07801; Commander, Watervliet Arsenal, ATTN: SARWV-GC, Watervliet, NY 12189; Commander, U.S. Army Electronics Command, ATTN: AMSEL-LG, Fort Monmouth, NJ 07703; Commander, Night Vision Laboratory Branch, ATTN: AMSEL-LG-NVL-L, Fort Belvoir, VA 22060; Commander, U.S. Army Missile Command, ATTN: AMSMI-L, Redstone Arsenal, AL 35809; Commander, Natick Laboratories, ATTN: AMXNM-L, Natick, MA 01760; Commander, U.S. Army Mobility Equipment R& D Center, ATTN: AMXFB-L, Fort Belvoir, VA 22060; Commander, U.S. Army Tank-Automotive Command, ATTN: AMSTA-L, Warren, MI 48090; Commander, Harry Diamond Laboratories, 2800 Powder Mill Road, ATTN: AMXDO-LP, Adelphi, MD; 20783, HQDA (DAEN-CCP), Forrestal Building, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Claimants or defendants in administrative proceedings or litigation with the Government for improper use, infringement, enforcement of agreements, or comparable claims concerning patents or copyrights; individuals having copyrights in material Department of the Army is interested in; individuals who own patents which they offer to license to Department of the Army; individuals seeking private relief before Congress because of right in inventions, patents, copyrights, or data.

**Categories of records in the system:** Documents relating to the administrative assertion of claims by and against the Government and to litigation with the Government for alleged misuse of patents, copyrights, trademarks, and data, including inquiries, investigations, settlements, communications with claimants or defendants, and related correspondence; documents relating to advice and assistance provided in obtaining licenses for Department of the Army use of copyright material; documents relating to the investigation and disposition of patent license offers; documents relating to investigations in connection with processing proposed legislation or bills for private relief of individuals because of right of individuals in inventions, patents, copyrights, or data, including reports of investigations, comments or recommendations, and related correspondence.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes are to maintain evidence and record of claims and litigation involving Department of the Army concerning patents, trademarks, copyrights, and data; to maintain evidence and record of Department of the Army attempts to use copyrighted material and to receive the copyright owner's permission for such use; to maintain record and evidence of patent license offers received and investigations and reports pursuant thereto; and to maintain record and evidence of investigations of proposed legislation or bills for private relief. Government agencies involved in the claims or litigation and the Civil Division, Department of Justice, have access to the records to determine the validity of allegations and to properly prosecute or defend the case; Government agencies potentially interested have access to the records of offered licenses to determine actual interest; Congress receives reports on Department of the Army's position on particular bills for private relief.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroyed after 25, 30 or 35 years depending on the specific case.

**System manager(s) and address:** Chief, Patents Division, HQDA (DAJA-PA), Washington, D.C. 20310 and the senior patent attorney at each location listed.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Department of the Army patent location

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Department of the Army patent location.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of Justice and/or the Government agencies involved in the claims or litigation; the agency interested in the copyrighted material or in the offered license; employment records with the Government and pertinent Government patent files.

**Systems exempted from certain provisions of the act:** None

**A0410.01DAJA**

**System name:** 410.01 Litigation Case Files

**System location:** Litigation Division, Office of the Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Active duty and former military personnel, civilian employees of the Army, dependents and heirs of military or civilian personnel of the Army, and nonaffiliated agencies and personnel who have filed a complaint against the United States Army or its personnel in the Federal Civil Court System; military and civilian personnel of the Army who are named individually as defendants in civil litigation initiated against or by the Army.

**Categories of records in the system:** All pleadings, motions, briefs, orders, decisions, memoranda, opinions, supporting documentation, and allied materials involved in representing the United States Army in the Federal Court System.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The collected information is used to defend the Army in civil suits filed against it in the Federal Court System. Routine users of the information, in addition to Litigation Division, Office of The Judge Advocate General of the Army, are the Department of Justice and United States Attorneys' offices handling the particular case. Most of the collected information is filed in some manner in the courts in which the litigation is pending and therefore becomes a matter of public record. In addition, some of the collected information will appear in some form or fashion in the written orders, opinions, and decisions of the courts. For the most part, these orders, opinions, and decisions are published in the Federal Reporter System under the name or style of the case and are freely open and available to anyone with access to a law library.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroy 15 years after final action on the case.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements, Staff Judge Advocate offices at organizations listed in the Department of Defense (DoD) organizational directory; National Personnel Records Center, St. Louis; US Army Military Personnel Center; Posts, Camps, and Stations; Department of the Army Field Operating Agencies; Civil Service Commission, Department of Justice; U.S. Attorneys. opposing counsel, Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0410.04DAJA**

**System name:** 410.04 Judicial Information Release File

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Individuals connected in any manner with Army aircraft accidents, to include crew members, passengers of the aircraft, witnesses to the accident, technical experts who testified at the investigation into the accident, and members of the investigating boards; individuals and legal entities who have requested information from Army files for which the Litigation Division, Office of The Judge Advocate General of the Army, is the releasing authority.

**Categories of records in the system:** Reports of collateral investigations of Army aircraft accident; requests and responses thereto for the release of information from Army files for which the Litigation Division, Office of The Judge Advocate General of the Army, is the releasing authority.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The collected information is used to respond to members of the general public who request information on Army aircraft accidents or other information for which the Litigation Division, Office of The Judge Advocate General of the Army, is the releasing authority. Routine users include any person or legal entity that requests such information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Based on date of accident and name.





**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only to authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Safeguarded information, destroy after 10 years; nonsafeguarded information, destroy after 2 years.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements; Staff Judge Advocate offices at organizations listed in the Department of Defense (DoD) organizational directory; National Personnel Records Center, St. Louis; US Army Military Personnel Center; Posts, Camps, and Stations; Department of the Army Field Operating Agencies; Civil Service Commission; Department of Justice; U.S. Attorneys; opposing counsel; Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0411.01DAJA**

**System name:** 411.01 Relief Legislative Files

**System location:** Legislative Relief Office, Office of The Judge Advocate General, Department of the Army, Room 2C443, Pentagon, Washington D.C. 20310.

**Categories of individuals covered by the system:** Any individual, military or civilian, named in a private relief bill for which the Department of the Army submits a report to the Congress.

**Categories of records in the system:** File contains copy of private relief bill; Congressional Committee request for report; correspondence between the Legislative Relief Office and record custodians, Army Staff Offices and other government agencies; retained copies of research notes and manuscript and selected documents.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By the Legislative Relief Office to prepare reports to the Congress on private relief bills.

Office of the Chief of Legislative Liaison to effect Secretarial coordination of file report.

Department of the Army staff agencies to coordinate Department of the Army position expressed in the report.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Records are permanent. They are retained in active file until end of calendar year in which research project is completed, held one additional year in inactive file and subsequently retired to the Washington National Records Center.

**System manager(s) and address:** Chief, Legislative Relief Office, HQDA(DAJA-LR), Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Legislative Relief Office, Office of The Judge Advocate General, Department of the Army, Room 2C443, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The Adjutant General, Comptroller of the Army, US Army Military Personnel Center, The Federal Records Center, and the United States Army Claims Service.

**Systems exempted from certain provisions of the act:** None

**A0411.03aUSACIDC**

**System name:** 411.03 Release of Information Action Files

**System location:** Office of the Staff Judge Advocate, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Categories of individuals covered by the system:** Any requester for release of information originated or maintained by USACIDC, and any person who was the subject of a request for information.

**Categories of records in the system:** Files contain criminal investigation case files, informant registers, and criminal investigator accreditation files, as well as copies of correspondence with requesters, subjects, and interested parties; reason and date of request, name and address of requester.

**Authority for maintenance of the system:** 10 USC 3012(g), 5 USC 552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel of HQ USACIDC-To retain a record of information disseminated and requests for USACIDC-maintained information by the public under the Freedom of Information Act and by other Department of the Army elements, Department of Defense elements, executive, legislative, and judicial branches of the Federal government, and State and local governments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Retrievable by the name of the requester or the subject of the request.

**Safeguards:** Buildings employ security guards, records are maintained in a locked room during non-duty hours, and access is limited to authorized personnel.

**Retention and disposal:** Files are retained permanently.

**System manager(s) and address:** The Commander, US Army Criminal Investigation Command, 5611 Columbia Pike, Falls Church, VA 22041.

**Notification procedure:** Information may be obtained from:

Commander
USACIDC
ATTN: CIJA-RI
5611 Columbia Pike
Falls Church, VA 22041

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIJA-RI, 5611 Columbia Pike, Falls Church, VA 22041.



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Written requests for information should contain the individual's full name, address, and date of birth. Personal visits should be made at: Office of the Staff Judge Advocate-Release of Information, USACIDC, 5611 Columbia Pike, Falls Church, VA.

For personal visits, the requesting individual must present positive identification, such as a driver's license or other identification card with a photograph, in addition to the information required in written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the sysmanager, ATTN: CIJA-RI.

**Record source categories:** Official USACIDC reports and records, correspondence from the individual, Department of the Army, and Department of Defense, or other receivers of requests concerning USACIDC records.

**Systems exempted from certain provisions of the act:** None

**A0411.03bDAAG**

**System name:** 411.03 Congressional Correspondence Files

**System location:** Security Division, Support Operations Directorate, U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Members of United States Army Reserve (USAR)

Former members - Army

Department of the Army (DA) Civilians

Next of Kin and/or Dependents of United States Army Reserve members and Former members of the Army.

**Categories of records in the system:** Documents relating to Congressional inquiries on all matters within scope and activity of Department of the Army.

**Authority for maintenance of the system:** Title 10, United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File maintained as reference file for continuing inquiries from Congressional sources.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by last name of individual.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel. Building is secured through 24 hour guard service. Entry to building is by authorized badge only.

**Retention and disposal:** Records are destroyed two years after date of preparation.

**System manager(s) and address:** Security Division, Support Operations Directorate, U. S. Army Reserve Components Personnel and Administration Center, St. Louis, Missouri.

**Notification procedure:** Information can be obtained from:

Commander, U. S. Army Reserve Components Personnel and Administration Center
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314/268-7733

**Record access procedures:** Requests from individuals should be addressed to Commander, U. S Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

Written requests for information should contain the full name of the individual, current address, Social Security number or Army service number

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Inquiry or letter from member of Congress, Chief of Staff, U. S. Army, White House, Secretary of Defense, Secretary of the Army.

**Systems exempted from certain provisions of the act:** None

**A0411.03cOSA**

**System name:** 411.03 Congressional Inquiry File

**System location:** Executive Services Division, Office, Chief of Legislative Liaison, Headquarters, Department of the Army (HQDA), Washington, DC

Decentralized segments are maintained by HQDA staff agencies, field operating agencies, major commdends, installation and activities.

**Categories of individuals covered by the system:** Any citizen who writes a Congressman and is so identified by the Congressman in his request to the Office, Chief of Legislative Liaison, for an answer to his respondent.

**Categories of records in the system:** File contains copy of indiviudai's letter to Congressman, letter from Congressman requesting information, and information provided to the Congressman relative to his inquiry.

**Authority for maintenance of the system:** 10 U.S.C. 1034 provides that no person may restrict any member of an armed force from communication with a Member of Congress. The records are maintained to ensure an effective service to the Member of Congress and his respondent.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Congressional Inquiry Division - To obtain information relative to timely responses and ensure that a specific case does not become 'lost' in the paperwork channels.

HQDA staff agencies, field operating agencies, major commands installations and activities - To conduct investigations based on Congressional inquiries and prepare apprepriate response to Member of Congress

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm records in an automatic retrieval device. .

Paper records in file folders

**Retrievability:** Coded by Congressman and individual name.

**Safeguards:** Primary system -Building employs security guards. Records are maintained in an area accessible only to authorized personnel. Coding system must be known to access records.

Decentralized Segments - Records are maintained in an area accessible only to trained and authorized personnel.

**Retention and disposal:** Records are maintained in an active status until end of calendar year, held one additional year in inactive status and then destroyed.

**System manager(s) and address:** Chief, Legislative Liaison, Headquarters, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

OSA(SALL), Chief, Congressional Inquiry Division
Room 2C628A
Pentagon
Washington, D.C. 20310
Telephone: Area Code 202/697-8381

**Record access procedures:** Requests from individuals should be addressed to : Office, Chief of Legislative Liaison OSA (SALL), Room 2C628A, Pentagon, Washington, D.C 20310

Written requests for information should contain the full name of the idndividual, current address and telephone number, name of Congressman making the request and subject matter related to the Congressional inquiry. Visits are limited to Congressional INQUIRY Division, Pentagon, Washington, D.C. 20310.

For personal visits, the individual should be able to provide some acceptable identification (i.e., drivers license, employing offices identification card) and give some verbal information that could be verified with his 'case' file.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER, Washington, D.C. 20310

**Record source categories:** Letter from the individual to a Congressman requiring HQDA to provide information to that Congressman.

**Systems exempted from certain provisions of the act:** None

**A0412.07DAJA**

**System name:** 0412.07 Witness Appearance Files

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Witness requested by United States Attorneys for Federal Court proceedings.

**Categories of records in the system:** Identification of witness by name and address; name and address of United States Attorney requesting same; name and location of trial.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To locate and provide witnesses to United States Attorneys conducting trials on behalf of United States. Litigation Division, Office of The Judge Advocate General of the Army, Department of Justice, and United States Attorneys are involved.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroy after 2 years.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements, Staff Judge Advocate offices at organizations listed in the Department of Defense (DoD) organizational directory, Records Center, St. Louis, Department of the Army Field Operating Agencies; Civil Service Commission; Department of Justice; U.S. Attorneys, opposing counsel, Armed Forces Institue of Pathology.

**Systems exempted from certain provisions of the act:** None

**A0412.18DAIO**

**System name:** 412.18 Correspondence (Civilian Aides to the Secretary of the Army)

**System location:** Office, Staff Coordinator for Civilian Aides to the Secretary of the Army Program, Office of the Chief of Public Information, Office of the Secretary of the Army

**Categories of individuals covered by the system:** Civilian Aides actively affiliated with the Civilian Aides Program.

**Categories of records in the system:** File contains correspondence between the Secretary of the Army and Civilian Aides currently active with the Civilian Aides Program.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Staff Coordinator, Civilian Aides Program, Office of the Chief of Public Information - To maintain a record of correspondence.

Office of the Secretary of the Army - Recipient of correspondence.

Department of Army Staff Agencies - To coordinate requests, provide information, and accomplish tasks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of Civilian Aide.

**Safeguards:** Maintained in a security container. Building employs security guards. Access only by authorized personnel.

**Retention and disposal:** Retained during tenure of individual Civilian Aide and destroyed thereafter.

**System manager(s) and address:** Office, Chief of Public Information, Department of the Army, The Pentagon,. Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from:

Office, Secretary of the Army (SAMI)
Room 2E 673
The Pentagon
Washington, D.C. 20310
Telephone: Area Code 202/695-5291

**Record access procedures:** Requests from individuals should be addressed to: Office, Secretary of the Army (SAMI). Room 2E 673, The Pentagon, Washington, D.C. 20310

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits the individual should provide acceptable identification (e.g., drivers license, employee identification card).

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Activities of a personal nature provided by the individual in connection with his duties as a civilian aide to the Secretary of the Army; correspondence originated by SYSMANAGER and the Secretary of the Army in reply or providing information.

**Systems exempted from certain provisions of the act:** None

**A0501.08aUSARJ**

**System name:** 501.08.2 Blackmarket Monitoring Files

**System location:** Office of Provost Marshal, U.S. Army Garrison, Honshu, Japan

**Categories of individuals covered by the system:** Members of the U.S. Armed Forces and members of the civilian component and their dependents who are assigned to, or under the judicial or administrative control of, U.S. Army Japan. Included are U.S. contractors and their employees.

**Categories of records in the system:** Sales slip and control sheets used in sales on controlled items by U.S. Forces, Japan sales outlets.

**Authority for maintenance of the system:** Status of Forces Agreement between the United States of America and Japan

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To monitor the purchases of controlled items from sales outlets.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in individual envelopes.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are maintained in room accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Records are maintained in the active file until departure of the sponsor on permanent change of station. The records are then placed in the inactive file. The inactive file is cut off at the end of the calendar year, held two years in the current files area and then destroyed.

**System manager(s) and address:** Commander, U.S. Army Japan, Army Post Office (APO) San Francisco 96343

**Notification procedure:** Information may be obtained from:

U.S. Army Garrison (PA-PM)
Room 8, Building 400
Camp Zama, Japan, APO San Francisco 96343
Telephone: Autovon 315/233-3011/233-3732

**Record access procedures:** Requests from individuals should be addressed to: Commander, U.S. Army Garrison, Honshu, ATTN: PA-PM, APO San Francisco 96343

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Sales slip and control sheets from Post Exchanges, liquor sales outlets, and golf courses.



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**Systems exempted from certain provisions of the act:** None

**A0501.08bDAMI**

**System name:** 501.08 Interception of Wire and Oral Communications Quarterly Reports and Motions for Discovery.

**System location:** Security Division, Assistant Chief of Staff for Intelligence, Headquarters, Department of Army, DAMI-DOS, The Pentagon, Washington DC 20310.

**Categories of individuals covered by the system:** Department of Defense affiliated and nonaffiliated US citizens who are or were subject to, or party to, a US Army wiretap. Names of individuals who have filed a motion for discovery with the Army to determine whether or not they were the subject of an Army wiretap.

**Categories of records in the system:** File contains details of actual wiretap operation, authority, purpose, method and names of SUBJECTS.

**Authority for maintenance of the system:** Title 18 USC 2510-2520, Omnibus Crime Control Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division- To provide details for statistical use and to provide management over wiretap operations. Used by action officers to provide data to other Department of Defense agencies and to answer Congressional inquiries. Reference for previous responses regarding past motions for discovery concerning wiretap.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** The material is filed alphabetically by last name of SUBJECT, and by year group of the quarterly report.

**Safeguards:** Building employs security guards. Records are maintained in General Services Approved Security Containers and are accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained permanently.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, The Pentagon, Washington DC 20310

**Notification procedure:** Information may be obtained from:

HQDA (DAMI-DOS)
Room 2E 463
The Pentagon
Washington, D.C. 20310
Telephone: Area Code 202/697-8874

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAMI-DOS), Room 2E463, Pentagon Building, Washington, D.C. 20310.

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Security Division (DAMI-DOS) Pentagon Building, Washington, DC 20310.

For personal visits, the individual should be able to provide some acceptable identification that is, drivers license, employing office's identification card, and some verbal information that could be verified by his case folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAMI-DOS), Washington, DC 20310.

**Record source categories:** Army Criminal Investigative Agencies.

Correspondence authorizing the technical surveillance operations.
Correspondence terminating the operation.
Correspondence from persons making a motion for discovery; received thru other Federal Agencies.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information contact the System Manager.

**A0501.08cDAMI**

**System name:** 501.08 Department of the Army Operational Support Activities Files

**System location:** United States Army Intelligence Agency, Fort Meade, Maryland 20755

**Categories of individuals covered by the system:** Selected members of the United States Army and civilian employees of the Department of the Army who participate in and have received support for conducting US Army intelligence and counterintelligence duties. Included are personnel of other federal agencies who have requested and received support from appropriate authority.

**Categories of records in the system:** Card file of individuals who have received support from Department of the Army in completing specialized duties within the Army's intelligence and counterintelligence activities.

Card file of individuals indicating any identity and other data which may be used to identify them in their support of Department of Army's intelligence and counterintelligence activities.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain within records which identify individuals performing duties in Department of the Army specialized intelligence and counterintelligence assignments data to support or refute any possible future claim of the individual to the US Government.

To facilitate administrative actions by providing a reference to names and identities.

To manage individuals career while he is assigned to duties in support of the Army's intelligence and counterintelligence functions. Records provide reference during individuals period of assignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, vertical card file, automatic data processing (ADP) printouts.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Material is stored in General Service Administration (GSA) containers approved for the storage of secret material. Building in which material is stored is locked during hours of nonoccupancy.

**Retention and disposal:** Files are maintained indefinitely or until they are no longer needed to facilitate work. When files are destroyed, they are shredded in a paper shredding machine.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Department of the Army, Washington, DC 20310.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0501.08dUSARJ**

**System name:** 501.08 Transfer of POV Files

**System location:** Office of Provost Marshal, U.S. Army Garrison, Honshu, Japan

**Categories of individuals covered by the system:** Members of the U.S. Armed Forces and members of the civilian component and their dependents, as defined in Article I and XIV of the Status of Forces Agreement.

**Categories of records in the system:** Cards and documents pertaining to acquisition, disposition and transfer of ownership of privately owned vehicles (POV) between the United States of America and Japan

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record and control on purchase and disposal limitations, transfer of POV to other U.S. authorized personnel, and transfer to residents of Japan.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Visible file cards.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are maintained in room accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Records are cut off at the end of a calendar year, held two years in the current files area and then destroyed.

**System manager(s) and address:** Commander, U.S. Army Japan, Army Post Office (APO) San Francisco 96343

**Notification procedure:** Information may be obtained from:

U.S. Army Garrison (PA-PM)
Room 8, Building 400
Camp Zama, Japan, APO San Francisco 96343
Telephone: Autovon 315/233-3011/233-3732





**Record access procedures:** Requests from individuals should be addressed to: Commander, U.S. Army Garrison, Honhu, ATTN: PA-PM, APO San Francisco 96343

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license employing office's identification, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of Defense(DD) Form 430, Military Registration and Certificate of Title of Motor Vehicle.

**Systems exempted from certain provisions of the act:** None

**A0501.10DAMI**

**System name:** 501.10Counterintelligence Research File System (CIRFS)

**System location:** Counterintelligence Analysis Detachment, US Army Intelligence Agency, 1000 Independence Avenue, SW, Washington, DC 20314

**Categories of individuals covered by the system:** Individuals who have come to the attention of the US Army Counterintelligence Community during the course of intelligence operations or normal mission requirements.

**Categories of records in the system:** File contains reports gathered by the United States Intelligence Community and, in some cases, photographs of the individual. File is random in structure and personalities are coded for retrieval by a computerized index.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a quick reference file to support the Assistant Chief of Staff for Intelligence and to provide the counterintelligence analyst a working tool for study of historical and current intelligence material for possible trends in the state of the art.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilmed reels in cassettes and indexed on computer diskpack.

**Retrievability:** Microfilmed in random order. Retrieved by personality name via computer index which identifies the reel and document location containing the requested name.

**Safeguards:** Building protected by security guards and storage point electronically monitored for illegal entry. Computerized index is access controlled by a codeword that is issued only to properly screened, cleared and trained personnel. Codeword is presently held only by the Assistant Chief of Staff for Intelligence and issued only to the team of a group conducting a screening operation of the CIRFS.

**Retention and disposal:** Records are permanent. They are photographed onto microfilm and the original document destroyed. The file is presently being screened for identification of documents no longer needed and selected documents are being destroyed at the direction of the Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, the Pentagon, Washington, DC

**System manager(s) and address:** The Assistant chief of staff for Intelligence, Department of the Army, Washington, DC.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0501.11DAMI**

**System name:** 501.11List of Hostile Intelligence Collectors of Unclassified Mil Info

**System location:** Counterintelligence Analysis Detachment, US Army Intelligence Agency, Independence Avenue, SW, Washington, DC 20314

**Categories of individuals covered by the system:** Contains names of suspected hostile collectors of unclassified military information.

**Categories of records in the system:** LHICUMI contains information produced by various US Department of Defense elements, the Federal Bureau of Investigation, and the Central Intelligence Agency in automated form (computer tape).

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is used to screen requests for unclassified military information and respond to requirements contained in Defense Intelligence Agency Manual 58-10-2.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File is stored on computer tape. Printed copies are maintained for dissemination as needed to the Intelligence Community.

**Retrievability:** Personality names are listed in alphabetical sequence.

**Safeguards:** Building protected by security guards and storage point electronically monitored for illegal entry. Computer tape is controlled by a codeword that is issued only to properly screened, cleared and trained personnel.

**Retention and disposal:** Updated annually and the old file destroyed. Original correspondence is destroyed annually.

**System manager(s) and address:** Assistant Chief of Staff for Intelligence, Department of the Army, Washington, DC 20310

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the System Manager.

**A0501.12DAMI**

**System name:** 501.12Subversion and Espionage Directed Against the US Army (SAEDA)

**System location:** Counterintelligence Analysis Detachment, US Army Intelligence Agency, 1000 Independence Avenue SW, Washington, DC 20314

**Categories of individuals covered by the system:** Selected reports of individuals that have reported incidents which indicate subversion and/or espionage directed against the US Army. Only US Army personnel are referenced in this file.

**Categories of records in the system:** Selected reports from the US Army Intelligence Community (e.g., agent reports, debriefing reports, Intelligence Information Reports, privileged letters) are condensed into summary format for conversion into machine language for computer manipulation.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** SAEDA test reports are generated for internal use only, and not released outside parent organization. This file is being developed solely for trend analysis studies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Extracts of original reports are condensed for temporary storage on computer diskpack.

**Retrievability:** Condensed material is submitted to the computer in various forms and is currently being revised to provide retrieval by name or SAEDA case number.

**Safeguards:** Building is protected by security guards and storage point is electronically monitored for illegal entry. Computerized test material is controlled by a codeword that is issued only to properly screened, cleared and trained personnel. Codeword is presently held only by personnel involved with the test bed programing.

**Retention and disposal:** Material is subject to disposal daily as test problems dictate retention frames. Original reports selected for test extracts are retained by individual action officers. Computerized test material will be destroyed upon completion of test project.

**System manager(s) and address:** Assistant Chief of Staff for Intelligence, Department of the Army, Washington, DC 20310

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION



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**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0501.13DAMI**

**System name:** 501.13Directory of Known or Suspect Hostile Intelligence Personalities (DOKSHIP)

**System location:** Counterintelligence Analysis Detachment, US Army Intelligence Agency, 1000 Independence Avenue SW, Washington, DC 20314

**Categories of individuals covered by the system:** DOKSHIP contains a master listing by name, country, and address of intelligence (known or suspect) personalities employed by each agency that is of interest to the Counterintelligence Analysis Detachment and the US Army Counterintelligence community.

**Categories of records in the system:** Selected reports from the US Army Intelligence Community (e.g., agent reports, debriefing reports, Intelligence Information Reports, electrical messages from members of the intelligence community and privileged information reports from other intelligence agencies) are condensed into format for conversion into machine language for computer manipulation.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is used only by Counterintelligence Analysis Detachment for internal analysis of intelligence problems involving foreign intelligence agents. File is not disseminated outside parent office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Sensitive intelligence personalities information and certain operational intelligence are maintained in original report format, routine followup correspondence is microfilmed and stored in cassettes. Extracted information in converted into appropriate language for storage on a computer diskpack.

**Retrievability:** Condensed material is submitted to the computer in various forms and is retrieved by addressing the personality by name, organization, or parent intelligence agency.

**Safeguards:** Building is protected by security guards, and storage point is electronically monitored for illegal entry. Computerized data is controlled by a codeword that is issued only to properly screened, cleared and trained personnel.

**Retention and disposal:** Updated periodically and all previous copies destroyed

**System manager(s) and address:** Assistant Chief of Staff for Intelligence, Department of the Army, Washington, DC 20310

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable For additional information, contact the Systems Manager.

**A0502.03DAMI**

**System name:** 502.03 Intelligence Collection Files

**System location:** Centrally located at the US Army Intelligence Agency, Fort Meade, Maryland 20755

Locations of the US Army Intelligence Agency's Decentralized Segments may be obtained from the Appendix to this Federal Register.

**Categories of individuals covered by the system:** Any individual who qualified and may be accepted for sensitive intelligence duties with the US Army

**Categories of records in the system:** Files contain documents which describe the requirements, the objectives, the approvals, the implementation, the reports, and the results of Department of the Army sensitive intelligence activities

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to support contingency planning and military operations.

Information is used by Department of the Army, Department of Defense, Federal Bureau of Investigation, Central Intelligence Agency, and the Defense Intelligence Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and visible, vertical card files.

**Retrievability:** Filed alphabetically by last name, numerically by source and numerically by project number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly cleared, and have a need-to-know for the information.

**Retention and disposal:** Records are permanent. Retained in active file until no longer needed then retired to the Investigative Records Repository, US Army Intelligence Agency, Fort Meade, Maryland 20755

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Department of the Army, The Pentagon, Washington, DC 20310

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable For additional information, contact the System Manager.

**A0502.08DAMI**

**System name:** 502.08 Badge and Credential Files

**System location:** Primary System-Security Division, Directorate of Counterintelligence (DCI) United States Army Intelligence Agency (USAINTA), Fort Meade Maryland.

Decentralized Segments-At each Military Intelligence Group, Battalion, Company, Detachment, Field Office and Resident Office which has assigned personnel who possess Military Intelligence Badges and Credentials. Addresses are in the Appendix to this Federal Register.

**Categories of individuals covered by the system:** Individuals who currently possess or in the past possessed Military Intelligence Badges and Credentials.

**Categories of records in the system:** Card file containing the name, social security number, rank, badge and Credential number, and unit assignment of all personnel who have been issued Military Intelligence Badges and Credentials

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of system is to maintain control and accountability over Military Intelligence Badge and Credentials.

USAINTA uses system to maintain strict control and accountability over all Badges and Credentials, conduct periodic inventories, determine social security number, rank, and/or location of Badge and Credential possessors or ex-possessors, and to determine whether individuals have Badges and Credentials

Federal investigative and/or intelligence agencies on occasion use the file to ascertain if an individual legally possesses Badge and Credentials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card Files

**Retrievability:** Filed alphabetically by last name of possessor of Badge and Credentials

**Safeguards:** Primary system is maintained in building employing security guards. Records are maintained in area accessible only to authorized personnel who are properly cleared and trained.

**Retention and disposal:** Records are maintained indefinitely. Destruction is authorized by Central Custodian of the Badges and Credentials.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Department of the Army, The Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from:

Headquarters, United States Army Intelligence Agency
Security Division, Directorate of Counterintelligence
Building 4554
Fort Meade, MD 20755
Telephone: Area Code (301) 677-5213

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, United States Army Intelligence Agency, ATTN: MIIA-CI-S-B&C, Ft Meade, MD 20755.

Written requests for information must contain the full name and social security number of the individual, current address and telephone number.





For personal visits, the individual should be able to furnish some acceptable identification and give some verbal information that could be verified from his file card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** United States Army personnel and security records and United States Army Orders.

**Systems exempted from certain provisions of the act:** None

**A0502.10DAMI**

**System name:** 502.10 USAINTA Investigative Files System

**System location:** Primary System-Headquarters (HQ) United States Army Intelligence Agency (USAINTA), ATTN; MIIA-IRR, Fort Meade, MD 20755

Decentralized Segments-Personnel Security Office, HQ, USAINTA, ATTN: MIIA-PS; Freedom of Information Office, USAINTA, ATTN: MIIA-PS-D; Investigations Division, HQ, USAINTA, ATTN: MIIA-CI-S, all located at Fort Meade, MD 20755; and at USAINTA Groups, Field Offices, and Resident Offices.

**Categories of individuals covered by the system:** Military personnel of the US Army, to include active duty, National Guard members, Reservists and Retirees; Civilian employees of the Department of the Army, to include contract temporary, part time, advisory, and volunteer including citizen and alien employees located both in the United States and in oversea areas; industrial or contractor personnel who are civilians working in private industry for firms which have contracts involving access to classified Department of Defense (DOD) information; aliens granted limited access authorization to US Defense information; Department of Defense alien personnel investigated for visa purposes; individuals about whom there is a reasonable basis to believe that they are engaged in, or plan to engage in, activities such as (1) theft, destruction, or sabotage of ammunition, equipment, facilities, or records belonging to DOD units or installations (2) possible compromise of classified defense information by unauthorized disclosure or by espionage (3) subversion of loyalty, discipline or morale of Department of the Army military or civilian personnel by actively encouraging violation of lawful orders and regulations or disruption of military activities (4) demonstrations on active or reserve Army installations or immediately adjacent thereto which are of such character that they are likely to interfere with the conduct of military operations (5) direct threats to DOD military or civilian employees regarding their official duties or to other persons authorized protection by DOD resources (6) activities or demonstrations endangering classified defense contract facilities or key defense facilities of the Panama Canal approved by Headquarters, Department of the Army (HQDA); certain non-DOD affiliated persons whose activities involve them with the DOD; namely, activities involving requests for admission to DOD facilities or requests for certain information regarding DOD personnel, activities, or facilities; persons formerly affiliated with the DOD; persons who applied for or are/were being considered for employment with or access to DOD such as applicants for military service, pre-inductees and prospective contractors; visa applicants, individuals residing on, having authorized official access to, or conducting or operating any business or other function at any DOD installation and facility; and USAINTA sources.

**Categories of records in the system:** Requests for investigation and attachments thereto such as personal history statements; fingerprint cards; personnel security questionnaire;waivers for release of credit; medical and/or educational records; and National Agency check requests.

Investigations conducted by USAINTA or other DOD, Federal, state or local investigative agency to include: National Agency checks; local agency checks; military records; birth records; employment records; education records; credit records; interviews of education, employment, and credit references; interviews of listed and developed character references; interviews of neighbors; documents which succinctly summarize information in subjects investigative file; case summaries prepared by both investigative control offices and requesters of investigation interregation reports; correspondence pertaining to the investigation or its adjudication by clearance authority to include: (1), information which reflects the chronology of the investigation and adjudication (2) all recommendations regarding the future status of the subject (3) actions of security/loyalty review boards (4) final actions/determinations made regarding the subject (5) security clearance, limited access authorization, or security determination; index tracing reference which contains aliases and nee names of the subject and names of co-subjects; USAINTA form indicating dossier has been reviewed and all material therein conforms to DOD policy regarding retention criteria; USAINTA form to indicate material has been removed and forwarded to the Defense Investigative Service (DIS); security termination statements; notification of denial, suspension, or revocation of clearance; record of USAINTA agent case assignments; reports of casualty, biographic data concerning Army personnel who are missing or captured; cross reference sheets which indicate the removal of investigative documents requiring limited access.

Case control and management documents that serve as the basis for conducting the investigation. This includes documents requesting the investigation; background data such as personal history statement, fingerprint cards, National Agency check requests, and release statments; and documents used in case management and control such as lead sheets, other field tasking documents, and transfer forms.

Card index of personnel investigations/operations which are under controlled access, to include USAINTA personnel, file procurement officers, and sensitive counter-espionage, counter-sabotage, and counter-subversion investigations and/or operations.

Accession file maintained to keep record of all persons and agencies authorized to receive Investigative Records Repository (IRR) Files.

Microfilm index and catalogue file, which is an index to all investigative holdings contained in microfilmed investigative records.

Investigative index card file record system maintained to keep a permanent record of all dossiers charged out of USAINTA on loan to user agencies or on permanent transfer to Defense Investigative Service.

Document account record or dossiers of their reproductions or microfiche files torwarded from and returned to USAINTA.

Card file and paper listing of all personnel under Army cognizance whose clearances have been revoked. File contains individuals name, date and place of birth, social security account number, coded reason for revocation, and name of agency which designated the revocation.

File containing a record of all favorable IRR dossiers destroyed because no action has transpired in the file within the past 15 years. File consists of either the last clearance certificate contained in the dossier or, if no clearance certificate exists, a summary card containing the name of the individual, his date and place of birth, his social security account number, or Army service number, date and type of investigation and the name of the agency which conducted the investigation.

Records accounting for the disclosure of USAINTA investigative material made outside the US Army.

Summaries of release actions under the Freedom of Information Act and the Privacy Act of 1974.

Card file containing a summary of all actions taken by the Personnel Security Office, USAINTA, in the conduct of security adjudication.

**Authority for maintenance of the system:** Sections 2, 3, 4, 5, 6, 8 and 9, Executive Order 10450, 'Security Requirements for Government Employment.'

Section 1 (a) and 2, Executive Order 10865, 'Safeguarding Classified Information within Industry.'

Security 6 (A), Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes for which information in the system is collected are as follows:

To conduct personnel security investigations (PSI). A PSI is an inquiry into the activities of the individual which is designed to develop pertinent information pertaining to his suitability for a position of trust. Information is compiled on loyalty, character, emotional stability, trustworthiness and reliability to insure that an individual's access or continued access to defense information, entry to restricted areas, access to nuclear weapons, security eligibilty or acceptability for assignments to or retention in sensitive civilian positions and acceptance or retention as a member of the Armed Forces is clearly consistent with the interest of national security.

To provide protective services when authorized by the Secretary of Defense for the DOD Distinguished Visitors Protection Program. The objective of this program is to provide physical protection for distinguished foreign visitors of DOD and the military departments and high ranking members of DOD and its agencies, and to assist the U.S. Secret Service in its protective functions.

To conduct special investigations as authorized by the Secretary of the Army, which are counterintelligence investigations concerning highly sensitive matters and highly placed persons within the DOD and its agencies.

To conduct limited reciprocal investigations on receipt of an official request from Federal law investigative agencies. These investigations involve the review of DA and Military records.



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Categories of Users of USAINTA investigative files are:

USAINTA personnel in the course of their official duties.

Other DOD investigative elements, DOD agencies and elements of the Military Departments designated by the departments in official directives or regulations. Accredited representatives of the Secretary of Defense and the Joint Chiefs of Staff.

Accredited Federal criminal and civil law enforcement agencies, including those responsible for conducting their own investigations as to suitability for employment or access of current or potential employees formerly affiliated with the DOD.

Other accredited Federal agencies serviced by the Civil Service Commission but with a need to evaluate the suitability of potential employees formerly affiliated with the DOD.

Congress, including the General Accounting Office.

The Veterans Administration.

Specific uses of USAINTA Investigative Files are:

To determine the loyality, suitability, eligibility, and general trustworthiness of individuals for assignment or appointment to sensitive military duties or to critical sensitive civilian positions by the first four categories of users, above.

To determine the eligibility and suitability of individuals for entry and retention in the Armed Forces by the first and second category of users, above.

To provide information for ongoing security and suitability investigations being conducted by Federal agencies, by the first three categories of users, above.

To provide information to assist Federal agencies in the administration of criminal justice and prosecution of offenders by the first three categories of users, above.

To provide information in judicial or adjudicative proceedings including litigation, or in accordance with a court order by the first three categories of users, above.

To make statistical evaluations of investigative activities by all categories of users, above.

To respond to legitimate Freedom of Information and Privacy Act access requests by the first category of users, above.

To provide information in response to Inspector General, Equal Employment Opportunity, other complaint investigations and Congressional inquiries by the first and fifth categories of users, above.

To determine the eligibility and suitability of an individual for favorable personnel actions in the Armed Forces of the United States, to include Reserves and National Guard. Unfavorable information may be used as appropriate by personnel decision managers in category one and two of users, above.

For use in alien admission and naturalization inquiries conducted under Section 105 of the Immigration and Nationality Act of 1952, as amended, by the third category of users, above.

For use in benefit determinations by the sixth category of users, above.

The distribution of investigative information to other DA activities or outside agencies is based on this agency's evaluation of their needs and the relevance of the information to the use for which it is provided. Information collected for one purpose is not automatically used for the other purposes or by the other users indicated in this description. Transfer of information from this record system to other DOD components is regarded as a routine intraagency use under the provisions of 5 U.S.C. 552a3(b)(1).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Upon receipt of a valid request for an investigation, the request package is given a control number and placed in a case folder (paper record), together with identification data concerning the subject of the request for investigation and the control number. The request is entered into an automatic data processing (ADP) system (USAINTA case control system), which is designed to provide statistical data and case control management information on the number and types of investigations that are opened, currently pending, and closed in USAINTA. This ADP system triggers automatic requests upon the Defense Central Index of Investigations (DCII), a master index that holds reference to all DOD investigations conducted by USAINTA and the Military Services investigative file repositories. If there are files on the subject, a request is generated by USAINTA upon the appropriate repository. Upon review of the request package and other investigative files retrieved through DCII, investigative requirements are then determined by the USAINTA Control Office and investigative leads are dispatched to the USAINTA field elements and other pertinent Governmental investigative agencies. Upon receipt of the investigative leads at the field level, a duplicate investigative file is prepared by the receiving DIS field element. This file contains investigatory report and case control material pertaining only to the specific investigative leads assigned to the controlling field element. At this point the USAINTA investigative file enters into a pending status. During this pending status investigative reports are prepared by USAINTA field elements and sent to the control office, based upon record and interview data obtained during the investigation. Upon completion of the investigation, the closed investigative file held by the USAINTA control office is forwarded thru the Investigative Records Repository (IRR) to the requestor of the investigation. Upon receipt the requestor adjudicates the investigation and returns it to the IRR for retention. The duplicate files prepared by the USAINTA field elements are destroyed 120 days after the closing.

**Storage:** Paper records in file folders, rolled microfilm, and microfiche.

**Retrievability:** File folders are maintained in terminal digit order by regular dossier number and social security number. In order to obtain the dossier number of the subject at least one personal identifier is required. For those subjects who have no identifying data such as date of birth, military service number, or social security number the name only index is searched. Additionally a non-standard search is required. The name only index will provide a subject's name and dossier number only. The non-standard search will provide a listing of all subjects with identifying data. In these instances, some other identifying data must be furnished such as address. Dossiers possibly identical with the subject may be forwarded to the requestor.

Microfiche files are maintained in duplicate copy in separate locations in Microfilm Division, IRR. The records are maintained in terminal digit order according to regular dossier number or social security number.

Microfilm records are retrieved by name or dossier number.

**Safeguards:** Building 4552, which houses the Investigative Records Repository (IRR), is under 24 hour guard and accessible only to authorized personnel. Only individuals accredited as file procurement officers may obtain and review IRR investigative records. Subordinate USAINTA elements and other official requestors are required to have General Service Administration-approved containers for the storage of investigative files. Certified mail is used to forward any investigative files to official requestors of USAINTA subordinate elements.

**Retention and disposal:** Personnel Security Investigative Files may be retained for 15 years after last action reflected in the file, except that files which resulted in adverse action against the individual will be retained permanently. However, once affiliation is terminated, acquiring and adding material to the file is prohibited unless affiliation is renewed.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from

Commander
US Army Intelligence Agency
Fort Meade, Maryland 20755
Telephone: Area Code (301) 677-4743 or 4011.

**Record access procedures:** Requests should be sent to: Commander, US Army Intelligence Agency, ATTN: MIIA-PS-D, Fort Meade, MD 20755.

Written requests for information should contain the full name of the individual, social security number, previous service number (if any), current address and telephone number. Visits are limited to Building 4552, Fort Meade, MD 20755.

For personal visits, the individual should be able to provide some acceptable identification (e.g. drivers license, employing office's identification card) and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** DOD and Military Department records
Federal Agency records
State, county, and municipal records
Employment records of private schools, colleges, universities, technical and trade schools
Hospital records
Real estate agencies
Credit bureaus, loan companies, credit unions, banks, and other financial institutions which maintain credit information on individuals
Transportation companies (airlines, railroads, etc.)
Other private records sources deemed necessary in order to complete an investigation
Miscellaneous records such as:
Telephone directories;





City directories;
Who's Who in America;
Who's Who in Commerce and Industry;
Who Knows What - A listing of experts in various fields;
American Medical Directory;
Martindale-Hubbell Law Directory;
US Postal Guide;
Insurance Directory;
Dunn and Bradstreet;
The US Army Register.

Any other type of micellaneous record deemed necessary to complete the USAINTA investigation

The interview of individuals who have knowledge of the subject's background and activities.

The interview of witnesses

The interview of victims

The interview of confidential sources

The interview of other individuals deemed necessary to complete the USAINTA investigation

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 522a (j) or (k)as applicable. For additional information, contact the System Manager.

**A0502.11USAREUR**

**System name:** 502.11 File Search Microfilm Storage and Retrieval System

**System location:** Data Research Section, Systems Division, Office of Deputy Chief of Staff Intelligence (ODCSI), Headquarters, United States Army, Europe (USAREUR), Heidelberg, Federal Republic of Germany

**Categories of individuals covered by the system:** Individual affiliated with Department of Defense

**Categories of records in the system:** Files contain intelligence reports; equipment descriptions; open-press reports of intelligence value; biographics on non-US personnel; any other non-hard bound documents which have been determined to have retention value.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Deputy Chief of Staff for Intelligence, Headquarters USAREUR - To provide mass document storage and retrieval capability to intelligence analysts in support of the mission of the Deputy Chief of Staff for Intelligence, United Stsates Army, Europe.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

Storage: 35MM microfilm reels

**Retrievability:** Documents are accessed by unique document number A computerized index can be queried by document number, dates, countries, subjects, place names, coordinates, individual names, to produce a list of document numbers satisfying the parameters of a perticular request, and the 1000 foot film reel numbers that those documents are located on.

**Safeguards:** The building utilizes 24 hour armed security guards, closed circuit television monitors and other security devices. The equipment environment is tempest shielded. Film records are maintained in an area accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Records are permanent

**System manager(s) and address:** The Deputy Chief of Staff, Intelligence, Headquarters, US Army, Europe, Heideberg, Federal Republic of Germany

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0503.04USASA**

**System name:** 503.04 Security Clearance Case Files (SCCF).

**System location:** Maintained by the S-2/Security Managers of US Army Security Agency (USASA) subordinate commands on personnel of their command.

**Categories of individuals covered by the system:** All personnel assigned to or employed with USASA about whom information has been received.

**Categories of records in the system:** File contains information which would reflect adversely on an individual's continued suitability for assignment to USASA and any information which refutes or mitigates the adverse information on file.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To monitor individuals assigned to or employed with USASA to determine any developing trend which would indicate that the individual concerned is no longer eligible for access to sensitive compartmented intelligence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned.

**Safeguards:** Files maintained in locked cabinets which are accessible only to those personnel who have been trained in personnel security and cleared for such access.

**Retention and disposal:** Records are maintained as long as the individual is assigned to or employed with USASA. File is forwarded in intelligence channels to gaining USASA organization upon transfer. Upon separation from service or transfer from a USASA organization the file is forwarded to Headquarters (HQ), USASA. In HQ the file is reviewed, pertinent material is forwarded to the individual's dossier, and the remainder is destroyed. Dossier is located at the US Army Intelligence Agency, ATTN: MIIA-IRR, Fort Meade, MD 20755.

**System manager(s) and address:** The S-2 or Security Manager at the unit, including HQ USASA, where the individual is assigned or employed.

**Notification procedure:** Information may be obtained from the SYSMANAGER of the unit or from HQ USASA, ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212. Telephone: (202) 692-6361

**Record access procedures:** Request from an individual should be addressed to the SYSMANAGER of his unit or to HQ USASA, ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212.

Written requests for information should contain the full name of the individual, Date and Place of Birth (DPOB) and Social Security Number (SSN), current address, dates of service and location of assignment with the USASA. Visits are limited to the office of the S-2 or Security Manager where the individual is currently assigned with the USASA.

For personal visits the individual should call the SYSMANAGER where assigned or employed.

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER or HQ, USASA, ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212

**Record source categories:** Partial copies of investigative results conducted by the Defense Investigative Service, US Army Intelligence Agency, or the US Army Criminal Investigation Command; information from other personnel, agencies, and firms concerning the individual.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0503.06DAMI**

**System name:** 503.06 Counterintelligence Operations Files

**System location:** Primary System-US Army Intelligence Agency, Fort Meade, Maryland 20755

Decentralized Segments- Locations of the US Army Intelligence Agency's Decentralized Segments may be obtained from the Appendix to this Federal Register.

**Categories of individuals covered by the system:** Active and Retired Military Personnel, Department of Defense (D)D) affiliated civilians including contractor personnel employed by civilian firms having defense contracts, and individuals not affiliated with the Department of Defense (DOD) only if there is a reasonable basis to believe that one or more of the following situations exist:

Theft, destruction or sabotaoge of weapons, ammunition, equipment, facilities or records belonging to DOD units or installations.

Possible compromise of classified defense information by unauthorized disclosure or by espionage.

Subversion of loyalty, discipline or morale of Department of the Army military or civilian personnel by actively encouraging violation



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of laws, disobedience of lawful orders and regulations, or disruption of military activities.

Demonstrations on active or reserve Army installations or demonstrations immediatley adjacent to them which are of such a size or character that they are likely to interfere with the conduct of military activities. Armed Forces Induction Center, US Army Recruiting Stations located off-post and facilities of federalized National Guard Units are considered to be active DOD installations. For the purpose of the subparagraph, Reserve Officer Training Corps (ROTC) installations on campuses are not considered to be active or reserve Army installations and coverage of demonstrations at or adjacent to such installations is not authorized.

Direct threats to DOD military or civilian personnel regarding their official duties or to other persons authorized protection by DOD resources.

Activities or demonstrations endangering classified defense contract facilities or key defense facilities, including Panama Canal, approved by Headquarters, Department of the Army (HQDA), as key to the defense and operation of the Panama Canal.

**Categories of records in the system:** Files contain those documents used to conduct special counterintelligence operations pertaining to the US Army's responsibilities under the categories of counterintelligence, counterespionage, counter-sabotage, and counter-subversion.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained to detail results of investigations and operations, to facilitate guidance control and effectiveness of the investigations and operations, and to document for record purposes results of investigations and operations.

DOD components and federal agencies when the mission of the federal agency contains responsibility for counterintelligence activities in continental Unted States or oversea areas where DOD personnel are located.

To support authorized counterintelligence investigations and operations initiated to detect, identify, and neutralize counterintelligence threats to the DOD.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

File cards.

**Retrievability:** Filed alphabetically by name or file number.

**Safeguards:** Files are maintained in three-position combination, fire resistant, steel cabinets housed in security controlled areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. At the termination of counterintelligence operations, files are retired to the US Army Intelligence Agency's Investigative Records Repository.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Department of the Army, Washington, DC 20310

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional infromation, contact the System Manager.

**A0503.08DAMI**

**System name:** 503.08 Unsolicited Correspondence File

**System location:** Counterintelligence Analysis Detachment, US Intelligence Agency, 1000 Independence Avenue, SW, Washington, DC 20314

**Categories of individuals covered by the system:** Contains information on individuals who voluntarily communicate with US Army officials to express concern or complaints about Army operations or personnel.

**Categories of records in the system:** File contains material forwarded by the individual; summaries of verbal communications with the individual; and investigative reports from other intelligence agencies of the Federal Government and from the Federal, state, and local law enforcement agencies.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide the counterintelligence analyst with a reference file for use in evaluation of information received from sources of unknown reliability.

Referral to other agencies of the Executive Branch when their areas of responsibility are concerned

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Files are stored as paper records in file folders. Files are reviewed annually for pertinency.

**Retrievability:** Information is retrieved on a name basis from alphabetical storage.

**Safeguards:** Files are stored in a classified container in a restricted area secured by electronic control and alarm systems. Access to the building is controlled by security guards.

**Retention and disposal:** Files may be retained indefinitely, but are subject to annual review for pertinency and retainability. When no longer useful, the files are destroyed by pulping.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Requests for information from the files should be addressed to the System Manager.

To determine if the system contains information pertaining to an individual, the requestor should provide his or her full name and address.

Requestor may contact the offices of the Counterintelligence Analysis Detachment, Room 1J073, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20314, for information on whether the system contains information on him or her.

**Record access procedures:** Requestor should contact the SYSMANAGER listed above for access to any files pertaining to him or her. The SYSMANAGER's address is listed in the Department of Defense directory. For personal visits, the requestor should present such acceptable proof of identity as a driver's license, military identification card, Department of Defense (DOD) building pass, or other type of identity document containing photograph and identity data.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information is derived primarily from US Army Intelligence unit reports, with derivative information from other federal and local agencies resulting from file check requests to those agencies on the individuals concerned.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0506.01aA,C**

**System name:** 506.01 Security Clearance Information Files

**System location:** Headquarters, US Army Armament Command(ARMCOM), subordinate installations and arsenals.

**Categories of individuals covered by the system:** Any employee, civilian or military, holding a security clearance by any ARMCOM headquarters organization, to include employees in the Army Materiel Command (AMC) Project Managers Office stationed at the headquarters.

**Categories of records in the system:** File contains cleared individuals name, social security number, organization, level of clearance, special access approvals, and assignment of critical sensitive position.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To furnish all subordinate elements and headquarters organizations with the current security clearance data for all cleared headquarters employees, including employees of AMC Project Managers Offices stationed at the headquarters. Listing is used by headquarters elements to assure security clearance of personnel from other organizations prior to releasing classified information. It is used at subordinate installations to verify security clearances of headquarters visitors prior to releasing classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data maintained on punch cards, computer paper printout, magnetic tapes, and in hard copy booklet.

**Retrievability:** Filed alphabetically and can be retrieved by name and social security number.

**Safeguards:** Buildings are periodically checked by guards. Records are maintained in locked filing cabinets.





**Retention and disposal:** Superseded rosters are destroyed upon receipt of updated document.

**System manager(s) and address:** Commander, US Army Armament Command, Rock Island, IL 61201

**Notification procedure:** Information may be obtained from:

Headquarters, US Army Armament Command (AMSAR-SS)
Rock Island, IL 61201
Telephone: Area Code 309/794-4866

**Record access procedures:** Access may be obtained from personal visit to appropriate Security Officers. Official mailing addresses are in the Department of Defense directory in the appendix to the Component's systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Copies of official investigative records, appropriate DA regulations, clearance requests, special access requests. Investigative records are copies of reports maintained at other agencies and destroyed upon determination of security clearance.

**Systems exempted from certain provisions of the act:** None

**A0506.01bDAMI**

**System name:** 506.01 Security Access Information Files

**System location:** Assistant Chief of Staff, Intelligence, Department of the Army, The Pentagon, Washington, DC and major Army command and divisional special security offices.

**Categories of individuals covered by the system:** Army personnel (military and civilian), other than Army Security Agency, who have been nominated for access to sensitive compartmented information (SCI)

**Categories of records in the system:** File contains individual's nomination for access, statements of personnel history (DD Form 398), summary of personnel security investigations, records of previous access or nominations, records of briefings and debriefings for access, final determinations on access requests, and correspondence relating to administration of access requests.

**Authority for maintenance of the system:** National Security Act of 1947.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, US Army Special Security Group-To obtain information in order to make determinations on Army nominations for access to SCI.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders (active files)

Microfilm in microfiche jackets (inactive files)

**Retrievability:** Filed alphabetically by last name of nominee.

**Safeguards:** Room is guarded by security alarms and guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file until 90 days after final debriefing of individual, then microfilmed. Microfilm records are maintained for 15 years after last action, then destroyed. Paper files are destroyed by pulping after microfilming.

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Department of the Army, The Pentagon, Washington, DC

**Notification procedure:** Information may be obtained from:

ACSI, DA (DAMI-DOS)
Room 2E463
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-0185

**Record access procedures:** Requests from individuals should be addressed to: ACSI, DA (DAMI-DOS), Room 2E463, The Pentagon, Washington, DC 20310

Written requests for information should contain the full name of the individual, current address, telephone number, date and place of birth, and social security number. Visits are limited to Room 2E463, the Pentagon, Washington, DC 20310

For personal visits, the individual must be able to provide some identification containing individual's photograph.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from ACSI, DA (DAMI-DOS), Washington, DC 20310

**Record source categories:** Nominations and related forms from individual's commander, security forms from individual, results of personnel security investigations from the Defense Investigative Service, citizenship verifications from the National Immigration Service, extracts from Department of Defense intelligence dossiers, and personal interviews with individuals concerned.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0506.01cDAMI**

**System name:** 506.01 Security Clearance Information Files

**System location:** Security Division, Directorate of Counterintelligence, US Army Intelligence Agency (USAINTA), Fort Meade, Maryland 20755

**Categories of individuals covered by the system:** Individuals who currently possess, or in the past possessed security clearances.

**Categories of records in the system:** Card file containing the name, social security number, date and place of birth, unit of assignment, date, type and agency which conducted investigation; type of clearance, issuing agency and date of clearance; date access may have been suspended; date security clearance may have been revoked; whether or not an individual is suitable for assignment to or employment with USAINTA.

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of system is to have a record of security clearances authorized by members of the USAINTA as well as other federal employees who have been authorized access to areas within USAINTA.

United States Army Criminal Investigation Command and/or other federal agencies use file on infrequent occasions to verify if individual has a current security clearance or was, or is at present a member of USAINTA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card files

**Retrievability:** Files are retrieved alphabetically by last name.

**Safeguards:** Files are maintained in a building employing security guards. Records are maintained in an area accessible only to authorized personnel who are properly cleared and trained.

**Retention and disposal:** Records are maintained as long as the individual is actively assigned or employed by USAINTA or is authorized access to areas within USAINTA. Inactive files are destroyed after 5 years of inactivity on any entries on cards.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Department of the Army, The Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from:

Headquarters, United States Army Intelligence Agency
Security Division, Directorate of Counterintelligence
Building 4554
Fort Meade, MD 20755
Telephone: Area Code (301) 677-5213

**Record access procedures:** Requests from individuals should be addressed to Commander, US Army Intelligence Agency, ATTN: DCI, Fort Meade, Maryland 20755

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card. Visits are limited to Security Division, Directorate of CounterIntelligence, Building 4554, US Army Intelligence Agency, Fort Meade, MD 20755

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual, investigative records from the Defense Investigative Service, US Army Intelligence Agency Records Repository, and other Federal, Department of Defense and Department of the Army investigative or law enforcement agencies.

**Systems exempted from certain provisions of the act:** None

**A0506.01dDAAG**

**System name:** 506.01 Security Clearance Information Files.

**System location:** Security Division, Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, DAMI-DOS, The Pentagon, Washington, D.C. 20310



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**Categories of individuals covered by the system:** Military and civilian personnel affiliated with the Army who have had their Personnel Security Investigation conducted by a Federal Agency other than Department of the Army or Defense Investigative Service.

**Categories of records in the system:** File contains one copy of DA Form 873, Certificate of Clearance and/or Security Determination on each person.

**Authority for maintenance of the system:** Title 50 USC 403g, National Security Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division - To verify that a Personnel Security Investigation was conducted and that a Security Clearance was granted to the person in question.

Any element of the Executive Branch of the Government may request verification of Security Clearance from Security Division if the person in question was investigated by an Agency other than Army or Defense Investigative Service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of SUBJECT.

**Safeguards:** Building employs security guards. Records are maintained in General Services Approved Security Containers and are accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed on transfer or separation of individual, or on supersession, as applicable.

**System manager(s) and address:** The Assistant Chief of Staff for Intelligence, Headquarters, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DAMI-DOS)
Room 2E461
The Pentagon
Washington, D.C. 20310
Telephone: Area Code 202/697-3934

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAMI-DOS), Room 2E 461, Pentagon Building, Washington, D.C. 20310.

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Security Division (DAMI-DOS), Pentagon Building, Washington, D.C. 20310.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAMI-DOS), Washington, D.C. 20310.

**Record source categories:** DA Form 873, Certificate of Clearance and/or Security Determination, received from the agency that conducted the investigation.

**Systems exempted from certain provisions of the act:** None

**A0506.01eUSASA**

**System name:** 506.01 Personnel Clearance Record (PCR) Files.

**System location:** Headquarters, US Army Security Agency (HQ USASA), ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212.

**Categories of individuals covered by the system:** All personnel assigned to or employed with USASA. All personnel who have been considered for assignment or employment with USASA concerning whom at least some preliminary inquiry has been made into the individual's background to determine that individual's suitability for assignmen /employment.

**Categories of records in the system:** File contains individual's full name, Social Security Number (SSN), Date and Place of Birth (DPOB), location from which the Department of Defense (DD) Form 398 (Statement of Personal History) was received, date individual's Background Investigation (BI) was initiated and completed, results of BI adjudication, agency which conducted the investigation, dossier number. When appropriate this record also contains a summary of adverse actions under provisions of Army Regulations 604-5 or 604-10; date investigation was initiated, summary of the results of investigation, a record of adjudicative action, disposition of files following final adjudication and special access authorization (e.g., National Security Agency, compartmented projects).

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Security Division, Deputy Chief of Staff, Security (DCSSEC) - To maintain a record of the information required to determine an individual's continued eligibility for assignment or employment with USASA and access to sensitive compartmented intelligence. The PCR provides a brief referral to past actions taken concerning an individual and to the location of the individual's dossier.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards, 5' x 8', maintained in mechanical rotary file cabinets.

**Retrievability:** Filed alphabetically by last name of individual concerned.

**Safeguards:** Building maintains security guards with controlled access to the building by means of badge system. Rotary file cabinets are locked when not in use. Records are accessible only to those individuals who are authorized such access after being properly screened, cleared, and trained.

**Retention and disposal:** Records are destroyed no later than 15 years after last action. They are retained in active file five years following the individual's termination of assignment with USASA and subsequently retired to Retired Records, ATTN: IAAG-AR, Arlington Hall Station, Arlington, VA 22212

**System manager(s) and address:** DCSSEC, HQ USASA, Arlington Hall Station, Arlington, VA 22212

**Notification procedure:** Information may be obtained from

HQ USASA (IASEC-C), Bldg A, Rm 1120
Arlington Hall Station
Arlington, VA 22212
Telephone (202) 692-6361

**Record access procedures:** Requests from individuals should be addressed to: HQ USASA, ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212.

Written requests for information should contain the full name of the individual, Date and Place of Birth, Social Security Number (SSN), current address, dates of service and location of employment with USASA. Visits are limited to appointments

For personal visits the individual should call the systems manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from HQ USASA, ATTN: IASEC-C, Arlington Hall Station, Arlington, VA 22212.

**Record source categories:** Application and related forms received from the individual pertaining to individual's eligibility for access to classified information; results of investigation by the Defense Investigative Service, results of investigation by the US Army Intelligence Agency, US Army Criminal Investigative Command or subordinate USASA Commands.

**Systems exempted from certain provisions of the act:** None

**A0506.02USASA**

**System name:** 506.02 Indoctrination/Debriefing/Travel Restriction Data Files

**System location:** Headquarters, US Army Security Agency (HQ USASA), ATTN: IASEC-SS, Arlington Hall Station, Arlington, VA 22212. Each USASA subordinate organization for the time that an individual is assigned to the unit.

**Categories of individuals covered by the system:** All personnel assigned to or employed with USASA who have been indoctrinated for access to Special Intelligence (SI).

**Categories of records in the system:** File contains individual's full name, Social Security Number (SSN), Date and Place of Birth (DPOB), dates individual was indoctrinated for access to Special Intelligence (SI), dates the individual was debriefed from access to SI, name of unit

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Management Division, Deputy Chief of Staff, Security (DCSSEC) - To maintain a record of all individuals who have had access to SI.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards, 5' x 8', maintained in file cabinets.

**Retrievability:** Filed alphabetically by last name of individual concerned.





**Safeguards:** File cabinets are locked when not in use. Records are accessible only to those personnel who have been trained in personnel security and cleared for access.

**Retention and disposal:** Records are permanent. Subordinate units of USASA forward the IA Form 30 to HQ USASA upon debriefing of individual. HQ USASA cuts off inactive files monthly, holds an additional month and then transfers them to Retired Records: ATTN: IAAG-AR, Arlington Hall Station, Arlington, VA 22212.

**System manager(s) and address:** DCSSEC, HQ USASA, Arlington Hall Station, Arlington, VA 22212.

**Notification procedure:** Information may be obtained from HQ USASA, ATTN: IASEC-SS, Arlington Hall Station, Arlington, VA 22212. Telephone (202) 692-6895.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER.

Written requests for information should contain the full name of the individual, DPOB, SSN, current address, dates of service and location of assignment with the USASA. Visits are by appointment.

For personal visits the individual should call the SYSMANAGER for appointment.

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from HQ USASA, ATTN: IASEC-SS, Arlington Hall Station, Arlington, VA 22212.

**Record source categories:** Application and related forms received from the individual authorized access to SI.

**Systems exempted from certain provisions of the act:** None

**A0508.01USACIDC**

**System name:** 508.01Informant Register

**System location:** Primary System-Operations Directorate, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

Decentralized Segments-USACIDC subordinate elements which exercise local administrative and technical control of informants; official mailing addresses are in the Department of Defense directory in the appendix to the Department of the Army systems notice.

**Categories of individuals covered by the system:** All individuals, civilian or military, who are utilized as information by USACIDC elements. 'Casual' informants, persons who walk in on a one time basis, are not documented at HQ, USACIDC primary system.

**Categories of records in the system:** Files contain cross indexed code numbers; name, race, military occupational specialty (MOS), sex, date and place of birth, home of record, educational level, area of utilization, civilian employment, handler, letters, vouchers, personal history, performance.

**Authority for maintenance of the system:** 10 USC 3012(g)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Operations Directorate, HQ USACIDC, and the operational field elements of USACIDC-to monitor performance and reliability, to check the utilization of informants by subordinate USACIDC elements when the informant has been transferred, to maintain an accounting of expenditures connected with the informant, to answer Congressional inquiries concerning misuse or mistreatment of informants or those who claim they were not informants, and to document fear-of-life transfers for military personnel informants.

Information concerning USACIDC informants is provided to the below listed agencies, components, or bureaus for the purposes of criminal investigative liaison and enforcement of criminal laws, civil court or administrative action for the identification and correction of situations indicative of criminal activity, analyzing modus operandi, and detection of organized criminal activity:

Department of Defense staff and subordinate elements.

Department of the Army staff, major commands and subordinate elements.

Department of the Air Force staff, major commands and subordinate elements.

Department of the Navy staff, major commands and subordinate elements.

United States Congress
US Immigration and Naturalization Bureau
Department of Justice
Federal Bureau of Investigation
National Security Agency
US Secret Service
US Marshal Service
US Postal Service
Department of the Treasury
Internal Revenue Service
Alcohol, Tobacco, and Firearms-Department of the Treasury
US Customs
US Department of State
Interpol
Central Intelligence Agency
Drug Enforcement Administration
Counsel of Governments, Washington, D.C. Metropolitan Area
Defense Supply Agency

Defense Investigative Service (DIS)-in addition, limited data is supplied for use in the Defense Central Index of Investigations which is managed by DIS.

Naval Investigative Service
Office of Special Investigations
Civil Service Commission
Federal Aviation Administration
Department of Agriculture
Defense Communications Agency
Defense Security Agency
Defense Nuclear Agency
Law Enforcement Assistance Association
Federal Prison Service
US Coast Guard
US Department of Transportation
Social Security Administration
Selective Service Commission
US Department of Commerce
Food and Drug Administration
Agency for International Development
US Park Police
US Capitol Police
Executive Protective Services
US Department of Labor
Federal Communications Commission
Federal Deposit Insurance Corporation
Federal Trade Commission
General Accounting Office
General Services Administration
US Department of the Interior
Interstate Commerce Commission
Securities and Exchange Commission
Housing and Urban Development
US Marines
Defense Intelligence Agency
Defense Mapping Agency
Defense Security Assistance Agency
Defense Civil Preparedness Agency
Defense Advance Research Project
Defense Contract Audit Agency

Foreign nations under the provisions of Status of Forces Agreements, Treaties, or formal or informal executive agreements; or for purpose of criminal investigative liaison.

Various state and local criminal law enforcement units, departments, or agencies.

Criminal law enforcement means any activity pertaining to crime prevention, control, or reduction or enforcement of the criminal law, including, but not limited to, police effort to prevent, control, or reduce crime, or to apprehend criminals, activities of courts having criminal jurisdiction and related agencies, activities of corrections, probation or parole authorities, and programs relating to the prevention, control, or reduction of juvenile delinquency or narcotic addiction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card files and paper records in file folders.

**Retrievability:** Records are retrieved by the individual's name, military occupational specialty (MOS), or code number.

**Safeguards:** HQ USACIDC buildings employ security guards, files are stored in locked containers during non-duty hours and are accessible only by the Informant Register Officer and an alternate.

USACIDC subordinate elements generally maintain a 24 hour duty officer, store the files in locked containers during non-duty hours and permit access only by Field Office Commander and the individual informant handler.

**Retention and disposal:** 3 years, or permanent.

**System manager(s) and address:** The Commander, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Notification procedure:** Information may be obtained from:

Commander



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USACIDC
ATTN: CIJA-RI
5611 Columbia Pike
Falls Church, VA 22041

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIJA-RI, 5611 Columbia Pike, Falls Church, VA 22041.

Written request for information should contain the full name of the individual, address, date of birth. Personal visits should be made to: Office of the Staff Judge Advocate-Release of Information, USACIDC, 5611 Columbia Pike, Falls Church, VA.

For personal visits, the requesting individual must present positive identification, such as a driver's license or other identification card with a photograph, in addition to the information required for written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER, ATTN: CIJA-RI.

**Record source categories:** The military personnel records if the informant is in the military, or the civilian personnel records if the person is a civilian employee.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552 a (j) or (k), as applicable For additional information, contact the System Manager.

**A0508.04USACIDC**

**System name:** 0508.04 US Army Criminal Investigation Fund Vouchers.

**System location:** Primary System-Comptroller, US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

Decentralized Segments-USACIDC subordinate elements. Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Any special agent of USACIDC or Military Police Investigator (MPI), US Army, who has made expenditures of or has requested reimbursement from USACIDC limitation 015 contingency funds, (described in Army Regulation (AR) 37-47).

**Categories of records in the system:** Files contain the USACIDC special agent's or MPI's name, reason for such expenditure, grade, receipts, certificates of expenditure when receipts are unavailable, statements by persons as to the receipt of funds and/or reasons for such payment, or cash advances.

**Authority for maintenance of the system:** 10 USC 3012(g).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USACIDC personnel with a need to know-to maintain a proper accounting of the expenditure of USACIDC funds.

Department of the Army staff, major commands and subordinates with a need to know-to monitor the proper accounting of USACIDC funds.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by voucher number only at Headquarters (HQ) USACIDC. Filed by the individual's name at USACIDC subordinate levels.

**Safeguards:** Subordinate USACIDC elements generally employ 24 hour duty officers and maintain the records in locked buildings. Access is limited to authorized personnel.

HQ USACIDC buildings employ security guards; records are maintained in locked rooms; and access is limited to authorized personnel

**Retention and disposal:** Clothing records are transferred with the USACIDC special agents.

Individual vouchers are destroyed eight years after the last entry.

**System manager(s) and address:** The Commander, US Army Criminal Investigation Command, 5611 Columbia Pike, Fall Church, VA 22041.

**Notification procedure:** Information may be obtained from

Commander
USACIDC
ATTN: CIJA-RI
5611 Columbia Pike
Falls Church, VA 22041

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIJA-RI, 5611 Columbia Pike, Falls Church, VA 22041.

Written requests for information should contain the individual's full name, address, and date of birth. Personal visits should be made to Office of the Staff Judge Advocate-Release of Information, USACIDC, 5611 Columbia Pike, Falls Church, VA 22041.

For personal visits, the requesting individual must present positive identification, such as a driver's license or other identification card with a photograph, in addition to the information required in written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the sysmanager, ATTN: CIJA-RI.

**Record source categories:** Special agent or MPI, informant, or other persons' statements pertaining to expenditures.

**Systems exempted from certain provisions of the act:** None

**A0508.07ACIDC**

**System name:** 508.07 Criminal Investigation Accreditation Files

**System location:** Primary System-Accreditation Division, Directorate of Personnel and Administration, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

Decentralized Segments-Crime Records Directorate, USACIDC, 2301 Chesapeake Avenue, Baltimore, MD 21222; Washington National Records Center, GSA, Suitland, MD.

**Categories of individuals covered by the system:** Any person who makes an application to the USACIDC for acceptance into the USACIDC program as an apprentice special agent; for a warrant officer appointment in USACIDC; for USACIDC supervisor credentials; for the USACIDC officer specialty program; or for USACIDC laboratory technician credentials.

**Categories of records in the system:** Files contain the individual's application to USACIDC, a statement of personal history, personal identifiers, photographs, fingerprint cards, qualifications record, biography, information pertaining to assignment capability or location, letters of recommendation, educational documents, character investigation data, reclassification orders, reassignment orders, commander's inquiry data, reports of investigation, reasons for withdrawal from the program, reason for denying the application, date of acceptance into the program, date appointed (if an officer or warrant officer), date of accreditation, badge number, credential number polygraph certificate number (if a certified polygraph examiner), agent sequence number, assignment, date assigned, marital status, and other data pertaining to the accreditation function.

**Authority for maintenance of the system:** 10 USC 3012(g).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Staff elements of USACIDC with a need to know to determine an applicant's initial acceptance or non-acceptance into the USACIDC program, and if accepted the individual's continued eligibility, placement or standing within the USACIDC program.

Military Intelligence Command, for storage and utilization in determining security classifications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Alpha file-paper records in file folders

Criminal Investigator Information Data Card-vertical card file
Machine Punch Card System-vertical card file.

**Retrievability:** Alpha Card File, Criminal Information Card, and Machine Punch Card Systems are all retrievable by last name of the individual.

**Safeguards:** HQ USACIDC buildings employ security guards, material is stored in locked containers during non-duty hours, and is accessible only by authorized personnel.

Crime Records Directorate building employs security guards, data is stored within a locked wire enclosure, and is accessible only by authorized personnel.

Washington National Records Center-buildings employ security guards during non-duty hours, 24 hour intrusion alarms, and locked external doors, and is accessible only by authorized personnel.

**Retention and disposal:** Alpha files; files of approved applicants are retained in the active file until the individual retires, is released from active duty, or is voluntarily or involuntarily removed from the USACIDC program, the file is placed in an inactive storage at HQ USACIDC for the remainder of that year plus two additional years; it is then transferred to the Washington National Records Center where it is stored for eight additional years and then destroyed; files of personnel not accepted into the USACIDC program are retained in inactive storage at HQ USACIDC for the remainder of that year plus one additional year and then destroyed.

Criminal Investigation Information Data Cards are maintained permanently.

Machine Punch Cards are maintained only during such time as the individual is currently in the USACIDC program and are destroyed upon cessation of that status.

**System manager(s) and address:** The Commander, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Notification procedure:** Information may be obtained from:

Commander
USACIDC
ATTN: CIJA-RI
5611 Columbia Pike
Falls Church, VA 22041
Telephone

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIJA-RI, 5611 Columbia Pike, Falls Church, VA 22041.

Written requests for information should contain the full name of the individual, address, date of birth, and whether or not the individual has ever applied for the USACIDC program. Personal visits should be made to: Office of the Staff Judge Advocate-Release of Information, USACIDC, 5611 Columbia Pike, Fall Church, VA.

For personal visits, the requesting individual must present positive identification, such as a driver's license or other identification card with a photograph, in addition to the information required for written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the sysmanager, ATTN: CIJA-RI.

**Record source categories:** Previous or present employers, financial institutions, educational institutions, trade or fraternal organizations, neighbors past and present, work associates, social acquaintances, churches, public records, current and past commanders, and other investigative departments both within and without the Department of the Army and the Federal Government.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0508.09DAPE**

**System name:** 0508.09 FBI Criminal-Type Reporting Files

**System location:** Primary System-Crime Records Directorate, US Army Criminal Investigation Command, 2301 Chesapeake Avenue, Baltimore, MD 21222.

Decentralized copies - A copy is furnished major commands for use in determining administrative or judicial remedies at the respective military installation. Official mailing addresses are in the Department of Defense directory in the appendix.

**Categories of individuals covered by the system:** Any member or civilian employee of the Active Army or Reserve Components involved in criminal activity.

**Categories of records in the system:** File contains criminal investigative reports; testimony of witnesses; substantiating records and related evidence of criminal activity.

**Authority for maintenance of the system:** Section 3012 (j), Title 10 US Code, 'Secretary of the Army: powers and duties; delegation by '

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Enforce military and civil laws on Army installations; determine whether an offense was committed; establish responsibility for criminal offenses, provide evidence to commander for administrative or judicial remedies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by full name and SSN, then unique investigation report number.

**Safeguards:** Building employs security guards. Records maintained in areas accessible only to authorized personnel properly trained who have need for access.

**Retention and disposal:** Retained 40 years by US Army Criminal Investigation Command.

Other user agencies destroy on completion of useful life of the documents.

**System manager(s) and address:** Commander, US Army Criminal Investigation Command, Crime Records Directorate, 2nd and R Street, SW, Washington, DC 20318.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additonal information, contact the System Manager.

**A0508.11ACIDC**

**System name:** 508.11 Criminal Investigation Case Files, Crime Laboratory Reporting Files.

**System location:** Primary System - Crimes Record Directorate, US Army Criminal Investigation Command (USACIDC), 2301 Chesapeake Avenue, Baltimore, MD 21222.

Decentralized Segments - Headquarters (HQ), USACIDC and all USACIDC subordinate elements, official mailing addresses are in the Department of Defense directory in the appendix to the Department of the Army systems notice; Defense Investigative Service, Fort Holabird, MD, automated index to drug offenders in case files; US Army Personnel Center, 200 Stovall Street, Alexandria, VA, automated suspense index on the disposition of offenders in case files.

**Categories of individuals covered by the system:** Any individual, civilian or military, involved or suspected of being involved in or reporting possible criminal activity affecting the US Army's interests, property, and/or personnel.

**Categories of records in the system:** Files contain names, social security numbers, rank, units, location, date and place of birth, physical descriptions, chronology of events, Action Officer's activity summary, letters, messages, notes; reports of investigation containing witness statements, subject statements, agents statements, laboratory reports, documentary evidence, polygraph examination reports, physical evidence, summary data and administrative data pertaining to the preparation and distribution of the report; basis for the action (allegations), Serious and Sensitive Incident reports, talking papers, fact sheets, aliases, descriptions, modus operandi, and other investigative information from Federal, State, and local investigative agencies and departments. Indices contain codes for the type of crime, location of investigation, year and date of offense, names and personal identifiers of persons who have been subjects of electronic surveillance, suspects, subjects and victims of crimes, the report number which allows access to the files noted above; agencies, firms, Department of the Army, and Department of Defense organizations which were the subjects or victims of criminal investigations; and disposition and suspense of offenders listed in criminal investigative case files.

**Authority for maintenance of the system:** 10 USC 3012 (g)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ USACIDC and all USACIDC subordinate elements - to accomplish the USACIDC investigative duties assigned by the Department of the Army, to include criminal investigations and crime prevention activities; to accomplish various management functions such as case analysis, statistical compilations, quality control, review to insure that the completed investigations are legally sufficient, and overall improvement in techniques, training and professionalization.

Information concerning criminal or possible criminal activity is provided to the below listed agencies, components, or bureaus for the purposes of criminal investigative liaison and enforcement of criminal laws, civil court or administrative action for the identification and correction of situations indicative of criminal activity, analyzing modus operandi, and detection of organized criminal activity:

Department of Defense staff and subordinate elements.
Department of the Army Staff, major commands and subordinate elements.
Department of the Air Force Staff, major commands and subordinate elements.
Department of the Navy Staff, major commands and subordinate elements.
United States Congress
US Immigration and Naturalization
Department of Justice
Federal Bureau of Investigation
National Security Agency





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US Secret Service
US Marshal Service
US Postal Service
Department of the Treasury
Internal Revenue Service
Alcohol, Tobacco, and Firearms-Department of the Treasury
US Customs
US Department of State
Interpol
Central Intelligence Agency
Drug Enforcement Administration
Counsel of Governments, Washington, D.C. Metropolitan Area.
Defense Supply Agency
Defense Investigative Service (DIS)-in addition, limited data is supplied for use in the Defense Central Index of Investigations which is managed by DIS.
Naval Investigative Service
Office of Special Investigations
Civil Service Commission
Federal Aviation Administration
Department of Agriculture
Defense Communications Agency
Defense Security Agency
Defense Nuclear Agency
Law Enforcement Assistance Association
Federal Prison Service
US Coast Guard
US Department of Transportation
Social Security Administration
Selective Service Commission
US Department of Commerce
Food and Drug Administration
Agency for International Development
US Park Police
US Capitol Police
Executive Protective Services
US Department of Labor
Federal Communications Commission
Federal Deposit Insurance Corporation
Federal Trade Commission
Government Accounting Office
Government Services Administration
US Department of the Interior
Interstate Commerce Commission
Securities and Exchange Commission
Military Transportation Major Command
Housing and Urban Development
Drug and Alcohol Abuse Directive
US Marines
Defense Intelligence Agency
Defense Mapping Agency
Defense Security Assistance Agency
Defense Civil Preparedness Agency
Defense Advance Research Projects
Defense Contract Audit Agency
Foreign nations under the provisions of Status of Forces Agreements, Treaties, or formal or informal executive agreements; or for purpose of criminal investigative liaison.
Various State and local criminal law enforcement units, departments, or agencies
Criminal law enforcement means any activity pertaining to crime prevention, control, or reduction or enforcement of the criminal law, including, but not limited to, police efforts to prevent, control, or reduce crime, or to apprehend criminals, activities of courts having criminal jurisdiction and related agencies, activities of corrections, probation or parole authorities, and programs relating to the prevention, control, or reduction of juvenile delinquency or narcotic addiction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders
Card files and indexes
Automated indexes

**Retrievability:** Information is retrievable by reference to the name of the individual or other identifer.

**Safeguards:** Crime Records Directorate buildings employ security guards, locked wire enclosures, and access is limited to authorized personnel.

HQ USACIDC buildings employ security guards, information is stored in locked containers or rooms during non-duty hours, and access is limited to authorized personnel.

Subordinate elements of USACIDC buildings generally employ 24 hour duty officers, store the information in locked containers or rooms, and access is limited to authorized personnel.

Defense Investigative Service-buildings employ security guards, automated system is within a controlled access area, and data is accessible only by authorized personnel.

US Army Personnel Center-buildings employ security guards, rooms and data are only accessible by authorized personnel.

**Retention and disposal:** Most files are retained permanently.

Some data is retained for an indefinite period, as a disposition policy has not yet been determined.

Laboratory reports at the USACIDC laboratory level are destroyed after three years.

USACIDC subordinate elements, other than the laboratories and Crime Records Directorate, retain case files for periods ranging from 1 to 5 years depending on the level of such unit and the data involved.

**System manager(s) and address:** The Commander, Headquarters (HQ), US Army Criminal Investigation Command (USACIDC), 5611 Columbia Pike, Falls Church, VA 22041.

**Notification procedure:** Information may be obtained from:

Commander
USACIDC
ATTN: CIJA-RI
5611 Columbia Pike
Falls Church, VA 22041
Telephone

**Record access procedures:** Requests from individuals should be addressed to: Commander, USACIDC, ATTN: CIJA-RI, 5611 Columbia Pike, Falls Church, VA 22041.

Written requests for information should contain the full name, address, and date of birth. Personal visits should be made at: Office of the Staff Judge Advocate-Release of Information, USACIDC, 5611 Columbia Pike, Falls Church, VA.

For personal visits, the requesting individuals must present positive identification, such as a driver's license or other identification card with a photograph in addition to the information required in written requests.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the sysmanager, ATTN: CIJA-RI.

**Record source categories:** Suspects, witnesses, victims, USACIDC special agents and other personnel, informants; various Department of Defense, Federal, State, and local investigative agencies; departments or agencies of foreign governments; and any other individual or organization which may supply pertinent information.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additinal information, contact the Systems Manager.

**A0508.16DAPE**

**System name:** 508.16 Absentee Case Files

**System location:** Primary System - US Army Deserter Information Point (USADIP), US Army Enlisted Records Center, Fort Benjamin Harrison, IN 46249.

Manual Backup Records - US Army Deserter Information Point (USADIP), US Army Enlisted Records Center, Fort Benjamin Harrison, IN 46249.

Decentralized segments - copies are maintained at the installation initiating the report and at respective law enforcement agencies. Official mailing addresses are in the Department of Defense directory in the appendix. Mailing addresses for law enforcement agencies are in the USADIP official records.

**Categories of individuals covered by the system:** Any active Army member absent without proper authority and administratively designated as a deserter in accordance with AR 630-10, Absenteeism and Desertion.

**Categories of records in the system:** File contains reports and records which document the absence; notice of unauthorized absence from US Army which constitutes the warrant for arrest; notice of return to military control or continued absence in hands of civil authorities.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Furnished to local, State and Federal law enforcement authorities in automated and manual form for the purpose of support in the apprehension, detention and return of offenders to military custody.

To examine the causes of absenteeism and develop programs to deter unauthorized absences.

Entered in the FBI National Crime Information Center wanted person file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated-Verified desertions are stored on the Deserter Verification Information System (DVIS) at the USADIP.

Paper source documents and the Record Copy of the Arrest Warrant are maintained as paper records in official military personnel files.

**Retrievability:** Access through alpha-numeric inquiry using name plus any numeric identifier such as date of birth, SSN, or Army serial number.

Manual backup records are filed alphabetically by last name.

**Safeguards:** Automated and manual records are available to authorized individuals on need-to-know basis.

Manual records are stored in facilities manned 24 hours, 7 days a week. Records are in areas accessible only to authorized personnel properly trained and performing duties which authorize access to official personnel folders.

**Retention and disposal:** Automated records are cleared when subject returns to military custody; is discharged; or dies. Records are cleared whenever subject is no longer wanted for unauthorized absence.

Manual backup records are retained in official personnel records until they have served their useful purposes; are destroyed; or retired with the personnel folder.

**System manager(s) and address:** Manual backup records - CDR, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicabel For additional information contact the System Manager.

None

**A0508.17DAPE**

**System name:** 508.17 MP Reporting Files

**System location:** Copies of reports are maintained at the installation producing the report. Official mailing addresses are in Department of Defense directory in the appendix. Original reports of special categories of military police investigations, defined in AR 190-45, are maintained at Crime Records Directorate, US Army Criminal Investigation Command, Wash DC 20318.

**Categories of individuals covered by the system:** Any citizen who is the subject, victim, complainant, or witness in connection with a complaint.

**Categories of records in the system:** File contains the report (DA Form 3975) with supporting documents such as statements, affidavits, copies of provisional passes, receipts of prisoners or detained persons, disposition, and similar documents. System includes card indexes containing the names of persons who are identified in MP reports as subject, victim, complainant, or witness.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military police reports contain investigative information acquired pursuant to routine complaints received and incidents observed by or reported to military police. The reports provide the detailed information necessary for agency officials, commanders, or civil criminal justice agencies to meet their responsibilities regarding the maintenance of discipline, law and order through investigation and possible criminal prosecution, civil court action, or regulatory order. Routine users within the agency include: Commanders in exercising their authority under the provisions of Chap 47, Title 10, US Code, 'Uniform Code of Military Justice'; persons designated by the commander to assist him in carrying out his judicial and administrative responsibilities, i.e., staff judge advocate, investigating officers appointed in accordance with Army regulations, military intelligence personnel in those incidents involving poor actual sabotage or espionage; other persons having a need for such information, e.g., Army-Air Force Exchange System in reports pertaining to criminal incidents involving the System; US Army Criminal Investigation Command for those incidents within their jurisdiction for investigation; and law enforcement personnel of other Armed services when such service personnel are involved. Military police reports will be furnished to criminal justice elements outside of the agency for investigation and prosecution when such cases fall within their jurisdiction or concurrent jurisdiction is applicable. These include: Federal Bureau of Investigation; Drug Enforcement Adminstration; US Customs Service; Bureau of Alcohol, Tobacco and Firearms; US District Courts; US Magistrates; local law enforcement agencies; local 'wildlife conservation' agencies; and in oversea areas, host government law enforcement agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and index cards.

**Retrievability:** Filed chronologically by number, by calendar year, with alphabetical cross reference index file.

**Safeguards:** Distribution controls are specified by AR 190-45, and only authorized personnel have access to files. Physical security measures include locked containers/storage areas, controlled personnel access, and continuous presence of authorized personnel.

**Retention and disposal:** Destroyed after five years at installations; destroyed 40 years after final action at Crime Records Directorate.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, Wash DC 20310; Crime Records Directorate, US Army Criminal Investigation Command, Wash DC 20318.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

None

**A0508.24DAPE**

**System name:** 508.24 Serious Incident Reporting Files

**System location:** Primary System - Law Enforcement Division, Human Resources Development Directorate, Office of the Deputy Chief of Staff for Personnel, Department of the Army, (DAPE-HRE).

Decentralized Copies - Copies are maintained at the installation initiating the report and at the respective major Army command. Official mailing addresses are in the Department of Defense directory in the appendix.

**Categories of individuals covered by the system:** Any citizen identified as the subject or victim of a serious incident reportable to Department of the Army in accordance with Army Regulation 190-40, Military Police Serious Incident Report. This includes in general any criminal act or other incident which because of its sensitivity or nature, publicity or other considerations should be brought to the attention of Headquarters, Department of the Army.

**Categories of records in the system:** File contains the initial report of the incident plus any supplemental reports including reports of final adjudication.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide the chain of command with timely information regarding serious incidents to permit a valid early determination of possible implication; to provide an early indication of acts or conditions which may have widespread adverse publicity; to provide a means of analysis of crime and conditions conducive to crime on which to base crime prevention policies and programs; and to meet the general needs of Department of the Army staff agencies for information regarding selected incidents which impact on their respective areas of responsibility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed numerically by installation report sequence number.







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**Safeguards:** Building employs security guards and controls access. Distribution and access to files based on strict need to know. Files contained in locked safes when not under personal supervision of authorized personnel.

**Retention and disposal:** Destroyed one year after receipt of final report.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 55 USC 552a or (k), as applicable. For additonal information contact the System Manager.

**A0509.03DAPE**

**System name:** 509.03 Trophy Firearm Registration

**System location:** Primary System-Headquarters, Department of the Army, (DAPE-HRE-CP), Washington, DC 20310.

Decentralized copies of War Trophy Firearm (WTF) Registration records are maintained at the offices of provost marshals initiating the record. Official mailing addresses are in the Department of Defense directory in the appendix.

**Categories of individuals covered by the system:** Members of the Armed forces of the US who acquire, during periods of hostilities, firearms approved for personal retention as war trophies.

**Categories of records in the system:** File contains record copies of DD Form 603, Registration of War Trophy Firearm acquired by military personnel in combat areas or zones during periods of hostilities.

**Authority for maintenance of the system:** Section 3012(g), Title 10 US Code 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Review to assure acquisition is authorized as a war trophy firearm within the meaning of the National Firearms Act and Title 18 US Code, Section 102.

To certify ownership of such weapons involved in criminal activities.

To verify importation authorization, after the weapon has been imported.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinets.

**Retrievability:** Filed alphabetically by last name of owner.

**Safeguards:** Building employs security guards. Records accessible only to authorized personnel.

**Retention and disposal:** Records are retained in (HQDA) files until end of calendar year in which hostilities ceased, held one additional year in HQDA or until arrangements are complete to transfer the records to the Bureau, Alcohol, Tobacco and Firearms, Department of Treasury, Washington, DC 20220.

File copies are retained by originating unit for 3 years.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additonal information, contact the Systems Manager.

**A0509.09DAPE**

**System name:** 509.09 Traffic Law Enforcement Files

**System location:** Files are maintained at the installation producing the files. Official mailing addresses are in Department of Defense directory in appendix.

**Categories of individuals covered by the system:** Any citizen who, at a military installation, registers a privately owned motor vehicle; is subject of a traffic violation/summons; is a subject, victim, complainant or witness to a traffic accident; or has a parking permit.

**Categories of records in the system:** Files contain: documents used to register privately owned motor vehicles and to record moving traffic violations and chargeable accidents of individual drivers; accident reports; traffic violation reports, notices and summons; and documents relating to issuance of parking permits.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Vehicle registration information is collected to assist the commander in carrying out effective law enforcement, traffic safety, and crime prevention programs. Vehicle registration facilitates Department of Army compliance with Highway Safety Program Standards (23 USC 402) that have been made applicable to federally administered areas. Information is released only to authorized law enforcement agencies upon request. To assist in identification and apprehension of individuals who commit traffic and criminal offenses. Traffic violation reports, notices, and summons are: basis for disciplinary action by commander IAW Chap 47, Title 10, US Code, 'Uniform Code of Military Justice'; referred to US Magistrates and US District Courts IAW Sec 13, Title 18, US Code, 'Assimilated Crimes; and referred to Department of Defense agencies and host State Motor Vehicle Departments for appropriate driver improvement measures including suspension/revocation of driving privelege, remedial driver training, counseling, or rehabilitation/treatment. Accident reports, which include violation data described above, are used to identify factors contributing to the causes of accidents, injuries, and deaths as a means for initiating appropriate measures (engineer, enforcement, educational) to reduce the frequency/severity of accidents occurring on military installations. Accident reports are routinely distributed to commanders, safety directors, facility engineers, and staff judge advocates. Disclosure outside the agency is only made upon request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card files.

**Retrievability:** Vehicle registrations are filed alphabetically by name, and/or by any category of information contained therein; traffic violations are filed alphabetically by name; and accident reports are filed by location of accident. A cross-reference index is maintained.

**Safeguards:** Distribution controls are outlined in AR 190-45, and only authorized personnel have access to files. Physical security measures include locked containers/storage areas, controlled access, and continuous presence of authorized personnel.

**Retention and disposal:** Destroyed after two years or discontinuance, unless transferred with individual upon reassignment.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, Washington DC 20310, and installation commanders producing the records.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the systems manager.

**A0509.18DAAG**

**System name:** 509.18 Solicitation Ban List Files.

**System location:** Field Policy Division, Administrative Management Directorate, The Adjutant General Center.

**Categories of individuals covered by the system:** Any individual whose on base solicitation privilegges have been withdrawn by the Department of the Army or the Department of the Navy.

**Categories of records in the system:** File contains individuals name and the name of the company he represented.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Major Army commands, OASD (M&RA), Dept of the Navy and Dept of the Air Force. To deny solicitation privileges to individuals who have been banned from military installations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Alphabetical list.

**Safeguards:** Records are maintained in area accessible only to authorized personnel.





**Retention and disposal:** Retained in active file until new list is published and then destroyed.

**System manager(s) and address:** The Adjutant General. Headquarters Department of the Army, the Pentagon, Washington, DC

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-AMP)
Room GA 172
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693/0718

**Record access procedures:** Requests for information should be addressed to: Headquarters, Department of the Army (DAAG-AMP) Room GA 172, Forrestal Building, Washington, DC 20314.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAAG-AMR-S), Washington, DC 20314.

**Record source categories:** Names of agents forwarded to HQDA by Army installations recommending Army-wide withdrawal of solicitation privileges and approved by HQDA.

**Systems exempted from certain provisions of the act:** None

**A0509.18DAPE**

**System name:** 509.18 Expelled or Barred Person Files

**System location:** Files are maintained at the installation producing the files. Official mailing addresses are in Department of Defense directory in appendix.

**Categories of individuals covered by the system:** Any citizen who is expelled or barred from an Army installation.

**Categories of records in the system:** Files contain: expulsion orders, investigative reports to include related documents leading to expulsion and barring, and an alphabetical list of those individuals so expelled or barred.

**Authority for maintenance of the system:** Section 1382, Title 18, US Code, 'Entering military, naval, or Coast Guard property.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to assist the commander in carrying out responsibilities required by above cited statute. Information is not disclosed outside the agency except in those instances where it would be furnished to representatives of US District Courts in connection with the investigation and prosecution of a violation of the cited statute.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Distribution and access to files based on strict need to know. Physical security measures include locked containers/storage areas, controlled personnel access, and continuous presence of authorized personnel.

**Retention and disposal:** Destroyed on revocation, or upon discontinuance.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, Wash DC 20310.

**Notification procedure:** See exemption

**Record access procedures:** See exemption

**Contesting record procedures:** See exemption

**Record source categories:** See exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems manager.

**A0509.19DAPE**

**System name:** 509.19 Military Police Investigator Certification Files

**System location:** Primary System - Law Enforcement Division, Human Resources Development Directorate, Office of the Deputy Chief of Staff for Personnel, Headquarters, Department of the Army (DAPE-HRE), Wash DC 20310

Decentralized Copies - Correspondence relating to certification is maintained at the installation initiating request and at respective major Army command. Official mailing addresses are in the Department of Defense directory in appendix.

**Categories of individuals covered by the system:** Any individual who has been nominated by a commander for certification as a Military Police Investigator.

**Categories of records in the system:** Files contain: requests, name checks, background checks, approvals, disapprovals, appeals, rebuttals, and related documents.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: power and duties; delegation by.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to establish eligibility and suitability of individuals to be certified as Military Police Investigators. Information is not disclosed outside of the agency, and within the agency access to records containing adverse suitability information is restricted by use of protective markings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder and card indexes.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Building employs security guards and controls access. Distribution and access to files based on strict need to know. Files contained in locked cabinets when not under personal supervision of authorized personnel.

**Retention and disposal:** Destroyed upon individuals' release from active service or three years after involuntary withdrawal of certification.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, Wash DC 20310.

**Notification procedure:** See exemption

**Record access procedures:** See exemption

**Contesting record procedures:** See exemption

**Record source categories:** See exemption

**Systems exempted from certain provisions of the act:** Parts fo this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

None

**A0509.19USAREUR**

**System name:** 509.19 POV and Firearm Registration Files

**System location:** US Army, Europe (USAREUR) Motor Vehicle Repository, Army Post Office (APO) New York 09102, Heidelberg, Federal Republic of Germany

**Categories of individuals covered by the system:** Any member of the Armed Forces, Department of the Army Civilian (DAC), contract civilian, tourist or dependent who has requested regostratopm pf a ×rovate;u pwmed vehicle (POV) or priavtely owned fire arm or obtained an operators license in the USAREUR Motor Vehicle Registry System.

Persons who have been charged with a violation of USAREUR traffic regulations or who have been victioms of an accident.

**Categories of records in the system:** Individual privately owned vehicle records, (AE Form 1598), individual operators license record (AE Form 3398), individual privately owned firearms record (AE Form 49), military police(MP), and criminal investigation detachment (CID) reports.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of system is to record data to insure the issuance and control of privately owned vehicle operators license, the registration of privately owned vehicles and firearms, and related services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper printouts; computer cards.

**Retrievability:** Alphabetically, by last name, social security number, chassis number, weapon serial number, and operators license number.

**Safeguards:** Building has employees who make periodic and scheduled checks. Records are in areas accessible only to authorized personnel that are screened, cleared and trained. Computer programs have safety checks and validation codes.

**Retention and disposal:** Records are held in active file one year, inactive file two years and warehouse three years for a total of six years. Destroyed by burning.

**System manager(s) and address:** Registrar/Custodian, USAREUR Motor Vehicle Registry, APO New York 09102

**Notification procedure:** Requests from individuals should be addressed to the above SYSMANAGER.



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Written requests should contain full name of individual and social security number.

For personal visits, the individual must provide some acceptable identification, that is ID card, drivers license, POV registration certificate, and verbal information that can be verified with his case folder.

**Record access procedures:** Requests should be addressed to the USAREUR Motor Vehicle Registry, APO New York 09102

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from USAREUR Motor Vehicle Registry, APO New York 09102

**Record source categories:** Individual application requesting registration documents or valid license, MP and CID reports.

**Systems exempted from certain provisions of the act:** None

**A0601.07AMC**

**System name:** 601.07 Alcohol and Drug Reference Paper Files

**System location:** Alcohol and Drug Control Office, Headquarters and Installation Support Activity (ECOM), Fort Monmouth.

**Categories of individuals covered by the system:** Military, retired military, military dependents, and civilian employees with drug or alcohol problems.

**Categories of records in the system:** Chronological record of medical care and personel information provided by the individual.

**Authority for maintenance of the system:** USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as tool for counselors in treatment of individuals in program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by last name of individual.

**Safeguards:** Kept in security cabinet with 3 position dial lock.

**Retention and disposal:** Records are destroyed by Alcohol and Drug Control Office one year after completion or termination of counseling.

**System manager(s) and address:** Headquarters and Installation Support Activity (ECOM), Fort Monmouth, NJ 07703.

**Notification procedure:** Information may be obtained from:

Headquarters and Installation Support Activity (ECOM)
Alcohol and Drug Control Office
Fort Monmouth, NJ 07703
Telephone: Area Code 201/532-2415

**Record access procedures:** Requests from individuals should be addressed to: Headquarters and Installation Support Activity (ECOM), SELHI-ADCO, Fort Monmouth, NJ 07703

Written requests should contain the full name, rank, and social security number.

For personal visits, individual must be able to provide a valid identification card or driver's license.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All information is obtained by interview with the individual.

**Systems exempted from certain provisions of the act:** None

**A0606.07DAIG**

**System name:** 606.07 Safety Award Files

**System location:** Decentralized maintenance-Safety Offices at all levels of command including Department, Major Command and Installation level.

**Categories of individuals covered by the system:** Any Department of the Army military/civilian personnel, who have received or who have been considered for an award for accomplishments in the safety field, that is, operators of Army motor vehicles/equipment, and other deserving individuals.

**Categories of records in the system:** File contains approved requests, orders, certificates, citations, disapproved requests and similar or related documents reflecting the consideration and selection of individuals for recognition of outstanding effort and achievement in the prevention of accidents.

**Authority for maintenance of the system:** Public Law 91-596, Section 19, Occupational Safety and Health Act of 1970; and Section 2, Executive Order 11807, Occupational Safety and Health Programs for Federal Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Safety Offices at all levels of command including Department, Major Command, and Installation Level use documents in this file for history of outstanding individual effort and achievement in the prevention of accidents. The file is used to evaluate the need for additional awards for outstanding individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** File is arranged by time interval such as by month, quarter, year, as required for promotion of accident prevention; within time interval, documents are filed alphabetically by the last name of award recipient.

**Safeguards:** Buildings are kept locked, and records are maintained in areas accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Office performing award selection responsibility: Permanent.

Recipient offices: Permanent

All other offices: Destroyed after 2 years, or on discontinuance, whichever is first.

**System manager(s) and address:** Army Director of Safety. Headquarters, Department of the Army, Office of the Inspector General and Auditor General, Washington, DC 20310.

**Notification procedure:** Information may be obtained from:

HQDA (DAIG-SD)
Room 1D713
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-7291

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAIG-SD), Washington, DC 20310.

Written requests for information should contain full name of recipient, date and location of award presentation, current address, and telephone number.

For personal visits, the individual should be able to provide acceptable identification such as drivers license or employing office identification card.

**Contesting record procedures:** The agency's rule for access to records and for contesting content and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Documents supporting outstanding effort and achievement in accident prevention such as accident history, driver record, efforts made in safety promotion and education as supplied by the applicable unit, is used toward the completion of the award process.

**Systems exempted from certain provisions of the act:** None

**A0607.01aDAIG**

**System name:** 607.01 Accident and Incident Files

**System location:** Data Processing Division, Managment Information Systems Directorate, US Army Agency for Aviation Safety (USAAAVS).

**Categories of individuals covered by the system:** Aviation Personnel: Flight crews, aviation ground support personnel, supervisory personnel, and others concerned with aircraft involved in accidents or incidents reportable to the Army.

Non-Aviation Personnel: Military and civilian personnel who were injured or otherwise involved in aaircraft accident or incident reportable to the Army.

**Categories of records in the system:** File contains individual's background data (such as age, sex, flight qualifications, etc.), medical data (such as injuries and traumas), equip- ment data (such as helmet worn and its performance), psychological and physiological data, survival, rescue, and escape information, role or involvement in accident or incident.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAAAVS - Information is collected for accident prevention purposes. Information on involved individuals is used in human behavior studies and factor analyses aimed at identifying and isolating the cause and effect of aviation mishapsl and in the administration of the Department of the Army Broken Wing Aviation Safety Award.

Army aviation units are provided information for the issuance of safety awards.

Aviator's commander is provided information for selection of instructor pilots and the issuance of individual awards.

National Guard units are provided the aircraft accident history of applicants for appointment to aviation positions in the Guard.

Information may be provided to appropriate individuals/organizations under the Freedom of Information Act.

Information from accident reports is provided aircraft manufacturers solely for accident prevention purposes.

Information from accident reports is used to promote aviation safety in articles published by USAAAVS and instructional classes taught by USAAAVS personnel.

Various Department of Defense (DOD) Organizations, such as the Air Force and Naval Safety Centers and other Federal agencies, such as the Federal Aviation Administration, are provided information for the pursuit of aviation safety.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Aircraft accident reports are privileged documents and contain FOR OFFICIAL USE ONLY markings. The reports cannot be used as evidence or to obtain evidence in determining the misconduct or line-of-duty status of any personnel; as evidence before evaluation boards; or as as evidence to determine pecuniary liability (para 7-ld, AR 95-5).

**Storage:** Automated portions of the accident reports are maintained on magnetic tape and magnetic disk and can be made available on computer paper printouts. All portions of the accident report are permanently recorded on roll microfilm.

**Retrievability:** Primary access is through the mishap case number. However, a case may be accessed through a number of identifying elements, such as the date, time, and location of the mishap, the aircraft serial number, the type of aircraft, and similar characteristics. Cases may also be accessed by the name and/or social security account number of involved personnel.

**Safeguards:** Automated files are maintained in the Data Center, a restricted access area with controlled entrances and a sign in register. Only authorized personnel are permitted access. Microfilm and hard copy documents are stored in locked and secure areas.

**Retention and disposal:** Files are maintained indefinitely for use in historical statistical research.

**System manager(s) and address:**

Commander, USAAAVS.

**Notification procedure:** Information can be obtained by contacting

USAAAVS
ATTN: IGAR-D
Fort Rucker, AL 36360

Individuals should provide their full name, social security number, dates of military service and any other pertinent information, such as date and location of the mishap, etc.

**Record access procedures:** Individuals should provide their full name, social security number, dates of military service and any other pertinent information, such as date and location of the mishap, etc. This information should be provided to:

USAAAVS
ATTN: IGAR-D
Fort Rucker, AL 36360

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained by writing to the SYSMANAGER.

**Record source categories:** Information is compiled from the Technical Report of US Army Aircraft Accident (DA Form 2397 series) and supporting documents.

**Systems exempted from certain provisions of the act:** None

**A0607.01bDAIG**

**System name:** 607.01 Accident and Incident Case Files; Army Safety Management Information System

**System location:** Primary System - US Army Agency for Aviation Safety (USAAAVS), ATTN: IGAR-DP, Fort Rucker, AL 36360

Decentralized Segments - Safety Offices at all levels of command including Department, Major Command and installation level.

**Categories of individuals covered by the system:** Documents describing Army accidents are maintained with personnel identification when the following categories of persons are involved in Army accidents: Active Army military personnel; Army civilian employees; Army Reserve; Army Reserve Officers Training Corps under Army supervision; Army National Guard; Army contractor employees working on an Army installation; Non-US citizen Army employees both direct and indirect hire; Other persons not engaged in normal activities of an Army installation or activity not specifically defined as a separate category such as persons paid from nonappropriated funds; Visitors to an installation, local residents, personnel of other agencies and services, foreign military students, dependents, and government and contractor employees injured on post in activities outside their employment duties.

**Categories of records in the system:** File contains who, what, when, where, why and how an Army accident occurred.

**Authority for maintenance of the system:** Public Law 91-596, Section 19, Occupational Safety and Health Act of 1970; and Section 2, Executive Order 11807, Occupational Safety and Health Programs for Federal Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is gathered and maintained solely for accident prevention purposes. Users are Department of the Army personnel (military or civilian) tasked with analyzing improving the Army Safety Program. Various Department of Defense agencies, the Department of Labor, and various applicable civilian organizations, such as the National Safety Council, are furnished compiled data (not by name) for use in a combinedd effort of accident prevention.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records, computer magnetic tapes, and microfiche.

**Retrievability:** Retrieved by the date, location, and type of accident involved. In rare instances it may be retrieved by individuals last name and social security number in addition to the other necessary information.

**Safeguards:** Information is coded, located in locked rooms, accessed by authorized personnel only. Only Major Army Command Safety Data Managers and the system director and manager are allowed access to the records through the designated computer programmers.

**Retention and disposal:** Office performing Army-wide staff responsibility for safety function and reviewing offices at lower echelons: Destroyed after 5 years.

USAAAVS: Permanent. Retired to Washington National Records Center on discontinuance.

Offices initiating reports and investigations: Destroyed after 2 years or on discontinuance, whichever is first.

**System manager(s) and address:** Army Director of Safety. Headquarters, Department of the Army, Office of The Inspector General and Auditor General, Washington, DC 20310

**Notification procedure:** Information may be obtained from:

HQDA (DAIG-SD)
Room 1D713
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-7291

**Record access procedures:** Written requests for information should contain full name, social security number (SSN) when and where accident occurred, and type of accident.

Individuals should contact Commander, US Army Agency for Aviation Safety, Fort Rucker, AL 36360 to make personal visit.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employment ID, or other document which displays photograph/name/social security number/address/or physical characteristics to adequately identify the visitor.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Documents originating at various Army command levels to include accident reports, records of injury, fire reports, morbidity reports, military police traffic accident investigations, casualty reports, individual sick slips, serious incident reports, operator's reports of motor vehicle accidents, and marine casualty reports are used to furnish information for this system.

**Systems exempted from certain provisions of the act:** None

**A0609.01DASG**

**System name:** 0609.01 Individual Radiation Protection Files







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**System location:** Primary System-Army installation of the individual's assignment where his personnel files are maintained.

Decentralized Segments-Office of the Radioisotopes Committee at selected Army medical treatment facilities; Lexington Blue Grass Army Depot, Lexington, KY; and Sacramento Army Depot, Sacramento, CA.

**Categories of individuals covered by the system:** All Army personnel, military and civilian, occupationally exposed to hazards of ionizing radiation.

**Categories of records in the system:** File Contains documents reflecting the training, experience and certification to handle sources of ionizing radiation; external exposures to ionizing radiation, including personnel dosimetry results, reports of film badge readings, and similar and related documents; and internal exposures to radioactive materials including analysis of biological specimens, wholebody counts, and similar or related documents.

**Authority for maintenance of the system:** 10 CFR 35; 10 CFR20; 44 USC 3101; 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To insure that the individual is qualified to perform duties which require handling radioactive materials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and films in film packets.

**Retrievability:** Filed alphabetically in installation personnel records and alphabetically by name in approved user files, personnel dosimetry files, and personnel bioassay files.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Approved user listing files-retained 5 years after reassignment, transfer or separation of individual.

Personnel Dosimetry files-Permanent files. Processed film indicating normal exposure is retained 5 years after evaluation and recorded on permanent records.

Personnel Bioassay files-Permanent medical records.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained by written request to:

Hq DA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents may be obtained from the official responding to a written request.

**Record source categories:** Written application from the individual requesting access.

**Systems exempted from certain provisions of the act:** None

**A0611.01DAAG**

**System name:** 0611.01 Individual Deceased Personnel Files

**System location:** Primary System-Disposition Division, Memorial Affairs Directorate, The Adjutant General Center.

**Categories of individuals covered by the system:** US Army personnel who die while on active duty.

**Categories of records in the system:** File contains record of preparation and disposition of remains; request for payment of funeral and/or interment expenses; statement of condition of remains on arrival; escort report; disposition instructions; death certificate; crown report; and associated correspondence pertaining to aforementioned matters and personal effects.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Disposition Division-To respond to any inquiry regarding where the individual died, method of identification, costs associated with the disposition of the remains, persons authorized to direct disposition, condition of the remains, disposition of personal effects.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of deceased.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are permanent. They are retained in active file for 1 year, inactive file for 1 year, and retired to Washington National Records Center.

**System manager(s) and address:** The Adjutant General, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-MED)
Room 7F 059
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202-693-1268

**Record access procedures:** Requests from next of kin should be addressed to: Headquarters, Department of the Army (DAAG-MED), Room 7F 059, Forrestal Building, Washington, D.C. 20314.

Written requests for information should contain full name, rank, date and place of death. Visits are limited to Disposition Division (DAAG-MED), Forrestal Building, Washington, D.C. 20314.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAAG-MED), Washington, D.C.

**Record source categories:** Related forms from individuals requesting access; correspondence from funeral directors; DA Forms from Continental United States (CONUS) port of entry and overseas mortuaries, correspondence originating in the Disposition Division; congressional inquiries; research notes and documents.

**Systems exempted from certain provisions of the act:** None

**A0611.02DAAG**

**System name:** 0611.02 Individual Interment Report Files

**System location:** Primary System-Cemetery Division, Memorial Affairs Directorate, The Adjutant General Center

Decentralized Segments-Arlington National Cemetery, Arlington, Virginia 22211; Soldiers' Home National Cemetery, 21 Harewood Road, N.W., Washington, D. C. 20011; Army post cemeteries; and Veterans Administration National Cemetery System, 941 North Capitol Street, N.E., Washington, D.C. 20421.

**Categories of individuals covered by the system:** Deceased Armed Forces personnel and eligible dependents of Armed Forces personnel buried in Army national cemeteries and Army post cemeteries.

**Categories of records in the system:** File contains reports of interment (DA Forms 2122) containing pertinent data regarding decedent's military service on which interment eligibility is based, grave and section in which decedent is buried, place of death, name and address of funeral director, religious denomination, and name and address of next of kin (relationship) or other responsible person.

**Authority for maintenance of the system:** PL 93-43.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Cemetery Division, Army national cemeteries, and Army post cemeteries-To maintain permanent records of all interments in cemeteries under the jurisdiction of the Department of the Army; to respond to inquiries regarding burial locations of decedents; and to communicate with next of kin or responsible person regarding headstones/private monuments to mark graves.

Veterans Administration-To procure Government headstones to mark graves.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinets.

**Retrievability:** Filed alphabetically by surname of deceased.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.





**Retention and disposal:** Records are permanent. They are retained in active file until placed on microfilm tapes (every 10 years) and subsequently retired to the Washington National Records Center.

**System manager(s) and address:** Assistant Secretary of the Army (Civil Works), Department of the Army, The Pentagon, Washington, D. C.; or Director, Memorial Affairs (TAGCEN), Department of the Army, The Forrestal Building, Washington, D. C.; Administrator of Veterans Affairs, Veterans Administration, 810 Vermont Avenue, N. W. Washington, D. C.; or Director, National Cemetery System, 810 Vermont Avenue, N.W., Washington, D.C.

**Notification procedure:** Information may be obtained from:

DA, Memorial Affairs Directorate (TAGCEN)
Room 7F 057
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-0876

**Record access procedures:** Requests from next of kin should be addressed to: Director, Memorial Affairs (TAGCEN), Department of the Army. ATTN: DAAG-MEC, Room 7F 057, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain full name of decedent, rank, and date of death. Visits are limited to Cemetery Division (DAAG-MEC), Forrestal Building, Washington, D. C. 20314.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the Memorial Affairs Directorate (TAGCEN), ATTN: DAAG-MEC, Washington, D. C. 20314.

**Record source categories:** Information obtained from next of kin, Retired Service Registers, Escort Orders, letters from personnel officers and commanders, and funeral directors.

**Systems exempted from certain provisions of the act:** None

**A0611.05DAAG**

**System name:** 0611.05 Individual Gravesite Reservation Files

**System location:** Primary System-Cemetery Division, Memorial Affairs Directorate, The Adjutant General Center

Decentralized Segments-Arlington National Cemetery, Arlington, Virginia 22211; Soldiers' Home National Cemetery, 21 Harewood Road, N.W., Washington, D. C. 20011; and Army post cemeteries.

**Categories of individuals covered by the system:** Active and former Armed Forces personnel and nonservice-connected dependents.

**Categories of records in the system:** File contains records of gravesite reservations (DA Forms 2121) in Army national cemeteries and Army post cemeteries. DA Form 2121 contains reservee's address, number of grave and section reserved, and military service and reservation data of service-connected member.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Cemetery Division-To maintain official records of individuals holding gravesite reservations in Army national cemeteries and post cemeteries made prior to establishment of the one-gravesite-per-family-unit policy in 1961. Records are used in the conduct of gravesite reservation 2-year and 5-year surveys and to respond to general inquiries from individuals holding gravesite reservations.

Army national cemeteries and post cemeteries-To maintain duplicate records of individuals holding gravesite reservations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of reservee.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are destroyed when gravesite reservation is utilized or officially cancelled.

**System manager(s) and address:** Assistant Secretary of the Army (Civil Works), Department of the Army, The Pentagon, Washington, D. C.; or Director, Memorial Affairs (TAGCEN), Department of the Army, The Forrestal Building, Washington, D. C.

**Notification procedure:** Information may be obtained from:

DA, Memorial Affairs Directorate (TAGCEN)
Room 7F 057
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-0876

**Record access procedures:** Requests from individuals should be addressed to: Director, Memorial Affairs (TAGCEN), Department of the Army, ATTN: DAAG-MEC, Room 7F 057, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain reservee's full name and name of service member, rank, and date of death. Visits are limited to Cemetery Division (DAAG-MEC), Forrestal Building, Washington, D. C. 20314

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the Memorial Affairs Directorate (TAGCEN), ATTN: DAAG-MEC, Washington, D. C. 20314.

**Record source categories:** Information obtained from next of kin and DA Forms 2122 and 2123.

**Systems exempted from certain provisions of the act:** None

**A0614.03DAPE**

**System name:** 614.03 Race Relations/Equal Opportunity & Equal Employment Opportunity Complaint Files

**System location:** Primary System-Office of Equal Opportunity Programs, Office of the Deputy Chief of Staff for Personnel, Headquarters, Department of the Army

Decentralized Copies-Copies are maintained at the installation initiating the complaint and at the repsective major Army command. Official mailing addresses are in the Department of Defense directory in the appendix.

**Categories of individuals covered by the system:** Any member of the US Army, Active and Reserve Components, who submits a complaint to this office, orally, telephonically, or in writing, or whose complaint is forwarded by a major command to this office for appropriate action.

**Categories of records in the system:** Files contain correspondence relating to individuals' complaints, basic complaint, interim replies; final replies; referrals to appropriate offices, i.e., Office of the Inspector General, requests for information upon which to base a reply.

**Authority for maintenance of the system:** Section 3012(g), Title 10, US Code, 'Secretary of the Army: powers and duties: delegation by'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Equal Opportunity Programs-Insure complaints are properly investigated and steps taken to correct inequities; encourage chain of command to make necessary changes in cases where soldiers are obviously discriminated against.

Major commands and installations-Investigate complaints and take necessary corrective action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed, by installation; cross referenced by Cross Reference Sheet only, according to rank, i.e., officer or enlisted, for easier retrievability by Central File Officer.

**Safeguards:** Building employs security guards. Records are maintained in GSA approved safes. Action officers must request file through the Central File Officer. Charge-out sheets are used and action officers queried periodically for continued need of file.

**Retention and disposal:** Office of Equal Opportunity Programs-Files are permanent. They are retained in active file until end of calendar year, held two additional years in inactive file and subsequently retired to Washington National Records Center. Cross Reference Sheets are destroyed upon retirement of files.

Major Commands and installations-Files are retained in active file until end of calendar year, held an additional year in inactive file, and then destroyed.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Headquarters, Department of the Army, the Pentagon, Washington, DC.

**Notification procedure:** Information may be obtained from:

HQDA (DAPE-HRR)
Room 2D745
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-4200 or 697-1860

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAPE-HRR), Room 2D745, Pentagon, Washington, DC 20310.



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Written requests for information should contain the full name of the individual2 current address and telephone number, year in which complaint was written, and installation at which the complaint generated.

For personal visits, the individual should be able to provide some acceptable identification; i.e., driver's license or military identification card; name the installation at which the complaint initiated; and give some verbal information that can be verified from the file; e.g., date of reply to him, name of office replying.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Deputy Chief of Staff for Personnel.

**Record source categories:** Individuals, Congressional inquiries, Office of the Inspector General referrals, major command and installation referrals.

**Systems exempted from certain provisions of the act:** None

**A0614.03OSA1**

**System name:** 0614.03.1 Complaint File

**System location:** Office of Employment Policy and Grievance Review, Office of the Secretary of the Army, Pentagon, Washington, D.C.

**Categories of individuals covered by the system:** Any employee who has filed an equal opportunity complaint which requires Headquarters, Department of the Army, review.

**Categories of records in the system:** File contains individuals complaint, record of action at the original activity level and actions by the U.S. Army Civilian Appellate Review Agency.

**Authority for maintenance of the system:** Equal Employment Opportunity (EEO) Act of 1972, PL 92-261, sect. 717

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Employment Policy and Grievance Review - To review the case file, and actions to date, to assure compliance with regulatory procedures; and in cases of appeal to that office - to prepare a recommendation concerning the action for the decision of the Deputy for Civilian Personnel Policy and Equal Opportunity, Office of the Assistant Secretary of the Army (Manpower and Reserve Affairs).

**Policies and practices for storing, retrieving, accessing retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. They are retained in active file for one year, held one year in an inactive file, and subsequently retired to the Washington National Records Center.

**System manager(s) and address:** The Assistant Secretary of the Army (Manpower and Reserve Affairs), Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from:

OSA (SAMR)
Room 2E600
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-3721

**Record access procedures:** Requests from individuals should be addressed to: Office of the Secretary of the Army (SAMR), Room 2E600, Pentagon, Washington, DC 20310

Written requests for information should contain the full name of the individual, current address and telephone number, data relevant to the case for identification purposes. Visits are limited to Office of Employment and Grievance Review, Pentagon, Washington, DC 20310

For personal visits, the individual should be able to provide acceptable identification (e.g., drivers license, employee identification card) and give verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual filing the complaint, records of actions taken at the originating activity, investigative reports developed by US Army Civilian Appellate Review Agency and transcripts of all hearings to date.

**Systems exempted from certain provisions of the act:** None

**A0701.67aAMC**

**System name:** 701.07 Financial Counseling Reference Paper Files

**System location:** Army Community Service Center, Headquarters and Installation Support Activity, Electronics Command (ECOM), Fort Monmouth, NJ

**Categories of individuals covered by the system:** Military and dependents located at Fort Monmouth

**Categories of records in the system:** File contains individual monthly budget worksheet, monthly expenditure worksheet, interview sheets, leave and earning statements, and bills.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Counseling military, members and dependents regarding personal financial problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Kept in locked fireproof cabinet.

**Retention and disposal:** Destroyed upon departure or separation of individual concerned, or 1 year after completion of counseling

**System manager(s) and address:** Headquarters and Installation Support Activity (ECOM), Fort Monmouth

**Notification procedure:** Information may be obtained from:

Headquarters and Installation Support Activity (ECOM)
Army Community Service Center
Fort Monmouth, NJ 07703
Telephone: Area Code 201/532-1703

**Record access procedures:** Requests from individuals should be addressed to Headquarters and Installation Support Activity (ECOM), SELHI-AD-C-ACS, Fort Monmouth, NJ 07703

Written requests for information should contain full name, rank and social security number.

For personal visits, the individual should be able to provide acceptable identification, that is, driver's license, identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** All information from individual concerned.

**Systems exempted from certain provisions of the act:** None

**A0701.07bAMC**

**System name:** 701.07 Retirement Services Control Reference Paper Files.

**System location:** Retired Affairs Office, Headquarters and Installation Support Activity, Electronics Command (ECOM), Fort Monmouth, NJ

**Categories of individuals covered by the system:** All military personnel with more than 18 years active duty service stationed at Fort Monmouth.

**Categories of records in the system:** File contains individual's name, grade, address, organization, service number, duty phone, and proposed date of retirement.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identify members with more than 18 years service for mailing informational material regarding retirement benefits.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card files

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Kept in locked fireproof cabinet

**Retention and disposal:** Destroyed upon permanent change of station or retirement of individual concerned.

**System manager(s) and address:** Headquarters and Installation Support Activity (ECOM), Fort Monmouth, NJ 07703.

**Notification procedure:** Information may be obtained from:

Headquarters and Installation Support Activity (ECOM)
Retired Affairs Office





Fort Monmouth, NJ 07703
Telephone: Area Code 201/532-1703

**Record access procedures:** Requests from individuals should be addressed to: Headquarters and Installation Support Activity (ECOM), SELHI-AD-C-RET, Fort Monmouth, NJ 07703.

Written requests for information should contain full name, rank, and serial number.

For personal visits, the individual should be able to provide acceptable identification, that is, driver's license, identification card, and give some verbal information that could be verified with his card.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information on cards is obtained from the US Army Electronics Command military personnel office at Fort Monmouth.

**Systems exempted from certain provisions of the act:** None

**A0701.08DAAG**

**System name:** 0701.08 Clemency Project

**System location:** Automated Equipment Division, Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center, (RCPAC) AGUZ-SSD, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** Individuals who were identified as being possible eligibles for clemency discharges by Department of Defense Components.

Individuals discharged by the Clemency Processing Center, Ft. Benjamin Harrison, Indiana who were members of the U. S. Army.

**Categories of records in the system:** File contains Name, Social Security Number or Military Service Number, Home address, and Service Component Code of the identified individuals.

**Authority for maintenance of the system:** Presidential Proclamation 4313, 16 September 1974 - Program for Return Viet Nam Era Draft Evaders and Military Deserters.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Presidential Clemency Board - To contact the individuals to advise them of their possible eligibility for a Clemency Discharge.

Personnel Services Directorate, U. S. Army Reserve Component Personnel and Administration Center - to identify and answer correspondence received from the identified individuals.

Department of Defense or any component thereof - to contact the identified individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Magnetic Tapes

**Retrievability:** By full name or by Social Security Number.

**Safeguards:** Computer keyword distribution of output information, routed by interoffice symbols only.

Building employs security guards, ID badge required to enter building, floor badge required.

**Retention and disposal:** Records are maintained for five years then destroyed.

**System manager(s) and address:** Components, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Notification procedure:** Information may be obtained from:

Commander, U. S. Army Reserve Components Personnel and Administration Center
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314-268-7777

**Record access procedures:** Requests from individuals should be addressed to: Commander, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

Written request for information should contain the full name and Social Security Number or Military Service Number of the individual.

For personal visits, the individual should be able to provide some acceptable identification, such as driver's license.

**Contesting record procedures:** The rules of the agency for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals were identified by the Department of Defense Components as individuals who may be eligible for discharge under the Presidential Clemency Program.

Individuals were identified by U. S. Army Clemency Processing Center, Ft. Benjamin Harrison, Indiana as having received an Undesirable Discharge from the U. S. Army.

**Systems exempted from certain provisions of the act:** None

**A0702.04DAAR**

**System name:** 702.04 OCS Waiver Requests

**System location:** Headquarters, Department of the Army, Office of the Chief, Army Reserve, Organization and Training Division

**Categories of individuals covered by the system:** Any U.S. Army Reserve enlisted person or warrant officer who has requested a waiver of requirements to enter Officer Candidate School (OCS).

**Categories of records in the system:** File contains individuals request and agency reply approving or denying a waiver.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference file for waivers approved and disapproved. Users are school officers at Headquarters, Department of the Army, and major subordinate Army Headquarters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in paper form file folder.

**Retrievability:** Information retrieved by individuals name or social security number.

**Safeguards:** Records stored in combination safe. Only OCS Program Manager and agency officers have access.

**Retention and disposal:** Records destroyed after three years.

**System manager(s) and address:** Chief, Army Reserve, Washington, D.C. 20310

**Notification procedure:**

Chief, Army Reserve
Washington, DC 20310
Telephone: 202-697-5532

**Record access procedures:** Inquiries should be addressed to Chief, Army Reserve, Washington, DC 20310; Telephone: 202-697-5532

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence from the individual requesting attendance at OCS and the intervening higher headquarters.

**Systems exempted from certain provisions of the act:** None

**A0703.01DAPC**

**System name:** 703.01 Military Personnel Action File

**System location:** Primary System - US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

Decentralized Segments - Department of the Army staff agencies and commands

**Categories of individuals covered by the system:** Any Army service member

**Categories of records in the system:** File contains officer candidate applications; documents reflecting individual application for appointment as a warrant officer or commissioned officer in the US Army or the Army Reserve including waivers, recommendations, evaluation reports, test papers, interview sheets and similar or related papers; documents reflecting determinations made by boards on applications submitted for officer candidate school or appointment as a warrant officer or commissioned officer; documents accumulated in staff offices exercising administrative jurisdiction and used as reference records of routine actions, copies or extracted items from basic records, and transmittals; emergency data information furnished by the service member to support notifications of next of kin, survivor benefits on forms, letters, and similar or related documents; auxiliary documents on forms, letters and similar papers concerning the individual service member; contains transitory adverse suitability information which reflects nonsupport, debts and similar acts of wrong doing (Documents remain in file until rebutted/resoldve. Adverse suitability information that is supported, substantiated, or otherwise determined to be true is transferred into the official military person-



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nel file); supplemental data relating qualification, efficiency rating, duty assignment2 grade, date of rank, and similar information needed by action officers for routine administration; suspense documents and suspense cards needed to provide a means for assuring that personnel actions are accomplished in a timely manner.

**Authority for maintenance of the system:** Section 301, 5 USC

10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Army staff agencies and commands - To provide administration and management requirements for Army service members and to permit timely and accurate notification to next of kin and survivors in cases of accident/death of service member. notification in cases of accident/death of service member.

Department of the Air Force - When required incident to a service member's application for transfer, on duty with, or availing himself of services provided by the Air Force.

Department of the Navy - When required incident to a service member's application for transfer, on duty with, or availing himself of services provided by the Navy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically for emergency data and adverse suitability or by subject for information/auxiliary/suspense/and similar files.

**Safeguards:** Records maintained in controlled areas accessible only to authorized persons.

**Retention and disposal:** Records are retainable for periods ranging from 6 months to 3 years. Records are destroyed in accordance with scheduled time by the local office maintaining the file.

**System manager(s) and address:** US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from

Major commands for persons assigned to organization within the command.

HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332, for individuals assigned to departmental duty.

**Record access procedures:** Requests from individuals should be addressed to: Commander of the appropriate command to which the service member is assigned or HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332 for persons assigned to departmental duty.

Written requests for information should contain the full name of the service member, service identification member, Army grade (and branch of service for commissioned personnel) and current address. Visits may be made to the headquarters of the appropriate command of assignment or to US Army Military Personnel Center, Hoffman Building 2, 200 Stovall Street, Alexandria, VA 22332.

For personal visits, the requestor should be able to provide acceptable identification including his/her military service identification card or other commonly acceptable means of identification used in the normal transaction of business.

**Contesting record procedures:** The Department of the Army rules for contesting contents of files/ records and appealing an initial determination may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Extracts from basic personnel records; letters originating from service member; forms, documents, and related papers originated by Army staff offices, command offices, or service member.

**Systems exempted from certain provisions of the act:** None

**A0703.02DAPE**

**System name:** 703.02 United States Military Academy Entrance Examination Result Files

**System location:** Office of the Director of Admissions and Registrar, United States Military Academy, MAAR-R, West Point, New York 10996

Archives, United States Military Academy

**Categories of individuals covered by the system:** Listings of examination results on all candidates who were admitted as cadets or were unsuccessful in gaining admission to the United States Military Academy from 1901 to the present

**Categories of records in the system:** Entrance exam results; Source of nomination; Final status as candidate.

**Authority for maintenance of the system:** Title 10 United States Code Sections 4331, 4332, 4334

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Research as appropriate

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Bound hardcover book

**Retrievability:** Alphabetical, by source of nomination, Prep School candidates, athletic interest, and minority candidates.

**Safeguards:** Stored in locked room during non-duty hours. Records are accessible only to authorized personnel.

**Retention and disposal:** Records are permanent

**System manager(s) and address:** Director of Admissions and Registrar, United States Military Academy, for classes currently enrolled at USMA and the most recent graduating class.

Archives, United States Military Academy for other classes

**Notification procedure:** Information can be obtained from SYSMANAGER

**Record access procedures:** Requests should be addressed to the SYSMANAGER or Archives, United States Military Academy

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Transcripts from secondary and post secondary schools; faculty evaluations; employer evaluations; military supervisor evaluation; medical information from the Department of Defense Medical Review Board; interviews from Admissions Participants; American College Testing Program; Educational Testing Service; Director of Intercollegiate Athletics; Members of Congress

**Systems exempted from certain provisions of the act:** None

**A0703.04DAPC**

**System name:** 703.04 ROTC Member File

**System location:** Primary System - US Army Military Personnel Center (USAMILPERCEN)

Decentralized Segments - Office of Secretary of the Army, Department of the Army staff agencies, Army commands, Reserve Officers Training Corps elements of civilian educational institutions.

**Categories of individuals covered by the system:** Applicants for and enrolled members of the Reserve Officers Training Corps conducted under direction, operation, and supervision of the Department of the Army.

**Categories of records in the system:** Files contain individual application for membership; enrollment record, record of enlistment; record of military status; security questionaire; deferment agreement; personal history statement; acknowledgement of understanding and service requirement; graduate branch of service selection; medical examination; photograph; cadet record of evaluation of training; academic achievement; corps award; financial record relating to pay, travel, and entitlements; alien registration and related Justice Department records when applicable; Department of Labor records pertaining to entitlements by FECA (5 USC 8140); Federal Aviation Agency student pilot certification and related flight record requirements; and correspondence between (1) USAMILPERCEN, (2) applicant or enrolled member, (3) Army staff offices and Army commands, (4) other federal government agencies, (5) ROTC accredited civilian institutions.

**Authority for maintenance of the system:** 5 USC Section 301; 10 USC Section 2101-2111.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Military Personnel Center - To provide policies and procedures for administering the Reserve Officers Training Corps, including application, enrollment, enlistment, training programs, cadet administration, and disenrollment and commissioning.

Office of Secretary of the Army - For formulation of plans, policies, directives, and instructions relating to statutory requirements for ROTC.

Department of the Army Staff Agencies - To implement requirements within their respective sphere of staff activity.

Army Commands - To exercise command authority and jurisdictional control of established, organized, and constituted elements containing enrolled and enlisted members of ROTC.

Department of Labor - To accomplish actions when required under provisions of FECA.

Federal Aviation Agency - To control and accomplish flight certification in applicable cases.





National Selective Service System - To accomplish requirements relative to registration, and deferment.

Department of Defense Agencies - To coordinate, review, and control student administrative actions relative to interdepartmental relationships.

Civilian Educational Institutions - To administer academic training and related institutional requirements relating to students.

Veterans Administration - For member Group Life Insurance election, coverage, and administration.

Department of the Army Staff Agencies and Army Command - To coordinate, exchange, and administer applicant and enrollee requirements and actions necessary for mission accomplishment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder: selected data automated for management facility in a perishable manner on tapes, discs, and cards.

**Retrievability:** Record accessed by name, social security account number, automatic data processing (ADP) parameter of characteristics of qualification or identity.

**Safeguards:** Records maintained in areas accessible only to authorized personnel that are trained and cleared for duties relating to personnel administration.

**Retention and disposal:** Records range from permanent to 1 year retainability depending on the continuing value to the individual or the department. Permanent records are retired to the National Personnel Records Center through the appropriate record holding activities in accordance with schedules established by departmental instructions.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may obtained from: Professor of Military Science of the civilian educational institution in which the individual is an enrolled ROTC member.

**Record access procedures:** Requests from individuals should be addressed to: Professor of Military Science of the civilian educational institution in which the individual is an enrolled ROTC member.

Written requests for information should contain the full name of the requestor, current address and telephone number and some definitive identification of the information desired.

For personal visits, the individual should be able to provide some commonly used identification, such as drivers license or personal identification card used in the normal transaction of business.

**Contesting record procedures:** The Department of the Army rules for contesting contents of records and appealing initial determinations may be obtained from: HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Application and related forms, records, and correspondence from the applicant or enrollee; personal clearance, financial transactions and entitlement status, medical examination and treatment facilities, and related records generated and accumulated from individual membership in the program by the appropriate civilian institution, Army staff agencies, Army commands, and federal executive department agencies responsible for the action concerned.

**Systems exempted from certain provisions of the act:** None

**A0704.04DASG**

**System name:** 704.04 Medical and Dental Registrant Case Files

**System location:** Army Medical Support Agency, Office of the Surgeon General, Washington, D.C.

**Categories of individuals covered by the system:** Those Physicians who registered under the Selective Service Act. Preinduction files and brief record pertaining to professional qualifications.

**Categories of records in the system:** File contains individual's registration for the draft, including information on his professional education and training, preinduction physical information and in cases of non-citizens, information necessary to initiate national agency check.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Not currently used. Records are being held, pending possible reinstatement of physician draft.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders in boxes.

**Retrievability:** Filed alphabetically by name of applicant, Army Area and age of applicant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained until registrant reaches maximum draft age plus one year then destroed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, D. C. 20310

**Notification procedure:** Information may be obtained from:

Commander, Army Medical Personnel Support Agency
Officer Procurement Division
Room 7B054
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-6160

**Record access procedures:** Requests from individuals should be addressed to: Commander, Army Medical Support Agency, Officer Procurement Division, Room 7B054, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain full name of individual, current address and telephone number, address at time of registration for draft and date of birth. Visits are limited to Officer Procurement Division, Room 7B054, Forrestal Building, Washington, D. C. 20314.

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license, employing office's identification card, and some verbal information that can be verified from folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Registrant, or his legal guardian or committee, if incompetent.

**Systems exempted from certain provisions of the act:** None

**A0704.10USAREC**

**System name:** 704.10 Recruiter Malpractice Files

**System location:** Security/Special Actions Division, Directorate of Recruiting Force Management, USAREC, USARCRFM-SS, Fort Sheridan, IL 60037

**Categories of individuals covered by the system:** Individuals who have alleged recruiter malpractice or processing irregularities against members of the Recruiting Command.

Members of the Recruiting Command who have been investigated for alleged recruiter malpractice or processing irregularities.

**Categories of records in the system:** Reports of investigation pertaining to allegations of recruiter malpractice/ processing irregularities. Reports of investigation contain full identifying data of all persons involved, findings of the investigation, and disciplinary action taken, if any.

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949 (64 Stat. 578), as amended by act of 22 Oct 1968 (82 Stat. 1238; 44 U.S.C. 3101-03).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reports used for trend analysis in order to formulate recommendations for modifications of recruiting policies and practices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Reports of investigations stored in file cabinets.

**Retrievability:** Listed alphabetically by last name of person making allegation.

**Safeguards:** File cabinets and building secured. Reports are maintained in an area accessible only to properly screened and trained personnel. Information released only to persons having a valid need to know.

**Retention and disposal:** Report files remain active for 1 year, inactive for 1 year, and are destroyed at the beginning of the third year. Files cover a two year period.

**System manager(s) and address:** Director, Recruiting Force Management, US Army Recruiting Command.

**Notification procedure:** Information may be obtained from:

Director, Recruiting Force Management, USARCRFM-SS
US Army Recruiting Command
Ft Sheridan, IL 60037
Telephone: Area Code 312/926/3147



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**Record access procedures:** Request for information should be addressed to: Headquarters, US Army Recruiting Command, ATTN: USARCRFM-SS, Ft Sheridan, IL 60037.

Written requests for information should contain full name, address, telephone number and military status of requestor.

For personal visits, the requestor must be able to provide acceptable identification, such as a drivers license or military ID.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination may be obtained from the SYSMANAGER.

**Record source categories:** US Army Recruiting Command reports of investigation.

US Army Criminal Investigation Command reports of investigation.

**Systems exempted from certain provisions of the act:** None

**A0706.02DAAG**

**System name:** 706.02 Departure Clearance Files

**System location:** Headquarters of Installations or Commands. Official mailing addresses are in the appendix to this Federal Register.

**Categories of individuals covered by the system:** All military personnel.

DA civilian personnel assigned to installations and commands who are authorized to use Army facilities or who have accountable respinsibility for government property, facilities, or material.

**Categories of records in the system:** File contains a copy of Department of the Army (DA) Form 137 (Installation Clearance Record) and may contain copeis of reciepts or documents evidencing payment of telephone bills, return of material held on memorandum receipt, and similar clearance matters.

**Authority for maintenance of the system:** Title 10 U.S.C. Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify that an individual has obtained clearance from the installation's facilities, and to verify that the individual has accomplished his or her personal obligations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of departing individual, or by departure date

**Safeguards:** Maintained in file cabinets or open storage areas

**Retention and disposal:** These records are destroyed after 1 year

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington DC

**Notification procedure:** Information may be obtained fromm headquarters of the installation to which the individual was previously assigned.

For personal visits the requestor must provide proof of identity such as an identification card or drivers license.

**Record access procedures:** Requests from individuals should be addressed to the commander at the members previous command or installation of assignment.

Written requests for information should contain the full name of the individual, grade, social security number, and date of departure from unit of assignment.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations obtained from HQDA (DAAG-AMP), Washington, DC 20314.

**Record source categories:** These records are derived only from those activities or facilities operating on military installations.

**Systems exempted from certain provisions of the act:** None

**A0706.06USAREC**

**System name:** 706.06 Mechanized Reporting System (MRS) 130

**System location:** Primary system-Management Information Systems Automatic Data Processing (ADP) Directorates, US Army Recruiting Command, USARCMIS;

Decentralized Segments-Input terminals at Armed Forces examining and entrance stations.

**Categories of individuals covered by the system:** All persons, male or female, who report to an Armed Forces examining and entrance station or mobile examining team site for the purpose of being mentally tested and/or physically examined to determine their fitness for entry into any of the armed services, and all persons who enlist in any of the armed services.

**Categories of records in the system:** Records may include enlistment contract records established when a person enlists in one of the armed services, mental test records containing results of mental tests administered to service applicants, physical examination records containing results of physical examination administered to service applicants, or physical inspection records containing the results of abbreviated physical examinations administered to service applicants.

**Authority for maintenance of the system:** Federal Property and Administrative Service Act of 1949 (64 Statute 578) as amended by Act of 22 October 1968 (82 Statute 1238; 44 USC 3101-03)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Recruiting Command-Enlistment contract records are collected for dissemination to Department of the Army and other armed services for master personnel files, notifying reception stations and assignment units or stations of pending arrival of enlistees, and for statistical analysis functions. Mental test record, physical examination records and physical inspection records are used in statistical analysis functions.

Army Surgeon Generals Office-For statistical analysis functions relating to physical patterns and trends of the military available population.

Department of Defense Manpower Research and Data Analysis Center- Statistical analysis functions using data for applicants from all armed services.

Other Armed Services-For input to master personnel files for persons going on active duty with the respective services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Magnetic Tape

**Retrievability:** Individual records are accessed and retrieved by social security number. Sequential access tape files are maintained on a monthly basis, with a separate file for each calendar month.

**Safeguards:** Tape files are retained in a vault when not being processed on the computer. A tape librarian keeps a record of files removed from vault. Vault is within computer room, to which entrance is restricted by a cypher lock. A visitors register is used. Building housing the computer center is locked during off-duty hours.

**Retention and disposal:** Records are maintained in the active file until the end of the calendar month, after which they are retained in vault storage for a maximum of seven years. Records are destroyed by erasing and re- using the magnetic tapes.

**System manager(s) and address:** Commander, U. S. Army Recruiting Command, Fort Sheridan, IL 60037.

**Notification procedure:** Information may be obtained from:

Commander
US Army Recruiting Command
Fort Sheridan, IL 60037
Telephone: 312/926/2104

Request must include full name, social security number and year/month of processing at an Armed Forces examining and entrance station.

**Record access procedures:** Assistance can be obtained by addressing correspondence to the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** All records consist of information collected at the Armed Forces examining and entrance station while the service applicant is being processed to determine medical and mental qualification for entry into the service.

**Systems exempted from certain provisions of the act:** None

**A0707.04DAAG**

**System name:** 707.04 Military Identification Application Files

**System location:** US Army Reserve Components Personnel and Administration Center, The Adjutant General's Office, major commands and installation headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** All active duty, Reserve and retired military personnel; medical civilian personnel or civilian clergy who accompany the Armed Forces; civilian employees of the Department of the Army; and other civilians who regularly require official identification in connection with the business of the Department of the Army.





**Categories of records in the system:** File contains individual's application for issuance of an identification card.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control and maintain a record of identification cards issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Papers are filed in a Magne/Dex file.

**Retrievability:** Filed alphabetically by last name of applicant and social security number.

**Safeguards:** Buildings employ security guards. Records are maintained in an area accessible only to autorized personnel.

**Retention and disposal:** Applications are temporary documents. Applications are maintained for one calendar year by the issuing authority and then destroyed. Copies maintained in the personnel records jacket are maintained until replaced or no longer required.

**System manager(s) and address:** The Adjutant General. Headquarters, Department of the Army, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-AMP)
Room GA 172
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-0713

**Record access procedures:** Requests from individuals should be addressed to: US Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, MO 63132; or the major command or installation headquarters that issued the identification card. Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

Written requests for information should contain the full name of the individual and social security number. Also include number from the identification card, if known. Visits may be made to the same agencies to which written requests are submitted.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's or military identification card, and give some verbal information that could be verified with his application.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Individual's personnel records.

**Systems exempted from certain provisions of the act:** None

**A0707.05DAAG**

**System name:** 707.05 Privilege Card Application Files

**System location:** Major commands, installation headquarters, US Army Finance and Accounting Center, Administrative Management Directorate, The Adjutant General Center (Field Policy and Operations Division). Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Dependents of active duty or retired personnel and deceased military personnel; disabled veterans; Medal of Honor recipients; foreign military personnel; civilian employees of the Department of the Army assigned overseas or residing on a military installation within the United States; civilian employees under private or Government contract with the US Army and their dependents; civilians of foreign nations on duty in the United States at invitation of Department of Defense.

**Categories of records in the system:** File contains individual's application for issuance of an identification card.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control and maintain a record of identification cards issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Applications are placed in file folders.

**Retrievability:** Filed alphabetically by last name of applicant and social security number.

**Safeguards:** Buildings employ security guards. Records are maintained in an area accessible only to authorized personnel.

**Retention and disposal:** Applications are temporary documents. Applications are maintained until the identification card expires, is replaced or is no longer required.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington, DC

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-AMP)
Room GA 172
Forrestal Building
Telephone: Area Code 202/693-0713

**Record access procedures:** Requests from individuals should be addressed to: Major commands; installation headquarters that issued the identification card; the US Army Finance and Accounting Center, when the application was submitted to that agency for determination of dependency. Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

Written requests for information should contain the full name of the military or civilian sponsor. Also include number from the identification card, if known. Visits may be made to the same agencies to which written requests are submitted.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's or military identification card, and give some verbal information that could be verified with his application.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Sponsor's personnel records when member is on active duty; US Army Reserve Components Personnel and Administration Center when member is deceased or retired.

**Systems exempted from certain provisions of the act:** None

**A0708.01DAAG**

**System name:** Military Personnel Records Jacket Files (MPRJ)

**System location:** Reserve Components Personnel and Administration Center, each Army command/organization/detachment, and each Army Reserve command/organization/detachment.

**Categories of individuals covered by the system:** Enlisted, warrant officers, and commissioned officers on active duty in the US Army; enlisted, warrant officers, commissioned officers of the US Army Reserve in active reserve (non-unit or unit) status; all living retired persons; commissioned/warrant officers separated after 170630 and enlisted separated after 12l031.

**Categories of records in the system:** Files contain qualification record; emergency data record; enlistment record and related service agreement/extension/active duty orders; military occupational specialty (MOS) evaluation data report; Group Life Insurance Election; record induction; security questionaire; transfer/discharge report; license application; language proficiency questionaire; police record check; current declaration of parent/guardian; statement of personal history; identification card application; Veterans Administration (VA) compensation forms and related papers; security clearance; certificate/determination; airborne jump record; dependent medical care statement and related forms; training and experience records; Department of Defense (DOD) summary sheet for review of conscientious objector; oath of extension of enlistment; survivor benefit plan election certificate; efficiency report; application/ nomination for assignment; achievement certificates; summarized record of proceeding, record of proceeding and appellate or other supplementary actions, Article 15 (10 USC Section 815); weight control record; personnel screening and evaluation record; individual statement relating to removal from temporary disability retired list; change of name statements; enlistment statement application/approval/disapproval/ classification/removal for discharge/identification/as conscientious objector; requests for appointment; affidavits relating retention beyond expiration of term of service; prior service enlistment documents; certificate barring reenlistment; waivers for enlistment; physical evaluation board letters/election/summaries/status of conditions; authority to change name/birth/date; statement of military service; record brief (SIDPERS); letters of failure to complete Army school; certificate of completion of Army school; MOS classification board proceedings; award of MOS; waiver of right to deferment; agreement for noncombatant duty; citation of award; correspondence relating to badges, medals, and unit awards; correspondence/ authorizations/orders regarding foreign decorations; correspondence regarding Medal of Honor and certification to VA; letters of appreciation/commendation; recommendations/approvals/eclinations/ board proceedings/announcement relating to promotion/reduction; correspondence/letters/administrative reprimands/censures/admonitions/ relating to apprehensions/confinement/discipline; letters of sympathy relating to a deceased member; dependent travel and movement of household goods and acknowledgement of restriction; document and



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orders relating to National Guard status; adverse suitability information; personal indebtedness correspondence and related papers; statement of involuntary retirement; orders/revocations/amendments/indorsements/ extracts relating to active duty/awards/change data/court martial/ discharge/enlistment-reenlistment/MOS award/proficiency pay/promotion/ reduction/release/retirement/temporary duty; individual flight records/ physical examination records/aviator flight record/instrument certification papers/application for identification cards/other training/ proficiency/evaluation forms, records, and papers; other correspondence/ letters/documents/papers relating to duty status/leave/pass/organizational entitlements. Correspondence between the (1) US Army Military Personnel Center US MILPERCEN, (2) service member, (3) Army staff offices, (4) Army commands, (5) other federal agencies, (6) general public to commander or service member.

**Authority for maintenance of the system:** 5 USC Section 301; 10 USC.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Army command or US Army Reserve command of assignment/station/ location of the Army or Army Reserve service member - To provide day-to-day administration, training, qualification, reenlistment, discharge, and related matters pertaining to individual's military service; to publish officer registers/roasters as authorized by Section 122 10 USC.

Inquiries are received for information, documents, papers, and records which are provided to the requestor to enable the agency to adjudicate claims, perform investigative actions, support criminal cases, state determinations, research, security clearance, citizenship, location and other related uses consistent with the functional and statutory responsibility of the agency. Agencies using files are: Central Intelligence Agency; Department of Agriculture; Department of Commerce; Department of Health, Deducation, and Welfare; Department of Housing and Urban Development; Department of Interior; Department of Labor; Department of State; Department of Transportation; Department of Treasury; American Battle Monuments Commission; Atomoc Energy Commission; Civil Aeronautics Board; Civil Aeronautics Board; Federal Communications Commission; Federal Aviation Adminstration; Veterans Administration; Veterans Administration; US Postal Service; US Civil Service Commission; Selective Service System; Department of Defense agencies, elements and military departments; Social Security Administration; Other elements of the federal government in accordance with their respective authority and responsibility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in record jacket folder.

**Retrievability:** Records accessed by name.

**Safeguards:** Records maintained in areas accessible only to authorized personnel; transferred from station to station in personal possession of individual concerned or by US mail.

**Retention and disposal:** Permanent

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from the commander of the organization to which the service member concerned is assigned; for retired and non-unit reserve personnel, information may be obtained from the Reserve Components Personnel and Administration Center, 9700 Page Blvd, St Louis, MO 63132; for separated and deceased personnel notify the Nation Personnel Records Center- General Services Administration (GSA), 9700 Page Blvd, St Louis, MO 63132.

**Record access procedures:** Written requests for information should include the full name, service identification number, branch of service of an officer, and current address. Visits should be made to the COMPACT (Consolidated Military Personnel Activity) or the MILPO (Military Personnel Office) of the organization/station of the service member concerned or the Reserve Components Personnel and Administration Center.

For personal visits, the requestor should provide acceptable identification, i.e., military identification card or other identification normally acceptable in the transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Letters, statements, forms, records and related papers originating with the service member; generated by Army staff offices, Army commands, other federal agencies in accordance with their respective functional or statutory requirements; and by the general public or the commander of service member when such papers relate to the service status of the individual.

**Systems exempted from certain provisions of the act:** None

**A0708.01NGB**

**System name:** 708.01 Army National Guard Automated Personnel Reporting System

**System location:** Primary System-National Guard Computer Center, National Guard Bureau, Columbia Building, 5611 Columbia Pike, Falls Church, VA 22041

Decentralized Segments-Offices of the Adjutants General of all States, Puerto Rico, the Virgin Islands, and the District of Columbia and units of the Army National Guard not on active duty.

**Categories of individuals covered by the system:** Each individual who is a member of the Army National Guard in a commissioned officer, warrant officer or enlisted status.

**Categories of records in the system:** File contains items of data relating to individual's service which have been extracted from his military records or computed from the information contained therein. The records from which the data is extracted are: the military personnel records jacket; the financial records data folder; the health records; statement of service; qualification record; group life insurance election; application for appointment; enlistment records; medical examination; active duty report; record of retirement points; notification of eligibility for retired pay at age 60; voluntary reduction; academic report; officer evaluation report; transcript of military record; oath of enlistment extension; temporary disability record; change of name; statement for enlistment; acknowledgement of service requirements; report of proceedings of physical fitness board; report of proceedings of physical review board; birth certificate; citizenship statement and status; record of security clearance; educational constructive credit; educational transcript; flight record; federal recognition orders; special orders; recommendation for promotion; notification of non-selection for promotion; miscellaneous correspondence documents and other military orders relating to military service including information pertaining to dependents, interservice actions, intraservice actions, assignments, attachments, details, military qualifications, determminations, reliefs, component, branch of service, military awards, pay entitlements, releases, transfers, and other military service data.

**Authority for maintenance of the system:** 10USC275

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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Defense and Department of the Army - To provide feeder information necessary to enable computation of the monthly pay for each member of the Army National Guard who is paid by the Joint Military Pay System for Reserve Components of the Army; to provide suspense information to assure completion of individual personnel actions required by Federal statute at the expiration of specified periods of time. These actions are: removal from an active status upon completion of maximum periods of service or attainment of maximum ages; to provide lists of female personnel to facilitate selection of individuals for specialized assignments in connection with Army National Guard Activities; to provide lists of military chaplains and chaplains' assistants to facilitate the selection of individuals for specialized duties or training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic computer tape.

**Retrievability:** By name, social security number or automatic data processing parameter.

**Safeguards:** Access to data storage area and distribution of printouts are controlled. Approval of functional manager must be obtained before data may be retrieved or distributed.

**Retention and disposal:** Data retained in file until updated or service of individual is terminated. In case of enlisted personnel the data is destroyed one month after individual is separated from the Army National Guard. In the case of Officers and Warrant Officers the data is retained indefinitely in separate file.

**System manager(s) and address:** Chief, National Guard Bureau

**Notification procedure:** Information may be obtained from: Chief, Army Personnel Division, National Guard Bureau, The Pentagon, Washington, D.C. 20310

**Record access procedures:** Written requests for information should contain full name of individual, service identification number, current military status and appropriate return address.





**Contesting record procedures:** The Department of the Army rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Chief, National Guard Bureau.

**Record source categories:** Enlistment, appointment, or commission related forms pertaining to the individual having a current or former military status; academic, training or qualfication records acquired prior to or during military service; correspondence, forms, records, documents and other related papers originating in or collected by Department of the Army staff agencies and commands; other federal departmental agencies, administrations, federal separate agencies, commissions, boards, service, or authority; state and local governmental entities; civilian education and training institutions; and members of the public when such information directly concerns the military service member.

**Systems exempted from certain provisions of the act:** None

**A0708.02DAPC**

**System name:** 708.02 Official Military Personnel File

**System location:** Primary System - Personnel Actions and Records Directorate, US Army Military Personnel Center.

Decentralized Segments - US Army Enlisted Records Center; US Army Reserve Components Personnel and Administration Center; and National Personnel Records Center, General Services Administration (GSA).

**Categories of individuals covered by the system:** Each individual on active duty in the United States Army (USA) in enlisted, appointed or commissioned status; or in a USA or Army of the United States (AUS) retired status; each individual not on active duty who has a reserve status in an enlisted, appointed or commissioned status, or in a retired reserve status; and each individual who was an enlisted, appointed, or commissioned member of the US Army and who was completely separated by discharge, death, or other termination of his/her military status.

**Categories of records in the system:** File contains individual records including enlistment contract; Veterans Administration laws; physical evaluation board proceedings; military occupational specialty data report; statement of service; qualification record; group life insurance election; emergency data form; application for appointment; qualification/evaluation report; oath of office; medical examination; security questionaire; application for retired pay; application for correction of military records; application for active duty; transfer or discharge report; active duty report; voluntary reduction; line of duty and misconduct determinations; discharge or separation reviews; police record checks; consent/ declaration of parent/guardian; Army Reserve Officers Training Corps (ROTC) supplemental agreement; award recommendations; academic reports; casualty reports; US field medical card; retirement points; deferment; preinduction processing and commissioning data; transcripts of military records; summary sheets review of conscientious objector; election of options; oath of enlistment extensions; survivor benefit plans; efficiency reports; records of proceeding 10 USC Section 815 and appelate actions; determination of moral eligibility; waiver of disqualifications; temporary disability record; change of name; statements for enlistment; acknowledgements of service requirements; retired benefits; application for review of physical evaluation board and disability board; appointments; designations; evaluations; extensions; birth certificates; photographs; citizenship statements and status; educational constructive credit; educational transcripts, flight status board reviews; assignment agreements/limitations/waivers/election/and travel; efficiency appeals; promotion/reduction recommendations/approvals/ declinations/announcements/notifications/reconsiderations/worksheets/ elections/letters of notification to deferred officers/and promotion passover notifications; absence without leave and desertion records; FBI reports; SSA correspondence; miscellaneous correspondence, documents, and military orders relating to military service including information pertaining to dependents, interservice action, inservice details, determination, reliefs, component; awards, pay entitlements, releases, transfers and other military service data.

**Authority for maintenance of the system:** Section 301, 5 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Army - To maintain, use, collect, and disseminate information with respect to an individual holding a military status or former military status, including regular reserve, retired, former member separated, or deceased. Information pertains to individual's former, current, and subsequent to active duty status relating to birth; citizenship; parentage: home of record; education; training; dependents; travel; language proficiency; former and current association; brotherhood, memberships and related affiliations with organizations and like collective elements which service member divulges as having meaning, substance, or significance to his military service status; assignment history; and other related military experiences, qualification, training, preferences, restriction, and status actions.

Department of State - To issue passport/visa; to document persona-non-grata status/attache assignments/and related administration of personnel assigned and performing duty with the State Department.

Department of Treasury - To issue bonds; to collect and record incoming taxes.

Department of Defense (DOD) - To authorize and consummate interdepartmental actions relating to interservice requirements pertaining to the Army, Navy, Air Force, and Coast Guard when the Coast Guard is operational under DOD.

Department of Justice - To file fingerprint cards; to perform intelligence function.

Department of Agriculture - To coordinate interdepartmental functions related to education conducted by the Department of Agriculture's advanced education element.

Department of Labor - To accomplish actions required under Federal Employees Compensation Act.

Department of Health, Education and Welfare - To provide services authorized by medical, health and related functions authorized by Section 1074-1079 USC 10.

Atomic Energy Commission - To accomplish requirements incident to Nuclear Accident/Incident Control Officer functions.

American Red Cross - To accomplish coordination and complete service functions including blood donor programs and emergency investigative support and notifications.

Civil Aeronautics Board - Flight qualifications, certification and license actions relating to inservice pilots.

Federal Aviation Agency - To accomplish aviation and air service actions involving inservice aviators.

General Services Administration - For records storage and archival services and for printing of directories and related material which includes personal data.

US Postal Service - To accomplish postal service authorization involving postal officers and mail clerk authorizations.

Veterans Administration - To provide information relating to benefits, pensions, inscrvice loans, insurance, and appropriate hospital support.

Bureau of Immigration and Naturalization - To comply with statutes relating to inservice alien registration, and annual residence/location.

Office of the President of the United States of America - to exchange required information relating to White House Fellows, regular Army promotions, aides, and related support functions staffed by Army members.

Federal Maritime Commission - To obtain licenses for military members accredited as captain, mate, and harbor master for duty as Transportation Corps warrant officer.

Each of the several states, and US possessions - To support state bonus applications; to fulfill income tax requirements appropriate to the service member's home of record; to record name changes in state bureaus of vital statistics; and for National Guard Affairs.

Civilian educational and training institutions - To accomplish student registration, tuition support, Graduate Record Examination (GRE) tests requirement, and related school requirements incident to inservice education programs in compliance with chapter 102 and 103 USC 10.

Social Security Administration - To obtain or verify social security number (SSN); to transmit FICA deductions made from inservice members wages.

Department of Transportation - To coordinate and exchange necessary information pertaining to interservice relationships between US Coast Guard and US Army when service members perform duty with the US Coast Guard elements or training activities.

Civil Authorities - For compliance with Section 814 USC 10.

Department of the Air Force - To administer personnel support for individual Army members assigned for duty with the Air Force.

Department of the Navy - To administer personnel support for individual Army members assigned for duty with the Navy or Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder/jacket; selected data automated for management facility in a perishable manner on tapes, discs, cards and other computer media.



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**Retrievability:** Filed alphabeucally by last name, automated data retrievable by name, SSN or automatic data processing (ADP) parameter; reserve component, retired, and deceased persons records accessed by SSN terminal digit sequence.

**Safeguards:** Records maintained in areas accessible only to authorized personnel; automated media protected by authorized password system for access terminals, controlled access to operation rooms, and controlled output distribution.

**Retention and disposal:** Paper records are permanent. They are retained in active file until termination of service, held in inactive file in accordance with retention and retirement schedule and subsequently retired to National Personnel Records Center

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

US Army Military Personnel Center
Personnel Actions and Records Directorate
Hoffman Building 2
200 Stovall Street
Alexandria, VA 22332
Area Code 202/325-9050

Above address should be used for inquiries on records of commissioned officers or warrant officers (including members of Reserve Components) serving on active duty and General Officers (any component) in any status, active, inactive, or retired.

US Army Enlisted Records Center
Fort Benjamin Harrison, IN 46249
Area code 317/546-9211 (Ext 3361)

Above address should be used for inquiries on records of enlisted members (including members of Reserve Components) serving on active duty.

US Army Reserve Components Personnel and Administration Center
9700 Page Boulevard
St. Louis, MO 63132
Area code 314/268-7733

Above address should be used for inquiries on records of commissioned officers (except General Officers) or warrant officers in a reserve status not on active duty; or Army enlisted reservists not on active duty; or members of the National Guard who performed active duty; or commissioned officers (except General Officers), warrant officers, or enlisted members in a retired status.

National Personnel Records Center, GSA
9700 Page Boulevard
St. Louis, MO 63122
Area code 314/268-7262

Above address should be used for inquiries on records of commissioned officers or warrent officers who were completely separated from the service subsequent to 30 June 1917 or enlisted members who were completely separated subsequent to 31 October 1912.

**Record access procedures:** Written requests for information should contain full name of individual, service identification number, current or former military status and appropriate return address.

Personal visits may be made to the appropriate location based on the individual's status; individual should be able to provide commonly acceptable identification, such as driver's license, employment identification card, and give some verbal information relative to his/her current or former military status.

**Contesting record procedures:** The Department of the Army rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Enlistment, appointment, or commission related forms pertaining to the individual having a current or former military status; academic, training or qualification records acquired prior to or during military service; correspondence, forms, records, documents and other related papers originating in or collected by Department of the Army staff agencies and commands; other federal departmental agencies, administrations, federal separate agencies, commissions, boards, service, or authority; state and local governmental entities; civilian education and training institutions; and members of the public when such information obtained directly concerns the military service member.

**Systems exempted from certain provisions of the act:** None

**A0708.03DAPE**

**System name:** 708.03 Special Review Board (SRB) Appeal Case Summary File

**System location:** Office if the Deputy Chief of Staff for Personnel, Special Review Board (DAPE-MPC-S), Washington, DC

**Categories of individuals covered by the system:** Army officer personnel who have submitted substantive, as opposed to administrative, appeal of Officer Evaluation Reports.

**Categories of records in the system:** File contains identification data on individual, date of appeal, dates of contested period, names of voting SRB members, names of any persons contacted directly by board, summary of evidence considered, discussion, recommendation conclusions, final determination of the appeal, and disposition

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of cases considered, adjudication, determinations and dispositions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in folders

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent for historical purposes.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters, Department of the Army (DAPE-MP), The Pentagon, Washington DC 20310.

**Notification procedure:** Information may be obtained from:

HQDA (DAPE-MPO-C)
Room 2B724
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-5100

**Record access procedures:** Requests from individuals should be addressed to: HQDA (DAPE-MPO-C), Room 2B724, The Pentagon, Washington, D.C. 20310

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Officer Division, Military Personnel Management Directorate (DAPE-MPO), The Pentagon, Washington, DC 20310

For personal visits, the individual should be able to provide some acceptable identification such as military identification card.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPE-MPO-C), Washington, DC 20310.

**Record source categories:** File containing name, rank, social security number, SSN, date, dates of contested period, voting SRB members, personnel contacted, summary of evidence considered, discussion, recommendation, conclusion and final determination.

**Systems exempted from certain provisions of the act:** None

**A0708.05DAAG**

**System name:** 708.05 Emergency Data Files

**System location:** Primary System-Casualty Services Office, Casualty Directorate, The Adjutant General Center, Department of the Army

Decentralized Segments-Military Personnel Records Jacket, maintained at Army personnel office world-wide

**Categories of individuals covered by the system:** All military personnel on active duty.

**Categories of records in the system:** File contains Department of the Army (DA) Form 41, Record of Emergency Data (1 Apr 74 or 1 Jul 70 edition). Document reflects the service member's name; social security number; wife and children's name and current address; persons to be and not to be notified in the event of death or injury, information on wills, insurance, and other such information; and designation of beneficiaries for certain benefits.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Casualty Services Office-When properly completed, it is an official and legal document which governs the disposition of pay and allowances of a member who is missing, is captured, or becomes a casualty. It is also used to determine the person(s) to receive death gratuity payments and beneficiary(ies) to receive other benefits. The form provides the names and addresses of the person(s) to be notified in case of emergency or death.

Military Personnel Records Jacket-Copy serves as a second copy to be used for the same purposes as stated above in the event the record copy can not be located.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Original (machine processed card) in vertical file

Paper copy in Military Personnel Records Jacket

**Retrievability:** Card is filed numerically using social security number (SSN). File is sorted initially by last digit of the SSN then in numeric sequence. Paper copy located at unit level is fastened on the left side of the Military Personnel Records Jacket.

**Safeguards:** Building employs security guards. Office is in operation 24 hours a day, seven days a week. Records are accessible only to authorized personnel.

**Retention and disposal:** Form is retained in the DA active file until individual's separation from the Army, then destroyed. Copy in personnel folder remains with file when records are retired. If individual dies, the form is placed in the casualty case file where it remains. Casualty case files are retired upon completion to National Personnel Records Center (Military), St. Louis, MO.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, Washington, D. C.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-CAC)
Room 7G083
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-6607

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAAG-CAC), Room 7G083, Forrestal Building, Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address, telephone number, social security number, and grade. Visits are limited to Casualty Directorate, Forrestal Building, Washington, D. C. 20314

For personal visits, the individual must be able to provide acceptable identification, that is, military identification card or driver's license and social security card.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Data is furnished by service member at initial date of entry and during active duty.

**Systems exempted from certain provisions of the act:** None

**A0708.07DAPE**

**System name:** 708.07 Unfavorable Information Files

**System location:** Primary System - Department of the Army Suitability Evaluation Board (DASEB) (DAPE-MPC-E), Washington, DC

Decentralized Segment - Office of the Deputy Chief of Staff for Personnel (DAPE-MPO-C), Washington, DC and individual Official Military Personnel File of service member concerned.

**Categories of individuals covered by the system:** Army Personnel on whom unfavorable information has been discovered, considered, referred to individual, and disposition determination reached.

**Categories of records in the system:** File contains summary of unfavorable information, copy of letter of notification to individual, individual's response, summary of consideration of response, disposition determination, and voting record of voting board members.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Suitability Evaluation Board - Record of board actions; back up consideration of subsequent unfavorable information by DASEB;

Department of the Army Promotion/Selection Boards - Reference only to unfavorable information filed in Official Military Personnel File after due process

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly cleared, screened and trained.

**Retention and disposal:** Records are permanent for historical purposes

**System manager(s) and address:** Headquarters, Department of the Army (DAPE-MP), The Pentagon, Washington, DC 20310

**Notification procedure:** Information may be obtained from:

HQDA (DAPE-MPO-C)
Room 2B 724
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-5100

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAPE-MPO-C), Room 2B 724, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number, and the office symbol that appears on correspondence received from this office. Visits are limited to Officer Division, Military Personnel Management Directorate (DAPE-MPO), The Pentagon, Washington DC 20310.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, driver's license, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPE-MPO-C), Washington, DC 20310

**Record source categories:** Suitability Evaluation Board case summary of unfavorable information; letter of notification/request for comment to the individual; individuals response to the board; final determination case summary by the board.

**Systems exempted from certain provisions of the act:** None

**A0708.08DAPC1**

**System name:** Career Management Individual Files

**System location:** Primary System - US Army Military Personnel Center

**Categories of individuals covered by the system:** Active duty members of the US Army in enlisted grades of E1 through E9, all warrant officers and commissioned officers.

**Categories of records in the system:** File contains orders; record briefs; statements of preference; school credit papers; transcripts; details; career personnel actions; memorandum for record of telephone calls; personal correspondence originating by individual concerned; duplicate copy of efficiency report; appeal actions; assignment memoranda and requests for orders; memoranda of professional development actions; promotion orders; classification data; papers relating to service awards; letters and other forms of written communications relating to military career matters; service agreements; memoranda of interviews; copies of applications for assignment consideration; resumes of qualifications, personal background, and service experience supporting service member's desires, or nominative action by career managers. Academic reports; copies of admonitions/ reprimands imposed under Article 15 UCMJ (10 USC Section 815); letters of appreciation/commendation/recommendation; correspondence between (1) USA Military Personnel Center, (2) individual service member, (3) Army staff offices and Army organizations (4) other federal, state, and local government elements, (5) and accredited educational and training organizations.

**Authority for maintenance of the system:** 5 USC Section 301

10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Military Personnel Center, TSGO, TJAGO, Office of Chief of Chaplains - To accomplish military service career management including assignment, professional development, service training and education, and other related military actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Record accessed by name.

**Safeguards:** Records maintained in areas accessible only to authorized career management activity personnel.

**Retention and disposal:** Records range from transitory to permanent depending on the continuing value to the service member or the Army. Records determined to be permanent are merged with the Official Military Personnel File A708.02 (when not duplicated) upon separation of the service member from active duty by reason of discharge, transfer, retirement, or death.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information in regard to other than professional officers may be obtained from:

HQ DA (DAPC-POO)
Hoffman Building 2



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200 Stovall Street
Alexandria, VA 22332
Information in regard to medical department officers:
Office of The Surgeon General
Forrestal Bldg, Room 7B014
Washington, DC 20315
Information in regard to Chaplains:
Office of The Chief of Chaplains
Forrestal Bldg, Room 6B158
Washington, DC 20315
Information in regard to Judge Advocate General Corps officers:
Office of The Judge Advocate General
Pentagon Bldg, Room 1E444
Washington, DC 20310

**Record access procedures:** Requests from individuals should be addressed to: HQ DA (DAPC-POO), Hoffman Building 2, 200 Stovall Street, Alexandria, VA 22332.

Written requests for information should contain the full name of the requestor, service identification number, current or former military status, and appropriate return address.

Personal visits may be made to the US Army Military Personnel Center; individual should be able to provide their military service identification card; DD Form 2A for active duty persons; or other commonly acceptable means of identification used in normal transaction of business.

**Contesting record procedures:** The Department of the Army rules for contesting contents and appealing initial determinations may be obtained from HQ DA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Enlistment, appointment, or commission related forms pertaining to the service member having a current active duty military status; academic, training, and qualification records acquired incident to military service. Correspondence, forms, documents and other related papers originating in or collected by the military department for management purposes.

**Systems exempted from certain provisions of the act:** None

**A0708.08USAREC**

**System name:** 708.08 Rapid Electric Ad Coupon Transmission (REACT)

**System location:** Philadelphia, PA. Maintained by Worldwide Direct Marketing, Inc., an Army subcontractor through N W Ayer ABA International of New York, NY

**Categories of individuals covered by the system:** The file contains data on individuals who have specifically inquired for information on Army enlistment and, conversely, individuals who have specifically asked not to be included in Army promotional mailings.

**Categories of records in the system:** Records include name and address (including zip code) of individuals in the file who have requested enlistment information. If the individual volunteered additional information, the following is also included: Age, telephone number, social security account number, years of education, and the individual's source of request coupon. Each record also contains a unique ID number generated from the date of initial processing and its sequence in receipt. Finally, each record is ultimately annotated with the final disposition of recruiter action on the individual as an enlistment lead.

Records include name and address of individuals in the file who have asked to be excluded from Army promotional mailings.

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949 (64 Stat. 578), as amended by act of 22 Oct 1968 (82 Stat. 1238; 44 U.S.C. 3101-07).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To prepare a solicitation letter to the prospect providing requested information and referral to the local recruiter

To notify the field recruiter and his supervisor of the inquiry.

To follow-up the lead with a second letter to the individual if requested by the local recruiter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained on computer magnetic tape.

**Retrievability:** Individual records are retrieved by ID number for adding additional information provided by the individual through the local recruiter. Records are retrieved by a date signal when a second letter to the individual has been requested by the recruiter.

**Safeguards:** Subcontractor is under contract stipulating proprietary use of the file by Army or Army authorized agents.

**Retention and disposal:** Once created records are retained permanently.

**System manager(s) and address:** Director, Advertising & Sales Promotion (USARCASP), HQ USAREC, ATTN: USARCASP-D, Ft Sheridan, IL 60037.

**Notification procedure:** Information may be obtained from:
Director, Advertising & Sales Promotion, ATTN: USARCASP-D
US Army Recruiting Command
Ft Sheridan, IL 60037
Telephone: Area Code 312/926/2547
Name and address (including zip code) are needed.
Requestors may visit SYSMANAGER office.
Full name, address, driver's license required as identification.

**Record access procedures:** Individuals may contact SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individuals concerned may be obtained from SYSMANAGER.

**Record source categories:** Sources are either coupon or letter requests for information from individuals or letters requesting exclusion from future Army promotional mailings.

**Systems exempted from certain provisions of the act:** None

**A0708.13DAIG**

**System name:** 708.13 Inspector General Management Information System

**System location:** System Management Division, US Army Inspector General (IG) Agency, Department of the Army, Washington, DC 20310

**Categories of individuals covered by the system:** Army Officers approved and assigned as detailed Inspectors General in the Department of the Army and certain Department of Defense and Joint Activities.

**Categories of records in the system:** Name of officer, grade, social security number (SSN), duty position, organization of assignment, date approved for detail, date assigned to position, estimated date of departure, officer basic branch and officers date of rank.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System Management Division - To maintain status, strength and assignment data for worldwide Army Inspector General System; to provide to other Department of Army agencies, Department of Defense Agencies, other Government agencies, information listed in Record Category.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards in card file, computer magnetic tape assisted, computer paper printouts of alphabetical rosters.

**Retrievability:** Filed alphabetically by last name of Inspector General.

**Safeguards:** Access to card file and computer printout limited to designated responsible personnel in System Management Division. Building employs security guards and access is limited to authorized personnel.

**Retention and disposal:** Cards are initiated upon nomination of officer for detail as Inspector General, destroyed upon relief from detail and reassignment. Computer printouts are disposed of as updated copy is received.

**System manager(s) and address:** The Inspector General and Auditor General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310

**Notification procedure:** Information may be obtained from:
HQDA (DAIG-SM)
Room 1E729
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-1519

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAIG-SM), Room 1E729, Pentagon, Washington, DC 20310.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER.

**Record source categories:** Requests for approval for nomination, reports from IG offices worldwide letters, assignment and detail orders, Army Register, Military Personnel Center, records.





**Systems exempted from certain provisions of the act:** None

**A0708.17DASG**

**System name:** 708.17 Contract Surgeon Personnel Files

**System location:** Primary System-Management Office, Medical Centers and hospitals where contract surgeons are employed.

Decentralized Segments-Office of The Surgeon General, Department of the Army.

**Categories of individuals covered by the system:** Any civilian physician with an executed contract, employed as a contract surgeon.

**Categories of records in the system:** File contains individual's justification for employment; executed contract; correspondence between medical centers and hospitals and applicant; and selected documents.

**Authority for maintenance of the system:** Title 10, US Code, Section 4022, Contract Surgeons; Title 37, US Code, Section 201, Basic Pay; Title 37, US Code, Section 421, Contract Surgeons

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Medical Center or Hospital Management Office - To determine need, accessibility, and qualification of private physician for employment as contract surgeon; to coordinate and request Department of Army approval for employment as contract surgeon; to execute contract with private physician as contract surgeon.

Office of The Surgeon General, DA - To control, review, and approve need and qualifications of contract surgeon.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of contract surgeon.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after two years or on discontinuance, whichever occurs last.

**System manager(s) and address:** The Surgeon General, USA.

**Notification procedure:** Information may be obtained from:
HQDA (DASG-HCC)
Room 2D528
The Pentagon
Washington, D. C. 20310
Telephone: Area Code 202/697-8394

**Record access procedures:** Requests from individuals should be addressed to: Commander, Medical center or hospital where employed; or Headquarters, Department of the Army (DASG-HCC), Room 2D528, The Pentagon, Washington, D. C. 20310.

Written requests for information should contain the full name of the individual current address and telephone number. Visits are limited to Management Office, Medical Center or hospital where employed; and Professional Services Division (DASG-HCC), The Pentagon, Washington, D. C. 20310.

For personal visits, the individual should be able to provide sufficient identification, and give some verbal information that can be verified from his/her file.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Related papers and forms from individual physician.

**Systems exempted from certain provisions of the act:** None

**A0708.19OSA**

**System name:** 708.19 Correction Case Folders

**System location:** Department of the Army Military Review Boards Agency, Army Board for Correction of Military Records

**Categories of individuals covered by the system:** Any member or former member of the U.S. Army who has applied for the correction of his military records.

**Categories of records in the system:** Records consist of file cards with basic case information and case files containing Board proceedings and related correspondence, hearing transcripts, and action taken by the Board.

**Authority for maintenance of the system:** Section 1552, Title 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Army Board for Correction of Military Records - To review applicants' military records to issue rulings on merits of applicants' requests for correction of records; to answer inquiries from applicants, counsel, and Members of Congress for reasons of Board's denial of application or status/disposition of applications.

Litigation Division of Judge Advocate General's Office - To assemble information for transmittal to Department of Justice.

Department of Justice - To gather information sufficient to defend cases in court.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

Manually retrieved file cards.

**Retrievability:** Filed alphabetically by last name of applicant.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** File cards are retained permanently.

Case files are permanent. They are retained in active file at least six months after the case is closed, held until the end of that calendar year, and subsequently retired to the Washington National Records Center.

**System manager(s) and address:** Special Assistant to the Under Secretary of the Army, DA Military Review Boards Agency, the Pentagon, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from:
Office, Secretary of the Army
Army Board for Correction of Military Records
Room 1E512
The Pentagon
Wash., D.C. 20310
Telephone: Area Code 202/697-4254

**Record access procedures:** Requests from individuals should be addressed to: Office, Secretary of the Army, Army Board for Correction of Military Records, Room 1E512, The Pentagon, Wash., D.C. 20310

Written requests for information should contain the full name of the individual, current address and telephone number, Social Security Number and Army Service Number, if applicable. Visits are limited to the Army Board for Correction of Military Records, Pentagon Building, Wash., D.C. 20310

For personal visits, the individual should be able to provide some acceptable identification such as driver's license, employing office's identification card, and give some verbal information that could be verified with his case folder

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** All official Army Records, Veteran's Administration records and Police and Law Enforcement Agency records

**Systems exempted from certain provisions of the act:** None

**A0708.20DAAG**

**System name:** 708.20 Philippine Army Files

**System location:** Philippine Army Branch, Special Actions Division, U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** United States Armed Forces Far East (USAFFE). Applies to those members of the Philippine Commonwealth Army who were inducted for service with USAFFE under the Military Order of the President of the United States dated 26 July 1941.

USAFFE Guerrillas. Applies to those Filipinos who served in Guerrilla units officially recognized and listed in the Recognized Philippine Guerrilla Rosters.

**Categories of records in the system:** Individual Military Personnel File contains enlistment papers, orders inducting individual into USAFFE service, Soldier's qualification card, unit orders of assignment, efficiency rating sheets, pay vouchers or receipts for pay, Determination of status by Recovered Personnel Division US Army, affidavits and certificates, service records, Determination of Status under the Missing Persons Act.

**Authority for maintenance of the system:** Delegated to Commander RCPAC by the Secretary of the Army under the Missing Persons Act of 1942, Public Law 490-77, 7 May 1942.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Veterans Administration (VA) - To certify or verify service with USAFFE or Recognized Guerrilla units; provide any available medical records or other documents in order to assist in determining benefits.

Department of Justice - To certify or verify service regarding applications for citizenship.

Department of Health, Education and Welfare - To verify type of service which is used to assist in determining eligibility for benefits.

Department of the Army (DA) staff agencies and commands - To provide information regarding the individuals status, service, and awards in response to requests from the Philippine Goverment to include Embassy; military attaches. Review policies and procedures.

Department of State - To provide statement of service or verification of type of service performed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Individual Military Personnel File - Paper records in file folders.

**Retrievability:** Individual Military Personnel Files - Filed alphabetically by name, identified by name, service number, VA claim number, units assigned to during period of service in question, names of parents, birth date and place, name of spouse and children if applicable. Due to similarity of names - complete file must be screened using all available information on individual to determine correct individual.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel. Building is secured through 24 hour guard service. Entry to building is by authorized badge only.

**Retention and disposal:** Records are permanent. Remain as active file and are not retired. Entire file in daily active use to complete inquiries.

**System manager(s) and address:** The Secretary of the Army, the Pentagon, Washington, D.C., Commander, U. S. Army Reserve Components Personnel and Administration Center, St. Louis, MO (RCPAC).

**Notification procedure:** Information may be obtained from:

Commander U. S. Army Reserve Components Personnel and Administration Center (RCPAC).
ATTN: AGUZ-SAD-PA
St. Louis, MO 63132
Telephone: Area Code 314/268-7359

**Record access procedures:** Requests from individuals should be addressed to: Commander, U. S. Army Reserve Components Personnel and Administration Center, Attn: AGUZ-SAD-PA, 9700 Page Blvd., St. Louis, MO 63132.

Written requests for information should contain the full name of the individual, service number and VA claim number if applicable. Name and/or number of the unit assigned to during the period of service.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Commander, RCPAC.

**Record source categories:** Individual Military Personnel Files - Military record compiled during service of each individual who served with the Philippine Commonwealth Army and/or the United States Armed Forces Far East prior to 7 December 1941 up to August 1945. Entire record file transferred from the Philippines to the United States Army in 1951. Nothing has been added to the files other than current copies of papers concerning the service in question.

**Systems exempted from certain provisions of the act:** None

**A0708.21DAAG**

**System name:** 708.21 Statement of Employment Files

**System location:** Inquiries Branch, Support Division, Retired Activities Directorate, U. S. Army Reserve Components Personnel and Administration Center, (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** United States Regular Army officers retired from Active Army service.

**Categories of records in the system:** File contains all data concerning his employment to include employer's name, address, product employer sells or offers for sale, individual's position with company and his duties and other related correspondence concerning his employment.

**Authority for maintenance of the system:** Executive Order 11222, Prescribing Standards of Ethical Conduct for Government Officers and Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To obtain information concerning employment of Regular Army officers who are retired from active military service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name of individual

**Safeguards:** Records are maintained in areas accessible only to authorized personnel. Building is secured through 24 hour guard service. Entry to building is by authorized badge only.

**Retention and disposal:** Records are retained until officer is deceased, then destroyed.

**System manager(s) and address:** Chief, Inquires Branch, Support Division, Retired Activities Directorate, RCPAC, St. Louis, Missouri 63132

**Notification procedure:** Information may be obtained from:

Commander
RCPAC
ATTN: AGUZ-RAD-SI
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code: 314-268-7741

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, office symbol that appears on all correspondence from this Center and form number of Form Letter (FL) that may be in bottom of left corner of correspondence from this Center.

For personal visits, the individual should be able to provide some acceptable identification, that is, Identification Card, drivers license, employing officer identification card, and give some verbal information that could be verified from his employment statement.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Completed form from individual, correspondence from employing agency

**Systems exempted from certain provisions of the act:** None

**A0709.01DAPE**

**System name:** 709.01 United States Military Academy Candidate Files

**System location:** Primary system-Office of the Director of Admissions and Registrar, MAAR-R, United States Military Academy.

Decentralized Segment-Instruction Support and Information System Division, Office of the Dean, United States Military Academy.

**Categories of individuals covered by the system:** Potential candidates and candidates for the United States Military Academy for the current year and the previous two years

**Categories of records in the system:** Candidate Activities Record (DD Form 1868); Prospective Candidate Questionnaire DD Form 1908, Interview Sheets; Evaluation by Director of Intercollegiate Athletics; School Official's Evaluation DD Form 1869; Employer's Evaluation of Candidate USMA Form 5-518; Scholastic Aptitude Exam Scores; American College Testing Program Scores; Request for Secondary School Transcript DD Form 1875; High School Transcript; College Transcript; Physical Aptitude Exam; Candidate Summary Sheets; Nomination Letter; Progress Report 5-413; Selection Letter; Naturalization Papers; Adoption Papers; Birth Certificate; Statement of Consent; OATH 5-50; Special Orders; All correspondence to and from candidate; Correspondence received concerning candidate; Personal Data Record (DD Form 1867)

**Authority for maintenance of the system:** Title 10 United States Code, Sections 4331, 4332, 4334

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director of Admissions and Registrar - to evaluate a candidate's academic, leadership, and physical aptitude potential for the United States Military Academy; to assist candidates in the completion of their file; to counsel candidates in their potential for USMA

Office of the Dean-to evaluate an admitted candidate's academic potential





Office of the Director of Intercollegiate Athletics-to evaluate a candidate's intercollegiate athletic potential

Director of Institutional Research-to assist the Director of Admissions in evaluating current admissions procedures and recommend changes in admissions procedures

Members of Congress, Washington, D.C.-to aid them in the selection of candidates

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records are maintained in file folder. Selected items of information are on computer paper printouts and magnetic disks

**Retrievability:** File folders are filed alphabetically by last name of candidate. Computer paper printouts are printed alphabetically, by source of nomination, by current status, and by special categories

**Safeguards:** File Folders and computer paper printouts stored in a room in which Chief, Records Branch or her representative is always present during working hours After working hours the room is locked. Access to the building is limited during non-working hours. Records are accessible only to authorized personnel. Magnetic disks are protected by a user identification and password convention.

**Retention and disposal:** Admitted candidates - Records are transferred to the office of the Dean in August of each year. Other candidates - Records are maintained in the Admissions Office for two years and then transferred to Records Holding Area for two years. The records are then destroyed by burning

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** Information can be obtained from SYSMANAGER

**Record access procedures:** Requests should be addressed to the SYSMANAGER

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Transcripts from secondary and post secondary schools; faculty evaluations; employer evaluations; military supervisor evaluation; medical information from the Department of Defense Medical Review Board; interviews from Admissions Participants; American College Testing Program; Educational Testing Service; Director of Intercollegiate Athletics; Members of Congress

**Systems exempted from certain provisions of the act:** None

**A0709.03DAPE**

**System name:** 709.03 United States Military Academy Cadet Files

**System location:** Graduates and Ex-cadets-Cadet Records Branch, Office of the Dean, U.S. Military Academy, West Point, NY 10996

Enrolled Cadets: Academic and Admissions Record-Office of the Dean, U.S. Military Academy, West Point, NY 10996; Military Record-Commandant of Cadets, U.S. Military Academy, West Point, NY 10996; Health Record-Commander, Medical Department Activity, West Point, NY 10996

**Categories of individuals covered by the system:** Complete file on any individual who was admitted as a cadet to the U.S. Military Academy from 1966 to the present and academic transcripts for others.

**Categories of records in the system:** File contains, (1) documents used to evaluate candidates for admission to the U.S. Military Academy, (2) academic performance documents to include the official transcript of courses taken and completed, (3) military performance documents to include ratings by supervisors, (4) health records not included in the officer's medical file upon commissioning, (5) evaluations prepared at the request of the individual concerned to support application for further schooling or employment.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Graduates and Ex-cadets-Reproduction and dispatch of transcripts as directed by the individual concerned; preparation of letters of evaluation; research as appropriate.

Enrolled cadets: Office of the Dean-To maintain admissions information, course enrollment records and grades achieved; Commandant of Cadets-To document the military performance of cadets to support a decision regarding their potential for service as an officer of the Regular Army; Commander, Medical Department Activity-To document the state of health of each cadet. The information may be used to determine medical suitability for commissioning and/or to substantiate future claims for physical disability.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by graduating class by last name in alphabetical sequence.

**Safeguards:** Stored in a room whose access during business hours is only through the Chief Records Branch. After business hours the storage room is secured by two separate locked doors. Records are accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. Commencing with the U.S. Military Academy Class of 1970 the records are maintained by the Office of the Dean. After 50 years they are transferred to the U.S. Military Academy Archives.

**System manager(s) and address:** Graduates and Ex-Cadets-Director, Operations Division, Office of the Dean, West Point, NY 10996

Enrolled Cadets: Academic and Admissions Information-Director, Operations Division, Office of the Dean, U.S. Military Academy, West Point, NY 10996;Military Information-Commandant of Cadets, U.S. Military Academy, West Point, NY 10996; Health Information-Commander,

Health Information-Commander, Medical Department Activity, West Point, Medical Department Activity, West Point, NY 10996

**Notification procedure:** Information may be obtained from SYSMANAGER.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER.

Requests should contain the U.S. Military Academy class and the name of the individual about whom information is requested.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Transcripts from secondary and post secondary schools, faculty evaluations; evaluations from military supervisors; forms and letters required for administration; grades awarded by the heads of academic departments; health records resulting from routine examination or illness; copies of letters of evaluation prepared subsequent to graduation or separation.

**Systems exempted from certain provisions of the act:** None

**A0710.08DAAG**

**System name:** 0710.08 Career Management Files of Dual Component Personnel.

**System location:** Counseling Section, Guidance Branch, Personnel Management and Training Division, Reserve Components Personnel Directorate, and Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** Any reserve officer or warrant officer on active duty as an enlisted man. Any reserve officer on active duty as a Regular Army warrant officer.

**Categories of records in the system:** Manual file contains copies of officer evaluation reports, academic reports, officer qualification records, letters of appreciation and commendation, general orders announcing awards, and other documents furnished by individual concerned. Automated file contains name, rank, SSN, Basic pay entry date, promotion eligibility date, mandatory removal date, highest military education completed and current military education being completed.

**Authority for maintenance of the system:** Title 10, United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To advise reserve officers when they will be considered for promotion, what military education they must complete to be eligible for promotion, determine if officer should be removed for substandard performance of duty, advise them of eligibility for retirement as either an officer or enlisted men. Officer evaluation reports are available for review by promotion boards when officers are being considered for promotion. Advise officers of latest changes in reserve program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and computer tape

**Retrievability:** Filed alphabetically by last name of officer and SSN.



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**Safeguards:** Buildings employ security guards. Computer tapes are stored in tape vault. Paper records are stored in filing cabinets with access limited to individuals with a need to know

**Retention and disposal:** Records are retained as long as officer remains on active duty. When an officer retires, his career management file is combined with his active Army enlisted file. If officer separated and still on active duty as enlisted man his career management file is sent to U. S. Army Enlisted Records Center Fort Harrison and combined with his enlisted record.

**System manager(s) and address:** Commander, Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132

**Notification procedure:** Information may be obtained from

Commander, Reserve Components Personnel and Administration Center
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314 268-7868 or Autovon 698-7868

**Record access procedures:** Requests from officers should be addressed to: Commander, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

Written requests for information should contain the full name of the officer, current address and SSN. Visits are limited to Guidance Branch, Personnel Management and Training Division, Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

For personal visits, the officer must present his active Army identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All material is obtained from elements of the U. S. Army, officer's company commander, military schools completed in residence or by correspondence, copies of general orders.

**Systems exempted from certain provisions of the act:** None

**A0710.09DAAG**

**System name:** 710.09 Personnel Management/Action Working Files

**System location:** Working files and/or folders are maintained by each of the operating Divisions within the U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** Pertains to members of the Individual Ready Reserve (IRR) Standby Reserve, Retired Reserve unit personnel and civilians relating to a variety of personnel actions and inquiries concerning Reserve component personnel management and administration.

**Categories of records in the system:** Files and/or folders contain varied types of applications; correspondence; orders; pay vouchers; efficiency reports; assignment instructions; replies to correspondence; medical evaluations; request for waiver of disqualifications; grade determinations; approvals or disapprovals of specific actions; flagging actions which preclude completion of favorable personnel actions; computer transcripts; requests for transfer to another Branch, status, or service; claims for pay; and notifications to the individual of personnel actions being processed.

These are all Working files/folders which contain information and copies of correspondence pertaining to appointment as USAR commissioned or warrant officers; applications for active duty; assignment instructions for active duty (AD) or Active Duty for Training (ADT); applications for delay or exemption from AD/ADT, requests for branch transfers; requests for award of Military Occupational Speciality, nomnations for decorations or awards; selection or nonselection for promotion of commissioned or warrant officers; notifications of removal from an active Reserve status for physical disqualification, nonparticipation, two time passover for promotion or elimination action; request for grade determinations for enlistment in the USAR; applications for waiver of disqualifications for enlistment in the USAR; request for discharge or voiding of enlistments; requests for tansfer to or from the Ready Reserve, Standby Reserve, or Retired Reserve; claims for pay not received while on ADT; request for assignment or attachment to ARNG/USAR units, mobilization designation positions or detachments, reinforcement training units, and USAR school student detachments; applications for participation in Army Reserve Logistics Career Program and Foreign Area Officers Program; applications for ADT; and correspondence pertaining to the Career Management of officers and senior enlisted personnel. Correspondence includes copies or orders; approvals or disapprovals of actions requested by the individual and backup copies of correspondence relating to the specific action - these are reference copies of documents normally filed in the individual's Military Personnel Records Jacket or Official Military Personnel File.

**Authority for maintenance of the system:** Title 10 United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Working or reading files are maintained in order for the action element of RCPD to respond to written, personal, or telephonic inquiries received from an individual or other Government Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Files and folders are maintained in 4 drawer file cabinets and card files are maintained in standard card file drawers or IBM card cabinets as appropriate.

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Building has security guard at all times at entrance. Papers are maintained in area accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Files or folders are maintained for a period of 6 months to 3 years depending on the type of action involved. At the specified time the file is destroyed.

**System manager(s) and address:** Commander, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132

**Notification procedure:** Information may be obtained from:

Commander, U. S. Army Reserve Components Personnel and Administration Center
ATTN: AGUZ-RCPD
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314-268-7733

**Record access procedures:** Requests from individuals should be addressed to: Commander, U. S. Army Reserve Components Personnel and Administration Center, ATTN: AGUZ-RCPD, 9700 Page Boulevard, St. Louis, Missouri 63132

Written requests for information should contain full name of individual, current address, and telephone number. Visits are limited to Reports and Inquiries Section, Personnel Management and Training Division (AGUZ-PMT-GRI) RCPAC, 9700 Page Boulevard, St. Louis, Missouri 63132.

For personal visits, the individual should be able to provide some acceptable identification, that is, Reserve Identification Card, drivers license, employing office's identification card, and give some verbal information that could be verified from his 'Reading file'.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Sysmanager

**Record source categories:** Individual/Department of Defense.

**Systems exempted from certain provisions of the act:** None

**A0710.10DAAG**

**System name:** 710.10 MBA USAR Reserve Field System

**System location:** Decentralized Segments - Commander First U. S. Army, Fort George G. Meade, MD 20755; Commander Fifth U. S. Army, Fort Sam Houston, Texas 78234; Commander Sixth U. S. Army, Presidio of San Francisco, California 94129. Each Army Headquarters maintains the records pertaining to that geographical area

Centralized User - Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** All individuals currently assigned to a U. S. Army Reserve (USAR) Unit

**Categories of records in the system:** File contains: Identification data to include name, social security number, current assignment data to include unit identification code, grade and occupational specialty, retirement data to include number of retirement points and years of satisfactory military service; and other selected data which serves in the administration and reporting of the individual to include security clearance, date entered military service, date of last promotion, date military obligation expires, sex, race and civilian occupation





**Authority for maintenance of the system:** Title 10, United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained at each Continental U. S. Army Headquarters for the general purpose of administration of USAR unit personnel. Administration includes control of promotions, transfers and other day-to-day actions in addition to maintaining unit readiness which includes identifying training needs and assuring those needs are filled on a continuing basis.

A copy of each Army file is sent to RCPAC on a monthly basis for reporting purposes. Statistical reports are prepared at RCPAC for use by various Department of the Army and Department of Defense Staff Agencies. The main users of this report are: The Office of Chief, Army Reserve; Headquarters, U. S. Army Forces Command; Headquarters, Continental U. S. Armies, Office of the Chief of Chaplains and Office of the Deputy Chief of Staff for Personnel. Uses include: strength accounting, budgeting, readiness in case of mobilization of reserve units, and forecasting of future needs based upon expected attrition. In addition, the Command Involvement Program (CIP) computer system inspects the personnel data contained in each record and reports percentage of accuracy and completeness to the unit commander and his superiors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File is stored on computer magnetic tapes and stored in air-conditioned libraries.

**Retrievability:** File is sequenced by social security number within unit identification code. To retrieve an individual's record, an authorized requester must enter social security number, five characters of last name, unit identification code, military personnel class (indicates individual is an officer, warrant officer or enlisted), and a particular transaction code identifying the transaction as a record request.

**Safeguards:** Tape files are stored on tape racks in reel number sequence in a restricted library within the computer room complex which is itself a restricted area. In addition, the building housing the computer room is restricted to authorized entry only.

**Retention and disposal:** A record is retained for the duration of the reservist's unit assignment. The current tape file and the two previous tape files are retained at any given time. Upon creation of a new file, the oldest file is erased.

**System manager(s) and address:** Deputy Chief of Staff for Personnel, Headquarters Department of the Army, the Pentagon, Washington, D. C. 20310.

Same as LOCATION above.

**Notification procedure:** To ascertain if the tape file contains data on a particular individual, that individual should write or visit the Headquarters of the Continental U. S. Army area in which his/her unit is located.

**Record access procedures:** To request access to the information contained on this tape file, the individual should write or visit the Headquarters of the Continental U. S. Army area in which his/her unit is located.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from the Office of the Deputy Chief of Staff for Personnel (DAPE-PBP), the Pentagon, Washington, D. C. 20310.

**Record source categories:** Data is extracted from the following sources:

Correspondence from Reservist;
National ZIP Code Directory;
DA Form 1383 - Statement of Retirement Points;
Release From Active Duty Orders;
DA Form 873 - Certificate of Clearance and/or Security Determination;
DA Form 1379 - USAR Unit Record of Reserve Training;
Promotion Orders;
Assignment Orders;
Language Proficiency Questionnaire;
DA Form 268 - Report for Suspension of Favorable Personnel Actions;
DA Form 67-7 - U. S. Army Officer Efficiency Report;
DA Form 1506 - Statement of Service;
NGB Form 23 - Retirement Credits Record;
DD Form 4 - Enlistment Contract Armed Forces of the United States;
DD Form 47 - Record of Induction;
DA Form 61 - Application for Appointment;
DA Form 2, 2-1 - Qualification Record;
DA Form 3725 - Army Reserve Status and Address Verification Questionnaire;
Dictionary of Occupational Titles;
DA Form 3726, 3726-1 - Ready Reserve Service Agreement;
DD Form 214 - Armed Forces of the United States Report of Transfer or Discharge
SF Form 88 - Report of Medical Examination
DA Form 603 - Army Reserve Change of Address Report

**Systems exempted from certain provisions of the act:** None

**A0714.02DAPC**

**System name:** 714.02 Military Personnel Assignment Files

**System location:** Primary System - (1) officers: US Army Military Personnel Center, Officer Personnel Directorate, (2) enlisted: US Army Military Personnel Center, Enlisted Personnel Directorate.

Decentralized Segments - Army commands

**Categories of individuals covered by the system:** Active duty enlisted, warrant officer, and commissioned officer member of the US Army worldwide.

**Categories of records in the system:** File contains letters, forms, statements relating to travel restrictions, dual nationality status, controlled MOS constraints on assignment, Special Forces organization, sole surviving son limitations, compassionate requests, permissive reassignments. Preference for assignment statements, service member/spouse kinship with foreign national considerations, CID eligibility determinations, initial accession assignment data, conscientious objector statement, application and special orders pertaining to airborne qualification and assignment, Army Research Association selection and assignment to Atomic Energy Commission, results of GRE or ATGSB examinations relating to graduate school selection, nominations for position assignment, *biographical sketch supporting assignment as Military Assistance Operations Program positions and (1) letters from service member, (2) documents, and forms originating in departmental/command assignment officers, (3) correspondence between Department of Navy, US Marine Corps, US Coast Guard, Department of the Air Force, Army staff offices, and Army command.

**Authority for maintenance of the system:** Section 301, 5 USC
10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Army staff offices and commands - To document assignment considerations of each service member to assure equity of duty, the basis for special assignment, the protection of service member and dependents assigned in foreign areas, to insure service member not assigned contrary to persona-non-grota status and related assignment limitations, restrictions, and constraints.

Department of the Navy - To accomplish administration incident to service when Army members are assigned for duty with the Navy, Marine Corps or Coast Guard when the Coast Guard is under operational control of the Navy.

Department of the Air Force - To accomplish administration incident to service when Army members are assigned for duty with the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetical by named.

**Safeguards:** Records maintained in area accessible to authorized personnel engaged in assignment and reassignment actions.

**Retention and disposal:** Records are destroyed when superseded by subsequent assignment or in accordance with scheduled destruction due to discontinuance or becoming obsolete.

**System manager(s) and address:** US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information for officer personnel may be obtained from:

HQDA (DAPC-OP)
Hoffman Bldg 2
200 Stovall Street
Alexandria, VA 22332
Information for enlisted personnel may be obtained from:
HQDA (DAPC-EP)
Hoffman Bldg 2
200 Stovall Street
Alexandria, VA 22332



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**Record access procedures:** Requests from individuals should be addressed to HQDA (DAPC-OP) or HQDA (DAPC-EP), 200 Stovall Street, Alexandria, VA 22332 or to Commander of the command in which the service member is assigned for duty.

Written requests for information should contain the full name of the requestor, their service identification number, branch of service if the requestor is an officer, grade, and current address. Visits may be made to command headquarters, or to the Directorate of Officer Personnel for officer visitors or the Directorate of Enlisted Personnel for enlisted visitors located in Hoffman Bldg 1 and 2, 200 Stovall Street, Alexandria, VA 22332.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Letters, forms, statements and related forms originating from individual service member; letters, forms, documents originating in assignment offices of USAMILPERCEN or in Army commands.

**Systems exempted from certain provisions of the act:** None

**A0714.06HSC**

**System name:** 714.06 Army Medical Department Personnel Management and Manpower Control System

**System location:** US Army Medical Centers: Brooke Army Medical Center, Ft Sam Houston TX; William Beaumont Army Medical Center, Ft Bliss, TX; Madigan Army Medical Center, Ft Lewis, WA; Letterman Army Medical Center, Presidio of San Francisco, CA; Walter Reed Army Medical Center, Washington, DC; Fitzsimons Army Medical Center, Denver, CO; and Tripler Army Medical Center, Honolulu, HA.

**Categories of individuals covered by the system:** All military personnel assigned or attached to the organization and all civilian employees of the organization.

**Categories of records in the system:** Military personnel management subsystem contains data extracted from military personnel records and is essentially that data maintained on enlisted and officer master files at Department of the Army plus selected suspense items such as immunization requirements, efficiency report and periodic photograph submission dates.

Civilian personnel management subsystem contains data extracted from civilian personnel records and is essentially that data maintained in the civilian personnel information system at Department of the Army.

Manpower control subsystem contains data to identify authorized military and civilian positions within the organization.

**Authority for maintenance of the system:** Title 10, USC Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System is utilized to provide numerous reporting suspense action and general personnel management requirements for the personnel divisions of the medical centers. System provides interface with automated finance, accounting, civilian pay, and leave accounting. System will be closed out following minor modifications in the Standard Installation/ Division Personnel System (SIDPERS) and full implementation of the Civilian Personnel Information System (CIVPERSONS). Type data generated includes authorized and assigned strengths by grade and military occupational specialty (MOS) with projected losses, notification of individual requirements for immunizations, listing of personnel requiring proficiency testing or eligible for promotion or civilian within-grade increases. It also provides information retrieval of combinations of data elements for special or one-time reports. Examples are: Listing of all personnel within a given MOS; Listing of all personnel of a given grade; Listing of all personnel assigned before or after a given date; Listing of all personnel whose expiration of term of service (ETS) occurs before or after a given date; and Listing of all personnel not occupying an authorized position.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** System uses disk and tape storage.

**Retrievability:** Data may be extracted by name, social security account number, military occupational specialty or other element included in the system.

**Safeguards:** Records are maintained in secured areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Data is retained in system until departure of the individual. Data is erased from system on reassignment, discharge, separation, retirement or termination of employment.

**System manager(s) and address:** Commander, US Army Health Services Command, Ft Sam Houston, TX

**Notification procedure:** Information may be obtained from Director of Personnel at each medical center operating the system. Military or civilian identification card, name, social security account number and military or civilian employee status required.

**Record access procedures:** Information may be obtained from Director of Personnel at each medical center operating the system. Military or civilian identification card. name, social security account number and military or civilian employee status required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned, may be obtained from the SYSMANAGER.

**Record source categories:** Military and civilian personnel records.

**Systems exempted from certain provisions of the act:** None

**A0715.01DAPC**

**System name:** 715.01Personnel Data Card and Locator Card Files

**System location:** Decentralized - Each active Army unit furnishing personnel and strength data to the Department of the Army.

**Categories of individuals covered by the system:** Active duty members of the US Army (Commissioned, warrant, and enlisted service members).

**Categories of records in the system:** File contains a personnel data form (DA Form 2475-2) which includes organization, unit, station, name, SSN, grade and pay group, blood type, duty assignment, duty phone number, local address, local phone number, name and address of next of kin, home of record, place of birth, awards, military occupational specialty evaluation data, and the unit commander's grade and name. File is augmented by change reports transmitted to higher echelons of the Army to support automated data stored on computer magnetic tapes and discs.

**Authority for maintenance of the system:** 5 USC Section 301

10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Active Army reporting unit - To account for and maintain data relating to each assigned and/or attached active military person under the military jurisdiction of the company/detachment/Army element for use in personnel management; to support the accounting of and reporting function incident to the maintenuance of the Officer Master File (OMF)/ Enlisted Master File (EMF)-Automate, the Military Personnel Records Jacket file (MPRJ), the Official Military Personnel File (OMPF).

Department of the Army commands/organizations/elements and staff agencies - To perform relevant military functions/requirements/ action consistent with their respective mission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** File alphabetically by name.

**Safeguards:** Records filed in areas accessible only to authorized personnel that are trained, cleared, and assigned the functional duty of unit level personnel administration.

**Retention and disposal:** Records are retained in the reporting unit for eight years following the date of the last entry appearing on the individual personnel data card.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

The reporting unit of assignment/attachment of the individual concerned.

**Record access procedures:** Request from individual should be address to the appropriate military unit.

Written requests for information should contain the full name, grade, service identification number, and unit of assignment/attachment.

Personal visits may be made to the unit of assignment; identification of the visitors will be established by suitable military identification or other means normally accepted in the transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Enlistment Record (DD Form 4); Report of Separation (DD Form 214) for reenlistees; Extention of enlistment (DA Form 1695); Special Orders issued by enlistment/reenlistment





authorities; personal information furnished by the individual concerned; documents/records/reports/ forms originated within the reporting unit.

**Systems exempted from certain provisions of the act:** None

**A0715.07AMC**

**System name:** 715.07 Personnel Utilization Reporting System

**System location:** Director for Systems Management, Automated Logistics Management Systems Agency, 210 North 12th Boulevard, St. Louis, MO 63188

**Categories of individuals covered by the system:** All employees of the Agency both civilian and military.

**Categories of records in the system:** A record by individual of manhours utilized by project application.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide management a statistical report by individual application of the manhours expended on assigned projects. Provides data base to collect manpower costs by projects assigned to the Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes.

**Retrievability:** By social security number.

**Safeguards:** Computer system safe software and security guards.

**Retention and disposal:** Source documents are key-punched in order to update permanent magnetic tape. Source documents are destroyed after six months. Magnetic tape is retained until system is no longer required.

**System manager(s) and address:** Director for Systems Management, Automated Logistics Management Systems Agency

**Notification procedure:** Information may be obtained from:

Director for Systems Management (AMXAL-MB)
Automated Logistics Management Systems Agency
210 North 12th Boulevard
St. Louis, MO 63188
Telephone: Area Code 314/268-3604

**Record access procedures:** Information may be obtained from:

Director for Systems Management (AMXAL-MB)
Automated Logistics Management Systems Agency
210 North 12th Boulevard
St. Louis, MO 63188
Telephone: Area Code 314/268-3604

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Time and attendance cards submitted by individual

**Systems exempted from certain provisions of the act:** None

**A0718.01DAPC**

**System name:** Military Award Case File

**System location:** Primary System - US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

Decentralized Segments - Each Army command delegated authority for approval of an award.

**Categories of individuals covered by the system:** Military Personnel on active duty, members of reserve components, U.S. civilians serving with US Army in a combat zone, and deceased. Former members of the US Army.

**Categories of records in the system:** Files contain the recommendation for award; indorsements; transmittals; letters; memoranda; award board approvals/disapprovals; citation texts pertaining to the specific individual and award; Department of the Army letter orders/general orders; related papers supporting the recommendation; correspondence between (1) USAMILPERCEN, (2) service member, (3) Army staff offices, (4) Army commands, (5) and individuals having knowledge/information relative to the service member concerned or the act or achievement stated in the recommendation.

**Authority for maintenance of the system:** 10 USC Chapter 57 and Chapter 357

5 USC Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Each Army command having authority for action for a specific award - To accomplish the review; to authorize the award; to maintain the award case file of approved and disapproved recommendations.

US Army Military Personnel Center - To act as the Army element for HQDA; to accomplish the review and to authorize the award of those awards/decorations which are not delegated or within the scope of authority of a subordinate element of the Army; to maintain the award case file of approved and disapproved recommendations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Records accessed by name.

**Safeguards:** Records maintained in areas accessible only to authorized individuals.

**Retention and disposal:** Case files for approved recommendations retained for 1 year and destroyed in local ofice; case files for disapproved recommendations retained for 6 years and destroyed in the local office.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Record access procedures:** Written requests for information should include the full name, service identification number, grade and branch of service, name of award, and current address. Visits should be made to the organization/station of the service member or to the USAMILPERCEN.

For personal visits, the visitor should be able to provide acceptable identification i.e., military identification normally acceptable in the transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-PAP), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Recommendation for award (DA Form 638) with supporting records, forms statements, letters, and related papers originated by persons other than the awardee and other individuals having information useful in making an award determination.

**Systems exempted from certain provisions of the act:** None

**A0718.08DAAG**

**System name:** 718.08 World War I Awards and Decorations Card File

**System location:** Awards Section, Entitlements Division, Personnel Services Directorate, U. S. Army Reserve Components Personnel & Administration Center (RCPAC) 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Partial file of individuals who received an award or foreign decoration for service during World War I.

**Categories of records in the system:** File contains information concerning awards and/or foreign decorations earned as a result of World War I service according to the type of award and action for which presented. Serial number, rank and unit to which assigned when authorized award is shown for most individuals.

**Authority for maintenance of the system:** Title 10, United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Army (DA) staff agencies and commands - To review policy, coordinate certain actions and verify information.

General Services Administration, National Personnel Record Center (NPRC), verify awards and provide information to assist in the reconstruction of certain records.

Veterans Administrations - To verify service, provide background information on awards issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File is checked upon receipt of application from individual for verification purposes.

Card File (3 x 5) stored in File cabinet

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Records maintained in areas accessible only to authorized personnel. Building is secured through 24 hour guard service. Identification badge required by all entering the building.

**Retention and disposal:** Permanent remain as active file.



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**System manager(s) and address:** Commander, RCPAC, 9700 Page Boulevard, St. Louis, Missouri 63132

**Notification procedure:** Information may be obtained from:

Commander, Reserve Components Personnel and Administration Center
Attn: AGUZ-PSD-ED
St. Louis, Missouri 63132
Telephone Area Code 314-268-7574

**Record access procedures:** Requests should be addressed to Commander, RCPAC, ATTN: AGUZ-PSD-ED, 9700 Page Boulevard, St. Louis, Missouri 63132. Written requests should contain the full name of the former service member, address and telephone number, and period of Army service. For personal visits, including next of kin, the individual should be able to provide suitable identification and provide verbal confirmation.

**Contesting record procedures:** Rules for contesting contents or appealing determinations may be obtained from Commander, RCPAC, ATTN: AGUZ-PSD, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Record source categories:** Military Personnel Files and orders files.

**Systems exempted from certain provisions of the act:** None

**A0720.04aDAPE**

**System name:** 720.04 Individual Correctional Treatment Files

**System location:** US Army confinement facilities. Offical mailing addresses are in the Department of Defense directory in appendix.

**Categories of individuals covered by the system:** Any military member confined at an Army confinement facility as a result of, or pending, trial by court-martials.

**Categories of records in the system:** File contains documents related to the administration of individual military prisoners in US Army confinement facilities; court-martial orders, release orders, confinement orders, medical examiner's reprts, requests and receipts for helath and confort supplies, reports and recommendations relative to disciplinary actions, clothing and equipment issue records, forms indicating authorized correspondence by prisoner, mail records, personal history records, individual prisoner utilization records, requests for interview, initial interview, fingerprint cards, military police reports, prisoner identification records, parolee agreements, inspection record of prisoner in segregation, documents reltaing to the custodianship of personal funds and property of prisoners.

**Authority for maintenance of the system:** Sections 951, 952, and 953, Chapter 48, 'Military Correctional Facilities,' Title 10, US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Confinement Facility Commander and Staff- To determine initial custody classifications; to determine when custody elevation is appropriate; to gage prisoner's adjustment to confinement; to identify areas of particular concern to individual prisoner's; to determine work assignment; to determine educational needs, serves as a basis for correctional treatment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of prisoner.

**Safeguards:** Confinement facilities are considered to be secure. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files are transferred to National Personnel Records Center, St. Louis, MO 63132, two years after relaese of prisoner. Records are held at Records Center two years then destroyed. Transfer of a prisoner from one confinement facility to another is not construed as relaese from confinement. When a prisoner is transferred to another such facility his file is transferred with him.

**System manager(s) and address:** The Deputy Cheif of Staff for Personnel, Headquarters, Department of the Army; Installation Commanders having Installation and Area Confinement Facilities.

**Notification procedure:** See exemption

**Record access procedures:** See exemption

**Contesting record procedures:** See exemption

**Record source categories:** See exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

**A0720.04bDAPE**

**System name:** 720.04 Individual Correctional Treatment Files

**System location:** Primary System - Trainee Administrative Services Division, US Army Retraining Brigade, Fort Riley, Kansas 66442.

Decentralized Segment - Leadership Team, Training Battalion, Fort Riley, Kansas 66442.

**Categories of individuals covered by the system:** Any military member confined at the United States Army Retraining Brigade.

**Categories of records in the system:** File contains documents related to the administration of individual military prisoners in United States Army Retraining Brigade; court-martial orders, release orders, confinement orders, medical examiner's reports, requests and receipts for health and comfort supplies, reports and recommendations relative to disciplinary actions, clothing and equipment issue records, forms indicating authorized correspondence by prisoner, mail records, personal history records, individual prisoner utilization records, requests for interview, initial interview, fingerprint cards, military police reports, prisoner identification records, parolee agreements, inspection record of prisoner in segregation, documents relating to the custodianship of personal funds and property of prisoners.

**Authority for maintenance of the system:** Sections 951, 952 and 953, Chapter 48, 'Military Correctional Facilities,' Title 10, US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Retraining Brigade Commander and Staff - To determine initial custody classifications; to determine when custody elevation is appropriate; to gage prisoner's adjustment to confinement; to identify areas of particular concern to individual prisoners; to determine work assignment; to determine educational needs; serves as basis for correctional treatment; to assist in determining initial classification and development of correctional treatment program; to determine restoration to duty potential.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; punch cards.

**Retrievability:** Filed alphabetically by last name of prisoner; SSN from computer.

**Safeguards:** Records and punch cards are maintained in secure area accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files are transferred to National Personnel Records Center, St Louis, MO 63132, two years after release of prisoner. Records are held at Records Center for two additional years then destroyed. Transfer of a prisoner from one confinement facility to another is not construed as release from confinement. When a prisoner is transferred to another facility his file is transferred with him.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Headquarters, Department of the Army; Commander, United States Army Retraining Brigade.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For addtional information, contact the Systems Manager.

**A0721.11DAPE**

**System name:** 721.11 Individual Correctional Treatment Files

**System location:** Primary System - United States Disciplinary Barracks, Fort Leavenworth, Kansas 66027.

Decentralized Segment - Federal penal institutions to which prisoner may have been transferred.

**Categories of individuals covered by the system:** Any military member confined at the United States Disciplinary Barracks.

**Categories of records in the system:** File contains documents related to the administration of individual military prisoner in United States Disciplinary Barracks; court-martial orders, release orders, confinement orders, medical examiner's reports, requests and receipts for health and comfort supplies, reports and recommendations relative to disciplinary actions, clothing and equipment issue records, forms indicating authorized correspondence by prisoner, mail records, personal history records, individual prisoner utilization records, requests for interview, initial interview, fingerprint cards, military police reports, prisoner identification records, parolee agreements, inspection record of prisoner in segregation, documents relating to the custodianship of personal funds and property of prisoners, former commanding officer's report, parents' report, wife's report, classification





recommendations, admission classification summary, request to transfer prisoner, social history, clemency actions, psychologist's report, psychiatric and sociologic report, certificate of parole, certificate of release from parole, assignment progress reports.

**Authority for maintenance of the system:** Sections 951, 952 and 953, Chapter 48, 'Military Correctional Facilities,' Title 10, US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Commandant, United States Disciplinary Barracks and Staff Federal Penal institution authorities - To determine initial custody classifications; to determine when custody elevation is appropriate; to gage prisoner's adjustment to confinement; to identify areas of particular concern to individual prisoners; to determine work assignment; to determine educational needs; serves as basis for correctional treatment; serves as basis for clemency, parole and restoration considerations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; disks.

**Retrievability:** Filed alphabetically by last name of prisoner; SSN, register number, alpha.

**Safeguards:** Records and disks are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files pertaining to military personnel will be forwarded to National Personnel Records Center, St Louis, MO 63132, three months after release from confinement; or if individual is released on parole, the files will be forwarded three months after expiration of parole. Files pertaining to civilian personnel (former military members who received a dishonorable discharge) will be retired to National Personnel Records Center (Civilian), St Louis, MO 63118, three years after release from confinement; or if individual is released on parole, the file will be retired three years after expiration of parole. Transfer of a prisoner from one facility to another is not construed as release from confinement. When a prisoner is transferred to another facility his file is transferred with him.

Disks are retained permanently at the United States Disciplinary Barracks.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Headquarters, Department of the Army; Commandant, United States Disciplinary Barracks.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

**A0721.12DAPE**

**System name:** 721.12 Individual Prisoner Personnel Files

**System location:** Law Enforcement Division, Directorate of Human Resources Development, Office of the Deputy Chief of Staff for Personnel, HQDA, Washington, DC 20310.

**Categories of individuals covered by the system:** Any military member confined at the United States Disciplinary Barracks who has been considered for clemency, restoration or parole by the Deputy Chief of Staff for Personnel Restoration Board or the Army Clemency and Parole Board.

Any military member transferred from the United States Disciplinary Barracks to a Federal penal institution.

**Categories of records in the system:** File contains information relating to offense, sentence, status, clemency, restoration and parole.

**Authority for maintenance of the system:** Sections 951, 952 and 953, Chapter 48, 'Military Correctional Facilities,' Title 10, US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Chief, Law Enforcement Division and Staff - Monitor actions relative to clemency, restoration and parole in partial fulfillment of responsibility to provide Army-wide staff supervision for the Army Correction Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards in filing cabinet.

**Retrievability:** Filed alphabetically by last name of prisoner.

**Safeguards:** Records are maintained in an area accessible only to authorized personnel who are properly screened, trained and cleared.

**Retention and disposal:** Files are held in local area one year after release of prisoner then destroyed. Transfer of prisoner from one facility to another is not construed as release from confinement.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Headquarters, Department of the Army.

**Notification procedure:** See EXEMTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0722.02DACH**

**System name:** 722-02 Baptism, Marriage and Funeral Files

**System location:** Primary System-Office, Chief of Chaplains, Department of the Army, ATTN: DACH-AMW, Washington, D.C. 20310. Records from 1917 to 1955 are stored at Washington National Records Center, Washington, D.C. 20409.

**Categories of individuals covered by the system:** Any service member, dependent of service member, authorized civilian personnel and retired service member for whom an Army Chaplain has performed a baptism, marriage or funeral at an Army installation.

**Categories of records in the system:** Files contain individual records of baptism, marriage and funeral as submitted by the officiating Army Chaplain. Records of baptism, marriage and funeral for the period 1917 - 1955 are reported by the officiating chaplain on a Chaplains Monthly Report. Information may also be provided by religious denominational headquarters offices.

**Authority for maintenance of the system:** 44 USC 3107

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For personal use of service persons and/or their dependents, and authorized civilian personnel.

Veterans Administration - To provide proof of marriage for veterans benefits, and baptism records provide proof of birth when birth records are not available.

Army Mutual Aid - To provide proof of marriage for insurance purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Individual records of baptism, marriage and funeral are stored in card cabinets by category. Department of the Army (DA) Form 3920 (Record of Baptism), DA Form 3882 (Record of Marriage) and DA Form 3960 (Record of Funeral) are submitted by the officiating chaplain to this office. The records in their original state are retained in the Office, Chief of Chaplains for five years. Card records for period 1955 through 1969 are on roll microfilm. Records for period 1917 - 1955 are stored in Washington National Records Center.

**Retrievability:** Filed alphabetically by last name. Records of Baptism - filed alphabetically by last name Records of Marriage - filed alphabetically by last name of groom. Records of Funeral - filed alphabetically by last name of deceased person.

**Safeguards:** Buildings employ security guards.

**Retention and disposal:** Current records are on file in Office, Chief of Chaplains for five years, microfilmed and retained at Washington National Records Center for 50 years. One copy of microfilm is furnished Office, Chief of Chaplains and one copy is retained by Washington National Records Center.

**System manager(s) and address:** Office, Chief of Chaplains, Department of the Army, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from SYSMANAGER, by addressing as follows:

HQDA (DACH-AMW)
Room 1E 417
Pentagon Building
Washington, D. C. 20310
Telephone: Area Code 202/695-1109

Requester must specify type of record requested (baptism, marriage or funeral).

Baptism - full name of person baptized, approximate date, names of parents (maiden name of mother), name of chaplain, if known, and place of baptism.

Marriage - full name of groom and brides maiden name, approximate date, name of installation at which marriage was performed and name of chaplain, if known.



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Funeral - name of deceased person, year of death and name of next-ofkin.

Requester may visit Office, Chief of Chaplains, 1E 417, Pentagon Building, Washington, D.C. with proof of identity for his own record or that of his dependent and sign a receipt for same.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DACH-AMW), Room 1E 417. Pentagon Building, Washington, DC 20310

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Records created by Army Chaplains and authorized civilian clergypersons who perform pastoral duties for service personnel and their dependents, and authorized civilian personnel, and submit the same to the Office, Chief of Chaplains.

**Systems exempted from certain provisions of the act:** None

**A0723.01DAAG**

**System name:** 723.01 Entertainment Case Filess

**System location:** Recreation Services Directorate; Armed Forces Professional Entertainment Office; The Adjutant General Center; (DAAG-RE-P); Forrestal Building; Washington, D.C.; 20314.

**Categories of individuals covered by the system:** Any individual who either as an individual entertainer or as a member of an entertainment group performed for the Armed Forces overseas and was sponsored by the United Service Organizations, Inc. (USO) and/or Armed Forces Professional Entertainment Office.

**Categories of records in the system:** File contains two types of records: (1) individual; (2) group. Both files contain individuals legal neme, social security number, name of entertainment group, circuit toured. year of tour, length of tour, professional specialty, professional name and circuit evaluation of the tour. The preceeding data has been automated.

In addition, manual files contain National Agency Check for each individual, invitational travel orders, and travel vouchers with substantiating documents.

**Authority for maintenance of the system:** 5USC301 March 1970, 'Armed Forces Professional Entertainment Program, Overseas.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To administer the Armed Forces Professional Entertainment Program. To identify all individuals and groups which have toured. To provide information to the USO concerning the past tour history of individuals or groups. To provide statistics concerning the number of individual entertainers, number of entertainers in location and total tour days. To answer inquiries from various federal agencies concerning whether or not a particular individual either singly or as a member of a group has toured for the Armed Forces Professional Entertainment Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, individual data record cards, computer magnetic tapes, computer disk, computer paper printouts.

**Retrievability:** Paper record files are by entertainment group number and year of tour, data cards are alphabetical by individual's name. Automated file is in alphabetical sequency by legal name, with social security number and group name. Either identifier can be used to retrieve information.

**Safeguards:** Buildings employ security guards. Paper files are stored in office with lock. Computer printouts maintaines a single area where only authorized, properly screened personnel have access; computers are housed in a secure area requiring special authorization and screening prior to admittance. Computer tapes are maintained in a secure vault.

**Retention and disposal:** Paper records in file folders are retained for 2 years; data cards and computer tape records are permanently maintained.

**System manager(s) and address:** The Adjutant General, Headquarters Department of the Army, The Pentagon, Washington, D.C. or Director, Recreation Services, The Adjutant General Center.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-RE-P)
Room 5A 081
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202-693-8230

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAAG-RE-P), Room 51 081, Forrestal Building, Washington, D.C. 20314.

Written requests for information should contain the full legal name of the individual, social security number, current mailing address and telephone number, and the case (control) number that appears on all correspondence received from this office. Visits may be made to this office during the normal working hours.

For personal visits, individuals are required to present positive information that could be verified with the case folder.

**Contesting record procedures:** The agency rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information contained in this file is obtained from individual enterainers, National Agency Check forms, from the commands and installations toured, the USO, and entertainers agents or authorized spokesman.

**Systems exempted from certain provisions of the act:** None

**A0723.08USAREUR**

**System name:** 723.08 AYA Registration File

**System location:** American Youth Activities (AYA), Directorate, Personnel, and Community Activities, US Military Community Activity, Heidelberg, Federal Republic of Germany.

**Categories of individuals covered by the system:** Dependent children between the ages of 13 and 19 that register for any of the American youth activities.

**Categories of records in the system:** File contains individuals registration card.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** AYA Director, Directorate, Personnel, and Community Activities, US Military Community Activity, Heidelberg, Army Post Office (APO) NY 09102 - To verify payment of registration fee and parental consent; to obtain release of AYA Sports Commissioner, Directorate, Personnel, and Community Activities, US Military Community Activity, Heidelberg, APO NY 09102 - To develop draft choices for coaches.

AYA Coaches, Directorate, Personnel, and Community Activities, US Military Community Activity, Heidelberg, APO NY 09102 - To provide locator data, physical characteristics and personal data in order to organize teams.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards in cardex file container.

**Retrievability:** Filed alphabetically by last name of registrant.

**Safeguards:** File is maintained in office area accessible only to authorized employees.

**Retention and disposal:** Cards are destroyed 1 year after completion of seasonal activity. Earlier destruction is accomplished when the individual leaves the area on sponsor's permanent change of station.

**System manager(s) and address:** AYA Director, Directorate, Personnel, and Community Activities, US Military Community Activity, Heidelberg, APO NY 09102.

**Notification procedure:** Information may be obtained from:

AYA Director
Directorate, Personnel, and Community Activities
US Military Community Activity, Heidelberg
APO NY 09102

**Record access procedures:** Requests from individuals should be addressed to: Commander, US Military Community Activity, Heidelberg, ATTN: AYA Director, APO NY 09102.

Written requests for information should contain the full name of the youth, and the time period.

Visits are limited to AYA, Building 4517, Patrick Henry Village, Heidelberg 69, Federal Republic of Germany.

For personal visits, the individual should provide some identification, such as military identification card or drivers license.

**Contesting record procedures:** Rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Registration cards from registrants.

**Systems exempted from certain provisions of the act:** None

**A0725.01DAAG**

**System name:** 725.01 Personal Affairs Case File





**System location:** Army Community Service centers, Army-wide; Headquarters of installations and Commands. Official mailin aggresses are in the appendix.

**Categories of individuals covered by the system:** Active duty military personnel and their dependents who complete the ACS Registration Card as part of their inprocessing and outprocessing, or upon receiving assistance from an ACS center.

**Categories of records in the system:** File may contain summary notes of additonal ACS assistance provided to the serviceman and/or his dependent(s).

**Authority for maintenance of the system:** Title 10 U.S.C. Section 3013.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ACS Centers-To communicate between losing and gaining ACS activities concerning unresolved, continuing, or anticipated personal problems of individuals. In cases of separated families information to ACS center nearest the dependent's new location; to provide information from the losing to the gaining ACS center; to coordinate and facilitate family assistance services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5'x8' cards in card files

**Retrievability:** Files alphabetically by last name of sponsor

**Safeguards:** Cards-records maintained in locked files accessible only to authorized ACS staff personnel.

**Retention and disposal:** Cards-records are destroyed after 2 years, or on discontinuance, whichever comes first.

**System manager(s) and address:** The Adjustant General, Headquarters, Department of the Army, The Pentagon, Washington, D.C.

Installation commanders and ACS officers.

**Notification procedure:** Information may be obtained from:

ACS Officers at installation ACS centers.
Requesting individual must provide full name, rank, SSAN, place of last duty assignment and date departed, and date of reporting at current duty assignment.
Requesting individual must present current military or dependent ID card.

**Record access procedures:** Requests for assistance should be addressed to ACS officers at major Command Headquarters and installations having ACS centers. Official mailing addresses are in the appendix.

**Contesting record procedures:** The Departments rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from HQDA (DAAG-AMP), Washington, D.C. 20314.

**Record source categories:** ACS centers

**Systems exempted from certain provisions of the act:** None

**A0725.06AMC**

**System name:** 725.06 Army Emergency Relief Transaction Files

**System location:** Army Emergency Relief Office and records holding area, Headquarters and Installation Support Activity (ECOM), Fort Monmouth.

**Categories of individuals covered by the system:** Active duty, retired, and dependents of military personnel requiring personal financial assistance.

**Categories of records in the system:** Contains individual's applications, interview worksheets, copy of allotments and copies of letters regarding non-payment.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of and control over loans and repayment thereof.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Kept in security container with three position dial lock.

**Retention and disposal:** Records are active until loan is paid or determined uncollectable and are then kept two years in the Army Emergency Relief Office, one year in records holding area then destroyed.

**System manager(s) and address:** Headquarters and Installation Support Activity (ECOM), Fort Monmouth, NJ 07703.

**Notification procedure:** Information may be obtained from:

Headquarters and Installation Support Activity (FCOM)
Army Emergency Relief Office
Fort Monmouth, NJ 07703
Telephone: Area code 201/532-4623

**Record access procedures:** Requests from individuals should be addressed to: Headquarters and Installation Support Activity (ECOM), SELHI-AD-C, Fort Monmouth, NJ 07703

For personal visits, individual should be able to provide a valid identification card or driver's license.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All information provided by individual.

**Systems exempted from certain provisions of the act:** None

**A0726.04aDAAG**

**System name:** 0726.04 Casualty Case Files

**System location:** Primary System-Casualty Directorate, The Adjutant General Center;

National Personnel Records Center;
Center for Prisoner of War Studies, San Diego, California.
Washington National Records Center;
Decentralized Segments-Department of the Army Staff Agencies and Commands.

**Categories of individuals covered by the system:** Any Service Member who is Missing In Action or a Prisoner of War as a result of the Vietnam Conflict

**Categories of records in the system:** Files contain individual Servicemen's Group Life Insurance designations; DA Form 41 (Record of Emergency Data); Health and Dental Records; 201 Files; Intelligence Files on Missing in Action (MIA's) and Prisoners of War (PW's); Personal correspondence from the next of kin and Department of the Army; Correspondence from Members of Congress; records of telephonic inquiries from the next of kin.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used to brief the next of kin of MIA's and PW's; Members of Congress; other Department of Army Staffs at Headquarters, Department of Army; Files are also presented to the next of kin upon request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Filed in individual file folders

**Retrievability:** Filed alphabeticably by last name of service member

**Safeguards:** Safes

**Retention and disposal:** Records are permanent. They are retained in active file until individual is declared deceased or returned to military control, then retired to National Personnel Records Center (Military), St. Louis, MO.

**System manager(s) and address:** The Adjutant General, Department of the Army, Washington, D. C.

**Notification procedure:** Information may be obtained from:

HQ DA (DAAG-CAD))
Room 7G-064
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-6452/6453/6454

**Record access procedures:** Requests from next of kin or their designated legal representatives should be addressed to: Headquarters, Department of the Army (DAAG-CAD), Room 7G-064, Forrestal Building, Washington, D. C. 20314

For personal visits, individual should be able to provide some verbal information that could be verified with the 'case' folder.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Personal data is furnished by service member prior to entry and during service of active duty.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A0726.04bDAAG**

**System name:** 726.04 Report of Casualty Department of Defense (DD) Form 1300



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**System location:** Casualty Branch, Special Actions Division, Personnel Services Directorate, U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St Louis, Missouri 63132.

**Categories of individuals covered by the system:** Any member of the United States Army Reserve (USAR) who dies while not in active duty status who is eligible for Servicemen's Group Life Insurance (SGLI), coverage

**Categories of records in the system:** Form contains information pertinent to deceased Reservist: name, social security number (SSN), address, date of death, cause of death, next of kin, designated beneficiary for SGLI

**Authority for maintenance of the system:** Title 10, United States Code, Section 275, Public Law 93-289, 24 May 1974.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office, Servicemen's Group Life Insurance (OSGLI), For payment of insurance to beneficiary. Certificate of eligibility of reservist.

FEDERAL BUREAU OF INVESTIGATION (FBI) - Notification of death - removal of name from active military listing.

Selective Service System - Remove name and file from mobilization pool.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in Casualty branch, RCPAC for six months from notification of death pending settlement by OSGLI.

**Retrievability:** By name verified by SSN

**Safeguards:** Maintained in closed area accessible only to authroized personnel. Building employs security guards on 24 hour basis. Entry to building is by authorized badge only.

**Retention and disposal:** Original copy is permanently maintained as a part of individuals Official Military Personnel File by the National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132. Duplicate copy is maintained in Casualty Branch, RCPAC, for reference pending settlement of insurance claim, for six months from notification of death, then destroyed.

**System manager(s) and address:** Commander, RCPAC, St. Louis, Missouri

**Notification procedure:** Information may be obtained from:

RCPAC (AGUZ-SAD-CAS)
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314-268-7505

**Record access procedures:** Requests from individuals should be addressed to: Commander, RCPAC, ATTN: AGUZ-SAD-CAS, 9700 Page Boulevard, St. Louis, Missouri 63132.

Written requests for information should contain the full name of the individual, social security number and Army service number if known. Requests must be accompanied by written authorization of legal next of kin.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing determinations by the individual's legal next of kin may be obtained from the Commander, RCPAC.

**Record source categories:** Notification of Certificate of Death from Next of Kin, US Army Reserve Units, US Postal Service on Undeliverable mail, Survivor Assistance Officers appointed by Casualty Area Commander (Commander assigned responsibility for the area in which a casualty occurs in the Continental United States).

**Systems exempted from certain provisions of the act:** None

**A0726.06DAAG**

**System name:** 0726.06 Casualty Information System (CIS).

**System location:** Casualty Directorate, Casualty Services Office, The Adjutant General Center (DAAG-CA)

Forrestal Building
Washington, D. C. 20314

**Categories of individuals covered by the system:** All Army personnel who are reported as casualties, in accordance with established Army casualty notification procedures.

**Categories of records in the system:** File consists of two types of records: (1) individual history file containing a list of every casualty report submitted for an individual, (2) A statistical file containing the latest casualty report for an individual.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The statistical file is used to provide daily statistics concerning the type, number and location of Army casualties. These reports are used by the Casualty Directorate, which reports to the Deputy Chief of Staff for Personnel.

The History file is used to determine if an individual was an Army casualty and when, where and type of casualty. This file is used to verify the casualty status of individual Army members and, on request, reports are provided the U. S. Army Military Personnel Center.

The information contained on these files is used to conduct individual personal transactions concerning individual Army members, particularly in conjunction with individual benefits.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Magnetic Tapes, Computer Paper Printouts, Computer Punch Cards.

**Retrievability:** File is in alphabetic sequence by legal last name with social security number. These two items are used to access individual data.

**Safeguards:** Buildings employ security guards. Computer printouts and cards are maintained in a single location where only authorized, properly screened personnel have access. Computers and tape files are housed in a secure area requiring special authorization for admittance.

**Retention and disposal:** Files are permanent.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army. The Pentagon, Washington, D. C.; or Director, Casualty Directorate, The Adjutant General Center, Forrestal Building, Washington, D. C. 20314.

**Notification procedure:** Information may be obtained from:

HQDA (DAAG-CAC)
Room 7G 083
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-6390

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAAG-CAC), Room 7G 083, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain the full legal name of the individual, current mailing address and telephone number. Individuals may gain access only to information pertaining to their record.

Personal visits may be made to this office during normal working hours. Individuals are required to present positive proof of identification. In those cases where a survivor is requesting information, positive proof will be required prior to release of information. All visitors will be required to provide some verbal information that could be verified with the case folder.

**Contesting record procedures:** The agency's rules for access to records, for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information contained in this file is obtained from casualty reports received from field commands in accordance with established reporting procedures. Methods used include teletype, electrical messages, telephone reports.

**Systems exempted from certain provisions of the act:** None

**A0726.07DAAG**

**System name:** 0726.07 DD Form 1300 Files

**System location:** Primary System-Status Determinations Office, Casualty Directorate, The Adjutant General Center, Department of the Army

Decentralized Segments-Casualty case files; Personnel Records Division, Military Personnel Center, Enlisted Personnel Records Center; National Personnel Records Center: and Reserve Components Personnel and Administration Center.

**Categories of individuals covered by the system:** All military personnel deceased while on active duty, all deceased general officers who retired from Active Duty, all Department of the Army civilian employees who died overseas and all military personnel who died within 120 days after release, retirement or discharge from active duty.

**Categories of records in the system:** File contains DD Form 1300, Report of Casualty (1 Feb 73) - This document is the Army's official death certificate which reflects name, social security number, pay and grade, component, branch, organization, military occupational





specialty, casualty status, date and place of birth, race, sex, religion, date and place of last entry on active duty, home of record, duty status, interested persons with current addresses.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Status Determinations Office-This document is used by the Army as its official death certificate. A copy is provided to different governmental agencies, commercial and non-profit institutions, and to the next of kin of deceased Army personnel to assist them in settling the affairs of a deceased service member

Casualty case files at Personnel Records Directorate, Military Personnel Center, Enlisted Personnel Records Center; National Personnel Records Center; and Reserve Components Personnel and Administration Center have copies of this document on file and it serves as a second copy to be used for the same reasons as stated above in the event the record copy can not be located.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Original DD Form 1300 is maintained chronologically and alphabetically in a vertical file.

Duplicate copies are in National Personnel Records Center and Reserve Components Personnel and Administration Center.

**Retrievability:** Form is filed by month and year; within month and year, filed by individual's name.

**Safeguards:** Building employs security guards. Records are accesible only to authorized personnel.

**Retention and disposal:** Original of the form is retained in the files for indefinite period. Duplicate copies are maintained in the casualty case files for 120 days unless otherwise indicated which is retired with permanent records to National Personnel Records Center.

**System manager(s) and address:** The Adjutant General, Department of the Army, Washington, D. C.

**Notification procedure:** Information may be obtained from:

HQ DA (DAAG-CAD)
Room 7F023
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-6497

**Record access procedures:** Requests from next of kin or their designated legal representatives should be addressed to: Headquarters, Department of the Army (DAAG-CAD), Room 7 F023, Forrestal Building, Washington, D. C. 20314

Written requests for information should contain the full name of the decedent's social security number, grade, and date of death and the full name, relationship to decedent, and current address of the individual making request. (Visits are limited to Casualty Directorate, Forrestal Building, Washington, D. C. 20314).

For personal visits, individuals must be able to provide acceptable identification, such as military identification card, social security card or driver's license.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Data is derived from information provided by service member during active duty, from duty station at time of individual's death and/or from physician certifying death.

**Systems exempted from certain provisions of the act:** None

**A0727.01DAPC**

**System name:** 727.01Misconduct/Unfitness/Unsuitability Discharge Board Proceedings File

**System location:** Primary System - US Military Personnel Center.

Decentralized Segments - US Army commands having authority to appoint appropriate boards and approve findings thereof.

**Categories of individuals covered by the system:** Any Army member whose unfitness, unsuitability, or misconduct is of such a nature that warrants his appearance before a properly constituted board for a determination of his continuance in the service or his discharge therefrom.

**Categories of records in the system:** File contains orders appointing the board; verbatim testimony of individuals who appear before the board; related personnel records/ forms, papers/documents relating to the individual concerned.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The appointed Board - To determine the continuance in service or the separation of the service member who has been directed to appear before the board.

Department of the Army commands and staff agencies - To accomplish required administrative actions and for review of board proceedings for accuracy, completeness, and adherence to policy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records of board proceeding which are approved for separation of the individual are permanent and become a part of the official military personnel file. Records of board proceedings and related papers which do not result in separation of the service member are filed in the appropriate command for 2 years and destroyed in accordance with existing files destruction plans and schedules.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

Commander
US Army Military Personnel Center
-200 Stovall Street
Alexandria, VA 22332

**Record access procedures:** Requests from individuals should be addressed to: (1) if separated - National Personnel Records Center, GSA, 9700 Page Blvd, St Louis, MO 63132. (2) if retained in service - The Command/organization/Army element where the service member is assigned.

For personal visits, the individual should provide acceptable military identification or identification normally used in the transaction of civilian business and some verbal information that could be verify from the subject file.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO) 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Correspondence directing appearance before a duly appointed board; source records pertaining to the alleged misconduct, unfitness, unsuitability; personnel records of individual directed to appear; testimony of witnesses; depositions; affidavits and related papers presented to the board to support and/or refute pertinent allegations. Other records/forms/documents/paper accumulated by the board for information used in reaching a conclusion and formulating a decision.

**Systems exempted from certain provisions of the act:** None

**A0727.05OSA**

**System name:** 0727.05Army Council of Review Boards Files

**System location:** Army Council of Review Boards, Office Secretary of the Army (SFRB), The Pentagon, Washington, D.C.

**Categories of individuals covered by the system:** Members of Active Army and Former Members of Active Army and prospective enlistees/inductees eliminated or denied enlistment who have cases pending or under consideration by the Army Council of Review Boards or any of its component boards.

**Categories of records in the system:** Index files contain copies of Board proceedings, hearing transcripts, and findings of Boards.

**Authority for maintenance of the system:** Title 10 USC, Sections 1214 and 1216.

Title 10 USC, Section 1553
Title 10 USC, Section 1554

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Army Discharge Review Board - to hear appeals from former Active Duty Army members seperated administratively.

Army Disability Rating Review Board - to hear appeals from former Army members retired with or for physical disability.

Army Physical Disability Appeal Board - to hear from active duty Army members being eliminated for physical disability under provisions of Army Regulations (AR) 635-40.

AD-HOC Review Board - to conduct automatic review of officer - qualified resignations under provisions of AR 635-100, grade determinations of all former Army members with combined active and



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former service greater than 30 years and retired at a grade less than the highest grade ever held, or any other matters that the Secretary of the Army may direct.

Army Security Review Board - to conduct automatic review of officer elimination or denial of induction of Selective Service Registraints or inductees or active duty members eliminated under provisions of AR 604-10.

All Review Boards to respond to inquireies from individuals, counsel, Members of Congress and other Federal agencies concerning the status and disposition of cases.

Other Army Agencies from which expert comment may be required - to review records and make recommendations within their areas of jurisdiction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cards

Paper records in file folders

**Retrievability:** Grouped by individual boards, and thereunder filed alphabetically by last name of individual.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel and classified records are kept in locked safes.

**Retention and disposal:** File cards are historical and maintained permanently.

Working files are retained, on a claendar year basis, for the current year in which a case is closed plus one, then are destroyed after five years.

**System manager(s) and address:** The Special Assistant to the Under Secretary of the Army, Office, Secretary of the Army, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

Office, Secretary of the Army
Army Council of Review Boards
Room 1E474
The Pentagon
Washington, D.C. 20310
Telephone: Area code 202/697-3071

**Record access procedures:** Requests from individuals should be addressed to: Office, Secretary of the Army, Army Council of Review Boards, Room 1E474, The Pentagon, Wash.,D.C. 20310

Written requests for information should contain the full name of the individual, current address and telephone number, and the type of case involved. Visits are limited to the Army Council of Review Boards, the Pentagon, Wash.,D.C. 20310.

For personal visits, the individual should be able to provide some acceptable idenification, such as driver's license or employing offices' identification card, and give some verbal information that could ve verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Offical Military Personnel Files and related records

Correspondence, documents and other materials generated as a result of action by theBoards.

**Systems exempted from certain provisions of the act:** Those portions of Army Security Review Board records which are properly and currently classified are exempt from subsections c(3), d, e(1), e(4)G, H nad I, and f of section 552a. of the Privacy Act of 1974 for reasons of national security.

**A0728.01DAPC**

**System name:** 728.01 Retired Personnel Data File

**System location:** Primary System - US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Categories of individuals covered by the system:** All retired Army personnel.

**Categories of records in the system:** File contains name, grade codes, retirement class, SSN, branch of service, date of birth, date of retirement, component, years of service, percentage of disability, sex, retired pay codes, address codes, and retirement codes. File is maintained on magnetic tape for output to microfilm tape for manual video use.

**Authority for maintenance of the system:** 10 USC Section 3966

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Military Personnel Center - To fulfill statutory requirement for listing of retired personnel; to accomplish a continuing contact with the retired person with respect to their entitlements, envolvments, and status as a retired military member; to provide listings, geographically, for use by commands/installations operating retiree councils and/or service activities; and, for locator use.

GSA- To obtain printing services for volume III, Army Registers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm tape

Magnetic tape

**Retrievability:** Record accessed by name.

**Safeguards:** Microfilm tape maintained in areas accessible only to authorized personnel who are trained and cleared for duty in the retired activities branch; magnetic tape is maintained in areas accessible only to personnel who are trained and cleared for computer duties.

**Retention and disposal:** Magnetic tape updated through input of new retiree, address change, and death; individual data record retained until death.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

Commander
US Army Military Personnel Center
200 Stovall Street
Alexandria, VA 22332

**Record access procedures:** Requests from individuals should be addressed to: HQDA (DAPC-PAS-A), Hoffman Bldg 2, 200 Stovall Street, Alexandria, VA 22332.

Written requests for information should contain the full name of the requestor, service identification number, and current address.

Personal visits may by made to the US Army Military Personnel Center; individual should be able to provide their military service identification card or other commonly acceptable means of identification used in the normal transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Retirement order and documents; retiree input of address change data; death notifications.

**Systems exempted from certain provisions of the act:** None

**A0807.01DAAG**

**System name:** 0807.10 MCT USAR Civilian Technician System

**System location:** Primary System- Systems Support Directorate, U. S. Army Reserve Components Personnel and Administration Center (Field Operating Agency of The Adjutant Generals Office, Department of the Army), 9700 Page Boulevard, St. Louis, Missouri 63132

Decentralized Segments - Office of Chief Army Reserve, and Department of the Army Staff agencies and commands.

**Categories of individuals covered by the system:** Any person who is currently employed as a U. S. Army Reserve Civilian Technician.

**Categories of records in the system:** File contains personnel identification data to include name and social security number, and work status data concerning job category, grade, assigned work station and location. If personnel are members of the U. S. Army Reserve, data on reserve assignment and reserve grade are also carried.

**Authority for maintenance of the system:** Title 10 United States Code, Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** U. S. Army Reserve Components Personnel and Administration Center - receive raw input data from U. S. Army Reserve Commands, maintains the centralized data processing system and produces and distributes reports to the users. Is the computer processing support agency; does not utilize or dispense data to other than officially designated agencies.

U. S. Army Reserve Commands - To obtain current management data to administer to technicians assigned within their command.

Office of Chief Army Reserve - To monitor the overall program and to provide policy guidance and budget planning for the program.

Other Department of the Army Staff agencies and commands - To provide data for inclusion in training and mobilization plans.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored as computer tape and paper printout





**Retrievability:** Sequenced numerically by social security number within Unit Identification Code of Unit to which assigned.

**Safeguards:** Security guards limit access to the U. S. Army Reserve Components Personnel and Administration Center. Magnetic tape files are maintained in a library by reel numbers; access to a specific file must be determined by responsible scheduling personnel. In addition basic file characteristics must be programmed into access programs before individual data records can be referenced.

Access to hardcopy listings are limited to employed personnel with a job related need-to-know requirement at the Office of Chief Army Reserve, U. S. Army Reserve Commands, and other Department of the Army Staff agencies and commands.

**Retention and disposal:** The Automatic Data Processing System at the Reserve Components Personnel and Administration Center requires records to be maintained on an evolutionary schedule; a record is created upon hiring and is eliminated when employment is terminated. Tape files are retained for sixty days; tape files are retained in a tape library through three processing cycles, a creation cycle, for use as the current file in next creation cycle and then as the emergency backup file.

Printed reports/listings are maintained at the Office of Chief Army Reserve. U. S. Army Reserve Commands, and other Department of the Army Staff agencies and commands until superseded by the next edition.

**System manager(s) and address:** The Chief of Army Reserve. Headquarters Department of the Army, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

Office of the Chief Army Reserve (DAAR-PE)
Room 2D532
The Pentagon
Washington, D.C. 20310
Telephone: Area Code 202/695-0877

**Record access procedures:** Requests for information should be addressed to: Headquarters, Department of the Army, Office of the Chief Army Reserve, ATTN: DAAR-PE, Washington, D.C. 20310.

Requests should contain the full name and social security number of the individual, current address and telephone number and a clear, concise request statement.

Personal visits are limited to the U. S. Army Reserve Command having jurisdiction over the Unit by whom the technician is employed. Acceptable identifying documents such as drivers license, Reserve identification card or other document that can be verified against record is required.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from HQ DA, OCAR (DAAR-PE), Washington, D.C. 20310.

**Record source categories:** Data is transmitted from the employing U. S. Army Reserve Command to the U. S. Army Reserve Components Personnel and Administration Center, on DA Forms 3615-R, Strength and Utilization of USAR Technicians via the U. S. Postal Service. Processed data is returned to authorized agencies by reports controlled by the U. S. Army Reports Control System.

**Systems exempted from certain provisions of the act:** None

**A0807.05DAPE**

**System name:** 0807.05 NAF Personnel Records

**System location:** Decentralized Segments - Installation Civilian Personnel Offices and National Personnel Records Center, St. Louis, MO.

**Categories of individuals covered by the system:** All individuals who have applied for employment with, are employed by, or were employed by nonappropriated fund activities.

**Categories of records in the system:** Files may contain applications and requests for employment, testing and qualification documents, ratings documents, documentation of prior employment, appointment documents, notification of personnel actions, medical certificates, suitability and security documents, performance evaluations, retirement and group insurance documents, job descriptions and experience statements, training and career development records, records of awards and commendations, withholding authorizations, authorizations for differentials and allowances, authorizations for local logistical support, injury and death compensation documents, unemployment compensation documents, requests for personnel actions and/or entitlements, travel and transportation authorization documents, reduction-in-force and adverse action documents, disciplinary action records, statements covering conflict of interest and/or conduct, and correspondence relating to the above named.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used by Department of the Army Staff Agencies, commands and installations to carry out a personnel management program for Department of the Army nonappropriated fund instrumentalities. The records are used to recruit, select, appoint, assign, pay, evaluate, recognize, discipline, train and develop, and separate individuals. The records are used to administer employee benefits, labor-management relations, employee-management relations, and responsibilities inherent in the execution of managerial and supervisory functions. Information from the records is used to prepare reports, prepare correspondence, respond to courts and regulatory bodies, execute statutory requirements (such as Freedom of Information Act) and to respond to employee inquiries. Other Federal agencies, to include General Accounting Office, General Services Administration, Civil Service Commission, Department of Labor, Department of Justice, use these records to resolve and/or adjudicate matters falling in their jurisdiction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, kardex files.

**Retrievability:** Manually by last name filed by alpha, or Social Security number or other individually assigned number by numerical sequence.

**Safeguards:** Storage area restricted to authorized personnel only and the documents treated as if they were For Official Use Only.

**Retention and disposal:** Documents denoting appointment, tenure and pay are retained at activity level during period of employment and 30 days after separation are forwarded to the National Personnel Records Center for permanent retention. Other records are held for the period of probability of use, then retained in records holding area for a safety period and subsequently destroyed.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

Civilian Personnel Officer (at installation where employed).
Former nonappropriated fund employees - National Personnel Records Center (Civilian) 111 Winnebago Street, St. Louis, Missouri 63118.

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAPE-CPR), Washington, D.C. 20310.

Written requests from individuals should contain the full name of the requester, current address and telephone number, a specific description of the information/records sought, and any identifying numbers such as Social Security number.

For personal visits, the individual should be able to provide acceptable identification such as: drivers license, employing office's identification card, and furnish verbal information that can be verified from his case file.

**Contesting record procedures:** The Department's rules for contesting contents of the records and appealing initial determinations may be obtained from HQ DA (DAPE-CP) Washington, D.C. 20310

**Record source categories:** Applicant or employee prepared or introduced documents, statements or correspondence from persons having knowledge of the individual or acts of the individual, official records, officially generated documents notating actions or events affecting employment and/or pay.

**Systems exempted from certain provisions of the act:** Under the provisions of 5 USC 552a(K)(5), investigative material compiled for the purpose of determining suitability, eligibility, or qualifications for nonappropriated fund employment is exempt from notification, access, contest, and source requirements when disclosure would reveal the identity of a source who furnished information under an express promise that the identity of the source would be held in confidence.

**A0807.11DAAG**

**System name:** 0807.11 Appraisal of Past Performance AGUZ Form 651

**System location:** Civilian Personnel Office, Recruitment & Placement Branch, U. S. Army Reserve Components Personnel and Administration Center - 9700 Page Boulevard - St. Louis, Missouri 63132; U. S. Army Civilian Appellate Review Office, 210 North Twelfth Street, St. Louis, Missouri 63103; U. S. Army Adjutant General Publications Center - 1655 Woodson Road, St. Louis, Missouri 63114; U. S. Army Enlistment Eligibility Activity, 9700 Page Boulevard, St. Louis, Missouri 63132.



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**Categories of individuals covered by the system:** Applies to individuals who are employed or have been employed within the last two years as permanent civilian employees of the U. S. Army Reserve Components Personnel and Administration Center, U. S. Army Civilian Appellate Review Office, U. S. Army Adjutant General Publications Center, U. S. Army Enlistment Eligibility Activity.

**Categories of records in the system:** File contains a copy of superseded Appraisals of Past Performance. No other information is contained in the file.

**Authority for maintenance of the system:** Title 5 United States Code 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to maintain the superseded Appraisals of Past Performance until expiration of two calendar years at which time the appraisals are destroyed. The file may be checked if employee has a question or complaint relating to past ratings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in an expandable folder, alphabetically - by calendar years.

**Retrievability:** Records can be retrieved if full name and year of preparation of rating is known.

**Safeguards:** Inquiries and control sheets are maintained in areas accessible only to authorized personnel. Building is secure through 24 hour guard service. Entry to building is by authorized badge only.

**Retention and disposal:** Records are destroyed two years after date of preparation.

**System manager(s) and address:** Civilian Personnel Officer, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Notification procedure:** Civilian Personnel Officer, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

Telephone: Area Code 314-268-7678

**Record access procedures:** Request for information must contain full name and year of preparation of the appraisal.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations may be obtained by contacting the Civilian Personnel Officer, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

**Record source categories:** Employee's present and/or former supervisor.

**Systems exempted from certain provisions of the act:** None

**A0807.12DAAG**

**System name:** 0807.12 MCP Civilian Personnel Information System

**System location:** Civilian Personnel Office, AGUZ-CP, U. S. Army Reserve Components Personnel and Administration Center (RCPAC), 9700 Page Boulevard, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** DA Civilian employees of U. S. Army Adjutant General Publications Center (AGPC), U. S. Army Civilian Appellate Review Office (USARCARO), U. S. Army Enlistment Eligibility Activity (EEA) and U. S. Army Reserve Components Personnel and Administration Center (RCPAC).

**Categories of records in the system:** The Official Personnel Folder contains hardcopy documents pertaining to appointment records, record of assignments, promotions, performance ratings, training records, pay data and miscellaneous status type changes.

The automated file contains current data in relation to the position held and personal information such as date of birth, education, service computation date and training.

**Authority for maintenance of the system:** Title 5, United States Code 3301, General Authority to Employ

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** U. S. Army Reserve Components Personnel and Administration Center (RCPAC) maintains the installation/activity level data processing system and provides card image input of selected data elements from personnel records via AUTODIN to Headquarters, Department of the Army. The information furnished will establish, update, or delete any employee's record in the HQDA Master File.

RCPAC Managers and Promotion Ranking Panels use the hardcopy documents, which are historical records of individual employment, to verify experience, training completed or required, performance appraisals and rating and records of accomplishment when making a determination of an employee's qualification for promotion.

Civilian Personnel Office, RCPAC, uses the system for automated production of current personnel actions such as Standard Forms 50, Notification of Personnel Actions which include reassignments, promotions, terminations, new hires; DA Form 2515's, Payroll Change Slip issued for within grade increases and pay adjustments; DA Forms 1052's, Employee Performance Rating.

Headquarters, Department of the Army uses the civilian personnel information to: maintain and update the CIVPERSINS-1 Master File; provide official strength accounting data and other statistical information needed in support of recurring and one-time report requirements of the Civil Service Commission, Office of Secretary of Defense, HQDA, major Army commands and other Federal agencies; Statistics in support of the equal employment opportunity program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Hardcopy backup records in file folders are stored in metal filing cabinets.

Automated records are stored on magnetic tape.

**Retrievability:** Sequence is alphabetic for hardcopy records.

Sequence is Social Security Number on magnetic tape file.

**Safeguards:** Access to hardcopy files are controlled by the Civilian Personnel Office and limited to the employee and other RCPAC personnel with a job related need-to-know requirement.

Magnetic tape files are maintained in a library by reel number; input and access to the automated system is controlled by the Technical Service Officer of the Civilian Personnel Office.

**Retention and disposal:** Hardcopy records are retained by the Civilian Personnel Office of RCPAC until the employee is transferred to another installation not serviced by the CPO of RCPAC. When an employee's service is terminated by resignation, retirement or involuntary separation due to reductions in force the hardcopy records are forwarded to the National Personnel Records Center, 111 Winnebago, St. Louis, Missouri 63118.

The Automatic Data Processing Center at RCPAC requires records to be maintained on an evolutionary schedule; a record is created upon hiring and is eliminated when employment is terminated. Tape files are retained for thirty days.

**System manager(s) and address:** The Commanding General, U. S. Army Military Personnel Center, Headquarters, Department of the Army (DAPC-PSY), 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

Civilian Personnel Office (AGUZ-CP-TS)
U. S. Army Reserve Components Personnel and Administration Center
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314-268-7462

**Record access procedures:** Requests for information should be addressed to: Civilian Personnel Office, ATTN: AGUZ-CP-TS, U. S. Army Reserve Components Personnel and Administration Center, 9700 Page Boulevard, St. Louis, Missouri 63132.

Personal visits are limited to those individuals currently employed by the agencies serviced by the CPO of RCPAC. An acceptable identifying document is the employee's ID Badge.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents or appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Data is transmitted to the Technical Service Office on Standard Form 171, Application for Employment, Standard Form 52, Request for Personnel Action and by Notifications of actions pending which are outputs from the automated system.

**Systems exempted from certain provisions of the act:** None

**A0807.13AAFMPS**

**System name:** 0807.13Official Personnel Folders

**System location:** Worldwide folders - Headquarters, Army and Air Force Motion Picture Service (AAFMPS), Washington, D.C. 20315.

Area folders - Headquarters, AAFMPS - Pacific, Army Post Office (APO) San Francisco 96558; Headquarters, AAFMPS - Eurpoe, APO New York 09666.





Local folders - Canal Zone Regional Office, APO New York 09834; Washington Regional Office, Washington DC 20315; St. Louis Regional Office, 4100 Goodfellow Boulevard, St. Louis, MO63120; Engineering Depot, 4100 Goodfellow Boulevard, St. Louis, MO 63120; San Francisco Regional Office, The Shell Building, Room 410, 100 Bush Street, San Francisco, CA 94104.

**Categories of individuals covered by the system:** All U.S. citizen full-time employees of AAFMPS.

**Categories of records in the system:** Folders contain: Notification of Personnel Actions (NOPA), including name, Social Security Number, nature of action, effective date, position, grade, salary, and office; performance appraisals; incentive awards; (CSC) Civil Service Commision training course certificates; transportaion agreements; insurance certificate; birth certificate; Statement of Military Service and/or military discharge papers; group annuity certificate (Department of the Form 873); Statement of Personal History Department of Defense Form 398); Statement of Acceptance/Declination of Executive Management Program (EMP) Status and Statement of Mobility, if appropriate; oath of Office and Personnel Affidavit; Statement of Nonaffiliation With Certain Organizations; application; reference letters; proof of citizenship, if apprpriate; Job Descriptions.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Office: placement/appointment of personnel, to include suitability, qualifications, and past performance; needs for training; determination eligbility for retirement; determining eligibility for awards; provides a history regarding positions, grade, steps and salaries.

Supervisors: placement/appointment of personnel, to include suitability, qualifications, and past performance; needs for training; determining eligibility for awards; provides a history regarding positions, grades, steps, and salaries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by last name of employee.

**Safeguards:** Buildings employ security guards; records are maintained in locked files.

**Retention and disposal:** Records are permanent. They are retained in active file until termination of employment; held one additional year in active file; and subsequently forwarded to the National Personnel Records Center, St. Louis, Missouri.

**System manager(s) and address:** Chief, Army and Air Force Motion Picture Service, 1901 North Fort Myer Drive, Rosslyn, Virginia 20315 San Francisco Regional Office.

**Notification procedure:** Information may be obtained from:

Personnel Officer
Headquarters, Army and Air Force Motion Picture Service
Washington, DC 20315
Telephone: Area Code 202/694-3444

**Record access procedures:** Written request for information should contain the full name of individual, current address, and Social Security Number.

Requests form individuals should be addressed to : Headquarters, Army and Air Force Motion Picute Service (AAFMPS-PE), Washington, DC 20315.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card.)

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Previous employers, educational institutions, security clearnace determination, performance evaluations accomplished by supervisors, and NOPA.

**Systems exempted from certain provisions of the act:** None

**A0807.14DAPE**

**System name:** 807.14 Civilian Personnel Information System

**System location:** Centralized Automated File - US Army Military Personnel Center, Civilian Systems Division, (DAPC-PSY), 200 Stovall Street, Alexandria, Virginia 22332

**Categories of individuals covered by the system:** All US Citizen employees of the Department of the Army who are paid from appropriated funds regardless of whether they are employed in the continental United States or overseas; whether they are employed on a part-time, full-time or intermittent basis; and regardless of pay plan.

**Categories of records in the system:** File contains one 45 data element record per employee as follows: Name, Social Security Number, Employing Office Number, Geographic location, Unit Identification Code, Command Code, Agency Code, Date of Birth, Service Computation Date, Effective Date of Action, Academic Discipline, Citizenship, Direct Cost of Training, Indirect Cost of Training, Salary, Educational level, Federal Employees Group Life Insurance (FEGLI), Functional Classification of Engineers and Scientists, Grade/Level, Step/Rate, Hours of On-duty Training, Hours of Off-duty Training, Minority Group Identification, Nature of Personnel Action, Occupational Series, Pay Plan, Pay Basis, Pay Rate Determinate, Position Occupied, Supervisory Code, Handicap, Retirement System, Sex, Special Program Identification, Tenure Group, Purpose of Training, Source of Training, Type of Training, Special Interest Training, Military Retiree Code, Veterans Preference, Competitive Level, Work Schedule, Functional Designator, Year Degree Attained.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Army staff agencies and commands - To statistically analyze the civilian workforce strength trends and composition in support of established manpower and budgeting programs and procedures. A microfilm extract is also used for employment and location vertification.

Department of Defense, Office of Management and Budget and the US Civil Service Commission - in compliance with existing regulations pursuant to the periodic reporting of civilian workforce statistics.

Other government agencies - In consonance with intra-agency interchange of information incident to government-wide civilian workforce analysis.

Also used by all levels of Government management to investigate, resolve and/or adjudicate complaints, grievances and appeals. Additionally, to prepare reports, reply to correspondence from both individuals and groups under Freedom of Information Act requirements and to respond to requests from courts and regulatory bodies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape/disk and microfilm.

**Retrievability:** The computerized index necessary to retrieve an individual record is Social Security Number. The microfilm extract file is sequenced alphabetically by name.

**Safeguards:** Building in which computer system is housed employs security guards. Computer Room is accessible only by authorized persons possessing a unique identity badge. Computer software precludes unauthorized access to the civilian file through a system of password and system lock-out procedures.

Building in which the microfilm extract file is housed is secured by uniformed guards and the office maintaining the file is secured when not occupied.

**Retention and disposal:** Records are permanent through the employees tenure with the Department of the Army. Following the separation, transfer or retirement of an individual, the record is recorded on a separations file and maintained for a period of 120 days and then destroyed.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from the following agency providing the requester has a valid form of identity such as a current drivers license

HQDA, Civilian Personnel Field Operating Agency (PECP-ZA)
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-5170

**Record access procedures:** Requests from individuals should be addressed to the Department of the Army, Director of Civilian Personnel, Attention: PECP-R, Forrestal Building, Washington, D.C. 20314

Written requests should contain, as a minimum, the individual employees name and social security number.

**Contesting record procedures:** The Headquarters, Department of the Army (HQDA), Directorate of Civilian Personnel rules for access to records and for contesting contents and appealing initial determinations may be obtained from the HQDA Civilian Personnel Field Operating Agency (PECP-ZA), Washington, D.C. 20314.

**Record source categories:** The Official Employee Personnel Folder (201 File) maintained by the employing Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** None



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A0809.02DAPC

**System name:** Identification Card Accountability Files

**System location:** Primary System - US Army Military Personnel Center.

Decentralized Location's - Each military installation; each continental major Army command; each state adjutant general; each overseas Army command; other command specifically designated by the Secretary of the Army.

**Categories of individuals covered by the system:** Civilian employees of the Department of the Army; dependents of active military personnel; dependents of retired military personnel; civilians who accompany the Armed Forces in areas of armed conflict; persons with a military status.

**Categories of records in the system:** File contain one or two forms (DA Form 428/DD Form 1172). DA Form 428 contain information relating to the person to whom an identification card is being issued which includes: Full name; date of issue; expiration date; card serial number; address; home phone; date of application; type of card; basis of issue; grade; SSN; date of birth; weight; height; color of eyes; blood type; geneva convention category; sex; religion; individual status; position title; and command/activity/office issuing the card. DD Form 1172 contains information relating to the person to who a uniform Service Identification and Priviledge Card is being issued which includes: Full name; address; SSN: home and office phone; military status; grade; brance of service of the service member upon which the eligibility for the identification card is based. The full name, relationship; color of eyes; color of hair; date of birth; height, weight; address, date and place of marriage in cases of issuance to a spouse. Included are registers and related documents listing sequential issuance of the appropriate identification card.

**Authority for maintenance of the system:** 5 USC Section 301

Geneva Conventions of 1949

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By each issuing office to support, validate and document the data entered on the identification card and to account for the identification card issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Records accessed by name (cross reference to card accountability register).

**Safeguards:** Records maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Application files retained for 4 years and destroy by issuing office; register of accountable identification cards retained for 4 years after last card number entered has been accounted for and then destroy by issuing office.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from the issuing office from which the individual received the identification card.

**Record access procedures:** Written requests for information should include the full name, SSN, and current address and the type of identification card in question Visits should be made to the office issuing the appropriate identification card.

For personal visits to the issuing office, the visitor should provide acceptable identification normally used in the transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Application submitted by the individual requesting the identification card.

**Systems exempted from certain provisions of the act:** None

A0810.09DAEN

**System name:** 810.09 Contract Training File

**System location:** Office of General Counsel, Office, Chief of Engineers (DAEN-GCZ-C), Headquarters, Department of the Army, Washington, DC

**Categories of individuals covered by the system:** Persons applying for the Corps of Engineers student program sponsored by the Office of Counsel

**Categories of records in the system:** File contains letters of application, transcripts for educational institutions, resumes, writing samples, and correspondence between this agency and the applicant

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel, Office of General Counsel - Used as a basis for selecting participants in program

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Building has security guards

**Retention and disposal:** Destroyed 3 years after completion of training program

**System manager(s) and address:** Office of General Counsel, Office of The Chief of Engineers, Forrestal Building, Washington, DC

**Notification procedure:** Information may be obtained from:

HQ DA (DAEN-GCH)
Room 4A169
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-6961

**Record access procedures:** Requests from individuals should be addressed to Office of General Counsel, Room 4A169, Forrestal Building, (DAEN-GCH) Wash D.C. 20314

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Employers, educational institutions and bar associations

**Systems exempted from certain provisions of the act:** None

A0810.15AMC

**System name:** 810.15 Training Summary

**System location:** Program Management Division, Management Information Systems Directorate, Headquarters, US Army Armament Command, Rock Island, IL 61201 (Corresponding office symbol, AMSAR-MSP)

**Categories of individuals covered by the system:** All personnel of the Management Information Systems Directorate

**Categories of records in the system:** Name, Job Series, Grade, Job Title, Cost Center, Payroll Number, Security Clearance, Education Code, Social Security Number, Birthdate, Date of Last Promotion, Date of Last Step-Increase, In Hire Date, Service Computation Date, College Courses Taken, Training Courses Completed, Clock Hours of Training Courses, Credit Hours of College Courses, Completion Dates of all College Courses and Training Courses Taken

**Authority for maintenance of the system:** Executive Order 11348

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of report is to provide a record of individual training and experience

Report is used by supervisors and training coordinator in development of 5 year Training Projection and individual career training programs

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Listing is maintained on computer paper printouts, stored in binders

Magnetic tapes are stored in main computer area

**Retrievability:** Social Security Account Number

**Safeguards:** Locked in storage cabinet, security guards

**Retention and disposal:** Records are kept until superseded

Records are updated on a quarterly basis and old report is shredded prior to disposal

Magnetic tape is released for use after updating

Commander, US Army Armament Command, Rock Island, IL 61201

**System manager(s) and address:** Commander, US Army Armament Command, Rock Island, IL 61209

**Notification procedure:** Requests for information should be made to Headquarters, US Army Armament Command, Rock Island, IL 61201

Individual must submit social security number and name to determine whether system contains records pertaining to him/her

**Record access procedures:** Requests should be addressed to Headquarters, US Army Armament Command (AMSAR-MSP), Rock Island, IL 61201





Written requests for information should contain the individual's name, social security number, and current address.

For personal visits, the individual should be able to provide acceptable identification, that is, employing office identification badge or card or drivers license, and provide verbal information as to social security account number.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Individual personnel records, unit training records, college and service school catalogs, vendor information bulletins

**Systems exempted from certain provisions of the act:** None

A0811.05AMC

**System name:** 811.05 Civilian Attorney/Patent Adviser Career Files

**System location:** Office of the General Counsel, US Army Materiel Command, ATTN: AMCGC-A, 5001 Eisenhower Avenue, Alexandria, VA 22333

**Categories of individuals covered by the system:** All civilian attorneys and patent advisers of the US Army Materiel Command.

**Categories of records in the system:** Applications for employment, evaluation statements, reference statements, law school transcript, certificate of admission to the bar, certificate of good standing, personnel notification of appointments, transfers, promotions and details, and job description.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine qualifications, accredited law school or nonaccredited, academic standing, what bar the applicant is a member of, and whether he/she is currently an active member in good standing. This information is used by the General Counsel and/or a panel of senior attorneys to determine eligibility of an individual for appointment, promotion, or transfer within the US Army Materiel Command. The only other personnel who see the files are file clerks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in locked safe cabinets, with access limited to the file clerks, career program manager, functional chief, and the panel of senior attorneys who sit on the ad hoc committee to determine best qualified individuals for a particular position. An individual file folder is maintained for each professional attorney/patent adviser in the command.

**Retrievability:** Files are maintained and retrieved by name.

**Safeguards:** The records are maintained in safe file cabinets and can only be retrieved at the direction of the General Counsel or the Career Program Manager.

**Retention and disposal:** Files are destroyed in the current files area 2 years after the individual is no longer eligible for consideration for appointment, promotion, or transfer.

**System manager(s) and address:**

General Counsel
US Army Materiel Command
5001 Eisenhower Avenue
Alexandria, VA 22333
Telephone: Area Code 202/274-8046

**Notification procedure:** Information may be obtained from the System Manager.

**Record access procedures:** Only those records submitted by the individual are maintained and are available in the Office of the General Counsel, US Army Materiel Command for the individual to review. Each individual's travel order or Department of Defense pass is checked to verify identity. The Career Program Manager is authorized to give access to records. The address is:

Career Program Manager
Office of the General Counsel
US Army Materiel Command
5001 Eisenhower Avenue
Alexandria, VA 22333

**Contesting record procedures:** The agency's rules for access to records for contesting contents and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Information is obtained from educational institutions, state bar associations, previous employers, prospective employers, and individuals whose names have been furnished as references.

**Systems exempted from certain provisions of the act:** None

A0811.05DAEN

**System name:** 811.05 Occupational Inventory Files

**System location:** Office of General Counsel, Office, Chief of Engineers (DAEN-GCZ-B), Headquarters, Department of the Army, Washington, DC

**Categories of individuals covered by the system:** All attorneys employed by the Corps of Engineers

**Categories of records in the system:** File contains individual's application for attorney employment, school transcript, bar admission certificate, references, evaluation by superior, Standard Form 50

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel, Office of General Counsel - Used as a basis for determining promotion and reassignment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Building has security guards. Records are maintained in locked files accessible only to authorized personnel

**Retention and disposal:** Destroyed 2 years after individual is no longer eligible for consideration for promotion or reassignment.

**System manager(s) and address:** General Counsel, Office of General Counsel, Forrestal Building, 1000 Independence Ave., S.W., Wash., D.C. 20314

**Notification procedure:** Information may be obtained from:

OCE (DAEN-GCZ-A)
Room 4A213
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-3047

**Record access procedures:** Requests from individuals should be addressed to Office of General Counsel (DAEN-GCK), Room 4A169, Forrestal Building, Wash. D.C. 20314

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Previous employers, educational institutions and bar associations

**Systems exempted from certain provisions of the act:** None

A0811.06DAPE

**System name:** 811.06 Referral Program for NAF Employees

**System location:** Primary System-Nonappropriated Fund (NAF) Branch, Procedures and Regulations Division, Deputy Chief of Staff for Personnel (DCSPER) (Civilian Personnel), Department of the Army.

**Categories of individuals covered by the system:** Individuals who register in the Nonappropriated Fund Referral Program.

**Categories of records in the system:** File contains individuals' applications for employment, requests and referral lists to fill vacant positions, and related correspondence between the DCSPER NAF Branch, field activities (servicing civilian personnel offices and NAF activities), and individual applicants.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as an applicant and referral file for currently registered NAF employees; used to determine qualifications, availability, and mobility of employees for existing and future vacancies in the United States and foreign locations and to produce referral lists of qualified employees. Information from records is used in preparing reports, replying to correspondence, responding to requests from courts and regulatory bodies and executing statutory requirements such as Freedom of Information Act. Department of the Army staff agencies and commands-To select individuals for existing vacancies, process related personnel actions, respond to grievances and complaints related to questions of qualification determination and nonselection to specific positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by occupational file and series and therein alphabetically by last name of applicant.



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**Safeguards:** Building employs security guards. Records are maintained in steel file cabinets in areas accessible only to authorized personnel.

**Retention and disposal:** Application is retained in the active file as long as the individual is employed, unless he requests that it be returned. Applications are placed in the inactive file for one year after the employee's separation. Requests for and referral lists are maintained in the active file for 2 years from the date of the request. Records are destroyed after expiration of the 1 or 2 year time limitations, respectively.

**System manager(s) and address:** NAF Branch, Procedures and Regulations Division, DCSPER (Civilian Personnel), Headquarters, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DAPE-CPR-NAF)
Pentagon, Washington, D.C. 20310
Telephone: Area Code 202/697-2204

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAPE-CPR-NAF), The Pentagon, Washington, D.C. 20310

Written requests from individuals should contain the full name of the requestor, current address and telephone number, a specific description of the information/records sought, and if previous correspondence was involved, the subject and date thereof.

For personal visits, the individual should be able to provide acceptable identification such as: drivers license, employing office's identification card, and furnish verbal information that can be verified from his case file.

**Contesting record procedures:** The Department's rules for contesting contents of the records and appealing initial determinations may be obtained from HQDA (DAPE-CP), Washington, D.C. 20310.

**Record source categories:** Applications submitted by individual employees, requests for referral lists submitted by servicing civilian personnel offices, referral lists furnished by DAPE-CPR-NAF, and related correspondence.

**Systems exempted from certain provisions of the act:** None

**A0812.04DAPE**

**System name:** 0812.04 NAF Complaint, Appeal & Grievance Case Files

**System location:** Files on cases which have reached the formal investigative stage are maintained at Headquarters, Department of the Army, Washington, D.C. 20310, ATTN: PECA. Copies of these files are maintained in decentralized area Appellate Review Offices. Files on cases in the informal stages and cases which have not reached the formal investigative stage are maintained within either the Equal Employment Opportunity Office or the servicing Civilian Personnel Office of the appropriate installation or activity. Official mailing addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Any individual who has applied for employment with, is employed by or was employed by a nonappropriated fund (NAF) instrumentality within Department of the Army and who has filed (individually or collectively) a complaint, grievance or appeal.

**Categories of records in the system:** Records may contain any and all material pertaining to employment practices or working conditions which are the subject of the complaint, grievance or appeal. The file may contain, but is not limited to, copies of employment and pay documents, statements of knowledgeable parties, exhibits, and investigative reports.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Installations and activities use these records to investigate, resolve and/or adjudicate complaints, grievances and appeals. Department of the Army staff agencies and commands use these records to investigate, resolve and/or adjudicate complaints, grievances, and appeals. Federal agencies, to include General Accounting Office, General Services Administration, Civil Service Commission, Department of Labor, Department of Justice, use these records to resolve and/or adjudicate matters falling within their jurisidiction. Information from the records is used in preparing reports, replying to correspondence, responding to requests from courts and regulatory bodies, and executing statutory requirements such as Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed chronologically by geographical area. Cross indexed by alpha listing of last name (or filed alphabetically by last name). Retrieved manually.

**Safeguards:** Storage area restricted to authorized personnel only and the documents treated as For Official Use Only records.

**Retention and disposal:** Records are retained in an active file for a period of three years at Department of the Army and area offices and then destroyed. Retained in active file for 5 years at activity level.

**System manager(s) and address:** The Deputy Chief of Staff for Personnel, Department of the Army, The Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (PECA)
Washington, D.C. 20310
Telephone: Area Code 202/693-1596

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (PECA), Washington, D.C. 20310

Written requests for information should contain the full name, current address and telephone number of the requester and the docket number (if available) of the file requested.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQ DA (DAPE-CP) Washington, D.C. 20310.

**Record source categories:** Official personnel and pay records, parties, witnesses, and persons having knowledge or maintaining relevant evidentiary material pertaining to the complaint, grievance or appeal.

**Systems exempted from certain provisions of the act:** None

**A0903.07DASG**

**System name:** 903.07 Entrance Medical Examination Files

**System location:** Primary System-Armed Forces Examining and Entrance Stations (AFEES)

Decentralized Segments-Health Services Command, Department of the Army; Military department receiving recruits; and Selective Service States Boards concerned.

**Categories of individuals covered by the system:** Applicants and registrants for US military service.

**Categories of records in the system:** File contains reports of medical examination and history, related documents and medical evaluation results.

**Authority for maintenance of the system:** 5USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Armed Forces Examining and Entrance Stations-To record results of medical evaluation for military service.

Health Services Command-To identify medical conditions which are causes of rejection for military service; to assess health quality distribution of recruited personnel; and to evaluate effectiveness of procurement medical standards.

Military departments-To properly assign and utilize recruits.

Selective Service State Boards-To note disposition of registrant.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by date.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Records of individuals accepted for miltary service: Armed Forces Examining Stations-records are destroyed after 3 years; Military departments concerned-records are retained as permanent records. They are retained in active file during term of service, then retired to National Personnel Records Center, 111 Winnebago St., St. Louis, Missouri 63118.

Records of individuals rejected for military service: records used in statistical analyses are destroyed after two years, other records are destroyed after one year. Earlier destruction is authorized.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.





**Notification procedure:** Information may be obtained by written request to:

HQ DA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations obtained from the official responding to a written request.

**Record source categories:** Armed Forces Examining and Entrance Stations

**Systems exempted from certain provisions of the act:** None

**A0905.03USAREUR**

**System name:** 905.03 Claims Inventory of Active Claims for Medical Care under CHAMPUS

**System location:** Headquarters, US Army Medical Command, Europe, ATTN: Executive Director, Office of Civilian Health and Medical Program of the Uniformed Services, Heidelberg, Federal Republic of Germany.

**Categories of individuals covered by the system:** All eligible Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) beneficiaries, i.e., retired members of the Forces who are not entitled to hospital insurance benefits under social security, spouses and children of retired or deceased service members, and spouses and children of active duty members residing both with and apart from duty member.

**Categories of records in the system:** Names of claimants (beneficiaries of CHAMPUS). Lists contain names, social security number, date applications for medical care are received, assigned claim number, number of days of treatment, type of treatment, and costs of medical care to be paid from CHAMPUS Funds.

**Authority for maintenance of the system:** Dependents Medical Act, Title 10, US Code, Sections 1079-1087, as amended by the Military Medical Benefits Amendments of 1966 (Public Law 89-614).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Office of CHAMPUS, US Army Medical Command, Europe, to facilitate and control processing and adjudication of claims until such claims are paid.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Tapes stored in cabinets by system or program number.

Paper listings stored in file cabinets.

**Retrievability:** Numerically by locally devised alphabetical-numerical code combination.

**Safeguards:** Room is secured by locked doors. Office is checked nightly by Staff Duty Personnel. Individuals employed in data use are given orientations as to sensitivity of personal information and the obligation to protect documents.

**Retention and disposal:** Master program file is retained idenfinitely. All other tapes erased 45 days from date printout is produced.

Printout is destroyed by shredding after 1 year.

**System manager(s) and address:** Executive Director, Office of CHAMPUS, US Army Medical Command, Europe, Army Post Office (APO) New York 09403.

**Notification procedure:** Information may be obtained by writing to Commander, US Army Medical Command, Europe, ATTN: Executive Director, Office of CHAMPUS, APO New York 09403.

**Record access procedures:** See NOTIFICATION

**Contesting record procedures:** Procedures for contesting contents and appealing initial determinations may be obtained from Commander, US ARmy Medical Command, Europe, ATTN: Executive Director, Office of CHAMPUS, APO 09403.

**Record source categories:** Applications by beneficiaries of CHAMPUS and information from medical facilities or physicians that have provided prior medical care.

**Systems exempted from certain provisions of the act:** None

**A0905.04USAREUR**

**System name:** 905.04 Cross Reference list Report of Claims for CHAMPUS

**System location:** Headquarters, US Army Medical COmmand, Europe, ATTN: Executive Director, Office of Civilian Health and Medical Program of the Uniformed Services (CHAMPUS), Heidelberg, Federal Republic of Germany.

**Categories of individuals covered by the system:** All eligible CHAMPUS beneficiaries, i.e., retired members of the Forces who are not entitled to hospital insurance benefits under social security, spouses and children of retired or deceased service members, and spouses and children of active duty members residing both with and apart from duty member.

**Categories of records in the system:** List of all active claims for medical care in process, listing names, social security number of patients and sponsors, date claims received, and if applicable, the date claim was paid and amount.

**Authority for maintenance of the system:** Dependents Medical Act, Title 10, US Code, Sections 1079-1087, as amended by the Military Medical Benefits Amendments of 1966 (Public Law 89-614).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Office of CHAMPUS, US Army Medical Command, Europe, to facilitate and control processing and adjudication of claims. Also used to accumulate dollar figures to be used for program funding.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Tapes stored in cabinets by system or program number.

Paper listing stored in file cabinets.

**Retrievability:** Alphabetical by name of claimants.

**Safeguards:** Room is secured by locked doors. Office is checked nightly by Staff Duty Personnel. Individuals employed in data use are given orientations as to sensitivity of personal information and the obligation to protect documents.

**Retention and disposal:** Master program file is retained indefinitely. All other tapes erased 45 days from date printout is produced.

Printout is destroyed by shredding after 1 year.

**System manager(s) and address:** Executive Director, Office of CHAMPUS, US Army Medical Command, Europe, Army Post Office, New York 09403.

**Notification procedure:** Information may be obtained by writing to Commander, US Army Medical Command, Europe, ATTN: Executive Director, Office of CHAMPUS, APO New York 09403.

**Record access procedures:** See NOTIFICATION

**Contesting record procedures:** Procedures for contesting contents and appealing initial determination may be obtained from Commander, US Army Medical Command, Europe, ATTN: Executive Director, Office of CHAMPUS, APO New York 09403.

**Record source categories:** Applications by beneficiaries of CHAMPUS and information from medical facilities or physicians that have provided prior medical care.

**Systems exempted from certain provisions of the act:** None

**A0906.01DASG**

**System name:** 906.01 Medical Review Files

**System location:** Office of The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310

**Categories of individuals covered by the system:** Applicants and registrants who are being considered for Army service and whose medical fitness is questionable; Army members being considered for continuance in service, promotion, special assignment, or separation whose medical fitness is questioned either by the medical evaluating authority or by the individual.

**Categories of records in the system:** Files contain documents relating to medical fitness of individuals for appointment, enlistment, retention in service, promotion, special assignment, or separation. Included are reports of medical examination and evaluation, psychological evaluation reports, and similar or related documents.

**Authority for maintenance of the system:** 5 USC 301 and 10 USC 1071

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate medical fitness of marginally qualified personnel for Army program with strict regard to established medical standards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.



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**Retrievability:** Filed alphabetically by file number and year.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are retained for 3 years and destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310

**Notification procedure:** Information may be obtained by written request to:

HQDA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, Area Code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the official responding to a written request.

**Record source categories:** Clinical records, health records, medical boards, reports received from civilian physicians, and consultation reports.

**Systems exempted from certain provisions of the act:** None

**A0906.02DASG**

**System name:** 906.02 Mental Competency Review Files

**System location:** Primary System-US Army Finance Center, Indianapolis, IN.

Decentralized Segments-Office of The Surgeon General, Department of the Army; US Army Health Services Command, Fort Sam Houston, TX; Medical center or hospital where determination is made.

**Categories of individuals covered by the system:** Retired members of the US Army whose mental competency has been reviewed by a medical board.

**Categories of records in the system:** File contains requests for competency determinations; medical board proceedings; correspondence between US Army Finance Center and Office of The Surgeon General and US Army Health Services Command; appointments of guardians; and selected documents.

**Authority for maintenance of the system:** Title 37, US Code, Section 601, Payments to Mentally Incompetent Persons; Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Finance Center - To determine degree and ability of retired Army military personnel to use their mental faculties in handling financial matters.

Office of The Surgeon General - To process and review mental competency determinations of retired Army military personnel located outside jurisdiction of US Army Health Services Command, when requested by US Army Finance Center.

US Army Health Services Command - To process and review mental competency determinations of retired Army military personnel located within jurisdiction of US Army Health Services Command, when requested by US Army Finance Center.

Medical center or hospital where determination is made - To hold medical board on retired Army personnel when requested by Office of The Surgeon General or US Army Health Services Command.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after two years.

**System manager(s) and address:** US Army Finance Center, Retired Pay Division, Indianapolis, IN 46249

**Notification procedure:** Information may be obtained from:

Commander, Finance Center, US Army
Retired Pay Division
Indianapolis, IN 46249
Telephone: Area Code 317/699-1110

**Record access procedures:** Requests from individuals should be addressed to: Commander, US Army Finance Center, Retired Pay Division, Indianapolis, IN 46249.

Written requests for information should contain the full name of the individual, social security or identification number, retired rank, current address and telephone number. Visits are limited to Retired Pay Division, US Army Finance Center, Indianapolis, IN 46249; Professional Services Division (DASG-HCC), The Pentagon, Washington, DC 20310; and Clinical Medicine Division, US Army Health Services Command, Fort Sam Houston, TX 78234.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card) and information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Letters and related requests from individual requesting mental competency determination on retired Army personnel; competency determination requests from Retired Pay Division to Office of The Surgeon General and US Army Health Services Command; medical board proceedings; correspondence between Office of The Surgeon General and US Army Health Services Command and medical center or hospital where competency determination is made.

**Systems exempted from certain provisions of the act:** None

**A0906.03DASG**

**System name:** 906.03 Medical Classification Files

**System location:** Army Medical Department (AMEDD) medical facility providing medical care for the military unit of assignment.

**Categories of individuals covered by the system:** Active Army personnel who are being considered for initial or change of assignment.

**Categories of records in the system:** File contains health record documents relating to the physical classification of Army personnel. Included are work sheets, cards, and similar or related documents.

**Authority for maintenance of the system:** 5 USC 301, 10 USC 1071, and 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine medical fitness for Army occupational specialty considered, and to determine general physical profile.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by file number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are retained for 2 years, until revised, or until discontinued, whichever occurs first.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC

**Notification procedure:** Information may be obtained by written request to:

HQDA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the official responding to a written request.

**Record source categories:** Health records from Army medical treatment facilities and civilian physicians





**Systems exempted from certain provisions of the act:** None

**A0906.04DASG**

**System name:** 906.04 Medical Evaluation Files

**System location:** Primary System-Army Medical Department (AMEDD) Medical facilities convening a Medical Board.

Decentralized Segments-US Army Physical Evaluation Boards, US Army Physical Disability Agency and Headquarters, US Army Recruiting Command, Fort Sheridan, Illinois.

**Categories of individuals covered by the system:** Army members whose medical fitness for continued service has been questioned either by the member or his commander.

**Categories of records in the system:** File contains documents reflecting determination by a medical board of medical fitness for continued Army active service. Includes medical board proceedings and related documents.

**Authority for maintenance of the system:** 10 USC 1071 and 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Medical Board - To determine medical fitness for continued Army active service.

Physical Evaluation Board - To review medical board findings when required and to determine if the individual should be discharged, temporily or permanently retired for disability, or retained for active service.

US Army Recruiting Command - To assess cause of possible entry medical examination failure, in cases when the individual is being discharged because of a medical condition which existed prior to entering service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed chronologically by name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Medical Boards - Retained for 5 years and destroyed.

Physical Evaluation Boards - Retained for 2 years or until discontinued, whichever occurs first.

US Army Recruiting Command - Retained for 6 months or until review of records has been completed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, DC 20310

**Notification procedure:** Information may be obtained by written request to:

HQDA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written, since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, Area Code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations maybe obtained from the official responding to a written request.

**Record source categories:** Interviews with the individual; medical records on the individual; reports of medical boards and physical evaluation boards.

**Systems exempted from certain provisions of the act:** None

**A0907.02DASG**

**System name:** 907.02 USA Reserve Officer Training Corps (ROTC) Medical Examination Files

**System location:** Primary System-Department of Army medical facilities conducting medical examination; Office of Professor of Military Science of educational institutions concerned; and US Army Reserve (USAR) unit sponsors of ROTC summer camps and ROTC flight training programs.

Decentralized Segment-Department of Defense Medical Review Board.

**Categories of individuals covered by the system:** Applicants for and participants in US Army ROTC scholarship programs.

**Categories of records in the system:** File contains reports of medical history and examination and related documents.

**Authority for maintenance of the system:** 10 USC 1071 and 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Examining Department of Army Medical facilities-To verify record of medical examination.

Office of Professor of Military Science (PMS) and USAR unit-To certify medical eligibility of ROTC participants for training performed.

Department of Defense Medical Review Board (DOD MRB)-For uniform evaluation and certification of medical fitness qualification of applicants for Armed Forces ROTC scholarship programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by programs; within each program filed by individual's name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** US Army examining medical facilities-Retain one year and destroy.

Office of PMS and USAR Units-Retain during training and forward to Headquarters, USAR sponsor (e.g., ROTC Region Headquarters, PMS of university, US Army Reserve Components Personnel and Administration Center).

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained by written request to:

HQ DA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the official responding to a written request.

**Record source categories:** Written application from the individual requesting access.

**Systems exempted from certain provisions of the act:** None

**A0907.04DASG**

**System name:** 907.04 United States Military Academy (USMA) Medical Qualification Files

**System location:** Primary System-United States Military Academy, West Point, New York.

Decentralized Segments-Department of Defense Medical Review Board (DOD MRB) and selected Department of Army medical facilities conducting medical examination.

**Categories of individuals covered by the system:** Applicants and nominees for attendance at the United States Military Academy Preparatory School and US Military Academy.

**Categories of records in the system:** File contains medical documents relating to physical evaluation for admission to the USMA Preparatory school and to the USMA. Inclosed are reports of medical examination and medical history and related documents, evaluated against Army medical standards for appointment and enlistment into the active Army, retention, promotion, separation, flying duty, mobilization, and similar circumstances.

**Authority for maintenance of the system:** 10 USC 1071 and 5 USC 301



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USMA-To verify medical qualification for prescribed training.

DOD MRB-To apply uniform Department of Defense medical standards for selecting attendees for military service academies.

Selected Army medical facilities-To record results of medical examinations conducted for admission to an Armed Force military academy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by school year.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** USMA-Records are permanent. Records are retained in active file during tour of service.

DOD MRB-Upon completion of evaluation, records of accepted applicants are forwarded to USMA medical facility. Records of rejected applicants are retained for 5 years and destroyed.

Selected medical facilities retain one copy of records for 1 year after submission of medical report to DOD MRB.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained by written request to:

HQ DA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310

**Record access procedures:** Requests should be addressed to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The Department's rules for contesting contents may be obtained from the official responding to a written request.

**Record source categories:** Written application from the individual requesting access.

**Systems exempted from certain provisions of the act:** None

**A0909.01DASG**

**System name:** 909.01 Patient Accountability Files

**System location:** Medical Centers, hospitals, health clinics, troop medical clinics. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Categories of individuals covered by the system:** Patients treated by Army Medical Department medical treatment facility.

**Categories of records in the system:** Documents reflecting patients admitted or discharged from hospital, interward transfers, leave, absence requests and authorizations, baths, deaths, clearance of patients and similar or related documents.

**Authority for maintenance of the system:** Title 5, United States Code, Section 301; 44 USC 3101; and 10 USC 1071.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to account for patients and their status in medical treatment facilities. Information may be reported to civilian or military autorities for official reasons.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Plain cards, rule cards, punched cards, mocrofiche, cassette, printout, paper records in file folders and similar or related documents.

**Retrievability:** Filed by last name, register number sequence or social security number of sponsor

**Safeguards:** Records maintained in areas accessible only to authorized personnel that are properly trained and screened.

**Retention and disposal:** Birth reporting files, permanent.

Death reporting files, destroyed after threee years.

Admission and Disposition Files, destroyed after 5 years.

Absence Suspense Files, destroyed on returen of patient.

Patient clearance sheet and pay patient files. Destroyed after 1 year or discontinuance, whichever is first.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from Patient Administrator at Medical Center or hospital where treatment was provided. Official mailing addresses are in the Department of Defense directory in the appendix to Army system notice.

Requesting individual is required to submit full name, social security number of sponsor, date care was provided and facility providing care.

The requestor may visit the office of the Patient Administrator at Medical Center or Hospital where care was provided.

For personal visits, the requestor is required to provide full name, social security number of sponsor and present some form of acceptable identification, such as identification card, drivers license.

**Record access procedures:** Requests from individuals should be addressed to Patient Administrator at Medical Center or Hospital where care was provided. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from and medical center or hospital.

**Record source categories:** Patinet Admission Data forms, patient requests, medical records, hospital reports.

**Systems exempted from certain provisions of the act:** None

**A0909.05DASG**

**System name:** 909.05 Control Card Files

**System location:** Primary System-Each US Army medical treatment facility where patients are hospitalized.

Decentralized Segments-Each ward where patients are assigned.

**Categories of individuals covered by the system:** Any individual hospitalized in a medical treatment facility.

**Categories of records in the system:** Files consist of individual patient data cards, bed cards, pass lists.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army medical treatment facility - Prepared by Patient Administration Division of the facility on each patient.

Ward - Used as determined by nursing personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical file cards placed on bed of patient.

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Cards are maintained in areas where personnel are on duty 24 hours each day in each hospital ward.

**Retention and disposal:** Destroy upon disposition of patient.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical centers and hospitals.

**Notification procedure:** Information may be obtained from:

Commander
Medical center or hospital where patient is hospitalized

**Record access procedures:** Individual while a patient in the medical treatment facility may review these forms at any time.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Cards are prepared upon admission to the medical treatment facility.

**Systems exempted from certain provisions of the act:** None

**A0910.02DASG**

**System name:** 910.02 Patient Trust Fund and Baggage Files

**System location:** Medical Centers, hospitals, health clinics, troop medical clinics. The officail mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Categories of individuals covered by the system:** Patients treated by Army Medical Department medical treatment facility.





**Categories of records in the system:** Documents reflecting receipt and return of monies, valuables and property of a patient in an Army medical treatment facility and related accounting transactions.

**Authority for maintenance of the system:** Title 5, United States Code, Section 301; 44 USC 3101; and 10 USC 1071.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to account for patients' funds, valuables and property that patient is in hospital.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, cards, punched cards, printout and similar related documents.

**Retrievability:** Filed by last name, social security number of sponsor

**Safeguards:** Records maintained in areas accessible only to authorized personnel that are properly trained and screened.

**Retention and disposal:** Patient trust fund individual record files. Destroyed 3 years after final withdrawal of all money and valuables.

Patient trust fund accounting files. Destroyed after 3 years.

Patient Property Files. Destroyed 6 months after transfer of the patient or on discontinuance.

**System manager(s) and address:** The Surgeon General, Headquarters Department of the Army, The Pentagon, Washington, DC 20314.

**Notification procedure:** Information may be obtained from Patient Administrator at Medical Center or hospital where treatment was provided. Official mailing addresses are in the Department of Defense directory in the appendix to Army systems noteice.

Requesting individual is requested to submit full name, social security number of sponsor, date care was provided and facility providing care.

The requestor may visit the office of the Patient Administrator at Medical Center or hospital where care was provided.

For personal visits, the requestor is required to provide full name, social security number of sponsor and present some form of acceptable identification such as identification card or drivers license.

**Record access procedures:** Requests from individuals should be addressed to Patient Administrator at Medical Center or hospital where care was provided. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be detained from any medical center or hospital.

**Record source categories:** Inventory of funds, property valuables upon admission of patient and transactions thereafter.

**Systems exempted from certain provisions of the act:** None

**A0910.06DASG**

**System name:** 0910.06 Medical Services Account Files

**System location:** Medical Centers and Hospitals. Official mailing addresses are in the Department of Defense directory in the appendix to Army's systems notice.

**Categories of individuals covered by the system:** Any person receiving medical care in an Army Medical Treatment Facility and is subject to charge for such service.

**Categories of records in the system:** File includes patient ledger cards, invoices and receipts for collection, cash records, schedules of collection, vouchers, registers, and related basic accounting documents.

**Authority for maintenance of the system:** Title 5, United States Code, Section 301. Title 10 U.S.C. Chapter 55, Medical and Dental Care: Title 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Hospitals - Accounting for charges and making proper distribution of funds received in payment for authorized medical and dental services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Name, Social Security Number, Hospital and Invoice Number

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly screened.

**Retention and disposal:** Records are destroyed 3 years after completion of collection action or 3 years after inclusion in uncollectable accounts report.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, D.C, 20310

**Notification procedure:** Information may be obtained from Registrar at Medical Center or Hospital where treatment was provided. Official mailing addresses are in the Department of Defense directory in the appendix to Army's systems notice.

Requesting individual is required to submit full name, social security number, date care was provided, and invoice number.

The requester may visit the office of the Registrar at Medical Center or Hospital where care was provided.

For personal visits, the requester is required to provide full name, social security number, date care was received and invoice number.

**Record access procedures:** Requests from individuals should be addressed to Registrar at Medical Center or Hospital where care was provided. The official mailing addresses are in the Department of Defense directory in the appendix to Army's systems notice.

Written requests for information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The Departments's rule for contesting contents and appealing initial determinations may be obtained from HQDA (DASG-RMP), Washington, D. C. 20310.

**Record source categories:** Clinic or Hospital where treatment was provided.

**Systems exempted from certain provisions of the act:** None

**A0911.05DASG**

**System name:** 0911.05 Individual Patient Diet Files (Department Army Form 2924)

**System location:** In Medical Centers and hospitals, Patient Dietary History Records would be maintained in the Clinical Dietetics Branch of the hospital for in-patients.

Outpatient Patient Dietary History Records may be maintained either in the Clinical Dietetics Branch or the Department of Clinics dependent upon local organizational structure.

Patient Dietary History Records may be also maintained in those Health Clinics which have a consultant dietetian. Official mailing addresses for all hospitals, Medical Centers and Health Care Clinics are in the Department of Defense directory in the appendix.

**Categories of individuals covered by the system:** Individual patient diet files may be maintained on any individual authorized in or outpatient medical care in Army Medical Treatment Facilities.

**Categories of records in the system:** The Individual Patient's Diet File would normally include, but not limited to the Patient Dietary History Record, Consultation Sheets (Standard Form (SF) 513), prescriptions for nutritional care, patient satisfaction surveys, dietary intake and analyses records, dietetic progress notes, menu patterns and special nourishment or feeding information.

**Authority for maintenance of the system:** 5 USC 301; 44 USC 3101; 10 USC 1071

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information collected is used by the personnel assigned to the Clinical Dietetics or Health Clinic for the purpose of assisting the nutritional well being of the patient and developing a plan for nutritional care. This information also serves to improve the quality of nutritional care rendered. Access to these records is limited to a need to know basis, i.e., to dietetians, dietetic technicians, diet aides, patient tray service personnel and to clerical personnel involved in maintaining the records. For both in and outpatients nutritional care plans and/or diet instructions are developed from this information by the users as required. For in-patients, in addition to the nutritional care plans, daily menus are prepared and trays are set up in accordance with the menus by the users for the patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The Patient's Dietary History Record is normally stored in a visible card file or card file box. Additional or supplemental information is usually stored in file folders in desks or file cabinets.

**Retrievability:** Information is normally filed by ward, room or bed number and name for inpatients. For outpatients an alphabetical file is usually maintained.

**Safeguards:** Only the individuals specified under Routine-Uses are permitted to use the records. Records are kept in office areas which are secured when not in use.

**Retention and disposal:** When the patient is discharged the record is destroyed unless the patient has indicated many intolerances and/or is likely to return for consultation or hospitalization. In these cases



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the record is placed in an inactive file which is periodically screened for retention.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Requests from individuals should be addressed to the Commander of the Health Clinic, Hospital or Medical Center where the individual is or was seen as a patient. Addresses are given in the DOD Directory. Written requests for information must contain the full name of the individual, current address and telephone number and date of hospitalization or consultation. Further communications should also have the Case (Control) Number that appears with the office symbol. Visits should be by appointment arranged through the Commander of the Medical facility. For personal visits, the individual should be able to provide his ID card which indicates he or she is authorized medical care and give some verbal information which can be verified with his case folder.

**Record access procedures:** Same as SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Patient's chart, interviews with patient's family, observation consultation sheets from other services, Diet and Nourishment Rosters, and Progress Notes (nurses, doctors, etc.)

**Systems exempted from certain provisions of the act:** None

**A0914.05DASG**

**System name:** 914.05 Blood Donor Files

**System location:** All Army medical treatment facilities. Mailing addresses are listed in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Any individual from whom blood was procured.

**Categories of records in the system:** Files contain blood donor record cards, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301; Public Health Service Act, Section 351, Licensure for Department of the Army.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record time of withdrawal, type of blood, suitability for voluntary blood donation, and similar information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after three years, or on discontinuance, whichever is first. They are held one year after cutoff in the current files area, then forwarded to a records holding area for retention until destruction.

**System manager(s) and address:** The Surgeon General, Unites States Army.

**Notification procedure:** Information may be obtained from:

HQDA (DASG-HCC-L)
Room 2D528
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-8394

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DASG-HCC-L), Room 2D528, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Army Blood Donor Centers and Professional Services Division (DASG-HCC), The Pentagon, Washington, DC 20310.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card) and give some verbal information that could be verified from his file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Blood donor record cards filled out by the individual concerned.

**Systems exempted from certain provisions of the act:** None

**A0915.01DASG**

**System name:** 0915.01 Nursing Service Schedule Files

**System location:** Primary System-Department of Nursing, Medical Department Activity and/or Medical Center.

Decentralized Segments-None

**Categories of individuals covered by the system:** Department of Nursing personnel

**Categories of records in the system:** File contains time schedules and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Nursing-To assist in scheduling nursing personnel to insure nursing care of patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders.

**Retrievability:** Filed categorically by nursing unit

**Safeguards:** 24 hour coverage by nursing personnel. Only authorized personnel allowed access.

**Retention and disposal:** Records are destroyed one month following the end of schedule period.

**System manager(s) and address:** The Surgeon General, USA; Director, Medical Department Activity.

**Notification procedure:** Information may be obtained from:

Director
Medical Department Activity where treated.

**Record access procedures:** Requests from individuals should be address to: Director, Medical Department Activity where treated.

Written requests for information should contain the full name of the individual current address and telephone number, and social security number. Visits are limited to Department of Nursing, Medical Department Activity where treated.

For personal visits, the individual should be able to provide some acceptable identification, and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army (DA) Form 3872, Nursing Personnel Service Time Schedule; DA Form 3951, Nursing Service Assignment Roster.

**Systems exempted from certain provisions of the act:** None

**A0915.02DASG**

**System name:** 915.02 Patient Condition Reporting File

**System location:** Department of Nursing, Medical Department Activities

**Categories of individuals covered by the system:** Paticnts hospitalized in US. Army medical treatment facilities whose condition requires special note.

**Categories of records in the system:** File contains 24 hour reports and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents used to keep the Chief of Nursing Department informed of each patient's condition and of ward activities which affect the workload and determine assignment of personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by patient's name

**Safeguards:** 24 hour coverage by nursing personnel. Only authorized personnel are allowed access to records.

**Retention and disposal:** Records are destroyed one month following the period covered in the report.

**System manager(s) and address:** The Surgeon General, USA; Director, Medical Department Activity.

**Notification procedure:** Information may be obtained from: Director, Medical Department Activity where treated





**Record access procedures:** Requests from individuals should be addressed to: Director, Medical Department Activity where treated.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to Department of Nursing, Medical Department Activity where treated.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card), and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army (DA) Form 3889, Nursing Unit 24 Hour Report and DA Form 3889-1, Nursing Unit 24 Hour Report - Continuation Sheet; DA Form 4015, Nursing Care Assignment; DA Form 3629, Twenty-Four Hour Patient Intake and Output Worksheet.

**Systems exempted from certain provisions of the act:** None

**A0915.03DASG**

**System name:** 0915.03 Temperature, Pulse, and Respiration Files

**System location:** Primary System-Department of Nursing, Medical Department Activity.

Decentralized Segments-None

**Categories of individuals covered by the system:** Patient hospitalized in US Army medical treatment facilities.

**Categories of records in the system:** File contains flow sheets, lists, cards, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record reflects temperature, pulse, respiration of all patients in the wards for designated time periods, and are used to make continuing assessment of patient's physical condition.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in indivudal patient's medical record.

**Retrievability:** Filed in individual patient's medical record.

**Safeguards:** 24 hour coverage by nursing personnel. Only authorized personnel are allowed access to records.

**Retention and disposal:** Record becomes part of patient's medical record.

**System manager(s) and address:** The Surgeon General, USA; Director, Medical Department Activity.

**Notification procedure:** Information may be obtained from:

Director
Medical Department Activity where treated.

**Record access procedures:** Requests from individuals should be addressed to: Director, Medical Department Activity where treated.

Written requests for information should contain the full name of the individual current address and telephone number, and social security number. Visits are limited to Department of Nursing, Medical Department Activity where treated.

For personal visits, the individual should be able to provide some acceptable identification, and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army, DA Form 3950, Temperature, Pulse and Respiration Record.

**Systems exempted from certain provisions of the act:** None

**A0915.07DASG**

**System name:** 915.07 Medical Facility Individual Reporting Files

**System location:** Primary System-Department of Nursing, Medical Department Activities

Decentralized Segments-Hospital safety offices, at US Army medical treatment facilities.

**Categories of individuals covered by the system:** Any patient involved in an unusual occurrence or accident at a US Army medical treatment facility.

**Categories of records in the system:** File includes reports of unusual occurrences and related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record is used by the hospital commander, chief nurse, and safety officer to record the incidence of and corrective action taken when patients are involved in accidents and unusual occurrences.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** 24 hour coverage by nursing personnel. Only authorized personnel allowed access to records.

**Retention and disposal:** Records are destroyed after 50 years. Records are held one year after cutoff in the current files area, then transferred to a records holding area or oversea records center for two years, and then retired to Washington National Records Center.

**System manager(s) and address:** The Surgeon General, USA; Director, Medical Department Activity.

**Notification procedure:** Information may be obtained from: Director, Medical Department Activity where treated

**Record access procedures:** Requests from individuals should be addressed to: Director, Medical Department Activity where treated.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to Department of Nursing, Medical Department Activity where treated.

For personal visits, the individual should be able to provide some acceptable identification, (e.g., drivers license, employee identification card) and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army (DA) Form 4106, Report of Unusual Occurrence.

**Systems exempted from certain provisions of the act:** None

**A0916.02DASG**

**System name:** 0916.02 Medical Treatment Indices

**System location:** Medical centers, hospitals, health clinics, troop medical clinics. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Categories of individuals covered by the system:** Individuals treated by the Army Medical Department.

**Categories of records in the system:** Documents reflecting patient names, register numbers assigned, and other identifying medical history data used to locate medical records.

**Authority for maintenance of the system:** Title 5, United States Code, Section 301, 44 USC 3101, and 10 USC 1071.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to locate medical records, at a medical treatment facility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Plain cards, rule cards, punched cards microfiche, cassette, printout and similar or related documents.

**Retrievability:** Filed by last name, register number sequence, diagnosis, operation, death, physician, pathology and similar topics as required by medical treatment facility.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly trained and screened.

**Retention and disposal:** Register number files. Destroyed after 10 years.

Nominal index. Destroyed after 20 years. Cutoff after 10 years and held 10 more years in current files area. Transfer records holding area, hold 10 more years and destroy. Documents in cutoff files for readmitted patients are brought forward and filed in current 10 year block.

Diagnosis, operation, death or similar index files. Destroyed after 20 years. Cutoff after 10 years and held 10 more years in current files area. Transfer records holding area, held 10 more years and destroyed. Special purpose indexes: Destroyed when no longer needed.



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**System manager(s) and address:** The Surgeon General. Headquarters, Department of the Army, The Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from Patient Administrator at Medical Center or hospital where treatment was provided. Official mailing addresses are in the Department of Defense directory in the appendix to Army system notice.

Requesting individual is required to submit full name, social security number of sponsor, date care was provided and facility providing care.

The requestor may visit the office of the Patient Administrator at Medical Center or Hospital where care was provided.

For personal visits, the requestor is required to provide full name, social security number of sponsor and present some form of acceptable identification, such as identification card, drivers license.

**Record access procedures:** Requests from individuals should be addressed to Patient Administrator at Medical Center or Hospital where care was provided. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from any medical center or hospital.

**Record source categories:** Patient admission data form, and medical records

**Systems exempted from certain provisions of the act:** None

**A0916.06DASG**

**System name:** 0916.06 Installation X-ray Index Files

**System location:** Primary System-Department of Radiology at medical treatment facilities.

Decentralized Segments-None

**Categories of individuals covered by the system:** Any individual on whom an x-ray is taken.

**Categories of records in the system:** Files contain nominal pathological indexes and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of Radiology - To locate X-ray films.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Department of Radiology is secured when no one is on duty. Only authorized personnel are authorized access to the area when open.

**Retention and disposal:** Records are retired or destroyed concurrently with the X-ray files to which they pertain. X-ray films are withdrawn and destroyed 5 years after the end of the year in which last medical treatment was given.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical centers and hospitals.

**Notification procedure:** Information may be obtained from:

Commander
Medical center or hospital where X-ray was taken.

**Record access procedures:** Requests from individuals should be addressed to Commander, medical center or hospital where treated; or Headquarters, Department of the Army (DASG-HCP), Room 2C484, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Department of Radiology, medical center or hospital where treated; and Patient Administration Division (DASG-HCP), The Pentagon, Washington, DC 20310

For personal visits, the individual should be able to provide sufficient identification, and give some verbal information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Prepared by personnel assigned to Department of Radiology at time X-ray is taken.

**Systems exempted from certain provisions of the act:** None

**A0917.01DASG**

**System name:** 0917.01 Medical Treatment Record Files

**System location:** Decentralized Segments-medical centers, hospitals, health clinics, troop medical clinics, and National Personnel Records Center.

**Categories of individuals covered by the system:** Individuals treated on inpatient or outpatient basis by the Army Medical Department and/or for whom primary medical care is rendered.

**Categories of records in the system:** Documents reflecting outpatient or inpatient treatment or observation of all individuals treated to include, but not limited to, Health Records, Outpatient Treatment Records, Foreign National outpatient and inpatient records, American Red Cross outpatient and inpatient records, Reserve component outpatient records and supporting document to above.

**Authority for maintenance of the system:** Title 5, United States Code, Section 301 (5 USC 301) 44 USC 3101, and 10 USC 1071.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to insure medical history available to medical personnel, assist their advise to commanders, facilitate other purposes such as adjudication of claims, and medical boards provide research data, statistical purposes and when required by law and official purposes. The Veterans Administration - on military, to facilitate follow up care.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, microfiche, cassette, printout.

**Retrievability:** Filed by last name or terminal digit file system (social security number).

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly trained and screened.

**Retention and disposal:** Troop and Health Clinic Clinical Record Cover Sheets, destroyed after 5 years.

Health Records, active while individual is on active duty then retired with Military Personnel Record Jacket.

Military Clinical Record Files-Destroyed after 50 years. Withdrawn and retired to National Personnel Records Center, 111 Winnebago St., St Louis, MO 63118, as follows, except that files pertaining to USMA cadets are transferred to the Surgeon, US Military Academy, West Point, NY 10996: 5-year clinical record libraries. 5 years after the end of the year in which last medical treatment was given. Nonfixed medical facilities. At the end of each month for records completed on all patients released during the month. Other medical facilities. 1 year after the end of the year in which last medical treatment was given.

Civilian Clinical Record Files-Destroyed after 25 years. Withdrawn and retired to National Personnel Records Center (Civilian), 111 Winnebago St., St Louis, MO 63118, as follows: 5-year clinical record libraries. 5 years after the end of the year in which last medical treatment was given. Nonfixed medical facilities. At the end of each month for records completed on all patients released during the month. Other medical facilities. 1 year after the end of the year in which last medical treatment was given.

American Red Cross Clinical and Outpatient Record Files-Destroyed after 25 years. Withdrawn and forwarded to Medical Officer, American National Red Cross, 18th and D Streets NW, Washington, DC 20006, 1 month after patient's medical treatment is completed for clinical records and 1 year for outpatient records.

Foreign National Clinical and Outpatient Record Files- CONUS medical facilities: Forwarded to the Commander, US Army Health Services Command, ATTN: HSC-OP-PS, Fort Sam Houston, TX, 78234, at the end of the month in which treatment is completed for transfer to appropriate embassy. However, when the individual's length of stay in the local area can be readily determined, files are forwarded to the US Army Health Services Command at the end of the month in which residence is terminated. Medical facilities in oversea command: Transfered to the foreign officer, or to The Surgeon General, whichever is appropriate.

Military Outpatient Record Files-Destroyed after 50 years. Withdrawn and retired to National Personnel Records Center, 111 Winnebago St., St Louis, MO 63118, 3 years after the end of the year in which last medical treatment was given. Outpatient files of active Coast Guard and other military personnel, including members of any of the Reserve components on active duty or active duty for training for more than 30 days, and cadets of the military academics are filed in the health record jacket. Outpatient files for these personnel are forwarded for insertion in the health record jackets on completion of treatment or observation. Outpatient files of all other





categories are forwarded, on request, to the gaining medical facility when the patient moves to a new location.

Civilian Outpatient Record Files-Destroyed after 25 years. Withdrawn and retired to National Personnel Records Center (Civilian), 111 Winnebago St., St Louis, MO 63118, 3 years after the end of the year in which last medical treatment was given.

Reserve Component Outpatient Files-Destroyed after 50 years. Withdrawn and retired to National Personnel Records Center, 111 Winnebago St., St Louis, MO 63118, 1 year after the end of the year of summer camp or annual training.

Civilian Employee Medical Files-Destroyed 25 years after separation. Placed in inactive file upon separation and retired to National Personnel Records Center (Civilian), 111 Winnebago St., St Louis, MO 63118, with the next regular retirement.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from Patient Administrator at Medical Center or Hospital where treatment was provided. Official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

Requesting individual is required to submit full name, social security number of sponsor, date care was provided, and facility providing care.

The requestor may visit the office of the Patient Administrator at Medical Center or Hospital where care was provided.

For personal visits, the requestor is required to provide full name, social security number of sponsor and present some form of acceptable identification, such as identification card, drivers license.

**Record access procedures:** Requests from individuals should be addressed to Patient Administrator at Medical Center or Hospital where care was provided. The official mailing addresses are in the Department of Defense directory in the appendix to Army systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from any medical center or hospital.

**Record source categories:** Interviewer, diagnostic test, other available administrative or medical records obtained civilian or military sources.

**Systems exempted from certain provisions of the act:** None

**A0917.05DASG**

**System name:** 0917.05 Spectacle Issue and Receipt Files

**System location:** Primary System-Eye clinic of each US Army medical treatment facility.

Decentralized Segments-Individual Patient Health Record/ Outpatient Treatment Record, US Army medical treatment facility; optical laboratory.

**Categories of individuals covered by the system:** Any individual who has eyes refracted and receives diagnosis and prescription for spectacles.

**Categories of records in the system:** File contains cards, receipts, Department of Defense DD Form 771 (Eyewear Prescription), and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301,

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army medical treatment facility eye clinic - To record treatment, need, and refraction of patient's spectacles.

US Army medical treatment facility (Individual Patient Health Record/Outpatient Treatment Record) - To retain record of spectacle prescription.

Optical laboratory - To permit manufacture of prescribed spectacles.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by eye clinic alphabetically by last name; filed in individual's health record/outpatient treatment record.

**Safeguards:** Clinic and records area at medical treatment facility accessible only to authorized personnel.

**Retention and disposal:** Clinic copy is destroyed three months following end of quarter in which prescription was made.

Health Record/Outpatient Treatment Record copy is retired with record.

Optical laboratory copy returned with glasses to patient.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical centers and hospitals.

**Notification procedure:** Information may be obtained from:

Commander
Medical center or hospital where patient was examined.

**Record access procedures:** Requests from individuals should be addressed to Commander, medical center or hospital where examined; or Headquarters, Department of the Army (DASG-HCC-O), Room 2D528, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to eye clinic, medical center or hospital where examined; and Professional Services Division (DASG-HCC), The Pentagon, Washington, DC 20310.

For personal visits, the individual should be able to provide sufficient identification, and give some verbal information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Prepared at clinic when patient requires spectacles.

**Systems exempted from certain provisions of the act:** None

**A0917.07DASG**

**System name:** 0917.07 Clinical Psychology Individual Case Files

**System location:** Primary System-Psychology Service, medical centers and hospitals.

Decentralized Segments-Mental Hygiene Consultation Service, located in Divisions and at each Post, Camp, or Station.

**Categories of individuals covered by the system:** Any individual who undergoes psychological evaluation at Army medical treatment facility.

**Categories of records in the system:** File contains examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes, abstracts or copies of pertinent medical records; observations of patients behavior; and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Psychology service-To assist in psychological evaluation of individuals who have drug, alcohol, marital, work adjustment, neuropsychological, and similar problems.

Mental Hygiene Consultation Service-To assist in psychological evaluation of individuals who have drug, alcohol, marital, neuropsychological, work adjustment, and similar problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name in clinic until case is closed or treatment discontinued. Selected forms are then placed in individual's health record.

**Safeguards:** Buildings are secured when not in use. Files and records are accessible only to authorized individuals.

**Retention and disposal:** Standard Form 600 placed in individual's health record/outpatient treatment record; other related forms are destroyed 3 years after the case is closed, or on discontinuance, whichever is first.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical department activities.

**Notification procedure:** Information may be obtained from:

Commander
Medical center or hospital where treated.

**Record access procedures:** Requests from individuals should be addressed to: Commander, medical center or hospital where treated; or Headquarters, Department of the Army (DASG-HCC-H), Room 2D528, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Psychology Clinic or Mental Hygiene Consultation Service; the Professional Services Division (DASG-HCC), The Pentagon, Washington, DC 20310.



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For personal visits, the individual should be able to provide sufficient identification, and give some verbal information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes, abstracts or copies of pertinent medical records; observations of patients behavior; related papers and forms from psychologist.

**Systems exempted from certain provisions of the act:** None

**A0917.08DASG**

**System name:** 0917.08 Social Work Individual Case Files

**System location:** Primary System-Mental Hygiene Consultation Service, Medical Department Activities.

Decentralized Segments-Records holding area/overseas records center.

**Categories of individuals covered by the system:** Each individual that receives treatment at a mental hygiene consultation service.

**Categories of records in the system:** File contains interviews, personal history statements, abstracts or copies of pertinent medical records, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents relate to the interview of patients and appropriate individuals, to assist in the adjustment of the patient and in the evaluation of personal and social data for diagnosis and treatment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name in clinic until case is closed or treatment is discontinued. Selected forms are placed in individual's health record/outpatient treatment record.

**Safeguards:** Buildings are secured when not in use. Files and records are accessible only to authorized individuals.

**Retention and disposal:** Records are destroyed 3 years after the case is closed or on discontinuance, whichever is first. They are maintained in the local file area for one year after cutoff, then transferred to the records holding or overseas records center for the remainder of the retention period.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical department activities

**Notification procedure:** Information may be obtained from:

Director
Medical Department Activity where treated.

**Record access procedures:** Requests from individuals should be addressed to Director, medical department activity where treated; or Headquarters, Department of the Army (DASG-HCC-G), Room 2D528, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Mental Hygiene Consultation Service; and Professional Services Division (DASG-HCC), The Pentagon, Washington, DC 20310.

For personal visits, the individual should be able to give sufficient identification, and some verbal information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Interviews, personal history statements, abstracts or copies of pertinent medical records, and similar or related papers prepared by the social worker.

**Systems exempted from certain provisions of the act:** None

**A0918.02DASG**

**System name:** 913.02 Medical Prescription Files

**System location:** Primary System-Pharmacy of each US Army medical treatment facility.

Decentralized Segments-Records holding area/overseas records center.

**Categories of individuals covered by the system:** Any individual for whom a prescription has been written.

**Categories of records in the system:** Files consist of Department of Defense DD Form 1289 (Prescription Form); Department of the Army (DA) Form 3875 (Bulk Drug Order).

**Authority for maintenance of the system:** Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970; Title 5 US Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army medical treatment facility - Prescriptions and bulk drug orders prepared by authorized personnel to provide for dispensation of drugs.

Records holding area/overseas record center-Storage of records until destruction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by number series.

**Safeguards:** Pharmacy is locked when no one is on duty. Only authorized personnel are authorized access to the area when open.

**Retention and disposal:** Records are destroyed after five years. They are maintained in the local file area for one year after cutoff, then trans- ferred to the records holding or overseas records center for the remainder of the retention period.

**System manager(s) and address:** The Surgeon General, USA; commanders of medical centers and hospitals.

**Notification procedure:** Information may be obtained from:

Commander
Medical center or hospital where prescription is on file.

**Record access procedures:** Individual may review prescription.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Prescription is written during treatment of patient.

**Systems exempted from certain provisions of the act:** None

**A0918.05DASG**

**System name:** 0918.05 Tuberculosis Registry

**System location:** Medical Centers, Worldwide, Army

Hospitals, Worldwide, Army
Health Clinics, Worldwide, Army
Official mailing addresses are in the Department of Defense directory in the appendix to the Component's System notice.

**Categories of individuals covered by the system:** All personnel eligible to receive medical care from Army medical treatment facilities to the extent authorized in Army Regulations AR 40-3 and AR 40-121.

**Categories of records in the system:** The only record in this system is the Tuberculosis Registry (DA Form 3897-R) form which is used by medical personnel on all persons eligible for military medical care under medical surveillance for tuberculosis.

**Authority for maintenance of the system:** 5 US Code 301 -

10 US Code 1071 -
44 US Code 3101 -

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Form is maintained to serve as a current registration of all tuberculosis cases, contacts and convertors and as a suspense file to insure timely follow-up.

Form is used by medical personnel to record all pertinent information relative to individual's status, i.e., tuberculosis case, contact or convertor; tests performed, date performed and results of tests; drug therapy regimen; and recommendations for frequency of visits, tests, and duration of follow-up.

The medical treatment facility commander is responsible for the maintenance of this registry. The actual file and surveillance is performed by the medical treatment facility, Health and Environment Activity.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper folders in file folders or vertical file cards.

**Retrievability:** Filed alphabetically by last name of sponsor.

**Safeguards:** Form is filed in office packed during non duty hours.





Professional and trained non professional Health and Environment activity staff, civilian and military, personnel are authorized access to these records.

**Retention and disposal:** Forms are retained in Health and Environment Activity Office as long as sponsor assigned to area serviced by Army medical treatment facility.

Form is mailed to medical treatment facility commander of joining organization upon permanent change of station for active duty military sponsor.

Medical treatment facility commander notifies the appropriate State health department or Veterans Administration when military sponsor is discharged or separated from the Army

When medical surveillance is discontinued, the form is removed from the active file and placed in an inactive file for a period of one year and then destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, D. C. 20310.

**Notification procedure:** Requests for information should be addressed to the Patient Administration Office of the medical treatment facility where care was provided.

Information may be obtained from:
Patient Administration Office of Army Medical Treatment Facilities which provided the health nursing care.

**Record access procedures:** Requests from individuals should be addressed to: Patient Administration Office of Army Medical Treatment Facility from which health nursing care was provided.

Written requests for information should contain the full name of the individual, military or retired sponsor's social security number, relationship to sponsor, current address and telephone number and the name of military medical treatment facility which provided health nursing care.

Visits are limited to Patient Administration Office of the Army Medical Treatment Facilities which provided the health nursing care.

For personal visits, the individual should be able to provide some acceptable identification, that is, military, retired military or dependent identification card, drivers license and give some verbal information that could be verified with his health nursing records.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from local Army medical treatment facility commanders.

**Record source categories:** Medical and other allied health professional and non professional personnel, civilian and military.

**Systems exempted from certain provisions of the act:** None

**A0920.02aDASG**

**System name:** 920.02 Civilian Consultation Service Case Files

**System location:** Primary System-Mental Hygiene Consultation Services, Medical Department Activities located at Posts, Camps, or Stations.

Decentralized Segments-National Personnel Records Center, 111 Winnebago St., St Louis, MO 63118.

**Categories of individuals covered by the system:** Any dependent of military personnel, and under unusual circumstances, any other category of personnel other than military, foreign nationals, American Red Cross personnel, members of the US Coast Guard, Public Health Service, Coast and Geodetic Survey, and beneficiaries of the Veterans hygiene consultation service.

**Categories of records in the system:** File contains examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes, abstracts and copies of pertinent medical records; observations of patients behavior; interviews, personal history statements, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mental Hygiene Consultation Service-To provide consultation services dealing with problems of emotional adjustments, classification and/or reclassification, disposition, and the prevention of mental disorders.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings are secured when not in use. Files and records are accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after 25 years. They are retained in active file until end of treatment, held one year in inactive file and subsequently retired to National Personnel Records Center.

**System manager(s) and address:** The Surgeon General, USA or USAF, or Chief, Bureau of Medicine and Surgery US Navy, Director, Medical Department Activity, and the Director, National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

**Notification procedure:** Information may be obtained from Director, Medical Department Activity where treated, or if more than one year following treatment, from:

Director
National Personnel Records Center
lll Winnebago St.
St. Louis, MO 63118
Telephone Number: Area Code 314/622-5766

**Record access procedures:** Requests from individuals should be addressed to Director, Medical Department Activity where treated; or Director, National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Mental Hygiene Consultation Service; and National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

For personal visits, the individual should be able to provide sufficient identification (e.g., drivers license, employee identification card) and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Interviews, personal history statements, abstracts or copies of pertinent medical records; examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes.

**Systems exempted from certain provisions of the act:** None

**A0920.02bDASG**

**System name:** 920.02 Military Consultation Service Case Files

**System location:** Primary System-Mental Hygiene Consultation Services, medical department activities located at Posts, Camps, or Stations.

Decentralized Segments-National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

**Categories of individuals covered by the system:** Any active member of the Army, Air Force, Navy, and Marine Corps; retired members of the Armed Forces; cadets and midshipmen of the military academies; members of the Reserve components of the Armed Forces; active and retired uniformed members of the US Coast Guard, Public Health Service, and Coast and Geodetic Survey; and beneficiaries of the Veterans Administration who receive consultation services at a mental hygiene consultation service.

**Categories of records in the system:** File contains examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes, abstracts and copies of pertinent medical records; observations of patients behavior; interviews, personal history statements, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mental Hygiene Consultation Service-To provide consultation services dealing with problems of emotional adjustments, classification and/or reclassification, disposition, and the prevention of mental disorders.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings are secured when not ih use. Files and records are accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after 50 years. They are retained in active file until end of treatment, held one year in inactive file and subsequently retired to National Personnel Records Center.

**System manager(s) and address:** The Surgeon General, USA or USAF, or Chief, Bureau of Medicine and Surgery (USN), Director,



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Medical Department Activity, and the Director, National Personnel Records Centern 111 Winnebago St., St. Louis, MO 63118.

**Notification procedure:** Information may be obtained from: Director, Medical Department Activity where treated, or if more than one year following treatment, from:

Director
National Personnel Records Center
111 Winnebago St.
St. Louis, MO 63118
Telephone Number: Area Code 314/622-5766

**Record access procedures:** Requests from individuals should be addressed to Director, Medical Department Activity where treated; or Director, National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Mental Hygiene Consultation Service; and National Personnel Records Center, 111 Winnebago St., St. Louis, MO 63118.

For personal visits, the individual should be able to provide sufficient identification (e.g., drivers license, employee identification card) and give some verbal information that could be verified with his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Interviews, personal history statements, abstracts or copies of pertinent medical records; examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes.

**Systems exempted from certain provisions of the act:** None

**A0920.04DASG**

**System name:** 0920.04 American Red Cross Consultation Service Case Files

**System location:** Primary System-Mental Hygiene Consultation Services, Medical Department Activity located at Posts, Camps, or Stations.

Decentralized Segments-American Red Cross, 18th and D Streets NW, Washington, DC 20006.

**Categories of individuals covered by the system:** Employees of the American Red Cross who recieve consultation service at an Army medical facility.

**Categories of records in the system:** File contains examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes; abstracts and copies of pertinent medical records; observations of patients behavior; interviews, personal history statements, and similar or related documents.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mental Hygiene Consultation Service-To provide consultation services dealing with problems of emotional adjustments, classification and/or reclassification, disposition, and the prevention of mental disorders.

American National Red Cross-Storage of records until destruction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings are secured when not in use. Files and records are accessible only to authorized personnel.

**Retention and disposal:** Records are destroyed after 25 years. They are retained in active file until end of treatment, held in inactive file one year after the end of the year in which last medical treatment was given, and subsequently retired to American National Red Cross.

**System manager(s) and address:** The Surgeon General, USA: Director, Medical Department Activity; Medical Officer, American National Red Cross, 18th and D Streets NW, Washington, DC 20006

**Notification procedure:** Information may be obtained from:

Director
Medical Department Activity where treated, or if more than one year following treatment,
Medical Officer
American National Red Cross
18th and D Streets NW
Washington, DC 20006
Telephone: Area Code 202/737-8300

**Record access procedures:** Requests from individuals should be addressed to Director, Medical Department Activity where treated; or Medical Officer, American National Red Cross, 18th and D Streets NW, Washington, DC 20006.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Mental Hygiene Consultation Service; and American National Red Cross, 18th and D Streets NW, Washington, DC 20006.

For personal visits, the individual should be able to provide sufficient identification and give some verbal information that could be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Interviews, personal history statements, abstracts or copies of pertinent medical records; examination records of intelligence, personality, achievement, and aptitude; results of tests; doctor's notes.

**Systems exempted from certain provisions of the act:** None

**A0921.01DASG**

**System name:** 0921.01 Army Medical X-Ray Film Files

**System location:** Primary System-Department of Army medical treatment facilities (MTF) where examination is conducted and National Personnel Records Center (NPRC), 111 Winnebago Street, St. Louis, Missouri 63118.

**Categories of individuals covered by the system:** All individuals exposed to x-ray during medical examination incident to any Army purpose.

**Categories of records in the system:** File contains exposed x-ray film and other related radiological reports, if any, pertaining to the individual.

**Authority for maintenance of the system:** 10 USC 1071; 44 USC 3101; 50 USC, Supp IV, app. 454 as amended; and 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine medical fitness for military or civilian Army service as required by Army medical standards and to evaluate health of Army personnel, military and civilian, pursuant to providing appropriate medical care.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Exposed x-ray film is retained in standard negative preservers (Federal Stock Number 7530-612-3950).

**Retrievability:** Filed as a part of the individual's health record of active Army personnel. Other records are filed by name and social security number by year when x-ray was taken.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Medical treatment facilities.

Procurement and separation x-ray files-Permanent. Records are forwarded to the National Personnel Records Center (NPRC) (Civilian), 111 Winnebago Street, St. Louis, Missouri 63118.

Patient treatment x-ray films-retain 5 years after the end of the year in which last treatment was given.

Rejected applicant and registrant files-for temporary defects, retain 1 year. All others retain until finding is entered on report of medical examination.

Declined enlistment-Retain for 1 year.

Uncalled registrant-forward to Selective Service local board concerned.

Tubercular applicant and registrant-Forward to State Health Officer, state of residence.

US military applicant x-ray files-Retain for 5 years after examination.

NPRC (military and civilian)-Permanent records.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained by written request to:

Hq DA (DASG-AOM)
Room 2D453
The Pentagon Building
Washington, DC 20310





**Record access procedures:** Requests should be address to: Office of The Surgeon General, Headquarters, Department of the Army (DASG-AOM), Room 2D453, Pentagon Building, Washington, DC 20310.

All requests should be written since files are not stored in Headquarters, Department of the Army. If telephone conversation is desired, at the expense of the inquirer, area code and telephone number should be furnished.

Personal visits by the individual requesting access may be arranged only with the official assigned to respond to a written request.

**Contesting record procedures:** The rules for contesting contents may be obtained from the official responding to a written request.

**Record source categories:** Written application from the individual requesting access.

**Systems exempted from certain provisions of the act:** None

**A0921.06DASG**

**System name:** 0921.06 Patient Treatment X-ray Films

**System location:** Primary System-Department of Radiology, US Army medical treatment facility.

Decentralized Segments-National Personnel Records Center, 9700 Page Blvd., St. Louis, MO 63132.

**Categories of individuals covered by the system:** Any individual on whom an X-ray is taken.

**Categories of records in the system:** File contains exposed X-ray film.

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Medical treatment facility-To assist in diagnosis and treatment of patients at hospitals and dispensaries; periodic physical examinations; examinations for promotion, flight, or other special training, and conversion to Regular Army while on active duty. Also includes diagnostic X-rays taken during complete entrance medical examination and annual medical examinations of agents of the Federal Bureau of Investigation when examinations are conducted by Army medical facilities.

National Personnel Records Center-Storage of X-ray films not destroyed at medical treatment facility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Exposed X-ray film filed in X-ray film negative preservers (DA Forms 3443 and 3443-1 through-9).

**Retrievability:** Filed under a terminal digit file system.

**Safeguards:** Department of Radiology is secured when no one is on duty. Only authorized personnel are authorized access to the area when open.

**Retention and disposal:** Records are destroyed five years after the end of the year in which last medical treatment was given. When installation is discontinued before expiration of the five year retention period, they are retired to National Personnel Records Center (Military), 9700 Page Blvd., St. Louis, MO 63132. Appropriate X-rays may be retained at chest centers when needed for followup or research purposes. When inpatients are transferred, X-ray films pertaining to the current period of treatment are transferred with the clinical records.

**System manager(s) and address:** The Surgeon General, USA; Commander, US Army medical treatment facility.

**Notification procedure:** Information may be obtained from:

Commander
Medical treatment facility where X-ray was taken.

**Record access procedures:** Requests from individuals should be addressed to: Commander, medical treatment facility where X-ray was taken: or Headquarters, Department of the Army (DASG-HCP), The Pentagon, Room 2C484, Washington, DC 20310.

Written requests for information should contain the full name of the individual, social security number, current address and telephone number. Visits are limited to Department of Radiology, medical treatment facility where X-ray was taken: and Patient Administration Division (DASG-HCP), The Pentagon, Washington, DC 20310.

For personal visits, the individual should be able to provide sufficient identification, and give some verbal information that can be verified from his/her file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Referral of patient by attending Army Medical Department personnel to Department of Radiology.

**Systems exempted from certain provisions of the act:** None

**A0924.01DASG**

**System name:** 0924.01 Health Nursing Case Files

**System location:** Medical Centers, Worldwide, Army
Hospitals, Worldwide, Army
Official mailing addresses are in the Department of Defense directory in the appendix to the Component's System Notice.

**Categories of individuals covered by the system:** All individuals eligible for Army military medical care

**Categories of records in the system:** Files contain Family Record Form (DA Form 3762) and Case Referral Form (DA Form 3763) which are documents used in patient and family health care provided by Army community health nurses.

**Authority for maintenance of the system:** 5 US Code 301
44 US Code 3101
10 US Code 1071 Medical and Dental Care, Purposes

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** A family record is initiated on each family receiving Army community health nursing supervision. This record provides a means for recording family identification, health and socio-economic data and nursing services rendered to patient and family. It assists the nurse in identifying patient and family needs and in planning and evaluating their care. Records include the source of referral, medical diagnosis, observations, nursing care rendered and plan and goals for nursing care. Record also includes brief summarization of consultations made in behalf of the patient of family and of advice provided telephonically to patient or family member that has significant health impact to that patient or family group. The primary users of this record are Army community health nurses. Pertinent information is shared with medical and allied medical personnel to provide continuity of health care.

Case referral form provides a means for medical and allied medical personnel to refer individuals and families for Army community health nursing services. The Army community health nurse may use this form to refer patients to other military and civilian health and welfare agencies or to Army community health nurses at other military installations. A case referral which contains medical information requires written consent of the patient or legal representative prior to release to a civilian agency. A doctor's signature is required when medications and/or treatments are ordered. This form initiated primarily by Army community health nurses helps to provide continuity of care, minimizes duplication of effort and furnishes accurate information to other health care providers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Both forms/records are stored as paper records in file folders. The Family Record is filed alphabetically in the Army community health nursing office. Closed records are filed in the inactive section. Both forms/records are handled so as to preclude access by unauthorized personnel. When requested, summary of family health record is sent to another military medical installation. The case referral form is prepared by the medical or allied health care provider. After acting upon the request, recipient records findings and recommendations on the reverse of the form. A copy of completed form is returned to the initiator and filed in the patients outpatient medical record. Another copy is retained in the Army community health nursing files. If a family record is initiated, the referral is filed with the family record.

**Retrievability:** Filed alphabetically by last name of eligible military/retired sponsor.

**Safeguards:** Army community health nursing offices are locked during non-duty hours. Records are maintained in areas accessible only to authorized personnel, i.e., Army community health nurses and trained and supervised clerks and non-professional health care providers assigned to the health nursing section.

**Retention and disposal:** Both records/forms are retained in active file as long as nursing service is provided to patient and family group. Both records/forms are destroyed three years after the case is closed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, The Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from: Patient Administration Office of Army Medical Treatment Facilities which provided the health nursing care.



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**Record access procedures:** Requests from individuals should be addressed to: Patient Administration Office of Army Medical Treatment Facility from which health nursing care was provided.

Written requests for information should contain the full name of the individual, military or retired sponsor's social security number, relationship to sponsor, current address and telephone number and the name of military medical treatment facility which provided health nursing care.

Visits are limited to Patient Administration Office of the Army Medical Treatment Facilities which provided the health nursing care.

For personal visits, the individual should be able to provide some acceptable identification, that is, military, retired military or dependent identification card, drivers license and give some verbal information that could be verified with his health nursing records.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from local Army medical treatment facility commanders.

**Record source categories:** All military personnel and their dependents

All retired military personnel and their dependents.

Military and civilian educational institutions.

Civilian health, welfare and recreational official and voluntary agencies.

Civilian law enforcement agencies.

Civilian population.

**Systems exempted from certain provisions of the act:** None

**A0924.02DASG**

**System name:** 924.02 Family Index Files

**System location:** Medical Centers, Worldwide, Army; Hospitals, Worlwide, Army; Health clinics, Worldwide, Army. Official mailing addresses are in the Department of Defense directory in the appendix to the Component's System Notice.

**Categories of individuals covered by the system:** All individuals eligible for Army military medical care

**Categories of records in the system:** File contains Family Index Forms (Department of the Army (DA) Form 3760) which is used by Army community health nurses to determine case load by program classification and for scheduling provision of health nursing care.

**Authority for maintenance of the system:** 5 US Code 301;

44 US Code 3101;

10 US Code 1071.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** A Family Index Form is initiated for each family in which at least one family member is receiving Army community health nursing care. This form provides a means of identifying families receiving health nursing supervision. It assists in determining numbers of families or individuals within family groups obtaining health nursing care according to program classification and is used as a method of scheduling this care based on a locally determined system of priorities. Program classifications are maternity, health promotion and disease control.

Family Index form is used only by the Army community health nursing staff, which includes registered professional nurses and specially trained non-professional health care workers, military as well as civilian.

The Army community health nursing staff utilizes this form as a tickler file to serve as a reminder of services needed at a particular time.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Form is initiated for each family or individual receiving health nursing care.

Form is filed alphabetically as paper record, generally in each health nursing staff members personal office area.

**Retrievability:** Filed alphabetically by last name of eligible military/retired sponsor.

**Safeguards:** Army community health nursing offices are locked during non-duty hours. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Form remains in active file until family record is closed, then it is placed in the health nursing office cumulative inactive file for 3 years, following which it is destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters, Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Information may be obtained from:

Patient Administration Office of Army Medical Treatment Facilities which provided the health nursing care.

**Record access procedures:** Requests from individuals should be addressed to Patient Administration Office of Army Medical Treatment Facility which provided health nursing care.

Written requests for information should contain the full name of the individual, military or retired sponsor's social security number, relationship to sponsor, current address and telephone number and the name of military medical treatment facility which provided health nursing care.

Visits are limited to Patient Administration Office of the Army Medical Treatment Facilities which provide health nursing care.

For personal visits, the individual should be able to provide some acceptable identification, that is, military, retired military or dependent identification card, drivers license and give some verbal information that could be verified with his health nursing records.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from local Army medical treatment facility commanders.

**Record source categories:** Army community health nursing staff, professional and appropriate nonprofessional; civilian as well as military personnel.

**Systems exempted from certain provisions of the act:** None

**A0924.04DASG**

**System name:** 0924.04 School Health Files

**System location:** Dependent school systems in the continental United States in which similar state, county or city civilian forms are not used.

Overseas dependent school systems under the jurisdiction of the Department of the Army.

Official mailing addresses are in the Department of Defense directory in the appendix to the component's systems notice.

**Categories of individuals covered by the system:** Students enrolled in kindergarden thru 12th grades attending schools as listed above.

**Categories of records in the system:** Recorded in this system is the school health record form (DA From 4112) which is used to record pertinent data concerning a student's health.

**Authority for maintenance of the system:** 5 US Code 301 -

10 US Code 1071 -

44 US Code 3101 - Records Management by Agency Heads;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Recorded data assists school and medical personnel in providing and evaluating school health services as well as the needs of the student.

Identifying information, health history and types and dates of immunizations are obtained from parents and entered on the form.

Results of physical examination and screening tests are entered at time of examination.

Nurse - student visits and consultations with parents, school personnel and other appropriate individuals in behalf of the student are recorded on reverse side of the form.

Primary users of this form are professional dependent school and specially trained medical personnel, occassionally it is necessary to disclose all or some data found in the school health records to include but not limited to law enforcement agencies, protective services or similar health and welfare institutions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Generally, record stored in paper records by school classes and retained in school nurse's office.

Records are filed so as to preclude access by unauthorized personnel.

In some cases, permanent copy of record is filed with rest of family records in the medical treatment facility outpatient record room, while a copy of the school health form is filed as described above.

**Retrievability:** Filed alphabetically by last name of student and school grade

**Safeguards:** Files stored in locked cabinets and office doors locked when school is not in session.

Professional dependent school and specially trained medical personnel are only individuals who have access to this information.

**Retention and disposal:** Record remains in school nurse's office as long as student remains in that school. When child is transferred to another school, the record is given to the parent to deliver to the next school.





**System manager(s) and address:** Principal of school in which individual is enrolled.

**Notification procedure:** Requests from parent or student should be addressed to the above SYSMANAGER.

The name, date of birth and social security number of sponsor will be required from the requesting individual.

**Record access procedures:** Official mailing addresses are in the Department of Defense directory in the appendix to the Component's System notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the appropriate SYSMANAGER or local medical treatment facility commander as applicable.

**Record source categories:** Dependent professional school and especially trained medical personnel, and parents.

**Systems exempted from certain provisions of the act:** None

**A0925.04DAAG**

**System name:** 0925.04 Prosthetic Case Files

**System location:** PRIMARY SYSTEM-Army Dental Clinic; Regional Dental Activities

**Categories of individuals covered by the system:** All military personnel; dependents; retired personnel.

**Categories of records in the system:** Dental prosthetic case forms; individual treatment records, standard form (SF 603).

**Authority for maintenance of the system:** Section 1071-1085, Title 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental Clinic - patient care and teaching by Army dentists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records attached to prosthetic case box.

**Retrievability:** Filed alphabetically by name of patient.

**Safeguards:** Normal protective measures common to all Government property and other health records.

**Retention and disposal:** Files are destroyed 3 months after completion.

**System manager(s) and address:** The Surgeon General, USA Commanders of Dental Activities and Regional Dental Activities

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, (DASG-DCM), Room 3E480, The Pentagon Washington, DC 20310.

Written requests for information should contain the full name of the individual current address and telephone number, and the Case Control number that appears with the office symbol, on all correspondence received from this office. Visits are limited to the individual whose dental prosthetic case file is maintained in the clinic.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** Dental treatment record (DD Form 722)

**Systems exempted from certain provisions of the act:** None

**A0926.01DASG**

**System name:** 926.01 Dental Health Record Files

**System location:** Army Dental Clinics; Regional Dental Activities.

**Categories of individuals covered by the system:** All military personnel (Active Army, Air Force, Navy and US Marine Corps military personnel) including Reserve Component and personnel on active duty more than 30 days.

**Categories of records in the system:** Standard Form (SF) 603-Health Record Dental; Department of the Army Form 3984, Dental Treatment Plan; Standard Form 513, Clinical Record-Consultation Sheet, Standard Form 514 and Standard Form 557, Clinical Record, Laboratory Reports; Standard Form 519, Clinical Record-Radiographic Report.

**Authority for maintenance of the system:** Section 1071-1085, Title 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental Clinic-patient care and teaching by Army Dentists

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically.

**Safeguards:** Normal protective measures common to all health records.

**Retention and disposal:** Records are permanent. They accompany the individual during his/her active military service career. On separation from the active Army records of individuals having a Reserve obligation are transferred to the US Army Reserve Components Personnel and Administration Center, St. Louis, MO. On completion of the Reserve obligation records are retired to the National Personnel Records Center (NPRC) (Military), 9700 Page Boulevard, St. Louis, MO. Records of individuals not having a Reserve obligation are retired directly to NPRC (Military) on termination of active Army service.

**System manager(s) and address:** The Surgeon General, USA, Commanders of Dental Activities and Regional Dental Activities.

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, (DASG-DCM), Room 3E480, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number, and the Case Control number that appears with the office symbol, on all correspondence received from this office. Visits are limited to the individual whose dental health records apply.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Dental Health Record (Department of Defense Form 722)

**Systems exempted from certain provisions of the act:** None

**A0926.02DASG**

**System name:** 0926.02 Military Dental Files

**System location:** PRIMARY SYSTEM-Army Dental Clinics; Regional Dental Activities.

**Categories of individuals covered by the system:** Retired members of the Army; Air Force, Navy, Marine Corps and USCG; ROTC, Reserve Component on active duty for periods of less than 30 days.

**Categories of records in the system:** Standard Form (SF) 603, Health Records, Dental; Department of Army (DA) Form 3984, Dental Treatment Plan; SF 513, Clinical Record - Consultation Sheet; SF 514 and SF 545-557 series, Laboratory Reports, SF 519 Clinical Record - Radiographic Report.

**Authority for maintenance of the system:** Section 1071-1085, Title 10, USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental Clinic - patient care and teaching by Army dentists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically by name of patient.

**Safeguards:** Normal protective measures common to all Army health records



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**Retention and disposal:** Destroy after 50 years. Retire 1 year after annual cut off to National Personnel Records Center (Military), 9700 Page Blvd, St Louis, MO 63137.

**System manager(s) and address:** The Surgeon General, USA Commanders of Dental Activities

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, (DASG-DCM), Room 3E480, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual current address and telephone number, and the Case Control number that appears with the office symbol, on all correspondence received from this office. Visits are limited to individuals to whom the records apply.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of Defense Form 722 - Health Record Dental

**Systems exempted from certain provisions of the act:** None

**A0926.03DASG**

**System name:** 0926.03 Civilian Dental Files

**System location:** Army Dental Clinics at organizations listed in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Dental Health Records pertaining to all categories of beneficiaries except active duty military personnel and retirees.

**Categories of records in the system:** Standard Form (SF) 603, Health Record Dental; Department of the Army (DA) Form 3984, Dental Treatment Plan; SF513, Clinical Record Consultation Sheet; SF514 and SF545-557 series, Laboratory Reports; SF519, Clinical Record-Radiography Report.

**Authority for maintenance of the system:** Section 1071-1085, Title 10, US Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental Clinic-patient care and teaching by Army dentists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of patient.

**Safeguards:** Normal protective measures common to all Army health records.

**Retention and disposal:** Destroy after 25 years. Retire 1 year after annual cutoff to National Personnel Records Center (Civilian), 111 Winnebago St., St. Louis, MO 63118.

**System manager(s) and address:** The Surgeon General, USA; Commanders of Dental Activities.

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, (DASG-DCM), Room 3E480, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number, and the Case Control number that appears with the office symbol on all correspondence received from this office. Visits are limited to the individual whose dental records are maintained in the clinic.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of Defense (DD) From 722-Health Record Dental

**Systems exempted from certain provisions of the act:** None

**A0926.05DASG**

**System name:** 926.05 American Red Cross Dental Files

**System location:** Army Dental Clinics at organizations listed in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** American Red Cross personnel when authorized dental care in accordance with paragraph 4-49, Army Regulation 40-3.

**Categories of records in the system:** Standard Form (SF) 603, Health Record Dental; Department of the Army Form 3984, Dental Treatment Plan; SF513 Clinical Record-Consultation Sheet; SF514 and SF545-557 series, Laboratory Reports; SF519 Clinical Record-Radiography Report.

**Authority for maintenance of the system:** Section 1071-1085, Title 10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental Clinic-patient care and teaching.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of patient.

**Safeguards:** Normal protective measures common to all Army Health Records.

**Retention and disposal:** Withdrawn and forwarded to Medical Officer, American National Red Cross, 18th and D Sts. NW, Washington, DC 20006, 1 month after completion of treatment. Destroyed after 25 years.

**System manager(s) and address:** The Surgeon General, USA; Commanders of Dental Activities; Medical Officer, American National Red Cross.

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DASG-DCM), Room 3E480, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number, and the case control number that appears with the office symbol on all correspondence received from this office. Visits are limited to individuals to whom records pertain.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Department of Defense Form 722-Health Record Dental

**Systems exempted from certain provisions of the act:** None

**A0927.01DASG**

**System name:** 0927.01 Extra Oral Dental X-ray Files

**System location:** Primary System-Army Dental Clinics

**Categories of individuals covered by the system:** All military personnel; dependents; retired personnel, dependents when authorized.

**Categories of records in the system:** Exposed X-rays involving jaw fractures and diseases; skull fractures, injuries and plates; bone grafing, and similar conditions.

**Authority for maintenance of the system:** Section 1071-1085, Title 10 USC





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dental clinic - patient care, research, and training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** X-ray film mounted in on DD Form 722, Health Record Dental.

**Retrievability:** Filed alphabetically by name of patient.

**Safeguards:** Normal protective measures common to all Government property and other health records.

**Retention and disposal:** Files are destroyed after 5 years.

**System manager(s) and address:** The Surgeon General, USA Commander of all Dental Activities

**Notification procedure:** Information may be obtained from:

HQDA (DASG-DCM)
Room 3E480
The Pentagon
Washington, DC 20310
Telephone: Area Code 202/697-2282

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army, (DASG-DCM), Room 3E480, The Pentagon, Washington, DC 20310.

Written requests for information should contain the full name of the individual, current address and telephone number, and the Case Control number that appears with the office symbol, on all correspondence received from this office. Visits are limited to the individual whose x-ray files are maintained in the clinic.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The Department's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** Dental Treatment Record(DD Form 722)

**Systems exempted from certain provisions of the act:** None

**A1010.07TRADOC**

**System name:** 1010.07 Army School Files

**System location:** United States Army Training & Doctrine Command (TRADOC) schools, colleges and training centers. Addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** Assigned and potential instructors and guest speakers at above locations.

**Categories of records in the system:** Instructor evaluation forms, qualification data, biographical sketches and similar or related documents.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents accumulated by schools provide a locally available record of qualifications, experience, effectiveness and comparable information on potential instructors, assigned instructors and guest speakers. They are used in requesting assignment or employment of instructors, utilizing instructors and determining their need for additional training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, visible and vertical card files.

**Retrievability:** Information is accessed and retrieved by name, social security number (SSN)/service number, and by year

**Safeguards:** Locked cabinets or locked rooms depending on location.

**Retention and disposal:** Place in inactive file or transferred on separation of the instructor. Inactive file cut off after 5 years, held 5 years and destroyed. Earlier destruction is authorized.

**System manager(s) and address:** Commander, USA Training & Doctrine Command, Fort Monroe, Virginia 23651

**Notification procedure:** Information may be obtained from the Commander, USA Training & Doctrine Command, ATTN: ATAG-FOIA, Fort Monroe, Virginia 23651

**Record access procedures:** Written requests for information should be addressed to the commander of the appropriate school, college or training center. Requests should contain the full name, rank, SSN/military service number, duty position, academic department and dates of service at the applicable training activity.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Staff and faculty of appropriate school, college or training center responsible for conduct of instruction and presentations by guest speakers.

**Systems exempted from certain provisions of the act:** None

**A1012.01DAAR**

**System name:** 1012.01 Army Service School/Senior Service College Selections-US Army Reserve

**System location:** Headquarters, Department of Army, Office of the Chief, Army Reserve, Organization and Training Division (DAAR-OT)

**Categories of individuals covered by the system:** All US Army Reserve officers, not on active duty, who voluntarily apply for Senior Service College Course.

**Categories of records in the system:** File contains all applications, related papers and selection board proceedings where applicable, spread sheets and order of merit listings.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide pertinent data to Army Service Schools and orders issuing commands of individuals selected for enrollment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by course title and subfiled by class number.

**Safeguards:** Records are maintained in safe accessible only to authorized personnel.

**Retention and disposal:** Files are destroyed 2 years after close of school year, or on discontinuance, whichever is first.

**System manager(s) and address:** Chief, Army Reserve WASH DC 20310.

**Notification procedure:** Information may be obtained from:

HQDA (DAAR-OT)
Room 1E439
Pentagon
WASH DC 20310
Telephone: Area Code 202/ 695-3685

**Record access procedures:** Individual requests should be addressed to :HQDA (DAAR-OT) WASH DC 20310.

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Individual applications obtained from individuals through respective command channels.

**Systems exempted from certain provisions of the act:** None

**A1012.03TRADOC**

**System name:** 1012.03 Army School Student Files

**System location:** United States Army Training & Doctrine Command (TRADOC) schools, colleges and training centers. Addresses are in the DOD directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** These files relate to student personnel who attend formal courses of instruction at Army schools, colleges and training centers.

**Categories of records in the system:** Individual Academic Record Files. Documents indicating courses attended by Army members, length of each course, extent of completion of courses and results thereof, aptitudes and personal qualities, grade and rating attained and related data for each individual.

Collateral Individual Training Record Files. Documents relating to the training record of individuals and posted to the basic individual academic training record files or other long term records.

Faculty Board Files. Documents pertaining to the class standing, rating, classification and proficiency of students.

Class Academic Record Files. Documents maintained by training instructors indicating progress and attendance of class members.

**Authority for maintenance of the system:** 5 USC 301



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This information is used by the training activity to confirm eligibility for attendance, monitor student progress, determine successful completion of academic requirements and serve as record of accomplishment of courses which may be prerequisites for attendance at other formal courses of instruction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, visible and vertical card files.

**Retrievability:** Information is accessed by name, social security number, military service (WN) number.

**Safeguards:** Locked cabinets or locked rooms depending on training locations.

**Retention and disposal:** Individual Academic Record Files. Destroy after 40 years. Cut off annually. Resident courses - transfer to Records Holding Area (RHA) after one year in Central Files Area (CFA). Retire to National Personnel Records Center (NPRC), 111 Winnebago Street, St. Louis, Missouri 63118, after two years in RHA. Extension courses - transfer to RHA after three years in CFA. Retire to NPRC, above address, after two years in RHA. Records of individuals re-enrolling in extension courses will be withdrawn and refiled in the active file.

Collateral Individual Training Record Files. Destroy after one year. Earlier destruction authorized.

Faculty Board Files. Destroy after one year, or on discontinuance, whichever is first.

Class Academic Record Files. Destroy after 40 years.

**System manager(s) and address:** Commander, USA Training & Doctrine Command, Fort Monroe, Va. 23651.

**Notification procedure:** Information may be obtained from the Commander, USA Training & Doctrine Command, ATTN: ATAG-FOIA, Fort Monroe, Va. 23651.

**Record access procedures:** Written requests for information should be addressed to the commander of the appropriate school, college or training center. Request should contain the full name, rank (at time of attendance), SSN/military service number or student number if applicable, course title and class number (if known) or description of type training received and dates of course attendance.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Staff and faculty of appropriate school, college, or training center responsible for presentation of instruction.

**Systems exempted from certain provisions of the act:** None

**A1013.01DAPC**

**System name:** 1013.01Civilian School Files

**System location:** Primary System - US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

Decentralized Segments - Army commands/stations/installations/organizations/activities including overseas areas.

**Categories of individuals covered by the system:** Any military service member who applies for or is selected for attendance at civilian school; or, for training with industry; or, participation in a fellowship/scholarship program of training or instruction.

**Categories of records in the system:** File contains Department of the Army (DA) Forms 1618-R, 2086-R, 2593-R, 3719-R which include personal data of name, grade, SSN, address, home phone, duty phone, permanent legal address, branch of service, date of birth, marital status, number of dependents, state of legal residence, military occupational specialties, enlistment status, component, foreign service, civilian educational data, military educational data, transcripts, academic records, social fraternities, honorary fraternities, clubs, degree major, class standing, and personal resumes; Standard Form 1034 - Public Voucher for purchases and services other than personal; school contracts; student training report; photographs; enlisted qualification record; theses; statements of service and schooling obligation; USAFI test reports; civilian institution Academic Evaluation reports; correspondence between (1) individual student (2) Army commands and staff agencies, (3) civilian industry training agencies, (4) and civilian educational schools.

**Authority for maintenance of the system:** 5 USC Section 301
10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** US Army Military Personnel Center - To document, monitor, manage, and administer the service member's attendance at a civilian training agency or civilian school under the authority of 10 USC Section 4301.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Files and records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records have a retention space of from 2 to 10 years depending on the category of the individual record concerned and/or the element maintaining the file.

**System manager(s) and address:** US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

HQDA (DAPC-POO)
Hoffman Bldg 2
200 Stovall Street
Alexandria, VA 22332

Appropriate command/station/installation/organization/activity /overseas command of the student service member as shown in the Directory of units.

**Record access procedures:** Writtern requests for information should contain the full name, grade, branch of service, service identification number, and civilian school or training agency (if known), and the current address.

For personal visits, the individual should be able to provide acceptable military identification or acceptable identification, that is, a driver's license with other identification normally used in business transactions.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Application and related forms incident to the service member's qualification for attendance at a specified civilian school or training agency; records, forms, documents, and correspondence originating in/ by Department of the Army staff agencies and commands, the student service member, and civilian school or industry training agency.

**Systems exempted from certain provisions of the act:** None

**A1014.08DAAG**

**System name:** 1014.08 General Educational Development (GED) Individual Record.

**System location:** Army Installations having a troop strength of 750 or more will maintain at least one Army Education Center or subcenter where the GED Individual Records are stored.

Small posts, isolated units, and off-post activities will be satellited for educational services upon the nearest installation having an Army Education Center where the forms are stored.

**Categories of individuals covered by the system:** Each service member who participates in the Army GED program will have his progress recorded on the GED Individual Record.

**Categories of records in the system:** Department of the Army (DA) Form 669 (GED Individual Record) is the major record of counseling and educational progress of the individual's academic and vocational-technical achievements.

Aptitude area scores; Military Occupational Specialty (MOS) codes and titles; transcripts; certificates from civilian academic and vocational-technical institutions, government agencies, national labor organizations; and other pertinent educational and counseling information will be entered on the DA Form 669.

**Authority for maintenance of the system:** 10 USC Section 4302, 'Enlisted Members of Army - Schools.'

PL 91-219; PL 92-540 - Predischarge Education Program.
The Annual Appropriations Act - Tuition Assistance.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This record is designed to be of functional value to the Army and the individual military student by providing information for effective career counseling.

Professionally qualified, full-time Department of Army Civilian (DAC) counselor personnel will provide academic, military-related, vocational-technical, testing, interpretive, and referral services to each military person for purposes of assisting them in establishing career objectives.

This information will be recorded on the DA Form 669 for future reference to be used by the individual and other Army counseling personnel.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in file cabinets within the Army Education Centers.

Transferred during Permanent Change of Station (PCS) moves via the Military Personnel Records Jacket, US Army (DA Form 201) and handled only by authorized personnel.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Army Education Centers are kept locked during non-duty hours. Records maintained in areas accessible only to authorized Army and DAC personnel that are properly screened, cleared and trained.

Information retained on the DA Form 669 may not be released to non-governmental agencies or individuals without the consent of the individual concerned.

**Retention and disposal:** Upon discharge, separation, or retirement, this record will be given to the individual during final counseling.

The DA Form 669 will be destroyed if the service member dies while on active duty.

**System manager(s) and address:** The Adjutant General, Headquarters Department of the Army, the Pentagon, Washington, DC 20310.

**Notification procedure:** Individuals on active duty should contact their installation Education Services Officer (ESO) or DAC Education Counselor.

**Record access procedures:** Active duty personnel may obtain their academic, vocational-technical, test results and counseling information recorded on the DA Form 669 by contacting their ESO.

Individual must present his official identification card prior to receipt of his DA Form 669 from the ESO or DAC counselor.

**Contesting record procedures:** The agency's rules for access to the records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The DA Form 669 is originated at the Army Education Center of the individual concerned.

Transcripts, grades, test results, certificates and counseling information from: service schools; servicing military personnel offices; civilian academic and vocational-technical institutions; proprietory institutions; professional testing centers/associations; accrediting associations (educational-national, state and local); foreign academic and vocational-technical schools/institutions; national, state and local trade/labor unions/organizations; government agencies; counseling information from DAC personnel, ESO, Service School personnel, college/university registrars and instructors.

**Systems exempted from certain provisions of the act:** None

**A1015.01DAAG**

**System name:** A1015.01 Dependent Children School Program Files

**System location:** Active students - Army-operated overseas dependents schools located in oversea areas or in the United States at the following locations: Fort Benning, GA; Fort Bragg, NC; Fort Campbell, KY; Fort Jackson, SC; Fort Knox, KY; Fort McClellan, AL; Fort Rucker, AL; Fort Stewart, GA; U.S. Military Academy, West Point, N.Y.

Former students - National Personnel Records Center

**Categories of individuals covered by the system:** Students in the Army-operated dependents schools located in oversea areas or in the United States at installations cited above

**Categories of records in the system:** Enrollment files. Documents relating to the admission, registration, and departure of dependent school students. Included are pupil enrollment applications, course preferences, admission cards, drop cards, and similar or related documents.

Daily attendance register files. Documents reflecting the daily attendance of pupils at dependent schools. Included are forms, printouts, bound registers and similar or related documents.

Elementary school academic record. Documents reflecting the standardized achievement, mental ability, yearly grade average, attendance of each student, and the teachers' comments. Included are forms, notes, and similar or related documents.

Elementary school report card files. Documents reflecting grades, personality traits, and promotion or failure. Included are report cards and similar or related documents,

Elementary school teacher class register files. Documents reflecting daily, weekly, semester, or annual scholastic grades and averages, absence and tardiness data.

Elementary school student files. Documents pertaining to individual elementary school students. Included in each folder are reading records and health records; intelligence quotient, achievement, aptitude, and similar test results; notes related to pupil's progress and characteristics; and similar matters used by counselors and successor teachers.

Secondary school absentee files. Documents reflecting absence of students. Included are homeroom teachers registers, secondary school daily attendance records of absentees reported by teachers, tardy slips for admission of students to classroom, transfer slips notifying teachers of new class or homeroom assignment, notices of change by school principal to teacher upon change of classroom, student applications for permission to be absent, student pass slips, and similar or related documents.

Secondary school academic record files. Documents reflecting student grades, and credits earned. Included are forms, notes, and similar related documents.

Secondary school report card files. Documents reflecting scholastic grades, personality traits, and promotion or failure. Included are report cards and related documents.

Secondary school teacher class register files. Documents reflecting daily, weekly, semester, or annual scholastic marks and averages, absence and tardiness and withdrawal data. Included are class registers and similar or related documents.

Secondary school class reporting Files. Documents reflecting teacher reports to principals and used as source documents for preparing secondary school academic record cards. Included are forms, correspondence, and similar or related documents.

Credit transfer certificate files. Documents reflecting secondary school scholastic credits earned. Included are certificates and similar or related documents.

Secondary school student files. Documents pertaining to individual secondary school students. Included in each folder are student health records, absence reports, and correspondence with parents pertaining to absence; records of achievement, and aptitude tests; notes concerning participation in extracurricular activities, hobbies, and other special interests or activities of the student; and miscellaneous memorandums used by student counselors.

**Authority for maintenance of the system:** Army-operated dependents schools located in oversea areas: 20 U.S.C. Chapter 25

Army-operated dependents schools located in the United States: 20 United States Code, 236.451, 242.245; Public Law 93.380.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DEPENDENT CHILDREN SCHOOL PROGRAM FILES (GENERAL): Records of students attending the Army-operated dependents schools located in oversea areas are used by school officials. including teachers, to determine the eligibility of children to attend these schools; to schedule children for transportation, to record daily and/or class attendance of students, and date of withdrawal. Records of students attending the Army-operated dependents schools located in the United States at installations cited above are used by school officials, including teachers, and authorized representatives of the Secretary of Health, Education and Welfare, to determine eligibility of children to attend these schools, to determine transportation requirements, to record daily and/or class attendance of students, and date of withdrawal. Documents of students attending the Army-operated dependents schools located in the United States are used also by officials of Federal and State agencies in connection with a students application for or receipt of, financial aid in connection with an audit and evaluation of Federally supported education programs, or in connection with the enforcement of the Federal legal requirements which relate to such programs; or by authorized representatives of the Comptroller General of the United States, the Secretary of Health, Education and Welfare, or the Secretary of the Army, as authorized by Public Law 93-380 to insure compliance with Part 99 of Title 45 of the Code of Federal Regulations which provides for the privacy rights of parents and students regarding access to students' school records.

Dependent Children School Program Files (Elementary): Used by school officials, including teachers, in the current and/or gaining school to develop and provide an educational program for elementary students by school personnel cited above. Documents are used in the following manner: To record teacher or standardized test data; to record attendance, absences, and/or tardiness of each student; to record recommendations for promotion or retention including teacher comments; to record daily, weekly, semester or annual grades; to develop and maintain reading records, health records, including school related medical needs; to record notes related to the individual pupil's progress and learning characteristics useful to professional school personnel in counseling the student and in the determination of his/her proper placement. Dependent Children School Program Files (Secondary): Used by school officials, including teachers, in the



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current and/or gaining school to develop and provide an educational program for secondary students. Documents are used by school personnel cited above in the following manner: To record teacher and/or standardized test data; to record attendance, absences, and/or tardiness of each student; to form the basis for a decision on a student request for permission to be absent from a class or classes; to determine proper class or grade placement or graduation; to determine scholastic grades and/or grade point averages; to form the basis for school recommendations for student financial aid for post secondary education; to form the basis for preparing the secondary school transcript; to determine secondary school academic credits earned; to determine school related medical needs of a student; to determine, from correspondence from parents or medical authorities, the need for special attention in school activities; to note special interest or hobbies of the student.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Elementary school academic record and secondary school academic record (high school transcript) filed alphabetically by school, by school year, and last name of student.

Elementary school teacher class register file and secondary school teacher class register file are filed by school, school year, and by last name of teacher.

Remaining dependent school student files are filed by school, school year, and last name of student.

**Safeguards:** Records maintained in files accessible only to authorized personnel.

**Retention and disposal:** Enrollment files: Maintained at the respective school for one year after graduation, withdrawal, transfer, or death of the student, then destroyed.

Daily attendance register files: Destroyed after reviewing attendance registers for the next school year.

Elementary school academic records files: When a student transfers to another school, this file is forwarded by mail to the parent/guardian or official of the receiving school on request; or destroyed at the school five years after graduation, death, or withdrawal of the student.

Elementary school report card files: Released to parents or student at the end of the school year, or on transfer of student.

Elementary school teacher class register files. Destroyed at the school concerned after five years.

Elementary school student files: When a student transfers to another school, the reading record and health record are released to the parents or student for hand-carrying to the receiving school. Remaining documents pertaining to the students are forwarded by mail to the official of the receiving school or the parent/guardian on request; if not requested, documents are destroyed at the school concerned one year after graduation, death, or withdrawal of the student.

Secondary school absentee files: Destroyed at the school after one year.

Secondary school academic record files (High School Transcript): Permanent file. When a student transfers to another Department of Defense school, this file (transcript) is forwarded by mail to officials of the receiving school on request. When a student transfers to a non-Department of Defense school, a copy of the transcript is forwarded to the receiving school on request. Files not forwarded are retained at the school concerned for five years and then retired to the National Personnel Records Center.

Secondary school report card files: Released to parents or student at the end of the school year, or on transfer of student.

Secondary school teacher class register files: Retained at the school concerned for five years and then destroyed.

Secondary school class reporting files: Destroyed at the school after one year.

Credit Transfer certificate files: Destroyed at the school after one year.

Secondary school student files: Retained at the school concerned for two years after graduation, death, or withdrawal of the student. Note: When a student transfers to another school, the reading record and health record are released to the parents or student for hand-carrying to the receiving school. Remaining documents pertaining to the student are forwarded by mail to the official of the receiving school or the parent/guardian on request.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon

**Notification procedure:** Information may be obtained from officials of the school concerned or from the National Personnel Records Center, as appropriate.

**Record access procedures:** Written requests for information on the records system and for instructions concerning personal visits may be forwarded to the principal of the Army-operated oversea dependents school dependents school, the superintendent of Army-operated Dependents school located in the United States at installations cited above, or from the National Personnel Records Center. Written requests should contain the following information: Current name, and if different, the name used during the period inquirer was a student, date of birth, names of schools, locations, and dates of attendance.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application for enrollment and related forms from the student or student's parents; teachers' comments, correspondence or documents from medical authorities; correspondence from parents; written requests from parents, students, or authorized officials to inspect the student's file and determinations thereto; determinations by school officials concerning the student's need for a particular course or educational program; recommendations for awards, commendations or adverse notifications and decisions; notification concerning suspensions, expulsions, or dismissal; parent or student requests for permission to be tardy or absent; parent's permission for student's participation in class field trips, other school related trips, athletic activities, or vocational training outside of the school.

**Systems exempted from certain provisions of the act:** None

**A1015.06DAAG**

**System name:** 1015.06 School Employee File

**System location:** During employment and for thirty days thereafter: individual employee files are maintained at the Army-operated dependents schools in the United States located at Fort Benning, GA; Fort Bragg, NC; Fort Campbell, KY; Fort Jackson, SC; Fort Knox, KY; Fort McClellan, AL; Fort Rucker, AL, Ft. Stewart, GA; and at the U.S. Military Academy, West Point, NY. Thirty days after termination of employment, the individual records are retired to the National Personnel Records Center.

**Categories of individuals covered by the system:** Employees of the Army-operated dependents schools located at installations cited above. This includes individual records of teaching, administrative, and support personnel.

**Categories of records in the system:** Documents pertaining to dependent school civilian employees at locations cited above. Included in each folder are copies of employment applications, personnel action forms, copies of contracts or excerpts therefrom which describe the services to be performed, the time periods involved, the amount of pay, location of employment, appointment affidavits, statements of service, group life and accident insurance election, survivor benefit elections, change of name request, educational transcripts, position assignment notices, promotion/reduction recommendations with approvals/declinations, supervisor evaluations, annual, sick and/or teacher leave records, miscellaneous correspondence, documents, and records concerning dependents, military and other Federal service including service in other Federally funded dependents schools, letters of recommendations, commendations, reprimands, counseling sessions, and conference records.

**Authority for maintenance of the system:** Public Law 81-874, Section 6.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents are used to maintain, collect, and use information with respect to the administration of the individual's Federal service; to document actions which are attributable to the individual's Federal employment and status; to administer pay and other employment policies and regulations as required by Public Law 81-874, the United States Commissioner of Education, and/or respective State Departments of Education. Use is also made of these files by authorized representatives of the Secretary of the Department of Health, Education and Welfare to verify that pay and employment practices in the Army-operated dependents schools are comparable to those of the school districts in the State used for comparability purposes; verification, for salary and retirement purposes, of Federal employment for personnel subsequently employed by public, Federal, or private school systems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee.





**Safeguards:** Records are maintained in the schools in files accessible only to authorized personnel that are properly screened, cleared, and trained. Records are maintained in the National Personnel Records Center in areas that are properly controlled by authorized personnel.

**Retention and disposal:** Records are permanent. They are retained at the dependents schools located at installations cited above until thirty days after termination of service and subsequently retired to the National Personnel Records Center.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington DC, 20310.

**Notification procedure:** Information may be obtained from the Superintendent of Schools at the installations listed above. If inquiry is made thirty days after termination of employment, inquiry should be made to the National Personnel Records Center. Written requests should contain the following information: current name, and if different, the name used during the period of Federal employment at the school concerned, date of birth, names of schools, locations, and dates of employment.

**Record access procedures:** Written requests for information concerning individual records or for instructions concerning personal visits may be forwarded to the superintendent of schools at the dependent school concerned or, if made thirty days after termination of employment, to the National Personnel Records Center (civilian), 111 Winnebago St., St. Louis, MD 63118. Written requests should contain the following information: current name, and if different, the name used during the period of Federal employment at the school concerned, date of birth, names of schools, locations, and dates of employment.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual requesting access, notification of personal security clearance from the Defense Investigative Service, appointment affidavits, copies of contracts or excerpts therefrom, personnel action forms, survivor benefit forms, education transcripts, position assignment notices, promotion/reduction recommendations with approvals/declinations, annual, sick, and/or teacher leave records, miscellaneous correspondence, documents, and records concerning prior Federal and non-Federal service provided by the employee or other Federal or non-Federal agencies or offices.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**A1106.04USACC**

**System name:** 1106.04 MARS Member Files

**System location:** Primary System-Chief, Army Military Affiliate Radio System (MARS), Operations Division, Deputy Chief of Staff Operations, Headquarters US Army Communications Command (USACC) Fort Huachuca, Arizona.

Decentralized Segments-5th Signal Command, HQ USACC-Continental United States (CONUS) CONUS area MARS Directors, 8th US Army and Subordinate Elements of 6th Signal Command.

**Categories of individuals covered by the system:** Any military or civilian Federal Communications Commission licensed amateur radio operator whose application for Army MARS membership has been approved.

**Categories of records in the system:** File contains Army MARS individual's name, Federal Communications Commission call sign, Army MARS call sign, expiration of FCC Amateur operator's license, home address.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For issuance of Army MARS Station licenses, mailing of Technical Directives and Quarterly Army MARS Bulletin.

Area and command MARS directors utilize their files to control Army MARS membership, mailing of information and periodicals to Army MARS members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3'x5' cards.

**Retrievability:** Filed alphabetically by last name by state.

**Safeguards:** Building employs Security Guards. Cards are maintained only by authorized personnel.

**Retention and disposal:** Cards are destroyed when individual leaves Army MARS Program.

Area and command MARS Directors maintain a file folder on all active Army MARS members. When a member leaves the Army MARS Program the file is placed in an inactive file. Destroyed after 3 years.

**System manager(s) and address:** Commander U. S. Army Communications Command, Fort Huachuca, Arizona 85613.

Each area and command MARS directors.

**Notification procedure:** Information may be obtained from:

Commander, HQ USACC, ATTN: CC-OPS-OM, Ft Huachuca, AZ 85613.

Commander, HQ USACC-CONUS, ATTN: CCN-PO-MARS, Ft Ritchie, MD 21719.

Commander, HQ 5th Sig Comd, ATTN: CCE-OPS, APO NY 09056.

USA Communications Command Agency, Eastern Area MARS Director, ATTN: CCNA-MDE, Ft Meade, MD 20755.

USA Communications Command Agency, Southeastern Area MARS Director, ATTN: CCNA-MCP-AMD, Ft McPherson, GA 30330.

USA Communications Command Agency, Central Area MARS Director, ATTN: CCNA-SHN-AX, Ft Sam Houston, TX 78234.

USA Communications Command Agency, Western Area MARS Director, ATTN: CCNA-PSF, Presidio of San Francisco, Calif 94129.

Commander, 8th Army, ATTN: SJOF, APO San Francisco 96301.

**Record access procedures:** Written requests with name and call sign for information should be addressed to the offices in preceding paragraph.

Personal visits to offices maintaining information records, require identification.

**Contesting record procedures:** The command's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in files in provided by individual Army MARS members.

**Systems exempted from certain provisions of the act:** None

**A1107.17DAMO**

**System name:** 1107.17 Photographer Identification Files

**System location:** Army commands and installations.

**Categories of individuals covered by the system:** Any citizen who applies for access to unclassified files.

**Categories of records in the system:** Files contain photographer's identification, permit number, and related documents used to record the issue.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain control of personnel authorized to photograph activities at military installations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by permit number and individual's name.

**Safeguards:** Local installation security system. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Destroy on expiration or transfer of individual concerned.

**System manager(s) and address:** Commander of installation or organization issuing photographers permits.

**Notification procedure:** Information may be obtained from the installation or organization issuing photographic permits.

**Record access procedures:** Requests from individuals should be addressed to the commander of the installation or organization where the photographer's permit was issued.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from the commanders of major commands responsible for subordinate commands where the photographer's permit was issued.

**Record source categories:** Application and related forms from the individual requesting access for unclassified information.

**Systems exempted from certain provisions of the act:** None



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**A1107.20DAMO**

**System name:** 1107.20 Photographic Caption Files

**System location:** Installation or organization photographic facilities.

US Army Audio-Visual Activity, RM 5A474, The Pentagon, Wash, DC 20310.

US Army Training Aids Management Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Categories of individuals covered by the system:** Department of Defense officials and General Officers

**Categories of records in the system:** Files contain copies of captions or other descriptive material identifying exposures submitted to the photographic facility by the photographer and maintained as a caption file.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify who, where, what, when, how, and why content of photography and reproduce information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file drawer or file cabinet.

**Retrievability:** Filed by negative (picture) identification number.

**Safeguards:** Installation or organization security system. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Installation and organizational photographic facilities destroy temporary record materials within 2 years.

The US Army Audio-Visual Activity, US Army Military District of Washington, retains permanent record still photographic records for 10 years and subsequently retires them to the Washington National Records Center.

The US Army Training Aids Management Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466, retains permanent record motion picture and video recording records for 10 years and subsequently offered to the Office of National Archives, GSA.

**System manager(s) and address:** Local Files: Commanders of installation or organizational photographic facilities.

Permanent record still photography: Commander, US Army Audio-Visual Activity, US Army Military District of Washington, Wash, DC 20310.

Permanent record motion picture and video recording: Commander, Training Aids Management Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Notification procedure:** Information may be obtained from:

Commanders of installation or organizational photographic facilities.

Commander, US Army Audio-Visual Activity, US Army Military District of Washington, DC 20310.

Commander, US Army Training Aids Management Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Record access procedures:** Requests from individuals should be addressed to:

Commanders of installation or organizational photographic facilities.

Commander, US Army Audio-Visual Activity, US Army Military District of Washington, Wash, DC 20310.

Commander, US Army Training Aids Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from:

Local records: Commanders of installations and organization responsible for the photographic facility concerned.

Permanent record still photography: Commander, US Army Military District of Washington, Ft McNair, Wash, DC.

Permanent record motion picture and video recordings: Commander, US Army Training and Doctrine Command, Ft Monroe, VA.

**Record source categories:** Application and related forms from the individual requesting access: Notification of personal (security) clearance from the Defense investigative service; correspondence originating in Department of Army Staff Agencies and Commands, and other Federal agencies.

**Systems exempted from certain provisions of the act:** None

**A1107.21DAMO**

**System name:** 1107.21 Still Picture Files (Personalities)

**System location:** Installation or Organizational Photographic Facilities.

US Army Audio-Visual Activity, RM 5A474, The Pentagon, Wash, DC 20310.

**Categories of individuals covered by the system:** Department of Defense officials and General Officers

**Categories of records in the system:** Files contain original and/or duplicate negatives and copies of still photographs produced and maintained by photographic facilities.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to store and retrieve original photographic materials used for reproduction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Photographic paper and film in file drawer or file cabinet.

Photographic films and magnetic tapes with associated paper materials, on storage racks and in file containers.

**Retrievability:** Filed by indexed media identification number and subject.

**Safeguards:** Installation or organizational security system. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Installation and organizational photographic facilities destroy material when obsolete or unserviceable.

The US Army Training and Doctrine Command, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466, destroys material when it is determined that media content is obsolete or material is unserviceable.

**System manager(s) and address:** Commander, US Army Training Aids Management Agency, Ft. Eustis, VA 23604.

**Notification procedure:** Information may be obtained from:

Commander, US Army Training Aids Agency, Training Materiel Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Record access procedures:** Requests from individuals should be addressed to:

Commander, US Army Training Aids Management Agency, Training Materiel Support Division, Tobyhanna Army Depot, Tobyhanna, PA 18466.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from:

Commander, US Army Training Aids Management Agency, Ft Eustis, VA 23604.

**Record source categories:** Application and related forms from the individual requesting access: Notification of personal (security) clearance from the Defense investigative service; correspondence originating in Department of Army Staff Agencies and Commands, and other Federal agencies.

**Systems exempted from certain provisions of the act:** None

**A1108.05DAAG**

**System name:** 1108.05 Postal Directory Files

**System location:** Segments are maintained at each Army Postal facility responsible for delivering mail to individual addressees, e.g., unit, company, and battalion etc., postal facilities, and Army Post Offices (APO) overseas. Duplicate directories may be maintained at higher echelon mailrooms where needed to route mail for replacements assigned to subordinate units. See installation mailing addresses in the Department of Defense directory in the appendix to the components system notice.

**Categories of individuals covered by the system:** All personnel assigned or attached to an Army unit and those personnel who departed the unit within the past year.

**Categories of records in the system:** File contains information necessary for proper mail delivery to those personnel serviced by the individual postal facilities and for forwarding of mail to departees.

**Authority for maintenance of the system:** 10USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Individual concerned and Department of the Army military and civilian personnel performing mail handling functions-To ensure that mail is routed/forwarded to addressee in the most efficient manner possible. Commanders, Postal Officers and military and civil postal inspectors-To ensure that files are being maintained in the manner prescribed by Army Regulation.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card stock maintained in a card file.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records accessable only to authorized personnel. Building employ security Guards.

**Retention and disposal:** Records are withdrawn and destroyed one year after transfer, departure or separation of the related individual except that cards on trainees at Army training facilities, patients at hospitals, and students at service schools are withdrawn and destroyed six months after departure.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington, D. C.

**Notification procedure:** Information may be obtained from Army mail clerks at the appropriate mail handling facilties.

**Record access procedures:** Written requests should contain the full name, rank or grade, social security number, and current address of the requesting individual, and the date of his departure from the organization concerned.

For personal visits, the individual should be able to provide some acceptable identification such as drivers license, military ID card, etc.

**Contesting record procedures:** Individual concerned should notify Army mail clerks at appropriate mail handling facilities of changes required.

**Record source categories:** Individuals concerned; postal officers or postmasters of previous servicing APO or installations, postal officers or postmasters of new servicing APO or installations; oversea commands or area/central postal directories; unit postal officers of losing units; unit postal officers of gaining units; and commanders of individuals concerned.

**Systems exempted from certain provisions of the act:** None

**A1108.16DAAG**

**System name:** 1108.16 Appointment of Unit Postal Officers and Unit Mail Clerks

**System location:** All segments are maintained in unit mailrooms, consolidated mailrooms, servicing Army Post Offices (APO) overseas, and CONUS postal sections. See installation mailing addresses in the Department of Defense directory in the appendix to the components system notice.

One copy is provided the individual concerned.

**Categories of individuals covered by the system:** Those personnel appointed to Unit Postal Officer and Unit Mail Clerk duties.

**Categories of records in the system:** File contains information pertaining to specific appointments of personnel to Unit Postal Officer and Unit Mail Clerk duties such as name, rank or grade, social security number and organization or activity of appointee; and title of position, effective date and date of revocation, and mail authorized to receive.

**Authority for maintenance of the system:** 10USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Unit/organization commander, First Sergeant, and Postal Officer; and individual concerned-To identify personnel in the organization authorized to handle/process personal and official mail.

Military and civil postal personnel tendering mail to individuals concerned-To identify and verify authorizations of unit personnel to pick-up and receipt for mail for the particular unit.

Military and civil postal inspectors-To ensure that files are being maintained in the manner prescribed by Army Regulation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card stock in file folders.

**Retrievability:** Retrieved by name of appointee.

**Safeguards:** Records accessable only to authorized personnel. Building employ security guards.

**Retention and disposal:** Files are destroyed two years after revocation of specific appointments.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, The Pentagon, Washington, D. C.

**Notification procedure:** Information may be obtained from Unit Commanders and Postal Officers of the appropriate mail handling facilities.

**Record access procedures:** Written requests should contain the full name, rank or grade, social security number, and current address of the requesting individual; and the time period during which he was assigned to duty as unit postal officer or mail clerk.

For personal visits, the individual should be able to provide some acceptable identification (e.g., drivers license, employee identification card).

**Contesting record procedures:** Actions contesting the contents of these files must be addressed to the appropriate unit commander/postal officer.

**Record source categories:** Individuals concerned and appropriate unit commanders and postal officers.

**Systems exempted from certain provisions of the act:** None

**A1108.18DAAG**

**System name:** 1108-18 Standing Delivery Order Files

**System location:** Segments are maintained at Army Postal Facilities responsible for delivering mail to individual addresses. See installation mailing addresses in the Department of Defense directory in the appendix to the components system notice.

**Categories of individuals covered by the system:** All personnel authorized use of the Army Postal Service who appoint an agent to pick up and receipt for their mail and all agents so appointed.

**Categories of records in the system:** File contains designations of/authority for agents to pick up and receipt for mail for specific individuals.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel designating an agent to pick up their mail and Department of the Army military and civilian personnel performing mail handling functions to ensure that mail is delivered only to duly appointed agents.

Commanders, Postal Officers and military and civil postal inspectors-to ensure that files are being maintained in the manner prescribed by Army Regulation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card or paper stock maintained in card file or file folder.

**Retrievability:** Filed alphabetically by last name of the individual appointing an agent.

**Safeguards:** Records Accessable only to Authorized personnel. Building Employ security Guards.

**Retention and disposal:** File are destroyed three years after Revocation of appointment.

**System manager(s) and address:** The Adjutant General. Headquarters, Department of the Army, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from Army Postal officers at the appropriate mail handling facilities.

**Record access procedures:** Written requests should contain the full name, rank or grade, social security number and current address of requesting individual. Those persons appointed to agent status must include the full name of the individual represented.

For personal visits, the individual should be able to provide some acceptable identification.

**Contesting record procedures:** Individual concerned should notify Army Postal officer at appropriate mail handling facilities of changes required.

**Record source categories:** Individuals appointing an agent to pick up and receipt for mail and those persons so appointed.

**Systems exempted from certain provisions of the act:** None

**A1111.02DAMO**

**System name:** 1111.02 Flight Examination Files

**System location:** Office of the Deputy for Standardization, USAAVNC, Fort Rucker, Alabama.

**Categories of individuals covered by the system:** All Army aviators on active duty

**Categories of records in the system:** File contains examination cards reflecting scores achieved by Army aviators accomplishing the US Army Aviation Annual Written Examination.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Permits Commander, USAAVNC, to analyze results of examinations, improve subsequent examinations, and make recommendations for appropriate change in Army aviation training.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information stored on aperture cards.

**Retrievability:** Filed by last name, social security number, and branch of Army.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Records are maintained with SYSMANAGER for 1 year then destroyed at end of FY.

**System manager(s) and address:** Deputy for Standardization, USAAVNC, Fort Rucker, Alabama.

**Notification procedure:** Information may be obtained from:

SYSMANAGER
Telephone: AUTOVON 558-2603
Area Code 205-255-2603

**Record access procedures:** Requests from individuals should be addressed to: Deputy for Standardization, USAAVNC, Fort Rucker, Alabama. Written request for information should contain the full name of the individual, SSN, and current address and telephone number. For personal visits, the individual should be able to provide a military identification card and give some verbal information that could be verified with his aperture card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Instrument Flight Examiners

**Systems exempted from certain provisions of the act:** None

**A1111.14DALO**

**System name:** 1111.14 Flight Regulation Violation Files.

**System location:** Flight operations offices at each fixed Army Airfield and Installation.

U.S. Army Agency for Aviation Safety, Ft Rucker AL 36360 on Department of the Army (DA) Form 759.

**Categories of individuals covered by the system:** All members who fly as pilot, student pilot, copilot or instructor pilot.

**Categories of records in the system:** File contains documents, reports and investigation papers of violations and or alledged violations.

Recorded on individual flight record DA Form 759.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as part of historical flying record and may be used as record material for courts martial, claims against the government or an accident investigation report.

Federal Aviation Authority to maintain file of violation.

Other Army activities as a part of claim action, courts martial or investigative reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name and social security number (SSN) of individual.

**Safeguards:** Records are maintained in areas accessible only to authorized flight operations personnel who are cleared, screened and trained.

**Retention and disposal:** Records are permanent and are retained in the flight folder of the individual while on active duty. When the individual is no longer active record is forwarded to Commander Reserve Components Personnel Administration Center (RCPAC) 2700 Page Blvd, St Louis MO 63132 for retention in 201 file.

**System manager(s) and address:** Commander U.S. Army Communications Command, Fort Huachuca, AZ 85613.

Supervisor of Flight Operations Offices.

**Notification procedure:** Information may be obtained in person or by furnishing name, military status, SSN, and location.

Supervisor of Flight Operations Office
U.S. Army Agency for Aviation Safety, Ft Rucker AL 36360.
Commander RCPAC, 2700 Page Blvd, St Louis MO 63132 inactive files.

**Record access procedures:** See notification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Investigations of alleged flight violations.

**Systems exempted from certain provisions of the act:** None

**A1111.16DALO**

**System name:** 1111.16 Controller Training and Proficiency Record Files.

**System location:** Army Air Traffic Control Facilities at Fixed Army Airfields and in other Army Aviation Units having assigned air traffic control personnel.

**Categories of individuals covered by the system:** A member of the military or a civilian employee who is qualified in air traffic control specialties.

**Categories of records in the system:** Department of the Army (DA) Form 3479-R Air Traffic Control Training and Proficiency Record and correlated to training.

**Authority for maintenance of the system:** Federal Aviation Act of 1958 4S USC 1354(a) 1421.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** As a record of certification ratings, training received, physical fitness examinations, test results and performance it is also used to determine proficiency to perform air traffic control duties.

Record is available to supervisors, Federal Aviation Authority and military examiners to rate the controller for duty.

Record is available to investigators for aircraft accidents and flight violations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in a file folder.

**Retrievability:** Filed alphabetically by last name of controller.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent while controller is on active duty.

Record is destroyed upon death or given to the controller upon termination of active service.

**System manager(s) and address:** Commander U.S. Army Communications Command, Ft. Huachuca, AZ 85613.

Commander, Air Traffic Control Activity, Ft Huachuca, AZ 85613.
Air Traffic Control Facility chief having custody of the record.

**Notification procedure:** Information may be obtained from SYSMANAGERS.

**Record access procedures:** Requests from individuals may be made in person to the custodian of the record or by written request stating name, military or civilian status, SSN and address to the SYSMANAGERS.

**Contesting record procedures:** The departments rules for contesting contents and appealing entries may be obtained from HQ U. S. Communications Command, Ft Huachuca, AZ 85613.

**Record source categories:** Grades, ratings and certifications obtained through training and following records DA Forms 3479-1-R, 3479-2-R, and 3479-3-R.

**Systems exempted from certain provisions of the act:** None

**A1117.17DAPC**

**System name:** Individual Flight Record File

**System location:** Each command/organization/element of the US Army in which an aviator pilot, aircraft observer, technical observer, flight engineer, crew chief, aircraft mechanic, flight surgeon, flight medical attendent, aerial photographer, and gunner is assigned.

**Categories of individuals covered by the system:** US Army personnel on flying status; US Army personnel on flying status who are prohibited from participating in aerial flights; US Army personnel on flying status who are prohibited by statute from participating in aerial flight; foreign students; flight crews, observers, technicians, flight medical personnel, photographers, gunners, and mechanics; National Guard aviators; US Army Reserve aviators.

**Categories of records in the system:** File contains individual flight record and flight certificate Department of the Army Form 759-1 and DA Form 759); medical clearance for flying; physical examination; documentation of medical suspensioned/restrictions/ waivers; orders relating to flying status, aeronautical designating, instructor, instructor standardization, suspension non-medical; records, forms, papers relating to the issue, renewal, invalidation of instrument qualification; documents relating to orientation, qualification, and proficiency. File materials exist in hard copy and microfilm/fiche.





**Authority for maintenance of the system:** 5 USC Section 301

10 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To document the qualification, flying service, data, medical condition of aviators, aircraft accidents, flight violations, aviation training and other related aviation status conditions and requirements by each command/organization/element of the US Army.

To reconstitue the individual flight record and flight certificate when the individual flight record file is lost or destroyed by the the US Army Agency for Aviation Safety.

To file first copy of DA Form 759 and DA From 759-1 with personnel records of individual reservist flying status personnel by the Reserve Components Personnel and Administration Center.

For review of orginal copy of DA Form 759 and DA Form 759-1 of Army National Guard flying status personnel by the State Adjutant General with subsequent transmittal to HQDA, National Guard Bureau and further transmittal to the US Army Agency for Aviation Safety.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Records accessed by name.

**Safeguards:** Records maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Permanant - Filed with personnel records when individual is retired, discharged, resigned, or dies.

**System manager(s) and address:** Commander, US Army Military Personnel Center, 200 Stovall Street, Alexandria, VA 22332.

**Notification procedure:** Information may be obtained from:

US Army Agency for Aviation Safety, Ft Rucker, AL 36360 for all active Army, National Guard, and Army Reserve flying status personnel.

US Army Reserve Components Personnel and Administration Center, 9700 Page Blvd, St Louis, MO 63ll2 for all separated, retired, deceased flying status personnel.

**Record access procedures:** Written requests for information should include the full name, service identification number, grade and branch of service and current address. Visits may be made to the command/organization/element of the US Army to which the individual is assigned; or to the US Army Agency for Aviation Safety; or to the Reserve Components Personnel and Administration Center.

For personal visits, the visitor should be able to provide acceptable military identification or the identification normally acceptable in the transaction of business.

**Contesting record procedures:** The department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAPC-POO), 200 Stovall Street, Alexandria, VA 22332.

**Record source categories:** Training and qualification records initiated by the individual or training agency. Certificates/documents/records/papers/forms originated by commands/organization/Army elements relating to aviation activities. Examinations/statements/records/reports initiated by medical examining facilities.

**Systems exempted from certain provisions of the act:** None

**A1201.07USAREUR**

**System name:** 1201.07 Passenger Reservation Reference Paper Files

**System location:** Data Systems tapes maintained in V Corps, Army Post Office (APO) New York 09757 (Creighton Abrams Complex) Frankfrut, Germany. Printouts are forwarded to Charleston Air Force Base, McGuire Air Force Base and to Regional Personnel Centers.

**Categories of individuals covered by the system:** Any member of the Armed Forces, Department of the Army Civilian (DAC), contract civilian and dependent authorized use of government flight facilities.

**Categories of records in the system:** File contains list of individuals scheduled for departure from US Army, Europe (USAREUR), by government flight

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Passenger Reservation - Used to schedule flights for personnel departing USAREUR Regional Personnel Center - Used as a notification roster, also for use as a programing device and backup record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is kept in data systems tapes for a period of six months after individual has departed and then purged from system. Computer printouts are maintained at 4th Transportation Brigade for a period of six months in filing cabinets and then destroyed.

**Retrievability:** Filed alphabetically by name, rank, social security number, number of dependents, destination, flight number, code for Chapter 10 (separation for the good of the service) and Chapter 13 (separation for unfitness or unsuitability) elimination.

**Safeguards:** Systems tapes are maintained in a limited access area; only people with access cards are allowed in area.

**Retention and disposal:** Information retained in data systems six months after individual has departed and then purged from system. Computer printouts are kept for a period of six months and then destroyed.

**System manager(s) and address:** Chief, Passenger Movement Division, 4th Transportation Division, APO New York 09451

**Notification procedure:** Requests from individuals should be addressed to the above SYSMANAGER or local Regional Personnel Center.

Written requests should contain full name of individual, social security number, date scheduled for departure and should be addressed to either SYAMANAGER or local Regional Personnel Center.

**Record access procedures:** requests should be addressed to Commander, 4th Transportation Brigade, ATTN: AEUPR-MOV-O-PD, APO New York 09451 or commander of local Regional Personnel Center.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from the SYSMANAGER.

**Record source categories:** Information gathered from official military personnel files.

**Systems exempted from certain provisions of the act:** None

**A1202.15USAREUR**

**System name:** 1202.15 Statistical Tabulation Files--Household Goods and Baggage System

**System location:** Data System tapes maintained in V Corps, Army Post Office (APO) New York 09757 (Creighton Abrams Complex), Frankfurt, Germany. Printouts are sent to Installation Transportation Officer; Military Traffic Command field offices - Stuttgart and Headquarters, U.S. Army Europe, Heidelberg.

**Categories of individuals covered by the system:** Any member of the Armed Forces, Department of the Army Civilian (DAC), contract civilian and dependent authorized to ship household good and baggage.

**Categories of records in the system:** File contains statistical data and tabulations on volume and weight of household goods and baggage shipped for individuals.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Statistical information: used for planning and control of household good and baggage shipments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information retained by last name only and last four digits of individual social security number. Information is kept in data systems tapes for a period of six months and then purged from system. Computer printouts are maintained at 4th Transportation Brigade for a six year period and then destroyed.

**Retrievability:** Filed by name, date and period household goods or baggage were shipped.

**Safeguards:** Building has limited access, only personnel with access cards are authorized in area. Standard operating procedure has been established to release information only to authorized personnel.

**Retention and disposal:** Information retained in data system six months, printouts are maintained for a six year period and then destroyed.

**System manager(s) and address:** Chief, Personnel Property Division, 4th Transportation Brigade, APO New York 09451.



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**Notification procedure:** 4requests from individuals should be addressed to the above Sysmanager. Written requests should contain full name of individual, social security number, date goods were shipped and reason for requesting information.

**Record access procedures:** Requests should be addressed to Commander, 4th Transportation Brigade, ATTN: AEUPR-JPMA-PPD, APO New Yor, 09451.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Applications for movement of household goods and baggage.

**Systems exempted from certain provisions of the act:** None

**A1203.19aAMC**

**System name:** 1203.19 Household Shipment Contract Files

**System location:** Logistics Directorate, Movement Services Division, Personal Property/ Passenger Branch, Building 4603, US Army Aberdeen Proving Ground, Aberdeen Proving Ground, MD 21005

**Categories of individuals covered by the system:** Any citizen, military or civilian, who applies for non-temporary storage, local move or pack and crate of personal property paid by contract.

**Categories of records in the system:** File contains individual's application Department of Defense (DD) Form 1299, copies of travel orders, inventory, service orders and/or purchase orders.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain a record of shipments processed and payment of charges relating thereto.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of applicant.

**Safeguards:** Records are maintained in areas accessible only to personnel engaged in processing applications.

**Retention and disposal:** Records are permanent. They are retained in active file until end of the claendar year, held one additional year in inactive file and subsequently transferred to Records Holding area, US Army Aberdeen Proving Ground.

**System manager(s) and address:** Transportation Officer, US Army Aberdeen Proving Ground, Aberdeen Proving Ground, MD 21005

**Notification procedure:** Requests for information should be addressed to: Transportation Officer, US Army Aberdeen Proving Ground, Aberdeen Proving Ground, MD 21005

**Record access procedures:** Requests form individuals should be addressed to: Transportation Officer, US Army Aberdeen Proving Ground, Aberdeen Proving Ground, MD 21005.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or identification card.

**Contesting record procedures:** The agency's rules for contesting contents of records and appealing initial determination may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual, travel order, billing notices and storage information.

**Systems exempted from certain provisions of the act:** None

**A1203.19bAMC**

**System name:** 1203.19 Household Shipment Contract Files

**System location:** Transportation Division, Headquarters and Installation Support Activity (ECOM), and records holding area, Fort Monmouth.

**Categories of individuals covered by the system:** All military or civilian, incoming or outgoing, from whom household goods are stored; packed and crated; unpacked or uncrated; or moved locally.

**Categories of records in the system:** File contains individual's application, travel orders, inventory of items, service orders, purchase orders, and invoices.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control storage of household goods, certify bills for services rendered and check items against inventory.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Under personal surveillance of office staff.

**Retention and disposal:** Records are permanent. They are retained for two calendar years following year of creation, then held in records holding area.

**System manager(s) and address:** Headquarters and Installation Support Activity (ECOM), Fort Monmouth, NJ 07703.

**Notification procedure:** Information may be obtained from:

Headquarters and Installation Support Activity (ECOM)
Transportation Division
Fort Monmouth, NJ 07703
Telephone: Area Code 201/532-1204

**Record access procedures:** Requests from individuals should be addressed to: Headquarters and Installation Support Activity (ECOM), SELHI-TR, Fort Monmouth, NJ 07703

Written requests should contain the full name, rank, and social security number.

For personal visits, individual should be able to provide a valid identification card or driver's license.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Applications, inventories, and travel orders from the individual. Service and purchase orders from the SYSMANAGER.

**Systems exempted from certain provisions of the act:** None

**A1205.16DAAG**

**System name:** 1205.16 Passport Files

**System location:** Primary File-US Army Service Center for the Armed Forces, ATTN: ANRDP-P, Washington DC 20310;

Auxiliary Files-installation passport offices, usually located in the installation transportation division.

**Categories of individuals covered by the system:** Persons who have applied for passports, including military and civilian personnel and their dependents.

**Categories of records in the system:** File contains a copy of Department of Defense Form 1056, requests for passports, transmittal letters, receipts for passporte, control cards. and related docements.

**Authority for maintenance of the system:** 10USC3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To obtain passports from the State Department. USASCAF also forwards applications for visas to the appropriate embassies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manua; card file, paper records in file folders.

**Retrievability:** Information if filed alphabetically.

**Safeguards:** Only authorized persons have access to file areas.

**Retention and disposal:** USASCAF files are destroyed after 3 months, except that DD Forms 1056 are kept for 1 year and then destroyed; other offices destroy files after three months.

**System manager(s) and address:** Commander, US Army Service Center for the Armed Forces, Washington DC 20310; installation commanders.

**Notification procedure:** Information may be obtained from the USASCAF system manager or from installation passport offices.

**Record access procedures:** Requests from individuals should be addressed to the USASCAF manager, ATTN: ANRDP-P, or to the installation commander, ATTN: passport office.

**Contesting record procedures:** Rules and procedures for contesting contents may be obtained from the USASCAF system manager.

**Record source categories:** DD Form 1056, Application for Passport, some proof of citizenship, orders, personnel records.

**Systems exempted from certain provisions of the act:** None

**A1205.30DAAG**

**System name:** 1205-30 Individual travel files

**System location:** Headquarters of Installations and Major Army Commands. Official mailing addresses are in the appendix.

**Categories of individuals covered by the system:** All military and civilian personnel who meet the entitlements criteria as prescribed in the Joint Travel Regulations and Army Regulation (AR) 55-46 AR 55-46.





**Categories of records in the system:** File contains documents pertaining to the processing of individual dependents prior to movement to and from authorized destinations. Included are request for movement of dependents; letters notifying dependents of eligibility to travel to authorized destinations and authorization to obtain passports; questionnaires and information sheets used for issuance of travel authorizations; port calls; travel authorizations; related correspondence; and indexes.

**Authority for maintenance of the system:** Title 10 U.S.C. Section 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The personnel data contained on the Department of the Army (DA) Form 2370 is used in the assignment-making process for enlisted members. Each service member must be assigned to a specific unit before a determinationn can be made regarding dependent travel (i.e., the location to which an individual is going must be known before a quarters availability check can be made).

In most cases DA Form 2370 becomes a valuable tool in formulating an enlisted member's assignment. The data contained therein is essential in determining a member's MOS qualifications, physical limitations, and special skills (liquistic, etc.).

DA Form 2370 is also used to determine if facilities such as hospitals and schools are suitable to service dependents who may need special care and education.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy after 2 years.

**System manager(s) and address:** The Adjutant General, Headquarters, Department of the Army, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from: Headquarters of the Installation at which the individual is assigned. For personal visits Headquarters of the Installation or Command to which the individual is assigned.

**Record access procedures:** Request from individual should be address to the Commander of the installation or command at which the member is assigned.

**Contesting record procedures:** The Departments rules for contesting contents may be obtained from HQDA(DAAG-AMP), Washington, D.C. 20314.

**Record source categories:** Information is obtained from the individual service member and the installation or command evaluating official.

**Systems exempted from certain provisions of the act:** None

**A1207.08DAIG**

**System name:** 1207.08 Operator's Examination and Qualification Record Files.

**System location:** Decentralized-Unit level files or Installation Personnel Divisions. Filed in the individual's 201 file.

**Categories of individuals covered by the system:** Each individual examined for an Army motor vehicle/equipment operator's permit.

**Categories of records in the system:** Information concerning who, what, when, where, and how individuals became qualified to operate Army vehicles/equipment and an historical record of their vehicle/equipment operating activities.

**Authority for maintenance of the system:** Public Law 91-596, Section 19, Occupational Safety and Health Act of 1970, and Section 2, Executive Order 11807, Occupational Safety and Health Program for Federal Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for reviewing individuals qualifications as related to motor vehicle/ equipment operations and for scheduling of individuals in training courses as an ongoing program to expand operator capabilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings are kept locked, and records are maintained in areas accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Operator qualification record: Permanent. Transferred with Military Personnel Records Jacket or Civilian Personnel Folder, as applicable.

Tests and examination: Destroyed after recording on applicable qualification records.

**System manager(s) and address:** Army Director of Safety. Headquarters, Department of the Army, Office of The Inspector General and Auditor General, Washington, DC 20310

**Notification procedure:** Information may be obtained from:

HQDA (DAIG-SD)
Room 1D713
Pentagon
Washington, DC 20310
Telephone: Area Code 202/695-7291

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAIG-SD), Room 1D713, Pentagon, WASH, DC 20310.

Written requests for information should include name, social security number, and duty element of the individual at the time the system file was initiated.

Personal visits should be limited to the personnel office at the last duty assignment whenever possible and the individual should be able to provide some acceptable identification: that is, drivers license or employint office identification card at the time of the visit.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Army testing organizations, provost marshal offices at Army installations, and Army motor vehicle driver examiners through written correspondence.

**Systems exempted from certain provisions of the act:** None

**A1301.07AMC**

**System name:** 1301.07 Alphabetical Listing of Scientists

**System location:** Proposals Branch, Information Processing Office, United States Army Research Office (USARO), Research Triangle Park, NC

**Categories of individuals covered by the system:** Any scientist that has submitted a formal, unsolicited basic research proposal in the fields of mathematics and the physical sciences, engineering, life and geosciences.

**Categories of records in the system:** File contains individuals name, title of proposed research, parent organization and proposal number as assigned by the proposals branch.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Proposals Branch-To determine if a scientist has previously submitted a formal proposal and the action(s) taken on that proposal.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in metal Revo File

**Retrievability:** Filed alphabetically by last name of scientist.

**Safeguards:** Records are maintained in area accessible only to authorized personnel that have proper need.

**Retention and disposal:** Records are retained in active file until no longer needed to facilitate work. Held one additional year in inactive file and then destroyed.

**System manager(s) and address:** Records Management Officer, USARO, Research Triangle Park, NC.

**Notification procedure:** Information may be obtained from:

USARO (AMXRO-AO)
Box 12211
Research Triangle Park, NC 27709
Telephone: Area Code 919-549-0641

**Record access procedures:** Requests from individuals should be addressed to: Commander, USARO, ATTN: AMXRO-AO, Box 12211, Research Triangle Park, NC 27709

Written requests for information should contain the full name of the individual, current address and telephone number, and the proposal number that appears with the office symbol on all correspondence received from this office. Visits are limited to the Adjutant's Office (AMXRO-AO), USARO, Research Triangle Park, NC.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified from his file.



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**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence received from individual scientists.

**Systems exempted from certain provisions of the act:** None

**A1402.18DAJA**

**System name:** 1402.18 Procurement Misconduct Files (Fraud Cases)

**System location:** Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Categories of individuals covered by the system:** Individuals or legal entities investigated for alleged procurement misconduct, such as fraudulent activities in securing or performing a Government contract.

**Categories of records in the system:** Criminal and administrative investigations of fraudulent or other criminal conduct in connection with Government procurement activities and the Joint Consolidated List of Debarred, Ineligible, and Suspended Contractors.

**Authority for maintenance of the system:** 10 USC 3072

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The collected information is used to determine whether criminal or civil proceeding should be initiated against the contractor with the Government or Government procurement officials for criminal conduct in connection with procurement activities and to maintain and distribute a list of contractors determined to be ineligible to participate in Government procurement activities. The routine users include, in addition to the Litigation Division, Office of the Judge Advocate General of the Army, the Department of Justice, United States Attorneys, and the addressees for the Joint Consolidated List of Debarred, Ineligible, and Suspended Contractors which are: Chief of Naval Material, Department of Navy; Director of Procurement Policy, DCS/S&L, Department of Air Force; Director, Defense Supply Agency; Director, Defense Communications Agency; Director, Defense Nuclear Agency; HQDA (DAEN-GCZ-A); HQDA (DASG-HCL); HQDA (NGB-JA); HQDA (DAMA-PPZ-A) Commander in Chief, United States Army Europe and Seventh Army; Commander; United States Army Forces Command, Fort McPherson, Georgia; United States Army Health Service Command ATTN: HSC-LO-P; United States Army Materiel Command; United States Army Training and Doctrine Command; Military District of Washington, United States Army; United States Army Communications Command; United States Army Security Agency; United States Army, Alaska; United Ststes Army Theater Support Command, Europe; United States Army Support Command, Hawaii; United States Army Support Command, Japan.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Various Federal buildings employ security guards. Records are maintained in file cabinets accessible only by authorized personnel who are properly instructed in the permissible use of the information.

**Retention and disposal:** Destroy 15 years after final action on the case.

**System manager(s) and address:** Chief, Litigation Division, Office of The Judge Advocate General, Department of the Army, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor.

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to any Staff Judge Advocate Office.

**Record access procedures:** Written requests for information should contain the full name of the individual, current address and telephone number, the case number that appears with the office symbol on all correspondence received from this office and any other personal identifying data (driver's license number, if any) which would assist in determining the identity of the requestor

For personal visits, the individual should be able to provide some positive identification (driver's license, identification card) and give some information that could be verified within his 'case' folder. Visits may be made to the Litigation Division, Office of The Judge Advocate General, Department of the Army, Room 2D435, Pentagon, Washington, D.C. 20310.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army Staff elements, Staff Judge Advocate Offices, as listed in the DOD organizational directory, Records Center St. Louis, Military Personnel Center, Posts, Camps, and Stations, DA Field operating agencies, Civil Service Commission, Department of Justice, United States Attorneys, opposing counsel, Armed Forces Institute of Pathology.

**Systems exempted from certain provisions of the act:** None

**A1405.01AMC**

**System name:** 1405.01 Contractor Personnel Files

**System location:** Contractor Industrial Relations Office, AMSAR-PPC-IR, US Army Armament Command.

**Categories of individuals covered by the system:** Contractor employees at Government-owned Contractor operated Plants whose total compensation exceeds

15,000 per annum.

**Categories of records in the system:** Files contain entrance, merit and/or promotional and current salaries, educational and experience background and other compensation paid in area of bonuses.

**Authority for maintenance of the system:** 5USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Industrial Relation Office - Establishes, maintains and controls reim- bursable monetary limitations on total compensation paid to contractor employees working under cost type contracts with the government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in filing cabinets and filing card boxes in alphabetical order by plant.

**Retrievability:** Filed in alphabetical order by plant and last name of employee.

**Safeguards:** Buildings are periodically checked by guards. Records are maintained in locked filing cabinets.

**Retention and disposal:** Records are permanent. They are maintained in active file until employee is terminated at which time they are sent to records holding area at Rock Island Arsenal.

**System manager(s) and address:** Director of Procurement and Production, HQ US Army Armament Command, Rock Island, IL 61201.

**Notification procedure:** Information may be obtained from:

USA ARMCOM, AMSAR-PPC-IR
Building 350
Rock Island, IL 61201
Telephone 309-794-6134

**Record access procedures:** Request for information should be addressed: US Army Armament Command, AMSAR-PPC-IR, Bldg. 350, Rock Island, IL 61201.

Written request for information should contain full name of the individual and plant where employees last worked.

For personal visits, the individual should be able to provide some acceptable identification that is drivers license, work badge and provide basis for requiring such data

**Contesting record procedures:** The Commands rules for contesting contents and appealing initial determinations may be obtained from USA ARMCOM, AMSAR, P&P Director, Rock Island, IL 61201.

**Record source categories:** Various Government-owned Contractor-operated Installations throughout the United States.

**Systems exempted from certain provisions of the act:** None

**A1416.05DALO**

**System name:** 1416.05 Property Officer Designation Files

**System location:** Maintained at each headquarters with orders issuing authority

Official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's System Notice

**Categories of individuals covered by the system:** Those individuals with formal responsibility for US Government property;





In all instances the individual concerned is provided a copy of the designation orders.

**Categories of records in the system:** File contains copies of orders appointing or relieving individuals as property officers.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained to verify an individual's authority to assume responsibility for US Government property.

Utilized by other designated property officers when transferring property

Used to verify that an individual is a designated property officer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of appointee at headquarters;

Filed by headquarters and orders number at Department of the Army, the Adjutant General.

**Safeguards:** Records are maintained in locked cabinets accessible only to limited authorized personnel.

**Retention and disposal:** File is maintained during an individuals incumbency and destroyed by burning or shredding two years after termination of appointment.

**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from commanding officers of orders issuing headquarters.

Written requests for information must contain the full name of the individual, social security number, current address and telephone number, orders number and date.

For personal visits, individuals may contact designated representation of commanding officers of orders issuing headquarters.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or writing to commanding officers of orders issuing headquarters.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Written communications of various types, and/or verbal orders of commanding officers, designating individuals as property officers.

**Systems exempted from certain provisions of the act:** None

**A1416.16DALO**

**System name:** 1416.16 Hand Receipt Files

**System location:** Property book offices and supply rooms at most Army activities throughout the world

This is a working (temporary or suspense) file maintained at the lowest organizational level

Official mailing addresses are in the Department of Defense Directory.

**Categories of individuals covered by the system:** Any individual, citizen or non-citizen, military or civilian, who assumes temporary custody or responsibility for US Government or other property.

In all instances the individual concerned is provided a copy of the completed and signed hand receipt.

**Categories of records in the system:** File contains receipts reflecting acceptance of responsibility for items of property listed thereon. Included are individual receipts and listings.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained as a record of property in use or in custody of individuals.

Utilized by accountable officers as an audit trail for property responsibility.

Used in investigations to determine responsibility for lost, damaged, or stolen property.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned.

**Safeguards:** Records are maintained in locked cabinets or locked areas accessible only to limited authorized personnel.

**Retention and disposal:** File is maintained only while property is in use by or in the custody of an individual.

File is destroyed on turn-in or other complete accounting for the property, or when superseded by a new receipt or listing.

**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from activities issuing hand receipts.

Written requests for information must contain the full name of the individual, social security number for a citizen, other identifying number for a non-citizen, and current address and phone number.

For personal visits, individuals may contact designated representatives of activities issuing hand receipts.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or writing to the activity issuing hand receipts.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Hand receipt, either on printed form or on plain paper, signed by the individual accepting responsibility for US Government or other property.

**Systems exempted from certain provisions of the act:** None

**A1416.20DALO**

**System name:** 1416.20 Personal Property Accounting Files

**System location:** Maintained in orderly rooms of troop units.

Official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's System Notice.

**Categories of individuals covered by the system:** Military individuals absent without leave or absent sick in medical facilities.

A copy of the document, with attachments, is provided to the individual concerned.

**Categories of records in the system:** File contains documents reflecting items of personal property of individuals absent without leave or absent sick in medical facilities, included are inventory of personal property and similar forms, and related papers.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained to ascertain and identify property left behind by an absent individual.

Utilized by troop commanders to protect the interests of absent personnel, and to assist in preventing loss, damage, or theft of the individuals property.

Used as a basis for claim against the US Government by individuals for property lost, damaged, or stolen.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual owning the property.

**Safeguards:** Records are maintained in locked cabinets accessible only to limited authorized personnel.

**Retention and disposal:** File is maintained during an individuals absence and destroyed by burning or shredding two years after return of the individual concerned.

**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from troop commanders.

Written requests for information must contain the full name of the individual, social security number, current address and telephone number, and dates and circumstances of the absence.

For personal visits, individuals may contact designated representatives of troop commanders.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or writing to troop commanders holding the records.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determina-



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tions by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Inventories and other documents prepared by designated individuals.

**Systems exempted from certain provisions of the act:** None

**A1416.34DALO**

**System name:** 1416.34 Personal Clothing Record Files

**System location:** Maintained in orderly rooms of troop units.

Official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's System Notice.

**Categories of individuals covered by the system:** All assigned personnel with military status.

In all instances the individual concerned is provided a copy of the completed and signed record.

**Categories of records in the system:** File contains individual personal clothing records, Department of the Army (DA) Form 3326 and DA Form 3327.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained as a record of military personal clothing in the custody of individuals.

Utilized by troop commanders as an audit trail for property responsibility; to determine unit readiness, and as a basis for requisitioning material short of allowances.

Used in investigations to determine responsibility for lost, damaged, or stolen property.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in individual file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned.

**Safeguards:** Records are maintained in locked cabinets or locked areas accessible only to limited authorized personnel.

**Retention and disposal:** File is transferred with the military personal record jacket, or destroyed by burning or shredding when the individual concerned is separated and has no further military status.

**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from troop commanders holding the records in question.

Written requests for information must contain the full name of the individual, social security number, and current address and phone number.

For personal visits, individuals may contact designated representatives of troop commanders.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or writing to troop commanders holding the records.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of the Army (DA) Forms 3326 and 3327 are completed at the time clothing is issued and signed by the individual receiving the clothing.

**Systems exempted from certain provisions of the act:** None

**A1417.02DALO**

**System name:** 1417.02 Authorized Supply Representative Card Files

**System location:** Maintained at self-service supply center stores (SSSCS);

Official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's System Notice.

**Categories of individuals covered by the system:** Individuals, military or civilian, authorized to sign for material taken from the SSSCS.

Individual signs a sample signature on the card when it is initially prepared.

**Categories of records in the system:** File contains cards identifying individuals as authorized supply representatives, correspondence relating to issuance of the cards, and correspondence relating to lost and found cards.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained to identify those individuals authorized to sign for and remove property from the SSSCS.

Utilized to prevent un-authorized personnel from obtaining material from the SSSCS.

Used by the SSSCS to verify signatures of individuals removing supplies from the store.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records or embossed cards in file drawers.

**Retrievability:** Filed by organization and by last name of individual concerned.

**Safeguards:** Records are maintained in locked cabinets or locked areas accessible only to limited authorized personnel.

**Retention and disposal:** Obsolete cards are destroyed by burning or shredding after making necessary entries to the control register, any remaining files are destroyed in the same manner after two years.

**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the officer in charge (OIC) of the SSSCS where the supply representative card is/was maintained;

Written requests for information must contain the full name of the individual, social security number, organization to which assigned and date when supply representative card was signed, and current address and phone number.

For personal visits, individuals may contact designated representatives of the OIC of the SSSCS where the supply representative card is/was maintained.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or by writing to the OIC of the SSSCS where the supply representative card is/was maintained.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Printed forms or embossed cards prepared at the direction of the OIC of the SSSCS and validated by the signature of the individual concerned.

**Systems exempted from certain provisions of the act:** None

**A1417.03DALO**

**System name:** 1417.03 Authorized Supply Representatives Card Register Files

**System location:** Maintained at self-service supply center stores (SSSCS);

Official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's System Notice.

**Categories of individuals covered by the system:** Individuals, military or civilian, authorized to sign for material taken from the SSSCS;

Individuals name is entered on the register after the card number;

This file is complementary to sysname 1417.02 authorized supply representative card files.

**Categories of records in the system:** File contains a list of authorized supply representative card numbers, each number followed by the name of the individual to whom the card is assigned.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained to account for authorized supply representative cards.

Utilized to identify authorized supply representative card numbers that have been issued and are available for issue.

Used in investigations of lost, destroyed, or stolen authorized supply representative cards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Ledger sheets in a book or binder.

**Retrievability:** File is in authorized supply representative card number sequence.

**Safeguards:** Records are maintained in locked cabinets or locked areas accessible only to limited authorized personnel.

**Retention and disposal:** The register is destroyed after all cards reflected on the sheet have expired or have been carried forward to a new sheet.





**System manager(s) and address:** Deputy Chief of Staff for Logistics, Department of the Army, the Pentagon, Washington, D.C. 20310.

**Notification procedure:** Information may be obtained from the officer in charge (OIC) of the SSSCS where the supply representative card register is maintained.

Written requests for information must contain the full name of the individual, social security number, organization to which assigned and date when supply representative card was signed, and current address and phone number.

For personal visits, individuals may contact designated representatives of the OIC of the SSSCS where the supply representative card register is maintained.

**Record access procedures:** Individual may review his or her record by visiting designated representatives of or by writing to the OIC of the SSSCS where the supply representaive card register is maintained.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Prepared by the SSSCS clerk at the time authorized supply representative cards are issued.

**Systems exempted from certain provisions of the act:** None

**A1420.08AMC**

**System name:** 1420.08 Equipment Operator Permit Files.

**System location:** Decentralized at local installation level of the Department of the Army.

**Categories of individuals covered by the system:** All military and civilian personnel authorized to operated certain categories of Government equipment (generators, air compressors, gas-generators, construction equipment, materials handling equipment, locomotives, guided missile hydraulic elevators, mobile floating assault bridges (MOFAB), fueled heaters and stoves, amphibious crafts, and mine detecting equipment).

**Categories of records in the system:** File contains individual's permit information (Standard Form 46) for operating the above listed Government equipment.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the record is to establish the permissibility (based on physical and mental qualifications, past experience and training) of an individual for operating various Government equipment. It is used by enforcement personnel, i.e., inspectors, military police, supervisors, etc., to determine whether individuals are qualified to operate the Government equipment that is covered. These inspectors/ supervisors are exclusively Department of the Army personnel.

Used by administrative personnel at local installation levels to issue duplicate permits in event of loss or destruction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings are protected from unauthorized entry by security guards and records are maintained in areas accessible only by authorized personnel.

**Retention and disposal:** Records are destroyed 3 years from date of issue or whenever revoked by proper authority, whichever occurs first.

**System manager(s) and address:** Commander, US Army Materiel Command, ATTN: AMCSF-S (CHIEF, SAFETY OFFICE) 5001 Eisenhower Ave., Alexandria, VA 22333, and Commanders of installations exercising control over this type of equipment.

**Notification procedure:** Request should not be addressed to SYSMANAGER but to the Commander of the local installation where record is thought to be filed. Request should be addressed to the Mobility Equipment Examiner of the installation.

**Record access procedures:** Requests should be addressed to the local installation where record is thought to be filed.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information from SYSNAME 1420 Equipment Operator Permit Files

**Systems exempted from certain provisions of the act:** None

**A1420.09AMC**

**System name:** 1420.09 Equipment Operator Permit Register Files

**System location:** Decentralized at local installation level of the Department of the Army. Addresses are in the Department of Defense directory in the appendix to this Federal Register.

**Categories of individuals covered by the system:** All military and civilian personnel authorized to operate certain categories of Government equipment (generators, air compressors, gas-generators, construction equipment, materiels handling equipment, locomotives, guided missile hydraulic elevator, mobile floating assault bridge (MOFAB), fueled heaters and stoves, amphibious crafts, pumping equipments, mine detecting equipment, heating and cooling equipment).

**Categories of records in the system:** File contains ledger of individuals who have been issued equipment operator permit Standard Form (SF) 46.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the record is to establish an account of equipment operator permits issued.

It is used by administrative personnel to keep track of total number of permits issued at an installation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper ledgers in file folders and card file by permit number.

**Retrievability:** Filed numerically by card (SF46) number crossed referenced by individual's name.

**Safeguards:** Buildings housing files are protected from unauthorized entry and records are maintained only by authorized personnel.

**Retention and disposal:** Records are destroyed after the last entry on the page or bound register.

**System manager(s) and address:** Commander US Army Materiel Command, ATTN: AMCSF-S (Chief, Safety Office), 5001 Eisenhower Ave., Alexandria, Va 22333, and commanders of installations exercising control over this type of equipment.

**Notification procedure:** Requests should be addressed to the commander of the local installation where record is thought to be filled. Request should be addressed to the Mobility Equipment Examiner of the installation.

**Record access procedures:** Written requests should contain the full name of the individual, birth date, social security number (SSN) and permit (card) number, if known.

For personal visits, the individual may contact the installation headquarters administrative staff and ask for the mobility equipment examiner.

For personal visits, the individual should be able to provide some form of identification (picture ID preferred).

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Army Classification Battery and the Driver Selection, Battery I tests or, if acceptable to the commander, evaluation of the individual's experience by personal interview.

Driver Selection, Battery II if Battery I tests are sufficiently low (below 85) or Battery I is not to be taken.

**Systems exempted from certain provisions of the act:** None

**A1434.10AMC**

**System name:** 1434.10 Small Arms Sales Record Files

**System location:** Distribution Management Branch, Distribution Division, Materiel Management Directorate, Headquarters US Armament Command, Rock Island, IL 61201, (Correspondence Office Symbol, AMSAR-MMD-D).

**Categories of individuals covered by the system:** Any US Citizen who was considered eligible under federal regulations, and purchased a firearm from the U.S. Government for personal use.

**Categories of records in the system:** File contains name, mailing address and date the individual purchased the firearm, including; weapon caliber, model, type and serial number of firearm purchased.

**Authority for maintenance of the system:** 10 U.S.C. 4308, Title: Civilian Rifle Range: Establishment; Instruction, authorizes maintenance of the system of records, through implementation of CHAPTER II (Sales of Ordnance Property to Individuals, Non-Federal Government Agencies, Institutions, and Organizations),



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Distribution Management Branch - To maintain record files, in order to respond to individual citizen inquiries as well as federal, state and local law enforcement investigative agencies as to ownership or serial number identification.

Individual Citizen Inquiries - To obtain/verify serial numbers (s) of previous purchases of firearms due to loss of same through fire, theft, or act of God. To enable concerned individual to report loss to proper authorities.

Investigative Agency Inquiries - To provide federal, state and local law enforcement investigative agencies a source for: determination of last known firearm ownership: tracing of recovered or confiscated firearms; and assistance to law enforcement authroities in criminal prosecution or civil court actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinets.

**Retrievability:** Bulk of records are filed in serial number sequence by type of weapon with a portion of this system cross-referenced alphabetically by last name of purchaser.

**Safeguards:** Installation security guard force in charge of overall security. Records are maintained in building accessible only by authorized personnel.

**Retention and disposal:** Records are permanent. File is maintained by means of Department of the Army (DA) Form 3535 Weapon Sales Record. All other shipping documents, certificates and related papers are retained in active file until end of calendar year, held one additional year in inactive file and subsequently destroyed.

**System manager(s) and address:** Headquarters, US Army Armament Command, Rock Island, Illinois

**Notification procedure:** Information may be obtained from:

HQ, USA Armament Command (AMSAR-MMD-D)
Rock Island Arsenal
Rock Island, Il 61201
Telephone: Area Code 309/794-6568

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, US Army Armament Command (AMSAR-MMD-D), Rock Island, Il 61201.

Written requests for information should contain the full name of the individual, current address, (as well as address at time of firearm purchase, if different from current address), the caliber, type and serial number of firearm(s) purchased, if known.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and provide verbal information as to caliber, type and serial number of firearm(s) purchased, if known.

**Contesting record procedures:** Command's rules for contesting contents and appealing content data may be obtained from HQ ARMCOM (AMSAR-GCS), Rock Island, Il 61201.

**Record source categories:** Application and related forms from the individual requesting purchase of firearm.

**Systems exempted from certain provisions of the act:** None

**A1503.07DAEN**

**System name:** 1503.07 Resettlement Files

**System location:** Primary System-Homeowners Assistance Division, Real Estate Directorate, Office Chief of Engineers (Department of the Army).

Decentralized Segments-Engineer Division and District Offices.

**Categories of individuals covered by the system:** Individuals who apply for relocation assistance pursuant to the provisions of Title II of PL 91-646.

**Categories of records in the system:** File contains the individual's application for Relocation Assistance and related papers; correspondence between the Engineer Division and District Offices; correspondence between the Homeowners Assistance Division, Real Estate Directorate, Office Chief of Engineers, and Division and District Offices; correspondence with the applicant; correspondence between the Office of the President and Congressmen from whom the applicant has requested assistance. Documents relating to the movement of displaced persons because of the acquisition of real estate by this agency.

**Authority for maintenance of the system:** Public Law 91-646.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Homeowners Assistance Division - Records accumulated incident to processing applications for relocation assistance benefits and to consideration of appeals in cases where appeals are filed.

Corps of Engineers Division and District Offices - To take initial action in assisting applicants in preparing their application for benefits, in reviewing applications filed, in determining benefits, and in submitting to higher authority for consideration those applications where appeals are filed which cannot be acted upon favorably at the field level.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of applicant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file until end of calendar year in which final action is taken, held 6 years after final determination of an application has been made and applicant notified, or 2 years after final audit has been approved by OCE, whichever is later.

**System manager(s) and address:** Chief of Engineers, Headquarters, Department of the Army, Forrestal Building, Washington, D.C. 20314.

**Notification procedure:** Information may be obtained from:

HQDA (DAEN-REH-O)
Room 3F 056
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202-693-6786

**Record access procedures:** Requests from individuals should be addressed to: Headquarters, Department of the Army (DAEN-REH-O), Room 3F 056, Forrestal Building Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the state where the individual resided at time the application was filed. Visits can be made to the Division/District Offices or the Homeowners Assistance Division (DAEN-REH-O), Forrestal Building, Washington, D.C. 20314.

For personal visits, the individual should be able to provide some acceptable identification such as a current drivers license, and give some verbal information that can be verified with his case folders.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAEN-REH-O), Washington, D.C. 20314.

**Record source categories:** The individual's application for Relocation Assistance and related correspondence from the Division and District Offices.

**Systems exempted from certain provisions of the act:** None

**A1506.02DAEN**

**System name:** 1506.02 Homeowners Assistance Case Files

**System location:** Primary System-Homeowners Assistance Division, Real Estate Directorate, Office Chief of Engineers, Department of the Army.

Decentralized Segments-Engineer Division and District Offices.

**Categories of individuals covered by the system:** Federal employees and servicemen employed at or near a base or installation ordered to be closed or reduced in scope of operations who are transferred or terminated where, as a result of the order of closure, there is no present market for the sale of the party's home upon reasonable terms and conditions, and who applies for Homeowners Assistance benefits under Section 1013 of PL 89-754.

**Categories of records in the system:** Documents relating to the application of persons involved in losses sustained in real estate market because of military bases being closed or reduced. Included are application, Department of the Army Form (DD) 1607, appraisal reports, docket sheets, questionnaires, copies of deeds and mortgages, evidence of proof of ownership and occupancy of residence, applicants appeals and final actions and decisions thereon, comparable forms, and related correspondence.

**Authority for maintenance of the system:** Section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966, Public Law 89-754 (80 Stat. 1255, 1290) as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Homeowners Assistance Division - Records accumulated incident to processing applications for Homeowners Assistance benefits and consider appeals in those cases where appeals are filed.





Corps of Engineers Division and District Offices - To take initial action in assisting applicants in preparing their applications for benefits, in reviewing applications filed, in determining benefits, and in submitting to higher authority for consideration those cases where appeals are filed which cannot be acted upon favorably at the field level.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of the applicant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Offices with Army-wide staff responsibility: Final actions and decisions on appeals are permanent. Other files are destroyed after 3 years.

**System manager(s) and address:** Chief of Engineers, Headquarters, Department of the Army, Forrestal Building, Washington, D.C. 20314

**Notification procedure:** Information may be obtained from:

HQDA (DAEN-REH-O)
Room 3F 056
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202-693-6786

**Record access procedures:** Requests from individuals should be addressed: Headquarters, Department of the Army (DAEN-REH-O), Room 3F 056, Forrestal Building, Washington, D.C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the name and location of the installation announced for closure. Visits can be made to the Homeowners Assistance Division (DAEN-REH-O), Forrestal Building, Washington, D.C. 20314.

For personal visits, the individual should be able to provide some acceptable identification such as a current drivers license, and give some verbal information that can be verified with case folders.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from HQDA (DAEN-REH-O), Washington, D.C. 20314.

**Record source categories:** The individual's application for Homeowners Assistance from the Division and District Offices

**Systems exempted from certain provisions of the act:** None

**A1519.03DAEN**

**System name:** 1519.03 Contractor Qualification Files

**System location:** Contract Office, Directorate of Military Construction, Corps of Engineers, Department of the Army for DA records.

Others for Air Force, Navy and DOD records.

**Categories of individuals covered by the system:** Individuals who have expressed interest in A-E Contracts or have completed construction contractors or A-E contracts or who are key employees in construction or A-E firms which have completed contracts or expressed interest in contracts.

**Categories of records in the system:** File contains Standard From (SF) 251, A-E Questionaire, Department of Defense (DD) Form 1413 Performance Evaluation, A-E Professional Services Contract, DD Form 1596 Construction Contractor Performance Evaluation Report and related papers.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used to determine qualifications of prospective A-E contractors to determine whether or not negotiations leading to possible award of a contract should be opened with them. A-E and construction contractors performance evaluations are used to determine desirability of such contractors for further work.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in file folders in steel filing cabinet.

**Retrievability:** Filing is by locally assigned control number with alphabetical index file by personal or firm name which gives control number.

**Safeguards:** Building employs GSA security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Files are destroyed after five years or when superseded, whichever is sooner.

**System manager(s) and address:** The Assistant Secretary of Defense. (I&L). The Pentagon, Washington, DC, with delegation to the Armed Services including the Chief of Engineers, US Army, Forrestal Building, Washington, DC 20314

**Notification procedure:** Information may be obtained from:

HQDA (DAEN-MCZ-K)
Room 2G020
Forrestal Building
Washington, DC 20314
Telephone: Area Code 202/693-6591

**Record access procedures:** Requests from individuals should be addressed to HQDA (DAEN-MCZ-K), Room 2G020, Forrestal Building, Washington, DC 20314.

Written requests for information should contain the full name of the individual, current address and telephone number, and the case (control) number that appears with the office symbol on all correspondence received from this office. All Army records are maintained by Construction Contracts Office, Dir MC (DAEN-MCZ-K), Forrestal Building, Washington, DC 20314.

For personal visits, the individual must be able to produce acceptable identification which includes his photograph such as a passport, drivers license or building pass and give some verbal information that could be verified from his record folder.

**Contesting record procedures:** The DA rules for contesting contents and appealing initial determination may be obtained from HQDA (DAEN-MCZ-K), Washington, DC 20314.

**Record source categories:** SF 251, DD Form 1413 and DD Form 1596 are the primary source of information. Correspondence between DA and the individual is also included.

**Systems exempted from certain provisions of the act:** None

**A1522.10DAEN**

**System name:** 1522.10 Reservoir Permit Files

**System location:** U.S. Army Corps of Engineers Project Offices

**Categories of individuals covered by the system:** Any person or persons applying for permits, permittees and persons having done unauthorized work at Corps water resource development projects.

**Categories of records in the system:** Applications for permits, permits and letters of comment from the general public.

**Authority for maintenance of the system:** Section 4, Act of 22 Dec. 1944 54 Stat 899 as amended 16 USC 460d. The act of 31 August 1951 (31 USC 483a) The National Environmental Pollution Policy Act of 1969 PL1-190, The Federal Water Pollution Control Act of 1972 FWPCA, Title 36, Chapter III part 327 Code of Federal Regualtions Governing public use of Water Resource Development Projects Administered by the Chief of Engineers Executive Order 11752.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a basis for lakeshore management and public use activity control.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Project offices use paper records in file.

**Retrievability:** Readily available from paper records in file.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Reservoir permits are retained for 1 year after expiration. Special use permits are destroyed after two years.

**System manager(s) and address:** Chief of Recreation Resource Management Branch, Constr/Ops Division, Civil Works Directorate, Office Chief of Engineers, Washington D. C. 20314

**Notification procedure:** Individual requesting whether or not the system contains records pertaining to them should write to Project Resource Manager at project concerned.

**Record access procedures:** The Corps of Engineer project office is the place of record for these permits.

**Contesting record procedures:** The Corps of Engineers rules for access to records and for correcting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in these files comes form the applicant and the Corps of Engineers.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k) as applicable. For additional information, contact the Systems Manager.

**A1522.15DAEN**

**System name:** 1522.15 General Permit Files



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**System location:** Primary System-U.S. Army Corps Division and District Offices.

Secondary System-OCE

**Categories of individuals covered by the system:** Any person or persons applying for permits, permittees and persons having done unauthorized work in navigable waters.

**Categories of records in the system:** Applications for permits, permits, written comments from the general public, state, local and Federal agencies and Corps of Engineers supporting documents.

**Authority for maintenance of the system:** Section 9, 10 and 14, River and Harbor Act of March 3, 1899

Section 404, Federal Water Pollution Control Act Amendments of 1972

Section 103, Marine Protection, Research and Sanctuaries Act of 1972

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To serve as basis for decision by Chief of Engineers or his designated representative in enforcing the regulatory program. Records may be referred to the Department of Justice for possible criminal prosecution.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Applications for permits are kept until permit is issued, denied or withdrawn. Permits are kept for the life of the structure. Files on unauthorized activities are kept until case is resolved.

**Storage:** Distrist offices use different methods of storage (paper records in file folders, computer paper printout, computer magnetic discs and microfilm).

**Retrievability:** District offices use different systems and therefore can retrieve information in a variety of ways. All Districts can retrieve information by name. Some Districts have as many as ten differnt parameters on which to extract information.

**Safeguards:** All buildings where files are kept have security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Fill and bank protection files are Permanent. Dock permit files are destroyed 2 years after removal of the structure. Dredging and dumping permit files are destroyed after revocation or expiration. General permit files are permanent in field offices and destroyed after 3 years in OCE. Rejected permit application files are destroyed 1 year after disapproval. Nonaction construction permit files are destroyed 2 years after expiration of permit.

**System manager(s) and address:** Chief, Regulatory Functions Branch, Civil Works Directorate, Office, Chief of Engineers, Washington, D. C.

**Notification procedure:** Information may be obtained by writing:

HQDA, Office of the Chief of Engineers
ATTN: DAEN-CWO-N
Washington, D. C. 20314

Information may also be obtained by writing or visiting the nearest Corps of Engineers District office.

**Record access procedures:** The location of nearest Corps of Engineers District Office can be determined by writing the SYSMANAGER. The District Offices are offices of record for these files.

**Contesting record procedures:** The Corps of Engineers rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in these files comes from the applicant, local and state government, the general public and the following Federal agencies: Department of the Interior, Environmental Protection Agency, National Oceanic and Atmospheric Administration, Department of Justice, and Corps of Engineers.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) or (k), as applicable. For additional information contact the Systems Manager.

**A1524.11DAEN**

**System name:** 1524.11 Violation Warning Files

**System location:** Decentralized Segments - All Corps of Engineers projects that issue Department of Defense (DD) 1805's (Violation Notice) or ENG Form 4381 (Warning Citation)

**Categories of individuals covered by the system:** Any individual who, on lands administered by the Corps of Engineers, violates the provisions of Chapter III, Parts 313 or 327, of Title 36, Code of Federal Regulations which governs public use of water resource development projects.

**Categories of records in the system:** File contains the DD 1805 or ENG Form 4381, a copy of which was given the individual at the time of preparation.

**Authority for maintenance of the system:** Section 234 of the Flood Control Act of 1970 (Public Law 91-611, 31 December 1970, 84 Stat. 1818).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Resources Manager - File used for reference in checking prior offenses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Forms records in file folders.

**Retrievability:** Filed alphabetically by last name of violator.

**Safeguards:** Files maintained in areas accessible only to authorized personnel assigned to the project.

**Retention and disposal:** Destroy after one year.

**System manager(s) and address:** Chief of Engineers. Headquarters, Department of the Army, The Forrestal Building, Washington, D.C.

**Notification procedure:** Information may be obtained from:

HQDA (DAEN-PM)
Forrestal Building
Washington, D.C. 20314
Telephone: Area Code 202/693-6608

**Record access procedures:** Requests from individuals shall be addressed to: The project site that originated the violation/warning notice or to HQDA (DAEN-PM), Forrestal Building, Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the serial number of the violation/warning notice.

For personal visits to project sites, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that can verify the circumstances surrounding his case.

**Contesting record procedures:** The method of contesting the violation/warning is explained to each individual at time of issuance.

**Record source categories:** Documents are prepared by Corps of Engineer Enforcement personnel at the civil works sites.

**Systems exempted from certain provisions of the act:** None

**A1525.04DAAG**

**System name:** 1525.04 Burial Register Files

**System location:** Decentralized Segments-Arlington National Cemetery, Arlington, Virginia 22211; Soldiers' Home National Cemetery, 21 Harewood Road, N.W. Washington, D. C. 20011; and Army post cemeteries.

**Categories of individuals covered by the system:** Service-connected persons and dependent family members who are interred in Army national cemeteries and post cemeteries.

**Categories of records in the system:** File contains Records of Interments and Reservations Department of the Army (DA) Forms 2123 on which are recorded the section and grave numbers; decedent's name, grade, or rating; and date of interment or date reservation was made.

**Authority for maintenance of the system:** 10 USC 3012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Army national cemeteries and post cemeteries-To maintain permanent records for each section of the cemetery in which burials have been made; to respond to inquiries from visitors to the cemetery regarding burial locations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinets.

**Retrievability:** Filed numerically or alphabetically by cemetery sections.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are permanent. They are retained at the cemetery. In the event all remains are removed from the cemetery, the register will be retired to the Washington National Records Center, Suitland, Maryland.

**System manager(s) and address:** Assistant Secretary of the Army (Civil Works), Department of the Army, The Pentagon, Washington, D. C.; or Director, Memorial Affairs (TAGCEN), Department of the Army, The Forrestal Building, Washington, D. C.





**Notification procedure:** Information may be obtained from:

DA, Memorial Affairs Directorate (TAGCEN)
Room 7F 057
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-0876

**Record access procedures:** Requests from next of kin should be addressed to: Director, Memorial Affairs (TAGCEN), Department of the Army, ATTN: DAAG-MEC, Room 7F 057, Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain full name of decedent, rank, and date of death. Visits are limited to Cemetery Division (DAAG-MEC), Forrestal Building, Washington, D. C. 20314.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the Memorial Affairs Directorate (TAGCEN), ATTN: DAAG-MEC, Washington, D. C. 20314.

**Record source categories:** Information obtained from next of kin and DA Forms 2122 and 2123.

**Systems exempted from certain provisions of the act:** None



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APPENDIX - DIRECTORY OF DEPARTMENT OF THE ARMY OFFICES, COMMANDS, AGENCIES, INSTALLATIONS, AND ACTIVITIES

This directory lists addresses of major elements at Headquarters, Department of the Army, and of Department of the Army major and subordinate commands, field operating agencies, installations, and activities. It is published for use with record system notices in identifying the location of decentralized segments of Army systems of records and requesting access to records.

## HEADQUARTERS, DEPARTMENT OF THE ARMY

Office of the Secretary of the Army
Pentagon
Washington, DC 20310

Office of the Assistant Chief of Staff, Intelligence, US Army
Pentagon
Washington, DC 20310

Office of the Deputy Chief of Staff for Operations and Plans, US Army
Pentagon
Washington, DC 20310

Office of the Deputy Chief of Staff for Research, Development and Acquisition, US Army
Pentagon
Washington, DC 20310

Office of the Chief of Chaplains, US Army
Forrestal Building
Washington, DC 20314

Office of the Chief of Information, US Army
Pentagon
Washington, DC 20310

Office of the Chief of National Guard Bureau
Pentagon
Washington, DC 20310

Office of the Director, Women Army Corps
Pentagon
Washington, DC 20310

Office of The Judge Advocate General, US Army
Pentagon
Washington, DC 20310

Office of The Surgeon General, US Army
Pentagon
Washington, DC 20310

Office of the Chief of Staff, US Army
Pentagon
Washington, DC 20310

Office of the Deputy Chief of Staff, Logistics, US Army
Pentagon
Washington, DC 20310

Office of the Deputy Chief of Staff for Personnel, US Army
Pentagon
Washington, DC 20310

Office of The Adjutant General, US Army
Pentagon
Washington, DC 20310

Office of the Chief, Army Reserve
Pentagon
Washington, DC 20310

Office of the Chief of Engineers, US Army
Forrestal Building
Washington, DC 20314

Office of the Chief of Military History, US Army
Forrestal Building
Washington, DC 20314

Office of the Comptroller of the Army
Pentagon
Washington, DC 20310

Office of The Inspector General and Auditor General, US Army
Pentagon
Washington, DC 20310

Army Board for Correction of Military Records
Pentagon
Washington, DC 20310





## COMMANDS

Commander
US Army Communications Command
Fort Huachuca, AZ 85613

Commander
Eighth US Army
APO San Francisco 96301

Commander
US Army Forces Command
Fort McPherson, GA 30330

Commander
US Army Materiel Command
5001 Eisenhower Avenue
Alexandria, VA 22333

Commander
US Army Military District of Washington
Fort Lesley J. McNair
Washington, DC 20319

Commander
US Army Security Agency
Arlington Hall Station, VA 22212

Commander
Fifth US Army
Fort Sam Houston, TX 78234

Commander
US Army First ROTC Region
Fort Bragg, NC 28307

Commander
US Army Third ROTC Region
Fort Riley, KS 66442

Commander
I Corps
APO San Francisco 96358

Commander
V Corps
APO New York 09079

Commander
US Army Aviation Systems Command
St. Louis, MO 63166

Commander
US Army Communication Command, CONUS
Fort Ritchie, MD 21719

Commander
US Army Computer Systems Command
Fort Belvoir, VA 22060

Commander
US Army Garrison, Okinawa
APO San Francisco 94781

Commander
US Army Criminal Investigation Command
Tempo B
Washington, DC 20318

Commander
US Army Europe and Seventh Army
APO New York 09403

Commander
US Army Health Services Command
Fort Sam Houston, TX 78234

Commander
US Army Japan
APO San Francisco 96343

Commander
Military Traffic Management Command
Washington, DC 20315

Commander
US Army Training and Doctrine Command
Fort Monroe, VA 23651

Commander
First US Army
Fort George G. Meade, MD 20755

Commander
Sixth US Army
Presidio of San Francisco, CA 94129

Commander
US Army Second ROTC Region
Fort Knox, KY 40121

Commander
US Army Fourth ROTC Region
Fort Lewis, WA 99433

Commander
III Corps
Fort Hood, TX 76544

Commander
VII Corps
APO New York 09107

Commander
US Army Combat Developments Experimentation Command
Fort Ord, CA 93941

Commander
US Army Electronics Command
Fort Monmouth, NJ 07703

Commander
US Army Medical Command, Europe
APO New York 09403



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Commander
US Army Military Assistance Command,
Thailand Support Group
APO San Francisco 96346

Commander
Western Area, Military Traffic Management
Command
Oakland, CA 94626

Commander
US Army Southern European Task Force
APO New York 09168

Commander
US Army Tank Automotive Command
Warren, MI 48090

Commander
US Army Troop Support Command
St. Louis, MO 63120

Commander
5th Signal Command, Europe
APO New York 09056

Commander
32d Army Air Defense Command
APO New York 09227

Commander
US Army Readiness Region II
Fort Dix, NJ 08640

Commander
US Army Readiness Region IV
Fort Gillem, GA 30050

Commander
US Army Readiness Region VI
Fort Knox, KY 40121

Commander
US Army Readiness Region VIII
Rocky Mountain Arsenal, CO 80240

Commander
US Army Readiness Region IX
Presidio of San Francisco, CA 94129

Commander
Eastern Area, Military Traffic Management
Command
Brooklyn Army Terminal, NY 07002

Commander
US Army Missile Command
Redstone Arsenal, AL 35809

Commander
US Army Recruiting Command
Fort Sheridan, IL 60037

Commander
US Army Support Command, Hawaii
APO San Francisco 96558

Commander
US Army Test and Evaluation Command
Aberdeen Proving Ground, MD 21005

Commander
4th US Army Missile Command
APO San Francisco 96208

Commander
6th Signal Command, Pacific
APO San Francisco 96558

Commander
US Army Readiness Region I
Fort Devens, MA 01433

Commander
US Army Readiness Region III
Fort George Meade, MD 20755

Commander
US Army Readiness Region V
Fort Sheridan, IL 60037

Commander
US Army Readiness Region VII
Fort Sam Houston, TX 78234

Commander
US Army Berlin Brigade
APO New York 09742

FIELD OPERATING AGENCIES

Commander
US Army Aeronautical Services Office
Building 2
Cameron Station
Alexandria, VA 22314

Commander
US Army Audit Agency
Nassif Building
Bailey's Cross Roads
Falls Church, VA 22041





Commander
US Army Audio Visual Agency
Pentagon
Washington, DC 20310

Commander
US Army Center of Military History
Tempo C
Washington, DC 20315

Director
Civilian Career Management Field Agency
Forrestal Building
Washington, DC 20314

Commander
US Army Coastal Engineering Research
Center
Fort Belvoir, VA 22060

Commander
USA Command and Control Support Agency
Pentagon
Washington, DC 20310

Commander
US Army Communications-Electronics
Engineering and Installation Agency
CONUS
Fort Ritchie, MD 21719

Commander
US Army Concepts Analysis Agency
Bethesda, MD 20014

Commander
US Army Engineer Data Processing Center
Washington, DC 20001

Commander
US Army Engineer Institute for Water
Resources
Fort Belvoir, VA 22060

Commander
US Army Engineer Topographic Laboratories
Fort Belvoir, VA 22060

Commander
US Army Finance and Accounting Center
Fort Benjamin Harrison, IN 46216

Commander
US Army Management Systems Support Agency
Pentagon
Washington, DC 20310

Deputy
Ballistics Missile Defense Program Manager
Commonwealth Building
Arlington, VA 22209

Administrator
US Army Civilian Appellate Review Agency
Tempo B
Washington, DC 20315

Chief
US Army Civilian Personnel Field Operations
Agency
Pentagon
Washington, DC 20310

Commander
US Army Cold Regions Research and Engineering
Laboratory
Hanover, NH 03755

Commander
US Army Command Information Unit
Washington, DC 20315

Commander
US Army Computer Systems Support and
Evaluation Agency
Falls Church, VA 22041

Commander
US Army Construction Engineering Research
Laboratory
Champaign, IL 61820

Commander
US Army Engineer Facilities Engineering
Support Agency
Building 358
Fort Belvoir, VA 22060

Commander
US Army Engineer Mathematical Computation
Agency
McLean, VA 22101

Commander
US Army Engineer Waterways Experiment Station
Vicksburg, MS 39180

Commander
US Army Intelligence Agency
Fort George G. Meade, MD 20755

Commander
US Army Military Personnel Center
Alexandria, VA 22332



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Commander
US Army Nuclear and Chemical Surety Group
Fort Belvoir, VA 22060

Commander
US Army Physical Disability Agency
Walter Reed AMC
Washington, DC 20012

Commander
US Army Reserve Components Personnel
and Administration Center
St. Louis, MO 63132

Commander
The Adjutant General Center, US Army
Pentagon
Washington, DC 20310

Commander
US Army Operational Test and Evaluation Agency
Fort Belvoir, VA 22060

Commander
US Army Research Institute for Behavioral &
Social Sciences
Arlington, VA 22209

Commander
US Army Security Agency
Arlington Hall Station
Arlington, VA 22212

INSTALLATIONS AND ACTIVITIES

ALABAMA

Commander
Anniston Army Depot
Anniston, AL 36201

Commander
US Army Aviation Center & Ft Rucker
Fort Rucker, AL 36360

Commander
US Army School/Training Center &
Ft McClellan
Fort McClellan, AL 36201

Commander
US Women's Army Corps Center & School
Fort McClellan, AL 36201

Commander
Redstone Arsenal Support Activity
US Army Missile Command
Redstone Arsenal, AL 35809

Commander
US Army Aeromedical Center
Fort Rucker, AL 36360

Commander
US Army Aviation School
Fort Rucker, AL 36360

Commander
US Army Missile and Munitions Center and
School
Redstone Arsenal, AL 35809

Commander
US Army Military Police School
Fort McClellan, AL 36201

ALASKA

Deputy Chief of Staff
172d Infantry Brigade
Fort Greely
APO Seattle 98733

Chief of Staff
172d Infantry Brigade
Fort Richardson
APO Seattle 98749

Deputy Chief of Staff
172d Infantry Brigade
Fort Wainwright
APO Seattle 98131

ARIZONA

Commander
Fort Huachuca
Fort Huachuca, AZ 85613

Commander
US Army Intelligence Center & School
Fort Huachuca, AZ 85613





Commander
Navajo Depot Activity
Flagstaff, AZ 86001

Commander
Fort Chaffee
Fort Chaffee, AR 72905

Commander
US Army Yuma Proving Ground
Yuma, AZ 85364

ARKANSAS

Commander
US Army Pine Bluff Arsenal
Pine Bluff, AR 71601

CALIFORNIA

Commander
Army Audit Agency, Western District Office
390 Convention Way
Redwood City, CA 94063

Commander
US Army Training Center & Ft Ord
Fort Ord, CA 93941

Commander
Hunter Liggett Military Reservation
Jolon, CA 93928

Commander
Letterman Army Medical Center
Letterman General, CA 94129

Commander
Presidio of San Francisco
San Francisco, CA 94129

Commander
Sharpe Army Depot
Latrop, CA 95330

Commander
US Army Medical Laboratory, Fort Baker
Sausalito, CA 94965

Commander
Fort MacArthur
Fort MacArthur, CA 90731

Commander
US Army Element, Defense Language Institute
Presidio of Monterey, CA 93940

Commander
US Army Communications Command, Western Area
Oakland Army Terminal
Oakland, CA 94626

Commander
US Army Depot, Sacramento
Sacramento, CA 95813

Commander
Sierra Army Depot
Herlong, CA 96113

COLORADO

Commander
Fitzsimons Army Medical Center
Fitzsimons General, CO 80240

Commander
US Army Depot, Pueblo
Pueblo, CO 81001

Commander
Fort Carson
Fort Carson, CO 80913

Rocky Mountain Arsenal
(See US Army Readiness Region VIII)

GEORGIA

Fort Gillem
(See US Army Readiness Region IV)

Commander
US Army Infantry Center & Ft Benning
Fort Benning, GA 31905



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Commander
US Army School/Training Center & Ft Gordon
Fort Gordon, GA 30905

Commander
Fort Stewart
Fort Stewart, GA 31313

Commander
US Army Medical Center, Ft Gordon
Fort Gordon, GA 30905

Commander
Fort McPherson
Fort McPherson, GA 30330

Commander
US Army Signal School
Fort Gordon, GA 30905

HAWAII

Office of the Deputy Installation Commander
Fort Schafter
APO San Francisco 96558

Commander
Tripler Army Medical Center
APO San Francisco 94638

Office of the Deputy Installation Commander
Schofield Barracks
APO San Francisco 96557

Commander
US Army Procurement Agency
APO San Francisco 96558

ILLINOIS

Commander
Fort Sheridan
Fort Sheridan, IL 60037

Commander
US Army Depot Savanna
Savanna, IL 61074

Commander
US Army Rock Island Arsenal
Rock Island, IL 61201

INDIANA

Commander
US Army Element, Defense Information School
Fort Benjamin Harrison, IN 46216

Commander
US Army Institute of Administration
Fort Benjamin Harrison, IN 46216

Commander
US Army Administration Center & Ft Benjamin Harrison
Fort Benjamin Harrison, IN 46216

Commander
US Army Jefferson Proving Ground
Madison, IN 47251

KANSAS

Commander
US Army Command & General Staff College
Fort Leavenworth, KS 66027

Commander
US Army Combined Arms Center & Ft Leavenworth
Fort Leavenworth, KS 66027





Commander
Fort Riley
Fort Riley, KS 66442

Commander
US Army Center, Fort Knox
Fort Knox, KY 40121

Commander
US Army Materiel Command Quality Assurance Field Office
Lexington, KY 40507

Commander
US Army Training Center Infantry & Ft Polk
Fort Polk, LA 71459

Commander
US Army Aberdeen Proving Ground
Aberdeen, MD 21005

Commander
US Army Engineer District, Baltimore
Baltimore, MD 21220

Commander
US Army Edgewood Arsenal
Aberdeen Proving Ground, MD 21010

Commander
US Army Crime Records Activity, US Army Criminal Investigation Command
Fort Holabird, MD 21222

Commander
US Army Ordnance Center and School
Aberdeen Proving Ground, MD 21005

Commander
Harry Diamond Laboratories
2800 Powder Mill Road
Adelphi, MD 20783

Commander
US Army Materiel & Mechanics Research Center
Watertown, MA 02172

Commander
US Army Combined Arms Combat Developments Activity
Fort Leavenworth, KS 66027

KENTUCKY

Commander
Fort Campbell
Fort Campbell, KY 42223

LOUISIANA

Commander
Gulf Outport
New Orleans, LA 70146

MARYLAND

Commander
US Army Adjutant General Publications Center
Baltimore, MD 21220

Commander
US Army Environmental Hygiene Agency
Aberdeen Proving Ground, MD 21010

Commander
Fort Detrick
Fort Detrick, MD 21701

Commander
Fort George G. Meade
Fort George G. Meade, MD 20755

Commander
Fort Ritchie
Fort Ritchie, MD 21719

MASSACHUSETTS

Commander
US Army Security Agency Training Center and School
Fort Devens, MA 01433



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Commander
Fort Devens
Fort Devens, MA 01433

Commander
US Army Natick Laboratories
Natick, MA 01760

MICHIGAN

Commander
US Army Tank Automotive Command
Warren, MI 48090

Commander
USACC Detachment Tank Automotive Command
Detroit Arsenal, MI 48090

MISSISSIPPI

Commander
US Army Engineer District, Vicksburg CF
Vicksburg, MS 39180

MISSOURI

Commander
US Army Adjutant General Publications Center, St. Louis
St. Louis, MO 63114

Commander
US Army Medical Laboratory
St. Louis Area Support Center, MO 63166

Commander
US Army Engineer District, St. Louis
St. Louis, MO 63101

Commander
US Army Home Town News Center
Kansas City Rec CT, MO 64124

Commander
US Army Reserve Components Personnel and Administration Center
9700 Page Blvd
St. Louis, MO 63132

Commander
US Army Training Center Engineer and Fort Leonard Wood
Fort Leonard Wood, MO 65473

NEW JERSEY

Commander
USAMC Communications Systems Agency
Fort Monmouth, NJ 07703

Commander
US Army Satellite Communications Agency
Fort Monmouth, NJ 07703

Commander
Bayonne Military Ocean Terminal
Bayonne, NJ 07002

Commander
US Army Communications Electronics School
Fort Monmouth, NJ 07703

Commander
US Army Training Center & Ft Dix
Fort Dix, NJ 08040

Commander
US Army Electronics Command
Fort Monmouth, NJ 07703

Commander
US Army Picatinny Arsenal
Dover, NJ 07801





Commander
US Army Fort Wingate Depot Activity
Gallup, NM 87301

NEW MEXICO

Commander
US Army White Sands Missile Range
White Sands Missile Range, NM 88002

NEW YORK

Commander
New York Branch Office of The Chief of Information
New York, NY 10022

Commander
US Army Engineer District, Buffalo CF
Buffalo, NY 14207

Commander
Fort Drum
Watertown, NY 13601

Commander
US Army Engineer District, New York
New York, NY 10022

Commander
Fort Hamilton
Fort Hamilton, NY 11252

Commander
US Army Chaplain Center and School
Fort Wadsworth, NY 10305

Commander
US Army Watervliet Arsenal
Watervliet, NY 12189

Commander
US Army Depot Seneca
Romulus, NY 14541

Superintendent
US Military Academy
West Point, NY 10996

NORTH CAROLINA

Commander
US Army Research Office
Durham, NC 27706

Commander
Fort Bragg
Fort Bragg, NC 28307

Commander
US Army Institute for Military Assistance
Fort Bragg, NC 28307

OHIO

OKLAHOMA

Commander
US Army Modification Center Lima
Lima, OH 45804

Commander
US Army Field Artillery Center & Ft Sill
Fort Sill, OK 73503

OREGON

Commander
US Army Engineer District, Portland
Portland, OR 97208

Commander
US Army Umatilla Army Depot
Hermiston, OR 97838

PENNSYLVANIA

Commander
US Army War College
Carlisle Barracks, PA 17013

Commander
Army Major Item Data Agency
Chambersburg, PA 17201



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Commander
Carlisle Barracks
Carlisle Barracks, PA 17013

Commander
Fort Indiantown Gap
Fort Indiantown Gap, PA 17003

Commander
US Army Depot New Cumberland
New Cumberland, PA 17070

Commander
US Army Support Center, Philadelphia
Philadelphia, PA 17101

Commander
US Army Frankford Arsenal
Philadelphia, PA 19137

Commander
US Army Depot Letterkenny
Chambersburg, PA 17201

Commander
US Army Depot Tobyhanna
Tobyhanna, PA 18466

SOUTH CAROLINA

Commander
US Army Charleston Storage Activity
North Charleston, SC 29409

Commander
US Army Training Center and Ft Jackson
Fort Jackson, SC 29207

TENNESSEE

Commander
US Army Element Defense Depot Memphis
Memphis Depot, TN 38115

TEXAS

Commander
Academy of Health Sciences US Army
Fort Sam Houston, TX 78234

Commander
Army and Air Force Exchange Service
Dallas, TX 75222

Commander
US Army Bell Plant Activity
Fort Worth, TX 76053

Commander
Fort Hood
Fort Hood, TX 76544

Commander
US Army Depot Red River
Texarkana, TX 75502

Commander
William Beaumont Army Medical Center
William Beaumont Center, TX 79920

Commander
US Army Air Defense Center and Ft Bliss
Fort Bliss, TX 79916

Commander
USACC Detachment, US Army Aeronautical Depot Maintenance Center
Corpus Christi, TX 78419

Commander
Brooke Army Medical Center
Brooke Army Medical Center, TX 78234

Commander
Fort Sam Houston
Fort Sam Houston, TX 78234

Commander
US Army Sergeants Major Academy
Fort Bliss, TX 79916

UTAH

Commander
Fort Douglas
Fort Douglas, UT 80913

Commander
US Army Dugway Proving Ground
Dugway, UT 84022





Commander
US Army Depot Tooele
Tooele, UT 84074

VIRGINIA

Commander
Arlington Hall Station
4000 Arlington Blvd
Arlington, VA 22212

Commander
US Army Engineer District, Norfolk
Norfolk, VA 23510

Commander
Fort AP Hill
Bowling Green, VA 22427

Commander
US Army Engineer Center & Ft Belvoir
Fort Belvoir, VA 22060

Commander
US Army Transportation Center & Ft Eustis
Fort Eustis, VA 23604

Commander
Fort Monroe
Fort Monroe, VA 23651

Commander
US Army Judge Advocate Generals School
Charlottesville, VA 22901

Commander
US Army Mobility Equipment Research and Development Center
Fort Belvoir, VA 22060

Commander
Fort Myer
Fort Myer, VA 22211

Commander
Army & Air Force Motion Picture Service
1901 North Fort Myer Drive
Rosslyn, VA 20315

Commander
US Army Audit Agency, CONUS
Bailey's Cross Roads
Falls Church, VA 22041

Commander
Cameron Station
Alexandria, VA 22314

Commander
Fort Pickett
Blackstone, VA 23824

Commander
US Army Foreign Science & Technology Center
Charlottesville, VA 22901

Commander
US Army Quartermaster Center & Ft Lee
Fort Lee, VA 23801

Commander
79th Transportation Battalion
Fort Story, VA 23459

Commander
US Army Logistics Management Center
Fort Lee, VA 23801

Commander
US Army Recruiting Support Center
Cameron Station, VA 22314

Commander
USASA Field Station Vint Hill Farms
Vint Hill Farms Station, VA 22186

WASHINGTON

Commander
Fort Lawton
Fort Lawton, WA 98199

Commander
Madigan Army Medical Center
Madigan General, WA 98431

Commander
Fort Lewis
Fort Lewis, WA 98433



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WISCONSIN

Commander
Fort McCoy
Sparta, WI 54656

DISTRICT OF COLUMBIA

Director
Armed Forces Courier Service
Forrestal Building
Washington, DC 20314

Commander
Fort Lesley J. McNair
4th and P Sts SW
Washington, DC 20319

Commander
Walter Reed Army Medical Center
6925 16th St NW
Washington, DC 20012





ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**B0102-01 HQ,T,H,A,S,I**

**System name:** 102-01 Office General Personnel Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA), DMA Topographic Center(T) DMA Hydrographic Center(H), DMA Aerospace Center(A), Defense Mapping School(S), Inter American Geodetic Survey(I). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Employees of DMA Civilian and Military

**Categories of records in the system:** Consist of copies of and papers relating to time and attendance reports, leave reports, overtime work, work attendance, holidays, atheletic events, employee unions, medical services, training, duty assignments, emergency information and similar data on related subjects. List of individuals authorized to receive these services will also be included.

**Authority for maintenance of the system:** Executive Order 10561, 9/15/54; Designating Official Personnel Folders in Goernment Agencies as Records of the Civil Service Commission and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer thereof.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisory personnel in their day-to-day personnel actions for; promotion, adverse actions, training and other related actions. File subject to civil service review.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary records. Destroy after 1 year or on discontinuance, whichever is first.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number. Visits are limited to normal working hours.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from: System Manager.

**Record source categories:** Copies of papers relative to time and attendance reports, overtime work, work attendance, leave reports, holidays, athletic events, employee unions, medical services, training and related subjects.

**Systems exempted from certain provisions of the act:** NONE

**B0102-03 HQ,T,H,A,S,I**

**System name:** 102-03 Office Personnel Locator Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA), DMA Topographic Center(T) DMA Hydrographic Center(H), DMA Aerospace Center(A), Defense Mapping School(S), Inter American Geodetic Survey(I). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Personnel currently employed or assigned at DMA

**Categories of records in the system:** Documents reflecting the name, address, telephone number, and similar data for each person.

**Authority for maintenance of the system:** E.O. 10561 9/15/57; Designating Official Personnel Folders in Government Agencies as Records of the Civil Service Commission and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer thereof.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisory Personnel - Used to record personal information and Military Career Progression and maintained on file to notify appropriate agencies and officials in case of emergencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary records. Destroy on separation or transfer of the individual or preparation of a new list.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager

**Record source categories:** Information received from employee and other personnel records.

**Systems exempted from certain provisions of the act:** NONE

**B0102-04 HQ,H,A,S,I**

**System name:** 102-04 Employee Record Card Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA), DMA Topographic Center(T) DMA Hydrographic Center(H), DMA Aerospace Center(A), Defense Mapping School(S), Inter American Geodetic Survey(I). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.



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**Categories of individuals covered by the system:** Active civilian employees of DMA

**Categories of records in the system:** A record of the employee's conduct, performance evaluations, reprimands, commendations, debts and complaints that may be necessary and useful in marking and supporting decisions or work assignments. Cards that provide complete information relative to active employees, position, strength authorization and action in process, such as SF 7B, OF 4B, Summary Records Cards and Air Force (AF) Form 971.

**Authority for maintenance of the system:** E.O. 10561 9/15/54; Designating Official Personnel Folders in Government Agencies as Records of the Civil Service Commission and Prescribing Regulations Relating to the Testablishment, Maintenance and Transfer thereof.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Employee Record File - An up-to-date record on each employee. A reference or locator file for each unit. Information for recommending or requesting personnel actions affecting the employee. Supervisors are encourage to make the record available for review by the employee. Third party review is limited to supervisors who are considering the employee for a vacancy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Maintained current on all Civil Service Employees presently employed. Record cards pertaining to employees separated for military service who have restoration rights: Withdrawn and placed in the separation for military service file. Record cards pertaining to employees transferred to other organizational elements within HQ or the same component will be forwarded to the gaining office. Record Cards pertaining to employees separated or transferred from DMA: Destroy on separation or transfer, in CFA.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information summarized from existing records and current entries by supervisors.

**Systems exempted from certain provisions of the act:** NONE

**B0102-08 HQ,T,H,A,S,I**

**System name:** 102-08 Office Personnel Information Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA), DMA Topographic Center(T) DMA Hydrographic Center(H), DMA Aerospace Center(A), Defense Mapping School(S), Inter American Geodetic Survey(I). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Employees of DMA Civilian and Military

**Categories of records in the system:** Supervisory copies of personnel matters that are duplicated in or which are not appropriate for inclusion in the Official Personnel Folder: for example, copies of papers relating to injuries, appreciation and commendation, training received, performance appraisals and assigned responsibilities or off-duty information.

**Authority for maintenance of the system:** EO 10561 - 9/15/54, Designating Official Personnel Folders in Government Agencies as Records of the CSC and Prescribing Regulations Relating to the Establishment, Maintenance, and Transfer Thereof. 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisory personnel record used for performance ratings and similar uses, appreciation, commendation, career development and responsibilities of employees. Record may be subject to CSC inspection.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings and Facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary, review at end of calendar year and destroy documents which have been superseded or are no longer applicable.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager-See Appendix B.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number, and organizational element where employed. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information summarized from existing records and current entries by supervisors.

**Systems exempted from certain provisions of the act:** NONE

**B0102-09 HQ,T,H,A,S,I**

**System name:** 102-09 Duty Roster Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA), DMA Topographic Center(T), DMA Hydrographic Center(H), DMA Aerospace Center(A), Defense Mapping School(S), Inter American Geodetic Survey(I). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Assigned DMA Personnel

**Categories of records in the system:** Documents used for recording recurring and routine duties performed by personnel within an office, or organization including special duties performed on a rotating basis.

**Authority for maintenance of the system:** 50 U.S. Code 797; Internal Security - Security Regulations and Orders; Penalty for Violations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record the date and performance of specific duties assigned personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex Book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary record. Destroy after three months or three months after last entry in book.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, service number on all correspondence received from this office. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card and give some verbal information that could be verified.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Existing records and previous roster





**Systems exempted from certain provisions of the act:** NONE

**B0102-09-2 HQ,T,H,A,S**

**System name:** 102-09 Duty Roster Files

**System location:** Personnel Office, Military Personnel Division, HQ, T, H, A, S, I - See DMA Directory for complete address.

**Categories of individuals covered by the system:** All military personnel assigned duties on a rotating basis.

**Categories of records in the system:** Documents used for recording recurring and routine duties performed by military personnel within an office, including special duties performed on a rotating basis.

**Authority for maintenance of the system:** 50 U.S.C. 797 - 'Internal Security - Security Regulations and Orders, Penalty for Violation'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Supervisors - used to record the date and performance of special duties by assigned military members and movement of military.

Subject to inspection by military security.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder or roster book

**Retrievability:** Alphabetically by last name or date.

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary record. Destory after three months or three months after last entry in book.

**System manager(s) and address:** DirecDefense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

Requests from individuals should be addressed to System Manager

Written requests for information should contain the full name of the individual current address and telephone number, service number on all correspondence received from this office. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Record access procedures:** Requests from individuals should be addressed to the System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, service number (if any) on all correspondence. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office identification card, and give some verbal information that could be identified.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from: System Manager

**Record source categories:** Previous roster and existing records.

Systems exempted from certain provisions of the act: NONE

**B0102-10 HQ,T,H,A,S,I**

**System name:** 102-10 Standard of Conduct Files

**System location:** Personnel Offices - HQ DMA(HQ), DMATC(T), DMAAC(A), DMAHC(H), IAGS(I), DMA(S). See DMA Directory for complete Address Listing.

**Categories of individuals covered by the system:** All civilian personnel of DMA.

**Categories of records in the system:** A signed document by individual indicating that they fully understand the Standard of Conduct and Ethics required of them.

**Authority for maintenance of the system:** E.O. 11222 - Prescribing Standards of Ethical Conduct for Government Officers and Employees - 5/11/65.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Office to assure that the employees are kept informed of the Standard of Conduct and ethics required of them.

Supervisory Personnel to assure the employees have read and understand the directives.

Supervisors, Employee representative, counsel - Used as supporting material for corrective actions.

Civil Service Commission - Inspection purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary record. Destroyed after the next periodic application or one year after obsolescence of the system, or on discontinuance of the office.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from: System Manager - Appendix B.

**Record source categories:** Forms provided by CSC and signed by individual.

**Systems exempted from certain provisions of the act:** NONE

**B0102-11 HQ,T,H,A,S,**

**System name:** 102-11 Temporary Duty Travel Files

**System location:** Primary DMA Travel Officer - See DMA Directory for complete addressListing.

Decentralized Segment - Offices, all Components having personnel on subject to travel.

**Categories of individuals covered by the system:** Military or civilian authorized Government travel orders

**Categories of records in the system:** Requests and authorizations for military personnel and civilian personnel travel

**Authority for maintenance of the system:** 45 USC 5707 - Travel and Subsistence Expense - Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record authorization to travel, issue orders, make travel arrangements, and prepare voucher for any reimbursement

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Alphabetically by last name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary record. Destroy after one year

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial deter- mination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Information furnished by traveler and from the travel office

**Systems exempted from certain provisions of the act:** NONE



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**B0104-02 HQ,T,H,A,S,I**

**System name:** 104-02 Records Access Files

**System location:** Primary System - Security Office - See DMA Directory for complete addressListing.

Decentralized Segments - Requesting Offices at DMATC and organization requiring the access authorization

**Categories of individuals covered by the system:** Personnel of DMA who need authorization to use classified information in performing their duties

**Categories of records in the system:** Office request for access and security approvals thereof, roster of individuals authorized access

**Authority for maintenance of the system:** Executive Order 11652 - Classification and Declassification of National Security Information and Material - 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Collateral Security Division to verify security clearance and to approve or disapprove request

Requesting DMA organization to gain approval for employees to have access to perform their duties

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record. Security Office - destroy after two years; other offices, destroy when superseded or obsolescence of the authorization document; or on transfer, separation or relief of the individual concerned

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial deter- mination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Security clearance documents

**Systems exempted from certain provisions of the act:** NONE

**B0104-12 HQ,T,H,A,S,**

**System name:** 104-12 Security Awareness Files

**System location:** Staff Offices, Departments, Divisions and Branch Offices of all Components. See DMA Directory for complete address listing

**Categories of individuals covered by the system:** All personnel of DMA

**Categories of records in the system:** A signed document by individuals indicating that they fully understand the security regulation that concerns them

**Authority for maintenance of the system:** Executive Order 11652 - Classification and Declassification of National Security Information and Material - 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Collateral Security Division to assure that the employees are kept informed of the security regulations that concerns them

Supervisory Personnel to assure the employees have read and understood the regulations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary record. Destroy on supersession or obsolescence, transfer or separation or on relief of the individual concerned.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from System Manager

**Record access procedures:** Requests from individuals should be addressed to System Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager

**Record source categories:** Results of adjudication of Investigative Files by Military Services and DMA Adjudicators

**Systems exempted from certain provisions of the act:** NONE

**B0201-05 HQ**

**System name:** 201-05 DMA Central Clearance Group Pre-Employment Files

**System location:** Security Office, Headquarters Defense Mapping Agency (HQ DMA SO) See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any civilian applicant for a sensitive position within DMA

**Categories of records in the system:** File include investigations, board determinations letters or written interrogatories, applicant response letters

**Authority for maintenance of the system:** Section 7532 of title 5, United States Code; Suspension and Removal





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ DMA SO - Staff Director of Security, HQ DMA acts as executive secretary for the DMA Central Clearance Group. He processes all papers pertaining to an individual case and assures all actions taken are in compliance with DOD directives and regulations.

Director DMA - The authority to deny employment based on security reasons is vested solely in the authority of the Director DMA: the Central Clearance Group will review all derogatory cases and make recommendation to the Director.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** File has been rarely used within DMA; it is established to provide for the filing of papers in the event a case as specified in DOD Directive 5200.7 Department of Defense Civilian Applicant and Employee Security Program, 31 Jan 67, should be processed.

**Storage:** Paper records in file folders and/or Kardex book

**Retrievability:** File alphabetically by last name of employee.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Office of the secretariat designated office of record: Permanent. Cutoff when no longer needed for current operations.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager-See appendix B.

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Security Office, Building 56, U.S. Naval Observatory.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, etc., and some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from: System Manager.

**Record source categories:** DMA Central Clearance Group files are the result of unfavorable investigations pertaining to applicants for possible DMA employment. Determinations by the group and resulting correspondence between the group and individual are the source of the remaining files.

**Systems exempted from certain provisions of the act:** NONE

**B0201-07 HQ**

**System name:** 201-07 DMA HQ Military Personnel Reference Paper Files

**System location:** Defense Mapping Agency Headquarters(HQ DMA). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All active duty military personnel assigned to the Defense Mapping Agency.

**Categories of records in the system:** Copies of efficiency reports (USA & USAF), fitness reports (USN), and effectiveness reports (USMC) submitted periodically to the parent Service on each military individual assigned to duty in the DMA HQ during the period of such duty.

Copies of personal biographies provided by each military individual assigned to DMA HQ.

Copies of official correspondence submitted by the individual concerned to his/her parent Service or from his/her parent Service to the individual concerned regarding requested or proposed duty assignments and related matters.

Copies of award recommendations originated within the Headquarters for military personnel

Copies of the Military Personnel Information Roster for the Headquarters and each of the DMA Components. This roster is updated monthly and shows the following information for all military personnel assigned: JTD Paragraph and Line Number, Position Title, Military Occupational Specialty, Grade, Service, Specialty Branch, Supplementary Remarks, Incumbent's Grade, Incumbent's Name, Incumbent's Social Security Account Number, Supplementary Remarks, Incumbent's Estimated Date of Departure.

**Authority for maintenance of the system:** E.O. 44 U.S.C. 3101; Records Management by Federal Agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Heads of major staff elements to determine the acceptability of an individual nominated by the parent Service for a DMA HQ position.

For review by appropriate DMA HQ officials responsible for the preparation of efficiency/fitness/effectiveness reports, and award recommendations and presentations.

For use of appropriate officials within the DMA HQ Military Personnel Division in conducting routine daily business as prescribed by the Director, Defense Mapping Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy each military person's file ofter 1 year or six months after detachment of the individual from DMA.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information is obtained from the Individual's Service Military Personnel Center, the Individual's Rating Official within DMA Hq and the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**B0201-07 HQ,T**

**System name:** 201-07 Communications Center Release Authorization

**System location:** Primary System - Communications Center, HQ, T, See DMA Directory for complete addressListing.

**Categories of individuals covered by the system:** Individuals authorized to release classified and unclassified messages

**Categories of records in the system:** File contains signature cards of individuals who are authorized to release classified and unclassified messages

**Authority for maintenance of the system:** Executive Order 11652 - Classification and Declassification of National Security Information and Materials Information and Material - 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Communications Center - for the purpose of determining individuals that are authorized to release messages

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card record filed in cabinet

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** This is a temporary record - destroy upon supersession

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.



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**Record source categories:** Information is obtained from the individual's Service Military Personnel Center, the individual's rating official within the DMA HQ and the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**B0201-07 HQ,T,A,H,S,I**

**System name:** 201-07 Military Personnel Reference Paper Files

**System location:** Military Personnel Office - See DMA Directory for complete address

**Categories of individuals covered by the system:** All active duty military personnel assigned to the Defense Mapping Agency.

**Categories of records in the system:** Copies of personnel career briefs provided by the individual's parent Service.

Copies of efficiency reports (USA & USAF), fitness reports (USN), and effectiveness reports (USMC) submitted periodically to the parent Service on each military individual assigned to duty in the DMA HQ during the period of such duty.

Copies of personal biographies provided by each military individual assigned to DMA HQ.

Copies of official correspondence submitted by the individual concerned to his/her parent Service or from his/her parent Service to the individual concerned regarding requested or proposed duty assignments and related matters.

Copies of award recommendations originated within the Headquarters for military personnel.

Copies of the Military Personnel Information Roster for the Headquarters and each of the DMA Components. This roster is updated monthly and shows the following information for all military personnel assigned: JTD Paragraph and Line Number, Position Title, Military Occupational Specialty, Grade, Service, Specialty Branch, Supplementary Remarks, Incumbent's Grade, Incumbent's Name, Incumbent's Social Security Account Number, Supplementary Remarks, Incumbent's Estimated Date of Departure.

**Authority for maintenance of the system:** 44 USC 3101; Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Heads of major staff elements to determine the acceptability of an individual nominated by the parent Service for a DMA HQ position.

For review by appropriate DMA HQ officials responsible for the preparation of efficiency/fitness/effectiveness reports, and award recommendations and presentations.

For use of appropriate officials within the DMA HQ Military Personnel Division in conducting routine daily business as prescribed by the Director, Defense Mapping Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of military person.

**Safeguards:** Building in which files maintained is not open to general public and is guarded on 24-hour basis. Files are maintained in a single lock filing cabinet and are accessible only to Military Personnel Division officials.

**Retention and disposal:** The file of each military person is maintained for six months to one year after detachment of the individual from the DMA at which time it is destroyed manually.

**System manager(s) and address:** Chief, Military Personnel Division, Headquarters Defense Mapping Agency, Building 56, Naval Observatory, Washington, D.C. 20305, telephone 202-254-4497.

**Notification procedure:** Information may be obtained from Sysmanager.

**Record access procedures:** Requests from individuals should be addressed to Sysmanager.

Written requests for information should contain full name, grade, branch, Service, current address and telephone number of the individual. Visits will be arranged through the Sysmanager.

For personal visits, the individual should be able to provide acceptable identification such as a Military Identification Card and be prepared to provide some verbal information that can be verified with his file.

**Contesting record procedures:** The Defense Mapping Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Sysmanager.

**Record source categories:** Information is obtained from the individual's Service Military Personnel Center, the individual's rating official within the DMA HQ and the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**B0210-06 HQ,T,H,A,S,I**

**System name:** 210-06 Inspector General Investigative Files

**System location:** Office of the Inspector General - HQ, T,H,A,S,I. See DMA Directory for complete address.

**Categories of individuals covered by the system:** Any individual, military or civilian assigned to, employed by or having reason to do official business with the Defense Mapping Agency or one of its employees.

**Categories of records in the system:** Investigative Files consist of written inquiries or investigative reports pertaining to complaints, possible violations or improper procedures pertaining to DMA personnel, procedures, policies or programs.

**Authority for maintenance of the system:** 44 U.S.C. 3101, Records Management by Federal Agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Inspector General and Command Officials - to analyze and evaluate the effectiveness and efficiency of DMA policies, programs and procedures.

Complaints, inquires or investigations are used to initiate proper corrective action if the allegation is proven to be true in fact.

Security - Personnel - Supervisors - Used as basis for corrective actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Files are considered official in nature and are made available only to the Inspector General and Command officials.

**Storage:** Paper records are stored in file folders and secured in safe-file cabinets.

**Retrievability:** Alphabetically by last name or subject matter

**Safeguards:** Building, facilities employ security guards and alarms. Records are maintained in areas accessible only to authorized personnel that are properly screened cleared and trained.

**Retention and disposal:** Files accumulated in the Office of the Inspector General as permanent. Cut off on completion of Investigation.

**System manager(s) and address:** Inspector General, Headquarters, Defense Mapping Agency, Bldg 56, U.S. Naval Observatory, Washington, D.C. 20305

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the indivdual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Inspector General Investigative reports are the written results of IG Inquiries or Investigation of written or oral allegations from complaints.

**Systems exempted from certain provisions of the act:** NONE

**B0210-07 HQ,T,H,A,S,I**

**System name:** 210-07 Inspector General Complaint Files

**System location:** Office of the Inspector Generals - See DMA Directory for complete address

**Categories of individuals covered by the system:** Any individual, military or civilian assigned to, employed by or having reason to do official business with the Defense Mapping Agency or one of its employees.

**Categories of records in the system:** File contains letters or memorandums received by the Defense Mapping Agency wherein someone has complained about DMA personnel, programs, policies and/or procedures.

**Authority for maintenance of the system:** 44 U.S.C. 3101, 3102 - Records management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Inspector General and Command officials - As a basis to conduct an inquiry or investigation of the complaint and to initiate proper corrective action if justified.

Security, Personnel, Supervisors - as a basis for corrective action





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Files are considered official in nature and are made available only to the Inspector General and Command officials.

**Storage:** Paper records are stored in file folders and secured in safe-file cabinets.

**Retrievability:** Alphabetically by last name of individual or by subject.

**Safeguards:** Buildings, facilities located on guarded military installations. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record. Destroy one year after completion and close of case.

**System manager(s) and address:** Inspector General, Headquarters Defense Mapping Agency, Bldg 56, U.S. Naval Observatory, Washington, D. C. 20305.

**Notification procedure:** Information may be obtained from System Manager.

**Record access procedures:** Request from individual should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, etc., and some verbal information.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

The Agency's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Source of Inspector General Complaint files are letters or memorandums received by HQ DMA from military or civilian.

**Systems exempted from certain provisions of the act:** NONE

**B0228-04 T**

**System name:** AR 228-04 Historical Photographic Files

**System location:** Public Affairs office of DMATC - See DMA Directory for complete address.

Decentralized Segments - Records Holding Area, Records Management Division of DMATC

**Categories of individuals covered by the system:** Commanding Officers; civilian employees (staff organization) VIP visitors; awards, suggestions, sports, retirement ceremonies.

**Categories of records in the system:** Photographs and negatives of

**Authority for maintenance of the system:** 5 U.S.C. 301 - Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public Affairs Office - furnish copies of photographs to organizations that requested photographs to be taken

Records Holding Area - Researchers and Historians - To obtain the background information regarding events, ceremonies, awards, sports, retirements at DMATC for input to newspapers, magazine articles.

Release to News Media for Public Relations and Community Affairs Matters.

Organizers of testimonials, banquets and parties.

Supervisors - Recognize accomplishments and publications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Prints and negatives filed in cabinets.

**Retrievability:** Filed by name and/or event

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are Permanent. Records will be retired to Washington National Records Center on discontinuance of the installation.

**System manager(s) and address:** DMA Topographic Center, ATTN: Personnel Office, Room 132-A, Erskine Hall, 6500 Brooks Lane, Washington, D.C. 20315, TELEPHONE: Area Code 202/227-2116

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from System Manager

**Record source categories:** Photographs taken at awards ceremonies; Sporting events; retirement parties.

**Systems exempted from certain provisions of the act:** NONE

**B0228-10 T**

**System name:** AR 228-10 Installation Historical Files

**System location:** Public Affairs Office of DMATC - See DMA Directory for complete address.

Decentralized Segments - Records Management Division - Records Holding Area of DMATC

**Categories of individuals covered by the system:** Individuals who have given speeches or written an article for a magazine or newspaper.

**Categories of records in the system:** Copies of Speeches and articles for magazine or newspapers

**Authority for maintenance of the system:** 5 U.S.C. 301 - Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Historian - To furnish background Information on the history of the installations.

Public Affairs Office and Records Management Division - to obtain up-to-date information on all speeches, articles for magazines and newspapers published or given by an individual of DMATC.

Released to News Media for Public Relations and Community Affairs.

Organizers of testimonials, banquets and supervisors to recognize accomplishments and publications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Files retrieved alphabetically by name of individual.

**Safeguards:** Buildings, facilities employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** This is a permanent record. Retired from Records Holding Area.

**System manager(s) and address:** DMA Topographic Center, ATTN: Personnel Office, Room 132-A, Erskine Hall, 6500 Brooks Lane, Washington, D.C. 20315, TELEPHONE: Area Code 202/227-2116

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Employee copies of speeches; newspapers; magazines, photographs and related publications.

**Systems exempted from certain provisions of the act:** NONE

**B0302-21 T,H,A**

**System name:** 302-21 Record of Travel Payments

**System location:** DMA Topographic Center(T), DMA Hydrographic Center(H), DMA Aerospace Center(A). Office of the Comptroller, Pay and Travel Branch. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any employee of Defense Mapping Agency reimbursed for Travel.

**Categories of records in the system:** Card file containing information used to reflect travel allowance payments made to individuals.



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**Authority for maintenance of the system:** 5 U.S.C. 5707; Travel and subsistence Expenses-Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Cards used to reflect travel allowance payments made to employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Records are temporary. Cutoff on separation of employee, Inactive three years then destroyed.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager-See appendix B.

Written requests for information should contain the full name of the individual, current address and telephone number, and the travel number of visit, place visited and date on all correspondence received from this office. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Travel orders and vouchers

**Systems exempted from certain provisions of the act:** NONE

**B0302-21-2 T,H,A**

**System name:** 302-21 DMA Central Clearance Group Pre-Employment files

**System location:** Security Office, Headquarters Defense Mapping Agency (HQ DMA SO)

**Categories of individuals covered by the system:** Any civilian applicant for a sensitive position within DMA

**Categories of records in the system:** File include investigations, board determinations letters or written interrogatories, applicant response letters

**Authority for maintenance of the system:** Section 7532 of title 5, United States Code; Suspension and removal.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ DMA SO - Staff Director of Security, HQ DMA acts as executive secretary for the DMA Central Clearance Group. He processes all papers pertaining to an individual case and assures all actions taken are in compliance with DOD directives and regulations.

Director DMA - The authority to deny employment based on security reasons is vested solely in the authority of the Director DMA: The Central Clearance Group will review all derogatory cases and make recommendation to the Director.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** File has been rarely used within DMA; it is established to provide for the filing of papers in the event a case as specified in DOD Directive 5200.7 Department of Defense Civilian Applicant and Employee Security Program, 31 Jan 67, should be processed.

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Office of the secretariat designated office of record: Permanent. Cut off when no longer needed for current operations.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** DMA Central Clearance Group files are the result of unfavorable investigations pertaining to applicants for possible DMA employment. Determinations by the group and resulting correspondence between the group and individual are the source of the remaining files.

**Systems exempted from certain provisions of the act:** NONE

**B0303-01 A**

**System name:** 303-01 Individual Pay Record Files

**System location:** DMA Aerospace Center(A). See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Civilian pay record file contains magnetic tape. Created and updated by the use of time and attendance cards, address cards, savings bond forms, taxation documents, insurance documents, allotment documents, Standard Form 50.

Printout of Payroll

**Categories of records in the system:** Record of pay data and related information pertaining to DMA employees.

**Authority for maintenance of the system:** 3l U.S.C. 66a - Accounting and Auditing - Dutics of Agency Heads; Informition and Controls to be Covered

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personal data is collected for the purpose of establishing, maintaining and administering the employee's authorized pay and leave.

User of information is the Central Payroll Office and Civilian Personnel Directorate.

This information is used for the computation of bi-weekly earnings, pay deductions, and net pay due to the employee. The system further identifies rate of pay and authorized deductions as well as sick and annual leave accumulation, usage and balances. System further provides a master tape listing, civilian payroll master tape, and to the employee the system provides a bi-weekly leave and earnings statement and civilian employee paycheck.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Tapes are retained in tape library, and are updated each pay period.

Printouts maintained and retained in current files are (CFA) and are forwarded in annual blocks to the National Personnel Records Center, GSA, lll Winnebago Street, St. Louis, MO 63ll8, 18 months after close of the calendar year or within 90 days after receipt of audit completion letter, whichever is first.

**System manager(s) and address:** Director, DMA Aerospace Center, ATTN': Directorate of Civilian Personnel (PO), South Annex, St. Louis Air Force Station, Missouri 63125, TELEPHONE; Area Code 341/368-8383

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Time and attendance cards, savings bond forms and similar withholding requests of the employee.

**Systems exempted from certain provisions of the act:** NONE





**B0303-02 T,A**

**System name:** 303-02 Compensation Data Request Files

**System location:** Finance Accounting of DMA Topographic Center (T) and Aerospace Center (A) - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All civilian employees requesting compensation.

**Categories of records in the system:** Correspondence relating to Federal Employee Compensation claims.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record documents and correspondence on employees who have been injured on the job, received treatment from a medical facility, and filed a claim for compensation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee last name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary record. Destroyed after 2 years.

**System manager(s) and address:** See Appendix B.Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from: See Appendix B.

**Record access procedures:** Requests from individuals should be addressed to System Manager

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from8,54,70,r,. System Manager.

**Record source categories:** Requests from individuals for information, notice of determination and refusal of work offer. Request for claims of compensation.

**Systems exempted from certain provisions of the act:** NONE

**B0303-03 T,H,A**

**System name:** 303-03 Individual Retirement Record Control Files

**System location:** Primary System - Civil Service Commission, Retirement Bureau, Washington, D.C. 20315

Decentralized Segments - Personnel Office, T&A. see DMA Directory.

**Categories of individuals covered by the system:** Any civilian employee of DMATC and DMAAC who has retired from government service.

**Categories of records in the system:** File contains employee's application for retirement from the Federal Service including documentation concerning physical disability retirement.

**Authority for maintenance of the system:** E.O. l0561 - 'Designating Official Personnel Folders in Government Agencies as Records of CSC and Prescribing Regulations Relating to the Establishment, Maintenance, and Transfer Thereof' - 9/15/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To take follow-up action or answer questions from the retiree, survivors; Civil Service Commission, and health and life insurance carriers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary - Retain in active file. Destroy after 4 years.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Application for retirement from Federal Service, and related documentation.

**Systems exempted from certain provisions of the act:** NONE

**B0303-04 A**

**System name:** 303-04 Leave Record Files

**System location:** Primary System. Director of Civilian Personnel (POX), DMA Aerospace Center. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All civilian employees of DMA.

**Categories of records in the system:** Record of official annual accumulation and use of employee's leave.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director of Civilian Personnel to record employee requests for documentation.

Employee - reference for accumulation of leave.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tapes and printouts.

**Retrievability:** Files are by payroll block number, organization, and name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary - Retain in active file. Destroy l0 years after separation of individual.

Other Leave Record: Destroy after 4 years or 90 days after receipt of audit completion letter.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066 .

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Time and attendance cards initialed by employee. Accumulation and use of leave.

**Systems exempted from certain provisions of the act:** NONE

**B0303-21 T,A**

**System name:** 303-21 Decedent Claim Files

**System location:** Personnel Office - DMA Topographic Center (T) and Aerospace Center. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All civilian employees of DMA Topographic Center or DMA Aerospace Center.



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**Categories of records in the system:** Death separation - FE Form 6, SF 1153p SF 2800, and other allied papers and correspondence.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of this file is to document the death of a career employee.

Users are: Personnel Office to maintain/ascertain that documents are in file for employees who have been separated due to death.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** alphabetically by employee last name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary record. Destroyed after 10 years.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Copies of vouchers with supporting documents, letters/claims from decedents.

**Systems exempted from certain provisions of the act:** NONE

**B0401-02 HQ,T,A**

**System name:** 401-02 Statements of Employment and Financial Interest Files

**System location:** Statements of Headquarters Defense Mapping Agency Staff personnel, all Special Government Employees, all Defense Mapping Agency Component Directors and personnel of Defense Mapping Agency Hydrographic Center, Defense Mapping School, and Inter American Geodetic Survey--Office of Counsel, Headquarters Defense Mapping Agency, Building 56, U.S. Naval Observatory, Washington, D.C. 20305.

Statements of personnel assigned to Defense Mapping Agency Topographic Center--Office of Counsel, Defense Mapping Agency Topographic Center, 6500 Brooks Lane, N.W., Washington, D.C. 20315.

Statements of personnel assigned to Defense Mapping Agency Aerospace Center, St. Louis Air Force Station, MISSOURI

**Categories of individuals covered by the system:** Defense Mapping Agency civilian personnel classified at GS-13 or above, and military officers serving in the grade of 0-5 or above, whose duties require the exercise of judgment in making Government decisions in regard to monitoring grants or subsidies; contracting and procurement; auditing; or other activities having a significant economic impact on the interests of any non-Federal enterprise.

Special Government Employees of the Defense Mapping Agency serving as advisors or consultants.

**Categories of records in the system:** File includes: individual's completed DD Form 1555 'Confidential Statement of Employment and Financial Interests,' (DD Form 1555-1 in the case of Special Government Employees) containing information as to employment and financial interests, creditors and interests in real property. Such forms are filed by individuals upon employment in affected positions and renewed annually thereafter.

Copies of the individual's current position description.

Signed statements of the individual concerned stating that none of the interests listed on his Form 1555 constitute a conflict of interest with respect to the duties of his present position.

File also contains correspondence indicating review of the individual's statement by his supervisor, and may contain correspondence between the individual, his supervisor and Agency Counsel relative to any apparent conflicts disclosed in the individual's statement and resolution thereof.

**Authority for maintenance of the system:** Part IV, Executive Order 11222, 'Prescribing Standards of Ethical Conduct for Government Officers and Employees' (as amended).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Individual's Supervisor (superior officer or official responsible for signing military evaluation reports or civilian performance ratings)-- to determine the existence of, and, if possible, to resolve, any real or apparent conflict between the personal financial interests of the individual concerned and the performance of his services for the Government.

Agency Legal Counsel--to (l) review the individual's statement and the supervisor's evaluation thereof for legal sufficiency, (2) to assist in the resolution of any conflicts disclosed in such statements, and (3) to maintain and safeguard the confidentiality of all such statements.

Directors of Defense Mapping Agency Components and Heads of Defense Mapping Agency Headquarters Major Staff Elements--for review, comment and appropriate action with respect to resolution of any real or apparent conflicts disclosed by the statement of an individual.

The Director, Headquarters Defense Mapping Agency or the Staff Director of Personnel (as designee)--to review and take action on any conflicts not previously resolved.

Department of Justice--for possible use in investigation/prosecution of fraud or other violation of conflict of interest laws.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Buildings in which files maintained are not open to general public and are guarded on 24-hour basis. Records are maintained in combination safes and are accessible after completion of review only to Agency Counsel. Each submission and subsequent annual renewals are kept in individual, sealed manila envelopes to prevent unauthorized disclosures.

**Retention and disposal:** This is a temporary record. The record of each employee is maintained until his death, retirement or separation from the Defense Mapping Agency and for six (6) years thereafter at which time it is destroyed.

**System manager(s) and address:** Counsel, Headquarters Defense Mapping Agency, Building 56, U.S. Naval Observatory, Washington, D.C. 20305.

**Notification procedure:** Information may be obtained from:

Counsel, Headquarters Defense Mapping Agency, Building 56, U.S. Naval Observatory, Washington, DC. 20305, telephone 202 254-4431.

Counsel, Defense Mapping Agency Topographic Center, 6500 Brooks Lane, N.W., Washington, D.C. 20315, telephone 202 227-2268.

Counsel, Defense Mapping Agency Aerospace Center, St. Louis Air Force Station, Missouri 63118, telephone 314 268-4501.

**Record access procedures:** Requests from individuals should be addressed to: Counsel, Headquarters Defense Mapping Agency, Building 56, U.S. Naval Observatory, Washington, D.C. 20305.

Written requests for information should contain the full name and current address and telephone number of the individual. Visits will be arranged through the Counsel, Headquarters Defense Mapping Agency.

For personal visits, the individual should be able to provide some acceptable identification, such as a drivers license or an employer's identification card, and be prepared to provide som verbal information that can be verified with his file.

**Contesting record procedures:** The Defense Mapping Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Statements (DD Form 1555) and related documents are obtained from the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**B0401-03 HQ,T,H,A**

**System name:** 401-03 Legal Assistance Case Files

**System location:** Office of Counsel, HQ, T, and A. See DMA Directory for complete address listing





**Categories of individuals covered by the system:** Military personnel assigned to DMA who request legal assistance

**Categories of records in the system:** Files contain legal opinions of the counsel regarding personal matters of an individual. Also copies of document prepared on behalf of the individual.

**Authority for maintenance of the system:** 44 U.S.C. 3101; - Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel - for consoltationwith individual involved, and for reference and precedent value.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** This record is a temporary record. Records are destroyed one year after completion of the case. Selected opinions and correspondence withdrawn for use as precedent may be held until no longer required for reference.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Request from military individual for legal opinion on a personal matter, opinions of council and documents prepared by counsil.

**Systems exempted from certain provisions of the act:** NONE

**B0402-05 HQ, T, A**

**System name:** 402-05 Personnel Property Claim Files

**System location:** Primary System - Office of Counsel, HQ, T, A, - See DMA Directory for complete address

Decentralized Segments - National Washington Record Center, GSA, 4205 Suitland Road, Suitland, Maryland 20409, Department of Army, Judge Advocate General, Pentagon, Washington, D.C.

**Categories of individuals covered by the system:** DMA personnel having a claim against the Government for loss, damage, or destruction of personal property.

**Categories of records in the system:** Files contain request from individuals filing for a claim for damage, loss or destruction of personal property, and related correspondence to that request: investigative reports and recommendations of the investigator; opinions of counsel.

**Authority for maintenance of the system:** 44 U.S.C. 3101; - Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel - Preliminary investigation and legal opinions for recommendation to high authority for further disposition of claim.

National Washington Records Center - To store and maintain inactive records; The Department of Justice in event of Litigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** This is a temporary record. 25 years for disapproved claims and claims involving a minor, COFF on final action. Inactive one year, transfer Records Holding Area. Hold one year, retire National Washington RECORD CENTER, hold 23 years, destroy. Approved Claims - 10 year. COFF final action. Hold one year inactive, Transfer RHA, holld nine years - destroy

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** 9Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Application or related forms from the individual requesting claim against the Government; correspondence relating to the claim; investigative reports and recommendations of investigator.

**Systems exempted from certain provisions of the act:** NONE

**B0402-06 HQ,T**

**System name:** 402-06 Tort Claim Files

**System location:** Primary System - Office of Counsel, HQ, T. See DMA Directory for complete Address Listing.

Decentralized Segments - Washington National Records Center, GSA, 4205 Suitland Road, Suitland, Maryland 20409

**Categories of individuals covered by the system:** Any individual filing tort claim against DMA for damage, loss, or destruction of property and for personal injury or death resulting from negligence or wrongful act or omission of acts by DMA personnel.

**Categories of records in the system:** File contains individual's claim, correspondence relating to such claim and related processing papers, opinion of Counsel.

**Authority for maintenance of the system:** Federal Tort Claim Act - 28 U.S.C. Sec. 2671 - Sec. 2680

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel - Preliminary investigation and legal opinion for recommendation to higher authority for further disposition of claim.

Records Holding Area, RMD - To maintain inactive records for destruction or transferring to Washington National Record Center at the end of a given date.

Washington National Record Center - to maintain records until destruction on a given date.

Army Judge Advocate General - for possible settlement

Department of Justice - in the event of litogation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary record/approved claims: 10 year record, COFF on final action. Inactive one year, transfer Records Holding Area, hold nine years, destroy.

Disapproved claims and claims involving personal injury or a minor - COFF on final action, hold one year inactive, transfer Records Holding Area, hold 1 year, transfer to Nat'l Wash. Record Ctr, hold 23 years, destroy.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be address to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Claims against DMA from indivuduals, correspondence relating to such claims, photographs, investigative documents, legal opinions

**Systems exempted from certain provisions of the act:** NONE

**B0402-13 HQ,T,H,A**

**System name:** 402-13 Agency Claim Files

**System location:** Office of Counsel - HQ, T,H,A. See DMA Directory for complete address



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**Categories of individuals covered by the system:** Individual against whom Agency has legal claim

**Categories of records in the system:** Information pertaining to Agency claim against an individual involved in damage suit. All correspondence relating to such claims, legal opinions by counsel, investigative reports.

**Authority for maintenance of the system:** 44 USC 3101 - Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel - to attempt settlement and prepare for possible litigation

Records Holding Area - to maintain and storage of records until the destruction date of the file

Transfer to Department of Justice in event of litigation

Transfer to designated local Government representatives who have delegated authority to investigate and/or settle claim

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed by case (name of potential dependent)

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record - this file is a ten year record. COFF after final action. Inactive one year, transfer to Records Holding Area, hold for nine years - destroy

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Investigative reports by civilian or military police at accident sites, statements by Government personnel involved in accident; in general, any type of information gathered in anticipation of litigation and legal opinions, statements of witnesses.

**Systems exempted from certain provisions of the act:** NONE

**B0403-12-13-14 HQ,T,H**

**System name:** 403-12-13-14 Patent Files

**System location:** Primary System - Office of Counsel, HQ, T, H, A, See DMA Directory for complete addresslisting.

Decentralized Segments - The Judge Advocate General, Department of the Army, ATTN: DAJA-PA, Washington, D.C.; Commissioner of Patents, Washington, D.C. 20231

**Categories of individuals covered by the system:** Personnel who have submitted technical descriptions, invention disclosures and/or for which patent application has been made or a patent issued

**Categories of records in the system:** Patent application with related invention disclosure claims and all amendments, petitions, appeals, patent and related correspondence

**Authority for maintenance of the system:** E.O. 10096, as amended - Uniform Government Patent Policy for Inventions by Government Employees; 1/23/50

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Office of Counsel in conducting patentability search. Also used in further discussions between Counsel and inventor. In cases where Defense Mapping Agency has no direct interest in the invention, the file may be forwarded to Patent Counsel of other Government agencies who may have interest in processing patent application.

Army JAG Patents Div for processing patent applications per Title 35 USC. Used by US Patent Office per Title 35 USC

Office of Counsel for reference and precedent material

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record - cut off annually after issuance of the patent, transfer to Records Holding Area, hold two additional years, retire to the Washington National Records Center, hold additional 23 years, and destroy

**System manager(s) and address:** Defense Mapping Agency, ATTN: Counsel, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4431

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Notification procedure:** Information may be obtained from System Manager

**Record access procedures:** Requests from individuals should be addressed to System Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address with the office symbol on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Record source categories:** Information supplied by inventor plus any technical legal additions gencrated by Counsel and US Patent Office, and all related correspondence

**Systems exempted from certain provisions of the act:** NONE

**B0407-03 HQ,T,A,H,I,S**

**System name:** 407-03 Congressional Correspondence Files (Civilian Personnel-Congressional Inquiries)

**System location:** Personnel Offices - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any employee who has written their Congressman or Senator regarding their employment with the Agency

**Categories of records in the system:** Includes employee's letter to Congressman or Senator, referral letter from Congressman's/Senator's Office to the Agency, documents related to the matter, Agency reply to Congressman/Senator

**Authority for maintenance of the system:** 5 USC 2954 - Information to Committee of Congress on Requests

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to investigate and attempt to resolve employee problems conveyed to their Congressman/Senator

Officials of the Congressman's/Senator's Office

Personnel Office

Supervisors

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record - destroy after five years

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.





**Record source categories:** Correspondence and Internal Memos originated by Employees, Congressman, Senator, Personnel Office and Supervisors

**Systems exempted from certain provisions of the act:** NONE

**B0408-11 HQ,T,H,A,S,I**

**System name:** 408-11 Biography Files

**System location:** Public Affairs Officer, See DMA Directory for complete address

**Categories of individuals covered by the system:** All top management and other key personnel of DMA

**Categories of records in the system:** Biographies; photographs; newspaper clippings and related documents pertaining to leading military and civilian personalities

**Authority for maintenance of the system:** 44 USC 3101 - Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public Affairs Office - for release on public relations and community affairsmatters

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Record is Permanent. Destroy two years after upon transfer, separation or death of the individual concerned

**System manager(s) and address:** Defense Mapping Agency, ATTN: Public Affairs Officer, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4532

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Biographical data furnished by individual

**Systems exempted from certain provisions of the act:** NONE

**B0502-03 HQ, T,H,A**

**System name:** 502-03 Billet Access Record

**System location:** Primary System - Security - Special Security Activity - HQ,T,H,A - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All employees of DMA authorized and indoctrinated for access to Sensitive Compartmental Information (SCI)

**Categories of records in the system:** Record contains billet number; billet title; name, grade, social security number and completion date of Background Investigation of Incumbent; categories of SCI authorized by billet and held by Incumbent.

**Authority for maintenance of the system:** E.O. 11652 - Classification and Declassification of NS Information and Materials 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency (DIA) - Used to update DIA master file of DoD personnel indoctrinated for access to SCI.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printout

**Retrievability:** Information recorded alphabetically by last name and numerically by billet number

**Safeguards:** Secured in alarmed vault in guarded building. Vault accessible only to properly cleared, authorized personnel.

**Retention and disposal:** Record is temporary. Master copy updated manually; new punch card deck and printout prepared quarterly, at which time old card deck and printout destroyed.

**System manager(s) and address:** Director, Defense Intelligence Agency (DIADS-6C2), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained fromDefense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Record access procedures:** Requests from individuals should be addressed to Above.

Written requests for information should contain the full name of the individual Social Security Nmber, current address and telephone number.

For personal visits, the individual should be able to furnish personal identification containing his/her full name, Social Security Number, physical description, photograph, and signature.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Record source categories:** Information originated by maintaining office. Bases of billet entries are approval messages or correspondence from DIA; bases for incumbent entries are indoctrination oaths executed by Incumbents at time of indoctrination.

**Systems exempted from certain provisions of the act:** NONE

**B0502-03-2 HQ,T,H,A,S**

**System name:** 502-03 Classified Material Access Files

**System location:** Primary System - DMA Security Office

Decentralized Segments - Requesting offices at DMA and organizations requiring the access authorization. See DMA Directory for complete address listing.

DIA, JCS

**Categories of individuals covered by the system:** Individuals authorized to have access to classified files

**Categories of records in the system:** Documents relfecting authorization to have access to classified material. They include forms containing individual's name, and signature, classification of files concerned, information desired, and signature of an official authorizing access.

**Authority for maintenance of the system:** Executive Order 11652 3/10/72; Classification and Declassification of National Security Information.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Office - Check of authorized individuals for access to classi fied material and guard authorization.

Requesting DMA organizations - to gain approval for employees to have access to perform their duty.

Requiring DMA and other Agencies - to allow employees the right to use classified information.

DIA - to verify who has been granted authority to Special Security information.

JCS - to verify who has been granted authority to use JCS papers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** File alphabetically by last name or grade of individual requiring access

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - Destroy on transfer, reassignment, or separation of the individual.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial deter- mination may be obtained from System Manager.

**Record source categories:** Report of investigating agency that conducted the background investigation.

**Systems exempted from certain provisions of the act:** NONE



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**B0502-15 HQ,T,H,A,S,I**

**System name:** 502-15 Security Compromise Case Files

**System location:** Primary System - Security Office - HQ,T,H,A - S, See DMA Directory for complete address listing

Decentralized Segments - Dept. of Justice and FBI on felonies cases.

**Categories of individuals covered by the system:** DMA personnel security violation

**Categories of records in the system:** Documents relating to investigations of alleged security violations, such as missing documents, unauthorized disclosure of information, unattended open security containers, documents not properly safeguarded and matters of a similar nature.

**Authority for maintenance of the system:** Executive Order 11652310/72; Classification and Declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Office - Conduct security investigations.

Dept. of Justice and FBI - for advise on felony cases.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - Destroy two years after completion of final corrective or disciplinary action, except that records of violations of a sufficiently serious nature to be classed as felonies are permanent.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from System Manager.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from: System Manager.

**Record source categories:** Reporting organization or official

**Systems exempted from certain provisions of the act:** NONE

**B0502-15-2 A**

**System name:** 502-15 Security Violation Card File

**System location:** Chief, Security Office, DMAAC, Second & Arsenal Streets, St. Louis, MO 63118

**Categories of individuals covered by the system:** Any employee of DMAAC having a security violation.

**Categories of records in the system:** File contains information on a 3x5 card listing security violators, brief summary of the incident, and action taken.

**Authority for maintenance of the system:** Executive Order 11652310/72; Classification and Declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Offices and Supervisors have access to the file on a need to know basis, as a quick reference system on security violators

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper 3x5 cards in container.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Cards are retained in current files area (CFA) and destroyed two years after completion of final corrective or disciplinary action, except that records of violations of a sufficiently serious nature to be classed as felonies are permanent.

**System manager(s) and address:** See Appendix BDirector, DMA Areospace Center, ATTN: Security Office (SO), St. Louis Air Force Station, Missouri 63118. TELEPHONE: Area Code 314/268-4941

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial deter- mination may be obtained from: System Manager.

**Record source categories:** Internal security investigation of security violations.

**Systems exempted from certain provisions of the act:** NONE

**B0503-01 T,H,A,S,I**

**System name:** 503-01 Security Identification Issue Files.

**System location:** Security Office DMATC, DMAH, DMAAC, DMS, IAGS - See DMA Directory for complete add resslisting.

**Categories of individuals covered by the system:** Any Civilian Employees

**Categories of records in the system:** File contains the application, supporting materials and the number of the identification badge.

**Authority for maintenance of the system:** E.O. 11652 - 'Classification and declassification of National Security Information and Material'. - 3/10/72.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain accountability for identification cards and badge accountability form.

Category of users - Supervisor, Personnel and Security Office

To identify persons with access to different levels of classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5x8 Cards filed in Kardex Container

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Facility employs security guards on a continuous basis. Cards are maintained in area accessible only to authorized personnel.

**Retention and disposal:** Record is placed in the inactive file upon supersession or obsolescence, and destroyed after three (3) years.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Request should be addressed to the above SYSMANAGER

Requesting individuals should provide, name, SSAN, (Service Number if applicable) home address and home telephone number when inquiring about whether the system contains records pertaining to him/her.

For personal visits, the individual should be able to provide some acceptable identification and be in a position to give verbal information that could be verified with the form on file.

**Record access procedures:** Information may be obtained from:

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individual's Badge request, personnel forms and investigatory findings.

**Systems exempted from certain provisions of the act:** NONE

**B0503-02 T,H,A,S,I**

**System name:** 503-02 Security Identification Accountability Files

**System location:** Security Offices - T,H,A,S,I - See DMA Directory for complete address.

**Categories of individuals covered by the system:** Any Civilian employee

**Categories of records in the system:** File contains the application, supporting materials and the number of the identification badges.

**Authority for maintenance of the system:** E.O. 11652 - Classification and Declassification of National Security Information and Materials. 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify persons with access to different levels of classified information.

Purpose - Maintain accountability for identification cards.

Users - Supervisor, Personnel and Security Offices

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records kept in file folders by No. also in desk type cabinet.





**Retrievability:** Filed Alphabetically by name.

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record-Transfer to Records Holding Area after last card or badge number entered has been accounted for. Hold for three years and destroy.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be address to system manager

Written requests for information should contain the full name of the individual, current address and telephone number and the case (Control) number that appears with the office symbol, on all correspondence received from this office.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from System Manager

**Record source categories:** Individual's badge request, personnel forms and investigatory findings.

**Systems exempted from certain provisions of the act:** NONE

**B0503-03 T,A**

**System name:** 503-03 Firearms Authorization Files

**System location:** DMATC and DMAAC, See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Security guards that have been issued firearms and ammunitions

**Categories of records in the system:** Documents authorizing DMA civilian guards to carry firearms. Included are firearms authorization cards and related papers.

**Authority for maintenance of the system:** 50 U.S.C. 61; Arms and Ammunition issued to protect public property; reimbursement of Department of Army.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Collateral Security Division-Serves as a record for weapons serial numbers and firearms authorization cards issued to each Security Police.

Available to Federal and State local law enforcing agency as required by current laws and regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record, Destroy upon expiration of authorization.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Weapon serial number, and authorization of issue authorization card issued.

**Systems exempted from certain provisions of the act:** NONE

**B0503-04 HQ,T,H,A,S,I**

**System name:** 503-04 Parking Permit Control Files

**System location:** Security Offices of Components - See DMA Directory for complete address

**Categories of individuals covered by the system:** Individuals who have been issued parking Permits or cited for violations.

**Categories of records in the system:** Documents relating to the allotment of parking spaces, recording of violations by holders of parking permits.

**Authority for maintenance of the system:** 50 U.S.C. 797; Internal Security - Security Regulations and Orders; Penalty for Violation. and Delegations, Promulgation by President.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Offies - Issue of spaces and recording of violators.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records kept in file folders and desk type pull-out shelves.

**Retrievability:** Filed by name alphabetically

**Safeguards:** Buildings and Facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary-Record. Destroy on Transfer or separation of parking permit holder, or when permit is superseded or revoked.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address, and telephone number, and social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card, and give some verbal information that could be verified on employment.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Individuals requests for permits, copies of tickets issued.

**Systems exempted from certain provisions of the act:** NONE

**B0503-05 HQ,T,A,S,I**

**System name:** 503-05 Vehicle Registration and Driver Record File

**System location:** DMA HQ, DMATC, DMAAC, See DMA Directory for complete address.

**Categories of individuals covered by the system:** Any person privileged to operate a motor vehicle on a military instal- lation and who has been involved in a chargeable traffic accident or whose commission of a moving traffic violation has been verified.

**Categories of records in the system:** File contains a record of issuance of decal and of all traffic offenses/ incidents and actions.

**Authority for maintenance of the system:** 50 U.S.C. 797; Internal Security - Security Regulations and Orders; Penalty for Violation.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Office, to record all traffic offenses/incidents and action taken. State and Local Law Enforcement Agency for vehicle identifications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 8'x5' paper cards in card file cabinet

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Destroy one year after revocation or expiration.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

For personal visits, the individual should be able to provide some acceptable identification and also some information that would verify his need to know.

**Record access procedures:** Requests from individuals should be addressed to system manager.



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**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Report of traffic violation from Security police.

**Systems exempted from certain provisions of the act:** NONE

**B0503-07 T,A**

**System name:** 503-07 Traffic Law Enforcement Files

**System location:** Security Office - TC, HC, AC - See DMA Directory for complete address listing

**Categories of individuals covered by the system:** All DMA personnel who have encountered traffic violations on DoD installations.

**Categories of records in the system:** Armed Forces traffic tickets and related correspondence.

**Authority for maintenance of the system:** 50 U.S.C. 797; Internal Security - Security Regulations and Orders; Penalty for Violation

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Office - for issue and filing ticket. Traffic violation correspondence and Armed Forces Traffic Tickets.

Supervisory - for advisory procedures

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary/Record - Destroy after 1 year.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Armed Forces Traffic Tickets issued by guard force personnel.

**Systems exempted from certain provisions of the act:** NONE

**B0503-09 HQ, T,H,A,S,**

**System name:** 503-09 Key Accountability Files

**System location:** Security Office, HQ,T,H,A,S,I - See DMA Directory for complete address.

**Categories of individuals covered by the system:** Individuals with keys to a secure area.

**Categories of records in the system:** Documenting relating to the issue, return and accountability for keys to secure areas.

**Authority for maintenance of the system:** E.O. 11652 - Classification and Declassification of National Security Information and Material. 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Police - Periodic Inspections, reissuance of keys after locks have been changed.

Personnel - Reference checks on individuals with keys to secure areas.

Supervisors - Reference checks and daily use for information purposes.

OSD and DIA - Investigation of loss or destruction of secure area.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders

**Retrievability:** Filed Alphabetically by name

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record - Transfer to holding area, hold three (3) years then destroy.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determination s may be obtained from System Manager.

**Record source categories:** Individual's key requests, personnel forms and investigatory findings.

**Systems exempted from certain provisions of the act:** NONE

**B0504-01 HQ,T,H,A**

**System name:** 504-01 Personnel Security Files

**System location:** Special Security/Activities Division HQ, T, H, A - See DMA Directory for complete address

**Categories of individuals covered by the system:** DMA Military or civilian employees who have been assigned to positions that require access to Sensitive Compartmented Information (SCI).

**Categories of records in the system:** Files consist of Special Security Office (SSO) security indoctrination and termination oaths; clearance and access certification messages; SSO security violation investigative reports if applicable.

**Authority for maintenance of the system:** E.O. 11652 Classification and Declassification of NS Information and Material 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide central file repository for all SSO security forms pertaining to the individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of file subject.

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Retained in active file during period subject is assigned to or employed by DMA, retained in inactive file for one year following reassignment or termination of employment, then destroyed.

**System manager(s) and address:** See Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card and give some verbal information that could be verified.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information obtained from such sources as review of birth records; education records; credit and former employment records; interviews of named and developed references; check of local police and FBI files & check of subversive files.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 522a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**B0504-01-2 HQ,T,H,A,S**

**System name:** 504-01 Personnel Security Files

**System location:** Primary System - Security Office, HQ DMA, DMATC (T), DMAAC (A), DMAHC (H), IAGS (I), and DMS (S). See DMA Directory for complete address.

Decentralized Segments - Cross reference index cards (i.e., Badge Requests Cards, Identification Cards, Guard Desk Roladex Identification Cards) with extracts of information contained in primary files are maintained on file in Security Office of each DMA element. Cross-reference index identification cards are on file at Guard desks in HQ, A, H, and T.





**Categories of individuals covered by the system:** Those military, civilian, and industrial personnel who are assigned to, employed by DMA, whose official duties, responsibilities and/or contracts require that they have access to classified defense information which has been entrusted to or is under the Defense Mapping Agency.

**Categories of records in the system:** File Contains individual's certificate of clearance indicating level of access individual is cleared for, date clearance was issued, type of investigation conducted, date investigation was completed and identification of agency that conducted the investigation. Additionally, contained in the file are; copy of Statement of Personal History (DD Form 398), individual's certification that he/she has read and understands both the Department of Defense and Agency security directives and instructions regarding the protection of classified defense information; individual certification that he/she understands responsibilities for protection of North Atlantic Treaty Organization (NATO), Central Treaty Organization (CENTO), and Southeast Asis Treaty Organization (SEATO), material to a lesser extent some files will contain individuals certification that he/she has been briefed for access to NATO Top Secret (COSMIC); NATO Top Secret Restricted Data (ATOMAL); Top Secret CENTO; Top Secret SEATO; Single Integrated Operational Plan (SIOP); Extremely Sensitive Information (ESI); Atomic Energy Commission, Restricted Data (RD); and Atomic Energy Commission, Critical Nuclear Weapons Design Information (CNWDI).

**Authority for maintenance of the system:** Section 6, Section 7, (B) (3); and Section 12 of Executive Order 11652, Classification and Declassification of National Security Information and Material - 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DMA SO - This information is maintained as a means to insure that each and every individual assigned to, employed by or contracting with the HQ DMA has been cleared for the level of access to classified information that is necessary for accomplishment of his official duties. These records further insure that each individual is made aware of his responsibilities regarding the protection and safe guarding of any classified information entrusted to him.

Other Governmental Agencies - Information regarding any individual's clearance and level of access. This enables DMA personnel to conduct official business requiring security clearance, with other governmental agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by name of individual

**Safeguards:** Buildings are located on guarded government installation with security guards and alarms. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are maintained in an active status only for the period of time that the individual is actually assigned to, employed by or contracting with DMA. When the individual terminates his association with DMA, the records are maintained in an inactive status for the period of one year and then destroyed.

**System manager(s) and address:** SDefense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Individual's certificate of clearance originates in HQ DMA Special Security Office (SSO) based on notification of personnel investigation by either the Civil Service Commission or the Defense Investigative Agency. Certification of clearance for military personnel will be certified by the individuals' parent service. Much of the routine information in these records such as name, date and place of birth, etc., is obtained during the individual's initial processing which is usually accomplished on his first duty day. Other information such as type of investigation, date of investigation, etc., is obtained from such investigating agencies as the Civil Service Commission (CSC), Defense Investigative Service (DIS), etc. The records are updated as new information is received regarding the individual's clearance and access.

**Systems exempted from certain provisions of the act:** NONE

**B0504-01-3 HQ,H.A**

**System name:** 504-01 Personnel Security Investigative Files

**System location:** Primary System - Security Offices of HQ DMA, DMAHC, DMAAC - See DMA Directory for complete address.

**Categories of individuals covered by the system:** Those military and civilian personnel who are assigned to or employed by the Defense Mapping Agency and whose duties require access to classified defense information and who have therefore been investigated under the provisions of Department of Defense regulations.

**Categories of records in the system:** Files consist of two parts, one part subject two exemption of 552a(K)(5) from review one part available for review. Part (1) Exempted consists of National Agency Checks with Written Inquiries (NACI); Background Investigations (BI) Special Background Investigations (SBI); Bring-up Investigations (BU). Part (2) Available for review consists of ational Agency Checks (NAC).

**Authority for maintenance of the system:** E.O. 11652 - Classification and Declassification of National Security Information and Material - 3/10/72.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Mapping Agency - to determine eligibility for access to classified defense information and to conduct continuing Security Program

Defense Intelligence Agency - to determine eligibility for access to Sensitive Compartmented Information, applicable to Special Security Office access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of file subject.

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Retained in active file during period subject is assigned to or employed by DMA, retained in inactive file for one year following termination of subject's assignment or employment, then destroyed.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card,

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Investigations are originated based on applicant's application for employment Source of information are inquiries of birth, education, local police, federal police agency files, credit, neighborhood, personal references, etc.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 522a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**B0504-02 HQ,T,H,A,S,I**

**System name:** 504-02 Security Briefing and Debriefing Files

**System location:** Primary System - Central RS COSMIC Register Room 1B889, Pentagon, Washington, D.C. 20310

Decentralized Segments - IPO Office and/or TS Control Officer, See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Personnel briefed and debriefed on security matters



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**Categories of records in the system:** Documents relating to security briefing and debriefing of personnel authorized access to classified material. Included are briefing statements, debriefing statements and certificates, and related papers.

**Authority for maintenance of the system:** E.O. 11652 - 'Classification and Declassification of National Security Information and Material' 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Debriefing personnel upon termination of employment.

IPO Officer/TS Control Officer - use to certifying employee access of current security regulations.

Central US Cosmic Register - maintain as in information record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - Destroy one year

**System manager(s) and address:** Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Form generated by employee

**Systems exempted from certain provisions of the act:** NONE

**B0504-02-2 HQ, T, H,**

**System name:** 504-02 Special Security Briefing and Debriefing Files

**System location:** Primary System - Defense Intelligence Agency, Special Security Office, Room 1A884, Pentagon, Washington, D.C. 20310 Decentralized Segments - Security Office, HQ, T, H, A - See DMA Directory for complete address

**Categories of individuals covered by the system:** Personnel briefed and debriefed on Special Security Mtters

**Categories of records in the system:** Documents relating to special security briefing and debriefing of personnel authorized access to special classified material. Included are briefing and debriefing statements, debriefing statements and certificates, and related papers.

**Authority for maintenance of the system:** E.O. 11652 - Classification and Declassification of National Security Information and Material; 3/10/72

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Office - To verify individual employee compliance with current Special Security requirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, in safe and vault.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - Destroy one year after termination of access to information.

**System manager(s) and address:** DIA Special Security Office, Room 1A884, Pentagon, Washington, D.C. 20310

**Notification procedure:** Information may be obtained from Defense Mapping Agency, ATTN: Security Office,Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4411

**Record access procedures:** Requests from individuals should be address to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from DMA Security Officer

**Record source categories:** Individuals authorized to have access to special classified material

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 522a (j) or (k), as applicable. For additional information, contact the Systems Manager.

NONE

**B0601-01 HQ,T,A,S,I**

**System name:** 601-01 Civilian Personnel Program Reporting Files (Master File Printout)

**System location:** Personnel Offices. see DMA Directory for Complete Address Listing

**Categories of individuals covered by the system:** Any individual employed by the Agency.

**Categories of records in the system:** File contains Name, Social Security Number, Date of Birth, Sex, Service Computation Date, Location, Job Title, Grade, Series, Step, Salary, Life Insurance, Health Benefits, Organization Code, Nature and Date of LastAction Tak en, Veteran's Preference, Retirement Deductions, Type of Appointment, Master Tapes, etc.

**Authority for maintenance of the system:** Executive Order 10561. Designating Official Personnel Folders in Government Agencies as Records of the CSC and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer Thereof; 9/15/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide consolidated source of pertinent information on employees for internal requests for information and internal reports. Provides records of information transmitted to Civil Service Commission Central Personnel Data File.Available to Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Printout paper

**Retrievability:** By organization, grade level, alpha by name

**Safeguards:** Buildings/facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary. Destroy after six months.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial deter- mination may be obtained from System Manager.

**Record source categories:** Digest of Information from existing Personnel Files.

**Systems exempted from certain provisions of the act:** NONE

**B0601-01-2 T,A**

**System name:** 601-01 Civilian Personnel Program Reporting Files (Employee Retirement Record)

**System location:** Primary System - Personnel Office, See DMA Directory for complete address listing

Decentralized Segments - Department of Computer Services

**Categories of individuals covered by the system:** Any individual employed by DMA Topographic Center who is qualified for retirement

**Categories of records in the system:** Contains names of employees eligible for optional retirement within next five years. Contains name, job title, earliest retirement date, Date of Birth, Service Computation Date, Pay Plan, Grade, Step, Series, Organization Code.

**Authority for maintenance of the system:** Executive Order 10561

Designating Official Personnel Folders in Government Agencies as Records of the CSC and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer Thereof; 9/15/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisory management planning purposes and personal benefit of individuals concerned-Available to Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer printout and tape

**Retrievability:** By organization, alpha by last name

**Safeguards:** Building facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.





**Retention and disposal:** Printout

Temporary - Destroy after five years
Tape - updated periodically

**System manager(s) and address:** DMA Topographic Center, ATTN: Personnel Office, Room 132-A, Erskine Hall, 6500 Brooks Lane, Washington, D.C. 20315, TELEPHONE: Area Code 202/227-2116

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Personnel Master File computer tape in Department of Computer Services

**Systems exempted from certain provisions of the act:** NONE

**B0601-01-3 A**

**System name:** 601-01 Personnel Assistance Files

**System location:** Civilian Personnel (POX), DMAAC, 8900 South Broadway, St. Louis, Mo. 63125

**Categories of individuals covered by the system:** Aerospace Center personnel discussions with the Personnel Office.

**Categories of records in the system:** File contains memorandums for record concerning Planned Assistance Visits.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to record employee's visits to Personnel Office and discussions with Personnel Office personnel concerning their questions, advice, or complaints.

User is the Personnel Office staff.

User utilizes the information to keep records of employees' visits and have a record of discussions concerning employee questions, advice, or complaints.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Papers and memorandums.

**Retrievability:** Filed categorized by Directorates, Staff Agencies, and Departments, and then filed alphabetically by employee last name after that.

**Safeguards:** Facility employs security guards. Records are locked in file cabinets by division secretary's desk when not in use. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary record. Destroyed after 5 years.

**System manager(s) and address:** Director of Civilian Personnel (POX). DMAAC, 8900, South Broadway, St. Louis, Missouri 63125

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from the System Manager.

**Record source categories:** Backup material on employee visits to Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**B0602-03 HQ,T,H,A,S,I**

**System name:** 602-03 Organization File

**System location:** Personnel Office - See DMA Directory for complete address listing

**Categories of individuals covered by the system:** Military and civilian personnel assignment to HQ DMA

**Categories of records in the system:** Roster of people assigned to DMA by name - job number. JTD Position series-grade-organization

**Authority for maintenance of the system:** 5 U.S.C. 3101 - 'Authority for Employment'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Matching people with job numbers and JTD numbers for ceiling purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in File Folders

**Retrievability:** Chronological date

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Destroy when superseded or obsolete.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from: System Manager

**Record source categories:** Personnel action recorded for supervisory records.

**Systems exempted from certain provisions of the act:** NONE

**B0602-06 A**

**System name:** 602-06 Differential and Allowance Files

**System location:** Civilian Personnel (POX), DMAAC, 8900 South Broadway, St. Louis, Mo. 63125

**Categories of individuals covered by the system:** Aerospace Center civilian employees serving overseas; rated eligible for foreign post differential and allowance.

**Categories of records in the system:** File contains copies of DD Form 1351-2, memorandums and letters concerning differential and allowances.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of file is to record documentation (memorandums and letters) of employee's eligibility for foreign post differential, foreign quarters, and post allowance.

Users of the information are the Personnel Office staff members.

User utilizes the file as a reference folder for future transactions of similar nature.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee last name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Files are retained and maintained in Current Files Area (CFA). Temporary Record - Destroyed upon separation of employee.

**System manager(s) and address:** Director of Civilian Personnel (POX). See DMA Directory.

**Notification procedure:** Information may be obtained from System Manager.

**Record access procedures:** Requests from individuals should be addressed to: See System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Foreign allowance application, grant, and reports.



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**Systems exempted from certain provisions of the act:** NONE

**B0604-03 HQ,T,A,H,S,I**

**System name:** 604-03 Active Application Files (Applicant Supply Files)

**System location:** Primary System - DMA Personnel Offices. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Individual job applicants

**Categories of records in the system:** File contains rated applications for positions of Clerk-Typists or Clerk-Steno, test results

**Authority for maintenance of the system:** 5 U.S.C. Section 3301; Examination, certification and Appointment - Civil Service; Generally

Executive Order 10577 - Amending the Civil Service Rules and Authorizing a New Appointment System for the Competitive Service; 11/23/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Personnel Office to fill position vacancies for Clerk-Typist and Clerk-Steno positions up to GS-4 level, exchange with other organizations, such as NIH, subject to periodical inspection by Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and file cabinets

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary. Destroy after two years

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Department's rules for contesting contests and appealing initial determination may be obtained from System Manager.

**Record source categories:** Applications and tests completed by job applicants

**Systems exempted from certain provisions of the act:** NONE

**B0604-04 T,A**

**System name:** 604-04 Pending Application Files

**System location:** Civilian Personnel Offices of DMA Topographic Center and DMA Aerospace Center. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All civilian personnel concerned.

**Categories of records in the system:** Record of personnel applying for positions with DMA whose application is pending due to lack of qualifications, declining or not available for appointment. Applicants for whom there are adequate Civil Service registers.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to document individual's consideration for appointment

Personnel Office, concerned employees, employee representatives, and authorized inspectors of Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee last name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary record. Destroy in CFA after 2 years or on receipt of CSC inspection report.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Request from individuals should be addressed to System Manager

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Applications from individuals concerned--qualification statements.

**Systems exempted from certain provisions of the act:** NONE

**B0605-01 HQ,T,A,H,S,I**

**System name:** 605-01 Equal Employment Opportunity Reporting Files

**System location:** Primary System - Staff Offices, Department, Division and Branch Offices, All Components. See DMA Directory for complete address listing.

Decentralized Segment - Components and organizations of DMA

**Categories of individuals covered by the system:** All civilian employees of DMA and Components

**Categories of records in the system:** Social security number, statistical by organization/minority designation

**Authority for maintenance of the system:** Executive Order 11478, 8/8/64; Equal Employment Opportunity in the Federal Government.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Equal Employment Opportunity Office only to identify minorities and for statistical purposes. Can be subject to submission to CSC for inspection or central EEO office - counselers investigators have access to files.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes

**Retrievability:** Social Security Number

**Safeguards:** Information available only to Equal Employment Opportunity Office.

**Retention and disposal:** Retained until employee leaves Agency.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Existing Personnel Records

**Systems exempted from certain provisions of the act:** NONE

**B0605-03 HQ,T,A,H,S,I**

**System name:** 605-03 Equal Employment Opportunity Complaint Case Files

**System location:** DMA and Component organizational EEO Office

see DMA Directory for complete Address Listing

**Categories of individuals covered by the system:** Any employee who files a complaint of discrimination

**Categories of records in the system:** All documents pertaining to specific complaints of discrimination.

**Authority for maintenance of the system:** Executive Order 11478, 8/8/69; Equal Employment Opportunity in the Federal Government.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** EEO Office - to process complaints; counselors have access;

Personnel Office - to concur or non-concur with proposed disposition

Office of Counsel - formal investigation; Complainant's designated Representative

HQ DMA - to concur or non-concur with proposed decision

Civil Service Commission - appeal from initial agency decision; Department of Justice in event of litigation.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in folders in barred containers

**Retrievability:** By nameof compainant

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Components - maintained until final decision

Temporary Record - destroyed after five years
HQ DMA - permanent

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Complaints, transmittal letters, investigative data and summaries,hearing transcripts, finding of fact statements, final disposition reports, acceptance statements, withdrawl notices, and similar or related documents.

**Systems exempted from certain provisions of the act:** NONE

**B0606-01 HQ,T,A,H,S,I**

**System name:** 606-01 Official Personnel Folder Files

**System location:** Primary System - Personnel - each organization field activities - See Appendix B

Decentralized Segments - National Personnel Records Center, St. Louis, MO

**Categories of individuals covered by the system:** All civilian employees

Indebtedness - Allegations of indebtedness made by creditors to Personnel Office requesting help

**Categories of records in the system:** File contain documentation of all official personnel action taken on an employee regarding Federal service including verification of military service.

Indebtedness - copies of court judgements, responses to claim and counseling records

**Authority for maintenance of the system:** Executive Order 10561 9/15/54 Designating Government Agencies as Records of the Civil Service Commission and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer thereof.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Office - serves as the official personnel record of an employee's Federal Service

Supervisory - Merit Promotion Plan

National Personnel Records Center, St. Louis, MO. - to give information to individuals concerned after retirement or separation from government service.

Any regulatory authority such as Civil Service Commission

Indebtedness - counseling, possible use in court proceedings, supervisors and personnel for disciplinary actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by last name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - retained in active file until employee separates. Upon separation from Federal Service, file sent to National Personnel Records Center. Upon transfer to another Agency, file is sent to Agency's personnel office. Destroyed at NPRC after 75 years after date of birth.

Indebtedness - destroyed upon separation of individual.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager

**Record source categories:** Personnel forms completed by employee and Personnel Office regarding Federal employment.

Personnel Office - notification of personnel action, pay changes, change of address, change of health benefits and life insurance, letters of reprimand, verification of military service, educational transcripts. Documents generated by Civil Service Commission such as test scores, notices of ratings.

Indebtedness - official court judgements or court orders. Employees responses and creditors requests for help.

**Systems exempted from certain provisions of the act:** NONE

**B0606-02 HQ,T,H,A,I**

**System name:** 606-02 Employee Service Record File

**System location:** Primary System - Personnel Office and each organizational field activity

Decentralized Segments - Records Holding Area, Records Management Division (For TC files only) - See DMA Directory for complete address

**Categories of individuals covered by the system:** Any individual employed by HQ,T,H,A,I

**Categories of records in the system:** Card contains a summary of all personnel actions on SF-50's or pay change actions during employment of the individual concerned.

Log and disposition contains name, social security number, date of birth, when and where official Personnel Folder was sent from Personnel Office

**Authority for maintenance of the system:** Executive Order 10561, 'Designating Official Personnel Folders in Government Agencies as Records of the Civil Service Commission and Prescribing Regulations Relating to the Establishment, Maintenance, and Transfer Thereof; 9/15/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel - Card index control of personnel actions on employees and organizational control, updated

Supervisory - Statistical Purposes

Log - used by Personnel to verify employee

Records Holding Area, Records Management Division - to furnish certain information (Permanent or Temporary; Salary; How long employed; Date of birth) to other Government agencies, commercial or credit organizations, verification of employment, reasons for leaving, birth date, date of employment, information to be given to FBI, Civil Service Commission on dates of employment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card (SF 7) and Log Book

**Retrievability:** Card by organization, grade level, alphabetically by name. Log - by date

**Safeguards:** Building/facility employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record. Card (SF 7) - COFF inactive files every five years. Transfer to Records Holding Area five years after cut off. Destroy in Records Holding Area after ten years. Log - retained in Personnel, destroyed after 15 years.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card and give some verbal information that could be verified

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from: System Manager.

**Record source categories:** Card Entries - Supervisory - SF 52 action, pay actions, performance appraisals



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Personnel and Civil Service Commission Automatic Pay Actions Log - Personnel Clerk entries

**Systems exempted from certain provisions of the act:** NONE

**B0606-03 HQ,T,H,A**

**System name:** 606-03 Expert and Consultant Data Files

**System location:** Personnel Offices - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any individual employed as an expert or consultant with DMA

**Categories of records in the system:** Employment and education history, salary data, statement of duties or functions proposed for the expert/consultant.

**Authority for maintenance of the system:** 5 U.S.C. 3101 - Authority for Employment

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of collecting the information is to evaluate the merits of proposed appointments of consultants/experts and to meet CSC requirements to maintain such records.

The information is used to obtain final approval by DMA/DOD on proposed appointments of experts/consultants.

Supervisors, Personnel, OSD officials, CSC.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by name.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary. Destroy 2 years after separation of employee.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Personnel actions recorded for supervisory records.

**Systems exempted from certain provisions of the act:** NONE

**B0606-05 HQ,T,H,A,S,I**

**System name:** 606-05 Adverse Action Files

**System location:** Personnel Offices DMA. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** All civilian employees who had had adverse action taken against them.

**Categories of records in the system:** Copies of notice of proposed adverse action, the material relied on by the Agency to support the reasons in that notice, any answer made by the employee and the notice of decision.

**Authority for maintenance of the system:** E.O. 11491 - 'Labor Management Relations in the Federal services' - 10/31/69

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain records on adverse actions for use in employee appeals or grievances and as documentation in further adverse actions against an employee, information from file could be used in appeal cases to Civil Service Commission, can be used by both counsel and union in cases of representation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** This is a temporary record. Destroy after 10 years unless employee appeals; in which case, transfer to File No. 610-03 (Appeals and Grievances)

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** All documents related to adverse actions, such as removal, suspension, furlough without pay, and reduction in rank or pay for cause other than reduction-in-force. Notices of proposed action, employee's reply, statement of witness, notice of decision, and similar documents.

**Systems exempted from certain provisions of the act:** NONE

**B0607-01 HQ,T,H,A,S,I**

**System name:** 607-01 Personnel Locator Files (Alpha Listing)

**System location:** Primary Personnel Offices - See DMA Directory for complete listing.

Decentralized Segments - Computer Services - T, H, A.

**Categories of individuals covered by the system:** Any civilian individual employed by DMA

**Categories of records in the system:** Alphabetical file contains name, job title, job number, social security number, date of birth, service computation date, pay plan, grade, step, series, organization code.

Social Security Listing - Contains social security number and name.

**Authority for maintenance of the system:** 5 U.S.C. 7301 - Regulation of Conduct - Presidential Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Alpha listing - To locate employees by organization and job title and perform certain internal reports and internal requests for information within the Personnel Office within the Agency.

Social Security Number Listing - To locate an employee when social security number only is known. Used when working with error listings sent by Civil Service Central Personnel Data File.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer Printout Paper

**Retrievability:** Alphabetically by last name

Social Security Number

**Safeguards:** Building/Facility employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Alphabetical Listing - Temporary - Destroy after 6 months.

Social Security Number Listing

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Personnel Master File Computer Tape located in Department of Computer Services

Personnel Master File - Tab run





**Systems exempted from certain provisions of the act:** NONE

**B0607-03 HQ,T,A,S,I**

**System name:** 607-03 Chronological Journal Files

**System location:** Personnel Offices, TC,AC,HC - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any civilian employee of the Agency who has a personnel action pertaining to him.

**Categories of records in the system:** Contains all personnel actions for which an SF 50, Notification of Personnel Action is required.

**Authority for maintenance of the system:** E.O. 10561 - 'Designating Official Personnel Folders in Government Agencies as Records of the CSC and Prescribing Regulations Relating to the Establishment, Maintenance and Transfer Thereof' 9/15/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monthly strength reports - Internal, DoD and the Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper file of SF 50 in file folders

**Retrievability:** By date, organization, alphabetical by name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary. Destroy after 2 years in current files area

**System manager(s) and address:** See Appendix B

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Typed from SF 52, Request for Personnel Action from either management or the Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**B0608-06 HQ,T,A,H,I,S**

**System name:** 608-06 Civilian Training Reporting Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** Any civilian employee receiving training in Government and non- government facilities

Civil Service Commission
Supervisory Personnel
Members of Personnel Office

**Categories of records in the system:** File contains the Central Personnel Data Files Report showing training completed and also the quarterly report of career development executive and management training for minorities and women

**Authority for maintenance of the system:** Executive Order 11348, - Providing for Further Training of Government Employees; 4/22/67

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - for reporting training

Civil Service Commission for review
Supervisory Personnel - access to file for review

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Appropriate folder by name of individual, social security number and type of training

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Records are reviewed annually and the portion pertaining to individuals no longer employed with the Agency are destroyed.

**System manager(s) and address:** Records are destroyed after five years

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Civilian Personnel - HQ, T, A, H

**Notification procedure:** Information may be obtained from System Manager

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Individuals, interagency - professional institutions

**Systems exempted from certain provisions of the act:** NONE

**B0608-07 T,H,A**

**System name:** 608-07 Civilian Training Program Files

**System location:** Primary System - Staff Offices, Department, Division and Branch Offices, All Components. See DMA Directory for complete address

Decentralized Segments - Components and organizations of DMA

**Categories of individuals covered by the system:** Any civilian employee

**Categories of records in the system:** File contains career plans for certain executives and managements, GS-13 and above, career appraisals - performance evaluations, applications for career appraisal, and assessment of knowledges and abilities for certain managers. The files also contain minutes of executive manpower resources board meetings

**Authority for maintenance of the system:** Executive Order 11348, Providing for the Further Training of Government Employees; 4/22/67

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - for career planning and career appraisals

Supervisory and Civil Service Commission - reviews

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed within appropriate folder in alphabetical order by name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Records are destroyed after five years or five years after completion of a specific training program

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from: System Manager - See Appendix B

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record source categories:** Information and/or transcripts supplied by Federal Institution - requests by supervisor or personnel to initiate action

**Systems exempted from certain provisions of the act:** NONE

**B0608-08 HQ, T, A, H,**

**System name:** 608-08 Training Files

**System location:** Defense Mapping Agency Headquarters (HQ DMA), DMA Topographic Center (T), DMA Hydrographic Center



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(H), DMA Aerospace Center (A), Defense Mapping School (S), Inter American Geodetic Survey (I). See DMA Directory for complete address listing

**Categories of individuals covered by the system:** Any DMA civilian employee

**Categories of records in the system:** File contains documents reflecting such items as cumulative record of management training received by each supervisor, space allocations, listing of participants in after duty hours on base courses, and student evaluation of courses. Included also are Nomination for Interagency Training (OF Form 37); Enrollment and Registration Request for DoD Management Education and Training Program Courses (DD Form 1556); Training Attendance and Rating (AF Form 1151); Trainee Date (AF Form 1152); and Record of Training or Certification of Equivalency (AF Form 1514).

**Authority for maintenance of the system:** Executive Order 11348, 'Providing for the Further Training of Government Employees'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - For use in planning, scheduling, approving, documenting, and evaluating training. Also, for statistical information needed in various reports.

Supervisory - For use in personnel administration.
Civil Service Commission - Inspection purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

5' x 8' file cards.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Civilian Personnel Office - Records are destroyed after five years.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Civil Service Commission, Academic Institutions, Professional Organizations and Inter-Agency training.

**Systems exempted from certain provisions of the act:** NONE

**B0608-09 HQ,T,A,H,S,I**

**System name:** 608-09 Contract Training Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** Any civilian employee concerned

**Categories of records in the system:** File contains documents reflecting contract training of civilian employees in non-government facilities - covering such items as information used in rating applicants for Long-Term Full Time Training (LTFTT), service agreements for LTFTT, employee selection, student evaluation, contracts between Agency and non-government training facilities.

**Authority for maintenance of the system:** Executive Order 11348, Providing for the Further Training of Government Employees; 4/22/67

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - For use in planning, scheduling, approving documenting and evaluating training. Also, for statistical information needed in various reports.

Managers - For use in personnel administration.
Academic Institutions - Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary - Record destroyed 3 years after completion of training or upon expiration of obligated service agreement.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Transcripts from previous academic Institutions, Professional Organizations

**Systems exempted from certain provisions of the act:** NONE

**B0608-10 HQ,T,A,H,I,S**

**System name:** 608-10 Record of Training Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any individual trainee participating in off-the-job training courses.

**Categories of records in the system:** Files contain listing of all courses which the Agency sponsors for the individuals' length, dates and cost of each course.

**Authority for maintenance of the system:** Executive Order 11348 5 U.S.C. Section 4103 and 4118 - Establishment of Training Programs; Training - Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - For use in administering training program and documenting record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

Card files

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Records are reviewed annually and the portion pertaining to individuals no longer employed with Agency are destroyed.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Supervisors approval, employee request forms, academic institutions

**Systems exempted from certain provisions of the act:** NONE

**B0609-01 HQ,T,H,A,S,I**

**System name:** 609-01 Referral and Selection Files

**System location:** Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** All applicants for positions

**Categories of records in the system:** Contains position vacancy announcements and records of persons applying, their ratings and the persons referred and selected for the vacancy

**Authority for maintenance of the system:** Executive Order 10577 - Amending the Civil Service Rules and Authorizing a New Appointment System for Competitive Service; 11/23/54





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a record of employees selected under the Civilian Personnel Office, Promotion Panel, EEO, Personnel, CSC

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Envelopes in file cabinets

**Retrievability:** By vacancy announcement number

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary - destroy after two years

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personnel visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information is provided by employee, their supervisor, and the selecting official

**Systems exempted from certain provisions of the act:** NONE

**B0609-05 A**

**System name:** 609-05 Occupational Inventory Files

**System location:** Priamry System - Office of Civilian Personnel (POP), DMAAC, 8900 South Broadway, St. Louis, MO 63125.

Decentralized Segments - All Directorates, Staff Agencies and Departments DMAAC, St. Louis, MO: DMAAC Geodetic Survey Squadron, FE Warren AFB, WY 82001; DMAAC Cartographic Technical Squadron, March AFB, CA 92508.

**Categories of individuals covered by the system:** Employee concerned, supervisor and Personnel Office

**Categories of records in the system:** Record contains information on qualifications, availability, appraisals, and other data on persons registered in specific career fields (DMATC Fm 1405 POP-5 and 1405 pop-4)

**Authority for maintenance of the system:** 5, E.O. 10577 - Amending the Civil Service Rules and Authorizing a new Appointment System for Competitive Services, 11/23/54

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is utilized to provide numerical appraisal of employee's current performance.

Category of users are civilian employees, supervisors and Personnel Office.

Specific use, the user utilizes the information to provide numerical appraisal of employee's current performance and potentials for middle and high level managerial and executive positions, and potential for general schedule nonsupervisory positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically be last name according to position level.

**Safeguards:** Facility employs security guards on a continuous basis. Records are maintained in area accessible only to authorized personnel. Records are stored in locked file cabinets.

**Retention and disposal:** Primary System - Forms are maintained and retained in current files area (CFA). Forms are destroyed 2 years after individual is no longer eligible for consideration.

**System manager(s) and address:** Office of Civilian Personnel (POP), DMAAC, 8900 South Broadway, St. Louis, MO 63125.

**Notification procedure:** Request should be addressed to above SYSMANAGER - See Appendix B.

Requesting individual should provide proper identification, such as, identification badge, when inquiring about whether or not the system contains a record about him/her.

The requestor may visit the Office of Civilian Personnel (POP), HQ DMAAC, 8900 South Broadway, St. Louis, MO 63125 to obtain information on whether the system contains records pertaining to him/her.

For personal visits, the individual should be able to provide some acceptable identification, that is, employee badge, and be in a position to give verbal information that could be verified with his file folder.

**Record access procedures:** Information may be obtained from:

Office of Civilian Personnel (POP)
HQ DMAAC
8900 South Broadway
St. Louis, MO 63125
Telephone: Area Code 314/268-8354

**Contesting record procedures:** The Agency's rules for access to records and for containing contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee, Supervisor, Personnel Office, DMAAC Fm 1495 POP-5 and 1405 POP-4

**Systems exempted from certain provisions of the act:** NONE

**B0609-05-2 HQ**

**System name:** 609-05 Comptroller/Financial Management Civilian Career Referral System.

**System location:** Manpower & Management Division, Headquarters Defense Mapping Agency, Bldg. 56, U. S. Naval Observatory, Washington, D. C. 20305.

**Categories of individuals covered by the system:** Any individual in the Defense Mapping Agency who is at grade GS-13 or above in occupation series covered by this program and who prepared the required registration material.

**Categories of records in the system:** Personal Qualifications Statement (SF-171), Employee Career Appraisal (DD Form 1917 or DD Form 1556), Request for Preliminary Employment Data (SF Form 75) and miscellaneous other material, such as letters of commendation, which are submitted voluntarily by employees registering in the system. Also, correspondence and internal memoranda relating to the internal administration of the system.

**Authority for maintenance of the system:** 5 U.S.C. 3101 - Authority for Employment; 5 U.S.C. 3301 - Examination, Certification, and Appointment - Civil Service; Generally.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide referral information to DoD Components when a notice is received from a DoD Component that a vacancy exists in a position COVERED BY THIS PROGRAM.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders in a safe.

**Retrievability:** Filed alphabetically by last name of each registrant.

**Safeguards:** Building employees security guards. Records are maintained in a security container and in an area accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Records are retained as long as the individual is eligible for registration and desires to remain registered in the system; records are destroyed when obsolete.

**System manager(s) and address:** Chief, Manpower and Management Division, Headquarters Defense Mapping Agency.

**Notification procedure:** Information may be obtained from the SYSMANAGER.

**Record access procedures:** Information may be obtained from the SYSMANAGER at the address indicated under location.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

Telephone: 202-254-4487

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determina-



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tions by the individual concerned may be obtained from the System Manager.

**Record source categories:** All information pertaining to individuals registered in the system is either supplied by the individual, his supervisors or his servicing Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**B0609-07 HQ,T,A,H,I**

**System name:** 609-07 Individual Overseas Employment Referral Files

**System location:** Personnel Office - HQ,TC,AC,HC - See DMA Directory for complete address

**Categories of individuals covered by the system:** Any individual registered in the Overseas Employment Referral Program

**Categories of records in the system:** File contains documents on employees registered in Overseas Employment Referral Program. Includes application, name, skills, grade levels, locations, for which registered, offers received and action taken, correspondence with registrant, date dropped from system and reasons.

**Authority for maintenance of the system:** 5 U.S.C. 3101 - Authority for Employment

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Place employees in automated Overseas Employment Program

Any agency employing personnel overseas
Supervisors
Personnel Office

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by last name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary - Destroy 2 years after individual is dropped from system.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Form completed by employee with advice of personnel representatives.

**Systems exempted from certain provisions of the act:** NONE

**B0609-09 A**

**System name:** 609-09 Occupational Qualification List Files

**System location:** DMAAC Comptroller (CM), Second & Arsenal Streets, St. Louis, MO 63118

DMAAC Civilian Personnel Directorate (PO), 8900 South Broadway, St. Louis, MO 63125.

**Categories of individuals covered by the system:** Concerned civilian mathematicians, physicians, and cartographers employed at DMAAC.

**Categories of records in the system:** File contains work and educational history, training, awards, performance and appraisal data.

**Authority for maintenance of the system:** 5 U.S.C. 3101-Authority for Employment

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of tape is to collect information concerning selected educational backgrounds, mathematicians, physicians and cartographers.

User - Civilian Personnel Directorate (PO)
User utilizes the files to determine employee skills for merit promotion consideration
Promotion Panels (Ad-Hoc)

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, paper cards and paper computer printout.

**Retrievability:** Filed by reel number and within mechanized listings arranged alphabetically within organizational location and grade.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Tape is retained in tape library and is updated by input cards. The input cards and printouts are destroyed when superseded or upon separation of employee

**System manager(s) and address:** DMAAC Civilian Personnel Directorate (PO), 8900 South Broadway, St. Louis, MO 63125

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Civilian Personnel Office and supervisor

**Systems exempted from certain provisions of the act:** NONE

**B0610-01 HQ,T,A,H,I,S**

**System name:** 610-01 Hours of Work Files

**System location:** Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** Employees who request change in hours of work.

**Categories of records in the system:** Contains employees name, reason for desiring change in work hours, decisions to approve or disapprove.

Supervisors, Personnel Office, Office of Comptroller

**Authority for maintenance of the system:** 5 U.S.C. 7301 - Regulation of Conduct - Presidential Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to show changes in hours of work of individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by name

**Safeguards:** Buildings or facilities employ security guards. ecords are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy one year after no longer effective

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the indi- viduals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Individuals originating request review of approval or disapproval by supervisor.

**Systems exempted from certain provisions of the act:** NONE

**B0610-03 HQ,T,A,H,I,S**

**System name:** 610-03 Appeals Files

**System location:** HQ, T, A, H, I

**Categories of individuals covered by the system:** All civilian employees who file an appeal to a removal, suspension for more than 30 days, furlough and reduction in rank or pay.

**Categories of records in the system:** File contain copies of; notice of proposed action, supporting evidence, employee reply, notice of decision, record of when a hearing is held

**Authority for maintenance of the system:** Executive Order 11787 - Revoking Executive Order No. 10987, Relating to Agency Systems for Appeals from Adverse Actions 5 USC 7512, 7701





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintained for use in appeal proceedings.

Personnel Office
Employee Representative
Supervisors
Hearing Officer
Civil Service Commission
Equal Employment Opportunity

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and magnetic tapes

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Destroy in current files area after seven years unless appeal is still pending.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Supervisors, employee, witnesses.

**Systems exempted from certain provisions of the act:** NONE

**B0610-03-2 HQ,T,A,H,I**

**System name:** 610-03 Grievance Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** All civilian employees who have filed a grievance.

**Categories of records in the system:** File contains correspondence relative to grievance, investigation report, decision by management at various steps of procedure, supporting evidence. Hearing record, Examiners Report, Grievance decision.

**Authority for maintenance of the system:** 5 U.S.C. 1302, 3301, 3302

Executive Order 11491 as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate the merits of employee grievances and to make decisions on grievances

Personnel Office, Employee Representative, Supervisors Grievance Examiner, Civil Service Commission, Equal Employment Opportunity Officer, Local Union Officials

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folder - magnetic tape recording when a hearing is held

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Temporary Record - destroy after seven years unless appeals are pending

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Supervisors, employee, witnesses and grievance examiners

**Systems exempted from certain provisions of the act:** NONE

**B0611-01 T,A,H,I**

**System name:** 611-01 Reduction in Force Card Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** All civilian employees at Agency

**Categories of records in the system:** File contains reduction-in-force data; including name of employee, date, position, grade, last performance rating, competitive level code and similar information

**Authority for maintenance of the system:** 5 USC 3502; Order of Retention

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To construct retention register in event of reduction in force

Employees, Union Officials, Personnel, Supervisors

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper cards in card boxes

**Retrievability:** Alphabetically by job title, competitive level code, name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary - destroy upon separation of employee or upon updating

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing. initial determination may be obtained from System Manager.

**Record source categories:** Official Personnel Folder and SF 7, Service Record Card

**Systems exempted from certain provisions of the act:** NONE

**B0611-03 T,A,H,I**

**System name:** 611-03 Retention Register Files

**System location:** Personnel Offices - See DMA Directory for complete address Listing.

**Categories of individuals covered by the system:** All civilian employees at Agency

**Categories of records in the system:** File contains retention groups of employees according to tenure, length of service, performance ratings and veterans preference

**Authority for maintenance of the system:** 5 USC 3502; order of Retention

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine ranking of employees in the event of reduction-in-force

Employees, Union officials, Personnel, Supervisors

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By competitive level code - individual name

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properlyscreened, cleared, and trained

**Retention and disposal:** Temporary - destroy after two years unless appeals are pending

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager

**Record source categories:** Reduction-in-Force Card Files - Official Personnel Folder - Service Record Card (SF 7)

**Systems exempted from certain provisions of the act:** NONE

**B0612-01 HQ,T,H,A,S,I**

**System name:** 612-01 Basic Labor Relations Files

**System location:** Personnel Offices - See DMA Directory for complete address listing



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**Categories of individuals covered by the system:** Civilian Employees who file grievances under negotiated grievance procedure.

**Categories of records in the system:** File contains correspondence relative to grievance, decisions by supervisors at various steps of procedure and report of arbitrator when abitration is requested.

**Authority for maintenance of the system:** E.O. 11491 as amended. - Labor Management Relations in the Federal Service; 10/31/69

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To resolve labor management disputes

Supervisors, Personnel Office, Union representatives, arbitrator, Federal Labor Relations Counsel, DoD.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders

**Retrievability:** Alphabetically by name

**Safeguards:** Buildings or facility employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record Destroyed after 7 years unless appeals are pending.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Supervisor, Labor Organizations, Employee, Arbitrator, Witnesses.

**Systems exempted from certain provisions of the act:** NONE

**B0613-05 HQ,T,A,H,I,S**

**System name:** 613-05 Incentive Awards

**System location:** Civilian Personnel Offices - See DMA Directory for complete address

**Categories of individuals covered by the system:** All civilian employees who have submitted a beneficial suggestion.

Civilian employees who have been recommended for an award.

**Categories of records in the system:** Documents related to submitting, evaluating, and approving or disapproving each award; includes suggestion and performance awards

**Authority for maintenance of the system:** 5 U.S.C. Section 4502, 4503, 4504 and 4506; Incentive Awards

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as a basis for awarding employees

Suggestions - save money, increase efficiency, improve morale

Statistical Reports containing number of awards, amount of money saved

Employees (originate), Supervisors or official who evaluate suggestions, Incentive Awards Boards, Personnel Office, Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by Fiscal Year. Suggestion - sequential numerical code

Performance Awards - individuals name, alphabetical

**Safeguards:** Stored in locked file cabinet

**Retention and disposal:** Temporary Record destroy two years after final action

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Suggestions received from employees, Suggestion Evaluations and Performance awards received from supervisors.

**Systems exempted from certain provisions of the act:** NONE

**B0614-01 T**

**System name:** 614-01 Official Records (Military) Files and Extracts

**System location:** Military Personnel Office, DMATC - See DMA Directory for complete address.

**Categories of individuals covered by the system:** Military Personnel assigned to DMA

**Categories of records in the system:** Navy-Documents as required by Bureau of Naval Personnel Manual (BUPERSMAN) NAVPERS 15791.B.

Army-Documents as required by Army Regulation 640.10

Enlisted and Officer personnel folders - co

Statement of Military History, Qualification Records.

**Authority for maintenance of the system:** 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Heads of major staff elements to determine the acceptability of an individual nominated by the parent service for a DMA Position.

For Review by appropriate DMA Officials responsible for the preparation of efficiency/fitness/effectiveness reports and award recommendations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by name of individual

**Safeguards:** Buildings, facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Permanent Record. Retained until departure of individual DMA, MPRJ handcarried to transfer point by individual upon separation from the service and subsequently retired to National Records Center (Military Records) 9700 Page Boulevard, St. Louis, MO 63132.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager

Written requests for information should contain the full name of the individual current address and telephone number, service number on all correspondence received from this office. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification cards, and give some verbal information that could be verified.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from: Personnel Office, DMATC, 6500 Brooks Lane, Washington, D.C. 20315.

**Record source categories:** Information is obtained from the individual's Service Military Personnel Center, the individual's rating official within the DMA and the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**B0614-02 T,A**

**System name:** 614-02 Military Services Administrative Record Files

**System location:** Directorate of Administration, DMAAC; Military Personnel Division, DMATC. See DMA Directory for complete mailing address.

**Categories of individuals covered by the system:** Military Personnel assigned to Topographic Center and Aerospace Center

**Categories of records in the system:** File contains letters, memorandums, emergency data, and assignment actions.

**Authority for maintenance of the system:** 21 USC 1175





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of collecting the information is to maintain information to act as a liaison between individual, DMA, and Servicing CBPO's.

User of the collected information is the Commander, Military Personnel Division, and the individual.

User utilizes the collected information to have available information when needed on assigned military personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee last name.

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Destroy in accordance with parent service directives.

**System manager(s) and address:** Director of Civilian Personnel (POX). See DMA Directory

**Notification procedure:** Information may be obtained from System Manager

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, and social security number. Visits are limited to normal working hours.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Leave records, finance documents, transmittals, personnel rosters, physical examinations, personnel actions, locator cards, trip reports, copies of orders/reassignments.

**Systems exempted from certain provisions of the act:** NONE

**B0615-02 HQ,T,H,A,I,S**

**System name:** 615-02 Federal, State and Professional Safety Councils and Committees Files

**System location:** Safety Offices - HQ, T, H, A, I, and S. See DMA Directory for complete address

**Categories of individuals covered by the system:** Safety Officer, Safety Monitors and Fire Marshalls of DMA

**Categories of records in the system:** Individuals appointed Safety Officers, Safety Monitors, Fire Marshall and related appointments

**Authority for maintenance of the system:** Executive ORDER 11807 Occupational Safety and Health Programs for Federal Employees - 9/28/74

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Safety Office - informational records of assignments

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record - destroy two years after termination of appointment

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Safety Council and committee membership and appointed Safety Monitors and Fire Marshalls

**Systems exempted from certain provisions of the act:** NONE

**B0615-07 HQ, T,H,A,S,**

**System name:** 615-07 Safety Awards Files

**System location:** Safety Offices of DMA. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Any DMA Driver

**Categories of records in the system:** File contains list of the names of drivers who have received safe driver awards. All correspondence between the Safety Office and the National Safety Council

**Authority for maintenance of the system:** 5 U.S.C. 4503 - Agency Awards

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Safety Office - used to document and present safe driver awards

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name

**Safeguards:** Buildings and facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained

**Retention and disposal:** Records are permanent. Cut off annually, held inactive for one year, transferred to Records Holding Area (RHA), held two years and retired to the Washington National Records Center (WNRC)

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager. DMA Directory Appendix B

**Record source categories:** Driver record of the individual and all correspondence between the Safety Office and the National Safety Council

**Systems exempted from certain provisions of the act:** NONE

**B0615-11 HQ,T,H,A,S,I**

**System name:** 615-11 Accidental Injury/Death Reporting Records Files

**System location:** Personnel Offices - HQ, T, H, A, S, I - See DMA Directory for complete address

**Categories of individuals covered by the system:** DMA employees injured as a result of accident

**Categories of records in the system:** Files contain necessary forms and records and reports of accident and injuries

**Authority for maintenance of the system:** 29 USC 668 - Occupational Safety and Health Programs of Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Safety Office - for reporting all injuries of persons assigned to DMA for preparation of statistical reports to other required activities



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex

**Retrievabilty:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Records is temporary-CUT OFF end of each year; Inactive one year; Transfer to Records Holding Area; Destroy after five years

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above System Manager

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information made available by the employee and the supervisor

**Systems exempted from certain provisions of the act:** NONE

**B0901-04 T,A**

**System name:** 901-04 Civilian Employee Health Clinic Record

**System location:** Primary System - Civilian Employee Health Clinic - T,A. See DMA Directory for complete address

**Categories of individuals covered by the system:** Any individual employed by DMA Topographic Center and Aerospace Center and any individual employed by other Government agencies housed in the DMATC/DMAAC complex

**Categories of records in the system:** File contains information on treatment of employee received at dispensary at TC and AC

**Authority for maintenance of the system:** 5 USC 7901 - Health Service Programs; 5 U.S.C. 8103 - Compensation for Injuries - Medical Services and Initial Medical and Other Benefits

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Employee Health Clinics - to maintain medical records of individuals receiving treatment at the clinic for illness/injury while on duty

Family Doctor will have full access to the information
Supervisors may inquire to record of injury

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5x8 card files in cabinet

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Topographic Center - destroy 25 years after separation of individual, upon transfer of employee transfer to gaining organization

Aerospace Center - on transfer of individual, record is transferred to gaining organization. On separation record is returned to National Personnel Records Center (NPRC) with the individuals official Personnel Folder

**System manager(s) and address:** DMA Topographic Center, ATTN: Personnel Office, Room 132-A, Erskine Hall, 6500 Brooks Lane, Washington, D.C. 20315, TELEPHONE: Area Code 202/227-2116CPO DMAAC. See DMA Directory for complete address.

**Notification procedure:** Information may be obtained from: Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Entry of information by attending nurse. Record of treatment.

**Systems exempted from certain provisions of the act:** NONE

**B0901-06 T,A,H,S**

**System name:** 901-06 Blood Donors Files

**System location:** Civilian Personnel Office - See DMA Directory for complete address

**Categories of individuals covered by the system:** All civilian employees who have donated blood

**Categories of records in the system:** File contains cards with names, dates and amount of blood donated.

**Authority for maintenance of the system:** 5 U.S.C. Section 7901; Health Service Programs

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Uses are for awarding employees with certificates and pins.

Personnel Office, Supervisors, blood collectors

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** cards

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Destroy when employee is separated from Agency

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agencys' rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Information received from collecting Agency

**Systems exempted from certain provisions of the act:** NONE

**B0901-07 HQ,T,A,H,I**

**System name:** 901-07 Alcoholism and Drug Abuse Files

**System location:** Civilian Personnel Offices - See DMA Directory for complete addresslisting.

**Categories of individuals covered by the system:** All civilian employees who have contacted program counselor requesting assistance.

**Categories of records in the system:** File contains counseling interview notes, medical documents, therapy/treatment referral notes.

**Authority for maintenance of the system:** 21 USC 1175

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To help employees with alcohol or drug problems

Medical Officer - diagnose problem
Counselor - to give advise and management

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed chronologically by number; names deleted, but are known by counselor.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary - destroy when no longer needed or upon separation of employee

**System manager(s) and address:** Defense Mapping Agency, ATTN: Personnel Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4066

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Employee interviews and medical reports





Employee or relatives

**Systems exempted from certain provisions of the act:** NONE

**B1001-09 S**

**System name:** 1001-09 School Reporting Files

**System location:** Defense Mapping School(S). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Military personnel and civilian personnel attending courses of instruction at DMS.

**Categories of records in the system:** Enrollment records, release of students, graduates, failure of students, class rosters.

**Authority for maintenance of the system:** E.O. 11348

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for military assignments, monitor career progression and changes of courses of instruction in the event it is recommended and required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** CUTOFF at end of calendar year, held additional year, retired to Records Holding Area, held an additional year and destroyed.

**System manager(s) and address:** DMA Defense Mapping School. ATTN: Office of Administration and Records, Fort Belvoir, Virginia 22060, TELEPHONE: Area Code 703/664-1983

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number, dates of attendance and name of course.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, driver's license, proof of social security identification and give some verbal information that could be verified with individual's record.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Scheduled courses of instruction, class leaders, class instructors, academic division chiefs.

**Systems exempted from certain provisions of the act:** NONE

**B1001-11 S**

**System name:** 1001-11 Faculty Development Program Files

**System location:** Defense Mapping School(S). Staff Offices, Departments, Division and Branch offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Assigned military personnel and civilian employees at DMS.

**Categories of records in the system:** Files consist of record of qualifications, experience, effectiveness, and comparable information, evaluation forms, biographical data and similar documents.

**Authority for maintenance of the system:** E.O. 113484/22/67; Providing for the further Training of Government Employees

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by management for retention of potential instructors, assigned instructors and staff, selection of guest speakers, determining need for additional training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** CUTOFF end of year, held additional year current files area, transferred Records Holding Area, held additional two years, then destroyed.

**System manager(s) and address:** DMA Defense Mapping School. ATTN: Office of Administration and Records, Fort Belvoir, Virginia 22060, TELEPHONE: Area Code 703/664-1983

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number, dates of assignment or employment and name of supervisor.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, driver's license, proof of social security identification, and give some verbal information that could be verified with individual's record.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Records initiated during course of instruction, by instructors, academic division and branch chiefs.

**Systems exempted from certain provisions of the act:** NONE

**B1002-02 S**

**System name:** 1002-02 School Faculty Board Review Files

**System location:** Defense Mapping School(S). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Military and civilian personnel attending courses of instruction at DMS.

**Categories of records in the system:** Files consist of class standing, ratings, classification and proficiency of students Minutes of faculty board meetings and related documents.

**Authority for maintenance of the system:** E.O. 113484/22/67; Providing for the Further Training of Government Employees

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide information on individual students, class standings, rating and proficiency.Available to Promotion Panels in Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** CUTOFF at end of year, held one year and then destroyed.

**System manager(s) and address:** DMA Defense Mapping School, ATTN: Office of Administration and Records, Fort Belvoir, Virginia 22060, TELEPHONE: Area Code 703/664-1983

**Notification procedure:** Information may be obtained from Above

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number, dates of attendance and name of course of instruction.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, driver's license, proof of social security identification, and give some verbal information that could be verified with individual's record.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Faculty review board, instructors, chiefs of divisions and branches of courses of instruction and individual student.

**Systems exempted from certain provisions of the act:** NONE

**B1002-06 S**

**System name:** 1002-06 Individual Academic Record Files

**System location:** Defense Mapping School(S). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Military and civilian personnel attending courses of instruction at DMS.

**Categories of records in the system:** Files consist of documents indicating course of attendance, length of each course, extent of completion of course, results thereof, aptitudes and personal qualities and documents relating to extension courses.



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**Authority for maintenance of the system:** E.O. 11348/22/67;Providing for the Further Training of Government Employees. 4/22/67; Providing for the Further Training of Government Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for determining qualifications to base a determination on students potentialityand to revise students cirriculum.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Reference files CUTOFF end of course held one year, then destroyed. Feeder information submitted to United States Army Engineer School Fort Belvoir, Virginia 22060 who has operational control of DMS and who retains SYSNAME for a longer retention period and disposition.

**System manager(s) and address:** DMA Defense Mapping School, ATTN: Office of Administration and Records, Fort Belvoir, Virginia 22060, TELEPHONE: Area Code 703/664-1963

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number, dates of attendance and name of course of instruction.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, driver's license, proof of social security identification, and give some verbal information that could be verified with individual's record.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from Systems Manager the SYSMANAGER.

**Record source categories:** Individuals, class leaders, class instructors, academic divisions and branch chiefs.

**Systems exempted from certain provisions of the act:** NONE

**B1002-07 S**

**System name:** 1002-07 Collateral Individual Training Record Files

**System location:** Defense Mapping School(S). Staff Offices, Departments, Division and Branch Offices, all Components. See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** Military and civilian personnel attending course of instruction at DMS.

**Categories of records in the system:** Files consist of training records of individuals and posted to basic individual academic training record files or long term records, absentee reports, delinquency reports, registration forms, examination papers and similar or related documents.

**Authority for maintenance of the system:** E.O. 11348/22/67;Providing for the Further Training of Government Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record attendance at classes, progress of students, information for counselling individuals when required and recommending specific remedial action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or Kardex book.

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Destroyed on graduation or elimination of individual or on completion of course of instruction, whichever applies

**System manager(s) and address:** DMA Defense Mapping School, ATTN: Office of Administration and Records, Fort Belvoir, Virgina 22060, TELEPHONE: Area Code 703/664-1963

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification, driver's license, proof of social security identification and give some verbal information that could be verified with individual's record.

**Contesting record procedures:** The Agencys rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Individual students, class leaders, class instructors, academic divisions and branch chiefs.

**Systems exempted from certain provisions of the act:** NONE

**B1202-17 T,A**

**System name:** 1202-17 Contracting Officer Designation Files

**System location:** Contracting Offices - T & A - See DMA Directory for complete mailing address

**Categories of individuals covered by the system:** Employee designated Contracting Officer and Contracting Officer Representative at DMA

**Categories of records in the system:** Documents reflecting the designation and decission of Contracting Officers and Contracting Officers representative which includes the specific procurement authorities delegated

**Authority for maintenance of the system:** 44 USC 3101 - Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents showing individual designated as contracting officers or Contracting Officers Representatives (COR).

Data includes limitations or restrictions on authority

Data includes background information on 'COR' for use in other contracts

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Temporary Record, cut off upon recession or termination and placed in an inactive file area for one year Transferred to Records Holding Area and held for five years and then destroyed

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Certificate of Appointment and background information on education, DD Form 1539, and specific information on procurement authorities delegated

**Systems exempted from certain provisions of the act:** NONE

**B1205-05 T,A**

**System name:** 1205-05 Property Officer Designation Files

**System location:** Property Officers of DMATC and DMAAC - See DMA Directory for complete address

**Categories of individuals covered by the system:** Employees designated Property Officers who have property accounts for their organizations, and have been issued an account number.

**Categories of records in the system:** Forms and/or memorandums designating property officers. Included are letters of appointment and revocation.

**Authority for maintenance of the system:** 40 U.S.C. 486; Management and Disposal of Government Property





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Memorandums or forms showing who or which individual is authorized custodian for equipment for the various organizations within the Agency. Name of individual grade and organization are shown on this document.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By individual's account number and organization.

**Safeguards:** Buildings, facility employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record - Destoryed in the active office two years after termination of appointment.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and some verbal information that could be verified.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Internal correspondence designating responsible property accounting individuals

**Systems exempted from certain provisions of the act:** NONE

**B1205-23 T,H,A,S,I**

**System name:** 1205-23 Report of Survey Files

**System location:** T,H,A,S,I - See DMA Directory for complete address listing.

**Categories of individuals covered by the system:** DMA personnel that have loss, damage, or destroyed accountable Government property

**Categories of records in the system:** Files consist of reports that describe the circumstances concerning loss, damage or destruction of Government property

**Authority for maintenance of the system:** 40 USC 486 - Management and Disposal of Federal Property - Policies, Regulation and Delegations; Promulgation by President

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Logistics Officer - determine responsibility and recommend appropriate action be taken as to pecuniary liability

Director final decision on payment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folders and/or Kardex book

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings or facilities employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained

**Retention and disposal:** Cutoff end of year, held one year, transferred Records Holding Area, held two years, then destroyed

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to system manager.

Written requests for information should contain the full name of the individuals current address and telephone number, and the Case (Control) number that appears with the office symbol, on all correspondence received from this office

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Report of lost damaged or destroyed property

**Systems exempted from certain provisions of the act:** NONE

**B1206-02 T, A**

**System name:** 1206-02 Self Service Store Authorization Card Files

**System location:** Logistics Offices - DMATC, DMAAC - See DMA Directory for complete address

**Categories of individuals covered by the system:** DMA personnel authorized self-service store cards.

**Categories of records in the system:** Cards identifying individuals as authorized self-service store representatives, requests for issuance of cards, correspondence concerning lost and found cards and related documents.

**Authority for maintenance of the system:** 40 U.S.C. 486; Management and Disposal of Federal Property.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Indicates individuals authorized to sign/receipt for supplies in a designated activity.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card file and file cabinets

**Retrievability:** By account number and organization, alphabetical by last name

**Safeguards:** Buildings and Facility employ security guards. Reports are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record. Held in active file until expiration of card or change of individual; held two years and destroyed.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could be used to verify employment.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Memorandums, cards, forms designating an individual authorization to sign for supplies received from the self-service store.

**Systems exempted from certain provisions of the act:** NONE

**B1208-06 T,A**

**System name:** 1208-06 Motor Vehicle Operator's Permits and Qualifications Files

**System location:** Primary System - Motor Pool, DMATC(T) and DMAAC(A) - See DMA Directory for complete address

Decentralized Segments - Official Personnel Folder; Personnel Records (Civilian) Center - St. Louis, MO.

**Categories of individuals covered by the system:** All DMA employees qualified and issued a motor vehicle operators permit.

**Categories of records in the system:** Contains information on employee qualification record and cards and logs in regards to permits issued to individuals authorized to operate Government equipment.

**Authority for maintenance of the system:** 40 U.S.C. 491; Management and Disposal of Federal Property-Motor Vehicle Pools and Transportation Systems.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Motor Pool used as a record of scores on tests, such as: eye examinations, reaction ex-



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aminations; and as a quick reference on an individual having a license to operate a Government Vehicle.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Rotary Card file and Log Book

**Retrievability:** ROTARY Card File - By last name of individual

Log Book - By number of permit

**Safeguards:** Building, Facility employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record - Permit is a three year record - Destroyed in the Motor Pool

Permanent Record - Qualification Record - kept in active office until separation or transfer of individual concerned, then transferred to Personnel Office for incorporation into the Official Personnel Folder.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401 .

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determination may be obtained from System Manager.

**Record source categories:** Qualification records consisting of scores on tests.

**Systems exempted from certain provisions of the act:** NONE

**B1211-03 HQ,T,A,I**

**System name:** 1211-03 Passport Files

**System location:** Primary System - HQ DMA(HQ), DMATC(T), DMAAC(A), IAGS(I). See DMA Directory for complete address

Decentralized Segment - State Department (Passports)

**Categories of individuals covered by the system:** Individuals traveling overseas on official government orders.

**Categories of records in the system:** Documents relating passports and visas for DMA personnel, including their dependents. Included are requests and receipts for passports, transmittal letters, control cards, and related documents.

**Authority for maintenance of the system:** 44 U.S.C. 3101; Records Management by Federal Agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel travel in processing for travel orders.

Used by individuals of DMA and their dependents for travel purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders - paper records in locked cabinets.

**Retrievability:** By name of individual - Alphabetically

**Safeguards:** Buildings, facility employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record - Held in active office until separation or transfer of individual.

Transferred to State Department upon transfer or separation of individual.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could verify employment.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determination should be obtained from System Manager.

**Record source categories:** Requests and receipt for passports and visas.

**Systems exempted from certain provisions of the act:** NONE

**B1211-06 HQ,T,A**

**System name:** 1211-06 Transportation Officer Appointment Files

**System location:** Travel Office, HQ DMA(HQ), DMATC(T), DMAAC(A) - See DMA Directory for complete address.

**Categories of individuals covered by the system:** Individuals appointed to act as transportation officers, assistant transportation officers or transportation agents.

**Categories of records in the system:** Documents reflecting appointments of individuals to act as transportation officers, assistant transportation officers or transportation agents.

**Authority for maintenance of the system:** 44 U.S.C. 3101; Records Management by Federal Agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to officially designate transportation officers, assistants and agents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders

**Retrievability:** By name of Individual

**Safeguards:** Buildings, facility employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record. Destroy two (2) years after termination of appointment.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address and telephone number, social security number.

For personal visits the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could verify employment.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determination should be obtained from System Manager.

**Record source categories:** Memorandums or letters reflecting individuals appointed to act as transportation officers, assistants or agents.

**Systems exempted from certain provisions of the act:** NONE

**B1211-07 HQ,T,A**

**System name:** 1211-07 Individual Government Transportation Files

**System location:** Primary System - Travel Office - HQ DMA(HQ), DMATC(T), DMAAC(A) - See DMA Directory for complete address listing.

Decentralized Segments - Records Management, Records Holding Areas

**Categories of individuals covered by the system:** DMA employees authorized government travel.

**Categories of records in the system:** Travel orders and other pertinent correspondence and related documents, and copies of issued and canceled transportation requests, transportation certificates, MAC transportation authorizations.

**Authority for maintenance of the system:** 44 U.S.C. 3101; Records Management by Federal Agencies.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to officially designate Transportation Officer, Assistants and Agents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders

**Retrievability:** Alphabetical by name on individual folders or by TR number in case of group travel.

**Safeguards:** Buildings, facility employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary Record. Travel Office holds for one year, transfers to Records Holding Area, held for three (3) years and then destroyed.

**System manager(s) and address:** Defense Mapping Agency, ATTN: Administrative and Communications Office, Building 56, U.S. Naval Observatory, Washington, D.C. 20305, TELEPHONE: Area Code 202/254-4401

**Notification procedure:** Information may be obtained from Above.

**Record access procedures:** Requests from individuals should be addressed to System Manager.

Written requests for information should contain the full name of the individual, current address, and telephone number, social security number.

Personal visits - the individual should be able to provide some acceptable identification, that is, drivers' license, employing office's identification card, and give some verbal information that could verify employment.

**Contesting record procedures:** The Agencies' rules for contesting contents and appealing initial determinations may be obtained from System Manager.

**Record source categories:** Folders contain various amounts of information on issued and cancelled transportation requests, transportation certificates, travel orders and related data on overseas employees, DMA employees and invitational orders.

**Systems exempted from certain provisions of the act:** NONE



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DMA DIRECTORY

OF ADDRESSES

HQ, Defense Mapping Agency

Director
Defense Mapping Agency
Bldg 56, U.S. Naval Observatory
Washington, D. C. 20305

DMA Topographic Organizations

Director
DMA Topographic Center
6500 Brooks Lane, N. W.
Washington, D. C. 20315

Director
DMA Topographic Center
Kansas City Office
609 Hardesty Avenue
Kansas City, Missouri 64124

Director
DMA Topographic Center
Louisville Office
600 Federal Place
Louisville, Kentucky 40202

Director
DMA Topographic Center
Providence Office
Brookside Avenue
West Warwick, Rhode Island 02893

Director
DMA Topographic Center
San Antonio Office
Building 4011
Ft. Sam Houston, Texas 78234

Chief, DMA Topographic Center
Geodetic Support Activity
P. O. Box 96
White Sands Missile Range
New Mexico 88002

Chief
DMA Topographic Center
Depository
Naval Support Activity,
Ft. Omaha
Omaha, Nebraska 68111

DMA Hydrographic Organizations

Director
DMA Hydrographic Center
Washington, D. C. 20390

DMA Hydrographic Organizations (cont'd)

Chief
Defense Mapping Agency Depot
Clearfield, Utah 84016

Chief
Defense Mapping Agency Depot
5801 Tabor Avenue
Philadelphia, Pennsylvania 19120

Officer-In-Charge
DMA Hydrographic Center
Norfolk Office, Bldg SP 238
Naval Air Station
Norfolk, Virginia 23511

Officer-In-Charge
DMA Hydrographic Center
Jacksonville Office
Box 68, Naval Air Station
Jacksonville, Florida 32212

Officer-In-Charge
DMA Hydrographic Center
San Diego Office, Bldg 654
Naval Air Station, North Island
San Diego, California 92135

Officer-In-Charge
DMA Hydrographic Center
Atsugi Office, Box 47
FPO Seattle 98767

Officer-In-Charge
DMA Hydrographic Center
Cubi Point Office, Box 59
FPO San Francisco 96654

Officer-In-Charge
DMA Hydrographic Center
Naples Office, Box 95
FPO New York 09520

DMA Aerospace Organizations

Director
DMA Aerospace Center
St. Louis Air Force Station
Missouri 63118





DMA ADDRESSES

DMA Aerospace Organizations (cont'd)

Director
DMA Aerospace Center
South Annex
St. Louis Air Force Station
Missouri 63125

Director
DMA Aerospace Center
Flight Information Office
Alaska
APO Seattle 98742

Commander
DMA Aerospace Center
Flight Information Office
Europe
APO New York 09666

Commander
DMA Aerospace Center
Flight Information Office
Det 2, Europe
APO New York 09238

Commander
Defense Mapping Agency Depot
Hawaii
APO San Francisco 96553

Commander
DMA Aerospace Center
Cartographic Technical Squadron
March AFB, California 92508

Commander
DMA Aerospace Center
Geodetic Survey Squadron
F.E. Warren Air Force Base
Wyoming 82001

Commander
DMA Aerospace Center
Det 1, Geodetic Survey Squadron
Vandenberg AFB, California 93437

Commander
DMA Aerospace Center
Det 4, Geodetic Survey Squadron
Patrick AFB, Florida 32925

Defense Mapping School

Director
Defense Mapping School
Ft. Belvoir, Virginia

Inter American Geodetic Survey

Unclassified Mail
Director
Inter American Geodetic Survey
Drawer 934
Ft. Clayton, Canal Zone

Classified Mail
Director
Inter American Geodetic Survey
APO New York 09827

DMA Liaison Offices
IAGS Liaison
c/o DMA Topographic Center
6500 Brooks Lane, N. W.
Washington, D. C. 20315

DMA Liaison Officer
c/o Royal Thai Survey
U.S. Defense Attache Office
APO San Francisco 96346

DMA Liaison Officer
c/o U.S. Defense Attache Office
Box 36
FPO New York 09510

DMA Exchange Officer
c/o U.S. Defense Attache Office
Box 36
FPO New York 09510



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ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

CACC 2,3,5,6

**System name:** DCPA ACC 2, 3, 5, and 6 Payroll and Leave Accounting

**System location:** Accounting System - Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301.

Military District of Washington (MDW-FAO), Forrestal Building, Washington, D.C. 20314.

Earnings and Leave Statements (MDW FINW Forms 49) - Are maintained by timekeepers at DCPA headquarters and at all DCPA Regional Offices, Staff College and Computer Center. Mailing addresses of these installations and relocation facilities are set out in a DCPA Directory which will be published as an Appendix to these Notices.

Bi-Weekly Payrolls: (DA Forms 2449) - Are also maintained under the DCPA Vital Operating Records Program at relocation facilities.

**Categories of individuals covered by the system:** All DCPA employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian and former employees.

**Categories of records in the system:** Files contain earnings and leave statements; bi-weekly payroll; federal and state withholding statement; bond applications; bond listings; listings of payroll checks mailed; requests by employees for allotments of pay for credit to savings accounts with financial institutions; payroll change slips; notification of personnel actions; and individual payroll projections.

**Authority for maintenance of the system:** Section 112(a) of the Budget and Accounting Procedures Act of 1950, 31 U.S.C. 66(a).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCPA Budget, Finance and Accounting (BFA) Division - To record payroll expenditures; to insure proper distribution of paychecks and savings bonds; to prevent errors leading to improper payments; to insure proper collection and disposition of amounts authorized to be withheld from employees pay; to forecast personnel cost requirements; and to provide backup data to prepare budget justifications and presentations.

MDW-FAO - To compute individual pay amounts, to withhold for retirement, Federal income taxes, state income taxes, health benefits, life insurance, indebtedness due the U.S. Government and other voluntary deductions; and to issue checks and saving bonds.

Timekeepers at all DCPA organizational components - To insure the proper recording and reporting of time and attendance, and the proper distribution of paychecks at local levels.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Bi-weekly payrolls, listings of payroll checks mailed, individual payroll projections, bond lists, payroll change slips, and notification of personnel actions consist of paper records filed in file folders and file drawers by the DCPA Budget, Finance and Accounting Division. All other records are stored by the MDW-FAO.

**Retrievability:** Bi-weekly payrolls, listings of payroll checks mailed, bond lists, and individual payroll projections are filed by payroll date. Payroll change slips and notification of personnel actions are maintained alphabetically. All other records are maintained by the MDW-FAO.

**Safeguards:** Building employs security guards. Records are retained in closed file drawers and cabinets and are available only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Listings of payroll checks mailed and bond lists are destroyed after 2 years. Bi-weekly payrolls are retained for 10-years. Payroll change slips, individual payroll projections and notifications of personnel actions are destroyed after 6-years. All other records are retained by the MDW-FAO in accordance with Army Regulations.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** MDW FINW Forms 49, Earnings and Leave Statements; DA Forms 2449, Bi-weekly Payrolls; Bond Listings; and Listing of Payroll Checks Mailed are prepared by the MDW-FAO.

Forms W-4, Federal and State Withholding Statements; DA Forms 1727, Bond Applications; and SF 1198, Request by Employees for Allotment of Pay for Credit to Savings Account with a Financial Organization are submitted by individuals to MDW-FAO through DCPA Headquarters, Budget, Finance and Accounting Division.

SF 50s, Notification of Personnel Action and DA Forms 2515, Payroll Change Slips are prepared and furnished by Personnel and Employment Services, Washington office, Secretary of the Army.

Individual Payroll Projections are prepared by the BFA Division.

**Systems exempted from certain provisions of the act:** NONE

CACC 2,3,5,6A.

**System name:** DCPA ACC 2, 3, 5, 6A, Travel and Transportation Accounting

**System location:** Accounting System - Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301.

Voucher Examination and Disbursing System - Finance and Accounting Office, U.S. Army Military District of Washington (MDW-FAO), Forrestal Building, Washington, D.C. 20314.

Decentralized Segments - All DCPA Regional Offices, Staff College and Computer Center. Mailing addresses of these installations are set out in a DCPA Directory which will be published as an Appendix to these Notices.





**Categories of individuals covered by the system:** All DCPA employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian and former employees who perform (temporary duty or permanent change of station) travel.

**Categories of records in the system:** Files contain requests and authorizations for travel; U.S. Government transportation requests; request for advances of funds; payment records of outstanding travel advances; paid travel vouchers; records of unused tickets; travel history records; collection vouchers for refunds of advances; and correspondence relating to travel claims.

**Authority for maintenance of the system:** 31 USC 71; 31 USC 65; 30 USCA 52; 41 USC 3101; 50 USC App. 2253.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCPA, Budget, Finance and Accounting Division - To record and control obligations involving travel, and the storage and shipment of household goods, advances, refunds and expenditures of travel funds; to prevent errors leading to improper payments; to detect and recover overpayments; and to support billings to carriers for travel and transportation furnished.

MDW-FAO - To compute amounts due on travel claims and to support payments made for advances and payments due.

All DCPA Regional Offices, Staff College and Computer Center and the Management Division - To authorize travel; to obtain advances for individuals; and to forecast future travel requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Travel authorizations are filed alphabetically by organization; transportation requests and records of unused tickets are filed by TR number; records of outstanding advances and travel history records are filed alphabetically; and all advance, refund and payment records are filed by payment date in voucher number sequence.

**Retrievability:** By name.

**Safeguards:** Building employs security guards. Records are retained in closed file drawers and cabinets and are available only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Travel history records are retained indefinitely, all other records are sent to the Federal Records Center after five years where they are destroyed after 10-years.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C 20301
Telephone: Area Code 202/695-6489

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** DD Forms 1610, Request and Authorization for TDY Travel; SF 1169, U.S. Government Transportation Request; and DD Forms 1351, Request for Advance of Funds are submitted by Regional Directors, Staff Directors and other authorized officials.

SF 1038, Application and Account for Advances of Funds are submitted by employees requiring advances.

DD Forms 1351-2. (Paid) Travel Vouchers are received from the Finance and Accounting Office, U.S. Army Military District of Washington.

SF 1170, Redemption of Unused Tickets are prepared from unused tickets turned in by travelers and the file copy of the related Transportation Request and DCPA Forms 322. Travel History Record by Individual are prepared from paid vouchers.

**Systems exempted from certain provisions of the act:** None

CCOM 5

**System name:** DCPA COM 5, Radio Amateur Civil Emergency Services (RACES) Plans

**System location:** Defense Civil Preparedness Agency (DCPA) Headquarters, The Pentagon, Washington, D.C. 20301, and Regional Offices. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** FCC Amateurs involved in the RACES organization.

**Categories of records in the system:** Each plan contains the names, address and telephone number and FCC amateur call signs of the members involved in the RACES organization.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** State and local civil defense agencies use these documents as supportive evidence in their requests for financial contributions under the matching funds, surplus and excess property programs. The RACES plan is used as a reference when emergencies or natural disasters occur to obtain supplement emergency communications for Federal, State and local government emergency operations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by DCPA region and within each region alphabetically by State and locality.

**Safeguards:** Buildings employ security guards or intrusion alarms. Only authorized DoD and Federal agency personnel have access to buildings.

**Retention and disposal:** Plans are updated on either two or three year intervals. Plans are destroyed only when they become obsolete or the RACES organization is disbanded.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** RACES plans are developed by State and local government agencies and submitted to DCPA regions for approval and forwarding to the Federal Communications Commission.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

CEMO 1

**System name:** DCPA EMO 1 EMERGENCY OPERATING PLANNING

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional offices, Staff College, Computer Center, and relocation sites. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.



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**Categories of individuals covered by the system:** All DCPA employees, United States Army Communications Command (USACCOM) and U.S. Army Corps of Engineers (USACE) assignees to DCPA employees and other emergency assignees. Information contains name and title of position. Because varying levels of security clearance are required for access to the several emergency operating facilities, the minimum level of security clearance held by an individual may be inferred from the presence of his name on the list for a particular facility.

**Categories of records in the system:** List of the names, addresses, home phone numbers, and other data of the individual who have emergency assignets.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Lists and related documents assign duties to all DCPA employees which would be effective in the event of a war crisis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Names are listed by organization

**Safeguards:** Filed in locked safes in government buildings with either guards or electronic security system.

**Retention and disposal:** Destroyed when superseded

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Individuals and supervisors

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CFEA 3,1**

**System name:** DCPA FEA 3-1 Civil Rights Complaint and Compliance Files

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), all DCPA Regional Offices, Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Persons who file or could file a complaint with DCPA alleging discrimination by a State or local government in violation of Title VI of the Civil Rights Act of 1964.

**Categories of records in the system:** Files contain complaints of discrimination or other data on a specific discrimination. The files also contain investigative reports, documents and information in support of or contrary to the complaint or potential complaint, records of hearings and dispositions of the cases by the States or the Director, DCPA, or higher authority.

**Authority for maintenance of the system:** Title VI, Civil Rights Act of 1964 (78 Stat. 252) (42 USC 2000d-2000d-4).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Title VI Office, Regional Offices, and other Investigators and Reporting Offices: To ascertain whether discrimination under the Title VI rules and regulations has taken place.

State officials and investigators: To secure the testimony of witnesses and other pertinent data involving the cases.

DCPA General Counsel for advice thereon and for necessary investigation, enforcement proceedings.

Agency head and higher authority for purposes of making a decision.

U.S. Justice Department, or other agencies as appropriate for enforcement actions and where necessary in reporting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of complainant

**Safeguards:** Building security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Significant and precedent cases retained for archives. Others destroyed after 10-years.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301.

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Information is secured from Complainants, and from DCPA officials who conduct Title VI Compliance Reviews at the State and local levels, from citizens who have been denied services or use of facilities, from State and local government records and institutional and organizational records, from State Officials who have observed violations, or local officials who have reported violations to the States.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CIND 2**

**System name:** DCPA IND 2, Liaison Services Industrial Coordinator, Guest Speaker and Natl. Organ. List

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Individuals in industrial organizations, or national organizations who participate in civil preparedness activities.

**Categories of records in the system:** Names, addresses, organization affiliation, speech making

**Authority for maintenance of the system:** 44 USC 3101, 50 USC App. 2253, 2281

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To communicate with industrial and national organizations who can perform civil preparedness services; to obtain speakers at conventions, seminars, courses, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3x5 index cards, cross referenced by individual name and company or organization.

**Retrievability:** Filed alphabetically by name





**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept until obsolete, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** None

**CINF 2,3**

**System name:** DCPA INF 2-3, Biographies

**System location:** Defense Civil Preparedness Agency, Headquarters (DCPA); Office of each Regional Director, Staff College

**Categories of individuals covered by the system:** Key DCPA headquarters and regional officials, and State and local Civil Preparedness Directors

**Categories of records in the system:** Headquarters files contain biographies of key officials of DCPA, headquarters and field; and State and local Civil Preparedness Directors.

Each regional file contains biographies of key regional officials, and State and local Directors within regional geographic boundaries. Includes DCPA Form 895 Notice of Appointment-Civil Defense Director.

Staff College: Guest lecturers and other key officials.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use in preparing speeches, correspondence, and other public releases in connection with the civil preparedness program. Use as backup information to fulfill requirements of DCPA Director and Regional Director.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** DCPA officials: Filed alphabetically by name.

State and local Directors: Filed alphabetically by State name within each region at headquarters, and by State only in regional offices.

**Safeguards:** Headquarters and regional buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared, and trained.

**Retention and disposal:** Biographies for key DCPA officials, headquarters and field, are retained in active file until end of calendar year after separation of employee, then retired to Federal Records Center.

Biographies of State and local Directors are retained in active file until end of calendar year after termination, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

DCPA Headquarters
Room 1D511
The Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Written requests should be addressed to:

DCPA Headquarters
Room 1D511
The Pentagon
Washington, D.C. 20301

Written requests for information should contain the full name and current address of the requestor.

Personal visits for information will be honored upon presentation of suitable identification, such as driver's license, employee identification number, or other identification.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** The key officials on whom biographies are maintained and other knowledgeable sources.

**Systems exempted from certain provisions of the act:** None

**CINF 7**

**System name:** DCPA INF 7, Civil Defense Awards

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional offices, Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Individuals who have made significant contributions to civil defense.

**Categories of records in the system:** Headquarters and Regional files contain recommendations and nominations for awards, resumes of award presentations, and photographs.

**Authority for maintenance of the system:** 5 USC 301; 44 USC 3101; 50 USC App. 2253; 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by DCPA officers and employees for background information in presentation of awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name of organization or individual receiving award.

**Safeguards:** Headquarters and Regional buildings employ security guards. Records are maintained only in areas accessible to authorized personnel who have been screened, cleared, and trained.

**Retention and disposal:** Files are cutoff at end of calendar year and retained in current files for 5 years, then destroyed.

**System manager(s) and address:** Director, Defense Civil Preparedness Agency, Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

DCPA Headquarters
Room 1D511
The Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Written requests should be addressed to:

DCPA Headquarters
Room 1D511
The Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name and current addresses of the requestor.

Personal visits for information will be honored upon presentation of suitable identification, such as driver's license, employee identification number, or other identification.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Organizations and individuals to whom awards are presented.

**Systems exempted from certain provisions of the act:** None

**CLEG 5**

**System name:** DCPA LEG 5-Interest-Conflict Review

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DCPA Employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian, and former employees.



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**Categories of records in the system:** Files contain for those employees required to submit same, a DD Form 1555 or 1555-1, Confidential Statement of Employment and Financial Interest, and documents connected with review thereof, and for any DCPA employee documents accumulated in connection with enforcement of standards of conduct, review of conflicts of interests, reports of receipts of gratuities, entertainment, etc., disqualifications, reports of defense related employment and outside employment. For former employees, documents include those relating to conflict of interest and post employment and defense related employment.

**Authority for maintenance of the system:** Executive Order 11222 of May 8, 1964, Prescribing Standards of Ethical Conduct for Government Officers and Employees. Civil Service Regulation Employee Responsibilities and Conduct, 5 CFR Part 735. Also 5 USC 301. For former employees, Sec. 410, P.L. 91-121.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel: To ascertain if there are conflicts of interest between employee's private interest and official duties, or if there are violations of standards of conduct or post employment restrictions. If such conflict or violation is identified, reports may be used in informal conferences with employee, report to Director and enforcement authorities, and in connection with appeals. Disclosure of any investigatory matter may be made to any federal agency with jurisdiction.

Supervisor: Documents are used to determine if employee has disqualifying interest or for enforcement of standards of conduct. DD Form 1555 or 1555-1 is not shown supervisor.

Others: Reports on receipt of gratuities submitted to designee of Secretary of Defense (DCPA Inst. 58601.1 DD Form 1555 or 1555-1 not disclosed outside General Counsel except as Director or Civil Service Commission may determine.

Administrative Services: Maintains records of persons who need to submit DD Forms 1555 and 1555-1 and post employment and defense related employment statements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for two years after final decision or after employee leaves DCPA, whichever is later, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** DD Form 1555 and 1555-1, and reports on defense related employment, and reports on receipts of gratuities are prepared and submitted by employee. Other sources include supervisors, informants.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

CLEG 7,1

**System name:** DCPA LEG 7-1-Claims (Litigation) - Employees

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All DCPA employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian.

**Categories of records in the system:** Files contain claims, complaints or documents or any of these by which a DCPA employee asserts a remedy from DCPA for some alleged injury to person or property, the data and documents submitted in support of the claims, the data and documents developed or obtained in making a decision or determination on such claims, including any appeals and any other relevant material. Includes litigation file if such develops.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, and any specific authority depending on the nature of the claim.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel or other official responsible for processing claim: Uses the material to ascertain, or to make recommendations concerning, the validity of the claim. Disclosure is made to those DCPA employees, including supervisors, involved in investigating the matter; to the decision-making authority, usually the Director, DCPA; and, as appropriate, to other investigative or similar authorities responsible for making investigations of or recommendations on, complaints or claims of DCPA employees, whether a part of DCPA, the Department of Defense, or some other agency.

Director, or person acting for him; for making a decision, or acting on an appeal.

Others: Personnel within DCPA will use data or documents in the file, or will develop same, as necessary in connection with making a decision upon the matter. Disclosure will be made, as appropriate, to Office of Secretary of Army, Personnel and Employment Services, Washington, D.C. 20301, as personnel office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name, within general subject matter files.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for five years after final decision, then destroyed if no longer needed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Claim or similar document with supporting evidence submitted by employee. Other sources include supervisors, informants or persons knowledgeable of the matter.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.





CLEG 7,2

**System name:** DCPA LEG 7-2, Claims (Litigation)-Other than employees

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Any individual, other than a DCPA employee who seeks a remedy in tort or in contract or other legal basis on an assertion that DCPA or its employees has injured said individual in person or in property.

**Categories of records in the system:** Files contain claims, complaints or documents or any of these by which a person asserts a remedy from DCPA for some alleged injury to person or property, the data and documents submitted in support of the claims, the data and documents developed or obtained in making a decision or determination on such claims, including any appeals and any other relevant material. Includes litigation file if such develops.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, and any specific authority depending on the nature of the claim.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel or other official responsible for processing claim; Uses the material to ascertain, or to make recommendations concerning, the validity of the claim. Disclosure is made to those DCPA employees involved in investigating the matter; to the decision-making authority, usually the Director, DCPA; and, as appropriate, to other investigative or similar authorities responsible for making investigations of or recommendations on, complaints or claims of other than DCPA employees, whether or not a part of DCPA, the Department of Defense, or some other agency.

Director, or other decision making authority, or person acting for him; for making a decision, or acting on an appeal.

Others: Personnel within DCPA will use data or documents in the file, or will develop same, as necessary in connection with making a decision upon the matter. Disclosure will be made as required by law or regulation, to decision making authority outside DCPA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by name, within general subject matter files.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for five years after final decision, then destroyed if no longer needed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Claim or similar document with supporting evidence submitted by claimant. Other sources include persons who have information on such DCPA employees, witnesses, etc.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

CLEG 8,1

**System name:** DCPA LEG 8-1 Enforcement, Compliance and Supervision of DCPA Employees

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All DCPA employees (which includes former employees), headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian.

**Categories of records in the system:** Files could contain an allegation, charge, report or similar item of information that a DCPA employee has, either in performance of his duties as an employee or as an individual, acted in violation of, in noncompliance with or otherwise in nonconformity with some law or regulatory matter, including DoD and DCPA directives and instructions. The file could contain any item of information relevant to actual or potential adverse actions, or any supervisory action taken in connection with performance by an employee. The file would contain investigative items of information developed by DCPA personnel or by personnel of agencies other than DCPA, charged with investigative responsibilities, and contain other items of information furnished to DCPA by the individual, or by other persons knowledgeable of the matter.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, and specific authority depending on nature of the charge.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCPA officials and employees, including supervisors and the Director or person acting for him, responsible for or involved with personnel actions use information in connection with ascertaining if DCPA, DoD, or some other agency should take some action, including making of recommendations for taking of action outside DCPA, to enforce compliance or conformity with the law, rule, regulation, circular, directive or instruction, or similar regulatory matter, or to document a proposed personnel action. Disclosure will be made as appropriate to Office of Secretary of the Army, Personnel and Employment Services-Washington, as personnel office. Information may be disclosed to agencies charged with investigative responsibilities and enforcement or any other personnel type actions of any nature including prosecution for violations of criminal laws.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by name

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept until obsolete or until separation of employee plus one year, whichever is later, then destroyed if no longer needed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from



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Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Officials or employees charged with responsibility for enforcement action. Other sources include individual involved, informants or other persons knowledgeable of the matter, and organizational or individual records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k) as applicable. For additional information, contact the Systems Manager.

CLEG 8,2

**System name:** DCPA LEG 8-2 Enforcement (Compliance) - Individuals other than DCPA Employees

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Any individual, not a DCPA employee, including State or local government employees, or volunteers, charged with, or who may be charged with, nonconformity to, noncompliance with, or violation of a law, rule, regulation, circular or similar regulatory or program material which DCPA administers in whole or in part by participation in administration.

**Categories of records in the system:** File could contain an allegation, charge, report (including audit report), review, workpaper, correspondence, or similar item of information that an individual has, either in performance of his duties as a State or local employee, or as an individual acted in violation of, in noncompliance with or otherwise in nonconformity with some law or regulatory matter (these matters are as mentioned in the individual category above), or that there has been a misuse of Federal funds. The file would contain items of investigative or similar information developed by DCPA personnel or by personnel of agencies other than DCPA, charged with investigative responsibilities, and other items of information furnished to DCPA by the individual, or by other persons knowledgeable of the matter. The content of this description is to state that any item of information which may be relevant to the matters at hand may be in the records.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2251-2297, and specific authority depending on nature of the charge.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCPA officials and employees, headquarters and field, responsible for or involved with enforcement or compliance actions use information in connection with ascertaining if DCPA, DoD, or some other agency should take some action (including making of recommendations for taking of action outside DCPA), to enforce compliance or conformity with the law, rule, regulation, circular, or similar regulatory matter or to seek and obtain a remedy for noncompliance, nonconformance, or violation. Information may be disclosed to agencies charged with investigative responsibilities and enforcement actions of any nature including prosecution for violations of criminal laws, and may be disclosed to State or local organizations whose employee is involved, or to a State or local investigative body.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by name, within general subject matter files.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for five years after final decision, then destroyed if no longer needed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Officials or employees charged with responsibility for enforcement action. Other sources include individual involved, informants or other persons knowledgeable of the matter, and organizational or individual records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k) as applicable. For additional information, contact the Systems Manager.

CMGT 10

**System name:** DCPA MGT 10, Program Management Information System

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Local Civil Preparedness Directors

**Categories of records in the system:** Files contain name and business address of all local civil defense directors participating in DCPA contributions programs.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Answering congressional and other inquiries, mailing materials to local civil defense agencies, keeping track of a number of training courses taken through the mail, determining address of individual if his name is known, in response to inquiries from the public advising who the local civil defense director is for a particular location.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts

**Retrievability:** By geographic location number printed alphabetically by State and name

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records kept until obsolete, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** DCPA Form 744A Program Paper for Local Civil Defense are prepared by local agencies and submitted to the State and DCPA Regional offices which in turn forward copies to DCPA Headquarters for computer developed printouts.





**Systems exempted from certain provisions of the act:** None

CMGT 2,3

**System name:** DCPA MGT 2-3, Delegations and Designations Files

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

All DCPA Regional Offices, Staff College, and Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All DCPA employees, headquarters and field (1) in whom has been vested the full authority to act, perform, and make decisions for the government in his own name and title, by another, usually higher, DCPA official, or (2) to whom has been assigned the authority to perform a specific task, duty, or function for another, usually higher, authority, in the name and position title of the assigning authority for the government.

**Categories of records in the system:** Delegations and designations by name of individual pertaining to operations including:

Activity Report, monthly
Alerting and mobilization
American Red Cross
Automatic data processing equipment
Civil Air Patrol
Civil defense exercises
Communications and warning
Communications planning
DCPA actions in response to increased Federal civil readiness
Disaster operations
Disaster preparedness
Dissemination of defense conditions (DEFCONS)
Executive Reserves
National warning systems
Programing and Program Management, Regional
Radio Amateur Civil Emergency Services
Ready Reserves
Regional Civil Emergency Advisory Committee
Regional Preparedness Committee, Office of Preparedness, General Services Administration
Transportation agreements
U.S. Army Reserve Training Units

Delegations and designations by name of individual pertaining to Federal Assistance, including:

Project applications
Personnel and administrative expenses
Emergency operating center program
Bills for collection
Civil defense equipment
Emergency water supply equipment
Surplus property
Excess property
Student expense program

Delegations and designations by name of individual pertaining to procurement, including:

Bills of lading
Civil defense programs with States and localities
Supplies and services

Delegations and designations by name of individual pertaining to property management, including:

Space and facilities
Space report
Accountable property
Motor vehicle management and operation

Delegations and designations by name of individual pertaining to general administration and management, including:

Activities of private associations
Administrative communications
Augmentation of staff of other agencies with DCPA employees
Committee management
Communications with the public
Conflict of interest review
Correspondence management
DCPA exhibits
Decals, civil defense
Directives management
Employee training and development report
Equal employment opportunity in DCPA
Executive Secretary, Regional Civil Defense Coordinating Board
Federal Executive Boards
Forms management
Fund raising
Handicapped individuals
Identification cards
Incentive awards
Labor-management relations
Line of succession
Mail management
Management improvement
Manpower utilization
Parking plan
Personnel administration
Publications distribution
Records management
Reports management
Seal, DCPA
Security
Staff duty officer
Stationery
Title VI compliance
Training, employee
Travel

**Authority for maintenance of the system:** 5USC 301, 44 USC 3101, 50 USC Appendix 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assure and verify that delegations and designations of specific authorities have in fact been made, and to whom.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Numbered DCPA regional instructions kept in binders, and individual memoranda.

**Retrievability:** Organizationally by directorate or region, then by number.

**Safeguards:** Available to DCPA personnel on a need-to-know basis. The buildings have security guards.

**Retention and disposal:** Destroyed when replaced

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** All records in the system consist of DCPA-generated records.

**Systems exempted from certain provisions of the act:** None

CMGT 4

**System name:** DCPA MGT 4, Committee Management Files

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

All DCPA Regional Offices. Mailing addresses of these installations are set out in a DCPA Directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** DCPA employees active in private associations in which DCPA has an interest.

Federal government employees on DCPA internal committees and on DCPA sponsored international and interagency committees.

Architects and engineers and other persons who are not DCPA employees who are appointed to the DCPA sponsored advisory committees.

**Categories of records in the system:** On nongovernment employees, biographical material including name of employer, title, address, legal



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voting residence, place and date of birth, marital status, military service, education, registration in professional societies, work experience, record of performance, publications authored, membership on other boards or committees, professional awards, and other information which can be used to determine fitness of individual to sit on the committee.

On government employees, name, office address, and name of employing agency.

Description of private associations

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, P.L. 42-463 (Federal Advisory Committee Act), Executive Order 11769 (Advisory Committee Management)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assure that DCPA participation in private, nongovernmental associations, societies, etc., is limited only to the extent of DCPA interest therein; to assure preparation and submittal of certain input information that is needed for the reports required by the laws and issuances cited above; to provide a tool with which top management can assure that the terms of the regulations regarding the creation and use of committees are being complied with.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To maintain a list of members of the various advisory committees in order to provide them with information on committee functions, meeting dates, agendas, and other purposes for managing the committees activities.

**Storage:** Paper records in file folders kept in five-drawer file cabinets.

**Retrievability:** By name of committee, society, or association, then alphabetically by name of individual

**Safeguards:** Files are located in government buildings manned by security guards; files are released and used only on a need-to-know basis.

**Retention and disposal:** Retained two years after committee ceases to exist or society membership expires, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Biographical information submitted by government or nongovernment individual nominated for membership.

**Systems exempted from certain provisions of the act:** None

### CMGT 7

**System name:** DCPA MGT-7, Defense Civil Preparedness Agency (DCPA) Central Files

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, Computer Center. Mailing addresses of these installations are set out in DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Records are maintained by individual's name (including Congress) from whom an inquiry or request is received, and to whom a reply is addressed. Transmittals in response to routine requests for publications, etc., are not retained.

**Categories of records in the system:** Accounting
Automatic Data Processing
Audit
Budget
Administrative Management
Office Services
Personnel
Procurement
Property and Supply Management
Publications
Reports
Security
Communications
Emergency Operations
Federal Assistance (Contributions)
Industrial Civil Defense
Public Information and Community Relations
Legal and Legislative
Liaison
Program Policies
Radiological Defense
Research and Development
Shelters
Training and Education

**Authority for maintenance of the system:** 5 USC 301, 44 USC 30101, 50 USC Appendix 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine whether a specific individual has made an inquiry of DCPA, what the inquiry was, and what comprised the DCPA response to that inquiry.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetical by inquirer's name, except that responses to Congressional inquiries are filed separately.

**Safeguards:** Available to DCPA personnel, and to other personnel authorized access to DCPA files for a specific purpose; for example, research for educational or historical purposes. At headquarters mechanized files are locked during nonduty hours and the rooms in which the files are housed are also locked during nonduty hours.

**Retention and disposal:** Records are maintained and destroyed after one year according to DCPA's records disposition schedule.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, driver's license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** All records in the system consist of DCPA generated records.

**Systems exempted from certain provisions of the act:** None

### COSV 5

**System name:** DCPA OSV-5, Office Services File System

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, Computer Center, Classified Location. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All employees of DCPA, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian.

**Categories of records in the system:** Employee locator file





Organization roster
Trip ticket file
Accident report file
Memoranda reference car pools and parking permits
Check lists
File holders of identification (ID) cards
Training file
Overtime printouts
Field (telephone) directories

**Authority for maintenance of the system:** 5 USC 301, 50 USC Appendix 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management Division DCPA: To show quickly and accurately what personnel are assigned to what organizational elements and how they can most quickly be contacted during or after normal working hours; to route inadequately addressed communications; to provide basic information responsive to route inquiries; to show trips for which government vehicles are authorized; to record field vehicle accidents occurring on such trips; to show what DCPA personnel are members of car pools or who do not wish to be in car pools and which ones have parking permits; to groups by organizational entity DCPA employees receiving salary checks; to show quickly who in DCPA field installations possess ID cards; to portray at a glance the educational background of each DCPA employee and what government training he has received or desires; to identify DCPA employees who have worked overtime and will receive overtime pay unless the employee takes compensatory leave by a stated date (to preclude payment of overtime).

Relocation sites: Duplicates of employee locator and organizational rosters, telephone directories, holders of identification cards are maintained in order to preserve the legal rights of DCPA employees, other citizens, and the U.S. Government.

Others: Personnel within DCPA will use data or documents in the file or will develop same, as necessary, in connection with their duties on office serving matters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data filed alphabetically, multilithed cut sheets stapled and bound into booklets, and visible file strips.

**Retrievability:** By last name of employee or organizational element.

**Safeguards:** Building Employs Security Guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** These records become obsolete when updated records are prepared. Obsolete rosters and directories are destroyed. Employee locator file cards are relocated in a former employee file when the employee leaves our rolls. Accident reports are destroyed after six months.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Employee (or guest lecturer, as appropriate) provides the data.

**Systems exempted from certain provisions of the act:** None

### CPER 1

**System name:** DCPA PER 1, General Personnel

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, and Regional Offices, Computer Center, and relocation sites. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All DCPA employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian and former employees.

**Categories of records in the system:** Files contain internal day-to-day administration papers that relate to such personnel matters as appointment, recruitment, placement, retention, assignment of duties, staffing, hours of duty, attendance and leave, travel, length of service awards, health, safety, performance evaluation, security clearances, insurance, overtime, pay administration, accountability for property, training-career development. Generally this includes records about agency personnel used by administrators or supervisors and not contained in the official personnel folder belonging to the Civil Service Commission (201 file), as well as supervisor's copy of records contained in the 201 file such as Standard Form (SF) 52, Request for Personnel Action, and SF 50, Notice of Personnel Action and the like.

Electromechanical accounting machine (EAM) printout created and maintained by DCPA Management Division, reflecting name of employee, organizational code, date of birth (DOB), Table of Distribution and Allowances (TDA) code number, position title, service computation date (SCD), grade, geographical indication of where employee is assigned.

EAM printout created and maintained by Personnel and Employment Service Washington, Office of Secretary of the Army (P&ES-W, OSA) reflecting substantially the same information listed in the EAM printout described above, but also including the social security account number (SSAN), the occupational series code, and, in the case of minority employees, a one digit code (from a system created by the Civil Service Commission (CSC)) indicating which of seven minority groups the employee represents.

Files maintained by supervisors, consisting of file copies of memoranda pertaining to some aspect of a subordinate employee's work performance; includes informal minutes of conferences with such employees, attendance records, and documentations of submarginal behavior, conduct, or performance.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3104, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained by supervisors and are in addition to and may be duplicative of the official Civil Service Commission personnel file (201 file) which is maintained by the personnel officer and are used by supervisor or anyone in the supervisory chain to perform personnel management functions.

Files are maintained by administrative officers for reporting purposes, and for performing administrative functions assigned to them by agency instructions such as manpower strength reports, statistical reports, manpower surveys, preparation of certificates of award, identifying vacancies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Conventional EAM printouts, paper records in file folders, and forms kept in three-ring binders; all the foregoing kept in file cabinets or desk drawers, available to DCPA staff members only on a demonstrated need to know basis.

**Retrievability:** Organizationally by directorate or region, then descending order by grade, and alphabetically by name.

**Safeguards:** Available to DCPA staff members only on a demonstrated need-to-know basis. All buildings are secured by government guards during nonduty hours, or are locked.

**Retention and disposal:** Records on individual employees are kept indefinitely and then destroyed if no longer needed for permanent record. Retained for three years when replaced, then retired or destroyed. Exception: The EAM printout created and maintained by Management Division is retained indefinitely.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:



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Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Agencies records

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager. D.C. 20301.

CPER 1A

**System name:** DCPA PER 1A, Bond, Charitable, and Blood Donor Drives Files

**System location:** Defense Civil Preparedness Agency (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices and Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to this notice.

**Categories of individuals covered by the system:** All employees of DCPA, headquarters and field, including full time permanent, part time, temporary, military and civilian.

**Categories of records in the system:** Electromechanical Accounting Machine (EAM) printouts, keyman's campaign report, and blood donor file.

**Authority for maintenance of the system:** 50 USC App. 2253, 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management Division and designated employees - To serve as control in CFC drives and E bond drives; to serve as source document for CFC auditors; to show blood types of DCPA employees, when they are self scheduled for blood donations, and dates of prior donations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** EAM printouts by organization, typed lists, and manually prepared blood donor cards.

**Retrievability:** By employee's surname and organization

**Safeguards:** Records are available to drive chairman, his deputy chairman, keymen, and to other DCPA staff as required.

**Retention and disposal:** CFC drive and bond drive records become obsolete at drive's termination, and are destroyed. Blood donor records are maintained on a continuing basis.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Personnel records and contact with DCPA employees.

**Systems exempted from certain provisions of the act:** None

CPER 4

**System name:** DCPA Per 4, Military Reserve Program

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All military reservists who have mobilization designation to DCPA regional offices or State and local civil defense agencies.

**Categories of records in the system:** Files contain copies of orders, lists of reservists assigned to the DCPA region and State and local civil defense agencies and related documents.

**Authority for maintenance of the system:** 10 USC 270, 10 USC 275, 41 USC 3101, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Prepare statistical reports; rosters, lists of new assignees for welcome letters from the Director, review of assignments to provide information for reallocation of vacant spaces, provide basis for general management of the program including the making of efficiency and other reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Orders and related papers are filed in paper file folders in metal file cabinets.

**Retrievability:** Filed at DCPA headquarters by region by military service.

Filed at DCPA regional headquarters by service by state in individual folders.

**Safeguards:** Building employs security guards. Only authorized DoD personnel have access to building.

**Retention and disposal:** Retained as long as individual assigned to program.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/696-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Reservist submits completed application to DCPA regional or State and local civil defense agency where he desires to work. Application is endorsed at each level and forwarded through civil defense channels to the respective service personnel administrative headquarters for processing and if approved, issuance of assignment orders. Copies of assignment orders are distributed to interested offices.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 522a (j) and (k), as applicable. For additional information, contact the System Manager.

CPER 5,1

**System name:** DCPA PER 5-1 Executive Reserves

**System location:** Defense Civil Preparedness Agency (DCPA) Headquarters, The Pentagon, Washington, D.C. 20301, and Regional Offices. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.





**Categories of individuals covered by the system:** All Executive Reservists designated by DCPA.

**Categories of records in the system:** Files contain the completed forms that are required to enter an individual on Federal employment and copies of correspondence with the reservist. Other documents relate to selection, designation and training of reservist.

**Authority for maintenance of the system:** Executive Order 11179 of September 22, 1964.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used within the Department of Defense in selecting, designating, training and taking routine personnel actions for personnel for assignment to key positions in the DCPA Executive Reserve unit and regional subunits. These units and personnel perform functions in an emergency not carried out by regular employees. Disclosure is made as required to Office of Preparedness/General Services Administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed within units alphabetically by name

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Destroyed when the reservist is no longer available or when designation of the reservist is terminated.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Information on the reservist is supplied by the reservist. Other data is supplied by the DCPA staff.

**Systems exempted from certain provisions of the act:** None

CPER 6

**System name:** DCPA PER-6, Equal Employment Opportunity Discrimination Complaint Files

**System location:** Equal Employment Opportunity (EEO) Office, Defense Civil Preparedness Agency (DCPA), Room 1C515, The Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Any DCPA employee or applicant for employment, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian who makes a discrimination in employment charge against DCPA.

**Categories of records in the system:** Files contain complaints of discrimination brought by DCPA employees because of race, color, national origin, sex, or age, records of investigation, records of hearings, and dispositions of cases involving equal employment opportunity.

**Authority for maintenance of the system:** Public Law 92-261, Equal Employment Opportunity Act of 1972; 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** EEO office to ascertain whether discrimination under the equal employment opportunity rules and regulations have taken place.

USACARA investigators to secure the testimony of witnesses and other pertinent data involving the cases.

Agency head for purposes of making a decision.

Civil Service Commission or other federal agency with jurisidiction for hearings, and appeals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant.

**Safeguards:** Building security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Records are permanent

**System manager(s) and address:** Equal Employment Opportunity Officer, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Equal Employment Opportunity Office, DCPA
Room 1C515
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-3823

**Record access procedures:** Requests from individuals should be addressed to:

Equal Employment Opportunity Office, DCPA
Room 1C515
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for access to records and contesting contents and appealing initial determinations may be obtained from the Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Information is secured from previous employers, friends and acquaintances of the complainant and the alleged discriminating official, official personnel records, educational institutions, etc.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

CPER 6A

**System name:** DCPA PER 6A, Handicapped Employees and Handicapped Veterans

**System location:** Equal Employment Opportunity Office, Defense Civil Preparedness Agency (DCPA), Room 1C515, The Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All DCPA employees, headquarters and field, including full time permanent, part time, temporary, consultants, military and civilian and potential employees.

**Categories of records in the system:** Files contain information about handicapped employees and potential employees and their handicaps.

**Authority for maintenance of the system:** Rehabilitation Act of 1973 (Public Law 93-112)

Vietnam Era Veterans' Readjustment Assistance Act of 1974 (Public Law 93-508)
44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information in these files is used to assist in preparation of the Affirmative Action Plan for the Employment of Handicapped Individuals and the Affirmative Action Plan for Disabled Veterans as required by the two above cited authorities. The information is used by the coordinator for selective placement.

The information is used by the action officer for selective placement in assisting the coordinator for selective placement.

The information is used by Personnel and Employment Services-Washington, Office of Secretary of the Army, in finding potential placement for handicapped employees.

The Assistant Director for Administrative Services compiles statistics and lists to assist the coordinator for selective placement.

Lists of handicapped persons are circulated to assistant directors and program managers for possible job placement.

The information could be used in connection with any discrimination matter and disclosed to any federal agency with jurisdiction



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant or applicant.

**Safeguards:** Building security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened and cleared.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Information is secured from the handicapped person, previous employers, friends and acquaintances, official personnel records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CPER 7**

**System name:** DCPA PER 7, Emergency Notification Lists

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional offices, Staff College, Computer Center and relocation facilities. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** All DCPA employees

**Categories of records in the system:** Files and their related documents contain lists of DCPA employees with their home address and telephone number who have or may be given an emergency assignment and who will be called to be given information or instructions in the event of an emergency. This includes duty officers, Army Operations Center and DCPA Disaster Information Center augmentees, public information spokesmen, radiological incident project officers, those with emergency assignments and those who will be detailed to the Federal Disaster Assistance Administration, or other government agency for special assignments.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In the event of an emergency or other event which requires action by DCPA, the lists will be referred to determine and make assignments to the assignees and name and telephone number of the employee who has knowledge on how to respond to the situation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders with copies of each list given to individuals whose name appears on the list.

**Retrievability:** Filed alphabetically, in the order to be called, or by groups who are to be called by an individual.

**Safeguards:** These records made available to authorized personnel only.

**Retention and disposal:** Destroyed when the list is superseded

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, Defense Civil Preparedness Agency
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** Addresses and telephone numbers are furnished by the individuals on the lists.

**Systems exempted from certain provisions of the act:** None

**CPER 7A**

**System name:** DCPA PER 7A, Classified Clearances

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Selected DCPA employees having classified clearances for access to compartmented intelligence information, the National Military Command Center and its alternates, the National Military Intelligence Center, and special conferences requiring such clearances.

**Categories of records in the system:** Files contain some or all of the following information: name, social security account number, date and place of birth, height, weight, color of hair and eyes, compartmented intelligence billet number and title, categories of compartmented intelligence and other classified information for which access has been approved for the billet and for the individual, date of last special background investigation and agency conducting it, justification for access to the classes of information, facilities or conferences, and notation of Joint Chiefs of Staff, National Military Command Center (JCS/NMCC), Defense Intelligence Agency (DIA), courier and other badges or credentials applied for and received.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to control access by DCPA personnel to particularly sensitive intelligence and operational information, facilities, and conferences. Information is also used to prepare applications for credentials for access to the NMCC, National Military Intelligence Center (NMIC), Army Operations Center (AOC) for DCPA personnel and to provide required information to conference and exercise sponsors for DCPA attendees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records including notes, computer printouts provided by DIA and Department of the Army (DA), and xerox copies of applications for credentials, stored in file folders.

**Retrievability:** Names are listed on billet rosters by billed number and/or title. Other records are on cards, one or more cards per individual.

**Safeguards:** Files are stored in a locked file in a government building with security guards.

**Retention and disposal:** Destroyed when superseded

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:





Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Agency records

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CPUB 3,2**

**System name:** DCPA PUB 3-2, Standard Publications Distribution Lists

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301; Civil Defense Branch, U.S. Army Adjutant General (AG) Publications Center, 2800 Eastern Boulevard, Middle River, Baltimore, MD 21220; and Defense Printing Service, U.S. Navy Publications and Printing Service Office, The Pentagon, Washington, D.C. 20350.

All DCPA Regional Offices and Staff College. Mailing addresses of these installations are set out in a DCPA Directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** State, Commonwealth, and Territorial Civil Defense (CD) Directors
Local CD Directors
Heads, DCPA Field Activities
DCPA Executive Reservists
Defense Coordinators of U.S. Postal Service
Defense Coordinators of Federal Agencies
State CD Education Coordinators
Heads, Department of Commerce Field Offices
State Agents, Surplus Property and Merit System
State Social Studies Specialist
Architects and Engineers Attending Fallout Shelter Analysis Course but not certified.
Enrollers, CD Career Development Program
Participants, Multiprotection Design course
Professionals interested in shelter construction
Members, National Academy of Science Advisory Committee on CD
Members of general public interested in receiving Civil Preparedness Guides (CPG), Circulars, Information Bulletins and technical information.
Corps of Engineers (CofE) Field Officers
Military Support Planning Officers of each State
Continental United States (CONUS) Army Military Support Planning Officers
Heads, DCPA Warning Centers
Heads, Senior Military Colleges under Department of Defense
Heads, Civil Affairs units, U.S. Army Reserve
Managers, Radio Stations in U.S. and Territories
Managers, Radio Stations with Women's Programs
Managers, TV Stations (education only)
Managers, TV Stations (other than education stations)
Managers, Major Cable Television Stations
Heads, technical universities interested in nuclear protective construction
Coordinators, State and local civil preparedness instructional programs
Editors, college newspapers
Chief State school officers
Industrial Defense Coordinators
Executive Secretaries, National Trade Associations
Executive Secretaries, State Manufacturers Associations
Executive Secretaries, professional societies interested in protective construction
Plant Protection Supervisors
Executive Secretaries, State Architectural and Engineering Examining Boards
Deans of Architecture
Deans of Engineering
Executive Officers, American Life Convention Membership Companies
Executive Secretaries, National Organizations, Welfare and Religious
Executive Secretaries, National Organizations, Scientific and Technical
Executive Secretaries, National Organizations, Fire
Executive Secretaries, National Organization Membership
Executive Secretaries, National Organizations, Rural
Executive Secretaries, National Organizations, Education
Executive Secretaries, National Organizations, Government
Executive Secretaries, National Organizations, Veterans and Military
Executive Secretaries, National Organizations, Health
Executive Secretaries, National Organizations, Media
Executive Secretaries, National Associations of Independent Schools
Heads of Selected Foreign Activities
North Atlantic Treaty Organization Civil Defense Directors
Executive Secretary, US-American Library Association
Executive Secretary, Canadian-American Library Association
Head Librarians, Engineering Libraries
Selected individuals in research an d development sector

**Categories of records in the system:** Names and mailing addresses of the individuals listed above

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC Appendix 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide mailing addresses of individuals representing self or organizations to whom DCPA publications are mailed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** From magnetic tape and punched cards

**Retrievability:** Alphabetical by name of State, then numerically within each State by ZIP code.

**Safeguards:** Building Employs Security Guards. Records are retained in Areas Accessible to and made available to authorized personnel on request.

**Retention and disposal:** When a list is updated the prior list is destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Data provided by addressees on the mailing lists

**Systems exempted from certain provisions of the act:** None

**CPUB 3,2A**

**System name:** DCPA PUB 3-2A, State Civil Defense Directors

**System location:** Master for printing is prepared and maintained by Defense Civil Preparedness Agency (DCPA) Headquarters, The Pentagon, Washington, D.C. 20301. Publication is given to anyone who requests a copy.

**Categories of individuals covered by the system:** All State and territory civil defense directors and their deputies or operations officers,



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the DCPA regional directors, and members of the executive committees of the National Association of State Civil Defense Directors and the United States Civil Defense Council.

**Categories of records in the system:** Names, titles, office address and phone number

**Authority for maintenance of the system:** 44 USC 3101, 50 USC App. 2253, 2281

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Holders of the directory verify the names, address, and telephone numbers when communicating with the official, and in response to inquiries from the public which involve advice as to the name, address or phone number of the civil defense official of a particular State or local government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Master file is retained by DCPA. Copies of the publication are distributed to users.

**Retrievability:** Listed in alphabetical order of States for state officials. Numerical order of DCPA regions for regional directors.

**Safeguards:** Building employs security guards. Records are retained in areas accessible to and made available to authorized personnel on request.

**Retention and disposal:** Destroyed when the list is superseded

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** State, regional, and organizational officials

**Systems exempted from certain provisions of the act:** None

**CPUB 3,2B**

**System name:** DCPA PUB 3-2B, Publications Distribution Lists - Computer Center

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301; DCPA Computer Center, Post Office Box 256, Olney, MD 20832.

**Categories of individuals covered by the system:** Commanders of selected military installations

Members of general public interested in receiving information bulletins and/or copies of FORESIGHT, the DCPA publication.
Executive Secretaries, various associations of registered nurses
Program Directors, Television Stations (educational only)
Program Directors, Television Stations (other than educational)
Program Directors, Radio Stations in U.S. and Territories
Program Directors, Radio Stations with women's programs
Architects and engineers qualified in fallout shelter analysis
Instructors qualified in fallout shelter analysis
Selected officials of each U.S. county
Selected officials of each U.S. township
Selected officials of U.S. cities and towns
Selected field personnel of the National Weather Service
Governors of each of the United States and Territories
Members of both Houses of the Congress
All U.S. Department of Agriculture county agents
Selected volunteer agencies
Industrial defense coordinators
Defense coordinators of Federal agencies
DCPA Executive Reservists
North Atlantic Treaty Organization Civil Defense Directors
State and regional civil defense directors
Corps of Engineers field officers
Heads of senior military colleges under Department of Defense
Military support planning officers of each State
Continental United States Army Military Support Planning Officers
Heads, DCPA Warning Centers
Heads, Civil Affairs Units, U.S. Army Reserve
DCPA research staff
Local civil defense directors
Editors, college newspapers
Executive Secretary, U.S. American Library Association
Chief librarian, public libraries
Editors, industrial publications
Plant protection supervisors
Defense coordinators of U.S. Postal Service
Mobilization designees
Executive secretaries, national organizations, scientific and technical
Executive secretaries, national organizations, fire
Executive secretaries, national organization membership
Executive secretaries, national organizations, rural
Executive secretaries, national organizations, education
Executive secretaries, national organizations, government
Executive secretaries, national organizations, veterans and military
Executive secretaries, national organizations, health
Executive secretaries, national organizations, media
Executive secretaries, national trade associations
Executive secretaries, state manufacturers associations
Certain individuals involved in training and education activities at State level
Certain military officials in DCPA Region Six area
Specific individuals prominent in industry in Region Six area
Specific Federal government key personnel in field installations located in DCPA Region Six area
Members of National Association of Counties
Officials in private industry requesting DCPA industrial preparedness publications
Those students successfully completing the Industry/Business Emergency Planning Course at DCPA Staff College
Editors of industrial association publications

**Categories of records in the system:** Names and mailing addresses of individuals listed above

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC Appendix 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide mailing addresses of individuals representing self or organizations to whom DCPA publications, such as FORESIGHT magazine, are mailed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** From magnetic tape (cassette) to terminal to disc; periodically copied from disc to magnetic tape from which address labels are printed.

**Retrievability:** Either by mailing list identification(ID) number, then by ZIP code within each ID number, then a three digit number from 001 to 999 assigned within each ZIP code, or by DCPA region number, then alphabetically by name of State within each region, then alphabetically by name of county within each State.

**Safeguards:** Files are maintained in a secured tape vault in accordance with DOD Security Regulations.

**Retention and disposal:** Data is erased from disc as it becomes obsolete.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.





For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Data provided by addressees on the mailing lists.

**Systems exempted from certain provisions of the act:** None

**CRAD 2,3,2**

**System name:** DCPA RAD 2-3-2, Instruments and Equipment, Loaned, Radioactive Materials

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices. Copies are also maintained at the appropriate State and local civil defense agencies and at State radiological systems maintenance and calibration facilities, and as applicable to another Federal agency or DCPA contractor having radioactive material on loan.

**Categories of individuals covered by the system:** Custodians of DCPA Radioactive Material

**Categories of records in the system:** Files contain a listing of all DCPA owned radioactive materials on loan to a State, other Federal agencies, DCPA contractors or others. Categories of information stored in the system include: custodian's name, address, city, county, telephone number, user authorization number and expiration date, date of transfer, DCPA Region, State, storage name, address, city, county, license number, type, expiration date, radioactive material nomenclature; isotope, activity; civil defense nomenclature; serial numbers; leak test data, ID number of item, voucher number and date.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3104, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Detection and Countermeasures Division, DCPA: As an inventory of all DCPA owned radioactive materials including whether on loan or in storage. Locating an item by ID number or serial number; determining custodian of an item, number of items on loan to a State, other Federal agency, contractor and others; record of license number authorizing custodian possession of material; inventory of items by radioisotope; using incapsulation date and radioisotope decay to determine activity at any given time. File may be sorted and or searched by any of items in Record-Category above. As records are updated, file incorporates in history file so that previous information remains on storage enabling a listing of all previous data in file in various Record-Categories. This permits a listing of leak test history data, listing of all storage locations and date of transfer, listing of all custodians, date of transfer, license numbers under which item was loaned. Based on expiration date of license, lists can be prepared of licenses due for renewal and overdue. Based on leak test date, lists can be prepared of items scheduled for leak testing and overdue. Items in possession of unauthorized personnel can be traced to last custodian by serial number, ID number or other available nomenclature.

Regional Offices, DCPA: Same uses as Detection and Countermeasures Division; usually limited to radioactive material on loan to States in their respective Region. For lost or unauthorized sources entire file may be searched.

State Radiological Systems Maintenance, Maintenance and Calibration Facility, State Civil Defense Office, Other Federal Agencies, DCPA Contractors and others possessing loaned material: Same as Detecttion and Countermeasures Division. Usually limited to radioactive material items on loan to the user. For lost or unauthorized sources entire file may be searched.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes and disks, computer paper printouts.

**Retrievability:** Computer file is accessible by any of the categories listed in Record Category above.

**Safeguards:** Requests for computer printouts are made by other users through DCPA Detection and Countermeasures Division. Only DCPA Detection and Countermeasures Division and DCPA Computer Center have access to DCPA data on computer tapes and disks. Printouts at DCPA facilities are stored in buildings that employ security guards.

**Retention and disposal:** Files are updated as changes occur. Previous data is stored in history file for historical data printouts described in Routine-Uses.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.n

**Record source categories:** Data to update file is supplied by custodians of loaned material (note: transferee will report name of new custodian), State Civil Defense Agency Maintenance and Calibration Facility personnel, DCPA Regional Offices, Detection and Countermeasures Division of DCPA. Other sources include other DCPA divisions.

**Systems exempted from certain provisions of the act:** None

**CRAD 3**

**System name:** DCPA RAD 3, Maintenance and Calibration

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 2030l, all DCPA Regional Offices, DCPA Computer Center, Defense General Supply Center, ATTN: DCPO, Richmond, Virginia. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices. Copies are also maintained at the appropriate State and local civil defense agencies and at State radiological systems maintenance and calibration facilities, and as applicable to another Federal agency.

**Categories of individuals covered by the system:** All State RADEF Officers and Maintenance Officers

**Categories of records in the system:** Files contain the shipping and mailing addresses of the State radiological systems maintenance, maintenance and calibration facilities. It also contains the name and telephone number of the maintenance officer of the maintenance and calibration facility and the State RADEF officer.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3104, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Detection and Countermeasures Division, DCPA: To address correspondence to the facilities. Names and telephone numbers are used to contact individuals by phone as required.

DCPA Regions: Same as Detection and Countermeasures Division for the States in their region.

DCPA Computer Center: To prepare mailing and shipping labels for computer output.

Others: Copy furnished Defense General Supply Center, ATTN: DCPO, Richmond, Virginia for use by them and the associated DCPA Federal Supply Depot to ship and mail supplies to the States for use under the Radiological Systems Maintenance contract. Information furnished to other DCPA elements, other Federal agencies and to State radiological maintenance facilities upon request in order to furnish supplies and/or information for use in the radiological systems maintenance contract.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder and computer magnetic tapes or disks.



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**Retrievability:** Filed by region then alphabetically by State name

**Safeguards:** Building employs security guards, Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** When a list is updated the prior list is destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Information submitted by State RADEF Officer, Maintenance and Calibration Facility Maintenance Officer, DCPA Regional Staff, others knowledgeable of change in data.

**Systems exempted from certain provisions of the act:** None

**CRAD 4**

**System name:** DCPA RAD 4, Radiation Exposure and Radioactive Materials; Radiation Committee Records

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), Computer Center. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Files contain the following types of individuals within DCPA or under DCPA Byproduct Materials License: All authorized users of sources of ionizing radiation; activity radiation safety officers, ionizing radiation dose records for individuals using or exposed to ionizing radiation under DCPA license or authorization, authorized custodians of DCPA sources of ionizing radiation, committee members and alternates.

**Categories of records in the system:** Files contain records produced in the conduct of committee duties and functions which include the control and administration of, the procurement, use, handling, storage and disposal of all sources of ionizing radiation throughout DCPA and other users under DCPA licenses and authorizations, assuring compliance with licenses and authorizations issued to DCPA for ionizing radiation and the regulations applicable to these license holders. Records include committee members, authorized users, activity radiation safety officers, ionizing radiation dose records for individuals who may be exposed to DCPA sources of ionizing radiation inspections (surveys) of activities and facilities using DCPA sources of ionizing radiation.

**Authority for maintenance of the system:** 44 USC 3101, 50 USC App. 2253, 2281, 44 USC 2073, 2093, 2095, 2111, 2112, 2201, 2232, 2233, 2234, 2273

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Radiation control committee: In conduct of committee duties and functions including the following: serving as an advisory board recommending approval and exercising control of the procurement, use, handling, storage, and disposal of sources of ionizing radiation for civil preparedness purposes; based upon the qualifications submitted, designate for approval all authorized users of sources of ionizing radiation within DCPA or under DCPA licenses or authorizations; recommend for approval activity radiation safety officers for all DCPA installations and other facilities where sources of ionizing radiation are used, handled or stored under DCPA licenses or authorizations; establishes general procedures and guidance governing the use, handling, storage of sources of ionizing radiation, including appropriate health physics or emergency products, procedures and precautions, establishing formal rules and regulations as necessary; assure that the rules and conditions of the DCPA licenses, authorizations, and regulations are observed in all DCPA activities; maintain records of the procurement, receipt, transfer and disposal of all DCPA sources of ionizing radiation; maintain ionizing radiation dose records for each DCPA employee and other individuals who may have been exposed to ionizing radiation under DCPA licenses or authorizations; providing liaison with other Federal agencies with regard to committee duties and functions; maintain records of applications and amendments to licenses and authorizations for the use of ionizing radiation at DCPA facilities; maintains records of periodic inspections of all DCPA activities involved with sources of ionizing radiation under DCPA licenses and authorizations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

Radioactive materials inventory on computer magnetic tape and disks

**Retrievability:** Filed by subject

Ionizing radiation exposure records subfiled alphabetically by name

**Safeguards:** Buildings employ security guards

Requests for computer printouts are made through the Radiation Control Committee. Only DCPA has access to data on computer tapes and disks.

**Retention and disposal:** Files kept in accordance with 10 CFR 19, 20, 30, and 33.

Files not covered by 10 CFR kept for two years after completion, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Reports prepared and submitted by committee members, activity radiation safety officers and users. Data for ionizing radiation dose records from individuals wearing dosimeters and film badge processors.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CSEC 2**

**System name:** DCPA SEC 2, Classified Documents Control Files

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, all DCPA Regional Offices, Staff College, relocation facilities, and Computer Center. Mailing addresses of these installations are set out in a DCPA Directory which will be published as an Appendix to these notices.

**Categories of individuals covered by the system:** DCPA employees, headquarters and field, involved in the handling of classified material.

**Categories of records in the system:** Information pertaining to proper control of classified material.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC Appendix 2253.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine which





specific employees at a given time possess clearance, are responsible for locking office safes and the DCPA vault (by date), and who at any specific time is charged with custody of one or more classified documents, and to take any required action including transfer of documents in and out of DCPA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cut sheets in binder, 3x5 card file, printout, classified doucment receipts , e.g., sheets, forms 62 safe or cabinet security record.

**Retrievability:** Filed alphabetically by name, and organizationally by directorate having a classified document.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for 5-years after final decision, then destroyed if no longer needed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** These are DCPA self-generated records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 552a (j) and (k), as applicable. For additional information, contact the Systems Manager.

**CSHL 3**

**System name:** DCPA SHL 3, Summer Hire

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. 20301, Computer Center. Mailing address of this installation is set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** College students who have qualified for employment in the DCPA Summer Hire program by meeting Civil Service Commission requirements and by completing special training course.

**Categories of records in the system:** File contains student's name, address, telephone number, college, age, veteran's status, Civil Service grade and rating, work area preference, drivers license, availability of transportation and training.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is used to determine eligability and to select students for employment by the U.S. Army Corps of Engineers in the Summer Hire program. A report is made to the Civil Service Commission which indicates which students were hired and which were not. Matter may be disclosed to Corps of Engineers and to contractors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Questionnaires are kept in folders. Data cards are kept in data card boxes. Data are placed on magnetic tape for processing.

**Retrievability:** Questionnaires are filed in alphabetical order. Data cards are in numerical sequence. Data on tape are retrievable by work area preference.

**Safeguards:** Building employs security guards. All records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are disposed of after final report is submitted to the Civil Service Commission, usually at the end of the calendar year.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address. Visits are limited to Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Notice of Rating from the Civil Service Commission and application of employment.

**Systems exempted from certain provisions of the act:** None

**CTES 4**

**System name:** DCPA TES, 4, F.W. Dodge Company Reports

**System location:** Defense Civil Preparedness Agency, Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Name and address of the building owner and the architect of new construction.

**Categories of records in the system:** Reports contain the name and address of the project, name and address of the building owner and architect, and the dollar valuation of the project.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Letters were sent to the building owner and architect urging them to include shelter in the design. Contacts were made to ascertain whether shelter advice rendered by the DCPA Advisory Service Center was incorporated in the final project.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Reports are kept in computer file-magnetic tape.

**Retrievability:** Filed by project number.

**Safeguards:** All records are maintained in areas that are secured by building guards during non-business hours.

**Retention and disposal:** Records are considered permanent.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.



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**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** DCPA Subscribed to the F.W. Dodge Co. Reports

**Systems exempted from certain provisions of the act:** None

CTNG 13

**System name:** DCPA TNG 13, Student Academic and Course Records, DCPA Staff College

**System location:** Registrar's Office, Defense Civil Preparedness Agency (DCPA), Staff College, Federal Center, Battle Creek, Michigan 49011.

DCPA Headquarters, all DCPA Regional Offices, Computer Center. Mailing addresses of these installations are set out in a DCPA Directory which will be published as an Appendix to these notices.

**Categories of individuals covered by the system:** Any citizen who applies for and completes resident and field civil preparedness training conducted under the auspices of the Staff College, DCPA.

**Categories of records in the system:** Files contain student application records - DCPA 435, containing name, address, education level, civil defense courses taken and where, civil defense organization and program affiliation, civil defense title, civil defense telephone number and length of civil preparedness service, employer, business title and business telephone number, student travel authorization and voucher for partial expense and date and location of course; individual training records; individual and business file for Staff College Catalogs, Information Bulletins, etc; Career Development individual files; photographs with identification; MOBDES training files; Career Development individual files; Student Expense files; completed Grant-in-Aid forms; State recommendations, attendance and progress reports, student locators, and related academic documents.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Staff College - To maintain individual training records; to compile regional, State, headquarters, military training data for administrative purposes such as budget requirements, replies to congressional inquiries, internal reporting and performance statistics, Program Reports, and transmittal of satisfactory course completions to State and local governments.

Regions - To maintain up-to-date statistics of Staff College graduates assigned to regional jurisdictions and to inform States and local governments.

States - To maintain up-to-date statistics of Staff College graduates assigned to State and local jurisdictions.

Headquarters, Office of Comptroller, Accounting Division - To record and obligate funds for students attending Staff College courses and forward records to U.S. Army Finance and Accounting Office, U.S. Military District of Washington, for payment purposes.

Computer Center - To prepare ADP documents relating to student participation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and 3x5 cards in file drawer.

**Retrievability:** 3x5 locator alphabetical; academic records chronologically by course title; and travel authorizations and vouchers by fiscal year and State.

**Safeguards:** Building employs security officers. Doors are open only during business hours. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. Course folders retained in active file until course is completed, held 20 years in inactive file and subsequently transferred to Records Center; destroyed after 40-years.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** Education Institution, DCPA Staff College, records derived from student applications and academic records.

**Systems exempted from certain provisions of the act:** None

CTNG 14

**System name:** DCPA TNG 14, Home Study Courses, DCPA Staff College

**System location:** Defense Civil Preparedness Agency (DCPA) Staff College, Federal Center, Battle Creek, MI 49016

DCPA Computer Center, Olney, MD
DCPA Headquarters and Regional Offices
Mailing addresses of these installations are set out in a DCPA Directory which will be published as an Appendix to these notices.

**Categories of individuals covered by the system:** Any citizen who desires to further his knowledge of Civil Preparedness in general, basic concepts of radiological monitoring, the duties of a local Civil Defense Director/Coordinator, or the duties of a Shelter Manager, is eligible for these courses.

**Categories of records in the system:** File includes individual application forms, group enrollment forms, group completion forms, key punch cards and related computer printout indicating home study entry, progress, grades and completion, correspondence and related academic documents.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Michigan Technological University (MTU)-Key punch cards to enter applicant into home study system and to release home study materials to applicants, and to forward certificates to applicants who successfully complete a course. Also used to prepare statistical report for DCPA Staff College.

DCPA Computer Center-use key punch cards to establish printout including name, address, student number, numerical grade for each course unit, date of completion of each course unit and final grade and date of course completion. DCPA Computer Center provides printouts for MTU, Staff college, DCPA Regions and State CD Offices.

DCPA Staff College-to respond to student inquiries relating to completion dates, requests for military reserve retirement credits and requests for certificates of completion that were awarded but did not arrive for the student. Uses MTU prepared statistics to prepare annual, quarterly and monthly reports for Director, DCPA. Provides course completion/progress data to State and local governments.

DCPA Regional Office-the DCPA Regions use the printout to measure training progress in the Region. The Regions also provide each State CD Office with monthly printouts of home study activity and completions.

State CD Offices-use the printouts to schedule more advanced training for students who have completed basic civil preparedness instruction through home study courses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** DCPA Computer Center stores records on computer magnetic tapes or disks. DCPA Staff College, DCPA Regions, MTU and State CD Offices store printouts of records as developed and forwarded by DCPA Computer Center.

**Retrievability:** Information is accessed or retrieved by name and address or Student Number.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** All Home Study records at DCPA Staff College are destroyed after 6-years. Home Study records held by DCPA Regions, Michigan Tech University and State CD Offices are destroyed when obsolete, superseded or no longer needed.





**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Application form completed and submitted by applicant for DCPA Home Study courses.

**Systems exempted from certain provisions of the act:** NONE

CTNG 3,5,7

**System name:** DCPA TNG 3,5,7, State and Local Civil Preparedness Instructional Program (SLCPIP)

**System location:** Primary system located at Defense Civil Preparedness Agency (DCPA) Regions. Addresses are available at DCPA Staff College. Decentralized system located with State and local agencies contractors in various States who provide input to Regional Offices. Duplicate data is forwarded to State CD Offices by contractors in the States for information purposes only. Addresses of contractors and State CD Offices are available at DCPA Regional Offices. Limited duplicate data is located at DCPA Staff College, Federal Center, Battle Creek, MI 49016.

**Categories of individuals covered by the system:** Individuals include local civil preparedness coordinators, teachers, school administrators and local officials who are in need of civil preparedness training

**Categories of records in the system:** This system is comprised of 4 reporting forms only one of which has names. These are forwarded from the contractors at the State level to the Regional Offices. The form with names is DCPA 177A -SLCPIP Contractor's Roster. This form is used to give name, address, and title of participants for each course or workshop conducted. This is a monthly report to the Regions.

The Contracting Officer (Region) forwards to Staff College gross number of activities and participants. The Regions maintain the rosters. The number of activities and participants are forwarded to Staff College quarterly from each Region and are then consolidated and forwarded to Headquarters.

**Authority for maintenance of the system:** 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the contractor to report to the contracting officer (Region) his progress and expenditures. The Regions use this system to report quarterly to Staff College, progress of the training activities. Staff College in turn consolidates all eight Region reports and prepares a quarterly report to the Director, DCPA. Names of students and data from these reports are routinely disclosed to State and local governments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinets

**Retrievability:** Information would be retrieved by name, address, name of course, date, and location.

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file for one calendar year or fiscal year or until contract is completed. Records are then in inactive file for 3-6 years depending on program and then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** The source for information on participants in a course is forwarded by the contractors in the various States as he conducts training activities in his State.

**Systems exempted from certain provisions of the act:** None

CTNG 8A

**System name:** DCPA TNG 8-A Qualified Instructor File

**System location:** Defense Civil Preparedness Agency, Headquarters (DCPA), The Pentagon Building, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Individuals who instruct DCPA professional development courses. Fallout Shelter Analysis (FSA); Protective Construction (PC); Environmental Engineering (EE); Multiprotection Design (MPD)and Shelter Survey Technician (SST)

**Categories of records in the system:** Files contain instructors name, address, date of birth, educational background, current employment status, institutional affiliation, record of performance and participation in the DCPA summer institutes.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide mailing addresses and location of qualified instructors in order to furnish them the latest information and to select instructors and course directors for the DCPA professional development courses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Forms are kept in loose-leaf notebooks. Some of the data are kept on computer magnetic tapes for processing in conjunction with dissemination of new information.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** All records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Headquarters building employs security guards.

**Retention and disposal:** Files are considered permanent

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from



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Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** DD Form 1353, Application for Enrollment in Architects and Engineers Professional Development Program, submitted by instructors.

**Systems exempted from certain provisions of the act:** None

**CTNG 8B**

**System name:** DCPA TNG 8 B, DCPA Form 1353, Appl. for Enrollment in Architects and Engrs; Professional Dev. Prog.

**System location:** Defense Civil Preparedness Agency, Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Individuals who apply for DCPA professional development courses: Fallout Shelter Analysis (FSA); Protective Construction (PC), Environmental Engineering (EE), Multiprotection Design (MDP) and Shelter Survey Technician (SST).

**Categories of records in the system:** Files contain course applicant's name, address, date of birth, education and status of completion in the course.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3104, 50 USC App. 2253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is used to ascertain qualifications for certification as Fallout Shelter Analyst for issuance of appropriate certificates and to provide directories of architects and engineers qualified in the subject matter of the professional development courses. Also to provide mailing lists for disseminating new information as appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Forms are kept in loose-leaf notebooks. Some of the data are kept on computer magnetic tapes for processing in conjunction with dissemination of new information.

**Retrievability:** Filed alphabetically by name within course title

**Safeguards:** All records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Headquarters building employs security guards during non-business hours.

**Retention and disposal:** Files are considered permanent

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301

**Record source categories:** DD Form 1353, submitted by applicants.

**Systems exempted from certain provisions of the act:** None

**CWNG 2A**

**System name:** DCPA WNG 2A, Decision Info Distribution Sys (DIDS) Volunteers

**System location:** Defense Civil Preparedness Agency, Headquarters (DCPA), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Long Wave Band Radio Volunteer Listeners

**Categories of records in the system:** Name and address of Volunteer Radio Listeners, voluntary submitted critique of technical quality of (DIDS) radio transmissions

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify signal propagation characteristics, of DIDS Radio Transmissions. Each report is a data point.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folder, 3x5 cards in index boxes

**Retrievability:** Cards filed alphabetically by name

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Files kept for duration of technical analysis of radio transmission, then destroyed.

**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** Voluntary request for QSL card from Radio Listeners.

**Systems exempted from certain provisions of the act:** NONE

**CWNG 2B**

**System name:** DCPA WNG 2B, List of custodians of Decision Info Sys (DIDS) Radio Receivers

**System location:** Defense Civil Preparedness Agency Headquarters (DCPA), The Pentagon, Washington, D.C. and at Office of U.S. Army Communications Command (USACC-CONUS), Facility Chiefs at DCPA Regions One, Two and Three. Mailing addresses of these installations are set out in a DCPA directory which will be published as an appendix to these notices.

**Categories of individuals covered by the system:** Selected military officers, Federal agency personnel and officials and key personnel of emergency services of governments at State, county and local level.

**Categories of records in the system:** A property accountability and operational location listing for DIDS radio receivers used for civil defense purposes. It contains custodian's name, address, type facility of location, job title and telephone number.

**Authority for maintenance of the system:** 5 USC 301, 44 USC 3101, 50 USC App. 2253, 2281.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The list of custodians maintains property accountability. It also provides base to obtain statistical information as to what kind of operational locations or other installations are associated with the radio receivers. Provides a base for obtaining operational information on receiver operations by soliciting the custodians. Determines exact location of receivers in need of maintenance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records kept in file cabinet

**Retrievability:** List is by name of individual and location

**Safeguards:** Building employs security guards. Records are retained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are kept so long as person listed is custodian of a DIDS radio receiver; when receiver is given up, name is removed from list.





**System manager(s) and address:** Director, DCPA, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Headquarters, DCPA
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6498

**Record access procedures:** Requests from individuals should be addressed to:

Headquarters, DCPA
Room 1D511
Pentagon Building
Washington, D.C. 20301

Written requests for information should contain the full name of the individual and current address.

For personal visits, the individual should be able to provide some acceptable identification; that is, drivers license, employing office's identification card, and give some verbal information that could be verified.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from Management Division, DCPA, Pentagon Building, Washington, D.C. 20301.

**Record source categories:** The individual custodians

**Systems exempted from certain provisions of the act:** None



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## DEFENSE CIVIL PREPAREDNESS AGENCY OFFICES

Defense Civil Preparedness Agency (DCPA) Headquarters, The Pentagon, Washington, D.C. 20301
DCPA REGION ONE, Federal Regional Center, Maynard, MA 01754. Serves: Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, Puerto Rico, Virgin Islands
FIELD OFFICE, 26 Federal Plaza, New York, N.Y. 10007. Serves: New Jersey, New York
DCPA REGION TWO, Federal Regional Center, Olney, MD 20832. Serves: Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, West Virginia
DCPA REGION THREE, Federal Regional Center, Thomasville, GA 31792. Serves: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Canal Zone
DCPA REGION FOUR, Federal Center, Battle Creek, MI 49016. Serves: Illinois, Indiana, Michigan, Minnesota, Ohio, Wisconsin
DCPA REGION FIVE, Federal Regional Center, Denton, TX 76201. Serves: Arkansas, Louisiana, New Mexico, Oklahoma, Texas
DCPA REGION SIX, Federal Regional Center, Bldg 710, Denver, CO 80225. Serves: Colorado, Iowa, Kansas, Missouri, Nebraska, North Dakota, South Dakota, Utah, Wyoming
FIELD OFFICE, 1125 Grand Ave., Kansas City, MO. 64106. Serves: Iowa, Kansas, Missouri, Nebraska
DCPA REGION SEVEN, P.O. Box 7287, Santa Rosa, CA 95401. Serves: Arizona, California, Hawaii, Nevada, American Samoa, Guam
DCPA REGION EIGHT, Federal Regional Center, Bothell, WA 98011. Serves: Alaska, Idaho, Montana, Oregon, Washington
DCPA STAFF COLLEGE, Federal Center, Battle Creek, MI 49016
DCPA COMPUTER CENTER, Federal Regional Center, Olney, MD 20832
DCPA RELOCATION SITE, DCPA Emergency Operations Field Office Liaison, Room 125, Executive Office Building Annex, Washington, DC 20405





ROUTINE USE - LAW ENFORCEMENT
In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION
A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information; such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION
A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE
A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

### DAE01

**System name:** Office Social Roster and Locator Card.

**System location:** Primary System-Office of the Assistant to the Secretary of Defense (Atomic Energy), Washington, DC 20301.

**Categories of individuals covered by the system:** Any individual, either military or civilian, directly assigned to the Office of the Assistant to the Secretary of Defense (Atomic Energy).

**Categories of records in the system:** Data includes home addresses and telephone numbers and names of spouses.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes-To provide means of emergency communication with assigned individuals when required and toassist office personnel planning social functions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** None. Each assigned individual given one copy.

**Retrievability:** None.

**Safeguards:** Treated strictly as official office use and need to know.

**Retention and disposal:** By each individual privately until superseded at which time old roster is destroyed.

**System manager(s) and address:** Office of the Assistant to the Secretary of Defense (Atomic Energy).

**Notification procedure:** Written requests for information should be addressed to the SYSMANAGER.

Personal visits are directed to Room 3E1074, Pentagon, Washington, DC. Valid proof of identity is required.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

Executive Assistant to the ATSD(AE).
Room 3E1074
Pentagon Building.
Washington, DC 20301.
Telephone: AC 202-697-5561.

**Contesting record procedures:** The agency's rule for access to records and for cont ting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Voluntarily submitted.

**Systems exempted from certain provisions of the act:** None

### DAE02

**System name:** 03-3 and 03-4 Individual Personnel Files, 03-1b Consultants Files

**System location:** Primary System-Office of the Assistant to the Secretary of Defense (Atomic Energy), Washington, DC 20301

**Categories of individuals covered by the system:** Any individual, either military or civilian, directly assigned to the Office of the Assistant to the Secretary of Defense (Atomic Energy).

**Categories of records in the system:** Data includes assignment orders, clearance requests, records of leave and TDY and, in limited caseseducational background, military service (if any), and financial data strictly limited to government employment.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-To facilitate processing of incoming personnel and to maintain personnel records at the discretion of the individual concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Files alphabetically by name.

**Safeguards:** Stored in locked metal Lektriever inside an alarmed vault.

**Retention and disposal:** During the entire assignment of the individual which, upon departing, the individual reviews his/ her file, retrieves material he/she desires to keep, and the remaining material is destroyed by pulping.

**System manager(s) and address:** Office of the Assistant to the Secretary of Defense (Atomic Energy).

**Notification procedure:** Written requests for information should be addressed to the SYSMANAGER.

Personnel visits are directed to Room 3E1074, Pentagon, Washington, DC. Valid proof of identity isrequired.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

Executive Assistant to the ATSD(AE)
Room 3E1074.
Pentagon Building.
Washington, DC 20301.
Telephone: AC 202-697-5561.

**Contesting record procedures:** The agency's rule for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** OSD Military and Civilian Personnel Branches and also voluntarily submitted.

**Systems exempted from certain provisions of the act:** None.

### DATSD01

**System name:** Files of Personnel Evaluated for Presidential Support Duties

**System location:** Primary System-Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, DC 20301

Decentralized Segments-Designated security offices within OSD, OJCS, the Services, and service units having Presidential support duties

**Categories of individuals covered by the system:** Active duty military personnel, DoD civilian employees, and DoD contractor personnel nominated for assignment to Presidential support duties

**Categories of records in the system:** Nomination files of personnel nominated for assignment to Presidential support duties. Files include reports of background investigations conducted by the Defense Investigative Service or other federal government agencies, medical and commander's evaluations, and a forwarding memorandum from the originating agency summarizing the case and making recommendations.

Quarterly reports of personnel within the Presidential support program submitted by each agency involved in the program. Reports contain two parts, an alphabetical listing of those persons currently



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approved for Presidential support and an alphabetical listing of those persons terminated during the current quarter.

Card file of all personnel (active and inactive) in the Presidential support program. Card includes name, grade, Social Security Number, organization, dates of investigations, and the dates of forwarding action from the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, to the Military Assistant to the President, and then back to the originating agency.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Nomination files are collected to evaluate the background, character, and qualifications of persons nominated for assignment to Presidential support duties. Files are reviewed within the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, forwarded to the Military Assistant to the President, returned to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, and then returned to the originating agency.

Quarterly reports are required to insure that only those persons who have been properly cleared are utilized in the Presidential support program. Reports are received in two copies, one is retained in the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, and one is forwarded to the Military Assistant to the President.

Card files provide a complete reference capability of all personnel involved in the Presidential support program. They are used to identify the unit of assignment of each individual and to provide a cross-reference to the dates that the corresponding nomination file was acted upon. From these dates, the appropriate forwarding memorandum can be located.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; cards in card files.

**Retrievability:** Nomination folders are not filed by the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

Quarterly reports are filed according to the originating agency.

Card files are filed alphabetically by last name of individual considered for Presidential support duties.

**Safeguards:** Nomination folders are afforded appropriate classified protection at all times and stored in safes authorized for storage of material up to Top Secret.

Quarterly reports are afforded appropriate classified protection at all times and stored in safes authorized for storage of material up to Top Secret.

Card files are stored in metal file cabinets in a locked room.

All records are accessible only to authorized personnel, who are properly trained and cleared on a strict need-to-know basis.

**Retention and disposal:** Nomination files are returned to originator upon selection/non-selection.

Quarterly reports are retained for six months and then destroyed.

Card files are maintained during the entire period an individual is cleared in the program; inactive cards are maintained at least five years after termination.

**System manager(s) and address:** Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D.C. 20301.

**Notification procedure:** Requests from individuals should be addressed to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D.C. 20301. Visits are limited to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

Written requests for information should contain the full name of individual, Social Security Number, and unit of assignment within the Presidential support program.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, military identification card, or civilian employee or building access identification card.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

Military Assistant to the Special Assistant to the Secretary and Deputy Secretary of Defense
Room 3E941
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-0028

**Contesting record procedures:** The Office of the Special Assistant to the Secretary and Deputy Secretary of Defense may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individual.

**Record source categories:** Nomination files are submitted by the agency at which the individual is nominated for assignment to Presidential support duties.

Quarterly reports are submitted by each agency with a Presidential support mission.

Card files are originated in the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, extracting pertinent information from the nomination folders.

**Systems exempted from certain provisions of the act:** NONE

**DATSD02**

**System name:** Files of Periodic Management Assessments of certain Key Management Personnel and in DoD

**System location:** Primary Office - Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D.C. 20301

**Categories of individuals covered by the system:** Active Presidential appointees in the three Services (Assistant Secretaries and equivalents) and Deputy Assistant Secretaries or equivalents in the Office of the Secretary of Defense.

**Categories of records in the system:** Brief descriptive statements of how well the individual is carrying out assigned function and meeting management objectives.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are developed for specific use of Secretary or Deputy Secretary of Defense to assist them in performing internal management responsibilities. Purpose is to enable them to gauge how well key management personnel are performing, particularly those with whom they may not have day to day access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** File folders filed by Service or Office of the Secretary of Defense function.

**Safeguards:** Files are protected at all times and stored in safe authorized for storage material up to top secret. Records are accessible only to authorized personnel in the Office of the Special Assistant and to the Secretary and Deputy Secretary of Defense.

**Retention and disposal:** Active files retained during tenure of Secretary and Deputy Secretary. Files will then be destroyed.

**System manager(s) and address:** Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

**Notification procedure:** Requests from individuals should be addressed to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D.C. 20301. Visits are limited to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

Written requests for information should contain the full name of the individual and social security number.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, building access identification card, etc.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

The Special Assistant to the Secretary and Deputy Secretary of Defense
Room 3E921
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/695-6705

**Contesting record procedures:** The Office of the Special Assistant to the Secretary of Defense may be contacted for rules for access and contesting contents of records and appealing initial determinations.

**Record source categories:** Activity files are originated in the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense by personal interviews with Service Secretaries and Under Secretaries and Assistant Secretaries of Defense, or equivalents.

**Systems exempted from certain provisions of the act:** NONE





**DATSD03**

**System name:** Files of Personnel Evaluated for Non-Career Employment in DoD

**System location:** Primary Office - Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Active and inactive non-career employees within DoD, personnel within and outside DoD seeking non-career employment, consultants or members of committees employed within DoD.

**Categories of records in the system:** Personnel files consist of resumes, forwarding correspondence between internal offices within DoD, transmittal correspondence from individuals, industry, other departments and agencies, and the Executive/Legislative Branch of the Federal government. Correspondence consists of requests for employment or recommendations of others for employment for non-career positions, and memoranda confirming telephonic queries.

Card files consist of DoD consultants or members of committees, home and business addresses, and approval dates.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are collected to evaluate the qualifications of persons requesting non-career employment or persons who have been recommended by others for non-career employment within DoD. Files are reviewed from time to time in searching for qualified candidates for non-career executive level positions within DoD. Files are reviewed by authorized personnel within the immediate Office of the Secretary of Defense, and other executive level offices of the DoD Files of candidates are sent to the White House for clearance of non-career positions. Files of current non-career employees are sent to the White House for review from time to time for consideration for other possible employment.

Card files are used to record an employee's consultantships or memberships, home and business addresses, and dates of approval.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; cards in card files.

**Retrievability:** Files folders and card files filed alphabetically by last name of individual.

**Safeguards:** Files are afforded appropriate protection at all times and stored in safes authorized for storage of material up to top secret. All records are accessible only to authorized personnel, who are properly trained.

**Retention and disposal:** Active files are retained as long as an individual is employed within DoD. Inactive files are screened upon termination of employment with DoD to determine their retention value for possible future non-career employment, i.e., some files are destroyed upon termination of employment while other files may be retained for an indefinite period depending on the background and experience of individual.

Card files are maintained during the entire period an individual is serving the DoD as a consultant or member of a committee; inactive cards are maintained at least five years after termination.

**System manager(s) and address:** Office of the Special Assistant to the Secretary 0nd Deputy Secretary of Defense.

**Notification procedure:** Requests from individuals should be addressed to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, Washington, D. C. 20301. Visits are limited to the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

Written requests for information should contain the full name of the individual and social security number.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, building access identification card, etc.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

The Special Assistant to the Secretary and Deputy Secretary of Defense
Room 3E-941
Pentagon Building
Washington, D. C. 20301
Telephone: Area Code 202/695-4221

**Contesting record procedures:** The Office of the Special Assistant to the Secretary and Deputy Secretary of Defense may be contacted for rules for access and contesting contents of records and appealing initial determinations.

**Record source categories:** Personnel files are originated in the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, with information that has been referred by others or applicants for non-career positions.

Card files are originated in the Office of the Special Assistant to the Secretary and Deputy Secretary of Defense, extracting pertinent information from resumes and dates of actions taken concerning employment with DoD.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP 01**

**System name:** Personnel Roster

**System location:** Primary System-Air Force Data Service Center, Room 1A658, Pentagon, Washington, D.C. 20301

Decentralized-Administrative Office, OASD(C)

**Categories of individuals covered by the system:** All civilian and military assigned to the Assistant Secretary of Defense (Comptroller) with the exception of the Offices of Deputy Assistant Secretary (Administration) and Deputy Assistant Secretary (Security Policy).

**Categories of records in the system:** System contains personnel social security number, name, job series, grade, step, position number, date of birth, date of grade, date of step, service computation date, position title, duty description, room number, office telephone, area code, home telephone.

**Authority for maintenance of the system:** US Code 10, 136(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Assistant Secretary of Defense (Comptroller) and the Deputy Assistant Secretaries (Program/Budget), (Management Systems) and (AUDIT) as rosters for their personnel and for information on their personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts in binder.

**Retrievability:** Filed by assigned office code.

**Safeguards:** Buildings employ security guard Offices are locked.

**Retention and disposal:** Data is updated every quarter with personnel changes. The old computer printouts are destroyed. The data is never moved to the Federal Records Center, Federal Archives and Records Centers, National Archives or other designated depository.

**System manager(s) and address:** Assistant for Administration, Assistant Secretary of Defense (Comptroller), the Pentagon, Washington, D.C.

**Notification procedure:** Information on personnel will not be released from this record to the general public. All the information in this record is in the Personnel File, OASD (Administration) Personnel Office and may be obtained there.

**Record access procedures:** Requests from individuals should be addressed to: Assistant for Administration, OASD(C), Room 4B943, Pentagon, Washington, D. C. 20301

**Contesting record procedures:** Contest to roster may be filed with Assistant for Administration, OASD(C), Room 4B943, Pentagon, Washington, D.C. 20301.

**Record source categories:** Roster Contents obtained from Personnel File Office Secretary Defense, Personnel Data.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP A01**

**System name:** Federal Employment Service Record Card

**System location:** Office of the Deputy Assistant Secretary of Defense (Audit), OASD(Comptroller).

**Categories of individuals covered by the system:** All individuals employed by the Office of Deputy Assistant Secretary of Defense (Audit).

**Categories of records in the system:** File is a 5x8 card containing information on Federal Employment Record, grade, salary, organization, date of birth, sex, citizenship, retirement coverage, veterans preference, physical impairments, service computation date.

**Authority for maintenance of the system:** US Code 10, 136(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Offices of the Deputy Assistant Secretary of Defense (Audit) to determine eligibility for promotions, and within grade increases; to determine total service time and eligibility for retirement.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper card record in individual pocket view binder

**Retrievability:** Filed organization and individual name

**Safeguards:** Records are maintained in areas accessible only to authorized personnel

**Retention and disposal:** Records are permanent. They are retained in active file until individual leaves organization either by transfer, retirement or resignation

**System manager(s) and address:** The Deputy Assistant Secretary of Defense (Audit)

**Notification procedure:** Information may be obtained from:

DASD(Audit)
6th Floor, Room 607
Lynn Building
Rosslyn, Virginia
Telephone: Area Code 202-697-9108

**Record access procedures:** Written or oral request to the DASD(Audit) Room 607, Lynn Building, Rosslyn, Virginia, telephone: Area Code 202-697-9108

**Contesting record procedures:** Contest of Records may be filed with the DASD(Audit)

**Record source categories:** Record contents obtained from files, Office Secretary of Defense Personnel data

**Systems exempted from certain provisions of the act:** NONE

**DCOMP BF01**

**System name:** Travel Files

**System location:** Office of the Deputy Assistant Secretary of Defense (Administration), Directorate for Budget and Finance, Travel Branch, Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Personnel assigned to the Office of the Secretary of Defense and the Organization of the Joint Chiefs of Staff who perform travel; includes military, civilian and WOC/WAE consultants.

**Categories of records in the system:** File contains copy of travel orders, paid travel claims, airline schedule and copy of Government Transportation Requests issued.

**Authority for maintenance of the system:** 10 USC 136(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determination of the costs of trips performed by OSD and OJCS personnel

Find out if travelers have filed their vouchers after completion of trips.

Determine indebtedness to the Government if per diem payments do not liquidate travel advances.

Individuals assigned to OSD/OJCS components authorized to research files to collect appropriate data to fulfill missions of component.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Building employs security guards. Records kept in unlocked file cabinets

**Retention and disposal:** Records maintained by fiscal year, current and previous fiscal year on hand, subsequently retired to Washington National Records Center.

Disposal IAW Administrative Instruction 15/5, paragraph 08-34

**System manager(s) and address:** Chief, Travel Branch, Directorate for Budget and Finance, Office of the Deputy Assistant Secretary of Defense (Administration), Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Chief, Travel Branch
Director for Budget and Finance
Office of the Deputy Assistant Secretary of Defense (Admin),
Room 3B279, Pentagon
Washington, D.C. 20301
Telephone: 202-697-1269

Chief, Travel Branch, Directorate for Budget and Finance, Office of the Deputy Assistant Secretary of Defense (Administration), Pentagon, Washington, D.C. 20301, Telephone: 202-697-1269.

**Record access procedures:** Requests from individuals should be addressed to: Chief, Travel Branch, Directorate for Budget and Finance, ODASD(A), Room 3B279, Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name of individual with notarized signature, current address and telephone number, and include fiscal year of travel.

Visits are limited to Travel Branch, Directorate for Budget and Finance, ODASD(A), Pentagon, Washington, D.C. 20301.

For personal visits the individuals should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that can be verified with his folder.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from The General Counsel, Department of Defense, The Pentagon, Washington, D.C. 20301.

**Record source categories:** Travel orders, travel vouchers, airline schedules, copy of GTRs.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP CD01**

**System name:** OSD General Correspondence Files

**System location:** Correspondence Control Branch, Directorate for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller).

**Categories of individuals covered by the system:** Individuals who address a variety of subjects to the Office of the Secretary of Defense, and those who address Defense-related matters to the White House.

**Categories of records in the system:** Includes general correspondence addressed to and emanating from the Office of the Secretary and Deputy Secretary of Defense, and correspondence addressed to White House officials and, because of subject matter, referred to DoD for reply.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference material for follow-up actions and responses to additional inquiries from the same persons.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by subject matter with alphabetical subsystem.

**Safeguards:** Building protected by security guards. Records are maintained in a secure area accessible only to authorized personnel.

Records are retained in active file until end of the calendar year, held one additional year in inactive file and subsequently transferred to the National Records Center. Records are destroyed after the fifth year.

**Retention and disposal:** Records are maintained for three years then retired to Federal Records Center for seven years.

**System manager(s) and address:** Director for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller)

**Notification procedure:** Information may be obtained from:

Directorate for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration).
Room 3B946
Pentagon Building
Washington, D.C. 20301

**Record access procedures:** Requests from individuals should be addressed to: Directorate for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration), Room 3B946, Pentagon Building, Washington, D.C. 20301

Written requests for information should contain the full name of the individual, current address and telephone number, a brief description of the subject matter, and the approximate date of the communication, if known.

For personal visits, the individual should be able to provide some acceptable identification such as drivers license or employing office's identification card.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Office of the General Counsel, Department of Defense, Washington, D.C. 20301

**Record source categories:** Correspondence originating with the individual, DoD agencies, and other Federal agencies.

**Systems exempted from certain provisions of the act:** None





**DCOMP CD02**

**System name:** Cable Branch Personnel Administration Files

**System location:** Cable Branch, Room 3E925, Directorate for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller), Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All individuals employed or military assigned to the Cable Branch.

**Categories of records in the system:** These files contain position descriptions; qualification statements, (SF 171, SF 172, OP 8, SD 295, SD 37, ect.); statements of financial interest (SD 2515); requests for personnel actions (SD 52); notification of Personnel Action (SD 50); award recommendations; appraisals and efficiency reports; security clearance information DD 398, DD 1584, CS 8.

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These files are used primarily for internal personnel and administrative management. Specific uses include: Determining eligibility for assignment to positions; comparing individuals resumes with job requirements; used to keep abreast of performance, awards given to personnel and security clearances granted. The information contained in these personnel files is used by the office manager and supervisory personnel in the Cable Branch.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name and Social Security Number of individual concerned.

**Safeguards:** Building guards, locked desk, and records are maintained in a secure area accessible only to authorized personnel.

**Retention and disposal:** Records are retained in active file until military reassignment or individual leaves employment of the Cable Branch; and in an inactive file until no longer under consideration for reemployment.

**System manager(s) and address:** Director for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller).

**Notification procedure:** Information may be obtained from:

Chief, Cable Branch
Directorate for Correspondence and Directives, Office of the Deputy Assistant Secretary of Defense (Administration)
Room 3E925, Pentagon
Washington, D.C. 20301
Telephone: 202-697-8151

Written requests for information from individuals should be addressed to Directorate for Correspondence and Directives, Cable Branch, Room 3E925, Office of the Deputy Assistant Secretary of Defense (Administration), Pentagon Building, Washington, D.C. 20301

Written requests for information should contain the full name of the individual, current address and telephone number and any other information which would help in identifying the desired information.

For personal visits, the individual must be able to provide acceptable identification; that is, drivers license, employing office's identification card, give verbal information that could be verified with his 'case folder'.

**Record access procedures:** Request should be addressed to SYSMANAGER as shown above.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from Office of the General Counsel, Department of Defense, Washington, D.C. 20301.

**Record source categories:** Information is provided by OSD Personnel Office, Security Office, individual concerned and individual's supervisors.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS01**

**System name:** Training Records

**System location:** Primary System - ODASD (Management Systems)

Decentralized Segments - Six MS Directorates

**Categories of individuals covered by the system:** All personnal in ODASD(MS)

**Categories of records in the system:** File contains name, birthdate, service computation date, grade, training completed since 6-30-72, and training desired.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the DASD, his Principal Assistant and Directors for planning training of ODASD(MS) personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in looseleaf folder

**Retrievability:** Filed by directorate

**Safeguards:** Records are kept in locked office with access available only to authorized personnel

**Retention and disposal:** Files are active and are kept current. Out-of-date material is disposed of periodically.

**System manager(s) and address:** DASD Management Systems, Room 3E839, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from DASD(MS)

Room 3E839
Pentagon Building
Telephone Area Code 202-695-3424

**Record access procedures:** Requests from personnel should be addressed to Office of SECDEF, ODASD(MS), Room 3E839, The Pentagon, Washington, D. C. 20301, including personal identification

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personel questionnaire responses and SD Form 446

**Systems exempted from certain provisions of the act:** None

**DCOMP MS02**

**System name:** Personnel Leave Schedule

**System location:** Primary System-ODASD(Management Systems)

Decentralized Segments-Six MS Directorates

**Categories of individuals covered by the system:** All personnel in ODASD(MS)

**Categories of records in the system:** File contains name and dates of anticipated future leave

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the DASD, his Principal Assistant and Directors for leave administration within the management responsibilities of the ODASD(MA)

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The records are maintained in the Office of the Directors or by the Secretary of the Director. Copies are often provided to all personnel concerned.

**Retrievability:** Records are short and all entries are readily apparent.

**Safeguards:** Records are kept in desk of Director or his secretary except in one Division and one directorate which posts on wall in secretary's office.

**Retention and disposal:** Files are discarded when no longer useful.

**System manager(s) and address:** The DASD Management Systems, Room 3E839, Pentagon Building, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

DASD(MS)
Room 3E839
Pentagon Building
Telephone: Area Code 202/695-3424

**Record access procedures:** Requests from personnel should be addressed to his immediate supervisor.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Roster of employees and employee response to request for vacation dates.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS03**

**System name:** Personnel Records



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**System location:** Primary System - ODASD(Management Systems)

Decentralized Segments - Six MS Directorates

**Categories of individuals covered by the system:** All personnel in ODASD(MS)

**Categories of records in the system:** File contains name, birthdate, social security number, veterans preference, tenure group, service computation date, retirement, FEGLI, education, previous employment, additional skills and awards, current employment record within MS, grade.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the DASD, his Principal Assistant and Directors for personnel administrationwithin the management responsibilities of the ODASD(MS).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Record card in KARDEX file; paper records in file folder.

**Retrievability:** Filed alphabetically by last name of personnel.

**Safeguards:** Records are kept in safe files with access available to only authorized personnel.

**Retention and disposal:** Files are active and are kept current to reflect current personnel situation. Out-of-date material is disposed of periodically.

**System manager(s) and address:** DASD Management Systems, Room 3E839, The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

DASD(MS)
Room 3E839
Pentagon Building
Washington, D. C. 20301
Telephone: Area Code 202/695-3424

**Record access procedures:** Requests from personnel should be addressed to Office of SECDEF, ODASD(MS), Room 3E839, The Pentagon, Washington, D. C. 20301, including personal identification.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DD Form 2515; ODASD(MS) personal questionnaire responses; personnel action forms; SF 171.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS04**

**System name:** Civilian Pay Time and Attendance Report

**System location:** Primary System - ODASD(Management Systems)

Decentralized Segments - Six MS Directorates

**Categories of individuals covered by the system:** All personnel in ODASD(Management Systems)

**Categories of records in the system:** Contains employee name, organization code, employee number, social security number, pay period, hours worked this pay period (regular, night differential and overtime, holidy and compensatory by day and pay period), leave taken this pay period (annual, sick, compensatory, AWOL, LWOP/SUSP and other by day and pay period), time of absence each day, remarks, employee certification of sick leave, employee initials for leave taken, supervisors signature and extension for certification.

**Authority for maintenance of the system:** Section 112A of Budget and Accounting Procedures Act of 1950.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the Department of the Army to prepare payrolls, employee checks, and earnings and leave statements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards maintained in envelopes/file folders are stored in timekeeper's official file cabinets.

**Retrievability:** Maintained in sequence by employee last name. Employee card is selected to post hours of leave taken and hours worked each pay period.

**Safeguards:** Cards are maintained and used by officially authorized timekeepers and are kept in secured filing facilities.

**Retention and disposal:** Exception data are posted as it occurs and the complete posting and certification is accomplished at the end of the pay period. Completed certified cards are hand carried by each timekeeper to ODASD(MS) office. The cards are then forwarded to the Personnel Data Branch.

**System manager(s) and address:** DASD Management Systems, Room 3E839, The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

DASD(MS)
Room 3E839
Pentagon Building
Telephone Area Code 202/695-3424

**Record access procedures:** Requests from personnel should include personal identification and be addressed to:

Office of SECDEF, ODASD(MS)
Room 3E839, The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employees presence on the job; leave approval (verbal or documented); overtime approval memoranda; physician certificates; and official holidays.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS05**

**System name:** Request for Overtime Authorization

**System location:** Primary System - ODASD(Management Systems)

Decentralized Segments, Six MS Directorates

**Categories of individuals covered by the system:** All personnel in ODASD(Management Systems)

**Categories of records in the system:** Contains requesting organization, addressee, request number, date of request, for pay period, organizational elements, hours requested (overtime, holiday, compensatory), hours worked (overtime, holiday, compensatory), total hours, justification (employee name, social security number, hours requested), requesting official and date, programmed overtime, quarter, fiscal year, requested/used to date, balance, approved/disapproved, approving officer and date.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to justify and approve overtime compensation for ODASD (Management Systems) employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Copies maintained in file folders are stored in timekeeper's official file cabinet.

**Retrievability:** Maintained in sequence by pay period. Employees for which overtime is requested are listed in the justification section of each form.

**Safeguards:** Overtime authorization requests are maintained and used by officially authorized timekeepers and are kept in secured filing facilities.

**Retention and disposal:** These requests (copies) are maintained for the entire leave year. The approved originals are hand carried along with the Civilian Pay Time and Attendance Reports by each timekeeper to ODASD(MS) office from where they are then forwarded to the Personnel Data Branch. Disposition of each timekeeper's file folder is made at the beginning of each new leave year.

**System manager(s) and address:** DASD Management Systems, Room 3E839, The Pentagon, Washington, DC 20301

**Notification procedure:** Information may be obtained from:

DASD(MS)
Room 3E839
Pentagon Building
Telephone Area Code 202/695-3424

**Record access procedures:** Requests from personnel should include personal identification and should be addressed to:

Office of SECDEF, ODASD(MS)
Room 3E839, The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Initialed by Supervisors and Directors to justify overtime work for employees to accomplish peak and excessive workloads

**Systems exempted from certain provisions of the act:** NONE





**DCOMP MS06**

**System name:** Time and Attendance Report

**System location:** Primary System - ODASD(Management Systems)

Decentralized Segments - Six MS Directorates

**Categories of individuals covered by the system:** All personnel in ODASD(Management Systems)

**Categories of records in the system:** Contains employee name, social security number, pay period, hours worked this pay period (regular, night differential, overtime, holiday, compensatory by day and pay period), leave taken this pay period (annual, sick, compensatory, AWOL, LWOP/SUSP and other by day and pay period).

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as an office record of employees time and attendance

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in a notebook and filed in timekeeper's official file cabinets.

**Retrievability:** Filed by pay period. Each report is in sequence by employee last name.

**Safeguards:** The notebooks are maintained in a file cabinet with access available only to authorized personnel.

**Retention and disposal:** These records are maintained for the leave year. Disposition of the yearly records is made at the beginning of each new leave year.

**System manager(s) and address:** DASD Management Systems, Room 3E839, The Pentagon, Washington, DC, 20301

**Notification procedure:** Information may be obtained from:

DASD(MS)
Room 3E839
Pentagon Building
Telephone Area Code 202/695-3424

**Record access procedures:** Requests from personnel should include personal identification and be addressed to:

Office of SECDEF, ODASD(MS)
Room 3E839, The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The rules for access to records and for contesting and appealing intial determinations by individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** The Time and Attendance Report is posted from Civilian Pay Time and Attendance Reports, MDW FINW Form 46 TEST (Rev) 1 Dec 74.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS07**

**System name:** Classified Container Custodian Data, SD 411

**System location:** Decentralized Segments in six Directorates, ODASD(MS), OASD(C)

**Categories of individuals covered by the system:** Names of three individuals responsible for each classified container

**Categories of records in the system:** Contains name, address, telephone number

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by security personnel or counter-intelligence personnel to contact the individuals in the event classified container is found unsecured.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The form for each classified container is attached inside the front of combination drawer or top drawer.

**Retrievability:** Data on name, address, or telephone number may be retrieved only if classified container is open.

**Safeguards:** Information is in locked containers; can only be accessed if classified containers are left open.

**Retention and disposal:** Only latest applicable form is affixed to the classified container, outdated forms are destroyed.

**System manager(s) and address:** Each MS Directorate having custody of safes.

**Notification procedure:** Information may be obtained from:

Security Officer
ODASD (Management Systems)
Room 4B938
The Pentagon
Washington, D. C. 20301

**Record access procedures:** Requests should be addressed to Security Officer, ODASD(Management Systems), Room 4B938, The Pentagon, Washington, D. C. 20301

**Contesting record procedures:** The rules for access to records and for contesting contents are appealing initial determinations bythe individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals responsible for each classified container.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS08**

**System name:** List of personnel and security clearances

**System location:** Decentralized Segments in six Directorates, ODASD(MS), OASD(C)

**Categories of individuals covered by the system:** All personnel in the Directorate.

**Categories of records in the system:** Contains name, security clearance, date granted

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used each Director Security Officer as reference of security clearance of each individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Typed list in Directorate Security Officer's file.

**Retrievability:** Data may be retrieved by name.

**Safeguards:** Information is kept in locked classified container.

**Retention and disposal:** Only latest list of personnel and access is retained, outdated lists are destroyed.

**System manager(s) and address:** Each MS Directorate Security Officer

**Notification procedure:** Information may be obtained from:

Security Officer
ODASD (Management Systems)
Room 4B938
The Pentagon
Washington, D. C. 20301

**Record access procedures:** Requests should be addressed to Security Officer, ODASD(Management Systems), Room 4B938, The Pentagon, Washington, D. C. 20301

**Contesting record procedures:** The rules for access to records and for contesting contents are appealing initial determinations bythe individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Knowledge of all individuals assigned to the Directorate/Division.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS09**

**System name:** Security Inspector Duty Roster

**System location:** Decentralized Segments in six Directorates, ODASD(MS), OASD(C)

**Categories of individuals covered by the system:** All personnel in each Directorate/Division

**Categories of records in the system:** Contains name, dates of security inspector duty

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used by each Directorate/Division to show individuals responsible for security inspection duty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Typed list provided each named individual, copy may also be posted.

**Retrievability:** Data may be retrieved by name.

**Safeguards:** None considered required.

**Retention and disposal:** Only last two Security Inspector Duty Rosters are retained for purposes of preparing subsequent rosters. Other outdated lists are destroyed.

**System manager(s) and address:** Each MS Directorate having custody of safes.



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**Notification procedure:** Information may be obtained from:

Security Officer
ODASD (Management Systems)
Room 4B938
The Pentagon
Washington, D. C. 20301

**Record access procedures:** Requests should be addressed to Security Officer, ODASD(Management Systems) Room 4B938, The Pentagon, Washington, D. C. 20301

**Contesting record procedures:** The rules for access to records and for contesting contents are appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Notification from Directorate for Personnel Security Division.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS10**

**System name:** Combat Area Casualties

**System location:** Summary Management Information Division, Directorate for Information Operations and Control, Management Systems, Office Assistant Secretary Comptroller

**Categories of individuals covered by the system:** Names of all Military Personnel who were killed, missing, captured, or interned in Southeast Asia.

**Categories of records in the system:** Files contain a completed report of Casualty (DD Form 1300)

**Authority for maintenance of the system:** Executive Order 11216

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information on deaths is provided to any public or private person for statistical or memorial purposes. The name, service number, grade, date of birth only are released on those who are currently missing, captured or interned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** DD 1300s are filed in file reference order by service, country of occurrence

**Retrievability:** Data may be retrieved by name or file reference number

**Safeguards:** All information is maintained in locked safes

**Retention and disposal:** Records are permanent. At this time there is no plan to retire the files.

**System manager(s) and address:** The OASD(C), The Pentagon, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Director for Information Operations and Control
Room 4B938
The Pentagon
Washington, D. C.

**Record access procedures:** Request should be addressed to: Director for Information Operations and Control, Room 4B938, The Pentagon, Washington, D. C.

**Contesting record procedures:** The rules for access to records and for contesting contents are appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The source of this information is the service man's casualty section

**Systems exempted from certain provisions of the act:** NONE

**DCOMP MS11**

**System name:** List of Female Employees of OSD/OJCS

**System location:** Primary System-Federal Women's Program Coordinator, Room 4B916, Pentagon Building; maintained in automated form - Army Data Center; Decentralized Segment-OSD Dir. of Personnel.

**Categories of individuals covered by the system:** All civilian female employees of OSD/OJCS

**Categories of records in the system:** File is extract of Civilian Personnel Data File and contains organization identification, employee name, Social Security Number, Date of Birth, Service Computation Date, Pay Plan, Series, Grade, Time Basis, Position Title

**Authority for maintenance of the system:** Executive Order 11246/11375, 'Equal Employment Opportunity,' as amended by EO 11478, 'Equal Employment Opportunities in the Federal Government'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Directorate of Personnel to mail information on Federal Women's Program to OSD/OJCS Women Employees. Federal Women's Program Coordinator to locate personnel to recommend to them training and employment opportunities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated List in Federal Women's Program Coordinator Office. Automated tape in Army Data Center.

**Retrievability:** Listed by organization

**Safeguards:** List is kept under lock. Only available to Federal Women's Program Coordinator.

**Retention and disposal:** Record is new. When new civilian personnel data file or major updates are made, it is expected that a revised list will be provided. At that time obsolete list will be destroyed.

**System manager(s) and address:** OSD/OJCS Federal Women's Program Coordinator, Room 4B916, Pentagon Building, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from OSD/OJCS Federal Women's Program Coordinator, Room 4B916, Pentagon Building, Washington, D. C. 20301

**Record access procedures:** Written requests for information should contain the full name of the individual, organization assignment and Social Security Number. Visits are limited to Room 4B916, Pentagon Building, Washington, D. C. 20301. For personal visits the individual should provide DoD identification prior to access.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The Central Personnel Data File prescribed by the Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP PB01**

**System name:** Personnel File/Biography

**System location:** Primary System - Office of Deputy Assistant Secretary of Defense (Program/Budget)/Office of Assistant Secretary of Defense (Comptroller)

**Categories of individuals covered by the system:** All civilian personnel assigned to the Office of Deputy Assistant Secretary of Defense (Program/ Budget)

**Categories of records in the system:** System contains personnel name, home address, home phone, position title, present grade, date of present grade, date of birth, place of birth, marital status, civil service status, veteran preference, reserve status, social security number, education, experience, special qualifications.

**Authority for maintenance of the system:** United States Code, Annotated Title 10 136B

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Deputy Assistant Secretary for personnel information

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in loose leaf binder.

**Retrievability:** Filed chronologically and by Directorate.

**Safeguards:** Building employs security guard. Binder is stored in safe.

**Retention and disposal:** Data is updated with personnel changes. Data are destroyed through normal trash disposal. The data is never moved to the Federal Records Center, Federal Archives and Record Center, National Archives or other designated depository.

**System manager(s) and address:** Deputy Assistant Secretary (Program/Budget)

**Notification procedure:** Information may be obtained from:

ODASD Administration, Personnel Office
Room 3A346
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/697-1759

**Record access procedures:** Requests from individuals should be addressed to: Office of Deputy Assistant Secretary (Program/ Budget)/Office of the Assistant Secretary of Defense (Comptroller), Room 3E838, Pentagon, Washington, D.C., 20301

**Contesting record procedures:** Contest to file may be filed with Deputy Assistant Secretary of Defense (Program/Budget)/OASD (Comptroller), Room 3E838, Pentagon, Washington, D.C., 20301





**Record source categories:** File contents obtained from personnel file Office Secretary of Defense, Personnel Data.

**Systems exempted from certain provisions of the act:** None

**DCOMP PB02**

**System name:** Personnel Roster

**System location:** Primary System-Office of Deputy Assistant Secretary of Defense (Program/Budget)/Office of the Assistant Secretary of Defense (Comptroller), Directorate for Procurement

**Categories of individuals covered by the system:** All civilian personnel assigned to the Directorate for Procurement.

**Categories of records in the system:** System contains personnel name, address, phone, name of relative in case of emergency, name and phone of doctor, personal history.

**Authority for maintenance of the system:** United States Code Annotated Title 10, 136B.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Director of Procurement for Personnel Information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in loose leaf binder.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building employs security guard. Folder is stored in safe.

**Retention and disposal:** Data is updated with personnel changes. Data are destroyed through normal trash disposal. The data is never moved to the Federal Records Center, Federal Archives and Record Center, National Archives or other designated depository.

**System manager(s) and address:** Director for Procurement

**Notification procedure:** Information may be obtained from:

ODASD Administration, Personnel Office
Room 3A346
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/697-1759

**Record access procedures:** Requests from individuals should be addressed to: Directorate for Procurement, ODASD (P/B)/ OASD(C), Room 3D883, Pentagon, Washington, D.C. 20301

**Contesting record procedures:** Contest to file may be filed with Deputy Secretary of Defense (Program/Budget) Office of Assistant Secretary of Defense (Comptroller), Room 3E838, Pentagon, Washington, D.C. 20301.

**Record source categories:** Roster contents obtained from Personnel file, Office Secretary of Defense, Personnel Data and individual personnel.

**Systems exempted from certain provisions of the act:** None

**DCOMP PB03**

**System name:** Personnel Roster

**System location:** Primary System-Office of Deputy Assistant Secretary of Defense (Program/Budget)/Office of Assistant Secretary of Defense (Comptroller), Directorate for Research and Development.

**Categories of individuals covered by the system:** All civilian personnel assigned to the Directorate for Research and Development.

**Categories of records in the system:** System contains personnel social security number, name, date of birth, grade, step, position number, date of grade, date of step, position title, service computation date, veteran preference, job series, present salary, salary next level.

**Authority for maintenance of the system:** United States Code Annotated Title 10, 136B

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Director for Research and Development for personnel information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building employs security guard. Folder is stored in safe

**Retention and disposal:** Data is updated with personnel changes. Data are destroyed through normal trash disposal. The data is never moved to the Federal Records Center, Federal Archives and Record Centers, National Archives or Other designated depository.

**System manager(s) and address:** Director for Research and Development

**Notification procedure:** Information may be obtained from:

ODASD Administration, Personnel Office
Room 3A346
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/697-1759

**Record access procedures:** Requests from individuals should be addressed to: Directorate for Research and Development, ODASD (P/B)/OASD(C), Room 3A862, Pentagon, Washington, D. C., 20301

**Contesting record procedures:** Contest may be filed with Director for Research and Development, ODASD (P/B)/OASD (C), Room 3A862, Pentagon, Washington, D. C. 20301.

**Record source categories:** Roster contents obtained from personnel file Office Secretary of Defense, Personnel Data.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP PB04**

**System name:** Personnel Roster

**System location:** Primary System-Office of Deputy Assistant Secretary of Defense (Program/Budget)/Office of Assistant Secretary of Defense (Comptroller), Directorate for Program and Financial Control

**Categories of individuals covered by the system:** All civilian personnel assigned to the Directorate for Program and Financial Control

**Categories of records in the system:** System contains personnel name, position title, series/grade, position description number, security classification, age, years of service, veteran preference.

**Authority for maintenance of the system:** United States Code Annotated Title 10, 136B.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Director for Program and Financial Control for personnel information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in loose leaf binder.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building employs security guard. Binder is stored in safe.

**Retention and disposal:** Data is updated with personnel changes. Data are destroyed through normal trash disposal. The data is never moved to the Federal Records Center, Federal Archives and Record Center, National Archives or other designated depository.

**System manager(s) and address:** Director for Program and Financial Control

**Notification procedure:** Information may be obtained from:

ODASD Administration, Personnel Office
Room 3A346
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/697-1759

**Record access procedures:** Requests from individuals should be addressed to: Directorate for Program and Financial Control, ODASD (P/B)/OASD (C), Room 3B857, Pentagon, Washington, D.C., 20301.

**Contesting record procedures:** Contest to roster may be filed with Director for Program and Financial Control, ODASD (P/B)/ OASD(C), Room 3B857, Pentagon, Washington, D.C., 20301.

**Record source categories:** Roster contents obtained from personnel file Office Secretary of Defense, personnel data.

**Systems exempted from certain provisions of the act:** None

**DCOMP P01**

**System name:** Supergrade Correspondence, Reports, and Case Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Any candidate who is being recommended for an executive level position.

**Categories of records in the system:** File contains copy of individuals SF-171, position description, organizational chart, applicable CSC forms, SF-161 or 161A, correspondence between Directorate for Personnel and CSC, management officials and other selected documents.

**Authority for maintenance of the system:** 5-USC 301



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Directorate for Personnel-to maintain a case file of background information for each executive level request, both approved and disapproved. DARPA, DSAA, OJCS, OIAF and Office of Dependents Education is part of routine use.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by organization, then alphabetically by name.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Files maintained indefinitely.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** SF-171 from individual, other material obtained from personnel office, records and statements from management officials.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P02**

**System name:** Job Opportunity Announcements

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Any applicant for employment who applies for a specific vacancy.

**Categories of records in the system:** File contains copies of SF-171's plus any attachments submitted by applicant, copies of supervisory appraisals, copies of Job Opportunity Announcement, original certificate of eligibles, rating sheet for all applicants, rating schedule or definition of 'best qualified' and copies of non-selection and not certified letters.

**Authority for maintenance of the system:** 5 USC 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Directorate: To advertise vacant positions and to solicit applications for employment from qualified individuals for organizations serviced. DARPA, DSAA, OJCS, OIAF and Office of Dependents Education is part of routine use.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Applications retained until selection is made and file closed. Then destroyed. Completed file disposed of in two years or CSC inspection, whichever earlier.

**Storage:** Paper records in file folders

**Retrievability:** Filed by Job Opportunity Announcement number and title.

**Safeguards:** Building employs security guards. Records are maintained in file cabinet in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Records are maintained for a two year period or Civil Service Commission inspection, whichever occurs earlier. Then they are destroyed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from individual applying for position, supervisory appraisals from current or previous employers, forms completed by persons whose names are given as reference, ratings and correspondence from Directorate for Personnel.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P03**

**System name:** DoD Program for Stability of Civilian Employment

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Employees of OSD who have been affected by Reduction-in-Force and who were eligible and elected to register in the program and employees and reinstatement eligibles who registered for overseas employment consideration.

**Categories of records in the system:** Standard Form 171, registration form, computer printed resume and related forms.

**Authority for maintenance of the system:** 5 USC 3501

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Offices through out Defense Department-to maintain a record of persons registered into program by this office. Central Referral Activity, Dayton, Ohio maintains automated system and refers eligible employees to other DoD activities as required by regulation. DARPA, DSAA, OJCS, OIAF and Office of Dependents Education is part of routine use.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Folders maintained in active file until employee is either placed or declines placement or eligibility expires, then moved to inactive file. Files maintained for two years from date dropped from the program.

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name, alphabetically.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in the areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Files are maintained for a two year period from the date the person is dropped from the system, then they are destroyed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from individual, registration forms completed by Personnel Operations Division, Resume and related automated forms furnished by Central Referral Activity, Dayton, Ohio.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P04**

**System name:** Reduction-In-Force Case Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Civilian employees serviced by OSD SYSMANAGER who have been reached for reduction-in-force actions.

**Categories of records in the system:** Copies of retention registers, letters from management officials, letters prepared by Personnel to individual regarding type of action required, copies of Standard Form 171's, correspondence from individual concerned and other miscellaneous correspondence concerning the specific action.

**Authority for maintenance of the system:** 5 USC 1302, 3502

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a case file on each reduction-in-force situation in serviced organizations for record purposes of SYSMANAGER. Background information for the Civil Service Commission in case of appeal. Review by OSD management officials in cases of questions of qualifications. DARPA, DSAA, OJCS, OIAF and Office of Dependents Education is part of routine use.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Filed alphabetically by last name. Destroy two years after case is closed.

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name. Destroy two years after case is closed.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Destroy two years after case is closed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Letters to individuals originated by Personnel, Retention Registers furnished by Personnel, correspondence from management officials, correspondence from individual concerned, correspondence from Civil Service Commission and correspondence from appeals examiner in case of an appeal.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P05**

**System name:** Roster of When Actually Employed Employees

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Clerical civilian employees employed by the Office of the Secretary of Defense on a 'when actually employed' basis.

**Categories of records in the system:** Alphabetical list of employees and 3x5 card file also filed alphabetically. Request from management for services of When Actually Employed employee.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use in Civil Personnel Directorate to maintain record of WAE clerical employees, where they are assigned, working hours, contact address and telephone number, title and grade of their position and type of security clearance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Alphabetical list maintained in three-ring binder, updated as changes occur. 3x5 cards maintained in same manner. Requests from management retained until requirements completed.

**Storage:** Paper records in notebook and card file.

**Retrievability:** Information retrieved alphabetically, by last name.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Information maintained on a current basis only.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information obtained from individuals Official Personnel Folder and individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P06**

**System name:** DoD-Wide Civilian Career Program for Comptroller/Financial Management Personnel

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All employees in organizations serviced by SYSMANAGER who are eligible for GS-14 and above vacancies in the following job classification series: 501, 504, 505, 510 and 560, and positions of Comptroller or Deputy Comptroller regardless of series.

**Categories of records in the system:** Standard Form 171's, supervisory appraisals and copy of Job Opportunity Announcement.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Applications are accepted for referral for current vacancies, located at the Office of the Secretary of Defense or other Department of Defense components, i.e., Department of Army, Department of Navy, Department of Air Force, Defense Communications Agency, Defense Contract Audit Agency, Defense Intelligence Agency, Defense Mapping Agency, Defense Nuclear Agency, Defense Supply Agency and Defense Investigative Service. DARPA, DSAA, OJCS OIAF and Office of Dependents Education are part of routine uses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Applications filed in folders by title and grade level of position. Supervisory career appraisals filed with application.

**Storage:** Paper records in file folders.

**Retrievability:** Information located by title and series of vacancy applied for.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Applications retained until position filled. Applications of non-selected candidates returned to them. Application of selectee filed in official Personnel Folder or returned to candidate if up-to-date application on file.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Applications from individuals, supervisory appraisals from current and former supervisors, information for Job Opportunity Announcement's from Department of Defense Agency with vacancy.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P07**

**System name:** Incentive Awards Records

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Civilian Employees recommended for awards: Quality Salary Increases, Outstandings, Sustained Superior Work Performance Awards, Secretary of Defense Meriforious Civilian Service Award, Department of Defense Distinguished Civilian Service Award, Department of Defense Distinguished Public Service Award, Secretary of Defense Outstanding Public Service Award and various non-government awards.

**Categories of records in the system:** Master log maintained on above awards, copies of signed citations by the Secretary of Defense, nominations which contain name, grade and title, period of recommendation and assigned activity.

**Authority for maintenance of the system:** 5 USC 451

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel-to determine eligibility for awards, statistical data regarding awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To provide assistance in writing justifications for awards and to process the awards in a reasonable amount of time.

**Storage:** Metal five drawer legal size file cabinet.

**Retrievability:** Filed by Fiscal Year with a master log.



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**Safeguards:** Building patrolled by security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Office of the Secretary of Defense, Directorate for Personnel at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Recommendations received from the Immediate Office of the Secretary of Defense, Joint Chiefs of Staff, All Office of the Secretary of Defense elements, Military Departments, Defense Agencies, private citizens.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P08**

**System name:** Worker's Compensation-On-The-Job Injuries Report File

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Civilian employees injured on the job.

**Categories of records in the system:** Case files containing required injury reports which include name, telephone number, type of injury, address, and assigned activity.

**Authority for maintenance of the system:** 5 USC 8101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian personnel-to determine eligibility for Worker's Compensation, statistical data regarding leave taken and to review cases being processed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To provide assistance in submitting appropriate forms for injuries.

**Storage:** Metal five drawer legal size file cabinet

**Retrievability:** Filed by name of employee with card index.

**Safeguards:** Building patrolled by security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Files are permanent. Maintained in the Office of the Secretary of Defense, Directorate for Personnel at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civilian employees of the Office of the Secretary of Defense and Organization of the Joint Chiefs of Staff.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P09**

**System name:** Computer Data Base

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All civilian employees serviced by Office of the Assistant Secretary of Defense (Comptroller), Office of the Deputy Assistant Secretary of Defense (Administration), Directorate for Personnel.

**Categories of records in the system:** The following data is stored in addition to that required by Civil Service Commission: Position Number, Position Tenure, Organization Code, Building Code, Date of Last Within Grade Increase, Due Date for Within Grade Increase, Highest Grade Held, Date of Last Promotion, Expiration Date of Appointment (If applicable), Nine Month Appraisal Date (If applicable), Leave Category, Special Category, Type of Appointment, Date of Current Appointment, Marital Status, Legal Residence, Security Clearance and Health Benefits Status.

**Authority for maintenance of the system:** EO 9830 and 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Directorate-Data extracted as required by Civil Service Commission for Central Personnel Data File. Certain fields used as required for statistical data. Stored data printed on personnel change forms to report a change in status i.e., Standard Form 50, DA 2515. Extracts of data base used periodically to insure currency of files. Alphabetic locator to verify employment organizational staffing summary.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Used daily to update employee's records as changes occur.

**Storage:** IBM Computer 370

**Retrievability:** Files may be retrieved and sorted by any field in Data Base.

**Safeguards:** Building has security guards. User of Data Base must have a 'user code' in order to be admitted access to computer room.

**Retention and disposal:** Records are permanent and current as long as the employee is employed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Processing documents initiated by Directorate for Personnel and employee's Standard Form 171.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P10**

**System name:** Long Term Training Programs File

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Employees applying for Long-Term Training Programs.

**Categories of records in the system:** Standard Form 171, Optional Form 37 which contain name, social security number, date of birth, home address, annual salary, and office and home telephone number.

**Authority for maintenance of the system:** 5 USC 4101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Personnel Directorate to determine eligibility for long-term training assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To ensure that complete records are maintained for program evaluation purposes.

**Storage:** Metal five drawer legal size file cabinet without lock.

**Retrievability:** Filed by training program name and employee name.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Training and Career Development Branch at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employees submit application forms.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P11**

**System name:** Short Term Training Files





**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** The Office of the Secretary of Defense Personnel taking short term training.

**Categories of records in the system:** Each contain name, social security number, date of bith, home address, home and office telephone number, and amount of training.

**Authority for maintenance of the system:** 5 USC 1401

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Directorate; the SD Form 446 is required by 5 USC 1401. Ledger and Card Files are used as permanent training record and to maintain running budget.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To ensure that complete records are maintained for program evaluation purposes.

**Storage:** Metal five drawer legal size file cabinet without lock.

**Retrievability:** Filed by name.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Training and Career Development Branch at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20302

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employees submit SD 446 forms.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P12**

**System name:** Executive Development Programs File

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Employees applying for executive development programs.

**Categories of records in the system:** Optional Form 69 which contain name, social security number, date of birth, home address, annual salary, and office and home telephone number.

**Authority for maintenance of the system:** 5USC 4101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Directorate-to determine eligibility for specialized development programs

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To ensure that complete records are maintained for program evaluation purposes.

**Storage:** Metal five drawer legal size file cabinet without lock

**Retrievability:** Filed by training program name and employee name.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Training and Career Development Branch at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employees submit application forms.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P13**

**System name:** Management Intern File

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Management trainees on rotational assignments

**Categories of records in the system:** Standard Form 171 and Resumes which contain name, social security number, date and place of birth, home address, annual salary, and office and home telephone number.

**Authority for maintenance of the system:** 5 USC 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Directorate: for purposes of determining appropriate rotational assignment of management interns.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To ensure that complete records are maintained for trainee evaluation.

**Storage:** Metal five drawer legal size file cabinet without lock

**Retrievability:** Filed by Trainee Name.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Training and Career Development Branch at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information obtained from employment applications submitted by individual; supervisory evaluation from previous employeers.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P14**

**System name:** Blood Donor Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Any blood donor with the Office of the Secretary of Defense or Organization of the Joint Chiefs of Staff.

**Categories of records in the system:** File cards contain name, rank (if military), duty phone, home phone, duty activity and room number, blood type and dates of donations.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-to determine eligibility for blood replacement. To provide source of contacts for emergency blood requirements. To determine eligibility for issuance of gallon donor certificates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Weekly screening of cards to determine if individual is eligible to donate blood.

**Storage:** 3x5 Cardex File.

**Retrievability:** Filed alphabetically by last name of donor.

**Safeguards:** Building has security guards. File is maintained in an area accessible only to authorized personnel.

**Retention and disposal:** Records are permanent for the duration of the individual's participation as a blood donor.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civilian Health Clinic-Pentagon and the individual blood donors.

**Systems exempted from certain provisions of the act:** NONE



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DCOMP P15

**System name:** Department of Defense Distinguished Service Medal Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Personnel recommended for the Department of Defense Distinguished Service Medal

**Categories of records in the system:** Master Log, copy of approved award signed by the Secretary of Defense, which contain name, grade, Office of the Secretary of Defense duty title, Office of the Secretary of Defense duty activity and period of assignment.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-to insure that certificate, citation, and engraved medal are obtained for the individual receiving award.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To insure that all records are maintained and to insure that all award elements are processed in a timely manner.

**Storage:** Metal five drawer legal size file cabinet with lock.

**Retrievability:** Filed by case number with a master log.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Military Personnel Division at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Recommendations received from the Immediate Office of the Secretary of Defense.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P16

**System name:** Joint Service Commendation Medal Recommendations File

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All military personnel recommended for the Joint Service Commendation Medal

**Categories of records in the system:** Original recommendation, approval, copy of orders, and forwarding memorandum, which contain, name, grade, social security account number, Office of the Secretary of Defense duty title, Office of the Secretary Defense duty activity, home address, and next duty assignment, and period of assignment.

**Authority for maintenance of the system:** 10 USC 1121

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-to insure that certificate, citation, orders, and medal are forwarded to individual receiving award. Insure that copy of orders are forwarded for individual service record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To insure that all records pertaining to the Joint Service Commendation Medal are up to date and to insure that all award elements are processed in a timely manner.

**Storage:** Metal five drawer legal size file cabinet with lock.

**Retrievability:** Filed by case number with a master log.

**Safeguards:** Building has security guards. File is maintained in an area which is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained for two years then transferred to the Federal Record Center, Alexandria, Virginia.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Recommendations received from various OSD/OJCS related activities.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P17

**System name:** Assignment Folders

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All military personnel currently on duty with the Office of the Secretary of Defense.

**Categories of records in the system:** File folders on each individual which contains all pertinent information on his nomination, selection, and duty tour within the Office of the Secretary of Defense.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-to have a basic source folder of military personnel assigned to the Office of the Secretary of Defense which includes name, grade, social security number, service, previous duty station, schooling, duty title, duty activity, and other pertinent data relating to the individuals career and assignment with the Office of the Secretary of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To have a source document pertaining to personnel assigned to the Office of the Secretary of Defense. To insure that a folder is initiated on all individuals upon acceptance for assignment to the Office of the Secretary of Defense.

**Storage:** Metal five drawer file cabinet with lock.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building has security guards. Files are maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are retained for approximately six months after individual's departure then they are destroyed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is provided from nomination folder and actions initiated by the Office of the Secretary of Defense.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P18

**System name:** The Office of the Secretary of Defense Identification Badge Suspense Card System

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All Army/Navy/Air Force/Marine Corps personnel assigned to the Office of the Secretary of Defense.

**Categories of records in the system:** All personnel who are eligible for the Office of the Secretary of Defense Identification Badge after being assigned on permanent duty with the Office of the Secretary of Defense for a period of one year. Data includes names, social security account number, The Office of the Secretary of Defense activity, grade, service, and dates.

**Authority for maintenance of the system:** 10 USC 1125

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-to establish who is eligible for the Office of the Secretary of Defense Identification Badge after being assigned to an authorized space in the Office of the Secretary of Defense.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Issuance of the Office of the Secretary of Defense Identification Badges at end of each month for eligible personnel.

**Storage:** 3x5 Cardex File

**Retrievability:** Filed alphabetically by last name of recipient.

**Safeguards:** Building has security guards-Office locked during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Military Personnel Division at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Written or verbal inquiries.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P19

**System name:** General/Flag Officer Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All General/Flag Officers assigned to the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff and Defense Agencies.

**Categories of records in the system:** Separate file on each General/Flag officer position in the Office of the Secretary of Defense and the Organization of the Joint Chiefs of Staff and Defense Agencies. Each file contains information on the position (SD Form 37, Position Description) and information on the General or Flag officer filling the position, to include, all correspondence nominating him for the position and a summary of his military record, including prior assignments, awards etc.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a centralized file to incorporate all staffing and personnel correspondence dealing with General/Flag officer positions and incumbents in the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff and Defense Agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Maintain files and update as correspondence relating to the General/Flag officer position as it comes in.

**Storage:** Metal five drawer file cabinet with lock.

**Retrievability:** Filed by organization and position.

**Safeguards:** Building has security guards. File is maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Military Personnel Division at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All documents relating to General/Flag officers and/or their positions.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P20

**System name:** Report of Personnel Assigned Outside of Department of Defense

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All Department of Defense personnel working in any organization outside the realm of the Department of Defense.

**Categories of records in the system:** Reflects personnel and assignment data in each Department of Defense personnel working outside the Department of Defense. This data includes name of individual, rank, social security number, service (GS rating if civilian), organization he is in and title of his job. Also, included is the date of assignment and projected loss date of the individual concerned. The report also reflects in each case whether or not the position is reimbursable or not.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a central Department of Defense record of what the Department of Defense personnel are working outside the Department of Defense and for what organization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** This report is updated quarterly, based on information obtained from the military departments.

**Storage:** Metal five drawer file cabinet with lock.

**Retrievability:** Filed by month and year of report

**Safeguards:** Building has security guards. File is maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Military Personnel Division at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Wa hington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Quarterly reports received from the military departments.

**Systems exempted from certain provisions of the act:** NONE

DCOMP P21

**System name:** Duty Status Cards

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All military personnel currently on duty with the Office of the Secretary of Defense and all military personnel who have departed the Office of the Secretary of Defense.

**Categories of records in the system:** 5x8 cards which include name, grade, social security account number, service, duty title, duty activity, and other related information pertaining to the individuals duty assignment with the Office of the Secretary of Defense.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-Duty tour suspense, personnel requisition suspense, locator index of personnel who have departed from the Office of the Secretary of Defense, and record of individuals duty status within the Office of the Secretary of Defense, and other related information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To have a basic source document for military personnel on duty with the Office of the Secretary of Defense. To insure that a status card is initiated on all military personnel (permanent and temporary) upon arrival to the Office of the Secretary of Defense.

**Storage:** Metal file cabinet

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Building has security guards. File is maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in Military Personnel Division permanently.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301



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**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information provided by the nomination folder and from the individual being assigned.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P22**

**System name:** General/Flag Officer Roster

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All General and Flag Officers assigned to the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff and the Defense Agencies.

**Categories of records in the system:** Contains data on each General/Flag officer position in the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff and the Defense Agencies. Position information included Organization and Title of Position, Authorized Grade and Service and Rotation sequence among the services. Information on the individual includes: Name, rank, assigned grade and service, social security number, date assigned, projected loss date and date of rank.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide centralized base for recording all General/Flag officer staffing changes in the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff and the Defense Agencies with regard to: Requisitioning of personnel, notification of arrival and departure of personnel and changes in pertinent personnel data. To provide pertinent data for use in the Department of Defense wide General/Flag officer reduction program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Computer printout updated quarterly.

**Storage:** Printouts filed in secured metal cabinets.

**Retrievabillty:** Filed by month and year of issue.

**Safeguards:** Building has security guards. File is maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All personnel and assignment actions relating to General and Flag officer positions and personnel.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P23**

**System name:** Roster of Military Personnel

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** All military personnel assigned to the Office of the Secretary of Defense

**Categories of records in the system:** Computer printout reflects data in each position in the Office of the Secretary of Defense and the individual filling it. Position information includes organization and title of position, authorized grade, authorized service and the military class code of the position. Information on the individual includes name, rank, social security number, date of rank, service, date assigned to the Office of the Secretary of Defense and their projected loss date.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division/All of the Office of the Secretary of Defense Activities/And the Military Departments-to provide a base for recording all military personnel changes in the Office of the Secretary of Defense with regard to: requisitioning personnel, notification of their arrival, all changes in rank, date of rank, dates of arrival and departure. For use by the service desks in the Office of the Secretary of Defense Military Personnel Division to facilitate personnel records checks and various military personnel staffing actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Computer printout updated monthly-copies sent to military departments and all activities within the Office of the Secretary of Defense for information and manning purposes.

**Storage:** Metal five drawer file cabinet with lock.

**Retrievability:** Filed by month and year of issue.

**Safeguards:** Building has security guards. File is maintained in an area that is secured during non-working hours.

**Retention and disposal:** Records are permanent. Maintained in the Military Personnel Division at all times.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All personnel and assignment related actions initiated in/out of the Office of the Secretary of Defense.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P24**

**System name:** Navy Officer Personnel Service Records.

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Navy Officer Personnel currently assigned to the Office of the Secretary of Defense for duty.

**Categories of records in the system:** Personnel records reflecting the career history of individual.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division-Provides a basic source of information on career history and other pertinent data relating to the individuals previous duty stations, schooling and assignment with the Office of the Secretary of Defense. Defense and Navy Investigative Service-for personal security eligibility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** To insure that all information pertaining to the individuals military career is kept current.

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building employs security guards. Records maintained in locked cabinet in an area that is secured during non-working hours.

**Retention and disposal:** Records are retained only while officer is assigned to duty with the Office of the Secretary of Defense. Upon completion of duty, the records accompany officer to next duty station. Records of officers that retire while on duty with the Office of the Secretary of Defense are forwarded to the Naval Reserve Manpower Center, Bainbridge, Maryland 21905.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.





**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Forms and correspondence prepared and provided by the individual and SYSMANAGER.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P25**

**System name:** Overseas Staffing Files

**System location:** Directorate for Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Categories of individuals covered by the system:** Personnel assigned to positions overseas.

**Categories of records in the system:** Standard Form 171's, travel orders, letters to Army Finance Office concerning pay, Standard Form 52, messages concerning the individual to and from overseas office.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used to place individuals in overseas positions located in NATO, DARPA, Office of the Secretary of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Applications and documents filed in folders by name and title of position.

**Storage:** Paper records in file folders.

**Retrievability:** Filed by employee name.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Retained until individual returns to the United States, then destroyed.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from: Directorate for Personnel, OSD, Room 3B-347, Pentagon, Washington, D. C. 20301

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The individual, overseas staff office, other Federal Agency offices.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P26**

**System name:** Protective Services File

**System location:** Physical Security Branch, Security Division, Directorate for Personnel, Office Deputy Assistant Secretary of Defense (Administration), Office Assistant Secretary of Defense (Comptroller), Office of the Secretary of Defense.

**Categories of individuals covered by the system:** Any individual who initiates contact with the Secretary or Deputy Secretary of Defense in person, by United States mail, or telephonically who may possibly pose a threat to the personal safety of the Secretary or Deputy Secretary of Defense or other United States Government Officials.

**Categories of records in the system:** File cards containing only data provided by the individual, which normally includes individual's name, address, type of communication, and a brief description of the message the individual intended to relay to the official or officials noted.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, Security Division, Office of the Secretary of Defense-to maintain a listing of those individuals who may pose a threat to the personal safety of the Secretary or Deputy Secretary of Defense or other United States Government officials. Routine exchange of data is made with the United States Secret Service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Filed by name and by residence of the sender, caller or visitor.

**Storage:** Vertical File Cards.

**Retrievability:** By name and by residence of the sender, caller or visitor.

**Safeguards:** Secure room.

**Retention and disposal:** Indefinite.

**System manager(s) and address:** Chief, Physical Security Branch, Security Division, Directorate for Personnel, Office Deputy Assistant Secretary of Defense (Administration), Office Assistant Secretary of Defense (Comptroller), Office of the Secretary of Defense.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** See Exemption

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 USC 522a (j) or (k) as applicable. For additional information contact the SYSMANAGER.

**DCOMP P27**

**System name:** Pentagon Building Pass Application File

**System location:** Physical Security Branch, Security Division, Directorate for Personnel, Office Deputy Assistant Secretary of Defense (Administration), Office, Assistant Secretary of Defense (Comptroller), Office of the Secretary of Defense.

**Categories of individuals covered by the system:** Any Office of the Secretary of Defense military or civilian employee, any Defense contractor associated with the Office of the Secretary of Defense or other persons who have reason to enter the Pentagon for official Office of the Secretary of Defense business and who therefore require an entry pass.

**Categories of records in the system:** File cards containing name, sponsoring office with the Office of the Secretary of Defense, height, weight, date and place of birth. In addition, the entry pass identification number and expiration date are noted.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, Security Division, Office of the Secretary of Defense-to maintain a listing of personnel who are authorized a Pentagon building pass by the Office of the Secretary of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Filed by the individual's name or entry pass number.

**Storage:** 3x5 file cards.

**Retrievability:** By the individual's name or entry pass number.

**Safeguards:** Secure room.

**Retention and disposal:** File cards are destroyed after termination of the individual's affiliation with the Office of the Secretary of Defense.

**System manager(s) and address:** Chief, Physical Security Branch, Security Division, Directorate for Personnel, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller), Office of the Secretary of Defense.

**Notification procedure:** Information may be obtained from: Physical Security Branch, Security Division, Directorate for Personnel, Office of the Deputy Assistant Secretary of Defense (Administration), Office of the Assistant Secretary of Defense (Comptroller) Office of the Secretary of Defense.

**Record access procedures:** Requests from individuals should be addressed to the above SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All data maintained in the system is received voluntarily from individual Pentagon Building pass applicants.

**Systems exempted from certain provisions of the act:** NONE

**DCOMP P28**

**System name:** The Office of the Secretary of Defense Clearance File

**System location:** Security Division, Directorate for Personnel, Office of the Assistant Secretary of Defense (Comptroller).

**Categories of individuals covered by the system:** Military and civilian employees of the Office of the Secretary of Defense, its components and support organizations including the United States Court of Mili-



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tary Appeals and the United States Mission to NATO; experts and consultants serving with or without compensation; staff members of Congressional Committees requiring access to classified information or material, employee of other agencies detailed to the Office of the Secretary of Defense, very important people selected to attend orientation conferences, USO and Red Cross applicants for overseas posts.

**Categories of records in the system:** Background investigations, national agency checks, security clearance actions, security violations, and supporting documents, briefings and debriefings.

**Authority for maintenance of the system:** EO 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division, Office of the Secretary of Defense-To grant and maintain security clearances or access. Other Government Agencies: To make available investigative material to authorized representatives of other security offices for extension of clearance to other government agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Active clearance files maintained alphabetically by last name of subject. Inactive clearance files serially numbered and indexed alphabetically.

**Storage:** Files maintained in file folders.

**Retrievability:** Active clearance files maintained alphabetically by last name of subject. Inactive clearance files serially numbered and indexed alphabetically.

**Safeguards:** Files are maintained in vaulted alarmed areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. Retained in active files until separation or end of requirement for security clearance. Held in waiting file indefinitely.

**System manager(s) and address:** Director of Personnel, OSD, Room 3B-347, Pentagon Washington, D. C. 20301

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** See Exemption

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5USC 522a (j) or (k), as applicable. For Additional information, contact the SYSMANAGER.

**DCOMP SPM001**

**System name:** Application for Pentagon Parking Permit

**System location:** Space Management and Services Directorate, Office of the Secretary of Defense

**Categories of individuals covered by the system:** Parking applications received from employees of the Office of the Secretary of Defense and those oforganizations serviced by OSD

**Categories of records in the system:** File includes DD Form 1199, Application for Pentagon Parking Permit; DD Form 1200, Pentagon Parking Permit Replacement/Re-Use of Space Request; DD Form 1971, Parking Control Card; OSA Form 605, Certificate and Agreement on Lost or Stolen Permit

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assign Pentagon parking to eligible personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card records in card file

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Under direct control of OSD Parking Control Officer. Office locked and guarded.

**Retention and disposal:** Records are kept on active applicants and destroyed when they depart Office of Secretary of Defense and satellite organizations

**System manager(s) and address:** Director, Space Management and Services, Office Secretary of Defense, the Pentagon, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Director, Space Management and Services, Office Secretary of Defense
Room 3C345
Pentagon
Washington, D. C. 20301
Telephone: Area Code 202/697-7241

**Record access procedures:** Requests from individuals should be addressed to: Director, Space Management and Services, Office Secretary of Defense, Room 3C345, the Pentagon, Washington, D. C. 20301.

Written requests for information should contain the full name of the individual and the name of the employing component

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or Pentagon building pass

**Contesting record procedures:** The agency's rules for acess to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Application for Pentagon Parking Permit, DD 1199 and related forms

**Systems exempted from certain provisions of the act:** NONE

**DCOMP SPM002**

**System name:** Pentagon Computeride

**System location:** Primary System - Air Force Data Services Center

Decentralized Segments - Parking Control Office, Office of the Secretary of Defense; Pentagon Central Parking Office, Department of the Army; Parking Control Office, Department of Air Force; Parking Control Office, Department of Navy.

**Categories of individuals covered by the system:** All personnel who participate in Pentagon Building car pools

**Categories of records in the system:** Name of individual, Social Security Number, DoD Component Code, Home address, working hours, Pentagon office room number, office phone number, map coordinate of home address

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Parking Control Offices - To assign and administer allocated car pool parking spaces at the Pentagon.

Air Force Data Services Center - To provide printout to each individual in the system which lists other participants who live near him who are potential car pool prospects and to provide complete printout of all participants to parking control offices and General Services Administration.

Individuals - To contact other participants on either his individual printout or the parking control office complete printout to determine their interest in carpooling.

General Services Administration - To use car pool data in area wide system when and if implemented.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes and computer paper printouts.

**Retrievability:** Information is accessed and retrieved by name, home address map grid, and Social Security number.

**Safeguards:** All participants have access to the data

**Retention and disposal:** Data is retained only on active participants

**System manager(s) and address:** Director, Space Management and Services, Office Secretary of Defense, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

Director, Space Management and Services, Office Secretary of Defense
Room 3C345
Pentagon
Washington, D. C. 20301
Telephone: Area Code 202/697-7241

**Record access procedures:** Requests from individuals should be addressed to: Director, Space Management and Services, Office Secretary of Defense, Room 3C345, the Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name of the individual, current address and telephone number, and Social Security number.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, Pentagon building pass, or Social Security Card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** DoD Computeride Application Form, DD 1950

**Systems exempted from certain provisions of the act:** NONE

**DCOMP SP01**

**System name:** Office of the DASD (Security Policy) Personnel Files (ODASD(SP))

**System location:** Primary System - ODASD(SP)

Decentralized Segments - Office of the Directorate for Industrial Security Clearance Review (includes Eastern Field Office, New York, N.Y., and Western Field Office, Santa Monica, CA); Office of the Directorate for Information Security; Office of the Directorate for Security Plans and Programs; and Office of the Special Assistant for International Security.

**Categories of individuals covered by the system:** Any individual who has applied for employment, who is presently employed or who has been employed in the ODASD(SP).

**Categories of records in the system:** Alphabetical personnel files including personnel administration correspondence, job descriptions, awards, etc.

Topical files relating to former job descriptions, awards, personnel actions and personnel qualifications statements of job applicants.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Interoffice personnel administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by surname and topically.

**Safeguards:** Records are stored in security combination locked file containers accessible only to authorized staff personnel.

**Retention and disposal:** Alphabetical personnel files retained for duration of employment.

Topical files retained indefinitely pending deletion of obsolete or superseded data.

**System manager(s) and address:** The Deputy Assistant Secretary of Defense (Security Policy), Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

ODASD(SP)
Rm 3C-274
Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/697-8234

**Record access procedures:** Requests from individuals should be addressed to ODASD(SP), Rm 3C-274, Pentagon, Washington, D.C. 20301.

Written requests should include the individual's full name, date and place of birth, social security number, current address and notarized signature.

Copies of records requested subject to statutory exemptions will be provided after payment of search and copy fees and requester will state his intention to pay fees with request for records.

The records requested and available, subject to statutory exemptions, may be made available to individuals after sufficiently identifying themselves, e.g., drivers license, for review at the following locations:

ODASD(Security Policy)
Room 3C-274, Pentagon, Washington, D.C. 20301
Administrative Director, Eastern Field Office
26 Federal Plaza, Room 4018
New York 10007
Administrative Director, Western Field Office
1532 Third St., Suite 210, Nicholas Bldg.
Santa Monica, California 90401

Fees for search and additional copying required to comply with statutory exemptions must be borne by the individual requesting the review of the records.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** OSD Civilian Personnel Office, individual concerned and interoffice personnel administration actions

**Systems exempted from certain provisions of the act:** None

**DCOMP SP02**

**System name:** Industrial Personnel Security Clearance Case Files.

**System location:** Primary System-Directorate for Industrial Security Clearance Review (DISCR), Office of the Deputy Assistant Secretary of Defense (Security Policy), ODASD(SP))

Decentralized Segments-Active case files, Eastern and Western Field Offices, DISCR, ODASD(SP); Inactive case files, U.S. Army Investigative Records Repository, Ft. Meade, Maryland.

**Categories of individuals covered by the system:** Government contractor employees whose industrial security clearance cases were referred to the ODASD(SP), DISCR, for adjudication under Executive Order 10865 as implemented by DoD Directive 5220.6; these cases pertain only to the individuals who cannot be granted clearance by the Defense Industrial Security Clearance Office (DISCO), Defense Supply Agency (DSA), Columbus, Ohio.

**Categories of records in the system:** Alphabetical card index files for identification and location of case files within the DISCR.

Individual case files include general correspondence relating to case, investigative reports prepared by various investigative agencies conducting security clearance investigations, DISCO referral recommendation, determinations of the Screening Board, Examiners and the Appeal Board, DISCR, with implementing documentation, including but not limited to, Statement of Reasons (SOR) issued to individual, his answer to the SOR, transcripts of hearings and exhibits.

DISCR case correspondence files maintained by case number, including case correspondence initiated by DISCR, (excluding the Eastern and Western Field Offices) with individuals, employers, attorneys, congressmen and investigative agencies.

Additionally, correspondence files include copies of Screening Board determinations and Appeal Board determinations from July 1967 to date in anticipation of necessity of furnishing an index and register of administrative determinations under FOIA PL 93-502 Section 552.a(2)(c).

Files of Examiner's determinations from July 1967 to date is being assembled in anticipation of possible necessity of furnishing an index and register of administrative determinations under FOIA, cited above, and pending Supreme Court Case No. 74-489, re: Withholding of U.S. Service Academies Honor and Ethics Code adjudications with names and other identifying information deleted.

DISCR Reader Files including DISCR-initiated correspondence, Screening Board determinations and Appeal Board determinations.

Decentralized Reader File segments of copies of Examiner's determinations and Appeal Board determinations to Department Counsels' Office and Screening Board, DISCR, and Western and Eastern Field Offices.

Chronological correspondence file of letters from assigned trial counsel to individuals, attorneys or counsel, and other Federal Offices for hearing arrangements.

**Authority for maintenance of the system:** Executive Order 10865, 'Safeguarding Classified Information Within Industry', dated February 20, 1960, as amended by Executive Order 10909, dated December 7, 1966.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to determine whether it is clearly consistent with the national interest to grant an individual access to classified information.

DISCO, DSA, initiates investigation at request of employer and may grant but not deny clearance.

ODASD(SP), DISCR, determines individual's eligibility for security clearance and notifies the individual, his employer and DISCO, DSA, of final decision.

Department of Justice in cases where individual seeks federal court review of adverse administrative determinations under the Industrial Security Clearance Program.

U.S. Army, JAG, U.S. Army Claims Services, Ft. Meade, Md., in cases where claims for reimbursement are requested by an applicant.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, vertical file cards

**Retrievability:** Active files alphabetically by name or by case number.

Inactive files by individual's name, date and place of birth and social security number.

**Safeguards:** Records are stored in security combination lock file containers accessible only to DISCR authorized personnel.

Unknown for users other than DISCR.

**Retention and disposal:** Pending records management schedule development by OSD Records Management Office.







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Primary alphabetical card index file retained permanently in Central Office, DISCR. Alphabetical Index Cards for case control purposes in sub-offices, i.e., Screening Board, Department Counsel's Office, Appeal Board, and Western and Eastern Field Offices retained during active processing of cases and then destroyed.

All Reader Files destroyed within 60 days of issue.

**System manager(s) and address:** Deputy Assistant Secretary of Defense (Security Policy), Directorate for Industrial Security Clearance Review, Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

ODASD(SP), DISCR, Room 3D-282, Pentagon, Washington, D.C. 20301.

**Record access procedures:** Requests from individuals should be addressed to ODASD(SP), DISCR, Room 3D-282, Pentagon, Washington, D.C. 20301.

Written requests should include the individual's full name, date and place of birth, social security number and notarized signature.

Copies of records requested, subject to statutory exemptions, will be provided after payment of search and copy fees and requester will state his intention to pay fees with request for records.

The records requested and available, subject to statutory exemptions, may be made available to individuals for review at the following locations:

Freedom of Information Agency
Room 3D-282, Pentagon, Washington, D.C.
Administrative Director, Eastern Field Office
26 Federal Plaza, Room 4018
New York, New York 10007
Administrative Director, Western Field Office
1532 Third St., Suite 210, Nicholas Bldg.
Santa Monica, California 90401

Fees for search and additional copying required to comply with statutory exemptions must be borne by the individual requesting the review of the records.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DIS, OSD; DISCO, DSA; individual sources exempted.

**Systems exempted from certain provisions of the act:** Statutory 5USC 552(k)(5).

**DCOMP SP03**

**System name:** Administrative Files on Active Psychiatric Consultants to DoD.

**System location:** Directorate for Industrial Security Clearance Review (DISCR), Office of the Deputy Assistant Secretary of Defense (Security Policy), (ODASD(SP)).

**Categories of individuals covered by the system:** Psychiatric Consultants who have entered into agreement with the Department of Defense to conduct psychiatric examinations of individuals applying for industrial security clearance for access to classified information required in performance of their work for classified Government contractors.

**Categories of records in the system:** Records filed alphabetically by last name of psychiatrist consisting of correspondence concerning agreement to conduct psychiatric examinations requested by the Government and initiation and confirmation of security clearance issued to psychiatrists.

Current list of active DoD psychiatric consultants.

Alphabetical card index file for identification and address of active psychiatric consultants.

**Authority for maintenance of the system:** Executive Order (E.O.) 10865, dated February 20, 1960, as amended by E.O. 10909, entitled 'Safeguarding Classified Information Within Industry.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to maintain record of active psychiatric consultants available to conduct psychiatric examinations of individual applicants for industrial personnel security clearance in convenient geographical areas.

Psychiatric consultants having active professional service agreements with and having been granted security clearance by the DoD are used by DISCR, OIDASD(SP), and Industrial Security Clearance Office (DISCO), Defense Supply Agency (DSA), in processing requests for industrial personnel security clearance of individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; vertical file cards.

**Retrievability:** Alphabetically by surname.

**Safeguards:** Records are stored in security combination locked file cabinets accessible only to DISCR authorized personnel.

Unknown for DISCO.

**Retention and disposal:** Pending records management schedule development by OSD Records Management Office.

Records on individual psychiatrists retained for duration of professional services agreement and destroyed when agreement terminated.

**System manager(s) and address:** Deputy Assistant Secretary of Defense (Security Policy), Directorate for Industrial Security Clearance Review, Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

ODASD(SP), DISCR
Room 3D-282
Pentagon
Washington, D.C. 20301

**Record access procedures:** Requests from individuals should be addressed to ODASD(SP), DISCR, Room 3D-282, Pentagon, Washington, D.C. 20301.

Written requests should include the individual's full name, date and place of birth, and notarized signature.

Copies of records requested will be provided, after payment of search and copy fees, and requester will state his intention to pay fees with request for records.

The records requested may be made available to individuals for review at the following locations:

DISCR, ODASD(SP)
Room 3D-282, Pentagon, Washington, D.C. 20301
Administrative Director, Eastern Field Office
26 Federal Plaza, Room 4018
New York, New York 10007
administrative Director, Western Field Office
1532 Third St., Suite 210, Nicholas Bldg.
Santa Monica, California 90401

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Copy of Letter of Consent (for security clearance), DSA Form 560a-R; Correspondence with individual psychiatrists.

**Systems exempted from certain provisions of the act:** None

**DGC01**

**System name:** 40.735 Financial Interest Statement File

**System location:** Office of the General Counsel, Office of the Secretary of Defense, Pentagon, Washington, D. C. 20301

**Categories of individuals covered by the system:** Those individuals in the Office of the Secretary of Defense required by DoD Directive 5500.7 to file statements of employment and financial interests with the General Counsel of the Department of Defense.

**Categories of records in the system:** Financial interest statement files contain the title of the individual's position, date of appointment in present position, agency and major organization segment of the position, employment and financial interests creditors interest in real property, and a list of persons from whom information can be obtained concerning the individual's financial situation.

**Authority for maintenance of the system:** Executive Order 11222, 'Prescribing Standards of Ethical Conduct for Government Officers and Employees.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of financial interest statements is the review of the statements by the individual's supervisor and the appropriate attorneys in the Office of the General Counsel. This information is retained in confidence by the Office of General Counsel. It is available only to authorized individuals and to the individuals who submitted the information.

Purpose of the financial interest statement file is to aid in the review of the financial interests of employees in the Office of the Secretary of Defense in an attempt to eliminate conflicts of interest.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by year.

**Safeguards:** Stored in locked metal safes.





**Retention and disposal:** Financial interest statements are retained up to two years after individual has left employment with the Office of the Secretary of Defense.

**System manager(s) and address:** The Assistant General Counsel (Manpower, Health & Public Affairs), Office of the Secretary of Defense, Room 3E977, Pentagon, Washington, D. C. 20301.

**Notification procedure:** Written requests by the individual concerned should be addressed to the SYSMANAGER, Office of the Assistant General Counsel (Manpower, Health & Public Affairs), Office of the Secretary of Defense, Room 3E977, Pentagon, Washington, D.C. 20301. Valid proof of identity is required.

**Record access procedures:** Procedure for gaining access by an individual to his records may be obtained from the following:

Office of the Assistant General Counsel (Manpower, Health & Public Affairs)
Room 3E977
Pentagon
Washington, D. C. 20301
202-OXford 7-9657

**Contesting record procedures:** Office of the Assistant General Counsel (Manpower, Health & Public Affairs), Office of the Secretary of Defense, Room 3E977, Pentagon, Washington, D. C. 20301 may be contacted about rules for contesting contents of records and appealing initial determinations.

**Record source categories:** Financial interest statement information is obtained from the individuals concerned and in some cases from persons designated by those individuals.

**Systems exempted from certain provisions of the act:** None

**DGC02**

**System name:** Private Relief Legislation File

**System location:** Primary System - Office of the General Counsel, Office of the Secretary of Defense, Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Individuals for whom private relief legislation has been introduced in Congress.

**Categories of records in the system:** Private relief legislation files of the Office of the General Counsel, Office of the Secretary of Defense, contain the history of legislation concerns individuals and contains information about them.

**Authority for maintenance of the system:** Title 10, U.S. Code, Section 133 and 137

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of the files is by the attorneys in the Office of the General Counsel, Office of the Secretary of Defense and personnel in the Department of Defense.

Purpose of the files is to produce working papers in development of a department position.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name and bill number.

**Safeguards:** Stored in metal filing cabinets where they are kept in a locked room.

**Retention and disposal:** Files are retained as long as there is an office interest in the legislation after which they are destroyed or retired to the Federal Records Center, Suitland, Maryland.

**System manager(s) and address:** Director, Legislative Reference Service, Office of the General Counsel, Office of the Secretary of Defense, Room 4A948, Pentagon, Washington, D.C. 20301.

**Notification procedure:** Written request for information should be addressed to the SYSMANAGER, Director, Legislative Reference Service, Office of the General Counsel, Office of the Secretary of Defense, Room 4A948, Pentagon, Washington, D. C. 20301. Valid proof of identity is required.

**Record access procedures:** Procedure for gaining access by an individual to his records may be obtained from the following:

Office of the Assistant General Counsel (Manpower, Health & Public Affairs)
Room 3E977
Pentagon
Washington, D. C. 20301
202-OX7-9657

**Contesting record procedures:** Office of the Assistant General Counsel (Manpower, Health & Public Affairs), Office of the Secretary of Defense, Room 3E977, Pentagon, Washington, D.C. 20301 may be contacted to obtain rules for contesting contents of records and appealing initial determinations.

**Record source categories:** Information contained in Private Relief Legislation files is obtained from various sources including correspondence with the Legislative Branch and inputs by the components of the Department of Defense.

**Systems exempted from certain provisions of the act:** None

**DGC03**

**System name:** General Administrative File

**System location:** Primary System - Office of the General Counsel, Office of the Secretary of Defense, Pentagon, Washington, D. C. 20301

**Categories of individuals covered by the system:** Individuals who have had certain incidents in their lives come within the purview of the Office of the General Counsel, Office of the Secretary of Defense.

**Categories of records in the system:** General administrative files of the Office of the General counsel, Office of the Secretary of Defense, which are used in the performance of the functions of the office. Some of the cases concern individuals and contain information about them. Such cases are filed by the individual's name as these cases relate to the legal problems of the Department of Defense.

**Authority for maintenance of the system:** Title 10, U.S. Code, Section 137

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of the files is by the attorneys in the Office of the General Counsel, Office of the Secretary of Defense, and DoD components.

Purpose of the files is to provide information for attorneys in the Office of the General Counsel to aid in solving the various legal problems for the Secretary of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by subject.

**Safeguards:** Stored in metal filing cabinets and metal safes depending on classification.

**Retention and disposal:** Files are retained as long as there is an office interest in the case then they are destroyed or retired to the Federal Records Center, Suitland, Maryland.

**System manager(s) and address:** Deputy General Counsel, Office of the Secretary of Defense, Room 3E980, Pentagon, Washington, D. C. 20301.

**Notification procedure:** Written request for information should be addressed to the SYSMANAGER, Deputy General Counsel, Room 3E980, Pentagon, Washington, D. C. 20301. Valid proof of identity is required as well as the pertinent dates and subject matter which caused the individual's involvement with the office.

**Record access procedures:** Procedure for gaining access by an individual to his records may be obtained from the following:

Office of the Assistant General Counsel (Manpower, Health & Public Affairs)
Room 3E977
Pentagon
Washington, D. C. 20301
202-OX7-9657

**Contesting record procedures:** Office of the Assistant General Counsel (Manpower, Health & Public Affairs), Office of the Secretary of Defense, Room 3E977, Pentagon, Washington, D. C. 20301 may be contacted to obtain rules for contesting contents of records and appealing initial determinations.

**Record source categories:** Information contained in general administrative files is obtained from various sources including correspondence, investigations performed by other agencies and general administrative records of the Department of Defense.

**Systems exempted from certain provisions of the act:** None

**DH&E 01**

**System name:** Personnel Files

**System location:** Office of the Executive Assistant to the Assistant Secretary of Defense (Health and Environment)

**Categories of individuals covered by the system:** Military and Civilian personnel assigned to the Office of the Assistant Secretary of Defense (Health and Environment)



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**Categories of records in the system:** Partial file containing copies of material contained in each individual's master personnel record. This system contains name, address, telephone number, social security number, rank or grade, position held, and information concerning leave, sick leave, temporary assignments, and other rleated papers pertaining to present assignment.

**Authority for maintenance of the system:** Title 10, USC, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Assistant Secretary of Defense (Health and Environment) and his immediate assistants to assign personnel to duties, to maintain manning levels in timely fashion, and to provide information to each individual as required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By name

**Safeguards:** Records are maintained in locked file cabinet with access only to officials who are involved in personnel actions.

**Retention and disposal:** Records are maintained while individual is assigned to Office, Assistant Secretary of Defense (Health and Environment), then destroyed when individual is no longer so assigned.

**System manager(s) and address:** Executive Assistant to the Assistant Secretary of Defense (Health and Environment), The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Executive Assistant
Office of Assistant Secretary of Defense (Health and Environment)
Room 3E172, The Pentagon
Washington, D.C. 20301
Telephone number: Area Code (202) 697-2115

**Record access procedures:** Requests from individuals should be addressed to:

Office of the Assistant Secretary of Defense (Health and Environment)
The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Health and Environment), The Pentagon, Washington, D.C. 20301.

**Record source categories:** Central personnel files of the Military Services or the United States Civil Service

**Systems exempted from certain provisions of the act:** NONE

**DH&E 02**

**System name:** Contact Files

**System location:** Decentralized files in the Office of the Assistant Secretary of Defense (Health and Environment).

**Categories of individuals covered by the system:** Persons with whom the official business of the Assistant Secretary of Defense (Health and Environment) is conducted.

**Categories of records in the system:** Names, firms or Agencies, addresses, and telephone numbers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by officials in the Office of the Assistant Secretary of Defense (Health and Environment) to communicate with persons involved in the business of that office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards and paper lists.

**Retrievability:** By individual, or firm or agency name.

**Safeguards:** Files maintained in personal custody.

**Retention and disposal:** Indefinite. Files are retained so long as individuals are directly involved in the business of theOffice of the Assistant Secretary of Defense (Health and Environment), then destroyed.

**System manager(s) and address:** The Executive Assistant to the Assistant Secretary of Defense (Health and Environment), The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Executive Assistant
Office of the Assistant Secretary of Defense (Health and Environment)
Room 3E172, The Pentagon
Washington, D.C. 20301
Telephone: Area Code (202) 697-2115

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Health and Environment)
The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Health and Environment), The Pentagon, Washington, D.C. 20301.

**Record source categories:** Published telephone directories, letterheads, and other published material containing the information.

**Systems exempted from certain provisions of the act:** NONE

**DH&E 03**

**System name:** Files of Personnel Evaluated for Employment in the Office of the ASD(H&E)

**System location:** Primary Office - Office of the Executive Assistant to the Assistant Secretary of Defense (Health and Environment), Washington, D.C. 20301.

**Categories of individuals covered by the system:** Active and inactive non-career employees within DoD, personnel within and outside DoD seeking non-career employment, consultants or members of committees employed within DoD.

**Categories of records in the system:** Personnel files consist of resumes, forwarding correspondence between internal offices within DoD, transmittal correspondence from individuals, industry, other departments and agencies, and the Executive/Legislative Branch of the Federal government. Correspondence consists of requests for employment or recommendations of others for employment for non-career positions, and memoranda confirming telephonic queries.

**Authority for maintenance of the system:** Title 10, US Code, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are collected to evaluate the qualifications of persons requesting non-career employment or persons who have been recommended by others for non-careeer employment within DoD. Files are reviewed from time to time in searching for qualified candidates for non-career executive level positions within DoD. Files are reviewed by authorized personnel within the immediate Office of the Assistant Secretary of Defense (Health and Environment).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; cards in card files.

**Retrievability:** File folders and card files filed alphabetically by last name of individual.

**Safeguards:** Files are afforded appropriate protection at all times and stored in safes authorized for storage of material up to top secret. All records are accessible only to authorized personnel, who are properly trained.

**Retention and disposal:** Active files are retained as long as an individual is employed within DoD. Inactive files are screened upon termination of employment with DoD to determine their retention value for possible future non-career employment, i.e., some files are destroyed upon termination of employment while other files may be retained for an indefinite period depending on the background and experience of individual.

**System manager(s) and address:** The Executive Assistant to the Assistant Secretary of Defense (Health and Environment).

**Notification procedure:** Requests from individuals should be addressed to the Executive Assistant to the Assistant Secretary of Defense (Health and Environment), Washington, D.C. 20301.

Written requests for information should contain the full name of the individual and social security number.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, building access identification card, etc.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

The Executive Assistant to the Assistant Secretary of Defense (Health and Environment).
Room 3E172
Pentagon Building





Washington, D.C. 20301
Telephone: Area Code (202) 697-2115

**Contesting record procedures:** The Office of the Assistant Secretary of Defense (Health and Environment) may be contacted for rules for access and contesting contents of records and appealing initial determinations.

**Record source categories:** Personnel files are originated in the Office of the Executive Assistant to the Assistant Secretary of Defense (Health and Environment), with information that has been referred by others or applicants for non-career positions.

**Systems exempted from certain provisions of the act:** NONE

**DH&E 04**

**System name:** Variable Incentive Pay for Medical Officers-Data Management System

**System location:** Air Force Data Services Center, Headquarters, United States Air Force, The Pentagon, Washington, D.C. 20330

**Categories of individuals covered by the system:** Military physicians on active duty during the reporting period

**Categories of records in the system:** Partial file containing various materials contained in each individuals master personnel record. This system contains SSAN, rank or grade, position held, and information concerning professional education, pay status, and other related information regarding the variable incentive pay programs.

**Authority for maintenance of the system:** Title 37, United State Code, Chapter 5, Section 313

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Health Personnel Task Force, Office of the Assistant Secretary of Defense (Health and Environment) to meet statutory requirements of Title 37, USC Chapter 5, Section 313

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tapes in Air Force Data Services Center Tape Library

**Retrievability:** By Social Security Number

**Safeguards:** Magnetic types are maintained by by the Air Force Data Services Center with access only by authorized user number

**Retention and disposal:** Magnetic tapes are maintained until expiration of Section 313, Chapter 5, Title 37, USC

**System manager(s) and address:** Chairman, Health Personnel Task Force, Office of the Assistant Secretary of Defense (Health and Environment), the Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Executive Assistant
Office of the Assistant Secretary of Defense (Health and Environment)
Room 3E172, The Pentagon
Washington, D.C. 20301
Telephone number: Area Code (202) 697-2115

**Record access procedures:** Requests from individuals should be addressed to:

Office of the Assistant Secretary of Defense (Health and Environment)
The Pentagon
Washington, D.C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Health and Environment), The Pentagon, Washington, D.C. 20301

**Record source categories:** Central personnel files of the Military Services

**Systems exempted from certain provisions of the act:** NONE

**DI01**

**System name:** Office of the Assistant Secretary of Defense (Intelligence) Personnel Roster

**System location:** Primary System-Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301

**Categories of individuals covered by the system:** Office Staff Personnel

**Categories of records in the system:** Xerox sheet listing Name, Grade, Spouse Name, Social Security Number, work telephone, home telephone and home address

**Authority for maintenance of the system:** Title 5 US301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aide in contacting personnel during and after normal business hours and assist in completing variety of forms often required on assigned personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 8 x 10 1/2 Xerox plain bond sheets

**Retrievability:** List is arranged alphabetically by last name

**Safeguards:** Afforded appropriate protection at all times

**Retention and disposal:** Continuously updated

**System manager(s) and address:** Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301

**Notification procedure:** Requests should be addressed to SYSMANAGER

**Record access procedures:** Procedures for gaining access should be directed to:

Administrative Office, Assistant Secretary of Defense (Intelligence)
Room 3C200
Pentagon Building
Washington, DC 20301
Telephone 695 0683

**Contesting record procedures:** Office of the Assistant Secretary of Defense (Intelligence) may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individuals.

**Record source categories:** Inquiry of each individual listed on the roster.

**Systems exempted from certain provisions of the act:** None

**DI02**

**System name:** Key Personnel List

**System location:** Primary System-Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301

**Categories of individuals covered by the system:** Office Staff Personnel

**Categories of records in the system:** Xerox sheet listing official and home telephone of key personnel assigned to the office.

**Authority for maintenance of the system:** Title 5 US301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Contact Key Personnel either during or after normal business hours.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 8 x 10 1/2 Xerox plain bond sheets

**Retrievability:** List is arranged by organization and is not alphabetized.

**Safeguards:** Afforded appropriate protection at all times

**Retention and disposal:** Continuous updating as new Key Personnel report and old Key Personnel depart

**System manager(s) and address:** Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301

**Notification procedure:** Requests should be addressed to the SYSMANAGER

**Record access procedures:** Procedures for gaining access should be directed to:

Administrative Office, Assistant Secretary of Defense (Intelligence)
Room 3C200
Pentagon Building
Washington, DC 20301
Telephone 695-0683

**Contesting record procedures:** Office of the Assistant Secretary of Defense (Intelligence) may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individuals.

**Record source categories:** Inquiry of each individual listed on the roster

**Systems exempted from certain provisions of the act:** None

**DI03**

**System name:** Staff Telephone Listing

**System location:** Primary System-Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301



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**Categories of individuals covered by the system:** Office Staff Personnel

**Categories of records in the system:** Xerox Sheet listing official telephone, station code and secure telephone numbers

**Authority for maintenance of the system:** Title 5 US301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Contact individual staff members in normal course of business day.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 8 x 10 1/2' Xeroxed plain bond sheets

**Retrievability:** List is separated by staff elements and is not alphabetized by last name.

**Safeguards:** Afforded appropriate protection at all times

**Retention and disposal:** Continuously updated as new members arrive and old members depart permanent duty.

**System manager(s) and address:** Administrative Office, Assistant Secretary of Defense (Intelligence), Washington, DC 20301

**Notification procedure:** Requests should be addressed to SYSMANAGER

**Record access procedures:** Procedures for gaining access should be directed to:

Administrative Office, Assistant Secretary of Defense
(Intelligence)
Room 3C200
Pentagon Building
Washington, DC 20301
Telephone 695 0683

**Contesting record procedures:** Office of the Assistant Secretary of Defense (Intelligence) may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individuals.

**Record source categories:** Inquiry of each individual listed on the roster

**Systems exempted from certain provisions of the act:** None

**DDR&E01**

**System name:** Personnel Security Clearance Files

**System location:** Security Division, Executive Secretariat, Weapons Systems Evaluation Group, Office of Defense Research and Engineering, Office of the Secretary of Defense

**Categories of individuals covered by the system:** Any citizen who is employed by the Weapons Systems Evaluation Group

**Categories of records in the system:** Files contain records of employees of Weapons Systems Evaluation Group

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division-To obtain clearance or extension of clearance for access to classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Records are located in a Top Secret facility which is guarded by Military, GSA Contract, and Institute for Defense Analyses Guards, 24 hours a day, seven days a week. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are maintained in active file until individual retires or is reassigned, held three additional years in inactive files and subsequently destroyed by incineration.

**System manager(s) and address:** Director, Weapons Systems Evaluation Group, 400 Army Navy Drive, Arlington, Virginia 22202

**Notification procedure:** Information may be obtained from:

Weapons Systems Evaluation Group
Room 5J12
Institute for Defense Analyses Building
Arlington, Virginia 22202
Telephone: Area Code 202/697-7312

**Record access procedures:** Requests from individuals should be addressed to: Director, Weapons Systems Evaluation Group, 400 Army Navy Drive, Arlington, Virginia 22202

Written requests for information should contain the full name of the individual, current address and telephone number, and the period the individual was employed by the Weapons Systems Evaluation Group.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his file folder.

**Contesting record procedures:** Weapons Systems Evaluation Group's rules for contracting contents and appealing initial determinations may be obtained from Deputy Assistant Secretary of Defense (Administration), Office of the Secretary of Defense, Pentagon, Washington, D. C. 20301.

**Record source categories:** Statement of Personal History and related forms from the individual requesting a security clearance; forms certifying the individual's clearance to offices and agencies which he will visit to discuss classified information.

**Systems exempted from certain provisions of the act:** None

**DDR&E02**

**System name:** Office Director of Research and Development, (ODDR&E), Personnel Administration Files.

**System location:** Office of the Director of Defense Research and Development, Office Secretary of Defense, Room 3E1006, Pentagon, Washington, D. C. 20301.

**Categories of individuals covered by the system:** All employees assigned to or considered for positions in ODDR&E including civilian and military personnel and consultants.

**Categories of records in the system:** These files contain position descriptions; biographical resumes, qualification statements, (SD 171, SD 173, SD 398, SF 161, etc.); statements of financial interest (SD 1515); requests for personnel actions (SD 52, 108); notification of Personal Action (SD 50); appointments affidavits (SF 61, 61B); award recommendations; appraisals and efficiency reports; time and attendance records (SF 1135); travel orders and vouchers; and security clearance information.

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These files are used primarily for internal personnel and administrative management. Specific uses include: Determining eligibility for appointment to positions; reviewing financial interest and background of individual applying for appointments; comparing individuals resumes with job requirements. Used to keep accounting of time worked; travel performed; orders issued awards given to personnel and security clearance granted. The information contained in these personnel files is used by the office manager, supervisory personnel and the Director of Research and Development in the management of his organization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of the individual concerned.

**Safeguards:** Building guards and locked file containers. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are temporary in nature and are destroyed after individuals leave employment of ODDR&E or are no longer under consideration for employment.

**System manager(s) and address:** Executive Assistant to DDR&E, Office of the Secretary of Defense, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Personnel Assistant
Office of the Executive Assistant to DDR&E
Room 3E1006, Pentagon
Washington, D. C. 20301
Telpehone: 202-695-6556

Written requests for information should contain the full name of the individual, current address telephone number and any other information which would help in identifying the desired information.

For personal visits, the individual must be able to provide acceptable identification, that is, drivers license, employing office's identification card, and give verbal information that could be vertified with his 'case folder'.

**Record access procedures:** Request should be addressed to SYSMANAGER as shown above.





**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the above listed SYSMANAGER.

**Record source categories:** Information is provided by OSD Personnel Office, Security Office, individuals concerned, travel vouchers, security forms, travel orders, individual's supervisors, and time and attendance clerks.

**Systems exempted from certain provisions of the act:** None

**DDR&E03**

**System name:** Office Director of Research and Development, (ODDR&E), Inventor's File.

**System location:** Office of the Director of Defense Research and Development, Office Secretary of Defense, Room 3E1006, Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All persons who have submitted inventions, ideas, and proposals for consideration by the Department of Defense.

**Categories of records in the system:** These files contain correspondence with individuals concerning their inventions, ideas, and proposals submitted to the Department of Defense; evaluations by government employees of those inventions, ideas, and proposals.

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this file is primarily collected to give consideration to the inventions, ideas, and proposals submitted by the public. These files are used to reply to correspondence and inquiries from the public and other government agencies. The information contained in these files is used by the staff of ODDR&E.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building guards and locked file containers. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Retained in active files for a period of five years and then transferred to the Washington National Records Center, Suitland, Maryland, 20409.

**System manager(s) and address:** Assistant Director, Program Control and Administration, Office of the Secretary of Defense, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Assistant Director, Program Control and Administration
Room 3E1030, Pentagon
Washington, D.C. 20301
Telephone: 202/697-4994

Written requests for information should contain the full name of the individual, current address and telephone number and any other information which would help in identifying the desired information.

For personal visits, the individual must be able to provide acceptable identification, that is, drivers license, employing office's identification card, and give verbal information that could be verified with his 'case folder'.

**Record access procedures:** Request should be addressed to SYSMANAGER as shown above.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the above listed SYSMANAGER.

**Record source categories:** Information is provided by individuals who send their inventions, ideas, and proposals to the Department of Defense and government employees who evaluate the inventions, ideas, and proposals.

**Systems exempted from certain provisions of the act:** None

**DDR&E04**

**System name:** Requests for Two-year Foreign Residence Waiver Files

**System location:** Security Policy and Review Division-Office of the Assistant Director Program Control and Administration-Office of Director Defense Research and Engineering-Office of the Secretary of Defense.

**Categories of individuals covered by the system:** Any Foreigner applying for a Waiver of Foreign Residency.

**Categories of records in the system:** Files contain requests for waiver of foreign residency.

**Authority for maintenance of the system:** Mutual Educational and Cultural Exchange Act of 1961 (75 Stat. 535).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Policy and Review Division-To evaluate requests for Waivers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in File Folders.

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Records are located in a facility guarded by Military and GSA Guards 24 hours a day seven days a week. Records are maintained in an area accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. Retained in active file for ten years.

**System manager(s) and address:** Director, Defense Research and Engineering, Office of the Secretary of Defense, Pentagon Building, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Security Policy and Review Division
Room 3D1067
Pentagon Building
Washington, D. C. 20301
Telephone: Area Code 202-697-3459

**Record access procedures:** Requests from individuals should be addressed to: Director Defense Research and Engineering Office of the Secretary of Defense, Pentagon Building, Washington, D. C. 20301

Written requests for information should contain full name of individual, current address and telephone number and approximate date of waiver request.

For personal visits individual should be able to provide appropriate identification

**Contesting record procedures:** Director, Defense Research and Engineering rules for contesting contents and appealing initial determinations may be obtained from: Deputy Assistant Secretary of Defense (Administration) Office of the Secretary of Defense, Pentagon Building, Washington, D. C. 20301.

**Record source categories:** Application and related correspondence from sponsor and individual requesting waiver.

**Systems exempted from certain provisions of the act:** None

**DI&L01**

**System name:** I&L Administrative Files

**System location:** Office Assistant Secretary of Defense (Installations & Logistics) (OASD(I&L))

**Categories of individuals covered by the system:** All civilian and military personnel assigned or detailed to OASD(I&L)

**Categories of records in the system:** Files contain name, ceiling space number, position title, position number, GS rating or rank, SSN, date of birth, entered on duty date and projected loss date (for military personnel), education, primary experience area; planned retirement date (if known), recent awards, home address, office and home telephone numbers, records of travel order and payment vouchers

**Authority for maintenance of the system:** Various provisions of 10 U. S. C.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control and accomplish administrative personnel actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders
Visible file cards
Loose leaf binders
Telephone index containers

**Retrievability:** Filed alphabetically by last name
Filed by ceiling space number

**Safeguards:** Building employs security guards. Records are maintained in offices that are staffed during all duty hours. Records accessible only to authorized OSD personnel

**Retention and disposal:** Records are retained only for the period of time employee is assigned to OASD(I&L). Records are destroyed upon employee's departure from OASD(I&L)

**System manager(s) and address:** The Executive Assistant, Assistant Secretary of Defense (Installations & Logistics), the Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:



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OASD(I&L) (AD)
Room 3D-769
Pentagon
Washington, D. C. 20301
Telephone: Area Code 202/695-5592

**Record access procedures:** Requests from individuals should be addressed to: OASD(I&L) (AD), Room 3D-769, Pentagon, Washington, D. C. 20301

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to I&L Admin Office, Room 3D-769, Pentagon, Washington, D. C.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with the records that pertain to him.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determination may be obtained from OASD(I&L) (AD), Washington, D. C. 20301

**Record source categories:** Notification of Personnel Actions, SF-50, from the Director of Personnel, ODASD(A), OSD SF-171's submitted by individual employees, Notification of Incoming Personnel (military personnel only), Civilian Personnel Staffing Summary supplied by ODASD(A), OSD, T.O. as approved

**Systems exempted from certain provisions of the act:** NONE

**DISA 01**

**System name:** ISA TELEPHONE DIRECTORY

**System location:** Primary System - Administrative Office, OASD(ISA).

**Categories of individuals covered by the system:** Any employee of ISA.

**Categories of records in the system:** Directory contains employees' names, office and home phone numbers by organizational element and room number.

**Authority for maintenance of the system:** U.S. Code (Annotated) 05 and Federal Personnel Manual, Chapter 293.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Internal use of all ISA employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Desk-Top.

**Retrievability:** Listed alphabetically by name and organization.

**Safeguards:** Building employs security guards.

**Retention and disposal:** Directory is re-issued quarterly.

**System manager(s) and address:** OASD(ISA), the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

OASD(ISA)
Room 4E821.
Pentagon Building
Washington, D.C. 20301.
Telephone: Area Code 202/697-8126

**Record access procedures:** Requests from individuals should be addressed to: OASD(ISA), Room 4E821, Pentagon, Washington, DC 20301.

Written requests for information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from OASD(ISA), Room 4E821, Pentagon, Washington, D.C.

**Record source categories:** Information is supplied by the individuals listed.

**Systems exempted from certain provisions of the act:** None.

**DISA 02**

**System name:** ISA LOCATOR FILE

**System location:** Primary System - Administrative Office, OASD(ISA)

**Categories of individuals covered by the system:** All employees of ISA.

**Categories of records in the system:** Contains employee names, grades, service no. or SSN, years of service, date of birth, place of birth, home address, home phone no., marital status, number of dependents, security clearance, date of clearance, date reported, reserve status, mobilization designation, and office room and phone number.

**Authority for maintenance of the system:** U.S. Code (Annotated) 05 and Federal Personnel Manual, Chapter 293.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Internal Locator Uses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card file box - table top.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Building employs security guards. Records are maintained in areas with controlled access to authorized personnel only.

**Retention and disposal:** Permanent

**System manager(s) and address:** OASD(ISA), Admin. Office, the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

OASD(ISA)
Room 4E821
Pentagon Building
Washington, D.C. 20301
Telephone: Area Code 202/697-8126

**Record access procedures:** Requests from individuals should be addressed to: OASD(ISA), Room 4E821, Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determination may be obtained from OASD(ISA), Room 4E821, Pentagon, Washington, D.C.

**Record source categories:** Information is supplied by the individual listed.

**Systems exempted from certain provisions of the act:** None

**DISA 03**

**System name:** Organizational Personnel Files and 201 Files

**System location:** Administrative Office, OASD(ISA)

**Categories of individuals covered by the system:** All military and civilian employees

**Categories of records in the system:** Contains individual assignment orders and copies of other personnel actions affecting named individual.

**Authority for maintenance of the system:** U.S. Code (Annotated) 05, and Federal Personnel Manual, Chapter 293.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Building security guards, Mosler safe, controlled access to authorized personnel.

**Retention and disposal:** Permanent while assigned to OASD(ISA) then in inactive file for one year.

**System manager(s) and address:** OASD(ISA) Administrative Office, Pentagon, Washington, D.C. 20301

**Notification procedure:** Information can be obtained from OASD(ISA), Room 4E821, Pentagon,Washington, D.C. 20301.

**Record access procedures:** Requests from individuals should be addressed to: OASD(ISA), Room 4E821, Pentagon, Washington, D.C. 20301

Written requests for information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from: OASD(ISA), Room 4E821, Pentagon, Washington, D.C. 20301

**Record source categories:** Military Services, OSD Military Personnel, Civil Service Commission, OSD Civilian Personnel, State Department.

**Systems exempted from certain provisions of the act:** None

**DLA01**

**System name:** Security Clearance File





**System location:** Primary System-Office of Research and Administration, Assistant Secretary of Defense (Legislative Affairs), Washington, DC 20301.

**Categories of individuals covered by the system:** Congressional Staff Personnel.

**Categories of records in the system:** Card file listing security clearances for Congressional staff personnel.

**Authority for maintenance of the system:** Executive Order 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** When classified material is submitted to Members or committees of Congress, the card file is screened to insure that the person receiving the material is properly cleared.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical file cards.

**Retrievability:** Card files are listed alphabetically by last name and committee or Member to whom assigned.

**Safeguards:** Afforded appropriate protection at all times.

**Retention and disposal:** Kept on personnel only during the time employed by the Congress.

**System manager(s) and address:** Office of Research and Administration, Assistant Secretary of Defense (Legislative Affairs), Washington, DC 20301.

**Notification procedure:** Requests should be addressed to the SYSMANAGER.

**Record access procedures:** Procedures for gaining access should be directed to:

Office of Research and Administration, Assistant Secretary of Defense (Legislative Affairs).
Room 3D932.
Pentagon Building.
Washington, DC 20301.
Telephone: 697-9166.

**Contesting record procedures:** Office of the Assistant Secretary of Defense (Legislative Affairs) may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individuals.

**Record source categories:** Certificate of Clearance (SD Form 176) is received from Director, Personnel Security, Office DASD(Admin) OASD(C).

**Systems exempted from certain provisions of the act:** None.

**DLA02**

**System name:** Biographic Data File.

**System location:** Primary System-Office of Research and Administration for the Assistant Secretary of Defense (Legislative Affairs), Washington, DC 20301.

**Categories of individuals covered by the system:** Members of Congress

**Categories of records in the system:** Biographic data files include date and place of birth, marital status, educational background, military service, voting district, and voting record pertaining to Defense issues.

**Authority for maintenance of the system:** Title 10, US Code, Section 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of public background information is helpful to DOD officials meeting Members of Congress on trips; in hearings; and in discussions of problem areas. Knowing the generalized background of the Member is conducive to intelligent discussion of mutual problems.

Purpose-To assist Legislative Liaison officers in presenting material to individual Congressmen, and to aid Defense witnesses in preparing for testimony before Congressional committees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically.

**Safeguards:** Stored in locked metal filing cabinet.

**Retention and disposal:** Biographic data on incumbent members is maintained for their entire term of office.

**System manager(s) and address:** Office of the Assistant Secretary of Defense (Legislative Affairs).

**Notification procedure:** Written requests for information should be addressed to the SYSMANAGER.

Personal visits are directed to Room 3D932, Pentagon, Washington, DC. Valid proof of identity is required.

**Record access procedures:** Procedures for gaining access by an individual may be obtained from the following:

Director, Research and Administration, OASD(LA).
Room 3D932.
Pentagon Building.
Washington, DC 20301.
Telephone: 697-9166.

**Contesting record procedures:** Office of the Assistant Secretary of Defense (Legislative Affairs) may be contacted for rules for access and contesting contents of records and appealing initial determinations by the individuals.

**Record source categories:** Data is gathered from the Congressional Quarterly, Congressional Record, Congressional Directory and other printed media pertaining to Members of Congress.

**Systems exempted from certain provisions of the act:** None.

**DM&RA 01.0**

**System name:** Overseas Education Correspondence Files

**System location:** Teacher Recruitment Division, Office of Overseas Dependents Education, Office of the Assistant Secretary of Defense, Manpower and Reserve Affairs.

**Categories of individuals covered by the system:** Any individual with whom or about whom the Teacher Recruitment Branch has correspondence.

**Categories of records in the system:** File contains all correspondence received from and responses to individuals writing the Teacher Recruitment Branch.

**Authority for maintenance of the system:** PL 86-91

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Teacher Recruitment Division - to maintain accurate record of correspondence with individuals making inquiry to Division; any individual records might be transferred to any component of the Department of Defense; having a need to know in the performance of official business, disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by either the last name of the correspondent or the last name of the employee/applicant the correspondence concerns.

**Safeguards:** Building employs security guards, office locked during non-business hours.

**Retention and disposal:** Files are retained for three years.

**System manager(s) and address:** Director, Office of Overseas Dependents Education, Office of the Assistant Secretary of Defense, (M&RA), The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Chief, Teacher Recruitment Division
Office, Overseas Dependents Education
Room 138
Architect Building
Rosslyn, VA 22209
Telephone: Area Code 202/694-2621

**Record access procedures:** Requests from individuals should be addressed to: Teacher Recruitment Division, Office of OverseasDependents Education, Office of the Assistant Secretary of Defense (M&RA), The Pentagon, Washington,D.C. 20301.

Written requests for information should contain full name and address of the individual.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license or other identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Correspondence initiated by the individual or by others on his or her behalf and replies.

**Systems exempted from certain provisions of the act:** NONE



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**DM&RA 02.0**

**System name:** Teacher Application Files

**System location:** Teacher Recruitment Division, Office of Overseas Dependents Education, Office of the Assistant Secretary of Defense (Manpower & Reserve Affairs), Room 138, Architect Bldg, 1400 Wilson Blvd, Arlington, VA 22209

**Categories of individuals covered by the system:** Any citizen who applies for a position with the DoD Overseas Dependents Schools

**Categories of records in the system:** File contains all papers and forms relating to individual's application for employment to include SF 171, Personal Qualifications Statement; DD 1835, DoD Dependents Schools - Application Index; DD 1836, Supplemental Application for Employment with DoD Overseas Dependents Schools; DD 1456, Professional Evaluation Department of Defense Overseas Dependents Schools; DD 1453, Record of Personal Interview; official college transcripts; copy of teaching certificates; copy of birth certificates; and correspondence to or concerning applicant.

**Authority for maintenance of the system:** PL 86-91

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Teacher Recruitment Division - To determine qualifications, and make selection of candidates for positions with DoD Overseas Dependents Schools of selected applicants; to review types of experience, educational background, evaluation of previous employers, professional credentials interviewer's rating.

Department of the Army - Staff Agencies and Commands to complete processing of hired individuals, to obtain Civil Service Commission National Agency Check, medical examination, passports, arrange transportation and shipment/storage household goods, and to provide gaining Civilian Personnel Offices necessary documentation for placing individuals on rolls.

Department of the Air Force - Staff Agencies and Commands to complete processing of hired individuals, to obtain Civil Service Commission National Agency Check, medical examination, passports, arrange transportation and shipment/storage household goods, and to provide gaining Civilian Personnel Offices necessary documentation for placing individuals on rolls.

Department of the Navy - Staff Agencies and Commands to complete processing of hired individuals, to obtain Civil Service Commission National Agency Check, medical examination, passports, arrange transportation and shipment/storage household goods, and to provide gaining Civilian Personnel Offices necessary documentation for placing individuals on rolls.

Any individual records in a system of records might be transferred to any component of the Department of Defense having a need to know in the performance of official business.

Records may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of applicant.

Cross file by index card by category (teaching field) of applicant.

Cross file by index card by location of applicant.

**Safeguards:** Building employs security guards, office locked during non-business hours. Records are maintained in area accessible only to authorized personnel who are properly screened.

**Retention and disposal:** Records are retained for recruitment period (no more than one year).

For non-selected applicants, portions are returned to applicant for future use and portions are destroyed.

Records for selected applicants are forwarded to Department of the Army, Department of the Air Force, or Department of the Navy as appropriate processing.

**System manager(s) and address:** The Director, Office of Overseas Dependents Education, Office of the Secretary of Defense, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

Chief, Teacher Recruitment Division
Office, Overseas Dependents Education
Room 138
Architect Building
1400 Wilson Boulevard
Rosslyn, Virginia 22209
Telephone: Area Code 202/694-2626

**Record access procedures:** Request from individuals should be addressed to: Teacher Recruitment Division, Office of Overseas Dependents Education, Office of the Secretary of Defense, Washington, D.C. 20301.

Written requests for information should contain the full name and address of the individual.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the Director, Office of Overseas Dependents Education; Office of the Secretary of Defense, Washington, D.C. 20301.

**Record source categories:** Former employers, educational institutions, and information supplied by the individual.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 03.0**

**System name:** Employer Support File (PLEDGE)

**System location:** Primary Location: Air Force Data Services Center, Room 1D132, The Pentagon, Washington, D.C. 20330.

Hard copy roster located at: National Committee for Employer Support of the Guard and Reserve, Room 3A24, 400 Army-Navy Drive, Arlington, VA 22202.

**Categories of individuals covered by the system:** Self employed individuals, individuals heading companies bearing their names, the pledging officials representing various companies, or staff directors who have pledged to support the National Guard and Reserve components.

**Categories of records in the system:** Name, address, geographic location, size, and business of pledging company.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to assist in informing the public and encouraging employers to support the Guard and Reserve.

National Committee for Employer Support of the Guard and Reserve; used to answer inquiries from employees or prospective employees of companies concerning whether a company has pledged to support the Guard and Reserve; used by members of the advisory council to assist Guard and Reserve members who are experiencing difficulties with companies that have pledged; used as a screening tool to prevent re-solicitation of support from employers who have already pledged; used to supply state level organizations lists of companies in state which have pledged; used to prepare speech and pressrelease material mentioning companies that have pledged.

Any individual records in the system may be transferred to any component of the Department of Defense having a need to know in the performance of official business.

Records may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, and civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Computer Tape

**Retrievability:** Retrieved by company name, geographic location, or type of business

**Safeguards:** Primary location is a TOP SECRET facility.

Hard copy output is accessible to authorized personnel only during working hours; room is locked after hours and building has security guards.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Chairman, National Committee for Employer Support of the Guard and Reserve, Room 3A24, 400 Army-Navy Drive, Arlington, VA 22202.

**Notification procedure:** Information may be obtained from:

Chairman, National Committee for Employer Support of the Guard & Reserve
Room 3A24
400 Army-Navy Drive
Arlington, VA 22202
Telephone: Area Code 202/697-6902

**Record access procedures:** Requests for information should be addressed to: Chairman, National Committee for Employer Supportof the Guard and Reserve, Room 3A24, 400 Army-Navy Drive, Arlington, VA 22202.

Written requests should contain the name of the individual and/or employer, current mailing addressand telephone number.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license.





**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Information is supplied by employers who have pledged, from Dunn & Bradstreet, and from Census Data.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 04.0**

**System name:** Reenlistment Eligible File (RECRUIT)

**System location:** Primary System - Information Central, ASD Computer Center, Area B, Wright-Patterson AFB, Ohio 45433

Back-up file - Department of Defense Manpower Research and Data Analysis Center, 7th Floor, 300 N. Washington St., Alexandria, VA 22314

Back-up file - Department of Defense Manpower Research and Data Analysis Center, 550 Camino El Estero, Monterey, CA 93940

**Categories of individuals covered by the system:** Former enlisted personnel of the military services who separated from active duty during the immediately preceding forty-eight months and who are eligible for immediate reenlistment.

**Categories of records in the system:** Social Security Account Number, Name, Service, Date of Birth, and Date of Separation.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to assist recruiters in reenlisting prior-service personnel.

Department of Defense Manpower Research and Data Analysis Center - used to provide to recruiters inthe military service and the Coast Guard information on individuals eligible for immediate reenlistment; for statistical analyses of prior-service reenlistment trends and of demographic characteristics of applicants for reenlistments; such analyses may require merging with other recordsystems.

Any individual records contained in the system might be transferred to any component of the Department of Defense having a need to know in the performance of official business.

Any record may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Most recent thirty-six months separation stored on magnetic disc; full forty-eight months stored onmagnetic tape.

**Retrievability:** Retrievable by Social Security Account Number.

**Safeguards:** Primary location is cleared for SECRET data.

Alexandria, Virginia location has tape storage area in locked room accessible only to authorized personnel; building is locked after hours.

Monterey, California location has tape storage area in locked room accessible only to authorized personnel; building is locked after hours.

In order to directly access disc system, caller must possess data base number, control number, and correct security level identification.

Recruiters making telephone inquiries must have valid recruiter identification and call-back number.

**Retention and disposal:** Records more than forty-eight months old are purged from the system.

**System manager(s) and address:** Director, Manpower Research and Data Analysis Center, 550 Camino El Estero, Monterey, California 93940

**Notification procedure:** Information may be obtained from:

Manager, RECRUIT System
Manpower Research and Data Analysis Center
300 N. Washington St., 7th Floor
Alexandria, VA 22314
Telephone: Area Code 703/325-0490

**Record access procedures:** Requests from individuals should be addressed to: Manager, RECRUIT System, Manpower Research and Data Analysis Center, 300 N. Washington Street, Alexandria, VA 22314

Written requests for information should contain the full name, current address, telephone number, Social Security Account Number, and date of separation of the individual.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The data contained in the system are obtained from the Army, Navy, Air Force, Marine Corps, and Coast Guard.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 05.0**

**System name:** Flag and General Officer File (FLAGS)

**System location:** Information Control, ASD Computer Center, Area B, Wright Patterson AFB, Ohio 45433

**Categories of individuals covered by the system:** Generals and Admirals on active duty in the military services

**Categories of records in the system:** File contains name, service, rank, date of rank, and information concerning nature and location of current assignment.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to provide a capability for rapid retrieval of information on flag officers.

Office of the Special Assistant for Headquarters Review, Assistant Secretary of Defense (Manpower and Reserve Affairs) - used for analysis and monitoring of numbers of flag officers, geographic locations, grade distributions, organizational structure, and possible staff reductions.

Office of the Deputy Assistant Secretary of Defense (Military Personnel Policy) - used to track career patterns of flag officers, reassignments, and for manpower planning at the senior officer level.

Any individual records contained in the system might be transferred to any components of the Department of Defense having a need to know in the performance of official business.

Any record may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic disc with magnetic tape back-up.

**Retrievability:** Retrievable by name, command, base, rank, or geographic location.

**Safeguards:** Discs and tapes are stored in computer center which is cleared for processing of Secret data.

In order to access disc file from remote location, caller must possess data base number, control number, and correct security level identification.

**Retention and disposal:** File reflects current assignments; no historic data are maintained.

**System manager(s) and address:** The Special Assistant for Headquarters Review, Office of the Assistant Secretary of Defense (Manpower and Reserve Affairs), the Pentagon, Washington, D.C.

**Notification procedure:** Information may be obtained from:

Special Assistant for Headquarters Review
Office of the Assistant Secretary of Defense (Manpower & Reserve Affairs)
Room 3E966
The Pentagon
Washington, D.C. 20301
Telphone: Area Code 202/0X5-2334

**Record access procedures:** Requests from individuals should be addressed to: Special Assistant for Headquarters Review, Officeof the Assistant Secretary of Defense (Manpower and Reserve Affairs), Room 1B657, The Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name, current address, and telephone number of the individual.

For personal visits, the individual should be able to provide his military identification card or driver's license.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The data contained in the system are obtained from the military Service to which the officer is assisgned.

**Systems exempted from certain provisions of the act:** NONE



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### DM&RA 06.0

**System name:** Department of Defense Priority Placement Program (STOPPER LIST)

**System location:** Primary Location: Defense Electronics Supply Center, 1507 Wilmington Pike, Dayton, Ohio 45444

Decentralized locations: hard copy rosters/listing supplied every two weeks to all DoD Civilian Personnel Offices world-wide (approximately 500 locations) and to other personnel management activities.

**Categories of individuals covered by the system:** Displaced career and career-conditional employees adversely affected by reductions-in-force or transfer of function; overseas non-displaced career and career-conditional employees being returned to the U.S. All individuals in file must voluntarily initiate entry into the system.

**Categories of records in the system:** File contains summary of occupational experience, education, training, age, sex, height and weight, marital status.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to assist displaced employees and overseas returnees in securing employment.

DoD Civilian Personnel Offices - used to assist activities in filling vacant positions and in assisting displaced employees and overseas returnees in obtaining employment.

DoD Activities: short resume of individual's background used in assessing qualifications for vacant positions.

Office of the Deputy Assistant Secretary of Defense, Civilian Personnel Policy - used for statistical analyses of civilian personnel employment trends and patterns and for establishing policy and for planning purposes; informing individuals in system of non-government job opportunities.

Other Federal Agencies: used in filling vacant positions.

Any individual records contained in the system might be transferred to any component of the Department of Defense having the need to know in the performance of official business.

Any record may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic computer tape

**Retrievability:** Normally retrievable by occupation and grade.

**Safeguards:** The primary location is identified as a secure area; access is through electrically controlled doors and cypher locks; tapes are stored in a vault when not in use.

**Retention and disposal:** Records of displaced employees are maintained in the system for one year.

Records of overseas returnees are entered six months prior to return and are maintained until individual is placed in job or leaves the government. Initial input for records is hard copy, which is destroyed after tape record is created.

**System manager(s) and address:** Director, Staffing Policies and Programs, Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy), Room 3D281, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from the Department of Defense Civilian Personnel Office where the individual registered to enter the system.

**Record access procedures:** Written requests from individuals should be directed to the Department of Defense Civilian Personnel Office where the individual registered to enter the system and should include name and current mailing address and telephone number.

For personal visits, the individual should be able to present to the personnel office some acceptable identification, such as a driver's license or other ID card.

**Contesting record procedures:** The Agency's rules for access and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The individual must take action to place his record in the system; information entered into the record is provided by the individual in writing or through employment counseling; additional information is obtained from the individual's official personnel file (201 file).

**Systems exempted from certain provisions of the act:** NONE

### DM&RA 07.0

**System name:** Department of Defense Overseas Employment Program

**System location:** Defense Electronics Supply Center, 1507 Wilmington Pike, Dayton, Ohio 45444

**Categories of individuals covered by the system:** Career and career-conditional employees of the Federal Government and reenstatement eligible employees who desire overseas employment and voluntarily register.

**Categories of records in the system:** File contains summary of occupational experience, education, training, age, sex, height and weight, marital status.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to provide an automated applicant supply system for use in filling overseas job vacancies.

Department of Defense activities - the system is utilized to fill overseas job vacancies.

Other Federal Agency - the system is utilized to fill overseas job vacancies.

Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy) - used for statistical analyses for policy, planning, and guidance; for evaluation of the effectiveness of the program, and for monitoring of activity compliance with the program.

Any individual records contained in the system might be transferred to any component of the Department of Defense having the need to know in the performance of official business.

Any record may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Computer Tape

**Retrievability:** Retrieval by occupational skill and grade

**Safeguards:** The location is identified as a secure area; access is through electrically controlled doors and cypher locks; tapes are stored in a vault when not in use.

**Retention and disposal:** Records remain in the system for one year or until the individual is placed in an overseas position; the individual is notified after eleven months that his registration is about to expire and is given the opportunity to re-register for another year.

**System manager(s) and address:** Director, Staffing Policies and Programs, Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy), Room 3D281, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from the Department of Defense Civilian Personnel Office where the individual registered to enter the system.

**Record access procedures:** Written requests from individuals should be directed to the Department of Defense Civilian Personnel Office where the individual registered to enter the system and should include name, current mailing address and telephone number.

For personal visits, the individual should be able to present to the personnel office some acceptable identification, such as driver's license or other ID card.

**Contesting record procedures:** The agency's rules for access and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Information in the file is obtained from the individual, either in writing or through interviews with personnel counselors, and from his official personnel file (201 file).

**Systems exempted from certain provisions of the act:** NONE

### DM&RA 08.0

**System name:** Central Automated Inventory and Referral System (CAIRS)

**System location:** Defense Electronics Supply Center, 1507 Wilmington Pike, Dayton, Ohio 45444

**Categories of individuals covered by the system:** All Department of Defense General Schedule Civilian Employees GS-5 or higher and former employees terminated within a one-year period.

**Categories of records in the system:** Name, home and work addresses, SSAN, educational background, work experience, grade and salary, occupation, age, special qualifications, awards, military reserve status, supervisory appraisals.

**Authority for maintenance of the system:** 10 USC 136





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to provide a list of eligible candidates qualified to fill position vacancies at GS-13 and higher level and to provide information for program analyses and management.

All DoD Civilian Personnel Offices and the components serviced by these offices are required to submit job vacancies in designated occupation series against CAIRS file for the generation of a listwith resumes of qualified candidates for consideration by selection panel and others.

Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy) - used for statistical analyses of civilian workforce, and management and evaluation of specific employment programs within the Department of Defense.

Any individual records contained in the system might be transferred to any component of the Department of Defense having the need to know in the performance of official business.

Any record may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic computer tape

**Retrievability:** Retrievable by occupation, SSAN, name, special skills, educational background, or training background.

**Safeguards:** The location is identified as a secure area; access is through electrically controlled doors and cypher locks; tapes are stored in a vault when not in use.

**Retention and disposal:** Records are updated once per year for all individuals in the system or as new employees are hired. No historic records are maintained.

**System manager(s) and address:** Director of Employment and Career Development, Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy) Room 3D281, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Director of Employment and Career Development
Office of the Deputy Assistant Secretary of Defense (Civilian Personnel Policy)
Room 3D281
The Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/OX5-0813

**Record access procedures:** Written requests from individuals should be addressed to Director, Central Automated Inventory & Referral Center, Defense Electronics Supply Center, 1507 Wilmington Pike, Dayton, Ohio 45444.

For personal visits, the individual should be able to provide some acceptable identification, such as driver's license or other ID card.

**Contesting record procedures:** The agency's rules for access and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Data are obtained from the individual himself, from his official personnel folder (201 file), from his SF 171, and from supervisory appraisals.

**Systems exempted from certain provisions of the act:** NONE

### DM&RA 09.1

**System name:** DRRI Student File

**System location:** Primary Location - Bldg. 986(MU811) Patrick AFB, FL 32925

Hard copy back-up file for students in active status, location is Tests and Measurement Division, Defense Race Relations Institute, Patrick AFB, Fla. 32925.

Hard copy back-up file for former students, the location is Research and Evaluation Division, Defense Race Relations Institute, Patrick AFB, Fla. 32925.

**Categories of individuals covered by the system:** All current or former students at the Defense Race Relations Institute.

**Categories of records in the system:** Life history summary, name, race, age, military organization, test and examination scores and forms, peer group and instructor ratings, advisor progress reports.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to evaluate the progress of students enrolled at the Defense Race Relations Institute and to create a permanent record of academic accomplishment.

The Defense Race Relations Institute - used by advisors in counseling students; to verify attendance and grades to colleges and universities; to select instructors; to make decisions to release students from the program.

Used by students to evaluate their programs.

Any individual records in the system may be transferred to any component of the Department of Defense having the need to know in the performance of official business.

Records may be disclosed to law enforcement or investigatory authorities for investigations and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Primary file is magnetic computer tape.

Back-up files are paper records in file folders.

**Retrievability:** Files are sequenced alphabetically by last name by class.

**Safeguards:** Primary location is a controlled access area.

Back-up files - storage is in locked file cabinets. Only authorized personnel have access to files.

**Retention and disposal:** Permanent

**System manager(s) and address:** Director, Defense Race Relations Institute, Patrick AFB, Fla. 32925

**Notification procedure:** Information can be obtained from:

Director, Defense Race Relations Institute
Patrick AFB, Fla. 32925
Telephone: Area Code 305/494-6976

**Record access procedures:** Requests from individuals should be addressed to the Director, Defense Race Relations Institute, Patrick AFB, Fla. 32925

Written requests for information should contain the full name, current address and telephone number, and class of the individual.

For personal visits, the individual should be able to provide some acceptable identification, such as military ID card or driver's license.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual may be obtained from the SYSTEM MANAGER.

**Record source categories:** Information is provided by the individual, student peers, instructors, counselors, and examinations.

**Systems exempted from certain provisions of the act:** NONE

### DM&RA 10.0

**System name:** Equal Opportunity Complaint File

**System location:** Office of the Deputy Assistant Secretary of Defense (Equal Opportunity), Room 3E319, The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any individual who has filed or had filed on his behalf a discrimination complaint.

**Categories of records in the system:** The letter or document initiating complaint, directions to services on investigating complaint, services' investigatory report, and copies of response to complainant.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to cause action to be taken on discrimination complaints.

Office of the Deputy Assistant Secretary of Defense (Equal Opportunity) - used to answer queries concerning status or disposition of complaints, for assigning actions and reviewing actions on complaints, and for analyses of trends or patterns in discrimination complaints.

Records in the system may be transferred to any other Department of Defense component having the need to know in the performance of official business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folder.

**Retrievability:** Filed by first letter of last name for service and year.

**Safeguards:** Kept in file drawer; building has security guards.

**Retention and disposal:** Files are retained for one year in active status, one year in inactive status, and then destroyed.

**System manager(s) and address:** Deputy Assistant Secretary of Defense (Equal Opportunity), Room 3E318, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:



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Deputy for Plans and Policy
Office of the Deputy Assistant Secretary of Defense (Equal Opportunity)
Room 3E319
The Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/695-0107

**Record access procedures:** Requests from individuals should be addressed to: Deputy for Plans and Policy, Office of the Deputy Assistant Secretary of Defense (Equal Opportunity), Room 3E319, The Pentagon, Washington, D.C. 20301

Written requests for information should contain the full name of the individual, Service, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification such as a driver's license or other ID card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Information contained in the file is obtained from the individual or someone acting on his behalf, from the Services' investigation of the complaints.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 11.1**

**System name:** Military Absentees in Foreign Countries (DESERTER)

**System location:** Primary System: Magnetic tape and card input to tape maintained in Air Force Data Services Center,Room 1D167 and 1B457, The Pentagon, Washington, D.C. 20330.

Decentralized System: Hard copy print-out maintained in Office of the Deputy Assistant Secretary of Defense (Military Personnel Policy), Room 3C980, The Pentagon, Washington, D.C. 20301.

Decentralized System: Hard copy print-out maintained at Department of State, Passport Office, Room 700, 1425 K St., N.W. Washington, D.C.

**Categories of individuals covered by the system:** Any military deserter known or believed to have gone or attempted to go to a foreign country from July 1966 to the present (approximately 5000 individuals).

**Categories of records in the system:** Name, Social Security Account Number, and military personnel information maintained by the militaryservices at deserter information points.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to assist the Department of State with respect to maintaining records onU.S. deserters in foreign countries with regard to status of passports and visas.

Office of the Deputy Assistant Secretary of Defense (Military Personnel Policy) used to develop statistical reports on overseas deserters and to provide information to the Department of State.

Passport Office, Department of State - used to monitor passport and visa status of overseas deserters.

Any individual records in a system of records might be transferred to any component of the Department of Defense having the need to know in the performance of official business.

Records may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape with card input with hard copy print-outs at decentralized locations

**Retrievability:** Retrieval by Social Security Account Number, name, and file number.

**Safeguards:** The Air Force Data Services Center, the primary location, is a TOP SECRET facility the hard copy output is stored in locked safes at the decentralized locations, cards are in boxes in Room 1B457 ofthe Pentagon which is guarded.

**Retention and disposal:** Files are permanent. Individual records are transferred from active to inactive status when the case is completed.

**System manager(s) and address:** The Deputy Assistant Secretary of Defense (Military Personnel Policy), Room 3C963, The Pentagon, Washington, D.C. 20301.

**Notification procedure:** Information may be obtained from:

Assistant Director, Selected Policies
Office of the Deputy Assistant Secretary of Defense (Military Personnel Policy)
Room 3C980
The Pentagon
Washington, D.C. 20301

**Record access procedures:** Requests from individuals should be addressed to: Assistant Director, Selected Policies, Office ofthe Deputy Assistant Secretary of Defense (Military Personnel Policy), Room 3C980, The Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name, Service, and Social Security AccountNumber, current address, and telephone number of the individual.

For personal visits, the individual should be able to provide some acceptable identification, such as driver's license or other ID card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The information in the system is obtained from official military personnel records and from Deserter Information Points within the military services.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 12.0**

**System name:** Reserve Components Common Personnel Data System (RCCPDS)

**System location:** Air Force Data Service Center, Room 1D167, The Pentagon, Washington, D.C. 20330

**Categories of individuals covered by the system:** Any individual currently a member of any Reserve or National Guard component, other than retired reserve.

**Categories of records in the system:** File contains individual's Social Security Account Number, component, and other personnel information such as race, sex, rank, age, and length of service.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to generate official statistics concerning Reserve Forces' strength, gains, losses, and characteristics of the force.

Office of the Deputy Assistant Secretary of Defense (Reserve Affairs) - used to generate and disseminate official statistics. Individual records are used to provide aggregate statistical data.

Any individual record contained in the system may be transferred to any other Department of Defensecomponent having the need to know in the performance of official business.

Records may be disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic computer tape

**Retrievability:** Records are retrievable by component, rank, age, sex, location, or other attributes, including Social Security Account Number.

**Safeguards:** The location is a TOP SECRET facility.

**Retention and disposal:** Inventory files are current; one year's monthly inventory tapes and end of fiscal year inventories are maintained on a permanent basis.

**System manager(s) and address:** Deputy Assistant Secretary of Defense (Reserve Affairs), Room 3C962, The Pentagon, Washington, D.C.20301.

**Notification procedure:** Information may be obtained from:

Assistant Director, Reserve Personnel Program
Office of the Deputy Assistant Secretary of Defense (Reserve Affairs)
Room 3C962
The Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/697-0624

**Record access procedures:** Requests from individuals should be addressed to: Assistant Director Reserve Personnel Program, Office of the Deputy Assistant Secretary of Defense (Reserve Affairs), Room 3C962, The Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name, Social Security Account Number, component, and current address and telephone number of the individual.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license, or military or other ID card.





**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** Data records are obtained from the six Reserve components.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 13.0**

**System name:** Survey Data Base

**System location:** Primary Location - W.R. Church Computer Center, Naval Postgraduate School, Monterey, California 93940.

Decentralized locations for back-up files - Department of Defense, Manpower Research and Data Analysis Center, 7th Floor, 300 N. Washington St., Alexandria, Virginia 22314 and 2nd Floor, 550 Camino El Estero, Monterey, California 93940.

**Categories of individuals covered by the system:** Individuals who were selected at random for survey administration and who completed survey forms. Survey data is collected on a periodic basis. Current data were collected at selected Armed Forces Entrance and Examining Stations (AFEES), during September 1974, May 1975, or since January 1975; additional data were collected by Gilbert Youth Organization (civilian contractor) in nation-wide surveys during May or November 1973, or May or November 1974.

**Categories of records in the system:** SSAN and responses to survey items dealing with attitudes toward the military.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to sample attitudes toward enlistment in the military and determine reasons for enlistment decisions.

Manpower Research and Data Analysis Center - used to analyze trends in enlistment motivation, attitudes toward military service, attractiveness of various enlistment incentives; survey files arelinked with military personnel inventory, gain, and loss files to statistically relate survey data to later advancement, attritions, and reenlistment patterns.

Any individual record in the system may be transferred to any component of the Department of Defense having the need to know in the performance of official business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Computer Tape

**Retrievability:** Records can be retrieved by Service of accession, period of survey, race, sex, education level, or Social Security Account Number.

**Safeguards:** Tapes stored at the primary location are kept in a locked storage cage in a controlled access area;tapes stored at the back-up locations are kept in locked storage areas in buildings which are lockedafter hours.

**Retention and disposal:** Records are permanent. Survey answer sheets which are opscanned to create tape are destroyed aftertape is created

**System manager(s) and address:** Director, Manpower Research and Data Analysis Center, 550 Camino El Estero, Monterey, California 93940.

**Notification procedure:** Information may be obtained from:

Chief, Market and Survey Research Division
Manpower Research and Data Analysis Center
300 N. Washington St., 7th Floor
Alexandria, Virginia 22314
Telephone: Area Code 703/325-0490

**Record access procedures:** Requests from individuals should be addressed to: Chief, Market and Survey Research Division, Manpower Research and Data Analysis Center, 300 N. Washington St., Alexandria, VA 22314.

Written requests for information should contain the full name, Social Security Account Number, and current address and telephone number of the individual. In addition, the approximate date and location where the survey was completed should be provided.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license or military or other ID card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The survey information is provided by the individual; additional data which are linked to survey data as described in the routine uses section, are obtained from the military services.

**Systems exempted from certain provisions of the act:** NONE

**DM&RA 14.0**

**System name:** MARDAC Data Base

**System location:** Primary Location - W.R. Church Computer Center, Navy Postgraduate School, Monterey, CA 93940

Back-up files maintained at two offices of the DoD Manpower Research and Data Analysis Center - 7thFloor, 300 N. Washington St., Alexandria, VA 22314 and 2nd Floor, 550 Camino El Estero, Monterey, CA93940.

Selected historic files are maintained at Air Force Data Services Center, Room 1D167, The Pentagon,Washington, D.C. pursuant to court order in IBM anti-trust case. These files will be withdrawn from current location when legally permissible.

Decentralized segments-military personnel research centers, and military personnel centers of the services; selected civilian contractors with research contracts in manpower area; other Federal Agencies.

**Categories of individuals covered by the system:** All officer and enlisted personnel who served on active duty from 1 July 1968 and later; participants in Project 100,000 and Project Transition and the evaluation control groups for these programs; all individuals examined to determine eligibility for military service at an Armed Forces Entrance and Examining Station from 1 July 1970 and later; DoD civilian employees or civilian employees separated since 1 January 1971; all veterans who have utilized Vietnam-era GI Bill education and training entitlements, who visited a State Employment Service office since 1 July 1971, or who participated in a Department of Labor special training entitlements, who visited a State Employment Service office since 1 July 1971, or who participated in a Department of Labor special training program since 1 July 1971; all individuals who ever participated in an educational program sponsored by the U.S. Armed Forces Institute, all individuals who participated in the Armed Forces Vocational Aptitude Testing Programs at the high school level since September 1969, individuals who responded to various paid advertising campaigns seeking enlistment information since1 July 1973; participants in the DHEW, Office of Education Longitudinal Survey.

**Categories of records in the system:** Name, Service Number, Selective Service Number, Social Security Account Number, demographic information such as home town, age, sex, race, and education level, civilian occupational information, military personnel information such as rank, length of service, military occupation; aptitude scores, post-service education, training, and employment information for veterans; participation in various in-service education and training programs.

**Authority for maintenance of the system:** 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system of records is to provide a longitudinal statistical analysis capability for assessing military manpower trends and evaluation programs impacting of military personnel, potential enlistees, and veterans.

Manpower Research and Data Analysis Center - used to analyze accession patterns and trends, promotion and occupation patterns and trends, loss patterns and trends, qualification rates, effectiveness of recruiting programs, participation in education and training programs, force characteristics, post-service experiences of veterans, evaluation of military special pays and bonuses; evaluation of special programs affecting military personnel; to select sample population for surveys; to provide statistical data to OMB, GAO, the military services, DoD civilian contractors, educational institutions and other Federal Agencies.

Personnel Research and Personnel Management activities of the military services - uses are same as those specified above.

Veterans Administration, Management Sciences Staff, Reports and Statistics Service, Office of the Comptroller - used to select sample for surveys asking veterans about the use of veterans benefits and satisfaction with VA services.

Office of Research and Statistics, Social Security Administration - used for statistical analyses of impact of military service and use of GI Bill benefits on long term earning.

DoD Civilian Contractors - used by contractors performing research on manpower problems for statistical analyses.

Aggregate data and/or individual records contained in the record system may be transferred to otherFederal Agencies having legitimate use for such information and applying appropriate safeguards to protect data so provided.



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Any record contained in the system of records may be transferred to any other component of the Department of Defense having the need to know in the performance of official business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic computer tape

**Retrievability:** Retrievable by name, SSAN, age, occupation, or any other data element contained in system.

**Safeguards:** Primary Location - at W.R. Church Computer Center, tapes are stored in a locked cage in machine room, which is a controlled access area; tapes can be physically accessed only by computer center personnel and can be mounted only for processing only if the appropriate security code is provided.

At back-up locations in Alexandria, VA, and Monterey, CA, tapes are stored in rooms protected with cypher locks, buildings are locked after hours, and only properly cleared and authorized personnel have access.

**Retention and disposal:** Files constitute a historical data base and are permanent.

**System manager(s) and address:** Director, Department of Defense Manpower Research and Data Analysis Center (MARDAC), 550 Camino El Estero, Monterey, CA 93940.

**Notification procedure:** Information may be obtained from:

Director
Department of Defense Manpower Research and Data Analysis Center
550 Camino El Estero
Monterey, CA 93940
Telephone: Area Code 408/646-2951

**Record access procedures:** Requests from individuals should be addressed to Director, MARDAC, 550 Camino El Estero, Monterey, CA 93940.

Written requests for information should contain the full name, Social Security Account Number, dateof birth, and current address and telephone number of the individual.

For personal visits, the individual should be able to provide some acceptable identification such as driver's license, or military or other ID card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSTEM MANAGER.

**Record source categories:** The military services, the Veterans Administration, the Office of Education of the Department of HEW, from individuals via survey questionnaires, the Department of Labor.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 01**

**System name:** Health Benefits File

**System location:** Directorate of Health Services, OCHAMPUS, DOD, Denver, Colorado 80240

**Categories of individuals covered by the system:** All beneficiearies who seek health care under the Program for the Handicapped and Basic Program Extended Hospitalization.

**Categories of records in the system:** Original correspondence with individuals, medical statements, congressional inquiries, medical treatment records, authorizations for care, case status sheets, memos for record, follow-up reports justifying extended care, correspondence with contractors and work-up sheets maintained by case workers.

**Authority for maintenance of the system:** P.L. 569, 84th Congress, 374, Second Session, H.R. 9429, Dependents Medical Care Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Health Benefits Division, to determine the eligibility of an individual who can obtain health care under the CHAMPUS program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed numerically by case number, then alpha, character in seventh digit family participants.

**Safeguards:** PAMC provides security force. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Psychiatric cases are permanent; medical cases are held four years after closure and equipment cases are held two years after closure.

**System manager(s) and address:** Staff Assistant, OCHAMPUS, DOD, Building 611, First Floor, Denver, Colorado 80240

**Notification procedure:** Information may be obtained from:

OCHAMPUS, DOD
Building 611, First Floor
Denver, Colorado 80240
Telephone: Area Code 303/341-8609

**Record access procedures:** Requests from individuals should be addressed to: Directorate of Health Services (HBD), OCHAMPUS, DOD, Denver, Colorado 80240

Written requests for information should include the full name of the beneficiary, the full name of the sponsor, current address and telephone number.

For personal visits, the individual should provide some acceptable identification.

**Contesting record procedures:** OCHAMPUS' rules for contesting contents and appealing initial determination may be obtained from Directorate of Health Services (HBD) OCHAMPUS, (DOD), Denver, Colorado 80240.

**Record source categories:** Records of fiscal agents (FA), contractors, CHAMPUS advisors, all branches of the military service, congressional inquiries, private physicians, consultants, inquiries made by individuals.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 02**

**System name:** AR 340-18-9 Medical Care Inquiry Files

**System location:** Administrative Services, OCHAMPUS (DOD) Denver, CO 80240

**Categories of individuals covered by the system:** Documents reflecting inquiries received from private individuals and Congress for nonprivileged information on such matters as medical treatment received, eligibility for medical care under CHAMPUS. Included are notifications to individuals for approval or termination of treatment, and similar or related documents.

**Categories of records in the system:** Files contain individual inquiries from personnel concerning eligibility under CHAMPUS and replies thereto; Congressional inquiries on behalf of constituents concerning eligibility under CHAMPUS and replies thereto; Files notifying personnel of eligibility or termination of benefits under CHAMPUS

**Authority for maintenance of the system:** Public Law 569 - 84th Congress, Chapter 374, 2d Session, H.R. 9429 Dependents' Medical Care Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information collected is a result of individual inquiries as to eligibility under CHAMPUS, and is used throughout OCHAMPUS only as a basis for replying to individuals and/or establishing eligibility under the program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of inquirer. No indices are required.

**Safeguards:** Buildings are patrolled by military security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed after 6 years. They are retained in active file until end of calendar year in which inquiry occurred, held 5 additional years in inactive files and then destroyed by burning.

**System manager(s) and address:** Administrative Services, OCHAMPUS (DOD) Denver, Colorado 90240

**Notification procedure:** Information may be obtained from:

Administrative Services (CH.06) OCHAMPUS (DOD) Denver, Colorado 80240
Room 113
Building 618
OCHAMPUS (DOD) Denver, Colorado 80240
Telephone: Area Code 303/341-8800

**Record access procedures:** Requests from individuals should be addressed to: Administrative Services, OCHAMPUS (DOD) Denver, Colorado 80240

Written requests for information should contain the full name of the individual, or his military sponsor, current address and telephone number, case number if one has been assigned and the office symbol, on all correspondence received from this office. Visits may be made to the Assistant Chief, Administrative Services (CH.06), Building 618, Fitzsimons Army Medical Center, Denver, Colorado 80240

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, and give some verbal information that could be verified with his 'case' file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Private Physicians, Blue Cross/Blue Shield serving the state in which the medical services were rendered, CHAMPUS Fiscal Administrators, Individual members of The Congress of the United States, CHAMPUS advisors, Hq, DA, Hq. USAF, Hq. USN, Hq, USMC, Hq. USCG, NOAA, FBI, research notes concerning replies to individual inquiries

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 03**

**System name:** MA31T01 Health Benefits Preapproval Files

**System location:** Primary System - Data Automation Division, Directorate of Management Services, Office for the Civilian Health and Medical Program of the Uniformed Services (OCHAMPUS), Assistant Secretary of Defense (Health and Environment).

Decentralized Segments-Colorado Dental Service, 1600 Downing Street, Denver, Colorado 80218

**Categories of individuals covered by the system:** Eligible beneficiaries of the Civilian Health and Medical Program of the Uniformed Services (Dependents of active duty members of the Uniformed Services, retired members of the Uniformed Services, dependents of retired or deceased members of the uniformed services) who have been approved for medical care under the provisions of the program for the handicapped of the Civilian Health and Medical Program of the Uniformed Services and/or approved for extended hospital care.

**Categories of records in the system:** File contains an assigned case number, sponsors name, social security account number, current address, military grade or rank and pay status, military branch of service and status; beneficiaries name, address, date of birth, sex, relationship to sponsor; the medical diagnosis code and the approved medical treatment code, the approval period of time, the number of units approved and the estimated unit of cost, providers of care codes and/or name and address of multi-providers.

**Authority for maintenance of the system:** 44 USC 3101, 41 CFR 101-1100 et seq. Chapter 55, Title 10, USC.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** OCHAMPUS Directorate of Health Services-For approval of medical care under the provisions of the Program for the Handicapped of CHAMPUS and/or approval for extended hospitalization; to control and review health care management plans for beneficiaries approved for medical care by providers of service.

OCHAMPUS Directorate of Management Services-For control and accomplishment of reviews of approvals; to coordinate subject matter clearances for congressional committees and auditors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained on magnetic tape and disk.

**Retrievability:** Information is retrieved by assigned case number, sponsors social security account number (SSAN), sponsors or beneficiaries name, classification of medical diagnosis or medical treatment codes or provider of service code or approval dates or geographical location.

**Safeguards:** Records are maintained in areas accessible to authorized personnel. Records are maintained on magnetic tape readable through the medium of OCHAMPUS prepared computer programs. Military policy security and manned 24 hours daily.

**Retention and disposal:** Records are permanent. They are maintained on magnetic tape as individual annual files.

**System manager(s) and address:** Director, Office for the Civilian Health and Medical Program of the Uniformed Services, ATTN: Director of Management Services, Denver, Colorado 80240

**Notification procedure:** Information may be obtained from:

Director of Management Services
Office for the Civilian Health and Medical Program of the Uniformed Services
Denver, Colorado 80240
Telephone: Area Code 303/341-8005

**Record access procedures:** Requests from individual should be addressed to: Director, Office for the Civilian Health and Medical Program of the Uniformed Services, ATTN: Director of Management Services, Denver, Colorado 80240

Written request for information should contain full name of individual, sponsors social security account number and the visits are limited to Directorate of Management Services, OCHAMPUS, Denver, Colorado 80240.

For personal visits, the individual should be able to provide a Uniformed Services identification card and a drivers license or other positive identification.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Director, Office for the Civilian Health and Medical Program of the Uniformed Services, Denver, Colorado 80240.

**Record source categories:** Sponsors application, provider of medical care statement.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 04**

**System name:** AR 340-18-4 Legal Opinion Files

**System location:** Office of Legal Counsel, OCHAMPUS (DOD) Denver, CO 80240

**Categories of individuals covered by the system:** Documents reflecting inquiries received from private individuals, attorneys, fiscal administrators,hospital contractors, other Government agencies, directorates and offices of OCHAMPUS and Congress for nonprivileged information on such matters as medical treatment received, eligibility for medical care under CHAMPUS. Included are notifications to individuals for approval or termination of treatment, and similar or related documents.

**Categories of records in the system:** Files contain legal opinions; correspondence between (1) CHAMPUS Manager, (2) Fiscal Administrators, (3) Hospital Contractors, (4) CHAMPUS beneficiaries, (5) sponsors, (6) attorneys (7) directorates and offices of OCHAMPUS, (8) other Government agencies; memorandums for the record and selected documents.

**Authority for maintenance of the system:** 44 USC 3101, 41 CFR 101-1100 et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Legal Counsel to maintain file of legal opinions rendered for use as precedent and for record purposes (1) for record purposes documenting responses to request for legal opinion (2) Office of Legal Counsel and other directorates and offices, OCHAMPUS; (3) for research, precedent and historical purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by subject matter

**Safeguards:** Buildings are patrolled by military security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent to be destroyed when superseded, replaced or obsolete.

**System manager(s) and address:** Office of Legal Counsel, OCHAMPUS (DOD), Denver, Colorado 80240

**Notification procedure:** Information may be obtained from:

Office of Legal Counsel (CH.04) OCHAMPUS (DOD) Denver, Colorado 80240
Room 114
Building 618
OCHAMPUS (DOD) Denver, Colorado 80240
Telephone: Area Code 303/341-8506

**Record access procedures:** Requests from individuals should be addressed to: Legal Counsel, OCHAMPUS (DOD) Denver, Colorado 80240

Written requests for information should contain the full name of the individual, or his military sponsor, current address and telephone number, case number if one has been assigned and the office symbol, on all correspondence received from this office. Visits may be made to the Legal Counsel (CH.04) Building 618, Fitzsimons Army Medical Center, Denver, Colorado 80240.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, and give some verbabl information that could be verified with his 'case' file.







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**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence from persons, agencies and sources listed in RECORD-CATEGORY and oral and written requests initiated by Legal Counsel Office.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 05**

**System name:** Health Facilities File

**System location:** Directorate of Health Services, OCHAMPUS (DOD), Denver, Colorado 80240

**Categories of individuals covered by the system:** All facilities who seek a provider number for payment for CHAMPUS beneficiaries must have approval as a source of care.

**Categories of records in the system:** Original correspondence with an individual facility, state authorities and professional consultants; various evaluations, approvals and memos for the record.

**Authority for maintenance of the system:** PL 569, 84th Congress, 374, Second Session, H.R. 9429 Dependents Medical Care Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Health Resources Division, to determine the eligibility of a facility as a source of care for CHAMPUS beneficiaries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed numeric by state, then numeric by facility when requesting a provider number.

**Safeguards:** FAMC provides security force. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent

**System manager(s) and address:** Staff Assistant, OCHAMPUS, DOD, Building 611, First Floor, Denver, Colorado 80240

**Notification procedure:** Information may be obtained from OCHAMPUS, DOD, Building 611, First Floor, Denver, Colorado 80240, Telephone: Area Code 303/341-8609.

**Record access procedures:** Requests from individuals representing facilities should be addressed to:

Directorate of Health Services (HRD)
OCHAMPUS, DOD
Denver, Colorado 80240

Written requests for information should include the full name of the facility, full name and title of individual requesting information, current address and telephone number.

For personal visits, the individual should provide some acceptable identification.

**Contesting record procedures:** OCHAMPUS' rules for contesting contents and appealing initial determination may be obtained from Directorate of Health Services (HED) OCHAMPUS, (DOD) Denver, Colorado 80240

**Record source categories:** Records of fiscal agents (FA), contractors, CHAMPUS advisors, all branches of the military service, congressional inquiries, private physicians, consultants, facilities and research concerning the replies to inquiries made by individuals.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 06**

**System name:** AR 340-18-9 Policy and Precedent Files

**System location:** Contract Operations Division, OCHAMPUS (DOD) Denver, Colorado 80240

**Categories of individuals covered by the system:** Documents reflecting policy or precedent decisions on CHAMPUS beneficiaries, received from providers of care, medical facilities, professional medical organizations, and CHAMPUS contractors. Limited information on CHAMPUS authorized providers of care, i.e., physicians, psychiatrists, etc.

**Categories of records in the system:** Files contain all types of medical benefit decisions on CHAMPUS beneficiaries to include the sponsor's name and SSN and names of family members if related to the questionable benefit. File also contains audit documents and management reports relating to CHAMPUS contractors for the United States, Canada and Mexico.

**Authority for maintenance of the system:** Public Law 569 - 84th Congress, Chapter 374, 2d Session, H.R. 9429 Dependents' Medical Care Act.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information in files is used by OCHAMPUS personnel for management control and to coordinate questionable benefit areas throughout the program and with CHAMPUS contractors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by subject or by contractor. No indices are required.

**Safeguards:** Buildings are patrolled by military security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed after 6 years. They are retained in active file until end of calendar year in which inquiry occurred, held 5 additional years in inactive files and then destroyed by burning.

**System manager(s) and address:** Contract Operations Division, OCHAMPUS (DOD), Denver, Colorado 80240

**Notification procedure:** Information may be obtained from Contract Operations Division (CH.18), OCHAMPUS (DOD) Denver, Colorado 80240.

Building 611
OCHAMPUS (DOD) Denver, Colorado 80240
Telephone: Area Code 303/341-8627

**Record access procedures:** Requests from individuals should be addressed to: Contract Operations Division, OCHAMPUS (DOD) Denver, Colorado 80240

Written requests for information should contain the full name of the individual, or his military sponsor, current address and telephone number, case number if one has been assigned and the office symbol, on all correspondence received from this office. Visits may be made to the Contract Operations Division (CH.18), Building 611, Fitzsimons Army Medical Center, Denver, Colorado 80240.

For personal visits, the individual should be able to provide some acceptable identification, that is, military identification card, and give some verbal information that could be verified with his 'case' file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Private Physicians, Blue Cross/Blue Shield serving the state in which the medical services were rendered, CHAMPUS Fiscal Administrators, individual members of The Congress of the United States, CHAMPUS Advisors, Hq, DA, Hq, USAF, Hq, USN, Hq, USMC, Hq, USCG, NOAA, FBI, research notes concerning replies to the above individuals or organizations.

**Systems exempted from certain provisions of the act:** NONE

**DOCHA 07**

**System name:** Medical Claim History Files

**System location:** Primary System - Data Automation Division, Directorate of Management Services, Office for the Civilian Health and Medical Program of the Uniformed Services (OCHAMPUS), Assistant Secretary of Defense (Health and Environment).

Decentralized Segments - Fiscal Administrators/Contractors under contract to OCHAMPUS. Each company listed below maintains claim files on beneficiaries in their respective geographical areas.

Blue Cross Association, 840 North Lake Shore Drive, Chicago, IL 60611
Mutual of Omaha Insurance Company, 3301 Dodge Street, Omaha, NB 68131
Blue Cross-Blue Shield of Alabama, 930 South 20th Street, Birmingham, AL 35205
Blue Cross, Washington-Alaska, Inc., P. O. Box 327, Seattle, WA 98111
Arizona Blue Shield Medical Service, P. O. Box 13466, Phoenix, AZ 85002
Associated Hospital Service of Arizona, P. O. Box 13466, Phoenix, AZ 85002
Arkansas Blue Cross/Blue Shield, Inc., P. O. Box 2181, Little Rock, AR 72203
California Blue Shield, P. O. Box 7608, San Francisco, CA 94120
Blue Cross of Southern California, 3540 Wilshire Boulevard, Los Angeles, CA 90010
Blue Cross of Northern California, 1950 Franklin Street, Oakland, CA 94659
Colorado Medical Service, Inc., 700 Broadway, Denver, CO 80203
Colorado Hospital Service, 700 Broadway, Denver, CO 80203





Colorado Dental Service, 1600 Downing Street, Denver, CO 80218
Connecticut General Life Insurance Company, Hartford, CT 06115
Connecticut Blue Cross, Inc., P. O. Box 504, North Haven, CT 06473
Blue Cross/Blue Shield of Delaware, Inc., 201 West Fourteenth Street, Wilmington, DE 19899
Medical Service of the District of Columbia, 550 12th Street, SW, Washington, D.C. 20024
Group Hospitalization, Inc., 550 12th Street, SW, Washington, D.C. 20024
Blue Shield of Florida, Inc., P. O. Box 2170, Jacksonville, FL 32203
Medical Association of Georgia, 938 Peachtree Street, NE, Atlanta, GA 30309
Hawaii Medical Service Association, P. O. Box 860, Honolulu, HI 96808
North Idaho District Medical Service Bureau, Inc., P. O. Box 1106, Lewiston, ID 83501
Idaho Hospital Service, Inc., P. O. Box 7408, Boise, ID 83707
The Indiana State Medical Association, 3935 North Meridian Street, Indianapolis, IN 46208
Blue Shield of Iowa, Liberty Building, Des Moines, IA 50309
Kansas Blue Shield, P. O. Box 239, Topeka, KS 66601
Kentucky Physicians Mutual, Inc., 3101 Bardstown Road, Louisville, KY 40205
Blue Cross Hospital Plan, Inc., 3101 Bardstown Road, Louisville, KY 40205
Continental Service Life & Health Insurance Company, P. O. Box 3397, Baton Rouge, LA 70821
Associated Hospital Service of Maine, 110 Free Street, Portland, ME 04101
Maryland Blue Shield, Inc., 700 East Joppa Road, Towson, MD 21204
Blue Cross of Maryland, P. O. Box 9836, Towson, MD 21204
Blue Shield of Massachusetts, Inc., P. O. Box 2197, Boston, MA 02106
Blue Shield of Michigan, 600 Lafayette East, Detroit, MI 48226
Blue Cross/Blue Shield of Minnesota, 2344 Nicollett Avenue, Minneapolis, MN 55404
Mississippi State Medical Association, 735 Riverside Drive, Jackson, MS 39216
Blue Cross/Blue Shield of Mississippi, Inc., P. O. Box 1043, Jackson, MS 39205
St. Louis Blue Shield, 5775 Campus Parkway, Hazelwood, MO 63042
Montana Physicians Service, P. O. Box 1677, Helena, MT 59601
Blue Cross of Montana, P. O. Box 911, Great Falls, MT 59403
Blue Shield of Nebraska, P. O. Box 3248, Omaha, NB 68103
Nevada State Medical Association, 3660 Baker Lane, Reno, NV 89502
Associated Hospital Service of Arizona, P. O. Box 13466, Phoenix, AZ 85002
New Hampshire-Vermont Physician Service, Two Pillsbury Street, Concord, NH 03301
Medical-Surgical Plan of New Jersey, P. O. Box 262, Newark, NJ 07102
Hospital Service Plan of New Jersey, P. O. Box 420, Newark, NJ 07101
New Mexico Blue Cross/Blue Shield, Inc., 12800 Indian School Road, N.E., Albuquerque, NM 87112
Blue Cross/Blue Shield of Greater New York, Two Park Avenue, New York, NY 10016
Blue Cross of Northeastern New York, Inc., P. O. Box 8650, Albany, NY 12208
Blue Cross of Western New York, Inc., 298 Main Street, Buffalo, NY 14202
Chautaugua Regional Hospital Service Corporation, P. O. Box 1119, Jamestown, NY 14701
Blue Cross/Blue Shield of Greater New York, 622 Third Avenue, New York, NY 10017
Rochester Hospital Service Corporation, 41 Chestnut Street, Rochester, NY 14647
Blue Cross of Central New York, Inc., P. O. Box 271, Syracuse, NY 13201
Hospital Plan, Inc., 5 Hopper Street, Utica, NY 13501
Hospital Service Corporation of Jefferson County, 158 Stone Street, Watertown, NY 13601
Blue Cross/Blue Shield of North Carolina, P. O. Box 3824, Durham, NC 27702
Blue Shield of North Dakota, 301 Eighth Street South, Fargo, ND 58102
Blue Cross Hospital Plan, Inc., 201 Ninth Street, NW, Canton, OH 44702
Blue Cross of Southwest Ohio, 1351 William Howard Taft Road, Cincinnati, OH 45206
Blue Cross of Northeast Ohio, 2066 East Ninth Street, Cleveland, OH 44115
Blue Cross of Central Ohio, 174 East Long Street, Columbus, OH 43215
Blue Cross of Lima, Ohio, P. O. Box 1046, Lima, OH 45802
Blue Cross of Northwest Ohio, P. O. Box 943, Toledo, OH 43656
Blue Cross of Eastern Ohio, Inc., 2400 Market Street, Youngstown, OH 44507
Blue Cross/Blue Shield of Oklahoma, P. O. Box 1738, Tulsa, OK 74102
Oregon Physicians Service, P. O. Box 1071, Portland, OR 97207
Blue Cross of Oregon, P. O. Box 1271, Portland, OR 97207
Medical Service Association of Pennsylvania, Blue Shield Building, Box 65, Camp Hill, PA 17011
Blue Cross of Lehigh Valley, 1221 Hamilton Street, Allentown, PA 18102
Capital Blue Cross, 100 Pine Street, Harrisburg, PA 17101
Blue Cross of Greater Philadelphia, 1333 Chestnut Street, Philadelphia, PA 19107
Blue Cross of Western Pennsylvania, One Smithfield Street, Pittsburg, PA 15222
Blue Cross of Northeastern Pennsylvania, 15 South Franklin Street, Wilkes-Barre, PA 18701
Blue Cross/Blue Shield of Rhode Island, P. O. Box 1298, Providence, RI, 02901
South Dakota Medical Service, Inc., 711 North Lake Avenue, Sious Falls, SD 57104
Blue Cross/Blue Shield of Tennessee, Blue Cross Building, 801 Pine Street, Chattanooga, TN 37402
Memphis Hospital Service and Surgical Association, Inc., P. O. Box 98, Memphis, TN 38101
Blue Shield of Utah, P. O. Box 270, Salt Lake City, UT 84110
Blue Shield of Virginia, P. O. Box 27401, Richmond, VA 23279
Blue Cross of Southwestern Virginia, P. O. Box 2770, Roanoke, VA 24001
Washington Physicians Service, 220 West Harrison Street, Seattle, WA 98119
Blue Cross, Washington-Alaska, Inc., P. O. Box 327, Seattle, WA 98111
Medical-Surgical Care, Inc., Union Trust Building, P. O. Box 1948, Parkersburg, WV 26101
Wisconsin Physicians Service, P. O. Box 1787, Madison, WI 53701
Wyoming Medical Service, Inc., P. O. Box 2266, Cheyenne, WY 82001

**Categories of individuals covered by the system:** Eligible beneficiaries of the Civilian Health and Medical Program of the Uniformed Services (Dependents of Active Duty Members of the Uniformed Services, retired members of the Uniformed Services and dependents of retired or deceased members of the Uniformed Services) who received benefits under the provisions of the program.

**Categories of records in the system:** File contains sponsors social security account number/service number, branch of service, status (active duty, retired or deceased), beneficiaries last name, initials, age, sex, relationship to sponsor, type, costs and date of medical care provided, provider of care identification.

**Authority for maintenance of the system:** 44 USC 3101, 41 CFR 101-1100 et seq. Chapter 55, Title 10, USC.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** CHAMPUS Fiscal Administrators/Contractors - To control and process medical claims for payment.

OCHAMPUS Legal Counsel - For review of claims paid by CHAMPUS related to possible third party liable cases and class action suits where names are required by the court.

Directorate of Health Services - For control and approval of medical treatments and interface with facilities providing care.

Directorate of Management Services - To control and accomplish reviews of utilization; to coordinate subject matter clearance congressional committees and auditors (GAO, HEW, DOD, AAA).

Fiscal Agent Peer Review - To control and select beneficiaries and provider of medical care for peer review.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained on magnetic tape and disk.



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**Retrievability:** Information is retrieved by sponsors social security account number (SSAN), beneficiaries last name, classification of medical diagnosis or procedure codes or geographical location of care provided and selected utilization limits.

**Safeguards:** Records are maintained in areas accessible to authorized personnel. Records are maintained on magnetic tape readable through the medium of OCHAMPUS prepared computer programs. Military Policy Security and manned 24 hours daily.

**Retention and disposal:** Records are permanent. They are maintained on magnetic tape as individual annual files.

**System manager(s) and address:** Director, Office for the Civilian Health and Medical Program of the Uniformed Services, ATTN: Director of Management Services, Denver, Colorado 80240

**Notification procedure:** Information may be obtained from:

Director of Management Services
Office for the Civilian Health and Medical Program of the Uniformed Services
Denver, Colorado 80240
Telephone: Area Code 303/341-8005

**Record access procedures:** Requests from individual should be addressed to: Director, Office for the Civilian Health and Medical Program of the Uniformed Services, ATTN: Director of Management Services, Denver, Colorado 80240

Written requests for information should contain full name of individual, sponsors social security account number and the visits are limited to Director of Management Services, OCHAMPUS, Denver, Colorado 80240.

For personal visits, the individual should be able to provide a uniformed services identification card and a drivers license or other positive identification.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Director, Office for the Civilian Health and Medical Program of the Uniformed Services, Denver, Colorado 80240.

**Record source categories:** CHAMPUS Medical Claims DA Form 1863-1, 2, 3, 4, 5.

**Systems exempted from certain provisions of the act:** NONE

**DPA DCR.A 01**

**System name:** Joint Civilian Orientation Conference Files

**System location:** Directorate for Community Relations, Office of the Assistant Secretary of Defense (Public Affairs).

**Categories of individuals covered by the system:** Any person nominated to participate in the Joint Civilian Orientation Conference

**Categories of records in the system:** Nominating letters, biographical information and administrative processing papers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide factual data to the Assistant Secretary of Defense and his immediate subordinates upon which to base a selection of participants representing the broadest possible cross-section of nominees, and to prevent administrative duplication.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By name

**Safeguards:** Records are maintained in locked file case and accessible only to authorized personnel.

**Retention and disposal:** Name, address and title files are permanent. Nomination files are retained while nominations are active, then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director for Community Relations
Office of the Assistant Secretary of Defense (Public Affairs)
Room 1E798, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 595-2113

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Record source categories:** Secretary of Defense, Assistant Secretary of Defense, Chairman of the Joint Chiefs of Staff, Secretaries of the Military Departments, Military Service Chiefs, Commanders of Major Military Commands, Directors of Defense Agencies, former conference participants, and occasionally Members of Congress.

**Systems exempted from certain provisions of the act:** None

**DPA DDI.A 02**

**System name:** Biography File

**System location:** Directorate for Defense Information, Office of Assistant Secretary of Defense (Public Affairs)

**Categories of individuals covered by the system:** Military and Civilian members of the Department of Defense

**Categories of records in the system:** Biographical information prepared and approved for public release

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To respond to public and news-media interest, and for record purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in paper containers

**Retrievability:** By name

**Safeguards:** Accessible to authorized personnel

**Retention and disposal:** So long as public and/or news media interest requires. Then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director for Defense Information
Office of the Assistant Secretary of Defense (Public Affairs)
Room 2E765, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 695-3886

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records, and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Military Services and Civil Service Offices

**Systems exempted from certain provisions of the act:** None

**DPA DDI.B 03**

**System name:** Portrait-Photograph File

**System location:** Directorate for Defense Information, Office of Assistant Secretary of Defense, (Public Affairs)

**Categories of individuals covered by the system:** Military and Civilian members of the Department of Defense

**Categories of records in the system:** Photographs approved for public release

**Authority for maintenance of the system:** Title, 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To respond to public and news-media interest, and for record purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Photographic prints in paper folders

**Retrievability:** By name

**Safeguards:** Accessible to authorized personnel

**Retention and disposal:** So long as public and/or news-media interest requires. Then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director for Defense Information
Office of the Assistant Secretary of Defense (Public Affairs)
Room 2E765, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 695-3886

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records, and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Military Services and Civil Service Offices

**Systems exempted from certain provisions of the act:** None

**DPA DDI.C 04**

**System name:** Case Files

**System location:** Directorate for Defense Information, Office of Assistant Secretary of Defense (Public Affairs)

**Categories of individuals covered by the system:** Military and Civilian members of the Department of Defense

**Categories of records in the system:** Published material, released material, and material prepared and approved for release.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To respond to public and news-media interest, and for record purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in paper containers

**Retrievability:** By name

**Safeguards:** Accessible to authorized personnel

**Retention and disposal:** So long as public and/or news-media interest requires. Then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director for Defense Information
Office of the Assistant Secretary of Defense (Public Affairs)
Room 2E765, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 696-3886

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Military Services and Civil Service Offices

**Systems exempted from certain provisions of the act:** None

**DPA DFOI.A 05**

**System name:** Freedom of Information Program Case Files

**System location:** Primary system: Directorate for Freedom of Information and Security Review, Office of Assistant Secretary of Defense (Public Affairs)

Decentralized segments: Director, Defense Research and Engineering, Assistant Secretaries of Defense, Assistants to the Secretary of Defense, or equivalent, the Organization of the Joint Chiefs of Staff, and other activities assigned to Office Secretary of Defense for administrative support.

**Categories of individuals covered by the system:** Any citizen who makes a request for records under the Freedom of Information Program to the Office of the Secretary of Defense, Organization of the Joint Chiefs of Staff, or activity assigned to Office Secretary of Defense for administrative support.

**Categories of records in the system:** Name, firm, address of individual requester, identification of records requested, dates and summaries of action taken, and documents for establishing collectable fees and processing cost to the government.

Names, titles or positions of each person primarily responsible for an initial or final denial on appeal of a request for a record.

The results of any disciplinary proceeding, including an explanation of a decision not to discipline, that was initiated against an officer or employee because a court determined arbitrary of capricious action.

**Authority for maintenance of the system:** Title 5, United States Code, Section 552, The Freedom of Information Act, as amended by Public Law 93-502.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Primary system and decentralized segments are used by officials in the locations described above to administratively control requests to insure compliance with Public Law 93-502, and to research historical data on release of records so as to facilitate conformity in subsequent actions.

Primary system used for development of annual report data required by Public Law 93-502 and to compute processing costs to the government, and other management data such as, but not limited to number of requests, type or category of records requested, average processing time, average cost to requester, percentage of denials, and number of denials by exemption.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic disks, computer paper printout, index file cards, and paper records in file folders.

**Retrievability:** Filed by request number and retrieval by name, subject material (to include dates) and request number using conventional indices.

**Safeguards:** Paper records are maintained in security containers with access only to officials whose access is based on requirements of assigned duties. Computer access is by verification of Identification codes; one for search and another for maintenance.

**Retention and disposal:** Records are permanent. Files are held in current status for two years after the end of the calendar year in which created, then retired to the Washington National Records Center for retention an additional five years.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), the Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director, Freedom of Information and Security Review, Office, Assistant Secretary of Defense (Public Affairs)
Room 2C757, the Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 697-1180

**Record access procedures:** Requests from individuals should be addressed to:

Director, Freedom of Information and Security Review
Office, Assistant Secretary of Defense (Public Affairs)
Room 2C757, the Pentagon
Washington, D. C. 20301

Requests should include full name, address and affadavit or identification which is required for release of record. Personal visits are restricted to Room 2C757. Individual should be able to present acceptable identification; that is, driver's license or comparable identity card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from The Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Requests for records originating from citizens under the Freedom of Information Act and subsequent data provided by form and memorandum by officials who hold the requested records, act upon the request, or who are involved in legal action stemming from action taken.

**Systems exempted from certain provisions of the act:** None

**DPA DSR.A 06**

**System name:** Security Review Index File

**System location:** Directorate for Freedom of Information and Security Review, Office of Assistant Secretary of Defense (Public Affairs).

**Categories of individuals covered by the system:** Department of Defense officials who present statements, testify, or who furnish information to the Congress of the United States.

Department of Defense officials and citizens of organizations outside the Defense Department who submit documents, such as but not limited to, speeches and articles, for clearance prior to public release.







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**Categories of records in the system:** Name, organization of individual submitting document for clearance.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System used by officials of the location office to identify and locate documents which are maintained in a separate classified file in order to facilitate research of historical data in previously processed documents to ensure conformity in subsequent actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index file cards in card file cabinets.

**Retrievability:** Filed by case number, name, source (Organization), and subject-numerical.

**Safeguards:** Index file cards are maintained in security containers with access only to officials in accordance with assigned duties.

**Retention and disposal:** Records are permanent. Files are cut off at end of each calendar year. Cut off files are maintained in current files area.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Director, Freedom of Information and Security Review
Office, Assistant Secretary of Defense (Public Affairs)
Room 2C757, Pentagon, Washington, D. C. 20301
Telephone: Area Code (202) 697-2021

Requests should include full name, organization, address and affadavit, or identification which is required for release of record. Personal visits are restricted to Room 2C757. Individual should be able to present acceptable identification; that is, driver's license or comparable identity card.

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Requests for clearance of documents originating from officials, organizations, or individuals under Title 10, United States Code, Section 136.

**Systems exempted from certain provisions of the act:** None

**DPA DXA.A 07**

**System name:** Personnel Files

**System location:** Office of the Executive Assistant to the Assistant Secretary of Defense (Public Affairs) with partial files in the Offices of the Directors for Defense Information, Community Relations, and Freedom of Information and Security Review.

**Categories of individuals covered by the system:** Military and Civilian personnel assigned to the Office of the Assistant Secretary of Defense (Public Affairs)

**Categories of records in the system:** Partial file containing copies of material contained in each individual's master personnel record. This system contains name, address, telephone number, social security number, rank or grade, position held, and information concerning leave, sick leave, temporary assignments, and other related papers pertaining to present assignment.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by The Assistant Secretary of Defense (Public Affairs) and his immediate assistants to assign personnel to duties, to maintain manning levels in timely fashion, and to provide information to each individual as required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** by name

**Safeguards:** Records are maintained in locked file cabinet with access only to officials who are involved in personnel actions.

**Retention and disposal:** Records are maintained while individual is assigned to Office, Assistant Secretary of Defense (Public Affairs), then destroyed when individual is no longer so assigned.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Executive Assistant
Office of Assistant Secretary of Defense (Public Affairs)
Room 2E813, The Pentagon
Washington, D. C. 20301
Telephone number: Area Code (202) 697-0792

**Record access procedures:** Requests from individuals should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Central personnel files of the Military Services or the United States Civil Service

**Systems exempted from certain provisions of the act:** None

**DPA DXA.B 08**

**System name:** Contact Files

**System location:** Decentralized files in the Office of the Assistant Secretary of Defense (Public Affairs), and the various Offices of the Directors for Community Relations, Defense Information, and Security Review and Freedom of Information.

**Categories of individuals covered by the system:** Persons with whom the official business of the Assistant Secretary of Defense (Public Affairs) is conducted.

**Categories of records in the system:** Names, firms or Agencies, addresses, and telephone numbers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by officials in the Office of the Assistant Secretary of Defense (Public Affairs) to communicate with persons involved in the business of that office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards and paper lists.

**Retrievability:** By individual, or firm or agency name.

**Safeguards:** Files maintained in personal custody.

**Retention and disposal:** Indefinite. Files are retained so long as individuals are directly involved in the business of the Office of the Assistant Secretary of Defense (Public Affairs), then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Executive Assistant
Office of the Assistant Secretary of Defense (Public Affairs)
Room 2E813, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 697-0792

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Published telephone directories, letterheads, and other published material containing the information.

**Systems exempted from certain provisions of the act:** None

**DPA DXA.C 09**

**System name:** Public Correspondence Files

**System location:** Office of the Staff Assistant for Public Correspondence, Office of the Assistant Secretary of Defense (Public Affairs)

**Categories of individuals covered by the system:** Any person who writes to the Department of Defense requesting general information.

**Categories of records in the system:** Letters of Inquiry and replies.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a record of answers to general inquiries submitted by the public.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in paper folders

**Retrievability:** by name

**Safeguards:** Access by authorized personnel only

**Retention and disposal:** Retained for two years, then destroyed.

**System manager(s) and address:** Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301

**Notification procedure:** Information may be obtained from:

Staff Assistant for Public Correspondence
Office of the Assistant Secretary of Defense (Public Affairs)
Room 2D771, The Pentagon
Washington, D. C. 20301
Telephone: Area Code (202) 697-5737

**Record access procedures:** Requests should be addressed to:

Office of the Assistant Secretary of Defense (Public Affairs)
The Pentagon
Washington, D. C. 20301

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Assistant Secretary of Defense (Public Affairs), The Pentagon, Washington, D. C. 20301.

**Record source categories:** Any individual inquiry and response thereto.

**Systems exempted from certain provisions of the act:** None

**DPA&E 01**

**System name:** DOD Civilian Personnel Data File Extract

**System location:** Office of Assistant Secretary of Defense (Program Analysis and Evaluation), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All civilian personnel employed by the Department of Defense (DOD)

**Categories of records in the system:** System contains information on the attributes and characteristics of all DOD civilian personnel: SSAN; service computation date; date of birth; work schedule; occupation code; state, city, and county; standard metropolitan statistical area; employing agency, command or activity; retired military status; pay plan; grade; step; supervisory status; education level; year of degree.

**Authority for maintenance of the system:** 10 U.S.C. Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DOD Component Headquarters - To review and evaluate the efficiency and effectiveness of the allocation, utilization and management of the DOD civilian work force; to determine policies, programs and plans for more efficient, economical and effective management and use of the DOD cilivian work force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes and disks; computer paper printouts; source documents

**Retrievability:** Information accessed and retrived by SSAN, attribute or characteristic

Individual user codes and passwords required to access information stored in computer

**Safeguards:** Building employs building guards. Computer stored data is kept in a secure computer facility and may be accessed only by authorized, properly trained personnel possessing access codes and passwords. Printouts, source documents and reports are accessible only to authorized, cleared personnel.

**Retention and disposal:** Computer stored data is permanent. Printouts, source documents and reports are regularly screened and destroyed when purpose is served.

**System manager(s) and address:** Assistant Secretary of Defense (Program Analysis and Evaluation), Room 2D321, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

OASD(PA&E), Manpower Resources Division
Room 2D312
The Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/697-0063

**Record access procedures:** Requests from individuals should be addressed to: OASD(PA&E), Manpower Resources Division, Room 2D312, The Pentagon, Washington, D.C. 20301

Written requests must contain the full name of the individual, SSAN, current employer, and telephone number. Visitors must be able to provide acceptable identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civil Service Commission and components of the Department of Defense

**Systems exempted from certain provisions of the act:** None

**DPA&E 02**

**System name:** Administrative Files for Office of the Assistant Secretary of Defense for PA&E

**System location:** Office of the Assistant Secretary of Defense (Program Analysis and Evaluation), The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All current and former military and civilian personnel employed by or assigned to PA&E since 1965

Current and some past applicants or prospects for civilian or military jobs
Some contractor personnel
Other DoD or outside personnel currently or previously assigned, or under consideration, to provide support or work with PA&E

**Categories of records in the system:** System contains individual application forms; biographical data; employment history; professional and military experience; schooling and academic records; performance effectiveness data; honors, awards and decorations; security forms; security clearances; security violations publications; training and career development information; telephone rosters; certain financial interest and medical history data; information used to evaluate individuals for employment, promotion, reassignment, training, retention and awards; job descriptions; letters of commendation or appreciation; earnings and leave statements; overtime pay records; travel orders; certain travel vouchers; retirement application papers; tenure data; next employment information; savings bond and combined federal campaign (CFC) data (current year only); and miscellaneous personnel and administrative data of like nature

**Authority for maintenance of the system:** 10 U.S.C. Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** OASD(PA&E) - To evaluate current and prospective employees; to locate former personnel and prospects; to analyze professional staff background; to make decisions on hiring, promotion, training, awards, or disciplinary actions; to make comparative analyses of personnel data such as turnover rates, awards, academic degrees, average age, travel, and overtime; to determine level of security access permissible; to evaluate conformance with standards of conduct rules; to evaluate contractor capabilities; to provide information on current or former personnel to authorized investigators and potential outside employers; to make campaign reports; to evaluate effectiveness of PA&E personnel operations; to input selected data to computer systems; to perform computer analyses of the data; and to prepare reports, rosters and statistical data

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

Biography book
Computer disks
Computer paper printouts
Charts

**Retrievability:** Information accessed by last name of individual

Individual user codes and passwords required to access information stored in computer

**Safeguards:** Building employs security guards

Sensitive manually stored data kept in locked cabinets or safes and may be accessed only by authorized personnel
Computer stored data is kept in a secure computer facility and may be accessed only by authorized, properly trained personnel who have access codes and passwords

**Retention and disposal:** Records on current and former personnel and permanent. Travel orders, overtime authorizations and similar fiscal records are kept for three years. Applicant files are screened



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about one a year and information outdated or no longer needed is destroyed. Campaign data for other than current year is destroyed annually.

**System manager(s) and address:** Assistant Secretary of Defense (Program Analysis and Evaluation), Room 2D321, The Pentagon, Washington, D.C. 20301

**Notification procedure:** Information may be obtained from:

OASD(PA&E), Assistant for Management
Room 2D321
The Pentagon
Washington, D.C. 20301
Telephone: Area Code 202/697-9189

**Record access procedures:** Requests from individuals should be addressed to: OASD(PA&E), Assistant for Management, Room 2D321, The Pentagon, Washington, D.C. 20301

Written request must contain full name and identification of the individual. Visitors may be required to provide identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Current and previous employers, instructors, associates and contacts; DoD civilian and military personnel offices; DoD security offices; DOD payroll, travel and fiscal offices; Civil Service Commission; contractors; Air Force Data Services Center; PA&E personnel; educational institutions; financial institutions

**Systems exempted from certain provisions of the act:** Information to the extent that disclosure of such material would reveal the identity of a source who furnished information under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of the Privacy Act, under an implied promise that the identity of the source would be held in confidence, is exempt in accordance with subsection (k)(5) of the Act

**DSMS-01**

**System name:** DSMS Personnel Information Files

**System . location:** Administration/Personnel Division, Defense Systems Management School, Ft. Belvoir, Va. 22060

Computer Systems and Simulations Department, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060

**Categories of individuals covered by the system:** Military and civilian personnel assigned or attached to the Defense Systems Management School.

**Categories of records in the system:** Data includes summary of occupational experience, education, training, security clearance, home address, home telephone number, dependent status, awards and decorations, promotion status, pay status.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5260.55, Subject: Defense Systems Management School.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisory officials to obtain information on which to base decisions.

Assigned Personnel Management Technicians for accomplishment of records maintenance and personnel services to individuals assigned and attached.

For publication of biographical data booklets, personnel rosters, telephone directories, and organizational charts by the Administrative Officer.

Information from records contained in the system may be provided to any component of the Department of Defense.

Disclosure to law enforcement or investigative authorities for investigations and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Primary files are paper records in file folders and punched cards.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building is locked during non-business hours.

File storage is in locked file cabinets. Only authorized personnel have access to files.

**Retention and disposal:** Files are retained for one year after individual transfers, separates or retires; then are destroyed.

**System manager(s) and address:** Chief, Administration/Personnel Divison, Defense Systems Management School, Ft. Belvoir, VA 22060

**Notification procedure:** Information may be obtained from SYSMANAGER, telephone: Area Code: 703/664-3118.

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060

Written requests for information should contain the full name, current address of the individual.

For personal visits, the individual must provide acceptable identification, such as ID card or driver's license.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060

**Record source categories:** Data is obtained from the individual, from official personnel folders (201 Files), from SF 171 and from supervisory officials.

**Systems exempted from certain provisions of the act:** None

**DSMS-02**

**System name:** DSMS Student Files

**System location:** Office of the Registrar, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060

**Categories of individuals covered by the system:** All current, former and nominated students of the Defense Systems Management School (DSMS).

**Categories of records in the system:** Data includes name, dependent data, SSAN, career brief application form, security clearance. college transcripts, correspondence, DSMS grades, instructor and advisor evaluations, education reports, official orders, current address, and individual's photograph.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5160.55, subject: Defense Systems Management School.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to provide for the administration of and a record of academic performance of current, former and nominated students.

Used by school officials to verify attendance and grades; to select instructors; to make decisions to admit students to programs and to release students from programs; to serve as basis for studies to determine improved criteria for selecting students; to develop statistics relating to duty assignments and qualifications.

Preparation by the Registrar of locator directories of current and former students which are disseminated to students, former students and other appropriate individuals and agencies for purpose of administration.

Preparation by school officials of student biographical booklets, student rosters, and press releases of student graduations.

Information contained may be reported to any agency of the Department of Defense having an official requirement for the information.

Records may be disclosed to law enforcement or investigatory authorities for investigations and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Files are sequenced alphabetically by last name by class and course. Locator cards are filed alphabetically in two categories: active students (by course) and former students.

**Safeguards:** Records are maintained in locked cabinets, in an area accessible only to authorized personnel. Building is locked during non-business hours.

Only individuals designated as having a need for access to files by the System Manager are authorized access to information in the files.

**Retention and disposal:** Permanent

**System manager(s) and address:** Registrar, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060

**Notification procedure:** Information can be obtained from SYSMANAGER, Telephone: Area Code 703/664-5220

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060

Written requests for information should contain the full name, current address and telephone number, and course and class of individual.

For personal visits, the individual must provide acceptable identification, such as ID ard or driver's license.





**Contesting record procedures:** The rules for contesting and appealing initial determinations may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Plans Division, Bldg. 202, Ft. Belvoir,VA 22060

**Record source categories:** Information is provided by the individual, supervisors, employers, instructors, advisors, examinations, and official military records.

**Systems exempted from certain provisions of the act:** NONE.

**DSMS-03**

**System name:** DSMS Track Record System

**System location:** Primary Location - Computer Sciences Corporation, Information Network Division, 650 North Sepulveda Blvd, El Segundo, CA 90245

Hard copy back-up files and punched card back-up files located in Computer Systems and Simulation Department, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060

**Categories of individuals covered by the system:** All current and former students of the Defense Systems Management School (DSMS)

**Categories of records in the system:** Files contain name, SSAN, marital status, sex, date of birth, nickname, professional society membership, spouse's name, children's names, accompanied status, years of service, promotion history, job or assignment history, current years of service, promotion history, job or assignment history, current assignment code, military or civilian occupational code, DSMS assignment status, security clearance, current business telephone numbers, retirement status, educational history, class at DSMS, GPA, functional course grades, graduation status, individual survey responses, awards and recognition.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5160.55, Subject; Defense Systems Management School

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of the system are to assemble career information on current and former students of DSMS in order to provide data to enable DSMS to monitor utilization of former students; to enable DSMS to perform research to assist in refinement of student selection criteria; to provide a data base to research for the improvement of program management; to provide a system for generating student transcripts; and to provide a data base for the DSMS Mailing List System, student and graduate registers.

The Defense Systems Management School - used in assessing incoming student experience and educational levels; to produce student registers; to monitor utilization of former students by DOD Components; to verify and consolidate measures of student performance, to produce student transcripts which may be required by former students in her/his later educational process; to perform research into the success of former students; to provide input into the DSMS Mailing List System in order to mail surveys, newsletters and other items of interest to former students including graduate registers; to perform research to improve program management.

Computer Sciences Corporation - mounts tapes and disc packs which contain files and operates the system; does not maintain the system.

Individual records in a system of records might be transferred to any component of the Department of Defense (except GPA, functional course grades and individual survey responses).

Individual records of civilian industry students or former students might be transferred to the corporation sponsoring the individual (except GPA, functional course grades and individual survey responses).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Primary file is magnetic disc.

Back-up files are magnetic computer tape and punched cards.

Hard copy back-up files are paper records in file folders.

**Retrievability:** Files are sequenced by Social Security Account Number

**Safeguards:** Primary location is a controlled access area.

Operator personnel are screened and cleared in accordance with Government Services Administration contract procedures.

Access to magnetic disc and computer tapes requires computer phone number, user ID, password and project code which are only accessible to personnel authorized by the System Manager.

Back-up file storage is in a building which is locked during non-business hours and is located on a military installation.

Only individuals designated as having a need for access to files by the Systems Manager are authorized access to information in the files.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Director, Department of Plans and Programs, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060

**Notification procedure:** Information may be obtained from SYSMANAGER, Telephone: Area Code 703/664-2017.

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060.

Written requests for information should contain the full name of the individual, SSAN, current address and telephone number.

For personal visits, the individual must contact the Chief, Programs Division, Department of Plans and Programs, Bldg. 202, Ft. Belvoir, VA 22060 and provide acceptable identification, such as, military or other ID card, driver's license.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060.

**Record source categories:** Information is provided by the individual, employer, staff and faculty of DSMS, each DOD Component and the U. S. Civil Service Commission (including their automated personnel systems).

**Systems exempted from certain provisions of the act:** None

**DSMS-04**

**System name:** DSMS Academic Analysis System

**System location:** Primary Location-Office of the Commandant, Defense Systems Management School (DSMS), Fort Belvoir, VA 22060

Back-up Data File-Dept of Computer Systems and Simulation, Defense Systems Management School, Fort Belvoir, VA 22060

**Categories of individuals covered by the system:** All current and former Program Management Course (PMC) students and participants in DSMS Cooperative Graduate Programs.

**Categories of records in the system:** File contains individual's name, SSAN, sex, date of birth, service affiliation, affiliation status, years of service, promotion history, job or assignment history, current assignment code, military or civilian occupation code, educational history, class at DSMS, DSMS class standing, DSMS grade point average, DSMS functional course grades, gruaduation status, pre and post test scores, Miller Analogies Test scores, Grduate Record Exam scores, individual survey responses, and course enrollment data and course grades in DSMS Cooperative Graduate Programs.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5160.55, Subject: Defense Systems Management School.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of this system are: To provide a research data base for improvement of the PMC academic program and its integration with DSMS Cooperative Graduate Programs, to provide a research data base for evaluating the quality and performance of current and former PMC students as well as DSMS Cooperative Graduate Program participants, and to facilitate administration of DSMS Cooperative Graduate Programs.

DSMS Officials designated by the Commandant-Used to determine areas for improvement of the PMC academic program and its integration with DSMS Cooperative Graduate Programs; used to evaluate the quality and performance of current and former PMC students as well as participants in DSMS Cooperative Graduate Programs; used to administer DSMS Cooperative Graduate Programs; used for monitoring participation in DSMS Cooperative Graduate Programs and for counseling PMC students regarding participation; used to furnish DSMS Cooperative Graudate Program enrollment data for PMC student academic evaluation reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Primary file is paper records in file folders.

Back-up data file is punched cards.

**Retrievability:** Filed by class alphabetically by last name of PMC student and participant in Cooperative Graduate Programs.

**Safeguards:** Primary file is in a locked cabinet.

Back-up data file is in a building which is locked during non-business hours and is located on a military installation.



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Only individuals designated as having a need for access to files by the Systems Manager are authorized access to information in the files.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Commandant, Defense Systems Management School, Bldg. 202, Fort Belvoir, VA 22060.

**Notification procedure:** Information may be obtained from SYSMANAGER, Telephone: Area Code 703/664-2017.

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Fort Belvoir, VA 22060

Written requests for information should contain the full name of the individual, SSAN, current address and telephone number.

For personal visits, the individual must contact the Chief, Programs Division, Department of Plans and Programs, Bldg. 202, Fort Belvoir, VA 22060 and provide some acceptable identification, such as military or other identification card, driver's license.

**Contesting record procedures:** The rules for contesting contents and appealing initial determination may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Fort Belvoir, VA 22060

**Record source categories:** Information is provided by the individual, staff and faculty of DSMS, each DOD Component and the U. S. Civil Service Commission (including their automated personnel systems), educational institutions and testing services.

**Systems exempted from certain provisions of the act:** None

**DSMS-05**

**System name:** Biographical Record System

**System location:** Program Manager Biographies-Department of Plans and Programs, Defense Systems Management School.

Board of Visitor Biographies, Department of Plans and Programs, Defense Systems Management School.

Program Management Course Guest Lecturer Biographies-Department of Intermediate Management Courses, Defense Systems Management School.

Executive Course Guest Lecturer Biographies-Department of Executive Management Courses, Defense Systems Management School.

**Categories of individuals covered by the system:** Key govermental officials.

Guest Lecturers at the Defense Systems Management School.

Present and past members of the Board of Visitors and Policy Guidance Council.

**Categories of records in the system:** Files contain official biographic data, such as: individual's position, title, current business affiliation, record of past experience and education, awards and honors, memberships, addresses, phone numbers, photographs, etc.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5160.55, Subject: Defense Systems Management School.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to provide information for selection and introduction of guest lecturers and to perform research.

Department of Plans and Programs-To develop statistical data on Department of Defense Program Management Offices; to present data to Policy Guidance Council to determine worthiness of nominees to serve on Board of Visitors.

Department of Intermediate Management Courses-To provide the credentials of guest lecturer to the students prior to the presentation.

Department of Executive Management Courses-To present the credentials of guest lecturer to the students prior to the presentation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last names, except program manager/deputy program manager files which are filed by organization titles.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Permanent

**System manager(s) and address:** Director, Department of Plans and Programs, Defense Systems Management School, Fort Belvoir, VA 22060.

**Notification procedure:** Information may be obtained from SYSMANAGER, Telephone: Area Code 703/664-2017.

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060.

Written requests for information should contain full name of the individual, current position and affiliation.

Visits are limited to the departments at the school where the information is filed. For personal visits, the individual must provide acceptable identification.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060.

**Record source categories:** Key official data from official Governmental files.

Board of Visitors nominee data from Policy Guidance Council members, present Board of Visitors members, DSMS Commandant and 'Who's Who.'

Guest Lecturer data from guest lecturers themselves, from their offices, or from Agency Public Affairs Offices.

**Systems exempted from certain provisions of the act:** None

**DSMS-06**

**System name:** DSMS Mailing List

**System location:** Primary location-Computer Sciences Corporation, Information Network Division, 650 North Sepulveda Blvd., El Segundo, CA 90245

Hard copy back-up files and punched card back-up files located in Computer Systems and Simulation Department, Defense Systems Management School, Building 202, Fort Belvoir, VA 22060

**Categories of individuals covered by the system:** All former students of the Defense Systems Management School (DSMS); members of the DSMS Policy Guidance Council and Board of Visitors; program mangers associated with defense systems acquisition programs; key acquisition managers throughout DOD; former staff and faculty members of the DSMS and individuals desiring to be included in the system.

**Categories of records in the system:** File contains Name, SSAN, Class at DSMS, job code, mailing address, rank or grade, position and professional title and affiliation.

**Authority for maintenance of the system:** 10 USC 136 and DOD Directive 5160.55, Subject: Defense Systems Management School.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to provide a mailing list for distribution of newsletters, surveys, graduate registers and other information relating to acquisition management which is of interest to individuals included in the system.

DSMS - Use to desseminate newsletters, surveys, graduate registers and other information relating to acquisition management which is of interest to individuals on the DSMS mailing list; to prepare registers of former graduates; to prepare lists of DOD Program Managers.

Computer Science Corporation - Mounts tapes and disc packs which contain files and operates the system; does not maintain the system.

Any individual records in a system of records might be transferred to any component of the Department of Defense or other Government Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Primary file is magnetic disc.

Back-up files are magnetic computer tape and punched cards.

Hard copy back-up files are paper records in file folders.

**Retrievability:** Files are retrievable by name, SSAN, class, job code and zip code.

**Safeguards:** Primary location is a controlled access area.

Operator personnel are screened and cleared in accordance with Government Services Administration contract procedures.

Access to magnetic disc and computer tapes requires computer phone number, user ID, password and project code which are only accessible to personnel authorized by the System Manager.

Back-up file storage is in a building which is locked during nonbusiness hours and is located on a military installation.

Only individuals designated as having a need for access to files by the Systems Manager are authorized access to information in the files.

**Retention and disposal:** Records are permanent.





**System manager(s) and address:** Director, Department of Plans and Programs, Defense Systems Management School, Bldg. 202, Ft. Belvoir, VA 22060.

**Notification procedure:** Information may be obtained from SYSMANAGER, Telephone: Area Code 703/664-2017.

**Record access procedures:** Requests from individuals should be addressed to: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060.

Written requests for information should contain the full name of the individual, SSAN, current address and telephone number.

For personal visits, the individual must contact the Chief, Programs Division, Department of Plans and Programs, Bldg. 202, Ft. Belvoir, VA 22060 and provide acceptable identification, such as, military or other ID card, driver's license.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from: Commandant, Defense Systems Management School, ATTN: Chief, Programs Division, Bldg. 202, Ft. Belvoir, VA 22060

**Record source categories:** Information is provided by the individual, employer, staff and faculty of DSMS, each DOD Component and the U. S. Civil Service Commission (including their automated personnel systems).

**Systems exempted from certain provisions of the act:** None

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**E ARPA 001**

**System name:** Travel File

**System location:** Administrative Services, ARPA

**Categories of individuals covered by the system:** All ARPA employees military and civilian who make one or more TDY trips for ARPA. Selected government employees who visit ARPA on official business at ARPA expense and certain nongovernment personnel traveling on Invitational Travel Orders for ARPA.

**Categories of records in the system:** Traveler's name, order number, order date, office, days authorized, travel date, estimated cost, remarks, origin, date travel voucher submitted to Finance, date returned from Finance, total cost, destination, estimated miles (rental car), actual miles (rental car), car cost, government transportation request (GTR), GTR date, and airlines ticket costs.

**Authority for maintenance of the system:** 5 USC 301; Department of Defense Directive No. 5105.41, dated March 23, 1972, establishing ARPA as a separate Agency of the Department of Defense under the direction, authority, and control of the Secretary of Defense.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Primarily for internal management administrative, and budgetary needs. Director and Deputy Director, ARPA Staff Assistants, all Project Officers, and Personnel & Administrative Officers. Provides daily, weekly and monthly status reports to top management and all Project Directors concerning status of travel funds, locations of travel, frequency of travel, per diem costs, transportation costs, number of days in travel, and various other matters regarding travel of personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper print outs, paper records and correspondence in file folders, also, magnetic disk.

**Retrievability:** Accessed by last name, by office, or by any of the data fields listed in Record Category.

**Safeguards:** Paper copies are maintained in areas accessible only to authorized personnel. Building employes security guards. File access is available to authorized personnel who have been assigned system pass words.

**Retention and disposal:** Paper files will be destroyed by burning or pulping after audit or 3 years whichever occurs first. There are no plans to retire or destroy ADP files.

**System manager(s) and address:** Director Administrative Services, ARPA, 1400 Wilson Blvd., Arlington, Va. 22209

**Notification procedure:** Information may be obtained from

Director, Administrative Services
Room 605, Architect Bldg
1400 Wilson Blvd
Arlington, VA 22209
Telephone: Area Code 202 - 694-3998

**Record access procedures:** Requests from individuals should be addressed to: Director, Administrative Services, ARPA, 1400 Wilson Blvd., Arlington, VA 22209.

Written requests for information should contain the full name of the individual, the period for which the information is required and specific categories of information required.

For personal visits, the individual should be able to provide DoD Identification Card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determination may be obtained from the SYSMANAGER.

**Record source categories:** ARPA Special Orders (TDY, Invitational, PCS, etc.,) Travel Vouchers as submitted by travellers and as returned by the local finance offices.

**Systems exempted from certain provisions of the act:** NONE

**E ARPA 002**

**System name:** Biographical Sketch

**System location:** Administrative Office, ARPA

**Categories of individuals covered by the system:** All ARPA current employees, military and civilian.

**Categories of records in the system:** Biographical sketch contains name, place of birth, DoB, home address, home phone; SCD, ARPA reporting date, ARPA project office, room no., office phone, position title and grade; experience; education, degree/year and field; membership in professional societies/committees; awards or special achievements; professional or technical papers published, including dates; future training desired; spouse's name; names and ages of children; hobbies; remarks. Additional data for military personnel includes temporary rank/ grade, permanent rank/grade; professional training received within past three years, current thoughts regarding future service assignments.

**Authority for maintenance of the system:** 5USC301; DoD Directive No. 5105.41, dated March 23, 1972, establishing ARPA as a separate agency of the DoD under the direction, authority and control of the Secretary of Defense.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To update management with a concise sketch of ARPA emplyees, when needed for award ceremonies or interviews.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Biographical sketches are in employee's file folder.

**Retrievablity:** Accessed by last name

**Safeguards:** Combination locked file cabinets. Material is maintained in areas accessible only to authorized personnel. Building employs security guards.



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**Retention and disposal:** Records are maintained while employee is with ARPA; records are destroyed by burning 2 years after employee has left ARPA.

**System manager(s) and address:** Administrative Officer, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

**Notification procedure:** Information may be obtained from

Administrative Officer, ARPA
Room 827
1400 Wilson Blvd.
Arlington, VA 22209
Telephone: Area Code 202 - 694-3236

**Record access procedures:** Requests from individuals should be addressed to: Administrative Office, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

Written requests for information should contain the full name of the individual his project office, and period employed in ARPA.

For personal visits, the individual first needs to identify himself as an ARPA employee.

**Contesting record procedures:** ARPA's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Administrative Officer, ARPA.

**Record source categories:** Information is provided by individuals concerned.

**Systems exempted from certain provisions of the act:** None

**E ARPA 003**

**System name:** ARPA Basic File

**System location:** Defense Advanced Research Projects Agency, 1400 Wilson Blvd., Arlington, VA 22209

**Categories of individuals covered by the system:** Individuals specified in a contractor's technical report or contract as being principal investigator for the tasks performed for ARPA.

**Categories of records in the system:** File contains funding, contractual and reporting history for all ARPA contractors.

**Authority for maintenance of the system:** 5USC301; DoD Directive No. 5105.41, dated March 23, 1972, establishing ARPA as a separate agency of the DoD under the direction, authority and control of the Secretary of Defense.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ARPA staff and selected ARPA contracting agents - to obtain funding, contractual and reporting status of ARPA contractors; to determine funding requirements and identify contracts in need of renewal; to determine contractor's responsiveness to reporting requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic disks

**Retrievability:** Accessed by name of contractor, contract number or word search. Index of field names is required for retrieval.

**Safeguards:** File access is available only to authorized ARPA personnel and selected ARPA contracting agents who have been assigned system passwords. Passwords are created as random character strings generated by a special computer program. The disks are stored in an area accessible only to authorized personnel. Building employs security guards.

**Retention and disposal:** Records are permanent. They are retained in active status until the end of the fiscal year in which contract expires. They are then designated as completed work but remain on the working disk.

**System manager(s) and address:** Director, Program Management, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

**Notification procedure:** Information may be obtained from:

Director, Program Management
Room 813
Architect Bldg.
1400 Wilson Blvd.
Arlington, Va. 22209
Telephone: Area Code 202 - 694-1440

**Record access procedures:** Request from individuals should be addressed to: Director, Program Management, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

Written requests for information should contain the full name of the individual, and the company associated with currently or previously.

For personal visits, the individual should be able to provide some acceptable identification, such as driver's license, credit card, or employing company's identification card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** ARPA Orders and related summary sheets; contracts and contract modification documents; contractors' technical reports; Letters of Acceptance of ARPA Orders and ARPA Monthly Financial Reports (Form DD 1058); from ARPA Contracting agents; change sheets submitted by ARPA Program Management Officers.

**Systems exempted from certain provisions of the act:** NONE

**E ARPA 004**

**System name:** ARPA Personnel

**System location:** Defense Advanced Research Projects Agency, 1400 Wilson Blvd., Arlington, VA 22209

**Categories of individuals covered by the system:** Current and former ARPA employees, civilian and military, consultants and part-time employees.

**Categories of records in the system:** File contains individuals Bio Data: Name, Prename, DOB, Age, Education; Classif Data: Job Series, Jot Title, Pos Des Nr., Salary; Grade Data: Grade Type, Grade, Step, ARPA Promotion, Last WGI, Next WGI; Civ Ser Data: SCD, Yrs. Govt; ARPA Data: Project, Civilian-Military-Professional-Support, Proj. No., EOD ARPA, Left ARPA, Yrs. ARPA; Mil. Data: Rank, Service, Reassgn Due, Slot Rank, ARPA Award, Date of Rank, Pos Des; Review Data: Clearance, Current office assignment data, Eligibility for Retirement; Remarks; Mailing Data: Title, Name, Spouse Name, Street, City, State, Zip, Home Phone; Office Data: Name, Office Phone, Room, Div.

**Authority for maintenance of the system:** 5USC 301; Department of Defense Directive No. 5105.41, dated March 23, 1972, establishing ARPA as a separate Agency of the Department of Defense under the direction, authority, and control of the Secretary of Defense.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mainly for internal managerial and administrative needs. Director and Deputy Director, ARPA, Administrative Officer, Staff Assistant, Administrative Office, and Systems analysts have access to complete file. Information in different combinations is used for monthly manpower counts, staffing balance for civilian vs. military, professional vs. clerical; grade and salary count. Individual organizational configuration only is available to appropriate Office Director for their managerial needs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic disk, computer paper print outs, paper records and correspondence in file folders.

**Retrievability:** Data is retrievable by last name as well as by any of the data fields listed in RECORD CATEGORY

**Safeguards:** Access to total file limited by password; building employs security guards. Files are maintained in combination locked files and in areas accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Files are permanent. There are no plans to retire or destroy ADP files. Paper files are destroyed by burning 2 years after employee has left ARPA.

**System manager(s) and address:** Administrative Officer, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

**Notification procedure:** Information may be obtained from:

Administrative Officer
Room 827
Architect Bldg.
1400 Wilson Blvd.
Arlington, VA 22209
Telephone: Area Code 202 - 694-3236

**Record access procedures:** Requests from individuals should be addressed to: Administrative Officer, ARPA, 1400 Wilson Blvd., Arlington, VA 22209

Written requests for information should contain the full name of the individual, the ARPA office assigned to currently or previously, and the period of employment with ARPA.

For personal visits, the individual should be able to provide some acceptable identification, such as ARPA pass, DoD pass, or verbal information that could be verified in his file.





**Contesting record procedures:** ARPA's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Administrative Officer, ARPA.

**Record source categories:** Information is gathered from SF 171, SF 50, DD 2515, Optional Form 8, OSD Military staffing plan and roster, military award forms.

**Systems exempted from certain provisions of the act:** NONE

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**F00401 05HCHLA**

**System name:** 00401 05HCHLA For Cause Separations of Personnel with Duty and Travel Restrictions (FCS/DTR)

**System location:** Directorate of Security and Communications Management, Air Force Intelligence Service (AFIS), Pentagon, Washington DC 20330; Directorate of Security Police, Hq United States Air Force Security Service, San Antonio, Texas 78243; Office of Administrative Assistant to the Secretary of the Air Force, Pentagon, Washington DC 20330

**Categories of individuals covered by the system:** All personnel who are under current duty and travel restrictions who are being considered for separation from service for either punitive or administrative (nonvoluntary) reason

**Categories of records in the system:** Initial submission and recommendations of the Air Force Major Command (MAJCOM) or Separate Operating Agency (SOA) concerned and all supporting documents for the proposed action; AFIS Directorate of Security and Communication Management recommendations for disposition to the Assistant Chief of Staff for Intelligence Hq, US Air Force; if applicable, decisions and correspondence from Administrative Assistant to the Secretary of the Air Force

**Authority for maintenance of the system:** Title 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by designated, responsible Air Force intelligence officials to recommend/ determine propriety of proposed action in light of individual's duty and travel restriction; substantive information is provided to responsible individual in the Secretary of the Air Force organization to assist in determining a final decision in some instances; copies maintained by Secretary of the Air Force organizations are used to evaluate the effectiveness of the program, to determine consistency of decisions and decision trends, and to provide program guidance to the System Manager

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
And grade/rank

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in security file containers/cabinets.
Records are stored in vaults.

**Retention and disposal:** Records maintained in active status until final disposition of each separate file. After final disposition of the case the record is placed in inactive status for five years and then destroyed. File copies maintained in the Secretary of the Air Force organization are destroyed after 4 years Destruction is by pulping, burning, or shredding.

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

The Director of Security and Communications Management, Air Force Intelligence Service, Pentagon, Washington DC 20330 is designated to act in the name of the Assistant Chief of Staff for Intelligence, Hq US Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Unclassified portions of file available upon request. Request must include full name, grade (where applicable), social security account number, date and place of birth, organization/activity to which assigned/employed at time of proposed For Cause Separation. Visits may be made to office of System Manager Individuals not authorized access to Pentagon working areas should contact System Manager by mail beforehand. Include all above information in letter.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's Personnel records and MAJCOM/SOA Commander's proposal and recommendations with all supporting documents

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F00401 05HCHLB**

**System name:** 00401 05HCHLB Sensitive Compartmented Information (SCI) Personnel Security Records (PSR)

**System location:** Personnel Security Division, Directorate of Security and Communications Management, Air Force Intelligence Service, Pentagon, Washington DC 20330 Records for personnel assigned Air Force Security Service are located with Directorate of Security Police, Air Force Security Service, Kelly Air Force Base, Texas 78243. Records for personnel assigned to Air Force Communications Service are located with Office of the Inspector General, Air Force Communications Service, Richards-Gebaur AFB, Missouri 64030. Records for personnel assigned to Air Weather Service are located with Directorate of Special Projects, Control Division, Air Weather Service, Scott Air Force Base, Illinois 62225

**Categories of individuals covered by the system:** Air Force personnel, civil service employees, and contractor personnel with current access to SCI or who have had such access within past 5 years except Air Force personnel assigned to Central Intelligence Agency, Office of the Secretary of Defense/Defense Agencies, Office of the Joint Chiefs of Staff, and the National Security Agency

**Categories of records in the system:** Statements of Personal History and allied papers prepared or submitted by individuals; Personnel Background Investigations; Statements by Commanders, Supervisors, Medical, Legal, and Security Officials, and related correspondence; Access Adjudication Records; Indoctrination Oaths; Termination Oaths; routine records/correspondence pertaining to access status or changes in status

**Authority for maintenance of the system:** Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by designated, responsible Air Force officials to recommend/determine eligibility for access to SCI. Used to verify an individual's status with respect to



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SCI access or eligibility for such access, only the 'fact of' an individual's eligibility/noneligibility for SCI access is furnished to other authorized government agencies/activities and only upon request. To answer official inquiries involving an individual's eligibility/noneligibility for access to SCI, substantive information is released to responsible officials in the Air Force Inspector General Organizations, or higher Air Force authority, and to members of Congress. Used internally to determine personnel security trends and to attempt to determine causes for security deviations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
And grade or rank

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in security file containers/cabinets.
Records are stored in vaults.

**Retention and disposal:** Active records maintained as long as an individual is authorized access to SCI. Upon termination of access record is placed in inactive status where it is retained for 5 years and then destroyed unless sooner returned to active status. Destruction is by burning or shredding

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

The Director of Security and Communications Management, Air Force Intelligence Service, The Pentagon, Wash DC 20330 is designated to act in the name of the Assistant Chief of Staff/Intelligence, Hq, United States Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Unclassified portions of file available upon request. Include full name, grade (where applicable), social security account number, date and place of birth, organization/activity to which assigned/employed at time of SCI access. Visits may be made to office of System Manager. Individuals not authorized access to Pentagon working area should contact System Manager by mail beforehand. Include all above information in letter.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Background Investigations conducted by Defense Investigative Service and/or Air Force Office of Special Investigations; Statement of Commanders, Supervisors, and medical, legal and security officials; records of adjudication processes.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01001 AA A**

**System name:** 01001 AA A Official Biographies. Office of the Secretary of the Air Force

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Statutory appointees and other key civilian and military personnel assigned to the Office, Secretary of the Air Force

**Categories of records in the system:** Biographies of statutory appointees and other key civilian and military personnel currently and/or formerly assigned to the Office Secretary of the Air Force.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Biographies are prepared to support the Air Force policy to keep its members and the public informed about the Air Force and its leaders and are distributed throughout the Air Force. In their final form the biographies are considered published, 'public domain' material and may be released to any requester on an 'as needed' or 'as requested' basis. Biographies may be used as resource documents to provide reference on education, career progression and presented awards for staff visits, introductory remarks when these key personnel are guest speakers at civic functions or in preparing other public information. Copies of biographies are on file in the Management Division, Office Administrative Assistant to the Secretary of the Air Force, The Pentagon, Washington, D.C. 20330.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force, The Pentagon, Wash., D.C. 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 CVAE A**

**System name:** 01001 CVAE A Secretary of the Air Force Historical Records

**System location:** At Washington National Records Center, Washington DC 20409.

Modern Military Branch, Military Archives Division, National Archives and Records Service, Washington DC 20408.

**Categories of individuals covered by the system:** Employees and former employees of the Secretary of the Air Force, and anyone who has corresponded with the Secretary of the Air Force.

**Categories of records in the system:** Secretary of the Air Force correspondence files covering calendar years 1947 through March, 1972, most of which does not contain personal information.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for research by Air Force Historian, other government agencies and private institutions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Dewey Decimal System.

**Safeguards:** Access by direction of the Secretary of the Air Force only.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Staff, Headquarters United States Air Force, Washington, D.C. 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from a corporation.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01001 DAYYT A**

**System name:** 01001 DAYYT A Unusual and Incoherent Translation Material

**System location:** Translation and Abbreviations Section, Directorate of Administration

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** The category of individuals covered by the system includes individuals residing in the United States (aliens or United States citizens) or foreign nationals who have addressed correspondence regularly over a period of years to the Department of Defense, or to specific persons such as Secretary of the Air Force, or Secretary of Defense and so forth.

**Categories of records in the system:** Complete or Summary translations of letters, articles, and documents.

**Authority for maintenance of the system:** Title 10 United States Code Section 8034.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Translations of previous correspondence aid Translation and Abbreviations Section personnel in translating or summarizing similar correspondence when it is received.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are controlled by personnel screening.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Translation and Abbreviations Section, Directorate of Administration, Headquarters United States Air Force, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

The individual must furnish full name and address. The individual may visit the Translation and Abbreviations Section of the Directorate of Administration at Headquarters United States Air Force, Washington DC 20330. No identification is required to determine if the system contains records pertaining to a specific individual.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing address, Translation and Abbreviations Section, Directorate of Administration, Headquarters United States Air Force, Washington DC 20330

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is in the form of translated correspondence.

**Systems exempted from certain provisions of the act:** NONE

**F01001 HC A**

**System name:** 01001 HC A Chaplain Privileged Communication Files

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

In Private Files of Individual Chaplains on Air Force Installations

**Categories of individuals covered by the system:** Air Force Members, Their Dependents, and any other Persons who have Received Counseling of a Privileged Nature from the Chaplain Maintaining the File

**Categories of records in the system:** Memoranda of Counseling Sessions Between Chaplain and Counselee

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintained by the Chaplain for use in Counseling

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Access only by the Chaplain Maintaining the Individual File and the Counselee to whom the File Material Pertains.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.
Washington D.C. 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information Obtained from Individual Counselee

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCA**

**System name:** 01001 OBXQPCA Preparatory School Automated Grade Retrieval System

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Grade and College Board Test Information

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the system is to produce a machine run grade roster with all grades, GPA's, and highest college board test scores automatically figured on one printout for easy reference. The use of this system entails the use of feeding data automation equipment with grade and college board test scores on IBM cards. The end product is an error free product which shows grade info on each student. The information from this roster is copied off onto the Student Record Card for permanent file. The machine run roster is also furnished to the USAF Academy Registrar's Office when they are considering students for appointments to the USAF Academy. In addition, this roster also reflects the order of merit for each grade period which is also entered on the Student Record Cards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Preparatory School, US Air Force Academy CO 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Inputs furnished from the three Preparatory School departments: English, Math, and Military Training.

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCB**

**System name:** 01001 OBXQPCB Files of Nominations for Award

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Personal data on individual being recommended

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To be able to nominate a Senior Noncommissioned Officer, Noncommissioned Officer, or Airman of the Quarter or Year by the supervisor to the unit orderly room for evaluation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Access by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, US Air Force Academy, CO. 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Field Personnel Records and information from the Recommending Official.

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCC**

**System name:** 01001 OBXQPCC Commander's Patient Status Report (Cadet)

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Daily roster of Cadets hospitalized

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information collected for purpose of notifying concerned individuals of status of cadets hospitalized. Users include: Superintendent, Commandant of Cadets, Hospital Commander. Information used as follows: provide Superintendent daily report of number and status of Cadets hospitalized; provide Hospital Commander and staff daily report of status of Cadets hospitalized; provide Commandant and staff daily report of number and status of Cadets hospitalized; provide information to Air Officer Commanding so that they may notify parents as required when their son is hospitalized more than three days; concerned personnel can note trends in hospitilization in terms of numbers of cadets hospitalized, length of hospital stay, diagnosis nature of medical problems being treated.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, USAF Academy Hospital

**Notification procedure:** Requests should be addressed to the registrar, USAF Academy Hospital Cadet Liaison, and should include full name, and date of hospital admission.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCD**

**System name:** 01001 OBXQPCD Cadet Appointment System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Mandatory Non Academic Appointments

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To schedule cadets for mandatory non academic appointments during free periods.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets, United States Air Force Academy, CO 80405

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Master Semester Schedule Files

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCE**

**System name:** 01001 OBXQPCE Cadet Wing Movements

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Cadet Flight Manifest and Host Information at Temporary Duty destinations for Cadet movements away United States Air Force Academy

**Authority for maintenance of the system:** 10USC8012





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Establish and maintain control of cadet contingents away from USAF Academy

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

Retained in office files until training is completed and posted to applicable document, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of cadets

The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Trip Planning Worksheets

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCF**

**System name:** 01001 OBXQPCF Planning and Resource Management Information System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Limited to USAFA Data Automation Personnel Involved with Data Automation Development Projects

**Categories of records in the system:** Individual work schedules and individual workload forecast reports

**Authority for maintenance of the system:** 10 USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Individual Work Schedules are used to define work assignment and collect actual hours worked against planned estimated hours by development task for each individual expending hours against an automated data system development project. Individual workload forecasts are used to determine future (12 month) workload planned for each individual against pending projects.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

Maintained on microfiche.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Data Automation, United States Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 OBXQPCG**

**System name:** 01001 OBXQPCG Request for Enrollment, Part Time Professional Education Program

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** All military personnel applying for tuition assistance under the Part Time Professional Education Program Regulation.

**Categories of records in the system:** Requests for Enrollment, Part Time Professional Education Program

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine individuals requesting enrollment under the Part time Professional Education Program and amount of funds required for each.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Military personnel applying for tuition assistance under part time professional education program.

**Systems exempted from certain provisions of the act:** NONE

**F01001 REPX A**

**System name:** 01001 REPX A Inquiries (Presidential, Congressional)

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Personnel Division Office of Air Force Reserve (AF REPX)

**Categories of individuals covered by the system:** Air Force civilian employees.

Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Former Air Force Reserve Personnel.

**Categories of records in the system:** Individual inquiries, research material and replies

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reply to inquiries, Office of Secretary of Air Force, Air Reserve Personnel Center, HQ Air Force Reserve, reply to subsequent inquiries

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Air Force Reserve, Personnel Division, Headquarters USAF, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requests should include the full name and SSAN. Individuals may visit the Personnel Division. Office of the Air Force Reserve, Pentagon, Washington DC and should provide military identification card or driver's license as means of identification.



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**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 SAFPC A**

**System name:** 01001 SAFPC A Air Force Discharge Review Board Retain Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Former Air Force Personnel who submit applications for review of discharge/ separation/dismissal

**Categories of records in the system:** File contains copies of correspondence between applicant and Discharge Review Board; duplicates of summary of board proceedings and summary of applicant's military record; and miscellaneous control records.

**Authority for maintenance of the system:** 10 United States Code 1553

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Air Force Discharge Review Board as a temporary reference file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year from date of hearing and then destroyed by burning or shredding

**System manager(s) and address:** Director, Secretary of the Air Force Personnel Council, Washington, D.C. 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Written requests should contain the full name, service number and social security account number of the requestor. Personal visits may be made to room 920, Commonwealth Building, 1300 Wilson Blvd, Arlington, VA. Personal vistors must supply full name, service number, social security account number and some form of identification such as driver's license.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's military personnel record

**Systems exempted from certain provisions of the act:** NONE

**F01001 0CGBUZA**

**System name:** 01001 0CGBUZA Individual Weight Control File.

**System location:** At Air Force (AF) unit of assignment; servicing medical facility.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. ; Headquarters, Aerospace Defense Command/DPXTO, Ent AFB CO 80 912;

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132. .

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Who are enrolled in the Weight Control Program.

**Categories of records in the system:** File contains: individual weight control record; letters informing individual of overweight status, scheduling me dical evaluation, and documenting monthly medical progress; general military training record.

**Authority for maintenance of the system:** 10 U.S.C. 8074

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File purpose is to document a person's progress in Weight Contr ol program. Those authorized access to the file are the indivi dual, Unit Commander, Unit Weight Control Monitor, medical pers onnel, Major Command (MAJCOM) Monitor, CBPO and legal personnel on a need to know basis in performing offical duties. The file keeps individual informed of weight loss in attaining maximum all owable weight, provides history of weight loss and counseling, provides an input for medical determinations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

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**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Grade.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

File cabinets.

**Retention and disposal:** When a person achieves the desired weight standard, file is for warded to servicing medical facility to be included in individu als medical records.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

HQ ADC/DPXTO; Ent AFB CO 80912.

**Notification procedure:** Commander, Unit of Assignment. Inquiries on existence of a file should include full name, grade, SSAN, and should go to Unit of Assignment. Personal visit proof of identity requires posse ssion of Armed Forces Identification Card.

**Record access procedures:** Commander, Unit of Assignment

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. .

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

Information obtained from financial institutions. .

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP A**

**System name:** 01001 0J DP A Humanitarian/Permissive Reassignment Files

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P),Randolph Air Force Base, TX 78148 Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** ATC active duty personnel who apply for reassignment

**Categories of records in the system:** Individual military records containing active case data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to approve or disapprove action relative to reassignment actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.





**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP B**

**System name:** 01001 0J DP B Special Interest Assignment Files

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** Officer who are considered for assignment to ATC

**Categories of records in the system:** Individual military records containing special assignment interest data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to determine final assignment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by voice print identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP C**

**System name:** 01001 0J DP C Regular Air Force Appointment Program

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC active duty officers eligible for regular appointment

**Categories of records in the system:** Roster containing officer eligility data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses information to insure all eligible officers are considered for appointments

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP D**

**System name:** 01001 0J DP D Command Airman Promotion Eligibility Rosters

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC active duty Airman eligible for promotion

**Categories of records in the system:** Listing containing promotion eligibility data on each Airman

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses listing to insure all eligible Airmen are considered for promotion

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP E**

**System name:** 01001 0J DP E Airman Promotion Status File

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel (DCS/P) Randolph Air Force Base TX 78148. Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC active duty Airman

**Categories of records in the system:** Correspondence pertaining to promotion status

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P used to monitor corrective action

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.



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**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP F**

**System name:** 01001 0J DP F Drug Abuse Ledger

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All rated or flying training students who have drug abuse files

**Categories of records in the system:** Composite listing containing personnel drug status data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses ledger to Monitor drug related case actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP G**

**System name:** 01001 0J DP G Survival Training Elimination Messages

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC rated Officers eliminated from survival training

**Categories of records in the system:** Individual Files containing climination data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses files to monitor flying status

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP H**

**System name:** 01001 0J DP H Squadron Officer School(SOS) Eligibility Roster

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC officer personnel eligible for SOS

**Categories of records in the system:** Individual military records containing SOS eligibility data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to monitor SOS selection

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0J DP J**

**System name:** 01001 0J DP J Professional Military Educational(PME) Rosters

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) and Base Director of Personnel(DP) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC enlisted personnel eligible for PME training

**Categories of records in the system:** Individual military records containing PME information data

**Authority for maintenance of the system:** 44 USC 3101





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P and DP uses data to monitor and evaluate PME training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS-p Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0JDJDBA**

**System name:** 01001 0JDJDBA National Agency Check - Status

**System location:** Records unit, processing section, Consolidated Base Personnel, Chanute AFB, IL 61868

**Categories of individuals covered by the system:** Pipe-line student personnel stationed at Chanute AFB with incom plete National Agency Check

**Categories of records in the system:** Name, social security number, unit of assignment, and current NAC status

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify students with no complete security check

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Name and organization

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by persons(s) responsible for servicing the record system in performance of their official duties;

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Consolidated Base Personnel office, 3345 Air Base Group, Chanute AFB, IL 61868

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0JDJDBB**

**System name:** 01001 0JDJDBB Administrative Discharge Information Summary

**System location:** Quality Control Section, Consolidated Base Personnel Office, 3345 Air Base Group Chanute Air Force Base IL

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Personnel administatively discharged for cause at Chanute Air Force Base, IL

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To monitor and provide trend analysis on discharge actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** One year from date of discharge. Destroy by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Consolidated Base Personnel Office, 3345 Air Base Group, Chanute AFB, IL

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual military personnel records and completed discharge case

**Systems exempted from certain provisions of the act:** NONE

**F01001 0JEEPZA**

**System name:** 01001 0JEEPZA Assignment Preference Application Date;

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty permanent party officer; personnel

**Categories of records in the system:** Data relating to, 'Career Objective Statement.'

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine currency of career objective and assignment preference data, used by personnel officials and Officer Unit Career Advisors to validate currency of data and counsel individuals on career objectives

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Consolidated Base Personnel office, Columbus AFB MS

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0JMPLSA**

**System name:** 01001 0JMPLSA Instructor of the Month Records



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**System location:** At Officer Training School USAF at Lackland AFB TX 78236

**Categories of individuals covered by the system:** All instructors nominated for Instructor of the Month

**Categories of records in the system:** Narrative of instructor's job performance;

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Selection of the Instructor of the Month

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Destroyed after 1 year by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** Dep Cmdr for Mil Tng Officer Tng School Lackland AFB TX 78236

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Observation by supervisor

**Systems exempted from certain provisions of the act:** NONE

**F01001 0KPNQSA**

**System name:** 01001 0KPNQSA Potential Faculty Rating System

**System location:** Squadron Officer School, Maxwell Air Force Base, AL 36112

**Categories of individuals covered by the system:** Former Squadron Officer School students being considered for faculty duty

**Categories of records in the system:** Individual rating of students

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evalute individuals for potential assignment as faculty members

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Student Operations Squadron Officer School, Maxwell Air Force Base, AL 36112

**Notification procedure:** Requests should include the individual's name and Social Security Account Number. Individuals may visit Office of Sysmanager and present Military ID Card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0KPNQSB**

**System name:** 01001 0KPNQSB Air Force Reserve Officer Training Corps evaluation information record files

**System location:** Office of the Vice Commandant/Commandant Air Force Reserve Officer Training Corps (AFROTC)

At Headquarters Air University, Maxwell Air Force Base, AL 36112.

**Categories of individuals covered by the system:** Air Force active duty officers assigned to AFROTC

**Categories of records in the system:** Biographical information, including assignment, information education, awards, family and combat experience

**Authority for maintenance of the system:** Title 10 USC, section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for evaluating personnel. Occassionally used in assignment recommendations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Vice Commandant/Commandant, AFROTC, Maxwell Air Force Base, AL 36112

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Uniform Officer Record, Area Commandant's Educational Institution, Air University Commander's Reports.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0MLCMMA**

**System name:** 01001 0MLCMMA Airman NCO Recognition Program

**System location:** 2578 Air Base Group (ABG) ellington Air Force Base (AFB) TX 77209

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Letter

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Recognition of Outstanding Duty,

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Personal Affairs Officer 2578 ABG, Ellington AFB TX 77209

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0QFJXTA**

**System name:** 01001 0QFJXTA Office Projects/Studies (Behavioral Service Program)

**System location:** Behavioral Services Office, 436 Military Airlift Wing, 436MAW/CCJ Dover Air Force Base DE 19901

**Categories of individuals covered by the system:** Behavioral Service Clients

**Categories of records in the system:** Training records, counselling notes

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Research followup, Behavioral Service use only

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Behavioral Services

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0QKRSMA**

**System name:** 01001 0QKRSMA Academic Completion Report

**System location:** Evaluation Section, 1550th Aircrew Training and Test Wing, /DDTEE Hill Air Force Base, UT 84406

**Categories of individuals covered by the system:** Students who completed academic training

**Categories of records in the system:** Training Completion Report

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to report student performance and completion of academic training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

and date of completion of academic training

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Evaluation Section, 1550th Aircrew Training and Test Wing, Hill Air Force Base, UT 84406

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individuals

**Systems exempted from certain provisions of the act:** NONE

**F01001 0QPTFLA**

**System name:** 01001 0QPTFLA Human Reliability for Special Missions

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Administration of Assigned Personnel

**Authority for maintenance of the system:** 44-USC3101 Records Management by agency heads general duties

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitoring assignment of Specil Missions Personnel, used by Squadron Commander

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Administration, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and social security number required for inquiries

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0QPTFLC**

**System name:** 01001 0QPTFLC Daily Report of First Aid, Dental Assistance and Outpatient Workload Data

**System location:** USAF Clinic McGuire Air Force Base NJ 08641

**Categories of individuals covered by the system:** Exchange Officers.

**Categories of records in the system:** Administrative Management of Medical Services

**Authority for maintenance of the system:** 44-USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management of Medical Services, used by Clinic Commander

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAF Clinic, McGuire Air Force Base, NJ 08641



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**Notification procedure:** Requests may be distributed to Commander US Air Force Clinic McGuire Air Force Base NJ 08641 Full Name and Social Security Number are required for inquiries

**Record access procedures:** Access may be granted by Commander US Air Force Clinic McGuire Air Force Base NJ 08641

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual user

**Systems exempted from certain provisions of the act:** NONE

**F01001 0SSGBPA**

**System name:** 01001 0SSGBPA Busy Monitor II File

**System location:** Deputy Chief of Staff/Personnel; Career Motivation Branch, Headquarters, Strategic Air Command, Offutt Air Force Base, NE 68113

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Captains, Majors, and Lt Colonels only

**Categories of records in the system:** Officer Career Brief/ Record

**Authority for maintenance of the system:** Title 44 US Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Career Motivation Branch to Monitor Officer Career Progression

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Career Motivation Branch, Deputy Chief of Staff/Personnel

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Proof of ID such as Military ID Card must be provided by visiting personnel.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

HQ SAC/DPACD Phone 294-5635.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01001 0TRDRDA**

**System name:** 01001 0TRDRDA minutes of 354 TFW Quality Review Committee

**System location:** 354 Combat Support Group, DPMA - Customer Service Myrtle Beach AFB SC 28577

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Individuals whose Unfavorable Information File (UFI) contains three or more entries

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides summary of committe discussions and conclusions recommending rehabilitation measures or further administrative action for selected individuals whose unfavorable information file contains three or more entries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personne, 354 Combat Support Group, Myrtle Beach Air Force Base SC 28577.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** None

**Systems exempted from certain provisions of the act:** NONE

**F01001 05HCHLC**

**System name:** 01001 05HCHLC Air Force Attache Record System

**System location:** At Air Force Intelligence Service, Fort Belvoir, VA 22060.

**Categories of individuals covered by the system:** Files are maintained on Air Force Attache applicants, current Air Force Attaches and former Attaches

**Categories of records in the system:** Career Briefs, Officer Effectiveness Reports, Airman Performance Reports, Statements of Personal History, autobiographies, family photos, Armed Forces Language Aptitude and Proficiency Test scores, finger print card, Medical Fitness Statements, Statements of Interview by Commanders, Requests for National Agency Checks

**Authority for maintenance of the system:** Officer Assignments Air Force Regulation 36/20 Table 28/1 Rule 4. Airmen 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The material is used by the Active Duty Military Staff Directory involved with the selection and service of Air Force Attaches. The purpose of collecting the information on Attache applications is to evaluate the suitability of an individual for Attache duty. The purpose of maintaining records on current Attaches is to assist in providing service to them while on station. The purpose of maintaining material on prior Attaches is to assist them in their applications for subsequent Attache duty and for analysis and historical purposes. The records are retained within the Air Force Attache System and not disclosed to personnel outside the Attache System

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Air Force Attache Affairs, Air Force Intelligence Service, Ft Belvoir, VA 22060

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Individuals, Air Force Military Personnel Center, Randolph Air Force Base Texas.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01001 05HCHLD**

**System name:** 01001 05HCHLD USAF Prisoner of War (PW) Debriefing Files

**System location:** 7602 Air Intelligence Group (INXB), Ft Belvoir, VA 22060

**Categories of individuals covered by the system:** Air Force returned PW

**Categories of records in the system:** Debriefing transcripts; messages concerning PWS; topical data

**Authority for maintenance of the system:** 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Intelligence file; research source documents used by Air Force Intelligence Analysts, Physicians, Casualty Resolution Personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are controlled by computer system software.

**Retention and disposal:** Retire as permanent to Washington National Records Center, Wash D. C. 20409

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01002 0QVDYDA**

**System name:** 01002 0QVDYDA Military Airlift Command (MAC) Dishonored Check Program.

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

Air Force Reserve personnel.

Air National Guard personnel.

Retired Air Force military personnel.

Dependents of military personnel.

All Department of Defense civilian employees and all retired military personnel.

**Categories of records in the system:** Copies of dishonored checks and correspondence pertaining thereto having individual's name, grade, SSAN, and unit of assignment.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to provide a basis of information for processing and reporting all dishonored checks. Category of user - Air Force Specific use - provides Unit Commanders, Base Personnel Officers, and Base check-cashing facilities name, grade, SSAN, and unit of assignment of individuals who have issued dishonored checks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Consolidated Base Personnel Office Quality Force Section.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F01003 OBXQPCA**

**System name:** 01003 OBXQPCA Cadet Promotion List

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** P series Special Orders

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Announces cadet rank and cadet position (duty) to be held. Cadet Rank Cards are used to input the necessary data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on disks or drums.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by computer system software.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Maintained as part of Master Cadet Personnel Record (Permanent).

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Commandant of Cadets

**Systems exempted from certain provisions of the act:** NONE



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**F01003 01ACYVA**

**System name:** 01003 01ACYVA Background Material

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Letter request for orders, amendments, including justification on files on special authorizations when required by order publishing activity.

**Authority for maintenance of the system:** Section 10 United States Code 1162.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information on form is utilized for publication of discharge orders used by military personnel and AF civilian employees within the office and verify that discharge orders were published.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current Reserve I.D. Card and/or drivers license and give some verbal information that could verify his/her SSAN at time of discharge.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 AA B**

**System name:** 01101 AA B Speech Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military and civilain officials in Federal Government

**Categories of records in the system:** Contains speeches or excerpts from speeches on defense matters

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Respond to requests for statements on defense matters by Government officials

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in active files during official's incumbency and placed in inactive file which is retained until no longer needed for reference. Then destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 AA C**

**System name:** 01101 AA C Clipping Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Prominent Americans in and out of government who are involved in defense matters

**Categories of records in the system:** Contains media clippings about the activites or statements of individuals on defense matters

**Authority for maintenance of the system:** 20USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Respond to requests for information on media reports about an individual's involvement in defense matters

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in active files during individual's involvement in defense matters then placed in inactive file. Inactive files are retained until no longer needed for reference then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 AA D**

**System name:** 01101 AA D Columnist Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Reporters and syndicated columnists or commentators who write on defense matters

**Categories of records in the system:** Contains media clippings by individual writers on defense matters

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Respond to requests for information on what these writers have published about defense matters





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in active files during period when the columnist is writing about defense matters. Then placed in inactive file where they are retained until no longer needed for reference. Then destroyed by tearing into pieces, shredding, pulpint, macerating, or burning.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F01101 DAYYT A**

**System name:** 01101 DAYYT A Operational Reference File

**System location:** Translation and Abbreviations Section, Directorate of Administration

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Categories of individuals covered by the system include language translators and interpreters, State Department personnel, Army and Navy translation activity personnel, commercial translation services personnel

Air Force civilian employees.
Former Air Force civilian employees.
Foreign Nationals residing in the United States.

**Categories of records in the system:** File is comprised of individual personnel data cards.

**Authority for maintenance of the system:** Title 10 United States Code, Section 8034.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Translation and Abbreviations Section personnel use the information contained in the system to check names and titles of foreign military and civilian government personnel which appear in correspondence received for translation. This system also serves as a listing of translators/interpreters available to provide translation and interpreting services in support of Headquarters United States Air Force requirements for such services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Information retrieved by name or title.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Translation and Abbreviations Section, Directorate of Administration, Headquarters United States Air Force, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

The individual must furnish full name, and indicate whether military/civilian status and whether a resident or nonresident of the United States. The individual may visit the Translation and Abbreviations Section of the Directorate of Administration at Headquarters United States Air Force, Washington DC 20330. No identification is required to determine if the system contains records pertaining to a specific individual.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing address, Translation and Abbreviations Section, Directorate of Administration, Headquarters United States Air Force, Washington DC 20330

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from an international organization.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Information obtained from commercial translation service firms, from the Department of Defense or other United States Government translation activities, and from translated correspondence.

**Systems exempted from certain provisions of the act:** NONE

**F01101 DPXJ B**

**System name:** 01101 DPXJ B Record of Air Force Personnel Assigned Outside the Department of Defense

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Air Force military and civilian personnel assigned to full time duty outside the Department of Defense.

**Categories of records in the system:** Records include correspondence between the Air Force and nonmilitary government agencies. Additionally, a by-name listing of personnel is forwarded on a quarterly basis to the Department of Defense.

**Authority for maintenance of the system:** Title 44, United States Code , Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records used to maintain an accurate accounting of personnel. Principle users are Air Force personnel managers and the Deputy Assistant Secretary (Administration), Office of the Secretary of Defense . Purpose is to account for the personnel detailed outside the Department of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained until an individual is returned to Air Force duties and then destroyed by tearing to pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence between the Air Force and non-military government agencies and information extracted from military personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F01101 DPXJC C**

**System name:** 01101 DPXJC C USAF Reconstitution Requirements for office of JCS and HQ USAF

**System location:** HQ USAF/Deputy Chief of Staff, Personnel, USAF Personnel Readiness Center, Washington, DC 20330 (DC).

**Categories of individuals covered by the system:** USAF Military and Civilian Personnel identified to fill reconstitution positions for the Office of Joint Chief of Staff (OJCS).



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**Categories of records in the system:** Records are maintained on electrical accounting machine (EAM) cards; cards contain name of selectee, Social Security Account Number, Command of Assignment, Installation Location, Grade of Selectee and the authorized position data.

**Authority for maintenance of the system:** Title 44, United States Code (USC), Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to identify individuals to fill reconstitution requirements. Records used within the Air Force (AF) and the National Military Command Center (NMCC) for AF General Officers in support of Contingency Operations Plan and the National Security Agency (NSA) for AF personnel designated to reconstitute NSA. Records are used to manage the personnel resource designated for reconstitution.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Complete file is maintained in accordance with USAF security directives.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information derived from military personnel records and authorized manning documents, position descriptions and related correspondence.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01101 0CGBUZA**

**System name:** 01101 0CGBUZA Reports, Controlled and Uncontrolled (Bad Check Report)

**System location:** All check cashing facilities in ENT Air Force Base complex CO 80912

**Categories of individuals covered by the system:** All active duty military personnel.

Dependents of military personnel.

All Air Force active duty military personnel.

Retired military and their dependents, selected Department of Defense civilian employees, survivors of deceased active duty military personnel, disabled veterans and their dependents.

**Categories of records in the system:** List of individuals who have cashed bad checks at base facilities.

**Authority for maintenance of the system:** Title 10 United States Code, section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** (1)Identify individuals whose check cashing privileges are suspended. (2) Commissary stores, billeting, transient billeting, clothing sales store, central base fund activities, Non Commissioned Officers and Officers open mess. (3) Refuse check cashing service to individuals whose privileges have been suspended.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Management Analysis, Comptroller Division, 46 Aerospace Defense Wing, Peterson Field, Colorado 80914.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

(b) Full name, status, social security account number, information requested, (c)Chief, Management Analysis, Comptroller Division, 46 Aerospace Defense Wing, (d) Identification card issued by military department.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information received from check cashing facilities at ENT Air Force Base complex.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0IACYVA**

**System name:** 01101 0IACYVA Daily Strength Report

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Air Force civilian employees.

**Categories of records in the system:** Daily Strength Report.

**Authority for maintenance of the system:** 10 United States Code Section 262.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides supervisors with information on personnel resources available at the beginning of each day. Proper use of data in the report by management ensures that leave benefits are properly administered, timely notice of overtime and compensatory time used the previous day and information regarding detailed personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York St. Denver, Co 80205.

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be reviewed in Records Review Room ARPC, 3800 York St, Denver, CO 80205, Building 2, Unit G, between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve I.D.card and/or drivers license and give some verbal information that could verify his/her full name.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St, Denver Co 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from supervisory personnel.

**Systems exempted from certain provisions of the act:** NONE





**F01101 0IACYVB**

**System name:** 01101 0IACYVB Presentation Aids and Office Projects and Studies

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Air Force Reserve personnel.

**Categories of records in the system:** Schedules; written or recorded speeches; talking and briefing papers; graphic and speech aids; data on use or scheduling of conferences.

**Authority for maintenance of the system:** Title 10 United States Code section 278.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To collect data to complete project/studies, provide background and working materials and used for making comparisons or leading to final results or findings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2, Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits the individual should provide current reserve I.D.card and/or drivers license and give some verbal information that could verify his/her particular project/study.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St., Denver CO 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from units, major commands, consolidated base personnel offices and consolidated reserve personnel offices.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0J DP A**

**System name:** 01101 0J DP A Senior Officer Management Office Files

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All active duty ATC colonels and selectees.

**Categories of records in the system:** Individual correspondence on assignment management data.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to track assignments/retirement of an assigned Colonels.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Deputy Chief of Staff for Personnel, Headquarters Air Training Command, Randolph Air Force Base, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0J DP B**

**System name:** 01101 0J DP B Report of Processing Time for Administrative Discharge Actions

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P) and Consolidated Base Personnel Office

**Categories of individuals covered by the system:** ATC enlisted personnel with late administrative discharge.

**Categories of records in the system:** Individual records containing administrative discharge data.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses reports to monitor discharge actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0J TTSA**

**System name:** 01101 0J TTSA Student Record of Training

**System location:** Technical Training Centers of Air Training Command. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.



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Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Foreign Nationals.

**Categories of records in the system:** Records of individual training hours, final grades.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record individual attendance and achievement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name.

**Safeguards:** Personnel screening record clerk. Records are stored in locked cabinets or rooms.

**Retention and disposal:** Hold 1 year then destroy by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Standards and Evaluation Directorate Evaluation Division, Randolph Air Force Base, TX 78148.

**Notification procedure:** Training department where training conducted. Full name, Social Security Account Number.

**Record access procedures:** Instruction and measurement unit in Department at Center where training conducted. Full name and social security account number.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Training Center Organizational Directory.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0J TTSB**

**System name:** 01101 0J TTSB Graduate Evaluation Master File

**System location:** Air Training Command Technical Training Centers. Official mailing addresses are in the Department of Defense directory.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** Procedures for operating the data automation of graduate evaluation questionnaire system.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Field evaluation of formal school graduates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape.

**Retrievability:** SSAN computerized.

**Safeguards:** Computer fail safe. Records are accessed by authorized personnel who are properly screened and cleared for need-to-know and those servicing the record system in performance of their official duties.

**Retention and disposal:** Destroy when purpose has been served by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters ATC Standards and Evaluation Directorate Evaluation Division, Randolph Air Force Base, TX 78148.

**Notification procedure:** Headquarters Technical Training Centers, Standards and Evaluation Directorate, Evaluation Division (TTSE). Randolph Air Force Base TX 78148.

**Record access procedures:** Centers TTSE Organizational Directory. Full name or social security account number.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Centers TTSE Organizational Directory.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0J TTSC**

**System name:** 01101 0J TTSC Standardization Evaluation Program

**System location:** Air Training Command Training Centers Officer Training School field training detachments. Official mailing addresses are in the Department of Defense Directory.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Test rosters.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Instructors and supervisors job knowledge.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Name.

**Safeguards:** Records are accessed by records custodian.

**Retention and disposal:** Destroy when purpose has been served by tearing into pieces, shredding.

**System manager(s) and address:** Headquarters Air Training Command, Randolph Air Force Base TX. 78148.

**Notification procedure:** School of Applied Aerospace Sciences (SAAS) Commander, School of Health Care Sciences (SHCS) Commander, Basic Military Training School (BMTS) Commander, Officer Training School (OTS) Commander or field training detachment (FTD) commander where tested. Full name.

**Record access procedures:** Center Commander, SAAS Commander, SHCS Commander, BMTS Commander, OTS Commander, or FTD Commander where tested. Official mailing addresses in Department of Defense directory.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Center, SAAS, SHCS, OTS, BMTS, or FTD organizational directory.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0JMPLSA**

**System name:** 01101 0JMPLSA Source Support and Control Data Basic Trainee Records

**System location:** Headquarters Basic Military Training School Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** All enlisted basic military trainees.

**Categories of records in the system:** Training Summaries. Flight Rosters Appointment Logs.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record positive or negative progress on trainee supervisors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in notebooks binders and file cabinets.

**Retrievability:** Name and social security account number.

**Safeguards:** Access by authorized personnel administering the system, filed in locked containers and cabinets.

**Retention and disposal:** Retained in office files for 6 months after monthly cutoff then destroyed by tearing into pieces, burning, macerating, shredding or pulping.

**System manager(s) and address:** Commander Basic Military Training School.

**Notification procedure:** Commander, Basic Military Training School. Name, social security account number, birth certificate.

**Record access procedures:** Individual can obtain assistance in gaining access from the Commander of Basic Military Training Schools.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Enlistment records.

**Systems exempted from certain provisions of the act:** NONE





**F01101 0JMPLSB**

**System name:** 01101 0JMPLSB Source Support and Control Data Special Training Records

**System location:** Headquarters Basic Military Training School Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** All enlisted basic military trainees requiring special training.

**Categories of records in the system:** Training summaries, flight rosters, appointment logs.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record special training progress positive or negative on trainee supervisory personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in notebooks, binders, and file cabinets.

**Retrievability:** Name and social security account number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for 6 months after monthly cutoff then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Basic Military Training School.

**Notification procedure:** Birth certificate, name and social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Commander Basic Military Training School.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Basic military training records and enlistment records.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0JMPLSC**

**System name:** 01101 0JMPLSC Nelson Denny Reading Test Answer Sheets

**System location:** At officer training school(OTS) USAF Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** All officer trainees.

**Categories of records in the system:** Name, name of college, date of test, flight commander score.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine which officer trainees need remedial reading.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retain for class duration then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** OTS/MTC Lackland Air Force Base TX 78236.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Score from Nelson Denny Reading Test.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0KPNQSA**

**System name:** 01101 0KPNQSA Air Force Reserve Officer Training Corps (AFROTC) Membership System

**System location:** AFROTC/ACMA, Maxwell AFB AL 36112. Copies pertaining to each AFROTC detachment are located at the respective detachment.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Senior AFROTC contract cadets and special pursuing students.

**Categories of records in the system:** Name, Social Security Account Number, AFROTC Detachment number, AFROTC Detachment assignment. Area crosstown/consortium student identification. Reason for AFROTC member given, type AFROTC program, AFROTC Aerospace studies course, AFROTC membership. status, intial AFROTC category when first enrolled, current AFROTC category, reason for change, Air Force officer qualifying test scores, established graduation date, current established commissioning date, field training status, AFROTC member field training rating academic specialty, date entered professional officer course training, prior military service, date of enlistment in the Air Force Reserve, sex, race, date of birth, AFROTC college scholarship status, AFROTC Aerospace studies course when scholarship was activated, length of AFROTC scholarship entitlement, date of scholarship activation, estimated date of scholarship completion, Junior Reserve Officer Training Corps/Civil Air Patrol progression level, Air Force Junior ROTC Corps identifier, year completed Air Force Junior ROTC, cumulative grade point average, type academic credit, Flight Instruction Program Status, category eligibility, service component, personnel accounting symbol, first assigment, additional scholarship information is proposed for future use.

**Authority for maintenance of the system:** Title 10 United States Code Section 1031.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System provides cadet personnel data for program management. Data are used by detachments, staff, and AFROTC Commandant to manage the program. Data occasionally used by United States Air Force and Department of Defense offices, organizations and agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Computerized data Transaction Identifiers (TI) are used to retrieve individual records from the system.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Computer printouts are retained one year in office files then transferred to staging area for four additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Computer history tapes are retained indefinitely.

**System manager(s) and address:** Chief, Analysis and Evaluation Division, AFROTC/ACM, Maxwell Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requests should include name, social security account number, detachment, and date enrolled. Applicant should present driver's license or SSAN card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Information reported by the individual to AFROTC detachment personnel. Data are then forwarded to AFROTC Headquarters.



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**Systems exempted from certain provisions of the act:** NONE

**F01101 0KPNQSB**

**System name:** 01101 0KPNQSB Four Year Reserve Officer Training Corps (AFROTC) Scholarship Program Files

**System location:** At Four Year AFROTC Scholarship Program Office, Maxwell Air Force Base AL 36112; at AFROTC and Air Force Junior Reserve Officer Training Corps (AFJROTC) detachments; at AFROTC area admission counselors located at selected AFROTC detachments; to congressman at their request; AFROTC detachment, AFJROTC units, and AFROTC area admission counselors. Addresses are maintained by the AFROTC Commandant, Maxwell Air Force Base, AL36112.

**Categories of individuals covered by the system:** Senior and Junior Air Force Reserve Officers.

Those who are enrolled in the four year AFROTC scholarship program, and applicants for the program.

**Categories of records in the system:** AFROTC administrative unit; applicant's address; Air Force officer qualifying test scores; AFROTC detachment located at the educational institution to be attended by the applicant; AFROTC detachment which the applicant desires to attend; AFJROTC unit attended by applicant; college entrance examination board scores; applicant's class standing and size of class; applicant disqualification causes; personal interview actions and associated waivers as required; applicant medical status; applicant's full name; AFROTC program qualification; applicant medical remedial requirements; applicant scholarship status; applicant social security account number; applicant test qualification; civil air patrol wing attended; applicant's high school and address; applicant high school decile placement; applicant grade point average; applicant telephone number; applicant date of birth; applicant statement of understanding and intent; medical testing facility; AFROTC area admission counselor's areas of responsibilities; applicant scholarship choices; AFROTC four year central scholarship selection board results; applicant's designated scholarship; civil involvement information and associated waivers as required; name of educational institution to be attended by applicant; applicant's high school principal evaluation; AFJROTC instructor evaluation of a cadet; high school transcripts; application forms.

**Authority for maintenance of the system:** Public law 88-647, Title 10, United States Code, Section 3107 and amended by public law 92-166.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by AFROTC scholarship program office, used by AFROTC detachments, and AFROTC area admission counselors-purposes and uses are the processing and awarding of AFROTC 4-year scholarships; counseling applicants concerning application difficulties and problems; and the recruiting of applicants into the AFROTC program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Senior Programs, AFROTC, Maxwell Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Directorate of Senior Programs, Chief, Scholarship Division; Chief, 4-year Scholarship Branch, Maxwell Air Force Base, AL. Requests should include the full name, military-applicant status, and social security account number (SSAN) or military service number.

Individuals may visit the AFROTC scholarship Programs Office, Maxwell Air Force Base AL 36112. Individuals must provide their full name, military applicant status, and SSAN or service number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from police and investigating officers.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0KPNQSC**

**System name:** 01101 0KPNQSC Individual Weight Loss Record.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

**Categories of individuals covered by the system:** Personnel in weight control program.

**Categories of records in the system:** Record of individual weights.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-identify personnel exceeding weight standards. Users-commanders, medical personnel and legal staff. Use-monitor progress, initiate appropriate correction action

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Personnel Plans, HQ Air University, Maxwell Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requires name and military status. Must visit office of system manager, and present military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0KPNQSD**

**System name:** 01101 0KPNQSD Air Force Reserve Officer Training Corps (AFROTC) Guest Lecture Files

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.





Chief of protocol. AFROTC/analysis and evaluation division, Maxwell Air Force Base al 36112. Copies pertaining to each AFROTC detachment are located at the respective detachment. Official mailing addresses of the detachments are in the Department of Defense Directory in the appendix to the Air Forces system notice.

**Categories of individuals covered by the system:** Prominent military or civilian personnel who are used as guest lecturers at Air University, professional military education (PME) schools.

**Categories of records in the system:** Records data pertaining to individual guest lecturer including name, address, lecture subject, number of personnel accompanying, dates of lecture, funds obligated and rating given lecturer.

**Authority for maintenance of the system:** 44 United States Code 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by faculty of professional military education schools to administer guest lecture program. Rating given to determine continued use/value of lecturer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Protocol, Headquarters, Air University, Maxwell Air Force Base, AL 36112, submanagers-director of administration at Applicable professional military education schools. Offical mailing addressis are contained in the Department of Defense directory in the appendex to the Air Force system notice.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Applicable submanager. Require full name, proof of identity. May visit office of chief of protocol, submanager and present proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual lecturer, host officer, accounting and finance. Rating given by professional evaluation personnel which is derived from student and faculty critiques.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0OJUBJA**

**System name:** 01101 0OJUBJA Personnel Management Information System

**System location:** HQ Air Force Data System Design Center (AFDSDC/LG), Gunter Air Force Station, Alabama 36114.

**Categories of individuals covered by the system:** Personnel assigned to the AFDSDC/LG.

**Categories of records in the system:** Records of authorized positions and assigned personnel data.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by managers and supervisors for information as to authorized and assigned resources.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer paper printouts.

**Retrievability:** Name, office symbol, rank/grade, and Air Force specialty code.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Systems Management Office, AFDSDC.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual or supervisor.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0RKNMDB**

**System name:** 01101 0RKNMDB Dependent Misconduct Records

**System location:** Office of the Staff Judge Advocate 15 Air Base Wing Hickam Air Force Base Hawaii APO San Francisco 96553.

**Categories of individuals covered by the system:** Dependents of active duty and retired Air Force personnel.

**Categories of records in the system:** Police incident reports, action by sponsor's immediate commander's recommendation, reports of final disposition.

**Authority for maintenance of the system:** 50 United States Code annotated 797.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Staff Judge Advocate reviews each case and recommends appropriate action. Files are reviewed when there are repeat offenders. Files are reviewed if military sponsor appeals action taken.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for one year after military sponsor is reassigned, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Staff Judge Advocate 15 Air Base Wing Hickam Air Force Base, Hawaii APO San Francisco 96553.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01101 0SAWUBA**

**System name:** 01101 0SAWUBA Source Support/Control Data

**System location:** 8 Air Force, Directorate of Personnel, APO San Francisco 96334.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Career brief.

**Authority for maintenance of the system:** Title 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Personnel for submission to commander for review.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.



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Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel, Eighth Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0SAWUBB**

**System name:** 01101 0SAWUBB Source Support - Control Data

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Standard evaluation examination record.

**Authority for maintenance of the system:** Title 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record type examination and grade for transfer to permanent records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Standardization Evaluation Division.

Deputy Chief of Staff/Research and Development, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Examination papers.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0SAWUBC**

**System name:** 01101 0SAWUBC Source Support - Control Data

**System location:** Eighth Air Force, Judge Advocate, APO San Francisco 96334.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Absent without leave (AWOL) study.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Office of the Staff Judge Advocate, Eighth Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Extracted from records of trial.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0SAWUBD**

**System name:** 01101 0SAWUBD Source Support - Control Data

**System location:** Office of the Chief of Protocol, Eighth Air Force (8AF) APO San Francisco 96334.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Information for awards ceremony forms.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Create biography of awards recipients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Protocol, Eighth Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Form completed by individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0SFXBMC**

**System name:** 01101 0SFXBMC Source Support or Control Data (Disciplinary Actions Log)

**System location:** 28th Field Maintenance Squadron, Ellsworth Air Force Base, SD 37706.

**Categories of individuals covered by the system:** Maintained on personnel who have had disiplinary action initiated against them.

**Categories of records in the system:** Includes dates of offenses, nature of action being administered and any other relevant information.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the administrative clerks to monitor and record the length of time required to complete a given action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.





**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Executive Support Officer, 28th Field Maintenance Squadron.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from the public media.
Information obtained from witnesses.
Information obtained from a state or local government.
Squadron personnel.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0SFXBMD**

**System name:** 01101 0SFXBMD Source Support or Control Data Traffic Offenses

**System location:** Office of the Executive Officer, 28th Maintenance Squadron and Office of the Commander, 28 Organizational Maintenance Squadron, Ellsworth Air Force Base, SD 57706.

**Categories of individuals covered by the system:** Maintained on individuals who have been cited for traffic offenses on or off base.

**Categories of records in the system:** Record includes date of offense, type of offense and action taken.

**Authority for maintenance of the system:** 10 United States Code 8072.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by an administrative clerk to maintain an accurate record of traffic offenses so that the individual concerned can be briefed at a weekly staff meeting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administration clerk and First sergeant of the 28 Field Maintenance Squadron and 28 Organizational Maintenance Squadron.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0UJCGJA**

**System name:** 01101 0UJCGJA Career Development Graduates Historical Roster

**System location:** United States Air Force School of Applied Cryptologic Science (USAFSACS) Goodfellow Air Force Base TX 76901

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Machine data record.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by USAFSACS to identify graduates over a six-month period.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0UJCGJB**

**System name:** 01101 0UJCGJB Career Development Graduates Monthly Report

**System location:** United States Air Force School of Applied Cryptologic Science (USAFSACS) Goodfellow Air Force Base TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Machine data record.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify persons completing course for given month.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE



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**F01101 0UJCGJC**

**System name:** 01101 0UJCGJC Career Development Course Enrollees

**System location:** United States Air Force School of Applied Cryptologic Science (USAFSACS), Goodfellow Air Force Base TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Machine data record.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify persons currently enrolled in course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01101 0UMCBVB**

**System name:** 01101 0UMCBVB Mailing Lists for Magazines

**System location:** Office of Information (OI) United States Air Force Security Service (USAFSS), San Antonio TX 78243.

**Categories of individuals covered by the system:** Retired Air Force military personnel.

**Categories of records in the system:** Names and home addresses.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To mail command magazines to past commanders.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters USAFSS Office of Information.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101 02 ALSB**

**System name:** 01101 02 ALSB Complaints and Inquiries

**System location:** Office of Inspector General, Alaskan Air Command, APO Seattle 98742

**Categories of individuals covered by the system:** Civilian and military personnel who have submitted complaints or Congressional inquiries.

**Categories of records in the system:** Complaint information consisting of name, grade, organization, date complaint received, type complaint, and action taken.

**Authority for maintenance of the system:** 10 USC 8032, Armed Forces - Air Staff - General duties.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Cross reference to case files and source of statistical information for reports. Category of user, Inspector General complaints system personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Inspector General, Alaskan Air Command.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Units complaints personnel and Congressional channels.

**Systems exempted from certain provisions of the act:** NONE

**F01101 02 ALSC**

**System name:** 01101 02 ALSC Inspection Augmentor Data

**System location:** At Office of Inspector General, Alaskan Air Command, APO Seattle 98742

**Categories of individuals covered by the system:** Alaskan Air Command civilian and military personnel designated as augmentors for the conduct of inspections

**Categories of records in the system:** Name, specialty, training and experience data, personal identification data, and security clearance data.

**Authority for maintenance of the system:** 10USC8032

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides readily available data on prospective inspection augmentors. Category of user. Personnel assigned to Office of Inspector General.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Inspector General, Alaskan Air Command.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's organization and Office of Inspector General.

**Systems exempted from certain provisions of the act:** NONE

**F01101A0SFXBMA**

**System name:** 01101A0SFXBMA Source Support or Control Data Central Base Fund Status Card

**System location:** Central base fund (CBF) 44 Combat Support Group (44CSG) Ellsworth Air Force Base SD 57706.

**Categories of individuals covered by the system:** All central base fund employees.

**Categories of records in the system:** Reflects current employment category, salary, grade, and step, work section, job title, date of employment, date of last pay increase, date of next pay increase, and citizenship category.

**Authority for maintenance of the system:** 10 United States Code 8072.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to notify personnel coordinator when next step increase is due, to cross check annual leave accrual on computer payroll sheets, as a general locator for CBF employees, cross check position authorization listing, and for general payroll information needed to determine cost impact of pay increases. Cards are use by the accounting clerk and CBF staff members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Custodian, central base fund.

**Notification procedure:** Requests from individuals should be addressed to the system manager.

**Record access procedures:** Individual can gain assistance from any CBF staff member.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from the public media.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01101A0SGHLNA**

**System name:** 01101A0SGHLNA Standardization Work Card

**System location:** Standardization Division (319 Bombardment Wing (319BMW). Grand Forks Air Force Base ND 58201

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Flight crews only.

**Categories of records in the system:** Name, rank, social security account number, crew position, birth month, crew number, results of job knowledge testing and inflight evaluations.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ready reference of individual flying data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, standardization division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual local test and flight evaluation results.

**Systems exempted from certain provisions of the act:** NONE

**F01101A0SSGBPA**

**System name:** 01101A0SSGBPA Exact Manning Table (EMT)

**System location:** Requirements Division, Directorate of Plans, Building 500, Headquarters SAC, room 2b31, Offutt Air Force Base NE 68113. Office symbol is SAC/XPMR.

**Categories of individuals covered by the system:** All personnel assigned to HQ SAC, 3902 Support Squadron, and 3900 Combat Support Squadron.

**Categories of records in the system:** Name, grade, social security account number, position

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Portray authorized/assigned manning. Maintain organization structure. Maintain authorized manning. Requisition personnel placement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Name, grade, Social security account number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Records retained for 5 years then permanently retired.

**System manager(s) and address:** Chief, requirements division, directorate of plans.

**Notification procedure:** Open access to all SAC staff.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Names and social security account number are provided by staff agencies.

**Systems exempted from certain provisions of the act:** NONE

**F01101B0SFXBMA**

**System name:** 01101B0SFXBMA Source Support or Control Data (Disciplinary Overweight Chart)

**System location:** 28 Organizational Maintenance Squadron (28OMS) Ellsworth Air Force Base SD 57706.

**Categories of individuals covered by the system:** Individuals who have been punished, are pending administrative discharge or are not meeting United States Air Force weight standards.

**Categories of records in the system:** Record of punishment, suspended punishment, progress of separations action, progress in remedial weight control program.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the commander, administrative officer and first sergeant for quick reference and to standardize punishment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on wall charts.



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**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Squadron Commander.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Received from records of punishment actions, overweight actions and discharge actions.

**Systems exempted from certain provisions of the act:** NONE

**F01101B0SGHLNB**

**System name:** 01101B0SGHLNB Recreational Equipment Storage Lot Form

**System location:** 321 Security Police Squadron Grand Forks Air Force Base ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.
Residing on Grand Forks Air Force Base.

**Categories of records in the system:** Name, grade, organization, address, duty/home phones, make of vehicle, type, license number, base sticker number, parking agreement, stall number, date and times in and out, signature of customer, date.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control registration of recreational boats, trailers, etc. stored in base storage lot.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Officer in charge, 321 Security Police Squadron, law enforcement.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual.

**Systems exempted from certain provisions of the act:** NONE

**F01101B0SSGBPA**

**System name:** 01101B0SSGBPA Personnel Data Folders

**System location:** Management Engineering Division, Headquarters Strategic Air Command (HQ SAC) Offutt Air Force Base NE 68113.

**Categories of individuals covered by the system:** Personnel on various Strategic air Command bases (approximately 20 bases) assigned to SAC management engineering teams.

**Categories of records in the system:** Brief biographical sketches of personnel assigned to SAC management engineering teams, indicating name, rank, social security account number, date of rank, and certain other vital statistics, including military schools attended and previous military assignments.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To facilitate effective supervision and control over a large number of widely dispersed management engineering teams and used by personnel charged with responsibility of supervision of the management engineering teams.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Air Force Base and name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Management Engineering Division, HQ SAC.

**Notification procedure:** Personnel upon whom information is kept may be made either by letter or telephone or in person request to see subject information.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is submitted by individuals having personal data stored in subject record file.

**Systems exempted from certain provisions of the act:** NONE

**F01102 DAYX A**

**System name:** 01102 DAYX A Base, Unit and Organizational Military and Civilian Personnel Locator Files

**System location:** At Headquarters, United States Air Force, and at Air Force Installations, to include bases, units, offices, and functions. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notices.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees. Dependents may be included at the option of the installation, unit, or organization.

**Categories of records in the system:** Cards or listings may contain the individuals name, grade, military service identification number, social security account number, duty location, office telephone number, residence address and residence telephone number, and similiar type personnel data determined to be necessary by the local authority.

**Authority for maintenance of the system:** Chapter 31, Title 44, United States Code, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to locate personnel assigned to, attached to, tenanted on, or on temporary duty at the specific installation,office,base, unit,function, and/or organization in response to specific inquiries from the general public or from official government activities for the conduct of business. Files are used locally to locate and administer programs and personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on paper records in card or form media.

Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Primary location: Director of Administration, Headquarters, US Air Force, Washington, DC Decentralized Location: Privacy officer of the installation, base, unit, organization, office or function to which the individual is assigned, attached, tenanted on or on temporary duty. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Individual must furnish full name, and the names of Air Force installation, unit and organization,office,or function to which assigned, attached, tenanted on or on temporary duty at, including the calendar years of such service. The individual may visit the Locator Office or Privacy Officer at the place of assignment. No identification is required to determine if the system contains records pertaining to a specific individual.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Also from individuals and personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F01102 DPPPN B**

**System name:** 01102 DPPPN B Responses to Congressional Inquiries

**System location:** Deputy Chief of Staff/Personnel, Headquarters, US Air Force, Washington, DC 20330

**Categories of individuals covered by the system:** Active duty enlisted personnel upon whom Congressional inquiries have been received/processed.

**Categories of records in the system:** Case files may contain copy of inquiry from Congressman and letter from individual, message to airman's unit requesting counseling and information from airman's records, message from Consolidated Base Personnel Office (CBPO) containing results of counseling and requested information, copy of proposed reply to the Congressman. Statistical information may include Total Active Federal Military Service Date (TAFMSD), Airman Qualifying Examination (AQE) scores, Date of Separation (DOS), date awarded semi-skilled level Air Force Specialty Code (AFSC), Primary, Control, Secondary, and Duty Air Force Specialty Code (DAFSC), information on technical school or On-The-Job Training (OJT) and other information concerning eligibility and qualification for retraining.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are reviewed periodically during calendar year to determine trends on nature of complaints or questions; also information in the file is reviewed if a new inquiry from same individual is received.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

To provide information to the Congressman concerning the airman's complaint or question.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by fingerprint classification.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Deputy Chief of Staff/Personnel, Headquarters United States Air Force, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information provided by major command or CBPO personnel or obtained from manual or automated personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F01102 DPXVE.C**

**System name:** 01102 DPXVE.C Congressional Correspondence

**System location:** At headquarters of major subordinate commands, numbered Air Forces, or comparable levels. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

and Office of the Secretary of the Air Force Office of Legislative Liaison Congressional Inquiry Division Washington, D.C. 20330 (HQ USAF/SAFLL)

**Categories of individuals covered by the system:** All personnel, military and civilian, who submitted a request for assistance or information to a Congressional member during the current calendar year concerning Air Force or Air Reserve Forces personnel procurement policy and/or procedures.

**Categories of records in the system:** Original (or copy) of constituent's request for assistance or information, transmittal cover letter from Air Force Legislative Liaison (SAF/LL), coordination copy of proposed response furnished to SAF/LL, and carbon copy of SAF/LL reply to the appropriate Congressional member. Background information pertaining to the Air Force procurement policy or procedure on which information is being furnished may also be maintained in some cases.

**Authority for maintenance of the system:** Title 10 United States Code, Section 8012 and Section 8032, Title 44 United States Code , Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the record system is collected to provide the information requested by the constituent and pertains only to that individual request. The information collected is then forwarded to SAF/LL for use in providing a response to the appropriate Congressman. Such information may be utilized to provide answers to requests for similar information or to provide further information in response to a follow-up inquiry on behalf of the same individual. This information is provided the Congress and is furnished through the offices of the Department of the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force Policy and Procedures copies of inquiries, constituent's comments/requests and replies generated by respective agency officials.

**Systems exempted from certain provisions of the act:** NONE

**F01102 DPXVH F**

**System name:** 01102 DPXVH F Congressional Inquiries



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**System location:** At Headquarters United States Air Force, Washington DC 20330.

And Office of the Secretary of the Air Force Office of Legislative Liaison Congressional Inquiry Division Washington, DC (HQ USAF/SAF/LL, Washington, DC 20030)

**Categories of individuals covered by the system:** The categories of individuals on whom records are maintained: All personnel, military and civilian, who submitted a request for assistance or information to a Congressional member, the White House, Inspector General (IG), or other high level persons during the current calendar year concerning Air Force policy and/or procedures on housing.

**Categories of records in the system:** Original (or copy) of individual's request for assistance or information, transmittal cover letter from the Office of the Secretary of the Air Force, Legislative Liason (SAF/LL), coordination copy of proposed response furnished to SAF/LL, and background information

**Authority for maintenance of the system:** Title 10 United States Code-Armed Forces, Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032; Title 44 United States Code, Public Printing and Documents, Chapter 31 Records Management by Federal AGencies, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the record system is collected to provide the information requested by the individual and pertains only to that individual request. The information collected is then forwarded to SAF/LL for use in providing a response. Such information may be utilized to provide answers to requests for similar information or to provide further information in response to a follow-up inquiry on behalf of the same individual. This information is provided the Congress and is furnished through the offices of the Department of the Air Force. Timely responses to inquiries from members of Congress, The White House, IG, and other high level inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force policy and procedures; responses to inquiries from members of Congress, the White House, Inspector General and other high level agencies; copies of responses generated thereto.

**Systems exempted from certain provisions of the act:** NONE

**F01102 DPXVV E**

**System name:** 01102 DPXVV E Congressional Inquiries/Legislative Liaison

**System location:** At Headquarters United States Air Force, Washington DC 20330.

And Office of the Secretary of the Air Force; Office of Legislative Liaison, Congressional Inquiry Division Washington, DC (HQ USAF/SAF/LL, Washington, DC 20330)

**Categories of individuals covered by the system:** All personnel, military and civilian, who submitted a request for assistance or information to a Congressional member during the current calendar year concerning Air Force or Air Reserve Forces personnel procurement policy and/or procedures.

**Categories of records in the system:** Original (or copy) of constituent's request for assistance or information, transmittal cover letter from the office of The Secretary of the Air Force, Legislative Liaison (SAF/LL), coordination copy of proposed response Furnished SAF/LL, and carbon copy of SAF/LL reply to the appropriate Congressional member. Background information pertaining to the Air Force procurement policy or procedure on which informatiom is being furnihsed may also be maintained in some cases.

**Authority for maintenance of the system:** Title 10 United States Code Section 8012 8012 and Section 8032; Title 44 United States Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the record system is collected to provide the information requested by the constituent and pertains only to that individual request. The information collected is then forwarded to SAF/LL for use in providing a response to the appropriate Congressman. Such information may be utilized to provide answers to requests for similar information or to provide further information in response to a follow-up inquiry on behalf of the same individual. This information is provided the Congress and is furnished through the offices of the Department of the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Copies of inquiries from constituents and Congressman's remarks and replies prepared by agency officials.

**Systems exempted from certain provisions of the act:** NONE

**F01102 LLI A**

**System name:** 01102 · LLI A Microfilm Records Congressional/Executive Inquiries

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

At Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Union or Association management personnel.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Senior and Junior Air Force Reserve Officers.
Dependents of military personnel.
Anyone who has written to the President or a Member of Congress regarding an Air Force issue.

**Categories of records in the system:** Copies of applicable Congressional/Executive correspondence and Air Force replies.

**Authority for maintenance of the system:** 10 United States Code 8012 and 5 United States Code 7102.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used as a reference base in the case of similar inquiries from other Members of Congress, in behalf of the same Air Force issue and/or follow-up by the same Member. Information may also be used by appropriate Air Force offices as a basis for corrective action and for statistical purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on aperture cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retain in office files for four years, then retired to Washington National Records Center, Washington DC 20409 for six years, then destroyed by tearing into shreds, macerating, pulping, or burning at the end of ten years.

**System manager(s) and address:** Director of Legislative Liaison, Office of the Secretary of the Air Force, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Records. Congressional and Executive inquiries and information from Air Force offices andorganizations.

**Systems exempted from certain provisions of the act:** NONE

**F01102 OBXQPCA**

**System name:** 01102 OBXQPCA Student Information Cards

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Student Information

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Locator information on each Air Force Academy Cadet to include telephone numbers, and periods that they are free for flying training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Stored in locked cabinets or rooms

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 557th Flying Training Squadron (ATC), USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From the student

**Systems exempted from certain provisions of the act:** NONE

**F01102 OBXQPCB**

**System name:** 01102 OBXQPCB Interview Evaluation Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Remarks on cadet's attitude toward physical education, and his physical education record

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to help determine a cadet's aptitude for commissioned service

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, United States Air Force Academy, CO 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual Instructors

**Systems exempted from certain provisions of the act:** NONE

**F01102 OBXQPCC**

**System name:** 01102 OBXQPCC Physical Education Record

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Physical Education Grades, Physical Fitness Test Score, Obstacle Course Time, Swim Test Distance, Intramural and Intercollegiate Participation

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Cadet's total physical education progress

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Instructor Grading Worksheet

**Systems exempted from certain provisions of the act:** NONE

**F01102 OBXQPCD**

**System name:** 01102 OBXQPCD US Air Force Academy Honor Guard Membership Record Honor Guard Membership Record

**System location:** At United States Air Force Academy, CO 80840.

Headquarters Squadron (CSQ)



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**Categories of individuals covered by the system:** USAFA Honor Guard Members

**Categories of records in the system:** Membership applications, supply records, attendance records.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To accept members into the Honor Guard. Files are used by the Noncommissioned Officer in charge, Honor Guard and First Sergeant and Commander, Headquarters Squadron for membership acceptance and monitoring.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Headquarters Squadron, US Air Force Academy, CO 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individuals concerned

**Systems exempted from certain provisions of the act:** NONE

**F01102 OYUEBLA**

**System name:** 01102 OYUEBLA Locator or Personnel Data.

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Personnel index, identifies individual by name and social security account number (SSAN). Contains personal data on life, career, and family.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** An administrative reference file for Air Force Managers to use for personnel under their supervision. Permits immediate access to such information as emergency address, telephone numbers, birth dates, name of spouse, and personal information as required in day-to-day operation of an Office or unit.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Administration Headquarters AFCS and Administration Officers at all other levels.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01102 REPX D**

**System name:** 01102 REPX D Congressional Inquiry File

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Record of inquiry and reply maintained for all inquiries received from Congressmen about a constituent, provided the inquiry is limited to personnel matters.

**Categories of records in the system:** Files are limited to those inquiries involving personnel matters. Material maintained consists of congressman's inquiry, copy of reply, and any back-up material received from the field or back-up notes taken by phone, limited to information necessary to complete reply.

**Authority for maintenance of the system:** Title 10 United States Code Section 8012 and Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is used only for office convenience in event of further inquiry. Users are Chief of Air Force Reserve, Personnel Division, Personnel Plans Branch and Office of the Secretary of the Air Force Office of Legislative Liaison.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Copies of inquiries, constituent's comments or requests and replies generated by respective agency official.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individuals concerned.

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGA B**

**System name:** 01102 SGA B Medical Service Corps Personnel Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All active duty and retired or separated medical service corps officers.

**Categories of records in the system:** File contains personal correspondence to and from individual medical service corps officers and forms relating to assignment, extension, Air Force Specialty Code, and other selected documents.

**Authority for maintenance of the system:** Title 10, US Code, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used solely for the purpose of recommending individual for assignment, extension, statistical data, promotion or advanced training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are retained in active file as long as officer is on active duty. Records are retained in inactive file one year from date of retirement, resignation, or separation, and are then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

The Surgeon General, Headquaters United States Air Force, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from Senior Medical Service Corps officers and US Air Force Military Personnel Center.

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGAS E**

**System name:** 01102 SGAS E Personnel Locator Cards

**System location:** Headquarters United States Air Force, Surgeon General, Wash., DC 20314

**Categories of individuals covered by the system:** All Assigned Military and Civilian Personnel

**Categories of records in the system:** Personnel Locator Cards

**Authority for maintenance of the system:** Title 10, USC, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identification of Assigned Personnel Used by Unit of Assignment for Identification Purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Assigned Individuals

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGPC C**

**System name:** 01102 SGPC C Professional Inquiry Records System

**System location:** At Headquarters United States Air Force, Office of the Surgeon General, Directorate of Professional Services, Clinical Medicine Division, 1000 Independence Avenue, Washington, DC 20314.

**Categories of individuals covered by the system:** Persons who have corresponded with a member of Congress, White House, or other high level federal or state executive officials concerning the professional aspects of care provided in Air Force medical facilities.

**Categories of records in the system:** File contains copies of all correspondence concerning the inquiry; substantiating documents, such as written correspondence or memorandums of telephone conversations with the appropriate medical facility, draft replies, medical records and any other background data.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used as background data for statistical presentations, and historical evidence for repeat inquiries by the same individuals. Portions of records may be loaned or copies provided to ther Department of Defense activities for use as background data in evaluating inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

, name, social security number of sponsor.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGPS D**

**System name:** 01102 SGPS D Files of Waiver from flying duty (WAVR FILE)

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** This record system is maintained on all active duty Air Force officers who have been considered for medical waiver for flying duty due to conditions defined as serious illness or for medical waiver for flying training.

**Categories of records in the system:** This record system contains the following categories of information: name, social security account number, date of birth, aeronautical rating, base of assignment, command of assignment, expiration date of waiver, initial date of waiver, intial waiver authority, renewal waiver date, and renewal authority.

**Authority for maintenance of the system:** Title 10, USC, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to tabulate, in computerized form, medical data on rated active duty personnel who have a medical waiver for flying duty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** /Office of the Surgeon General, Headquarters, US Air Force, Forrestal Bldg, Washington DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGPS F**

**System name:** 01102 SGPS F High Level Inquiry File

**System location:** HQ USAF, Surgeon General, (SGPS), Forrestal Bldg, Washington, DC 20314

**Categories of individuals covered by the system:** This record system is composed of file copies of high level inquiries regarding medical criteria for Air Force accession; separation; retirement; continued active duty; and medical waivers for flying duty.

**Categories of records in the system:** This file contains medical opinions generated as a result of high level inquiries regarding Air Force accession, separation, retirement, continued active duty, and medical waivers for flying duty.

**Authority for maintenance of the system:** Title 10, USC, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The record system is used as a cross reference to determine if action has been taken in response to high level inquiry.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

In unlocked filing cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Surgeon General, USAF, Forrestal Bldg, Washington DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F01102 SGV A**

**System name:** 01102 SGV A Veterinary Personnel Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All active duty and retired or separated veterinary officers

**Categories of records in the system:** File contains personal correspondence to and from individual veterinary officer and forms relating to assignment, extension, Air Force Specialty Code, promotion, and other selected documents.

**Authority for maintenance of the system:** Title 10, US Code, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used solely for the purpose of recommending individual for assignment, extension or advanced training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are retained in active file as long as officer is on active duty. Records are retained in inactive file one year from date of retirement, resignation, or separation. Then they are destroyed by tearing into pieces,shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Washington, DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from Command the AF Veterinarians and the AF Military Personnel Center Records.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0IACYVA**

**System name:** 01102 0IACYVA Congressional inquiries.

**System location:** At Air Reserve Personnel Center, (ARPC), 3800 York Street, Denver, Co 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.

**Categories of records in the system:** Routine and noncontroversial communications from and to members of Congress relating to unclassified information such as requests from military personnel for discharge or reassignment or other similiar type of correspondence

**Authority for maintenance of the system:** Title 10 US Code Section 1034.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to obtain information for an interested member of Congress pertaining to personal problems relating to the Reserve of the Air Force. Used by military personnel clerks for replying to Congressmen.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York S: Denver Co 80205..

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES, 3800 York St Denver CO 80205, written request for information should contain full name of individual, SSAN (social security account number), current address, and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work daays. For personal visits, the individual should provide current Reserve I.D. Card and/or drivers license and give some verbal information that could verify his/her Reserve status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St. Denver CO 80205 telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from members of Congress

**Systems exempted from certain provisions of the act:** NONE





**F01102 0IACYVB**

**System name:** 01102 0IACYVB Locator Personnel Data.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.
Retired Air Force military personnel.
former military personnel and ARPC civilian employees.

**Categories of records in the system:** Cards, ledgers, record request containing individual Reservist name or names, social security account number, and personnel data, which can contain summary of action taken or to be taken.

**Authority for maintenance of the system:** Section 10 US Code 267, 268,269,270,271,273,275,279.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to control records distribution, to record location of record, actions taken or/to be taken used to manage individual Reservist records, to answer inquiries from individual Reservist and Air Force units to which Reservist is assigned or to be assigned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on paper tape.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York St, Denver CO 80205.

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES, 3800 York St, Denver CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address, and the case(control)number shown on correspondence received from Center. Records may be reviewed in records review room ARPC, 3800 York St, Denver, CO 80205, Building 2 Unit G, between 8 AM and 3 PM on normal work days. For personal visits, the individual should provide current Reserve I.D. card and/or drivers license and give some verbal information that could verify his/her military records.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St, Denver CO 80205 telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Extract from individual records.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0J DP A**

**System name:** 01102 0J DP A Randolph Air Force Base Women Officers listing.

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P) and each woman on list

**Categories of individuals covered by the system:** Randolph Air Force Base (Air Force Base ,) Women Officers on active duty

**Categories of records in the system:** Composite listing containing basic locator information

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses listing to manage quarterly meetings

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P ATC Air Force Base, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0J DP B**

**System name:** 01102 0J DP B Personnel Locator Roster.

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P).

**Categories of individuals covered by the system:** All military and civilian personnel assigned to ATC DCS/P.

**Categories of records in the system:** Listing containing locator data.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data for locator.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0J DP C**

**System name:** 01102 0J DP C Recruiter Manning Personnel Listing.

**System location:** Air Training Command/Deputy Chief of Staff for Personnel(DCS/P) Recruiting Service Headquarters, groups, and detachments.



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**Categories of individuals covered by the system:** All Air Training Command active duty personnel assigned to Recruiting Service.

**Categories of records in the system:** Composite listing containing basic locator information.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/RS uses data to manage Recruiting Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked buildings.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Air Training Command, Randolph Air Force Base, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0KPNQSA**

**System name:** 01102 0KPNQSA Air Force Junior ROTC (AFJROTC) unit files.

**System location:** (AFJROTC)

At Headquarters Air University, Maxwell Air Force Base, AL 36112. , and AFROTC area Commandants. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Files include information concerning high schools hosting AFJROTC Units, school officials, AerospacEducation Instructors, other faculty, Cadets, members of cadet family, community organizations.

**Categories of records in the system:** Routing and review of report of visit to AFJROTC Units, permanent school data record, report of visit to AFJROTC Units, Aerospace education instructor effectivness reports, contract agreement, establish/disestablish program orders, school survey visit report, correspondence pertaining to the unit.

**Authority for maintenance of the system:** PL 88-647, Chapter 102.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to monitor compliance with the USAF/school contract agreement, to provide assistance to school officials and instructors, and for historical data. Records can be accessed for Department of Defense or law enforcement investigations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

filed by AFJROTC unit.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Building locked after duty hours.

**Retention and disposal:** Retained in Office filesuntil disestablished, then retained by AFROTC/Junior Reserve Officer (JRO) for 10 years, then retired to Washington National Records Center for permanent file.

**System manager(s) and address:** Chief, Operations Division, AFROTC/JRO, Maxwell Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Education institutions hosting AFJROTC, state and federal government agencies.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0MUHHZA**

**System name:** 01102 0MUHHZA Air Force Office of information/OI personnel background record.

**System location:** Air Force Reserve (AFRES) Office of Information, Robins Air Force Base GA 31098, and each Air Force Reserve region/tso.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All flying unit civilian and Reserve information personnel

**Categories of records in the system:** Includes name, social security number, mailing address, grade promotion service date reserve status retirement data flying status duty and civilian phone and authorized position

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide professional background information in assigning personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by unit of assignment and position.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Personnel HQ AFRES Robins Air Force Base, GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Advanced Personnel Data System and individual.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0MUHHZB**

**System name:** 01102 0MUHHZB General/Colonel Status Board.

**System location:** Air Force Reserve(AFRES) Robins Air Force Base, GA 31098 Headquarters, United States Air Force, Office of Air Force Reserve, Washington DC 20330

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force Reserve Commanders and key personnel plus all active duty Officers occupying General/Colonel positions.

**Categories of records in the system:** Photograph of status board in HQ AFRES/Director of Personnel showing name, date of rank, permanent grade, aviation service code, date assigned station, date of





last permanent change of station, date of separation and authorized position.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a ready reference of those individuals filling positions described above.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on board on wall in AFRES/DP. Photos mailed to other Offices periodically.

**Retrievability:** By unit of assignment and position.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in Office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Personnel HQ AFRES Robins Air Force Base, GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0QTMKHB**

**System name:** 01102 0QTMKHB Locator or Personnel Data(Lists of Known Civilian Criminals).

**System location:** 317th Combat Support Group/Judge Advocate, Pope Air Force Base, NC 28308.

**Categories of individuals covered by the system:** Lists of known civilian criminals.

**Categories of records in the system:** Paper records listing personnel by name.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Judge Advocate, 317th Combat Support Group.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from a state or local government.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0RKNMDA**

**System name:** 01102 0RKNMDA General Colonel Personnel Data Action Report.

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Major Air Command and Consolidated Base Personnel Offices.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Applies to active duty Generals Colonel Colonel selectees and Officers filling Colonel authorized positions.

**Categories of records in the system:** Provides Officer assignment data such as date arrived, current duty station, projected date of retirement, data extracted from Air Force Standard Advanced Personnel Data System Record.

**Authority for maintenance of the system:** Title 10 USC Section 8074.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by major Air Command to confirm designation of authority or assignment of duty as well as in identification of manning requirements due to medical evacuations or projected retirement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** PACAF assistance for senior Officer management mailing address is CINCPACAF/DPO APO San Francisco 96553.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0SLWRCC**

**System name:** 01102 0SLWRCC Personnel Data - Participation of the Laity List.

**System location:** Base chapel-HC, 410 Combat Support Group, K I Sawyer Air Force Base, MI 49843.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Retired Air Force military personnel.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Exchange Officers.

**Categories of records in the system:** Identifies ushers, lectors, and eucharistic ministers.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to make possible trade of duty days or hours at prescribed religious services for which Catholic parishioners volunteer to serve as ushers, lectors, eucharistic ministers and gift bearers

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** All chapel personnel and Catholic parishoners

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.



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**System manager(s) and address:** Senior Catholic Chaplain-HC, 410 Combat Support Group, K I Sawyer Air Force Base, MI 49843.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Obtained from individuals.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0UMCBVB**

**System name:** 01102 0UMCBVB Visual Aid.

**System location:** AFSPCOMMCEN OS San Antonio TX 78243.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force civilian employees.

**Categories of records in the system:** Names of all Officers and Civilians GS-9 and above.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** (Officers, GS-9 and above) used by all elements of AFSPCOMMCEN for identification of key personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** AFSPCOMMCEN OS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** By individual.

**Systems exempted from certain provisions of the act:** NONE

**F01102 0UQKKAA**

**System name:** 01102 0UQKKAA 6987 Security Squadron Office Alpha Roster And Squadron Roster.

**System location:** 6987 Commander, and Director of Operations, 6987 Security Squadron, APO San Francisco 96360.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Name, office assigned, date eligible for return from overseas, Air Force Speciality Code, telephone number, and reporting official.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Quick reference/internal management within squadron.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** 6987 Commander, Director of operations.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F01102 02 ALSB**

**System name:** 01102 02 ALSB Civil Engineer Personnel Data Cards

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All assigned military and civilian personnel.

**Categories of records in the system:** Name and other personal identification data, training and experience data.

**Authority for maintenance of the system:** 44 USC, Chapter 31, Public Printing and Documents.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to check eligibility for additional professional training, to anticipate personnel rotations, and to check qualifications for Air Force Consulting Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Industrial and Systems Management Division, Headquarters Alaskan Air Command, Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Records

**Systems exempted from certain provisions of the act:** NONE

**F01103 OBXQPCA**

**System name:** 01103 OBXQPCA Active Cadet Counseling File

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Couseling Record, recording of counselors notes. Test data for interest/personality profiles.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by counselors assigned to Cadet Counseling to assist the cadet with one or more counseling relproblems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

Records are stored in locked cabinets or rooms.





**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar, United States Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information generated within the Cadet Counseling Center by personnel assigned. Information generated outside the center by referral sources, i.e., parents, Liaison Officers, other members of the Academy staff.

**Systems exempted from certain provisions of the act:** NONE

**F01103 OBXQPCC**

**System name:** 01103 OBXQPCC Faculty Biographical Sketch

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy Faculty Officers

**Categories of records in the system:** Biographical information of education, job assignments, teaching experience publications, membership in professional societies and exit interview.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Used on a daily basis as the primary source for academic information on officers assigned to the faculty and as a sole source for academic information on officers who have left the faculty due to reassignment, separation, or retirement. Category of Users: Dean of Faculty and faculty staff. Specific Use: As a source of reference in answering queries to both military and civilian agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

Stored in locked cabinets or rooms

**Retention and disposal:** Retained in Faculty Administration Office, USAF Academy, CO 80840 for 10 years after departure and then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Dean of the Faculty, US Air Force Academy, CO 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from individual and department head.

**Systems exempted from certain provisions of the act:** NONE

**F01103 OBXQPCG**

**System name:** 01103 OBXQPCG Navigation Course Number 470, Flight Mission report

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Assigned officers and cadets of the USAF Academy and support flight crew from USAF Peterson Field CO.

**Categories of records in the system:** Flight grade records and flight personnel manifests.

**Authority for maintenance of the system:** Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 379.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: Crew Manifest and Flight Mission Report form. Users: Navigation Division, USAFA. Uses: Used by the Division as a formal record of cadet flight grades.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets United States Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requesting individuals will be required to supply full name and social security account number (SSAN). Requests must first be addressed through the Commandant of Cadets (CW) before obtaining specific data from the Navigation Division (CWIN).

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from cadet flight performance during the academic year.

**Systems exempted from certain provisions of the act:** NONE

**F01103XOBXQPCB**

**System name:** 01103XOBXQPCB Athletic Squad List

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Listing of cadets participating in intercollegiate athletics by individual sport. Cadets identified by name, service number and squadron.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Academy Staff Agencies to verify an individual cadets participation in intercollegiate athletics.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, United States Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual Team Coaches

**Systems exempted from certain provisions of the act:** NONE

**F01103XOBXQPCD**

**System name:** 01103XOBXQPCD Class Committee Products

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** List of cadets academically deficient at progress reports; provides grades, military order of merit and other military and biographical information on cadets meeting



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committees; reports committee decisions and includes worksheets with coded recommendations to the Academy Board.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Provides data on academically deficient cadets. Category of Users: Class Committees and Academy Board. Specific Use: Used to make class committee recommendations to the Academy Board in deciding courses of action for certain cadets.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dean of Faculty

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F01103XOBXQPCE**

**System name:** 01103XOBXQPCE Squad List Alpha

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Alphabetical listing of all cadets by name and service number, participating in intercollegiate sports. Listing also identifies the sports in which an individual is carried on the roster.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Academy Staff Agencies to verify an individual cadets participation in intercollegiate athletics.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual Team Coaches

**Systems exempted from certain provisions of the act:** NONE

**F01103XOBXQPCF**

**System name:** 01103XOBXQPCF Prospective Cadet Athlete Records/Cadet Athlete Records.

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy nominees/applicants.

Air Force Academy cadets.

**Categories of records in the system:** Copies of congressional correspondence between the Candidate and his congressmen; copy of the candidate's high school transcript; athletic questionnaire completed by the candidate; copies of letters to and from the candidate concerning his appointment status.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to evaluate and encourage athletes to compete for an appointment. The records are used by Athletic Department personnel only. The records are used as a reference to determine athletic ability, background and as a source for determining what has transpired in a candidate's quest for an appointment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, United States Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from the public media.
Individual Candidates

**Systems exempted from certain provisions of the act:** NONE

**F01103XOBXQPCH**

**System name:** 01103XOBXQPCH Squad List Alpha

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Alphabetical listing of all cadets by name and service number, participating in intercollegiate sports. Listing also identifies the sports in which an individual is carried on the roster.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Academy Staff Agencies to verify an individual cadets participation in intercollegiate athletics.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, United States Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual Team Coaches

**Systems exempted from certain provisions of the act:** NONE

**F01201 0QPTFLA**

**System name:** 01201 0QPTFLA Information Requests-Freedom of Information Act

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All persons who have requested documents under the provisions of the Freedom of Information Act.

**Categories of records in the system:** Administration of release of information to the public.

**Authority for maintenance of the system:** 5 United States Code 552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control administrative processing of requests for information used by freedom of information manager.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for four additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Administration, Headquarters United States Air Force.

**Notification procedure:** Chief central base administration at each Air Force Installation.

**Record access procedures:** Chief of central base administration at each Air Force installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Freedom of information manager as result of requests for information from members of public.

**Systems exempted from certain provisions of the act:** NONE

**F01201X0IACYVA**

**System name:** 01201X0IACYVA Fee Case File

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Copies of general correspondence, chargeable case control, and public voucher for refunds involving collection of fees for reproduction of documents from an Air Force reserve or Air National Guard members master personnel record,at the request or authorization of the member for release to himself/or herself or approved agencies.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is for suspense and control to insure chargeable fees are collected and to verify action completed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Filed for two years then destroyed by tearing, pulping, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to command documentation officer ARPC/DAES, 3800 York St, Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be reviewed in records review room, ARPC, 3800 York St, Denver, Co 80205, Building 2, Unit 9, between 8 o:clock and 3 o:clock on normal work days. For personal visits, the individual should provide current reserve I.D. Card and/or drivers license and give some verbal information that could verify his/her place of birth.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St., Denver, CO 80205, telephone 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from other military agencies and the National Personnel Records Center, St. Louis, MO 63132.

**Systems exempted from certain provisions of the act:** NONE

**F016301SGV A**

**System name:** 016301SGV A Veterinary Records

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Retired Air Force military personnel.
Dependents of military personnel.
Dependents of retired military personnel

**Categories of records in the system:** Forms relating to animal bite/health records and food inspection and disease investigation

**Authority for maintenance of the system:** Title 10, US Code, Sections 133 and 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record animal health care procedures and investigation of diseases of animal and food origin

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from a state or local government.

**Systems exempted from certain provisions of the act:** NONE



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**F02002 OBXQPCA**

**System name:** 02002 OBXQPCA Selection Record System (Historical Files)

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy nominees/applicants.

**Categories of records in the system:** USAFA Preparatory School computer listing; selection data on new class; medical qualification at entry; cadet high school rank and class size; Fourth Class squadron assignments; special rosters with all scores (acceptees, declinations, minorities, recruited athletes, and Preparatory School); rosters from biographical data sheets (Protestant, Catholic, Jewish, and other religions, military parents, USAFA Preparatory School graduates, other preparatory school graduates, Civil Air Patrol, ROTC former member, Boy Scouts, Eagle Scouts, cadets with prior service, cadets whose father attended a service academy, cadets whose father is a general officer, former Boys State and Boys Nation delegates, and cadets with private pilot licenses); computer listings of high school activities and general information; admissions computer listings (all candidates, qualified candidates, selectees, athletes, minorities, ex cadets, and state status reports)

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate selection procedures of Air Force Academy cadets, to assure that criteria standards for entering cadets are met, and to procure various biographical information on incoming cadets for press releases.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.
Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar, US Air Force Academy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from individual himself on forms filled out as a candidate, College Entrance Examination Board and American College Testing scores, and Air Force medical examinations.

**Systems exempted from certain provisions of the act:** NONE

**F02002 OBXQPCB**

**System name:** 02002 OBXQPCB Cadet Records System (Research and Evaluation Files)

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Grade and quality point averages, course grade distributions, general and academic orders of merit, military dependents on merit lists, squadron assignments.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate cadet academic and military achievement and to coordinate statistics relating to cadet strength and attrition.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.
Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.
Air Force Academy class

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar, US Air Force Academy, CO

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F02002 OBXQPCC**

**System name:** 02002 OBXQPCC Graduate Record System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy graduates

**Categories of records in the system:** Flying training graduates and eliminees, graduate data sheets, graduate initial assignments, and graduate scholastic degrees and losses.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate Air Force Academy graduate achievements in graduate schools, flying training, and regular duty assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.
Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Air Force Academy class

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.





**System manager(s) and address:** Director of Admissions and Registrar,US Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F02501 0IACYVA**

**System name:** 02501 0IACYVA Manpower standards study reports.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** workload and man hour record

**Authority for maintenance of the system:** Title 31 US Code sections 18,18a and 18b.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** to collect man hour and workload data for the purpose of comparing work accomplished to the standard and to expected to be done, to indentify excessive workload buildups and to determine individual employee performance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are protected by guards.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer ARPC(DAES), 3800 York St, Denverver Colorado 80205. Written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence . Received . Rom cent. R. Rec. Rds may be. Reviewed in. Rec. Rds. Review room ARPC, 3800 York St, Denver, CO 80205, Building 2, unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve I.D.. Card and/or drivers license and give some verbal information that could verify his/her identity as to duties performed by them at Air Reserve Personnel Center.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 YOrk St, Denver Colo, 80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information collected from individual.

**Systems exempted from certain provisions of the act:** NONE

**F02503 DPCXP A**

**System name:** 02503 DPCXP A Committee Management Records

**System location:** Primary system at Headquarters United States Air Force Directorate Civilian Personnel decentralized segments at Major Command Headquarters command security clearance granting authority

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Nongovernment employees serving in an advisory capacity serving on a part-time basis

**Categories of records in the system:** Assignment record files include biographical data and letters of notification and selection

**Authority for maintenance of the system:** Public Law 92-463 6 October 1972 Executive Order 11686 7 October 1972 Office Management and Budget Circular A63 27 March 1974

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assignment record files are originated to identify control and administer individuals selected for assignment to Advisory Committees

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records

Maintained in file folders.
Maintained in card files.

**Retrievability:** Filed by Committee

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in vaults.
All records are stored, processed, transmitted, with discretion.

**Retention and disposal:** Appointment record files on individuals are retained during period of assignment, then destroyed by shredding or burning.

**System manager(s) and address:** Chief, Directorate of Civilian Personnel, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F02503 NB A**

**System name:** 02503 NB A Biographical Information File

**System location:** Scientific Advisory Board (SAB)

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Past and present members of the United States Air Force (USAF) Scientific Advisory Board and individuals assigned to the SAB Secretariat.

**Categories of records in the system:** Biography, Confidential Statement of Employment and Financial Interests, Personal Security Clearance, Classified Storage Facility Certificate, Civil Service Commission Personnel Action Notices, Correspondence related to member's appointment to SAB and his SAB activities.

**Authority for maintenance of the system:** Public Law 92-463, Section 8

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference for SAB Chairman, Military Director, and Executive Secretary in selecting members for participation in SAB activities. Used by SAB Secretariat as source documents for submission to the Office of the Secretary of Defense for appointment and reappointment to the SAB, source documents for certification of personal security clearance and facility clearance for mailing of classified material, and source for biographi-



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cal information provided to other agencies prior to members' visits on SAB business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after reassignment or rotation off the SAB. Record is then screened, documents of historical significance are retained, remainder are destroyed by tearing into pieces.

**System manager(s) and address:** Executive Secretary, SAB, Headquarters USAF Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Specify full name, social security number or service number, and date of birth.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.

Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F02503 0J DP A**

**System name:** 02503 0J DP A Commander Commander selection file.

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of staff for personnel(DCS/p)

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All ATC Officers eligilble for consideration for Squadron Commander duties in grade of Captain through Lt Colonel

**Categories of records in the system:** Individual military records containing selection data.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data used to select Commanders for select units

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.
Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Stored in locked building

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P, Headquarters ATC Randolph Air Force Base Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from financial institutions.

**Systems exempted from certain provisions of the act:** NONE

**F02503 0J DP B**

**System name:** 02503 0J DP B Brigadier General screening board results

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of staff. for personnel(DCS/p)

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All ATC active duty Colonels

**Categories of records in the system:** Individual military records pertaining to eligibility consideration and recommendation for promotion.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ATC commander uses data to make promotion recommendations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Sequenced by date of events

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph AFB Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F02701 OBXQPCA**

**System name:** 02701 OBXQPCA Cadet Summer Training

**System location:** At United States Air Force Academy, CO 80840.

At Commandant of Cadets, United States Air Force Academy, CO 80205

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Prior individual cadet summer training completion record of programs attended, current summer assignment, and training program preferences.

**Authority for maintenance of the system:** Title 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain record of cadet summer military training accomplishments. Assign cadets to summer training programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.





**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets, United States Air Force Academy, CO 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Prior training completed and cadet preferences for subsequent training.

**Systems exempted from certain provisions of the act:** NONE

**F02701 06SCEY**

**System name:** 02701 06SCEY Air Force Audit Agency (AFAA) Management Information System - Plan File

**System location:** Managed at the Auditor General Headquarters (HQ) Air Force Audit Agency (AFAA), AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** 1. Audit managers, managing centrally directed audits and projects 2. Project supervisors, supervising centrally directed audits and projects 3. Plans officers, managing planning of centrally directed audits and projects 4. Operations officers, tracking centrally directed audits (CDA) and projects

**Categories of records in the system:** Project-Management, Centrally Directed Audit Assignment Notices, and Centrally Directed Audit Catalog records.

**Authority for maintenance of the system:** Title 10 US Code 8014

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** 1. Provide project management data to the audit control point (audit manager) 2. Provide project management data to the office of primary responsibility (project supervisor) 3. Retrieve by plans officer or operations officer for workload planning and project tracking. 4. Retrieve by audit manager or subject for area expertise and management information. 5. Retrieve by project supervisor for management, project, and workload control. The purpose of the file is to provide project management and control data to all levels of AFAA management. The above listed uses constitute the only retrievals made using name as the key; all other retrievals are keyed on subject, date, project number, or other project related data. All levels of AFAA management use the file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained in card files.
Maintained on microfiche.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, HQ Air Force Audit Agency (AFAA/CC), Norton AF CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or the Air Force Audit Agency Director of Operations (AFAA/DO) or the Director of Plans (AFAA/XP), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** AFAA Project Management and resource expenditure data generated internally within the AFAA

**Systems exempted from certain provisions of the act:** NONE

**F03001 DPXVV A**

**System name:** 03001 DPXVV A File Designation, Drug Abuse, Waiver Requests

**System location:** Volunteer Branch, Volunteer Division, Directorate of Personnel Plans (HQ USAF/DPXVV) Washington, D.C. 20330; Directorate of Student Resources, USAF Recruiting Service, Air Training Command, Randolph Air Force Base, Texas 78148 (ATC/RSS, Randolph AFB TX 78148); 3700Personnel Processing Group, Lackland AFB, Texas 78236 (3700 PPG, Lackland AFB, Texas 78236); USAF Recruiting Service Detachment Headquarters; USAF Recruiting Service Offices; Deputy Chief of Staff, Education, Headquarters Air University, Maxwell AFB, Alabama 36112 (AU/ED, Maxwell AFB AL 36112); Directorate of Senior Programs, Headquarters Air Force Reserve Officer Training Corps (AFROTC), Maxwell AFB, Alabama 36112 (AFROTC/SD, Maxwell AFB, Alabama 36112); AFROTC Detachments; Directorate of Admissions and Registrar, United States Air Force Academy, USAF Academy, Colorado 80840 (USAFA/RR, USAF Academy, Colorado 80840);

**Categories of individuals covered by the system:** Applicants for enlistment or commissioning who have a history of pre-service drug abuse and who have requested a waiver of their disqualification.

**Categories of records in the system:** A Copy of the USAF Drug Abuse Certificate and Drug Abuse Circumstances, Recommendation of Intermediate commands, and cover letter containing HQ USAF decision on waiver request are maintained

**Authority for maintenance of the system:** Title 10 United States Code - Armed Forces, Chapter 31, Enlistments in Regular Component, Section 504 and Title 44 USC, Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This record is not released outside the Air Force. Records are maintained for future refer- ence in the case of further inquiries relative to approval or disapproval of the request for waiver of pre-service drug abuse.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** After action on the request, the paper record is filed in secured file cabinets, retained for no more than six months, and destroyed by tearing into pieces.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Requests from individuals should be addressed to the system's manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Records maintained in the system are provided by either Air Training Command, Air University, or the USAF Academy

**Systems exempted from certain provisions of the act:** NONE

**F03001 JALA A**

**System name:** 03001 JALA A Confidential Statement of Employment and Financial Interest

**System location:** Office of the General Counsel, Office of the Secretary of the Air Force, Washington, D.C. 20330

At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the



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Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Those individuals in the Office of the Secretary of the Air Force required by Department of Defense Directive 5500.7 to file statements of employment and financial interests with the General Counsel of the Department of the Air Force. Government Employees in Grade of Major or GS-13 and above who are on Air Staff or Report Directly to the Chief of Staff and who participate personnally and substantially in contract and Procurement or auditing actions involving thier agency.

**Categories of records in the system:** Contains the title of the individual's position, date of appointment in present position, agency and major organization segment of the position, employment and financial interests, creditors, interest in real property, and a list of persons from whom information can be obtained concerning the individual's financial situation.

**Authority for maintenance of the system:** Executive Order 11222, 'Prescribing Standards of Ethical Conduct for Government Officers and Employees.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The review of the statements by the individual's supervisor and deputy counselor,

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records maintained in file folders.

**Retrievability:** Filed alphabetically by year.

**Safeguards:** Stored in locked metal safes.

**Retention and disposal:** Retained up to two years after the individual has left employment destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Assistant General Counsel (Personnel)

The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance from the Sysmanager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from the individual or from personnel designated by the individual.

**Systems exempted from certain provisions of the act:** NONE

**F03001 SPI A**

**System name:** 03001 SPI A Duty and Travel Restriction Notification Letters.

**System location:** At Consolidated Base Personnel Offices, Consolidated Civilian Personnel Offices, Offices of The Chief of Security Police and offices of the issuing authority at Air Force installations where individuals are currently assigned or employed, or where separated, if applicable. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's System Notice.

**Categories of individuals covered by the system:** Military members, civilian employees and defense contractors whose travel and duty assignments have been restricted because of current knowledge of certain sensitive classified information.

**Categories of records in the system:** Letters imposing duty and travel restrictions.

**Authority for maintenance of the system:** Title 10USC 8012, Title 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Persons assigned to positions requiring access to sensitive classified information are subject to specific restrictions in duty and travel. Restrictions are imposed while occupying such positions and normally remain in effect for one year after termination of access to the information associated with those positions. Letters inform individuals, supervisors, and personnel management officials of specific restrictions. May be used by personnel officials in determining duty assignments and by transportation officials in restricting or routing travel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Notification letters are retained until termination of restriction, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Washington D.C. 20330 Installation Chief of Consolidated Personnel Office (military or civilian, as applicable); installation Chief of Security Police; commander of unit issuing the restriction letter.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Write or visit the installation where currently assigned/employed or, if applicable, where separated from the Air Force. Written requests must be notarized; personal visits require positive identification. Provide full name, SSAN, and current military/civilian status. Former members also provide approximate date (month and year) when active military duty or civilian employment terminated.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information from source documents such as clearance and access records; information from commanders and agency chiefs who granted access to the sensitive classified information.

**Systems exempted from certain provisions of the act:** NONE

**F03001 0CGBUZA**

**System name:** 03001 0CGBUZA Alcohol Abuse Control Case Files.

**System location:** At servicing Air Force (AF) installation social actions office.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

Dependents of military personnel.

who are enrolled in an alcohol rehabilitation program.

**Categories of records in the system:** As a minimum, the file contains forms and commander's letters documenting date and means of identification, categorizing type of abuse, and indicating that individual l has completed the rehabilitation program.

**Authority for maintenance of the system:** Section 408, drug-abuse office and treatment act of 1972 (Public Law 92-255; 21 United States Code. 1175).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File purpose is to document a person's progress in the rehabilitation program. Those authorized to review, handle, or have access to the file are social actions and medical personnel directly engaged in rehabilitation of a person, Veterans Administrat ion (VA) treatment personnel in cases of members transferred directly to VA in active duty status, official members of rehabilitation evaluation group, Commanders in member's chain of command, and persons authorized by Public Law 92-255, section 408(b)c21 United States Code 1175(b)). The file is used to develop a treatment regimen, to assist rehabilitation evaluation group make decisions for rehabilition program dispositions, and to prepare recurring reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

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**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.





**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are controlled by personnel screening.

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**Retention and disposal:** Destroy 6 months after completion of follow on phase of rehabilitation by tearing into pieces, shredding, pulping, macerating, or burning, unless needed for background for case files supporting a separation action or other actions under other directives, in which case, disposition will be the same as the file which they support.

**System manager(s) and address:** Director of Administration, Headquarters United States Air Force.

**Notification procedure:** Chief, social actions servicing AF installation. Requests to determine existence of a file should include full name, grade, and unit of assignment. Personal visit proof of identity requires full name and possession of Department of Defense (DD) Form, 2 AF, Armed Forces Identification Card; DD Form 1173, Uniformed Services Identification and Privilege Card; or driver's license and personal recognition of counselor.

**Record access procedures:** Chief, social actions, servicing AF installation.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Personnel records, individual.

**Systems exempted from certain provisions of the act:** NONE

**F03001 0CGBUZB**

**System name:** 03001 0CGBUZB Drug Abuse Control Case File.

**System location:** At servicing Air Force (AF) installation social actions office.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

Dependents of military personnel.

who are enrolled in a drug rehabilitation program.

**Categories of records in the system:** As a minimum, the file contains unit commander's letters documenting date and means of identification, categorizing type of abuse, and indicating that individual l has completed the rehabilitation program.

**Authority for maintenance of the system:** Section 408, drug-abuse office and treatment act of 1972 (Public Law 92-255; 21 United States Code. 1175).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File purpose is to document a person:s progress in the rehabilitation program. Those authorized to review, handle, or have access sto the file are social actions and medical personnel directly engaged in rehabilitation of a person, Veterans Administration (VA) treatment personnel in cases of members transferred directly to VA in active duty status, official members of rehabilitation evaluation group, commanders in member's chain of command, and persons authorized by Public Law 92-255, section 408(b)(21 United States Code 1175(b)). The file is used to develop a treatment regimen, to assist rehabilitation evaluation group make decisions for rehabilitation program dispositions, and to prepare recurring reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

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**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

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**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are controlled by personnel screening.

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**Retention and disposal:** Destroy 1 year after completion of rehabilitation, permanent change of station transfer, or separation by tearing into pieces, shredding, pulping, macerating, or burning, unless needed for action under other directives; then, dispose of in accordance with the other directive.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Chief, social actions servicing AF installation. Requests to determine existence of a file should include full name, grade, and unit of assignment. Personal visit proof of identity requires full name and possession of Department of Defense (DD) form 2 AF, Armed Forces Identification Card; DD Form 1173, Uniformed Services Identification and Privilege Card; or driver's license and personal recognition of counselor.

**Record access procedures:** Chief, social actions at servicing Air Force installations.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. .

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Personnel records, individual.

**Systems exempted from certain provisions of the act:** NONE

**F03001 0JMPLSC**

**System name:** 03001 0JMPLSC Drug Abuse Control Case Files

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Drug Abuse Office 3700 Personnel Processing Group Lackland Air Force Base TX 78236

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

referred to drug abuse office.

**Categories of records in the system:** Various letters describing drug abuse information such as notification of disposition, recommendation for disposition, drug abuse determination of urinalysis cases.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Discharge authority, drug abuse office, squadron commanders determine extent of prior service drug abuse and make determinations of discharge or retention in the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 3700 Personnel Processing Group



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**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sqdn commanders base surgeon classification interviewers

Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03001XOBXQPCA**

**System name:** 03001XOBXQPCA Graduate Programs

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Graduate record examination scores, order of merit scores, cumulative GPA scores, panel commentaries and transcripts.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in the applications of graduates competing for the various fellowships and other post graduate scholarships by Graduate Scholarship Committee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Transferred to USAFA Staging Area, USAF Academy, CO 80840 15 years after graduation then destroyed by tearing into pieces after 10 additional years.

**System manager(s) and address:** Director of Counseling and Scheduling, USAF Academy CO 80840.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03001XOBXQPCB**

**System name:** 03001XOBXQPCB Military and Leadership Order of Merit System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Military Order of Merit System consists of AFCW Form 1, Cadet Performance Report, Work Sheet, Cadet Military Rating, Computer produced rosters listing final Military Order of Merit standing, Leadership Order of Merit. System consists of computer produced roster listing final Leadership Order of Merit standing.

**Authority for maintenance of the system:** Title 44, USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as an input in determining Military Order of Merit standing. Used as an input in determining Military Order of Merit standing. Used to record results from AFCW Form 11 for processing through computer. Used to record final Military Order of Merit standing. Used to record final Leadership Order of Merit standing.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director, Cadet Personnel , USAF Academy CO 80840

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03001X0IACYVB**

**System name:** 03001X0IACYVB Inquiries on the Reserve Program

**System location:** at Air Reserve Personnel Center (ARPC), 3800 York Street, Denver, Co 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Civilians.

**Categories of records in the system:** letters from active, reserve military personnel and civilians requesting assignment, vacancy search action in the Air Force reserve program.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ARPC personnel answer questions on the reserve program and/or try to locate vacancies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St Denver, CO 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve I.D., card and/or drivers license and give some verbal information that could verify his/her inquiry.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual.

**Systems exempted from certain provisions of the act:** NONE

**F03002 SPO A**

**System name:** 03002 SPO A Documentation for Identification and Entry Authority .

**System location:** Kept by the Chief of Security Police at the installation where an individual is issued identification or entry authority credentials. Information copies of certain application forms for entry into certain restricted areas are also kept at an individual's duty assignment. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** Persons who are issued identification credential for normal identity purposes or for entry into controlled or restricted areas.

**Categories of records in the system:** Includes the documentation used to request identification or entry credential, information reports on the loss, theft, or destruction of these credentials, certain types of entry authority lists, and various accountability records.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the security police for issuing ID cards and certain restricted or controlled area badges which authorize entry into certain areas. Some organizations may routinely keep copies of the above documentation in order to maintain control over persons authorized entry into certain areas. Accountability documents are used to insure proper control over the various forms utilized in these functions. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any record or part thereof can be transferred to any component of the Department of Defense or to the Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by computer system software.

**Retention and disposal:** Accountability records are destroyed two years after issue of the last card or the last entry on a log, etc. Statements, certificates, and related correspondence reporting the loss, theft, or destruction of identification or entry credentials are destroyed one year after reported loss. Destruction of these items is by tearing into pieces.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police.

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, home address, and the letter will be notarized. During a personal visit, individual will be required to produce military ID, if applicable, a valid drivers license, or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03002 0IACYVA**

**System name:** 03002 0IACYVA Applications for Identification (ID) cards.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Applications for ID cards and discharge orders.

**Authority for maintenance of the system:** title 18 U.S.Code 499, 506 and 701.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to suspend pending receipt of ID card or correspondence from reserviSt advising of prior disposition of identification card.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Destroy when notified that creDential has been returned to issuing activity by tearing into pieces, shredding, pulping, mascerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written requeSt for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, Colo 80205, Building 2 unit G. between 8 o'clock and 3 o'clock on normal work days. For personal visits,the individual should provide current reserve i.d.card and/or drivers license and give some verbal information that could verify his/her former reserve Status and date of discharge.

**Record access procedures:** Individual can obtain assiStance in gaining access from Command Documentation Manager,APRCDAES 3800 York St. Denver colo.80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is extracted from maSter personnel record when individual is discharged from the Air Force Reserve.

**Systems exempted from certain provisions of the act:** NONE

**F03002 02 ALSA**

**System name:** 03002 02 ALSA Entry Control Roster

**System location:** Security Police, Elmendorf Air Force Base, Alaska, APO Seattle 98742. Eielson Air Force Base, Alaska, APO Seattle 98737. Shemya Air Force Base, Alaska APO Seattle 98736. King Salmon Airport, Alaska, APO Seattle 98713. Galena Airport, Alaska, APO Seattle 98723.







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**Categories of individuals covered by the system:** All military personnel requiring unescorted entry to restricted areas.

**Categories of records in the system:** Machine roster and computer cards with restricted area badge number, name, rank, social security account number, organization, and level of security investigation.

**Authority for maintenance of the system:** Section 21, Internal Security Act of 1947. 50 USC 797, Security Regulations and Orders - Penalty for Violations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Security Police personnel controlling entry to restricted areas to verify authority for individuals to enter these areas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Security Police of Unit.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03002 02 ALSB**

**System name:** 03002 02 ALSB Alaskan Air Command Civilian Identification Cards

**System location:** At Headquarters of Alaskan Air Command and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** All civilian personnel working on Alaskan Air Command installations.

**Categories of records in the system:** Identification card is issued upon presentation of a written request from the Civilian Personnel Office.

**Authority for maintenance of the system:** 5 USC, Section 301, Government organization and employees - Powers -Department Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide a means of identification for Alaskan Air Command civilian employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by persons who need to know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Unit chiefs of Security Police

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals make application

**Systems exempted from certain provisions of the act:** NONE

**F03003 DPMSACB**

**System name:** 03003 DPMSACB Deceased Service Member's Dependent File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Air Force Widows

**Categories of records in the system:** Name, Address, Social Security Account Number (SSAN) of Widow: Name, Grade, SSAN, Date of Death/Date of Retirement of Sponsor

**Authority for maintenance of the system:** Title 10 United States Code - Armed Forces, Chapter.805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used only to identify Air Force Widows for purpose of mailing copies of the quarterly United States Air Force News for Retired Personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Tape and Card

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Maintained permanently.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph AFB, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Widows request, ID card application, casualty notices.

**Systems exempted from certain provisions of the act:** NONE

**F03003 DPMSACC**

**System name:** 03003 DPMSACC Indebtedness, Nonsupport, Paternity

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty and retired personnel

**Categories of records in the system:** Correspondance files containing name, grade, Social Security Account Nunber (SSAN), duty station, address, and financial status

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces, Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Wives, former wives, commercial institutions, welfare agencies, and members of Congress based on allegations of indebtedness and non-support.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.





**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel Randolph AFB, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals, private concerns, and government agencies with interests pursuant to subject records.

**Systems exempted from certain provisions of the act:** NONE

**F03003 DPMSC A**

**System name:** 03003 DPMSC A Casualty Files

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Headquarters United States Air Force, Washington DC 20330.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

**Categories of individuals covered by the system:** Any United States Air Force (USAF) member who is or might become a casualty

**Categories of records in the system:** Record of Casualty. This pertains to all personnel on active duty; personnel retired with pay; missing in action and captured personnel; Air Force Academy cadets; all Air Force Reserve and Air National Guard personnel performing authorized inactive duty for training or traveling directly to or from such place of duty; all Air Force Reserve Officers' Training Corps (AFROTC) applicants or members on annual training duty for 14 days or more or who are traveling to or from the designated place of such duty; certain civilian employees of the Air Force paid from appropriated funds who die while assigned overseas or who are on temporary duty from the Continental United States (CONUS) to overseas or who are traveling to or from the designated place of such duty under competent authority; certain unique situations on civilian employees and dependents of military personnel who die in mishaps while traveling aboard Military Airlift Command (MAC) or MAC-chartered flights or by other means of MAC oversea travel; and on certain civilian employees in the CONUS when death was the proximate result of their employment. Casualty Case File. Files pertaining to all officers and airmen on active duty or extended active duty (including personnel in absent without leave, desertion, or dropped from the rolls status); officers and airmen retired with pay; Air Force Academy cadets; all Air Force Reserve and Air National Guard officers and airmen performing authorized inactive duty for training or traveling directly to or from such place of duty; all AFROTC applicants or members on annual training duty for 14 days or more or traveling to or from the designated place of such duty; certain civilian employees of the Air Force paid from appropriated funds who die while assigned overseas or who are on Temporary Duty (TDY) from CONUS to overseas or who are traveling to or from the designated place of such duty under competent authority; certain civilian employees and dependents of military personnel who die in mishaps while traveling aboard MAC or MAC-chartered flights or by other means of MAC overseas travel; certain foreign nationals and certain employees in the CONUS when death was the proximate result of their employment. A casualty is defined as members of the armed forces and certain civilians who are lost to their organization by reason of having been declared dead, wounded, injured, or diseased. The casualty case file is comprised of messages pertaining to the member; a copy of the Record of Emergency Data; Air Force Military Personnel Center Form , CONUS death/Missing; Department of Defense Report of Casualty; copy of Assignment of Assistance Responsibility letter; Veterans Administration (VA) , Servicemen's Group Life Insurance Election; correspondence from the base/AFMPC to/from the next of kin (NOK); Air Force Form , Acknowledgement and/or Transfer of Casualty Assistance Case; AFMPC Casualty Documentation Record; Statement of Service; copy of notification message; Western Union messages; Mortuary messages; Report of Facts and Circumstances; autopsy; and other related correspondence and forms which pertain to the file. Record of Emergency Data (Being Maintained on all Air Force personnel on extended active duty (EAD) and Air Force Academy Cadets. Missing Persons Case Files. Reports submitted on United States Air Force (USAF) personnel who become missing as defined in Section 551, Chapter 10, Title 37, United States Code. Convenience rosters of those persons, copies of communications from and to next of kin, intelligence reports, items received through news media, some films.

**Authority for maintenance of the system:** Chapter 31, Title 44, United States Code (USC) 3101-3107, Records Management by Federal Agencies; Chapter 33, Title 44, USC 3301-3314, Disposal of Records; Title 10, USC 2771, Armed Forces - Accountability and Responsibility; ; Sections 555 and 556, Chapter 10, Title 37, United States Code, Pay and Allowances of the Uniformed Services, Payments to Missing Persons;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Support of the Casualty Services Program. The information is used to assist the Air Force in effecting expeditious reporting, dignified and humane notifications, and efficient and thorough assistance to the next of kin of all casualties as previously defined. Primary user is the Air Force Casualty Division, Major Commands (MAJCOMs), and bases of assignment and/or reporting installation, Air Force (AF) Mortuary. Records contain histories of all known data surrounding the missing statuses, recording dealings with next of kin, and reflecting efforts to obtain all possible information through normal and intelligence channels as well as the results of those efforts. Contain record of personnel actions taken which involve the missing persons as well as actions taken in accordance with public law. Rosters are maintained for convenience of completing many actions. Primary users are personnel in the Casualty Division, Air Force Military Personnel Center. Decentralized segment is maintained for rapid response to queries by high-level personnel in the Washington, District of Columbia (DC) area. The Record of Emergency Data is used to show the names and addresses of service member's spouse, children, parents and other persons the member wants notified should he/she become a casualty. Serves as an official document required by law (Title 10, United States Code (USC) 2771) for designating beneficiaries for death gratuity and unpaid pay and allowances. Also used to designate a person to receive an allotment of pay if the member becomes missing, captured or interned. Primary user is the Casualty Division.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Casualty records are accessible only to authorized personnel assigned to the Casualty Division. Personnel are on duty 7 days per week, 24 hours a day. Also, access to the building after duty hours is controlled by Security Police personnel.

**Retention and disposal:** Records are both temporary and permanent. They are retained in active file until the member's status is changed to deceased or returned to military control. One year after that time, selected temporary records are destroyed and all permanent records are retired to the National Personnel Records Center. Remaining temporary records are destroyed ten years after date of death or return to military control. Destroyed by shredding, burning, or by tearing into pieces.

**System manager(s) and address:** Assistant Deputy Chief of Staff, Personnel for Military Personnel, Air Force Military Personnel Center, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Requests from individuals should be addressed to: Air Force Military Personnel Center/Casualty Division (AFMPC/DPMC), Randolph Air Force Base, Texas 78148. If records have been retired, the request will be forwarded to National Personnel Records Center (NPRC). Written requests should contain the full name and Social Security Account Number of the member as well as an indentification as complete as possible of the desired material including, if known, its title, description, number, date and issuing authority. For personal visits, the individual must provide some acceptable identification; that is, drivers license, identification card, or give some verbal information that can be verified in the case folder.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information provided by next of kin, organization of assignment, information extracted from Master Personnel Records, documents generated within the Casualty Division, Air Force Military Personnel Center, correspondence produced in providing casualty notification/assistance/processing.

**Systems exempted from certain provisions of the act:** NONE

**F03003 XOXXX**

**System name:** 03003 XOXXX Next of Kin Inquiries Civilian MIA/PWs



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**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Dependents of military personnel.

MIA/PW Sponsor
Peace Corps and State Department personnel. and other US civilian employees

**Categories of records in the system:** Correspondence Background data Intelligence Reports

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Background data for Plans and Policy Formulation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Division Chief, Plans and Policy Division, Hq USAF (XOXXX) Washington D.C. 20330

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03004 AFDPMDA**

**System name:** 03004 AFDPMDA Contingency Planning Support Capability (CPSC)-Data Systems Designator (DSD) A349

**System location:** Headquarters Strategic Air Command, Offutt AFB, NB 68113, Headquarters Tactical Air Command, Langley AFB, VA 23365, Headquarters Military Airlift Command, Scott AFB, IL 62225, Headquarters Aerospace Defense Command, Ent AFB CO 80912, Headquarters Air Force Communications Service, Richards-Gebaur AFB MO 64030, Headquarters United States Air Forces Europe, Ramstein Air Base (AB), APO New York 09012, and Headquarters Pacific Air Forces, APO San Francisco 96553.

**Categories of individuals covered by the system:** Records are maintained on officer and enlisted personnel that are projected or departed on Temporary Duty (TDY) in support of contingency deployment or manning assistance projects.

**Categories of records in the system:** Data maintained on individuals consists of 200 characters of data that fall into the following categories: Individual identification, skills, assigned organization, attached (TDY) organization and location, period and type of TDY, and projected completion date. Information is related only to the current performance of TDY of the individual on a specific project.

**Authority for maintenance of the system:** Title 44 United States Code, Section 3101 and Title 10 United States Code, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data described herein represents only that portion of CPSC that contains individually identifiable data records. Other records in CPSC provide manpower authorizations to deploy personnel resources. The individual data provides the necessary information to insure that right numbers of personnel with the appropriate skills are projected/deployed in support of a contingency plan. Standard output programs summarize the individual data records and perform comparative routines to monitor the deploying force in relationship to the CPSC deployment manning document. Individual data records are provided to the CPSC via a magnetic tape file interface with the Advanced Personnel Data System (APDS). This file is provided on an as required frequency basis with production permissible as often as the APDS files are updated at the Major Air Command.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

**Retrievability:** Individual data records are not accessed nor displayed reflecting name or SSAN by standard CPSC programs. Retrieval programs available to Major Air Command personnel managers may be utilized to access individual data.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by computer system software.

**Retention and disposal:** Records are maintained only for the duration of the TDY period. Upon expiration of the TDY, records are programmatically deleted by the APDS.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Director of Personnel Data Systems, Assistant Deputy Chief of Staff for Personnel, Military Personnel, Randolph AFB, TX, and Director of Personnel Data Systems at each Major Air Command Headquarters provided in the system location identification.

**Notification procedure:** Director of Personnel Data Systems at each Major Air Command Headquarters provided in the system location identification.

**Record access procedures:** Director of Personnel Data Systems at each Major Air Command Headquarters provided in the system location identification.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Data is provided from system interface, at the Major Air Command, with the Advanced Personnel Data System. Data is originally generated from the base level personnel data system by the Consolidated Base Personnel Office, as a result of force deployments or inter-base manning assistance actions.

**Systems exempted from certain provisions of the act:** NONE

**F03004 AFDPMDB**

**System name:** 03004 AFDPMDB Advanced Personnel Data System (APDS) - ADS: E300

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

The Central Data Processing facility for APDS is operated by the Directorate of Personnel Data Systems, Asst DCS/Personnel for Military Personnel, Headquarters USAF, Randolph AFB, TX, 78148. Remote terminals located within this 'Air Force Military Personnel Center' (AFMPC) complex permit authorized users access to the central data base. All Major Command headquarters (e.g., Hq Strategic Air Command, Hq Aerospace Defense Command) have access to a computer data base containing records on individuals assigned to their command. In addition, remote terminals located at Headquarters of the following Major commands provide direct access to the Central Data Base at Randolph AFB for update and retrieval of data: Hq Air Training Command/DPD, Randolph AFB, TX 78148; Hq Strategic Air Command/DPD, Offutt AFB, NE 68113; Hq Tactical Air Command/DPD, Langley AFB, VA 23365; Hq Aerospace Defense Command/DPD, Ent AFB CO 80912; Hq Air Force Logistics Command/DPM, Wright Patterson AFB OH 45433; Hq Air Force Systems Command/DPD, Andrews AFB, MD 20331; Hq Air University/DPD, Maxwell AFB, AL 38112; Headquarters Command/DPD, Bolling AFB, DC 20332; Hq Military Airlift Command/DPD, Scott AFB, Il 62225; Hq USAF Security Service/ DPD, San Antonio, TX 78243; Hq Air Force Communications Service/DPD, Richards-Gebaur AFB, MO 64030; Hq Air Force Reserve/DPD, Robbins AFB, GA 31093; Hq Pacific Air Force/DPD, APO San Francisco 96553; Hq United States Air Force Europe/DPD, APO New York 09012. Certain Air Force Staff Agencies, Separate Operating Activities and other specialized activities are provided





remote access to the Central Data Base as required to discharge their respective functions. Remote terminals to support these requirements are found at the following locations: The Forrestal Bldg,(AF/Surgeon General, AF/Judge Advococate) Washington DC 20314; The Pentagon, (AF/Director of Personnel Plans, AF/Director of Personnel Programs, AF/Reserve Personnel Division, National Guard Bureau/Air Personnel Division, AF/ Assistant for Colonels' Assignments) Washington DC 20330; Air Reserve Personnel Center, Director of Personnel Systems, 3800 York St, Denver, CO 80205; Washington Area Automated Data Processing Support Office/DPMDQ, Bolling AFB, DC 20332; Hq Air Training Command, Directorate of Student Resources, and Deputy Chief of Staff for Recruiting Service, Randolph AFB, TX 78148; Consolidated Base Personnel Offices (CBPO's) located at selected Air Force Bases around the world maintain computer data bases on persons for whom they have a servicing responsibility. In addition, CBPO's can request - by mail or the DOD Automatic Digital Network (AUTODIN) data from the Central Data Base at Randolph AFB, TX. CBPOs do not have direct remote access to the Central Data Base. Official mailing addresses of CBPOs are in the DOD directory in the Appendix to this systems notice. The three APDS processing echelons (Base, Major Command, and Hq USAF) are linked via AUTODIN into one vertical system. Data items are updated by the office and at the level having primary responsibility for the item in question. Data may be retrieved by the office and at the level having a validated requirement for access to it.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Air Force Academy cadets.

Certain surviving dependents of deceased members of the US Air Force and predecessor. Organizations; potential Air Force enlistees; candidates for commission enrolled in college. Level Air Force Reserve Officer Training Corps Programs; Deceased members of the Air Force and predecessor organizations; Separated members of the US Air Force, the Air National Guard (ANG) and Air Force Reserve (USAFR); ANG and USAFR Technicians.

**Categories of records in the system:** The principal digital record maintained at each APDS operating level is the master personnel record, which contains the following categories of information: 1. Accession data - that data which pertains to an individuals entry into the Air Force. Some examples are: Place of enlistment source of commission, home of record, date of enlistment, place from which ordered to EAD. 2. Education and training data, describing the level and type of education and training civilian or military - received by the data subject, for instance: academic education level, major academic specialty, professional specialty courses completed, professional military education received. 3. Utilization data - that information which is used in assigning and reassigning the individual, determining skill qualifications, awarding Air Force Specialty codes, determining duty location and job assignment, screening/selecting individual for overseas assignment, performing strength accounting processes, etc. Examples are: Primary Air Force Specialty code, Duty and Control Air Force Specialty Code, personnel accounting symbol, duty location, up to 24 previous duty assignments, aeronautical rating, date departed last duty station, short tour return date, reserve section, current/last oversea tour. 4. Evaluation Data - data relating to various evaluations performed on members of the Air Force during their career, for example: Officer Effectiveness Report dates and ratings, Airman Performance Report dates and ratings, results of various qualification tests, an 'Unfavorable Information' indicator, and Drug and Alcohol Abuse data. 5. Promotion Data - concerning an individual's promotion history, current grade and/or selection for promotion, e.g.: current grade, date of rank and effective date; up to 10 previous grades, dates of rank and effective dates; projected temporary grade, key 'service dates.' 6. Compensation data - although APDS does not deal directly with paying Air Force members, military pay is largely predicated on personnel data maintained in APDS and provided to the Air Force Accounting and Finance Center (AFAFC) as described in ROUTINE USES below. Among these data are: Pay date, Aviation Service Code, sex, grade, proficiency pay status. 7. Sustentation data - information dealing with programs provided or actions taken to improve the life, personal growth and morale of Air Force members. In this category are such items as: awards and decorations, marital status, number of dependents, religious denomination of member and spouse, race relations education. 8. Separation and retirements data, which identifies an individual's eligibility for and reason for separation, using items such as: date of separation, mandatory retirement date, projected or actual separation program designator and character of discharge. At the central processing site (AFMPC), a number of subsidiary files or processes are operated. Although some may be called 'systems', they are in fact integral parts of APDS, and function as such. 1. Procurement Management Information System (PROMIS) - is an automated system designed to enable the USAF to exercise effective management and control of the personnel procurement personnel required to meet the total scheduled manpower requirements necessary to accomplish the Air Force mission. The system provides the recruiter with job requirement data such as necessary test scores, Air Force Specialty Code, sex, date of enlistment; and the recruiter enters personal data on the applicant - SSAN, name, date of birth, etc. - to reserve the job for him or her. 2. Career Airman Reenlistment Reservation System (CAREERS) - is a selective reenlistment process that manages and controls the numbers by skill of first-term airmen that can enter the career force to meet established objectives for accomplishing the Air Force mission. A process and to recruit and enlist the quantity and quality of prior and non-prior service centralized data bank contains the actual number, by quarter, for each Air Force Specialty Code (AFSC) that can be allowed to reenlist during that period. The individual requests reenlistment by stating his eligibility (AFSC, grade, active military service time, etc). If a vacancy exists, a reservation - by name, SSAN, etc - will be made and issued to the CBPO processing the reenlistment. 3. Airman Accessions -provides the process to capture a new enlistee's initial personal data (entire personnel record) to establish that person's personnel data record and gain it to the Master Personnel File, whereby it will add to the strength of the Air Force. The initial record data is captured through the established interface with the Processing and Classification of Enlistees System (PACE) at Basic Military Training, Lackland AFB for non-prior service; For prior service enlistees the basic data (Name, SSAN, DOE, Grade, etc) is input directly by USAF Recruiting Service and updated and completed by the initial gaining CBPO. 4. Officer Accessions - is the process whereby each of the various Air Force sources of commissioning (AF Academy, AFROTC, Officer Training School, etc.) project their graduates in advance allowing management to select by skill, academic specialty, etc which and how many will be called to active duty when, by entering into the record an initial assignment and projected entry onto Active Duty date. On that date the individual's record is accessed to the active Master Personnel File and gained to the strength of the Air Force. 5. Technical Training Management Information System (TRAMIS) is a system dealing with the Technical Training activities controlled by Air Training Command. The purpose of the system is to integrate the training program, quota control and student accounting into the personnel data system. TRAMIS consists of numerous files which constitute 'quota banks' of available training spaces, in specific courses, projected for future use based on estimated training requirements. Files include such data as: Course Identification Numbers, Class Start and Graduation Dates, Length of Training, Weapon System Identification, Training Priority Designators, Responsible Training Centers, Trainee Names, SSAN (and other pertinent personnel data) on individuals scheduled to attend classes. 6. Training Pipeline Management Information System (TRAPMIS) is an automated quota allocating system which deals with specialized combat aircrew training and aircrew survival training. Its files constitute a 'quota bank' against which training requirements are matched and satisfied and through which trainees are scheduled in 'pipeline' fashion to accommodate the individual's scheduled geographical movement from school to school to end assignment. Files contain data concerning the courses monitored as well as Names, SSAN's and other pertinent personnel data on members being trained. 7. Air Force Institute of Technology (AFIT) Quota Bank File. This file reflects the AFIT program quotas by academic specialty for each fiscal year (current plus two future fiscal years, plus the past fiscal year programs for historical purposes). Also, this file reflects the total number of quotas for each academic specialty. Officer assignment transactions process against the AFIT Quota Bank file to reflect the fill of AFIT Quotas. Examples of data maintained are: Academic Specialty, Program Level, Fiscal Year, Name of Incumbent selected, projected, filling AFIT Quota. 8. Job File. The Job File is derived from the Authorization Record and is accessible by Position Number. Resource managers can use the Job File to validate authorizations by Position Number for assignment actions and also to make job offers to individual officers. Internal suspensing within the Job File occurs based upon Resource Managers update transactions. Data in the file includes: Position Number, Duty AFSC, Functional Account Code, Program Element, Location, and name of incumbent. 9. Casualty subsystem is composed of a number of transactions which may be input at Headquarters Air Force and/or CBPO's to report death or serious illness of members from all components. A special file is



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maintained in the system to record various information on individuals on whom death has occurred. Besides basic identification data unique data such as country of occurrance, date of incident, casualty group, aircraft involved in the incident and military status are recorded and maintained in this file. 10. Awards/Decorations: Awards/Decorations are recorded and maintained on all component personnel in the headquarters Air Force master files. All approved decorations are input at CBPO's whereas disapproved decorations are input at MAJCOM/HAF. A decorations statistical file is built at AFMPC which reflects an aggregation of approvals/disapprovals by category of decoration. This file does not reflect any individually identifiable data. All individually identifiable data on decorations is maintained in the Master Personnel File. Such information as the type of decoration, awarding authority, special order number and date of award are identified in an individuals record. Seven occurances for all decorations are stored; however only specific data on the last decoration of a particular type is maintained. 11. Point Credit Accounting and Reporting System (PCARS). This system is an Air National Guard/Air Force Reserve Unique supported by APDS. Its basic purpose is to maintain and account for retirement/retention points accrued as a result of participating in Drills/ Training. The system stores basic personal identification data which is associated with a calendar of points earned by participation in various elements of the Reserve program. Each year an individuals record is closed and point totals are accumulated in history, and a point earning statement is provided the individual and various records custodians. 12. Human Reliability/Personnel Reliability File: This file is maintained at Headquarters Air Force in support of AFM 35-98 and AFR 35-99. It is not part of the Master Personnel Files but a free standing file which is updated by transactions from CBPO's. The file was established to specifically identify individuals who have become permanently disqualified under the provisions of the above regulations. A record is maintained on each disqualified individual which includes basic identification data, service component, Personnel/Human reliability status and date, and reason for disqualification. 13. Variable Incentive Pay (VIP) File for medical officers: Contains about 125 character record on all Air Force physicians and is specifically used to identify whether the individual is participating in the Continuation Pay or Variable Incentive Pay programs. Update to this file is provided by the Surgeon (AFMPC), the Air Force Accounting and Finance Center and directly from changes to the Master Personnel File. Besides basic identification data an individual's record includes source of appointment, graduate medical location status. amount of VIP or Continuation Pay and the dates of authorization and the dates and reason for separation. 14. Board Support: 14a. The Board Support Subsystem provides complete automated support for USAF Central Selection and nomination boards. It identifies eligible officers, generates board-support products, historical and analytical outputs, post-board analysis and selection documents, and accommodates board scoring operations. A Selection Brief contains basic identification data, TDY history, overseas history, decoration history, duty history, grade history and all applicable service dates. 14b. Before Central Temporary Promotion Selection Boards, AFMPC data is flowed to base level for generation of Officer Pre-Selection Briefs, thus permitting the individual to review the data that will be presented to the board. AFMPC also produces selection briefs that are provided to MAJCOMs for secondary zone nomination boards. To permit equitable consideration of all officers the system generates a board-following tool which predicts the board score the individual can be expected to attain. 15. Weighted Airman Promotion System: (a) The Test Scoring and Reporting Subsystem (TSRS) encompasses: Identifying at the CBPO individuals eligible for testing: providing output to the Base Test Control Officer and the CBPO to control, monitor, and operate WAPS testing functions; editing and scoring WAPS test answer cards at AFMPC; providing output for maintaining historical and analytical files at AFMPC and the Human Resources Laboratory (HRL) and includes the central identification at AFMPC of individuals eligible for testing. (b) The Personnel Data Reporting Subsystem (PDRS) provides for: identifying promotion eligibles at AFMPC; verifying these eligibles and selection promotion data; merging test and weighted promotion data at AFMPC to effect promotion scoring, assigning the promotion objective and aligning selectees in promotion priority sequence; maintaining projections on promotion selectees at AFMPC, MAJCOM, and the CBPO; updating these projections monthly; creating output products to monitor the flow of data in the system; maintaining promotion historical and analytical files and reports at AFMPC. (c) Basically, identification data along with time in grade, test scores, decoration information, time in service, and airman performance report history is used to support this program. 16. Retired Personnel Data System (RPDS) is made up of four files - Retired Officer Management File and Retired Airman Management File containing records on members in retired status and the Retired Officer and Airman Loss Files containing records on former retirees who have been lost from rolls, usually through death. The RPDS is used to produce address listings for the Retired Newsletter and Policy letter, statistical reports for budgeting, to manage the Advancement Program, the Temporary Disability Retired List, Age 59 rosters for ARPC, General Officer roster, and statistical digest data for management analysis functions. Data is extracted from the master files upon retirement from Active Duty or Reserves. Data includes: Name, SSAN, Grade data, service data, Education data, Retirement data and address. 17. Separated Officer File contains historical information on officers who leave the Air Force via separation, retirement, or death. Copies are sent to Human Resources Lab and Washington offices for research purposes. The data comprises the Master Personnel Record in its entirety and is captured 30 to 60 days after separation from the Air Force. 18. Airman Gain/loss File includes data extracted from the Airman Master file when accession and separation (gains and losses) occur. This file, like the Separated Officer File, is used for historical reports regarding strength changes. Data includes Name, SSAN, and other data that reflects strength, i.e., promotions, reassignment data, specialty codes, etc. 19. Officer and Airman Separation Subsystem is used to process, track, approve, disapprove and project separations from the Air Force and transfers between components of the Air Force. This subsystem uses the Active, Guard, and Reserve MPFs. Data used includes that specifically related to separations, e.g., Date of Separation, Separation Program Designator, waivers, etc. 20. The Retirements Subsystem is used to process and track applications for and approval/ disapproval and projections of retirements. This subsystem uses the Master Files for Active Duty and Reserve officers and airmen. Data specifically related to retirements includes application data, date of separation, waiver codes, disapproval reason codes, Separation Program Designator, Title 10 United States Code section, etc. 21. Retired Orders Log is generated by the computer-produced retirement orders routine. Orders are automatically produced when approval, verification of service dates, and physical clearance have been entered in system. The orders log contains data found in administrative orders for retirement, including name, SSAN, grade, order number, effective dates, etc. The log is used to control assignment of order number, and as a cross-reference between orders, revocations, and amendments. 22. General Officer Subsystem of APDS. The General Officer Subsystem of APDS contains data extracted from the Master Personnel File and language qualification data and assignment history data maintained by the Assistant for General Officer matters. A record is maintained on each general officer and general officer selectee. The general officer files is updated monthly and is used to produce products used in the selection/identification of general officers for applicable assignments. 23. Officer Structure Simulation Model (OSSM). The Officer Structure and Simulation Model is a capability which provides officer force descriptions in various formats for existing, predictive or manipulated structures. It functions as a planning tool against which policy options can be applied so as to determine the impact of such policy decisions. The OSSM input records contain individual identifiable data from the Master Personnel Record, but all output is statistical. 24. Widow's File. This file is maintained on magnetic tape and updated by the Office of Primary Responsibility. When required, address labels and listings are produced by employing selected APDS utility programs. The address labels are used to forward the Retired Newsletter to widows of active duty and retired personnel. The listings are used for management control of the program. Contained in the file are the name, address, and SSAN of the widow. Additionally, the deceased sponsor's name, SSAN, date of death, and status at time of death are maintained. 25. Historical Files. Files with a retention period of 365 days or more are designated historical files. They consist of copies of active master files, and are used primarily for aggregation and analysis of statistical data, although individual records may be accessed to meet ad hoc requirements. 6.. Miscellaneous files, records, and processes. In this category are a number of work files, inactive files with a less-than-365-day retention period, intermediate records, and processes relating to statistical compilations, computer operation, quality control and problem diagnosis. Although they may contain individual-identifying data, they do so only as a function of system operation, and are not used in making decisions about people.

**Authority for maintenance of the system:** 10 USC, Chapter 11, Reserve Components, Section 265 - policies and regulations: participation of reserve officers in preparation and administration; 269 - Ready reserve: placement in; transfer from; 275 - Personnel records; 278 - Dissemination of information. 10 USC Chapter 13, The Militia, Section 279 - Training Reports. 10 USC, Capter 31, Enlistments, Sections 504 - Persons not qualified; 505 - Regular components: qualifications, term, grade; 506 - Regular components: extension of enlistments during war; 507 - Extension of enlistment for members needing medical care or hospitalization; 508 - Reenlistment: qualifications: 509 - Voluntary extension of enlistments: periods and benefits; 510 - Reserve components: qualifications; 511 - Reserve components: terms; 512 - Reserve components: transfers. 10 USC Chapter 33, Appointments in Regular Components, Section 564 - Warrant officers: effect of second failure of promotion. 10 USC Chapter 35, Appointments as Reserve Officers, Section 593 - Commissioned officers: appointment, how made; term. 10 USC Chapter 37, General Service Requirements, Section 651 - Members: required service. 10 USC Chapter 39, Active Duty, Sections 671 - Members not to be assigned outside US before completing training; and 673 - Ready reserve. 10 USC Chapter 47, Uniform Code of Military Justice, Sections 835 - Art. 35. Service of Charges; 837 - Art. 37. Unlawfully inflencing action of court; 885 - Art. 85. Desertion; 886 - Art. 86. Absence without leave; 887 - Art. 87. Missing movement; 972 - Enlisted members: required to make up time lost. 10 USC Chapter 51, Reserve Components: standards and procedures for retention and promotion, Section 1005 - Commissioned officers: retention until completion of required service. 10 USC Chapter 59, Separation, Sections 1163 - Reserve components: members; limitations on separation; 1164 - Warrant officers; separation for age; 1166 - Regular warrant officers: elimination for unfitness or unsatisfactory performance. 10 USC Chapter 61, Retirement - Physical disability. 10 USC Chapter 63. Retirement for Age, Section 1263 - Age 62: Warrant officers. 10 USC Chapter 65, Retirement for Length of Service, Sections 1293 - Twenty years or more: warrant officers; 1305 - Thirty years or more: regular warrant officers. 10 USC Chapter 67, Retired pay, Sections 1331 - Computation of years of service in determining entitlement to retired pay; 1332 - Age and service requirements; 1333 - Computation of years of service in computing retired pay. 10 USC Chapter 79, Correction of Military Records. 10 USC Chapter 165, Accountability and responsibility, Section 2771 - Final settlement of accounts: deceased members. 10 USC Chapter 803, Department of the Air Force, Section 8012 - Secretary of the Air Force: powers and duties: delegation by: compensation. 10 USC Chapter 805, The Air Staff, Sections 8032 - General duties ; and Section 8033 - Reserve components of Air Force; policies and regulations for government for government of: functions of National Guard Bureau with respect to Air National Guard. 10 USC Chapter 831, Strength, Section 8224 - Air National Guard of the United States. 1- USC Chapter 833, Enlistments, Sections 8251 - Definition; 8252 - Temporary enlistments; 8253 - Air Force: persons not qualified; 8256 - Regular Air Force: qualifications, term, grade; 8257 - Regular Air Force: aviation cadets: qualifications, grade limitations; 8258 - Regular Air Force; reenlistment after service as an officer; 8259 - Air Force Reserve: transfer from Air National Guard of United States; 8260 - Air Force Reserve: transfer to upon withdrawal as member of Air National Guard; 8261 - Air National Guard of United States; 8262 - Extension of enlistment for members needing medical care or hospitalization; 8263 - Voluntary extension of enlistment. 10 USC Chapter 835, Appointments in the Regular Air Force, Sections 8284 - Commissioned officers: appointment, how made; 8285 - Commissioned officers: original appointment; qualifications; 8296 - Promotion lists: promotion-list officer defined; determination of place upon transfer or promotion; 8297 - Selection boards; 8303 - commissioned officers: effect of failure of promotion to captain, major, or lieutenant colonel. 10 USC Chapter 837, Sections 8360 - Commissioned officers: promotion service; 8362 - Commissioned officers: selection boards; 8363 - Commissioned officers: selection boards; general procedures; 8366 - Commissioned officers: promotion to captain, major or lieutenant colonel; 8376 - Commissioned officers: promotion when serving in temporary grade higher than reserve grade. 10 USC Chapter 839, Temporary Appointments, Sections 8442 - Commissioned officers; regular and reserve components: appointment in higher grade; 8447 - Appointments in commissioned grade: how made; how terminated. 10 USC Chapter 841, Active Duty, Section 8496 - Air National Guard of United States: commissioned officers; duty in National Guard Bureau. 10 USC Chapter 853, Rights and benefits, Section 8691 - Flying officer rating: qualifications. 10 USC Chapter 857, Decorations and Awards, Sections 8741 - Medal of Honor: award; 8742 Distinguished service cross: award; 8743 - Distinguished service medal: award; 8746 - Silver star: award; 8749 - Distinguished flying cross: award; limitations; 8751 - Service medals: issue, replacement; availability of appropriations. 10 USC Chapter 859, Separation, Sections 8786- Officer considered for removal: volunatry retirement or honorable discharge; severance benefits;8796 - Officers considered for removal: retirement or discharge. 10 USC Chapter 863, , Separation or Transfer to Retired Reserve, sections 8846 - Deferred Officers; 8848 - 28 years: reserve first lieutenants, captains, majors, and lieutenant colonels; 8851 - Thirty years or five years in grade: reserve colonels and brigadier generals; 8852 - Thirty-five years or five years in grade: reserve major generals; 8853 - Computation of years of service. 10 USC Chapter 865, Retirement for Age, Sections 8883 - Age 60; regular commissioned officers below major general; 8884 - Age 60: regular major generals whose retirement has been deferred; 8885 - Age 62: regular major generals; 8886 - regular major generals whose retirement has been deferred. 10 USC Chapter 867, Retirement for Length of Service, Sections 8911 - Twenty years or more; regular or reserve commissioned officers; 8913 - Twenty years or more: deferred officers not recommended for promotion; 8914 - twenty to thirty years: regular enlisted members ; 8915 - Twenty-five years: female majors except those designated under section 8067(a)-(d) or (g)-(i) of this title; 8916 - twenty-eight years: promotion-list lieutenant colonels; 8917 - Thirty years or more: regular enlisted members; 8918 - Thirty years or more: regular commissioned officers; 8921 - Thirty years or five years in grade: promotion-list colonels; 8922 - Thirty years or five years in grade: regular brigadier generals; 8923 - Thirty-five years or five years in grade: regular major generals; 8924 - Forty years or more: Air Force officers. 10 USC Chapter 901, Training generally, Sections 9301 - Members of Air Force: detail as students, observers and investigators at educational institutions, industrial plants, and hospitals; and 9302 - Enlisted members of Air Force: schools. 10 USC Chapter 903, United States Air Force Academy, Sections 9342 - Cadet: appointment; numbers, territorial distribution ; 9344 - Selection of persons from Canada and American Republics; 9345 - Selection of Filipinos. 32 USC Chapter 1, Organization, sections 102 - General policy; and 104 - units: location; organization; command. 32 USC Chapter 3, Personnel, Section 307 - Federal recognition of officers: examination, certification of eligibility. 32 USC Chapter 7, Services , supplies, etc., Section 709 - Caretakers and clerks. 37 USC Chapter 3, Basic Pay, Section 308 - Special pay: reenlistment bonus; 313 - Special pay: medical officers who execute active duty agreements. 37 USC Chapter 7, Allowances, Section 407 - Travel and transportation allowances: dislocation allowance. 37 USC Chapter 10,

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Air Force operates what is essentially a centralized personnel management system in an environment that is widely dispersed geographically and encompasses a population that is quite diverse in terms of qualifications, experience, military status and needs. There are three major centers of Air Force personnel management: Washington, D.C., where most major policy and long-range planning/programming decisions are made; the Air Force Military Personnel Center at Randolph AFB, Tx., which performs most personnel operations-type functions for the active duty components of the force; and the Air Reserve Personnel Center at Denver Co., which performs certain operational functions for the Reserve components of the force. Offices at Major Command Headquarters, State Adjutant General, and Air Force Bases perform operational tasks pertaining to the population for which they are responsible. The structure of the Air Force and its personnel management system, the composition of the force, and the Air Force's stated objective of treating its people as individuals, i.e., giving due consideration to their desires, needs and goals, demand a dynamic data system that is capable of supporting the varying needs of the personnel managers at each echelon and operating locations. It is to this purpose that the data in the Advanced Personnel Data System is collected, maintained, and used. A. ROUTINE USES WITHIN THE AIR FORCE - INTERNAL TO THE PERSONNEL COMMUNITY: HQ USAF, WASHINGTON, DC: Deputy Chief of Staff, Personnel and his immediate staff; Director of Personnel Plans; Director of Personnel Programs; Assistant for General Officer Matters; Assistant for Colonel Assignments; Reserve Personnel Division; Air National Guard Personnel Division; and The Surgeon General, the Chief of AF Chaplains and the Staff Judge Advocate, each of which perform certain Personnel functions within their area of responsibility. Data from the central data base at the AFMPC is furnished Washington area agencies by retrieval from the computer at Randolph via remote access devices and by provision of recurring products containing required management information, including computer tape files which are used as input to unique systems with which APDS interfaces. Although most of the data is used by policy makers to develop long-term plans and programs and track progress toward established goals, some individual data is provided/retrieved to support actions taken on certain categories of persons managed by offices in the headquarters e.g. General Officers, Colonels, Air National Guard personnel, etc. AIR FORCE MILITARY PERSONNEL CENTER (AFMPC), RANDOLPH AFB, TX. Personnel managers at AFMPC use the data in APDS to make decisions on individual actions to be taken in areas such as personnel procurement, education







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and training, classification, assignment, career development, evaluation, promotion, compensation, casualty and personal affairs, separation and retirement. AIR RESERVE PERSONNEL CENTER (ARPC), DENVER, COLORADO. Personnel managers at ARPC perform many of the same functions for the Reserve components of the Air Force as the managers at AFMPC perform for the active duty force. As with the Washington area, ARPC obtains data from the central data base at AFMPC by retrieval through remote terminals and recurring output products containing information necessary to their management processes. MAJOR COMMAND HEADQUARTERS. Standard major command headquarters personnel operations are supported by the standard content of APDS records provided them by AFMPC. In addition, there is provided in the APDS record an 'add-on area' which the commands are authorized to use for the storage of data which will assist them in fulfilling unique personnel management requirements generated by their mission, structure, geographical location, etc. The standard functions performed fall generally under the same classifications as those in AFMPC, e.g., assignment, classification, separation, etc. Non-standard usages include provisions of unique aircrew data, production of specially-tailored name listing, control of theatre oriented training, etc. Some commands use APDS data - both standard and add-on as input to unique command systems, which are seperately described in the Federal Register. CONSOLIDATED BASE PERSONNEL OFFICES (CBPO). CBPOs, which represent the base-level aspect of APDS, are the prime point of system-to-people interface. Supplied with a standard data base and system, CBPOs provide personnel management support to commanders and supervisors on a daily basis. Acting on receipt of data from higher headquarters, primarily by means of transactions processed through APDS, they notify people of selection for reassignment, promotion, approval/disapproval of requests for separation and retirement, and similar personnel actions. When certain events occur on an individual at the local level, e.g., volunteer for overseas duty, reduction in grade, change in marital status, application for retirement, etc., the CBPO enters transactions into the vertical system to transmit the requisite information to other management levels and update the automated records resident at those levels. CBPOs too are allotted an 'add-on' area in the computer record which they use to support local management unique requirements such as local training scheduling, unique locator listing, urinalysis testing scheduling, etc. B. ROUTINE USES WITHIN THE AIR FORCE - EXTERNAL TO THE PERSONNEL COMMUNITY 1. HEADQUARTERS USAF/AFMPC INTERFACES: Automated interfaces exist between the APDS central site files and the following systems of other functions: a. The Flight Records Data System (FRDS) maintained by the Air Force Inspection and Safety Center (AFISC) at Norton AFB, CA. (1) Certain personnel identification data on rated officers is transferred monthly to the FRDS. This data flow creates the basic identifying data in the FRDS, insures compatability with the APDS, and precludes duplicative data collection and input generation by the AFISC. (2) Update of the personnel data to the FRDS generates return flow of flying hour data which is used at AFMPC for rated resource distribution management. b. The Master Military Pay Account (MMPA), is the Joint Uniform Military Pay System (JUMPS) centralized pay file maintained by the Air Force Accounting and Finance Center (AFAFC) at Denver, CO. The APDS transfers certain pay related data as changes occur to update the MMPA, e.g., promotions, accessions, separations/retirements, name, SSAN, grade. These data provide criteria for the AFAFC to determine specific pay entitlements. c. The AFAFC maintains a separate pay system for Air National Guard and Air Force Reserve personnel called the Air Reserve Pay and Allowances System (ARPAS). (1) APDS outputs certain pay related data to ARPAS as changes occur, e.g., retirements/ separations, promotions, name, SSAN, grade. These data form the criteria for the AFAFC to determine specific Reserve pay entitlements. (2) ARPAS outputs data which affect accumulated point credits for Air National Guard/ Reserve participation to AFMPC for update of the Point Credit Accounting and Reporting System (PCARS), a component of APDS. PCARS also receives monthly input from Hq Air University which updates point credits as a result of completing an Extension Courses Institute correspondence program. d. AFAFC provides data on Variable Incentive Pay (VIP) for Medical Officers which is used to update a special control file within APDS and produce necessary reports for management of the VIP program. e. Air Training Command operates a system called PACE (Processing and Classification of Enlistees) at Lackland AFB TX. From that system data is fed to AFMPC to initially establish the APDS record on an Air Force enlistee. f. On a monthly basis, copies of the APDS master Personnel File are provided to the Human Resources Laboratory at Brooks AFB, TX, where they are used as a statistical data base for research purposes. g. On a quarterly basis, AFMPC provides the USAF School of Aerospace Medicine with data concerning name, SSAN and changes in base and command of assignment of flying personnel. The data reflects significant medical problems in the flying population. h. A complete printout of APDS data pertaining to an individual is included in his Master Personnel Record when it is forwarded to National Personnel Records Center. i. APDS data is provided to the Contingency Planning Support Capability (CPSC) at seven major command headquarters: Tactical Air Command, Strategic Air Command, Military Airlift Command, Aerospace Defense Command, Air Force Communications Service, United States Air Forces, Europe, and Pacific Air Forces. A record identifiable by individual's name and SSAN provides contingency and/or manning assistance temporary duty (TDY) being performed by the individual. Record is destroyed upon completion of the TDY. Statistical records (gross statistics by skill and unit) are also generated for CPSC from APDS providing force availability estimates. CPSC is described separately in the Federal Register. 2. BASE LEVEL (CBPO) INTERFACES: Certain interfaces have been established at base level to pass data from one functional system to another. The particular mode of interface depends on the needs of the receiving function and the capabilities of the system to produce the necessary data: a. The Flight Management Data System (FMDS) receives an automated flow of selected personnel data on flying personnel as changes occur. This data consists primarily of assignment data and service dates which the base flight manager uses to determine appropriate category of aviation duty which is reflected by designation of an Aviation Service Code. The FMDS outputs aviation service data as changes occur to the BLMPS. These data subsequently flow to the APDS central site files at AFMPC so it is available for resource management decisions. b. The Medical Administration Management System (MAMS), currently being developed and tested, will receive flow of selected assignment data as changes occur for personnel assigned to medical activities. MAMS will use these data to align assigned personnel with various cost accounting work centers within the medical activity and thus be able to track manpower expenditure by sub-activities. c. The Automated Vehicle Operator Record (AVOR) is being developed to support motor vehicle operator management. Approximately 115 characters of vehicle operator data will be incorporated into the BLMPS data base for both military and civilian personnel authorized to operate government motor vehicles and selected personnel data items (basic identification data)will be authorized for access by the vehicle operator managers. d. Monthly, a magnetic tape is extracted from BLMPS containing selected assignment data on all assigned personnel. This tape is transferred to the base Accounting and Finance Office for input into the Accounting Operations System. This system uses these data to derive aggregate base manpower cost data. e. A procedure is designed into BLMPS to output selected background data in a predefined printed format for personnel being administered military justice. This output is initiated upon notification by the base legal office. The data is forwarded to the major command where it is input into the Automated Military Analysis and Management System (AMJAMS). f. The BLIMPS output - on an event-oriented basis - pay-affecting transactions such as certain promotions, accessions, and assignments/reassignments, to AFAFC, where the data is entered into the JUMPS. C. ROUTINE USES EXTERNAL TO THE AIR FORC. . TO THE OFFICE OF THE SECRETARY OF DEFENSE (OSD). Individual information is provided to offices in OSD on a recurring basis to support top-level management requirements within the Department of Defense. Examples are the DOD Recruiter File to the Assistant Secretary for Manpower and Reserve Affairs (M&RA), a magnetic tape extract of military personnel records (RCS: DDM(SA)1221) to M&RA, input to the Reserve Component Common Personnel Data System to M&RA, and the Post Career Data File to M&RA. 2. TO OTHER DEFENSE AGENCIES. APDS supports other components of DOD by provision of individual data in support of programs operated by those agencies. Examples are the Selected Officer List to the Defense Intelligence Agency for use in monitoring a classified training program and the Defense System Management School (DSMS) Track Record System to DSMS for use in evaluating the performance of graduates of that institution. An extract file on Air National Guard Technicians is provided the National Guard Computer Center. 3. OTHER GOVERNMENT/QUASI-GOVERNMENT AGENCIES. Information used in analysing officer retention is provided RAND Corporation. Data on prior service personnel with military service obligations is forwarded to the National Security Agency. Lists of officers selected for promotion and/or appointment in the Regular Air Force are sent to the Office of the President and/or the Congress of the United States for review and confirmation. Certain other personnel information is provided these and other government agencies upon request when such data is required in the performance





of official duties. Selected personnel data is provided foreign governments, US governmental agencies, and other Uniformed Services on USAF personnel assigned or attached to them for duty. Examples: the government of Canada, Federal Aviation Administration, US Army, Navy, etc.) 4. LITIGATION. Information from APDS may be used in litigation in the event that the United States, its officers, or its employees are involved in the ligigation. 5. MISCELLANEOUS. Lists of individuals selected for promotion or appointment, who are being reassigned, who die, or who are retiring are provided to unofficial publications such as the Air Force Times, along with other information of interest to the general Air Force public. Information from APDS support a world-wide locator system which responds to queries as to the location of individuals in the Air Force. Material for preparing mailing labels is furnished commercial publishing or mailing firms working under contract to the Air Force who print or mail quasi-official publications to specified portions of the Air Force population, e.g., retired personnel, widows, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

The primary individual record identifier in APDS is SSAN. Some files are sequenced and retrieved from by other identifiers; for instance, the assignment action record is identified by an assignment action number. Additionally, at each echelon there exists computer programs to permit extraction of data from the system by constructing an inquiry containing parameters against which to match and select records. As an example, an inquiry can be written to select all Captains who are F-15 pilots, married, stationed at Randolph AFB, who possess a master's degree in Business Administration; then display name, SSAN, number of dependents and duty location. At AFMPC and CBPO, there is the added capability of selecting an individual's record or certain pre-formatted information by SSAN on an immediate basis using a teletype or cathode ray tube display device. High-speed line printers located in the Washington DC area and at ARPC permit the transmission of high volume products to and for the use of Personnel managers at those locations.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Preceding retention statement applies to Analog output products of the Advanced Personnel Data System. Data stored digitally within system is retained only for the period required to satisfy recurring processing requirements and/or historical requirements. Files with a retention period of 364 days or less are automatically released at the end of their specified retention period. 'Permanent history' files are retained for 10 years. Files 365 or more days old are defined as 'historical files' and are not automatically released. Retention periods for categories of APDS files are as follows: If cycle in which a program or series of programs creating output is daily, and the created magnetic tape file will be used for processing of next daily, then the retention will be not greater than 10 days. If cycle in which a program or series of programs creating output is daily, and the created magnetic tape file will be used for processing of next daily, which is also used for processing of weekly runs, then the retention will be not greater than 20 days. If cycle in which a program or series of programs creating output is daily, and the created magnetic tape file will be used for processing of next weekly, then the retention will be not greater than 20 days. If cycle in which a program or series of programs creating output is daily, and the created-magnetic tape file will be used for processing of next weekly, which is also used for processing of monthly runs, then the retention will be not greater than 30 days. If cycle in which a program or series of programs creating output is weekly, and the created magnetic tape file will be used for processing of next weekly, then the retention will be not greater than 20 days. If cycle in which a program or series of programs creating output is weekly, and the created magnetic tape file will be used for processing of next weekly, which is also used for processing of monthly runs, then the retention will be not greater than 30 days. If cycle in which a program or series of programs creating output is monthly, and the created magnetic tape file will be used for processing of next monthly, then the retention will be not greater than 30 days. If cycle in which a program or series of programs creating output is monthly, and the created magnetic tape file will be used for processing of next monthly, which is also used for processing of quarterly runs, then the retention will be not greater than 90 days. If cycle in which a program or series of programs creating output is monthly, and the created magnetic tape file will be used for processing of next monthly, which is also used for processing of Semi-Annual run, then the retention will be not greater than 190 days. If cycle in which a program or series of programs creating output is monthly, which is also used for processing of annual runs, then the retention will be not greater than 365 days. If cycle in which a program or series of programs creating output is monthly, and the created magnetic tape file will be used for processing of next monthly, which is also used for processing of permanent history, then the retention will be not greater than 999 days. If cycle in which a program or series of programs creating output is quarterly, and the created magnetic tape file will be used for processing of next quarterly, then the retention will be not greater than 90 days. If cycle in which a program or series of programs creating output is quarterly, and the created magnetic tape file will be used for processing of next quarterly, which is also used for processing of semi-annual run, then the retention will be not greater than 190 days. If cycle in which a program or series of programs creating output is quarterly, and the created magnetic tape file will be used for processing of next quarterly, which is also used for processing of anannual runs, then the retention will be not greater than 365 days. If cycle in which a program or series of programs creating output is quarterly, and the created magnetic tape file will be used for processing of next quarterly, which is also used for processing of permanent history, then the retention will be not greater than 999 days. If cycle in which a program or series of programs creating output is semi-annual, and the created magnetic tape file will be used for processing of next semi-annual, then the retention will be not greater than 190 days. If cycle in which a program or series of programs creating output is semi-annual, and the created magnetic tape file will be used for processing of next semi-annual, which is also used for processing of annual runs, then the retention will be not greater than 365 days. created magnetic tape file will be used for processing of permanent history, then the retention will be not greater than 999 days. If cycle in which a program or series of programs creating output is annual, and the created magnetic tape file will be used for processing of next annual, then the retention will be not greater than 365 days. 9If cycle in which a program or series of programs creating output is semi-annual, and the If cycle in which a program or series of programs creating output is annual, and the created magnetic tape file will be used for processing of next annual, which is also used for processing of permanent history, then the retention will be not greater than 999 days. If the program or series of programs creating output is a one time run, and the file will be used for processing as required, then the retention will be lowest possible retention commensurate to job completion. If the program or series of programs creating output is compile card image or SOLT tapes, and the created magnetic tape file will be used for processing as required run, then the retention will be not greater than 90 days maximum. If cycle in which a program or series of programs creating output is as required runs, and the created magnetic tape file will be used for processing as required, the retention will be lowest possible retention commensurate to job completion. If the program or series of programs creating output is test files, and the created magnetic tape file will be used for processing as required, then the retention will be not greater than 30 days. If the program or series of programs creating output is print/punch backup and the created magnetic tape file will be used for processing as required, then the retention will be not greater than 10 days.



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**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Subordinate system managers are: A. Director of Personnel Data Systems, Assistant Deputy Chief of Staff for Personnel for Military Personnel, Air Force Military Personnel Center (AFMPC), Randolph AFB, TX, 78148. He is responsible for overall APDS design, maintenance and operation, and is designated the Autodmated Data Processing System Manager for all Air Force personnel data system. B. The Director of Personnel Data Systems at each Major Command headquarters for systems operated at that level. C. The Chief, CBPO, at Air Force installations for systems operated at that level.

**Notification procedure:** Requests from individuals for notification as to whether the system contains a record on them should be addressed to the system manager of the operating level with which they are concerned. Persons submitting such a request, either personally or in writing, must provide SSAN, name, and military status (active, ANG/USAFR, retired, etc. ANG members not on extended active duty may submit such requests to the appropriate State Adjutant General or the Chief of the servicing ANG CBPO. USAFR personnel not on extended active duty may submit such requests to ARPC, 3800 York St., Denver, CO, 80205 or, if unit assigned, to the Chief of the servicing CBPO or Consolidated Reserve Personnel Office. Personal visits to obtain notification may be made to the Military Records Review Room, Air Force Military Personnel Center, Randolph AFB, TX 78148, the Military Records Review Room, Air Reserve Personnel Center, Denver CO 80205, The Office of the Director, National Personnel Records Center (NPRC), 111 Winnebago St., St. Louis, MO, 63118; the office of the Director of Personnel Data Systems at the appropriate major command headquarters; or the office of the Chief of his servicing CBPO. Identification will be based on presentation of DD Form 2AF, Military Identification Card. Authorization for a person other than the data subject to have access to an individual's records must be based on a notarized statement signed by the data subject.

**Record access procedures:** Assistance in gaining access to his records will be provided the individual by the appropriate subordinate system manager at AFMPC, ARPC, NPRC, major command or CBPO/CRPO.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCA**

**System name:** 03004 OBXQPCA Consolidated Base Personnel Office, Name, Spouse

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Military Personnel Records

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation. Then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCB**

**System name:** 03004 OBXQPCB Date, Last Name, Officer Career Objective Statement

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Military Personnel Records

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation. Then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCC**

**System name:** 03004 OBXQPCC Aerobics Status

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Annotated Listing

**Authority for maintenance of the system:** 10USF8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).





Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation. Then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCD**

**System name:** 03004 OBXQPCD Consolidated Base Personnel Office Academic, Rank, Appointment, Date

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** All Air Force active duty military personnel assigned or attached for duty to the United States Air Force Academy

**Categories of records in the system:** Annotated Listing

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation. Then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCE**

**System name:** 03004 OBXQPCE Consolidated Base Personnel Office Academic Rank

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Annotated Listing

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation

**System manager(s) and address:** DCS/Personnel,USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 OBXQPCF**

**System name:** 03004 OBXQPCF Additional Airmen Performance and Officer Evaluation Report Information

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Supplemental sheet to OERs, APRs, letters of appreciation, Extension Course Institute certificates, education-training reports.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used as required to support management requirements and/or decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained on disk or mag tapes until reassignment or separation

**System manager(s) and address:** DCS/Personnel,USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 SGPA A**

**System name:** 03004 SGPA A USAF Aerospace Medicine Personnel Career Information System

**System location:** The Aerospace Medicine Division, HQ USAF/SGPA Washington DC 20314



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**Categories of individuals covered by the system:** All AF Medical Officers (MC), active duty, separated or retired, who possess or are in training leading to award of Air Force Specialty Code (AFSC) 9356, Aerospace Medicine Physician.

**Categories of records in the system:** Date of Board certification, dates of aeronautical ratings, professional society membership record of training, military assignments, marital status, list of papers authored, assignment preferences, desired career progression, photograph, letter of notification of certification by the American Board of Preventive Medicine, as well as personal letters from officers regarding promotion/assignments/career progression and copies of replies to these letters.

**Authority for maintenance of the system:** Title 10, United States Code, Sections 8012 and 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assist the Chief, Aerospace Medicine Division in establishing policy on educational requirements in 9356 career field; to foster career retention through more personal contact with officers in this specialty; to assist the AF Military Personnel System in assigning Aerospace Medicine Physicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.
Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are protected by guards.
Records are controlled by visitor registers.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Required information is full name/rank; visits may be made to Office of the Surgeon General, Aerospace Medicine Division; proof of identity is by military ID card for active/retired and personal recognition due to small number of officers involved.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Individuals provide the vast majority of information in this system; individuals provide the letters from the American Board of Preventive Medicine concerning Board certification; Air Force Military Personnel Center (AFMPC) provides some data upon request from AF/SGPA.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Information from individual.

**Systems exempted from certain provisions of the act:** NONE

**F03004 SGPA B**

**System name:** 03004 SGPA B Bioenvironmental Engineer Personnel Career Information System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All Air Force Active Duty Officers with Air Force Specialty Code (AFSC) 9116, 9124, or 9121

**Categories of records in the system:** File contains individual folders, filed by name, and includes information regarding where the individual is assigned, academic background, assignment preferences, past assignments, correspondence between the individual and the Associate Chief of the Biomedical Sciences Corps (BSC) for Bioenvironmental Engineering, professional accomplishments of the individual.

**Authority for maintenance of the system:** Title 10 U.S.C. Section 133 and Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assist the Associate Chief of the BSC for Bioenvironmental Engineering in establishing policy or educational requirements in this career field; to foster career retention through more personal contact with officers in this specialty; to assist the Air Force Military Personnel Center in assigning bioenvironmental engineers

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for six months after the individual terminates military service, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 SGPA C**

**System name:** 03004 SGPA C Aerospace Physiology Personnel Career Information System

**System location:** The Aerospace Medicine Division, HQ USAF/SGPA, Washington DC 20314.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Serving in the USAF Aerospace Physiology Programs; applies to civilian and military applicants for the program.

**Categories of records in the system:** Files contain a picture, information as to assignments, academic and professional accomplishments, personal letters from individuals inquiring about some aspect of a career as an AF Aerospace Physiologist/Physiological Training Officer.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012, 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make policy decisions regarding level and type of officer expertise available and required to meet present and future commitments for USAF; for policy analysis in determining the type of professional background required to meet standards for each program falling within the Aerospace Physiology Programs. Category of user is Chief, Aerospace Physiology and Chief, Biomedical Sciences Corps (BSC). Specific use is to analyze the experience and professional achievements of the individual/group to insure that qualified officers are available, processed and trained and properly located to meet the requirements for specific and highly technical Aerospace Physiology projects. Includes policy decisions regarding curricula for professional training requirements for advanced degrees, manning, standards for manpower evaluation, professional degree level for required functional areas, statistical analysis of data relating to component officers in the BSC. Personnel letters from/to individuals contain answer/questions to policies and their relation to individual's AF status, where applicable.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**





**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.
Resumes are in alphabetical order in loose ring notebook.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Provide full name, Social Security Account Number, military status. Requestors may visit Office of the Surgeon General, Aerospace Medicine Division. Proof of identity is by government ID card, drivers license, personal recognition by Chief, Aerospace Physiology due to small number of officers involved.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is provided by the individual and the USAF Military Personnel Center.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0EACYVA**

**System name:** 03004 0EACYVA Military Personnel Expense Distribution Listing.

**System location:** Elements of the record system are maintained at accounting and finance offices (AFO) and responsibility centers/cost centers (RC/CC) managers at Air Force installations listed in the Department of Defense Directory in the appendix to the Air Force system notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Records include but are not limited to listings and correspondence relating to name, grade, standard rate of pay and other accounting classifications.

**Authority for maintenance of the system:** 31 U.S.C.67(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Listings are used by cost center managers and other Department of Defense Components to monitor the accuracy of the military personnel expense system. Disclosure made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.

**Retrievability:** Available only by computer product request or by referral to hard copy listing. Data can be obtained only by retreiving the complete list which shows all personnel for each base on a monthly basis. Data pertaining to an individual cannot be automatically separated from the list.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting And Finance, United States Air Force and Accounting and Finance Officers at Air Force installations.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO. 80205, telephone area code 303/ 825-1161, x6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at Air Force components listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requesters should be able to provide sufficient proof of identity, such as name, social security account number, military status, duty station or place of employment, or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205, telephone area code 303/ 825-1161, x6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at Air Force components listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requesters should be able to provide sufficient proof of identity, such as name, social security account number, military status, duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Basc level military personnel system (BLMPS). Standard rate of pay from HQ USAF.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0IACYVB**

**System name:** 03004 0IACYVB Personnel Data System

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Retired Air Force military personnel.

**Categories of records in the system:** a card deck used to produce a report or the report itself.

**Authority for maintenance of the system:** Title 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** all United States Air Force Reserve (USAFR) Officers and Airmen for whom new, changed or corrected personnel data was input to the advanced personnel data system (APDS) master personnel files (MPFS) on or prior to the latest computer strength accounting transactions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Reserve Personnel Center (ARPC)

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03004 0J DP A**

**System name:** 03004 0J DP A air Training Command (ATC) Officers Effectiveness Analysis File

**System location:** Headquarters ATC/Deputy Chief of Staff for Personnel (DCS/P)



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**Categories of individuals covered by the system:** All ATC Air Force (AF) active duty Officer personnel.

**Categories of records in the system:** Individual military record containing effectiveness report (ER) and basic identification information.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses information to control and manage AF ER system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

Stored in locked Building.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Purged from disc files when obsolete or superseded.

**System manager(s) and address:** DCS/P ATC Randolph Air Force Base Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0J DP B**

**System name:** 03004 0J DP B Air Training Command (ATC) Officer Add-on Data

**System location:** Headquarters ATC/Deputy Chief of Staff for Personnel, Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC Air Force (AF) active duty Officer personnel.

**Categories of records in the system:** Individual military record containing ATC flying assignment management data.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to manage and control instructor pilot force

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.
Stored in locked Building.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained on tape until discharge-separation or reassignment.

**System manager(s) and address:** DCS/P ATC Randolph Air Force Base Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0J DP C**

**System name:** 03004 0J DP C Alphabetical Listing of Approved Retirements

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel (DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC personnel with approved retirements.

**Categories of records in the system:** Listing of personnel with retirement data.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS-P uses listing to monitor ATC retirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked Building.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0J RSSA**

**System name:** 03004 0J RSSA processing and Classification of Enlistees (PACE)

**System location:** Central computer at Air Training Command, Randolph AFB, TX 78148 and input/output remotes at 3700 personnel processing group (ATC) Lackland AFB, TX 78236 and USAF Recruiting Service (ATC) Randolph AFB, TX 78148.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

Attached records for Air National Guard and Air Force reserve personnel attending basic military training and Officer training school. Active duty enlisted personnel attending Officer training school in TDY status.

**Categories of records in the system:** Airmen trainee records containing name, SSAN, and other personnel data for assignment from basic military training, security investigation, job preferences, dependent data, education, test scores, grade and promotions, biographical history, physical data, drug abuse history, enlistment personal and guaranteed training enlistee program data, separation information, classification data, service dates, and basic training flight, squadron, entry and graduation dates.

**Authority for maintenance of the system:** 44 United States Code 3101





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of PACE is to create an initial record for the base level personnel data system (BLMPS); to provide AFMPC with initial accession information on non-prior service enlistees provide for improved classification and assignment procedures using computer processes; provide necessary information to joint military pay system (JUMPS) and Lackland Entering Pay System (LEAPS) for establishment of military pay records; interface the data ring process to the maximum extent with other functional areas; and to standardize and simplify personnel processing for the 3700 personnel processing group (ATC), Lackland AFB, TX 78236, so that they may more effectively control record preparation, processing, and classification actions necessary to transition civilian enlistees to military status. Aptitude tests are administered; biographical history and job and assignment preferences are collected; and personal data is collected from enlistment records to establish a mechanized record necessary to support classification and assignment of trainees. Accession and update data is furnished through automatic interface to the advanced personnel data system (APDS) at AFMPC and Air Training Command, Randolph AFB, TX; to JUMPS at AFAFC, Denver, CO. and to LEAPS at accounting and finance, Lackland AFB, TX. History records are furnished monthly to the human resources laboratory (HRLPRD), personnel research division, Lackland AFB, TX, for statistical analysis and to USAF Recruiting Service/RSS, Randolph AFB, TX, for use in the enlistee quality control monitoring system. Data is used to prepare forms, processing schedules, reassignment and promotion orders, classification actions, transaction and error rosters, autodin lists, and management products necessary to administer trainees while at Lackland AFB, TX. Standard BLMPS products such as JUMPS transaction registers, strength balance reports, and suspense lists are prepared. Changes in basic data, promotions, reassignments, separations, and duty status changes are reported to APDS, JUMPS, and LEAPS as the action occurs. History records used at HRLPRD and the enlistee quality control monitoring system are augmented by additional data from APDS and technical training centers and are used to evaluate the quality of Airmen enlisted in the USAF and the effects of changes in procurement and classification policies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer magnetic tapes.
Maintained on disks or drums.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Records for basic trainees are retained in active file until departure from basic military training is confirmed then transferred to history file on magnetic tape for one year. Records for Officer trainees are maintained in the active file until end of fiscal year in which they enter training and then transferred to history file on magnetic tape for one year.

**System manager(s) and address:** USAF Recruiting Service (ATC), Randolph AFB, TX 78148 and 3700 personnel processing group (ATC), Lackland AFB, TX 78236.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Prepared from forms prepared during enlistment processing and completed during interviews and testing at 3700 personnel processing group, Lackland AFB, TX 78236.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0J RSSB**

**System name:** 03004 0J RSSB Enlistee Quality Control Monitoring System E818.

**System location:** USAF Recruiting Service (ATC) RSS, Randolph AFB, TX 78148.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Airmen trainee history records containing name, SSAN, and other personnel data for assignment from basic military training, job preferences, security investigation, dependent data, education, test scores, grade and promotions, biographical history, physical information, drug abuse history, enlistment personal and guaranteed training enlistee program data, separation data, classification data, service dates, technical school eliminations, separations, honor graduates and article 15 and courts-martial actions.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of system is to evaluate the quality of Airmen being enlisted in the USAF. Statistics are developed to evaluate the impact of drug abuse, judicial punishment, technical school elimination and their interreaction on procurement policies. Feedback data is furnished to field operating personnel to assist them in evaluating their effectiveness as recruiters and managers and allow them to make necessary changes in their recruiting methods. Used by staff agencies at HQ USAF and Air Training Command to evaluate the effects of changes in procurement and classification changes. Used by recruiting agencies to evaluate recruiting methods based on review of basic military training discharges, technical school discharges, eliminations, and honor graduates, and judicial punishment actions. Statistical analysis by all levels of agencies to indicate recruiting and seasonal procurement trends, classification and assignment policy changes, and discharge and eliminee rates. Used to furnish statistics on females with minor dependents, on fast-pace students, and directed duty assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained indefinitely by fiscal year of enlistment.

**System manager(s) and address:** Director of student resources, USAF Recruiting Service, Air Training Command, Randolph AFB, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from financial institutions.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0JDJDBA**

**System name:** 03004 0JDJDBA advanced Data Personnel System Optional DIN Y06

**System location:** 3345Air Base Group,DP, Chanute Air Force Base, IL 61868.

**Categories of individuals covered by the system:** All active duty military personnel.

**Categories of records in the system:** Personnel having letter of evaluation, letters of favorable communication, on weight control program.

**Authority for maintenance of the system:** 44 United States Code 3101



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Advise supervisors to include comment on OER/APR.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Destroyed after performance report is written.

**System manager(s) and address:** Chief CBPO, Chanute Air Force Base, IL.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Letters received from any source.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0JDJDBB**

**System name:** 03004 0JDJDBB Advanced Personnel Data System (APDS) CBPO Optional DINS Y01-Y05

**System location:** Consolidated base personnel office Chanute Air Force Base, IL.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Pipeline students at Chanute Air Force Base.

**Categories of records in the system:** Projected graduation date,national agency check status

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify potential problems with graduation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, CBPO, Chanute AFB, Il.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0QVDYDA**

**System name:** 03004 0QVDYDA military Airlift Command (MAC) Special Executive Development Program

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Contains last ten performance ratings, educational level, and professional military education data.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** purpose to identify for special executive development, highly qualified Officers. Category of user Headquarters MAC Deputy Chief of staff for personnel and Commanders of MAC numbered Air Forces, services, and wings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** MAC Deputy Chief of Staff for Personnel, Scott Air Force Base, IL 62225.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SBWKRC**

**System name:** 03004 0SBWKRC Alphabetic Roster of Flying Crew Members Air Traffic Controllers

**System location:** Hospital flight surgeon Blytheville Air Force Base AR.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** alpha roster giving physical qualification status.

**Authority for maintenance of the system:** title 44 United States Code 3101, 3107, 3301, 3314.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor physical qualifications of aircrews and air traffic controllers. Restricted to flight surgeon staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** flight surgeon USAF Hospital Blytheville Air Force Base AR.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLNA**

**System name:** 03004 0SGHLNA Group Scheduling Listing





**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

321st security police group (321SPG) and missile security (321MSS) squadron, Grand Forks AFB ND 58201

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Name, grade, SSAN, date of birth, training date, flight/office symbol.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identifying training/appointments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Non-commissioned Officer in charge, scheduling branch, 321 spg non-commissioned Officer in charge, reports and analysis division, 321 spg non-commissioned Officer in charge, aircraft security branch, 321 spg non-commissioned Officer in charge, missing site branch, 321 MSS non-commissioned Officer in charge, standardization branch, 321 spg non-commissioned Officer in charge, training division, 321 spg

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLNB**

**System name:** 03004 0SGHLNB Evaluation Due Date Listing

**System location:** 319th Bombardment Wing (BMW) Grand Forks Air Force Base ND 58201.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Flight crews only.

**Categories of records in the system:** Last name, crew position, type evaluation required.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor crew evaluations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Safeguarded by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, standardization and evaluation division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** last evaluation record.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLNC**

**System name:** 03004 0SGHLNC Disaster Teams and Training

**System location:** 321st Combat support group (CSG) Grand Forks Air Force Base (AFB) ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Name, grade, duty section, duty and home phone nunbers, training and duty status.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Notify members of response and to check training requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Disaster preparedness Officer.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLND**

**System name:** 03004 0SGHLND race Relations And Drug Abuse Training

**System location:** 321 Strategic Missile Wing.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Name and training dates.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To indicate when individual completes training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.



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Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Social actions Officer.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLNF**

**System name:** 03004 0SGHLNF USAFE Achievement Test III

**System location:** 321combat support group/chief consolidated base personnel Officer Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Name, rank, social security account number, unit of assignment, prior test scores.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify persons requiring re-testing under certain conditions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, consolidated base personnel office.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0SGHLNH**

**System name:** 03004 0SGHLNH Decorations/Date

**System location:** 321combat support group/chief consolidated base personnel office Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Name, rank, SSAN, status, unit assignment.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor personnel for decorations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Chief, consolidated base personnel office.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJA**

**System name:** 03004 0TMUHJA Senior Officers Roster

**System location:** Headquarters, Tactical Air Command, Langley Air Force Base VA.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Langley AFB Virginia 23665

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Personnel data extracted on Colonels and above.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The product provides Commanders and staff agencies information on Senior Officers and position assigned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Tactical Air Command, Langley Air Force Base VA.

**Notification procedure:** Assistant for senior officers.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJB**

**System name:** 03004 0TMUHJB Officer Promotion Eligibility Report

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.





**Categories of records in the system:** Personnel data on Officers eligible for a certain grade.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The product is used to administer the Officer promotion program at Major Air Command level.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Personnel, Headquarters, Tactical Air Command, Langley AFB, VA 23665

**Notification procedure:** Career progression division phone 764-4159.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJC**

**System name:** 03004 0TMUHJC Officer Projected Status Listing

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Personnel data extracted on Officers.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report is used to monitor Officer projected actions, facilitate error research, and provides assignment managers the assignment status of individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Personnel/Headquarters, Tactical Air Command, Langley AFB, VA 23665

**Notification procedure:** Assignments control division phone 764-3738, career progression division phone 764-2435, management information division phone 764-2013.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJD**

**System name:** 03004 0TMUHJD airman Projected Status Listing

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Personnel data extracted on Airmen.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report is used to monitor Airmen projected actions, facilitate error research, and provide assignment managers the assignment status of individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Personnel/Headquarters, Tactical Air Command, Langley AFB, VA 23665

**Notification procedure:** Assignments control division phone 764-3738, career progression division phone 764-2435, Command records division phone 764-2361, mangement information division phone 764-2013.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE



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V40—160
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plosives, commodities in bulk, and household goods), between Wainwright, Tebbetts, Mokane, Steedman, Portland, Rhineland, Readsville, and Reform, Mo., and the facilities of Union Electric Company at or near Reform, Mo., on the one hand, and, the regular route points applicant is presently authorized to serve, on the one hand, from New Bloomfield, Mo., over U.S. Highway 54 to Jefferson City, Mo.; from Jefferson City over Missouri State Highway 94 to its junction with Missouri State Highway 19 at McKittrick, Mo.; from the junction of Interstate 70 and Callaway County Route D, thence over Route D to its junction with Missouri State Highway 94, from Reform, Mo., over Callaway County Route CC to its junction with Missouri State Highway 94, from Reform, Mo., over Callaway County Route CC to its junction with Calaway County Route O, thence over Route O to its junction with Calaway County Route K, Highway 54; from R form, Mo., over Callaway County Route CC to its junction with Callaway County Route O, thence over Route O to its junction with Callaway County Route K, thence over Callaway and Montgomery County Route K to its junction with Missouri State Highway 19; from the junction of Routes CC and O, thence over Route O to its junction with U.S. Highway 54 at Fulton, Mo., and return over the same routes with authority to operate over said routes and all presently authorized routes in [illegible] service between said points and the regular route points as above is presently authorized to serve. Applicant proposes to interline at St. Louis, with MC 78400, for 180 days. Supporting shipper: Union Electric Company, P.O. Box 149, St. Louis, Mo. 63166. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, [illegible] pany, P.O. Box 44, Cedar Springs, Ga. 31732. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., NW., Room 546, Atlanta, Ga. 30309.

No. MC 118831 (Sub-No. 120TA), filed August 4, 1975. Applicant: CENTRAL TRANSPORT, INCORPORATED, P.O. Box 5388, High Point, N.C. 27262. Applicant's representative: Tina Surratt (same address as applicant). Authority sought to operate as a *common carrier*, [illegible] transporting: *Sodium hydrosulfite solution*, in bulk, from Leeds, SC., to Calhoun, Tenn., for 180 days. Supporting shipper: Virginia Chemicals, Inc., West Norfolk Road, Portsmouth, Va. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.



per: Asarco, Inc., 405 Montgomery St., San Francisco, Calif. 94104. Send protests to: Herbert C. Ruoff, District Supervisor, 2022 Federal Bldg., 1961 Stout St., Denver, Colo. 80202.

No. MC 133363 (Sub-No. 4TA), filed August 4, 1975. Applicant: WILLIAM T. HARRIS AND THEATRIS HARRIS, a Partnership, doing business as HARRIS BROS. CO., 1317–25 South 49th St., Philadelphia, Pa. 19143. Applicant's representative: Morris J. Levin, 1620 Eye St., N.W., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New product brochures*, from Atlanta, Ga., to Mechanicsburg, Pa., under continuing contract with McDonald & Little, Inc., for 180 days. Supporting shipper: McDonald & Little, Inc., 100 Colony Square, Atlanta, Ga. 30316 [illegible] sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fiberglass re-inforcing mats, fiberglass fabric or cloth, fiberglass rovings, crushed or powdered glass, synthetic fiber wastes, and liquid plastic*, from Nashville, Tenn., to Arlington, Tex., and Huntington Beach, Calif., and from Arlington, Tex., to Huntington Beach, Calif. Restriction: Restricted against the transportation of commodities in bulk, in tank vehicles, under continuing contract with Ferro Corporation, for 180 days. Supporting shipper: [illegible] ration, Fiber Glass Road, Nashville, Tenn. 37211. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Suite A-422, U.S. Court House, Nashville, Tenn. 37203.

No. MC 139405 (Sub-No. 11TA), filed August 4, 1975. Applicant: RON ANDERSON, INC., 1000 Cedar Street, Rice Lake, Wis. 54868. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Reno, Nev., Clarksville, Tex., Commerce, Ga., Cedar Falls, Iowa, Nashville, Tenn., Kankakee, Ill., under continuing contract with The Baker & Taylor Companies, for 180 days. Supporting shipper: The Baker & Taylor Companies, Div. of W. R. Grace, Inc., 1515 Broadway, New York, N.Y. 10036. Send protests to: Marvin Kampel, District Supervisor, Inter-

No. MC 134349 (Sub-No. 13TA), filed August 5, 1975. Applicant: B. L. T. CORPORATION, 405 Third Ave., Brooklyn, N.Y. 11215. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Books*, for the account of the Baker and Taylor Companies, Division of W. R. Grace, Inc., between Jersey City, N.J., on the one hand, and, on the other, Somerville, N.J., Momence, Ill.,



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state Commerce Commission, 26 Federal Bldg., New York, N.Y. 10007.

No. MC 140312 (Sub-No. 1TA), filed August 1, 1975. Applicant: SARGENT TRANSPORT, INC., Obi Road R.D. #1, Portville, N.Y. 14770. Applicant's representative: S. Michael Richards, 44 North Ave., Webster, N.Y. 14550. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese and commodities* otherwise exempt from economic regulation under Section 203(b)(6) of the Interstate Commerce Act when transported in the same vehicle and at the same time with cheese, from the plantsite of Cuba Cheese & Trading Co., Inc., Cuba, N.Y., to Norfolk and Richmond, Va., under a continuing contract with Cuba Cheese & Trading Co., Inc., for 180 days. Supporting shipper: Cuba Cheese & Trading Co., Inc., 47 Genesee St., Cuba, N.Y. 14727. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 612 Federal Office Bldg., Buffalo, N.Y. 14202.

No. MC 140421 (Sub-No. 2TA), filed August 1, 1975. Applicant: ACTION MOTOR EXPRESS, INC., 8303 Old Gentilly Road, P.O. Box 29102, New Orleans, La. 70189. Applicant's representative: Harold R. Ainsworth, 2308 American Bank Bldg., New Orleans, La. 70130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Hodge, La., to New Orleans, La., under continuing contract with Continental Can Company, Inc., for 180 days. Supporting shipper: Continental Can Company, Inc., Mill St., Hodge, La. 71247. Send protests to: Ray C. Armstrong, Jr., District Supervisor, Interstate Commerce Commission, T-9038 U.S. Postal Service Bldg., 701 Loyola Ave., New Orleans, La. 70113.

No. MC 140460 (Sub-No. 3TA), filed August 6, 1975. Applicant: COAST REFRIGERATED TRUCKING CO., INC., P.O. Box 188, Holly Ridge, N.C. 28445. Applicant's representative: Herbert Alan Dubin, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pickled products*, (except in bulk), from the plantsite of Vlasic Foods, located at Greenville, Miss., to points in Arkansas, Louisiana, Oklahoma and Texas, for 180 days. Supporting shipper: Vlasic Foods, Inc., 33200 West 14 Mile Road, W. Bloomfield, Mich. 48033. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 140460 (Sub-No. 4TA), filed August 6, 1975. Applicant: COAST REFRIGERATED TRUCKING CO. INC., P.O. Box 188, Holly Ridge, N.C. 28445. Applicant's representative: Herbert Al n Dubin, 1819 H St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods and home freezers*, from Ottumwa, Iowa, to Forest Park and Rockford, Ill.; Indianapolis and Marion, Ind.; Fraser, Grandville, and Niles, Mich.; Garfield Heights and Lakemore, Ohio; Oshkosh, Merrill and Green Bay, Wis.; Tuscaloosa, Montgomery, and Decatur, Ala.; Sanford, Pensacola, and Pompano Beach, Fla.; Macon, Dexter, and Augusta, Ga.; Vicksburg, Miss.; Baton Rouge, New Orleans, and DeRidder, La.; Charlotte, N.C.; West Columbia, S.C.; Nashville, Tenn.; Temple and Houston, Tex.; Richmond, Va.; Pittsfield, N.H.; Perry, Vestal, Utica, and Poughkeepsie, N.Y.; for 180 days. Supporting shipper: Rich Plan Corporation, 258 Genesse St., Utica, N.Y. 13502. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27511.

No. MC 141029 TA, filed August 4, 1975. Applicant: JOSEPH DUARTE, 2130 Rockdale Ave., Simi Valley, Calif. 93063. Applicant's representative: Milton W. Flack, 4311 Wilshire Blvd., Suite 300, Los Angeles, Calif. 10010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles* in secondary movements on truckaway service, between Garden Grove, Calif., and Lubbock, Tex., under continuing contract with Jack Warye Automobile Brokerage, for 180 days. Supporting shipper: Jack Warye Automobile Brokerage, 10272 Garden Grove Blvd., Garden Grove, Calif. Send protests to: Mildred L. Price, Transportation Assistant, Interstate Commerce Commission, Room 1321 Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 141143 (Sub-No. 1TA), filed July 23, 1975. Applicant: WATKINS TRANSFER, INC., 116 Druid St., P.O. Box 6219, Jacksonville, Fla. 32205. Applicant's representative: Sol H. Proctor, 1107 Blackstone Bldg., Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in containers (except commodities in bulk and automobiles), between Jacksonville, Fla., and points in its commercial zone (except Yulee and Fernandina Beach, Fla.), for 180 days. Supporting shippers: (1) Trailer Marine Transport Corporation, 1045 Bond Ave., P.O. Box 2110, Jacksonville, Fla., 32203. (2) Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 141187 (Sub-No. 1TA), filed August 4, 1975. Applicant: BLUFF CITY TRANSPORTATION, INC., 2877 Farrisview Road, P.O. Box 18391, Memphis, Tenn. 38118. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Vinyl plastic*, from Corinth, Miss., to points in the United States (except Alaska and Hawaii); and *Materials, equipment and supplies* (except commodities in bulk) used in the manufacture of vinyl plastic, from points in the United States (except Alaska and Hawaii), to Corinth, Miss. Restriction: Restricted to a transportation service to be performed under a continuing contract, or contracts with Hatco Plastics Division, W. R. Grace Company, for 180 days. Supporting shipper: Hatco Plastics Division, W. R. Grace Company, Golding Drive, Corinth, Miss. 38834. Send protests to: Kenneth R. Inman, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 435 Federal Office Bldg., 167 North Main St., Memphis, Tenn. 38103.

No. MC 141192 (Sub-No. 1TA), filed August 1, 1975. Applicant: DICENSO TRANSPORT, INC., 35 Lyncrest Ave., New City, N.Y. 10956. Applicant's representative: Ronald Il Shapss, 450 Seventh Ave., New York, N.Y. 10001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bulbs, flowers, leaves, nursery stock, plants, roots, trees, flower pots, hanging ropes, and such commodities* as are sold or used by Nurseries, Plant Centers, and Greenhouses (excluding commodities in bulk), between Park Ridge, N.J., Pearl River, N.Y., and the Commercial Zone of New York, N.Y., on the one hand, and, on the other, points in Maine, Vermont, New Hampshire, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Michigan, Wisconsin, Illinois, Indiana, Ohio, Maryland, Delaware, the District of Columbia, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi and Florida, under continuing contract with Langeveld Bulb Co., Inc., for 180 days. Supporting shipper: Langeveld Bulb Co., Inc., 108 Hawthorne Ave., Park Ridge, N.J. Send protests to: Wesley J. Green, Transportation Specialist, Interstate Commerce Commission, 26 Federal Plaza, Room 1807, New York, N.Y. 10007.

No. MC 141208 TA, filed August 4, 1975. Applicant: OLSON & TAYLOR TRUCKING INC., Route 2, Box 115A, Arlington, Wash. 98223. Applicant's representative: Jack R. Davis, 1100 IBM Bldg., Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Treated steel pipe*, between Arlington, Wash., and Kenmore, Wash., under continuing contract with Clark Painting Company, for 180 days. Supporting shipper: B. M. Newman, Clark Painting Company, Plant Manager, 6910 204th NW., Arlington, Wash. 98223. Send protests to: L. D. Boone, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 858 Federal Bldg., 915 Second Ave., Seattle, Wash. 98174.

No. MC 141215 (Sub-No. 1TA), filed August 5, 1975. Applicant: C & L FARMS, INC., P.O. Box 267, Highland, Wis. 53543. Applicant's representative: Wayne W. Wilson, 329 W. Wilson St., Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *Pipe and materials, equipment and supplies* used or useful in the manufacture, sale, installation or distribution of pipe, between Highland, Wis., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: John R. Conroy d/b/a Jonco Industries, 513 Main St., Highland, Wis. 53543. Send protests to: Barney L. Hardin, District Supervisor, 139 W. Wilson St., Room 202, Madison, Wis. 53703.





No. MC 141217 TA, filed August 4, 1975. Applicant: CHARLES O. NICHOLS, doing business as NICHOLS EXPRESS, R.D. 1 Box 253-C, Garrettsville, Ohio 44231. Applicant's representative: J. C. Schriner, 14805 Detroit Ave., Lakewood, Ohio 44107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed*, from the plantsite and facilities of Honeggers' & Co., Inc., in Fairbury, Ill., to Garrettsville, Leetonia, Mantua, Mentor, Middlefield, Millersburg, Mogadore and Perry, Ohio, for 180 days. Supporting shipper: Honeggers' & Co., Inc., Fairbury, Ill. 61739. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

APPLICATION OF PASSENGERS

No. MC 141210 TA, filed August 4, 1975. Applicant: SWARTZ & SONS, doing business as SERVICE CAB COMPANY, 910 North Broadway, Pittsburg, Kans. 66762. Applicant's representative: K. I. Loy, P.O. Box 566, Pittsburg, Kans. 66762. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and baggage of passengers* both special and charter operations, between the duty sites of the cities of Pittsburg, Mulberry, Fort Scott and Kansas City, Kans.; Asbury, Joplin, Tipton Ford, Neosho, Dalby, McElhaney, Goodman, Anderson, Lanagan, Noel, Mulberry, Eve, Hume, Grandview, Drexel, Cleveland and Kansas City, Mo.; Gravette and Gentry, Ark.; and Watts and Heaverner, Okla., under continuing contract with Kansas City Southern Railway Company, for 180 days. Supporting shipper: Kansas City Southern Railway Company, 114 W. 11th, Kansas City, Mo. 64105. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21661 Filed 8-15-75;8:45 am]

[Notice No. 56]

## MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 15, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before September 4, 1975. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75890. By order of August 12, 1975, the Motor Carrier Board approved the transfer to Caldarulo Trading Co., a corporation, Chicago, Ill., of the operating rights in Permits Nos. MC-124796 (Sub-No. 55), MC-124796 (Sub-No. 77), and MC-124796 (Sub-No. 96) issued April 27, 1972, and December 3, 1973, respectively, to Continental Contract Carrier Corp., City of Industry, Calif., authorizing the transportation of (1) toilet preparations, toilet articles, germicides, buffing, cleaning, scouring, washing, and polishing compounds, solvents, starch, sponges, sweetening compounds, drugs, janitorial supplies, and advertising materials, from Chicago, Melrose Park, and Carol Stream, Ill., Sparks, Nev., Glendale, Calif., Piscataway, N.J., Atlanta, Ga., Dallas, Tex., and Jacksonville, Fla., to points in the United States; (2) foodstuffs, not frozen, in containers, from Chicago and Carol Stream, Ill., and Sparks, Nev., to points in the United States; (3) materials, equipment, and supplies used in the manufacture, distribution, and sale of the commodities in (1) and (2), from the named destination points to the above-named origin points; (4) aerosol products, except in bulk, from Chicago, Ill., Sparks, Nev., and Piscataway, N.J., to points in the United States, and (5) sweetening compounds, except in bulk, from Morris Plains, N.J., to Sparks, Nev., Chicago, Ill., and Atlanta, Ga., under continuing contract with Alberto-Culver Co., of Melrose Park, Ill., Arnold L. Burke, 127 N. Dearborn Street, Chicago, Ill. 60602 and Richard A. Peterson, 521 S. 14th Street, Lincoln, Nebr. 68501 Attorneys for applicants.

No. MC-FC-75905. By order of August 12, 1975, the Motor Carrier Board approved the transfer to Brockport Movers, Inc., Batavia, N.Y., of the operating rights in Certificate No. MC-74945 issued August 6, 1957, to Barry Warehouses, Inc., Buffalo, N.Y., authorizing the transportation of household goods as defined by the Commission, between Buffalo, N.Y., and points in New York within 75 miles thereof, on the one hand, and, on the other, points in New York, Pennsylvania, Ohio, Maryland, Delaware, Virginia, West Virginia, New Jersey, Wisconsin, Illinois, Michigan, Indiana, Connecticut, Rhode Island, Massachusetts, and the District of Columbia; and between the above-defined radial base, on the one hand, and, on the other, points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee. Charles A. Schiano, 500 Wilder Building, 1 East Main Street, Rochester, N.Y. 14614 Attorney for applicants.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-21660 Filed 8-15-75;8:45 am]



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federal register

MONDAY, AUGUST 18, 1975




PART II:
SECTION 2

# DEPARTMENT OF DEFENSE

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## PRIVACY ACT OF 1974

Notice of Systems of Records

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DEPARTMENT OF DEFENSE

PRIVACY ACT OF 1974

Notice of Systems of Records

Following are the systems of records prescribed by the Privacy Act of 1974. Any omissions due to oversight will be published at a later date.

Public comment is solicited on the routine use portion of the notices, and should be submitted by September 17, 1975.

Maurice W. Roche
MAURICE W. ROCHE
Director
Correspondence and Directives
OASD (Comptroller)

8 August 1975

**PRIVACY ACT OF 1974**

**On December 31, 1974, President Ford signed Public Law 93-579, (88 Stat. 1896) which added section 552a to title 5 of the United States Code. This new section is known as the Privacy Act of 1974. The act reasserts the fundamental right to privacy as derived from the Constitution of the United States and provides a series of basic safeguards for the individual to prevent the misuse of personal information by the Federal Government.**

**The Privacy Act provides for making known to the public the existence and characteristics of all personal information systems kept by every Federal agency. The act permits an individual to have access to records containing personal information on that individual and allows the individual to control the transfer of that information to other Federal agencies for nonroutine uses. The act also requires all Federal agencies to keep accurate accountings of transfers of personal records to other agencies and outsiders, and to make the accountings available to the individual. The act further provides for civil remedies for the individual whose records are kept or used in contravention of the requirements of the act.**

**The Privacy Act also requires the agencies to adopt regulations that list and describe routine transfers of their personal records and to establish procedures for access to and amendment of such records.**

**Compilation**

**The Office of the Federal Register is required to publish an annual compilation of all Privacy Act rules and notices. Although the compilation will not be available until some time after September 27, 1975, readers may assemble their own compilation by cummulating Privacy Act material as it is published. To facilitate this, all Privacy Act notices and final rules will be published in separate Parts of the FEDERAL REGISTER which may easily be detached and combined.**



**F03004 0TMUHJF**

**System name:** 03004 0TMUHJF Airmen Name Roster

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Personnel data extracted on Airmen.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The product is used to determine eligibility of individuals for assignments and as a source for validating Major Command manning products.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Airman assignments division HQ Tactical Air Command phone 764-4742.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force personnel data system files.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJG**

**System name:** 03004 0TMUHJG airman Assignment Action Number Listing

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Personnel data on Airmen with assignments (AAN).

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report is used as a locator/reference list of all pending assignments in AAN sequence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Assignments control division Headquarters Tactical Air Command phone 764-3738.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force Personnel data system files.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJH**

**System name:** 03004 0TMUHJH report of Personnel on Temporary Duty (TDY)

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Personnel data on Officers and Airmen who are TDY.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report provides information on personnel who are TDY and is used to control deployments and manning assistance TDY as necessary.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Airman Assignments Division Headquarters, Tactical Air Command personnel readiness center, HQ, Tactical Air Command, phone 764-4743

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel status reports.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJI**

**System name:** 03004 0TMUHJI report of Personnel Deployed in Support of Specific Contingency Plan

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Personnel data on personnel deployed in support of specific contingency plan.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report is used to monitor individuals deployed in support of specific contingency plans.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.



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**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Personnel Plans, Headquarters, Tactical Air Command personnel readiness center, HQ Tactical Air Command phone 764-4743.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force personnel data system files

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJJ**

**System name:** 03004 0TMUHJJ temporary Duty History File - List of Updated Transactions

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Personnel data on personnel returning from TDY.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The report is used to control the addition/deletion of records on the TDY history file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Personnel readiness center, phone 764-4743.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Personnel Status Reports.

**Systems exempted from certain provisions of the act:** NONE

**F03004 0TMUHJK**

**System name:** 03004 0TMUHJK base Automated Mobility System (BAMS) Personnel Extract Tape

**System location:** Headquarters, Tactical Air Command, Langley AFB, Virginia 23665

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Personnel data extracted on Officers and Airmen.

**Authority for maintenance of the system:** 10 United States Code 8074

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The personnel extract tape is used as an input to produce BAMS output products to manage available personnel resources for mobility and deployment purposes at the CBPO.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tactical Air Command, Langley Air Force Base, Va.

**Notification procedure:** Wing/base mobility office.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004A0SSGBPA**

**System name:** 03004A0SSGBPA Officer Temporary Promotion/Regular Air Force Appointment System

**System location:** Headquarters Strategic Air Command, Offutt Air Force Base NE 68113.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

the file contains all Officers who have been considered for promotion to grades through Colonel and those considered for REGAF appointment.

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system supports major command secondary zone promotion boards and provides a method for storing the results of these boards as well as primary zone and REGAF appointment board results. These results are later analyzed and provide statistics for use by the HQ SAC Command Section and DCS personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Retained indefinitely.

**System manager(s) and address:** DCS Personnel HQ SAC Offutt AFB NE 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name/SSAN/grade and promotion cycle identification and signature element. Visiting Personnel may contact sys manager with proof of ID such as military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

HQ SAC DPACP telephone 294-5358.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE





**F03004C0SSGBPC**

**System name:** 03004C0SSGBPC Contingency Temporary Duty system.

**System location:** HQ Strategic Air Command, Director of personnel Plans (HQ SAC/DPX).

**Categories of individuals covered by the system:** Contains all Officers and Airmen eligible to be deployed. history records of those previously deployed and currently TDY.

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system provides a method of identifying the most eligible individual to support a TDY requirement and stores individual records of previously deployed personnel for use in later identifying the most eligible. The system also tracks current requirements for replacement consideration by HQ SAC (DPX).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ SAC/DPX telephone 294-5138.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel may contact sys manager with proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004D0SSGBPD**

**System name:** 03004D0SSGBPD Officer Evaluation Report (OER) Analysis System.

**System location:** HQ Strategic Air Command Offutt AFB NE 68113.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides a reviewers list for each review cycle and stores projected OER data and results of each cycle. Computes tolerances by reviewer to insure Command percentages are not exceeded. The history file is used for various analytical data displays through inquiries by HQ SAC/DPDR and Command Section.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ Strategic Air Command, Chief Records Division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel must show proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

HQ SAC/DPDR telephone 294-3978.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004E0SSGBPE**

**System name:** 03004E0SSGBPE Formal Training System.

**System location:** HQ Strategic Air Command Director personnel actions-training (HQ SAC/DPAT)Offutt AFB NE 68113. Duty title Chief Training and Education Division.

**Categories of individuals covered by the system:** All Air Force active duty military personnel who are projected or currently attending or completed during the current fiscal year any formal or enlisted professional training courses.

**Categories of records in the system:** Each record contains standard Air Force data elements . An action code is generated for use in suspensing and file maintenance.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by HQ SAC/DPAT and CBPO formal training units to allocate, maintain and store by fiscal year training quotas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Training and Education Division, HQ Stategic Air Command, Offutt AFB, NE 68113

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel must show proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

HQ SAC

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004F0SSGBPF**

**System name:** 03004F0SSGBPF Airman Name Reports System.

**System location:** HQ SAC/DPRA Offutt AFB NE 68113 duty title Chief Airman Assignments Division.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

(SAC only)

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by DPRA to list assigned and projected assigned personnel in alphabetical by AFSC sequence for manning decisions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ SAC/DPRA

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel must show proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

HQ SAC/DPRA.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004G0SSGBPG**

**System name:** 03004G0SSGBPG E8/E9 Promotion System.

**System location:** HQ Strategic Air Command, Director Personnel Actions Offutt AFB NE 68113 duty title Chief Promotionand testing Branch.

**Categories of individuals covered by the system:** This system contains records on E7 and E8 personnel assigned to SAC who are eligible for promotion consideration.

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system provides an accumulation of all SAC personnel eligible for promotion to E8 or E9 within a given cycle. Provides a listing and punched cards sorted and counted by superintendent AFSC.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Destroyed after 2 years by shredding.

**System manager(s) and address:** HQ SAC/DPACP Chief Promotions and Testing.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name/SSAN/grade/promotion cycle. Visiting personnel must show proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

telephone 294-5358.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004H0SSGBPH**

**System name:** 03004H0SSGBPH Airman History System.

**System location:** HQ Strategic Air Command, DCS Personnel Offutt AFB NE 68113.

**Categories of individuals covered by the system:** Active duty enlisted personnel on whom selected transactions have processed in the Advanced Personnel Data System. Actions such as training entry/upgrade/withdrawl, separations,and accessions are examples.

**Categories of records in the system:** Each record contains standard Air Force data elements extracted from the Advanced Personnel Data System.

**Authority for maintenance of the system:** Title 44 US Code section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system provides a file used to prepare monthly training reports, analyze separation trends and various other inquiries as the need occurs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are controlled by personnel screening.

Records are controlled by computer system software.





**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ SAC DCS Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel must show proof of ID such as military ID.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004X01ACYVB**

**System name:** 03004X01ACYVB Processed Transactions.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active Air National Guard and USAF reserve personnel.

**Categories of records in the system:** Point Credit Accounting and Reporting System (PCARS) weekly processed transactions list. Individual point credit accounts.

**Authority for maintenance of the system:** Title 10 US Code, Section 1331, Section 1332, Section 1333.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain accurate listings of transactions processed to active Air Force members: point credit account.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from center records may be reviewed in records review room ARPC,3800 York St Denver, Colorado, 80205. Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve ID card and or drivers license and give some verbal information that could verify his/her reserve assignment.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager.ARPC/DAES 3800 York st.Denver Colorado 80205. telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from master personnel record and authorized point credit documents

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004X01ACYVE**

**System name:** 03004X01ACYVE Periodic Reconciliation File.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Name and social security account number (SSAN) in the Point Credit Accounting and Reporting System (PCARS) master file will be compared with the same data items in the Advanced Personnel Data System (APDS) master file and air reserve pay and Allowance System (ARPAS) master file.

**Authority for maintenance of the system:** Title 10 US Code sections 1331, 1332, 1333

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to reconcile strength of the Air National Guard and Air Force Reserve members between the various mechanized accounting systems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from center records may be reviewed in records review room ARPC,3800 York St Denver, Colorado, 80205, Building 2, Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visit, the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his or her reserve or National Guard status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colorado, 80205, telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03004X01ACYVF**

**System name:** 03004X01ACYVF Accession Listing.

**System location:** At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.



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At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Name and social security account number (SSAN) of Air Force Reserve and National Guard members newly gained to the Point Credit Accounting and reporting system (PCARS).

**Authority for maintenance of the system:** Title 10 US Code sections 1331, 1332, 1333.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to list all new members of the Air Force Reserve and Air National Guard each week.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, Written request for information should contain full name of individual, SSAN (social security account number, current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St Denver, Colo, 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits,the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his or her Reserve or National Guard status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York St. Denver Colorado, 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

and from extended active duty personnel.

**Systems exempted from certain provisions of the act:** NONE

**F03004X0IACYVG**

**System name:** 03004X0IACYVG Input Transaction Registers.

**System location:** At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Certified listing summarizing manual posting to personnel Point Credit Accounting and reporting system (PCARS),from ANG and Air Force Reserve units.

**Authority for maintenance of the system:** Title 10 US Code,sections 1331,1332 and 1333.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To certify accuracy and completeness of transactions manually submitted to PCARS as required by Air Force audit requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual,SSAN(social security account number), current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St Denver, Colorado, 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve ID Card and/or drivers license and give some verbal information that could verify his/her reserve status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colorado, 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Authorized Point Credit Documents

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F0300410HAJXFA**

**System name:** 0300410HAJXFA Air Force Systems Command (AFSC) Personnel Resource Management System

**System location:** Headquarters AFSC Deputy Chief of Staff/Personnel Andrews Air Force Base MD 20334.

**Categories of individuals covered by the system:** All active duty Air Force military assigned to this Command.

**Categories of records in the system:** All standard Air Force data items from the advanced personnel data system (APDS) are included in this file as well as the following unique data items: assignment vulnerability code, assignment vulnerability date, personnel gain-loss indicator, merge record status, summary indicator, professional potential index (Officer).

**Authority for maintenance of the system:** 10 United States Code 8034.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information in this system is used to provide personnel resources managers with information in addition to standard APDS data that will enhance assignment actions and insure effective utilization of personnel in the Command. This file merges Officer and enlisted data to provide a total military manning picture for Air Force Systems Command (AFSC) units. It is also used to screen personnel completing minimum tours in AFSC. Resource managers use the file to identify the type of gain or loss actions pending on an individual such as intra-Command moves, promotions, changes to current duty area. The professional potential index (PPI) is used where a gross indicator of personnel quality or potential is needed such as determining parity of quality manning within field organizations, affecting future assignment actions, trackin individual board member performance in below the zone promotion boards, to insure fair consideration for below the zone candidates. The PPI provides a single quantitative representation of the whole man. The PPI is primarily based on adjusted effectiveness report data which has been adjusted for inflation, currency, period of supervision, and period of time covered by the computer file. It also





includes the influence of academic and professional military education, aeronautical rating, service component, source of commission, promotion status, date of separation, and age. This data is all taken from standard personnel information files in APDS. The information helps resource managers and Commanders insure a precise quality distribution of the personnel resource necessary to accomplish the unique mission of scientific research and development of Air Force Systems Command. The data is only available to personnel resource managers and Commanders in AFSC. No other agency has access to this data, therefore, there are no routine uses of the data outside AFSC.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by computer system software.

**Retention and disposal:** Retained in computer files until individual is reassigned or separated from the Air Force, then destroyed by re-using and writing over the record space.

**System manager(s) and address:** Headquarters AFSC DCS/personnel

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F0300410HAJXFB**

**System name:** 0300410HAJXFB potential Program Managers Tracking System (PPMTS)

**System location:** Headquarters Air Force Systems Command Deputy Chief of Staff/P Andrews Air Force Base MD.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. 20334

**Categories of individuals covered by the system:** Active duty Air Force Officers in Air Force Systems Command in research and development career fields.

**Categories of records in the system:** All standard Air Force data items from the advanced personnel data system (APDS) are included in this file as well as the following unique data items professional experience identifier (PEI),a code based on type,level and length of an Officers experience derived from information from APDS. PEI end date. PEI review date. PEI manning point. Yes/no- if yes Officer continues to be tracked, if no, Officer is no longer tracked, however, his file is still maintained in an inactive status. Defense systems management school (DSMS), selectee,alternate selectee, graduate. Professional military education (PME) eligibility date.

**Authority for maintenance of the system:** 10 United States Code 8034.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine uses: a. Purpose-In accordance with DoD directive 5000.23 system acquisition management careers, monitor performance of Air Force Systems Command (AFSC) Systems Acquisition Officers to select best qualified personnel for key positions in management of major defense systems. B. Categories of users- Headquarters AFSC Commander, Vice Commander, Chief of Staff, DCS/Personnel, Assistant DCSX/P, Director of Assigments, Career Development Division, Officer Assignments Division Director of Personnel Programs, Training and Education Division, AFSC Field Commanders and Program Managers. C. Specific use data will be reviewed by the above personnel to make decisions concerning possible reassignment or career development actions on AFSC Systems Acquisition Officers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in computer files until individual is reassigned or separated from the Air Force, and then destroyed by re-using and writing over the record space.

**System manager(s) and address:** Headquarters AFSC DCS/Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03005 DPXVH A**

**System name:** 03005 DPXVH A Equal Opportunity in Off-Base Housing

**System location:** Each base level Housing Referral Office: Major Command (MAJCOM)/Assistant for Family Housing Management and Deputy Chief Of Staff Personnel.

**Categories of individuals covered by the system:** Categories of individuals on whom records are maintained. Military member. Department of Defense(DOD) civilian employee, and adult dependent acting for military member submitting a housing discrimination complaint.

**Categories of records in the system:** The record consists of Complaint in Discrimination of off base housing and supporting documents submitted to the base level housing referral office alleging a housing discrimination complaint, case files, reports of investigation, and related correspondence.

**Authority for maintenance of the system:** 10USC8012, 42USC1982, and 10USC133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information copies held at base, MAJCOM, and Headquarters United States Air Force (HQ USAF) as a historical record of all actions taken in response to each housing discrimination complaint. Information used by Air Force officials, at all levels, to respond to Congressional, HUD, Department of Justice (DOJ), or related inquiries pertaining to the housing discrimination complaint. Original record sent to HUD with an information copy to DOJ for their action in support of existing laws.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** By Installation and Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and individuals may contact agency officials at the respective base level housing referral office in order to exercise their rights under the Act.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

and individuals may contact agency officials at the respective base level housing referral office in order to exercise their rights under the Act.



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's voluntary application, witnesses of alledged incident, and other sources pertinent to alledged incident.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03005 DPXVH B**

**System name:** 03005 DPXVH B Off-Base Housing Referral Service

**System location:** Base Level Housing Referral Offices; Major Command/DEHH: Deputy Chief Of Staff, Personnel.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Military member, Department of Defense (DOD) civilian employee requesting off-base housing, and civilian landowner or agent listing facilities for rent.

**Categories of records in the system:** Off-Base Housing Application, and Notification of Housing Selection. Data includes: name, grade, address, family composition, age, housing requirements, and housing selected. Detailed Sales/ Rental Listing. Form completed by civilian landowner or agent. Data includes: name, address, details on rentals listed, and nondiscriminatory assurances.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces, Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Match housing desires with rentals listed. Used by base housing officials, military personnel and authorized civilians to locate housing matching needs/desires. Identifies type of housing selected by incoming personnel and used by base housing officials to monitor availability of off-base housing, housing selected, and individual's satisfaction with housing referral service provided. Referred to DOJ and HUD, if required by them in processing a housing discrimination complaint. Used by AF officials to respond to inquiries on individual member's housing situation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

And installation

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Or individuals can contact the Housing Referral Office at the base at which they completed the applicable forms in order to exercise their rights under the Act.

**Record access procedures:** Same procedures as for notification above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual voluntary application.

**Systems exempted from certain provisions of the act:** NONE

**F03005 DPXVH C**

**System name:** 03005 DPXVH C Base Housing Management

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Categories of individuals on whom records are maintained: All Military members desiring base family housing and eligible Department of Defense (DOD) civilian employees.

**Categories of records in the system:** Categories of records and description of data maintained in system: 'Application for and Assignment to Military Family Housing', contains the following data: Name, address, rank, Social Security Account Number (SSAN), Service data, family composition, and other information such as health problems. Other supporting documents-quarters condition inspection reports, assignment orders, etc.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces, Chapter 803 Department of the Air Force Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to apply for family housing and provide information upon which eligibility can be determined. Used by base housing officials. To respond to Congressional, Inspector General, and other inquiries on an individual basis pertaining to family member's housing situation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

And installation

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Advance applications are retained by losing activity and destroyed after six months. Applications received by gaining activities are destroyed one year after termination of quarters. Applications are destroyed by tearing, burning, pulping, shredding or macerating.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

or individuals may contact agency officials at the Base Housing Office at the installation at which he completed the applicable form or the installation which will be providing military family housing.

**Record access procedures:** Same procedures as for notification above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtain from individual's voluntary application.

**Systems exempted from certain provisions of the act:** NONE

**F03005 02 ALSA**

**System name:** 03005 02 ALSA On/Off-Base Housing Records

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Military members seeking advance applications for housing both incoming and outgoing. On-base applications. Quarters condition reports and assignment/termination of family housing. Application for Veteran Administration loans.

**Categories of records in the system:** Record contains Quarters Condition Inspection Report, Real Property Maintenance Request, and Application for and assignment to military housing.

**Authority for maintenance of the system:** 10 USC, Section 9775, Quarters Assignment Guidance.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record pertinent data required to assign and terminate family housing, report noted deficiencies in area of housing occupants responsibility, status of waiting list and listing of personnel occupying quarters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





Maintained in card files.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Systems and Logistics, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information derived from member's Permanent Change of Station Orders, Quad Leaders reports, and any other information voluntarily given by each applicant.

**Systems exempted from certain provisions of the act:** NONE

**F03007 0QPTFLB**

**System name:** 03007 0QPTFLB Visiting Officer quarters-transient airman quarters reservation.

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Personnel registering to obtain a room for the duration of visit.

**Categories of records in the system:** Registration of transient personnel into quarters.

**Authority for maintenance of the system:** 44-USC3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To register occupants of base transient quarters. Used by Commander to charge for billeting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Washington, DC., 22030..

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and social security number required for inquiries.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From individual registering.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMDWV**

**System name:** 03501 DPMDWV Assigned Office Personnel File

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military and civilian personnel assigned to the Washington Area Automatic Data Processing (ADP) Support Office.

**Categories of records in the system:** Case histories relating to administration of personnel during their employment in this office.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803 Department of the Air Force, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to obtain Social Service Account Numbers (SSANs) and other information to prepare official documents, including performance and effectiveness reports, changes in duties, authorizations for pay entitlements and training completed. Copies of these documents are normally retained in these files.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed when member is reassigned, separated, discharged or retired.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Interview observation and recorded on standard forms.

**Systems exempted from certain provisions of the act:** NONE

**F03501 AFDPG O**

**System name:** 03501 AFDPG O General Officer Personnel Data System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Active Duty/Air National Guard/Reserve General Officers

**Categories of records in the system:** Promotion board data, effectiveness reports, 'Career Brief' data and cards, Officers Personnel Record, Photos, Award/Decoration citations, biographies, letters of appreciation,retirement letters, dependent data, promotion orders, assignment orders, assignment preference data , demotion data, frocking letters, case studies, training points sum (Air National Guard/Reserve only), language data, and education data.

**Authority for maintenance of the system:** Title 10 United States Code - Armed Forces, Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Force Staff, Sections 8032 and 8034, Title44USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Promotions, assignment nominations/worksheets, retirements, congressional inquiries/responses, statistical analysis, force structure policies and history and strength history,career administration/planning, career profiles, Memorandums for Record affecting actions taken on general officers, vacancy lists, array of general officers by temporary/permanent grade and mandatory retirement date, seniority lists, retirement lists, personnel information is disclosed as directed to agencies within Office of the Secretary of Defense and Office of Management and Budget, The Office of the President and The Congress.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained in visible file binders/cabinets/safes.

Maintained in card files.

**Retrievability:** Most records are retrieved by last name and/or grade. Case studies, statistical analyses, promotion board results, congressional inquiries and responses are retrieved by topic by year of action.

**Safeguards:** Access to these records is given only to the Chief of Staff, Deputy Chief of Staff/Personnel, Assistant for General Officer Matters, Chief of Air Force Reserve, Chief National Guard Bureau,



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and RAND Corporation, and the assigned officers/noncommissioned officers and civilian and clerical help, totaling approximately 20 people. Security procedures, equivalent to the security required for Confidential and Secret data, are employed.

**Retention and disposal:** Records are maintained until retirement of the officer involved. Case studies, statistical analyses, promotion board results, promotion ballots, vacancy lists, spread sheets, seniority lists, retirement lists have been maintained since their respective creation.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and an individual's full name, Social Security Account Number, active duty grade will be needed to process written requests. An individual may visit the Pentagon, Room 4E212, the Office of Assistant for General Officer Matters, Headquarters United States Air Force (HQ USAF/DPG), to obtain the information. A requester must present his Military Identification Card when appearing in person and requesting personal information. When requesting personal information in writing, the requester must have his request notarized.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

and most records will be released upon request; however, any record, the release of which is questionable in the view of the Assistant for General Officer Matters, will be cleared for release by the HQ USAF DCS Personnel before it is finally released to the individual.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Data Base, Member, Inspector General Investigations.

**Systems exempted from certain provisions of the act:** NONE

**F03501 AFDPG Z**

**System name:** 03501 AFDPG Z General Officer Personnel Data System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Retired Active Duty General Officers and Retired Air National Guard (ANG)/Reserve General Officers.

**Categories of records in the system:** Promotion Board Data; 'Career Brief' Data/Cards; Forms 11; Photographs; Biographies; Retirement Letters; Dependent Data; Education Data; Promotion Orders; Assignment Orders; Demotion Data; Frocking Letters; Case Studies; Language Data.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces, Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Individual Queries; Precedent Actions; Statistical Analyses of Historical Nature; Assignment Nominations/Worksheets; Congressional Inquiries and Responses; Memorandums for Record Affecting Actions Taken on General Officers; Career Profiles; Vacancy Lists; Array of General Officers by Temporary/Permanent Grade and Mandatory Retirement Date; Seniority Lists; Retirement Lists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained in card files.

**Retrievability:** Most records are retrieved by last name and/or grade. Case studies, statistical analyses, promotion board results, Congressional inquiries and responses are retrieved by topic by year of action.

**Safeguards:** Access to these records is given only to the Chief of Staff, Deputy Chief of Staff (DCS)/Personnel, Assistant for General Officer Matters, Chief of Air Force Reserve, Chief National Guard Bureau, and Rand Corporation, and the assigned officers/Noncommissioned Officers (NCOs) and civilian and clerical help, totaling approximately 20 people. Assistant for General Officer Matters (DPG), Military Personnel Center/Records Maintenance Branch (MPC/DPMDRR) and Air Reserve Personnel Center/Director of Personnel Actions (ARPC/DPAAR) are the only offices in the Air Force where this data could be maintained. Security procedures employed by DPG are equivalent to the security required for Confidential and Secret data.

**Retention and disposal:** Retired 4-star General Officer records are maintained indefinitely; Retired 1, 2 and 3-star General Officer records are retained for 3 years, reviewed to determine if there are any materials of historical value which warrant indefinite retention - if not, they are destroyed by tearing into pieces, shredding, pulping or macerating.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and an individual's full name, Social Security Account Number (SSAN), active duty grade will be needed to process written requests. An individual may visit the Pentagon, Room 4E212, The Office of the Assistant for General Officer Matters, to obtain the information. A requester must present his Military Identification (ID) card when appearing in person and requesting information. When requesting personal information in writing, the requester must have his request notarized.

**Record access procedures:** An individual may obtain access to his records by either writing Headquarters United States Air Force/Assistant for General Officer Matters (HQ USAF/DPG) - The Pentagon or by appearing in person and requesting the information. Most records will be released upon request; however, any record, the release of which is questionable in the view of the Assistant for General Officer Matters, will be cleared for release by the HQ USAF/DCS Personnel before it is finally released to the individual.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Data Base; Member; Inspector General (IG) Investigations.

**Systems exempted from certain provisions of the act:** NONE

**F03501 AFDPO U**

**System name:** 03501 AFDPO U Office File

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All active duty colonels (grade 0-6) and former active duty colonels (grade 0-6), who have retired, and who have been retired for 12 months or less.

**Categories of records in the system:** Official photograph; Air Force (AF) Form 90, Officer Career Objective Statement; Copies of correspondence generated by Assistant for Colonels' Assignments, Deputy Chief of Staff, Personnel, Headquarters United States Air Force (HQ USAF/DPO) pertaining to the subject of the file, Memoranda of conversations with the subject of the file, Correspondence received by HQ USAF/DPO pertaining to the subject of the file, Memoranda of assignment-related personnel actions contemplated/completed on the subject of the file.

**Authority for maintenance of the system:** Title 10 United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assignment considerations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Rotary File Bins (Lectriever)

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained until first anniversay of effective date of retirement/separation from USAF of the subject of the file, at which point the office file is destroyed by burning.





**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And in-person request from the subject, upon identification, or written (notarized) request from the subject.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And in-person request from the subject, upon identification, or written (notarized) request from the subject.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Subject of the file (Career Objective Statements, Photograph, correspondence with HQ USAF/DPO), HQ USAF/DPO personnel, Air Force and outside agency originators of correspondence relating to subject of the file, for information which has/could have bearing on assignability of the subject.

**Systems exempted from certain provisions of the act:** NONE

**F03501 AFDPXXW**

**System name:** 03501 AFDPXXW Personnel Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military and civilian personnel assigned to Plans Division, Directorate of Personnel Plans, Deputy Chief of Staff, Personnel, Headquarters United States Air Force (HQ USAF/DPXX), Washington, D.C.

**Categories of records in the system:** Individual files for each individual, including security clearance, position description, biographical sketch, awards and training.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are not used external to the Air Force except in validating security clearance which does not come under the purview of the Privacy Act. The file contains background information for the supervisor to use in developing awards, evaluation of performance, and for discipline, if required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are provided to the member upon his permanent departure from the division, or upon his request.

**System manager(s) and address:** Deputy Chief of Staff Personnel HQ USAF, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Payroll, Standard Form 50, military orders, supervisor's notes, proposed awards, job descriptions.

**Systems exempted from certain provisions of the act:** NONE

**F03501 AFREP T**

**System name:** 03501 AFREP T Files on General Officers and Colonels Assigned to General Officer Positions

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Reserve General Officers and Reserve Colonels Assigned to General Officer Positions

**Categories of records in the system:** File contains resume of civilian and military experience, correspondence and orders, records Reserve participation, and listings with personnel data. Data includes: name, grade, Social Security Account Number (SSAN), Date of Birth (DOB), current address, telephone numbers, education, professional military education, and civilian occupation. An assignment folder is also used for initial review for a GO position. This file contains a copy of the Air Force (AF) Form 11, last five Officer Effectiveness Reports (OERs). When reviewed by the Chief of Air Force Reserve, a record of the personal interview and assignment recommendations are included with the file.

**Authority for maintenance of the system:** Title 10 United States Code, Armed Forces - Chapter 803 Department of the Air Force, Section 8012 and Chapter 2805, The Air Staff, Section 8032

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These documents are maintained for initial assignments, reassignment and participation of officers assigned to Reserve GO positions, and to determine qualifications for initial and continued assignment to Reserve GO positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are maintained until no longer required for actions relating to the Reserve GO program and are then destroyed by tearing to pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force Forms, Military Personnel Records, and correspondence generated or received in Personnel Division, Air Force Reserve, Headquarters, United States Air Force (HQ USAF/REP).

**Systems exempted from certain provisions of the act:** NONE

**F03501 ASGPS R**

**System name:** 03501 ASGPS R Medical Opinions on Board for Correction of Air Force Military Records Cases (BCMR)

**System location:** USAF Surgeon General, Forrestal Bldg, Washington DC 20314.

**Categories of individuals covered by the system:** Files are maintained on individuals making application to the Air Force Board for Correction of Military Records on which a medical opinion has been rendered.

**Categories of records in the system:** Contains a copy of the medical advisory opinion rendered on Air Force Board for Correction of Military Records.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Afford a historical reference, by name, to previous action taken regarding a specific BCMR application.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

In unlocked filing cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.



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**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAF Surgeon General, Forrestal Bldg, Washington DC 20314.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DP 3**

**System name:** 03501 DP 3 Unit Assigned Personnel Information File

**System location:** Air Force Units.

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** File copies of separation actions, newcomers briefing letters, line of duty determinations, assignment actions, retirement actions, in and out processing checklists, promotion orders, credit unition authorization, disciplinary actions, favorable/unfavorable communications, record of counselings, appointment notification letters, duty status changes, applications for off duty employment.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides information to unit commanders/supervisors for required actions related to personnel administration and counseling, promotion, training, separation, retirement, reenlistment, medical examination, testing, assignment, sponsor program, duty rosters, and off duty activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation; most records are transient in nature and are maintained only as long as required to fulfill their management purpose or until superseded, then given to the individual or destroyed by shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Washington D.C. 20330

**Notification procedure:** Inquries from individuals should be addressed to the respective unit commander or supervisor who maintains the records in order to exercise their rights under the Act.

**Record access procedures:** Requests from individuals should be addressed to the respective unit commander or supervisor who maintains the records in order to exercise their rights under the Act. Mailing addresses are contained in the Department of Defense Directory in the appendix to the Air Force's Systems Notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions, educational institutions, previous employees, medical institutions, police and investigating officers, bureau of motor vehicles, witnesses, reports prepared on behalf of the agency, standard Air Force forms, personnel management actions, extracts from the Advanced Personnel Data System (ADPS) and records of personal actions submitted to or originated within the organization.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMAK J**

**System name:** 03501 DPMAK J Separation Case Files (Officer and Airman).

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

Duplicate copies may be retained temporarily at each level requiring review or action on the case.

**Categories of individuals covered by the system:** Officers and airmen who have requested voluntary separation or who have been recommended for involuntary separation.

**Categories of records in the system:** Member's application, or letter from commander initiating separation action with indorsements, supporting documents, and record of final action taken. If congressional inquiry involved, request for information and reply provided is also filed by those offices involved.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces - Chapter 59 - Separation, Section 1161.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The original copy is retained as a permanent record of action taken. The duplicate copies are retained to provide a temporary record of actions being taken for responding to inquiries concerning the status of a particular case. Occasionally, a case file is retained as a precedence file for later reference in revising separation directives.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

At National Personnel Records Center. Cases are filed with Master Personnel Records. Transitory copies are filed alphabetically by general subject categories, i.e., involuntary officer separations, involuntary airman separations, etc.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

File cabinets and power files are secured during non-duty hours.

**Retention and disposal:** Master copies are retained permanently. Temporary files are disposed of within six months after final action is taken. Files are disposed of by shredding.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application, or correspondence from unit commander's initiating separation action.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMAKEI**

**System name:** 03501 DPMAKEI Absentee and Deserter Information Files

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.





At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty personnel who are or have been in absentee status more than 10 days or in deserter status.

**Categories of records in the system:** Absentee Wanted by the Armed Forces forms; copy of unit commander's initial and follow-on Report of Inquiry. Includes information concerning circumstances surrounding the unauthorized absence and attempts to locate the individual; Federal Bureau of Investigation (FBI) and Office of Special Investigations (OSI) reports or extracts therefrom are included in some case files; correspondence administratively classifying the individual as a deserter, if appropriate; Report of Return of Absentee Wanted by the Armed Forces forms.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces - Chapter 47 - Uniform Code of Military Justice, Sections 885, 886 and 887.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides documentation and reference source for the administration of individuals absent without leave for more than 10 days and individuals administratively classified as deserters. Used as basis for preparing statistical reports required by DOD for reports provided managers of unauthorized absentee programs, e.g., Major Commanders, and for promptly reporting changes in individual's status to military and civil law enforcement agencies to facilitate apprehension.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are destroyed 6 months after the member is returned to military control. Files are destroyed by shreading.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** During the period of unauthorized absence, no procedures exist for notifying individuals that an Absent Without Leave (AWOL)/Deserter file is maintained on them unless address provided by requestor. Subsequent to the member's return to military control

Requests from individuals should be addressed to the Systems Manager, or contact agency officials at each respective location to exercise rights under the Act.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or contact agency officials at each location to exercise rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Unit Commanders, Central Base Personnel Office representatives, military and civilian law enforcement officials, and anyone who may report information concerning an absentee wanted by the Armed Forces.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMAO K**

**System name:** 03501 DPMAO K Officer Effectiveness Report (OER)/Airman Performance Report (APR) Appeal Case Files.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major subordinate commands and numbered Air Forces. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Officers and airmen; active duty, inactive status, reserve status, air national guard status, and discharged officers and airmen who appeal for correction of records.

**Categories of records in the system:** Copy of an individual application, a copy of the Major Command (MAJCOM) and/or Consolidated Base Personnel Office (CBPO) recommendation (as appropriate), and correspondence reflective of the board's decision on the case.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces Chapter 47 - Uniform Code of Military Justice, Section 835; Chapter 803 - Department of the Air Force, Section 8012; Chapter 805 - The Air Staff, Section 8032; Chapter - 835, Appointments in the Regular Air Force, Section 8303.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To answer individual inquiries concerning a particular appeal and, at the Air Force Military Personnel Center (AFMPC) level, as a basis for consideration in preparation of Air Staff advisory opinions on OER/APR appeals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Case files are maintained for three calendar years from date of last action as indicated in the file, then forwarded to Washington National Records Center, Washington DC 20409.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application, MAJCOM and/or CBPO recommendations, and correspondence reflective of the appeal board's decision, and when applicable Air Staff advisory opinions furnished the Board for Correction of Military Records (BCMR) under the provisions of AFR 31-3.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARAD**

**System name:** 03501 DPMARAD Disability Retirements Retain Folders

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Officers and airmen processed through the disability system and on the Temporary Disability Retired List (TDRL).

**Categories of records in the system:** Duplicate copies of medical histories, Secretarial determinations, Air Force Forms 356.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 61.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide immediate information on active disability cases.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained folders are maintained 90 days after permanent disposition is made of the case. Retained folders are destroyed after completion of prescribed retention period by shredding.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence generated in Retirements Division (AFMPC/DPMAR), military hospitals, Headquarters United States Air Force Surgeon General (HQ USAF/SG) and by member or his representative.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARAE**

**System name:** 03501 DPMARAE Disability Retirements Correspondence Files

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Officers and airmen, active duty or retired, who inquire or about whom an inquiry is made concerning disability retirement status.

**Categories of records in the system:** Routine correspondence files. No data is collected or maintained solely to answer inquiries.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 61, Retirement or Separation for Physical Disability.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine correspondence files maintained for record purposes. Utilized by personnel assigned to function.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Controlled entry during nonduty hours -- visual surveillance during duty hours.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence generated in Air Force Military Personnel Center (AFMPC)/Directorate of Personnel Programs Actions, Retirements Division (DPMAR), military hospitals, Headquarters United States Air Force (HQ USAF)/Surgeon General, Director of Professional Services (SGP), and by member or his representative.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARBG**

**System name:** 03501 DPMARBG Service Retirement Case File - Officers

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All officers and warrant officers (including airmen who will be entitled to be advanced to a warrant officer or commissioned officer grade upon retirement) who have requested voluntary retirement or are mandatorily scheduled for retirement.

**Categories of records in the system:** Case files contain all or some of the following, as appropriate: Report of Medical Examination for Retirement; Air Force Form 1160, Application for Voluntary Retirement; Air Force (AF) Form 1161, Addendum to Application for Voluntary Retirement; AF Form 1162, Reply to Mandatory Retirement Notification; Correspondence pertinent to the member's retirement application; Officer brief with data elements shown below, only data element pertinent to officer and officer's retirement application are completed - IDENTIFICATION DATA: Name, Grade, Social Security Account Number, Type of Brief, Date Prepared, Component Record Status, Personnel Accounting Symbol (PAS) Duty Location, Area, Country/ State, Duty Location, Organization and Station of Assignment, PAS Zip Code - CURRENT DUTY DATA: Duty Air Force Specialty Code, Position Number, Duty Title, Command Level, Management Title, Job Level, Organizational Structure, Rated Position Identifier, Human Reliability Program/Personnel Reliability, Program/Special Security Investigation Required, Special Category Identifier, Duty Special Experience Identifier, Program Element Code, Functional Account, Functional Category - PROFESSIONAL SPECIALTY COURSES - CODE AND COURSE YEAR; SELECTION DATA: Date Arrived Station/Date Departed Last Duty Station, Directed Duty Air Force Specialty Code/Reason, Expiration Date of Directed Duty Assignment, Dislocation Allowance Fiscal Year Entitlement, Security Clearance, Type Security Investigation and Year, Special Experience 1st-2nd, Non-Continental United States Resident, Limits 1st-2nd-3rd, Assignment Status, Assignment Availability/ Assignment Availability Date 1st-2nd, Reported Availability and Date, Assignment Blocks, Block Expiration Date, Personnel Action/Unit Information File - INTERNAL CONTROL BLOCK: Automatic Accounting Date - SERVICE DATA: Total Years Service Date/ Promotion List Service Date, Pay Date, Basic Retirement Date, Total Active Federal Military Service Date, Total Active Federal Commissioned Service Date, Total Federal Commissioned Service Date, Active Duty Service Commitment Date/Reason, Promotion Eligibility Date, Extended Active Duty Date, Extended Active Duty Reason, Source of Commission - AIR FORCE SPECIALTY CODES (AFSC) DATA: Primary Air Force Specialty Code (PAFSC), Second Air Force Specialty Code (2AFSC), Third Air Force Specialty Code (3AFSC) - SEPARATION DATA: Date of Separation, Projected Effective Date, Date of Separation/Reason, Projected Separation Designation Number - PROMOTION DATA: Grade Below the Zone, Selection Below the Zone, Temporary Promotion Deferment, Permanent Promotion Deferment - PERSONAL DATA: Marital Status, Citizen Member-Spouse, Military Status-Spouse, Total Dependents, Dependents in Household, Adult Dependents, Religion, Sex - Date of Birth, Race - OFFICER EFFICIENCY REPORTS (OER) DATA; GRADE DATA: Temporary, Projected Temporary, Permanent, Projected Permanent - FLYING DATA: Current Rating and Date, Original Rating and Date, Additional Aeronautical Rating, Date of Original Pilot Rating, Aviation Service Date/Officer Service Date, Entitlement Status, Flying Status, Total Flying Hours, Total Jet Hours, 1st Pilot/Instructor Pilot Hours, Supplemental Availability, Supplemental Entry/Completion Date, Southeast Asia (SEA) Combat Missions, North Vietnam Other, Return Rated Duty/Officer Date Assignment - ACADEMIC EDUCATION DATA: Level, Specialty/School, Year, Method - PROFESSIONAL MILITARY SCHOOL: School, Year, Method - OVERSEAS DATA: Overseas Duty Selection Date, Date Eligible for Return from Overseas, Date Departed Continental United States, Short Tour Return Date, Tour Length, Overseas Tour Start Date, Overseas Tour Stop Date, Air Control Center, Reason Unaccompanied, Short Tours, Days in Southeast Asia - PROJECTED ASSIGNMENT: Office, Assignment Account Number, Gaining Personnel Accounting Symbol, Remarks, Reason, Projected Duty Air Force Specialty Code, Functional Code, Permanent Change of Station Code, Gaining Location, Report No Later Date, Last Personnel Transaction Identifier, Date of Change, First Personnel Transaction Identifier, Component Mark, Position Number, Country - State, Tour Length - PREFERENCE DATA: Retraining Air Force Specialty Code - BROADENING: Duty Air Force Specialty Code, Command Level - SUPPLEMENT: Duty Air Force Specialty Code, Command Level - PRIMARY UTILIZATION: Duty Air Force Specialty Code, Flying Activity Category, Type, Job Level, Special Experience Identifier, Command Level, Major Command - GEOGRAPHIC: Base, Continental United States Area, Continental United States/State - OVERSEAS: Location, Tour Length - SPECIAL DUTY APPLICABLE: Type, Requested Date - DUTY HISTORY: Effective Date of Duty, Duty Air Force Specialty Code, Duty Title,





Duty Special Experience Identifier (SEI), Command Level, Job Level, Management Level, Functional Account, Special Category Identifier, Major Identifier - ORGANIZATION DATA: Detachment, Number, Kind, Type, Location - PERFORMANCE HISTORY: Grade, Closing Date, Number Months, Rating.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces - Chapter 33, Appointments in Regular Components Section 564 - Chapter 59, Separation, Sections 1164 and 1166; Chapter 63, Retirement for Age, Section 1263; Chapter 65, Retirement for Length of Service, Sections 1293 and 1303; Chapter 835, Appointments in the Regular Air Force, Section 8303; Chapter 859, Separation from Regular Air Force for Failure to Meet Standards, Sections 8786, and 8796; Chapter 865, Retirement for Age, Sections 8883, 8884, 8885, 8886; Chapter 867, Retirement for Length of Service, Sections 8911, 8913, 8915, 8916, 8918, 8921, 8922, 8923 and 8924; and Air Force Manual 35-7.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Case file maintained on active retirement cases to allow processing and provide inquiry source.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Case files are retained until the month in which retirement is effective; or for disapproved applications, until the month in which individual had requested effective date of retirement; Case files are retired to Master Personnel Records Group when no longer active.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence and forms generated by Service Retirements Branch (DPMARB) and member, Consolidated Base Personnel Office and Major Air Commands incident to retirement process.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARBH**

**System name:** 03501 DPMARBH Service Retirement Case File - Airman.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All airmen who have requested a retirement with an effective date beyond the current month.

**Categories of records in the system:** Group, Non-Continental United States Resident - DEPENDENT DATA: Children-Sex and Year of Case files contain all or some of the following, as appropriate: Report of Medical Examination for Retirement; Air Force (AF) Form 1160, Application for Voluntary Retirement; AF Form 1161, Addendum to Application for Voluntary Retirement; Correspondence pertinent to the airman's retirement application; Airman brief with data elements which follow. Only data elements pertinent to airman and airman's retirement applications are completed. IDENTIFICATION AND CURRENT ASSIGNMENT DATA: Name, Grade, Social Security Account Number, Option, Date Prepared, Component Record Status, Personnel Accounting Symbol (PAS) Duty Location, Area, Country/State, Duty Location Organization and Station of Assignment, PAS Zip Code, Major Command Identification Area, Functional Category, Functional Account, Program Element, Hazard/Special Duty, Previous Hazard Special Category, Date Departed Last Duty Station, Date Arrived Last Duty Station Date Departed Continental United States, Date Assigned Station, Proficiency Pay Status, Proficiency Pay Status Date, Proficiency Pay Status Reason, Air National Guard United States Air Force (USAF) Reserve Technician Identity, Position Number, Special Service Ineligible Indicator, Dislocation Allowance Status Current Fiscal Year, Authorized Grade of Position, Position Overage Reason - AIR FORCE SPECIALITY CODES (AFSC) DATA: Primary Air Force Specialty Code (PAFSC), Second Air Force Specialty Code (2AFSC), Control Air Force Specialty Code (CAFSC), Duty, Projected Retraining AFSC - PROJECTED RETIREMENT/ SEPARATION DATA: Projected Separation Designation Number, Application Date, Projected Retirement/Separation Date, Retirement/Separation Identity - PROMOTION AND GRADE DATA: Permanent Grade-Effective Date-Date of Rank, Projected Grade-Effective Date-Date of Rank, Sequence Number, Board Fiscal Year/Identity, Promotion Eligibility Status, Date Initially Entered Retraining, CAFSC Effective Date, PAFSC Award Date, Current Commissioned/Warrant Officer Grade, Highest Grade on Active Duty - ASSIGNMENT SELECTION DATA: First-Fourth Assignment Availability Date, First-Third Assignment Limitation/Expiration Date, Number of Days in Southeast Asia (SEA), Overseas Duty Selection Date/Date Eligible to Return from Overseas, Overseas Tour Status, Number Southeast Asia Tours, Number Short Tours, Short Tour Return Date, Unfavorable Information Identification, Human Reliability Program/Personal Reliability Program Special Security Investigation Requirement, Security Clearance, Type Security Investigation, Overseas Assignment Freeze Status, Overseas Volunteer Status, Special Duty Application Date, Duty Status, Duty Status Effective Date, Duty Status Expiration Date, Unfavorable Information Source - PROJECTED ASSIGNMENT DATA: Type Assignment, Assignment Action Number, Gain Personnel Accounting Symbol, Country/State, Duty Location, Permanent Change of Station Identifier, Reason, Projected Control AFSC, Functional Category, Assignment Departure Date, Report Not Later Than Date, Special Experience Identifier, Waiver, Tour Length, Remarks, Grade, Training Indicator, Trailer Indicator, Assignment Selection Date, Notice Date, Delay Reason - SERVICE DATA: Service Category, Component, Extended Active Duty Date, Reenlistment Status, Reenlistment Eligibility, Category of Enlistment, Term of Enlistment, Date of Enlistment, Variable Reenlistment Bonus, Place of Current Enlistment, Expiration Term of Service, Date of Separation, Accession Designation Number, Total Enlisted Military Service Date, Years Commissioned/Warrant Officer Service, Total Active Federal Military Service Date, Pay Date, Military Service Obligation, Expiration Term of Obligation - PERSONAL DATA: Sex, Race, Date of Birth, Citizenship, Religion, Marital Status, Home of Record, Ethnic Birth, Additional Children, Adult Dependents, Total Dependents, Number Dependents in Household, Accompanied Status Current/Last Overseas, Reason Unaccompanied, Military Status of Spouse, Citizenship of Spouse - SPECIAL EXPERIENCE IDENTIFIER DATA: Control Air Force Specialty Code, Primary Air Force Specialty Code (AFSC) First-Fifth, Primary AFSC Sixth-Tenth, Second AFSC First-Fifth, Second AFSC Sixth-Tenth, General First-Third - TEMPORARY DUTY: Personnel Accounting Symbol of Attachment, Duty AFSC, Expiration Date, Type Temporary Duty - TRAINING AND EDUCATION DATA: Training Status, Date Entered Training, Date Completed/Withdrew from Training, Armed Forces Qualification Test Score Groups, Education Level Highest, Education Level Second, Airman Evaluation Test Identification, Airman Evaluation Administrative, Airman Evaluation Electronic, Airman Evaluation Mechanical, Airman Evaluation General, Junior Reserve Officer Training Corps Progression Level, Professional Military Course, United States Air Force Supervisory Examination Identification, United States Air Force Supervisory Examination Test Date, United States Air Force Supervisory Examination Results, Professional Specialty Course, Year Completed.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 65 and Chapter 867, Retirement for Length of Service, Sections 8911, 8914 and 8917; and Air Force Manual 35-7.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Case file maintained on active retirement cases to facilitate retirement processing and provide inquiry response source.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Social Security Account Number (SSAN).



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**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Case files are retained until the month in which retirement is effective; or for disapproved applications, until the month in which individual had requested effective date of retirement; Table 35-1, Rule 1, Air Force Manual 12-50. Case files are retired to Master Personnel Records Group when no longer active.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence and forms generated by Service Retirements Branch (DPMARB) and member, Consolidated Base Personnel Office and Major Air Command, incident to retirement process.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARDC**

**System name:** 03501 DPMARDC Congressional/High Level/Correction Military Records Inquiries and Replies

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Records in this file relate to members who are approaching retirement - or have retired (Disability and Service Retirements).

**Categories of records in the system:** Letter or message correspondence relating to retirement matters.

**Authority for maintenance of the system:** Title 10, United States Code Armed Forces Chapter 65, Retirement for Length of Service.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Utilized by personnel assigned to retirements function for official duties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Correspondence and forms generated within Management and Procedures Branch (DPMARD) Air Force Military Personnel Center, Randolph AFB, TX 78148, and inquiries originated by members of Congress, military members, or the general public.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMARDF**

**System name:** 03501 DPMARDF Temporary Disability Retired List

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Information on personnel placed in temporary disability retired status is included in this records system.

**Categories of records in the system:** The record maintained is a standard International Business Machine (IBM) punch card which contains the following essential elements to fulfill the requirements of the law and regulations: Retired Grade, Social Security Account Number, Name, Medical Facility Codes, Date of Separation, Temporary Disability Retired List Reexamination Date, Reexamination Type, Reexamination Number, Veterans Administration Diagnostic Codes, Case Determination Effective Date, Case Determination Code, Disability Percentages, Special Reexamination Instructions, Local Address.

**Authority for maintenance of the system:** The records are maintained to support the requirements of Title 10, United States Code Armed Forces - Chapter 61, Retirement or Separation for Physical Disability, Section 1210

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Punch cards containing information for purpose of managing Temporary Disability Retired List (TDRL); e.g., scheduling physical examinations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Information is maintained during member's retention on TDRL. Destroyed after prescribed retention period by shredding, pulping, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas. 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information provided by Air Force Military Personnel Center Disability Retirements Branch (DPMARA) generated from disability processing.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMD 2**

**System name:** 03501 DPMD 2 Directorate Personnel Files.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All personnel assigned to Air Force Military Personnel Center, Directorate of Personnel Data Systms.

**Categories of records in the system:** Standard Air Force Personnel Action Forms, special orders and assignment information.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Director, Deputy Director and administrative personnel as reference for planning, assignments, Suspense actions and locator requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** By grade

Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed upon individual's permanent departure from the Directorate.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Standard personnel actions and forms, and information retrieved from the Advanced Personnel Data System (APDS).

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMDQIA**

**System name:** 03501 DPMDQIA Military Personnel Records System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated ase personnel offices. At State Adjustment General Office of each respective State, District of Columbia or Commonwealth of Puerto Rico;At Air Force Reserve and Air National guard units, official mailing addresses are in the Department of Defense Directory in the Appendix to the Component's Systems Notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Officer Correspondence and Miscellaneous Document Group (C&M) at Air Force Military Personnel Center (AFMPC); Headquarters United States Air Force (HQ USAF) Selection Record Group (SR) at HQ USAF, Assistant for General Officer Matters;

Retired Air Force general officers. Master Personnel Record Group (MPeRGp) at AFMPC; active duty colonels at HQ USAF, Assistant for Senior Officer Management, C&M at AFMPC,

Air Force active duty officer personnel. MPeRGp at AFMPC, Officer Command Selection Record Group (OCSR) at the respective major command or separate operating agency, Field Record Group (FRGp) at the respective Air Force base of assignment/servicing Consolidated Base Personnel Office (CBPO);

Air Force active duty enlisted personnel. MPeRGp at AFMPC, FRGp at respective servicing CBPO, Senior Noncommissioned Officer (NCO) Selection Folder at the respective servicing CBPO; personnel in Temporary Disability Retired List (TDRL) status, Missing in Action (MIA), Prisoner of War (POW), Dropped From Rolls (DFR), MPeRGp at AFMPC; Reserve officers MPeRGp at Air Reserve Personnel Center (ARPC), OCSR at the respective Air Force (AF) major command (MAJCOM) when applicable, FRGp at the respective unit of assignment or servicing CBPO or Consolidated Reserve Personnel Office (CRPO); Reserve airmen MPeRGp at ARPC, FRGp at the respective unit of assignment or servicing CBPO/CRPO; Air National Guard (ANGUS) officers MPeRGp at ARPC, OCSRat the respective State Adjutant General Office, FRGp at the respective unit of assignment, ANGUS airmen MPerGp at the respective State Adjutant General Office, FRGp at the respective unit of assignment;

Retired Air Force military personnel. and discharged personnel MPerGp at National Personnel Records Center (NPRC); Air Force Academy cadets MPerGp at unit of assignment CBPO.

**Categories of records in the system:** Substantiating documentation such as forms, certificates, administrative orders and correspondence pertaining to appointment as a commissioned officer, warrant officer, Regular AF, AF Reserve or ANGUS; enlistment/reenlistment/extension of enlistment; assignment Permanent Change of Station (PCS)/Temporary Duty (TDY); promotion/demotion; identification card requests; casualty; duty status changes - Absent Without Leave (AWOL)/MIA/POW/Missing deserter; military test administration/results; service dates; separation; discharge; retirement; security; training, Precision Measurement Equipment (PME), On The Job Training (OJT), Technical, General Military Training (GMT), commissioning, driver; academic education; performance/effectiveness reports; records corrections - formal/informal; medical or dental treatment/examination; flying/rated status administration; extended active duty; emergency data; line of duty determinations; human/personnel reliability; career counseling; records transmittal; AF reserve administration; Air National Guard administration; board proccedings; personnel history statements; Veterans Administration compensations; disciplinary actions; record extracts; locator information; personal clothing/equipment items; passport; classification; grade data; Career Reserve applications/cancellations; traffic safety; Unit Military Training; travel voucher for TDY to Republic of Vietnam; dependent data; professional achievements; Geneva Convention cards; drug abuse; Federal Insurance; travel and duty restrictions; Conscientious Objector status; decorations and awards; badges; Favorable Communications (colonels only); Inter-Service transfers; pay and allowances; combat duty; leave; photographs; Advanced Personnel Data System products;

**Authority for maintenance of the system:** Title 44, United States Code, Section 3101: Records Management by Federal Agencies; Records Management by agency heads; general duties

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In addition to satisfying the Title 44 requirement for records retention, Military Personnel Records are utilized at all levels of Air Force personnel management within the agency for actions/processes related to procurement, education and training, classification, assignment, career development, evaluation, promotion, compensation, sustentation, separation and retirement. Military Personnel Records are routinely utilized outside the Air Force for actions/processes related to assignment or transfer to other services or joint service organizations; compensation claims submitted to Veterans Administration Regional Offices; dependents and survivors requesting issuance or determination of eligibility for identification card privileges; Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) eligibility and benefits requests - copies are provided to CHAMPUS, Denver, Colorado; Immigration and Naturalization - copies are provided to respective local Immigration Office; Unemployment Compensation Requests - verification of service related information provided to State Unemployment Compensation (UCX) Office; Vietnam State Bonus - information provided to respective local State offices; Civil Service requests for verification of military service for benfits; leave or Reduction in Force (RIF) purposes - copies provided to local Civilian Personnel Office; National Cemetary Burial/Headstone cases - copies provided to Superintendent National Cemetary, Army Quartermaster Corps, Virginia; Worldwide locator inquiries - response provided to legitimate requests in accordance with the Freedom of Information Act; Dual compensation cases involving former officers - provided to establish Civil Service employee tenure and leave accrual rate; Social Security Retirement Credit Verification - verification of service data provided to substantiate applicant's credit for Social Security compensation; Soldiers and Sailors Civil Relief Act requests - verification of service - related information provided to State courts in civil actions; Litigation - in event the United States, its officers or employees are involved. Changes in member's official records regarding name, Social Security Account Number, date of place of birth or home of record - required information provided to Director of Selective Service, Federal Bureau of Investigation, and Personnel Research Division of the Air Force Human Resources Laboratory at Lackland Air Force Base, Texas. Secretary of the Air Force Legislative Liaison releases when authorized by individual concerned. US Department of Agriculture for investigative and audit procedures ;US Department of the Treasury for Secret Service investigations, Coast Guard Activities Bureaus of Customs, Narcotics, Engraving and Printing and Internal Revenue Service for official activities; US State Department, Federal Aviation Agency for background investigations of employment applicants; Central Intelligence Agency for Investigations, US Postal Service for Official Postal Inspector Duties, General Services Administration for Investigation of Incumbant Employees; Department of Justice for Investigations conducted by the Federal Bureau of Investigation and Immigraton and Naturalization Small Business Administration for Investigations concerning Loans, National Security Agency Review of Records for Security Investigations United States Information Agency for Review of Records for Background Investigations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Maintained in file folders.

Placed in metal file containers or on open shelves.

**Retrievability:** Information in the system is retrieved by last name, first name, middle initial and Social Security Account Number (SSAN). Records stored at National Personnel Records Center Center are retrieved by registry number, last name, first name, middle initial and SSAN.

**Safeguards:** The prescribing directive for the Military Personnel Records System requires those records to be stored (after duty hours) in a locked building, room or filing cabinets. Access is specifically limited to those personnel designated by the Consolidated Base Personnel Office (CBPO) Chief and those provisions for access and release of information contained in Air Force Regulation 31-6.

**Retention and disposal:** Those documents designated as 'Temporary' in the prescribing directive remain in the records until their obsolescence (superseded, member terminates his status, or retires) when they are removed and provided to the individual data subject. Those documents designated as 'Permanent' remain in the military personnel records system permanently and are retired with the master personnel record group.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148 is the official responsible for the system of records. Individuals in categories included above may deal directly with agency officials at the respective records location to exercise their rights under the Act.

**Notification procedure:** The individual data subject may be notified that a record exists on him by submitting a request to or appearing in person at the responsible official's office or the respective repository for records for personnel in his particular category during normal duty hours any day except Saturday, Sunday or national and local holidays. The Saturday and Sunday exception does not apply to Reserve and National Guard units during periods of training. Response to written requests will be provided not later than ten days following receipt of request. The System Manager has the right to waive these requirements for personnel located in areas designated as Hostile Fire Pay areas.

**Record access procedures:** The same written notification or personal visit procedures which apply to notification also apply to access.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of information contained in the system include data subject's applications, requests, personal history statements, supervisors' evaluations, correspondence generated within the agency in the conduct of official business, medical treatment records, educational institutions, civil authorities, other service departments, and interface with the Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMDR P**

**System name:** 03501 DPMDR P Military Personnel Microform Records System

**System location:** Air Force Military Personnel Center (AFMPC), Randolph Air Force Base, Texas; Headquarters United States Air Force (HQ USAF), Deputy Chief of Staff, Personnel, Assistant for General Officer Matters (HQ USAF/DPGF; HQ USAF/Deputy Chief of Staff, Personnel, Assistant for Colonels' Assignments (HQ USAF/DPCO), HQ USAF/Chief of Air Reserve, Personnel Division (HQ USAF/REPL) and Air National Guard (ANG), Pentagon, Washington, D.C.; National Personnel Records Center, (NPRC), St Louis MO.; Air Reserve Personnel Center (ARPC), Denver CO.

**Categories of individuals covered by the system:** Records are maintained in the system on the following categories of personnel: active, Reserve and Air National Guard (ANGUS) general officers - officer Correspondence and Miscellaneous (C&M) Document Group at AFMPC; HQ USAF Selection Record Group at HQ USAF/DPG; Retired general officers (with Pay) - Master Personnel Record Group (MPerRGp) at AFMPC; active duty officers in the grade of colonel - HQ USAF Selection Record Group at AFMPC and HQ USAF/DPO; Officer C&M Document Group at AFMPC; active duty officers - MPerRGp at AFMPC, active duty airmen - MPerRGp at AFMPC; Personnel in Temporary Disability Retirement List (TDRL); Missing in Action (MIA); Prisoner of War (POW); Dropped from rolls status - MPerRGp at AFMPC; Reserve officers - MPerRGp at ARPC; Selection Record Group at HQ USAF/REP and NGB; Retired or Discharged Personnel - MPerRGp at NPRC.

**Categories of records in the system:** Substantiating documents such as forms, certificates, administrative orders and correspondence pertaining to appointment as a commissioned officer, warrant officers, Regular AF, AF Reserve or ANGUS, enlistment/reenlistment/extension of enlistment, promotion/demotion, identification card requests, casualty, duty status changes - Absent Without Leave (AWOL)/MIA/POW/Missingdeserter, service dates, separation, discharge, retirement, security, training, (precision measurement equipment, On-The-Job technical, General Military Training (GMT), commissioning), academic education, performance/effectiveness reports, records corrections (formal/informal), medical or dental treatment/examination, flying/rated status administration, extended active duty, line of duty determinations, human/personnel reliability, career counseling, records transmittal, Air Force Reserve administration, ANG administration, board proceedings, personal history statement, Veterans Administration (VA) compensations, disciplinary actions, record extracts, passport, classification, grade data, career Reserve applications/cancellations, professional achievements, drug abuse, Federal insurance, travel and duty restrictions, conscientious objector status, decorations and awards, badges, favorable communications (colonels only), Inter-Service transfers, photographs, Advanced Personnel Data System (APDS) products.

**Authority for maintenance of the system:** Title 44 United States Code, Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** In addition to satisfying the Title 44 requirement for records retention, military personnel records are utilized at all levels of Air Force personnel management within the agency for actions/processes related to procurement, education and training, classification, assignment, career development, evaluation, promotion, compensation, sustentation, separation and retirement. Military Personnel Records are routinely utilized outside the Air Force for actions/processes related to assignment or transfer to other services or joint service organizations; compensation claims submitted to VA Regional Offices (VARO); dependents and survivors requesting issuance or determination of eligibility for identification card privileges; Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) eligibility and benefits requests - copies are provided to CHAMPUS, Denver, Colorado; Immigration and Naturalization - copies are provided to respective local Immigration Office; Unemployment Compensation Requests - verification of service related information provided to State UCX office; Vietnam State bonus - information provided for verification of military service for benefits, leave or reduction in force (RIF) purposes - copies provided to local Civilian Personnel Office; National Cemetary Burial/Headstone cases-copies provided to Superintendent National Cemetary, Army Quartermaster Corps, Virginia; Worldwide locator inquiries - response provided to legitimate requests in accordance with the Freedom of Information Act; Dual compensation cases involving former officers - provided to establish Civil Service employee tenure and leave accrual rate; Social Security Retirement Credit Verification - verification of service date provided to substantiate applicant's credit for Social Security compensation; Soldiers and Sailors Civil Relief Act requests - verification of service-related information provided to State courts in civil action; Litigation-in event United States, its officers or employees are involved. Records correction information pertaining to name, Social Security Account Number, date and place of birth - respective information provided to Selective Service, Federal Bureau of Investigation and Human Resources Laboratory, Lackland Air Force Base, Texas. Provided to U. S. Department of Agriculture for investigative annd audit purposes; to U. S. Treasury Department for Secret Service Investigations, Coast Guard activities, Customs Service, Bureau of Narcotics, Internal Revenue Service and Bureau of Engraving and Printing investigative activities; U. S. State Department for investigation of employment applications, for Central Intelligence Agency investigations; U. S. Postal Sefrvice for official Postal Inspector duties; U. S. Federal Aviation Agency for investigation of employment applications; General Services Administration for employee investigations; U. S. Department of Justice for Federal Bureau of Investigation and Immigration and Naturalizations, Bureau Investigations, Small Business Administration for investigation concerning loans; National Security Agency for security investigations; U. S. Information Agency for backgrounnd investigations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The method of storage is Microfiche placed in rotary power files. Computer disk resident data file consists of Social Security Account Number (SSAN) and disk location of the associated image index record. Computer disk resident date (e.g., name, SSAN) describing the member and document data describing document type, date, location and number of pages contained in each document.

**Retrievability:** Information in the system is retrieved by SSAN, last name, first name, middle initial, action identification and/or document identification number. Information can be: displayed via a closed circuit television subsystem; produced on a duplicate microfiche; blown back to hard copy.

**Safeguards:** The prescribing directive for the Military Personnel Microform Records System requires records to be stored (after duty hours) in a locked room and locked power files. Access is specifically limited to those personnel designated by the Systems Manager and those provisions for access and release of information contained in Air Force Regulation 31-6. Users are granted access to the system if authorized and are screened by computer software. Safety files and/or alternate site files exist in microfiche format.

**Retention and disposal:** Those documents designated as 'Permanent' remain in the military personnel records system permanently and are retired with the master personnel record group.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148 is the official responsible for the system of records. Individuals in specific categories listed above may deal directly with agency officials at respective locations to exercise their rights under the Act.

**Notification procedure:** The individual data subject may be notified that a record exists on him by submitted a request to or appearing in person at the responsible official's office or the respective repository for records for personnel in his particular category during normal working hours any day except Saturday, Sunday or national and local holidays. Response to written requests will be provided not later than ten days following receipt of request. The System Manager has the right to waive these requirements for personnel located in areas designated as Hostile Fire Pay areas.

**Record access procedures:** The same written notification or personal visit procedures which apply to notification also apply to access.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of information contained in the system include the member, data subject's applications, requests, personal history statements, supervisors' evaluations, correspondence generated within the agency in the conduct of official business, medical treatment records, educational institutions, civil authorities, other service departments, and interface with the Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMDRAB**

**System name:** 03501 DPMDRAB Correction of Military Record Card

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty officers and airmen. Retired or discharged officers and airmen. Next of kin of deceased officers and airmen.

**Categories of records in the system:** Summary of correction of records request followed through to its final decision by the appropriate correction board.

**Authority for maintenance of the system:** Title 10, United States Code, Section 1552, 10 usc 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Suspense for collection of all information requested by member and completion of the case by the appropriate correction board.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for three years after case completion. Then destroyed by pulping, macerating, burning or tearing into pieces.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application, Master Personnel Records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMHC L**

**System name:** 03501 DPMHC L Chaplain Applicant Processing Folder

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Chaplaincy applicants and Reserve Chaplains applying for active duty.

**Categories of records in the system:** This is a grouping of pertinent forms used by the Air Force Military Personnel Center (AFMPC) Command Chaplains Office in processing chaplains to active duty including: Application for Appointment as Reserve of the Air Force; , Application for Extended Active Duty with the United States Air Force; , United States Air Force (USAF) Drug Abuse Certificate; , Statement of Personal History; , National Agency Check Request; Report of Medical Examination; Report of Medical History; Fingerprint Card; Checklist for Chaplain Appointment; Ecclesiastical Endorsement; Certificate of Continuance of Ecclesiastical Endorsement; Certificate of Seminary Graduation and Ordination; Official Transcripts of College Education; Personal correspondence between resource manager and applicant regarding status of his application.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces - Chapter 803 - Department of The Air Force, Section 8012; Chapter 805 - The Air Staff, Section 8032;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The documents maintained in these transitory folders are utilized by the resource manager in processing chaplain applicants to active duty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Once applicant is accessed, forms are entered into the Master Personnel Records Group. If applicant does not qualify for appointment, file is destroyed after one year.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's application.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMSG M**

**System name:** 03501 DPMSG M Health Education Records.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All airmen and officers of the United States Air Force (USAF) Medical Service who have applied for training and are in training and applied for training to Air Force Military Personnel Center/Medical Education Division (AFMPC/SGE).







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**Categories of records in the system:** Allied Health Selection Board Folders: Application for Officer School Training; Educational Transcripts; Chronological listings of work experience; Letters of recommendation; Specific test results; Scholastic Aptitude Test (SAT); Physician Extender Profile Exam (PEPE); Manual dexterity test; Grade point averages; Microfiche; Officer Effectiveness Reports (OERs); Photo; Air Force Military Personnel Center (AFMPC) Rating Assessment Sheet for Physician Assistant Applicant; Consolidated Base Personnel Office (CBPO) letters; Prerequisite verifications; Counselings on Reenlistment limitations; Reenlistment/extension eligibility; Status of Unfavorable Information File (UIF) folder; Records Review Listing; Verification of Airman Qualifying Examination (AQE), Total Active Federal Military Service Date (TAFMSD), Date Eligible for Return from Overseas (DEROS), Projected assignment; Airman Performance Reports; Applicant Statements; Why training desired; Intent to extend/reenlist; Flying Class III Physical; General Information including Extended Active Duty Date; Date of Rank; Passovers, Command; Base of assignment; Arrived on station; Marital status; Undergraduate Education Selection Folders - Application; Medical College Admission Test (MCAT) scores; Letter of acceptance from an approved school; Dean's letter of recommendation; Transcript; Physical Examination reports; Air Force Institute of Technology (AFIT) Selection Folders - Officer career brief; Letter of recommendation; Transcripts; Graduate Records Examination (GRE) and Admission Test for Graduate Study in Business (ATGSB) scores; Application for AFIT training; Physician Deferment Folder DPM Form 116 (Medical Corps (MC) Appointment Checklist); Field Personnel Record (Duplicate Copy); Application for Appointment in Reserves; Personnel Security Clearance; (Armed Forces Security Questionnaire); DD Form 398 Personnel History Statement; Statement of Understanding for Appointment; Photograph; Request for delay for residency training; Record of computer input; General correspondence with physician/student; hospital agreement form; Transcripts (Pre-med and med school); Air Force Health Performance Scholarship Program (AFHPSP) Service Obligation Agreement; Notification of selection for AFHPSP; Air Reserve Personnel Center (ARPC) orders (45-day active duty tour); Air Force Military Personnel Center (AFMPC) Form 155 (Application for deferment for graduate medical education); Selection/ Non-selection for deferment letter; Congressional correspondence; Certificate of medical school completion; Physical examination; Tendering of resignation; Medical disqualification correspondence; Graduate Medical Education Records - Application for sponsored training; AFMPC Form 131; Photograph; Transcripts; Letter of recommendation/evalnation; Career motivation essay; Select/Non-select letters (acceptance/declination); Assignment letter to Major Command (MAJCOM); Training reports; Memos for record; General correspondence with applicant/trainee; Congressional correspondence; Faculty board proceedings; Residency completion letter; Letters of resignation.

**Authority for maintenance of the system:** Title 44, United States Code (USC) 'Public Printing and Documents - Chapter 31, Records Management by Federal Agencies, Section 3102; Title 50, USC War and National Defense, Section 454, Persons Liable for Training and Service; and Title 10 USC Armed Forces, Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this record system is used by the Medical Education Division, and Medical Education Selection Boards in selecting individuals of the medical service to attend undergraduate and graduate educational programs and technical training. Such programs include undergraduate and graduate nurse education, residencies and fellowships for physicians, and graduate education for Medical Service Corps (MSC's), BioMedical Service Corps (BSC's), Veterinary Corps (VC's), residencies for dental officers, and Physician and Dental Assistant programs for airmen. Another use of the system is to monitor the individuals progress in an educational program after selection until completion of their program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Allied Health Selection Board Folders and Undergraduate Education Selection Folders: Retained until selection board process is completed; Air Force Institute of Technology (AFIT) Selection Folders: Information in folders is maintained for one year. Exception: Transcripts are used for period of two weeks then returned to AFIT. Physician Deferment Folders: Retained until the individual is called to active duty or separated from the Air Force (AF) Reserve. Graduate Medical Education Records: Retained until individual separates or retires from the Air Force.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application, Supervisor's evaluation, master personnel records (board use only), Career Brief (board use only), transcripts, test scores, Deans' letters of recommendation, Standard Form (SF) 88 and SF 93.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMSG N**

**System name:** 03501 DPMSG N Application for Appointment and Extended Active Duty Files.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All civilian and United States (US) Armed Forces military members who are applying for appointment/reappointment to United States Air Force Reserve (USAFR) affiliation or Application for Extended Active Duty (AD) with the USAF; extended duty with the United States Air Force (USAF) Medical Service.

**Categories of records in the system:** Application for Appointment and Extended Active Duty Files Report of Medical Examination; Statement of Personal History; Fingerprint Card; National Agency Check Request; State License/Registration (Current State License or State Registration is normally required on Medical Corps (MC), Nurse Corps (NC), Veterinary Corps (VC), and some BioMedical Service Corps (BSC); Very Important Person (VIP) Agreement, Variable Incentive Pay Agreement required on MC applicants; Letters of Recommendation, Letters of Reference as directed or as required; Application for Appointment as Reserves of the AF or USAF without component; Conditional Release (Conditional release must be obtained for applicants from United States Air Reserve (USAR) or United States Naval Reserve (USNR); Report of Separation from Active Duty; Transcripts/Diploma (All transcripts and diploma required to establish eligibility); Record of Personnel Security Investigation and Clearance; Record of Disenrollment from Officer Candidate Type Training; USAF Drug Abuse Certificate; Air Force Officer Qualifying Test (AFOQT), Required for Medical Service Corps (MSC) applicants only; Certificate of Citizenship (furnished by those persons not born in US); Statement of Degree Confirm (For those applicants who have not yet completed degree requirements, a letter/statement from the Dean of the college they are attending is required to confirm the fact that they are enrolled, type of degree they will attain, day, month and year of graduation followed up by submitting a final transcript and diploma); Education Council for Foreign Medical Graduates (ECFMG), (Required on those MC where applicable).

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces - Chapter 803, Department of the Air Force, Section 8012;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Medical Personnel Programs and Analysis Branch for the following officer procurement purposes: To select and appoint or reappoint applicants to all corps (MC, DC, VC, NC, BSC and MSC) of the USAF Medical Service; and to select and process officers of the USAF Medical Service of the Air National Guard of the United States (ANGUS) and United States Air Force Reserve (USAFR) for extended active duty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** If selected for appointment or reappointment and Extended Active Duty (EAD), records become the Master Personnel Record and are forwarded to the applicable Utilization and Assignment Branch to send to Air Reserve Personnel Center (ARPC), Denver, Colorado for further dissemination as required. An abbreviated reference file of selected documents is maintained by the applicable utilization and assignments branch. If not selected, records are maintained for one year then destroyed by shredding or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application, letters of recommendation, results of National Agency Check and Military Personnel Records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMSG O**

**System name:** 03501 DPMSG O Medical Officer Personnel Utilization Records

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All Air Force active duty medical service officers.

**Categories of records in the system:** Personnel Utilization records containing: Career briefs; Print-outs; Letters from individuals; Letters from Utilization Branch to individuals; Special Orders; Letters concerning medical service education and training; Copy of application for Career Reserve Status; Copy of request to join spouse; Copy of Specified Period of Time Contract (SPTC) requests; Air Reserve Personnel Center (ARPC) special orders; Copy of Air Force (AF) Form 2095, Assignment/Personnel Action; Copy Air Force Military Personnel Center (AFMPC) Form 8, Assignment/Actions Worksheet; Air Force Military Personnel Center (AFMPC) Form 138, Officer Reassignment; Memorandum of Official Contact; Officer Career Objective Statement; Personnel Action Request; Permanent Change of Station Order, Officer Military Record; Application for Appointment in the AF Reserve; Recall to Active Duty; Supplement to Application for Commission in the United States Air Force (US) Medical Services; Assignment Notification of Medical Service Officer; Air Training Command (ATC) Constructive Credit Computation; Personal Interview-- USAF Nurse Application; Air Force Institute of Technology (AFIT) Education Plan; Reassignment Instruction Data; Aeronautical Orders; Special Orders; Messages; Department of Defense Notification of change in service members official records; Master Personnel Record Fiche; Training/Specialty Board Certification Records; Continuation Pay Contracts; Specialty Badge Award; Correspondence on Congressional Inquiries; Advanced Personnel Data Systems (APDS) transactions; Microform/Microfiche Records; Requisitions; Record of Office of Special Investigations (OSI) background checks; Resumes/special applications; Education Plans/transcripts.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces, Chapter 803, Department of the Air Force Section 8012; Title 44, USC, Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verify current assignment; verify history of application for: tour extension, tour curtailment, Specified Period of Time Contract, Career reserve Status, duty Air Force specialty code change, special duty application, formal school application, change of assignment reporting dates, join spouse application; Use AF Form 24 for obtaining date of birth and place of birth when processing assignment to academy or other highly sensitive area of assignment; to hold messages pertaining to assignment; to hold action notices and career briefs as a result of input from original office and any other office pertaining to an individual. This also includes career briefs and action notices from automatic actions (i.e., available assignment); pay computation; grade computation; to provide background information to answer correspondence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for six months after the individual terminates military service, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Applications for appointment, letters written by individual or on individuals by others. Computer printouts, forms completed by individuals, Advanced Personnel Data Systems (APDS) transactions, other information pertinent to assignments or career development of the officer.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPMYR R**

**System name:** 03501 DPMYR R Statutory Tour Program

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Reserve Component Officers (United States Air Force Reserve/Air National Guard United States on Extended Active Duty)

**Categories of records in the system:** Approval/Disapproval on original correspondence relating to the application (Air Force Form 125), Department of the Air Force Orders, Comments Chief of Air Force Reserve (AF/RE) and Assistant Secretary of the Air Force for Manpower and Reserve Affairs, Deputy for Reserve Affairs SAF/MRR.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces - Chapter 11, Reserve Components, Section 265, Chapter 805, The Air Staff, Section 8033, Chapter 841, Active Duty, Section 8496; Title 32 - National Guard - Chapter 7, Service, Supply and Procurement, Section 708 - Regulatory Authority: Air Force Regulation 45-22, Reserve Component Representation

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documentary support of tour applications; approval/disapproval; initiation, termination and extension of statutory tours; historical reference not to exceed 2 years after tour termination; used by Air Force Military Personnel Center/Assistant for Personnel Plans, Programs and Organizational Requirements, Reserve Advisors Division (AFMPC/DPMYR); used for AFMPC/DPMYR as record of approval/disapproval, authority to issue Department of the Air Force Special Orders (DAFSOs); by AF/RE, Director Air National Guard, National Guard Bureau NGB/CF and SAF/MRR as record of approval/disapproval.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Controlled entry building.

**Retention and disposal:** Retained two-years after completion of tour



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Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Air Force Reserve, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application and correspondence generated in transmission and consideration of the application.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPPPS S**

**System name:** 03501 DPPPS S United States Air Force (USAF) Airman Retraining Program.

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated base personnel offices. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

Enlisted, Military, active duty.

**Categories of records in the system:** Request for Retraining Lateral Training 7301: This mechanized report contains a broad spectrum of retraining data to track retraining movement between specialties; it also identifies individuals and Major Commands (MAJCOMs) involved; this data can provide detailed identification of retrainees, type of training, type of specialties and other desired data on retraining movement.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces, Chapter 901, Training Generally, Section 9301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military personnel officials at base, MAJCOM, and Headquarters Air Force (HAF) are primary users of data identified to evaluate decisions on retraining applications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained until training programs are completed or individual terminates Air Force status.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force, Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and individuals may contact agency officials at the applicable records location in order to exercise their rights under the Act.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

and individuals may contact agency officials at the applicable records location in order to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's application and official personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPXJ Y**

**System name:** 03501 DPXJ Y Division Personnel Folder

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** United States Air Force Military and Civilian Employees of Air Force Assistant for Joint Activities and Air Force Personnel Readiness Center.

**Categories of records in the system:** Certificate of Eligibility and Record of Personnel Security. . Access Authorization Certificate. . Security Test (Annual) and additionally the AF Form 971, 'Supervisor's Record of Employee' for civilian personnel.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to verify the security clearance of assigned individuals upon demand by proper authority and to determine familiarity with current security procedure and regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by persons(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Standard Air Force Forms, Background Investigations, supervisor's comments, Annual Security Test and performance.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPXO X**

**System name:** 03501 DPXO X Personnel Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military and civilian personnel assigned to Policy Division, Directorate of Personnel Plans, Headquarters United States Air Force (HQ USAF/DPXO)

**Categories of records in the system:** Individual files for each person, including security clearance, position description, biographical sketch, awards and training. These records are not used external to the Air Force except in validating security clearance which does not come under the purview of the Privacy Act.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File contains background information for the supervisor to use in the recall of personnel, developing awards, evaluation of performance, and for counseling, if required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.





Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Records are provided to the individual upon his/her permanent departure from the division or upon request.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Military orders, supervisor's notes, proposed awards, job descriptions, Standard Form 50, and Air Force Forms 47, 47a, 64, 971, 2584, and 2585.

**Systems exempted from certain provisions of the act:** NONE

**F03501 DPXOS 1**

**System name:** 03501 DPXOS 1 Effectiveness/Performance Reporting Systems.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Consolidated Base Personnel Offices and each State Adjutant General Office, Reserve and Air National Guard Units and Human Resources Laboratory, Lackland Air Force Base, Texas.

**Categories of individuals covered by the system:** Military Personnel Only. Officer: applies to active duty/Air National Guard/Air Force Reserve Personnel serving in grades Warrant Officer (W-1) through Colonel (0-6). Airmen: applies to only active duty personnel in grades Airman (E-3) through Chief Master Sergeant (E-9).

**Categories of records in the system:** Lieutenant Colonel Promotion Potential Evaluation;Forms Colonel Promotion Recommendation Report; Officer Effectiveness Report; Education/Training Report; Airman Performance Report; Technical Sergeant (TSGT), Staff Sergeant, and Sergeant (SGT) Performance Report; Chief Master Sergeant (CMSGT), Senior Master Sergeant (SMSGT), and Master Sergeant (MSGT) Performance Report; Description of Data Contained Therein: Name; Social Security Account Number (SSAN); Active and Permanent Grades; Specialty Data; Organization and location; Period of Report; Performance Evaluation Scales; Estimates of Potential; Comments Regarding Ratings; Officer Effectiveness Report (OER) Notice Contains: Rater Name; Rater SSAN (only if United States Air Force (USAF) officer); Rater Organization; Rater Office Symbol; Rater Duty Phone Number; Ratee Name, Ratee SSAN; Ratee Organization; Period of Report; Length of Rater's Supervision; Reason for Report; Ratee Duty Air Force Specialty Code (DAFSC); Ratee Primary Air Force Specialty Code (PAFSC); Ratee Second Air Force Specialty Code (2 AFSC); Ratee Temporary Grade; Ratee Permanent Grade; Ratee Aeronautical Rating; Ratee Aviation Service Code; Ratee-Job Level; Ratee Command Level; Ratee Management Level; Ratee Duty Title; Effective Date of Duty Title; Ratee Personnel Accounting Symbol (PAS); Rater PAS; Rater Aeronautical Rating; Rater Aviation Service Code; Rater Job Level; Rater Command Level; Rater Management Level; Additional Rater or Reviewer Name; Additional Rater or Reviewer Organization; Date Rater Forwarded Report to Additional Rater or Reviewer. Reviewer Message Contains: Reviewer Name; Reviewer SSAN; Reviewer Grade; Reviewer Organization; Number of reports for which the reviewer was so designated; Number of reports, by rating, which the reviewer signed; Number of reports escalated for signature; SSAN of ratee on reports escalated for signature; Number of reports escalated to reviewer for signature; SSAN of ratee on reports escalated to reviewer for signature.

**Authority for maintenance of the system:** Title 44, United States Code (USC), Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101; and Title 10, USC, Armed Forces, Chapter 33, Appointments in Regular Components, Section 564.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Uses Include: Documentation of effectiveness/duty performance history; Promotion selection; School selection; Assignment selection; Reduction-in-force; Control roster; Reenlistment; Separation; Research/statistical analysis; Other appropriate personnel actions. Users Include: Supervisor; Commander; Major Command; Headquarters USAF other Military Services. OER Notices are Used to: Provide notification to a rater that an OER is due for an Air Force officer; Provide the rater with information necessary to complete portions of the evalation report form; Provide a temporary source document for the Consolidated Base Personnel Office (CBPO) to permit update of Base Level Military Personnel System (BLMPS); Provide the CBPO the capability of tracing a missing report; and, Reviewer Messages are Used for: Routine Use. Permit control points to insure each reviewer has not exceeded required rating distribution; Users. OER control points. Will be available to the control point commander and his administrative/personnel staff. May be Air Force or other service personnel or civilians. Insure inflationary rating trends are controlled.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Copies of performance reports are retained until separation or retirement. At separation/retirement, data subject is presented with field and command record copies of his/her reports. The Headquarters Air Force (HAF) copy is a permanent record that is forwarded to the National Personnel Records Center, Saint Louis, Missouri. In the event member has a Reserve commitment, HAF copy is sent to Air Reserve Personnel Center (ARPC), York Street, Denver, Colorado. However, the following exceptions apply: Officers Field Record: Remove and give to individual when promoted to Colonel, when separated or retired. Destroy when voided by action of the Officer Personnel Records Review Board. When voided by action of the Air Force (AF) Board for Correction of Military Records, forward all copies of report to Headquarters United States Air Force HQ USAF) when directed. Command Record: The command custodian will destroy the reports when voided by action of Officer Personnel Records Review Board. When voided by action of the AF Board for Correction of Military Records, forward all copies of report to HQ USAF when directed. HAF Record: Remove reports voided by action of the Officer Personnel Records Review Board from the selection folder and file in the board recorder's office until destroyed by tearing into pieces, shredding, pulping, macerating or burning. Remove reports voided by action of the AF Board for Correction of Military Records from selection folder and submit to Board's Secretariat with duplicate and triplicate copies, for custody and disposition. Airmen Grades E-3 through E-6: Airman Performance Reports (APRs) on separation or retirement are forwarded to the National Personnel Records Center, Saint Louis, Missouri unless data subject holds a reserve obligation - in which case they are forwarded to ARPC. Grades E-7/8: Duplicate copies those retained in promotion selection folders, are returned at separation or retirement. Permanent copy (field record) is forwarded to the National Personnel Records Center or to ARPC if data subject holds a reserve obligation. Officer Effectiveness Report (OER) Notices and Reviewer Messages are destroyed when their purpose has been served as they are used as control measures in the creation of Effectiveness Reports.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the systems manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** The basis of the ratings is observed on-the-job or education/training performance progression of the individual. Further, evaluation reports may have as an additional source of information Letters of Evaluation which may be supplied



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and used for periods of duty performed away from the normal reporting official.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03501 HC A**

**System name:** 03501 HC A Chaplain Personnel Record

**System location:** Office of the Chief or Chaplins

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force Reserve personnel.

Retired Air Force military personnel.

**Categories of records in the system:** Chronological Record of Permanent Change of Station, Promotion Dates of Rank, Service Schools Attended, Permanent Address, Martial Status, Number of Dependents, Name, Grade, SSAN/Service Number, Air Force Specialty Code, Religious Denomination, Date of Birth, Release Date

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management of Active Duty Chaplain Force, Location of Marriage and Baptism Records through Former Active Duty Assignment Records in Cases of Separated Chaplains when requested by Former Parishioners

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Also from Assignment Action Documents and from Individual Member

**Systems exempted from certain provisions of the act:** NONE

**F03501 HC B**

**System name:** 03501 HC B Chaplain Information Sheet

**System location:** Office Chief of Chaplains

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Names, Addresses, Phone Numbers of Chaplain and Two Next of Kin: Permanent Home Address of Record, Name and Mailing Address of Denominational Endorsing Agency

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Use of Chief of Chaplains as Single Manager in Maintaining Pastoral Contact with Chaplains

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Obtained from Each Individual Chaplain

**Systems exempted from certain provisions of the act:** NONE

**F03501 OBXQPCA**

**System name:** 03501 OBXQPCA Air Force Academy Liaison Officers Listing

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Reserve Officer not on active duty.

**Categories of records in the system:** Assigned Liaison Officer's name, grade, home address, home and business telephone numbers, date of birth, date of rank, date commissioned, Reserve category assignment, date of last active duty tour, civilian occupation, social security number, brief educational background and military experience, names of spouse and children, ethnic minority identification, reports of individual Liaison Officer Activity, and copies of general correspondence.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor training of Liaison Officers and to advise persons interested in the Academy of the name, address, and telephone numbers of their nearest liaison officer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar USAF Academy, Co 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual and Personnel Records

**Systems exempted from certain provisions of the act:** NONE

**F03501 OBXQPCC**

**System name:** 03501 OBXQPCC Cadet Disciplinary System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** (1) Report of Offense. (2) Referral of Offenses and Award of Punishments. (3) Cadet Aptitude Referral. (4) Separation Referral. (5) Commandant's Disciplinary Board Actions. (6) Conduct Referral Form. (7) Squadron Punishment List.

**Authority for maintenance of the system:** 5 United States Code 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** (1) To report offense committed by cadet. (2) Reflects the award of punishments from disciplinary action taken. (3) to identify and refer a cadet for aptitude evaluation. (4) Evaluation for recommendation for future officer training for all cadets separating prior to commissioning. (5) To refer Commandant Disciplinary Board Actions to the Commandant of Cadets for his approval. (6) To refer conduct probationary cases to the Commandant of Cadets for approval. (7) Provides Squadron Operations officer a format for reporting completion of punishments to the Commandant's Disciplinary Section.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** (1) Destroyed 30 days after final action. (2) Upon disenrollment or graduation, forwarded to Registrar, where they are microfilmed one year after graduation and retained permanently Paper copy then destroyed. (3) and (4) Maintained by Cadet Personnel, then upon disenrollment or graduation forwarded to Registear where microfilm copy is kept permanently, paper copy destroyed. (5) (6) and (7) Destroyed 30 days after final action

**System manager(s) and address:** Commandant of Cadets.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** (1) Commissioned officer, warrant officer, civilian instructor, coach or cadet. (2) Commandant of Cadets. (3) and (4) Air Officers Commanding. (5) Group Air Officer Commanding. (6) Squadron Air Officer Commanding. (7) Cadet Squadron Operations Officer.

**Systems exempted from certain provisions of the act:** NONE

**F03501 OYUEBLA**

**System name:** 03501 OYUEBLA Informational Personnel Records.

**System location:** Officer Assignments Division, Headquarters Air Force Communications Service (AFCS), Richards-Gebaur Air Force Base, MO 64030

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

0-5 and below.

**Categories of records in the system:** Officer Career Briefs, Officer Selection Brief, copies of Officer Effectiveness Reports, correspondence relating to officer assignment/reassignment, duty Air Force specialty code changes and assignment transcripts duty cards.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To aid in assignment/reassignment of officers. Used by those responsible for administering assignment/reassignment and separation actions on officers in grades 0-5 and below assigned to AFCS. Also used as backup and reference by manning technicians involved in the assignment/reassignment of officers in grades 0-5 and below in AFCS.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Conventional.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Officer Assignments Division, Headquarters AFCS, Richards-Gebaur Air Force Base, mo 64030.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Provide full name, grade, unit of assignment.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

And Command Officer Selection Folder, Air Force Military Personnel Center Advanced Personnel Data System

**Systems exempted from certain provisions of the act:** NONE

**F03501 OYUEBLB**

**System name:** 03501 OYUEBLB Informational Personnel Records.

**System location:** At Headquarters Air Force Communications Service,

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Memos of counseling, copies of military orders, copies of incident reports,sponsorship program records, overweight program counseling records, traffic safety violation and training record, copies of Personnel action forms, and similar personnel management records.

**Authority for maintenance of the system:** 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Commander and designated Subordinates in daily management of assigned military personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Conventional

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff, personnel, Headquarters Air Force Communications Service.

**Notification procedure:** Requests should be made to Commander of Unit to which assigned. Provide full name and social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 REP A**

**System name:** 03501 REP A Personnel Files on Statutory Tour Officers

**System location:** Personnel Division, Office of Air Force Reserve (AF/REP) HQ USAF Washington DC 20330

**Categories of individuals covered by the system:** United States Air Force Reserve Officers applying for or selected for assignment as statutory tour officer.

**Categories of records in the system:** Application for extended active duty with United States Air Force, military career brief, resume of prior military and civilian experience, officer effectiveness report overall rating, correspondence and special orders relative to the tour.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8033 .

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine qualifica-



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tions for initial and continued assignment as a statutory tour officer. Air Force agencies having statutory tour officer authorizations, evaluation of applications for approval or disapproval, and maintain data in a current status while officer serves on tour.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Air Force Reserve, Headquarters United States Air Force.

Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, social security account number, Personnel Division, Office of Air Force Reserve, Pentagon, Washington DC 20330. Military identification card or driver's license required, if in person.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 REP B**

**System name:** 03501 REP B Files on AF Reserve General Officers: Colonels assigned to General Officer Positions

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Personnel Division, Office of Air Force Reserve

**Categories of individuals covered by the system:** United States Air Force Reserve General Officers and Colonels assigned to General Officer positions.

**Categories of records in the system:** Resume of prior military and civilian experience, correspondence and Special Orders, Record of Reserve participation, personnel data listings, last five officer effectiveness reports, record of personal interview and assignment recommendation made by Chief, Air Force Reserve.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine qualifications for initial/continued assignment to General Officer positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Air Force Reserve, Headquarters United States Air Force.

Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, Social Security Account Number, Personnel Division, Office of Air Force Reserve, Pentagon, Washington DC 20330.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors; from individual officers; and, military personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 SAFCB A**

**System name:** 03501 SAFCB A Military Records Processed by the Air Force Correction Board

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

And Washington National Records Center, Suitland, Md.

**Categories of individuals covered by the system:** Case folders are maintained on all members or former members of the Air Force; Army Air Forces; Air Corps, United States Army; Air Service, United States Navy; and Aviation Section, Signal Corps, United States Army, who have applied to the Air Force Board for the Correction of Military Records (SAFCB)

**Categories of records in the system:** Case folders consist of applications to SAFCB, with supporting evidence, staff advisory opinions and final determinations.

**Authority for maintenance of the system:** Title 10 United States Code Section 1552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Case folders are permanent records of all applications and are subjected to review only by an applicant and/or his designated representative, the SAFCB and the Secretary of the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Case folders are maintained within SAFCB until conclusion of a calendar year, then permanently retired to Washington National Records Center, Suitland, Maryland.

**System manager(s) and address:** Executive Secretary, SAFCB, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request for review must provide applicant's full name, service number and SAFCB docket number (if known). Reviews are held in Room 5C860, the Pentagon, between the hours of 0900 to 1600. An applicant must present a personal identification document. A designated representative must present a letter of authorization from the applicant.

**Record access procedures:** Request for access may be obtained by letter addressed to the Executive Secretary, SAFCB, Headquarters United States Air Force, Washington DC 20330.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from applicants, Air Force offices and/or other Government agencies.

**Systems exempted from certain provisions of the act:** NONE

**F03501 SAFOI B**

**System name:** 03501 SAFOI B Mobilization Augmentee Training Forces

**System location:** Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington DC 20330. And Washington National Records Center, Washington, DC 20409

**Categories of individuals covered by the system:** Members of the Air Force Reserve assigned to Mobilization Augmentation (MA) positions within the Secretary of the Air Force Office of Information.

**Categories of records in the system:** Applications for mobilization augmentee status, training, or assignment; orders to training or active





duty; copies of effectiveness reports, training completion certificates; pertinent correspondence.

**Authority for maintenance of the system:** 5 United States Code 301, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a training record for, 'Participation and Assignment Within the Reserve Components;' used by supervisory personnel to determine eligibility for promotion or reassignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI), Washington D.C. 20330

**Notification procedure:** Requests from individuals should be addressed to the Reserve Forces Liaison Officer, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington, DC 20330, telephone (202) OX-76240. Individuals inquiring by mail should furnish their name and service number. Individuals making personal visits to the Office for Resources and Projects should have in their possession a valid identification card (DD Form 2AF(RES).

**Record access procedures:** Individuals can obtain assistance in gaining access by contacting the Reserve Forces Liaison Officer, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR) Washington D.C., 20330.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 SGPC M**

**System name:** 03501 SGPC M Physician Personnel Files

**System location:** At Headquarters United States Air Force, Office of the Surgeon, Directorate of Professional Services, Clinical Medicine Division, 1000 Independence Avenue, Washington, DC 20314.

**Categories of individuals covered by the system:** All physicians who are currently on active duty with the Untied States Air Force (USAF) or who are scheduled to come onto active duty in the USAF via selected

**Categories of records in the system:** Physician recruitment programs. File contains personal correspondence to and from individual physician, forms relating to assignment, extensions, training, certification, other documentation concerning specialty qualifications, and other selected documents.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to provide background data and physician assignment desires to action officers tasked with the responsibility to assign physicians to military medical activities. Files may be sued by Air Force Military Personnel Center, Office of the Surgeon to assist in the assignment of physicians. Files may also be used to prepare letters of evaluation for prospective employers and entrance or advancement in professional societies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retain in office until separation, inactivation, when purpose has been served, or after 5 years, whichever is sooner, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

, name, social security number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.

Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0CGBUZA**

**System name:** 03501 0CGBUZA Informational Personnel Training Records

**System location:** At Headquarters or Major Subordinate Commands and at all levels down to and including Air Force installations, groups and squadrons,

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Battle Commander, Air Defense Commander, Director of Operations , Fighter Officer, Aircraft Control and Warning Officer, Operations Officer, Watch Officer, Watch technician, Senior Director(SD), SD technician, Senior Weapons Director(SWD), SWD Technician, Weapons Controller(WC), WC Technician, Weapons Assingment Officer, Weapons Assignment Technician, Enlisted Weapons Controller, Range Safety Officer

**Categories of records in the system:** Chronological listing of duties and experience, records pertaining to qualification or proficiency including memos of record, waivers, and appointments to boards, panels and etc, student records from United States Air Force school courses teaching ground environment systems and/or procedures, intercept experience records including records from other Commands

**Authority for maintenance of the system:** 10 United States Code, Section 8012, Secretary of the Air Force

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information collected to insure training requirements outlined in Aerospace Defense Command Manual 50-5 Volume One are accomplished. Used by the local organization and the Major Command to monitor progress of training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible note books, file folders and file cabinets

**Retrievability:** Retrieved by name, rank and social security account number

**Safeguards:** Access by Records Custodian stored in locked cabinets or rooms

**Retention and disposal:** Retained in Office until discharge, separation, or reassignment of the individual then given to individual

**System manager(s) and address:** Chief Atmospheric Environment Division, Aerospace Defense, Ent AFB, Co. Command, Region Control Center Chief/Operations Officer

**Notification procedure:** All concerned individuals are aware of the records on file, access is readily available to these individuals by going to their local Records Custodian, requests for access by individuals outside the military should be addressed to the lowest System Manager echelon

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from previous pertinent United States Air Force assignments and United States Air Force school courses teaching ground environment systems and/or procedures

**Systems exempted from certain provisions of the act:** NONE

**F03501 0CGBUZB**

**System name:** 03501 0CGBUZB Informational Personnel Records.

**System location:** Headquarters (HQ) North American Air Defense Command (NORAD) and Aerospace Defense Command (ADC) Directorate of Public Affairs and Information, Internal Information Branch (OIII). Ent Air Force Base CO 80912

**Categories of individuals covered by the system:** NORAD/ADC Subordinate Public Affairs/Information Personnel

**Categories of records in the system:** Professional military assignment and education data only

**Authority for maintenance of the system:** Title 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by NORAD/ADC OIII personnel in allocating school quotas, making follow-on assignments, providing military career counseling, and familiarizing staff with personnel in outlying units. Used only by NORAD/ADC OI personnel as an internal management device.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, NORAD/ADC OIII

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individuals

**Systems exempted from certain provisions of the act:** NONE

**F03501 0IACYVA**

**System name:** 03501 0IACYVA Informational Personnel Records.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.
Retired Air Force military personnel.
Former military personnel.

**Categories of records in the system:** Documents pertaining to individual, that are not authorized for inclusion in the record groups. Case filed by names of individuals in general correspondence file.

**Authority for maintenance of the system:** Title 10 US Code Section 274 Retired Reserve.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Working files used by ARPC military personnel technicians for determining eligibility for retirement related actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address and the case(control)number shown on correspondence received from center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her retirement date or date of birth.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual applying for retirement, statement of military service from other military branches, correspondence from servicing Consolidated Base Personnel Office/Consolidated Reserve Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0IACYVB**

**System name:** 03501 0IACYVB Informational Personnel Records.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Record of each member's active duty tour.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To keep a current record of the status of the active duty tour on each individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address and the case(control)number shown on correspondence received from center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her identity.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual applying for a tour of active duty.

**Systems exempted from certain provisions of the act:** NONE





**F03501 0IACYVC**

**System name:** 03501 0IACYVC Informational Personnel Records.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Documents pertaining to individuals that are not authorized for inclusion in the group.

**Authority for maintenance of the system:** 10 US Code Section 275 Reserve Personnel.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide ready access to an individuals name, address, social security account number, position occupied, active duty orders file, training reports, answers to routine correspondence and routine telephone inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID card and/or drivers license and give some verbal information that could verify his/her current Reserve status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual and military orders.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0IACYVD**

**System name:** 03501 0IACYVD Informational Personnel Records (Mobilization Augmentee File).

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.

**Categories of records in the system:** Documents pertaining to individuals, that are not authorized for inclusion in the record groups.

**Authority for maintenance of the system:** US Code Title 10 Section 275 Personnel Records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in general correspondence. Used by Air Force active duty officer personnel, Air Force active duty enlisted personnel and Air Force civilian employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York St Denver, CO.

**Notification procedure:** Request from individual should be addressed to Command Documentation Management Officer, ARPC/DAES 3800 York St Denver CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address, and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her informational personnel records (Mobilization Augmentee File).

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St Denver, CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Consolidated Base Personnel Office/Consolidated Reserve Personnel Office and major command units.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0IACYVF**

**System name:** 03501 0IACYVF Informational Personnel Records.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Correspondence from reservist, reserve units requesting information and data changes as relates to reserve members.

**Authority for maintenance of the system:** Title 10 US Code 275 Personnel Records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to update and/or change information in computer or Individual Reservist Record, to advise reservist of action and to answer unit questions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address, and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current



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Reserve ID card and/or drivers license and give some verbal information that could verify his/her place of birth.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from source documents prepared on behalf of the Air Force Advanced Personnel Data System or supplied by reservist.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0IACYVG**

**System name:** 03501 0IACYVG Correction of Military Records of Officers and Airmen

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** case files containing letters from individual reservist requesting correction of military record, related documents and replies to reservist.

**Authority for maintenance of the system:** 10USC 275 Personnel Records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used by Office Managers and Section supervisors and technicians to process correction of reserve records when requested. Base files are sent to Military Personnel Center for final action

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve identification card and/or drivers license and give some verbal information that could verify his/her record being corrected

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager, ARPC 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** from personnel records

**Systems exempted from certain provisions of the act:** NONE

**F03501 0J DP A**

**System name:** 03501 0J DP A Officer Status File

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P), Randolph Air Force Base, TX. 78148.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty ATC Permanent Party Officers below colonel

**Categories of records in the system:** Individual military records containing current and projected assignment data for ATC tour

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to control intracommand reassignments

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P ATC Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0J DP B**

**System name:** 03501 0J DP B Status of Ineffective Recruiter

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P), Randolph Air Force Base, TX. 78148

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active duty ATC enlisted recruiter personnel relieved from duty

**Categories of records in the system:** Individual military record containing active case data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to monitor relief action

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building

**Retention and disposal:** Retained in office files until discharge, separation, or reassignment of the individual, then returned to servicing consolidated base personnel office for disposition.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.





**Systems exempted from certain provisions of the act:** NONE

**F03501 0J DP D**

**System name:** 03501 0J DP D Key Personnel Status Report

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel (DCS/P) Randolph Air Force Base, TX.78148

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All ATC active duty colonels and selectees

**Categories of records in the system:** Individual military records containing locator data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to insure currency of colonel assignment data

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0J DP E**

**System name:** 03501 0J DP E Air Training Command(ATC) Personnel VIP Roster

**System location:** Headquarters ATC/Deputy Chief of Staff for Personnel (DCS/P), Randolph Air Force Base, TX. 78148

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** ATC personnel whose immediate family are key military or government officials

**Categories of records in the system:** Composite listing containing immediate family information

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ATC Command Section uses information for protocol purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P ATC Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0J JA A**

**System name:** 03501 0J JA A Record of Individual Counseling

**System location:** At each Air Training Command technical and flying training base.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military personnel assigned to Air Training Command counselled for offenses or incidents

**Categories of records in the system:** Counseling record

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Advise Commander of counselling

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name, grade, SSAN

**Safeguards:** Locked cabinet by unit Commander access

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Staff Judge Advocate, Air Training Command, Randolph Air Force Base, TX 78148

**Notification procedure:** Immediate Commander, name, SSAN, visit Commander for information

**Record access procedures:** Immediate Commander and Sysmanager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisor, 1st Sgt, Commander of military member counselled

**Systems exempted from certain provisions of the act:** NONE

**F03501 0KPNQSA**

**System name:** 03501 0KPNQSA Review of Application for Correction of Military Personnel Record

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPD

**Categories of individuals covered by the system:** Military pers who apply for correction of record

**Categories of records in the system:** application for correction of military personnel record

**Authority for maintenance of the system:** 44 USC 3101 and AFR 31-1

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-Record MAJCOM Review Board recommendations. Users AU/DPD and board members. Use-To record board members recommendations to approving authority

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Pers Systems

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Require name, SSAN. May visit Office of Personnel Systems (DPD) and provide military ID card

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Board members and applicant

**Systems exempted from certain provisions of the act:** NONE

**F03501 0KPNQSB**

**System name:** 03501 0KPNQSB AU OER-TR Reviewing Sheet

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPD

**Categories of individuals covered by the system:** Minority Officers

**Categories of records in the system:** Records review and comments by MAJCOM Pers Director

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-To review performance ratings of Minority Officers for career development purposes by MAJCOM Personnel Director

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Pers Systems, HQ Air University

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name SSAN. May visit Office of DPD and provide mil ID card

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Reviewing Directors/Officials

**Systems exempted from certain provisions of the act:** NONE

**F03501 0KPNQSC**

**System name:** 03501 0KPNQSC AFJROTC Instructor Records System

**System location:** AFROTC/JR1,

At Headquarters Air University, Maxwell Air Force Base, AL 36112.

**Categories of individuals covered by the system:** AFJROTC instructors;past and present

**Categories of records in the system:** AFROTC Form O-226, Processing Checklist; AFROTC Form O-222, Applicant Evaluation Form; AFROTC Form O-200, Application; Applicant Interview Record; Commander's Recommendation (for Noncommissioned Officers on active duty only); last 10 Airmen Performance Reports or Officer Effectiveness Reports, or summary of last 10 reports which include period of supervision and overall evaluation: letter requesting Defense Central Index of Investigation (DCII) name check; photograph; DD Form 214, Report of Separation from Active Duty; Retirement Order; miscellaneous correspondence such as resumes and letters of recommendation; copy of Air Force retirement physical and Physical Evaluation Board findings if applicant is retired with 30 percent or more disability; copy of Veterans Administration (VA) Form Letter (FL) 21-826, VA Form 20-822, VA FL-21-826, and VA Form 21-6782, if applicant is retired with 30 percent or more disability awarded by Veterans Administration; letter requesting medical evaluation of AFJROTC instructor applicants for personnel retired with 30 percent or more disability; letter from school officials indicating effective date of employment and termination of employment; hiring checklist; AFROTC Form O-217, Change in AFJROTC Instructor Status; AFROTC Form O-214, AFJROTC Instructor Contract Card; AFROTC Instructor certificates; letters pertaining to warning on or change of instructor certification status; AFROTC form 98 or o-218 Air Force junior ROTC aerospace education instructor evaluation report; letters pertaining to appeals of ratings and /or comments on AFROTC form 98 or O-218, Air Force Junior ROTC aerospace education instructor evaluation report; instructor termination questionnaire.

**Authority for maintenance of the system:** PI 88-647.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is collected to determine if instructor is meeting Air Force standards. Routine use includes the referral of any individual's records, if requested, to the Department of Defense, Department of Justice, law enforcement or investigatory authority for investigation of possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Instructor Management Division, AFROTC/JR1, Maxwell Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

/ individuals who write must furnish name, grade, SSAN, unit of assignment and address. Visitors must show armed forces identification card and some additional source of positive identification

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0KPNQSD**

**System name:** 03501 0KPNQSD Air Force Junior ROTC (AFJROTC) Instructor Applicant System.

**System location:** AFROTC/JR1,

At Headquarters Air University, Maxwell Air Force Base, AL 36112.

**Categories of individuals covered by the system:** AFJROTC applicants





**Categories of records in the system:** Name, rank, social security number, address, overall evaluation , retirement date, applicant status, application date, school/city/state preference, birth date, processing checklist;applicant evaluation form, application form, applicant interview record; last ten Airmen performance reports or officer effectiveness reports, or summary of last ten reports which includes period of supervision and overall evaluation; letter requesting Defense Central Index of Investigation (DCII) name check; photograph; report of separation from active duty; retirement order; commander's recommendation for noncommisioned officers active duty only; derogatory information; miscellaneous correspondence such as resumes and letters of recommendation provided by applicant.

**Authority for maintenance of the system:** PI 88-647.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to evaluate applicant qualifications for employment as AFJROTC instructors. Name, rank and address of applicant furnished to school when nominated for employment. Information is furnished the authority performing the DCII name check.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Grade

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are controlled by computer system software.
building locked after duty hours

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, instructor management division, AFROTC/JRI, Maxwell Air Force Base, al 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

individuals who write for information must furnish name, grade, social security number and address. Visitors must show armed forces identification card and an additional source of positive identification

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0MUHHZA**

**System name:** 03501 0MUHHZA Personnel Interview Record

**System location:** 79 Aircraft Early Warning Control System Homestead Air Force Base FL 33030 5452 Tactical Airlift Wing (TAW) Hamilton Air Force Base, CA 94934 4446 Military Airlift Wing (MAW) Assoc McChord Air Force Base, WA 98438 6459 TAW Andrews Air Force Base, MD 20331 3445 MAW Assoc Norton Air Force Base, CA 92409 2442 TAW Richards Gebaur Air Force Base, MO 64030 7detachment (det) 507 301 Tactical Fighter Wing Tinker Air Force Base, OK 73145 0439 TAW Westover Air Force Base, MA 01022 9512 MAW Associate Dover Air Force Base, DE 19901 8det 508 301TFW Hill Air Force Base, UT 84406 1440 TAW Gen Billy Mitchell Fld WI 53207 2910 Tactical Fighter Group (TFG) Youngstown MAP OH 44473 3911 TAG GTR Pittsburgh IAP PA 15231 4913 TAG Willow Grove Airport PA 19090 1908 TAG Maxwell Air Force Base, AL 36112 0514 MAW Assoc McGuire Air Force Base, NJ 08641 5914 TAG Niagara Falls MAP NY 6917 TFG Barksdale Air Force Base, LA 71110 7919 TAG Eglin Air Force Base, FL 32542 8920 TAG Keesler Air Force Base, MS 39534 9924 TAG Ellington Air Force Base, TX 77209 94 TAW Dobbins Air Force Base, GA 30060 301 TFW Carswell Air Force Base, TX 76127 0926 TAG United States Naval Air Station New Orleans LA 70037 4940 TAG McClellan Air Force Base, CA 95652 3934 TAG Minneapolis St Paul IAP MN 55417 1928 TAG Chicago Ohare IAP IL 60666 2932 TAG Scott Air Force Base, IL 62225 302 TAW Rickenbacker Air Force Base, OH 43217 315 MAW Assoc Charleston Air Force Base, SC 29404 349 MAW Assoc Travis Air Force Base, CA 94535 403 TAW Selfridge Air Force Base, MI 48045 433 TAW Kelly Air Force Base, TX 78241 434 TFW Grissom Air Force Base, IN 46970

**Categories of individuals covered by the system:** All USAF Reserve non prior service & prior service applicants

**Categories of records in the system:** Data on military and civilian history for interviewing and tentatively qualifying a prospect

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for interviewing

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Personnel, Tactical Air Command, Langley AFB, VA 23665

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** NONE

**F03501 0MUHHZB**

**System name:** 03501 0MUHHZB Curriculum Vitae

**System location:** Air Force Reserve/Surgeon General Robins Air Force Base, GA 31098 regions/tsg. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** Air Force Reserve Medical Service Corps personnel

**Categories of records in the system:** Civilian and military educational and professional background

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide background information on Medical Service Corps personnel. Provides this HQ with information for the award of Air Force Specialty Codes and for one-time special requests.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Command Surgeon HQ AFRES Robins Air Force Base, GA 31098

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** NONE

**F03501 0QAGGNA**

**System name:** 03501 0QAGGNA Informational Personnel Records.

**System location:** Squadrons Altus Air Force Base, OK 73521

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Letters of appreciation letters of counselling and documents such as orders personnel action forms and security clearances

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ready reference for Commanders pertaining to assigned personnel Commanders to evaluate performance and assignment actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Squadron Commanders

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

present military identification written request will contain name rank and SSAN

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0SGHLNB**

**System name:** 03501 0SGHLNB Removal of Government Operators HCCNSC

**System location:** 321 Stragegic Missile Wing (SE), Grand Forks Air Force Base, ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Reflect reason for removal of US Government motor vehicle operator's identification card.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor removal of drivers license

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Safety

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Squadron Commander who removes license

**Systems exempted from certain provisions of the act:** NONE

**F03501 0SGHLNC**

**System name:** 03501 0SGHLNC Ground Safety Accident Briefing

**System location:** 321 Strategic Missile Wing (SE), Grand Forks Air Force Base, ND, 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

Experiencing a reportable Ground Safety Accident

**Categories of records in the system:** Accident briefing

**Authority for maintenance of the system:** 5710 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of accident briefings

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of safety

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0SNLZGB**

**System name:** 03501 0SNLZGB Night Managers Log

**System location:** NCO open mess Rickenbacker Air Force Base, Ohio 43217

**Categories of individuals covered by the system:** All members

**Categories of records in the system:** Personal information

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Source of reference for evaluation of personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.





Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until discharge, separation, or reassignment of the individual, then returned to servicing consolidated base personnel office for disposition.

**System manager(s) and address:** Custodian

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0SPCZPG**

**System name:** 03501 0SPCZPG Personnel Appearance Commendation/Violation Citation

**System location:** Beale Air Force Base, CA 95903 Castle Air Force Base, CA 95342 Davis Monthan Air Force Base, AZ 85707 Dyess Air Force Base, TX 79607 Ellsworth Air Force Base, SD 57706 Fairchild Air Force Base, WA 99011 Francis E Warren Air Force Base, WY 82001 Grand Forks Air Force Base, ND 58205 Malmstrom Air Force Base, MT 59402 March Air Force Base, CA 92508 Minot Air Force Base, ND 58705 6 Strategic Wing APO Seattle 98737 320 Bombardment Wing Mather Air Force Base, CA 95655 916 Air Refueling Squadron Travis Air Force Base, CA 94535 55 Strategic Reconnaissance Wing Offutt Air Force Base, NE 68113 4300 Air Base Squadron Glasgow Air Force Base, MT 59231

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Assigned to 15 Air Force Units

**Categories of records in the system:** Personal appearance commondation/violation citation

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Supervisors and Commanders to evaluate appearance

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Squadron Commander

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from witnesses.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0TKWRDA**

**System name:** 03501 0TKWRDA Informational Personnel Files (Management Folders)

**System location:** Law Enforcement Superintendent, Law Enforcement Flight Chiefs, 49 Security Police SQ/SPOL, Holloman Air Force Base, NM 88330

**Categories of individuals covered by the system:** Law Enforcement Flight Personnel

**Categories of records in the system:** Letters of appreciation, record of counseling

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to maintain Record of adminiStrative actions, as required, and information for performance reports and commendations,used by Law Enforcement Superintendent Flight Chiefs

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Law Enforcement Superintendent, Law Enforcement Flight Chiefs, 49 Security Police SQ/SPOL, Holloman Air Force Base, NM 88330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and social security number Law Enforcement, Operations, and Chief, Security Police name, identification card, or other valid identification

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Immediate Supervisor in Security Police Squadron

**Systems exempted from certain provisions of the act:** NONE

**F03501 0TKWRDB**

**System name:** 03501 0TKWRDB Informational Personnel Records.

**System location:** 49 Tactical Fighter, Building 32, Holloman Air Force Base, NM 88330

**Categories of individuals covered by the system:** Military personnel assigned to 49 Tactical Fighter Wing

**Categories of records in the system:** Assignment orders, letters of commendation, counseling records, and other types of correspondence pertaining to an assigned individual

**Authority for maintenance of the system:** 10 USC 8074

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain pertinent military information on personnel assigned and to obtain name social security number and other applicable data for inclusion in official correspondence

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Rank

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 49 Tactical Fighter Wing, Holloman Air Force Base, NM 88330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name Office of Information any valid proof of identity

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Military personnel channels

**Systems exempted from certain provisions of the act:** NONE



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**F03501 0TKWRDC**

**System name:** 03501 0TKWRDC Informational Personnel Records.

**System location:** Holloman Air Force Base, NM 88330

**Categories of individuals covered by the system:** Personnel with derogatory information

**Categories of records in the system:** Squadron file copy of all derogatory information, article 15, letter of reprimand, control roster, court-martial orders, letters of indebtedness

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For reference, Squadron administrative and disciplinary functions Squadron Commander, First Sergeant, and Administrative Management Officer supporting documentation for administrative actions such as discharge proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are maintained for 180 days after an individual departs the Squadron through reassignment or discharge; after 180 days, an individual's file is destroyed by tearing into pieces, shredding ,pulping, macerating, or burning.

**System manager(s) and address:** First Sergeant, 49th Field Maintenance Squadron, Holloman Air Force Base, NM 88330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, SSAN, and military status valid identification card, driver's license and discharge certificate are required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0TMUHJA**

**System name:** 03501 0TMUHJA Informational Personnel Records. (OI personnel background)

**System location:** HQ TAC DPO Langley Air Force Base, VA 23665

**Categories of individuals covered by the system:** Air Force Colonels and above plus Colonel-selectees.

**Categories of records in the system:** Background record name, date of rank, date assigned, date separation, Air Force specialty codes, photo, education, training, home address, telephone no., and assignments.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assist office personnel in daily transactions effecting Senior Officers. Used by Directorate of Information, Headquarters, Tactical Air Command to identify personnel for deployment in exercises, contingencies, and for intra-command reassignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer paper printouts.
Maintained on aperture cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

HQ TAC/OIX, Langley Air Force Base, VA 23665.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request must contain name and organization of assignment, ID card or drivers license.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From gaining/losing Major Command Personnel Files AFMPC Office of Information personnel.

**Systems exempted from certain provisions of the act:** NONE

**F03501 0TQYZHA**

**System name:** 03501 0TQYZHA Informational Personnel Records.

**System location:** 366 Combat Support Group, Mountain Home Air Force Base, ID 83648

**Categories of individuals covered by the system:** All active duty military personnel.

assigned to Mountain Home Air Force Base,

**Categories of records in the system:** Personnel action forms, promotion and TDY orders, private weapons storage, certification that required publications were read, letters of indebtedness, supply custodians list, physical profile changes, individual incident reference records, retraining requests, correctional custody reference, accident data, personnel processing data, article is disciplinary action personnel proficiency identification, career counseling, index of information in unfavorable information file, promotion determent, letters of reprimand, duty status changes on personnel absent without leave, notifications on medical appointments not kept, reduction in grade, intent to impose nonjudicial punishment, high risk drivers, failure to report, credit problems

**Authority for maintenance of the system:** 10 USC 8074

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Commanders, First Sergeants, and unit use OFR verification of required briefings and training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 366 Tactical Fighter Wing, Mountain Home Air Force Base, ID 83648

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and rank personal recognition

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Financial and educational institutions, base agencies

**Systems exempted from certain provisions of the act:** NONE

**F03501 0TRDRDA**

**System name:** 03501 0TRDRDA Informational Personnel Records.

**System location:** Myrtle Beach Air Force Base, SC, 29577

**Categories of individuals covered by the system:** All assigned military personnel





**Categories of records in the system:** Personnel actions, letters to parents, letters of admonishment, notification of assignment, military sponsors letters, special orders, request for partial payment, Squadron processing clearances for incoming and outgoing personnel, notification letters of indebtedness

**Authority for maintenance of the system:** 10 USC 8074

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide reference data for Squadron Commanders, documentation clerks, and reporting Officials, used to insure actions such as incoming and outgoing processing clearances, and to record temporary duty and counseling by Commanders

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Myrtle Beach Air Force Base, SC 29577

**Notification procedure:** Commander Myrtle Beach Air Force Base, SC 29577 full name and social security number visit applicable Squadron Orderly Room full name, social security number and identification number or drivers license

**Record access procedures:** Squadron Commander

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Field Records Group, Squadron Commander, Central Base Personnel Office

**Systems exempted from certain provisions of the act:** NONE

**F03501 0UMCBVA**

**System name:** 03501 0UMCBVA Geographically Separated Unit Copy Officer Effectiveness & Airman Performance Report

**System location:** At headquarters of major subordinate commands and numbered Air Forces. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Officers and Airmen

**Categories of records in the system:** Officer Effectiveness Report (OER) and Airmen Performance Report (APR)

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Use as a record to indicate individual's past job performance

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** At Headquarters of Major Subordinate Commands and numbered Air Force official mailing addresses are in the Department of Defense Directory in the appendix to the Air Force systems notice

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** OER and APR data

**Systems exempted from certain provisions of the act:** NONE

**F03501 0XOXASX**

**System name:** 03501 0XOXASX Personnel Information File

**System location:** Headquarters United States Air Force XOXAS Washington, D.C. 20330

**Categories of individuals covered by the system:** Officers, Airmen and civilian employees who are assigned to the Directorate of Plans

**Categories of records in the system:** File contains copies of personnel actions initiated on an individual while assigned to Directorate of Plans. File contains copies of Assignment/Personnel Action Form 2095. Classification/On The-Job Training Action Form 2096; Letters of Appreciation; correspondence changing tour status; promotion orders; completion of social actions training; reassignment orders; welcome letters; computer printouts of military record; officers military record, AF Form 11; miscellaneous documents

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel background information maintained to assist in preparing classification actions; Officer Effectiveness Reports; Airman Performance Reports; requisitions; answer questions from individuals concerning their personnel status; prepare recommendations for decoration; miscellaneous personnel actions. Used by personnel assigned to the Personnel and Services Office in their daily personnel and administrative functions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Personnel and Services, Directorate of Plans, Headquarters United States Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501 00VDYDA**

**System name:** 03501 00VDYDA Informational Personnel Records.

**System location:** Military Airlift Command Deputy Chief of Staff, Operations, Executive Office,Scott Air Force Base, IL 62225

**Categories of individuals covered by the system:** All active duty military personnel.

assigned to Military Airlift Command Operations

**Categories of records in the system:** Letters of welcome, assignment notification, AF Forms 2095, effectiveness report notices, commendation letters, locator cards

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Backup personnel data and source documentation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.



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Retained in office files for six months after the individual terminates military service, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to file clerk

**Record access procedures:** Individual gains access from file clerk

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F03501 05HCHLG**

**System name:** 03501 05HCHLG Air Intelligence Manpower Management System (AIMMS)

**System location:** Air Force Intelligence Service (ABFIS), Pentagon, Washington DC 20330

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Air Force civilian employees.

**Categories of records in the system:** Personal data, Air Force Speciality Code, Manpower data, Address, Phone Nos., Spouse, Date of Birth, Date of Rank, Dead on Arrival

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Locator purposes, assignment actions, utilized by AF/Intelligence-AFIS Directors only AFIS/Director of Personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel, Air Force Intelligence Service, Pentagon, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From individuals concerned

**Systems exempted from certain provisions of the act:** NONE

**F03501 05HCHLH**

**System name:** 03501 05HCHLH Reserve Management and Mobilization System (RMAMS)

**System location:** At Air Force Intelligence Service, Fort Belvoir, VA 22060.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Assigned or attached to Air Force Intelligence Service (AFIS), transferred or retired reservists from AFIS, reservist who have applied for assignment to AFIS

**Categories of records in the system:** Biographic information (personal and military), language info, education info, reserve tour duty info, home info, employment info, security info, experience info (intelligence civilian foreign area), scientific and technical info, specialty info

**Authority for maintenance of the system:** Title 10 USC 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To manage assigned and attached reservists career, Directorate of Intelligence (DI) Aerospace Defense Command, DI AF Communcations Service, DI AF Logistics Command, DI Air Training Command, DI Air University, DI Alaskan Air Command, DI Military Airlift Command, DI Pacific Air Forces, DI Strategic Air Command, DI Tactical Air Command, DI United States Air Force in Europe, DI United States Air Force Security Service, DI United States Air Forces Southern Command, DI Air Force Intelligence Service, DI Air Force Inspection and Safety Center, DI Air Force Test and Evaluation Center, DI Air Force Reserve, DI Air National Guard, DI Air Reserve Personnel Center, Defense Intelligence Agency, Central Intelligence Agency, user determines if reservist qualified to perform reserve tour

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Controlled by access lock on door

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Intelligence Reserve Forces

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual, Air Reserve Personnel Center

**Systems exempted from certain provisions of the act:** NONE

**F03501 06SCEYA**

**System name:** 03501 06SCEYA Air Force Audit Agency (AFAA) Personnel Electronic Evaluation, Reporting System (PEER

**System location:** HQ Air Force Audit Agency, AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** AFAA Active Duty officer personnel AFAA Active-Duty airman personnel

**Categories of records in the system:** Grade Record Chronological Listing Of Service Record Related Job Experience Record Foreign Service Record Education and Training Record Service Record Officer Effectiveness and Airman Performance Report Record Air Force Specialty Code Record Personal Record Career and Separation Record Flying - Rated Record Current Assignment Record Assignment Preference Record

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in managing the careers of all military personnel assigned to AFAA, regarding assignment, reassignment, classification, professional military education. Determining eligibility/qualifications for promotion, Regular Air Force appointment, separation, retirement, reenlistment, career reserve status, and Bootstrap education program. Users - Command section AFAA. Directorate of Resources Management staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.





Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, burning, or degaussing.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management Air Force Audit Agency (AFAA/RM), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

And information provided by individual.

**Systems exempted from certain provisions of the act:** NONE

**F03501 06SCEYB**

**System name:** 03501 06SCEYB Informal Airmen/Reserve Information Record

**System location:** HQ Air Force Audit Agency (AFAA), AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency active duty enlisted personnel Air Force Audit Agency inactive reserve personnel

**Categories of records in the system:** Record of Emergency Data Airman/Officer performance/effectiveness reports Personnel Assignment Actions Reassignment Orders Assignment Preference Statement Promotion orders Awards/Decorations - Orders and Citations Enlistment Contract Airman/Officer Military Record (AF Form 7/11) Reserve Personnel Data Sheet Applications for Active Duty Tours and Assignment Orders Application for Reserve Assignment Ready Reserve Service Agreement Transitory correspondence pertaining to career management during individual's assignment to AFAA.

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Staff applications for reserve active duty tours. Determine performance qualifications. Repository to support entries in AFAA Personnel Electronic Evaluation Reporting System (PEERS). Users - Command section AFAA. Directorate of Resources Management staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management (AFAA/RM), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

,information provided by the individual and Consolidated Base Personnel Office (CBPO).

**Systems exempted from certain provisions of the act:** NONE

**F03501 06SCEYC**

**System name:** 03501 06SCEYC AFAA Management Information System - Career File

**System location:** Managed at Headquarters Air Force Audit Agency, AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency active duty officer personnel Air Force Audit Agency active duty enlisted personnel Air Force Audit Agency civilian employees

**Categories of records in the system:** Identification/Demographic Records Current Assignment Records Assignment History/Experience Records Assignment/Job/Training Preference Records Completed Civilian Education Records In-Progress Civilian Education Records Professional Military Education Records Off-Duty Education Records Accreditation/Certification Records Performance Evaluation Records Membership in Professional Organizations Records Grade/Rank Records Pay Status Records Training Requirements Records Training Scheduled/In-Progress Records Training History Records Career Development Planning Records Awards/Decorations Records Statistical Records Foreign Service Records Air Force Specialty Code Records

**Authority for maintenance of the system:** Title 10, US Code 8014a

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in managing the careers of all military and civilian personnel assigned to/ employed by the AFAA. Uses include all necessary personnel actions regarding employment; assignment; reassignment; reemployment; classification; determining eligibility/qualifications for promotion; selections for promotion (civilian employees); Regular Air Force appointments (military officers); separations and retirement; reenlistments (enlisted personnel); career reserve status (military officers); conversion to career tenure (civilian employees); Bootstrap Education Program (military personnel); approval and funding of off-duty education (civilian employees); monitoring progress of off-duty education (military and civilian personnel); determining status of educational achievements (civilian institution education and professional military education); processing awards and decorations; obtaining, scheduling, monitoring, and recording training requirements, training in-progress, and training history; assisting and advising individuals regarding career development; selecting managing, and reporting education/training for persons selected for executive development; preparing statistical summaries; and preparing required reports for higher headquarters and providing requested management information to the AFAA Command Section. Users - Command Section, AFAA and Directorate of Resources Management Staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superceded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, burning, or degaussing. Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, burning, or degaussing.

**System manager(s) and address:** The Auditor General, (AFAA/CC), Norton Air Force Base, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Director of Resources Management (AFAA/RM), HQ Air Force Audit Agency, Norton AFB, CA 92409



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

And Data provided by the individuals themselves and inputs from manual military and civilian personnel systems

**Systems exempted from certain provisions of the act:** NONE

**F03501 06SCEYD**

**System name:** 03501 06SCEYD Air Force Audit Agency Office Personnel File

**System location:** Command Section, AFAA/CD, Norton AFB CA 92409; Directorate of Operations, AFAA/DO, Norton AFB CA 92409; Directorate of Plans, AFAA/XP, Norton AFB CA 92409; Directorate of Resources Management, AFAA/RM, Norton AFB CA 92409; Office of the Assistant Auditor General, CSAF/ACU, Washington, D.C. 20330; Air Force Audit Agency, Central Region (AFAA/AGC) Carswell AFB TX 76127; Air Force Audit Agency, Eastern Region (AFAA/AGE) Langley AFB VA 23665; Air Force Audit Agency, European Region (AFAA/AGU) APO NY 09332; Air Force Audit Agency, Western Region (AFAA/AGW) Norton AFB CA 92409; Air Force Audit Agency, Service Wide Systems Division (AFAA/AGP) Norton AFB CA 92409; Air Force Audit Agency Office, Acquisition Systems Division (AFAA/AGS), Bldg 3226 Stop 12, Andrews AFB DC 20331; Air Force Audit Agency office, Logistic Systems Division (AFAA/AGL), Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Altus AFB OK 73521; Air Force Audit Agency Office, Barksdale AFB TX 71110; Air Force Audit Agency Office, Bergstrom AFB TX 78743; Air Force Audit Agency Office, Blytheville AFB AR 72315; Air Force Audit Agency Office, Cannon AFB NM 88101; Air Force Audit Agency Office, Carswell AFB TX 76127; Air Force Audit Agency Office, Duluth IAP MN 55814; Air Force Audit Agency Office, PO Box 547, Dyess AFB TX 79607; Air Force Audit Agency Office, Ellington AFB TX 77030; Air Force Audit Agency Office, Ellsworth AFB SD 57706; Air Force Audit Agency Office, England AFB LA 71301; Air Force Audit Agency Office, Ent AFB CO 80912; Air Force Audit Agency Office, F E Warren AFB WY 82001; Air Force Audit Agency Office, Grand Forks AFB ND 58201; Air Force Audit Agency Office, Holloman AFB NM 88330; Air Force Audit Agency Office, Lackland AFB TX 78236; Air Force Audit Agency Office, Little Rock AFB AR 72076; Air Force Audit Agency Office, Lowry AFB CO 80230; Air Force Audit Agency Office, Malmstrom AFB MT 59402; Air Force Audit Agency Office, Minot AFB ND 58701; Air Force Audit Agency Office, Offutt AFB NE 68113; Air Force Audit Agency Office, ATC-AFAA, Randolph AFB TX 78148; Air Force Audit Agency Office, Reese AFB TX 79489; Air Force Audit Agency Office, Richards-Gebaur AFB MO 64030; Air Force Audit Agency Office, PO Box 3427, PSC 2, Sheppard AFB TX 76311; Air Force Audit Agency Office, USAF Academy CO 80840; Air Force Audit Agency Office, Webb AFB TX 79720; Air Force Audit Agency Office, Whiteman AFB MO 65301; Air Force Audit Agency Office, APO New York 09825; Air Force Audit Agency Office, Andrews AFB Washington DC 20331; Air Force Audit Agency Office, Chanute AFB IL 61868; Air Force Audit Agency Office, Charleston AFB SC 29404; Air Force Audit Agency Office, Dover AFB DE 19901; Air Force Audit Agency Office, Griffiss AFB NY 13440; Air Force Audit Agency Office, Grissom AFB IN 46970; Air Force Audit Agency Office, Homestead AFB FL 33030; Air Force Audit Agency Office, Keesler AFB MS 39534; Air Force Audit Agency Office, Kincheloe AFB MI 49788; Air Force Audit Agency Office, K I Sawyer AFB MI 49843; Air Force Audit Agency Office, Langley AFB VA 23665; Air Force Audit AGency Office, Rickenbacker AFB OH 43217; Air Force Audit Agency Office, Loring AFB ME 04750; Air Force Audit Agency Office, PO Box 6032, MacDill AFB FL 33608; Air Force Audit Agency Office, Maxwell AFB AL 36112; Air Force Audit Agency Office, McGuire AFB NJ 08641; Air Force Audit Agency Office, Myrtle Beach AFB SC 29577; Air Force Audit Agency Office, Pease AFB NH 03801; Air Force Audit Agency Office, Plattsburgh AFB NY 12903; Air Force Audit Agency Office, Pope AFB NC 28309; Air Force Audit Agency Office, Scott AFB IL 62225; Air Force Audit Agency Office, Seymour Johnson AFB NC 27530; Air Force Audit Agency Office, PO Box 552, Shaw AFB SC 29152; Air Force Audit Agency Office, Tyndall AFB FL 32401; Air Force Audit Agency Office, Wurtsmith AFB MI 48753; Air Force Audit Agency Office, APO San Francisco 96334; Air Force Audit Agency Office, Beale AFB CA 95903; Air Force Audit Agency Office, Castle AFB CA 95342; Air Force Audit Agency Office, APO San Francisco 96319; Air Force Audit Agency Office, APO San Francisco 96274; Air Force Audit Agency Office, Davis-Monthan AFB AZ 85707; Air Force Audit Agency Office, APO Seattle 98737; Air Force Audit Agency Office, PO Box 878, APO Seattle 98742; Air Force Audit Agency Office, PO Box 1313, Fairchild AFB WA 99011; Air Force Audit Agency Office (LA), George AFB CA 92392; Air Force Audit Agency Office, APO San Francisco 96553; Air Force Audit Agency Office, APO San Francisco 96239; Air Force Audit Agency Office, APO San Francisco 96288; Air Force Audit Agency Office, APO San Francisco 96264; Air Force Audit Agency Office, Luke AFB AZ 85309; Air Force Audit Agency Office, March AFB CA 92508; Air Force Audit Agency Office, Bldg 510, Mather AFB CA 95655; Air Force Audit Agency Office, PO Box 4006, McChord AFB WA 98438; Air Force Audit Agency Office, Mountain Home AFB ID 83648; Air Force Audit Agency Office, APO San Francisco 96310; Air Force Audit Agency Office, Nellis AFB NV 89191; Air Force Audit Agency Office, APO San Francisco 96570; Air Force Audit Agency Office, APO San Francisco 96280; Air Force Audit Agency Office, Travis AFB CA 94535; Air Force Audit Agency Office, APO San Francisco 96304; Air Force Audit Agency Office, APO San Francisco 96237; Air Force Audit Agency Office, APO San Francisco 96330; Air Force Audit Agency Office, Vandenberg AFB CA 93437; Air Force Audit Agency Office, Williams AFB AZ 85224; Air Force Audit Agency Office, APO San Francisco 96328; Air Force Audit Agency Office, APO New York 09238; Air Force Audit Agency Office, APO New York 09223; Air Force Audit Agency Office, APO New York 09293; Air Force Audit Agency Office, APO New York 09755; Air Force Audit Agency Office, APO New York 09132; Air Force Audit Agency Office, APO New York 09109; Air Force Audit Agency Office, TUSLOG Det 193 RES/AUD, APO New York 09289; Air Force Audit Agency Office, APO New York 09179; Air Force Audit Agency Office, APO New York 09332; Air Force Audit Agency Office, APO New York 09012; Air Force Audit Agency Office, APO New York 09057; Air Force Audit Agency Office, APO New York 09283; Air Force Audit Agency Office, APO New York 09194; Air Force Audit Agency Office, Edwards AFB CA 93523; Air Force Audit Agency Office, PO Box 1625, Eglin AFB FL 32542; Air Force Audit Agency Office, Kirtland AFB NM 87115; Air Force Audit Agency Office, Bldg 1521, Stop 21, L G Hanscom Fld MA 01730; Air Force Audit Agency Office, PO Box 92960, Worldway Postal Center, Los Angeles; CA 90009; Air Force Audit Agency Office, Patrick AFB FL 32925; Air Force Audit Agency Office/ASD, Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Hill AFB UT 84406; Air Force Audit Agency Office, Kelly AFB TX 78241; Air Force Audit Agency Office/LVAS, McClellan AFB CA 95652; Air Force Audit Agency Office/AUDGN, Robins AFB GA 31098; Air Force Audit Agency Office, Tinker AFB OK 73145; Air Force Audit Agency Office (WPRA), Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Newark AFS OH 43055; Air Force Audit Agency Office/AFDSDC, OL-2, Bldg 1111, Gunter AFS AL 36114; Air Force Audit Agency Office/AFAFC, 3800 York St, Denver CO 80205; Air Force Audit Agency Office/AFMPC, Randolph AFB TX 78148; Air Force Audit Agency Office, SAMSO, Norton AFB CA 92049; Air Force Audit Agency Office, Norton AFB CA 92409;

**Categories of individuals covered by the system:** Air Force Audit Agency active duty officer personnel Air Force Audit Agency active duty enlisted personnel Air Force Audit Agency reserve personnel Air Force Audit Agency civilian employees

**Categories of records in the system:** Supervisor's Record of Employee Record of Emergency Data Notification of Personnel Action Request for Personnel Action Supervisory Evaluation of Employee Potential for First-Level Supervisory Positions Supervisory Appraisal of Employee Current Performance-Auditor Supervisory Appraisal of Employee Current Performance-Supervisory (General Schedule and Wage) Special Orders Awards and Decorations information Career Development data AFR 30-30 Certifications Appointment of Additional Duties letter Career Counciling data Position Descriptions Special Duty Application Request for Investiagion, Clearance, Unescorted Entry Access Authorization Certificate Letters of Recognition, Achievement, Congratulations or Commendation Notification of Permanent Change of Station (PCS) Assignment Quality Evaluation of First-Time Resident Auditors Requests for Transfer, Separation, and Retirements Officer Career Objective Statements Airman Assignment Reference Statement Recommendations for Incentive Award Supervisory Appraisal of Employee Current Performance-Middle and High Level Managerial and Executive Qualifications Profile Certification of Eligibility and Record of Personnel Security Clearance Civilian Development Record Data relating to Temporary Duty (TDY)/PCS trips Evaluation Review/Critique Sheet Orientation Checklist Admission and Disposition Slip Flying Attachment Data Locator Cards Supervisory Appraisal of Employee Current Performance - Clerical





**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by resident auditors, supervisory auditors, clerical personnel, and region/division chiefs to collect data for informational, support, and evaluation purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency, Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

And internally within the United States Air Force or Air Force Audit Agency

**Systems exempted from certain provisions of the act:** NONE

**F03501 06SCEYE**

**System name:** 03501 06SCEYE Air Force Audit Agency Office File

**System location:** Command Section, AFAA/CD, Norton AFB CA 92409; Directorate of Operations, AFAA/DO, Norton AFB CA 92409; Directorate of Plans, AFAA/XP, Norton AFB CA 92409; Directorate of Resources Management, AFAA/RM, Norton AFB CA 92409; Office of the Assistant Auditor General, CSAF/ACU, Washington, D.C. 20330; Air Force Audit Agency, Central Region (AFAA/AGC) Carswell AFB TX 76127; Air Force Audit Agency, Eastern Region (AFAA/AGE) Langley AFB VA 23665; Air Force Audit Agency, European Region (AFAA/AGU) APO NY 09332; Air Force Audit Agency, Western Region (AFAA/AGW) Norton AFB CA 92409; Air Force Audit Agency, Service Wide Systems Division (AFAA/AGP) Norton AFB CA 92409; Air Force Audit Agency Office, Acquisition Systems Division (AFAA/AGS), Bldg 3226 Stop 12, Andrews AFB DC 20331; Air Force Audit Agency office, Logistic Systems Division (AFAA/AGL), Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Altus AFB OK 73521; Air Force Audit Agency Office, Barksdale AFB TX 71110; 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Air Force Audit Agency Office, APO San Francisco 96280; Air Force Audit Agency Office, Travis AFB CA 94535; Air Force Audit Agency Office, APO San Francisco 96304; Air Force Audit Agency Office, APO San Francisco 96237; Air Force Audit Agency Office, APO San Francisco 96330; Air Force Audit Agency Office, Vandenberg AFB CA 93437; Air Force Audit Agency Office, Williams AFB AZ 85224; Air Force Audit Agency Office, APO San Francisco 96328; Air Force Audit Agency Office, APO New York 09238; Air Force Audit Agency Office, APO New York 09223; Air Force Audit Agency Office, APO New York 09293; Air Force Audit Agency Office, APO New York 09755; Air Force Audit Agency Office, APO New York 09132; Air Force Audit Agency Office, APO New York 09109; Air Force Audit Agency Office, TUSLOG Det 193 RES/AUD, APO New York 09289; Air Force Audit Agency Office, APO New York 09179; Air Force Audit Agency Office, APO New York 09332; Air Force Audit Agency Office, APO New York 09012; Air Force Audit Agency Office, APO New York 09057; Air Force Audit Agency Office, APO New York 09283; Air Force Audit Agency Office, APO New York 09194; Air Force Audit Agency Office, Edwards AFB CA 93523; Air Force Audit Agency Office, PO Box 1625, Eglin AFB FL 32542; Air Force Audit Agency Office, Kirtland AFB NM 87115; Air Force



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Audit Agency Office, Bldg 1521, Stop 21, L G Hanscom Fld MA 01730; Air Force Audit Agency Office, PO Box 92960, Worldway Postal Center, Los Angeles CA 90009; Air Force Audit Agency Office, Patrick AFB FL 32925; Air Force Audit Agency Office/ASD, Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Hill AFB UT 84406; Air Force Audit Agency Office, Kelly AFB TX 78241; Air Force Audit Agency Office/LVAS, McClellan AFB CA 95652; Air Force Audit Agency Office/AUDGN, Robins AFB GA 31098; Air Force Audit Agency Office, Tinker AFB OK 73145; Air Force Audit Agency Office (WPRA), Wright-Patterson AFB OH 45433; Air Force Audit Agency Office, Newark AFS OH 43055; Air Force Audit Agency Office/AFDSDC, OL-2, Bldg 1111, Gunter AFS AL 36114; Air Force Audit Agency Office/AFAFC, 3800 York St, Denver CO 80205; Air Force Audit Agency Office/AFMPC, Randolph AFB TX 78148; Air Force Audit Agency Office, SAMSO, Norton AFB CA 92049; Air Force Audit Agency Office, Norton AFB CA 92409;

**Categories of individuals covered by the system:** Air Force Audit Agency active duty officer personnel Air Force Audit Agency active duty enlisted personnel Air Force Audit Agency civilian employees Air Force Audit Agency reserve personnel

**Categories of records in the system:** Installation Fact Sheet Air Force Audit Agency Office Leave Schedule Memorandum of Discussions with Installation Officials Personnel Data Sheet Personnel Interview Sheet, Parts I and II Memorandum to Region Chief concerning supervisory visits Region/Division Audit Report Review Sheets Designation of Position and Position Titles Air Force Audit Agency Personnel Roster for Office Concerned Recommendations for Future Assignment of Personnel Memorandums for the Record-Supervisory Surveys Correspondence Relating to Performance of Assigned Personnel Welcome Letters for Assigned Personnel Pertinent Staff Meeting Memorandums Workload Data Report Evaluations By Auditor AFAA Office Productivity Data Supervisory Auditor Assignments Reports of Significant Activity HQ AFAA SRA/Audit Review Sheet Memorandum of Personnel Discussions Trip Reports

**Authority for maintenance of the system:** Title 10, U.S. Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by resident auditors, supervisory auditors, and Region/Division Chiefs to collect data to evaluate office and individual performance and to become cognizant of office responsibilities and general geographical factors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency, Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
And internally within the United States Air Force or Air Force Audit Agency

**Systems exempted from certain provisions of the act:** NONE

**F03501 07YLNGA**

**System name:** 03501 07YLNGA Informational Personnel Records.

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

**Categories of individuals covered by the system:** All fraud, criminal, polygraph, technical services, and counterintelligence trained Air Force Office of Special Investigations (AFOSI) and USAF Defense Investigative Service (DIS) special agents.

**Categories of records in the system:** Records for each special agent indicating investigative schools attended and experience level attained, polygraph examiner training and performance records, records indicating personnel who have volunteered for the Counterintelligence Program and special agents in the program, and technical services training records.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Director of Fraud Investigations to program personnel for advanced fraud training and to identify personnel for assignment as fraud specialists. Used by the Director of Criminal Investigations to evaluate polygraph examiner performance and to select polygraph examiners. Also used to determine polygraph examiner qualification for retention or termination as a certified Department of Defense polygraph examiner. Used by the Director of Special Operations to program personnel for counterintelligence training and to identify volunteers for training in that area. Used by the Director of Technical Services to program personnel for advanced technical training and to identify personnel for assignment as technical services specialists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data is extracted from individual training and military/ civilian personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 07YLNGB**

**System name:** 03501 07YLNGB Internal Personnel Data System

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

**Categories of individuals covered by the system:** All personnel assigned to the Air Force Office of Special Investigations (AFOSI) and all Air Force military personnel assigned to the Defense Investigative Service (DIS).





**Categories of records in the system:** Records reflecting Unit authorized positions and Unit assigned personnel.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To manage AFOSI and DIS personnel resources. Used by personnel specialists in all assignment and manning actions. Used to monitor special agent experience level at each operating installation. Used to publish strength accounting reports. Used by the Director of Fraud Investigations to manage fraud coded positions and personnel assigned to fraud operations. Also used to program personnel for advanced fraud training. Used by the Director of Criminal Investigations to manage criminal coded positions and to identify personnel for assignment as criminal specialists. Also used to program personnel for advanced criminal training. Used by the Director of Special Operations to manage counterintelligence and counterespionage positions and to identify personnel for assignment as specialists in these areas. Also used to program personnel for advanced training in these areas. Used by Budget and Accounting Specialists for tracking anticipated personnel travel funds associated with permanent change of station moves. Used by the Commander for locator purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data is extracted from individual military/civilian personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 22 ALSA**

**System name:** 03501 22 ALSA AAC Quality Force Records System

**System location:** Each Consolidated Base Personnel Office in Alaska and/or each Commander and supervisor in Alaskan Air Command.

**Categories of individuals covered by the system:** Maintained on military personnel assigned Alaskan Air Command who have positive or negative traits on counseling.

**Categories of records in the system:** Contains name, grade, social security number, organization, date counseled and remarks entered.

**Authority for maintenance of the system:** 5 USC, Section 301, Government Organization and Employees - Powers - Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by supervisors and commanders to record information regarding counseling to be used in subsequent actions as appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Alaskan Air Command, Director of Personnel Programs, APO Seattle 98742

**Notification procedure:** Individual should not contact Systems Manager. Should contact immediate supervisor and provide identification.

**Record access procedures:** Contact immediate supervisor.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from educational institutions.
Information obtained from police and investigating officers.
Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F03501 22 ALSB**

**System name:** 03501 22 ALSB Alaskan Air Command (AAC) Quality Force Record System

**System location:** Both Consolidated Base Personnel Offices (CBPO), Quality Control Section.

**Categories of individuals covered by the system:** Pertains to all active duty Air Force personnel who write dishonored checks.

**Categories of records in the system:** Includes name, rank, social security number, unit of assignment, and amount of check.

**Authority for maintenance of the system:** 5 USC, Section 301, Government Organization and Employees - Powers - Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify personnel who write dishonored checks. Used by Consolidated Base Personnel Offices to provide information to the individual's commander on the dishonored check and to insure timely action is taken to redeem the check.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel, Consolidated Base Personnel Office, Elmendorf Air Force Base, Alaska, APO Seattle 98742 and Eielson Air Force Base, Alaska, APO Seattle 98737.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Dishonored check rendered by individual and military personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03501 22 ALSC**

**System name:** 03501 22 ALSC AAC Quality Force Records System

**System location:** Consolidated Base Personnel Offices and Major Air Command.

**Categories of individuals covered by the system:** Maintained on military personnel assigned to Alaskan Air Command who have three or more incidents recorded on Air Force Form 1137, Unfavorable Information File Summary.



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**Categories of records in the system:** Contains summary of derogatory incidents by name.

**Authority for maintenance of the system:** 5 USC, Section 301, Government Organization and Employees - Powers - Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Base Director of Personnel uses form to advise unit commander if possible administrative separation should be contemplated on individual concerned. Judge Advocate reviews to insure recommended action is correct. Commander uses form to advise Director of Personnel of his final decision. Alaskan Air Command Director of Personnel consolidates forms and briefs Commander of Alaskan Air Command and his staff of results of quality force programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Alaskan Air Command, Director of Personnel Programs, APO Seattle 98742

**Notification procedure:** Contact Consolidated Base Personnel Office, Quality Control Section at base of assignment and provide name and identification.

**Record access procedures:** Reporting in person to servicing Consolidated Base Personnel Office at base of assignment.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force Form 1137 (UIF)

**Systems exempted from certain provisions of the act:** NONE

**F03501AAFOI S**

**System name:** 03501AAFOI S Mobilization Augmentee Training Folders

**System location:** Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington DC 20330.

**Categories of individuals covered by the system:** Members of the Air Force Reserve assigned to Mobilization Augmentation (MA) postions within the Secretary of the Air Force Office of Information.

**Categories of records in the system:** Applications for mobilization augmentee status, training, or assignment; orders to training or active duty; copies of effectiveness reports, training completion certificates; pertinent correspondence.

**Authority for maintenance of the system:** 5 United States Code 301,

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a training record as required by AFR 35-41, 'Participation and Assignment Within the Reserve Components'; used by supervisory personnel to determine eligibility for promotion or reassignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI) Washington D.C. 20330

**Notification procedure:** Requests from individuals should be addressed to the Reserve Forces Liaison Officer, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington DC 20330, telephone (202) OX-76240. Individuals inquiring by mail should furnish their name and service number. Individuals making personal visits to the Office for Resources and Projects should have in their possession a valid identification card(DD Form 2AF(RES).

**Record access procedures:** Individuals can obtain assistance in gaining access by contacting the Reserve Forces Liaison Officer, Office for Resources and Projects, address and telephone as given.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501A0SPCZPB**

**System name:** 03501A0SPCZPB Drug/Alcohol Intake Interview and Checklist

**System location:** Social Actions, March Air Force Base, CA 92508

**Categories of individuals covered by the system:** All Air Force active duty military personnel assigned to March Air Force Base, CA

**Categories of records in the system:** Personal information, history of abuse, reasons for use, behavioral outlook, disciplinary action

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used upon entry in USAF Drug/Alcohol Rehabilitation Program

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Social Actions Officer, March Air Force Base, CA 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F03501A0SSGBP**

**System name:** 03501A0SSGBP Education and Training Fact Sheets.

**System location:** At HQ SAC/AD, Offutt AFB, NE. 68113.

**Categories of individuals covered by the system:** Personnel assigned to SAC/AD

**Categories of records in the system:** Record of Technical Data Processing Course completions.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to determine educational qualifications and trng needed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.





**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Chief of Staff, Data Systems,HQ Strategic Air Command

**Notification procedure:** Requests from individuals should be addressed to HQ SAC/ADXPT, Offutt Air Force Base, NE 68113

**Record access procedures:** SAC/ADXPT will provide access.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individuals and graduation certificates.

**Systems exempted from certain provisions of the act:** NONE

**F03501B0SBAEYA**

**System name:** 03501B0SBAEYA Request for Clinical Priviledge at USAF Hosp Beale

**System location:** USAF Hospital Beale Air Force Base, CA

**Categories of individuals covered by the system:** Physicians, assistants, nurse practitioners

**Categories of records in the system:** Request for permission to perform surgical procedure-treatment

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to determine capabilities-priviledges for all doctors

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Hospital Administration

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Chief, Hospital Administration

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals

**Systems exempted from certain provisions of the act:** NONE

**F03501B0SPCZPA**

**System name:** 03501B0SPCZPA Staff Background Information

**System location:** Headquarters 15 Air Force March Air Force Base, CA 92508

**Categories of individuals covered by the system:** Staff navigators

**Categories of records in the system:** Flying time and experience

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Chief of Bomb Navigation Branch for selecting replacement personnel and determining experience levels

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Bomb Navigation Branch Air Force Base, CA 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** NONE

**F03501B0SPCZPB**

**System name:** 03501B0SPCZPB Navigator Background Information

**System location:** Beale Air Force Base, CA 95903 Castle Air Force Base, CA 95342 Davis Monthan Air Force Base, AZ 85707 Dyess Air Force Base, TX 79607 Ellsworth Air Force Base, SD 57706 Fairchild Air Force Base, WA 99011 Francis E Warren Air Force Base, WY 82001 Grand Forks Air Force Base, ND 58205 Malmstrom Air Force Base, MT 59402 March Air Force Base, CA 92508 Minot Air Force Base, ND 58705 6 Strategic Wing APO Seattle 98737 320 Bombardment Wing Mather Air Force Base, CA 95655 916 Air Refueling Squadron Travis Air Force Base, CA 94535 55 Strategic Reconnaissance Wing Offutt Air Force Base, NE 68113 4300 Air Base Squadron Glasgow Air Force Base, MT 59281

**Categories of individuals covered by the system:** Crew navigators

**Categories of records in the system:** Flying time and experience

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Chief Bomb Navigation Branch for required interviews/ experience/selection of replacements

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Bomb Navigation Branch at each base listed in Location Section above.

**Notification procedure:** Addressed to Unit Chief Bomb Navigation Branch

**Record access procedures:** Gain assistance from Unit Chief Bomb Navigation Branch

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** NONE

**F03501C0SSGBP**

**System name:** 03501C0SSGBP Personnel Folders

**System location:** At HQ SAC/AD

**Categories of individuals covered by the system:** Personnel assigned to SAC/AD.

**Categories of records in the system:** File of personnel action forms.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to reference personnel assignment and classification Actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.



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**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Chief of Staff, Data Systems,HQ Strategic Air Command

**Notification procedure:** Requests from individuals should be addressed to HQ SAC/AD, Offu tt Air Force Base, NE 68113

**Record access procedures:** SAC/AD will provide access.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Air Force Personnel System.

**Systems exempted from certain provisions of the act:** NONE

**F03501E0SSGBPA**

**System name:** 03501E0SSGBPA SAC Senior Officer Record File

**System location:** HQ 8AF/DPO Barksdale Air Force Base, LA 71110 HQ15AF/DPO March Air Force Base, CA 92508 HQ 3AD/DP APO San Francisco 96334

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Officers assigned to unit locations on C001 seq cards only active duty Senior Off gens,colonels,and col selectees

**Categories of records in the system:** Copies of last 5 Off Effectiveness Reports as a minimum photograph (optional)

**Authority for maintenance of the system:** Title 44 US Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel management of Senior Officer resources retirement/separation processing, reassignment considerations users DP and Command Section personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained for 90 days then destroyed if officer separates or retires. If officer is reassigned within the Command the file is mailed to the new unit otherwise the file is mailed to HQ SAC/DPO Offutt Air Force Base, NE 68113

**System manager(s) and address:** DCS/Personnel HQ SAC Offutt Air Force Base, NE is responsible for overall policies and procedures. DCS personnel at locations listed on C001 card are local System Managers

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Individuals must show proof of identidy such as military ID card at the locations reflected on the C001 card. Written requests should provide full name and SSAN

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

HQ SAC/DPO phone 294-5662

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

The file is originally prepared by HQSAC/DPO

**Systems exempted from certain provisions of the act:** NONE

**F03501FOBXQPCD**

**System name:** 03501FOBXQPCD Effectiveness Report Review

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Individual efficiency reports, computer information sheets.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to route office Efficiency Report-Airmen Performance Report to various levels of command for quality conrol proccedures.

**Policies and practices for storing, retrieving, accessing, retalning, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in file cabinets.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff, Personnel, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisors and System Manager

**Systems exempted from certain provisions of the act:** NONE

**F03501FSFPC A**

**System name:** 03501FSFPC A Air Force Discharge Review Board original case files.

**System location:** At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

**Categories of individuals covered by the system:** Former Air Force Personnel who submit applications for review of discharge/ separation/dismissal.

**Categories of records in the system:** Contains original copy of summary of board proceedings, individual's application form, order appointing Discharge Review Board members, summary of applicant's military personnel record, correspondence between applicant and Discharge Review Board and magnetic recording of hearing (if required).

**Authority for maintenance of the system:** 10 United States Code 1553 - Review of Discharge or Dismissal.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These documents are created and placed in the applicant's military personnel file so that a permanent record of the Board's action is preserved. These records are created by the Board in the performance of its statutory function. These case files are utilized by the Air Force Military Personnel Center to create new discharge documents if required and to notify the applicant of the outcome of his case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on a recording.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.





Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained permanently at the National Personnel Records Center (Military Personnel Records), 9700 Page Blvd, St Louis, MO 63132.

**System manager(s) and address:** Director, Secretary of the Air Force Personnel Council, Washington, D.C. 20030

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Written requests should contain the full name, service number and social security account number of the requestor. Personal visits may be made to room 920, Commonwealth Building, 1300 Wilson Blvd, Arlington, VA. Personal visitors must supply full name, service number, social security account number and some form of identification such as driver's license, credit cards, etc.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's military personnel record

**Systems exempted from certain provisions of the act:** NONE

**F03501F0SSGBPB**

**System name:** 03501F0SSGBPB Senior Officer Information File

**System location:** HQ 8AF/DPO Barksdale Air Force Base, LA 71110 Duty Title DCS/Personnel HQ 15AF/DPO March Air Force Base, CA 92508 Duty Title DCS/Personnel HQ SAC/DPO Offutt Air Force Base, NE 68113 Duty Title Asst for Senior Off

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Senior Officers only (generals,colonels,colonel selectees)

**Categories of records in the system:** Each file at HQ SAC/DPO may contain an inactive SAC Senior File reported under System Identity Code 03501 A0SSSGP as well correspondence relating to personnel actions which have occurred during the officers assignment to this Command

**Authority for maintenance of the system:** Title 44 US Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel management of Senior Officer resources, retirement or separation processing, and reassignment considerations users DP and Command Section personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/Personnel at each location

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN. Visiting personnel must show proof of ID such as military ID card

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

HQ SAC/DPO phone 294-5662

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Any correspondence relating to personnel actions which have taken place during the Officers assignment to this Command

**Systems exempted from certain provisions of the act:** NONE

**F03501G0SSGBPC**

**System name:** 03501G0SSGBPC Airman and Officer Efficency Report Appeals File

**System location:** HQ Strategic Air Command/DPDRO Offutt Air Force Base, NE 68113 Duty Title Chief Records Div

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Active duty personnel who have submitted an application for correction of an OER or APR

**Categories of records in the system:** The individuals letter of application and any attachments that were presented in support of his application

**Authority for maintenance of the system:** Title 44 US Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users include OER/APR Appeal Board members and the OER/APR personnel specialist routine uses determination if an individual has submitted a previous application and if so has new evidence been submitted

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Records Division HQ SAC/DPDR Offutt Air Force Base, NE 68113

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Written requests full name and SSAN. Visiting personnel show proof of ID such as military ID card

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

HQ SAC/DPDR phone 294-3648

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Individual provides application Appeal Board acts on application

**Systems exempted from certain provisions of the act:** NONE

**F03501H0SSGBPD**

**System name:** 03501H0SSGBPD SAC Retirement Applications File

**System location:** HQ SAC/DPAAS Offutt Air Force Base, NE 68113 Duty Title Chief Separations Branch

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Copy of retirement application or addendum initiated by individual and Major Command recommendation

**Authority for maintenance of the system:** Title 44 US Code Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users HQ SAC/DPAAS personnel uses evaluate for Command recommendation (approval/disapproval)

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.



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Maintained in visible file binders/cabinets.
Locked room

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Separations Branch, DCS/Personnel,HQ SAC/DPAAS

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN. Visiting personnel show proof of ID such as military ID card

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

HQ SAC/DPAAS phone 294-5571

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501K0SSGBPA**

**System name:** 03501K0SSGBPA Informational Personnel Records.

**System location:** HQ Strategic Air Command Director of Missiles Offutt Air Force Base, NE 68113

**Categories of individuals covered by the system:** AF personnel within DOM

**Categories of records in the system:** Records of travel payments personnel allocation briefs notification of assignment briefs reassignment letters personnel action forms duty and travel restrictions orders locator file

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel accountability travel budget allocation security authorization manpower verification

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Missiles HQ SAC

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Executive Officer Director of Missiles HQ SAC

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Base level personnel system internally produced individually provided

**Systems exempted from certain provisions of the act:** NONE

**F03501XOBXQPCA**

**System name:** 03501XOBXQPCA Administrative Disenrollment and Investigations

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Commandant's Board Case File, Administrative Board proceedings, Administrative Inquiries and Investigations.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as a case file in Commandant's Board (Disenrollment) actions initiated against cadets. Reviewed by the Office of the Secretary of the Air Force in making final decision on disenrollment action. Reviewed by Superintendent, United States Air Force Academy in making decision to refer to Board of Officers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director, Cadet Personnel and Administration USAF Academy CO. 80840

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03501XOBXQPCB**

**System name:** 03501XOBXQPCB Prospective Instructor Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Military personnel applying for instructor duty with the faculty.

**Categories of records in the system:** Copy of Application for Instructor Duty, college transcripts, past Officer Effectiveness Reports, Officer Uniform Assignment Brief which contains information such as prior assignment information, aeronautical rating information, general personnel data including security clearance, date of birth, marital status, promotion dates; correspondence between individual and department, evaluations on individual's suitability and record of personal interview.

**Authority for maintenance of the system:** 10USC9331

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Information on qualification, availability and location of potential instructors. Category of User: Faculty Departments. Specific Use: Used to assess individual qualifications on personnel applying for instructor duty on the faculty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.





**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dean of the Faculty

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03501XOBXQPCC**

**System name:** 03501XOBXQPCC USAF Academy Cadet Honor Committee Case Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** The case files consist of evidence and statements gathered by the Cadet Honor Committee which has been used to determine if an accused cadet was guilty of violating the Cadet Honor Code. The file also includes a summary of the honor board proceedings.

**Authority for maintenance of the system:** 44USC3101 and 5USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose for which information in the system is collected: To enable cadet honor representatives to investigate possible violations of the Cadet Honor Code. Category of user: Cadet Honor Representatives. Specific use made of the information by each user: The information will be used as evidence at Cadet Honor Hearings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievablility:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Information is retained for one year in the case of first class cadets and six months in the case of underclass cadets, or until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Commandant's Executive for Honor and Ethics, USAF Academy CO. 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager, Name and date of Cadet Honor Hearing, Office of the Commandant's Executive for Honor and Ethics, US Air Force Academy, Colorado, 80840; positive proof of identification.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from witnesses and summaries of honor board proceedings prepared by cadets.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03501X0IACYVA**

**System name:** 03501X0IACYVA Reserve Supplement Officer (RSO) Case File.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** documents pertaining to requisition, assignment, reassignment, separation, or TDY assignment request, work sheet , orders, amendments, notification of receipt of application solicitation letter

**Authority for maintenance of the system:** Title 10 US Code, Section 269.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used by the military and civilian personnel of the reserve supplement officer assignment branch information is disclosed to Consolidated Base Personnel Office and other branches within the Air Reserve Personnel Center to insure proper information is maintained on the individual for assignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** request from individual should be addressed to command documention management officer, ARPC, 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve identification card and/or drivers license and give some verbal information that could verify his/her application.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC 3800 York Street Denver, CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Major comands, personnel records, Air Reserve units.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVB**

**System name:** 03501X0IACYVB Application for Separation from the Regular AF to AF Reserve/Air National Guard.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** application concerning separation from the Regular Air Force to the Air Force Reserve/Air National Guard, documents pertaining to requisition, assignments, reassignment, separation and declination

**Authority for maintenance of the system:** US Code 10 Section 269.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** the routine use of this in-



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formation is to help in obtaining a position in the Air Reserve forces. Used by Regular Air Force, Air Reservist, Air National Guard and civilian personnel to facilitate finding a position for reservists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders

**Retrievability:** Filed by Name

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documention management office: ARPC/DAES 3800 York St Denver CO 80205 Written request for information should contain full name of individual, SSAN (social security account number) current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve , identification card and/or drivers license and give some verbal information that could verify his/her application/ declination or orders.

**Record access procedures:** Command Documentation Manager, ARPC/DAES 3800 York Street Denver, CO 80205, telephone area code 303-825-1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Major commands, Consolidated Base Personnel Office, Consolidated Reserve Personnel Office

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVD**

**System name:** 03501X0IACYVD Servicemens Group Life Insurance (SGLI) Entitlement Case Files.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel

Air National Guard personnel.

**Categories of records in the system:** card file. Copies of correspondence, casualty reports, record of emergency data, SGLI election, death order, death Certificate, Air Force Accounting And Finance Center (AFAFC) verification of premium payments.

**Authority for maintenance of the system:** Title 38 U.S.Code 765-776.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** purpose is to determine if an individual qualified for SGLI coverage, applied and paid for premiums for SGLI coverage and to report this information to office of SGLI, Newark NJ for processing insurance claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** request from individual should be addressed to command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve identification card and/or drivers license and give some verbal information that could verify his/her need to review record on deceased individual.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from notification of death and documents pertinent to death and SGLI coverage obtained from other military branches, public health records, next of kin, or civilian organizations.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVH**

**System name:** 03501X0IACYVH Air Force Service Number/Social Security Account Number Cross Reference Rosters.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** all Air Force reservists that were on strength as of 28 july 1970

**Categories of records in the system:** all Air Force reservists that were on strength as of 28 july 1970, contains grade, Air Force service number and social security account number. (SSAN)

**Authority for maintenance of the system:** Title 10 US Code Section 278.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** when correspondence is received at Air Reserve personnel center with an obsolete service number or without a SSAN military personnel clerks use roster to verify if the author was/or is a member of the reserve and what his/her SSAN should be

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Air Force service number

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** request from individual should be addressed to command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID card and/or drivers license and give some verbal information that could verify his/her place of birth.





**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** advanced personnel data system

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVJ**

**System name:** 03501X0IACYVJ Bad Address Card Files.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** forms, letters and correspondence concerning bad addresses of Air Force Reserve members not assigned to units who are assigned to non-affiliated reserve section, obligated reserve section, inactive status list reserve section, ready reinforcement personnel section, and retired reserve section without pay.

**Categories of records in the system:** Last recorded employer, postmaster of city of last recorded address, telephone information operator last city of good address, parents of reservist, other relatives of reservist, veterans administration if reservist has a claim number listed in the master personnel record, college, or university that reservist attended, selective service boards, internal revenue service, public utilities or any other lead that may be found in the master personnel record of the reservist

**Authority for maintenance of the system:** Title 10 US Code Section 275 personnel records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** a search for a good address is made by address research personnel. A code is entered into the computer which stops all computer mail from going to a reservist whose address has been identified as bad. Personnel technicians cut discharge orders on reservists that cannot be located.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Metal tray on top of desk, computer cards

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
last address of reservist

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits. The individual should provide current Reserve ID card and/or drivers license and give some verbal information that could verify his/her place of birth,

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from last recorded employer, postmaster of city of last recorded address, telephone information operator last city of good address, parents of reservist, other relatives of reservist, veterans administration if reservist has a claim number listed in master personnel record, college or university reservist attended, Selective Service Boards, Internal Revenue Service, public utilities or any other lead that may be found in the master personnel record of the reservist.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVK**

**System name:** 03501X0IACYVK Control Card for Vouchers for Medical Services.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** card file with name, address, SSAN (social security account number), voucher number if applicable, and record of actions/ letters/final payment of bill regarding individual.

**Authority for maintenance of the system:** Section 10 US Code 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** information in files is used to provide a record of authorizations for physical examinations at government expense or no expense, and voucher number.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.
and voucher number

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from Master Personnel Record, P-80 microfiche roster, vouchers, Air Force Accounting and Finance Center and control logbook.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVL**

**System name:** 03501X0IACYVL Medical Mobilization Augmenter Personnel Management Files.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** copies of correspondence and other documents pertaining to Air Force Reservist assigned to Medical Mobilization Augmenter Program managed by Surgeon ARPC, maintained in case files

**Authority for maintenance of the system:** Title 10 US Code Section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** information in files is used to manage the reservist career in his medical carcer field. Information is used by military, civilian personnel



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her identity for reserve application.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from master personnel records, Surgeon Office, ARPC, Advanced Personnel Data System, manning documents and from the servicing Consolidated Base Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVM**

**System name:** 03501X0IACYVM Medical Service Liaison Officer Program Card File.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.

**Categories of records in the system:** card with individuals full name, SSAN (social security account number), corps, current address, school affiliation, servicing personnel office, and reserve status. Record to indicate if individual is authorized to earn point credit.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** information in files is used as an informational reference file and an aid for preparing point credit authorization and forwarding authenticated point credit forms to proper servicing personnel office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.
school affiliation

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from Master Personnel Records, Annual Survey and Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVN**

**System name:** 03501X0IACYVN Medical Actions Card File.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** card file with record of all correspondence, medical action, final disposition of individual

**Authority for maintenance of the system:** 10 USC 591 and 592 and 593 and 594.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** cards are used as comprehensive record of all medical actions taken by the Surgeons Office pertaining to each individual. Used by military and civilian personnel assigned to the Surgeons Office. Allow personnel of the Surgeons Office to readily respond to queries from individuals and/or other agencies with need to know of all medical actions taken by Surgeon regarding individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits,the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her case/status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from source documents, general correspondence, ARPC Form 201, medical facilities, physicians, medical specialists, and servicing Consolidated Base Personnel Offices.





**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVP**

**System name:** 03501X0IACYVP Air Reserve Information Squadron Biographical Files.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

assigned to the Air Reserve Information Squadron Program, (ARIS).

**Categories of records in the system:** Biographies of ARIS Program members prepared by those members according to format provided by ARIS Program Manager. Includes name, rank, social security account number, service dates, date of birth, unit assignments, civilian employment, military and civilian education, military and civilian experience, aris program specialties, hobbies, and names of family members.

**Authority for maintenance of the system:** Section 10 US Code 262.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** provide overview of skill resources available in ARIS Program. Allow selection of members best qualified to meet specific program requirements and task assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** solicited from and provided by individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVR**

**System name:** 03501X0IACYVR Chaplain Personnel Management Files.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve chaplain personnel.

**Categories of records in the system:** Ecclesiastical endorsement special and annual tour orders, appointment orders, change of assignment or attachment orders, promotion orders, record of security clearance, miscellaneous correspondence to and from individual

**Authority for maintenance of the system:** Title 10 USC 8067.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a historical file on the individual, to maintain copies of all types of orders that affect his career.Used only by Chaplains Office. Information is used to process tours of active duty to maintain chronological correspondence file

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** pending

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer, ARPC/DAES 3800 York St Denver, CO 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her religion

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver, CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from correspondence and reserve orders

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03501X0IACYVS**

**System name:** 03501X0IACYVS Personnel Management Records

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Members and civilian/active military applicants Air Force Reserve

**Categories of records in the system:** Officer and airman assignment files which includes correspondence,memos,completed forms, messages and vacancy authorization data for assignment approvals, disapprovals, waivers,manning assistance,discharges screening and related material.

**Authority for maintenance of the system:** 10 USC 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to make determinations on discharges or mobilization, deferments,fulfillment of statutory requirements,involuntary order to extended active duty and temporary release;determine eligibility/suitability for assignment/reassignment with the Air Force Reserve;and to document replies to individuals and inquiries;used by military personnel clerks

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)



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**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver CO 80205. Written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC,3800 York St Denver,CO 80205,Building 2 Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her Reserve status from the Master Personnel Record or Reserve application.

**Record access procedures:** Individual can obtain assistance in gaining access from ComMand Documentation manager,ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from the individual requesting assignment or making the inquiry and master personnel record

**Systems exempted from certain provisions of the act:** NONE

**F03501X0IACYVT**

**System name:** 03501X01ACYVT Chaplain Biographical Files,

**System location:** Ecclesiastical endorsing agencies

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Name, rank, religion, civilian education, military education civilian experience, military experience, professional expertise

**Authority for maintenance of the system:** Title 10 US Code 8067

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To select chaplains for special duties according to specific expertise required. Records are used by Chaplains Office personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver CO 80205. Written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC,3800 York St Denver,CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her religion

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York ST. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information is obtained from individual

**Systems exempted from certain provisions of the act:** NONE

**F03501X01ACYVV**

**System name:** 03501X01ACYVV Biographical File

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** curriculum vitaes including civilian education, military service, professional appointments, membership in professional societies, civic activities and state of licensure

**Authority for maintenance of the system:** Section 6d (1) Military Selective Act of 1967,Title 10 US Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** are used to provide the ARPC/SG, Surgeon General, Major Command Surgeons, USAF/RE, and Reserve Regions an in-depth personal history of Reservists in the 9019th Air Reserve Squadron.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** managed by the Surgeons Office ARPC

**Notification procedure:** request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver CO 80205. Written request for information should contain full name of individual,SSAN(social security account number).current address and the case(control)number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC,3800 York St Denver,CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID Card and/or drivers license and give some verbal information that could verify his/her military personnel record

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York St. Denver CO 80205, telephone area code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** source is compiled from Individual Reservist

**Systems exempted from certain provisions of the act:** NONE

**F03501X01ACYVW**

**System name:** 03501X01ACYVW Personnel Management Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At United States Air Force Academy, CO 80840.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** case folders of Reserve personnel placed on active duty containing copies of special and Reserve orders; correspondence;documents complete with information used for travel overseas;assignment instructions;list of actions taken by technician;board actions on involuntary Airmen;certified receipts acknowledgement of receipt of special orders card

**Authority for maintenance of the system:** Section 10 US Code 275 Personnel Records 672 Reserve components generally,Title 10 US Code 673 Ready Reserve and Executive Order 11366, 4 Aug 67, Title 10 US Code Chapter 103 Senior Reserve Officer: Training Corps

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used as a reference file to answer inquiries from the Reservist and Air Force personnel requiring information on the Reservist being recalled to active duty.to send gaining active units additional copies as requested.useds as substantiating documents by the Air Force Judge Advocate Office to show all action was taken in accordance to prescribing directives records are used by military personnel technicians





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained in visible file binders/cabinets.

**Retrievability:** ascending AFSC order, rank, and name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES, 3800 York St, Denver CO 80205. Written request for information should contain full name of individual, SSAN (Social Security Account Number), current address and the case (control) number shown on correspondence received from Center. Records may be reviewed in Records Review Room ARPC, 3800 York St, Denver CO 80205, Building 2 Unit G between 8:00 AM and 3:00 PM on normal work days. For personal visits, the individual should provide current Reserve ID card and/or driver's license and give some verbal information that could verify his/her Military Personnel Record.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES, 3800 York St, Denver, CO 80205, Telephone Area Code 303-825-1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual Reservist, instructions from Air Force military Personnel Center, Randolph Air Force Base,San Antonio,TX 78148, instructions and board actions from Air Force Reserve, /DPAA Robins Air Force Base, Warner Robins, GA 31093 and Air Force Officers Training Corps/SDAA, Maxwell Air Force Base, Montgomery, Alabama 36112 and the National Guard Bureau, Washington DC 20310, and other Air Commands,instructions from Headquarters/JAEC, Washington DC 20314

**Systems exempted from certain provisions of the act:** NONE

**F03501X0OTAYZA**

**System name:** 03501X0OTAYZA Management Control System (MCS )

**System location:** Administrative/Personnel Support Office, Room 1D158, Air Force Data Services Center, AFDSC/CEA, Pentagon, Washington, D.C. 20330. Training Team, Office of Plans and Management, Room 1C1041, Air Force Data Services Center, AFDSC/XMT, Pentagon, Washington, D.C. 20330.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Types of records listed in MCS are those associated with a locator file, i.e., the individual's name, home address, home phone, etc. Also contained are records relating to the office the individual is assigned to; their authorized and assigned grade; date they were assigned to this organization; for military personnel only, the date they will depart; who their supervisor is; and the individual's duty phone and his immediate supervisor's duty phone. This also contains training information for military and civilian personnel assigned to AFDSC. This information consists of course completions by date.

**Authority for maintenance of the system:** At the present time there is no statute or executive order applicable to such a system of records as the MCS file.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The MCS system was established as a management tool to provide office managers with information concerning their overall manpower picture to aid them in scheduling workload requirements in support of this organization's assigned mission. This system also acts as a Central Locator File and also allows a variety of manpower reports to be produced. b. Anticipated users of the MCS system: (1) Commander, Air Force Data Services Center. (2) Directors and Divisions Chiefs, Air Force Data Services Center. (3) Administrative personnel assigned to the Office of Administrative/Personnel Support function, Air Force Data Services Center, and training personnel assigned to Training Team, Office of Plans and Management. (4) Civilian agencies and other government agencies. (Specific names and government branches cannot be identified since the system acts as a locator file for individuals assigned to AFDSC. Any civilian agency or government branch could request information concerning an individual in order to locate that individual at their place of duty or at home.) (5) Military and Civilian Personnel Offices assigned to the 1143rd Air Base Squadron Pentagon, Washington, D.C. c. Specific use of information by each of the users mentioned in paragraph 8b. (1) The Commander, AFDSC uses the information from the MCS system to keep informed of the current manpower authorizations within AFDSC and were individuals are assigned. This is also true for Directors and Division Chiefs in AFDSC. From this information the AFDSC workload is closely managed to meet requirements by customers that this organization supports. In addition, the Commander, Directors and Divisions Chiefs can request a variety of manpower information from this system when certain data fields are aligned. (2) The administrative personnel assigned to the Administrative personnel support function mainly use the informmation supplied from MCS as a Central Locator file in order to assist outside callers in locating offices and individuals of this organization. Training Personnel use this file to provide cost estimates for input to the annual budget preparations for this organization. (3) The information provided to civilian and government agencies would be upon request to locate an individual assigned to AFDSC. (4) Civilian and Military personnel offices are provided information in report form. In most cases this information conncerns number of personnel assigned against number authorized, or the number of personnel assigned in a particular grade. Each of these offices can request other inquiries concerning personnel for which the MCS can, in most cases, provide the answers to their questions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Administrative/Personnel Support Office, Air Force Data Services Center, Pentagon, Washington, D.C.20030.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.

**Systems exempted from certain provisions of the act:** NONE

**F0350120SSGBPA**

**System name:** 0350120SSGBPA Information Officer Background Record

**System location:** Headquarters Strategic Air Command (SAC) OI see DoD Directory Headquarters 15th Air Force OI see DoD Directory Headquarters 8th Air Force OI see DoD Directory

**Categories of individuals covered by the system:** Information and administrative personnel at all SAC Offices of Information

**Categories of records in the system:** Name rank SSAN photograph dates of rank and separation assignme nt history military and civilian schooling degrees military job history

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assignment research Headquarters SACOI and numbered Air Force OI personnel assignment recommendations and locator



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in file cabinets.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information Headquarters SAC

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual completes and changes file card

**Systems exempted from certain provisions of the act:** NONE

**F03502 DPMMB A**

**System name:** 03502 DPMMB A Selective Reenlistment Consideration

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Initial enlistees within 15 months of original expiration term of service.

**Categories of records in the system:** Documentation of selective reenlistment consideration process.

**Authority for maintenance of the system:** Title 10, United States Code (USC) - Chapter 833, Enlistments, Sections 8251 - 8263; Title 44, USC, Chapter 31, Public Printing and Documents, Records Management by Federal Agencies, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine member's reenlistment eligibility. Member's immediate supervisor, member's immediate commander, unit career advisor, base career advisor.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Filed temporarily in member's Unit Personnel Records prior to reenlistment; permanently filed in Master Personnel Records at time of reenlistment, separation, discharge or retirement.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

or by contacting agency officials at respective servicing Consolidated Base Personnel Office.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or same procedure as for notification.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Entries are made by the supervisor and commander, and acknowledged by the member.

**Systems exempted from certain provisions of the act:** NONE

**F03502 DPMMB B**

**System name:** 03502 DPMMB B Request for Variable Reenlistment Bonus (VRB) and/or Advance Payment of VRB.

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Enlisted members who are receiving Selective Reenlistment Bonus payments in equal annual installments and request advance payment of one or more such remaining installments.

**Categories of records in the system:** Requests for Variable Reenlistment Bonus (VRB) and/or Advance Payment of VRB.

**Authority for maintenance of the system:** Title 37 United States Code; Pay and Allowances of the Uniformed Services - Chapter 5 - Special and Incentive Pays, Section 308; Title 44 United States Code: Public Printing and Documents, Chapter 31 - Records Management by Federal Agencies, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Request advance payment of Selective Reenlistment Bonus monies due in subsequent fiscal years. Immediate commander, major command headquarters career motivation office, United States Air Force Deputy Chief of Staff/Personnel, Motivation and Retention Division, Randolph AFB , Texas 78148

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individual may contact agency officials at the respective servicing Consolidated Base Personnel Office to exercise his rights under the Act.

**Record access procedures:** Individual may contact agency officials at the respective servicing Consolidated Base Personnel Office to exercise his rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application

**Systems exempted from certain provisions of the act:** NONE

**F03502 OBXQPCB**

**System name:** 03502 OBXQPCB Cadet Personnel Records System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** This record system contains both Military Personnel documents and Counselling documents. Cadet Aptitude Referral, Commandant's Aptitude Review, Referral of Offenses and Award of Punishments, Cadet Aptitude Briefing, Air Officer Commanding Evaluation for Commissioning, Frequency Distribution (MOM), Form for Remarks, MOM Interview Letters, Physical Education Performance, Memo For Record, Cadet Interview/Evaluation, Mental Health Letter, Apt Advisory CommittReport, Cadet Status Record, Air Officer Commanding Evaluation of Cadet, Counseling Record.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use in controlling and regulating a cadet during his time at the USAF Academy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.





**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** These records are stored for one year after graduation, then merged with the Master Cadet Personnel Records maintained by Registrar, Cadet Records Section, USAF Academy, CO 80840.

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03502 OBXQPCC**

**System name:** 03502 OBXQPCC Cadet Personnel Records System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** This record system contains both Military Personnel documents and counseling documents: Record of Emergency Data, Cadet Acceptance Record Oath Allegiance, Statement of Consent, Unmarried Certificate, Appointment Order, Summer Training Record, Birth Certificate, Special Orders, Awards and Decorations, Request for Insurance (SGLI), SGLI Election, Cadet Insurance Program Letter, Application for Identification Card, Training Certificates, Data for Parachutist Rating (LRA), Individual Jump Record, Aeronautical Orders, Record of Personnel Security Investigation and Clearance, Statement of Personal History, LPT Scores, USAF Drug Abuse Certificates (Appointment Officer Training Applicants Only), Small Arms Marksmanship Training Data, Personnel Data Sheet, Cadet Biographical Data, Cadet Personal Information, Statement of Travel, Academy/ Class Committee/Commandants Boards Actions, Title 10 USC Letter, Course Completion/Retake Letters, Cadet Performance Report, Basic Cadet Evaluation Report, Letters of Appreciation, Commandants Letters for Placement/Continuation/Removal from Apt/Cond Probation, Academic Probation Notification, Final Clearance (Graduates), Report of Separation from Active Duty, Record of Disenrollment from Officer Candidtate Type Training

**Authority for maintenance of the system:** 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use in controlling and regulating a cadet during his time at the USAF Academy

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Stored for 1 year after graduation then merged with the Master Cadet Personnel Record maintained by Registrar Cadet Records Section, USAF Academy, CO 80840.

**System manager(s) and address:** Commandant of Cadets USAF Academy Co. 80205

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03502 OBXQPCD**

**System name:** 03502 OBXQPCD Master Cadet Personnel Record (RR)/Historical

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** File folders, binders, roll microfilm containing selected special orders (appointment, assignment, awards, separation, etc.); letters of resignation/separation actions, release of details of honor violations, record of separation and disenrollment actions, if applicable; selected letters to and from parents, high school and college transcripts, CEEB test scores, personnel data record and biographical data, computer generated products of academic grade information, graduation data, types of degrees conferred and majors awarded.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records form a complete history of each cadet who attends the Air Force Academy. They record the academic and military performance of each cadet. They contain documents pertaining to awards, academic and military honors received, separation/resignation actions, disenrollment actions, graduation data, types of degrees and majors awarded. The files are reviewed by federal agencies, the FBI, OSI, and DIS in conducting background investigations for security clearances, by organizations within the Department of Defense to determine qualifications for assignments, to determine and confirm training needs; by AFROTC, recruiting and medical services units to determine qualifications and eligibility for training programs and for military service, to the military personnel center to confirm or to recreate a military service record, to the Veterans Administration to determine eligibility for benefits; if requests are accompanied by an authorizing signature of the individual concerned, the information contained in the records is releaseable to civilian agencies in determining qualifications for employment, to civilian educational institutions, and to law enforcement agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in vaults.

Records are stored in locked cabinets or rooms.

Records are controlled by visitor registers.

**Retention and disposal:** The Master Cadet Personnel Record/RR (Historical) is screened and microfilmed one year after the graduation of a class. The paper copy is retained for 6 years after graduation by the Staging Area, USAF Academy, CO 80840, and then destroyed by tearing into pieces. The microfilm copy is retained permanently by Registrar, Cadet Records, USAF Academy, CO 80840.

**System manager(s) and address:** Director of Admissions and Registrar USAF Academy Co 80205

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager. suitability of cadets for graduation and commissioning as an officer in the United States Air Force. To freely release these documents could compromise the integrity of the system of evaluating and rating cadets. Para 3(K)(7) Privacy Act of 1974.

**F03502 OBXQPCE**

**System name:** 03502 OBXQPCE Master Cadet Personnel Record (RR)/Active, Directorate of Cadet Records

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.



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**Categories of records in the system:** File folders, binders and storage cabinets containing letters of acceptance and appointment, high school record, admissions test scores, physical aptitude examination scores, participation in high school extracurricular activities, medical qualification status, personnel data record, letters of recommendation and evaluation, addresses by phone number, SSAN, race, height, weight, citizenship, statement of reasons for attending the Academy, preparatory school and college records, if applicable. Invitation to travel letters, transfer/validation credit information, academy board actions, computer generated products of academic grade information, parents address by state rosters, verification of independent studies, computer listings of minority students by race, listings of foreign cadets, special orders assigning cadets to the wing, cadet alpha wing, squadron and class rosters, and matriculation roster.

**Authority for maintenance of the system:** 10USC9331

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are created, collected, and maintained to record the application and appointment to the Academy, and to record the academic history of cadets who attend the Academy. They provide a means of checking the academic performance of each cadet, recording all grades given for completed courses, computing grade point averages, to identify academic deficiencies, and to insure that all requirements for graduation are being met. The academic grade information is released to cadets, their parents and congressmen, and to Academy instructors, counselors and advisors in assisting cadets in selecting majors, determining academic requirements for specific majors and scheduling courses. The computer listings are also used by members of the staff and faculty to readily identify cadets by race, squadron and by class. The Class Committees and the Academy Board use these records to evaluate a cadet's academic performance and to determine his eligibility to continue with the academic program at the Academy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by other identufication number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

Records are stored in vaults.

Records are controlled by visitor registers.

**Retention and disposal:** Records are screened and microfilmed one year after graduation. The microfilm copy is retained as a permanent record. The paper copy is then destroyed by tearing into pieces, shredding, pulping, or burning.

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from forms the individual cadet fills out with his initial application to the Academy, other educational institutions, grades tests and examinations given at the Academy, from high school and other college transcripts, and from actions taken by the Academy Board.

**Systems exempted from certain provisions of the act:** NONE

**F03502 0MUHHZA**

**System name:** 03502 0MUHHZA Manning Specialist Evaluation.

**System location:** Air Force Reserve, Robins Air Force Base GA 31098.

**Categories of individuals covered by the system:** Senior manning specialists and manning specialists

**Categories of records in the system:** Job performance standards.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Basis to authorized 179 day manday tours.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Name SSAN

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Reserve Recruiting Group provisional 9400 Commander, Robins AFB GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Wing Group Reserve Commanders.

**Systems exempted from certain provisions of the act:** NONE

**F03502 07YLNGA**

**System name:** 03502 07YLNGA Career Development Folder.

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

**Categories of individuals covered by the system:** All officer and enlisted special agents assigned to the Air Force Office of Special Investigations (AFOSI). The Defense Investigative Service (DIS), and the Defense Intelligence Agency (DIA). Also includes those special agents assigned to any Department of Defense (DOD) activity or DoD sponsored program.

**Categories of records in the system:** Records of counseling, Officer career objective statements Airman assignment preference statements, career development patterns, military special orders, pertinent certificates of courses attended, and applicable career correspondence.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To moniTor and develop special agent career progression. Used by special agent career monitors to ascertain individual career objectives, to recommend job and school assignments, and to counsel special agents. Used by the Commander, supervisors, and personnel specialists in the assignment selection process based on individual eligibility and desires.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Data is extracted from individual training and military/ civilian personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03502XOBXQPCA**

**System name:** 03502XOBXQPCA Academic Counseling Record

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Copy of academic schedules and grades; interview forms; request for academic waivers; documentation of academic difficulty; plan outlining courses that must be taken in order to graduate.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Counseling cadets on academic performance. Category of Users: Academic Counselors and Advisors. Specific Use: Used to assist the cadet in planning an academic program that will satisfy graduation requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dean of the Faculty

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03503 DPMMP A**

**System name:** 03503 DPMMP A Air Force Enlistment/Commissioning Records System

**System location:** Records System is maintained at recruiting offices and Armed Forces Examining and Entrance Stations (AFEES), Liaison Noncommissioned Officer (NCO) offices throughout all states.

**Categories of individuals covered by the system:** Applicants for enlistment or commissioning programs.

**Categories of records in the system:** Individual's application, personal interview record (PIR) and supporting documents containing name, social security account number, finger prints, historical background, education, medical history, physical status, employment, religious preferences (optional), marital and dependency status, linguistic abilities, aptitude and mental test results, parental consent for minors.

**Authority for maintenance of the system:** Title 44, United States Code (USC), Public Printing and Documents - Chapter 31 - Records Management by Federal Agencies, Section 3101; and Title 10 USC Armed Forces - Chapter 31 - Enlistments, Sections 504 thru 512; Department of Defense Instructions (DODIs) 1304.21, 1145.1, 1205.14, 1304.11; Air Force Regulation (AFR) 33-3 and AFR 35-22.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected by recruiters to determine enlistment/commissioning eligibility, and process qualified applicants. Personnel managers use as hard copy documentation of person data entered in data systems Advanced Personnel Data Systems (APDS). Personnel managers also use certain documents to determine classification and assignment actions after enlistment. All documents are source documents in determining benefits/ entitlements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files of applicants not enlisted are retained in the local recruiting office and destroyed after one year. Records of enlistees that are not forwarded to Master and Unit Personnel Records files are destroyed after 1 year, by tearing into pieces, burning, shreding, macerating or pulping.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas

**Notification procedure:** Individuals may contact agency officials at respective recruiting office locations

**Record access procedures:** Same procedure as notification above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual provides through written application or personal interview.

**Systems exempted from certain provisions of the act:** NONE

**F03503 0MUHHZA**

**System name:** 03503 0MUHHZA Reserve manning Report.

**System location:** Eastern Air Force Reserve Region (AFRR), Dobbins Air Force Base GA 30060. Detachment 4 Reserve Recruiting Group provisional 9400 Kelly AFB TX 78241. Western AFRR, Hamilton AFB, CA 9434.

**Categories of individuals covered by the system:** Manning specialists.

**Categories of records in the system:** Data pertaining to nonprior and prior enlistments and accessions.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Standardize stastical data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Eastern AFRR Dobbins AFB, GA 30060.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Department of Defense (DD) Form 4, Department of Defense Form 1644 Interservice Transfer.

**Systems exempted from certain provisions of the act:** NONE

**F03504 AA A**

**System name:** 03504 AA A Secretary of the Air Force Military Personnel Administration

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.



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**Categories of individuals covered by the system:** Military personnel, regular and reserve, assigned for duty with office, secretary of the Air Force, the White House and presidential committees.

**Categories of records in the system:** Duty assignments; classification; details; requisitions; forecasts; process sheets; manpower support files; leave authorization log and card record; unit detail listing; on duty report; clothing allowance and basic allowance for subsistence requests; promotion files; schools files; reservists active duty tour file. Record and locator cards; request for selection folder cards; position applicant referrals.

**Authority for maintenance of the system:** 5United States Code 301 'Departmental Regulations'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Respond to requests or information on the overall administration of military personnel assigned to the Secretary of the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Access controlled by assistant manager and to restricted authorized personnel.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administrative assistant to the Secretary of the Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force personnel offices.

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMHC A**

**System name:** 03504 DPMHC A Chaplain Personnel Action Folder

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Active Duty Chaplains

**Categories of records in the system:** This is a grouping of information for each United States Air Force (USAF) chaplain. Items of information in these folders included the following: current official photograph, current career brief, summary of education, Officer Career Objective Statement, Chaplain Services Personnel Evaluation, copy of chaplain's Ecclesiastical Endorsement, copy of Appointment orders, copy of initial Extended Active Duty Orders, Application for Extended Active Duty with the United States Air Force USAF, Application for Appointment as Reserve of the Air Force, student information sheets prepared while attending USAF Chaplain School Courses, copies of assignment action documents, correspondence between the chaplains and Headquarters USAF/Chief of Chaplains and requests for special personnel actions and dispositions curtailments, etc.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The documents maintained in these folders are utilized by the Resource Manager in Headquarters United States Air Force/Chief of Chaplains, Personnel Division for assignment selection of chaplains. Because of the necessity to insure an equitable denominational spread of chaplains on an installation and to insure the proper placement of specially qualified chaplains, it is necessary to maintain current information on each chaplain.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for two years after separation then destroyed by macerating or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's personnel action requests/preferences and information retrieved from the Advanced Personnel Data System (ADPS).

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMHC B**

**System name:** 03504 DPMHC B Assignment Action File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active Duty Chaplains

**Categories of records in the system:** A grouping of pertinent forms used by the Air Force Military Personnel Center (AFMPC) Chaplain's Office for implementing accession and assignments of chaplains to active duty and other personnel actions on chaplains who are already on active duty. They also contain information and actions pertaining to individuals in the areas of duty Air Force Specialty Code (AFSC) change requests, tour length change requests, humanitarian reassignments and copies of messages directing such actions.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to answer requests for assignment changes, tour length changes, duty AFSC requests, special assignment consideration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application and information retrieved from the Advanced Personnel Data System (APDS)

**Systems exempted from certain provisions of the act:** NONE





**F03504 DPMRA C**

**System name:** 03504 DPMRA C Airmen Utilization Records System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Enlisted personnel on active duty who: write or visit the Air Force Military Personnel Center, Airmen Management Division (AFMPC/DPMRA) regarding assignment information; or request reassignment or deferment from assignment under the Children Have A Potential (CHAP) humanitarian programs; or are released from a hospital and made available for reassignment; or are nominated or volunteer for special assignment; or request information or action through high level channels; or volunteer for PALACE GUN or PALACE DRAGON; or are restricted, along with their dependents, from assignment to certain oversea areas; or are subject to special assignment procedures, such as: reassignment of airmen with known deficiencies; reassignment of threatened airmen; disposition of airmen involved in disciplinary/legal problems enroute to permanent change of station (PCS) assignment; or reassignment for trial; Curtailment of Oversea Tour for Cause or are permanently disqualified from the Human or Personnel Reliability Programs and Master, Senior Master and Chief Master Sergeants on active duty in the Air Force who are considered/selected for an assignment. Enlisted club stewards on active duty in the Air Force.

**Categories of records in the system:** Documentation of oral and written dialogue with airmen regarding assignment actions; notification to airman of assignment; oral and written dialogue with commanders regarding assignment actions; projected assignment actions; oral and written dialogue with Air Force multi-level functional managers regarding assignment actions; medical, legal and financial factors related to humanitarian assignment actions; personal assignment preferences, assignment limitations; final and executed assignment actions; high level interest and official Air Force responses; legal and investigative information regarding assignment restrictions; reassignment of airmen with known deficiencies, or involved in disiplinary or legal problems, or for cause, or for personal safety, or for convenience of litigation actions; permanent disqualification from human or personnel reliability programs and extracts from the Advanced Personnel Data System (APDS); Airman Career Briefs; Airman Performance Reports and Education Data.

**Authority for maintenance of the system:** Title 10 United States Code (USC) Armed Forces, Chapter 803, Department of the Air Force, Section 8012; Chapter 805, The Air Staff, Section 8032; Title 44 USC Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101; Atomic Energy Act of 1946 and International Security Act of 1950.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine Uses. Information is used in counselling airmen concerning their assignment status and also for background information concerning assignment inquiries and documentation of action taken. Data is used to provide senior noncommissioned officers (NCOs) with personalized assignment service. It is also used to provide tracking and background data with which to reply to queries from the NCOs. Information is used by the PALACE Nonappropriated Fund resource manager to develop the career and broaden the experience of club stewards. It is also used to staff club steward assignment actions. Also used to staff assignments on those airmen who have applied for humanitarian - Children Have A Potential (CHAP) assignments; and for effecting assignments on airmen released from the hospital. Used to track-select airmen for special assignments. To document responses to high-level inquiries and to provide the rationale for approving or disapproving a request for assignment. Used to monitor airmen who submit volunteer statements under PALACE GUN, PALACE DRAGON. Used to document special assignment actions to certain oversea areas and in those actions involving disciplinary or legal problems, threatened airmen, airmen with known deficiencies, curtailment for cause and when reassignment is required for trial purposes. To monitor assignment restrictions on airmen disqualified from Human-Personnel Reliability Program duties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

**Retention and disposal:** Destroyed at the end of the calendar year or destroyed when airman withdraws his PALACE GUN-PALACE DRAGON volunteer statement; Destroyed 18 months after final action on requests for humanitarian assignment, by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Access

Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information generated by the Air Force office of primary responsibility; from APDS by inquiry or action notice; law enforcement agencies; investigative agencies; or Air Staff inputs.

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMRO D**

**System name:** 03504 DPMRO D Officer Utilization Records System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

**Categories of individuals covered by the system:** Officer personnel on active duty who: are eliminated from flying or technical training; or apply for separation or retirement prior to completion of their active duty service commitment (ADSC); or apply for accelerated entry on extended active duty (EAD); or are available for active duty; or are identified for special career monitoring; or are selected or volunteer for Air Staff training (ASTRA); or are selected for below the zone promotion to major and lieutenant colonel; or are former ASTRA officers below the grade of major and selectees, designees and attendees of Intermediate Service Schools (ISS) and Senior Service Schools (SSS); or are volunteers or are selected for the Air Force Institute of Technology (AFIT); or are nominees, designees, attendees and graduates of Squadron Officers School (SOS), Academic Instructor Courses (AIC), ISS and SSS; or request reassignment or deferment from assignment under the Children Have A Potential (CHAP) Humanitarian Programs; or request information or action through Congressional sources; or apply or are being considered for Air Staff extensions; or possess or are candidates for PHD degrees; or are the subject of a request to change their Duty Air Force Specialty Code (DAFSC); or apply for early release; or have attended AFIT education programs; or are AFIT graduates and request or are identified for a directed duty assignment; or are attending or are recent graduates of Professional Military Education (PME) institutions; or apply for special duty per Chapter 8, Air Force Regulation 36-20; or apply for undergraduate pilot (UPT) or navigator training (UNT); or apply for or are attending test pilot school; or apply for Officer School Training; or are former prisoners of war (POW) as a result of the Southeast Asia (SEA) conflict; or file reclamas regarding flying time computations in support of the aviation Career Incentive Act; or visit or write the Air Force Military Personnel Center (AFMPC)/Directorate of Personnel Resources and Distribution, Officer Career Management Division for career counselling; or are selected for assignment or reassignment; or are nominated for assignment or are currently assigned to agencies outside the Air Force; or are permanently disqualified from the Human/Personnel Reliability Programs (HRP/PRP); or are identified for special monitoring due to unique or special qualifications; or apply or are identified for levy exempt status; or Reserve officer personnel not on EAD who: apply for accelerated entry on active duty; or Reserve officers and Air Force Reserve Officers Training Corps who apply for reserve duty in lieu of extended active duty (EAD);



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**Categories of records in the system:** Documentation of: Actions related to entry, including accelerated; on active duty, special career monitoring; actions related Air Staff Training (ASTRA) selectees or volunteers; special assignments for individuals who demonstrate well above average performances; actions of the AFIT Selection Board and disposition of AFIT applications: Elimination actions accomplished by training activities; Reclassification actions following elimination from training; disposition of applications with justification for levy exempt status; Command comments regarding specific assignment actions; Recommendations regarding retirement or separation prior to ADSC; Disposition of applications for reserve duty in lieu of EAD; Individual career objectives, assignment preferences, limitations; Promotion board reports for major, lieutenant colonels and colonels; Medical, legal and financial factors related to humanitarian assignment actions; Oral and written dialogue with officers regarding assignment actions; High level interest and official Air Force responses; Disposition of applications for Air Staff tour extensions with summary of findings; Award of PHD or pursuit of PHD degree; Request for, staffing of, and disposition of DAFSC changes; Staffing. Early Release Board action summaries and disposition of early release requests; Assignments of personnel who have attained advanced AFIT degrees; Directed duty assignments (DDA) considered because of AFIT education; Assignment considerations of PME students and graduates; Staffing and other actions related to consideration of requests for special duty or UPT or UNT or Test Pilot School or Officer School Training; Assignment actions pertinent for former POW of the SEA conflict; Response to reclamas regarding flying time computations; Assignment and career development counselling actions; Assignment to Department of Defense and Joint Chiefs of Staff activities; Disqualification from HRP or PRP; Special monitoring actions of individuals with unique or special qualifications; and the following forms and documents: Air Force (AF) Form 112, Officer Counselling Data Card; AF Form 11, Officers Military Record; AF Form 215, Application for Officer Training: AF Form 2095, Assignment - Personnel Action; AFMPC Form 93, Assignment for AFIT Graduate; APDS extract related to flying or technical training, education, experience and other assignment factors; Assignment action cards; Assignment work sheets; Career Briefs; Officer Career Objective Statements; Tracking Log; Record of Assignment Action Number (AAN); Assignment Orders; Precision Measurement Equipment (PME) and special category summary forms; Background checks; Officer Palace Manning Report; Short Tour Return Date Roster; Eligible for Overseas Roster; Officer Effectiveness Report; APDS Action Notices Regarding Assignment Factors/Considerations.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces, Chapter 803, Department of the Air Force, Section 8012; Chapter 805, The Air Staff, Section 8032; and Title 44, USC, Public Printing and Documents, Chapter 31, Records Management by Federal Agencies, Section 3101; Title 37, USC, Pay and Allowances of the Uniformed Services, Chapter 5, Special and Incentive Pay, Section 301; Atomic Energy Act of 1946; and International Security Act of 1950.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To make a determination regarding the retention and/or reclassification of those officers eliminated from flying or technical training. To make a determination on requests for levy exempt status for officers who have been selected to perform duty on special projects and the individual or major command (MAJCOM) request that the individual be deferred from assignment selection. To make a determination regarding applications for accelerated active duty and on applications for duty with the Air Force Reserves in lieu of extended active duty (EAD). The basis on which to make a recommendation to the Air Force Military Personnel Center (AFMPC), Directorate of Personnel Program Actions (DPMA) regarding waiver of Active Duty Service Commitment (ADSC) for those officers who have applied for separation or retirement. To monitor and staff the initial assignment for officer accessions. To track those officers identified for special career monitoring. To confirm that Air Staff Training (ASTRA) volunteer status has been updated in the Advanced Personnel Data System (APDS), also used by Resource Managers to staff extensions of tour, curtailment of tour, Duty Air Force Specialty Code (DAFSC) changes and follow-on assignments. Used by career and Resource Managers to insure that officers who have demonstrated above average performance are considered for challenging and responsible positions. Used by AFIT Selection Board to answer inquiries concerning the status of an application; to monitor officers currently in AFIT; and to work extensions or program changes. Used to nominate and monitor officers for attendance at Intermediate and or Senior Service Schools. Data is also used to track graduates of the Squadron Officer School (SOS) and Academic Instructor Courses (AIC). To staff assignments on those individuals who have applied for humanitarian - CHAP assignments. To fully document the response to an inquiry and toprovide the rationale for approval or disapproval of a requested assignment. To staff and make a determination regarding tour extensions. To monitor holders of doctorate degrees and candidates thereof to insure proper utilization of those officers holding doctorate degrees. To staff DAFSC change requests and to make a determination regarding retraining. To make a determination by the Early Release Board regarding an officer's request for early release. To monitor and or assign those officers possessing advanced AFIT degrees; action is essential for proper utilization of advanced degree holders. To make a determination regarding a Directed Duty Assignment (DDA) change on those officers who incurred the DDA as a result of AFIT education. To monitor and staff assignments for Professional Military Education (PME) attendees and or graduates. To monitor and select officers for special duties. To monitor officers who have applied for undergraduate pilot and-or navigator training; used along with the master military personnel record in the selection process. To monitor officers who have applied for and-or are currently attending Test Pilot School. To monitor officers who have applied for Officer School Training. To monitor the utilization of former prisoners of war of the Southeast Asia conflict. Used as backup reference for Aviation Career Incentive Act reclamas. To staff assignments and related actions. Used in the counselling of officers and as background reference documentation for visits of officers to the Air Force Military Personnel Center (AFMPC) and for the response to correspondence between the officer and the AFMPC Resource Manager. Data are used in the assignment selection process to insure fair and equitable assignment selection. Additionally, the information and-or computer products are used to determine unique or specific qualifications for particular assignment. Used by resource teams to nominate officers for assignment to Department of Defense and Joint Chiefs of Staff activities outside the Air Force including release of military personnel records and data to those agencies. To monitor those officers disqualified from Human and-or Personnel Reliability Programs (HRP-PRP) duties. It is also used to insure these individuals are not placed in HRP-PRP positions. Officer assignment block records are used by the interested office to tract individual assignment actions. The blocks are also used in identifying individuals with unique or special qualifications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Documentation records are destroyed after 12 months; or retained until officer leaves ASTRA program; or destroyed when superseded; or destroyed upon individual's completion of AFIT program or upon nonselection to AFIT whichever occurs first; or destroyed when officer is separated or retires; or destroyed 18 months after approval of CHAP request or 12 months after disapproval; or destroyed when officer completes Air Staff tour extension or after 12 months whichever is longer; or destroyed after completion of DDA; or destroyed 12 months after graduation from PME or Officer School Training; or destroyed when application for special duty is withdrawn; or destroyed after completion of UPT/UNT or when eligibility for training expires; or destroyed 3 months after graduation from Test Pilot School; or POW records will be retired to a permanent storage facility on 1 January 1977; or destroyed when Departmental or Joint activity tour is completed; or retained permanently if related to HRP/PRP disqualification but not after separation. Methods of destruction are burning,pulping, shredding, macerating, or tearing into small bits.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** APDS inquiries or action notices; Information generated by the Air Force multi-level offices of primary responsibility; Extracts or copies of military personnel records; Air Staff inputs.

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMYCOE**

**System name:** 03504 DPMYCOE Outgoing Clearance Record

**System location:** At consolidated base personnel offices Air Force wide.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Prepared on each Air Force active duty member selected for Permanent Change of Station or Temporary Duty.

**Categories of records in the system:** Records are established for purpose of consolidating the Unit Personnel Records, Medical records, Dental records, General Military Training records, Small Arms Marksmanship record, Noncommissioned Officer Selection record, Government Vehicle Operator Qualification record, Traffic Education record, Education record and Career Counseling record for forwarding to new duty station.

**Authority for maintenance of the system:** Title 10 United States Code Armed Forces - Chapter 803, Department of the Air Force, Section 8012, and Chapter 805, The Air Staff, Section 8032

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide inventory of the Field Record Group and to insure that all relocatable records and components pertaining to the member are available for transfer to the gaining duty location

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Within departure month

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records of transfer of subject data are maintained for six months after departure of the member then removed from the files and destroyed by macerating,burning, shredding,pulping or by tearing into small bits.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel Randolph AFB, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And individuals may deal directly with agency officials at each respective location

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

same procedures included above for notification

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special orders and information extracted from Advanced Personnel Data System Automated Record System.

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMYCOF**

**System name:** 03504 DPMYCOF Incoming Clearance Record

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Record is established for each active duty Air Force member projected for arrival at a new duty loc

**Categories of records in the system:** Record contains computer print-out, orders, documents received by the processing unit prior to members arrival.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 803, Department of the Air Force, Section 8012, and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a central location for retaining documents received prior to a members physical arrival at joining installation of assignment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Record system is retained until arrival of the member, in-processing has been completed, all documents/components are accounted for. The record is then destroyed by tearing into small bits,pulping,shredding,burning, or macerating.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And individuals may deal directly with agency official at each respective location to

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And individuals may deal directly with agency official at each respective location to

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special Orders and information extracted from Advanced Personnel Data System (Automated Record System).

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMYCOG**

**System name:** 03504 DPMYCOG Relocation Preparation Project Folders

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Maintained on all active duty Air Force personnel selected for relocation on Permanent Change of Station (PCS) or Temporary Duty (TDY).

**Categories of records in the system:** PCS and TDY relocation records may consist of the Levy Notification letter/brief, Assignment Instruction Worksheet, Basic Assignment Eligibility Checklist, Preparation Checklist, Require orders and/or amendments, Relocation Processing letter, Assignment Preference Statement, Passport and/or Visa Requirements letter, Immunization Requirements letter, medical/dental Clearance for Short-Tour letter, Flying Requirements letter, Rescission of Nonrated Officer and Enlisted Flying Status Orders letter, Rescission of Enlisted Crew Member Flying Status Orders letter, Driver Qualification Requirements letter, Medical and Educational Clearance for Dependent Oversea Travel form, Oversea Tour Election Statement and Cancellation/Diversion of Assignment or Change of Reporting Month letter.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Each type of relocation of Air Force personnel requires that specific actions are accomplished. These actions are described either on a checklist or by sending a form letter to the applicable base activity having a responsibility for insuring accomplishment of the action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.



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Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are maintained for a period of six months after departure of the member, then removed destroyed by tearing into small bits, macerating, burning, shredding or pulping.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel Randolph AFB, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And individuals may deal directly with agency officials at each respective location.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And individuals may deal directly with agency officials at each respective location.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Computer print-outs, information obtained from unit personnel records, from the unit commander, the supervisor and from the member.

**Systems exempted from certain provisions of the act:** NONE

**F03504 DPMYCOH**

**System name:** 03504 DPMYCOH Separation Relocation Project Folders

**System location:** At consolidated base personnel offices Air Force wide. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Maintained on all Air Force personnel selected for separation

**Categories of records in the system:** Separation relocation records consist of the preparation checklist, required orders and amendments, relocation processing letter, immunization requirements letter, worksheet for preparation of report of separation from active duty, record of emergency data, Records Transmittal/Request and serviceman's statment concerning application for compensation from the Veterans Administration.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Each separation from the Air Force requires that certain specific actions be accomplished. This record is a consolidation of all required actions completed on member.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Within departure month

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Maintained for a period of six months after departure of the member, then removed from the files and destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personne, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And individiduals may deal directly with agency officials at each respective location to exercise their rights under the Act.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And individuals may deal directly with agency officials at each respective location to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Computer notification and information obtained from unit personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03504 OBXQPCA**

**System name:** 03504 OBXQPCA Request For and Authorization of Academic Absence.

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force active duty personnel assigned to USAFA.

**Categories of records in the system:** A form of an order/authorization unique to the Air Force Academy.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To authorize officer's (Instructors) academic absence from USAFA during the school year recess.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual and Departmental Head.

**Systems exempted from certain provisions of the act:** NONE

**F03504 OYUEBLA**

**System name:** 03504 OYUEBLA Training status Code.

**System location:** At Headquarters of Air Force Communications Service (DCS/personnel) Richards Gebaur AFB MO 64030.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Contains career training data, name and social security account number (SSAN) of individuals selected for reassignment to Air Force Communications Service (AFCS) units overseas.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to monitor the training qualifications of individuals who are selected for reassignment overseas to determine if specialized training is required entoute or if individual is presently qualified for the assignment. Also used to indicate if a training quota has been received when specialized training is reauired.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Retrievability based on presence of training status code or record status indicating individual selected for reassignment. Computerized.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.





**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Also destroyed by degaussing.

**System manager(s) and address:** Technical Training Branch Directorate of Personnel Headquarters AFCS, Richards Gebaur. AFB, MO, 64030.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03504 OYUEBLB**

**System name:** 03504 OYUEBLB Commander identification.

**System location:** At Headquarters Air Force Communications Service (DCS/p) Richards Gebaur AFB MO 64030.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Individuals currently performing duty as a Commander.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to monitor the assignment and replacement of unit Commanders in Air Force Communications Service (AFCS).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Retrievability based on presence of commander identification code. Computerized.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Also destroyed by degaussing.

**System manager(s) and address:** Director of Assignments Directorate of Personnel Headquarters AFCS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03504 XOXXE A**

**System name:** 03504 XOXXE A Air Force Advisory Personnel in Latin America

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** US Air Force personnel selected for assignment to military advisory organizations in Latin America

**Categories of records in the system:** Career resumes, health certificates, language testing data, training schedules, nomination and acceptance documents

**Authority for maintenance of the system:** 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel selection, training, nomination and assignment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by shredding or burning.

**System manager(s) and address:** Deputy Chief of Staff/Plans and Operations, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0IACYVA**

**System name:** 03504 0IACYVA Data change/suspense notifications.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Correspondence and forms used to record discrepancies or changes.

**Authority for maintenance of the system:** Title 10 US Code 275 personnel records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To resolve discrepencies detected during annual records review

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St Denver, Colo 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits,the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her place of birth

**Record access procedures:** individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from source documents prepared on behalf of the Air Force Advance Personnel Data System or supplied by Reservist.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0JMPLSB**

**System name:** 03504 0JMPLSB Classification screening records.



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**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

3700 Personnel Processing Group, Lackland AFB, TX 78236.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Air Training Command (RSSAR), Randolph AFB, TX 78148. Defense Information School, Fort Benjamin Harrison, IN 46216.

**Categories of individuals covered by the system:** Classification interview of basic Airmen.

**Categories of records in the system:** Classification worksheet,biographical questionnaire, letters.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evaluation for classification into Air Force specialties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Destroyed after six months.

**System manager(s) and address:** Commander 3700 Personnel Processing Group Lackland AFB (CDC) TX 78236.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Should contain name, social security account number, proof of same.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.
Information obtained from the bureau of motor vehicles.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0JMPLSC**

**System name:** 03504 0JMPLSC Assessments screening records.

**System location:** 3700 Personnel Processing Group, Lackland AFB, TX 78236. Defense Investigative Service, Personnel Investigation Control Center, Post office box 1211, Baltimore, MD 21203.

**Categories of individuals covered by the system:** Basic Airmen selected for assessment screening.

**Categories of records in the system:** Biographical questionaire, reference letters, peer ratings.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Screening for assignment to sensitive high risk Air Force jobs Defense Investigative Service to enhance efficiency and reliability of personnel security investigations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander 3700 PPGP (CCD) Lackland AFB TX 78236

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And include name social security account number proof of same

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Processing group agencies squadron status clerks.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0JMPLSD**

**System name:** 03504 0JMPLSD Redline control report.

**System location:** 3700 Personnel Processing Group, Lackland AFB, TX 78236.

**Categories of individuals covered by the system:** Basic Airmen delayed from departure.

**Categories of records in the system:** Redline control report.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Control of personnel who are unable to depart on their scheduled departure date determine new departure date and issue the appropriate special order amendment or revocation schedule, cancellation of transportation if appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander 3700 PPGP (CCO) Lackland AFB TX 78236,

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And include name social security number proof of same.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from police and investigating officers.
Information obtained from a state or local government.

**Systems exempted from certain provisions of the act:** NONE





**Systems exempted from certain provisions of the act:** NONE

**F03504 0KPNQSB**

**System name:** 03504 0KPNQSB Air University (AU) Advanced Degree Application.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

Dpr

**Categories of individuals covered by the system:** Officers desiring advanced degree with subsequent assignment to AU.

**Categories of records in the system:** Application which includeds Commanders recommendation, and college transcripts.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine suitability of applicant for advanced degree training and assignment to AU faculty/staff by AU assignment officials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Assignments.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name,SSAN. May visit office and provide military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Applicant

**Systems exempted from certain provisions of the act:** NONE

**F03504 0KPNQSC**

**System name:** 03504 0KPNQSC Officer assignment files.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

Dpr

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Applications, letters. Memos, obtained from Officers volunteering for au duty. Also data obtained from HQ USAF pertaining to Officers nominated for assignment to AU.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine suitability for assignment to an AU unit by AU/DPR and unit officials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by name and social security account number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of assignments.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name,SSAN, May visit office and provide military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** AFMPC, unit official and individual.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0KPNQSD**

**System name:** 03504 0KPNQSD AU potential faculty list.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPR.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** List of officer name recommended for faculty duty.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identify Officers recommended for future faculty duty by applicable PME school. Used by MAJCOM,USAF and PME sch officials to fill faculty positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by name and SSN.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of assignments.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name,SSAN. May visit office of DPR and provide mil ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** PME schools.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0KPNQSE**

**System name:** 03504 0KPNQSE Officer assignment logs.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPR.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Working logs to record status of pers being considered for assignment to AU.

**Authority for maintenance of the system:** 44 USC 3101 and 10 USC 8012.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain current status of personnel being considered for assignment to Air University (AU). Used by AU assignment officials in performance of duties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of assignments.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0KPNQSF**

**System name:** 03504 0KPNQSF Cooperative degree accounting system.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPRO.

**Categories of individuals covered by the system:** Air Command and Staff College and Air War College students in Troy state univ or Auburn univ degreeprograms.

**Categories of records in the system:** Name grade SSAN of student with school, academic level, major and graduation date.

**Authority for maintenance of the system:** 44 USC 3101 and 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to notify MPC and CBP Officer of students who will remain at Maxwell after normal professional military education graduation while pursuing degree.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on punched cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Officer assignment division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0SPCZPA**

**System name:** 03504 0SPCZPA Bomber mobilization recovery roster.

**System location:** Building 1213, 22 Organizational Maintenance Squadron, March Air Force Base CA 92508.

**Categories of individuals covered by the system:** 21 Pre-selected Air Force active duty enlisted personnel.

**Categories of records in the system:** Records of individuals name, grade, and job specialty.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by squadron personnel to identify personnel qualified for recovery operations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 22 Organizational Maintenance Squadron, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Air Force personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0TMUHJD**

**System name:** 03504 0TMUHJD PCS funds control log.

**System location:** Headquarters Tactical Air Command, Langley Air Force Base, Virginia 23665.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Assignment action number and PCS fund code.

**Authority for maintenance of the system:** 10 USC 8074.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Keep track of PCS funds to preclude overexpenditure of allocate d quotas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are stored in security file containers/cabinets.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assignments Control Division, Deputy Chief of Staff/Personnel, Headquarters Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Assignment resource manager.

**Systems exempted from certain provisions of the act:** NONE

**F03504 0TRDRDA**

**System name:** 03504 0TRDRDA Listing of potential humanitarian/permissive reassignment cases.

**System location:** 354 Combat Support Group, DPMA - customer service Myrtle Beach AFB, SC 28577.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** All potential humanitarian/permissive reassignment cases.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify personnel counseled about humanitarian/permissive reassignment regulations so that the progress of their application may be monitored. The intention is to provide better and more personalized service to the customer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 354 Combat Support Group, Myrtle Beach Air Force Base, SC.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals requesting humanitarian or permissive reassignment.

**Systems exempted from certain provisions of the act:** NONE

**F03504AAFSS S**

**System name:** 03504AAFSS S Office Personnel Data Informational Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All military and civilian personnel currently and previously assigned to the Office of Assistant Secretary for Space Systems (SAFSS) field activities.

**Categories of records in the system:** Notices of personnel actions; copies of assignment and travel orders; copies of security clearance information; applicable personnel data; names of family members; home addresses and phone numbers; biographical information.

**Authority for maintenance of the system:** 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Daily, routine personnel management, internal information for managers, and historical documentation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on aperture cards.
Maintained on computer paper printouts.
Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are stored in safes.

Records are stored in vaults.

Access is limited to the Under Secretary of the Air Force (space Systems) and Deputy Under Secretary of the Air Force (Space Systems) and office directors, supervisors, personnel managers and individuals with a bona fide right and need to know. The general exception is the office phone directory, copies of which are kept in the homes of assigned and attached personnel.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Executive, office of space systems, (SAFSS) Office of the Secretary of the Air Force, Washington DC 20330.

**Notification procedure:** Send request or visit to the executive, SAFSS. Requestor should provide full name and SSAN.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force personnel and records systems, and the individuals concerned.

**Systems exempted from certain provisions of the act:** NONE

**F03504A0SSGBPA**

**System name:** 03504A0SSGBPA Personnel selected for relocation.

**System location:** Headquarters, Strategic Air Command (SAC) Director of Personnel Resources, Offutt AFB, NE 68113.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Officers below the grade of Colonel. Only individuals who submit humanitarian-permissive reassignment/deferment, CHAP reassignment/deferment and join spouse applications.

**Categories of records in the system:** Basic application and MAJCOM correspondence relative to evaluation and additional action by agencies within Strategic Air Command, Deputy Chief of Staff/Personnel, Surgeon, Judge Advocate and Director of Personnel Resources, Air Force Military Personnel Center (AFMPC).

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Category of users Personnel Officers/superintendents/specialists Doctors and Lawyers assigned at base level, Major Command and AFMPC uses, evaluation of problems specified by individual, applicability to directives, and deferment/relocation consideration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Assignments Branch Deputy Chief of Staff/Personnel Offutt AFB NE 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Upon proof of identity military identification card written requests provide full name and social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE



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**F03504B0SSGBPB**

**System name:** 03504B0SSGBPB Palace Chase assignment applications.

**System location:** Strategic Air Command (SAC) Director of Personnel Resources (DPR), Offutt AFB NE 68113.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Copy of application for Palace Chase and Major Command reply to individuals Consolidated Base Personnel Office (CBPO).

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users personnel assigned to HQ SAC (DPR) uses evaluate eligibility for Palace Chase and take appropriate action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Airman Support Assignments Branch, Deputy Chief of Staff/Personnel, HQ SAC/DPR, Offutt AFB NE 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Provide full name and social security account number (SSAN) visiting personnel Provide proof of identity such as military identification card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03504C0SSGBPC**

**System name:** 03504C0SSGBPC Classification action file.

**System location:** HQ Strategic Air Command (SAC) Offutt AFB NE 68113 Chief Airman Training Branch (DPATA)

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Air Force personnel actions relating to Air Force specialty code (AFSC) reclassification/upgrade/disqualification.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users SAC/DPATA office personnel uses evaluate/manage the officer and Airman AFSC classification system to include recsassification, upgrade and disqualification actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Personnel and Services, Directorate of Plans Headquarters, United States Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.

**Systems exempted from certain provisions of the act:** NONE

**F03504X0XOXASA**

**System name:** 03504X0XOXASA Officer Effectiveness Report Data Card

**System location:** Headquarters United States Air Force (XOXAS) Washington, D.C. 20330

**Categories of individuals covered by the system:** Officers assigned to the Directorate of Plans

**Categories of records in the system:** Card contains data on each officer to include, name, office symbol, rank, date of rank, date of birth, base retirement date, total active Federal military service date; date assigned photo, previous dates assigned Pentagon, assignment preference, source of commission, aero rating, educational level, service schools attended, wife's name, children and date of birth, previous assignments during last 10 years

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personal data information furnished by the individual and used by the officer's rater, additional rater and reviewer in preparing the Officer Effectiveness Report.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Personnel and Services, Directorate of Plans Headquarters, United States Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.

**Systems exempted from certain provisions of the act:** NONE

**F03505 DPMAO A**

**System name:** 03505 DPMAO A Unfavorable Information Files (UIFs)

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.





**Categories of records in the system:** Derogatory correspondence determined appropriate for file by an individual's commander. Examples include: Written admonitions or reprimands, drug abuse correspondence, court-martial orders, letters of indebtedness, control roster correspondence.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces - Chapter 803 - Department of the Air Force, Section 8012; Chapter 805 - The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reviewed by commanders to assure appropriate assignment, promotion and reenlistment considerations are made prior to effecting such actions. UIFs also provide information necessary to support administrative separation when further rehabilitation efforts would not be considered effective.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** UIFs are maintained for one year from the date of the most recent correspondence therein except when the file contains Article 15 or Court-Martial correspondence in which case the retention period is for two years from the effective date of that correspondence. Files are automatically destroyed upon separation, reenlistment or retirement and on an individual basis when the individual's commander so determines. Destroy by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Personnel for whom UIFs exist are routinely notified of the existence of a file. In all cases personnel are authorized to rebut the correspondence in the file.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or by contacting agency officials at the respective servicing Consolidated Base Personnel Office.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisory reports or censures and official reports of poor performance or conduct.

**Systems exempted from certain provisions of the act:** NONE

**F03505 DPMAO B**

**System name:** 03505 DPMAO B Personnel Action File (Digest File)

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Composed largely of Air Force Office of Special Investigations (AFOSI) Reports of Investigations (ROIs). They also contain comments and recommendations from the officer's commander. A portion of the file contains the individual's voluntary statement made after being advised of rights under Article 31 of Uniform Code of Military Justice (UCMJ). The affected officer may, at any time, submit any statement of rebuttal or explanation. When this occurs, the file is reviewed for evaluation for destruction or continued retention.

**Authority for maintenance of the system:** Title 10, United States Code (USC) Armed Forces - Chapter 805, The Air Staff, Section 8032 and Chapter 839, Temporary Appointments, Section 8442.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are reviewed by career management officers who may consider the individual for assignment; by members of a selection board panel who may consider the individual for promotion, selection or augmentation; and by a retirement analyst who may be acting on a voluntary retirement application.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are kept on an interim basis until a case is completed and a board of senior officers reviews the contents (including the commander's evaluation and any statement the individual makes) and decides if the file should be destroyed or continued to be maintained. If maintained, the period of retention is two years from the date of the board determination. Destroy by shredding or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** The individual can obtain access to AFOSI ROIs by requesting data from his servicing AFOSI District; he may obtain access to any other Digest File data by written request to the Air Force Military Personnel Center/Special Control and Records Review Group (AFMPC/DPMAO).

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** AFOSI ROIs; reasonably substantiated reports of serious derogatory information; evaluations by commanders; letters of mitigation and rebuttal from individuals concerned.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03505 DPMJA C**

**System name:** 03505 DPMJA C Line of Duty Determinations and Investigations

**System location:** Master Personnel Records, Air Force Military Personnel Center, Randolph AFB, TX 78148 and Individual Medical Treatment Records at base of assignment.

**Categories of individuals covered by the system:** All Air Force military personnel on extended active duty; Members of the Air Force Reserve and Air National Guard on active duty for training or inactive duty training; Air Force Reserve Officers' Training Corps (AFROTC) cadets on training duty for 14 days or more; Cadets of the Air Force Academy; Persons who are either provisionally accepted for duty or are initially selected under the Military Selective Service Act of 1967 and are traveling to or from, or are present at, a place for final acceptance or entry on active duty with the Air Force. NOTE: Records are accomplished on the above categories of individuals only if they have an injury or disease which is treated by a doctor - whether or not the patient is hospitalized - and which results in: Inability to perform his duties for more than one day as determined by competent authority, or, Likelihood of a permanent disability or future claim against the Government.

**Categories of records in the system:** , Line of Duty Determination; Report of Investigation - Line of Duty and Misconduct Status. In addition to the basic form, the completed investigation file contains: summary of the investigating officer's findings; copy of order appointing investigating officer; completed line of duty determination ; copy of authorization for inactive duty training or active duty for training for a member of the United States Air Force Reserve (USAFR) or Air National Guard (ANG) not on extended active duty; (5) sworn statement of the diseased or injured person or a certificate by the investigating officer detailing his attempts to obtain it and why it could not be obtained; statements of witnesses; maps, photographs, or sketches; certified copies of Duty Status Change, showing inception and termination of Absent Without Leave (AWOL) or desertion status, if applicable; copy of any report of an investigation conducted by military and/or civilian authorities, if releasable; Clinical Record Narrative Summary, where hospitalization is for a disease; blood-alcohol and/or other sobriety evaluation, and other documentation which is material to a proper determination.

**Authority for maintenance of the system:** Title 10 United States Code, Section 972; Title 37 USC, Section 802; Title 38 USC, Section 310, Title 38, Section 331, Title 38 USC, Section 610, Title 38, Section 612, Title 5 USC, Section 3309, Title 5 USC, Section 3310, 3311, 3312,3313,3314, and 3315.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used within the Air Force for determining eligibility for physical disability retirement or separation, lost time required to be made good, forfeiture of pay during absence from duty owing to disease from intemperate use of alcohol or drugs; Used within the Veterans Administration in determining eligibility for disability compensation and hospitalization benefits; Used within the Civil Service Commission in determining eligibility for Civil Service preference

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in the Master Personnel Records on a permanent basis.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas, 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Line of duty determination: The data provided by the medical officer based upon his examination, observation, and conversation with the individual concerned, and by the organization commander based upon his investigation of the incident, e.g., interviews with the individual and any witnesses, reviewing applicable reports. Report of investigation-Line of duty and misconduct status: The data contained on this form and the related exhibits are completed by the investigating officer based upon his investigation of the incident and his findings. The bottom portion of the form is completed by the appointing/reviewing/approving authority based upon his review of the investigation and the investigating officer's findings.

**Systems exempted from certain provisions of the act:** NONE

**F03505 0IACYVA**

**System name:** 03505 0IACYVA Unfavorable information files (UIFS) on Officers and Airmen.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Records of punishment under article 15,Uniform Code of Military Justice for written admonition or reprimand not pursuant to article 15 or sentences of court martial, results of court martials,convictions,letters of indebtedness,a reported failure to support dependents,civil and military law enforcement reports resulting in a finding of guilty,judicial or administrative, except for minor traffic violations.

**Authority for maintenance of the system:** Section 10,US Code 262 (purpose).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reviewed in connection with promotion consideration,selection for schools,assignment,and all personnel actions used by active duty personnel and AF civilian employees for all personnel actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

Filed alphabetically by name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained for 1 year after date of reprimand, or 1 year from date of unfavorable correspondence not related to administrative reprimands, or until member reenlists, separates, retires or dies, and then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC), 3800 York Street, Denver, Co 80205.

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205,written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St Denver, Colo 80205, building 2 unit G between 8 o'clock and 3 o'clock on normal work days. for personal visits,the individual should provide current reserve i.d.card and/or drivers license and give some verbal information that could verify his/her social security account number at time of discharge.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from a state or local government.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

,active duty consolidated base personnel offices.

**Systems exempted from certain provisions of the act:** NONE

**F03505 0JDJDBA**

**System name:** 03505 0JDJDBA Advanced Personnel Data System, Consolidated Base Personnel Office optional DIN y07.

**System location:** Consolidated Base Personnel Office, 3345 Air Base Group, Chanute AFB,Illinois 61868.

**Categories of individuals covered by the system:** Computer records coded with identity of marijuana experimenters on personnel assigned at chanute

**Categories of records in the system:** Code to identify marijuana experimenters.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify experimenters of marijuana as opposed to all other types of drug abusers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Automated files destroyed by degaussing.

**System manager(s) and address:** Chief, Consolidated Base Personnel Office, 3345 Air Base Group, Ch anute AFB, Illinois 61868.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Military personnel records or letter of entry into drug rehabil itation program from unit Commander.

**Systems exempted from certain provisions of the act:** NONE





**F03505 0SSZDTA**

**System name:** 03505 0SSZDTA Personnel quality control report.

**System location:** Combat Support Group Headquarters Squadron Orderly Room CSGCCQ Bomb Wing Headquarters Squadron Orderly Room BMWCCQ Avionics Maintenance Squadron Orderly Room AMSCCE Field Maintenance Squadron Orderly Room FMSCCE Munitions Maintenance Squadron Orderly Room MMSCCE Security Police Squadron Orderly Room SPCCE Personnel Systems Management CSGDPMY Transportation Squadron Orderly Room LGTCCE Supply Squadron Orderly Room LGSCCE, Pease Air Force Base, NH, 03801.

**Categories of individuals covered by the system:** All assigned military personnel whose conduct and performance were substandard.

**Categories of records in the system:** Record for each military personnel warranting special attention toward rehabilitation.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor and report cases of personnel whose conduct and performance below standard.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Pease Air Force Base, NH

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03505B0SSGBPB**

**System name:** 03505B0SSGBPB Human reliability program disqualification case files.

**System location:** HQ Strategic Air Command (SAC) Offutt AFB NE 68113 Chief, Quality Control Branch.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Human Personnel Reliability Disqualification Documents.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users HQ SAC Personnel Actions Unit (DPAAB). Personnel users monitor the timeliness of action required under AFR 35-99 and AFM 35-98. Verify information required. Verify information concerning disqualification coded concerning disqualification coded in the advanced personnel in the Advanced Personnel Data System. Data system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Quality Control Branch, Deputy Chief of Staff/Personnel, HQ SAC/DPAAB, Offutt AFB NE 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and social security number visiting personnel show proof of identification such as military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

HQ SAC/DPAAB phone 294-5589.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03506 DPMAW A**

**System name:** 03506 DPMAW A Air Force Personnel Test 851, Test Answer Cards.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

Air Force Military Personnel Center, Randolph Air Force Base, Texas.

**Categories of individuals covered by the system:** Active duty airmen in grades E-4 through E-7. Air Force Reserve and Air National Guard airmen in grade E-7.

**Categories of records in the system:** Item responses (answers) for Specialty Knowledge Tests (SKT), Promotion Fitness Examinations (PFE) and United States Air Force Supervisory Examinations (USAFSE).

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces - Chapter 803, Department of the Air Force, Section 8012; and Title 44 USC, Public Printing and Documents - Chapter 31, Records Management by Federal Agencies, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Military Personnel Center/Airman Promotion Division (AFMPC/DPMAW) to score tests. The percent correct score on the SKT and PFE are two of the six weighted factors of the Weighted Airman Promotion System (WAPS) used to advance airmen (E-4 to E-6) to the next higher enlisted grade. The percentile score on the USAFSE is used as an eligibility criterion for promotion to grade E-8 and award of the superintendent (9) Air Force Specialty Code (AFSC) skill level.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in vaults.

**Retention and disposal:** Maintained for 12 months following completion of promotion cycle for which member was tested, then destroyed by burning or shredding.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.



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**F03506 0J DOSA**

**System name:** 03506 0J DOSA Armed Services Vocational Aptitude Battery (ASVAB) Test Cards.

**System location:** Armed Forces Vocational Testing Group (DOS), Randolph AFB, TX 78148.

**Categories of individuals covered by the system:** Students tested with high school ASVAB version.

**Categories of records in the system:** race, telephone number, grade level, plans after college address, individual items responses from ASVAB tests.

**Authority for maintenance of the system:** Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Computation of vocational guidance scores and military enlistment and placement scores category of users follows high school vocational counselors Armed Forces Entrance and Examination (AFEES) personnel military recruiters all services uses- counselors-vocational counseling AFEES- verification of enlistment and placement scores recruiters recruiting enlistment and placement purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Storage optical mark sense data cards.

**Retrievability:** Retrievability high school name and individual name address.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

and locked room.

**Retention and disposal:** Retained in office files for four months then destroyed by shredding, pulping, macerating, or burning, or degaussing.

**System manager(s) and address:** Commander Armed Forces Vocational Testing Group, Randolph Air Force Base.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03506 0KPNQSA**

**System name:** 03506 0KPNQSA Air Force Reserve Officer Training Corps Qualifying Test Scoring System

**System location:** AFROTC/ACME, Maxwell Air Force Base, AL 36112, and portion pertaining to each AFROTC detachment located at the respective detachment. Official mailing addresses of the detachments are in the Department of Defense Directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** Air Forces applicants testing at Air Forces detachments.

**Categories of records in the system:** Name, detachment, date of test, test scores, social security number, air science year, number of test administrations, institution category.

**Authority for maintenance of the system:** Title 10 USC Chapter 103; Military Selective Service Act of 1967, Section 6, (50 USC 456); and 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Scores are used agaist criteria for entrance into AFROTC, and as a measure of quality. Scores are entered in cadet records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

,location of test administration, date of testing.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

buildings are secured after duty hours.

**Retention and disposal:** AFROTC/ACME will maintain records of scores attained on tests administered at AFROTC detachments for a period of five years. Then destroyed by tearing into pieces, maceration or burning or degaussing. Air Force Human Resources Laboratory, Lackland Air Force Base, TX 78236 is official repository for permanent record of all AFOQT scores.

**System manager(s) and address:** Chief, Analysis and Evaluation Division, AFROTC/ACM, Maxwell. Air Force Base, AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

requests should include full name, SSAN, location of test administration, and date of testing.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's knowledge of subject being tested.

**Systems exempted from certain provisions of the act:** NONE

**F03507 DPMAJDA**

**System name:** 03507 DPMAJDA Flying Status Branch File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active and Inactive Officers and Airmen.

**Categories of records in the system:** Air Force members: Rated officers removed from or returned to flyg status in Officers granted United States Air Force (USAF) aeronautical rating as a result of aeronautical rating boards Nonrated members, officer and enlisted, who request action or CONSIDERATION FOR FLYING STATUS.

**Authority for maintenance of the system:** Title 10, United States Code , Section 8691.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Response to inquiry by an individual or an intermediary; such AS legal counsel through judicial action or the Secretary of the Air Force/Board for Correction of Military Records (SAF/BCMR), Member of Congress, a high ranking official such as the Secretary of the Air Force , Chief of Staff, United States Air Force , Air Force Deputy Chief of Staff Personnel for Personnel , Air Force Assistant Deputy Chief of Staff for Personnel for Military Personnel ; wherein a rated officer is returned to or removed from flying status, the record is reviewed within Officer Career Management Division, Air Force Military Personnel Center for assignment determination action. RECORDS are not provided to agencies outside the Air Force, 'routine use.'

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

and each card indicates the nature of the action and includes a cross reference showing the subject file containing the record of correspondence. The card file is a 'finder' index used to facilitate/expedite location of records pertaining to an individual and as source of statistical data.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Correspondence generated at base level, Major Air Command or Air Staff Level.

**Systems exempted from certain provisions of the act:** NONE

**F03507 SGPA A**

**System name:** 03507 SGPA A Application for Advanced Aeronautical Rating File (Senior and Chief Flight Surgeon)

**System location:** The Aerospace Medicine Division, Headquarters US Air Force (AF/SGPA) Washington D.C. 20330

**Categories of individuals covered by the system:** Air Force Flight Surgeons applying for Senior/Chief Flight Surgeon Rating.

**Categories of records in the system:** Files contain individual application, summary of contributions to the Aerospace Medicine Program, date of previous ratings, number of flying hours, and written professional examination (multiple choice type) if applicant is not a graduate of the Residency in Aerospace Medicine.

**Authority for maintenance of the system:** Title 10, USC, Sections 8012, 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to determine the individual professional qualification for award of Senior/Chief Flight Surgeon rating. Category of user is the Chief, Flight Medicine and Chief, Aerospace Medicine Division, Office of the Surgeon General. Specific uses are transmittal of application data by the individual and AF/SGPA through appropriate command channels; evaluate and make appropriate recommendations concerning award of the advanced ratings; authority for publication of Aeronautical Orders by appropriate orders issuing authority.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievabillty:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are protected by guards.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Required information is full name, rank, Social Security Account Number (SSAN). Requester may visit Aerospace Medicine Division, Office of the Surgeon General, Heaquarters US Air Force, Washington, DC 20330 Proof of identity is by military ID card and personal recognition due to small number of officers involved.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03507 0IACYVA**

**System name:** 03507 0IACYVA flying St.tus actions.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** correspondence and related documents pertaining to requeSt. for suspension,nonrated officer utilization,aeronautical rating data documents that pertain to aeronautical ratings or suspensions and requeSt. for update of the uniform officer record and applications for other flying St.tus/actions.

**Authority for maintenance of the system:** Title 10 US Code Section 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** to maintain tracking of each action taken until computer action is complete,reserviSt.is informed and file copy is in maSt.r personnel record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** requeSt.from individual should be addressed to command documentation officer ARPC/DAES 3800 York St Denver Colorado 80205,written requeSt.for information should contain full name of individual,SSAN(social security account number), current address and the case(control)number shown on correspondence received from center records may be reviewed in records review room ARPC,3800 York St Denver,CO 80205,building 2 Unit G between 8 o'clock and 3 o'clock on normal work days.for personal visits,the individual should provide current reserve i.d.card and/or drivers license and give some verbal information that could verify his/her place of birth

**Record access procedures:** individual can obtain assiSt.nce in gaining access from Command Documentation Manager,ARPC/DAES 3800 York St.Denver CO.80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from source documents prepared on behalf of the Air Force advanced personnel data sySt.m or supplied by reserviSt.

**Systems exempted from certain provisions of the act:** NONE

**F03507 0J DP A**

**System name:** 03507 0J DP A flying evaluation board(feb) file

**System location:** Headquarters air training command(atc) Deputy Chief of St.ff for personnel(dcs/p) Randolph afb, tx 78148

**Categories of individuals covered by the system:** Atc active duty Officers who meet a feb

**Categories of records in the system:** Individual records containing feb related documentation

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dcs/p uses files for approval/disapproval or recommendation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

St.red in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dcs/p ATC Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels and auditors.



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**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBA**

**System name:** 03508 DPMAJBA Recorder's Roster

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Records are maintained on all Air Force officers who are eligible for promotion consideration. Regular Air Force appointment, Reserve Officer Review Board, and any other special board directed by the Secretary of the Air Force or the Chief of Staff.

**Categories of records in the system:** Alpha sequence listing containing record number, name, Social Security Account Number, date of roster, and program control number.

**Authority for maintenance of the system:** The records are maintained to support selection boards convened under the authority of Sections 8297, 8285, 8442, Title 10 United States Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used to determine whether individuals were considered by the convening board

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Records are accessed by identification of board of consideration and then alphabetically by last name of subject by promotion category.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** The records are retained in the Selection Board Secretariat for four calendar years and then retired to the National Archives, Washington, D.C.

**System manager(s) and address:** Assistant Deputy Chief of Staff, Personnel for Military Personnel, Randolph Air Force Base, Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Request must include name, grade, Social Security Account Number, board identification, promotion category, and zone of consideration as applicable.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** The information in these records is extracted from the Selection Board Support File, and from data compiled from individual board member inputs.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBB**

**System name:** 03508 DPMAJBB Regular Air Force Appointment Management File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Air Force Reserve officers serving on active duty who meet basic eligibility requirements for appointment in the Regular Air Force.

**Categories of records in the system:** This file system includes: Individual locator cards reflecting a Regular officer selectee's progress from selection by a board of officers to either an acceptance or declination; Regular Appointment Declination File; Regular Appointment Board Work Rosters; name; Social Security Account Number; date of birth; grade; Total Active Federal Commissioned Service; date of separation; temporary and Reserve promotion status; promotion category; component; source of commission; aeronautical rating and flying category; education level; Air Force Specialty Code and Duty Air Force Specialty Code.

**Authority for maintenance of the system:** 10 United States Code, Chapter 835, Armed Forces Section 8281 Appointments in the Regular Air Force.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide pertinent information needed by the officer concerned and intermediate agencies in order that actions required on their part are in accordance with law and policy. Information also used for preparing semi-annual histories and preparing in-house reports on work accomplished.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Records are accessed by Regular Air Force Selection Board for consideration and

Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** As Selection Board support documents, retained for two years or until all action pertaining to a specific Regular Officer Selection Board is completed, whichever is later, in accordance with Rule 1, Table 35-8, AFM12-50. After stated retention period, the records are destroyed by tearing to pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information in this sytem is extracted from the appropriate Selection Board Support File for the board by which data subject is considered.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBC**

**System name:** 03508 DPMAJBC Officer Promotions and Appointments Branch Administrative File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Officers on whom this branch processes advisories to accompany applications for the correction of military records, and on whom the branch provides background data and information or proposed responses in reply to Congressional or other high-level inquiries on the subject of officer promotions and appointments.

**Categories of records in the system:** Correction of Record Requests. A file copy of staff advisories provided to Secretary of Air Force Correction Board by this office are maintained in alphabetical order by calendar year. Advisories contain promotion or appointment related information in response to specific points in the application. As such, information contained will vary with each case file. Congressional/High Level Inquiries: A file copy of the background and responses by this branch to Congressional and high level inquiries concerning officer promotion and appointment programs is maintained alphabetically by calendar year. Information contained on each case file will vary by nature of the inquiry.

**Authority for maintenance of the system:** Title 10, United States Code Armed Forces, Chapter 79, Correction of Military Records

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a record of responses to Congressional/high level inquiries and of advisories provided to the Board for the Correction of Military Records. These records are used for research and references to previous inquiries. This separate file is necessary due to the geographical separation from Secretary of the Air Force Legislative Liaison and Secretary of the Air Force Correction Board.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.
These paper records are maintained in file cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Information pertinent to Congressional inquiries is

Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning. Information pertinent to Correction of Military Record requests is retained for three years after annual cut-off then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** ASST DCS/P for military personnel, Randolph AFB, TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All files in this system are original compositions of the Air Force Military Personnel Center staff and contain data derived from the Master Personnel File, Headquarters United States Air Force Officer Selection Folder, policy files, and files maintained by the Selection Board Secretariat.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBD**

**System name:** 03508 DPMAJBD Regular Air Force Officer Selection Board Support File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All Regular Air Force officers below the grade of brigadier general, Regular Air Force, who have been considered or will be considered for promotion to the higher permanent grade, Regular Air Force.

**Categories of records in the system:** The Board Support File is manually maintained and filed by grade of board alphabetically. The file displays Regular Air Force officer selected lists and Regular Air Force officer deferred lists (nonselect); The deferred listings are applicable to all Regular Air Force first lieutenants through majors. There are no deferred listings for officers considered for promotion to the permanent grade of colonel. In accordance with Title 10, United States Code, there are no officers deferred to this grade. The Select Lists contain name, Social Security Account Number, Major Air Command; The Deferred Lists contain name, Social Security Account Number.

**Authority for maintenance of the system:** Title 10, United States Code, 8297

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These files are used for individual counseling and personal inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** These files are maintained in standard filing cabinets.

**Retrievability:** Records are accessed by identification of board of consideration and then alphabetically by last name of data subject by promotion category.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** These are permanent files, retained indefinitely.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information in this system is extracted from the appropriate Selection Board Support File for the board by which data subject is considered.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBE**

**System name:** 03508 DPMAJBE Regular Air Force Officer Promotion List (Lineal List)

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All Regular Air Force officers below the grade of brigadier general on active duty.

**Categories of records in the system:** Regular Officer Lineal List. The Regular Officer Linael List (Promotion List) is a computer generated product displaying the names of all Regular Air Force officers in lineal order (descending) by promotion category by permanent grade. The Lineal List contains name, Social Security Account Number, permanent grade, permanent grade date of rank, promotion list service date, Regular Air Force acceptance date, Regular Air Force appointment date (Presidential Nomination Date), date of birth, lineal number, permanent promotion status, promotion category, basic retirement date, current grade (temporary grade), temporary promotion status, total active Federal commissioned service date, total Federal commissioned service date, record status, date of separation (retirement), total active Federal military service date.

**Authority for maintenance of the system:** Title 10, United States Code 8296

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determining proper sequence of officers in accordance with established laws; to determine eligibility of Regular officers for promotion consideration; for personal counseling of individual officers; and for use in support of proposed Air Force legislative planning.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Individual records are accessed on the hard copy listing by lineal number (descending order) by promotion category by permanent grade.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** The lineal list is retained until such time that production of a new listing is deemed appropriate (approximately every 2-3 months). Upon receipt of the new listing, the old listing is destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information is directly extracted from the Master Personnel File by computer inquiry.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBF**

**System name:** 03508 DPMAJBF Air Force Officer Confirmed Nomination Lists.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Washington National Records Center, Washington DC 20409.



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**Categories of individuals covered by the system:** All Air Force officers who have been considered and selected for promotion/appointment in the Air Force.

**Categories of records in the system:** The Confirmed Nomination List is a listing of all Senate confirmed nominations and is chronologically filed by date of confirmation. The listing itself is alphabetical by category. The Nomination List contains name, Social Security Account Number (SSAN), grade to which being promoted or appointed, category to which being promoted or appointed.

**Authority for maintenance of the system:** Title 10, United States Code ; Sections 8284, 8447, and 593.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This file contains the only existing official signed document reflecting Senate confirmations for promotion/appointment and, as such, is used for research purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** These files are accessed alphabetically by last name of data subject within each promotion category per nomination list.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** This is a permanent file, retained indefinitely. After five years, lists are retired to the Washington National Records Center, Washington D.C., 20409.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information is derived from promotion/appointment recommended lists.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBG**

**System name:** 03508 DPMAJBG Reserve Promotion Administrative File.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All Air Force Reserve Officers who have met the eligibility criteria for promotion consideration to the next higher Reserve grade by the regularly scheduled annual board.

**Categories of records in the system:** Machine listing of names of officers meeting eligibility criteria by promotion category; machine listing by name of overdue directed Officer Effectiveness Reports (OERs) and first deferred officers and digest files if applicable; machine listing work roster board file; machine listing of recorders roster; machine listing of possible overlooks for promotion consideration; board proceedings listed by name and Social Security Account Number (SSAN), selected/not selected; published list of those selected/not selected for promotion. The machine listing reflects information required for selection board consideration. The publicly released information on designated public release date contains, name, SSAN and command assignment; personal data (mechanized) includes name component, SSAN, promotion category, duty title, date of birth, current grade current grade date of rank, promotion status permanent and temporary, permanent grade, permanent grade date of rank, total years service date, extended active duty date, total active federal military service date, total active federal commission service date, total federal commission service date, record verification, date of separation, separation designation number, command of assignment, digest file, record status, consideration for regular appointment, mechanized select and nonselect, effective date of promotion, major command of assignment, promotion category; listing of officers considered for the first time and not selected including name, SSAN, control date, adjusted promotion service date; listing of officers considered for promotion but not selected for the second time. These officers, by law are discharged, if eligible transferred to the Retired Reserve or Retired including name and SSAN; manual records including reserve promotion propriety file, reserve promotion removal file, application for promotion servicing in the higher temporary grade and eligible to apply for his equivalent reserve grade, files above become part of the board file when matching name and SSAN.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces - Chapter 837, Appointments as Reserve Officers, Section 8362.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** As a historical record of consideration and data presented to any particular Reserve promotion board, files are used for research in response to Congressional/high level inquiries and requests for correction of military records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Records are accessed by board of consideration and within a board file

Filed by Name. .

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Files are maintained in a controlled access building.

**Retention and disposal:** As selection board support documents, this record system is retained for up to five years in accordance with (IAW) Rule 1, Table 35-8, Air Force Manual (AFM) 12-50. Then they are destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information in this system is extracted by computer inquiry from the Headquarters Air Force (HAF) Master Personnel File and the applicable selection board support file.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBH**

**System name:** 03508 DPMAJBH Officer Selection Brief File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All officers considered by Headquarters United States Air Force (HQ USAF) Central Selection Boards or HQ USAF Secondary Zone Nomination Boards convened at Air Force Military Personnel Center (AFMPC) for temporary promotion, Regular (permanent promtoion, Reserve (permanent) promotions (officers on active duty), Regular Air Force Appointment, Reserve Officer Screening and Selective Continuation for boards convening on or after 1 January 1975.

**Categories of records in the system:** Officer Selection Briefs. The Officer Selection Brief is a computer-generated product containing basic personnel, flying and education information about the officer under consideration. This document is presented to all USAF Central Selection and HQ USAF Secondary Zone Temporary Promotion Nomination Boards. Approximately 30 days prior to board convening date, the officer selection briefs are extracted by computer program from the Headquarters Air Force (HAF) Master Personnel File. Hard copy officer selection briefs (paper mode) are produced from this extract tape for actual board presentation. This tape is provided to a commercial contract source for production of duplicate copies of these selection briefs on microfiche by the Computer-On-To-Microfiche (COM) process. As such, the microfiche brief is an exact reproduction of the Officer Selection Brief as originally prepared for board presentation (which is destroyed after board adjournment). The Officer Selection Briefs can be altered in arrangement and data to





reflection information required for selection board consideration. Basically, the Officer Selection Brief contains personal data, service data, grade data, decorations, separation data, promotion status, academic education, professional military schools, flying/aeronautical data, number days temporary duty (TDY/permanent change of station (PCS) Southeast Asia, overseas duty history, and assignment history; Officer Preselection Briefs. The Officer Preselection Brief is a computer-generated product containing the same personnel, flying, and education data as the Officer Selection Brief. This document is provided about 90-120 days before board convening date of officers initially identified as eligible for consideration by specific USAF Central Selection Board. A computer extract tape from the HAF Master Personnel File is produced and then provided to a commercial contract source for production of duplicate copies of the Preselection Briefs on microfiche by the COM process. Information contained on the Officer Preselection Brief is the same as that delineated above for the Officer Selection Brief; Selection Brief Documentation Backup File. A record copy of documentation accepted for manual posting of updates/corrections to the Officer Selection Brief presented to USAF Officer Selection Boards.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 835, Appointments in the Regular Air Force, Sections 8285 and 8297, and Chapter 837, Appointments as Reserve Officers, Section 8362.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** As a historical record of data presented to an officer selection board, information contained in this file is used to validate completeness, accuracy, or omission of data reviewed by boards. Information is used for individual counseling and in support of applications for correction of military records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfiche pages in microfiche storage container. Paper records in file cabinets

**Retrievability:** Microfiche pages are stored by board, preselection briefs and the Officer Selection Briefs. For each board, fiche are filed alphabetically by promotion category by zone of consideration. Selection Brief documentation backup files are separately filed in the same arrangement. Microfiche-stored information is retrievable through use of a microfiche viewer. Paper copies of the microfiche selection briefs can be retrieved through the hard copy duplication process.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Files are maintained in a controlled-entry building.

**Retention and disposal:** As board support documents, officer selection briefs and associated correspondence will be retained for up to five years in accordance with Rule 1, Table 35-8, Air Force Manual 12-50. Preselection Brief microfiche will normally be destroyed one year after initial production. Destruction is by tearing into pieces, shredding, pulping, macerating or burning. .

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** An individual may gain access to data contained in this file from the Systems Manager. Requests must include, name, grade, Social Security Account Number, board identification, promotion category, and zone of consideration, as applicable. An individual officer or his designated (in writing) representative may review the applicable selection brief in person in Room 234C, building 499, Air Force Military Personnel Center (AFMPC), Randolph Air Force Base, Texas. Positive identification (military identification card) is required.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All data contained on the Officer Selection and Preselection Briefs is directly extracted from the Master Personnel File. Selection brief documentation backup files in the form of official correspondence, letters, or messages, properly authenticated by an appropriate personnel official, is generated, normally at the officer's request from base level.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBI**

**System name:** 03508 DPMAJBI Temporary Promotion Sequence File

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All officers selected by United States Air Force (USAF) Central Selection Boards convened at Air Force Military Personnel Center (AFMPC) for temporary promotion.

**Categories of records in the system:** Promotion Sequence Listing. A listing of officers selected for temporary promotion, sequenced by seniority in grade (rank) containing Personal Data, Name, Social Security Account Number (SSAN), Component, Date of Birth, Service Data, Total Active Federal Commissioned Service Date, Lineal Number (Regular Air Force Officers), Grade Data, Projected Grade, Promotion Zone from Which Considered, Date of Rank (Current Grade), Sequence Number, Temporary Promotion Work Cards - A card file of all officers named on the Promotion Sequence Listing containing Personal Data, Name, SSAN, Grade Data, Projected Grade, Promotion Zone from Which Considered, Projected Date of Rank, Fiscal Year of Selection Board, Sequence Number, Type of Selection Board.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapter 839, Temporary Appointments, Section 8442; and Title 37, United States Code, Chapter 3, Basic Pay and Allowances of the Uniformed Services.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Temporary Promotion Sequence Listing is used in determining how many and which officers will be promoted to the grade of major through colonel as monthly increments are announced.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Records are accessed by projected grade by sequence number (seniority in projected grade).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** As selection board support documents, this record system is retained for up to five years in accordance with (IAW) Rule 1, Table 35-8, Air Force Manual (AFM) 12-50. Then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** All information in this system is extracted from the appropriate selection board support file for the board by which selected.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBJ**

**System name:** 03508 DPMAJBJ Regular Officer History Card File.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** All Regular Air Force officers on active duty.

**Categories of records in the system:** The History Card File is a history card on each Regular officer on active duty and contains Name, Social Security Account Number (SSAN), Promotion List Service Date (10 United States Code (USC) 8287), Adjusted Promotion List Service Date (PLSD) (10 USC 8303 or any other provision if applicable), Source of Commission, Date of Regular Air Force Acceptance, Date of Birth, Promotion List (Line, Medical Corps) (10 USC 8296).



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Basic Retirement Date (10 USC 8927), All Regular Officer Permanent Grade/Promotion Historyt All Regular Officer Temporary/Promotion Grade History, All Regular Officer Permanent/Temporary Grade Dates of Rank (history), All Permanent/Temporary Special Orders announcing Regular Appointment/Permanent/Temporary promotions, Total Active Federal Commission Service Date, Date Officer was Placed/or Recalled from Temporary Disability Retired List (if applicable), Regular Air Force Lineal Position Number, Presidential Nomination Date, Total Active Federal Service as of Date of Presidential Nomination, Any Prior Commissioned Service Held Prior to Regular Air Force Appointment (if applicable), Former Service Numbers if Member of Other Than Air Force, Public Law Under Which Officer was Appointed in Air Force, Remarks Column (Secretary of the Air Force Board for the Correction of Military Records Correction to Records, Adjustments to Officer's Record and Reasons Therefor).

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces, Chapter 835, Appointments in the Regular Air Force.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information contained in this file is used for individual counseling, research, reference, immediate response to inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** History card is retained until officer's release from active duty, retirement, or demise, at which time the card is destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information in this system is derived from the Master Personnel Record Group, Special Orders Effecting Appointment in the Regular Air Force, Oath of Office Signed by Data Subject, Special Orders Effecting Temporary and Permanent Promotions, Presidential Nomination Lists, Title 10 USC, Secretary of the Air Force Board for the Correction of Military Records Memorandums, Temporary Disability Retired List (TDRL) Special Orders, Manual Computations/Determinations.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAJBK**

**System name:** 03508 DPMAJBK US Air Force Reserve/Air National Guard of US (USAFR/ANGUS) Appointment Management Fil

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Civilian and military personnel applying for or requesting appointment to commissioned officer grades in the Reserve of the Air Force (USAFR/ANGUS) as follows: Individuals applying for appointment in the Air National Guard of the United States (ANGUS) component; Resigned Regular Air Force officers applying within one year from date of separation; Individuals applying for appointment and active duty as chaplains or judge advocates; Reappointment of Reserve officers upon removal from the Temporary Disability Retired List after being found fit for duty; Appointment or Reappointment of individuals for assignment to the Retired Reserve (further limited to individuals serving on active duty with United States Air Force (USAF); Reserve officers of other services on active duty applying for inter-service transfer.

**Categories of records in the system:** Individual case cards reflecting a person's progress from offer of appointment to either an acceptance or declination; Resigned Regular Officer Work File; Appointment Logbook; Special file relating to precedent, unusual, or unique cases; Name; Social Security Account Number (SSAN); Grade; Date of Birth; Reason for Separation, when applicable; Educational Level and Employment; Aeronautical Rating, when applicable.

**Authority for maintenance of the system:** Title 10, United States Code, Armed Forces - Chapters 35 and 837, Appointments as Reserve Officers.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These record systems are used as part of Air Force Military Personnel Center (AFMPC) internal controls over the various actions required to process an appointment to completion. It also constitutes a ready reference file enabling rapid responses to official inquiries of a routine or special nature.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data is obtained from appointment application from data subject and/or from the Master Record Group of the applicable Service Department as concerns data subject.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAW L**

**System name:** 03508 DPMAW L Historical Airman Promotion Interim Eligibility File (IEF)

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty airmen in grades E-3 through E-8.

**Categories of records in the system:** Historical Promotion Data (up to 1200 characters) for a specific cycle which is no longer maintained within the personnel data system. Contains member identification, promotion eligibility status, select/nonselect status, critical personnel data, relative standing and weighted factor scores.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces - Chapter 803, Department of the Air Force, Section 8012; and Title 44, USC Public Printing and Documents - Chapter 31, Records Management by Federal Agencies, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Military Personnel Center/Airman Promotion Division (AFMPC/DPMAW) to research and/or correct promotion status for a previous cycle. Data used to resolve inquiries, provide supplemental consideration, prepare Air Staff advisories to the Air Force Board for Correction of Military Records, and manage the Airman Promotion Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Maintained for 10 years computed from the date of the original promotion selection process, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data purged from the active IEF which is a sub-system of the Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAW M**

**System name:** 03508 DPMAW M Historical Airman Promotion Master Test File (MTF)

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty airmen in grades E-4 through E-7. Air Force Reserve and Air National Guard airmen in grade E-7.

**Categories of records in the system:** Contains historical Specialty Knowledge Test (SKT), Promotion Fitness Examination (PFE) and United States Air Force Supervisory Examination (USAFSE) data which is no longer maintained within the personnel data systems. Includes member identification, test identification, date tested, score and item responses.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Section 8012; and Title 44 USC, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Military Personnel Center/Airman Promotion Division (AFMPC/DPMAW) to research and/or correct promotion status for previous cycles. Data used to resolve inquiries, provide supplemental consideration, prepare Air Staff advisories to the Air Force Board for Correction of Military Records, and manage the Airman Promotion Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are stored in vaults.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Maintained for 10 years computed from the date of the original selection process, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F03508 DPMAW N**

**System name:** 03508 DPMAW N Computation of Promotion Select/Non-select Status.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty airmen in grades E-4 through E-6.

**Categories of records in the system:** A work sheet used to manually compute promotion status (select/non-select) for the Weighted Airman Promotion System (WAPS).

**Authority for maintenance of the system:** Title 10 United States Code Section 8012; and Title 44 USC Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Military Personnel Center/Airman Promotion Division (AFMPC/DPMAW) to compute WAPS promotion status. Contains data retrieved from mechanized system, such as member identification, Control Air Force Specialty Code (CAFSC), date of rank, total active Federal military service date, and points for each WAPS factor.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Manual computation of promotion select/non-select status is maintained for one year and then select/non-select data are listed on a roster which is maintained for an additional nine years. After the specified retention period, the forms/rosters are destroyed by tearing into pieces,shredding,pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Members are provided a letter reflecting selection/non-selection and the score for each WAPS factor.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data retrieved from the Advanced Personnel Data System and the computation of status is manual by personnel technicians.

**Systems exempted from certain provisions of the act:** NONE

**F03508 DPMAW O**

**System name:** 03508 DPMAW O Airman Promotion Master Select/Nonselect Listings/Promotion Sequence Number Listing.

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Active duty airmen in grades E-3 through E-8.

**Categories of records in the system:** Master listing for each specified promotion cycle reflecting all members in the applicable grade and their specific status: select; nonselect; nonweighable; or ineligible; and promotion sequence numbers of selectees.

**Authority for maintenance of the system:** Title 10, United States Code (USC), Force, Section 8012; and Title 44 USC, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Military Personnel Center/Airman Promotion Division (AFMPC/DPMAW) as the master record of promotion selection results for a specified cycle. Used to respond to inquiries, for Air Staff advisories to the Air Force Board for Correction of Military Records, and to manage the airman promotion program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Accessed manually by cycle,

Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.



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Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Select/nonselect listings for grades E-7/E-8 maintained for 10 years; for grades E-4 through E-6 maintained for 2 years. Promotion sequence number listings maintained for 10 years. After standard retention period, records are destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** The Airman Promotion interim Eligibility File which is a sub-system of the Advanced Personnel Data System.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0IACYVA**

**System name:** 03508 0IACYVA Officer promotions.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** proceedings, findings and related documents such as rosters, board membership and board support and orders announcing promotion.

**Authority for maintenance of the system:** Title 10 United States Code 8362, 8366, 8367, 8371, Commissioned Officer selection board procedures.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by promotion division personnel in preparation for promotion boards and by the actual promotion board when convened.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Requests from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver CO 80205, written request for information should contain full name of individual, SSAN (social security account number). Current address and the case(control)number shown on correspondence received from center.records may be reviewed in records review room ARPC,3800 york St denver,colo 80205,building 2 unit g between 8 o:clock and 3 o:clock on normal work days.for personal visits,the individual should provide current reserve i.d.card and/or drivers license and give some verbal information that could verify his/her record.

**Record access procedures:** Individual can obtain assistance in gaining access from command documentation manager,ARPC/daes 3800 york st.denver colo.80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0IACYVB**

**System name:** 03508 0IACYVB air force reserve airman demotions

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** documents and rosters relating to a weighted airman selection system and case files for reserve Airmen who were demoted.

**Authority for maintenance of the system:** Title 10 US Code 275 personel records

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** monitor and process promotion actions by office personnel, and for research of related documents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to command documentation officer ARPC/daes 3800 york St denver Colorado 80205,written request for information should contain full name of individual,SSAN(social security account number) current address and the case (control) number shown on correspondence received from center. Records may be reviewed in records review Room ARPC, 3800 York St Denver, Colo 80205, Building 2 Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve I.D. card and/or drivers license and give some verbal information that could verify his/her previous grade.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation manager, ARPC/DAES 3800 York St. Denver CO 8025 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From master personnel records and computer products.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0J DP A**

**System name:** 03508 0J DP A Command Officers Eligibility Rosters.

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** All ATC active duty Officers eligible for promotion.





**Categories of records in the system:** Listing containing promotion eligibility data on each officer.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses listing to insure all eligible Officers are considered for promotion.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Also destroyed by degaussing.

**System manager(s) and address:** DCS/P ATC Randolph Air Force Base TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0J DP B**

**System name:** 03508 0J DP B Promotion and regular appointment propriety monitor file.

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148.

**Categories of individuals covered by the system:** ATC active duty Officers whose eligibility needs monitoring.

**Categories of records in the system:** Individual military records containing promotion data.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to monitor promotion or appointment propriety.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P (ATC) Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0J DP C**

**System name:** 03508 0J DP C Command secondary zone board proceedings.

**System location:** Headquarters Air Training command (ATC) Deputy Chief of Staff for Personnel(DCS/P) Randolph Air Force Base TX 78148

**Categories of individuals covered by the system:** All ATC active duty Officers eligible for promotion in the secondary zone to Major through Colonel.

**Categories of records in the system:** Board records contains recomendation data on each officer.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ATC Commander uses data to make promotion recommendations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** DCS/P (ATC) Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0KPNQSA**

**System name:** 03508 0KPNQSA Field grade officer promotion analysis worksheet.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

Dpa

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Personnel data from major command selection folder on Officers eligible for promotion.

**Authority for maintenance of the system:** 44 USC 3101 and 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To develop analysis of selected and nonselected Officers for use by Personnel officials for career developement counseling.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Within promotion cycle.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel Programs.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** MAJCOM selection folder and promotion board results.

**Systems exempted from certain provisions of the act:** NONE

**F03508 0QVDYDA**

**System name:** 03508 0QVDYDA Major command (MAJCOM) secondary zone promotion nomination board results.

**System location:** Headquarters Military Airlift Command (MAC) Directorate of Personnel Programs, Career Progression Division, Scott Air Force Base Illinois 62225.

**Categories of individuals covered by the system:** All promotion eligible MAC Officers.

**Categories of records in the system:** Orders appointing promotion board members by name listings of eligible MAC Officers by name, rank and social security account number, mechanized roster of MAC officer nominees for promotion. General correspondence regarding board operations

**Authority for maintenance of the system:** 10 USC 8297,8285,8442

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to provide statistical analysis to MAJCOM secondary zone nomination board regarding eligible MAC Officers category of user - Air Force Officers appointed to appropriate promotion boards specific use - nomination of eligible MAC Officers for secondary zone promotion.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Military Airlift Command.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F03509 0IACYVA**

**System name:** 03509 0IACYVA Requests for discharge from the Air Force Reserve.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Applications and other documents related to discharge or separation by reason of dependency or hardship or for the convenience of the government.

**Authority for maintenance of the system:** Title 10 US Code Section 8074 Personnel Records.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain tracking of each action taken until computer action is complete, reservist is informed and file copy is in Master Personnel Record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver CO 80205, written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from center. Records may be Reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve I.D. Card and/or drivers license and give some verbal information that could verify his/her place of birth.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Co 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from source documents prepared on behalf of the advanced personnel data system or supplied by reservist.

**Systems exempted from certain provisions of the act:** NONE

**F03509 0IACYVB**

**System name:** 03509 0IACYVB Administrative discharge for cause on reserve personnel

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Board proceedings, board waiver, recommendations, and other records which result in discharge.

**Authority for maintenance of the system:** Section 10 US Code 1162.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To effect the administrative separation of officer members of the United States Air Force Reserve (USAFR) from their appointment as reserve Officers and to effect the administrative separation of enlisted members of the USAFR. From their enlistment as reserve members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained in office files until discharged then forwarded for inclusion in the Individual's military personnel record in the National Personnel Record Center 9700 Page Blvd St Louis, MO 63132 for permanent storage.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer APRC/DAES 3800





York St Denver CO 80205, written request for information should contain full name of individual, SSAN (social security account number), current address and the case (control) number shown on correspondence received from Center Records may be reviewed in Records Review Room ARPC, 3800 York St Denver, CO 80205, Building 2 Unit G between 8 o'clock and 3 o'clock on normal work days. For personal visist, the individual should provide current reserve I.D. card and/or drivers license and give some verbal information that could verify his/her SSAN and address at time of discharge.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver CO 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from witnesses.

**Systems exempted from certain provisions of the act:** NONE

**F03509 0JMPLSA**

**System name:** 03509 0JMPLSA Discharge and separation records.

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
Special actions unit 3700 Personnel Processing Group Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.
being processed for discharge

**Categories of records in the system:** Letters checklist forms relating to discharge cause and categor y of discharge.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identify categorize and recommend to discharge authority dischar ge and category of discharge notify parents of Airmen under 21 of pending discharge and consummate discharge.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

National Personnel Records Center St Louis MO

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until discharge, separation, or reassignment of the individual, then returned to servicing consolidated base personnel office for disposition.
Retained in office files for six months after the individual terminates military service, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.
Files maintained at different locations have different re tention periods.

**System manager(s) and address:** Commander 3700 Personnel Processing Group ((PPG), Lackland AFB, TX..

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F03509A0SSGBPA**

**System name:** 03509A0SSGBPA Administrative Discharge File

**System location:** HQ Strategic Air Command (DPAAB) Offutt Air Force Base NE 68113 Chief Quality Control Branch

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Officers in SAC who had AFR separation action initiated against them and all airmen assigned to Offutt Air Force Base that require the approval of the GCM authority.

**Categories of records in the system:** Administrative Separation Case Files.

**Authority for maintenance of the system:** Title 44 US Code section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users commanders and staff exercising decision authority provided in processing and determination of administration discharge cases and HQ SAC/DPAAB personnel uses for administration discharge processing.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Locked cabinets

**Retrievability:** Filed by Name.

Type of action

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief quality control branch, DCS/Personnel, HQ SAC/DPAAB Offutt Air Force Base NE 68113

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN visiting personnel show proof of ID such as military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
HQ SAC/DPAAB phone 294-5589.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F040XX DPCD A**

**System name:** 040XX DPCD A Civilian Personnel Management Information System (CPMIS)

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Official mailing addresses are in the Department of Defense Directory, Air Force Appendix



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**Categories of individuals covered by the system:** Prospective, pending, current and former Air Force civilian employees separated after CPMIS was implemented, except Air National Guard Technicians and nonappropriated fund employees- current and former civilian employees from other Governmental agencies that are serviced at Central Civilian Personnel Offices may be included at the option of the servicing Central Civilian Personnel Office-Note: the date that CPMIS was implemented varies by installation; therefore, the precise date that separated employee history data began to accumulate will vary correspondingly

**Categories of records in the system:** Employment information including authorization for the position, personnel data, suspense information; position control information; projected information and historical information

**Authority for maintenance of the system:** 5 US Code 301 and 44 US Code 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide system support to Air Force officials at all levels in that part of the Civil Service Commission required personnel management and records keeping system that pertains to evaluation, authorization and position control, position management, staffing, skills inventory, career management, training, retirement, employee services, rights and benefits and the suspensing and processing of personnel actions; to provide for transmission of such records between employing activities-to provide individual records and reports to the Civil Service Commission; to provide information required by the Civil Service Commission for the transfer or possible transfer between other federal activities; to provide reports of military reserve status to other armed services for contingency planning; to provide information releasable under Civil Service Commission rules or the Freedom of Information Act to the public; to provide individual records to other Components of the Department of Defense in the conduct of their official personnel management program responsibilities; to provide records to law enforcement or investigation authorities for investigation and possible criminal prosecution, civil court action, or regulatory order; and to provide information to employee unions as required by negotiated contracts

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums, computer magnetic tapes and computer paper printouts

**Retrievability:** Normally data are retrieved by use of nonpersonal information such as organizational entity, type of employment, occupation, functional area or other workforce characteristic-name, Social Security account number (SSAN) and

Filed by other identification number or system identifier.

**Safeguards:** Accessed by custodian of the record system, by person(s) responsible for servicing the record system in performance of their official duties and by authorized personnel who are properly screened and cleared for need-to-know. Protected by guards and controlled by personnel screening and computer system software

**Retention and disposal:** Coding forms, punch cards, on-line terminal message sheets and system quality control products are destroyed after use by tearing into pieces, shredding, pulping, macerating or burning-master personnel records for prospective employees are transferred to the active file upon appointment of the employee or, in the event the employee is not appointed and will no longer be considered a candidate for appointment, is destroyed by degaussing-master personnel records for active employees are transferred to the separated employee history file where they are retained for three years subsequent to separation and then destroyed by degaussing. The notification of personnel action-Standard Form 50-is disposed of as directed by the Civil Service Commission-work files and records such as the employee career brief, position survey worksheet, retention register worksheet, alphabetic and social security account number locator files, and personnel and position control register are destroyed after use by tearing into pieces, shredding, pulping, macerating, or burning-worksheets pertaining to qualification and retention registers are disposed of as directed by the Civil Service Commission-transitory files such as the pending file, automatic digital network file, and recovery file are destroyed after use by degausssing-files and records retrieved through general retrieval systems are destroyed after use by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** Civilian Personnel Officer at Air Force installations

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information received from the employee and the Civil Service Commission's official personnel folder

**Systems exempted from certain provisions of the act:** NONE

**F04001 DPCMM A**

**System name:** 04001 DPCMM A Official Personnel Folders (Temporary Records)

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Current employees paid from appropriated funds

**Categories of records in the system:** Records pertaining to appointments, position change actions, and separations; Air Force test scores; evaluations and appraisals of qualifications and suitability; record of security clearance and emergency statement pending completion of security investigation; position descriptions; requests for personnel action; travel and duty restrictions, and mobility certificates; designation of beneficiary for unpaid compensation of deceased employee; disapproval of outstanding performance rating; service and reimbursement agreement for training; notices or reports of injury; letters of reprimand; authorizations to retain custody of a gift; and documents pertaining to acceptable level of competence

**Authority for maintenance of the system:** Title 5, US Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Central Civilian Personnel Office-as back-up documentation for personnel actions that have been accomplished; as necessary information for accomplishing new personnel actions; or to document certain conditions relative to the employee such as injury information, conditions of employment, authorizations to retain custody of a gift, designation of beneficiary for unpaid compensation, or service and reimbursement agreements for training-supervisors and potential Air Force employing offices-for use in making personnel action or employment decisions-other federal agencies-may request information from this system in connection with consideration for hiring or actual hiring of Air Force employees. Air Force evaluation teams-may inspect these records in the conduct of their responsibility for determining the effectiveness of Central Civilian Personnel Offices. Employee unions-may be examined by representatives of employee unions when they are representing the interests of employees and when the union/management contract so stipulates

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records

Maintained in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** The records are destroyed when the employee leaves the Air Force- exceptions are: travel and duty restrictions may be destroyed upon expiration of the restriction; transportation agreements may be destroyed after employees have used their entitlements; or they will be left in the folder when the employee moves to another agency if the agreement has not been satisfied; and letters of reprimand with accompanying checklist are destroyed as specified in the notice of decision to reprimand

**System manager(s) and address:** The Civilian Personnel Officer of the Central Civilian Personnel Office that services the employee desiring information regarding this system.

Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





Should contain full name, Social Security number and identify the system as 'Official Personnel Folder' (left side material). For a personal visit the employee must present proof of identify such as an official identification card or drivers license, or full name, date of birth, and social security number

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Requests for personnel action from supervisors and Central Civilian Personnel Offices (CCPO). Evaluations and appraisals from current and former supervisors-security information from installation security offices-travel and duty restrictions from CCPO and supervisors. Disapproval of outstanding performance rating from Incentive Awards Panel. Service and reimbursement agreement for training from CCPO and supervisors-notices or reports of injury from supervisors. Letters of reprimand from supervisors. Authorization to retain custody of a gift from Installation Commander. Documents pertaining to acceptable level of competence from supervisor

**Systems exempted from certain provisions of the act:** NONE

**F04001 DPCX A**

**System name:** 04001 DPCX A Non-Appropriated Fund (NAF) Civilian Personnel Records

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

and AFMPC/DPMS Randolph AFB TX

**Categories of individuals covered by the system:** Air Force Civilian employees paid from nonappropriated funds

**Categories of records in the system:** Life cycle personnel actions and related documents related to employment and pay of NAF employees including documents related to employees benefits

**Authority for maintenance of the system:** Title 44 USC Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To document and record personnel action on individual employees and to determine pay and other benefit entitlements

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retired to National Personnel Records Center upon separation of individual from employment

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Civilian Personnel Office identifying information is required to satisfy custodian of record

**Record access procedures:** Civilian Personnel Office maintaining record

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from police and investigating officers.

Personnel documents requesting and appointing and paying individual documents related to designation of benefits and beneficiaries

**Systems exempted from certain provisions of the act:** NONE

**F04001 06SCEYA**

**System name:** 04001 06SCEYA Merit Promotion File

**System location:** Managed at HQ Air Force Audit Agency, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency civilian employees

**Categories of records in the system:** Correspondence and records incidental to the application and qualification for promotion and duty assignments. The types of records include, but are not limited to, Supervisory Appraisals, Training Information, Qualifications Profile Records, Personal Qualification Statements, Records of Placement Applications and Disposition, Assignment and Reassignment Records (Orders, Mobility Certificates, Shipments of Household Goods, Overseas Assignments), Position Descriptions, and Records of Personnel Actions.

**Authority for maintenance of the system:** Title 5, US Code 3301 - 3326

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by users in determining eligibility and relative competitive standing for promotion competition or other placement. Provides users with personnel data for management purposes, including location, changes of station, mobility, pay information, previous assignments, education and self-development, supervisory performance appraisals, results of competition for promotion or other placement action, descriptions of duties, and recognitions achieved. Users - The Command Section, AFAA, and the Directorate of Resources Management Staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management, HQ Air Force Audit Agency (AFAA/RM), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
, individual's input, and documents generated internally within the AFAA.

**Systems exempted from certain provisions of the act:** NONE

**F04001 1PTAYZC**

**System name:** 04001 1PTAYZC Civilian Pay-Personnel-Manpower (Paperman) - E205

**System location:** 1143rd ABSQ/DPC Washington, DC 20330

**Categories of individuals covered by the system:** Pending, current, and former Air Force appropriated fund civilian employees assigned to HQ USAF civilian certain personnel of Air Force intelligence service, HQ COMD USAF, Air Force Communications Service, National Guard Bureau, US Air Force Military Personnel Center and Air Force Data Automation Agency in the Washington, DC area

**Categories of records in the system:** Employment information including position authorization position, personnel date, suspense in-



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formation, position control information, projected information and historical information.

**Authority for maintenance of the system:** Title 5 USC Sections 3301 - 3326

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide system support to HQ US Air Force and other serviced activities in that part of Civil Service Commission and Air Force requirements to maintain a personnel management and records keeping system that pertains to evaluation, authorization and position control, Position management, staffing skills inventory, career management, training, retirement, Employee Services, rights and benefits and the suspensing and processing of personnel actions; to provide individual records and reports to HQ, US Air Force and the Civil Service Commission; to provide information required by the Civil Service Commission for the transfer between USAF and other federal activities; to provide reports of military reserve status to other Armed Services for contingency planning; to provide information releaseable under Civil Service Commission rules The Freedom of Information Act to the public; to provide records to law enforcement or investigative authorities for investigation and possible criminal prosecution, civil court action, or regulatory order; and to provide information to employee unions as prescribed by negotiated contract.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Normally data are retrieved by use of nonpersonal information such as organizational unit, type Of employment, occupation, functional area or other workforce characteristics, or name, social security account number and

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Coding Forms, punch cards, on-line terminal message sheets and system quality control products are destroyed after use by tearing into pieces, shredding, pulping, macerating or burning; master personnel records for pending employees are transferred to the active file upon appointment of the employee; master personnel records for active employees are transferred to the separated employee history file where they are retained for two years subsequent to separation and then destroyed by degaussing. The notification of personnel action standard 50form is disposed of as directed by the Civil Service Commission. Work files and records such as the employee career brief, position survey worksheet, retention register, alphabetical and social security account number locator files, and personnel and position control register are destroyed after use by tearing into pieces, shredding, pulping, macerating, or burning. Worksheets pertaining to qualifications and retention registers are disposed of as directed by the CSC. Transitory files such as the pending file and recovery files are destroyed after use by degaussing. Files and records retrieved through general retrieval systems are destroyed after by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Civilian Personnel Officer 1143rd ABSq, Washington, DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information received from the employee and the Civil Service Commission's Official Personnel Folder

**Systems exempted from certain provisions of the act:** NONE

**F04002 DPCMS A**

**System name:** 04002 DPCMS A Applicant Supply files

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Applicants for employment consideration

**Categories of records in the system:** Experience and training qualifications record of applicants

**Authority for maintenance of the system:** Chapter 33 Title 5 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify and refer qualified applicants to management officials to staff vacant positions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Skill level and

Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** If employed, records are placed in Official Personnel Folder. If not employed, retained until no longer needed, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Civilian personnel offices maintaining individuals application

**Record access procedures:** Civilian personnel maintaining applications and

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F04002 DPCMS B**

**System name:** 04002 DPCMS B Civilian Personnel Test Score Record

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Test or examination scores

**Authority for maintenance of the system:** Title 5 USC Sections 3301/3326

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office Personnel and Management Personnel to determine qualification for appointment or promotion

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

**Notification procedure:** Civilian Personnel Officer at employing activity maintaining individuals record.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.

**Systems exempted from certain provisions of the act:** NONE

**F04002 DPCMS C**

**System name:** 04002 DPCMS C Job Element Questionnaires for Civilian Trades and Labor occupations

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

Former Air Force civilian employees.

**Categories of records in the system:** Questionnaires prepared by civilian employees to reflect skills and knowledges for wage grade positions

**Authority for maintenance of the system:** Title 5 USC Sections 3301/3326 Sections 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Inspection and verification of personnel actions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Civilian Personnel Office at Air Force base maintaining record

**Record access procedures:** Civilian Personnel Office at Air Force base.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.

**Systems exempted from certain provisions of the act:** NONE

**F04002 DPCMS D**

**System name:** 04002 DPCMS D Civilian Personnel Occupational and suitability employment examinations

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Employment applications and

Air Force civilian employees.

**Categories of records in the system:** Replies to occupational and suitability inquiries, testing and examination material

**Authority for maintenance of the system:** Title 5 USC Section 3301/3326

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify and determine qualifications and suitability for appointment and promotion to Civil Service positions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Civilian Personnel Offices filling vacant positions from applicants and promotion candidates

**Record access procedures:** Civilian Personnel Offices

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from police and investigating officers.

Information obtained from a state or local government.

Information obtained from a corporation.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F04002 OBXQPCB**

**System name:** 04002 OBXQPCB Temporary Quarters Subsistence Expense

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Record of temporary quarters subsistence expense

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain record of temporary subsistence expenses

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From employee's travel information

**Systems exempted from certain provisions of the act:** NONE

**F04002 0MUHHZA**

**System name:** 04002 0MUHHZA Air Reserve Technician (ART) officer selection folders

**System location:** Headquarters Air Force Reserve/DPC Robins Air Force Base GA 31098

**Categories of individuals covered by the system:** All civilian employees who apply and are eligible for promotion to art officer positions

**Categories of records in the system:** Qualification statement, training and testing record, appraisal and ranking records.

**Authority for maintenance of the system:** Title 10, USC Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate & rank individuals for merit promotion to art officer level positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.



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**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel Headquarters Air Force Reserve.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from official personnel folders, supervisory appraisals, tests, evaluations.

**Systems exempted from certain provisions of the act:** NONE

**F04002XOBXQPCA**

**System name:** 04002XOBXQPCA Orientation Checklist and Placement Followup

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Ninety day followup of new employee performance

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assure all prescribed procedures are followed for new employees orientation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel, Air Force Audit Agency (AFAA/RM), Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from supervisor

**Systems exempted from certain provisions of the act:** NONE

**F04003 0RKNMDA**

**System name:** 04003 0RKNMDA personnel appraisal Pacific air Command (PACAF) executive development Program.

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** GS-13 through GS-15.

**Categories of records in the system:** Personnel Appraisal Records.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by immediate supervisor to assist in the identification of high potential employees for an executive development program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Civilian Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from immediate supervisor.

**Systems exempted from certain provisions of the act:** NONE

**F04003 06SCEYA**

**System name:** 04003 06SCEYA Off Duty Education File

**System location:** Managed at HQ Air Force Audit Agency (AFAA/CC), Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency civilian employees

**Categories of records in the system:** Types of records included but not limited to civilian off duty nongovernment training requests, course evaluations, civilian development records, receipts for payment o9 fees to nongovernment training sources, invoices, orders for supplies or services, requests for purchase, public vouchers for purchases and services other than personal. Correspondence approving or disapproving requests for tuition assistance, education/ training reports, and educational institution credit transcripts

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document requests for funds for off duty nongovernment training, support commitment of Air Force Audit Agency funds for off duty education. Evaluate quality of education received, provide record of Training received using Air Force Audit Agency funds for off-duty nongovernment training. Information is disclosed to the Civil Service Commission through the Department of the Air Force Civilian Personnel Management Information System. Uses include: To validate courses taken by individual employees, documentation for authentication of invoices from training sources, accumulation of data on funds used for individuals, provide information on training background of individuals, record time spent in nongovernment training facilities for each individual funded by the Air Force Audit Agency, reference prior training grades to evaluate whether additional training should be authorized and, accumulate a total record of off duty nongovernment training funded by the Air Force Audit Agency. Users - The Auditor General and Directorate of Resources Management staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management (AFAA/RM), Norton AFB, CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.





Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

And information provided by the individual.

**Systems exempted from certain provisions of the act:** NONE

**F04003 06SCEYB**

**System name:** 04003 06SCEYB Long-Term Full-Time Training File

**System location:** Managed at HQ Air Force Audit Agency (AFAA/CC), Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency civilian employees

**Categories of records in the system:** Types of records included but not limited to correspondence and application documents requesting, approving, disapproving, recommending, and coordinating the assignment of personnel to the Long-Term, Full-Time Training Program. Quarterly evaluations of the program from participants, individual training plans, and college transcripts.

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides basis for determining those selected for the Long-Term, Full-Time Training Program; record of individuals who applied for the program and those selected, used to evaluate quality of applicants, progress of participants, and history of the training. Information is disclosed to the Civil Service Commission through the Department of the Air Force Civilian Personnel Management Information System. Users - Command Section, AFAA, Directorate of Resources Management staff, and Executive Development Council.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on disks or drums.

**Retrievabllity:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management (AFAA/RM), Norton AFB, CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

And information provided by the individual.

**Systems exempted from certain provisions of the act:** NONE

**F04003 06SCEYC**

**System name:** 04003 06SCEYC Executive Development Council File

**System location:** Managed at HQ Air Force Audit Agency (AFAA/CC), Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency civilian employees

**Categories of records in the system:** Types of Records included but not limited to Executive Development Council correspondence, minutes of meetings, identification of council members and their recommendations of which Air Force Audit Agency employees should be assigned (or deferred from) specific executive development training.

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides a record of the actions agreed upon by the members of the Air Force Audit Agency Executive Development Council. Used to schedule employees selected for executive development training courses, monitor careers of selected employees, follow up and evaluate by name the individuals and training received. Users - Command Section, AFAA and Directorate of Resources Management Staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management (AFAA/RM), Norton AFB, CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04003XOBXQPCA**

**System name:** 04003XOBXQPCA Supervisor's Management Training Profile

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Management Training

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identify Training Needs for Employee

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director, Civilian Personnel

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F04004 DPCE A**

**System name:** 04004 DPCE A Arbitrations



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**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

Air Force Reserve personnel.

Air National Guard personnel.

Union or Association management personnel.

**Categories of records in the system:** Files include original of employee's or union's or management's grievance, copies of decisions rendered, and related material

**Authority for maintenance of the system:** Executive Order 11491

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files originated to permit processing of allegations that negotiated agreements or administrative regulations have been violated; files used by union, management and adjucative personnel to resolve the dispute; files or parts of files may be referred to Department of Labor, Federal Labor Relations Council, Civil Service Commission, or Comptroller General for dispute adjudication and publication of decisions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Destroy five years after date of final decision, or five years after date of action on the case after final decision, whichever is later. Destroy by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

AFDPCER Command/DPC CPO

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Information from employee

**Systems exempted from certain provisions of the act:** NONE

**F04004 DPCE B**

**System name:** 04004 DPCE B Performance awards and outstanding performance ratings

**System location:** Directorate of Civilian Personnel Headquarters United States Air Force, Washington, DC 20314

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Files include recommendations for outstanding performance ratings and rating forms. Also include recommendations for cash or honorary performance awards; nominations for awards sponsored by non-Federal organizations; records of Award Committee Actions and correspondence; annual reports

**Authority for maintenance of the system:** Title 5 US Code Sections 4301 through 4308 cover performance ratings. Title 5 US Code Sections 4501 through 4506 cover performance awards

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are originated when a manager or supervisor recommends an outstanding performance rating or a cash or honorary performance award in recognition of superior achievement. Case files are reviewed by local award program manager in Civilian Personnel Office and are referred to the Local Incentive Awards Committee for review. If the Committee approves, the case is recommended to the approval authority who authorizes granting the award. Individual name files are retained for one year after close of year in which final action was taken. Records of Committee actions are retained for three years. Copy of approved award is filed in employee's official personnel file

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

and Executive Secretary, Air Force Incentive Awards Board, Directorate of Civilian Personnel, Headquarters US Air Force, Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of information for awards are supervisors' records of performance, and employees' official personnel folders from which Social Security number, job title, and grade are obtained

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F04004 0JMPLSA**

**System name:** 04004 0JMPLSA Disciplinary and adverse action log.

**System location:** 3700 AB GP/DPC Lackland Air Force Base TX 78236

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Log containing disciplinary and adv action info dt-reviewed dt-proposed coordination dt-final-coordination eff-dt of action remarks.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel mgmt spec review organizations serviced/routine.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**





**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Maintained on desk.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Civilian Personnel Officer Lackland Air Force Base TX.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Chief PersonnelManagementSEC/DPCE.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04004 0JMPLSB**

**System name:** 04004 0JMPLSB Appeal and Grievance Log.

**System location:** 3700 AB GP/DPC Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Log containing appeal and grievances name, title, grade, date of birth, organizational service computation date, action, taken, cause of action, effective date, appeal/grievance date-docketed, to whom hearing, date decision, recommended decision, and subsequent action.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel mgmt spec review organizations serviced.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Maintained on desk

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Civilian Personnel Officer Lackland Air Force Base TX.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Chief Personnel Management SEC/DPCE.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04008 FKRSMA**

**System name:** 04008 FKRSMA Uncommon tours of duty.

**System location:** Entitlements and benefits function; employee relations unit; civilian pay function; originating office of assigned employee.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Form containing educational in-Formation.

**Authority for maintenance of the system:** Title 5 United States Code, Section 6101, basic 40-hour work- week; work schedules; regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to document approval/disapproval of each request to support rearranged work schedule. Used by requesting organization, central civilian personnel office and civilian pay function.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Destroyed 1 year after tour of duty is discontinued.

**System manager(s) and address:** Civilian Personnel Officer, 2849 Air Base Group, Hill Air Force Base, UT 84406.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requester must show full name and year of retirement action for personel visit show identification credentials.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information supplied by employee and or from available.

**Systems exempted from certain provisions of the act:** NONE

**F04008 AA A**

**System name:** 04008 AA A Civilain Personnel Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Current and former civilains, statuories, consultants, Summer Hires

**Categories of records in the system:** Employment applications and records; award recommendations; Personnel actions; Posiion descriptions, training; Process sheets

**Authority for maintenance of the system:** 5 USC 301 'Departmental Regulations'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide information and services to employees and offices within the Office of the Secretary of the Air Force

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Access controlled by Assistant Manager and to Restricted authorized personnel

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administrative Assistant to The Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Air Force Civilian Personnel Offices

Information obtained from financial institutions.

**Systems exempted from certain provisions of the act:** NONE

**F04008 ASGPC R**

**System name:** 04008 ASGPC R National Civilian Consultant Files



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**System location:** At Headquarters, United States Air Force (USAF), Office of the Surgeon General, Directorate of Professional Services, Clinical Medicine Division, 1000 Independence Avenue, Washington, DC 20314.

**Categories of individuals covered by the system:** Persons appointed as National Civilian Consultants to the USAF Surgeon General.

**Categories of records in the system:** Correspondence to/from National Civilian Consultants including letters of invitation, evaluation, and personal correspondence;travel orders and reimbursement for services, including supporting documentation;trip reports and correspondence related to incidental administrative proceedings, such as clearances for travel, requests for transportation and passports; personnel documents, such as requests for appointments and reappointments, affidavits, qualification statements, correspondence concerning statement of employment and financial interests, security clearance documents, curriculum vitae and photographs; a master list of National Civilian Consultants.

**Authority for maintenance of the system:** Title 5 United States Code, Section 3109 and Title 10, United States Code, Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a record of the consultants' qualifications, background data, services provided and actions recommended. Selected USAF medical facilities and activities are provided informational copies of the list of consultants to determine which consultants are desired for special purposes, such as teaching visits and participation at medical meetings and symposia.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** Retained in office files for five years after end of year in which the appointment was terminated, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04008 DPCE A**

**System name:** 04008 DPCE A Supervisor's record of employee

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Files include a record for each civilian employee assigned to the supervisor; debt letters; letters of caution, warning, admonishment, reprimand, and similar disciplinary papers; employee career appraisal prepared for employees in Civilian Career Program

**Authority for maintenance of the system:** Title 5 US Code Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Originated by supervisor

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

DPCER CPO

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from employee, personnel office, and supervisor

**Systems exempted from certain provisions of the act:** NONE

**F04008 DPCMC B**

**System name:** 04008 DPCMC B Civilian Personnel/Classification appeal records

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Letter of proposed action-employee appeal request-written responses-notices of rights to appeal representation time limitations-statement in writing designating representative-letters with drawing appeal and canceling or changing representative-position descriptions-organization charts-functional statements- supplemental work information such as regulations-directives-guides-to-forms- instructions-evaluation statements-employee appeal support material such as work samples-references-congressionals-union correspondence-previous appeal decisions similar situations-items in publication and letters of rebuttal-letters of decision and letters requesting or designating officials -

**Authority for maintenance of the system:** title 5 USC Section 5112

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Exercise employee's right to appeal and render determination on proper classification of the position

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Major Command Director of Civilian Personnel-Base Civilian Personnel Office- HQ USAF DPCMC

**Record access procedures:** Major Command Director of Civilian Personnel-Base Civilian Personnel Office- HQ USAF DPCMC

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE





**F04008 DPCMC C**

**System name:** 04008 DPCMC C Civilian Personnel/Compensation Case Files

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major subordinate commands and numbered Air Forces. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Notification of personnel action form-employee statements-subordinate activities analyses and decision files-Congressional inquiries-AF Audit Agency reports-IG findings and complaint files-CG decisions and opinions-AFAFC findings and comments-Union contracts-local wage schedules-previous and current general schedule salary tables-special wage rates-leave and earning statement-leave and pay records-result decision

**Authority for maintenance of the system:** Chapter 53, Title 5 USC

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine appropriate pay enTitlement in accordance with Title 5 USC, Chapter 53

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** HQ USAF DPCMC-Major Command Director of Civilian Personnel-Base Civilian Personnel Offices

**Record access procedures:** HQ USAF DPCMC-Major Command Director of Civilian Personnel-Base Civilian Personnel Offices

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04008 DPCMC D**

**System name:** 04008 DPCMC D Civilian Personnel/Allowance Appeals

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Notification of personnel action form-foreign allowances application grant and report form-PCS and TDY travel orders-employee statements-subordinate level activities analyses and decision files-paid travel vouchers-Congressional inquiries-AF Audit Agency reports-IG findings and complaint files-CG decisions and opinions-transportation agreements-record of shipment and weight of household goods and personal effects-travel authorization-commercial tickets-transportation rental receipts-lodging and meal receipts-reimbursable travel expenses for passports-money exchange-travelers checks-AFAFC findings and comments-Union contracts-result decision

**Authority for maintenance of the system:** Title 5 USC Chapter 57

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine appropriate enTitlement based on case file and Chapter 57 Title 5 USC

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Base Civilian Personnel Offices and HQ USAF DPCMC and Major Command Director of Civilian Personnel

**Record access procedures:** Base Civilian Personnel Offices and HQ USAF DPCMC and Major Command Director of Civilian Personnel

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04008 DPCMC E**

**System name:** 04008 DPCMC E Civilian Personnel/Classification survey sheets

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Old and new position and pay designations-name of incumbent-organization designation and location authorization data

**Authority for maintenance of the system:** Title 5 USC 3101 Whitten Amendment PL 82-253

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Completion of position reviews required by Whitten Amendment

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Major Command Director of Civilian Personnel and Base Civilian Personnel Office and HQ USAF DPCMC

**Record access procedures:** Major Command Director of Civilian Personnel and Base Civilian Personnel Office and HQ USAF DPCMC

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F04008 0MQJKLA**

**System name:** 04008 0MQJKLA Employee orientation checklist.



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**System location:** Civilian Personnel Office 934 TAG Minneapolis St Paul IAP MN 55 417.

**Categories of individuals covered by the system:** New civilian personnel.

**Categories of records in the system:** Check list to orient new personnel to base environment and give the name and position title of the individual.

**Authority for maintenance of the system:** 934 Supplement to AFR 40 -414.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assist in getting new personnel base oriented.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Retained by supervisor CPO.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04009 DPCD A**

**System name:** 04009 DPCD A Civilian Personnel Statistical Accounting System

**System location:** Directorate of Civilian Personnel

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Liaison officers for Civilian Personnel matters at separate operating agencies-official mailing addresses are in the Department of Defense directory, Air Force Appendix

**Categories of individuals covered by the system:** Current and former Air Force civilian employees separated within the past five years except Air National Guard Technicians and nonappropriated fund employees

**Categories of records in the system:** Employment information including authorization for the position-the position and employee data

**Authority for maintenance of the system:** 5 US Code 301 and 44 US Code 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to obtain statistical data on the workforce to fulfill internal and external report requirements and to provide Air Force offices with information needed to plan for and evaluate manpower, budget and civilian personnel programs-to provide minority group designator codes to the United States Civil Service Commission's automated data file-to provide the Office of the Assistant Secretary of Defense-Manpower and Reserve Affairs with data to assess the effectiveness of the program for employment of women in executive level positions-to obtain listings of employees by function or area for locator and inventory purposes by Air Force offices-to assess the effect or probable impact of personnel program changes by simulation and modeling exercises-to obtain employee duty locations and other employee data for personnel program management purposes-to obtain employee duty locations and other information releasable under Civil Service Commission rules and the Freedom of Information Act to respond to requests from Air Force offices-other Federal agencies and the public-to provide individual records to other components of the Department of Defense in the conduct of their official personnel management program responsibilities-to provide records to law enforcement or investigatory authorities for investigation and possible criminal prosecution-civil court action-or regulatory order-to provide records to the Civil Service Commission for file reconciliation and maintenance purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Normally data are retrieved by use of nonpersonal information such as location and type of employment-occupation-functional area or other workforce characteristic-Employee name and Social Security account number are used to retrieve data only on individual employee searches

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Coding forms-punch cards and system quality control products after use are destroyed by tearing into pieces, shredding, pulping, macerating or burning- transaction tapes are retained for three months and destroyed by deletion- active end of month tapes are retained for one year and then destroyed by deletion except for tapes at end of a fiscal year quarter which are retained by Headquarters United States Air Force for five years before destroying by deletion- the separated employee file tape is at Headquarters United States Air Force and retains employee information at time of separation for five years after which the employee's record is destroyed by deletion-computer produced listings are

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Civilian Personnel,

Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Current employees may obtain information from the data systems group, Directorate of Civilian Personnel, Headquarters United States Air Force and or from Directorates of Civilian Personnel at the headquarters of major commands or liaison officers for civilian personnel matters at the headquarters of separate operating agencies-former employees may obtain information from the data systems group, Directorate of Civilian Personnel, Headquarters United States Air Force-requests should include full name, previous names if any, Social Security account number, date of birth, location of employment if currently employed by the Air Force, last date and location of Air Force civilian employment if not currently employed by the Air Force-official mailing addresses are in the Department of Defense Directory, Air Force Appendix-requests should be in writing and include a return address

**Record access procedures:** Current employees may obtain assistance in gaining access from the Data Systems Group, Directorate of Civilian Personnel, Headquarters United States Air Force and or from Directorates of Civilian Personnel at the headquarters of major commands or liaison officers for civilian personnel matters at the headquarters of separate operating agencies-former employees may obtain assistance in gaining access from the data systems group, Directorate of Civilian Personnel, Headquarters United States Air Force.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F04501 DPMMP A**

**System name:** 04501 DPMMP A Educational Delay Board Findings

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Air Force Reserve Officers' Training Corps (AFROTC) Cadets and/or AFROTC graduates (officers)

**Categories of records in the system:** Applications for delay in entering extended active duty status

**Authority for maintenance of the system:** Title 10 United States Code Armed Forces, Chapter 31, Enlistments, Section 508; Title 44 United States Code Public Printing and Documents, Chapter 31, Records Management by Federal Agencies





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Informs applicants of results thru Board action on their request for delay

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** 6 months for disapproved applications; destroyed on completion of delay for approved applications

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application

**Systems exempted from certain provisions of the act:** NONE

**F04501 OI A**

**System name:** 04501 OI A Air National Guard Information Personnel Background File

**System location:** Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington DC 20330.

**Categories of individuals covered by the system:** Individuals serving as Information Officers assigned to Air National Guard units.

**Categories of records in the system:** Questionnaires including official and home addresses and telephone numbers; specific professional skills; availability for short-notice assignments to active duty.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the National Guard Liaison Officer as a ready reference to identify individuals for short-notice, specific active duty assignments; used as a reference by authorized personnel for coordination of Air National Guard-related information activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI) Washington, DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, Washington DC 20330. Telephone: (202) OX-73470. In written requests the individual should provide full name, current grade, and unit and location of assignment. On personal visits to the record location, the individual should have in possession a current identification card, DD Form 2AF(RES).

**Record access procedures:** Individuals can obtain assistance from the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), at the address given.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F04501 OI B**

**System name:** 04501 OI B Air National Guard Information Personnel Background File

**System location:** Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, The Pentagon, Washington DC 20330.

**Categories of individuals covered by the system:** Individuals serving as Information Officers assigned to Air National Guard units.

**Categories of records in the system:** Questionnaires including official and home addresses and telephone numbers; specific professional skills; availability for short-notice assignments to active duty.

**Authority for maintenance of the system:** 44 United States Code 3101, Establishment of a program of management.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the National Guard Liaison Officer as a ready reference to identify individuals for short-notice, specific active duty assignments; used as a reference by authorized personnel for coordination of Air National Guard-related information activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI)

**Notification procedure:** Requests from individuals should be addressed to the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Room 5C960, Washington DC 20330. Telephone: (202) OX-73470. In written requests the individual should provide full name, current grade, and unit and location of assignment. On personal visits to the record location the individual should have in possession a current identification card, DD Form 2AF(RES).

**Record access procedures:** Individuals can obtain assistance from the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), at the address given.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F04501 0IACYVA**

**System name:** 04501 0IACYVA Air Force Reserve applications

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

Air Force Reserve personnel.

**Categories of records in the system:** Copies of applications for appointment as Reserves of the Air Force and related papers correspondence and related forms

**Authority for maintenance of the system:** Section 10US Code 8358 and 8359.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if an individual is qualified for appointment in the Reserve of the Air Force and to determine in what Air Force Specialty Code the individual qualifies.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Case control number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Destroy 1 year after approval or 1year after individual declines appointment by tearing, burning, shredding, macerating or pulping.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer APRC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual,SSAN(social security account number), current address and the case control number shown on correspondence received from center. Recordss may be reviewed in records review room ARPC,3800 York St Denver, Colo 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days, for personal visits,the individual should provide current reserve ID Card and/or drivers license and give some verbal information that could verify his/her identification.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York st.Denver Colo, 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual applying for appointment in the reserve,statement of military service from Army, Navy or Marine Corps.

**Systems exempted from certain provisions of the act:** NONE

**F04501 0IACYVB**

**System name:** 04501 0IACYVB Applications for appointment medical corps.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force active duty officer personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Dependents of military personnel.

**Categories of records in the system:** Copies of application for appointment as reserves of the Air Force medical and medical related corps with or without component with or without prior medical service, and comparable forms, correspondence, related papers.

**Authority for maintenance of the system:** Section 10 US Code 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if an individual qualifies for commissioning in the USAFR medical and medical related corps. If applicant had prior military service, the Air Force Speciality Code the individual qualifies for. Applications are forwarded for approval to AFMPC/SG, Randolph AFB TX 78148.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are protected by guards.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual,SSAN(social security account number),current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St Denver, Colo, 80205, Building 2 unit G between 8 o,clock and 3 o,clock on normal work days. For personal visits,the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her application for reserve appointment.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York St. Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from individual reservists.

**Systems exempted from certain provisions of the act:** NONE

**F04501 0IACYVC**

**System name:** 04501 0IACYVC Professional Officer Course(POC) and Financial Assistance Program Cadets

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Copies of transmittal letters for disenrolled Air Force Reserve Officer Training Corps (AFROTC) cadets to be discharged.

**Authority for maintenance of the system:** Title 10 US Code sections 2104 and 2107.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if AFROTC cadets were identified for discharge due to disenrollment and the date identified. also to provide historical data on number discharged.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

Records are protected by guards.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN(social security account number), current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St, Denver, Colo. 80205, Building 2, unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her right to obtain information.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.





Information obtained from individual reservists.

**Systems exempted from certain provisions of the act:** NONE

**F04501 0KPNQSA**

**System name:** 04501 0KPNQSA Cadet records.

**System location:** AFROTC/SDA, Maxwell AFB, AL. 36112 and AFROTC detachments. Official mailing addresses of the detachments are in the Department of Defense directory in the appendix to the Air Force:s system notice.

**Categories of individuals covered by the system:** AFROTC cadets applying for/enrolled or previously enrolled (within the past three years) in the professional Officers course or the general military course, if the latter participation was in a scholarship status.

**Categories of records in the system:** Applications for enrollment in the Air Force reserve Officer corps (AFROTC) courses, applications for the AFROTC scholarship program, substantiation documents of qualification for the courses or programs, acceptances of applications, awards of scholarships, documents attesting to medical, academic, moral and civic qualifications, documents recording progress in flying instruction, academic currilulum and leadership training, counseling summaries, records of disenrollment from other Officer candidate training; records of separation or discharge from Officer candidate training; records of separation or discharge of prior servicemen; financial record data, certification of degree requirements; documents tendering and accepting commissions, documents verifying national agency checks or background investigations, documents required or proffered during investications for disenrollment, legal opinions, letters of recommendations, corroboration by civil authorities, awards, citations; and allied papers.

**Authority for maintenance of the system:** Title io U.S.C., chapter 103; military selective service act of 1967,section 6 (50 U.S.C. App 456); 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information collected is for the purpose of recruiting and qualifying a candidate for acdeptance as an AFROTC cadet, continuing the cadet in the program and awarding an Air Force commission. Each detachment, located at its host institution, is the routine user for the members in its particular program. AFROTC, Maxwell AFB, AL, is a user by exception, that is, data is requested from the routine user if there is an aberration in the qualification of an individual for acceptance, continuation or graduation from the ROTC program. AfROTC execises waiver authority that enables deserving individuals to remain in the program on a conditional basis if they perform below standards. AFROTC also requests data for disenrollments, changes in categories and graduation dates. Additionally, AFROTC requests data from the routine user for congressional inquiries, special projects, awards, honors and inter-service ROTC transfers. Air University (AU), as a Major Command, supervises execution of laws, plans and policies relating to AFROTC, as such, AU requires information in exercising its Command and Control function, i.e., Major Command inspections, waiver authority, and data reporting to superior agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The life-cycle of the records begins with the application and testing of the candidate. Documents establishing qualification and satisfaction of criteria along with contracts and allied documents establish the cadet record. Progress documents, counseling sheets and performance records are maintained until graduation and commissioning. Finally, the records are destroyed one year after commissioning. An exception to the one year retention is the record of a disenrolee, one who does not complete the program nor receive a commission. Under these circumstances, the cadet record is maintained for three years. Further disposal of records is by burning, pulping or tearing into pieces.

**Retrievability:** Records are retrieved by name, social security number and detachment number as paper records in file folders.

**Safeguards:** Safeguards are storage in file cabinets that are accessible to the detachment staff and the individual concerned. AFROTC employs a locked rotary diebold power file and file cabinets accessible to the staff.

**Retention and disposal:** Records are destroyed by standard means one year after a cadet is commissioned. Disenrolled cadets: records are retained for three years and then destroyed by tearing into pieces, mascerating, or burning.

**System manager(s) and address:** Director of senior program, Air Force Reserve Officer Training corps Maxwell AFB, AL 36112; and detachment Commander of the appropriate AFROTC detachment.

**Notification procedure:** Requests from individuals should be addressed to the detachment Commanders of their particular AFROTC detachment indicating their name and social security number. However, if their request for information involves an investigation for disenrollment, the addressee is AFROTC/SDA, Maxwell AFB, AL 36112, both addresses may be visited by the requester.

**Record access procedures:** Requests from individuals should be addressed to the detachment Commanders of their particualr AFROTC detachment,indicating their name and social security number. However, if their request for information involves an investigation for disenrollment, the addressee is AFROTC/SDA, Maxwell AFB, AL 36112, both addresses may be visited by the requester.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of records in the system are educational institutions, secondary and higher learning; government agencies; civilian authorities; financial institutions; previous employers; individual recommendations, interviewing Officers; and civilian medical authorities.

**Systems exempted from certain provisions of the act:** NONE

**F04501 0KPNQSB**

**System name:** 04501 0KPNQSB Air Force ROTC field training administration system.

**System location:** AFROTC/SDT,

At Headquarters Air University, Maxwell Air Force Base, AL 36112. ,at Air Force Bases hosting AFROTC field training and AFROTC detachments. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force:s system notice.

**Categories of individuals covered by the system:** AFROTC cadets.

**Categories of records in the system:** Student assignment/orders, in-processing checklist, counseling record, drill evaluation, weekly quarters inspection discrepancy report, observation worksheet, student performance report.

**Authority for maintenance of the system:** Pl 88-647 amending title 10, USC.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in management of field training. Following field training, information is used to determine recommendation for further AFROTC training and qualification for commissioning.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Building locked after duty hours.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of senior program, AFROTC/SD, Maxwell AFB, AL 36112

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Indicate name. Social security number, and AFROTC detachment

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Field training staff, academic and training Officer reports

**Systems exempted from certain provisions of the act:** NONE

**F04501 0KPNQSC**

**System name:** 04501 0KPNQSC AFROTC field training assigment system.

**System location:** AFROTC/SDT

At Headquarters Air University, Maxwell Air Force Base, AL 36112.



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**Categories of individuals covered by the system:** AFROTC cadets and active duty military personnel assigned to AFROTC.

**Categories of records in the system:** Personnel assignment request, availability, and actual assignments.

**Authority for maintenance of the system:** Pl 88-647 amending title id. US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System is used to assign staff and students to field training locations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of senior program, AFROTC, Maxwell AFB al 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Individuals must provide name, SSAN, and unit of assignment.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** AFROTC detachment personnel

**Systems exempted from certain provisions of the act:** NONE

**F04501 0KPNQSD**

**System name:** 04501 0KPNQSD Flight instruction program (FIP).

**System location:** AFROTC/SDA

At Headquarters Air University, Maxwell Air Force Base, AL 36112. and at AFROTC detachments, official mailing addreddes of the detachments are in the Department of Defense directory in the appendix to the Air Force:s system notice.

**Categories of individuals covered by the system:** AFROTC cadets enrolled in FIP and contractors.

**Categories of records in the system:** Student eligibility record, grade sheets and performance record , conunseling and interview record, training certificates, waiver and elimination actions.

**Authority for maintenance of the system:** Pl 88-647 amending title 101 US Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in monitoring cadets progress in FIP and to. determine cadets qualifications for further Air Force pilot training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of senior program, AFROTC, Maxwell AFB AL 36112.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requests should include name, SSAN, detachment number of requestor.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of records in the system are the flight instructors, detachment FIP project Officers, and FAA flight examiners.

**Systems exempted from certain provisions of the act:** NONE

**F04501 02SCEYA**

**System name:** 04501 02SCEYA Military personnel folders.

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

Personnel Division (DP).

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Assigned or attached to the Air Force Inspection and Safety Center (AFISC).

**Categories of records in the system:** Performance reports rendered while assigned to AFISC AF Forms 2095 and 2096 AF Forms 7 and 11 AF Form 298-1. record individual person enlisted

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Internal management of military personnel assigned and attached to AFISC. Used by Commer, Directors, supervisors .

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Locked cabinet.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Controlled by sign out logs.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Six months after departure.

**System manager(s) and address:** Chief of Personnel Office, Air Force Inspection and Safety Center, NortonAFB, CA.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Commander, Directors, Supervisors gain access through the system manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Field personnel records maintained by Base Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F04501 07YLNGA**

**System name:** 04501 07YLNGA Reserve Officer/Airman personnel data card index

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

And at each Air Force Office of Special Investigations (AFOSI) District.

**Categories of individuals covered by the system:** AFOSI reserve personnel.

**Categories of records in the system:** Index cards containing pertinent personnel data to include promotion dates, Officer effectiveness report data, list of active duty tours, service schools attended, civilian occupation and education, locator data, security clearance and date granted, and assignment data.

**Authority for maintenance of the system:** 44 USC 3101





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Chief, Reserve Affairs and Personnel Procurement Division to maintain current routine data on all mobilization augmentees. Used by AFOSI district Commanders to effect a timely and orderly recall of reserve personnel upon notification of national emergency and to effectively utilize such individuals based on previous experience and education.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data is extracted from individual training and military/ civilian personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F04501X0IACYVA**

**System name:** 04501X0IACYVA Air Force service data of employees and relatives.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Personal data of active duty military personnel and civilian employees or a relative of either who are assigned to the Air Reserve Personnel Center, Members of the Air Force Reserve or Air National Guard.

**Authority for maintenance of the system:** 10 US Code section 275.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to identify a master personnel record and place it in a more secure file which has a limited access. when completed, the form is maintained and used by the records maintenance division (DPFR) Air Reserve Personnel Center.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual,SSAN(social security account number),current address and the case control number shown on correspondence received from center. Records may be reviewed in Records Review room ARPC,3800 York St Denver,colo 80205, Building 2 unit G between 8 o,clock and 3 o,clock on normal work dayys.for personal visits,the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her reserve status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual, member or relative.

**Systems exempted from certain provisions of the act:** NONE

**F04501X0IACYVB**

**System name:** 04501X0IACYVB Air Force reserve applications for extended active duty.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Application for extended active duty correspondence and related documents.

**Authority for maintenance of the system:** 10US Code 672d.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if individual is qualified for voluntary entry on extended active duty if the individual is qualified and a procurement quota is available when the entry on extended active duty is accomplished.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York Street, Denver, Colorado

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual,SSAN(social security account number),current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC,3800 York St Denver,colo 80205,building 2 unit g between 8 o:clock and 3 o:clock on normal work days,for personal visits,the individual should provide current reserve i.d.card and/or drivers license and give some verbal information that could verify his/her proper identification.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/daes 3800 York st.Denver colo.80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from individual applying for extended active duty.

**Systems exempted from certain provisions of the act:** NONE

**F04501X0IACYVD**

**System name:** 04501X0IACYVD Air Force Reserve Officer training corps(AFROTC) contract Violators

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.



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**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Cards reflecting incoming referrals annotated with name, social security number (SSAN), address and resume of actions taken

**Authority for maintenance of the system:** US Code 10, section 2107 financial assistance program

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control and account for AFROTC contract violator cases. Used by military personnel technicians for central accounting of AFROTC contract violator.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver. Colorado 80205, written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St Denver, Colo 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits,the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her military status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver Colo. 80205, telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Commandant AFROTC; Maxwell AFB Alabama 36112.

**Systems exempted from certain provisions of the act:** NONE

**F04501X01ACYVE**

**System name:** 04501X01ACYVE Involuntary recall.

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Documents consist of listings of incoming referrals with name, social security number (SSAN), line number and resume of actions taken.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To control and account for involuntary recall of nonparticipating Airmen. Used for control by military personnel technicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

line number. Alphabetically by name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC) 3800 York Street, Denver, Colorado

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205, written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St, Denver, Colo, 80205, Building 2 unit G between 8 o'clock and 3 o'clock on normal work days. For personal visits,the individual should provide current reserve ID Card and/or drivers license and give some verbal information that could verify his/her military status.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC (DAES) 3800 York St, Denver Colo. 80205 telephone area code 303 825 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from the National Guard Bureau, Wash, DC, 20310. Headquarters Air Force Reserve/DPAA Robins AFB Georgia 31098. ARPC/DPRM,3800 York st. Denver, Colo. 80205

**Systems exempted from certain provisions of the act:** NONE

**F04501X0MUHHZA**

**System name:** 04501X0MUHHZA Reserve medical service corps Officer appointments.

**System location:** Headquarters Air Force Reserve (AFRES) Robins Air Force Base, AFB, GA 31098.

**Categories of individuals covered by the system:** Air Force reserve medical service corps Officer applicants

**Categories of records in the system:** Status and actions taken during the processing of applications for appointment.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides a ready reference and status of all applications and the actions accomplished during the processing of each.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by commanders of medical centers and hospitals.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Command surgeon Headquarters Air Force Reserve, Robins AFB, GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F04502 01ACYVA**

**System name:** 04502 01ACYVA Inactive Duty training, Extension Course Institute (ECI) Training

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** authorization for inactive duty training,authorization for individual inactive duty training (for nonpay status only;for pay status authorization),certificate of completion issued on completion of volume of a course.

**Categories of records in the system:** Point credit source documents maintained on active air force reserve member.





**Authority for maintenance of the system:** Title 10 US Code sections 1331,1332 and 1333.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The record shows the completion of each volume of a correspondence course by a reservist and shows training performed for either paid or nonpaid status.record is used by military personnel clerks to audit a reservist point credit account.it is used as a cross check to insure accuracy of the reservists yearly point credit account as it pertains to his pay account.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

**Retention and disposal:** inactive duty training documents are destroyed after 5 years. Eci certificates(duplicates) are destroyed six months after reservist receives his copy.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC)

**Notification procedure:** request from individual should be addressed to command documentation officer ARPC/daes 3800 york St denver Colorado 80205,written request for information should contain full name of individual,SSAN(social security account number),current address and the case(control)number shown on correspondence received from center.records may be reviewed in records review room ARPC,3800 york St denver,colo 80205,building 2 unit g between 8 o:clock and 3 o:clock on normal work days.for personal visits,the individual should provide current reserve i.d. Card and/or drivers license and give some verbal information that could verify his/her training course taken and the date of the course.

**Record access procedures:** Individual can obtain assistance in gaining access from command documentation manager,ARPC/daes 3800 york st.denver colo.80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from individual reservist,air national guard and air force reserve unit.

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCA**

**System name:** 05001 OBXQPCA Cadet Information Card

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Cadet Information Card

**Authority for maintenance of the system:** 10USC903, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Individual cards on cadets listing name, date of birth, SSAN, admission examination scores, course grades and instructor evaluations concerning aptitude, attitude and performance. Category of User: Faculty departments. Specific Use: Used to evaluate potential cadets for commissioned service and to evaluate potential as future instructor.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained at USAF Academy, CO 80840 in the department(s). Destroyed by tearing into pieces, shredding, macerating or burning after purpose has been served or five years after graduation.

**System manager(s) and address:** Dean of Faculty, United States Air Force Academy, CO 80840

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F05001 OBXQPCB**

**System name:** 05001 OBXQPCB Academic Scheduling

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Listings of all cadet academic schedules including cadet final examination schedules; rosters of cadets, by course, taking final examinations; extra instruction or hospital instruction schedules; roster of cadets requesting permission to enroll in independent study, or authorized to drop or add courses; listing of course rosters prepared for current semester indicating individual's enrollment by course section; reports of reasons for cadet absences or lateness for academic causes; listing of cadets improperly registered in classes.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Provide both cadet and instructors of schedules of classes and classrooms and an explanation for any deviation from these schedules. Category of Users: Cadets and Dean of the Faculty staff. Specific Uses: Used to provide locator and scheduling information and to provide proposed course offering information, change current and future semester course enrollments, reschedule cadets and establish criteria for resectioning cadets in their courses during the academic year.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Counseling and Scheduling

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCC**

**System name:** 05001 OBXQPCC Intramural/Intercollegiate Participation Roster

**System location:** At United States Air Force Academy, CO 80840.



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**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Records indicating cadet's participation in intramural or intercollegiate sports

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine cadet's intramural grade

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Chief of Intraamural Division

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCD**

**System name:** 05001 OBXQPCD Intramural Team Roster

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Individual sport team roster

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information roster of members of each intramural team

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained.in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until training is completed and posted to applicable document, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, U. S. Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Squadron Athletic Officer

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCE**

**System name:** 05001 OBXQPCE Intramural Absentee and Injury Report

**System location:** At United States Air Force Academy, CO 80840.

At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Cadets absent from or injured during intramurals

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Daily report of cadets absent/injured in intramurals

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until training is completed and posted to applicable document, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Officer in Charge of individual sport

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCF**

**System name:** 05001 OBXQPCF Results of Intramural Competition

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Intramural contest results and participation in same

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record cadet participation and contest results to be used to compile squadron intramural points.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, United States Air Force Academy, Washington D.C. 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Officer in Charge of individual sport

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCG**

**System name:** 05001 OBXQPCG Intramural Season Participation Record

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Each cadet squadron's individual intramural sport, team roster and daily attendance/ participation by team members

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Forms used by each intramural team for an entire season to check on team members' attendance/ participation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until training is completed and posted to applicable document, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics, U. S. Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Cadet Squadron Athletic Officer

**Systems exempted from certain provisions of the act:** NONE

**F05001 OBXQPCH**

**System name:** 05001 OBXQPCH Collateral Training Records

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** USAF Academy cadets enrolled in courses of the Academy Navigation Division.

**Categories of records in the system:** Exam answer sheets, takehome exercises, flight mission grade sheets.

**Authority for maintenance of the system:** Pub. L. 89-554, Sept. 6, 1966, 80 Stat. 379, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain a record of scores and grades accumulated during the academic year. Assigned officers and secretarial staff of the Navigation Division, USAFA. Used to resolve any questions of validity of cadet grades.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are stored in locked cabinets or rooms.

Navigation Division instructor staff and secretrial staff who are responsible for servicing the record system in performance of offical duties have access.

**Retention and disposal:** All material in system with the exception of final examination answer sheets are retained for 90 days after the end of the semester in which administered or until the cadet graduates, whichever is sooner. Final examination answer sheets are destroyed after one year or when the cadet graduates, whichever is sooner. All material to be destroyed is boxed and pulverized in accordance with the aforementioned time frame by the Director of Logistical Support and Plans (DFSAS), USAFA.

**System manager(s) and address:** Commandant of Cadets (CW), USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requesting individuals will be required to supply full name, cadet number, and social security account number (SSAN). Requests must first be addressed through the Commandant of Cadets (CW) before obtaining specific data from the Navigation Division (CWIN).

**Record access procedures:** Individual can obtain assistance in gaining access from the System Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from cadet testing and flight checks during the academic year.

**Systems exempted from certain provisions of the act:** NONE

**F05001 SAFOI B**

**System name:** 05001 SAFOI B Information Officer Short Course Eligibility File

**System location:** Academic Detachment, Secretary of the Air Force Office of Information (SAF/OIOL), 780 Van Vleet Oval, Room 334, Norman, OK 73069.

**Categories of individuals covered by the system:** Active duty Air Force Information Officers in the grades of 2nd Lieutenant through Colonel.

**Categories of records in the system:** Brief service history (including current grade and duty location), educational background, and information on previous attendance at the Air Force Short Course in Communication.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Information Career Management Staff Officer, Air Force Military Personnel Center (AFMPC/DPMROS4D), Randolph AFB TX 78148, and by the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Washington DC 20330, to determine eligibility of Information Officers to attend future classes in the Air Force Short Course in Communication.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI)

**Notification procedure:** Requests from individuals should be addressed to the Academic Detachment Liaison Non-Commissioned Officer (SAF/OIOL), 780 Van Vleet Oval, Room 334, University of Oklahoma, Norman, OK 73069. Telephone: (405) 325-1804.

**Record access procedures:** Individuals can obtain assistance from the Academic Detachment Liaison Non-Commissioned Officer or from the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information, addresses as given.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data extracted from surveys of all Information Officers provided by Major Air Commands and Separate Operating Agencies on all assigned Information Officers. Updated annually.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0IACYVA**

**System name:** 05001 0IACYVA Professional military Education (PME).

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** Records concerning school (pme) quotas, school selection boards results selecting a reservist to attend a pme course

**Authority for maintenance of the system:** Title 10 US Code section 262.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to monitor, manage and comply with the requirements to fulfill the quotas allocated to reservist by the office of primary responsibility at ARPC.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.



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Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** Request from individual should be addressed to Command Documentation Officer ARPC/DAES 3800 York St Denver Colorado 80205. Written request for information should contain full name of individual, SSAN (social security account number), current address and the case control number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St Denver, Colo 80205, Building 2 unit G. between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve ID card and/or drivers license and give some verbal information that could verify his/her record.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager, ARPC/DAES 3800 York St. Denver colo. 80205 telephone area code 303 823 1161.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from master personnel record and individuals application.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0J DOTA**

**System name:** 05001 0J DOTA Program administration records.

**System location:** Columbus Air Force Base (AFB) MS 39701, Craig AFB AL 36701, Laughlin AFB TX 78840, Moody AFB GA 31601, Randolph AFB TX 78148, Reese AFB TX 79489, Sheppard AFB TX 73611, Vance AFB OK 73701, Webb AFB TX 79720, Williams AFB AZ 85224.

**Categories of individuals covered by the system:** Synthetic trainer instructors.

**Categories of records in the system:** Training and qualification records.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of initial, qualification, and continuation training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are stored in controlled files.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff for Operations, HQ Air training Command, Randolph AFB, TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Panels, auditors, and individual's performance during training. Prepared on behalf of the Air Force by boards, committees, Information obtained from source documents (such as reports).

**Systems exempted from certain provisions of the act:** NONE

**F05001 0J DOTB**

**System name:** 05001 0J DOTB Program administration records.

**System location:** Columbus AFB MS 39701, Craig AFB AL 36701, Lackland AFB TX 78236, Laughlin AFB TX 78840, Mather AFB CA 95655, Moody AFB TX 31601, Randolph AFB TX 78148, Reese AFB TX 79489, Sheppard AFB TX 73611, Vance AFB OK 73701, Webb AFB TX 79720, Williams AFB AZ 85224.

**Categories of individuals covered by the system:** Flying training students

**Categories of records in the system:** Class number, all student training records.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Conduct faculty board proceedings to determine all matters relating to proficiency, deficiency, elimination of students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files one year, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff for Operations, HQ Air Training Command. Randolph AFB TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Flying training supervisors and staff officials.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0J DP A**

**System name:** 05001 0J DP A Faculty board ledger.

**System location:** Headquarters Air training Command (ATC) Deputy Chief of Staff for Personnel (DCSP), Randolph AFB, TX 78148.

**Categories of individuals covered by the system:** All Officers who meet a faculty board for elimination from undergraduate navigator or pilot training programs.

**Categories of records in the system:** Composite listing containing board documentation.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses ledger to monitor case timeliness.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked building.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters Air Training Command, Deputy Chief of Staff Personnel Randolph Air Force Base Texas, 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0JMPLSB**

**System name:** 05001 0JMPLSB Student collateral training records.

**System location:** At Officer Training School USAF Lackland AFB TX 78236.

**Categories of individuals covered by the system:** Students in precommissioning training.

**Categories of records in the system:** Student performance records and subjective evaluations.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evaluation of student's potential for commissioning.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Maintained for 2 years then destroyed at records staging area by tearing, macerating, pulping, shredding or burning.

Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Commander for Military Training , Officer Training School, Lackland AFB TX 78236.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Internal testing and instructor and peer observation.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0MUHHZA**

**System name:** 05001 0MUHHZA Undergraduate pilot and navigator training.

**System location:** Air Force Reserve (AFRES) Robins Air Force Base GA 31098.

**Categories of individuals covered by the system:** Personnel selected for Officer Training School, undergraduate pilot training, initial navigator training.

**Categories of records in the system:** Data contained in standard AF military personnel file.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide class number reporting date class starting date graduation date and unit of assignment upon completion of training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Personnel HQ AFRES Robins AFB GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0MUHHZB**

**System name:** 05001 0MUHHZB Air Force Reserve Medical School tour allocations.

**System location:** HQ AFRES Robins AFB GA 31098.

**Categories of individuals covered by the system:** Air Force Reserve Officer and enlisted medical personnel.

**Categories of records in the system:** Actions and quota allotment for medical personnel requesting attendence at a military service school.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides ready reference of the actions and allotment of school tour quotas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are controlled by personnel screening.

**Retention and disposal:** Retained in office one year after end of year in which quota is filled then destroyed by shredding, burning, pulping, macerating or tearing into pieces.

**System manager(s) and address:** Command Surgeon HQ AFRES Robins AFB GA 31098.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0QKRSMA**

**System name:** 05001 0QKRSMA Training Instructors (Academic Instructor Improvement/Evaluation)

**System location:** Chief, Academic Training Branch, 1550 Technical Training Squadron Hill Air Force Base UT 84406.

**Categories of individuals covered by the system:** Academic instructors.

**Categories of records in the system:** Forms for evaluating instructor performance in the classroom.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Basic for instructor improvement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Academic Training Branch, 1550 Technical Training Squadron, Hill Air Force Base UT 84406

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.



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**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisors.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SGHLND**

**System name:** 05001 0SGHLND Electronic Warfare Officer Examination Answer Sheet.

**System location:** 321 Strategic Missile Wing (SMW/DOX) Grand Forks ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

On operations crews.

**Categories of records in the system:** Used to record test answers.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a test answer sheet.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Plans and Intelligence Division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SGHLNE**

**System name:** 05001 0SGHLNE Combat intelligence crew training record.

**System location:** 319 Ballistic Missile Wing/DOIC Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel on operation crews.

**Categories of records in the system:** Record training of crew members.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a training record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Civilian Payroll Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Intelligence Division, Grand Forks AFB ND 58201.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and individual's performance during training.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SGHLNF**

**System name:** 05001 0SGHLNF Aircrew positive control study record.

**System location:** 319 Ballistic Missile Wing/DOX, Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty personnel on operations crew.

**Categories of records in the system:** To record positive control self study.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To insure the control of self study.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Plans Division, Grand Forks AFB ND 58201.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SGHLNG**

**System name:** 05001 0SGHLNG Officers Electronic Warfare Officer (EWO) training record.

**System location:** 321 Strategic Missile Wing/DOXT Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

In EWO training.

**Categories of records in the system:** Used to record EWO training.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a consolidated record of EWO training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** EWO training Officer, Grand Forks AFB ND 58201.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and individual's performance during training.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SGHLNH**

**System name:** 05001 0SGHLNH Missile procedures training (MPT) accomplishment.

**System location:** 321Strategic Missile Wing/Director of Operations and Training, Grand Forks ND 58201.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

On operations crews.

**Categories of records in the system:** Student, crew number, training partner, date, type training, discrepancies noted.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record missile procedures trainer rides, critiquing students, provides for review by interested students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Senior Wing missile crew instructor.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and individual's performance during training.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0SSZDTA**

**System name:** 05001 0SSZDTA Nursing skill inventory.

**System location:** Nursing office SGHN

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All nursing personnel on Base.

**Categories of records in the system:** List of skill proficiency each individual nurse has attained.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Furnishing on the job training instructor skill level progress of each nurse.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0UJCGJA**

**System name:** 05001 0UJCGJA Training summaries graduation roster.

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS) to Goodfellow Air Force Base TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** IBM cards containing names grades.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Security Service training groups Division and Security Service personnel to identify graduate students on a weekly basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** United States Air Force School of Applied Cryptologic Science, Goodfellow Air Force Base, TX 76901.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE



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**F05001 0UJCGJB**

**System name:** 05001 0UJCGJB Training summaries entering class rosters.

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS). Goodfellow AFB, TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Name rank SSAN course

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by USAFSACS/Training Operations Division and USAFSACS/personnel to identify students scheduled to enter classes on a weekly basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS to.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0UJCGJC**

**System name:** 05001 0UJCGJC Training summaries alphabetical roster.

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS), Goodfellow Air Force Base, TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Name grade course SSAN and entering date.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by USAFSACS/Training Operations Division to alphabetically identify students enrolled in USAFSACS resident courses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F05001 0UJCGJD**

**System name:** 05001 0UJCGJD Training summaries class roster.

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS) Goodfellow Air Force Base, TX 76901.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Name grade SSAN course.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by USAFSACS/Training Operations Division to identify classes is session and to further identify training status of students enrolled in classes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** USAFSACS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F05001 06SCEYA**

**System name:** 05001 06SCEYA Advanced Degree File

**System location:** Managed at HQ Air Force Audit Agency (AFAA/CC), Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency active duty officer and enlisted personnel and civilian employees

**Categories of records in the system:** Listings of personnel, by grade, and highest educational level attained

**Authority for maintenance of the system:** Title 10, US Code 8014a and 8032b(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides a reference of the educational background of all assigned Air Force Audit Agency auditor personnel holding graduate degrees. Used to evaluate whether further training is needed by specific employees in specific academic areas and assignment to jobs requiring advanced degrees. Users - Directorates of Operations and Resources Management Staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.





**Retention and disposal:** Retained in office files for one year after annual cutmoff, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Resources Management (AFAA/RM), Norton AFB, CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

And information provided by the individual.

**Systems exempted from certain provisions of the act:** NONE

**F05001 06SCEYB**

**System name:** 05001 06SCEYB Air Force Audit Agency Office Training File

**System location:** Command Section, AFAA/CD, Norton AFB CA 92409 Directorate of Operations, AFAA/DO, Norton AFB CA 92409 Directorate of Plans, AFAA/XP, Norton AFB CA 92409 Directorate of Resources Management, AFAA/RM, Norton AFB CA 92409 Office of the Assistant Auditor General, CSAF/ACU, Washington, D.C. 20330 Air Force Audit Agency, Central Region (AFAA/AGC) Carswell AFB TX 76127 Air Force Audit Agency, Eastern Region (AFAA/AGE) Langley AFB VA 23665 Air Force Audit Agency, European Region (AFAA/AGU) APO NY 09332 Air Force Audit Agency, Western Region (AFAA/AGW) Norton AFB CA 92409 Air Force Audit Agency, Service Wide Systems Division (AFAA/AGP) Norton AFB CA 92409 Air Force Audit Agency Office, Acquisition Systems Division (AFAA/AGS), Bldg 3226 Stop 12, Andrews AFB DC 20331 Air Force Audit Agency office, Logistic Systems Division (AFAA/AGL), Wright-Patterson AFB OH 45433 Air Force Audit Agency Office, Altus AFB OK 73521 Air Force Audit Agency Office, Barksdale AFB TX 71110 Air Force Audit Agency Office, Bergstrom AFB TX 78743 Air Force Audit Agency Office, Blytheville AFB AR 72315 Air Force Audit Agency Office, Cannon AFB NM 88101 Air Force Audit Agency Office, Carswell AFB TX 76127 Air Force Audit Agency Office, Duluth IAP MN 55814 Air Force Audit Agency Office, PO Box 547, Dyess AFB TX 79607 Air Force Audit Agency Office, Ellington AFB TX 77030 Air Force Audit Agency Office, Ellsworth AFB SD 57706 Air Force Audit Agency Office, England AFB LA 71301 Air Force Audit Agency Office, Ent AFB CO 80912 Air Force Audit Agency Office, F E Warren AFB WY 82001 Air Force Audit Agency Office, Grand Forks AFB ND 58201 Air Force Audit Agency Office, Holloman AFB NM 88330 Air Force Audit Agency Office, Lackland AFB TX 78236 Air Force Audit Agency Office, Little Rock AFB AR 72076 Air Force Audit Agency Office, Lowry AFB CO 80230 Air Force Audit Agency Office, Malmstrom AFB MT 59402 Air Force Audit Agency Office, Minot AFB ND 58701 Air Force Audit Agency Office, Offutt AFB NE 68113 Air Force Audit Agency Office, ATC-AFAA, Randolph AFB TX 78148 Air Force Audit Agency Office, Reese AFB TX 79489 Air Force Audit Agency Office, Richards-Gebaur AFB MO 64030 Air Force Audit Agency Office, PO Box 3427, PSC 2, Sheppard AFB TX 76311 Air Force Audit Agency Office, USAF Academy CO 80840 Air Force Audit Agency Office, Webb AFB TX 79720 Air Force Audit Agency Office, Whiteman AFB MO 65301 Air Force Audit Agency Office, APO New York 09825 Air Force Audit Agency Office, Andrews AFB Washington DC 20331 Air Force Audit Agency Office, Chanute AFB IL 61868 Air Force Audit Agency Office, Charleston AFB SC 29404 Air Force Audit Agency Office, Dover AFB DE 19901 Air Force Audit Agency Office, Griffiss AFB NY 13440 Air Force Audit Agency Office, Grissom AFB IN 46970 Air Force Audit Agency Office, Homestead AFB FL 33030 Air Force Audit Agency Office, Keesler AFB MS 39534 Air Force Audit Agency Office, Kincheloe AFB MI 49788 Air Force Audit Agency Office, K I Sawyer AFB MI 49843 Air Force Audit Agency Office, Langley AFB VA 23665 Air Force Audit AGency Office, Rickenbacker AFB OH 43217 Air Force Audit Agency Office, Loring AFB ME 04750 Air Force Audit Agency Office, PO Box 6032, MacDill AFB FL 33608 Air Force Audit Agency Office, Maxwell AFB AL 36112 Air Force Audit Agency Office, McGuire AFB NJ 08641 Air Force Audit Agency Office, Myrtle Beach AFB SC 29577 Air Force Audit Agency Office, Pease AFB NH 03801 Air Force Audit Agency Office, Plattsburgh AFB NY 12903 Air Force Audit Agency Office, Pope AFB NC 28309 Air Force Audit Agency Office, Scott AFB IL 62225 Air Force Audit Agency Office, Seymour Johnson AFB NC 27530 Air Force Audit Agency Office, PO Box 552, Shaw AFB SC 29152 Air Force Audit Agency Office, Tyndall AFB FL 32401 Air Force Audit Agency Office, Wurtsmith AFB MI 48753 Air Force Audit Agency Office, APO San Francisco 96334 Air Force Audit Agency Office, Beale AFB CA 95903 Air Force Audit Agency Office, Castle AFB CA 95342 Air Force Audit Agency Office, APO San Francisco 96319 Air Force Audit Agency Office, APO San Francisco 96274 Air Force Audit Agency Office, Davis-Monthan AFB AZ 85707 Air Force Audit Agency Office, APO Seattle 98737 Air Force Audit Agency Office, PO Box 878, APO Seattle 98742 Air Force Audit Agency Office, PO Box 1313, Fairchild AFB WA 99011 Air Force Audit Agency Office (LA), George AFB CA 92392 Air Force Audit Agency Office, APO San Francisco 96553 Air Force Audit Agency Office, APO San Francisco 96239 Air Force Audit Agency Office, APO San Francisco 96288 Air Force Audit Agency Office, APO San Francisco 96264 Air Force Audit Agency Office, Luke AFB AZ 85309 Air Force Audit Agency Office, March AFB CA 92508 Air Force Audit Agency Office, Bldg 510, Mather AFB CA 95655 Air Force Audit Agency Office, PO Box 4006, McChord AFB WA 98438 Air Force Audit Agency Office, Mountain Home AFB ID 83648 Air Force Audit Agency Office, APO San Francisco 96310 Air Force Audit Agency Office, Nellis AFB NV 89191 Air Force Audit Agency Office, APO San Francisco 96570 Air Force Audit Agency Office, APO San Francisco 96280 Air Force Audit Agency Office, Travis AFB CA 94535 Air Force Audit Agency Office, APO San Francisco 96304 Air Force Audit Agency Office, APO San Francisco 96237 Air Force Audit Agency Office, APO San Francisco 96330 Air Force Audit Agency Office, Vandenberg AFB CA 93437 Air Force Audit Agency Office, Williams AFB AZ 85224 Air Force Audit Agency Office, APO San Francisco 96328 Air Force Audit Agency Office, APO New York 09238 Air Force Audit Agency Office, APO New York 09223 Air Force Audit Agency Office, APO New York 09293 Air Force Audit Agency Office, APO New York 09755 Air Force Audit Agency Office, APO New York 09132 Air Force Audit Agency Office, APO New York 09109 Air Force Audit Agency Office, TUSLOG Det 193 RES/AUD, APO New York 09289 Air Force Audit Agency Office, APO New York 09179 Air Force Audit Agency Office, APO New York 09332 Air Force Audit Agency Office, APO New York 09012 Air Force Audit Agency Office, APO New York 09057 Air Force Audit Agency Office, APO New York 09283 Air Force Audit Agency Office, APO New York 09194 Air Force Audit Agency Office, Edwards AFB CA 93523 Air Force Audit Agency Office, PO Box 1625, Eglin AFB FL 32542 Air Force Audit Agency Office, Kirtland AFB NM 87115 Air Force Audit Agency Office, Bldg 1521, Stop 21, L G Hanscom Fld MA 01730 Air Force Audit Agency Office, PO Box 92960, Worldway Postal Center, Los Angeles CA 90009 Air Force Audit Agency Office, Patrick AFB FL 32925 Air Force Audit Agency Office/ASD, Wright-Patterson AFB OH 45433 Air Force Audit Agency Office, Hill AFB UT 84406 Air Force Audit Agency Office, Kelly AFB TX 78241 Air Force Audit Agency Office/LVAS, McClellan AFB CA 95652 Air Force Audit Agency Office/AUDGN, Robins AFB GA 31098 Air Force Audit Agency Office, Tinker AFB OK 73145 Air Force Audit Agency Office (WPRA), Wright-Patterson AFB OH 45433 Air Force Audit Agency Office, Newark AFS OH 43055 Air Force Audit Agency Office/AFDSDC, OL-2, Bldg 1111, Gunter AFS AL 36114 Air Force Audit Agency Office/AFAFC, 3800 York St, Denver CO 80205 Air Force Audit Agency Office/AFMPC, Randolph AFB TX 78148 Air Force Audit Agency Office, SAMSO, Norton AFB CA 92049 Air Force Audit Agency Office, Norton AFB CA 92409

**Categories of individuals covered by the system:** Air Force Audit Agency active duty officer personnel Air Force Audit Agency active duty enlisted personnel Air Force Audit Agency civilian employees Air Force Audit Agency reserve personnel

**Categories of records in the system:** Training Control Record Training Achievement Report Certificate of Training Record of Training or Certification of Equivalency College Transcripts General Military Training Record Training Completion Notices Training Progress Reports Course Evaluation Requests for Training/Tuition Assistance Roster of Interns for Training Monitoring Summary of Region/Division Training Requirements Memorandums of Training Approvals Roster of Personnel Scheduled for Training

**Authority for maintenance of the system:** Title 10, U.S. Code 8013a and 8032b(1)



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Air Force Audit Agency headquarters personnel, resident auditors, supervisory auditors, training officers, and region/division chiefs to schedule training and evaluate training progress and results.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency, Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

And educational data generated internally by United States Air Force and Air Force Audit Agency.

**Systems exempted from certain provisions of the act:** NONE

**F05001 22 ALSA**

**System name:** 05001 22 ALSA Aircrew Intelligence Training Report

**System location:** 21 Composite Wing, Intelligence Division, APO Seattle 98742. 5010 Combat Support Group, Intelligence Division, APO Seattle 98737

**Categories of individuals covered by the system:** Air Force aircrew personnel and foreign exchange officers on duty with Alaskan Air Command.

**Categories of records in the system:** Individual intelligence training accomplishments and requirements. Security clearance.

**Authority for maintenance of the system:** 5USC Section 301 Government Organization and employees - Powers -Department Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide an accounting system of aircrew intelligence training due and/or received and to provide commanders with training accomplishment information. 21 Composite Wing, 5010 Combat Support Group and subordinate operational squadron commanders. Determines individual aircrew training requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained on computer paper printouts.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Name of organization of assignment

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Also by degaussing.

**System manager(s) and address:** Alaskan Air Command, Deputy Chief of Staff for Intelligence, APO Seattle 98742

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Source is training attendance records

**Systems exempted from certain provisions of the act:** NONE

**F05001 22 ALSB**

**System name:** 05001 22 ALSB Operations Training Records

**System location:** Completed and maintained on file at each of the thirteen Alaskan Air Command Aircraft Control and Warning Squadrons (ACWS).

**Categories of individuals covered by the system:** Active duty Air Force weapons controllers, Air Force Speciality Code (AFSC) 17XX, and air surveillance technicians, AFSC 276XX, personnel.

**Categories of records in the system:** Records include positional evaluation/training status/and evaluation of currency in assigned duty positions.

**Authority for maintenance of the system:** 50 USC, Section 401, War and National Defense - National Security -Congressional Declaration for Purpose.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record currency status (operational). Used by active duty Air Force officers and enlisted personnel in supervisory operations positions at each of the thirteen Aircraft Control and Warning Stations. Used to determine and monitor currency status and training status.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters Alaskan Air Command, Operations, directs policies and applicable procedures. At individual ACWS, a training officer or noncommissioned officer is assigned the training function.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information contained in the file is derived from the evaluation made by the training officer. No other sources are applicable or included.

**Systems exempted from certain provisions of the act:** NONE

**F05001A0SGHLNB**

**System name:** 05001A0SGHLNB Upgrade training missile procedures training (MPT) critique form.

**System location:** 321 Strategic Missile Wing/Director of Operations and Training, Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

On upgrade training.

**Categories of records in the system:** Name, date, training discrepancies.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record upgrade MPT training session, for critiquing student, provides for review by interested agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**





**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Senior Wing missile crew instructor.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and individual's performance during training.

**Systems exempted from certain provisions of the act:** NONE

**F05001B0SGHLNB**

**System name:** 05001B0SGHLNB Training attendance.

**System location:** 321 Strategic Missile Wing/Director of Operations, Grand Forks AFB, ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

On EWO training.

**Categories of records in the system:** Name, grade, date, type training, scores.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record training attendance and scores.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Date

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Plans and Intelligence Division.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and individual's performance during training.

**Systems exempted from certain provisions of the act:** NONE

**F05001B0SSGBPA**

**System name:** 05001B0SSGBPA Ballistic Missile Staff Officer course quotas.

**System location:** Manning equipment and training Branch office of the Chief, Security Police Strategic Air Command (sac) offutt Air Force Base NE 68113.

**Categories of individuals covered by the system:** SAC HDQS Security Police personnel who allocated a quota to attend the course.

**Categories of records in the system:** Report contains name grade social security number security clearance and date of course attendance.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposc to control allocation of course quotas category of user Headquarters SAC Security Police personnel specific uses maintained to indicate what individuals have attended the course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in vertical file folders.

**Retrievability:** Can be retrieved by class date.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Chief, Manning Equipment and Training Branch, Office of the Chief, Security Police , Strategic Air Command.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Systems Manager.

**Systems exempted from certain provisions of the act:** NONE

**F05002 DPPE A**

**System name:** 05002 DPPE A Education Services Program Records (Individual)

**System location:** Base Level Education Services Centers

**Categories of individuals covered by the system:** All officers and airmen who participate in the Education Services Program

**Categories of records in the system:** Pertinent education data maintained in an educational file folder may be Air Force (AF) Form 118, Notice of Student Withdrawal/Noncompletion (copy) (cy); AF Form 186, Individual Record-Education Services Program (cy); AF Form 204, Permissive Temporary Duty (TDY) Request - Operation Bootstrap (cy); AF Form 1033, Academic Education Data (cy); AF Form 1227, Authority for Tuition Assistance - Education Services Program (cy); DD Form 114, Military Pay Order (cy) or Department of Defense (DD) Form 1131, Cash Collection for Voucher (cy); DD Form 295, Application for the Evaluation of Educational Experiences During Military Service (cy); Veterans Administration (VA) Form 22-1990a, Serviceman's Application for Program of Education and Training (cy); VA Form 22-1990p, Serviceman's Application for Prediscbarge Education Program (PREP) (cy); Academic evaluations and/or transcripts from schools: and Educational test results from testing agencies.

**Authority for maintenance of the system:** Authority - Title 44, United States Code (USC), Public Printing and Documents, Chapter 31, Records Management By Federal Agencies, Section 3101 and Annual Department of Defense (DOD) Appropriation Act and Title 5, USC, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Counseling/Advisement Guide and Educational Registration Record used by Education Services Center staff personnel, Promotion and/or classification boards, and other authorized personnel such as military service schools,



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civilian schools, and supervisors of military personnel. The principle purpose is to provide a record of educational endeavors and progress of Air Force personnel participating in Education Services programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file folders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Give to individual when released from EAD, discharged, or retired. Servicing CBPO will destroy in case of death by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force, Washington, D.C. 20330

**Notification procedure:** Individuals may contact agency officials at the respective installation education center in order to exercise their rights under the Act.

**Record access procedures:** Individuals may contact agency officials at the respective installation education center in order to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data gathered from the individual, data gathered from other personnel records, transcripts and/or evaluations from schools and test results from testing agencies.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OI A**

**System name:** 05002 OI A Graduates of Air Force Short Course in Communication (Oklahoma University)

**System location:** Academic Detachment, Secretary of the Air Force Office of Information (SAF/OIOL), 780 Van Vleet Oval, Room 334, Norman, OK 73069.

**Categories of individuals covered by the system:** Individuals who are scheduled to attend, are attending, or have attended the Air Force Short Course in Communication at the University of Oklahoma.

**Categories of records in the system:** Name, current active duty grade, and social security account number; class dates, copies of orders; copy of application to the University of Oklahoma; copies of transcripts from prior education; copies of final grades in the Short Course in Communication.

**Authority for maintenance of the system:** 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides the Academic Detachment Liaison Non-Commissioned Officer in Charge and the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR) with historical background on the conduct of the course; serves as a ready reference for students to verify or resolve questions concerning their attendance at the Short Course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI)

**Notification procedure:** Requests from individuals should be addressed to the Academic Detachment Liaison Non-Commissioned Officer (SAF/OIOL), 780 Van Vleet Oval, Room 334, University of Oklahoma, Norman, OK 73069. Telephone: (405) 325-1804.

**Record access procedures:** Individuals can obtain assistance from the Academic Detachment Liaison Non-Commissioned Officer or the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Washington DC 20330.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Especially the Office of Admissions and Records, University of Oklahoma;

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OI B**

**System name:** 05002 OI B Graduates of Air Force Short Course in Communication (Oklahoma University)

**System location:** Academic Detachment, Secretary of the Air Force Office of Information (SAF/OIOL), 780 Van Fleet Oval, Room 334, Norman OK 73069.

**Categories of individuals covered by the system:** Individuals who are scheduled to attend, are attending, or have attended the Air Force Short Course in Communication at the University of Oklahoma.

**Categories of records in the system:** Name, current active duty grade, and social security account number; class dates, copies of orders; copy of application to the University of Oklahoma; copies of transcripts from prior education; copies of final grades in the Short Course in Communication.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides the Academic Detachment Liaison Non-Commisioned Officer in Charge and the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR) with historical background on the conduct of the course; serves as a ready reference for students to verify or resolve questions concerning their attendance at the Short Course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on aperture cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI)

**Notification procedure:** Requests from individuals should be addressed to the Academic Detachment Liaison Non-Commissioned Officer (SAF/OIOL), 780 Van Fleet Oval, Room 334, University of Oklahoma, Norman, OK 73069. Telephone: (405) 325-1804.

**Record access procedures:** Individuals can obtain assistance from the Academic Detachment Liaison Non-Commissioned Officer or from the Chief, Office for Resources and Projects, Secretary of the Air Force Office of Information (SAF/OIR), Washington DC 20330.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Especially the Office of Admissions and Records, University of Oklahoma;

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OYUEBLA**

**System name:** 05002 OYUEBLA Air Traffic Control (ATC) Certification Documentation





**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Reflects individual by name and Social Security Account Number (SSAN), certificate number, military status (active duty, reserve, or air guard), requested action (issue, reissue, or cancellation of certificate), and justification. Reflects individual by name, SSAN, certificate number, and contains previous and current qualifications. Master roster at Office of System Manager contains name, SSAN, certificate numbers and dates issued for all individuals possessing current and valid certificates.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Administrative reference to verify Air Force Air Traffic Control certification. Permits immediate access to name, SSAN, certificate number, date of issuance, and category of service. A master roster is maintained at Headquarters AFCS and the units maintain individual certificate information in the individual's training record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

also destroyed by degaussing.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. for AFCS forms maintained at Headquarters AFCS. For master roster of certificates maintained at Headquarters AFCS.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. for AFCS Forms 6 at unit level requesting cancellation of ATC certificate. AFCS Forms 6 used to request issue or reissue at unit level is destroyed on receipt of certificate.

**System manager(s) and address:** Deputy Chief of Staff Flight and Airspace Management at Headquarters Air Force Communications Service and Air Traffic Control Operations Officer at unit level.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OYUEBLB**

**System name:** 05002 OYUEBLB Air Traffic Control (ATC) Certification Documentation

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Air Force Reserve personnel.

Air National Guard personnel.

Maintained only when withdrawal requested

**Categories of records in the system:** Consists of documentation compiled by requesting unit to justify withdrawal of certification. May include evaluation by medical authorities, legal, Office of Special Investigation results and statements by supervisory personnel and coworkers. Contains copies of performance reports and unfavorable information files. Includes Headquarters Staff evaluations.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documentation used to evaluate request for withdrawal of ATC certification

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Conventional

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** At unit and intermediate Headquarters

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. . At Headquarters AFCS retained in office of System Manager for three years after cut-off, transferred to staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Flight and Airspace Management at Headquarters Air Force Communications Service and intermediate level. Air Traffic Control Operations Division at group and squadron level.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from trade associations.

Information obtained from police and investigating officers.

Information obtained from a state or local government.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OYUEBLC**

**System name:** 05002 OYUEBLC Air Traffic Control Rating and Training Program Documentation

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.



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Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** Air Traffic Controller evaluation record; Air Traffic Control (ATC)/weather certification and rating record; 1631 Training Evaluation Report; special task certification and recurring training record; on-the-job training record-continuation sheet

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to document progression of individuals in the upgrade training program, provide estimated upgrade date to fully qualified Officer Air Force Specialty Code (AFSC), provide data base for determining program revisions, identify fast/slow progressors, permit trainee comments on program curriculum and operation, and identify deficient areas in previous technical training which impacted on individual's performance during upgrade training. Record of position certifications and facility ratings and weather certifications, documenting special ATC training, and training problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Conventional

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** given to the individual concerned when no longer valid or the individual is no longer performing ATC duties, or torn into pieces, pulped, burned, shredded or macerated.

**System manager(s) and address:** Deputy Chief of Staff/Flight and Airspace Management at HQ Air Force Communications Service and intermediate levels; ATC Operations Officers at all other levels.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 OYUEBLD**

**System name:** 05002 OYUEBLD Student Record

**System location:** 1872 School Squadron, Air Force Communications Service (AFCS), Richards-Gebaur Air Force Base, MO 64030

**Categories of individuals covered by the system:** Active Duty Air Force enlisted personnel and

Air National Guard personnel.

**Categories of records in the system:** Student record which reflects individual's academic standing; student evaluation; reading laboratory progress record; record of individual counseling; Non-Commissioned Officer (NCO) Academy student roster

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used to record student progress for each academic class for the AFCS NCO Academy and AFCS NCO Leadership School; reflects written examination scores, communications skills, instructor evaluations; reflects individual's reading laboratory progress; provides record of individual counseling; is a roster of students

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Retrieved by class number and

Filed by Name. conventional

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Some retained in office files for one year after the end of the year the individual completes or discontinues a training course, transferred to staging area for nine additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. All other records are retained in office files until graduation or elimination of the student from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** NCO in charge of administration, 1872 School Squadron (AFCS)

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

And Chief Training and Education Division, Directorate of Personnel Programs, Deputy Chief of Staff for Personnel, Headquarters AFCS

**Systems exempted from certain provisions of the act:** NONE

**F05002 OYUEBLE**

**System name:** 05002 OYUEBLE Individual Academic Training Record

**System location:** Wideband Maintenance Training Branch, Directorate of Systems Evaluation, Deputy Chief of Staff for Operations, Headquarters (HQ) Air Force Communications Service (AFCS), Richards-Gebaur Air Force Base, MO 64030

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force Reserve personnel.
Air National Guard personnel.

Army National Guard and Department of Defense civilian personnel who are electronics engineers, communications engineers, radio relay equipment maintenance personnel, technical control personnel, and such other individuals who might apply for this training

**Categories of records in the system:** Personnel index; absentee report; class pre-graduation/graduation roster; attendance record; record of individual training

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record emergency data and course completion information. To report student absences to the Commandant of the school. Provides student class composition and list of graduating students to the Deputy Chief of Staff for Operations (DCS/Operations), HQ AFCS. An attendance record. Reflects student academic progress.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Class number,

Filed by Name. conventional

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in file cabinet

**Retention and disposal:** Some retained in office files until appropriate table /rule is published in AFM 12-50. All other records retained in office file until graduation or elimination of the student from training then destroyed by tearing into pieces, shredding, pulping, macerating, or burning





**System manager(s) and address:** Commandant, Wideband Maintenance Training Branch, Deputy Chief of Staff Operations, HQ AFCS

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from instructor

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J DOTC**

**System name:** 05002 0J DOTC Individual Academic Records

**System location:** Columbus AFB MS 39701, Craig AFB AL 36701, Lackland AFB TX 78236, Laughlin AFB TX 78840, Mather AFB CA 95655, Moody AFB GA 31601, Randolph AFB TX 78148, Reese AFB TX 79489, Sheppard AFB TX 73611, Vance AFB OK 73701, Webb AFB TX 79720, Williams AFB AZ 85224.

**Categories of individuals covered by the system:** Flying training students

**Categories of records in the system:** Absentee, counseling, and training progress file

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Instructor and supervisor use for administrative purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Destroyed on graduation or elimination of student from training by burning, shredding or tearing into pieces.

**System manager(s) and address:** Deputy Chief of Staff for Operations, HQ Air Training Command, Randolph AFB, TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from training program instructors and supervisors

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J DOTD**

**System name:** 05002 0J DOTD Individual Academic Records

**System location:** Columbus AFB MS 39701, Craig AFB AL 36701, Lackland AFB TX 78236, Laughlin AFB TX 78840, Mather AFB CA 95655, Moody AFB GA 31601, Randolph AFB TX 78148, Reese AFB TX 79489, Sheppard AFB TX 73611, Vance AFB OK 73701, Webb AFB TX 79720, Williams AFB AZ 85224.

**Categories of individuals covered by the system:** Flying training instructors and students

**Categories of records in the system:** Training accomplishments unique to the type of organization

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Unique qualification record and documentation

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Destroy six months after closeout date of training record by tearing into pieces

**System manager(s) and address:** Deputy Chief of Staff for Operations, HQ Air Training Command, Randolph AFB, TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from records of meetings and training sessions

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J DOXA**

**System name:** 05002 0J DOXA Individual Academic Records

**System location:** At Washington National Records Center, Washington DC 20409.

Columbus AFB MS 39701, Craig AFB AL 36701, Laughlin AFB TX 78840, Mather AFB CA 95655, Moody AFB GA 31601, Randolph AFB TX 78148, Reese AFB TX 79489, Sheppard AFB TX 73611, Vance AFB OK 73701, Webb AFB TX 79720, Williams AFB AZ 85224.

**Categories of individuals covered by the system:** Flying training students

**Categories of records in the system:** Class number, academic subjects and hours, flying hours dual and solo, date graduated or eliminated and reason

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents student performance and progress, provides background data

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retain in office files two years then retired to Washington National Record Center, Washington DC 20409 for eight years then destroyed by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** Deputy Chief of Staff for Operations, HQ Air Training Command Randolph AFB TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

information from grade sheets, written examinations and flying evaluations

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J DOZB**

**System name:** 05002 0J DOZB Individual Academic Records - Survival Training Students

**System location:** Fairchild AFB, WA 99011

**Categories of individuals covered by the system:** Officer and enlisted aircrew members



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**Categories of records in the system:** Survival training students performance

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document and evaluate students performance

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations, Headquarters Air Training Command Randolph AFB TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Survival training supervisors and staff officials

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J TTAA**

**System name:** 05002 0J TTAA Field Training Student Attendance and Rating Records

**System location:** Air Training Command Field Training Detachments and student records repository School of Applied Aerospace Science, Sheppard Air Force Base TX 76311. Official mailing addresses are in the Department of Defense directory in the appendix to the USAF systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.

**Categories of records in the system:** Technical training course attendance completion and graduation data.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to record student attendance and grades. Information is used by Field Training Detachments to determine student eligibility to receive certificate of training and by the Community College of the Air Force to grant college credit for successful completion of the course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
by course number and graduation month and year

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff for Technical Training Headquarters Air Training Command. Individuals may deal directly with Air Training Command Field Training Detachment commanders.

**Notification procedure:** Address requests to Air Training Command Field Training detachment commanders include full name, social security account number, course number or title and dates of attendance. For personal visits, identification card or drivers license is acceptable proof of identity.

**Record access procedures:** Access assistance may be obtained from the Department of Field Training, Sheppard Air Force Base TX 76311 or from the field training detachment which originated the record.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is recorded by instructor teaching the course.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J TTPA**

**System name:** 05002 0J TTPA Technical Training Course Management Information System

**System location:** At Headquarters Air Training Command Randolph AFB, TX 78148 and Technical Training Centers of Air Training Command.

At Washington National Records Center, Washington DC 20409.
Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Foreign Nationals residing in the United States.
Exchange Officers.
Personnel entered into or attending technical courses.

**Categories of records in the system:** Individual training status records.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain status of students and prepare training statistics.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Course identification.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Deleted from files within two years after termination of study, destroyed by degaussing.

**System manager(s) and address:** Chief Training Management Information Branch at each Center.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0J TTSA**

**System name:** 05002 0J TTSA Student Record of Training

**System location:** Technical Training Centers of Air Training Command.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. at Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Foreign nationals





**Categories of records in the system:** Records of individual training, education, subjects studied, hours, final grades

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record individual attendance and achievement

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Name conventional

**Safeguards:** Personnel screening record clerk.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ ATC TTSE Randolph AFB TX, 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0JMPLSA**

**System name:** 05002 0JMPLSA Training Progress Reading Proficiency Case Files

**System location:** Headquarters Basic Military Training School Lackland AFB TX 78236

**Categories of individuals covered by the system:** All Basic trainees requiring special reading training to increase their proficiency

**Categories of records in the system:** Progress records and summaries

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record and document reading proficiency progress

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in notebooks binders and file cabinets

**Retrievability:** Name and Social Security Account Numbers

**Safeguards:** Access by authorized personnel administering the system,

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Basic Military Training School, Lackland AFB, TX, 78236

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Commander basic military school

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Basic military training records and enlistment records.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0KPNQSA**

**System name:** 05002 0KPNQSA Air University Academic Records

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

EDC subsystems are located and maintained at the following locations Air Force Institute of Technology/RR. Wright-Patterson AFB OH 45433 3825 Academic Services Group/RR Maxwell AFB AL 36112 Extension Course Institute/EDOR Gunter AFS AL 36118

**Categories of individuals covered by the system:** Graduates, students currently or previously enrolled in AFIT, AU PME schools or ECI

**Categories of records in the system:** Education records which includes transcripts, test scores, completion/noncompletion status, training reports, rating of distinguished, outstanding or excellent graduate as appropriate and other documents associated with academic records

**Authority for maintenance of the system:** 44 USC 3101 and 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Indivisuals seeking academic or certification credit for courses completed may request applicable Registrar to send a record of courses completed to school or activity desired. Faculty and staff of applicable school as well as other federal agencies, having a need to know, may refer to record in discharge of official duties

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

At Air Institute of Technology
Maintained in visible file binders/cabinets.
Maintained on roll microfilm. at 3825 Academic Services Group
Maintained on roll microfilm.
Maintained on microfiche. at Extension Course Institute

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.
At AFIT
Records are accessed by custodian of the record system.
Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms. at 3825 Academic Services Group
Records are accessed by custodian of the record system.
Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms. at Extension Course Institute

**Retention and disposal:** 30 years except masters transcripts of resident schools which is 50 years-at AFIT permanent-at 3825 Academic Services Group

Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. plus copy retained for 30 years then destroyed- at Extension Course Institute

**System manager(s) and address:** Registrar Air Force Institute of Technology Wright-Patterson AFB OH 45433 Registrar 3825 Academic Services Group Maxwell AFB AL 36112 Registrar Extension Course Institute Gunter AFS AL 36118

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

At applicable Registrar name, SSAN and class designation. May visit Registrar office and provide name, SSAN, class designation/course title and year completed along with mil ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

And testing agencies- at AFIT

Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. - at 3825 Academic Services Group student and on-the-job training officials- at Extension Course Institute

**Systems exempted from certain provisions of the act:** NONE

**F05002 0KPNQSB**

**System name:** 05002 0KPNQSB Student Record Folder

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

EDC Submanagers located at each Air University Professional Military School/Course at Maxwell AFB AL 36112 and Gunter AFB AL 36118

**Categories of individuals covered by the system:** Military and civilian students

**Categories of records in the system:** Individual student folder containing test results, speech and writing critiques, interview/counseling record, faculty rating, and other documents pertaining to student administration.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by faculty and staff of applicable school/course to evaluate and record performance/progress of student. Used to determine suitability for future faculty position.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Curriculums Submanagers Director of Administration (DA) at each school /course

**Notification procedure:** Requests should be addressed to the Director of Administration at the applicable school. Provide name, SSAN. May visit the office of the Director of Administation and present acceptable identification .

**Record access procedures:** Individual can obtain assistance in gaining access from appropriate Director of Administration.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual student, instructor and

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. .

**Systems exempted from certain provisions of the act:** NONE

**F05002 0OJUBJB**

**System name:** 05002 0OJUBJB Maintenance Management Information and Control System (MMICS)

**System location:** At all Air Force bases that utilize MMICS.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Individuals assigned to organizations involved in the maintenance of aircraft missiles and associated equipment.

**Categories of records in the system:** On the job training records.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to establish and maintain OJT information pertaining to a specific individual assigned to a maintenance organization used by work center supervisors and maintenance training personnel to maintain basic OJT data and to monitor the OJT progress of individuals assigned to an organization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Maintained until purpose has been served or for 1 month whichever is sooner. Destroyed by tearing, pulping, burning or macerating.

**System manager(s) and address:** Non-commissioned officer in charge of the maintenance documentation section at each unit utilizing MMICS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0QSCEYA**

**System name:** 05002 0QSCEYA Training Progress (Permanent Student Record)

**System location:** 1380 School Squadron.(Noncommissioned Officer Academy), Norton Air Force Base CA 92409

**Categories of individuals covered by the system:** Enlisted personnel who are graduates of the Academy

**Categories of records in the system:** Name, grade, social security number, duty title, security clearance , marital status, organization assigned, education level, photo- graph, date of birth, Airman Qualification Examination, evaluation of academic progress

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record student achievement

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

and stored in file cabinet

**Retention and disposal:** Destroy ten years after individual completes or discontinues a training course by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** 1380 School Squadron (Noncommissioned Officer Academy), Norton Air Force Base CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** From Consolidated Base Personnel Offices and from evaluation of student progress. System

**Systems exempted from certain provisions of the act:** NONE

**F05002 0QVDYDA**

**System name:** 05002 0QVDYDA Unit Training Program

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Base Chief Security Police Office

**Categories of individuals covered by the system:** All military and civilian Security Police personnel

**Categories of records in the system:** Name, grade, and dates of training

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document required training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

open storage

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Security, Norton Air Force Base, CA 92409

**Notification procedure:** Contact Base Sysmanager and provide name

**Record access procedures:** Contact Base Sysmanager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Completion of training subjects

**Systems exempted from certain provisions of the act:** NONE

**F05002 0SAWUBA**

**System name:** 05002 0SAWUBA Individual Academic Records

**System location:** Strategic Air Command (SAC) Non-Commissioned Officer (NCO) Academy, Offutt AFB NE 68113

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** NCO Academy grade card

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record type of courses and grades

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievablility:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant SAC NCO Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Exam papers

**Systems exempted from certain provisions of the act:** NONE

**F05002 0SGHLNA**

**System name:** 05002 0SGHLNA Training Work Sheet (GRF Form 36)

**System location:** 321 Strategic Missile Wing/Director Logistics, Grand Forks AFB ND 58201

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

On training

**Categories of records in the system:** Signatures of trainee and instructor, tasks, lesson plan, date, training time, performance, deviations, comments

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to organize and record training conducted for missile maintenance teams

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Commander for Logistics, 321 Strategic Missle Wing.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0TMUHJA**

**System name:** 05002 0TMUHJA Student Record File

**System location:** Headquarters Tactical Air Command (TAC) Non-Commissioned Officer (NCO) Academy, Langley Air Force Base, VA 23665

**Categories of individuals covered by the system:** All active duty enlisted military personnel.

**Categories of records in the system:** Individual student evaluation record

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor the academic progress of Academy students/history file

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by class / and by name

**Safeguards:** Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Education, TAC NCO Academy, Langley AFB, VA 23665



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**Notification procedure:** Commandant, TAC NCO Academy, Langley AFB, VA 23665

**Record access procedures:** TAC NCO Academy, (phone 764-584747), Langley AFB, VA 23665

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces and from evaluation of student performance.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0UJCGJA**

**System name:** 05002 0UJCGJA Training Progress

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS) Goodfellow Air Force Base, TX 76901

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

**Categories of records in the system:** Enrollment forms

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by military training instructors to evaluate student progress.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroy 10 years after student completes training by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** USAFSACS NCO Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

**Systems exempted from certain provisions of the act:** NONE

**F05002 0UJCGJB**

**System name:** 05002 0UJCGJB Training Progress Student Data Records

**System location:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS) Goodfellow Air Force Base, TX 76901

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Enrollment form

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by military training instructors to evaluate student progress.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroy 10 years after student completes training by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** United States Air Force School of Applied Cryptologic Sciences (USAFSACS) Goodfellow Air Force Base, TX 76901

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Training records and associated background data

**Systems exempted from certain provisions of the act:** NONE

**F05002 0UMCBVA**

**System name:** 05002 0UMCBVA Defense Language Institute Student History

**System location:** Director of Personnel Plans, United States Air Force Security Service, San Antonio, TX 78243

**Categories of individuals covered by the system:** DLI students

**Categories of records in the system:** Computer records

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Government use

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel Plans, United States Air Force Security Service, San Antonio, TX 78243

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Advanced personnel data system

**Systems exempted from certain provisions of the act:** NONE

**F05002 07YLNGA**

**System name:** 05002 07YLNGA United States Air Force Special Investigations School Individual Academic Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

**Categories of individuals covered by the system:** USAF, US Coast Guard enlisted, Defense Investigative Service and foreign national students.

**Categories of records in the system:** Records of individual training and education of each student indicating final grade or rating of proficiency obtained in each subject and/or the reason for noncompletion of the course of study.

**Authority for maintenance of the system:** 10 USC sections 8012 and 8032, 44 USC sections 2909, 3101 3102, 3103, 3104 through 3107, and 3301 through 3314.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verification of attendance and completion or noncompletion of training. Provided to investigating agents in criminal matters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.





Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are held for 25 years after course is completed and are then destroyed by tearing into pieces, shredding pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data is obtained from student testing and performance.

**Systems exempted from certain provisions of the act:** NONE

**F05002X0J ED A**

**System name:** 05002X0J ED A Community College of the Air Force Student Record System

**System location:** The system is centrally administered by the Community College of the Air Force (ATC/ED) Randolph AFB, TX 78148 Computer processing for the system is furnished by the San Antonio Data Services Center (SADSC) 8630 Broadway San Antonio, TX 78217 Microfiche for the system are created by the USAF Security Service (HQ USAFSS/DADS) Kelly Air Force Base, TX 78243

**Categories of individuals covered by the system:** The system may have a record for any person who has a social security account number and who has since 1 January 1968 com- pleted a formal course of instruction conducted by one of the Air Force schools identified in the current Community College of the Air Force General Catalog. (Note: Such courses do not include pre-commissioning courses and courses conducted exclu- sively for officers or their civilian counterparts.) The system also includes records reflecting Air Force courses completed before 1968 and other educational accomplishments for persons who as enlisted members of the Air Force registered in programs of study leading to credentials awarded by the college. (Note: Both here and where appropriate below, the general term ?Air Force? should be understood as including the regular Air Force, the Air Force reserve, and the Air National Guard.)

**Categories of records in the system:** The college originates and maintains individual academic records and, where necessary to serve Airmen registered in study programs leading to credentials awarded by the college, maintains a variety of source or substantiating records such as copies of registration applications and document control records derived from such applications; civilian college tran- scripts; college level examination program score reports; copies of educational records originated by other Air Force and non-Air Force agencies external to the college (such as the Federal Aviation Agency, the United States Armed Forces Insti- tute, and the Defense Activity for Non-traditional Education Support); copies of a variety of Air Force personnel records (such as documents derived from master records maintained by the USAF Military Personnel Center and microfiche records of locator data); and records of credentials awarded to graduates. As necessary to manage the day-to-day operations and to plan development of the record system. The college also maintains copies and related records of communications from, to, or regarding persons interested in the college, its educational programs, its student record system, and related matters. Copies of and statistical records derived from individual responses to surveys, questionnaires, and similar instruments authorized by HQ USAF may also be maintained as needed for managerial evaluation and planning by officers of the college.

**Authority for maintenance of the system:** Title 44, United States Code, section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records originated in the system serve the purpose of docu- menting, in terms of credit awarded or accepted in transfer by the college, individual educational accomplishments which satisfy curricular requirements of study programs leading to credentials offered by the college. Transcripts of records originated in the college are at the written request of persons concerned furnished to any recipient(s) designated in such requests. Such recipients typically include Air Force Education Services Centers, other offices wherever Air Force personnel are stationed, educational institutions, and potential or cur- rent employers. CCAF transcripts and copies of other records originated in the college are typically used to support educa- tional and occupational counselling, planning, and development; admission to other colleges; and related individual affairs. Other disclosures of personal records originated in or main- tained by the college may without the knowledge or written consent of persons concerned be made to Air Force officers, enlisted personnel, and civilian employees directly involved in administering or supporting the educational programs offered or records managed by the college; other Air Force officers, enlisted personnel, and civilian employees who provide educational and related services to Air Force personnel; officers and employees of other agencies as may be neces- sary to comply with proper requests for records under the Freedom of Information Act (Title 5 U.S. Code 552, as amended by Public Law 93-502); and to officers and employees of other agencies as may be neces- sary to overcome extended interruptions in normal computer processing (which agencies may include the Veteran:s Adminis- tration, Trinity University, and the United Services Automobile Association). Similar incidental disclosures of information recorded in the system may be made to employees of civilian contractors engaged by the Air Force to provide services which directly or indirectly support the record system. Contractors thus engaged at this time are Rothe Development INC, Support Contractors INC, Fred Clark Electric Contractors INC, International Business Machines CORP, Storage Technology CORP, TELEX Computer Products INC, ITEL Computer Products INC, SORBUS INC, Cambridge Memories INC, Xerox CORP, Nashua INC, COMDISCO INC, Sperry-Univac CORP, Burroughs CORP, Honeywell INC, General Kinetics INC, American Telephone and Telegraph CO, Southwestern Bell Telephone CO, Stromberg-Datagraphix INC, and Minnesota Mining and Manufact- uring CO.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Permanent student records are maintained on and reproduced as necessary from microfiche created by computer processing. Microfiche are maintained in special filing stands and in special three-ring binders. Computer records are maintained on and as necessary repro- duced from magnetic media (tape and disk) which when not in use are filed in special cabinets and racks in a library facility. Paper records are maintained in file folders, card files, and conventional cabinets, and in special binders and cabinets designed for computer listings.

**Retrievability:** Computer records are retrievable by a combination of social security account number (SSAN) and certain letters of last name. Microfiche records are retrievable by SSAN exclusively. Paper records are retrievable by either SSAN or name. Note as may be necessary to support managerial studies by the college staff, computer records may also be retrieved in groups where such records bear common information.

**Safeguards:** Records maintained in the college are normally disclosed only upon written request from the persons whose records are to be disclosed or upon written request from an Air Force officer or employee responsible to provide educational or related services to Air Force personnel. Disclosures to non-Air Force agencies not requested by the persons whose records are to be disclosed are made only with consent of an officer of the college and as consistent with the Privacy Act of 1974 and the Freedom of Information Act. Except for disclosures within the college as may be necessary to its operations, requests by telephone and other unwritten means will not be honored unless in the judg- ment of a responsible member of the college staff the requestor is a member or employee of the Air Force acting on behalf of, or is, the person whose record is requested. Special care is exercised to ensure complete identification of the requestor, the person whose record is to be disclosed, and intended use. Other systematic safeguards to ensure integrity of records include secure storage of successive generations of computer master files, existence and long term retention in other Air Force agencies of records which would be needed to rebuild the entire system in the event of catastrophe, and traditional measures to ensure the security of Air Force facilities. All records in the system are during duty hours attended by responsible Air Force personnel and during nonduty hours stored in locked facilities under constant or periodic surveillance by Air Force security police or comparable civilian guards.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

specific rules for retention of permanent microfiche and corresponding magnetic tape records have not yet been deter- mined. It is anticipated that such records may need be retained for not less



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than 30 and not more than 50 years beyond the latest entries on each such record. Transitory computer records (such as input transaction records and records on successive generations of master files) are typically retained only so long as they may be useful, which may be as little as 48 hours or as much as 60 days. Active master file records are by their nature evolutionary and are typically retired within 180 days of a person:s sepa- ration or retirement or five years after the most recent entry on a given record. (The last rule applies to persons who were not enlisted Air Force members when the last entries on their records were made.) Paper records maintained to serve students registered in study programs are retained so long as a registrant remains active in his or her program. Such records are destroyed one year after a registrant completes his or her study program or three years after the most recent communication from an airman whose program has not been completed. Other records are typically retained only so long as they may serve a useful purpose, which is typically between 30 and 90 days. No rule has yet been defined for retaining records which verify awards of credentials by the college, but it is expected that such records will need be archival.

**System manager(s) and address:** Senior official responsible for policies and procedures which govern the system

Deputy Chief of Staff/Personnel, Headquarters United States Air Force. System Manager President, Community College of the Air Force (CCAF/CC) Randolph AFB, TX 78148

**Notification procedure:** Persons who have not registered in the college should address inquiries regarding records maintained by the college to Chief, Student Records Branch (CCAF/RRR) Randolph AFB, TX 78148 Persons who have registered in the college may address inquiries as above or to Chief, Careers Division (CCAF/AY), also at Randolph AFB. Such inquiries will need include the full name (and former names if appropriate), SSAN, and birthdate of the inquirer, and should include a full return address (including zip code). Visits to the college are welcomed, and visitors seeking information about personal records should first visit the Office of the Registrar.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And from addresses listed above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

And from source documents submitted to the college by or at the request of individuals concerned, or by other Air Force agencies acting on behalf of individuals concerned.

**Systems exempted from certain provisions of the act:** NONE

**F05003 0KPNQSA**

**System name:** 05003 0KPNQSA Air Force Institute of Technology Education (AFIT) Historical File

**System location:** At Air Force Institute of Technology, Wright-Patterson Air Force Base, Ohio 45433.

**Categories of individuals covered by the system:** All active duty military personnel.

**Categories of records in the system:** Personnel and educational data pertaining to current and previous Air Force Institute of Technology students.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain historical data used by AFIT, Air University, and USAF to determine and justify AFIT programs and budget and to evaluate retention rates for AFIT students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by computer system software.

**Retention and disposal:** Retained for ten years then destroyed by tearing, macerating, pulping, shredding, burning or degaussing.

**System manager(s) and address:** Chief Personnel Systems Management Section, Air Force Institute of Technology, Wright-Patterson Air Force Base. OH 45433.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, social security account number. May visit office and provide military ID card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05004 0QKRSMA**

**System name:** 05004 0QKRSMA Training Systems Research and Development Materials

**System location:** 1550th Aircrew Training and Test Wing, Deputy Commander for Operations, r1550 Aircrew Technical Training Wing, Hill Air Force Base UT 84406

**Categories of individuals covered by the system:** Students who have completed training.

**Categories of records in the system:** Training and effectiveness questionaires for supervisors and graduates,flying instructor and academic instructor improvement and evaluation, evaluation coordination sheet.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To evaluate and analyze training effectiveness.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Rank, social security account number and class number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Evaluation and Analysis, 1550th Aircrew Training and Test Wing Hill Air Force Base UT 84406.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from assigned personnel.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZA**

**System name:** 05101 0CGBUZA Aircrew Training Records, Aerospace Defense Command (ADC)

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel.

**Categories of records in the system:** Initial qualification and requalification training, formal flying school records, Air Force Form 8 certificate of Aircrew, qualification, other flying training records.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew flying proficiency by ADC and subordinate commands.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs. Wall charts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Access by individual Aircrews. Stored in file cabinets.

**Retention and disposal:** Retained as long as assigned to Aircrew in ADC then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Commander of flying units subordinate to HQ ADC.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Furnish name, grade and social security account number. Present military identification or military discharge as applicable when visiting sysmanager to gain access.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZB**

**System name:** 05101 0CGBUZB Aircrew Training Records F106 Aircraft

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel.

**Categories of records in the system:** Aircrew flying training, Aircrew ground training, unit training simulator records, individual records, Aircrew continuation training status reports.

**Authority for maintenance of the system:** 10 United States Code, section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew flying proficiency by aerospace defence Command (ADC) and subordinant units.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs. wall charts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

access by individual Aircrews, stored in file cabinets

**Retention and disposal:** Retained six months after semiannual cutoff then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations, Headquarters ADC, Ent Air Force Base, Colorado 80912

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Give name, grade and social security account number. When visiting sysmanager present military identification or military discharge as applicable to gain access.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZC**

**System name:** 05101 0CGBUZC Aircrew Training Records F101 Aircraft

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel.

**Categories of records in the system:** Aircrew flying training, Aircrew ground training, unit training simulator records, individual records, Aircrew continuation training status reports.

**Authority for maintenance of the system:** 10 United States Code, section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew flying proficiency by Aerospace Defense Command (ADC), and subordinate units.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs. Wall charts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Access by individual Aircrews, stored in file cabinets.

**Retention and disposal:** Retained six months after semiannual cutoff then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations, Headquarters ADC, Ent Air Force Base, CO 80912.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Give name, grade, social security account number, and unit assigned. When visiting sysmanager present military identification or military discharge as applicable to gain access.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZD**

**System name:** 05101 0CGBUZD Aircrew Training Records F102 Aircraft

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel.



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**Categories of records in the system:** Aircrew flying training, Aircrew ground training, unit training simulator records, individual records, Aircrew continuation training status reports

**Authority for maintenance of the system:** 10 United States Code, section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew proficiency by Pacific Air Force (PACAF), Aerospace Defense Command ADC and subordinate units

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs Wall charts

**Retrievability:** Filed by Name

**Safeguards:** Records are accessed by custodian of the record system

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Access by individual Aircrews, stored in file cabinets.

**Retention and disposal:** Retained six months after semiannual cutoff, then destroyed by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** Deputy Chief of Staff Operations, HQ ADC Ent Air Force Base, Co 80912

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager

Give name, grade, social security account number and unit assigned. When visiting sysmanager present military identification or military discharge as applicable to gain access.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZE**

**System name:** 05101 0CGBUZE Aircrew Training Records F4 Aircraft

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel.

**Categories of records in the system:** Aircrew flying training, Aircrew ground training, unit training simulator records, individual records, Aircrew continuation training status report.

**Authority for maintenance of the system:** 10 United States Code, section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew proficiency by Aerospace Defense Command (ADC) and subordinate units.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Wall charts

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Access by individual Aircrews, stored in file cabinets.

**Retention and disposal:** Retained six months after semiannual cutoff then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations, Headquarters ADC, Ent Air Force Base, CO 80912.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Give name, grade, social security account number, and unit assigned When visiting sysmanager present military identification or military discharge as applicable to gain access.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers

**Systems exempted from certain provisions of the act:** NONE

**F05101 0CGBUZF**

**System name:** 05101 0CGBUZF Aircrew Training Records T33 Aircraft

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew personnel

**Categories of records in the system:** Aircrew flying training, Aircrew ground training, unit training simulator records, individual records, Aircrew continuation training status reports

**Authority for maintenance of the system:** 10 United States Code, section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor Aircrew flying proficiency by Air Force Major Commands, and subordinate units

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders

Wall charts

**Retrievability:** Filed by Name

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Access by individual Aircrews, stored in file cabinets.

**Retention and disposal:** Retained six months after semiannual cutoff then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations Headquarters Aerospace Defense Command (ADC) Ent Air Force Base, Co 80912

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Give name, grade, social security account number and unit assigned. When visiting sysmanager present military identification or military discharge as applicable to gain access

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Formal training schools, unit training Officers, flight evaluation Officers.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOTD**

**System name:** 05101 0J DOTD Flying Training Records

**System location:** Columbus Air Force Base MS 39701, Craig AL 36701, Lackland TX 78236, Laughlin Air Force Base TX 78840, Mather Air Force Base CA 95655, Moody Air Force Base GA 31601, Randolph Air Force Base TX 78148, Reese Air Force Base TX 79489, Sheppard Air Force Base TX 73611, Vance Air Force Base OK 73701, Webb Air Force Base TX 79720, Williams Air Force Base AZ 85224, Fairchild Air Force Base WA 99011, USAF Academy Co 80840.

**Categories of individuals covered by the system:** Personnel undergoing upgrade or instructor training in T-37, T-38, T-41 or T-43 aircraft.

**Categories of records in the system:** Class number, appropriate training and qualification records.

**Authority for maintenance of the system:** 44 United States Code 3101





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documentation of Aircrew performance and progress

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders

Maintained on computer paper printouts.

**Retrievability:** Filed by Name

Filed by Social Security Account Number (SSAN)

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties

Safeguarded by personnel screening

**Retention and disposal:** Retained in continuation training record until reassignment, then returned to individual

**System manager(s) and address:** Deputy Chief of staff for operations, HQ Air Training Command Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager

**Record source categories:** Information from course training documents

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOTE**

**System name:** 05101 0J DOTE Flying Training Records

**System location:** Columbus Air Force Base MS 39701, Craig Air Force Base AL 36701, Lackland Air Force Base TX 78236, Laughlin Air Force Base TX 78840, Mather Air Force Base CA 95655, Moody Air Force Base GA 31601, Randolph Air Force Base TX 78148, Reese Air Force Base TX 79489, Sheppard Air Force Base TX 73611, Vance Air Force Base OK 73701, Webb Air Force Base TX 79720, Williams Air Force Base AZ 85224.

**Categories of individuals covered by the system:** Flight crew members and flying supervisors.

**Categories of records in the system:** Taped radio transmissions

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Investigation of operations deviations, incidents and accidents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on a recording.

**Retrievability:** Filed by other identification number or system identifier.

Filed by voice print identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Safeguarded by personnel screening.

**Retention and disposal:** Remain on file for one week unless circumstances dictate longer retention. Then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of staff for operations, HQ Air Training Command Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager

**Record source categories:** Flying supervision radio transmissions

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOTF**

**System name:** 05101 0J DOTF Flying Training Records

**System location:** Columbus Air Force Base MS 39701, Craig Air Force Base AL 36701, Lackland Air Force Base TX 78236, Laughlin Air Force Base TX 78840, Mather Air Force Base CA 95655, Moody Air Force Base GA 31601, Reese Air Force Base TX 79489, Sheppard Air Force Base TX 73611, Vance Air Force Base OK 73701, Webb Air Force Base TX 79720, Williams Air Force Base AZ 85224, USAF Academy 80840

**Categories of individuals covered by the system:** Undergraduate pilot and navigator training students

**Categories of records in the system:** Class number, academic subjects, flying training hours, and performance documentation

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document and evaluate student performance

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders

Maintained on computer paper printouts

**Retrievability:** Filed by Name

Filed by Social Security Account Number (SSAN)

**Safeguards:** Records are accessed by custodian of the record system

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties

Safeguarded by personnel screening

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** Deputy Chief of staff for operations, HQ Air Training Command Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager

**Record source categories:** Pilot and navigator training supervisors and Staff Officials

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOVC**

**System name:** 05101 0J DOVC Flying Training Records

**System location:** Columbus Air Force Base MS 39701, Craig Air Force Base AL 36701, Keesler Air Force Base MS 39534, Lackland Air Force Base TX 78236, Laughlin Air Force Base 78840, Lowry Air Force Base Co 80230, Mather Air Force Base CA 95655, Moody Air Force Base GA 31601, Randolph Air Force Base TX 78148, Reese Air Force Base TX 79489, Sheppard Air Force Base TX 73611, Vance Air Force Base OK 73701, Williams Air Force Base AZ 85224, Fairchild Air Force Base 99011 WA, USAF Academy CO 80840, Webb Air Force Base TX 79720

**Categories of individuals covered by the system:** All rated personnel being trained in C118 T39 UH1

**Categories of records in the system:** Individual grade sheets and activity records

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record progress of each individual recieving flying training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN)



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**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after completion of training then destroyed by cutting shreading or burning.

**System manager(s) and address:** Deputy Chief of Staff Operations HQ ATC Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOXA**

**System name:** 05101 0J DOXA Flying Training Records

**System location:** Deputy Chief of Staff, Operations (DOXT) Headquarters Air Training Command Randolph Air Force Base, TX 78148

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force Reserve personnel.
Air National Guard personnel.
Attending flying training courses.

**Categories of records in the system:** Entries and eliminees, student performance, assignments and evaluations, class standing prior to 31 December 74, student follow-on assignment recommendations, graduation rosters.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record and analyze student performance, assignments

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Safeguarded by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff for Operations, Headquarters Air Training command, Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

From flying training graduates and instructors.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0J DOXB**

**System name:** 05101 0J DOXB Flying Training Records

**System location:** Deputy Chief of Staff Operations, Headquarters Air Training Command Randolph Air Force Base, TX 78148

**Categories of individuals covered by the system:** Minority students in flying training.

**Categories of records in the system:** Name, grade, social security account number, flying training base, class, source of commission, college major, graduation class, if eliminated cause and flying hours received.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Documents students performance and monitors progress, provides background data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Safeguarded by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief Of Staff for Operations, HQ Air Training Command, Randolph Air Force Base, TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information provided by students upon entry into flying training progress provided by flying training base personnel.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0JMPLSA**

**System name:** 05101 0JMPLSA Flying Training Records

**System location:** Deputy For Flight Operations, Officer Training School USAF Lackland Air Force Base TX 78236.

**Categories of individuals covered by the system:** All students entered in T41 training at Lackland Air Force Base TX 78236.

**Categories of records in the system:** Flying training grades continuity summary analysis.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine flying training potential.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

wall charts

**Retrievability:** Filed by other identification number or system identifier.

Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.





**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy for Flight Operations Officer Training School.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager

**Record source categories:** Internally generated only.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0QKRSMA**

**System name:** 05101 0QKRSMA Aircrew Instruction Records (Flying Training Records)

**System location:** 1550th Aircrew Training and Test Wing, Deputy Commander for Operations Hill Air Force Base UT 84406.

**Categories of individuals covered by the system:** Students and instructors undergoing training.

**Categories of records in the system:** Graduate training summary, student counseling record, practical exercise/ground training record, student activity record, student flying record by name, social security number, rank and class number.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record student accomplishment of training objectives.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Rank, social security account number, course, class number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroy by tearing into pieces, pulping, burning, shredding or macerating one year after departure.

**System manager(s) and address:** Deputy Commander for Operations, 1550th Aircrew Training and Test Wing Hill Air Force Base UT 84406.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from assigned personnel.

**Systems exempted from certain provisions of the act:** NONE

**F05101 0QKRSMB**

**System name:** 05101 0QKRSMB Training Aids Usage (Simulator Student Training Records)

**System location:** Simulator Branch, 1550th Technical Training Squadron(TTS), attn:TTO, Hill Air Force Base Ut 84406.

**Categories of individuals covered by the system:** Simulator course students.

**Categories of records in the system:** Flying training record, activity record, course sign in roster.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Trend analysis, historical data on simulator.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Chronologically.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Officer in Charge, Simulator Branch, 1550 Technical Training Squadron, Hill Air Force Base UT 84406.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special orders, messages and instructors.

**Systems exempted from certain provisions of the act:** NONE

**F05101A0SSGBPA**

**System name:** 05101A0SSGBPA Aircrew Resource Management System (SACARMS)

**System location:** All Strategic Air Command (SAC) Tactical Wings/NAF/HQ SAC DOTF offices.

**Categories of individuals covered by the system:** All SAC personnel on active flying status. Maintaining currency in operational aircraft.

**Categories of records in the system:** Mission accomplishment reports for ground and flying training events by individual/crew position, aircraft and unit depicting scheduled, accomplished, reliability, required, remaining and date accomplished.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose is to evaluate and monitor the Air Force required Aircrew continuation training program flight management. The users are Wing, NAF and MAJCOM flight managers and mission development Officers. The data is used for mission development and Aircrew resource management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander in Chief, Strategic Air Command, SAC/DOTF and DOTT, Offutt Air Force Base, NE 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.



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**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05101B0SSGBPB**

**System name:** 05101B0SSGBPB Aircrew Qualification Report

**System location:** All Strategic Air Command (SAC) Tactical Wings/NAF/HQ SAC DOTF offices.

**Categories of individuals covered by the system:** All SAC personnel on active flying status, undergoing flying upgrade training.

**Categories of records in the system:** Training accomplishment and progress reports for ground and flying training events by individual/crew position, aircraft and unit depicting scheduled, accomplished, reliability, grade, required, remaining and date accomplished.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose is to evaluate and monitor the Air Force required Aircrew upgrade training program flight management. The users are Wing, NAF and MAJCOM flight managers and mission development Officers. The data is used for mission development and Aircrew resource management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** CINCSAC/DOTF and DOTT, Offutt Air Force Base, Nebraska 68113.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05301 DPP A**

**System name:** 05301 DPP A Air Force Academy Appointment and Separation Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Nominees for Air Force Academy appointment and cadets in training at the Air Force Academy for each Member of Congress, the Vice President, Governors of Territories, and all other nominating sources.

**Categories of records in the system:** DD Form 1870 - 'Nomination for Appointment to the United States Air Force Academy, Military Academy, Naval Academy' containing nominee's name, address, date of birth, social security number, telephone number, temporary address (if any), type of nomination (principal or competitive), numbered vacancy, and date submitted, name and signature of Member of Congress or other authorized nominating source submitting the nomination; AFHQ Form 0-339 - 'Air Force Academy Nominee Record' Description of data contained on AFHQ Form 0-339 - The names of the nominees of each Member of Congress, the Vice President, and other authorized nominating sources. (Each Member may nominate a total of ten for each vacancy available.) The card also indicates whether a nominee withdraws from consideration for Academy appointment or if he is medically disqualified and the nominating system used by the nominating authority; - 'Chargeable and Nonchargeable Air Force Academy Appointment Record' Data maintained thereon: The names of the cadets entering each year for each Member of Congress and other nominating sources indicating charge or not charged to their quota (5 allowed at any one time - 10 United States Code (USC) (9342), year of scheduled graduation or separation date and reason, and reapportionment actions; - 'Report of Separation from the United States Air Force Academy' Data contained thereon - Name, cadet number, scheduled graduation date, reason for separation, name of congressional sponsor and whether the separation action provides an additional vacancy for the Congressional sponsor; - 'Report of United States Air Force Academy' containing spaces to insert names of cadets in training who are charged to the quota of a Member of Congress.

**Authority for maintenance of the system:** Title - 10 USC - Armed Forces - Chapter 903, United States Air Force Academy 9342, 9344, 9345; and Senate Resolution 154, 10 June 1963 and 10 USC 8012 .

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** When separation of a cadet from the Academy occurs, the system is used by Cadet Branch Personnel to determine who nominated the cadet so that notification of the separation of the cadet can be made to the Congressional sponsor. Also used in making reply to any Member of Congress who requests information concerning who nominated a cadet for Academy entrance (10 USC 9342(h)). / //A form is/ maintained annually on each Member of Congress, the Vice President, and other authorized nominating sources. Upon receipt of nominations from Members of Congress , only the name of the nominee is entered on the Form and the nominating system used by the member. The form is used to indicate withdrawal of a nominee or medical disqualification in order to determine the number of active candidates at any given time (10 allowed per vacancy (10 USC 9342)). Cadet Branch personnel use to answer inquiries from nominating sources. An AFHQ Form 0-851 (card) is maintained on each Member of Congress, the Vice President, and other authorized nominating sources. Upon entrance of each new class to the Air Force Academy, the names of the cadets entering for each Member of Congress, etc. is posted to the individual Congressional sponsor's card. This record card is used by Cadet Branch personnel to determine the number of vacancies available to all authorized nominating sources so that notification of vacancy information can be furnished to Members of Congress annually. Upon separation of an Academy cadet, the name is crossed out and a notation made of the date of graduation/separation and reason for separation. Another form is used as an attachment to a letter of notification to the Congressional sponsor when a cadet is separated. - Upon special request from Member of Congress, another form is used to provide the names of charge cadets (principals) to their authorized quota and the year of scheduled graduation. Also used to notify new Members of Congress of the chargeable cadets upon entering Congress. Cadet Separation Case Files - A cadet separation case file is maintained on every cadet separated for the period of time his class is in training and for one year after class graduation, then destroyed since these records are maintained permanently by the Air Force Academy. The case files are maintained since this office is the responsible staff office for implementing the Secretary of the Air Force instrument of separation/discharge action. The case files are further used to reply to Congressional inquiries concerning separation actions. The data contained in the separation case file are: copy of cadet's resignation/separation action; copy of Academy Superintendent's letter to Secretary of the Air Force containing recommendation on type of separation action; copy of Secretary of the Air Force Memorandum directing type of separation; copy of 'Report of Separation from United States Air Force Academy'; copy AF/DPPA notification letter to Congressional sponsor concerning separation; copy of AF/DPPA notification letter to United States Air Force Academy Commandant of Cadets effecting the decision of the Secretary of the Air Force; copy of, 'Disenrollment From Officer Candidate-Type Training.' (Prepared by Commandant, Air Force Academy); copy of, 'Armed Forces of the United States Report of Transfer or Discharge.' (Prepared by Commandant, Air Force Academy); copy of Special Orders effecting separation/discharge action. Information in the record/records system is used to provide information to Members of Congress, the Vice President, District of Columbia Delegate, Governors of Territories and South American Republic countries and the Philippines on candidate nominations, cadet vacancies, appointments, and separations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.





**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Upon entry of the class each year, forms are destroyed on unsuccessful candidates, by tearing into pieces, shredding,pulping,macerating,or burning. The forms on selected cadets are maintained in the Kardveyor. One form is maintained permanently.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Members of Congress, the Vice President and other nominating sources.

**Systems exempted from certain provisions of the act:** NONE

**F05301 OBXQPCA**

**System name:** 05301 OBXQPCA Air Force Academy Candidate System

**System location:** At United States Air Force Academy, CO 80840

**Categories of individuals covered by the system:** Air Force Academy nominees/applicants.

**Categories of records in the system:** All data used in the candidate selection process for the USAF Academy. Includes high school record, admissions test scores, physical aptitude examination scores, high school extra curricular activities, medical qualification status, personal data record, letters of recommendation, address, phone number, SSAN, race, height, weight, citizenship, statement of reasons for attending Academy, nomination, and preparatory or college record if applicable.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Admissions Office, Selection Panels, Academy Board, Athletic Department and a Preparatory School personnel for selection of cadets to attend the USAF Academy and the Preparatory School. Also, used to evaluate candidates for recommendation for civilian Preparatory School scholarships. For those candidates selected to attend the Academy this information is used as the nucleus of the cadet record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on disks or drums.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Records on candidates who accept appointments are sent to the Cadet Records system, USAFA.

**System manager(s) and address:** Director of Admissions and Registrar, US Air Force Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from individual himself on forms filled out as a candidate, College Entrance Examination Board and American College Testing scores, Air Force Medical Examinations, individual letters of recommendation.

**Systems exempted from certain provisions of the act:** NONE

**F05301XOBXQPCB**

**System name:** 05301XOBXQPCB Education and Research Data Base

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Active, retired and separated Air Force officers who received their commissions through the USAF Academy.

**Categories of records in the system:** High school, college and USAF career information including military performance, academic performance, certain medical, disciplinary and personal facts.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: To provide readily available information on Academy graduates. Category of Users: Faculty and staff. Specific Use: Used to complete various analyses and inquiries concerning how Academy graduates are competing with their contemporaries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dean of the Faculty

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F05302 OBXQPCA**

**System name:** 05302 OBXQPCA Air Force Academy Candidate System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Candidates for US Air Force Academy and US Air Force Preparatory School

**Categories of records in the system:** All data used in the candidate selection process for the USAF Academy. Includes high school record, admissions test scores, physical aptitude examination scores, high school extra curricular activities, medical qualification status, personal data record, letters of recommendation, address, phone number, SSAN, race, height, weight, citizenship, statement of reasons for attending Academy, nomination, and preparatory school or college record if applicable.

**Authority for maintenance of the system:** 10 USC 903 and 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Admissions Of-

fice, Selection Panels, Academy Board, Athletic Department and Preparatory School personnel for selection of cadets to attend the USAF Academy and the Preparatory School. Also, used to evaluate candidates for recommendation for civilian Preparatory School scholarships. For those candidates selected to attend the Academy this information is used as the nucleus of the cadet record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Records on candidates who accept appointments are sent to the Cadet Records system, USAFA.

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from individual himself on forms filled out as a Candidate, College Entrance Examination Board and American College Testing scores, Air Force Medical Examinations, and individual letters of recommendation.

**Systems exempted from certain provisions of the act:** NONE

**F05302 OBXQPCB**

**System name:** 05302 OBXQPCB Air Force Academy Candidate System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy nominees/applicants.

**Categories of records in the system:** Candidate Evaluation Record, Liaison Officer Evaluation, Letter of Evaluation from High School or College, and Drug Abuse Certificate.

**Authority for maintenance of the system:** 10 USC 903, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Admissions Office, Selection Panels, Academy Board, Athletic Department, and Preparatory School personnel for selection of cadets to attend the USAF Academy and Preparatory School. Also, used to evaluate candidates for recommendation for civilian preparatory school scholarships. Used to form the nucleus of the cadet record for candidates selected to attend the Academy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on disks or drums.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Except records on candidates who accept appointments are sent to the Cadet Records Section, where they are included in the Cadet Personnel Records System maintained at USAF Academy, CO 80840.

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F05302 OBXQPCC**

**System name:** 05302 OBXQPCC Active Cadet Counseling File

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Liaison Officer Evaluation

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by counselors assigned to Cadet Counseling to assist the cadet with one or more counseling related problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F05302XOBXQPCD**

**System name:** 05302XOBXQPCD Air Force Academy Pre-Candidate

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy nominees/applicants.

**Categories of records in the system:** Service Academies Precandidate questionnaire; computerized report by Congressional District.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Prepare evaluation of cadidate potential for submission to Members of Congress. Schedule for medical examinations. Prepared by Admissions Office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.





**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

And info from precandidate.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCA**

**System name:** 05303 OBXQPCA Preparatory School Instructor's Grade Sheet

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Grade Information

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by all academic instructors to keep a record of grades on all students. Is used by instructors to record and post grades at the end of each grade period. Is used for a dual purpose. The students are notified immediately at the end of the grade period as to their grades and the grade data is extracted from these forms and placed on IBM cards so a consolidated computerized grade product can be machine produced.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from the academic departments within the Preparatory School

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCB**

**System name:** 05303 OBXQPCB Preparatory School Military Training Evaluation

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Record of counseling by Military Training Instructors

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Military Training Instructors for maintaining a counseling record on students. Is used as a record keeping tool whereby a student is briefed by the Military Training Instructor each time an entry is made on the form. If the student has a serious mis-fraction or has several records of counseling, then the Preparatory School Commander is advised for possible disciplinary or disenrollment action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed at end of academic year.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information based on the performance of the students.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCC**

**System name:** 05303 OBXQPCC Preparatory School Physical Fitness Program

**System location:** At United States Air Force Academy, CO 80840.

Prep School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Physical Fitness information record

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record physical fitness test scores on each student. These cards are furnished to the Academy Registrar's Office for use by them for verification purposes when considering students for nominations to the USAF Academy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroy at end of academic year by tearing, shredding, macerating, pulping or burning.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Military Training Department personnel who administer the test within the Preparatory School.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCD**

**System name:** 05303 OBXQPCD Preparatory School Instructor's Comments

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Performance and Potential

**Authority for maintenance of the system:** 10USC8012



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by academic instructors during the school year to feed information concerning students to the Prep School Counselor. Instructors comments consist of evaluating the students on subject aptitude, attitude, application, military appearance, and officer potential. The school counselor uses these forms when talking with the students periodically during the school year. It gives him an idea as to how well the student is performing, any problem areas he may be having in academics, in order that he can discuss in detail all areas concerning the student in order to hopefully benefit the student.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from academic departments within Preparatory School

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCE**

**System name:** 05303 OBXQPCE Preparatory School Student Record Card

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Grade and Performance

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Is a permanent record established on each student to include name, date of birth, service number, training instructor and advisor, a code number for Preparatory School identification, grade, date or rank, regular or reserve airman status, date of entry on active duty, religious preference, blood type, cadet candidate number furnished by USAF Academy Registrar's Office, date arrived Preparatory School, parents/guardians, names, addres and phone number, appointment nominating sources, record of meeting commander's board (if applicable), disenrollment action (if applicable), positions held on student chain of command, scores on physical fitness examination, College Board and ACT scores, grade information, order of merit and commanders merit list (if applicable), record of demerits, and record of letters sent to parents/ guardians concerning placement on academic advisement or probation (if applicable).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Year of enrollment

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in Prep School office files for ten years after completion of program, then retired to USAF Academy, CO 80840 Staging Area where they are kept permanently.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from departments within the Preparatory School.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCF**

**System name:** 05303 OBXQPCF Preparatory School Theme Cover Sheet

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** English composition and grade

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Preparatory School English Department when assigning students theme assignments. Used for standardized theme papers and to assist in grading them.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in English Department office files for year after completion of the program, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Preparatory School students

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCG**

**System name:** 05303 OBXQPCG Preparatory School Standard Answer Sheet

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Academic placement

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used at the start of each year by Preparatory School academic departments in conjunction with tests given to determine what level of instruction to start each student at.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed at end of academic year.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Information obtained from tests administered to each student.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCH**

**System name:** 05303 OBXQPCH Preparatory School Report of Offense.

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School students

**Categories of records in the system:** Performance information

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as a record by Preparatory School Staff and Faculty when observing a student not meeting military standards or for misconduct. Includes non regulation haircuts, uniform violations, missing appointments, and other infractions. One copy is furnished the student and the other two copies are forwarded to the Preparatory School Military Training Department for action to be taken. Once action has been taken, the information is entered on the Student Record Card.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed by tearing into pieces, shredding, pulping, macerating, or burning after six months.

**System manager(s) and address:** Commander, Preparatory School, USAF Academy, CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information gathered from performance of Preparatory School students.

**Systems exempted from certain provisions of the act:** NONE

**F05303 OBXQPCI**

**System name:** 05303 OBXQPCI Preparatory School Record of Disenrollment

**System location:** At United States Air Force Academy, CO 80840.

Preparatory School

**Categories of individuals covered by the system:** Preparatory School Students

**Categories of records in the system:** Disenrollment information

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identifies reason for disenrollment of a student from the Preparatory School and recommendation by the Prep School Commander as to potential for future officer training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Copy retained in Preparatory School files area, USAF Academy, CO 80840, for five years after disenrollment, then destroyed by tearing into pieces.

**System manager(s) and address:** Commander, Preparatory School

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Prep School Commander

**Systems exempted from certain provisions of the act:** NONE

**F05304 OBXQPCA**

**System name:** 05304 OBXQPCA Active Cadet Counseling File

**System location:** At United States Air Force Academy, CO 80840.

At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Letters of Evaluation, for recording evaluation of counseling for aptitude probation.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by counselors assigned to Cadet Counseling to assist the cadet with one or more counseling relproblems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Admissions and Registrar, US Air Force Academy CO 80840

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information generated within the Cadet Counseling Center by personnel assigned. Information generated outside the center by referral sources, i.e., parents, Liaison Officers, other members of the Academy staff.

**Systems exempted from certain provisions of the act:** NONE

**F05304 OBXQPCB**

**System name:** 05304 OBXQPCB Academic Requirements

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Themes, research papers, graded recitations, graded reviews, other graded work, laboratory reports, case studies, final and midterm examinations, turnout examinations, validation examinations, and graded reviews for courses in which no final examination is given.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Utilized in assigning grade score by Faculty departments. Used to monitor progress of cadets throughout the academic year and to determine grades.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Retain for no more than 90 days after the end of the semester in which administered or until the cadet graduates, whichever is sooner. At the discretion of the course director, return to the cadet for retention as reference and study materials.

**System manager(s) and address:** Dean of the Faculty

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Course requisites

**Systems exempted from certain provisions of the act:** NONE

**F05304 OBXQPCC**

**System name:** 05304 OBXQPCC Academic Grades

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Various cadet grade reports, cards and sheets utilized in auditing and distributing academic grades.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Used in auditing and distributing academic grades. Category of User: Dean of Faculty staff. Specific Use: Compiled to determine a letter grade for each student in each course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.
Maintained in note books/binders.
Maintained in card files.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.
Filed by Military Service Number.
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.
Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Cadet Grade Report; 1 copy placed in course book as history of course, all other copies destroyed after one year by tearing into pieces. Grade Card used as input to computer and destroyed at the end of each semester by tearing into pieces. Permanent Record Card is the permanent record of each cadet's grades. It is retained in Cadet Records Section, USAF Academy, CO 80840.

**System manager(s) and address:** Dean of the Faculty.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F06001 0TGAMHA**

**System name:** 06001 0TGAMHA Individual Progress Record-Synthetic Trainers.

**System location:** 23d Avionics Maintenance Squadron, England Afb,LA 71301

**Categories of individuals covered by the system:** All A-7d pilots.

**Categories of records in the system:** Simulator training record showing missions flown.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Inform pilots of types of missions flown and types of missions required. Used by A-7d pilots prior to preparation for additionally required missions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Civilian Payroll Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Wing simulator training officer,23d Avionics Maintenance Squadron.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Instructor and pilot flying mission.

**Systems exempted from certain provisions of the act:** NONE

**F06003 ANGBXOA**

**System name:** 06003 ANGBXOA ANG Rated Report

**System location:** Office of Director, Air National Guard (ANG), Washington DC 20310

**Categories of individuals covered by the system:** Air National Guard personnel.

**Categories of records in the system:** Contains Individual Identification, Date of Birth, Aviation Service Date, Officer Service Date, Primary Rating Date, Date of Separation, Rank, Aviation Service Code Operational Flying Duty Accumulator, Duty Air Force Specialty Code (AFSC), Professional Qualifications Code.

**Authority for maintenance of the system:** 10 United States Code 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used at National Guard Bureau Level to Determine Compatibility of Individual Rated Duties Versus Requirements of the Aviation Career Incentive Act and Air Technician Position Also to Insure Correct Assignment of Entitlement Status and Flying Status Establishes Training Levels and Accomplishments of all ANG Rated Personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.
Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Air National Guard, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Information Obtained From Consolidated Flight Records Custodian at Military Unit of Assignment

**Systems exempted from certain provisions of the act:** NONE

**F06003 ANGBXOB**

**System name:** 06003 ANGBXOB Progress Report, Undergraduate Pilot Training

**System location:** Office of Director, Air National Guard

**Categories of individuals covered by the system:** Air National Guard Undergraduate Pilot Trainees

**Categories of records in the system:** Evaluation of Pilot Training Progress

**Authority for maintenance of the system:** 10 United States Code 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used at National Guard Bureau Level to Determine Individual Capability to Perform Safely In Home Unit Weapons Systems

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in safes.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Air National Guard, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information Obtained from UPT Flying Training DCO

**Systems exempted from certain provisions of the act:** NONE

**F06005 OBXQPCA**

**System name:** 06005 OBXQPCA Aircrew Data

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Pilots, navigators, and flight medical officers assigned to USAFA.

**Categories of records in the system:** Information on air crew

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aircraft assignment, forecasting, and current record of status.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Operations, US Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from automated systems and questionaires completed by the individual.

**Systems exempted from certain provisions of the act:** NONE

**F06005 OYUEBLA**

**System name:** 06005 OYUEBLA Aircrew Qualification

**System location:** Air Force Communications Service (AFCS) facility checking squadrons,
At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Aircrew members assigned to AFCS flying organizations.

**Categories of records in the system:** Aircrew training; aircrew evaluation; aircrew groung training certificate.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to outline flight inspection aircrew training requirements and document completion thereof. Provides information on individual aircrew member specialty qualifications for monitoring and assignment purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.
Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Stored in file cabinet.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.
Retain the two most recent years in office files and destroy all others by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of staff, flight and airspace management, Headquarters AFCS, Scott Air Force Base, IL

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.
Responsible facility checking squadron. Requestor must provide full name and social security account number (SSAN).

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Data accumulated by squadron as aircrew member completes each phase of qualification training and testing.

**Systems exempted from certain provisions of the act:** NONE

**F06005 XOOFF A**

**System name:** 06005 XOOFF A Flight Management Data System (FMDS) Data System Designator A020

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.
At consolidated flight record custodians. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
and
At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.
Army, Navy and Marine Corps active duty military personnel.
Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Exchange Officers.
who are assigned to aviation duties by competent authority, are attached to the USAF for flying support or who have been suspended from flying duties for a period of not more than 3 years.

**Categories of records in the system:** The base-level FMDS data base contains a master file of flying records for each individual, in catego-



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ries listed above,a month-to-date transaction file and a twelve month history file. A centralized file of selected information from each individual's master record is also maintained at HQ USAF. In addition to automated data files, this system uses manual files for maintaining historical data and important source documents. An Individual Flight Record Folder (IFR) is established for each category of fliers listed above and is the prime repository for a monthly computer listing which itemizes each individual's flight accomplishments during the month as well as various source documents which serve to validate information entered into the computer data base for the system. Each flight management office maintains a file of Military Pay Orders to provide source documentation of flying pay actions initiated by the flight manager. Information which is maintained in the automated files is derived directly from the FMDS master file or from subsequent processing of information entered into the master file. Categories of information maintained in the master file are: IDENTIFICATION DATA - provides individual identifiers and other information directly related to each individual in the file. DUTY ASSIGNMENT DATA - Includes information such as the major command of assignment for the individual, the Air Force Specialty Code indicating professional duties, the unit, consolidated flight record custodian, base of assignment, etc. AIRCREW TRAINING AND QUALIFICATION DATA - includes information such as flight and ground professional flying training accomplishments, aircrew qualification status, physical status for flight duties, types of aircraft assigned, etc. UTILIZATION MANAGEMENT DATA - Includes flying experience information, professional qualifications, aviation duties assigned, etc. FLYING PAY ENTITLEMENT DATA - Includes information needed to administer the payment of flying incentive pay for each individual. LOCAL USE DATA - contains information used by major or local command to supplement general system information as needed to meet unique unit requirements within the categories of information listed herein. SYSTEM CONTROL DATA - Contains computer data used to automatically control internal system functions.

**Authority for maintenance of the system:** (A) Title 37 of United States Code, Section 30 (B) Public Law 92-204, section 715.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The FMDS provides information and automated data processing capabilities used to manage and administer Air Force operations such as aircrew training and evaluation, flight scheduling functions, flying safety and related functions needed to attain and maintain combat or mission readiness. All information is entered into the system by flight managers at the airbase level. This information is then processed for use by flying resource managers at all levels through periodic computer product reports or automated systems interfaces.The specific uses of information and user categories for this system are: BASE LEVEL ACTIVITIES - (1) to establish each member's flying pay entitlement status and to monitor continuing entitlement in accordance with existing directions; (2) to record each individual's flying activities, both hours and specific events, and provide indications of successful attainment of standards or deficiencies; (3) to establish each individual's Aviation Service code for use in indicating type of flying activity or reason for inactive status if applicable; (4) to determine each rated member's eligibility to perform operational or proficiency flying in accordance with existing USAF directives; (5) to provide an indication of each rated member's total operational flying time in terms of total aviation career duties as required by the Aviation Career Incentive.Act of 1974; (6) to establish 'suspense lists' for use in scheduling flying personnel for flights, schools, tests and similar events directly related to their duties as professional airmen; (7) to provide each applicable individual and manager with all aviation career profile information needed to monitor flying career development, professional qualifications and training deficiencies; (8) to provide information requested by Operations, or other base functions, which relates to the flying duties and accomplishments of all personnel in the file; (9) to provide statistical data for management analysis and review of all aspects of each base's flying programs, including flying safety data involving FMDS flying hour/individual information stored in the Norton AFB flying safety data bank maintained by the USAF Inspection and Safety Center. OTHER BASE USERS: CONSOLIDATED BASE PERSONNEL OFFICE - uses information provided by this system, through an automated data interface, to report the flying status of all individuals in the files; provides flying career background information used for assignment actions. ACCOUNTING AND FINANCE OFFICE - uses Military Pay Orders, prepared by flight management offices, to start and stop flying incentive pay in accordance with each individual's flying status and eligibility as reflected by the information in the system; uses the files to perform payment audits to identify individuals being paid improperly. BASE SUPPLY uses flying status information to determine which individuals are qualified to draw all authorized flying equipment. BASE MEDICAL FACILITY - uses system data to determine projected workloads associated with scheduled flight physical examinations. MAJOR COMMANDS - use all system data to measure the effectiveness of subordinate unit training programs and to check command-wide flying effectiveness. AIR FORCE MILITARY PERSONNEL CENTER - uses FMDS information to establish assignment objectives and career development programs for USAF military personnel in the system. USAF INSPECTION AND SAFETY CENTER - uses flying hour data for each individual to establish historical files for reconstruction of lost or damaged records and to augment the Flying Safety statistical data bank. HQ USAF - uses various identification and flying data to establish statistical data needed to verify the effectiveness of standard procedures, determine the need for policy modification, provide a timely and accurate census of various types of flyers and provide a centralized point for collection and collation of data used by all levels of management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** STORAGE: Hard copy files are

Maintained in file folders. and all data base information is Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Access to hardcopy files is normally limited to

Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties. and individuals in files. Such files are normally

Records are stored in locked cabinets or rooms. . Magnetic tape records are stored in USAF data processing installation tape libraries.

**Retention and disposal:** Magnetic tape and hardcopy records are maintained in consolidated flight record files for three years following suspension of an individual from flying status. At the end of that period the magnetic tape records are Destroyed by tearing into pieces, pulping, burning, shredding or macerating and the hardcopy files turned over to the individual. Personnel leaving military service are provided their hardcopy files and all tape records are routinely erased. For deceased personnel, tape records are routinely erased and hardcopy folders are provided to the survivors as part of the individual's personal effects.

**System manager(s) and address:** Deputy Chief of Staff/Plans and Operations, Headquarters United States Air Force.

Deputy Chief of Staff/Plans and Operations, Headquarters United States Air Force WASHINGTON DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

. Include name and SSAN. Make base level inquiries to base Flight Manager.

**Record access procedures:** ACCESS:

Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. .

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** SOURCES:

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. .

**Systems exempted from certain provisions of the act:** NONE

**F06005 0J DOVA**

**System name:** 06005 0J DOVA Individual Flight and Aircrew Evaluation Records

**System location:** Columbus Air Force Base MS 39701, Craig Air Force Base AL 36701, Keesler Air Force Base MS 39534 Lackland Air Force Base TX 78236, Laughlin Air Force Base TX 78840, Lowry Air Force Base CO 80230, Mather Air Force Base CA 95655, Moody Air Force Base TX 31601, Randolph Air Force Base TX 78148, Reese Air Force Base TX 79489, Sheppard Air Force Base TX 73611, Vance Air Force Base OK 73701, Webb Air Force Base TX 79720, Willaims Air Force Base AZ 85224, Fairchild Air Force Base WA 99011, USAF Academy 80840.





**Categories of individuals covered by the system:** All rated personnel assigned or attached.

**Categories of records in the system:** Aircrew evaluation documents.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record results of aircrew evaluations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained as long as individual is assigned to ATC then returned to the individual.

**System manager(s) and address:** Deputy Chief of staff operations HQ ATC Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F06005 0QVDYDA**

**System name:** 06005 0QVDYDA Military Airlift Command Aircrew Resource Management System

**System location:** Military airlift wings and squadrons, tactical airlift wing and squadrons, aeromedical airlift wings and squadrons.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active and reserve forces aircrew members of the Military Airlift Command..

**Categories of records in the system:** Dates of accomplishment, date required, and date eligible for ground and flight training requirements, aircrew qualification data, flying time data, scheduled events, flight currency event accomplishment, date on which flight currency was gained/loss, SSAN, name, grade, date of birth, availability data.

**Authority for maintenance of the system:** 5 United States Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aircrew flight and ground scheduling, aircrew currency requirement, aircrew flight requirements, aircrew upgrade requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Squadron, crew position, control key which consist of squadron, crew position, first two letters of last name and last four of Social Security Account Number, computerized indices.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are controlled by computer system software.

**Retention and disposal:** Flight accomplishments maintained one year, scheduling information for one month, ground currency dates until reaccomplished,if individual transfers to another unit ground currency accomplishments are forwarded to gaining unit. Information destroyed by tearing into pieces, pulping, burning, shredding or macerating or degaussing.

**System manager(s) and address:** Deputy Chief of staff ((DCS)) operations,Headquarters Military Airlift Command

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Require name, squadron of assignment, service number last four digits of Social Security Account Number and crew position.

**Record access procedures:** DCS Operations MAC and Air Medical Airlift Wings.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Information on accomplishment submitted by training office, aircraft commander, aircrew resource managers,(wing and squadron), flight surgeons (physical staus with respect to flying qualification),immunization clinic.

**Systems exempted from certain provisions of the act:** NONE

**F06005 0QVDYDB**

**System name:** 06005 0QVDYDB Intergrated Aircrew Resource Management System

**System location:** Military Airlift Command and numbered Air Forces.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active and Reserve Forces.

**Categories of records in the system:** Name, grade, social security account number ((SSAN)), aircrew qualification data, availability data, assignment data, aeronautical rating data, flying experience indicators, projected assignment data..

**Authority for maintenance of the system:** 5 United States Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aircrew force posture.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Social Security Account Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are controlled by computer system software.
Records are protected by guards.

**Retention and disposal:** Retained on computer tape for five years and then purged.

**System manager(s) and address:** Military Airlift Command, DCS operations

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requires name, squardron of assignment, service number, crew position and last four digits of social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F06005 02SCEYA**

**System name:** 06005 02SCEYA Individual Flight Records



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**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** Rated Air Force Air National Guard and Air Force Reserve personnel.

**Categories of records in the system:** Detailed and summarized career flying hours by type aircraft by duty symbol. Includes total flying hours, jet time, combat and student. Personnel data is included in the individual record consisting of name, rank, aeronautical ratings and dates awarded. Plus month and year of birth. File dates from 1911 to present

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data is collected on a monthly basis for historical and statistical purposes, special studies are also made using flying hour data, copies of records are provided individuals on receipt of signed request by the individual concerned. The air Force Military Personnel Center is provided a monthly synopsis of flying data for each active rated member. This includes total flying hours, hours flown in most recent through ninth most recent aircraft flown over 50 hours in current aeronautical rating. Total first pilot instructor pilot time is provided for pilots. Data is interfaced with the automated personnel system and is used for promotion selection briefs and to determine qualifications/experience for assignment purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for 40 years then disposed of by pulping, burning, tearing into pieces, shredding or macerating. Copies of records are maintained in the Washington National Records Center, Washington, DC 20409 for same period under controlled access.

**System manager(s) and address:** Chief, flight records management, Air Force Inspection and Safety Center/ADDF Norton Air Force Base Ca 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F06608 0OJUBJB**

**System name:** 06608 0OJUBJB Maintenance Management Information and Control System MMICS

**System location:** At all Air Force bases that utilize MMICS.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Individuals assigned to organizations involved in the maintenance of aircraft missiles C-E-M and associated equipment.

**Categories of records in the system:** Maintenance personnel records.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to establish and maintain data pertaining to a specific individual assigned to a maintenance organization used by work center supervisors maintenance training and administrative personnel and other members of the chief of maintenance staff to maintain basic data relating to an individual and to monitor the overall manning status of an organization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Maintained until purpose has been served or for 1 month whichever is sooner. Then destroyed by tearing into pieces, pulping, burning, shredding, or macerating.

**System manager(s) and address:** Non-commissioned officer in charge of the maintenance documentation section at each unit utilizing MMICS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F06608 0OJUBJC**

**System name:** 06608 0OJUBJC Exception Time Accounting (ETA) System (G001A)

**System location:** At all Air Force bases that utilize the ETA System.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Individuals assigned to organizations involved in the maintenance of aircraft missiles and associated equipment.

**Categories of records in the system:** Master roster records.

**Authority for maintenance of the system:** 10 US Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide a breakout of available and non-available man-hours in various categories of the maintenance activity used by work center supervisors administrative personnel and other members of the chief of maintenance staff to establish and maintain man-hour data on individuals assigned to the maintenance organization and to monitor the expenditure of available man-hours.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Maintained until purpose has been served or for 1 month whichever is sooner.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of data automation at each installation utilizing the ETA System.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.





**Systems exempted from certain provisions of the act:** NONE

**F06608 0OJUBJA**

**System name:** 06608 0OJUBJA Maintenance Management Information and Control System (MMICS)

**System location:** At all Air Force bases that utilize MMICS.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Individuals assigned to organizations involved in the maintenance of aircraft missiles C-E-M and associated equipment.

**Categories of records in the system:** Work center event records.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to establish and maintain basic identification and manning data for individual work centers and provides for automatic creation of work center training requirement records used by work center supervisors maintenance training and maintenance administrative personnel to maintain basic identification and manning data for individual work centers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Maintained until purpose has been served or for 1 month whichever is sooner. Then destroyed by tearing into pieces, pulping, burning, shredding, macerating or by erasing disks or drums.

**System manager(s) and address:** Non-commissioned officer in charge of the maintenance documentation section at each unit utilizing MMICS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F06703 0MQJKLA**

**System name:** 06703 0MQJKLA Evasion and Escape kit

**System location:** Intelligence Office 934 Air Guard (Ag) Minneapolis St Paul MN 55417.

**Categories of individuals covered by the system:** Intelligence personnel reserve and military

**Categories of records in the system:** Blood chit cloth chart map appointee talkie coded and button co mpass

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in event personnel are lost or captured in hostile country

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained by intelligence personnel in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Intelligence Officer, 934 AG, Minneapolis St. Paul, MN 55417

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F06703 0SGHLNA**

**System name:** 06703 0SGHLNA Basic load list for missile maintenance

**System location:** 321 Missile Maintenance Squadron, Chief of Maintenance, Grand Forks AFB ND 58201.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Signatures of individual loading truck, individual signing out equipment, individual returning equipment, and equipment

control member at turn-in, list and quantities of equipment on truck

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for accounting for equipment dispatched to field

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of staff, systems and logistics, Headquarters United States Air Force. Washington, DC 20330. Maintenance supervisor, 321 Missile Maintenance Squadron, Grand Forks AFB.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** NONE

**F06711 LGYPS A**

**System name:** 06711 LGYPS A Personal Clothing and Equipment Record

**System location:** Equipmnent Management Offices at Air Force installations.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active duty military and reserve air crew personnel.

**Categories of records in the system:** Expendable and non-expendable individual personal clothing and equipment records.

**Authority for maintenance of the system:** 10 United States Code 9832 Property Accountability Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintenance of authorized clothing and equipment issued to air crew members. Periodically reviewed by supply personnel and certified by the individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Maintained as paper records and stored in vertical file folders.

**Retrievability:** Filed by last name, first initial and last four digits of social security account number.

**Safeguards:** Stored in file cabinets in locked rooms.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

The individual is reassigned, original records are transferred to the new installation. The copy retained at the previous station is destroyed after six months. When the individual is discharged, the signed copy of the record is forwarded to the consolidated base personnel office for disposition. The originals are retained by Equipment Management function and destroyed after the turn-in of all equipment by the individual.

Records are then destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Deputy Chief of Staff/Systems and Logistics, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the individual.

**Systems exempted from certain provisions of the act:** NONE

**F06711 0OJUBJA**

**System name:** 06711 0OJUBJA Tool Kit Control Card

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Individuals assigned tool kits at US Air Force National Guard Bureau, AF Reserve (AFRES) Locations

**Categories of records in the system:** Tool kit control card.

**Authority for maintenance of the system:** 10 US Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Insures identification of personnel who has responsibility of safe guarding an individual tool kit. Category of user is USAF supply organizations, National Guard Bureau supply activities, and AFRES supply activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by other identification number or system identifier.

Conventional numerical sequence by tool kit number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Tool issue center office chief.

Chief of Air Force Reserve, Headquarters United States Air Force.

Deputy Chief of Staff/Systems and Logistics, Headquarters United States Air Force.

Director of Air National Guard, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Tool issue center office chief.

**Systems exempted from certain provisions of the act:** NONE

**F07001 0EACYVA**

**System name:** 07001 0EACYVA Accounts Payable Records

**System location:** At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

at Air Force components listed in the Department of Defense Directory in the appendix to the Air Force system notice, and some records are stored at the Denver Federal Archives and Record Center, Bldg 48, Denver Federal Center, Denver, CO 80225.

**Categories of individuals covered by the system:** Individuals who have monies owing to them by the Air Force or who have performed an official function resulting in a valid debt payable by the Air Force to a third party. Such individuals include, but are not limited to, contractors, military and civilian personnel and their dependents, assignees, trustees, guardians, survivors, claimants having tort or compensation claims against the Air Force for personal injuries or property damage.

**Categories of records in the system:** Types of records include, but are not limited to, contracts, purchase orders, temporary duty and permanent change of station orders, transportation requests, government bills of lading, tort claims, compensation claims, correspondence with creditors, dependents of military personnel and civilian employees.

**Authority for maintenance of the system:** 31 U.S.C. 492; 31 U.S.C. 82e; 31 U.S.C. 66c; 37 U.S.C. 404; 37 U.S.C. 406.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to support payments to creditors who may include military personnel and civilian employees, their dependents, survivors, guardians and trustees, contractors, vendors, claimants in tort and compensation claims and assignees. When authorized, records may be disclosed to creditors, dependents, claimants, Air Force and other Department of Defense components, Internal Revenue Service (for tax purposes, including assessments, levy action, employer/employee social security taxes), Air Force Office of Special Investigation and Federal Bureau of Investigation (for investigation of possible criminal violations), Department of Justice (for criminal prosecution, civil litigation and investigation), Social Security Administration and Veterans Administration (for verification of claims and eligibility for benefits administered by such agencies), and state and local authorities (for matters pertaining to taxation, welfare, and criminal and civil litigation within the jurisdiction of such authorities). Records may also be disclosed to the General Accounting Office and the Comptroller General (for audit purposes and for decisions on payments), and to members of the general public pursuant to the Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer paper printouts.
Maintained on magnetic cards.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.





**Retention and disposal:** Retention periods of various types of documents vary from one month to permanent retention in accordance with directives in Air Force Manual 12-50. Some records are destroyed by the Base Accounting and Finance Offices at Base level, others are retired to the Denver Federal Archives and Record Center and destroyed after varying retention periods by sale to salvage paper companies for shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF). Accounting and Finance Officers at Air Force installations.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St., Denver, CO 80205. Telephone area code 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from documentation managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York St., Denver, CO 80205. Telephone area code 303/825-1161 ext. 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from documentation managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources include, but are not limited to,

Information obtained from automated system interfaces.
Information obtained from a corporation.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. contractors, vendors, claimants, trustees, assignees, Air Force and other Department of Defense components, carriers, General Accounting Office; Comptroller General; and Veterans Administration.

**Systems exempted from certain provisions of the act:** NONE

**F07503 AA A**

**System name:** 07503 AA A Office, Secretary of Air Force Travel Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military, civilian, statutory, congressional and others sponsored by secretaries of Air Force and/or defense.

**Categories of records in the system:** Travel orders and transportation authorizations, paying agent orders, passport information, and travel vouchers.

**Authority for maintenance of the system:** 44 United States Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide reference in response to individual and/or offices requests for actual purposes of travel, costs and records utilized for future planning. Copies of orders on file in Director of Administration, Headquarters U. S. Air Force, Washington DC 20330, for record of authentication. Copies of paying agent orders on file Director of Administration, Headquarters U. S. Air Force Washington DC 20330 for record of payments. Travel on file at US Air Force Accounting and Finance Center, Denver CO record of Air Force expenses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Access controlled by assistant manager and to restricted authorized personnel.

**Retention and disposal:** Currently assigned personnel.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Transportation authorization and invitational orders.

Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then retired to Washington National Records Center, Washington DC 20409, for permanent retention. Paying agent orders.

Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force, the Pentagon, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Force channels from agencies and individuals requesting Air Force travel.

**Systems exempted from certain provisions of the act:** NONE

**F075031LGTT A**

**System name:** 075031LGTT A Personal Property Movement Records

**System location:** Traffic Management Office or Air Force controlled Joint Personal Property Shipping Offices at Air Force Activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Persons who shippped personal property through an Air Force controlled activity.

**Categories of records in the system:** Application, orders, inventory, Government Bill of Lading, Certificates of Approval or Disapproval, Power of Attorney, carrier and/or contractor documentation, Inspection Report, and Counseling Checklist.

**Authority for maintenance of the system:** 10 United States Code 33.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determination of shipment eligibility and lawful entitlements by the Traffic Management Officer. Basis for expenditure of public funds and contracts with commercial carriers. Releasable to auditors, accounting and finance, and other government services.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for three years after annual cutoff; transferred to Regional Federal Records Center for indefinite retention.

**System manager(s) and address:** Deputy Chief of Staff, Systems and Logistics, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Request from individual should be addressed to the systems manager. Include Individual's name, service, social security account number, type of shipment, origin, destination, and the date of application. Any means of positive identification is acceptable.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Government Inspector's Quality Control Report.

**Systems exempted from certain provisions of the act:** NONE

**F0750310OJUBJH**

**System name:** 0750310OJUBJH Household Goods Nontemporary Storage Accounts System (NOTEMPS)



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**System location:** At all Air Force bases having personal property responsibility.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Retired Air Force military personnel.
Dependents of military personnel.

**Categories of records in the system:** Applications for storage, travel orders, substantiating documents

**Authority for maintenance of the system:** 10 US CODE 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assist in managing, controlling and payment of contractors for services rendered for storage services. Users are base level traffic management offices (TMO), finance offices (AFO) and local commercial contractors. Information used by TMO to maintain, identify lots, determine excess cost and perform payment actions for storage accounts. AFO will use information to process invoices for payment. Contractors will use data to verify and certify invoices for payment for services rendered against individual storage lots.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.
Conventional indices required to retrieve records.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Rule 7 Retain in office files for 2 years, transfer to staging area for 1 year and destroy by tearing, shredding, pulping, macerating or burning. Rule 8 Destroy after 6 months by tearing, shredding, pulping, macerating, or burning. Rule 11 Retain in office files for 2 years and destroy by tearing, shredding, pulping, macerating, or burning. Rule 12 Destroy after 6 months by tearing, shredding, pulping, macerating, or burning. Rule 14 Retain in office files for 2 years and transfer to staging area for 1 year then destroy by tearing, shredding, pulping, macerating or burning. Rule 16 Retain in office files for 2 years then transfer to staging area for 1 year and then destroy by tearing, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff, Systems and Logistics, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Individual requests should be addressed to the systems manager. Base traffic management offices contain individual record data. Visits must provide name, grade, SSAN and identification card.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individuals, applications for storage of household goods, travel orders, and substantiating documents.

**Systems exempted from certain provisions of the act:** NONE

**F07701 0OJUBJC**

**System name:** 07701 0OJUBJC Vehicle Integrated Management System (VIMS)

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Vehicle maintenance and selected vehicle operations personnel at Air Force installations using VIM System.

**Categories of records in the system:** Employee master record. Work order direct labor record. Employee Master list. Excessive labor hour report. Manhour utilization report.

**Authority for maintenance of the system:** 10 US CODE 8012 Requirements.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose to assist in accumulating and identifying labor cost associated with maintaining and managing Air Force vehicles. Used by installation transportation managers to assure effective utilization of assigned manpower.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Employee master record social security account number (SSAN) computerized lookup. Work order direct labor record, work order number sub-record, identification SSAN, computerized lookup. Employee master list, work center name, conventional lookup. Excessive labor hour report, work center, work order number name, conventional lookup.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Stored in locked cabinets or rooms.

**Retention and disposal:** File--employee master record. Retained 1 month and erased from magnetic tape. File--work order direct labor record. Retained 1 year and erased from magnetic tape. Monthly report--employee master list. Retained 1 month and destroyed by tearing, shredding, pulping, macerating or burning. Daily listing--excessive labor hour report. Retained until monthly reports completed and destroyed by tearing, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff, Systems and Logisitics, Headquarters United States Air Force, Washington D.C. 20330

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F07702 LGTN A**

**System name:** 07702 LGTN A Motor Vehicle Operators' Records

**System location:** Base Drivers Training and Qualification Section.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military and civilian personnel issued a United States Government Motor Vehicle Operator's Identification Card.

**Categories of records in the system:** Application, test results, medical evaluation, accident history, traffic citations and driver awards.

**Authority for maintenance of the system:** Title 10 United States Code 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determination of operator eligibility by Vehicle Operations Officer. Used as basis for issue of a Government motor vehicle operator's identification card. Releasable to Safety and Law Enforcement authorities for investigation and possible criminal prosecution or civil court action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.





Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until discharge, separation, or reassignment of the individual, then returned to servicing consolidated base personnel office for destruction by tearing, shredding, pulping, macerating or burning.

**System manager(s) and address:** Deputy Chief of Staff, Systems and Logistics, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Request should be addressed to the systems manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from witnesses.
Department of Transportation.

**Systems exempted from certain provisions of the act:** NONE

**F08002 0JMPLSA**

**System name:** 08002 0JMPLSA Research and Development (R&D) Projects Records.

**System location:** At Officer Training School (OTS) United States Air Force, Lackland Air Force Base, TX 78236.

**Categories of individuals covered by the system:** Pilot candidates prior to T-41 flight screening program.

**Categories of records in the system:** Experimental psychological psychomotor medical results.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Develop new ground-based system for pilot candidate selection.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff, Research and Development, Headquarters United States Air Force Washington, D. C. 20330.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F08003 OBXQPCA**

**System name:** 08003 OBXQPCA Minnesota Multiphase Personality Inventory Research Program

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

Preparatory School cadets

**Categories of records in the system:** Personality tests results, group data analyses.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of System: Used in research analyses concerning relationships, personality and personality and performance. Category of User: Superintendent and Academy Board. Specific Use: Used in a research manner to evaluate personality variables on cadet performance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.
Maintained on magnetic cards.

**Retrievability:** Cadet Number

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Dean of Faculty at United States Air Force Academy, Co 80205

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F08003 0HCNBCA**

**System name:** 08003 0HCNBCA Aeromedical Research Data.

**System location:** Aerospace Medical Division(AMD) Brooks Air Force Base, TX 78235.

**Categories of individuals covered by the system:** Rated Air Force personnel.

**Categories of records in the system:** Medical evaluations.

**Authority for maintenance of the system:** 10 US Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Medical reference file used by United States Air Force Hospitals medical personnel. Specific uses-identify potential aircrew medical problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in microfilm jackets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Destroy when no longer needed or after 25 years by tearing, shredding, pulping, mascerating or

**System manager(s) and address:** Commander Aerospace Medical Division, Brooks Air Force Base, TX 78235.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from military personnel records.

**Systems exempted from certain provisions of the act:** NONE



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**F08003 0HMPLSA**

**System name:** 08003 0HMPLSA Personnel Research Laboratory Historical Data Base File.

**System location:** Air Force Human Resources Laboratory(AFHRL) Lackland Air Force Base, TX 78236.

**Categories of individuals covered by the system:** former

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Statistics on military personnel including trends analysis.

**Authority for maintenance of the system:** 10 US Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Research reference file used by U. S. Air Force Military Personnel Center, Air Training Command, and Headquarters U. S. Air Force Washington, DC 20330 specific uses-identify aptitude motivation morale factors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on microfiche.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander Air Force Human Resources Laboratory.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** AFHRL-DAD or

Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from military personnel file.

**Systems exempted from certain provisions of the act:** NONE

**F09503 0JMPLSA**

**System name:** 09503 0JMPLSA Sound Recordings.

**System location:** At Officer Training School (OTS) United States Air Force (USAF) Lackland Air Force Base, TX 78236

**Categories of individuals covered by the system:** Students meeting a faculty board.

**Categories of records in the system:** Taped faculty board proceedings.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference material for school use in placing, assigning students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on a recording.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Personnel, Headquarters United States Air Force Washington, D.C. 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Faculty board proceedings and students training record.

**Systems exempted from certain provisions of the act:** NONE

**F10010 OYUEBLA**

**System name:** 10010 OYUEBLA Military Affiliate Radio System (MARS) Station Questionnaire.

**System location:** At Headquarters (HQ) Air Force Communications Service (AFCS)

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Amateur radio operators licensed by United States Air Force (USAF) MARS.

**Categories of records in the system:** Information includes individual's name, mailing address, MARS region, call sign, Federal Communications Commission (FCC) license class, frequency capability, type station and mode, Very High Frequency (VHF) capability, VHF type station and mode military status, official position, emergency availability, and state.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to describe accurate and up-to-date information concerning USAF MARS member station capabilities and change of address.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on aperture cards.

**Retrievability:** Filed by Name.

Call sign, state, region, computerized.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** MARS Member Station Questionnaire Transcript, is retained in office files until information is transcribed on cards or tapes, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Frequency Management and MARS Division, Directorate of Systems Evaluation, Deputy Chief of Staff for Operations, HQ AFCS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Appointed MARS Officials and Base MARS Directors

**Systems exempted from certain provisions of the act:** NONE

**F10010 OYUEBLB**

**System name:** 10010 OYUEBLB Military Affiliate Radio System (MARS) Personnel Action.

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

And at MARS member stations.

**Categories of individuals covered by the system:** Amateur radio operators licensed by United States Air Force (USAF) MARS.

**Categories of records in the system:** Air Force Communications Service (AFCS) Form 64, MARS Personnel Action Notification.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to notify members of assignments, change of status, transfer, or termination of membership.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Conventional.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in file cabinets.

**Retention and disposal:** At Headquarters (HQ) AFCS,

Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. ;at MARS stations, retained in office files until reassignment or termination of membership and then destroyed by tearing to pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Frequency Management and MARS Division, Directorate of Systems Evaluation, Deputy Chief of Staff for Operations, HQ AFCS and Director of operations at all other levels

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Appointed MARS Officials and Base MARS Directors.

**Systems exempted from certain provisions of the act:** NONE

**F11001 IGQ A**

**System name:** 11001 IGQ A Inspector General Records Freedom of Information Act

**System location:** Office of the Inspectors General and Base Inspectors

**Categories of individuals covered by the system:** All those who have requested information from the Inspectors General or Base Inspectors under the Freedom of Information Act on matters related to the Department of the Air Force.

**Categories of records in the system:** Reports, forms, letters, messages, witness statements and miscellaneous documents. Some records are classified.

**Authority for maintenance of the system:** 5 USC 552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to insure just, thorough, and timely resolution and response to complaints or queries, and a means of improving morale, welfare, and efficiency of organizations, units, and personnel by providing an outlet for redress. Used by the Inspectors General and Base Inspector in the resolution of complaints and response to queries involving the Department of the Air Force and in some instances the Department of Defense. Used by the correction board for the correction of records. Used by members of Congress and their staffs to conduct research and prepare replies in response to constituent inquiries. Used by commanders and their staffs to resolve issues, take action and provide information where applicable. Used by the General Accounting Office and its officers and employees to conduct audits and other statutory functions. Used by those who request information releasable as a summary, statement of facts, or reply to query considered not exempt. In these cases, requestor should apply to office where complaint was filed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
and year and office where complaint was filed.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in files for 5 years then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Inspector General, Headquarters United States Air Force.

WASHINGTON D C 30330

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F11001 JA A**

**System name:** 11001 JA A Judge Advocate Officer Personnel Records

**System location:** At Office of the Judge Advocate General Headquarters United States Air Force, Washington, DC 20330

**Categories of individuals covered by the system:** All Air Force active duty judge advocates

**Categories of records in the system:** Educational background, certificate of admission to the bar, career management questionnaire, career objective statement, active duty and reassignment orders, correspondence relating to the individual and Military Personnel Center computer data.

**Authority for maintenance of the system:** 10 USC 8072 Judge Advocate General: appointment; duties; 10 USC 806 Uniform Code of Military Justice

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used by The Judge Advocate General, Assistant Judge Advocate General, Executive, and Career Management Personnel in evaluating and selecting judge advocate's for specific assignments, training, and advanced education.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three years after the individual terminates military service, or until no longer needed for reference, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN must be furnished, valid military or identification card, driver's license or equivalent must be presented for personal visit to JAEC, James Forrestal Bldg, Washington, DC. 20314

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.
Information obtained from automated system interfaces.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11001 JA B**

**System name:** 11001 JA B Reserve Mobilization Augmentee Records

**System location:** At Office of the Judge Advocate General Headquarters United States Air Force, Washington DC 20330



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**Categories of individuals covered by the system:** Air Force Reserve mobilization augmentees attached to Headquarters USAF, Office of The Judge Advocate General

**Categories of records in the system:** Classification/on-the-job training actions, Judge Advocate General Reserve Personnel Questionnaire, Headquarters USAF active duty and attachment orders, training reports, and authorizations for inactive duty training.

**Authority for maintenance of the system:** 10 USC 261 Reserve components named; 62 Stat. 1014 United States Air Force Reserve of the Judge Advocate General's Department

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used by the Judge Advocate General, Assistant Judge Advocate General, Reserve Advisor to The Judge Advocate General, Division Chiefs, Office of The Judge Advocate General, and Career Management personnel in monitoring and evaluating reservists training assignments and in preparation of performance evaluations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN must be furnished, valid identification card, driver's license or equivalent must be presented for personal visit to HQUSAF/JAEC, Forrestal Bldg., Wash., DC 20314

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Air Reserve Personnel Center

**Systems exempted from certain provisions of the act:** NONE

**F11001 JA C**

**System name:** 11001 JA C Civilian Attorney Qualifying Committee Records

**System location:** At Office of the Judge Advocate General Headquarters United States Air Force, Washington, DC 20330

**Categories of individuals covered by the system:** Air Force civilian attorneys employed in classification series GS-905 and GS-1222

**Categories of records in the system:** Personal qualifications statement, notification of personnel actions, certificate of admission to the bar, statement of good standing before the bar, transcript of law school record, statement of availability for Air Force civilian attorney vacancies, actions by Ad Hoc Selection Committee and Air Force Civilian Attorney Qualifying Committee

**Authority for maintenance of the system:** 5 USC 3301 Civil Service; generally, Executive Order 10577 Civil Service Rules

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used by the Executive Secretary and members of Ad Hoc and Air Force Civilian Attorney Qualifying Committees in evaluating and selecting civilian attorneys for appointment to Air Force position vacancies and promotions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN must be furnished, valid identification card, driver's license or equivalent must be presented for personal visit to HQUSAF/JAEC, Forrestal Bldg., Wash., DC 20314

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.

Information obtained from a state or local government.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11001 JA D**

**System name:** 11001 JA D Funded Legal Education and Excess Leave Program Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Active duty Air Force applicants for Funded Legal Education Program and Excess Leave Program

**Categories of records in the system:** Judge Advocate interview, letter of acceptance from an American Bar Association accredited law school, application agreement, LSDAS report, transcript of all undergraduate and graduate education, letters of recommendation, assignment orders and Military Personnel Center computer data

**Authority for maintenance of the system:** Chapter 101, 10 USC 2004

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used by The Judge Advocate General, Assistant Judge Advocate General, Career Management Personnel, and selection board members in monitoring, evaluating and selecting the best qualified applicants for the programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three years after the individual terminates military service, or until no longer needed for reference, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name and SSAN must be furnished. Visits may be made to HQ USAF/JAEC, Rm 7A251, Forrestal Bldg, Wash, DC 20314. Valid identification card,driver's license or equivalent must be presented.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE





**F11001 JACA H**

**System name:** 11001 JACA H Legal Assistance Administration

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Dependents of military personnel.

and Retired military personnel

**Categories of records in the system:** Personal Letters and Documents furnished by person seeking advice and legal assistance record

**Authority for maintenance of the system:** L0 USC 8072

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records kept to render proper advice for continuing assistance Used by attorney and client with attorney-client relationship to assist in personal legal problems

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** All Legal Assistance Officers

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information furnished by client

**Systems exempted from certain provisions of the act:** NONE

**F11001 JACC G**

**System name:** 11001 JACC G Litigation Records; Tort Claims, Admiralty, Collection and Hospital Recovery Acts

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military personnel and civilians filing litigation against the Air Force or against whom litigation has been filed under 28 USC 1346b, 46 USC 741-52, 781-90, 31 USC 71, 951-3, 42 USC 2651-3

**Categories of records in the system:** Pleadings, motions, interrogatories, orders and corresponeance

**Authority for maintenance of the system:** 44 USC 3101, Records Management; 10 USC 8012, Secretary of the Air Force; duties

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide evidence to the Department of Justice, local United States attorneys, and parties to the litigation upon which suits at law can be defended or prosecuted; to provide to Congress information upon which a reply to Congressional inquiries can be made; to obtain from the Surgeon General and of the military and civilian medical consultants thereto medical opinions upon which litigation decisions can be made by The Judge Advocate General and the Department of Justice; to provide information to the Court of Claims on legislative referral of private relief bills; when the Department of Defense or a Department of the Armed Forces is involved litigation files are provided to any agency of the Department of Defense having a need for such files; provide litigation files to the legal staffs of the Armed Forces for the purpose of training of legal, paralegal and administrative personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Files at USAF retired permanently at Washington National Records Center, Washington, DC 20409, other levels destroy after two years upon completion of agency action; destroy after two years if filed under 42 USC 2651-3. Destroy by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F11001 JACL E**

**System name:** 11001 JACL E Civil Litigation Records

**System location:** Office of The Judge Advocate General, General Litigation Division,

At Headquarters United States Air Force, Washington DC 20330.

At Washington National Records Center, Washington DC 20409.

JACL

**Categories of individuals covered by the system:** All those individuals who have brought suit against, or been involved in Litigation with, in a United States jurisdiction, the United States or its officers or employees concerning matters related to the Department of the Air Force, excepting those cases involving claims arising under the provisions of the Federal Tort Claims Act, 28 USC 2671-80

**Categories of records in the system:** Letters; messages; forms; reports; surveys; contracts; bids; photographs; legal opinions, answers, complaints, memoranda; personnel, medical, finance, and business records; audits; other documents including but not limited to: Environmental impact statements, contract determinations, witness statements, law enforcement agency investigative reports, administrative reports, engineering and technical reports and surveys, some records are classified

**Authority for maintenance of the system:** 44 USC 3101, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the collection of information is to enable the United States and its officers, employees, and members to defend and protect the legal interests of the United States in civil litigation; used by the Department of Justice and its officers and employees in the actual litigation of cases involving matters concerning the Department of the Air Force and in some instances the Department of Defense; used by the General Accounting Office and its officers and employees to conduct audits and other statutory functions; used by Members of Congress and their staffs to conduct research and prepare replies in response to constituent inquiries; used by the Veterans Administration and its officers and employees to adjudicate claims; used by law enforcement agencies, such as the Federal Bureau of Investigation, and their officers and employees in the conduct of background investigations and criminal investigations; Used by the Air Force audit agency in conducting audits; used by the Board of Correction for the Correction of Military Records; used by the US Accounting and Finance Center and its officers and employees for the adjudication of claims

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Retrievable by name of litigant and year of litigation

**Safeguards:** Retired records accessed through JACL office

Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F11001 JACL F**

**System name:** 11001 JACL F Freedom of Information Act Appeals

**System location:** Office of The Judge Advocate General, General Litigation Division,

At Headquarters United States Air Force, Washington DC 20330. JACL

**Categories of individuals covered by the system:** All those who have appealed to the Secretary of the Air Force from denials of Freedom of Information Act. 5 USC 552, requests for information or records and those to whom the requested information or records apply

**Categories of records in the system:** Letters, memoranda, legal opinions, reports, messages, forms, miscellaneous documents

**Authority for maintenance of the system:** 5 USC 552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to evaluate appeals to the Secretary of the Air Force from denials of requests for records or information sought pursuant to the Freedom of Information Act; used by General Litigation Division members in preparing legal opinions and recommendations for the Secretary of the Air Force concerning the determination of appeals brought under the Freedom of Information Act; used by the Department of Justice in litigation; used by the Air Force Audit Agency to conduct audits; used by members of Congress and members of their staffs for the resolution of constituent inquiries; used by Air Force agencies to provide guidelines and precedents

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Retired records accessed through JACL office.

Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in Office files for two years, then transferred to the General Services Administration where they will be destroyed after three additional years by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requesters must submit the following information: Name, Grade (if applicable); requester may visit the Office of The Judge Advocate General, General Litigation Division, Room 7H021, Forrestal Building, Washington, DC. Requester must present valid identification card or Driver's License

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from medical institutions.

Information obtained from an international organization.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11001 SAFPC A**

**System name:** 11001 SAFPC A Air Force Discharge Review Board Voting Cards

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Former Air Force Personnel who submit applications for review of discharge/ separation/dismissal.

**Categories of records in the system:** Voting cards.

**Authority for maintenance of the system:** 10 United States Code 1553 - Review of Discharge or Dismissal

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Air Force Discharge Review Board to record votes of board members on individual cases.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for fifteen years from latest hearing and then destroyed by burning or shredding.

**System manager(s) and address:** Director, Secretary of the Air Force Personnel Council, Washington, D.C. 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Written requests should contain the full name, service number and social security account number of the requestor. Personal visits may be made to room 920, Commonwealth Building, 1300 Wilson Blvd, Arlington, VA. Personal visitors must supply full name service number, social security account number and some form of identification such as driver's license, credit cards, etc.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's military personnel record.

**Systems exempted from certain provisions of the act:** NONE

**F11001 SAFPC B**

**System name:** 11001 SAFPC B Air Force Discharge Review Board Case Control/Locator Cards

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Former Air Force Personnel who submit applications for review of discharge/ separation/dismissal.

**Categories of records in the system:** Case control/locator cards.

**Authority for maintenance of the system:** 10 United States Code 1553 - Review of Discharge or Dismissal.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel at the Air Force Military Personnel Center who are responsible for servicing the Air Force Discharge Review Board to keep track of cases and to record the daily activity relating to each case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.





**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained permanently at the Air Force Military Personnel Center.

**System manager(s) and address:** Director, Secretary of the Air Force Personnel Council, Washington, D.C. 20330.

**Notification procedure:** Written requests should be addressed to: AFMPC/DPMDRAI Randolph AFB, TX 78148. Such requests should contain individual's full name, service number and social security account number. Personal visits may be made to to the Air Force Military Personnel Center, Systems Management Division, Randolph AFB, Texas. Personal visitors must supply their full name, service number, social security account number and provide some form of identification such as driver's license, credit cards, etc.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual's application form and military personnel record.

**Systems exempted from certain provisions of the act:** NONE

**F11001 0EACYVA**

**System name:** 11001 0EACYVA Legal Administration Records of the Staff Judge Advocate

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Dependents of military personnel.
Air Force Academy cadets.

**Categories of records in the system:** Legal opinions and supporting documents including, but not limited to, opinions on losses of Air Force funds; reports of survey on loss or damage of Air Force equipment, remission of indebtedness of active duty Air Force members; waiver of claims of the United States arising out of erroneous payments of pay and allowances; legal assistance; garnishment of wages of active duty, reserve and retired pay of Air Force military and civilian personnel; and correspondence relating to the above subjects with other Air Force and Department of Defense components, United States attorneys, attorneys, Air Force Officers and members (and dependents thereof), former spouses of Air Force Officers and members, and federal, state and local agencies, including, but not limited to, the Federal Bureau of Investigation (F.B.I.), Internal Revenue Service, Social Security Administration, and state and local welfare agencies.

**Authority for maintenance of the system:** 37 U.S.C. 101 et seq; 31 U.S.C. 95a; 31 U.S.C. 492a-c; 40 U.S.C. 721-729; 39 U.S.C. 712; 5 U.S.C. 5512; 37 U.S.C. 1007; 31 U.S.C. 82a-1; 10 U.S.C. 9832; 10 U.S.C. 9835; 32 U.S.C. 710; 37 U.S.C. 1007(e) and (f); 10 U.S.C. 9837(d), 10 U.S.C. 2774; 32 U.S.C. 716; 5 U.S.C. 5584.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to review and make recommendations including, but not limited to, reviews and recommendations in cases involving losses of funds; reports of survey; remission and waiver of indebtedness; garnishment of pay and legal assistance. Users of the record system include, but are not limited to, the Air Force Accounting and Finance Center (AFAFC) ; other Air Force and Department of Defense (DoD) components; individual Air Force Officers and members and their dependents, former spouses of Air Force Officers and members; attorneys; United States attorneys; Internal Revenue Service; Social Security Administration and state and local agencies. All users of the record system use information from the record system to obtain information, advice and recommendations in the areas of losses of Air Force funds, reports of survey, remission and waiver of indebtedness, garnishment of pay. Information is provided in appropriate cases to law enforcement agencies, such as the F.B.I., Internal Revenue Service, Social Security Administration and Office of Special Investigations, Department of the Air Force (OSI), for investigation and possible criminal prosecution, civil action or regulatory process. Disclosure of legal assistance records is limited in accordance with the attorney-client privilege. Disclosures made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

**Retention and disposal:** Records are maintained at office of Staff Judge Advocate, air force Accounting and Finance Center (AFAFC/ja) for two years, or whenever their purpose has been served, whichever is later, and then destroyed by tearing or shredding. Significant cases involving legal opinions establishing precedent are transferred to subject files after two years and retained indefinitely.

**System manager(s) and address:** The Staff Judge Advocate, United States Air Force; Staff Judge Advocate, Air Force Accounting and Finance Center.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York Street Denver Co 80205 telephone: area code 303/ 825-1161, ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, military status, duty station or place of employment, or other information verifiable in the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD 3800 York Street Denver Co 80205 telephone: area code 303/ 825-1161, ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, military status or place of employment, or other information verifiable in the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Information from other DoD components; information from other federal agencies, including, but not limited to, the F.B.I., Internal Revenue Service, Social Security Administration, Veterans Administration; applications by and correspondence with active duty, reserve and retired Air Force personnel and their dependents, former spouses, and guardians, applications by and correspondence with Air Force current and former civilian employees, their dependents, spouses, and guardians; correspondence with attorneys, records of courts-martial, interfaces with other record systems maintained at AFAFC, and correspondence with United States attorneys and attorneys.

**Systems exempted from certain provisions of the act:** NONE

**F11001AJACI A**

**System name:** 11001AJACI A USAF Foreign Criminal Jurisdiction cases

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Also at headquarters of major commands and at all levels of command in overseas areas down to and including Air Force installations.

**Categories of individuals covered by the system:** All those USAF personnel, US nationals employed by the USAF, and dependents of the foregoing who become involved with foreign law enforcement authorities or who are subject to trial in foreign courts for serious criminal offenses.

**Categories of records in the system:** Serious incident reports, security police blotters, summons, indictments, reports of investigations, judgments and other court orders, English translations of foreign documents, trial observer reports, status reports, prison visitation and confinement reports, congressional and other official inquiries, requests for counsel or bail, official correspondence pertaining to the case, and other documents, messages, memos or materials related to the case

**Authority for maintenance of the system:** 10 USC 8012, 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by USAF personnel tasked with the supervision of foreign criminal jurisdiction cases; used in preparation of statistical and other reports; in answering inquiries from the President, Congress, the Department of Defense, the individual involved and members of his family; in trials by courts-martial and administrative or other personnel actions when information in the files is germane to the proceedings; by USAF commanders and personnel officials in making duty and assignment decisions; by the Board for the Correction of Military Records and the Veteran's Administration when pertinent to the matters before them; and when there is evidence of violations of international agreements or the unfair treatment of the accused individuals at the hands of foreign authorities, it is used by the Office of the Secretary of Defense and Diplomatic missions for preparing the appropriate response or protest

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Chief, International Law Division, Office of The Judge Advocate General, Forrestal Building, Washington, DC 20314 or Staff Judge Advocate of the Concerned Subordinate Command or Installation

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Furnish full name, SSAN, Year and Country of involvement. Visit may be made to AF/JACI, Forrestal Bldg,Wash,D 20314.Valid identification card, driver's license or equivalent must be presented.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.

Also from persons filing reports, foreign law enforcement authorities and judicial officials, the individual, his personnel record and other official sources

**Systems exempted from certain provisions of the act:** NONE

**F11001BJACI B**

**System name:** 11001BJACI B Foreign Civil Litigation Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Also at Headquarters of Major Commands having Supervisory responsibilities at overseas installations where judge advocates are assigned

**Categories of individuals covered by the system:** All individuals who initiate litigation against the United States in a foreign court in respect to a matter pertaining to the Air Force

**Categories of records in the system:** Letters, correspondence, messages, reports, summons, complaints, English translations of foreign documents, statements of witnesses and other evidentiary material, court orders and rulings

**Authority for maintenance of the system:** 10 USC 8012, 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the collection of information is to enable the United States and its officers, employees and members to defend and protect the legal interests of the United States in foreign civil litigation. Used by USAF Personnel tasked with supervisory and reporting responsibilities in connection with foreign civil litigation and by Department of Justice in defending the lawsuit.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Name of Litigant

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

International Law Division JACI and Staff Judge Advocate at concerned subordinate command or installation

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F11001X0MUHHZA**

**System name:** 11001X0MUHHZA Reserve Judge Advocate Training Report

**System location:** Headquarters, Air Force Reserve (AFRES), Robins Air Force Base, GA 31098

**Categories of individuals covered by the system:** Air Force Reserve Judge Advocates (JAGS)

**Categories of records in the system:** Information pertaining to individual training

**Authority for maintenance of the system:** 5 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide Air Force Reserve Staff Judge Advocate Training File on all Reserve JAGS

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Staff Judge Advocate Air Force Reserve Robins Air Force Base GA 31098

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information from State Bar Association. Information from individual.

**Systems exempted from certain provisions of the act:** NONE

**F11002 JACP A**

**System name:** 11002 JACP A Invention, Patent Application, And Patent Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Office of The Judge Advocate General, Patents Division, JACP: at AFJACPD Wright Patterson Air Force Base, Dayton, OH 45433; at AFJACPB, 424 Trapelo Road, Waltham, MA 02154

**Categories of individuals covered by the system:** Allmilitary and civilian Government inventors who have submitted an invention to the Air Force Patent Processing or for a determination of Government rights; all Air Force contractor inventors; all non-government inventors who have submitted an invention to the Air Force for an evaluation toward patent Processing at Air Force expense.

**Categories of records in the system:** Correspondence; invention disclosures; search reports; drawings; technical literature; patents; technical reports; photographs; patent applications and patented files and the papers relating thereto including licenses, assignments, declaration, power of attorney, amendments, patent office actions, notices of appeal, appeal briefs, examiner's answer, declaration of interferences, interference motions, among others; determination of rights; forms; secrecy orders; notices of recision; memoranda; legal opinions. Some of these records are under military classification.

**Authority for maintenance of the system:** Title 35 United States Code; Executive Orders 10096 and 10930; Air Force Regulation 110-8; Title 37, Code of Federal Regulations; 5 USC 4502; 10 USC 1124.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the collection of information is to support the filing and prosecution by the Air Force of Patent Applications on inventions disclosed by military and civilian personnel as well as on subject inventions reported by contractors under Air Force research and development contracts for obtaining Government patent protection; purpose of collection of information is to permit the determination of the Government rights and employee rights in employee inventions; purpose of collection of information is to document and record the patent rights of the Government obtained as a result of the Air Force contracting and Patent prosecution effort; used by the Air Force and the Commissioner of patents in determination of rights; used by the Air Force to evaluate inventions and patent inventions most important to Air Force mission; used by the General Accounting Office and its officers and employees to conduct audits and other statutory functions; used by the Air Force to recommend Government employee invention and patent awards to their local incentive award boards; used by the Air Force to document and record Government patent rights; used by the Federal Council for Science and Technology as statistical data for an annual report on Government patent policy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Retrievable by name of inventor and title of invention; retrievable by Air Force invention number

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are controlled by personnel screening.

**Retention and disposal:** Invention disclosures retained in office files for five years after evaluation completed, then retired to Washington National Records Center, Washington, D.C. 20409, for retention up to 15 years thereafter, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Patent application and patented files retained in office files for three years after cases Abandoned or after issued into a patent, then retired to Washington National Records Center, Washington, D.C. 20409, for retention up to 17 years thereafter, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Licenses and assignments retained in office files for 20 years after executed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Chief, Patents Division, Office of The Judge Advocate General, JACP; individual requesting information from records should supply full name, title of invention and Air Force invention number, if known, and serial of U.S. Patent application, if known; requesting individual may visit Patents Division, Office of The Judge Advocate General, JACP, Forrestal Bldg., Wash., DC 20314 to obtain information about this records system; upon visit individual must present verification of identity as inventor of the invention about which information is requested, including full name, driver's license, or other photo identity card.

**Record access procedures:** Individual can obtain assistance in gaining access from Chief, Patents Division, Office of The Judge Advocate General, JACP, Washington, D.C. 20314.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Government employee inventors; information from Air Force and Government technical personnel; information from other Government departments and agencies; information from Air Force contractors; information from U.S. Patent Office; and information from work product of Air Force Patents Division, JACP, JACPD and JACPB.

**Systems exempted from certain provisions of the act:** NONE

**F11002 JACP B**

**System name:** 11002 JACP-B Security Records on Patent Applications

**System location:** At Headquarters United States Air Force, Washington DC 20330.

JACP, Office of The Judge Advocate General, Patents Division

**Categories of individuals covered by the system:** All applicants for U.S. Patents

**Categories of records in the system:** Correspondence, Security reviews, copies of U.S. Patent applications, petitions to modity secrecy orders, petitions for foreign filing, petitions for rescinding secrecy orders, secrecy orders, modifications of secrecy orders, foreign patent applications and related papers, permits, forms, rescinding orders. Some records under military classification

**Authority for maintenance of the system:** 35U.S.C. 181-185; Department of Defense Directive 5535.2 of September 1966; Mutual Security Act of 1954; NATO Agreement January 12, 1961 12UST43, TIAS 4672, 394 UNTS 3.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of this information is to enable the Air Force to administer Patent Secrecy Act. Used by Air Force, Armed Services Advisory Board, and Commissioner of patents to administer Patent Secrecy Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Retrievable by name of inventor or by serial number of U.S. patent application

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for three years after secrecy orders rescinded, then retired to Washington National Records Center, Washington, D.C. 20409, for retention up to 9 years, then destroyed by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** Chief, Patents Division, Office of The Judge Advocate General, JACP; individual requesting information from records should supply full name, title of invention and serial



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number of U.S. Patent Application; requesting individual may visit Patents Division2 Office of The Judge Advocate General, JACP, Forrestal Bldg, Wash.,DC 20314, to obtain information about this records system; upon visit individual must present verification of identity as inventor of the invention covered by the patent application about which information is requested, including full name, driver's license or other photo identity card.

**Record access procedures:** Individual can obtain assistance in gaining access from Chief, Patents Division, Office of The Judge Advocate General, JACP, Washington, D.C. 20314

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from security reviews conducted by Department of Air Force personnel having military classification authority; information from inventors and owners of patent applications: information from foreign Governments; information from armed services Patent Advisory Board; and information from Air Force Foreign Intelligence Personnel.

**Systems exempted from certain provisions of the act:** NONE

**F11002 JACP C**

**System name:** 11002 JACP C Patent Infringement and Litigation Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

Office of The Judge Advocate General, Patents Division, JACP: at AF/JACPI Wright-Patterson Air Force Base, Dayton, OH 45433

**Categories of individuals covered by the system:** All claimants or petitioners who have alleged unlicensed use of their patents by the Air Force or who have brought suit against the United States concerning patent, trademark or copyright matters related to the Department of the Air Force.

**Categories of records in the system:** Letters; messages; forms; reports; contracts; bids; photographs; legal opinions; petitions; answers; discovery documents; memoranda; infringement studies; validity studies; procurement information; license agreements; other documents including but not limited to: contract determinations, witness statements, and engineering and technical reports. Some records are under military classification.

**Authority for maintenance of the system:** 10U.S.C. 2386, 28 USC 1498; 35 USC 183

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the collection of information is to enable the United States and its officers and employees to investigate claims and/or defend the legal interests of the United States because of claims for compensation and litigation involving patents, trademarks and copyrights. Used by the Department of Justice and its officers and employees in the litigation of cases involving patent or copyright matters concerning the Department of the Air Force and in some instances the Department of Defense. Used by by the Department of the Air Force, its officers and employees to resolve claims for compensation involving patent, trademark or copyright matters. Used by other Government Departments and agencies, such as the Departments of the Army, Navy, and Defense, to resolve claims for compensation involving patent, trademark, or copyright matters. Used in research for preparation of Air Force replies in response to Congressional inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Retrievable by name of claimant or litigant

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for three years after end of year in which the case was closed, then retired to Washington National Records Center, Washington, D.C. 20409, for retention up to twelve years thereafter, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning Exemption for this record system claimed pursuant to 5 USC 552A (D)(5).

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F11101 JAJM A**

**System name:** 11101 JAJM A Court-Martial Records

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Washington National Records Center, Washington DC 20409.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All persons subject to the Uniform Code of Military Justice (UCMJ) (10 USC 802) who are tried by court-martial.

**Categories of records in the system:** Records of Trial by Court-Martial

**Authority for maintenance of the system:** Articles 54 (Record of Trial) and 65 (disposition of records after review by convening authority), UCMJ (10 USC 854, 865)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are transcribed in order to preserve an authentic and accurate account of court-martial proceedings and constitute the basis for review by the convening authority, Military Appellate Courts, The Judge Advocate General, corrections and probation authorities, the Secretary of the Air Force and the President. Individual records may be transferred to other components within the Department of Defense, the Department of Justice, the Veterans Administration, or state and federal courts for determination of rights and entitlements of individuals concerned or the government. The records are used to formulate responses to inquiries concerning individual cases made by the Congress, the President, the Department of Defense, the individual involved or other persons or agencies with a legitimate interest in the court-martial proceedings. Portions of the record in every case are transmitted to Air Force personnel authorities for use in evaluating the individual's overall performance and inclusion in their military master personnel record. If a conviction results, a record thereof can be introduced at a subsequent court-martial trial involving the same individual. Records are also used by this department as source documents for collection of statistical information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

**Retention and disposal:** Records are retained in office files for two years following date of final action and then retired as permanent. All general and special court-martial records are retired to the Washington National Records Center, Washington DC 20409. All summary court-martial records are forwarded to the Air Force Military Personnel Center, Randolph AFB TX 78148 and filed in the individual's master personnel record.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

Staff Judge Advocates at all levels of command





**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Information required will be full name, SSAN, service number if different than SSAN, and unit of assignemnt, date of trial and type of court, if known. Requester may visit the officer of the Judges Advocate General, Forrestal Bldg, Wash,DC, and must present valid identification card or driver's license.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from almost any source can be included if it is relevant and material to the court-martial proceedings.

**Systems exempted from certain provisions of the act:** NONE

**F11101 JAJM B**

**System name:** 11101 JAJM B Article 15 Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All persons subject to the Uniform Code of Military Justice (UCMJ) (10 USC 802) upon whom Article 15 punishment is imposed.

**Categories of records in the system:** Records of Article 15 Punishment

**Authority for maintenance of the system:** Article 15 (commanding officer's nonjudicial punishment), UCMJ, more specifically subsection (g) thereof (10 USC 815(g))

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained in order to preserve an accurate account of Article 15 proceedings and constitute the basis for review of legal sufficiency and action on appeals or applications for correction of of military records filed before appropriate Air Force authorities. The records are used by this office to formulate responses to inquiries concerning individual cases made by the Congress, the President, the Department of Defense, the individual involved or other persons or agencies with a legitimate interest in the Article 15 action. The original copy of the record in every case is transmitted to Air Force personnel authorities for use in evaluating the individual's overall performance and inclusion in the individual's military master personnel record. A record of the Article 15 action may be introduced at a subsequent court-martial trial involving the same individual. Records are also used by this department as source documents for collection of statistical information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Records are retained in office files for one year or until no longer needed, whichever is sooner, and then retired as permanent. Records are forwarded to the Air Force Military Personnel Center, Randolph AFB TX 78148 and filed in the individual's master personnel record.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

Staff Judge Advocates at all levels of command and the Military Personnel Records Division, Directorate of Personnel Data Systems, Air Force Military Personnel Center (AFMPC/DPMDR).

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Information required will be full name, SSAN, service number if different than SSAN, and unit of assignment and date punishment imposed, if known.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from almost any source can be included if it is relevant and material to the Article 15 proceedings.

**Systems exempted from certain provisions of the act:** NONE

**F11101 0SPCZPA**

**System name:** 11101 0SPCZPA Military Justice Administration

**System location:** Beale Air Force Base CA 95903, Castle Air Force Base CA 95342, Davis Monthan Air Force Base AZ 85707, Dyess Air Force Base TX 79607, Ellsworth Air Force Base SD 57706, Fairchild Air WAForce Base 99011, Francis E Warren Air Force Base WY 82001, Grand Forks Air Force Base ND 58205, Malmstrom Air Force Base MT 59402, March Air Force Base CA 92508, Minot Air Force Base ND 58705, 6 Strategic Wing APO Seattle 98737, 320 Bombardment Wing Mather Air Force Base CA 95655, 916 Air Refueling Squadron Travis Air Force Base CA 94535, 55 Strategic Reconnaissance Wing Offutt Air Force Base NE 68113, 4300 Air Base Squadron Glasgow Air Force Base MT 59231.

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

Nominated to serve on general court martial.

**Categories of records in the system:** Court martial member experience statement.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Commanders to select court martial members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters 15 Air Force Staff Judge Advocate, March Air Force Base CA 92508.

**Notification procedure:** Addressed to unit Staff Judge Advocate.

**Record access procedures:** Gain assistance from unit Staff Judge Advocate.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual.

**Systems exempted from certain provisions of the act:** NONE

**F11101 0UMCBVA**

**System name:** 11101 0UMCBVA Military Justice Administration

**System location:** Judge Advocate, United States Air Force Security Service, San Antonio TX 78243.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.



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**Categories of records in the system:** Correspondence and legal opinions.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for personnel administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Judge Advocate, United States Air Force Security Service, San Antonio TX 78243.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11101 0UMCBVB**

**System name:** 11101 0UMCBVB Judge Advocate Command Roster

**System location:** Judge Advocate, United States Air Force Security Service, San Antonio TX 78243.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force civilian employees.

**Categories of records in the system:** Individual's names.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for personnel administration and assignment projects.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Judge Advocate, United States Air Force Security Service, San Antonio TX 78243.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11101XJAJM C**

**System name:** 11101XJAJM C Automated Military Justice Analysis and Management System (AMJAMS)

**System location:** At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All persons subject to the Uniform Code of Military Justice (UCMJ) (10 USC 802) who receive Article 15 punishment or against whom court-martial charges are preferred.

**Categories of records in the system:** Article 15 records included personnel background information, nature of offenses involved, punishment imposed and results of appeals filed and subsequent actions taken affecting the punishment. Court-martial records include personnel background information, offenses charged, pretrial proceedings, results of trial or other disposition of case, sentence, action of convening authority and results of appellate review.

**Authority for maintenance of the system:** Title 10, US Code, Sec. 8072 (Judge Advocate General: Appointment; Duties) and Articles 6(a) (Judge Advocates and Legal Officers) and 67(g) (Review by the Court of Miltiary Appeals), UCMJ (10 USC 806(a), 867(g)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained in order to preserve an accurate statistical accounting of courts-martial and Article 15 activities for use in assisting The Judge Advocate General and Field Staff Judge Advocates in the management and administration of military justice, and for conducting statistical studies which measure disciplinary rates and trends and evaluate military justice involvement as it affects the quality of the force and the ability of the Air Force to carry out its mission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in vaults.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Records are retained in active office files at HQ USAF and major air command levels for three years. Records at major air commands are then purged and destroyed by degaussing and those at HQ USAF are retired as permanent history at HQ Command/ACD, Bolling AFB, Washington DC 20332.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

Major Command Staff Judge Advocates

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Information required will be full name, SSAN, unit of assignment and date of trial or imposition of Article 15 punishment. Requester may visit the office of the Judge Advocate General, Forrestal Bldg., Washington, DC and must present valid identification card or driver's license.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Also from records of trial by court-martial and Article 15 punishment actions.

**Systems exempted from certain provisions of the act:** NONE

**F11201 JACC A**

**System name:** 11201 JACC A Claims Administrative Management Program (CAMP) E064

**System location:** At Headquarters United States Air Force, Washington DC 20330.





At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military personnel and civilians filing administrative claims against the Air Force or against whom the Air Force has filed an administrative claim

**Categories of records in the system:** Individual claim record

**Authority for maintenance of the system:** 10 USC 8012, Secretary of Air Force; duties; 44 USC 3101, Records Management;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Claims Budgeting - Judge Advocate General (JAG) Management of claims processing to insure worldwide consistency - JAG; Verification that administrative action has been attempted before litigation action is initiated - US Dept of Justice - JAG; Establishment of manpower authorization based on claims workload -JAG

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Claim number

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in vaults.

**Retention and disposal:** At HQ USAF retained in office files for 10 years, then permanently retired to Washington National Records Center; at other than HQ USAF

Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. and cumulative printouts destroyed after five years by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** HQ USAF/JACC, James Forrestal Bldg, Washington, D.C. 20314. Requests from individuals should be addressed to the system manager. Full name, claim number, date of incident, location of incident HQ USAF/JACC, James Forrestal Bldg, Washington, D.C. 20314 Identification - drivers license, birth certificate, military ID or equivalent must be presented for personal visit.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from claimants and Government agencies involved

**Systems exempted from certain provisions of the act:** NONE

**F11201 JACC B**

**System name:** 11201 JACC B Claims Records

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military personnel and civilians filing administrative claims against the Air Force or against whom the Air Force has filed an administrative claim

**Categories of records in the system:** Individual claim record

**Authority for maintenance of the system:** 44 USC 3101, Records Management; 10 USC 8012, Secretary of the Air Force; duties

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a legal basis for administrative payment, collection, or non-collection of claims for and against the government, by Judge Advocates and the Secretary of the Air Force; and when required, with the concurrence of the Justice Department; to provide evidence upon which suits at law can be defended or prosecuted by the Justice Department; to provide information upon which to reply to Congress or Congressional inquiries or to make reports to the General Accounting Office and Congress on legislative payment of claims; to effect management and collection of claims arising out of movement of household goods and effects, records are provided Air Force transportation officers, Air Force Finance officers, the General Accounting Office, the Interstate Commerce Commission and the individual carrier, warehouseman, or packer involved; to obtain medical opinions from the Office of The Surgeon General, USAF, upon which claims and litigation decisions can be made by Judge Advocates and the Justice Department; on request medical records are furnished to military personnel, dependants, retired personnel, or other individuals whose records are included in the claim file; Finance officers are also provided pertinent portions of any claim file forwarded for payment; a copy of the adjudicated claim is furnished upon request by the claimant for the purpose of submitting a tax return for a casualty loss or in support of a private relief bill; to provide evidence before the Court of Claims on legislative referral of private bill claims; when the Department of Defense is involved, claim files are provided to any agency of that department involved; claim files are submitted to foreign governments for adjudication under applicable status of forces agreements; documentary evidence may be furnished to foreign courts in connection with litigation involving the United States or its personnel; referral of claim files may be made to the Armed Forces Institute of Pathology or the Office of Special Investigations when appropriate; when required claim files may be referred to the Department of Labor with regard to employment and duty status; and to provide claim files to the legal staffs of the Armed Forces for the purpose of training of legal, paralegal and administrative personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Held one or two years depending upon claim, then destroyed after four additional years at staging area; after agency action completed others are held one, three or five years then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Judge Advocate General, Headquarters United States Air Force.

**Notification procedure:** HQ USAF/JACC, James Forrestal Building, Washington, D.C. 20314

Requests from individuals should be addressed to the Systems Manager. Full name, date of incident, date of claim, type of claim, claim number, location of incident; HQ USAF/JACC James Forrestal Building, Washington, D.C. 20314; drivers license, military ID, birth certificate or equivalent must be presented for personal visit.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

HQ USAF/JACC, James Forrestal Building, Washington, D.C. 20314

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from witnesses.



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Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F11201 0SNRCHA**

**System name:** 11201 0SNRCHA Claims Administration Property Registration

**System location:** Staff Judge Advocate 42 Combat Support Group/Judge Advocate (CSG/JA) Loring AFB ME 04751

**Categories ofindividuals covered by the system:** Air Force active duty enlisted personnel.

residing in barracks

**Categories ol records in the system:** Personal property registration listings

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to register personal property valued 40 dollars or more as accountability of valuables to substantiate claims for loss of property.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Base Staff Judge Advocate

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual

**Systems exempted from certain provisions of the act:** NONE

**F11201 0SNRCHB**

**System name:** 11201 0SNRCHB Claims Record Private Vehicle Storage

**System location:** Judge Advocate Claims Office 42 Combat Support Group (CSG) Loring Air Force Base ME 04751

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Inventory of vehicles stored for 30 days or for winter season .

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For personnel who elect to have their vehicles stored includes inventory of stored items used by claims office to prevent claims where pre-existing damage is present

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Vehicle License Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Base Staff Judge Advocate

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from individual

**Systems exempted from certain provisions of the act:** NONE

**F11201 0SPCZPA**

**System name:** 11201 0SPCZPA Accident Data

**System location:** Claims Office, Building 489, March AFB CA 92508

**Categories of individuals covered by the system:** Active duty personnel, retired and dependents.

**Categories of records in the system:** Personal information, insurance company and responsible party, description of the accident, and description of medical treatment.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide a method of determining whether third-party lia bility exists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Staff Judge Advocate, 22 Combat Support Group, March AFB CA 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.

**Systems exempted from certain provisions of the act:** NONE

**F12001 DPXSE A**

**System name:** 12001 DPXSE A Commander's Operational Reporting System Incident Reports

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Any Air Force (AF) member involved in a racial incident.

**Categories of records in the system:** Involves persons of different races. Reports are submitted electronically from installation level to Headquarters United States Air Force (HQ USAF). Data includes a brief description of the incident, the number and race of participants, and the names and ranks of individuals involved. Records are manual. Reports are provided by bases whenever a disruptive incident occurs which

**Authority for maintenance of the system:** Title 10, United States Code (USC), Armed Forces, Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reports are used to make an overall assessment of racial problems in the Air Force and to provide an awareness of specific potential racial problems. Contents of reports are provided the Air Force Deputy Chief of Staff/Personnel as required. The principle use of the data is to keep senior Air Force managers aware of potential racial problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.





**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are stored in safes.

**Retention and disposal:** Reports are maintained as case files and destroyed by burning/pulping after one year.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and requests for information regarding individual persons should be addressed to Chief, Equal Opportunity Branch (HQ USAF/DPXSE), Washington, District of Columbia (DC) 20330. Individuals should identify full name, military status, dates of Service, unit of last or present assignment, Social Security Account Number (SSAN) and type of record involved. The requester may visit HQ USAF/DPXSE, Room 4E185, The Pentagon, Washington, DC, to obtain information on whether the system contains records pertaining to him or her. For personal visits, the requester must present proof of identity to include full name, date and place of birth, and parents' names, driver's license, and military Identification (ID) card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

and requests for information regarding individual persons should be addressed to Chief, Equal Opportunity Branch (HQ USAF/DPXSE), Washington, D.C. 20330. Individuals should identify full name, military status, dates of service, unit of last or present assignment, SSAN, and type of record involved. The requester may visit HQ USAF/DPXSE, Room 4E185, The Pentagon, Washington, DC, to obtain information on whether the system contains records pertaining to him or her. For personal visits, the requester must present proof of identity to include full name, date and place of birth, and parents' names, driver's license, and military identification card.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Electrically transmitted messages. Data collected from on-the-scene police or other officials responding to an incident.

**Systems exempted from certain provisions of the act:** NONE

**F12001 DPXSE B**

**System name:** 12001 DPXSE B Investigations/Complaints Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Any individual specified in a formal complaint action.

**Categories of records in the system:** The records maintained provide circumstances of a Service member's allegation of discriminatory treatment and the results of any inquiry/investigation related to the allegation. Such complaints may originate as Congressional/White House inquiries, Inspector General complaints, letters to Air Force or Office of the Secretary of Defense (OSD) authorities, or complaints presented through equal opportunity channels. Records are manual.

**Authority for maintenance of the system:** Title 10 United States Code - Armed Forces, Chapter 803, Department of the Air Force, Section 8012 and Chapter 805, The Air Staff, Section 8032.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of records and complaints/investigations is to provide information to complainants on the resolution of their grievances. Principle purpose of information in complaints/investigations records is to document the circumstances and resolution of a particular allegation handled by Chief, Equal Opportunity Branch (HQ USAF/DPXSE), Directororate of Personnel Plans, Deputy Chief of Staff, Personnel, Washington, D.C. 20330.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Equal Opportunity Branch, Directorate of Personnel Plans, Deputy Chief of Staff Personnel, Washington, DC, 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

and requests for information regarding individual persons should be addressed to HQ USAF/Directorate of Personnel Plans, Social Actions Division (BPXSE), the Pentagon, Washington, D.C. 20330. Individuals should identify full name, military status, dates of service, unit of last or present assignment, Social Security Account Number (SSAN), and type of record involved. The requester may visit HQ USAF/DPXSE, Room 4E 185, the Pentagon, Washington, D.C., to obtain information on whether the system contains records pertaining to him or her. For personal visits, the requester may present proof of identity to include full name from driver's license or military identification card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

and requests for information regarding individual persons should be addressed to HQ USAF/DPXSE, the Pentagon, Washington, D.C. 20330. Individuals should identify full name, military status, dates of service, unit of last or present assignment, Social Security Account Number (SSAN), and type of record involved. The requester may visit HQ USAF/DPXSE, Room 4E 185, the Pentagon, Washington, D.C., to obtain information on whether the system contains records pertaining to him or her. For personal visits, the requester may present proof of identity to include full name from driver's license or military identification card.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Records are manually compiled from complaints filed, Congressional correspondence, OSD correspondence and Chief of Staff, United States Air Force correspondence.

**Systems exempted from certain provisions of the act:** NONE

**F12001 IGQ A**

**System name:** 12001 IGQ A Inspector General Records

**System location:** Office of the Inspectors General

At Headquarters United States Air Force, Washington DC 20330. Official mailing addresses are contained in the Department of Defense directory in the appendix to the Air Force systems notice.

**Categories of individuals covered by the system:** All those who have registered a complaint or query with the Inspector General or Base Inspector on matters related to the Department of the Air Force.

**Categories of records in the system:** Forms, letters, messages, reports, surveys, photographs, medical, finance, personnel, administrative and technical reports, and witness statements. Some records classified.

**Authority for maintenance of the system:** 44 USC 3101, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the collection of information is to insure just, thorough, and timely resolution and response to complaints or queries, and a means of improving morale, welfare, and efficiency of organizations, units, and personnel by providing an outlet for redress. Used by the Inspectors General and Base Inspector in the resolution of complaints and response to queries involving matters concerning the Department of the Air Force and in some instances the Department of Defense. Used by the correction board for correction of records. Used by members of Congress and their staffs to conduct research and prepare replies in response to constituent inquiries. Used by commanders and their staffs to resolve issues, take action and provide information where applicable. Used by the General Accounting Office and its officers and employees to conduct audits and other statutory functions. Used by those who request information releasable as a summary, statement of facts, or reply to query considered not exempt. In these cases requestor should apply to office where complaint or query was filed.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
and year and office where complaint was filed.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Inspector General, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12301 02SCEYA**

**System name:** 12301 02SCEYA United States Air Force (USAF) Inspection Scheduling System

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** USAF Inspection and Safety Center (AFISC) personnel

**Categories of records in the system:** Name, rank, SSAN, security clearance, speciality code, duty and travel restrictions, inspection dates/types/locations, date of birth, office symbol, rotation date, title, address

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to monitor and schedule AFISC inspection teams and efforts; publish official travel orders for safety and inspection personnel. This is trusted agent information; access is extremely limited and controlled when inspections are no-notice type. Portions are used to publish periodic rosters of all personnel assigned to AFISC.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Retained for three years and then destroyed by tearing into pieces or erasing tapes/discs

**System manager(s) and address:** Director of Programs, Air Force Inspection and Safety Center, Norton AFB, CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12401 07YLNGA**

**System name:** 12401 07YLNGA Badge and Credentials

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

at Air Force Office of Special Investigations (AFOSI) District Offices.

**Categories of individuals covered by the system:** All accredited AFOSI special agents.

**Categories of records in the system:** Letters of authorization to issue badge and credentials. Badge and credential receipts. Badge listings. Badge and credential inspection reports. Punch card used to prepare badge listings.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To issue and control the badge and credentials assigned each AFOSI special agent. Used only by AFOSI. To identify specifically to which special agent each badge and credentials is assigned. To provide for orderly five year update of credentials. To turn in badge and credentials whenever accredidation is terminated.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Receipts are maintained at district level only during assignment of accredited special agent. When badge and credentials are turned in, records are then destroyed. At HQ AFOSI the receipts are retained for the entire period badge and credentials are issued to a specific special agent and destroyed when badge and credentials are returned to that unit. Badge listings and punch cards are destroyed when superseded.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from personnel records and issued badge.

**Systems exempted from certain provisions of the act:** NONE

**F12401 07YLNGB**

**System name:** 12401 07YLNGB Investigative Applicant Processing Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

Air Force Office of Special Investigations (AFOSI) District Offices.

**Categories of individuals covered by the system:** All AFOSI personnel, allocations and applicants for AFOSI duty

**Categories of records in the system:** Application documentation, results of the AFOSI applicant inquiry, and the personnel security investigation concerning the individual.





**Authority for maintenance of the system:** 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compiled to assist in the selection and retention of AFOSI personnel. Used by the AFOSI Applicant Review Board and the Director of Personnel Management to select AFOSI investigative trainees and support personnel. Used by the Commander, AFOSI to reassign or retain AFOSI personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Files on nonselected personnel are destroyed when selection process is terminated. Destruction is by pulping macerating, or burning. Files at AFOSI field units are destroyed 90 days after completed action is forwarded to HQ AFOSI. Destruction is by pulping, macerating or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations. Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Data is extracted from individual military or civilian personnel records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12402 DPXSE A**

**System name:** 12402 DPXSE A Office of Special Investigations Reports of Racial Incidents/Climate

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Designate individuals involved in a racial incident.

**Categories of records in the system:** Office of Special Investigations (OSI) reports of racial incidents/climate are provided by field OSI detachments to Headquarters United States Air Force/OSI and to HQ USAF/DPXSE. Reports are provided when a commander authorizes an investigation of survey of racial matters at a base. Records contain in-depth records and analysis on circumstances of racial incidents. Records are manual.

**Authority for maintenance of the system:** IOUSC 8012,44USC3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of OSI reports is to assess racial climates and identify underlying causes of racial incidents for policy making purposes. Principle purpose of information in OSI reports is to identify specific elements of racial incidents/tensions to facilitate development of responsive policies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** OSI reports are forwarded from the developing detachment and retained at HQ USAF/OSI and HQ USAF/DPXSE. Classified reports are afforded protection commensurate with their with their classification in accordance with Air Force Regulation (AFR) 205-1. Unclassified reports are afforded protection in secure containers to which only AF/DPXSE assigned personnel are authorized access.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

And Requests for information regarding individual persons should be addressed to Chief, Equal Opportunity Branch, AF/DPXSE, the Pentagon, Washington, D.C. 20330. Individuals should identify full name, military status, dates of Service, unit of last or present assignment, Social Security Account Number (SSAN), and type of record involved. The requester may visit AF/DPXSE, Room 4E185, the Pentagon, Washington, D.C., to obtain information on whether the system contains records pertaining to him or her. For personal visits, the requester must present proof of identity to include name, from driver's license or military identification card.

**Record access procedures:** Same procedures as notification above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Records manually compiled. Data collected through OSI agent investigation.

**Systems exempted from certain provisions of the act:** NONE

**F12404 07YLNGA**

**System name:** 12404 07YLNGA Investigative Support Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Air Force Office of Special Investigations (AFOSI) Field Units.
At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Union or Association management personnel.
Contracting officers and representatives.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.
Other Department of Defense (DOD) and former DOD civilian and contractor employees. Applicants for enlistment or appointment. Armed forces exchange service employees.

**Categories of records in the system:** Reports of investigation, collection reports, statements of individuals, affidavits, correspondence, and other documentation pertaining to criminal collection activities investigative surveys, technical, forensic, and other investigative support to criminal and counterintelligence investigations to include source control documentation and district indices.



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**Authority for maintenance of the system:** 44 USC 3101, 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compiled for use by AFOSI and other military commanders in directing and supporting their criminal investigative, law enforcement, counterintelligence, and distinguished visitor protection programs. Used to assist in managing the AFOSI criminal and counterintelligence investigative program at the various USAF and US military installations worldwide. Furnished to USAF and other military commanders to assist in identifying areas of possible criminality and to assist in developing and managing the installation law enforcement program. Used to assist in managing the AFOSI source program. Used by USAF and other military commanders in managing installation crime prevention programs. Used by AFOSI to determine if, in fact, possible criminal activity requiring further specialized investigation is occurring in a specific area. Used as a basis for USAF and other authorized individuals to request AFOSI investigations. Used by USAF and other military commanders as well as Department of Justice officials to determine if judicial or administrative action is warranted. Furnished to the Federal Bureau of Investigations (FBI) and other federal, state, and local law enforcement agencies for use in investigations for law enforcement purposes. Used in joint investigations by AFOSI and foreign law enforcement agencies. Used by the Department of Justice in litigation and to initiate action in federal courts. Provided to the Office of the Judge Advocate General for use in litigation. Furnished to the US Secret Service in conjunction with protection of the President, Vice President, and other high ranking Officials. Used to develop and manage the AFOSI Distinguished Visitor Protection Program. Used to develop and manage the AFOSI Investigative Survey Program for both appropriated and non-appropriated fund activities. Used to record technical investigative support provided to other investigative activities. Used to report forensic and polygraph support to other investigative activities. Used by HQ USAF activities in promotion, reassignment, and similar personnel actions for Air Force personnel only. Used in immigration and naturalization investigations conducted by the US Immigration and Naturalization Service. Furnished to medical and forensic laboratory personnel to assist in making laboratory tests and medical examinations in support of the investigative, Judicial, and administrative process. Provided to the Central Intelligence Agency (CIA), FBI, and other counterintelligence/intelligence agencies in matters pertaining to hostile intelligence activities and terrorism directed against the us, its installations, personnel, and allies. Provided to the Veterans Administration for verification and settlement of individual claims. Provided to the USAF Board of Corrections for use in correcting individual military records. Provided to congressional committees, their staff, and the General Accounting Office for Congressional Investigations. Used to prepare replies to members of Congress for answering constituent inquiries. Furnished to the Air Force Accounting and Finance Center for use in determining if individual pay adjustments are required as a result of investigations. Furnished for inclusion in investigations conducted by the Defense Investigative Service, US Civil Service Commission and other federal investigative agencies. Criminal information affecting US diplomatic relations with foreign nations is provided to the Department of State and US embassies overseas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Record paper copies at HQ AFOSI are retained for five years placed on microfilm, and paper copies are destroyed except for source control documents. Microfilm is destroyed after 15 years. Destruction is by pulping, macerating, or burning. Source control documentation at HQ AFOSI is destroyed after 15 years. Destruction is by pulping, macerating or burning. At AFOSI Field Units, documentation is destroyed when all action is completed or when no longer needed. Copies furnished USAF commanders are destroyed when all actions are completed and reported to AFOSI or when they are no longer needed. Destruction is by pulping, macerating, or burning. At HQ AFOSI, copies of reciprocal investigations conducted per request of a local, state, or federal investigative agency in the US or host country investigative agency overseas are destroyed after one year. Copies retained by AFOSI Field Units are destroyed after 90 days. Destruction is by pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations washington, DC 20314

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12406 07YLNGA**

**System name:** 12406 07YLNGA Security and Related Investigative Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

and at Air Force Office of Special Investigations (AFOSI) field units.

At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Contracting officers and representatives.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.

Armed Forces Exchange Service employees and former employees. Other Department of Defense civilian and contractor employees and former employees. Applicants for enlistment or USAF appointment. Prospective alien spouses of military personnel.

**Categories of records in the system:** Reports of investigation, statements of individuals affidavits, correspondence, and other documentation pertaining to granting, continuing, or denying individual access to classified information or to US military installations.

**Authority for maintenance of the system:** Executive Order 10450, security requirements for government employment. 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compiled for the use of military security access granting authorities to grant, deny, or continue individual access to classified material. Also compiled for military commanders to use in granting access to military installations and to use in granting or denying enlistment, appointment, or employment. Since October 1972 and the establishment of the Defense Investigative Service (DIS), AFOSI has not conducted normal background investigations except in certain overseas areas in support of DIS. However, HQ AFOSI serves as a repository for those normal background investigations conducted prior to Octber, 1972. AFOSI conducts security investigations on personnel requiring regular access to US military installations, on the prospective alien spouses of military personnel overseas and on USAF military and civilian employees as a result of complaints or referrals from other agencies. While these complaints may be short of actual criminality,





they are of security interest to the USAF and they raise questions as to the suitability and risks of permitting continued access to classified material. Furnished to DIS, US Civil Service Commission, Federal Bureau of Investigation(FBI), Central Intelligence Agency(CIA) , and other federal agencies for inclusion in background investigations for use in granting access to classified material. Furnished to the FBI and other federal and military agencies for use in investigations for law enforcement purposes. Used in immigration and naturalization inquiries conducted by the US Immigration and Naturalization Service. Used by Headquarters US Air Force activities in promotion, assignment and similar personnel actions for Air Force personnel. Furnished to the US Secret Service in conjunction with the protection of the President and Vice President, and other high ranking offiCIAls. Furnished to USAF and other military commanders for use in granting, denying, or continuing access to classified material. Also used by commanders in related administrative actions. Provided to the Veterans Administration for verification and settlement of individual claims. Furnished to the CIA, FBI, and other US intelligence/ counterintelligence agencies in matters pertaining to hostile intelligence and terrorist activities directed against the US, its installations, or personnel. Used in conjunction with joint law enforcement investigations conducted by AFOSI and foreign law enforcement agencies. Investigations regarding aliens overseas are furnished to the US Department of State and US embassies and consulates for use in immigration anD employment actions. Furnished to defense and trial counsels for use in judiCIAl and administrative actions. Provided to the USAF board of corrections for use in correcting military records. Provided to the Office of the Judge Advocate General for use in litigation. Provided to Congressional committees, their staff, and the general accounting office for congressional investigations. Used to prepare replies to members of congress for answering constituent inquiries. Furnished to the US Department of Justice for use in litigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are controlled by personnel screening.

**Retention and disposal:** Record paper copy at HQ AFOSI is placed on roll microfilm after five years and the microfilm is destroyed 15 years after date of last action. Files pertaining to individuals who do not become affiliated with DoD are destroyed one year after notification that affiliation was not completed. Destruction is by pulping, macerating, or burning. Copies at AFOSI field units are destroyed after 90 days except for record copies of premarital investigations which are retained for one year unless the marriage takes place. If marriage occurs, record copy is forwarded to HQ AFOSI where they are retained for five years and then destroyed. Destruction is by pulping, macerating, or burning. Copies furnished military commanders are destroyed 90 days after all action is completed. Destruction is by pulping, macerating, or burning. Record copies of investigations conducted in support of DIS and other federal agencies are furnished to the supported agency and AFOSI file copy is destroyed by the AFOSI unit after 90 days. Destruction is by pulping, macerating or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12408 07YLNGA**

**System name:** 12408 07YLNGA Counterintelligence Operations and Collection Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Air Force Office of Special Investigations (AFOSI) field units.

At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Union or Association management personnel.
Contracting officers and representatives.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.

Other Department of Defense (DoD) and former DoD civilian and contractor employees. Applicants for enlistment or appointment. Armed Forces Exchange Service personnel and former employees.

**Categories of records in the system:** Reports of investigation, collection reports, statements of individuals, affidavits, correspondence, and other documentation pertaining to investigative effort spent in identifying and countering foreign intelligence and terrorist threat to the United States and the US military. This includes activities and suspected activities intended to convince US military and others to illegally engage in such activities. Also includes indicators of foreign military and political actions directed against the United States, its installations, personnel, and allies.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compiled for use in determining the hostile threat against the United States, its allies, their military and government. Used by USAF, other military commanders, representatives of the US Department of State, the Central Intelligence Agency (CIA), the staff of the National Security Council, and the Executive Branch. Used by civilian authorities in assessing the threat against the US, its installations, and personnel as well as its allies. Used by USAF, other military commanders, and other responsible authorities in taking actions to counter these threats. Used by USAF Commanders to initiate other investigative, judicial, or administrative actions when appropriate. Furnished to the CIA, FBI, and other intelligence/counterintelligence agencies for use in matters pertaining to hostile intelligence and terrorist activities directed against the US or its allies, their installations, or personnel. Furnished to the Department of Justice for use in litigation and in the initiation of action against individuals in Federal courts. Furnished to the Office of the Judge Advocate General for use in litigation. Used in conjunction with other law enforcement investigations conducted by AFOSI, the FBI, and other Federal, state, and local law enforcement agencies. Used in immigration and naturalization inquiries conducted by the US Immigration and Naturalization Service. Used by appropriate Medical and Forensic Laboratory personnel to assist in making laboratory tests and medical examinations in support of the investigative, judicial, and administrative process. Furnished to Defense and Trial Counsels for use in judicial and administrative actions. Used by HQ USAF activities in promotion, reassignment, and similar personnel actions. Provided to the US Secret Service for use in conjunction with protecting the President, Vice President, and other high ranking officials. Used in conjunction with Joint Counterintelligence Operations conducted by AFOSI and other intelligence/counterintelligence services. Provided to the USAF Board of Corrections for use in correcting individual military records. Provided to Congressional committees, their staffs, and the General Accounting Office for use in Congressional investigations. Used to prepare replies to members of Congress for answering constituent inquiries.



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Furnished for use by the Defense Investigative Service, FBI, CIA, US Civil Service Commission, and other Federal investigative agencies for use in investigations conducted relative to granting individuals access to classified material or to US military installations. Information concerning hijacking or suspected hijacking of aircraft is furnished to the Federal Aviation Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are controlled by visitor registers.

**Retention and disposal:** At HQ AFOSI, record paper copies of Counterintelligence Operations material is placed on roll microfilm after five years and the paper copy is then destroyed. The microfilm is retained for 20 years and then destroyed. Destruction is by pulping, macerating, or burning. At AFOSI Field Units, copies of Counterintelligence Operations Reports are destroyed one year after HQ AFOSI is notified of final Command action or when no longer required, whichever is sooner. Destruction is by pulping, macerating, or burning. Copies of Counterintelligence Operations Reports furnished USAF Commanders are destroyed after AFOSI is notified of final action in the matter or when they are no longer required. Destruction is by pulping, macerating, or burning. At HQ AFOSI, record paper copies of Collection Reports are placed on microfilm and the paper copy destroyed after one year. Microfilm copies are destroyed after six years. Destruction is by pulping, macerating, or burning. At AFOSI Field Units, copies of Collection Reports are destroyed when no longer needed. Destruction is by pulping, macerating or burning. Copies of Collection Reports furnished USAF Commanders are destroyed when no longer needed.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations, Washington, DC 20314

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12410 07YLNGA**

**System name:** 12410 07YLNGA Criminal Records

**System location:** At Air Force Office of Special Investigations, Washington DC 20314.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Air Force Office of Special Investigations (AFOSI) districts. Afosi detachments.
At Washington National Records Center, Washington, DC 20409.
At Washington National Records Center, Washington, DC 20409.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Contracting officers and representatives.
Air Force Academy cadets.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.

Department of Defense (dod) contractor and armed forces exchange service employees and former employees. Other DoD civilian employees and former employees.

**Categories of records in the system:** Reports of investigation, statements of individuals affidavits, correspondence, and other informational material pertaining to specific investigations of alleged violations of laws, regulations, or directives.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compiled for use by USAF and other military commanders and the US Department of Justice in taking judicial and administrative actions involving suspected criminal activity concerning dod personnel, property, and procurement/disposal activities. Used by USAF and other military commanders to determine if legal or administrative action is warranted. Used by the department of justice to initiate judicial action in federal courts and for litigation. Used in conjunction with investigations conducted for law enforcement purposes by other military, federal, state, and local law enforcement agencies. Used in conjunction with joint law enforcement investigations conducted by AFOSI and foreign law enforcement agencies. Provided to the Central Intelligence Agency (CIA), the Federal Bureau of Investigation (FBI), and other counterintelligence/intelligence agencies in matters pertaining to hostile intelligence and terrorist activities directed against the US, its installations, or personnel. Used in immigration and naturalization inquiries conducted by the US Immigration and Naturalization Service. Furnished to appropriate medical and forensic laboratory personnel to assist in making laboratory tests and medical examinations conducted in support of the investigative judicial, and administrative process. Furnished to defense and trial counsels for use in judicial and administrative actions. Used by HQ USAF activities in promotion, reassignment, and similar personnel actions for Air Force personnel only. Provided to the US Secret Service in conjunction with the protection of the President, Vice President, and other designated high ranking officials. Provided to the veterans administration for verification and settlement of individual claims. Provided to the USAF board of corrections for use in correcting individual military records. Provided to the office of the judge advocate general for use in litigation. Provided to congressional committees, their staff, and the General Accounting Office for congressional investigations. Used to prepare replies to members of Congress to answer constituent inquiries. Furnished to the USAF accounting and finance center for use in determining if individual pay adjustments are required as a result of investigations. Furnished for use in investigations conducted by the Defense Investigative Service, US Civil Service Commission and other federal investigative agencies for use in granting access to classified information. Criminal information affecting US diplomatic relations with foreign nations is provided to the department of state and us embassies overseas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** At HQ AFOSI, records regarding suspected espionage and sabotage are retained for 25 years. All other files are retained for 15 years. All files are placed on roll microfilm after 5 years and the record paper copies are destroyed. Destruction of





paper copies and microfilm is by pulping, macerating, or burning. At AFOSI districtsd all files are destroyed one year after action is reported to HQ AFOSI. Destruction is by pulping, macerating, or burning. At AFOSI detachments, files are destroyed when command action is reported to district. Files are destroyed by pulping, macerating, or burning. All copies furnished USAF commanders are destroyed when all command action is completed and reported to appropriate higher Headquarters and AFOSI. Destruction is by pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Office of Special Investigations Washington, DC 20314

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12501 SPO D**

**System name:** 12501 SPO D Provisional Pass

**System location:** Maintained by the Chief of Security Police at those installations where the pass was issued to the individual, as well as the unit commander at the members final destination. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** This form is issued to any enlisted member of the Armed Forces when delays might result in failure to report to proper station within the time limit specified in orders or pass; or when a pass has expired or the individual does not have a pass or leave orders.

**Categories of records in the system:** A written pass provided to the member to enable him or her to travel legally without any restriction; contains name, rank, SSAN of member as well as his unit. He signs the back side of the pass as acknowledgement.

**Authority for maintenance of the system:** Title 44USC, 3101 and Title 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the record is to document the provisionary travel of a member who is without a regular pass or orders are not available. Use of the record by security police to notify the members commander that he is travelling to a specific destination; potential use for follow-up on individuals travelling without regular passes or leave orders in the event the member does not arrive at his final destination within specified time limit. The original copy is given to the individual, the duplicate copy is forwarded at the individuals unit commander, and the triplicate copy is maintained at the issuing Chief of Security Police's office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** The original and duplicate copies are retained for 90 days after date of issue and then destroyed by tearing into pieces, shredding,macerating,pulping,or burning. The members copy is likewise destroyed when the member reports to final destination.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

The Chief of Security at the issuing installation or the unit commander at the members final destination
Chief of Security Police, Headquarters United States Air Force.

**Notification procedure:** Individual requests should be addressed to the Chief of Security Police at the issuing installation or the unit commander at the members final destination. Visitors making requests must provide proof of identity (e.g., identification card, or drivers license).

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12501 SPO E**

**System name:** 12501 SPO E Registration Records (Excluding Private Vehicle Records)

**System location:** Kept by the Chief of Security Police at the installation where an individual registers personal property. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who register firearms, pets, certain types of personal property, bicycles, etc.

**Categories of records in the system:** Includes the registration forms for each particular item registered with the security police activity.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record information on make, model, type, kind, etc., of property. Information is necessary for identifying lost or stolen property and to insure proper control of privately owned firearms maintained on an Air Force installation. The firearm registration form is also used to maintain accountability (logging weapons in/out) of those privately owned firearms stored in government firearm storage facilities. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any individual record or part thereof can be transferred to any component of the Department of Defense and the Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are kept in the Office of the Chief of Security Police for one year after departure of owner and then destroyed by tearing into pieces.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police.

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, and home address. During a personal visit, individual will be required to produce military ID, if applicable, a valid drivers license, or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual.



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**Systems exempted from certain provisions of the act:** NONE

**F12501 SPO F**

**System name:** 12501 SPO F Notification Letters to Persons Barred From Entry to Air Force Installations

**System location:** Kept by Chief of Security Police at the installation where an individual is barred entry. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons prohibited from entering US military installations for cause.

**Categories of records in the system:** A copy of the letter to the individual which informs him of being barred from entry to the particular installation.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of record is for maintaining a list of personnel who have been barred from entry to the installation. (If an individual's name is on the list, the person would be denied entry to the installation). Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any individual record can be transferred to any component of the Department of Defense and to The Staff Judge Advocate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

**Retention and disposal:** Retained for three years after removal from barred list; then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police.

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information, individual should include full name, social security account number, and home address. During a personal visit individual will be required to produce a valid driver's license or other appropriate proof of identity.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F12501 SPO G**

**System name:** 12501 SPO G Complaint/Incident Reports

**System location:** Kept by the Chief of Security Police at the installation where an individual becomes involved in an incident or complaint, and by the Chief of Security Police at the installation where an individual is assigned if the incident occurs at a different location. Information copies of a report are kept at the individual's organization to which she/he is assigned duty and other organizations which have an interest in a particular incident. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who become involved in complaints or incidents on Air Force installations or Air Force active duty personnel who become involved in incidents regardless of the location.

**Categories of records in the system:** Includes the incident or complaint report, statements by the subject or witness, information on seized or acquired property, if applicable, copies of forms referring cases to other agencies for final disposition, and other forms or reports required to complete basic report. Also includes an individual incident reference record.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record information on individual involvement in incidents or criminal activity. Reports are used to provide information to the appropriate individual within an organization who insures corrective action is taken. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any individual record or part thereof can be transferred to any component of the Department of Defense, the Department of Justice, and The Staff Judge Advocate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** The individual incident record is retained in the office of the Chief of Security Police and destroyed three years after close of year in which last entry was made. Destroyed by tearing into pieces. Incident and complaint reports and parts thereto are retained in office files for one year after annual cutoff, transferred to a staging area for two years, and then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Information copies at interested agencies are destroyed one year after annual cutoff by tearing into pieces.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police.

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, home address, and the letter will be notarized. During a personal visit, individual be required to produce military ID, if applicable, a valid drivers license, or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from witnesses.

Information may also come from persons registering complaints or from those who become victims of a crime.

**Systems exempted from certain provisions of the act:** NONE

**F12501 SPO H**

**System name:** 12501 SPO H Serious Incident Reports

**System location:** Kept by the Chief of Security Police at an installation where a crime or serious incident occurs or where an Air Force employee or dependents (active duty military or civilians) become involved in a crime or serious incident regardless of location. Reports are forwarded through the different levels of command to the appropriate Major Command Headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who become involved in crimes or serious incidents on Air Force installations or Air Force personnel and dependents who become involved in these incidents regardless of the location.





**Categories of records in the system:** Includes information on the particular incident, and identification of persons involved to include information on final disposition of the crime or incident.

**Authority for maintenance of the system:** Title 10 USC 8012; Title 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to report crimes or incidents which may evoke command or congressional interest or may result in unfavorable publicity to the Air Force. Also used to develop statistics, rates, and trends of certain crimes which occur on Air Force installations. May be used to evaluate command discipline rates, personnel quality control, and to monitor various drug and alcohol abuse programs. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any individual record or part thereof can be transferred to any component of the Department of Defense and the Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to staging area for two additional years, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Major Command Chief of Security Police and Installation Chief of Security Police.

**Notification procedure:** The appropriate installation or Major Command Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, and home address. During a personal visit, individual will be required to produce military ID, if applicable, a valid driver's license or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation or the Chief of Security Police at the appropriate Major Command Headquarters.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.

Information obtained from the public media.

Information obtained from a state or local government.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12501 SPO I**

**System name:** 12501 SPO I Incident Investigation Files

**System location:** Kept by the Chief of Security Police at an installation where a criminal act or incident occurs which requires investigation by the security police. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who become involved in criminal acts or incidents on an Air Force installation.

**Categories of records in the system:** Includes a chronology of the investigation being conducted, data on sources of information, information on investigation techniques, and records concerning seized property.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by a security police investigator to assist in the investigation of a criminal act or incident. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution or civil court action. Any individual record or part thereof can be transferred to any component of the Department of Defense and the Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Incident and complaint investigation reports are retained in office files for one year after annual cutoff, transferred to a staging area for two years, and then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F12501 SPO J**

**System name:** 12501 SPO J Traffic Accident and Violation Reports

**System location:** Kept by the Chief of Security Police at the installation where an individual becomes involved in a traffic violation or accident. Information copies of traffic accident reports are kept at the Ground Safety, Staff Judge Advocate, and Transportation offices (when a government vehicle is involved). Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who become involved in traffic violations or accidents on an Air Force installation.

**Categories of records in the system:** Includes the traffic accident investigation report, statement of witnesses, alcohol influence reports, and reports of traffic violations to include notices or summons.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record information on traffic accidents and violations. Reports are forwarded to the appropriate individual within an organization who insures corrective action is taken, or to US Magistrate as applicable. Routine use could include disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or statistical use. Any individual record or part thereof can be transferred to any component of the Department of Defense or to The Staff Judge Advocate. Additionally, accident reports may be provided to private attorneys, representatives of insurance companies and private citizens.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.



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**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of Security Police

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, home address, and the letter will be notarized. During a personal visit, individual will be required to produce military ID, if applicable, a valid drivers license, or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from witnesses.

**Systems exempted from certain provisions of the act:** NONE

**F12501 SPP A**

**System name:** 12501 SPP A Firearm Authorization For Civilian Employees

**System location:** At civilian civilian personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At those installations where the individual was employed plus copy maintained by individuals who were authorized to bear firearms on an Air Force installation.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Documentation of authority for the civilian employee to bear firearms on an Air Force installation and contains personal identification data and documentation of authorization to bear firearms.

**Authority for maintenance of the system:** Title 44 USC 3101 and Title 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system is used by the Air Force to authorize civilian employees to bear firearms on Air Force installations. Copies could be given to other law enforcement agencies. Purpose of the system is to identify civilian employees who can legally bear firearms on Air Force installations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

Individuals copy is destroyed immediately on revocation or expiration date, whichever is sooner.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Chief of Civilian Personnel at the installation

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Civilian Personnel Manager at any Air Force installation. When requesting information, the requestor should include full name, and some proof of identity such as date of birth. During a visit, identity must be proven by means of a valid driver's license or identification card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Employees Personnel Records

**Systems exempted from certain provisions of the act:** NONE

**F12501 0QVDYDC**

**System name:** 12501 0QVDYDC Field Interview Card

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

Dependents of military personnel.

**Categories of records in the system:** Field interview card which contains name,address,telephone number,physical description,age,date of birth,description of clothing worn,if an automobile is involved,the make,year,decal number license and style and color

**Authority for maintenance of the system:** 10 USC 8012 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of system is to obtain and record information on the presence of individuals in a special location at specific time and date. Information is used by the chief of security police and security police investigators at base level. Information is used as an investigative tool in the identification of crime suspects and witnesses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of security police at base concerned.

**Notification procedure:** Requests should be addressed to chief of security police at base concerned.required information from individual will be name and address.to obtain information requestor may visit the office of the chief of security police at base concerned. Requester must provide a current military identification card, civilian personnel must provide a civilian identification card or driver's license.

**Record access procedures:** Individuals can be notified by contacting the chief of security police at the base concerned.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Source of information is individual interviewed, witnesses and interviewing security policemen.

**Systems exempted from certain provisions of the act:** NONE

**F12501 0TKWRDC**

**System name:** 12501 0TKWRDC Complaints and Incidents (Delivery Agreement)





**System location:** 49 Security Police Investigation Section / SPOL, Holloman AFBn NM 88330; commander of individual concerned; and Otero County Sheriff Dept, Alamogordo, NM.

**Categories of individuals covered by the system:** Military personnel arrested by civilian police.

**Categories of records in the system:** Verification of arrests.

**Authority for maintenance of the system:** Local requirements.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to insure awareness of all parties, used by 49 Security Sq, Otero County Sheriff Dept, and commander of individual concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Date of warrant.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Security Police Sq, Holloman AFB, NM, 88330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, rank, social security number, organization, and charge. 49 Security Police Sq, and office of commander of individual on date of arrest.

**Record access procedures:** 49 Combat Support Group/SJA.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Arrest warrant and organization of assignment.

**Systems exempted from certain provisions of the act:** NONE

**F12501 0TNUEXA**

**System name:** 12501 0TNUEXA Field Identification Card,Luke Form 042

**System location:** 58th Combat Support Gp/Sp,Luke AFB,Arizona 85309.

**Categories of individuals covered by the system:** Civilians,military and dependents when on base.

**Categories of records in the system:** used for identification of potential suspects of a crime on base.

**Authority for maintenance of the system:** 10 USC 8012 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify individuals who are found under unusual circumstances walking through housing area,around the bank, commissary,or exchange at a very late hour of night.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Security Police, Luke AFB, Arizona 85309.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Cards are initiated by personnel performing duties as security policeman.

**Systems exempted from certain provisions of the act:** NONE

**F12501 0TNUEXB**

**System name:** 12501 0TNUEXB Crime Stop Form Letter

**System location:** 58th Combat Support Group/Sp, Luke AFB, Arizona 85309.

**Categories of individuals covered by the system:** Civilians,military personnel,and their dependents concerning on base incidents/complaints only.

**Categories of records in the system:** Crime stop forms and records of minor incidents/complaints when there is no suspect.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to associate minor criminal actions with reference to dates and name of complainant.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** 58th Security Police Squadron/Sp, Luke AFB, Arizona 85309.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F12501 02 ALSA**

**System name:** 12501 02 ALSA Reporting Crimes and Serious Incidents

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Armed forces personnel, their dependents, Department of Defense civilian employees and their dependents stationed or going through Alaskan Air Command installations.

**Categories of records in the system:** Alaskan Air Command system for reporting crimes and serious incidents.

**Authority for maintenance of the system:** 5 USC, Section 301, Government Organization and Employees - Powers - Department Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Establishes Alaskan Air Command procedures for reporting crimes and serious incidents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

**System manager(s) and address:** Chief, Security Police of Units.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.



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Record source categories: Information obtained from police and investigating officers.

Information obtained from witnesses.

Systems exempted from certain provisions of the act: NONE

**F12501 02 ALSB**

System name: 12501 02 ALSB Temporary Private Vehicle Impoundment Record

System location: 21 Security Police Squadron, Building 2-900, Elmendorf Air Force Base, Alaska, APO Seattle 98742

Categories of individuals covered by the system: Any individual who abandons or leaves a disabled or derelict privately owned motor vehicle in a public parking area over five consecutive days.

Categories of records in the system: Letter file with owner's name, social security account number, rank, address, and organization and description of vehicle.

Authority for maintenance of the system: 5 USC, Section 301, Government Organization and Employees. Powers. Department Regulations.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Security Police personnel to identify property impounded, report condition of property, and disposition.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Retrievability: Filed by Name.

Safeguards: Records are stored in locked cabinets or rooms.

Retention and disposal: Destroy three years after final disposition of property by tearing into pieces, shredding, pulping, macerating, or burning.

System manager(s) and address: Chief, Security Police, 21 Security Police Squadron, Elmendorf Air Force Base, Alaska, APO Seattle 98742.

Notification procedure: Requests from individuals should be addressed to the Systems Manager.

Send full name.

Record access procedures: Individual can obtain assistance in gaining access from the Systems Manager.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Information obtained from the bureau of motor vehicles.

Systems exempted from certain provisions of the act: NONE

**F12501 02 ALSC**

System name: 12501 02 ALSC Weapons Denial Roster

System location: Security Police Office at Elmendorf Air Force Base, Alaska, APO Seattle 98742, Eielson Air Force Base, Alaska, APO Seattle 98737, Shemya Air Force Base, Alaska, APO Seattle 98736, King Salmon Airport, Alaska, APO Seattle 98713, Galena Airport, Alaska, APO Seattle 98723.

Categories of individuals covered by the system: Security Police personnel and military or civilian personnel who store weapons in Security Police Armories.

Categories of records in the system: Single letter file of names of individuals who cannot be issued weapons.

Authority for maintenance of the system: 5 USC, Section 301, Government Organization and Employees - Powers - Department Regulations

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To deny issue of weapons to unauthorized personnel. Used by Security Police Armories.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Posted on visible bulletin board seen only by Security Police personnel.

Retrievability: Filed by Name.

Safeguards: Records are stored in locked cabinets or rooms.

Retention and disposal: Retained for one year after end of year in which the case was closed, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating,or burning.

System manager(s) and address: Chief, Security Police of units.

Notification procedure: Requests from individuals should be addressed to the Systems Manager.

Send full name.

Record access procedures: Individual can obtain assistance in gaining access from the Systems Manager.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Commander's evaluation

Systems exempted from certain provisions of the act: NONE

**F12501XSPP B**

System name: 12501XSPP B Pickup or Restriction Order

System location: Maintained by the Chief of Security Police at those installations where the order was issued. Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

Categories of individuals covered by the system: The record applies to any Air Force member whose actions necessitate the unit commander to issue the order. Some examples of actions that warrant an order being issued include AWOL, suspicion of an offense etc. A pickup order results in the authority for the security police to transport an individual to the person issuing the order or restricting the individual for that person.

Categories of records in the system: The record provides a complete physical description of the individual as well as his name, rank, social security number, organization and date of birth. It also includes the reason for the order being issued.

Authority for maintenance of the system: Title 44USC, 3101 and Title 10, USC8012

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The purpose of the record is to document the identity of a member of the Armed Forces whose actions justify the picking up or restriction of the member by his unit commander. The record is used as a notification bulletin for the pickup or restriction by security police until disposition is made by the members unit commander. Copies of this order may be given to other law enforcement agencies or other installations if warranted, in attempt to pickup the individual.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.

Retrievability: Filed by Name.

Safeguards: Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are protected by guards.

Retention and disposal: Record is retained until member is picked up or until the order is cancelled by the issuing authority, at which time all copies are destroyed by tearing into pieces, shredding, pulping or burning.

System manager(s) and address: Chief of Security Police, Headquarters United States Air Force.

The Installation Chief of Security Police

Notification procedure: Requests should be addressed to the Chief of Security Police at the installation where the order was issued or to the members unit commander at that installation. Visitors requesting information must provide proof of identity (e.g., identification card, or drivers license).

Record access procedures: Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Information obtained from police and investigating officers.

Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Systems exempted from certain provisions of the act: NONE





**F12501XSPP C**

System name: 12501XSPP C air Force Policy Statement for Firearms Safety and Use of Force

System location: At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

In individuals unit training record at the installation where the member was last assigned and in the event the member is a civilian, the record is maintained in the civilian personnel record at the installation where the member was last assigned.

Categories of individuals covered by the system: All Air Force active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Who are authorized to bear firearms in performance of duties.

Categories of records in the system: Record of understanding and certification of same by individual regarding the constraints on the application of deadly force and the weapons safety requirements that must be adhered to by all personnel who bear firearms in the performance of duties.

Authority for maintenance of the system: Title 44USC, 3101 and Title 10USC 8012

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose is to provide certiication of an individuals understanding of the constraints regarding the application of deadly force and the weapons safety requirements that must be adhered to by anyone who bears firearms in the performance of duties. Used by security police and commanders as evidence that the individual has certified his knowledge of constraint on the application of deadly force and necessary firearms safety requirements. Routine use could include dissemination to other law enforcement or investigative agencies in connection with military or civil court action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Retrievability: Filed by Name.

Filed by Social Security Account Number (SSAN).

Safeguards: Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Retention and disposal: Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Washington DC 20330

System manager(s) and address: Chief of Staff, Headquarters United States Air Force.

Base Chief of Security Police

Notification procedure: Requests from individuals should be addressed to the Systems Manager.

Base Chief of Security Police. When requesting information, the requestor should include full name and proof of identity. During a visit requestor will be required to produce valid drivers license or military identification card.

Record access procedures: Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Military and Civilian Personnel Records

Systems exempted from certain provisions of the act: NONE

**F12502 SPP A**

System name: 12502 SPP A Correction Records

System location: At Headquarters United States Air Force, Washington DC 20330.

At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Washington National Records Center, Washington DC 20409.

Maintained by the Chief of Security Police and Staff Judge Advocate at the installation where the individual was last assigned, Commander 3320th Retraining Group, Lowry AFB, Co., Commandant United States Disciplinary Barracks (USDB), Leavenworth, Ks. and the Office of the Secretary of the Air Force Personnel Council, Pentagon, Washington, D.C.

Categories of individuals covered by the system: Records are maintained on any individual who was placed in confinement at an installation, assigned to the 3320th Retraining Group and the USDB for purposes of retraining or confinement, placed in a federal prison system as the result of criminal conviction, or spent time in the correctional custody program at any Air Force installation.

Categories of records in the system: System includes prisoner personnel records consisting of confinement orders, release orders, personal history records, medical examiners report, request and receipt for health and comfort supplies, recommendations for disciplinary action, inspection records, requests for interview and evaluation reports; corrections officers records including personal deposit fund records and related documents, disciplinary books, correction facility blotters and visitor registers; prisoner records consisting of daily strength records, and reports of escaped and returned from escaped prisoners; prisoner classification summaries; retrainee test records and correctional custody case files consisting of disciplinary punishment letters, evaluation of individual and personal history, and records pertaining to any clemency/ parole actions.

Authority for maintenance of the system: Title 44 USC 3301 and Title 10 USC 8012.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose of these records is to maintain a life file on the individual during his status as a prisoner or correctional custodee on an installation, as well as during his retrainee status at the 3320th Retraining Group or when he is an Air Force prisoner serving a sentence in a federal prison. Routine uses of the records are to establish background for either disciplinary or good conduct action as well as general administration uses of the records concerning health and welfare of the individual, as well as clemency and parole actions. Any individual record or part thereof can be transferred to any component of the Department of Defense or the Department of Justice, as well as civilian agencies such as law enforcement agencies, or law firms as a basis for consideration of civil action either against or on behalf of the individual.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Maintained in note books/binders.
Maintained in card files.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.
Maintained as photographs.

Retrievability: Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by fingerprint classification.

Safeguards: Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by visitor registers.

Retention and disposal: Depending on the type of record within the system, it is either destroyed after release of the prisoner/custodee/retrainee, maintained for one year after the release of the individual, or retained in the files at the facility in which the individual was confined for two years, after which time the record is either destroyed or transferred to a staging area for two additional years, then either retired to the Washington National Records Center, Washington DC 20409, for permanent retention or destroyed by tearing into pieces, shredding pulping, macerating, or burning. Records pertaining to clemency/parole actions are retained for 5 years after final action, then destroyed by burning and shredding.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

The Judge Advocate General, Headquarters United States Air Force.

Unit commander at the individual's last assignment; the commander of the 3320th Retraining Group, Lowry AFB, Colorado; Installation Chief of Security Police, Commandant USDB, Chairman Air Force Clemency and Parole Board.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Installation Chief of Security Police, Installation Staff Judge Advocate, Commander of unit to which individual was last assigned, or the Commander, 3320th Retraining Group. Records of clemency and parole actions are maintained by the Office of the Secretary of the Air Force Personnel Council and the Commandant USDB. Requestors should provide full name and proof of identity. When visiting, requestor will be required to provide proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12503 SPO A**

**System name:** 12503 SPO A Vehicle Administration Records

**System location:** Kept by the Chief of Security Police at the installation where an individual registers or frequently operates a vehicle thereon. Information copies of some portions of this system may be kept at an individual's assigned unit. Official mailing addresses are in the Department of Defense Directory in the appendix to the Air Forces' system notice.

**Categories of individuals covered by the system:** Persons who frequently drive or register vehicles on an Air Force installation.

**Categories of records in the system:** Includes vehicle registration records, driver records, letters of suspension or revocation as applicable, and forms or letters which are necessary in the vehicle administration program for driver improvement actions.

**Authority for maintenance of the system:** Title 10 USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record an individual's statement of understanding on financial responsibilities with regard to operation of a vehicle on an Air Force installation. Driver records are maintained to record information about motor vehicle accidents and moving traffic violations that are used to provide for traffic point assessment, suspension, or revocation, or other driver improvement actions affecting driving privileges on Air Force installations. Routine use could include disclosure to law enforcement or investigatory authorities (Division of Motor Vehicles) for possible reciprocal action on driver license suspension or revocation. Any individual record or part thereof can be transferred to any component of the Department of Defense or to the Staff Judge Advocate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Vehicle Registration Number.
Filed by Vehicle License Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Private vehicle registration documentation is destroyed after departure of the registrant to a new duty station, upon termination of an individual vehicle registration, or at the end of the particular registration period. Driver records on employees are transferred to gaining installations when an individual is reassigned or transferred. These are destroyed on permanent separation from active service, termination of employment, or upon deletion of all entries. Destruction of these forms is done by tearing into pieces.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** The appropriate installation Chief of Security Police should be contacted for information. When requesting information in writing, individual should include full name, social security account number, military status, home address, and the letter will be notarized. During a personal visit, individual will be required to produce military ID, if applicable, a valid drivers license, or other appropriate proof of identity.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.
Contact the Chief of Security Police at the appropriate installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from the bureau of motor vehicles.

**Systems exempted from certain provisions of the act:** NONE

**F12503 02 ALSB**

**System name:** 12503 02 ALSB Bicycle Registration File

**System location:** Pass and Registration (Building 1149), 5010 Security Police Squadron, Eielson Air Force Base, Alaska, APO Seattle 98737.

**Categories of individuals covered by the system:** Personnel who own bicycles and volunteer to register them.

**Categories of records in the system:** Card File. Owners name, address and description of bicycle.

**Authority for maintenance of the system:** Title 44 USC Sec 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Pass and Registration and Security Police personnel for identifying ownership of lost and recovered bicycles.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Security Police, Eielson Air Force Base, Alaska, APO Seattle 98737

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Voluntarily by individual

**Systems exempted from certain provisions of the act:** NONE

**F12503 02 ALSC**

**System name:** 12503 02 ALSC Storage and Special Permits for Recreational and Utility Trailers

**System location:** Pass and Registration, Building 2-900, 21 Security Police Squadron, Elmendorf Air Force Base Alaska, APO Seattle 98742.

**Categories of individuals covered by the system:** All personnel who own a recreational and/or utility trailer and living on base, and those living off-base with special permission for storage on base.





**Categories of records in the system:** Card listing with owner's name, social security account number, organization, and description of item stored.

**Authority for maintenance of the system:** 44 USC, Section 3101, Public Printing and Documents - Records Management by Federal Agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Security Police and housing supervisors to control parking of recreational and/or utility trailers on base.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Vehicle Registration Number.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Security Police, Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual prepares registration form.

**Systems exempted from certain provisions of the act:** NONE

**F12503 02 ALSD**

**System name:** 12503 02 ALSD Trailer Lot Registration

**System location:** Pass and Registration, 5010 Security Police Squadron, Building 1149, Eielson Air Force Base, Alaska, APO Seattle 98737

**Categories of individuals covered by the system:** All personnel on Eielson Air Force Base who own recreational vehicles requiring storage.

**Categories of records in the system:** Card listing, Eielson Air Force Base Form 0-37, of personnel storing recreational vehicles.

**Authority for maintenance of the system:** 44 USC, Section 3101, Public Printing and Documents - Records Management by Federal Agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a quick reference as to who has stored recreational vehicles in the recreational vehicle parking lot. Used by Security Police.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Security Police, 5010 Security Police Squadron, Eielson Air Force Base, Alaska.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual storing vehicle completes Eielson Air Force Base Form 0-37.

**Systems exempted from certain provisions of the act:** NONE

**F12701 OYUEBLA**

**System name:** 12701 OYUEBLA Individual Accident/violation and Safety Training Record

**System location:** At Headquarters, Air Force Communications Service (AFCS) and all AFCS units.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active duty military personnel assigned within Air Force Communications Service (AFCS).

**Categories of records in the system:** individual accident/violation and safety training record.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by AFCS unit commanders as a management tool and accident control device to improve individual safety.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Conventional.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Stored in security file cabinets.

**Retention and disposal:** Retained in office files until individual is transferred from the AFCS command or until separated or retired, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning

**System manager(s) and address:** Chief of Ground/Explosives Safety Division, Office of the Inspector General, Headquarters AFCS and commanders at all AFCS units.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from educational institutions.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.

**Systems exempted from certain provisions of the act:** NONE

**F12701 0J IGYA**

**System name:** 12701 0J IGYA Air Training Command Aircraft Accident Board Resources List

**System location:** Headquarters Air Training Command, Randolph Air Force Base, Tx 78148.

**Categories of individuals covered by the system:** Assigned rated pilots in the grade of colonel or general office r with an aviation service code of 1-7 but excluding wing and center commanders and assigned rated pilots on unconditional flying status with at least five years rated service and who have attended the aircraft accident investigation course,flight safety Officers course or advanced safety program management course.

**Categories of records in the system:** Position, aircraft flown, previous air training command assignm ents, previous board experience, and safety schools attended.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Air Training Command Commander appoints board presidents and investigators.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.



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**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Safety, Headquarters Air Training Command, Randolph Air Force Base TX 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

by full name, safety directorate, Headquarters Air Training Command, military identification card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12701 02SCEYA**

**System name:** 12701 02SCEYA Safety Education File

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** United States Air Force (USAF) personnel who have received formal safety training

**Categories of records in the system:** Name,rank,SSAN,command of assignment,address,safety course name ,class number. Individual training records, letters, memorandum, messages and other material pertaining to training.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify and provide a record of USAF personnel who have received formal safety training. Also used by AF military personnel center in office assignment process.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are controlled by personnel screening.
Records are stored in locked cabinets or rooms.
Records are controlled by visitor registers.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

. Also destroyed by erasing computer tapes.

**System manager(s) and address:** Director of Aerospace Safety, Air Force Inspection and Safety Center, Norton AFB, Ca 92409.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

**Systems exempted from certain provisions of the act:** NONE

**F12702 02SCEYA**

**System name:** 12702 02SCEYA Aircraft Accidents and Incidents Computer File

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** Any person in control of aircraft at time of United States Air Force accident or incident.

**Categories of records in the system:** Date of mishap, aircraft identification, description of flight characteristics, injury totals, description of property damage, organization of aircraft, organization of individual, personnel data consisting of name, SSAN, grade, service component, aero rating, date received rating, year of birth, flying experience, and causes of accident as assessed by accident board. Engine data is included if accident is engine caused. Recommendations of accident board.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide statistical and historical information used by Department of Defense for aircraft accident prevention. Specifically for special safety studies, magazine articles, aircraft safety design studies, to evaluate pilot and crew training, to supplement curriculum for training, to determine possible causes of future accidents, to determine safety award winners, to estimate aircraft inventory requirements based on accident attrition, to estimate budget costs due to accident damage costs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Reports and Analysis Division, Air Force Inspection and Safety Center, Norton AFB, Ca 92409.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12702 02SCEYB**

**System name:** 12702 02SCEYB human factors in aircraft accident/incident computer file.

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** Any individual aboard aircraft during USAF accident or who suffered injury/fatality as result of accident/incident.





**Categories of records in the system:** General identifying data, aircraft flight description, medical and injury data, toxicology test results, physical diseases and defects, psychological/environmental factors, personnel leave/ experience/rest data, physiological data, vertigo training, survival equipment, egress training, ejection data, rescue/survival information.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide statistical and historical information used by Department of Defense for aircraft accident prevention. Specifically for special safety studies involving egress, ejection, search, rescue, survival, related equipment/training, physiological/medical/ injury data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.

**Retention and disposal:** Retained on computer magnetic tape until no longer required and then tape records are destroyed by erasing.

Records are then destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Chief, Reports and Analysis Division, Air Force Inspection and Safety Center, Norton AFB, Ca 92409.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F12702 02SCEYC**

**System name:** 12702 02SCEYC United States Air Force (USAF) Ground Accident Fatality File

**System location:** At Air Force Inspection and Safety Center, Norton Air Force Base, CA 92409.

**Categories of individuals covered by the system:** All USAF active duty military and civilian employee fatalities

**Categories of records in the system:** Name, SSAN, rank, service component, command and base of assignment, date of occurrence, duty status, major catagory of mishap,

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides preliminary statistical accounting data on Air Force fatalities for accident prevention studies/efforts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained on computer magnetic tapes.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Retained in files for four years after accident date, then destroyed.

Records are then destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Director of Aerospace Safety, Air Force Inspection and Safety Center, Norton AFB, Ca 92409.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F14001 0SGHLNA**

**System name:** 14001 0SGHLNA Bachelor Airmen's Quarters (BAQ) Temporary Issue Receipt

**System location:** 321Strategic Missile Wing, Grand Forks Air Force Base, ND 58201 321Missile Maintenance Squadron, Grand Forks Air Force Base, ND 58201 319Bombardment Wing (H), Grand Forks Air Force Base, ND 58201 319Avionics Maintenance Squadron, Grand Forks Air Force Base, ND 58201 319Field Maintenance Squadron, Grand Forks Air Force Base, ND 58201 319Organizational Maintenance Squadron, Grand Forks Air Force Base, ND 58201 319Munitions Maintenance Squadron, Grand Forks Air Force Base, ND 58201 321Combat Support Group, Grand Forks Air Force Base, ND 58201 21Civil Engineering Squadron, Grand Forks Air Force Base, ND 58201 321Transportation Squadron, Grand Forks Air Force Base, ND 58201 321Communications Squadron, Grand Forks Air Force Base, ND 58201 321Security Police Group, Grand Forks Air Force Base, ND 58201 321Missile Security Squadron, Grand Forks Air Force Base, ND 58201 321Supply Squadron, Grand Forks Air Force Base, ND 58201 USAF Hospital, Grand Forks Air Force Base, ND 58201

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Residing in barracks.

**Categories of records in the system:** Receipt for room, furnishing, bedding, and key.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Temporary issue receipt.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Unit Commanders, Grand Forks Air Force Base.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.



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**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual.

**Systems exempted from certain provisions of the act:** NONE

**F14305 0JMPLSA**

**System name:** 14305 0JMPLSA Deceased Investigation Dependent Military Burial

**System location:** Mortuary Affairs Office 3700 Air Base Group Lackland Air Force Base Texas 78236

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Air Force Academy cadets.
Senior and Junior Air Force Reserve Officers.
Foreign Nationals residing in the United States.
Peace Corps and State Department personnel.
Exchange Officers.

**Categories of records in the system:** Deceased dependents of military personnel or deceased persons or Air Force or unknown deceased personnel.

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accurate accounting of burial rights of deceased personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by other identification number or system identifier.

Alphabetical within year deceased.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Mortuary Affairs Officer 3700 Air Base Group Lackland Air Force Base Texas 78236

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16001 OBXQPCA**

**System name:** 16001 OBXQPCA Cadet Injury/Illness Report

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Cadets assigned to the Air Force Academy who have visited the Cadet Clinic.

**Categories of records in the system:** Summary report of the cadet's reason for visiting the medical clinic.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record the time a cadet enters the clinic, what his complaint is, explanation of excusals and time he exited the clinic. Distribution made to Cadet Safety, Athletics and individual concerned. Cadet Safety uses it to monitor cadet activity for ground safety program. Athletics uses it to monitor excusals from physical education and to evaluate injury rates. The individual uses it to justify time away from classes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Date of visit

**Safeguards:** Clinic copy is under the direct control of the Non-Commissioned Officer in Charge (NCOIC) of Administrative Services. Distribution is made only to acknowledged representative of Cadet Wing Safety and Athletics

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** NCOIC, Administrative Services, Cadet Clinic, United States Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Specify name, Social Security Account Number, and date of visit to Cadet Clinic

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** The individual, a physician and/or medical technicians

**Systems exempted from certain provisions of the act:** NONE

**F16001 SGPS A**

**System name:** 16001 SGPS A Aircrew Standards Case File

**System location:** Directorate of Professional Services, Office Surgeon General, Forrestal Bldg, Washington, D.C. 20314

**Categories of individuals covered by the system:** This record system is maintained on all Air Force members who have been considered for medical waiver for flying duty due to conditions defined as serious illness or for waiver for flying training.

**Categories of records in the system:** The record system contains members' Report of Medical Examination, Report of Medical History. Narrative Summary; Aeromedical Evaluation; Electrocardiographic Reocrd; Clinical Record Consultation Sheet, and USAF School of Aerospace Medicine Evaluation Report (if accomplished). Additionally, disposition data is maintained or aperture cards to include member's name, social security account number, date of birth, aeronautical rating, diagnosis/diagnoses, and a chronological listing of waiver actions.

**Authority for maintenance of the system:** Title 10, USC, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These files are utilized to determine if previous action has been taken by the system manager and what was the disposition. Additionally, via the use of aperture cards, waiver actions are suspensed and historical retrieval of records by diagnosis is provided.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on aperture cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Directorate of Professional Services, Office of Surgeon General, Forrestal Bldg, Washington, DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.





**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16001 0SPCZPB**

**System name:** 16001 0SPCZPB Allergy Prescription Record

**System location:** USAF Regional Hospital, March AFB, Ca 92508

**Categories of individuals covered by the system:** Patients who have symptoms of allergies.

**Categories of records in the system:** Record of allergy tests.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by doctors, nurses, and medical technicians in treatment of patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files while patient is being treated, then destroyed by tearing into pieces, shredding, pulping, macerating , or burning.

**System manager(s) and address:** Chief, Allergy Services, USAF Regional Hospital, March AFB, Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information from medical tests.

**Systems exempted from certain provisions of the act:** NONE

**F16001 0SPCZPC**

**System name:** 16001 0SPCZPC Physician Assistant Evaluation

**System location:** USAF Regional Hospital, March AFB Ca 92508

**Categories of individuals covered by the system:** Physician assistants assigned to hospital.

**Categories of records in the system:** Personal information and evaluation factors.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Doctors who have physician assistants working for them.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file by a physician coordinator.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director, Hospital Services, USAF Regional Hospital, March AFB Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16001 0SPCZPD**

**System name:** 16001 0SPCZPD Procedure for Immunotherapy

**System location:** USAF Regional Hospital, March AFB Ca 92508

**Categories of individuals covered by the system:** Patients who have allergy symptoms.

**Categories of records in the system:** Dosage of a serum given to patient over a period of treatment.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Doctors and technicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in patient's serum kit.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Allergy Services, USAF Regional Hospital, March AFB Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16001 0SPCZPE**

**System name:** 16001 0SPCZPE Allergy Re-order Instructions

**System location:** USAF Regional Hospital, March AFB Ca 92508

**Categories of individuals covered by the system:** Patients who have allergy symptoms.

**Categories of records in the system:** Used to re-order serum when needed for a patient.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Doctors and technicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Allergy clinic serum kits.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Allergy Services, USAF Regional Hospital, March AFB Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE



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**F16001 0TNUEXA**

**System name:** 16001 0TNUEXA Allergy Worksheet

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.

**Categories of records in the system:** Allergy worksheet

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record allergy for attending physician, used by medical personnel, enables doctor to diagnose and prescribe treatment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Allergy Clinic, USAF Hospital, Luke AFB, Az 85309

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, social security number. allergy clinic. approved military identification card.

**Record access procedures:** Individual referred to attending doctor who will discuss the laboratory report with him.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special laboratory reports prepared by allergy technicians in hospital.

**Systems exempted from certain provisions of the act:** NONE

**F16001A0SPCZPA**

**System name:** 16001A0SPCZPA Individual Statement on Civilian Medical/Dental Service

**System location:** USAF Regional Hospital, March AFB, Ca 92508

**Categories of individuals covered by the system:** Individuals who have received emergency medical treatment at a non military hospital

**Categories of records in the system:** Information justifying individual's claim for payment of emergency medical care bills.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Hospital resources management personnel and base legal office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Administrator, USAF Regional Hospital, March AFB Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16002 SGPS A**

**System name:** 16002 SGPS A Department of Defense Medical Examination Review Board Medical Examination Files

**System location:** Department of Defense Medical Examination Review Board (DODMERB) US Air Force Academy CO 80840.

**Categories of individuals covered by the system:** All applicants to the five service academies or the Four Year Reserve Officer Training Corps (ROTC) Scholarship Program.

**Categories of records in the system:** The record system is maintained in three forms: hard copy - the original report of Medical Examination, Report of medical history, narrative summary and any associated civilian forms or rests that may have been accomplished; may also contain personal correspondence between the DODMERB and the applicant. The second portion is microform copy of the hard copy file; the third portion is storage in a Burroughs 3500 Computer.

**Authority for maintenance of the system:** Title 10, United States Code, Section 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The paper copy is used to determine medical qualification for one or more of the service academies or the ROTC. The microform portion is used for historical retrieval of previous actions; The computer form is used to advise the service academies and ROTC program managers of any medical update actions on an applicant. Statistical summaries are extracted from the computer bank.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in microfilm jackets.

Maintained on disks or drums.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Department of Defense Medical Examination Review Board, US Air Force Academy CO 80840.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16002 SGPS B**

**System name:** 16002 SGPS B Retirements/Separations Records System

**System location:** AF/SGPS, Forrestal Building, Washington DC 20314.

**Categories of individuals covered by the system:** All Air Force members whose cases have been presented to a Medical Evaluation Board with a recommended disposition of return to duty; whose medical qualification for worldwide duty upon examination for retirement or separation is questionable;all retiring general officers;all members who have had their medical clearance for retirement or separation withdrawn.

**Categories of records in the system:** Retirement, separation, continued active duty Medical Evaluation Board, (if accomplished), Report of Medical Examination, Report of Medical History, Narrative Summary, Clinical Record Consultation Sheet, Electrocardiographic Record.

**Authority for maintenance of the system:** Title 10, United States Code, 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine if previous action has been taken by the system manager, and what the previous disposition was.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

In unlocked filing cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** AF/SGPS, Forrestal Building, Washington DC 20314.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16002 0IACYVA**

**System name:** 16002 0IACYVA Physical Examination Reports Suspense File

**System location:** At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Reserve personnel.

**Categories of records in the system:** incomplete reports of physical examinations, correspondence to and from reservists/individuals.

**Authority for maintenance of the system:** section 10 US Code 275

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** information in files is used to provide control of reservists/ individual medical status.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

Records are protected by guards.

**Retention and disposal:** route for filing in the individual personnel records maintained at ARPC.

**System manager(s) and address:** commander Air Reserve Personnel Center (ARPC).

**Notification procedure:** request from individual should be addressed to command documentation officer ARPC/DAES 3800 York St. Denver Colorado 80205,written request for information should contain full name of individual,SSAN(social security account number), current address and the case(control)number shown on correspondence received from center. Records may be reviewed in records review room ARPC, 3800 York St. Denver Co 80205,Building 2 unit g between 8 o'clock and 3 o'clock on normal work days. For personal visits, the individual should provide current reserve i.d.card and/or driver's license and give some verbal information that could verify his/her case.

**Record access procedures:** Individual can obtain assistance in gaining access from Command Documentation Manager,ARPC/DAES 3800 York St. Denver Co 80205 telephone area code 303 825 1161

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** information from examining facilities, physicians(military and civilian),and summary of physicians evaluation.

**Systems exempted from certain provisions of the act:** NONE

**F16003 ASGH R**

**System name:** 16003 ASGH R Air Force Clinical Laboratory Automation Systems (AFCLAS)

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Wright-Patterson Air Force Base, Ohio and Andrews Air Force Base, Maryland.

**Categories of individuals covered by the system:** Patients at above medical facilities.

**Categories of records in the system:** Patient identifiers, demographic data, laboratory tests requested, test results, related scheduling and suspensing information, internal laboratory auditing and quality control information.

**Authority for maintenance of the system:** Title 10, United States Code, Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides coarse data concerning clinical laboratory results to permanent in and outpatient records, provides scheduling and suspense information to laboratory personnel, and provides permanent laboratory records as required by pertinent regulations and policies. Facilities provision of timely and accurate data to medical professional staff for determining patient care requirements. Provides basis for workload accounts and statistical analysis of mass patient data for research, including determination of normal values by age, sex, and race.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

In and outpatient medical records.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

Requesting physician, ward or clinic, date of request, type of request.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in computer memory for up to 7 days after discharge for inpatients and/or up to 290 days after last clinic visit for outpatients. Length of retention variable within reasonable limits by user. Final report then generated for patient medical records and memory erased. Reports also privide for internal laboratory record requirements.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Data Automation Agency, USAF.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16003 SGPC A**

**System name:** 16003 SGPC A Laboratory Records

**System location:** At Air Force hospitals and Medical Centers. Official mailing addresses are in the Department of Defense Directory in the Appendix to the Air Force's Systems Notice.



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**Categories of individuals covered by the system:** Any person who has received a laboratory service at a United States Air Force (USAF) medical facility.

**Categories of records in the system:** A duplicate copy of all laboratory reports is filed alphabetically by classification of procedure requested. A nominal index file of 3' x 5' cards is maintained for all tissue examination reports. Each card contains, at a minimum the following information: patient's full name; age; grade and social security number (for military personnel and; address (for non-military personnel).

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained to provide backup data in case primary copy(s) are unavailable (primary copies are maintained in the medical record). The index is maintained solely as a cross reference to locate tissue examinations which are filed by accession number.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

**Retention and disposal:** Laboratory records are retained in office files for one year after annual cut off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. The index is retained in the office files until the inactivation of the medical facility, at which time special disposition instructions will be issued by Headquarters, United States Air Force, Office of the Director of Administration.

**System manager(s) and address:** Commanders of medical centers and hospitals.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16003 0SPCZPA**

**System name:** 16003 0SPCZPA Laboratory Course Phase II

**System location:** USAF Regional Hospital, March AFB, Ca 92508

**Categories of individuals covered by the system:** Enlisted military personnel assigned for training as laboratory technicians.

**Categories of records in the system:** Evaluation of quality and quantity of work and of personal characteristics.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by supervisors to evaluate students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files as long as student is in training status , then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Laboratory Services, USAF Regional Hospital, March AFB, Ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from training supervisors

**Systems exempted from certain provisions of the act:** NONE

**F16003 0SSGBPA**

**System name:** 16003 0SSGBPA Laboratory Records Sobriety Determination Report

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Dependents of military personnel.
as requested by security police

**Categories of records in the system:** Report contains identification data, certificate of examining official, laboratory procedures, chain of custody, and laboratory report.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Medical, military police and legal officials. Documentation of medical findings, record of chain of custody, and evidence in legal proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

becomes a part of the permanent medical record.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

commanders of air force hospitals, medical centers and clinics.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

full name, military status, SSAN, Air Force Base where medical record was last maintained. Registrar of Air Force hospital, medical centers, and clinics. Proof of identity is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from witnesses.

**Systems exempted from certain provisions of the act:** NONE

**F16003 0TNUEXA**

**System name:** 16003 0TNUEXA Special General Chemistry and Hematology Worksheets

**System location:** United States Air Force Hospital, Luke Air Force Base Arizona 85309.





**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.
Dependents of military personnel.

**Categories of records in the system:** Special, general chemistry and hematology worksheets containing requested laboratory information.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by doctor to make a diagnosis and prescribe treatment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Laboratory Services, USAF Hospital, Luke AFB, Arizona 85309.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, social security number outpatients records center.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Valid identification card

**Systems exempted from certain provisions of the act:** NONE

**F16003 02 ALSA**

**System name:** 16003 02 ALSA Chain of Custody Receipt

**System location:** United States Air Force (USAF) Hospital Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Categories of individuals covered by the system:** Blood alcohol testing is accomplished on military personnel at the direction of proper military authority.

**Categories of records in the system:** A means of providing a continuous hand receipt for blood alcohol specimens.

**Authority for maintenance of the system:** 44 USC 3101, Records Management by Agency Head - General Duties.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Original retained in laboratory. Copy sent with blood alcohol specimen to local Security Police, Office of Special Investigations, or Federal Law Enforcement Agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, USAF Hospital Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Identification card in the case of personal request.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

USAF Hospital, Elmendorf AFB, Alaska

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual with custody of specimen provides name.

**Systems exempted from certain provisions of the act:** NONE

**F16004 SGPC A**

**System name:** 16004 SGPC A X-Ray Nominal Index File

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any person who has received an x-ray at a United States Air Force (USAF) medical facility.

**Categories of records in the system:** A nominal index file of 3' x 5' cards is maintained for all individuals in the system. A new index is begun each year. Each card contains, at a minimum, the following information: patient's full name, film number, age, sex and social security account number.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File is maintained solely as a cross index to locate x-ray films filed in the medical facility.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until destroyed concurrently with the x-rays to which they relate.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commanders of medical centers, hospitals, and clinics.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

; name, military status, social security account number, service number (if applicable), location of treatment, year in which treatment provided.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16004 0SPCZPA**

**System name:** 16004 0SPCZPA Diagnostic X-ray Film

**System location:** USAF Regional Hospital, March AFB, Ca 92508

**Categories of individuals covered by the system:** Selected patients at March AFB Hospital.

**Categories of records in the system:** Records of name, age, social security number, sex, and X-ray photographs.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by medical personnel for diagnosis and treatment of patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on x-ray film.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Held for five years after annual cutoff in staging area, then salvaged or destroyed.

**System manager(s) and address:** Commander, USAF Regional Hospital, March AFB, Ca 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** X-ray photographs.

**Systems exempted from certain provisions of the act:** NONE

**F16004 0SSGBPA**

**System name:** 16004 0SSGBPA Radiology Records X-ray Photo Identification and File

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Strategic Air Command (SAC) bases only.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Senior and Junior Air Force Reserve Officers.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.

**Categories of records in the system:** Identification data, type of examination.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Index of X-ray films, radiology department at Air Force hospitals, Medical Centers and clinics at SAC bases only. Used as an index to retrieve individual X-ray films from the film file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in staging area for five years after annual cut-off, then destroyed by shredding or tearing.

**System manager(s) and address:** SAC Command Surgeon, Hospital, Medical Center or Clinic Commander or Hospital registrar at SAC medical facilities.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, military status, SSAN, registrar at USAF hospitals, Medical Centers or clinics at SAC bases. Proof of identity is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16004 0SSZDTA**

**System name:** 16004 0SSZDTA X-ray Film Identification Card

**System location:** Base Hospital X-ray clinic.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All individuals requiring X-rays.

**Categories of records in the system:** Card identifying X-ray of a patient.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identification of X-ray.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Maintained in office files with X-rays for two years then retired to staging area for three additional years then destroyed when film is turned in for salvage.

**System manager(s) and address:** Personnel clerk at each Air Force installation.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16006 ASGPA R**

**System name:** 16006 ASGPA R USAF Hearing Conservation Record System

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At USAF School of Aerospace Medicine (USAFSAM), Brooks AFB, TX 78235.

**Categories of individuals covered by the system:** All Air Force Employees, military or civilian who are enlisted in the Hearing Conservation Program due to working in noise hazard areas.

**Categories of records in the system:** AF Forms 1490 and 1491 which documents name, social security account number, individuals military grade or rank, or U.S. Civil Service grade, date of birth, age, sex, USAF specialty code or job code, whether in-training or assigned to regular duty, the organization to which the individual is assigned complete with address, individual's duty phone number, whether military or civilian, date assigned to duty in noise occupation, brief description of previous exposure to noise, time, day of week and date of audiometric test, time and date of last significant noise exposure encountered within last 30 days, if any, type significant to noise to which last exposed, type of audiometer used, i.e., manual or automatic, audiometer calibration method, date of last audiometer calibration, whether audiometric exam conducted in prefabricated booth or not, class of hearing based on hearing threshold levels measured. Hearing threshold levels for 500, 1000, 2000, 3000, 4000 and 6000 frequencies in each ear including results of current audiometric examination, his reference or initial examination and any shift between these two examinations in each ear, whether or not ear plugs were issued at time of audiometric examination or have been previously issued, type of ear-plug issued, size of ear plug issued for each ear, if noise ear muff issued, if individual wears glasses, if examiner and individual consider ear protection is satisfactory, any pertinent remarks relative to the individual, noise exposure, hearing, etc.; and the audiometric examiner's name, Air Force Specialty Code, social security account number, and office symbol. File contains information on AF Form 1621, Evaluation of Individual Noise Exposure, which is used to document data and observations relating to an individual's exposure to occupational noise.





**Authority for maintenance of the system:** Title 29 Code of Federal Regulations, Part 1910.95 Occupational Safety and Health Standards. Public Law 91-596, The Occupational Safety and Health Act; Executive Order 11807, the Occupational Safety and Health Program for Federal Employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USAF School of Aerospace Medicine-to provide continuing review of the Air Force Hearing Conservation Program by updating damage-risk criteria, modifying monitoring audiometry program procedures, validating personnel disposition procedures relating to occupationally induced hearing losses, evaluating hearing protective devices and procedures, and research associated with noise induced hearing losses. At the specific request of a USAF Medical Facility provide an historical record of the results of an individual's monitoring audiometric test results. Base Medical Personnel-to monitor employees health status for occupational health programs, to use in formulating recommendations to supervisors on requirements to remove individual from further exposure, to determine need for investigation of workplace environment for abnormal exposure conditions. Employee's Supervisor-to determine whether employee can continue to work in the exposure situation; to determine relative risk of various work tasks, to improve safety of noise exposure procedures. Bureau of Employees Compensation-Information relating to individuals' claims for occupationally induced hearing losses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by date of birth.
Air Force Specialty Code, Job Code.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.
Records are controlled by computer system software.

**Retention and disposal:** At School of Aerospace Medicine, retained permanently in computer, at bases retained as permanent part of medical record for fifty years after date of latest document, then destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16006 SGPC A**

**System name:** 16006 SGPC A Central Medical Registry Files

**System location:** Armed Forces Central Medical Registry, Brooks AFB TX 78235; Armed Forces medical centers, hospitals, and clinics.

**Categories of individuals covered by the system:** All individuals who were diagnosed as having or were treated for cancer in an armed forces medical treatment facility.

**Categories of records in the system:** Files contain summaries of treatment provided cancer patients, to include tumor board evaluations, comprehensive chronological summaries of care rendered, a locator system, suspense files for required follow-up treatment and/or evaluation.

**Authority for maintenance of the system:** Title 10, United States Code, Sections 125, 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected for the purpose of maintaining an information service for the military departments for clinical and statistical analysis of designated medical and dental cases, their treatment and results. The files serve as the central repository of clinical information relating to individuals evaluated and/or treated in Army, Navy and Air Force medical facilities. It is used to conduct statistical analysis and to provide clinical information to other federal medical services, scientific institutions and qualified members of the medical and dental professions (information identifiable by name is released only with permission of the patient). Information may be provided local hospital tumor registries, physicians, scientific institutions. Information is used by the medical facilities to promote education programs and to develop statistics designed to be used as a basis for developing improved diagnostic and therapeutic standards. Used by the individual physician or scientist to develop and write professional papers and is used by hospital tumor registries to update their case records as to status and quality of survival of individual patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Records located at the Central Medical Registry are retained in Office files permanently. Records located at medical facilities are retained in the office files until inactivation of the tumor board or the facility, then destroyed by tearing into pieces, shredding, pulping macerating, or burning.

**System manager(s) and address:** Director, Armed Services Central Medical Registry, Brooks AFB TX 78235; Commanders of armed forces medical facilities. MEDICAL FACILITIES.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

; full name, social security account number of sponsor, accesion number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from a state or local government.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16006A0SPCZPA**

**System name:** 16006A0SPCZPA Pulmonary Function Test

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Patients requiring a pulmonary function test.

**Categories of records in the system:** Patient's physical description and results of pulmonary function test.

**Authority for maintenance of the system:** 10 USC 8012.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by medical personnel in diagnosis and treatment of patient.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retired to national personnel records center, St Louis, MO 63118 one year after year of last treatment, then destroyed after twenty five years.

**System manager(s) and address:** Commander, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from medical tests.

**Systems exempted from certain provisions of the act:** NONE

**F16006B0SPZCPA**

**System name:** 16006B0SPZCPA Grounding Information Data

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Military personnel on flying status who are currently grounded for medical reasons.

**Categories of records in the system:** Information about flying history, period of suspension from flying, diagnosis.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by flight surgeon and military personnel to identify individuals currently grounded from flying status.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for six months after monthly cutoff then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Medical records.

**Systems exempted from certain provisions of the act:** NONE

**F16007 SGPA A**

**System name:** 16007 SGPA A Drug Abuse Rehabilitation Report System

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any active duty military personnel who are confirmed as drug abusers as a result of drug abuse urinalysis testing.

**Categories of records in the system:** File contains Drug Abuse Rehabilitation Reports in Electrical Message Form in which demographic data, urine testing results and abuser disposition are detailed.

**Authority for maintenance of the system:** Public Law 91-513 as applied to Federal agnecies by Section 2b of Executive Order 11599, 17 June 1971, Comprehensive Drug Abuse Prevention and Control Act of 1970.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** At HQ USAF to provide statistical data for required reports to Department of Defense (DOD) and to the Special Action Office on Drug Abuse Prevention, White House; to perform epidemiologic and statistical studies for use in evaluating the effectiveness of Air Force urinalysis testing programs; to provide information for answering congressional inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for five years after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16101 SGPA A**

**System name:** 16101 SGPA A Medical Recommendation for Flying Duty

**System location:** At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated flight record custodians. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Personnel on flying status, performing missile duties, Air Traffic Controller duties, Weapons Controller duties.

**Categories of records in the system:** Name, Rank, social security account number, command of assignment, aeronautical rating, aviation service code, date of grounding, month in which flight requirements were last met, estimated duration of incapacity to fly, total flying time to date, type of action recommended relative to performing flying duties, days grounded, and information on suspension from flying, previous waivers, requirement for spectacles, medical diagnosis. Records also contain correction sheets, transcript sheets for individuals not returned to flying status after excusal, grounding, or suspension.





**Authority for maintenance of the system:** Title 10, United States Code, Sections 8012 and 133; Executive Order 9397; Title 37 United States Codem Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to establish annual clearance, recommend change in flying, missile alert, air traffic controller, and weapons controller status for medical reasons; gather data for statistical tabulation of non-effectiveness rates in Individual Category due to illness/injury. Category of user and related specific uses are: Base Level CBPOs use data as a basis for preparing aeronautical order at the instruction of the local commander authorized to issue orders suspending flying status; Flight Managers retain copies of Medical Recommendations for Flying Duty in the Aircrew Standardization Evaluation records to reflect medical status for flying; Local medical facility maintains a copy of the Medical Recommendation for Flying in individual health records and also uses the Medical Recommendation for Flying to notify local commander, local flight managers, local CBPO and higher headquarters of change of medical status of Individual Category relative to the performance of lying, missile, air traffic control, or weapons control duty; Major Command Surgeon's office use the data to evaluate the effectiveness of respective base level Aerospace Medicine Programs and to determine medical causes of non-effectiveness among respective flying personnel; HQ USAF/SGHB, Biometrics Division, uses data for statistical determination of medical causes of non-effectiveness among flying personnel, as source document for individuals removed from flying for medical reasons and not authorized to return, control information when a rated flyer is returned after a removal which spans two calendar years, and to provide greater detail than the coded abstract about the medical reason for removal from flying.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Base Level, Major Command Level, Headquarters United States Air Force Level.

Maintained in file folders.
Maintained in visible file binders/cabinets.

**Retrievability:** Base Level, Major Command Level, Headquarters United States Air Force Level.

Filed by Name.
Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Original medical recommendations for flying duty are retained in individual health record for fifty years after date of latest document, then destroyed.HQ USAF/SGHB retains Medical Recommendations for Flying Duty indefinitely or until data is received that they are no longer on active duty with the Air Force; Medical Recommendation for Flying for rated flyers returned to flying are retained for two years prior to the current year, then destroyed; coded 'transcript sheets' are retained for the five years prior to the current year then destroyed; edits and audits of coded data are retained for the full year prior to the current year, then destroyed; computer listings are retained for 15 years prior to current year then destroyed; computer listings on microfiche are retained for 20 years prior to current year, then destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16101 0SSGBPA**

**System name:** 16101 0SSGBPA Aerospace Medicine Program Medical Recommendation Missile Duty

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Supporting a missile mission, individuals commander.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Assigned missile launch duty as members of a combat crew.

**Categories of records in the system:** Individual identification, certificate of awareness of clearance-restriction and appropriate medical comment.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Notify individuals commander of medical restriction- qualification to perform missile duty - missile unit commanders ,missile medicine sections at base medical facility, SAC surgeons office missile medicine branch - commander - to assign or remove an individual from missile duty-missile medicine sections - to notify individuals commander of medical restriction-qualification to perform missile duty-SAC surgeon monitor the health of SAC missile combat crew members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Strategic Air Command (SAC) surgeon, Headquarters SAC - commanders of SAC hospitals, medical centers, and clinics.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, military status, SSAN, air force base where medical record is maintained. Registrar of air force hospitals, medical centers, and clinics. Proof of identity is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16102 SGPA A**

**System name:** 16102 SGPA A Air Force Aerospace Physiology Training Programs

**System location:** Chamber Flight Records located at USAF School of Aerospace Medicine, Physiological Education Branch (USAFSAM/EDP), Brooks AFB TX 78235 and at the AF Physiological Training Unit (PTU) where individuals received training; Physiological Training Monthly Report is retained at each AF PTU, USAFSAM/EDP Brooks AFB TX 78235; Physiological Training



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Records are located at AF PTUs; Individual Physiological Training Records for aircrews, Individual Physiological Training Records for non-aircrew personnel.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated flight record custodians. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Aircrew and non-aircrew personnel required to fly on Air Force aircraft.

**Categories of records in the system:** Used for records accounting and research. Contains data on attendance at formal training, type of course received, quality performance, training flight profiles, location of training, age, height, weight and sex of trainees.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012 and 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Authenticate type of training, location and trainees performance during course. Exact flight profiles (altitude chamber) and any reactions occurring during flight are maintained by each PTU for future authentication of training. Additional authentication is provided flight managers and scheduling officers and copies of flight profiles and reaction data are provided USAFSAM for research. A compilation of select data is forwarded to appropriate Command Coordinator for Physiological Training for management purposes. USAFSAM/EDP/ and the Test Support Branch (BNT) for analysis and research and to the Aerospace Medicine Divison, HQ USAF/SGPA Washington DC 20314 for managment and research. Data for specific reactors to low pressure are handled as medical records with additional distribution to appropriate MAJCOM Surgeon/SGP for information and possible corrective action, to USAFSAM/EDP/VNT for research and analysis, and to HQ USAF/SGPA for policy/management/statistical/research analysis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Record of training, records of individuals in a given class, altitude flight profiles, combined data of all individuals trained each month, and data on technicians providing the training

Maintained in file folders.

Maintained in visible file binders/cabinets. Authentication of training

Maintained in card files.

**Retrievability:** Data relative to reactors to low pressure, management analysis procedures, and authentication of training

Filed by Name. All other data retrieval, except in case of a reactor to low pressure, is by translation of an individual's name into a number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by commanders of medical centers and hospitals.

Records are protected by guards.

**Retention and disposal:** Chamber Flight Record (original) at USAFSAM

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Copies at Unit

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after three years; Physiological Training Monthly Report (original) at HQ USAF and USAFSAM

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Copies at other than HQ USAF and USAFSAM

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after three years; Physiological Training Record

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after 6 years; Individual Physiological Training Records for non-flying personnel retained as a permanent part of individual medical record for fifty years after date of latest document, then destroyed. For flying personnel, is retained in flight records and turned over to individual after discharge, separation, retirement.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

, Attention Chief, Aerospace Physiology, HQ USAF/SGPA, Washington DC 20313. Students should provide full name, military status, approximate date and last location of training; officers and technicians assigned AF Aerospace Physiology Programs provide full name and location of last training. Requestors may visit Office of the Surgeon General, Aerospace Medicine Division. Proof of identity is by government ID Card for active/retired, driver's license if otherwise.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Physiological Training Unit (PTU).

**Systems exempted from certain provisions of the act:** NONE

**F16102 SGPA B**

**System name:** 16102 SGPA B USAF Compression Chamber Operation

**System location:** Treatment Records (original) retained in individual health record

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. as part of health record. First copy retained at USAF School of Aerospace Medicine, Hyperbaric Medical Branch (USAFSAM/EDH) Brooks AFB TX 78235. Other copies

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. and individual Physiological Training Unit (PTU) having Compression Therapy capability; Compression Chamber Operations Record is retained at PTUs having Compression Therapy capability; Compression Chamber Reactor Case Report (original)

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. as part of health record. First copy retained at USAFSAM/EDH. Other copies

At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. and individual PTUs having Compression Therapy capabilities; Oxygen Sensitivity Tolerance/Pressure Test

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. as part of health record and USAFSAM/EDH.

**Categories of individuals covered by the system:** Officers/technicians performing treatments (normally medical doctors, aerospace physiologists/physiological training technicians); patients, who are

All active duty military personnel.

Retired Air Force military personnel.

Dependents of military personnel. dependents of retired military and civilians treated on an emergency basis.

**Categories of records in the system:** Treatment records of patient and records of personnel conducting treatment. Records of exposure to high pressure profiles are maintained for patient and personnel conducting treatment. Records of training dives are maintained on officers and technicians performing treatment dives as well as their physical capability/tolerance to perform in subsequent treatment dives/procedures.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012 and Section 133.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide an exacting record for a patient treated by compression therapy and documents reactions of the patient's response to high presssure. Concurrently it protects the patient by insuring that overexposure to high pressure does not occur. Records are maintained on persons performing treatments because they are exposed to the same treatment profiles as their patients and to insure their capability of performing treatment and to determine in advance that they are not physiologically susceptible to potential hazards of treatment. Category of user: Physicians, aerospace physiologists and technicians. Records are also provided to USAF Compression Therapy Center, USAFSAM/EDH, Brooks AFB TX and the Aerospace Medicine Division, HQ USAF/SGPA Washington DC for research and statistical analysis, and management effectiveness. Records maintained on technicians/officers conducting procedures are maintained at treatment site to insure overexposure to high pressure does not occur and to determine professional adequacy to participate in treatment dives. Records involving officers/technicians performing treatment are provided MAJCOM/SGP, USAF School of Aerospace Medicine, Physiological Education Branch (USAFSAM/EDP) and HQ USAF/SGPA for statistical analysis, research and management effectiveness considerations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Patients records

Filed by Name.

Filed by Social Security Account Number (SSAN). Officers/technicians

Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by commanders of medical centers and hospitals.

Records are protected by guards.

**Retention and disposal:** Treatment Records (original) retained in individual health record for fifty years after date of latest document and then destroyed. First copy and other copies at USAFSAM, HQ USAF and MAJCOMs

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Other copies at PTUs

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after 3 years; Compression Chamber Operation Record at PTUS

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after 3 years; Compression Chamber Reactor Case Report (original) retained in individual health record for fifty years after date of latest document, then destroyed. First copy at USAFSAM and other copies at HQ USAF and MAJCOMs

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Copies at PTU

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. after 3 years; Oxygen Sensitivity Tolerance/Pressure Test retained in individual health record for fifty years after date of latest document, then destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Required information for military/ex-military is full name, social security account number; civilian should provide name, social security account number, location of treatment, and approximate date of treatment. Requester may visit Office of the Surgeon General, Aerospace Medicine Division. Proof of identity is by government ID card for active/retired military, driver's license for civilians.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** By physicians regarding diagnosis/treatment.

**Systems exempted from certain provisions of the act:** NONE

**F16102 0SSGBPA**

**System name:** 16102 0SSGBPA Physiological Training Inside Chamber Instructor Observer

**System location:** At all SAC physiological training units.

**Categories of individuals covered by the system:** Physiological training personnel, at Strategic Air Command (SAC) bases only.

**Categories of records in the system:** Identification data, type of flight, position, decompression compression times, any complications or reactions.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a history of instructors decompression - compression times and individual reactions to hyperbaric - hypobaric stress used by SAC physiological training units and SAC Surgeons Office/SGPAT to monitor hyperbaric - hypobaric chamber times and reactions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained until reassignment - separation, then given to the individual.

**System manager(s) and address:** Command Coordinator, Aerospace Physiology, Headquarters SAC.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, military status, SSAN or service number, last SAC base of assignment. Proof of identification required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16103 ASGPA R**

**System name:** 16103 ASGPA R Communicable Disease Report System

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Epidemiology Division, Brooks Air Force Base, Texas, 78235; North American Air Defense Command (NORAD), Colorado Springs, Colorado, 80912; U.S. Air Force Security Service Surgeon, Goodfellow Air Force Base, Texas; 4th Medical Service Squadron, Wiesbaden Air Base, Germany; and at 1st Medical Service Wing, Clark Air Base, Philippines.

**Categories of individuals covered by the system:** Any patient diagnosed or suspected of having a reportable communicable disease.

**Categories of records in the system:** Contains Electrical Message Reports of individual cases of communicable diseases which have been diagnosed or suspected in Air Force medical facilities.



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**Authority for maintenance of the system:** Part 1074 and Part 8032, Title 10n CFR.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** At HQ United States Air Force and major commands to properly inform civilian public health authorities of the diseases in compliance with public health requirements; to plan and execute means of preventing spread of disease to other personnel; to conduct epidemiological and statistical studies in order to determine the effectiveness of U.S. Air Force wide communicable disease control measures. Epidemiology Division and other epidemiology elements, to maintain epidemiological surveillance of Air Force communicable disease trends for health care purposes. NORAD and Security Service, to maintain surveillance of disease trends as part of Biological Attack Warning System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by date of birth.

Filed by disease category.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for five years after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

**Systems exempted from certain provisions of the act:** NONE

**F16103 SGPA A**

**System name:** 16103 SGPA A Venereal Disease Epidemiologic Report System

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any patient, military or civilian, upon whom the diagnosis of venereal disease is confirmed.

**Categories of records in the system:** File contains only the single copy of Public Health Service Form (NCDC) 'Venereal Disease Epidemiology Report' which contains the patient's identification.

**Authority for maintenance of the system:** Part 26, Chapter 1, Title 42 Public Health Service Act as implemented by the 7 point agreement of 1967.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a record of essential epidemiological information necessary to insure proper follow-up of contacts of venereal disease patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals

Records are controlled by personnel screening.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force, Washington DC 20330.

**Notification procedure:** Information may be obtained from the Environmental Health Officer of the Medical Facility where the individual received his treatment for his veneral disease.

**Record access procedures:** Requests from individuals should be addressed to the Environmental Health Officer of the Medical Facility where the individual received his treatment for his venereal disease

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16104 SGPA A**

**System name:** 16104 SGPA A USAF Master Radiation Exposure Registry

**System location:** USAF Radiological Health Laboratory, (AFLC), Wright Patterson AFB, OH 45433

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. At base facilities using sources of ionizing radiation

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All military and civilian employees of the U.S. Air Force who are currently or have been since 1960 included in the USAF Personnel Dosimetry Program.

**Categories of records in the system:** Radiation dosimetry results in quarterly, annual and lifetime cumulative periods and results of bioassays for radioactive emitters.

**Authority for maintenance of the system:** Part 20.401(c), Title 10, Chapter 1, CFR 'Atomic Energy Act of 1954' and Sections 2(2),2(3), Executive Order 11807 'Occupational Safety and Health Program for 'Federal Employees.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** At Radiological Health Laboratory-to maintain throughout the employment history of radiation workers a cumulative record of occupational radiation exposure as required by Public Law; to provide that cumulative record to any future employer who makes a proper request for it; to provide information to occupational health personnel and employee's supervisor on cumulative radiation exposure status of employee; to provide information to investigators of radiation accidents and incidents regarding radiation exposure resulting from the event; to use in epidemiological and statistical studies to determine the effectiveness of Air Force wide radiological health programs, trends in exposure doses, exposure experiences of selected occupational groups and similar studies. Base Medical Personnel-to monitor employees health status for occupational health programs, to use in formulating recommendations to supervisors on requirements to remove from further exposure, to determine need for investigation of workplace environment for abnormal expsure conditions. Employee's Supervisor-to determine whether employee can continue to work in the exposure situation; to determine which tasks are high exposure and which are low exposure; to improve safety of radiation exposure procedures. Future Employers-to use as the basis for continuing the lifetime cumulative record on the employees and to use for all the purposes which the current employer uses these records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

Records are controlled by computer system software.

**Retention and disposal:** Records are permanent at USAF Radiological Health Laboratory. Retained in medical record and supervisor's record for six months then destroy by tearing into pieces, shredding, pulping, macerating, or burning.





**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16201 SGD A**

**System name:** 16201 SGD A Dental Health Records

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Other authorized medical units serving military personnel and/or dependents, such as National Aeronautics and Space Administration, Embassies, Federal Aviation Agency, Public Health Service, Veterans Administration.

**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.

Air Force Academy nominees/applicants.

Dependents of military personnel.

Foreign Nationals residing in the United States.

American Red Cross personnel.

Peace Corps and State Department personnel.

Exchange Officers.

**Categories of records in the system:** Chronological record of all care received in military dental facilities. This is primarily arecord of all treatment received on an outpatient basis with supporting documentation such as consultations, dental history, laboratory, and x-ray reports; the record also includes temporary copies of appointment slips and attendance records until entered in the record.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012 and Section 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Chronological record of patient's dental health while authorized care in a military dental facility. Patient-for further dental care, legal purposes, other uses such as insurance requests or compensation claims as specifically authorized by the patient. Dentist-for further dental care of the patient, research, teaching, legal purposes. Other Patient Care Providers within the hospital - for further medical/dental care of the patient, research, teaching, legal purposes. Hospital and Dental Staff - evaluation of dental staff performance in the dental care rendered; dental research; teaching; hospital accreditation; preparation of statistical reports; legal purposes. Army-Navy-VA-PHS-any other hospital, clinic, etc - for further dental care of the patient if he is currently undergoing treatment there. Attorneys and courts for litigation purposes. Record is released only upon receipt of the patient's signed authorization or a court order. Insurance companies require the patients' written consent for release. Used for establishing insurance benefits or payment of benefits. Other Air Force Agencies - such as Central Tumor Registry which maintains files on all patients in whom a malignancy has been diagnosed; Office of Special Investigations when required for an investigation they are conducting; Judge Advocate General for litigation purposes. Other Federal and State Agencies - such as the Veterans' Administration and Department of Labor (workmen's compensation) for adjudication of claims; reporting communicable disease or other conditions required by law. Other persons or agencies as specifically authorized by the patient.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in visible file binders/cabinets.

Maintained in card files.

Maintained on x-ray film.

Maintained as photographs.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

**Retention and disposal:** Records for military personnel are retained for fifty years after date of last document; for all others, twenty-five years. While on active duty, the Health Record of a US military member is maintained at the dental unit at which the person receives treatment. On separation/retirement the records are forwarded to National Personnel Records Center (NPRC/MPR) or other designated depository; such as Air Reserve Personnel Center, if reservist; to appropriate state National Guard unit, if National Guard member, to appropriate Veterans Administration Regional Office, if VA claim has been filed. Records of other personnel may be handcarried or mailed to the next military medical facility at which treatment will be received, or the records are retained at the treating facility for a minimum of 1 year after date of last treatment then retired to NPRC or other designated depository, such as but not limited to, Commandant (PM) US Coast Guard, Washington DC 20226 for Coast Guard active duty members; Medical Director, American Red Cross, Washington DC 20006 for Red Cross Personnel.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Assistant Surgeon General for Dental Services, USAF; commanders of medical centers, hospitals, clinics, medical aid stations - Military Personnel Center Director National Personnel Record Center (military) 9700 Page Blvd, St Louis MO 63212; Director, National Personnel Record Center (civilian), 111 Winnebago St., St Louis MO 63118, individuals who have records responsibility at all other authorized medical units servicing military personnel and their dependents.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Complete name, social security account number of individual through whom eligibility for care is established, year in which treatment was received, location treatment was received, whether treatment was on an inpatient or outpatient basis. Above SYSMANAGERS or in the case of Air Force medical facilites, the Registrar's office of the hospital. An appropriately signed authorization for the release of the information is required. Individual's complete name and social security account number of individual through whom eligibility for care is established.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16201 0SPCZPA**

**System name:** 16201 0SPCZPA Periodontics and Oral Diagnosis

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Patients requiring periodontic treatment.

**Categories of records in the system:** Physical description, medical history, dental history, dental chart, clinical findings, diagnosis and treatment records.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by dentists and dental technicians in the treatment of patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Military Service Number.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retired to National Personnel Records Center, St Louis, MO 63118 one year after annual cutoff, then destroyed after fifty years for military personnel or after twenty five years for non-military personnel.

**System manager(s) and address:** Director, Base Dental Services, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information from medical records.

**Systems exempted from certain provisions of the act:** NONE

**F16201 0SPCZPB**

**System name:** 16201 0SPCZPB Prosthetic Patient Information Card

**System location:** USAF Regional Hospital, March AFB, CA 95208.

**Categories of individuals covered by the system:** Dental patients requiring prosthetic treatment.

**Categories of records in the system:** Record of assignment of doctor, missing teeth, treatment needed and treatment plan.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by dentists and dental technicians in the treatment of pat ients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files during duration of patient's treatment , then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director, Base Dental Services, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information from medical and dental records.

**Systems exempted from certain provisions of the act:** NONE

**F16201 0SPCZPC**

**System name:** 16201 0SPCZPC Periodic Occupation Vision Record

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Individuals working in areas that require surveillance by the base Occupational Vision Team.

**Categories of records in the system:** Personal information, visual profile, eye hazard.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as long as individual works in hazardous areas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Base occupational team members.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chairman, Occupational Vision Team, March AFB CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16202 SGD A**

**System name:** 16202 SGD A Dental Personnel Actions

**System location:** U.S. Air Force Surgeon General, Office of the Assistant Surgeon General for Dental Services, Room 6A179, Forrestal Building, Washington, D. C. 20314, (HQ USAF/SGD)

**Categories of individuals covered by the system:** All individuals who are or have been associated with the Air Force Dental Service

**Categories of records in the system:** General Correspondence relating to dental personnel actions; for example, but not limited to Awards and Decorations, Letters of Appreciation, Favorable Communications, Promotion Letters, Retirement Letters, Resignation Letters, Letters of Congratulation, Board Certified Specialists, Chief Dentists Badge Selection Board, Moonlighting Program, Military Assistance Program, Dental School Representatives Program, Air Force Reserve Forces Personnel listings, AFSC Prefix Awards (A& W), Dental Consultant Program, Uniformed Services University of Health Sciences (USUHS), Tri-Service Exhibit Monitors, Administration of Office Personnel

**Authority for maintenance of the system:** Title 10 USC, Section 8012; Title 10 USC, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supporting Documentation for Air Froce Staff for establishing policies and procedures of professional personnel activities for the Air Force Dental Service. Other persons or agencies as specifically authorized by the individual concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Records are retained in active file for three years or until purpose has been served, then destroyed, by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Assistant Surgeon General for Dental Services, HQ USAF

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Complete name, Social Secruity Account Number, and military status of individual requesting

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.





Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16202 SGD B**

**System name:** 16202 SGD B Dental Professional Activities

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All individuals who are or have been associated with the Air Force Dental Service

**Categories of records in the system:** General Correspondence relating to dental professional activities; for example, but not limited to correspondence from ASD (H&E) Special Assistant for Dental Affairs, ADA Council on Scientific Sessions-Table Clinics, Professional Academies, Professional Associations, Professional Societies, Specialty Boards; and Academic Reports, Teaching Reports, and Dental Service Report (D.D.477a)

**Authority for maintenance of the system:** Title 10 USC, Section 8012; Title 10 USC, Section 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supporting documentation for Air Force Staff for eatablishing policies and procedures of professional personnel activities for the Air Force Dental Service. Other persons or agencies as specifically authorized by the individual concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Institution attended and date

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Records are retained in active file for three years or until purpose has been served, then destroyed, by tearing into pieces, shredding, pulping, macerating or burning

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Assistant Surgeon Genrral for Dental Services, HQ USAF

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16202 0SNRCHA**

**System name:** 16202 0SNRCHA Dental Attendance Records

**System location:** Base Dental Facility SGD Facility Loring AFB ME 04751.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

**Categories of records in the system:** Record of broken dental appointments table 162-2.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record personnel who miss dental appointments for information to determine monies lost used by dental staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by commanders of medical centers and hospitals.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Hospital Administrator.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Base Dental Clinic.

**Systems exempted from certain provisions of the act:** NONE

**F16401 GHXO S**

**System name:** 16401 GHXO S Patient Evacuation Manifest

**System location:** Patient Airlift Center, 375th Aeromedical Airlift Wing, Scott AFB IL 62225 Office of the Command Surgeon, Military Airlift Command, Scott AFB IL 62225 Aeromedical Evacuation Control Center (AECC), 57th Aeromedical Evacuation Squadron, Scott AFB IL 62225 AECC, 9th Aeromedical Evacuation Squadron, APO San Francisco 96274 AECC, 58th Aeromedical Evacuation Squadron, APO New York 09057

**Categories of individuals covered by the system:** Any patient or attendant provided transportation by the Air Force aeromedical evacuation system.

**Categories of records in the system:** Files contain a list of patients and attendants moved by aeromedical evacuation.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Patient Airlift Center and AECCs-To develop flight itineraries and patient loading plans, prepare necessary equipment and medicines for inflight patient care, determine medical crew requirements, maintain statistical data for planning long-range flight schedules, study trends in patient flow, monitor effectiveness of the aeromedical evacuation system. Military Airlift Command-To compile aeromedical evacuation statistics, develop long-range patient evacuation plans, monitor effectiveness of the aeromedical evacuation system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.

**Retrievability:** Filed chronologically by manifest and flight number and day flight operated.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.



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**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Computer tapes are retained indefinitely

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** 375th Aeromedical Airlift Wing/SG, Scott AFB IL 62225

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16801 SGHXO A**

**System name:** 16801 SGHXO A Third Party Liability Notification

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.

Dependents of military personnel.

**Categories of records in the system:** Files contain a daily log of patients treated for injuries and report of notification.

**Authority for maintenance of the system:** 42 United States Code 2651-3

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Air Force medical centers, hospitals and clinics-To report to the base staff judge advocate all cases of injuries resulting in hospitalization and injuries treated exclusively on an outpatient basis which were the result of an incident involving a motor vehicle. Air Force installations-Base staff judge advocates to identify possible third party liability cases and initiate action to recover the cost of medical care and staff judge advocates of the headquarters having general court martial jurisdiction to supervise actions taken by base staff judge advocates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

Filed in clinical records (inpatients) by register number in the medical centers and larger hospitals.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals

Records are stored in security file containers/cabinets. Access by commanders of clinics.

**Retention and disposal:** One copy of report retained permanently in medical records. Other documents accumulated at medical facility are destroyed one year after reconciliation with base staff judge advocate's file. Documents provided staff judge advocates that are determined to have no third party tort liability are destroyed after three years and the others are destroyed five years after placement in records staging area.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from medical records and reports originating in Air Force medical centers, hospitals and clinics, requests from staff judge advocates, vouchers for purchases and services other than personal.

**Systems exempted from certain provisions of the act:** NONE

**F16801 0SPCZPA**

**System name:** 16801 0SPCZPA Activities Therapy Referral

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Mental health patients.

**Categories of records in the system:** Patients attitudes and behavior to aid physician in caring for patient.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ward technicians, nurses, and physicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Mental Health, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16802 ASGHB R**

**System name:** 16802 ASGHB R Seriously Ill Reporting System

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any person hospitalized in an Air Force medical facility who is reported by his physician to be in a casualty status such as seriously ill, very seriously ill, died.

**Categories of records in the system:** Notification is sent to the hospital registrar by the attending physician. The Registrar prepares the Roster of Seriously Ill/Very Seriously Ill (daily as of midnight to cover the preceding twenty-four hour period).

**Authority for maintenance of the system:** Title 10, United States Code, Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To notify hospital and base administration and other interested parties such as chaplains of a patient placed in casualty status. Information received is used to notify next of kin if attending physician has not already done so.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.





Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

**Retention and disposal:** Notification destroyed by burning or shredding on death or disposition of the patient. Roster retained for one year then destroyed by burning or shredding.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Commanders of hospitals, medical centers or clinics. Official mailing address are in the DOD Directory in the appendix of the Air Force Systems Notice.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Attending Physician.

**Systems exempted from certain provisions of the act:** NONE

**F16802 CSGH R**

**System name:** 16802 CSGH R MAMS-R (Medical Administrative Management System - Revision)

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

MAMS-R feeds information to current MAMS

**Categories of individuals covered by the system:** Patients and employees that are treated at Air Force medical facilities

**Categories of records in the system:** Patient identifier, demographic data, diagnosis data, surgical operation data, statistical data pertaining to days under treatment, disposition data, and data associated with medical facility personnel.

**Authority for maintenance of the system:** Title 10 USC Sections 133 and 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides source data pertaining to treatment of patients rendered by Air Force medical facilities. Data used by medical managers in planning, directing, and controlling operation of medical facility. Provides other medical personnel data required for day to day operation of a medical facility. Provides statistical data to current MAMS system at MAJCOM and HQ USAF.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Maintained on computer history file via magnetic tape storage. Duration of storage not yet determined, but will not exceed 5 years.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Data Automation Agency, USAF, and medical facility commanders at each location.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F16802 SGHB B**

**System name:** 16802 SGHB B Casualties in Southeast Asia

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Air Force personnel killed, wounded in action in Southeast Asia or declared dead after having been missing in action.

**Categories of records in the system:** Abstraction of casualty reports provided to Air Force Military Personnel Center.

**Authority for maintenance of the system:** Title 10, US Code Section 133 and Section 8012 Executive Order 9397

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Statistical research on type of casualty and the preparation of special reports on the medical care required by battle casualties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retention time not determined.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Complete name (including maiden name, if applicable). Social Security Account Number of individual through whom eligibility for care is established, year in which treatment was provided, whether treatment was on an inpatient or outpatient basis. If a dependent, specify relationship to sponsor, e.g., wife, oldest child, second oldest child, etc.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16802 SGPC A**

**System name:** 16802 SGPC A Child Advocacy Case Files

**System location:** At Headquarters United States Air Force, Office of the Surgeon General, Directorate of Professional Services, Clinical Medicine Division, 1000 Independence Avenue, Washington, DC 20314; Major Command Surgeon's Office;

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.



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**Categories of individuals covered by the system:** All personnel assigned at Air Force installations whose abuse or neglect was brought to the attention of appropriate medical authorities.

**Categories of records in the system:** Files include records of referrals, evaluations counselling and other supportive data.

**Authority for maintenance of the system:** Title 10 United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained to present a record of actions taken to assist both the victim and subject and to provide current background for future reference. Files may be made available to other agencies, such as the Office of Special Investigation and Law Enforcement officials for use in administrative or military/civil proceedings

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for five years after the end of year in which case was closed, retired to National Personnel Records Center (Civilian), 111 Winnebago Street, St Louis, Missouri 63118

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Clinics, Major Command Surgeons,commanders of medical center, hospitals, and

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

,clinics. Name, social security account number of sponsor, location and place of incident.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16802 SGPC D**

**System name:** 16802 SGPC D Children Have A Potential (CHAP) Files

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All children of active duty members who have physical, emotional, or intellectual handicaps who have been assisted by a CHAP officer.

**Categories of records in the system:** Files include administrative records of referrals, evaluations, counselling & chronological record of actions taken; excludes military medical records.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012; Title 10, United States Code, Section 1079.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained to present a comprehensive chronological record of actions taken to assist the person and/or family. Files may be made available to any other agency, such as military or civilian medical and or education facilities, with the written permission of the sponsor.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Sponsor.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after closing date, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Major Command Surgeons, Commanders of Medical Centers, hospitals and clinics.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, social security number of sponsor, sponsor's full name, year in which assistance was received, and location where assistance was received. A signed authorization for the release of information is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.
Recreational facilities, other military agencies responsible for CHAP functions, such as Chaplain, Consolidated Base Personnel Office & Legal.

**Systems exempted from certain provisions of the act:** NONE

**F16802 0LAEAQA**

**System name:** 16802 0LAEAQA Civilian Health/Medical Program of Uniformed Services (CHAMPUS) Patient History

**System location:** Office of Command Surgeon Headquarters United States Southern Command (SE) APO New York 09825.

**Categories of individuals covered by the system:** Retired Air Force military personnel.

Dependents of Air Force active duty and Air Force retired personnel.

**Categories of records in the system:** List of medical procedures provided patient and related costs name of facility providing medical care dates care provided.

**Authority for maintenance of the system:** Title 10 US Code 55 sections 1071 thru 1087.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to provide comprehensive listing of services provided and related costs to assist in validation of CHAMPUS claims and to provide statistical data used only by fiscal agent and his assistants within office of the Command Surgeon used to validate identification information submitted on Champus claim forms to determine validity of identification card to determine if annual deductible has been paid and for compilation of statistical data upon request by higher headquarters for aid in determining budgetary requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

Applicable fiscal year no index required.

**Safeguards:** Records are accessed by custodian of the record system.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for four additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Fiscal Agent Office of the Command Surgeon USAFSO/SG APO New York 09825.





**Notification procedure:** Full name and status as Champus beneficiary required to initiate search requester may visit Command Surgeons office HQ USAFSO/SG for information. Military identification card required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16802 0RKNMDA**

**System name:** 16802 0RKNMDA Civilian Health/Medical Program of Uniformed Services (CHAMPUS) Case Claim Files

**System location:** Commander Eighth Air Force USAF Clinic Andersen (Registrar) APO 96334. All of Guam (basic program) USAF Hosp Clark (Registrar),APO 96274 all of Phillipines,Thailand, Taiwan (basic program) USAF Hosp Tachikawa (Registrar),APO 96323 Kanto Plains, Hakata all of Korea (basic program) USAF Hosp Misawa (Registrar),APO 96519,Misawa and Chitose (basic program) USAF clinic Kadena (Registrar),APO 96239,all of Okinawa (basic program) the remainder of Air Force claims in Pacific Air Force(PACAF) command area, along with Air Force claims from India, Sri Lanka,Pakistan Nepal,and Afghanistan is processed and filed by commander in chief Pacific Air Forces (CINCPACAF)(Scamp),APO 96553(basic program and entire handicapped program for command).

**Categories of individuals covered by the system:** dependents of Air Force personnel retired Air Force military personnel dependents of retired and deceased AF personnel.

**Categories of records in the system:** medical reports invoices and receipts for treatment.

**Authority for maintenance of the system:** Of Title 10 US Code 1071-1087.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** for determination if claim is authorized for payment for screening against duplicate payments for same service serves as auditable records to support computations of amount of payments made to claimants categories of users are physicians for diagnosis hospital administrative personnel for determining if care is authorized and to compute amount to be paid accounting and finance office for supporting documents to support payment of claims auditors - to determine if payment computations were made in accordance with directives.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** records are kept on a fiscal year basis and are brought forward to current year if they are still active. Records are cut off at end of fiscal year and destroyed after 5 years by tearing into pieces,shredding,pulping,macerating,or burning signed requests from individual concerned must be forwarded to office of record. Request should include full name of individual and full name of sponsor and his social security account number. with Air Force claims from India,Sri Lanka,Pakistan,Nepal,and Afghanistan is processed and filed by CINCPACAF surgeon general, APO San Francisco,96553 basic program and entire handicapped program for the command.

**System manager(s) and address:** Commander Eighth Air Force USAF Clinic Andersen (Registrar)APO San Francisco 96334,all of Guam (basic program) USAF Hosp Clark (Registrar) APO San Francisco 96274 all of Phillipines,Thailand , Taiwan (basic program) USAF Hosp Tachikawa (Registrar),APO San Francisco 96323 Kanto Plains,Hakata, all of Korea (basic program) USAF Hosp Misawa (Registrar),APO San Francisco 96519,Misawa and Chitose (basic program) USAF clinic Kadena (Registrar),APO 96239,all of Okinawa (basic program) the remainder of Air Force claims in Pacific Command area alone.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** physicians, hospitals, dentists, clinics, pharmacy, commercial medical supply houses, other providers of medical associated care.

**Systems exempted from certain provisions of the act:** NONE

**F16803 ASGHB R**

**System name:** 16803 ASGHB R Patient Index and Locator System

**System location:** At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Patients currently hospitalized or for whom the facility maintains a clinical record or an outpatient record.

**Categories of records in the system:** Cards, 3x5 which contain patient identification data used as a nominal index to all patients admitted to the facility or whose outpatient record is maintained by the facility.

**Authority for maintenance of the system:** Title 10, U.S. Code Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Master index of all patients who have been hospitalized in the medical facility. Also used as a patient locator system during hospitalization by various hospital and base personnel such as the information desk, chaplains, patient control file. Master alphabetical index to all outpatient records. Retired to the Records Centers with records to which they pertain.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

**Retention and disposal:** Master index retained permanently or until facility deactivated at which time it is destroyed by burning or shredding. Locator cards are destroyed by burning or shredding when purpose has been served. Cards retired to Records Centers are retained for twenty-five years after date of last document for civilian records and for fifty years after date of last document for military records at which time destroyed by burning or shredding.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Commanders of hospitals, medical centers and clinics; Directors of National Personnel Records Centers, military or civilian.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Patient or legal representative.

**Systems exempted from certain provisions of the act:** NONE



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### F16803 SGH A

**System name:** 16803 SGH A OASIS (Outpatient Appointment Scheduling Information System)

**System location:** National Naval Medical Center, Bethesda; USAF Medical Center Wright-Patterson AFB, Ohio

**Categories of individuals covered by the system:** Patients treated at Department of Defense Medical facilities. Data associated with medical facility personnel.

**Categories of records in the system:** Patient identifiers, demographic data, appointment data

**Authority for maintenance of the system:** Title 10 USC Sections 133 and 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides source data pertaining to appointments for patients at Department of Defense medical facilities. Provides statistical data for operation of medical facility and scheduling system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.
Records are controlled by personnel screening.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

The Surgeon General, Headquarters United States Navy; medical facility commanders Official mailing addresses are in DOD Directory in the Appendix to Air Force Systems notice.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

### F16803 SGHB B

**System name:** 16803 SGHB B Admission and Disposition System

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All patients admitted for treatment as inpatients and all military patients not hospitalized but treated on an excused-from-duty status.

**Categories of records in the system:** List compiled each day of patients admitted, discharged, died, incurring change in status, etc at the hospital on the previous day.

**Authority for maintenance of the system:** Title 10, U.S. Code Sections 133 and 8012 and 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Internal administration of the medical facility; by unit commanders and Consolidated Base Personnel Office for personnel reporting; as a reference in checking any discrepancies that may develop in preparing statistical reports; daily statement of patient strength for the medical facility food service officer; checklist of patients who receive hospital treatment for which the Air Force is entitled to reimbursement; local servicing Accounting and Finance Officer - Military Pay for pay purposes; flight surgeons to provide verification of admission and disposition of flying personnel, Base Staff Judge Advocate and other interested personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.
Register Number

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.
Records are controlled by personnel screening.

**Retention and disposal:** Destroyed by burning or shredding after 1 year

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Commanders of hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the Appendix to the Air Force Systems notice.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Patient Index and Locator System.

**Systems exempted from certain provisions of the act:** NONE

### F16803RSGHXO B

**System name:** 16803RSGHXO B Air Force Blood Program

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.
Dependents of military personnel.
Government employees.

**Categories of records in the system:** Emergency blood donotr list, donor record cards, and a roster/list by blood type and Rh factor.

**Authority for maintenance of the system:** 21 United States Code 600.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Air Force medical centers, hospitals and clinics-to control, coordinate and process request for blood donors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





Maintained in card files.

**Retrievability:** Filed by Name.

Rosters/lists are filed chronologically.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.
Records are stored in security file containers/cabinets.
Access by commanders of clinics.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Donor record cards are retained in office files for seven years.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Documents prepared by the Air Force.

**Systems exempted from certain provisions of the act:** NONE

### F16804 SGHB A

**System name:** 16804 SGHB A Clinical Records and Related Documents

**System location:** At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any individual who is hospitalized in or dead on arrival at an Air Force medical facility. Also any active duty member who is an excused-from-duty status, in quarters, meets a Physical Evaluation Board on an outpatient basis or who is hospitalized in a non-federal hospital and for whom the Air Force facility has assumed responsibility for documenting the hospitalization.

**Categories of records in the system:** Clinical Record Cover Sheet, summary of hospitalization and all supporting documentation which substantiates the diagnosis, treatment, and end result of the hospitalization such as history and physical examination, laboratory reports, operative reports. To provide ready accessibility to the records, a register of patients in date sequence and an alphabetical name file are maintained in support of the system.

**Authority for maintenance of the system:** Title 10, United States Code, Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide a complete account of care rendered a patient while under the jurisdiction of a US Air Force Hospital, including diagnosis, treatment and end result. Patient or his legal representative-for further medical care; legal purposes, other authorized uses such as insurance requests or compensation claims. Physicians-for further medical care of the patient; research; teaching purposes; professional certification; legal purposes. Other patient care providers within the hospital-for further medical care of the patient; research, teaching purposes, professional certification, legal purposes. Hospital and Medical staff-evaluation medical staff performance in the medical care rendered; medical research; teaching; hospital accreditation; prepare statistical reports; report communicable diseases or other conditions required by law to federal and state agencies; legal purposes. Army, Navy, Veterans Administration, Publich Health Service, other hospitals-if individual is currently undergoing treatment. Judicial-Attorneys and courts for litigation purposes. Record is released only upon receipt of the patient's signed authorization or a court order. Insurance Companies-requires the patient's written consent for release - used for establishing insurance benefits or payment of benefits. Other Air Force Agencies-such as Central Tumor Registry which maintains files on all patients in whom a malignancy has been diagnosed; Office of Special Investigations when required for an authorized investigation they are conducting; Judge Advocate General-litigation purposes. Other Federal and State Agencies - such as the Bureau of Vital Statistics Records of Births and Deaths; Veterans Administration and Department of Labor (workmen's compensation) for adjudication of claims; reporting communicable diseases or other conditions required by law. Other persons or agencies as specifically authorized by the patient.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in card files.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.
Register Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are accessed by commanders of medical centers and hospitals.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained for 2 years after date of last treatment at smaller hospitals; retained for 5 years after date of last treatment at large hospitals and medical centers. Records are retired to National Personnel Records Centers (NPRC) (military or civilian as appropriate) or other designated depository such as Commandant, US Coast Guard for Coast Guard personnel. NPRC (military) maintains records for 50 years after date of last treatment. NPRC (civiiian) maintains records for 25 years after date of last treatment. After these periods, records are destroyed by burning or shredding.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Commanders of USAF medical centers and hospitals; Director, National Personnel Records Center, military; Director, National Personnel Records Center, civilian; Commandant, US Coast Guard, Washington DC 20026; Medical Director, American Red Cross, Washington DC 20006; Administrator, Veterans' Hospitals.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Physicians and other patient care providers such as nurses, physician's assistant, dietitians, etc. Administrative forms filed in the records will be completed by the appropriate officials, military or civilian.

**Systems exempted from certain provisions of the act:** NONE

### F16804 0SPCZPA

**System name:** 16804 0SPCZPA Nursing Assessment

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Hospital inpatients.

**Categories of records in the system:** Patient preferences concerning diet, sleeping habits, special problems, nurses observations.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by nurses, doctors, and medical technicians in caring for patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retired to National Personnel Records Center, St Louis, MO 6311 8 one year after annual cutoff for military personnel and five years after annual cutoff for nonmilitary person-



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nel. Then destroyed after fifty years for military personnel and after twenty five years for nonmilitary personnel.

**System manager(s) and address:** Director, Nursing Services, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from nursing staff.

**Systems exempted from certain provisions of the act:** NONE

**F16804 0SPCZPB**

**System name:** 16804 0SPCZPB Release of Remains to a Mortuary

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Deceased personnel.

**Categories of records in the system:** Permission from family to release remains and statement of acceptance from mortuary representative.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by hospital personnel to release remains of deceased.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retired to National Personnel Records Center, St Louis, MO 63118 one year after annual cutoff for military personnel and five years after annual cutoff for nonmilitary personnel. Then destroyed after fifty years for military personnel and after twenty years for nonmilitary personnel.

**System manager(s) and address:** Commander, USAF Regional Hospital, March AFB, 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

**Systems exempted from certain provisions of the act:** NONE

**F16804 0SPCZPC**

**System name:** 16804 0SPCZPC Allergy Clinic History Record

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Patients who have symptoms of allergies.

**Categories of records in the system:** Medical history, survey of items with which patient comes into contact, diagnosis.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by medical personnel in care and treatment of patients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retired to National Personnel Records Center, St Louis, MO 6311 8 one year after annual cutoff for military personnel and five years after annual cutoff for nonmilitary personnel. Then destroyed after fifty years for military personnel and after twenty five years for nonmilitary personnel.

**System manager(s) and address:** Commander, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information from medical tests.

**Systems exempted from certain provisions of the act:** NONE

**F16804 02 ALSA**

**System name:** 16804 02 ALSA Request For and Report of Pulmonary Function Study

**System location:** Cardiopulmonary Clinic, United States Air Force (USAF) Hospital, Elmendorf Air Force Base, Alaska, 99506. Commander or Director of Hospital that patient is transferred to.

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118. Medical Director, American Red Cross, Washington DC 20006. Commandant/PM, United States Coast Guard, Washington DC 20226.

**Categories of individuals covered by the system:** All authorized patients requiring non-invasive cardiopulmonary testing.

**Categories of records in the system:** Provides a permanent record for cardio pulmonary testing.

**Authority for maintenance of the system:** 44 USC 3101, Records Management by Agency Heads - General Duties.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Required for recording of individual medical treatment and maintained as a medical history for the individual

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** All personnel: records transferred to gaining hospital with patient. Military personnel and retirees: Retired to National Personnel Records Center, 111 Winnebago Street, St Louis, Missouri 63118 five years after annual cut off. Nonmilitary personnel, except as inidcated below: Retired to National Personnel Records Center, 111 Winnebago Street, St Louis, Missouri 63118 one year after annual cutoff. American Red Cross Personnel: Transferred to Medical Director, American Red Cross, Washington DC 20006 at end of each month. Coast Guard Personnel: Transferred to Commandant/PM, US Coast Guard, Washington DC 20226 one year after annual cutoff.

**System manager(s) and address:** Records at National Personnel Records Center: Commander, USAF Hospital, Elmendorf AFB, AK 99506. All other records: The custodian of the records.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Identification card in the case of request in person.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

USAF Hospital, Elmendorf Air Force Base, Alaska.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Medical data obtained from Cardio Pulmonary tests.

**Systems exempted from certain provisions of the act:** NONE

**F16805 ASGHB R**

**System name:** 16805 ASGHB R Health and Outpatient Records

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At United States Air Force Academy, CO 80840.





At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At National Personnel Records Center, Military Personnel Records; 9700 Page Boulevard, St. Louis, MO 63132.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At consolidated flight record custodians. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Other authorized medical units servicing military personnel and/or their dependents, such as National Aeronautics and Space Administration, Embassies, Federal Aviation Agency, Public Health Service, Veterans Administration.

**Categories of individuals covered by the system:** All personnel authorized to receive medical care in an Air Force facility.

**Categories of records in the system:** Chronological record of all care received in military medical facilities. This is primarily a record of all treatment received on an outpatient basis with supporting documentation such as laboratory and x-ray reports; the record also includes copies of cover sheets and summaries of each period of hospitalization the patient has had. Certain administrative forms which concern medical conditions, such as Line of Duty Determinations, Physical Profiles, Medical Recommendation for Flying Duty are also included. To proivde ready accessibility to the records, an alphabetical name file is maintained.

**Authority for maintenance of the system:** Title 10, United States Code Sections 133 and 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as chronological record of patient's health while authorized care in a military medical facility. By patient or legal representative for further medical care, legal purposes, other uses such as insurance requests or compensation claims as specifically authorized by the patient. Physician for further medical care of patient, research, teaching, legal purposes. Other Patient Care Providers within the hospital for furhter medical care of the patient, research, teaching, legal purposes. Hospital and Medical Staff for evaluation of medical staff performance in the medical care rendered; medical research; teaching; hospital accreditation; preparation of statistical reports; reporting communicable diseases and other conditions requircd by law to federal and state agencies; legal purposes. Army-Navy-Veterans Administration-Public Health Service-any other hospital, clinic etc for further medical care of the patient if he is currently undergoing treatment there. Judicial - by attorneys and courts for litigation purposes (record is released only upon receipt of the patients' signed authorization or a court order). Insurance Companies - requires the patients' written consent for release. Used for establishing insurance benefits or payment of benefits. Other Air Force Agencies - such as Central Tumor Registry which maintains files on all patients in whom a malignancy has been diagnosed; Office of Special Investigations when required for an investigation they are conducting; Judge Advocate General for litigation purposes. Other Federal and State Agencies - such as Veterans Administration and Department of Labor (Workmens Compensation) for adjudication of claims; reporting communicable disease or other conditions required by law. Other persons or agencies as specifically authorized by the patient.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

Records are controlled by personnel screening.

**Retention and disposal:** Records for military personnel are retained for fifty years after date of last document; for all others, twenty-five years. While on active duty, the Health Record of a US military member is maintained at the medical unit at which the person receives treatment. On separation, or retirement, records are forwarded to National Personnel Records Center/Military Personnel Records (NPRC/MPR) or other designated depository, such as Air Reserve Personnel Center if reservist; to appropriate state National Guard unit, if National Guard member; to appropriate Veterans Administration Regional Office if VA Claim has been filed. Records of other personnel may be handcarried or mailed to the next military medical facility at which treatment will be received, or the records are retained at the treating facility for a minimum of 1 year after date of last treatment then retired to NPRC or other designated depository, such as, but not limited to, Commandant (PM) US Coast Guard, Washington DC 20226 for Coast Guard active duty members; Medical Director, American Red Cross, Washington DC 20006 for Red Cross Personnel. (Records at NPRC are destroyed by burning or shredding).

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Chief of Air Force Reserve, Headquarters United States Air Force.

Director of Air National Guard, Headquarters United States Air Force.

Commanders of medical centers, hospitals, clinics, medical aid stations; Commander, Military Personnel Center; Director National Personnel Record Center (military) 9700 Page Blvd, St Louis, MO 63132; Director, National Personnel Record Center (civilian), 111 Winnebago St., St Louis, MO 63118. Individuals who have records responsibility at all other authorized medical units servicing military personnel and their dependents.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Physicians and other patient care providers such as nurses, dietitians, physicians assistants, etc. Administrative forms filed in the records will be completed by appropriate official, military or civilian.

**Systems exempted from certain provisions of the act:** NONE

**F16805 SGPC A**

**System name:** 16805 SGPC A Psychiatric Treatment Records

**System location:** At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any person who has received consultation, tests, or evaluations by medical specialists in the field of psychiatry in United States Air Force (USAF) medical facilities.

**Categories of records in the system:** Files contain detailed psychiatric notations of consultations, tests, and treatment.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Chronological record of patient's health while authorized care in a military medical facility. The records may be used by various personnel, such as: the patient or legal representative for further medical care, legal purposes, other uses such as insurance requests or compensation claims as specifically authorized by the patient; the physician for further medical care of the patient, research, teaching, legal purposes; Hospital and Medical Staff for evaluation of medical staff performance in the medical care rendered, medical research, teaching; may be furnished Army, Veterans Administration or any other hospital or clinic for further medical care of the patient if he is currently undergoing treatment there (signed release of patient required); attorneys and courts for litigation purposes (record is released only upon receipt of the pa-



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tient's signed authorization or a court order); Insurance Companies (requires the patient's written consent for release); Used for establishing insurance benefits or payment of benefits; Office of Special Investigations when required for an investigation they are conducting; Judge Advocate General for litigation purposes; Other Federal and State Agencies, such as the Veterans' Administration and Department of Labor (Workmen's Compensation) for adjudication of claims; or other persons or agencies as specifically authorized by the patient.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for five years after the end of year in which case was closed, retired to National Personnel Records Center (Civilian), 111 Winnebago Street, St Louis, MO 63118.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Commanders of medical centers and hospitals, and the Director, National Personnel Records Center (Civilian), 111 Winnebago Street, St Louis, MO 63118.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

,name, social security number of sponsor, location of treatment, year in which treatment provided. A signed authorization for the release of information is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16805 0SPCZPA**

**System name:** 16805 0SPCZPA Low Back Examination

**System location:** USAF Regional Hospital, March AFB, CA 92508.

**Categories of individuals covered by the system:** Patients requiring orthopedic examination.

**Categories of records in the system:** Brief medical history, doctors follow up treatment.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physicians and technicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Patients medical record.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retire to National Personnel Records Center(CPR) 111 Winnebago St St Louis MO 63118 3 yrs after year of last treatment where records for military are destroyed 50 years after date of latest document, nonmilitary patients are destroyed 25 years after date of latest document.

**System manager(s) and address:** Director, Hospital Services, USAF Regional Hospital, March AFB, CA 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16805 02 ALSA**

**System name:** 16805 02 ALSA Background Information Questionnaire

**System location:** Mental Health Clinic, United States Air Force (USAF) Hospital, Elmendorf Air Force Base, Alaska, 99506.

At National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

**Categories of individuals covered by the system:** Required on all patients visiting this clinic who are authorized care.

**Categories of records in the system:** Provides a record for psychiatrists on the background of each patient visiting clinic.

**Authority for maintenance of the system:** 44 USC 3101, Records Management by Agency Heads - General Duties.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records patients current and past problems, sponsor information, legal problems, and family information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Cutoff at end of each calendar year. Hold for five years and retire to National Personnel Records Center.

**System manager(s) and address:** Commander, USAF Hospital, Elmendorf Air Force Base, Alaska, 99506. Director, National Personnel Records Center, Civilian Personnel Records, 111 Winnebago Street, St. Louis, MO 63118.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, social security number, and dates of treatment.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

USAF Hospital Elmendorf Air Force Base, Alaska.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Medical data obtained from patient verbally.

**Systems exempted from certain provisions of the act:** NONE

**F16806 SGHB A**

**System name:** 16806 SGHB A Inpatient Data System

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Individuals who died in or were dead on arrival at Air Force medical facilities. Air Force active duty personnel who died while on active duty but not at Air Firce medical facilities.

**Categories of records in the system:** Duplicate copies of clinical record cover sheets. Rosters of Air Force active duty personnel whose deaths have been reported in the Automated Inpatient Data System. Carbon copies or replies to letters requesting the disease causing the death of an Air Force active duty person but not reported through the automated system. Coding sheets for deaths not entered originally in the Air Force, the Army or the Navy automated systems.

**Authority for maintenance of the system:** Title 10 United States Code Sections 133 and 8012. Executive Order 9397.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Comparisons between death rosters to insure that all deaths of Air Force active duty personnel are entered into the automated system. Administrative and professional review of the recording of the cause of death and related data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.
Identification used by foreign military.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Duplicate copies of clinical record cover sheets are retained for the five years piror to the current year, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Complete Name (including maident name, if applicable). Social security account number of the individual through whom eligibility for care is established, year in which treatment was provided, whether treatment was on an inpatient or outpaitent basis. If a dependent, specify relationship to sponsor, e.g., wife, oldest child, second oldest child, etc.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Medical records.

**Systems exempted from certain provisions of the act:** NONE

**F16808 SGHC A**

**System name:** 16808 SGHC A Medical Service Accounts

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Dependents of military personnel.
Retired military personnel, dependents of retired and deceased military personnel and civilian emergencies.

**Categories of records in the system:** Hospital Invoice/Receipt/Accounts Receivable Records.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The patient or principal as an invoice showing charges for subsistence and medical service. The patient or principal as a receipt for payment on account. The Medical Service Account officer as a record of cash receipts and a basic instrument for posting to the cash and sales journal. The Medical Service Account officer as an account receivable record. The food service officer as a receipt for cash collected and turned in to the Medical Service Account officer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in filing cabinets at Clinics, Hospitals, and Medical Centers.

**Retrievability:** Filed by Name.

Invoice receipt number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Air Force auditors.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Medical Service Account Officers at all Clinics, Hospitals, Medical Centers.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F16808 0SSGBPA**

**System name:** 16808 0SSGBPA Medical Service Account-Authorization for Supplemental Care

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Retired Air Force military personnel.
Dependents of military personnel.
All eligible medical beneficiaries as required.

**Categories of records in the system:** Patient identification data, type of medical services authorized, accounting data, medical commanders authorization.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To authorize the commitment of supplemental medical care money at individual health care facility level. Used by registrar, resource manager and hospital commander. Validates availability of money and records hospital commander authority.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Stategic Air Command (SAC) Command surgeon. Hospital, medical center or clinic commander or hospital resource manager.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name, militay status, SSAN. Resource manager at SAC hospital, medical centers or clinics. Proof of identity is required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE



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**F16809 0SNRCHA**

**System name:** 16809 0SNRCHA Accreditation References

**System location:** Loring Hospital SG Loring AFB ME 04751.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Medical and dental.

**Categories of records in the system:** Credentials of medical and dental staff.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record the credentials of assigned medical and dental officers for identification and proof of certification.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by commanders of medical centers and hospitals.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Hospital administrator.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F16810 SGN A**

**System name:** 16810 SGN A Nursing Service Records

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Air Force Academy cadets.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.
Anyone admitted to inpatient status in Air Force Medical Facilities.

**Categories of records in the system:** File contains 24-hour nursing reports, listings of ward patients and registers containing information on operations performed.

**Authority for maintenance of the system:** Title 10, US Code Sections 133 and 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by Chief Nurse and other management personnel to determine nursing care work loads and allocate resources.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Dates of Admission and Discharge from Medical Facility and Date of Operation

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Operation registers destroyed after five years.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Chief Nurses of Medical Centers and Hospitals

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From medical records and personal observations of Nursing Service Personnel

**Systems exempted from certain provisions of the act:** NONE

**F17101 SGHB A**

**System name:** 17101 SGHB A Automated Inpatient Data System

**System location:** At Headquarters United States Air Force and major command headquarters. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Any patient hospitalized in, or dead on arrival at, an Air Force medical treatment facility. Any active duty member who is hospitalized in a non-federal hospital and for whom the Air Force treatment facility assumes record responsibility, or in quarters. Any active duty member who has met a Physical Evaluation Board on an outpatient basis. Any member of the Air Force on active duty who was hospitalized at any Army or Navy medical treatment facility.

**Categories of records in the system:** Coded abstracts of individual medical records and deaths. Data transcribed from magnetic tapes regarding Air Force personnel treated at Army or Navy medical facilities. Data transcribed form military personnel magnetic tapes regarding Air Force Specialty. Data transcribed from Flight Management magnetic tapes regarding Aviation Service Code.

**Authority for maintenance of the system:** Title 10 U.S.C. Section 133 and Section 8012 Executive Order 9397

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Statistics regarding illnesses and length of care for patients in Air Force medical facilities. Statistics on Air Force active duty personnel wherever treated. Identification of cases to be reported to Armed Forces Central Medical Registry. Special abstracts of magnetic tapes for use by National Institutes of Health. Tables regarding length of hospitalization to detect differences affecting treatment standards. Transcription to tabulations or microfilm/microfiche for manual analysis of data. Copies of magnetic tape for residents/personnel located in a medical service area for use by Department of Defense and/or the Office of Management and Budget. Copies of magnetic tapes for military members of the Army and the Navy/Marine Corps to make available data on persons treated in Air Force medical facilities. Chronological record of medical care rendered a patient in Air Force medical facilities. Physician and other patient care providers to aid further medical care of the patient, research, teaching and for legal purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.
Data maintained primarily on magnetic tape or disks. Some specialized abstractions maintained on listings or microfilms/microfiche.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.





**Retention and disposal:** Computer files retained at major air command for five years prior to current year then destroyed. Computer file retained at Headquarters USAF for 10 year prior to current year and then transferred to National Archives. Listings, microfilm and microfiche are retained 20 years prior to current year.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

Command Surgeon for major air commands.

**Notification procedure:** Complete name (including maiden name, if applicable), Social Security Account Number of individual through whom eligibility for care is established, year in which treatment was provided, whether treatment was on an inpatient or outpatient basis. If a dependent specify relationship to sponsor, e.g., wife, oldest child, second oldest child, etc.

**Record access procedures:** Address requests to systems manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Medical records

**Systems exempted from certain provisions of the act:** NONE

**F17101 SGHB B**

**System name:** 17101 SGHB B Medical Recommendation for Flying Duty

**System location:** At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Rated flying officers who were removed from flying duty for medical reasons and were either returned to flying status of 'suspended from flying' and who have not been returned to flying.

**Categories of records in the system:** Coded AF Forms 1042 for rated flying officers.

**Authority for maintenance of the system:** Title 10, United States Code, Section 133 and Section 8012. Executive Order 9397. Title 37, United States Code, Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Inform flight surgeon at major air command of illness rates for rated flyers assigned the command. Provide Air Training Command with number of losses from rated flying force due to specific illnesses. Provide a summary of all illnesses for a rated flyer which caused loss of flying time.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Computer magnetic tapes are retained 10 years and then destroyed. Computer tabulations (listings) are retained for 15 years prior to current year, then destroyed. Computer listings on microfiche are retained 20 years prior to current year and then destroyed.

**System manager(s) and address:** The Surgeon General, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Complete name (including maiden name, if applicable), social security account number of individual through whom eligibility for care is established, year in which treatment was provided, whether treatment was on an inpatient or outpatient basis. If a dependent, specify relationship to sponsor, e.g., wife, oldest child, second oldest child, etc.

**Record access procedures:** Address requests to system's manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from automated system interfaces.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17101 0HZHTVA**

**System name:** 17101 0HZHTVA Manhour Accounting System (MAS)

**System location:** Aeronautical Systems Division(ASD) Wright-Patterson AFB OH.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Civilian and military personnel assigned to ASD and LABS.

**Categories of records in the system:** Manpower information-hourly expenditure,grade/rank,symbol.

**Authority for maintenance of the system:** Title 10, USC 133.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used to provide manhour expenditure/resources for management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are controlled by computer system software.

**Retention and disposal:** destroy after 2 years or when purpose has been served by means of tearing, shredding, pulping, maceration or burning.

**System manager(s) and address:** mas monitor,support division,dir of program and budget,ASD Wright-Patterson AFB, Ohio.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

With civilian and military personnel record systems.

**Systems exempted from certain provisions of the act:** NONE

**F17101 0HZHTVD**

**System name:** 17101 0HZHTVD Management Oriented Personnel System (MOP)

**System location:** Aeronautical Systems Division(ASD) Wright-Patterson AFB OH.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** civilian and military personnel at AFSC activities.

**Categories of records in the system:** personnel data-name-SSAN-service dates-awards-performance.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** used by management to make decisions on personnel/resources.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.



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Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Includes computer fail/safe system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief Management Information Office ASD/DPCO.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

and civilian and personnel records.

**Systems exempted from certain provisions of the act:** NONE

**F17101 0JNTMUA**

**System name:** 17101 0JNTMUA Behavioral Automated Research System (BARS) (B-3500)

**System location:** 3320 Retraining Group/RGP, Lowry Air Force Base, CO 80230.

**Categories of individuals covered by the system:** Air Force prisoners who serve sentences to confinement at 3320 Retraining Group and 3415 special training squadron students.

**Categories of records in the system:** Intelligence quotient achievement scores, significant dates, psychological tests, military history, discipline involvement, military justice data, performance rating, type of discharge.

**Authority for maintenance of the system:** 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Retraining Group staff and approved researchers for statistical analysis, improve program, screen potential offenders.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier and desired data element.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for 20 years and destroyed by tearing,macerating,pulping, shredding, burning or degaussing.

**System manager(s) and address:** Commander, 3320 Retraining Group/RGP, Lowry AFB, CO 80230.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name and SSAN, visit 3320 Retraining Group (RGP), proof of identity, date and place of birth, drivers license.

**Record access procedures:** 3320 Retraining Group (RGP); phone - 394-4167.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** FBI military records, supervisors, commanders, lawyers, doctors , chaplains, other USAF officials, American Red Cross.

**Systems exempted from certain provisions of the act:** NONE

**F17101 0OJUBJA**

**System name:** 17101 0OJUBJA Planning and Resources Management Information System

**System location:** HQ Air Force Data Systems Design Center (AFDSDC/SYI), Gunter Air Force Station, Alabama 36114.

**Categories of individuals covered by the system:** Personnel assigned to the AFDSDC involved in direct productive work on automated data systems.

**Categories of records in the system:** Records of specific tasks assigned, estimated and expended hours required for tasks, start and completion dates, records of projected availability for work.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by supervisors and project managers to allocate and manage resources against job requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.
Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Office symbol, codes of assigned tasks.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Magnetic tape of historical data retained indefinitely. Computer lists kept by users until replaced by more current lists, daily and monthly, then destroyed by means of tearing, shredding, pulping, macerating, burning or by erasing tapes or drums.

**System manager(s) and address:** Chief, Project Management Division,

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Accessed by social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual and supervisor.

**Systems exempted from certain provisions of the act:** NONE

**F17101 0UMCBVA**

**System name:** 17101 0UMCBVA Military Personnel Management System

**System location:** Director of Personnel, United States Air Force Security Service (USAFSS), San Antonio TX 78243.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** APDS.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to provide management assignment data on career development, assignments, training, contingency, USAFSS language student training and historical data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F1710100HAJXFA**

**System name:** 1710100HAJXFA Personnel Data Used For Management Engineering (ME) Program Manning Purposes

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Air Force Reserve personnel.
Personnel authorized and assigned.

**Categories of records in the system:** automatic data processing system data plus home address/phone/spouse name/type work performed.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** personnel assignment data used in manning the ME program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by date of birth.

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Headquarters Air Force Systems Command/DOM Andrews Air Force Base MD 20034.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17501 06SCEYA**

**System name:** 17501 06SCEYA Air Force Audit Agency Management Information System - Report File

**System location:** Managed at HQ Air Force Audit Agency, AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** Resident auditors issuing audit reports Auditors-in-charge of performing audits

**Categories of records in the system:** Reports of audit

**Authority for maintenance of the system:** Title 10, US Code 8014a

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** 1. Provide quality control check for optical character recognition data entry 2. Evaluate audit coverage by an auditor 3. Develop expertise listing by auditor 4. All other accesses of the File are for statistical data and records not pertaining to individuals. The purposes of this file are to provide a research capability on past audit findings reported in audit reports and to provide a history of audit coverage to support organizational planning and management. The above listed retrievals constituted the only retrievals made using the individual's name as the key, all others are keyed on subject or report indicative data. All levels of AFAA management use this information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on microfiche.
Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for four additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for two years after the individual completes or discontinues a training course, then retired to Washington National Records Center, Washington DC 20409, and, after 28 additional years, they are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Operations (AFAA/DO), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Reports of Audit and annotated information. Report Notification data generated internally within the AFAA.

**Systems exempted from certain provisions of the act:** NONE

**F17501 06SCEYB**

**System name:** 17501 06SCEYB Internal Audit and Control Records

**System location:** HQ Air Force Audit Agency, AFAA/CC, Norton Air Force Base, CA 92409

**Categories of individuals covered by the system:** All Air Force Audit Agency personnel

**Categories of records in the system:** Resource expenditure transactions

**Authority for maintenance of the system:** Title 10, US Code 8014a

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** 1. Provide resource expenditure data for an individual 2. Provide quality control checks over data input for an individual 3. All other accesses of the File are for statistical data and research not pertaining to individuals. The purpose of the system is to accumulate AFAA resource expenditure data and provide this information for AFAA managers. The above listed uses constitute the only retrievals made using the individual's name or social security account number as the key. All levels of AFAA management use the information on the file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained in card files.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.



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Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for four additional years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** The Auditor General, Air Force Audit Agency (AFAA/CC), Norton AFB CA 92409

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

And the Director of Operations (AFAA/DO), Norton AFB CA 92409

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Resource expenditure data generated internally within the AFAA.

**Systems exempted from certain provisions of the act:** NONE

**F17601 DPMSACA**

**System name:** 17601 DPMSACA Air Force Aid Society (AFAS) Financial Assistance Record System

**System location:** At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active duty (AD), retired from AD personnel and their dependents; dependents of deceased Air Force personnel who died while on AD or after they retired from AD: Air National Guards and Air Force Reserves when called to AD.

**Categories of records in the system:** Member's application for financial assistance; notification assistance; promissory note; deposit and loan summary; loan repayment record; authority to declare loans uncollectible or convert to grants; current address request; loan transfer; collection letter for AD borrower and discharged or retiree; college cost request; transmittal letter forwarding payment to training institution; Bootstrap approval notice; patron-life membership application, and contribution receipt.

**Authority for maintenance of the system:** Title 10, United States Code, Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supporting documents for financial assistance transaction initiated by data subject, i.e., assistance request and loan repayment, used by Personal Affairs Officers at base level.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Case files retained one year after they cease to be active or one year after the audit to which they pertain, whichever is later, then torn, shredded, pulped, macerated, burned. Accountable forms retained for three years from the date they cease to be active or three years from date of last audit, whichever is later.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individuals may contact agency officials at respective record locations in order to exercise their rights under the Act.

**Record access procedures:** Individuals may contact agency officials at respective record locations

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. exercise their rights Under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application for asssitance.

**Systems exempted from certain provisions of the act:** NONE

**F17602 DPMSPAB**

**System name:** 17602 DPMSPAB Workmen's Compensation Claims File

**System location:** These records are prepared in multiple copies and are located at the employing Nonappropriated Fund Instrumentality (NAFI), installation Central Civilian Personnel Offices (CCPOs), Headquarters United States Air Force Military Personnel Center (AFMPC)/Morale, Welfare and Recreation (MWR) Financial Management Division, Policy and Procedures Branch (DPMSPA), Deputy Commissioners of the Department of Labor's Bureau of Employee's Compensation, and the appropriate commercial insurance carrier.

**Categories of individuals covered by the system:** Nonappropriated Fund (NAF) civilian employees who suffer job-related injuries or illnesses and who are eligible for workmen's compensation benefits.

**Categories of records in the system:** Records can consist of any or all of the following: Employer's Report of Accident or Occupational Illness (Form Bureau of Employee's Compensation (BEC) 202); Request for Examination and/or Treatment (Form LS-l); Employer's Supplementary Report of Accident or Occupational Illness (Form BEC 210); Attending Physician's Report (Form BEC 204 or LS-204); Payment of Compensation Without Award (Form BEC 206); Notice That Claim Will Be Controverted (Form BEC 207); Compensation Payment Stopped or Suspended (Form BEC 208); Notice of Employee Injury or Death (Form LS-201); as well as any pertinent correspondence concerning the case.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Deputy Commissioners use them to determine if statutory reporting requirements are being followed; CCPOs use them to adjudicate claims, employers use them for record purposes; Headquarters Air Force uses them to monitor compliance with applicable laws, to study accident causes, and to compile and prepare statistics; and the insurance carrier uses them to pay benefits. Additionally, the records are important data for those claims which might be the subject of hearings before Deputy Commissioners.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Headquarters Air Force maintains files by date; CCPOs by employee's name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained for an indefinite period, then destroyed by tearing, shredding, pulping, macerating, burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individuals may inquire of their employers or the servicing CCPOs to exercise their rights under the Act.

**Record access procedures:** Individuals may inquire of their employers or the servicing CCPOs to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisors, custodians/managers, physicians, individuals themselves, witnesses to accidents, etc.

**Systems exempted from certain provisions of the act:** NONE

**F17602 DPMSRAA**

**System name:** 17602 DPMSRAA Personnel Quality Control

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.





**Categories of individuals covered by the system:** Active/Retired military and civilian employees of Non-Appropriated Fund Instrumentalities (NAFIs)

**Categories of records in the system:** Office of Special Investigation (OSI) reports of investigation, Air Force Audit Agency Reports, Major Command letters of circumstances.

**Authority for maintenance of the system:** Title 10, United States Code, Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to monitor employee performance, suitability for further employment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Permanent

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Office of Special Investigation reports of investigation, Air Force Audit Agency Reports, Major Command letters of circumstances.

**Systems exempted from certain provisions of the act:** NONE

**F17602 0EACYVA**

**System name:** 17602 0EACYVA Nonappropriated Funds Standard Payroll System

**System location:** Fiscal control offices at Air Force installations, the addresses of which are provided in the Department of Defense Directory in the appendix to the Air Force System Notice.

**Categories of individuals covered by the system:** Air Force nonappropriated fund employees.

**Categories of records in the system:** Time and attendance cards; personal payroll data listings and or cards; correspondence; combined payroll checks and employee leave and earnings statements; federal, state, and city tax reports and or tapes; individual pay and leave records; personnel action forms covering pay changes and deductions.

**Authority for maintenance of the system:** 5 U.S.C. 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The records are used to compute employees': pay entitlements and deductions and issue payroll checks for amounts due; to withhold amounts due for federal, state, and city taxes, to remit withholdings to the taxing authorities, and to report earnings and tax collections; and upon request of employees, to deduct specified amounts from earnings for charity, union dues, and for allotments to financial organizations. Users and uses include but are not limited to the following nonappropriated fund employees. Uses include receipt of pay and pay data covering hours worked, entitlements and deductions for taxes, insurance, retirement, union dues, and charity contributions. Records are also available to respond to specific inquiries by employees regarding their pay history. Internal Revenue Service, state and city taxing authorities, which use the records to establish the amount of earnings and tax liability of individual employees and to record remittances of payroll withholdings against tax liabilities. Director, Non Appropriated Fund Personnel, Military Personnel Center, Randolph AFB, Texas, who uses the records to monitor and manage employee group life and health insurance and retirement programs. Financial organizations, employee unions, and community fund charitable organizations which use the records to credit remittances to accounts of members or contributions from deduction records provided each organization. Disclosures made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

except that records pertaining to tax data are retained for four years rather than two.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF); and Assistant Comptroller for Non Appropriated Funds at Air Force installations.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD. 3800 York Street Denver, Colorado 80205 telephone 303/825-1161 ext. 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from documentation managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force Systems Notice. The local Fiscal Control Officer (FCO) maintains the record system at installation level. Requester should be able to provide sufficient proof of identity such as name, social security account number, place of employment or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD 3800 York Street Denver, Colorado 80205 telephone 303/825-1161 ext. 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from documentation managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force Systems Notice. The local FCO maintains the record system at installation level. Requester should be able to provide sufficient proof of identity such as name, social security account number, place of employment or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is obtained from source documents originating from Civilian Personnel Offices at Air Force installations.

**Systems exempted from certain provisions of the act:** NONE

**F17603 AA A**

**System name:** 17603 AA A Accounts Receivable

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All Air Force employees authorized to use Air Force mess number one

**Categories of records in the system:** Records all charges or purchases by members of Air Force mess number one

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of file is for billing members authorized use of the Mess

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.



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**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

Access controlled by Manager and restricted to authorized personnel

**Retention and disposal:** Records are retained until Official Audit and then destroyed through shredding, macerating, burning, pulping, tearing into pieces.

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Internally generated

**Systems exempted from certain provisions of the act:** NONE

**F17603 DPMSPAA**

**System name:** 17603 DPMSPAA Dishonored Check Control Record

**System location:** Any or all Nonappropriated Fund Instrumentalities (NAFIs) in the Air Force worldwide. Whether one exits, and for what length of time, depends on whether the NAFI has any dishonored check experience.

At Headquarters United States Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** All personnel, military and civilian, whose personal checks are returned to NAFIs by the banking system and are dishonored for such reasons as insufficient funds, closed accounts, invalid signatures, bank errors, etc.

**Categories of records in the system:** Form on which custodian maintains a record of dishonored checks. Up to 27 individual entries may be made per form. Data include name of maker/endorser, organization/address, name of bank, amount of check and reason it was dishonored, and whether the amount is collected or written off.

**Authority for maintenance of the system:** 10 USC8012 Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a record of dishonored checks, to assist in collecting amounts due, and to compile a statistical quarterly report on dishonored checks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Subjectively

Filed by Name. .

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroyed when purpose has been served and account settled through macerating, pulping, tearing, shredding, and burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individuals may inquire of the appropriate Nonappropriated Fund custodian/manager in order to exercise their rights under the Act.

**Record access procedures:** Individuals may inquire of the appropriate Nonappropriate Fund custodian/manager in order to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Dishonored check and information thereon, bank correspondence.

**Systems exempted from certain provisions of the act:** NONE

**F17603 DPMSPAB**

**System name:** 17603 DPMSPAB Internal Accounts Receivable System

**System location:** Individual membership association nonappropriated fund instrumentalities (NAFIs) when deemed appropriate and necessary and approved by base commanders. Systems exist at approximately 400 open messes worldwide and at 50-75 other membership association NAFIs, such as rod and gun clubs, areo clubs.

**Categories of individuals covered by the system:** Active and retired military and civilian personnel who are members of membership associations.

**Categories of records in the system:** Records are subsidiary account ledgers maintained on individual members.

**Authority for maintenance of the system:** Title 10, United States Code, Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record charges and credits of members and to prepare billing statements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** They are retained throughout the life cycle of credit sales and for as long as an individual remains a member.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph AFB, Texas 78148,

**Notification procedure:** Individuals may contact the appropriate Non Appropriated Fund custodian/manager in order to exercise their rights under the Act.

**Record access procedures:** Same as procedures for notification.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual members themselves, charge slips, payment receipts, checks, etc.

**Systems exempted from certain provisions of the act:** NONE

**F17603 HC**

**System name:** 17603 HC Chaplain Fund Service Contract File

**System location:** At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Contracting officers and representatives.

**Categories of records in the system:** Contract Between Local Chaplain Fund and an Individual for Provision of Specified Services Not Available through other Funds

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of Terms of Contracts

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.





**Record source categories:** Information Obtained from Contractor

**Systems exempted from certain provisions of the act:** NONE

**F17603 OYUEBLA**

**System name:** 17603 OYUEBLA Individual Earning Data

**System location:** At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Individuals concerned and at Internal Revenue Service (IRS).

**Categories of individuals covered by the system:** Off duty

All active duty military personnel. employed by Isolated Site Lounge Sundry Fund (ISLSF).

**Categories of records in the system:** Individual pay records and identifies individual by name and social security account number (SSAN).

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To report to the IRS individual earnings so that federal income tax may be collected on all payments made to individuals employed in the operation of an ISLSF.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Conventional.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in air force Communications Service Comptroller files for four years after wages are paid, then destroyed by tearing into pieces. Retained by individual for reporting income to IRS.

**System manager(s) and address:** Deputy Chief of Staff Comptroller Headquarters AFCS.

Comptroller of the Air Force, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17607 DPMSOAB**

**System name:** 17607 DPMSOAB Air Force Open Mess Program

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Active duty military, retired military, Reserves, National Guard, Department of Defense (DOD) civilians, DOD Nonappropriated Funds (NAF) employees, contractor personnel working on military installations, technical representatives, commissioned members of the American Red Cross, United States (US) Public Health Service, and the US Environmental Sciences Services Administration, and their dependents.

**Categories of records in the system:** Membership applications, employee performance evaluations, records of delinquent accounts, bad check reports, package store sales slips.

**Authority for maintenance of the system:** Title 10, United States Code Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine eligibility criteria, retention/termination/promotion of employees, assist in financial management, provide audit trail.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on paper tape.

**Retrievability:** By subject

Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individuals may contact agency officials at the respective Open Mess location in order to exercise their rights under the Act.

**Record access procedures:** Individuals may contact agency officials at the respective Open Mess location in order to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Member's application and participation, Open Mess manager, employees, vendors, package store manager.

**Systems exempted from certain provisions of the act:** NONE

**F17607 DPMSOBA**

**System name:** 17607 DPMSOBA Aero Club Membership/Training Records

**System location:** Each aero club office at respective Air Force Installations.

**Categories of individuals covered by the system:** All aero club members.

**Categories of records in the system:** Membership application, training and currency records.

**Authority for maintenance of the system:** Title 10, United States Code, Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine membership eligibility and maintain a record of training and currency of individual members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Air Force records are transferred with individual member or disposed of upon member's separation or resignation.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Individuals may contact agency officials at the respective aero club location in order to exercise their rights under the Act.

**Record access procedures:** Individuals may contact agency officials at the respective aero club location in order to exercise their rights under the Act.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Membership application, training and currency records.



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**Systems exempted from certain provisions of the act:** NONE

**F17701 NGBJA A**

**System name:** 17701 NGBJA A Confidential Statement of Employment and Financial Interest

**System location:** NGB JA

**Categories of individuals covered by the system:** All active duty military personnel.

Air National Guard personnel.

**Categories of records in the system:** Statements of Financial Interest

**Authority for maintenance of the system:** Executive Order 11222, 8 May 65

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use to include but not limited to retaining all information pertaining to an individual including employment forms, employment and financial documents from individual, other government agencies and/or private concerns. To Keep a record of any employment or financial action of official interest or concerning promotion consideration, assignment policies, selection, location and to report on or take appropriate action on individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Air National Guard, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from the individual

**Systems exempted from certain provisions of the act:** NONE

**F17701 OBXQPCA**

**System name:** 17701 OBXQPCA Cadet Accounting and Finance, System Code RZ, Data System Designator E516

**System location:** At United States Air Force Academy, CO 80840.

At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Individual computerized files containing pay data for all USAF Academy Cadets including Establishment/Change in Personal Checking Account, Monthly Report of Contingency Fund Status, Contingency Fund Loan Request, Cadet Pay Order, Document Control Log, Recapitulation of Cadet Pay Account, Cadet Pay Authorization, Cadet Pay Monthly Statement, Cadet Pay Record, Payment/ Collection Vouchers, Separation Control Log, Electronic Data Processing Sheets, Microfilm Files, Cadet Pay Disk File, Quarterly FICA Report, Transmittal Letter.

**Authority for maintenance of the system:** 10USC, 9331,9334,9342, 9350; 37USC, 201

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose for which the information in the system is collected is to accumulate cadet pay entitlements (basic pay and subsistence), deductions (federal tax, social security, insurance premiums) in order to properly monitor the payments disbursed to the Air Force Cadet Wing (TAFCW). The only category of user is the Accounting and Finance Office, Cadet Pay Section and Paying and Collection Section. The specific uses of the information include determining the correct monthly net pay to be disbursed to each cadet, preparing TD Forms W2 for the Internal Revenue Service, reporting deductions for the Federal Insurance Contribution Act to the Social Security Administration, charging the cadets for clothing issues and miscellaneous charges from authorized USAF Academy sources, and the reporting of all expenditures to the Air Force Accounting and Finance Center.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on roll microfilm.

**Retrievability:** Filed by Military Service Number.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** The original copy of Cadet Pay Record, Cadet Pay Order, Substantiating Pay Documents and Transmittal Letter are forwarded to AFAFC, 3800 York Street, Denver, CO 80205. A microfilm copy of the Cadet Pay Record is maintained by USAF Academy Finance, Cadet Pay Section, USAF Academy, CO 80840, and is destroyed 4 years after graduation by cutting into pieces. Copies of Cadet Pay Orders, substantiating pay documents and posting media records are retained 1 year after annual cutoff in current files area and forwarded to the USAF Academy Staging Area for 2 additional years. Document Control Records are destroyed 90 days after close of FY to which they pertain. W-2 listings, quarterly FICA reports and CPITF interest distribution records are retained by Cadet Pay Section 6 years after CY to which they pertain. Audit registers are destroyed after 9 months. Financial statements, schedules and supporting data is destroyed after 4 years. Pay inquiries are destroyed after 2 years. All destruction is accomplished by tearing into pieces.

**System manager(s) and address:** Superintendent, United States Air Force Academy, Colorado, 80840.

**Notification procedure:** Director of Accounting and Finance, United States Air Force Academy, Colorado, 80840.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17705 0EACYVA**

**System name:** 17705 0EACYVA Accounting and Finance Officer Accounts and Substantiating Documents

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

Denver Federal Archives and Records Center, Bldg 48, Denver Federal Center, Denver, Colorado 80225

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
and their allotees.

**Categories of records in the system:** Individual military pay records; substantiating documents, such as, certificates for deductions and retained military pay orders; records of travel payments; financial record data folders; miscellaneous military vouchers and statements; copies of morning or strength reports and personal financial records.

**Authority for maintenance of the system:** 31 U.S.C. 67(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of this system is to serve as a repository from which information may be retrieved. The categories of users and uses are federal agencies including, but not limited to, the Federal Bureau of Investigation; Office of Special Investigtion, United States Air Force; Internal Revenue Service; and U. S. Attorneys for investigative purposes; And the General Accounting Office and Comptroller General for audit purposes. Also used by state, local and city governments to





substantiate pay, eligibility for welfare and unemployment; the general public for garnishment of pay, employment purposes and by other Air Force and Department of Defense components and Air Force members to substantiate claims, legality of payments, and service. Disclosures made pursuant to the freedom of information act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.
Maintained in note books/binders.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
accounting and disbursing station number, and period of data requested.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Records are stored at Air Force Accounting and Finance Center, updated and accessible for 18 months after receipt from Air Force Accounting and Finance Officers world-wide; then retired to the Denver Federal Archives and Records Center where they are retained for a period of 4 years, 9 months. Destruction is accomplished by sale to a salvage company for shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York Street Denver, Colorado 80205 telephone area code 303/825-1161-x6341. Requester should be able to provide sufficient proof of identity, such as name, social security number, duty station, place of employment or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD 3800 York Street Denver, Colorado 80205 telephone area code 303/825-1161-x6341. Requester should be able to provide sufficient proof of identity, such as name, social security number, duty station, place of employment or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Air Force Accounting and Finance Officers.

**Systems exempted from certain provisions of the act:** NONE

**F17707 0EACYVA**

**System name:** 17707 0EACYVA Loss of Funds Case Files

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.

**Categories of records in the system:** Information source documents, reports of investigating officer(s) pertinent to losses in Air Force accounting and finance Officers: (AFOS) accountability, loss of funds settlement vouchers, material to determine cause of the loss, identification of personnel concerned in the loss, determinations of pecuniary liability, opinions from Judge Advocate General offices, opinions from the Comptroller General and from the General Accounting Office, and final determinations by the Secretary of the Air Force.

**Authority for maintenance of the system:** 31 U.S.C. 95a, 492b; 40 U.S.C. 721-729.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Loss of funds case files record the chronological history of losses or deficiencies in AFOS money accounts. Data contained in these files are used to prepare reports and statistics, and to develop facts necessary for administrative adjudications of pecuniary responsibility. Users of the records system include, but are not limited to, attorneys, surety companies, and individuals for internal Air Force processing and outside litigation by those named in the case. Disclosures are made to the Department of Justice (for criminal prosecution, civil litigation, and investigation); to members of the general public when required by the freedom of information act, to the Comptroller General and the General Accounting Office for audit purposes and for opinions, to the Federal Bureau of Investigation and the Office of Special Investigations, United States Air Force (for investigation of possible criminal violations), and to various Air Force pay systems for implementation of administrative adjudications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Whenever relief from pecuniary responsibility for a loss is recommended and granted, records are retained at AFAFC for four years and then destroyed by tearing into pieces, shredding ,pulping or macerating. Whenever one or more persons are held liable for a loss, and the loss is completely recovered, records are retained in AFAFC files for six years and then destroyed by tearing into pieces, shredding, pulping, or macerating.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, Co 80205. Telephone area code 303/ 825-1161, ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, military or civilian status, duty station or place of employment, or other information verifiable in the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, Co 80205. Telephone area code 303/825-1161, ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, military or civilian status, duty station or place of employment, or other information verifiable in the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from police and investigating officers.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17708 0EACYVA**

**System name:** 17708 0EACYVA Claims case file - corrected military pay and allowances.

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at the Denver Federal Archives and Records Center, Denver Federal Center, building 48, Denver CO 80225



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**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
all former active duty military personnel;
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force general officers.
Retired Air Force military personnel.
Air Force Academy cadets. surviving dependents of military personnel.

**Categories of records in the system:** Includes but not limited to the following retired pay information; reserve pay information; statement of service; travel orders; travel vouchers; leave records; individual military pay records; discharge document; civilian earning statements; civilian earnings, wage and tax statement; income tax returns when provided by individuals to support a claim; copies of court martials; copies of non-judicial punishment, application for correction of military or naval records; requests, authorizations and pay orders for basic allowance for subsistence (BAS), separate rations; record of travel payments; military pay and allowances voucher; bills of lading; supplemental wage and tax statement; dependents address and name; social security number of deceased retired Air Force members; pay adjustment authorization; medical bills and receipts; correspondence pertaining to above subject matters.

**Authority for maintenance of the system:** 10 U.S.C. 1552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the record system is to determine the proper payment due based on the correction of military records. Users include, but are not limited to the following when claimant has his records changed to receive back pay for a period he was drawing unemployment, the amount of the payment is reported to the applicable state unemployment office. The various state unemployment offices may use the information to either institute collection process from the member or to adjust their records. Pay adjustment data and supporting documentation is submitted to the accounting and finance office for payment, and also to the Joint Uniform Military Pay System (JUMPS) for memorandum type entry on master military pay account. Disclosures made persuant to the Freedom of Information Act. Disclosures to Department of Justice for criminal prosecution, civil litigation, or investigation. Disclosures may also be made to the Internal Revenue Service and to the Social Security Administration for their determination of tax liabilities and social security entitlements flowing from corrections of military pay and allowances.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Folder is retained at Air Force Accounting and Finance Centet for 3 and 1/2 years, after which time it is sent to Denver Federal Archives and Record Center and destroyed 6 years from final closing date. Destruction is by shredding, mascerating, pulping, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

; Director, Accounting and Finance, United States Air Force,

**Notification procedure:** information as to whether the records system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 ext. 6341. The Requester should be able to provide sufficient proof of identity, such as name, Social Security Number, driver,s license, military status, duty station or place of employment or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, driver:s license, military status, duty station or place of employment or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from automated system interfaces.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17708 0EACYVB**

**System name:** 17708 0EACYVB Claims case file - missing in action data

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at the Federal Archives and Record Center, Building 48, Denver Federal Center, Denver Co 80225.

**Categories of individuals covered by the system:** Missing in action Air Force members; dependents of missing Air Force members; next of kin of missing Air Force members; and former wives of missing Air Force members.

**Categories of records in the system:** Includes, but not limited to the following statements of dependent,s expenses; Air Force Office of Special Investigation reports (OSI); correspondence requests for dependency determination; travel vouchers; travel orders; marriage certificates; birth certificates; annulments; divorce decrees; adoption papers; allotment documents (starts, stops, and changes); military pay and allowance vouchers; promotion orders ; military pay orders; financial statements; reports of casualty; wage and tax statements; guardianship papers; statements of service; records of emergency data; assignments of assistance responsibility; leave and earnings statements; acknowledgments and/or transfers of casualty assistance; records of travel payments; per diem work sheets; pay adjustment authorizations; bills of lading; tax certificate statements; returned check records; public vouchers for purchases and services; notice of premium due from commercial insurance companies; car titles; Judge Advocate General opinions and interpretative memoranda; car insurance policy statements; requests for verification of deposits in Uniformed Services Savings Deposit program; public vouchers for refunds; military pay vouchers; letters of notification of pay increases and decreases; copies of missing member:s last will and testament; Uniformed Services Savings Deposit statements; change of mailing address forms; copies of personal checks; breakdown of expenditures for investment purposes; military pay records of missing member; medical history on dependents; and newspaper clippings.

**Authority for maintenance of the system:** 37 U.S.C. 551-558

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This record system is used for adjudication and distribution of missing member:s funds, and to make determinations of dependent:s eligibility and entitlement to pay allowances for parents, wives and children. Copies of parents: dependency affidavits and related correspondence may be furnished to the Air Force Office of Special Investigation (OSI) to verify statements made by the parents on application of claim for dependency. Data is also disclosed through correspondence with member,s dependents pertaining to distribution of monies. Copies of records may on occasion be furnished to other agencies, such as but not limited to Internal Revenue Service (IRS), Social Security Administration (SSA), and the Veterans Administration (VA), and to state and local agencies for their determination for any obligations, benefits and privileges under their respective jurisdictions. On occasion information is provided to the comptroller general and the General Accounting Office for decisions and audit purposes. Information is furnished to members of congress for replies to their constituents and for legislative purposes. Disclosures are made pursuant to the Freedom of Information act. Disclosures are made to the Department of Justice for criminal prosecution, civil litigation, or investigation. Vouchers are provided to the Automated Uniformed Services Savings Deposit Program (USSDP). Vouchers and supporting documentation are provided to local accounting and finance offices for payment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.





**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Records are retained for the entire time member is in a missing or prisoner status. If member is returned to military control , files are returned to military pay jacket (active duty). If member is declared killed-in-action, file is processed as death case, retained at AFAFC for 3 1/2 years, then retired to Denver Federal Archives and Record Center, and destroyed 6 years after final closing date. Destruction is by shredding, mascerating, pulping, tearing, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St., Denver, Co. 80205. Telephone area code 303/ 825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, drivers license, military status, duty station or place of employment or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York St., Denver, CO. 80205. Telephone area code 303/ 825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity such as name, social security number, drivers license, military status, duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.

**Systems exempted from certain provisions of the act:** NONE

**F17708 0EACYVC**

**System name:** 17708 0EACYVC Claims case file - death gratuity records

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at the Denver Federal Archives and Record Center, building 48, Denver Federal Center, Denver, CO 80225.

**Categories of individuals covered by the system:** Deceased active duty and former active duty Air Force members; dependents of deceased air force members; beneficiaries of deceased Air Force members; next of kin of deceased Air Force members.

**Categories of records in the system:** Includes but not limited to the following claim certification and vouchers for death gratuity payments; claim for unpaid compensation of deceased members of the uniformed services; reports of casualty; travel vouchers; travel orders; military pay and allowance vouchers; wage and tax statements; miscellaneous income statements; divorce decrees; guardianship papers; death certificates; birth certificates; military pay records; statements of service; military pay orders; employees: exemption for dependents certificates; authorizations to start , stop or change allotments; mailing address payment options for Joint Uniform Military Pay System (JUMPS); authorizations to start or stop basic allowance for quarters credit; document transmittals (JUMPS); military pay orders transfer in; requests and authorizations to pay basic allowance subsistence and separate rations; records of emergency data; records of accounting and finance office authorized payments, JUMPS; assignments of assistance responsibility; leave and earnings statements; acknowledgments and/or transfers of casualty assistance cases; records of travel payments; special orders; record of courts-martial; per diem work sheets; marriage licenses; proceedings of homicide trials; court records; promotion orders; personal letters from deceased member to claimant; applications for commercial insurance; pay and allotment information on deceased members; affidavits in support of in local parentis relationships; pay adjustment authorizations; bills of lading; affidavits by natural custodian for claim on behalf of minor children; tax certificate statements; paternity admissions statements; social security wage adjustment data; leave records; claims for unpaid pay and allowances of deceased member of the uniformed services where there is no designated beneficiary of the claimant; returned check records; allotment reports; proof of adoption; and public vouchers for purchases and services.

**Authority for maintenance of the system:** 10 U.S.C. 1475-1480; 10 U.S.C. 2771

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of the record system are to compute death gratuity payments and payments of unpaid pay and allowances and to determine the proper beneficiaries thereof. Vouchers and supporting documents are forwarded to accounting and finance offices for payment, with authorizations for local Accounting and Finance Offices to pay death gratuities. Copies of records or requested information are furnished to other agencies, such as but not limited to Internal Revenue Service (IRS), Social Security Administration (SSA), and the Veterans Administration (VA), and to state and local agencies. Information is used by such entities to determine any obligations, benefits and privileges under their jurisdiction. Records are furnished to the General Accounting Office and the Comptroller General for determination purposes regarding proper beneficiaries and for audit. Information is furnished to members of Congress for replies to their constituents and for legislative purposes. Certified copies of past pay records are furnished to attorneys representing potential beneficiaries. Disclosures are made pursuant to the Freedom of Information Act. Disclosure to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Retained at Air Force Accounting and Finance Center for 3 1/2 years after closing date. Folder is then forwarded to Denver Federal Archives and Records Center and destroyed six years from final closing date. Destruction is by shredding, tearing, mascerating, pulping, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, drivers license, military status, duty station or place of employment or other information verifiable from the record itself.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/ 825-1161, ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, drivers license, military status, duty station or place of employment or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from a state or local government.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17708 0EACYVD**

**System name:** 17708 0EACYVD Indebtedness and claims

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

Denver Federal Archives and Record Center, Bldg 48, Denver Federal Center, Denver, Colorado 80225.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Air Force Academy cadets.
Dependents of military personnel.
Exchange Officers.
former spouses of military personnel, survivors of deceased military and civilian personnel, foreign nationals.

**Categories of records in the system:** Records of current and former military members and civilian employees pay accounts showing entitlements, deductions, payments made, and any indebtedness resulting from deductions and payments exceeding entitlements. These records include, but are not limited to, individual military pay records, substantiating documents such as military pay orders, pay adjustment authorizations, military master pay account print out from Joint Uniform Military Pay System (JUMPS), records of travel payments, financial record data folders, miscellaneous vouchers, personal financial records, credit reports, promissory notes, individual financial statements, and correspondence. Applications for waiver of erroneous payments or for remission of indebtedness with supporting documents, including but not limited to, statements of financial status (personal income and expenses), statements of commanders, statements of Accounting and Finance Officers, correspondence with members and employees. Claims of individuals requesting additional payments for services rendered with supporting documents including, but not limited to, time and attendance reports, leave and earnings statements, travel orders, travel vouchers, statements of non-availability of quarters and mess, paid receipts, and correspondence with members and employees. Delinquent accounts receivable from base Accounting and Finance Officers including, but not limited to, returned checks, medical services billings, collection records, and summaries of the Air Force Office of Special Investigation and Federal Bureau of Investigation reports. Reports from probate courts regarding estates of deceased debtors. Reports from bankruptcy courts regarding claims of the US against debtors.

**Authority for maintenance of the system:** 31 U.S.C. 951-953; 10 U.S.C. 2774; 10 U.S.C. 9837 (d); 5 U.S.C. 5584.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is collected to determine eligibility for waiver of erroneous payments and remission of indebtedness or additional payments for services rendered. Also, information is required to attempt collection of all claims of the United States for money or property arising out of the activities of the United States Air Force. Claims of the United States may be compromised, terminated, or suspended when warranted by information collected. The records are used by, but not limited to, Air Force Accounting and Finance Center (AFAFC) Director of Accounting and Finance and Deputy Director of Accounting and Finance (CC), AFAFC Judge Advocate (JA), AFAFC Directorate of Settlement and Adjudication (AJ), AFAFC, Directorate of Military Pay Operations (MP), AFAFC, Directorate of Reserve and Retired pay Operations (RP), Assistant Secretary of the Air Force for Manpower and Reserve Personnel (SAFMR), United States Air Force Comptroller (USAF/AC), and the Comptroller General. AFAFC/CC uses the information to make final determinations or recommendations to SAF/MR, USAF/AC, or the Comptroller General. AFAFC/JA uses the information to furnish legal advice. AFAFC/AJ, AFAFC/MP, and AFAFC/RP furnish information for establishing debts and rebuttal letters received are furnished to them for research and reply. After action is completed, files are closed and forwarded to AFAFC/AJ or AFAFC/RP for file in individuals: record. Files originated in AFAFC/MP are sent to AFAFC/AJ for file. SAF/MR, USAF/AC and the comptroller general use the files for making final determinations. Disclosures made pursuant to the Freedom of Information Act. Disclosures to the department of justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on magnetic cards.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to the Denver Federal Archives and record center for nine additional years, and then destroyed by shredding, tearing, mascerating, pulping or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York Street, Denver, CO 80205 telephone area code 303/ 825-1161, ext. 6341. Requester should be able to provide sufficient proof of identity, such as name, Social Security Number, military status , duty station or place of employment, or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD 3800 York Street, Denver, CO 80205 telephone area code 303/ 825-1161, ext. 6341. Requester should be able to provide sufficient proof of identity, such as name, Social Security Number, military status , duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
credit bureaus, bureau of employees compensation, Veterans Administration, Social Security, Internal Revenue Service, health insurance companies, U.S. Army Finance and Accounting Center, Navy Finance Center, Base Accounting and Finance Officers, Major Commands, Comptroller General, and correspondence with individual concerned or his representative.

**Systems exempted from certain provisions of the act:** NONE

**F17709 0EACYVA**

**System name:** 17709 0EACYVA Reports of survey.

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.





**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Air Force Academy cadets.
Exchange Officers.

**Categories of records in the system:** Records include but are not limited to documentation of facts developed and liability ascertained pertaining to loss of, or damage to, Air Force owned or controlled property. Records are reports of survey; government property lost, damaged (GPLD) survey certificate; reports of survey register, survey Officers : reports of investigation, depositions, affidavits, exhibits such as appraisals, reports, record copies, records of property maintenance, historical and other inspection reports, procurement records, security forces investigation reports, fire department and community and state police reports, and Judge Advocate General opinions.

**Authority for maintenance of the system:** 10 U.S.C. 9832, 9835; 37 U.S.C. 1007, 32 U.S.C. 710

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of the record system are to determine responsibility and pecuniary liability and to adjust accountability for the loss, damage, or destruction of public property under Air Force control. The category of users and uses include but are not limited to: Department of Defense and Air Forcee components; other federal agencies, including but not limited to the Department of Justice for criminal prosecution, civil litigation, or investigations; the Federal Bureau of Investigation for investigation of possible criminal violations; and the Internal Revenue Service for tax determinations resulting from Air Force adjudications of pecuniary responsibility; and state and local courts and law enforcement agencies. The report of survey is used to record and present facts in support of a determination of pecuniary liability and to serve as, or support, a property adjustment voucher. The GPLD Survey certificate is used to authorize adjustment of property records of government property when a report of survey is not required. The facts recorded may be used in establishing cause of loss or damage to private or government property. Disclosures made pursuant to the Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained on computer magnetic tapes.

**Retrievability:** Filed by other identification number or system identifier.

and conventional indices keyed to name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

Files are given the same protection as the property accountability records with which they are associated.

**Retention and disposal:** Files are destroyed three years after final action if pecuniary liability is not assessed, and three years after collection or ten years after final action, whichever is sooner. Destruction of unclassified reports may be made by shredding. Classified reports must be destroyed in presence of Records Management Officers by shredding, pulping, macenating, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St., Denver, CO. 80205. Telephone area code 303/825- 1161 ext 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from the documentation manager at the applicable Air Force component listed in the Department of Defense directory in the appendix to the Air Forcee systems notice. Requester must present sufficient proof of identity, such as full name, social security number (SSAN), military or civilian status and grade, and approximate date and location of incident involving report of survey or other information verifiable from the record itself.

**Record access procedures:** Requests should be addressed to AFAFC/RMAD, 3800 York St., Denver, CO, 80205. Telephone area code 303/825- 1161 ext 6341. Requester must present sufficient proof of identity, such as full name, SSAN, military or civilian status and grade, and approximate date and location of incident involving report of survey or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
and Air Forceee property records.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F17718 0EACYVA**

**System name:** 17718 0EACYVA Account receivable records maintained by Accounting & Finance

**System location:** At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

at Air Force components listed in the Department of Defense directory in the appendix to the Air Force system notice, Denver Federal Archives and Record Center, Bldg 48, Denver Federal Center, Denver, CO. 80225.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air National Guard personnel.
Retired Air Force military personnel.
Union or Association management personnel.
Contracting officers and representatives.
Air Force Academy cadets.
Dependents of military personnel.
Foreign Nationals residing in the United States.
American Red Cross personnel.
Peace Corps and State Department personnel.
Exchange Officers.
And other individuals who may be indebted to the Air Force.

**Categories of records in the system:** Records maintained by the system include but are not limited to documentation pertaining to telephone bills, utility bills, check issue discrepancies, dishonored checks, postal fund losses, reports of survey, freight losses in shipments, involuntary collections, erroneous payments, property losses and damages, administratively ascertained indebtedness of Airmen, withholding for subsistence and other supplies, losses of funds, government losses in shipments, unauthorized allotment payments, setoff of final pay, detentions of pay by reason of courts martial or forfeiture or fines documentation.

**Authority for maintenance of the system:** 5 U.S.C. 5512-5514; 10 U.S.C. 86-89; 10 U.S.C. 856; 10 U.S.C. 9832; 10 U.S.C. 9837(b); ; 31 U.S.C. 71; 31 U.S.C. 82(a); 31 U.S.C. 95; 31 U.S.C. 492(a)-(c); 37 U.S.C. 1007(b),(e),(f),(g); 40 U.S.C. 721-729; 49 U.S.C. 1 et. Seq.; 5 U.S.C. 552.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to support customer billings and collections. Recipients of information from the record system include, but are not limited to, the Comptroller General and the General Accounting Office (for opinions and audits); credit bureaus (for credit investigations); Internal Revenue Service (for determination of tax liabilities); Office of Special investigations-USAF, Federal Bureau of Investigation, US Secret Service, state and local law enforcement authorities (for criminal investigation and civil court proceedings); trustees in bankruptcy; Veterans: Administration (for its Administration of laws pertaining to veterans: benefits); correspondence with all of the above and their dependents and survivors and to members of the general public as required by the Freedom of Information Act. Disclosures are also made to the Department of Justice for criminal prosecution, civil litigation or investigation and to other Air Force and Department of Defense components for identification of and/or appropriate action on personnel subject to check cashing privileges.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by Vehicle Registration Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retention is for up to five years or until discrepancies are cleared. Destruction is accomplished by tearing, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, USAF; accounting and finance Officers (afos) at air force installations.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St., Denver,CO. 80205, telephone area code 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense directory to the Air Force system notice. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information which may be verified from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York St, Denver,CO. 80205. Telephone area code 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense directory to the Air Force system notice. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information which may be verified from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Sources of records include but are not limited to (abcdegjklmnp)

charges and invoices from other Air Force and Department of Defense components at Headquarters, major command and base levels; Internal Revenue Service; Social Security Administration; and Veteran's Administration.

**Systems exempted from certain provisions of the act:** NONE

**F17720 SGHC A**

**System name:** 17720 SGHC A Control Logs

**System location:** At Air Force hospitals, medical centers and clinics. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Dependents of military personnel.

All personnel authorized treatment in a military medical facility

**Categories of records in the system:** Controls for payment of supplemental medical care and civilian medical, dental and veterinary care

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To insure duplication of payment to provider is not made

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Medical Service Account Officers at all Clinics, Hospitals, Medical Centers

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from medical institutions.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F17720 0CGBUZA**

**System name:** 17720 0CGBUZA Control log for civilian medical care

**System location:** At Aerospace Defense Command Air Force Stations stations official mailing addresses are in the Department of Defense directory in the appendix to the Air Forces systems notice.

**Categories of individuals covered by the system:** Active duty personnel, retired military personnel, dependents of active duty and retired personnel.

**Categories of records in the system:** Listing of patients receiving civilian medical care at Air Force expense. Giving date of care and nature of medical problem.

**Authority for maintenance of the system:** 10 United States Code section 8012, Secretary of the Air Force powers and duties; delegation by: compensation.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose for system is to prevent double payment for civilian medical care obtained at air force expense. Users are medical technicians at medical aid stations use of system is to verify that no prior payment has been made and that civilian medical care was properly authorized.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.





**System manager(s) and address:** The senior medical technician at each Air Force station

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

full name, date medical care received, may visit medical aid station and presenting valid identification card or drivers license.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

**Systems exempted from certain provisions of the act:** NONE

**F17720 0EACYVA**

**System name:** 17720 0EACYVA Travel records

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

, the addresses of which are listed in the department of Defense directory in the appendix to the Air Force system notice; and at the Denver Federal Archives and Records Center, Denver Federal Center, Bldg 48, Denver, CO, 80225.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Former Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Air Force Academy nominees/applicants.
Air Force Academy cadets.
Senior and Junior Air Force Reserve Officers.
Dependents of military personnel.
Foreign Nationals residing in the United States.
Exchange Officers.
and any other individual in receipt of competent travel orders.

**Categories of records in the system:** Documents include but are not limited to travel vouchers and subvouchers; travel allowance payment lists; travel voucher or subvoucher continuation sheets; vouchers and claims for dependent travel and dislocation or trailer allowance; certificate of government quarters and mess; multiple travel payments list; travel payment card; requests for fiscal information concerning transportation requests, bills of lading, and meal tickets; public vouchers for fees and mileage of witnesses; claims for reimbursement for expenditures on official business; claims for fees and mileage of witness; certifications for travel under classified orders; travel card envelopes; statements of adverse effect-utilization of government facilities; and correspondence relating to the above subject matter.

**Authority for maintenance of the system:** 37 USC 404-412; 5 USC 2105, 2106, 5561, 5564, 5701-5708, 5721-5730, and 5742.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes for which information in the system is collected include but are not limited to paying travel entitlements and supporting the payment of travel entitlements to military and civilian personnel. Uses made of the records by the paying Accounting and Finance Office, other Air Force and Dept of Defense components include but are not limited to the following: payment of advances; payment of per diem at temporary duty stations; settlement payments upon completion of travel; payment of mileage upon separation or release from active duty; consolidation of payments; payment of dependents: travel; payment of dislocation or trailer allowance; to support a traveler:s entitlement to a specific rate of per diem; to list multiple payments for travel and temporary duty performed under like conditions and circumstances; as a control record of all travel payments made to an individual; to query the United States Army Finance and Accounting Center for information contained on transportation requests, bills of lading, and meal tickets; payment of fees and allowances to civilian witnesses who are not u.s. Government employees; payment of expenses incurred within and around duty stations; supports the travel voucher in lieu of classified orders; updates leave records. Other users and specific uses made by them include but are not limited to Accounting and Finance Officers, who use travel records to pay travel entitlements to military and civilian personnel who perform official travel; traffic management Officers, who use travel records to support the issuance of transportation requests and to support the movement of household goods or house trailer; Internal Revenue Service, which receives and records information concerning the payment of travel allowances which are subject to federal income tax; General Accounting Office (GAO), which uses travel records for auditing activities and for the settlement of questionable travel claims; Office of Special Investigation, United States Air Force (OSI), which uses travel records in the investigation of suspected fraud cases; Air Force Audit Agency (AFAA), which uses travel records in performing routine audit activities; Department of Justice (disclosures for criminal prosecution, civil litigation or investigation); and disclosures made pursuant to the Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** The original voucher and related supporting documents are stored at the Air Force Accounting and Finance Center, Denver, CO, for 18 months and then moved to the Denver Federal Archives and Records Center for 4 years and 9 months after which they are sold to salvage companies for destruction by shredding. Copies of the original voucher and related supporting documents are maintained by field accounting and finance offices for 3 years and then destroyed by burning, shredding, tearing, pulping or macerating.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force (USAF). At base level the system manager is the local Accounting and Finance Officer.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 ext 6341. Requester should be able to provide sufficient proof of identity, such as name, social security number, duty station, place of employment, and specify the accounting and disbursing station number, voucher number, date of voucher, or other information verifiable in the record itself.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 ext 6341. Requester should be able to provide sufficient proof of identity, such as name, social security number, duty station, place of employment, and specify the accounting and disbursing station number, voucher number, date of voucher, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information is acquired from but not limited to the individual traveler; related voucher documents such as those described above in the description of categories of records; Office of the Judge Advocate; the Comptroller;General Accounting Office; Congress; Accounting and Finance Officers; Traffic Management Officers; Consolidated Base Personnel Officers; the Air Force Accounting and Finance Center; and other Air Force and Department of Defense components.

**Systems exempted from certain provisions of the act:** NONE



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**F17720 0J ACFA**

**System name:** 17720 0J ACFA Security assistance training management information system

**System location:** At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

assigned to mobile training teams

**Categories of records in the system:** Individual master record - financial travel payments includes substantiating documents

**Authority for maintenance of the system:** 10 USC 8014

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-establish & maintain control of travel payments by individual the purposes for which information in the system is collected user- Air Force personnel in performing official duties include but are not limited to paying travel entitlements and supporting those entitlements to military personnel. Other users and uses Officers,.who use records to records to pay entitlements, acount made by them include but are not limited to accounting and finance for payments, verify entitlements is asis, provide reports to other Air Force or Dept of Defense components for performing routine investigative,audit, or reporting functions, and disclosures made persuant to the Freedom of Information Act..

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in vaults.

Records are controlled by personnel screening.

**Retention and disposal:** Retain in office two years after annual cut-off, transferred to staging area for five years and then destroyed by tearing,shredding,pulping, Macerating, or burning. individual master record is retained indefinite.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters, United States Air Force. Director of Accounting and Finance, Hq ATC, Randolph AFB,

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

full name, project and line numbers and training number

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

**Systems exempted from certain provisions of the act:** NONE

**F17721 FKRSMA**

**System name:** 17721 FKRSMA Individual retirement record

**System location:** Entitlements and benefits function and civilian pay function, Hill Air Force Base, UT 84406

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Certificate on election of leave payment for retirement purpose

**Authority for maintenance of the system:** Title 5 United States Code, section 6304

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Election of use of leave or payment of lump sum requested by employee. Used by retirement counselors and civilian employees to determine last day of pay to enable establishment of effective date of retirement

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

filed by year

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office file for one year transfer to staging area. Destroy after two years by shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force Civilian Personnel Officer 2849 Air Base Group, Hill Air Force Base UT 84406

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requester must show full name and year of retirement action, For personal visit, show identification credentials.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information supplied by employee and or from available personnel records

**Systems exempted from certain provisions of the act:** NONE

**F17721 ADPMSNA**

**System name:** 17721 ADPMSNA Employee Group Life and Health Insurance Plan

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All full time Nonappropriated Fund employees enrolled in the plan.

**Categories of records in the system:** Copy of Personnel Action Request provided by Civilian Personnel Office

**Authority for maintenance of the system:** Title 10, United States Code, Chapter 803, Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To pay insurance carrier billings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Files are retained for one year and sent to the administrative staging area for disposition.

**System manager(s) and address:** Comptroller, Air Force Welfare Board, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Action Request, Air Force Form 2545, provided by Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F17721 DPMSN B**

**System name:** 17721 DPMSN B Employee's Quarterly Federal Tax Return





**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Force installations only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Nonappropriated Funds full time and temporary employees.

**Categories of records in the system:** Payroll Data

**Authority for maintenance of the system:** Title 26 United States Code, Internal Revenue Code, required by Department of the Treasury Internal Revenue Service.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Quarterly report for tax purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** By employee payroll identification number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Comptroller, Air Force Welfare Board, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Or individuals may contact agency officials at respective Air Force installations to exercise their rights under the Act.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or as included in above (notification) procedures.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Personnel Action Request, Air Force Form 2545, provided by Central Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F17721 0EACYVA**

**System name:** 17721 0EACYVA civilian pay records

**System location:** At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

addresses of geographically dispersed units may be obtained by reference to Air Force components listed in the Department of Defense directory in the appendix to the Air Force notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Individual pay records; Individual leave records; source documents for posting leave and attendance; individual retirement deduction records; source documents maintained in connection with retirement deduction records and control files thereon; wage and separation information files; health benefit records; income tax withholding records; allowance and differential eligibility files, such as, but not limited to clothing allowances and night rate differentials; withholding and deduction authorization files, such as, but not limited to federal income tax withholding, insurance and retirement deductions; accounting document files; input data posting media, such as, but not limited to time and attendance cards and reports and personnel actions affecting pay; accounting and statistical reports and computer edit listings; claims and waivers affecting pay; control logs and collection/disbursement vouchers; listings for administrative purposes, such as, but not limited to health insurance, life insurance, bonds, locator files and checks to financial institutions; correspondence with the Civilian Personnel Office, dependents, attorneys, survivors, insurance companies, financial institutions, other governmental agencies and others; leave and earnings statements; travel records; and separation documents.

**Authority for maintenance of the system:** 5 u. S. C. Chapters 53, 55 and 81

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System accumulates data to compute accurate pay for civilian employees of the Air Force and to pay and report information to recipients, other government agencies and non-governmental agencies. Such recipients and agencies include but are not limited to the employee; checks to banks and insurance companies, who credit the employees account; the u. S. Treasury , which maintains cash accountability; the Internal Revenue Service which records withholding and social security data; the social security administration which credits the employees account; and State Revenue Departments which credit employees: state tax withholding. In the event of suspected fraud or other irregularity, data may be released to the Federal Bureau of Investigation; Office of Special Investigations, United States Air Force; or other investigating agencies for investigation and possible civil action or criminal prosecution. Data may also be released to a court of competent jurisdiction for court action. Disclosures are made pursuant to the Freedom of Information Act. Disclosures are made to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

Maintained in visible file binders/cabinets.

Maintained in card files.

Maintained on computer magnetic tapes.

Maintained on disks or drums.

Maintained on computer paper printouts.

Maintained on roll microfilm.

Maintained on microfiche.

Maintained in microfilm jackets.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Civilian Payroll Number.

Filed by Vehicle Registration Number.

Filed by Vehicle License Number.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

Records are controlled by computer system software.

**Retention and disposal:** Records are retained for periods ranging up to 56 years.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force (USAF); and commanders of Air Force installations

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St, Denver, CO., 80205. Telephone 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system maybe obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense directory in the appendix to Air Force system notice. Requester should be able to provide sufficient proof of identity, such as name, social security number, drivers license, civilian identity card, duty station or place of employment or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system maybe obtained



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from Documentation Managers at the applicable Air Force component listed in the Department of Defense directory in the Air Force system notice. Requester should be able to provide sufficient proof of identity, such as name, social security number, drivers license civilian identity card, duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
and information from other Department of Defense components and other federal agencies such as, but not limited to Social Security Administration, Internal Revenue Service, State Revenue Departments, Department of the Army, Navy or State Department. Correspondence with attorneys, dependents, survivors or guardians may also furnish data for the system.

**Systems exempted from certain provisions of the act:** NONE

**F17721 02 ALSA**

**System name:** 17721 02 ALSA Civilian Pay - Control Data

**System location:** Accounting and Finance Office, Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Categories of individuals covered by the system:** Air Force civilian employees.

**Categories of records in the system:** Individual Bank Account Identification

**Authority for maintenance of the system:** 5 USC, Section 5332, Government Organization and Employees General Schedule Pay Rates

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine the address or bank to which an individual paycheck is mailed and to verify same. Used by the Elmendorf Air Force Base Accounting and Finance Office, Civilian Pay Section.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force Accounting and Finance Officer, Elmendorf Air Force Base, Alaska, APO Seattle 98742

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send Full name and social security number

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual provides information

**Systems exempted from certain provisions of the act:** NONE

**F17722 0EACYVA**

**System name:** 17722 0EACYVA Accrued military pay system, discontinued (AMPS 360/390)

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at Denver Federal Archives and Record Center, Bldg 48, Denver Federal Center, Denver, CO 80225; (back-up storage).

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Retired Air Force military personnel.
, Separated Air Force personnel, Officers of Air Researve and Air National Guard on extended active duty.

**Categories of records in the system:** Military pay records and related documentation including but not limited to monthly and cumulative six-months histories of pay transactions, wage and tax data, Uniformed Services Savings Deposit Program Records and Federal Insurance Contribution Act tax data contained on hard coy and/or microfilm. Military pay supporting documents and vouchers including but not limited to basic pay, special compensation positions, special pay, status adjustments, separation, reenlistment, reenlistment bonus, incentive pay, allowances, death gratuities, allotments of pay, court-martial sentences, indebtedness, and correspondence pertaining to all of the above. Sundry lists, reports and rosters including but not limited to Internal Revenue reports, Social Security reports, Veterans Administration reports and Treasury reports.

**Authority for maintenance of the system:** 37 U.S.C. 101 et seq; 10 U.S.C. 265, 8033, 8496, 9837(d); 32 U.S.C. 708.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of these records is to provide an audit trail for audit purposes and to provide historical information for inquiries pertaining to past pay record data. It is used primarily by all components of the Air Force for answering inquiries pertaining to information contained in these discontinued records, and for reviews by the Air Force audit agency and Inspector General. Other users may include but are not limited to other components of Department of Defense such as Army and Navy which had paid Air Force members and desire to initiate claims, other federal agencies such as Internal Revenue Service for tax information on members, Social Security Administration for information regarding tax deducted from members and social security entitlements, Veterans Administration for information regarding premiums on servicemens group life insurance, General Accounting Office for audits, members of congress for complaints from constituents, and financial institutions for deposits and/or payments. Disclosure may be made pursuant to the Freedom of Information Act. Records may be disclosed to law enforcement agencies such as but not limited to Air Force Office of Special Investigation, Department of Justice, Federal Bureau of Investigations, city and state law enforcement agencies for violations of law, for investigations and possible criminal prosecution, civil court action or regulatory processes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Local retention varies from 6 months to 10 years; records are either destroyed by tearing shredding, pulping macerating or burning, or transferred by the Air Force Accounting and Finance Center to the Denver Federal Archives and Records Center where they may be retained for a period up to 56 years. Back-up records for emergency reconstitution in the event of destruction of primary records are stored at the Federal Records Center Annex, GSA, Neosho, MO. Destruction is by shredding or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force

**Notification procedure:** information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, Colorado 80205, telephone area code 303/825-1161 ext 6341. Requester should be able to provide sufficient proof of identity such as name, social security account number, military status, duty status or place of employment or other information verifiable from the record itself.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, Colorado





80205 telephone area code 303/825-1161 ext 6341. Requesters should be able to provide sufficient proof of identity, such as social security account number, military status, duty status or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from medical institutions.
Information obtained from a state or local government.
Information obtained from a corporation.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Accounting and Finance Offices (AFO), Consolidated Base Personnel Offices (CBPO).

**Systems exempted from certain provisions of the act:** NONE

**F17722 0EACYVB**

**System name:** 17722 0EACYVB Microfilm of military pay records.

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

And at Federal Records Center Annex, GSA, PO Box 141 Neosho , Missouri 64850.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

And Air Force personnel separated from active duty.

**Categories of records in the system:** Microfilm of military pay records of individual Air Force personnel on active duty or separated.

**Authority for maintenance of the system:** 37 U.S.C. 401-403.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes are to furnish pay information from microfilm of military pay records when hard coies of pay records can not be located in military pay record file. Used as back up of hard copies of military pay records which are also filed at this location. Disclosures are made pursuant to the Freedom of Information Act. Disclosure to the Department of Justice for criminal prosecution, civil litigation, or investigation. Air Force Accounting and Finance Center is the primary user of these records, however information may be provided to other Department of Defense components.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.
Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Retained at Air Force Accounting and Finance Center for five years and then destroyed. By shredding or burning. Copies are retained for fifty-six years at Federal Records Center Annex, GSA at Neosho, Missouri. And then destroyed by shredding or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St, Denver CO. 80205. Telephone area code 303/825 1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security account number, service number, military status, duty station, or place of employment, or other information verifiable from the record itself.

**Record access procedures:** Request from individuals should be address to AFAFC/RMAD, 3800 York St, Denver, CO. 80205. Telephone area code 303/825 1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security account number, service number, military status, duty station, or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from medical institutions.
Information obtained from a state or local government.
Information obtained from a corporation.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
Air Force Accounting and Finance Offices.

**Systems exempted from certain provisions of the act:** NONE

**F17722 0EACYVC**

**System name:** 17722 0EACYVC Military Pay Records

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at Denver Federal Archives and Records Center, Building 48, Denver Federal Center, Denver CO 80225.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
and Air Force military personnel separated from active duty.

**Categories of records in the system:** Military pay records and related documentation including but not limited to monthly and cumulative six-months histories of pay transactions, wage and tax statement, Uniformed Services Savings Deposit program records such as listings, Federal Insurance Contribution Act tax data contained on hard coy and/or microfilm. Military pay supporting documents and vouchers including but not limited to basic pay, special compensation positions, special pay, status adjustments, separation, reenlistment, reenlistment bonus, incentive pay, allowances, death gratuities, allotments of pay, court-martial sentences, indebtedness, and correspondence pertaining to all of the above. Sundry lists, reports and rosters including but not limited to Internal Revenue reports, Social Security reports, Veteran's Administration reports, and Treasury reports.

**Authority for maintenance of the system:** 37 U.S.C. 401-403; 37 U.S.C. 551-558; 10 U.S.C. 1475-1480; 10 U.S.C. 1552; 10 U.S.C. 2771.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the record system is to retain historical pay data on Air Force and former Air Force members. Categories of users and uses include but are not limited to the following furnish pay information and/or related information to Accounting and Finance Offices (AFOS) and Consolidated Base Personnel Offices (CBPOs), who use this information in answering inquiries and in determining current administrative adjustments. Copies of records on request may be furnished to Federal Bureau of Investigation (FBI) and the Air Force Office of Special Investigations (OSI), who use these data to investigate possible criminal violations. Copies of certified pay records and related documents are disclosed to military courts for court-martial action, and to Civil Courts. Furnish wage and tax statement (Form W-2) for tax purposes to State Revenue Service, Internal Revenue Service, individual members misplacing original form W-2, widows of deceased members, or to verify Air Force service on request from other services. On occasion may disclose information to members of Congress upon request for reply to constituents or for legislative purposes. Records may be disclosed for audit and inspection by the General Accounting Office, and to other Air Force and Department of Defense components. Disclosures are made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation, or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.



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Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

**Retention and disposal:** Records are retained at Air Force Accounting and Finance Center , then transferred after two years to Denver Federal Archives and Records Center, where they are sold to paper salvage companies and destroyed by shredding after a total of six years.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, USAF.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York St, Denver, CO. 80205. Telephone area code 303/ 825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information which may be determined from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York St, Denver, CO. 80205. Telephone area code 303/ 825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment, or other information which may be determined from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.

Information obtained from medical institutions.

Information obtained from automated system interfaces.

Information obtained from police and investigating officers.

Information obtained from a state or local government.

Information obtained from a corporation.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Air Force installation Accounting and Finance Pay Offices; Joint Uniform Military System (JUMPS); state agencies; state revenue services; veterans organizations; federal agencies; Internal Revenue Service; Veteran's Administration; attorneys; widows of former members; parents of members; dependents, trustees, and guardians; and other Department of Defense components.

**Systems exempted from certain provisions of the act:** NONE

**F17722 0EACYVD**

**System name:** 17722 0EACYVD Uniformed Services Savings Deposit Program (USSDP).

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and Denver Federal Archives and Record Center, bldg 48, Denver Federal Center, Denver, Co 80225. Record Center Annex GSA, P.O. Box 141, Neosho, MO. 64850 (backup storage).

**Categories of individuals covered by the system:** This notice covers both the discontinued portion of USSDP and the remaining active part of the system. Effective 30 june 1974 , the USSDP program was discontinued except for those members declared missing in action (MIA) during the Vietnam conflict. Prior to 30 June 1974, the record system serviced Air Force active duty Officers and enlisted personnel serving on a permanent duty assignment outside the United States or its possessions. Effective 1 july 1974, the record system services only Air Force active duty Officers and enlisted personnel who have been declared MIA as a result of the Vietnam conflict. Dependents, next of kin, survivors and former spouses of USSDP participants.

**Categories of records in the system:** Categories of records include but are not limited to the following master account records for each depositor; transaction records of monetary data (deposits, withdrawals and adjustments); allotment records; name and social security account number (SSAN) change record; settled account records; checkwriting and voucher register data records; interest paid records; quarterly statements records; supplemental address for interest refund records. Also included are correspondence files covering requests for information from members, federal agencies, spouses, former spouses, dependents, survivors, widows or widowers, next of kin, the American Red Cross, Congress, and other Air Force and DoD components.

**Authority for maintenance of the system:** 10 U.S.C. 1035

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose for which information in the system is collected is to provide the following mechanized and manual account maintenance including updating for deposits, withdrawals, interest accruals, adjustments and summary data for quarterly processing; capability of responding to inquiries regarding the status of each depositors account; capability to settle accounts, issue settlement statements and checks; quarterly statements to depositors showing detailed activity for the current quarters and cumulative balances for prior periods; reconciliation between the Accounting and Finance Officers (AFO ) accounts and cash control reports with appropriate audit trails; controls to insure compliance with statutory limitations on amounts deposited, desertion status and conditions under which withdrawals are permitted and; records for storage of historical data on each depositors: account. The users and uses made of the information include but are not limited to the following United States Air Force components use these records to maintain, update, settle, and report on individual members account balances. Other DoD components use various account balances information to process withdrawal requests. Congress uses this information for legislative purposes and in responding to constituents: inquiries. Disclosures to the Department of Justice and other investigatory agencies for criminal prosecution, civil litigation or investigation. Veterans Administration (VA) and Social Security use this information to determine eligibility, entitlements, and addresses of and for USSDP members. Federal Housing Agency (FHA) uses this information in their loan programs. Internal Revenue Service (IRS) uses the information for tax purposes and for levy action in the collection of taxes owed. American Red Cross uses this information to determine needs of a member or his dependents in emergency situations. Widow or widower, dependent, or next of kin of deceased members use this information in settling the affairs of the former member. Information may be disclosed to the above persons or to members of the general public as required by the Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

Maintained in card files.

Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are protected by guards.

Records are controlled by personnel screening.

Records are controlled by visitor registers.

Records are controlled by computer system software.

**Retention and disposal:** All records except correspondence and balancing data (deposit, adjustment, and withdrawal) are retained for 6 years after final settlement. Correspondence is kept for 90 days; balancing data is kept for 1 year after ?in balance? status is reached. Records are stored at Air Force Accounting and Finance Center, at the Denver Federal Archives and Record Center, and at the Record Center Annex, Neosho, MO. Destruction is by sale to salvage company for shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

and Director, Accounting and Finance, United States Air force (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York St Denver, Colo 80205 telephone area





code 303/825-1161 ext 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, date of final settlement, duty station or place of employment, or other information verifiable from the record itself.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD 3800 York St. Denver, Colo 80205 telephone area code 303/825-1161 ext 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, date of final settlement, duty station or place of employment, or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

and other Air Force and DoD components. Dependents, next of kin, survivors, and former spouses of USSDP members.

**Systems exempted from certain provisions of the act:** NONE

**F17724 0KPNQSA**

**System name:** 17724 0KPNQSA Air Force ROTC Cadet Pay System

**System location:** 3841 CPTSS(ACFR), Maxwell AFB, AL 36112 and AFROTC(SUF), Maxwell AFB, AL 36112 and AFROTC detachments. Official mailing addresses of the detachments are in the Department of Defense directory in the appendix to the Air Force;s system notice.

**Categories of individuals covered by the system:** Senior AFROTC contract cadets

**Categories of records in the system:** Monthly pay disbursement & documents for senior AFROTC contract cadets

**Authority for maintenance of the system:** 37 USC209

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** System data are used by detachments to verify entitlements, and by AFROTC to summarize costs of the program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

Building secured after duty hours.

**Retention and disposal:** Retained in office file for three years after completion of training,then destroyed by tearing, pulping, macerating or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force Chief, Financial Management Division; AFROTC(SUF), Maxwell AFB, al 36112

**Notification procedure:** Reserve Pay Section, 3841 CPTSS(ACFR), Maxwell AFB, AL 36112. Provide name, date attended the institution, detachment number, reason for request. Requestor may visit the reserve pay section and present driver,s license or social security card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Enrollment and attendance records as translated to pay days entitlement and submitted by detachments on the monthly AFROTC Pay Order.

**Systems exempted from certain provisions of the act:** NONE

**F17725 0EACYVA**

**System name:** 17725 0EACYVA Air Reserve Pay and Allowance System (ARPAS)

**System location:** Primary system location is

At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205. ; decentralized supporting segments are located

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. servicing individual Air Reserve Forces members. Denver Federal Archives and Record Center, Bldg 48, Denver federal center, Denver, Co 80225; and records Center annex GSA, p.o. Box 141, Neosho, MO 64850 (system back- up storage).

**Categories of individuals covered by the system:** Active Air Reserve Forces members in a military pay status and

Dependents of military personnel. thereof, except the following; Air Reserve Forces members on extended active duty and members of the Air Force Reserve Officer Training Corps.

**Categories of records in the system:** Military pay account computer records and supporting documentations relating to Air Reserve Forces military pay and allowance entitlements, deductions, and collections. Military pay computer records, including but not limited to, master individual pay account files (containing essential check and member identification data, military pay entitlement and allowance data, accounting data, tax withholding rate and amount data, collection and indebtedness data, and performance data); wage and tax withholding records; records of Air Reserve Forces calendar day performance; check issue, control and cancellations records; transaction input, system reject, and system recycle records; disbursement and collection report records; accounting report records; and other generated records supporting, substantiating, or authorizing Air Reserve Forces military pay and allowance entitlement, deduction, or collection actions. Military pay documentation records include, but are not limited to, travel orders, requests and performance records; active military duty performance records; statements of tours or performance of military duty; payroll attendance lists and rosters; document records establishing, supporting, reducing, or cancelling entitlements to basic pay; special compensations (such as medical, dental, veterinary, and optometry); special pays (such as foreign duty, hostile fire); allowances (such as basic allowance for subsistence, basic allowance for quarters, family separations, clothing maintenance and monetary allowances); incentive pays; and other entitlements in accordance with the Department of Defense pay and allowance entitlement manual; certificates and statements changing address, name, military assignment, and other individual data necessary to identify and provide accurate and timely Air Reserve Forces military pay and performance credit; allotment start, stop, or change records; declarations of benefits and waivers; military pay and personnel orders; medical certifications and determinations; death and disability documents; check issuing and cancellation records and schedules; payroll vouchers; money lists and accounting records; pay adjustment authorization records; system input certifications; member; indebtedness and tax levy documentation; earnings statements; employees wage and tax reports and statements; casual payment authorization and control logs; punch card transcripts; and other documentation supporting, authorizing, or substantiating Air Reserve Forces military pay and allowance entitlement, deduction, or collection. Inquiry files, sundry lists, reports, letters, correspondence, and rosters including, but not limited to, Congressional inquiries, internal revenue service notices and reports, state tax and insurance reports, Social Security Administration reports, Veterans Administration reports, inter-department of defense requests, treasury reports, and health education and institution inquiries.

**Authority for maintenance of the system:** 37 U.S.C. 101 et. Seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected in the system to ensure accurate and timely military pay and allowances to supported Air Reserve Forces members; provide timely, complete master individual pay account review; document and account for Air Reserve Force military pay and allowance disbursements and collections; and provide account inquiry research response capability. Records are utilized to determine net military pay and allowances check issues to Air Reserve Force members; to verify and account for system input transactions; to identify, correct, and collect overpayments; to establish, control, and collect member collection and indebtedness notices and levies; to maintain complete accounting records for Air Reserve Forces military pay and allowance disbursements, collections, refunds, and reimbursement actions; and to pro-



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vide internal and external managers with statistical and monetary reports. Other users of system record data include such Air Force components as Headquarters US Air Force, Major Air Force Commands, Air Force installations, Air National Guard and Air Force Reserve Consolidated Base Personnel Offices and Consolidated Reserve Personnel Offices, Air National Guard Base Comptrollers, and ARPAS payroll offices. Other users and uses include, but are not limited to, record transfers to components of the Department of Defense for system transaction validity and accuracy audit, accounting, and documentation utilization; other federal agencies such as the internal revenue service for wage and tax withholding reporting, accounting, tax audits or levies; social security administration for wage and tax withholding reporting, accounting, or tax audit; Comptroller General and the General Accounting Office for system transaction validity and accuracy audits; Veterans Administration for compensation and waiver reporting and audits, life insurance accounting, disbursement and benefit determinations; US Federal Courts for legal proceedings; Federal, State, or local Governmental agencies for reports and accounting utilization; educational institutions for verifying scholarship qualifications and performance; charitable institutions and military associations to render recognition for meritorious service; and financial institutions for deposits (checks to banks) and credit references. Disclosure made persuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on computer magnetic tapes.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.
requiring special random input entry identifiers.

**Retention and disposal:** The system contains differing types of records subject to varied retention of from 6 months to 56 years. Records are retired to the Denver Federal Archives and Record Center, and also are stored at the Records Center annex GSA at Neosho, MO for back-up storage. Final destruction of records is by sale to a salvage company for shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

; Director, Accounting and Finance, United States Air Force (USAF); managers for geographically dispersed supporting elements to the system are

Chief of Air Force Reserve, Headquarters United States Air Force.

Director of Air National Guard, Headquarters United States Air Force. Accounting and Finance Officers, Consolidated Base Personnel Officers, Air National Guard Base Comptrollers, Consolidated Reserve Personnel Officers, ARPAS Payroll Officers, and designated representatives thereof.

**Notification procedure:** Information as to whether the record system contains Information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/825-1161 x6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requesters should be able to provide sufficient proof of identity, such as name, social security account number, military status, last Air Reserve Forces unit of assignment, duty status or place of employment, or other information verifiable from the system record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO. 80205. Telephone area code 303/ 825-1161 x6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requesters should be able to provide sufficient proof of identity, such as name, social security account number, military status, last Air Reserve Force unit of assignment, duty status, or place of employment, or other information verifiable from the system record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Record system sources for information include, but are not limited to, the following Headquarters USAF, Air Force major Commands and Air Force installations, Consolidated Base Personnel Offices and Consolidated Reserve Personnel Offices, Air National Guard Base Comptrollers, ARPAS Payroll Offices, other DoD components; the Internal Revenue Service, Social Security Administration, Veterans Administration, and other federal agencies; financial institutions, educational institutions, medical institutions, automated system interfaces , and state and local agencies.

**Systems exempted from certain provisions of the act:** NONE

**F17726 0EACYVA**

**System name:** 17726 0EACYVA Pay and Allotment Records

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

and at Denver Federal Archives and REcord Center, Building 48, Denver Federal Center, Denver, CO, 80225

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Air Force Academy cadets.
Dependents of military personnel.
guardians of dependents of military personnel and custodians of dependents of military personnel

**Categories of records in the system:** Applications for Basic Allowance for Quarters (BAQ); request for dependency determinations for dependent travel; request for dependency determinations for Housing Allowance (HOLA) and Cost of Living Allowance (COLA); requests for dependency determinations for medical care; copies of marriage certificates, birth certificates, annulments, divorce decrees and adoption papers; certificate of residence forms; allotment documents (starts, changes and stops); special pay authorizations; copies of allotment vouchers; change of address forms; parent dependency affidavits; correspondence between the Air Force Accounting and Finance Center (AFAFC) and members and their dependents pertaining to allotments (pay information ) and determinations of dependency; Comptroller General decisions; General Accounting Office opinions; Judge Advocate General opinions and interpretative memoranda; Air Force Office Special Investigation (OSI) reports, interpretative memoranda from plans and systems (XS) at AFAFC; status request from office of civilian health and medical program of the uniformed services (CHAMPUS) regarding medical care for children over age 21; correspondence with state and local agencies; American Red Cross; and other material related to dependency determination and eligibility of dependents for pay and allowance purposes and medical care.

**Authority for maintenance of the system:** 37 U.S.C. 401; 37 U.S.C. 403 and 10 U.S.C. 1072.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to; make determinations of dependency and or eligibility entitlement to pay allowances (BAQ, dependent travel, HOLA, COLA) for parents, stepchildren and adopted children who have income in their own right, illegitimate children and all cases where relationship or dependency is questionable; make determinations of dependency and or eligibility entitlement to medical care for parents, parents-in-law, illegitimate children and children over age 21. Copies of parents: dependency affidavits and related correspondence may be furnished OSI to verify





statements made by the parents on claims for BAQ. This is not done in all cases. Copies of records may on occasion be furnished Federal Bureau of Investigation (FBI) through OSI for investigation in possible forgery and fraud cases. Copies of records may on occasion be furnished to federal agencies, including, but not limited to FBI for criminal investigations, Internal Revenue Service (IRS), Social Security Administration (SSA), and the Veterans Administration (VA), and to state and local agencies for their own determinations for any obligations , benefits and privileges that come under their jurisdiction. On occasion may disclose information to the General Accounting Office for audit purposes and to Major Commands and Base Level Commander, Accounting and Finance Office, and Consolidated Base Personnel Office) upon their request for information relating to dependency determinations. Notify other services (Army, Navy, Marine Corps, Coast Guard) on approvals of BAQ in behalf of parents and illegitimate children to prevent duplicate claims. Notify the American Red Cross of status of claims to inform the member and/or their dependents. On occasion may send or disclose information to the Comptroller General for advance opinions. On occasion may disclose information to members of Congress on request. Disclosures made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Records for members who have been separated from the service are purged annually and retired to the Federal Archives and Records Center at Denver Federal Center with one exception, records for which claims are received and/or a dependency determination is made after separation, are retained at the AFAFC for six years after last determination and then sent to the Denver Federal Record Center. Records are destroyed six years after member:s separation from the service or last determination, whichever is latest. Destruction is accomplished by sale to a salvage Co. for shredding,tearing or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director, Accounting and Finance, United States Air Force, Wash DC 20330 (USAF)

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York St Denver CO 80205 telephone area code 303/ 825-1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD 3800 York St Denver Co 80205 telephone area code 303/825 -1161 ext. 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, service number, military status, duty station or place of employment.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from police and investigating officers.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

applications and correspondence from members for dependency determination for BAQ, dependent travel, HOLA, COLA, and medical care; correspondence from parents, guardians and custodians of dependents, attorneys and the American Red Cross pertaining to dependency determination and support of dependents; information from other components of the department of defense.

**Systems exempted from certain provisions of the act:** NONE

**F17730 0EACYVA**

**System name:** 17730 0EACYVA Joint uniform military pay system (JUMPS)

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

At consolidated base personnel offices only. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

and at Air Force Data Systems Design Center, Gunter Air Force base, AL 36114 (for research and test only), Denver Federal Archives and Records Center, Denver, CO 80225 (storage), Records Center Annex GSA, PO Box 141, Neosho, MO 64850 (back-up storage). Information pertaining to geographically dispersed elements of the record system (CBPO's and AFO's) may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Dependents of military personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
separated Air Force military personnel, individuals to whom active duty military personnel authorize a direct payment of a portion of their pay, and Officers of the Air Reserve and Air National Guard on extended active duty.

**Categories of records in the system:** Military pay records and files including but not limited to; master military pay accounts, immediate access storage, six-months history, leave and earnings statements, federal insurance contribution act tax and federal income tax withholding contained on magnetic tape, magnetic discs, microfilm, microfiche and computer printed formats; pay authorization control files, central pay authorization file, deferred transaction file, reject suspense file and daily transaction record. Military pay supporting documents and vouchers including but not limited to basic pay; special compensation positions such as medical, dental, veterinary and optometry; special pay such as foreign duty, proficiency, hostile fire and diving duty; status adjustments relating to entrance on active duty, absent-without-leave, confinement, desertion, sick or injured, leave, mentally incompetent, missing, interned, permanent change of station, promotions and demotions; separation, reenlistment, reenlistment bonus; incentive pay such as flying duty, stress duty, demolition duty, parachute jumping duty and submarine duty; allowances, such as basic allowance for subsistence, basic allowance for quarters, family separation allowances, overseas station allowances, clothing monetary allowance; separation payments, death gratuities, time-in-service; allotments of pay; checks-to-banks; federal and state withholding taxes; court-martial sentences and non-judicial punishment; indebtedness resulting from but not limited to overpayment of pay and allowances and allotments, other debts to United States, certain non-government debts, and correspondence pertaining to all of the above. Inquiries files, personal financial records and sundry lists, reports and rosters including but not limited to Internal Revenue reports, state tax reports, Veterans Administration reports, Social Security Administration reports, and Treasury reports.

**Authority for maintenance of the system:** 37 U.S.C. 101 et seq.; 10 U.S.C. 265,8033,8496; 10 U.S.C. 9837 (d); 32 U.S.C. 708

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of these records are to accurately and timely pay members of the Air Force, provide members periodic comprehensive statements of their accounts, and to respond to inquiries concerning their accounts at any time. Us Air Force components such as Headquarters, Air Force Accounting and Finance Center, Major Commands and Air Force installations use these records to determine pay due military members, to verify pay affecting information, to collect overpayments made to military members, to provide accrual accounting for each covered en-



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titlement of military pay and allowances, and to provide fund manager reportst internal manager reports and external reports. Other users include but are not limited to other components of Department of Defense such as Army and Navy which may pay Air Force members and initiate claims; other federal agencies such as the Internal Revenue Service for tax information on members, Social Security Administration for information regarding Federal Insurance Contribution Act tax deducted from members, Veterans Administration for information regarding premiums on serviceman's group life insurance, the General Accounting Office for audits, opinions, and fact-finding information, state and local governments for tax and welfare information, US and state courts for civil litigation and criminal prosecution purposes, members of Congress for complaints from constituents and for inquiries not generated by constituents, insurance companies for allotments made to them by military members, and financial institutions for deposits (checks-to-banks) and/or payments. Records may be disclosed to law enforcement agencies such as but not limited to office of Special Investigations, United States Air Force; Federal Bureau of Investigation; city and state authorities for violations of law, for investigation and possible criminal prosecution, civil court action or regulatory processes. Disclosures made pursuant to the Freedom of Information Act. Disclosures to the Department of Justice for criminal prosecution, civil litigation, or for investigatory purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.

**Retention and disposal:** Local retention varies from 3 to 18 months At expiration of local retention, records are either destroyed by tearing, shredding, pulping, macerating or burning or transferred by the Air Force Accounting and Finance Center to the Denver Federal Records Center for a 10-year retention period. Destroyed by shredding. Back-up records for emergency reconstruction in the event of primary record destruction are retained by the Federal Records Center Annex GSA at Neosho MO. Destruction is by shredding.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD 3800 York Street Denver, Colorado, 80205 telephone area code 303/825-1161 ext 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requester should be able to provide sufficient proof of identity, such as name, social security account number, military status, duty status or place of employment or other information verifiable from the record itself.

**Record access procedures:** Request from individuals should be addressed to AFAFC/RMAD 3800 York Street Denver, Colorado, 80205 telephone area code 303/825-1161 ext. 6341. Information pertaining to geographically dispersed elements of the record system may be obtained from Documentation Managers at the applicable Air Force component listed in the Department of Defense Directory in the appendix to the Air Force system notice. Requester should be able to provide sufficient proof of identity, such as name, social security account number, military status, duty status or place of employment or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from automated system interfaces.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.
military pay information originating from telephone inquiries, telegraph messages and correspondence, information from federal agencies and other DoD components, information from Air Force installations, Major Commands and USAF Headquarters.

**Systems exempted from certain provisions of the act:** NONE

**F17730 0J ACFA**

**System name:** 17730 0J ACFA Supplemental military payroll system.

**System location:** At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Chanute, Keesler, Lackland, Lowry and Sheppard Air Force Bases only

**Categories of individuals covered by the system:** All basic military trainees at technical training centers

**Categories of records in the system:** Supplemental payroll money list-attached to pay vouchers, treasury checks, supplemental gain-pay cards, authorized casual payment cards and payment gum labels.

**Authority for maintenance of the system:** 10 USC 8014

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose-to pay basic military trainees until proper JUMPS user- furnished to trainees, local base, and AFAFC. The primary use of information collected includes, but is not limited to pay the trainee, report pay data to AFAFC and other Air Force and Department of Defense components, and update personal financial rec

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in vaults.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in automated files for six months. Then destroyed by tearing into pieces, shredding, pulping or burning.

**System manager(s) and address:** Director of Accounting and Finance, HQ ATC, Randolph Air Force Base Texas 78148.

Comptroller of the Air Force, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

address requests to Accounting and Finance Officers at each base - full name and social security number required

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F17730X0J ACFB**

**System name:** 17730X0J ACFB Lackland Entry Airmen Pay System (LEAPS)





**System location:** At accounting and finance offices at Air Force bases. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Lackland Air Force Base, TX

**Categories of individuals covered by the system:** Air Force active duty enlisted personnel.

Air Force Reserve personnel.
Air National Guard personnel.
basic military trainees (BMT)

**Categories of records in the system:** Categories- name,SSAN,financial pay data -BMT master record, record of travel payments,personal financial records

**Authority for maintenance of the system:** 10 USC 8014

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose- to pay personnel and updates jumps user - Air Force uses - to make cash payments or issue checks,make reports to other Air Force or Dept of Defense components

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.
Maintained on computer magnetic tapes.
Maintained on computer paper printouts.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force Director of Accounting and Finance, HQ ATC, Randolph Air Force Base Texas 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

address requests to Accounting and Finance officer, Lackland Air Force Base,Texas 78236- full name and SSAN required

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from financial institutions.

Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F17734 0EACYVA**

**System name:** 17734 0EACYVA United States Air Force Retired Pay System.

**System location:** At Air Force Accounting and Finance Center, 3800 York Street, Denver, CO 80205.

Denver Federal Archives and Records Center, building 48, Denver Federal Center, Denver, Colorado 80225. Records center annex, GSA, P.O. Box 141, Neosho, Missouri 64850 (back up storage only).

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force Reserve personnel.
Air National Guard personnel.
Retired Air Force military personnel.
Retired Air Force general officers.
Dependents of military personnel.
survivors of Air Force personnel.

**Categories of records in the system:** Records include, but are not limited to, retired pay and annuitant pay master files with supporting documentation relating to entitlements, deductions, collections and allotments. Supporting documents include but are not limited to the following retirement orders, retirement pay orders, gross pay statements, statements of employment, employees: withholding exemption certificates, records of emergency data, retired pay allotment authorizations, retirees: United States savings bond authorizations, Air Reserve Forces retirement credit summaries, divorce decrees, computation of retired pay, death certificates, claims for unpaid pay and allowances of deceased members, marriage certificates, adoption papers, guardian papers, birth certificates, election certificates for retired servicemans: family protection plan (RSFPP), election certificates for survivor benefit plan (SBP), documents pertaining to status of childrens: schooling, and income tax withholding statements. Also included are listings of bonds, allotments, retired pay and annuitant pay checks, debts owed the government and direct remittances made by retirees for the costs of the RSFPP and SBP plans, records from dependents of retired military personnel, correspondence related to retirement entitlements such as reports from hospitals and medical review boards, print-outs of members: active duty military pay accounts from the joint uniform military pay system.

**Authority for maintenance of the system:** 10 United States Code Chapters 61, 63, 65, 67, 69, 71, 73 and 79; 5 United States Code Chapter 83. 37 United States Code 101 et. Seq.; 38 United States Code 410

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of these records is to accurately and timely pay the retired members of the Air Force and their survivors; provide members periodic statements of pay; document and account for all disbursements and collections; and to respond to inquiries concerning the retiree and annuitant accounts. Records are used to establish, maintain and close retiree and annuitant pay accounts and prepare related reports; compute retired and annuitant pay and initiate actions for monthly pay and allotment transactions; casualty cases are established upon the death of a member and arrears of pay are computed and disbursed to survivors; upon the death of a retired member, RSFPP and/or SBP accounts are established and survival annuities are paid. Users of system record data include Headquarters US Air Force and the USAF Military Personnel Center for routine and special reports which are generally statistical in nature, but occasionally include lists of retirees with related pay data. Other users include, but are not limited to, any component of the Department of Defense for inquiries, audit and document utilization; other federal agencies such as the Internal Revenue Service for normal wage and tax withholding reporting, accounting, tax audits and levies; Comptroller General and the General Accounting Office for legal interpretations and audits. Disclosures are made to the Department of Justice for criminal prosecution, civil litigation or investigation; disclosures are made pursuant to the Freedom of Information Act. Information is supplied to state and local governments for use as follow-up data in welfare cases. Also, there is an automated interface with the joint uniform military pay system for data used to compute annuitant payments; checks are sent to banks for credit to the retiree:s and annuitant:s accounts and allotments are mailed to other financial institutions for uses such as insurance premiums and loan repayments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.
Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.
Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.
Records are stored in security file containers/cabinets.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.
Records are controlled by computer system software.



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**Retention and disposal:** The system contains differing types of records subject to varied periods of retention up to 56 years. Final destruction of records is by shredding. Records are maintained in the retired pay division office while active, and then retired to the Denver Federal Archives and Records Center. Duplicate records are maintained at the records center annex at Neosho, Missouri for storage. Destruction is accomplished by shredding or burning.

**System manager(s) and address:** Comptroller of the Air Force, Headquarters United States Air Force.

Director of Accounting and Finance, United States Air Force, Washington DC 20330 (USAF).

**Notification procedure:** Information as to whether the record system contains information on an individual may be obtained from AFAFC/RMAD, 3800 York Street, Denver, CO 80205. Telephone area code 303/ 825-1161 ext 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, duty station or place of employment, military status, military grade or other information verifiable from the record itself.

**Record access procedures:** Requests from individuals should be addressed to AFAFC/RMAD, 3800 York Street, Denver, CO 80205. Telephone area code 303/ 825-1161 ext 6341. The requester should be able to provide sufficient proof of identity, such as name, social security number, duty station or place of employment, military status, military grade or other information verifiable from the record itself.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from automated system interfaces.
Information obtained from a state or local government.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

also, record system sources of information include, but are not limited to, the following members: survivors, trustees of mentally incompetent members, guardians of survivors (children), the Military Personnel Center at Randolph Air Force Base, Texas, and other government agencies such as the Veterans Administration and the Social Security Administration.

**Systems exempted from certain provisions of the act:** NONE

**F17801 0HFREZA**

**System name:** 17801 0HFREZA Rome Air Developement Center(RADC) manpower resources expenditure system

**System location:** Rome Air Development Center(AC) Griffiss AFB NY 13441

**Categories of individuals covered by the system:** civilian and military personnel assigned to RADC

**Categories of records in the system:** personnel identification and job classification data

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to compile statistical reports and for support of manpower and cost accounting systems

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff, Research and Development, Headquarters United States Air Force; Comptroller, Rome Air Development Center, Griffiss Air Force Base, NY.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

or RADC/Department of Administration Griffis Air Force Base NY

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** obtain from individual and personnel record

**Systems exempted from certain provisions of the act:** NONE

**F17801 0HZHTVA**

**System name:** 17801 0HZHTVA Intergrated Management Information and Control System(IMICS)

**System location:** Foreign Technology Division (FTD)Wright-Patterson Air Force Base, Ohio 45433

**Categories of individuals covered by the system:** all personnel assigned to Foreign Technology Division (FTD)

**Categories of records in the system:** identification data-name-SSAN-address-security-access-grade

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** verify security clearances-manpower accounting-internal uses

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Foreign Technology Division (FTD), Wright-Patterson Air Force Base

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

FTD Director of Administration Wright-Patterson Air Force Base OH 45433

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual and verified from file.

**Systems exempted from certain provisions of the act:** NONE

**F17801 0KPNQSA**

**System name:** 17801 0KPNQSA student questionaire

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

Acm subsystems are located at the following locations Air War College (AWC) Air Command and Staff college (ACSC) Squadron Officers School(SOS) Maxwell AFB AL 36112

**Categories of individuals covered by the system:** All students attending AWC, ACSC, and SOS

**Categories of records in the system:** Questionaire including military data such as name,SSAN,grade age,flying data, education data,personal data and locator data

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Primary use is to gather statistical data for analysis by management analysis personnel, subsequent publication of data in AU quarterly program summary. Used by applicable PME school for locator and other administrative purposes





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Class desiginator and

Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Management Analysis at HQ USAF Submanager at each applicable school, AWC, ACSC, and SOS

**Notification procedure:** Requests should be addressed to the Director of Administration at the applicable school. Provide name, SSAN and class. May visit office of Director of Administration at the applicable school

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual student

**Systems exempted from certain provisions of the act:** NONE

**F17802X0OTAYZM**

**System name:** 17802X0OTAYZM Personnel Cost Accounting System (PCAS)

**System location:** Office of Plans and Management, Air Force Data Service Center (AFDSC) Pentagon, Washington D.C. 20330. Directorate of Systems Support, AFDSC,Pentagon, Washington, D.C. 20330. Directorate of OSD Systems, AFDSC, Pentagon, Washington, D.C. 20330. Directorate of Air Staff Programs and Operations Support Systems, AFDSC, Pentagon, Washington, D.C. 20330. Directorate of Automated Data Processing CADP Operatins, AFDSC/EO, AFDSC, Pentagon, Washington, D.C. 20330. Office of ADP Evaluation and Assistance, AFDSC, Pentagon Washington, D.C. 20330. Directorate of Air Staff Management & Special Support Systems, AFDSC, Pentagon, Washington, D.C. 20330.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** Records amount of time spent on various projects/tasks, administrative duties, leave, Temporary Duty(tdy), leave without pay(LWOP) and clerical time. Also records overtime and compensator time.

**Authority for maintenance of the system:** 10USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The PCAS system was established to provide information for management about manpower utilization in the Air Force Data Services Center. Anticipated users of the PCAS system: Commander, Air Force Data Services Center. Directors and Division Chiefs, Air Force Data Services Center. Functional analysts assigned to the office of Plans and Management, Air Force Data Services Center. Specifice uses of the PCAS data by all AFDSC management personnel and by the Commander include: Monitoring of manpower resources expended in support of automatic data processing (ADP) projects. Determining and validating requirements for additional manpower. Examining distribution of workload among the AFDSC directorates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on disks or drums.

Maintained on computer paper printouts.

**Retrievability:** Filed by Social Security Account Number (SSAN).

Filed by Military Service Number.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are controlled by computer system software.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, Air Force Data Services Center, Pentagon, Washington, D.C. 20330. Chief, Management Information Team, AFDSC, Pentagon, Washington, D.C. 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the individual.

**Systems exempted from certain provisions of the act:** NONE

**F18201 DAC A**

**System name:** 18201 DAC A Air Force Postal Directory File

**System location:** At Air Force postal and courier service activities. Official mailing addresses are in the Departmewt of Defense directory in the appendix to the Air Force's systems notice.

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Retired Air Force military personnel.
Retired Air Force general officers.
Contracting officers and representatives.
American Red Cross personnel.
Includes State Department Personnel.

**Categories of records in the system:** Directory cards for permanently assigned personnel, transient personnel, such as students at schools, temporary duty personnel who have departed for their place of duty, and individuals awaiting an assignment to another Air Force duty location.

**Authority for maintenance of the system:** Title 10 United States Code Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for forwarding and directorizing individual personal mail received by Air Force postal activities, and for assignment of individual mail boxes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for six months after reassignment, separation, or departure from the servicing postal activity, then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Director of Administration, Headquarters United States Air Force.

Washington D.C. 20330

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F18202 HC A**

**System name:** 18202 HC A Current Official Active Duty Chaplains Mailing List

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Headquarters Air University, Maxwell Air Force Base, AL 36112.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Current Official Mailing Address

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintenance of Current Official Active Duty Chaplain Mailing List

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Form is Destroyed after New Address Entered on Official Mailing List at AUIPD/HCX

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Senior Chaplain at New Unit of Assignment

**Systems exempted from certain provisions of the act:** NONE

**F19001 AA A**

**System name:** 19001 AA A Biographical Files

**System location:** At Office of the Secretary of the Air Force, Washington DC 20330.

**Categories of individuals covered by the system:** Military and civilian officials in Department of Defense (DoD) and Presential Appointees in Federal Government

**Categories of records in the system:** Contains official biographies released through DoD or White House

**Authority for maintenance of the system:** 10 USC 133

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Respond to requests for biographies of key officials

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in active files during official's incumbency and placed in inactive file after his departure

**System manager(s) and address:** Administrative Assistant to the Secretary of the Air Force

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F19001 OI A**

**System name:** 19001 OI A Official Biographies

**System location:** Biographies of active duty general officers and high-level civilian personnel of the Department of the Air Force: Command Services Unit (SAF/OIIC), Bolling Air Force Base, DC 20332 and at Internal Information Division, Secretary of the Air Force Office of Information, Room 5C941, The Pentagon, Washington DC, 20330. Record system segments or duplicated pertaining to active duty general officers may be found at the Office of Information.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Also at Air Force libraries, offices of air attaches to United States Embassies, Air Force sections of Military Assistance Advisory Groups and missions, unified activities and unified commands. Additional locations include the Air Force Chief Historian (AF/CHO), Washington, DC 20330; Assistant for General Officer Matters (DCS/P), Washington, DC 20330; and the Aerospace Historical Foundation, University of Kansas. Biographies of retired Air Force general officers are located at the Public Information Division, Secretary of the Air Force Office of Information (SAF/OIP), Room 4C922, The Pentagon, Washington, DC 20330, and at the Retired Activities Section, Assistant DCS/Personnel, Air Force Military Personnel Center (AFMPC/AFPMSDMI), Randolph Air Force Base, TX 78148. Biographies of key civilian employees of the Office of the Secretary of the Air Force and of Headquarters, United States Air Force, are located at the Director of Civilian Personnel 1143rd Support Squadron, Washington, DC 20330. Biographies of key civilian employees at subordinate organizational levels may be found at the office of the Director of Civilian Personnel.U

Biographies of Air Reserve general officers are at Headquarters USAF/REL, Washington, DC 20330. Record segments or duplicates may be found at the Office of Information.

At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Air Force Military Personnel Center (AFMPC/DPMYR), Randolph Air Force Base, TX 78148; Headquarters, Air Force Reserve (Commander and Information Office), Robins Air Force Base, GA 31098; Air Reserve Personnel Center (Commander and Information Office), 3800 York Street, Denver, CO 80205; Headquarters, Military Airlift Command (CSB), Scott Air Force Base, IL 62225; Secretary of the Air Force, Manpower and Reserve Affairs (MRR), Washington, DC 20330; the Reserve Forces Policy Board, Washington, DC 20330; and the offices of all Air Reserve general officers. Biographies of Air National Guard general officers are located at the National Guard Bureau, Washington, DC 20310. Records system segments of duplicates may be found at Department of the Army major divisions and installations.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Army readiness regions; the offices of Army Guard and Air National Guard Liaison Officers; the Aerospace Audio-Visual Service, Norton Air Force Base, CA 92404; the Office of the Secretary of Defense; the Office of the Secretary of the Navy; the Library of Congress; the Air Force Association; the Army Association; the Reserve Officers Association; Air Force libraries; the Air War College, the offices of all National Guard and Air National Guard general officers, and the offices of state Adjutants General. Specific addresses may be obtained from the National Guard Bureau. Biographies prepared under the official biographies program for key military and civilian personnel of other Air Force organizations may be found at the Office of Information.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** The Secretary of the Air Force, Under Secretary and assistant secretaries of the Air Force, Air Force general officers on active duty or retired, Air Reserve and Air National Guard general officers, Air Force personnel assigned as pilots to the Manned Space Program, and key military and civilian personnel at all Air Force organizations.

**Categories of records in the system:** Includes, but not limited to, summary of military service (including dates and locations of assignments and dates of promotions), military honors and awards, educational background, date and place of birth, marital status, name of spouse and family, and any additional personal information provided by the individual.

**Authority for maintenance of the system:** 5 USC 301





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Biographies are prepared to support the Air Force policy to keep its members and the public informed about the Air Force and its leaders. In their final form the biographies are considered published, 'public domain' material and may be released to any requester on an 'as needed' or 'as requested' basis. Biographies may be used as resource documents in preparing news releases or other public information material and are included in the official personnel records of all general officers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** No specific safeguards required.

**Retention and disposal:** For records of retired officers.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. For all other records.

Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI).

**Notification procedure:** Requests from individuals should be directed to Commander, Command Services Unit (SAF/OIIC), Bolling Air Force Base, DC 20332, Telephone: (202) 767-4527; for all biographies of active duty general officers and key civilians assigned to the Office of the Secretary of the Air Force or to Headquarters Air Force. Biographies for Air Reserve general officers at Headquarters USAF/REL; Air National Guard general officers at the National Guard Bureau, and retired officers from the Public Information Division (SAF/OIP), mailing addresses in the Department of Defense directory in the appendix to the Air Force's systems notice. All other biographies: Office of Information at the appropriate level.

**Record access procedures:** Individual-can obtain assistance from the Commander, Command Services Unit, the National Guard Bureau, Headquarters USAF/REL, Public Information Division (SAF/OIP) or the Office of Information at the appropriate level.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Subject to final review by the individual concerned before publication.

**Systems exempted from certain provisions of the act:** NONE

**F19001 OI B**

**System name:** 19001 OI B Biographies of Officers and Key Civilians Assigned to SAF/OI

**System location:** Secretary of the Air Force Office of Information (SAF/OI), Room 4D926, Washington DC 20330

**Categories of individuals covered by the system:** Officers and key civilians (grade GS-10 or higher) currently assigned to positions in the Secretary of the Air Force Office of Information and its component divisions.

**Categories of records in the system:** Biographical information including summary of military service, educational background, marital status and special interests.

**Authority for maintenance of the system:** 5 United States Code 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a ready reference of assigned personnel for the Director of Information, Office of the Secretary of the Air Force; used in preliminary personnel evaluations for reassignment within the Secretary of the Air Force Office of Information and throughout the Information field.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Office of the Secretary of the Air Force (SAF/OI)

**Notification procedure:** Requests for information should be addressed to the Executive, Secretary of the Air Force Office of Information (SAF/OI), Washington DC 20330, telephone (202) OX-55227. Personal visit may be made to the system location in room 4D926, The Pentagon, Washington DC.

**Record access procedures:** Individual can obtain assistance from the Executive, Secretary of the Air Force Office of Information, address as above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.

Information obtained from trade associations.

Information obtained from automated system interfaces.

Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F19001 SGI A**

**System name:** 19001 SGI A Biographies

**System location:** Office of the Special Assistant for Information to the Surgeon General, USAF, Forrestal Building, Washington DC 20314

**Categories of individuals covered by the system:** National Medical Consultants Selected key Air Force medical personnel Selected Department of Defense key personnel Selected key line officers

**Categories of records in the system:** Files contain biographical data submitted by individual concerned, news releases and newspaper clippings referring to promotions, awards and achievements of file subject.

**Authority for maintenance of the system:** Title 10, US Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information on which to base news releases or related public affairs activities. Secretary of the Air Force Office of Information to be used for their public information activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Records are permanent. They are retained in active file until the individual, if civilian, is no longer in the public spotlight or, if military, has retired from active duty. Records on selected military personnel are retained permanently as a matter of historical interest.

**System manager(s) and address:** Special Assistant for Information, Office of the Surgeon General, United States Air Force, Forrestal Building, Washington DC 20314

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0SGHLNA**

**System name:** 19001 0SGHLNA Biographical Data.

**System location:** Director of Administration, 321 Strategic Missile Wing, Grand Forks Air Force Base, ND 58201.

**Categories of individuals covered by the system:** Key staff Officers.

**Categories of records in the system:** Identification data, photo, aeronautical data, education, awards, Missile experience, and last five effectiveness ratings.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Commanders Information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 321 Strategic Missile Wing, Grand Forks Air Force Base, ND.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0SLWRCA**

**System name:** 19001 0SLWRCA Special Events Planning - Protocol Roster.

**System location:** Information Division (OI), 410 Bombardment Wing, K I Sawyer Air Force Base, MI 49843.

**Categories of individuals covered by the system:** Non-Air Force civilians.

**Categories of records in the system:** Individual entries on the list include name, business and home addresses and phone numbers, name of wife, description of positions in business or community, and affiliations with Air Force oriented civic organizations.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information collected as quick reference list for social planning and invitations to official functions. Used by Commanders and certain organizations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Information Division-01, 410 Bombardment Wing, K I Sawyer Air Force Base, MI 49843.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

Recommendations of Command sections.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0SLWRCB**

**System name:** 19001 0SLWRCB Biographical Files.

**System location:** Executive Office, 410 Bombardment Wing, K I Sawyer Air Force Base, MI 49843.

**Categories of individuals covered by the system:** Biographical sketches of key personnel of assigned units, such as Commanders, Vice and Deputy Commanders, and Squadron Commanders.

**Categories of records in the system:** Personal statistics, and photograph of individual.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for protocol and Command purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Wing Executive Officer, 410 Bombardment Wing, K.I.Sawyer Air Force Base MI.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0SLWRCC**

**System name:** 19001 0SLWRCC Distinguished Visitors Program Documention.

**System location:** Executive Office, 410 Bombardment Wing, K I Sawyer Air Force Base, MI 49843.

**Categories of individuals covered by the system:** All important visitors, both military and civilian.

**Categories of records in the system:** Summary of circumstances of visit.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For reference purposes when submitting reports to higher Headquarters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Wing Executive Officer, 410 Bombardment Wing, K I Sawyer Air Force Base, MI 49843.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0SMERMA**

**System name:** 19001 0SMERMA Commanders Crew Biographical Information File.

**System location:** Commander, 449 Bombardment Wing, Kincheloe Air Force Base, MI 49788.

**Categories of individuals covered by the system:** All assigned military aircrew personnel.

**Categories of records in the system:** Biographical information including name, crew number, rated specialty, nickname, type Aircraft experience, flying hours, education, marital status, names of dependents, hobbies and a picture of the individual.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a brief biography of each crew member for use by the Wing Commander, only, as an aid in counseling techniques and an aid in conducting interviews in a more personal manner.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

or removal from flying status.

**System manager(s) and address:** Commander, 449 Bombardment Wing, Kincheloe Air Force Base, MI 49788.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0TKWRDA**

**System name:** 19001 0TKWRDA Commander's Tapecutter File.

**System location:** 49th Tactical Fighter Wing/OI, Holloman Air Force Base, NM 88330.

**Categories of individuals covered by the system:** Personnel submitting complaints to tapecutter who choose to leave their name for a personal response.

**Categories of records in the system:** Complaints, answers and coordination sheets of tapecutter items.

**Authority for maintenance of the system:** 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected to allow for reexamination of action taken on complaints received, to evaluate the efficiency of the tapecutter and to show what types of complaints are received. Office of Information personnel only. To report to individuals on action taken concerning specific complaints.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in envelopes with base newspaper alibi copy.

**Retrievability:** Name or type of complaint.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Information Officer, 49th Tactical Fighter Wing, Holloman Air Force Base, NM 88330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Provide full name and type of complaint.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0TLFXJA**

**System name:** 19001 0TLFXJA Guest Lecturer Biographical Sketch File.

**System location:** USAF Special Operations School/EDTP/Academic Programming Section, Eglin AAF 9,FL 32544.

**Categories of individuals covered by the system:** Lecturers from state, federal, and foreign government agencies, active and military persons, teachers, journalists.

**Categories of records in the system:** Biographical sketches, photos.

**Authority for maintenance of the system:** 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Selection of lecturers and notice to attendees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 834 Tactical Composite Wing, Eglin Air Force Base, FL 32544.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** UmUSAF Special Operations School, Eglin AAF 9, FL 32544, telephone 884-7233.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** News media, local, state, and federal agencies.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0TLFXJB**

**System name:** 19001 0TLFXJB Biographical and Personal Data on Very Important Personnel.

**System location:** 834Tactical Composite Wing/CCE, Eglin AAF 9, FL 32544, Executive Officer and Protocol-Aide de Camp.

**Categories of individuals covered by the system:** Government and civilian personnel, active and retired military, members of business community, visiting celebrities.

**Categories of records in the system:** Biographical sketches, photos, financial and personal data.

**Authority for maintenance of the system:** 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for protocol visit planning, user - Commander, Protocol, and selected staff personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.



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**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commander, 834th Tactical Composite Wing, Eglin AAF.

**Notification procedure:** Requests should be sent to the Office of Protocol, 834th Tactical Composite Wing, address given, telephone (904) 884-7782. Requestor should furnish full name and verified signature. In person identification by drivers license or identification card.

**Record access procedures:** Address inquiries to Office of Protocol, 834 Tactical Composite Wing, Eglin AAF 9, FL 32544, telephone 884-7782.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** News media, local, state and federal agencies.

**Systems exempted from certain provisions of the act:** NONE

**F19001 0UMCBVA**

**System name:** 19001 0UMCBVA Biographical Files.

**System location:** United States Security Service (USAFSS/OI) San Antonio TX 78243.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Biographical information and photographs.

**Authority for maintenance of the system:** 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** News releases.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Information, Air Force Security Services, San Antonio, TX.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F19001 02 ALSA**

**System name:** 19001 02 ALSA Information Program Reference and Guidance Material

**System location:** 5010 Combat Support Group, Eielson Air Force Base, APO Seattle 98737.

**Categories of individuals covered by the system:** Civilian Civic Leaders in local area.

**Categories of records in the system:** Biographical information.

**Authority for maintenance of the system:** 44 USC, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Familiarize commander with distinguished visitor background nomination for Air Force and Department of Defense conferences.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** 5010 Combat Support Group Information Officer

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Send full name

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the individual

**Systems exempted from certain provisions of the act:** NONE

**F20002 0LAEAQA**

**System name:** 20002 0LAEAQA Raw Intelligence.

**System location:** Deputy Chief of Staff Intelligence United States Air Force Southern Command (USAFSO) APO NY 09825.

**Categories of individuals covered by the system:** Key us diplomatic personnel assigned to Latin AmericaDefense Attache (USDAO) key United States military group personnel in Latin America Flag Officers in the Canal Zone.

**Categories of records in the system:** Basic biographical data.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to brief the Commander in Chief, US Air Force Southern Command on biographical data on key United States officials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

Maintained as photographs.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff Intelligence HQ USAFSO

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

Department of State biographic register, foreign broadcast information service, public affairs office Quarry Heights Canal Zone, department of state airgrams, military personnel files , Defense Intelligence Agency Form 866, attache briography.

**Systems exempted from certain provisions of the act:** NONE

**F20002 05HCHLA**

**System name:** 20002 05HCHLA Operations Security File for Foreign Intelligence Collection Activities

**System location:** 7602 AINTELG/INOB, Ft Belvoir, VA 22060

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force civilian employees.
Former Air Force civilian employees.
Retired Air Force military personnel.
But primarily foreign nationals





**Categories of records in the system:** AFOSI Records of investigation and AFIS correspondence incidental to AFOSI investigations. Correspondence reporting incidents having security ramifications bearing on U.S. collection activities abroad. Studies of compromised U. S. intelligence collection projects abroad and correspondence thereto

**Authority for maintenance of the system:** 10 U.S.C. 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine internal 7602/AFIS reference materials used for internal orientation and study for object lesson guides for routine instruction to support operational security in U. S. foreign intelligence collection operations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until suspended, obsolete, no longer needed for reference, or on inactivation. Then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20002 05HCHLC**

**System name:** 20002 05HCHLC Events and Installation File

**System location:** 7602 AINTELG/INXE, Ft Belvoir, VA 22060 and AF Intelligence Service (AFIS/IND) Washington DC 20330

**Categories of individuals covered by the system:** Individuals having access to people, agencies, organizations, institutes, and companies in foreign countries of intelligence interest

**Categories of records in the system:** Occupational and travel information derived from Intelligence Reports, Visa Requests, Trip Reports, Open Source Documents, news media, and Trade and Professional Publications

**Authority for maintenance of the system:** 10 USC 8012, 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify potential source of positive foreign intelligence information

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Occupation, ethnic group, language capability

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained until no longer needed. Destroyed by conventional computer purge action

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20002 05HCHLD**

**System name:** 20002 05HCHLD Master Alpha Resource List (MARLA)

**System location:** 7602 AINTELG/INXE, Ft Belvoir, VA 22060 and AF Intelligence Service (AFIS/IND) Wash DC 20330

**Categories of individuals covered by the system:** Individuals having access to people, agencies, organizations, institutes, and companies in foreign countries of intelligence interest

**Categories of records in the system:** Occupational and travel information derived from Intelligence Reports, Visa Requests, Trip reports, Open Source Documents, news media, and Trade and Professional Publications

**Authority for maintenance of the system:** 10 USC 8012, 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify potential source of positive foreign intelligence information

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer magnetic tapes.

Maintained on roll microfilm.

**Retrievability:** Filed by Name.

Occupation, ethnic group, language capability

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained until no longer needed. Destroyed by conventional computer purge action

**System manager(s) and address:** Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20501 SPI A**

**System name:** 20501 SPI A Requests for Access to Classified Information by Historical Researchers

**System location:** SAF/0IPM Pentagon 4C-914 Washington DC 20330

**Categories of individuals covered by the system:** All persons outside the Executive Branch of the United States Government who request access to classified information for historical research purposes.

**Categories of records in the system:** Basic biographical data on the requestor, letters of requests, letters granting access or denial and statement signed by the requestor explaining the conditions governing access.

**Authority for maintenance of the system:** Title 10USC 8012, Title 44USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of the record is to determine the trustworthiness of individuals for whom access is requested, authorize or deny access based on this determination and prescribe locations, schedules and circumstances in which research may be conducted. Biographical data is disseminated to the Defense Investigative Service, the Department of Justice, the Air Force Office of Special Investigations and the Air Force Personnel Security Group.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Chief Magazine and Book Branch, Secretary of the Air Force, Office of Information.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Chief Magazine and Book Branch, Secretary of the Air Force, Office of Information. Written requests should be notarized. Personal visits require positive identification such as Military ID card, drivers license, SSAN, date of birth, etc.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from police and investigating officers.

Department of Justice.

**Systems exempted from certain provisions of the act:** NONE

**F20501 0SBAEYA**

**System name:** 20501 0SBAEYA Access Authorization.

**System location:** Director of Operations, 456 Bombardment Wing, Heavy, Beale Air Force Base, CA 95903

**Categories of individuals covered by the system:** All personnel requiring unescorted entry to command post.

**Categories of records in the system:** Name, grade, social security account number, organization, security clearance.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by duty controller to identify personnel granted access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Control Division, Directorate of Operations, 456 Bombardment Wing, Heavy.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F20501 0SBWKRH**

**System name:** 20501 0SBWKRH Access Records

**System location:** 97 Bomb Wing, director of Operations, Blytheville Air Force Base, AR 72315.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.

**Categories of records in the system:** List of names, social security account number, grade and security access authorized information.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Limit access to security area. Used by training devices branch staff only for screenting visitors to the controlled area.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are controlled by visitor registers.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Commander for Operations 97 Bomb Wing Blytheville Air Force Base AR

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F20501 0SPCZPA**

**System name:** 20501 0SPCZPA Area 7 Access Record

**System location:** At 22d Bombardment Wing, March Air Force Base, CA 92508.

**Categories of individuals covered by the system:** All military and civilian personnel with top secret security clearances who require access to the command post in the performance of their duties.

**Categories of records in the system:** Records of names, ranks, social security numbers, physical descriptions, and photographs.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by guards who grant access to command post.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are protected by guards.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Control Division, 22d Bombardment Wing, March Air Force Base, Ca 92508.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from security clearance documents.

**Systems exempted from certain provisions of the act:** NONE





**F20501 0UMCBVA**

**System name:** 20501 0UMCBVA compartmented Intelligence Access Roster

**System location:** USAFSS INS San Antonio TX 78243

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.

Air Force active duty enlisted personnel.

Air Force civilian employees.

Air Force Reserve personnel.

**Categories of records in the system:** Automated line entries.

**Authority for maintenance of the system:** 44 United States Code 3301; 10 United States Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To locate personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ USAFSS INS. San Antonio TX

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20503 DAI A**

**System name:** 20503 DAI A Nomination Files of Personnel Evaluated for Presidential Support Duties

**System location:** Primary System at the Personnel Security Group, Directorate of Administratio.

At Headquarters United States Air Force, Washington DC 20330. Decentralized Segments at major command headquarters, Directors of Security Police and at nominating units and Chiefs, Security Police for units and installations having a Presidential Support mission.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

Applicants nominated or assigned to authorized designated positions involving Presidential Support duties on either a full or part-time basis.

**Categories of records in the system:** Nomination Files include investigative reports of Special Background Investigation by the Defense Investigative Service and reports by other Federal investigative agencies, commander review letters, unit, installation and major command Security Police transmittal letters, medical evaluations and statements, statements by nominees, summaries and rationale and evaluations of investigative information, correspondence between the Personnel Security Group and Air Staff offices, the Defense Investigative Service, major commands, unit commanders, Chiefs Security Police, nominees, the Offices of the Secretary of the Air Force and the Office of the Military Assistant to the Special Assistant to the Secretary and Deputy Secretary of Defense, the office of the Military Assistant to the President and correspondence between nominating commanders, personnel, offices, medical facilities, nominees other units and unit and installation Chiefs, Security Police

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Nomination Files are collected to evaluate the background, character, suitability and qualifications of nominees being considered for selection to positions requiring regular or frequent contact with the President or access to Presidential facilities or modes of transportation. Files are reviewed and evaluated by staff members at each level in the selection process, from the unit commanders and nominating commanders to the unit or installation Chief, Security Police major command Directors of Security Police, by medical facility staff members, by the Personnel Security Group and other appropriate Air Staff Offices, by the Administrative Assistant to the Secretary of the Air Force and other appropriate offices of the Secretary of the Air Force, by the Office of the Military Assistant to the Special Assistant to the Secretary and Deputy Secretary of Defense and by the offices of the Military Assistants to President and Vice President. Each user reviews and evaluates the file in order to consider and justify recommendations and determinations of acceptability or nonacceptability of the nominee for selection to the position for which nominated.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records.

Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in vaults.

**Retention and disposal:** Upon completion of final favorable determination of selection, Nomination Files are destroyed by tearing into pieces, shredding, pulping, macerating or burning, and are replaced by Assignment Record Files. Nomination Files for personnel not selected are retained in the office of nonselection or at Headquarters, United States Air Force, Directorate of Administration, Personnel Security Group, Washington DC 20330 for one year after the date of nonselection, at which time they are destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Chief, Personnel Security Group.

Director of Administration, Headquarters United States Air Force. Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request should contain the full name, military or civilian grade, date of birth, position, unit and location to which nominated, and the date of nomination or nonselection.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.

Information obtained from educational institutions.

Information obtained from medical institutions.

Information obtained from the bureau of motor vehicles.

Information obtained from a state or local government.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

Investigative reports from Federal investigative agencies, military and civilian personnel records, military medical records, information and correspondence from military and civilian law enforcement and police agencies, units of proposed assignment, medical facilities, personnel offices, nominating unit commanders, installation and unit Security Police offices, major command staff offices, Air Staff offices, offices of the Secretary of the Air Force, the Office of the Military Assistant to the Special Assistant to the Secretary and Deputy Secretary of Defense, offices of the Military Assistants to the President and the Vice President, the Defense Investigative Service, other Federal agencies and offices of the Executive Legislative Branches.

**Systems exempted from certain provisions of the act:** NONE

**F20503 DAI B**

**System name:** 20503 DAI B Assignment Record Files for Personnel Selected for Presidential Support Duties



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**System location:** Primary System at the Personnel Security Group, Directorate of Administration.

At Headquarters United States Air Force, Washington DC 20330. Decentralized Segments at major command headquarters, Directors of Security Police and at units of assignment and unit and installation Chiefs, Security Police having a Presidential Support mission.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.

Individuals covered if assigned to authorized designated positions involving Presidential Support Duties on either a full or part-time basis.

**Categories of records in the system:** Assignment Record Files include letters of notification of selection and quarterly listings of all selected and assigned personnel and quarterly listings of selected and assigned personnel by unit, by major command.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assignment Record files are originated to locate, identify, control and administer individuals selected for assignment to Presidential Support duties, to identify and process individuals requiring update investigation, to process reassignments from one position to another in the program, to initiate assignment actions after final selection, to notify medical facilities, to prepare the quarterly listing of individuals selected and assigned to the program for submission to the Office of the Military Assistant to the Special Assistant to the Secretary and Secretary and Deputy Secretary of Defense, the Office of the Military Assistant to the President, to major commands, units and Security Police offices having a Presidential Support mission, for preparation of unescorted entry lists to Presidential aircraft, and for commanders' administration and management actions for completion of the Presidential Support mission. Assignment Record Files at echelons below Headquarters, United States Air Force, Personnel Security Group are merely duplicate copies of the file copy maintained at that location. File copies are retained at the Personnel Security Group to permit record access and to record the accountability of disclosures of the Nomination Files.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records.

Maintained in file folders.

Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in vaults.

**Retention and disposal:** Assignment Record Files for individuals are retained during the period of assignment or for five years, whichever is longer, as the disclosure accountability record, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Assignment Record Files in quarterly roster listing form are destroyed when superseded by the next quarterly roster by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Chief, Personnel Security Group.

Director of Administration, Headquarters United States Air Force. Washington DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Requests should contain the full name, military or civilian grade, date of birth, position, unit location and period of assignment.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Nomination files of personnel evaluated for Presidential Support Duties, and correspondence from the Office of the Military Assistant to the Special Assistant to the Secretary and Deputy Secretary of Defense, units, installation Security Police offices and major commands having a Presidential Support mission.

**Systems exempted from certain provisions of the act:** NONE

**F20503 DPCE C**

**System name:** 20503 DPCE C Security Case Files

**System location:** Primary system at the Central Clearance Group, Directorate of Civilian Personnel Decentralized segments at the Office of the Administrative Assistant to the Secretary of the Air Force (SAFAA), Installation Civilian Personnel Offices, Chiefs, Security Police, Defense Investigative Service (DIS)

At Air Force Office of Special Investigations, Washington DC 20314.

At Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Air Force civilian employees.

and applicants for Air Force civilian employment

**Categories of records in the system:** Files include investigative reports by the DIS, Air Force Office of Special Investigations (AFOSI) and other federal investigative agencies, commander review letters, medical evaluations, forms completed by subjects, designation of civilian positions as sensitive, position description, transmittal letters, rationale and evaluations of investigative information, correspondence between the Central Clearance Group and Air Staff offices, DIS, AFOSI, Installation Medical Facilities and SAFAA, visible card files, card files and notebooks

**Authority for maintenance of the system:** Title 5, US Code, Sections 7531-7533, Executive Order 10450

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security case files are originated to evaluate and determine security 0statistical analyses to determine consistency of decisions, decision trends and 1the effects of program changes over time acceptability of civilian employees or prospective employees of the Air Force. Files are reviewed and evaluated by installation commanders, civilian personnel offices, Security Police, medical facility staff members, the Central Clearance Group, other appropriate Air Staff offices and SAFAA. SAFAA maintains duplicate copies of favorable decisions to evaluate the effectiveness of the program and provide program guidance to the Central Clearance Group. Users review and evaluate the file in order to consider and justify recommendations and determinations of security acceptability or nonacceptability. SAFAA makes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records

Maintained in file folders.

Maintained in note books/binders.

Maintained in visible file binders/cabinets.

Maintained in card files.

**Retrievability:** Filed alphabetically by

Filed by Name. and retrieved by conventional indices

**Safeguards:** Files are

Records are stored in security file containers/cabinets.

Records are stored in safes. certified for protection of classified information up to the level of SECRET. All records are stored, processed, transmitted and protected as classified information.

Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

**Retention and disposal:** Upon completion of favorable determination, investigative portions are returned to AFOSI. File folders are retained in office files for two years after annual cutoff, then retired to Washington National Records Center, Washington, DC 20409, for permanent retention. Duplicate copies of approved decisions are maintained by SAFAA for four years and then destroyed. Note books, visible card files and card files are retained in Central Clearance Group office files

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

and executive secretary, Central Clearance Group, Directorate of Civilian Personnel, Headquarters United States Air Force, Washington DC 20314





**Notification procedure:** Executive secretary, Central Clearance Group and should contain full name, including any former names, date of birth and Social Security account number

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

the Air Forces rules and contesting and appealing initial determinations by the individual may be obtained from the Systems Manager

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Investigative reports from Federal Investigative Agencies, military and civilian personnel records, medical records

Information obtained from previous employers.
Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from an international organization.
Information obtained from a corporation.
Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. , personnel offices, installation commanders and Security Police offices, Air Staff offices, SAFAA, DIS, other federal agencies and offices of the executive and legislative branches

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20505 DAI A**

**System name:** 20505 DAI A Personnel Security Record Files

**System location:** Primary System at the Personnel Security Group, Directorate of Administration

At Headquarters United States Air Force, Washington DC 20330. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force systems notice. Decentralized System at the offices of assignment.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force Reserve personnel.

Air Force civilian employees.

And Air Force civilians applicants nominated or assigned to positions in the offices of the Secretary of the Air Force, the Air Staff and those supporting organizations under the security clearance authority of the Personnel Security Group.

**Categories of records in the system:** Files at the Personnel Security Group include requests for security clearance action; requests for investigations to meet special access requirements and to meet the requirements for security clearance and for assignment to sensitive or nonsensitive positions; medical records checks; personnel records checks; investigative forms; requests to investigative agencies; reports of investigation by Federal investigative agencies; correspondence between the Personnel Security Group and offices of assignment, medical facilities, personnel offices, investigative agencies, other Air Staff offices, offices of the Secretary of the Air Force and offices of assignment; Unfavorable Information Files; Special Security Files; Civilian Security Documents Folders; copies of records of personnel Security investigation and clearance; copies of access certificates, and those summaries, reviews and evaluations by management, supervisory and clearance granting officials used to determine eligibility of individuals for security clearance or eligibility for assignment to sensitive positions. Upon completion of all final actions and clearance and eligibility determination, copies of all investigative reports and documents no longer required to identify individuals and to record the actions taken are destroyed. Copies of the record of personnel security investigation and clearance are maintained at the Personnel Security Group and at the office of assignment during the period of assignment.

**Authority for maintenance of the system:** Title 10, United States Code, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are collected to evaluate the background, character and suitability of nominees and applicants for assignment to sensitive and nonsensitive positions in the offices of the Secretary of the Air Force, the Air Staff, and those organizations supporting these offices which are under the security responsibility of the Personnel Security Group, and are maintained to record security clearances, eligibility determinations and security actions taken for individuals during the period of assignment to these offices. Used to answer inquiries from other Air Force offices and agencies, and from investigative security and personnel representatives of all other Federal agencies concerning the position sensitivity, clearance status or eligibility for access of assigned individuals and the investigative basis for such determinations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records

Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Records are stored in vaults.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Civilian personnel files are replaced by the Civilian Security Documents Folder.

**System manager(s) and address:** Chief, Personnel Security Group

Director of Administration, Headquarters United States Air Force. , Washington, DC 20330.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request should contain full name, grade, date of birth and the name of the office or organization to which the individual is nominated or assigned.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Investigative reports from Federal investigative agencies, personnel and medical records, information and correspondence.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from police and investigating officers.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from witnesses.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth. Also from offices and organizations of assignment, personnel offices, Security Police offices, Air Staff offices, offices of the Secretary of the Air Force and other Federal agencies.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20505 DPPS D**

**System name:** 20505 DPPS D Air Force Security Program Cases

**System location:** At Office of the Secretary of the Air Force; Washington, D. C. 20330

At Headquarters United States Air Force, Washington DC 20330.
At Washington National Records Center, Washington DC 20409.

**Categories of individuals covered by the system:** Members or prospective military members of the United States Air Force (includes Air Force Reserve and Air National Guard) whose background information appears to be not in the interests of national security.



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**Categories of records in the system:** Cases not processed to Hearing Boards contain computerized printouts of a personnel record, recommendations of the Military Personnel Security Committee, approval/disapproval of Committee recommendations, instruments and correspondence carrying out approval, authority decisions, and correspondence to and from the individual's commander and the Security Committee. Personnel security investigations are contained in case files until the decision is made to not process the case to a Hearing Board. At the time of retirement of the case the investigative report is removed since the investigative agency maintains the record copy. Cases processed to a Hearing Board contain the above (including the investigative report), a transcript of the hearing, recommendations of the Hearing Board, correspondence to and from the individual and the Hearing Board, recommendations of the Personnel Council, Legal opinions of the Judge Advocate General and the General Counsel of the Air Force, correspondence to and from the individual and the Personnel Council, correspondence from the individual to the Secretary of the Air Force, the decision of the Secretary of the Air Force, and instruments and correspondence carrying out the decision. Index cards and case logs are maintained on each case to record receipt of the case and to document processing points in the case.

**Authority for maintenance of the system:** Title 10, United States Code - Armed Forces Chapter 803, Department of the Air Force, Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the initial file, which is not processed to a Hearing Board, is to determine if the information warrants discharge. Personnel assigned to Military Personnel Security Group perform administrative tasks in preparing the case for the Military Personnel Security Committee who evaluate the information and make recommendations on disposition of the case to either the Director of Personnel Programs, Air Force Military Personnel Center, the Deputy Chief of Staff, Personnel, the Administrative Assistant to the Secretary of the Air Force, or the Secretary of the Air Force for decisions on Committee recommendations. The Assistant Executive and Executive Officers of these offices perform administrative tasks in processing the case. In the instance of the Office of the Administrative Assistant to the Secretary, access to cases is limited to the Administrative Assistant, his Deputy, the Management Analyst, the Executive Officer, and two secretaries. Cases processed to Hearing Boards are used by the above for the described purposes and uses as well as a member of the Judge Advocate General's office, and the Office of the General Counsel of the Air Force for legal opinions, members of the Hearing Board (including the individual and his legal counsel), a Hearing Recorder, and an Attorney-Examiner with all others excluded from the Hearing). The purpose of the Hearing Board record is to evaluate the information and make recommendations to the Secretary of the Air Force for final disposition of the case. Hearing Board cases are processed to the Air Force Personnel Council for an impartial evaluation and recommendations to the Secretary for disposition of the case. Administrative personnel of the Council perform administrative tasks in processing the case. The purpose of the index card is to record receipt of cases received for consideration, dates processing actions are taken, and final determinations in cases. Upon request from selected personnel assignments officers, specific names of individuals being considered for sensitive assignments are screened through the index cards to determine if an adverse action was taken on the individual. Case logs is a roster of cases received and contain only name, Social Security Account Number (SSAN), and rank as a historical reference.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.
Records are stored in locked cabinets or rooms.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for one year after annual cut-off, transferred to a staging area for one additional year, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

SAF decision correspondence and retained in office files for one year after annual cut-off, then destoyed by tearing into pieces, shredding, pulping macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20505 SPI A**

**System name:** 20505 SPI A Personnel Security Clearance Investigation Records

**System location:** At National Personnel Records Center, Military Personnel Records, 9700 Page Boulevard, St. Louis, MO 63132.

At Air National Guard activities. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

At Air Force Reserve units. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

Records for active duty military personnel are maintained by Consolidated Base Personnel Offices (CBPO). Records for civilian employees are maintained by the installation Chief of Security Police; they may also be maintained by Consolidated Civilian Personnel Offices (CCPO) if that record is the only evidence that investigative requirements for a particular position have been completed. For individuals who hold commissions or Reserve commitments in the Air Force Reserve, a copy of the clearance record is also maintained by Air Reserve Personnel Center (ARPC). Records for military personnel separated into a Reserve component are located at the Air Reserve Personnel Center or at State National Guard Headquarters.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Air Force Academy cadets.
American Red Cross personnel.
Employees of defense contractors

**Categories of records in the system:** System includes a statement of personal history; documentation requesting personnel security investigations and/or security clearances, to include a check of installation medical, personnel, and police records; documentation recording favorable investigations and/or recording level of security clearance granted.

**Authority for maintenance of the system:** Executive Orders 9838; 10450; 11652; Title 10USC 8012; Title 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to request and record personnel security investigations and clearances. Biographical data from personal history statement is disseminated to the Defense Investigative Service when requesting personnel security investigations. Information may also be disseminated to the Justice Department (FBI), law enforcement agencies, or other DOD components in the course of requesting and conducting personnel security investigations. Records may be used to verify completion of investigations and are the basis for granting access to classified information and for unescorted entry to specifically designated restricted areas. Information may be used for assignment action if a specific level of clearance or a particular type of investigation is required in the assignment.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on computer magnetic tapes.
Maintained on disks or drums.
Maintained on computer paper printouts.
Maintained on magnetic cards.
Maintained on roll microfilm.
Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are controlled by computer system software.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Records on military personnel who separate into a Reserve component or have a Reserve commitment are retained until commitment is fulfilled, then retired to the National Personnel Records Center. Records of personal history statements on civilian employees and on military personnel who do not have a Reserve commitment are retained in office files until separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Records of security clearance/investigation on civilian employees and on military personnel who do not have a Reserve commitment are retained in office files for two years after separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. The request for investigation/ clearance is usually destroyed when clearance action is completed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation Chief of CBPO or CCPO (as applicable); installation Chief, Security Police; Director, National Personnel Records Center; Chief, Air Reserve Personnel Center; Adjutants General of State National Guards.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Write or visit the Air Force installation where currently assigned or employed or the installation where separated, if applicable. Written requests must be notarized; personal visits require positive identification. Provide full name, SSAN, and military/civilian status. Former military member or civilian employee must also provide approximate date (month and year) when Air Force affiliation ceased.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F20505 SPI B**

**System name:** 20505 SPI B Personnel Security Access Records

**System location:** Records are normally located at organizational units where individuals are currently assigned or employed. They may be located at offices of installation Chiefs of Security Police and for non-immigrant aliens at headquarters of major commands and major subordinate commands or at the National Personnel Records Center, Military Personnel Records, 9700 Page Blvd, St Louis, Mo., 63132, or Civilian Personnel Records, 111 Winnebago St., St Louis, Mo. 63118. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's Systems Notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Air Force Academy cadets.
Senior and Junior Air Force Reserve Officers.
American Red Cross personnel.
Exchange Officers.
Foreign nationals.

**Categories of records in the system:** System includes documentation requesting, granting and terminating access to classified information.

**Authority for maintenance of the system:** EO 9835; EO 10450; EO 11652 Title 10USC 8012, Title 44 USC 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used to record level of security clearance and level of access to classified information that has been authorized. Information is used by commanders, supervisors, and security managers to insure that individuals who receive classified information have been properly investigated, cleared, have a definite need-to-know, and have been properly debriefed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.
Maintained in visible file binders/cabinets.
Maintained in card files.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

(Exception: Records on non-immigrant aliens are retained for two years after termination of access or employment, then destroyed, as above.) Security Termination Statements are retired one year after termination of service or employment to the National Personnel Records Center, Military Personnel Records, 9700 Page Blvd, St Louis, Mo 63132, or Civilian Personnel Records, 111 Winnebago St, St Louis, Mo, 63118. Records indicating that access to classified information has been withdrawn for cause are forwarded to installation Chief of Security Police for disposition.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Commanders of organization units and the Director, National Personnel Records Center, Military PersRecords, 9700 Page Blvd, St Louis, Mo 63132 or Civilian Personnel Records, 111 Winnebago St, St Louis, Mo 63118.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Write or visit the organizational unit where currently assigned or employed. Written requests must be notarized; personal visits require positive identification. Provide full name, SSAN, and military rank or civilian rating.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from medical institutions.

Information obtained from police and investigating officers.



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Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F20505 SPI C**

**System name:** 20505 SPI C Special Security Files

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Force installations

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Air National Guard personnel.
Air Force Academy cadets.
American Red Cross personnel.

**Categories of records in the system:** System contains reports of investigation which are exempt under the 'Privacy Act of 1974.' It also contains these items, which are not exempt: correspondence relating to transmission and/or retention of the file; summaries of significant unfavorable information if not included in a report of investigation or in other official records; access authorization certificates; documentation requesting and recording personnel security investiations and/or clearances; medical reports if not maintained by installation medical facility.

**Authority for maintenance of the system:** Title 10USC 8012; Title 44USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Special Security File system is designed to alert officials who are responsible for granting clearances, authorizing access, and granting unescorted entry to restricted areas to the existence of information, which, from a security standpoint, may be potentially disqualifying and to establish procedures for timely investigative action. Records in the system are used by security clearance granting officials, by unit and installation commanders, and by legal, medical, personnel, security police, and other staff officials. Security clearance granting or denying a security clearance and for determining appropriate administrative action. Security police officials maintain the records, and conduct, in coordination with the individual's immediate commander, reviews to assure that investigative or administrative inquiries are progressing on a timely basis. Security police officials may refer portions of the record to investigative agencies, including the Defense Investigative Service, for further inquiry. Legal, medical, security police, personnel, and other staff officials use the records to provide installation commanders with opinions on disposition of individual cases. Unit commanders may use the records as the basis for granting or denying an individual access to classified information or unescorted entry to specifically designated restricted areas. Personnel officials may use the records as the basis for determining administrative actions such as reassignment, separation, etc.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

Records are stored in security file containers/cabinets.
Records are stored in safes.
Records are stored in vaults.
Records are stored in locked cabinets or rooms.
Records are protected by guards.
Records are controlled by personnel screening.
Records are controlled by visitor registers.

**Retention and disposal:** Records that contain information determined not disqualifying from a security standpoint are retained for one year (one month for duplicates at numbered Air Forces or higher), then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Records upon which unfavorable action is taken (denial of clearance or access, assignment to non-sensitive position, separation,etc.) are retained until individual is separated. If individual has no known Reserve commitment, a record of any unfavorable information will be retained for two years, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. If individual has a Reserve commitment, the records will be retained until commitment is fulfilled, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Security Police, Headquarters United States Air Force.

Installation commanders, installation Chiefs of Security Police, Chief, Air Reserve Personnel Center.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Write or visit the installation where currently assigned or employed, or, if applicable, where separated. Written requests must be notarized; personal visits require positive identification. Provide full name, SSAN, military rank or civilian rating.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from financial institutions.
Information obtained from educational institutions.
Information obtained from medical institutions.
Information obtained from trade associations.
Information obtained from police and investigating officers.
Information obtained from the public media.
Information obtained from the bureau of motor vehicles.
Information obtained from a state or local government.
Information obtained from a corporation.
Information obtained from witnesses.
Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F20505 0QVDYDA**

**System name:** 20505 0QVDYDA Clearence Certificate Records

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

and operating locations

**Categories of individuals covered by the system:** All military and civilian personnel.

**Categories of records in the system:** Name grade social security account number (SSAN) unit and date of training

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Document required training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are accessed by commanders of medical centers and hospitals.

open storage

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Installation Director of Security.





**Notification procedure:** Address requests to sysmanager. Requires full name and SSAN.

**Record access procedures:** Contact sysmanager or duty section at installation.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Completion of training subjects.

**Systems exempted from certain provisions of the act:** NONE

**F20505 0UMCBVA**

**System name:** 20505 0UMCBVA Security records behavioral data reports

**System location:** 6960 Air Base Squadron, Security Police San Antonio TX 78243

**Categories of individuals covered by the system:** Army, Navy and Marine Corps active duty military personnel.

Air Force active duty officer personnel.
Air Force active duty enlisted personnel.

**Categories of records in the system:** Behavioral data reporting records.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Unit commanders.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Destroy 90 days after transfer or separation except when trans fer within command.

Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** 6960Air Base Squadron

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F21101 0UMCBVA**

**System name:** 21101 0UMCBVA Family Services Volunteer of Year.

**System location:** Director of Personnel (DP) Headquarters United States Air Force Security Service San antonio TX 78243

**Categories of individuals covered by the system:** Individual by name.

**Categories of records in the system:** Biographical data accomplishments photos.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Government use

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel Services.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual input.

**Systems exempted from certain provisions of the act:** NONE

**F21201XOBXQPCA**

**System name:** 21201XOBXQPCA Historical Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Air Force active duty enlisted personnel.
Air Force Academy cadets.

**Categories of records in the system:** Historical rosters of cadet wing, cadet class rosters, files of orders, grade lists contained in historical course materials, athletic squad rosters.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By faculty, staff and cadets working on history and operation of the Academy. No name index is provided to any of these rosters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on roll microfilm.

**Retrievability:** No direct name access is available from a library catalog. Individual would have to know his name is in a particular roster.

**Safeguards:** Publications are not available when staff of branch is not present.

**Retention and disposal:** Permanent Library Collection, USAF Academy Library, USAF Academy, CO 80840.

**System manager(s) and address:** Director of Academy Libraries. US Air Force Academy Co.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Materials generated by Superintendent, Dean of Faculty agencies, Commandant of Cadet agencies, Director of Athletics, Registrar, Staff agencies.

**Systems exempted from certain provisions of the act:** NONE

**F21201XOBXQPCB**

**System name:** 21201XOBXQPCB Picture and Roster Index

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Academy personnel and cadets

**Categories of records in the system:** Index by name to persons in historical photographs and on official officer rosters.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify an individual with his period of service at the Academy and his connection with historic Academy events as recorded in photographs, biographical data if USAFA Form 040 is supplied.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

Maintained as photographs.

**Retrievability:** Card catalog by individual's name is maintained.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Catalog is not available when staff of branch is not present.

**Retention and disposal:** Permanent Library collection, USAF Academy Library, USAF Academy, CO 80840.

**System manager(s) and address:** Director of Academy Libraries. US Air Force Academy Co.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.



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**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Card catalog is prepared manually by Library personnel from photograph identification captions and officer rosters.

**Systems exempted from certain provisions of the act:** NONE

**F21201XOBXQPCD**

**System name:** 21201XOBXQPCD Faculty, Staff, Graduate Writing File

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Faculty, Staff and Graduates of USAF Academy

**Categories of records in the system:** Dissertations, theses, books, articles, published reports furnished by individual concerned.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Publication collection is a traditional library function to indicate scholarly achievements of an institute of higher education, for use in accreditation reports, and as a central reference resource.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Library Shelves

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Catalog is not available when a member of the branch staff is not present.

**Retention and disposal:** Permanent Library collection, USAF Academy Library, USAF Academy, CO 80840.

**System manager(s) and address:** Director of Academy Libraries. US Air Force Academy Co.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Card catalog is prepared manually by Library personnel from historical materials and reports.

**Systems exempted from certain provisions of the act:** NONE

**F21201XOBXQPCC**

**System name:** 21201XOBXQPCC Name Index of Board and Committee Members

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Members of boards and committees associated with Academy operations (Board of Visitors, General Officer Advisory Committee, etc.)

**Categories of records in the system:** Index by name, dates of service on each board or committee. No other data on individual maintained in this record.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify an individual's service on official Academy boards and committees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Card catalog by individuals name is maintained.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Catalog is not available when staff of branch is not present.

**Retention and disposal:** Permanent Library collection, USAF Academy Library, USAF Academy, CO 80840.

**System manager(s) and address:** Director of Academy Libraries. US Air Force Academy Co.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Publications are supplied by individuals concerned.

**Systems exempted from certain provisions of the act:** NONE

**F21301 DPMSS A**

**System name:** 21301 DPMSS A Air Force Educational Assistance Loans

**System location:** At Air Force Military Personnel Center, Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** 1961, 1962 and 1963 dependents of active duty Air Force military members who received educational assistance loans.

**Categories of records in the system:** Files contain loan agreement documents made with loan recipients, related documentation between Air Force Military Personnel Center (AFMPC/Executive Secretariat/Air Force Welfare Board (DPMSS)) and college/university registrars, retained copies of documents and correspondence received from or sent to loan recipients; and individual ledger cards reflecting accounting data.

**Authority for maintenance of the system:** Title 10, United States Code Chapter 803 Department of the Air Force, Section 8012; Title 5, United States Code, Chapter 3, Powers Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine use of the records occurs when the responsible official reviews such for the purpose of loan follow-up action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Files are retained until paid in full at which time the original loan agreement is returned to the loan recipient.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph Air Force Base, Texas 78148.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Original loan agreements generated by the loan recipient; correspondence received from or sent to loan recipients; certifications from college/university registrars as to receipt of payment for tuition, school supplies and other educational expenses.

**Systems exempted from certain provisions of the act:** NONE

**F21301 0J DP A**

**System name:** 21301 0J DP A Completion of courses/degrees under operation bootstrap

**System location:** Headquarters Air Training Command (ATC) Deputy Chief of Staff for Personnel (DCS/P) and base education office at each Air Force Base

Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All ATC personnel completing courses/degrees under bootstrap

**Categories of records in the system:** Individual military records containing educational data

**Authority for maintenance of the system:** 44 USC 3101





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data for approval/disapproval of bootstrap request

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by other identification number or system identifier.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ ATC DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F21301 0J DP B**

**System name:** 21301 0J DP B education levels of air force military personnel

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel (DCS/P)

**Categories of individuals covered by the system:** All ATC personnel who are non high school graduates

**Categories of records in the system:** Listing of educational data for non high school graduates

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses listing to monitor high school completion program

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ ATC DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

**Systems exempted from certain provisions of the act:** NONE

**F21301 0J DP C**

**System name:** 21301 0J DP C education services test control Officers

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) and base education office

**Categories of individuals covered by the system:** Individuals responsible for monitoring test material

**Categories of records in the system:** All ATC base test control Officers

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to identify base test control Officers

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ ATC DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F21301 0J DP D**

**System name:** 21301 0J DP D predischarge education program certifying Officers

**System location:** Headquarters Air Training Command(ATC) Deputy Chief of Staff for Personnel(DCS/P) and base education office

**Categories of individuals covered by the system:** Individuals responsible for certifying predischarge education

**Categories of records in the system:** All ATC base test certifying Officers

**Authority for maintenance of the system:** 44 USC 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCS/P uses data to identify base test certifying Officers

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Stored in locked building

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ ATC DCS/P Randolph Air Force Base TX 78148

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F21306 0SPCZPA**

**System name:** 21306 0SPCZPA Individual Class Record Form

**System location:** Building 441, Education Office, 22 Combat Support Group (22CSA), March Air Force Base, CA 92508.



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**Categories of individuals covered by the system:** Military and civilian personnel who are enrolled in educational programs conducted on base.

**Categories of records in the system:** Identifies courses, sources of funding, tuition payments.

**Authority for maintenance of the system:** 10 United States Code 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by educational services personnel to compile reports, to expedite return of borrowed books or equipment, and to control tuition payments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

Course title.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until classes are completed or until borrowed materials are returned and all monies are paid. Then destroyed by tearing into pieces, shredding, pulping, macerating or burning.

**System manager(s) and address:** Chief, Education Branch, 22d Combat Support Group, March Air Force Base, ca 92508

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individuals.

**Systems exempted from certain provisions of the act:** NONE

**F21401 0KPNQSA**

**System name:** 21401 0KPNQSA Pupil Registration and Cummulative Record Cards.

**System location:** Maxwell Elementary School (DPESS) Maxwell Air Force Base AL 36112

**Categories of individuals covered by the system:** Dependents of military personnel.

**Categories of records in the system:** Record cards and cumulative records on pupil progress

**Authority for maintenance of the system:** Section 6, Public Law 874, 64 Statute 1104, amended by 20 USC 241

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain contact with parents to report to them on pupil progress, problems and other matters. Also to report to schools where students may be transfered. Pupil records are used by only professional school staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained permanently.

**System manager(s) and address:** Superintendent-principal Maxwell Elementary School Maxwell Air Force Base AL 36112

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Full name of requesting individual. May visit office of system manager and give full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Maxwell Air Force Base AL 36112

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Parents, teachers and pupil.

**Systems exempted from certain provisions of the act:** NONE

**F21401 0RKNMDA**

**System name:** 21401 0RKNMDA Personnel Movement Program

**System location:** At Headquarters, Pacific Air Forces, (PACAF) Directorate of Dependents Schools APO San Francisco 96553 at Office Of Dependents Education (OODE) 1400 Wilson Boulevard Rosslyn VA 22209

**Categories of individuals covered by the system:** Teachers and administrators in the Pacific area dependents schools.

**Categories of records in the system:** administrator's statement of intent teacher's statement of intent, application for position with District of Columbia school system, reemployment agreement, application for extended leave without pay, merit promotion application, inter area transfer request, point system determination for inter area transfer program, intra area transfer request, point system determination for intra area transfer program, record of Department of Defense overseas teaching experience, certification of teacher whose spouse is also employed teacher, eligibility certification, civilian personnel office certification, merit promotion register.

**Authority for maintenance of the system:** Section 12(b)(2) of Executive Order 11491 as amended by Executive Order 11616 and Executive Order 11838.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** purpose: to evaluate an application for either inter area or intra area transfer of Department of Defense teachers and administrators in the Pacific area. Category of user: PACAF Directorate of Dependents Schools, OFfice OF Dependents Education (OODE). USE: collection of information to determine ranking of applications by education background, work experience and transfer point seniority for filling vacancies in the DoD dependents schools system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in visible file binders/cabinets.

**Retrievability:** by position categories, transfer points, quality ratings.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** assistant Director for Personnel Headquarters, Pacific Air Forces/DPN APO 96553

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Information required from individual: full name and school district. Headquarters, Pacific Air Forces/DPN APO 96553. No proof of identity required.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Or to appropriate district superintendent.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice. Also in the DoD dependents schools directory on file in each DoD dependent school.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** immediate supervisor or base civilian personnel officials.

**Systems exempted from certain provisions of the act:** NONE

**F21401 0SBAEYA**

**System name:** 21401 0SBAEYA Nursery Attendance Sheet

**System location:** Base nursery 9 Combat Support Group Beale Air Force Base, CA.

**Categories of individuals covered by the system:** Parents and dependents who utilize the base nursery.





**Categories of records in the system:** Name, grade, organization, phone, address of parent and name, age of dependent.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record daily attendance, and emergency contact of parents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Manager base nursery, 9 Combat Support Group, Beale Air Force Base, CA.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from parents.

**Systems exempted from certain provisions of the act:** NONE

**F26501 HC A**

**System name:** 26501 HC A Non-Chaplain Ecclesiastical Endorsement Files

**System location:** Records maintained at the Office of the Chaplain for the installation where employed. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** Civilians authorized to function as Lay Leaders or Auxiliary Chaplains

**Categories of records in the system:** Certification from religious denomination that the individual is qualified to function as Lay Leader or Auxiliary Chaplain.

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determining qualifications of individuals to serve as Lay Leader or Auxiliary Chaplain

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Returned to issuing denomination if requested

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Request access from Senior Installation Chaplain

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Denominational Agency Endorsing Individual to function

**Systems exempted from certain provisions of the act:** NONE

**F26501 HC B**

**System name:** 26501 HC B Chaplain Personnel Roster

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At Air Reserve Personnel Center, 3800 York Street, Denver, CO 80205.

At headquarters of the major commands and separate operating agencies. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force civilian employees.

Air Force Reserve personnel.

Air National Guard personnel.

**Categories of records in the system:** Organization and Station, Manpower Authorization records, statistical grade codes, Air Force speciality codes, Name, Social Security Account Number, Current Rank, Date of Current Rank, Religious Denomination Code Symbol, Date of Separation or Service Commitment, Date of Birth, Effective Date of Current Assignment.

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Insuring Adequate Manning of Reserve, Air National Guard, and Civilian Auxiliary Authorizations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in note books/binders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Request for Access may be made to the Major Command Chaplain of the nearest major command.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from automated system interfaces.

Information obtained from individuals.

**Systems exempted from certain provisions of the act:** NONE

**F26501 HC C**

**System name:** 26501 HC C Directory of Active Duty and Retired Chaplains

**System location:** Primary Location: Chief of Chaplains, Headquarters United States Air Force, Washington DC 20330. Decentralized Location: At offices of each Active Duty and Retired Chaplain. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's system notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

Retired Air Force military personnel.

All Air Force active duty and retired chaplains.

**Categories of records in the system:** Name, Current Mailing Address, Home State, Religious Denomination

**Authority for maintenance of the system:** Title 10 USC 8012 and Title 10 USC 8034

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Chaplains as a Ready Reference in Referring Counselees to other Chaplain Counselors by Name.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.



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**Safeguards:** Each Chaplain listed in the Directory has access as custodian of the record system stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Active Duty Addresses from Assignment Action Documents at Headquarters, United States Air Force; Retiree Addresses from individual retirees.

**Systems exempted from certain provisions of the act:** NONE

**F26501 02 ALSA**

**System name:** 26501 02 ALSA Religious Education Registration and Attendance Records

**System location:** At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force civilian employees.
Air Force Reserve personnel.
Retired Air Force military personnel.
Dependents of military personnel.
And civilians from surrounding communities who desire to participate

**Categories of records in the system:** Contains personal data and other information relative to educational or training needs by age group, individual faith group, or denomination.

**Authority for maintenance of the system:** 10 USC, Section 8067(H), Armed Forces - Air Force - Designations of Officers to Perform Certain Professional Functions.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide data on religious education training or needs by faith group, denomination, religious sect, or similar organizations. Used by Chaplains, Chapel management personnel, lay and salaried personnel in a supervisory position to determine educational or training needs by area, level, age group, type of training, individual faith group or denominational training needs. To determine and develop programs in interpersonal relationship, social, spiritual, humanitarian welfare that meet the needs of the community being served. To record attendance as necessary, training accomplished, functional participation and spiritual growth.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are controlled by personnel screening.

**Retention and disposal:** Retained in office files until reassignment or separation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Senior supervisory Chaplain at each Alaskan Air Command Chaplain activity. Chief of Chaplins, HQ USAF, Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** From individual.

**Systems exempted from certain provisions of the act:** NONE

**F26501XHC A**

**System name:** 26501XHC A Records on Baptisms, Marriages and Funerals by Air Force Chaplains

**System location:** At Washington National Records Center, Washington DC 20409.

1955 to 1958 Records Group Modern Military Branch, Military Archives Division, National Archives Service, Washington, D.C. 20408, 1949 to 1955 Records Group

**Categories of individuals covered by the system:** Military and Civilian Personnel, Marriages, Military and Dependent Personnel, Baptisms, Military and Dependent Personnel, Funerals

**Categories of records in the system:** Record of Baptisms, Marriages and Funerals Performed by Air Force Chaplains

**Authority for maintenance of the system:** 44 USC 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records of Rites Performed by Air Force Chaplains Used to Verify Rites Performed for Individuals

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Indefinite Retention 1955 to 1958 Washington National Records Center, Washington, D.C. 20409, Year Group 1949 to 1955 Retained at Modern Military Branch, Military Archives Division, National Archives Service, Washington, D.C. 20408, System Discontinued after 1958

**System manager(s) and address:** Chief of Chaplains, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information from Individuals and Air Force Chaplains Reporting Rites.

**Systems exempted from certain provisions of the act:** NONE

**F26501XOBXQPCA**

**System name:** 26501XOBXQPCA Cadet Religious Information Card

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Religious affiliation, background and religious interests.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Identify incoming Fourth Class Cadets religious affiliation, religious background data and religious interests. Cadet Chaplains use this information to organize cadet lay participation as ushers, choir members, lay readers, lectors, commentators, and religious education teachers. Cadet Chaplains and Chapel Managers assigned to the Air Force Academy Cadet Chaplain's Office use this information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in offices for one year after graduation and then destroyed by tearing into pieces.





**System manager(s) and address:** Air Force Academy Command Chaplain

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from individual cadet.

**Systems exempted from certain provisions of the act:** NONE

**F26501XOBXQPCB**

**System name:** 26501XOBXQPCB Cadet Counseling Interview Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** System records counseling session information.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Establish a system for Cadet Chaplains to maintain a record of numerous counseling sessions with cadets. Provides the Cadet Chaplain with a record of counseling session instead of relying only on his memory/Air Force Academy Cadet Chaplains.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in card files.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Longer required it for information.

**System manager(s) and address:** Air Force Academy Command Chaplain.

**Notification procedure:** See Exemption

**Record access procedures:** See Exemption

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** See Exemption

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F40-1-7 FZHTVA**

**System name:** 40-1-7 FZHTVA Air Force Logistics Command (AFLC) Supergrade Information File.

**System location:** Directorate of Civilian Personnel, Headquarters AFLC, Wright-Patterson Air Force Base, Ohio.

**Categories of individuals covered by the system:** AFLC personnel grade GS 16 and above.

**Categories of records in the system:** Picture, biography, grade, series, organization, location, primary specification number (PSN), approval date, SCD, date of birth, date assigned, veterans status, education level, name, title.

**Authority for maintenance of the system:** Title 5 United States Code Section 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preclude gathering each time needed. AFLC justify retention of PSN, provide biographical information to question.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Binder.

**Retrievability:** Name, Grade, Organization.

**Safeguards:** File Cabinet.

**Retention and disposal:** One year after incumbent leaves position.

Records are then destroyed by tearing into pieces, shredding, macerating, pulping or burning.

**System manager(s) and address:** Director of Civilian Personnel, Headquarters, AFLC Wright-Patterson Air Force Base, Ohio

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** HQ AFLC Office of Information, Civilian Personnel Statiscal Accounting System E201.

**Systems exempted from certain provisions of the act:** NONE

**F40-2-2 FZHTVA**

**System name:** 40-2-2 FZHTVA E246 Civilian Skills Locator System.

**System location:** Oklahoma City Air Logistics Center (ALC) Civilian Personnel Office. Ogden ALC Civilian Personnel Office. San Antonio ALC Civilian Personnel Office. Sacramento ALC Civilian Personnel Office. Warner Robins ALC Civilian Personnel Office. 2750 Air Base Wing, Wright-Patterson Air Force Base, Civilian Personnel Office.

**Categories of individuals covered by the system:** All civilian personnel serviced by each ALC Civilian Personnel Office.

**Categories of records in the system:** Past and present skills of individual civilian employee.

**Authority for maintenance of the system:** Title 5 US Code Section 3301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** AFLC ALC Civilian Personnel Offices, Headquarters United States Air Force, Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

Maintained on microfiche.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Two years or date of last Civil Service Commission inspection at each Air Logistics Center, Wright-Patterson Air Force Base.

**System manager(s) and address:** Director of Civilian Personnel Headquarters Air Force Logistics Command Civilian Personnel Officers

**Notification procedure:** Sysmanager, full name, SSAN, each ALC Civilian Personnel Office, HQ AFLC. AFLC Form 80M for personal visits.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Official Personnel Folder.

**Systems exempted from certain provisions of the act:** NONE

**F40-3-4 FZHTVA**

**System name:** 40-3-4 FZHTVA LOG-DP A 7303 Apprentice Training Report.

**System location:** Advanced Logistic System Training Officer, Director of Civilian Personnel. Headquarters (HQ) Air Force Logistics Command (AFLC), Wright-Patterson AFB, Ohio

**Categories of individuals covered by the system:** Air Logistics Center personnel who entered, separated, graduated, from training programs.

**Categories of records in the system:** Target position, reason for leaving program, dates entry and separated, training step entered, veteran status.



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**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AFLC Director of Civilian Personnel Training Officer monitors previous 6 months actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Name.

**Safeguards:** Records are stored in security file containers/cabinets.

Records are accessed by custodian of the record system.

**Retention and disposal:** Three years

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, location received training, time frame of training.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Logistics Centers where training was received.

**Systems exempted from certain provisions of the act:** NONE

**F40-3-5 FZHTVA**

**System name:** 40-3-5 FZHTVA E201S/RG Advanced Logistic System Mission Training Scheduling and Measurement Subsys

**System location:** Directorate Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Categories of individuals covered by the system:** Air Logistics Center civilian personnel requiring advanced logistic system training.

**Categories of records in the system:** Office symbol, job series and grade, appropriate Civilian Personnel Office, required courses, class to which assigned, pass-fail status, test version taken, score, times tested.

**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Class scheduling and record keeping Civilian Personnel training offices determine number of classes needed to meet requirement for advanced logistic system course schedule classes, record results of classes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Course number only.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by custodian of the record system.

**Retention and disposal:** One year

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Ohio.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Advanced Logistics System course number, Name, SSAN, Logistics System Training Division, Directorate of Civilian Personnel, Headquarters AFLC.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Computer System E201 for Names.

**Systems exempted from certain provisions of the act:** NONE

**F40-3-5 FZHTVB**

**System name:** 40-3-5 FZHTVB Defense System Management School Graduates. Log-DPC M 7203.

**System location:** Directorate Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Categories of individuals covered by the system:** Air Force Logistics Command graduates of Defense System Management Program Management Course.

**Categories of records in the system:** Class date, name, series grade, organizational assignment.

**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor assignment to senior project management positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in safes.

Records are accessed by custodian of the record system.

**Retention and disposal:** Two years

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Ohio.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

, Class date, full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Each Air Force Logistics Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F53701 OBXQPCA**

**System name:** 53701 OBXQPCA Cadet Evaluation

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Cadet Aptitude Briefing and Air Officer Commanding Evaluation for Commissioning

**Authority for maintenance of the system:** 5USC301,10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monthly Aptitude briefing completed by both cadet and Air Officer Commanding. Used when the Air Officer Commanding refers a cadet to a Commandant's Board.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Officers Commanding

**Systems exempted from certain provisions of the act:** NONE

**F53701 OBXQPCB**

**System name:** 53701 OBXQPCB Cadet Wing Strength Accounting System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Included under this system are the 'The AF Cadet Wing Strength Report'; 'Continuation Sheet for the AF Cadet Wing Strength Report'; 'The AF Cadet Wing Strength Report, Casualty Reporting Part III'.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Basic system for Cadet Strength Accounting. It serves as a combined ledger and journal for the AF Cadet Wing. It is a legal document acceptable as evidence in a courts martial, claims, or other legal actions involving cadets.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special Orders

**Systems exempted from certain provisions of the act:** NONE

**F53701XOBXQPCC**

**System name:** 53701XOBXQPCC Class Biographies

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Records indicating cadet's participation in athletics for high school, hometown news outlets.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to write biographies when the occasion arises

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics United States Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual athlete/Registrar's Office

**Systems exempted from certain provisions of the act:** NONE

**F53701XOBXQPCD**

**System name:** 53701XOBXQPCD Cadet Personality File

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Consists of Sports Information Questionnaire, photos, news articles, etc., on all Academy intercollegiate athletes.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to write biographies on each cadet when occasion arises.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

and individual athlete

**Systems exempted from certain provisions of the act:** NONE

**F90001 DAYY A**

**System name:** 90001 DAYY A Annual Outstanding Air Force Administration and Executive Support Awards

**System location:** Primary system at the Administrative Systems Management Division, Directorate of Administration.

At Headquarters United States Air Force, Washington DC 20330. Decentralized segments may be found within Administration offices and at nominating units.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Files include unit or command nomination letters; letters of commendation citing nominees for their achievements and selection as outstanding administrators; 'Hometown News Release Data,' for military personnel; 'Civilian News Data,' for civilian personnel.

**Authority for maintenance of the system:** Title 10, United States Code. Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used for review and selection of award recipients by committee. Further use is for preparation of certificates of recognition; letters of commendation, and preparation of news articles recognizing individual award recipients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records.

Maintained in file folders.

**Retrievability:** Filed by name within major command or separate operating agency sequence.



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**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** HQ AFLC Director of Civilian Personnel Training Officer monitors previous 6 months actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Name.

**Safeguards:** Records are stored in security file containers/cabinets.

Records are accessed by custodian of the record system.

**Retention and disposal:** Three years

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, location received training, time frame of training.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Logistics Centers where training was received.

**Systems exempted from certain provisions of the act:** NONE

**F40-3-5 FZHTVA**

**System name:** 40-3-5 FZHTVA E201S/RG Advanced Logistic System Mission Training Scheduling and Measurement Subsys

**System location:** Directorate Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Categories of individuals covered by the system:** Air Logistics Center civilian personnel requiring advanced logistic system training.

**Categories of records in the system:** Office symbol, job series and grade, appropriate Civilian Personnel Office, required courses, class to which assigned, pass-fail status, test version taken, score, times tested.

**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Class scheduling and record keeping Civilian Personnel training offices determine number of classes needed to meet requirement for advanced logistic system course schedule classes, record results of classes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on computer paper printouts.

**Retrievability:** Course number only.

**Safeguards:** Records are stored in locked cabinets or rooms.

Records are accessed by custodian of the record system.

**Retention and disposal:** One year

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Ohio.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Advanced Logistics System course number, Name, SSAN, Logistics System Training Division, Directorate of Civilian Personnel, Headquarters AFLC.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Computer System E201 for Names.

**Systems exempted from certain provisions of the act:** NONE

**F40-3-5 FZHTVB**

**System name:** 40-3-5 FZHTVB Defense System Management School Graduates. Log-DPC M 7203.

**System location:** Directorate Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Oh

**Categories of individuals covered by the system:** Air Force Logistics Command graduates of Defense System Management Program Management Course.

**Categories of records in the system:** Class date, name, series grade, organizational assignment.

**Authority for maintenance of the system:** Title 5 US Code Section 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitor assignment to senior project management positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in safes.

Records are accessed by custodian of the record system.

**Retention and disposal:** Two years

Retained for two years after end of year in which the case was closed, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director Civilian Personnel, Headquarters Air Force Logistics Command, Wright-Patterson AFB, Ohio.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

, Class date, full name.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Each Air Force Logistics Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** NONE

**F53701 OBXQPCA**

**System name:** 53701 OBXQPCA Cadet Evaluation

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Cadet Aptitude Briefing and Air Officer Commanding Evaluation for Commissioning

**Authority for maintenance of the system:** 5USC301,10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monthly Aptitude briefing completed by both cadet and Air Officer Commanding. Used when the Air Officer Commanding refers a cadet to a Commandant's Board.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Air Officers Commanding

**Systems exempted from certain provisions of the act:** NONE

**F53701 OBXQPCB**

**System name:** 53701 OBXQPCB Cadet Wing Strength Accounting System

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Included under this system are the 'The AF Cadet Wing Strength Report'; 'Continuation Sheet for the AF Cadet Wing Strength Report'; 'The AF Cadet Wing Strength Report, Casualty Reporting Part III'.

**Authority for maintenance of the system:** 44USC3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Basic system for Cadet Strength Accounting. It serves as a combined ledger and journal for the AF Cadet Wing. It is a legal document acceptable as evidence in a courts martial, claims, or other legal actions involving cadets.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for three months after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Commandant of Cadets

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Special Orders

**Systems exempted from certain provisions of the act:** NONE

**F53701XOBXQPCC**

**System name:** 53701XOBXQPCC Class Biographies

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Records indicating cadet's participation in athletics for high school, hometown news outlets.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to write biographies when the occasion arises

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in note books/binders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics United States Air Force Academy

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Individual athlete/Registrar's Office

**Systems exempted from certain provisions of the act:** NONE

**F53701XOBXQPCD**

**System name:** 53701XOBXQPCD Cadet Personality File

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Air Force Academy cadets.

**Categories of records in the system:** Consists of Sports Information Questionnaire, photos, news articles, etc., on all Academy intercollegiate athletes.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to write biographies on each cadet when occasion arises.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Athletics

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the public media.

and individual athlete

**Systems exempted from certain provisions of the act:** NONE

**F90001 DAYY A**

**System name:** 90001 DAYY A Annual Outstanding Air Force Administration and Executive Support Awards

**System location:** Primary system at the Administrative Systems Management Division, Directorate of Administration.

At Headquarters United States Air Force, Washington DC 20330. Decentralized segments may be found within Administration offices and at nominating units.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

**Categories of records in the system:** Files include unit or command nomination letters; letters of commendation citing nominees for their achievements and selection as outstanding administrators; 'Hometown News Release Data,' for military personnel; 'Civilian News Data,' for civilian personnel.

**Authority for maintenance of the system:** Title 10, United States Code. Section 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used for review and selection of award recipients by committee. Further use is for preparation of certificates of recognition; letters of commendation, and preparation of news articles recognizing individual award recipients.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records.

Maintained in file folders.

**Retrievability:** Filed by name within major command or separate operating agency sequence.



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**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Administration, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Individual must give name and organization of assignment. The individual may visit the Director or Chief of Administration, or the Privacy Officer, of any installation.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from the individual's supervisor.

**Systems exempted from certain provisions of the act:** NONE

**F90001 DPMSAAB**

**System name:** 90001 DPMSAAB Military Decorations

**System location:** At Headquarters United States Air Force, Washington DC 20330.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty military personnel.

Air Force Reserve personnel.
Air National Guard personnel.

**Categories of records in the system:** Supervisory evaluation of duty performance with comments by commanders at intermediate levels.

**Authority for maintenance of the system:** Title 10 United States Code Armed Forces - Chapter 857, Decorations and Awards, Sections 8741, 8742, 8743, 8746, 8749.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Award of military decorations - used by award approval authorities to determine qualification for recognition through award of a decoration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in visible file binders/cabinets.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Destroyed 1 year after completion by tearing into pieces shredding, pulping, macerating or burning.

**System manager(s) and address:** Assistant Deputy Chief of Staff Personnel for Military Personnel, Randolph AFB, Texas

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

or individuals may contact agency officials at respective locations in order to exercise their rights under the act.

**Record access procedures:** Same procedures as for notification above.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Supervisors' evaluations.

**Systems exempted from certain provisions of the act:** NONE

**F90001 OBXQPCA**

**System name:** 90001 OBXQPCA Thomas D. White National Defense Award Nomination Records

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Living U.S. citizen who has contributed significantly to the National Defense and security of United States.

**Categories of records in the system:** Nominations from Air Force Major Commands and Separate Operating Agencies, and supporting biographical information on each nominee.

**Authority for maintenance of the system:** 10USC8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Nominations are used to select recipient on an annual basis. Selection is made by a board consisting of the Superintendent, Commandant of Cadets, Dean, Director of Athletics, Director of Admission and Registrar, and Director of Personnel. Information also used to prepare certificate, trophy and citation to accompany the award.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F90001 0J ACMA**

**System name:** 90001 0J ACMA Air Training Command Management Analysis Awards Program.

**System location:** Air Training Command Directorate of Management Analysis (ATC/ACM). Randolph Air Force Base, TX 78148.

**Categories of individuals covered by the system:** Military and civilian personnel submitted for awards.

**Categories of records in the system:** Submissions for officer, airman, and civilian awards.

**Authority for maintenance of the system:** 10 United States Code 8074.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Selection basis for yearly officer, airman, and civilian awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Base or name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Management Analysis, Air Training Command.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Provide full name and base of assignment.





**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Commander of each ATC base.

**Systems exempted from certain provisions of the act:** NONE

**F90001 0KPNQSA**

**System name:** 90001 0KPNQSA Air University Outstanding Junior Officer of the Year.

**System location:** At Headquarters Air University, Maxwell Air Force Base, AL 36112.

DPA.

**Categories of individuals covered by the system:** Air Force active duty officer personnel.

**Categories of records in the system:** Personal data, letters of nomination. Photographs and related documents for junior officer nominated for award.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Review and select from nominations best qualified officer. Used by Directorate of Personnel Programs (DPA) HQ Air University and board members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel Programs, HQ Air University, Maxwell Air Force Base, Alabama 36112

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Name, SSAN. May visit office of DPA and provide military identification card.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Nominating unit commander.

**Systems exempted from certain provisions of the act:** NONE

**F90001 0RKNMDA**

**System name:** 90001 0RKNMDA Individual Decorations Approved or Disapproved.

**System location:** Commander in Chief Pacific Air Force (CINCPACAF/DPSP) APO San Francisco 96553.

At headquarters of major commands and at all levels down to and including Air Force installations. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All active duty personnel who served in PACAF theater of operations and who were submitted for decorations.

**Categories of records in the system:** Files provide listings of military personnel on whom decorations have been processed (approved/disapproved) cites name, rank, social security account number, and award for which recommended.

**Authority for maintenance of the system:** Section 8012 Title 10 USC as implemented by Title 32 cfr part 882.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Pacific Air Command Headquarters personnel to research and confirm whether an individual has been awarded a decoration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained on microfiche.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by date of birth.

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in locked cabinets or rooms.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for two years after annual cut-off, then destoyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Chief, Personal Affairs Division, CINCPACAF/DPSP APO San Francisco 96553

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request to contain name, social security account number, award for which recommended.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F90001 0TMUHJA**

**System name:** 90001 0TMUHJA Special Awards File.

**System location:** Headquarters Tactical Air Command, Langley Air Force Base, Virginia 23665.

**Categories of individuals covered by the system:** All Air Force active duty military personnel.

Air Force civilian employees.
Retired Air Force general officers.

**Categories of records in the system:** Alphabetical file containing limited award and biographical data on TAC personnel where awards have been approved and may be used for reference in future. File is informational in nature and action does not result therefrom.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Command Awards Branch for reference.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

**Retention and disposal:** Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** Director of Personnel, Tactical Air Command, Langley Air Force Base, VA.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from previous employers.

Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE



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**F90001 0UMCBVA**

**System name:** 90001 0UMCBVA Outstanding Airman of Year.

**System location:** Director of Personal Services (DPS) Headquarters United States Air Force Security Service (USAFSS) San Antonio TX 78243.

**Categories of individuals covered by the system:** Active duty enlisted military personnel by name.

**Categories of records in the system:** Accomplishments, pictures, biographical data.

**Authority for maintenance of the system:** 10 USC 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide recognition to outstanding Airmen.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

**Safeguards:** Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

**System manager(s) and address:** HQ USAFSS DPS.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from source documents (such as reports) prepared on behalf of the Air Force by boards, committees, panels, auditors, and so forth.

**Systems exempted from certain provisions of the act:** NONE

**F90001XOBXQPCA**

**System name:** 90001XOBXQPCA Cadet Awards Case Files

**System location:** At United States Air Force Academy, CO 80840.

**Categories of individuals covered by the system:** Relatives of deceased persons who are memorialized through cadet awards.

**Categories of records in the system:** Cadet Awards files by award area, including background on person memorialized, donor financial arrangements, record of award winners and administrative history.

**Authority for maintenance of the system:** 10USC903

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For continuing award sponsorship business with donors, which consist of private individuals, patriotic and veteran organizations, and major air command.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Social Security Account Number (SSAN).

**Safeguards:** Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are stored in security file containers/cabinets.

**Retention and disposal:** AF 525 pending approval; five year retention in office area before retiring to base staging area for 45 additional years. Destroyed by tearing into pieces.

**System manager(s) and address:** Deputy Chief of Staff/Personnel, Headquarters United States Air Force.

Washington DC 20330

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Information obtained from educational institutions.

Information obtained from the public media.

**Systems exempted from certain provisions of the act:** NONE

**F90001XRDE A**

**System name:** 90001XRDE A Harold Brown Award

**System location:** At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** All Air Force active duty military and civilian personnel engaged in some phase of the total Research and Development effort.

**Categories of records in the system:** Individual nominations, photographs, minutes of the Review Committee, Award announcement and substantiating documents.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose is to recognize a significant achievement in Research and Development by one person which led to, or demonstrated promise of, a substantial improvement in the operational effectiveness of the Air Force.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Non-selected.

Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Selected.

Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Deputy Chief of Staff/Research and Development, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request should contain name and/or social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Authorized nominating organizations.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Systems Manager.

**F90001XRDE B**

**System name:** 90001XRDE B USAF Research and Development Award

**System location:** At headquarters of the United States Air Force, major commands and major subordinate commands. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Categories of individuals covered by the system:** Air Force active duty officer personnel assigned for duty with an Air Force Research and Development organization.

**Categories of records in the system:** Individual nominations, photographs, minutes of the Selection Committee, Award announcement and substantiating documents.

**Authority for maintenance of the system:** 10 USC 8012

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The award was established to emphasize the scientific efforts and achievements of the Air Force Research and Development program.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in file folders.

**Retrievability:** Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by Military Service Number.

**Safeguards:** Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in safes.

**Retention and disposal:** Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for two years after annual cut-off, then retired to Washington National Records Center, Washington DC 20409, for permanent retention.

**System manager(s) and address:** Deputy Chief of Staff/Research and Development, Headquarters United States Air Force.

**Notification procedure:** Requests from individuals should be addressed to the Systems Manager.

Request should contain name and/or social security account number.

**Record access procedures:** Individual can obtain assistance in gaining access from the Systems Manager.

Mailing addresses are in the Department of Defense directory in the appendix to the Air Force's systems notice.

**Contesting record procedures:** The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Authorized nominating organizations.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable.



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## DEPARTMENT OF THE AIR FORCE ADDRESS DIRECTORY

### OFFICE OF THE SECRETARY OF THE AIR FORCE and HEADQUARTERS UNITED STATES AIR FORCE

Office of the Secretary of the Air Force
Washington, D.C. 20330
Assistant Secretary of the Air Force
(Financial Management)
Washington, D.C. 20330
Assistant Secretary of the Air Force
(Research and Development)
Washington, D.C. 20330
Assistant Secretary of the Air Force
(Installations and Logistics)
Washington, D.C. 20330
Assistant Secretary of the Air Force
(Manpower and Reserve Affairs)
Washington, D.C. 20330
Assistant to the Secretary of the Air Force
(International Affairs)
Washington, D.C. 20330
Administrative Assistant to the
Secretary of the Air Force
Washington, D.C. 20330
General Counsel Department of the Air Force
Washington, D.C. 20330
Office of the Secretary of the Air Force
Director, Legislative Liaison
Washington, D.C. 20330

Office of the Secretary of the Air Force
Director, Office of Information
Washington, D.C. 20330
Office of the Secretary of the Air Force
Director, Office of Space Systems
Washington, D.C. 20330
Chief of Staff
United States Air Force
Washington, D.C. 20330
Vice Chief of Staff
United States Air Force
Washington, D.C. 20330
Assistant Vice Chief of Staff
United States Air Force
Washington, D.C. 20330
USAF Scientific Advisory Board
United States Air Force
Washington, D.C. 20330
Chief Scientist
United States Air Force
Washington, D.C. 20330
Surgeon General
United States Air Force
Washington, D.C. 20330
Inspector General of the Air Force
Washington, D.C. 20330
The Judge Advocate General
United States Air Force
Washington, D.C. 20330
Assistant Chief of Staff, Intelligence
United States Air Force
Washington, D.C. 20330
Chief, National Guard Bureau
Washington, D.C. 20330
Chief, Air Force Reserve
Washington, D.C. 20330

Assistant Chief of Staff, Studies and Analysis
United States Air Force
Washington, D.C. 20330
Chief of Chaplains
United States Air Force
Washington, D.C. 20330
Director of Administration
United States Air Force
Washington, D.C. 20330
Comptroller of the Air Force
Washington, D.C. 20330
Deputy Chief of Staff, Personnel
United States Air Force
Washington, D.C. 20330
Deputy Chief of Staff, Programs and Resources
United States Air Force
Washington, D.C. 20330
Deputy Chief of Staff, Plans and Operations
United States Air Force
Washington, D.C. 20330
Deputy Chief of Staff, Research and Development
United States Air Force
Washington, D.C. 20330
Deputy Chief of Staff, Systems and Logistics
United States Air Force
Washington, D.C. 20330

### OFFICE OF THE SECRETARY OF THE AIR FORCE and HEADQUARTERS UNITED STATES AIR FORCE (Located outside the Washington, DC area)

Air Force Emergency Operations Center
Fort Ritchie, MD 21719
Air Force Liaison Office
Air Force Publications Distribution Center
Baltimore, MD 21220
Alternate Headquarters United States Air Force
Maxwell Air Force Base, AL 36112
Assistant DCS/Personnel - Military Personnel
Randolph Air Force Base, TX 78148
Central Automated Inventory and Referral System
Hill Air Force Base, UT 84406
Chief, Los Angeles Office of Information
11000 Wilshire Boulevard, Room 10114
Los Angeles, CA 90024
Chief, New York Office of Information
663 5th Avenue, Room 340
New York, NY 10022
Dayton Appellate Review Office
Wright-Patterson Air Force Base, OH 45433
Deputy Inspector General for Inspection & Safety
Norton Air Force Base, CA 92409
Director of Accounting & Finance
3800 York Street
Denver, CO 80205
Director of Special Projects
Los Angeles Air Force Station
PO Box 92960
Worldway Postal Center
Los Angeles, CA 90009
Document Security Branch
Fort Ritchie, MD 21719
FLITE (Federal Legal Information Through Electronics)
3800 York Street
Denver, CO 80205
Orientation Group United States Air Force
Wright-Patterson Air Force Base, OH 45433
Research & Development Liaison Office, Bonn, Germany
Box 410
APO New York 09080
Research & Development Liaison Office, London, England
USAIRA Box 36
APO New York 09510
San Antonio Appellate Review Office
Room 540, New Moore Building
106 Broadway
San Antonio, TX 78205
Special Research Division
Fort George G Meade, MD 20755
United States Air Force Personnel Development Center
Building 322
Gunter Air Force Station, AL 36114

### MAJOR COMMANDS AND SEPARATE OPERATING AGENCIES

Aerospace Defense Command
Ent Air Force Base, CO 80912
Air Force Accounting and Finance Center
3800 York Street
Denver, CO 80205
Air Force Audit Agency
Norton Air Force Base, CA 92409
Air Force Communications Service
Richards-Gebaur Air Force Base, MO 64030
Air Force Data Automation Agency
Gunter Air Force Station, AL 36114
Air Force Inspection and Safety Center
Norton Air Force Base, CA 92409
Air Force Intelligence Service
Washington, DC 20330
Air Force Logistics Command
Wright-Patterson Air Force Base, OH 45433
Air Force Military Personnel Center
Randolph Air Force Base, TX 78148
Air Force Office of Special Investigations
Washington, DC 20314
Air Force Reserve
Robins Air Force Base, GA 31098
Air Force Systems Command
Andrews Air Force Base, MD 20334
Air Force Test and Evaluation Center
Kirtland Air Force Base, NM 87115
Air Reserve Personnel Center
3800 York Street
Denver, CO 80205
Air Training Command
Randolph Air Force Base, TX 78148
Air University
Maxwell Air Force Base, AL 36112
Alaskan Air Command
APO Seattle 98742
Commander-in-Chief
United States Air Forces Europe
APO New York 09012
Commander-in-Chief
Pacific Air Forces
APO San Francisco 96553
Commander-in-Chief
Strategic Air Command
Offutt Air Force Base, NE 68113
Headquarters Command, United States Air Force
Bolling Air Force Base, DC 20332
Military Airlift Command
Scott Air Force Base, IL 62225
Tactical Air Command
Langley Air Force Base, VA 23665
United States Air Force Academy
USAF Academy, CO 80840
United States Security Service
San Antonio, TX 78243
United States Air Forces Southern Command
APO New York 09825

### AIR FORCE OFFICE OF SPECIAL INVESTIGATIONS (Districts and Detachments)

Air Force Office of Special Investigations
Washington DC 20314
AFOSI District 1
Pease Air Force Base, NH 03801
AFOSI Detachment 102
L G Hanscom Air Force Base MA 01731
AFOSI Detachment 106
Loring Air Force Base, ME 04750
AFOSI Detachment 109
Griffiss Air Force Base, NY 13440
AFOSI Detachment 110
Hancock Field, NY 13225
AFOSI Detachment 111
Plattsburgh Air Force Base, NY 12903
AFOSI Detachment 112
Westover Air Force Base, MA 01022
AFOSI District 2
McGuire Air Force Base, NJ 08641
AFOSI Detachment 205
26 Federal Plaza, Rm 1759
New York, NY 10007
AFOSI Detachment 206
APO New York 09677
AFOSI Detachment 211
Dover Air Force Base, DE 19901
AFOSI Detachment 212
APO New York 09406
AFOSI District 4
Andrews Air Force Base, MD 20331
AFOSI Detachment 408
Langley Air Force Base, VA 23665
AFOSI Detachment 409
Pope Air Force Base, NC 28308
AFOSI Detachment 410
Seymour Johnson Air Force Base, NC 27531
AFOSI Detachment 411
Bolling Air Force Base, DC 20332
AFOSI District 5
Wright-Patterson Air Force Base, OH 45433
AFOSI Detachment 503
Rickenbacker Air Force Base, OH 43217
AFOSI Detachment 507
Selfridge Air National Guard Base, MI 48045
AFOSI Detachment 508
Kincheloe Air Force Base, MI 49788
AFOSI Detachment 509
Wurtsmith Air Force Base, MI 48753
AFOSI Detachment 512
K I Sawyer Air Force Base, MI 49843
AFOSI District 7
Patrick Air Force Base, FL 32925
AFOSI Detachment 707
Homestead Air Force Base, FL 33030
AFOSI Detachment 709
MacDill Air Force Base, FL 33608
AFOSI Detachment 710
Eglin Air Force Base, FL 32542
AFOSI Detachment 711
Tyndall Air Force Base, FL 32401
AFOSI Detachment 712
Robins Air Force Base, GA 31098
AFOSI Detachment 716
Eglin Air Force Auxiliary Field 9 FL 32544
AFOSI Detachment 717
Moody Air Force Base, GA 31601
AFOSI Detachment 718
Shaw Air Force Base, SC 29152
AFOSI Detachment 719
Charleston Air Force Base, SC 29404
AFOSI Detachment 720
Myrtle Beach Air Force Base, SC 29577
AFOSI District 8
Maxwell Air Force Base, AL 36112
AFOSI Detachment 803
Craig Air Force Base, AL 36701
AFOSI Detachment 810
England Air Force Base, LA 71301
AFOSI Detachment 811
Columbus Air Force Base, MS 39701
AFOSI Detachment 812
Keesler Air Force Base, MS 39534
AFOSI Detachment 813
Little Rock Air Force Base, AR 72076
AFOSI Detachment 814
Blytheville Air Force Base, AR 72315
AFOSI Detachment 815
Barksdale Air Force Base, LA 71110
AFOSI District 10
San Antonio Air Force Station,
Box 8678, Wainwright
San Antonio TX 78208
AFOSI Detachment 1001
Bergstrom Air Force Base, TX 78743
AFOSI Detachment 1004
Ellington Air Force Base, TX 77030
AFOSI Detachment 1008
Goodfellow Air Force Base, TX 76901
AFOSI Detachment 1012
Lackland Air Force Base, TX 78236
AFOSI Detachment 1014
Laughlin Air Force Base, TX 78840
AFOSI Detachment 1015
Randolph Air Force Base, TX 78148
AFOSI Detachment 1016
Kelly Air Force Base, TX 78241
AFOSI Detachment 1018
Brooks Air Force Base, TX 78235
AFOSI District 11
Tinker Air Force Base, OK 73145
AFOSI Detachment 1101
Altus Air Force Base, OK 73521
AFOSI Detachment 1108
Carswell Air Force Base, TX 76127
AFOSI Detachment 1110
Dyess Air Force Base, TX 79607
AFOSI Detachment 1114
Sheppard Air Force Base, TX 76311
AFOSI Detachment 1115
Vance Air Force Base, OK 73701
AFOSI Detachment 1116
Webb Air Force Base, TX 79720
AFOSI Detachment 1117
Reese Air Force Base, TX 79489
AFOSI District 12
Chanute Air Force Base, IL 61868
AFOSI Detachment 1202
Grissom Air Force Base, IN 46971
AFOSI Detachment 1203
Scott Air Force Base, IL 62225
AFOSI Detachment 1205
Richards-Gebaur Air Force Base, MO 64031
AFOSI Detachment 1206
Whiteman Air Force Base, MO 65301
AFOSI Detachment 1207
PO Box 4729
Chicago, IL 60680
AFOSI Detachment 1211
Duluth International Airport, MN 55814
AFOSI District 13
Offutt Air Force Base, NE 68113
AFOSI Detachment 1302
PO Box 217
Ellsworth Air Force Base, SD 57706
AFOSI Detachment 1306
Bldg 1218
McConnell Air Force Base, KS 67221
AFOSI Detachment 1312
Minot Air Force Base, ND 58701
AFOSI Detachment 1313
Grand Forks Air Force Base, ND 58201
AFOSI District 14
Lowry Air Force Base, CO 80230
AFOSI Detachment 1401
Ent Air Force Base, CO 80912
AFOSI Detachment 1402
F E Warren Air Force Base, WY 82001
AFOSI Detachment 1404
Hill Air Force Base, UT 84406
AFOSI District 17







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Kirtland Air Force Base, NM 87115
AFOSI Detachment 1702
PO Box 609
Main Post Office
Clovis, NM 88101
AFOSI Detachment 1703
PO Box 15003
Tucson, AZ 85708
AFOSI Detachment 1704
PO Box 548
Holloman Air Force Base, NM 88330
AFOSI Detachment 1705
Luke Air Force Base, AZ 85309
AFOSI Detachment 1707
Williams Air Force Base, AZ 85224
AFOSI District 18
Norton Air Force Base, CA 92409
AFOSI Detachment 1801
PO Box 248
Edwards Air Force Base, CA 93523
AFOSI Detachment 1802
George Air Force Base, CA 92392
AFOSI Detachment 1803
March Air Force Base, CA 92508
AFOSI Detachment 1810
Vandenberg Air Force Base, CA 93437
AFOSI Detachment 1811
PO Box 92960
Worldway Postal Center
Los Angeles, CA 90009
AFOSI Detachment 1812
Nellis Air Force Base, NV 89191
AFOSI District 19
Travis Air Force Base, CA 94535
AFOSI Detachment 1901
Beale Air Force Base, CA 95903
AFOSI Detachment 1902
Castle Air Force Base, CA 95342
AFOSI Detachment 1903
Hamilton Air Force Base, CA 94934
AFOSI Detachment 1904
Mather Air Force Base, CA 95655
AFOSI Detachment 1905
McClellan Air Force Base, CA 95652
AFOSI District 20
McChord Air Force Base, WA 98438
AFOSI Detachment 2001
PO Box 1332
Fairchild Air Force Base, WA 99011
AFOSI Detachment 2006
Malmstrom Air Force Base, MT 59402
AFOSI Detachment 2007
Mt Home Air Force Base, ID 83648
AFOSI District 30
APO New York 09020
AFOSI/Assistant Deputy Commander for Investigative Operations, Pacific
APO San Francisco 96553
AFOSI District 41
APO San Francisco 96334
AFOSI District 42
APO San Francisco 96274
AFOSI Detachment 4201
APO San Francisco 96528
AFOSI District 43
APO San Francisco 96239
AFOSI District 44
APO San Francisco 96553
AFOSI District 45
APO San Francisco 96301
AFOSI Detachment 4502
APO San Francisco 96264
AFOSI Detachment 4506
APO San Francisco 96570
AFOSI District 46
APO San Francisco 96525
AFOSI Detachment 4606
APO San Francisco 96519
AFOSI District 49
APO San Francisco 96280
AFOSI Detachment 4902
APO San Francisco 96319
AFOSI Detachment 4903
APO San Francisco 96340
AFOSI District 51
APO San Francisco 96346
AFOSI Detachment 5101
APO San Francisco 96237
AFOSI Detachment 5102
APO San Francisco 96304
AFOSI Detachment 5103
APO San Francisco 96288
AFOSI Detachment 5105
APO San Francisco 96330
AFOSI Detachment 5106
APO San Francisco 96310
AFOSI/Assistant Deputy Commander for Investigative Operations, Europe
APO New York 09332
AFOSI District 62
APO New York 09120
AFOSI Detachment 6201
FPO New York 09510
AFOSI Detachment 6202
APO New York 09179
AFOSI Detachment 6203
APO New York 09194
AFOSI Detachment 6204
APO New York 09238
AFOSI Detachment 6205
APO New York 09755
AFOSI District 65
APO New York 09794
AFOSI Detachment 6501
APO New York 09293
AFOSI Detachment 6502
APO New York 09240
AFOSI Detachment 6505
APO New York 09794
AFOSI District 68
APO New York 09283
AFOSI Detachment 6801
APO New York 09286
AFOSI Detachment 6904
APO New York 09205
AFOSI District 70
APO New York 09332
AFOSI Detachment 7008
APO New York 09184
AFOSI Detachment 7010
APO New York 09057
AFOSI Detachment 7011
APO New York 09132
AFOSI Detachment 7013
APO New York 09154
AFOSI Detachment 7014
APO New York 09109
AFOSI Detachment 7024
APO New York 09012
AFOSI Detachment 7028
APO New York 09611
AFOSI Detachment 7029
Box 245
APO New York 09080
AFOSI Detachment 7030
APO New York 09292
AFOSI Detachment 7031
APO New York 09860
AFOSI Detachment 7032
APO New York 09130
AFOSI District 71
APO New York 09223
AFOSI Detachment 7101
APO New York 09291
AFOSI District 81
APO Seattle 98742
AFOSI Detachment 8101
APO Seattle 98737

AIR FORCE RESERVE OFFICERS TRAINING CORPS UNITS
HQ, Air Force Reserve Officers Training Corps
Maxwell Air Force Base AL 36112
AFROTC Detachment 5
Auburn University
Auburn AL 36830
AFROTC Detachment 7
Livingston State University
Livingston AL 35470
AFROTC Detachment 10
University of Alabama
University AL 35486
AFROTC Detachment 12
Samford University
Birmingham AL 35209
AFROTC Detachment 15
Tuskegee Institute
Tuskegee AL 36088
AFROTC Detachment 17
Troy State University
Troy AL 36081
AFROTC Detachment 19
Alabama State University
Montgomery AL 36101
AFROTC Detachment 20





University of Arizona
Tucson AZ 85721
AFROTC Detachment 25
Arizona State University
Tempe AZ 85281
AFROTC Detachment 27
Northern Arizona University
Flagstaf AZ 86001
AFROTC Detachment 30
University of Arkansas
Fayetteville AR 72701
AFROTC Detachment 32
University of Arkansas at Monticello
Monticello AR 71655
AFROTC Detachment 35
California State University Fresno
Fresno CA 93710
AFROTC Detachment 40
Loyola University of Los Angeles
Los Angeles CA 90045
AFROTC Detachment 45
California State University San Jose
San Jose CA 95114
AFROTC Detachment 55
University of California at Los Angeles
Los Angeles CA 90024
AFROTC Detachment 60
University of Southern Calif
Los Angeles CA 90007
AFROTC Detachment 75
California State University San Diego
San Diego CA 92115
AFROTC Detachment 80
California State University San Francisco
San Francisco CA 94132
AFROTC Detachment 85
University of California
Berkeley CA 94720
AFROTC Detachment 90
Colorado State University
Ft Collins CO 80521
AFROTC Detachment 100
University of Northern Colorado
Greeley CO 80631
AFROTC Detachment 105
University of Colorado
Boulder CO 80302
AFROTC Detachment 115
University of Connecticut
Storrs CT 06268
AFROTC Detachment 130
Howard University
Wash DC 20001
AFROTC Detachment 135
The Catholic University of America
Wash DC 20017
AFROTC Detachment 145
Florida State University
Tallahassee FL 32306
AFROTC Detachment 150
University of Florida
Gainesville FL 32601
AFROTC Detachment 155
University of Miami
Coral Gables FL 33124
AFROTC Detachment 157
Embry-Riddle Aeronautical University
Daytona Beach FL 32015
AFROTC Detachment 159
Florida Technological University
Orlando FL 32816
AFROTC Detachment 160
University of Georgia
Athens GA 30601
AFROTC Detachment 165
Georgia Institute of Technology
Atlanta GA 30332
AFROTC Detachment 172
Valdosta State College
Valdosta GA 31601
AFROTC Detachment 175
University of Hawaii
Honolulu HI 96822
AFROTC Detachment 180
University of Idaho
Moscow ID 83844
AFROTC Detachment 185
Bradley University
Peoria IL 61606
AFROTC Detachment 190
University of Illinois
Champaign IL 61820
AFROTC Detachment 195
Illinois Institute of Technology
Chicago IL 60616
AFROTC Detachment 205
Southern Illinois University
Carbondale IL 62901
AFROTC Detachment 206
Souther Illinois University at Edwardsville
Edwardsville IL 62025
AFROTC Detachment 207
Parks College of St Louis
Cahokia IL 62206
AFROTC Detachment 210
Butler University
Indianapolis IN 46207
AFROTC Detachment 215
Indiana University
Bloomington IN 47401
AFROTC Detachment 220
Purdue University
Lafayette IN 47906
AFROTC Detachment 225
University of Notre Dame
Notre Dame IN 46556
AFRTOC Detachment 240
University of Evansville
Evansville IN 47704
AFROTC Detachment 245
Coe College
Cedar Rapids IA 52420
AFRTOC Detachment 250
Iowa State University
Ames IA 50010
AFRTOC Detachment 255
State University of Iowa
Iowa City IA 52240
AFRTOC Detachment 270
Kansas-State University
Manhattan KS 66504
AFROTC Detachment 275
Wichita State University
Wichita KS 67208
AFROTC Detachment 280
University of Kansas
Lawrence KS 66044
AFROTC Detachment 285
Washburn University of Topeka
Topeka KS 66621
AFROTC Detachment 290
University of Kentucky
Lexington KY 40506
AFROTC Detachment 295
University of Louisville
Louisville KY 40208
AFROTC Detachment 305
Louisiana Polytechnic Institute
Ruston LA 71270
AFROTC Detachment 310
Louisiana State University & A&M College
Baton Rouge LA 70803
AFROTC Detachment 311
Grambling College
Grambling LA 71245
AFROTC Detachment 315
University of Southwestern Louisiana
Lafayette LA 70501
AFROTC Detachment 320
Tulane University
New Orleans LA 70118
AFROTC Detachment 320A
Nicholls State University
Thibodaux LA 70301
AFROTC Detachment 330
University of Maryland
College Park MD 20742
AFROTC Detachment 330A
University of Maryland, Eastern Shore
Prince Anne MD 21853
AFROTC Detachment 340
College of the Holy Cross
Worcester MA 01610
AFROTC Detachment 345
Lowell Technological Institute
Lowell MA 01854
AFROTC Detachment 365
Massachusetts Institute of Technology
Cambridge MA 02139
AFROTC Detachment 370
University of Massachusetts
Amherst MA 01002
AFROTC Detachment 380
Michigan State University



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East Lansing MI 48823
AFROTC Detachment 385
University of Detroit
Detroit MI 48221
AFROTC Detachment 390
University of Michigan
Ann Arbor MI 48104
AFROTC Detachment 400
Michigan Technological University
Houghton MI 49931
AFROTC Detachment 410
College of St Thomas
St Paul MN 55101
AFROTC Detachment 415
University of Minnesota
Minneapolis MN 55455
AFROTC Detachment 420
University of Minnesota
Duluth MN 55812
AFROTC Detachment 425
Mississippi State University
State College MS 39762
AFROTC Detachment 430
University of Mississippi
University MS 38677
AFROTC Detachment 432
University of Southern Mississippi
Hattisburg MS 39401
AFROTC Detachment 434
Mississippi Valley State College
Itta Bena MS 38941
AFROTC Detachment 435
St Louis University
St Louis MO 63134
AFROTC Detachment 437
Southeast Missouri State College
Cape Girardeau MO 63701
AFROTC Detachment 440
University of Missouri
Columbia MO 65201
AFROTC Detachment 442
University of Missouri at Rolla
Rolla MO 65401
AFROTC Detachment 450
Montana State University
Bozeman MT 59715
AFROTC Detachment 455
University of Montana
Missoula MT 59801
AFROTC Detachment 465
University of Nebraska
Lincoln NE 68508
AFROTC Detachment 470
University of Nebraska at Omaha
Omaha NE 68101
AFROTC Detachment 475
University of New Hampshire
Durham NH 03824
AFROTC Detachment 485
Rutgers The State University
New Brunswick NJ 08903
AFROTC Detachment 490
Newark College of Engineering
Newark NJ 07102
AFROTC Detachment 495
Stevens Institute of Technology
Hoboken NJ 07030
AFROTC Detachment 505
New Mexico State University
Las Cruces NM 88001
AFROTC Detachment 510
University of New Mexico
Albuquerque NM 87106
AFROTC Detachment 520
Cornell University
Ithaca NY 14850
AFROTC Detachment 535
Syracuse University
Syracuse NY 13210
AFROTC Detachment 550
Rensselaer Polytechnic Institute
Troy NY 12181
AFROTC Detachment 560
Manhattan College
Bronx NY 10471
AFROTC Detachment 585
Duke University
Durham NC 27706
AFROTC Detachment 590
University of North Carolina
Chapel Hill NC 27514
AFROTC Detachment 595
North Carolina State University
Raleigh NC 27606
AFROTC Detachment 600
East Carolina University, PO Box 2766
Greenville NC 27834
AFROTC Detachment 605
North Carolina A & T State University
Greensboro NC 27411
AFROTC Detachment 607
Fayetteville State University
Fayetteville NC 28301
AFROTC Detachment 610
North Dakota State University of A & AS
Fargo ND 58103
AFROTC Detachment 615
University of North Dakota
Grand Forks ND 58201
AFROTC Detachment 620
Bowling Green State University
Bowling Green OH 43402
AFROTC Detachment 630
Kent State University
Kent OH 44240
AFROTC Detachment 640
Miami University
Oxford OH 45056
AFROTC Detachment 645
Ohio State University
Columbus OH 43210
AFROTC Detachment 646
Capital University
Columbus OH 43209
AFROTC Detachment 650
Ohio University
Athens OH 45701
AFROTC Detachment 660
University of Akron
Akron OH 44304
AFROTC Detachment 665
University of Cincinnati
Cincinnati OH 45221
AFROTC Detachment 670
Oklahoma State University
Stillwater OK 74074
AFROTC Detachment 675
University of Oklahoma
Norman OK 73069
AFROTC Detachment 680
University of Tulsa
Tulsa OK 74104
AFROTC Detachment 685
Oregon State University
Corvallis OR 97331
AFROTC Detachment 690
University of Oregon
Eugene OR 97403
AFROTC Detachment 695
University of Portland
Portland OR 97203
AFROTC Detachment 700
Willamette University
Salem OR 97301
AFROTC Detachment 705
Duquesne University
Pittsburgh PA 15219
AFROTC Detachment 710
Gettsburg College
Gettsburg PA 17325
AFROTC Detachment 715
Lehigh University
Bethlehem PA 18015
AFROTC Detachment 720
Pennsylvania State University
University Park PA 16802
AFROTC Detachment 730
University of Pittsburgh
Pittsburgh PA 15213
AFROTC Detachment 735
Allegheny College
Meadville PA 16335
AFROTC Detachment 745
Grove City College
Grove City PA 16127
AFROTC Detachment 750
St Joseph's College
Philadelphia PA 19131
AFROTC Detachment 752
Wilkes College
Wilkes Barre PA 18703
AFROTC Detachment 755
University of Puerto Rico
Rio Piedras PR 00931





AFROTC Detachment 756
University of Puerto Rico
Mayaguez PR 00708
AFROTC Detachment 765
The Citadel
Charleston SC 29409
AFROTC Detachment 770
Clemson University
Clemson SC 29631
AFROTC Detachment 772
Baptist College at Charleston
Charleston SC 29411
AFROTC Detachment 775
University of South Carolina
Columbia SC 29208
AFROTC Detachment 777
Newberry College
Newberry SC 29108
AFROTC Detachment 780
South Dakota State University
Brookings SD 57006
AFROTC Detachment 785
Memphis State University
Memphis TN 38111
AFROTC Detachment 790
Tennessee Agricultural &
Industrial State University
Nashville TN 37203
AFROTC Detachment 800
University of Tennessee
Knoxville TN 37916
AFROTC Detachment 805
Texas A&M University
College Stn TX 77840
AFROTC Detachment 810
Baylor University
Waco TX 76703
AFROTC Detachment 815
Southern Methodist University
Dallas TX 75222
AFROTC Detachment 820
Texas Technological College
Lubbock TX 79409
AFROTC Detachment 825
University of Texas
Austin TX 78712
AFROTC Detachment 830
East Texas State College
Commerce TX 75429
AFROTC Detachment 835
North Texas State College
Denton TX 76203
AFROTC Detachment 837
Pan American University
Edinburg TX 78539
AFROTC Detachment 840
Southwest Texas State College
San Marcos TX 78666
AFROTC Detachment 842
Lamar State University of Technology
Beaumont TX 77710
AFROTC Detachment 845
Texas Christian University
Ft Worth TX 76129
AFROTC Detachment 847
Angelo State University
San Angelo TX 76901
AFROTC Detachment 849
Sul Ross State University
Alpine TX 79830
AFROTC Detachment 850
University of Utah
Salt Lake City UT 84112
AFROTC Detachment 855
Brigham Young University
Provo UT 84601
AFROTC Detachment 860
Utah State University
Logan UT 84321
AFROTC Detachment 862
Southern Utah State College
Cedar City UT 84720
AFROTC Detachment 865
St Michael's College
Winooski VT 05404
AFROTC Detachment 867
Norwich University
Northfield VT 05663
AFROTC Detachment 875
Virginia Polytechnic Institute
Blacksburg VA 24061
AFROTC Detachment 880
Virginia Military Institute
Lexington VA 24450
AFROTC Detachment 890
University of Virginia
Charlottesville VA 22903
AFROTC Detachment 895
Central Washington State College
Ellensburg WA 98926
AFROTC Detachment 900
University of Puget Sound
Tacoma WA 98416
AFROTC Detachment 905
Washington State University
Pullman WA 99163
AFROTC Detachment 910
University of Washington
Seattle WA 98105
AFROTC Detachment 915
West Virginia University
Morgantown WV 26506
AFROTC Detachment 925
University of Wisconsin
Madison WI 53706
AFROTC Detachment 930
Wisconsin State College
Superior WI 54880
AFROTC Detachment 940
University of Wyoming
Laramie WY 82070

AIR NATIONAL GUARD STATE HEADQUARTERS

Headquarters, Alabama Air National Guard
PO Box 1311
Montgomery AL 36102
Headquarters, Alaska Air National Guard
610 MacKay Bldg, 338 Denali Street
Anchorage AK 99501
Headquarters, Arizona Air National Guard
747 W Van Buren Street
Phoenix AZ 85007
Headquarters, Arkansas Air National Guard
Little Rock Air Force Base AR 72076
Headquarters, California Air National Guard
PO Box 214405
Sacramento CA 95821
Headquarters, Colorado Air National Guard
Buckley Air National Guard Base
Aurora CO 80010
Headquarters, Connecticut Air National Guard
Bradley Field
Windsor Locks CT 06096
Headquarters, Delaware Air National Guard
Greater Wilmington Airport
New Castle DE 19720
Headquarters, District of Columbia Air National Guard
2001 E Capitol Street
National Guard Armory
Washington DC 20003
Headquarters, Florida Air National Guard
State Arsenal
St Augustine FL 32084
Headquarters, Georgia Air National Guard
PO Box 4839
Atlanta GA 30302
Headquarters, Hawaii Air National Guard
Ft Ruger
Honolulu HI 96816
Headquarters, Idaho Air National Guard
PO Box 1098
Boise ID 83701
Headquarters, Illinois Air National Guard
PO Box 66486
Chicago-O'Hare International Airport IL 60666
Headquarters, Indiana Air National Guard
Stout Field
Indianapolis IN 46241
Headquarters, Iowa Air National Guard
PO Box 616
Des Moines IA 50303
Headquarters, Kansas Air National Guard
McConnell Air Force Base KS 67221
Headquarters, Kentucky Air National Guard
Boone Center
Frankfort KY 40601
Headquarters, Louisiana Air National Guard
Jackson Barracks
New Orleans LA 70146
Headquarters, Maine Air National Guard
Camp Keyes
Augusta ME 04330
Headquarters, Maryland Air National Guard
Fifth Regiment Armory



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Baltimore MD 21201
Headquarters, Massachusetts Air National Guard
Otis Air Force Base MA 02542
Headquarters, Michigan Air National Guard
PO Box 210
Lansing MI 48901
Headquarters, Minnesota Air National Guard
State Capitol
St Paul MN 55101
Headquarters, Mississippi Air National Guard
PO Box 5027, Fondren Station
Jackson MS 39216
Headquarters, Missouri Air National Guard
1717 Industrial Ave
Jefferson City MO 65101
Headquarters, Montana Air National Guard
State Arsenal
Helena MT 59601
Headquarters, Nebraska Air National Guard
Air National Guard Base
Lincoln NE 68524
Headquarters, Nevada Air National Guard
PO Box 1120
Carson City NV 89701
Headquarters, New Hampshire Air National Guard
State Military Reservation
Airport Road
Concord NH 03301
Headquarters, New Jersey Air National Guard
108 Tactical Fighter Wing
McGuire Air Force Base NJ 08641
Headquarters, New Mexico Air National Guard
PO Box 551
Albuquerque NM 87103
Headquarters, New York Air National Guard
Westchester Co Municipal Airport
White Plains NY 10604
Headquarters, North Carolina Air National Guard
Douglas Municipal Airport
Charlotte NC 28219
Headquarters, North Dakota Air National Guard
Box 1817
Bismarck ND 58501
Headquarters, Ohio Air National Guard
PO Box 660
Worthington OH 43085
Headquarters, Oklahoma Air National Guard
2205 North Central Street
Oklahoma City OK 73105
Headquarters, Oregon Air National Guard
Portland International Airport OR 97218
Headquarters, Pennsylvania Air National Guard
c/o Dept of Military Affairs
Annville PA 17003
Headquarters, Puerto Rico Air National Guard
PO Box 3786
San Juan PR 00904
Headquarters, Rhode Island Air National Guard
Theodore F Green Municipal Airport
Warwick RI 02886
Headquarters, South Carolina Air National Guard
McEntire Air National Guard Base
Eastover SC 29044
Headquarters, South Dakota Air National Guard
Joe Foss Field
Sioux Falls SD 57104
The Adjutant General, Tennessee
Attn: Air Section
National Guard Armory
Sidco Drive
Nashville TN 37204
Headquarters, Texas Air National Guard
PO Box 5218
Austin TX 78703
Headquarters, Utah Air National Guard
PO Box 16087
Salt Lake City UT 84116
Headquarters, Vermont Air National Guard
Camp Johnson
Winooski VT 05404
Headquarters, Virginia Air National Guard
Byrd Field
Sandston VA 23150
Headquarters, Washington Air National Guard
Camp Murray
Tacoma WA 98430
Headquarters, West Virginia Air National Guard
Kanawha Airport
Charleston WV 25311
Headquarters, Wisconsin Air National Guard
PO Box 328
Madison WI 53701
Headquarters, Wyoming Air National Guard
PO Box 2268
Cheyenne WY 82001

AIR NATIONAL GUARD BASES, STATIONS, AIRPORTS, AND INSTALLATIONS

ALABAMA
Birmingham Municipal Airport, AL 35217
Dannelly Field, AL 36105
Hall Air National Guard Station, AL 36301
ALASKA
Kulis Air National Guard Base, AK 99502
ARIZONA
Sky Harbor Municipal Airport, AZ 85034
Tucson International Airport, AZ 85706
ARKANSAS
Ft Smith Municipal Airport, AR 72901
CALIFORNIA
Costa Mesa Air National Guard Station, CA 92627
Fresno Air National Guard Base, CA 93727
Hayward Municipal Airport, CA 94543
Ontario International Airport, CA 91761
Van Nuys Airport, CA 91409
COLORADO
Buckley Air National Guard Base, CO 80010
CONNECTICUT
Bradley Air National Guard Base, CT 06096
Orange Air National Guard Communications Station, CT 06477
DELAWARE
Greater Wilmington Airport, DE 19720
FLORIDA
Jacksonville International Airport, FL 32229
GEORGIA
Lewis B Wilson Airport, GA 31206
Savannah Municipal Airport, GA 31402
IOWA
Des Moines Municipal Airport, IA 50321
Ft Dodge, IA 50501
Sioux City Municipal Airport, IA 51054
IDAHO
Boise Air Terminal, ID 83701
ILLINOIS
Chicago-O'Hare International Airport, IL 60666
Capital Municipal Airport, IL 62705
Greater Peoria Airport, IL 61607
INDIANA
Baer Field, IN 46809
Hulman Field, IN 47803
KANSAS
Forbes Air Force Base, KS 66620
KENTUCKY
Standiford Field, KY 40213
LOUISIANA
Hammond Air National Guard Communications Station, LA 70401
Martin Air National Guard Station, LA 35902
MAINE
Bangor International Airport, ME 04401
South Portland Air National Guard Station, ME 04106
MARYLAND
Martin Airport, MD 21220
MASSACHUSETTS
Barnes Municipal Airport, MA 01085
Otis Air Force Base, MA 02542
Wellesley Air National Guard Station, MA 02181
Worcester Air National Guard Station, MA 01605
MICHIGAN
Phelps/Collins Airport, MI 49707
Selfridge Air National Guard Base, MI 48045
W K Kellogg Regional Airport, MI 49016
MINNESOTA
Minneapolis-St Paul Internation Airport, MN 55417
Duluth Air National Guard Base, MN 55814
MISSISSIPPI
Gulfport Municipal Airport, MS 39501
Jackson Airport, MS 39205
Key Field, MS 39301
MISSOURI
Lambert/St Louis Municipal Airport, MO 63145
Rosecrans Memorial Airport, MO 64503
MONTANA
Great Falls International Airport, MT 59401
NEVADA
Indian Springs Air Force Auxiliary Field
Indian Springs, NV 89018
Reno Municipal Airport, NV 98502
NEW YORK
Niagara Falls International Airport, NY 14304
Roslyn Air National Guard Station, NY 11576
Schenectady Airport, NY 12301
Suffolk County Airport, NY 11978





Westchester County Municipal Airport, NY 10604
NORTH CAROLINA
Badin Air National Guard Station, NC 28009
Douglas Municipal Airport, NC 28208
Wadesboro Air National Guard Station, NC 28170
NORTH DAKOTA
Hector Field, ND 58102
OHIO
Clinton County Airport, OH 45177
Youngstown Municipal Airport, OH 44473
Blue Ash Air National Guard Station OH 45242
Port Clinton, OH 43452
Camp Perry Air National Guard Station,
Mansfield Lahm Airport, OH 44901
Springfield Municipal Airport, OH 45501
Toledo Express Airport, OH 43558
OKLAHOMA
Tulsa International Airport, OK 74115
Will Rogers World Airport, OK 73159
OREGON
Portland International Airport, OR 97218
PENNSYLVANIA
Greater Pittsburgh International Airport, PA 15231
RHODE ISLAND
Cranston Air National Guard Station, RI 02910
Theodore F Green Municipal Airport, RI 02886
SOUTH CAROLINA
McEntire Air National Guard Base, SC 29044
SOUTH DAKOTA
Joe Foss Field, SD 57104
TENNESSEE
Alcoa Air National Guard Station, TN 37701
Lovell Field, TN 37421
McGhee Tyson Airport, TN 37901
Memphis Metropolitan Airport, TN 38118
Nashville Metropolita Airport, TN 37217
TEXAS
Garland Air National Guard Station, TX 75040
La Porte Air National Guard Station, TX 77571
Nederland Air National Guard Station, TX 77627
UTAH
Salt Lake City International Airport, UT 84116
VERMONT
Burlington International Airport, VT 05401
Byrd Field, VA 23150
WASHINGTON
Bellingham Municipal Airport, WA 98225
Four Lakes Communication Station, WA 99004
Seattle Air National Guard Base, WA 98108
WEST VIRGINIA
Kanawha County Airport, WV 25311
Martinsburg Municipal Airport, WV 25401
WISCONSIN
General Mitchell Air National Guard Base, WI 53207
Truax Field, WI 53701
Volk Field Air National Guard Base, WI 54618
WYOMING
Cheyenne Municipal Airport, WY 82001

AIR UNIVERSITY ACTIVITIES AND SCHOOLS

Air Force Advisory Group
Medical Field Service School
Fort Sam Houston TX 78234
Air Force Liaison Officer
US Military Academy
West Point NY 10996
Air Force Representative
US Marine Corps Educational Center
US Marine Corps Schools
Quantico VA 22134
Air Force Representative
US Naval Academy
Annapolis MD 21402
Air University Review
Maxwell Air Force Base AL 36112
Detachment 12 3825 Support Group (Academy)
Armed Forces Staff College
Norfolk VA 23511
Senior Air Force Representative
US Army Air Defense School
Box 9188
Fort Bliss TX 79906
Senior Air Force Representative
Command & Staff Department
US Army Armor School
Fort Knox KY 40121
Senior Air Force Representative
US Army Artillery & Missile School
Fort Sill OK 73504
Senior Air Force Representative
US Army CBR Weapons
Orientation Course
Dugway UT 84022
Senior Air Force Representative
US Army Chemical Corps School
Fort McClellan AL 36205
Senior Air Force Representative
US Army Command & General Staff College
Fort Leavenworth KS 66027
Senior Air Force Representative
US Army Engineer School
Fort Belvoir VA 22060
Senior Air Force Representative
US Army Infantry School
Fort Benning GA 31905
Senior Air Force Representative
Joint Services Liaison Office
US Army Intelligence Center & School
Fort Huachuca AZ 85613
Senior Air Force Representative
US Army JFK Center for Special Warfare (Airborne)
Ft Bragg NC 28307
Senior Air Force Representative
US Army Logistics Management Center
Ft Lee VA 23801
Senior Air Force Representative
US Army Quartermaster School
Fort Lee VA 23801
Senior Air Force Representative
Officers Section
US Army Signal School
Fort Monmouth NJ 07703
Senior Air Force Representative
US Army Transportation School
Fort Eustis VA 23606
Senior Air Force Representative
US Army War College
Carlisle Barracks PA 17013
Senior Air Force Representative
Industrial College of the Armed Forces
Fort McNair
Washington DC 20315
Senior Air Force Representative
The National War College
Washington DC 20315
Senior Air Force Advisor
US Naval War College
Newport RI 02844
Senior Air Force Representative
Naval Amphibious School
US Naval Amphibious Base
Coronado San Diego CA 92155
Senior Air Force Representative Code 6408
Navy Management Systems Center
Naval Post Graduate School
Monterey CA 93940

Academic Instructor & Allied Officer School
Maxwell Air Force Base, AL 36112
Air Force Chaplain School
Maxwell Air Force Base, AL 36112
Air Command & Staff College
Maxwell Air Force Base, AL 36112
Air Force Institute of Technology
Wright-Patterson Air Force Base, OH 45433
Air University Institute for Professional Development
Maxwell Air Force Base, AL 36112
Air University Library
Maxwell Air Force Base, AL 36112
Air War College
Maxwell Air Force Base, AL 36112
Civil Engineering School
Wright-Patterson Air Force Base, OH 45433
Extension Course Institute
Gunter Air Force Station, AL 36118
School of Systems & Logistics
Wright-Patterson Air Force Base, OH 45433
Squadron Officers School
Maxwell Air Force Base, AL 36112
USAF Senior Non-Commissioned Officer Academy
Gunter Air Force Station, AL 36114

AREAS

European Communications Area
APO New York 09332
Northern Communications Area
Griffiss Air Force Base, New York 13441
Pacific Communications Area
APO San Francisco 96553
Royal Air Force Welford Ammo Storage Area
APO New York 09607
Southern Communications Area
Oklahoma City Air Force Station, OK 73145
Tactical Communications Area



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Langley Air Force Base, VA 23665

CENTERS

Aerospace Guidance Meteorology Center
Newark Air Force Station, OH 43055
Air Force Systems Command
Scientific & Technical Liaison Office
Ames Research Center (NASA)
Moffett Field, CA 94035
Air Force Systems Command
Scientific & Technical Liaison Office
Langley Research Center (NASA)
Langley Air Force Base, VA 23665
Air Force Systems Command
Scientific & Technical Liaison Office
Lewis Research Center (NASA)
21000 Brookpark Road
Cleveland, OH 44135
Air Force Systems Command
Scientific & Technical Liaison Office
Naval Weapons Center
China Lake, CA 93555
Air Defense Weapons Center
Tyndall Air Force Base, FL 32401
Air Force Civil Engineering Center
Tyndall Air Force Base, FL 32401
Air Force Communications Security Center
San Antonio, TX 78243
Air Force Contract Maintenance Center
Wright-Patterson Air Force Base, OH 45433
Air Force Data Services Center
Washington, DC 20330
Air Force Data Systems Design Center
Gunter Air Force Station, AL 36114
Air Force Flight Test Center
Edwards Air Force Base, CA 93523
Air Force Military Training Center
Lackland Air Force Base, TX 78236
Air Force Special Weapons Center
Kirtland Air Force Base, NM 87115
Air Force Technical Applications Center
Patrick Air Force Base, FL 32925
Albert F Simpson Historical Research Center
Maxwell Air Force Base, AL 36112
Armament Development & Test Center
Eglin Air Force Base, FL 32542
Armed Forces Air Intelligence Training Center
Lowry Air Force Base, CO 80230
Arnold Engineering Development Center
Arnold Air Force Station, TN 37389
Chanute Technical Training Center
Chanute Air Force Base, IL 61868
Communications Computer Programming Center
Tinker Air Force Base, OK 73145
Federal Computer Performance Evaluation & Simulation Center
Washington, DC 20330
Keesler Technical Training Center
Keesler Air Force Base, MS 39534
Lowry Technical Training Center
Lowry Air Force Base, CO 80230
Military Aircraft Storage & Disposition Center
Davis-Monthan Air Force Base, AZ 85707
National Personnel Records Center/Civilian Personnel Records-Air Force
111 Winnebago St
St Louis, MO 63118
National Personnel Records Center/Military Personnel Records-Air Force
9700 Page Blvd
St Louis, MO 63132
Ogden Air Logistics Center
Hill Air Force Base, UT 84406
Oklahoma City Air Logistics Center
Tinker Air Force Base, OK 73145
Rome Air Development Center
Griffiss Air Force Base, NY 13441
Sacramento Air Logistics Center
McClellan Air Force Base, CA 95652
San Antonio Air Logistics Center
Kelly Air Force Base, TX 78241
Sheppard Technical Training Center
Sheppard Air Force Base, TX 76311
Space and Missile Test Center
Vandenberg Air Force Base, CA 93437
USAF Environmental Technical Applications Center
Navy Yard Annex
Washington, DC 20333
USAF Home Town News Center
Tinker Air Force Base, OK 73145
USAF Instrument Flight Center
Randolph Air Force Base, TX 78148
USAF Skill Center
Kirtland Air Force Base, NM 87115
USAF Tactical Air Warfare Center
Eglin Air Force Base, FL 32542
USAF Tactical Fighter Weapons Center
Nellis Air Force Base, NV 89191
USAFE Procurement Center
APO New York 09332
Warner Robins Air Logistics Center
Robins Air Force Base, GA 31098
Weather Network Management Center
Carswell Air Force Base, TX 76127

LABORATORIES

Aerospace Research Laboratories
Wright-Patterson Air Force Base, OH 45433
Air Force Aero-Propulsion Laboratory
Wright-Patterson Air Force Base, OH 45433
Air Force Armament Laboratory
Eglin Air Force Base, FL 32542
Air Force Avionics Laboratory
Wright-Patterson Air Force Base, OH 45433
Air Force Cambridge Research Laboratories
L G Hanscom Air Force Base, MA 01731
Air Force Flight Dynamics Laboratory
Wright-Patterson Air Force Base, OH 45433
Air Force Human Resources Laboratory
Brooks Air Force Base, TX 78235
Air Force Materials Laboratory
Wright-Patterson Air Force Base, OH 45433
Air Force Rocket Propulsion Laboratory
Edwards Air Force Base, CA 93523
Air Force Weapons Laboratory
Kirtland Air Force Base, NM 87115
Alaskan Precision Measurement Equipment Laboratory
APO Seattle 98742
Operations Training Support Laboratory
Carswell Air Force Base, TX 76127
The Frank J Seiler Research Laboratory
USAF Academy, CO 80840
USAF Environmental Health Laboratory
Kelly Air Force Base, TX 78241
USAF Environmental Health Laboratory
McClellan Air Force Base, CA 95652
USAF Radiological Health Laboratory
Wright-Patterson Air Force Base, OH 45433

MEDICAL FACILITIES

David Grant USAF Medical Center
Travis Air Force Base, CA 94535
Malcolm Grow USAF Medical Center
Andrews Air Force Base, MD 20331
Wilford Hall USAF Medical Center
Lackland Air Force Base, TX 78236
USAF Medical Center Keesler
Keesler Air Force Base, MS 39534
USAF Medical Center Scott
Scott Air Force Base, IL 62225
USAF Medical Center Wright-Patterson
Wright-Patterson Air Force Base, OH 45433

Ehrling Bergquist USAF Regional Hospital
Offutt Air Force Base, NE 68113
USAF Regional Hospital Carswell
Carswell Air Force Base, TX 76127
USAF Regional Hospital Eglin
Eglin Air Force Base, FL 32542
USAF Regional Hospital Fairchild
Fairchild Air Force Base, WA 99011
USAF Regional Hospital MacDill
MacDill Air Force Base, FL 33608
USAF Regional Hospital March
March Air Force Base, CA 92508
USAF Regional Hospital Maxwell
Maxwell Air Force Base, AL 36112
USAF Regional Hospital Minot
Minot Air Force Base, ND 58701
USAF Regional Hospital Shaw
Shaw Air Force Base, SC 29152
USAF Regional Hospital Sheppard
Sheppard Air Force Base, TX 76311

USAF Academy Hospital
USAF Academy, CO 80840
USAF Hospital Altus
Altus Air Force Base, OK 73521
USAF Hospital Athens
APO New York 09223
USAF Hospital Aviano
APO New York 09293





USAF Hospital Barksdale
Barksdale Air Force Base, LA 71110
USAF Hospital Beale
Beale Air Force Base, CA 95903
USAF Hospital Bergstrom
Bergstrom Air Force Base, TX 78743
USAF Hospital Bitburg
APO New York 09132
USAF Hospital Blytheville
Blytheville Air Force Base, AR 72315
USAF Hospital Cannon
Cannon Air Force Base, NM 88101
USAF Hospital Castle
Castle Air Force Base, CA 95342
USAF Hospital Chanute
Chanute Air Force Base, IL 61868
USAF Hospital Clark
APO San Francisco 96274
USAF Hospital Columbus
Columbus Air Force Base, MS 39701
USAF Hospital Davis-Monthan
Davis-Monthan Air Force Base, AZ 85707
USAF Hospital Dover
Dover Air Force Base, DE 19901
USAF Hospital Dyess
Dyess Air Force Base, TX 79607
USAF Hospital Edwards
Edwards Air Force Base, CA 93523
USAF Hospital Ellsworth
Ellsworth Air Force Base, SD 57706
USAF Hospital Elmendorf
APO Seattle 98742
USAF Hospital England
England Air Force Base, LA 71301
USAF Hospital F E Warren
F E Warren Air Force Base, WY 82001
USAF Hospital George
George Air Force Base, CA 92392
USAF Hospital Goodfellow
Goodfellow Air Force Base, TX 76901
USAF Hospital Goose
APO New York 09677
USAF Hospital Grand Forks
Grand Forks Air Force Base, ND 58201
USAF Hospital Griffiss
Griffiss Air Force Base, NY 13441
USAF Hospital Grissom
Grissom Air Force Base, IN 46971
USAF Hospital Hahn
APO New York 09109
USAF Hospital Hill
Hill Air Force Base, UT 84406
USAF Hospital Holloman
Holloman Air Force Base, NM 88330
USAF Hospital Homestead
Homestead Air Force Base, FL 33030
USAF Hospital Iraklion
APO New York 09291
USAF Hospital Kincheloe
Kincheloe Air Force Base, MI 49788
USAF Hospital Kirtland
Kirtland Air Force Base, NM 87115
USAF Hospital K I Sawyer
K I Sawyer Air Force Base, MI 49843
USAF Hospital Kunsan
APO San Francisco 96264
USAF Hospital Lajes
APO New York 09406
USAF Hospital Lakenheath
APO New York 09179
USAF Hospital Langley
Langley Air Force Base, VA 23665
USAF Hospital Laughlin
Laughlin Air Force Base, TX 78840
USAF Hospital Little Rock
Little Rock Air Force Base, AR 72076
USAF Hospital Loring
Loring Air Force Base, ME 04750
USAF Hospital Luke
Luke Air Force Base, AZ 85309
USAF Hospital Malmstrom
Malmstrom Air Force Base, MT 59402
USAF Hospital Mather
Mather Air Force Base, CA 95655
USAF Hospital McConnell
McConnell Air Force Base, KS 67221
USAF Hospital Misawa
APO San Francisco 96519
USAF Hospital Moody
Moody Air Force Base, GA 31601
USAF Hospital Mt Home
Mt Home Air Force Base, ID 83648
USAF Hospital Myrtle Beach
Myrtle Beach Air Force Base, SC 29577
USAF Hospital Nellis
Nellis Air Force Base, NV 89110
USAF Hospital Osan
APO San Francisco 96570
USAF Hospital Patrick
Patrick Air Force Base, FL 32925
USAF Hospital Pease
Pease Air Force Base, NH 03801
USAF Hospital Plattsburgh
Plattsburgh Air Force Base, NY 12903
USAF Hospital Reese
Reese Air Force Base, TX 79489
USAF Hospital Richards-Gebaur
Richards-Gebaur Air Force Base, MO 64030
USAF Hospital Robins
Robins Air Force Base, GA 31098
USAF Hospital San Vito Dei Normanni
APO New York 09240
USAF Hospital Seymour Johnson
Seymour Johnson Air Force Base, NC 27531
USAF Hospital Tachikawa
APO San Francisco 96323
USAF Hospital Thule
APO New York 09023
USAF Hospital Tinker
Tinker Air Force Base, OK 73145
USAF Hospital Torrejon
APO New York 09283
USAF Hospital Tyndall
Tyndall Air Force Base, FL 32401
USAF Hospital Upper Heyford
APO New York 09194
USAF Hospital Vandenberg
Vandenberg Air Force Base, CA 93437
USAF Hospital Webb
Webb Air Force Base, TX 79720
USAF Hospital Whiteman
Whiteman Air Force Base, MO 65301
USAF Hospital Wiesbaden
APO New York 09220
USAF Hospital Williams
Williams Air Force Base, AZ 85224
USAF Hospital Wurtsmith
Wurtsmith Air Force Base, MI 48753
USAF Hospital Zaragoza
APO New York 09286

11 USAF Hospital
APO San Francisco 96330
388 USAF Hospital
APO San Francisco 96288
432 USAF Hospital
APO San Francisco 96237
656 USAF Hospital
APO San Francisco 96310

USAF Clinic AFAFC
3800 York Street
Denver CO 80205
USAF Clinic Alconbury
APO New York 09238
USAF Clinic Andersen
APO San Francisco 96334
USAF Clinic Bentwaters
APO New York 09755
USAF Clinic Brooks
Brooks Air Force Base, TX 78235
USAF Clinic Camp New Amsterdam
APO New York 09292
USAF Clinic Charleston
Charleston Air Force Base, SC 29404
USAF Clinic Chicksands
APO New York 09193
USAF Clinic Craig
Craig Air Force Base, AL 36701
USAF Clinic Dhahran Air Field
APO New York 09616
USAF Clinic Duluth
Duluth International Airport MN 55814
USAF Clinic Eielson
APO Seattle 98737
USAF Clinic Ellington
Ellington Air Force Base, TX 77030
USAF Clinic Greenham Common
APO New York 09150
USAF Clinic Hancock
Hancock Field NY 13225
USAF Clinic Hickam
APO San Francisco 96553
USAF Clinic Howard



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APO New York 09020
USAF Clinic Kadena
APO San Francisco 96239
USAF Clinic Kelly
Kelly Air Force Base, TX 78241
USAF Clinic Kingsley
Kingsley Field OR 97601
USAF Clinic Kwangju
APO San Francisco 96324
USAF Clinic L G Hanscom
L G Hanscom Air Force Base MA 01731
USAF Clinic Los Angeles
PO Box 92960
Worldway Postal Center
Los Angeles CA 90009
USAF Clinic Lowry
Lowry Air Force Base, CO 80230
USAF Clinic McChord
McChord Air Force Base, WA 98438
USAF Clinic McClellan
McClellan Air Force Base, CA 95652
USAF Clinic McGuire
McGuire Air Force Base, NJ 08641
USAF Clinic Norton
Norton Air Force Base, CA 92409
USAF Clinic Peterson
Peterson Field CO 80914
USAF Clinic Pope
Pope Air Force Base, NC 28308
USAF Clinic Ramstein
APO New York 09012
USAF Clinic Randolph
Randolph Air Force Base, TX 78148
USAF Clinic Rhein-Main
APO New York 09057
USAF Clinic Rickenbacker
Rickenbacker Air Force Base, OH 43217
USAF Clinic Sembach
APO New York 09130
USAF Clinic Shemya
APO Seattle 98736
USAF Clinic Shu Lin Kou
APO San Francisco 96360
USAF Clinic Sondrestrom
APO New York 09121
USAF Clinic Spangdahlem
APO New York 09123
USAF Clinic Vance
Vance Air Force Base, OK 73701
USAF Clinic Zweibrucken
APO New York 09860

20 Tactical Hospital
APO New York 09194
23 Tactical Hospital
England Air Force Base, LA 71301
35 Tactical Hospital
George Air Force Base, CA 92392
36 Tactical Hospital
APO New York 09132
48 Tactical Hospital
APO New York 09179
49 Tactical Hospital
Holloman Air Force Base, NM 88330
50 Tactical Hospital
APO New York 09109
58 Tactical Hospital
Luke Air Force Base, AZ 85309
86 Tactical Hospital
APO New York 09012
314 Tactical Hospital
Little Rock Air Force Base, AR 72076
354 Tactical Hospital
Myrtle Beach Air Force Base, SC 29577
363 Tactical Hospital
Shaw Air Force Base, SC 29152
401 Tactical Hospital
APO New York 09283
439 Tactical Hospital
Westover Air Force Base, MA 01022
506 Tactical Hospital
Carswell Air Force Base, TX 76127
655 Tactical Hospital
APO San Francisco 96323
656 Tactical Hospital
APO San Francisco 96432
657 Tactical Hospital
APO San Francisco 96432
837 Tactical Hospital
Mt Home Air Force Base, ID 83648
904 Tactical Hospital
Hamilton Air Force Base, CA 94934
907 Tactical Hospital
Rickenbacker Air Force Base, OH 43217
909 Tactical Hospital
Andrews Air Force Base, MD 20331
918 Tactical Hospital
Dobbins Air Force Base, GA 30060
921 Tactical Hospital
Kelly Air Force Base, TX 78241
927 Tactical Hospital
Selfridge ANG Base MI 48045
930 Tactical Hospital
Grissom Air Force Base, IN 46971
933 Tactical Hospital
General Billy Mitchell Field
300 E. College Ave
Milwaukee WI 53207
935 Tactical Hospital
Richards-Gebaur Air Force Base, MO 64030

910 Tactical Clinic
Youngstown Municipal Airport, OH 44473
911 Tactical Clinic
Greater Pittsburgh International Airport, PA 15231
PA 15231y
913 Tactical Clinic
Willow Grove Naval Air Station PA 19090
914 Tactical Clinic
Niagara Falls International Airport NY 14304
917 Tactical Clinic
Barksdale Air Force Base, LA 71110
919 Tactical Clinic
Eglin AF Auxiliary Field 3 FL 32542
920 Tactical Clinic
Keesler Air Force Base, MS 39534
924 Tactical Clinic
Ellington Air Force Base, TX 77030
926 Tactical Clinic
New Orleans Naval Air Station LA 70037
928 Tactical Clinic
Chicago-O'Hare International Airport IL 60666
931 Tactical Clinic
Grissom Air Force Base, IN 46971
934 Tactical Clinic
Minneapolis-St Paul International Airport, MN 55417
940 Tactical Clinic
McClellan Air Force Base, CA 95652

MISCELLANEOUS AGENCIES

Air Force Medical Field Office,
Frederick MD 21701
Air Force Museum
Wright-Patterson Air Force Base, OH 45433
Air Force Office of Scientific Research
1400 Wilson Blvd, Arlington VA 22209
Air Force Satellite Control Pacility
PO Box 92960, Worldway Postal Center
Los Angeles CA 90009
Air Force Services Office
2800 South 20th St, Philadelphia PA 19101
Air Forces Iceland
Fleet Post Office New York 09571
Air Weather Service
Scott Air Force Base, IL
Armed Forces Vocational Testing Group
Randolph Air Force Base, TX 78148
Army and Air Force Exchange Service
Dallas TX 75222
Army and Air Force Exchange and Motion
Picture Service
Washington DC 20310
Clear Missile Early Warning Station
Clear Alaska
APO Seattle 98704
Community College of the Air Force
Randolph Air Force Base, TX 78148
Continental Operations Range Group
Nellis Air Force Base, NV 89191
Director of Nuclear Safety
Kirkland Air Force Base, NM 87115
Inter-American Air Force Academy
APO New York 09825
Space and Missile Systems Organization
PO Box 92960 Worldway Postal Center
Los Angeles CA 90009
USAF Band
Bolling Air Force Base, DC 20332
USAF Central Audio-Visual Library
Norton Air Force Base, CA 92409
USAF Cryptologic Depot
San Antonio TX 78243
USAF Frequency Management Office
Washington DC 20330





USAF Recruiting Service
Randolph Air Force Base, TX 78148
USAF Special Operations Force
Eglin Air Force Base, FL 32542

NAMED DIVISIONS

Aeronautical Systems Division
Wright-Patterson Air Force Base, OH 45433
Aerospace Medical Division
Brooks Air Force Base, TX 78235
Air Force Contract Management Division
Kirtland Air Force Base, NM 87115
Electronic Systems Division
L G Hanscom Air Force Base, MA 01731
Foreign Technology Division
Wright-Patterson Air Force Base, OH 45433

NUMBERED AIR DIVISIONS

4 Air Division
F E Warren Air Force Base, WY 82001
12 Air Division
Davis-Monthan Air Force Base, AZ 85707
14 Air Division
Beale Air Force Base, CA 95903
19 Air Division
Carswell Air Force Base, TX 76127
20 Air Division
Ft Lee Air Force Station, VA 23801
21 Air Division
Hancock Field, NY 13225
23 Air Division
Duluth International Airport, MN 55814
24 Air Division
Malmstrom Air Force Base, MT 59402
25 Air Division
McChord Air Force Base, WA 98438
26 Air Division
Luke Air Force Base, AZ 85309
40 Air Division
Wurtsmith Air Force Base, MI 48753
42 Air Division
Blytheville Air Force Base, AR 72315
45 Air Division
Pease Air Force Base, NH 03801
47 Air Division
Fairchild Air Force Base, WA 99011
313 Air Division
APO San Francisco 96239
314 Air Division
APO San Francisco 96570
326 Air Division
APO San Francisco 96515
327 Air Division
APO San Francisco 96280
834 Air Division
Little Rock Air Force Base, AR 72076
839 Air Division
Pope Air Force Base, NC 28308

NUMBERED AIR FORCES

3 Air Force, APO New York 09127
5 Air Force, APO San Francisco 96328
7 Air Force, APO San Francisco 96310
8 Air Force, Barksdale Air Force Base, LA 71110
9 Air Force, Shaw Air Force Base, SC 29152
12 Air Force, Bergstrom Air Force Base, TX 78743
13 Air Force, APO San Francisco 96274
15 Air Force, March Air Force Base, CA 92508
16 Air Force, APO New York 09283
17 Air Force, APO New York 09130
21 Air Force, McGuire Air Force Base, NJ 08641
22 Air Force, Travis Air Force Base, CA 94535

PLANT REPRESENTATIVE OFFICES

Air Force Plant Representative Office
Aerojet-General Corporation
PO Box 15846
Sacramento CA 95813
Air Force Plant Representative Office
AVCO Corporation, Systems Division
201 Lowell Street
Wilmington MA 01887
Air Force Plant Representative Office
The Boeing Company
PO Box 3707
Seattle WA 98124
Air Force Plant Representative Office
Chemical Systems Division
PO Box 358
Sunnyvale CA 94088
Air Force Plant Representative Office
Fairchild Republic Company
Farmingdale NY 11735
Air Force Plant Representative Office
General Dynamics/Fort Worth Division
PO Box 371
Fort Worth TX 76101
Air Force Plant Representative Office
General Electric Company
Cincinnati OH 45215
Air Force Plant Representative Office
General Electric Company, Re-Entry & Environment
Systems Division & Space Division
PO Box 8555
Philadelphia PA 19101
Air Force Plant Representative Office
General Motors Corporation Detroit Diesel-
Allison Division
2355 S Tibbs Avenue
Indianapolis IN 46241
Air Force Plant Representative Office
Hughes Aircraft Company
Culver City CA 90230
Air Force Plant Representative Office
Lockheed Missile & Space Company
Space Systems Division
PO Box 504
Sunnyvale CA 94088
Air Force Plant Representative Office
Lockheed-Georgia Company
Marietta GA 30060
Air Force Plant Representative Office
Martin Marietta Aerospace, Denver Division
PO Box 179
Denver CO 80201
Air Force Plant Representative Office
McDonnell Douglas Corporation
PO Box 516
St Louis MO 63166
Air Force Plant Representative Office
McDonnell Douglas Astronautics Company-West
5301 Bolsa Avenue
Huntington Beach CA 92647
Air Force Plant Representative Office
Northrop Corporation
Hawthorne CA 90250
Air Force Plant Representative Office Ogden
Hill Air Force Base, UT 84406
Air Force Plant Representative Office
Rockwell International Corporation, Electronics Ops
3370 Miraloma Avenue
Anaheim CA 92803
Air Force Plant Representative Office
Rockwell International Corporation, B-1 Division
Los Angeles International Airport CA 90009
Air Force Plant Representative Office
Rockwell International Corporation, Los Angeles Div
Los Angeles International Airport CA 90009
Air Force Plant Representative Office
Rockwell International Corporation, Rocketdyne Div
Canoga Park CA 91304
Air Force Plant Representative Office
Thiokol Corporation
PO Box 524, MS-250
Brigham City UT 84302

REGIONS

Air Force Audit Agency (Central Region)
Carswell Air Force Base, TX 76127
Air Force Audit Agency (Eastern Region)
Langley Air Force Base, VA 23665
Air Force Audit Agency (European Region)
APO New York 09332
Air Force Audit Agency (Western Region)
Norton Air Force Base, CA 92409
Central Air Force Reserve Region
Ellington Air Force Base, TX 77030
Eastern Air Force Reserve Region
Dobbins Air Force Base, GA 30060
Western Air Force Reserve Region
Hamilton Air Force Base, CA 94934
USAF Regional Civil Engineer--Central Region
1114 Commerce Street
Dallas TX 75202
USAF Regional Civil Engineer--Eastern Region
526 Title Building
Atlanta GA 30303
USAF Regional Civil Engineer--Pacific
APO San Francisco 96346
USAF Regional Civil Engineer--Western Region
630 Sansome Street
San Francisco, CA 94111
USAFE Purchasing Region - United Kingdom
APO New York 09179



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SCHOOLS (SPECIAL TRAINING)

Non-Commissioned Officers Academy
Leadership School
Kirtland Air Force Base, NM 87115
USAF Basic Military Training School
Lackland Air Force Base, TX 78236
USAF Officer Training School
Lackland Air Force Base, TX 78236
USAF Academy Preparatory School
USAF Academy, CO 80840
USAF Air Ground Operations School
Eglin AF Aux Fld 9 FL 32544
USAF Instrument Pilot Instructor School
Randolph Air Force Base, TX 78148
USAF Interceptor Weapons School
Tyndall Air Force Base, FL 32401
USAF School of Aerospace Medicine
Brooks Air Force Base, TX 78235
USAF School of Applied Aerospace Sciences
Chanute Air Force Base, IL 61868
USAF School of Applied Aerospace Sciences
Keesler Air Force Base, MS 39534
USAF School of Applied Aerospace Sciences
Lackland Air Force Base, TX 78236
USAF School of Applied Aerospace Sciences
Lowry Air Force Base, CO 80230
USAF School of Applied Aerospace Sciences
Sheppard Air Force Base, TX 76311
USAF School of Applied Cryptologic Sciences
Goodfellow Air Force Base, TX 76901
USAF Special Investigations School
Washington, DC 20314
USAF Special Operations School
Eglin Air Force Auxiliary Field 9 FL 32544
USAF School of Health Care Sciences
Sheppard Air Force Base, TX 76311
USAF Survival & Special Training School
Fairchild Air Force Base, WA 99011
USAF Test Pilot School
Edwards Air Force Base, CA 93523
USAF Tropic Survival School
APO New York 09825

AIR FORCE BASES, STATIONS, AND AIRPORTS
(States, Territories, and Foreign Countries)

ALABAMA
Craig Air Force Base, AL 36701
Dauphin Island Air Force Station, AL 36528
Gunter Air Force Station, AL 36114
Maxwell Air Force Base, AL 36112
ALASKA
Campion Air Force Station, APO Seattle 98703
Cape Lisburne Air Force Station, APO Seattle 98716
Cape Newenham Air Force Station, APO Seattle 98745
Cape Romanzof Air Force Station, APO Seattle 98706
Cold Bay Air Force Station, APO Seattle 98711
Eielson Air Force Base, APO Seattle 98717
Elmendorf Air Force Base, APO Seattle 98742
Ft Yukon Air Force Station, APO Seattle 98710
Galena Airport, APO Seattle 98723
Indian Mt Air Force Station, APO Seattle 98748
King Salmon Airport, APO Seattle 98713
Kotzebue Air Force Station, APO Seattle 98709
Murphy Dome Air Force Station, APO Seattle 98750
Shemya Air Force Base, APO Seattle 98736
Sparrevohn Air Force Station, APO Seattle 98746
Tatalina Air Force Station, APO Seattle 98747
Tin City Air Force Station, APO Seattle 98715
ARIZONA
Davis-Monthan Air Force Base, AZ 85707
Luke Air Force Base, AZ 85309
Williams Air Force Base, AZ 85224
ARKANSAS
Blytheville Air Force Base, AR 72315
Little Rock Air Force Base, AR 72076
CALIFORNIA
Almaden Air Force Station, CA 95042
Beale Air Force Base, CA 95903
Boron Air Force Station, CA 93516
Cambria Air Force Station, CA 93428
Castle Air Force Base, CA 95342
Edwards Air Force Base, CA 93523
George Air Force Base, CA 92392
Hamilton Air Force Base, CA 94934
Klamath Air Force Station, CA 95548
Los Angeles Air Force Station, CA 90009
March Air Force Base, CA 92508
Mather Air Force Base, CA 95655
McClellan Air Force Base, CA 95652
Mill Valley Air Force Station, CA 94941
Mount Laguna Air Force Station, CA 92048
Norton Air Force Base, CA 92409
Pillar Point Air Force Station, CA 94019
Point Arena Air Force Station, CA 95468
Sunnyvale Air Force Station, CA 94086
Travis Air Force Base, CA 94535
Vandenberg Air Force Base, CA 93437
CANAL ZONE
Albrook Air Force Base, APO New York 09825
Howard Air Force Base, APO New York 09020
COLORADO
Ent Air Force Base, CO 80912
Lowry Air Force Base, CO 80230
Peterson Field, CO 80914
DELAWARE
Dover Air Force Base, DE 19901
DISTRICT OF COLUMBIA
Bolling Air Force Base, DC 20332
FLORIDA
Cape Canaveral Air Force Station, FL 32925
Eglin Air Force Base, FL 32542
Homestead Air Force Base, FL 33030
MacDill Air Force Base, FL 33608
McCoy Air Force Base, FL 32812
Patrick Air Force Base, FL 32925
Tyndall Air Force Base, FL 32401
GEORGIA
Dobbins Air Force Base, GA 30060
Moody Air Force Base, GA 31601
Robins Air Force Base, GA 31098
GUAM
Andersen Air Force Base, APO San Francisco 96334
HAWAII
Bellows Air Force Station, APO San Francisco 96553
Hickam Air Force Base, APO San Francisco 96553
Wheeler Air Force Base, APO San Francisco 96515
IDAHO
Mt Home Air Force Base, ID 83648
ILLINOIS
Chanute Air Force Base, IL 61868
Scott Air Force Base, IL 62225
INDIANA
Grissom Air Force Base, IN 46971
KANSAS
Forbes Air Force Base, KS 66620
McConnell Air Force Base, KS 67221
LOUISIANA
Barksdale Air Force Base, LA 71110
England Air Force Base, LA 71301
Lake Charles Air Force Station, LA 70601
MAINE
Bucks Harbor Air Force Station, ME 04618
Caswell Air Force Station, ME 04751
Charleston Air Force Station, ME 04422
Loring Air Force Base, ME 04750
MARYLAND
Andrews Air Force Base, MD 20331
MASSACHUSETTS
L G Hanscom Air Force Base, MA 01731
North Truro Air Force Station, MA 02652
Otis Air Force Base, MA 02542
Westover Air Force Base, MA 01022
MICHIGAN
Calumet Air Force Station, MI 49913
Empire Air Force Station, MI 49630
K I Sawyer Air Force Base, MI 49843
Kincheloe Air Force Base, MI 49788
Port Austin Air Force Station, MI 48467
Sault Sainte Marie Air Force Station, MI 49783
Wurtsmith Air Force Base, MI 48753
MINNESOTA
Baudette Air Force Station, MN 56623
Chandler Air Force Station, MN 56122
Finland Air Force Station, MN 55603
MISSISSIPPI
Columbus Air Force Base, MS 39701
Keesler Air Force Base, MS 39534
MISSOURI
Richards-Gebaur Air Force Base, MO 64030
Whiteman Air Force Base, MO 65301
MONTANA
Fortuna Air Force Station, MT 59275
Glasgow Air Force Base, MT 59231
Havre Air Force Station, MT 59501
Kalispell Air Force Station, MT 59922
Lewistown Air Force Station, MT 59457
Malmstrom Air Force Base, MT 59402
Opheim Air Force Station, MT 59250
NEBRASKA
Offutt Air Force Base, NE 68113
NEVADA
Fallon Air Force Station, NV 89406
Nellis Air Force Base, NV 89110





Tonopah Air Force Station, NV 89049
NEW HAMPSHIRE
Grenier Air Force Station, NH 03103
Pease Air Force Base, NH 03801
NEW JERSEY
Gibbsboro Air Force Station, NJ 08026
McGuire Air Force Base, NJ 08641
NEW MEXICO
Cannon Air Force Base, NM 88101
Holloman Air Force Base, NM 88330
Kirtland Air Force Base, NM 87115
NEW YORK
Griffiss Air Force Base, NY 13441
Lockport Air Force Station, NY14094
Montauk Air Force Station, NY 11954
Plattsburgh Air Force Base, NY 12903
Saratoga Air Force Station, NY12866
Watertown Air Force Station, NY 13601
NORTH CAROLINA
Ft Fisher Air Force Station, NC 28449
Pope Air Force Base, NC 28308
Roanoke Rapids Air Force Station, NC 27870
Seymour Johnson Air Force Base, NC 27531
NORTH DAKOTA
Finley Air Force Station, ND 58230
Grand Forks Air Force Base, ND 58201
Minot Air Force Station, Max ND 58759
OHIO
Gentile Air Force Station, OH 45444
Newark Air Force Station, OH 43055
Rickenbacker Air Force Base, OH 43217
Wright-Patterson Air Force Base, OH 45433
OKLAHOMA
Altus Air Force Base, OK 73521
Oklahoma City Air Force Station, OK 73145
Tinker Air Force Base, OK 73145
Vance Air Force Base, OK 73701
OREGON
Burns Air Force Station, OR 97720
Keno Air Force Station, OR 97601
Kingsley Field, OR 97601
Mount Hebo Air Force Station, OR 97122
North Bend Air Force Station, OR 97459
PENNSYLVANIA
Benton Air Force Station, PA 17814
PUERTO RICO
Ramey Air Force Base, APO New York 09845
SOUTH CAROLINA
Aiken Air Force Station, SC 29801
Charleston Air Force Base, SC 29404
Myrtle Beach Air Force Base, SC 29577
Shaw Air Force Base, SC 29152
SOUTH DAKOTA
Ellsworth Air Force Base, SD 57706
TENNESSEE
Arnold Air Force Station, TN 37389
TEXAS
Bergstrom Air Force Base, TX 78743
Brooks Air Force Base, TX 78235
Carswell Air Force Base, TX 76127
Dyess Air Force Base, TX 79607
Ellington Air Force Base, TX 77030
Goodfellow Air Force Base, TX 76901
Kelly Air Force Base, TX 78241
Lackland Air Force Base, TX 78236
Laredo Air Force Base, TX 78040
Laughlin Air Force Base, TX 78840
Randolph Air Force Base, TX 78148
Reese Air Force Base, TX 79489
San Antonio Air Force Station, TX 78208
Sheppard Air Force Base, TX 76311
Webb Air Force Base, TX 79720
UTAH
Hill Air Force Base, UT 84406
VERMONT
St Albans Air Force Station, VT 05478
VIRGINIA
Bedford Air Force Station, VA 24523
Cape Charles Air Force Station, VA 23310
Ft Lee Air Force Station, VA 23801
Langley Air Force Base, VA 23665
WAKE ISLAND
Wake Island Air Force Base, APO San Francisco 96501
WASHINGTON
Blaine Air Force Station, WA 98230
Fairchild Air Force Base, WA 99011
Makah Air Force Station, WA 98357
McChord Air Force Base, WA 98438
Othello Air Force Station, WA 99344
WISCONSIN
Antigo Air Force Station, WI 54409
Osceola Air Force Station, WI 54020
WYOMING
F E Warren Air Force Base, WY 82001

AUSTRALIA
Woomera Air Station, APO San Francisco 96287
AZORES
Lajes Field, APO New York 09406
BELGIUM
Kleine Brogel Air Base, APO New York 09667
CANADA
Goose Air Base, APO New York 09677
Saglek Air Station, APO New York 09439
GERMANY
Bitburg Air Base, APO New York 09132
Buchel Air Base, APO New York 09109
Erding Air Base, APO New York 09060
Hahn Air Base, APO New York 09109
Hof Air Station, APO New York 09684
Lindsey Air Station, APO New York 09332
Norvenick Air Base, APO New York 09080
RAF Bruggen, APO New York 09013
Ramstein Air Base, APO New York 09012
Rhein-Main Air Base, APO New York 09057
Sembach Air Base, APO New York 09130
Spangdahlem Air Base, APO New York 09123
Stuttgart Airfield, APO New York 09131
Tempelhof Central Airport, APO New York 09611
Wiesbaden Air Base, APO New York 09332
Zweibrucken Air Base, APO New York 09860
GREECE
Athenai Airport, APO New York 09223
Iraklion Air Station, APO New York 09291
GREENLAND
Sondrestrom Air Base, APO New York 09121
Thule Air Base, APO New York 09023
ITALY
Aviano Air Base, APO New York 09293
San Vito Dei Normanni Air Sta, APO New York 09240
JAPAN
Fuchu Air Station, APO San Francisco 96525
Itazuke Air Base, APO San Francisco 96529
Kadena Air Base, APO San Francisco 96239
Misawa Air Base, APO San Francisco 96519
Naha Air Base, APO San Francisco 96235
Tachikawa Air Base, APO San Francisco 96323
Yokota Air Base, APO San Francisco 96328
KOREA
Kimpo Air Base, APO San Francisco 96276
Kunsan Air Base, APO San Francisco 96264
Kwangju Air Base, APO San Francisco 96324
Osan Air Base, APO San Francisco 96570
Taegu Air Base, APO San Francisco 96213
NETHERLANDS
Camp New Amsterdam Air Base, APO New York 09292
NORWAY
Kolsas Air Base, APO New York 09085
PHILIPPINES
Clark Air Base, APO San Francisco 96274
John Hay Air Base, APO San Francisco 96298
Wallace Air Station, APO San Francisco 96277
SPAIN
Moron Air Base, APO New York 09282
Torrejon Air Base, APO New York 09283
TAIWAN
Ching Chuan Kang Air Base, APO San Francisco 96319
Shu Lin Kou Air Station, APO San Francisco 96360
Tainan Air Base, APO San Francisco 96340
Taipei Air Station, APO San Francisco 96280
THAILAND
Chiang Mai Airport, APO San Francisco 96272
Don Muang Airport, APO San Francisco 96303
Korat Air Base, APO San Francisco 96288
Nakhon Phanom Airport, APO San Francisco 96310
Takhli Air Base, APO San Francisco 96430
U-Tapao Airfield, APO San Francisco 96330
Ubon Airfield, APO San Francisco 96304
Udorn Airfield, APO San Francisco 96237
TURKEY
Ankara Air Station, APO New York 09254
Diyarbakir Air Station, APO New York 09294
Erhac Malatya Air Base, APO New York 09051
Eskisehir Air Base, APO New York 09254
Incirlik Air Base, APO New York 09289
Istanbul Air Station, APO New York 09380
Karamursel Air Station, APO New York 09324
UNITED KINGDOM
RAF Alconbury, APO New York 09238
RAF Bentwaters, APO New York 09755
RAF Chicksands, APO New York 09193
RAF Croughton, APO New York 09378
RAF Harrogate, APO New York 09210
RAF Lakenheath, APO New York 09179



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RAF Mildenhall, APO New York 09127
RAF Upper Heyford, APO New York 09194
RAF West Ruislip, APO New York 09218
RAF Wethersfield, APO New York 09120
RAF Woodbridge, APO New York 09405





ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**GNSA01**

**System name:** NSA/CSS Access, Authority and Release of Information File

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element as appropriate.

**Categories of individuals covered by the system:** NSA/CSS civilian employees, personnel under contract or appointment and military assignees.

**Categories of records in the system:** File may consist of authorizations to obtain keys, authorizations for access to specific sensitive information or areas, delegation of responsibility to authorize or request specific action, work projects or access, notification to report for duty in event of hazardous weather or other emergency, authorization to officially release various types of communications, assignment to special activities, assignment as Agency representative to Department or other government committees, boards, task groups, assignment to special tasks in event of technical or national emergencies, assignment to duties as fire, safety, security officers; Combined Federal Campaign and Blood Donation workers; and assignments to other special or volunteer duties or activities.

**Authority for maintenance of the system:** Public Law 86-36, Public Law 88-290, Title 18 U.S.C. 798, E.O. 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of this file is to provide a means to rapidly determine who may have access to information or keys, who is required to report for duty in special circumstances, who has been authorized to release official communications, who has been assigned additional special tasks, voluntary duties or other duties. The file and its segments are used by each authorized staff, line, contract and field officer, employee or assignee to make determinations as noted in the purposes above. Where required, specific information from this file may be made available to appropriate investigatory authorities engaged in national security or criminal investigations or to national defense and intelligence authorities or other governmental entities with respect to specific assignments or when emergency action is required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, paper cards in file boxes, magnetic tapes, disks and other computer storage media, computer listings, microfilm.

**Retrievability:** By name.

**Safeguards:** For paper, computer listing, cards and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers. Access to information is limited to authorized individuals only. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Where data elements are derived from the Personnel Security File, remote terminal inhibitions are in force with respect to access to complete file or data relating to persons not assigned to requesting organization using a remote terminal. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of headquarters area locations.

**Retention and disposal:** Retained until individual is no longer authorized access, release authority r assigned to specific additional duties. Computer files are purged and updated to reflect current status.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individual for notification shall be in writing addressed to the Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Applications and related forms requesting access, appointment or authorization, notifications of same, personnel records, personnel security records, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to provisions of section 552(b) (1) of this title; individual records constituting investigatory material compiled solely for purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

**GNSA02**

**System name:** NSA/CSS Applicants

**System location:** National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755

**Categories of individuals covered by the system:** Applicants for employment with NSA/CSS.

**Categories of records in the system:** File contains forms, documents and correspondence providing personal and qualifications information submitted by individual applicant, educational institutions, past employers, references. Records include processing items, status reports, test results, interview reports, reports of reviewing organizations and other related information.

**Authority for maintenance of the system:** Public Law 86-36, Public Law 88-290, E.O. 10450, and Title 5, U.S.C. and appropriate implementing Civil Service Commission directives in Federal Personnel Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of this file are to support the recruitment, selection, hire and placement of applicants. The file is used to document applicant processing, as a basis for selection decisions by individual agency elements and the personnel organization, and such other related uses as required. The users of this file include those staff, line, contract and field officers and employees as authorized and appropriate. In addition, files may be made available to the Civil Service Commission, Freedom of Information Act and Privacy Act authorities, Department of Defense and other governmental entities as required and appropriate.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper in file folders, cards in containers, logs, computer listings, computer magnetic tape, disks and other computer storage media, microfilm.

**Retrievability:** By name, social security account number, and other appropriate data elements.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers. Access to information is limited to those individuals specifically authorized and granted access by Assistant Director for Personnel and Security. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only. Remote terminal inhibitions are in force with respect to access to computerized file or data relating to persons not referred to the organization using a remote terminal. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of headquarters area locations.

**Retention and disposal:** For applicants who are employed records are transferred to Personnel File or destroyed as appropriate. For applicants not employed records are retained for a period not to exceed one year unless employment requirements necessitate retention for a longer period.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Applicant, educational institutions, references, former employers including other governmental entities, interviewing and reviewing individuals including possible gaining organization, security and medical authorities and other sources as relevant and appropriate.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3 Subsection (k) (1) subject to the provisions of section 552 (b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

GNSA03

**System name:** NSA/CSS Correspondence, Cases, Complaints, Visitors, Requests

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element as authorized and appropriate.

**Categories of individuals covered by the system:** Persons calling or corresponding with NSA/CSS concerning Congressional inquiries; job opportunities; Freedom of Information and Privacy Act requests; other information requests, suggestions or comments; registering complaints; requesting appropriate security clearance, and permission to visit; requesting or requiring information relating to litigation or anticipated litigation; and employees or assignees registering complaints or requesting information with respect to Equal Employment Opportunities, requesting inquiry or investigation by the Inspector General, requesting advice, opinions, or assistance from the General Counsel or provided the General Counsel with respect to conflict of interest issues.

**Categories of records in the system:** File contains correspondence from and to individual, documents and memoranda related to the response, written material developed during or in anticipation of litigation or investigation of inquiries, complaints or grievances, written material developed in response to a request for advice or opinion from an individual, written material required by law, executive order, and regulations with respect to Equal Employment Opportunity investigations, Inspector General investigations, judicial branch subpoenas, orders and related actions.

**Authority for maintenance of the system:** Public Law 86-36, Public Law 88-290, Title 5 U.S.C. 552 as amended by Public Law 93-502 and Public Law 93-579, Public Law 92-261, Executive Order 10450, Executive Order 11478, Executive Order 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of this file is to provide a record of the official responses and determinations of NSA/CSS to various inquiries for information, complaints, official actions of other governmental agencies and branches. The users of these files and those staff, line, contract and field officers, employees and assignees delegated the responsibility to respond on behalf of the Director, NSA, to such inquiries and complaints. The files are used to carry out the purpose set forth above, to provide an information base to be used in responding to the various reporting requirements levied by the Public Laws and Executive Orders cited in the authorities section of this notice. Information in the file may be used to provide reports in summary or statistical form to the Department of Defense, Civil Service Commission, Office of Equal Employment Opportunity, Congress and those committees or subcommittees of the Congress having jurisdiction over matters covered by individual reports. Certain files may be provided to the General Counsel, Department of Defense; the Department of Justice, other appropriate governmental agencies and the judical branch where litigation or anticipated civil or criminal litigation is involved or where sensitive national security investigations related to protection of intelligence sources or methods are involved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By name, case, or subject and within subject by name.

**Safeguards:** Secure limited access facilities and within those facilities individual limited access offices. Files are stored in lockable containers and are only made available to individuals specifically authorized access or required to respond and individuals affected by actions taken or complaints received. Files related to sensitive investigations by the Equal Employment Opportunity Office, the Inspector General and General Counsel are additionally protected pursuant to appropriate statutes, executive orders or regulations and attorney-client privilege. In some cases records are sealed pursuant to sensitivity of subject matter or specific court order.

**Retention and disposal:** Records are retained on-site indefinitely.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Individual correspondence, written materials developed in response to inquiries, executive branch departments and agencies, judicial branch elements, Congress, Congressional committees, individual Congressmen, other government and private entities as appropriate, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) of this title. Individual records in this file which are investigatory material compiled for law enforceme nt purposes are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (2) Individual records in this file which are required by statute to be maintained and used solely as statistical records may be exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (4). Individual records in this file which are investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualfications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290, Title 18 U.S.C. 798, and the attorney- client privilege.





GNSA04

**System name:** NSA/CSS Cryptologic Reserve Mobilization Designee List

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Appropriate staff and line elements.

**Categories of individuals covered by the system:** Inactive duty military reservists assigned to NSA/CSS mobilization positions.

**Categories of records in the system:** Record consists of a computer listing of NSA/CSS reserve mobilization requirements.

**Authority for maintenance of the system:** Public Law 86-36 and Title 10, U.S. Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain Tables of Distribution on mobilization requirements by military service, military job code, billet title, number of billets, mobilization duty location, training sponsor, and any special clearance requirements of the billet, and to provide a system of identifying mobilization designees with billets for training assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer listings, computer magnetic tapes, disks and other computer storage media.

**Retrievability:** By name and mobilization designee requirements.

**Safeguards:** Secure limited access facilities and within those facilities lockable containers. Records are accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. They are reviewed annually for changes in requirements. Superseded records are destroyed when no longer useful for reference purposes.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Individual's parent service.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of section 552 (b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempt pursuant to subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

GNSA05

**System name:** NSA/CSS Equal Employment Opportunity Data

**System location:** National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Categories of individuals covered by the system:** NSA/CSS civilian personnel and personnel under contract.

**Categories of records in the system:** File contains civilian personal data and Agency organizational data to include job title, grade, date of birth, training, date of last promotion, educational attainments, social security account number, time of service, personnel codes, organization assignment.

**Authority for maintenance of the system:** Public Law 92-261, Public Law 86-36, Executive Order 11478, Chapter 713 of Federal Personnel Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of this file is to insure compliance with cited authorities with respect to equal employment opportunities. Users of the file are those staff, line, contract and field officers and employees specifically authorized by law, regulation, delegation of responsibility, and grant of access by the NSA Equal Employment Opportunity Director. The file is used to compile those studies, research, statistics and reports necessary to insure compliance with cited authorities. Reports, summaries and statistics may be made available to the Department of Defense, Office of Equal Employment Opportunity, Congress, Civil Service Commission, Department of Justice and judicial branch elements as required by cited authorities, requested pursuant to those authorities or ordered by specific judicial branch order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, disk or other computer storage media, computer listings, paper in file folders.

**Retrievability:** By name, social security account number, and specific subject matter data elements.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers. Access to information is limited to those individuals specifically authorized and granted access by EEO Director. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Where data elements are derived from the Personnel System, remote terminal inhibitions are in force with respect to access to complete file or data relating to persons not assigned to requesting organization using a remote terminal. Remote terminals are secure, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available out of headquarters area locations.

**Retention and disposal:** File is routinely updated and old data disposed of as required. Individual data is subject to retention and disposal requirements specified for records contained in the Personnel System.

**System manager(s) and address:** Director of Equal Employment Opportunity, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade,Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Individuals themselves, organizational elements, Personnel File, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records and data elements in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of section 552 (b) (1) of this title. Individual records and data elements in this file which are required by statute to be maintained and used solely as statistical records are exempted pursuant to Public Law 93-579, Section 3, subsection (k) (4). In addition, certain records or data elements may be subject to specific provisions of Public Law 86-36, Public Law 88-290, Title 18 U.S.C. 798, and Public Law 92-261.

GNSA06

**System name:** NSA/CSS Health, Medical and Safety Files

**System location:** Primary System - National Security Agency/Central Security Service, Fort George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element as appropriate.

**Categories of individuals covered by the system:** NSA/CSS civilian employees, military assignees, applicants, retirees, building concessionaires, assigned GSA employees, certain contract employees, visi-



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tors requiring emergency treatment, in certain cases members of employees' families with prior approval of the employee, blood donors, designated Health and Safety Officers.

**Categories of records in the system:** File may consist of completed medical questionnaires, results of physical examinations and laboratory tests, records of medical treatment and services, x-rays, notices of injury, forms and correspondence including exchanges with Department of Labor related to injury and subsequent claims, correspondence with personal physician, NSA/CSS Medical Center reports, safety reports, absence and attendance records, medical evaluations, fitness for duty reports, 'Log of Federal Occupational Injuries and Illnesses,' results of psychological assessment testing and interviews, psychiatric examination results and related reports, forms and notes, lists of blood donors.

**Authority for maintenance of the system:** Public Law 86-36, and Federal Employees Compensation Act of September 7, 1916, as amended, Title 5, U.S.C. and Civil Service Commission implementation thereof as contained in Federal Personnel Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine fitness for hiring, continued employment or assignment and reassignment, to process accident and compensation claims, correct hazardous conditions, determine eligibility for disability retirement, record names of blood donors. When required, specific information from these files may be made available to the Department of Labor in those cases involving compensation claims and, with the permission of the individual, to other medical personnel or the Amercian Red Cross for additional examination, treatment, counseling or other medical purpose, Freedom of Information and Privacy Act authorities as appropriate, and to other governmental entities as required and appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievabillty:** By name.

**Safeguards:** Secure, limited access facilities and within these facilities lockable containers. Records are accessible only to authorized personnel.

**Retention and disposal:** Medical files and records on traumatic injury and occupational disease are transferred to official personnel folder upon separation; traumatic injury and occupational disease correspondence on civilian employees and retirees is retained indefinitely. Applicant medical files are retained for no more than one year or until date designated to individual; files on military assignees are forwarded to parent service upon reassignment from NSA/CSS; all other medical case files are destroyed upon termination of association with NSA/CSS. Psychological files on applicants are retained for no more than one year or until date designated to individual; all other files are retained for four years after end of individual's association with NSA/CSS. Decentralized segments are either transferred with employee or assignee, or retained for a period after separation as appropriate but not to exceed three years and are then destroyed.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to the Information Officer, National Security Agency/Central Security Service, Fort George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to the Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Applicants; employees, assignees, official personnel folders, NSA Safety Officers and records, witnesses to accidents and injuries, medical and administrative personnel, blood donor personnel, members of employee's family with employee's permission and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3 Subsection (k) (1) subject to the provisions of Section 552 (b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to Subsection (k) (5). Certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798. In addition, medical, psychological and psychiatric records may be subject to certain special access procedures established pursuant to Public Law 93-579, Section 3, Subsection (F) (3).

GNSA07

**System name:** NSA/CSS Motor Vehicles and Carpools

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each non-headquarters facility and field element as appropriate and required.

**Categories of individuals covered by the system:** NSA/CSS civilian employees, military assignees, other governmental employees or personnel under contract granted extended temporary or permanent access to an NSA/CSS facility.

**Categories of records in the system:** File may consist of machine-readable or regular paper cards, carpool or other transportation survey results, annotated machine listings, post motor vehicle violation reports, stolen vehicle reports, or other forms and correspondence related to parking privileges, transportation needs, local (parking lot) parking enforcement procedures, vehicle abuse and other related matters as appropriate and required.

**Authority for maintenance of the system:** Title 40 U.S.C., 318a-b; Title 50 U.S.C. 797; Title 34 Code of the Federal Register, Part 232, Appendix B; and Title 41 C.F.R., Part 101-20.111 et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of this file are to provide data necessary to enforcement of parking lot regulations, employee assistance with respect to vehicle abuse and stolen vehicles, provide carpool assistance, assure availability of adequate transportation and parking facilities and other related matters. The uses of the file are to verify vehicle ownership, determine allocation of parking privileges, insure the maintenance of adequate and safe parking areas, develop statistics with respect to parking and transportation requirements, encourage formation of carpools or other multiple-user transportation arrangements, provide a directory of potential participants in carpools or other multiple-user transportation arrangements and other related uses as appropriate and required. The users of the file are those authorized line, staff, contract and field element officers and employees, any employee, assignee or other individual working at an NSA/CSS facility interested in forming or joining a carpool or other multiple-user transportation arrangement, local civil and military law enforcement personnel as required and appropriate. Statistical data or selected individual data limited to name, address and telephone number may be made available to commercial or private transportation entities where the individuals have indicated a desire to use or join a multiple-user transportation arrangement, supervisory and other reviewing authorities in cases of parking privilege abuses, and other related users as required and appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, machine-readable and other cards in appropriate containers, magnetic tape, disk or other computer storage media, computer listings.

**Retrievability:** By name, motor vehicle identifier.

**Safeguards:** For paper, cards and computer listings - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers as appropriate. Access is limited to authorized users. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only.

**Retention and disposal:** File is routinely updated and old data disposed of as required. Individual data is subject to retention and disposal requirements specified for records contained in the Personnel System.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing adressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.





**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G.Meade, Md. 20755

**Record source categories:** Data provided by individuals, authorities in charge of parking facilities, local civil and military law enforcement entities and other related sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records and data elements in this file which are classified may be exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of section 552 (b).(1) of this title. In addition, certain records or data elements may be subject to specific provisions of Public Law 86-36, Public Law 88-390, Title 18 U.S.C. 798, and Public Law 92-261.

GNSA08

**System name:** NSA/CSS Payroll and Claims

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element as appropriate.

**Categories of individuals covered by the system:** NSA/CSS civilian employees and applicants, military assignees, contractors, reemployed annuitants, personnel under contract.

**Categories of records in the system:** File may consist of records on time and attendance; overtime; shift and holiday work; absent without leave reports; payroll deductions, allotments and allowances; requests for leave; payments for travel performed in connection with permanent change of station, temporary duty, invitations, interviews, pre-employment interviews and initial entry on duty. Also included are Pay Adjustment Authorizations (DD Form 139) and Case Collection Vouchers (DD Form 1131) and, in connection with pay claims, waivers, requests for waivers, documents, correspondence, background data, recommendations and decisions.

**Authority for maintenance of the system:** Public Law 86-36; Section 113 of the Budget and Accounting Procedures Act of 1950, as amended; 31 U.S. Code 66a, Titles 2, 4, 5, 6 and 37; GAO Manual; the Federal Claims Collection Act of 1966; 31 U.S. Code 951-953.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain effective control over and accountability for all funds; to provide accounting data to support the NSA/CSS budget request and control the execution of the budget; provide financial information required by the Office of Management and Budget; provide financial information for NSA/CSS management purposes; provide for the input of permanent change data and the output of such data as Leave Without Pay, reconciliation of files, periodic step increases, mass pay changes and changes in leave categories; investigate, review, discuss and recommend and implement decisions on pay claims waivers. When required, specific information from this file may be made available to other governmental entitles in connection with Social Security deductions, unemployment compensation claims, job-related injury and death benefits, tax audit and collections, and other related claims or actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; file cards; computer paper printouts; machine-readable cards; computer magnetic tapes, disks and other computer storage media.

**Retrievability:** By name, social security account number.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers. Access to information is limited to authorized individuals. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of headquarters area locations.

**Retention and disposal:** Records which are temporary in nature are retained on-site for tenure of employee plus two years. Records required to be permanently retained are held in an active file until receipt of GAO audit letters, then retired on-site except for individual Pay and Leave Records which are retired to Federal Records Center, St. Louis.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Forms, cards, requests and other documentation submitted by individual, supervisors, claims officers, Personnel File data, Time, Attendance and Access File data, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of section 552 (b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to Subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

GNSA09

**System name:** NSA/CSS Personnel File

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element and supervisor as authorized and appropriate.

**Categories of individuals covered by the system:** Civilian employees, personnel under contract, military assignees, dependents of NSA/CSS personnel assigned to field elements, individuals integrated into the cryptologic career development program, custodial and commercial services personnel.

**Categories of records in the system:** File contains personnel papers and forms including but not limited to applications, transcripts, correspondence, notices of personnel action, performance appraisals, personal summaries, professionalization documentation and correspondence, training forms, temporary duty, letters of reprimand, employee record card, special assignment documentation, letters of commendation, promotion documentation, field assignment preference, requests for transfers, permanent change of station, passport, transportation, official orders, awards, suggestions, pictures, complaints, separation, retirement, time utilization, scholarship/fellowship or other school appointments, military service, reserve status, military check in/out sheets, military orders, security appraisal, career battery and other test results, language capability, military personnel utilization survey, work experience, notes and memoranda on individual aspects of performance, productivity and suitability, information on individual eligibility to serve on various boards and committees, other information relevant to personnel management, housing information where required.

**Authority for maintenance of the system:** Public Law 86-36, Title 5 U.S.C. and implementing Civil Service Commission regulations in the Federal Personnel Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of this file are to support the personnel management program; personnel training and career development; personnel planning; staffing and counseling; administration and personnel supervision; workforce study and analysis; manpower requirements studies; and training curricula planning and research. The uses of the file are to implement the purposes cited and provide management at all levels with the documentation and tools necessary for effective personnel management and supervision. Information may also be used to verify present or former NSA/CSS employment to gaining employers or to financial institutions when individual has applied for credit. The users are those staff, line, contract and field officers, employees, and assignees authorized to maintain or have access to personnel data or some decentralized segment thereof. In addition, officers and employees of elements engaged in security and training, Freedom of Information or Privacy Act actions, Inspector General, General Counsel, Equal Employment Opportunity, audit or review, medical and psychological or other appropriate functions may be authorized access as required in the performance of their duties. Individual files or portions thereof



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may be made available to hearing examiners, the judicial branch, the Civil Service Commission, the Department of Defense or other gaining government organization as required and appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, file cards, machine readable cards, computer printouts, computer magnetic tapes, disks and other computer storage media, and microfilm.

**Retrievability:** By name, social security account number and other items of relevant information.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers. Access to information is limited to those individuals authorized and responsible for personnel management or supervision. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Where data elements are derived from the Personnel File, remote terminal inhibitions are in force with respect to access to complete file or data relating to persons not assigned to requesting organization using a remote terminal. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of headquarters area locations.

**Retention and disposal:** Primary System - those forms, notices, reports and memoranda considered to be of permanent value or required by law or regulation to be perserved are retained for the period of employment or assignment and then forwarded to the gaining organization or retained indefinitely. If the action is separation or retirement, these items are forwarded to the Civil Service Commission or retired to the Federal Records Center at St. Louis as appropriate. Those items considered to be relevant for a temporary period only are retained for that period and either transferred with the employee or assignee or destroyed either when they are no longer relevant or at time of separation or retirement. Computerized portion is purged and updated as appropriate. Personnel summary, training, testing and past activity segments retained permanently. All other portions deleted at end of tenure.

Decentralized System - Files are transferred to gaining organization or destroyed upon separation as appropriate. Computer listings of personnel assigned to an organization are destroyed upon receipt of updated listings.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Forms used to collect and process individual for employment, access or assignment, forms and memoranda used to request personnel actions, training, awards, professionalization, transfers, promotion, organization and supervisor reports and requests, educational institutions, references, Civil Service Commission and other governmental entities as appropriate, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3 Subsection (k) (1) subject to the provisions of section 552 (b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

### GNSA10

**System name:** NSA/CSS Personnel Security File

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract and field element as appropriate.

**Categories of individuals covered by the system:** Applicants for employment with NSA/CSS; civilian employees; personnel under contract; military assignees, members of advisory groups; consultants; experts; other military personnel, federal employees, employees of contractors, and employees of services and other individuals who require access to NSA/CSS facilities or information.

**Categories of records in the system:** File Folder - Photograph, fingerprint data, statement of personal history, agreements with respect to specific security processing procedures, security processing forms and records, investigative reports, incident and complaint reports, unsolicited information when relevant, reports by domestic law enforcement agencies when relevant, clearance data, access authorization, foreign travel data, security secrecy agreements, separation and retirement data and other information as required and relevant. Computer File - contains data elements representing a summary and index of the file folder data to include personal identifying data, relevant security processing data, clearance and access data, separation and retirement data.

**Authority for maintenance of the system:** Public Law 88-290, Public Law 86-36, Title 18 U.S.C. 798, Title 50 U.S.C. 403 (d) (3), Executive Orders 10450, 10865 and 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose of this file is to insure compliance with cited authorities. Users of this file and its segments are limited to properly authorized staff, line, contract and field element officers, employees or assignees. The file is used to carry out the purpose cited and in determinations with respect to employment, access, assignment and reassignment, assignment to a board of appraisal or management promotion, foreign official and unofficial travel, and other personnel actions where security represents a relevant and valid element of the determination. In addition, files or portions thereof may be made available to the Defense Investigative Service, military investigative services, Department of Justice, governmental elements involved in National Agency checks, members and staff of the Defense Investigative Review Council as appropriate with their inspection authorities, Department of Defense General Counsel and Director of Central Intelligence and his General Counsel in the event of litigation or anticipated litigation with respect to unauthorized disclosures of classified intelligence or intelligence sources and methods and related court actions, other government agencies and private contractors requiring clearance status information and authorized to receive same, judicial branch elements pursuant to specific court orders or with respect to litigation, elements of the Department of Defense involved in administration of the Industrial Security Program, the Civil Service Commission as required, and public law enforcement authorities when a specific breach of criminal statutes is involved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, disk or other computer storage media, computer paper printouts, paper in file folders, microfilm.

**Retrievability:** By name or unique number assigned individual.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those lockable containers. Access to information is limited to authorized individuals. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of specific security offices at headquarters area locations.

**Retention and disposal:** Primary System - Files on individuals assigned, employed, or granted access to NSA/CSS information or facilities - retained for a minimum of 30 years after last security action reflected in the file, then destroyed. Files initiated on individuals requesting employment, assignment or access but never completed due to non-employment, non-assignment or withdrawal or denial of grant of access are destroyed within one year. Computer records are purged and updated consistent with these retention policies.

**System manager(s) and address:** Director, NSA.





**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Data provided by individual during employment and security processing, data provided by investigative service processing individual's background investigation, data provided by references, educational institutions and other sources named by individual or developed during background investigation, unsolicited data from any source where relevant, data provided by Civil Service Commission and other agencies, departments and governmental elements involved in the conduct of National Agency checks, the Federal Bureau of Investigation, data developed by appropriate governmental elements in the course of a national security investigation or investigation into alleged violations of criminal statutes related to unauthorized disclosures of intelligence or protection of intelligence sources and methods, documents furnished by agency element sponsoring individual for access to specific classified information.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3 Subsection (k) (1) subject to the provisions of section 552(b) (1) of this title; individual records constituting investigatory material compiled for law enforcement purposes, other than material within the scope of Subsection (j) (2) of this Section are exempted pursuant to subsection (k) (2); individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

### GNSA11

**System name:** NSA/CSS Time, Attendance and Absence

**System location:** Primary System - National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments - Each staff, line, contract, and field element as authorized and appropriate.

**Categories of individuals covered by the system:** NSA/CSS civilian employees, personnel under contract and military assignees.

**Categories of records in the system:** File contains request forms, time cards, authorization forms, notifications, locator cards and other correspondence or revisions thereof related to actions concerning time, attendance, absence, annual leave, leave without pay, advance leave, administrative leave, exemplary use of leave, unauthorized leave and absences and other related matters.

**Authority for maintenance of the system:** Public Law 86-36, Public Law 88-290, Section 113 of the Budget and Accounting Procedures Act of 1950, as amended, 31 U.S.C. 66a.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of these files is to provide a means of accounting for all time, attendances and absenses of NSA/CSS civilian employees, contract employees and military assignees. The users of these files are those staff, line, contract and field officers, employees, and assignees authorized to account for or investigate employee time, attendance and absence. The files may be used to make performance, payroll, personnel and security determinations. Where required, specific information from these files may be made available to appropriate investigatory authorities engaged in national security or criminal investigations, hearing examiners and other authorized individuals with respect to grievances or adverse actions, and to those agencies identified in the NSA/CSS System of Records named 'Payroll and Claims' as necessary to document payroll actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, file cards, machine readable cards, computer printouts, computer magnetic tapes, disks and other computer storage media, and microfilm.

**Retrievability:** May be retrieved by name and in some cases social security account number.

**Safeguards:** For paper, cards, printouts and microfilm - Secure limited-access facilities and within those facilities lockable containers as appropriate. Access by authorized individuals only. Current time cards are not secured with respect to individual employees within immediate working element. For machine- readable cards, computer magnetic tapes and disks and other computer storage media within the computer processing area additional secure limited- access facilities, specific processing requests from authorized persons only, specific authority to access stored cards, tapes or disk files.

**Retention and disposal:** Primary System - Records are permanent. They are retained on site as appropriate. Those subject to GAO audit are retired one to three years after receipt of GAO audit letters. All records, except for those included in the individual Pay and Leave Records which are retired to the St. Louis Federal Records Center, are retired on site.

Decentralized Segments - Records are temporary, are retained for the period the individual is assigned to an element, and are either transferred with the employee to the receiving element or disposed of as appropriate. Time cards and other appropriate forms for pay and leave purposes are forwarded each pay period to the element responsible for finance and accounting functions including payroll.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade,Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Time cards, request forms and related correspondence from individual employees and assignees, authorizations and notifications from authorizing officers, correspondence from supervisory personnel and investigating officers with respect to abuses of leave and attendance or unauthorized leave and absences, other records or reports related to either exemplary use of leave or abusive use of leave, and other sources as appropriate and required.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classified are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of Section 552 (b) (1) of this Title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to Subsection (k) (5). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

### GNSA12

**System name:** NSA/CSS Training

**System location:** Primary System-National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

Decentralized Segments-Each staff, line, contract and field element as authorized and appropriate.

**Categories of individuals covered by the system:** NSA/CSS employees, personnel under contract, military assignees and other government employees, designees and military personnel as required and appropriate, who attend courses or receive training by or under NSA/CSS sponsorship.

**Categories of records in the system:** File contains forms, correspondence, memoranda, student and instructor surveys, requests and other information related to testing and training; tests and test results; test grades, course grades and other student and instructor evaluations; course and class rosters, rosters of individuals by specialty; attendance and time utilization reports for students and instructors; biographical sketches where required and appropriate; course and training histories; other course research and evaluation data; student disciplinary actions and complaints; waiver requests and responses; selected personal data including education level and scholastic achievements; course and training cost data where appropriate; reimbursement and service agreements where appropriate; and other records related to civilian and military training as required and appropriate.



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**Authority for maintenance of the system:** Title 5 U.S.C. Chapter 41, Executive Order 11348, Civil Service Commission implementing directives as contained in the Federal Personnel Manual, Public Law 86-36.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of this file are to provide documentation concerning individual training, develop training requirements, refine training methods and techniques, provide individual career and training counseling. The users of this file are those staff, line, contract and field officers, employees and assignees as authorized and appropriate. In addition, portions of these files are incorporated in the Personnel File, are made available to management and supervisory personnel and to other governmental entities as required and appropriate. The file is used to carry out the purposes cited above, perform certain statistical analyses related to training and reports concerning training, and may be used to assist in the evaluation of an individual's performance, readiness for promotion, potential for career development, assignments requiring special qualifications and other actions as appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, card files, binders, computer punch cards, computer listings, computer magnetic tapes, disks and other computer storage media, microfilm.

**Retrievability:** By name.

**Safeguards:** For paper, computer printouts and microfilm - Secure limited access facilities, within those facilities secure limited access rooms and within those rooms lockable containers as appropriate. Access to information is limited to authorized individuals only. For machine records stored on magnetic tape, disk or other computer storage media within the computer processing area, additional secure limited-access facilities, specific processing requests from authorized persons only, specific authority to access stored records and delivery to authorized persons only. Where data elements are derived from the Personnel System, remote terminal inhibitions are in force with respect to access to complete file or data relating to persons not assigned to requesting organization using a remote terminal. Remote terminals are secured, are available to authorized persons only, and certain password and other identifying information available to authorized users only is required. Terminals are not available outside of headquarters area locations.

**Retention and disposal:** Primary System - Records are reviewed annually and retained or destroyed as appropriate. Copies of items of significance with respect to the individual are included in the Personnel File and retention is in accordance with the retention policies for that system. Items used as the basis of statistical studies or other research efforts may be retained indefinitely. Computer listings and records are purged and updated as required and appropriate. Decentralized System - Records are reviewed annually and retained or destroyed as appropriate. Individual's file may be transferred to gaining organization if appropriate. Computer listings and records are purged and updated as required and appropriate.

**System manager(s) and address:** Director, NSA.

**Notification procedure:** Requests from individuals for notification shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record access procedures:** Requests from individuals for access shall be in writing addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Contesting record procedures:** The NSA/CSS rules for contesting contents and appealing initial determinations may be obtained by written request addressed to Information Officer, National Security Agency/Central Security Service, Ft. George G. Meade, Md. 20755.

**Record source categories:** Individual, supervisors, training counselors, instructors and other training personnel; other governmental entities nominating individuals for training; other training and educational institutions; Personnel File, and other sources as required and appropriate.

**Systems exempted from certain provisions of the act:** Individual records in this file which are classfied are exempted pursuant to Public Law 93-579, Section 3, Subsection (k) (1) subject to the provisions of section 552(b) (1) of this title; individual records constituting investigatory material compiled solely for the purpose of determining suitability, eligibility or qualificatons for Federal civilian employment, military service, Federal contracts, or access to classified information are exempted pursuant to subsection (k) (5); individual records consisting of testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal Service are exempted pursuant to Subsection (k) (6). In addition, certain records may be subject to specific provisions of Public Law 86-36, Public Law 88-290 and Title 18 U.S.C. 798.

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**HDNA 102-03**

**System name:** 102-03 Headquarters Personnel Roster

**System location:** Primary System - Administrative Services Division, Personnel and Administration Directorate, Headquarters, Defense Nuclear Agency (DNA), Washington, D. C. 20305. Decentralized Segments - Internal organizational elements of the Agency Headquarters, and subordinate elements receive hard copies of the roster.

**Categories of individuals covered by the system:** Any individual military or civilian employed by DNA.

**Categories of records in the system:** File contains individual personal information consisting of name, SSAN, preferred first name, grade, service component, first name of spouse, office symbol, telephone and intercom number, room number, home address and home telephone number.

**Authority for maintenance of the system:** 5 USC 301, 302 Public Law 89-554, 6 September 1966.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Administrative Services Division - To locate personnel; prepare and publish roster. Individuals - To obtain personal locator information so as to facilitate communications/contact for official and social purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cards in Card File Box and printed paper rosters.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Building employs security guards and protected by intrusion alarm system. Records are maintained in area accessible only to authorized personnel of the Agency that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file as long as individual is assigned to the Agency. Upon departure of the individual record is destroyed.

**System manager(s) and address:** Chief, Administrative Services Division, Headquarters, Defense Nuclear Agency, Washington, D. C. 20305.





**Notification procedure:** Information may be obtained from: Administrative Services Division, Headquarters, Defense Nuclear Agency, Washington, D. C. 20305.

**Record access procedures:** Requests from individuals should be addressed to: Chief, Administrative Services Division, Headquarters, Defense Nuclear Agency, Washington, D. C. 20305 or by a visit to Room 127, 6801 Telegraph Road, Alexandria, Virginia 22310.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from SYSMANAGER.

**Record source categories:** Information voluntarily submitted by individual.

**Systems exempted from certain provisions of the act:** NONE

**HDNA 412-14**

**System name:** 412-14 Biography Files

**System location:** Public Affairs Office, Defense Nuclear Agency, Washington, D. C., 20305, Routing Symbol: PAO.

**Categories of individuals covered by the system:** Senior military officers of the Army, Air Force, Navy and Marines who hold positions within the chain of command or heads of major headquarters within the services that may on accasion interface with Defense Nuclear Agency and/or its components. Civilians who are senior officials within the Department of Defense/Government agencies within the chain of command or department heads that may on occasion interface with Defense Nuclear Agency and/or its components.

**Categories of records in the system:** Brief biographical data (sometimes including photographs), obtained on a voluntary basis with data approved by the individual.

**Authority for maintenance of the system:** 5 USC 301, 302 Public Law 89-554, 6 September 1966.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain current biographies on key Defense Nuclear Agency personnel for use in routine requests and news releases. To maintain current biographies on key DoD personnel, civilian contractors, or civilians with which the agency or its personnel come in contact in the completion of their mission. Releasable to media, individuals, businesses and any other public or private requester.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** All files are in GSA 4-drawer safes with combination locks. Building is under 24-hour GSA guard system. Records are maintained in office only accessible to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Files are retained in active file until retirement, transfer, separation, or death of the individual concerned or on discontinuance of office at which time they are destroyed.

**System manager(s) and address:** Public Affairs Officer, Defense Nuclear Agency, Washington, D. C., 20305.

**Notification procedure:** Information may be obtained from Public Affairs Office, Defense Nuclear Agency, Washington, D. C., 20305, telephone 202-325-7091.

**Record access procedures:** Records are open to the public upon demand. Written requests should be addressed to Defense Nuclear Agency, ATTN: Public Affairs Office, Washington, D. C., 20305. Written requests for information should contain the full name of the individual. Visits can be arranged by the Public Affairs Office.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Biographical data voluntarily submitted by individual personally.

**Systems exempted from certain provisions of the act:** NONE

**HDNA 501-01**

**System name:** 501-01 Personnel Security Files

**System location:** Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., 20305, Routing Symbol: OAIS. Also at the following subordinate commands: Field Command, Defense Nuclear Agency, Support Directorate, Kirtland AFB, Albuquerque, NM, 87115, Routing Symbol FCSD-D and maintained by Chief, Security Division, Building 20-352A; and Armed Forces Radiobiology Research Institute, Bethesda, Maryland, 20014, located in Buildings 42, 43, 44 and 45 on the grounds of the National Naval Medical Center, and maintained by Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., 20305.

**Categories of individuals covered by the system:** All military and civilian personnel assigned to or employed by Hqs, Defense Nuclear Agency (HQDNA), Field Command, Defense Nuclear Agency (FCDNA), and the Armed Forces Radiobiology Research Institute, (AFRRI).

**Categories of records in the system:** Correspondence on personnel of HQDNA, AFRRI, and FCDNA, including military, civilian, contractors and consultants who have special access requirements; security incident files; letters of accreditation to review and receive investigative records at other agencies; administrative files pertaining to the guard company consisting of guard performance and personnel data on guards authorized to work at DNA; picture and identification card on DNA personnel; security data cards containing security clearance and personal data; personnel clearance records.

**Authority for maintenance of the system:** Executive Order 10450, 'Security Requirements for Government Employment,' 27 April 1953, as amended by Executive Orders 10491, 10531, 10548, 10550, 11605, and 11785; Executive Order 11652, 'Classification and Declassification of National Security Information and Material,' 8 March 1972.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine and show eligibility to classified information. Users include guards to determine eligibility of access to controlled access facilities, and all HQDNA, AFRRI, and FCDNA personnel, including contractors and consultants to determine clearance eligibility for access to classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in locked security containers. Only personnel who are properly screened, cleared and trained have access to the material.

**Retention and disposal:** Records are maintained in active file as long as the individual is assigned or employed by DNA and then destroyed. In the case of assigned or employed by DNA and then destroyed. In the case of contractor personnel, records are maintained as long as the individual is associated with DNA and then destroyed.

**System manager(s) and address:** Director, Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C. 20305, for HQDNA and AFRRI; Chief, Security Division, FCDNA, Kirtland AFB, NM, 87115, for FCDNA.

**Notification procedure:** See EXEMPTION.

**Record access procedures:** See EXEMPTION.

**Contesting record procedures:** See EXEMPTION.

**Record source categories:** See EXEMPTION.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the SYSMANAGER.

**HDNA 505-18**

**System name:** 505-18 Visitor Access Control System

**System location:** Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., 20305, Routing Symbol: OAIS. Also at the following subordinate commands: Field Command, Defense Nuclear Agency, Support Directorate, Kirtland AFB, Albuquerque, NM, 87115, Routing Symbol FCSD-D and maintained by Chief, Security Division, Building 20-352A; and Armed Forces Radiobiology Research Institute, Bethesda, Maryland, 20014, located in Buildings 42, 43, 44 and 45 on the grounds of the National Naval Medical Center, and maintained by Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., 20305.

**Categories of individuals covered by the system:** Individuals from other Government agencies, including military, civilian, contractors and consultants desiring to visit the Defense Nuclear Agency, Field Command, Defense Nuclear Agency, or the Armed Forces Radiobiology Research Institute.

**Categories of records in the system:** File contains name, social security number, date of birth, citizenship, and degree of security clearance.

**Authority for maintenance of the system:** Executive Order No. 11652, 'Classification and Declassification of National Security Information and Material,' 8 March 1972; Executive Order 10450,



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'Security Requirements for Government Employment,' 27 April 1953, as amended by Executive Orders 10491, 10531, 10548, 10550, 11605, and 11785.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To show eligibility for access to classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, notebooks, computer paper printouts, computer cards, and file cards.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in open shelves and locked security containers accessible only to personnel who are properly screened, cleared and trained.

**Retention and disposal:** Maintained in active file for 12 months after expiration of the visit and are destroyed.

**System manager(s) and address:** Director, Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., for Headquarters, Defense Nuclear Agency and the Armed Forces Radiobiology Research Institute; Chief, Security Division, Field Command, Defense Nuclear Agency, Kirtland AFB, NM.

**Notification procedure:** Information may be obtained from: Director, Intelligence/Security Directorate, Defense Nuclear Agency, Washington, D. C., 20305, Telephone: Area Code 202-325-7389 for Headquarters, Defense Nuclear Agency and the Armed Forces Radiobiology Research Institute; or Chief, Security Division, Field Command, Defense Nuclear Agency, Kirtland AFB, NM., 87115, Telephone: Area Code 505-264-1423, for Field Command.

**Record access procedures:** Requests for information should be addressed to: Director, Intelligence and Security Directorate, Defense Nuclear Agency, Washington, D. C, 20305, for Headquarters, Defense Nuclear Agency, and the Armed Forces Radiobiology Research Institute, or Chief, Security Division, Field Command, Defense Nuclear Agency, Kirtland AFB, NM, 87115, for Field Command. Written requests for information should contain the full name, home address, social security number, date of birth, and place of birth. For personal visits, the individual must be able to provide identification showing full name, date of birth, place of birth, and social security number.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The Military Services, other Government agencies, contractors and consultants to Government agencies.

**Systems exempted from certain provisions of the act:** NONE

**HDNAFCPD41**

**System name:** PD41 FCDNA Personnel Data Systems

**System location:** Primary System - Data Processing Branch, Computer System Division Comptroller Directorate, Field Command, Defense Nuclear Agency (FCDNA), Kirtland AFB, NM 87115. Decentralized Segment - Remote Terminal (IBM 2740), Military Personnel Branch, Personnel Division, Support Directorate, FCDNA.

**Categories of individuals covered by the system:** All civilians employed by and active duty military personnel assigned to Field Command, Defense Nuclear Agency.

**Categories of records in the system:** File contains Joint Manpower Program, Strength, Personnel Record, and Locator Data.

**Authority for maintenance of the system:** 5 USC 301, 302 Public Law 89-554, 6 September 1966.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to compile and consolidate authorized/assigned strength for internal DNA usage. Users include all FCDNA, Headquarters DNA activities, and locator information is provided Kirtland Air Force Base, New Mexico. The system is specifically used to monitor personnel action (i. e., assignments, promotions, Effectiveness Reports), Security access, Human Reliability Program, and provide strength accounting and locator information for this joint activity.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Tape

**Retrievability:** Filed by Joint Manpower Program Position Number

**Safeguards:** Controlled access to computer. Computer maintained in area accessible only to authorized personnel that are properly cleared and trained.

**Retention and disposal:** Records are maintained until transfer from or termination of individual employment with FCDNA.

**System manager(s) and address:** Chief, Personnel Division, Support Directorate, FCDNA, Kirtland Air Force Base, NM 87115.

**Notification procedure:** Information may be obtained from FCDNA (FCSD-B), Kirtland Air Force Base, New Mexico, 87115. Telephone: Area Code 505-264-3516.

**Record access procedures:** Requests from individuals should be addressed to: FCDNA (FCSD-B), Kirtland Air Force Base, New Mexico 87115. Written requests for information should contain the full name of the individual. For personal visits, the individual should provide military or civilian identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information extracted from military and civilian personnel records, Joint Manpower Program document and Security Division, FCDNA.

**Systems exempted from certain provisions of the act:** NONE

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**JOJCS001MILPERS**

**System name:** OJCS Medals and Awards files and reports system; Microfilmed historical awards

**System location:** Military Personnel Branch, Personnel Division, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All military officer/enlisted personnel, regular and reserve, who are serviced by the Organizaton of the Joint Chiefs of Staff

**Categories of records in the system:** File contains, but not limited to, recommendations and substantiating documents for awarding of themedals and awards: orders authorizing awards, certificates of eligibility, memorandums for the record, vote sheets, status sheets, board membership lists, criteria and analysis, agency historicalfile, reports, reclama actions, recommendations for foreign awards, special category and exception to policy, bulletins, miscellaneous correspondence, Decorations and Awards Board memorandums, memorandums and records and microfilmed historical awards.

**Authority for maintenance of the system:** National Security Act of 1947 as amended.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Secretary of the Decorations and Awards Board is the principal user. A ready file of documentsfrom which information required to properly man the awards program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Building employs security guards. Access to space is limited to personnel office personnel during non-working hours via locked door. During working hours the space is occupied by personnel office personnel at all times.

**Retention and disposal:** Files are permanent, they are microfilmed and retained for historical purposes.

**System manager(s) and address:** Director, Joint Staff.

**Notification procedure:** Information may be obtained from:

Secretary, Decorations and Awards Board
Organization of the Joint Chiefs of Staff
The Pentagon
Washington, D. C. 20301
Telephone: Area Code 202/695-4759

**Record access procedures:** Requests from individuals should be addressed to: Secretary, Decorations and Awards Board, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D. C. 20301

Written requests for information should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification, that is, at least, his identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Source of information is obtained from agencies which are serviced by the Organization of the JointChiefs of Staff.

**Systems exempted from certain provisions of the act:** NONE

**JOJCS002MILPERS**

**System name:** Military Personnel Files

**System location:** Military Personnel Branch, Personnel Division, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All military personnel assigned to, attached to or on temporary duty with the Organization of the Joint Chiefs of Staff.

**Categories of records in the system:** Files contain personal information which has been extracted from the individual's Official MilitaryPersonnel File. Files contain information pertaining to, but not limited to, name, grade, service number, service job title, expected date of arrival for duty with the Organization of the Joint Chiefs of Staff, expected date of departure from the Organization of the Joint Chiefs of Staff.

**Authority for maintenance of the system:** National Security Act of 1947 as amended. .

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Military Personnel Branch, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff - To perform administrative functions required on individuals prior to their assignment to, during their assignment to, and after their assignment to the Organization of the Joint Chiefs of Staff. Uses include, but are not limited to, knowing when an individual will arrive, what agency they will be assigned to, who they will replace and when an individual will depart.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; paper card files; ringed binders.

**Retrievability:** Filed alphabetically by last name of individual; filed by agency; filed by requisition number.

**Safeguards:** Building employs security guards. Records are stored in file cabinets. The room(s) are locked when unattended.

**Retention and disposal:** Files are retained in active file until individual departs the Organization of the Joint Chiefs of Staff. Upon departure, the individual's file is placed in the inactive file. The file is retained for approximately one year.

**System manager(s) and address:** Chief, Military Personnel Branch, Personnel Division, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff.

**Notification procedure:** Information may be obtained from:

Chief, Military Personnel Branch
Personnel Division
Directorate of Administrative Services
Organization of the Joint Chiefs of Staff
The Pentagon
Washington, D.C. 20301
Telephone: Area code 202/697-3540

**Record access procedures:** Request from individuals should be addressed to: Chief, Military Personnel Branch, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301

Written request for information should contain the full name of the individual, current address, and telephone number.

For personal visits, the individual should be able to provide some acceptable identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager.

**Record source categories:** Source of information is the individual and the individual's Official Military Personnel File.

**Systems exempted from certain provisions of the act:** NONE

**JOJCS003SMB 631201**

**System name:** Directorate Administrative Services Message Information System (DASMIS)

**System location:** Staff Management Branch, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All individuals assigned to the OJCS; all persons with access into the OJCS restricted areas; personnel with SIOP clearances.

**Categories of records in the system:** File contains individuals security clearances, personal and office address, date of rank, date of birth, assignment and rotation dates, service, rank, grade, social security account number.

**Authority for maintenance of the system:** National Security Act of 1947 as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division - Perform all administrative functions as appropriate with respect to personnel assigned to the OJCS; monitor and process requests for manpower and organizational management services, perform organizational and manpower reviews for the OJCS.

Support Division - Develop and prepare financial planning data for the OJCS and carry out associated programming and fiscal functions, assign space and provide equipment, supplies and service support as may be required for the OJCS.

Security Division - Devise and implement personnel and physical security policies and provide for the security of the area occupied by the OJCS.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Disc, magnetic tape backup.

**Retrievability:** Record ID made up of billet number, record type and social security account number.

**Safeguards:** Building employ security guards. Records are maintained in areas accessable only to authorized personnel that are properly screened and cleared; also access to date requires the proper user-ID and pass-word.

**Retention and disposal:** Personnel-records are permanent. All records are maintained in an active file.

Security-OJCS records are permanent. Non-OJCS records are deleted upon termination/expiration of badges or passes.

**System manager(s) and address:** Staff Management Branch, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301.

National Military Command System Support Center, Defense Communications Agency, The Pentagon, Washington, D.C., 20301.

**Notification procedure:** Info may be obtained from:

Staff Management Branch, Directorate of Administrative Services, OJCS.
Room 1A724, The Pentagon
Washington, D.C. 20301



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Telephone: Area Code 202/695-0475

**Record access procedures:** Requests from individuals should be addressed to: Staff Management Branch, Directorate of Administrative Services, OJCS, The Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name, rank and service and agency while assigned to the OJCS, plus social security account number.

For personal visits, the individual should be able to provide some acceptable identification, that is: drivers license, employing office identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** To contest contents either telephone or write: Staff Management Branch, Directorate of Administrative Services, OJCS, The Pentagon, Washington, D.C., 20301, Telephone: Area Code 202/695-0475.

**Record source categories:** Information is obtained from various OJCS, DOD and standard forms from the respective Services; from distributed documents routed to all personnel effected.

**Systems exempted from certain provisions of the act:** NONE

**JOJCS004SECDIV**

**System name:** Personnel Security File, Security Division, DAS

**System location:** Personnel Security Branch, Security Division, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel assigned to or employed by the OJCS who have been granted a security clearance; all individuals who are civilian applicants or military nominees for duty with OJCS; all persons who have been authorized a pass for access to the restricted areas of the OJCS.

**Categories of records in the system:** File contains individual's record of security clearances granted; security briefing and debriefing certificates; personal history statements; record card file of request for pass or badge; and other related security processing papers.

**Authority for maintenance of the system:** National Security Act of 1947 as amended.

Department of Defense Directive 5210.8, Policy on Investigation and Clearance of DOD Personnel for Access to Classified Defense Information.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division, DAS - To perform all administrative functions necessary to determine eligibility of personnel for security clearances; provide processing of all security clearances; processing and producing all passes and badges for personnel requiring access to OJCS restricted areas; devise and implement security policies and provide for the security of the OJCS areas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; paper card files

**Retrievability:** Filed alphabetically by individual's last name.

**Safeguards:** Building employs security guards. Records are maintained in an alarmed vault accessible only to authorized Security Division personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file until individual departs the OJCS at which time entire file is destroyed; card files are deleted upon termination/expiration of pass or badge.

**System manager(s) and address:** Director of Administrative Services, Organization of the Joint Chiefs of Staff.

**Notification procedure:** Information may be obtained from:

Security Division, Directorate of Administrative Services, OJCS.
Room 2E949, The Pentagon.
Washington, D.C. 20301
Telephone: Area Code 202/695-0866

**Record access procedures:** Requests from individuals should be addressed to: Chief, Security Division, Directorate of Administrative Services, OJCS, Pentagon, Washington, D.C. 20301.

Written requests for information should contain the full name, rank, Service, social security account number of the individual, current address, telephone number and agency to which assigned in OJCS or if non-OJCS, identify current employer. Visits are limited to the Security Division, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff, The Pentagon, Washington, D.C. 20301.

For personal visits, the requesting individual must provide acceptable proof of identity, such as full name, date and place of birth and some additional verbal information that can be verified by his 'case' record, such as parents' names, recent addresses, etc.

**Contesting record procedures:** To contest the contents of the record and to appeal initial determinations, the individual should contact the Security Division, Directorate of Administrative Services, Organization of the Joint Chiefs of Staff.

**Record source categories:** Personal History Statements and related security forms from the individual being considered for security clearances or passes; clearance verification correspondence; correspondence originating from the Defense Investigative Service and other Federal Agencies.

**Systems exempted from certain provisions of the act:** NONE

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**KCIV.01**

**System name:** Records Relating to DCA Transactions under the Privacy Act of 1974 .

**System location:** Each office of the Defense Communications Agency (DCA) worldwide which is required to submit information it maintains for each system of records maintained under the provisions of the Privacy Act of 1974 and records of information released or withheld under the Act.

**Categories of individuals covered by the system:** All military and civilian personnel currently assigned to or employed by DCA. Also limited historical records on personnel previously assigned or employed by DCA.

**Categories of records in the system:** All types of records which relate to release or withholding of data relating to the rights of the privacy of an individual.

**Authority for maintenance of the system:** PL 93-579, 'The Privacy Act of 1974'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Civilian Assistant to the Chief of Staff, Headquarters, DCA for periodic reporting under provisions of the Act.

Used by the Comptroller, Headquarters, DCA for budgeting and manpower allocation within the Agency.

Used by the Counsel, Headquarters, DCA in preparing for possible litigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records kept in file cabinets or safes.





**Retrievability:** By name or SSAN.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Retained for at least 5 years, then destroyed.

**System manager(s) and address:** Civilian Assistant to the Chief of Staff, Code 104, Headquarters, DCA

**Notification procedure:** Requests from individuals should be addressed to the Civilian Assistant to the Chief of Staff, Code 104, Headquarters, DCA. The full name and organizational assignment, of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Office of the Civilian Assistant to the Chief of Staff, DCA, Code 104, to obtain information on whether the system contains records pertaining to him or her. As proff of identity the requester should present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Civilian Assistant to the Chief of Staff for assistance. The mailing address is listed in the organizational directory of the DCA published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Accountings submitted by those DCA officials who are SYSMANAGERS of Record Systems reportable under the Privacy Act of 1974.

**Systems exempted from certain provisions of the act:** NONE

**KDCE.01**

**System name:** Visit notification/Clearance Verification Records NR501-11.

**System location:** Security Branch, Room 1A06, Defense Communications Engineering Center (DCEC), Code R124B.

**Categories of individuals covered by the system:** Same plus industrial contractors requiring admittance to the facility on official business.

**Categories of records in the system:** Form listing the name, date and place of birth, SSAN, clearance status, and basis for that clearance.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify official visitors to defense installations and organizations responsible for work on Defense Department contracts and verify the level of classification to which each is authorized access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Destroyed one year after revocation of permit to enter premises.

**Storage:** File folders.

**Retrievability:** By folder identified by contractor name.

**Safeguards:** Building security guards. Records maintained in area accessible only to authorized personnel who are appropriately cleared and trained.

**Retention and disposal:** Records not permanent. Retained one year after revocation then destroyed.

**System manager(s) and address:** Chief, security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Branch, Defense Communications Engineering Center (DCEC),1860 Wiehle Avenue, Reston, Virginia 22090. The full name of the requesting individual will be required to determine if the system contains a record about him or her. the requester may visit the Security Branch, Defense Communications Engineering Center (DCEC) 1860 Wiehle Avenue, Reston, Virginia 22090, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or drivers's license.

**Record access procedures:** Contact the Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military and Civilian Personnel whose names appear on the form.

**Systems exempted from certain provisions of the act:** NONE

**KDCE.02**

**System name:** Parking Permit Control Files 501-07.

**System location:** Security Branch, Defense Communications Engineering Center (DCEC)) Code R124B

**Categories of individuals covered by the system:** Military and Civilian personnel employed by the Defense Communications Engineering Center (DCEC) and Joint Technical Support Activity (JTSA).

**Categories of records in the system:** Owner's name and vehicle identification data and parking number assigned.

**Authority for maintenance of the system:** Federal Property Management Regulations, Temporary Regulation D-47, dated 22 May 1974, issued by the General Services Administration (GSA).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assign specific parking spaces to personnel so authorized; and to identify parked vehicles when circumstances so dictate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Destroyed upon departure of individual from employment with Defense Communications Engineering Center (DCEC) or Joint Technical Support Activity (JTSA) or when no longer authorized to park.

**Storage:** File folders

**Retrievability:** By parking number

**Safeguards:** Building security guards, records maintained in area accessible only to authorized personnel who are appropriately cleared and trained.

**Retention and disposal:** Records are not permanent. Retained while individual is authorized reserved parking, then destroyed.

**System manager(s) and address:** Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090 to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military and Civilian personnel whose names appear on the form.

**Systems exempted from certain provisions of the act:** NONE

**KDCE.03**

**System name:** DA Form 727 Classified Container Information File 503-02

**System location:** Security Branch, Room 1A06, Defense Communications Engineering center (DCEC), Code R124B

**Categories of individuals covered by the system:** Classified container information listing the name, address, and telephone number of each person authorized access to the container.

**Categories of records in the system:** This form records the name, grade,address, and home telephone numbers of the above individuals.

**Authority for maintenance of the system:** Executive Order 10450, as amended



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify, locate and contact each person authorized access when the need arises.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Destroy when obsolete, i.e. when person departs, when combination changed, or when container no longer used.

**Storage:** File folders

**Retrievability:** By capital property number

**Safeguards:** Building security guards, records maintained in area accessible only to authorized personnel who are appropriately cleared and trained.

**Retention and disposal:** After becoming obsolete, file is destroyed.

**System manager(s) and address:** Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Security Branch, Defense Communications Engineering Center (DCEC), 1860 Wiehle Avenue, Reston, Virginia 22090. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military and Civilian Personnel whose names appear on the form.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.01**

**System name:** Vehicle Registration

**System location:** Administrative Division, Code D200, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois

**Categories of individuals covered by the system:** Records system contains the names of each civilian and military member assigned to the DECCO work site.

**Categories of records in the system:** Records consist of Air Force Form 533, Private Moter Vehicle Registration – Certificate of Compliance, original and duplicate with signature of the individuals, who are required to fill out the registration form. Form contains name, address, office code, office telephone number, social security account number, make of car, color, state where licensed, and license number.

**Authority for maintenance of the system:** Executive order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Chief, Administrative Division to ensure compliance with the laws of Illinois.

Used by the Air Police as a traffic management device.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Registration forms are filed in metal cabinet.

**Retrievability:** Records are retrieved by name of individual.

**Safeguards:** Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are not permanent. They are maintained during the tenure of the individual on the base and destroyed 90 days after his departure.

**System manager(s) and address:** Chief, Administrative Division, DECCO.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois. The full name of the requesting individual will be required to determine if the system contains arecord about him or her. As proof of identity, the requestor must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Source of the information pertaining to the individual and his car is furnished by the individual.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.02**

**System name:** Authorization to Sign for Classified Material List

**System location:** Administrative Division, Code D200, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois

**Categories of individuals covered by the system:** Records Systems contains the names of DECCO personnel who are authorized to receive classified material from the Commander 375 Air Base Group, Scott Air Force Base, Illinois.

**Categories of records in the system:** Records consist of retained copy of letter containing names and specimen signatures of DECCO personnel who are authorized to pick up classified material from the 375 Air Base Group, Scott Air Force Base, Illinois.

**Authority for maintenance of the system:** Executive order 10450, as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Chief, Administrative Division, Cdoe D210, DECCO to determine which DECCO personnel are authorized to pick up classified mail from the 375 Air Base Group.

Used by the Commander, 375 Air Base Group to verify that DECCO personnel who appear at the unit to pick up classified mail are authorized to do so.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a folder which is kept in a safe.

**Retrievability:** Information is retrieved by name.

**Safeguards:** Records are maintained in a safe in an area which is accessible only to authoized personnel who are properly screened, cleared, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are not permanent. List is updated as personnel changes occur. The superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published inthe Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Activity's rules for access and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of the individuals in the system are furnished by the Chief, Administrative Division, DECCO.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.03**

**System name:** Classified Material Receipt Authorization List

**System location:** Administrative Division, Code D200, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois.

**Categories of individuals covered by the system:** Records system contains names of DECCO personnel who are authorized to receive classified material upon delivery by mail room personnel.





**Categories of records in the system:** Records consist of name, social security number, and grade of individuals authorized to receipt for classified documents.

**Authority for maintenance of the system:** Executive Order 10450, as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Chief, Administrative Division uses the list as a tracer to determine individuals who receive classified material.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a locked safe.

**Retrievability:** Records are retrieved by name.

**Safeguards:** Records are maintained in a safe in an area which is accessible only to authorized personnel who are properly screened, cleared, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are not permanent. List is updated as personnel changes occur. Superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code D200, DECCO. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D200, DECCO, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the system are furnished by the Chief, Administrative Division, DECCO.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.04**

**System name:** Authority to Review/Sign for Classified Messages at 1918 Communications Center

**System location:** Administrative Division, Code D210, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois.

**Categories of individuals covered by the system:** Records system contains the names of DECCO personnel who are authorized to review, sign for, and pick up classified messages in the Communications Center, 1918 Communications Squadron.

**Categories of records in the system:** Records consist of a copy of a letter addressed to the Commander, 1918 Communications Squadron to show specimen signatures of DECCO personnel who are authorized to review, sign for, and pick up classified messages at that unit.

**Authority for maintenance of the system:** Executive Order 10450, as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Chief, Administrative Division, DECCO to determine which mail room personnel are authorized to review, sign for, and pick up classified messages.

Used by Commander, 1918 Communications Squadrom to verify that specific DECCO personnel who came to the Communications Center to pick up classified messages are authorized to do so.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is retrieved by name of individual.

**Safeguards:** Records are maintained in a safe in an area which is accessible only to authorized personnel who are properly screened, cleared, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are not permanent. List is updated as required. The superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code D210, DECCO. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D210, DECCO, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of the individuals in the system are furnished by the Chief, Administrative Division, DECCO.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.05**

**System name:** Access Listing to Classified Material (NATO)

**System location:** Administrative Division, Code D200, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois.

**Categories of individuals covered by the system:** Records system contains the names and specimen signatures of DECCO personnel who are authorized access to NATO documents.

**Categories of records in the system:** Records consist of copy of letter sent to Code 240, Headquarters, A. Letter contains names and specimen signatures of DECCO personnel who are NATO control officers and alternates.

**Authority for maintenance of the system:** Executive Order 11652

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Chief, Administrative Division to determine personnel who are authorized access to NATO documents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a folder which is kept in a safe.

**Retrievability:** Information is retrieved by name.

**Safeguards:** Records are maintained in a restricted area which is accessible only to authorized personnel who are properly screened, cleared, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are not permanent. They are updated when changes in personnel occur, and the superseded list is destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D200, DECCO, Scott Air Force Base, Illinois, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Activity's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals are furnished by the Chief, Administrative Division, DECCO.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.06**

**System name:** Nominations/Enrollments for Training Courses

**System location:** Administrative Division, Defense Commercial Communications Office (DECCO), Code D220, Scott Air Force Base, Illinois.

**Categories of individuals covered by the system:** Records required on military and civilian members who enroll in government training courses.



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**Categories of records in the system:** Record indicates personnel data and is not revealed to anyone other than individuals involved in obtaining or allocating classroom spaces.

**Authority for maintenance of the system:** 5 U.S. Code, Chapter 41 and Executive Order 11348

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used by Chief, Administrative Division to enroll students who have been selected by operating officials to attend government training courses. Information includes name, social security number, office phone, home phone, home address, job title, grade, emergency phone, and emergency address, and name of individual to contact in case of emergency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are kept in a locked file cabinet.

**Retrievability:** Records are retrieved by name of trainee.

**Safeguards:** Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records are retained five years, then destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO, Code D210, Scott Air Force Base, Illinois.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, DECCO, Code D220, Scott Air Force Base, Illinois. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, DECCO, Code D220, Scott Air Force Base, Illinois, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** DECCO's rules for access to records and for contesting their content and appealing initial determination by the individuals concerned are set forth in the Rules and Regulations Section of the Federal Personnel Manual.

**Record source categories:** Information provided by individuals.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.07**

**System name:** 601-11 Duty Rosters

**System location:** Administrative Division, Defense Commercial Communications Office (DECCO), Code D210, Scott Air Force Base, Illinois

**Categories of individuals covered by the system:** On a rotation basis all military and civilian Division Chiefs are on call after duty hours to take action on messages received at the 1918 Communications Center.

**Categories of records in the system:** Records contain names and telephone numbers of DECCO personnel on call for duty after regular work hours.

**Authority for maintenance of the system:** 10 U.S. code 133(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Listing is used to provide names and home telephone numbers of individuals who may be called after duty hours.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Rosters are locked in a file cabinet.

**Retrievability:** Records are retrieved by name of designated individuals.

**Safeguards:** Records are stored in a locked file cabinet.

**Retention and disposal:** Records are retained two years then destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code D210, DECCO, Scott Air Force Base, Illinois.

**Notification procedure:** Records from individuals should be addressed to Chief, Administrative Division, Code D210, DECCO, Scott Air Force Base, Illinois. The full namee of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Chief, Administrative Division, Code D210, DECCO, Scott Air Force Base, Illinois, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code D210, DECCO, Scott Air Force Base, Illinois. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** DECCO's rules for access to records will be determined by the Legal Counsel on a case by case basis.

**Record source categories:** Obtained from personnel records retained in D210/D220.

**Systems exempted from certain provisions of the act:** NONE

**KDEC.08**

**System name:** 101-06 Request and Authorization for Temporary Duty Travel

**System location:** Administrative Division, Code D210, Defense Commercial Communications Office (DECCO), Scott Air Force Base, Illinois.

**Categories of individuals covered by the system:** Military and civilian members who travel in performance of conducting DECCO business.

**Categories of records in the system:** Provides traveler's name, social security number, purpose, travel schedule, job title, days involved, cost, and fund citation to cover cost of travel.

**Authority for maintenance of the system:** 10 U.S. Code 133(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Copies are provided to the Accounting and Finance Officer, DECCO, Code D532, to substantiate payment of travel voucher on return to duty.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a locked safe.

**Retrievability:** Records are retrieved by name of traveller.

**Safeguards:** Records are stored in a locked file cabinet and records are accessible to Administrative Division personnel only.

**Retention and disposal:** Records are retained two years then destroyed.

**System manager(s) and address:** Chief, Administrative Division, DECCO, Code D210, Scott Air Force Base, Illinois.

**Notification procedure:** Requests from individuals should be addressed to Chief, DECCO, Code D210, Scott Air Force Base, Illinois. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, DECCO, Code D210, Scott Air Force Base, Illinois, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** DECCO's rules for access to records will be referred to the Legal Counsel on a case by case basis.

**Record source categories:** Provided by traveler.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.01**

**System name:** Vehicle Registration File

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** All personnel assigned to DCA-Europe having a vehicle registered in the European theater under U.S. Army Europe jurisdiction.

**Categories of records in the system:** Information is maintained in card files containing names of individuals, local address, office phone, license number and expiration date.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Management Support Division to provide notification to individuals of pending expiration of vehicle registration and the requirement to initiate renewal action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in card file containers.





**Retrievability:** Information is retrieved by name and date of registration expiration.

**Safeguards:** Records are kept in locked cabinets during non-duty hours. Military police are posted at building entrance during duty hours.

**Retention and disposal:** Records are maintained in an active file during the period of assignment to DCA-Europe and are destroyed on departure of the individual.

**System manager(s) and address:** Management Support Division, DCA Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is obtained from individuals upon initial vehicle registration and updated after each renewal action.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.02**

**System name:** DCA Europe Form 62, Personnel Data Sheet

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** All personnel assigned to DCA Europe.

**Categories of records in the system:** File contains information on each individual including name, grade, SSAN, date and place of birth, permanent home address, current residence address, marital and dependent status, passport no., rotation date, and fwding address.

**Authority for maintenance of the system:** 10 U.S.code 133(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintained for use by the Management Support Division as a reference file and routine or emergency locator file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records maintained in file folders

**Retrievability:** Records filed alphabetically by last name of individuals.

**Safeguards:** Records maintained in a locked container accessible to authorized personnel only. Military police are posted at entrance of the building.

**Retention and disposal:** Record maintained for one year after departure of individual then destroyed.

**System manager(s) and address:** Management Support Division, DCA Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All information is provided by the individual upon initial assignment.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.03**

**System name:** Incident Report File

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** Any personel(military or civilian) assigned to DCA Europe involved in a traffic, financial, criminal or other incident which is reported to the Commander DCA Europe for information or necessary action.

**Categories of records in the system:** Copies of Reports of Investigation, Military Police Incident Reports, Traffic tickets,Letters of Notification of Dishonored checks, and correspondence or documents concerning other matters brought to the attention of the Commander DCA Europe relating to personnel assigned to this Command.

**Authority for maintenance of the system:** 10 U.S. Code 133(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintained as a reference file for use by the Commander DCA Europe to document required actions taken in response to reports and notification of incidents involving assigned personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders.

**Retrievability:** Information is retrieved by name of the individual.

**Safeguards:** Records are maintained in a locked security file container and may be accessed only by the Commander, Deputy Commander, Chief, Management Support Division, or other persons specifically designated by the Commander.

**Retention and disposal:** Records are maintained in an active file during the period of the individual's assignment to DCA Europe and destroyed on his or her departure.

**System manager(s) and address:** Commander, DCA Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is obtained from reports, documents, and correspondence received from Civilian and Military Police Service Investigative Agencies, Military Exchange and Commissary systems, or any other agency or individual that reports information of an incident nature to the Commander DCA Europe.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.04**

**System name:** Security Clearance File

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** All personnel assigned to DCA Europe

**Categories of records in the system:** File contains roster by name and social security number which reflects the US and NATO security clearances held by DCA Europe personnel.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained as a centralized reference document for verification of security clearances held by DCA Europe personnel.

Clearances are certified to other US government agencies as required

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Roster is stored in a locked file container.

**Retrievability:** Information is retrieved by name.



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**Safeguards:** Roster is maintained in a locked file container with access limited to authorized personnel only.

**Retention and disposal:** Records are maintained during the period of current employment with DCA EUR & noncurrent information is deleted from the file at the time of departure of individual.

**System manager(s) and address:** Management Support Division, Code E200, DCA Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The agency's rules for access to records & for contesting contents & appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information maintained on the roster is obtained from the original clearance certification by HQ DCA and documents signed by the individual which acknowledge receipt of additional access.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.05**

**System name:** Classified Container Information Forms

**System location:** Office of Security Officer, Headquarters, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** Persons who have been designated for access to the containers and who may be contacted for access in case of emergency.

**Categories of records in the system:** Retained copies of DA Forms 727, which contain name, home address, and phone number of individual.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to maintain current designation of persons who may be contacted for access to the container.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Forms maintained in locked file cabinet.

**Retrievability:** Information is retrieved by name of individual.

**Safeguards:** Containers are located in locked or controlled access areas. Military police are posted at entrance of the building

**Retention and disposal:** Forms are renewed every six months or when any individual having access to the container departs, and then destroyed.

**System manager(s) and address:** Security Officer, DCA Europe, APO NY 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing intial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals designated by Division Supervisors.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.06**

**System name:** DCA-Europe Form 132. Security Clearance Data

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** All personnel assigned to DCA-Europe.

**Categories of records in the system:** File contains a listing of US and NATO clearances held by the individual, who is listed by name and social security number.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Form is maintained on file in the DCA Europe individual personnel folder and a copy provided each Division Chief for personnel assigned to that Division.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records maintained in file folders.

**Retrievability:** Records filed alphabetically by last name of individual.

**Safeguards:** Records maintained in a locked container accessible to authorized personnel only.

**Retention and disposal:** Record maintained for one year after departure of individual then destroyed.

**System manager(s) and address:** Management Support Division, DCA-Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, DCA-Europe, APO New York 09131. The full names of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** HQ DCA, Code 240, and DCA-Europe security personnel who process individuals for additional clearances.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.07**

**System name:** Postal Directory File

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131, and Field Offices.

**Categories of individuals covered by the system:** All individuals currently assigned to DCA Europe and those who departed within preceeding 12 months.

**Categories of records in the system:** Information is maintained in card files on Forms DD 1175 (change of address and directory service), DA 3955 (change of address & directory record), & AF 624.

**Authority for maintenance of the system:** U.S.A. Postal Manual, Chapter 1, Part 158.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Card files are maintained by the Commander APO 09131 Post Office, and the APO Mail Distribution Center for the Stuttgart, Germany area located at Wallace Barracks. Files are also maintained at Postal Facilities servingg the Field Offices: Worms - APO 09056, UK - APO 09378, Naples - FPO 09524, Athens - APO 09223.

Information is used by SYSMANAGER to direct mail delivery to the proper address.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in card file boxes in the mail room.

**Retrievability:** Information is retrieved by name of individual and organizational assignment.

**Safeguards:** Records are maintained in rooms approved for the storage of US mail and are accessible only to authorized personnel. Military police are posted at the entrance of the building.

**Retention and disposal:** Records are maintained in an active file during period of current assignment to DCA Europe and for one year after departure, at which time they are destroyed.





**System manager(s) and address:** Management Support Division, DCA Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to SYSMANAGER.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is provided by individuals upon initial assignment to DCA Europe.

**Systems exempted from certain provisions of the act:** NONE

**KEUR.08**

**System name:** Travel Order and Voucher File

**System location:** Management Support Division, Defense Communications Agency Europe (DCA-EUR), APO New York 09131.

**Categories of individuals covered by the system:** All personnel who perform official travel under orders issued by DCA Europe

**Categories of records in the system:** Records in the system consist of travel orders, transportation requests, commercial carrier transportation tickets, travel advance vouchers, records of travel claims and payments. Data in the system includes the individual's name, SSAN, home phone and address, and other pertinent travel information.

**Authority for maintenance of the system:** 10 U.S. Code 133(b)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records maintained by SYSMANAGER for budget and accounting purposes to verify amounts actually spent for travel, and for control of an accountability for travel orders issued by DCA Europe.

Used by prosecution authorities in case of fraud.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records maintained in file folders.

**Retrievability:** Records filed sequentially by travel order number.

**Safeguards:** Records maintained in locked file containers accessible only to authorized personnel. Military police are posted at building entrance during duty hours.

**Retention and disposal:** Records are maintained for two calender years and then destroyed.

**System manager(s) and address:** Management Support Division, DCA-Europe, APO New York 09131

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, Defense Communications Agency Europe, APO New York, 09131. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-Europe, APO New York 09131, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Personal information is obtained from individual travelers and entered on the travel order form.

**Systems exempted from certain provisions of the act:** NONE

**KMIN.01**

**System name:** Minority Identification File List

**System location:** Office of the Director of Equal Employment Opportunity, Headquarters, Defense Communications Agency (DCA), Washington, D.C.

**Categories of individuals covered by the system:** Each civilian employee of DCA.

**Categories of records in the system:** Employee's name; social security number; grade and step; salary, job title; race or national origin; sex; DCA office code; and occupation code.

**Authority for maintenance of the system:** Federal Personnel Manual Chapter 713, Section 3-4(c) 'Use of Statistical Data; Agency Self-Evaluation.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used exclusively by the Director of Equal Employment Opportunity in studies and analyses that contribute affirmatively to achieving the objectives of the Equal Employment Opportunity Program. That is, the list is used to identify whether or not any bias patterns may exist in hiring, advancement, and training opportunities and also to provide information to the Civil Service Commission in affirmative action plans.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The record is stored in a locked file cabinet.

**Retrievability:** Retrieved by the grade, job title, race or sex of employees, and SSAN.

**Safeguards:** Building employs security guards. List locked in file cabinet. Only the Director of Equal Employment Opportunity has access.

**Retention and disposal:** The record is destroyed annually.

**System manager(s) and address:** Director of Equal Employment Opportunity, Headquarters, DCA (ATTN: Code 107), Washington, D.C. 20305.

**Notification procedure:** Requests from individuals should be addressed to the Director of Equal Employment Opportunity, Headquarters, DCA, Code 107. The individual's full name and organization will be required to determine if the system contains a record about him or her. The requester may visit the Office of Equal Employment Opportunity, Headquarters, DCA, Code 107, to obtain information on whether the system contains records pertaining to him or her. Proof of identity will be by presentation of current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Director of Equal Employment Opportunity, Headquarters, DCA, Code 107, for assistance in this regard. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel Processing Clerks and personnel records.

**Systems exempted from certain provisions of the act:** NONE

**KNCS.01**

**System name:** National Communications Systems Continuity of Operations Plan (NCS COOP).

**System location:** Office of the Manager, National Communications Systems, 8th and South Court House Road, Arlington, Virginia 22204.

**Categories of individuals covered by the system:** All members of the National Communications Systems Staff.

Selected individuals of the National Communications Systems/Defense Communications Agency Operations Center (NCS DCAOC).

Selected telecommunications officials of the major and minor NCS Operating Agencies and selected personnel of Federal agencies in the Washington Metropolitan Area.

Selected key personnel of the commercial communications carriers, for example, American Telephone & Telegraph (AT&T) Company, Chesapeake & Potomac (C&P) Telephone Company, Western Union Telegraph Company, etc.

**Categories of records in the system:** File contains a plan which provides the guidance and procedures for insuring the continuity of operations of the Office of the Manager, NCS, and the NCS/DCAOC in the event of enemy attack, periods of international crisis, tension, or national catastrophe. It provides a roster giving the office and residence phone numbers of personnel to contact as as emergency situation develops.

**Authority for maintenance of the system:** Presidential Memorandum, Subject: Establishment of the National Communications System, 21 August 1963.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of the Manager, NCS - To apprise individuals on the staff of their responsibilities and emergency relocation assignments in conditions of emergency.



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Selected telecommunications officials of the NCS - Certain designated personnel of Office of Telecommunications Policy (OTP), Executive Office of the President, the Executive Agent of the NCS (who is the Secretary of Defense), the Department of State, Department of Defense, Federal Aviation Administration, General Services Administration, National Aeronautics and Space Administration, and the Central Intelligence Agency use this plan as their guidance for procedures to follow under conditions of emergency. Provides them the focal point for contacts and coordination on short notice.

Certain telecommunications officials of the Office of Telecommunications Policy, Executive Office of the President, the Executive Agent of the NCS (who is the Secretary of Defense), the Department of State, the Department of Defense, Federal Aviation Administration, General Services Administration, Central Intelligence Agency, Energy Research and Development Administration, the Department of Commerce and Department of the Interior. - To be informed of their responsibilities in the face of worsening emergency conditions and to know where to report.

Selected personnel of the following commercial carriers: AT&T Company, offices in New York and and Washington, D.C., C&P Telephone Company Headquarters, General Telephone and Electronics, International Telephone & Telegraph (IT&T) Corporation, offices in New York and Washington, D.C., Radio Corporation of America Company, offices in New York, San Francisco, California and Washington, D.C., Western Union International and Western Union. - To be knowledgeable of current telecommunications problems so that certain priorities for support and services can be coordinated with designated Federal officials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** This is a classified plan filed in standard secure safes.

**Retrievability:** Filed by category of plan.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** This is a permanent plan. It will be an active file indefinitly and will be updated periodically by the Manager, NCS.

**System manager(s) and address:** The Manager, National Communications System, Washington, D.C. 20305.

**Notification procedure:** Information may be obtained from the Office of NCS Plans and Operations, 8th and South Court House Road, Arlington, Virginia 22204.

**Record access procedures:** Requests from individuals should be addressed to the Manager, National Communications System, Washington, D.C. 20305.

Written requests should contain the full name of the individual, current address and telphone number.

For personal visits, the individual should be able to provide some acceptable identification.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Informal coordination with representatives of the agencies concerned. Informal telephonic coordination with personnel of the common carriers.

**Systems exempted from certain provisions of the act:** NONE

**KNCS.02**

**System name:** National Communications System (NCS) Plan for Emergencies and Major Disasters.

**System location:** Office of the Manager, National Communications System, 8th and South Court House Road, Arlington, Virginia 22204.

**Categories of individuals covered by the system:** Federal Disaster Assisstance Administration (FDAA) Regional Directors.

General Services Administration (GSA) Regional Emergency Communications Coordinators.

Selected members of the National Communications Sysystem Staff.

Defense Civil Preparedness Agency (DCPA) Regional Directors.

**Categories of records in the system:** File contains a plan which prescribes procedures for providing communication support in Presidentially declared emergency and major disaster operations. It provides the names, office and residence phone numbers of the key Federal personnel nationwide to contact and coordinate communications support in emergencies and major disasters.

**Authority for maintenance of the system:** Presidential Memorandum, Subject: Establishment of the National Communications System, 21 August 1963.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of the Manager, NCS - To ensure that Federal agencies and certain telecommunications officials understand what their responsibilities and functions are in pre-disaster planning.

Regional representatives of FDAA, GSA, and DCPA - To know under which conditions of emergency they are to function and what roles they perform under each phase.

personnel assigned to States' Emergency Operations Center To know where the focal points are to contact for assistance.

Quasi-government agencies - (i.e., American National Red Cross) - To know where the focal points are to contact for assistance.

Major US telephone companies - To be informed on the plan and which regional representative will be contacting the telephone companies for assistance in conditions of disaster.

All Federal departments and agencies of the US Government in the Washington Metropolitan area - To be knowledgeable of the provisions made in the plan to assist their agencies located outside the Washington Metropolitan area.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The plan is filed in the office bookcases.

**Retrievability:** Filed by category of plan.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accesible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** This is a permanent plan. It will be an active file indefinitely and will be updated periodically by the Manager, NCS.

**System manager(s) and address:** The Manager, National Communications System, Washington, D.C. 20305

**Notification procedure:** Information may be obtained from the Office of NCS Plans and Operations, 8th and South Court House Road, Arlington, Virginia 22204.

**Record access procedures:** Requests from individuals should be addressed to the Manager, National Communications Systems, Washington, D.C. 20305.

Written requests should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of regional representatives, state officials, and Federal agency representatives secured through an Interagency Task Group established for the purpose of publishing the plan with this information. Information on major US telephone companies secured from an American Telephone & Telegraph Company Washington office representative.

**Systems exempted from certain provisions of the act:** NONE

**KNCS.03**

**System name:** National Communications System Emergency Action Group (NEAG)

**System location:** Office of the Manager, National Communications System (NCS), 8th and South Court House Road, Arlington, Virginia 22204.

**Categories of individuals covered by the system:** Selected communications officials of the major operating agencies of the National Communications System who are designed by name as members of an interagency telecommunications group (NEAG) which is convened under national communications emergencies.

Selected personnel on the National Communications System Staff.

**Categories of records in the system:** This file contains the objectives, membership and activation procedures for the National Communications System Emergency Action Group (NEAG) which is an on-call interagency telecommunications group whose purpose is to assist the Manager, NCS, in dealing with national communications emergencies. This NCS Instruction 45-1 lists the members of the group by name and gives the office and residence phone numbers.

**Authority for maintenance of the system:** Presidential Memorandum, Subject: Establishment of the National Communications System, 21 August 1963.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of the Manager, NCS, - To inform the NCS staff of its responsibilities under conditions of a worsening emergency and who to contact in the Federal agencies to keep them apprised.

Selected telecommunications officials of the Major Operating Agencies of the NCS which are: Department of State, Department of Defense, Federal Aviation Administration, General Services Administration, National Aeronautics and Space Administration, and the Central Intelligence Agency -- To be informed on the conditions of emergency under which the NEAG convenes and the total membership thereof for purposes of immediate coordination.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** This is a classified directive which is filed in standard secure safes.

**Retrievability:** Filed by category of plan.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** This is a permanent directive. It will be an active file indefinitely and will be up-dated periodically by the Manager, NCS.

**System manager(s) and address:** The Manager, National Communications System, Washington, D.C. 20305.

**Notification procedure:** Information may be obtained from the Office of NCS Plans and Operations, 8th and South Court House Road, Arlington, Virginia 22204.

**Record access procedures:** Requests from individuals should be addressed to the Manager, National Communications System, Washington, D.C. 20305.

Written requests should contain the full name of the individual, current address and telephone number.

For personal visits, the individual should be able to provide some acceptable identification.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Informal coordination with representatives of the NCS member agencies concerned.

**Systems exempted from certain provisions of the act:** NONE

**KPAC.01**

**System name:** Classified Container Information Form DA 727

**System location:** Headquarters, Defense Communications Agency Pacific (DCA-PAC), APO San Francisco 96515

**Categories of individuals covered by the system:** Any DCA-PAC employee who is responsible for the combination of a vault or container used for the storage of classified material.

**Categories of records in the system:** DA Form 727 which contains name, address, and phone number.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to obtain the names of persons who have direct knowledge of the combination of a safe or vault.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in safe.

**Retrievability:** Filed numerically by divisions.

**Safeguards:** Records are maintained in a locked vault.

**Retention and disposal:** Destroyed when obsolete.

**System manager(s) and address:** Security Officer, Defense Communications Agency Pacific, APO San Francisco, California 96515.

**Notification procedure:** Requests from individuals should be addressed to Security Officer, Defense Communications Agency Pacific, APO San Francisco, California, 96515. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the Security Officer, DCA-PAC, APO San Francisco 96515, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Security Officer, DCA-PAC, APO San Francisco, California 96515. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency'S systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Security Officer, DCA-PAC, APO San Francisco, California 96515.

**Systems exempted from certain provisions of the act:** NONE

**KPAC.02**

**System name:** Authorization to sign for classified material lists.

**System location:** Primary Systems Management. Defense Communications Agency Pacific, (DCA-PAC), ATTN: P200, APO San Francisco, California 96515.

Decentralized Segments - Individual divisions of DCA-PAC

**Categories of individuals covered by the system:** All employees of DCA-PAC authorized to receipt for, have custody of or access to classified material by level and type of classifiaction.

**Categories of records in the system:** Records include lists of individuals authorized to receipt for or have access to classified material, appointing letters as primary and alternate custodians, control officers, etc., and other miscellaneous documents.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information from these files is used to determine who has authority to receipt for and maintain custody of classified material.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are paper records stored in file folders

**Retrievability:** Records are filed by the type of material the individual is authorized access.

**Safeguards:** Records are stored in locked vault or with copies maintained in locked file cabinets in the office of the division to which the file is applicable.

**Retention and disposal:** Records are maintained during the period the employee is authorized access to the particular material, then destroyed.

**System manager(s) and address:** Security Officer, Defense Communications Agency Pacific, APO San Francisco, California 96515.

**Notification procedure:** Requests from individuals should be addressed to Security Officer, DCA-PAC, APO San Francisco, California 96515. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Security Officer, DCA-PAC, APO San Francisco, California, 96515, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification Badge or a driver's license.

**Record access procedures:** Contact the Security Officer, DCA-PAC, APO San Francisco, California, 96515. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The DCA rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information obtained from the Army, Navy, Air Force, Civil Service Commission filess or security files of DCA Headquarters.

**Systems exempted from certain provisions of the act:** NONE

**KPAC.03**

**System name:** 420-20 permanent change of station and temporary duty travel order file.

**System location:** Primary System, Management Support Division, Headquarters, Defense Communications Agency Pacific (DCA-PAC), APO San Francisco 96515

Decentralized segments: NCS PEARL Harbor, FPO San Francisco, California 96610; CCPD WBO, NAS Barbers Point, FPO San Francisco, California 96611, and appropriate offices of the Army, Navy, and Air Force.



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**Categories of individuals covered by the system:** Those DCA-PAC personnel who are required to perform temporary travel and individuals who are transferred from this headquarters on permanent change of station orders issued by competent authority.

**Categories of records in the system:** Records would include copies of original travel order, travel claims and substantiating documents, i.e., receipts for car rental, air line tickets, travel requests, laundry services, lodging, records of advance travel payments and other miscellaneous vouchers.

**Authority for maintenance of the system:** 10 U.S. Code 133 (b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Copies of temporary duty and permanent change of station orders issued by Headquarters, DCA-PAC are used by Chief, Management Support Division to obligate funds for payment of claims, obtain transportation requests and to account for the movement of assigned personnel. Permanent change of station orders are filed in order to forward mail.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by name, social security number and/or order number.

**Safeguards:** Records are stored in file cabinets in offices locked during non-duty hours.

**Retention and disposal:** Permanent change of station and temporary duty orders issued by Headquarters, DCA-PAC are temporary. They are retained in the active files for one year, held for three additional years, then destroyed. Permanent change of station orders issued by other commands/agencies are maintained for one year and subsequently destroyed.

**System manager(s) and address:** Chief, Management Support Division, P200, Headquarters, DCA-PAC

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, P200, Headquarters, DCA-PAC. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Management Support Division, P200, Headquarters, DCA-PAC, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, P200, Headquarters, DCA-PAC. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information supplied by Headquarters, DCA-PAC, Army, Navy or Air Force as appropriate plus individual travel claims filed in conjunction with a particular permanent change of station and temporaty duty movement.

**Systems exempted from certain provisions of the act:** NONE

**KPAC.04**

**System name:** Time and attendance cards and labor distribution cards

**System location:** Primary Systems Management, Naval Communications Station (NCS), Pearl Harbor, FPO San Francisco 96610

Decentralized segments - Individual Division of Defense Communications Agency Pacific (DCA-PAC).

**Categories of individuals covered by the system:** All civilian employees assigned to Headquarters, DCA-PAC.

**Categories of records in the system:** Forms included in this file are: NAVCOMPT FM 911A (REV 7-55) and Labor Distribution Card. 14ND NSC 5230/28 (9-69).

**Authority for maintenance of the system:** Federal Personnel Manual Supplement 293-11, Subchapter 57-2

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information from these files is used to compute payrolls, compute the amount of annual/sick leave accumulated and used as set forth in Civil Service Regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on paper cards maintained in file folders.

**Retrievability:** Files individually identified by name and social security number.

**Safeguards:** Records are stored in locked file cabinets located in offices locked during non-duty hours.

**Retention and disposal:** Records are maintained during the period the employee is attached to DCA-PAC, then destroyed.

**System manager(s) and address:** Chief, Management Support Division, Headquarters, DCA-PAC, APO San Francisco, California 96515.

**Notification procedure:** Requests from individuals should be addressed to Chief, Management Support Division, Headquarters, DCA-PAC. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Management Support Division, Headquarters, DCA-PAC, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, Headquarters, DCA-PAC. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Records prepared from individual's attendance (duty) compiled by Headquarters, DCA-PAC in accordance with Civil Service Commission Regulations.

**Systems exempted from certain provisions of the act:** NONE

**KPAC.05**

**System name:** 403-03 Injury Records

**System location:** Management Support Division, Headquarters, Defense Communications Agency Pacific (DCA-PAC), APO San Francisco, California 96515

**Categories of individuals covered by the system:** Those DCA-PAC employees, both military and civilian, who sustain an injury in the performance of their duties.

**Categories of records in the system:** Records would include copies of investigative reports compiled by police, either military or civilian, statements from witnesses, medical records, insurance claims, and other miscellaneous documents relating to specific accident.

**Authority for maintenance of the system:** 10 U.S. Code 133 (b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain records on industrial safety and make periodic reports to higher headquarters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Retrieved by name and social security number.

**Safeguards:** Records are stored in locked file cabinets.

**Retention and disposal:** Records are temporary. They are retained in active files for one year, held one additional year and destroyed.

**System manager(s) and address:** Chief, Management Support Division, Defense Communications Agency Pacific, APO San Francisco, California 96515.

**Notification procedure:** Request from individuals should be addressed to Chief, Management Support Division, DCA-PAC, APO San Francisco, California, 96515. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Management Support Division, DCA-PAC, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Management Support Division, DCA-PAC, APO San Francisco 96515. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information supplied by the individual, witnesses, investigative and medical agencies.

**Systems exempted from certain provisions of the act:** NONE





**KSPT.01**

**System name:** Military Personnel Management/Assignment Files

**System location:** Military Personnel and Training Branch, B120, National Military Command System Support Center (NMCSSC)

**Categories of individuals covered by the system:** Records are maintained on military personnel of the Army, Air Force, Navy and Marine Corps currently assigned to the Defense Communications Agency.

**Categories of records in the system:** Records contain qualification records, duty status, special orders, assignment actions, personnel action requests, and suspense items for individuals to update Military Personnel Record maintained by the Military Department's Personnel Office. The category of data maintaned is: personal identification, assignment history and eligibility, medical profile status and military and civilian education history.

**Authority for maintenance of the system:** 10 U.S. Code 3012, 6011, 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** NMCSSC uses this information to manage the military personnel assigned. The majority of the information is furnished by the Military Departments. This information is used: to determine acceptance/non-acceptance for assignment to the NMCSSC, to determine qualifications for requirements peculiar to the NMCSSC, performance evaluations, position manning reports, strength accountability, data upon which to base individual requests for personnel actions, and biographical and statistical reports to top NMCSSC management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders and locked in filing cabinets.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are destroyed upon reassignment from this Agency.

**System manager(s) and address:** Chief, Executive Support Office, Code B120, NMCSSC.

**Notification procedure:** Requests from individuals should be addressed to the Commander, NMCSSC, B121B. The full name, rank, and social security number of the requesting individual will be required to determine if the system has a record about the individual. The requestor may visit the Military Personnel and Training Branch, B120, NMCSSC, to obtain information on whether the system contains records pertaining to the individual. As proof of identity the requestor will present his U.S. Armed Forces Identification Card.

**Record access procedures:** Contact the Commander, NMCSSC. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's Systems Notice and should be referenced by the requestor.

**Contesting record procedures:** The NMCSSC's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Basic sources of data are the Military Departments: Army, Air Force and Navy. Qualification records furnished when the individual is nominated for assignment to the NMCSSC. The types of forms that are used as source data are: Army DA Form 2475-2 (Personnel Data-SIDPERS), DA Form 31 (Request and Authority for Leave), DA Form 2/2-1 (Qualification Record), PERSINCOM Form 260 fficers Record Brief), Special Orders; Air Force AF Form 47 (Personnel Security Certificate), AF Form 298-1 (Career Brief Officer), AF Form 1074 (Career Brief Enlisted), AF Form 173 (Career Counseling Record), AF Form 899 (Reassignment Orders), AF Form 152/988 (Leave Forms), AF Forms 2095/2096/2097/2098 (Personnel Actions Forms); Navy Career Brief Officers, NAVPERS 1070/602 (Dependency Application/ Record of Emergency Data), Orders, OPNAV Form 5521-429 (Certificate of Clearance); Marine Corps, Career Brief All services file letters, messages and general correspondence, DA Form 2496 (Disposition Form), relative to the individuals assigned to the NMCSSC

**Systems exempted from certain provisions of the act:** NONE

**KSPT.02**

**System name:** Vehicle Parking Registration Card

**System location:** Office of the Chief, Physical Security and Document Branch, B122, National Military Command System Support Center (NMCSSC)/Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** All civilian and military personnel assigned to NMCSSC and who register their vehicles for parking at the Pentagon.

Civilian contractor personnel assigned desk space at NMCSSC and who apply for parking privileges at the Pentagon.

**Categories of records in the system:** This file records name, address, office code, office telephone number, and place of employment of NMCSSC personnel.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security and Document Branch, NMCSSC/DCA - Information is used to report to DoD the total number of parking spaces and itemized to show the number used for employee parking; number of employee spaces assigned to physically handicapped employees; number and percentage of employee parking spaces assigned to executive personnel and persons assigned unusual hours.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Visible file cards (3x8) in metal file cabinet

**Retrievability:** Filed alphabetically by name and parking status, that is, Handicap Area, Executive Area, and Open Area.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** File cards are maintained during the period of the incumbent's assignment, then removed and destroyed when assignment is terminated.

**System manager(s) and address:** Chief, Physical Security and Document Branch, Code B122, NMCSSC/DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security and Document Branch, Code B122, NMCSSC/DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security and Document Control Branch, Code B122, NMCSSC, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Completed form filled out by individual

**Systems exempted from certain provisions of the act:** NONE

**KWHC.01**

**System name:** Agency Training File System

**System location:** Primary System-Adjutant, Defense Communications Administrative Unit Address listed DoD Directory.

Decentralized Segements-Defense Communications Operations Unit, White House Communications Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** Any military employee undergoing formal, informal, on the job, or MOS training.

**Categories of records in the system:** File contains individual training cards and information on training progress and testing during the course of instruction and application.

**Authority for maintenance of the system:** 5 U.S. Code Chapter 41.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide agency and individual training for job efficiency and advancement. Used to increase efficiency and individual production. Qualify individuals in all occupations and details within agency. Meet service requirements for annual occupation testing. Instill confidence and motivation for self-improvement and enhance promotion potential. Establish clear path for increase in qualification throughout career development.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.



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**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file during active career, retired to service transfer point on release from active duty.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit (DCAU),Building 94, Anacostia Naval Station, Washington, D.C. 20374.

**Notification procedure:** Requests from individuals should be addressed to Adjutant, DCAU, Anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant, DCAU, Bldg 94, Anacostia Naval Station, Washington, D.C. 20374

Written requests for information should contain the full name of the individual, current address and telephone number and category information requested.

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license, employee identification or military identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from individual, performance tests, recommendations, service departments, written tests, previous commands and records custodians.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.02**

System name: Military Personnel Files System

**System location:** Primary System - Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segments - Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** All assigned or attached military personnel.

**Categories of records in the system:** Files contain individual's enlistment contract, MOS evaluation data, Serviceman Life Insurance Elections, Emergency Data, Record of Induction, Qualification Record, Oath of Office, Recommendation for Promotion, Medical Examination, Retirement Application, Correction of Records, Report of Transfer or Discharge, Review for Correction of Discharge, Language Proficiency, Police Records Check, Statement of Personal History, Application for ID Cards, Recommendations for Awards, Awards, Certificate of Security Clearance, Cryptographic Training and Experience Record, Defense National Agency Check Request, Oath of Enlistment, Certificate of Achievement, Reports of Change to Qualification Record, In/Out Processing Check Sheet, Installation Clearance Record, Hold Letters, Personnel Data Card, Assignment, Waiver of Enlistment, Enlisted Evaluation Report, Change in Reporting Official, Career Counseling Record, Training Upgrade, Passport Application, Letters of Recommendation and Appreciation, Commendation, Special Orders, TDY Orders, Personnel Action requests, Certificates of Appreciation and Commendation, Extension Certificates, Officer Evaluation Reports, Application for Appointment, Application for Active Duty, Application for Social Security Number, Suspension of Favorable Personnel Action, Sign In/Out Register, Morning Reports, Leave Request, Suspense File, Duty Roster.

**Authority for maintenance of the system:** 10 U.S. Code 3012, 6011, 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide management and control of military personnel and monitor and assist in personnel actions affecting their entire career. Used to classify and reclassify personnel and monitor testing, assign and reassign personnel, process and assign overseas and Continental United States (CONUS), provide port call instructions, provide rosters, promotion and reduction, training schooling, special assignments, details, disciplinary action rotation, fix personnel authorization, determine authorizations, submit personnel requisitions, monitor utilization, identify personnel for elimination, proficiency testing, report promotion eligibles, process retirement, enlistments, branch transfers, extensions, curtailments, Awards, foreign service decorations, special correspondence, security clearance, photographs, appointment, emergency leave, report casualities, dependent travel, marriage, adoption, readiness files, travel clearance, passports, visa, service benifits, life insurance, voting, control of identification cards and tags, maintain historical record of service, strength, prepare rosters and reports for personnel information systems, process incoming and out going personnel, prepare personnel data cards, obtain security clearance. Transfer information to Department of the Army, Air Force, and Navy, Washington, D.C. 20310.

Disclosure to investigate Authorities on possible prosecution Action. Department of Service, Staff Agencies and commands, to coordinate and control and accomplish assigned mission of military personnel. Develop requirements and training of military personnel world-wide.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file during active career, retired to service transfer point on release from active duty.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit (DCAU), Building 94, Anacostia Naval Station, Washington, D.C. 20374.

**Notification procedure:** Requests from individuals should be addressed to Adjutant, DCAU, Anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current Defense Communications Agency identification badge or a driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant, DCAU, Bldg 94, Anacostia Naval Station, Washington, D.C. 20374.

Written Request for information should contain the full name of the individual, current address and telephone number and category information requested.

For personal visits, the individual should be able to provide some acceptable identification, that is drivers license, employee identification or military identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individuals, service departments, Defense investigative service, previous commands, Federal and State Agencies and records custodians.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.03**

**System name:** Personnel Locator File System

**System location:** Primary System-Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segements-Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** All assigned, attached or controlled personnel.

**Categories of records in the system:** Files contain individual information categories of states, occupation, MOS, marital status, dependents, active service dates, separation, rank, home, telephone, duty title, station, home of record, unit, emergency contact and location, and rotation.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides individual and supervisors a purely internal management tool designed to be used when individuals do not have immediate access to military personnel files. Used for Emergency location and notification of personnel under unusual circumstances. Used in normal notification and forwarding of information, messages and mail. Used in event of loss of individual military records and in preparation of recommendations





for promotion, awards, reduction, discipline and personnel actions. Used on leave approval, travel, enlistments, training and security clearances.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained during individual assignment and destroyed upon transfer.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit (DCAU), Building 94, Anacostia Naval Station, Washington, D.C. 20374.

**Notification procedure:** Requests from individuals should be addressed to Adjutant, DCAU, Anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant, DCAU, Building 94, Anacostia Naval Station, Washington, D.C. 20374.

Written requests for information should contain the full name of the individual, current address and telephone number and category information requested.

For personal visits, the individual should be able to provide some identification or military identification card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military Personnel Files and individual submission.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.04**

**System name:** Military Financial File System.

**System location:** Primary System - Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segements - Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** All assigned or attached military personnel

**Categories of records in the system:** File contains individual's military pay records, substantiating documents, such as certificates for deduction's and retained pay orders, records of travel and dislocation pay, record data folder, miscellaneous vouchers, leave records, witholding exemption certificate, civilian clothing voucher and various collection vouchers.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain historical record of all pay. Administer military pay and allowance in a accurate and legal manner. Provide maximum benefits, provide input data, substantiate pay, process morning reports, provide pay allowances, provide income tax information, referrals to Department of Justice and DoD, prompt processing miscellaneous pay, post travel cards, audit leave record, process adjustments, notice of excemptions and levy, provide copys to individual, verify VA benefits, audits, re-emburse travel, maintain accuracy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file during active career, retired to service transfer point on release from active duty.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit (DCAU), Building 94, Anacostia Naval Station, Washington, D.C. 20370

**Notification procedure:** Requests from individuals should be addressed to Adjutant, DCAU, Anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant, DCAU, Bldg 94, Anacostia Naval Station, Washington, D.C. 20374.

Written requests for information should contain the full name of the individual, current address and telephone number and category of information requested.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification or military identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determiations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual requesting pay action, service departments and command document, state and federal agencies and records custodians, birth certificates, marriage licenses, previous employees, and financial institutions.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.05**

**System name:** Personnel Information System

**System location:** Primary System - Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segements-Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** All assigned or attached personnel

**Categories of records in the system:** Files contain individual information categories of procurement, positions, duty, hold, location, address, suspense actions, passports, separation, birthdays, service badges, medal eligibility, survivor benefits, promotion, photographs, physicals, projected loss, orders, MOS testing, information change, rotation, state, age dependents, travel and duty status change.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide verification and notification to individual on accuracy of military personnel file. Used to verify, correct and update procurement summaries, locator files, address, suspense items, passports, separation dates, service badge eligibility, medal eligibility, clothing allowance eligibility, survivor benefits, promotion eligibility, photograph and physical completion, personnel rosters, loss reports, referral to Justice Department and DoD, issuance of orders, MOS testing, notification change and new dependents. Used by individual to insure accuracy of Agency information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.

**Retrievability:** Filed by information category.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed after verification by individual and posting in military personnel files.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit, Building 94, Anacostia Naval Station, Washington, D.c. 20374.

**Notification procedure:** Requests from individuals should be addressed to Adjutant, defense Communications Administrative unit, anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adutant, Defense Communications Administrative Unit , Building 94, Anacostia Naval Station, Washington, D.C. 20374.

Written requests for information should contain the full name of the individual, current address and telephone number and category of information requested.



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For personal visits, the individual should be able to provide some acceptable identificatione that is, drivers license, employee identification or military identification card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military Personnel File, application from individual, service departments, previous commands, Federal and State Agencies and record custodians.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.06**

**System name:** Personnel Security Files

**System location:** Primary System-Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segments-Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** Active duty military personnel, DoD Civilian employees, and DoD Contractor Personnel nominated and approved for assignment to the White House Communications Agency (WHCA).

**Categories of records in the system:** Files contain individual nominations for assignment to the WHCA. Files include retained copies of individuals' Statements of Personal History; periodic updates of statement of personal history data; individual building pass and identification security badge requirements; security briefing certificates; reports of involvements in accidents and incidents; retained copies of application for off-duty employment; notification of security clearance indoctrination/debriefing; notification of completion of spouse National Agency Checks; individual certificates of clearances; personal interview results.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Nomination files for assignment to WHCA are initiated to transmit completed background investigations to the following activities (in the order listed):

The Office of the Special Assistant to the Secretary and Deputy Secretary of Defense.

The Office of the Military Assistant to the President.

The Staff Assistant for Security, Office of the Counsel to the President;

Special Agent in Charge, Technical Security Division, United States Secret Service.

Nomination files are used to evaluate the background, character, and qualifications of persons for assignment to the agency.

Statements of Personal History, as well as the periodic update of personal history data, is used to furnish the Defense Communications Agency, the White House Office, and other Federal Agencies personal data on applicants for assignment or duty with the agency. Statements of Personal History serve as the basis for initiation of background investigations and assessing the eligibility of individual for special access programs.

Individual pass and security identification requirements records are collected to control or limit access of personnel to sensitive facillties.

Individual reports of involvements in accidents or incidents are used to monitor the security and security-related conduct of personnel who are assigned to a Presidential support activity and who have access to classified information.

Individual requests for approval of off-duty employment of active duty military personnel. The formal request documents that a determination has been made that the off-duty employment does not involve any conflict of interest.

Retained copies of notifications of the indoctrination of personnel for various security clearances and special access programs. Notifications are used to insure that only properly indoctrinated personnel are permitted access to these security clearances and programs.

Retained copies of correspondence advising the Commander, Naval Support Facility, Camp David, Maryland, of the completion of a National Agency Check on the spouses of WHCA personnel assigned to Camp David. Notifications are used as the basis for the preparation of access lists to Camp David.

Individual certificates of security clearances issued by the Defense Communications Agency. These certify that personnel assigned to the agency have met all requirements for access to classified material.

Interview notes dealing with the personal interview of individuals tentatively accepted for assignment to the White House Communications Agency, pending completion of the bakcground investigation. Notes are used to assess the overall qualifications of personnel tentatively selected for assignment to the agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.

**Retrievability:** Filed alphabetically by last name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active status during period of access and retired to records storage facility.

**System manager(s) and address:** Adjutant, Defense Communications Administrative Unit, Building 94, Anacostia Naval Station, Washington, D.C. 20374.

**Notification procedure:** Requests from individuals should be addressed to Adjutant, Defense Communications Administrative Unit (DCAU) Anacostia Naval Station. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requestor must present a current Defense Communications Agency (DCA) identification badge or driver's license. license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant, (DCAU),Bldg 94, Anacostia Naval Station, Washington, D.C. 20374

Written requests for information should contain the full name of the idividual, current address and telephone number and category information requested.

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license, employee identification or military identification card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Statements of Personal History and related personal information forms and reports from each individual; Notification of personal (security) clearance from the Defense Communications Agency and other appropriate Federal Agencies; incident and accident reports from the investigating agency.

Card files are originated in the Security Office, White House Communications Agency, extracting pertinent information from the Statement of Personal History and related personal information forms which the individual provides.

**Systems exempted from certain provisions of the act:** NONE

**KWHC.07**

**System name:** Agency Access/Pass File System

**System location:** Primary System - Adjutant, Defense Communications Administrative Unit. Address listed DoD Directory.

Decentralized Segments-Defense Communications Operations Unit, White House Communications, Defense Communications Support Unit. Address listed in DoD Directory.

**Categories of individuals covered by the system:** Assigned and attached personnel, contractors, visitors and civilian employees, whose trustworthiness has been established (in accordance with appropriate regulations), who applies for and are granted access to classified records, sites, equipment, containers, or areas within agency's scope of responsibilities.

**Categories of records in the system:** File contains registers for recording pertinent information on persons authorized entry or access to classified records, sites, equipment, containers and areas.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to record names, signatures and identity of those authorized access.

Used to obtain and grant clearance or extension of clearance for access to classified information, equipment, sites or containers. Used to prevent unauthorized access or disclosure of classified material or information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and cards in file folders.





**Retrievability:** Filed alphabetically by ast name of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active status during period of access and retired to records holding facility.

**System manager(s) and address:** adjutant, Defense Communications Administrative unit (DCAU) Bldg 94 Anacostia Naval Station, Washington, D.C. 20374

**Notification procedure:** Requests from individuals should be addressed to Adjutant,(DCAU) Anacostia Naval Station. The full name of the rquesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requestor must present a current DCA identification badge or driver's license.

**Record access procedures:** Requests from individuals should be addressed to Adjutant (DCAU) Bldg 94, Anacostia Naval Station, Washington, D.C. 20374

Written requests for information should contain the full name of the individual, current address and telephone number and category of information requested.

For personal visits, the individual should be able to provide some acceptable identification, that is a driver's license, employee identification or military identification card.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Application and related forms from the individual requesting access, personnel security clearance from Defense Investigative Service, service staffs, commands and other Federal agencies. Records custodians.

**Systems exempted from certain provisions of the act:** NONE

**K105.01**

**System name:** 208.10 Confidential Statement of Employment and Financial Interest.

**System location:** Office of the Counsel, Headquarters, Defense Communications Agency (DCA), Code 105.

**Categories of individuals covered by the system:** Those DCA military personnel, on duty, in the rank of Lieutenant Colonel, Commander, or above and those DCA civilian personnel, on duty, in the grade of GS-13 and above whose duties require them to exercise judgment in actions relating to contracting or procurement.

**Categories of records in the system:** The completed DD Form 1555, 'Confidential Statement of Employment and Financial Interests - Department of Defense Personnel'; lists of those DCA employees who must fill out the form. The responsibility for determining the list of which employees must fill out the form is vested in: (1) the Director, DCA, for the Office of the Director; (2) the Deputy Directors, the Comptroller, and the Assistants to the Director for Administration and Personnel for their respective organizations; (3) the Chairman or Chief responsible individual for source selection boards, committees, etc., or bid or proposal evaluation groups, formally designated; and (5) the Chief of Staff, Headquarters, DCA, for any other positions not covered in (1) through (4) above.

**Authority for maintenance of the system:** 18 U.S. Code 208.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel, DCA. To assure that the applicable DCA personnel refrain from any private business or professional activity or refrain from having any direct or indirect financial interest which would put them in a position where there is a conflict between their private interest and the public interests of the United States, particularly those related to their duties and responsibilities as DCA personnel. And even though a technical conflict may not exist, the Counsel, DCA, must assure that DCA personnel avoid the appearance of such a conflict from a public confidence point of view. The resolution of a conflict or appearance of a conflict may be accomplished by one or more means, such as changes in assigned duties, divestment of a conflicting interest, disqualification for a particular assignment, disciplinary action, or criminal action. A DCA employee who falls within the applicable categories will have his OF8 (the covering form with his position description) stamped with the notation, 'Requires confidential statement of employment and financial interest . as required by DoD Directive 5500.7'.

DCA Management - To review where there is an unresolved conflict of interest and an adverse action is to be taken.

Department of Justice - To review where there is an unresolved conflict of interest and a criminal action is contemplated.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Information is accessed and retrieved by name and organizational assignment.

**Safeguards:** Building employs security guards. Records are stored in locked safe and are accessible only to the Office of Counsel, DCA.

**Retention and disposal:** Records are not permanent. They are retained in an active file until end of fiscal year, then held one additional year in an inactive file and subsequently destroyed.

**System manager(s) and address:** Counsel, Code 105, Headquarters, DCA

**Notification procedure:** Requests from individuals should be addressed to the Counsel, DCA, Code 105. The full name and organizational assignment of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Office of Counsel, DCA, Code 105, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact Counsel, DCA, Code 105. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Completed DD Form 1555 supplied by the individual.

**Systems exempted from certain provisions of the act:** NONE

**K107.01**

**System name:** Investigation of Complaint of Discrimination

**System location:** Office of the Director of Equal Employment Opportunity, Headquarters, Defense Communications Agency (DCA) (Code 107), Washington, D.C.

**Categories of individuals covered by the system:** Employees of, or applicants for employment with, DCA who have filed formal, written complaints alleging that they had been discriminated against.

**Categories of records in the system:** Signed affidavits; copies of personnel documents; copies of official personnel promotion records; report of investigator; EEO Counselor's report; inter-office memoranda; employee's complaint of discrimination; employee career appraisal reports; letters from complainant's representative.

**Authority for maintenance of the system:** Federal Personnel Manual, Part 713, 'Equal Opportunity.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Director of Equal Employment Opportunity in making a recommendation to the Director, DCA regarding the formulation of a finding with regard to whether or not a complaining employee has been discriminated against.

The Director, DCA also examines the system in writing his decision.

Civil Service Commission's Appeal Review Board uses file if appeal is filed with the Board.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in file folders in locked file cabinet.

**Retrievability:** Retrieved by the name of the complaining employee or applicant.

**Safeguards:** Building employs security guards. Files locked in file cabinet. No one has direct access except for the Director, Equal Employment Opportunity.

**Retention and disposal:** Record is retained until three years after a final decision in the complaint involved and retired to the Washington National Records Center.

**System manager(s) and address:** Director, Equal Employment Opportunity, DCA (Code 107), Washington, D.C. 20305.

**Notification procedure:** Requests from individuals should be addressed to the Director of Equal Employment Opportunity, Headquarters, DCA, Code 107. The individual's full name and or-



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ganization will be required to determine if the system contains a record about him or her. The requester may visit the Office Equal Employment Opportunity, Headquarters, DCA, Code 107, to obtain information on whether the system contains records pertaining to him or her. Proof of identity will be by presentation of current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Director of Equal Employment Opportunity, Headquarters, DCA, Code 107, for assistance in this regard. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial Determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Previous employers and supervisory officials; present supervisor; present and previous co-workers, officials in personnel office; personnel records; payroll records; promotion files; and training and education records.

**Systems exempted from certain provisions of the act:** NONE

**K205.01**

**System name:** Circulation File Charge Slip

**System location:** Technical Library, Code 205, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records system contains the names of all personnel of Headquarters, DCA, Headquarters, National Communications System, Defense Communications Agency Operations Center (NCS/DCAOC), Defense Communications Engineering Center (DCEC), Joint Technical Support Activity (JTSA), National Military Command System Support Center (NMCSSC), White House Communications Agency (WHCA), and other Government agencies or civilian libraries who charge out items from the DCA Technical Library, Code 205.

**Categories of records in the system:** The Library Charge Slip, DCA Form 347, contains the borrower's name; organization code; badge number; phone number; whether military, civilian, or contractor; and information describing the library item borrowed.

The Standard Form 162, Interlibrary Loan Code, Library of Congress, contains the borrowing library name and address; author; title; date sent; and lending library name and address.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Technical Library controls library items loaned to patrons, recalls items borrowed, provides accountability, refers requesters to current holders of library items, evaluates library patron's needs for technical information, and maintains operational data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The charge slips are filed in trays in several sequences for effective search.

**Retrievability:** Information is accessed and retrieved by name, date, by title of item borrowed, and by government organization or civilian activity.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that are properly screened, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for a period of 2 years and then destroyed.

**System manager(s) and address:** Chief, DCA Technical Library System, Code 205, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Technical Library System, Code 205, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Technical Library, Code 205, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's licence.

**Record access procedures:** Contact the Chief, Technical Library System, Code 205, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Source of the information pertaining to the individuals in the system is furnished by the individual. Information describing the library item borrowed is furnished by personnel of the Technical Library, Code 205, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K212.01**

**System name:** Authorization Lists

**System location:** Correspondence and Mail Processing Branch, Code 212, and Joint Action Control Branch, Code 213, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Military and civilian personnel assigned to Headquarters, DCA; Headquarters, National Communications System; and the Defense Communications Agency Operations Center who have the proper security clearances and are authorized to pick up correspondence and documents from the Correspondence and Mail Processing Branch, Code 212, and the Joint Action Control Branch, Code 213, Headquarters, DCA.

**Categories of records in the system:** Records in the system are card files, DA Form 2496, and DA Form 2543, Briefing-Debriefing Certificates, which show the names of individuals and the offices of assignment who are authorized to sign for classified and unclassified correspondence and documents; DCA Form 119, Document Receipt, indicating a person has signed for a specific document; and a computer print-out reflecting which documents different individuals have signed for.

**Authority for maintenance of the system:** EO 10450, as amended, Security Requirements for Government Employment, 27 April 1953.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Correspondence and Mail Processing Branch, and the Joint Action Control Branch, Headquarters, DCA, to ensure that personnel from the various staff offices of Headquarters, DCA; Headquarters, National Communications System, and the Defense Communications Agency Operations Center who pick up correspondence and documents are authorized to do so and that they have the proper security clearance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in card file boxes, file folders, and open storage.

**Retrievability:** Information is accessed and retrieved by name and organizational assignment.

**Safeguards:** Building employs security guards. Records are maintained in areas which are alarmed and are accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the areas where the records are maintained.

**Retention and disposal:** Records are not permanent. Except for DA Form 2543 they are retained until individuals are reassigned from Headquarters, DCA or reassigned from one staff element to another within Headquarters, DCA; reassigned from Headquarters, National Communications System or the Defense Communications Agency Operations Center. DA Forms 2543 are retained for one year after individuals have been debriefed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Correspondence and Mail Processing Branch, Code 212, or the Joint Action Control Branch, Code 213, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.





**Record source categories:** Names of those individuals in the system are supplied by the Chief of Staff; Chief Scientist/Associate Director for Technology; Deputy Directors; Comptroller; Assistants to the Director for Administration and Personnel; Counsel; DoD Representative to the National Communications System; Chief, Equal Opportunity and Inspections Office; Commercial Communications Policy Office, all Headquarters DCA; the Deputy Manager, National Communications System; and the Commander, Defense Communications Agency Operations Center.

**Systems exempted from certain provisions of the act:** NONE

**K212.02**

**System name:** Authority to Sign for Classified Material List

**System location:** Correspondence and Mail Processing Branch, Code 212, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records system contains the names of Headquarters, DCA personnel who are authorized to pick up classified material for DCA from the Offices of the Director, Telecommunications and Command and Control, Department of the Army; Director, Naval Communications, Department of the Navy; and Director of Command Control and Communications, Department of the Air Force.

**Categories of records in the system:** Records consist of a copy of a letter addressed to the Director, Telecommunications and Command and Control, Department of the Army; Director, Naval Communications, Department of the Navy; and Director of Command Control and Communications, Department of the Air Force with specimen signatures of those Headquarters, DCA personnel who are authorized to pick up classified material for Headquarters, DCA.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by mail room personnel in the Offices of the Director, Telecommunications and Command and Control, Department of the Army; Director, Naval Communications, Department of the Navy; and Director of Command Control and Communications, Department of the Air Force to verify that the Headquarters, DCA personnel who come to their offices to pick up classified mail for Headquarters, DCA are authorized to do so.

Used by personnel of the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA to determine which personnel of Headquarters, DCA are authorized to pick up classified material for Headquarters, DCA from the above offices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are updated as changes in personnel occur and the superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the systems are furnished by the Chief, Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K212.03**

**System name:** Armed Forces Courier Service Authorization Record

**System location:** Correspondence and Mail Processing Branch, Code 212, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records system contains the names of Headquarters, DCA and the Defense Communications Agency Operations Center (DCAOC) personnel who are authorized to sign for Top Secret material received from the Armed Forces Courier Service (ARFCOS), Department of the Army.

**Categories of records in the system:** Records consist of a ARFCOS Form 10, Armed Forces Courier Service Authorization Record, which contains specimen signatures of those personnel, Headquarters, DCA and the DCO AOC who are authorized to sign for Top Secret material received from the ARFCOS, Department of the Army.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel of the ARFCOS, Department of the Army, to verify that the Headquarters, DCA and DCAOC personnel who receipt for material from the ARFCOS are authorized to do so.

Used by personnel of the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA to determine which personnel of Headquarters, DCA and the DCAOC are authorized to receipt for material from the ARFCOS, Department of the Army.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are updated when changes in personnel occur and the superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of the individuals in the system are furnished by the Chief, Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA and the Commander, DCAOC.

**Systems exempted from certain provisions of the act:** NONE

**K213.01**

**System name:** NATO Subregistry Personnel Signature List

**System location:** Joint Action Control Branch, Code 213, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** Records system contains the names and specimen signature of Headquarters, DCA personnel who are ATOMAL, COSMIC, SEATO, and CENTO Control Officers and Alternates to the Central U.S. Registry.



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**Categories of records in the system:** Records consist of a copy of a letter addressed to the Chief, Central U.S. Registry, Washington, D.C. 20310e along with a Subregistry Personnel Signature List, the Adjutant General's Office Form 2-15. This Form 2-15 contains names and specimen signatures of those Headquarters, DCA personnel who are ATOMAL, COSMIC, SEATO, and CENTO Control Officers and Alternates to the Central U.S. Registry.

**Authority for maintenance of the system:** Executive Order 11652.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Chief, Joint Action Control Branch, Code 213, Headquarters, DCA to provide information to the Chief, U.S. Central Registry as to which personnel in Headquarters, DCA are ATOMAL, COSMIC, SEATO, and CENTO Control Officers and Alternates to the Central U.S. Registry.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are updated when changes in personnel occur and the superseded list is then destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Joint Action Control Branch, Code 213, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the system are furnished by the Chief, Joint Action Control Branch, Code 213, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K213.02**

**System name:** Classified Material Receipt Authorization List

**System location:** Joint Action Control Branch, Code 213, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records system contains the names of Headquarters, DCA personnel who are authorized to receive classified material for DCA from the Offices of the Deputy Assistant Secretary (Administration), Department of Defense, Graphic Arts Printing and Distribution Division, Joint Chiefs of Staff (JCS), and the Documents Branch, JCS.

**Categories of records in the system:** Records consist of three JCS Forms 42, Personnel Authorization to Sign for Classified Material with specimen signatures of those Headquarters, DCA personnel who are authorized to pick up classified material for Headquarters, DCA.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Offices of the Deputy Assistant Secretary (Administration), Department of Defense, Graphic Arts Printing and Distribution Division, JCS, and the Documents Branch, JCS, to verify that the Headquarters, DCA personnel who come to their offices to pick up classified material for Headquarters, DCA are authorized to do so.

Used by personnel of the Correspondence and Mail Processing Branch, Code 212, and the Joint Action Control Branch, Code 213, Headquarters, DCA to determine which personnel of Headquarters, DCA are authorized to pick up classified material for DCA from the above mentioned offices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in a safe in an area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** List is updated as of 1 January and 1 July annually. At that time the superseded list is destroyed.

**System manager(s) and address:** Chief, Administrative Division, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Joint Action Control Branch, Code 213, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the system are furnished by the Chief, Correspondence and Mail Processing Branch, Code 212, and the Chief, Joint Action Control Branch, Code 213, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K213.03**

**System name:** Courier Badge List

**System location:** Joint Action Control Branch, Code 213, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** Records system contains the names of Headquarters, DCA personnel who require admittance to the Joint Chiefs of Staff (JCS) area in their capacity as Headquarters, DCA couriers.

**Categories of records in the system:** Records consist of a Copy of a Memorandum addressed to the Chief, Security Branch, JCS.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by security personnel of the JCS to verify those personnel from Headquarters, DCA who are authorized to enter the JCS area in the capacity of Headquarters, DCA couriers.

Used by personnel of the Correspondence and Mail Processing Branch, Code 212, and the Joint Action Control Branch, Code 213, Headquarters, DCA to determine which personnel of Headquarters, DCA require admittance to the JCS area in the capacity of couriers for Headquarters, DCA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are filed in a file folder which is kept in a safe.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in a safe in an area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** list is updated monthly. At that time the superseded list is destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative division, Code 210, Headquarters, DCA. The full name of requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Joint Action Control Branch, Code 213, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the system are furnished by the Chief, Correspondence and Mail Processing Branch, Code 212, and the Chief, Joint Action Control Branch, Code 213, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K231.01**

**System name:** Temporary Issue Receipt File

**System location:** Supply Branch, Code 231, Headquarters, Defense Communications Agency(DCA).

**Categories of individuals covered by the system:** Those DCA military and civilian personnel who have received temporary custody of and acknowledge responsibility for Government property loaned to them for official use by the Supply Branch, Code 231, HQ, DCA.

**Categories of records in the system:** Records in the system are Temporary Issue Receipts, AF Form 1297, Sep 70, which shows the name, grade, and organization of individual signing the form, the date item(s) are due to be returned, the stock number (if appropriate), description of item(s), unit of issue, quantity issued, cost (if appropriate), date form was executed, signature of recipient, duty telephone number and signature of individual issuing item(s).

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Supply Branch, Code 231, Headquarters, DCA, to ensure proper accountability at all times of Government property.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a hard back, three ring binder.

**Retrievability:** Information is accessed and retrieved by the name of the individual.

**Safeguards:** Building employs security guards. Records are kept in security file (MP combination lock) and are accessible only to authorized personnel that are properly screened, cleared and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained until the Government property on loan is returned, at which time the record is removed from the system and returned to the individual who signed the form.

**System manager(s) and address:** Chief, Supply and Services Division, Code 230, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Supply and Services Division, Code 230, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Supply Branch, Code 231, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity, the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Supply and Services Division, Code 230, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Recipient signs temporary issue receipt. As there is no other source, information is gathered from individual to whom items are loaned.

**Systems exempted from certain provisions of the act:** NONE

**K232.01**

**System name:** Travel Orders Records System

**System location:** Services Branch, Code 232, and Travel Branch, Code 234, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Those DCA military and civilian personnel who have performed official travel in connection with DCA business or employment.

**Categories of records in the system:** Records in the system would cover authorized official travel for civilian, military, and contractor personnel and be comprised of travel orders, transportation requests, commercial carrier transportation and excess baggage tickets, travel advance vouchers, records of travel claims and payments, DD Form 1056, Authorization to Apply for a 'No Fee' Passport. Also supporting documentation including messages, correspondence, and coordination papers. Data in the system would include names, social security numbers, office assignments, rank/grade, DCA office code number, DCA telephone number, home addresses, transportation and per diem allowances and actual amounts paid, and itineries.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Services Branch, Code 232, and personnel in the Travel Branch, Code 234, Headquarters, DCA, in maintaining appropriate and accountable records for individuals performing official travel on DCA business and to ensure individual travel advances are liquidated.

Eligible records are forwarded to the Department of Justice for possible prosecution for fraud.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders.

**Retrievability:** Information is accessed and retrieved by the name of the individual.

**Safeguards:** Building employs security guards. Records are kept in security file (MP combination lock) and are accessible only to authorized personnel that are properly screened, cleared and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records maintained in the Travel Branch, Code 234 are not permanent. They are retained in active file until travel advances are liquidated and then transferred to completed files and held for one fiscal year and subsequently retired to the appropriate Washington National Records Center.

Records maintained in the Services Branch, Code 232, are retained for two years, then destroyed.

**System manager(s) and address:** Chief, Supply and Services Division, Code 230, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Supply and Services Division, Code 230, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the Services Branch, Code 232, Headquarters, DCA, to obtain information whether the system contains records pertaining to him or her for local travel. For other than local travel, the requester may visit the Travel Branch, Code 234, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. In either instance, as proof of identity, the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Supply and Services Division, Code 230, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names and other personnel information on those individuals in the system are obtained/gathered from authorized and approved travel orders issued to the individual concerned.

**Systems exempted from certain provisions of the act:** NONE

**K232.02**

**System name:** Injury Record File

**System location:** Services Branch, Code 232, Headquarters, Defense Communications Agency (DCA).







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**Categories of individuals covered by the system:** Those DCA civilian employees who are treated for an occupational injury or illness by the Dispensary located on the Headquarters DCA Compound.

**Categories of records in the system:** Records in the system are Injury Records, Civilian Employee Health Service (CEHS) Form CH-4 (Rev 10 Jun 64) which shows the date form was completed, name of employee injured, the Department, Agency, Branch, building, room and telephone numbers, date and time of injury, brief description of injury, disposition of case and the signature of the CEHS representative submitting the report.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Services Branch, Code 232, Headquarters, DCA, to ensure that causes of occupational injuries or illnesses are corrected. Also serves as a tickler file to ensure that a more detailed report (Employees Compensation Forms CA 1 and 2) are due in from the employee.

After screening the CA 1 and 2, they are forwarded to the Civilian Personnel Division, Code 720, Headquarters, DCA, for file in official file folder.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a 5' x 8' card file box.

**Retrievability:** Information is accessed and retrieved by the name of the individual

**Safeguards:** Building employes security guards. Records are kept in security file (MP combination lock) and are accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for two years following the date of execution, at which time they are destroyed.

**System manager(s) and address:** Chief, Supply and Services Division. Code 230, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Supply and Services Division, Code 230, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Services Branch, Code 232, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity, the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Supply and Services Division, Code 230, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The CEHS Representative operating the Dispensary located on the Headquarters, DCA Compound.

**Systems exempted from certain provisions of the act:** NONE

**K240.01**

**System name:** Personnel Security Investigative Dossier File (PSIDF)

**System location:** Office of the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** This file includes individual personnel security investigative dossiers on: U.S. military personnel who have been selected for assignment to, are now, or have been assigned to the DCA; U.S. Government civilian personnel who are being processed for employment, are now or have been employed by the DCA; U.S. military or civilian personnel who are being processed for, or have been granted, access to sensitive compartmented information (SCI) by the DCAat the request of their parent organization; industrial employees who are performing, expect to perform, or have performed duties under DCA SCI cognizance as a result of a U.S. Government contract; or personnel who are or have been, affiliated with the DCA.

**Categories of records in the system:** File contains individual personnel security investigative dossiers. Individual dossiers may contain submissions by the individual such as Statement of Personal History/personnel security questionnaire, appropriate release statements and related personal documentation, i.e., educational diplomas, marriage and divorce records, etc.; information obtained as a result of a National Agency Check, investigative action and/or volunteer sources. Information may consist of acquisitions from listed or developed character references, co-workers, supervisors, present and past employers, financial or trade institutions, credit bureaus, personnel of the legal, medical, educational or religious professions, educational institutions, present and former neighbors, courts, U.S. federal, state or local agencies and departments; foreign law agencies, private investigative sources, active and retired U.S. military or civilian personnel records, interview of the individual, his spouse, relatives or associates, fingerprint identification check. This information normally covers the period of the individual's life for a fifteen year period immediately preceding the investigation or from the date of his eighteenth birthday. However, if derogatory information is developed or if the individual has a long tenure of U.S. Government service, the file may cover a greater period of time; information on the individual's spouse, relatives or associates; correspondence between the individual and DCA or other U.S. Government activity or correspondence related to the individual between his employer, organization of assignment and DCA (Code 240) or other U.S. Government activity; correspondence related to National Agency Checks, investigations, evaluations, clearance or special accesses for the individual; certificates of clearance, security determination or special access authorizations and terminations thereof; content, adjudicative and clearance action sheets; certificates of release or review of personnel security investigative dossiers; results of review of personnel and/or medical files; photographic likeness with identifying data such as name.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected and used for the purposes of determining the suitability, eligibility or qualification of personnel previously defined for assignment, employment or qualification for access to various levels of U.S. Government classified and sensitive compartmented information and to certify clearances and accesses as required.

Counterintelligence and Security Division (DIA): The personnel security investigative dossier for each individual previously defined who has, or had, a valid requirement for access to compartmented intelligence information is reviewed to determine, for the responsible United states Intelligence Board Member, the individual's eligibility for such access.

Any component or official of the U.S. Government having established a need-to-know: Used as a basis for gaining access to classified information upon reassignment employment, etc..

Also released to law enforcement and investigatory authorities of the U.S. Government for conduct of official investigations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records, Microfiche, in file folders; ADP cards or magnetic tapes.

**Retrievability:** Information is retrieved by the individual's name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only by authorized personnel that are properly cleared and trained. Records, during non-duty hours, are additionaly protected by storage in locked electrical filing cabinets.

**Retention and disposal:** Individual records are maintained from the date of initial nomination for assignment, employment or affiliation with the DCA until at least one year but not more than two years, following his departure. Individual records which contain information upon which an adverse determination was based are maintained permanently.

**System manager(s) and address:** Chief, Security Division, Code 240, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Security Division, Code 240, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's system notice and should be referenced by the requester.





**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is placed into the system by the SYSMANAGER after an individual has been nominated for assignment, employment or affiliation with the DCA as previously defined. Information may be obtained from the individual's submissions, listed or developed character references, co-workers, supervisors, present and past employers, financial or trade institutions, credit bureaus, personnel of the legal, medical, educational or religious professions, educational institutions, present and former neighbors, courts, U.S. federal, state or local law agencies/departments, active and retired U.S. military or civilian personnel records, interview of the individual, his spouse, relatives or associates, any component of the U.S. Government having an identifiable record on the individual or volunteer sources.

**Systems exempted from certain provisions of the act:** Investigative records compiled solely for the purpose of determining suitability, eligibility, or qualifications for federal civilian employment, military service, or access to classified information are exempt to the extent outlined in Subsection (k)(5) of the Privacy Act.

**K240.02**

**System name:** Sensitive Compartmented Info (SCI) Posn/Pers Accountability System

**System location:** Primary System--Office of the Chief, Security Division, Headquarters, Defense Communications Agency (DCA), Code 240.

Decentralized Segments--Office of the Chief, Computer Operations Division, Defense Communications Agency Operations Center (DCAOC).

**Categories of individuals covered by the system:** Any individual who requires access to Special Intelligence (SI), Special Activities Office (SAO) information and/or Single Integrated Operational Plan--Extremely Sensitive Information (SIOP-ESI) in order to perform their duties are identified which includes: U.S. military personnel assigned to the DCA or certified to the DCA by their parent organization; U.S. Government civilian personnel employed by the DCA or certified to the DCA by their parent organization; U.S. military or civilian personnel who are being processed for access to SCI by the DCA at the request of their parent organization; industrial employees who are-visiting DCA or-performing duties under DCA cognizance as a result of a U.S. Government contract, or who are certified to the DCA as authorized representatives of industrial firms concerned with matters related to contractual, advisory or consultant support, or whose functions are such that visits to the DCA, or to facilities under DCA cognizance, are required.

**Categories of records in the system:** File contains the SI/SAO Billet Roster which is a compilation by name, military grade or civilian counterpart, military service or social security account number , position number and title and parent organization . The roster identifies those positions (billets) which have been approved for specific SI/SAO access and lists the incumbents of those billets with the categories of access for which they have been briefed; the SIOP-ESI Billet Roster which contains the same identifying elements described above but pertains exclusively to SIOP-ESI accesses; the Contractor Facility Control Record which lists all contractor facilities for which the Special Security Branch has security cognizance. Facilities are listed by name and location, with a separate section for each facility. Within each section the contractor employees assigned to that facility are listed by name, clearance and categories of SCI to which they are authorized access; the Special Security Control Card which is an alphabetical card file of all personnel previously defined listing the individual's name, date and place of birth, military service or social security account number, billet number, organization of assignment or employment, job title, the status of clearance and access actions, dates National Agency Checks were completed , dates Background Investigations were completed and identification of the agency which conducted them, record of clearances and special accesses granted and dates of briefings. The record also contains, if applicable, the name, date and place of birth and social security account number of the individual's spouse and indicates the date of completion of the required partial National Agency Check for compilation of all incoming and outgoing notifications of clearance and access status made in connection with visits of non-DCA personnel to DCA and visits of personnel previously identified to facilities which require request clearance/ access notification. Individuals are identified by name, grade, military service number or social security account number, position title, and the organization of assignment or employment. The clearance and categories of special access authorized are also listed; Billet Request Records which are a compilation of all requests for establishment of SCI billets received by the Special Security Branch. Proposed incumbents are normally identified by name, grade, position military service number or social security account number and organizational affiliation; Special Access Suspense Record which contains the names of individuals on whom actions are in progress; ADP Record consisting of ADP punch cards and magnetic tape as the input and storage media for publication of the SI/SAO Billet Roster All information described above for the SI/SAO Billet Roster is included.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Special Security Branch-Information is collected and used for management and control of access to SCI by personnel previously identified. Individuals are accounted for by name grade, military service number or social security account number, position and organization. Also used for the certification of SCI accesses for which an individual has been granted access.

Counterintelligence and Security Division and Systems Operations Division, Defense Intelligence Agency (DIA)-the SI/SAO Billet Roster, previously defined, is used for integration into the DIA Security Management Information System (SMIS)

Strategic Operations Division and Office of the Directorate of Administrative Services, the Joint Staff, Organization of the Joint Chiefs of Staff-the SIOP-ESI Billet Roster, previously defined, is used for integration into the master SIOP-ESI Billet Roster.

Any component of the U.S. Government having an official need-to-know: used to verify that an individual has been granted access to a specific category of SCI and verification of information contained in the record as previously defined.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes; visible file cards; computer paper printouts; paper record in three-ring binders; IBM cards; paper records in file folders.

**Retrievability:** Information on computer magnetic tapes retrieved by a unique ten digit billet number

Information on all other media retrieved by the unique ten digit billet number or by the individual's name.

**Safeguards:** Records are maintained in safes and vaults and are routinely accessible only by personnel of the Office of the Chief, Security Division, Code 240, and by personnel of the Special Security Branch, Code 241, Headquarters, DCA.

**Retention and disposal:** Individual records are maintained from date of initial nomination for access to SCI until 3 years following the individual's debriefing, which is when the individual no longer has a need-to-know for SCI, then records are destroyed.

**System manager(s) and address:** Chief, Special Security Branch, Code 241, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Security Division, Code 240, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information is placed into the system by the SYSMANAGER after an individual is nominated for access to SCI by his organization or employer or after an individual has been certified to the DCA by his cognizant security officer as having such access. SYSMANAGER obtains required information from the nomination or certification document, individual's personnel/ employment records, forms submitted by the individual, formal briefing actions accomplished by personnel of the Special Security Branch, Code 241, Headquarters, DCA, and from information developed during the personnel security investigation conducted on the individual.



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**Systems exempted from certain provisions of the act:** NONE

**K240.03**

**System name:** Clearance Card File for Defense Communications Agency (DCA) Personnel

**System location:** Office of the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency.

**Categories of individuals covered by the system:** This file includes all DCA personnel requiring a security clearance. Since all positions in DCA are sensitive requiring at least a Secret clearance, all DCA military and civilian personnel world-wide are covered. The file also includes those persons previously assigned to or employed by DCA since 1962.

**Categories of records in the system:** The Clearance Card File is an alphabetical card file (5' x 8', DCA Form 136) of all personnel requiring a security clearance, listing the individual's name, service or social security account number, grade or rank, job title, date and place of birth, date entered on duty with DCA, and date departed DCA if applicable. The file also includes the date requested, date received, and indicated results of each check within the National Agency Check (NAC), and for Background Investigation (BI) requests. Dates interim and final security clearances were granted and some special accesses are indicated.

**Authority for maintenance of the system:** Executive Order 10450, as amended, Security Requirements for Government Employment, 27 April 1953.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by personnel of the Security Branch, Code 240, Headquarters, DCA, as a convenience or ready reference file to determine the security clearances and dates of issue for personnel assigned to or employed by DCA world-wide.

Information is available to the individual and to DCA supervisors of the individual to verify that the individual has the necessary security clearances for attendance at meetings and conferences where classified information is discussed. Also used to certify security clearances of individuals in writing or telephonically for attendance at classified conferences at other U.S. Government agencies and at private industry organizations having an industrial clearance and generally engaged in classified contract work for DCA.

Information is disclosed to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** This is a manual system consisting of 5' x 8' card records maintained in two rotary file cabinets.

**Retrievability:** Information is retrieved by the individual's name.

**Safeguards:** Records are maintained in two rotary file cabinets equipped with key locks. The file cabinets are locked during non-duty hours.

Building employs security guards. Records are maintained in area which is accessible only to authorized personnel who are properly screened, their duties require them to be in the area where the records are kept.

**Retention and disposal:** Records have been maintained since 1962 for all DCA personnel presently or previously assigned or employed. Reccords are destroyed when no longer needed.

**System manager(s) and address:** Chief, Security Division, Code 240, Headquarters, Defense Communications Agency.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Information is placed into the record system by the system manager after an individual is nominated for assignment to or employment by DCA. Information is obtained from National Agency Checks which may include: Federal Bureau of Investigation (FBI), Civil Service Commission (CSC), Department of State, Central Intelligence Agency (CIA), Immigration and Naturalization Service (I&N), Defense Intelligence Agency (DIA), Defense Investigative Service (DIS), investigative offices of the military Department (Army, Navy, Air Force), and the Credit Bureau Incorporated.

**Systems exempted from certain provisions of the act:** NONE

**K240.04**

**System name:** Identification Badge System

**System location:** Office of the Chief, Physical Security Branch, Security Division, Code 243, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Civilian and military personnel assigned to Headquarters, DCA and collocated field activities.

Civilian contractors; civilian and military members of the U.S. Government whose official duties require frequent and continuing access to Headquarters, DCA and collocated field activities.

**Categories of records in the system:** The DCA Permanent Badge, (DCA Form 21), issued to civilian and military personnel assigned to Headquarters, DCA and collocated field activities, contains a photograph of the individual with his or her surname, first name and middle initial, and a badge number. The badge is signed on the reverse side by the individual and countersigned by a representative of the Office of the Chief, Physical Security Branch (Code 243). A duplicate photograph is mounted on a 3' x 5' control card, containing the individual's name, grade or rank, badge number, office code and date of issue, and filed alphabetically.

The DCA Visitor Badge, (DCA Form 80 or 184), is issued to civilian contractors and U.S. Government civilian and military personnel, whose security clearance is on file with the Office of the Chief, Physical Security Branch, Code 243, Headquarters, DCA and who is sponsored by a Headquarters, DCA official. The badge contains a photograph of the individual with his surname, first name, middle initial, badge number, expiration date (not to exceed one year from date of issue) and is signed by the individual and countersigned by the issuing official of the Physical Security Branch (Code 243). Duplicate photographs are retained in an envelope and filed alphabetically, and are used for renewal of badges.

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, DCA - The badge is issued to the individual as his means of identification to the DCA.

Individual retains the badge in his possession and must wear it while in the DCA buildings. The badge must be surrendered when invalid or when the individual no longer is assigned to or requires access to the DCA.

By DCA operating officials as a means of identification.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Control card or envelope containing duplicate photograph is filed in a locked container.

**Retrievability:** Control card or envelope containing duplicate photograph is filed alphabetically by name.

**Safeguards:** Building employs security guards. Records are maintained in an area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Badge and control card with extra photographs are destroyed upon termination of the individual's assignment to or need for access to the DCA.

**System manager(s) and address:** Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The full name of requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.





**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** For DCA assigned personnel notification is received from the Office of the Chief, Personnel Security Division, Code 242, Security Division, Headquarters, DCA.

For civilian contractors and civilian or military personnel from other U.S. government agencies the notification is received from the Headquarters, DCA or collocated field activity sponsor.

**Systems exempted from certain provisions of the act:** NONE

**K240.05**

**System name:** visitor Clearance File

**System location:** Office of the Chief Physical Security Branch, Security Division, Headquarters, Defense Communications Agency (DCA), Code 243.

**Categories of individuals covered by the system:** All civilian personnel cleared under the Defense Industrial Security Program and all civilian or military members of the U.S. Government cleared by their respective components for access to classified material, whose official duties require them to have access to classified information in the performance of contractural obligations, or participation in defense projects with the DCA, or whose functions, services, logistics support are required by the DCA or to facilities under the cognizance of the DCA.

**Categories of records in the system:** This card records, as applicable, name, social security number, date of birth, place of birth, citizenship, alien registration number, clearance and date, authority, organization, persons or offices to be visited, date visit authorized of the individual requesting access to the DCA and classified information. All data is supplied in letter form by the Security Officer of the individual's company or organization. The file also includes a remarks section which is used to record the DCA's sponsor's request for a badge; badge number, if assigned; a file number cross-indexed to the letter; and disposition instructions. The file is updated as requested by the individual's organization or company, usually once annually.

**Authority for maintenance of the system:** Exedutive Order 10450,as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, DCA - Information is collected and used for management use and control of access to classified information; daily certification of clearances to DCA project officers; certification of clearance on travel orders; request for DCA badges; certification of clearances to any US government agency or DoD component participating in DCA projects, or where the DCA is a participant in another agency or component project.

Department of Army, Military District of Washington - Identifying data (name, date and place of birth, sex, height, weight and organization) used on DoD and Pentagon Building passes (DD Form 1466 and 1467).

Joint Chiefs of Staff (JCS) - Identifying data (name, grade, height, weight, color of hair and eyes, date and place of birth, security clearance) used on JCS passes or badges and is submitted on JCS Form 8.

provost Marshal, Fort Ritchie, Md. - Identifying data (name, grade, rank, title, branch of service, social security number, date and place of birth, weight, height, color of hair and eyes, sex, organization or employer, security clearance) used on Fort Ritchie badges and is submitted on Fort Ritchie ACCN Form 19.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Visible file cards (5'x8') in rotary power file; correspondence in file folders, in safe.

**Retrievability:** Information on file cards filed alphabetically by name.

Correspondence filed with sequential number cross-indexed to file card.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** File cards are maintained indefinitely as long as recertification is received annually from the individual's organizational or company security officer. Inactive cards are removed and destroyed periodically, usually within six months from the expiration of the visit request.

Correspondence files are removed and destroyed annually and as replaced by new certification.

**System manager(s) and address:** Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The Full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** All information maintained on the individual is furnished by the Security Officer of the individual's organization, company, or institution.

**Systems exempted from certain provisions of the act:** NONE

**K240.06**

**System name:** Classified Container Information on Form (DA Form 727)

**System location:** Office of the Chief, Physical Security Branch, Code 243, Security Division, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Civilian and military personnel assigned to Headquarters, DCA and collocated field activities who have been designated responsible officials of a classified container, or who are to be notified if the container is found open and unattended.

**Categories of records in the system:** This form records the name, grade, address and telephone number of the above individuals.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, DCA - Record, in duplicate, of each container used for storage of classified material and identifies individuals who have knowledge of the combination.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The original copy is posted on the outside of the container in the DCA office concerned; the carbon copy is attached to the outside of a sealed envelope which contains a smaller envelope containing the classified combination and is stored in an approved classified container in the Office of the Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Retrievability:** Filed numerically by container number.

**Safeguards:** Building employs security guards. Carbon copy records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** This form is retained only as long as the information remains accurate, but not to exceed one year, at which time it is destroyed byburning. The original copy on the safe is removed, discarded and replaced by an updated copy.

**System manager(s) and address:** Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, name of staff element, Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.



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**Record source categories:** Names of the individuals in the system are submitted on the form which is completed by the DCA office concerned.

**Systems exempted from certain provisions of the act:** NONE

**K240.07**

**System name:** Vehicle and Parking Registration Card

**System location:** Office of the Chief, Physical Security Branch, Security Division, Code 243, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** All civilian and military personnel assigned to Headquarters, DCA and collocated field activities, and who register their vehicles for parking on base.

Civilian contractor personnel assigned desk space at Headquarters, DCA and who apply for parking privileges on base.

**Categories of records in the system:** This file records name, address, office code, office telephone number, social security account number (SSAN), make, year, body style, and color of vehicle, license plate number and state, insuring company and policy number, amount of liability insurance, expiration date of insurance policy carpool members and their address, place of employment and SSAN. The card also includes a certification statement signed and dated by the individual that he has read and understands the DCA Parking Regulations and attests to the accuracy of the information the individual provided. The amount of liability insurance is restricted to the term 'minimum required by the State of Virginia'. No dollar amounts are requested or required by the DCA.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Physical Security Branch, DCA - Information is used to report to the GSA the total number of parking spaces and itemized to show the number used for Government-owned or leased vehicle parking; other official parking; visitor vehicle parking; employee parking; number of employee spaces assigned to physically handicapped employees; number and percentage of employee parking spaces assigned to executive personnel and persons assigned unusual hours; number of employee parking spaces used by carpools; and total number of persons using carpool spaces.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Visible file cards (5' x 8') in metal file cabinet.

**Retrievability:** Filed alphabetically by name and parking status, that is, Handicap Area, Carpool Area, Executive Area, and Open Area.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** File cards are maintained during the period of the incumbent's assignment, then removed and destroyed when asignment is terminated.

**System manager(s) and address:** Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Completed form filled out by individual.

**Systems exempted from certain provisions of the act:** NONE

**K240.08**

**System name:** Security Violation Case File

**System location:** Office of the Chief, Physical Security Branch, Security Division, Code 243, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Civilian and military personnel assigned to Headquarters, DCA and collocated field activities, who committed or contributed to a security violation involving classified defense information.

Civilian and military personnel assigned to Headquarters, DCA and collocated field activities, who discovered the violation, were witnesses in connection with the violation, or were interviewed to determine whether they were involved.

Civilian contractors under contractural obligation to the DCA and who were witnesses in connection with the violation, or were interviewed to determine whether they were involved.

Any individual in the civilian community, government employ, military or civilian, who reported a security violation, or who could furnish information relative to the violation, or who may have been involved in the violation.

**Categories of records in the system:** This file contains the results of an investigation involving classified defense information which has been compromised or subjected to compromise through loss, unauthorized disclosure, improper handling or transmission, or failure to safeguard. It contains the facts and circumstances surrounding the violation, the personnel involved, the findings, affixes responsibility, and recommendations for remedial, administrative or disciplinary actions.

**Authority for maintenance of the system:** Executive Order 10450, as amended.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Division, Headquarters, DCA - This file which consists of a Report of Security Violation, and an Investigation Officer's Report of Investigation, is used to determine the adequacy of the investigation, a review of the circumstances which led to the violation, and a review of the security policies and procedures established by the DCA and the office concerned with the aim of improving the procedures to preclude further violations. It is also used, when compromise cannot be precluded, to notify the original classification authority for the specific classificaton involved, and to request an impact statement on national security, and whether the information can be downgraded or declassified. A copy may also be furnished to an appropriate military service or government agency involved in prosecution proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The correspondence is stored in case folders and secured in a safe.

**Retrievability:** Each case folder is filed in numerical sequence by calendar year and cross-referenced to an index sheet containing case number, code, date of violation and name(s) of individuals involved.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel who are properly screened, and their duties require them to be in the area where the records are kept.

**Retention and disposal:** Case files that preclude compromise are considered administrative and destroyed upon departure of the individual.

Case files that reflect compromise are retained for two years then retired to the Federal Records Center for an additional eight years, then destroyed.

**System manager(s) and address:** Chief, Physical Security Branch, Code 243, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Security Division, Code 240, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. As proof of identity, the requester must present a current DCA identification badge or driver's license.

**Record access procedures:** Contact the Chief, Security Division, Code 240, Headquarters, Defense Communications Agency, for assistance. The mailing address is listed in the organizational directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Information developed by the Investigating Officer investigating the violation includes, interviews with the individual(s) involved in the violation; witnesses to or having knowledge of the violation; co-workers and supervisor; it may include sworn statements, depositions, photographs or sketches of the area or equipment involved in the violation; office security procedures or instructions; and, in some cases, a copy of the classified document involved.





**Systems exempted from certain provisions of the act:** NONE

**K660.01**

**System name:** 303-41-42 Claims Files, Requests for Waiver of Pay and Allowances

**System location:** Office of Financial Services Division, Code 660, Headquarters, Defense Communications Agency (DCA), Washington, D.C. 20305.

**Categories of individuals covered by the system:** Civilian employees or former civilian employees of DCA who submit requests for waiver of claims of the US arising from erroneous overpymt of pay & allowances.

**Categories of records in the system:** The initial request for waiver of claim. The report of investigation, including copies of all documentation, affidavits, statements, vouchers, and other papers containing information bearing on the case. A summary of the report of investigation and a register of requests for waiver. Correspondence with the General Accounting Office concerning claims waivers. Correspondence with the individual who submitted the waiver request. Decisions concerning waivers of the Comptroller, DCA or the Comptroller General of the United States.

**Authority for maintenance of the system:** 5 U.S.C. 5584 'Claims for Overpayment of Pay and Allowances, other than travel and transportation expenses and allowances and relocation expenses.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records residing in these files represent the history of a request for waiver of claim & the action taken thereon, including disposition. Used by Comptroller, DCA or Comptroller General of the United States to reach a decision concerning requests for waiver. Records are used to administer and process requests for waivers of claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The record is stored in a locked safe.

**Retrievability:** Retrieved by the name of the individual who submits a request for a waiver of claim.

**Safeguards:** Records are stored in a locked safe. Access is limited to Code 660, DCA, the investigating officer if other than from Code 660, and the individual concerned, if he so desires, as well as the DCA Counsel, the Director and personnel of the Claims Division of the GAO.

**Retention and disposal:** Records are retained by Code 660, Hq DCA for 2 years, then retired to Federal Records Center for permanent storage.

**System manager(s) and address:** Chief, Financial Services Division, Code 660, Headquarters, Defense Communications Agency, Washington, D.C. 20305

**Notification procedure:** Requests from individuals should be addressed to the Chief, Financial Services Division, Code 660, Headquarters, DCA, Washington, D.C. 20305. Individual must provide his full name and social security number to determine whether or not the system contains a record on him. For personal visits the individual must present proof of identity to include his full name and social security number as well as positive identification, such as identification card or driver's license.

**Record access procedures:** Contact the Chief, Financial Services Division, Code 660, Headquarters, Defense Communications Agency, Washington, D.C. 20305 for assistance.

**Contesting record procedures:** The Defense Communications Agency's rules for access to records and for contesting content and appealing initial determination by the individual concerned are promulgated in the Rules and Regulations section of the Federal Register.

**Record source categories:** Official Personnel Records of Individuals; Finance and Accounting Offices for financial records; individuals having knowledge concerning the subject of the claim, for statements and affidavits; and any other source from which pertinent information may be drawn.

**Systems exempted from certain provisions of the act:** NONE

**K700.01**

**System name:** Employee-Management Relations and Services Files

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia

**Categories of individuals covered by the system:** DCA civilian employees in the Washington Metropolitan Area who have a requirement for the employee-management service except the grievance file which is applicable to all DCA civilian employees.

**Categories of records in the system:** Blood donor program records, grievance file containing all documents realted to a grievance, reconsideration file containing all documents relating to a negative determination of within-grade salary increase and the request for reconsideration of the determination, DCA Form 169; Exit Interview

**Authority for maintenance of the system:** Federal Personnel Manual, Supplement 990-1, Book III, Part 531, Section 531.407 Work of an Acceptable Level of Competence, Part 771, Employee Grievances, Part 715, Subpart B. Voluntary Separations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Civilian Personnel Office staffs and supervisors of employees to process and record actions pertinent to employee-management relations and services.

Used by the Director/Vice Director and heads of major staff elements DCA Headquarters and Commanders of DCA field activities in the Washington Metropolitan Area to render decisions concerning individual employees and as a basis for future management action.

Used by Department of Defense and Civil Service Commission inspectors to review records for compliance with applicable Federal Personnel Manual policies.

Used by the Civil Service Commission to review agency records concerning grievances and negative determinations of within-grade salary increase.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records stored in file folders and card files.

**Retrievability:** Information is retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained by operating officials in area accessible only to authorized personnel who are properly screened and cleared and whose duties require them to bein the area where records are maintained. Files are locked in secure file cabinets during non-duty hours.

**Retention and disposal:** Records are not permanent. They are retained for two years and subsequently destroyed except for blood donor records which are retained until the employee terminates his/her employment with DCA and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720 Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity and Director, Defense Communications Engineering Center, Code R130.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.



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**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Official personnel folder, individual employees, employee representatives, supervisors of employees, civilian personnel staff, hearing examiners reports and other reports of inverstigation, statements of witnesses and management representatives.

**Systems exempted from certain provisions of the act:** NONE

**K700.02**

**System name:** Civilian Awards Program File

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia

**Categories of individuals covered by the system:** DCA civilian employees who merit special recognition for performance either within or outside the employee's job responsibilities and length of service to the Government. Suggestions from civilian and military personnel assigned to Defense Communications Agency, Department of Defense and other government agencies.

**Categories of records in the system:** File contains copies of minutes of DCA Awards Board meetings, action by approving officials, record of individuals receiving awards, DCA Form 89, Service Award Work Sheet and Record, suggestions and report of evaluation of suggestions, and related correspondence.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapters 430 Performance Evaluation, 450 Incentive Awards, 531 Pay Under the General Schedule

Department of Defense Directive 5120.15 Department of Defense Incentive Awards Program; Assignment of responsibility.

Department of Defense Instruction 5120.16, Department of Defense Incentive Awards Program: Policies and Standards

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the civilian personnel office staff to process and record actions for individuals who merit special recognitions.

Used by suggestion evaluators in the Defense Communications Agency, Department of Defense and other government agencies to recommend adoption or non-adoption of suggestions.

Used by the Department of Defense and Civil Service Commission to process and approve nominations for awards.

Used by DCA Awards Boards to review nominations for awards and recommend approval/disapproval to the Director, DCA.

Used by the Director DCA to approve/disapprove recommendation for awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by name and type of award.

**Safeguards:** Building employs security guards. Records are maintained in file cabinets with a combination lock and are accessible only to authorized personnel who are properly screened and cleared and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained in active file for two calendar years and subsequently destroyed except for minutes of Awards Boards which are retained for five years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia

**Notification procedure:** Information may be obtained from:

Primary System -Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA.

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity and Director, Defense Communications Engineering Center, Code R130.

The official maining addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder, supervisors of employees, individuals submitting suggestions, evaluators of suggestions, DCA Awards Boards, civilian personnel office staff, Department of Defense, Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**K700.03**

**System name:** Personnel Management Information System (PERMIS)

**System location:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters (HQ), Defense Communications Agency (DCA);

Decentralized Segments - DCA Field Activities.

**Categories of individuals covered by the system:** All civilian and military personnel currently or formerly employed by or assigned to the DCA.

**Categories of records in the system:** System contains personal information in several categories: biographical data (Name, SSAN, Sex, Minority Group Indicator, Birth Date, Marital Status, Number of Dependents, Number of Dependents Overseas, Sex of Dependents, Dependent Birth Date, Citizenship, Former Citizenship, Personal Title); DCA employment (DCA Start Date, Recruitment Source, DCA Service Computation Date, Geographic Location, Submitting Office Number, DCA Area, Office Code, Badge Number, Salary, Appointment Type, Work Schedule, Pay Plan, Grade, Step, Date of Grade, Pay Determinant, Pay Basis, Date of Last Within-Grade, Highest Previous Grade, Special Program Identifier, Competitive Level, Tenure-Excepted, Reemployment Rights, Apportionment Code, Metropolitan Area Code, Security Clearance Level, Reemployed Employee Code, Retired Military Service and Component, Date of Military Retirement, Retirement Rank, Retirement Location,. Retired Military Starting Civilian Grade, Retired Military Starting Civilian Position, Retired Military Starting Civilian Area, Reserve Status, Reserve Service, Reserve Rank, Reserve Title, Reserve Job Code, Reserve DCA Skill Code, Reserve Expected Separation Date, Mobilization Code, Position Code, Position Description Number, DCA Skill Code, Job Title, Career Field, Civilian Job Code, Function Code for Scientists and Engineers, Rotation Date, Not-to-Exceed Code, Not-to-Exceed Date, Nature of Action Code, Nature of Action Date, Performance Rating Date, Performance Rating Code, Supervisor Code, Trainee Code, Reason for Departure Code, Agency to Which Leave Record Sent, Date Leave Record Sent, Agency to Which Personnel File Sent, Job Opportunity Announcement Number, Military Requisition NUmber, Security Investigation Date); military service information (Date Entered Military Service, Service Component, Branch of Service, Date of Commission, Expected Separation Date, Primary Job Code, Secondary Job Code, Tertiary Job Code, Added Job Code, Source of Commission, Permanent Grade, Date of Permanent Grade, Special Qualifications Code, Special Career Program, General Test Score, Date of Proficiency Test, Proficiency Pay, Date of Last Physical, Date of Last Photo, Military Education Level, Military School Attended, Date Attended Military School, Rating Official, Military Performance Rating, Military Job Code, Temporary Grade, Office Assignment of Military Rater, Indorsing Official, Office Assignment of Military Indorser, MOS Prefix, MOS Suffix); civilian federal employment (Service Computation Date, Date Entered Federal Service, Veterans Preference, Reduction In Force Code, Tenure Group. Probation Start Date, Career Start Date, Leave Category, Handicap Code, Position Occupied Code); education (Education Level, University Attended, Academic Speciality, Year of Degree, Education Notes); experience information (Previous Employer, Previous Job Title. Previous DCA Skill Code, To-From Dates of Previous Employment); training and career appraisals (Type of Training, Purpose of Training, Source of Training, Training Facility, Course Number, Course Name, On Duty Training Hours, Off Duty Training Hours, Direct Training Costs, Indirect Training Costs, Date of Training, Training Status, Training Sponsor, Special Interest Training, Degree Program School, Type of Degree Program, Academic Speciality of Degree Program, Credits Remaining for Degree); (Date of Career Appraisal, Date of Career Training, Competence Rating, Quality of Work Rating, Written Work Rating, Oral Expression Rating, Cooperation Rating, Stability Rating, Supervision Rating, Career Development Job Title, Career Development Rotation Area, Career Development Rotation Office, Career Development Rotation Other Agency); awards and recognition (Type of Award, Date of Award, Amount of Award, Tangible Award, Intangible Award); benefits (Federal Employees Group LIfe Insurance Coverage; Federal Employees Health Benefits Plan, Federal Employees Health Benefits Carrier, Retirement System); publications (Title, Related DCA Skill Code, Date of Publication, Place of Publication, Title of Periodical); professional societies (Nae of Society, Offices Held in Society, To-From Membership Date); union affiliation (Name of Union, Union Office Held, To-From Membership Date); locator information (Home Phone Number, Office Phone Number, DCA Building Number, Room Number).

**Authority for maintenance of the system:** 10 U.S. Code 133(b).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCA and DCA Field Activities - collect and maintain personal data for internal management purposes and to meet external report requirements. Data is used by the Director, DCA and those DCA officials to whom the Director has delegated authority to command, organize, direct, and manage the DCA and DCA Field Activities.

Civil Service Commission and Department of Defense - data is used for statistical and by name reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes/disks/drums and/or punched cards.

**Retrievability:** Retrieved by SSAN or random access.

**Safeguards:** System is in areas accessible only to authorized personnel who are properly screened, cleared and trained. Building employs security guards to control access. Computer software restricts access by use of a series of passwords and levels of security codes for each data element.

**Retention and disposal:** Records are permanent. They are retained in the active system during the individuals employment/assignment to DCA. Upon departure from DCA, individual records are transferred to a history file within DCA.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, HQ, DCA.

**Notification procedure:** Personnel currently assigned to/employed by Headquarters DCA or personnel formerly assigned to DCA and DCA Field Activities may obtain information from:

Assistant to the Director for Personnel
Defense Communications Agency
8th & S. Courthouse Road
Arlington, Va. 22204

Personnel currently assigned to/employed by DCA Field Activities may obtain information by contacting the Commander of their organization.

For personal visits, requests for information concerning an individual must contain name and SSAN. Proof of identity is either an employee ID card or driver's license.

**Record access procedures:** Contact the Assistant to the Director for Personnel for information concerning access to individual records. The official mailing address is in the Department of Defense directory in the apendix to the DCA systems notice.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in the system is obtained from the individual either verbally or in writing and from source documents found in individual Official Personnel Folders/Files or submitted by employee supervisors, personnel office employees, EEO officials, and security office employees.

**Systems exempted from certain provisions of the act:** NONE

**K700.035**

**System name:** 602-11 Active Application Files (Applicant Supply Files)

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia

**Categories of individuals covered by the system:** Applicants for employment with DCA organizations in the Washington Metropolitan Area for positions which the organizations have beenauthorized by the Civil Service Commission to make temporary or term appointments outside Civil Service Commission registers.

**Categories of records in the system:** File contains copies of Standard Form 170, Application for Federal Employment, Standard Form 171, Personal Qualifications Statement, Standard Form 172 Supplemental Experience and Qualifications Statement, Qualifications evaluations of the applicants, positions for which application is made, opening date for acceptance of applications and date that recruitment for the position is closed, priority groupings, alphabetic index of applications on file, index to the eligible applicants by occupational area, priority group and grade, name of individual selected and date of selection for appointment, qualifications standard used, written record of the positive efforts made to recruit preference eligibles for any appointment of a non-preference eligible to a restricted position and correspondence relating to the file.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 333, Appendix A, Mechanics of the Applicant Supply System

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission regulations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, trained and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for two years or after reccipt of a Civil Service Commission report of inspection of the agency's civilian personnel program, whichever occurs first, and then destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, The Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, The Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia Director, Defense Communications Engineering Center, Code R130, Reston, Virginia

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.







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**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720. Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activityand Director, Defense Communications Engineering Center, Code R130.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals submitting applications for employment, civilian personnel office staff, selecting officials, Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**K700.04**

**System name:** Priority Reassignment Eligibles File

**System location:** Civilian Personnel Division, Code 720, Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** DCA civilian employees who are assigned to DCA activities located at the Headquarters DCA compound and the Military Communications-Electronics Board whose positions have been declared excess to current or planned Joint Table of Distribution (JTD) authorizations.

**Categories of records in the system:** File contains a Reassignment List comprised of employees who are in positions which are not authorized by current or planned JTD's, positions for which the employee qualifies for reassignment and a record of the action taken for each employee.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 351, Reduction in Force

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Civilian Personnel Division, Headquarters, DCA to screen the Reassignment List to identify employees who are qualified for vacant positions and to maintain a record of action taken for each referred employee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in loose leaf folder.

**Retrievability:** Information is accessed and retrieved by name

**Safeguards:** Building employs security guards. Records are maintained in area accessable only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained until the individual is reassigned to an authorized DCA JTD position or terminates his/her employment with DCA and subsequently destroyed.

**System manager(s) and address:** Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

**Notification procedure:** Requests should be addressed to the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The individual's full name and office code to which assigned will be required to determine if the system contains a record about him or her. The requestor may visit the Civilian Personnel Division, Code 720, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity, the requestor must present either a current DCA identication badge or a driver's license.

**Record access procedures:** Contact the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The official mailing address is in the Department of Defense directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DCA Comptroller - Joint Table of Distribution; Qualifications Statement in the Official Personnel Folder as analyzed by a personnel specialist; and selecting officials.

**Systems exempted from certain provisions of the act:** NONE

**K700.05**

**System name:** Executive Level Position Files

**System location:** Civilian Personnel Division, Code 720, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** Current and former DCA civilian employees assigned to an executive level position (GS-16,17,18 and 10 USC 1581 positions) and GS-15 employees proposed for the executive level position category.

**Categories of records in the system:** Executive Level Position Files contain the names of the individuals, Official Position Description, Civil Service Commission Form 915 Notification of Executive Personnel Vacancy, Civil Service Commission Form 916 Request for Executive Personnel Action, Civil Service Commission Form 917 Request for Approval of Executive Selection, Standard Form 171 Personal Qualifications Statement and a record of correspondence pertinent to the established/proposed supergrade position. Executive Level Position Report contains the name of the individual assigned to an established or proposed executive level position, type of executive level authorization, and a summary of projected actions required to obtain Department of Defense and Civil Service Commission approval of executive level positions.

**Authority for maintenance of the system:** Federal Personnel Manual Chapter 305, Employment Under the Executive Assignment System.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the staff of the Office of the Assistant to the Director for Personnel to compile supporting data for authorized and projected supergrades and to provide DCA management with a monthly report of the status of executive level positions.

Used by the Director, Vice-Director, Chief of Staff, Deputy Directors, Deputy Manager, National Communications System, Comptroller; Office of the Counsel, Assistant to the Director for Administration and Commanders, DCA Field Activities located in the Washington Metropolitan Area to determine executive level position needs of the Agency and to keep abreast of the status of current and projected executive level positions.

Used by the Department of Defense to review DCA requests for establishment of supergrade positions and approval of selections for executive level positions.

Used by the Civil Service Commission to approve/disapprove the agency request for classification of executive level positions and selection for executive level positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records stored in file folders.

**Retrievability:** Information is accessed and retrieved by name, position title/ series/grade and organizational location.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, trained and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

**Notification procedure:** Requests from individuals should be addressed to the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the Civilian Personnel Division, Code 720, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The official mailing address in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder Files; DCA Joint Table of Distribution; correspondence originating in DCA staff organizations, Department of Defense and the Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE



federal register

MONDAY, AUGUST 18, 1975

PART II:

SECTION 3

# DEPARTMENT OF DEFENSE

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## PRIVACY ACT OF 1974

### Notice of Systems of Records

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DEPARTMENT OF DEFENSE

PRIVACY ACT OF 1974

Notice of Systems of Records

Following are the systems of records prescribed by the Privacy Act of 1974. Any omissions due to oversight will be published at a later date.

Public comment is solicited on the routine use portion of the notices, and should be submitted by September 17, 1975.

Maurice W. Roche

MAURICE W. ROCHE
Director
Correspondence and Directives
OASD (Comptroller)

8 August 1975

**PRIVACY ACT OF 1974**

On December 31, 1974, President Ford signed Public Law 93-579, (88 Stat. 1896) which added section 552a to title 5 of the United States Code. This new section is known as the Privacy Act of 1974. The act reasserts the fundamental right to privacy as derived from the Constitution of the United States and provides a series of basic safeguards for the individual to prevent the misuse of personal information by the Federal Government.

The Privacy Act provides for making known to the public the existence and characteristics of all personal information systems kept by every Federal agency. The act permits an individual to have access to records containing personal information on that individual and allows the individual to control the transfer of that information to other Federal agencies for nonroutine uses. The act also requires all Federal agencies to keep accurate accountings of transfers of personal records to other agencies and outsiders, and to make the accountings available to the individual. The act further provides for civil remedies for the individual whose records are kept or used in contravention of the requirements of the act.

The Privacy Act also requires the agencies to adopt regulations that list and describe routine transfers of their personal records and to establish procedures for access to and amendment of such records.

**Compilation**

The Office of the Federal Register is required to publish an annual compilation of all Privacy Act rules and notices. Although the compilation will not be available until some time after September 27, 1975, readers may assemble their own compilation by cummulating Privacy Act material as it is published. To facilitate this, all Privacy Act notices and final rules will be published in separate Parts of the FEDERAL REGISTER which may easily be detached and combined.



**K700.06**

**System name:** Report of Defense Related Employment

**System location:** Civilian Personnel Division, Code 720, Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** Civilian employees of DCA who were previously employed by or performed services for defense prime contractor.

**Categories of records in the system:** Department of Defense Form 1787, Report of Defense Related Employment as Required by Public Law 91-121 and lists of civilian employees who were previously employed by or performed services for a defense prime contractor.

**Authority for maintenance of the system:** Public Law 91-121, section 410.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Civilian Personnel Division staff to assure that applicable DCA civilian employees submit a completed DD Form 1787 to review information as submitted for the possibility of a violation of the law or Department of Defense Directive, and to transmit a composite listing by employee name and defense contractor together with completed DD Forms 1787 to the Assistant Secretary of Defense (Manpower and Reserve Affairs).

Used by the Assistant Secretary of Defense (Manpower and Reserve Affairs) to prepare and transmit reports to the President of the Senate and the Speaker of the House of Representatives.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Retrieved by employee name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, trained and their duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are retained for two calendar years and subsequently destroyed.

**System manager(s) and address:** Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

**Notification procedure:** Requests should be addressed to the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The individual's full name and office code to which assigned will be required to determine if the system contains a record about him or her. The requestor may visit the Civilian Personnel Division, Code 720, Headquarters, DCA to obtain information on whether the system contains records pertaining to him or her. As proof of identity, the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Civilian Personnel Division, Code 720, Headquarters, DCA. The official mailing address is in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individual employees submitting the DD Form 1787.

**Systems exempted from certain provisions of the act:** NONE

**K700.07**

**System name:** Employee Record File

**System location:** Primary System - Office of the Director, Chief of Staff, Chief Scientist/Associate Director for Technology, Deputy Directors, Comptroller, Assistants to the Director for Administration and Personnel, Counsel, Inspector General, Commercial Communications Policy Office, Deputy Manager, National Communications System and the Defense Communications Agency Operations Center, Headquarters, Defense Communications Agency (DCA).

Decentralized Segments - Offices of the Commander, National Military Command System Support Center, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Reston, Virginia and Director, Defense Communications Engineering Center, Reston, Virginia.

**Categories of individuals covered by the system:** Civilian employees of DCA organizations in the Washington Metropolitan Area.

**Categories of records in the system:** Standard Form 7B, Employee Record Card.

**Authority for maintenance of the system:** Federal Personnel Manual, Supplement 293-31, Subchapter S7-2, Employee Record

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by operating officials as a source of data to initiate requests for personnel actions, to plan and schedule employee training to counsel employees on their performance, to establish a basis for proposing commendations or disciplinary actions and to carry out their personnel management responsibilities in general.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical File Cards.

**Retrievability:** Information is accessed and retrieved by employee name.

**Safeguards:** Building employs security guards. Records are maintained in area accessible only to authorized personnel who are properly screened and cleared and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. Cards for employees who are moving within the Agency are sent to the new operating office; Cards of employees who terminate employment with DCA are destroyed.

**System manager(s) and address:** Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

**Notification procedure:** Requests should be addressed to the employee's supervisor. The individual's full name will be required to determine if the system contains a record about him or her.

**Record access procedures:** The individual can contact his/her supervisor to gain access to the record. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder, individual employees, supervisors of employees, official personnel actions, civilian personnel staff.

**Systems exempted from certain provisions of the act:** NONE

**K700.08**

**System name:** USAF CAREER MOTIVATION PROGRAM

**System location:** Military Personnel Division, Code 710, Headquarters, Defense Communications Agency (DCA) and Field Activities Administrative Offices.

**Categories of individuals covered by the system:** Records are maintained on enlisted personnel of the Air Force currently assigned to the Defense Communications Agency.

**Categories of records in the system:** Files contain personal identification, biographical data, and record of all career motivation and reenlistment counselling.

**Authority for maintenance of the system:** 10 U.S. Code 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCA and Air Force use to provide career information and counseling to the Air Force member and his family to enable an intelligent career decision.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders and locked in filing cabinets.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are maintained during the period of assigment of Air Force enlisted personnel to DCA Headquarters and Field Activities worldwide. They accompany the individual airman upon reassignment from the Agency.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, Headquarters, DCA and Commanders, DCA Field Activities.



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**Notification procedure:** Requests from individuals should be addressed to the Assistant to the Director for Personnel, Code 700, Headquarters, DCA. The full name, rank, and social security number of the requesting individual will be required to determine if the system has a record about the individual. The requestor may visit the Military Personnel Division, Code 710, Headquarters, DCA to obtain information on whether the system contains records pertaining to the individual. As proof of identity the requestor will present his U.S. Armed Forces Identification Card.

**Record access procedures:** For personnel assigned to DCA Field Activities request should be addressed to the appropriate activity commander. Contact the Assistant to the Director for Personnel, Code 700, Headquarters, DCA or Commander of the appropriate DCA Field Activity. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's Systems Notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial/determinations by the individual concerned may be from the SYSMANAGER

**Record source categories:** Basic source of data is furnished by the Department of Air Force via Air Force Form 173.

**Systems exempted from certain provisions of the act:** NONE

**K700.09**

**System name:** 603-02 Service Record Card Files

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segements - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees or former civilian employees of DCA organizations.

**Categories of records in the system:** File contains Standard Form 7, Service Record; Standard Form 7A, Service Record Continuation; and Standard Form 7D, Position Identification Strip

**Authority for maintenance of the system:** Federal Personnel Manual, Supplement 293-31, Subchapter S2, The Service Control File

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical file cards in metal and cardboard containers.

**Retrievability:** Information is accessed and retrieved by name and organizational location.

**Safeguards:** Recoreds are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained in an active file until the individuals terminate their employment with DCA; held for five additional years in an inactive file in DCA and then transferred to Washington National Records Center where they are held for an additional ten years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center. Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary Ststem - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, -Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's liense.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communcations Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder Files

**Systems exempted from certain provisions of the act:** NONE

**K700.10**

**System name:** 603-08 Annual Classification Maintenance Review File

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering

603-08 Annual Classification Maintenance Review File Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** DCA civilian employees.

**Categories of records in the system:** File contains a report of the annual classification maintenance review by individual employee, position description number, position title/series/grade

**Authority for maintenance of the system:** Section 1310 of the Supplemental Appropriation Act, 1952 as amended (5 USC 3101, Note) Whitten Amendment

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel organizations -- used to identify positions subject to the annual maintenance classification review and to take appropriate position classification action for positions which require adjustments.

Civilian employees and supervisors--used to identify the need for each position and to certify the accuracy and completeness of each officially classified position.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.





**Retrievability:** Retrieved by employee name and position description number.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained in active file for two calendar years and then destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to mine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the rquestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in the system is obtained from the Personnel Management Information System, Official Positon Descriptions, civilian employees and their supervisors, and civilian personnel employees.

**Systems exempted from certain provisions of the act:** NONE

**K700.11**

**System name:** 602-18 Promotion Register and Record Files

**System location:** Primary System - Civilian Personnel Division, Code 720, Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia. Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Candidates who apply for job vacancies under the DCA Civilian Merit Promotion Program

**Categories of records in the system:** Each job vacancy contains the Job Opportunity Announcement, the list of candidates, rating sheets, evaluation criteria and methods, supervisory appraisals, DCA Form 237, Eligibility List, supporting documentation from promotion panels, Supplemental records contain DCA Form 326, Applicants Card Record, and DCA Form 289, Placement Follow-Up Interview (Employee).

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 335, Promotion and Internal Placement

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Civilian Personnel Office staffs to prepare and issue Job Opportunity Announcements; evaluate candidates' qualifications and develop promotion certificates in coordination with promotion panels and supervisors, notify candidates of selection or nonselection, monitor the DCA Civilian Merit Promotion Program, and to otherwise complete and document merit promotion actions.

Used by supervisors and members of promotion panels to evaluate candidates, interview candidates and to notify the Civilian Personnel Office staffs when selections are made.

Used by Department of Defense and Civil Service Commission inspectors to review promotion actions for compliance with merit promotion policy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** information is accessed and retrieved by employee name and Job Opportunity Announcement Number.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained in active file for two calendar years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, Defense Communications Agency

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, The Pentagon, Washington, D.C.;m Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, Defense Communications Agency

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, -Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, Defense Communications Agency

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity ; Director,



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Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Job application from individuals, current and former supervisory appraisals, Official Personnel Folder, promotion panels and civilian personnel office staff, selecting officials.

**Systems exempted from certain provisions of the act:** NONE

**K700.12**

**System name:** 602-10 Civil Service Certificate Files

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia, Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Applicants who are eligible for competitive appointments from Civil Service Commission registers to positions in DCA organizations.

**Categories of records in the system:** File contains copies of Standard Form 39, Request for Certification, Civil Service Commission Form 1844, Certificates of Eligibles, Civil Service Commission Form 2934, Statement of Reasons for Passing Over and Preference Eligible and Selecting a Nonpreference Eligible, Civil Service Commission Form 775, Authority to Examine and Appoint Under Open Examination, and related correspondence supporting the action.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 332, Recruitment and Selection Through Competitive Examination.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by position title and position description number.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for two calendar years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to detetmine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civil Service Commission certificates of eligibles and reports of action taken on certificates of eligibles.

**Systems exempted from certain provisions of the act:** NONE

**K700.13**

**System name:** 602-26 Retention Register Files (Reduction-in-Force)

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/ Joint Technical Support Activity, Reston, Virginia Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees of organizations who compete during a Reduction-In-Force (RIF); civilian employees who receive a RIF notice and are eligible for registration in the Department of Defense Program for Stability of Civilian Employment and the Civil Service Commission Displaced Employee Program and the Reemployment Priority List.

**Categories of records in the system:** File contains copies of Retention Registers and Reduction-in-Force Notices, Civil Service Commission Displaced Employee Program Registration; Department of Defense Form 1817, Program for Stability of Civilian Employment Registration; Reemployment Priority List, Qualifications Appraisal.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 351, Reduction-in-Force

Department of Defense Directive 1400.20, Program for Stability of Civilian Employment in the Department of Defense

Department of Defense Program for Stability of Civilian Employment Policies, Procedures and Programs Manual, DoD 1400.20-1-m.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission and Department of Defense regulations.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and computer printout of Retention Registers.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened and cleared and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for five years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contais records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder, computer printout of retention register, DCA management, individual employees and supervisors, civilian personnel office staff, official position description, Civil Service Commission, Department of Defense.

**Systems exempted from certain provisions of the act:** NONE

**K700.14**

**System name:** Priority Repromotion Eligibles File

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia; Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees assigned to DCA organizations who were demoted without cause and are entitled to special considerations for repromotion.

**Categories of records in the system:** File contains a listing by name of civilian employees who are repromotion eligibles, selected information concerning the employees current position, positions for which he/she is qualified and action taken for each employee.

**Authority for maintenance of the system:** Federal Personnel Manual Chapter 335, Promotion and Internal Placement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the civilian personnel staff to screen the list of repromotion eligibles to identify employees who are quaified for vacant positions and to maintain a record of action taken for each referred employee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in loose leaf folder.

**Retrievability:** Information is accessed and retrieved by name

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained until the individual is repromoted to previously held grade or terminates employment with DCA and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contais records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determina-



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tions by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names of individuals in the system and supporting information are identified by the civilian personnel staff from the Official Personnel Folder.

**Systems exempted from certain provisions of the act:** NONE

**K700.15**

**System name:** 603-05 Chronological Journal Files

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/ Joint Technical Support Activity, Reston, Virginia Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees or former civilian employees of DCA organizations for whom a personnel action affecting their employment with DCA was processed within the last two calendar years.

**Categories of records in the system:** File contains copies of Standard Form 50, Notification of Personnel Action, Standard Form 50A, Notice of Short Term Employment and list forms used in lieu of Standard Form 50.

**Authority for maintenance of the system:** Federal Personnel Manual, Supplement 239-31, Subchapter S3, The Chronological Journal File

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission regulations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in three-ring binders.

**Retrievability:** Information is accessed and retrieved by name or type of personnel action.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for two calendar years and subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder Files, official position description, individual employees, supervisors of employees, civilian personnel staff members, and Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**K700.16**

**System name:** Classification Appeals File

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees of DCA who appeal a position classification action to the Agency; civilian employees who appeal a classification action to the Civil Service Commission and Agency appeals to the Civil Service Commission.

**Categories of records in the system:** Official position description of the employee and the supervisor evaluation statements, organizational charts, employee/supervisor statements concerning completeness and accuracy of the position description and related correspondence.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 511, Classification Under the General Schedule; Chapter 532, Coordinated Federal Wage System

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the civilian personnel office staff to process classification appeals and render classification decisions; to advise employees of classification decisions; to submit information concerning employee and agency appeals to the Civil Service Commission; and as a reference document for future classification actions.

Used by the Civil Service Commission to process classification appeals and to notify the agency and employees of classification decisions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by employee name.

**Safeguards:** Building employs security guards. Records are maintained in area accessible only to authorized personnel who are properly screened and cleared and whose duties require them to be in the area where records are maintained.





**Retention and disposal:** Records are not permanent. They are destroyed when obsolete.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personne, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the rquesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, Code R130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the rquestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civilian personnel office employees, DCA management officials appellant and their supervisors, and Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**K700.17**

**System name:** 603-01 Official Personnel Folder Files (Standard Form 66)

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA)

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity, Reston, Virginia; Civilian Personnel Office, 14th Naval District, 4300 Radford Drive, Box 110, Honolulu, Hawaii, FPO San Francisco 96610 (for DCA-PACIFIC); Civilian Personnel Office, RUFLSIA, Hqs, SUPCOM, AETSSUP-C-R, Stuttgart, Germany, APO New York 09154 (for DCA-EUROPE); Civilian Personnel Office, HDQS, FT CARSON (ATTN: AMNCA-CP), Fort Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commericial Communications Office).

**Categories of individuals covered by the system:** Civilian employees of DCA organizations.

**Categories of records in the system:** Standard Form 171 Personal Qualifications Statement Standard Form 172 Supplemental Experience and Qualifications Statement Standard Form 50 Notification of Personnel Action Standard Form 50A Notice of Short Term Employment Standard Form 52 Request for Personnel Action Standard Form 15 Claim for Veteran's Preference Standard Form 51 Request for Insurance Standard Form 176 Election, Declination, or Waiver of Life Insurance Coverage, FEGLI Standard Form 176A The Federal Employees Group Life Insurance Program Standard Form 54 Designation of Beneficiary, Group Life Insurance Standard Form 61 Appointment Affidavits Standard Form 61B Declaration of Appointee Standard Form 70 Proof of Residence Standard Form 78 Health Qualification Placement Record Standard Form 144 Prior Federal & Military Service Standard Form 2809 Health Benefits Registration Form Standard Form 2810 Notice of Change in Health Benefits Enrollment Standard From 39 Request for Certification Standard Form 39A Request for FSEE Certification Standard Form 59 Request for Approval of Noncompetitive Action Standard Form 75 Request for Preliminary Employment Data Standard Form 144 Statement of Prior Federal and Military Service Standard Form 161 Executive Inventory Record Standard Form 161A SF 161 Continuation Sheet DA Form 2515 Payroll Change Slip Standard Form 1126 Payroll Change Slip Standard Form 1152 Designation of Beneficiary, Unpaid Compensation of Deceased Employee CA1/CA-1&2 Notice of Injury of Occupational Disease DA2515 Notice of Within Grade/Pay Adjustment WA18, WA8 Direct Hire Authority Optional Form 8 Position Description DD Form 214 Armed Forces of the United States Report of Transfer or Discharge DD Form 1559/1917 Employee Career Appraisal (Test) DD Form 1617 Transportation Agreement - Overseas Employee DD Form 1618 Transportation Agreement - Transfer of DoD Civilian Employees to and within Continental × United States CSC Form 2800A Proof of Selection for Career/Career Conditional Appointment CSC Form 813 Request for Verification of Military Service DCA Form 89 Service Award Work Sheet & Record DCA Form 103 Notice of Performance Rating DCA Form 104 Recommendation for Outstanding Performance Rating DCA Form 222 Quality Salary Increase Recommendation and Approval DCA Form 105 Recommendation for Performance Award Records of Training Civil Service Commission Letters authorizing waivers and exceptions Official Letters of Commendation Debt Correspondence Official Disciplinary Actions Reduction-in-Force Letters

**Authority for maintenance of the system:** Federal Personnel Manual, Supplement 293-31, Subchapter S5, The Official Personnel Folder File.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as prescribed by Civil Service Commission Regulations and to provide data for the automated Defense Communications Agency Personnel Management Information System (PERMIS)

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records stored in file folders.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Records are maintained in Lektriever with combination lock and are accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Temporary Records - Must be retained in the Official Personnel Folder (left side) for a minimum period of one year or until the eemployee transfers or separates, whichever occurs first, except that official letters of admonishment, warning, caution, reprimand, and similar disciplinary action papers may be removed at any time if it is decided later that the action was unwarranted. Otherwise, most temporary records may remain in an employee's personnel folder as long as he remains with the same agency, except that letters of caution, warning, admonishment, reprimand, and similar disciplinary action papers must not be kept in the folder longer than three years, unless the agency has received an exception from the Civil Service Commission.

Permanent Records - Personnel action reports and other doduments filed on te right side of the folder are permanent records and 'travel' with the employee throughout his or her entire Federal career. Records are maintained in DCA until the individuals terminate their employment with DCA and subsequently are transferred to another government agency or if the employee is separated from the Federal service the records are transferred to the National Personnel Records Center (Civilan), St. Louis, Missouri.

**System manager(s) and address:** Primary System - Office of the Assistnat to the Director for Personnel, Code 700, Headquarters, DCA



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Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific; Commander, DCA-Europe; Commander, DCA- Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA

Decentralized Segments - Commander, National Military Command System Support Center Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requestor may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining him or her. As proof of identity the requestor must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA.

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity; Director, Defense Communications Engineering Center, CodeR130; Commander, DCA-Pacific, APO San Francisco 96515; Commander, DCA-Europe, APO New York 09131; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requestor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Former government agencies with which the individual was employed, individual employees, supervisors of employees, official personnel actions, military service records, Civil Service Commission records, and information listed in the records category and civilian personnel staff.

**Systems exempted from certain provisions of the act:** NONE

**K890.01**

**System name:** Freedom of Information Act File (FOIA)

**System location:** Central - Office of Civilian Assistant to Chief of Staff, DCA, Code 104. Decentralized - DCA Field Activities Worldwide.

**Categories of individuals covered by the system:** Persons who request information under FOIA.

**Categories of records in the system:** Consists of (1) policy file which contains DoD Directive 5400.7, Availability to the Public of DoD Information, 14 February 1975; DCA Instruction 210-225-1, Availability to the Public of DCA Information 31 March 1975; USAF Regulation 12-30, Disclosure of Air Force Records to the Public, 19 February 1975; Department of Health, Education and Welfare, Public Information, contained in Federal Register Vol 39, Number 248, Part II, 24 December 1974; Commanders Digest, Vol 17, Number 8, Freedom of Information Actions, 18 February 1975; DoD Directive 5400.9, Publication of Proposed and Adopted Regulations Affecting the Public, 23 December 1974; and DCA Messages to Field Activities implementing the FOIA. (2) Log File which consists of a record of all written requests for information under the FOIA which have been processed within DCA since 1 January 1975. (3) Correspondence received in DCA relating to FOIA, including replies thereto.

**Authority for maintenance of the system:** 5 U.S.C. 552, as amended by P. L. 93-502, Freedom of Information Act.

DoD Directive 5400.7, 14 February 1975, Availability to the Public of DoD Information.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For making available to the public the maximum amount of information concerning the operations and activities of DCA. DCA Management - to receive, process, and respond to requests for information under FOIA. DCA Counsel and Director, DCA - to review and deny requests for information under provisions of FOIA and to forward applicable correspondence to DoD when the denial may be contested or appealed.

DoD and Department of Justice - for review and in event of judicial action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The paper records in file folders.

**Retrievability:** Retrieved by the control number and the name of the individual who requested the information.

**Safeguards:** Records are stored in a locked safe. Records pertaining to policy are permanent. Correspondence maintained for two years, then destroyed. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** All records (except the Authorities which are permanent) are retained by Code 104, Headquarters, DCA, for two years. Logs are kept until reference need expires.

**System manager(s) and address:** Civilian Assistant to the Chief of Staff, Headquarters, DCA, Code 104, Defense Communications Agency, Washington, D.C. 20305.

**Notification procedure:** Requests from individuals relating to information from DCA Headquarters or DCA Field Activities in the Washington Metropolitan area should be addressed to the Civilian Assistant to the Chief of Staff, Code 104, Headquarters, DCA, Washington, D.C. 20305. Requests from individuals relating to information from DCA Field Activities outside the Washington Metropolitan area should be addressed to the Commanders of those activities. Individual must provide his full name, a detailed description of the record desired. For personal visits, the individual must present proof of identity to include full name and social security number as well as positive identification, i.e., such as driver's license, etc., and fully identify record desired.

**Record access procedures:** Contact Civilian Assistant to the Chief of Staff, Headquarters, DCA, Code 104. The mailing address is listed in the organization directory of the Defense Communications Agency published in the Federal Register and should be referenced by the requester.

**Contesting record procedures:** The Agencies' rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** From individuals concerned.

**Systems exempted from certain provisions of the act:** As specified by the requested record system.

**K890.02**

**System name:** Navy Officers Service Record

**System location:** Military Personnel Division, Code 710, Headquarters, Defense Communications Agency (DCA)

**Categories of individuals covered by the system:** Records are maintained on Navy officer personnel presently assigned to DCA that are stationed in the greater Washington Metropolitan area.

**Categories of records in the system:** Records contain qualification records, duty status, special orders, assignment actions, personnel action requests, and suspense items for individuals to update Military Personnel Record maintained by the Navy Branch, Military Personnel Division, The category of data maintained is: personnel identification, assignment history, classfication history, biographical data, promotion history and eligibility, medical profile status and military and civilian education history.

**Authority for maintenance of the system:** 10 U.S. Code 6011.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This collection of information is used to manage the Navy Personnel System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders and locked in filing cabinets.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that





are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are maintained during the period of assignment of Naval officers to DCA Headquarters and Field Activities in the Washington Metropolitan area and accompany the individual officer upon reassignment from the Agency.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to the Assistant to the Director for Personnel, Code 700, Headquarters, DCA. The full name, rank, and social security number of the requesting individual will be required to determine if the system has a record about the individual. The requester may visit the Military Personnel Division, Code 710, Headquarters, DCA to obtain information on whether the system contains records pertaining to the individual. As proof of identity the requester will present his U.S. Armed Forces Identification Card.

**Record access procedures:** Contact the Assistant to the Director for Personnel, Code 700, Hq, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's Systems Notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting records and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Basic sources of data are furnished by the Department of Navy. When the officer is assigned to this Agency he reports in with his records. This data is updated and reviewed by the officer during the inprocessing phase for incoming personnel. Source documents in this file are: NAVPERS Forms: 601-8/2644/1000-22/7720-2/601-2/2716/5521-429/5512-1/591/3076/ 1070-74/998/601-13/DD Forms 1171/528/802/803/214/214N.

**Systems exempted from certain provisions of the act:** NONE

**K890.03**

**System name:** Awards Case History File

**System location:** Military Personnel Division, Code 710, Hq, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records are maintained on military personnel of the Army, Air Force, Navy and Marine Corps, assigned to the Defense Communications Agency, that have been recommended for an award while assigned/received an award that was presented by the Director/Vice Director/or received a promotion and the ceremony was conducted by the Director/Vice Director.

**Categories of records in the system:** Records contain recommendation for an award, citation, memorandum and copy of ceremony announcement and the Director's brief sheet, biographical summary sheet and minutes of the awards board meetings. Categories of information are: Personnel identification and narrative justification for an award.

**Authority for maintenance of the system:** 10 U.S.Code 1121.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the DCA awards personnel to manage the awards program of this Agency.

Department of the Army uses to grant or deny service awards.
Department of the Navy uses to grant or deny service awards.
Department of the Air Force uses to grant or deny service awards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders and locked in filing cabinets.

**Retrievability:** Information is accessed and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are destroyed 2 years after individual has departed from this Agency/or upon approval of the award whichever is later.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to the Assistant to the Director for Personnel, Code 700, Hq, DCA. The full name, rank, and social security number of the requesting individual will be required to determine if the system has a record about the individual. The requester may visit the Military Personnel Division, Code 710, Hq, DCA to obtain information on whether the system contains records pertaining to the individual. As proof of identiy the requester will present his U.S. Armed Forces ID Card.

**Record access procedures:** Contact the Assistant to the Director for Personnel, Code 700, Hq, DCA. The official mailing addresses are in the DoD Directory in the appendix to the Defense Communications Agency's Systems Notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Activity/Area Commanders, Deputy Directors, Vice Director, Director, Comptroller, Assistant to the Director for Administration and Assistant to the Director for Personnel, who submit recommendations for awards on individuals assigned to their activity. Source data documents are: DA Form 638, Recommendation for Award (Army), AF Form 642, Recommendation for Decoration (Air Force), NAVPERS Form 1650/6, Recommendation for Award (Navy). Letter recommendations following the format prescribed in DCAI 220-15-39.

**Systems exempted from certain provisions of the act:** NONE

**K890.04**

**System name:** Military Personnel Management/Assignment Files

**System location:** Military Personnel Division, Code 710, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records are maintained on military personnel of the Army, Air Force, Navy and Marine Corps currently assigned to the Defense Communications Agency.

**Categories of records in the system:** Records contain qualification records, duty status, special orders, assignment actions, personnel action requests, and suspense items for individuals to update Military Personnel Records maintained by the Military Department's Personnel Office. The category of data maintained is: personnel identification, assignment history and eligibility, medical profile status and military and civilian education history.

**Authority for maintenance of the system:** 10 U.S. Code 3012, 6011, 8012.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DCA uses this information to manage the military personnel assigned. The majority of the information is furnished by the Military Departments. This information is used: to determine acceptance/non-acceptance for assignment to this Agency, to determine requisition base, to determine qualifications for requirements peculiar to the Agency, performance evaluations, position manning reports, strength accountability, data upon which to base individual requests for personnel actions, and biographical and statistical reports to top DCA management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders in filing cabinets.

**Retrievability:** Information is access and retrieved by name.

**Safeguards:** Building employs security guards. Records are maintained in area which is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are destroyed upon reassignment from DCA.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to the Assistant to the Director for Personnel, Code 700, Headquarters, DCA. The full name, rank, and social security number of the requesting individual will be required to determine if the system has a record about the individual. The requester may visit the Military Personnel Division, Code 710, Hq, DCA to obtain information on whether the system contains records pertaining to the individual. As proof of identity the requester will present his U.S. Armed Forces Identification Card.

**Record access procedures:** Contact the Assistant to the Director for Personnel, Code 700, Hq, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's Systems Notice and should be referenced by the requester.



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**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Basic sources of data are the Military Departments: Army, Air Force and Navy. Qualification records furnished when the individual is nominated for assignment to the Agency. The types of forms that are used as source data are: Army DA Form 2475-2 (Personnel Data-SIDPERS), DA Form 31 (Request and Authority for Leave), DA Form 2/2-1 (Qualification Record), PERSINCOM Form 260 Officers Record Brief), Special Orders; Air Force AF Form 47 (Personnel Security Certificate), AF Form 298-1 (Career Brief Officer), AF Form 1074 (Career Brief Enlisted), AF Form 899 (Reassignment Orders), AF Form 152/988 (Leave Forms), AF Forms 2095/2096/2097/2098 (Personnel Actions Forms); Navy Career Brief Officers, NAVPERS 1070/602 (Dependency Application/Record of Emergency Data), Orders, OPNAV Form 5521-420 (Certificate of Clearance), NAVPERS 601-3 (Enlisted Classification Record). NAVPERS 601-4 (Navy Occupation and Training History), NAVPERS 601-9 (Enlisted Performance Record), NAVPERS Form 1616/18 (Performance Evaluation Report); Marine Corps, Career Brief. All services file letters, messages and general correspondence, DA Form 2490 (Disposition Form), relative to the individuals assigned to the Agency.

**Systems exempted from certain provisions of the act:** NONE

**K890.05**

**System name:** Overseas Rotation Program Files

**System location:** Primary System - Civilian Personnel Division, Code 720; Office of the Assistant to the Director for Personnel, Headquarters, Defense Communications Agency (DCA).

Decentralized Segments - Civilian Personnel Office, B130, National Military Command System Support Center, Defense Communications Agency, the Pentagon, Washington, D.C.; Civilian Personnel Office, R130, Defense Communications Engineering Center/Joint Technical Support Activity; Reston, Virginia; Civilian Personnel Office, Hqs, Ft Carson (ATTN: AMNCA-CP), Ft Carson, Colorado 80913 (for DCA West Hemisphere); Civilian Personnel Office, Department of the Air Force, 375 Air Base Group (ATTN: DPC), Scott Air Force Base, Illinois 62225 (Defense Commercial Communications Office).

**Categories of individuals covered by the system:** Civilian employees of DCA organizations in the Continental United States (CONUS) assigned to a position with a government organization outside the CONUS.

**Categories of records in the system:** File contains copies of Standard Form 30, Notification of Personnel Action; Standard Form 55, Notice of Conversion Privilege, Group Life Insurance; Standard Form 56, Agency Certification of Insurance Status; Standard Form 171, Personnel Qualifications Statement; Standard Form 172, Supplemental Experience and Qualifications Statement; Standard Form 2810, Notice of Change in Health Benefits Enrollment; DD Form 1617, Transportation Agreement-Overseas Employees; DA Form 2515, Payroll Change Slip; Statement of Agreement; Position Description; Request for Extension of Reemployment Rights; General correspondence pertaining to the overseas assignment.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 301, Overseas Employment

Department of Defense Instruction 1404.3, Standardized Overseas Tours of Duty for United States Citizens Employees of the Department of Defense.

Department of Defense Instruction 1404.8, Rotation of Employees from Foreign Areas and the Canal Zone.

Department of Defense Directive 1400.6, Statement of Personnel Policy for Civilian Personnel of the Department of Defense in Overseas Areas.

Department of Defense Program for Stability of Civilian Employment Policies, Procedures and Programs Manual, DoD 1400.20-1-M.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the personnel office staff as a source document to resolve questions concerning overseas employees who have reemployment rights to DCA/CONUS activities, to determine placement rights and to process actions for the exercise of reemployment rights.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Information is accessed and retrieved by name and occupational location.

**Safeguards:** Records are maintained in area accessible only to authorized personnel who are properly screened, cleared and trained and whose duties require them to be in the area where records are maintained.

**Retention and disposal:** Records are not permanent. They are retained until the employee exercises reemployment rights within the CONUS and are subsequently destroyed.

**System manager(s) and address:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Code B100, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Code J100, Reston Virginia; Director, Defense Communications Engineering Center, Code R100, Reston, Virginia; Commander, DCA-Western Hemisphere; Commander, Defense Commercial Communications Office.

**Notification procedure:** Information may be obtained from:

Primary System - Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters. DCA.

Decentralized Segments - Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130, the Pentagon, Washington, D.C.; Commander, Joint Technical Support Activity, Civilian Personnel Office, Code R130, Reston, Virginia; Director, Defense Communications Engineering Center, Code R130, Reston, Virginia; Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the applicable civilian personnel office to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present either a current DCA identification badge or a driver's license.

**Record access procedures:** Primary System - Contact the Office of the Assistant to the Director for Personnel, Civilian Personnel Division, Code 720, Headquarters, DCA.

Decentralized Segments - Contact the Commander, National Military Command System Support Center, Civilian Personnel Office, Code B130; Commander, Joint Technical Support Activity and Director, Defense Communications Engineering Center, Code R130.

The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's system notice and should be referenced by the requester.

Decentralized Segments - Commander, DCA-Western Hemisphere, Building 6286, Fort Carson, Colorado 80913; Commander, Defense Commercial Communications Office, Scott Air Force Base, Illinois 62225.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained for the SYSMANAGER.

**Record source categories:** Official personnel folder; individual employees; personnel office staff.

**Systems exempted from certain provisions of the act:** NONE

**K890.06**

**System name:** Card File for Forwarding Mail of Departed Personnel

**System location:** Correspondence and Mail Processing Branch, Code 212, Headquarters, Defense Communications Agency (DCA).

**Categories of individuals covered by the system:** Records system contains the names of personnel who have been reassigned who had been receiving their mail through the correspondence and Mail Processing Branch, Code 212, Headquarters, DCA.

**Categories of records in the system:** Card file consisting of individual's name and forwarding address for mail.

**Authority for maintenance of the system:** Post Office Department, USA, Postal Manual, Chapter 1, Part 158.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel of the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA for forwarding mail to personnel of Headquarters, DCA; Headquarters, National Communications System; and the Defense Communications Agency Operations Center, who have departed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in a card file box.

**Retrievability:** Information is accessed and retrieved by name.





**Safeguards:** Building employs security guards. Records are maintained in area which is alarmed and is accessible only to authorized personnel that are properly screened, cleared, and their duties require them to be in the area where the records are maintained.

**Retention and disposal:** Records are not permanent. They are retained for one year after an individual's departure and are then destroyed.

**System manager(s) and address:** Chief, Administrative Division, Code 210, Headquarters, DCA.

**Notification procedure:** Requests from individuals should be addressed to Chief, Administrative Division, Code 210, Headquarters, DCA. The full name of the requesting individual will be required to determine if the system contains a record about him or her. The requester may visit the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA, to obtain information on whether the system contains records pertaining to him or her. As proof of identity the requester must present a current DCA identification badge or a driver's license.

**Record access procedures:** Contact the Chief, Administrative Division, Code 210, Headquarters, DCA. The official mailing addresses are in the Department of Defense Directory in the appendix to the Defense Communications Agency's systems notice and should be referenced by the requester.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Names and addresses of individuals in the system are furnished by the individuals who have been reassigned who had been receiving their mail through the Correspondence and Mail Processing Branch, Code 212, Headquarters, DCA.

**Systems exempted from certain provisions of the act:** NONE

**K890.07**

**System name:** Education, Training, and Career Development Data System

**System location:** Primary System - Office of the Assistant to the Director for Personnel, Code 700, Headquarters, Defense Communications Agency (DCA).

Decentralized Segments - DCA Field Activities.

**Categories of individuals covered by the system:** All military and civilian personnel currently or formerly assigned to or employed by the DCA.

**Categories of records in the system:** System contains individual career development plans (for civilians only); education and training historical data; applications for training funded, sponsored, or arranged by DCA; evaluations (by the trainee) of education or training received; applications for programs for which candidates are competitively selected; for example senior military service schools and other long-term training; agreements to continue government service in return for training received; and supervisor evaluations of the results of training given to their employees.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 410 'Training'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by supervisors and by training specialists for career development planning and for determining appropriate training for individuals. Also used to determine an individual's eligibility for training and to justify education and training courses and their associated expenditures.

Used by managers in the DCA and by training specialists to determine agency training needs and the ability of specific courses to satisfy those needs. Also used to determine results and accomplishments of the DCA training programs (often presented in statistical form for this purpose).

Used by Career Development Specialists to prepare reports of training for the Civil Service Commission and for DoD.

Used by DCA procurement personnel and DCA legal staff as the basis for supporting or enforcing legal obligations, such as payment of tuition and fees, reimbursement of trainee's expenses, contractual obligations, or continued-service agreement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and punched cards.

**Retrievability:** Retrieved by name or SSAN

**Safeguards:** System is in building which uses security guards to control access to the building. Only authorized personnel are allowed access to the building. Files are kept in standard drawer-type filing cabinets.

**Retention and disposal:** Individual records are maintained as long as the individual is employed by or assigned to the DCA. After a person leaves the DCA, his/her individual files are destroyed within one year of the departure.

Consolidated reports may be maintained for as long as five (5) years before they are destroyed.

**System manager(s) and address:** Assistant to the Director for Personnel, Code 700, Hq, DCA

**Notification procedure:** Personnel currently assigned to or employed by the DCA Headquarters or DCA Field Activities in the Washington Metropolitan Area, and all personnel formerly assigned to or employed by DCA Headquarters or any DCA Field Activity may obtain information from:

Assistant to the Director for Personnel
Defense Communications Agency
8th St. & South Court House Road
Arlington, Virginia 22204

Personnel currently assigned to or employed by DCA Field Activities outside the Washington Metropolitan Area may obtain information from the commander of their activity.

Requests for information must contain name, SSAN, DCA activity to which assigned, and dates employed by or assigned to DCA.

Proof of identity for those appearing in person is an employee's ID card, driver's license, passport, or similar identification which contains both the name and a photograph of the individual. Proof of identity for individuals not appearing in person will be a notorized statement certifying that the person requesting the information has been identified by the notary public by means of an employee ID card, driver's license, passport, or other identification containing both the name and a photograph of the individual.

**Record access procedures:** Contact the Assistant to the Director for Personnel for information concerning access to individual records. The official mailing address is in the Department of Defense Directory, in the appendix to the DCA systems notice.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Data in this system is obtained from individual Official Personnel Folders/Files or is supplied by the individual or by his/her supervisor.

**Systems exempted from certain provisions of the act:** NONE



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## DCA STATION LIST DIRECTORY

ALASKA

DCA-Alaskan Region[1],
APO Seattle 98742
DECCO-Alaska,
APO Seattle 98742

CALIFORNIA

DCA-Guam Field Office,
APO San Francisco 96630
DCA-Japan,
APO San Francisco 96328
DCA-Korea Region,
APO San Francisco 96301
DCA-Okinawa Field Office,
APO San Francisco 96331
DCA-Southwest Pacific Region,
APO San Francisco 96274
DCA-Taiwan Field Office,
APO San Francisco 96263
DCA-Thailand Region,
APO San Francisco 96346
SAMSO/DCA Field Office,
Box 92960, Los Angeles

COLORADO

DCA-Western Hemisphere Area[2],
Fort Carson, CO 80913

DISTRICT OF COLUMBIA

Headquarters, Defense
Communications Agency,
WashDC 20305
National Communications
Agency/DCA Operations
Center, WashDC 20305
National Military Command
System Support Center,
WashDC 20301
White House Communications
Agency, WashDC 20500

HAWAII

DCA-Pacific Area,
APO San Francisco 96515

DECCO-Pacific,
1149 Bethel St.,
Honolulu, HA 86813

ILLINOIS

Defense Commercial Communi-
cations Office, Scott Air
Force Base, IL 62225

NEW YORK

DCA-Athens Field Office,
APO New York 09223
DCA-European Area,
APO New York 09131
DCA-Italy Field Office,
FPO New York 09524
DCA Mediterranean Region[3],
APO New York 09283
DCA-United Kingdom Field
Office, APO New York
09378
DCA-Worms Field Office,
APO New York 09130
DECCO-Europe,
APO New York 09130
U.S. Defense Communications
Field Office/USNATO,
APO New York 09667

VIRGINIA

DCA-Drainsville Field
Office[4], 11820 Leesburg
Pike, Herndon, VA 22070
Defense Communications
Engineering Office,
1860 Wiehle Ave.,
Reston, VA 22090
Joint Technical Support
Activity, 11440 Isaac
Newton Sq (N),
Reston, VA 22090

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[1]To be redesignated as a field office 1 July 1975.
[2]To be disestablished 31 December 1975.
[3]To be disestablished 30 June 1975.
[4]To be disestablished 31 December 1975.





## APPENDUM TO DCA STATION LIST DIRECTORY

The Director, DCA is also the Manager, National Communications System (NCS), the Chairman, Military Communications-Electronics Board (MCEB), and Director, Worldwide Military Command and Communications System (WWMCCS) Systems Engineering. To the extent that the Director, DCA performs these other functions, the records system described herein pertain to and are available to employees of these organizations, and may be corrected by means of the same processes described for DCA files systems, unless specified otherwise herein.

With the exception of personnel records for Navy officers assigned to DCA activities in the Washington Metropolitan Area, the official military personnel records of military personnel assigned to DCA are maintained by the parent department and that department has the only complete official copies of the military members personnel records file. Responsibility for the completeness and accuracy of these files is invested in the military department. While the DCA commander or office chief may assist the military member in obtaining access or making corrections, DCA does not have the authority either to grant access or make corrections. The documents maintained by DCA on military personnel are copies of records provided by the military departments during the nomination process, copies of personnel correspondence generated during the members tenure in DCA, promotion rosters furnished by the military departments, and copies of orders published by the departments. A few documents are maintained as a result of requirements imposed by the departments ( leave forms for Army and Air Force personnel and SIDPERS for the Army personnel).

In the case of Navy officers in the Washington area, DCA maintains the Navy Officers Service Records and can grant access and make corrections within the purview of NAVPERS 15791, "Bureau of Naval Personnel Manual ".



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ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**L DIA 0001**

**System name:** 001 Employee Performance Appraisals

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** All DIA civilian employees who have an official performance appraisal

**Categories of records in the system:** File contains individual annual appraisals and documentation for performance ratings, and recommendations for awards.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Rating supervisor prepares appraisal and discusses with employee concerned.

Reviewing official considers appraisal for programming and management purposes.

Personnel official appraisal keypunched into the automated personnel files; award recommendations reviewed for meeting criteria or for advising operating official on actions that should be taken to correct performance deficiencies; process performance awards and file.

Promotion Panels, Career Board, Agency Selection Officials and Personnel officials use appraisals to evaluate employees for promotion, reassignment, and career development.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically.

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are held two years and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Agency Operating Officials, Rating Officials, Reviewing Officials, Civilian Personnel Officials.

**Systems exempted from certain provisions of the act:** None

**L DIA 0002**

**System name:** 002 Reserve Personnel Status (DIA Form 266) File

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** All current civilian employees who are members of a military reserve unit.

**Categories of records in the system:** Basic identification data, reserve status and retired military status.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Screening ready reserves for appropriate military authorities.

Verification/documentation of military service for use by members of the Personnel Staff.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in card boxes.

**Retrievability:** Records are filed alphabetically.

**Safeguards:** Building employs security guards. Records stored in a locked file cabinet.

**Retention and disposal:** Records are maintained on current employees only. Upon separation from the Agency, an individual's record is destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.



Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Employee generated record.

**Systems exempted from certain provisions of the act:** None

**L DIA 0003**

**System name:** 003 Agency checkout file

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** All civilian employees who terminate employment with the Agency.

**Categories of records in the system:** Outgoing clearance check list.

Supervisor's Record of Employee Card containing personnel actions and notes on an employee.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Division - Custodian. Used as a reference source for verifying the checkout of an employee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Records are filed alphabetically.

**Safeguards:** Security guards on duty at building location. Records are maintained in locked file cabinets.

**Retention and disposal:** Records are retained one year and then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Appropriate Agency offices that must be contacted prior to separation from the Agency.

The employee's immediate supervisor.

**Systems exempted from certain provisions of the act:** None

**L DIA 0004**

**System name:** 004 Reemployment Rights File

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** All former Agency civilian employees who have reemployment rights with Defense Intelligence Agency.

**Categories of records in the system:** Reemployment Rights. Request Agreement and Extension documents.

Separation and Employment Personnel Action documents.

Personnel Qualifications Records.

Documents of temporary value which lead to a formal personnel action but do not substantially contribute to the employee's record.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To place an employee who exercises his/her return rights.

To record the status of individuals with reemployment rights.

Used as a reference when updating individual's qualification.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically.

**Safeguards:** Building employs security guards. Records stored in a locked file cabinet.

**Retention and disposal:** Records are retained until reemployment rights are exercised or expire at which time they are destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.



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Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Personnel actions and temporary documents are initiated by personnel officials or line management.

Notification of appointment and request for release letters initiated by the receiving Federal agency.

**Systems exempted from certain provisions of the act:** None

**L DIA 0005**

**System name:** 005 PERSONNEL MANAGEMENT INFORMATION SYSTEM (PMIS)

**System location:** Primary System - Information Systems Directorate, Defense Intelligence Agency

Decentralized Segments - Personnel, Career Development and Training Directorate, Defense Intelligence Agency

**Categories of individuals covered by the system:** All U.S. citizens, Military and Civilian, employed in Defense Intelligence Agency since 1968.

**Categories of records in the system:** Records reflecting current and historical employee position status, service, qualifications, performance, training, awards, consideration for vacancies, educational background, vital statistics, minority group designation (MGD), and address data.

Microfilm records contain qualifications, background information and an employee generated statement of work experience.

Source documents executed by employees concerning qualifications and/or experience are maintained by name.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To facilitate management of personnel employed by the Agency, to aid in program evaluation, and to respond to internal or external requests for information.

Civilian Personnel Division - To screen employees for vacancies in the Agency; to conduct program evaluation studies; to generate statistics used in internal or external reports; to provide address data.

Military Personnel Division - To manage personnel; to determine manpower requirements; to satisfy reporting requirements.

Attaches and Human Resources Directorate - To produce an Attache directory; to produce statistics for reports concerning Attaches. To manage attache personnel resources.

Office of the Comptroller - To produce manpower documents for line management and internal use. Fiscal and Budget purposes.

Counterintelligence and Security Division - To provide a control list of Agency employees.

Service Division - To provide location data concerning agency employees.

Civil Service Commission - To support the Central Personnel Data File (CPDF). To provide training data.

Intelligence Directorate - To support a man-hour accounting system used to manage personnel resources.

Career Development Division - To screen employees for vacancies and reassignments throughout the Department of Defense in the field of career intelligence via an automated interface with the Defense Intelligence Special Career Automated System (DISCAS).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on computer magnetic tapes, microfilm and paper in file folders.

**Retrievability:** Magnetic tape and microfilm records are retrieved by name or social security account number. Using automated retrievel techniques.

Access to automated records are indexed by name and retrieved manually.

**Safeguards:** Building employs security guards, magnetic tapes are stored in locked vaults. Microfilm and paper records are stored in locked cabinets.

Access to automated records is limited to authorized personnel specialists and computer technicians. A computer software security system is utilized.

Access to minority group designation data must be authorized by the Director of Equal Employment Opportunity or a delegated representative.

**Retention and disposal:** Magnetic tape records are retained indefinitely.

Paper source files are destroyed when an employee terminates employment with the Agency.

Microfilm files are destroyed upon receipt of periodically produced replacement files. Only current employee records are maintained on microfilm.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Agency management and personnel officials initiate personnel actions; performance appraisals; awards; records of training; letters of appreciation and/or comendation, and minority group designation.

Financial and manpower data is provided by the Office of the Comptroller and the Finance and Accounting Office, U.S. Army.

Medical data is provided by the Civilian Employees' Health Service, U.S. Army, Pentagon.

**Systems exempted from certain provisions of the act:** None

**L DIA 0006**

**System name:** 006 DOD Priority Placement and Overseas Employment Programs

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** DOD Priority Placement-Any DIA civilian employee who has competitive status and is subject to reduction-in-force who chooses to register in the program.





DOD Overseas Employment-Any DIA civilian employee with competitive status who may wish to apply for DOD overseas vacancies.

**Categories of records in the system:** Various DD forms reflecting personal data and resume of experience, changes and cancellations.

Machine listing showing personnel who are actively in the system.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel officials and employee construct initial registration into program and any changes, deletions or cancellations in registration and forwards to the Defense Electronics Supply Center.

Centralized Referral Activity, Defense Electronics Supply Center, Dayton, Ohio. Puts registration data into the system for vacancy referrals within DOD

Any DOD Agency when resume is sent for vacancy referral.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically.

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are held two years and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Official Personnel files

Defense Electronic Supply Center

**Systems exempted from certain provisions of the act:** None

**L DIA 0007**

**System name:** 007 Reduction in Force (RIF) Case Files

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Files pertain to employees and former employees affected by a reduction-in-force action.

**Categories of records in the system:** RIF notices to employees with supporting documents such as severance pay computation and retention register. File may also include correspondence pertaining to any RIF appeal with U.S. Civil Service Commission (USCSC) or possible court actions.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Employees of the personnel office use this file during the execution of a RIF and in responding to the USCSC in the event an appeal is filed by an affected employee. USCSC uses information to adjudicate appeal.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** By name

**Safeguards:** Files are maintained in areas accessible only to employees of the personnel office and are kept in cabinets locked with combination locks. The Civilian Personnel Division is located in a building with security guards on duty 24 hours a day.

**Retention and disposal:** Two years after last action - separation, appeal or court action, file is then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Official Personnel Files.

**Systems exempted from certain provisions of the act:** None

**L DIA 0008**

**System name:** 008 Civilian Employee Compensation Records

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency

**Categories of individuals covered by the system:** Any claim for compensation for job related, injury or illness submitted by any DIA civilian employee.

**Categories of records in the system:** File contains copies of original reports, adjudication questionnaires, related claims, all correspondence relating to the claim, supervisor's report, witness statements, doctors reports of examination, and Department of Labor reports.



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**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian employee; witnesses to accidents reported, management and personnel authenticating and processing claims from employees to Department of Labor.

Department of Labor, Office of Federal Worker's Compensation Program, the complete case for evaluation, decision, and payment of compensation. Department of Labor sends employee a notification of decision.

Personnel officials. Complete case for official record when no longer active.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically.

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file until case is no longer active, then destroyed by burning.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Official Personnel files, supervisor, witnesses, Federal and/or personal physicians, Department of Labor, or correspondence created regarding case. Department of Labor questionnaire, and interim reports and notification of decisions.

**Systems exempted from certain provisions of the act:** None

**L DIA 0009**

**System name:** 009 Guest Lecturer File

**System location:** Career Intelligence Department, Building T-5; Defense Intelligence School, Washington, D.C. 20374

**Categories of individuals covered by the system:** All individuals who are invited to be guest lecturers at any Defense Intelligence School Course.

**Categories of records in the system:** File contains biographic sketch on the individual as well as letters of invitation and appreciation.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides students with background information and qualifications of the guest lecturer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Biographic data consists of paper files in a loose leaf binder. Other data is paper files in file folders.

**Retrievability:** Filed alphabetically by last name of individual for the biographic info and chronological sequence for the letters.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access is on a need-to-know basis.

**Retention and disposal:** Temporary, destroyed when no longer required.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual, individual's office of employment, Defense Intelligence School.

**Systems exempted from certain provisions of the act:** None

**L DIA 0010**

**System name:** 010 Freedom of Information Act (FOIA) Files

**System location:** Reference Library, Central Reference Division, Directorate for Support, Defense Intelligence School, Washington, D.C. 20301 and all directorates in DIA.

Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All individuals who request information which the Department of Defense may hold on the individual or other information requested by the individual.

**Categories of records in the system:** The individuals' request letter, DIA's response and a time expenditure form.





**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By the FOIA Officer for a reference file.

For statistical purposes

General reference file

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in paper folders.

**Retrievability:** By year and in alphabetical order by individuals last name within the calendar year.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access is on a need-to-know basis.

**Retention and disposal:** Permanent file by law.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual, School FOIA Officer, DIA FOIA Officer and internal offices of DIA which provide input for response.

**Systems exempted from certain provisions of the act:** None

**L DIA 0011**

**System name:** 011 Student Information Files

**System location:** Registrars Office, Building T-6, Defense Intelligence School, Washington, D.C. 20374

**Categories of individuals covered by the system:** All students who have attended any course of instruction at the School.

**Categories of records in the system:** Information pertaining to personalia, past, present and projected assignments, educational background, academic/fitness reports, letters of course completion rosters, grades and academic transcripts if applicable.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide data for managing the student population at the School and for historical documentation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in file folders.

**Retrievability:** Filed by fiscal year and broken down by class sequence within that year.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access is on a need to know basis.

**Retention and disposal:** Registration cards retained at School from FY 69 - FY 75, previous years have been forwarded to the National Records Center. Historical documentation is retained at the School on a permanent basis.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Individual, Parent Service, Educational Institutions, previous employers and Faculty Advisors.

**Systems exempted from certain provisions of the act:** None

**L DIA 0012**

**System name:** 012 Locator Cards/Rosters

**System location:** Subordinate elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military and Civilian Personnel assigned.

**Categories of records in the system:** File contains individuals name, rank/grade, Service, Social Security Number, SI Billet Number, AFSC/MOS/NEC/or Civ, Duty Phone, Section assigned, Date of last ER, Discharge Date, Civilian Position Description Number, Local Phone Number, Local Address, Marital Status, Permanent Address, Date of Birth, Place of Birth, Date reported.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine where a person is assigned; to recall to duty station when required, and to notify next of kin in case of accident or death. Records are maintained for administrative processing of personnel actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5 x 8 file box, paper in folder or similar system

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Records are maintained in a area where only authorized personnel are permitted. Guards employed at building.

**Retention and disposal:** Retained for up to six months after employee departs agency.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Information provided by the individual upon reporting for duty.

**Systems exempted from certain provisions of the act:** None

**L DIA 0013**

**System name:** 013 Defense Intelligence Agency Personnel Roster

**System location:** Directorates and major staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** A listing of all military and civilian personnel currently assigned to or employed by the Defense Intelligence Agency

**Categories of records in the system:** File contains individuals name, grade, component, employment and assignment date to the Defense Intelligence Agency, job series and skill coding, place of employment, social security account number and civilian employees salary.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency, Counterintelligence and Security Division - To provide a ready reference to locate personnel within the Defense Intelligence Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Bound computer printout

**Retrievability:** Listed alphabetically by individuals last name

**Safeguards:** Building employs security guards. Files are maintained in an area accessible only to authorized personnel that are screened, cleared, and trained. After duty hours the files are maintained in alarmed locked rooms.

**Retention and disposal:** Files are destroyed upon receipt of replacement volume. They are destroyed by burning.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Defense Intelligence Agency Personnel Division furnishes all information.

**Systems exempted from certain provisions of the act:** None

**L DIA 0014**

**System name:** 014 Field Personnel Folder

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military and Civilian Personnel Records

**Categories of records in the system:** Records that make up this file are Joint Table of Distribution, DIA Form 209 - Duty Assignment Memorandum, DIA Form 61 - JTD Revision Request and Authorization, SF Form 52 - Request for PersonnelAction, SF Form 501 - Notification of Personnel Action, DIA Form 309 - Supervisor's Record of Employee, DIA Form 2 - DIA Locator Form, SO Locator Form, MDW FINW Form 46 Test (Rev) 1 Dec 74 - Civilian Pay Time and Attendance Report, MDW FINW Form 49 - Civilian Earnings and Leave Statement, DIA Form 300 - Civilian Position Description, DIA Form 165 - DIA Merit Selection Certificate, DIA Form 302 - Special Request for Training, DIA Form 350 - Recommendation for Civilian Performance Recognition, DD Form 594-1 - Organizational Time and Attendance Report, DIA Form 345 - High Potential Employee Nomination/Application, DIA Form 673 - Employee Career Appraisal, AF Form 642 - Recommendation for Decoration, NAVPERS 161111 - Officers Fitness Report, DA 67-7 - US Army Officer Evaluation Report, AF 707 - Officer Effectiveness Report, AF 909 - Airman Performance Report, DIA Form 83 - Request for Nomination of Military Personnel, DIA Form 780 - Off-Duty Employment Report, DIA Form 42 - Request for Irregular Overtime, DIA Form 251 - Employee Qualification Record, DIA Form 517 - Military Position Data, DIA Form 68 - Request for Training, DA Form 2515 - Payroll Change Slip, DIA Form 280 - Civilian Career Development Registration. DD Form 1557 (Certificate of Clearance/Access); Military Personnel Record; Welcome Letters; Assignment Orders; DIA Master Processing Record (incoming and outgoing); Letters of Appreciation/Commendation.





**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Branch Chiefs - Routine day to day personnel administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** By name, position description number, JTD Number, Social Security Number.

**Safeguards:** Files locations are in Buildings that employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and have a need-to-know.

**Retention and disposal:** These records are kept until action is completed/individual departs Defense Intelligence Agency, Directorate for Information Systems. These are only action tracer papers. Main files retained by offices of primary interest.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Position description developed by first level supervisors. Employee record cards maintained by first level supervisor. Awards, certificates, letters, etc., from within and outside the agency, as appropriate.

Individual, previous employers, previous supervisors, academic institutions and present organization. Military Personnel Division and incumbent's duty station. Civilian Personnel Division

**Systems exempted from certain provisions of the act:** None

**L DIA 0015**

**System name:** 015 Biographical Sketch (Military and Civilian)

**System location:** Command Element, Directorate for Estimates, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All military officers and professional civilians assigned and/or detailed to DE.

**Categories of records in the system:** Biographical sketch on each military officer and professional civilian.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintained as background information. The user is the Deputy Director for Estimates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in loose leaf folder.

**Retrievability:** By name of individual.

**Safeguards:** Stored in the Deputy Director for Estimates personal safe. Combination is available only to personnel having a definite need to know. Building has security guards.

**Retention and disposal:** Temporary. Returned to individual upon departure from DE.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Individual

**Systems exempted from certain provisions of the act:** None

**L DIA 0016**

**System name:** 016 Rotary Card File

**System location:** Office of the Director; Office of the Chief of Staff; Office of the Secretary; Office of the Defense Intelligence Officers; Office of the Chief, Foreign Liaison Division, Defense Intelligence Agency.

**Categories of individuals covered by the system:** Civilian and military officials of the U.S. Government; civilian and military employees of following offices: Director; Deputy Director; Chief of Staff; Secretary, DIA; General Counsel.

**Categories of records in the system:** Cards listing name, home address, phone numbers (home and office); cards of Government officials giving title and address.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 enti-



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tled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by all employees of individual offices for reference; used in editing correspondence to determine the correct address of officials in all departments of the government. Addresses of government officials are giving out by telephone to DIA employees who inquire in order to prepare correspondence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** In rotary card file.

**Retrievability:** By name.

**Safeguards:** Remains on desks in individual offices; all offices are either locked or are under alarm after regular work hours.

**Retention and disposal:** As long as needed or current; cards for employees of individual offices are destroyed when employeeleaves; cards destroyed and new cards made when government officials change.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Individuals covered; offices of Government officials; various Government publications; telephone directories.

**Systems exempted from certain provisions of the act:** None

**L DIA 0017**

**System name:** 017 Personnel Actions (Civilian)

**System location:** Defense Intelligence Agency, Washington, D.C. 20301. Copy(s) are maintained by Civilian Personnel Division, Directorate for Personnel, Career Development and Training.

**Categories of individuals covered by the system:** All civilian personnel assigned/detailed to DIA

**Categories of records in the system:** SF 52 (Request for Personnel Action) (Recruitment, Abolish/Establish; Promotion, Detail, etc.) SF 50, other personnel action forms, letters, memoranda.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained for administrative purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** By name, social security account number, and/or JTDRN number.

**Safeguards:** Records are stored in areas where the building has security guards.

**Retention and disposal:** Temporary. Cut-off end of calendar year - held two additional years and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** DIA Personnel Office, initiated by all offices for actions.

**Systems exempted from certain provisions of the act:** None

**L DIA 0018**

**System name:** 018 Military Personnel Procurement, DIA Form 83

**System location:** Defense Intelligence Agency, Directorate for Management and Plans, DP; DP-1; DP-1A; DP-1B; DP-2; DP-2A; DP-2B; DP-2C; DP-2D; DP-3; DP-3 (USIB), Pentagon, Washington, D.C. 20301

Control Division, Directorate for Estimates, Defense Intelligence Agency, Washington, D.C. 20301. Copy(s) are maintained by Military Personnel Division, Directorate for Personnel Career Development and Training, DIA.

**Categories of individuals covered by the system:** All military personnel scheduled to depart DIA within the next year.

All potential DIA military employees under consideration.

**Categories of records in the system:** File contains correspondence, forms requesting assignment, reassignment, extensions.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintain administrative control for tour overlap, timely assignment, continuity of operations.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetical by name, social security number and/or JTD number.

**Safeguards:** Kept in locked security safes at night. Available for use during work day.

**Retention and disposal:** Records are kept until no longer useful.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Forms, letters used by Military Departments, DIA Personnel Office, or associated personnel.

**Systems exempted from certain provisions of the act:** None

**L DIA 0019**

**System name:** 019 Emergency alert and recall rosters

**System location:** Defense Intelligence Agency, (DS-6), Washington, D.C. 20301

**Categories of individuals covered by the system:** Listing of specific military and civilian personnel assigned to Defense Intelligence Agency

**Categories of records in the system:** File contains individual's name, grade, home address and home telephone number.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Furnishes data needed to quickly institute recall proceedings as needed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in folders and vertical index cards

**Retrievability:** Files are maintained alphabetically and chronologically by date of recall plan.

**Safeguards:** Building employs security guards. Files are maintained in an area accessible only to authorized personnel who are cleared, screened, and trained. After duty hours the files are maintained in locked safes within locked rooms.

**Retention and disposal:** Files are destroyed by burning when individual is reassigned out of the counterintelligence and security division.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Information is obtained from rosters and the individual.

**Systems exempted from certain provisions of the act:** None

**L DIA 0020**

**System name:** 020 Joint Table of Distribution

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All personnel (military and civilian) assigned.

**Categories of records in the system:** All personnel (military and civilian) assigned by Division and Billet Number.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose is to display the detailed distribution of manpower authorizations according to their intended utilization. The Joint Table of Distribution contains authorizations for military and civilian manpower by approved position title, grade, Service, and other identifying codes for each organizational element down to and including the section level. Paper products include incumbency information; name, occupational code, job title, grade/rank, Service (if military), date of initial employment with the Defense Intelligence Agency, and estimated date of departure (if military). The Joint Table of Distribution is classified Confidential and distribution is restricted to a 'need to know' basis. The Joint Table of Distribution is used as a reference and working document by appropriate Defense Intelligence Agency personnel in the management of Agency manpower.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts.

**Retrievability:** Information retrieved by 5 digit Joint Table of Distribution number, office symbol, or individual'sname.



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**Safeguards:** Joint Table of Distributions are stored in safes. Defense Intelligence Agency personnel have access on a 'need to know' basis.

**Retention and disposal:** End of fiscal and calendar year copies are retained permanently in Manpower and Organization Branch (CC-2A). Current year copies are retained for one year then placed in classified burn bags.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Director of Personnel and Office of the Comptroller.

**Systems exempted from certain provisions of the act:** None

**L DIA 0021**

**System name:** 021 Training Locator Cards

**System location:** Resources and Management Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Civilian and Military personnel taking a current training course.

**Categories of records in the system:** 3 x 5 cards containing name and other data related to training.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained for administrative processing of civilian personnel actions. Users are personnel located in the Resources and Management Division who have sole responsibility for preparing all actions relative to civilian employees. Information is not disseminated outside the division; however immediate supervisors may review master files for their employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3 X 5 cards in card box

**Retrievability:** Course Title and Name

**Safeguards:** Building employs security guards. Records are maintained in locked safes in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Retained until employee has taken course.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual taking training and the Personnel, Career Development and Training Directorate.

**Systems exempted from certain provisions of the act:** None

**L DIA 0022**

**System name:** 022 Movement of Personnel

**System location:** Services Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All employees who have been relocated or reassigned.

**Categories of records in the system:** Listing of personnel, assignment letters, memoranda, including name, grade, job title, and biographic data.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides supervisory and management personnel with employee actions and history of their personnel. Provides the location, grade, job series number, title, service and movement dates of personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By employee name and JTDRN

**Safeguards:** Information stored in locked file cabinets in area controlled by guards

**Retention and disposal:** Maintained for one year, then destroyed

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.





Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Supervisors, personnel records, rosters, job descriptions, letters, memoranda.

**Systems exempted from certain provisions of the act:** None

**L DIA 0100/04**

**System name:** 100/4 Personnel File Index

**System location:** Foreign Disclosure Branch DIA (DS-6B) Pentagon, Washington D.C. 20301

**Categories of individuals covered by the system:** All current members of DIA DS-6B

**Categories of records in the system:** File contains names, rank or position, address, phone number, date of birth, social security number, date assigned to DS-6B, spouse's name, JTD billet number and security clearance billet number.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DS-6B personnel utilize file for reference purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3 X 5 card file

**Retrievability:** Filed alphabetically by last name of researcher

**Safeguards:** Building employs security guards, records are maintained in a security alarmed area cleared for open storage of SECRET material

**Retention and disposal:** Records are changed with the transfer of assigned personnel. Outdated files are destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Incumbent and personnel records.

**Systems exempted from certain provisions of the act:** None

**L DIA 0100/14**

**System name:** 100/14 Office Administration-Dining Room Passes

**System location:** Support Branch (DS-2C), Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All DIA General/Flag/supergrade officials who have been issued dining room passes.

**Categories of records in the system:** Lists, with related correspondence, of covered officials

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record purposes for verification of officials having an executive dining room pass.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Lists and correspondence filed in file folders

**Retrievability:** Manual search by name

**Safeguards:** Stored in locked containers and access controlled by security guards

**Retention and disposal:** Each page is destroyed when all names have been deleted due to transfer.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement



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authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Applicants for dining room passes

**Systems exempted from certain provisions of the act:** None

**L DIA 0103/01**

**System name:** 103/1 Personnel Security and Security Clearance Status Index

**System location:** Defense Intelligence Agency, Counterintelligence and Security Division, (DS-6), Pentagon, D.C. 20301

**Categories of individuals covered by the system:** Any Defense Intelligence Agency military personnel, civil service employee, consultant, contractor, applicant for employment, nominee for assignment or personnel belonging to the Defense Mapping Agency, Defense Nuclear Agency, Defense Communications Agency, Office of the Secretary of Defense, Defense Contract Audit Agency, Defense Supply Agency, Joint Chiefs of Staff and Library of Congress/Federal Research Division who require access to special intelligence/special activities office information.

**Categories of records in the system:** File contains individual's name, social security account number, grade, case file number, clearance data, and employment termination date.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency, Counterintelligence and Security Division - To establish a means of identifying an individual's security clearance file by case file number.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical file cards

**Retrievability:** Filed alphabetically by last name of individual

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. After duty hours the files are maintained in alarmed locked rooms.

**Retention and disposal:** Files are permanent.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information is furnished by the individual's current employer or military organization.

**Systems exempted from certain provisions of the act:** None

**L DIA 0103/02**

**System name:** 103/2 Personnel Security Case Records Retirement Retrieval Index

**System location:** Defense Intelligence Agency, Counterintelligence and Security Division, (DS-6), Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any Defense Intelligence Agency military personnel, civil service employee, consultant, contractor, applicant for employment, nominee for assignment. Also personnel with the Office of the Secretary of Defense, Joint Chiefs of Staff, Defense Communications Agency, Defense Contract Audit Agency, Library of Congress/Federal Research Division, Defense Mapping Agency, Defense Nuclear Agency and Defense Supply Agency who require access to special intelligence/special activities office information.

**Categories of records in the system:** File contains individual's name and/or security investigative case file number, date of retirement or date of retrieval as appropriate.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency, Counterintelligence and Security Division - To establish a means of recording the retirement of security investigative files to the Washington National Records Center and a method of accounting for those files that are retrieved from the Washington National Records Center.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Bound volumes and binders

**Retrievability:** Filed by security investigative file number for retirement and listed alphabetically by individual's last name for retrieval.

**Safeguards:** Building employs security guards. Records are maintained in an area accessible only to authorized personnel that are properly screened, cleared, and trained. After duty hours the files are maintained in an alarmed locked room.

**Retention and disposal:** Files are permanent. They are retained indefinitely.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the





individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information obtained from the individual's security investigation file

**Systems exempted from certain provisions of the act:** None

**L DIA 0107**

**System name:** 107 Board of Visitors File (BOV)

**System location:** Commandant's Office, Building T-6, Defense Intelligence School, Washington, D.C. 20374

**Categories of individuals covered by the system:** All individuals who have ever been a member of the Board of Visitors to the School.

**Categories of records in the system:** File contains personalia on the individuals, verbatum minutes of the meetings, agendas, letters of promulgation of dates of meetings, travel claims of members, final BOV Report of the meetings as well as correspondence generated by the recommendations of the Board.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Follow up on BOV recommendations; inform the Director, DIA of the proceedings of the Board of Visitors meetings. Additionally the personalia informs the Staff, Faculty and Students of the School with the educational background and qualifications of the members of the BOV.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Files in file folders and plastic ring bound publications.

**Retrievability:** Filed by calendar year in chronological order.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. Access is on a need-to-know basis.

**Retention and disposal:** Have been maintained since the Board of Visitors was formed in 1969. Will be retained for historical purposes.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual/s, Defense Intelligence School and Office of Employment as well as academic institution.

**Systems exempted from certain provisions of the act:** None

**L DIA 0108/01**

**System name:** 108/1 Health, Welfare and Charities

**System location:** Maintained in Support Branch (DS-2C), Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA Personnel who donate blood.

**Categories of records in the system:** Cards of blood donors contain personal data.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Keep record of blood donations and notification to individuals to donate blood.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper cards stored in file in file cabinet.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Cards stored in box in cabinet and access is controlled by security guards.

**Retention and disposal:** Card is destroyed when individual departs DIA.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Applicant for blood donor program.

**Systems exempted from certain provisions of the act:** None



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**L DIA 0108/02**

**System name:** 108/2 Health, Welfare and Recreation

**System location:** Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All employees

**Categories of records in the system:** Listings of employees for various services, including blood program, welfare and recreation sponsored immunizations, parties, and other recreation programs.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides supervisory and management personnel with copies of employee actions and history of their personnel as relates to the Health, Welfare and Recreation Program for management purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper storage in file folders

**Retrievability:** By employee name

**Safeguards:** Information is stored in locked file cabinet in area controlled by guards.

**Retention and disposal:** Maintained for one year, then destroyed

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Branch and section pay clerks, Health, Welfare, and Recreation fund, personnel records, letters, memoranda.

**Systems exempted from certain provisions of the act:** None

**L DIA 0116**

**System name:** 116 Telephone Records

**System location:** Maintained in Support Branch (DS-2C), Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA personnel

**Categories of records in the system:** DD Form 218, Telephone Directory, Alphabetical section change order

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Keep record of telephone changes on individual for research and verification.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in folders

**Retrievability:** Manual search by name

**Safeguards:** Stored in locked containers and access controlled by security guards

**Retention and disposal:** Destroyed after 6 months

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual Application

**Systems exempted from certain provisions of the act:** None

**L DIA 0121**

**System name:** 121 Locator Service/Postal Directory

**System location:** Maintained in Support Branch (DS-2C) during duty hours and by DIA Duty Officer after normal duty hours. Directorate mail rooms in DIA.

**Categories of individuals covered by the system:** All DIA personnel and DIA on-site contractors

**Categories of records in the system:** DIA Form 2 personnel locator card

Documents utilized in maintaining a locator system to facilitate delivery of mail to individuals such as locator cards and faculty and student rosters.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide duty and home locator informationn type of facility badge, passport and parking permit information to all inquirers. Unlisted home phone numbers are not furnished to inquirers, but are used by Support Branch for emergency contact.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in Rotary file cabinet

Index cards in card catalogue file.

**Retrievability:** By last name of individual

**Safeguards:** Filed in cabinet and access is limited to authorized personnel and controlled by building security guard

**Retention and disposal:** Records destroyed 2 years after individual departs DIA

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Individual upon assignment to Defense Intelligence Agency.

**Systems exempted from certain provisions of the act:** None

**L DIA 0127**

**System name:** 127 Graphic Arts Management System (GAMS)

**System location:** System maintained by Information Systems Office and Publishing & Graphics Branch Production Controllers and Section supervisors.

**Categories of individuals covered by the system:** All employees of the Publishing & Graphics Branch and Sections

**Categories of records in the system:** Production Assignment and Control record that includes Project Identification, Short Title, Office of Primary Interest, Classification, Country Code, Tasked element, Receipt Date, Completion Date, Estimated Completion Manhours, Number and Type of output, Contractor Cost and Individual Manhours applied to products, leave or administrative functions by employee identification.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to determine production workloads, schedules, progress and costs by Branch production controllers and supervisors. Additionally, supervisors can use system to maintain employee manhour expenditures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes and computer paper printouts.

**Retrievability:** Project Identification, Short Title or Individual Identifier

**Safeguards:** Information is stored in locked file cabinets and in areas controlled by guards

**Retention and disposal:** Maintained one year after completion of project, then destroyed

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Publishing & Graphics Branch Production Controllers, supervisors and employees

**Systems exempted from certain provisions of the act:** None

**L DIA 0136**

**System name:** 136 Movement of Personnel/Travel

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA travellers and those individuals invited by DIA to travel.

**Categories of records in the system:** Files contain DD 1610, Request and Authorizations for TDY travel of DoD personnel, related correspondence, copy of Standard Form 1169, US Govt. Transportation Request if applicable, copy of orders, vouchers, DIA Form 105, Request for attendance at meetings of Technical, Scientific, Professional or other organizations; and SF 1164.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Keep record of personnel traveling for verification and research.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



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**Storage:** Paper records in file folders.

**Retrievability:** Manual search by name.

**Safeguards:** Building employs security guards. Records stored in area accessible only to authorized personnel properly trained.

**Retention and disposal:** Destroy after 1 year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Application and related forms from individuals requesting travel authorization, official orders for TDY.

**Systems exempted from certain provisions of the act:** None

**L DIA 0137**

**System name:** 137 Transportation Officers lists

**System location:** Maintained in Support Branch, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Individuals appointed as transportation officers and alternates.

**Categories of records in the system:** Lists of covered personnel and related correspondence

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify appointment of covered personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Manual search by name

**Safeguards:** Building employs security guards. Records stored in area accessible only to authorized personnel.

**Retention and disposal:** Destroy when no longer required

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Appointment orders.

**Systems exempted from certain provisions of the act:** None

**L DIA 0138**

**System name:** 138 Local Transportation Records

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA personnel traveling via Government aircraft/ground transportation

**Categories of records in the system:** Copies of requests by personnel and related correspondence and receipts for bus tokens. Vouchers for travel.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record purposes and for verification and research

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records filed in file folders

**Retrievability:** Manual research by name

**Safeguards:** Building employs security guards. Records stored in area accessible only to authorized personnel.

**Retention and disposal:** Destroyed when no longer required

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.





Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Applicant letters or orders directing travel.

**Systems exempted from certain provisions of the act:** None

**L DIA 0139**

**System name:** 139 Vehicle Parking

**System location:** Maintained in Support Branch, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301, Duplicate files in Major Staff elements.

**Categories of individuals covered by the system:** All DIA Personnel requiring vehicle parking

**Categories of records in the system:** File contains individual's application for parking and related correspondence

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verification of parking authorization, research and reference

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinet

**Retrievability:** Alphabetically by name

**Safeguards:** Building employs security guards. Records stored in area accessible only to authorized personnel

**Retention and disposal:** Destroyed upon departure of individual from DIA

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Applicant

**Systems exempted from certain provisions of the act:** None

**L DIA 0140**

**System name:** 140 Passports and Visas

**System location:** Maintained in Support Branch, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA personnel requiring passports.

**Categories of records in the system:** File contains passports and related correspondence.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To safekeep passports until needed for travel and obtain necessary visas. Notify individuals to reapply when passport expires.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file cabinet.

**Retrievability:** Alphabetically by name.

**Safeguards:** Building employs security guard. Records stored in area accessible only to authorized personnel.

**Retention and disposal:** Return to Dept of State upon departure of individual from DIA.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Individual applicant State Dept. Passport Office

**Systems exempted from certain provisions of the act:** None



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L DIA 0145

**System name:** 145 Individual Identification Records

**System location:** Defense Intelligence Agency, Counterintelligence and Security Division, (DS-6), Support Branch (DS-2C), Pentagon, Washington, D.C. 20301

Office of the Secretary, Defense Intelligence Agency (DIA)

**Categories of individuals covered by the system:** Documents relating to the request, authorization, issue, receipt, surrender, and accountability records pertaining to identification badges for all personnel authorized access to Defense Intelligence Agency security areas.

**Categories of records in the system:** File contains individual's name, social security account number, physical description, photograph, and clearance certification.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to control issuance and surrendering of Defense Intelligence Agency Security Badges, for record and verification.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical file cards and paper records in file folders.

**Retrievability:** Alphabetically by last name of individual

**Safeguards:** Building employs security guards. Files are maintained in area accessible only to authorized personnel that are properly screened, cleared, and trained. After duty hours the files are maintained in a locked room.

**Retention and disposal:** Files are retained one year after the individual no longer requires the badge and are then destroyed by burning.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Information is furnished by the individual or by the individual's security officer.

**Systems exempted from certain provisions of the act:** None

L DIA 0209

**System name:** 209 Legal Opinions and Related Documentation

**System location:** Office of the General Counsel, Defense Intelligence Agency, The Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** Files involving legal matters on individuals.

**Categories of records in the system:** Any correspondence or legal documentation relating to the individual.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** General Counsel - Legal purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Name.

**Safeguards:** Records are maintained in safes accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. They are retired to the Washington National Records Center 1 year after file becomes inactive.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Other offices within the Defense Intelligence Agency and the Department of Defense.

**Systems exempted from certain provisions of the act:** None

L DIA 0230

**System name:** 230 Organization Planning and Manpower

**System location:** Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All employees (civilian and military) of the Division.

**Categories of records in the system:** JTDRN, Manpower Reduction memos, reports, JCS Surveys

Organizational and functional charts, personnel charts indicating grades and ratings, manning documents reflecting the allotment (increase or decrease) of personnel spaces in the Agency, with related documents.





**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides the location, grade, job series number, title, service, arrival and departure dates, strength figures (actual and authorized) on division personnel to manage personnel matters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Employee name or JDTRN number

**Safeguards:** Information is stored in locked file cabinets in areas to which access is controlled by guards. Information is accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroyed when no longer needed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Comptroller manpower records and personnel office records.

**Systems exempted from certain provisions of the act:** None

L DIA 0241

**System name:** 241 Administrative Publications

**System location:** Resources and Management Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Personnel employed by the Defense Intelligence Agency

**Categories of records in the system:** DIA Weekly Information Bulletin. Contains information regarding personnel promotions, and special awards.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference purposes. Circulated within the division. Used for general dissemination of information which is of interest to employees of DIA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed Chronologically

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. They are secured in locked combination safes.

**Retention and disposal:** Temporary. Destroyed after one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information is obtained from memorandums furnished by various directorates in DIA.

**Systems exempted from certain provisions of the act:** None

L DIA 0271

**System name:** 271 Investigations

**System location:** Inspector General's Office, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Civilian and military personnel employed by the Defense Intelligence Agency interviewed by the Inspector General in the course of making a formal investigation.

**Categories of records in the system:** Documents relating to investigations conducted by personnel of the Inspector General's Office.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information developed during an investigation is used as a basis for recommendation for action to the command element.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.



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**Retrievability:** Information filed under the individual's name.

**Safeguards:** Records are maintained in safes in area accessible only to authorized personnel.

**Retention and disposal:** Two years after transfer of military personnel and for the term of employment for civilian personnel. After these times, the records will be retired to the Washington National Records Center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individuals interviewed in connection with an investigation.

**Systems exempted from certain provisions of the act:** Restricted to authorized personnel by DIA Directive due to confidential nature of the investigation. Individual outside the authorized personnel may have acess to his or her individual statement of the investigation but not to the overall file.

### L DIA 0272

**System name:** 272 Complaints

**System location:** Inspector General's Office, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Civilian and military personnel employed by Defense Intelligence Agency who have made a complaint to the Inspector General or who have been interviewed during the inquiry into a complaint.

**Categories of records in the system:** Documents and records accumulated during the processing of complaints made by or about an employee of DIA, not requiring a formal investigation.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information developed as a result of inquiries into complaints is used as a basis for correcting the condition which caused the complaint as well as furnishing information upon which a reply is made to the person registering the complaint.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder

**Retrievability:** Information filed under the individual's name making the complaint.

**Safeguards:** Records are maintained in safes in area accessible only to authorized personnel.

**Retention and disposal:** Two years after transfer of military personnel and upon termination of employment of civilian personnel.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individuals interviewed in connection with the inquiry into complaints.

**Systems exempted from certain provisions of the act:** Restricted to authorized personnel by DIA Directive due to confidential nature of investigation. Individual outside the authorized personnel may have access to his or her individual statement of the inquiry but not to the overall file.

### L DIA 0285

**System name:** 285 Director's Correspondence File.

**System location:** Office of the Secretary, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military and civilian employees of DIA.

**Categories of records in the system:** Duplicate copies of correspondence on DIA employees.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management oof an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File maintained of all correspondence signed by members of the Command Element (Director, Deputy Director, Chief of Staff) of DIA.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained for period of three years by Secretary, DIA; then retired to WNRC as a permanent file.

**Retrievability:** By date required; otherwise, manual page-by-page search required.

**Safeguards:** Personnel in immediate office of the Secretary, DIA, have access to Director's Correspondence File; locked in safe after regular work hours.





**Retention and disposal:** Permanently.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Correspondence is prepared by all elements of DIA.

**Systems exempted from certain provisions of the act:** None

### L DIA 0330

**System name:** 330 Civilian Payroll/Earnings and Leave Statements

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All civilian employees of DIA.

**Categories of records in the system:** Records include time and attendance; pay and payroll; leave; income withholding tax; FICA tax; Civil Service retirement contributions; life and/or health insurance; savings bond deductions; special payments and claims; unemployment compensation; miscellaneous deductions and collections; and related data.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain records on employees attendance at work for official pay and leave purposes. Schedule leave for employees to insure reasonable absences with permission for proper functioning of the office.

Branch Chief, supervisors, individuals concerned and timekeepers may review to determine leave status, income tax withheld, FICA tax, retirement contributions, life and/or health insurance, savings bond deductions, special payment and claims, overtime worked, miscellaneous deductions and related data

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By employee name

**Safeguards:** Information stored in locked cabinets in area controlled by guards

**Retention and disposal:** Maintained one year and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** U.S. Army Military District of Washington, Finance and Accounting Office, ATTN: ANFINW-D, Forrestal Building, Washington, D.C.

**Systems exempted from certain provisions of the act:** None

### L DIA 0400

**System name:** 400 Production Control System

**System location:** Defense Intelligence Agency, Directorate for Information Systems, Administrative Division, Washington, D.C. 20301

**Categories of individuals covered by the system:** All Military and Civilian Records Directorate for Information Systems Personnel

**Categories of records in the system:** File consists of the following category listings: Master File, Projected Departure, Telephone Directory (Alphabetic), Telephone Director (Division Sort), Programmer List (Alphabetic), and Programmer List (Numeric).

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Any personnel action not listed or covered by Record-Category section of this report.

To know location of all Directorates for Information Systems personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated portion is stored in computer banks in Systems Operations Division, Directorate for Information Systems at B Building, Arlington Hall Station. One complete copy is produced and stored in a safe by the Administrative Division, Directorate for Information Systems. A copy of the Programmer List is produced for Systems Operations Division. A telephone listing is produced for personnel in the Directorate for Information Systems, the Administrative Division, the Systems Management Division, the Field Systems Division, the Advanced Systems Division, the Applied Systems Division, the Systems Operations Division and the Systems Security Division. Manual portion stored in safes.

**Retrievability:** A request has been made of Systems Operations Division, Directorate for Information Systems, to make a monthly



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run for the Administrative Division. Category listings that may be withdrawn from the Computer Banks are the Master File, the Projected Departure, Telephone Directory (Alphabetical), Telephone Directory (Division Sort), Programmer Numbers (Alphabetical), and Programmer Numbers (Numeric). Manual.

**Safeguards:** Documents/computer banks are located on a guarded military post in a building guarded by a civilian guard force 24 hours a day. This building has a fence with barbed wire around its perimeter. In addition, access is limited by the Administrative Division Chief on a strict need-to-know on all personnel actions.

**Retention and disposal:** Information is deleted from this file when personnel depart the Directorate for Information Systems, Defense Intelligence Agency.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual

Military Personnel, Defense Intelligence Agency
Civilian Personnel, Defense Intelligence Agency

**Systems exempted from certain provisions of the act:** None

**L DIA 0413**

**System name:** 413 Service Record Card (SF-7) File

**System location:** Civilian Personnel Division, Deputy Director for Personnel Career Development and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All former Agency civilian employees

**Categories of records in the system:** Brief extract of official personnel actions, employee status and service.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verification of employment with the Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in card box

**Retrievability:** Filed alphabetically.

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Official personnel or management records

**Systems exempted from certain provisions of the act:** None

**L DIA 0414**

**System name:** 414 Supervisor's Records of Employees

**System location:** Decentralized segments - each first line supervisor in Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Each civilian.

**Categories of records in the system:** Form contains employee identification, records of positions held, pay rate, emergency address, notations of discussions, social security number, dates of employment, personnel actions, training, evaluations, promotions and other related data.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Immediate supervisor of each individual, records employment progression and assists in management of personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folder.

**Retrievability:** Filed by surname.

**Safeguards:** Agency employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Forwarded to Civilian Personnel Office when employee leaves Agency.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301





**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information furnished by civilian personnel forms, entered by supervisors, provided by the Security Office, or other Federal agencies. Provided by finance office.

**Systems exempted from certain provisions of the act:** None

**L DIA 0416**

**System name:** 416 Civilian Personnel Administrative Records

**System location:** Offices of DIA, Washington, D.C. 20301

**Categories of individuals covered by the system:** All Civilian employees

**Categories of records in the system:** SF 52 Request for Personnel Actions; DIA 50 Notice of Personnel Action; DIA 673 Employee Career Appraisal; DIA 257 Notice of Completion of Trial Period; DIA 350 Recommendation for Performance Rating; Letters of Appreciation; DIA 2515 Payroll Change Slip; DIA 300 Position Description; Employee Notification Under Fair Labor Standards Amendments (FLSA) of 1974; DD 1654 Request and Authorization for DoD Civilian Permanent Duty Travel; Accomplishment of Forms Memo; DIA 309 Supervisor's Record of Employee; DD 1610 Request & Authorization for TDY of DoD Personnel; Letter Orders; SF 161 Executive Inventory Records; Notice of Change of Health Benefits Enrollment; DIA 22 Security Agreement; Position Abolishment, Offer of Reassignment; Updating of BI Memo; 790 Mass Change; DIA 185 Incoming Clearance Check List for Civilian & Military Personnel; Accomplishment of Forms; SA 4A Assignment of Enlisted Personnel; SF 171 Personal Qualification Statement; CSC 680 U.S. CSC Certificate of Proficiency; SF 2801A Application for Total Disability Retirement; Request for Advance Sick Leave; Notice of Reduction-in-Force Memo; DIA 350 Recommendation for Performance Recognition; Entitlement to 5 Point Veteran Preference Under PL 89 358; Request for Maternity Leave; Medical Statements pertaining to sick or maternity leave; Application for Leave; Outgoing Clearance Check List for Civilian Personnel; Request for SI/SAO Clearance; DD 1155 Order for Services, Special Training; U.S. Dept of Agriculture Graduate School, Information Records; Exercise of Reemployment Rights & Extension of Return Claim for Compensation; DA 750 Record of Training; Information File Questionnaire, Request for Debriefing; DIA 22 DIA Secrecy Agreement; DIA 840 Assignment & Travel Restriction; SF 1164 Claim for Reimbursement for Expenditures on Official Business; Letters of Recommendation; SF 57 Application for Federal Employment; Specimen Signatures for COSMIC, NATO, SEATO and CENTO Material; JCS 8 Request for JCS Temporary Pass; DA 1727 Application, Change, Cancellation for U.S. Savings Bonds, Off-Duty Employment Form, Billet Realignment Memo; Earnings and Leave Statement; Biographical sketch.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained for administrative processing of civilian personnel actions.

For use in order to have a record of requests for personnel action on employees. Used for follow-up with Personnel Office; used for employee resignations; used to request Personnel Office to take recruit action to fill vacant positions. Review to determine leave taken, leave balance, bonds purchased, overtime worked pay and deductions from pay. Furnishes a basis for planning and controlling work assignments, accounting for time expenditure, and improving personnel production.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By employee's name

**Safeguards:** Information is stored in locked file cabinets in areas to which access is controlled by guards. Information is accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are semi-permanent, subject to frequent administrative change, destroyed when employee leaves office permanently.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Civilian Personnel Office, PM-1, forms for requests, approvals, change in status, correspondence, board action, administrative notifications.

Position description developed by first line supervisor. Employee Career Appraisal developed by first line supervisor. Awards developed from within and outside the Agency, as appropriate.
U.S. Army Finance Office, timekeeper

**Systems exempted from certain provisions of the act:** None

**L DIA 0420/01**

**System name:** 420/1 Defense Special Career Automated System

**System location:** Resources and Management Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301



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Civilian Personnel Division, Deputy Director for Personnel, Career Development, and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA civilian employees who have established individual development plans, submitted career appraisal forms, or corresponded with the Personnel Office.

**Categories of records in the system:** Correspondence form employees regarding training, individual development plans, career appraisals, and other materials directly related to individual training and development.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel officials determine immediate training objectives and long-term career goals for individual employees; determine past training objectives; provide other information on individuals directly related to their training and development.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically.

**Safeguards:** Buildings have security guards. Records are maintained in locked file cabinet in training office.

**Retention and disposal:** Records are retained only for present employees. Purge and destruction of records for past employees is conducted periodically.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Training or career related information initiated by the individual employee or his immediate supervisor or correspondence related to employees training such as grade reports or certificates of completion or memoranda for the record related to individual training and development.

**Systems exempted from certain provisions of the act:** None

**L DIA 0430**

**System name:** 430 Complaints/Investigations

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any civilian employee or applicant who has filed a formal written EEO complaint

**Categories of records in the system:** File contains the formal complaint, witness statements, documentation of investigation and counseling, and all correspondence generated by processing of the complaint/investigation.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director EEO records and monitors the entire complaint/investigation, appoints an investigation officer.

EEO Investigation Officer records all findings and statements from and for complainant, witnesses, representatives and officials in and outside the agency, as required, to document the action.

Director or his designated representative-review complaint file and make decision.

Appeals Review Board, Civil Service Commission-review complaint and make final decision.

Complainant Representative-receives copies of all documentation for representation purposes.

Complainant-receives complete investigative record and results.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file, in accordance with applicable statute for seven years after completion, then destroyed by burning.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.





**Record source categories:** Statements and documents for complaint/investigation support from witnesses, representatives, supervisors and managers, lawyers, doctors, and civil and federal officials.

**Systems exempted from certain provisions of the act:** None

**L DIA 0430/01**

**System name:** 430/1 Employee Grievances and Appeals

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of indlviduals covered by the system:** Any formal written grievance from any DIA civilian employee

**Categories of records in the system:** File contains the civilian employee grievance/appeal, supervisor's endorsements and supporting material, the appointment of the Grievance/Appeals Examiner, the grievance/appeals investigative report and action taken as result of findings.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian employee and management officials of concerned employee maintain a portion of the grievance during initial processing.

Personnel Office reviews to determine validity of adjudication. Examines investigation for completeness. Accomplishes actions as directed.

Grievance/Appeals Examiners investigates grievance, gathers supporting data through review of regulations, interviews and takes sworn statements and recommends action to be taken.

Deputy Director of the civilian employee concerned reviews investigation file for possible resolution.

Chief of Staff - Reviews investigation findings and recommendations, and determines appropriate action to be taken.

Civilian employee is furnished a complete copy of grievance/appeal after completion.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically

**Safeguards:** Building employs security guards. Records are maintained in locked filing cabinets in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained in active file seven years after completion, then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Agency management and personnel officials; Grievance/Appeals Examiner.

**Systems exempted from certain provisions of the act:** None

**L DIA 0435**

**System name:** 435 DIA Awards Files

**System location:** Primary System--Military Personnel Division, Personnel, Career Development and Training Directorate, Defense Intelligence Agency. Other DIA Offices.

Retired Segment--Washington National Record Center, General Services Administration.

**Categories of individuals covered by the system:** Personnel who are recommended for a decoration or award while assigned to the Defense Intelligence Agency.

**Categories of records in the system:** Original recommendation, original letter order, record of board action and citation when required.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Division--To administratively control and process the recommendation, to prepare award elements for approved recommendations, to prepare statistical data when required, to maintain board results.

DIA Awards Board--To evaluate and make a decision regarding each recommendation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by last name.

**Safeguards:** Building employs security guards. Records are maintained in metal file cabinets that are locked when not in use and are accessible only to authorized personnel.

**Retention and disposal:** Record file is cutoff annually, retained for one year and retired to the Washington National Record Center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.



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Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Personnel data extracted from personnel records.

Personal account of the deed or event witnessed by the individual originating the recommendation.

**Systems exempted from certain provisions of the act:** None

**L DIA 0436**

**System name:** 436 Incentive Awards

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All Civilian Personnel assigned who have had an Incentive Award in last year.

**Categories of records in the system:** Memo from Personnel, Career Development, and Training Directorate.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained for administrative processing of civilian personnel actions. Users are personnel located in the Resources and Management Division who have sole responsibility for preparing all actions relative to civilian employees. Information is not disseminated outside the division; however immediate supervisors may review master files for their employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders

**Retrievability:** By name

**Safeguards:** Building employs security guards. Records are maintained in locked safes in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Temporary, retain one year, destroy

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that what cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Management officials of Federal agencies and other activities initiating the letters.

**Systems exempted from certain provisions of the act:** None

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Personnel, Career Development and Training Directorate and person preparing the recommendation for award.

**Systems exempted from certain provisions of the act:** None

**L DIA 0436/01**

**System name:** 436/1 Classified Letters of Appreciation File

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Current civilian employees who have received classified letters of appreciation.

**Categories of records in the system:** Correspondence file containing Letters of Appreciation and related documents.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Division - custodian

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in paper envelopes

**Retrievability:** Filed alphabetically

**Safeguards:** Security guards on duty at building location. Records are stored in a locked file cabinet.

**Retention and disposal:** Only records of currently employed individuals are maintained. Records concerning separated employees are purged at six month intervals and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Management and personnel officials.

**Systems exempted from certain provisions of the act:** None

**L DIA 0440/01**

**System name:** 440/1 Qualifications, Placements and Promotions

**System location:** Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301





**L DIA 0440**

**System name:** 440 Requests for Reassignment

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development, and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All DIA employees who have requested reassignment to another element within the Agency.

**Categories of records in the system:** Requests for reassignment submitted by DIA employees with recommendations/indorsements by management and personnel officials.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Employees of the personnel office use this file as a staffing source by relating the qualificationsand interests of employees to existing vacancies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievabllity:** Filed alphabetically

**Safeguards:** Files are maintained in areas accessible only to employees of the Personnel Office and are kept in cabinets locked with combination locks. The Civilian Personnel Division is located in a building with security guards on duty 24 hours a day.

**Retention and disposal:** Requests are retained active for 6 months and then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Personnel, Career Development and Training Directorate.

**Systems exempted from certain provisions of the act:** None

**L DIA 0442**

**System name:** 442 Applicants for employment

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development, and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All job applicants being considered for possible employment in DIA.

**Categories of records in the system:** Contains one or more of the following: individuals application/resume for employment; application control card; academic transcripts; employment inquiries; character

**Categories of individuals covered by the system:** Entry Level Professional, Clerical Pool, Overages, Stenos within the Support Directorate

**Categories of records in the system:** Plain bond paper listing in each category.

Personnel action requests for placement and promotions, merit selection certificates by number

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a record on pending requests and actions and avoid duplicate requests or duplication of effort.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By employee name

**Safeguards:** Building employs security guards. Records are maintained in locked safes in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Temporary, destroy when no longer needed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Personnel, Career Development and Training Directorate.

**Systems exempted from certain provisions of the act:** None

**L DIA 0442**

**System name:** 442 Applicants for employment

**System location:** Civilian Personnel Division, Deputy Director for Personnel, Career Development, and Training, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All job applicants being considered for possible employment in DIA.

**Categories of records in the system:** Contains one or more of the following: individuals application/resume for employment; application control card; academic transcripts; employment inquiries; character



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reference inquiries; employment verifications; personal interview record; typings stenography and/or language proficiency test scores; security nomination and determination; and related correspondence pertaining to the preceding.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 196], Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Personnel, Security, management officials of the Agency to determine applicant's total qualifications for possible appointment in DIA. Used by Personnel Office to establish the initial employee file.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically.

**Safeguards:** Files are maintained in areas accessible only to employees of the Personnel Office and are kept in cabinets locked with combination locks. The Civilian Personnel Division is located in a building with security guards on duty 24 hours a day.

**Retention and disposal:** Applications/resumes for which there is no interest or appropriate vacancy for which applicant's qualifications can be utilized are returned to the applicant. Applications/resumes retained for future employment consideration to meet the anticipated Agency personnel requirements are filed in active files for 6 months, then filed in inactive files for 6 months and then destroyed. Applicant files resulting in appointment are maintained in accordance with applicable Federal Personnel Manual and Agency procedures and regulations. Applicant files not resulting in appointment are filedinactive for 6 months and then destroyed. Application control cards are routinely destroyed at the end of the calendar year following the year in which the employment inquiry is received.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Personnel, Security, and/or management officials of the Agency; present and/or previous employers; educational institutions attended; character references; Federal agencies; medical records, other agencies or persons who may have referred the applicant.

**Systems exempted from certain provisions of the act:** None

**L DIA 0443**

**System name:** 443 Job Opportunities (Selection of High Potential Employees)

**System location:** Resources and Management Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Employees recommended for the program that are assigned to the Support Directorate.

**Categories of records in the system:** Memo to Personnel, Career Development and Training Directorate.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained for administrative processing of civilian personnel actions. Users are personnel located in the Resources and Management Division who have sole responsibility for preparing all actions relative to civilian employees. Information is not disseminated outside the division; however immediate supervisors may review master files for their employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By name

**Safeguards:** Building employs security guards. Records are maintained in locked safes in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Temporary, destroy when no longer needed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Division level within the Support Directorate.

**Systems exempted from certain provisions of the act:** None

**L DIA 0451**

**System name:** 451 Position Descriptions

**System location:** Directorates and Major Staff elements, Defense Intelligence Agency, Washington, D.C. 20301





**Categories of individuals covered by the system:** All personnel assigned to DIA.

**Categories of records in the system:** File contains job descriptions, qualifications requirements pursuant to DIAR 21-11.

File contains description of duties of each established position.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Managers and supervisors; records duties ascribed to incumbent of each established position.

To provide new employees with a copy of their position description; for use by supervisors in preparing performance evaluations; for reference as to position titles and numbers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records maintained in file folder.

**Retrievability:** By name.

**Safeguards:** Building employs security guards. Records are maintained in an area accessible only to authorized personnel who are screened, cleared and trained.

**Retention and disposal:** Files are retained until incumbent departs and are then destroyed by burning.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Information is obtained from Defense Intelligence Agency Personnel Division. Supervisors revise and update positions as required.

**Systems exempted from certain provisions of the act:** None

**L DIA 0460/01**

**System name:** 460/1 DIA Form 209

**System location:** Administrative Office, Directorate for Scientific and Technical Intelligence, Defense Intelligence Agency, Washington, D.C. 20301

Defense Intelligence Agency, Directorate for Management and Plans, DP; DP-1; DP-1A; DP-1B; DP-2; DP-2A; DP-2B; DP-2C; DP-2D; DP-3; DP-3 (USIB), Pentagon, Washington, D.C. 20301

**Categories of individuals covered by the system:** All assigned/attached military personnel

**Categories of records in the system:** File contains military administrative information relative to DIAR 22-14B

Contains record of rating official for each military.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Administrative Office - to assign responsibility for preparation of military effectiveness\/ fitness reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically by surname of each military

**Safeguards:** Agency employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Destroyed when superseded or incumbent transferred.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** From organization record.

**Systems exempted from certain provisions of the act:** None

**L DIA 0470**

**System name:** 470 Military Service Administrative Records

**System location:** Directorates and major staff elements, Defense Intelligence Agency, Washington D.C. 20301.

**Categories of individuals covered by the system:** Active duty military personnel assigned to Defense Intelligence Agency.

**Categories of records in the system:** Work files containing copies of leaves, transmittal letters, personnel rosters, personnel actions, locator cards, diaries, copies of orders, letters of appreciation, in/out-processing clearance records, record briefs, assignment memoranda.

Aviation Service Data, biography, DIA Form 209 (Duty Assignment Memorandum), DD 1555, Welcoming Letters, AF 707, NAVPERS 1611/1, Indorsements



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Letters, Letters of Appreciation and indorsements, DIA Form 780 (Off-duty Employment Report), trip reports, finance documents, physical examinations.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provides supervisory and management personnel with employment actions and history of their personnel. Disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

Military Personnel Division - For the personnel management of the individuals while assigned to the Defense Intelligence Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and visible file cards.

**Retrievability:** By name, SSAN, and Military Service.

**Safeguards:** Filed in metal cabinets that are locked when not in use. Access is limited to supervisory personnel and personnel responsible for personnel administration. Building employs security guards.

**Retention and disposal:** Except for locator card, file is destroyed six months after departure of individual from the Defense Intelligence Agency. Locater card retained for future reference.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C, 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Military personnel records for personal data; Defense Intelligence Agency assignment officer for assignment data; and current supervisor regarding duty assignments, duty performance and changes.

Individual, previous employers, academic institutions, present organization of employment as well as copies of data possibly generated by the individual's parent Service.

**Systems exempted from certain provisions of the act:** None

**L DIA 0480**

**System name:** 480 Reserve Training Records

**System location:** Directorates and major staff elements, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Military Reserve personnel who have performed active duty training with the Defense Intelligence Agency or corresponded with the Defense Intelligence Agency regarding reserve matters.

**Categories of records in the system:** Files contain papers regarding annual active duty training, assignments utilization, biographical data, security clearance verification, orders, correspondence with the individual.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division and the Defense Intelligence Agency staff elements for the administration, control and utilization of the reservists.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetically by name.

**Safeguards:** Records stored in metal cabinets that are locked when not in use. Buildings are controlled by security guards. Files are accessible to authorized personnel only.

**Retention and disposal:** Records are temporary and are destroyed one year after reservists become inactive.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Military personnel information from the Services; application and biographical data from individuals requesting active duty; assignment and training information from Defense Intelligence Agency staff elements.

Information is obtained from Defense Intelligence Agency Personnel Division, investigative files, rating officials and the individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0490**

**System name:** 490 Military Personnel Procurement

**System location:** Military Personnel Division, Personnel, Career Development and Training Directorate, the Defense Intelligence Agency.





Resources and Management Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military personnel assigned to the Directorate for Support who will depart during the current year/month.

All military personnel nominated by the Services for assignment to the Defense Intelligence Agency.

Military personnel who have served a tour of duty with the Defense Intelligence Agency and who have been nominated for assignment and not selected.

**Categories of records in the system:** File contains biographical data, assignment information, forwarding address for referral purposes.

List of personnel departing, during a particular month, by division, name, rank and social security number.

Services' nomination letter, military personnel qualification and classification record, Military Procurement Data Card.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained as a check list to insure all replacement actions have been completed for the month indicated on the list. Users are personnel located in the Resources and Management Division who have a need to know. Information is not disseminated outside the division.

Military Personnel Division - To evaluate nominees qualification for assignment to the Defense Intelligence Agency.

Defense Intelligence Agency Staff Elements - To evaluate nominees qualification for assignment to the Defense Intelligence Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed chronologically

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained. They are secured in locked, combination safes or file cabinets.

**Retention and disposal:** Temporary - Nominations resulting in assignments files are maintained until nominee departs the Defense Intelligence Agency then file is destroyed except for Military Procurement Data Card that is used for future reference. Nominations not accepted for assignment file is destroyed except for Military Procurement Card.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Military personnel records and information recorded by personnel clerks assigned to the Military Personnel Division.

**Systems exempted from certain provisions of the act:** None

**L DIA 0530**

**System name:** 530 Intelligence Collection Records

**System location:** Defense Source Register Branch, Deputy Director for Collection Human Source Requirements and Support Division, Defense Intelligence Agency, Washington, D.C. 20301

Federal Records Center, Suitland, Md.

**Categories of individuals covered by the system:** Biographic and classified data related to a classified mission.

**Categories of records in the system:** Biographic and classified data related to a classified mission.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Use of the files is classified and limited.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and on microfilm aperture cards.

**Retrievability:** All material is filed numerically by a dossier number and cross-referenced to a machine listing by name, alphabetically.

**Safeguards:** The office is in an alarmed area, in a building employing security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. They are retained in the office until one year after termination of utilization, then retired to the Federal Records Center.

**System manager(s) and address:** Deputy Director for Collection, Headquarters, Defense Intelligence Agency, the Pentagon, Washington, D.C.

**Notification procedure:** See EXEMPTION.

**Record access procedures:** See EXEMPTION.

**Contesting record procedures:** See EXEMPTION.

**Record source categories:** See EXEMPTION.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**L DIA 0590**

**System name:** 590 Defense Intelligence Special Career Automated System (DISCAS)

**System location:** Defense Intelligence Agency Directorate for Personnel, Career Development and Training, Civilian Career Development Branch (PM-3A), Washington, D.C. 20301

**Categories of individuals covered by the system:** The provisions of this career program apply to DoD civilian positions and employees, grades GS-05 and above, that meet the criteria for the job series described below. Intelligence personnel assigned to the National Security Agency (NSA) and the Service Cryptologic Agencies (SCAs) are excluded.

GS-0132 Intelligence Series positions which are concerned with advising, administering, supervising, or performing work in the collection, processing, analysis, production, evaluation, interpretation, dissemination, and estimation of intelligence information.

All scientific and technical positions engaged in targeting and/or the engineering, physical, or technical sciences in an intelligence



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function, which are assigned to an organizational component performing an intelligence function.

Professional positions: (a) which are assigned to an organizational component performing an intelligence function; (b) in which a majority of the incumbent's time is spent advising, administering, supervising or performing work in the collection, processing, analysis, production, evaluation, interpretation, dissemination, and estimation of intelligence information or in the planning, programming and management of intelligence resources; and (c) when a requirement for staffing the position includes specialized experience in intelligence work.

**Categories of records in the system:** File contains individual personnel forms and substantiating documents, such as Notification of Personnel Action (SF-50), Employee Qualification Record (DD Form 1932), Employee Qualification Record (Supplement) (DD Form 1932s), and Employee Career Appraisal (DD Form 1917 (Test)).

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961. Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

DoD Directive 1430.2, 'Assignment of Responsibility for Civilian Career Program,' May 9, 1966, and DoD Directive 5010.10, 'Intelligence Career Development Program' (ICDP), August 9, 1972, authorized the Director, Defense Intelligence Agency to be functional director of the DoD-wide ICDP.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Defense Intelligence Special Career Automated System Activity (DISCASA) forwards inquiries to employees regarding their availability for specific position vacancies when requested by the DoD Component. DISCASA furnishes referral listings of DoD eligibles to appropriate officials and managers for particular vacancy selection. DISCASA periodically furnishes copies of individual employee records for review and update by employees or servicing civilian personnel offices. DISCASA will maintain files and records for historical or user research purposes, such as annual reports for DoD Components or management information furnished to appropriate DoD users.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and computer magnetic tape

**Retrievability:** Filed in social security account number (SSAN) and alphabetical order

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary. They are retained until the employee concludes his DoD intelligence career at which time they are retired to an inactive file for an indefinite period of time.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** The Personnel Inventory will consist of individual Employee Qualification Records which have two basic parts: (1) An automated inventory of background experience, education, and performance, and (2) a narrative statement describing distinctive occupational experience.

Computerized Inventory. The automated DISCAS file contains related data which combines to make up an employee profile. The general content and source of these data are described as:

Personal Identification Information: Name, address, position title, grade and other information that describe an individual, his position, and status. The principal source of this information is the SF 50, Notification of Personnel Action, generated by the servicing CPO; other personal data comes directly from the employee.

Skills and Work Experience: Includes functional areas, political/geographic areas, occupational specialties, and foreign language proficiency. This data comes directly from the individual.

Formal Education: Academic study at accredited colleges and universities to include degree or highest level of education attained, academic major and minor, and the name of the institution. This data comes directly from the individual.

Career Related Training: Completed course work from the ICDP Master Training and Education Plan and other training experiences that are related to the employee's overall career development program. Most of this data will come directly from the employee, however, servicing CPO's or training offices may from time to time be required to provide information on completed training.

Career Appraisal: Significant factors from the completed Employee Career Appraisal (DD Form 1917 (Test)) will be cumulatively stored. Copies of each appraisal will be sent to DISCASA by servicing CPO's.

Awards and Recognition: Consists primarily of federal career awards but also includes other awards that would be significant demonstration of ability or personal achievement. This data will come from the individual employee.

Record of Consideration for Vacancies: The DISCAS will record each time an employee's record is reviewed by selecting authorities in consideration for filling a vacancy. This record of consideration will be provided to employees, for their information, on the annual update of the Employee Qualification Record. Up to fourteen of the most recent incidents are listed, showing title, series, grade and the organization where each vacancy occurred, as well as the outcome of each consideration. This is not an accounting of computerized retrieval and referral; it is a report of incidents of merit selection considerations by the appropriate placement authorities. This data will be provided to DISCAS by servicing CPO's after final selection.

Narrative. Each employee will provide short narrative descriptions of their most recent and/or significant positions. The narrative portion of the Employee Qualifications Record is used as a backup for computer screenings and provides elaboration of the skills and experience of each employee.

**Systems exempted from certain provisions of the act:** None

**L DIA 0600**

**System name:** 600 Defense Intelligence Agency, Directorate for Information Systems Security Files

**System location:** Locations are the Administrative Division, Systems Management Division, Field Systems Division, Advanced Systems Division, Applied Systems Division, Systems Operations Division, and Systems Security Division. These Divisions are part of the Directorate for Information Systems, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military and Civilian clearance levels, security violation files, security records, access controls to areas and computers and computer programs, and visitor requests.





**Categories of records in the system:** Security Management Information Systems Roster (DS-6DPI)

Forms required are: USAF 1109 - Visitor Register, DD 1557 - Certificate of Clearances/ Access, and AF Alarmed Access List.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Verification of clearances, record of violations, control, statistical.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and computer printouts which are binded.

**Retrievability:** By name, social security number, or billet number by Division.

**Safeguards:** Located on a guarded military post (Arlington Hall Station). Other Buildings (Pomponio Plaza and Pentagon) employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Release is on a need-to-know basis.

**Retention and disposal:** Clearance files are kept until individual departs Defense Intelligence Agency, Directorate for Information Systems. Security violation files are maintained for one year to aid in security briefings. Control for access is disposed of when access is no longer required. All forms are disposed of when action is completed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual

Military Personnel, Defense Intelligence Agency

Civilian Personnel, Defense Intelligence Agency

Assistant Deputy Director for Counterintelligence and Security, Directorate for Support, Defense Intelligence Agency

**Systems exempted from certain provisions of the act:** None

**L DIA 0600/02**

**System name:** 600/2 Request for Clearance

**System location:** Directorates, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any individual who will require access to a given level of classified material.

**Categories of records in the system:** File contains copies of DIA forms 1557, Request for Clearance.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer - control and accomplish granting of requested clearances.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically by surname of incumbent.

**Safeguards:** Agency employees security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Destroy after granting of clearance or departure of individual.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** From information of incumbent's application or military nomination forms.

**Systems exempted from certain provisions of the act:** None

**L DIA 0620**

**System name:** 620 System Access Log and Directory

**System location:** Systems Security Division, Defense Intelligence Agency, Directorate for Information Systems, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Controls access to Defense Intelligence Agency On-Line System and Community On-Line Intelligence System for Defense Intelligence Agency and associated users.

**Categories of records in the system:** DIA Form 836 - Defense Intelligence Agency On-Line System Access Authorization

DIA Form 837 - Defense Intelligence Agency On-Line System Authentication

Defense Intelligence Agency On-Line System Briefing Certificate (DIA Form Number requested from DS).



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**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Serves as a directory of individuals who have access to Defense Intelligence Agency On-Line System, what files they have access to, and the type of access available to them.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Original forms filed in folders. Punched cards filed in card container. On-Line file resident on disk with transactions temporarily stored on magnetic tape.

**Retrievability:** Records in manual position retrievable only by name. Punched cards by file access or user number. On-Line records retrievable by any of following data elements: Date of last change to record, User number (record ID), Name of individual, Office to which assigned, Telephone number, Date record entered in file, Date first used system, Date last used system, and File(s) to which access is authorized and type of access.

**Safeguards:** Card files and forms folders contained in bar-locked safe. On-Line file resident in the Defense Intelligence Agency On-Line System. Access limited to those with legitimate 'need-to-know.' Access to entire file limited to System Security Division and the Defense Intelligence Agency On-Line System Support Branch personnel. Other access available as follows: Individuals having access to Defense Intelligence Agency On-Line System - their own records, those individuals having access to a file owned by the Office of Primary Interest, and offices within or associated with Defense Intelligence Agency - individuals assigned to the office. Access to bar-locked safes is controlled by standard Defense Intelligence Agency security procedures and is limited to Systems Security Division personnel. Access to on-line file controlled by Defense Intelligence Agency On-Line System security procedures with all products controlled by Systems Security Division personnel in accordance with standard procedure governing dissemination and protection of 'Confidential' material.

**Retention and disposal:** Individual records are retained in active files as long as a person has access to the Defense Intelligence Agency On-Line System. When Defense Intelligence Agency On-Line System access is terminated, the punched card is destroyed; the on-line record is deleted in its entirety; and the file folder is removed from the 'active' file to a 'deleted' file. Folders are removed from the 'deleted' file approximately 30 days after Defense Intelligence Agency On-Line System access is terminated. All paper and cards are torn and placed in paper bags for destruction by burning, in accordance with standard Defense Intelligence Agency procedures for destruction of classified waste.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Individual

Assistant Deputy Director for Counterintelligence and Security, Directorate for Support, Defense Intelligence Agency.

**Systems exempted from certain provisions of the act:** None

**L DIA 0640/01**

**System name:** 640/1 Personnel Security Investigation Files

**System location:** Defense Intelligence Agency, Counterintelligence and Security Division, (DS-6), Washington, D.C. 20301.

**Categories of individuals covered by the system:** All applicants, nomin0es, consultants, contractors, civilian or military personnel working with or assigned to the Defense Intelligence Agency. Also all personnel of the Office of the Secretary of Defense, Joint Chiefs of Staff, Defense Communications Agency, Defense Contract Audit Agency, Library of Congress/Federal Research Division, Defense Mapping Agency, Defense Nuclear Agency, or Defense Supply Agency requiring access to special intelligence/special activities office information.

**Categories of records in the system:** File contains individual's name, date and place of birth, history of residences, education, employment, police records, credit records, results of miscellaneous interviews, physical data, and identifying information concerning close relatives, relatives residing in foreign countries, foreign connections, or organizational memberships. File also contains medical history, investigative files, employment records, financial institution information, employment and educational information. These files also have briefing/debriefing certificates, security clearance adjudication information, security violation information, Defense Intelligence Agency Agent's reports, sworn statements, security questionnaires, requests for clearances and investigations, nomination notices, fingerprint cards, incident reports, scope and case control documents, and clearance for awards requests.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency Counterintelligence and Security Division - Furnish a basis for granting or refusing to grant access to Defense Intelligence Agency classified information and special intelligence/special activities office information. Also provides a history of events which might reflect upon the overall suitability of an individual for reception of awards, employment or special training or assignment. Federal Bureau of Investigation special agents review to obtain information for background investigations, counterintelligence investigations, or criminal investigations. Civil Service Commission special agents review to obtain information for background investigations. Central Intelligence Agency special agents review to obtain information for background investigations. Defense Investigative Service special agents review to obtain information for background investigations. US Army Military Intelligence special agents review to obtain information for background investigations and counterintelligence investigations. US Air Force Office of Special Investigation special agents review to obtain information for background, counterintelligence and criminal investigations. US Army Criminal Investigations Division special agents review to obtain information for criminal investigations. US Navy, Naval Investigative Services special agents review to obtain information for background, counterintelligence and criminal investigations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in folders

**Retrievability:** Files are maintained by investigative case file number





**Safeguards:** Building employs security guards. Files are maintained in an area accessible only to authorized personnel who are screened, cleared, and trained. After duty hours the files are maintained in an alarmed locked room.

**Retention and disposal:** Files are retained until the individual's association with the Defense Intelligence Agency or access to special intelligence/special activities office information ceases. They are then retired to the Washington National Records Center for storage for 15 years and then are destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information is obtained from individuals, all federal agencies which have had contact with or employed the individual or maintain data or vital statistics. Also from all state and local law enforcement, governmental or judicial agencies that maintain pertinent records. From prior and current employers, coworkers, supervisors, friends, neighbors, teachers, professional associates and family members. Also from credit bureaus, banking and financial institutions, medical and mental health institutions, doctors, psychologists, psychiatrists and social workers.

**Systems exempted from certain provisions of the act:** None

**L DIA 0640/02**

**System name:** 640/2 Visitor Accreditation File

**System location:** Defense Intelligence Agency, Counterintelligence and Security Division, (DS-6), Washington, D.C. 20301.

**Categories of individuals covered by the system:** Any contractor, consultant, or member of any US Government agency requiring access to Defense Intelligence Agency classified information.

**Categories of records in the system:** File contains individual's name, social security account number, date and place of birth, employers, security clearance, clearance verification date and period of validation.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Defense Intelligence Agency, Counterintelligence and Security Division - Used as basis for granting visitors access to classified material and verifying security clearance data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file and vertical index card file

**Retrievability:** Filed alphabetically by individual's last name and chronologically

**Safeguards:** Building employs security guards. Files are maintained in an area accessible only to authorized personnel who are screened, cleared, and trained. After duty hours the files are maintained in alarmed locked rooms.

**Retention and disposal:** Files are retained indefinitely

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information is furnished by the individual's employer or military organization

**Systems exempted from certain provisions of the act:** None

**L DIA 0650/02**

**System name:** 650/2 Security Management Information System (SMIS)

**System location:** Special Access Control Unit, Special Security Office (SSO) Section, Security Branch, Counterintelligence and Security Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

Transcript and IBM card inputs are submitted to and batch produced output is received from the computer system and terminal operated by the Information Systems Office (SO), Defense Intelligence Agency.

**Categories of individuals covered by the system:** Military personnel, Department of Defense civilian employees, consultants and contractors authorized access to Sensitive Compartmented Information (SCI) within DoD or by DoD organizations, less NSA. Excepted from the above are personnel authorized only special intelligence (SI) access by the respective military departments. In addition, individuals of other Government agencies are included for the period of their permanent certification to OSD, JCS or DIA. Personnel pending SCI access who are assigned to OSD, JCS or DIA are included. DIA personnel who have any security clearance and those personnel issued a DIA badge for any purpose are included even if no security clearance is granted.

**Categories of records in the system:** File may contain for an individual the following: name, rank/grade, military component or civilian status, social security account number (SSAN) (file key), SCI accesses authorized, date indoctrinated or debriefed, security clearances, code number of his firm (contractors), SCI billet number, date of birth, National Agency Check (NAC) date, Background in-



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vestigation date (BI), BI Agency, DSCID 1/14 standards waiver indicator (yes or no), DIA case number, DIA Office Symbol, travel restriction, DIA badge number and type, badge number and type, badge expiration date.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Special Access Control Unit uses to produce Confidential rosters of personnel authorized SCI access for control of access to this information and to areas accredited for use of this informationfor certification of SCI access authorization to other government organizations. In conjunction withSCI billet structure automated record for discharge of Director, DIA security management responsibilities; for support of security processing within DIA; e.g., badge accounting, clearance control, and scheduling investigations; for production of alphabetical annual index of inactive manual SCI files; for reporting name, rank, SSAN, billet number and authorized access to Director, Central Intelligence.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records filed on magnetic tape

**Retrievability:** Filed by SSAN of individual.

**Safeguards:** Buildings employ security guards. Records are maintained in secure alarmed areas accessible only to authorized personnel who are properly cleared and trained.

**Retention and disposal:** Active records only are maintained. Records of personnel debriefed for SCI access are dumped on an annual debrief tape which is printed as an alphabetical listing cumulatively, each month for one year, then the tape is erased. The printed listing is retained indefinitely as an index to inactive manual files.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Forms accomplished by the individual in acknowledging indoctrination or debriefing, forms submitted by security officers requesting SCI access actions for individual, messages and IBM card-decks submitted by special security offices of the military departments, defense agencies, Unified and Specified Commands and their subordinate echelons.

**Systems exempted from certain provisions of the act:** None

**L DIA 0650/03**

**System name:** 650/3 Sensitive Compartmented Information (SCI) Access Files

**System location:** Special Access Control Unit, Special Security Office (SSO) Section, Security Branch, Counterintelligence and Security Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Military personnel, Department of Defense civilian employees, consultants, and contractors authorized access to SCI within DoD or by DoD organizations, less National Security Agency (NSA). Excepted from the above are personnel authorized only special intelligence (SI) access by the respective military departments. In addition, personnel of other government organizations permanently certified to the Office of the Secretary of Defense (OSD), the Office of the Joint Chiefs of Staff (OJCS), and to DIA are temporarily included pending entry of their information into the automated DIA Security Management Information System (SMIS). Personnel assigned to OSD, JCS, and DIA who are pending authorization of SCI access are also included, upon receipt of request for such access.

**Categories of records in the system:** File may contain for an individual acknowledgements of indoctrination/debriefing for SCI accesses, including individual's name, rank/grade, military component or civilian status, social security account number (SSAN), date of indoctrination/debriefing and specific SCI access authorized, firm name or contractor, firm address, forwarding address, name and signature of witness; a DD Form 1557, Certificate of Clearance/Access, including individual's SSAN, billet number, name, rank/grade, military component, civilian status, date of birth, place of birth, National Agency Check (NAC) date, Background investigation (BI) date, BI Agency, Waiver of DSCID 1/14 standards indicator, DIA case number, DIA Office Symbol, firm name and address for contractors, clearances requested for individual, extent of access allowed, requested date for debriefing, recommended travel restriction, assigned travel restriction, reason for debriefing, name of requesting official and signature, statement of individual's DSCID 1/14 eligibility for SCI access signed by individual granting clearance/access, clearances and SCI accesses granted or removed, effective date, debrief from DIA date, comments; e.g., transfer in status, expedite, etc.; letter requesting waiver of duty and travel restriction and DIA response (approval or disapproval); copy of letter to individual specifying duty and travel restriction; letter nominating individual for duty with DIA; requests for transfer in status into or from DIA, OSD or JCS containing individual's identifying data and his origin or destination; messages granting transfer in status authority, permanent certification messages and other message traffic pertaining to an individual's SCI status; e.g., access certifications to TDY destinations, permanent certifications to other organizations, etc.; DIA On Line System (DIAOLS) access authorization (DIA Form 836) containing individual's identifying data; SCI courier authorization.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Special Access Control Unit uses for input data to automated file (SMIS); to process individuals for SCI access indoctrination, debriefing, and transfer in status; for access authorization verification and certification; to provide legal record of access authorized to and acknowledged by an individual; to provide a record of individual travel restrictions imposed and waived; to assure that DIAOLS access is granted or removed in concert with SCI access; to provide a record of SCI access debriefings for cause.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in rotary files, in file cabinets, and on shelves.

Roll microfilm records of a portion of inactive file

**Retrievability:** Paper records (active) filed alphabetically by name. Paper records (inactive) filed alphabetically by name by year of final debriefing.

Roll microfilm records (inactive) filed alphabetically by name by year of final debriefing.





**Safeguards:** Buildings employ security guards. Records are maintained in specially secured and alarmed areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file until individual is completely debriefed and are held thereafter in the inactive file retained by the Special Access Control Unit or are stored in a special repository maintained for this purpose elsewhere within DIA and which is accessible only to Special Access Control Unit personnel and custodial personnel similarly trained, screened and cleared.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Forms accomplished by the individual in acknowledging indoctrination or debriefing, forms submitted by security officers requesting SCI access actions or courier authority for individual, messages from special securOty officers of the military departments, defense agencies, Unified and Specified Commands and their subordinate echelons.

**Systems exempted from certain provisions of the act:** None

**L DIA 0650/04**

**System name:** 650/4 Clearance Certification File

**System location:** Defense Intelligence Agency, Security Office, Washington, D.C. 20301

**Categories of individuals covered by the system:** All civilian and military personnel with special access to classified information.

**Categories of records in the system:** Lists name, rank, SSN, security clearance, dates of investigation and number of investigation.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Utilized by security officer in preparing correspondence necessary for passing clearances of personnel. This is a convenience file. The original is maintained by the Security Branch, DIA on magnetic tape as the Security Management Information System. Used to verify an individual's special access authorization to any US government agency or contractor's security officer having both the need and right to know.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Alphabetical order by last name of individual or Social Security number.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Access is on a need to know basis.

**Retention and disposal:** Records are temporary, destroy upon issuance of updated roster.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Defense Intelligence Agency Security Branch.

**Systems exempted from certain provisions of the act:** None

**L DIA 0660**

**System name:** 660 Security Violation Files

**System location:** Physical Security Unit, Special Access Section Office, Security Branch, Counterintelligence and Security Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any individual who, while assigned or employed by the Defense Intelligence Agency, has been found, upon inquiry or investigation, to be responsible for a violation of established security directives or procedures resulting in the compromise or possible compromise of classified information.

**Categories of records in the system:** File includes responsible individual name index cards, cross referenced with security violation incident index cards. These, in turn, are cross referenced with results of inquiry/investigation reports and correspondence generated between the Security Unit and the element or office in which the security violation occurred. This is DIA master file.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** NAME INDEX CARDS Used to identify previous security violators, and to determine degree and appropriateness of administrative or disciplinary action recommended.



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INCIDENT INDEX CARDS Contains statistical data used for security education purposes and permits quick access to inquiry/investigation reports and correspondence by case number.

INQUIRY/INVESTIGATION REPORTS AND CORRESPONDENCE Used for the purpose of determining the possibility of compromise; initiating appropriate action to neutralize possible damage to national security resulting from the incident; fixing responsibility for the incident; and initiating corrective actions to improve security practices and procedures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper index cards in card file boxes; paper records in file folders stored in file cabinets.

**Retrievability:** By last name

**Safeguards:** Building employs security guards. Records are maintained in specially secured and alarmed area accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Index cards are permanent and are updated as subsequent incidents occur. Inquiry/investigation reports and correspondence are retained in active files or the action is completed, held two additional years and then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Forms accomplished by the individual in acknowledging indoctrination or debriefing, forms submitted by security officers requesting SCI access actions or courier authority for individual, messages from special security officers of the military departments, defense agencies, Unified and Specified Commands and their subordinate echelons.

**Systems exempted from certain provisions of the act:** None

**L DIA 0660/01**

**System name:** 660/1 Security Violations

**System location:** Security Offices, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Any individual who has been involved in an alleged security violation or investigation.

**Categories of records in the system:** Documents and correspondence pertaining to alleged security violations, unauthorized divulgence of classified information, results of findings, recommendations based on findings, and final corrective of disciplinary measures taken.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To enable the security officer to provide information, concerning previous security violations. To resolve security problems within Branch and develop preventive measures to avoid reoccurrences, to make sure that proper actions are taken against negligent individuals, for statistical purposes and used as a basis for security education. Investigation of Violation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in file folders.

**Retrievability:** Filed in chronological order or by name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Access is on a need to know basis.

**Retention and disposal:** Temporary, destroyed two years after completion of final or corrective of disciplinary action.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Investigating officer and individuals involved in security violation. Guards reports of violations, security checks of offices, or any individual having knowledge of a security violation.

**Systems exempted from certain provisions of the act:** None

**L DIA 0700**

**System name:** 700 Supply, Space & Facilities, Policy and Planning

**System location:** Procurement Coordination Section (DS-2B1), Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** Those government and contractor employees involved with procurement actions by or for DIA.

**Categories of records in the system:** Government and contractor related files dealing with procurement supply policy, procedure, planning, projects and guidance relating to any and all current, proposed or past procurement related actions in behalf of the DIA, including but not limited to Bidders mailing list, ADP Policy, Delegations of Authority Commission on Government Procurement & Unsolicited Proposals.





**Authority for maintenance of the system:** Department of Defense Directive 5105.211 dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are used for historical and planning purposes as relates to Agency procurement actions: to develop source lists of potential contractors, delegate supply to include but not limited to the following categories: procurement signature authorization, reply to congressional or other commitee actions, court cases, governmental or contractor related queries, problems, policy and procedure.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and view graph charts in file folders.

**Retrievability:** Filed by subject matter. Retrievable by manual search for name.

**Safeguards:** Information is stored in locked safes in areas to which access is controlled by guards. Information is accessible only to personnel who have a need to know specific information.

**Retention and disposal:** Temporary - Destroyed when no longer needed or superseded.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Government and contractor organizations submitting, requesting or promulgating various procurement related information.

**Systems exempted from certain provisions of the act:** Classified records and those records within the Federal Contracts area of 5 U.S.C. 552a are exempt from access.

**L DIA 0710**

**System name:** 710 Contract Correspondence

**System location:** Procurement Coordination Section (DS-2B1), Defense Intelligence Agency, Washington, D.C. 20301

Plans Research and Evaluation Branch, Building T-6, Defense Intelligence School, Washington, D.C. 20374

**Categories of individuals covered by the system:** Those government and contractor personnel involved with specific contractual actions by or for DIA.

**Categories of records in the system:** Government and contractor related files dealing with specific contracts for leases, maintenance, interservice support agreements or other projects in behalf of DIA.

Contains records of implementation, contract development, leases, bids, proposals, technical guidance, contract and ammendments to contracts, studies, reports and correspondence related thereto.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ensure payment of contract by the user and to ensure service contracted for is received in compliance with that set forth in the contract.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in file folders.

**Retrievability:** Filed by contractor agreement number and/or subject. Retrievable by manual search by name.

**Safeguards:** Information is stored in locked safes in areas to which access is controlled by guards. Information is accessible only to personnel who have a need to know specific information.

**Retention and disposal:** Permanent, retired to Washington National Records Center one year after case becomes inactive.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Government and contractor organizations submitting, requesting or promulgating the various contract and DRIS documentation.

**Systems exempted from certain provisions of the act:** Classified files and those records within the Federal contracts area of 5 U.S.C. 552a are exempt from access.

**L DIA 0733**

**System name:** 733 Reports of Survey

**System location:** Supply and Services Section, DS-2B2, and in offices of Supply Officers originating request for survey, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Military or civilian employees of the DIA involved with loss or damage of DIA property.



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**Categories of records in the system:** DD Form 200, Report of Survey, and supporting documents.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To support adjustments to property accountability records. To support charges against personnel when found to be pecuniarily liable.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files in file folders

**Retrievability:** Manual search by name

**Safeguards:** Maintained in a locked file cabinet in a building protected by guards and accessible only to authorized persons properly screened, trained and cleared.

**Retention and disposal:** Temporary, destroyed after 3 years.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Responsible persons involved, their supervisors and other persons aware of facts surrounding loss, damage or destruction of DIA property.

**Systems exempted from certain provisions of the act:** None

**L DIA 0800**

**System name:** 800 Project Files

**System location:** Human Resource Division, Directorate for Attaches and Human Resources, Defense Intelligence Agency, Pomponio Plaza Building, Rosslyn, Virginia 22209

**Categories of individuals covered by the system:** Individuals involved in foreign intelligence activities conducted by the Department of Defense.

**Categories of records in the system:** Letters, messages, memoranda and other miscellaneous correspondence relating to foreign intelligence activities conducted by the Department of Defense.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide Defense Intelligence Agency staff management over foreign intelligence operations conducted by the Department of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, index card files and computer paper printouts.

**Retrievability:** Filed numerically by project number and alphabetically by subject or project name.

**Safeguards:** Files are kept in GSA approved security containers with three position dial-type combination locks. Building employs security guards. Files are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Safe containers are locked, checked and double-checked at the close of business each day.

**Retention and disposal:** Files are basically temporary, although some permanent files are maintained. Files are retained as working and reference files in active status while project is active. Upon completion of the project most of the records are destroyed by burning, although skeleton files on selected projects are maintained permanently.

**System manager(s) and address:** Deputy Director for Attaches and Human Resources, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k) as applicable. For additional information, contact the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**L DIA 0801**

**System name:** 801 Attaches and Human Resources Personnel Information Files

**System location:** Primary System. AH-5, Personnel Support Division, Directorate for Attaches and Human Resources, Defense Intelligence Agency, Pomponio Plaza Building, Rosslyn, Virginia 22209.

Decentralized Segments. World-wide Defense Attache Officers; and Geographical Area Divisions AH-2 through AH-9; Administrative Division AH-X and Policy and Programs Division AH-1, Directorate for Attaches and Human Resources, Defense Intelligence Agency, Pomponio Plaza Building, Rosslyn, Virginia 22209.

**Categories of individuals covered by the system:** Officer and enlisted personnel, and dependents, of all Services and civilians nominated for assignment to the Defense Attache System or the Directorate for Attaches and Human Resources.

**Categories of records in the system:** File contains military duty history records, personal history statement, medical certificates, photographs, letters of nomination, miscellaneous correspondence relating to personnel actions, security clearance forms and related correspondence, training schedules and forms, autobiographical data, letters of commendation and appreciation, Chiefs of Mission evaluations, efficiency report information, awards and decorations correspondence, promotion statistics, applications for passports and visas, transportation requests.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Process nominations for assignment to the Directorate for Attaches and Human Resources and the Defense Attache System, provide documents to initiate security clearances, process suspensed personnel actions, use as a reference file, process efficiency reports and awards and decorations, process passports, visas, and transportation requests.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, visible and vertical card files and computer paper printouts.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Files are kept in GSA approved containers with three position dial-type combination locks. Building employs security guards. Files are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Safe containers are locked, checked and double-checked each day at the close of business.

**Retention and disposal:** Files are temporary. They are retained as working and reference files in active status until completion of the individual's tour, at which time they are transferred to an inactive file for one additional year and then disposed of by burning.

**System manager(s) and address:** The Deputy Director for Attaches and Human Resources, Defense Intelligence Agency, the Pentagon (12th Floor Pomp Plaza) Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Parent Service of individual, immediate supervisor on station, Ambassadors and other directorates of DIA

**Systems exempted from certain provisions of the act:** None

**L DIA 0802**

**System name:** 802 Project Files

**System location:** AH-10, Human Resource Division, Directorate for Attaches and Human Resources, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Individuals involved in training activities conducted by the Department of Defense.

**Categories of records in the system:** Letters, messages, memoranda and other miscellaneous correspondence relating to training activities conducted by the Department of Defense.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide Defense Intelligence Agency staff management over training conducted by the Department of Defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, index card files and computer paper printouts.

**Retrievability:** Filed numerically by project number and alphabetically by subject.

**Safeguards:** Files are kept in GSA approved security containers with three position dial-type combination locks. Building employs security guards. Files are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained. Safe containers are locked, checked and double-checked at the close of business each day.

**Retention and disposal:** Files are basically temporary, although some permanent files are maintained. Files are retained as working and reference files in active status while project is active. Upon completion of the project most of the records are destroyed by burning, although skeleton files on selected projects are maintained permanently in this office.

**System manager(s) and address:** Deputy Director for Attaches and Human Resources, Defense Intelligence Agency, Washington, D.C. 20301.

**Notification procedure:** See EXEMPTION

**Record access procedures:** See EXEMPTION

**Contesting record procedures:** See EXEMPTION

**Record source categories:** See EXEMPTION

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a (j) or (k), as applicable. For additional information, contact the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**L DIA 0803**

**System name:** 803 Defense Attache Investigation File

**System location:** Defense Intelligence Agency, DS-6A, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Case files of individuals who were subjects of security or criminal investigations while assigned to the Defense Attache System.

**Categories of records in the system:** Records of Investigation

Records of Debriefs

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For general reference purposes, determination of personnel assigned to Attache system and determination of crank letters, allegations, or individuals. Routinely used by DoD investigative agencies, the FBI and CIA. Specific uses include: Background information, suitability determinations, and possible prosecution.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name.

**Safeguards:** Safeguards include restricted area with controlled access.

**Retention and disposal:** This file is the record copy and must be retained indefinitely.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.



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**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information obtained from investigative sources and debriefs.

**Systems exempted from certain provisions of the act:** None

**L DIA 0804**

**System name:** 804 Defense Attache Roster

**System location:** Defense Intelligence Agency, DS-6A, Washington, D.C. 20301

**Categories of individuals covered by the system:** Personnel previously assigned to the Defense Attache System (DAS). Personnel presently assigned to the DAS.

**Categories of records in the system:** Card File Information. Includes name, rank, estimated time of arrival (ETA) on station, estimated time of departure (ETD) from station and security violations or reasons for removal from the DAS.

Attache Roster Information. Includes name, rank, date of rank, ETA and ETD.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are maintained for investigative lead purposes: Categories of users may include: Naval Investigative Service; Office of Special Investigations, USAF; US Army Military Intelligence; Federal Bureau of Investigation; Central Intelligence Agency. Specific uses include: Verification of employment, Verification of time frame at station, verification of identities of other persons on station who know individual in question.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in notebook binders by country name and file cards.

**Retrievability:** By individual's name.

**Safeguards:** Safeguards include restricted area with controlled access.

**Retention and disposal:** Indefinitely retained as record copy.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing. must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information obtained from DIA Defense Attache Roster and Defense Attache System Reports.

**Systems exempted from certain provisions of the act:** None

**L DIA 0805**

**System name:** 805 Request for Irregular Overtime

**System location:** Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All personnel scheduled to perform overtime.

**Categories of records in the system:** File contains employee's name, grade, salary, hours, date, and total proposed overtime.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain file of irregular overtime for personnel management, budget and statistical purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed with budget requiring manual search by name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept one year and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.





Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by supervisors at the time overtime is requested.

**Systems exempted from certain provisions of the act:** None

**L DIA 0806**

**System name:** 806 Security

**System location:** Reference Library Branch, Central Reference Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Any individual assigned to DS-4A who has been involved in security violations, investigations, destruction of classified material, name appears on access rosters for areas within the branch and/or authorizations to access specific types of intelligence, or any individual whose name and clearance has been passed through DIA security in order to gain access to the DIA Library or any of its annexes, Any individual assigned to DS-4A whose name and clearance has been forwarded to another Agency or Department. Individuals within the Branch with DIAOLS authorization.

**Categories of records in the system:** Security violations, DIA Local Access Roster, reprimands, DIAOLS Access Authorization (DIA Form 836), Alarmed Area Access List (AFHQ 0-585), Destruction Certificate (DIA Form 36), DA Form 2496 (Disposition Form), CBKS Form 1040 (US Army War College Visitor Security Clearance Verification), HQ MDW FL 43 (Visitor Security Data), MDW Form 98 (Notification of Security Determination), HQ, YSACDC FN 159R (Visitor Security Data), AIL Information Systems Visit Request Form, USAETL Form 14 (Visit Clearance Request), SME Form 2105-1 (Visit Clearance Request), FTD Form 10 (Visit Authorization Request for US Citizens), CAA Form letter 2 (Security Clearances), USACDC Form ltr 298 (Visitor Security Data), XST HQ Form 66 (Notice of Clearance and Request for Access/Accreditation), OPNAV Form 5521/27 (Visit Request Visitor Clearance Data), FN 638 General Electric (Request for Visit), CIN-5 (Notice of General Accounting Office Visit), OPNAV 518/145 (Naval Speedletter), ONA Form 502.1 (Visit Request), NAVSO 5216/2 (Naval Speedletter), OPS FL 8 (Security Clearance), Rand Corp. Form 361 (Visit Clearance Request), Ship System Inc Form SSI A-11 (Visit Request Form), Various form letters from Private Businesses, Government Agencies and Military Departments, letters of authorizations, and courier rosters.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To keep a record of security violations or violators. Certificates serve as proof of destruction of classified documents. Visit requests and authorizations provide listing of authorized library visitors. Access rosters provide listing of individuals authorized to access specific areas of intelligence. Provides listing of DIA/DS-4A personnel authorized to visit other agencies or departments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, 5x8 card index file, letters and forms anchored in binder.

**Retrievability:** Random access, alphabetically by name, by Agency, Firm, Military Department or Corporation alphabetically then random access.

**Safeguards:** Records are maintained in vaulted area accessible only to authorized personnel.

**Retention and disposal:** Temporary. Retained two years after completion of final corrective or disciplinary action, except those classified as felonies, and then destroyed. Data on felonies would be retained until completion of final action or adjudication and then destroyed. Access records are maintained until superseded, cancelled, expired then destroyed. Destruction certificates are kept for two years then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Statements from discoverer of violation, witnesses, supervisor and/or investigators. Visitor clearance information passed verbally and in writing from the DIA Security Office. Couriers are nominated by Branch Chief and Supervisors. Branch access rosters are compiled internally; other rosters are passed through the DIA Security Office to DS-4A.

**Systems exempted from certain provisions of the act:** None

**L DIA 0807**

**System name:** 807 Management Analysis

**System location:** Directorate for Intelligence Divisions, Branches and Sections located in the Pentagon, 'A' and 'B' Buildings at Arlington Hall Station, Old Post Office Building and Building 213.

**Categories of individuals covered by the system:** All civilian and military employees on duty in the Directorate for Intelligence.

**Categories of records in the system:** Records pertaining to the methods of analyzing management in terms of mission or organizational objectives, operational procedures, and performance standards. This includes Man-hour and Reporting System within the Directorate for Intelligence.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Deputy Director for Intelligence - To provide responses concerning man-hour expenditures to queries by the Command Element, Divisions, Auditors and Study Groups.

Division Chiefs - To provide data for production program and resource planning, operational control, and management analyses purposes.

Plans and Resources Branch - To provide automated weekly, monthly, quarterly, semiannual and annual reports to Directorate for Intelligence elements down to Section level.



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Individual - To provide an accurate accounting of the application of effort.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records.

**Retrievability:** Section, subject, function, product and consumer.

**Safeguards:** Buildings employ security guards. Records are maintained in secure areas in safes and cabinets accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary. Inputs are destroyed three weeks after keypunch. The annual report and tape are maintained for five years.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Related form from individual relevant to man-hour reporting.

**Systems exempted from certain provisions of the act:** None

**L DIA 0808**

**System name:** 808 Training Facilities Records

**System location:** Directorates and Major Staff Elements, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian and military employees on duty in the Directorate for Intelligence.

**Categories of records in the system:** Files relating to civilian and military training courses; includes DIA Forms 302 and other documentation of training in Government and non-Government facilities. DIA Form 68, Request for Training. Courses attended and related information.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To process applications, to request special training, to monitor and maintain records of all training of military and civilian employees, to manage educational development.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by subject and by Division.

**Safeguards:** Buildings employ security guards. Records are maintained in secure areas in safes and cabinets accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary and are destroyed six months after training is completed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Correspondence from office requesting training of individuals.

**Systems exempted from certain provisions of the act:** None

**L DIA 0808/01**

**System name:** 808/1 Request for Training

**System location:** Directorates and Major Staff Elements, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** File is maintained on employees requesting special training.

**Categories of records in the system:** Record of training requested and accomplished, justification for training, where training accomplished (DIA Form 302 and Form 68).

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify training accomplishments and costs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder.

**Retrievability:** Filed alphabetically

**Safeguards:** Stored in locked container with access limited to need-to-know basis.

**Retention and disposal:** Retained one year beyond current calendar year and destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301





**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Employee requesting training.

**Systems exempted from certain provisions of the act:** None

**L DIA 0809**

**System name:** 809 Off Duty Employment Report

**System location:** Directorates and Major Staff Elements, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel employed during off duty hours.

**Categories of records in the system:** Record contains employee's name, social security number, job title, element, duty hours, name and address of off duty employer, description of work.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To keep record of personnel employed during off duty hours. Insure no conflict with DoD interests.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper in paper folders.

**Retrievability:** Filed alphabetically by employee's last name in personnel folder.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept as long as person is employed or as long as off duty employment is in effect.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual and supervisor(s) at the time DIA Form 780 is submitted.

**Systems exempted from certain provisions of the act:** None

**L DIA 0810**

**System name:** 810 Library Circulation File

**System location:** Reference Library Branch, Central Reference Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Any person who has borrowed and not yet returned materials to the Library.

**Categories of records in the system:** File identifies items which are on loan and who has borrowed them including name, office and telephone number.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Library Branch, identification of who has a specific item, when the item is due for return, and identification of what a person has on loan for return to the library at the time of leaving the Agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in Access 60 retrieval machine on special cards upon which is affixed the data.

**Retrievability:** Information retrieved by name of borrower, call number of item borrowed, and due date for return.

**Safeguards:** File is under observation of the Circulation Staff at all times when facility is open, access restricted to Library Staff members.

**Retention and disposal:** Records maintained only while materials are on loan, records are destroyed upon return of item.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.



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For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Document call number and due date assigned internally, borrower gives name, office, and telephone number.

**Systems exempted from certain provisions of the act:** Contents exempt based on security classification requirement.

**L DIA 0811**

**System name:** 811 Intelligence Report Indexing System (IRISA)

**System location:** Defense Intelligence Agency, DS-4B, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All individuals listed in Intelligence Information Reports received by DS-4B.

**Categories of records in the system:** Record consists of individual's name and related data. Data input on Forms 610 and 40.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** IRISA data is used for reference queries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is stored on magnetic tapes.

**Retrievability:** Data may be retrieved via individual's name.

**Safeguards:** Only persons with proper security and computer access may query IRISA.

**Retention and disposal:** The data is part of the permanent IRISA file.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** The source for the data is intelligence information reports received by DS-4B for indexing/cataloging.

**Systems exempted from certain provisions of the act:** None

**L DIA 0812**

**System name:** 812 ASDIA All Source Document Index

**System location:** Defense Intelligence Agency, DS-4B, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Information is extracted from documents and stored in automated file. Occasionally names of high level government personnel or Americans harmed (while abroad) are mentioned.

**Categories of records in the system:** Record contains individual's name and related data. Data input Form 217-1, 217-2, 217-a, and 217-b.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For reference queries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is stored on magnetic tape.

**Retrievability:** Data is retrievable via individual's name.

**Safeguards:** Only persons with proper security and access may query ASDIA.

**Retention and disposal:** The record is a permanent part of the FILE.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.





**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Documents received by DS-4B for indexing/cataloging.

**Systems exempted from certain provisions of the act:** None

**L DIA 0813**

**System name:** 813 Automated Bibliographic Data Files, ASDIA, IRISA, IRFLA

**System location:** Reference Library Branch, Central Reference Division, Directorate for Support, Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** ASDIA file represents an automated file of authors of books and documents from June 1973 to present with biographic citations where individuals are included within the subject contents of the items.

IRISA file represents citations to Intelligence Information Reports September 1971 to present with biographic notations where an individual is the subject of the report or where a Defense Attache is the author of the report.

IRFLA file represents citations to Intelligence Information Reports June 1965 to Sept 1971 with biographic notations where an individual is the subject of the report.

**Categories of records in the system:** ASDIA contains citations to books, classified studies and papers entered into the DIA Library collection for Intelligence research purposes.

IRISA contains citations to all Intelligence Information Reports received by DIA from September 1971 to present.

IRFLA contains citations to all Intelligence Information Reports received by DIA from June 1965 to September 1971.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** ASDIA, IRISA and IRFLA used for document and subject searches including biographics. IRISA also used for identification of reports produced by various attaches.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in automated form by DIA computers.

**Retrievability:** Information retrieved by subjects and individual names through on-line or off-line means.

**Safeguards:** Access to files based upon security clearance, and need to know, not restricted to Library Branch personnel except for IRFLA which is accessed only by Library personnel.

**Retention and disposal:** Files are retained indefinitely.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Intelligence reports, studies, and open source literature.

**Systems exempted from certain provisions of the act:** None

**L DIA 0814**

**System name:** 814 Timekeeper Station Listing

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian employees of DIA by organization code number in Washington headquarters.

**Categories of records in the system:** Listing of all civilian employees by organization code number - listing names.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to separate employees by payroll number and location. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) and respective timekeepers and payclerks concerned on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name and organization code number.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement



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authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by PM, Timekeepers and payclerks.

**Systems exempted from certain provisions of the act:** None

**L DIA 0815**

**System name:** 815 Cost of Annual Leave Balance Report

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All Washington Area civilian employees of DIA who earn leave in Washington headquarters.

**Categories of records in the system:** Listing of balance of each DIA civilian employee's leave - annual and sick leave.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted to personnel of PM and Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name and organization code number.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by U.S. Army Finance.

**Systems exempted from certain provisions of the act:** None

**L DIA 0816**

**System name:** 816 DIA Employee Personal Services DA 2449

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301

**Categories of individuals covered by the system:** All Washington area civilian employees currently being paid by DIA in Washington headquarters.

**Categories of records in the system:** Listing of amounts and deductions for each DIA civilian employee by pay period.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by U.S. Army Finance.

**Systems exempted from certain provisions of the act:** None

**L DIA 0817**

**System name:** 817 DIA Employee Bond Issuance Schedule DD 1084C

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian employees receiving bonds in DIA in Washington headquarters.

**Categories of records in the system:** Listing of bonds by denominations issued to employees by pay period.





**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name and payroll number.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by U.S. Army Finance.

**Systems exempted from certain provisions of the act:** None

**L DIA 0818**

**System name:** 818 DIA Employee Civilian Payroll Checks Listing

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian employees of DIA who are receiving salary in Washington headquarters.

**Categories of records in the system:** Listings of paychecks issued to employees by pay period.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by U.S. Army Finance and individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0819**

**System name:** 819 Collection of Indebtedness due U.S. Government

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Civilian employees of DIA who are indebted to U.S. Government.

**Categories of records in the system:** Case files of civilian employees of DIA who are indebted to the U.S. Government.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of DIA employees who are indebted to the U.S. Government. Files are restricted to personnel of Comptroller's Office (CC) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Secured safe. Personnel of CC-1 have access on a 'need to know' basis.



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**Retention and disposal:** Held until no longer needed for reference then retired to Federal Records Center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency. Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Data is supplied by Defense Intelligence Agency and U.S. Army Finance Office.

**Systems exempted from certain provisions of the act:** None

**L DIA 0820**

**System name:** 820 DIA Employee Payroll Authorization for Disposition of Salary Check, Bond DIA 945.

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian employees of DIA who advise us of disposition of their check/bonds when leaving DIA in Washington headquarters.

**Categories of records in the system:** Record of authorization to forward checks/bond.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data supplied by individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0821**

**System name:** 821 DIA Travel Record DIA 766

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All Washington area civilian employees of DIA who travelled - Washington headquarters.

**Categories of records in the system:** Documentation relating to DIA civilian employees who travelled for DIA.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have a readily available historical file of individual travel matters relating to civilian employees of DIA. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then retired to records center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.





**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data is obtained by accounting documents furnished by DIA Travel Branch and U.S. Army Finance.

**Systems exempted from certain provisions of the act:** None

**L DIA 0822**

**System name:** 822 Signature Card DD 577, Individual Signature Cards

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Civilian employees of DIA authorized to certify bills and receipt of goods in Washington headquarters.

**Categories of records in the system:** Signature cards for each DIA civilian employee authorized to certify bills or receipt of goods.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individuals authorized to certify bills and goods in DIA. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record alphabetically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled. Personnel of CC-1 have access on a 'need to know' basi.

**Retention and disposal:** Held until no longer needed for reference then retired to Records Center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procednres:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data is supplied by individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0823**

**System name:** 823 Requests for Waiver of Indebtedness Resulting from Erroneous Payments

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Civilian employees of DIA requesting waiver of indebtedness.

**Categories of records in the system:** Civilian employees of DIA who requested a waiver of indebtedness.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individuals who requested waiver of indebtedness resulting from erroneous payments of pay and allowances for civilians. Files are restricted to personnel of DIA Comptrollers (CC) and General Accounting Office on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Secured Safe. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then retired to Federal Records Center.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.



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**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Data is supplied by individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0824**

**System name:** 824 Retirement Records SF2806

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Employees currently having retirement deductions withheld under Civil Service System.

**Categories of records in the system:** Documentation relating to individual civilian employees of DIA who are under Civil Service Retirement System in the Defense Attache System.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have a readily available historical file of individual retirement matters relating to DIA employees at Defense Attache Offices. Provides accessible reference on retirement matters and is restricted to Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Secured Safe. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then forwarded to Civil Service Commission. Copy of original card maintained and filed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data is supplied by U.S. Defense Attache Office and payroll office.

**Systems exempted from certain provisions of the act:** None

**L DIA 0825**

**System name:** 825 DIA 53 Payclerk/Supervisor Name Card

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All civilian employees in DIA headquarters who are assigned as payclerks or supervisors.

**Categories of records in the system:** Card file listing names of persons authorized to pick pay checks up and sign time and attendance cards.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individuals authorized as payclerks and to sign time and attendance cards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record filed by organization code number.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Secured Safe. Personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data is supplied by individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0826**

**System name:** 826 Request for DoD Management Education and Training Program Courses

**System location:** Management Analysis and Information Branch (CC-2B), Manpower and Management Division (CC-2), Comptroller (CC), Defense Intelligence Agency, Washington, D.C. 20301.





**Categories of individuals covered by the system:** All employees of the Office of the Comptroller, Defense Intelligence Agency, who request training from the Department of Defense Computer Institute (DODCI).

**Categories of records in the system:** Educational background of individual requesting training, record of employment and course of instruction data.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To verify Office of the Comptroller employees training at DODCI.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage;** Paper records in file folder.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** File is maintained in locked container. Access to file is limited to a 'need to know' basis.

**Retention and disposal:** Record is destroyed after one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information is provided by employee requesting training, employee's files, DODCI.

**Systems exempted from certain provisions of the act:** None

**L DIA 0860**

**System name:** 860 Payroll Service Request Form

**System location:** Defense Intelligence Agency, CC-1, Washington, D.C. 20301.

**Categories of individuals covered by the system:** Civilian employees of DIA stating payroll problems in Washington headquarters.

**Categories of records in the system:** Forms completed by employee stating payroll problem.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose is to have available historical files of individual payroll matters relating to DIA civilian employees. Files are restricted to personnel of Financial Policy and Accounting Division (CC-1) on a 'need to know' basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records alphabetically and chronologically filed.

**Retrievability:** Retrieved by individual's name.

**Safeguards:** Access to area is controlled, personnel of CC-1 have access on a 'need to know' basis.

**Retention and disposal:** Held until no longer needed for reference then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** All data is supplied by U.S. Army Finance and individual concerned.

**Systems exempted from certain provisions of the act:** None

**L DIA 0879**

**System name:** 879 Cancellation of Allotment of Pay for Credit to Financial Institution.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel cancelling an allotment.

**Categories of records in the system:** Record contains employee's name, organizational code and employee number, address, name and address of financial institution, employee's account number with financial institution, amount of allotment, first day of pay period cancellation is to be effective, and signature of employee.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record of personnel cancelling an allotment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed alphabetically by employee's last name.

**Safeguards:** Buildings employ security guards. Records maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, datt and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual at time DIA Form 879 is prepared.

**Systems exempted from certain provisions of the act:** None

### L DIA 1164

**System name:** 1164 Claim for Reimbursement for Expenditures on Official Business.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel qualified for reimbursement for expenditures on official business.

**Categories of records in the system:** Record contains agency, name and mailing address of claimant, listing of expenditures, and signature of claimant.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record of personnel qualified for reimbursement for expenditures on official business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper in paper folder.

**Retrievability:** Filed in alphabetically by claimant's last name in budget folder.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Retained for one year and then destroyed.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual at the time SF 1164 is submitted.

**Systems exempted from certain provisions of the act:** None

### L DIA 1198

**System name:** 1198 Request by Employee for Allotment of Pay for Credit to Savings Account.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel requesting pay allotment for credit to savings account with a financial organization.

**Categories of records in the system:** Record contains employee's name, social security number, agency, financial organization.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain a file of personnel requesting pay allotments for credit to savings account with a financial organization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed alphabetically by requester's last name and filed with other personnel items.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept as along as allotment is in effect.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.





Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual at the time SF 1198 is submitted.

**Systems exempted from certain provisions of the act:** None

### L DIA 1351

**System name:** 1351 Travel Voucher or Subvoucher.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel who have a need for reimbursable expenses.

**Categories of records in the system:** Record contains employee's name, grade, social security number, check mailing address, duty phone number, organization and station, itinerary, reimbursable expenses, transportation requests, charges, and leave statement.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record of personnel's reimbursable expenses, statistical, accounting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed alphabetically by employee's last name in budget folder.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened and trained.

**Retention and disposal:** Record kept one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual at the time DD Form 1351-2 is prepared.

**Systems exempted from certain provisions of the act:** None

### L DIA 1727

**System name:** 1727 Application, Change, Cancellation for U.S. Savings Bond Class A Pay Reservation.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel changing, cancelling or applying for a Class A U.S. Savings Bond.

**Categories of records in the system:** Record contains employee's name, agency, type of action, deduction, bond denomination, owner, address, co-owner or beneficiary, and signature.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record of personnel requesting, changing, or cancelling U.S. Savings Bond Allotment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed with payroll actions alphabetically by employee's last name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual at the time DD Form 1351-2 is prepared.

**Systems exempted from certain provisions of the act:** None

### L DIA 1727

**System name:** 1727 Application, Change, Cancellation for U.S. Savings Bond Class A Pay Reservation.

**System location:** Defense Intelligence Agency, Washington, D.C. 20301.

**Categories of individuals covered by the system:** All personnel changing, cancelling or applying for a Class A U.S. Savings Bond.

**Categories of records in the system:** Record contains employee's name, agency, type of action, deduction, bond denomination, owner, address, co-owner or beneficiary, and signature.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program of management. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain record of personnel requesting, changing, or cancelling U.S. Savings Bond Allotment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in paper folder.

**Retrievability:** Filed with payroll actions alphabetically by employee's last name.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Record kept one year.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:



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Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptable up to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA-1974), Washington, D.C. 20301.

**Record source categories:** Information provided by individual and supervisor(s) at the time DA Form 1727 is prepared.

**Systems exempted from certain provisions of the act:** None

**L DIA 1728**

**System name:** 1728 DIA Prisoner of War Intelligence Analysis and Debriefing Files

**System location:** Directorate for Intelligence, Defense Intelligence Agency, Washington, D.C. 20301

**Categories of individuals covered by the system:** All U.S. personnel previously held prisoner of war (PW) or detained in Southeast Asia from 1961 to date and returned to U.S. control; and U.S. personnel released from detention in The Peoples Republic of China since 1970. All U.S. personnel considered MIA or KIA and bodies not recovered.

**Categories of records in the system:** Narrative of loss incident; identification data (e.g. height, weight, photograph); casualty report (DD 1300); intelligence reports possibly identifying subject; articles, statements, lists, and photographs published in the world news media or broadcast over enemy public radio; portions of official debriefings; and/or debriefing summaries. Note: Not all categories are contained in each file/record.

**Authority for maintenance of the system:** Department of Defense Directive 5105.21, dated August 1, 1961, Delegation 12. Develop, establish, and maintain an active and continuing Records Management Program, pursuant to the provisions of Section 506(b) of the Federal Records Act of 1950 (44 U.S.C. 396(b)). This statute has been re-codified and the present citation is 44 U.S.C. 3101 and 3102 entitled Establishment of program ofmanagement. This relates to the records management of an agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DI-6A4 personnel - as background for analytical purposes, to collate with other files, or extract, as necessary in the evaluation of intelligence reports pertaining to U.S. personnel PW/MIA; in preparation of special studies on the treatment of U.S. PWs; to prepare appraisals of PW camps holding U.S. personnel; to provide, on a need-to-know basis, responses to queries for PW intelligence from the JCS, OASD(ISA), the Department of State, Central Intelligence Agency and the Military Services; to assist the military service intelligence and casualty offices in the determination of status of their personnel; to provide guidance to the Joint Casualty Resolution Center to assist in planning for the recovery of remains of U.S. personnel not accounted for; to prepare 'lessons learned' studies and to prepare a service coordinated 'national concept of operations for casualty reporting, intelligence reporting, collection and analysis' for use in the event the U.S. becomes engaged in a conflict wherein U.S. personnel may be captured.

Complete records/files on an individual are not provided to any agency other than the intelligence or casualty offices of the individual's parent service (or the appropriate Department of State representative in the case of U.S. civilians).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and photographs maintained in file folders.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Building employs security guards and a visitor roster is maintained. Records are maintained in secured safes and/or combination padlocked cabinets in a locked suite of offices in a specially secured area. Files are accessible only to authorized personnel who are assigned to DI-6A4 and are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary working files and will be retired to the Federal Records Center to be destroyed 15 years after all U.S. personnel missing in SEAsia are accounted for.

**System manager(s) and address:** Records Management Officer, Defense Intelligence Agency, Washington, D.C. 20301

**Notification procedure:** Requests from individuals will not be addressed to the above system manager. Individuals desiring records should direct inquiry to Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Individuals must provide full name, social security number, date and place of birth and military status in order to determine if the DIA has a record.

Requesters may visit initially only the Secretariat, Room 3E268, the Pentagon, Washington, D.C. to obtain information on whether the Defense Intelligence Agency has records pertaining to the individual.

For personal visits, the requester must present as proof of identity the following: Full name, date and place of birth, social security number, a driver's license or other identity card.

**Record access procedures:** Individuals desiring access to records should write to the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

Requests to obtain copies of records or reasonably segregable portions thereof must be made in writing. The request should contain at least the following information:

Reasonable identification of the desired civilian or military individual, the first name, middle name or initial, surname, date and place of birth, and social security number of the individual concerned, if known. Request should state that whatever cost is involved is acceptable or acceptableup to a specified limit.

Requests for records where the individual will be accompanied by a person of his own choosing, must furnish a written statement authorizing discussion of the individual's record in the accompanying person's presence.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Defense Intelligence Agency, ATTN: SC (PA 1974), Washington, D.C. 20301.

**Record source categories:** Parent Military Services; intelligence reports prepared by elements of the Defense Intelligence Agency, the Military Services and the Central Intelligence Agency; the Department of State; Foreign Broadcast Information Service reports; newspapers; magazines; television; radio.

**Systems exempted from certain provisions of the act:** Classified information will be released only to individual's holding proper clearance.

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.





**MAA00001**

**System name:** Flight Readiness Evaluation Data System (FREDS)

**System location:** Primary System - The Commandant of the Marine Corps, Headquarters Marine Corps, Washington, D C 20380

Decentralized Segments - The Marine Corps Aircraft Wing (MAW) to which the individual is assigned for duty. Addresses as as shown in the Navy Standard Distribution List (OPNAV 09B3-107)

**Categories of individuals covered by the system:** All active Marine Corps Air Crewmembers (Naval Aviators/Naval Flight Officers and Enlisted Crewmembers)

**Categories of records in the system:** File contains personal identifying information such as name, rank, social security number, organization etc., and specific information with regard to aviation qualifications.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps command, activities and organizations - By officials and employees of the Marine Corps in the administration and management of Marine Corps Air Crewmember assets as require in the performance of official duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representative of the U S or any Committee or subcommittee thereor, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** On magnetic tape

**Retrievability:** By social security number of the individual addressed

**Safeguards:** Tapes are stored in limited access areas and handled by personnel that are properly trained in working with personal information.

**Retention and disposal:** File is maintained on individual as long as he is in an active flight status, information pertaining to individual so removed is erased from tape.

**System manager(s) and address:** The Commandant of the Marine Corps. Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNA P09B3-107).

**Record access procedures:** Written requests from individuals should be addressed to the Commanding Officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Personnel not permanently assigned to an aviation command may request information from the Commandant of the Marine Corps (Code AA), Headquarters, U S Marine Corps Washington, D C 20380.

Written requests should include name, and social security number.

For personal visits the individual should be able to provide personal identification, such as valid military identification card, drivers license, etc.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** The primary source is the individual, However the individual's commanding officer or the commanding officer's designated individual fulfills certain criteria.

**Systems exempted from certain provisions of the act:** None

**MAA00002**

**System name:** Marine Corps Aircrew Performance/Qualification Information

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Marine Corps aeronautically designated personnel (Naval Aviators, Naval Flight Officers, and aircrew members) who have been the subject of medical qualification, flight pay entitlement, and/or Flight Status Selection Board (FSSB) correspondence.

**Categories of records in the system:** The file contains information on medical qualification, flight pay entitlements, and/or FSSB correspondence and the background data addressing such correspondence.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their assigned duties with respect to the administration and management of Marine Corps aeronautically designated personnel.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is contained on paper records in file folders.

**Retrievability:** Information is retrieved alphabetically by the last name of the individual concerned.

**Safeguards:** Building containing files employs 24 hour security guards. Offices containing files are locked after working hours and personnel handling records do so only on a 'need-to-know' basis. Such personnel are trained and screened for dependability. Material that could be considered 'career-sensitive' is retained in a safe.

**Retention and disposal:** Files are permanent. They are retained in active file until it is determined they are no longer required, then transferred to Marine Corps Central Files for historical deposit.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code AA)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-1391

**Record access procedures:** Written requests from the individual should be addressed to the Commandant of the Marine Corps (Code AAZ), Headquarters, U S Marine Corps, Washington, D C 20380 and should contain the full name, social security number and signature.

For personal visits the individual should provide valid identification such as military identification card, Department of Defense building pass, drivers license, or other type identification that includes picture and signature. In the absence of such identification, the individual must provide sufficient data to insure that the individual is the subject of the inquiry.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Information is obtained from official reports, boards, inquiries and requests. Information is also obtained from the review of Naval Aviator/Naval Flight Officer Reporting Management System (NANFORMS) data.

**Systems exempted from certain provisions of the act:** None



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MAA00003

**System name:** Naval Aviator/Naval Flight Officer Reporting Management System (NANFORMS)

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps Washington, D. C. 20380.

**Categories of individuals covered by the system:** All Marine Corps aeronautically designated officer personnel (Naval Aviators, Naval Flight Officers and Officer Navigators)

**Categories of records in the system:** File contains a summary of individual flight experience by fiscal year and type of aircraft in addition to rank, military occupation specialty and current duty assignment.

**Authority for maintenance of the system:** Title 5, U. S. Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organization - By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U. S. - By officials and employees of the Office of the attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U. S. - By the Senate or the House of Representatives of the U. S. or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U. S. - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is stored on magnetic tape

**Retrievability:** Information is retrieved by social security number.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly trained and screened.

**Retention and disposal:** Records are permanent. Older files are stored in Marine Corps Central Files System.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D. C. 20380.

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code AAZ)
Headquarters, U S Marine Corps
Washington, D. C. 20380
Telephone: Area Code 202/694-1391

**Record access procedures:** Requests from individuals should contain the full name, social security number and signature of the individual.

For personal visits, the individual should be able to provide some valid personal identification such as military identification card, Department of Defense Building Pass, drivers license, etc. In the absence of the above identification, the individual will be asked to provide sufficient data to insure that he is the subject of the inquire.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Information contained in the records is obtained from the Department of the Navy-wide Individual Flight Activity Reporting System (IFARS) AND FROM THE Manpower Management System (MMS).

**Systems exempted from certain provisions of the act:** None

MFD00001

**System name:** Automated Leave and Pay System (ALPS)

**System location:** Primary System - The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

Decentralized System - Major Marine Corps Commands

**Categories of individuals covered by the system:** all Marine Corps Civilian Employees at Major Marine Corps Commands

**Categories of records in the system:** Pay and Leave Records of Marine Corps Civilian Employees

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps; and Marine Corps commands, activities, and organizations - To administer and manage all pay and leave matters for individual civilian employees.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

The Internal Revenue Service - By officials and employees of the Internal Revenue Service in connection with such matters relating to their official duties.

State and local governmental agencies - By officials and employees of State and local governmental agencies in connection with such matters relating to their official duties.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Tape or Disk

**Retrievability:** Employee Badge Number or SSN

**Safeguards:** Restricted Access to Areas where Maintained

**Retention and disposal:** Permanent Files

**System manager(s) and address:** The Commandant of the Marine Corps (Code FD), Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from the Marine Corps installation or activity at which the individual is employed.

**Record access procedures:** Requests from individuals should be addressed to the commanding officer at which the individual is employed. Addresses of Marine Corps installations, activities, and organizations are listed in the Navy Standard Distribution List (OPNAV P09B3-107). Written requests should contain full name, social security number or employee badge number, and signature of the individual concerned.

Personal visits may be made to the appropriate installation, activity or organization during the normal work week between the hours of 8:00AM-4:30PM. For personal visit the individual should be able to provide valid personal identification such as employee badge, drivers license, medicare card, etc.

**Contesting record procedures:** The Agency's Rules for Access to Records and for Contesting Contents and Appealing initial Determinations by the individual concerned may be obtained from the Sysmanager

**Record source categories:** Application and related forms provided by the employee in matters relating to his/her employment. Employment data to include time cards, standard pay increases, leave, etc. provided by the employer or its official representative. Data such as tax rates, employee benefit information etc. provided by appropriate federal, state or local governmental agencies or their designated representatives. Information from courts, and attorney having to do with employee wages entitlements and benefits.

**Systems exempted from certain provisions of the act:** None

MFD00002

**System name:** PRIMARY MANAGEMENT EFFORTS (PRIME)/OPERATIONS SUBSYSTEM

**System location:** Primary System - The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Decentralized System - Major Marine Corps Commands

**Categories of individuals covered by the system:** All Marine Corps Civilian Employees and Selected Military Personnel at Major Marine Corps Commands

**Categories of records in the system:** Labor Distribution Records





**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in matters regarding their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Tape or Disk

**Retrievability:** Employee Badge Number or social security number

**Safeguards:** Restricted Access to Areas where Maintained

**Retention and disposal:** Permanent Record. Completely Deleted upon Termination of Employee

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code FD)
Headquarters, U S Marine Corps (Code FD)
Washington, D C 20380
Telephone: Area Code 202/694-1080

**Record access procedures:** Request from individuals should be addressed to the individual's employing activity. Activity addresses are as shown in the Navy Standard Distribution List (OPNAV 09B3-107).

Written requests should contain the individual's full name, social security number, employee number (if applicable) and signature.

For personal visits, the individual should provide sufficient identification to insure the individual is the subject of the inquiry.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Employing activity of the individual

**Systems exempted from certain provisions of the act:** None

MFD00003

**System name:** Joint Uniform Military Pay System/Manpower Management System (JUMPS/MMS)

**System location:** Primary System - Marine Corps Automated Services Center, 1500 East Bannister Road, Kansas City, Missouri 64131; Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197.

Decentralized Segments - There are eight Satellite/Command Data Processing Installations (SDPI/CDPI) which maintain files with similar records at the following locations: SDPI 02, Marine Corps Base, Camp Lejeune, NC 28542; SDPI 03, Marine Corps Base, Camp Pendleton, CA 92055; SDPI 06, FMF Pacific, FPO San Francisco, CA 96610; SDPI 09, Headquarters U S Marine Corps, Washington, D C 20380; SDPI 11, Marine Corps Recruit Depot, Parris Island, SC 29905; SDPI 15, Marine Corps Recruit Depot, San Diego, CA 92140; CDPI 17, Marine Corps Base, Quantico, VA 22134; SDPI 27, Marine Corps Base, Camp S D Butler, FPO Seattle, WA 98773.

**Categories of individuals covered by the system:** All Marine Corps personnel.

**Categories of records in the system:** The JUMPS/MMS automated system of records contains the following fields (data elements and data sets) and sub-fields; Social Security Number and the last, first, and middle initial (key); Name, Member Service Number, Contract Legal Agreement, Duty Limitation, Race/Sex/Ethnic Group, Present Unit Identification, Temporary Reporting Unit Code, Former Unit Identification, Intermediate Unit Identification, Future Unit Identification, Command Data Processing Installation Code, Individual Location, Message Routing Indicator, Pay Entry Base Data, Armed Forces Active Duty Base Date, Active Naval Service Base Date, Current Active Duty Began Date, Date of Enlistment/Acceptance, Date of Original Entry Armed Forces, Date of Birth, Estimated Date of Departure, Estimated Date of Arrival, Date Current Tour Began, Date Detached Last Command, Rotation Tour Date, Date Arrived U S Dependents Not Restricted, Date Arrived U S Enlistment, Careerist Flag, Contract Extension Data, Expiration of Obligated Service, Security Investigation, Permanent Grade , Incentive Pay, Proficiency Pay, Special Pay, Hostile Fire Pay, Basic Allowance for Subsistence, Basic Allowance for Quarters, Duty Status, Last Processing Cycle Information, Project Duty Status, Preference for Duty, Grade for Which Selected, Citizenship, Combat Service, Former Prisoner of War, Civilian Education, Accession Code (Program Enlisted Under), Military Occupational Specialties, Reserved for Future Use, Study Group Flag, Religion, Tour Control Factor, Sea or Foreign Duty, Last Overseas Tour, Prospective Officers Source Code, Current Source of Entry Code, Home of Record, Prior Key, Days Lost Current Contract, Separation Document Type, Language Proficiency, Language Aptitude Test, Electronic Technician Selection Test (Enlisted Only), Reserved for Expansion, General Military Subjects Test Results, Classification Test, Computed General Technical or General Classification Test, Armed Forces Qualification Test/Army Qualification Test Score (Enlisted Only), Army Qualification Battery Scores, Service Schools, Dependents Information, Aeronautically Designated Officers & Noncommissioned Officers Information, Deployment Status, Date Last Tour Combat/Combat Support Area, Optional Narrative Form, Aeronautically Designated, Officers & Noncommissioned Officers Information, Date Designated Military Pilot, Separation Data, Service Date (Officer), Lineal Control Number/Precedence Number Present Rank, Separation Data Addendum, Lineal Control Number/Precedence Number Permanent Rank, Month Attended Service Academy, Lineal Footnotes, Running Mate, Limited Duty Officer/Warrant Officer Footnotes, Date of Acceptance 1st Commission in the Marine Corps, Date of Rank 1st Commission in the Marine Corps, Date of Rank 1st Commission Limited Duty Officer, Visual Audit, Electronic Data Processing Test Score, Language Aptitude Test Date, Social Security Number Validation Monitor, Last Transfer Processing, Information, Temporary Additional Duty Excess Flag, Temporary Additional Duty Data Processing Installation, Graduates Obligation Code, Active Duty Spouse Identification, Fleet Assistance Program Unit Identification, Active Duty Off Service Base Date, Active Duty Officer Aviation Service Base Date, Program Enlisted For, Operational Flying Time, Operational Flying Computation Date, Operational Flying Start Date, Operational Flying Stop Date, Operational Flying Time Base Date, Operational Flying Gate One, Operational Flying Gate Two, Reserved, Platoon Number, Cycle Number, Last Type Transaction Code Touched, Not used at this time, Today's Date, Disbursing Officers Symbol, Command DPI of Parent Reporting Unit Code, Pay Group, Pay Status, Local Disbursing Office Cognizance, Payment Option/Leave and Earnings Statement Distribution/Pay Distribution Code, Federal Withholding Tax Data, Leave Account, Wage and Tax Summaries, Dependency Status, Dependency Determination, Basic Pay, Pay Grade, Years in Service, Serviceman's Group Life Insurance Deduction, Federal Income Tax Withholding, Federal Indemnity Compensation Act Tax Withholding, Payments, JUMPS Account Standing, Total Allotment Deductions, Last Update and Extract Date, Savings Deposits, Pay Extraction Flag, Regular Reenlistment Bonus, Variable Reenlistment Bonus, Time Lost, Detention of Pay, Repayment Date, Dislocation Allowance, Inadequate Quarters, Interim Housing Allowance, Indebtedness for Final Settlement, Incentive Pay 1, Proficiency Pay, Sea and Foreign Duty Pay, Diving Pay, Hostile Fire Pay, Subsistence Credit, Basic Allowance For Quarters, Personal Money Allowance, Family Separation Allowance, Incentive Pay 2, Cost of Living Allowance, Housing Allowance, Additional Federal Tax Withholding, Subsistence Debits, Court Martial/Nonjudicial Punishment Deductions, Miscellaneous Credits, Miscellaneous Debits, Other Continuing Monthly Deductions, Miscellaneous Leave Data, Retired Serviceman's Family Protection Plan Data, Temporary Lodging Allowance, Clothing Maintenance Data, Basic Allowance for Quarters Debits, Pay Change Flag, Pay Day Data, Miscellaneous Data, Check Mailing Address, Other Services Disbursing Officer Indicator, Reduced Tax, Unassigned, Saved Pay Original Entitlement, Saved Pay Current Entitlement, Tax Exclusion/Nonresident Alien Exempt Taxable Pay, Selective Reenlistment Bonus, Officer Status Change Flag, Aviation Career Incentive Pay, Advance Pay and Allowances, Power of Attorney.



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Some manual files containing substantiating documents and other data relative to each member's JUMPS/MMS record are maintained. These file folders may contain any part of the JUMPS/MMS record and any one or more of the following documents: Military Pay Record, Military Payroll Money List, Military Pay Voucher, Certificate for Performance of Hazardous Duty, Application for Arrears in Pay, Cash Collection Voucher, Authorization/Designation for Emergency Pay and Allowances, Wage and Tax Statement, Employees Withholding Exemption Certificate (IRS W-4), Employees Withholding Exemption Certificate (IRS W-4E), Notice of Levy, General Accounting Office Notice of Exemption, Dependency Certificate (Wife or Child Under 21 Years), Dependency Certificate (Mother or Father), Dependency Certificate (Unmarried Child Over 21 Years), Dependency Application, Clothing Checkage, Statement to Substantiate Payment of Family Separation Allowance, Government Property Checkage, Personal Financial Records, Unit Diary, Dependent Travel Record, Allotment/Bond Authorization, Certificate for Cost of Living and/or Housing Allowance, Certificate for Temporary Lodging Allowance, Removal of Mark of Desertion, Field Rations Certificate, Liquidation of Indebtedness, Initial Uniform Allowance for Officers, Additional Uniform Allowance for Officers, Excess Weight-Household Goods Shipment, Hospital Rations Checkage, Excess Expense Involving Movement of House Trailer, Transportation Checkage, Meal Ticket Checkage, Advance Pay, Advance Pay and Allowances, Discharge Gratuity, Combat Arms Bonus, Health Care Coverage, Government Quarters Termination and Assignment, Inadequate Quarters Termination and Assignment, Lump-Sum Leave, Rations Commuted to Private Mess, Reenlistment Bonus, Variable Reenlistment Bonus, Selective Reenlistment Bonus, Sick Misconduct, Prorated Rations, Supplemental Rations, Basic Allowance for Quarters (Own Right).

**Authority for maintenance of the system:** Title 10 and 37, U S Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in matters relating to their assigned duties.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is recorded on magnetic records, punch cards, computer printouts, microform, file folders, and other documents.

**Retrievability:** The data contained in magnetic records can be displayed on cathode-ray tubes, it can be computer printed on paper, and it can be converted to microform for information retrieval; the data in the supporting file folders and other manual records is retrieved manually. Normally, all types of records are retrieved by Social Security Number and name.

**Safeguards:** Building management employs security guards; building is locked nights and holidays. Authorized personnel may enter and leave the building during nonworking hours but must sign in and out.

**Retention and disposal:** Magnetic records are maintained on all Marine Corps personnel while they are in service, and for a period of 4 months after they are separated from the service. Paper and film records are maintained for a period of 10 years after the final transaction.

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Requests from individuals for information should be referred to the SYSMANAGER

Requesting individual must supply full name and Social Security Number.

The requester may visit the Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197 to obtain information on whether the system contains records pertaining to him or her.

In order to personally visit the above address and obtain information, individuals must present a military identification card, a driver's license, or other suitable proof of identity.

**Record access procedures:** Information on JUMPS may be obtained from the member's local disbursing officer. Information on MMS may be obtained from the member's immediate commanding officer. Requests for information from persons no longer in service should be signed by the person requesting the information. Dates of service, Social Security Number, and full name of requester should be printed or typed on the request. It should be sent to the Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Recruiting offices, disbursing offices, administrative offices, and the individual Marine are the principle sources of the information contained in the JUMPS/MMS record for that person.

**Systems exempted from certain provisions of the act:** None

**MFD00004**

**System name:** Bond and Allotment (B&A) System

**System location:** Marine Corps Automated Services Center (MCASC), 1500 East Bannister Road, Kansas City, Missouri 64131; Marine Corps Finance Center (MCFC), 1500 East Bannister Road, Kansas City, Missouri 64197

**Categories of individuals covered by the system:** The allotment system contains all active allotments and limited (12 months) stop history for each active duty, retired, and Fleet Marine Corps Reserve (FMCR) member who authorized an allotment from his pay and allowances.

**Categories of records in the system:** The allotment file contains allotments authorized by the Marines concerned, as provided under instructions issued by the Secretary of Defense.

The B&A automated system is made up of records which contain the following fields (data elements and data sets): Identification Number (Social Security Number (SSN)); Initials of Name (Last, First, Middle); Rank/Category; Last Name and Suffix; Last Pay Date; First Pay Date; Work Date; Amount; Term (in months); Account/Policy Number; Authority/Date/Remark; Bond Owner Name; Bond Owner SSN: Co-owner Beneficiary Flag; Co-owner or Beneficiary Name; Co-owner or Beneficiary SSN; Authority/Date/Remark; Name of Recipient; Street Address/Post Office Box; City and State/Country; Geographic Code (City, State/Country); Zip Code; Authority/Date/Remark.

**Authority for maintenance of the system:** Title 37, United States Code. The authority for continuing deduction for garnishment of pay is outlined in section 459 of Public Law 93-647.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the system is to provide for the payment of allotments and for the issuance, cancellation, of U S Treasury checks and savings bonds as authorized by appropriate directives. The data obtained from the system provides for the control and ultimate disposition of all treasury checks and savings bonds prepared. Allows for the collection of appropriate data, to render an accurate accounting of public funds expended or collected as required by the Navy Comptroller Manual. The allotment file is utilized by the Joint Uniform Military Pay System/ Manpower Management System (JUMPS/MMS) and Retired Pay systems to calculate the monies due active duty, retired, and FMCR members of the U S Marine Corps.

The allotment class and dollar value are displayed on the JUMPS Leave and Earnings Statement (LES) as issued. Copies of the LES are distributed as follows:

Original (white) - Disbursing Officer (DO) having custody of the Personal Financial Record.
Duplicate (yellow) - furnished the Marine concerned.
Triplicate (pink) - furnished the Commanding Officer (CO) for retention on the Marine's service record.
For permanent record retention purposes, one copy will be filed at the MCFC in microform.
The allotment information concerning first, last payment dates, term (if applicable), amount, purpose, and allottee is furnished the CO and DO on an annual basis for audit purposes. This information is prepared as outlined in paragraph 70304, JUMPS Field Procedures Manual.
The total dollar value of active allotments is furnished each retired and FMCR Marine each time a new statement of his account card is prepared.

Verification and/or information concerning a specific allotment may be released (as requested) to the following:

Marine concerned.
Marine's CO
Marine's DO
Recipient of the allotment.
Treasury Department.
Federal Reserve Bank.
Federal Bureau of Investigation.
Naval Audit Service.
General Accounting Office.
Postal Inspectors.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is recorded on magnetic records, punch cards, computer printouts, microform, file folders, and other documents.

**Retrievability:** The data contained in magnetic records can be displayed on cathode-ray tubes, it can be computer printed on paper, and it can be converted to microform for information retrieval; the data in the supporting file folders and other manual records is retrieved manually. Normally all types of records are retrieved by SSN and name.

**Safeguards:** The Allotment Division is locked during nonduty hours, as well as the building being under security guard protection. Files within the division are accessible only to authorized personnel.

**Retention and disposal:** Magnetic records are maintained by MCASC on all active allotments during the life of the allotment and for a period of 12 months after the allotment has been stopped. Paper and microform files relating to the Allotment Division files are disposed of as directed by SECNAVINST P5212.53.

**System manager(s) and address:** Commandant of the Marine Corps (Code FD), Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Individual requests for information should be addressed to the Marine Corps Finance Center, Allotment Division, Kansas City, Missouri 64197.

Requests for information must contain member's SSN, name, military service number (if applicable), and any other pertinent data concerning the information desired.

A person may visit any Marine Corps disbursing office to find out if the system contains records pertaining to him or her.

For personal visits the requester must present a military identification card or copy of an Armed Forces of United States Report of Separation from Active Duty (DD Form 214 (MC)) for separated personnel.

**Record access procedures:** Mailing address for the Allotment Division is available in DODPM, Marine Corps Order (MCO) P7220.31, and the NAVTELCOMINST 2300.14 (Plain Language Address Directory).

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual concerned may be obtained from the SYSMANAGER

Information pertaining to an individual who has active allotments is affected by unit diary input concerning name, or SSN changes, and to ensure allotments are stopped when a Marine is reported to be discharged or in a desertion status. Also, member's status codes are changed by unit diary or Retired Pay input when the Marine is transferred to the FMCR or Retired List.

**Record source categories:** The input of data from allotment/bond authorizations, other scannable documents, magnetic tapes received from the Satellite Data Processing Installations, and computer interfaces with the JUMPS/MMS and the Retired Pay systems are the principle sources of the information contained in the B&A automated system.

**Systems exempted from certain provisions of the act:** None

**MFD00005**

**System name:** Retired Pay/Personnel System (RPPS)

**System location:** Marine Corps Automated Services Center, 1500 East Bannister Road, Kansas City, Missouri 64131; and Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197.

**Categories of individuals covered by the system:** Pay account folders for retired Marine Corps members, Fleet Marine Corps Reservists (FMCR), and survivors of deceased retired and FMCR members, who are entitled to retired pay, retainer pay, and survivor annuities.

**Categories of records in the system:** The RPPS automated system of records contains the following fields (data elements and data sets): Retired/Retainer Date; Retainer Date; Pay Change; Information Status; Social Security Number (SSN) and Last, First, and Middle Initial (Key); Deletion Date; SSN; Retired Category Code; Member's Name; Pay Entry Base Date; Service for Pay; Active Service; Other Military Service Number (MSN); Prior MSN/SSN/Key; Rank Code; Recomputation Code; Disability Percent; Heroism Pay; Pay Table Code; Recomputation Age; Retirement Laws; Functional Account Number; Ranks; Birthdates; Pay Delete/ Suspense Code; Retired Serviceman's Family Protection Pay; Reserve Retirement Credit Points; Allotment Data; Withholding Tax Data; Wage and Tax Summaries; Gross Pay; Taxable Pay; Withholding Tax; Dependency Indemnity Compensation; Pension Act of 1944 (Veterans Administration (VA) Waiver); Pension Act of 1964 (Dual Compensation G1); Retired Serviceman's Family Protection Plan; Survivor Benefit Plan; Social Security; Scheduled Collections; Net Pay; Special Handling Code (Check Delivery); Accumulated Summaries; Home Mailing Address; Check Mailing Address; Pay Distribution; Last Change Posted; Date Member Eligible to Retire; Date Arrived Continental United States Without Dependents; Primary Military Occupational Specialty; Districts; Highest Rank Held Satisfactorily; Service Prior to 1 July 1949; Service After 1 July 1949; Active Duty After Transfer to Fleet/Retired Rolls; Date Next Physical Year and Month; VA Disease Codes; Department of Defense Disease Codes; Nearest Hospital (See Table 9); Personnel Accounting Separation - Designator; Earnings Statement Flag; Disability Pay; Change of Address Flag; Last Time Processed by Update-Extractor; SSN Validation; Remarks Area; One-Time Credit/Checkage; Scheduled Collection.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Computation of retired pay, retainer pay, and survivor annuity accounts, perform audit of accounts, reply to correspondence, etc.

Creation of printed reports, records, checks, microforms, magnetic files, etc., based on information available in the system. This output is used by various departments of the Marine Corps for pay, personnel, audit, and other purposes. Some of this information is made available to authorized local, state, and Federal agencies.

Displaying all or part of any selected record on a cathode-ray tube for research, audit, update, and similar purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is recorded on magnetic records, punch cards, computer printouts, microform, file folders, and other documents.

**Retrievability:** The data contained in magnetic records can be displayed on cathode-ray tubes, it can be computer printed on paper, and it can be converted to microform for information retrieval; the data in the supporting file folders and other manual records is retrieved manually. Normally all types of records are retrieved by SSN and name.

**Safeguards:** Building management employees security guards; building is locked nights and holidays. Authorized personnel may enter and leave the building during nonworking hours, but must sign in and out.

**Retention and disposal:** Magnetic records are maintained on all persons who are eligible for retired pay, retainer pay, and survivor annuities while they are alive and for a period of 6 months after that person dies or ceases to be eligible. Paper and film records are maintained for a period of 10 years after the final transaction.

**System manager(s) and address:** Commandant of the Marine Corps (Code FD), Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Requests from individuals for information should be referred to the SYSMANAGER.

Requesting individual must supply full name and SSN

The requester may visit the Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197, to obtain information on whether the system contains records pertaining to him or her.

In order to personally visit the above address and obtain information, individuals must present a military identification card, a driver's license, or other suitable proof of identity.







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**Record access procedures:** Requests for information relative to the RPPS automated system should be signed by the person requesting the information. Dates of service, SSN, and full name of requester should be printed or typed on the request. It should be sent to the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Documents and correspondence received from Headquarters, U S Marine Corps, the Veterans Administration, the member, changes in laws, etc. are the principle sources of information contained in the RPPS automated system.

**Systems exempted from certain provisions of the act:** None

**MFD00006**

**System name:** Centralized Automated Reserve Pay System (CAREPAY)

**System location:** Marine Corps Automated Services Center (MCASC), 1500 East Bannister Road, Kansas City, Missouri 64131; Marine Corps Finance Center (MCFC), 1500 East Bannister Road, Kansas City, Missouri 64197

**Categories of individuals covered by the system:** Members of Organized Marine Corps Reserve Units who are active Reservists (Class II) and perform a maximum of 48 paid drills and 14 days Annual Training Duty per year.

**Categories of records in the system:** The Drill Master File is magnetic and contains the following fields (data elements and data sets); District; Reporting Unit Code; Officer/Enlisted Code and Social Security Number (SSN); Initials (Last, First, Middle); Last Name; Pay Group; Join Date; Drop Date; Pay Entry Base Date; Administrative Duty Pay; Number of Regular Drills Performed (Month); Number of Regular Drills Performed (Year); Number of Drills Authorized; Daily Rate of Basic Pay; Effective Date; Rank Code; First Previous Daily Rate of Basic Pay; Effective Date; Rank Code; Second Previous Daily Rate of Basic Pay; Effective Date; Rank Code; Number of Aviation Crew Member Drills; Daily Rate of Crew Member Pay-Current; Daily Rate of Crew Member Pay-First Previous; Daily Rate of Crew Member Pay-Second Previous; Number of Aviation Non-Crew Member Drills (Year); Number of Tax Exemptions; Tax Withheld-Current; Tax Withheld-Quarterly; Tax Withheld-Yearly; Taxable Pay-Current; Taxable Pay-Quarterly; Taxable Pay-Yearly; Service Number; Federal Insurance Contributions Act (FICA) Withheld- Quarterly; FICA Withheld-Yearly; FICA Wages-Quarterly; FICA Wages-Yearly; Taxable Credit; Taxable Checkage; Non-Taxable Credit; Non-Taxable Checkage; Gross Drill Pay; New Reporting Unit Code (For Transfers); Net Pay; Amount of Overpayment; Payroll Number; Check Number; Tax Code-Local; Tax Code-State; Active Duty Record, From Date-To Date; First Previous Active Duty Record, From Date-To Date; Second Previous Active Duty Record, From Date-To Date; Third Previous Active Duty Record, From Date-To Date; Date of Last Drill Attended; Number of Additional Drills (Quarter); Serviceman's Group Life Insurance (SGLI) Premium Selection; Tax Status; Net Pay (For over

999.99); SGLI Premiums Not Paid; Number of Years Flight Service; Aviation Pay Entry Base Date; SGLI Accumulation (Year); Date SSN Validated.

The Annual Training Duty Record is magnetic and contains the following fields (data elements and data sets): District Code; Increment Code; Reporting Unit Code; Officer/Enlisted Code and SSN; Last Name; Initials (First and Middle); Pay Entry Base Date; Daily Rate of Pay; Crew Member Daily Rate of Pay; Basic Allowance for Quarters (BAQ); Effective Date; Rank; Number of Days; First Previous Daily Rate of Pay; Crew Member Daily Rate of Pay; BAQ; Effective Date; Rank; Number of Days; Second Previous Daily Rate of Pay; Crew Member Daily Rate of Pay; BAQ; Effective Date; Rank; Number of Days; Subsistence; Annual (Field) Training Duty, From Date-To Date; Crew Member (Aviation), From Date-To Date; Non-Crew Member (Aviation), From Date-To-Date; Sea and Foreign Duty, From Date- To-Date; Hazardous Duty, From Date-To-Date; Hazardous Duty Code; Tax Exemption Code; Total Gross Pay; Total Taxable Pay; Total FICA Pay; Total Tax Withheld; Total FICA Withheld; Taxable Credit; Taxable Checkage; Non-Taxable Credit; Non-Taxable Checkage; Amount Overpaid; Date of Payment; Number of Days; Tax Withheld; FICA Withheld; Taxable Credit; Taxable Checkage; Non-Taxable Credit; Non-Taxable Checkage; Net Pay; Payroll Number; Check Number; Date of Payment; Number of Days; Tax Withheld; FICA Withheld; Taxable Credit; Taxable Checkage; Non-Taxable Credit; Non-Taxable Checkage; Net Pay; Payroll Number; Check Number; Date Payment; Number of Days; Tax Withheld; FICA Withheld; Taxable Credit; Taxable Checkage; Non-Taxable Credit; Non-Taxable Checkage; Net Pay; Payroll Number; Check Number; Final Settlement Code; Pay Group.

The Reporting Unit Code File folders contain Rank, Pay Group, Pay Entry Base Date, Daily Rate of Pay, Year to Date Drills, Taxable Wages, Tax Withheld, FICA Wages and FICA Withheld.

The Master Drill Pay File folders contain drill reports, drill transmittal letters, coded change sheets, Military Pay Orders, unit diaries, promotion letters, certificates for performance of hazardous duty, Pay Adjustment Authorizations, Active Duty for Training orders, dependency/pension certificates, Employees Withholding Allowance Certificates, drill listings quarterly payrolls, payroll registers, file maintenance listings, Active Duty for Training payrolls, consolidated final settlement payroll, adjustment payroll, token payment payroll, public vouchers, tax levies.

**Authority for maintenance of the system:** Titles 10 and 37, U S Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Central Accounts Division clerks and analysts use these data to process payments and to answer inquiries concerning payments, received from Marine Reservists, Internal Revenue Service, Welfare agencies, and the Commandant of the Marine Corps.

Examination Division clerks use these data to verify proper payment and to process old pay inquiries.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data are recorded on magnetic records, punch cards, computer printouts, microform, file folders, and other documents.

**Retrievability:** The data contained in magnetic records can be computer printed on paper and it can be converted to microform for information retrieval; the data in the supporting file folders and other manual records are retrieved manually. Normally all types of records are retrieved by SSN/Name/ Reporting Unit Code.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to personnel working there and are kept in file desks made for that purpose for 6 months and in DIBOLD vertical file for 12 months after which they are transferred to the Examination Division.

**Retention and disposal:** Magnetic records are maintained by MCASC on all active Reservists; they are retained for a period of 4 months after the individual Marine ceases to be active.

Paper and microform records are held for 4 years, 6 months at the Center, thereafter they are retired to a Federal Records Center in accordance with Secretary of the Navy Instruction P5212.5.

**System manager(s) and address:** Commandant of the Marine Corps (Code FD), Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Requests from individuals for information should be referred to the SYSMANAGER

Requesting individual must supply full name and SSN.

The requester may visit the Marine Corps Finance Center, 1500 East Bannister Road, Kansas City, Missouri 64197, to obtain information on whether the system contains records pertaining to him or her.

In order to personally visit the above address and obtain information, individuals must present a military identification card, a driver's license, or other suitable proof of identity.

**Record access procedures:** Requests for information relative to CAREPAY should be signed by the person requesting the information. Dates of service, SSN, and full name of requester should be printed or typed on the request. It should be sent to the SYSMANAGER

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** Organized Marine Corps Reserve Units, Internal Revenue Service, Individual Marine.

**Systems exempted from certain provisions of the act:** None

**MFD00007**

**System name:** Examination Division Records System

**System location:** Marine Corps Finance Center, Examination Division, Kansas City, Missouri 64197

Federal Records Center, National Archives and Records Service, 2301 East Bannister Road, Kansas City, Missouri 64131

Washington National Records Center, Washington, D C 20409





National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Marines serving on active duty, personnel on the Marine Corps Retired List, Fleet Marine Corps reservists, personnel discharged or separated from active duty, active and inactive Reserve personnel, deceased personnel, and Marine Corps disbursing officers concerning shortage of disbursing accounts.

**Categories of records in the system:** Unit Diaries - A chronological record of daily personnel events and history of active Marine Corps activities and organized Marine Corps Reserve Units.

Substantiating Vouchers - Supporting documents to substantiate pay adjustment items entered on military pay accounts.

Military Payrolls - An accounting and record of appropriated funds disbursed for military pay by name, social security number, amount of payment, and check number or signature of member for cash payments.

Financial Returns - Travel vouchers, collection vouchers, public vouchers for services other than personal, and civilian payrolls.

Military Pay Cases of Separated Personnel - A history of individual pay accounts from date of entry on active duty through date of separation, including, as appropriate, replies to congressional inquiries; correspondence in connection with requests for remission and/or waiver of indebtedness; individual claims for pay and allowances including claims for travel allowances and responses thereto; records of participation in the Uniformed Services Savings Deposit Program, including personnel declared to be in a missing-in-action status; information surrounding the circumstances of a former member separated in an overpaid status, thus being indebted to the United States Government; cases contain substantiating documents such as military pay records, leave and earnings statements, documents relating to Board for Correction of Naval Records, and other records and vouchers to substantiate responses to all inquiries and payment or disapproval of claims.

Annual Separations Listings - An annual record of separation showing social security number, initials, type of separation, and the effective date of separation of Marines discharged, retired, transferred to the Fleet Marine Corps Reserve, and deceased.

Annual Reserve Tax Listings - A record showing income tax information of Class II Reserve personnel.

Microfilm of Annual Wage and Tax Information of Active Duty Personnel - Contains cumulative totals of taxable pay earned and taxes withheld, social security wages and taxes withheld.

Microfilm of Quarterly Social Security Wage Data - Contains social security number, name, and amount of wages reported to the Social Security Administration on a quarterly basis.

Microfilm of Master Allotment File - Contains information concerning the allotment status of active Marines, such as start and stop dates, allotment purpose codes, money amount of allotments, and name and address of allottee.

Microfiche and Microfilm of Field and Alpha Locators - A record of personnel data of Marines on active duty, listed numerically by social security number and alphabetically by name.

Microfiche of Marine Corps Officers Lineal List - A record of Marine Corps officers on active duty showing social security number, name, rank, date of rank, permanent rank, date of birth, date first commissioned, and pay entry base date.

Active Military Pay Cases - A file of each Marine on active duty containing military pay records opened semiannually prior to 1 July 1973 and related miscellaneous pay documents.

Reserve Personnel Military Pay Cases - A history of individual pay accounts of Class II and Class III Reserve personnel ordered to temporary active duty under individual duty orders, including pay accounts of personnel attending the Platoon Leaders class.

Centralized Automated Reserve Pay System (CAREPAY) - Files of pay data compiled by the Central Accounts Division in support of payments made to Class II reservists assigned to Organized Marine Corps Reserve units containing drill reports, unit diaries, promotion warrants, certificates for performance of hazardous duty, pay adjustment authorizations, active duty for training orders, pension certificates, token payment payrolls, adjustment and consolidated final settlement payrolls, and other miscellaneous documents to substantiate payments to Reserve personnel.

Uniformed Services Savings Deposit Accounts of Personnel Declared Missing In Action - A record of deposits and withdrawals of Marine Corps personnel in a missing-in-action status containing member's name, social security number, balance of deposits, and name and address of the designated beneficiary to whom monies are disbursed.

Federal Housing Administration (FHA) Files - Files contain social security number, name, FHA account number, due date of insurance premiums, and record of bills and payments.

U S Treasury Department, Internal Revenue Service Form 941c - A record effecting adjustment of social security wages, previously reported or nonreported, containing the member's name, social security number, military pay group, period covered, and the monetary amount of adjustment.

Marine Corps Disbursing Officers Shortage Accounts - File contains accountability of losses, letters, and vouchers pertaining thereto.

Indebtedness Cases - Files contain the debtor's name, social security number, current mailing address, the reason for indebtedness and correspondence relating thereto, personal financial information provided by the debtor, receipts of payments, control book, cash record, debt ledger, collection agent's ledger, collection vouchers, personal information provided by credit bureau reports, indebtedness record card, debt control card, accountability statements, complete military pay accounts, General Accounting Office inquiries, General Accounting Office Notices of Exception, legal notices pertaining to bankruptcy, tax certificates, and other miscellaneous substantiating records and vouchers relating to the indebtedness.

**Authority for maintenance of the system:** Unit Diaries - Section 25, Title 6, General Accounting Office Manual; Marine Corps Order P7220.31; SECNAVINST P5212.5B

Annual Separation Listings - Standing operating procedures used for reference and research purposes.

Annual Reserve Tax Listings - Marine Corps Order 7220.17D; standing operating procedures.

Microfilm of Annual Wage and Tax Information of Active Duty Personnel - Standing operating procedures used for reference and research purposes.

Microfilm of Quarterly Social Security Wage Data - Standing operating procedures used for reference and research purposes.

Microfilm of Master Allotment File - Standing operating procedures used for reference and research purposes.

Microfiche and Microfilm of Field and Alpha Locators - Standing operating procedures used for reference and research purposes.

Microfiche of Marine Corps Officers Lineal List - Standing operating procedures used for reference and research purposes.

Active Military Pay Cases. Section 25, Title 6, General Accounting Office Manual; Military Pay Procedures Manual.

Reserve Personnel Military Pay Cases. Section 25, Title 6, General Accounting Office Manual; Military Pay Procedures Manual.

Centralized Automated Reserve Pay System (CAREPAY) - Section 25, Title 6, General Accounting Office Manual; Military Pay Procedures Manual, Marine Corps Order 7220.17D.

Uniformed Services Savings Deposit Accounts of Personnel Declared Missing in Action - Department of Defense Pay and Entitlements Manual.

Federal Housing Administration (FHA) Files - Department of Defense Directive 1338.4 of 20 July 1971 and SECNAVINST 1741.4D

U S Treasury Department, Internal Revenue Service Form 941c, Internal Revenue Service Code.

Marine Corps Disbursing Officers Shortage Accounts - Navy Comptroller Manual.

Indebtedness Cases - Federal Claims Collection Act of 1966, 80 Stat. 309.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are collected for the purpose of accounting for appropriated funds disbursed by authorized appointed agents; processing claims for and against the United States Government; auditing by the General Accounting Office; holding area for disbursing records until subsequent disposition of records is effected.

Military and civilian personnel assigned to, and employed by, the Marine Corps Finance Center in pursuance of official duties, and the General Accounting Office.

Accountability of appropriated funds; processing claims for and against the United States Government; processing requests for remission and/or waiver of indebtedness; pursuing collection action against former Marine Corps personnel who are indebted to the United States Government; processing wage and tax adjustments to the Internal Revenue Service and the Social Security Administration; investigating individual pay accounts and related documents to determine monies due claimant or to substantiate an indebtedness previously established in response to written and telephonic congressional inquiries received on behalf of active and former members of the Marine Corps; administering the Federal Housing Administration and home mortgage insurance programs; administering the Uniformed Services Savings Deposit Program for missing in action personnel; extracting fiscal data for budgetary purposes and submitting fiscal reports to Headquarters, U S Marine Corps; extracting, reporting, and



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paying Federal income taxes and social security taxes to the Internal Revenue Service; extracting and reporting wages paid subject to social security tax to the Social Security Administration on an individual basis; processing and adjudicating travel claims, both individual and dependent travel; researching and collecting information incident to inquiries received from Federal Government agencies, State and county government and agencies, Department of the Navy and Marine Corps activities, other branches of the Armed Forces, and interested individual parties having authorized access to the records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Unit Diaries. Paper records in folders.

Substantiating Vouchers. Paper records in folders.

Military Payrolls. Paper records in folders.

Financial Returns. Paper records in folders.

Military Pay Cases of Separated Personnel. Paper records in folders.

Annual Separation Listings. Paper records in hardback binders.

Annual Reserve Tax Listings. Paper records in hardback binders.

Microfilm of Annual Wage and Tax Information of Active Duty Personnel. Reel type microfilm of 100 foot capacity.

Microfilm of Quarterly Social Security Wage Data. Reel type microfilm of 100 foot capacity.

Microfiche and Microfilm of Field and Alpha Locators. 4 by 6 inch microfiche sheets and reel type microfilm of 100 foot capacity.

Microfiche of Marine Corps Officers Lineal List. 4 by 6 inch microfiche sheets.

Active Military Pay Cases. Paper records in folders.

Centralized Automated Reserve Pay System (CAREPAY). Paper records in folders.

Uniformed Services Savings Deposit Accounts of Personnel Declared Missing In Action. Paper records in folders.

Federal Housing Administration (FHA) Files. Paper records in folders.

U S Treasury Department, Internal Revenue Service Forms 941c. Paper records in folders.

Indebtedness Cases. Paper records in folders and reel type microfilm of 100 foot capacity.

**Retrievability:** Unit Diaries. Filed by the reporting unit code number and month in which the diary was prepared.

Substantiating Vouchers. Filed by the fourth terminal digit of the member's social security number within the disbursing officer's symbol number and the month in which the pay change was effected.

Military Payrolls. Filed by the disbursing officer's voucher number, each payee identified by name and social security number.

Financial Returns. Filed by the disbursing officer's voucher number in the month in which payment was disbursed.

Military Pay Cases of Separated Personnel. Filed by the fourth terminal digit of the member's social security number.

Annual Separation Listings. A mechanized listing, in numerical sequence by the fourth terminal digit of the social security number, filed by the calendar year in which a member was separated from active duty.

Annual Reserve Tax Listings. A mechanized listing in alphabetical sequence and filed by the calendar year in which the wage data applies.

Microfilm of Annual Wage and Tax Information of Active Duty Personnel. A microfilm listing in numerical sequence by the first three digits of the social security number and filed by the calendar year in which the tax data applies.

Microfilm of Quarterly Social Security Wage Data. A microfilm listing in numerical sequence by the first three digits of the social security number and filed by the quarter within the calendar year in which the wages were earned.

Microfilm of Master Allotment File. A microfilm listing in numerical and alphabetical sequence and filed by the month in which the allotment data applies.

Microfiche and Microfilm of Field and Alpha Locators. Microfiche and reel microfilm in both numerical and alphabetical sequence and filed according to the effective date of issue.

Microfiche of Marine Corps Officers Lineal List. A microfiche listing in alphabetical and control number sequence according to rank, and filed according to the effective date of issue.

Active Military Pay Cases. Filed in numerical sequence by the fourth terminal digit of the member's social security number.

Reserve Personnel Military Pay Cases. Filed in numerical sequence by the fourth terminal digit of the member's social security number.

Centralized Automated Reserve Pay System (CAREPAY). Filed by the reporting unit code number and chronologically by the month in which the CAREPAY records were prepared.

Uniformed Services Savings Deposit Accounts of Personnel Declared Missing In Action. Filed alphabetically by the member's surname.

Federal Housing Administration (FHA) Files. Filed in numerical sequence by the Federal Housing Administration case number by due month and pay group; i.e., officers and enlisted.

U S Treasury Department, Internal Revenue Service Forms 941c. Filed by reporting period and applicable pay group.

Marine Corps Disbursing Officers Shortage Accounts. Filed by the disbursing officer's symbol number and name.

Indebtedness Cases. Filed in alphabetical sequence

**Safeguards:** Federal Protective Security Guards. Records are maintained in areas not normally accessible to other than authorized personnel.

**Retention and disposal:** Unit Diaries. Retained in the Examination Division, Records Services Branch, for 18 months; then transferred to the Federal Records Center and destroyed after a total retention period of 4 years in accordance with General Accounting Office instructions.

Substantiating Vouchers. Retained in the JUMPS Division, Records and Files Branch, until microfilmed; then forwarded to the Examination Division, Records Services Branch, and retained for 18 months; then transferred to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Military Payrolls. Retained in the Examination Division, Financial Accounts Branch, for 1 month after receipt; then forwarded to the Records Services Branch and retained for 18 months; then transferred to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Financial Returns. Retained in the Examination Division, Financial Accounts Branch, for 1 month after receipt; then forwarded to the Records Services Branch for a retention period of 4 months; then transferred to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Military Pay Cases of Separated Personnel. Retained in the Examination Division, Claims and Separations Branch, for 18 months following end of the calendar year in which the member was released from active duty, then released to the Records Services Branch for transfer to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Annual Separation Listings. Retained in the Examination Division, Records Services Branch, for 10 years or until such time as the corresponding military pay cases are destroyed.

Annual Reserve Tax Listings. Retained in the Examinations Division, Records Services Branch, until no longer useful; then destroyed.

Microfilm of Annual Wage and Tax Information of Active Duty Personnel. Retained in the Examination Division, Records Services Branch, until no longer useful; then destroyed.

Microfilm of Quarterly Social Security Wage Data. Retained in the Examination Division, Records Services Branch, indefinitely.

Microfilm of Master Allotment File. Retained in the Examination Division, Records Services Branch, until no longer useful; then destroyed.

Microfiche and Microfilm of Field and Alpha Locators. Retained in the Examination Division, Records Services Branch, indefinitely.

Microfiche of Marine Corps Officers Lineal List. Retained in the Examination Division, Records Services Branch, until new listing is received; then destroyed.

Active Military Pay Cases. Retained in the Examination Division, Pay Record Audit Branch, until such time as member is released from active duty; then released to the Claims and Separations Branch and ultimate transfer to the Federal Records Center.

Reserve Personnel Military Pay Cases. Retained in the Examination Division, Pay Record Audit Branch, for 3 fiscal years; then transferred to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Centralized Automated Reserve Pay System (CAREPAY). Retained in the Examination Division, Pay Record Audit Branch, for 3 fiscal years; then transferred to the Federal Records Center and destroyed after a total retention period of 10 years in accordance with General Accounting Office instructions.

Uniformed Services Savings Deposit Accounts of Personnel Declared Missing In Action. Retained in the Examination Division, General Audit Branch, until such time as the account is closed; then filed in the member's military pay case and held until the case is transferred to the Federal Records Center.





Federal Housing Administration (FHA) Files. Retained in the Examination Division, General Audit Branch, for 3 years following termination of the member's entitlement; then filed in the member's military pay case and held until the case is transferred to the Federal Records Center.

U S Treasury Department, Internal Revenue Service Forms 941c. Retained in the Examination Division, Financial Accounts Branch, for four years following the date the 941c was prepared; then destroyed.

Marine Corps Disbursing Officers Shortage Accounts. Retained in the Examination Division, Financial Accounts Branch, for two years after final settlement; then destroyed.

Indebtedness Cases. Retained in the Examination Division, Settlements Branch, until case is closed or declared uncollectible; then transfer the uncollectible cases to the General Accounting Office or to the member's service record book according to the disposition of each particular case. Record of Indebtedness cards are reduced to microfilm annually and retained indefinitely.

**System manager(s) and address:** Commandant of the Marine Corps (Code FDD).

Marine Corps Finance Center.
General Accounting Office.

**Notification procedure:** Information may be obtained from:

Commanding Officer
Marine Corps Finance Center
Examination Division
Kansas City, Missouri 64197
Telephone: Area Code 816-926-7853

Individual will be required to furnish name, social security number, duty status, and type of information or records required.

Same as notification.

Name, social security number, military identification card, or other appropriate identification.

**Record access procedures:** Same as notification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Marine Corps activities having the responsibility of collecting data and preparing reports and documents; Headquarters U S Marine Corps; credit unions; credit bureaus; insurance companies; courts; and financial institutions.

**Systems exempted from certain provisions of the act:** None

**MHD00001**

**System name:** Biographical Files

**System location:** Reference Section (Code HDR), History & Museums Division, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Marine Corps General Officers and those Marines considered as being or having been newsworthy.

**Categories of records in the system:** File contains biographical sketches, press releases and media clippings.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps commands, activities and organizations By officials and employees in connection with their official duties.

Department of Defense and its Components - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Officer relating to the Marine Corps.

Historical researchers-to determine accuracy of facts and provide background for correspondence and studies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, microfiche, and photographs.

**Retrievability:** Filed alphabetically by last name of subject.

**Safeguards:** Building employs security guards. Files within a vault accessible only to authorized personnel who are screened and registered prior to being granted access.

**Retention and disposal:** Files are permanent

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HD)
Headquarters, U S Marine Corps
Room 3129, Reference Section Head
Navy Annex (Federal Office Building 2)
Washington, D C 20380
Telephone: Area Code 202/694-1481/1473

**Record access procedures:** Requests from individuals should be addressed to: The Commandant of the Marine Corps (Code HDR), Headquarters U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name of the individual.

For personal visits, the individual should be able to provide some acceptable identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Newspapers, magazines, Marine Corps press releases and biographical sketches.

**Systems exempted from certain provisions of the act:** None

**MHD00002**

**System name:** Casualty Cards

**System location:** Reference Section (Code HDR), History and Museums Division, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Index cards on all individuals injured or killed from December 1941- February 1958.

**Categories of records in the system:** File Contains index cards

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees in connection with their official duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee of Congress or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Historical researchers - to verify dependent status for benefits. To verify participation in specific actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards in file cabinets

**Retrievability:** Filed alphabetically by year

**Safeguards:** Building employs security guards. Material available upon registration and presentation of valid identification.

**Retention and disposal:** Permanent

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HD)
Headquarters, U S Marine Corps



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Room 3129, Reference Section Head
Navy Annex
Washington, D C 20380
Telephone: Area Code 202/OX4-1481-1473

**Record access procedures:** Requests from individuals should be addressed to: The Commandant of the Marine Corps (Code HDR), Headquarters, U S Marine Corps, Washington, D C 20380.

Written requests for information should contain the full name of the individual.

For personal visits the individual should be able to provide current acceptable identification.

**Contesting record procedures:** The agency rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Internal Marine Corps generation by reporting

**Systems exempted from certain provisions of the act:** None

**MHD00003**

**System name:** Muster Rolls/Unit Diaries

**System location:** Headquarters Marine Corps (Code HDR). Washington, D C 20380

**Categories of individuals covered by the system:** Chronological listing of all Marine Corps units and attached personnel from 1798 to 1956. Early years are incomplete.

**Categories of records in the system:** Personnel listings and record of units for all Marine Corps units.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Historical Researchers - used in compiling and verification of unit as well as personal histories, awards, commanding officers listing and actions involving units.

Headquarters, U S Marine Corps and Marine Corps commands. activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm

**Retrievability:** Each roll contains an index as well as a numeric designator.

**Safeguards:** Building employs security guards. Material available upon registration and presentation of valid identification.

**Retention and disposal:** Permanent

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HD)
Headquarters, U S Marine Corps
Room 3129, Reference Section Head
Navy Annex
Washington, D C 20380
Telephone: Area Code 202/694-1481/1473

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HDR), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name of the individual.

For personal visits the individual should be able to provide current acceptable identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Internal generation-units involved

**Systems exempted from certain provisions of the act:** None

**MHD00004**

**System name:** Narrative Biographical Data with Photos (NAVMC Form 10573)

**System location:** Primary System - Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Marine Corps acitve duty, reserve, and retired general officers and active duty colonels who submit biographical data with photographs in accordance with existing directives.

**Categories of records in the system:** Files contain standard biographical information as listed on NAVMC Form 10573 to include: personal identification, personal data, education background, military history, medals, and decorations, combat, and chronology of Marine Corps service. A current photogtaph accompanies the file.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps, and Marine Corps Commands, Activities and organizations - To make routine news releases such as assignments and promotions; to provide background data in response to news media queries; to provide background information on the individual officer prior to speaking engagements or appearances at public events in which the officer is scheduled to appear; to provide internal release of information as required.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course or the performance of duties of the General Accounting Office relating to the Marine Corps.

News Media - To provide biographical information in response to query.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of officer.

**Safeguards:** Buildings employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Biographical information is maintained on all general officer while on active duty. When a general officer retires, the biographical data is retained for 5 years after the date of the individual officer's retirement and retained by the Historical Division (Code HD), Headquarters, U S Marine Corps, Washington, D C 20380.

Biographical files are maintained on colonels while on active duty. Upon retirement of the officer, colonel biographical files are retained by Historical Division (Code HD), Headquarters, U S Marine Corps, Washington, D C 20380.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Requests from individuals should be addressed to: The Commandant of the Marine Corps (Code PAC), Headquarters, U S Marine Corps, Washington, D C 20380.

Written requests to determine whether or not the system contains a record about an individual should contain the full name of the general officer or colonel concerned.

Visits are limited to Division of Information (Code PAC), Headquarters, U S Marine Corps, Washington, D C 20380.

For personal visits, the individual should be able to provide some acceptable identification, such as a military identification card, and give some verbal information that could be verified with his 'case' folder.

**Record access procedures:** Information may be obtained from:

The Commandant of the Marine Corps





Headquarters, U S Marine Corps, (Code PAC)
Room 113
Navy Annex
Washington, D C 20380
Telephone: Area Code 202/694-4080

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Biographical data provided by the individual general/colonel and from personnel files.

**Systems exempted from certain provisions of the act:** None

**MHD00005**

**System name:** personnel Files

**System location:** The Commandant of the Marine Corps, Headquarters Marine Corps (Code HD), Washington, D. C 20380.

**Categories of individuals covered by the system:** Informal files containing job descriptions and miscellaneous notes pertaining to employees of division.

**Categories of records in the system:** Papers in file folders

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in matters regarding their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Papers in file folders

**Retrievability:** Filed alphabetically

**Safeguards:** Building employs security guards. Information provided on a bonafide need to know basis.

**Retention and disposal:** Permanent

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HD)
Headquarters, U S Marine Corps
Room 3128, Administrative Section Head
Navy Annex
Washington, D C 20380
Telephone: Area Code 202/694-2460

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps, Headquarters Marine Corps (Code HDA), Washington, D C 20380.

For personal visits the individual must be able to provide current acceptable identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Internal file

**Systems exempted from certain provisions of the act:** None

**MHD00006**

**System name:** Register/Lineal Lists

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Lists of all active duty and retired officers from 1800 to present.

**Categories of records in the system:** Bound volume of listings which include individual's name, rank.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Historical Researchers - To determine authority of dates, names and ranks of personnel.

Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representatives of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Bound bolumes retained in library

**Retrievability:** Yearly volume listed alphabetically within ranks.

**Safeguards:** Building employs security guards. Files within a vault accessible only to authorized personnel who are screened and registered prior to being granted access.

**Retention and disposal:** Files are permanent

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HD)
Headquarters, U S Marine Corps
Room 3129, Reference Section Head
Navy Annex
Washington, D C 20380
Telephone: Area Code 202/694-1481/1473

**Record access procedures:** Requests from individuals should be addressed to: Commandant of the Marine Corps (Code HDR), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name of the individual.

For personal visits the individual should be able to provide some acceptable identification.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Internal Publication

**Systems exempted from certain provisions of the act:** None

**MHQ00001**

**System name:** Alphabetical Roster of Officers attached to HQMC in the Washington D. C. Area

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps. Washington, D C 20380

**Categories of individuals covered by the system:** An alphabetical roster of all officers attached to HQMC in the Washington D C Area

**Categories of records in the system:** Roster contains officer's name, rank, social security number, Billet T/O and phone number and office code.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their assigned duties.



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Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Book form

**Retrievability:** Alphabetical

**Safeguards:** Limited number distributed

**Retention and disposal:** The roster is published quarterly with no provisions for the destruction of old issues.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQSH)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2344

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQSH), Headquarters, U S Marine Corps Washington, D C 20380

Written request for information should contain the full name and grade of the individual

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals

**Systems exempted from certain provisions of the act:** None

**MHQ00002**

**System name:** Car Pool Locater List

**System location:** Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** A Listing of personnel actively seeking a carpool

**Categories of records in the system:** The listing contains individuals name, home address, office room number, and office telephone number

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper list

**Retrievability:** Individuals listed by address location

**Safeguards:** Encased in locked bulletin board (FOB 2).

**Retention and disposal:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code-HQSH)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2344

**Record access procedures:** request from individuals should be addressed to: Commandant of the Marine Corps (Code HQSH), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name and grade of the individual

**Contesting record procedures:** the agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals interested in joining car pools.

**Systems exempted from certain provisions of the act:** None

**MHQ00003**

**System name:** Controlled Correspondence Locator System

**System location:** Controlled Correspondence Section, Headquarters Support Division, Headquarters U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Former, Present, and future U S Marine Corps personnel who were the subject of congressional interest correspondence. Individual requesting information from the Marine Corps under the Freedom of Information Act. U S Marine Corps personnel who were the subject of correspondence referred from the Department of Defense.

**Categories of records in the system:** System contains the name of the individual, the subject of the correspondence, the action office for the correspondence, and the name of the referring official or member of Congress.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters U S Marine Corps - By officials and employees of the Marine Corps in the performance of their official duties related to the administration of controlled correspon- dence.

Headquarters U S Marine Corps - By officials and employees of the Marine Corps in the performance of their official duties related to the administration of controlled correspon- dence.

Marine Corps Commands - To administer correspondence related to controlled correspondence.

Department of Defense - To administer correspondence related to controlled correspondence.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee or any member of Congress on matters within their jurisdiction requiring disclosure of the information of the Controlled Correspondence Locator System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is stored on Electrical Automated Machine cards.

**Retrievability:** Records are accessed by name.

**Safeguards:** Building Housing System employs 24-hour security guards.

**Retention and disposal:** Records are stored for two calendar years and then destroyed.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HQSM-4)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone; Area Code 202/694-1666

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQSM-4), Headquarters, U S Marine Corps, Washington, D C 20380.

personal visits may be made to Headquarters Support Division, Headquarters, U S Marine Corps, Federal Office Building 2, Washington, D C 20380.

For personal visits the individual should be able to provide personal identification, military or civilian type.

**Contesting record procedures:** The Marine Corps rules for access to records and for contesting and appealing initial determinations may be obtained from the Commandant of the Marine Corps (Code HQSM-4), Headquarters, U S Marine Corps, Washington, D C 20380.

**Record source categories:** Individuals

Correspondence referred by third parties such as members of Congress, Secretary of Defense, and the Secretary of the Navy.

**Systems exempted from certain provisions of the act:** None





**MHQ00004**

**System name:** Courier Pass System

**System location:** Primary System - Security Branch, Joint Chiefs of Staff, Room 1E924, The Pentagon, Washington, D C

Decentralized System - Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** list contains names of all personnel assigned to Headquarters Marine Corps who are authorized to sign for message consigned to Headquarters, U S Marine Corps.

**Categories of records in the system:** List contains name, rank, social security number and security data.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch Agencies.

Courts - By officials of duly established local, state and fe&eral courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Current list filed by name in alphabetical order

**Safeguards:** Building employs civilian and military guards
list filed in locked files cabinet

**Retention and disposal:** List maintained until superseded by updated list on a monthly basis

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQS-3)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name of the individual, social security number and reason for requesting the information.

For personal visits, the individual should be able to provide some acceptable identification, that, civilian ID card or military ID card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals

Service Record Books
Officer Qualification Records

**Systems exempted from certain provisions of the act:** None

**MHQ00005**

**System name:** Directory and Locator Mail Service

**System location:** Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Locator listing of all commissioned officers attached to, on orders to and detached from Headquarters, U S Marine Corps, Henderson Hall and throughout the Washington, D C Metropolitan area. Microfiche listing of all active and retired military personnel not attached to or on orders to Headquarters Marine Corps and Henderson Hall.

**Categories of records in the system:** System contains personal identification such as last name, middle initial, rank, social security number, location, mail address and whenever practical the previous mailing address.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By designated postal clerks and mail clerks in the performance of their official duties and are the only authorized personnel to furnish directory service for insufficient and incorrect addressed mail received at this Headquarters.

Marine Corps Commands - Upon request, information pertaining to estimate date of arrival, date of departure and extract copy of orders are provided to the directory mail service of the command to which personnel is ordered to report.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties in connection with postal matters.

U S Postal Service - By duly designated Postal Officials pertaining to matters properly within the purview of the U S Postal Service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Notice of change of address cards, special orders, and assign- ment rosters are screened and information typed on visible index strips, which are kept on file. Microfiche listing are filed and utilized when required.

**Retrievability:** Records that supply information data for the directory and locator mail service are kept numerically. Change of address cards and visible index strips are arranged alphabetically regardless of rank, rate or status.

**Safeguards:** Building housing the directory and locator mail service employs 24 hour security guards. Records are maintained in area restrict- ed and accessible only to personnel who are authorized to perform Directory and locator mail service. Distribution of information from this system is restricted to authorized persons in the performance of their assigned duties, on a need-to-know basis.

**Retention and disposal:** Upon the detachment or transfer of individuals, change of address cards and visible index strips are retained for a period of six months with new forwarding address and then destroyed. Special or- ders are kept for one additional year and then destroyed. Micro- fiche listings are replaced once a month those listings that are replaced, are kept for six months and then destroyed. Directory and locator listings in the form of visible index strips of General Officers (Active/Retired) are permanent.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HQSM-1)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-1972

**Record access procedures:** Request from individuals should be addressed to: The Commandant of the Marine Corps (Code HQSM-1), Headquarters, U S Marine Corps, Washington, D C 20380.

Written requests for information should contain the individual's name, social security number, current address, official status and reason for request.

Personal visits may be made to the Registry and Accountable Mail Unit (Code HQSM-1), Headquarters, U S Marine Corps, Federal Office Building 2, Room 1309, Navy Annex, Washington, D C 20380. For Personal visits the individual should be able to provide a valid identification card.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing ini- tial determinations may be obtained from the Commandant of the Marine Corps (Code HQSM), Headquarters, U S Marine Corps, Washington, D C 20380

**Record source categories:** Each commissioned officer reporting to or departing from the Headquarters Marine Corps is required to report in person to the directory and locator mail service and provide the personal information. In addition, the NCOIC, Headquarters Marine Corps Mail Section (Code HQSM-1) insures that the necessary data required to maintain a current directory and locator mail service is provided Copies of assignment rosters, advance copies of orders, special orders, microfiche listings and change of address cards



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which insures timely and complete information are the necessary data provided for the maintenance of the directory and locator mail service.

**Systems exempted from certain provisions of the act:** None

**MHQ00006**

**System name:** Fort Ritchie Pass Roster for Headquarters, U S Marine Corps Personnel

**System location:** Primary System - Director, Intelligence and Security, Fort Ritchie, MD 21719

Decentralized System - Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Roster of all personnel assigned to Headquarters Marine Corps who possess a Fort Ritchie Pass

**Categories of records in the system:** Roster contains name, rank, sex, clearance data, pass number and telephone number at Fort Ritchie

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and it's Components - By officials and employees of the Department in the performance of their official duties.

the Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Roster list personnel by name in alphabetical order

**Safeguards:** Building employs civilian and military guards

Roster maintained in security container

**Retention and disposal:** Maintained for three month period and updated

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQS-3)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380.

Written request for information should contain the full name of the individual, social security number and reason for requesting the information.

For personal visits, the individual should be able to provide some acceptable identification, that is, civilian ID or military ID Card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Director of Intelligence and Security, Pass and ID Section, Fort Ritchie, MD 21719

Individuals

**Systems exempted from certain provisions of the act:** None

**MHQ00007**

**System name:** Headquarters, U S Marine Corps Access Strips

**System location:** Headquarters, U S Marine Corps, Code HQS-3, Washington, D C 20380

**Categories of individuals covered by the system:** Strips contain information on all personnel assigned to Headquarters Marine Corps who have access to classified material.

**Categories of records in the system:** Strips contain name, rank, social security number, work section, date and place of birth, security clearance data and access data.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and it's Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matter within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General of any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Cardboard strips on metal like clip board

**Retrievability:** Strips filed by name in alphabetical order

Strips filed by codes within Headquarters Marine Corps

**Safeguards:** Building employs civilian and military guards

Strips locked in wooden cabinet

**Retention and disposal:** Strips maintained on personnel while assigned to Headquarters Marine Corps Strips maintained for a period of two years after transfer/ discharge of individual

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQS-3)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name of the individual, social security number and reason for requesting the information

For personal visits, the individual should be able to provide some acceptable identification, that is, civilian ID card or military ID card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained form the SYSMANAGER

**Record source categories:** Individuals

Service Record Book
Officer Qualification Record
Investigative files of DIS/NIS

**Systems exempted from certain provisions of the act:** none

**MHQ00008**

**System name:** Headquarters, U S Marine Corps Emergency Recall Listing Essential Personnel

**System location:** Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** A listing of Key Personnel assigned to Headquarters, U S Marine Corps

**Categories of records in the system:** Emergency Recall contains individuals Name, Home Address, and telephone number, Billet title, Office Room number and telephone number.

**Authority for maintenance of the system:** Title 5, U S Code 301



**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Book form

**Retrievability:** Filed by billet

**Safeguards:** Limited number distributed

The recall is published semi-annually with no provisions for the destruction of old issues

**Retention and disposal:** Retain until superceded; updated semi-annually.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps. Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQSH)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2344

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQSH), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name, and grade of the individual

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals

**Systems exempted from certain provisions of the act:** None

**MHQ00009**

**System name:** Headquarters Marine Corps Locator Files

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** A Locator File of Personnel assigned to HQMC

**Categories of records in the system:** Locator files contain the following information on Officer, Enlisted, and Civilian personnel working at HQMC: name, grade, social security number Billet, Home Address and telephone number, office room number and telephone number and office code.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Strip and Card Files

**Retrievability:** Alphabetical and by Billet

**Safeguards:** Files are kept in the Military Personnel Branch office

**Retention and disposal:** Six months, until superceded.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQSH)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2344

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQSH), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name and grade of the individual

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals and Division Administrative Officers

**Systems exempted from certain provisions of the act:** None

**MHQ00010**

**System name:** Office of the Joint Chiefs of Staff Roster

**System location:** Primary system - Office of the Joint Chiefs of Staff, the Pentagon, Washington, D C

Decentralized system - Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Roster of all personnel assigned to Headquarters Marine Corps who possess a JCS Pass.

**Categories of records in the system:** Roster contains name, rank, social security number and JCS Pass Number.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For providing current pass holders information and retrieving passes on discharge/transfer of an individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Current list filed by name in alphabetical order.

**Safeguards:** Building employs civilian and military guards

Roster filed in security container

**Retention and disposal:** Maintained for a three month period and updated.

**System manager(s) and address:** Head, Headquarters Security Section, Headquarters support Division, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps
Code HQS-3
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name of the individuals, social security number and reason for requesting the information.

For personal visits, the individual should be able to provide some acceptable identification, that is, civilian ID card or military ID card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals

Security Division, Office of the Joint Chiefs of Staff, The Pentagon, Washington, D C



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**Systems exempted from certain provisions of the act:** None

**MHQ00011**

**System name:** Security Folders in Headquarters, U S Marine Corps Personnel

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Files consist of a security folder on all personnel assigned to Headquarters Marine Corps who have access to classified material.

**Categories of records in the system:** Folders contain name, social security number, rank, security clearance data, date and place of birth, height, weight, work section, access data, results of local records check with medical, company record books and Criminal Investigative Division.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justic or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Folders filed by name in alphabetical order

**Safeguards:** Building employs civilian and military guards.

Folders maintained in locked files cabinet.

**Retention and disposal:** Folders maintained on personnel while assigned to Headquarters Marine Corps

Folders maintained for a period of two years after transfer/discharge of individual.

Records destroyed by tearing up and put in trash.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQS-3)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name of the individual, social security number and reason for requesting the information.

For personal visits, the individual should be able to provide some acceptable identification, that is, civilian ID card or military card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individual

Service Record Books
Officer Qualification Records
Investigative files in DIS/NIS

**Systems exempted from certain provisions of the act:** None

**MHQ00012**

**System name:** Special Access List for Personnel of Headquarters Marine Corps.

**System location:** Commandant of the Marine Corps, Code HQS-3, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** List contains names of all personnel assigned to Headquarters Marine Corps who have access to SIOP-ESI information.

**Categories of records in the system:** List contains name, rank, clearance data and category.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by name in alphabetical order.

**Safeguards:** Building employs civilian and military guards.

Records maintained in security container.

**Retention and disposal:** Records are continuously updated with names of transferred/discharged personnel deleted.

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code HQS-3)
Headquarters, U S Marine Corps Washington, D C 20380
Telephone: Area Code 202/694-3609

**Record access procedures:** Request from individuals should be addressed to: Commandant of the Marine Corps (Code HQS-3), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name of the individual, social security number and reason for requesting the information.

For personal visits, the individual should be able to provide some acceptable identificatin, that is, civilian ID card or military ID card and give some verbal information that could be verified with his identity.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals

Service Record Books
Officer Qualification Records
Investigative files of DIS/NIS

**Systems exempted from certain provisions of the act:** NONE

**MHQ00013**

**System name:** Federal Building Number 2, (FB 2), Car Pool Locater File

**System location:** Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** A file of all personnel registered to park in FB 2 parking facilities.

**Categories of records in the system:** The contains the following information on individuals: Name, grade, social security number, Agency/Employer, Agency Code, Room Number, Office phone number, Home address; Make, Year, Color, license plate number and state of automobile.

**Authority for maintenance of the system:** Title 5, U S Code 301





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the execution of their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

the Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card File

**Retrievability:** Alphabetical

**Safeguards:** Files kept in the Military Personnel Branch Office

Information is given only to personnel working in the assignment and control of FB 2 parking facilities.

**Retention and disposal:** One month or until superceded.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code HQSH)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2344

**Record access procedures:** Requests from individuals should be addressed to: Commandant of the Marine Corps, Headquarters Marine Corps (Code HQSH), Washington, D C 20380

Written requests for information should contain the full name and grade of the individual.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Individuals within or desiring car pools.

**Systems exempted from certain provisions of the act:** None

**MIL00001**

**System name:** Assignment and Occupancy of Family Housing Records

**System location:** System is organizationally decentralized. Records are maintained at Marine Corps Installations with family housing.

**Categories of individuals covered by the system:** File contains individual's application, assignment to and occupancy history of family housing. Records include, but are not limited to information from the Manpower Management System and the Joint Uniform Military Pay System.

**Categories of records in the system:** File contains individual's application and assignment to and occupancy history of family housing.

**Authority for maintenance of the system:** Title 5 U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Installation Family Housing Offices - To obtain information in order to determine type of quarters to which individual's are to be assigned; to make assignments and to personnel who are assigned to quarters.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and on file cards.

**Retrievability:** Filed alphabetically by last name of housing occupant and in order of position on waiting list.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel; waiting lists are maintained for public inspection.

**Retention and disposal:** Records are permanent. They are retained in active file during time that personnel is residing in quarters, retained in a quarters record jacket after termination of occupancy.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, (Code LF) Washington, D C 20380

**Notification procedure:** Information may be obtained from: The Commanding Officer of the Marine Corps Installation from which family housing has been requested, assigned or vacated. Mailing addressees are as shown in the Navy Standard Distribution List (OPNAV P09B3-107).

**Record access procedures:** Requests for information from individuals should be addressed the Commanding Officer of the Marine Corps installation(s) at which the individual applied for or occupied family housing. Such requests should include name, social security number, quarters number if known, and dates of period addressed in the inquiry. Installation addresses are as reported by the Navy Standard Distribution List.

Personal visits may be made to the installation in questions any normal work day between 8:00 AM-4:30 PM. For personnel visits the individual should be able to provide valid personal identification

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Application from individual seeking family housing, Marine Corps Manpower Management System; Joint Uniform Military Pay System.

**Systems exempted from certain provisions of the act:** NONE

**MMN00001**

**System name:** Deserter Inquiry File

**System location:** Absentee and Deserter Section, Personnel Management Division, Manpower Department (Code MM), Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Marine Corps Absentees and deserters; Marines in hands of civil authorities foreign and domestic, and Marines who fail to comply with orders to new duty stations; suspected and convicted absentees and deserters who have returned to military control within the last 90 days.

**Categories of records in the system:** file contains automated records, each of which is approximately 350 characters in length. These records reflect personal identification data, absentee's current status, parent command and other pertinent information which is necessary to monitor, control and identify absentees.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Management Division - To record and monitor deserter/ absentee cases entered into the National Crime Information Center's Wanted Persons File; to monitor and assign absentees upon their return to military control; to ensure that absentees are formally charged in accordance with the Uniform Code of Military Justice prior to expiration of the Statute of Limitations; to monintor Marine absentees and deserters believed to be located in foreign countries; to monitor Marines who have failed to comply with permanent change of station (PCS) orders or orders to travel and report without escort; to insure correspondence pertaining to absentees and deserters received by the Marine Corps is processed in a timely manner; to insure that appropriate action is take within the Manpower Management System to join or drop absentees to desertion; to provide periodic management reports concerning absentees and deserters as directed by higher authority.



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Comptroller General - To respond to the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to Marine Corps Manpower Management Programs.

The Attorney General - To coordinate with the Attorney General or his authorized representatives in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice as carred out as the legal representative of the Executive Branch.

The Department of Defense - To coordinate with the other components of the Department of Defense as may be required to report, identify, apprehend and return Marine absentees and deserters to Marine Corps control.

Civilian Law Enforcement Agencies - To coordinate with appropriate State and local law enforcement agencies as may be required to report, identify, apprehend and return Marine absentees and deserters to Marine Corps control.

Courts - To respond to court orders in connection with matters before a court.

Congress of the United States - To respond to inquiries of the Senate or the House of Representatives of the United States or any committee or subcommittee thereor or any joint committee or joint subcommittee of the Congress on matters within their jurisdiction as may be requested of the Marine Corps.

Marine Corps Staff Agencies or Commands - To coordinate the identification, apprehension and return of Marine absentees and deserters in accordance with Marine Corps Manpower Management policies

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on magnetic tape and magnetic discs retained in a controlled access area at Headquarters, Marine Corps.

**Retrievability:** Records may be accessed by social security number or by use of logic sorts performed upon key fields, such as duty status, parent command, race, sex or date of absence.

**Safeguards:** Building employs security guards. Computer terminals and records are located in areas acessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are retained on file for 90 days after the individual addressed in the record is returned to military control or are seperated from the Marine Corps. After 90 days from return to military control or seperation the tapes or disks are erased.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code MM)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2927

**Record access procedures:** Requests from individuals should be addressed to: The Commandant of the Marine Corps, Headquarters Marine Corps, Code MM, Federal Office Building 2, Washington, D C 20380.

Written requests for information should contain the full name of the individual, his social security number and his signature.

For personal visits, the individual should be able to provide military identification card, drivers license or other type of identification bearing picture or signature or by providing verbal data sufficient to insure that the individual is the subject of the inquiry.

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from the Commandant of the Marine Corps (Code JA), Headquarters, U S Marine Corps, Washington, D C 20380

**Record source categories:** Infromation in the system is obtained from the Marine Corps Military Personnel Records; from the individual's commanding officer, officer-in-charge, federal, state and local law enforcement agencies, lawyers, judges, Members of Congress, relatives of the individual and private citizens.

**Systems exempted from certain provisions of the act:** None

**MMN00002**

**System name:** Listing of Retired Marine Corps Personnel

**System location:**

The Commandant of the Marine Corps
Headquarters, U S Marine Corps
Washington, D C 20380

**Categories of individuals covered by the system:** All retired members of the Marine Corps, including those former Marines in the receipt of disability benefits from the Veterans Administration.

**Categories of records in the system:** The system is a publication derived from automated sources, depicting the retiree's name, Social Security Number, mailing address and retirement component code.

**Authority for maintenance of the system:** Title 10, U S Code Section 5201

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Marine Corps - For making necessary identification of retired members in the performance of their official duties related to retirement and veterans affairs programs, benefits, entitlements, transportation, hospitalization, education, dependent affairs, etc.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly with the purview of said court.

Congress of the U S - By the Senate or House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Leatherneck Magazine and Marine Corps Gazette - For maintaining their mailing lists of subscribers to these semi-official, professional publications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Controlled distribution publication. Stock copies maintained in locker room.

**Retrievability:** Listings in alphabetical order, with officer personnel listed separate from enlisted personnel.

**Safeguards:** Building employs security guards. Distribution is strictly controlled.

**Retention and disposal:** Destroyed upon being superceded by updated annual publication.

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Request by correspondence should be addressed to the Commandant of the Marine Corps (Code MS), Headquarters, U S Marine Corps, Washington, D C 20380. The letter should contain the full name, Social Security Number and signature of the requester.

The individual may visit Headquarters, U S Marine Corps, Columbia Pike & Arlington Ridge Road, Arlington, Virginia, Room 1206. Proof of identification may consist of his active, reserve or retired identification card, his Armed Forces Report of Transfer or Discharge (DD214), his discharge certificate, his drivers license or by providing such other data sufficient to insure that the individual the subject of the inquiry.

**Record access procedures:** Information may be obtained from:

Commandant of the Marine Corps
Headquarters, U S Marine Corps
Columbia Pike & Arlington Ridge Road
Arlington, Virginia 20380
Telephone Area Code 202/694-1043

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Staff agencies and subdivisions of Headquarters, U S Marine Corps

Veterans Administration

**Systems exempted from certain provisions of the act:** None

**MMN00003**

**System name:** MANPOWER MANAGEMENT SYSTEM (MMS)

**System location:** primary System-Commanding Officer, Marine Corps Automated Services Center, 1500 East Bannister Road, Kansas City, Missouri 64131





Decentralized Segments-Commandant of the Marine Corps (Code MPI), Headquarters United States Marine Corps, Washington, DC 20380, Commanding General, Marine Corps Base, Camp Lejeune, NC 28542, Commanding General, Marine Corps Base, Camp Pendleton, CA 92055, Commanding General, Fleet Marine Force, Pacific, FPO San Francisco 96610, Commanding General, Marine Corps Recruit Depot, Parris Island, SC 29905, Commanding General, Marine Corps Recruit Depot, San Diego, CA 92140 and Commanding General, Marine Corps Base, Camp S D Butler, FPO Seattle 98773.

**Categories of individuals covered by the system:** All Marines on active duty in excess of 30 days.

**Categories of records in the system:** The MMS master files consist of a complete magnetic record for each Marine serving on active duty for a period in excess of 30 days. The procedure used to establish the initial computer record and add the individual to the Marine Corps strength is the accession process. The accession of recruits is accomplished through the Recruit Accession Management System (RAMS) The Commissioning Accession Management System (CAMS) is designed to access all officer records into JUMPS/MMS. Accession/ reaccession of all nonrecruit enlisted records is accomplished through the Headquarters Accession Management System (HAMS) at Headquarters Marine Corps. The Accession Transcription Form (ATF) is an OCR form which contains information extracted from the enlistment contract and transfer/assignment to active duty orders. The ATF is completed and processed to establish the computer record. The G-1 Manpower Management Information System (GIMMIS) consists of models and processes within MMS These models and processes support manpower planners and programmers to optimize assignments to unaccompanied overseas tours, predict enlisted population by grade and military occupational specialty (MOS) and to test various policies related to unrestricted officer promotion planning.

**Authority for maintenance of the system:** Title 37 U S Code/Title 10 U S Code Sections 5031 and 5201.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their official duties with regard to the administration and management of Marine Corps personnel assets.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Federal, State and Local Government Agencies - By officials and employeees of federal, state and local government through official request for information with respect to law enforcement, investigatory procedures, criminal prosecution, civil court action and regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tapes and disks.

**Retrievability:** Information is accessed and retrieved by name, initials and social security number. Conventional and computerized indices are required to retrieve individual records from the system.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** End calendar and fiscal year 'snap-shots' of the MMS data base are maintained indefinitely in magnetic form at Headquarters Marine Corps.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters Marine Corps. Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code MP)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3144

Information may also be obtained from the Marine Corps Automated Services Center or the satellite processing activities listed under the LOCATION paragraph above.

**Record access procedures:** Written requests from individuals should be addressed to the cognizant commanding officer of the individuals personnel reporting jurisdiction command listed under the heading LOCATION

Written request for information should contain the full name of the individual, social security number and the current address.

For personal visits, the individual should be able to provide positive personal identification such as valid military identification card, Armed Forces Report of Transfer or Discharge (DD Form 214), drivers license, etc.

**Contesting record procedures:** The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** The individual having administrative responsibility for the Marine concerned via an optically scannable form which requires a validating signature.

The responsible disbursing office via an optically scannable form which requires a validating signature.

Authorized personnel of Headquarters Marine Corps.

**Systems exempted from certain provisions of the act:** None

**MMN00004**

**System name:** Marine Corps Club and Mess Membership

**System location:** Decentralized Segments - Custody of records maintained by management personnel or organizations in which membership is available in officer and staff noncommissioned officer clubs.

**Categories of individuals covered by the system:** Officer personnel, who elect officers club membership, will be requested to provide sufficient personal information to receive club materials, i.e., club bills, calendar of events, etc., at their home or place of work.

Staff noncommissioned officer personnel, who elect staff noncommissioned officer club membership, will be requested to provide sufficient personal information to receive club materials, i.e., club bills, calendar of events, etc., at their home or place of work.

**Categories of records in the system:** A nonstandardized, locally produced record listing name, grade, service number, military and home address, and duty phone number. Some dependent information may also be provided.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Marine Corps clubs and mess management personnel routinely use personal information for billing of customers and forwarding of club related informational material to its members.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** All information of a personal nature is recorded and stored in cabinet drawers or other record keeping devices.

**Retrievability:** Is by name and/or service number.

**Safeguards:** IInclude normal security afforded unclassified file materials.

**Retention and disposal:** The data should be retained so long as the member is active and disposed of when membership is terminated.

**System manager(s) and address:** Decentralized - The local commanding officer is responsible for the operation of clubs aboard his base/activity.

**Notification procedure:** Request by correspondence should be addressed to the commanding officer of the activity having custody of the records.

**Record access procedures:** Rules of access may be obtained from the SYSMANAGER

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** All information is provided voluntarily by the individual applying for membership in a club.

**Systems exempted from certain provisions of the act:** None



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MMN00005

**System name:** Marine Corps Education Program Applicant/Participant Information File

**System location:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Marine Corps Personnel who have submitted written applications for participation in full-time education programs

**Categories of records in the system:** File contains copies of individual's application for partici- pation in an education program; copies of correspondence between Headquarters, U S Marine Corps (Code MTES) and (1) the individual applicant. (2) Headquarters, U S Marine Corps Staff Agencies, and (3) academic institutions; copies of academic transcripts; academic evaluations for participation in a program; education selection board results; and miscellaneous academic records and correspondence.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in matters relating to their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Records are maintained in file cabinets in working areas. Only authorized personnel have access. During non-working hours rooms are locked.

**Retention and disposal:** Records are maintained indefinitely

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code MTES)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-2109

**Record access procedures:** Requests from individuals should be addressed to: Commandant of the Marine Corps (Code MT), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain name of the individual, current address and telephone number, and the academic program originally requested or in which participated.

For personal visits, the individual should provide identification.

**Contesting record procedures:** rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Application and related documents including correspondence from the individual requesting and education program; correspon- dence origination in the Educational Services Branch or other Headquarters Marine Corps Staff Agencies; academic transcripts from educational institutions; and educational selection board results.

**Systems exempted from certain provisions of the act:** None

MMN00006

**System name:** Marine Corps Military Personnel Records (OQR/SRB)

**System location:** PRIMARY SYSTEM - The Commandant of the Marine Corps, Headquarters, Marine Corps, Washington, D C 20380

Decentralized Segments - Custody of the commanding officer of the organization to which the Marine officer or enlisted individual is assigned for duty or administration of official records (OQR/SRB).

Decentralized Segments - National Personnel Records Center, 9700 Page Blvd., St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Headquarters, U S Marine Corps official military personnel records on Marine officers consist of a copy of the appointment acceptance and record and all supporting documents furnished by the officer and generated by Marine Corps procurement procedures necessary to evaluate the individual for a commission in the Marine Corps or Marine Corps Reserve. The system comprises non-automated records reflecting information pertaining to a Marine officer's identification, personal history, marital and dependency status, education, aptitude testing, training, previous employment, records of civil offenses and arrests, appraisals of performance and potential, awards, duty assignments, military orders, security clearances, promotion warrants, official photographs, official correspondence, physical examinations, psychiatric evaluations, record of courts martial and other disciplinary matters, and other data needed in managing the officer personnel of the Marine Corps and Marine Corps Reserve.

Headquarters, U S Marine Corps official military personnel records on enlisted Marines consist of a duplicate enlistment contract or induction record and all supporting documents furnished by the enlisted Marine or generated by the Marine Corps recruiting procedures necessary to evaluate and approve the Marine for enlistment in the Marine Corps or Marine Corps Reserve. The system comprises non-automated records reflecting information pertaining to an enlisted Marine's identification, personal history, martial and dependency status, education, aptitude testing, training, previous employment, records of civil offenses and arrests, appraisals of performance and potential, awards, duty assignments, military orders, security clearances, promotion warrants, official photogtaphs, official correspondence, physical examinations, psychiatric evaluations, record of courts-martial and other disciplinary matters, and other data needed in managing the enlisted personnel of the Marine Corps and Marine Corps Reserve.

Officer Qualification Record (OQR) is a field record of a Marine Officer which accompanies the officer throughout the various assignments of service with the Marine Corps or Marine Corps Reserve. Maintenance and custody of the OQR rests with the commanding officer of the organization to which the Marine officer is assigned for duty or administration of records. This record consists of the original appointment acceptance and record and non-automated records reflecting information pertaining to the officer's identification, marital and dependency status, education, aptitude testing, training, awards, chronological duty assignments, military orders and memoranda, security clearance, promotions, official photographs, official correspondence, prior separation documents (DD Form 214), leave and earnings statements, periodic print-outs of automated record contents, records of courts-martial and other disciplinary matters and any local orders or memoranda necessary for utilization of the Marine officer's background and experience in accomplishing the mission of the command.

Enlisted Service Record Book (SRB) is a field record of an enlisted Marine which accompanies the enlisted Marine throughout the various assignments of service with the Marine Corps or Marine Corps Reserve, maintenance and custody of the SRB rests with the commanding officer of the organization to which the enlisted Marine is assigned for duty or administration of records. This record consists of the original enlistment contract or record of induction and non-automated records furnished by the enlisted Marine or the recruiting procedures in effecting the enlistment or induction of the Marine. This record reflects information pertaining to the Marine's identification, marital and dependency status, education, aptitude testing, training, awards, chronological duty assignments duty and conduct evaluations, security clearance, promotions, official photographs, official correspondence, prior separation documents (DD Form 214), Leave and Earnings statements, periodic print-outs of automated record content, courts-martial and other disciplinary matters, any other local military orders or memoranda necessary for the utilization of the Marine's background and experience in accomplishing the mission of the command.

**Categories of records in the system:** Headquarters, U S Marine Corps Orders, Official Military Personnel Records on Marine Officer and Enlisted are retained and maintained at Headquarters, U S Marine Corps, Washington, D C 20380 from acceptance/enlistment/induction to complete severance from the Marine Corps Reserve by retirement or discharge.





OQR/SRB's are retained and maintained by the commanding officer of the Marine Corps or Marine Corps Reserve field command to which the Marine is assigned.

**Authority for maintenance of the system:** Title 10, U S Code 5201

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Marine Corps and Marine Corps Reserve in the performance of their official duties relating to management of personnel resources; screening and Selection for promotion, training and educational programs; administration of appeals, grievances, discipline, litigations and investigations adjucation of claims, benefits and entitlements; administration and management of retirement and veterans affairs programs.

Officials and employees of other components of DoD in the performance of their official duties relating to screening and selection of members for interservice transfer; procedures for appeals for correction of service records; reviews of discharges from the service; physical evaluations; research analyses; litigations and investigations; clemency and awards reviews and evaluations.

By representatives of the Civil Service Commission in connection with evaluation of prospective federal employees.

By court order in connection with matters before a federal, state or municipal court.

By the Comptroller General or his representatives in the course of the performance of duties relating to decisions or procedures by the General Accounting Office on manpower management programs.

By agents of the Federal Bureau of Investigation, Secret Service and office of Naval Intelligence in connection with matters under the jurisdiction of these investigative bodies upon presentation of credentials.

By private organization under government contract to perform random analytical research into specific aspects of military personnel management and administrative procedures.

By investigative, security and law enforcement agents of federal agencies who have submitted written requests for access to Marine Corps military personnel records with justification thereof as pertaining to the conduct of government business under their respective jurisdictions and providing the names of specified agents having a need for such access.

By state and county law enforcement bodies processing applications for employment, when applicant have given written authorization for access to respective military personnel records.

By officials and employees of the National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132 acting as agent for HQMC in storage and processing of Marine Corps maintained by that center.

By a Marine or former Marine or such individual(s) designated by him/her in writing for whatever purpose access to or release of their respective records is desired.

By the White House, Secretary of Defense, Secretary of the Navy, and members of Congress in response to inquiries regarding individual Marines.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders in open shelf filing equipment

**Retrievability:** The records maintained at Headquarters Marine Corps (all active and reserve officer records, all temporary disability retired records, all active and organized reserve and Fleet Marine Corps reserve enlisted records of personnel joined/transferred to these components subsequent to 30 June 1974, all former Commandants, all living retired officer (who served in a General Officer grade, records of all personnel separated/retired four month s or less) are retrieved by Social Security Number (SSN) and name. Except for OQRs and SRBs of participating members, all other categories of Marine Corps military personnel records are maintained at the National Personnel Records center, St. Louis, Missouri. Those retired to St. Louis prior to 1 January 1964 and/or those with military service numbers (MSN) below 1800000 are retrieved by MSN and name. All other Marine Corps records retired to St. Louis are accessed by MSN and/or SSN, name and are assigned a Registry Number. These records are retrieved by Registry Number.

**Safeguards:** Buildings employs security guards, records are maintained in areas accessible only to authorized personnel that are properly screened cleared and trained.

**Retention and disposal:** Records are permanent. Records maintained at Headquarters Marine Corps transferred to the National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132 four months after separation, placement on the Permanent Disability Retired List, retirement, retirement from Fleet Marine Corps Reserve, death of an officer who served in a General Officer grade and former Marines no longer considered of newsworth status.

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Correspondence pertaining to records maintained by Headquarters, U S Marine Corps should be addressed to:

Commandant of the Marine Corps (Code MS)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-1043

Correspondence pertaining to records maintained by National Personnel Records Center should be addressed to:

Director, National Personnel Records Center
9700 Page Boulevard
St. Louis, Missouri 63132
Telephone: Area Code 314/268-7155

Correspondence pertaining to OQR and SRB records maintained by the respective commanding officers should be addressed to the command concerned are as shown in the Standard Navy Distribution List - Part 1 (OPNAV P09B3-107)

Correspondence should contain the full name, Sócial Security Number and signature of the requester. The individual may visit any of the above activities for review of records. Proof of identification may consist of his active, reserve or retired identification card, his Armed Forces Report of Transfer or Discharge (DD Form 214), his discharge certificate, his drivers license or by providing such other data sufficient to insure that the individual is the subject of the inquiry.

**Record access procedures:** Information may be obtained from:

Commandant of the Marine Corps (Code MS)
Headquarters, U S Marine Corps
Columbia Pike & Arlington Ridge Road
Arlington, Virginia 20380
Telephone: Area Code 202/694-1043

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Staff agencies and subdivisions of Headquarters, U S Marine Corps

Marine Corps commands and organizations
other agencies of federal, state, and local governments
Medical reports
Correspondence from financial and other commercial enterprises
Correspondence and records of educational institutions
Correspondence of private citizens addressed directly to the Marine Corps or via the U S Congress and other agencies
Investigations to determine suitability for enlistment, security clearances, and special assignments
Investigations related to disciplinary proceedings

**Systems exempted from certain provisions of the act:** None

MMN00007

**System name:** Marine Corps Motion Picture/Instructional Television (ITV) Archives

**System location:** Motion Picture and TV Archives, Marine Corps Development and Education Command, Quantico, Virginia

**Categories of individuals covered by the system:** Personnel who have been photographed while participating in Marine Corps related events.

**Categories of records in the system:** The archives contains motion picture photography and videotape footage documenting Marine Corps related events.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Material contained in the archives is used for Marine Corps reports, education programs, public information, training programs, recruiting purposes, and for general release to the public. Material is available to other DOD and Federal agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Films and videotapes are stored on film racks in film vaults.

**Retrievability:** Personnel identified in the films and videotapes are listed alphabetically in an index system.



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**Safeguards:** Film vaults are locked when not in use. Only authorized personnel have access. During non-working hours, rooms and buildings containing the films and videotapes are locked.

**Retention and disposal:** Films and videotapes are maintained indefinitely.

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code MTAV)
Headquarters, U. S Marine Corps
washington, D C 20380
Telephone: Area Code 202/433-3027

**Record access procedures:** Requests should be addressed to: Commandant of the Marine Corps (Code MTAV), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests should contain full name of the individual, current address and telephone number.

For personal visits, the individual concerned should con- tact the Head Audiovisual Branch, Training and Education Division (Code MTAV), Headquarters, U S Marine Corps, Washington, D C 20380, Telephone: Area Code: 202-433-2616

**Contesting record procedures:** Rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Material within the archives is from Marine Corps Field Motion Picture and ITV Facilities.

**Systems exempted from certain provisions of the act:** None

**MMN00008**

**System name:** Marine Corps Still Photographic Archives

**System location:** Audio-Visual Branch, Training and Education Division, Manpower Department (Code MTAV), Headquarters, U S Marine Corps, Building 159E, Washington Navy Yard, Washington, D C 20380

**Categories of individuals covered by the system:** Personnel who have been photographed while participating in Marine Corps related events.

**Categories of records in the system:** The Archives contains documentary photography of Marine Corps related events.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Material contained in the archives is used for Marine Corps reports, education programs, manuals, public infor- mation, training programs, recruiting purposes, and for general release to the public. Material is available to other DOD and Federal agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Photographic records are maintained in large Dibold file machines.

**Retrievability:** Personnel identified in the photographic records are listed alphabetically in an index system.

**Safeguards:** Photographic records are maintained in large Dibold file machines which are locked when not in use. Only authorized personnel have access. During non-working hours, rooms containing the records are locked.

**Retention and disposal:** A 25-year archives is maintained. Older records are trans- ferred to the National Archives, Washington, D C

**System manager(s) and address:** Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code MTAV)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/433-3027

**Record access procedures:** Requests should be addressed to: Commandant of the Marine Corps (Code MTAV), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests should contain full name of the individual, current address and telephone number.

For personal visits the individual should proceed to: Washington Navy Yard, Building 159E, Washington, D C

**Contesting record procedures:** Rules for access to records and for contesting contents by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** All material within the archives is from either Marine Corps Field Photographic Facilities or from Private donations.

**Systems exempted from certain provisions of the act:** None

**MMN00009**

**System name:** Military Police Information System (MILPINS)

**System location:** Automated Services Center, Marine Corps Base, Camp Pendleton, California 92055

**Categories of individuals covered by the system:** Files contain information concerning both military personnel and civilians who have come in contact with the Military Police as Victims, Suspects, or Witnesses to incidents, complaints reported to the Provost Marshal, Marine Corps Base, Camp Pendleton.

**Categories of records in the system:** Incident/Complaints reported to the Base Provost Marshal and all subjects listed on Field Interviews/Reports by the Military Police.

**Authority for maintenance of the system:** Chapter 5, 6 and 7 of the Manual for Courts-Martial and Title 10 of the U S Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representative in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes

**Retrievability:** Filed by full name or social security account number (SSAN)

**Safeguards:** Records are maintained in area accessible only to authorized personnel that are properly screened, cleared and trained. Files can only be retrieved by the Director or Assistant Director, Automated Services Center by utilizing an assigned code number.

**Retention and disposal:** 2 years and then purged

**System manager(s) and address:** Provost Marshal Marine Corps Base Camp Pendleton, California, 92055

**Notification procedure:** Information may be obtained from:

Provost Marshal
Marine Corps Base
Camp Pendleton, California 92055
Telephone Area Code 714-725-5001

**Record access procedures:** Request from individuals should be addressed to: Provost Marshal, Marine Corps Base, Camp Pendleton, California 92055

Written requests for information should contain the full name of the individual's Social Security Account Number, Date and Place of Birth.

For visits, the individual should report to Provost Marshal, Marine Corps Base, Camp Pendleton 92055

**Contesting record procedures:** The rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

**Record source categories:** Military Police Blotters and Field Interview Cards.

**Systems exempted from certain provisions of the act:** None

**MMN00010**

**System name:** Personal Affairs Branch Working Files





**System location:** Personal Affairs Branch (Code MSPA), Personnel Services Division, Manpower Department, Headquarters Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Members and former members of the Marine Corps and Marine Corps Reserve; permanently and temporarily retired members of the Marine Corps and Marine Corps Reserve; members of the Fleet Marine Corps Reserve; Federal civil service employees of the Marine Corps; and dependents, survivors or appointed agents of the foregoing. Some information about dependents and other members of families of former families of Marine Corps personnel may be included in files pertaining to the Marine. Inquiries from the general public, whether addressed directly to HQMC or received via a third party, may be retained together with information obtained in the course of completing required action or in preparing a response.

**Categories of records in the system:** Files contain information pertaining to identification; prior service; location and addresses; decedent affairs; military honors at funerals; recovery of remains; casualty notification; condolence letters to next of kin; transportation, passports and visas for next of kin of casualties medically warranted overseas; missing persons; prisoners of war; reserve disability benefits; casualty statistics; certification of eligibility for award of Purple Heart Medal; death benefits and annuity payments; official reports of casualty; certification of life insurance coverage; investigative reports; travel of dependents; reports and death certificates substantiating casualty status; intelligence reports concerning missing and captured members; prior and present martial status; dissolution of prior marriages; birth, marriage and death certificates; adoption of children; financial responsibilities; child support; claims of non-support; personal health and welfare reports; alien marriages; conduct and personal history as it pertains to marriage and its responsibilities; medical information; garnishment of pay; powers of attorney; personal financial records; police and fire reports; records of emergency data; medical care; use of exchanges, commissaries and theatres; recovery of invalid dependent identification and privilege cards; correction of naval records; defense related employment; veterans rights, benefits and privileges; Survivor Benefit Plan; preseparation counseling; civil readjustment; Retired Serviceman's Financial Protection Plan; residence; basic allowance for quarters; leave and liberty; financial assistance; extensions of emergency leave; in service FHA mortgage insurance loans; reimbursement for damage to or loss of personal property; transportation of household goods; claims against commercial carriers, insurers, and contractors; dependent identification and privilege cards; official correspondence (includes correspondence with Marine Corps commands and organizations, other Armed Services, the White House, members of Congress, Department of Defense, and other agencies of federal, state and local governments); other correspondence (including correspondence from Marines, their families, attorneys, doctors, lawyers, clergymen, administrators/executors/ guardians of estates, American Red Cross and other welfare agencies and the general public, whether addressed directly to the Marine Corps or via third parties; internal routing and processing of personal affairs matters; and records of interviews and telephonic conversations.

**Authority for maintenance of the system:** 10 U S C 1071-1087, 1441-1455, 1475-1488, 2771, 6148a, b and d; 31 U S C 240-243; 37 U S C 401 and 551, ei seq 38 U S C 765-770, 2021-2026; 42 U S C 659; 50 U S C 1436 and E O 11016.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To facilitate administration of programs concerning the personal welfare of Marines and their dependents and/or survivors to include decedent affairs; casualty reporting and notification of next of kin; transportation of household goods; travel of dependents; missing and captured personnel; reserve disability benefits; casualty statistics; death benefits and annuity payments; official reports of casualty; determination of dependency status for the purpose of travel, basic allowance for quarters and Uniformed Services Identification and Pirvilege Card entitlement; the grantin of privileges for medical care, use of commissaries, exchanges and theaters; issuance and recovery of identification cards; correction of naval records; garnishment of pay; defense related employment; veterans rights, benefits and privileges; adjudication of claims against the Government; support of dependents; personal affairs, welfare and family assistance; preseparation counseling and civil readjustment.

To facilitate preparation and maintain a record of responses to inquiries and other communications from staff sections within Headquarters Marine Corps; Marine Corps commands and organizations; other Armed Services; the White House, members of Congress; Department of Defense; other agencies of federal, state and local governments; Marines, their families, attorneys, doctors, lawyers, clergymen, administrators/ executors/guardians of estates; American Red Cross, and other welfare agencies and the general public.

To provide a record of decisions and actions taken

By officials and employees of the Marine Corps and Marine Corps Reserve in the performance of their official duties in the administration of programs relating to the personal affairs matters cited above.

By officials and employees of the Department of the Navy, Department of Defense, and other Government agencies in the performance of their official duties related to the determination of entitlement to compensations annuities, government insurance, and other rights, benefits and privileges.

By Government agencies or private organizations under Government contract to perform analytical and historical research pertaining to casualties.

By intelligence and other Government agencies assisting in the investigation of circumstances of casualty and in accounting for personnel who are deceased (body not recovered), missing, captured, or detained.

By Marines, former Marines, their next of kin (in cases of death only), or persons or organizations designated by them in writing for whatever purpose access to the record is desired.

Information obtained, developed, or processed by the Personal Affairs Branch in performing functions related to this record system may be entered into the Marine Corps Manpower Management System and the Marine Corps Military Personnel Record System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, vertical strip files, microfiche and card files stored in filing cabinets, shelves, tables and desks.

**Retrievability:** Files are accessed and retrieved by subject matter and by individual. Identification of individual is by name or social security account number.

**Safeguards:** Building is located in controlled access area with security guards on 24 hour duty. Access to information contained in the files is limited to officials and employees of Headquarters, U S Marine Corps acting in their official capacity upon demonstration of a need to know.

**Retention and disposal:** Files are retained for differing lengths of time, depending upon the purpose of the information contained therein. Death benefit data are retained for five years and then destroyed; records of emergency daa are retained until the Marine's death or separation from active duty or the active reserves; Department of Defense Reports of Casualty are retained for such period as deemed necessary, and then transferred to the Historical Division, Headquarters Marine Corps; casualty statistics and rosters, and statistical reports are retained for such period as deemed necessary and then transferred to Historical Dividion, Headquarters Marine Corps or destroyed as deemed appropriate; missing and captured personnel data and unusual miscellaneous casualty topic data are retained for such period as deemed necessary and then destroyed; files concerning depencency determination are retained for one year and then destroyed; card files concerning veterans rights, benefits and privileges are retained indefinitely or until the member and all eligible survivors are deceased; files concerning correction of naval records are destroyed upon completion of action; files regarding adjudication of claims against the Government are retained for 6 months and then destroyed; files containing information which could be considered to be of a derogatory nature are disposed of as directed by competent authority; all other files are retained for three years and then destroyed.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Correspondence pertaining to files maintained should be addressed to:

Commandant of the Marine Corps (Code MSPA)
Henderson Hall, Building 4, Room 105
Arlington, Virginia 22214
Telephone: Area Code 202/694-2371

Correspondence should contain the full name, social security account number and signature of the requestor. The individual may visit the above location for review of files. Proof of identification may consist of the active, reserve, retired or dependent identification card, the Armed Forces Report of Transfer or Discharge (DD-214), discharge certificate, driver's license, social security card, or by providing such other data sufficient to ensure the individual is the subject of the inquiry.

**Record access procedures:** Information may be obtained from:



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Commandant of the Marine Corps (Code MSPA)
Headquarters, U S Marine Corps
Henderson Hall, Building 4, Rm 105
Arlington, Virginia 22214
Telephone: Area Code 202/694-2371

**Contesting record procedures:** The agency's rules for access to files and for contesting and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Marine Corps Manpower Management System
Joint Uniform Military Pay System
Marine Corps Military Personnel Records System
Marine Corps Deserter Inquiry File
Staff Agencies and subdivisions of Headquarters Marine Corps
Marine Corps commands and organizations
Other agencies of federal, state, and local governments
Educational institutions
Medical reports and psychiatric evaluations
Financial institutions and other commercial enterprises
Civil courts and law enforcement agencies
Correspondence and telephone calls from private citizens initiated directly to the Marine Corps or via the U S Congress and other agencies.
Investigative Reports
American Red Cross and similar welfare agencies

**Systems exempted from certain provisions of the act:** None

**MMN00011**

**System name:** Source Data Automated Fitness Report System (SDAFRS)

**System location:** Personnel Management Division, Manpower Department, Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Former, present and future U S Marine Corps active duty and organized Reserve Commissioned and Non-Commissioned Officers in the rank of Sergeant and above.

**Categories of records in the system:** System contains automated records created through optical scan of Marine Corps Fitness Reports, which are evaluations of duties performed and the manner of such performance. Fitness reports represent a comprehensive portrayal of the professional qualifications, personal traits and characteristics and individual potential. Fitness reports include narrative comments, numerical grading and comparison with those peers rated by the commanding officer or other reporting senior of the individual addressed. Fitness reports contain personal identification such as name, rank, social security number, location and number of dependents, etc. in addition to individual evaluation data.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps - By officials and employees of the Marine Corps in the performance of their official duties related to the management of Marine Corps personnel through screening and selection of individuals for promotion, duty assignment, career counseling and the administration of the personnel management system.

Marine Corps Commands -To allow commanders to identify skills and experience of Marines due to report for duty with the commands during the forthcoming fiscal year.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties in connection with military personnel management, appeals and litigations related thereto.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters propoerly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files of the fitness report system.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps Manpower Management System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper original of fitness report is exposed to SDAFRS scanning and then transferred to the personnel file jacket of the individual concerned and stored within the Marine Corps Military Personnel Records Sysem.

Automated records are stored on magnetic tape

**Retrievability:** Paper original of fitness report is accessed by a combination of last name and social security number.

Automated records (magnetic tapes) are accessed by social security number.

**Safeguards:** Building housing computer employs 24 hour security guards. Access to terminal is limited to authorized personnel on a need- to-know basis. Distribution of printouts of information from the system is restricted to authorized persons in the performance of their assigned duties and destroyed after use.

**Retention and disposal:** Records, both paper and tape, are permanent. Paper records are stored in the Marine Corps Military Personnel Records System. Tape records are removed from the active file to a historical file for retention according to appropriate magnetic record retention policies.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code MM)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3122

**Record access procedures:** Requests from individuals should be addressed to: Commandant of the Marine Corps (Code MM), Headquarters, U S Marine Corps, Washington, D. C. 20380

Written requests for information should contain the individual's name, social security number, signature and the dates covered by the report(s) in question.

Personal visits may be made to Manpower Department, Headquarters, U S Marine Corps, Federal Office Building 2, Washington, D C 20380. For personal visits the individual should be able to provide personnel identification to include valid military identification or two valid civilian items of identification such as driver's license, social security card, medicare card, etc.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the Commandant of the Marine Corps (Code M), Headquarters, U S Marine Corps, Washington, D C 20380

**Record source categories:** Each officer and noncommissioned officer in the rank of sergeant and above provides the personal information on the fitness report form. The form is then submitted to the commanding officer or immediate superior (reporting senior) for completion of the evaluation portion of the form and fowarding to Headquarters Marine Corps, Washington, D C 20380

**Systems exempted from certain provisions of the act:** None

**MMN00012**

**System name:** Unit Diaries/Unit Transaction Registers

**System location:** Headquarters, U S Marine Corps, Department of the Navy, Washington, D C 20380

**Categories of individuals covered by the system:** All active duty and organized reserve members of the U S Marine Corps

**Categories of records in the system:** The Unit Diary is the machine scannable reporting document used to report events and occurrences of units, personnel actions and data relative to individuals assigned to a reporting unit of the Marine Corps and the organized Marine Corps Reserve, which documents become the input source for automated personnel accounting and pay systems.

The Unit Transaction Register is a monthly, abbreviated, microfilmed recapitulation of Unit Diary transactions by individual, by organization taken from the automated source. Information recorded in the system includes such information as to and from leave, to and from hospital, change in military occupational specialty, promotions, joinings, transfers, separations, temporary additional duty, injuries, confinements, releases from active duty, discharges, unauthorized absences and numerous other personnel and disbursing transactions.

**Authority for maintenance of the system:** Title 10, U S Code, Section 5201/Art. 0403 U S Navy Regs. (1973)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of





the Marine Corps in the performance of their official duties related to input information into the Joint Uniform Military Pay System, Manpower Mangement System and Reserve Personnel Manpower Information System; adjudication of claims, benefits and entitlements; disbursement of funds; litigations; investigations; and historical research.

Archivist of the United States as a permanent history of Marine Corps organizations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders in open-shelf filing equipment for two years after which recorded on microfilm and maintained in microfilm cabinets located in occupied or locked areas.

**Retrievability:** Filed and microfilmed by Reporting Unit Code by date of transaction and by name and social security number of respective Marines.

**Safeguards:** Building employs secuity guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. Unit Diaries are maintained in hard-copy form for a period of two years, after which they are recorded on microfilm. The microfilm negatives are retired to the Archives of the United States for permanent retention. Microfilm copies are retained for official Marine Corps use.

**System manager(s) and address:** Commandant of the Marine Corps (Code MS), Headquarters, U S Marine Corps, Washington, D C 20380

**Notification procedure:** Requests by correspondence should be addressed to: Commandant of the Marine Corps, Headquarters, U S Marine Corps Washington, D C 20380. The letter should contain the full name, social security number and signature of the requester. The individual may visit Headquarters, U S Marine Corps, Columbia Pike and Arlington Ridge Road, Arlington, Virginia, room 1206. Proof of identification may consist of his active, reserve or retired identification card, his Armed Forces Report of Transfer or Discharge (DD 214), his discharge certificate, his driver's license or by providing such other data sufficient to insure that the individual is the subject of the inquiry.

**Record access procedures:** Information may be obtained from:

Commandant of the Marine Corps (Code MS)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-1043

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Marine Corps commands and organizations

**Systems exempted from certain provisions of the act:** NONE

**MMN00013**

**System name:** Working Files, Personnel Management Division, Manpower Department, Headquarters Marine Corps

**System location:** Headquarters, U S Marine Corps, Washington, D C 20380

**Categories of individuals covered by the system:** Members of the U S Marine Corps and Marine Corps Reserve; former members of the Marine Corps and Marine Corps Reserve; retired and temporarily retired members of the Marine Corps and Marine Corps Reserve; members of the Fleet Marine Corps Reserve; and applicants for entry into the Marine Corps or Marine Corps Reserve.

Military personnel, federal employees, and dependents who apply through the Marine Corps for no-fee passports for official travel to countries requiring a passport.

Dependents of Marines and other family members with respect to matters pertaining to the individual Marine, former Marine or applicant.

**Categories of records in the system:** File contains informaton pertaining to identification, recruitment, enlistment, commissioning, prior service, civilian employment, letters of reference, education, training, qualifications, intelligence and aptitude testing, classification, assignment, location addresses, promotions, reductions in rank, proficiency, conduct, performance of duty, discipline, offenses and punishments under the Uniform Code of Military Conduct, courts-martial, personal history, investigations, security clearances, police and court records, civil arrests and convictions, birth and marriage certificates, divorce and other decrees, financial responsibility and letters of indebtedness, marital status, dependents, families' citizenships, passports and visas, travel and travel orders, leave records, transportation of dependents and household goods, pay records, claims against the government, decorations and awards, commendations, medical records to include psychiatric evaluations, disability proceedings, separation and retirement, official correspondence (includes internal Marine Corps and Department of the Navy correspondence, as well as correspondence with the Executive, Legislative, and Judicial Branches of federal, state and local government) and other correspondence (includes correspondence from Marines, their dependents and families, attorneys, doctors, educators, clergymen and members of the general public whether addressed directly to the Marine Corps or via third parties, (president, congressmen, etc.).

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Management Division, Manpower Department, Headquarters Marine Corps - To facilitate personnel management actions and decisions related to recruitment, enlistment, commissioning, testing, training, classification, assignment, transfer (including humanitarian), travel order issuance, passport application, promotion, reenlistment, retention on active duty, augmentation from reserve to regular status, recovery of absentees and deserters, investigations, correction of records, dependency, status, disability proceedings, separation (including hardship discharge), transfer to the Fleet Marine Corps Reserve and retirement.

Marine Corps Commands - By officials and employees of the Marine Corps in the execution of their official duties related to personnel management actions and decisions in support of pursuit of actions cited for the Personnel Management Division above. Such actions can include administration of requests, appeals, grievances, discipline and litigations; administration of benefits and entitlements; management and administration of retirement and veteran's affairs programs; responses to inquiries and correspondence; and the counseling of individual Marines regarding such matters as their performance records and career opportunites.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties in connection with military personnel management, appeals and litigations related thereto.

The Attorney General of the U S - By officials and employees of the Office the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress of subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files of the system.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps Manpower Management System.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files as represented by card files, strip files, microfiche computer printouts from the Manpower Management System or the Joint Uniform Military Pay System and file folders. Files are stored in filing cabinets, on shelves and on tables in controlled access areas.

**Retrievability:** Files are accessed and retrieved by subject and by the name and social security number.

**Safeguards:** Buildings where files are stored and maintained employs 24 hour security guards. Records are further stored in areas of controlled access and handled by personnel with a need-to-know basis in the execution of their official duties.

**Retention and disposal:** Files are retained for differing lengths of time, depending upon the purpose of the information contained therein. Promotion data is retained three years, then transferred to Historical Division, Headquarters Marine Corps. Passport data is retained six years, then destroyed. Enlisted assignment data is retained two years, then destroyed. Certain officer assignment data is destroyed when the officer is released from active duty. Disability



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retirement data is retained two years from the date of removal of the individual from the Temporarily Disability Retirement List, then destroyed. Retirement correspondence is retained for one year following individual's retirement. Retirement files are retained until the individual's death. All other files are retained three years, then destroyed.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Information may be obtained from:

Commandant of the Marine Corps (Code MM)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-3122

**Record access procedures:** Requests from individual's may be addressed to: Commandant of the Marine Corps (Code MM), Headquarters, U S Marine Corps, Washington, D C 20380

Written requests for information should contain the full name of the individual and his social security number or former military service number. The following information will also be helpful in locating some records: military rank and occupational specialty, dates and places of service, and any special correspondence previously received or sent.

For personel visits, the individual may visit the Personnnel Management Division, Headquarters, U S Marine Corps, Federal Office Building 2, Washington, D C 20380

For personal visits, the individual should be able to provide personal identification to include valid military or dependent identification card or two valid civilian items of identification such as drivers license, social security card, medicare card, etc.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from Commandant of the the Marine Corps (Code M), Headquarters, U S Marine Corps, Washington, D C 20380

**Record source categories:** Information in the system is obtained from the Marine Corps Manpower Management System; the Joint Uniform Military Pay System; Marine Corps Military Personnel Records to include the Service Record Book and Officer Qualification Record; Military Medical Records; Marine Corps Deserter Inquiry File; staff elements and subdivisions of Headquarters Marine Corps; Marine Corps field commands, organizations, and activities; other components of the Department of Defense; agencies of federal, state, and local government, to include: civil courts and law enforcement, previous employers; financial institutions and commercial enterprises; educational institutions; private citizens provided as character references by the individual; investigations related to disciplinary proceedings; and correspondence of private citizens addressed directly to the Marine Corps or via third parties such as members of Congress and other governmental agencies.

**Systems exempted from certain provisions of the act:** NONE

**MRS00001**

**System name:** Reserve Personnel Management Information System (REPMIS)

**System location:** Primary System - Marine Corps Automated Services Center, 1500 East Bannister Road, Kansas City, Missouri 64131

Decentralized Segments - Input to the system is limited to the unit diary submission of the Marine Corps Reserve unit to which the individual is assigned for administration. Output from the system is available at the following locations: Department of Defense, Headquarters Marine Corps, 4th Marine Division, 4th Marine Aircraft Wing, the sixth Marine Corps District Headquarters and the Marine Corps Reserve unit to which the individual is assigned. Addresses of each Distribution List (OPNAV-09B3-107).

**Categories of individuals covered by the system:** Marine Corps Reservists in the Selected, Individual Ready, Standby, and Fleet Marine Corps Reserve categories.

**Categories of records in the system:** File contains the master personnel records to include personal identification, education, training, military occupational specialties, contractual agreements, and other data required for effective personnel management and administration.

**Authority for maintenance of the system:** Title 5, U S Code 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in the execution of their official duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee or joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Information is contained on magnetic tapes and discs.

**Retrievability:** Information is retrieved by social security number

**Safeguards:** Records are maintained in facilities accessible only to authorized personnel that are properly screened, and trained.

**Retention and disposal:** Records are retained for six months after separation of the individual Marine reservist. After six months, records are transferred to Federal Records Center for historical retention.

**System manager(s) and address:** The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

**Notification procedure:** Information may be obtained from:

The Commandant of the Marine Corps (Code RES)
Headquarters, U S Marine Corps
Federal Office Building 2
Washington, D C 20380
Telephone: Area Code 202/694-1842

**Record access procedures:** Requests from individuals should be addressed to: The Commandant of the Marine Corps (Code RES), Headquarters, U S Marine Corps, Washington, D C. 20380

Written requests for information should contain the individual's full name, social security number and signature.

For personal visits, the individual should be able to provide some acceptable identification such as military identification card, driver's license or other type of identification bearing picture and signature to insure the individual is the subject of the inquiry.

**Contesting record procedures:** The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The individual having administrative responsibility for the Marine.

The Marine Corps Reserve Forces Administrative Activity.
Authorized personnel of Headquarters Marine Corps.
Systems interface with active force joint uniform military pay system/manpower management system.
Educational Institutions.

**Systems exempted from certain provisions of the act:** None

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION





A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**N00011 C01**

**System name:** Correspondence files

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** These are files kept by subject, name of correspondent (Congressman, contractor, other member of public, etc.,) or name of recipient.

**Categories of records in the system:** Incoming and outgoing correspondence and related material.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to 'follow-up' on previous correspondence, for reference purposes, to assure consistency of policy, and for other official Navy business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case Number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 C02**

**System name:** Vehicle Control System

**System location:** Organizational elements of th Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** All individuals that have vehicles registered at a particular Navy installation; and all individuals who apply for Government Motor Vehicle Operator's License.

**Categories of records in the system:** Alphabetical file of each individual who have vehicles registered or who have applied for a Government Motor Vehicle Operator's License. Files kept by month, individual's name, date of birth, SSN, height, weight, hair and eye color, place of employment, driving record, license number, etc.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as a car pool locator, vehicle registration, parking control system, insurance verification system to verify issue of license when individual has lost his or her operator's card, and may be referred to by security or safety officials to determine individual's previous driving record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concern, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 C03**

**System name:** Special Membership Listing of the Organizational Recreation Association

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** This file records the name of all members who join the particular ship or activity recreation association. Also crossfiled by number of membership card.

**Categories of records in the system:** This record lists the names, internal codes, room and telephone numbers of each membership card and dates purchased.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To indicate income from sale of membership cards; to provide an audit trial for the auditors; and to confirm membership, upon request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concern, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 C04**

**System name:** Organization Locator and Social Roster

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** All military and civilian personnel employed at a particular Navy ship or activity.

**Categories of records in the system:** File cards or strips kept for all military and/or civilian personnel located at an individual Navy ship or activity.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For locating individuals on routine and emergency matters. Often used for mail distribution, for forwarding addresses, and as a recall list. Also, may be used as a social roster for social reference for various official and non-official functions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.



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**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to record may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 J01**

**System name:** Administrative Personnel Management System

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Assigned civilians, military, and contract employees.

**Categories of records in the system:** Identification, location, routine and emergency assignments, clearance, educational and experience characteristics, travel, and other data needed for personnel, line, and security management.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of rosters and locators, contact with appropriate personnel in emergencies, continuity of operations planning and execution, determination of clearance for access control, budget and manpower control, minority and occupation statistics, labor costing, customer billing, watch bill preparation, civilian grade control, and similar administrative uses requiring personnel information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 J02**

**System name:** Access control system

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Individuals considered or seeking consideration for access to space under the control of the Department of the Navy.

**Categories of records in the system:** Visit requests for permission to transact commercial business, barring lists and letters of exclusion, badge and pass issuance records.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Maintenance of all aspects of proper access control, replacement of lost badges, retrieval of passes upon separation, maintenance of visitor statistics and background information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 J03**

**System name:** Base Security Incident System

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Individuals involved in or witnessing incidents requiring the attention of base security personnel.

**Categories of records in the system:** Incident/complaint report, investigator's report, witness statement, narcotics report, traffic accident report, traffic violation record, driving record, traffic court file, citations to appear before U. S. Magistrate.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evidence in Uniform Court of Military Justice and Title 18 USC 1382 Proceedings; Criminal investigation; provided to state or federal law enforcement agencies including Naval Investigative Service, Defense Investigative Service, and Federal Bureau of Investigation for further criminal investigation or court action; used by command legal personnel for prosecution of military offenses and other administrative action; support of insurance claims and civil litigation, revocation of base driving privileges.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00011 J04**

**System name:** Weapons Registration

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Individuals registering firearms or other weapons with station security officers.

**Categories of records in the system:** Weapon registration records, weapon permit records.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assure proper control of weapons on Naval installations and to monitor and control purchase and disposition of weapons.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 J05**

**System name:** Security inspection and violation system

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Individuals involved in security violations.

**Categories of records in the system:** Security violation reports, security inspection reports.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to identify problem areas in security indoctrination, alert command management officials to areas which present larger than normal security problems and identify personnel who are cited as responsible for non-compliance with procedures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, other records of the activity, investigators, witnesses, correspondents.

**Systems exempted from certain provisions of the act:** None

**N00011 J06**

**System name:** Blood Donor Program Files

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Personnel donating blood or seeking replacement of blood.

**Categories of records in the system:** Blood donation records. Blood replacement requirement records.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Emergency blood request by blood type, recognition and identification of donors, and replacement of blood provided to cover individuals. Records are available to American Red Cross.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** American Red Cross, blood donors, hospitals, persons seeking replacement of blood.

**Systems exempted from certain provisions of the act:** None

**N00011 J07**

**System name:** Combined Federal Campaign

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** All assigned personnel.

**Categories of records in the system:** Extracts from payroll systems and administrative personnel management systems. Contributor cards.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Management of Combined Federal Campaign. Data released to campaign coordinators.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Payroll files, administrative personnel files, contributors.

**Systems exempted from certain provisions of the act:** None

**N00011 J08**

**System name:** Pet Registration

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Owners of pets residing on Naval property.

**Categories of records in the system:** Owner's name and pet tag.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide for registration of pets to ensure appropriate innoculations and assist in the identification of rightful owners.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.



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**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Veterinary records and statements provided by pet owners.

**Systems exempted from certain provisions of the act:** None

**N00011 J09**

**System name:** Administrative Civilian Personnel Management System

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Civilian employees, including intermittents and consultants, and applicants for civilian employment.

**Categories of records in the system:** Identification, location, routine and emergency assignements, clearance, educational and experience characteristics, travel, retention group, grade and series, retirement category, pending actions, awards, property custody, personnel action dates, physical handicaps and health data, veterans preference, mutual aid assosication membership, union membership, qualifications, and other data needed for personnel, line, and security management.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of rosters and locators; contact with appropriate personnel in emergencies; determination of clearance for access control; budget and manpower control; minority, employment, and occupation statistics; labor costing; projection of retirement losses; control of personnel actions; employment verification to requesting banking, rental, and credit organizations; travel claim control; name change location; checklist prior to leaving activity; payment of mutual aid association benefits; employee assessment; training management; qualifications determinations; and similar administrative uses requiring personnel information. Used by Navy officials who have need of the information in the performance of their duties and by representatives of the Civil Service Commission, the Comptroller General, the General Services Administration, the Attorney General, labor organizations with exclusive recognition, the Senate and the House of Representatives and their committees and subcommittees, and arbitrators and hearing examiners for greivances and appeals. In some cases, contractors are used in processing this data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, card files, punched cards, magnetic tape, magnetic disc.

**Retrievability:** Name, SSAN, Case number, organization.

**Safeguards:** Access provided on a need to know basis only. Locked and/or guarded office.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding officer of the activity in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual, employment papers, other records of the organization, official personnel jackets, supervisors, official travel orders, educational institutions, applications.

**Systems exempted from certain provisions of the act:** None

**N00013 O**

**System name:** Roster, Naval Reserve Law Companies

**System location:** Office of the Judge Advocate General (Code 62) Department of the Navy, Washington, D.C. 20370

**Categories of individuals covered by the system:** Listing of law program officers in Naval districts having cognizance over Reserve affairs; listing of Naval Legal Service Offices; listing of the staff of the Director, Naval Reserve Law Programs; listing of Naval Reserve Law Company commanding officers; and listing of members of the law companies.

**Categories of records in the system:** Roster contains names and locations of personnel associated with Naval Reserve Law Programs; names of members of law companies, social security number, rank, home and office addresses, name of spouse, and telephone numbers.

**Authority for maintenance of the system:** 10 USC 806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The roster is issued for the purpose of facilitating and promoting liaison between Naval Reserve Law Companies, law program officers, the Director, Naval Reserve Law Programs, and his staff, and the Navy's legal assistance program. It is an essential publication for use by legal assistance officers throughout the Navy. It apprises Naval Reserve officers of the locations of Reserve units in order that they may participate in the Reserve Law Programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** By names of members and location of Reserve units.

**Safeguards:** Records are available only to authorized persons having a need to know. Records are retained in a room which is locked upon the close of business, and which has the protection of security guards.

**Retention and disposal:** Rosters are retained for approximately two years and destroyed when a new edition is published.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Reserve Personnel) Department of the Navy, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER

**Record access procedures:** Requests should be addressed to the SYSMANAGER

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Information is received from Reserve officers who participate in the Naval Reserve Law Programs.

**Systems exempted from certain provisions of the act:** None

**N00013 R**

**System name:** JAG Corps Officer Personnel Information

**System location:** Office of the Judge Advocate General (Code 61), Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** Active Duty Officers in the Judge Advocate General's Corps, Active Duty Officers in the Law Education and Excess Leave Programs

**Categories of records in the system:** Name, DOB, SSAN, USN/USNR, Desig, Rank, State bar membership and year admitted, wife's name, No. of dependents, lineal listing by year group, duty assignment, arrival and rotation dates, release date if applicable.

**Authority for maintenance of the system:** 10 USC 5806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office use required for personnel management of Navy JAG Corps personnel as the Judge Advocate General is statutorily required to make recommendation on the assignment of all active duty JAG Corps officers. Use is required to determine qualification of an officer to receive a JAG Corps designation and to be certified as a trial or defense counsel. Use is further required to determine the rotation dates and release from active duty dates of JAG Corps officers as well as the date new officers will be available for duty. This information is then utilized to prepare JAG Corps strength plans for submission to OPNAV. Use is also required to obtain an officer's preference for duty assignment as well as eligibility for consideration for post-graduate education and overseas assignments. Certain of this information is promulgated to all active-duty JAG Corps officers in a semi-annual publication known as the Directory of Navy Judge Advocates. The information is promulgated for informational purposes so that officers can determine what positions (billets) might be available should they desire rotation.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer strips kept on a strip file (wheel) and paper records kept in a folder identified by the officer's name, kept in file cabinets.

**Retrievability:** By officer's name, folders are filed alphabetically.

**Safeguards:** Records are kept within the JAG Corps personnel office. Office is locked at close of business. No one outside of JAG Corps personnel office is authorized access. Individuals authorized access are the officers (5) and clerical personnel (5) who work with these records on a daily basis. Buildings employ security guards.

**Retention and disposal:** Upon release from active duty, records are kept three years and then destroyed. Upon retirement from active duty, records are maintained indefinately.

**System manager(s) and address:** Deputy Assistant Judge Advocate General, (Reserve Personnel) Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER.

Personal visits may be made to the JAG Personnel Office, Room 2433, Navy Annex, Washington, D.C. 20370.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information submitted by the officer upon his successful completion of law school and admission to the bar, orders to active duty and subsequent transfer orders, computer strips provided by the Bureau of Naval Personnel on all active duty officers.

**Systems exempted from certain provisions of the act:** None.

**N00013 1**

**System name:** General court-martial records of trial.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D. C. 20370. Records, three years old or older, are stored at the Federal Records Center, Suitland, Maryland 20409.

**Categories of individuals covered by the system:** Active duty Navy and Marine Corps personnel tried by general court-martial.

**Categories of records in the system:** General court-martial records of trial.

**Authority for maintenance of the system:** 10 USC 865 and 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public Record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Files are kept by Navy court-martial number and each case is cross-referenced by an index card which is filed in alphabetical order according to the last name of the individual concerned.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for three years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct control is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D. C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D. C. 20370, by written request stating full name, and date of trial of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Proceedings by a general court-martial.

**Systems exempted from certain provisions of the act:** NONE

**N00013 11**

**System name:** Determinations on Origins of Disabilities For Which Military Members Have Retired

**System location:** Office of the Judge Advocate General (Code 13), Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Retired or former members of the Navy or Marine Corps who have been placed on the Temporary Disability Retired List or Permanent Disability Retired List and who have subsequently obtained or applied for Federal civilian employment.

**Categories of records in the system:** Requests originated by individuals concerned or any federal agencies employing such individuals; Bureau of Medicine and Surgery historical narratives and opinions concerning the origins of disabilities of individuals on whom determinations have been requested; copies of Judge Advocate General determinations; and related correspondence.

**Authority for maintenance of the system:** 5 U.S.C. 3502(a), 6303(a), 8332(c);

5 U.S.C. 301;
44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used as the basis for determinations concerning the eligibility of individuals of the above-described category to certain benefits connected with Federal civilian employment available to those disabled in combat with enemies of the United States or having disabilities caused by instrumentalities of war during periods of war. Determinations are rendered, upon request, to any Federal agencies employing members who retired from the naval service for disability.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in file folders.

**Retrievability:** By name of individual requesting relief.

**Safeguards:** Files are maintained in file cabinets under the immediate control of the Finance Branch secretary in an office space which is locked when unattended. Office is located within a guarded compound in which personnel screening and visitor controls are in force outside normal working hours.

**Retention and disposal:** Records are permanent and are retained indefinitely in the Office of the Judge Advocate General.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained by written request to the SYSMANAGER stating the full name of the individual concerned and the approximate date on which relief was requested. Visits may be made to the Administrative Law Division, Office of the Judge Advocate General, room 2511, Navy Annex, Arlington, Virginia. Armed Forces identification card or State driver's license is required for identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employment information in the system is submitted by the individuals concerned or the Federal agencies employing them. Medical information in the system is obtained from the individuals' medical records, physical evaluation board records, and service records.

**Systems exempted from certain provisions of the act:** NONE

**N00013 12**

**System name:** Relief of Accountable Personnel From Liability For Losses of Public Funds

**System location:** Office of the Judge Advocate General (Code 13), Navy Department, Washington, D.C. 20370.



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**Categories of individuals covered by the system:** Accountable Navy and Marine Corps military and civilian disbursing personnel and collection agents who request relief from liability for losses of public funds in their custody.

**Categories of records in the system:** Copies of requests submitted by individuals of the above-stated category for grant of relief from liability, together with information voluntarily furnished by the affected individuals concerning the circumstances of losses of funds in their custody, and additional information derived from investigatory and audit reports and comments of forwarding endorsers concerning circumstances of losses.

**Authority for maintenance of the system:** 31 U.S.C. 95a., 82a-1, 82a-2;
5 U.S.C. 301
44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used as the basis for determinations within the Department of the Navy and the U.S. General Accounting Office as to whether the circumstances of particular losses of public funds warrant granting accountable individuals' requests for relief from liability.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in file folders.

**Retrievability:** By name of individual requesting relief.

**Safeguards:** Files are maintained in file cabinets under the immediate control of the Finance Branch secretary in an office space which is locked when unattended. Office is located within a guarded compound in which personnel screening and visitor controls are in force outside normal working hours.

**Retention and disposal:** Records are permanent and are retained indefinitely in the Office of the Judge Advocate General. However, after three years, name indexes are destroyed, eliminating the capability for retrieval by the names of individuals. Thereafter, they are retrievable only by topical indexes arranged according to the legal issues involved.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained by written request to the SYSMANAGER stating the full name of the individual concerned and the approximate date on which releif was requested. Visits may be made to the Administrative Law Division, Office of the Judge Advocate General, room 2511, Navy Annex, Arlington, Virgina. Armed Forces identification card or State driver's license is required for identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in the system is furnished partly by the individual requesting relief, and is supplemented by reports of Department of the Navy audits and investigations pertaining to the particular losses of funds involved. Additional amplifying information is typically furnished by officers forwarding requests to the Secretary of the Navy.

**Systems exempted from certain provisions of the act:** NONE.

**N00013 13**

**System name:** Conflicts of interest and employment activities.

**System location:** Office of the Judge Advocate General (Code 13), Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Active duty, reserve, or retired military personnel and present and former civilian employees of the Navy or Marine Corps who, by reason of their own inquiries or inquiries or complaints of Department of the Navy or other Federal officials or other appropriate persons, have been the subject of correspondence with the Judge Advocate General concerning the legality of outside Federal, State, or private employment or financial interests, dual Federal employment, post-retirement employment, defense related employment, or foreign employment; acceptance of gifts, gratuities. or benefits from Government contractors, foreign governments, or other sources, or other possible violations of Federal conflicts-of-interest or standards-of-conduct laws or regulations.

**Categories of records in the system:** Correspondence from, to, or concerning, individuals of the abovestated category regarding thier current, past, or prospective outside Federal, State, or private employment; defense-related employment; post-retirement employment; foreign employment; dual Federal employment; acceptance of gifts, gratuities, or benefits from Government contractors, foreign governments, or other questionable sources; or other possible violations of conflicts-of-interest or standard-of-conduct laws or regulations. Additionally, such records sometimes include copies of statements of employment submitted by retired military personnel to the Navy Finance Center and referred to the Judge Advocate General for review and further action, and copies of investigative reports concerning suspected violations of pertinent laws or regulations.

**Authority for maintenance of the system:** 5 U.S.C. 3326, 5532; 10 U.S.C. 973, 974, 1032, 6223;
18 U.S.C. 202, 203, 205, 207, 209, 219, 281, 283;
37 U.S.C. 801;
U.S. Const., Art. I, 9, cl 8;
5 U.S.C. 301;
44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used as the basis for advisory opinions on the legality of employment activities, financial interests, and the related conflicts-of-interest and standards-of-conduct questions described above. Information may be furnished to other components of the Department of Defense, the U.S. General Accounting Office, the Department of Justice, and the Civil Service Commission in instances of suspected violations of pertinent laws or regulations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in file folders.

**Retrievability:** By name of individual requesting relief.

**Safeguards:** Files are maintained in file cabinets under the immediate control of the Finance Branch secretary in an office space which is locked when unattended. Office is located within a guarded compound in which personnel screening and visitor controls are in force outside normal working hours.

**Retention and disposal:** Records are permanent and are retained indefinitely in the Office of the Judge Advocate General. However, after five years, name indexes are destroyed, eliminating the capability for retrieval by the names of individuals. Thereafter, they are retrievable only by topical indexes arranged according to the legal issues involved.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained by written request to the SYSMANAGER stating the full name of the individual concerned. Visits may be made to the Administrative Law Division, Office of the Judge Advocate General, room 2511, Navy Annex, Arlington, Virginia. Armed Forces identification card or State driver's license is required for identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information in the system is furnished partly by the individual requesting relief, and is supplemented by reports of Department of the Navy audits and investigations pertaining to the particular losses of funds involved. Additional amplifying information is typically furnished by officers forwarding requests to the Secretary of the Navy.

**Systems exempted from certain provisions of the act:** NONE.

**N00013 17**

**System name:** Summary court-martial and non-bad conduct disch spec court-martial--Navy and Marine Corps

**System location:** Records are retained for two years after final action by appropriate officers having supervisory authority over shore activities. Records are retained for three months after final action by appropriate officers having supervisory authority over fleet activities, including Fleet Air Wings and Fleet Marine Forces. After the two years or three month retention period, as appropriate, the records are transferred to the National Personnel Records Center, GSA (Military Personnel Records), 9700 Page Boulevard, St. Louis, Missouri 63132.





**Categories of individuals covered by the system:** Navy and Marine Corps enlisted personnel tried by summary courtmartial or by special court-martial which did not result in a bad conduct discharge.

**Categories of records in the system:** Summary court-martial and non-bad conduct discharge special court-martial records of trial.

**Authority for maintenance of the system:** 10 U.S.C. 865, 5 U.S.C. 301, and Manual for Courts-Martial, 1969 (rev.), paragraph 94b.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Type of court-martial, date, command which convened the court-martial, name of individual defendant, and command which completed the supervisory authority's action.

**Safeguards:** Records are maintained in file cabinents and other storage devices inside buildings which are secured after regular office hours.

**Retention and disposal:** Records are retained for two years after final action by officers having supervisory authority over shore activities, and for three months by officers having supervisory authority over fleet activities. At the termination of the appropriate retention period, records are forwarded for storage to the National Personnel Records Center, GSA (Military Personnel Records), 9700 Page Boulevard, St. Louis, Missouri 63132. Records are destroyed 15 years after final action has been taken.

**System manager(s) and address:** Records of all trials by courts-martial in the naval service are under the overall policy supervision of the Judge Advocate General of the Navy, Department of the Navy, Washington, D.C. 20370. Direct control is exercised by the officer having supervisory authority over records in his possession, and by the Deputy Assistant Judge Advocate General (Military Justice), Department of the Navy, for records in storage.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Department of the Navy, Washington, D.C. 20370, by written request including the full name of the individual concerned, the type of court-martial (summary or special), the name of the command which held the court-martial, and the date of the court-martial proceedings. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Proceedings of summary courts-martial and special courts-martial which did not result in a bad conduct discharge.

**Systems exempted from certain provisions of the act:** None.

**N00013 2**

**System name:** Special court-martial resulting in bad conduct discharge or concerning commissioned officers.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D. C. 20370. Records, three years old or older, are stored at the Federal Records Center, Suitland, Maryland 20409.

**Categories of individuals covered by the system:** Navy and Marine Corps personnel tried by special court-martial and awarded a bad conduct discharge, and all Navy and Marine Corps commissioned officers tried by special court-martial.

**Categories of records in the system:** Special court-martial which resulted in a bad conduct discharge, or involving commissioned officers.

**Authority for maintenance of the system:** 10 USC 865, 5 USC 301 and Manual for Courts-Martial, 1969 (Rev.), paragraph 94b.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public Record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Files are kept by Navy court-martial number and each case is cross-referenced by an index card which is filed in alphabetical order according to the last name of the individual concerned.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for three years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct control is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D. C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D. C. 20370, by written request stating full name, and date of trial of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Special court-martial proceedings.

**Systems exempted from certain provisions of the act:** NONE.

**N00013 3**

**System name:** Article 138 complaint of wrongs.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Complaints, three years old or older, are stored at the Federal Records Center, Suitland, Maryland 20409.

**Categories of individuals covered by the system:** Active duty Navy and Marine Corps personnel who have submitted complaints of wrong pursuant to Article 138, UCMJ, which have been forwarded to the Secretary of the Navy for final review of the complaint and the proceedings had thereon.

**Categories of records in the system:** The complaint and all proceedings had thereon.

**Authority for maintenance of the system:** Article 138, Uniform Code of Military Justice, (10 U.S.C. 938).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** No routine use after complaint is resolved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Files are kept in alphabetical order according to last name of the individual concerned.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on officiel business and authorized visitors.

**Retention and disposal:** Complaints are maintained in office for three years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct control is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request to the Judge Advocate General stating full name and the approximate date the complaint was submitted for review if known. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.



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**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The records are comprised of the following source materials: (1) complaint of wrongs; (2) results of examination into complaint of wrongs by the general court-martial authority; and (3) final review action by the Secretary of the Navy.

**Systems exempted from certain provisions of the act:** None.

**N00013 4**

**System name:** Article 69 petitions.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Petitions three years old or older are stored at the Federal Records Center, Suitland, Maryland 20409.

**Categories of individuals covered by the system:** Navy and Marine Corps personnel who were tried by courts-martial which were not reviewed by the Navy Court of Military Review and when such service member has petitioned the Judge Advocate General pursuant to Article 69, Uniform Code of Military Justice, for review.

**Categories of records in the system:** Files contain individual service member's petition together with all forwarding endorsements and copy of action taken by the Judge Advocate General with supporting memorandum.

**Authority for maintenance of the system:** Article 69, Uniform Code of Military Justice (10 USC 869).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Public record.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Records are maintained in chronological calendar order with alphabetical cross-referencing system.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel of official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for three years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, if the overall policy official but direct control is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request to the Judge Advocate General stating full name of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** The records are comprised of the following source materials: (1) petitions for relief, (2) forwarding endorsements thereon by petitioner's commanding officer and convening/supervisory authorities of court-martial (above information is omitted if petitioner is former service member), and (3) action of the Judge Advocate General on petition.

**Systems exempted from certain provisions of the act:** None.

**N00013 5**

**System name:** Court-martial statistics.

**System location:** Magnetic tape held at Naval Command Systems Support Activity, Production Code 60.1, room 4002, building 196, Washington Navy Yard, Washington, D.C. 20360. Source document (NAVJAG 5813/1) held in Promulgation and Statistics Branch, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Navy and Marine Corps personnel tried by general courts-martial and by special courts-martial when the special court-martial sentence as finally approved includes a punitive discharge.

**Categories of records in the system:** Court-martial information on special courts-martial if sentence as finally approved includes a punitive discharge and all general courts-martial including name, social security number, pleas, convening authority action, supervisory authority action, and Court of Military Review action. Information available from 1970 to present only.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Provide statistical information on general and bad conduct discharge special courts-martial to governmental, public, and private organizations and individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and source documents (NAVJAG 5813/1) if file folders.

**Retrievability:** Name and social security number or Navy court-martial number.

**Safeguards:** Tapes stored in secret vault. Without project code number, tape can neither be read nor added to. Only person who has cde number is Project Code Officer. Source documents are filed in file cabinets which are located in an office which is under observation during working hours and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Idefinite.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct control is exercised by the Assistant to the Judge Advocate General (Financial Management and Administration). Correspondence to both may be addressed to Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request to the Judge Advocate General stating full name, date of trial (if known), date of discharge and type of discharge of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Form NAVJAG (Navy Judge Advocate General) 5813/1.

**Systems exempted from certain provisions of the act:** None.

**N00013 6**

**System name:** Ethics file.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Civilian and military lawyers authorized to practice before a court-martial or Navy Court of Military Review and who by their personal or professional conduct have demonstrated that they are so lacking in competency, integrity or ethical or moral character as to be unacceptable as counsel before a court-martial or Navy Court of Military Review.

**Categories of records in the system:** Reports of investigation, correspondence, and court papers relating to the complaint brought against attorneys.

**Authority for maintenance of the system:** Manual of the Judge Advocate General, section 0142, and 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** No routine use after file is closed.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Files are kept in alphabetical order according to the last name of the attorney concerned.





**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for two years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct conrol is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request to the Judge Advocate General stating full name of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Correspondence from military judges, staff judge advocates, judge advocates, and other military personnel; correspondence from the Judge Advocates General of other branches of the Armed Forces; investigative reports from Naval Investigative Service offices; correspondence and copies of court papers from civilian authorities.

**Systems exempted from certain provisions of the act:** None.

**N00013 8**

**System name:** Country Files and Trial Observer Files

**System location:** Office of the Judge Advocate General of the Navy International Law Division Department of the Navy Washington, D.C. 20370

**Categories of individuals covered by the system:** Any member of the Navy or Marine Corps, their dependents or civilian employees of the Department of the Navy who were tried before a foreign criminal tribunal.

**Categories of records in the system:** File contains copies of trial observer reports submitted by local judge advocates and detailing the proceedings, safeguards and results of the trial.

**Authority for maintenance of the system:** U.S. Senate Resolution of 15 July 1953 accompanying ratification of the NATO Status of Forces Agreement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Utilized to monitor all incidents and cases occurring in a foreign jurisdiction which involve Navy and Marine Corps personnel, their dependents and civilian employees of the Department of the Navy; to ensure that all personal safeguards and rights secured under the various status of forces agreements are observed by the authorities of the country involved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or loose leaf binders.

**Retrievability:** Filed by Country name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in the active file for five years after the final stage of the judicial proceedings and then are retired to Naval Records Center, Suitland, Maryland.

**System manager(s) and address:** Office of the Judge Advocate General of the Navy International Law Division Department of the Navy Washington, D.C. 20370

**Notification procedure:** Information may be obtained from:

Office of the Judge Advocate General of the Navy
International Law Division
Department of the Navy
Washington, D.C. 20370
Telephone: Area Code 202/697-9161

**Record access procedures:** Requests from individuals should be addressed to:

Office of the Judge Advocate General of the Navy
International Law Division
Department of the Navy
Washington, D.C. 20370

Written requests for information must contain the name of the country involved, the date of the trial, the full name of the individual, current address and telephone number, and the office symbol that appears on all correspondence received from this Office. Visits must be arranged in advance and are limited to the International Law Division, Room 2d343, Pentagon, Washington, D.C.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office identification card, military identification card and be able to give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Office of the Judge Advocate General of the Navy, Privacy Act Coordinator (Code 133), Department of the Navy, Washington, D.C. 20370

**Record source categories:** Naval or Marine Corps message from individual units or commands, periodic and individual reports from command staff judge advocates, statistical reports by overall area coordinator for the country concerned.

**Systems exempted from certain provisions of the act:** None

**N00013 9**

**System name:** Armed Forces -- Confinement Reports

**System location:** Office of the Judge Advocate General of the Navy International Law Division Department of the Navy Washington, D.C. 20370

**Categories of individuals covered by the system:** Any member of the Navy or Marine Corps, their dependents or civilian employee of the Department of the Navy who is confined in a foreign penal institution as a result of a sentence imposed by a foreign tribunal.

**Categories of records in the system:** File contains copies of reports submitted by member of U.S. Prison Liaison team who visit foreign prisons on a monthly basis to check on conditions of prisoners.

**Authority for maintenance of the system:** U.S. Senate Resolution of 15 July 1953 accompanying ratification of the NATO Status of Forces Agreement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Utilized to monitor all incidents and cases occurring in a foreign jurisdiction which involve Navy and Marine Corps personnel, their dependents and civilian employees of the Department of the Navy; to ensure that all personal safeguards and rights secured under the various status of forces agreements are observed by the authorities of the country involved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or loose leaf binders.

**Retrievability:** Filed by country name.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are permanent. They are retained in active file for five years after date of report and then are retired to the Naval Records Center, Suitland, Maryland.

**System manager(s) and address:** Office of the Judge Advocate General of the Navy International Law Division Department of the Navy Washington, D.C. 20370

**Notification procedure:** Information may be obtained from:

Office of the Judge Advocate General of the Navy
International Law Division
Department of the Navy
Washington, D.C. 20370
Telephone: Area Code 202/697-9161

**Record access procedures:** Requests from individuals should be addressed to:

Office of the Judge Advocate General of the Navy
International Law Division
Department of the Navy
Washington, D.C. 20370

Written requests for information must contain the name of the country involved, the date of confinement, the full name of the individual, current address and telephone number, and the office sym-



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bol that appears on all correspondence received from this Office. Visits must be arranged in advance and are limited to the International Law Division, Room 2d343, Pentagon, Washington, D.C.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office identification card, military identification card and be able to give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the Office of the Judge Advocate General of the Navy, Privacy Act Coordinator (Code 133), Department of the Navy, Washington, D.C. 20370.

**Record source categories:** Naval or Marine Corps message from individual units or commands, periodic and individual reports from command staff judge advocates, statistical reports by overall area coordinator for the country concerned.

**Systems exempted from certain provisions of the act:** None.

**N00013A**

**System name:** JAG Manual Investigations

**System location:** Office of the Judge Advocate General, Department of the Navy, Washington, D.C. 20370; all naval activities which originate JAG Manual Investigations or to which such investigations are routed typically retain copies in local files.

**Categories of individuals covered by the system:** Any individual who participated, who was involved in, who incurred an injury, disease, or death, or who was intoxicated, in connection with an accident, incident, transaction, or situation (except incidents primarily involving questions of Admiralty Law) involving or affecting the Department of the Navy or naval personnel.

**Categories of records in the system:** System contains all documented evidence relevant to the item under investigation; together with an Investigating Officer's Report which makes findings of fact and expresses opinions and recommendations; reviewing authority's actions which either approved or modified the Investigating Officer's Report, or returned the entire record for further investigation or remedial action to perfect the record; and, the results of hearings afforded persons who incurred injuries and diseases, to allow them to explain or rebut adverse information in the record. The Judge Advocate General's correspondence to locate and obtain required investigations is also included with the record. Some records contain only a field command's explanation as to why investigation is not required, together with documents pertient to this lack of requirement. Some records contain only an accident, injury, or death report, prepared for the Department of the Navy, by the Army, Air Force, Coast Guard, or other agency under reciprocal agreements, in situations, where the Navy or Marine Corps could not conduct the investigation.

**Authority for maintenance of the system:** Executive Order 11476, 'Manual for Courts-Martial,' paragraph 133b; 10 U.S.C. 815, 832, 935, 936, 939, and 940 (Uniform Code of Military Justice); 10 U.S.C. 972(5) (requirement to make up time lost due to misconduct); 10 U.S.C. 1201-1221 (Retirement or Separation for Physical Disability); 10 U.S.C. 2733 (The Military Claims Act); 10 U.S.C. 2734, 2734a, 2734b (The Foreign Claims Act); 10 U.S.C. 2736 (Emergency payment of claims); 10 U.S.C. 2737 (Non-Scope Claims); 10 U.S.C. 5031 (Duties of Secretary of Navy); 10 U.S.C. 5184 (Duties of Judge Advocate General); 10 U.S.C. 6148 (Reservist's Disability and Death Benefits); 10 U.S.C. 7205 (Promotion of Accident Prevention and Occupational Safety by Secretary of the Navy); 28 U.S.C. 1346, 2671-2680 (Federal Tort Claims Act); 31 U.S.C. 82, 89-92, 95a (Financial Liability of Accountable Officers); 31 U.S.C. 240-243 (Military Personnel and Civilian Employees' Claims Act of 1964, as amended); 31 U.S.C. 71, 951-953 (Federal Claims Collection Acts); 37 U.S.C. 802 (Forfeiture of Pay); 38 U.S.C. 105 (Eligibility for certain Veterans' Benefits), 39 U.S.C. 406, 2601 (Postal Claims); 42 U.S.C. 2651-2653 (Medical Care Recovery Act).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records of JAG Manual Investigations are used internally within the Department of the Navy as bases for: evaluating procedures, operations, and designs with a view to improving the efficiency of the Department of the Navy; determinations concerning status of personnel regarding entitlements to pay during periods of disability, disability benefits, severance pay, retirement pay, increases of pay for longevity, survivors' benefits, and involuntary extensions of enlistments and dates of expiration of active obligated service; determinations concerning relief of accountable personnel from liability for losses of public funds or property; determinations pertaining to disciplinary or punitive action; adjudication, pursuit, or defense of claims for or against the Government; and public information releases. Records of such investigations are routinely furnished to the Veterans Administration for use in determinations concerning entitlements to veterans and survivors' benefits; to Servicemen's Group Life Insurance administrators for determinations concerning payment of life insurance proceeds; to the U.S. General Accounting Office for purposes of determinations concerning relief of accountable personnel from liability for losses of public funds and related fiscal matters; and to the Department of Justice for use in litigation involving the Government. Additionally, such investigations are sometimes furnished to agencies of the Department of Justice and to State or local law-enforcement and court authorities for use in connection with civilian criminal and civil court proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records stapled together in paper file folders and stored in metal file cabinets, on shelves, and in boxes.

**Retrievability:** Filed in calendar year groupings by surname of individual, bureau number of aircraft, name of ship, hull number of unnamed water craft, or vehicle number of government vehicles. Topics of incidents are cross-referenced.

**Safeguards:** Building employs security guards. Only authorized persons with official interest can be given the record itself. Upon request under the Freedom of Information Act and after payment of duplication costs, proper persons are given copies of evidentiary items from record. Records dealing solely with diseases, injuries, or deaths are available only to the affected person, the person's next-of-kin, or the person's legal representative, upon verification of the requestor's identity and relationship.

**Retention and disposal:** Records retained permanently. Records removed after two calendar years to Federal Records Center, Suitland, Maryland, but SYSMANAGER retains control over retrieval of records.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Investigations), Navy Department, Washington, D.C. 20370

**Notification procedure:** Individuals should mail request to SYSMANAGER, stating full name of requestor, the year to be searched, second requestor's present mailing address and present telephone number with area code. Requestors of information regarding deaths, injuries, or diseases, must verify their identity by notarized statement of identity. No telephone inquiries will be accepted. Office visits can be made at Room 2516, Arlington Annex, Columbia Pike and Arlington Ridge Road, Arlington, Virginia, weekdays between 8 a.m. and 4 p.m. For personal visits, the person must present sufficient identification, such as driver's license, and present some verbal information that could be verified with his or her investigative record.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Records of JAG Manual Investigations are compilations of evidence, information, and data concerning the circumstances of incidents, accidents, events, transactions, and situations prepared by administrative fact-finding bodies for utilization by proper authorities in making determinations, decisions, or evaluations relating to the matters under investigation. Records may contain: (1) testimony or statements of individuals who are parties to the investigations, witnesses, and others having pertinent knowledge concerning matters under investigation; (2) documentary evidence, typically including records and reports of military of Federal, State or foreign, civilian law-enforcement, investigative, judicial, or corrections authorities; medical records and reports, investigations and 'accident and injury reports' prepared by Federal, State or foreign governmental agencies or other organizations or persons; court records and other public records; official logs and other official naval records; letters and correspondence; personnel, pay, and fiscal records; financial records, receipts, and cost estimates; publications; and other pertinent documents and writings; (3) pertinent real evidence; and (4) pertinent demonstrative evidence.

**Systems exempted from certain provisions of the act:** NONE

**N00013B**

**System name:** Article 73 petitions for new trial.

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Navy and Marine Corps personnel who submitted petitions for new trial to the Judge Advocate General within two years after approval of their court-martial sentence by the convening authority but after their case had been reviewed by the Navy Court of Military Review or Court of Military Appeals, if appropriate.

**Categories of records in the system:** The petition for new trial, the forwarding endorsements if the petition was submitted via the chain of command, and the action of the Judge Advocate General on the petition.

**Authority for maintenance of the system:** Article 73, Uniform Code of Military Justice, (10 U.S.C. 873).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** No routine use after action taken on petition.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Files are kept in alphabetical order according to the last name of the individual concerned.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for two years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Military Justice), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request stating full name of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The records are comprised of the following source materials: (1) petitions for new trial; (2) forwarding endorsements thereon by petitioner's commanding officer and convening/supervisory authorities of court-martial (above information is omitted if petitioner is former service member); and (3) action of the Judge Advocate General on petitions.

**Systems exempted from certain provisions of the act:** None.

**N00013C**

**System name:** Legal Assistance Card Files

**System location:** Typically maintained at Naval Legal Service Offices, the Naval Legal Service Branch Offices, and any command with a legal assistance office.

**Categories of individuals covered by the system:** Authorized military and civilian personnel and dependents who have sought legal assistance from a legal assistance office established within the Department of the Navy.

**Categories of records in the system:** Legal assistance card files typically contain client identification information, e.g., name, address, duty station, telephone numbers, etc., client description of legal problem, attorney classification of problem, and attorney time expended.

**Authority for maintenance of the system:** 5 U.S.C. 301; Manual of the Judge Advocate General, 1914; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Time-accounting data is extracted from the card files for preparation of periodic legal assistance statistical reports; legal assistance attorneys refer to the card files to ascertain previous progress achieved toward disposition of the case. There are no other uses. Internal users are limited to legal assistance attorneys and assigned clerical personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Pre-printed cards stored in file cabinets.

**Retrievability:** Filed alphabetically by name of client.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel. Typically, files are locked when not in use and are located in office spaces that are locked when not manned.

**Retention and disposal:** Two years after disposition of the case or until the closing of the legal assistance office, then destroyed.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Legal Assistance and Taxes), Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by an commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g., driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Basic information contained in the card files is provided by the client; information concerning the ultimate disposition of the case and time expended by the attorney is provided by the attorney.

**Systems exempted from certain provisions of the act:** NONE

**N00013D**

**System name:** Federal Tort Claims Files

**System location:** Office of the Judge Advocate General, Offices of the Commandants of the Naval Districts, Naval Legal Service Offices, all overseas commands with a Navy Judge Advocate General Corps Officer or a Marine Corps judge advocate attached, and the Federal Records Center, Suitland, Maryland. Local commands with which claims under the Federal Tort Claims Act are initially filed typically retain copies of such claims and accompanying files. Official mailing addresses of these locations are included in the Department of Defense Directory in the appendix to this notice.

**Categories of individuals covered by the system:** Any individuals who have filed claims against the Navy under the Federal Tort Claims Act.

**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, accident reports, medical and dental records, x-rays, allied reports (such as local police investigations, etc.), photographs drawings, legal memoranda, opinions of experts, and court documents.

**Authority for maintenance of the system:** Federal Tort Claims Act (28 U.S.C. 1346(b), 2671-2680); 32 C.F.R. 750.30-750.49; 5 U.S.C. 301; 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to evaluate claims for purposes of adjudications and litigation. The files are used by contractors in those cases in which they indemnify the Government. The files are provided to the Department of Justice to defend suits brought against the United States under the Federal Tort Claims Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices.

**Retrievability:** Filed alphabetically by name of claimant.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel.

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.







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**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files include the following: x-rays and medical and dental records from civilian and military doctors and medical facilities; investigative reports of accidents from military and municipal police agencies; reports of circumstances of incidents from operators of Government vehicles and equipment; witnesses; correspondence from claimants and their attorneys and insurance companies, state insurance commissions, United States Attorneys, and various other Government agencies with information concerning the claim.

**Systems exempted from certain provisions of the act:** NONE

**N00013E**

**System name:** Affirmative Claims Files

**System location:** Office of the Judge Advocate General, Offices of the Commandants of the Naval districts; Naval Legal Service Offices, and Branch Offices of the Officers in Charge of U.S. Sending State Offices; overseas commands with a Navy or Marine Corps judge advocate attached; the Federal Records Center, Suitland, Maryland; and such other offices of officers as may be designated by the Judge Advocate General. Official mailing addresses of these locations are included in the Department of Defense Directory in the appendix of this notice.

**Categories of individuals covered by the system:** All individuals against whom the Navy has claims sounding in tort, and all individuals who are in the military or are dependents of military members and have been provided medical care by a Naval medical facility for injuries resulting from such tortious conduct.

**Categories of records in the system:** The files contain reports of injuries to individuals entitled to care at Navy expense, reports of damage to Navy property, x-rays, medical and dental records of treatment, and statements of charges therefor, military and municipal police and individual's reports of accidents, investigative reports, correspondence, legal research, and opinions.

**Authority for maintenance of the system:** Medical Care Recovery Act (42 U.S.C. 2651-53); Federal Claims Collection Act (31 U.S.C. 951-53); 32 C.F.R. 757.1-757.21; 5 U.S.C. 301; 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used to futher efforts to collect such claims without litigation, for preparing litigation reports to the Department of Justice, and for use in civil litigation by the Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folder stored in file cabinets or other storage device.

**Retrievability:** Filed alphabetically by name of claimant.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage device within the custody or control of authorized personnel.

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files includes: x-rays, medical records, and dental records; information concerning the claim.

**Systems exempted from certain provisions of the act:** None

**N00013F**

**System name:** Foreign Claim Files

**System location:** Office of the Judge Advocate General; United States Sending State Office for Italy; United States Sending State Office for Australia; Naval Missions (including the office of the naval section of military missions); Military Assistance Advisory Groups (including the Offices of Chiefs, Naval Section, Military Assistance Advisory Groups); Office of the Naval Advisory to Argentina; naval attaches; any command which has appointed a Foreign Claims Commission; and the Federal Records Center, Suitland, Maryland. Local commands, with which claims under the Foreign Claims Act are initially filed and which do not have or choose to appoint a Foreign Claims Commission, typically retain copies of such claims and accompanying files. Official mailing addresses of these locations are included in the Department of Defense directory in the appendix to this notice.

**Categories of individuals covered by the system:** All individuals who have filed claims against the Department of the Navy under the Foreign Claims Act.

**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, accident reports, medical and dental records, x-rays, allied reports (such as foreign police investigations, etc.), photographs, drawings, legal memoranda, opinions of experts, and court documents.

**Authority for maintenance of the system:** Foreign Claims Act (10 U.S.C. 2734); 32 C.F.R. 753.1-753.29; 5 U.S.C. 301; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to adjudicate claims and to evaluate and decide reconsiderations of denials of claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices.

**Retrievability:** Filed alphabetically by name of claimant.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel.

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files includes: x-rays, medical records, and dental records; investigative reports from military and foreign police agencies; reports of circumstances of incidents from operators of Government vehicles and equipment; witnesses; correspondence from claimants, their attorneys, and insurance companies.





**Systems exempted from certain provisions of the act:** None

**N00013G**

**System name:** Military Claims Files

**System location:** Office of the Judge Advocate General, Offices of the Commandants of the Naval Districts, Naval Legal Service Offices and Branch Offices, overseas commands with a Navy or Marine Corps judge advocate attached, and the Federal Records Center, Suitland, Maryland. Local commands, with which claims under the Military Claims Act are initially filed, typically retain copies of such claims and accompanying files. Official mailing addresses of these locations are included in the Department of Defense directory in the appendix of this notice.

**Categories of individuals covered by the system:** All individuals who have filed claims under the Military Claims Act against the Department of the Navy.

**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, accident reports, medical and dental records, x-rays, allied reports (such as local police investigations, etc.), photographs, drawings, legal memoranda, opinions of experts, and court documents.

**Authority for maintenance of the system:** Military Claims Act (10 U.S.C. 2733); 32 C.F.R. 750.50-750.59; 5 U.S.C. 301; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to evaluate claims for purposes of adjudication. The files are also used by contractors in those cases in which they indemnify the Government. Additionally, the files are provided to the Department of Justice to defend unauthorized suits brought against the United States under the Military Claims Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices

**Retrievability:** Filed alphabetically by name of claimant

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rule for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files include the following: x-rays, medical and dental records from civilian and military doctors and medical facilities; investigative reports of accidents from military and municipal police agencies; reports of circumstances of incidents from operators of Government vehicles and equipment; witnesses; correspondence from claimants and their attorneys, insurance companies, state insurance commissions, United States Attorneys, and various other Government agencies with information concerning the claim.

**Systems exempted from certain provisions of the act:** NONE

**N00013H**

**System name:** 'Nonscope' Claims Files

**System location:** Office of the Judge Advocate General, Naval Legal Service Offices, and Branch Offices, overseas commands with a Navy or Marine Corps judge advocate attached, and the Federal Records Center, Suitland, Maryland. Local commands, with which claims under the 'Nonscope' Claims Act are initially filed, typically retain copies of such claims and accompanying files. Official mailing addresses of these locations are included in the Department of Defense directory in the appendix of this notice.

**Categories of individuals covered by the system:** All individuals who have filed claims under the 'Nonscope' Claims Act against the Department of the Navy.

**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, accident reports, medical and dental records, x-rays, allied reports, photographs, drawings, opinions of experts, legal memoranda, and court documents.

**Authority for maintenance of the system:** 'Nonscope' Claims Act (10 U.S.C. 2737); 32 C.F.R. 750.60-750.69; 5 U.S.C. 301; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to evaluate claims for purposes of adjudication. The files are provided to the Department of the Justice to defend unauthorized suits brought against the United States under the 'Nonscope' Claims Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices

**Retrievability:** Filed alphabetically by name of claimant

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rule for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files include the following: x-rays, mental and dental records from civilian and military doctors and medical facilities; investigative reports of accidents from military and municipal police agencies; reports of circumstances of incidents from operators of Government vehicles; witnesses; correspondence from claimants, their attorneys, insurance companies, state insurance commissions, United States Attorneys, and various other Government agencies with information concerning the claim; commercial credit and asset reports; and questionnaires completed by accident victims.

**Systems exempted from certain provisions of the act:** None

**N00013I**

**System name:** Military Personnel and Civilian Employees' Claims

**System location:** Offices of the Judge Advocate General; Naval Legal Service Offices; offices of the Commandants of the Naval Districts; Naval Legal Service Branch Offices; the Federal Records Center, Suitland, Maryland; naval activities where there are officers specifically designated by the Judge Advocate General to adjudicate personnel claims. Official mailing addresses of these locations are included in the Department of Defense Directory in the appendix in this notice.

**Categories of individuals covered by the system:** All individuals who have filed claims against the Department of the Navy under the Military Personnel and Civilian Employees' Claims Act and all common carriers against whom recovery has been sought by the Department of the Navy.



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**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, copies of order, copies of insurance policies, Government bills of lading, copies of Powers of Attorney, estimates of loss or damage, inventories, demands on carriers for reimbursement, correspondence, and legal memoranda.

**Authority for maintenance of the system:** Military Personnel and Civilian Employees' Claims Act (31 U.S.C. 240-243); 32 C.F.R. 751.0-751.30; 5 U.S.C. 301; 44 U.S.C. 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to evaluate claims for purposes of adjudication, reimbursement for the Department of the Navy from common carriers, warehousemen, contractors, or insurers who are responsible for loss or damage to personal property of individual claimants. Additionally, the files are provided to the Department of Justice to defend unauthorized suits against the United States under the Military Personnel and Civilian Employees' Claims Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices.

**Retrievability:** Filed alphabetically by name of claimant and name of common carrier, warehousemen, contractors, and insurers.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within custody and control of authorized personnel.

**Retention and disposal:** Minimum-one year; maximum-permanent; typically Files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information contained in the file is initially provided by the claimant and witnesses, after which the personal property divisions contribute investigative reports. The carrier may contribute information, and in some cases are investigative report is furnished by a military member's command or by an investigative agency. Adjudicated amounts allowed for the claim are provided by the adjudicating authority.

**Systems exempted from certain provisions of the act:** None

**N00013J**

**System name:** Admiralty Claims Files

**System location:** Office of the Judge Advocate General; Office of the Commander-in-Chief, United States Naval Forces, Europe; Office of the Commander, Sixth Fleet; and the Federal Records Center, Suitland, Maryland. Local commands with which claims under the Public Vessels Act and the Suits in Admiralty Act are initially filed, typically retain copies of such claims and accompanying files. Official mailing addresses of these locations are included in the Department of Defense directory in the appendix of this notice.

**Categories of individuals covered by the system:** All individuals who have asserted claims under the Public Vessels Act and Suits in Admiralty Act against the Department of the Navy.

**Categories of records in the system:** The files may contain claims filed, correspondence, investigative reports, accident reports, medical and dental records, x-rays, allied reports (such as local police investigations, etc.), photographs, drawings, legal memoranda, opinions of experts, and court documents.

**Authority for maintenance of the system:** Admiralty Claims Act (10 U.S.C. 7622); 5 U.S.C. 301; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy use these files in the performance of their official duties related to the administrative evaluation and settlement of admiralty claims asserted against the Navy. Additionally, these files are provided to the Department of Justice to defend civil maritime suits brought against the United States.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices

**Retrievability:** Filed alphabetically by name of claimant

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage devices within the custody or control of authorized personnel

**Retention and disposal:** Records are retained in active files until each claim is settled or litigation resulting therefrom has been concluded. Thereafter, the files are maintained within the office for two years and then retired to the Federal Records Center, Suitland, Maryland.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Admiralty), Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g., driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The sources of information contained in the files include the following: x-rays, medical and dental records from civilian and military doctors and medical facilities; investigative reports; witnesses; and correspondence from claimants and their representatives.

**Systems exempted from certain provisions of the act:** None

**N00013L**

**System name:** U.S. Postal Service Indemnity Claims Files

**System location:** Office of the Judge Advocate General of the Navy and the Federal Records Center, Suitland, Maryland.

**Categories of individuals covered by the system:** All persons who have filed claims with the U. S. Postal Service for loss or damage to mailed matter, and which claims have been paid by the U. S. Postal Service and thereafter forwarded for reimbursement by the Department of the Navy pursuant to 39 U.S.C. 712.

**Categories of records in the system:** Files may contain claims, substantiating documents, Navy investigative reports (and allied reports such as U. S. Postal Service investigative reports, legal memoranda, and correspondence.

**Authority for maintenance of the system:** 39 U.S.C. 712; 5 U.S.C. 30; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The files are used to evaluate requests for reimbursement by the U. S. Postal Service for payment on claims for loss or damage to mailed matter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets or other storage devices.

**Retrievability:** Filed alphabetically by name of claimant.

**Safeguards:** Access to files is controlled through maintenance of file cabinets or other storage within the custody or control of authorized personnel.

**Retention and disposal:** Minimum-one year; maximum-permanent; typically files located in the Office of the Judge Advocate General are transferred to the Federal Records Center, Suitland, Maryland, three years after disposition of the case.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Claims), Navy Department, Washington, D.C. 20370.





**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify only their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address, and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual, e.g. driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** The information in U. S. Postal Service Indemnity Claims Files may consist of claims filed, substantiating documents, Navy investigative reports, (and allied reports such as U. S. Postal Service investigative reports), legal memoranda, and correspondence.

**Systems exempted from certain provisions of the act:** None

**N00013M**

**System name:** Military Justice correspondence file

**System location:** Military Justice Division, Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Correspondence two years old or older is stored at the Federal Records Center, Suitland, Maryland 20409.

**Categories of individuals covered by the system:** Active duty, retired, and discharged Navy and Marine Corps personnel who were the subject of military justice proceedings.

**Categories of records in the system:** File contains copy of incoming correspondence, all background material necessary to answer the correspondence and copies of letters replying to the correspondence.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** No routine use after correspondence is answered.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Correspondence is kept in alphabetical order according to the last name of the individual who is the subject of the correspondence.

**Safeguards:** The file cabinet in which the files are stored is located in an office which is under observation during working hours by office personnel and is locked at night. The office is located in a secure building which is surrounded by a guarded fence. The building is guarded 24 hours a day, and admission is allowed only to personnel on official business and authorized visitors.

**Retention and disposal:** Records are maintained in office for two years and then forwarded to the Federal Records Center, Suitland, Maryland 20409 for storage.

**System manager(s) and address:** The Judge Advocate General, Navy Department, is the overall policy official but direct control is exercised by the Deputy Assistant Judge Advocate General (Military Justice). Correspondence to both may be addressed to Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the Deputy Assistant Judge Advocate General (Military Justice), Office of the Judge Advocate General, Navy Department, Washington, D.C. 20370. Information may be obtained by written request to the Judge Advocate General stating full name of the individual concerned. Personal visits may be made to the Military Justice Division, Office of the Judge Advocate General, room 2518, Navy Annex, Arlington, Virginia. Individuals should have the following items of identification: drivers license or military identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Records of trial and correspondence from commands and agencies involved in the matter which is the subject of the correspondence.

**Systems exempted from certain provisions of the act:** NONE.

**N00013N**

**System name:** Personal injury and illness reports on civilian and govt-service seaman employed on MSC ships

**System location:** Office of the Judge Advocate General, Department of the Navy, Washington, D.C. 20370

**Categories of individuals covered by the system:** Injured civilian seamen and government service seamen employed by the Military Sealift Command or its contract operators for service on board MSC ships.

**Categories of records in the system:** System consists of preliminary personal injury and illness reports on civilian seamen and government service seamen employed by the Military Sealift Command or its contract operators.

**Authority for maintenance of the system:** Admiralty Claims Act (10 U.S.C. 7622); 5 U.S.C. 301; 44 U.S.C. 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in their performance of their official duties related to the administrative evaluation and settlement of subsequently submitted admiralty claims asserted against the Navy. Additionally, these reports may later be provided to the Department of Justice for defense of civil maritime suits brought against the United States.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders stored in file cabinets

**Retrievability:** Filed by name of injured seaman listed under each particular MSC ship by date of injury.

**Safeguards:** Access to files is controlled through maintenance of file cabinets within the custody or control of authorized personnel.

**Retention and disposal:** Reports are maintained in personal injury report file folders for a period of two years from the date of particular injury or illness and are, thereafter, destroyed at the local office level.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Admiralty), Navy Department, Washington, D.C. 20370.

**Notification procedure:** Information may be obtained from the SYSMANAGER. Requesting individuals should specify their full names. Visitors should be able to identify themselves by any commonly recognized evidence of identity.

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER. Written requests for access should contain the full name of the individual, current address and telephone number, and the serial code of any prior correspondence received from this office pertaining to the request. For personal visits, the individual should be able to provide some acceptable identification, e.g., driver's license, etc., and give some verbal information that could be verified in the file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing determinations may be obtained from the SYSMANAGER.

**Record source categories:** Masters of Military Sealift Command ships; witnesses; medical and dental forms; and investigative reports.

**Systems exempted from certain provisions of the act:** None

**N00013P**

**System name:** Reservists Reporting for Active Duty for Training, Background Questionnaire

**System location:** Office of the Judge Advocate General (Code 62), Department of the Navy, Washington, D.C. 20370

**Categories of individuals covered by the system:** Officers reporting for duty in the Office of the Judge Advocate General

**Categories of records in the system:** Name, designator, rank, unit to which attached, law school attended, year admitted to practice and State or Territory where admitted, and employment.

**Authority for maintenance of the system:** 10 USC 806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assist the Judge Advocate General in the assignment of officers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, stored in a file cabinet.

**Retrievability:** By officer's name.

**Safeguards:** Records are available only to authorized persons having a need to know. Records are retained in a room which is locked



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upon close of business, and which has the protection of security guards.

**Retention and disposal:** Records are retained for two months and then destroyed.

**System manager(s) and address:** Deputy Assistant Judge Advocate General, Department of the Navy, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER.

**Record access procedures:** Requests should be addressed to the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Judge Advocate General of the Navy.

**Record source categories:** Information is received from Reserve officers who participate in the Naval Reserve Law Programs.

**Systems exempted from certain provisions of the act:** NONE

**N00013Q**

**System name:** Naval Reserve Law Program Officer Personnel Information

**System location:** Office of the Judge Advocate General (Code 62), Department of the Navy, Washington, D.C. 20370

**Categories of individuals covered by the system:** Applicants applying for appointment or transfer to Judge Advocate General's Corps of the Naval Reserve.

**Categories of records in the system:** Furnishes information as to applicant's qualifications and intentions to affiliate in Naval Reserve Law Program.

**Authority for maintenance of the system:** 10 USC 806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office use required for personnel management of Reserve Law Program. Use is required to assist in determining applicant's qualification for appointment in the JAG Corps.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, stored in a file cabinet

**Retrievability:** By officer's name

**Safeguards:** Records are available only to authorized persons having a need to know. Records are retained in a room which is locked upon close of business, and which has the protection of security guards.

**Retention and disposal:** Records are maintained for two years and then destroyed.

**System manager(s) and address:** Director, Reserve Personnel Division, Office of the Judge Advocate General (Code 62), Department of the Navy, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the Judge Advocate General (Code 62), Room 2431, Arlington Annex, Department of the Navy, Washington, D.C. 20370. Telephone (202) 694-5521

**Record access procedures:** Requests should be addressed to: Judge Advocate General (Code 62), Department of the Navy, Washington, D.C. 20370

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Judge Advocate General of the Navy.

**Record source categories:** Information is received from applicants who are applying for appointment in the Judge Advocate Generals' Corps or from reserve officers requesting transfer to the JAG Corps.

**Systems exempted from certain provisions of the act:** None

**N00013S**

**System name:** Directory of Retired Regular and Reserve Judge Advocates

**System location:** Office of the Judge Advocate General (Code 61) Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** Retired Officers of the Judge Advocate General's Corps

**Categories of records in the system:** Name, SSAN, Designator, address, rank, retirement date.

**Authority for maintenance of the system:** 10 USC 5806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To utilize/assign retired JAG Corps officers to official Navy selection boards involving JAG Corps personnel and to facilitate location of lawyers throughout the world with naval experience, which may be utilized by the naval service.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts

**Retrievability:** Computer paper printouts requested from the Bureau of Naval Personnel. Retirees are shown alphabetically by rank.

**Safeguards:** Building employs security guards.

Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records not kept after person is deceased.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Military Personnel) Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER.

Personal visits may be made to the JAG Personnel Office, Room 2433, Navy Annex, Washington, D.C. 20370.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information received from records held by the Bureau of Naval Personnel.

**Systems exempted from certain provisions of the act:** None.

**N00013T**

**System name:** Office of the Judge Advocate General, Reporting Questionnaire

**System location:** Office of the Judge Advocate General, (Code 61), Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** Officers reporting for duty in the Office of the Judge Advocate General.

**Categories of records in the system:** Name, SSAN, designator, rank, date of rank, branch of service, place and date of birth, dependents, wife's name, height, weight, eye and hair color, home address and telephone number, date reported, date detached, previous duty station and mode of travel.

**Authority for maintenance of the system:** 10 USC 806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assist Judge Advocate General in assignment of officers within the Office of the Judge Advocate General and until recently, information also used to assist officer in obtaining identification cards for himself and dependents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records kept in a folder alphabetically, stored in a file cabinet.

**Retrievability:** By officer's name.

**Safeguards:** Records are kept within the JAG Corps personnel office. Office is locked at close of business. No one outside of JAG Corps personnel office is authorized access. Individuals authorized access are the officers (5) and clerical personnel (5) who work with these records on a daily basis. Buildings employ security guards.

**Retention and disposal:** Records are destroyed when the officer is transferred from the Office of the Judge Advocate General.

**System manager(s) and address:** Deputy Assistant Judge Advocate General (Military Personnel) Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from the SYSMANAGER

**Record access procedures:** Requests from individuals should be addressed to the SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information submitted by the officer upon his reporting for duty in the Office of the Judge Advocate General.





**Systems exempted from certain provisions of the act:** None.

**N0001310**

**System name:** Physical disability evaluation proceedings

**System location:** Central Records Section, Office of the Judge Advocate General, Department of the Navy, Washington, D. C. 20370

**Categories of individuals covered by the system:** All Navy and Marine Corps personnel who have been considered by a Physical Evaluation Board for separation or retirement by reason of physical disability (including those found fit for duty by such boards).

**Categories of records in the system:** File contains medical board reports; statements of findings of physical evaluation boards; medical reports from Veterans' Administration and civilian medical facilities; copies of military health records; copies of JAG Manual investigations; copies of prior actions taken in the case; transcripts of physical evaluation board hearings; rebuttals submitted by the party; intra and interagency correspondence concerning the case; correspondence from and to the party, members of Congress, attorneys, and other interested parties; and documents concerning the appointment of trustees for mentally incompetent service members.

**Authority for maintenance of the system:** 10 U.S.C. 1216 and 10 U.S.C. 5148

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Department of the Navy - Used by personnel in the performance of their official duties to determine fitness for duty or eligibility for separation or retirement due to physical disability of Navy and Marine Corps personnel, by establishing the existence of disability, the degree of disability, and the circumstances under which the disability was incurred.

Veterans' Administration - To verify information of service connected disabilities in order to evaluate applications for veterans' benefits.

Office of the Judge Advocate General - Used by personnel in the performance of their official duties relating to legal review of disability evaluation proceedings; response to official inquiries concerning the disability evaluation proceedings of particular service personnel; to obtain information in order to initiate claims against third parties for recovery of medical expenses under the Medical Care Recovery Act (42 U.S.C. 2651-53); and to obtain information on personnel determined to be mentally incompetent to handle their own financial affairs, in order to appoint trustees to receive their retired pay.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by year of initial disability processing, and alphabetically by name within that year.

**Safeguards:** Building employs security guards. Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent. They are retained in the JAG Central Records Section for six years. After that time, they are sent to the Federal Records Center, Suitland, Maryland.

**System manager(s) and address:** Director, Office of Naval Disability Evaluation, 800 North Quincy Street, Arlington, Virginia 22217.

**Notification procedure:** Information may be obtained from Office of the Judge Advocate General (Code 12), Department of the Navy, Washington, D.C. 20370. Telephone 202/694-5427.

Written requests for information should contain the full name of the individual, military grade or rate, and date of birth.

For personal visits, the individual should be able to provide some acceptable identification, such as a military identification card (active duty or retired) or a driver's license.

**Record access procedures:** Requests from individuals should be addressed to: Office of the Judge Advocate General (Code 12), Department of the Navy, Washington, D. C. 20370.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military medical boards and medical facilities; Veterans' Administration and civilian medical facilities; Physical Evaluation Boards and other activities of the Office of Naval Disability Evaluation; the Bureau of Medicine and Surgery; the Fiduciary Affairs Section; Navy and Marine Corps local command activities; other activities of the Department of Defense; and correspondence from private counsel and other interested persons.

**Systems exempted from certain provisions of the act:** NONE

**N0001314**

**System name:** JAG Corps Officer Personnel Information

**System location:** Office of the Judge Advocate General (Code 61) Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** Active Duty Officers in the Judge Advocate General's Corps, Active Duty Officers in the Law Education and Excess Leave Programs

**Categories of records in the system:** Name, DOB, SSAN, USN/USNR, Desig, Rank, State bar membership and year admitted, wife's name, No. of dependents, lineal listing by year group, duty assignment, arrival and rotation dates, release date if applicable

**Authority for maintenance of the system:** 10 USC 806

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office use required for personnel management of Navy JAG Corps personnel as the Judge Advocate General is statutorily required to make recommendation on the assignment of all active duty JAG Corps officers. Use is required to determine qualification of an officer to receive a JAG Corps designation and to be certified as a trial or defense counsel. Use is further required to determine the rotation dates and release from active duty dates of JAG Corps officers as well as the date new officers will be available for duty. This information is then utilized to prepare JAG Corps strength plans for submission to OPNAV. Use is also required to obtain an officer's preference for duty assignment as well as eligibility for consideration for post-graduate education and overseas assignments. Certain of this information is promulgated to all active-duty JAG Corps officers in a semi-annual publication known as the Directory of Navy Judge Advocates. The information is promulgated for informational purposes so that officers can determine what positions (billets) might be available should they desire rotation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer strips kept on a strip file (wheel) and paper records kept in a folder identified by the officer's name kept in file cabinets.

**Retrievability:** By officer's name, folders are filed alphabetically.

**Safeguards:** Records are kept within the JAG Corps personnel office. Office is locked at close of business. No one outside of JAG Corps personnel office is authorized access. Individuals authorized access are the officers (5) and clerical personnel (5) who work with these records on a daily basis. Buildings employ security guards.

**Retention and disposal:** Upon release from active duty, records are kept three years and then destroyed. Upon retirement from active duty, records are maintained indefinately.

**System manager(s) and address:** The Judge Advocate General, Navy Department, Washington, D.C. 20370

**Notification procedure:** Information may be obtained from:

Judge Advocate General
Navy Department
Code 61, Room 2433, Navy Annex
Washington, D.C. 20370
Telephone: Area Code 202/OX4-4818

**Record access procedures:** Requests from individuals should be addressed to:

Judge Advocate General
Navy Department
Code 61
Washington, D.C. 20370

Personnel visits may be made to the JAG Personnel Office, Room 2433, Navy Annex, Washington, D.C. 20370.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Judge Advocate General of the Navy.

**Record source categories:** Information submitted by the officer upon his successful completion of law school and admission to the bar, orders to active duty and subsequent transfer orders, computer strips provided by the Bureau of Naval Personnel on all active duty officers.

**Systems exempted from certain provisions of the act:** NONE

**N00014ONR723-1**

**System name:** Naval Research Reserve Program Personnel Accounting System

**System location:** Office of Naval Research 800 North Quincy st. Arlington, VA 22217



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**Categories of individuals covered by the system:** Research reserve personnel, officer and enlisted

**Categories of records in the system:** Military identification information, including Naval Officer Billet Codes, plus professional qualifications information, including education and occupation

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mobiliazation planning, active duty for training order endorsements, preparation of Quarterly Reserve Status Report on Readiness of Reserve for the Chief of Naval Research (CNR), Research Reserve Annual Report for CNR

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards, printouts, printed forms (NAVSO 1080/2 and 1080/2A)

**Retrievability:** Name, rank, designator, NOBC's, education, major subject, First Navy qualification, first job function, reserve unit affiliation

**Safeguards:** Records kept in controlled access building, controlled computer spaces, file cabinets in limited access offices

**Retention and disposal:** Physically destroyed annualy when new questionnaire forms are received

**System manager(s) and address:** Research Reserve Coordinator, Code 723 Office of Naval Research Arlington, VA 22217

**Notification procedure:** Write to SYSMANAGER, giving full name, rank, SSN. Visit Office at above address, showing Naval Research ID Card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Qualifications Questionnaire Naval Reserve Research Program, NAVSO form 1080/2

**Systems exempted from certain provisions of the act:** None

**N000140NR400-1**

**System name:** Principal investigator record of active contracts

**System location:** Office of Naval Research, Code 400r1, Arlington, Virginia 22217

**Categories of individuals covered by the system:** Names of principal investigators with active contracts in ONR with Asst. Chief for Research and Asst. Chief for Technology

**Categories of records in the system:** 3 x 5 index cards arranged alphabetically by principal investigators' names

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to: (a) Determine whether an individual has a contract with the Office of Naval Research, (b) Cross-reference identifying information on technical supports. The record is used by personnel in the immediate office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3 x 5 index cards arranged alphabetically in an open metal tray

**Retrievability:** Name

**Safeguards:** Locked file cabinets

**Retention and disposal:** Maintained as long as contract is on-going; when contract expires, cards are put in office waste basket

**System manager(s) and address:** Asst. Chief for Research Office of Naval Research, Arlington, Va. 22217

**Notification procedure:** Inquires should be made in writing or by telephone to Office of Naval Research (Code 400r1), Arlington, Va. 22217 phone: 202-692-4108

**Record access procedures:** The agency's rules for access to records may be obtained from the systems manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager

**Record source categories:** Procurement request for contract work

**Systems exempted from certain provisions of the act:** None

**N00015. 050101**

**System name:** Reserve Personnel History File

**System location:** Naval Intelligence Command 2461 Eisenhower Avenue Alexandria, Virginia 22331

**Categories of individuals covered by the system:** All officers and enlisted personnel of the Naval Reserve Intelligence Program

**Categories of records in the system:** File contains information relating to the individual's residence history, education, professional qualifications, occupational history, foreign country travel and knowledge, foreign language capabilities, history of active military duty assignments and military reserve active duty training and background investigation information.

**Authority for maintenance of the system:** National Security Act of 1947, as amended; 5 U.S.C. 301 Departmental Regulations; 10 U.S.C. 503 Department of the Navy 10 U.S.C. 6011 Departmental Regulations; 44 USC 3101, Records Management by Federal Agencies;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Reserve Personnel History File is maintained for the purposes of determining qualifications for members of the Naval Reserve Intelligence Program and providing a personnel management device for career development programs, manpower and personnel requirements for program activities assignment of support projects of the reserve program, and mobilization planning requirements. This information may be provided to the department of Defense and components therof for research, analysis, evaluation and utilization of the information and for such other matters as may be necessary to fulfill the responsibilities of the Department of Defense and the components therof. By other appropriate federal agencies who may require the information to fulfil such agencies' legal responsibilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computerized magnetic tapes

**Retrievability:** The file can be accessed for each file element or any combination therof

**Safeguards:** GSA approved security containers located in controlled access spaces.

**Retention and disposal:** Records are retained indefinitely.

**System manager(s) and address:** Commander, Naval Intelligence Command 2461 Eisenhower Avenue Alexandria, Virginia 22331

**Notification procedure:** Information may be obtained by written request to the System Manager, giving full name, residence address and date and place of birth. A notarized statement may be required for identity verification.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Reserve Personnel History File data submitted by the individual; background investigation reports from the Naval Investigative Service.

**Systems exempted from certain provisions of the act:** NONE

**N00015.OOK1**

**System name:** Special Intelligence Personnel Access File

**System location:** Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Va. 22331

**Categories of indlviduals covered by the system:** All civilian and military personnel of the Department of the Navy and contractors and consultants of the Department of the Navy.

**Categories of records in the system:** Records pertaining to the eligibility of Department of the Navy personnel (civilian,military, contractor and consultant) to be granted access to Special Intelligence which include documents of nomination, personal history statements, background investigation date and character, narrative memoranda of background investigation, eligibility documents for access to special intelligence, proof of indoctrination and debriefings as applicable and record of hazardous activity restrictions assigned.

**Authority for maintenance of the system:** National Security Act of 1947, as amended; 5 U.S.C. 301, Departmental regulations; 10 U.S.C. 503, Department of the Navy; 10 U.S.C. 6011, Navy Regulations; 44 U.S.C. 3101, Records Management by federal agencies; Executive Order 11652, classification and declassification of National Security Information and Material.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Special Intelligence Personnel Access File is maintained for the purpose of permitting a determination of an individual's eligibility for access to Special Intelligence information. This information may be provided to the Department of Defense and all its components, the Central Intelligence Agency, the Federal Bureau of Investigation, the National Security Agency, the Energy Research and Development Administration, the United States Treasury Department, the Department of State, and to any other Federal agency establishing a need to know for the performance of their assigned responsibilities.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Active files consist of paper records in file folders and computerized tapes. Inactive files are retained on microfiche.

**Retrievability:** Records are filed alphabetically by last name of the individual.

**Safeguards:** GSA approved containers located in controlled access spaces.

**Retention and disposal:** Records are retained indefinitely. Inactive files are retained on microfiche.

**System manager(s) and address:** Commander, Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Virginia 22331

**Notification procedure:** Information may be obtained by written request to the system manager, giving full name, residence address and date and place of birth. A notarized statement may be required for identity verification.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Personal History Statement and related forms from the individual. Access forms and documents prepared by the system manager. Correspondence between system manager and activities requesting access status.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00015.0NI53-1A**

**System name:** Status of Downed Naval Aviation Personnel, Southeast Asia Operations

**System location:** Primary Central System - Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Va. 22331 Decentralized Segments - Center for Prisoner of War Studies, Naval Health Research Center, San Diego, Ca. 92152; Fleet Aviation Special Operations Training Group, Atlantic, Detachment Brunswick, Naval Air Station, Brunswick, Ma. 04011; Fleet Aviation Special Operations Training Group, Pacific, Naval Air Station North Island, San Diego, Ca. 92135

**Categories of individuals covered by the system:** Military and civilian personnel of the Department of the Navy who were reported as either killed in action, missing in action, prisoner of war or recovered prisoner of war in the Southeast Asia area since June 1964 and repatriated civilian prisoners who were debriefed by Navy personnel at the request of the Department of State.

**Categories of records in the system:** File contains tape recordings, detailed written summaries and brief daily reports of the debriefing of all personnel described above. In addition the file contains individual folders and a Navy publication listing and containing information pertaining to military and civilian personnel of the Department of the Navy described above. An automated index of the information contained in the records by subject categories is currently being prepared.

**Authority for maintenance of the system:** National Security Act of 1947, as amended; 10 U.S.C. 503, Department of the Navy; 10 U.S.C. 6011, Navy Regulations; 5 U.S.C. 301, Departmental Regulations; 44 U.S.C. 3101, Records management by Federal Agencies;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By the Department of Defense and components therof for research analysis, evaluation and utilization of the information: for purposes of developing and evaluating plans, policies, procedures, training and treatment pertaining to survival, rescue, evasion, captivity, human behavior and related matters; for purposes of fulfilling intelligence requirements and matters related thereto; for purposes of determining the status of those personnel considered missing and matters related thereto; for purposes of determining treatment of American prisoners of war; for historical and statistical purposes; for purposes of aircraft vulnerability and safety studies and matters related thereto; and for such other matters as may be necessary to fulfill the responsibilities of the Department of Defense and the components thereof. By contractors of and consultants to the Department of Defense and components therof for the purposes stated above. By the Department of State, the Department of Justice, the Central Intelligence Agency, the United States Intelligence Board, the National Security Agency, the Veterans Administration and other appropriate Federal agencies who may require the information to fulfill such agencies legal responsibilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Publications, paper records in file folders, magnetic recorder tapes, punched cards, written reports and messages.

**Retrievability:** Alphabetically by last name.

**Safeguards:** Records are stored in locked files in a controlled access area and are accessible only to authorized personnel with proper security clearance and the need for access.

**Retention and disposal:** Records are permanent. They will be retained indefinitely for as long as requirements for the information exist and then subsequently retired to the Washington National Records Center.

**System manager(s) and address:** Commander, Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Va. 22331

**Notification procedure:** An individual can determine whether the system contains records pertaining to him by making a request in writing to the system manager. The written request should contain the individual's full name, current residence address and telephone number, and, if applicable, his military service number.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Most of the information in the system was obtained from the individual concerned. However, numerous diverse sources were utilized to develop information pertaining to the status of the individuals reported as a prisoner of war or as missing in action.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00015.050102**

**System name:** Intelligence Reserve Personnel Management File

**System location:** Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Va. 22331

**Categories of individuals covered by the system:** All officers and enlisted personnel of the Naval Reserve Intelligence Program

**Categories of records in the system:** File contains information relating to the individual's residence history, education, professional qualifications, occupational history, foreign country travel and knowledge, foreign language capabilities, history of active military duty assignments and military reserve active duty training, background investigation information, qualifications for active military duty assignments and military promotions,

**Authority for maintenance of the system:** National Security Act of 1947, as amended; 5 U.S.C. 301, Departmental regulations; 10 U.S.C. 503, Department of the Navy; 10 U.S.C. 6011, Navy Regulations; 44 U.S.C. 3101, Records Management by federal agencies;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These files are maintained for the purposes of determining qualifications for members of the Naval Reserve Intelligence Program and providing a personnel management device for career development programs, manpower and personnel requirements for program activities, assignment of support projects of the reserve program, and mobilization planning requirements. This information may be provided to the Department of Defense and components thereof for research, analysis, evaluation and utilization of the information and for such other matters as may be necessary to fulfill the responsibilities of the Department of Defense and the components thereof. By other appropriate federal agencies who may require the information to fulfill such agencies' legal responsibilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by last name.

**Safeguards:** GSA approved security containers located in controlled access spaces.



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**Retention and disposal:** Records are retained indefinitely

**System manager(s) and address:** Commander, Naval Intelligence Command 2461 Eisenhower Avenue, Alexandria, Virginia 22331

**Notification procedure:** Information may be obtained by written request to the System Manager, giving full name, residence address and date and place of birth. A notarized statement may be required for identity verification.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager

**Record source categories:** Reserve Personnel History File data submitted by the individual; correspondence regarding individual's military and civilian qualifications; letters from the Department of the Navy regarding promotions.

**Systems exempted from certain provisions of the act:** None

**N00018**

**System name:** Laboratory Information System (LABIS)

**System location:** National Naval Medical Center, Bethesda, Maryland, Naval Regional Medical Centers, and National Personnel Records Center, St. Louis, Missouri

**Categories of individuals covered by the system:** All personnel entitled to participate in the military health benefits program who have appeared at NNMC for treatment are registered in the system; laboratory results are stored for those personnel who have had procedures performed.

Also, personnel who have had specimens referred to NNMC for a procedure by another facility are temporarily registered by the system. Active Duty and Dependents Retired and Dependents Dependents of Deceased Personnel Foreign Personnel (Diplomatic) Civil Service Examinees Other Beneficiaries

**Categories of records in the system:** Patient Identification records are stored for all personnel registered in the data base. Patient Test Result records are stored temporarily on-line and then placed in off-line storage. Printed displays are filed in the patient chart and are considered a part of the medical record. Laboratory Operating Records are maintained for control of requested procedures from order to final report; a variety of working documents are produced therefrom. Statistical and Quality Control (nonpatient oriented) records are stored to meet professional and management requirements.

**Authority for maintenance of the system:** U.S. Code Title 44, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected for the purpose of returning, to requesting providers of health care services, properly identified and formatted data depicting physiological states as measured/identified by recognized clinical procedures.

Users are health care providers and medical students and researchers. Access is controlled by the Manual of the Medical Department. Records may be reviewed by committees and/or professional certifying bodies. Laboratory staff personnel use the data base as the source of worklists, for tracking changes in determinations, for answering inquiries, and to maintain control of the operations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The computer retains on-line a registration file of current (activity within one year) patients; laboratory findings for inpatients: up to 30 days after discharge or last result entry, for outpatients: up to 90 days after last result entry; and a variety of operational, quality control, and statistical accumulations for brief periods. Paper laboratory records are stored in the patient chart and subject to the same restrictions as the chart. a daily log of laboratory results is retained in a paper form for five years. Magnetic tapes are used for storage of all data listed above.

**Retrievability:** Data is accessed by family member prefix and Social Security number, which are used as the military identification number. Searches by name lead to the number which then serves as the access to the ADP file(s). Pseudo numbers are assigned to foreign personnel and other entitled beneficiaries not having a Social Security number. Laboratory logs are printed daily and are sorted by name.

**Safeguards:** The computer is located in an area observable by laboratory staff 24 hours a day, 7 days a week, but not accessible to the public. Remote terminals are either receive-only or can respond to a command from the system but cannot demand access to it. Passwords are required after a sign in procedure. Manual records and computer printouts are available only to authorized personnel and subject to the protection afforded medical records. Functions allowed from any terminal are controlled by tables.

**Retention and disposal:** Computer data is retained as follows:

ID data--1 year after last contact, then destroyed

Inpatient Results--30 days after discharge/last result, then placed on magnetic tapes, maximum retention specified.

Outpatient Results--90 days after last result, then placed on magnetic tape, maximum retention not specified. Workload date--Varying time frames, generally 30 days (includes Quality Control).

Printed reports are retained as follows: Interm patient reports--at physician's option generally short term, then destroyed.

Patient Reports--Same as Medical Records (archived), typically retained 5 years and then shipped to National Personnel Records Center. Workload Reports--5 days to 5 years for management data, then destroyed. Laboratory log--3 years, then destroyed. Census Reports--Short term, then destroyed.

**System manager(s) and address:** The Chief of the Bureau of Medicine and Surgery, Department of the Navy, 23rd and E Streets, N.W., Washington, D.C. 20372, Commanding Officer, National Naval Medical Center and Naval Regional Medical Centers, and the Director, National Personnel Records Center, 111 Winnebago St., St. Louis, Missouri 63118

**Notification procedure:** Request should be addressed to the Chief, Bureau of Medicine and Surgery, Department of the Navy, 23rd and E Streets, N.W., Washington, D.C. 20372. The letter should contain the full name and Social Security account number and/or service number of the requestor and his signature.

**Record access procedures:** Information may be obtained from: Chief, Bureau of Medicine and Surgery, Department of the Navy, 23rd and E Streets, N.W., Washington, D.C. 20372 Telephone--Area Code 202/254-4186 Written requests should contain the full name and Social Security account number and/or service number of the requestor and his signature.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual may be obtained from the SYSMANAGER.

**Record source categories:** Demographic data is provided by the individual at time of registration/ admission, or by next of kin or other source if the patient is not able to communicate. The laboratory request slip may have the data imprinted thereon. Laboratory findings are entered by Laboratory technicians and by accessioning personnel.

**Systems exempted from certain provisions of the act:** None

**N00018 01**

**System name:** N00018 Medical Department Training Records System

**System location:** Bureau of Medicine and Surgery, Navy Department, Washington, D.C. Bureau of Naval Personnel, Navy Department, Washington, D.C. Naval Reserve Personnel Center, Naval Training Center, Bainbridge, Md. Bureau of Medicine and Surgery Managed Education and Training Activities (Mailing addresses are listed in the directory of Department of the Navy mailing addresses in the Appendex to the Component System Notice). Various Colleges and Universities Affiliated with BUMED managed Training Activities

**Categories of individuals covered by the system:** Navy, Navy Reserve, other Armed Forces, and Civilian

**Categories of records in the system:** System comprises of automated and non-automated records reflecting information pertaining to individual identification factors, prior and current education and training, and professional accomplishments.

**Authority for maintenance of the system:** 5 USC 301 Department Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military and civilain employees of BUMED, BUPERS, and BUMED-managed education and training activities in the performance of their official duties related to the screening, evaluating and selection of candidates for scholarship program; continuing, short course, and graduate education and training; and for academic review boards when students are unable to complete the course for various reasons.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in automated systems form, file folders in standard file cabinets and visual 5 x 8 cardex references.

**Retrievability:** Automated records are retrieved by training, education program, student social security number, or name. Manual





systems are retrieved by training or educational program, name and social security number.

**Safeguards:** Records systems are maintained in office spaces controlled by office personnel during working hours, and by locks and roving security personnel after working hours.

**Retention and disposal:** Permanent records are maintained by BUMED. BUMED managed training and educational facilities maintain working copies of educational/ training records for approximately five years for statistical and credentialing purposes after which records may be destroyed.

**System manager(s) and address:** Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372.

**Notification procedure:** Requests should be addressed to Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372, and contain the school/training/ educational facility attended, full name, social security number, and signature of requerster. The individual may visit BUMED or the individual BUMED managed education facility and must possess proof of identification in the form of driver's license or Military DOD ID Card, or other information that will positively identify requester.

**Record access procedures:** Information may be obtained from Chief, Bureau of Medicine, Navy Department, Washington D.C. 20372 Telephone AC 202 254-4279 AUTOVON 249-4279

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military personnel records, civilian personnel records, and other educational institutions.

**Systems exempted from certain provisions of the act:** NONE

**N00018 02**

**System name:** Bureau of Medicine and Surgery Personnel Management Information System

**System location:** Bureau of Medicine and Surgery-controlled field activities. Addresses listed in the Department of the Navy directory of mailing addresses appendix to the Component Systems Notice.

**Categories of individuals covered by the system:** Active duty Navy medical officers

**Categories of records in the system:** Professional Performance Data Sheet (NAVMED 1611/1 Rev 7/74); Report of Off-Duty Remunerative Professional Civilian Employment by Officers of the Medical Department (BUMEDNOTE 1610, 22 Jan 75); listing of Surgical and Surgical Support Team Personnel.

**Authority for maintenance of the system:** Title 10, U.S. Code

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Professional aspect of officer assignment; statistical evaluation of off-duty professional employment; surgical team contingency planning; user is Medical Corps Division, BUMED.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in filing cabinets.

**Retrievability:** Last name

**Safeguards:** Locked cabinets; Spaces locked outside regular working hours.

**Retention and disposal:** Files retained for duration of member's active service.

**System manager(s) and address:** Chief, Bureau of Medicine and Surgery

**Notification procedure:** Request by correspondence should be addressed to Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372. The request should contain full name, rank, SSAN and file number (if any).

**Record access procedures:** Code 31, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Chairmen of clinical departments; commanding officers.

**Systems exempted from certain provisions of the act:** NONE

**N00018 03**

**System name:** Medical Treatment Record System

**System location:** Service Medical (Health and Dental) Records for active duty and Reserve, Navy and Marine Corps Personnel Retained at the individuals duty station or reserve unit. (Mailing address are listed in the DOD directory in the Appendex to the Component System Notice) Bureau of Medicine and Surgery, Navy Department, Washington, D.C. Bureau of Naval Personnel, Navy Department, Washington, D.C. Naval Reserve Personnel Center, Naval Training Center, Bainbridge, MD. Headquarters Marine Corps, Navy Department, Washington, D.C. Headquarters Marine Corps, Class iii, 1500 E. Bannister Road, Kansas City, Missouri 64131. National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132. Inpatient treatment records for military active duty, dependents, retired military and dependents, civilian employees, VA beneficiaries and humanitarian. Naval Regional Medical Centers and hospitals. National Personnel Records Center, 111 Winnebago Street, St. Louis, Missouri 63118. Outpatient treatment records for dependents of military active duty, retired military and their dependents, civilian employees, VA beneficiaries and humanitarian. Naval Regional Medical Centers, Naval Hospitals, and Clinics (dispensaries) National Personnel Records Center, 111 Winnebago Street, St. Louis, Missouri 63118.

**Categories of individuals covered by the system:** Navy, Marine Corps, other military personnel, dependents, retired military personnel and dependents, civilian employees, VA beneficiaries humanitarian.

**Categories of records in the system:** Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps: System is made up of records pertaining to the member or former member's medical history; physical, dental and mental examinations; consultation; innoculations; outpatient treatment, including laboratory and x-ray reports; report of medical boards; summaries of periods of hospitalization; dental evaluation and treatment; reports of exposure to Ionizing Radiation; results of special diagnostic and clinical studies; recommendations regarding requests for waivers of established physical standards.

Inpatient and Outpatient treatment records: File contains a multiplicity of prescribed forms documenting health evaluations, medical/dental care and treatment for any health or medical condition or problem provided an eligible individual on an outpatient and/or inpatient status. The records contain history and physical examinations or health evaluation, reports of exposure to ionizing radiation, consultation reports and medical care and treatment provided, including procedures utilized such as surgery, drugs, dietary, x-ray laboratory, nursing notes, physical therapy and other specialty care applicable to the medical diagnosis or conditions found. The records also contain patients demographic data, family health history data, length of inpatient stay, disease nomenclature, discharge summary of inpatient care. Documentation of health history, diagnosis, care and treatment provided and the recording thereof conform with the standards prescribed by the Joint Commission on Accreditation of Hospitals. In addition to, and based on individual medical record files, there are subsidiary records such as register of patients, patient health care statistics, operating room schedules, tumor registers, appointment registers, sick-call logs, x-ray files, laboratory files and logs, pharmacy records, etc.

**Authority for maintenance of the system:** 10 USC 5131 (as amended), 10 USC 5132, 44 USC 3101, 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties relating to the health and medical treatment of members and former members of the Naval Service; determining physical qualifications and suitability of candidates for various programs; personnel assignment; adjudicating claims and appeals before the Council of Personnel Boards and the Board for Correction of Naval Records; rendering opinions regarding members physical fitness for continued naval service; and litigation involving medical care provided members and former members of the Naval Service; performance of research studies and compilation of statistical data; implementing preventive medicine, Dentistry, and Communicable Disease Control programs. Officials and employees of other components of the Department of Defense in the performance of their official duties relating to determining the physical qualifications of applicants; in providing medical care to members and former members of the Naval Service, and the conduct of research studies.

Officials and employees of the Veterans Administration in the performance of their official duties relating to the adjudication of Veterans claims and in providing medical care to members of the Naval Service. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforce-



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ment, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to review of the physical qualifications and medical history of applicants and employees who are members or former members of the Naval Service and for the conduct of medical research studies.

Officials and employees of the National Research Council in cooperative studies of the National history of disease; of prognosis and of epidemiology. Each study in which the records of members and former members of the Naval Service are used must be approved by the Surgeon General of the Navy,

Officials and employees of local and state governments and agencies in the performance of their official duties pursuant to the laws and regulations governing the local control of communicable diseases, preventive medicine and safety programs, child abuse and other public helath and welfare programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps:

Records are stored in paper file folders and in some instances microfilm.

Inpatient and Outpatient treatment records. These records originate at any Navy medical treatment facility where the individual comes for medical care and treatment. The inpatient treatment records are retained for 2 years from date of last treatment at the activity and then sent to the National Personnel Records Center, St. Louis, Missouri. Outpatient treatment records are transferred for continuity of care and treatment to other medical activities upon change of station by the service member. Outpatient files, upon 2 years from date of last treatment are transferred to the National Personnel Records Center.

Inpatient and outpatient treatment records are paper records kept in file folders. Inpatient records are filed numerically by hospital register numbers. The alphabetical patient register serves as the locator media. Outpatient treatment records are filed by the military members SSN with an alphabetic card, or machine listing as the locator media. Medical x-rays are filed by a sequential number system with name logs or cards serving as the alphabetical locator media.

**Retrievability:** Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps:

Records held by divisions within BUMED and units are retrieved by name and social security number. Records retired to the National Personnel Records Center, St. Louis, Missouri prior to 1971 are retrieved by name and service or file number, after that date records are retrieved by name and social security number.

Inpatient and Outpatient treatment records.

Records are retrieved by locator media (alpha-name cards, logs or machine listings)

**Safeguards:** Records are kept in open-shelf or file cabinets in specific rooms or areas with access only by authorized personnel. Access is restricted to personnel having a need for the record in providing further medical care or in support administrative/clerical function. Records are controlled by a charge-out system to clinical and other authorized personnel.

**Retention and disposal:** Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps:

Service medical and dental records are retained until the termination of individual's military obligation at which time the record is transferred to permanent storage at the National Personnel Records Center.

Inpatient and Outpatient treatment records.

Military in-patient treatment, files are retained by National Personnel Records Center for 50 years.

Non-military (supernumary personnel) inpatient treatment files are retained by the National Personnel Records Center for 25 years. Outpatient treatment records-retained by the National Personnel Records Center for 25 years.

X-ray film. Entrance/separation x-rays for military members-retained by National Personnel Records Center for 50 years.

Diagnostic x-rays-retain for 5 years at medical facility or nearest records center and then destroyed.

**System manager(s) and address:** Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps: Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372; Commanding Officers-Naval Activities, ships, and stations, Director, National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 64131.

Inpatient and outpatient treatment records: Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372; Commanding Officer, Naval Medical Centers and hospitals or activities having clinics; Director, National Personnel Records Center, St. Louis, Missouri 63118.

**Notification procedure:** Service Medical (Health and Dental) Records for active duty and reserve; Navy and Marine Corps:

Requests for information from active duty personnel should be addressed to the individual's Commanding Officer, official mailing addresses are in the Department of Defense directory in the appendex to the Component's systems notice. Reservists should address requests for information to Chief, Bureau of Medicine and Surgery (Code 742), Navy Department, Washington, D.C.

Former members who have no further reserve or active duty obligation should address requests for information to Director, National Personnel Records Center (Navy Reference Branch), 9700 Page Boulevard, St. Louis, Missouri 64131.

All written requests should contain the full name and social security account number of the individual, his signature and those cases where his period of service ended before 1971 his service or file number. In requesting records for personnel who served before 1964 information provided to the National Personnel Records Center should also include date and place of birth and dates of periods of active Naval Service. Active duty personnel may visit the Medical Department at their duty station. Reservists whose tour of active duty ended after 1 July 1972 and have a continued Reserve obligation may visit Code 742, Bureau of Medicine and Surgery, Room 608, Crystal Mall 2, 1931 Jefferson Davis Highway, Arlington, Virginia 22202. Former members and Reservists whose tour of active duty ended prior to 1 July 1972 may visit the National Personnel Records Center, 9700 Page Boulevard, St. Louis, Missouri 63132. Proof of identification in the case of active duty retired and Reserve personnel will consist of the Armed Forces of the U.S. Identification Card or by other types of identification bearing picture and signature. Former members may provide drivers license or other types of identification bearing picture and signature.

Inpatient and outpatient treatment records:

(Care/treatment-within 2 years) Commanding Officer, Naval Regional Medical Center or hospital.

(More than 2 years) Director, National Personnel Records Center, 111 Winnebago Street, St. Louis, Missouri 63118.

Provide the following data: Full name, service number, status or SSN of sponsor, date(s) of treatment or period of hospitalization, address at time medical treatment, if known.

Office where requester may visit to obtain information of records pertaining to the individual

Regional Medical Center or Naval Hospital
Chief, Patient Affairs Service
Chief, Outpatient Service
Officer-in-charge other Navy medical facility

Full name, date and place of birth, ID card or drivers license, or other identification to sufficiently identify the individual with the medical records held by the treatment facility.

**Record access procedures:** Sysmanager

Service Medical (Health and Dental) Records for active duty and reserve, Navy and Marine Corps: Requests from individuals should be addressed to Director, Health Records Division, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerning may be obtained from the SYSMANAGER.

**Record source categories:** Reports from attending and previous physicians and other medical personnel regarding the results of physical, dental and mental examinations, treatment, evaluation, consultation, laboratory, x-ray and special studies conducted to provide health care to the individual is to determine the individuals physical and dental qualification.

**Systems exempted from certain provisions of the act:** None

**N00018 04**

**System name:** Decedent Affairs Records System

**System location:** Bureau of Medicine and Surgery (Code 73), 23d and E Sts, NW, Washington, D. C. 20372 Commandants of Naval Districts CO Naval Medical Treatment Facilities

**Categories of individuals covered by the system:** Deceased individuals for whom the Department of the Navy is responsible





**Categories of records in the system:** Reports concerning casualty, status, transportation of remains, requests for special escorts and our responses, disposition instructions, acknowledgements to nexts of kin; pertinent data, medals and awards, preparation and identification of remains reports, escort orders and debriefing forms, death certificates, some autopsy reports, DD Forms 1300 (Reports of Casualty); correspondence pertaining thereto; and adjudication copies and paid vouchers and statistical data excerpted from decedent affairs files

**Authority for maintenance of the system:** Title 5, US Code 103a and b; Title 10, Sections 1481-1488, US Code; Executive Orders 8557, 30 Sep 40 and 10209 of 1 Feb 51; 44 US Code 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** PURPOSE

To facilitate and monitor return of remains and associated benefits
CATEGORIES OF USERS
Department of Navy and families of decedents
SPECIFIC USES
Verification of eligibility for benefits; provision of information to families of decedents concerning identification, care and return of remains, causes of death and payment of allowances

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders Statistical data on magnetic tape

**Retrievability:** Filed alphabetically according to name of decedent by fiscal year of date of death -- Name, social security (or serial) number, date of death

**Safeguards:** Locked building and guard during non-duty hours; personnel screening during duty hours

**Retention and disposal:** Permanent - Records are accumulated chronologically and filed alphabetically by fiscal year; held three years and retired to the Federal Records Center for permanent retention under control of this Bureau

**System manager(s) and address:** Chief, Bureau of Medicine and Surgery Commandants of Naval Districts Commanding Officers, Medical Treatment Facilities

**Notification procedure:** Address inquiries to the systems manager Inquiry must include name of decedent, military status at time of death, SSAN and/or service number, and date of death Requestor may visit Bureau of Medicine and Surgery (Code 73), 23d and E Streets, NW, Washington, D. C. 20372

**Record access procedures:** The agency's rules for access to records may be obtained from the systems manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Reports submitted by field commands and nexts of kin as required by regulations and directives pertaining to the decedent affairs program

**Systems exempted from certain provisions of the act:** NONE

**N00018 05**

**System name:** Uncollectible Accounts

**System location:** Primary System - Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D. C. 20372. Decentralized Segments - Naval Hospitals and Medical Centers which provide services or perform work giving rise to such accounts receivable. (Mailing addresses are listed in the directory of Department of the Navy mailing addressesin the Appendix to the Component System Notice.)

**Categories of individuals covered by the system:** Any individual incurring indebtedness to the United States by receiving health care treatment or examination services funded by the Navy Medical Department. Coverage also includes sponsors and other persons responsible for the debts of such persons.

**Categories of records in the system:** The types of records in the system include Request for Recovery of CHAMPUS Funds (CHAMPUS Form 11); letter reports of uncollectible accounts receivable; substantiating documents such as Supplies and/or Services provided by Civilian Hospitals (DA Form 1863-1), Services and/or Supplies provided by Civilian Sources (except Hospitals) (DA Form 1863-2), Explanation of Benefits forms, physicians' and hospitals' statements of services and charges, payment receipts, admission documents, and correspondence relating to collection attempts or attempts to ascertain elligibility status or patient category; records of payments received; records of transmittal of accounts to investigative organizations, the Department of Justice, and/or the General Accounting Office; and records suspending or terminating collection action or effecting compromise settlement agreements.

**Authority for maintenance of the system:** 31 USC 191-195, 227, and 952 (also known as the Federal Claims Collection Act of 1966); 10 USC 1078-179; and 37 USC 702, 705, and 1007.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information in the system is collected to facilitate the recovery of amounts owed the United States. Users of the information includes field and bureau collection agents. The information is used to determine amounts owed, methods to be employed to effect recovery, and whether or not the claim can be compromised or collection action thereon terminated or suspended. In rare and exceptional cases an account file is referred to the Navy Investigative Service Office, the Department of Justice, or the General Accounting Office. Any individual records in the system might be transferred to any component of the DOD.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and reading files. Index cards (3'x5').

**Retrievability:** Filed alphabetically by last name of debtor within the fiscal year in which indebtedness was incurred. Summary records filed by medical treatment facility.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel that are properly screened and trained.

**Retention and disposal:** Records are retained in active file until collection action has been completed, compromised, suspended, or terminated. They are held in inactive file until statute of limitations has run and then destroyed.

**System manager(s) and address:** Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D. C. 20372 and Commanding Officers of Medical Treatment Facilities under the Command of the Chief, Bureau of Medicine and Surgery.

**Notification procedure:** Information may be obtained from the Chief, Bureau of Medicine and Surgery. Requests should provide the full name of the debtor, the military or dependency status of the debtor, and the location and approximate dates of treatment or examination. The requestor may visit the Comptroller, Bureau of Medicine and Surgery, 23rd and 'E' Streets, N. W., Washington, D. C. to obtain information on whether or not the system contains records pertaining to him or her. A valid driver's license and/or military ID card will be considered adequate proof of identity.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appearling initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Medical Treatment Facilities providing services which resulted in indebted to the United States, OCHAMPUS Denver, U. S. Postal Service, Military Locator Services, State Departments of Motor Vehicles, any component of the DOD, the Department of Justice, the General Accounting Office, retail credit associations, financial institutions, current or previous employers, educational institutions, trade associations, automated system interfaces, local law enforcement agencies, the Department of Health, Education, and Welfare, the Internal Revenue Service, and the Civil Service Commission.

**Systems exempted from certain provisions of the act:** NONE

**N00018 06**

**System name:** Navy Medical Department, Inpatient Data System MED-6300-2.

**System location:** Naval Medical Data Services Center, Bethesda, Maryland, ships and stations having Medical Department personnel

**Categories of individuals covered by the system:** All inpatients treated in naval medical treatment facilities

**Categories of records in the system:** Inpatient Admission/Disposition Record, NAVMED 6300/5

**Authority for maintenance of the system:** U.S. Code, Title 44, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** a. Essentially, this requirement calls for the following information by each user. (1) To provide medical workload data by individual reporting facility to the Bureau of Medicine and Surgery; to provide morbidity data to the Preventive



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Medicine Division, Bureau of Medicine and Surgery. (2) Surgeon General Army to provide inpatient data for Army patients treated in Navy medical facilities; Surgeon General Air Force to provide inpatient data for Air Force patients treated in Navy medical facilities; Health, Education, and Welfare - special studies of selected diagnoses; Members of Congress and Congressional Committees; National Academy of Sciences special studies of selected diagnoses; General Accounting Office - special studies of selected diagnoses and workload. (3) These data are used primarily to portray workload and morbidity data on a summary basis and not by individual case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes, discs and punch cards.

**Retrievability:** Automated records are primarily used to provide statistical summary data. The data can be retrieved by Social Security Number.

**Safeguards:** The computer facility is located in restricted locked area accessible only to authorized persons (computer operation personnel and programmers).

**Retention and disposal:** Computer magnetic tapes and discs will be retained for special disease and injury studies for 10 years minimum, maximum not yet determined.

**System manager(s) and address:** The Chief of Bureau of Medicine and Surgery, Department of Navy, 23rd and E Streets, N.W., Washington, D.C. 20372

**Notification procedure:** Request should be addressed to above addressee. The letter should contain the full name and Social Security Account Number and/or Service Number of the requestor and his signature.

**Record access procedures:** Information may be obtained from:

Chief, Bureau of Medicine and Surgery
Department of Navy
23rd and E Streets, N.W.
Washington, D.C. 20372
Telephone Area Code 202/254-4186

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Inpatient Admission/Disposition Record, NAVMED 6300/5, from all naval medical treatment facilities.

**Systems exempted from certain provisions of the act:** NONE

**N00018 07**

**System name:** Active Duty Navy and Marine Corps Death System (civilian/overseas death certificate)

**System location:** Naval Medical Data Services Center, Bethesda, Md. and Ships and Stations having Medical Department personnel reporting active duty Navy and Marine Corps deaths.

**Categories of individuals covered by the system:** Deaths for active duty Navy and Marine Corps personnel

**Categories of records in the system:** Civilian Death Certificates and overseas Civilian Death Certificates, (NAVMED 5360/2)

**Authority for maintenance of the system:** U.S. Code Title 44, Section 3101.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Essentially, this requirement calls for the following information by each user. To provide Summary Death Statistics to the Decedent Affairs and Service Branch, Bureau of Medicine and Surgery. Studies of selected diagnoses for various Bureau of Medicine and Surgery Codes. These files are used primarily to portray death data on a summary basis and not by individual case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs.

**Retrievability:** Automated records are primarily used to provide statistical summary data. The data can be retrieved by social security number.

**Safeguards:** The computer facility is located in restricted, locked area accessible only to authorized persons. (Computer operation personnel and programmers).

**Retention and disposal:** Computer magnetic tapes and discs will be retained for 10 years for special disease and injury studies, minimum, the maximum not yet determined.

**System manager(s) and address:** The Chief of Bureau of Medicine and Surgery, Department of Navy, 23rd and E Streets, N.W., Washington, D.C. 20372.

**Notification procedure:** Request should be addressed to above addressee. The letter should contain the full name and social security account number and/or service number of the requestor and his signature.

**Record access procedures:** Information may be obtained from:

Chief, Bureau of Medicine and Surgery
Department of Navy
23rd & E Streets, N.W.
Washington, D.C.
Telephone Area Code 202/254-4186

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Active duty Navy and Marine Corps deaths from civilian death certificates and overseas death certificates (NAVMED 5360/2).

**Systems exempted from certain provisions of the act:** NONE

**N00018 08**

**System name:** Navy Medical Department. Medical Board Data System

**System location:** Naval Medical Data Services Center, Bethesda, Md. and all Navy and Marine Corps facilities conducting Medical Board proceedings and U.S. Army Tripler General Hospital, Hawaii

**Categories of individuals covered by the system:** Navy and Marine Corps personnel receiving Medical Board action

**Categories of records in the system:** Medical Board Report Cover Sheet (NAVMED 6100/1)

**Authority for maintenance of the system:** U. S. Code Title 44, Section 3101

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide Medical Board summary data to the Director Physical Standards and Special Review Division, Bureau of Medicine and Surgery; special studies of selected diagnoses. These data are used primarily to portray Medical Board workload and diagnostic data on a summary basis and not by individual case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs

**Retrievability:** Automated records are primarily used to provide statistical summary data. The data can be retrieved by social security number.

**Safeguards:** The computer facility is located in restricted locked area accessible only to authorized persons. (Computer Operation personnel and Programmers)

**Retention and disposal:** Computer magnetic tapes and discs will be retained for special disease and injury studies, 10 year minimun, maximum not yet determined.

**System manager(s) and address:** The Chief of Bureau of Medicine and Surgery, Department of Navy, 23rd and E Streets, N.W., Washington, D.C. 20372.

**Notification procedure:** Request should be addressed to above addressee. The letter should contain the full name and social security account number and/or service number of the requestor and his signature.

**Record access procedures:** Information may be obtained from:

Chief, Bureau of Medicine and Surgery
Department of Navy
23rd and E Streets, N. W.
Washington, D. C. 20372
Telephone Area Code 202/254-4186

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Medical Board Report Sheet (NAVMED 6100/1) from all Navy and Marine Corps facilities conduction Medical Board Proceedings and U. S. Army Tripler General Hospital.

**Systems exempted from certain provisions of the act:** None





**N00018 09**

**System name:** Bureau of Medicine and Surgery Personnel Management Information System

**System location:** Bureau of Medicine and Surgery-controlled filed activities. Addresses listed in DOD directory, appendix to the Component Systems Notice.

**Categories of individuals covered by the system:** Active duty Navy medical officers

**Categories of records in the system:** Professional Performance Data Sheet (NAVMED 1611/1 Rev 7/74); Report of Off-Duty Remunerative Professional Civilian Employment by Officers of the Medical Department (BUMEDNOTE 1610, 22 Jan 75); listing of Surgical and Surgical Support Team Personnel.

**Authority for maintenance of the system:** Title 10, U.S. Code, 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Professional aspect of officer assignment; statistical evaluation of off-duty professional employment; surgical team contingency planning; user is Medical Corps Division, BUMED.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Maintained in filing cabinets.

**Retrievability:** Last name

**Safeguards:** Locked cabinets; Spaces locked outside regular working hours.

**Retention and disposal:** Files retained for duration of member's active service.

**System manager(s) and address:** Chief, Bureau of Medicine and Surgery

**Notification procedure:** Request by correspondence should be addressed to Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372. The request should contain full name, rank SSAN and file number (if any).

**Record access procedures:** Code 31, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinaton by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Chairman of clinical departments; commanding officers.

**Systems exempted from certain provisions of the act:** None

**N00019 AIR 953 BIO**

**System name:** People files

**System location:** Department of the Navy, Naval Air Systems Command, Washington, D.C. 20361

**Categories of individuals covered by the system:** Key individuals in the history of the development of naval aviation.

**Categories of records in the system:** General biographical data and some photographs.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Historical research by NAVAIR historian's office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** General monitoring of visitors to the office and locking of cabinets.

**Retention and disposal:** Indefinite

**System manager(s) and address:** Historian, AIR-953, Naval Air Systems Command

**Notification procedure:** Contact Historian, AIR-953, at above address. Requester must provide name. Office to visit: AIR-953. Identification required: none.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Heads of Naval Air Systems Command Headquarters, Groups and Staff Offices.

**Systems exempted from certain provisions of the act:** None

**N00022 NONAPACTSUPSYS**

**System name:** Nonappropriated Fund Activity Information Support System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D. C. 20370; and local nonappropriated Fund Activities under the cognizance of the Chief of Naval Personnel.

**Categories of individuals covered by the system:** Individuals authorized under current regulations to use Commissioned Officers Messes (open), Chief Petty Officer Messes, Petty Officer First and Second Class Messes, Enlisted Men's Clubs, Consolidated Package Stores, Special Services facilities, and other Non-Appropriated Fund Activities under the cognizance of the Chief of Naval Personnel.

**Categories of records in the system:** Correspondence, records, membership applications, membership and user listings of Nonappropriated Fund Activity facilities, accounts receivable records, bad check listings, investigatory reports involving abuse of facilities, required for management of Nonappropriated Fund Activities under the cognizance Chief of Naval Personnel.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their duties related to the management, supervision and administration of Nonappropriated Fund Activities under the cognizance of the Chief of Naval Personnel. The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office related to the management, supervision, and administration of Nonappropriated Fund Activities under the cognizance of the Chief of Naval Personnel.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management, supervision and administration of Nonappropriated Fund Activities under the cognizance of the Chief of Naval Personnel.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representatives of the Executive Branch Agencies.

The Senate or the House of Representatives of the United States or any committees or sub committees thereof on matters within their jurisdiction requiring disclosure of the files or records of persons covered by this system.

Such Civilian Contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums and on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.

**Retrievability:** Primarily by Name, and/or Social Security Number/Membership Number.

**Safeguards:** Computer and punched card processing facilities are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records, or Departmental Instructions.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D. C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, 20370; or to the Head of the local Nonappropriated Fund Activity concerned. The letter should contain full name, social security account number, status, address, and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Washington, D. C. 20370 (Arlington Annex, FOB 2), Rm. 1066 for assistance with records located in that building; or the individual may visit the local activity concerned for access to locally maintained records. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.



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**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officals and employees of the Department of the Navy, Department of Defense, and components thereof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; general correspondence concerning the individual.

**Systems exempted from certain provisions of the act:** None

**N00022.81**

**System name:** Personnel Security Eligibility information System

**System location:** Prmary System-Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370

Secondary System-local activity to which individual is assigned (see Directory of the Department of the Navy Mailing Addresses)

**Categories of individuals covered by the system:** Members of the U.S. Navy and Naval Reserve, former members, and applicants for enlistment or commissioning.

**Categories of records in the system:** Files contain reports of personnel security investigations, criminal investigations, and counterintelligence investigations, usually brief excerpts only; correspondence, records and information pertinent to an individual's eligibility for acceptance and retention, personnel security clearance, assignment to the Nuclear Weapon Personnel Reliability Program or other 'high risk' program requiring personnel quality control.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to personnel security eligibility;

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to personnel security eligibility.

Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement or other matters under the jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies;

State and Local government agencies in the performance of their official duties related to personnel security eligibility;

Officials and employees of the Department of Defense in the performance of their duties related to personnel security eligibility;

Officials and employees of other agencies of the Executive Branch of the government, upon request, in the performance of their duties related to personnel security eligibility;

Senate or the House of Representatives of the United States or any committees or subcommittees thereof, requiring disclosure of the files or records of individuals covered by this system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and index cards. Some information from the paper records is contained in an automated file.

**Retrievability:** Filed alphabetically by last name of individual. Automated files are by social security account number.

**Safeguards:** Stored in locked safes and cabinets. File areas are accessible only to authorized persons who are properly screened, cleared, and trained.

**Retention and disposal:** Records and portions thereof vary in period of time retained; records are retained and disposed of in accordance with Department Regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to Chief of Naval Personnel, (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or in accordance with the Directory of the Department of the Navy Mailing Adresses (i.e., local activities). The letter should contain full name, social security account number, rank/rate/civilian status, address and notarized signature of the requestor. The individual may visit the Chief of Naval Personnel, Arlington Annex, (FOB 2) Washington, D.C., Rm. 1066, for assistance with records located in that building; or the individual may visit the local activity to which attached for access to locally maintained records. Prior written notification of personal visits is required to ensure that all parts of the record will be available at the time of the visit. Proof of identify will be required and will consist of a military identification card for persons having such cards and picture-bearing identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing inital determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and other Departments and Agencies of the Executives Branch of government, and components thereof, in performance of their official duties and as specified by current instruction and regulations promulgated by competent authority; civilian and military investigative reports; federal state and local court doucments; fingerprint cards; official correspondence concerning individual.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00022.82**

**System name:** Navy Personnel Evaluation System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** All members of the U.S. Navy including Regular, Reserve, Active Duty, Inactive Duty, Fleet Reserve and Retired.

**Categories of records in the system:** Correspondence and investigatory material containing information pertinent to member's retention, assignment or separation.

**Authority for maintenance of the system:** 5 USC 301. Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to personnel administration of Navy members; Officials and employees of the Department of Defense and its other components in the performance of their official duties related to personnel administration.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies;

The Secretary of Health, Education and Welfare, and the Director, Veterans Administration, and Director, Selective Service Administration and their officials and employees in connection with notification and assistance in obtaining benefits by members and former members;

Officials and employees of other Departments and agencies of the Executive Branch of government upon request, in the performance of their official duties related to personnel administration;

Such civilian contractors as are or may be operating in accordance with an approved, official contract with the U.S. Government; The Senate or the House of Representatives of the United States or any committees or subcommittees therof, requiring disclosure of the files or records of individuals covered by this system;

Officials and employees of the General Accounting Office upon request in the performance of their official duties relating to personnel administration. State and local government agencies in the performance of their official duties related to personnel administration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and index cards. Some information from the paper records is automated.

**Retrievability:** Filed alphabetically by last name or by Social Security Account Number.

**Safeguards:** Stored in locked safes and cabinets in buildings that employ security guards. File areas are accessible only to authorized persons who are properly screened, cleared and trained.

**Retention and disposal:** Records are maintained as long as member has any affiliation with the Naval service and for five years thereafter and are then destroyed.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to Chief of Naval Personnel (Attn: Privacy Act Coordinator),





Navy Department, Washington, D.C. 20370. The letter should contain full namer social security account number, rank/ rate/civilian status, address and notarized signature of the requestor. The individual may visit the Chief of Naval Personnel, Arlington Annex, Washington, D.C. (FOB 2) Rm. 1066, for assistance with records located in that building. Prior written notification of personal visits is required to ensure that all parts of the record will be available at the time of the visit. Proof of identity will be required and will consist of a military identification card for persons having such cards and picture-bearing identification.

**Record access procedures:** The agency's ruls for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Civilian and military investigative reports; reports of federal and state civilian court actions and criminal proceedings; general correspondence concerning and individual; officials and employees of the Department of the Navy, Department of Defense and Components therof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00022CASINFOSUPPSYS**

**System name:** Casualty Information Support System

**System location:** Primary System-Chief of Naval Personnel, Navy Department, Washington, D.C. 20370 and local activity to which individual is assigned (see Directory of the Department of the Navy Mailing Addresses); Washington National Records Center, Suitland, Maryland.

**Categories of individuals covered by the system:** All Navy military personnel who are reported missing, missing in Action, Prisoner of War or otherwise detained by armed force; deceased in either an active or inactive duty status; reported ill/injured in either active duty, fleet reserve, or retired status.

**Categories of records in the system:** Correspondence, reports, and records in both automated and non-automated form concerning circumstances of casualty, next-of-kin data, survivor benefit information, personal and service data, and casualty program data.

**Authority for maintenance of the system:** Title 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in performance of their official duties related to casualty program management and responding to inquiries from survivors of Navy military personnel.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to Casualty Program Management.

Secretary of Health Education and Welfare and the Director of the Veterans Administration and their officials and employees in connection with eligibility, notification and assistance in obtaining benefits due.

The Senate or the House of Representatives of the United States or any committee or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the casualty files of Navy members.

Nongovernment Agencies - To assist in settlement of member's affairs. The comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the Navy's Casualty and Survivor's Benefit Program.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the department of justice or carried out as the legal representative of the Executive Branch agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums and on punched cards.

Manual records may be stored in paper files, microfiche or microfilm.

**Retrievability:** Records may be retrieved by name and/or social security account number.

**Safeguards:** Computer and punched card processing facilities are located in restricted areas accessible only to authorized persons that are properly screened, trained, and cleared.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Files are retained and disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records, or in accordance with Department Regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370.

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel, (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or, in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities). The letter should contain full name, social security account number (and/or enlisted service number/officer file number), rank/rate, military status, date of casualty and status at time of casualty, and signature of the requestor. The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), RM 1066, Washington, D.C. for assistance with records located in that building; or the individual may visit the local activity for access to locally maintained records. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, Public Health Service, Veterans Administration, and components thereof, in performance of their official duties as specified by current Instructions and Regulations promulgated by competent authority; casualty reports may also be received from state and local agencies, Hospitals and other agencies having knowledge of casualties to Navy personnel; general correspondence concerning member.

**Systems exempted from certain provisions of the act:** None

**N00022CIVEMPNAF**

**System name:** Record System for Civilian Employees of Nonappropriated Fund (NAF) Activities

**System location:** Primary System-Bureau of Naval Personnel, Washington, D.C. 20370; and local activity to which individual is assigned (see Directory of the Department of the Navy Mailing Addresses); National Personnel Records Center, St. Louis, Missouri 63132.

**Categories of individuals covered by the system:** Civilian employees of Nonappropriated Fund Activities under the cognizance of the Chief of Naval Personnel.

**Categories of records in the system:** Correspondence and records pertaining to performance, employment, pay, classification, personnel actions, medical, insurance, retirement, tax withholding information, exemptions, unemployment compensation, employee profile, education, benefits, discipline and administration of nonappropriated fund civilian personnel.

**Authority for maintenance of the system:** 5 USC 301. Department Regulations

Public Law 92-392

Fair Labor Standards Act, as amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management, supervision and administration of nonappropriated fund civilian personnel.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management, supervision and administration of nonappropriated fund civilian personnel.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch Agencies.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to management, supervision and administration of Nonappropriated Fund civilian personnel.



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The Senate or the House of Representatives of the United States or any committee or subcommittee thereof, on matters within their jurisdiction requiring disclosure of the files or records of Nonappropriated Fund civilian personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums and on punched cards.

Manual records may be stored in paper file folders, microfiche, or microfilm.

**Retrievability:** Records may be retrieved by name, social security account number and/or activity number.

**Safeguards:** Computer and punched card progessing facilities are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5b, subj: Disposal of Navy and Marine Corps Records, or Departmental Regulations.

**System manager(s) and address:** Chief of Naval Personnel, Department of the Navy, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel, (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or, in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities).

The letter should contain full name, social security number, activity at which employed, and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm 1066, Washington, D.C. for assistance with records located in that building; or the individual may visit the local activity to which attached for access to locally maintained records.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy and Department of Defense in the performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; previous employers; educational institutions; employment agencies; civilian and military investigative reports; general correspondence concerning individual.

**Systems exempted from certain provisions of the act:** None

**N00022CIVPERSADMSYS**

**System name:** Civilian Personnel Administrative Services Record System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D. C. 20370

**Categories of individuals covered by the system:** Civilian employees and former employees of the Bureau of Naval Personnel and the Naval Personnel Program Support Activity.

**Categories of records in the system:** Correspondence and records concerning personal identification, directory and locator services, vehicle parking, security, disaster control, community relations (blood donor, etc.) employee recreation programs temporary duty travel, employee applications, nominations, training, violations of rules, appointments to duties or offices, security, and other personal action records.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy other components of the Department of Defense in the performance of their official duties related to the management, supervisor and administration of civilian employees of the Bureau of Naval Personnel Program Support Activity.

The Comptroller General or any of his authorized representatives, upon, request, in the course of the performance of duties of the General Accounting Office relating to the management, supervision, and supervision of civilian employees of the Bureau of Naval Personnel and the Naval Personnel Program Support Activity.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

The Senate or House of Representatives of the United States or any committee or subcommittee thereof, on matters within their jurisdiction requiring disclosure of the files or records of civilian personnel covered by this system. Such civilian contractors and their employees as are or may be operating in accordance with an approved, official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or card files

**Retrievability:** Filed alphabetically by last name of subject

**Safeguards:** Access to records restricted to those who have a need to know. The small amount of classified information is maintained in approved security containers.

**Retention and disposal:** Records are retained and disposed of in accordance with Departmental regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D. C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D. C. 20370; letter should contain full name, social security account number, civilian status (currently employed or previously employed), system of records to which access is desired, and signature of the requestor. The individual may also visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm 2066, Washington, D. C. Proof of identification will be by picture-bearing identification or other positive personal identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** From supervisor of subject, from Civil Service Commission, from Naval Investigative Service, BUPERS Duty Officer, BUPERS Security Manager, BUPERS Classified Clearance Officers, from Assistant Chief of Naval Personnel for Performance and Security, from BUPERS employee personnel records, from Headquarters, U. S. Marine Corps, from American Red Cross.

**Systems exempted from certain provisions of the act:** None

**N00022ENLDEVDISTSYS**

**System name:** Enlisted Development and Distribution Support System

**System location:** Primary System-Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370 Secondary System-Enlisted Personnel Management Center, New Orleans, Louisiana 70159 and Naval Reserve Personnel Center, Naval Support Activity (East Bank), Bldg. 603, New Orleans, Louisiana 70159

**Categories of individuals covered by the system:** All Navy enlisted personnel: active, inactive, reserve, fleet reserve, and retired.

**Categories of records in the system:** Correspondence and records in both automated and non-automated form concerning classification, assignment, distribution, advancement, performance, retention, reenlistment, separation, training, education, morale, personal affairs, benefits, entitlements, and administration of Navy military personnel.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and emloyees of the Department of the Navy in the performance of their official duties to initiate, develop, implement, and carry out policies pertaining to enlisted personnel assignment, placement, retention, career enhancement and motivation, and other career related matters, in order to meet manpower allocations and requirements.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management and administration of Navy enlisted personnel in order to meet manpower allocations and requirements.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management and administration





of Navy enlisted personnel in order to meet manpower allocations and requirements.

The Senate of the House of Representatives of the United States or any Committee or subcommittee thereof on matters within their jurisdiction requiring disclosure of the files or records of Navy military personnel.

Such civilian contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums, and on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.

**Retrievability:** Automated records may be retrieved by social security account number and/or name.

Manual records may be retrieved by name, social security account number, or enlisted service number.

**Safeguards:** Computer and punched card processing facilities and terminals are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records.

**System manager(s) and address:** The Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or, for Training and Administration of Reserve personnel only, to Commanding Officer, (Attn: Privacy Act Coordinator) Naval Reserve Personnel Center, Naval Support Activity (East Bank), Bldg. 603, New Orleans, Louisiana 70159. The letter should contain full name, social security account number (and/or enlisted service number), rate, military status, and signature of the requestor. The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm. 1066, Washington, D.C. for assistance with records located in that building; or Training and Administration of Reserve personnel may visit the Commanding Officer (Privacy Act Coordinator), Naval Support Activity (East Bank), Bldg. 603, New Orleans, Louisiana 70159. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to ecords may be obtained from SYSMANAGER.

**Contesting record procednres:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and components therof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; general correspondence concerning the individual; official records of professional qualifications; Navy Relief and American Red Cross requests for verification of status; Educational institutions.

**Systems exempted from certain provisions of the act:** None

**N00022ENLMAUSTSYS**

**System name:** Enlisted Master File Automated System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D. C. 20370; Personnel Management Information Center, New Orleans, LA 70159; Naval Reserve Personnel Center, New Orleans, LA 70159

**Categories of individuals covered by the system:** All Navy Enlisted Personnel: Active and Inactive

**Categories of records in the system:** Computer file contains data concerning enlisted assignment, planning, programming, accounting, advancement, career development, procurement, education, training, retirement, performance, security, personal data, qualifications, and enlisted reserve drill data. System also contains Activity Personnel Diaries, personnel accounting documents, Reserve Unit Drill reports and other personnel transaction documents necessary to maintain file accuracy and currency; and all computer extracts. microform, and printed reports therefrom.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management, supervision, and administration of Navy enlisted personnel and the operation of personnel affairs and functions; the design, development, maintenance and operation of the automated system of records.

Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management, supervision, and administration of Navy enlisted personnel.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management, supervision and administration of Navy enlisted personnel and the operation of personnel affairs and functions.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management, supervision and administration of Navy enlisted personnel and the operation of personnel affairs and functions. The Senate or the House of Representatives of the United States or any committee or subcommittee therof, on matters within their jurisdiction requiring disclosure of the files or records of Navy enlisted personnel.

Such civilian contractors and their employees as are or may be operating in accordance with an approved, official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes, disks, drums and on punched cards.

Printed reports and other related documents supporting the system are stored in authorized areas only.

**Retrievability:** Automated records are retrieved by Social Security Account Number.

**Safeguards:** Computer files are kept in a secure, continuously manned area and are accessible only to authorized computer operators and programmers who are directed to respond to valid, official requests for data.

**Retention and disposal:** Automated records are retained in accordance with Manpower and Personnel Management Information System Manual (periods range from 1 month to permanent).

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D. C. 20370

**Notification procedure:** Requests by correspondence from active duty enlisted personnel shall be addressed to : Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D. C. 20370; requests by correspondence from inactive duty and reserve enlisted personnel shall be addressed to: Commanding Officer, Naval Reserve Personnel Center (Attn: Privacy Act Coordinator), New Orleans, LA 70159; the letter must contain full name, social security account number, name, rate, status, and signature of requestor.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy and Department of Defense in performance of their official duties and as specified by current instructions and regulations promulgated by competent authority; educational institutions.

**Systems exempted from certain provisions of the act:** None

**N00022EQOPPINFOSYS**

**System name:** Equal Opportunity Information and Support System

**System location:** Primary System-Bureau of Naval Personnel, Navy Department, Washington, D. C. 20370; and local activity to which individual is attached (see Directory of the Department of the Navy Mailing Addresses).

Secondary System-Department of the Navy Activities in the Chain of Command between the local activity and the Headquarters level (see Directory of the Department of the Navy Mailing Addresses).



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**Categories of individuals covered by the system:** Navy personnel who are involved in formal or informal investigations involving aspects of equal opportunity; and/or who have initiated, or were the subject of correspondence concerning aspects of equal opportunity.

**Categories of records in the system:** Correspondence and records concerning incident data, endorsements and recommedations, formal and informal investigations concerning aspects of equal opportunity.

**Authority for maintenance of the system:** 5 USC 301 DEPARTMENTAL REGULATIONS

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to equal opportunity matters.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to equal opportunity matters.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to equal opportunity matters.

The Senate or the House of Representatives of the United States or any Committee or subcommittee thereof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of Navy military personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned.

**Safeguards:** Records maintained in areas accessible only to authorized personnel on a need to know basis.

**Retention and disposal:** Records disposed of after two years in accordance with SECNAVINST P5212.5B, 'Disposal of Navy and Marine Corps Records'; or in accordance with Departmental Regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370.

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Washington, D.C. 20370; or, in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities). The letter should contain full name, social security account number, rank/rate, military status, and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Arlington Annex (FB 2), Rm. 1066 Washington D.C. for assistance with records located in that building; or the individual may visit the local activity to which attached for access to locally maintained records. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and components thereof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; federal, state, and local court documents; military investigatory reports; general correspondence concerning individual.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00022NAVHOMRESINFSY**

**System name:** Naval Home Resident Information System

**System location:** Primary System-Governor, U.S. Naval Home, 24th and Grays Ferry Avenue, Philadelphia Pennsylvania 19146 Secondary System-National Personnel Records Center, St. Louis, Missouri 63132

**Categories of individuals covered by the system:** Residents of the Naval Home (current, discharged and deceased).

**Categories of records in the system:** Correspondence and records concerning application for admission and supporting documents, personnel data, service data, personal affairs, administrative records covering period of residence.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations
24 USC 17

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy, generally, and the Naval Home, specifically, in the performance of their official duties related to the management, supervision, and administration of the Naval Home.

The Comptroller General or any his authorized representatives, upon request, in the performance of duties of the General Accounting Office related to the management, supervision, and administration of the Naval Home.

Officials and employees of the Veterans Administration in the performance of their duties related to eligibility, notification and assistance in obtaining benefits by residents of the Naval Home.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records may be stored in paper file folders, and/or vertical card files.

**Retrievability:** Records may be retrieved by name.

**Safeguards:** All file folders and cards of residents are locked in file cabinets and are available only to authorized persons having a need to know.

**Retention and disposal:** Records are maintained at Naval Home for life of Resident and for 10 years after death or discharge or Resident; thereafter, records are retained at the National Personnel Records Center, St. Louis, Missouri.

**System manager(s) and address:** Governor, U.S. Naval Home, 24th and Grays Ferry Avenue, Philadelphia, Pa 19146.

**Notification procedure:** Requests by correspondence should be addressed to : Governor, U.S. Naval Home, 24th and Grays Ferry Avenue, Philadelphia, Pa 19146. The letter should contain full name, social security account number (and/or enlisted service number/officer file number), rank/rate, and signature of requestor. The individual may visit the Governor, U.S. Naval Home for assistance with record located in that building. Proof of identification will consist of Military Identification Card.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and Veteran's Administration in the performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; general correspondence concerning the individual.

**Systems exempted from certain provisions of the act:** None

**N00022OFFDEVDISTSYS**

**System name:** Naval Officer Development and Distribution Support System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370

**Categories of individuals covered by the system:** All Naval officers on active duty; all Naval Reserve officers requesting recall to active duty.

**Categories of records in the system:** Correspondence and personnel records in both automated and non-automated form concerning classification, qualifications, assignment, placement, career development, education, training, recall, release from active duty and management of Naval officers.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations
10 USC 5504 Lineal List
10 USC 5708 Promotion Selection List

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the classification, qualifications, assignment, placement, career development, education, training, recall and release of officer personnel in order to meet manpower allocations and require-





ments. The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the Navy's military manpower allocations and requirements.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representive of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management and administration of Naval officer personnel in order to meet manpower allocations and requirements.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management and administration of Naval officer personnel in order to meet manpower allocations and requirements.

The Senate or the House of Representatives of the United States or any Committee or subcommittee therof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of Navy military personnel.

Such Civilian Contractors and their employees as are or may be operating in accordance with an approved, official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetice tapes, disc, drums and on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.

**Retrievability:** Automated records may be retrieved by social security account number and/or name.

Manual records may be retrieved by name or social security account number.

**Safeguards:** Computer and punched card processing facilities and terminals are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are generally maintained until superseded, or for a period of two years or until release from active duty and disposed of by burning or shredding.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washingtonm, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator) Navy Department, Washington, D.C. 20370. The letter should contain full name, rank, social security account number, designator, address and signature.

The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2) Rm. 1066 Washington, D.C. for assistance. Advance notification is requested for personal visits. Proof of identification will consist of military identification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Personnel Service jackets; records of the officer promotion system; officials and employees of the Department of the Navy, Department of Defense, and components thereof, in performance of their official duties and as specified by current instructions and regulations promulgated by competent authority; education institutions; official records of professional qualifications; general correspondence concerning the individual.

**Systems exempted from certain provisions of the act:** None

**N00022OFFMAUSTSYS**

**System name:** Officer Master File Automated System

**System location:** Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370; Personnel Management Information Center, New Orleans, LA 70159; Naval Reserve Personnel Center, New Orleans, LA 70159

**Categories of individuals covered by the system:** All Naval Officers; commissioned, warrant, active, inactive; officer candidates, and Naval Reserve Officer Training Corps personnel.

**Categories of records in the system:** Computer file contains data concerning officer assignment, planning, accounting, promotions, career development, procurement, education, training, retirement, performance, security, personal data, qualifications, programming, and Reserve Officer drill data. System also contains activity Personnel Diaries, personnel accounting documents, Reserve Unit Drill Reports and other personnel transaction documents necessary to maintain file accuracy and currency; and all computer file extracts, microform and printed reports therefrom.

**Authority for maintenance of the system:** Title 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management, supervision, and administration of Navy officer personnel and the operation of personnel affairs and functions; the design, development, maintenance and operation of the automated system of records.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the Navy's military manpower management program. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management, supervision and administration of Navy officer personnel and the operation of personnel affairs and functions.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management, supervision and administration of Navy officer personnel and the operation of personnel affairs and functions. The Senate or the House of Representatives of the United States or any committee or subcommittee therof, on matters within their jurisdiction requiring disclosure of the files or records of Navy officer personnel.

Such Civilain Contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated Records are stored on magnetic tapes, disks, drums and on punched cards. Printed reports and other paper documents supporting the system are stored in authorized personnel areas only.

**Retrievability:** Automated records are retrieved by Social Security Account number.

**Safeguards:** Computer files are kept in a secure, continuously manned area and are accessible only to authorized computer operators and programmers who are directed to respond to valid, official requests for data.

**Retention and disposal:** Records are retained in accordance with MAPMIS Manual (periods range from 1 month to permanent).

**System manager(s) and address:** Chief of Naval Personnel, Department of the Navy, Washington, D.C. 20370.

**Notification procedure:** Active duty Navy Officers/Officer Candidates shall request by correspondence addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator) Navy Department, Washington, D.C. 20370. Naval Reserve and retired officers shall request by correspondence from commanding officer, Naval Reserve Personnel Center, New Orleans, LA 70159. Requests shall contain full name, Social Security Account Number, rank, status, address and signature of the requestor.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officers and employees of the Department of the Navy, Department of Defense and components thereof, in performance of their official duties and as specified by current Instructions and Regulation promulgated by competent authority; official records of professional qualifications; Educational institutions.

**Systems exempted from certain provisions of the act:** None

**N00022OFFPROMSYS**

**System name:** Officer Promotion System



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**System location:** Bureau of Naval Personnel, Navy Department, Washington D.C. 20370; and Reporting Seniors (see Directory of the Department of the Navy Mailing Addresses); Federal Records Storage Centers; National Archives.

**Categories of individuals covered by the system:** All officers on active duty; all reserve officers on inactive duty.

**Categories of records in the system:** Fitness Report Jacket, Selection Board Jacket, Officer Summary Record, Promotion History Cards, and other records concerning fitness and qualifications of officers and related to promotion requirements.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

10 USC 543 Selection Boards
10 USC 33, 545, 549 Promotions

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the selection of officers for promotion in the U.S. Navy.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the Navy's Officer Promotion System and records contained therin.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch Agencies.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the Navy's Officer Promotion System and records contained therin.

Officials and employees of other Departments and Agencies of the Executive Branch of the Government, upon request, in the performance of their official duties related to the Navy's Officer Promotion System and the records contained therein.

The Senate or the House of Representatives of the United States or any committee or subcommittee therof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of Naval Officers. Such Civilian Contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tape, discs or on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.

**Retrievability:** Automated records may be retrieved by social security account number. Manual records may be retrieved by social security account number and/or officer file number, and name.

**Safeguards:** Computer and punched card processing facilities and terminals are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or to Reporting Seniors (see Directory of the Department of the Navy Mailing Addresses). The letter should contain full name, social security account number, (or officer file number), rank, military status, address and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Arlington Annex, (FOB 2), Rm. 1066, Washington, D.C. for assistance with records located in that building; or the individual may visit the Reporting-Senior for records maintained by that individual. Proof of identification will consist of Military Identification Card.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, other Departments and Agencies of the Executive Branch of the Government, and components therof, in the performance of their official duties as specified by current Instructions and Regulations promulgated by competent authority; educational institutions; federal, state and local court documents; general correspondence concerning the individual;official records of professional qualifications.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00022PERSCOMSOLPRSY**

**System name:** Personal Commercial Affairs Solicitation Privilege File System

**System location:** Primary System-Chief of Naval Personnel, Navy Department, Washington, D.C. 20370.

Secondary System-Local Navy Activities involved in the Personal Commercial Affairs Solicitation Privilege System (see Directory of the Department of the Navy Mailing Addresses).

**Categories of individuals covered by the system:** Individuals who are authorized Personal Commercial Affairs Solicitation Authorization concerning solicitation privileges on board military installations.

**Categories of records in the system:** Correspondence and records concerning letter of application for solicitation privileges, letters of accreditation, violation incident data, denial data, appeal data, and other supporting documents.

**Authority for maintenance of the system:** Title 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to Commercial Affairs Solicitation matters.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to Commercial Affairs Solicitation matters.

The Senate or the House of Representatives of the United States or any committee or subcommittees on matters within their jurisdiction requiring disclosure of files of persons affected.

State and local agencies in performance of their official duties related to agent qualifications.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

Private firms whose agents have been banned may request verification of the status of agents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records may be stored in paper file folders.

**Retrievabillty:** Records are retrieved by name of agent or agency.

**Safeguards:** Records are accessible only to authorized personnel having a need to know.

**Retention and disposal:** Files are retained and disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records, or Departmental Regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities). The letter should contain full name, social security number of the applicant, firm represented, and dates or time period in question, and signature of the requestor. The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm 1066, Washington, D.C. for assistance with records located in that building; or the individual may visit the local activity for access to records maintained locally. Proof of identification will consist of picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerning may be obtained from the SYSMANAGER.





**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and components thereof, in performance of their official duties as specified by current Instructions and Regulations promulgated by competent authority; State and local agencies in the performance of their official duties related to agent qualifications; investigatory records; general correspondence concerning individual agents.

**Systems exempted from certain provisions of the act:** None

**N00022PERSERVDEPSERVS**

**System name:** Personal Services and Dependents Services Support System

**System location:** Primary System-Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370; Navy Family Allowance Activity, Anthony J. Celebrezze Federal Building, Room 967, Cleveland, Ohio 44199; local activity to which individual is assigned (see Directory of the Department of the Navy Mailing Addresses).

Secondary System-Department of the Navy Activities in the Chain of Command between the local activity and the Headquarters level (see Directory of the Department of the Navy Mailing Addresses).

**Categories of individuals covered by the system:** All Navy military personnel: officers, enlisted, active, inactive, reserve, fleet reserve, retired, midshipmen, officer candidates, Naval Reserve Officer Training Corps personnel, and their dependents.

**Categories of records in the system:** Applications, forms, correspondence and supporting documents and other personnel records concerning entitlements, benefits, basic allowance for quarters, waiver of indebtedness, travel allowances, morale, and personal affairs.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

10 USC 6161
10 USC 2774 as added by Public Law 92-453

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management, supervision, and administration of personal services, benefits and entitlements for Navy members and their dependents.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office related to management, supervision and administration of personal services, benefits and entitlements for Navy members and their dependents.

Officials and employees of the Veterans' Administration in the performance of their official duties related to eligibility, notification and assistance in obtaining benefits by members and former members of the Navy.

The Senate or the House of Representatives of the United States or any Committee or subcommittee thereof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of Navy military personnel and their dependents.

Officials and employees of Navy Relief and the American Red Cross in the performance of their duties related to assistance of the members, their dependents and relatives.

State and local agencies in performance of their official duties related to assistance of the members and their dependents.

Non-government agencies only to assist members and their dependents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums and on punched cards.

Manual records may be stored in paper file folders.

**Retrievability:** Records may be retrieved by name, social security account number or enlisted service number/officer file number of member; or name of dependent.

**Safeguards:** Computer and punched cards processing facilities are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370.

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities). The letter should contain full name, social security account number (and/or enlisted service number/officer file number), rank/rate, military status, or name of the dependent, name of sponser, sponsor's social security account number, and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Room 1066, Washington, D.C. for assistance with records located in that building; or the individual may visit the local activity for access to locally maintained records. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy and the Department of Defense in performance of their official duties and as specified by current Instructions and Tegulations promulgated by competent authority; educational institutions; federal, state, and local court documents; general correspondence relative to individual.

**Systems exempted from certain provisions of the act:** None

**N00022PERSRECSYS**

**System name:** Navy Personnel Records System

**System location:** Primary System-Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370; Naval Reserve Personnel Center, Naval Support Activity (East Bank), Bldg. 603, New Orleans, LA 70159; and local activity to which individual is assigned (see Directory of the Department of the Navy Mailing Addresses).

Secondary System-Department of the Navy Activities in the Chain of Command between the local activity and the Headquarters level (see Directory of the Department of the Navy Mailing Addresses); Federal Records Storage Centers; National Archives.

**Categories of individuals covered by the system:** All Navy military personnel: officers, enlisted, active, inactive, reserve, fleet reserve, retired, midshipmen, officer candidates, and Naval Reserve Officer Training Corps personnel.

**Categories of records in the system:** Personnel Service Jackets and Service Records, correspondence and records in both automated and non-automated form concerning classification, assignment, distribution, promotion, advancement, performance, recruiting, retention, reenlistment, separation, training, education, morale, personal affairs, benefits, entitlements, discipline and administration of Navy military personnel.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management, supervision, and administration of Navy military personnel and the operation of personnel affairs and functions; the design, development, maintenance and operation of the manual and automated system of records.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the Navy's military manpower management program.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. State and local law enforcement agencies or their authorized representatives in connection with litigation, law enforcement, or other matters under the jurisdiction of such agencies.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management, supervision and administration of military personnel and the operation of personnel affairs and functions.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management, supervision and administration of military personnel and the operation of personnel affairs and functions.



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Officials and employees of the Department of Health, Education and Welfarei Veterans' Administration, and Selective Service Administration in the performance of their official duties related to eligibility, notification and assistance in obtaining benefits by members and former members of the Navy. The Senate of the House of Representatives of the United States or any Committee or subcommittee thereof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of Navy military personnel. Officials and employees of Navy Relief and the American Red Cross in the performance of their duties related to assistance of the members and their dependents and relatives.

State and local agencies in performance of their official duties related to verification of status for determination of eligibility for Veterans' Bonuses and other benefits and entitlements.

Such Civilian Contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums and on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.

**Retrievability:** Automated records may be retrieved by social security account number and/or name.

Manual records may be retrieved by name, social security account number, enlisted service number, or officer file number.

**Safeguards:** Computer and punched card processing facilities and terminals are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records.

**System manager(s) and address:** Chief of Naval Personnel, Washington, D.C. 20370; Commanding Officers, Officers in Charge, and Heads of Department of the Navy activities as listed in the Directory of the Department of the Navy Mailing Addresses.

**Notification procedure:** Requests by correspondence should be addressed to: Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370; or, in accordance with the Directory of the Department of the Navy Mailing Addresses (i.e., local activities). The letter should contain full name, social security account number (and/or enlisted service number/officer file number), rank/rate, designator, military status, address, and signature of the requestor.

The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm. 1066, Washington, D.C., for assistance with records located in that building; or the individual may visit the local activity to which attached for access to locally maintained records. Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy Department of Defense, and components thereof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; educational institutions; federal, state, and local court documents; civilian and military investigatory reports; general correspondence concerning the individual; official records of professional qualifications; Navy Relief and American Red Cross requests for verification of status.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00022PERSREHSUPPSYS**

**System name:** Nav4 Personnel Rehabilitation Support System

**System location:** Primary System-Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370;

Decentralized segments-Navy Drug Rehabilitation Centers, Navy Alcohol Rehabilitation Centers, Navy Counseling and Assistance Centers, Navy Alcohol Rehabilitation Drydocks, Naval Health Research Center, Navy Corrections Centers; and local activities to which an individual is assigned (see Directory of Department of the Navy Mailing Addresses).

**Categories of individuals covered by the system:** Navy personnel (officers and enlisted) who have been identified as drug or alcohol abusers, or who have undergone counseling and rehabilitation for drug or alcohol abuse in Navy Drug or Alcohol Rehabilitation facilities; recovered alcoholic and nonalcoholic professional personnel who work part-time helping alcoholics; active duty navy recovered alcoholics who voluntarily help their commands develop alcoholism prevention programs; navy personnel convicted by court martial and sentenced to confinement; or who were in pre-trial confinement.

**Categories of records in the system:** Correspondence and records in both automated and non-automated form concerning Interview appraisals, personnel, service, biographical, educational, evaluation and testing, performance, and drug and alcohol rehabilitation program data. Correspondence and records in both automated and non-automated form concerning those in confinement containing offense, legal, service, health, personal, evaluation and classification, discipline and conduct, work and training data, interview appraisals, inventories of confinement personnel management data.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to measuring the extent of drug and alcohol abuse in the Navy; to develop and support drug and alcohol abuse programs and policy; to assess cost effectiveness of drug and alcohol abuse control programs; to the management, supervision and administration of confinement and related rehabilitation programs, and related law enforcement matters.

Officials and employees of the other components of the Department of Defense in performance of their official duties related to the management, supervision and administration of drug and alcohol abuse control programs and related rehabilitation programs; and to the management, supervision and administration of confinement and related rehabilitation programs.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management, supervision, and administration of drug and alcohol abuse control programs and related rehabilitation programs; and the management, supervision and administration of confinement and related rehabilitation programs.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

State and local law enforcement agencies or their authorized representatives in connection with litigation, law enforcement, or other matters under the jurisdiction of such agencies.

Officials and employees of other Departments and Agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management, supervision, and administration of drug and alcohol abuse control programs and related rehabilitation programs; and the management, supervision, and administration of confinement and related rehabilitation programs.

The Senate or the House of Representatives of the United States or any Committee or subcommittee thereof, any joint committee of Congress or any subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of navy military personnel.

Such Civilian contractors and their employees as are or may be operating in accordance with an approved, official contract with the U.S. Government.

Officials and employees of accredited research organizations in cooperative studies. Each study in which records of members and former members of the Naval service are used must be approved by the Chief of Naval Personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums or on punched cards.

Manual records may be stored in paper file folders, microfiche or microfilm.





**Retrievability:** Automated records may be retrieved by social security account number.

Manual records may be retrieved by name, social security account number, (and/or enlisted service number/officer file number).

**Safeguards:** Computer and punched card processing facilities are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained.

Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained and disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records; and in accordance with Department Instructions.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Written requests should be made to the Chief of Naval Personnel (Attn: Privacy Act Coordinator) Navy Department, Washington, D.C. 20370; or to the local activity to which the individual is assigned (see Directory of the Department of the Navy Mailing Addresses). Requests must contain full name, social security account number, military status, address and signature of requestor. (Those inquiring about records at Confinement Centers must have their signature notarized, if not confined at time of request.)

The individual may visit the Chief of Naval Personnel, Arlington Annex (FOB 2), Rm. 1066, for assistance with records located in the Bureau of Naval Personnel; individual may also visit local activity concerned (see Directory of Department of the Navy Mailing Addresses). Proof of identification will consist of Military Identification Card for persons having such cards, or other picture-bearing identification.

**Record access procedures:** The Agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, and components thereof, in performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority; notes and documents from Service Jackets and Records; federal, state and local court documents; general correspondence concerning the individual.

**Systems exempted from certain provisions of the act:** None

**N00022PERSTRANSSYS**

**System name:** Personnel Transportation System

**System location:** Military Traffic Office & East Coast Passenger Control Point, Bureau of Naval Personnel, Navy Department, Washington, D.C. 20370.

District Passenger Transportation Office & West Coast Passenger Control Point, Headquarters, TWELFTH Naval District, Treasure Island, San Francisco, California 92132.

District Passenger Transportation Office & Alaskan Passenger Control Point, Naval Support Activity, Seattle, Washington 98115.

District Passenger Transportation Offices, all other Naval District Headquarters.

Overseas Area Travel Coordinators at U. S. Naval Activities, United Kingdom; U. S. Naval Activities, Spain; Headquarters, U. S. Fleet Air Mediterranean; U. S. Naval Support Activity, Naples, Italy; Headquarters, Middle East Force; U. S. Naval Station, Keflavik, Iceland; U. S. Naval Air Facility, Lajes, Azores; Naval Station, Argentina, Newfoundland; Naval Base, Guantanamo Bay, Cuba; Headquarters, TENTH Naval District; Headquarters, FIFTEENTH Naval District; Headquarters, U. S. Naval Forces, Marianas; Headquarters, U. S. Naval Forces, Philippines; Headquarters, U. S. Naval Forces, Japan; and Naval Communication Station Harold E. Holt, Exmouth, Western Australia (See Directory of the Department of the Navy Mailing Addresses).

And local activities (See Directory of the Department of the Navy Mailing Addresses).

**Categories of individuals covered by the system:** Navy military personnel, midshipmen, retired Navy members, civilian employees of the Navy, dependents of the foregoing, and other civilians authorized through Navy commands to travel at Government expense.

**Categories of records in the system:** Applications for travel and, where applicable, for passports and visas; requests for extension of 12-month limit on travel by retired member to home of record; supporting documents; correspondence, and approvals/disapprovals relating to the above records; travel arrangements in response to above applications.

**Authority for maintenance of the system:** 37 USC 404 Travel & Transportation Allowances--General

5 USC 5701 et seq Travel, Transportation & Subsistence

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy, Department of Defense and components thereof in the performance of their official duties related to the determining of eligibility for transportation, the authorizing or denying of transportation, and otherwise managing the personnel transportation system.

Officials and employees of other departments and agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the provision of transportation; diplomatic, official, and other no-cost passports; and visas to subject individuals.

Foreign embassies, legations, and consular offices--to determine eligibility for visas to respective countries, if visa is required.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the control of travel costs.

The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

The Senate or the House of Representatives of the United States or any committee or subcommittee thereof on matters within their jurisdiction requiring disclosure of files or records of individuals covered by this system of records.

Commercial Carriers-providing transportation to individuals whose applications are processed through this system of records.

Such civilian contractors and their employees as are or may be operating in accordance with an approved official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records may be stored on magnetic tapes, disc, drums, and on punched cards. Manual records in file folders or file-card boxes, microfiche or microfilm.

**Retrievability:** Automated records may be retrieved by social security account number and/or name. Manual records are filed alphabetically by name of applicant; applications for dependents filed by name of sponsor.

**Safeguards:** Records are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained or disposed of in accordance with SECNAVINST P5212.5B, subj: Disposal of Navy and Marine Corps Records, or in accordance with Departmental regulations.

**System manager(s) and address:** Chief of Naval Personnel, Navy Department, Washington, D.C. 20370

**Notification procedure:** Requests by correspondence should be addressed to the local activity where the request for transportation was initiated (see Directory of the Department of the Navy Mailing Addresses), and/or to intermediate activities (if applicable) (see Directory of the Department of the Navy Mailing Addresses, or to the Chief of Naval Personnel (Attn: Privacy Act Coordinator), Navy Department, Washington, D.C. 20370. The letter should contain full name, social security account number, address and signature of the requester. The individual may visit the activities and commands listed under LOCATION for assistance with the records maintained at the respective locations. Proof of identification will consist of Military Identification Card for persons having such cards. Others must present other positive personal identification, preferably picture-bearing.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials and employees of the Department of the Navy, Department of Defense, State Department and other agencies of the Executive Branch and components thereof, in the performance of their official duties and as specified by current Instructions and Regulations promulgated by competent authority;



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foreign embassies, legations, and consular offices reporting approval/disapproval of visas; and carriers reporting on provision of transportation.

**Systems exempted from certain provisions of the act:** None

**N00025 FAMHSGASSIGNSY**

**System name:** Family Housing Assignment Application System

**System location:** All Navy activities with family housing assets.

**Categories of individuals covered by the system:** All military and civilian personnel eligible for or interested in occupying Navy family housing.

**Categories of records in the system:** All applicants for family housing provide information to housing office at next duty assignment pertaining to personal data, e.g., name, address, rank/rate, social security number/service number, length of service, time remaining on active duty, data of rank, etc.; dependency data, e.g., total number in family, spouse, age and sex of dependents, etc.; and other pertinent housing information, e.g., last assignment, months involuntarily separated, special health problems, etc.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** All Navy family housing offices use data to determine individual's eligibility for family housing and notification for subsequent assignment to family housing or granting a waiver to allow occupancy of private housing. Data is used to determine and list individual's name on appropriate housing waiting list.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** By individual's name.

**Safeguards:** Housing files within the housing office, used solely within the housing organization and protected by military installation's security measures. Individual may, upon request, have access to housing application form.

**Retention and disposal:** Data is retained until termination of housing occupancy and subsequently disposed of according to local records disposition instructions.

**System manager(s) and address:** Bureau of Naval Personnel, PERS-71, 1000 North Glebe Road, Arlington, Virginia 20370

**Notification procedure:** Records are maintained by housing office at the Navy activity responsible for management of assets from data specifically provided by individual on DD Form 1646, Application for and Assignment to Military Family Housing. Individual may request access to such data upon proof of identity (ID card).

**Record access procedures:** The agency's rules for access t records may be obtained from installation family housing office.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the installation family housing office.

**Record source categories:** Data collected from each applicable individual.

**Systems exempted from certain provisions of the act:** None

**N00025 FAMHSGROMTSUSY**

**System name:** Family Housing Requirements Survey Record Systems

**System location:** Military installations with family housing offices

**Categories of individuals covered by the system:** Officer and enlisted personnel and only key and essential civilian personnel.

**Categories of records in the system:** Non-individual oriented input documents that reflect local housing assets; family housing survey questionnaires indicating family size, individual preference for housing, housing cost, and indication as to suitability of housing for need of individual.

**Authority for maintenance of the system:** 5 USC 301 Department Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to determine the housing requirement for the location to support proposed family housing construction, leasing, mobile home spaces and other military construction programs submitted for OSD support and Congressional approval.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social Security Number.

**Safeguards:** Housing files used solely within housing office; tape files used solely within data processing system; and protected by the military installation's security measures.

**Retention and disposal:** Held three years and destroyed.

**System manager(s) and address:** Overall policy official: Naval Facilities Engineering Command, 200 Stovall Street, Alexandria, Virginia 22332. Subordinate record holders of questionnaires: family housing office at military installation.

**Notification procedure:** Contact housing office of installation at which individual was assigned when the individual completed the family housing questionnaire.

**Record access procedures:** The agency's rules for access to records may be obtained from the installaton family housing office.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the installation family housing office.

**Record source categories:** Data collected from each applicable individual.

**Systems exempted from certain provisions of the act:** NONE

**N00025 HSGREFSVCSYS**

**System name:** Housing Referral Services Records System

**System location:** All Navy installations with housing referral offices

**Categories of individuals covered by the system:** All military personnel reporting to an installation who will be residing off-base desirous of seeking off-base housing.

**Categories of records in the system:** Information is collected on DD Form 1668 from all military personnel reporting to a housing referral office as pertains to name, grade, branch of service, organization and location, local address; housing need, e.g., rental/sale, number of bedrooms, furnished/unfurnished, price range, etc.; number of dependents, male or female, and age; a list of housing referral services provided; and identification of member of racial or ethnic minority groups. Individuals provided referral assistance must in turn provide notification of housing selection by use of DD Form 1670 which includes such information as type of housing selected, e.g., location, temporary/permanent, rental/sale, cost, number of bedrooms; media through which housing was found, e.g., housing referral, realtor, newspaper, etc.; and satisfaction with selection, e.g., too small, too far; discrimination encountered; and satisfaction with housing referral services provided.

**Authority for maintenance of the system:** 5 USC 301 Department Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Referral offices use data to assist and counsel individuals in locating suitable housing off-base, used for follow-up purposes when written notification from individual is not provided as to ultimate location of housing; used for purposes of reporting statistics on field activity housing referral services; used to follow-up on availability of rental unit subsequent to occupant's receipt of PCS orders; and follow-up regarding tenant/landlord complaints.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** By individual's name

**Safeguards:** Housing files within the housing referral or housing office, used solely within the housing organization and protected by military installation's security measures. Individual may upon request, have access to all such data.

**Retention and disposal:** Data is retained until individual's tour is completed and subsequently disposed of according to local records disposition instructions.

**System manager(s) and address:** Naval Facilities Engineering Command (Code 08), 200 Stovall Street, Alexandria, Virginia 22332

**Notification procedure:** Records are maintained by housing referral offices at the Navy activity responsible for providing referral services for military personnel in the area. Individual may request access to records upon proof of identify (ID card).

**Record access procedures:** The agency's rules for access to records may be obtained from installation family housing office.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the installation family housing office.

**Record source categories:** Data collected from each applicable individual.

**Systems exempted from certain provisions of the act:** NONE





**N00028 PROP ACCT REC**

**System name:** Property Accountability Records

**System location:** At all activities

**Categories of individuals covered by the system:** Any Department of the Navy employee (military or civilian) receiving government property for which he must sign a receipt.

**Categories of records in the system:** The receipts maintained are any of the following: logbooks, property passes, custody chits, charge tickets, sign out cards, tool tickets, sign out forms, photographs, charge cards, or any other statement of individual accountability for receipt of government property.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The receipts will be used normally and properly to identify individuals to whom government property has been issued. Internal use of the receipts will generally be by the local official accountable for control of government property. Receipts so maintained may be referred to law enforcement authorities as appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The receipts may be maintained in any of the following formats: logbooks, property passes, custody chits, charge tickets, sign out cards, tool tickets, sign out forms, photographs, charge out cards or any other statement of individual accountability for receipt of government property.

**Retrievability:** Retrievability may be by any of the following: name, badge number, tool number, property serial number, or any other locally determined method of property receipt accountability.

**Safeguards:** The receipts are unclassified.

**Retention and disposal:** Retention of receipts for property is at the discretion of the local activity responsible for the property being issued.

**System manager(s) and address:** Overall policy official: no designated official The system manager is the commanding officer or officer in charge of the activity where the property accountability records are maintained.

**Notification procedure:** Individuals seeking to determine whether system records contain information pertaining to them may do so by making application to the commanding officer or officer in charge of the activity where the receipts are located. Individuals making application must have a Department of the Navy approved identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Information is collected directly from the subject individual.

**Systems exempted from certain provisions of the act:** NONE

**N00030 DASO CREW EVAL**

**System name:** Fleet Ballistic Missile Submarine Demo and Shakedown Operation Crew Evaluation

**System location:** Director, Strategic Systems Projects (PM-1) Department of the Navy Washington, D.C. 20376

**Categories of individuals covered by the system:** Officer and enlisted personnel in responsible positions within the Weapons and Navigation Department of both crews of a fleet ballistic missile submarine undergoing Demonstration and Shakedown Operations

**Categories of records in the system:** Memorandum report to file

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of Certification for Deployment messages by Director, Strategic Systems Projects and Commander Submarine Group Six and development of follow-on training programs

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File holders

**Retrievability:** Ship and crew designators

**Safeguards:** Access restricted to Assistant for Weapons System Operation and Evaluation staff, Strategic Systems Project Office and Commander Submarine Group Six staff. Vault storage.

**Retention and disposal:** Maintained for at least two years then destroyed by shredding

**System manager(s) and address:** Director, Strategic Systems Projects Department of the Navy Washington, D.C. 20376

**Notification procedure:** All inquires should be directed to the Privacy Act Coordinator:

Deputy Director, Strategic Systems Projects
Department of the Navy
Washington, D.C. 20376

and should indicate full name, military status, time period and ship undergoing Demonstration and Shakedown Operations, and billet held.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Observation of Demonstration and Shakedown Operation team and questionnaire filled out by ship's personnel

**Systems exempted from certain provisions of the act:** NONE

**N00034 AFHPSP**

**System name:** Armed Forces Health Professional Scholarship System

**System location:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Categories of individuals covered by the system:** AFHSP students until graduation

**Categories of records in the system:** Personnel and entitlement data necessary for pay computation

**Authority for maintenance of the system:** Public Law 92-426

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of checks, leave and earnings statements, and financial reports

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social security account number and member name

**Safeguards:** Guards, personnel screening, and requestor codes

**Retention and disposal:** Destroyed ten years after member's graduation

**System manager(s) and address:** Commanding Officer Navy Finance Center Anthony J. Celebreeze Federal Office Building Cleveland, Ohio 44199

**Notification procedure:** Individuals may write to system manager at above address. Information request must contain Navy members full name, military status, and social security number. Requestor may visit above address and must have military identification card or valid state driver's license and social security card as positive proof of identity.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Disbursing Officer, Reserve members, BUPERS, and BUMED

**Systems exempted from certain provisions of the act:** None

**N00034 NFC RET PAY**

**System name:** Retired Pay System

**System location:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Categories of individuals covered by the system:** Uniformed Navy Retired and Retainer accounts

**Categories of records in the system:** Pay records and correspondence necessary for computation/correction of pay accounts

**Authority for maintenance of the system:** Title 10 U.S. Code Subtitle C

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to permit timely issuance of monthly checks and for accumulation of statistical data for reports used internally or externally as required by other governmental agencies. Also used by military pay adjudicators for maintaining and correcting information necessary for proper and prompt payment.



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social security number and member's name

**Safeguards:** Guards, personnel screening, requestor codes

**Retention and disposal:** Kept for ten years then forwarded to safekeeping

**System manager(s) and address:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Notification procedure:** Individuals may write to system manager at above address. Information request must contain Navy member's full name and social security number.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Field Disbursing Officers, BUPERS, Individual members, Veterans Administration

**Systems exempted from certain provisions of the act:** None

**N00034 NRDP PAY SYS**

**System name:** Reserve Pay System

**System location:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Categories of individuals covered by the system:** Active reservists drilling in pay units

**Categories of records in the system:** Performance entitlements, monthly and yearly pay, and personnel data needed for pay computation and issuance

**Authority for maintenance of the system:** 10 U.S. Code Chapter 11

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by military pay adjudicators for the purpose of issuing checks, earning statements and financial reports for other governmental financial agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social security number and name

**Safeguards:** Guards, personnel screening, requestor codes

**Retention and disposal:** Microfilm record kept indefinitely in safekeeping

**System manager(s) and address:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Notification procedure:** Individuals may write to system manager at above address. Information request must contain Navy member's full name and social security number.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Disbursing Officers, individual members, and BUPERS

**Systems exempted from certain provisions of the act:** None

**N00034 NROTC**

**System name:** Naval Reserve Officer Training Corps Pay System

**System location:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Categories of individuals covered by the system:** NROTC students until time of commissioning

**Categories of records in the system:** Personnel and entitlement data necessary for computation of pay entitlements.

**Authority for maintenance of the system:** 10 U. S. Code, Chapter 103 and Public Law 88-647.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used in preparation of checks, earning statements, and financial reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social Security account number and member name

**Safeguards:** Guards, personnel screening, requestor codes

**Retention and disposal:** Original shipped to safekeeping for permanent retention.

**System manager(s) and address:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Office Building Cleveland, Ohio 44199

**Notification procedure:** Individuals may write to system manager at above address. Information request must contain Navy member's full name, military status, and social security account number. Requestor may visit above address and must have military identification card or valid state driver's license and social security card as positive proof of identity.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Disbursing Officer, member, BUPERS, CNETO

**Systems exempted from certain provisions of the act:** NONE

**N00034 SAV-DEP-SYS**

**System name:** Savings Deposit

**System location:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Categories of individuals covered by the system:** Navy members still declared missing in action in the Vietnam conflict.

**Categories of records in the system:** Members records reflecting account balances

**Authority for maintenance of the system:** Public Law 89-538

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accumulation of deposits and crediting of interest

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and file folders

**Retrievability:** Social security number and member name

**Safeguards:** Guards, personnel screening, and specific requestor codes

**Retention and disposal:** Upon closing of account, records are shipped to FRC and destroyed after two years.

**System manager(s) and address:** Commanding Officer Navy Finance Center Anthony J. Celebrezze Federal Building Cleveland, Ohio 44199

**Notification procedure:** Individuals may write to system manager at above address. Only the member or executor or benificiary of estate will be provided information. Individual's name and social security number are required. Persons wishing to view records in person must report to the Navy Family Allowance Activity, Room 967, Anthony J. Celebrezze Federal Building, Cleveland, Ohio 44199.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Adjudicators in Central Accounts Department

**Systems exempted from certain provisions of the act:** NONE

**N00034 13**

**System name:** Slot Machine Winnings

**System location:** Decentralized, maintained at Navy and Marine Corps overseas bases, where slot machines are not in violation of U.S. laws, status of forces or local agreements. A list is available from:

NAVY
Chief of Naval Personnel (Pers-7)
Bureau of Naval Personnel
Washington, D.C. 20370
MARINE CORPS
Commandant of the Marine Corps (MSMS)
Washington, D.C. 22214

**Categories of individuals covered by the system:** Individual U.S. citizens 18 years of age and older who are paid monies for winnings associated with slot machine jackpots.





**Categories of records in the system:** Jackpot payout control sheet indicating individual name, grade, SSAN, duty station, dates and amounts of jackpot monies paid are maintained at each location.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To account for and control monies paid to individual winners of slot machines jackpots and as a basis for IRS Form 1099 reporting on individuals whose winnings are six hundred dollars or more during a calendar year.

USER: Navy and Marine Corps shore activities where slot machines have been approved by the Chief of Naval Personnel or the Commandant of the Marine Corps.

USES: Provides a means of paying, recording, accounting for, reporting, and controlling expenditures associated with slot machine jackpots.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records maintained in file cabinets located in a secure area.

**Retrievability:** Individual control sheets. Individual IRS Form 1099 by name and SSAN.

**Safeguards:** Records are kept in occupied rooms which are locked during non-working hours.

**Retention and disposal:** Records are maintained on site for 3 years and then shipped to the Federal Records Center in accordance with SECNAVINST 5212.5 series.

**System manager(s) and address:** Overall policy and procedures for the slot machine operation are contained in NAVSO P-3518, 3519, 3520, 3521, BUPERINST 10150.2B and MCO P-174613B. A list of system managers by activity is available from the Chief of Naval Personnel (Pers-7) for Navy managers and the Commandant of the Marine Corps (MSMS) for Marine Corps managers.

**Notification procedure:** Individuals are notified via IRS Form 1099 if their jackpot winnings are six hundred dollars or more in a calendar year. An individual can contact the applicable systems manager on matters concerning their jackpot winnings.

**Record access procedures:** Individuals have access to information applicable to their individual jackpot winnings. Officials such as IRS, Auditor and etc. have access to information applicable to all jackpot winners. Access is through the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Daily jackpot payout sheets.

**Systems exempted from certain provisions of the act:** NONE

**N00034 14**

**System name:** Bingo Winners

**System location:** Decentralized, maintained at individual Navy or Marine Corps bases where bingo is authorized and played. A list is available from:

NAVY
Chief of Naval Personnel (Pers-7)
Bureau of Naval Personnel
Washington, D.C. 20370
MARINE CORPS
Commandant of the Marine Corps (MSMS)
Washington, D.C. 22214

**Categories of individuals covered by the system:** Individuals who are paid monies or prizes for winnings associated with bingo.

**Categories of records in the system:** Bingo payout control sheet indicating individual name, SSAN, duty station, dates and amounts or items won are maintained at each location.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To account for and control monies and items of merchandise paid to individual winners of bingo games and as a basis for IRS Form 1099 reporting on individuals whose winnings are six hundred dollars or more during a calender year.

USES: Provides a means of paying, recording, accounting for reporting and controlling expenditures and merchandise inventories associated with bingo games.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records maintained in file cabinets located in a secure area

**Retrievability:** Individual control sheets. Individual IRS Form 1099 by name and SSAN.

**Safeguards:** Records are kept in occupied rooms which are locked during non-working hours.

**Retention and disposal:** Records are maintained on site for 3 years and then shipped to Federal Records Center in accordance with SECNAVINST 5212.5 series.

**System manager(s) and address:** Overall policy and procedures for the bingo operation are contained in NAVSO P-3518, 3519, 3520, 3521, BUPERSINST 1710.11 and MCO P-174613B. A list of systems managers is available from Chief of Naval Personnel (Pers-7) for Navy managers and the Commandant of the Marine Corps (MSMS) for Marine Corps managers.

**Notification procedure:** Individuals are notified via IRS Form 1099 if their bingo winnings are six hundred dollars (monetary value) or more in a calendar year. An individual can contact the applicable systems manager on matters concerning their bingo winnings.

**Record access procedures:** Individuals have access to information applicable to their individual bingo winnings. Officials such as IRS, Auditor and etc. have access to information applicable to all bingo winners. Access is through the systems managers.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Bingo payout control sheet.

**Systems exempted from certain provisions of the act:** NONE

**N00003401**

**System name:** Civilian Pay System

**System location:** Decentralized, maintained by 125 Navy and Marine Corps civilian payroll offices; a list is available from:

Commander
Navy Accounting and Finance Center (NCF-123)
Washington, D.C. 20376

**Categories of individuals covered by the system:** All civilian employees who are employed by Navy and Marine Corps Activities and are paid from appropriated funds

**Categories of records in the system:** Individual civilian pay records, retirement records and leave records; substantiating documents such as personnel actinn forms effecting new appointments, separations, promotions, demotions, and deduction changes; Internal Revenue Service Form W-4; State and City tax information; authorizations for deductions, i.e., savings bonds, group life insurance, health benefits, overpayments, indebtedness to the Government; court orders for garnishment of wages for child support and alimony payments; allotments, i.e., union dues, charity contributions, savings allotments, special allotments for overseas employees, etc.

**Authority for maintenance of the system:** 5 USC301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: To pay all Navy and Marine Corps civilian employees, maintain leave and retirement records and to record, report and account for government expenditures for personal services.

User: Navy and Marine Corps civilian payroll offices

Uses: Provides a means of paying, recording and accounting for government expenditures for personal services of Navy and Marine Corps civilian employees; provides time and attendance information to individual employees and management; provides audit trails for GAO, Navy Area Audit, and internal audit procedures; provides federal, state, and city tax information to appropriate authorities; provides retirement information and monies to CSC for computation fo annunities; provides other data to CSC as required for special studies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes, disc, microfilm/ microfiche and punched cards. Manual records on manual card files and in file folders.

**Retrievability:** By name, social security number, or locally assigned identification number.

**Safeguards:** Locked fireproof cabinets for retirement records. Metal cabinets for manual payroll and leave records within locked rooms. The computer facility and terminal are located in restricted areas accessible only to authorized persons that are properly



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screened, cleared and trained. Manual records and computer printouts are available only to personnel engaged in payroll processing, auditors, investigative officials and management personnel.

**Retention and disposal:** Payroll records are maintained on-site for 2 years after completion of on-site audits by GAO; if no on-site audit is performed, retain records on-site for 4 years, then shipped to Federal Record Center where they are retained for 56 years.

Leave Records - same as above, except held by Federal Record Center for 10 years.

Retirement Registers - same as above, except are destroyed rather than sent to Federal Record Center. Retirement records are maintained until employee separates; if he goes to another Navy or Marine Corps activity, retirement records are sent to that activity; if he goes to another agency or separates, sent to CSC.

**System manager(s) and address:** Overall policy and procedure for the Civilian Payroll System are established by the Commander, Navy Accounting and Finance Center, Washington, D.C. 20376. A list of the system managers by payroll activity is avabilable from Navy Accounting and Finance Center (NCF-123).

**Notification procedure:** Civilian employees can directly contact the system manager of his payroll activity. If unknown, the inquiry should be submitted to the Commander, Navy Accounting and Finance Center, address above. Requestor should provide full name, social security number, identification number, if applicable, activity where employed and information desired. An individual can visit his payroll office on any matter concerning his pay.

**Record access procedures:** Employees have access to their individual pay, leave and retirement records. The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Standard Form 50's (Personnel actions), time and attendance records, retirement records, federal state and tax forms, deduction authorizations, allotment authorizations, court orders for garnishment of wages for child support and alimony payments.

**Systems exempted from certain provisions of the act:** None

**N0003402**

**System name:** Bond Accounting

**System location:** Decentralized, maintained by Issuing Agents for Savings Bonds; a list is available from:

Commander
Navy Accounting and Finance Center (NCF-123)
Washington, D.C. 20376

**Categories of individuals covered by the system:** Civilian and Military Personnel of the Department of the Navy including contract employees who meet the requirement for ownership of savings bonds as outlined in Treasury Department Circular No. 530 as amended.

**Categories of records in the system:** Files contain individual application and related records - The Bond Record File - Master Bond Record Card Control Account - The Master Control Account - Activity Subcontrol Accounts - Refund Subcontrol - Transfer Journal.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: To issue U. S. Savings Bonds

User: Issuing Agents for Savings Bonds

Uses: Provide audit trail on Requisition, Control, and Issuing of Bonds -

Maintenance of accounts - Accounting for funds - Financial Reports and Returns - Miscellaneous provisions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Metal file cabinets equipped with a locking device - Paper records in metal filing cabinets - Microfilm.

**Retrievability:** Retrieved by name, social security number or payroll number. From the Federal Reserve Bank by numerical sequence by serial number shown on bond issued stub.

**Safeguards:** Locked cabinets, with building or military base security. Access authorized to personnel engaged in payroll processing, disbursing, supervisory or management personnel, and auditors. Bond subscribers are authorized to receive information on their own records.

**Retention and disposal:** Records are maintained for one year. Records are then forwarded to a Federal Records Center.

**System manager(s) and address:** Commander Navy Accounting and Finance Center (NCF-123) Washington, D.C. 20376 Procedures are prescribed in Comptroller of the Navy Manual (NAVSO P-1000). For decentralized locations where individuals may deal directly, addresses are available from the SYSMANAGER.

**Notification procedure:** Information may be obtained by contacting the Bond Issuing Office responsible for issuing bond if known. If unknown the inquiry should be submitted to Commander, Navy Accounting and Finance Center, NCF-123, Washington, D.C 20376. Requester should provide full name, social security number or payroll number, current address when requesting information. An individual is permitted to visit any Bond Issuing Agent Office for information and will be required to provide identification such as identification card (i.e., DOD Building Pass).

**Record access procedures:** The Agency's rule for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Request for Bonds are filed by individuals who provide information on themselves. Other records are generated from the original request.

**Systems exempted from certain provisions of the act:** None

**N0003403**

**System name:** Military Pay System

**System location:** (Decentralized) Navy and Marine Corps Disbursing offices, Navy Finance Offices, Navy Regional Finance Centers, and Navy Finance Center which are identified in appendix B of Volume IV, Navy Comptroller Manual and addresses which are contained in the directory of Department of the Navy mailing addresses.

**Categories of individuals covered by the system:** All Navy personnel on active duty.

**Categories of records in the system:** Individual military pay records, (including micro-filmed copies of semi-annually closed records), Leave and Earnings Statement, Personnel Financial Record, substantiating documents authorizing credits and deductions of pay entitlements and withholding of Federal income tax and Service Group Life Insurance, Internal Revenue Forms (W-2) reporting Federal income tax withheld and Federal Insurance Contribution Acts, military money lists, pay receipts, check and distribution lists, allotment documents, locator files, absentee and deserter lists, miscellaneous correspondence requesting or providing pay information, and commanding officers leave lists.

**Authority for maintenance of the system:** Title 10 and 37 U.S.C.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees, military and civilian, of the Department of the Navy in the performance or their official duties relating to the maintenance of pay records and the determination and audit of pay entitlements, computing, paying and reporting payments, determining budgets and appropriation repuirements, commencing and terminating allotments, determining amounts subject to fines, forfeitures or detentions of pay in connection with non-judicial punishment and courts martial, distribution of pay checks and leave and earnings statements. The Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office in the audit and determinations relating to military pay entitlements, expenditures and accounting prodecures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Pay records which are maintained manually are paper records stored in wooden or metal boxes. Copies of closed pay records are also retained on micro-film, microfiche and some computer print outs. Substantiating pay documents are paper records stored in file folders and file cabinets. Automated records supporting the manual pay system (e.g. rates and amount of pay) are stored on magnetic tapes, discs and on punched cards.

**Retrievability:** Manual records are retrieved by last name. Automated records by social security number and name.

**Safeguards:** Outside of normal working hours, manual pay records and Personal Financial Records with Leave and Earnings Statements included are secured in safes, vaults or locked cabinets. Substantiating documents and microfilmed records are retained in unlocked cabinets. All of the mentioned records are also within locked rooms or buildings.





**Retention and disposal:** Pay records are retained at the Navy Finance Center for 18 months following the member's separation or retirement from the Navy at which time they are forwarded to the Federal Records Center. Substantiating documents are retained for four years after the period covered by the account at which time they are forwarded to the Federal Records Center. Micro-filmed copies of regularly closed pay records (semi-annually) are retained indefinitely. Correspondence of a routing nature relating to pay procedures or other pay information is retained for one year.

**System manager(s) and address:** Comptroller of the Navy, Chief of Naval Personnel and Commander, Navy Accounting and Finance Center, commanding officers of Navy Regional Finance Centers, officers in charge of Navy Finance Offices, commanding officers of units with disbursing officers.

**Notification procedure:** Individuals can be informed of any records maintained within the system by identifying themselves to the local command disbursing officer. The member may identify himself by presenting his military identification card. Former members may request information from the Navy Finance Center, Cleveland by providing their names, social security numbers and pay grades.

**Record access procedures:** Individuals, properly identified, may request any information pertaining to his pay from his local disbursing officer. If the requested information is not available locally, the disbursing officer will obtain the information from other sources, i.e. member's previous duty stations or the Navy Finance Center, Cleveland.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individual's cncerned may be obtained from the SYSMANAGER.

**Record source categories:** Department of Defense Military Pay and Allowances Entitlements Manual, Navy and Marine Corps Military Pay Procedures Manual, Navy Pay and Personnel Procedures Manual, Bureau of Naval Personnel Manual and the individual's service record and Bureau of Naval Personnel Manpower and Personnel Management Iformation System (MAPMIS).

**Systems exempted from certain provisions of the act:** NONE

**N0003404**

**System name:** Joint Uniform Military Pay System (JUMPS)

**System location:** (Decentralized) Navy and Marine Corps disbursing offices, Navy Finance offices, Navy Regional Finance Centers, and Navy Finance Center which are identified in appendix B of Volume IV, Navy Comptroller Manual andaddresses which are contained in the directory of Department of the Navy mailing addresses.

**Categories of individuals covered by the system:** All Navy personnel on active duty

**Categories of records in the system:** Individual Leave and Earnings Statement, Personal Financial Record, substantiating documents authorizing credits and deductions of pay entitlements and withholding of Federal income tax and Service Group Life Insurance, Internal Revenue Forms (W-2) reporting Federal income tax withheld and Federal Insurance Contribution Acts, military money list, pay receipts, check and distribution lists, allotment documents locator files, absentee and deserter lists, miscellaneous correspondence requesting or providing pay information, commanding officers leave lists, micro-film and microfiche records.

**Authority for maintenance of the system:** Titles 10 and 37 U.S.C.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees, military and civilian, of the Department of the Navy in the performance of their official duties relating to the maintenance and distribution of Leave and Earnings Statements and the determination and audit of pay entitlements, computing, paying and reporting payments, determining budgets and appropriation requirements, commencing and terminating allotments, determining amounts subject to fines, forfeitures or detentions of pay in connection with non-judical punishment and courts martial, distribution of pay checks. The Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office in the audit and determinations relating to military pay entitlements, expenditures and accounting procedures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Personal Financial Records containing Leave and Earnings Statements, which are paper records, are stored in wooden or metal boxes or cabinets. Copies of Leave and Earnings Statements and supporting documents are stored in file folders and cabinets or on micro-film or microfiche. Automated records are stored on magnetic tapes, discs and punched cards.

**Retrievability:** Automated records are retrieved by social security and name while locally maintained records and documents are retrieved by last name.

**Safeguards:** Outside of normal working hours Personal Financial Records with Leave and Earnings Statements are secured in safes, vaults or locked cabinets. Substantiating documents and microfilmed records are retained in unlocked cabinets. All of the mentioned records are also within locked rooms or buildings.

**Retention and disposal:** Personal Financial Records containing the six most recent Leave and Earnings Statements are retained by the disbursing office serving the command to which the member is assigned. Copies of substantiating documents are retained by the local command for four years after the period covered by the account at which time they are forwarded to the Federal Records Center. A central automated file is maintained for all active duty Navy personnel at the Navy Finance Center, Cleveland. Following a member's separation or retirement from the Navy, the member's Personal Financial Record is forwarded to the central site, Navy Finance Center, Cleveland, where it is retained for approximately two months pending individual claims and is then forwarded to the Federal Records Center. The members Master Pay Account is retained at the central site for six months following a member's separation or retirement at which time it is purged from the computer file, microfilmed and forwarded to the Federal Records Center. Substantiating documents are microfilmed and retained at the central site for an indefinite period while the paper copy is forwarded to the Federal Records Center after two months.

**System manager(s) and address:** Comptroller of the Navy, Chief of Naval Personnel, Commander Navy Accounting and Finance Center, Commanding Officer Navy Finance Center, Commanding Officers of Navy Regional Finance Centers, Officers in Charge of Navy Finance Offices and Commanding Officers of activities with disbursing officers.

**Notification procedure:** Individuals can be informed of any records maintained within the system by identifying themselves to the local command disbursing officer. The member may identify himself by presenting his military identification card. Former members may request information from the Navy Finance Center, Cleveland.

**Record access procedures:** Individuals, properly identified, may request any information pertaining to his pay from his local disbursing officer. If the requested information is not available locally, the disbursing officer will obtain the information from other sources, i.e. member's previous duty stations or the Navy Finance Center, Cleveland.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by individuals concerned may be obtained from the SYSMANGER.

**Record source categories:** Department of Defense Military Pay and Allowances Entitlements Manual, Navy and Marine Corps Military Pay Procedures Manual, Navy Pay and Personnel Procedure Manual, Bureau of Naval Personnel Manual and the individuals service record and Bureau of Naval Personnel Manpower and Personnel Management Information System (MAPMIS).

**Systems exempted from certain provisions of the act:** None

**N0003408**

**System name:** Midshipman Pay System

**System location:** Primary - Superintendent, Naval Academy, Annapolis, MD 21402; decentralized segments - Commanding Officer, Navy Regional Finance Center, Washington, D.C. 20371, Commanding Officer, Navy Finance Center, Cleveland, OH 44199, and Chief of Naval Personnel (Code H-13), Navy Department, Washington, D.C. 20370.

**Categories of individuals covered by the system:** Midshipmen of the U.S. Naval Academy, Annapolis, Maryland.

**Categories of records in the system:** The system contains automatic data processing pay accounts of all Naval Academy Midshipmen. Document flow is controlled by use of a Midshipmen Payroll Change form. Controls over the system are maintained by use of a Midshipmen Payroll Control Register. Input source documents include (1) letter authority from the Superintendent to the Midshipmen Pay Offices to open the pay (2) documents to substantiate credits of advances for initial clothing and equipment issues, commuted rations, refunds for clothing turn-in, and discharge payments (3) letters from the Commandant of Midshipmen to the Midshipmen Pay Officer containing listings of names and amounts to the checked for personnel



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services (4) documents to substantiate checkages for liquidation of clothing and equipment advances, store bills of midshipmen subscriptions to magazines, musical concerts, etc., and (5) required deductions for Federal Tax and FICA Tax. Output documents include printouts of (1) Midshipmen Monthly Pay Accounts (2) Midshipmen Debit and Credit Explanation Register and (3) Midshipmen Yearly Pay Account. Payroll money lists which substantiate payments made and travel payment vouchers are also in files. Monthly financial returns are submitted to the Navy Regional Finance Center, Washington, D.C. for consolidation with the accounts of that office and are then forwarded to the Navy Finance Center Cleveland, Ohio in accordance with procedures prescribed in NAVCOMPT Manual, par. 048090. Copies, of the financial returns are therefore, on file in these offices. In addition, copies of documents supporting Federal Income and FICA Taxes withheld are forwarded to the Chief of Naval Personnel (Code H-13).

**Authority for maintenance of the system:** National Security Act Amendments of 1949 (10 U.S.C. 5060).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose - To accurately and efficiently maintain the pay accounts of Naval Academy Midshipmen. Category of users - Midshipmen Pay Officers Navy Regional Finance Center, Washington, D.C., Navy Finance Center, Cleveland, Ohio, Chief of Naval Personnel, Internal Revenue Service, and Social Security Administration. Specific uses - To pay and account for payments and collections of Naval Academy Midshipmen which are charged to the annual appropriation Military Personnel, Navy and administered by the Chief of Naval Personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Midshipmen Pay Office - Computer print-outs. ADP Office - Computer magnetic tapes.

**Retrievability:** Retrieved by Alfa Codes assigned to each midshipmen.

**Safeguards:** Only Midshipmen Disbursing Office personnel are authorized access to records of that office. Only the computer operations are authorized access to the computer tapes. The computer area is restricted and computer tapes are locked in fireproof safes when not in use.

**Retention and disposal:** Pay information on the computer tapes is retained for 30 days and the tapes are then reused. Tapes containing Federal Income Tax and FICA Tax information are retained for 1 year until the required reports are rendered. The tapes are then reused. Retained copies of Midshipmen Pay Office forms are disposed of as follows: 1. Midshipmen Payroll Control Register - retain for 2 years and destroy. 2. Midshipmen Payroll Change - retain for 6 months and destroy. 3. Midshipmen Monthly Pay Account - retain for 4 years, from admission of each class through month following its graduation and destroy. 4. Midshipmen Debit and Credit Explanation Register - same as 3, above. 5. Midshipmen Yearly Pay Account - same as 3, above. Other disbursing records and financial returns are retained 4 years follow period covered by the account and transferred to the Federal Records Center in accordance with SECNAV Instruction P5212.5b.

**System manager(s) and address:** Overall policy and procedurs - Comptroller of the Navy; primary - Superintendent, Naval Academy; decentralized segments - Commanding Officer, Navy Regional Finance Center, Washington, D.C., Commanding Officer, Navy Finance Center, Cleveland, Ohio and Chief of Naval Personnel (Code H-13) Washington, D.C.

**Notification procedure:** Individuals can be informed of any records maintained in the system by identifying themselves to Midshipmen Pay Office. Members must present his identification card to obtain requested information.

**Record access procedures:** Midshipmen are issued a monthly earnings statement. All information concerning credits and checkages of pay and allowances are contained in the statement. Additional required information relative to miscellaneous changes reflected on the statement may be obtained from the individual Academy activity which reported the changes to the Midshipmen Pay Office upon presentation of his identification card.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER.

**Record source categories:** Members service record on file in the Midshipmen Personnel Office and those documents contained in RECORD-CATEGORY, above.

**Systems exempted from certain provisions of the act:** NONE

**N0003411**

**System name:** Travel Pay System

**System location:** Decentralized, maintained by Navy disbursing offices; a list is available from:

Commander
Navy Accounting and Finance Center (NCF-3)
Washington, D.C. 20376

**Categories of individuals covered by the system:** Any person, government or private, who submits a request for payment of a travel advance or travel claim to a Navy disbursing office.

**Categories of records in the system:** Public vouchers; substantiating documents such as travel orders and expense receipts; card file or log book utilized to control receipt and disposition of travel claims; suspense files, pay adjustment authorizations, and payroll checkages utilized for control and follow-up on travel advances; and correspondence relating thereto.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: To reimburse travelers for travel expenses and to record, account, and report for government funds. User: Navy disbursing offices. Uses: Provide an historic file and audit trail for travel payments made by the Navy; provide a means to respond to inquiries from travelers on status of claims; control travel advances to insure liquidation; provide a means to record, account, and report travel expenditures; provide a means for collection in cases of overadvances; provide disclosure to law enforcement or investigatory authorities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; index cards or log books.

**Retrievability:** Retrieved by disbursing office voucher number for paid advances and claims; retrieved by name for card index file or log book. Information in disbursing office voucher file can be retrieved by name through search process if travel dates and/or travel claim submission date is known.

**Safeguards:** Locked cabinets or rooms, with building or military base security. Access authorized to personnel engaged in travel claim processing, supervisory or management personnel, and inspectors, auditors, investigators. Travelers are authorized access to their own travel records; fund administrators are authorized access to records pertaining to their own funds.

**Retention and disposal:** Records are maintained for four years. Records may be moved to a regional Federal Records Center depending on local storage capability. No standard means for destruction exists.

**System manager(s) and address:** Department of Defense Per Diem, Travel, and Transportation Allowance Committee prescribes regulations in the Joint Travel Regulations; records maintained are prescribed by the Comptroller of the Navy in its Manual (NAVSO P-1000); a list of Navy disbursing offices is maintained by the Commander, Navy Accounting and Finance Center (NCF-3), Washington, D.C. 20376.

**Notification procedure:** If the individual is a traveler and knows the location of the Navy disbursing office processing his/her travel claim, direct contact with that office is sufficient. If unknown, or the inquirer is not a traveler, the inquiry should be submitted to the Commander, Navy Accounting and Finance Center, address above. Requestor should provide full name, social security number, whether military or civilian, and, if possible, disbursing office voucher number, dates of travel, and date and location of travel claim or travel advance submission. An individual is permitted to visit any Navy disbursing office to which he/she has submitted an advance or claim. Military identification card or civilian identification such as driver's license is sufficient.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Travel advances and travel claims are filed by individuals who provide information on themselves. Supporting documentation is obtained from employing commands, service providers (e.g., taxis for receipts), and Navy disbursing offices.

**Systems exempted from certain provisions of the act:** NONE

**N0003412**

**System name:** Commercial Invoice Payments History System





**System location:** Decentralized, maintained by Navy disbursing offices; a list is available from:

Commander
Navy Accounting and Finance Center (NCF-5)
Washington, D.C. 20376

**Categories of individuals covered by the system:** Any individual, government or private, who submits a request for payment to Navy disbursing offices for goods and/or services rendered.

**Categories of records in the system:** Public vouchers; substantiating documents such as invoices, receipt documents, inspection reports, procurement instruments, contract index files, assignment documents, machine listings, government bills of lading, transportation requests, meal tickets; magnetic tape, disk files, roll microfilm, microfiche; and related correspondence files.

**Authority for maintenance of the system:** 5 USC 301 Department Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: To provide a record of all disbursements made on commercial invoices by Navy disbursing offices. User: Navy disbursing offices. Uses: Provides an audit trail of commercial invoice payments made by the Navy; provides a means to respond to inquiries from individuals on status of invoices and contracts; provides a means of detecting and precluding duplicate payments; provides disclosure to law enforcement and investigatory authorities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders; computer magnetic tapes; roll microfilm, microfiche.

**Retrievability:** Retrieved by disbursing office voucher number for paid invoices; retrieved by procurement instrument identification number for contractors by contract index cards; retrieved by name of individual from machine listings. Information in disbursing office voucher file and microfilm/microfiche can be retrieved by name through search process if billing/submission date is known.

**Safeguards:** Locked cabinets or rooms, with building or military base security. Access authorized to designated personnel engaged in commercial invoice processing, supervisory or management personnel, and inspectors, auditors, investigators. Individuals are authorized access to their own payment history file; fund administrators are authorized access to records pertaining to their own funds.

**Retention and disposal:** Records are maintained for four years. Records may be moved to a regional Federal Records Center depending on local storage capability. No standard means for destruction exists.

**System manager(s) and address:** Commercial invoice payment history requirements are prescribed by the Comptroller of the Navy in its Manual (NAVSO P-1000); a list of Navy disbursing offices authorized to pay invoices can be obtained from the Commander, Navy Accounting and Finance Center (NCF-5), Washington D.C. 20376.

**Notification procedure:** If the individual knows the location of the Navy disbursing office holding his/her invoice payment history, direct contact with that office is sufficient. If location is unknown, the inquiry should be directed to the Commander, Navy Accounting and Finance Center, address above. Inquirer should provide full name, social security number, whether military or civilain, contract or purchase order number and, if possible, disbursing office voucher number, invoice date, number and amount. An individual is permitted to visit any Navy disbursing office to which he/she has submitted an invoice for payment. Identification should include military identification card, civilian identification such as driver's license and company or agency affiliation. Access to classified contracts requires confirmation of security clearance and need to know.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Commercial invoices are filed by individuals who provide information on themselves. Supporting documentation is obtained from employing company, material/service providers and receivers and Navy disbursing offices.

**Systems exempted from certain provisions of the act:** NONE

**N00037 CNM (MAT 09G1)**

**System name:** Investigatory (Fraud System)

**System location:** Chief of Naval Material, Navy Department, Washington, D.C. 20360

**Categories of individuals covered by the system:** Individuals suspected of fraud, convicted of fraud in Navy procurement, individuals suspected of being involved in theft of Government property, conflict of interest in matters relative to Navy procurement.

Names of individuals involved in areas of possible criminal misconduct pertaining to procurement and related matters within the coznizance of CNM.

**Categories of records in the system:** 1. Administrative memoranda
2. Investigative report summaries
3. Report of disciplinary action taken
4. Card index file, containing only the name and file number. It is used for report retrieval purposes.
5. Pertinent public court records.

**Authority for maintenance of the system:** Title 5, U.S. Code, Section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Uses are to disseminate information on procurement fraud and related matters to the officials in the Department of the Navy to assure that they are notified in fraud cases. To request official investigations, audits, to respond to congressional inquiries and to request reports of final action taken. Internal users are subordinate officials to the CMN, CNO, SECNAV and ASN. Documents furnished to Department of Justice to be used in prosecutive actions. Reports are also used in connection with debarment/ suspension actions-and require notification D/A, AF, DSA, GSA, Defense Nuclear Agency, MARCORPS and DCAA.

Referrals to NIS (law enforcement)

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, index cards.

**Retrievability:** By Name and Numerical Number

**Safeguards:** Access is limited to MAT 09G personnel. Files are stored in a locked bar cabinet. The area is sight controlled during normal work hours and locked during non duty hours. Building access is controlled during security hours by a Security Force, which also conducts roving patrols of the building.

**Retention and disposal:** Files are kept for three years after final action is taken.

**System manager(s) and address:** Chief of Naval Material Deputy Inspector General (Investigations) NAVMAT 09G1 Crystal Plaza Bldg. 5, Rm 422 Washington D.C. 20360

**Notification procedure:** Written request to:

Chief of Naval Material
ATTN: Deputy IG (Investigations)
MAT 09G1, CP 5, Rm 422
Washington, D.C. 20360 giving full name, address, social security number and business affiliation.

Requester may visit, after written visit notification,
Chief of Naval Material
Deputy IG (Investigations)
MAT 09G1, CP 5, Rm 422
Washington, D.C. 20360 between the hours of 0900-1500.
Requestor must show proof of identity consisting of drivers license or ID containing photograph, Military ID card, etc.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agencies Rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Law enforcement investigative reports, Audit Reports, Inspection reports, credit reports and complainants.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00037 NAVMAT COOPLAN**

**System name:** Naval Material Command Contingency/Emergency Planning Cadre

**System location:** Chief of Naval Material Department of the Navy Washington D.C. 20360

**Categories of individuals covered by the system:** Individuals listed are those whose performance is necessary to the Naval Material Command for maintaining essential functions during specified military emergencies or contingencies.



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**Categories of records in the system:** The system contains the name of the individual, the function they are to perform at a given location, the individual's signature, the organization name, date of birth, height, weight, color of hair, color of eyes, a facial photograph, security clearance, social security number, home telephone number, and home address.

**Authority for maintenance of the system:** Executive Order 11490 'Assigning Emergency Preparedness Functions to Federal Departments and Agencies'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is used to permit ease of locating, identifying and contacting the individuals in particular functional areas when a military emergency arises. It is used by Command watch officers, planning director and deputy directors as well as activities under the direct command of the Chief of Naval Material and Navy emergency planning organizations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in hard-copy identification cards and listed in emergency planning documents.

**Retrievability:** Records are retrievable manually by name, function, or organization code number.

**Safeguards:** Since material is of a classified nature it is retained in appropriate security storage safes with only those individuals having a demonstrated need-to-know being permitted access.

**Retention and disposal:** Individual records are maintained until the person changes job function, retires or is deceased; then the records are appropriately disposed of in accordance with applicable instructions for handling classified material.

**System manager(s) and address:** Director, Plans and Logistics Systems Division (MAT 043) Department of the Navy - Headquarters Naval Material Command Washington D.C. 20360

**Notification procedure:** Individuals and/or organizations involved are given copies of the documents, and if any doubt exists the individual may contact the System Manager, using their Department of Defense Building Pass as proof of identify and confirmation by the Command Security Officer as to their security clearance.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** All personal information listed in RECORD-CATEGORY was obtained from each individual.

**Systems exempted from certain provisions of the act:** NONE

**N00037 NAVWUIS**

**System name:** NAVY WORK UNIT INFORMATION SYSTEM

**System location:** Defense Documentation Center Cameron Station Alexandria, VA 22314

**Categories of individuals covered by the system:** Includes name, telephone number, organization and organization mailing address of the principal investigator, associate investigators and responsible individual for each Navy research and development work unit done by Naval activities or by civilian organizations.

**Categories of records in the system:** The system contains the data submitted on a DD Form 1498 (Research and Technology Work Unit Summary) for each Navy work unit. The data includes the following items pertaining to the work: security classification, funding source, accession number, summary date, start and completion dates, title, description (technical objective, approach, and progress), contract data, resource data, scientific and technological areas and keywords.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Navy activities concerned with research, development, test and evaluation, all other government agencies, all parts of the legislative branch of government and registered contractors can obtain information from the system operated by the Defense Documentation Center. Information available is used to:

a. Identify on-going DOD research and technology in any scientific discipline or technology area.

b. Coordinate programs easily with other DOD components and other agencies to eliminate undesirable overlap of effort.

c. Determine whether specific areas of endeavor adequately reflect DOD policy guidance.

d. Determine the approach and current status of technical efforts.

e. Identify scientists or engineers who are working in technical areas of interest so they can be contacted for further technical information; and

f. Maintain current awareness through periodic review of progress statements in pertinent work units.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in computer readable form at the Defense Documentation Center and as paper files at user organizations.

**Retrievability:** Information retrievable by individual name, organization, address, technical area, sponsoring activity, keywords, source of funds and most items listed under Record category.

**Safeguards:** Access to Defense Documentation Center records restricted to government and civilian organizations registered for service. Civilian organizations must be sponsored by government organizations. Classified output is kept in safes, vaults and locked cabinets.

**Retention and disposal:** The Defense Documentation Center records are updated at least annually for active work and are retained for completed and terminated work.

**System manager(s) and address:** Chief of Naval Material (MAT 03t2) Navy Department Washington, D.C. 20360

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by contacting the SYSMANAGER in writing. The individual must provide his full name and organizational affiliations for the time priod to be checked. Individuals can visit the SYSMANAGER to make the determination and will be required to show proof of identity provided by their employer.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Navy activities performing research and technology work units or responsible for research and technology work done by contractors and grantees.

**Systems exempted from certain provisions of the act:** None

**N00037 R&D PLANNING**

**System name:** NAVY RESEARCH AND DEVELOPMENT PLANNING SUMMARY (DD-1634) SYSTEM

**System location:** Defense Documentation Center Cameron Station Alexandria, VA 22314

**Categories of individuals covered by the system:** Includes name, telephone number, organization and organization mailing address of the responsible individual for each Navy research and development project or task area.

**Categories of records in the system:** The system contains the data submitted on a DD Form 1634 (Research and Development Planning Summary) for each project and task area. The data includes the following items: accesssion number, date of summary, security classification, program identification, title, responsible DOD organization, start and completion dates, resource estimates, scientific and technical areas and description of the work (objective, approach, plans, progress and accomplishments).

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Navy activities concerned with research, development, test and evaluation, and all other Dept. of Defense agencies can obtain information from the system operated by the Defense Documentation Center. Iformation available is used to: a. Identify planned DOD research and technology in any scientific discipline or technology area for the current and next two fiscal years. b. Coordinate programs easily with other DOD components to eliminate undesirable overlap of effort; and c. Identify responsible individuals in technical areas of intrest so they can be contacted for further information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in computer readable form at the Defense Documentation Center and as paper files at user organizations.

**Retrievability:** Information retrievable by individual name, organization, technical area, project number, task area number, source of funds and most items listed under Record category.





**Safeguards:** Access to Defense Documentation Center DD-1634 records is restricted to Dept. of Defense organizations registered for service. Classified output is kept in safes, vaults and locked cabinets.

**Retention and disposal:** The Defense Documentation Center records are held for an indefinite period. New descriptions are added annually in May and may be updated in September.

**System manager(s) and address:** Chief of Naval Material (MAT 03T2) Navy Department Washington D.C. 20360

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by contacting the SYSMANAGER in writing. The individual must provide his full name and organizational affiliations for the time period to be checked. Individuals can visit the SYSMANAGER to make the determination and will be required to show proof of indentity provided by their employer.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Navy activities responsible for research and development program planning.

**Systems exempted from certain provisions of the act:** NONE

**N00037 TECH REPORTS**

**System name:** NAVY TECHNICAL REPORTS SYSTEM

**System location:** Defense Documentation Center Cameron Station Alexandria, VA 22314

**Categories of individuals covered by the system:** Includes name, organization and organizaton address for the author or authors of each research and development report by a Naval activity or by a Navy contractor or grantee.

**Categories of records in the system:** The system contains the data submitted on a DD Form 1473 (Report Documentation Page) for each Navy sponsored report. The data includes the following items pertaining to the report: Security classifications, accession number, report date, title, abstract, sponsor identification, contract number, scientific and technological areas and keywords.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Navy activities concerned with research, development, test and evaluation, all other government agencies, all parts of the legislative branch of government and registered contractors can obtain report information from the system operated by the Defense Documentation Center. The reports are used to:

a. Identify DOD research and technology results in any scientific discipline or technology area.

b. Monitor programs of DOD components and other agencies to locate technical efforts applicable to current problems.

c. Determine the approaches and results of different technical efforts.

d. Identify scientists or engineers who are working in technical areas of interest so they can be contacted for further technical information; and

e. Maintain awareness of progress through periodic review of current technical literature.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in computer readable form at the Defense Documentation Center and as paper files at user organizations.

**Retrievability:** Information retrievable by individual name, organization, technical area, sponsoring activity, keywords, and most items listed under Record category.

**Safeguards:** Access to Defense Documentation Center records restricted to government and civilian organizations registered for service. Civilian organizations must be sponsored by government organizatons. Classified output is kept in safes, vaults and locked cabinets.

**Retention and disposal:** The Defense Documentation Center records for technical reports are maintained indefinitely.

**System manager(s) and address:** Chief of Naval Material (MAT 03t2) Navy Department Washington, D.C. 20360

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by contacting the SYSMANAGER in writing. The individual must provide his full name and organizational affiliations for the time period to be checked. Individuals can visit the SYSMANAGER to make the determination and will be required to show proof of identity provided by their employer.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Navy activities performing research and technology work and Navy research and technology contractors and grantees.

**Systems exempted from certain provisions of the act:** None

**N00039 CONTFLDSERV**

**System name:** Contract Field Service File

**System location:** Commander Naval Electronic Systems Command Washington, D.C. 20360

**Categories of individuals covered by the system:** Contractor representatives (engineers/technicians)

**Categories of records in the system:** NAVELEX 4603 maintains a contractor field engineer file system by name and company. The only personal information contained in these files are security clearance information (degree, date cleared, by whom), date and place of birth, and social security number. Contract services requests and authorizations.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulation

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the system is used for notifying ships, shipyards, supships, other Navy activities and some contractor plants of reporting engineers security information for tech assists. Internal users other than 4603 are cognizant engineers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** The files are filed by company and name.

**Safeguards:** The files are located in a locked cabinet. When the cabinet is open, personnel is in the room at all times. Normally no other people have access to these files. The only ones that could have access based upon a need to know are the cognizant engineers and the contractor representatives may review their own personal jacket. ELEX 4603 personnel must remove records from cabinets.

**Retention and disposal:** The records are retained as long as the engineer is employed by the company, then the records are transferred to Archives for the standard retention period.

**System manager(s) and address:** Contract Services Coordinator, ELEX 4603

**Notification procedure:** Request must be made to system manager ELEX 4603. Requestor must provide full name, social security number and photo identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The source of information is from the contractor representatives (engineers/ technicians) employers.

**Systems exempted from certain provisions of the act:** None

**N00039 TUTORIAL FILE**

**System name:** Volunteer Tutorial Program

**System location:** Naval Electronic Systems Command, Washington, DC 20360

**Categories of individuals covered by the system:** Any Naval Material Command employee who volunteers to tutor in the Northern Virginia school system

**Categories of records in the system:** File contains individual's name, office phone, organizational location, subject interest, grade level interest, and school district choice

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record and assign volunteers to subject areas where tutorial service is needed



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**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name and educational subject matter

**Safeguards:** Records are available on a 'need to know' basis

**Retention and disposal:** Records are maintained until individual withdraws from program or separates from the Command

**System manager(s) and address:** Tutorial Coordinator, Naval Electronic Systems Command, Washington, DC 20360

**Notification procedure:** Request by correspondence should be addressed to Systems Manager. The request should contain full name and address of the requestor

**Record access procedures:** The agency's fules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager

**Record source categories:** Information volunteered by the individual

**Systems exempted from certain provisions of the act:** None

**N00060 CUBEX**

**System name:** List of Cuban Exile Families at U.S. Naval Base Guantanamo Bay, Cuba

**System location:** Commander in Chief, U. S. Atlantic Fleet (N94), Norfolk, Virginia 23511

**Categories of individuals covered by the system:** Navy civilian employees at U.S. Naval Base Guantanamo Bay, Cuba, who are Cuban exiles.

**Categories of records in the system:** Listing contains:

(a) Name of Head of Household
(b) Number of Dependents
(c) Age of Head of Household
(d) Data on who possesses an alien registration card
(e) Date when head of household and dependents depart GITMO.
(f) Destination of departing exiles. U.S. or third country
(g) Information copy of miscellaneous information provided by COMNAVBASE GITMO to Health, Education and Welfare, and Naturalization and Immigration Service for relocation arrangements and assistance. (This information being provided under Provisions of Privacy Act by HEW.)

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users - CINCLANTFLT, COMNAVBASE GITMO, NAS GITMO, NAVSTA GITMO, CNO, HEW, Immigration and Naturalization Service

Uses - Ascertains base loading and requirements for relocation of aging alien work force for relocation to U.S. or third country; determination of who holds ARC's and to encourage those without ARC's to obtain same to facilitate departure from GITMO, and statistical purposes. Once a Cuban exile enters U.S. as an alien, information is retained as to location in u.S. All entries are used by CINCLANTFLT primarily for statistical and planning purposes related to above. NOTE: When these non-citizens enter U.S. as aliens, they fall under the Privacy Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** Manual effort by Head of Household name

**Safeguards:** Files located in controlled area, in locked safe. Access based on need to know - official use only.

**Retention and disposal:** Records will be maintained as long as there are Cuban exiles at Guantanamo Bay, Cuba. When all exiles have departed or situation changes between U.S. and Cuba, files may be destroyed depending on situation.

**System manager(s) and address:** Financial Management Officer, Shore Activities Readiness Division, CINCLANTFLT, Norfolk, Virginia 23511

**Notification procedure:** Letters of inquiry should be addressed to Sysmanager noted above and contain sufficient information to identify sender. Information should include employment dates of head of household while employed at GITMO, activity employed by, ARC number and names and location of dependents.

Personal Visit - Personal contacts with Cuban exiles not normally envisioned. However, any personal contacts with Sysmanager will be at CINCLANTFLT Compound, Building 3 North, Room 206. Provide adequate identification such as drivers license, ARC and be prepared to answer same questions required by letter inquiry.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Source of information derived from official civilian personnel folders and direct query of Cuban exiles. Information provided CINCLANTFLT by COMNAVBASE, GITMO.

**Systems exempted from certain provisions of the act:** NONE

**N00062 INSGEN**

**System name:** Naval Educational Development

**System location:** Chief of Naval Education and Training Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Formal/Informal investigations, inquiries conducted as directed by CNET and higher authority

**Categories of records in the system:** Reports of investigations, inquiries

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Results reported to requesting authority. Files are then stored until time for disposal in accordance with Records Disposal Instructions

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name, grade, title, position

**Safeguards:** Stowed in 3-tumbler safe; access to authorized personnel only

**Retention and disposal:** Per Records Disposal Instructions

**System manager(s) and address:** Staff Inspector General and his immediate staff

**Notification procedure:** Information is available to individuals but is restricted to the extent that the source of the information is not revealed.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Multitude of sources as determined by the scope of the investigation, inquiry.

**Systems exempted from certain provisions of the act:** NONE

**N00062 LORR 1130**

**System name:** Low Quality Recruiting Report (CNET Report 1130-1)

**System location:** Chief of Naval Education and Training Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Reports of enlisted performance

**Categories of records in the system:** Reports of performance

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Navy Recruiting Command and the Chief of Naval Education and Training, Chief of Naval Technical Training, and the Recruit Training Center to evaluate the quality of recruits with a view towards improvement of recruitment and training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folder

**Retrievability:** Random filing by submitting activity

**Safeguards:** Maintained in locked safe in controlled building

**Retention and disposal:** Two years

**System manager(s) and address:** Commander Navy Recruiting Command

**Notification procedure:** By individual request upon presentation of letter or identification. Must provide program and name.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager





**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Service Record entries, Commanding Officers performance evaluations

**Systems exempted from certain provisions of the act:** None

**N00062 NEDRECS**

**System name:** Naval Educational Development Records.

**System location:** Chief of Naval Education and Training Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Applications, participants, graduates and staff of officer acquisition. professional development, Navy Youth, dependents' education (Atlantic), and Non-Traditional Education Support programs.

**Categories of records in the system:** Applications, biographical information, student records and reports of performance, graduation, and disenrollment.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Naval Educational Development staff members, selection boards, Bureau of Naval Personnel and Navy media for selection, student monitoring, and utilization of graduates.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and punched cards.

**Retrievability:** Name and SSN

**Safeguards:** Locked buildings and access only to authorized personnel.

**Retention and disposal:** Per SECNAV Records Disposal Manual

**System manager(s) and address:** Director of Naval Educational Development (See location section)

**Notification procedure:** By individual request upon presentation of letter of identification. Must provide program and name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Individual applications, selection board proceedings, transcripts, and correspondence.

**Systems exempted from certain provisions of the act:** None

**N00062 NROTC**

**System name:** NROTC Educational Development Records

**System location:** Chief of Naval Education and Training Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** NROTC Scholarship Candidate Placement Records, NROTC Student Attrition Records, NROTC Student Jackets, Applications for NROTC Program, Commanding Officers and Executive Officers of NROTC units.

**Categories of records in the system:** Information concerning students selected as principal and alternate candidates for NROTC scholarship. Contains name, SSN, address, telephone number, academic scores, medical qualification, race, and sex.

Reports of disenrollment, appointment to commissioned status, and non- selection as an applicant for the NROTC program.

Student records containing enlistment cntract, service agreement, officer candidate training application, evidence of citizenship, birth certificate, reports of medical qualification, aptitude for naval service evaluations, academic records, personal history information, report of security clearances granted, special request, and action of boards concerning these special request.

Application file consisting of officer candidate training request, service agreement, report of medical qualification, evidence of citizenship, personal history, interviewers' appraisal sheets, and academic records.

Officer Biography Sheet (NAVPERS 979)

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Assignment of scholarship selectees to various NROTC hosted institutions.

Provides reference to individuals's attrition from the NROTC program.

Provides program manager with information to determine students eligibility for continuation in program and eventual commissioning as naval officer. Information also used by Chief of Naval Personnel, Commander Navy Recruiting Command and Commandant of the Marine Corps.

Determine applicants eligibility for enrollment in NROTC program.

Assistance in preparing Fitness Reports, award recommendations, TAD assignments in conjunction with summer training and preparing background information for Flag and high government official visits to the NROTC unit.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, index cards, and notebook

**Retrievability:** Name, SSN, and NROTC unit.

**Safeguards:** Secured room and building. Access to information to authorized personnel only.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** NROTC, CNET, NAS, Pensacola, FL.

**Notification procedure:** Call or write system manager listed above.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Individual concerned, CHNAVPERS, COMNAVCRUITCOM, and NROTC unit.

**Systems exempted from certain provisions of the act:** None

**N00063CDP**

**System name:** Career Development Program for Communicators

**System location:** Commander Naval Telecommunications Command Naval Telecommunications Command (NAVTELCOM) Headquarters 4401 Massachusetts Avenue, N.W. Washington, D.C. 20390

**Categories of individuals covered by the system:** Navy civilian employees of NAVTELCOM in GS-393 series

**Categories of records in the system:** Questionnaire completed by employees giving name, duty, work and education experience, birth date, grade level, telephone number (work)

**Authority for maintenance of the system:** 5 USC 301, Departmental regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** By system managers of NAVTELCOM for implementing and managing the Career Development Program, Navy Office of Civilian Manpower Management similarly; Defense Department similarly; Civil Service Commission similarly;

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Name

**Safeguards:** Safes and vaults

**Retention and disposal:** Records destroyed by burning upon separation of employee

**System manager(s) and address:** Commander Naval Telecommunications Command 4401 Massachusetts Avenue, N.W. Washington, D.C. 20390 Civilian Manpower Coordinator, NAVTELCOM, same address

**Notification procedure:** Provide name to Civilian Manpower Coordinator, address above, Room 138, with routine ID card, driver's license, etc.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Questionnaire completed by employee

**Systems exempted from certain provisions of the act:** None

**N00063FTAR**

**System name:** Field Training Assistance Representatives (FTAR) File

**System location:** Commander Naval Telecommunications Command Naval Telecommunications Command (NAVTELCOM) Headquarters 4401 Massachusetts Avenue, N.W., Washington, D.C. 20390



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**Categories of individuals covered by the system:** Civilian employees of NAVTELCOM especially designated to provide technical training assistance to NAVTELCOM field activities.

**Categories of records in the system:** Name, grade, position, duty station, reports of training conducted, evaluations of performance, schedules of employment, work and education history, official correspondence from field commanding officers.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by NAVTELCOM executives in managing FTAR program, for up-dating FTAR training, reassigning FTARs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Name

**Safeguards:** Safes and vaults

**Retention and disposal:** Retained indefinitely for historical purposes.

**System manager(s) and address:** Commander Naval Telecommunications Command 4401 Massachusetts Avenue, N.W., Washington, D.C. 20390 Director Resources, NAVTELCOM, same address

**Notification procedure:** Provide name to Director Resources, address above, Room 139, with routine ID card, drivers license, etc.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Applications for employment, official civilian personnel jacket, official Navy orders to temporary duty, official correspondence from employee and field commanding officers

**Systems exempted from certain provisions of the act:** None

**N00063NC09PS**

**System name:** Personnel Information System

**System location:** Commander Naval Telecommunications Command Naval Telecommunications Command Headquarters 4401 Massachusetts Avenue Washington D.C. 20390

**Categories of individuals covered by the system:** Military and civilian employees

**Categories of records in the system:** Civilian Records; Military Personnel Records; Personnel Security Information

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ready source of information on Headquarters personnel regarding billets, position titles, security clearances, etc. Used internally only for administrative purposes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Tape and Punched Cards

**Retrievability:** Name

**Safeguards:** Safes and vaults

**Retention and disposal:** Information on an individual is scrubbed from system within 60 days following terminiation of employment with Headquarters

**System manager(s) and address:** Director Administration Headquarters Naval Telecommunications Command 4401 Massachusetts Avenue Washington D.C. 20390

**Notification procedure:** By contacting System Manager at above address. Requestor should provide full name and dates employed by Headquarters Naval Telecommunications Command. Requestor may visit the Headquarters to determine whether the system contains records pertaining to him. Usual identification, such as a valid driver's license, military ID card, etc., will be accepted as proof of identity.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Applications for employment, military personnel records, reports of results of Background Investigations, National Agency Checks, etc.

**Systems exempted from certain provisions of the act:** None

**N00069NSGAGNPAC01**

**System name:** Professional Qualifications Records (PQR's)

**System location:** Commander, Naval Security Group Command, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390

**Categories of individuals covered by the system:** Any civilian or military employee of the Naval cryptologic community who applies for Professionalization

**Categories of records in the system:** File contains individual's Professional Qualifications Record, which is a summary of the individual's education, training, experience, and awards. It also contains evaluations of the PQR made by the appropriate Career Panel.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Civilian Personnel Office - To determine whether individual is a suitable aspirant for Professionalization and whether revisions and/or updates are necessary. National Security Agency - To determine whether the PQR shows that the individual meets all the necessary requirements for Professionalization.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of individual aspirant

**Safeguards:** Building employs security guards. Access to Civilian Personnel Office limited to personnel with proper clearances. Files kept in combination safe.

**Retention and disposal:** Records are permanent. The authority provides a continuing requirement for the records.

**System manager(s) and address:** Commander, Naval Security Group Command, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390

**Notification procedure:** Send request to SYSMANAGER. Request should include full name, DPOB, military status, SSAN (if you voluntarily include it) or service number. Visits for the purpose of obtaining information must be submitted in writing to Command, Naval Security Group Command, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390, who will advise of time/date/place for viewing records or will advise whether system contains records pertaining to the requester. Scheduled visitors must be prepared to present adequate proof of identification - i.e. - combination of full name, DPOB, parent(s) name, drivers license, medicare card, military I.D. card if applicable.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Information is provided by individual aspirant. PQR may include transcripts provided to individual by educational institutions.

**Systems exempted from certain provisions of the act:** NONE

**N00069NSGHG11PAC01**

**System name:** NAVAL RESERVE SECURITY GROUP PERSONNEL RECORDS

**System location:** Commander, Naval Security Group Command Naval Security Group Headquarters 3801 Nebraska Avenue, NW, Washington D.C. 20390

**Categories of individuals covered by the system:** Naval Reserve Security Group Personnel

**Categories of records in the system:** System comprises records reflecting information pertaining to reservist's ACDUTRA (Active Duty for Training); miscellaneous personnel actions, i.e., in-training status for change of rank/ designator/rate; clearance certificate; congratulatory letters to officers upon promotion; history of past ACDUTRA performed; correspondance courses completed; old data cards and clearance eligibility letters

**Authority for maintenance of the system:** 5 USC 301 DEPARTMENTAL REGULATIONS





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reserve Personnel Support Branch - to verify: past active duty and ACDUTRA performed; currency of clearance status; mobilization assignment; civilian skills acquired

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper-records in file folders

**Retrievability:** Filed alphabetically by last name of reservist

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel who are properly screened, cleared and trained

**Retention and disposal:** Records are retained in active file until reservist has fulfilled drilling obligation or upon discharge or transfer to stand-by reserve

**System manager(s) and address:** Commander, Naval Security Group Command Naval Security Group Headquarters 3801 Nebraska Avenue, NW, Washington D.C. 20390

**Notification procedure:** a. Send request to SYSMANAGER

b. Full name, DPOB, military status, SSAN (if you will voluntarily include it) or service number

c. Visits for the purpose of obtaining information must be submitted in writing to Commander, Naval Security Group Command, 3801 Nebraska Avenue, NW, Washington D.C., 20390, who will advise of time/date/place for viewing records or will advise whether system contains records pertaining to the requestor

d. Scheduled visitors must be prepared to present adequate proof of identification - i.e., combination of full name, DPOB, parent(s) name, driver's license, medicare card, military I.D. card, if applicable

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager

**Record source categories:** District Officers for Naval Reserve Security Group Commanding Officers of Naval Reserve Security Group Divisions Commanding Officer, Naval Technical Training Center, Pensacola, FL

**Systems exempted from certain provisions of the act:** NONE

**N00069NSGHG12PAC01**

**System name:** Naval Security Group Personnel Security/Access Files

**System location:** The central record system is located at:

Commander, Naval Security Group Command
3801 Nebraska Ave., N.W.,
Washington, D.C. 20390

Duplicates of portions of records may be held by other Naval and Marine Corps activities served by a Naval Security Group Special Security Officer. Records pertaining to Naval and Marine Corps military personnel who were considered but not selected for assignment to the Naval Security Group while undergoing recruit training are located at one of the following locations:

Resident in Charge
Naval Security Group Field Office
Bldg 848
Marine Corp Recruit Depot
Parris Island, South Carolina 29905
Resident in Charge
Naval Security Group Field Office
Naval Administrative Command
Naval Training Center, Bldg 1411, Room 112
Great Lakes, Illinois 60088
Resident in Charge
Naval Security Group Field Office
U.S. Naval Training Center
San Diego, California 92133
Resident in Charge
Naval Security Group Field Office
Naval Training Center
Orlando, Florida 32813

**Categories of individuals covered by the system:** Naval and Marine Corps military and civilian personnel assigned to or employed by the Naval Security Group, including the Reserve components thereof, or who have been considered for such assignment or employment.

**Categories of records in the system:** The file may contain personal history information, investigative reports, security suitability reports, incident reports, and other data pertinent to determination of eligibility for access to Special Intelligence (SI) information, including the decisions made in each case. The file also contains records of authorized access to classified information.

**Authority for maintenance of the system:** E.O. 10450 Eisenhower Security Program

E.O. 11652 Classification and Declassification of National Security Information and Material

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is collected and used by SI security personnel for the purposes of determining the individual's eligibility for access to SI information, of maintaining a record of the degree(s) to which access to SI has been authorized, and of determining the extent, if any, to which controls must be exercised to prevent the compromise of SI through hostile foreign intelligence activity. Information may be disseminated outside the Department of the Navy to the National Security Agency, Defense Intelligence Agency, Army Security Agency, Air Force Security Service, Central Intelligence Agency, White House Communications Agency and/or the Defense Industrial Security Clearance Office for the purpose of determining the individual's eligibility for access to classified information under the user Agency's cognizance. Information may be disseminated to the Defense Investigative Service and Naval Investigative Service for the purpose of conducting investigations on which to base SI eligibility decisions. The access record portion of the system may be made available to the Director of Central Intelligence to maintain an index of personnel who have been granted access to certain sensitive intelligence programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and magnetic tape.

**Retrievability:** By name and date/place of birth.

**Safeguards:** Approved security areas with alarms and guards. Access is limited to assigned personnel who have been found eligible for access to SI and received specific instruction in the handling, security, and dissemination policy of information in the files.

**Retention and disposal:** Central record system retained for thirty years after last action. Records held at Naval Security Group Field Offices forwarded to central system after two years. Records retained in central record system and destroyed by burning, shredding, degaussing or chemical destruction at end of retention period.

**System manager(s) and address:** Commander, Naval Security Group Command 3801 Nebraska Ave., N.W. Washington, D.C. 20390

**Notification procedure:** a. Send request to SYSMANAGER

b. Full name, date and place of birth, military status, social security number (if voluntarily included) or service number.

c. Visits for the purpose of obtaining information must be submitted in writing to Commander, Naval Security Group Command, 3801 Nebraska Ave., N.W., Washington, D.C. 20390 who will advise of time/date/place for viewing records or will advise whether system contains records pertaining to the requester.

d. Scheduled visitors must be prepared to present adequate proof of identification-i.e.-combination of full name, date and place of birth, parent(s) name, drivers license, medicare card, military identification card if applicable.

**Record access procedures:** The Agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** In addition to information furnished by the individual himself, files contain information furnished by federal investigative agencies, other SI security organizations, and reports submitted by Naval Security Group Special Security Officer. Files also include administrative correspondence among associated personnel and security offices of the executive branch.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00069NSGHG13PAC01**

**System name:** Personnel Resources Information System for Management (PRISM)

**System location:** Commander, Naval Security Group Command Naval Security Group Headquarters 3801 Nebraska Avenue, NW, Washington, D. C. 20390

**Categories of individuals covered by the system:** Active duty Navy and Marine Corps personnel and Naval and Marine Corps Reserve



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personnel affiliated with the Naval Security Group. Also civilian personnel holding a NAVSECGRU clearance.

**Categories of records in the system:** System comprises automated records reflecting information pertaining to the personnel identification, location, current duties, professional qualifications and experiences, education, rotation data, personal information (marital status, dependents, home of record) and career information (dates of expiration of enlistment, release from active duty and security clearance data)

**Authority for maintenance of the system:** 5 USC 301 DEPARTMENTAL REGULATIONS

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military and civilian personnel of the Naval Security Group Headquarters in the performance of their official duties relating to the planning and management of NAVSECGRU personnel resources. Regularly produced management reports are used to determine: adequacy of the personnel manning posture (quantitatively and qualitatively) at NAVSECGRU field activities; trends concerning levels of various NAVSECGRU personnel skills; trends in enlistments, re-enlistments, training quotas, retirements; also, data base is often queried for one-time, non-routine information to satisfy priority requirements. Personnel of the Bureau of Naval Personnel use the system regularly to assist in meeting authorized NSG personnel requirements and identification of NSG training requirements. Civilian and Military officials of the National Security Agency use overall NAVSECGRU population distribution to assess adequacy of personnel levels and skills in meeting national cryptologic requirements. NAVSECGRU Area Directors in Atlantic, Pacific and European Commands in order to determine manning and skill posture within their respective theaters. Officials of NAVSECGRU field stations world-wide in order to determine numbers and skills of personnel ordered to report for duty. Officials of Naval Technical Center Pensacola Florida for purpose of mailing advancement examinations and other training materials.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored on magnetic tapes, discs, punched cards, microfiche and computer paper printouts

**Retrievability:** Records are retrieved by name, social security number, skill codes, duty stations, career information (dates of enlistment, expected release), education, rating and paygrade.

**Safeguards:** The computer facility and terminal are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained. Records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Computer magnetic tapes are erased three months after they are created. Punched cards are converted to magnetic tape and destroyed. Microfiche and paper printouts are retained 3 years or until superseded.

**System manager(s) and address:** Commander, Naval Security Group Command Naval Security Group Headquarters 3801 Nebraska Avenue, NW, Washington, D.C. 20390

**Notification procedure:** Send request to SYSMANAGER. Full name, DPOB, military status, SSAN (if you will voluntarily include it) or service number.

Visits for the purpose of obtaining information must be submitted in writing to Commander, Naval Security Group Command, 3801 Nebraska Avenue, NW, Washington, D.C. 20390, who will advise of time/date/place for viewing records or will advise whether system contains records pertaining to the requestor. Scheduled visitors must be prepared to present adequate proof of identification - i.e., combination of full name, DPOB, parent(s) name, driver's license, medicare card, military I.D. card, if applicable.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting content and appealing initial determination by the individual concerned may be obtained from the System Manager.

**Record source categories:** Chief of Naval Personnel MAPMIS (Manpower Management Information System) ADP file; Naval Security Group field sites; Naval Security Group Field Office Representatives.

**Systems exempted from certain provisions of the act:** None

**N00069NSGHG60PAC01**

**System name:** Communications Security Report (Personnel Section)

**System location:** Primary System-Commander, Naval Security Group Command, 3801 Nebraska Avenue, NW, Washington, DC, 20390. Decentralized Segments-Duplicates of portions of the record may be held by other Naval commands having a SIGSEC function.

**Categories of individuals covered by the system:** Navy officer and enlisted personnel serving in established Comunications Security billets at Fleet Headquarters and subordinate commands.

**Categories of records in the system:** Report identifies individual's name, billet to which assigned, rank and rate or designator, specific professional duties, employment (days) in temporary additional duty (TAD), date of departure on TAD, date of return from or estimated duration on TAD, location at which TAD is to be or was performed, assignment on TAD, current tour completion date, and next duty station.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Signals Security Department - To record time spent TAD by personnel of each command for both command and composite totals; to tabulate Communications Security manning levels by command, rating, and composite; to correlate personnel to authorized billets to determine specific manning and skill deficiencies; to indicate whether personnel are utilized in accordance with stated command requirements; and to identify personnel assigned to subordinate commands. Other Commands-To determine whether command has personnel qualified and available to conduct tasks either assigned or to be assigned, to provide a record of skills for which individuals are qualified, and to serve as a record of personnel arrivals and departures for planning purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of command to which individual is assigned.

**Safeguards:** Reports are located in safes in restricted areas accessible only to authorized persons that are properly screened and cleared. Reports are available only to authorized personnel having a need to know.

**Retention and disposal:** Reports are retained in active file until end of calendar year, held one additional year in inactive file and subsequently destroyed.

**System manager(s) and address:** Commander, Naval Security Group Command, 3801 Nebraska Avenue, NW, Washington, DC, 20390.

**Notification procedure:** a. send request to SYSMANAGER.

b. full name, DPOB, military status, SSAN (if you voluntarily include it) or service number.

c. Visits for the purpose of obtaining information must be submitted in writing to Commander, Naval Security Group Command, 3801 Nebraska Avenue, NW, Washington, DC, 20390, who will advise of time/date/place for viewing records or will advise whether system contains records pertaining to the requester.

d. Scheduled visitors must be prepared to present adequate proof of identification-i.e-combination of full name, DPOB, parent(s) name, drivers license, medicare card, military I.D. card of applicable.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Reporting command personnel rosters and division records; orders issued by Chief, Naval Personnel.

**Systems exempted from certain provisions of the act:** NONE

**N00129 01**

**System name:** Navy Exchange Security Investigation

**System location:** Navy Exchange

Box 21
Bldg 83
SUBASE
Groton, Ct. 06340
Commanding Officer
U.S. Naval Station
FPO San Francisco 96630

**Categories of individuals covered by the system:** Patrons, guests and employees of the Navy Resale System

**Categories of records in the system:** Records of complaints, criminal violations, unresolved cases, referred cases and completed cases involving Navy Resale directives and subordinate regulations.





**Authority for maintenance of the system:** 5 U.S.C. 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To document and establish responsibility when there are violations of criminal statutes, UCMJ, Navy directives and Navy Resale directives

Federal Law Enforcement Agencies (NIS and FBI) and commanding officers of individuals concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Case file number (numerical in order of occurrence)

**Safeguards:** Locked room, locked file cabinet and visitor controls Under custodial care of designated official who requires positive identification of requester and requester must establish need to know.

**Retention and disposal:** Two years

Shredding

**System manager(s) and address:** Navy Exchange Officer

Box 21
SUBASE
Groton, Ct. 06340
Commanding Officer
U.S. Naval Station
FPO San Francisco 96630

**Notification procedure:** Navy Exchange Officer Requester must provide positive proof of identity

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager

**Record source categories:** Information relative to an incident is obtained from that individual and another personnel involved

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00159 D-3/01**

**System name:** Seismic survey list of companies involved in outer continental shelf.

**System location:** Commandant, THIRD Naval District Flushing and Washington Aves. Brooklyn, NY 11251

**Categories of individuals covered by the system:** Contact personnel of each company for information on survey or drilling activity.

**Categories of records in the system:** Correspondence file

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Contact with individual companies for scheduling and coordination.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** Safes

**Retention and disposal:** Maintained as long as activity is going on, then burned.

**System manager(s) and address:** Air Operations/Oceanographic Officer

**Notification procedure:** Refer to sysmanager

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Department of Interior files.

**Systems exempted from certain provisions of the act:** None

**N00161.5314**

**System name:** Faculty Activity Record - Report of Teaching and Professional Activities

**System location:** U. S. Naval Academy, Annapolis, Maryland 21402

**Categories of individuals covered by the system:** Military and Civilian Faculty

**Categories of records in the system:** Faculty Activity Record Form (Locally produced)

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Basic source of background information needed for annual reports (HEW), statistical data (DOD), public relations, civilian faculty performance, pay, promotion, and tenure matters. Especially important when determining manning levels based on workload.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Archives

**Retrievability:** Name and Department

**Safeguards:** Forms are stored in Archives; access controlled by Archivist.

**Retention and disposal:** Five years; then destroyed by Archivist.

**System manager(s) and address:** Academic Dean, U. S. Naval Academy, Annapolis, Maryland 21402

**Notification procedure:** Individual submits own form.

**Record access procedures:** Rules for access may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual submitting form.

**Systems exempted from certain provisions of the act:** None

**N00164 01**

**System name:** Employee Explosives Certification Program

**System location:** Commanding Officer Naval Ammunition Depot Crane, Indiana 47522

**Categories of individuals covered by the system:** All personnel involved in the process or evolutions of explosives operations

**Categories of records in the system:** Individual certifying document and combined register of all employees certified

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record the names of all employees and their qualifications to work in certain categories of explosives operations

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder, punched cards

**Retrievability:** SSN, Name

**Safeguards:** Personnel escort required

**Retention and disposal:** Permanent, unless employee terminates or is no longer involved in explosives processes. Document returned to employee's department for routine disposal after deletion from program

**System manager(s) and address:** Safety Director NAD Crane, Indiana

**Notification procedure:** Individuals may inspect personnel certifying document at Building 8, Safety Department, NAD Crane or inspect department register within own department. Requesters must be escorted and provide identification for inspection of their personnel records

**Record access procedures:** The agency rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager

**Record source categories:** Personnel files, previous supervisors

**Systems exempted from certain provisions of the act:** None

**N00173 DEC10-ADPBUD**

**System name:** ADP Budget

**System location:** Director Naval Research Laboratory Washington, D.C. 20375

**Categories of individuals covered by the system:** Employees and former employees of the Naval Research Laboratory who by the definitions contained in SECNAVINST 5238.1A of 15 Feb 1973 are reportable for purposes of Resource Accounting in Data Processing related activities.



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**Categories of records in the system:** Contains name, pay number, grade, step, salary related data, man-years of effort (either actual or projected) salary related data and changes in pay status (either actual or projected) which would affect salary costs.

**Authority for maintenance of the system:** 5USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data is used by managers of computer oriented organizations to formulate Budgets for inclusion in the Automatic Data Processing Program Reporting System - Resource Accounting (Dept. of the Navy).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders and magnetic disc

**Retrievability:** Pay number.

**Safeguards:** Locked cabinets, personnel screening, (need to know) visitor controls, computer systems software including password protection.

**Retention and disposal:** Routinely discarded after three years.

**System manager(s) and address:** ADP Coordinator, Code 4014 Director, Naval Research Laboratory, Washington, D. C. 20375

**Notification procedure:** A written request to the SYSMANAGER at the above address providing the individual's full name, current address and telephone numbers, dates of employment, organization code(s) and pertinent occupational series code. Determination of record may be made in the Research Program Office, Computation Center, or Office of Comptroller. A drivers license or other recognized form of identification bearing the individuals signature and current address will be required of visitors.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Personnel records

**Systems exempted from certain provisions of the act:** None

**N00173 1200-3**

**System name:** Author Publication Index

**System location:** Director Naval Research Laboratory Washington, D. C. 20375

**Categories of individuals covered by the system:** NRL personnel who are authors of technical papers

**Categories of records in the system:** Name of author/co-author; title of paper; author's work assignment (e.g. Space Sciences Division); journal submitted or meeting to be presented (e.g. IEEE Symposium or Scientific American); release approval number; whether the information has or has not been incorporated into an official NRL Report.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Authors and their supervisors; Patent Counsel, library personnel, P.I.O. personnel, CMCB. No other users.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5-part blank set. Key - authors name

**Retrievability:** By author's name

**Safeguards:** File is in a room locked after hours.

**Retention and disposal:** Retained as permanent historical record; not sent to Records Center or disposed of.

**System manager(s) and address:** Classified Material Control Officer Naval Research Laboratory Washington, D. C. 20375

**Notification procedure:** Letter to System Manager at above address providing full name, Social Security Number and affiliation, or personal visit to NRL Classified Material Control Office. NRL pass required.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** NRL Authors

**Systems exempted from certain provisions of the act:** None

**N00173 1200-5**

**System name:** Listing of Personnel - Sensitive Compartmented Information

**System location:** Director, Naval Research Laboratory, Washington, D. C. 20375

**Categories of individuals covered by the system:** Individuals indoctrinated for access to compartmented information.

**Categories of records in the system:** Name, affiliation, billet description, clearances authorized, clearances held, rank, Social Security Number, Background Investigation date, date of birth, place of birth, date of marriage, place of marriage.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to determine authorization for access to compartmented information. Internal users are Branch Heads, Division Superintendents, Director and Associate Directors of Research and Special Security Office.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Tape

**Retrievability:** Name, Social Security Number, affiliation, assigned billet number

**Safeguards:** Three combination security container and/or vault.

**Retention and disposal:** Records maintained as long as individual authorized access; changed as changes occur.

Magnetic tape erased as required.

**System manager(s) and address:** Special Security Officer, Naval Research Laboratory, Washington, D. C. 20375

**Notification procedure:** Letter to System Manager at above address giving full name, Social Security Number, and affiliation, or visit to NRL Special Security Office with NRL pass as identification

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** All information obtained from individuals and indoctrination documents.

**Systems exempted from certain provisions of the act:** None

**N00175 03004**

**System name:** Staff Judge Advocate's Memorandum File

**System location:** Commandant, FOURTH Naval District

Naval Base
Philadelphia, Pa. 19112

**Categories of individuals covered by the system:** Any Naval or Marine Corps personnel facing disciplinary or administrative action requiring the personal attention of Commandant, FOURTH Naval District.

**Categories of records in the system:** Memoranda of Staff Judge Advocate, FOURTH Naval District

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** (1) To provide Commandant, FOURTH Naval District with legal opinions of Staff Judge Advocate on disciplinary and administrative matters.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Filing folders

**Retrievability:** Name and date of advice

**Safeguards:** During working hours under custody of Legalman. During non-working hours, building secured by Base Police.

**Retention and disposal:** Indefinite

**System manager(s) and address:** Staff Judge Advocate, FOURTH Naval District

Naval Base
Philadelphia, Pa. 19112

**Notification procedure:** Write letter to Systems Manager at above address which includes (1) name and address of requestor, (2) military status of requestor, (3) social security number of requestor, (4) subject matter of request.

In case of personal visit, the requestor must provide (1) military identification card, or (2) social security card. The office is located at Room 103, Building 6, Naval Base, Philadelphia, Pa.





**Record access procedures:** The Agency's rules for access to records may be obtained from Systems Manager

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the Systems Manager.

**Record source categories:** Staff Judge Advocate's opinions

**Systems exempted from certain provisions of the act:** None

**N00238103PRS.**

**System name:** NAD Hawthorne police records system (NADHPRS).

**System location:** Naval Ammunition Depot, Hawthorne NV

**Categories of individuals covered by the system:** A. All persons who have committed crimes and offenses. B. All persons suspected of crimes or offenses. C. All victims of crimes and offenses. D. All witnesses to crimes and offenses. E. All persons contacted during field interviews because of proximity to a crime of offense, resemblance to suspects, or possission of property or instruments similar to those involved in a crime or offense. F. Juveniles involved in offenses peculiar to non-adults. G. Persons involved in proposed and actual adverse personnel actions that require police services for accomplishment. H. Persons who have requested police services.

**Categories of records in the system:** A. Police offense report log and police offense report files pertaining to crimes, offenses, incidents and miscellaneous police services along with police investigative reports pertaining to police offense reports. B. Alpha index of offenders and suspects involved in crimes and offenses. Index is in two sections: adult & juvenile. C. Stolen, lost, found or damaged property index filed by item category. D. Criminal technique index filed first by type of crime and then by major technique identified. E. Field interview index containing record card reports on field interviews with persons contacted because of proximity to a crime or offense, resemblance to suspects, or possession of property or instruments similar to those involved in a crime or offense. Kept separate from the alpha index of offenders and suspects. F. Chronological log of police actys first by date and then by 24 hr clock time. A brief notation is entered for each significant police event or response. G. The police officers daily activity log is kept by each uniformed police officer/supervisor. It contains a chronological record of each individuals activities during one work shift. H. Abandoned or inoperative vehicle file. Provides a record of actions taken to have owners of abandoned or inoperative privately owned vehicles remove or repair vehicles on NAD Hawthorne property. I. Police intelligence files. A systematic record noting informers and information provided from informers, official agencies and other sources about crimes and other offenses past, ongoing or future.

**Authority for maintenance of the system:** 5 USC 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** A. Uses (1) Investigation of criminal and non criminal offenses and incidents occuring on NAD Hawthorne or committed by or against persons associated with NAD Hawthorne. (2) Prosecution, dismissal, administrative action or jurisdictional referral of all offenses committed by persons in or under NAD Hawthorne jurisdiction. (3) Police intelligence targeted on criminal offenses both in being or seriously contemplated by persons in or under NAD Hawthorne jurisdiction or to be committed within or against NAD Hawthorne property, personnel, employees, residents or guests. (4) Development of patrol procedures and crime prevention programs keyed to actual field requirements. (5) Statistical figures on police work methods and procedures, vehicle accidents, property losses (government and private), and patterns of criminal activities. (6) Data for insurance loss claims and claims for losses by and against the government in those cases involving injury, property and vehicle losses. B. Users (1) Investigations and intelligence (A) Criminal: NADH security department, Naval Investigative Service, Federal Bureau of Investigation, Drug Enforcement Agency, various miscellaneous Federal agency investigators, Mineral County Sheriffs Office, State of Nevada law enforcement agencies and all other state and local law enforcement agencies (to a limited degree). (2) Prosecution and other judicial actions:U.S. Navy, Marine Corps and Air Force authorities at NAD Hawthorne or other locations, Mineral County District Attorney, Mineral County Justice Courts (Hawthorne, Mina and Schurz), District Courts at the State and Federal levels, the NAD Hawthorne Civilian Personnel Office, the NAD Hawthorne Security Department and the U.S. Attorneys Office. (3) Police intelligence: NADH Security Department, NADH command personnel, Naval Investigative Service, FBI, Mineral County Sheriffs Office and other Nevada and Federal law enforcement agencies (only when essential). (4) Patrol and crime prevention: NADH Security Department and Mineral County Sheriffs Department. (5) Statistics: NADH Security Department, NADH command personnel and Mineral County Sheriffs Office. (6) Losses and claims:individuals, insurance companies, law firms, NADH Safety Department, NADH Security Department, NADH command personnel, administrative and judge advocate General investigators and legal personnel, Federal U.S. Attorney's Office and Federal, State, and local civil and criminal courts. (7) Adverse personnel actions: all NADH departments and nonappropriated fund activities, U.S. Civil Service Commission activities, the Federal court system, unions, and employee associations. (8) Abandoned or inoperative vehicles. NAD Hawthorne Security Department and Comptroller.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** (1) Files: kept in file folders. (2) Indexes: kept in 5 x 8 card storage trays. (3) Logs: kept in bound logbooks and file folders. (4) Statistics: plotted on wall grid map and in graphs and reports kept in file folders.

**Retrievability:** (1) Files: by offense report number from indexes or the offense report log. (2) Indexes: by name, type of crime, or property category. (3) Logs: chronological.

**Safeguards:** Files area limited to Security Department personnel, locked file cabinet for offense reports, and access limited on a need to know basis to security personnel and military authorities and other official judicial and law enforcement agencies who can demonstrate an actual need for specific information.

**Retention and disposal:** Records are maintained permanently within the Security Department.

**System manager(s) and address:** A. Overall policy official: Commanding Officer NAD Hawthorne Hawthorne, NV 89415 B. Police record system holder: Security Officer NAD Hawthorne Hawthorne, NV 89415

**Notification procedure:** Individuals desiring a determination of whether or not the NAD Hawthorne police record system contains records pertaining to them may come in person to the Security Office, Building 15, NAD Hawthorne, Hawthorne, NV 89415. A requestor must indicate his full name, social security account number, military status, sex, date and place of birth, and present street address. Proof of the above information must be presented by exhibition of a birth certificate (or english translation certified by a notary public) and an official identification document(s), i.e., a valid military i.d. card, state driver's license, or resident alien identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** A. Police offense reports: all possible legal sources, business establishments, private security and investigators law enforcement agencies and personnel crime laboratory analysis reports, technical experts of all types and expertise, police personnel, bystanders, victims, offenders, witnesses, suspects, churches, neighbors, schools, informers, former and current employers other governmental agencies of all types and levels, physical evidence, photography (technical and operational) surveillance, legally authorized wire and electronic eavesdropping, associates, other police files, indexes, records and logs. Charitable /non-profit organizations, sound recordings, encyclopedias and other reference publications, telephone indexes and (when legally feasible) records. Real estate records, utility and postal records and information (when legally authorized). Historical archives, resulting from crime offense, and incident investigations. B. Alpha index: initial name card for each individual generated from a police offense report. Subsequent entries taken from later police reports and inter-departmental files. C. Stolen, lost, found, or damaged property inde

x: police daily log and police offense reports. D. Criminal technique index: police offense reports interdepartmental file, and police intelligence file. E. Field interview index: field contacts by police officers and supervisors with persons reasonably believed to be connected or associated with a crime, offense, or incident. F. Chronological log: field operations and police and guard assignment training, and administrative actions. G. Police officer's daily activity log: field activities and actions by the individual police officer. H. Abondoned or inoperative vehicles file: vehicle owners, neighbors, police patrol, and fire department reports. I. Police intelligence file: business establishments, private security and investigative agencies, law enforcement agencies and personnel, crime laboratory analysis reports, technical experts of all types and expertise, police personnel, bystanders,



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victims, offenders, witnesses, suspects, churches, neighbors, schools, informers, former and current employers, other governmental agencies of all types and levels, physical evidence, photography (technical and operational) surveillance, legally authorized wire and electronic eavesdropping, associates, other police files, indexes, records and logs. Charitable/non-profit organizations, sound recordings, encyclopedias and other reference publications, telephone indexes and (when legally feasible) records, Real estate records, utility and postal records and information (when legally authorized), Historical archives

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00250 CHK/DEBT-LIST**

**System name:** Bad Checks and Indebtedness Lists

**System location:** Commanding Officer, Navy Resale System Office, 3rd Ave. and 29th St., Brooklyn, NY 11232 (for all Navy Exchanges) Commissary Store operations as listed in the directory of Department of the Navy mailing addresses.

**Categories of individuals covered by the system:** Patrons of Navy exchanges and Commissary Stores who have passed checks which have proven bad; recruits who have open accounts with Navy exchanges; patrons who have made C.O.D. mail order transactions and those patrons who make authorized charge or credit purchases where their accounts are maintained on the basis of an identifying particular such as name, social security number or service number.

**Categories of records in the system:** Bad Check System (including: Returned Check Ledger; Returned Check Report; copies of returned checks; bank advice relative to the returned check or checks; correspondence relative to attempt by the Navy exchange or Commissary Store to locate the patron and/or obtain payment; a printed report of names of those persons who have not made full restitution promptly, or who have had two or more checks returned through their own fault or negligence) Accounts Receivable Ledger, detailed by patron; COD Sales Ledger;

**Authority for maintenance of the system:** 5 USC 301 and 10 USC 5031

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The bad check system is used to record receipt of bad checks from patrons; to monitor and avoid undue losses because of continued passing of bad checks. This system also contains information regarding the correspondence issued in an effort to recover losses. A bad check list is locally and centrally. This information is issued to all cashiers, exchange and commissary officers. The Accounts Receivable ledgers are used to properly record credit sales and the payment of these accounts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: magnetic tape; printed reports; file folders; file cards;

**Retrievability:** Name and social security number

**Safeguards:** Locked file cabinets; supervised office spaces; supervised computer tape library which is accessable only through the computer center (entry to the computer center is controlled by a combination lock known by authorized personnel only).

**Retention and disposal:** Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II, chapters 4 and 5 and/or the Navy Exchange Manual.

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232
Record Holder
Director, Controller Division (FM)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

**Notification procedure:** Written contact may be made by addressing inquiries to:

Director, Controller Division (FM)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

In the initial inquiry the requester must provide full name, social security number, activity where they had their dealings. A list of other offices the requester may visit will be provided after initial contact is made at the office listed above. At the time of a personal visit, requesters must provide the following proof of identity: Name, date of birth, place of birth, father's first name, mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The individual; the bank involved and the activity sales records.

**Systems exempted from certain provisions of the act:** None

**N00250 IR-PERS-RECORD**

**System name:** Industrial Relations Personnel Records

**System location:** Commanding Officer, Navy Resale System Office, 3rd Avenue and 29th Street, Brooklyn, NY 11232 (for all Navy Exchanges) Commissary Stores operations as listed in the directory of Department of the Navy mailing addresses.

**Categories of individuals covered by the system:** Civilian Employees, former civilian employees and applicants for employment with the Navy Resale System Office and Navy exchanges located worldwide.

**Categories of records in the system:** Personnel jackets (including: Personnel Information Questionnaire; Personnel Action; Certificate of Medical Examination; Indoctrination Checklist; Designation of beneficiary; death benefit; completed leave records; report of accident; cash register overage/shortage records; notice of excessive absence and tardiness, and warnings; report of hearings and recommendations relative to employee grievances; report of all disciplinary action; Certified record of court attendance; Certified copy of completed military orders for any annual duty tours with recognized reserve organizations; Employee job description; Examination papers and tests, if any; Evidence of date of birth, where required; Security Investigation Data, where required; Official work performance rating; Official letters of recommendations; Designation of Beneficiary for Unpaid Compensation; Reference check records; applicant files; tuition assistance records; grievance/appeal records; employee profiles; personnel security information (including: National Agency Checks and Naval Investigative Service reports); Travel requests, travel allowance and claims record; Transportation Agreements; employee affidavit; Priviledge Card Application and listing;

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Retention of forms necessary to properly record the employment history of each employee, reflecting performance of employees which may be used by selecting officials in choosing employees for promotion or transfer; for verification of employment; to provide a record of travel performed and verification that the employee received proper remuneration for the travel performeded; to insure employees receive timely consideration in the processing of work appraisals and salary increases;

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: file folders; magnetic tapes; punch cards; rolodex files; cardex files; ledgers; and printed reports.

**Retrievability:** Name and/or social security number; employee job number; employee payroll number.

**Safeguards:** Locked file cabinets; safes; locked offices which are supervised by appropriate personnel, when open; supervised computer tape library which is accessible only through the Computer Center (entry to computer center is controlled by a combination lock known by authorized personnel only); security guards.

**Retention and disposal:** Current employee records remain on file at the appropriate personnel offices; records on former employees are retained for one year and then forwarded to the Federal Records Center, St. Louis, Mo. for retention of permanent papers and destruction of temporary papers, applicant files are retained for one year, except that applications from those over 40 years old are retained for two years. Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II, Chapters 4 and 5.' and for the Navy Exchange Manual.

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232





Record Holder
Manager, Recruitment and Employment (R3)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

Individual record holders within the central system may be contacted through the central system record holder.

**Notification procedure:** Written contact may be made by addressing inquiries to:

Manager, Recruitment and Employment (IR3)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

In initial inquiry, the requester must provide full name, social security number, activity where last employed or where last application for employment was filed. A list of other offices the requester may visit will be provided after initial contact is made at the office listed above. At the time of a personal visit, requester must provide the following proof of identity: Name, date of birth, place of birth, father's first name and mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The employee; former employers; educational institutions; supevisors of employees; applicants; applicants previous employers; Naval Investigative Service; Federal Bureau of Investigation.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N00250 LAYAWAYS**

**System name:** Layaway Sales Records

**System location:** Commanding Officer, Navy Resale System Office, 3rd Avenue and 29th Street, Brooklyn, NY 11232 (for all Navy exchanges)

**Categories of individuals covered by the system:** Patrons of Navy exchanges who buy goods on a layaway

**Categories of records in the system:** Layaway Tickets and layaway patron lists

**Authority for maintenance of the system:** 5USC301 and 10USC5031

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To record the selection of layaway merchandise, record payments, verify merchandise pick-up and perform sales audit.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: Layaway tickets and layaway patron lists

**Retrievability:** Name, address, service number or exchange permit number

**Safeguards:** Locked file cabinets, supervised records space

**Retention and disposal:** Destroyed after two years per Navy Exchange Manual

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232
Record Holder
Director, Controller Division (FM)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

Individual record holders within the central system may be contacted through the central system record holder.

**Notification procedure:** Written contact may be made by addressing inquiries to:

Director, Controller Division (FM)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

In the initial inquiry, the requester must provide full name, social security number, activity where layaway sales were transacted. A list of other offices the requester may visit will be provided after initial contact at the office listed above. All the time of a personal visit, requesters must provide the following proof of identity: Name, date of birth, place of birth, father's first name, mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The individual

**Systems exempted from certain provisions of the act:** None

**N00250 MILITARY-MISYS**

**System name:** Resale System Military Management Information System

**System location:** Commanding Officer Navy Resale System Office 3rd Avenue and 29th Street Brooklyn, NY 11232

**Categories of individuals covered by the system:** Present and past military officer and key enlisted personnel assigned to the Navy Resale System.

**Categories of records in the system:** Management Information System (including: Name; rank or rate; social security number; designation date of rank; date reported; rotation date; educational level; lineal number; dependency status) Card file on officers assigned (including: dates in Navy Resale System; promotion status; location of assignments) Correspondence folder with Officer and senior enlisted personnel (containing: preference of assignment; biographical information; and orders)

**Authority for maintenance of the system:** 5USC301 and 10USC5031

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine recommended replacements for Key Military personnel; to recommend actions to the Officer, Personnel Division, Navy Systems Command; to keep a record of orders and pertinent correspondence with individual personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: Magnetic tape; printed reports; card files and file folders.

**Retrievability:** Name; service number; social security number

**Safeguards:** Locked file cabinets; locked archives; supervised office spaces and supervised computer tape library which is accessable only through the computer center (entry to computer center is controlled by a combination lock known by authorized personnel only).

**Retention and disposal:** Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II Chapters 4 and 5 and/or the Navy Exchange Manual.

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232
Record Holder
Director, Military Personnel (MP)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

**Notification procedure:** Written contact may be made by addressing inquiries to:

Director, Military Personnel (MP)
Navy Resale System Office
3rd Avenue and 29th Street
Brooklyn, NY 11232

In the initial inquiry, the requester must provide full name, social security number or service number. At the time of a personal visit, the requester must provide the following proof of identity: Name; date of birth; place of birth; father's full name and mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contestng contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** U.S. Navy Manpower Information System; the Bureau of Personnel Navy); the individual; the individual's superior officer.

**Systems exempted from certain provisions of the act:** None



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### N00250 PAY&BENEFITS

**System name:** Payroll and Employee Benefits Records

**System location:** Commanding Officer, Navy Resale System Office, 3rd Ave. and 29th St., Brooklyn, NY 11232 (for all Navy Exchanges) Commissory Store Operations as listed in the directory of Department of the Navy mailing addresses.

**Categories of individuals covered by the system:** Civilian employees and former civilian employees with the Navy Resale System Office and Navy exchanges located world-wide. (payroll and benefits information) Civilian employees and former civilian employees of Coast Guard exchanges, clubs and messes and US Navy civilian employees and former civilian employees of Special Services and BUPERS clubs and messes. (Benefits information only).

**Categories of records in the system:** Distribution reports; tax reports; leave accrual reports; earnings records cards, payroll registers; insurance records and reports regarding property damage, personal injury or death, group life, disability, medical and retirement plan; payroll savings authorization; record of payroll savings; overtime authorization; Treasury Department tax withholding exemption certificate.

**Authority for maintenance of the system:** 5 USC 301 and 10 USC 5031

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To calculate pay; prepare checks for distribution; prepare deduction registers; leave records; to submit federal and state tax reports; to record contributions to benefit plans; to process all insurance claims; to provide information as required to the insurance carriers and U.S. Department of Labor, Bureau of Employees Compensation; to calculate retirement benefits upon request of employees;

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: Magnetic tape files; card files, file folders; ledgers; and printed reports.

**Retrievability:** Name and/or social security number; employee job number; employee payroll number.

**Safeguards:** Locked file cabinets; safes; locked offices which are supervised by appropriate personnel, when open; security guards; supervised computer tape library which is accessable only through the computer center (entry to computer center is controlled by a combination lock known by authorized personnel only).

**Retention and disposal:** Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II, Chapters 4 and 5.' and/or the Navy Exchange Manual.

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

Record Holder
Manager, Recruitment and Employment
Navy Resale System Office
3rd Ave and 29th St
Brooklyn, NY 11232

Individual record holders within the central system may be contacted through the central system record holder.

**Notification procedure:** Written contact may be made by addressing inquiries to:

Manager, Recruitment and Employment (IR3)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

In the initial inquiry the requester must provide full name, social security number, activity where last employed. A list of other offices the requester may visit will be provided after initial contact is made at the office listed above. At the time of a personal visit, requesters must provide the following proof of identity: Name, date of birth, place of birth, father's first name and mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The employee of former employee; payroll department; the employee's supervisor and the employee's physician or insurance carrier's physician.

**Systems exempted from certain provisions of the act:** NONE

### N00250NAVLODGE RECORD

**System name:** Navy Lodge Records

**System location:** Commanding Officer, Navy Resale System Office, 3rd Ave. and 29th St., Brooklyn, NY 11232 (for all Navy Exchanges)

**Categories of individuals covered by the system:** Patrons and guests authorized lodging at a Navy exchange Navy Lodge.

**Categories of records in the system:** Reservation Request; Guest Registration Card; Navy Lodge Guest Folio; Equipment Rental Lists

**Authority for maintenance of the system:** 5 USC 301 and 10 USC 5031

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** A record of reservations to insure orderly room assignment and avoid improper booking; record registration and payment of account; verify proper usage by eligible patrons; cash control; gathering of occupancy data; determine occupancy breakdown; rental and furnishings accountability.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The media in which these records are maintained vary, but include: folio card; ledger; Guest Registration Cards; and local copies and reports of central system reports.

**Retrievability:** Name; service number; social security number

**Safeguards:** Supervised offices; locked files

**Retention and disposal:** Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II, chapters 4 and 5 and the Navy Exchange Manual. Local reservation request forms are destroyed 1 month after the actual date of check-in.

**System manager(s) and address:** Policy Official

Commanding Officer
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

Record Holder
Manager, Personalized Services (SM6)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

Individual record holders within the central system may be contacted through the central system record holder.

**Notification procedure:** Written contact may be made by addressing inquiries to:

Manager, Personalized Services (SM6)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

In the initial inquiry the requester must provide full name, social security number, service number and location of the last Navy Lodge where they had dealings. A list of other offices the requester may visit will be provided after initial contact is made with the office listed above. At the time of a personal visit, requesters must provide the following proof of identity: Name; date of birth; place of birth; father's first name and mother's maiden name.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** The individual patron and the charges he or she incurred during a visit at the Navy Lodge.

**Systems exempted from certain provisions of the act:** None

### N00251 007

**System name:** Legal Office Litigation/Correspondence Files

**System location:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314

**Categories of individuals covered by the system:** Criminal and civil plaintiffs/defendants involved in litigation against or involving Puget Sound Naval Shipyard

**Categories of records in the system:** Statements, affidavits, correspondence, briefs, petitions, court records involving litigation and related matters

**Authority for maintenance of the system:** Title 28, USC; Executive Order 10561; 5 USC 301; 10 USC 801-940

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Preparation of correspondence, litigation material





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cabinets

**Retrievability:** Case citation, name of individual

**Safeguards:** Locked in executive spaces

**Retention and disposal:** Most are retained permanently, others disposed of in accordance with Defense Disposal Manual

**System manager(s) and address:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314, or Legal Officer (Code 107), Puget Sound Naval Shipyard

**Notification procedure:** Direct inquiry to SYSMANAGER, providing name, rank/rate/shop or badge number and social security number

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager

**Record source categories:** Court records, personal interviews and statements, departmental records, State and Federal records, police reports and complaints, general correspondence

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

### N00251 065

**System name:** Maintenance of Housing Unit

**System location:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314

**Categories of individuals covered by the system:** Military personnel living in military housing under Puget Sound Naval Shipyard cognizance (Jackson Park, Brem Annex, Shipyard, Olalla)

**Categories of records in the system:** Maintenance performed; name; rank/rate; service number; number of dependents; period of occupying housing unit

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Periodic and emergency work completed and record of occupancy of housing units

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cabinet

**Retrievability:** Unit Number

**Safeguards:** Locked in office space, (Building 433, Puget Sound Naval Shipyard

**Retention and disposal:** Five years

**System manager(s) and address:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314 and Public Works Department, Code 402.4

**Notification procedure:** Direct inquiry to SYSMANAGER, providing unit number to Housing Office, Puget Sound Naval Shipyard

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager

**Record source categories:** Maintenance performance records and housing application record

**Systems exempted from certain provisions of the act:** None

### N00251 080

**System name:** Puget Sound Naval Shipyard, Navy Exchange Tobacco Sales

**System location:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314

**Categories of individuals covered by the system:** Authorized patrons of facility

**Categories of records in the system:** Purchaser's name, serial number, duty station or home address, date, item and quantity of purchase

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Review for possibility of resale

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Batch files by date

**Retrievability:** Name

**Safeguards:** File cabinet in locked office

**Retention and disposal:** 4 Months - disposed through commercial disposal facilities

**System manager(s) and address:** Commander, Puget Sound Naval Shipyard, Bremerton, WA 98314 and Navy Exchange Officer

**Notification procedure:** Direct inquiry to SYSMANAGER, providing name and approximate date of purchase

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager.

**Record source categories:** Information provided by the individual.

**Systems exempted from certain provisions of the act:** None

### N00282 OJ-LIT

**System name:** Records of Litigation

**System location:** Commandant, Eleventh Naval District. San Diego, California 92132

**Categories of individuals covered by the system:** Individuals who have filed suit in Federal or State court within Southern California seeking relief other than monetary damages

**Categories of records in the system:** Pertinent messages, correspondence, memoranda and copies court pleadings

**Authority for maintenance of the system:** 5 USC 301, Departmental regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Internal usage by District Staff Judge Advocates. Provision of information to the Office of the Judge Advocate General of the Navy, the Department of Justice and cognizant U. S. Attorney

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** Name and year court action filed

**Safeguards:** Locked cabinet, locked room, guards and personnel screening

**Retention and disposal:** Retained until litigation concluded and two years thereafter at which time destroyed by burning

**System manager(s) and address:** Assistant Chief of Staff for Administration, Commandant, Eleventh Naval District, San Diego, California 92132

**Notification procedure:** Written letter request to Commandant, Eleventh Naval District, San Diego, California 92132.

Full name, case caption, and year court action filed.

District Legal Office, Headquarters Eleventh Naval District, San Diego, California 92132.

Valid military or Federal employee ID card or other legal proof of identity.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Parent command of individual filing suit, U. S. Attorney

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

### N00344 BP 714003

**System name:** Youth Activities Association Membership Record

**System location:** Commanding Officer Naval Air Station FPO San Francisco, CA 96611

**Categories of individuals covered by the system:** All eligible applicants for membership in non-appropriated fund recreational activities for youths

**Categories of records in the system:** Membership cards (5 in. x 7 in.) recording personal data provided by individual applicants

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information used exclusively by Military Services Department to record membership status in th youth association, to verify the youth's eligibility for participation in youth activities, to identify and aid in the location of a youth's sponsor in the event of emergencies, and to verify sponsor's agreement to provide volunteer assistance in furtherance of youth activities

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card file

**Retrievability:** By sponsor's name

**Safeguards:** Card file is in Military Services Office, marked for official use only, office is locked after normal working hours

**Retention and disposal:** Kept until membership status terminates and then destroyed

**System manager(s) and address:** Military Services Officer Naval Air Station FPO San Francisco, CA 96611

**Notification procedure:** Individual inquiries to be made in person at SYSMANAGER address above. Requstor to provide full name and military status: proof of identity to be made by presentation of military identification card or valid driver's license.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Individual applicants provide all information

**Systems exempted from certain provisions of the act:** None

**N00600NAVTIS**

**System name:** Naval Training Information System

**System location:** Naval Education and Training Command Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Prospective students and students under instruction at Navy training activities and other associated training and educational Institutions. Personnel data required to support the automated student transfer procedures. Instructors and support personnel at Navy sponsored activities. Staff and Base Support Personnel at Navy Education and Training Command and Naval Education and Training Command Activities. All participants present and past associated with the Navy Campus for Achievement.

**Categories of records in the system:** Basic Identification Records i.e., Social Security Number, Name, Sex, Date of Birth. Personnel Records i.e., Rank/Rate/Grade, Branch of Service, Billet, Expiration of Active Obligated Service. Professional Records i.e., Navy Enlisted Classification, Subspeciality Codes, Test Scores, Basic Test Battery Scores, and Navy Advancement Test Scores. Educational Records i.e., Education Levels, Service and Civilian Schools attended, Degrees, Majors, Personnel assignment data, Course achievement data, Class grades, Class standing, and attrition categories, Location Records i.e., Duty Stations, Home Addresses.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Student Performance, Progression and Prediction Instructors Performance Organizational and Administrative Control Internal Navy Users are Chief of Naval Personnel, Naval Education and Training Command staff personnel, and Naval Education and Training Command Activities staff personnel. Type Commanders Health/Science Education Training Center Chief, Bureau of Medicine Commander, Naval Recruiting Command

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched Cards, Magnetic Tape, Direct Access Storage Devices, Flatpaper, and Microfiche.

**Retrievability:** Social Security Number and Name

**Safeguards:** Navy Training Information System is limited to personnel training associated information. Data on file is protected as follows. On-line access is controlled by terminal identification and a password system. Terminal Identification is positive and maintained by a single control point. Physical access to terminals is restricted to specifically authorized individuals. Password authorization, assignment and monitoring are the responsibility of the functional managers. Information provided via batch processing is of a predetermined and rigidly formatted nature. Any output is controlled by the functional managers who also control the distribution of output.

**Retention and disposal:** Individual personal data is retained in Naval Training Information System only for that period of time that an individual is assigned to or is supporting a training evolution or activity. Upon departure of an individual, personal data is deleted from the active records, partial history records are created, then maintained a maximum of three years. An exception is the recording of professional/ educational accomplishments which are retained and held for the individual's use such as transcript information for educational pursuits. This information is recalled by personal request of the individual.

**System manager(s) and address:** CAPTAIN James H CHAPMAN (Overall Policy Official) Assistant Chief of Staff for Management Services Naval Education and Training Command Naval Air Station Pensacola, FL 32508

Records Holder:
CAPTAIN James A Gillespie
Commanding Officer
Naval Education and Training
Information Systems Activity
Naval Air Station
Pensacola, FL 32508

**Notification procedure:** Individuals desiring information whether Naval Training Information System contains records pertaining to them should request that determination from the Records Holder listed under SYSMANAGER. The requestor should provide his Social Security Number, Full Name, and present status, i.e., Military or Civilian. The office of the Records Holder listed under SYSMANAGER may be visited for this determination but the requestor must present his Social Security Card and Military or Navy Civilian Employment Identification Card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the systems manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the systems manager.

**Record source categories:** Individuals, Educational Institutions, Chief of Naval Personnel, Naval Education and Training Command Activities Staff, Instructor personnel, and Commander, Naval Recruiting Command.

**Systems exempted from certain provisions of the act:** None.

**N03363LEGAL ASSISTANC**

**System name:** Indebtedness Correspondence File.

**System location:** USS KITTY HAWK (CV-63)

FPO San Francisco 96601

**Categories of individuals covered by the system:** Enlisted personnel who have been subject of letters of indebtedness.

**Categories of records in the system:** Alphabetized card file and files of indebtedness correspondence received.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Counseling of personnel on indebtedness and budget problems. Used by the commanding officer, executive officer, legal officer, personnel officer, disbursing officer and chaplain in formulation of correspondence in answer to inquiries by civil authorities (probation officers) and financial institutions concerning indebtedness of personnel. Used as evidence in NJP/Courts-Martial in determining guilt or innocence of personnel charged with dishonorable failure to pay just debts, in violation of the UCMJ (10 USC 934). Used in administrative processing of personnel for failure to pay just debts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders and alphabetic card file.

**Retrievability:** Name.

**Safeguards:** Maintained in locked office accessable only to authorized office staff and commanding officer or delegate on demand.

**Retention and disposal:** Destroyed upon subject's transfer from command or separation.

**System manager(s) and address:** Legal Officer, USS KITTY HAWK (CV-63) FPO San Francisco 96601

**Notification procedure:** Present military ID Card at the legal office, USS KITTY HAWK (CV-63)

**Record access procedures:** The agency's rule for access to records may be obtained from the system manager.





**Contesting record procedures:** The agency's rule for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Messages and letters from financial institutions, attorneys, doctors, landlords, Naval Hospital, Welfare Departments, Navy Family Allowance Activity, Red Cross, Navy Relief Society.

**Systems exempted from certain provisions of the act:** None

**N03363MIL JUSTCE FILE**

**System name:** Military Justice Case File

**System location:** USS KITTY HAWK (CV-63)

FPO San Francisco 96601

**Categories of individuals covered by the system:** All personnel who while attached to command have had charges referred to either Non-Judicial Punishment under Article 15, UCMJ, or Summary, Special or General Courts-Martial; or under investigation pursuant to Article 32, UCMJ; or who have been returned to command in custody of shore patrol or civil authorities with civil or military charges pending.

**Categories of records in the system:** Alphabetical case file of charge sheets (DD458), convening orders, and related correspondence, i.e., requests for counsel.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Commanding Officer, Legal Officer, Discipline Officer and Legal Office Staff, in reviewing courts-martial cases for preparation of convening authorities' action in a case. Used to determine matters of law and weight of evidence to assist the convening authority in his determination of a case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders, Log Books, Loose Leaf Binders

**Retrievability:** Name, rate, branch of service, social security account number, type of forum.

**Safeguards:** Maintained in a locked office accessable only to authorized office staff and the commanding officer or delegate on demand.

**Retention and disposal:** Destroyed after three years.

**System manager(s) and address:** Legal Officer, USS KITTY HAWK (CV-63) FPO San Francisco 96601

**Notification procedure:** Present military ID card at the Legal Office, USS KITTY HAWK (CV-63)

**Record access procedures:** The agency's rules for access to record may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Service record entries; Investigative reports made by the Ship's Criminal Investigation Staff, Naval Investigative Service, Federal Bureau of Investigation, Secret Service, and local civil enforcement agencies, reports of offenses by service members.

**Systems exempted from certain provisions of the act:** None

**N0529A NAVJAG 5813-1**

**System name:** Court-Martial Case Report

**System location:** Chief, Navy-Marine Corps Trial Judiciary, Washington Navy Yard, Washington, D.C. 20374

**Categories of individuals covered by the system:** All individuals having appeared before a special or general court-martial within the preceding two fiscal years.

**Categories of records in the system:** The recording of the Article violation of the UCMJ, the plea, the finding, the sentence and other related information concerning the trial.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to formulate status reports provided to JAG when directed by him to do so.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Stored in file folders by circuit and fiscal year

**Retrievability:** By name or case number

**Safeguards:** Personnel screening, visitor control

**Retention and disposal:** Two fiscal years. They are not moved to Record Centers but are disposed of after two fiscal years in the same manner as all other unclassified material, i.e., general destruction.

**System manager(s) and address:** Circuit Military Judge

ATLANTIC Judicial Circuit
Navy-Marine Corps Trial Judiciary
Washington Navy Yard
Washington, D.C. 20374

**Notification procedure:** Write to address listed under SYSMANAGER. Provide full name, branch of service, military status, where stationed when tried, and when tried

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager

**Record source categories:** Military Judge of respective individual's court-martial

**Systems exempted from certain provisions of the act:** NONE

**N09191 POW DEBRIEFS**

**System name:** Summary debriefs of former Prisoners of War.

**System location:** Fleet Aviation Specialized Operational Training Group, Pacific Fleet, Naval Air Station, North Island, San Diego, California 92135

**Categories of individuals covered by the system:** Former Prisoners of War in Southeast Asia.

**Categories of records in the system:** Synopsis of captivity experiences as summarized by debriefers.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Background information on captivity experiences, resistance techniques, and survival aspects including indoctrination, interrogation, PW organization, communications, medical/isolation conditions and facilities for use in training program. Users are school instructors/managers.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Name.

**Safeguards:** Need to know certification, locked room, limited access building with visitor control, GSA Approved Security Container.

**Retention and disposal:** Held indefinitely in support of training.

**System manager(s) and address:** Commander, Naval Intelligence Command, Naval Intelligence Command Headquarters, 2461 Eisenhower Avenue, Alexandria, Virginia 22331.

**Notification procedure:** Commanding Officer of military personnel submit visit request (OPNAV Form 5521-27) to Commanding Officer, Fleet Aviation Specialized Operational Training Group, Pacific Fleet, Naval Air Station, North Island, San Diego, California 92135. Civilian personnel submit request to System Manager.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager.

**Record source categories:** Debriefing sessions with individual concerned.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N09520 CMIS**

**System name:** Court-Martial Index and Summary

**System location:** Commander Light Attack Wing, U. S. Pacific Fleet, Naval Air Station, Lemoore, California 93245

**Categories of individuals covered by the system:** Every accused tried by court-martial convened by a subordinate command

**Categories of records in the system:** A card which summarizes the pertinent information from a record of trial such as name, rate, charges, pleas, findings, sentence, convening and supervisory authorities actions.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Summarise records of trial for reviewing officers and provide an alphabetical index for locating filed records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 5" X 7" index cards

**Retrievability:** Name

**Safeguards:** Maintained in manned room which is locked during non-working hours.

**Retention and disposal:** Maintained for five years. Destroyed by burning.

**System manager(s) and address:** Staff Judge Advocate, Commander Light Attack Wing, U. S. Pacific Fleet, Naval Air Station, Lemoore, California 93245

**Notification procedure:** Information can be obtained by writing SYSMANAGER or visiting his office and providing full name, Social Security Account Number and year of court-martial. Military ID card or driver's license will be sufficient for visitors.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Record

**Systems exempted from certain provisions of the act:** None

**N30460(STUDENT)**

**System name:** Legal Diary

**System location:** Naval Air Technical Training Center, Lakehurst, New Jersey 08733

**Categories of individuals covered by the system:** The Legal Diary contains chronological summaries of events/dispositions of individuals, both staff and student, which cause other than routine actions to be taken by the Legal Division of the Administrative Department, Naval Air Technical Training Center, Lakehurst, New Jersey.

**Categories of records in the system:** The Legal Diary is composed of 8 1/2" X 11 1/2" pages on which the following information is recorded: rate, name of individual, branch of service, social security number, and summarized chain of events and dispositions in the case of the individual related to discipline and/or legal assistance.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Legal Diary is utilized to document legal actions, current and past, and aids in briefing the Commanding Officer, NATTCL with a view toward proper disposition of current cases. Past (closed) cases retained on file are utilized for providing precedence for current cases, and answering higher authority with regard to inquiry of past cases handled.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** Chronological

**Safeguards:** Locked room

**Retention and disposal:** Two years

**System manager(s) and address:** Legal Assistance Referral Officer, NATTCL

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Police Department/Court records, military security records, credit organizations, service record entries, military/civilian hospitals.

**Systems exempted from certain provisions of the act:** None

**N30571 STAEMP/FININ**

**System name:** Statements of Employment and Financial Interest

**System location:** Organizational elements of the Department of the Navy as listed in the directory of Department of the Navy activities.

**Categories of individuals covered by the system:** Persons filing DD 1555 or DD 1555-1

**Categories of records in the system:** DD 1555 or DD 1555-1 and supplemental lists or reports.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations and E.O. 11222.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For supervisors and counselors to determine whether the employee has or may have a conflict of interest. For law enforcement and investigatory agencies, such as the Naval Investigative Service, Federal Bureau of Investigation, and Department of Justice, to handle violations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and card files.

**Retrievability:** Name.

**Safeguards:** Safe or locked file cabinet accessible to authorized personnel only.

**Retention and disposal:** Per SECNAV Records Disposal Manual.

**System manager(s) and address:** Commanding Officer or head of the organization in question. See directory of Department of the Navy mailing addresses.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, his supervisor, and the counselor.

**Systems exempted from certain provisions of the act:** None

**N30640 NATTCL 1080/1**

**System name:** Students Awaiting Legal, Medical Action Account

**System location:** Naval Air Technical Training Center, Lakehurst, New Jersey 08733

**Categories of individuals covered by the system:** a. The student locator card file contains specific data on all student personnel assigned to NATTCL, whether or not they successfully completed training. A dead file is maintained after the student is transferred.

b. The 'Others' File is a list of all students on board that are not enrolled in class. Categories include: disciplinary, medical, and administrative (awaiting orders, port calls, passports, humanitarian requests, administrative discharge).

**Categories of records in the system:** a. The student locator card file is composed of 4" X 6" cards on which the following is recorded: Name, previous command, rate, branch of service, date of transfer, new duty station and command, estimated date of arrival, standard transfer order number, and rate upon departure.

b. The following information is included on students listed in the 'Others' file: date of hold, type of hold, estimated period of hold, work assignment, parent command notification, date re-enrolled, availability submission (used to notify Chief of Naval Personnel of member's availability for transfer), date orders or discharge authorization received, date transferred, and remarks.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** a. The file is used routinely to verify date of departure; to determine, in conjunction with the next duty station, if member is an unauthorized absentee; to verify attendance and/or completion of training; to answer requests by parents who do not know the school or class which member is attending; for forwarding official correspondence.

b. This file is utilized to maintain accountability of all students not enrolled in class to ensure the appropriate administrative actions are completed in a timely manner ensuring minimum delay in the training pipeline. The file is utilized daily by the Student Control Office and is routed periodically to the Commanding Officer via the Personnel Officer, Administrative Officer, and Executive Officer.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** a. Index card drawer

b. File Folders

**Retrievability:** a. Name

b. Name, Rate, Social Security Number

**Safeguards:** a. Locked room





b. Maintained in locked room - accessibility is limited to the Student Control Office personnel, Personnel Officer, Administrative Officer, Legal Officer, Executive Officer, and Commanding Officer.

**Retention and disposal:** a. Two years

b. Two years

**System manager(s) and address:** a. Personnel Office Supervisor

b. Personnel Office Supervisor

**Notification procedure:** a. The file is available to members upon proper identification.

b. The file does not contain information beneficial to the individual; however, with proper identification any student can review the form pertaining to himself. This may be accomplished by presentation of military I.D. Card to a responsible petty officer in the Student Control Office.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** a. Official documents such as orders, assignment directives, and service records.

b. Sources of information are: NATTCL Schools, Medical Authorities, Legal Officer, Transfer Section of Personnel Office, Drug Exemption Officer, NATTCL Duty Office.

**Systems exempted from certain provisions of the act:** None

**N60258 002**

**System name:** Welfare and Recreation Ticket Selection Program

**System location:** Commander, Long Beach Naval Shipyard, Long Beach, CA 90801

**Categories of individuals covered by the system:** All On-Board Employees of the Command

**Categories of records in the system:** Name, Shop, Badge, Date won, Signature

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To award tickets to employees on a random basis.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer print-outs

**Retrievability:** By random sequence number indexed to Name, Shop and Badge No.

**Safeguards:** Stored in a locked cabinet in the Industrial Relations Department

**Retention and disposal:** Until every employee has been awarded tickets.

**System manager(s) and address:** Commander, Long Beach Naval Shipyard, Long Beach, CA 90801

**Notification procedure:** Direct inquiry to the SYSMANAGER, providing Shop, Badge and Name

**Record access procedures:** The Agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Payroll Master File.

**Systems exempted from certain provisions of the act:** None

**N60530 1**

**System name:** BIBLIOGRAPHY

**System location:** Naval Weapons Center; China Lake, Ca. 93555

**Categories of individuals covered by the system:** Employees of the NWC who have authored local or open literature publications or who have been granted patents or a notice of allowability for a patent.

**Categories of records in the system:** Publications and patents of activity employees with a summary of its content.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Primary use is as a technical reference document for scientific and engineering literature published by the Naval Weapons Center. Users are headquarters officers, other DOD laboratories in all three services, and private industry scientific research and development organizations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Official, bound publication

**Retrievability:** Name of author or inventor, subject of publication or patent, or number of publication or patent.

**Safeguards:** Document is kept in locked, secured area. Individuals allowed access based on showing of need to know and proper security clearance.

**Retention and disposal:** Indefinitely.

**System manager(s) and address:** Head, Informatin Department, Naval Weapons Center, China Lake, California 93555.

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by contacting the system manager or visiting that office. Activity security badge will constitute proof of identity.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** The authors listed and the departments in which they are employed.

**Systems exempted from certain provisions of the act:** None

**N60921 AUTH GLASSES**

**System name:** Supervisor's Authorization for Issuance of Prescription Ground Safety Glasses

**System location:** Safety Department, White Oak Laboratory, Naval Surface Weapons Center Silver Spring, Maryland

**Categories of individuals covered by the system:** For all personnel whose work requires them to wear eye protection and who need corrective lenses.

**Categories of records in the system:** Request for issuance of prescription safety glasses.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of those whose jobs require them to wear prescription eye protection.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File drawer.

**Retrievability:** Name.

**Safeguards:** Locked rooms, Personnel screening.

**Retention and disposal:** While employed at the White Oak Laboratory.

**System manager(s) and address:** Chief, Safety Department, White Oak Laboratory, Naval Surface Weapons Center, White Oak, Silver Spring, Maryland.

**Notification procedure:** Chief, Safety Department, White Oak Laboratory, Naval Surface Weapons Center. Name and Security identification pass.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Present Employer.

**Systems exempted from certain provisions of the act:** None

**N60921 ISSUE GLASSES**

**System name:** Record of issue; prescription safety glasses

**System location:** Safety Department, White Oak Laboratory, Naval Surface Weapons Center, Silver Spring, Maryland

**Categories of individuals covered by the system:** All assigned personnel who are issued prescriptions safety glasses.

**Categories of records in the system:** Receipt of issue of prescription ground safety glasses.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Record of government furnished prescription safety glasses issued.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**



VA 0 UG 18 7 5 XUM

**Storage:** Index file

**Retrievability:** Name and date of issue of safety glasses.

**Safeguards:** Locked room, personnel screening

**Retention and disposal:** While employed at the White Oak Laboratory

**System manager(s) and address:** Chief, Safety Department White Oak Laboratory Naval Surface Weapons Center White Oak, Silver Spring, Maryland

**Notification procedure:** Chief, Safety Department, White Oak Laboratory, Naval Surface Weapons Center. Name and Security identification pass.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Present employer.

**Systems exempted from certain provisions of the act:** NONE

**N61174 CPSBADCHECKS**

**System name:** Bad Check List

**System location:** Naval Support Activity, 136 Flushing Avenue, Brooklyn, New York 11251

**Categories of individuals covered by the system:** Individuals having previously passed bad checks

**Categories of records in the system:** Listing of individuals

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Rapid access to detemine previous bad check passes

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cards in folders

**Retrievability:** Name

**Safeguards:** Locked room

**Retention and disposal:** Maximum three years, torn up

**System manager(s) and address:** Consolidated Package Store Manager, Naval Support Activity, 136 Flushing Avenue, Brooklyn, New York

**Notification procedure:** SYSMANAGER: Consolidated Package Store Manager and office; military identification or civilian identification containing description of individual

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Financial Institution

**Systems exempted from certain provisions of the act:** None

**N61174 NAVYEXCHANGE**

**System name:** Shoplifting

**System location:** Naval Support Activity, 136 Flushing Avenue, Brooklyn, New York 11251

**Categories of individuals covered by the system:** Individuals having previously been picked up for shoplifting

**Categories of records in the system:** Listing of individuals

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Rapid access to determine shoplifters

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folder

**Retrievability:** Name and address

**Safeguards:** Locked cabinet/office

**Retention and disposal:** Indefinite

**System manager(s) and address:** Navy Exchange Officer Naval Support Activity, 136 Flushing Avenue, Brooklyn New York

**Notification procedure:** SYSMANAGER: full name, SSAN; NEX Officer; military identification or civilian identification containing description of individual

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned by the obtained from the system manager

**Record source categories:** Complaint by Exchange Employee

**Systems exempted from certain provisions of the act:** None

**N61174CPSLGEVOLPURCH**

**System name:** Large dollar volume purchasers

**System location:** Naval Support Activity, 136 Flushing Avenue, Brooklyn, New York 11251

**Categories of individuals covered by the system:** Individuals purchasing large dollar volume of package store goods during each month

**Categories of records in the system:** Records of individuals

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine potential purchasing abuses

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Sales receipts

**Retrievability:** Name

**Safeguards:** Locked room

**Retention and disposal:** Maximum three years; torn up

**System manager(s) and address:** Consolidated Package Store Manager, Naval Support Activity, 136 Flushing Avenue, Brooklyn, New York

**Notification procedure:** SYSMANAGER: full name, Consolidated Package store Manager and office: military identification or civilian identification containing description of individual

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the system manager

**Record source categories:** Consolidated package store sales receipts

**Systems exempted from certain provisions of the act:** None

**N61339 WA1144**

**System name:** Design of Training Systems Data Base - Instructor File

**System location:** Commanding Officer Fleet Training Center Norfolk, VA 23511

**Categories of individuals covered by the system:** The system contains records on each instructor assigned to the Fleet Training Center, Norfolk, Virginia.

**Categories of records in the system:** The Instructor File contains the following information: Instructor Number, Name, Initials, Rate/Rating, Assigned Department, Reporting Date, Month/ Year Rotation Date, Contact Hours Available.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information contained in the instructor file is used in a Research and Development effort to determine the feasibility of the application of mathematical models at the Fleet Training Center, Norfolk, Virginia for the management and control of instructor resources. The internal users of this system are the Fleet Training Center, Norfolk, VA, and the Training Analysis and Evaluation Group, Orlando, Florida. The system was developed under contract by the International Business Machines Corporation, 7900 N. Astronaut Boulevard, Cape Canaveral, Florida.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic Disc

**Retrievability:** Instructor Number

**Safeguards:** Sign-on procedures on computer terminal with guarded password to prevent unauthorized access.

**Retention and disposal:** The instructor records are maintained to support a feasibility study under a research and development contract. The contract ends in September 1975 with maintenance of the files continued until 1976. If the results of the study prove the feasibility of the approach the system would be appropriately modified and become operational. Otherwise, the system records would be effectively destroyed. Records have been effectively maintained from February 1975.

**System manager(s) and address:** Policy Official
Director
Training Analysis and Evaluation Group
Orlando, Florida 32813
Record Holder
Commanding Officer
Fleet Training Center
Norfolk, Virginia

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by writing the SYSMANAGER indicated, giving full name, instructor number, and service time attached to the Fleet Training Center, Norfolk, VA as an instructor. Personal visits to the SYSMANAGER require the same information.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officer Master File System, Enlisted Master File System, Navy Intergrated Training and Resources Administration System.

**Systems exempted from certain provisions of the act:** None

**N61581 LOGISTICS**

**System name:** Otsu Prision health and comfort items

**System location:** Commander Fleet Activities, FPO Seattle 98762

**Categories of individuals covered by the system:** Individuals who have been imprisoned under Japanese Law and Jurisdiction for various offenses.

**Categories of records in the system:** Record of requests for, receipt of, and issues to of individuals imprisoned in Otsu Prison located in Yokosuka, Japan.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used for billing armed services, other than Navy and Marine Corps for items of health and comfort issued to their personnel imprisoned. Billing is prepared in accordance with existing interservice support agreements (ISSAS). Additionally, file used to answer complaints in instances where prisoners contend they are not supported properly.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder.

**Retrievability:** Alphabetically by surname. New individual files instituted with arrival of individual in prison. Previous files retrieved to semi-active for one year and thereafter destroyed without report.

**Safeguards:** Files maintained in locked file cabinet in locked office.

**Retention and disposal:** Destroyed without report after two years.

**System manager(s) and address:** Commander Fleet Activities, FPO Seattle 98762

**Notification procedure:** Requests from individuals should be addressed to the SYSMANAGER listed above and provide, as a minimum, the following information: rank/ rate, full name, branch of service, social security number. Files maintained in logistics within command and requestors may visit this office for review of their files during normal working hours. Proof of identification limited to Armed Forces Identification Cards or Passports.

**Record access procedures:** The agency's rule for access to record may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Prison Officials.

**Systems exempted from certain provisions of the act:** None.

**N61581 MAIL LIST**

**System name:** Mail Order Customer Listing

**System location:** Commander Fleet Activities, FPO Seattle 98762

**Categories of individuals covered by the system:** All persons ordering merchandise through U. S. Navy Mail Order Catalog program.

**Categories of records in the system:** Completed Mail Order Sales Records (Customer's Order Forms).

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations and Title 10, United States Code, Section 6011.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Routine follow-up action on status inquires, postal and insurance claims, and lost or defective merchandise.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm Cartridges

**Retrievability:** Last name and purchase order number

**Safeguards:** Microfilm stored in locked file cabinets. Only designated Mail Order personnel have access to files or systems equipment.

**Retention and disposal:** One year from date of shipment of merchandise (limit for claims). Destroyed by burning.

**System manager(s) and address:** Commander Fleet Activities, FPO Seattle 98762

**Notification procedure:** Customers routinely obtain status of orders by letter, stating full name, month of order, item(s) ordered, and amount of remittance. Information may be obtained by writing to Navy Exchange 260-010, Code 700, FPO Seattle 98762, or by visiting the Navy Exchange, Fleet Activities, Yokosuka, Japan (Mail Order Branch, Bldg. B-39B). Customer's copy of order form would normally constitute proof of legitimate interest.

**Record access procedures:** The agency's rule for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Customers' Order Forms.

**Systems exempted from certain provisions of the act:** None

**N61581 MAIL ORDERLY**

**System name:** MAIL ORDERLY

**System location:** Commander Fleet Activities, FPO, Seattle 98762

**Categories of individuals covered by the system:** All personnel designated by their department or command to receive mail for their department or command.

**Categories of records in the system:** Standardized card showing individuals full name, rank/rate, social security number and command assigned. Also indicates what class of mail may be picked up and for what department or command.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Mail orderly service is to provide mail collection, delivery and directory service in commands which do not operate a post office and to assist commands which do operate post offices in the internal delivery of mail.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card file box.

**Retrievability:** Alphabetically by departments and commands. New files instituted as each mail orderly is appointed and is destroyed by the appointing authority on revocation without report.

**Safeguards:** Files maintained in a locked building, and access is restricted to Post Office personnel.

**Retention and disposal:** Destroyed on revocation without report.

**System manager(s) and address:** Commander Fleet Activities, FPO, Seattle 98762

**Notification procedure:** Requests from individuals should be addressed to the SYSMANAGER listed above and provide, as a minimum, the following information: rank/rate, full name, branch of service, social security number and full address. Files maintained in the Post Office within the command and requestors may visit the office for review of their file during normal working hours. Proof of identification limited to Armed Forces Identification Cards or Passports.

**Record access procedures:** The agency's rule for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager.

**Record source categories:** Internal departments.

**Systems exempted from certain provisions of the act:** None







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N61581LODGING ALLOW

**System name:** Temporary Lodging Allowance

**System location:** Commander Fleet Activities, FPO Seattle 98762

**Categories of individuals covered by the system:** Appropriated and Non-appropriated Fund U. S. civilian employees eligible for allowance.

**Categories of records in the system:** Employee's name, grade, address, family names and amount of temporary lodging allowance.

**Authority for maintenance of the system:** Executive Order Number 10903 of 9 January 1961, Executive Order Number 10970 of 27 October 1961, Executive Order Number 10853 of 27 November 1959, and Executive Order Number 10982 of 25 December 1961, as implemented by State Department Regulation.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Civilian Personnel Office to record employee's temporary lodging allowance entitlement. Other users include the Disbursing Office, Commander Fleet Activities, FPO, Seattle 98762, the Employing Office, and the U. S. Department of State.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** File folders maintained by surname.

**Safeguards:** Personnel screening and visitor control.

**Retention and disposal:** Files retained for a period of two years and then destroyed.

**System manager(s) and address:** Commander Fleet Activities, FPO, Seattle 98762

**Notification procedure:** A copy of temporary lodging allowance is provided to each employee.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Official personnel files.

**Systems exempted from certain provisions of the act:** NONE.

N61581QUARTERS ALLOW

**System name:** Living Quarters Allowance

**System location:** Commander Fleet Activities, FPO, Seattle 98762

**Categories of individuals covered by the system:** Appropriated and Non-appropriated Fund U.S. civilian employees eligible for allowance.

**Categories of records in the system:** Employee's name, grade, address, rent and utility expenses, Living Quarters Allowance, and names of family members.

**Authority for maintenance of the system:** Executive Order Number 10903 of 9 January 1961, Executive Order Number 10970 of 27 October 1961, Executive Order Number 10853 of 27 November 1959, and Executive Order Number 10982 of 25 December 1961, as implemented by State Department Regulation.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Civilian Personnel Office to record employee's living quarters allowance entitlement. Other users include Naval Supply Depot Payroll Office, the Employing Office, and the U.S. Department of State.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** File folders maintained by surname.

**Safeguards:** Personnel screening and visitor control.

**Retention and disposal:** Files retained for a period of two years and then destroyed.

**System manager(s) and address:** Commander Fleet Activities, FPO, Seattle 98762

**Notification procedure:** A copy of living quarters allowance is provided to each employee.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Official personnel files.

**Systems exempted from certain provisions of the act:** None.

N61755-I

**System name:** Navy Exchange, Guam - Major Appliance Contracts

**System location:** Commanding Officer U. S. Naval Station, FPO San Francisco 96630

**Categories of individuals covered by the system:** Customers of Navy Exchange, Guam

**Categories of records in the system:** Major Appliance Contracts

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Prevention/detection of abuse of privileges

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Cabinet, one locked door

**Retrievability:** Name

**Safeguards:** File Cabinet, one locked door

**Retention and disposal:** Two years

**System manager(s) and address:** Navy Exchange Officer U. S. Naval Station, Guam

**Notification procedure:** Through SYSMGR upon proof of Identification

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER

**Record source categories:** Sales Documents

**Systems exempted from certain provisions of the act:** None

N61755-J

**System name:** Large Sales Slips; Navy Exchange, Guam

**System location:** Commanding Officer U.S. Naval Station FPO San Francisco 96630

**Categories of individuals covered by the system:** Customers

**Categories of records in the system:** Records of sales over twenty-five dollars

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Control of high value merchandise

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cabinets in office, secured at night

**Retrievability:** Name

**Safeguards:** File cabinets in office, secured at night

**Retention and disposal:** 4 Years

**System manager(s) and address:** Navy Exchange Officer, U. S. Naval Station, Guam

**Notification procedure:** Clear with SYSMANAGER upon proof of identity

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER

**Record source categories:** Sales Clerks

**Systems exempted from certain provisions of the act:** None

N61755-K

**System name:** Claims File, Navy Exchange, Guam

**System location:** Commanding Officer

U.S. Naval Station FPO San Francisco 96630

**Categories of individuals covered by the system:** Customers of Navy Exchange, Guam

**Categories of records in the system:** Claims and log

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Processing claims by customers

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**





**Storage:** File cabinet in office, secured at night

**Retrievability:** Name

**Safeguards:** File cabinet in office, secured at night

**Retention and disposal:** 4 years

**System manager(s) and address:** Navy Exchange Officer, U. S. Naval Station, Guam

**Notification procedure:** Clear with SYSMANAGER upon proof of identity

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER

**Record source categories:** Customers

**Systems exempted from certain provisions of the act:** None

N61755-M

**System name:** Special Order Record; NEX Guam

**System location:** Commanding Officer

U.S. Naval Station FPO San Francisco 96630

**Categories of individuals covered by the system:** Customers

**Categories of records in the system:** Deposit and sales records for special order merchandise

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accounting, delivery of merchandise

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Files

**Retrievability:** Name

**Safeguards:** Desk Drawer in Office

**Retention and disposal:** 4 years

**System manager(s) and address:** Navy Exchange Officer, U. S. Naval Station, Guam

**Notification procedure:** Controlled by General Ledger Clerk; present proof of identity

**Record access procedures:** The Agency's rules for access to records may be obtained from SYSMANAGER

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER

**Record source categories:** Sales Clerks

**Systems exempted from certain provisions of the act:** None

N62271 APC FILE

**System name:** Academic potential coding.

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** U.S. Navy officers.

**Categories of records in the system:** Abstract of academic transcript.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To abstract academic transcripts of potential students in Navy Postgraduate Education Program. Data on candidates for selection supplied to Bureau of Naval Personnel for use by Selection Board. Data used for counseling prospective students

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and magnetic tape.

**Retrievability:** Social Security number and full name.

**Safeguards:** Locked safes. Access only through System Manager.

**Retention and disposal:** Record retained while officer is on active duty.

**System manager(s) and address:** Dean of curricula, Code 022, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Records available through System Manager. Full name and Social Security number must be furnished to assure accurate reference to file.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Academic transcripts supplied by commissioning source.

**Systems exempted from certain provisions of the act:** None.

N62271 ARISE

**System name:** Academic registration system.

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Student at Naval Postgraduate School.

**Categories of records in the system:** Academic record: degrees awarded; thesis title.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain academic transcript on each student. Current record provided quarterly to each student and his advisor for use in planning future program. Copy sent to Chief of Naval Personnel on detachment of student. Copy available to student upon request at any later time.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and magnetic tape.

**Retrievability:** Student full name.

**Safeguards:** Locked safes for both files and magnetic tapes. Access only through System Manager.

**Retention and disposal:** Records maintained indefinitely.

**System manager(s) and address:** Registrar, Code 0221, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Records available through System Manager. Full name and Social Security number must be furnished to assure accurate reference to file.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Student input for courses to be taken and thesis. Faculty input for grades earned. Academic Council for degrees to be awarded.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 1

**System name:** Automated Student Information System

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Officers who are currently enrolled as full-time students at the Naval Postgraduate School

**Categories of records in the system:** Military Personnel Record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Calculation of length of time on board and average on board counts; tickler for graduation and detaching dates; locator/social lists; student distribution studies; distribution of official material and publications to students; determination of promotion eligibility and selection. Internal users are Department and Curricular offices, and administrative/record offices. External users are the Chief of Naval Education and Training, Bureau of Naval Personnel (Pers-440), and Headquarters Marine Corps (MMOA-3).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data Cells and Punched Cards

**Retrievability:** Name; Social Security Number; Rank; Branch of Service; Country (for Allied Officers); Date of Rank; Lineal Number; Year Group; Curriculum Number; Curricular Office; Class Section Number; Degree Expected; Major Specialty Codes (education); Previous Curriculum; Date Reported to NPS; Expected Graduation Date; Projected Rotation Date; Date of Birth; Religion; Source of Commission; Home State; Previous Undergraduate and Graduate Education -- degree, major, year of graduation, school; Flight Information for Rated Officers; Whether Single, Female, or Allied Officer.



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**Safeguards:** Computer systems software for data cells and locked room for punched cards. Access by approval of System Manager.

**Retention and disposal:** Maintained until student detaches from the command, file purged of nonhistorical data and remaining information moved to a historical student information system (reported separately).

**System manager(s) and address:** Administrative ADP Coordinator, Naval Postgraduate School, Code 0302, Monterey, CA 93940

**Notification procedure:** Information available to individual concerned by presentation of Military Identification Card to System Manager listed above.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Automated Student Information System coding sheets filled in by the individual students, the Register of Navy Officers on Active Duty, and the Officer Master File (Automated) System.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 2

**System name:** Students at Civilian Universities

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** U. S. Navy Officers who are currently enrolled at a civilian university in a full-time, fully funded postgraduate program, other than those sponsored by the Bureau of Medicine.

**Categories of records in the system:** Military Personnel Record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Calculation of length of time of board and average on board counts; tickler for detaching dates; locator lists; determination of promotion eligibility and selection. Internal users are administrative/ record offices. External user is the Chief of Naval Education and Training.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards

**Retrievability:** Name, Social Security Number, Designation, School, Program, POW-Returnee, Curriculum Number, Degree Expected, Date Reported, Projected Rotation Date, Rank/Lineal Number, Date of Rank.

**Safeguards:** Locked room. Access by approval of System Manager.

**Retention and disposal:** Maintained until student detaches from the university; cards are then destroyed.

**System manager(s) and address:** Administrative ADP Coordinator, Naval Postgraduate School, Code 0302, Monterey, CA 93940

**Notification procedure:** Information available to individual concerned by presentation of Military Identification Card to System Manager or by writing System Manager and furnishing name, rank, social security number, designator, and mailing address.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Senior Naval Officer assigned to each university involved; the Register of Navy Officers on Active Duty, and senior commands.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 3

**System name:** NPS Graduates Historical File

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Graduates of the Naval Postgraduate School since June 1973

**Categories of records in the system:** Military Personnel Record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Student distribution studies; graduation/degree data (not official source). Used internally by administrative offices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data Cells and magnetic tape

**Retrievability:** Name; Social Security Number; Rank; Branch of Service; Designator; Country (for Allied Officers); Curriculum Numbers; Final Degree; Major Specialty Codes (Education); Final Graduation Date; Rotation Date; Date of Birth; Source of Commission; Previous Undergraduate and Graduate Education -- degree, major, year of graduation, school; Whether Single, Female, or Allied Officer.

**Safeguards:** Computer Systems software and locked room. Access by approval of SYS Manager.

**Retention and disposal:** There are no plans to purge or destroy file or any part thereof.

**System manager(s) and address:** Administrative ADP Coordinator, Naval Postgraduate School, Code 0302, Monterey, CA 93940

**Notification procedure:** Information available to individual concerned by presentation of Military Identification Card to System Manager or by writing System Manager and furnishing name, rank, social security number, designator, and mailing address.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Automated Student Information System

**Systems exempted from certain provisions of the act:** None

N62271 NPS 4

**System name:** Support Personnel - Faculty Personnel Billet Count/Billet Cost System

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Support Personnel - Civilian, and Faculty Personnel - Civilian, employed by the Naval Postgraduate School

**Categories of records in the system:** Civilian Personnel File

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Use is confined to internal report generation only. Reports provide information on billet distribution/occupancy versus targets set by a local position Managers board. Total billet cost information is provided so that Deans, Provost and Comptroller can monitor total dollar cost and perform necessary financial planning. Department Chairmen and various supervisors are sent copies of their part of such reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards and magnetic tapes

**Retrievability:** No individual records retrieved. Reports generated from magnetic tapes for all billets at some time. Punched cards serve as master deck for magnetic tape regeneration if necessary.

**Safeguards:** Locked room, locked file cabinet and punched card file. Access by approval of System Manager.

**Retention and disposal:** Record pool is dynamic and changes daily. Individual records are changed magnetically by erasure or addition and master deck by card addition/deletion. Deleted cards are destroyed. Record pool goes on from year-to-year.

**System manager(s) and address:** Assistant to the Dean of Programs, Code 52 DN, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Any bone fide support or faculty personnel can ask to see and will be shown his individual billet record by contacting the System Manager. The Naval Postgraduate School identity card will suffice. The System Manager is available in Rm. 220 Spanagel Hall or Rm. M9A in Herrmann Hall.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Records maintained by the Civilian Personnel Office.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 5

**System name:** Preregistration system





**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Students currently enrolled at the Naval Postgraduate School

**Categories of records in the system:** Educational Record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To determine demand by students for courses to be supplied by Academic departments on a quarterly basis. Listings of students names by courses within departments are used to obtain projected class rosters for the use of the Registrar's and the Scheduler's Offices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards

**Retrievability:** Can be sorted on name, degree objective, educational specialty area, graduation date or combination of above.

**Safeguards:** Locked room. Access by approval of System Manager.

**Retention and disposal:** Destroyed after one year. Records are not updated after preregistration and therefore are not accurate for historical purposes

**System manager(s) and address:** Administrative Assistant - Programs, Code 0301, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Students may see copies of their Academic program cards or obtain course preregistration from their Curricular Officers.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained for the System Manager.

**Record source categories:** Curricular officer (student specialty advisor) for projected student Academic program and Academic departments for courses offered.

**Systems exempted from certain provisions of the act:** None

N62271 NPS 6

**System name:** Curricular Office Student Grade Summary.

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** All past and present students in the Operations Research/Systems Analysis Curriculum at the Naval Postgraduate School.

**Categories of records in the system:** Military Personnel and academic records

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Statistical analysis of student groups, reference listing of past and present students used to provide generalized academic performance evaluations in response to official inquiries. Internal users are staff and faculty of NPS who require for official use.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards.

**Retrievability:** Rank, service, country, degree received, year started program, thesis advisor, section assigned, name.

**Safeguards:** Kept in locked room when not in use. Access by approval of System Manager.

**Retention and disposal:** Retained indefinitely.

**System manager(s) and address:** Curricular Officer, Operations Research/Systems Analysis, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Letter to System Manager giving full name and year of graduation. By visit to System Manager and presentation of military identification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Official military records, official NPS records.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 7

**System name:** Continuing Education Tutor File

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Active duty military officers and Naval Reserve officers or civilians who have expressed in writing a desire to volunteer to tutor an eligible student.

**Categories of records in the system:** Academic data and military personnel record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by personnel in the Continuing Education Office (Code 500) to match-up a tutor with a student who has requested enrollment in an off-campus self-instructional course.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records stored in file folders and 3'x5' data cards.

**Retrievability:** Record retrieval is by name, location, and course number.

**Safeguards:** Files maintained in filing cabinets in offices which are locked during hours of non-use.

**Retention and disposal:** Files are maintained until individual retires from service or indicates his desire to tutor no longer exists.

**System manager(s) and address:** Director, Office of Continuing Education, Code 500, Naval Postgraduate School, Monterey, CA 93940

**Notification procedure:** Individuals may visit the NPS Office of Continuing Education and by displaying proper identification can discuss the files pertaining to them. Individuals may also inquire in writing via a signed letter.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Completed Request to Serve as Tutor form.

**Systems exempted from certain provisions of the act:** None.

N62271 NPS 8

**System name:** Curricular Officer Student Training and Information Files

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** All officers currently and previously enrolled as full-time students at the Naval Postgraduate School.

**Categories of records in the system:** Academic and Military Personnel Records

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Guidance and counseling of student; preparation of required reports; to provide names of faculty members who know the individual for security investigation and job screening purposes; to allow the Curricular Officer concerned to give generalized evaluations of an individual's academic performance in response to official inquiries. Used internally by personnel assigned to the Curricular Offices. The file on an individual is maintained only in the particular Curricular Office to which he is assigned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders and Index Cards

**Retrievability:** Name

**Safeguards:** Records are maintained in safes or locked file cabinets in a locked room when not in use. General access is restricted to Curricular Office staff of individual concerned. Individual access allowed NPS staff and faculty upon presentation of a justifiable need.

**Retention and disposal:** File is kept indefinitely; outdated information may be destroyed.

**System manager(s) and address:** Overall policy official is Director of Programs, Code 03, Naval Postgraduate School, Monterey, CA 93940; subordinate records holders are the Curricular Officers.

**Notification procedure:** Letter to appropriate Curricular Officef giving full name, year of graduation, and military status, or in person by presentation of military identification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual concerned, official military records, educational institutions, local academic records, correspondence files, previous duty stations.

**Systems exempted from certain provisions of the act:** None

**N62271 NPS 9**

**System name:** Individual Faculty/Support Personnel Files

**System location:** Superintendent, Naval Postgraduate School, Monterey, CA 93940

**Categories of individuals covered by the system:** Present and past faculty and support personnel employed by the Naval Postgraduate School and applicants for positions.

**Categories of records in the system:** Civilian Personnel Record

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determining of ranking, promotion, tenure, reappointment and evaluation. Internal users are Department Chairman, Deans and Superintendent.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Name

**Safeguards:** Safes or locked filing cabinets which are in locked rooms when not in use. Access limited to supervisory personnel who require for official use.

**Retention and disposal:** Files are kept indefinitely; outdated information is destroyed.

**System manager(s) and address:** Overall policy official is Provost, Code 02, Naval Postgraduate School, Monterey, CA 93940; subordinate records holders are the department chairmen.

**Notification procedure:** Information available to individual concerned by presentation of proper identification to system managers.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Previous employer, educational background, correspondence, peer evaluations, supervisory evaluations and student evaluations of teaching.

**Systems exempted from certain provisions of the act:** None

**N62585 RATION PERMITS**

**System name:** Ration Card, Luxury Permit Record Cards.

**System location:** Commander, U.S. Naval Activities, United Kingdom, Box 60, FPO NY 09510

**Categories of individuals covered by the system:** Officer, Enlisted and civilian component personnel

**Categories of records in the system:** Ration Card/Luxury Permit holders are entered on a 5'X8' color coded cards, which are contained in boxes and maintained alphabetically. Ration Cards/Luxury Permit are registered in log, showing name of individual and number of Ration Card/Luxury Permit issued.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of the maintenance of records are (1) to establish strict control over persons entitled to acquire tax-free ration items; (2) to ensure entitled personnel do not obtain more than one ration card/luxury permit, and (3) for the purposes of inspection by officers of Her Majesty's Commissioners of Customs and Excise, United Kingdom, with whom Ration Card and Luxury Permits program was originally negotiated by the U.S. military authorities. Access to records is available to accredited members of the Naval Investigative Service Office upon request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** All Ration Card/Luxury Permit records maintained on 5'X8' cards filed and listed in numerical order in logs.

**Retrievability:** Name

**Safeguards:** Records held in file cabinets in space maintained by Enlisted Personnel Office during working hours and locked after working hours.

**Retention and disposal:** All records maintained for duration of tour of personnel concerned. Thereafter destroyed when ration card/luxury card destroyed.

**System manager(s) and address:** Commander, U.S. Naval Activities, United Kingdom, Box 60, FPO NY 09510

**Notification procedure:** Personnel presenting a valid military identification card or Department of Defense identification card at this office, can obtain viewing of all records pertaining to themselves. No procedures exist for providing this type of information by mail, nor is it normally required by individuals.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Not applicable

**Systems exempted from certain provisions of the act:** NONE

**N62585POV/GAS RECORDS**

**System name:** Privately-owned Tax-free Vehicle Record Cards. Tax-free Gasoline Record Cards.

**System location:** Commander, U. S. Naval Activities, UK, FPO NEW YORK 09510

**Categories of individuals covered by the system:** Officers, enlisted and civilian component personnel.

**Categories of records in the system:** Privately-owned tax/free vehicles and owners are entered on type-written 8' x 5' white cards, which are contained in boxes and maintained alphabetically. Gasoline coupon records are maintained on individually-completed green 8' x 5' cards (3AF fORM 43) AND FILED ALPHABETICALLY. i.d. windscreen stickers registered in log, showing name of individual and sticker number allocated.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purposes of the maintenance of records are (1) to establish strict control over persons entitled to acquire tax-free vehicles; (2) to ensure entitled personnel do not obtain gasoline coupons in excess of their entitlement, and (3) for purposes of inspection by officers of Her Majesty's Commissioners of Customs and Excise, United Kingdon, with whom the tax free vehicle and gasoline program was originally negotiated by the U. S. military authorities. Access to records is available to accredited members of the Naval Investigative Services Office upon request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** All vehicle and gasoline records maintained on 8' by 5' cards. I. D. Stickers listed numerically in register.

**Retrievability:** Name.

**Safeguards:** Records held in file cabinets in space maintained by Law Center personnel when unsecured and locked when not so monitored.

**Retention and disposal:** All records maintained for duration of tour of personnel concerned. Thereafter destroyed when vehicle shipped out of the country or scrapped. Gas coupon records destroyed upon turn-in of unused coupons on departure of personnel.

**System manager(s) and address:** Commander, U. S. Naval Activities, UK (Staff Judge Advocate)

**Notification procedure:** Individuals presenting a valid military identification card or Department of Defense identification at the Office of the Staff Judge Advocate, U. S. Naval Activities, U. K., can obtain viewing of all records pertaining to themselves. No procedures exist for providing this type of information by mail, nor is it normally required by individuals.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Application by member.





**Systems exempted from certain provisions of the act:** NONE

**N62769 02**

**System name:** Individual Merchandise Control Record

**System location:** Merchandise Control Offices:

U. S.Naval Station, Subic Bay, RP
U. S.Naval Air Station, Cubi Point, RP
U. S.Naval Communications Station Philippines, San Miguel, RP

**Categories of individuals covered by the system:** Individual records are maintained on each person issued a ration card for purchasing purposes at the various bases in the Philippines.

**Categories of records in the system:** Purchases of individuals while attached for duty and authorized to buy items during their tenure in the Philippines.

**Authority for maintenance of the system:** Military Bases Agreement and subsequent exchange of notes between the Governments of the United States of America and the Republic of the Philippines.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Monitoring the purchases of individuals to insure they are not over expending their purchase limitations or abusing their tax-free privileges afforded them, plus, identify any possible blackmarketeering.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** Only authorized employees allowed access to files, locked cabinets.

**Retention and disposal:** If no violations during tour - destroyed immediately upon detachment; if minor violations - destroyed after three months of detachment; if permanent revocation of privileges invoked - record kept indefinitely.

**System manager(s) and address:** Merchandise Control Officers, U.S.Naval Station, Subic Bay; U.S.Naval Air Station, Cubi Point; U.S.Naval Communications Station Phil, San Miguel, RP.

**Notification procedure:** Individual must fill out merchandise control information form upon requesting a ration card be issued. Info provided merchandise control officers. Requester must provide merchandise control officer with his name, rank/rate/GS rating, marital status, number of dependents, age of dependents, name of parent command attached to in the Phillipines, social security number, name of dependents; individual can visit merchandise control office applicable to their command for record maintenance. Military ID card required.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Personal data of individual and dependents

**Systems exempted from certain provisions of the act:** None

**N6276903**

**System name:** International Legal Hold Files

**System location:** Office of the Staff Judge Advocate, Commander U.S. Naval Base Subic, FPO San Francisco 96651

**Categories of individuals covered by the system:** Military personnel, members of the civilian component and their dependents who have had criminal charges lodged against them in the Philippine judicial system.

**Categories of records in the system:** Case and card files containing copies of legal documents received and filed relative to the case, statements, affidavits, handwritten notes, and other miscellaneous data about the particular case.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Filipino civilian attorney representing accused, by the military legal advisor, and by personnel making reports required by higher authority.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and file cards.

**Retrievability:** Files are retrieved by name.

**Safeguards:** Only personnel in international law department are authorized access. Building is kept locked when not occupied.

**Retention and disposal:** Per SECNAV Records Disposal Manual

**System manager(s) and address:** Staff Judge Advocate, Commander U.S. Naval Base Subic, FPO San Francisco 96651

**Notification procedure:** Requester can write to system manager giving name, rate and service number or report to room 202, building 156, U.S. Naval Base, Subic Bay. Military ID or any standard ID showing applicants photo will be sufficient for personal visitors.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Philippine Jucidial System, accused, attorneys representing accused, military legal advisor, Provost Marshal's Office, witnesses, and the complainant.

**Systems exempted from certain provisions of the act:** None

**N62932 COMSYSTOSHOPRE**

**System name:** Commissary store monetary allowance records

**System location:** Officer in Charge
Commissary Store Region, Taipei
Box 23 APO San Francisco 96263

**Categories of individuals covered by the system:** Active and selected retired members of the armed forces and their dependents stationed in or visiting Taiwan. DOD or State Department sponsored civilians and their dependents working in or visiting Taiwan. Retired members of the armed forces and their dependents residing in Taiwan when specifically authorized by the governments of the Republic of China and the United States, as stipulated in the status of forces agreement.

**Categories of records in the system:** Temporary monetary allowance card, permanent monetary allowance card, armed forces and dependents identification cards, commissary and Navy exchange privilege cards.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To monitor actual purchases by individual patrons and comparison with their monetary purchase limitations. On occasion and with proper request from the Headquarters Support Activity Provost Marshal Office or the Naval Investigative Service, reproduction of these records are made and turned over to the agents of the aforementioned agencies personally.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 8 x 10 cards

**Retrievability:** Local commissary/navy exchange privilege card number

**Safeguards:** During business hours a continous watch is posted on the files with a minimum number of military and local national employees authorized access. During non-working hours the area is locked and sealed. However, the desk drawer holding the files is an 'open top' type and does not have locking capability.

**Retention and disposal:** Six months after members' detachment, cancellation, completion or expiration of privilege cards.

**System manager(s) and address:** Commander, U.S. Taiwan Defense Command, FPO San Francisco 96263

**Notification procedure:** These monetary allowance cards contain the following information: name, total monthly purchase limitations, actual monthly purchases and commissary/ navy exchange privilege card numbers. They are handed to patrons upon presentation of proper credentials (e.g. identification card and commissary store/navy exchange privilege card). The patron surrenders his monetary allowance card to the cash register operator when shopping is completed and he is paying for purchases. The cash register operator then enters the total monetary amount of purchase made at that time.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Monetary allowance cards are issued by the Area Coordinating Officer, Taipei (Commanding Officer, Headquarters Support Activity, Republic of China, Box 25 APO San Francisco 96263)

**Systems exempted from certain provisions of the act:** None



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### N63042 TCDAF

**System name:** Tenant Command disciplinary action file.

**System location:** Commanding Officer
Naval Air Station
Lemoore, Ca. 93245

**Categories of individuals covered by the system:** Members of tenant commands at Naval Air Station, Lemoore, Ca., who are suspected of having violated the Uniform Code of Military Justice and who are the subject of investigative reports.

**Categories of records in the system:** Investigative reports, correspondence.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the station Judge Advocate and the station command to monitor disciplinary action being taken by tenant commands. Made available to other military commands.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** Stored in locked room during non-working hours. Records system is in personal custody of the station Judge Advocate or his principle assistants during working hours.

**Retention and disposal:** Maximum of one (1) year. Destroyed by tearing.

**System manager(s) and address:** Station Judge Advocate Naval Air Station Lemoore, Ca. 93245

**Notification procedure:** Contact Station Judge Advocate, Naval Air Station, Lemoore, Ca. 93245. Requester must provide full name. Requester can appear in person at the Office of the Station Judge Advocate, Naval Air Station, Lemoore, Ca. Identification required: any identification showing name and photograph or signature.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Law enforcement and investigative agencies, military commands.

**Systems exempted from certain provisions of the act:** None

### N63110 ATJ

**System name:** Aviation Training Jacket

**System location:** The Aviation Training Jacket accompanies the individual student to each Naval Air Command as he progresses in the training program. Upon completion or termination of training, the Aviation Training Jacket is forwarded to the following command:

Chief of Naval Air Training
Naval Air Station
Corpus Christi, TX, 78419

**Categories of individuals covered by the system:** All naval aviators, naval flight officers, naval flight surgeons, aviation warrant officers, and precommissioning training for aviation maintenance duty and aviation intelligence officers. This includes records in the above categories for individuals who do not complete prescribed training.

**Categories of records in the system:** Aviation flight training, practical and academic grade scores, including pre-training aviation test battery scores.

**Authority for maintenance of the system:** 5 USC 301, DEPARTMENTAL REGULATIONS

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evaluation of individual training progress and evaluation of training systems including studies and statistical analysis of training matters within the Naval Air Training Command. Summaries of training provided to other Naval commands where further training is required. Academic transcripts provided to educational institutions upon individual request.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders in metal filing cabinets.

**Retrievability:** Name and date of designation, completion or termination of training.

**Safeguards:** Access is restricted to the individual or those who maintain training records and those who are directly involved with the individual's training or evaluation. The file cabinets containing the jackets are in command areas under normal military 24 hour security measures.

**Retention and disposal:** Retained at the Chief of Naval Air Training headquarters for six months, then transferred to the Federal Records Center, East Point, GA. Retained for 75 years (SECNAVINST 5212.5B).

**System manager(s) and address:** Chief of Naval Air Training, Naval Air Station, Corpus Christi, TX 78419

**Notification procedure:** The individual is informed that the Aviation Training Jacket is being maintained and has ready access to it during training. After training, he can submit written request to the system manager listed above and must provide name, social security number or officer file number, and date of completion or termination of training. Personal vistors can provide proof of identity by military identification card, active or retired, or driver's license and some record of naval service.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Prior educational experience, flight grades, academic grades supporting flight training, physical fitness/survival/swimming proficiency, aviation physiology training and qualifications, and birth certificate.

**Systems exempted from certain provisions of the act:** None

### N63110 FIST

**System name:** Flight Instruction Standardization and Training (FIST) Jacket

**System location:** The FIST jacket is located at the various Naval Air Training Commands where the individual may be assigned. The following command can be contacted to determine the location of any specific command. Chief of Naval Air Training Naval Air Station Corpus Christi, TX 78419

**Categories of individuals covered by the system:** All naval aviators and naval flight officers assigned to duty as instructors within the Naval Air Training Command.

**Categories of records in the system:** A record of flight instruction standardization and training required of naval aviators and naval flight officers assigned duty as instructors.

**Authority for maintenance of the system:** 5 USC 301, Departmental regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Scheduling of training flights. Qualification and designation as a flight instructor. Initial qualification and re-designation in type aircraft to instruct. Used by Commanding Officers and training personnel of the command to which the individual is assigned. Administration of the FIST Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders in metal file cabinets.

**Retrievability:** Name, rank, and social security number.

**Safeguards:** Access is restricted to the individual, his commanding officer, or those involved in maintaining training records. The file cabinets containing the jackets are in command areas under normal military 24 hour security measures.

**Retention and disposal:** Jackets are retained in the individual's command until detachment, at which time it is given to the individual.

**System manager(s) and address:** Chief of Naval Air Training, Naval Air Station, Corpus Christi, TX 78419

**Notification procedure:** The individual is informed that the FIST jacket is being maintained, participates in its development and, additionally, is required to review the jacket with his instructor periodically.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting content and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Academic tests Flight performance evaluation Check flight evaluation Instructor's evaluation Command determinations Personal input





**Systems exempted from certain provisions of the act:** None

### N63116 MASTER FILE

**System name:** Naval Health Research Center Date File

**System location:** Naval Health Research Center, San Diego, California 92152

**Categories of individuals covered by the system:** Navy and Marine personnel on active duty since 1960 to date. Civilians taking part in Operation Deep Freeze, 1964 to date.

**Categories of records in the system:** Extracts of information from official medical and personnel records as well as information dealing with biographical, attitudes, and questions relating to health patterns during active service.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Users are military and civilian research personnel of this command. Inquiries are answered from the Bureau of Medicine and Surgery and The Naval Medical Research and Development Command, as well as other medical research activities in the Department of Navy relative to the types and frequency of illnesses in Navy and Marine Corps personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Principal medium is magnetic tape with file and punch card back-up as required.

**Retrievability:** Retrievability is by Social Security number or service number as appropriate for military and former military personnel. Civilians are by name only.

**Safeguards:** Access to Information on magnetic tape is restricted to authorized personnel only by means of a password.

**Retention and disposal:** Since the information in this file is used to study longitudinal health patterns, and as a basis for comparison of changes in health patterns over long periods of time, they are most carefully maintained. As information is transferred from research forms to magnetic tape, those forms and the punch cards resulting from them are destroyed as the need for maintenance of a back-up capability no longer exists. The spaces occupied by this command are in military compounds with limited access and established security patrols.

**System manager(s) and address:** Head, Programming Branch, Naval Health Research Center, San Diego, California 92152.

**Notification procedure:** Navy and Marine Corps personnel and former serving members must provide a social security number or service number as appropriate, give the branch of service, and years of active duty. Civilians in Operation Deep Freeze must identify themselves by full name and the year in which they wintered over.

**Record access procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information is derived from (a) Medical Treatment Record Systems, including medical, dental, health records, inpatient treatment records and outpatient treatment records, (b) Personnel Records System and Personnel Rehabilitation Support System, (c) Enlisted Master File, (d) information provided by the members themselves on a volunteer basis in response to specific research questionnairs and forms, and (e) information provided by the members' peers and superiors.

**Systems exempted from certain provisions of the act:** None.

### N63116 POW/MIA FILE

**System name:** pow/mia captivity studies

**System location:** Naval Health Research Center, Center for Prisoner of War Studies, San Diego, California 92152

**Categories of individuals covered by the system:** Files are maintained by Code on all military and civilian returned prisoners of war, and on the families of military POW/MIAs, civilian POWs and military KIAs.

**Categories of records in the system:** Files consist of intelligence debriefing material, microfilm and microfiche copies of medical records, X-rays, dental and somatotype photographs, newspaper clippings, individual and family research questionnaires.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are converted to group statistics and are used for research into the effects of the captivity experience on the man and his family and for recommending changes in training and improved health care delivery services, as well as for professional publications.

Professional Staff, Center for Prisoner of War Studies; Research Staff, Naval Aerospace Medical Institute, Pensacola, Florida; Research Staff, Brooke Army Medical Center, San Antonio, Texas.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Files consist of file folders, magnetic and video tapes, key-punched IBM cards, computer tapes, microfiche and microfilm.

**Retrievability:** Files are retrieved by code number.

**Safeguards:** Files are maintained by code in locked file cabinets within a vault with 24-hour sensor security. There is personal screening of all visitors, and building is in a classified area. Only professional research personnel with security clearance are given access to file codes.

**Retention and disposal:** The files will be maintained as long as there is an ongoing program of captivity research; with destruction of codes when files are closed.

**System manager(s) and address:** Head, Environment Stress Branch, CPWS

**Notification procedure:** Write: Director, Center for Prisoner of War Studies, Naval Health Research Center, San Diego, Ca. 92152, providing full name, military or civilian status, POW status, security clearance, and service affiliation.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System's manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** All information contained in files was obtained through personal interviews with returned POWs, families of POW/MIA/KIA/civilian POWs, through intelligence debriefings at time of repatriation, newspapers and periodicals, and from materials supplied by the Department of the Army (Office of the Surgeon General and Army Intelligence); Department of the Navy (Bureau of Medicine and Surgery and Naval Intelligence); and Marine Corps Headquarters.

**Systems exempted from certain provisions of the act:** None.

### N63285 ADMIN

**System name:** Administrative Files System

**System location:** Naval Investigative Service (NIS) Headquarters 2461 Eisenhower Avenue, Alexandria, Va. 22331

Decentralized Segments - Naval Investigative Service Offices (NISOs) retain duplicate copies of certain segments of the administrative files. Addresses of these offices are included in the directory of Department of the Navy mailing list.

**Categories of individuals covered by the system:** Past and present civilian, military and foreign national personnel assigned world-wide NIS.

**Categories of records in the system:** Personnel Management System - an automated management information and statistical system containing all needed items of personnel information.

Special Agent Career Development Files - a compendium of Civil Service Performance Evaluation and Ratings and all correspondence unique to the NIS Special Agent, including annual physical examinations, which has a bearing on world-wide assignability, promotion and general career assessment.

Weapons Inventory File - an automated file containing the credential number, badge, weapons and handcuffs assigned to each NIS criminal investigator.

Personnel Security Clearance File - an automated file containing the classified material access level and date of last security clearance for assigned civilian and military personnel of NIS.

Personnel Utilization Data File - an automated file designed to provide statistical information regarding the manner by which available NIS manhours are expended in the execution of its assigned investigative and counterintelligence mission. The file is formed by the submission (monthly) of individual manhour diaries. All assigned personnel input to this system; their manhours are categorized by function.

Freedom of Information and Privacy Requests File. Records relating to requests for information pursuant to the Freedom of Information Act and the Privacy Act of 1974, and responses thereto. Duplicate copies are also retained by the Naval Intelligence Command, 2461 Eisenhower Avenue, Alexandria, Va. 22331.



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**Authority for maintenance of the system:** 5 U.S.C. 301; Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Personnel Management System is used in preparation of virtually all personnel documents and personnel statistical studies. It provides such information as the average grade, the total number and composition of personnel at each NIS component and the past assignments of personnel. It is used on a daily basis by personnel technicians and management level personnel in the formation and execution of staffing actions for the various NIS components, informal verification of employee's tenure and the compilation of necessary statistical studies.

Special Agent Career Development Files - The information in these files is used for within-agency decisions regarding reassignment, promotion, career training and long-range development. They form within-agency repository for both adverse and favorable documents regarding Special Agents. The files have a long-range fuction - that of forming the basis for law enforcement retirement service certification. Though part of the file is duplicated in the Official File maintained by the Civilian Personnel Office, the Special Agent Career Development file is considered priviledged information and its contents are not released outside NIS. Within NIS, the files are maintained and controlled exclusively within the Career Services Division, NIS Headquarters and by assigned personnel to that Division. The files are released for review only to senior management personnel of NIS.

Weapons Inventory File - used to identify and inventory credentials, weapons, badges and handcuffs issued to authorized NIS personnel.

Personnel Security Clearnace File - used to informally verify and authenticate security clearances issued to NIS personnel. The file has a daily working purpose of acting as a check sheet for the updating of security clearances. It further is the file referred to when the director, NIS, is required to certify th access level of certain assigned NIS personnel to other Navy commands as well as civilian contractors.

Personnel Utilization Data File - a statistical file from which an in-depth analyses of manhour expenditures are surveyed. The file is highly automated and used exclusively within NIS. The various analyses drawn from the file are used to modify the staffing levels at various NIS components based on actual work level. It further provides a tool to NIS management to gauge the efficiency of all components by comparing their workload with the amount of manhours available.

The records in this system are referred, as appropriate to authorized governmental units, such as Office of Civilian Manpower Management and Civil Service Commission, making various personnel determinations, e.g., retirement, awards, disciplinary action; to law enforcement personnel conducting criminal or suitability investigations; to DoD components, other agencies or industrial firms requiring confirmation of security clearance level; to higher authority for statistical purposes; limited response to credit queries; and medical records to personal physicians.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The Personnel Management System, Weapons Inventory File, Personnel Security Clearance File and the Personnel Utilization Data File are stored on magnetic tape in an automated system. The Personnel Management System is composed of visible file cards and computer paper printouts; the Personnel Security Clearance File is composed of computer paper printouts and associated Department of Defense security certification documents, the latter being filed in individual file folders; the Weapons Inventory File and the Personnel Utilization Data File are composed of computer paper printouts only.

The Special Agent Career Development files are composed exclusively of paper records in file folders.

**Retrievability:** Information is accessed and retrieved by name only in the Special Agent Career Development File. The Weapons Inventory File is queried by either name only or by item number (i.e., badge, credential, weapon, handcuff serial number).

The Personnel Management System is accessed by name and SSAN; retrieval is by individual data characteristic such as GS-grade level, duty-station, special qualifications, language qualifications or it my be retrieved by name only or in conjuction with the SSAN.

The Personnel Utilization Data File is normally accessed and retrieved by location and functional category of employment (i.e., Special Agent, clerical, etc.). The capability exists, however, to retrieve by SSAN. The Personnel Security Classificaton File is a subordinate file to the Personnel Management System. Accession is by name and SSAN. Retrieval is accomplished by computer paper printout in both alphabetical and duty-station format.

**Safeguards:** All files in this system are protected by limited, controlled access, safes, and locked cabinets and doors. Futher, visitor control and secure computer software measures (where applicable) are utilized.

**Retention and disposal:** Personnel indexed in the Personnel Management System and the Personnel Security Clearance File are deleted from the magnetic tape data storage upon termination of employment. Residual paper records are retained from two to five years.

Personnel indexed in the Weapons Inventory File are deleted at such time as assigned equipment is returned and accounted for. Residual paper printouts are destroyed at least semi-annually.

The Special Agent Career Development Files are semi-permanent and are retained, at least in essential skeletal format, indefinitely.

**System manager(s) and address:** Director, Naval Investigative Service, 2461 Eisenhower Avenue, Alexandria, Va. 22331.

**Notification procedure:** Requests from individuals should be addressed to the System Manager, above. Individuals submitting requests should provide their full name, date of birth, SSAN and dates of employment or assignment with NIS.

In the case of personal visits, individuals requesting access to files in this system will be required to present reasonable proof of identity to minimally include a drivers' license or similar document at least one of which must bear a current photograph and be able to provide (orally) some element of unique identifying data such as name of spouse or a past duty-station with NIS.

**Record access procedures:** Access to files in this system may be gained by written notification or personal visit to the Naval Investigative Service Headquarters at the location specified above. Requests should be directed to the Information and Privacy Coordinator.

**Contesting record procedures:** The agency's rule for access to records and for contesting contents and appealing initial determinations by the inividual concerned may be obtained from the system manager.

**Record source categories:** In the case of Personnel Management System and the Personnel Utilization Data System, the individual employee is the prime source of information both for initial access to the files as well as periodic update. The Personnel Security Clearance File information is obtained as a sub-file to the Personnel Management System. The information for the Weapons Inventory File is obtained from personnel charged with the issuance of various items inventoried therein (with verification by the personnel to whom the items are issued.)

Information for the Special Agent Career Development File is recieved from the individuals supervisors, from various Naval Commands and other Federal and State agencies with whom the Special Agent has had professional contact and from the individual himself. Also, this file contains copies of each physical examination required annually of assigned civilian Special Agents.

**Systems exempted from certain provisions of the act:** None.

**N63285 01**

**System name:** NIS Investigative Files System

**System location:** Primary System-NIS Records Management Division Administration Department, NIS Headquarters, Hoffman Building, 2461 Eisenhower Ave., Alexadria, Va. 22331.

Decentralized Segments - Naval Investigative Service Offices (NISOs) retain copies of certain segments of the investigative files, and related documentation for up to one year. Addresses of these offices are included in the directory of Department of the Navy mailing addresses. Naval Investigative Service Resident Agencies retain copies of investigative reports during pendency and for 90 days thereafter. They also retain evidence custody cards on persons from whom evidence was seized. The number and location of these Resident Agencies are subject to change in order to meet the requirements of the Department of the Navy. Current location may be obtained from Naval Investigative Service Headquarters.

**Categories of individuals covered by the system:** Persons in the following categories who require access to classified defense information prior to August 1972: Active and inactive members of the naval service, civilian personnel employed by the Department of the Navy (DoN), industrial and contractor personnel, civilian personnel being considered for sensitive positions, boards, conferences, etc., civilian personnel who worked or resided overseas, Red Cross personnel. Civilian and military personnel accused, suspected or victims of felonious type offenses, or lesser offenses impacting on the good order, discipline, morale or security of the DoN. Civilian personnel





seeking access to or seeking to conduct or operate any business or other function aboard a DoN installation, facility or ship. Civilian or military personnel involved in the loss, compromise or unauthorized disclosure of classified material/information. Civilian and military personnel who were of counterintelligence interest to the DoN.

**Categories of records in the system:** Categories of records in the system: Official Reports of Investigation (ROI) prepared by NIS or other military, federal, state, local or foreign law enforcement or investigative body on either hard copy or microfilm. NIS Information reports (NIRs). NIRs document information received by NIS which is of interest to the naval services or other law enforcement or investigative bodies. The information may be of criminal, counterintelligence or general investigative interest.

General Administration Reports (GEN). The investigative purpose of the GEN is to report the results of pre-employment inquiries on applicants for positions as Special Agents with NIS.

Investigative summaries, memoranda for the files and correspondence relating to specific cases and contained in the individual dossier.

Polygraph Data. A listing of persons who submitted to polygraph examination by NIS examiners. The data includes the examinee's name, location and results of the examination and the identity of the examiner.

Case Control and Management documents which serve as the basis for controlling and guiding the investigative activity.

Records identifying confidential sources and contacts with them.

Index to persons reported by 'Name Only'.

Wiretap Data Records. Automated listing of persons who were subjects of wiretapping or eavesdropping operations.

Case Control and Narcotics Data Records. Automated records used only for statistical purposes in accounting for productivity, manhours expenditures; various statistical data concerning narcotics usage and used solely for statistical purposes.

Modus Operandi Files.

**Authority for maintenance of the system:** 5 U.S.C. 301

44 U.S.C. 3101

47 U.S.C. 605

Executive Memorandum of 26 June 1939; Investigations of espionage, counterespionage and sabotage matters.

Executive Order 10450; Security Requirements for Government employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in this system is (was) collected to meet the investigative, counterintelligence and security responsibilites of the DoN. This includes personnel security, internal security, criminal and other law enforcement matters all of which are essential to the effective operation of the department.

The records in this system are used to make determinations of; suitability for access or continued access to classified information, suitability for employment or assignment, suitability for access to military installations or industrial firms engaged in government projects/contracts, suitability for awards or similar benefits; referral to other law enforcement or investigatory authorities for law enforcement purposes; use in current law enforcement investigation of any type including applicants; use in judicial or adjudicative proceedings including litigation or in accordance with a court order; insurance claims including workmens compensation; provide protective services under the DoD Distinguished Visitor Protection Program and to assist the U.S. Secret Service in meeting its responsibilities; Congressional interest including the General Accounting Office; respond to the Freedom of Information and Privacy Acts; use for public affairs or publicity purposes such as wanted persons, etc.; referral of matters under their cognizance to federal, state or local law enforcement authoritics including criminal prosecution, civil court action or regulatory order; disclosure to federal intelligence/counterintelligence agencies of matters under their preview; disclosure to foreign government organizations of criminal and counterintelligence information necessary for the prosecution of justice, or for mutual security and protection; advising higher authorities and naval commands of important developments impacting on security, good order or discipline; reporting of statistical data to naval commands and higher authority; disclosure to the National Archives; use by other investigative unit (federal, state or local) for whom the investigation was conducted; release to defense counsel, disclosure in course of acquiring the information, input into the Defense Central Index of Investigations.

Users of the records in this system include employees of the NIS who require access for operational, administrative or supervisory purposes; DoD criminal investigative, investigative and intelligence units; federal, state and local units engaged in criminal investigative, investigative and intelligence activities; federal regulatory agencies with investigative units, DOD components making suitability determinations; federal, state or local judicial or adjudicative bodies; Congressional bodies, including the General Accounting Office who require access within the scope of their jurisdiction for those authorized purposes enumerated above to the extent that those purposes are within the scope of their authority. Commercial insurance companies in those instances in which they have a legitimate interest in the results of the investigation, but only to that extent and provided an invasion of privacy is not involved.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, on cards and on microfilm. Automated records on magnetic tape.

**Retrievability:** NIS permanent files are filed by terminal digit number. In order to locate the file it is necessary to query the Defense Central Index of Investigations (DCII) computer using the name of the subject and at least one other personnel identifier such as date of birth, place of birth, social security number or military service number. Files may also be retrieved by a case control number assigned at the time the investigation is initiated. Copies of the files in the NISOs and Resident Agencies are retrieved by name.

**Safeguards:** NIS investigative files (permanent and temporary) are maintained and stored in open shelves and filing cabinets located in secured areas accessible only to authorized personnel. Dated files are retired to the Washington National Records Center where retrieval is restricted to NIS authorized personnel.

**Retention and disposal:** Retention of completed NIS investigative files on Personnel Security Investigations (PSI) is authorized for 30 years unless adverse information is developed in which case they may be retained permanently. PSI files on persons considered for affiliation with DoD will be destroyed within one year if the affiliation is not consummated. Criminal files may be retained permanently. Counterintelligence files on persons affiliated with DoD may be retained permanently. Such records on persons not affiliated with DoD must be destroyed within 90 days or 1 year under criteria set forth in DoD Directive 5200.27, unless retention is required by law or specifically approved by the Secretary of the Navy. Files retained in the NISOs and Resident Agencies are temporary and are destroyed after 90 days or 1 year, as appropriate.

**System manager(s) and address:** The Director, Naval Investigative Service has ultimate responsibility for all NIS file holdings. Management of NIS permanent files is the direct responsibility of the Assistant Director for Administration. NISO Commanding Officers are responsible for files retained in their NISO subordinate Resident Agencies.

**Notification procedure:** All requests relative to the retention and/or releasability of NIS investigative files should be addressed to the Director, Naval Investigative Service, 2461 Eisenhower Avenue, Alexandria, Va. 22331. Requests must contain the full name of the individual and at least one additional personal identifier such as date and place of birth, social security number or military service number. Personal visits by requesters should be confined to the Naval Investigative Service headquarters at the above address. It should be borne in mind that the vagaries of the automated indexing system might preclude a same day response. Persons submitting written requests must properly establish their identity to the satisfaction of the NIS. Where a question exists a signed, notarized statement or other certified form of identification will be required. Individuals appearing in person may present proof of identification in the form of military ID card, valid driver's license, or other suitable form of identification bearing a photograph and signature. Attorneys or other persons acting on behalf of a subject of a record must provide a notarized authorization from the subject of the record.

**Record access procedures:** Individuals may make inquiries relative to NIS records maintained on them thru the NIS Information and Privacy Coordinator Naval Investigative Service Headquarters, at the address specified in the previous paragraph.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** See EXEMPTION.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N63285 03**

**System name:** Defense Central Index of Investigations (DCII)

**System location:** Central Facility:

Defense Investigative Service (DIS)
Data Handling Services Division, D0930
Fort Holabird
Baltimore, Maryland 21203
Remote Terminal Locations: (This is a co-owned index system shared by DIS and the military service investigative agencies)
Crime Records Directorate
US Army Criminal Investigations Command
2301 Chesapeake Avenue
Baltimore, Maryland 21222
Remote Terminal Location:
Air Force Office of Special Investigations/SUD
Forrestal Building
Washington, D.C. 20314
Remote Terminal Location:
Naval Investigative Service Headquarters
Hoffman Building 1
2461 Eisenhower Avenue
Attn: Code 30
Alexandria, Virginia 22331 (NIS)
Remote Terminal Location:
Defense Industrial Security Clearance Office
P.O. Box 2499
Columbus, Ohio 43216 (DISCO)
Remote Terminal Location:
US Army Investigative Records Repository
Building 4452
Fort Meade, Maryland 20755
Remote Terminal Location:
DIS Special Investigations Center
Forrestal Building
Washington, D.C. 20314
Remote Terminal Location:
DIS National Agency Check Center, D0700
Fort Holabird
Baltimore, Maryland 21203
Remote Terminal Location:
DIS Personnel Investigations Control Center, D0600
Fort Holabird
Baltimore, Maryland 20203
Remote Terminal Location:
DIS Investigative Files Division, D0960
Fort Holabird
Baltimore, Maryland 21203

**Categories of individuals covered by the system:** Any person described as a subject, a victim, or a cross-reference in an investigation completed by or for a DoD investigative element when that investigation is retained by the element and the name is submitted for central indexing.

**Categories of records in the system:** Composed of locator references to investigations conducted by or for DoD investigative elements and retained by them. Index records contain the name and other personal identifying information on individuals who were indexed.

Reference to an investigation maintained by one of the investigative records repositories. It identifies the individual by name and personal identifiers, the custodian of the file, the year indexed and the number used by the repository to locate the file.

A record input by either Army investigative activities or DIS reflecting the existence of an investigation in progress. It identifies the subject individual by name and personal identifiers, the location of the open investigation, the year indexed and the number used to locate the investigative file.

Record of a National Agency Check (NAC) investigation in progress. It identifies the subject individual by name, personal identifiers, the case number, the category of the requester of the NAC, and the type of NAC being run.

A record of completed favorable national agency checks (e.g., no records). It identifies the individual by name and personal identifiers, the date the NAC was completed and the agencies that were checked.

Composed of names of persons referenced in files who are not fully identified, but about whom sufficient information exists that meets retrieval criteria. It identifies the individuals by name, custodian agency of the file, year of the index, and the number used by the repository to locate the file. Positive identification is impossible from the index and may well be impossible from the case file itself.

**Authority for maintenance of the system:** 5 U.S.C. 301 Departmental Regulations

44 U.S.C. 3101 Records Management

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File tracing information is collected and maintained in the indices so that authorized users may determine the existence and location of DoD investigative records.

NAC history information is maintained for authorized users in granting clearances or access to defense installation, entry into military service or employment in sensitive civilian positions.

Activities listed under the LOCATION caption are the principal users and (with the exception of DISCO) the file custodians. Listed terminal holders (with the exception of DISCO) may release general DCII information to:

Other DoD investigative elements, DoD agencies and elements of the Military Departments designated by the departments.

Accredited representatives of the Secretary of Defense and the Joint Chiefs of Staff.

Accredited Federal criminal and civil law enforcement agencies including those responsible for conducting their own investigations as to the suitability for employment or access of current or potential employees formerly affiliated with the DoD.

State and local criminal law enforcement agencies.

Other accredited Federal agencies serviced by the Civil Service Commission but with a need to evaluate the suitability of potential employees formerly affiliated with the DoD.

Congress, including the Government Accounting Office.

The AUTODIN system which transmits formatted data over telecommunications circuits facilitates the collection of transactions from contributors to update the index and to disseminate index information to the requesters.

The Defense Case Control System (DCCS) and the National Agency Check Control System (NCCS) which are described separately in this notice.

It should be noted that information contained in the system is regarded as the property of the submitting activities. DIS can neither monitor, nor assume responsibility for the propriety or accuracy of all the data in the system.

Transfer of information from this records system to other DoD components is regarded as a routine intra-agency use under the provisions of 5 U.S.C. 552a3(b)(1). The use of the DCII to refer inquiries to other DoD elements, where there is no release of DCII information itself is not deemed to require an accounting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Master Index data is maintained in direct access storage devices, disk and data cell. It is also contained on magnetic tape for continuity of operations purposes to permit processing at alternate locations in the event of computer failure.

Name Only Index data is maintained on magnetic tape and microfiche. Each contributor is provided his portion on a quarterly basis.

**Retrievability:** Master Index records are accessed through name and at least one personal identifier (PID). Personal identifiers are: date of birth, place of birth, social security number and the last four (4) digits of military service number. Inquiries may enter the system in card form or by being keyed in at remote terminals. A non-standard retrieval capability also exists which permits retrieval without PID, or on parts of a name, and produces references to all individuals by that name. It should be noted that in many cases, the subject's SSAN is necessary to make a positive identification.

Name Only Index records are accessed through the name or some portion thereof. Records are retrieved based on an exact match with the name submitted. Inquiries may enter the system only in card form.

**Safeguards:** Generalized validation is provided in batch retrieval through program edits to prevent unauthorized access.

User terminals with access to the Master Index are located in controlled access areas. Access to the system is limited to specified time of the day. Terminals are connected via dedicated data circuits which prevent access from standard dial-up telephones.

Activities must be a part of DoD and accredited on the basis of authorized requirements before a new terminal is established or before batch requests will be honored and processed. Terminal holders and activities authorized to batch process requests are responsible for the authority and need to know of individuals and agencies on behalf of which they search the index.

The computer room is located within a building controlled by security personnel at all times. Identification badges are required for entrance. Access to the computer room is controlled by a combination lock on the entrance. Critical backup files are stored in locked fireproof data safes.





**Retention and disposal:** Retained for as long as files are retained. When the record repository disposes of the file, they are responsible for deleting all index tracings pertaining thereto, in accordance with established procedures. Processing of a deletion transaction flags the computer record which precludes it being given out thereafter. Such flagged records are eliminated from the system during periodic file restructuring procedures.

Open Case Tracings. Retained for as long as the investigation is open. When the investigation is completed, the contributor replaces the open case tracing with a file tracing as described above.

NAC History Tracings. Retained for a period of four (4) years from the date of completion and then automatically deleted unless specific action is taken sooner to delete the record. Should a subsequent favorable NAC be completed, the entering of a new history record will delete the first history record.

NAC Pending Tracings. Retained until completion of the NAC at which time they are replaced by a NAC History or file tracing, unless deleted sooner by the originator.

**System manager(s) and address:** Director, Defense Investigative Service, Washington, D.C. 20314

**Notification procedure:** Identity of Official:

Assistant for Information
Defense Investigative Service (D0020)
Washington, D.C. 20314.

Information Required: Full name and all maiden and alias names under which files may be maintained and personal identifiers listed under RETRIEVABILITY. Note, Social Security Account Numbers may be necessary for positive identification of certain records.

Office Which May be Visited:
DIS Information Office
1000 Independence Avenue
Washington, D.C. 20314.

Proof of Identity: Check of personal documents.

**Record access procedures:** Access may be obtained through the Information Office at the address previously listed.

**Contesting record procedures:** The agency's rules for access to records, contesting contents and appealing initial determinations by the subject individual may be obtained from the Assistant for Information, at the above address.

**Record source categories:** DoD investigative elements identical with those listed under the LOCATION caption excluding DISCO, and additionally:

Defense Supply Agency
ATTN: DSAH-T Cameron Station
Alexandria, Virginia 22310

Director of Security, National Security Agency, ATTN: M-552 Fort Meade, Maryland 20775

Assistant Chief of Staff of Intelligence, Department of the Army, ATTN: Counterintelligence Division, Washington, D.C. 20315 (ACSI)

**Systems exempted from certain provisions of the act:** None

**N63393 F0013BA013**

**System name:** Aviation Medical Officer's Report

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511 Subordinate/Type Commands/Levels

**Categories of individuals covered by the system:** Military personnel involved in, contributing to or injured in a Navy or Marine aircraft mishap.

**Categories of records in the system:** Reports of Naval aircraft mishaps submitted by the reporting custodian. Findings and conclusions of the Aircraft Accident Board. Medical Officer's Report. Search and Rescue Report. Life Change Questionnaire. Naval Safety Center investigative reports. JAG manual investigations.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aviation Medical Officer's Report records are selected and reviewed by Naval Safety Center analysts to identify problem areas and determine, whenever possible, mechanical systems/malfunctions or human errors that may have caused or contributed to a particular mishap in order that appropriate measures can be effected to prevent recurrence. Records and summary data are provided only to those echelons within the Navy which are directly involved in flight safety and the study of trends associated therewith. In those mishap cases where the type aircraft is common to other military services, applicable trend analyses and summary data is usually provided to the respective service. Similarly, if the type aircraft involved in a mishap is common to civil aviation, summary information is provided to appropriate government agencies. Whenever and to whomever released, the information is given with the explicit understanding that it will be used exclusively in the furtherance of improved safety in aircraft and accident prevention efforts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape. (Central location) Cardex File. (Subordinate Commands)

**Retrievability:** Any of the data elements such as model aircraft, damage, date, accident type, cause factors, degree of injury, ejection results or pilot's social security number are used to retrieve individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information received from activities or for purposes not directly related to flight safety must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contains all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Aviation Safety, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Aircraft reporting custodians, chain of command, Judge Advocate General, commanding officer, squadron personnel, relatives, acquaintances and Naval Safety Center analysts.

**Systems exempted from certain provisions of the act:** None.

**N63393 F0015BA054**

**System name:** Aircraft Mishap

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511 Subordinate/Type Commands/Levels

**Categories of individuals covered by the system:** Designated Naval aviators, Naval flight officers, crew members and maintenance personnel involved in or contributing to a Navy or Marine aircraft accident, incident or ground accident.

**Categories of records in the system:** Reports of Naval aircraft mishaps submitted by the reporting custodian. Findings and conclusions of the Aircraft Accident Board. Naval Safety Center investigative reports. JAG manual investigations.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Aviation mishap records are selected and reviewed by Naval Safety Center analysts to identify problem areas and determine, whenever possible, mechanical systems/malfunctions or human errors that may have caused or contributed to a particular mishap in order that appropriate measures can be effected to prevent recurrence. Records and summary data are provided only to those echelons within the Navy which are directly involved in flight safety and the study of trends associated therewith. In those mishap cases where the type aircraft is common to other military services applicable trend analyses and summary data is usually provided to the respective service. Similarly, if the type aircraft involved in a mishap is common to civil aviation, summary information is provided to appropriate government agencies. Whenever and to whomever released, the information is given with the explicit understanding that it will be used exclusively in the furtherance of improved safety in aircraft and accident prevention efforts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape. (Central Location) Cardex File. (Subordinate Commands)

**Retrievability:** Any of the data elements such as command, model aircraft, damage, date, location, accident type, cause factors or pilot's social security number are used to retrieve individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information received from activities or for purposes not directly related to flight safety must be



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approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Aviation Safety, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Aircraft reporting custodian, aircraft accident boards, chain of command, Judge Advocate General and Naval Safety Center analysts.

**Systems exempted from certain provisions of the act:** None.

**N63393 F0024CA171**

**System name:** Diving Log

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511

**Categories of individuals covered by the system:** All Navy military and civilian employees of the Navy involved in diving or exposed to a hyperbaric environment.

**Categories of records in the system:** Diving Log Report.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reports summarizing diving activity are furnished to the commanding officer for individuals attached to the unit and are used to monitor experience levels associated with types of dives, equipment usage and requalification requirements. Individual records are also used to evaluate the diving program at specific activities and to determine if manning level, experience and operational requirements are consistent with an effective safety program. Pertinent individual records or statistical summaries prepared by Naval Safety Center analysts are also provided to all echelons within the Navy having a responsibility for the diving program and to Chief of Naval Personnel, Comptroller of the Navy, General Accounting Office, Naval Audit Service or other activities having responsibility for the administration or control of personnel assignments and hazardous duty payments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape.

**Retrievability:** Records may be selected based on any of the data elements contained in the file such as diver's social security number, organization unit, type of dive and equipment used.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information received from activities or for purposes not directly related to the diving program must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Submarine Safety Programs, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Commanding Officer of naval units conducting diving or hyperbaric exposure incident to diving.

**Systems exempted from certain provisions of the act:** None.

**N63393 F0024CA174**

**System name:** Diving Accidents and Injuries

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA. 23511

**Categories of individuals covered by the system:** All Navy military and civilian employees of the Navy involved in an accident or who are injured while engaged in diving or exposed to a hyperbaric environment.

**Categories of records in the system:** Diving Accident/Injury Report. Personnel Casualty Report. JAG manual investigation.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records of diving accidents and injuries are evaluated by Naval Safety Center analysts to determine existence of problem areas and to detect trends. The records are correlated with the diving log reports and used as a basis for recommending changes in operating procedure, equipment, decompression schedules and training requirements. Individual reports and compilations of accidents and injuries are routinely furnished to activities within the Navy having responsibility for diving safety. Reports are also furnished to Government or private research institutions engaged in studies relating to the prevention or treatment of diving injuries or the design and usage of underwater equipment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape.

**Retrievability:** Any of the data elements such as diver's social security number, type of accident, depth and purpose of dive, degree of injury and treatment provided are used to retrieve individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information received from activities or for purposes not directly related to diving safety must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Submarine Safety, Naval Safety Center, NAS, Norfolk, Va. 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Commanding Officer of naval units conducting diving or hyperbaric exposure incident to diving. Office of the Judge Advocate General. Chief, Bureau of Medicine and Surgery.

**Systems exempted from certain provisions of the act:** NONE

**N63393 F0025AA041**

**System name:** Occupational Injury and Illness

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511 (Central) Subordinate Type Commands/Ship/Naval Units

**Categories of individuals covered by the system:** Navy military personnel who sustain an injury or occupational illness and Navy civilian personnel who sustain an occupational illness or injury resulting in one or more days of lost time.

**Categories of records in the system:** Accidental Injury/Death Reports. Personnel Casualty Reports. Hospital Admission Reports. JAG manual investigations.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accidental injury records are used to compile a variety of statistical reports which are routinely published or prepared at the request of Navy forces afloat and shore





activities. Individual injury reports are selected and reviewed by Naval Safety Center analysts in order to detect problem areas relating to operating procedure, training and equipment usage and malfunction. Results of these studies which may include individual injury reports are provided to commanding officers and to all echelons within the Navy having responsibility for the allocation of resources or the implementation of the Safety Program. Individual injury records are correlated with data contained in other personnel files in order to detect unfavorable trends within an activity and to recommend appropriate corrective measures. Individual records and statistical summaries are provided on request to all Government activities having a legitimate need for such information. Individual records and summary data are provided to contractors and research activities in connection with projects either funded by or deemed potentially valuable to the Department of the Navy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape. (Central location) File Folders/cardex (subordinate commands)

**Retrievability:** Any of the data elements such as social security number, command or unit identification code, degree of injury, location, equipment malfunction and cause factors are used to select individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information received from activities or for purposes not within the routine usage criteria must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Occupational Safety, Health and Support Programs, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Commanding officers of Forces Afloat and Shore activities, Judge Advocate General and Chief, Bureau of Medicine and Surgery.

**Systems exempted from certain provisions of the act:** None.

**N63393 F0026EA033**

**System name:** Motor Vehicle Accidents and Injuries

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511 Subordinate/Type Commands/Levels

**Categories of individuals covered by the system:** Navy military personnel regardless of duty status who are injured as a result of a motor vehicle accident or are the operator of one of the vehicles involved in such an accident. Navy military and civilian personnel who are involved in a Government motor vehicle accident or a private motor vehicle accident on Navy property. Navy civilian employees who are injured in a motor vehicle accident during the course of their official duties.

**Categories of records in the system:** Motor Vehicle Accident Report. Personnel Casualty and Death Report, Hospital Admission Reports and JAG manual investigations.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Motor vehicle accident records are used to compile statistics, which are given wide dissemination within the Navy. Compilations of motor vehicle accident records for particular commands, activities and units are furnished on request to assist in the development of an effective safety program at all levels within the Navy. Accident records of individuals assigned to specific units or records of individuals involved in multiple accidents are provided to commanding officers. Motor vehicle accident records are correlated with data contained in other accident/injury or training files. The significance of this data is evaluated by Naval Safety Center analysts and summary information, specific individual records or composite records provided to all echelons within the Navy having a responsibility for motor vehicle safety. Individual records and statistical summaries are provided on request to all Government activities having a legitimate need for such information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape. (Central location) File folders/cardex (subordinate commands)

**Retrievability:** Any of the data elements such as individual social security number, activity or unit identification, cause factors and degree of injury are used to retrieve individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information which are not included in the routine usage criteria must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Original documents are destroyed when no longer required. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Occupational Safety, Health, and Support Programs, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Commanding officers of Forces Afloat and Shore activities, Judge Advocate General and Chief, Bureau of Medicine and Surgery.

**Systems exempted from certain provisions of the act:** None.

**N63393 F0048BA111**

**System name:** Individual Flight Activity Report

**System location:** Commander, Naval Safety Center, Naval Air Station, Norfolk, VA 23511

**Categories of individuals covered by the system:** All aeronautically designated commissioned Navy and Marine Officers assigned as crew members in the operation of an aircraft in accordance with the direction of competent authority.

**Categories of records in the system:** Reports of each flight submitted by the custodian of the aircraft. Total flight activity survey reports and annual flight activity reports.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Flight activity data for specific individuals or categories of aviators is correlated with aircraft mishap data. This information is analyzed in order to determine the relationship between various categories and combinations of flight experience and accident involvement. Results of these studies are provided to all echelons within the Navy and Marine Corps having responsibility for flight operations, pilot training and allocation of resources to and within the aviation program. An annual summary of flight activity by model aircraft is provided to each reporting individual for his verification and personnel records. Upon request, a detailed by flight report for a specified time frame is also provided. Records are also provided to Chief of Naval Personnel for promotional screening, detailing and compliance with minimum standards. Summaries of flight activity for Marine Corps personnel are provided to the Commandant of the Marine Corps. Records of specific pilots or categories of pilots are provided to contractors, if required, for projects either funded by or deemed potentially valuable to the Department of the Navy. When requested, records are provided to the General Accounting Office, to the Naval Audit Service and to offices or committees authorized by Congress to investigate certain phases of the Naval Aviation Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape.



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**Retrievability:** Any of the data elements such as pilot's social security number, model aircraft, squadron and specific flight experience may be used to retrieve individual records.

**Safeguards:** A limited number of data processing personnel have access to the computer facility and to the magnetic tape files and computer programs. All requests for information which are not included in the routine usage criteria must be approved by the Commander, Naval Safety Center or his designated representative.

**Retention and disposal:** Magnetic tape files contain all available records and are never purged. Reports are not transferred to a record center.

**System manager(s) and address:** Director of Aviation Safety Programs, Naval Safety Center, NAS, Norfolk, VA 23511

**Notification procedure:** Individuals may write the System Manager giving full name, address, military status and social security number in order to determine if the system contains any records pertaining to them. Personal visitors will be required to produce military or comparable civilian identification cards.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Aircraft reporting custodian, Navy and Marine Corps pilots.

**Systems exempted from certain provisions of the act:** Nonc.

**N63395 10140.IF**

**System name:** USAREUR/USAFE Ration Card

**System location:** U.S. Naval Radio Station, FPO New York 09516.

**Categories of individuals covered by the system:** USN personnel and their dependent wives and children over 18 years of age, who are stationed at U.S. Naval Radio Station, FPO New York 09516.

**Categories of records in the system:** File sheet with members name, rate, serial no., and organization assigned. Also if member is single or married.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Reference as to who is holding a ration card.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Name.

**Safeguards:** Locked safe in Admin Office and a 24 hour security watch.

**Retention and disposal:** Records are maintained as long as member retains ration card. After transfer records are burned.

**System manager(s) and address:** Commanding Officer, U.S. Naval Radio Station, FPO New York 09516 is overall policy official with the Administrative Officer, U.S. Naval Radio Station, FPO New York 09516 as the subordinate holder.

**Notification procedure:** Inquiries sould be addressed to U.S. Naval Radio Station, FPO New York 09516, giving full name and social security number, and personal visitors must have valid military I.D. or, if no longer in the military, have other valid identification such as a driver's license. Visitors may come to the Administrative Office at the address given under SYSMANAGER.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Applicable U.S. Serviceman.

**Systems exempted from certain provisions of the act:** None.

**N63395 11240.3E**

**System name:** File of Records of Acquisition, Transfer and Disposal of Privately Owned Vehicles

**System location:** U.S. Naval Radio Station, FPO New York 09516

**Categories of individuals covered by the system:** United States Navy personnel stationed at U.S. Naval Radio Station, FPO New York 09516 who own a concession vehicle in the United Kingdom.

**Categories of records in the system:** Request for delivery of a motor vehicle without payment of duty, value added tax and car tax.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For information on type of car, engine no., license no., year of car, make of car, base assigned, organization, soc. sec. no., and paygrade.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** Locked safe in Admin Office with a 24 hour security watch.

**Retention and disposal:** Records are maintaned as long as a person owns a concession vehicle in the United Kingdom. Records are burned as soon as vehicle is either shipped out of the U.K. or destroyed.

**System manager(s) and address:** Commanding Officer, U.S. Naval Radio Station, FPO New York 09516 is overall policy official with the Administrative Officer, U.S. Naval Radio Station, FPO New York 09516 as the subordinate holder.

**Notification procedure:** Inquiries should be addressed to U.S. Naval Radio Station, FPO New York 09516. giving full name and social security number. Visitors may come to the Administrative Office at the address given under SYSMANAGER and must have valid military I.D. or, if no longer in the military, have other valid identification such as a driver's license.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by theindividual concernd may be obtained from th system manager.

**Record source categories:** Applicable U.S. Serviceman

**Systems exempted from certain provisions of the act:** None

**N63425 SHELTER LIST**

**System name:** Military and Civilian Employee Dependents Hurricane Shelter Assignment List

**System location:** Commanding Officer Naval Communication Station Key West Key West Florida 33040

**Categories of individuals covered by the system:** Military personnel and civilian employees and their dependents who apply for assignment to naval communication station shelter

**Categories of records in the system:** Record lists names, addresses, and phone numbers of military/ civilian station personnel applying for shelter assignments for their families, together with names of dependent spouses, names and ages of dependent children, and whether or not requirement exists for station transportation to shelter.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Disaster Preparedness Officer in determining shelter logistics requirements and by Shelter Officer in mustering assigned dependents in shelter in case of hurricane.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder

**Retrievability:** Name

**Safeguards:** File maintained in locked cabinet by Disaster Preparedness Officer.

**Retention and disposal:** Maintained from May through April each year, disposed of by burning.

**System manager(s) and address:** Disaster Preparedness Officer Naval Communication Station Key West Key West Florida 33040

**Notification procedure:** Individual record entries are filled out by hand by station military/civilian sponsors desiring to register their families in command hurricane shelter. System contains no info other than entries provided by sponsors. Certified station sponsors may review/remove entry by phoning/visiting the Disaster Preparedness Officer, Naval Communications Station Key West.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.





**Record source categories:** All entries to file are hand written forms filled in by military/civilian command sponsors requesting hurricane shelter for their families.

**Systems exempted from certain provisions of the act:** None

**N63427 AUTOIMPEXPREC**

**System name:** Record of Import and Export of Foreign Made Auto Vehicles into and out of Australia

**System location:** U.S. Naval Communication Station FPO San Francisco 96680

**Categories of individuals covered by the system:** Importers/exporters and purchasers of foreign made automobiles imported into Australia by U.S. personnel.

**Categories of records in the system:** Copies of shipping and customs documents for automobiles imported into and exported from Australia.

**Authority for maintenance of the system:** 5 USC 301, Agreement between Australia and the United States of America concerning the status of United States forces in Australia and protocol to that agreement.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supply Officer: to determine shipping and wharf handling requirements. Legal Officer: to monitor sale and/or export of foreign made vehicles imported into Australia by the U.S. personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder.

**Retrievability:** Name.

**Safeguards:** File cabinet, Entry by legal/personal property office personnel only.

**Retention and disposal:** Duration of customs to duty bond. Destruction through burning.

**System manager(s) and address:** Legal officer and personal propety supervisor.

**Notification procedure:** Individual initates record and may request information. Legal Officer, Personal Property Supervisor, U.S. Naval Communication Station. Information requested must provide: full name, official title, purpose of inquiry. Offices to be visited: Legal Office and Personal Property Office, U.S. Naval Communication Station. Proof of identity: visual recognition or identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Information supplied by individual, copy of purchase documents.

**Systems exempted from certain provisions of the act:** None.

**N63427 COMWEALTHPASS**

**System name:** Commonwealth Pass Application Form

**System location:** U.S. Naval Communciation Station FPO San Francisco 96680

**Categories of individuals covered by the system:** All personnel requiring access to the Commonwealth property on which the Naval Communication Station is located.

**Categories of records in the system:** Completed application forms for Commonwealth passes. Contains name, rank, organization, height, color of hair, color of eyes, date of birth and place of birth.

**Authority for maintenance of the system:** 5 USC 301 Arrangements for the use and occupation by the United States Navy of Commonwealth land and for associated matters.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Issuance of passes for entry to Naval Communication Station.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders.

**Retrievability:** Name.

**Safeguards:** Locked cabinet - limited access.

**Retention and disposal:** Duration of individual's stay in area. Destruction by burning.

**System manager(s) and address:** Security Officer, U.S. Naval Communication Station.

**Notification procedure:** Individual initiates record and may request information. Security Officer, U.S. Naval Communicaton Station, information requester must provide: full name, official title, purpose of inquiry. Office to be visted: Security Office, U.S. Naval Communication Station. Proof of identity: visual recognition or identification card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Information supplied by individual.

**Systems exempted from certain provisions of the act:** None.

**N63427 NEXSALESSLIP**

**System name:** Large purchases in Navy Exchange.

**System location:** U.S. Naval Communication Station FPO San Francisco 96680

**Categories of individuals covered by the system:** All authorized patrons of the Navy Exchange at this station.

**Categories of records in the system:** Record copies of all receipts for articles valued at over ten U.S. dollars. lists purchaser, base pass number, noun name of article, value and intended use.

**Authority for maintenance of the system:** 5 USC 301, Technical Arrangement between United States Dept of the Navy and the Commonwealth of Australia Dept of Defence relating to commissaries at Northwest Cape in the State of Western Australia.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Legal Officer - control of disposal of articles purchased in station Navy Exchange. Security Officer - investigation into possible violation of govt to govt arrangements relating to commissaries in Australia. Criminal investigation in cases of wrongful appropriation and larceny.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder.

**Retrievability:** Name.

**Safeguards:** Locked cabinet - limited access.

**Retention and disposal:** For duration of member's tour at this station. Destruction through shredding and burning.

**System manager(s) and address:** Security Officer, U.S. Naval Communication Station

**Notification procedure:** Printed information on form - copy retained by individual. Security Officer, U.S. Naval Communication Station. Information requester must present: full name, official title and purpose of inquiry. Office to be visited: Security Office, U.S. Naval communication Station. Proof of idenity: visual recognition.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Information supplied by purchaser and Navy Exchange.

**Systems exempted from certain provisions of the act:** None.

**N64168 NUC**

**System name:** Nuclear Program Interview and Screening

**System location:** Naval Sea System Command (Code 08), Washington, D.C. 20362

**Categories of individuals covered by the system:** Personnel interviewed or considered for assignment or retention in the Naval Nuclear Power Program

**Categories of records in the system:** Interview appropriation folder, interview chronology, interview index card, Navy Enlisted Nuclear Program Technical Screening Sheets, Nuclear Propulsion Officer Candidate Records

**Authority for maintenance of the system:** 5 U.S.C. 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Determine eligibility for Naval Nuclear Power Program, maintaining statistical and accounting records, and other administrative uses.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, loose leaf binders, and index card box



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**Retrievability:** Name, chronological, Navy rate (if applicable), Social Security Number, approximate date of screen

**Safeguards:** Located in restricted area

**Retention and disposal:** Indefinitely

**System manager(s) and address:** Naval Sea Systems Command (Code 08), Washington, D.C. 20362

**Notification procedure:** Contact System Manager; provide full name, Navy rate (if applicable), Social Security Number, Nuclear Power School Class or dates at attendance (if applicable) and proof thereof, dates of service or screening and proof thereof.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Individual; Bureau of Naval Personnel; U.S. Naval Academy; current and/or previous commands; Director, Division of Naval Reactors

**Systems exempted from certain provisions of the act:** None

**N64168 RADINJCLRDS**

**System name:** NAVSEA RADIATION INJURY CLAIM RECORDS

**System location:** Naval Sea Systems Command Code 08 Washington, D.C. 20362

**Categories of individuals covered by the system:** Individuals employed by the Navy and Navy contractors who have alleged radiation injury from radiation exposure associated with Naval Nuclear Propulsion plants.

**Categories of records in the system:** Excerpts from personnel medical records, Navy field organization and Navy contractor work histories and Navy and Labor Department correspondence.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Technical evaluation of radiation injury compensation claims by NAVSEA RADIOLOGICAL CONTROL MANAGERS.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** Alphabetical by name

**Safeguards:** Locked in safe and specific permission of custodian

**Retention and disposal:** Indefinitely

**System manager(s) and address:** Naval Sea Systems Command Code 08 Washington, D.C. 20362

**Notification procedure:** Contact System Manager; Provide name, organization where employed at time of alleged injury and supporting evidence.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Personnel medical records and Navy and contractor work histories.

**Systems exempted from certain provisions of the act:** None

**N64168 SEA TRIAL**

**System name:** Next of Kin Information for Sea Trial Riders

**System location:** Naval Sea Systems Command Code 08 Washington, D.C. 20362

**Categories of individuals covered by the system:** Individuals attending nuclear propulsion plant sea trials of Navy ships

**Categories of records in the system:** Names and addresses of next of kin; name, Social Security Number and security clearance of individual

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To maintain information necessary for individuals to attend nuclear propulsion plant sea trials; Associate Director for Surface Ships and staff

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3 x 5 index cards

**Retrievability:** Alphabeticly by name

**Safeguards:** Locked in 3-way combination safe in a restricted area

**Retention and disposal:** Indefinitely

**System manager(s) and address:** Naval Sea Systems Command Code 08 Washington, D.C. 20362

**Notification procedure:** Contact System Manager; Provide name and social security number and identify sea trials attended

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** From the individual

**Systems exempted from certain provisions of the act:** None

**N64648-EARB**

**System name:** Employee Grievances, Complaints, and Adverse Action Appeals.

**System location:** Chairman Department of the Navy Employee Appeals Review Board Washington, D. C. 20360

**Categories of individuals covered by the system:** Former and present civilian employees of the Department of the Navy, and applicants for employment with the Department of the Navy.

**Categories of records in the system:** The case files contain background material on the act or situation complained of; the results of any investigation including affidavits and depositions; records of personnel actions involved; Official Personnel Folders; transcripts of hearings held; Examiners' reports of findings and recommended actions; advisory memoranda from OCMM, NAVCOMPT, CNO, BUPERS, CSC, DOD, SYSCOMS; SECNAV decisions; reports of actions taken by local activities; comments by EARB or local activities on appeals made to CSC; CSC decisions, Court decisions, Comptroller General decisions. Brief summaries of case files are maintained on index cards

**Authority for maintenance of the system:** 5 U.S.C. Sections 1301, 3301, 3302, 7151-7154, 7301, and 7701

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This information is used by the EARB to adjudicate cases. SYSCOMS, OCMM, CAPSO-N and ROCMM-S are internal users for informational/implementational purposes. CSC is the other Government agency using this information. Pursuant to s 552a(b)(9) of Public Law 93-579, committees or subcommittees of either House of Congress are furnished the above information upon request. Individual members acting on behalf of the individual involved are supplied with copies of decisions and other appropriate background material. Grievants and appellants are furnished SECNAV decisions, with copies to their representatives. EEO complainants are furnished SECNAV decisions, with copies of the hearing transcripts and Examiners' reports; complainants' representatives are provided copies of SECNAV decisions. Activities involved are provided with copies of SECNAV decisions on grievances and appeals. Activities involved in EEO complaints are provided copies of SECNAV decisions, hearing transcripts, and Examiners' reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders and index cards.

**Retrievability:** Name

**Safeguards:** Official Personnel Folders and classified material kept in locked safe. Other materials are kept in file cabinets in a secured building.

**Retention and disposal:** Case files maintained for one year and sent to the GSA Federal Records Center and maintained for four years. Official Personnel Folders returned to activities after disposition of cases. CSC decisions and index cards are retained indefinitely.

**System manager(s) and address:** Chairman, Department of the Navy Employee Appeals Review Board

**Notification procedure:** Department of the Navy Employee Appeals Review Board, Washington, D. C. 20360. Must provide full name, employing office, and appropriate indentification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Employing activities, Civil Service Commission, OCMM.





**Systems exempted from certain provisions of the act:** NONE

**N64980 CONCESSION VEH**

**System name:** Duty Free Vehicle Log

**System location:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

Customs Officer, HMS Customs and Excise, Campbeltown, Argyll, Scotland

**Categories of individuals covered by the system:** Individuals stationed aboard NAVAVNWPNSFAC Machrihanish who own vehicles purchased or imported into the United Kingdom duty free.

**Categories of records in the system:** Single line entry on loose leafe pages listing: Name and rank/rate of individual; make, year and registration of vehicle; status (bought new in UK or imported) of vehicle; and date of purchase or importing.

**Authority for maintenance of the system:** 5USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To assist local customs officials to protect against the illegal transfer of duty-free vehicles to UK citizens.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folder

**Retrievability:** Name

**Safeguards:** The records are maintained in an office that is locked when not manned.

**Retention and disposal:** Pen and ink changes are made to records until complete page must be retyped. Old pages are then destroyed by shredding or burning. Retention period dependent upon number of changes occuring. Method of disposal by local customs official unknown.

**System manager(s) and address:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

**Notification procedure:** Individuals wishing to learn if records concerning them are still retained may contact the System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information is obtained from documents provided by the individual.

**Systems exempted from certain provisions of the act:** None.

**N64980GAS RATION FILE**

**System name:** Gasoline Ration System

**System location:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

**Categories of individuals covered by the system:** All personnel stationed aboard NAVAVNWPNSFAC Machrihanish who own private vehicles and wish to purchase Navy Exchange Gasoline.

**Categories of records in the system:** Record on each individual contains information on: vehicle description; dates of vehicle insurance, inspection and tax; United Kingdom address of individual and amount of gasoline allowed.

**Authority for maintenance of the system:** 5USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by Transportation Officer to allocate ration coupons to authorized pesonnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards in holder.

**Retrievabillty:** Name

**Safeguards:** Locked in combination safe in an office which is locked when unmanned. Only Transportation Officer knows combination to safe.

**Retention and disposal:** Records are destroyed by shredding or burning approximately one year after transfer of individual.

**System manager(s) and address:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

**Notification procedure:** Individuals wishing to ascertain if records concerning them are still retained may contact the System Manager.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information concerning vehicles, insurance, inspection and tax is copied from the appropriate document as provided by the individual. Other information is received from the individual directly.

**Systems exempted from certain provisions of the act:** None.

**N64980RATION PRMT LOG**

**System name:** Application for U.S. Navy Ration Permit

**System location:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

**Categories of individuals covered by the system:** All personnel stationed at NAVAVNWPNSFAC Machrihanish desiring to utilize U.S. Navy Exchanges in the United Kingdom.

**Categories of records in the system:** Record includes: Name, rank/rate, SSN, date of birth (if under 18), and marital status of serviceman; location, name, relationship, date of birth (if under 18) and ID card number of dependents.

**Authority for maintenance of the system:** 5USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used to prepare ration cards used in U.S. Military Exchanges in the U.K. and to maintain a record in case of loss of those cards.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index cards in file box.

**Retrievability:** Name

**Safeguards:** Maintained in an office that is locked when unmanned.

**Retention and disposal:** Cards are destroyed by shredding or burning upon transfer of serviceman.

**System manager(s) and address:** Commanding Officer, U.S. Naval Aviation Weapons Facility, FPO New York 09515

**Notification procedure:** Records are held only on persnnel currently stationed at NAVAVNWPNSFAC Machrihanish who can enquire at the Administrative Office concerning the records.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** The information is provided by the serviceman.

**Systems exempted from certain provisions of the act:** None

**N65872SA14102**

**System name:** Project Analysis and Control System (PAC)

**System location:** Naval Material Command Support Activity, Data Processing Group, Washington, D. C. 20360

**Categories of individuals covered by the system:** Civilian employees in the activity who work in the Computer Systems Analyst, Computer Specialist, Computer Programmer, and Computer Technician career Fields.

**Categories of records in the system:** System comprises information required to provide status of NMCSA-DPG development projects and analysis to determine capability to meet target dates. Provides inventory of NMCSA, DPG Analysts, Programmers and Branch and Division workload status.

**Authority for maintenance of the system:** Title 5, U.S.C., section 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Automatic Data Processing Development Workload Resources Planning and Control.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tape and magnetic discs. Input transcripts are filed for 30 days and destroyed.

**Retrievability:** Automated records are entered, retrived and analyzed by Social Security Number. Manual Records are filed for 30 days and then destroyed.

**Safeguards:** The computer facility is a secure area and only authorized personnel are allowed entry. Input records are filed in same area.



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**Retention and disposal:** This is a management system used for planning and controlling development resources. History file is maintained as long as desired. Active file is purged and updated weekly.

**System manager(s) and address:** Data Processing Group Deputy Director for Systems, Naval Material Command Support Activity, Department of the Navy, Washington, D.C. 20360

**Notification procedure:** Records in this system are all employees of the Data Processing Group Director. These employees are aware of the records in this system.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Resources Control Branch, individual input.

**Systems exempted from certain provisions of the act:** None

**N65872SA14203**

**System name:** Employee Salary and Overtime Report/Budget Book

**System location:** Navy Material Command Support Activity, Data Processing Group, Department of the Navy, Washington, D.C. 20360

**Categories of individuals covered by the system:** NMCSA civilian employees in SA-14 (Data Processing Group) are identified by name, grade, position and salary.

**Categories of records in the system:** The non-automated system reflects the employees name, position of employ, series/ grade, payroll number, entrance on duty, termination date, block number, annual and bi-weekly salary.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compile data in support of NAVMAT and SECNAV instructions dealing with manpower expenditures involved in ADP operations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are maintained in three ring binder stored in legal file cabinet.

**Retrievability:** Manual records are retrieved by last name.

**Safeguards:** Manual records are stored in locked legal file, access on a need to know basis.

**Retention and disposal:** Manual records are maintained for three years and then disposed of.

**System manager(s) and address:** Director of Administration, Data Processing Group, Naval Material Command Support Activity, Department of the Navy, Washington, D.C. 20360

**Notification procedure:** No procedures exist. Data has been accumulated for budgetary purposes.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information gained from NMSCA payroll listing.

**Systems exempted from certain provisions of the act:** None

**N65872SA14304**

**System name:** Salary Report for Budget for PARS, IMMS and non-ADP

**System location:** Naval Material Command Support Activity, Data Processing Group, Department of the Navy, Washington, D. C. 20360

**Categories of individuals covered by the system:** NMCSA civilian employees in SA-14 (Data Processing Group) are identified by name, grade, position and salary.

**Categories of records in the system:** The manual system maintains employees name, position, series/grade, payroll number, block number, entrance on duty, termination, annual and bi-weekly salary.

**Authority for maintenance of the system:** NAVMATINST 4860.12A and SECNAVINST 5238.1A

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Compile data in support of manpower requirement portion of ADP budget submission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are maintained in file folder stored in legal file cabinet.

**Retrievability:** Manual records are retrieved by last name.

**Safeguards:** Manual records are stored in locked legal file, access on a need to know basis.

**Retention and disposal:** Manual records are maintained for three years and then disposed of.

**System manager(s) and address:** Director of Administration, Data Processing Group, Naval Material Command Support Activity, Department of the Navy, Washington D. C. 20360

**Notification procedure:** No procedures exist. Data has been accumulated for budgetary purposes.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information gained from NMCSA payroll listing.

**Systems exempted from certain provisions of the act:** None

**N65872SA53105**

**System name:** VGA Personnel and Manpower Information System (PERMIS).

**System location:** Central Computer Facility - Naval Material Command Support Activity, Department of the Navy, Washington, D.C. 20360; Program Director - Civilian Personnel Group, Code SA-53B; ADP - Data Processing Group, Code SA-14.

Input-Ooutput Terminals - Naval Material Command, Washington, D.C. 20360; Naval Material Command Support Activity, Washington, D.C. 20360; Naval Air Systems Command, Washington, D.C. 20360; Naval Sea Systems Command, Washington, D.C. 20360; Naval Facilities Engineering Command, Arlington, Va. 22332; Naval Supply Systems Command, Washington, D.C. 20376; Naval Electronics Systems Command, Washington, D.C. 20360; Naval Ship. Engineering Center, Hyattsville, MD 20782.

**Categories of individuals covered by the system:** All civilian employees of the activity or activities provided personnel service by the Civilian Personnel Office of a Naval Activity with a PERMIS terminal;

All military personnel on active duty stationed at or assigned to an activity provided personnel service by the Civilian Personnel Office of a Naval Activity with a PERMIS terminal.

**Categories of records in the system:** Individnal military assignment-related automated records containing that data which is also used to produce the Officer Distribution Control Report (ODCR);

Individual civilian employee automated records, including personal job-related, military status, education, training, and related data; Computer outputs displaying information from PERMIS automated records; Microfiche of computer outputs displaying information from PERMIS automated records.

Punched cards containing PERMIS data; Optical scanning sheets containing leave data.

**Authority for maintenance of the system:** Title 5, U.S.C., section 302, 'Delegation of authority to subordinate officials of head of agency for employment, direction, and general administration of personnel';

Title 5, U.S.C., section 301, (records and reports-custody, use and preservation);

Executive Order 9397, 'Numbering System for Federal Accounts Relating to Individual Persons';

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For the purposes of increased effectiveness and efficiency by automating certain processes within the operating civilian personnel offices and providing management information: Officials and employees of activities serviced by the Civilian Personnel Office in the performance of their official duties related to management and administration of civilian personnel programs; the providing of staff support in the area of management, manpower, budget, administrative services, military manpower, Equal Employment Opportunity, and any other staff and line operations requiring the management of civilian personnel; the design, development, maintenance, and operation of the (manual and) automated system of records; and administration of grievances, appeals, and litigation involving the disclosure of records of the PERMIS system. Officials and employees of other Naval activities in their request for pre-employment data, or in the processes involved in the transfer of an employee from a PERMIS-covered activity to one of those other activities; their performance of studies and tasks relative to leave held or taken by civilian employees; and their usage of data to manage Navy civilian manpower programs, and to provide civilian manpower reports and statistical data to the United States Civil Service Commission, Office of Management and Budget, etc.

Officials and employees of any component of the Department of Defense-Performance of their official duties.

Representatives of the Civil Service Commission - Matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs, or pesonnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives - Performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs.

The Attorney General of the United States or his authorized representatives - Litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice, or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other departments and agencies of the Executive branch of government - upon request, in the performance of their official duties.

Hearing Examiner or Arbitrator (duly appointed employee of another federal agency) - conduct a hearing in connection with an employee's appeal involving disclosure of records of the PERMIS system.

Arbitrator given a contract pursuant to a negotiated labor agreement - hear an employee's grievance involving disclosure of the records of the PERMIS system.

Senate or House of Representatives of the U.S. or any committee or sub-committee thereof, any joint committee of congress or subcommittee of joint connittee - matters within their jurisdiction requiring disclosure of files or records of the PERMIS system.

Law enforcement or investigatory authorities - investigation and possible criminal prosecution, civil court action or regulatory order.

Marine Corps - produce microfiche from documents.

Department of the Army - optical scanning of documents and recording of data on magnetic tape.

DESCOMP INC (a contractor) and its employees - punch cards and key-to-disc recording of data from documents.

Chesapeake and Potomac Telephone Co (a contractor) and its employees - Telecommunication transmission of data between the central computer facility and the remote terminals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic discs; computer magnetic tapes; computer magnetic cards; punched cards; computer paper printouts; microfiche; optical scanning sheets.

**Retrievability:** Automated records are accessed and retrieved by social security account number, position number, military billet number, or by a combination of characteristics such as occupation code, grade, year of birth, and level of education.

Computerized indices are required to retrieve individual records from the automated system;

Microfiche are filed alphabetically by last name of employee; computer paper printouts are filed at random. Information can be retrieved from them by name, social security account number, or organization code.

Punched cards and optical scanning sheets are accessible by social security account number and name.

**Safeguards:** The computer facility is located in a restricted area accessible only to authorized persons that are properly screened, cleared and trained.

Computer fail-safe systems software is employed to insure that only authorized personnel are able to obtain data via the terminals.

Computer printouts, microfiche, punched cards, and optical scanning sheets are available only to authorized personnel having a need to know.

**Retention and disposal:** The records on punched paper cards, magnetic cards, and magnetic tapes are transferred to the magnetic discs, where they are maintained permanently;

The microfiche will be maintained as long as they provide useful information and will then be destroyed by mechanical or related means;

The computer paper printout and paper card output are maintained for relatively short periods of time, generally ranging from one day to three months, and are then recycled.

**System manager(s) and address:** Commanding Officer, Naval Material Command Support Activity, Department of the Navy, Washington, D.C. 20360; and Civilian Personnel Offices.

**Notification procedure:** Request from individuals should be addressed to the above system manager (SYSMANAGER); written request for information should contain the full name, address, and signature of the individual; the individual requester may visit the civilian personnel office of one of the activities listed under LOCATION. The street address for the Naval Material Command Support Activity is 4040 N. Fairfax Drive, Arlington, Virginia (note that this is an address for personal visits only; it is not acceptable as a mailing address); for personal visits, the individual must present as proof of identity his or her Department of Defense or Navy building pass or identification badge, or driver's license or other type of identification bearing a picture or signature, or other data sufficient to insure that the individual is the subject of the inquiry.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contestng contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Navy Civilian Personnel Offices; automated system interface (Navy military personnel); Navy manpower offices, Navy military personnel offices; supervisors, schools, and colleges.

**Systems exempted from certain provisions of the act:** NONE

**N66001 TECHAUTHIND**

**System name:** Technical Paper/Author Cross Index System

**System location:** Commander, Naval Undersea Center, San Diego, California 92132

**Categories of individuals covered by the system:** NUC personnel, past and present, who have authored unclassified technical papers.

**Categories of records in the system:** Author's name, title of paper and administrative control number for the paper.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To quickly locate a technical paper for a requestor if author is known and title is unknown. Requestors include Center technical and management personnel, and Center's technical writing/editing group.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Index card file

**Retrievability:** Name

**Safeguards:** Considered as normally accessible office record.

**Retention and disposal:** Permanent

**System manager(s) and address:** Public Affairs Officer, Naval Undersea Center, San Diego, California 92132

**Notification procedure:** Individuals may visit or call office or system manager, identify themselves by giving their name, and obtain information concerning their records.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Information obtained from technical papers when submitted to this office for public release.

**Systems exempted from certain provisions of the act:** None

**N66123 CONGBIODATA**

**System name:** Congressional Biographical Data Index

**System location:** Office of Legislative Affairs

Department of the Navy
Pentagon, Room 5C831
Washington, D.C. 20350

**Categories of individuals covered by the system:** Members of the U.S. Senate and the U.S. House of Representatives

**Categories of records in the system:** Brief outline of major biographical facts such as year elected to Congress, party affiliation, current committee assignment, hometown, voting record, names of spouse and children, etc.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Department of







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the Navy personnel to prepare introductions of Members of Congress delivering addressees at Navy events such as ship commissioning ceremonies, to prepare for visits of official Congressional delegations to naval commands, to prepare for official calls upon Congressmen, and for Congressional liaison by members of the Department of the Navy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File Folders

**Retrievability:** Name

**Safeguards:** Material is all in the public domain. No safeguards required.

**Retention and disposal:** As long as individual is a member of Congress.

**System manager(s) and address:** Chief of Legislative Affairs

Department of the Navy
Pentagon, Room 5C831
Washington, D.C. 20350

**Notification procedure:** Contact SYSMGR: Full name

Office of the Chief of Legislative Affairs
Navy Department, The Pentagon
No proof of identification required

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Congressional Directory

Congressional Quarterly
Congressional Record
News media
Official biographies provided by Congressmen's offices

**Systems exempted from certain provisions of the act:** None

**N66123 PRIVATE RELIEF**

**System name:** Private Relief Legislation

**System location:** Office of Legislative Affairs

Department of the Navy
Pentagon, Room 5C831
Washington, D.C. 20350

**Categories of individuals covered by the system:** Individuals concerning whom private legislation is introduced in the U.S. Congress.

**Categories of records in the system:** Letters to Congressional Committees, expressing the views of the department concerning the legislation and records necessary to prepare the letters.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File maintained to prepare for Congress the position of the department concerning the legislation. Routine disclosures are made to Congress; interested Navy, Marine Corps and DOD Components; OMB; and other interested executive agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders

**Retrievability:** Name

**Safeguards:** Access generally limited to personnel of the Office of Legislative Affairs. Stored in a locked office.

**Retention and disposal:** Retained for at least 6 years or as long as the legislation is active if more than 6 years and then moved to Federal Records Center, GSA Accession Section, Washington, D.C. 20409

**System manager(s) and address:** Chief of Legislative Affairs

Department of the Navy
Pentagon, Room 5C831
Washington, D.C. 20350

**Notification procedure:** System Manager; Full name, term and session of Congress when bill introduced, bill number, sponsor of bill (if available); Office of Legislative Affairs, Department of the Navy, Pentagon, Washington, D.C. Driver's license or similar substitute.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Member of Congress; individual about whom file is maintained and individuals from whom he solicits information; other Navy, Marine Corps, and DOD components; OMB; and other interested executive agencies.

**Systems exempted from certain provisions of the act:** None

**N66715.1RLPS**

**System name:** N66715 Name/Lead Processing System

**System location:** Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Categories of individuals covered by the system:** Individuals who have responded to Navy advertising, requested their names not be used in future Navy advertising, students throughout the country who may be qualified for enlistment, first-term enlistees on active duty in the U. S. Navy, veterans, enlisted discharged personnel.

**Categories of records in the system:** Automated and non-automated form containing personal records and correspondence on both education, service, and Navy program information on potential Navy applicants.

**Authority for maintenance of the system:** 10 USC 5531 Recruiting campaigns: use of advertising agencies

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Navy Recruiting Command in the performance of their official duties in managing the recruitment of men and women for officer and enlisted programs in the regular and reserve components of the Navy.

The Comptroller General or any of his authorized representatives, upon request, in the course of performance of the duties of the General Accounting Office relating to management of the Navy's military recruiting program.

Officials and employees of other components of the Department of Defense in the performance of their official duties related to the Navy's recruiting program.

Civilian contractors and their employees who manage automated and manual categories of records in accordance with an approved, official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are maintained on disks, magnetic tape or on punched cards in a limited access area.

Computer print outs are stored in locked filing cabinets.

**Retrievability:** Information can be accessed by name, program and social security account number.

**Safeguards:** Lists and files are handled with maximum security during processing and storage, and are accessible to routine users only and then only through a selected group of individuals charged with security of the lists. Files are stored in a limited access area and coded so that only several persons have both knowledge of the code and access to the files.

**Retention and disposal:** A record is maintained of all outgoing automated responses, and disposed of in accordance with Departmental Regulations.

Compiled lists and commercial purchased lists are maintained for certain period of time depending on the usefulness and currentness of the information, and disposed of in accordance with Departmental Regulations.

**System manager(s) and address:** Director, Recruiting Adverstising Department, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Notification procedure:** Requests should be addressed to: Director, Recruiting Advertising Department, Navy Recruiting Command, 4015 Wildon Boulevard, Arlington, Virginia 22203.

Requester is required to provide a full name, address, and signature.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Parents, influentials, friends and associates of the subject of the records and officials and employees of the Department of the Navy, Department of Defense, and the





Veterans Administration in the performance of their official duties and as specified by current Instructions and regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** None

**N66715.20SAS**

**System name:** N66715.20SAS Officer Selection and Appointment System

**System location:** Primary System - Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203 Decentralized Segments - Headquarters, Navy Recruiting Areas; Navy Recruiting Districts and subsidiary offices; Armed Forces Entrance and examining Centers; Bureau of Naval Personnel; Bureau of Medicine and Surgery; National Personnel Records Centers; Naval Reserve Units; Naval Education and Training Activities; NROTC Units; Naval Sea System Command Headquarters, Nuclear Power Directorate; Naval Intelligence Command and subsidiary activities; Department of Defense Medical Examination Review Board.

**Categories of individuals covered by the system:** Individuals who have made application for direct appointment to commissioned grade in the Regualr Navy or Naval Reserve, applied for officer candidate program leading to commissioned status in the U.S. Naval Reserve, applied for a Navy/Marine Corps sponsored NROTC scholarship program or preparatory school program, applied for interservice transfer to Regular Navy or Naval Reserve.

**Categories of records in the system:** Records and correspondence in both automated and non-automated form concerning any applicant's personal history, education, professional qualifications, physical qualifications, mental aptitude, character and interview appraisals, National Agency Checks and certifications of background investigations.

**Authority for maintenance of the system:** Title 10, United States Code, Sections governing authority to appoint officers.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their duties in managing and contributing to the recruitment of qualified men and women for officer programs in the regular and reserve components of the Navy.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management of quality military recruitment.

The Attorney General of the United States or his authorized representatives in connection with litigation, fraudulent enlistment or other matters under the jurisdiction of such agencies. Officials and employees of other Departments and agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management of quality military recruitment.

Officials and employees of the Veterans Administration and Selective Service Administration in the performance of their official duties related to enlistment and reenlistment eligibility and related benefits.

The Senate or the House of Representatives of the United States or any committee or subcommittee on matters within their jurisdiction requiring disclosure of files or records of personnel covered by this system.

Such civilian contractors and their employees as are or may be operating in accordance with an approved official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tape; paper records are stored in file folders.

**Retrievability:** Name and social security number applicant

**Safeguards:** Records kept in file cabinets and offices locked after working hours. Based on requirements of user activity, some buildings have 24-hour security guards.

**Retention and disposal:** Application records maintained six months; after six months, summary sheets maintained for 5 years at National Record Storage Center. NROTC application records kept for current year only. Correspondence files maintained for two years.

**System manager(s) and address:** Commander, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Notification procedure:** Requests by correspondence should be addressed to: Commander Naval Recruiting Command (Attn: Privacy Act Coordinator), 4015 Wilson Boulevard, Arlington, Va. 22203; or, to applicable Naval Recruiting District as listed under U.S. Government in white pages of telephone book. Letter should contain full name, address, social security account number and signature.

The individual may visit Commander, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Va. 22203. Proof of identification will consist of picture-bearing or other official identification.

**Record access procedures:** The agency's rules for access to records may be obtained from System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Navy Recruiting personnel and employees processing application; Medical personnel conducting physical examination and private physicians providing consultations or patient history; character and employer references named by applicants; educational institutions, staff and faculty members; Selective Service Commission local state, and Federal law enforcement agencies; prior to current military service record; members of Congress; Commanding Officer of Naval Unit, if active duty; Department of Navy offices charged with personnel security clearance functions. Other officials and employees of the Department of the Navy, Department of Defense, and components thereof, in the performance of their official duties and as specified by current instructions and regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N66715.3RESS**

**System name:** N66715 Recruiting Enlisted Selection System

**System location:** Primary System - Commander Navy Recruiting Command Decentralized Segments - Navy Recruiting Area Commanders, Navy Recruiting District Headquarters, Navy Recruiting 'A' Stations, Navy Recruiting Branch Stations, AFEES.

**Categories of individuals covered by the system:** Records and corespondencc pertaining to prospective applicants, applicants for regular and reserve enlisted programs, and any other individuals who have initiated correspondence pertaining to enlistment in the United States Navy.

**Categories of records in the system:** Records and correspondence in both automated and non-automated form concerning personal history, education, professional qualifications, mental aptitude, physical qualifications, character and interview appraisals, National Agency Checks and certifications, service performance and congressional or special interests.

**Authority for maintenance of the system:** Sections 504, 505, 508, and 510 of Title 10, U.S.C. which prescribe qualifications for enlistments in the Armed Forces.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their duties in managing and contributing to the recruitment of qualified men and women for enlistment in the regular and reserve components of the Navy. The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management of quality military recruitment.

The Attorney General of the United States of his authorized representatives in connection with litigation, fraudulent enlistment or other matters under the jurisdiction of such agencies. Officials and employees of other Departments and agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management of quality military recruitment.

Officials and employees of the Veterans Administration and Selective Service Administration in the performance of their official duties related to enlistment and reenlistment eligibility and related benefits.

The senate or the House of Representatives of the United States or any committee or subcommittee on matters within their jurisdiction requiring disclosure of files or records of personnel covered by this system.

Such civilian contractors and their employees as are or may be operating in accordance with an approved official contract with the U.S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tape; paper records are stored in file folders.

**Retrievability:** Filed alphabetically by last name of subject



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**Safeguards:** Records are accesible only to authorized personnel within the Navy Recruiting Command and are handled with security procedures appropriate for documents classified 'For Offical Use Only'

**Retention and disposal:** Records are normally maintained for two years and then destroyed.

**System manager(s) and address:** Commander, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Notification procedure:** Requests by correspondence should be addressed to: Commander Naval Recruiting Command (Attn: Privacy Act Coordinator), 4015 Wilson Boulevard, Arlington, VA 22203; or, to applicable Naval Recruiting District as listed under U. S. Government in white pages of telephone book. Letter should contain full name, address, social security account number and signature.

The individual may visit Commander, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, VA 22203. Proof of identification will consist of picture-bearing or other official identification.

**Record access procedures:** The agency's rules for access to records may be obtained from System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Navy Recruiting personnel and Administrative Staff; Medical Personnel conducting physical examinations and/or Private Physicians providing consultations or patient history; Character and Employer references; Educational institutions, Staff and Faculty members; Selective Service Commission; Local, State, and Federal Law enforcement agencies; prior or current military service records; Members of Congress.

Other officials and employees of the Department of the Navy, Department of Defense and components thereof, in the performance of their official duties and as specified by current instructions and regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N66715.4RATS**

**System name:** N66715 Navy Recruiting Command Attrition Tracking System

**System location:** Primary System - Recruiting Data Systems,Commander, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Categories of individuals covered by the system:** Navy Enlisted Personnel who attrite during Basic Recruit Training

**Categories of records in the system:** File consists of records and correspondence pertaining to individuals discharged at Navy Recruit Training Centers. Records include personal and service information, education, physical and mental qualifications and circumstances surrounding discharge.

**Authority for maintenance of the system:** Sections 504, 505, 508, and 510 of Title 10, U.S.C. which prescribes qualification for enlistment in the Armed Forces.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their duties in managing and contributing to the recruitment of qualified men and women for the regular and reserve components of the Navy.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management of quality military recruitment.

The Attorney General of the United States or his authorized representatives in connection with litigation, fraudulent enlistment or other matters under the jurisdiction of such agencies. Officials and employees of other Departments and agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management of quality military recruitment.

Officials and employees of the Veterans Administration and Selective Service Administration in the performance of their official duties related to enlistment and reenlistment eligibility and related benefits.

The Senate or the House of Representatives of the United States or any committee or subcommittee on matters within their jurisdiction requiring disclosure of files or records of personnel covered by this system.

Such civilian contractors and their employees as are or may be operating in accordance with an approved official contract with the U. S. Government.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual Records stored in file cabinets in a secure government building. Automated records are maintained on magnetic tape.

**Retrievability:** Info can be retrieved by Social Security Account Number, Navy Recruiting Area or District Recruit Training Center, Age, Education, Discharge Reason or Date of Discharge.

**Safeguards:** Only authorized routine users are permitted access to the records. The Headquarters building in which the records are located has a 24-hour guard which prevents unauthorized access to the building.

**Retention and disposal:** Records are maintained at Headquarters, Navy Recruiting Command for five years, and then destroyed. Records at Area and District Headquarters are retained for one year before being destroyed.

**System manager(s) and address:** Director, Recruiting Data Systems, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203 Telephone: 202-692-4089

Written requests for information should contain the full name, social security account number and location where individual was recruited, and signature.

**Notification procedure:** Apply to System Manager.

**Record access procedures:** The Agency's for access to records may be obtained from System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Discharge Sections at Navy Recruit Training Commands Other officials and employees of the Department of the Navy, Department of Defense and components thereof, in the performance of their official duties and as specified by current instructions and regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** None

**N66715.5RCSS**

**System name:** N66715 Navy Recruiting Support System

**System location:** Headquarters, Navy Recruiting Command, 4015 Wilson Boulevard, Aarlington, Virginia 22203

Decentralized Segments-Navy Recruiting Areas: Navy Recruiting Districts; Navy Recruiting 'A' Stations; Navy Recruiting Branch Stations.

**Categories of individuals covered by the system:** Students who have taken the Armed Forces Vocational Aptitude Battery; Naval Reserve officers nominated by District Commanding Officers for a collateral duty assignment as Recruiting District Assistance Council Chairmen (RDAC); Enlisted Personnel selected by local Navy Recruiter for participation in local Navy Recruiting effort; Community leaders and individuals who provide assistance to Navy Recruiters.

**Categories of records in the system:** Name; Social Security Number; Address; Pertinent family information; Pertinent military information; Professional and education affiliations and experience.

**Authority for maintenance of the system:** Sections 504, 505, 508 and 510 of Title 10 U.S.C. which prescribe qualifications for enlistment in Armed Forces; Section 5531 of Title 10 U.S.C., 'Recruiting campaigns: (a) The Secretary of the Navy shall conduct intensive recruiting campaigns to obtain enlistments in the Regular Navy and the Regular Marine Corps.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide field recruiters with various vehicles of recruiting support; to familiarize Navy Recruiters with community leaders; to provide a thorough interface between the Navy and the community; to promote the Navy among the members of the civilian community; to provide educators with a measure of the vocational aptitude of their students through administration of the Armed Services Vocational Aptitude Battery; cultivate community awareness; to assign inactive Reserve officers to Recruiting support functions as Recruiting District Assistance Council Chairmen; to facilitate liaison with various business and social and education cultures in the community; obtain media support for the Navy Recruiting Command; Assist the local recruiter in anyway the recruiter feels necessary; to generate prospective applicants for the United States Navy. Enlisted/Officer Navy Recruiters; Navy Recruiting District Commanding Officers; Navy Recruiting Area Commanders; Navy Recruiting Headquarters staff personnel; Naval Reserve Officers filling official recruiting support functions.

Officials and employees of the Department of the Navy in the performance of their duties in managing and contributing to the recruitment of qualified men and women for officer programs in the regular and reserve components of the Navy.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office relating to the management of quality military recruitment.

The Attorney General of the United States or his authorized representatives in connection with litigation, fraudulent enlistment or other matters under the jurisdiction of such agencies. Officials and employees of other Departments and agencies of the Executive Branch of government, upon request, in the performance of their official duties related to the management of quality military recruitment.

Officials and employees of the Veterans Administration and Selective Service Administration in the performance of their official duties related to enlistment and reenlistment eligibility and related benefits.

The Senate or the House of Representatives of the United States or any committee or subcommittee thereof on matters within their jurisdiction requiring disclosure of files or records of personnel covered by this system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cabinets and magnetic tape

**Retrievability:** Information can be accessed by name and social security number

**Safeguards:** Lists and files are handled with discretion and accessible only to those personnel having a need to know.

**Retention and disposal:** Records are retained for the tenure of the individual involved or in the case of high school Armed Services Vocational Aptitude Battery lists for a maximum two-year period or until information is no longer useful for recruiting support.

Magnetic tapes are demagnetized; other manual files are shredded or burned when discarded.

**System manager(s) and address:** Director, Recruiting Support Department, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203

**Notification procedure:** Information may be obtained from: Director, Recruiting Support Department, Navy Recruiting Command, 4015 Wilson Boulevard, Arlington, Virginia 22203 Telephone: 202/692-4795

Requester is required to supply full name, rank/rate (if applicable), address and social security number.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** Subject of the information; Field Recruiters; Area Commanders/ District Commanding Officers; Chief of Naval Personnel; Chief of Naval Reserve; District Commandants; Chief of Naval Education and Training; Vocational Testing Group; Recruit Training Commands; Service Schools Commands and other officials and employees in the Department of the Navy and other components of the Department of Defense in the performance of their officials duties and as specified by current instructions and regulations promulgated by competent authority.

**Systems exempted from certain provisions of the act:** None

**N68056 005**

**System name:** Legal Records System

**System location:** Commanding Officer
Naval Regional Medical Center
San Diego, CA 92134

**Categories of individuals covered by the system:** Patients, visitors, staff and employees of Naval Regional Medical Center, San Diego, CA 92134.

**Categories of records in the system:** Incident reports and in-house investigations; records of Commanding Officer's Nonjudicial Punishment and appeals thereof; files of litigation and potential litigation.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulations; Federal Tort Claims Act; Medical Care Recovery Act; Article 15, UCMJ.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Some are protected by attorney-client relationship, and thus are not released without consent of client or used in any way other than original purpose. Incident reports used for internal administration of Medical Center (to correct errors and improve procedures) and to notify attorney of incidents having a potential for legal action. In-house investigations used to prepare for litigation. Records of NJP used in administering Article 15, UCMJ, punishment and for referral to Military Personnel System (for performance evaluation, administrative separation, etc.).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File folders, forms, letters.

**Retrievability:** Name.

**Safeguards:** Available to staff of Staff Judge Advocate (three persons) on a 'need to know' basis only. Otherwise, maintained in locked cabinets and/or in locked rooms.

**Retention and disposal:** Retained as required; destroyed or moved to National Personnel Records Center, St. Louis, MO, as directed by Department Regulations.

**System manager(s) and address:** Staff Judge Advocate
Naval Regional Medical Center
San Diego, CA 92134

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by writing or visiting the System Manager and supplying full name, SSN, military status, approximate date of contact with system (if known).

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager.

**Record source categories:** Investigative reports (as from JAG Manual investigations, Office of Naval Intelligence reports, Security System, etc.), Military Personnel System, medical records, personal interviews, personal observation, reported by persons witnessing or knowing of incidents.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N68142MHAS**

**System name:** Manhour Accounting System

**System location:** Naval Education and Training Information Systems Activity Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Active military and civilian personnel assigned to maintenance activities in the Naval Education Training Command

**Categories of records in the system:** One type record which contains the following: Assigned organization code Work center code Name Grade code Pay rate Social Security Number NEC/MOS Labor Code Type Transaction Labor Code Hours assigned

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Master roster listing Work center labor code Work center labor utilization Grade code utilization Internal Navy Users are Naval Education Training Command Activities

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards, magnetic tape and flat paper

**Retrievability:** Organization code Social Security number Work Center

**Safeguards:** Files are stored in a limited access area. Information provided via batch processing is of a predetermined and strictly formatted nature.

**Retention and disposal:** Individual personal data are retained only for that period of time that an individual is assigned to or is supporting a training evolution or activity. Upon departure of an individual, personal data are deleted from the records and history records are not maintained.

**System manager(s) and address:** Chief of Naval Air Training Building 1 Naval Air Station Corpus Christi, TX 78319
Records Holder:
Commanding Officer
Naval Education and Training
Information Systems Activity
Naval Air Station
Pensacola, FL 32508







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**Notification procedure:** Send request to Commanding Officer, Naval Security Station, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390. The letter should identify the SYSNAME; contain the full name, social security number (if voluntarily included), civilian status, and when/where individual was employed with the Naval Security Station or tenant command; and contain requestor's signature. Requestor will be advised if system contains records pertaining to him/her, and if affirmative, will be advised of time/date/place for viewing records. Proof of identification will consist of identification badge or drivers license or by other type of identification bearing picture and signature, or by other identification as appropriate to ensure positive identification. Personnel currently employed by the Naval Security Station or tenant commands may contact the Physical Security Officer who will advise the individual whether the system contains records pertaining to him/her and, if affirmative, will have the record made available for viewing by the individual. As each employee has a picture identification badge, this will suffice for positive identification.

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** From the individual concerned.

**Systems exempted from certain provisions of the act:** NONE.

**N96021 - 263**

**System name:** Tests and Examinations Record Systems

**System location:** Office of Civilian Manpower Management (OCMM). Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office-Navy (CAPSO-N); and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** All Navy civilian employees, or applicants for civilian employment paid from appropriated -funds, serving under career, career-conditional and excepted appointment and occupying competitive excepted service positions.

**Categories of records in the system:** System consists of non-automated records reflecting information pertaining to the employee's scores on a written or performance test. Automated records of employees test scores are kept by some activities. Manual records of the test scores are maintained by the designated Test Control Officers in activities providing testing services.

**Authority for maintenance of the system:** Title 5, USC 3304a ' Non-competitive Examinations '

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties for merit promotion selection purposes, for placement, training and employee development purposes. Representatives of the United Sstates Civil Service Commission on matters relating to inspection, survey, audit or evaluation of Navy civilian personnel test and measurement programs, personnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian personnel records. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. A duly appointed Hearing Examiner for the purpose of conducting a hearing in connection with an employee's grievance or complaint involving the disclosure of the records pertaining to performance on the tests. The Senate or the House of Representatives of the United States or any Committee or subcommittee therof, any joint committee of Congress or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of test and examinations. Officials and employees of other Components of the Department of Defense in the Performance of their Official duties related to the selection of candidates for vacant positions. Officials and employees of other departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the selection of candidates for vacant positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records of test scores are retained in paper files folders. Automated records are on magnetic tapes, disks, or punched cards.

**Retrievability:** Manual and automated records retrieved by the last name or social security number.

**Safeguards:** Manual and automated records are available only to authorized personnel having a need to know.

**Retention and disposal:** Manual and automated records of employee's test scores are retained for at least two years from the date of the test administration.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters and field activities employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or the head of Navy Staff, Headquarters and field activities employing Civilians. The letter should contain the full name and social security account number of the requester and his signature. The individual may visit the SYSMANAGER at the address which is provided in the Department of the Navy Directory published in the Federal Register. Proff of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified with the individual's record.

**Record access procedures:** The agench's rules for access to records may be obtained from SYSMANAGER

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's performance on officially approved Navy or the U.S. Civil Service Commission written or performance tests.

**Systems exempted from certain provisions of the act:** None

**N96021-EEO**

**System name:** Minority Group Identification File

**System location:** Office of Civilian Manpower Management, Regional Office of Civilian Manpower Management, Capital Area Personnel Services Office, Navy, and Navy Staff, Headquarters and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory, published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian Negro, Spanish-surnamed, American Indian and Oriental employees (and, in Alaska, Aleuts and Eskimos), including temporary and part-time in appropriated and non-appropriated fund activities. It does not contain information on foreign national employees outside the United States, or minority employees in Hawaii, Puerto Rico, or Guam.

**Categories of records in the system:** System comprises automated and manual records reflecting information pertaining only to the social security number and minority code of Negro, Spanish-surnamed, American Indian, and Oriental employees (and in Alaska, Aleuts and Eskimos).

**Authority for maintenance of the system:** P.L. 92-261, the Equal Employment Opportunity Act of 1972

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officals and employees of the Department of the Navy in the performance of their official duties related to th Equal Employment Opportunity (EEO) Program; the collection, maintenance, and operation of the automated system. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy's Equal Employment Opportunity Program, or such other matters under the jurisdiction of the Commission. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of ther official duties related to studies and analyses that contribute affirmatively to achieving the objectives of the EEO Proram. Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the form of gross data only in the performance of their official duties related to reports regarding minority representation within the workforce. A duly appointed Complaints Examiner for the purpose of conducting a hearing in connection with an employee's formal EEO Complaint.





**N68338 PTEPPERSRECSYS**

**System name:** Navy Strategic Weapons System Personnel and Training Evaluation Program

**System location:** Officer in charge Central test Site for Personnel and Training Evaluation Program Naval Guided Missiles School, Dam Neck, Virginia Beach, VA. 23461

**Categories of individuals covered by the system:** Electronics Navigation and Strategic Weapons Personnel onboard or supporting Ballistic Missile Submarines

**Categories of records in the system:** Personnel Training Record which includes duty station history, Navy Enlisted Classification, rate, pay grade, watch qualification, basic battery scores, PTEP test scores, formal Navy school history, Strategic Weapons informal training, deterent patrols, years civilian education, birth date.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Evaluation of the formal and informal training supporting the Strategic Weapons System Navigation and Weapons Equipment. This includes a qualitative evaluation of the personnel who support the system and of the teams of technicians on each submarine. Users of the information are: training commands, Strategic Systems Project Office, operational commands, Ballistic Missile Submarines, Bureau of Naval Personnel. Contractor support is provided for statistical reduction of data. Training contractors use aggregate information but are not provided with individual information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic disc and computer printout

**Retrievability:** Social security number is key for individual record. Group information may be retrieved by duty station, rate, NEC, or pay grade.

**Safeguards:** Vistor control is used for computer printouts; persons requesting information must demonstrate a legitimate need for the information in support of training and manning. Job control is used at the computer; jobs are not run without authorization of both system and computer managers.

**Retention and disposal:** Records are maintained in computer file until 6 months after the man has left the service. They are then deleted from the computer magnetic disc file.

**System manager(s) and address:** Officer in Charge Central Test Site for Personnel and Training Evaluation Program Naval Guided Missiles School, Dam Neck, Virginia Beach, Va. 23461

**Notification procedure:** Individuals can make written or personal application to Central Test Site for PTEP or to the following detachments; Director, Central Test Site Detachment, FBM Submarine Training Center, Charleston, SC 29408 Director, Central Test Site Detachment, Naval Submarine Base, New London, Groton, CT 06340 Director, Central Test Site Detachment, FBM Submarine Training Center Pacific, FPO San Francisco, CA 96610 Written requests will only be answered to a military address via the chain of command. For a personal request the man must present a valid active duty ID card.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Service records PTEP test results School completion records Individual's command Individual BuPers Assignment Listings

**Systems exempted from certain provisions of the act:** None

**N68366 MILJUSDOCFILE**

**System name:** Military Justice docket card file, active/closed

**System location:** Officer in Charge
Naval Legal Service Office
Naval Air Station
Pensacola, Florida 32508

**Categories of individuals covered by the system:** Military personnel who are faced with the possibility of disciplinary or administrative action and who have been assigned counsel.

**Categories of records in the system:** Name of accused, nature of charges, counsel assigned, findings, judge, date of referral, date of preferral.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by Naval Legal Service Office personnel as a record of court-martial proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** File cards.

**Retrievability:** Name.

**Safeguards:** Room locked when empty. Authorized personnel in room at all other times.

**Retention and disposal:** Records are maintained for two years and then destroyed.

**System manager(s) and address:** Officer in Charge, Naval Legal Service Office, Pensacola

**Notification procedure:** Individuals may make written requests to the Officer in Charge, Naval Legal Service Office, Pensacola, Florida 32508 and should include full name, Social Security Number and military rank.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Charge sheets.

**Systems exempted from certain provisions of the act:** None.

**N70092NSSS80PAC02**

**System name:** Civilian Volunteer Form Disaster Preparedness Unit 2.1.1.

**System location:** Commanding Officer, Naval Security Station, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390

**Categories of individuals covered by the system:** All civilian employees employed at the Naval Security Station Complex (includes the Naval Security Station and tenant commands).

**Categories of records in the system:** System comprises non-automated records reflecting information pertaining to the civilian's identification (i.e., name, social security number, department/ organization assigned, present job title, and office phone number); responses by civilian as to whether or not he/she volunteers for duty in the Naval Security Station Disaster Preparedness Unit; whether or not he/she is a member of a reserve unit; duty preferences of the individual within the Disaster Preparedness Unit; and if volunteer, team assignment and fact that federal emergency ID card was issued and personnel record entry was made.

**Authority for maintenance of the system:** 5 USC 301, Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The Physical Security Officer also the Disaster Preparedness Officer and associated staff involved in Disaster Control are the only users of this record and their use is limited to the performance of their official duties related to the management of the Naval Security Station Disaster Preparedness Plan. The record is used to request civilian personnel to indicate whether or not they volunteer for duty with the Disaster Preparedness Unit 2.1.1, identify those civilian personnel who have volunteered their services for participation in the Unit, and assign those volunteers to the various Disaster Teams in accordance with their technical ability and duty preference. Each record is signed by the individual.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are 7 1/2' x 3 1/4' cards, prepared locally, and are stored in a file box.

**Retrievability:** By civilian employees name and/or team assignment.

**Safeguards:** Records are available only to authorized personnel having a need to know. The records are maintained within a controlled access area accessible only to authorized personnel that are properly cleared. Additionally, the records are stored in a Class V Combination Lock Security Container when not being used and during non-working hours.

**Retention and disposal:** Records are maintained until the civilian employee leaves the employment of the Naval Security Station or tenant command at which time they are removed from the file and destroyed.

**System manager(s) and address:** The Commanding Officer, Naval Security Station, 3801 Nebraska Avenue, N.W., Washington, D.C. 20390



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**Notification procedure:** Individuals desiring information whether the system contains records pertaining to them should request that determination from the Records Holder listed under SYSMANAGER. The requester should provide his social security number and full name. The office of the Records Holder listed under SYSMANAGER may be visited for this determination but the requester must present his social security card and military identification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the systems manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing intitial determinations by the individual concerned may be obtained from the systems manager.

**Record source categories:** Naval Air Training Command Activities and organizations

**Systems exempted from certain provisions of the act:** None

**N68142PDBA/SIPM**

**System name:** Personnal Data Base Application/Student Instructor Performance Module

**System location:** Naval Education and Training Information Systems Activity Naval Air Station Pensacola, FL 32508

**Categories of individuals covered by the system:** Students under instruction at Naval Air Training Command Activities Instructors at Naval Air Training Command Activities Staff and Base Support Personnel at Naval Air Training Command and Naval Air Training Command Activities

**Categories of records in the system:** Basic Identification Records i.e., social security number, name, sex, date of birth. Personnel records i.e., rank/rate/grade, Branch of Service, Billet, Expiration of Active Obligated Service. Professional records i.e., Navy Enlisted Classification, Subspecialty Code, Test Scores. Educational Records i.e., Education Levels, Service and Civilian Schools attended, Degrees, majors. Location Records i.e., Duty Stations, Home addresses.

**Authority for maintenance of the system:** 5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Student performance, progression and prediction Instructors Performance Organizational and Administrative Control Internal Navy Uses are Chief of Naval Personnel, Naval Air Training Command staff personnel, and NAVAIRTRACOM Activities staff personnel

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Punched cards, magnetic tape, direct access storage devices and flat paper.

**Retrievability:** Social Security Number, Name

**Safeguards:** Data on file is protected as follows. On-line access is controlled by terminal identification and a password system. Terminal Identification is positive and maintained by a single control point. Physical access to terminals is restricted to specifically authorized individuals. Password authorization, assignment and monitoring are the responsibility of the functional managers. Information provided via batch processing is of a predetermined and rigidly formatted nature. Any output is controlled by the functional managers who also control the distribution of output.

**Retention and disposal:** Individual personal data is retained only for that period of time that an individual is assigned to or is supporting a training evolution or activity. Upon departure of an individual, personal data is deleted from the records. History records are not maintained.

**System manager(s) and address:** Chief of Naval Air Training Building 1 Naval Air Station Corpus Christi, TX 78319

Records Holder:
Commanding Officer
Naval Education and Training
Information Systems Activity
Naval Air Station
Pensacola, FL 32508

**Notification procedure:** Individuals desiring information whether the system contains records pertaining to them should request that determination from the Records Holder listed under SYSMANAGER. The requester should provide his social security number, full name and present status, i.e., Military or Civilian. The office of the Records Holder listed under SYSMANAGER may be visited for this determination but the requester must present his social security card and military or Civilian identification card.

**Record access procedures:** The Agency's rules for access to records may be obtained from the systems manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the systems manager.

**Record source categories:** Chief of Naval Personnel, Naval Air Training Command Activities staff and Instructors personnel, Educational Institutions, Individuals

**Systems exempted from certain provisions of the act:** None

**N68221 PERSRESCHSYSTM**

**System name:** Personnel Management and Training Research Statistical Data System

**System location:** Commanding Officer
U. S. Navy Personnel Research and Development Center
San Diego, California 92152

**Categories of individuals covered by the system:** U. S. Navy and Marine Corps Personnel and applicants thereto: Active duty, reserve, prior service, dependents, retired, and Department of the Navy civilians from 1951 to present. (Only samples of data from each category are on file, depending on research study.)

**Categories of records in the system:** Performance, attitudinal, biographical, aptitude, vocational interest, demographic, physiological. Data in any file are limited, depending on purpose of the research study.

**Authority for maintenance of the system:** 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The data are used solely by Navy Personnel Research and Development Center researchers who analyze them statistically to arrive at recommendations to management on such topics as: Comparison of different training methods, selection tests, equipment designs, or policies relating to improving race relations and decreasing drug abuse. In no case are the data used for other than statistical purposes; that is, the data are not used in making decisions affecting specific individuals as individuals.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tapes, magnetic disk, punched cards, and coding

**Retrievability:** Records are retrievable by name, social security number, or service/file numbers, but such identifying information is used only to permit collation of data for statistical analysis, and is not used for retrieval of individual records.

**Safeguards:** Unauthorized access to records is controlled by: Security clearances for all Research Center and contractor personnel; physical security including a badge system for entry to the Center and a 24-hour guard maintained on a fenced compound; control of visitors; data bank users having special access codes; and, access limited to only designated personnel.

**Retention and disposal:** Records are destroyed five years after termination of a research project. They are maintained within the confines of the Research Center. Destruction is accomplished by degaussing magnetic tapes and disks, and punched cards are recycled.

**System manager(s) and address:** Director of Programs (Code 03PA)
U. S. Navy Personnel Research and Development Center
San Diego, California 92152

**Notification procedure:** Research Center files are organized by research study. To determine if Center files contain information concerning himself, an individual would have to specify time and place of participation in the research, unit to which attached at the time, and descriptive information about the study so that appropriate data may be located. For further information, contact the System Manager.

Office to visit: Contact System Manager
Visitor Identification: System Manager will specify

**Record access procedures:** The agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

**Record source categories:** The source depends on purpose and nature of study: From the subjects themselves, educational institutions, supervisors, peers, instructors, spouses, and job sample tests.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5U.S.C. 552 a (j) or (k), as applicable. For additional information, contact the System Manager.





The Senate or the House of Representatives of the United States or any committee or subcommittee of joint committees on matters within their jurisdiction relating to the Equal Employment Opportunity Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs and on punched cards. Manual records are stored in paper folders.

**Retrievability:** Automated records and manual records are retrieved by social security numbers and/or minority codes. Output is produced by merging data in the minority census file with personnel record information. Output must be in the form of gross data only with no listing of any employee by name, except in appeals.

**Safeguards:** All records are stored under strict control. Output from the central Office of Civilian Manpower Management ADP file is authorized only by the Department of the Navy Director of Equal Employment Opportunity or his Deputy. Output from activity minority census files must be authorized in writing by either the head of the activity or the activity Deputy EEO Officer.

**Retention and disposal:** Computer magnetic tapes and manual records will be permanently maintained, updating file data as required by appointments, promotions, changes to lower grade, or separations. Manual records are destroyed upon separation of the employee from the activity.

**System manager(s) and address:** The Navy Director of Equal Employment Opportunity and Commanding Officers or Heads of Navy Staff Headquarters and Field Activities Employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Navy Director of Equal Employment Opportunity, Commanding Officers or Heads of Navy Staff Headquarters and Field Activities. The letter should contain the full name, social security number and signature of the requester. The individual may visit the Navy Director of Equal Employment Opportunity or the EEO Office of the Navy activity at which he or she is employed. The addresses of these activities are provided in the Department of the Navy Directory, published in the Federal Register.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Supervisors or other appointed officials designated for this purpose.

**Systems exempted from certain provisions of the act:** None

**N96021-01A**

**System name:** Civil Litigation files

**System location:** Office of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390

**Categories of individuals covered by the system:** Applicants or Navy civilian employees, paid from appropriated or nonappropriated funds who have filed civil suit or are anticipated to file suit in connection with pre or post-employment actions.

**Categories of records in the system:** System is comprised of records compiled in accordance with CSC regulations about application for and/or employment with the Navy Department, appeal and/or grievance files, supervisor's working files re counseling employees on performance, lawyer's work products, copies of documents filed in U.S. District Courts and Courts of Appeal by plaintiffs and Navy defendants.

**Authority for maintenance of the system:** Title 5, U.S.C. 301, Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the preparation for anticipated litigation, defense of litigation, representatives of the U.S. Civil Service Commission in connection with that litigation in which officials of the Commission are also defendants or have an interest because Civil Service Commission regulations are involved. Officials and employees of the Department of Defense in the performance of their official duties related to the preparation for anticipated litigation, and defense of litigation, in connection with that litigation in which officials of the Department of Defense are also defendants or have an interest because Department of Defense regulations are involved. Tthe Attorney General of the United States or his authorized representatives in connection with litigation or anticipated litigation, as the legal representatives of the Executive Branch agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are stored in paper file folders.

**Retrievability:** Manual records are retrieved by last name.

**Safeguards:** Manual records are available only to authorized personnel having a need to know and to those authorized to have access by Court order or the Federal Rules of Civil Procedure.

**Retention and disposal:** Manual records are destroyed two years after the lawsuit has been finally dismissed and appeal dates have expired.

**System manager(s) and address:** Legal Counsel, Office ofCivilian Manpower Management, Department of the Navy, Washington, D.C. 20390

**Notification procedure:** Request by correspondence should by addressed to the Director of Civilian Manpower Management (Attn: Code 1A), Department of the Navy, Washington, D.C. 20390. The letter should contain the full nae of the requester and the requester's signature. The individual may visit the Office of Legal Counsel, OCMM, Room 106, Pomponio Plaza 1735 N. Lynn Street, Arlington, Virginia.

**Record access procedures:** See EXEMPTION.

**Contesting record procedures:** See EXEMPTION.

**Record source categories:** See EXEMPTION.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N96021-02**

**System name:** Supervisors Report of Potential to Perform and Reference Check Records System

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office-Navy (CAPSO-N); and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, paid from appropriated funds serving under career, career-conditional, or excepted appointments who have applied for vacant positions under the Recruitment, Employment and Internal Placement Record System or who are registered in the Navy Civilian Career Management Inventory and Referral System, or who may submit nominations and applications for training programs under the Training and Employee Development Record System.

**Categories of records in the system:** System comprises manual records reflecting information pertaining to the supervisor's judgement as to employee's potential to perform work in other positions and the responses to inquiries constituting reference checks in merit promotion, career management, employment and other actions. This information is used for screening and selection of candidates for employment, referral in career programs, training programs, or placement programs. Manual files, maintained in paper folders, contain the employee's appraisal of potential forms and/or reference checks.

**Authority for maintenance of the system:** Title 5, US Code 301, 'Departmental Regulations'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in he performance of their official duties related to the screening and selection of candidates for training programs, career programs, or placement programs; and administration of grievances, appeals and litigation involving the disclosure of records of potential and reference checks. Representatives of United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs, or personnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. A duly appointed Hearing Examiner or Arbitrator (an employee of another Federal Agency) for the purpose of conducting a hearing in connection with an employee's grievance involving the disclosure of the records of the career porgram, training program or employment or placement program. An arbitrator who is given a contract pursuant to a



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negotiated labor agreement to hear an employee's grievance involving the disclosure of the records of the supervisor's report of potential to perform and the responses to reference checks. The Senate or the House of Representatives of the United States or any Committee or sub-committee thereof, any joint committee of Congress or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the supervisor's report of potential to perform and the responses to reference checks.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are stored in paper file folders.

**Retrievability:** Manual records are filed by name.

**Safeguards:** Manual records are available only to authorized personnel having a need to know.

**Retention and disposal:** Potential and reference check records are destroyed after two years.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters and field activities employing civilians.

See EXEMPTION.

**Notification procedure:** See EXEMPTION.

**Record access procedures:** See EXEMPTION.

**Contesting record procedures:** See EXEMPTION.

**Record source categories:** See EXEMPTION.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N96021-07**

**System name:** Area Coordinator Information and Operation Files

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office-Navy (CAPSO-N); and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Civilian employees, paid from appropriated and non-appropriated funds, military personnel or private citizens affected by or involved in action of area coordination significance, and speakers, specialists and other interested participants.

**Categories of records in the system:** System is composed of but not limited to records compiled in accordance with regulations, correspondence regarding status of EEO investigations, index file of program administration and interested participants including ad hocs, summaries compiled for budget administration, biographies of speakers or of key officials obtained from individual.

**Authority for maintenance of the system:** Title 5, U.S.C. 301, Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management of civilian employees or of special programs. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian pesonnel management programs, or personnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management of special programs or subject. Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the special programs or subject. A duly appointed Hearing Examiner or Arbitrator (an employee of another Federal agency) for the purpose of conducting a hearing in connection with an employee's grievance. An arbitrator who is given a contract pursuant to a negotiated labor agreement to hear an employee's grievance. The Senate or the House of Representatives of the United States or any member, Committee or sub-committee thereof, any joint committee to Congress or sub-committee of joint committees on matters within their jurisdiction requiring disclosure of the files or records.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in paper file folders, list finders, index cards, or logs or other indexing systems.

**Retrievability:** Records are retrieved by subject matter, or by name.

**Safeguards:** Records are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are retained for varying lengths of time as required by local regulations; some records may be maintained indefinitely.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters, and field activities employing civilians. Addresses are provided in the Department of the Navy directory published in the Federal Register.

**Notification procedure:** Requests by correspondence or in person should be made to the Director of Civilian Manpower Management, or to the head of the nearest Navy activity or to the Navy activity with which the individual is employed or serves as a contact point or participates with in matters relating to the program of his interest. Correspondence should contain the full name, social security number and signature of the requestor. For personal visits, proof of identification will consist of a Department of Defense or Navy building pass or identification badge or drivers license or other types of identification bearing his signature or picture or by providing information which may be verified against the record. Addresses of these activities are in the directory of Department of the Navy mailing addresses.

**Record access procedures:** The Agency's rules for access to records may be obtained from the System Manager.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the System Manager.

**Record source categories:** Navy Civilian Personnel Offices and their representatives.

**Systems exempted from certain provisions of the act:** NONE

**N96021-21**

**System name:** Navy Civilian Career Management Inventory and Referral System

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office-Navy (CAPSO-N); and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, paid from appropriated funds serving under career or career-conditional appointments and occupying competitive service positions, who are registered in the career inventory system

**Categories of records in the system:** System comprises automated and non-automated records reflecting information pertaining to the employee's identification, education, qualifications, training, abilities, current and previous employment, professional licenses, authored publications, and the appraisal of the employee's performance and potential by supervisors and by associates named by the employee, and other data needed for screening and selection of candidates for referral for vacant positions. The manual files, maintained in paper folders, contain the employee's registration document, appraisal forms, responses to reference inquiries, and a record of referrals.

**Authority for maintenance of the system:** Title 5, USC 4103, 'Establishment of Training Programs' and Executive Order 9397, 'Numbering System for Federal Accounts Relating to Individual Persons'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management of civilian employee career programs; the design, development, maintenance, and operation of the manual and automated system of records; the screening and selection of candidates for vacant positions in the occupations and specialties covered by the inventories; and administration of grievance, appeals, and litigation involving the disclosure of records of the career management system. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs, or personnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the screening and selection of candidates for vacant positions in the occupations and specialties covered by the inventories; or in the management of Department of Defensewide career programs. Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the screening and selection of candidates for vacant positions in the occupations and specialties covered by the inventories. The Computer Systems Group Corporation (a contractor) and its employees for the purpose of card punch recording of data from employee registration forms and other documents. A duly appointed Hearing Examiner or Arbitrator (an employee of another Federal Agency) for the purpose of conducting a hearing in connection with an employee's grievance involving the disclosure of the records of the career management and referral system. An arbitrator who is given a contract pursuant to a negotiated labor agreement to hear an employee's grievance involving the disclosure of the records of the career management inventory and referral system. the Senate or the House of Representatives of the United States or any member, Committee or sub-committee thereof, any joint committee to Congress or sub-committee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of the career management system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs and on punched cards. Manual records are stored in paper file folders.

**Retrievability:** Automated records are retrieved by social security number and name, or by one, or a combination, of characteristics such as education level or academic speciality. Manual records are by last name.

**Safeguards:** The computer facility and terminal are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained. Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Computer magnetic tapes and discs are erased 5 years after they are created. Manual records are destroyed 2 years after the employee has been dropped from the career inventory.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters and field activities employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management (Attn. Code 21) Department of the Navy, Washington, D.C. 20390. The letter should contain the full name and social security account number of the requester and his signature. The individual may visit the Navy Civilian Career Management Center (CCMC), Room 820, Crystal Plaza Building Number 5, 2211 Jefferson Davis Highway, Arlington, Virginia, or the Civilian Personnel Office of the Navy activity at which he is currently employed, or of the nearest Navy activity, which office will contact the CCMC by telephone, 202-692-1270, if no record is locally available. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified with his career inventory record.

**Record access procedures:** The agencies rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy civilian personnel offices; current and previous supervisors of the employee; current and previous associates of the employee named by the employee as references.

**Systems exempted from certain provisions of the act:** NONE

**N96021-26**

**System name:** Recruitment, Employment and Internal Placement

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Offices-Navy (CAPSO-N), and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Current and former civilian employees of the Department of the Navy and individuals who may have applied for civilian positions with the Department of the Navy.

**Categories of records in the system:** System comprised of automated and non-automated records, including correspondence, reflecting information pertaining to individual's identification, current and previous employment, related background information provided by the individual, education and training, appraisal of individual's performance (and records of potential obtained after September 27, 1975) by supervisors and by other associates, and other data needed for screening and selection, rating and ranking, of candidates for positions of merit promotion and continued employment with the Department of the Navy.

**Authority for maintenance of the system:** Title 5, USC, Book I, Vol. B, Chapter 31 'Authority for Appointment', Chapter 33 'Examination, Selection and Placement', and Chapter 35 'Retention Preference, Restoration and Reemployment'. Executive Orders 10577 'Career Conditional Appointment System', 10774 'International Organizations', 10973 'Foreign Assistance', 11103 'Peace Corps Volunteers; employment of former', 11222 'Conduct of Employees and Conflicts of Interest', 11315 'Executive Assignment System', 11478 'Equal Employment Opportunity', 11521 'Transitional and Veterans Readjustment Appointments', 11552 'International Organizations', 11589 'Intergovernmental Personnel Act', 11695 'Stabilization of the Economy', 11701 'Employment of Veterans', 11813 'Cooperative Education'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the recruitment, employment, merit promotion and internal placement, and non-disciplinary separation of civilian employees. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs, or personnel actions, or such other matters under the jurisdicition of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to recruitment, employment, internal placement, and non-disciplinary separations of civilian employees. Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to recruitment, employment, internal placement, and non-disciplinary separations of civilian employees. A duly appointed Hearing Examiner or Arbitrator (an employee of another Fereral agency) for the purpose of conducting a hearing in connection with an employee's grievance related to recruitment, employment, merit promotion, internal placement, and non-disciplinary separations. An arbitrator who is given a contract pursuant to the negotiated labor agreement to hear an employee's grievance involving the disclosure of records of employment, recruitment, merit promotion, internal placement, or non-disciplinary separation. The Senate or the House of Representatives of the United States or any member, Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of recruitment, employment, internal placement or non-disciplinary separations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs and on punched cards. Manual records are stored in paper file folders.

**Retrievability:** Automated records are retrieved by Social Security number and name, or by one, or a combination, of characteristics such as educaton level, of academic speciality. Manual records are by last name.







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**Safeguards:** Automated and manual records are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are maintained from a minimum period of one year to, in some cases, permanent retention.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters and field activities employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or the head of Navy Staff, Headquarters and field activities at which the individual is or was employed or to which he has submitted an application for employment. The letter should contain the full name and Social Security account number of the requester and his signature. The individual may visit the SYSMANAGER at the address which is provided in the Department of the Navy Directory published in the Federal Register. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verfied with the individual's records

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy civilain personnel offices; Navy recruiters; current and previous supervisors of the employee; current and previous associates of the employee named by employee as references; educational institutions; automated interface systems.

**Systems exempted from certain provisions of the act:** NONE

**N96021-261**

**System name:** Appraisals of Performance Record System

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office-Navy (CAPSO-N); and Navy Staff, headquarters, and field activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, paid from appropriated funds, serving under career, career-conditional, and excepted appointments; except those employees exempt by the Civil Service Commission and OCMM.

**Categories of records in the system:** System comprised of automated and non-automated records reflecting information pertaining to the employee's performance. Manual records of evaluations and ratings are maintained in the Official Personnel Folder and may be retained by the supervisor during the current rating period. Other files are maintained on appeals of ratings, correspondence on inquiries, warning letters, and supportive documentation on unsatisfactory and outstanding ratings.

**Authority for maintenance of the system:** Title 5, USC 4302. 'Performance Rating Plans; Establishment of.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties involving the membership in performance rating panels or rating and ranking panels for merit promotion purposes, for merit promotion selection purposes, for award purposes, adverse action purposes, or for appeals purposes. Representatives of the United States Civil Service Commission acting as Chairman of the Statutory Review Board on appeals of performance ratings for purposes of reviewing case files, conducting hearings and rendering decisions. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian personnel records. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Computer System Contractors and their employees for purposes of automatic listings of satisfactory performance. A duly appointed Hearing Examiner for the purpose of conducting a hearing in connection with an employee's grievance involving the disclosure of the records pertaining to performance evaluation and rating. The Senate or the House of Representatives of the United States or any member, Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of the Appraisals fo Performance Record Systems. Officials and employees of other Components of the Department of Defense in the performance of their official duties related to the screening and selection of candidates for vacant positions. Officials and employees of other departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the screening and selection of candidates for vacant positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs. Manual records and computer print-outs are retained in paper file folders.

**Retrievability:** Manual records retained by name. Computer records are retrieved by Social Security number, payroll number, name, or other identifier.

**Safeguards:** Manual and automated records are available only to authorized personnel having a need to know.

**Retention and disposal:** Computer tapes and discs are erased after 5 years. Old computer print-outs are destroyed when the new print-outs are processed at the end of the performance rating period, which is on an annual basis. Manual records of satisfactory are retained for only one year. Outstanding and unsatisfactory ratings and supporting documents are retained permanently in the official personnel file.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy Staff, Headquarters and field activities employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or the head of Navy Staff, Headquarters and field activities at which the individual is or was employed or to which he has submitted an application for employment. The letter should contain the full name and social security account number of the requester and his signature. The individual may visit the SYSMANAGER at the address which is provided in the Department of the Navy Directory published in the Federal Register. Proof of identification will consist of a Department of Defence (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified with the individual's record.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy civilian personnel offices; Navy recruiters; current and previous supervisors of the employee; current and previous associates of the employee named by the employee as references.

**Systems exempted from certain provisions of the act:** NONE

**N96021-41**

**System name:** Labor Management Relations Records System

**System location:** Office of Civilian Manpower Management, Regional Offices of Civilian Manpower Management, Capital Area Personnel Services Office, Navy, and Navy Staff, Headquarters and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory, published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees paid from appropriated and non-appropriated funds, who are involved in a grievance which has been referred to an arbitrator for resolution; Navy civilian employees involved in the filing of an Unfair Labor Practice complaint which has been referred to the Assistant Secretary of Labor-Management Relations; union officials; union stewards; and representatives.

**Categories of records in the system:** Records comprise: Manual files, maintained in paper folders, manually filed by type of case and case number (not individual). Folder contains all information pertaining to a specific arbitration case or specific Unfair Labor Practice with whom Navy has dealings; field activities maintain manual roster of local union officials and union stewards.

**Authority for maintenance of the system:** Executive Order 11491, as amended 'Labor-Management Relations in the Federal Service.'





**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the Labor-Management Relations Program, e.g.: Administration/implementation of arbitration awards; interpretation of the Executive Order through 3rd party case decisions; National Consultation and other dealings with recognized unions. Representatives of the U. S. Civil Service Commission on matters relating to the inspection, survey, audit, or evaluation of Navy Civilian Personnel Management Programs. The Comptroller General or any of his authorized representatives, in the course of the peformace of duties of the General Accounting Office relating to the Navy's Labor Management Relations Program. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the administration of the Labor-Management Relations Program. A duly appointed hearing examiner or arbitrator for the purpose of conducting a hearing in connection with an employee's grievance. An arbritrator who is given a contract pursuant to a negotiated labor agreement to hear an employee's grievance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are stored in paper folders.

**Retrievability:** Manual records are retrieved by case subject, case number, and/or individual employee names.

**Safeguards:** All manual files are accessible only to authorized personnel having a need to know.

**Retention and disposal:** Case files are permanently maintained. Union official rosters are normally destroyed after a new roster has been established.

**System manager(s) and address:** The Director of Civilian Manpower Management, Department of the Navy, Washington, D. C. 20390.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management (Attn: Code 04), Department of the Navy, Washington, D. C. 20390: field activities.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appeaing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy civilian personnel offices; arbitrator's office; office of the Assistant Secretary of Labor for Labor-Management Relations; union headquarters offices.

**Systems exempted from certain provisions of the act:** None

**N96021-431**

**System name:** Employee Relations Including Discipline, Employee Grievances, Complaints, etc.

**System location:** Office of Civilian Manpower Management, Regional Offices of Civilian Manpower Management, Capital Area Personnel Services Office, Navy, and Navy Staff, Headquarters and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory, published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, paid from appropriated funds serving under career, career-conditional, temporary and excepted service appointments on whom discipline, grievances, and complaints records exist. Discrimination complaints of Navy civilian employees, paid from appropriated and non-appropriated funds, applicants for employment and former employees in appropriated and non-appropriated positions. Appeals of Navy civilian employees paid frm appropriated funds. Filipino employee appeal case files ('Filipinos who are lawfully admitted residents.') Cases reviewed by CINCPAC under Filipino Employment Policy Instructions. Management Operation Record System consisting of manual file maintained by immediate supervisors and high level managers concerning employee performance, capability, informal discipline, attendance, leave and tardiness, work assignments, and similar work related employee records.

**Categories of records in the system:** Manual files, maintained in paper folders, contain copies of documents and information pertaining to discipline, grievances, complaints, and appeals.

**Authority for maintenance of the system:** Executive Order 9830, Amending the Civil Service Rules and Providing for Federal Personnel Administration; 4 U.S.C. 1302, 3301, 3302; Executive Order 10577, Amending the Civil Service Rules and Authorizing a New Appointment System for the Competitive System, P.L. 92-261, The Equal Employment Opportunity Act of 1972; P.L. 93-259, extension of Age Discrimination in Employment Act of 1967, 5 U.S.C. 7512; Executive Order 11491, Labor-Management Relations in the Federal Service.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials of the Department of the Navy in the performance of their official duties related to the management of civilian employees in the processing, administration, and adjudication of discipline, grievances, complaints, appeals, litigation, and program evaluation. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian personnel management programs or personnel actions, or such other matters under the jurisdiction of the Commission. Appeals officers and complaints examiners of the Federal Employee Appeals Authority for the purpose of conducting hearings in connection with employees appeals from adverse actions and formal discrimination complaints. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. The Senate or the House of Representatives of the United States or any member, committee or subcommittee of joint committees on matters within their jurisdiction relating to the above programs.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Manual records are stored in paper folders.

**Retrievability:** Manual records are filed by last name.

**Safeguards:** All records are stored under strict control, and are available only to authorized personnel having a need to know.

**Retention and disposal:** Manual records are destroyed upon separation of the employee from the activity, or in accordance with appropriate record disposal schedule.

**System manager(s) and address:** The Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390, Commanding Officers or Heads of Navy Staff Headquarters and Field Activities. The letter should contain the full name, social security number, and signature of the requester. The individual may visit the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. or the Navy activity at which he or she is employed. The addresses of these activities are provided in the Department of the Navy Directory, published in the Federal Register.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Supervisors or other appointed officials designated for this purpose.

**Systems exempted from certain provisions of the act:** NONE

**N96021-433**

**System name:** Employee Assistance Program Case Record System

**System location:** Office of Civilian Manpower Management, Regional Offices of Civilian Manpower Management, Capital Area Personnel Services Office, Navy, and Navy Staff, Headquarters and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy Directory, published in the Federal Register.

**Categories of individuals covered by the system:** All civilian employees in appropriated and non-appropriated fund activities who are referred by management for, or voluntarily request, counseling assistance.

**Categories of records in the system:** System is comprised of case records on employees who are patients (counselees) which are maintained by individual counselors and consist of information on condition, current status, and progress of employees or dependents who have alcohol, drug, emotional, or other personal problems.

**Authority for maintenance of the system:** Drug Abuse Office and Treatment Act of 1972, as amended by Public Law 93-282 (21 U.S.C.



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1175); Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment, and Rehabilitation Act of 1970, as amended by Public Law 93-282 (42 U.S.C. 4582); Subchapter A of Chapter I, Title 42, Code of Federal Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Navy counselor in the execution of his counseling function as it applies to the individual patient (counselee). With specific, written authority of the patient, selected information may be provided to and used by other counselors or medical personnel, research personnel, employers, patient representatives such as legal counsel, and to other agencies or individuals when disclosure is to the patient's benefit, such as for processing retirement applications.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Case records are stored in paper file folders.

**Retrievability:** By employee name or by locally assigned identifying number.

**Safeguards:** All records are stored under strict control. They are maintained in spaces normally accessible only to authorized persons, normally in locked cabinets.

**Retention and disposal:** Records are purged of patient identifying information within five years after termination of counseling.

**System manager(s) and address:** The Director of Civilian Manpower Management and Employee Assistance Program Administrators at Department of the Navy Staff, headquarters and field activity levels.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or to the appropriate Employee Assistance Program Administrator. The letter should contain the full name and signature of the requester and the approximate period of time, by date, during which the case record was developed.

**Record access procedures:** The agency's rules for access to records may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Counselors; other officials, individuals or practitioners; and other agencies both in and outside of Government.

**Systems exempted from certain provisions of the act:** NONE

**N96021-434**

**System name:** Suggestions and Awards Record System

**System location:** Office of Civilian Manpower Management (OCMM), Regional Office of Civilian Manpower Management (ROCMM), Capital Area Personnel Services Office, Navy (CAPSO-N), and Navy Staff, headquarters and field activities. Addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees paid from appropriated funds, military personnel on active duty, and private citizens who have received or have been nominated for Department of Navy, Department of Defense or Presidential awards.

**Categories of records in the system:** Automated records contain data relating to Quality (Salary) Increases. Manual records contain information relating to Superior Performance, Special Achievements, Beneficial Suggestions, Inventions, Scientific Achievements, Navy honorary awards, such as Distinguished Civilian Service Award, non-Navy awards; e.g., Rockefeller Public Service Award and Civil Service League Awards. Records of awards to private citizens for contributions benefitting the Navy are also maintained.

**Authority for maintenance of the system:** Section 4503 of Title 5, U.S. Code (Civilian cash awards), 10 USC 1124, P.L. 89-198 (Cash Awards for Suggestions, Inventions, and Scientific Achievements for Military Personnel).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to recognition of accomplishments and contributions by Navy Department personnel and related statistics. Representatives of the U.S. Civil Service Commission on matters relating to inspection, survey, audit or evaluation of Navy Incentive Awards Programs. The Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Navy Incentive Awards Program. The Attorney General of the United States or his authorized representatives with respect to litigation or other matters under the jurisdiction of the Department of Justice or carried out as the legal representative of Executive Branch agencies. Officials and employees of the other components of the Department of Defense in performance of their official duties relating to matters of mutual concern with respect to the DOD Incentive Awards Programs. Officials and employees of other Departments and agencies of the Executive Branch of the Government in the performance of their official duties relating to matters of mutual concern regarding Incentive Systems Programs of the U.S. Government. A duly appointed Hearing Examiner or Arbitrator for the purpose of conducting a hearing in connection with an employee's grievance or complaints involving disclosure of the status or disposition of award claim or nominations. Any member or official representative of the Legislative Branch of U.S. Government on matters within their jurisdiction or in behalf of constituents involving disclosure of records of the Navy Incentive Awards Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes, discs, and/or on punched cards. Manual records are stored in paper file folders.

**Retrievability:** Automated records are retrived by social security number and name, or by one, or a combination of characteristics, academic speciality. Manual records are by last name.

**Safeguards:** The computer facility and terminal are located in restricted areas accessible only to authorized persons who are properly screened, cleared and trained. Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Computer tapes and discs are erased five years after they are created. Most manual records of Beneficial Suggestions are destroyed two years after the cases are closed. Others are retired in accordance with the appropriate activity records disposal schedule. Most honorary awards records are retained two to five years and sent to the Records Center or destroyed. Records of awards conferred by the Secretary of the Navy are retained indefinitely in OCMM for availability of information often requested by authorized sources.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the heads of Navy staff, headquarters and field activities. Addresses are provided in the Department of Navy Directory published in the Federal Register.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or to the Head of Navy Staff, headquarters or field activity where the individual is or was employed. The letter should contain the full name and social security account number of the requester and his signature. The individual may visit OCMM, the Civilian Personnel Office of the Navy activity at which he is or was previously employed, or of the nearest Navy activity, which office will contact the Office of Civilian Manpower Management, if no record is locally available. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or driver's license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The Department of the Navy's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy civilian personnel offices and current and previous supervisors of the employee.

**Systems exempted from certain provisions of the act:** None

**N96021-44A**

**System name:** Navy Central Clearance Group (NCCG) Records

**System location:** Office of Civilian Manpower Management (Code 44), Department of the Navy, Washington, DC 20390

**Categories of individuals covered by the system:** Incumbent and former civilian employees in and applicants for sensitive and nonsensitive postions at Department of the Navy appropriated fund activities.

**Categories of records in the system:** The records are comprised of (1) reports and other investigative material and information developed by investigations conducted by Federal investigative agencies pursuant to statute and executive order; (2) reports of arrest, criminal activity and theirdisposition, (3) results of the review of the





reports by the NCCG, including the security or suitability determination made on the case; (4) copies of correspondence regarding the case and/or reflecting the determination made by the NCCG; and (5) an index file card on each case.

**Authority for maintenance of the system:** (1) Executive Order 10450 (as amended), 'Security Requirements for Government Employment'. (2) 5 USC 7532, 'Suspension and Removal'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The records are maintained (1) to meet the statutory requirements of 5 USC 7532 and E.O. 10450 which require the establishment and maintenance of an effective program to insure that the employment and retention in employment of any civilian officer or employee within the Department is clearly consistent with the interest of the national security and which require adjudication and readjudication of the information as appropriate, and (2) to have the material furnished by the Civil Service Commission readily available for return to the Commission upon request. Upon receipt of investigative reports and security information on civilian employees and applicants, the NCCG reviews the material. The Office of Civilian Manpower Management (OCMM) Security Branch then transmits the material to the employing activity with a letter or stamped endorsement apprising the command of the security determination made by the NCCG. During the period that the reports and documents are at an activity, the material is under the custody of the activity's Security Manager. Following the review of the material by the activity's commanding officer or his designee, the material is (1) returned to the source from which received, if required, (2) retained until the employee is separated, or (3) destroyed if it is of no further value. If the employing activity determines that an adverse action against the employee is warranted based on information in the report, appropriate action in accordance with Civil Service Commission suitability procedures is initiated by the activity. In some cases the NCCG will make a suitability determination. Other users of the records may include members of Security Hearing Boards and officials and employees of the Department of the Navy in performance of their official duties related to the Department of the Navy Civilian Personnel Security Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in file folders and on file cards

**Retrievability:** Name (last, first, middle) and date of birth.

**Safeguards:** Records maintained in GSA approved security containers accessible only to authorized employees of OCMM Security Branch who are properly screened and trained and who have proper security clearance.

**Retention and disposal:** Records with the exception of the index file card are retained in active file until end of third calendar year following last entry and then retired to the Federal Records Center, Suitland, MD. Index cards are retained in active file until destroyed. Records are destroyed in accordance with GSA General Schedule 18.

**System manager(s) and address:** The Director of Civilian Manpower Management, Department of the Navy, Washington, DC 20390.

**Notification procedure:** Request should be by correspondence addressed to the Director of Civilian Manpower Management (Attn: Code 44), Department of the Navy, Washington, DC 20390. The letter should contain the full name, date and place of birth, and social security number of the requester and his signature.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Investigation results and information provided by appropriate investigative agencies of the Federal Government.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N96021-44B**

**System name:** Civilian Personnel Security Files

**System location:** Department of the Navy Staff, Headquarters and Field Activities employing civilians in sensitive and nonsensitive positions. Official mailing addresses are provided in the Department of the Navy Directory published in the Federal Register.

**Categories of individuals covered by the system:** Civilian employee, nonappropriated fund employees, contractor employees and visitors requiring base or activity access, and applicants under consideration for employment within the employing activity.

**Categories of records in the system:** Files contain records and information appropriate to the activities civilian employee security program and may include certificates of personnel security clearances and source documents which identify the appropriate investigative basis for clearance eligibility, security access information, copies of requests for investigation, personal history and qualifications statements and other information provided by the employee, signed security briefing and debriefing statements, exception documents, copies of letters of reprimand or suspension, memorandums between the personnel officer or other officers and the security manager, final and interim reports of investigations completed, correspondence concerning personnel security matters, records of security orientation, education and training provided employees, internal security information, records of security violations, and information from law enforcement agencies, former employers and supervisors, references and schools attended.

**Authority for maintenance of the system:** Executive Order 10450 (as amended), 'Security Requirements for Government employment' Internal Security Act 1950, 18 USC 1382, and Title 18 U.S. code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide an effective program to insure that the employment and retention in employment of any civilian officer or employee within the activity is clearly consistent with the interests of national security. To determine the investigative requirements for appointment and retention of civilian officers and employees. To provide information concerning the security clearance and degree of access granted each employee. To provide a basis by which an applicant or employee may be determined suitable for employment or retention in employment in sensitive or nonsensitive positions within the Federal civilian service. To provide a record of favorable security and suitability determinations made by the Navy Central Clearance Group, of favorable and unfavorable determinations made by the Secretary of the Navy and of suitability determinations made by the Civil Service Commission and the activity. Users include officials and employees of the Department of the Navy in the performance of their official duties related to the Department of the Navy Civilian Personnel Security Program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and on file cards.

**Retrievability:** Name (last, first, middle), date of birth, and social security number.

**Safeguards:** Safekeeping and storage in accordance with the Department of the Navy Information Security Program Regulation, OPNAV 5510.1F, Chapter V.

**Retention and disposal:** Records are retained during the employment of the employee at the activity, and during period applicants are being considered for employment, but may be disposed of at any time after serving their purpose. The records are disposed of upon separation (retirement, transfer, resignation, termination, etc.) of the employee. Disposal may be made by (1) return to the source from which received, if required, (2) forwarding to the Department of Defence activity to which an employee is transferred, or (3) destruction.

**System manager(s) and address:** Commanding officers of Heads of Department of the Navy Staff, Headquarters and field activities employing civilians.

**Notification procedure:** Request should be by correspondence addressed to the SYSMANAGER. The letter should contain the full name, date and place of birth, and social security number of the requester and his signature. Official mailing addresses are provided in the Department of the Navy Directory, published in the Federal Register. The employee may visit the Security Manger's Office of the activity at which she or he is employed.

**Record access procedures:** The agency's rules for access may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** Investigation results and information provided by appropriate investigative agencies and the Office of Civilian Manpower Management.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552 a (j) or (k), as applicable. For additional information contact the System Manager.

**N96021-51**

**System name:** Job Evaluation, Position Classification, Job Grading, Position Management, etc.

**System location:** Office of Civilian Manpower Management, Department of the Navy; Regional Offices of Civilain Manpower Management; Capital Area Personnel Servicing Office-Navy; and Navy Staff, Headquarters, and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy directory published in the Federal Register.

**Categories of individuals covered by the system:** Civilain employees paid from appropriated and non-appropriated funds, serving in jobs and positions covered by Title 5, United States Code.

**Categories of records in the system:** System is comprised of descriptions of duties and responsibilities constituting jobs and positions to which individual employees are assigned, evaluation statements regarding those jobs and positions, audit notes related to those jobs and positions, appeal decisions regarding those jobs and positions, and other miscellaneous information which relates to those jobs and positions. Files are maintained in loose leaf binders or paper folders which are filed by organizational location, occupational title, occupational code, and/or employee's name.

**Authority for maintenance of the system:** Title 5, United States Code Sections 5101, 5106, 5107, 5108, 5110, 5112, 5113, 5346 Classification, Pay Rates and Systems

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy, the Department of Defense, and the Civil Service Commission in the performance of their duties related to recruitment, selection, retention, training, and promotion of employees, classification of positions and grading of jobs, adjudication of employee appeals, management of resources, determination of pay rates for employees, determination of benefits for employees, and other management related functions which involve the categorization of jobs, positions, or employees by the types of duties and responsibilities assigned and/or performed. Labor organization members and/or representatives involved in representation of employees in grievance and appeal cases. The Comptroller General of the United States or his representatives in the performance of duties related to the management of government operations. The Attorney General of the United States or his representatives in cases involving litigation, law enforcement, or other official matters. Hearing examiners and/or arbitrators during hearings regarding employee grievances. Members or committees of the Congress of the United States in cases wherein civilian employment matters are under study or investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in loose leaf binders or paper file folders.

**Retrievability:** Records are retrieved by job or position title, job or position number, organizational location, job or position occupational code, and/or by employee name directly or through cross reference files maintained by other entities.

**Safeguards:** Files are maintained in standard file cabinets or bookcases. Files are located in buildings or spaces which are locked to the public during non-working hours. Files are issued only on the basis of a demonstrated need to know.

**Retention and disposal:** Files are maintained during the period of their currency and must be maintained for 2 years after positions or jobs are abolished or superseded.

**System manager(s) and address:** The Director of Civilian Manpower Management and the heads of Navy Staff, Headquarters, and Field Activities employing civilians. Addresses are provided in the Department of the Navy directory published in the Federal Register.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of Navy, Washington, D.C. 20390, or the head of the concerned Navy Staff, Headquarters, or Field Activity of current or former employment. Mailing addresses for the concerned activities are provided in the Department of the Navy directory published in the Federal Register. Corresponcence should contain the requester's name, job or position title, series and grade, organizational assignment, employing activity name and address, and official signature or witnessed mark. The individual requester may visit the Office of Civilian Manpower Management, 1735 North Lynn Street, Arlington Virginia, the various Regional Offices of Civilian Manpower Management, Navy Staff or Headquarters offices, or the Personnel Office of the Navy activity at which currently or formerly employed or of the nearest Navy activity to request information. The office contacted will contact the cognizant office by telephone if no record is locally available and the cognizant office can be identified. Addresses of activities and offices are provided in the Department of the Navy directory published in the Federal Register. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass or identification badge, driver's license, or other type of identification bearing a photograph or signature or both, or by providing verbal information that can be verified by reference to the file information requested.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Navy Civilain Personnel Offices and their representatives, current and previous supervisors and/or associates of the employee, employees' representatives, and other miscellaneous sources having knowledge of the employees' assigned duties and responsibilities, past and present.

**Systems exempted from certain provisions of the act:** NONE

**N96021-52**

**System name:** Missing Persons and Death Cases

**System location:** Office of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390

**Categories of individuals covered by the system:** Employees of the Navy missing or deceased as a result of their employment

**Categories of records in the system:** Files consist of non-automated records concerning information pertaining to employee's identification, address, next of kin, reason missing and/or cause of death.

**Authority for maintenance of the system:** Title 5, United States Code, Chapter 55, Subchapter VII, Payments to Missing Employees

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy, the Department of Defense, Civil Service Commission, and Department of Labor in the performance of their official duties while providing assistance to employeesand their families during period employee is missing or following employee's death. Tthe Comptroller General of the United States or his representatives with regard to payment of claims arising from missing or death cases. Members of Congress, their staffs and labor organization members concerned for their constituents and fellow-members. Employees and officials of the Justice Department in the event of litigation. The next of kin, or legal representatives, of the deceased or missing employee.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in paper file folders

**Retrievability:** Records are retrieved by employee's name and activity

**Safeguards:** Files are maintained in standard file cabinets. Files are located in buildings or spaces which are locked to the general public during non-working hours. Files are issued only on the basis of a demonstrated need to know.

**Retention and disposal:** Indefinite

**System manager(s) and address:** The Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390. Correspondence should contain the requestor's name, job or position title, series and grade, organizational assignment, employing activity name and address, and official signature or witnesses mark. The individual requester may visit the Office of Civilian Manpower Management, 1735 North Lynn Street, Arlington, Virginia, to request information. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass or identification badge, driver's license, or other type of identification bearing a photograph or signature or both, or by providing verbal information that can be verified by reference to the file information requested.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Navy Civilian Personnel Offices and their representatives.

**Systems exempted from certain provisions of the act:** None

**N96021-53**

**System name:** Health Programs, Insurance and Annuties





**System location:** Office of Civilian Manpower Management, Heads of Navy Staff, Headquarters and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees who are injured while in the performance of duty.

**Categories of records in the system:** Files consist of non-automated records concerning information pertaining to the employee's identification, address, injury or occupational disease, and attending physician's report.

**Authority for maintenance of the system:** Title 5, U.S. Code 8120, Report of injury and 8121, Claim

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy and the Department of Labor in the performance of their official duties related to the processing of injury compensation claims. The Comptroller General, or any of his authorized representatives, in the performance of duties of the General Accounting Office with regard to claims arising from on-the-job injuries. The Justice Department in the event of litigation, insuring agencies, the Civil Service Commission, and beneficiaries, or their legal representatives, in connection with injury, health benefits, or life insurance claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in paper file folders

**Retrievability:** Records are retrieved by employee name directly.

**Safeguards:** Records are available only to authorized personnel having a need to know.

**Retention and disposal:** Manual records are kept indefinitely

**System manager(s) and address:** The Director of Civilian Manpower Management, and the Heads of Navy Staff, Headquarters, and Field Activities employing civilians Addresses are provided in the Department of the Navy directory published in the Federal Register.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390, or the head of the concerned Navy Staff, Headquarters, of Field Activities. Mailing addresses for the concerned activities are provided in the Department of the Navy directory published in the Federal Register. Correspondence should contain the requestor's name, employing activity name and address, and official signature. The individual requestor may visit the Office of Civilian Manpower Management, 1735 North Lynn Street, Arlington, Virginia, Navy Staff or headquarters offices, or the Safety Office of the Navy activity at which currently or formerly employed.

**Record access procedures:** The agency's rules for access to records may be obtained from the systems manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the systems manager.

**Record source categories:** Navy safety offices.

**Systems exempted from certain provisions of the act:** NONE

**N96021-54**

**System name:** Travel Allowance Claims Record System

**System location:** Office of Civilian Manpower Management, Department of the Navy; Regional Offices of Civilian Manpower Management; Capital Area Personnel Servicing Office-Navy; and Navy Staff, Headquarters, and Field Activities employing civilians. Mailing addresses are provided in the Department of the Navy directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, with or without compensation, or a new appointee to a position outside the continental United States, or to certain positions within the 50 States and the District of Columbia. When performing official travel at the expense of the Department of the Navy, employees of other Government departments and agencies.

**Categories of records in the system:** System comprises nonautomated records reflecting information pertaining to the employee's identification, travel authorizations including dates of travel, expense incurred, locations visited; movement of household goods including weight, method and cost of shipment; and number and identification of dependents.

**Authority for maintenance of the system:** Chapter 57 of Title 5, United States Code, Travel, Transportation and Subsistence

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the authorization of official travel, reimbursement of expenses incurred by the travelers, and auditing of travel claims and payments made to travelers. The Comptroller General, or any of his authorized representatives, in the performance of duties of the General Accounting Office relating to the review of supplemental travel claims and to other aspects of the Navy's civilian manpower management programs. The Department of Defense Per Diem, Travel and Transportation Allowance Committee in its review of requests for actual expense allowances. The Justice Department in the event of litigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are stored in paper file folders

**Retrievability:** Records are retrieved by last name

**Safeguards:** Records are maintained in file cabinets in buildings or spaces which are locked to the general public during non-working hours and are available only to authorized personnel having a need to know.

**Retention and disposal:** Records are maintained indefinitely

**System manager(s) and address:** The Director of Civilian Manpower Management and the heads of Navy Staff, Headquarters, and Field Activities employing civilians. Addresses are provided in the Department of the Navy directory published in the Federal Register

**Notification procedure:** Request by correspondence should be addressed to the civilian personnel office or comptroller department of the activity which issued the travel orders or processed the travel claim. The letter should contain the full name of the requester and his signature. The individual may visit the civilian personnel office of the Navy activity at which he is currently employed, or of the nearest Navy activity, which office will contact the appropriate civilian personnel office or comptroller department by telephone. Proof of identification will consist of a Department of Defense or Navy building pass or identification badge, or drivers license, or by other types of identification bearing picture or signature.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determiniations by the individual concerned may be obtained from the system manager.

**Record source categories:** Travel orders prepared by a transportation officer, travel claims submitted by the employee, and supervisors requiring the travel in connection with official duties.

**Systems exempted from certain provisions of the act:** NONE

**N96021-62**

**System name:** Personnel Automated Data System (PADS)

**System location:** Office of Civilian Manpower Management (OCMM), Capital Area Personnel Services Office-Navy (CAPSO-N), Regional Offices of Civilian Manpower Management, and Navy Staff, Headquarters and Field activities employing civilians. Mailing addresses are provided in the Dept. of the Navy directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, paid from appropriated funds. Covers all United States citizen direct hire employees (full time, part time, and intermittent pay basis) and Non-citizens who are direct hire employees paid from appropriated funds.

**Categories of records in the system:** System comprises automated records reflecting information pertaining to the employee's identification and other items pertaining to the employee such as: name, unit identification code, sex, birthdate, citizenship code, veterans preference code, type of appointment code, tenure code, service computation date, physical handicap code, retirement status code, federal employees group life insurance code, pay plan, occupation/series/grade/step, functional code, pay base, salary, location code, position occupied code, state apportionment code, uniformed service designation code, date of retirement from uniform service, uniformed service pay grade, workschedule code, pay rate determinant code, special program identifier code, supervisory position code, position status code, excepted appointment code, strength accounting status code, overseas transportation agreement code. The manual files maintained in paper folders contain the Individual Employee Data Collection NAVSO Form 12280/11, Notification of Personnel Action, Standard Form 50 as modified by the Navy, Payroll Change Slip, Standard Form 1126 and computer printouts.



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**Authority for maintenance of the system:** Title 5 USC 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management of the Navy direct hire employees paid from appropriated funds: the design, development, maintenance and operation of the automated system of records. The United States Civil Service Commission, as systems proponent for the Federal-wide Central Personnel Data File because the Navy Personnel Automated Data System is the central Navy-wide source of data to that system, and on matters relating to the inspection, survey, audits or evaluation of Navy civilian personnel management programs, or personnel actions, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian manpower management programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the performance of their official duties related to the management of the Department of Defense civilian manpower management programs. Officials and employees of other Departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the management of civilian manpower management programs. The Computer Systems Group Corporation (a contractor) and its employees for the purpose of card punch recording of data from employee personnel action documents or data collection forms and other documents. The Senate or the House of Representatives of the United States or any member Committee or sub-committee therof, any joint committee of Congress or subcommittee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of the Navy's civilian manpower management program

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes and discs and on punched cards and computer printouts. Manual records are stored in paper file folders.

**Retrievability:** Automated records are retrieved by social security number, name, or by one, or a combination of data elements such as Submitting Office Number (SON), Unit Identification Code (UIC), Major Claimant Code, Occupational Series, Grade, etc.

**Safeguards:** The computer facility and terminal are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained. Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** Computer magnetic tapes are retained permanently. Magnetic discs are erased after use. Computer printouts are destroyed after three months. Input documents (NAVSO 12280/11) are destroyed after data is converted to machine readable form. Input punch cards are retained for two weeks.

**System manager(s) and address:** The Director of Civilian Manpower Management, and the Head of Navy Staff, Headquarters, and Field activities employing civilians.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management or the Head of Navy Staff, Headquarters or Navy Field activities where the individual is currently employed or was last employed. Mailing addresses are provided in the Department of the Navy directory, published in the Federal Register. The letter should contain the full name and social security account number of the requester and his signature. The individual may visit the Office of Civilian Manpower Management, Pomponio Plaza Building, 1735 N. Lynn Street, Arlington, VA, or the Civilian Personnel Office of the Navy activity at which he is currently employed, or of the nearest Navy activity, which office will contact the OCMM Code 62 by telephone 202-694-8535 if no record is locally available. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified with his career inventory record.

**Record access procedures:** The agency's rules may be obtained from the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Navy Civilian personnel offices

**Systems exempted from certain provisions of the act:** None

**N96021-63**

**System name:** Local Automated Personnel Information System (LAPIS)--Prototype.

**System location:** the Navy and contractors under agreement with OCMM The Civilian Personnel Offices located at activities employing civilians Marine Corps Base, Camp Pendleton The following activity in performance of system design, Naval Command Systems Support Activity (NAVCOSSACT) and contractors under agreement with NAVCOSSACT. Naval Command Systems Support Activity (NAVCOSSACT) The addresses of the above are furnished in the Department of the Navy directory published in the Federal Register

**Categories of individuals covered by the system:** All Navy and Marine Corps civilian appropriated fund The Local Activity Civilian Personnel Offices, activities listed above.

**Categories of records in the system:** The system contains automated records containing information describing and identifying the employee (e.g. name, sex, birth date, minority designator, citizenship, physical handicap code); the position he/she occupies and his/her qualifications; salary and salary basis; his/her status in relation to the position occupied and the organization to which assigned; tickler dates for impending changes in status; educational background; previous military status; and reason for position change or other action affecting the employee.

**Authority for maintenance of the system:** Title 5, USC.2951 Reports; and 5 USC 301 Departmental Regulations.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To support the production of all official records and reports pertaining to the employment of civilian appropriated fund employees employed by activities serviced by the participating civilian personnel offices. Users are: Employees and officials of the Department of the Navy and Department of Defense where there exists a need-to-know in the performance of their official duties: Employees and officials of the Civil Service Commission in the performance of their official duties: The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to Navy's civilian manpower management programs: The Attorney General of the United States or his authorized representatives in connection with the litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies; A duly appointed Hearing Examiner or Arbitrator (an employee of another Federal Agency) for the purpose of conducting a hearing in connection with an employee's grievance: An arbitrator who is given a contract pursuant to a negotiated labor agreement to hear an employee's grievance: National Association of Supervisors for the purpose of providing names, title, series and grade: Employee unions when unions are authorized to canvas employees or at the time of a union election: The Federal Credit Union servicing the employing activity for the purpose of validating employment and location of system/equipment development, test and maintenance;

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The automated records are stored on magnetic tape, disc, drum and punched cards.

**Retrievability:** Information is accessed by Social Security Account Number (SSAN), name, or by specific employee characteristics such as date of birth, grade, occupation, employing organization and tickler dates, specific sub-groups of employees may be identified through the use of computerized indices.

**Safeguards:** The computer facility and terminals are accessible only to authorized persons that have been properly screened, cleared and trained. Manual and automated records and computer printouts are available only to authorized personnel having a need-to-know.

**Retention and disposal:** Records are maintained in an active status until a separation action on an employee is completed. Historical records are maintained for a maximum of five years.

**System manager(s) and address:** Director of Civilian Manpower Management, Office of Civilian Commanding Officers of the activities, Commanding Officers of the activities listed under LOCATION.

**Notification procedure:** Requests from individuals should be addressed to the SYSMANAGER or to the Civilian Personnel Officer





under his cognizance. Requests must be accompanied by the individual's full name, social security number and name of employing activity. Requesters may visit the Civilian Personnel Office of the Naval activity covered by the system to obtain information. In such case proof of identity will consist of full name, social security account number and a third positive identification such as drivers license, Navy building pass or identification badge, birth certificate, Medicare card, etc. Address of the activity is furnished in the department of the Navy Directory published in the Federal Register.

**Record access procedures:** The Agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Catagories of sources of records in the system are: the civilian personnel office; the payroll office; the security office of the employing activity; and the line managers and supervisors.

**Systems exempted from certain provisions of the act:** NONE

**N96021-64A**

**System name:** Computer Assisted Manpower Analyses System (CAMAS)

**System location:** Office of Civilian Manpower Management (OCMM) and Navy Department staff, headquarters, and field activities employing civilians; mailing addresses are provided in the Navy Department directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees paid from appropriated funds.

**Categories of records in the system:** Files contain records from the Personnel Automated Data System (PADS) which contain job related data including individual identification, location information, and salary.

**Authority for maintenance of the system:** Title 5 U.S.C. 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to aggregate manpower planning, including calculating transition rates, forecasting number of retirements, and running models to determine the extent to which projected manpower requirements can be met.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape and drum.

**Retrievability:** Accessed by social security number.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are permanent.

**System manager(s) and address:** Head, Management Sciences Branch, Manpower Information Division, OCMM, Washington, D.C. 20390.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390. Written requests for information must contain full name of the individual, current address and telephone number, and birth date and social security number. The individual may visit the OCMM at 1735 North Lynn Street, Arlington, Virginia. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified.

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** Personnel Automated Data System (PADS)

**Systems exempted from certain provisions of the act:** None

**N96021-64B**

**System name:** Models for Organizational Design and Staffing (MODS)

**System location:** Office of Civilian Manpower Management (OCMM) and Navy Department staff, headquarters, and field activities employing civilians; mailing addresses are provided in the Navy Departmet directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees paid from appropriated funds.

**Categories of records in the system:** Automated and manual files contain information on individual's proficiencies and knowledges as reported in self-evaluation questionnaires vouchered by the supervisor, as well as data on the requirements of specific jobs submitted by the supervisor.

**Authority for maintenance of the system:** Title 5 U.S.C. 301 Departmental Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to testing the operational usefulness of a multi-attribute assignment model in the areas of organizational design and staffing. University of Texas faculty and students working under a contract relating to MODS to monitor progress of research study. Carnegie-Mellon University faculty and students working under Navy contract relating to MODS to assist in research project.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape and drum, and optical scanner forms and computer printouts.

**Retrievability:** Accessed by social security number.

**Safeguards:** Records are maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Records are retained so long as personnel continue to work at same activity.

**System manager(s) and address:** Head, Management Sciences Branch, Manpower Information Division, OCMM, Washington, D.C. 20390.

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, Department of the Navy, Washington, D.C. 20390 or to the head of the Navy activity at which the individual is or was employed. Written requests for information must contain full name of individual, current address and telephone number, and date of birth and social security number. The individual may visit the OCMM at 1735 North Lynn Street, Arlington, Virginia, or the field activity at which he is or was formerly employed. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge or drivers license, or by other types of identification bearing picture or signature, or by providing verbal information that could be verified

**Record access procedures:** The agency's rules for access to records may be obtained from the system manager.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

**Record source categories:** First-line supervsors.

**Systems exempted from certain provisions of the act:** None

**N96021/23**

**System name:** Training and Employee Development Record System

**System location:** Office of Civilian Manpower Management (OCMM), Regional Offices of Civilian Manpower Management (ROCMM's), Capital Area Personnel Services Office - Navy (CAPSO-N), and Navy Staff, headquarters and field activities employing civilians. Mailing addresses are provided in the Department of Navy directory published in the Federal Register.

**Categories of individuals covered by the system:** Navy civilian employees, full-time and part-time, U.S. citizens and foreign national direct hires receiving training supported by the Federal Government, paid from appropriated funds. Navy military personnel may be included in the automated training information system, and non-appropriated funded personnel may be included in some of the stations' manual records

**Categories of records in the system:** Under the Departments' Training Requirements and Information Management System (TRIM), or other locally developed systems, automated and nonautomated records are maintained reflecting information pertaining to the employees' identification, social security number, occupational status (series, grade level, and supervisory status), course identification, course length, category and purpose of training received, date on which training was completed, associated costs, pre-post test results, et.al. input documents for the system include, but is not limited to completed NAVSO Forms 12410/19 and /19A, Training Report, Authorization and Record, keypunched cards. The manual files are

maintained in paper folders containing employee's registration and/or record of training documents. Under the Navy's Apprentice, on-the-job Training Program, and similar trainee intake programs, manual and automated records are maintained, reflecting information pertaining to subject employee's identification, date of birth, entrance date to program, dates and nature of personnel actions which occurred during fiscal year, student progress, and statistical data which effects the numbers of apprentices in training as of a given date. At OCMM, nomination forms and documents (non-automated) for the Department of the Navy's centrally-administered education and training programs are maintained. The manual files contain the candidate's nomination documents, training request, enrollment and registration and other documents related to training. Manual files are maintained at OCMM, the ROCMM's, CAPSO-N, and the several naval installations regarding courses conducted on their premises, or for which they sponsor, listing such things as completion dates, and course participants. Additionally, manual files are typically found at the field activities containing information regarding an employee's supervisory status, an indication as to whether or not he/she has participated in supervisory training. Files are often maintained regarding an employee's certification/recertification or demonstrated proficiency in one or more of the Navy's skills areas; an activity-wide annual training plan should also be maintained, as well as individual training plans. Files are also maintained regarding professional licenses held by station personnel.

**Authority for maintenance of the system:** Title 5, USC 4103, 'Establishment of Training Programs,' Title 5, USC 4118, 'Training,' Title 5, USC 4115, 'Collection of Training Information' Agreement between the Department of the Navy and the Department of Labor, Bureau of Apprenticeship and Training, 'Registration of the Navy Apprentice Program' - June 1968

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Officials and employees of the Department of the Navy in the performance of their official duties related to the management of the Department's civilian employee training programs, the design, development, maintenance and operation of the manual and automated system of record keeping and reporting; the screening and selection of candidates for centrally-administered programs; and administration of grievance, appeals, complaints, and litigation involving the disclosure of records of the training programs. Representatives of the United States Civil Service Commission on matters relating to the inspection, survey, audit or evaluation of Navy civilian training programs, or such other matters under the jurisdiction of the Commission. The Comptroller General or any of his authorized representatives, in the course of the performance of duties of the General Accounting Office relating to the Navy's civilian training programs. The Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement, or other matters under the direct jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies. Officials and employees of other components of the Department of Defense in the preformance of their official duties related to the screening and selection of candidates for the service schools. Officials and employees of other departments and agencies of the Executive Branch of government upon request in the performance of their official duties related to the screening and selection of candidates for programs sponsored by their organization. Representatives of the United States Department of Labor on matters relating to the inspection, survey, audit or evaluation of the Navy's apprentice training programs or on other such matters under the jurisdiction of the Labor Department. Representatives of the Veterans Administration on matters relating to the inspection, survey, audit or evaluation of the Navy's apprentice and on-the-job training programs. The Computer Systems Group Contractor (or other such contractor) and its employees for the purpose of card punch recording of data from employee training documents. Employees and officials of the Naval Command Systems Support Activity, Washington Navy Yard for the purpose of systems support. A duly appointed Hearing Examiner or Arbitrator (an employee of another Federal Agency) for the purpose of conducting a hearing in connection with an employee's grievance involving the disclosure of the records of the Department's Training program. An arbitrator who is given a contract pursuant to a negotiated labor agreement to hear an employee's grievance involving the disclosure of the records of the Navy's Training and Employee Development Record system. The Senate or the House of Representatives of the United States or any member. Committee or sub-committee thereof, any joint committee of Congress or sub-committee of joint committees on matters within their jurisdiction requiring disclosure of the files or records of the Department's civilian training program.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated records are stored on magnetic tapes, drums, computer printouts, and on punched cards. Manual records are stored in paper file folders.

**Retrievability:** Automated records are retrieved by social security number and name, or by one, or a combination of data elements contained in the TRIM or apprentice program master files. Manual records are retrieved by employee last name, by course control information, or by training program title.

**Safeguards:** The computer facility and terminal are located in restricted areas accessible only to authorized persons that are properly screened, cleared and trained. Manual records and computer printouts are available only to authorized personnel having a need to know.

**Retention and disposal:** For TRIM and the apprentice programs the computer magnetics tapes are permanent. Manual records are maintained on a fiscal year basis and are retained for varying periods from one to five fiscal years. For the Department of the Navy's centrally-administered programs, files on selected candidates are maintained for five years (from date selection process is completed). Records of non-selected candidates are retained only for that period of time sufficient to permit appropriate review (usually less than 60 days). CAPSO-N, ROCMM, and activity records are maintained for varying periods.

**System manager(s) and address:** The Director of Civilian Manpower Management, the Regional Offices of Civilian Manpower Management, Capital Area Personnel Services Office - Navy, and the heads of Navy staff, headquarters, and field activities employing civilian employees,

**Notification procedure:** Request by correspondence should be addressed to the Director of Civilian Manpower Management, the Regional Offices of Civilian Manpower Management, the Capital Area Personnel Services Office - Navy, or Navy staffs, headquarters or field activities employing civilians. Mailing addresses are provided in the Department of the Navy directory published in the Federal Register. The letter should contain the full name and social security number of the requester and his signature. Proof of identification will consist of a Department of Defense (DOD) or Navy building pass, or identification badge, or driver's license, or by other types of identification bearing an employee picture and signature.

**Record access procedures:** The agency's rules for access to records may be obtained from SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting the contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Navy civilian personnel offices; current and previous supervisors of employees (when appraisals of performance/potential are used).

**Systems exempted from certain provisions of the act:** NONE





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

ASSISTANCE IN OBTAINING SHIP MAILING ADDRESSES AND OTHER MAILING ADDRESSES NOT FOUND WITHIN MAY BE OBTAINED FROM:

CHIEF OF NAVAL OPERATIONS (OP-09B1)
NAVY DEPARTMENT
WASHINGTON, D. C. 20350

ASSISTANCE IN OBTAINING MARINE CORPS ADDRESSES NOT FOUND WITHIN MAY BE OBTAINED FROM:

COMMANDANT OF MARINE CORPS
HEADQUARTERS, U.S. MARINE CORPS
CODE M
WASHINGTON, D. C. 20380

ALASKA

COMMANDING OFFICER
NAVAL ARCTIC RESEARCH LABORATORY
BARROW AK 99723

OFFICER IN CHARGE
NAVAL PETROLEUM RESERVE NO-4
BARROW, AK 99723

ARIZONA

COMMANDING OFFICER
MARINE CORPS AIR STATION
YUMA ARIZONA 85364

CALIFORNIA

COMMANDING OFFICER
NAVY SPACE SYSTEMS ACTIVITY
POINT VENUS
SAN FRANCISCO POSTAL CENTER
LOS ANGELES CA 90009

DIRECTOR
NAVY OFFICE OF INFORMATION
LOS ANGELES BRANCH
11000 WILSHIRE BLVD RM 10201
LOS ANGELES CA 90024

COMMANDING OFFICER
NAVAL AIR STATION
LOS ALAMITOS CA 90720

CHAIRMAN
MARINE BARRACKS
NAVAL WEAPONS STATION
SEAL BEACH CA 90740

COMMANDING OFFICER
NAVAL WEAPONS STATION
SEAL BEACH CA 90740

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
LONG BEACH CA 90801

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NAVAL SUPPORT ACTIVITY
LONG BEACH CA 90801

RESIDENT SUPERVISOR OF
SHIPBUILDING, CONVERSION AND REPAIR
US NAVY
LONG BEACH NAVAL SHIPYARD
LONG BEACH, CA 90801

DIRECTOR
OFFICE OF NAVAL RESEARCH
BRANCH OFFICE
1030 EAST GREEN ST
PASADENA CA 91101

OFFICER IN CHARGE
SAN CLEMENTE ISLAND FACILITY
NAVAL UNDERSEA CENTER
3202 EAST FOOTHILL BLVD
PASADENA, CA 91107

COMMANDING OFFICER
MARINE BARRACKS
FALLBROOK ANNEX
NAVAL WEAPONS STATION
FALLBROOK CA 92028

COMMANDING OFFICER
FIELD MEDICAL SERVICE SCHOOL
MARINE CORPS BASE
CAMP PENDLETON CA 92055

COMMANDING GENERAL
I MARINE AMPHIBIOUS FORCE FMF
CAMP PENDLETON CA 92055

COMMANDING GENERAL
MARINE CORPS BASE
CAMP PENDLETON CA 92055

SUPERVISOR OF SHIPBUILDING,
CONVERSION AND REPAIR, USN
LONG BEACH NAVAL SHIPYARD
LONG BEACH CA 90801

COMMANDER
LONG BEACH NAVAL SHIPYARD
LONG BEACH, CA 90801

COMMANDING OFFICER
MARINE BARRACKS
NAVAL SUPPORT ACTIVITY
LONG BEACH CA 90801

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CLINIC
LONG BEACH CA 90801

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
7500 CARSON STREET
LONG BEACH CA 90801

OFFICER IN CHARGE
NAVAL REGIONAL PROCUREMENT
OFFICE
LONG BEACH, CA 90801

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE CENTER
TERMINAL ISLAND, NAVAL STATION
LONG BEACH CA 90801

COMMANDING OFFICER
NAVAL RESERVE
TERMINAL ISLAND
LONG BEACH CA 90801

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY
LOS ANGELES-LUNG BEACH FMF
LONG BEACH, CA 90801

OFFICER IN CHARGE
MARINE CORPS BASE
NAVY COMMISSARY STORE REGION
LONG BEACH CA 90801



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DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

CALIFORNIA
(CONTINUED)

COMMANDING OFFICER
NAVAL DENTAL CLINIC
MARINE CORPS BASE
CAMP PENDLETON CA 92055

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
CAMP PENDLETON CA 92055

COMMANDING GENERAL
1ST MARINE DIVISION FMF
CAMP PENDLETON CA 92055

COMMANDING GENERAL
4TH MARINE DIVISION FMF
US MARINE CORPS RESERVE
CAMP PENDLETON CA 92055

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
SUITE 1313 110 WEST C ST
SAN DIEGO CA 92101

COMMANDING OFFICER
NAVY SUBMARINE SUPPORT FACILITY
140 SYLVESTER ROAD
SAN DIEGO CA 92106

DIRECTOR
NAVAL AUDIT SERVICE
WESTERN REGION
1220 PACIFIC HIGHWAY
SAN DIEGO CA 92132

COMMANDER
NAVAL BASE
SAN DIEGO CA 92132

COMMANDING OFFICER
NAVAL EDUCATION AND
TRAINIG SUPPORT CENTER PACIFIC
FLEET STATION POST OFFICE BLDG
SAN DIEGO CA 92132

COMMANDING OFFICER
NAVAL SUPPLY CENTER
937 NORTH HARBOR DRIVE
SAN DIEGO CA 92132

COMMANDER
NAVAL UNDERSEA CENTER
SAN DIEGO CA 92132

COMMANDING OFFICER
NAVY MANPOWER AND MATERIAL
ANALYSIS CENTER
PACIFIC
SAN DIEGO CA 92132

COMMANDING OFFICER
NAVY REGIONAL FINANCE CENTER
937 N HARBOR DRIVE
SAN DIEGO CA 92132

COMMANDING OFFICER
U S NAVAL COMMUNICATION
STATION SAN DIEGO
937 N HARBOR DRIVE
SAN DIEGO CALIF 92132

COMMANDANT
11TH NAVAL DISTRICT
SAN DIEGO CALIF 92132

COMMANDING OFFICER
HUMAN RESOURCE MANAGEMENT CENTER,
SAN DIEGO
NAVAL TRAINING CENTER
SAN DIEGO, CA 92133

COMMANDING OFFICER
NAVAL ADMINISTRATIVE
COMMAND
NAVAL TRAINING CENTER
SDIEGO CA 92133

COMMANDER
NAVAL TRAINING CENTER
SAN DIEGO CA 92133

COMMANDING OFFICER
RECRUIT TRAINING COMMAND
NAVAL TRAINING CENTER
SAN DIEGO CA 92133

COMMANDING OFFICER
SERVICE SCHOOL COMMAND
NAVAL TRAINING CENTER
SAN DIEGO CA 92133

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
SAN DIEGO CA 92134

COMMANDING OFFICER
NAVAL SCHOOL OF HEALTH SCIENCES
SAN DIEGO, CA 92134

NAVAL AIR SYSTEMS
COMMAND REPRESENTATIVES
PACIFIC
NAS NORTH ISLAND
SAN DIEGO CALIF 92135

COMMANDING OFFICER
ENLISTED PERSONNEL
COMNAVAIRPAC/COMAS**WINGPAC
BOX 1300 NAS NORTH ISLAND
SAN DIEGO CA 92135

OFFICER IN CHARGE
FLEET AVIATION ACCOUNTING
OFFICE PACIFIC
NAS NORTH ISLAND
SAN DIEGO CALIF 92135

DIRECTOR
MANAGEMENT SYSTEM DEVELOPMENT
OFFICE, NORTH ISLAND
NAVAL AIR STATION, NORTH ISLAND
SAN DIEGO, CA 92135

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION NORTH ISLAND
SAN DIEGO CA 92135

COMMANDER
NAVAL AIR FORCE
US PACIFIC FLEET
BOX 1210 NAS NORTH ISLAND
SAN DIEGO CA 92135

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
NAVAL AIR STATION NORTH ISLAND
SAN DIEGO CA 92135

COMMANDING OFFICER
NAVAL AIR STATION
NORTH ISLAND
SAN DIEGO CA 92135







DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

CALIFORNIA
(CONTINUED)

COMMANDING OFFICER
NAVAL WEATHER SERVICE FACILITY
NAVAL AIR STATION NORTH ISLAND
SAN DIEGO CA 92135

COMMANDING OFFICER
PACIFIC FLEET DATA PROCESSING
SERVICE CENTER SAN DIEGO
NAVAL AIR STATION NORTH ISLAND
SAN DIEGO CA 92135

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
NAVAL STATION
BOX 119
SAN DIEGO, CA 92136

COMMANDING OFFICER
FLEET TRAINING CENTER
NAVAL STATION
SAN DIEGO CA 92136

COMMANDING OFFICER
MARINE BARRACKS
NAVAL STATION
SAN DIEGO CA 92136

COMMANDING OFFICER
NAVAL ALCOHOL REHABILITATION CENTER
NAVAL STATION
SAN DIEGO CA 92136

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-NCS NAVY PUBLIC WORKS CENTER
NAVAL BASE
SAN DIEGO CA 92136

COMMANDING OFFICER
NAVAL DEVELOPMENT + TRAINING CENTER
FLT MAINTENANCE ASST. MO PACIFIC
NAVAL STATION BOX 126
SAN DIEGO CA 92136

COMMANDING OFFICER
NAVAL INACTIVE SHIP
MAINTENANCE FACILITY
NAVAL STATION
SAN DIEGO, CA 92136

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL STATION
SAN DIEGO, CA 92136

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
SAN DIEGO CA 92136

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
SAN DIEGO CA 92136

OFFICER IN CHARGE
NAVY ENVIRONMENTAL AND PREVENTIVE
MEDICINE UNIT NO 5
NAVAL STATION, BOX 143
SAN DIEGO CA 92136

OFFICER IN CHARGE
NAVY EXCHANGE SERVICE CENTER
NAVAL STATION
SAN DIEGO CA 92136

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
NAVAL BASE
SAN DIEGO CA 92136

DIRECTOR
NAVY PUBLICATIONS AND PRINTING
SERVICE WESTERN DIVISION
BLDG 154 NAVAL STATION
SAN DIEGO CA 92136

SENIOR MEMBER
SUB-BOARD OF INSPECTION
AND SURVEY PACIFIC
BUILDING 116 NAVAL STATION
SAN DIEGO CA 92136

COMMANDING OFFICER
US NAVAL STATION
SAN DIEGO CALIF 92136

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, SAN DIEGO
PO BOX 80337
SAN DIEGO CA 92138

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
SAN DIEGO
P. O. BOX 80667
SAN DIEGO , CA 92138

COMMANDING OFFICER
NAVAL SLA SUPPORT CENTER, PACIFIC
P.O. BOX 80548
SAN DIEGO, CA 92138

COMMANDING GENERAL
MARINE CORPS RECRUIT DEPOT
SAN DIEGO CA 92140

COMMANDING OFFICER
NAVAL AIR STATION
MIRAMAR
SAN DIEGO CA 92145

COMMANDING OFFICER
NAVAL DRUG REHABILITATION CENTER
NAVAL AIR STATION, MIRAMAR
SAN DIEGO CA 92145

COMMANDING OFFICER
FLEET ANTI-SUBMARINE WARFARE
TRAINING CENTER, PACIFIC
SAN DIEGO CA 92147

COMMANDING OFFICER
FLEET COMBAT DIRECTION
SYSTEMS SUPPORT
ACTIVITY SAN DIEGO
SAN DIEGO CA 92147

COMMANDING OFFICER
FLEET COMBAT DIRECTION
SYSTEMS TRAINING
CENTER PACIFIC
SAN DIEGO CA 92147

COMMANDING OFFICER
FLEET INTELLIGENCE
TRAINING CENTER PACIFIC
BLDG 5 FLEET ASW SCHOOL
SAN DIEGO CA 92147

DIRECTOR
JOINT TACTICAL AIR CONTROL SYSTEMS/
TACTICAL AIR DEFENSE SYSTEMS
INTERFACE TEST FORCE
SAN DIEGO CA 92147

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

CALIFORNIA
(CONTINUED)

COMMANDER
TRAINING COMMAND
US PACIFIC FLEET
SAN DIEGO, CA 92147

COMMANDER
NAVAL ELECTRONICS
LABORATORY CENTER
SAN DIEGO CA 92152

COMMANDING OFFICER
NAVAL HEALTH RESEARCH CENTER
SAN DIEGO, CA 92152

COMMANDING OFFICER
NAVY PERSONNEL RESEARCH AND
DEVELOPMENT CENTER
SAN DIEGO CA 92152

COMMANDING GENERAL
LANDING FORCE TRAINING COMMAND,
PACIFIC AMPHIBIOUS FORCE, PACFLT
NAVAL AMPHIBIOUS BASE, CORONADO
SAN DIEGO, CA 92155

COMMANDING OFFICER
NAVAL AMPHIBIOUS BASE CORONADO
SAN DIEGO CA 92155

COMMANDING OFFICER
NAVAL AMPHIBIOUS SCHOOL
CORONADO
SAN DIEGO CA 92155

COMMANDER
NAVAL SURFACE FORCE,
U.S. PACIFIC FLEET
SAN DIEGO CA 92155

COMMANDING OFFICER
ENLISTED PERSONNEL DISTRIBUTION
OFFICE
US PACIFIC FLEET
SAN DIEGO CA 92160

COMMANDING OFFICER
PERSONNEL ACCOUNTING
MACHINE INSTALLATION
U.S. PACIFIC FLEET
SAN DIEGO CA 92160

COMMANDING OFFICER
NATIONAL PARACHUTE TEST RANGE
EL CENTRO CA 92243

COMMANDING OFFICER
NAVAL AEROSPACE RECOVERY
FACILITY
EL CENTRO CA 92243

COMMANDING OFFICER
NAVAL AIR FACILITY
EL CENTRO, CA 92243

COMMANDING GENERAL
FORCE TROOPS
FLEET MARINE FORCE PACIFIC
MARINE CORPS BASE
TWENTYNINE PALMS CA 92278

COMMANDING GENERAL
MARINE CORPS BASE
TWENTYNINE PALMS CA 92278

COMMANDING GENERAL
MARINE CORPS SUPPLY CENTER
BARSTOW CA 92311

COMMANDER
MARINE CORPS AIR BASES WESTERN AREA
MARINE CORPS AIR STATION
EL TORO, SANTA ANA CA 92709

COMMANDING GENERAL
MARINE CORPS AIR STATION EL TORO
SANTA ANA CA 92709

COMMANDING GENERAL
3RD MARINE AIRCRAFT WING
MARINE CORPS AIR STATION EL TORO
SANTA ANA CA 92709

COMMANDING OFFICER
MARINE CORPS AIR STATION
HELICOPTER
SANTA ANA CA 92710

COMMANDING OFFICER
NAVAL AIR STATION
POINT MUGU CA 93042

COMMANDING OFFICER
NAVAL FACILITY
SAN NICOLAS ISLAND
POINT MUGU CA 93042

COMMANDING OFFICER
NAVAL MISSILE CENTER
POINT MUGU, CA 93042

COMMANDING OFFICER
NAVY ASTRONAUTICS GROUP
BOX 30
POINT MUGU CA 93042

COMMANDER
PACIFIC MISSILE TEST CENTER
POINT MUGU CA 93042

COMMANDING OFFICER
NAVAL CONSTRUCTION
BATTALION CENTER
PORT HUENEME CA 93043

COMMANDING OFFICER
NAVAL CONSTRUCTION TRAINING CENTER
PORT HUENEME, CA 93043

COMMANDING OFFICER
NAVAL HOSPITAL
PORT HUENEME CA 93043

COMMANDING OFFICER
NAVAL SCHOOL
CIVIL ENGINEER CORPS
OFFICERS
PORT HUENEME CA 93043

COMMANDING OFFICER
NAVAL SHIP WEAPON SYSTEMS
ENGINEERING STATION
PORT HUENEME CA 93043

OFFICER IN CHARGE
NAVY FINANCE OFFICE
PORT HUENEME CA 93043

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
LEMOORE CA 93245







DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

CALIFORNIA
(CONTINUED)

COMMANDING OFFICER
NAVAL AIR STATION
LEMOORE CA 93245

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 408
NAVAL AIR STATION
LEMOORE, CA 93245

COMMANDING OFFICER
NAVAL HOSPITAL
LEMOORE CA 93245

OFFICER IN CHARGE
NAVAL PETROLEUM RESERVES IN
CALIFORNIA
PO BOX 11
TUPMAN CA 93276

COMMANDING OFFICER
NAVAL AIR FACILITY
CHINA LAKE CA 93555

COMMANDER
NAVAL WEAPONS CENTER
CHINA LAKE CA 93555

COMMANDING OFFICER
NAVAL FACILITY
POINT SUR
BIG SUR CA 93920

DIRECTOR
DEFENSE RESOURCES MANAGEMENT
EDUCATION CENTER
NAVAL POSTGRADUATE SCHOOL
MONTEREY, CA 93940

COMMANDING OFFICER
ENVIRONMENTAL PREDICTION RESEARCH
FACILITY
NAVAL POSTGRADUATE SCHOOL
MONTEREY CA 93940

COMMANDING OFFICER
FLEET NUMERICAL WEATHER CENTRAL
MONTEREY CA 93940

DIRECTOR
MANPOWER RESEARCH AND DATA ANALYSIS
CENTER
NAVAL POSTGRADUATE SCHOOL
MONTEREY, CA 93940

SUPERINTENDENT
NAVAL POSTGRADUATE SCHOOL
MONTEREY CA 93940

COMMANDING OFFICER
MARINE BARRACK
NAVAL AIR STATION
MOFFETT FIELD CA 94035

COMMANDING OFFICER
US NAVAL AIR STATION
MOFFETT FIELD CA 94035

COMMANDING OFFICER
WESTERN DIVISION
NAVAL FACILITIES
ENGINEERING COMMAND PO BOX 727
SAN BRUNO CA 94066

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
760 MARKET ST ROOM 836
SAN FRANCISCO CA 94102

OFFICER IN CHARGE
FLEET POST OFFICE
390 MAIN STREET
ROOM 304
SAN FRANCISCO CA 94105

EDUCATION AND TRAINING SUPPORT
DETACHMENT SAN FRANCISCO
BLDG 62 TREASURE ISLAND
SAN FRANCISCO, CA 94130

COMMANDING OFFICER
MARINE BARRACKS NAVAL STA
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDER
NAVAL BASE
BUILDING 1, TREASURE ISLAND
SAN FRANCISCO, CA 94130

COMMANDING OFFICER
NAVAL DISPENSARY
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
SAN FRANCISCO
BLDG 7 TREASURE ISLAND
SAN FRANCISCO CA 94130

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL STATION, TREASURE ISLAND
SAN FRANCISCO, CA 94130

COMMANDER
NAVAL RESERVE READINESS COMMAND
BUILDING 1, NAVAL STATION
TREASURE ISLAND
SAN FRANCISCO, CA 94130

COMMANDING OFFICER
NAVAL SCHOOLS COMMAND
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDER
NAVY RECRUITING AREA EIGHT
NAVAL STATION BLDG 1
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDING OFFICER
NAVY REGIONAL DENTAL CENTER
SAN FRANCISCO CA 94130

COMMANDING OFFICER
NAVY REGIONAL FINANCE CENTER
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDING OFFICER
US NAVAL STATION
TREASURE ISLAND
SAN FRANCISCO CA 94130

COMMANDANT
12TH NAVAL DISTRICT
BUILDING 1
TREASURE ISLAND
SAN FRANCISCO CA 94130

CALIFORNIA
(CONTINUED)

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
SAN FRANCISCO CA 94135

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
ALAMEDA CA 94501

OFFICER IN CHARGE
NAVAL AIR LOGISTIC CONTROL OFFICE
EASTERN PACIFIC
NAVAL AIR STATION
ALAMEDA CA 94501

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
NAVAL AIR STATION
ALAMEDA CA 94501

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 416
NAVAL AIR STATION
ALAMEDA, CA 94501

COMMANDING OFFICER
NAVAL WEATHER SERVICE FACILITY
NAVAL AIR STATION
ALAMEDA CA 94501

OFFICER IN CHARGE
NAVDEVTRACENFMAG SAN FRANCISCO
NAVAL AIR STATION
ALAMEDA, CA 94501

OFFICER IN CHARGE
NAVY DISEASE VECTOR ECOLOGY AND
CONTROL CENTER
NAVAL AIR STATION
ALAMEDA CA 94501

COMMANDING OFFICER
US NAVAL AIR STATION
ALAMEDA CALIF 94501

COMMANDING OFFICER
MARINE BARRACKS
NAVAL WEAPONS STATION
CONCORD CA 94520

COMMANDING OFFICER
NAVAL WEAPONS STATION
CONCORD CALIF 94520

COMMANDING OFFICER
COMBAT SYSTEMS TECHNICAL
SCHOOLS COMMAND
MARE ISLAND
VALLEJO CA 94592

COMMANDER
MARE ISLAND NAVAL SHIPYARD
VALLEJO, CA 94592

COMMANDING OFFICER
MARINE BARRACKS
MARE ISLAND
VALLEJO CA 94592

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERING
CENTER, VALLEJO
VALLEJO, CA 94592

COMMANDING OFFICER
NAVAL INACTIVE SHIP MAINTENANCE
FACILITY
MARE ISLAND NAVAL SHIPYARD
VALLEJO, CA 94592

COMMANDING OFFICER
NAVAL NUCLEAR POWER SCHOOL
MARE ISLAND
VALLEJO CA 94592

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY MARE ISLAND
VALLEJO CA 94592

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
PO BOX 24183 MAIN PO STATION
OAKLAND CA 94623

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
SAN FRANCISCO BAY
P.O. BOX 24003
OAKLAND CA 94623

COMMANDER
MILITARY SEALIFT COMMAND
PACIFIC
OAKLAND CA 94625

OFFICER IN CHARGE
NAVAL BIOMEDICAL RESEARCH
LABORATORY
NAVAL SUPPLY CENTER
OAKLAND CA 94625

COMMANDING OFFICER
NAVAL SCHOOL TRANSPORTATION
MANAGEMENT
NAVAL SUPPLY CENTER
OAKLAND CA 94625

COMMANDING OFFICER
NAVAL SUPPLY CENTER
OAKLAND CA 94625

OFFICER IN CHARGE
NAVY REGIONAL PLANT EQUIPMENT
OFFICE
NAVAL SUPPLY CENTER
OAKLAND CA 94625

OFFICER IN CHARGE
NAVY RESALE SYSTEM OFFICE
WEST COAST BRANCH
NAVAL SUPPLY CENTER
OAKLAND CA 94625

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
OAKLAND CA 94627

COMMANDING OFFICER
NAVAL COMMUNICATION STATION
SAN FRANCISCO
STOCKTON CA 95203

COMMANDING OFFICER
NAVAL SECURITY GROUP
ACTIVITY
SKAGGS ISLAND
SONOMA CALIFORNIA 95476

COMMANDING OFFICER
NAVAL FACILITY
CENTERVILE BEACH
FERNDALE CA 95536







COLORADO

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NAVAL RESERVE READINESS COMMAND
NAVAL + MARINE CORPS RESERVE CENTER
DENVER FEDERAL CENTER BLDG 48F
DENVER, CO 80225

COMMANDING OFICER
NAVAL UNIT
LOWRY AIR FORCE BASE CO 80230

CONNECTICUT

COMMANDING OFFICER
NAVAL NUCLEAR POWER TRAINING UNIT
WINDSOR CT 06095

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
GROTON CT 06340

OFFICER IN CHARGE
DET NEW LONDON, ATLANTIC FLEET DATA
PROCESSING SERVICE CENTER
BOX 91,NAVAL SUBMARINE BASE,NLONDON
GROTON, CT 06340

COMMANDING OFFICER
MARINE BARRACKS
NAVAL SUBMARINE BASE NEW LONDON
GROTON CT 06340

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-414
NAVAL SUBMARINE BASE, NEW LONDON
GROTON CT 06340

COMMANDING OFFICER
NAVAL SUBMARINE BASE, NEW LONDON
BOX 6
GROTON CONN 06340

COMMANDING OFFICER
NAVAL SUBMARINE MEDICAL CENTER
NAVAL SUBMARINE BASE NEW LONDON
GROTON CT 06340

COMMANDING OFFICER
NAVAL SUBMARINE MEDICAL RESEARCH
LABORATORY
NAVAL SUBMARINE BASE NEW LONDON
GROTON CT 06340

COMMANDING OFFICER
NAVAL SUBMARINE SCHOOL
BOX 700
GROTON CT 06340

COMMANDING OFFICER
NAVAL SUBMARINE SUPPORT FACILITY,
NEW LONDON
GROTON, CT 06340

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NAVAL SUBMARINE BASE NEW LONDON
GROTON CT 06340

DELAWARE

COMMANDING OFFICER
NAVAL FACILITY
ERMES DELAWARE 19958

DISTRICT OF COLUMBIA

COMMANDING OFFICER
NATIONAL NAVAL MEDICAL
CENTER
BETHESDA MD 20014

COMMANDING OFFICER
NAVAL GRADUATE DENTAL SCHOOL
NATIONAL NAVAL MEDICAL CENTER
BETHESDA MD 20014

COMMANDING OFFICER
NAVAL HEALTH SCIENCES EDUCATION AND
TRAINING COMMAND
NATIONAL NAVAL MEDICAL CENTER
BETHESDA, MD 20014

COMMANDING OFFICER
NAVAL MEDICAL DATA SERVICE CENTER
NATIONAL NAVAL MEDICAL CENTER
BETHESDA MD 20014

COMMANDING OFFICER
NAVAL MEDICAL RESEARCH AND
DEVELOPMENT COMMAND
NATIONAL NAVAL MEDICAL CENTER
BETHESDA, MD 20014

COMMANDING OFFICER
NAVAL MEDICAL RESEARCH INSTITUTE
NATIONAL NAVAL MEDICAL CENTER
BETHESDA MD 20014

COMMANDING OFFICER
NAVAL SCHOOL OF HEALTH CARE
ADMINISTRATION
NATIONAL NAVAL MEDICAL CENTER
BETHESDA MD 20014

COMMANDER
NAVAL SHIP RESEARCH AND DEVELOPMENT
CENTER
BETHESDA, MD 20084

ASST SECNAV FOR
FINANCIAL MANAGEMENT
MARINE AIDE
ROOM 4E748 PENTAGON
WASHINGTON DC 20301

DIRECTOR
NAVY COURIER SERVICE HEADQUARTERS
FORRESTAL BLDG
WASHINGTON DC 20314

CHIEF OF NAVAL OPERATIONS
CENTER FOR NAVAL ANALYSIS (OEG)
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WASHINGTON DC 20350

DIRECTOR
DEFENSE PRINTING SERVICE
PENTAGON BUILDING ROOM BD-831
WASHINGTON DC 20350

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DEPARTMENT OF THE NAVY PROGRAM
INFORMATION CENTER
NAVY DEPARTMENT
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COMPTROLLER OF NAVY
NAVY DEPARTMENT
WASHINGTON D C 20350

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

DISTRICT OF COLUMBIA
(CONTINUED)

CHIEF OF LEGISLATIVE AFFAIRS
NAVY DEPARTMENT
WASHINGTON DC 20350

CHIEF OF NAVAL OPERATIONS
NAVY DEPARTMENT
WASHINGTON DC 20350

CHIEF OF INFORMATION
NAVY DEPARTMENT
WASHINGTON DC 20350

SECRETARY OF THE NAVY
NAVY DEPARTMENT
WASHINGTON DC 20350

OFFICER IN CHARGE
NAVY INTERNAL RELATIONS
ACTIVITY
NAVY DEPARTMENT
WASHINGTON DC 20350

ASSISTANT SECRETARY OF THE
NAVY (FINANCIAL MANAGEMENT)
NAVY DEPARTMENT
WASHINGTON DC 20350

ASSISTANT SECRETARY OF THE
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NAVY DEPARTMENT
WASHINGTON DC 20350

ASSISTANT SECRETARY OF THE
NAVY (RESEARCH AND DEVELOPMENT
NAVY DEPARTMENT
WASHINGTON DC 20350

DIRECTOR
OFFICE OF PROGRAM
APPRAISAL
NAVY DEPARTMENT
WASHINGTON D C 20350

OFFICE OF THE UNDER
SECRETARY OF THE NAVY
NAVY DEPARTMENT
WASHINGTON DC 20350

COMMANDER
ANTI-SUBMARINE WARFARE SYSTEMS
PROJECTS OFFICE
WASHINGTON DC 20360

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APPEAL REVIEW BOARD
WASHINGTON DC 20360

COMMANDER
NAVAL ELECTRONIC SYSTEMS COMMAND
NAVAL ELECTRONIC SYSTEMS COMMAND
HEADQUARTERS
WASHINGTON DC 20360

COMMANDING OFFICER
NAVAL MATERIAL COMMAND SUPPORT
ACTIVITY
WASHINGTON DC 20360

GENERAL COUNSEL
NAVY DEPARTMENT
WASHINGTON DC 20360

CHIEF OF NAVAL MATERIAL
NAVY DEPARTMENT
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SHALE RESERVES
NAVY DEPARTMENT
WASHINGTON DC 20360

ASSISTANT SECRETARY OF THENAVY
(INSTALLATION AND LOGISTICS)
NAVY DEPARTMENT
WASHINGTON DC 20360

COMMANDER
NAVAL AIR SYSTEMS COMMAND
NAVAL AIR SYSTEMS COMMAND HDQRS
WASHINGTON DC 20361

COMMANDER
NAVAL SEA SYSTEMS COMMAND
NAVAL SEA SYSTEMS COMMAND
HEADQUARTERS
WASHINGTON, DC 20362

COMMANDER
NAVAL SUPPLY SYSTEMS COMMAN:
NAVAL SUPPLY SYSTEMS COMMAND
HEADQUARTERS
WASHINGTON DC 20362

RECORDER
BOARD FOR CORRECTIONS OF NAVAL
RECORDS
NAVY DEPARTMENT
WASHINGTON DC 20370

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NAVY DEPARTMENT
WASHINGTON DC 20370

PRESIDENT
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AND SURVEY
NAVY DEPARTMENT
WASHINGTON DC 20370

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HUMAN RESOURCE MANAGEMENT CENTER,
WASHINGTON
WASHINGTON, DC 20370

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NAVAL LEGAL SERVICE
DEPARTMENT OF THE NAVY
WASHINGTON, DC 20370

COMMANDING OFFICER
NAVAL PERSONNEL PROGRAM
SUPPORT ACTIVITY
ROOM 1D74 AA
WASHINGTON DC 20370

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NAVY COUNCIL OF PERSONNEL BOARDS
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WASHINGTON DC 20370

JUDGE ADVOCATE GENERAL
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WASHINGTON DC 20370

CHIEF OF NAVAL PERSONNEL
NAVY DEPARTMENT
WASHINGTON DC 20370







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DISTRICT OF COLUMBIA
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NAVY REGIONAL FINANCE CENTER
WASHINGTON DC 20371

CHIEF
BUR AU OF MEDICINE AND SURGERY
NAVY DEPARTMENT
WASHINGTON DC 20372

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CLINIC
NAVY DEPARTMENT
WASHINGTON, DC 20372

COMMANDING OFFICER
FLEET WEATHER FACILITY
SUITLAND
NAVY DEPARTMENT
WASHINGTON, DC 20373

COMMANDER
NAVAL OCEANOGRAPHIC OFFICE
WASHINGTON, DC 20373

EDUCATION AND TRAINING SUPPORT
DETACHMENT WASHINGTON
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

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PRINTING SERVICE, MANAGEMENT OFFICE
WASHINGTON NAVY YARD
BUILDING 157-3
WASHINGTON, DC 20374

COMMANDING OFFICER
CHESAPEAKE DIVISION
NAVAL FACILITIES ENGINEERING COMD
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

DIRECTOR
DEPARTMENT OF DEFENSE COMPUTER
INSTITUTE
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

DIRECTOR
FIELD SUPPORT ACTIVITY
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

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NAVAL ADMINISTRATIVE UNIT
BLDG 146
WASHINGTON NAVY YARD
WASHINGTON DC 20374

COMMANDING OFFICER
NAVAL COMMAND SYSTEMS
SUPPORT ACTIVITY
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

COMMANDANT
NAVAL DISTRICT WASHINGTON
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, WASHINGTON
BLDG 212 WASHINGTON NAVY YARD
WASHINGTON DC 20374

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

COMMANDING OFFICER
NAVAL PHOTOGRAPHIC CENTER
WASHINGTON, DC 20374

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
WASHINGTON DC 20374

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SALVAGE
WASHINGTON NAVY YARD
WASHINGTON DC 20374

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NAVAL WEAPONS ENGINEERING
SUPPORT ACTIVITY
WASHINGTON NAVY YARD
WASHINGTON DC 20374

OFFICER-IN CHARGE
NAVY APPELLATE REVIEW ACTIVITY
OFFICE OF JAG
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

OFFICER IN CHARGE
NAVY BAND
WASHINGTON NAVY YARD
WASHINGTON DC 20374

COMMANDING OFFICER
NAVY EXPERIMENTAL DIVING UNIT
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

COMMANDING OFFICER
NAVY FOOD SERVICE SYSTEMS OFFICE
WASHINGTON NAVY YARD
WASHINGTON DC 20374

OFFICER IN CHARGE
NAVY RECRUITING EXHIBIT CENTER
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

OFFICER IN CHARGE
NAVY REGIONAL PROCUREMENT OFFICE
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

OFFICER IN CHARGE
NAVY TACTICAL DOCTRINE
ACTIVITY
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

COMMANDER NAVAL WEATHER
SERVICE COMMAND
NAVAL WEATHER SERVICE HEADQUARTERS
WASHINGTON NAVY YARD
WASHINGTON, DC 20374

DIRECTOR
NAVAL RESEARCH LABORATORY
WASHINGTON DC 20375

DEPARTMENT OF THE NAVY
AUTOMATIC DATA PROCESSING EQUIPMENT
SELECTION OFFICE
WASHINGTON DC 20376

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

DISTRICT OF COLUMBIA
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NAVAL HISTORICAL CENTER
WASHINGTON NAVY YARD
WASHINGTON DC 20376

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NAVY ACCOUNTING AND FINANCE CENTER
NAVY DEPARTMENT
WASHINGTON DC 20376

COMMANDANT OF THE MARINE CORPS
NAVY DEPARTMENT
WASHINGTON DC 20380

DIRECTOR OF
CIVILIAN MANPOWER
MANAGEMENT
NAVY DEPARTMENT
WASHINGTON D C 20390

COMMANDING OFFICER
MARINE BARRACKS
8TH AND I STS SE
WASHINGTON DC 20390

COMMANDER
MILITARY SEALIFT COMMAND
DEPARTMENT OF THE
NAVY
WASHINGTON DC 20390

COMMANDING OFFICER
NAVAL COMMUNICATION
STATION WASHINGTON
WASHINGTON DC 20390

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS SECURITY
ENGINEERING CENTER, NAVSECSTA
3801 NEBRASKA AVE N...
WASHINGTON DC 20390

COMMANDING OFFICER
NAVAL INTELLIGENCE
SUPPORT CENTER
4301 SUITLAND ROAD
WASHINGTON DC 20390

DIRECTOR
NAVAL OBSERVATORY FLAGSTAFF STATION
CARE OF SUPERINTENDANT
NAVAL OBSERVATORY
WASHINGTON DC 20390

DIRECTOR
NAVAL OBSERVATORY TIME SERVICE
SUBSTATION CARE OF SUPERINTENDENT
NAVAL OBSERVATORY
WASHINGTON DC 20390

COMMANDING OFFICER
NAVAL SECURITY STATION
3801 NEBRASKA AVE NW
WASH DC 20390

COMMANDER
NAVAL TELECOMMUNICATIONS COMMAND
4401 MASSACHUSETTS AVE N W
WASHINGTON DC 20390

OFFICER IN CHARGE
NAVY PURCHASING OFFICE
WASHINGTON NAVY YARD
WASHINGTON DC 20390

DIRECTOR
NAVY-MARINE CORPS JUDICIARY
ACTIVITY
BLDG 200 WASHINGTON NAVY YARD
WASHINGTON DC 20390

DIRECTOR
SEASPARROW PROJECT SUPPORT OFFICE
DEPARTMENT OF THE NAVY
WASHINGTON DC 20390

COMMANDER NAVAL
SECURITY GROUP COMMAND
NAVAL SECURITY GROUP
HEADQUARTERS 3801 NEBRASKA AVE NW
WASHINGTON DC 20390

COMMANDING OFFICER
US NAVAL AIR FACILITY
WASHINGTON D C 20390

SUPERINTENDENT
US NAVAL OBSERVATORY
34TH AND MASSACHUSETTS AVE NW
WASHINGTON DC 20390

OFFICER IN CHARGE
NAVAL SUPPORT UNIT STATE DEPARTMENT
WASHINGTON DC 20520

FLORIDA

OFFICER IN CHARGE
NAVY FUEL DEPOT
PO BOX 9068
JACKSONVILLE FL 32208

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
JACKSONVILLE FL 32212

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
NAVAL AIR STATION
JACKSONVILLE FL 32212

COMMANDING OFFICER
NAVAL AIR STATION
JACKSONVILLE FL 32212

COMMANDING OFFICER
NAVAL ALCOHOL REHABILITATION CENTER
NAVAL AIR STATION
JACKSONVILLE, FL 32212

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-410
NAVAL AIR STATION
JACKSONVILLE FL 32212

COMMANDING OFFICER
NAVAL DRUG REHABILITATION CENTER
NAVAL AIR STATION
JACKSONVILLE FL 32212

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL AIR STATION
JACKSONVILLE, FL 32212

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
JACKSONVILLE, FL 32212







DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

FLORIDA
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COMMANDING OFFICER
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PO BOX 65
NAVAL AIR STATION
JACKSONVILLE, FL 32212

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
JACKSONVILLE FL 32212

OFFICER IN CHARGE
NAVY DISEASE VECTOR ECOLOGY AND
CONTROL CENTER
NAVAL AIR STATION
JACKSONVILLE FL 32212

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NAVAL AIR STATION
BOX 79
JACKSONVILLE FL 32212

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
BOX 68 NAVAL AIR STATION
JACKSONVILLE FL 32212

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
JACKSONVILLE FL 32214

OFFICER IN CHARGE
FLEET AIR INTELLIGENCE SUPPORT
CENTER CECIL FIELD
NAVAL AIR STATION
CECIL FIELD,FL 32215

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
CECIL FIELD FL 32215

COMMANDING OFFICER
NAVAL AIR STATION
CECIL FIELD FL 32215

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
DRAWER T
MAYPORT NAVAL STATION
JACKSONVILLE, FL 32228

COMMANDING OFFICER
FLEET TRAINING CENTER
NAVAL STATION
MAYPORT FL 32228

COMMANDING OFFICER
NAVAL STATION
MAYPORT FL 32228

COMMANDING OFFICER
NAVAL COASTAL SYSTEMS LABORATORY
PANAMA CITY FL 32401

CHIEF OF NAVAL EDUCATION
AND TRAINING
NAVAL AIR STATION
PENSACOLA, FL 32508

SUPERINTENDENT
DEPENDENTS EDUCATION OFFICE
ATLANTIC
NAVAL AIR STATION
PENSACOLA FL 32508

COMMANDING OFFICER
HELICOPTER COMBAT SUPPORT SQUADRON
SIXTEEN
NAVAL AIR STATION
PENSACOLA FL 32508

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
BUILDING 604
NAVAL AIR STATION
PENSACOLA FL 32508

COMMANDING OFFICER
NAVAL AIR STATION
PENSACOLA FL 32508

DIRECTOR
NAVAL AVIATION MUSEUM
NAVAL AIR STATION
PENSACOLA FL 32508

COMMANDING OFFICER
NAVAL AVIATION SCHOOLS COMMAND
BLDG 633 NAVAL AIR STATION
PENSACOLA FL 32508

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 402 PUBLIC WORKS CENTER
NAVAL AIR STATION
PENSACOLA, FL 32508

COMMANDING OFFICER
NAVAL EDUCATION AND TRAINING
INFORMATION SYSTEMS ACTIVITY
NAVAL AIR STATION
PENSACOLA, FL 32508

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL AIR STATION
PENSACOLA, FL 32508

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
PENSACOLA, FL 32508

COMMANDING OFFICER
NAVAL WEATHER SERVICE FACILITY
NAVAL AIR STATION
PENSACOLA FL 32508

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
PENSACOLA FL 32508

COMMANDING OFFICER
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(BLUE ANGELS)
NAVAL AIR STATION
PENSACOLA, FL 32508

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
NAVAL AIR STATION
PENSACOLA FL 32508

DIRECTOR
DEFENSE ACTIVITY FOR NON-TRADITION
EDUCATION SUPPORT
PENSACOLA FL 32509

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

FLORIDA
(CONTINUED)

COMMANDING OFFICER
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PROGRAM DEVELOPMENT CENTER
CLEVEN
PENSACOLA FL 32509

COMMANDING OFFICER
NAVAL AIR STATION
SAUFLEY FIELD
PENSACOLA FL 32510

COMMANDING OFFICER
NAVAL TECHNICAL TRAINING CENTER
CORRY STATION
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COMMANDING OFFICER
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MEDICAL CENTER
PENSACOLA FL 32512

COMMANDING OFFICER
NAVAL AEROSPACE MEDICAL INSTITUTE
NAVAL AEROSPACE AND REGIONAL
MEDICAL CENTER
PENSACOLA FL 32512

COMMANDING OFFICER
NAVAL AEROSPACE MEDICAL RESEARCH
LABORATORY
NAVAL AEROSPACE & REGIONAL MED CEN
PENSACOLA FL 32512

COMMANDING OFFICER
NAVAL AIR STATION
WHITING FIELD
MILTON FL 32570

COMMANDING OFFICER
NAVAL HOSPITAL
ORLANDO FL 32813

COMMANDER
NAVAL TRAINING CENTER
ORLANDO FL 32813

COMMANDING OFFICER
NAVAL TRAINING EQUIPMENT
CENTER
ORLANDO FL 32813

OFFICER IN CHARGE
NAVY FINANCE OFFICE
ORLANDO FL 32813

COMMANDING OFFICER
RECRUIT TRAINING COMMAND
ORLANDO FL 32813

COMMANDING OFFICER
SERVICE SCHOOL COMMAND
NAVAL TRAINING CENTER
ORLANDO FL 32813

COMMANDING OFFICER
NAVAL ORDNANCE TEST UNIT
PATRICK AFB FL 32925

MILITARY SEALIFT COMMAND
OFFICE, PORT CANAVERAL
PO BOX 4066
PATRICK AIR FORCE BASE FL 32925

COMMANDING OFFICER
NAVAL SECURITY GROUP
ACTIVITY
HOMESTEAD FL 33030

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
KEY WEST, FL 33040

COMMANDING OFFICER
NAVAL AIR STATION
KEY WEST FL 33040

COMMANDING OFFICER
NAVAL COMMUNICATION STATION
KEY WEST FL 33040

COMMANDING OFFICER
NAVAL HOSPITAL
KEY WEST FL 33040

OFFICER IN CHARGE
NAVY FINANCE OFFICE
TRUMAN ANNEX
NAVAL AIR STATION
KEY WEST FL 33040

GEORGIA

COMMANDING OFFICER
NAVAL AIR STATION ATLANTA
MARIETTA GA 30060

DIRECTOR
NAVY OFFICE OF INFORMATION
ATLANTA BRANCH
1459 PEACHTREE ST SUITE 300
ATLANTA GA 30309

COMMANDING OFFICER
NAVAL SUPPLY CORPS SCHOOL
ATHENS, GA 30601

COMMANDER
NAVY RECRUITING AREA THREE
451 COLLEGE ST PO BOX 4887
MACON GA 31208

COMMANDING OFFICER
NAVAL AIR TECHNICAL
TRAINING CENTER
NAVAL AIR STATION
GLYNCO GA 31520

COMMANDING GENERAL
MARINE CORPS SUPPLY CENTER
ALBANY GA 31704

OFFICER IN CHARGE
NAVY AUTODIN SWITCHING CENTER
ALBANY
MARINE CORPS SUPPLY CENTER
ALBANY GA 31704

HAWAII

COMMANDING OFFICER
PACIFIC MISSILE FACILITY
BARKING SANDS
KAUAI, HI 96752

IDAHO

OFFICER IN CHARGE
NAVAL ADMINISTRATION UNIT
525 SECOND STREET
IDAHO FALLS ID 83401







DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

IDAHO
(CONTINUED)

COMMANDING OFFICER
NAVAL NUCLEAR POWER TRAINING UNIT
PO BOX 2751
IDAHO FALLS ID 83401

ILLINOIS

COMMANDING OFFICER
NAVAL AIR STATION
GLENVIEW IL 60026

COMMANDING OFFICER
NAVAL WEATHER SERVICE FACILITY
GLENVIEW IL 60026

EDUCATION AND TRAINING SUPPORT
DETACHMENT GREAT LAKES
GREAT LAKES, IL 60088

DIRECTOR
FLEET HOMETOWN NEWS CENTER
GREAT LAKES IL 60088

COMMANDING OFFICER
MARINE BARRACKS
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GREAT LAKES IL 60088

COMMANDING OFFICER
NAVAL ADMINISTRATIVE
COMMAND
NAVAL TRAINING CENTER
GREAT LAKES IL 60088

COMMANDING OFFICER
NAVAL ALCOHOL REHABILITATION CENTER
NAVAL TRAINING CENTER
GREAT LAKES IL 60088

COMMANDER
NAVAL BASE
BUILDING 1
GREAT LAKES IL 60088

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 401
NAVAL TRAINING CENTER
GREAT LAKES, IL 60088

COMMANDING OFFICER
NAVAL DENTAL RESEARCH INSTITUTE
NAVAL BASE
GREAT LAKES IL 60088

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, GREAT LAKES
BLDG 3209
GREAT LAKES IL 60088

COMMANDING OFFICER
NAVAL HOSPITAL CORPS SCHOOL
GREAT LAKES IL 60088

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL TRAINING CENTER
GREAT LAKES, IL 60088

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
GREAT LAKES, IL 60088

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
GREAT LAKES IL 60088

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE CENTER
BLDG 2700, NAVAL BASE
GREAT LAKES, IL 60088

COMMANDER
NAVAL TRAINING CENTER
GREAT LAKES IL 60088

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
GREAT LAKES IL 60088

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
BLDG 1A
GREAT LAKES IL 60088

COMMANDER
NAVY RECRUITING AREA FIVE
BLDG 130
GREAT LAKES IL 60088

COMMANDING OFFICER
NAVY REGIONAL FINANCE CENTER
BLDG 122
GREAT LAKES IL 60088

COMMANDING OFFICER
RECRUIT TRAINING COMMAND
NAVAL TRAINING CENTER
GREAT LAKES IL 60088

COMMANDING OFFICER
SERVICE SCHOOL COMMAND
BLDG 300 NAVAL
TRAINING CENTER
GREAT LAKES IL 60088

COMMANDING OFFICER
TRANSIENT PERSONNEL UNIT
NAVAL ADMINISTRATIVE COMMAND
NAVAL TRANING CENTER
GREAT LAKES IL 60088

COMMANDANT
9TH NAVAL DISTRICT
BUILDING 1
GREAT LAKES IL 60088

DIRECTOR
NAVY OFFICE OF INFORMATION
CHICAGO BRANCH
536 SOUTH CLARK ST ROOM 252
CHICAGO IL 60605

DIRECTOR
OFFICE OF NAVAL RESEARCH
BRANCH OFFICE
536 S CLARK ST
CHICAGO IL 60605

INDIANA

COMMANDING OFFICER
NAVAL AVIONICS FACILITY
21ST AND ARLINGTON AVENUE
INDIANAPOLIS IN 46218

COMMANDING OFFICER
NAVAL AMMUNITION DEPOT
CRANE INDIANA 47522

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

KENTUCKY

COMMANDING OFFICER
NAVAL ORDNANCE STATION
LOUISVILLE KY 40214

LOUISIANA

COMMANDING OFFICER
NAVAL AIR STATION
NEW ORLEANS
BELLE CHASSE LA 70037

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
NEW ORLEANS LA 70146

COMMANDER
EIGHT NAVAL DISTRICT SECTOR CMD HQ
EIGHT NAVAL DISTRICT
NEW ORLEANS LA 70146

COMMANDING OFFICER
MARINE AIR RESERVE TRAINING COMMAND
NAVAL SUPPORT ACTIVITY
NEW ORLEANS, LA 70146

COMMANDER
MILITARY SEALIFT COMMAND
GULF SUB-AREA
4400 DAUPHINE ST
NEW ORLEANS LA 70146

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, NEW ORLEANS, NAVSUPPACT
4400 DAUPHINE ST.
NEW ORLEANS, LA 70146

COMMANDING OFFICER
NAVAL RESERVE FERRO-CEMENT BOAT CEN
NAVAL SUPPORT ACTIVITY
NEW ORLEANS,LA 70146

PROSPECTIVE COMMANDER
NAVAL RESERVE PERSONNEL CENTER
NEW ORLEANS LA 70146

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY
NEW ORLEANS LA 70146

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NEW ORLEANS LA 70146

CHIEF OF NAVAL RESERVE
NEW ORLEANS LA 70146

COMMANDANT
8TH NAVAL DISTRICT
NEW ORLEANS LA 70146

COMMANDING OFFICER
ENLISTED PERSONNEL
MANAGEMENT CENTER
NEW ORLEANS LA 70159

COMMANDING OFFICER
PERSONNEL MANAGEMENT INFORMATION
CENTER (DEVELOPMENT STATUS)
NEW ORLEANS LA 70159

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
NEW ORLEANS
PO BOX 6436
NEW ORLEANS LA 70174

MAINE

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
BRUNSWICK ME 04011

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
BRUNSWICK ME 04011

COMMANDING OFFICER
US NAVAL AIR STATION
BRUNSWICK MAINE 04011

SUPERVISOR SHIPBUILDING
CONVERSION-REPAIR USN
574 WASHINGTON ST.
BATH, ME 04530

COMMANDING OFFICER
NAVAL RADIO STATION (T)
CUTLER
EAST MACHIAS ME 04630

COMMANDING OFFICER
NAVAL SECURITY GROUP
ACTIVITY
WINTER HARBOR ME 04693

MARYLAND

COMMANDING OFFICER
NAVAL EXPLOSIVE ORDNANCE
DISPOSAL FACILITY
INDIAN HEAD MD 20640

COMMANDING OFFICER
NAVAL ORDNANCE STATION
INDIAN HEAD MD 20640

COMMANDING OFFICER
NAVAL SCHOOL EXPLOSIVE
ORDNANCE DISPOSAL
NAVAL ORDNANCE STATION
INDIAN HEAD MD 20640

COMMANDING OFFICER
NAVAL AIR STATION
PATUXENT RIVER MD 20670

COMMANDER
NAVAL AIR TEST CENTER
PATUXENT RIVER MD 20670

COMMANDER
NAVAL AVIATION INTEGRATED LOGISTIC
SUPPORT CENTER
PATUXENT RIVER MD 20670

OFFICER IN CHARGE
NAVAL ELECTRONIC SYSTEMS TEST AND
EVALUATION DETACHMENT
PATUXENT RIVER, MD 20670

COMMANDING OFFICER
NAVAL HOSPITAL
PATUXENT RIVER MD 20670

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
PATUXENT RIVER MD 20670

COMMANDING OFFICER
MARINE BARRACKS
FORT MEADE MD 20755





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

MARYLAND
(CONTINUED)

COMMANDING OFFICER
NAVAL SECURITY GROUP
ACTIVITY
FORT GEORGE G MEAD
MARYLAND 20755

OFFICER IN CHARGE
NAVY FIELD OPERATIONAL
INTELLIGENCE OFFICE
FORT GEORGE G MEADE MD 20755

OFFICER IN CHARGE
NAVY/MARINE/COAST GUARD DETACHMENT
US ARMED FORCES BICENTENNIAL BAND
FORT MEADE, MD 20755

COMMANDER
NAVAL SHIP ENGINEERING CENTER
CENTER BUILDING
PRINCE GEORGES CENTER
HYATTSVILLE, MD 20782

COMMANDER
NAVAL SURFACE WEAPONS CENTER
WHITE OAK
SILVER SPRING MD 20910

OFFICER IN CHARGE
STRATEGIC ANALYSIS SUPPORT GROUP
APL JHU 8621 GEORGIA AVENUE
SILVER SPRING MD 20910

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE CENTER
FORT MC HENRY
BALTIMORE,MD 21230

COMMANDING OFFICER
MARINE BARRACKS
NAVAL STATION
ANNAPOLIS MD 21402

SUPERINTENDENT
NAVAL ACADEMY
ANNAPOLIS MD 21402

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 403
NAVAL ACADEMY
ANNAPOLIS MD 21402

COMMANDING OFFICER
NAVAL HOSPITAL
ANNAPOLIS MD 21402

COMMANDING OFFICER
NAVAL STATION
ANNAPOLIS MD 21402

COMMANDING OFFICER
NAVAL UNIT
FORT DETRICK
FREDERICK MD 21701

OFFICER IN CHARGE
NAVY LIAISON GROUP
ALTERNATE JOINT COMMUNICATIONS
CENTER
FORT RITCHIE MD 21719

COMMANDING OFFICER
NAVAL SUPPORT FACILITY
BOX 277
THURMONT MD 21788

COMMANDING OFFICER
NAVAL NUCLEAR POWER SCHOOL
NAVAL TRAINING CENTER
BAINBRIDGE MD 21905

COMMANDING OFFICER
NAVAL RESERVE MANPOWER CENTER
BAINBRIDGE MD 21905

COMMANDER
NAVAL TRAINING CENTER
BAINBRIDGE MD 21905

COMMANDING OFFICER
PERSONNEL ACCOUNTING
MACHINE INSTALLATION
CONTINENTAL US
BAINBRIDGE MD 21905

MASSACHUSETTS

OFFICER IN CHARGE
NAVY CLOTHING AND TEXTILE
RESEARCH UNIT
21 STRATHMORE ROAD
NATICK MA 01760

DIRECTOR
NAVY OFFICE OF INFORMATION
BOSTON BRANCH
575 TECHNOLOGY SQUARE 8TH FLOOR
CAMBRIDGE MA 02139

COMMANDING OFFICER
NAVAL AIR STATION
SOUTH WEYMOUTH MA 02190

COMMANDER
FIRST NAVAL DISTRICT SECTOR COMMAND
HDQTS FIRST NAVAL DISTRICT
495 SUMMER STREET
BOSTON MA 02210

COMMANDER
NAVAL BASE
BOSTON MASS 02210

OFFICER IN CHARGE
NAVAL BLOOD RESEARCH LABORATORY
NAVY BLDG.
495 SUMMER STREET
BOSTON MA 02210

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE
495 SUMMER STREET
BOSTON MA 02210

DIRECTOR
OFFICE OF NAVAL RESEARCH BRANCH
OFFICE
495 SUMMER STREET
BOSTON MA 02210

COMMANDANT
1ST NAVAL DISTRICT
495 SUMMER ST.
BOSTON MASS 02210

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

MASSACHUSETTS
(CONTINUED)

COMMANDING OFFICER
US NAVAL FACILITY
NANTUCKET MASS 02554

MICHIGAN

COMMANDING OFFICER
NAVAL AIR FACILITY DETROIT
ST CLEMENS MI 48093

MINNESOTA

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL AND MARINE CORPS RESERVE CTR
4300 BLOOMINGTON RD, T IN CITIES
FT SNELLING, ST. PAUL MN 55111

MISSISSIPPI

OFFICER IN CHARGE
NAVAL RESERVE FACILITY
DUNCAN PARK
NATCHEZ MS 39120

COMMANDING OFFICER
NAVAL AIR STATION
MERIDIAN MS 39301

COMMANDING OFFICER
NAVAL TECHNICAL TRAINING CENTER
MERIDIAN, MS 39301

COMMANDING OFFICER
NAVAL CONSTRUCTION
BATTALION CENTER
GULFPORT MS 39501

COMMANDING OFFICER
NAVAL CONSTRUCTION TRAINING CENTER
GULFPORT MS 39501

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
PASCAGOULA, MS 39567

MISSOURI

COMMANDING OFFICER
MARINE CORPS AUTOMATED
SERVICES CENTER
1500 E BANNISTER RD
KANSAS CITY MISSOURI 64131

COMMANDING OFFICER
MARINE CORPS FINANCE CENTER
KANSAS CITY MO 64197

NEBRASKA

COMMANDER
NAVY RECRUITING AREA SIX
SUITE 100
6910 PACIFIC STREET
OMAHA, NE 68106

OFFICER IN CHARGE
NAVAL OFFICER PROMO SUPPORT
ACTIVITY
30TH AND FORT STS.
OMAHA NE 68111

NEVADA

COMMANDING OFFICER
NAVAL AIR STATION
FALLON NV 89406

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AMMUNITION DEPOT
HAWTHORNE NV 89415

COMMANDING OFFICER
NAVAL AMMUNITION DEPOT
HAWTHORNE NV 89415

NEW HAMPSHIRE

COMMANDING OFFICER
MARINE BARRACKS
PORTSMOUTH NAVAL SHIPYARD
PORTSMOUTH, NH 03801

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
PORTSMOUTH NH 03801

COMMANDER
PORTSMOUTH NAVAL SHIPYARD
PORTSMOUTH, NH 03801

NEW JERSEY

COMMANDING OFFICER
NAVY INTERNATIONAL LOGISTICS
CONTROL OFFICE
BAYONNE NJ 07002

COMMANDING OFFICER
MARINE BARRACKS
NAVAL WEAPONS STATION, EARLE
COLTS NECK NJ 07722

COMMANDING OFFICER
NAVAL WEAPONS STATION
EARLE
COLTS NECK, NJ 07722

DIRECTOR
NAVAL AUDIT SERVICE NORTHEAST REGIO
CENTRAL CAMDEN PARKADE BLDG
SUITE 215 30 NORTH 5TH ST
CAMDEN NJ 08102

COMMANDING OFFICER
NAVAL AIR PROPULSION TEST CENTER
TRENTON NJ 08628

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION
LAKEHURST, NJ 08733

COMMANDING OFFICER
NAVAL AIR ENGINEERING CTR
LAKEHURST, NJ 08733

COMMANDING OFFICER
NAVAL AIR STATION
LAKEHURST, NJ 08733

COMMANDING OFFICER
NAVAL AIR TECHNICAL
TRAINING CENTER
NAVAL AIR STATION
LAKEHURST NJ 08733





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

NEW JERSEY
(CONTINUED)

COMMANDING OFFICER
NAVAL AIR TEST FACILITY
NAVAL AIR STATION
LAKEHURST NJ 08733

OFFICER IN CHARGE
NAVY BRANCH AVIATION SUPPLY OFFICE
CATAPULT AND ARRESTING GEAR
NAVAL AIR STATION
LAKEHURST NJ 08733

NEW MEXICO

COMMANDING OFFICER
NAVAL WEAPONS
EVALUATION FACILITY
KIRKLAND AFB
ALBUQUERQUE NM 87117

COMMANDING OFFICER
NAVAL ORDNANCE MISSILE
TEST FACILITY
WHITE SANDS MISSILE
RANGE NM 88002

NEW YORK

DIRECTOR
NAVY OFFICE OF INFORMATION
NEW YORK BRANCH
663 FIFTH AVE 3RD FLOOR
NEW YORK NY 10022

OFFICER IN CHARGE
FLEET POST OFFICE NEW YORK
98TH STREET AND NORTHERN BOULEVARD
LONG ISLAND CITY NY 11101

OFFICER IN CHARGE
NAVY SPECIAL SERVICES
ADMINISTRATIVE ACTIVITY
311 FLUSHING AVENUE
BROOKLYN NY 11205

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
3RD AVENUE AND 29TH STREET
BROOKLYN, NY 11232

OFFICER IN CHARGE
NAVY FINANCE OFFICE
3RD AVE AND 29TH ST
BROOKLYN NY 11232

COMMANDING OFFICER
NAVY RESALE SYSTEM OFFICE
3RD AVE AND 29TH ST
BROOKLYN NY 11232

COUNSEL NEW YORK BRANCH
OFFICE OF THE GENERAL COUNSEL
DEPARTMENT OF THE NAVY
3RD AVE AND 29TH ST
BROOKLYN NY 11232

COMMANDER
MILITARY SEALIFT COMMAND
ATLANTIC
58TH ST AND 1ST AVE
BROOKLYN NY 11250

COMMANDER
EASTERN SEA FRONTIER
FLUSHING AND
WASHINGTON AVENUES
BROOKLYN NY 11251

COMMANDER
NAVAL BASE NEW YORK
FLUSHING-WASHINGTON
AVENUES
BROOKLYN NY 11251

COMMANDING OFFICER
NAVAL INVESTIGATIVE
SERVICE OFFICE NEW YORK
FLUSHING-WASHINGTON AVES
BROOKLYN NY 11251

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY
136 FLUSHING AVENUE
BROOKLYN NY 11251

COMMANDER
THIRD NAVAL DISTRICT SECTOR CMD HQ
THIRD NAVAL DISTRICT
FLUSHING AND WASHINGTON AVENUES
BROOKLYN NY 11251

COMMANDANT
3RD NAVAL DISTRICT
FLUSHING AND
WASHINGTON AVENUES
BROOKLYN NY 11251

COMMANDING OFFICER
NAVAL NUCLEAR POWER TRAINING UNIT
PO BOX 300
BALLSTON SPA, NY 12020

OFFICER IN CHARGE
NAVAL ADMINISTRATIVE UNIT
SCOTIA, NY 12302

COMMANDER
NAVY RECRUITING AREA ONE
SCOTIA NY 12302

NORTH CAROLINA

COMMANDING OFFICER
NAVAL FACILITY
CAPE HATTERAS
BUXTON NC 27920

COMMANDER JOINT
UNCONVENTIONAL WARFARE
TASK FORCE ATLANTIC
US ARMY JFK CENTER FOR SPECIAL
WARFARE FORT BRAGG NC 28307

COMMANDER
MARINE CORPS AIR BASES EASTERN AREA
MARINE CORPS AIR STATION
CHERRY POINT NC 28533

COMMANDING GENERAL
MARINE CORPS AIR STATION
CHERRY POINT NC 28533

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
MARINE CORPS AIR STATION
CHERRY POINT NC 28533

COMMANDING OFFICER
NAVAL HOSPITAL
CHERRY POINT NC 28533

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

NORTH CAROLINA
(CONTINUED)

COMMANDING GENERAL
2ND MARINE AIRCRAFT WING
MARINE CORPS AIR
STATION
CHERRY POINT NC 28533

COMMANDING OFFICER
MARINE CORPS AIR STATION
HELICOPTER
NEW RIVER
JACKSONVILLE N C 28540

COMMANDING OFFICER
FIELD MEDICAL SERVICE SCHOOL
MARINE CORPS BASE
CAMP LEJEUNE NC 28542

COMMANDING GENERAL
FORCE TROOPS FLEET MARINE
FORCE ATLANTIC
CAMP LEJEUNE NC
28542

COMMANDING GENERAL
MARINE CORPS BASE
CAMP LEJEUNE NC 28542

COMMANDING OFFICER
NAVAL MEDICAL FIELD RESEARCH
LABORATORY
CAMP LEJEUNE 28542

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
CAMP LEJEUNE NC 28542

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
CAMP LEJEUNE NC 28542

COMMANDING GENERAL
2ND MARINE DIVISION FMF
CAMP LEJEUNE NC 28542

COMMANDER
32ND MARINE AMPHIBIOUS UNIT
CAMP LEJEUNE, NC 28542

COMMANDER
34TH MARINE AMPHIBIOUS UNIT
CAMP LEJEUNE, NC 28542

OH10

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL AND MARINE CORPS RESERVE CTR
85 NORTH YEARLING ROAD
COLUMBUS OH 43213

COMMANDER
NAVY RECRUITING AREA FOUR
360 SOUTH THIRD STREET
COLUMBUS, OH 43215

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL AND MARINE CORPS RESERVE CEN
1089 E. NINTH STREET
CLEVELAND, OH 44114

DIRECTOR
NAVY FAMILY ALLOWANCE ACTIVITY
ANTHONY J. CELEBREZZE FEDERAL BLDG.
1240 EAST 9TH STREET
CLEVELAND OH 44199

COMMANDING OFFICER
NAVY FINANCE CENTER
ANTHONY J. CELEBREZZE FEDERAL BLDG
CLEVELAND OH 44199

OFFICER IN CHARGE
NAVY ENVIRONMENTAL HEALTH CENTER
3333 VINE ST.
CINCINNATI, OH 45220

OKLAHOMA

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AMMUNITION DEPOT
MCALESTER OK 74501

COMMANDING OFFICER
NAVAL AMMUNITION DEPOT
MC ALESTER OK 74501

OREGON

COMMANDING OFFICER
NAVAL FACILITY
COOS HEAD
PO BOX 5660
CHARLESTON OR 97420

PENNSYLVANIA

COMMANDING OFFICER
NAVY FLEET MATERIAL
SUPPORT OFFICE
MECHANICSBURG
PENNSYLVANIA 17055

COMMANDING OFFICER
SHIPS PARTS CONTROL CENTER
MECHANICSBURG PA 17055

COMMANDER NAVAL AIR
DEVELOPMENT CENTER
WARMINSTER PA 18974

COMMANDING OFFICER
NAVAL AIR FACILITY
WARMINSTER PA 18974

COMMANDING OFFICER
NAVAL AIR STATION
WILLOW GROVE PA 19090

COMMANDING OFFICER
NAVAL AIR TECHANICAL
SERVICES FACILITY
700 ROBBINS AVENUE
PHILADELPHIA PENNA 19111

COMMANDING OFFICER
NAVY AVIATION SUPPLY OFFICE
700 ROBBINS AVENUE
PHILADELPHIA PA 19111

OFFICER IN CHARGE
NAVY FINANCE OFFICE
700 ROBBINS AVE
PHILADELPHIA PA 19111

DIRECTOR
NAVY PUBLICATIONS AND PRINTING
SERVICE, NORTHERN DIVISION
BLDG 4 SECTION D 700 ROBBINS AVE
PHILADELPHIA PA 19111



DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

PENNSYLVANIA
(CONTINUED)

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
4TH NAVAL DISTRICT BLDG. 652
NAVAL BASE
PHILADELPHIA, PA 19112

COMMANDER
FOURTH NAVAL DISTRICT SECTOR CMD HQ
FOURTH NAVAL DISTRICT
NAVAL BASE
PHILADELPHIA PA 19112

COMMANDING OFFICER
MARINE BARRACKS
PHILADELPHIA PA 19112

COMMANDING OFFICER
NAVAL AVIATION ENGINEERING SERVICE
UNIT
PHILADELPHIA PA 19112

COMMANDER
NAVAL BASE
PHILADELPHIA PA 19112

COMMANDER
NAVAL DAMAGE CONTROL
TRAINING CENTER
PHILADELPHIA PA 19112

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, PHILADELPHIA
PHILADELPHIA, PA 19112

COMMANDING OFFICER
NAVAL INACTIVE SHIP
MAINTENANCE FACILITY
NAVAL BASE
PHILADELPHIA, PA 19112

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL BASE
PHILADELPHIA,PA 19112

OFFICER IN CHARGE
NAVAL MATERIAL INDUSTRIAL
RESOURCES OFFICE
PHILADELPHIA PA 19112

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
PHILADELPHIA, PA 19112

OFFICER IN CHARGE
NAVAL REGIONAL PROCURLMENT OFFICE
PHILADEPHIA PA 19112

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE CENTER
BLDG 662, NAVAL BASE
PHILADELPHIA, PA 19112

COMMANDING OFFICER
NAVAL SCHOOL BOILER
TECHNICIAN
PHILADELPHIA PA 19112

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY
PHILADELPHIA PA 19112

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
PHILADELPHIA PA 19112

COMMANDING OFFICER
NORTHERN DIVISION
NAVAL FACILITIES ENGINEERING
COMMAND
PHILADELPHIA PA 19112

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
NAVAL BASE
PHILADELPHIA PA 19112

COMMANDANT
4TH NAVAL DISTRICT
PHILADELPHIA PA 19112

COMMANDING OFFICER
NAVAL PUBLICATION AND FORMS CENTER
5801 TABOR AVENUE
PHILADELPHIA PA 19120

COMMANDER
PHILADELPHIA NAVAL SHIPYARD
PHILADELPHIA, PA 19122

COMMANDING OFFICER
NAVAL MEDICAL MATERIAL SUPPORT CMD
3500 SOUTH BROAD STREET
PHILADELPHIA, PA 19145

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
17TH ST AND PATTISON AVE
PHILADEPHIA PA 19145

COMMANDING GENERAL
MARINE CORPS SUPPLY
ACTIVITY
1100 SOUTH BROAD ST
PHILADELPHIA PENNA 19146

GOVERNOR
NAVAL HOME
24TH AND GRAYS FERRY AVENUE
PHILADELPHIA PA 19146

PUERTO RICO AND VIRGIN ISLANDS

COMMANDING OFFICER
CAMP GARCIA
FORCE TROOPS
FMF ATLANTIC
VIEQUES PUERTO RICO 00765

RHODE ISLAND

EDUCATION AND TRAINING SUPPORT
DETACHMENT NEWPORT
NAVAL BASE
NEWPORT, RI 02840

COMMANDING OFFICER
MARINE BARRACKS
NAVAL EDUCATION + TRAINING CENTER
NEWPORT, RI 02840

COMMANDER
NAVAL EDUCATION AND TRAINING CENTER
NEWPORT, RI 02840

COMMANDING OFFICER
NAVAL JUSTICE SCHOOL
NEWPORT, RI 02840

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL EDUCATION AND TRAINING CENTER
NEWPORT, RI 02840

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

RHODE ISLAND
(CONTINUED)

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
NEWPORT RI 02840

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
NEWPORT RI 02840

COMMANDING OFFICER
NAVAL UNDERWATER SYSTEMS
CENTER
NEWPORT RI 02840

PRESIDENT
NAVAL WAR COLLEGE
NEWPORT RI 02840

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
NEWPORT RI 02840

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NEWPORT RI 02840

COMMANDING OFFICER
SURFACE WARFARE OFFICERS SCHOOL
COMMAND
NEWPORT, RI 02840

COMMANDING OFFICER
NAVAL CONSTRUCTION
BATTALION CENTER
DAVISVILLE RI 02854

SOUTH CAROLINA

COMMANDER
NAVAL INTELLIGENCE COMMAND
2461 EISENHOWER AVE
ALEXANDRIA VA 29331

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, CHARLESTON ROOM 512
FEDERAL BLDG, 334 MEETING ST
CHARLESTON SC 29403

EDUCATION AND TRAINING SUPPORT
DETACHMENT CHARLESTON
NAVAL BASE
CHARLESTON, SC 29408

COMMANDING OFFICER
ATLANTIC FLEET POLARIS MATERIAL
OFFICE
NAVAL BASE
CHARLESTON SC 29408

COMMANDER
CHARLESTON NAVAL SHIPYARD
US NAVAL BASE
CHARLESTON, SC 29408

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
FLEET AND MINE WARFARE
TRAINING CENTER
NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
MARINE BARRACKS
NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
MARINE BARRACKS
NAVAL WEAPONS STATION
CHARLESTON SC 29408

COMMANDER
MINE WARFARE FORCE
US NAVY
CHARLESTON SC 29408

COMMANDER
NAVAL BASE
CHARLESTON SC 29408

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-412
NAVAL STATION NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
CHARLESTON
NAVAL BASE
CHARLESTON SC 29408

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL BASE
CHARLESTON , SC 29408

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL SECURITY GROUP
ACTIVITY
NAVAL BASE
CHARLESTON SOUTH CAROLINA 29408

COMMANDING OFFICER
NAVAL STATION
CODE 11A
COMSIX-COMNAVBASE ALLOWANCE
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL STATION
NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL WEAPONS STATION
CHARLESTON SC 29406

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
CHARLESTON SC 29408

OFFICER IN CHARGE
NAVY FINANCE OFFICE
NAVAL BASE
CHARLESTON SC 29408





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

SOUTH CAROLINA
(CONTINUED)

COMMANDING OFFICER
NAVY FLEET BALLISTIC
MISSILE SUBMARINE
TRAINING CENTER NAVAL BASE
CHARLESTON SC 29408

DIRECTOR
NAVY PUBLICATIONS AND PRINTING
SERVICE SOUTHEAST DIVISION BLDG 35
NAVAL BASE CHARLESTON SC 29408

COMMANDING OFFICER
POLARIS MISSILE FACILITY
ATLANTIC
CHARLESTON SC 29408

COMMANDER
SIXTH NAVAL DISTRICT SECTOR CMD HQ
SIXTH NAVAL DISTRICT
NAVAL BASE
CHARLESTON SC 29408

COMMANDANT
6TH NAVAL DISTRICT
NAVAL BASE
CHARLESTON SC 29408

COMMANDING OFFICER
NAVAL SUPPLY CENTER
CHARLESTON SC 29411

COMMANDING OFFICER
SOUTHERN DIVISION NAVAL FACILITIES
ENGINEERING COMMAND
PO BOX 10068
CHARLESTON SC 29411

COMMANDING OFFICER
MARINE CORPS AIR STATION
BEAUFORT SC 29902

COMMANDING OFFICER
NAVAL HOSPITAL
BEAUFORT SC 29902

COMMANDING GENERAL
MARINE CORPS RECRUIT DEPOT
PARRIS ISLAND SC 29905

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
PARRIS ISLAND SC 29905

TENNESSEE

COMMANDING OFFICER
HUMAN RESOURCE MANAGEMENT SCHOOL
NAVAL AIR STATION, MEMPHIS
MILLINGTON, TN 38054

COMMANDING OFFICER
NAVAL AIR MAINTENANCE TRAINING
GROUP NAS,MEMPHIS (71)
MILLINGTON TN 38054

COMMANDING OFFICER,
NAVAL AIR STATION
MEMPHIS (84)
MILLINGTON TN 38054

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 404
NAVAL AIR STATION MEMPHIS (99)
MILLINGTON TN 38054

COMMANDING OFFICER
NAVAL HOSPITAL MEMPHIS (74)
MILLINGTON TN 38054

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL AIR STATION MEMPHIS
MILLINGTON, TN 38054

OFFICER IN CHARGE
NAVY COMMISSARY STORE
NAVAL AIR STATION,MEMPHIS(32)
MILLINGTON TN 38054

CHIEF OF NAVAL
TECHNICAL TRAINING
NAVAL AIR STATION
MEMPHIS (75)
MILLINGTON TN 38054

TEXAS

DIRECTOR
NAVY OFFICE OF INFORMATION
DALLAS BRANCH,MAIN TOWER BLDG.
1200 MAIN ST, SUITE 230
DALLAS,TX 75202

COMMANDING OFFICER
NAVAL AIR STATION
DALLAS TX 75211

COMMANDER
NAVY RECRUITING AREA SEVEN
SANTA FE BLDG
1499 REGAL ROW
DALLAS,TX 75247

COMMANDER
NAVAL RESERVE READINESS COMMAND
NAVAL RESERVE CENTER
1902 OLD SPANISH TRAIL
HOUSTON, TX 77025

COMMANDING OFFICER
NAVAL INACTIVE SHIP
STORAGE FACILITY
ORANGE, TX 77630

COMMANDING OFFICER
NAVAL AIR STATION
CHASE FIELD
BEEVILLE, TX 78103

COMMANDING OFFICER
NAVAL AIR STATION
KINGSVILLE TX 78363

COMMANDING OFFICER
NAVAL AIR STATION
CORPUS CHRISTI TX 78419

CHIEF OF NAVAL AIR TRAINING
NAVAL AIR STATION
CORPUS CHRISTI TX 78419

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT 407
NAVAL AIR STATION
CORPUS CHRISTI TX 78419

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

TEXAS
(CONTINUED)

COMMANDING OFFICER
NAVAL HOSPITAL
CORPUS CHRISTI TX 78419

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL AIR STATION
CORPUS CHRISTI, TX 78419

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
CORPUS CHRISTI TX 78419

VIRGINIA

DIRECTOR
NAVAL AUDIT SERVICE CAPITAL REGION
PO BOX 1206
FALLS CHURCH, VA. 22041

DIRECTOR, NAVAL AUDIT SERVICE
NAVAL AUDIT SERVICE HEADQUARTERS
PO BOX 1206
FALLS CHURCH, VA 22041

OFFICER IN CHARGE
NAVAL NUCLEAR POWER UNIT
ARMY ENGINEERING CENTER
FORT BELVOIR VA 22060

COMMANDING GENERAL
MARINE CORP DEVELOPMENT
AND EDUCATION COMMAND
QUANTICO VA 22134

COMMANDING OFFICER
MARINE CORPS AIR STATION
QUANTICO VA 22134

COMMANDING GENERAL
MARINE CORPS DEVELOPMENT
AND EDUCATION COMMAND
ATTN CCC BLDG 2048
QUANTICO VA 22134

COMMANDING OFFICER
NAVAL HOSPITAL
QUANTICO VA 22134

DIRECTOR
CAPITAL AREA PERSONNEL SERVICES
OFFICE NAVY DEPARTMENT OF THE NAVY
801 NORTH RANDOLPH ST
ARLINGTON VA 22203

COMMANDER
NAVY RECRUITING COMMAND
4015 WILSON BOULEVARD
ARLINGTON VA 22203

OFFICER IN CHARGE
HEADQUARTERS NAVY-MARINE CORPS
MARS RADIO STATION NAVY SERVICE CTR
8TH STREET AND SOUTH COURTHOUSE RD
ARLINGTON VA 22204

COMMANDING OFFICER
HEADQUARTERS BATTALION
HEADQUARTERS US MARINE CORPS
HENDERSON HALL
ARLINGTON VA 22214

COMMANDING OFFICER
MARINE SECURITY GUARD BATTALION
HEADQUARTERS US MARINE CORPS
HENDERSON HALL
ARLINGTON VA 22214

DIRECTOR
OFFICE OF NAVAL DISABILITY
EVALUATION
800 NORTH QUINCY STREET
ARLINGTON VA 22217

CHIEF OF NAVAL RESEARCH
800 NORTH QUINCY ST.,
ARLINGTON VA 22217

COMMANDING OFFICER
NAVAL ADMINISTRATIVE SERVICES
COMMAND ROOM 901
4660 KENMORE AVENUE
ALEXANDRIA VA 22304

COMMANDING OFFICER
NAVY PETROLEUM OFFICE
CAMERON STATION
ALEXANDRIA VA 22314

COMMANDING OFFICER
NAVAL INTELLIGENCE PROCESSING
SYSTEM SUPPORT ACTIVITY
2461 EISENHOWER AVE
ALEXANDRIA VA 22331

DIRECTOR NAVAL INVESTIGATIVE
SERVICE/COMMANDING OFFICER NAVAL
INVESTIGATIVE SERVICE HEADQUARTERS
2461 EISENHOWER AVE S/L 10
ALEXANDRIA, VA 22331

OCEANOGRAPHER OF THE NAVY
HOFFMAN II
200 STOVALL STREET
ALEXANDRIA VA 22332

COMMANDER
NAVAL FACILITIES ENGINEERING COMD
NAVFACENG COMMAND HEADQUARTERS
200 STOVALL STREET
ALEXANDRIA VA 22332

OFFICER IN CHARGE
OF CONSTRUCTION NAVAL FACILITIES
ENGINEERING COMMAND CONTRACTS
BETHESDA, 200 STOVALL ST.
ALEXANDRIA, VA 22332

COMMANDER
NAVAL SURFACE WEAPONS CENTER
DAHLGREN LABORATORY
DAHLGREN VA 22448

COMMANDING OFFICER
US NAVAL SPACE
SURVEILLANCE SYSTEM
DAHLGREN VA 22448

OFFICER IN CHARGE
CHEATHAM ANNEX
NAVAL SUPPLY CENTER NORFOLK
WILLIAMSBURG VA 23185

OFFICER IN CHARGE
FLEET AIR INTELLIGENCE SUPPORT
CENTER OCEANA
NAVAL AIR STATION OCEANA
VIRGINIA BEACH VA 23460





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

VIRGINIA
(CONTINUED)

COMMANDING OFFICER
NAVAL AIR STATION
OCEANA
VIRGINIA BEACH VA 23460

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-415
NAVAL AIR STATION, OCEANA
VIRGINIA BEACH VA 23460

OFFICER IN CHARGE
CENTRAL TEST SITE FOR PERSONNEL AND
TRAINING EVALUATION PROGRAM
NAVAL GUIDED MISSILES SCHOOL
DAM NECK, VIRGINIA BEACH, VA 23461

COMMANDING OFFICER
FLEET COMBAT DIRECTION
SYSTEMS SUPPORT
ACTIVITY DAM NECK
VIRGINIA BEACH VA 23461

COMMANDING OFFICER
FLEET COMBAT DIRECTION SYSTEMS
TRAINING CENTER ATLANTIC
DAM NECK
VIRGINIA BEACH VA 23461

COMMANDING OFFICER
NAVAL GUIDED MISSILES
SCHOOL
DAM NECK
VIRGINIA BEACH VA 23461

COMMANDING OFFICER
MARINE BARRACKS
NAVAL WEAPONS STATION
YORKTOWN VA 23491

OFFICER IN CHARGE
NAVAL MINE ENGINEERING FACILITY
YORKTOWN VA 23491

COMMANDING OFFICER
HUMAN RESOURCE MANAGEMENT CENTER,
NORFOLK
5621-23 TIDEWATER DRIVE
NORFOLK, VA 23509

EDUCATION AND TRAINING SUPPORT
DETACHMENT NORFOLK
NAVAL BASE
NORFOLK, VA 23511

COMMANDING OFFICER
ATLANTIC COMMAND OPERATIONS SUPPORT
FACILITY
NAVAL STATION
NORFOLK VA 23511

COMMANDER
ATLANTIC DIVISION
NAVAL FACILITIES ENGINEERING
COMMAND
NORFOLK VA 23511

COMMANDING OFFICER
ATLANTIC FLEET DATA PROCESSING
SERVICE CENTER NORFOLK
NAVAL STATION
NORFOLK VA 23511

COMMANDING OFFICER
ATLANTIC FLEET PHOTOGRAPHIC CENTER
NAVAL AIR STATION
NORFOLK,VA 23511

COMMANDING OFFICER
CAMP ELMORE
MARINE CORPS
NORFOLK VA 23511

NAVAL AIR SYSTEMS
COMMAND REPRESENTATIVE
ATLANTIC
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
ENLISTED PERSONNEL
COMMANDER NAVAL AIR FORCE
US ATLANTIC FLEET NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
ENLISTED PERSONNEL DISTRIBUTION
OFFICE
US ATLANTIC FLEET
NORFOLK VA 23511

COMMANDER
FIFTH NAVAL DISTRICT SECTOR CMD HQ
FIFTH NAVAL DISTRICT
NORFOLK VA 23511

COMMANDING OFFICER
FLAG ADMINISTRATIVE UNIT
CINCLANTFLT
BOX 100, CODE 095
NORFOLK VA 23511

COMMANDING OFFICER
FLEET ANTI-SUBMARINE WARFARE
TRAINING CENTER, ATLANTIC
NAVAL STATION
NORFOLK, VA 23511

OFFICER IN CHARGE
FLEET AVIATION ACCOUNTING
OFFICE ATLANTIC
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
FLEET INTELLIGENCE
TRAINING CENTER ATLANTIC
BLDG N25A, NAVAL STATION
NORFOLK VA 23511

COMMANDING OFFICER
FLEET INTELLIGENCE CENTER
EUROPE AND ATLANTIC
NORFOLK VA 23511

COMMANDING GENERAL
FLEET MARINE FORCE ATLANTIC
COMMANDING GENERAL FLEET MARINE
FORCE EUROPE (DESIGNATE)
NORFOLK VA 23511

COMMANDING OFFICER
FLEET TRAINING CENTER
NORFOLK VA 23511

COMMANDING OFFICER
FLEET WEATHER CENTRAL
MCADIE BUILDING (U-117)
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDER NAVAL AIR
FORCE, US ATLANTIC FLEET
NORFOLK VA 23511

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

VIRGINIA
(CONTINUED)

COMMANDER
MANNED SPACECRAFT RECOVERY FORCE
ATLANTIC BUILDING SF-71
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
MARINE BARRACKS
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL ADMINISTRATIVE COMMAND
ARMED FORCES STAFF COLLEGE
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL AIR REWORK FACILITY
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL ALCOHOL REHABILITATION CENTER
BUILDING J-50
NAVAL STATION
NORFOLK VA 23511

DIRECTOR
NAVAL AUDIT SERVICE SOUTHEAST REGIO
NAVAL BASE
NORFOLK, VA 23511

COMMANDER
NAVAL BASE
NORFOLK VA 23511

COMMANDER IN CHIEF ATLANTIC
NAVAL BASE
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL COMMUNICATION
STATION NORFOLK
NORFOLK VA 23511

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-411
NAVAL STATION
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL EDUCATION AND TRAINING
SUPPORT CENTER, ATLANTIC
BLDG Z-86, NAVAL STATION
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
NORFOLK
NORFOLK VA 23511

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
NAVAL BASE
NORFOLK, VA 23511

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
NORFOLK,VA 23511

COMMANDER
NAVAL SAFETY CENTER
NAVAL AIR STATION
NORFOLK, VA 23511

COMMANDER
NAVAL SURFACE FORCE
U. S. ATLANTIC FLEET
NORFOLK VA 23511

OFFICER IN CHARGE
NAVY ENVIRONMENTAL AND
PREVENTIVE MEDICINE UNIT NO 2
NORFOLK VA 23511

COMMANDING OFFICER
NAVY MANPOWER AND MATERIAL
ANALYSIS CENTER
ATLANTIC
NORFOLK VA 23511

COMMANDING OFFICER
NAVY MATERIAL TRANSPORTATION OFFICE
BLDG Z-133
NAVAL STATION
NORFOLK VA 23511

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
NORFOLK VA 23511

COMMANDING OFFICER
NAVY REGIONAL FINANCE CENTER
BLDG 132
NORFOLK VA 23511

COMMANDER
OCEANOGRAPHIC SYSTEM ATLANTIC
BOX 100
NORFOLK VA 23511

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
BUILDING A-67 NAVAL STATION
NORFOLK VA 23511

FLEET AVIATION
SPECIALIZED OPERATIONAL
TRAINING GROUP ATLANTIC FLEET
NAVAL AIR STATION
NORFOLK VA 23511

COMMANDER
SUBMARINE FORCE
US ATLANTIC FLEET
NORFOLK VA 23511

COMMANDER
TRAINING COMMAND
US ATLANTIC FLEET
NORFOLK, VA 23511

COMMANDING OFFICER
US NAVAL AIR STATION
NORFOLK VA 23511

COMMANDING OFFICER
USNAVAL STATION
NORFOLK VA 23511

COMMANDER IN CHIEF
U.S. ATLANTIC FLEET
NORFOLK VA 23511

COMMANDANT
5TH NAVAL DISTRICT
NORFOLK VA 23511

COMMANDING OFFICER
NAVAL SUPPLY CENTER
NORFOLK VA 23512





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

VIRGINIA
(CONTINUED)

MILITARY SEALIFT COMMAND
OFFICE, HAMPTON ROADS
BLDG SB-130 NAVAL SUPPLY CENTER
NORFOLK VA 23512

SENIOR MEMBER
SUB-BOARD OF INSPECTION
AND SURVEY ATLANTIC
NAVAL AMPHIBIOUS BASE
NORFOLK VA 23520

COMMANDING GENERAL
LANDING FORCE TRAINING COMMAND
ATLANTIC AMPHIBIOUS FORCE LANTFLT
NAVAL AMPHIBIOUS BASE LITTLE CREEK
NORFOLK VA 23521

COMMANDING OFFICER
NAVAL AMPHIBIOUS BASE
LITTLE CREEK
NORFOLK VA 23521

COMMANDING OFFICER
NAVAL AMPHIBIOUS SCHOOL
LITTLE CREEK
NAVAL AMPHIBIOUS BASE
NORFOLK VA 23521

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
NORFOLK VA 23521

COMMANDING OFFICER
SCHOOL OF MUSIC
NAVAL AMPHIBIOUS BASE
LITTLE CREEK
NORFOLK VA 23521

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
NEWPORT NEWS SHIPBUILDING AND
DRYDOCK CO.
NEWPORT NEWS, VA 23607

COMMANDING OFFICER
NAVAL OPHTHALMIC SUPPORT AND
TRAINING ACTIVITY
YORKTOWN, VA 23690

COMMANDING OFFICER
NAVAL WEAPONS STATION
YORKTOWN, VA 23691

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
P.O. BOX 215
PORTSMOUTH VA 23705

COMMANDING OFFICER
NAVAL ELECTRONIC SYSTEMS ENGINEERIN
CENTER, PORTSMOUTH
PO BOX 55
PORTSMOUTH VA 23705

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
PORTSMOUTH VA 23708

COMMANDING OFFICER
MARINE BARRACKS
NORFOLK NAVAL SHIPYARD
PORTSMOUTH, VA 23709

COMMANDING OFFICER
NAVAL INACTIVE SHIP
MAINTENANCE FACILITY
NORFOLK NAVAL SHIPYARD
PORTSMOUTH, VA 23709

COMMANDING OFFICER
NAVAL SCHOOL CRYOGENICS CLASS C
NORFOLK NAVAL SHIPYARD
PORTSMOUTH VA 23709

COMMANDING OFFICER
NAVAL SEA SUPPORT CENTER,
ATLANTIC BUILDING 62
NORFOLK NAVAL SHIPYARD
PORTSMOUTH, VA 23709

COMMANDER
NORFOLK NAVAL SHIPYARD
PORTSMOUTH, VA 23709

WASHINGTON

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
SEATTLE WA 98115

COMMANDING OFFICER
NAVAL DISPENSARY
NAVAL SUPPORT ACTIVITY
SEATTLE WA 98115

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
SEATTLE, WA 98115

COMMANDER
NAVAL RESERVE READINESS COMMAND
BUILDING 9
NAVAL SUPPORT ACTIVITY
SEATTLE, WA 98115

COMMANDING OFFICER
NAVAL SUPPORT ACTIVITY
SEATTLE WA 98115

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
SEATTLE WA 98115

OFFICER IN CHARGE
NAVY FINANCE OFFICER
SEATTLE WA 98115

COMMANDANT
13TH NAVAL DISTRICT
SEATTLE WASH 98115

MILITARY SEALIFT
COMMAND OFFICE SEATTLE
PIER 91
SEATTLE WASH 98119

OFFICER IN CHARGE
NAVAL RADIO STATION T
JIM CREEK
OSO WA 98223

COMMANDING OFFICER
MARINE BARRACKS
NAVAL AIR STATION WHIDBEY ISLAND
OAK HARBOR WA 98278

COMMANDING OFFICER
NAVAL AIR STATION
WHIDBEY ISLAND
OAK HARBOR WA 98278

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

WASHINGTON
(CONTINUED)

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION-417
NAVAL AIR STATION, AMIDEY ISLAND
OAK HARBOR WA 98278

COMMANDING OFFICER
NAVAL HOSPITAL
AMIDEY ISLAND
OAK HARBOR WA 98278

OFFICER IN CHARGE OF CONSTRUCT
NAVAL FACILITY ENGINEERING COMMAND
TRIDENT SCIO KITSAP WAY
PO BOX 00 WYCOFF STATION
BREMERTON, WA 98310

COMMANDING OFFICER
MARINE BARRACKS
NAVAL TORPEDO STATION KEYPORT
BREMERTON WA 98314

COMMANDING OFFICER
MARINE BARRACKS
BREMERTON, WA 98314

COMMANDING OFFICER
NAVAL INACTIVE SHIP
MAINTENANCE FACILITY
PUGET SOUND NAVAL SHIPYARD
BREMERTON, WA 98314

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
BREMERTON, WA 98314

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CENTER
BREMERTON WA 98314

COMMANDING OFFICER
NAVAL SUPPLY CENTER PUGET SOUND
BREMERTON WA 98314

OFFICER IN CHARGE
PACIFIC FLEET POLARIS MATERIAL
OFFICE
PUGET SOUND NAVAL SHIPYARD
BREMERTON WA 98314

COMMANDER
PUGET SOUND NAVAL SHIPYARD
BREMERTON, WA 98314

COMMANDING OFFICER
NAVAL ORDNANCE ENGINEERING FACILITY
KEYPORT WA 98345

COMMANDING OFFICER
US NAVAL TORPEDO STATION
KEYPORT WASH 98345

COMMANDING OFFICER
STRATEGIC WEAPONS FACILITY, PACIFIC
SILVERDALE, WA 98383

COMMANDING OFFICER
NAVAL FACILITY
PACIFIC BEACH
PACIFIC BEACH WA 98571

WEST VIRGINIA

OFFICER IN CHARGE
NAVAL RADIO STATION P
SUGAR GROVE WV 26815

WISCONSIN

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
PO BOX 26
STURGEON BAY, WI 54235

WYOMING

OFFICER IN CHARGE
NAVAL PETROLEUM AND OIL SHALE
RESERVES IN COLORADO, UTAH AND
WYOMING 111 SOUTH WOLCOTT ROOM 113
CASPER WY 82601

OVERSEAS
(SEE FPO/APO LIST FOR LOCATION)

COMMANDER
MILITARY SEALIFT COMMAND
EASTERN ATLANTIC AND
MEDITERRANEAN
APO NEW YORK 09069

COMMANDING OFFICER
US NAVAL AIR FACILITY
APO NEW YORK 09127

MILITARY SEALIFT
COMMAND OFFICE
APO NEW YORK 09159

CHIEF
NAVY TECHNICAL ASSISTANCE FIELD
TEAM BOX 2501
APO NEW YORK 09205

COMMANDER SUBMARINE FORCE
US ATLANTIC FLEET REPRESENTATIVE
BOX 611
APO NEW YORK 09218

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
APO NEW YORK 09240

OFFICER IN CHARGE
OF CONSTRUCTION NAVAL
FACILITIES ENGR COMD
CONTRACTS SPAIN
APO NEW YORK 09285

LIAISON OFFICER
US NAVY SHIPBUILDING LIAISON OFFICE
SPAIN
APO NEW YORK 09285

TECHNICAL DIRECTOR
US NAVAL MEDICAL RESEARCH UNIT 3
FIELD FACILITY
APO NEW YORK 09319

COMMANDING OFFICER
US NAVAL MEDICAL RESEARCH UNIT 5
APO NEW YORK 09319

COMMANDING OFFICER
TUSLOG DETACHMENT 28
APO NEW YORK 09324
CONTENTS FOR OFFICIAL USE
EXEMPT FROM CUSTOMS

COMMANDER
US FORCES AZORES
APO NEW YORK 09406





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

OVERSEAS
(CONTINUED)

COMMANDING OFFICER
US NAVAL AIR FACILITY
APO NEW YORK 09406

COMMANDER
US NAVAL FORCES AZORES
APO NEW YORK 09406

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
APO NEW YORK 09406

COMMANDING OFFICER
US NAVAL SECURITY GROUP ACTIVITY
APO NEW YORK 09458

COMMANDER
ATTACK CARRIER STRIKING FORCE
SIXTH FLEET
FPO NEW YORK 09501

COMMANDER
MIDDLE EAST FORCE
FPO NEW YORK 09501

COMMANDER
SECOND FLEET
FPO NEW YORK 09501

COMMANDER
SIXTH FLEET
FPO NEW YORK 09501

COMMANDER
SOUTH ATLANTIC FORCE
US ATLANTIC FLEET
FPO NEW YORK 09501

COMMANDER
US NAVAL SUPPORT FORCE
ANTARCTICA
FPO NEW YORK 09501

COMMANDING GENERAL
4TH MARINE AMPHIBIOUS BRIGADE
FPO NEW YORK 09502

MILITARY SEALIFT
COMMAND OFFICE
BOX 29
FPO NEW YORK 09510

COUNSEL
EUROPEAN BRANCH
OFFICE OF THE GENERAL COUNSEL
DEPARTMENT OF THE NAVY
FPO NEW YORK 09510

COMMANDING OFFICER
FLEET OPERATIONS CONTROL CENTER
US NAVAL FORCES EUROPE/US
EASTERN ATLANTIC BOX 12
FPO NEW YORK 09510

U S COMMANDER EASTERN ATLANTIC
FPO NEW YORK 09510

COMMANDING OFFICER
HUMAN RESOURCE MANAGEMENT CENTER
BOX 23
FPO NEW YORK 09510

COMMANDING OFFICER
MARINE BARRACKS
US NAVAL ACTIVITILS
FPO NEW YORK 09510

COMMANDER
NAVAL ACTIVITIES
UNITED KINGDOM
FPO NEW YORK 09510

CO OFFICE OF NAVAL
RESEARCH BRANCH OFFICE
BOX 39
FPO NEW YORK 09510

COMMANDING OFFICER
U S NAVAL COMMUNICATION
UNIT
FPO NEW YORK 09510

COMMANDER IN CHIEF
US NAVAL FORCES EUROPE
FPO NEW YORK 09510

COMMANDING OFFICER
US NAVAL INVESTIGATIVE SERVICE OFF
BOX 11
FPO NEW YORK 09510

OFFICER IN CHARGE
US NAVY COMMISSARY STORE REGION
UNITED KINGDOM
FPO NEW YORK 09510

COMMANDING OFFICER
US NAVAL AVIATION
WEAPONS FACILITY
FPO NEW YORK 09511

COMMANDING OFFICER
US COMMUNICATION STATION
FPO NEW YORK 09512

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
FPO NEW YORK 09513

COMMANDING OFFICER
US NAVAL AVIATION WEAPONS
FACILITY
FPO NEW YORK 09515

COMMANDING OFFICER
U S NAVAL RADIO STATION
FPO NEW YORK 09516

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
FPO NEW YORK 09518

COMMANDING OFFICER
U S NAVAL FACILITY
FPO NEW YORK 09519

COMMANDING OFFICER
US NAVAL AIR FACILITY
FPO NEW YORK 09520

COMMANDER
ANTISUBMARINE WARFARE FORCE
U S SIXTH FLEET
FPO NEW YORK 09521

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09521

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

OVERSEAS
(CONTINUED)

COMMANDER FLEET AIR
MEDITERRANEAN/COMMANDER
ANTISUBMARINE WARFARE FORCE
US SIXTH FLEET
FPO NEW YORK 09521

COMMANDER
MILITARY SEALIFT COMMAND
MEDITERRANEAN SUB-AREA
P.O. BOX 23
FPO NEW YORK 09521

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
FPO NEW YORK 09521

OFFICER IN CHARGE
US NAVAL LEGAL SERVICE OFFICE
US NAVAL SUPPORT ACTIVITY
FPO NEW YORK 09521

COMMANDING OFFICER
US NAVAL REGIONAL MEDICAL CENTER
BOX X 19
FPO NEW YORK 09521

OFFICER IN CHARGE
US NAVAL REGIONAL PROCUREMENT
OFFICE
FPO NEW YORK 09521

COMMANDING OFFICER
US NAVAL SUPPORT ACTIVITY
FPO NEW YORK 09521

OFFICER IN CHARGE
US NAVY ENVIRONMENTAL AND
PREVENTIVE MEDICINE UNIT NO. 7
FPO NEW YORK 09521

COMMANDING OFFICER
U.S. NAVAL REGIONAL DENTAL CENTER
FPO NEW YORK 09521

OFFICER IN CHARGE
DETACHMENT SIGONELLA
COMMANDER ANTISUBMARINE WARFARE
FORCE US SIXTH FLEET BOX 288
FPO NEW YORK 09523

COMMANDING OFFICER
US NAVAL AIR FACILITY
FPO NEW YORK 09523

U S DOCUMENTS OFFICER
HEADQUARTERS ALLIED FORCES SOUTHERN
EUROPE
FPO NEW YORK 09524

COMMANDING OFFICER
US NAVAL COMMUNICATION STATION
FPO NEW YORK 09524

DIRECTOR
US NAVY PUBLICATIONS AND PRINTING
SERVICE EUROPEAN DIVISION BOX 108
FPO NEW YORK 09524

COMMANDING OFFICER
U S NAVAL COMMUNICATION
STATION
FPO NEW YORK 09525

COMMANDING OFFICER
US NAVAL MEDICAL RESEARCH UNIT 3
FPO NEW YORK 09527

COMMANDING OFFICER
US NAVAL FLEET SUPPORT OFFICE
FPO NEW YORK 09532

COMMANDING OFFICER
US NAVY SUPPORT OFFICE
FPO NEW YORK 09533

OFFICER IN CHARGE
DETACHMENT ROTA
COMMANDER ANTISUBMARINE WARFARE
FORCE US SIXTH FLEET
FPO NEW YORK 09540

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09540

COMMANDING OFFICER
US FLEET WEATHER CENTRAL
BOX 31
FPO NEW YORK 09540

COMMANDER
US NAVAL ACTIVITIES SPAIN
FPO NEW YORK 09540

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION
FPO NEW YORK 09540

COMMANDING OFFICER
US NAVAL HOSPITAL
FPO NEW YORK 09540

COMMANDING OFFICER
US NAVAL STATION
FPO NEW YORK 09540

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO NEW YORK 09540

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09544

COMMANDER
MOROCCO-US NAVAL TRAINING COMMAND
FPO NEW YORK 09544

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
FPO NEW YORK 09544

COMMANDING OFFICER
U S NAVAL COMMUNICATION
STATION
FPO NEW YORK 09544

OFFICER IN CHARGE
US NAVAL COMMUNICATION UNIT
FPO NEW YORK 09545

OFFICER IN CHARGE
US NAVAL RADIO STATION T
FPO NEW YORK 09546

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09549

COMMANDER
PUERTO RICO SECTOR ASW UNIT
COMMANDER NAVAL FORCES CARIBBEAN
FPO NEW YORK 09550





DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

OVERSEAS
(CONTINUED)

COMMANDER
ANTILLES DEFENSE COMMAND
FPO NEW YORK 09551

COMMANDING OFFICER
ATLANTIC FLEET WEAPONS
TRAINING FACILITY
FPO NEW YORK 09551

COMMANDER
FLEET AIR CARIBBEAN
FPO NEW YORK 09551

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09551

OFFICER IN CHARGE
US COMMISSARY STORE REGION
FPO NEW YORK 09551

COMMANDER
US NAVAL BASE
FPO NEW YORK 09551

COMMANDER
US NAVAL FORCES
CARIBBEAN
FPO NEW YORK 09551

COMMANDING OFFICER
US NAVAL HOSPITAL
FPO NEW YORK 09551

COMMANDING OFFICER
USNAVAL STATION
FPO NEW YORK 09551

COMMANDING OFFICER
U.S. NAVAL REGIONAL DENTAL CENTER
FPO NEW YORK 09551

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09552

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09553

COMMANDING OFFICER
U S NAVAL COMMUNICATION
STATION
FPO NEW YORK 09554

COMMANDING OFFICER
US NAVAL SECURITY GROUP ACTIVITY
FPO NEW YORK 09555

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09556

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09558

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09560

COMMANDING OFFICER
US NAVAL AIR STATION
FPO NEW YORK 09561

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09562

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO NEW YORK 09566

COMMANDER
FLEET AIR KEFLAVIK
FPO NEW YORK 09571

COMMANDER
ICELAND DEFENSE FORCE
BOX 1
FPO NEW YORK 09571

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09571

COMMANDING OFFICER
US FLEET WEATHER FACILITY
FPO NEW YORK 09571

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION
BOX 22
FPO NEW YORK 09571

COMMANDING OFFICER
US NAVAL FACILITY
FPO NEW YORK 09571

COMMANDER
US NAVAL FORCES ICELAND
FPO NEW YORK 09571

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
FPO NEW YORK 09571

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO NEW YORK 09571

COMMANDING OFFICER
USNAVAL STATION
FPO NEW YORK 09571

MILITARY SEALIFT
COMMAND OFFICE
FPO NEW YORK 09580

COMMANDER
PANAMA SECTOR ASW UNIT
FPO NEW YORK 09580

COMMANDING OFFICER
US NAVAL COMMUNICATION STATION
FPO NEW YORK 09580

COMMANDANT
ISND NAVAL DISTRICT
FPO NEW YORK 09580

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
BOX 5028
FPO NEW YORK 09584

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09585

OVERSEAS
(CONTINUED)

COMMANDING OFFICER
US NAVAL SUPPORT ACTIVITY
FPO NEW YORK 09585

COMMANDER
GUANTANAMO SECTOR (CTF
COMMANDER NAVAL BASE GUANTANAMO
FPO NEW YORK 09593

COMMANDING OFFICER
MARINE BARRACKS
FPO NEW YORK 09593

COMMANDING OFFICER
NAVAL DENTAL CLINIC
FPO NEW YORK 09593

COMMANDING OFFICER
U S NAVAL STATION
BOX 25
FPO NEW YORK 09593

COMMANDING OFFICER
US NAVAL AIR STATION
FPO NEW YORK 09593

COMMANDER
US NAVAL BASE
BOX 34
FPO NEW YORK 09593

COMMANDING OFFICER
US NAVAL HOSPITAL
FPO NEW YORK 09593

COMMANDING OFFICER
US NAVAL SECURITY GROUP ACTIVITY
US NAVAL BASE BOX 41
FPO NEW YORK 09593

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO NEW YORK 09593

COMMANDING OFFICER
U S NAVAL FACILITY
FPO NEW YORK 09597

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO NEW YORK 09597

COMMANDING OFFICER
US NAVAL STATION
FPO NEW YORK 09597

COMMANDING OFFICER
US NAVAL SUPPORT ACTIVITY
FPO NEW YORK 09597

OFFICER IN CHARGE
US NAVAL COMMUNICATION
TECHNICAL GROUP
APO NEW YORK 09676

OFFICER IN CHARGE
US SENDING STATE OFFICE
FOR ITALY
APO NEW YORK 09794

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
APO SAN FRAN 96210

COMMANDER
JOINT CASUALTY RESOLUTION CENTER
APO SAN FRANCISCO 96232

COMMANDING OFFICER
MILITARY SEALIFT COMMAND OFFICE
APO SAN FRANCISCO 96232

MILITARY SEALIFT
COMMAND OFFICE
APO SAN FRAN 96259

MILITARY SEALIFT
COMMAND OFFICE
BOX 25
APO SAN FRAN 96265

COMMANDING OFFICER
HEADQUARTERS SUPPORT
ACTIVITY
BOX 25
APO SAN FRANCISCO 96263

COMMANDER
U S TAIWAN DEFENSE
COMMAND
APO SAN FRAN 96263

COMMANDING OFFICER
US NAVAL HOSPITAL
BOX 4
APO SAN FRANCISCO 96267

COMMANDING OFFICER
US NAVAL MEDICAL RESEARCH UNIT NO 2
BOX 14
APO SAN FRANCISCO 96263

OFFICER IN CHARGE
US NAVY COMMISSARY STORE REGION
APO SAN FRANCISCO 96263

COMMANDING OFFICER
US NAVAL SECURITY
GROUP ACTIVITY
APO SAN FRANCISCO 96274

COMMANDER
U S FORCES KOREA
APO SAN FRANCISCO
96301

COMMANDER
US NAVAL FORCES KOREA
APO SAN FRANCISCO
96301

COMMANDER
US SUPPORT ACTIVITY GROUP
APO SAN FRANCISCO 96310

COMMANDER
US FORCES JAPAN
APO SAN FRANCISCO
96328

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
TORII STATION
APO SAN FRANCISCO 96331

OFFICER IN CHARGE
OF CONSTRUCTION
NAVAL FACILITIES ENGINEERING
COMMAND CONTRACTS, THAILAND
APO SAN FRANCISCO 96346







OVERSEAS
(CONTINUED)

COMMANDER
US MILITARY ASSISTANCE
COMMAND CHIEF JOINT US MILITARY
ADVISORY GROUP THAILAND
APO SAN FRANCISCO 96346

COMMANDING OFFICER
US NAVAL SECURITY GROUP ACTIVITY
APO SAN FRANCISCO 96360

OFFICER IN CHARGE
US SENDING STATE OFFICE
FOR AUSTRALIA
APO SAN FRANCISCO 96404

OFFICER IN CHARGE
NAVAL MEDICAL ADMININISTRATIVE UNIT
TRIPLER ARMY MEDICAL CENTER
APO SAN FRANCISCO 96438

OFFICER IN CHARGE
DETACHMENT MISAWA
COMMANDER FLEET AIR WESTERN PACIFIC
APO SAN FRANCISCO 96519

OFFICER IN CHARGE
OF CONSTRUCTION NAVAL FACILITIES
ENGINEERING COMMAND CONTRACTS
SOUTHWEST PACIFIC
APO SAN FRANCISCO 96528

COMMANDER
ATTACK CARRIER STRIKING
FORCE SEVENTH FLEET
FPO SAN FRANCISCO 96601

COMMANDER
CRUISER-DESTROYER FORCE SEVENTH FLT
FPO SAN FRANCISCO 96601

COMMANDER
SEVENTH FLEET
FPO SAN FRANCISCO 96601

COMMANDING GENERAL
III MARINE AMPHIBIOUS FORCE FMF
FPO SAN FRANCISCO 96602

COMMANDING GENERAL
1ST MARINE AIRCRAFT WING
FPO SAN FRANCISCO
96602

COMMANDING OFFICER
1ST MARINE BRIGADE FMF
FPO SAN FRANCISCO 96602

COMMANDING GENERAL
3RD MARINE DIVISION (-)(RLIN) FMF
FPO SAN FRANCISCO 96602

COMMANDER
U.S.NAVAL FORCES MARIANAS
FPO SAN FRANCISCO 96603

EDUCATION AND TRAINING SUPPORT
DETACHMENT PEARL HARBOR
NAVAL BASE
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
CAMP H M SMITH US MARINE CORPS
FPO SAN FRANCISCO CA 96610

MILITARY SEALIFT
COMMAND OFFICE
BOX 115
FPO SAN FRAN 96610

SUPERVISOR OF SHIPBUILDING
CONVERSION AND REPAIR USN
BOX 400
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
FLAG ADMINISTRATIVE UNIT
STAFF COMMANDER IN CHIEF
US PACIFIC FLEET BOX 30
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
FLEET INTELLIGENCE CENTER
PACIFIC
FPO SAN FRANCISCO 96610

COMMANDING GENERAL
FLEET MARINE FORCE PACIFIC
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
FLEET WEATHER CENTRAL
BOX 113
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
HUMAN RESOURCE MANAGEMENT CENTER
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
MARINE BARRACKS
FPO SAN FRANCISCO 96610

COMMANDER
MARINE CORPS BASE PACIFIC
FPO SAN FRANCISCO 96610

OFFICER IN CHARGE
NAVAL AIR LOGISTIC CONTROL OFFICE
PACIFIC CINCPACFLT BOX 3
FPO SAN FRANCISCO 96610

OFFICER IN CHARGE
NAVAL CONSTRUCTION BATTALION
UNIT-413 NAVY PUBLIC WORKS CENTER
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL INACTIVE SHIP
MAINTENANCE FACILITY
BOX 123
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL INVESTIGATIVE SERVICE OFFICE
PACIFIC BOX 76
FPO SAN FRANCISCO 96610

OFFICER IN CHARGE
NAVAL LEGAL SERVICE OFFICE
BOX 124
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL REGIONAL DENTAL CENTER
BOX 11
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL REGIONAL MEDICAL CLINIC
BOX 121
FPO SAN FRANCISCO 96610

OVERSEAS
(CONTINUED)

COMMANDING OFFICER
NAVAL SHIP SYSTEMS COMMAND
MANAGEMENT OFFICE WESTERN PACIFIC
AREA, BOX 400
FPO SAN FRANCISCO 9661

COMMANDING OFFICER
NAVAL SHORE ELECTRONICS ENGINEERING
ACTIVITY,PACIFIC
BOX 130
FPO SAN FRANCISCO 9661

COMMANDING OFFICER
NAVAL SUBMARINE BASE
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL SUBMARINE TRAINING
CENTER PACIFIC
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVAL SUPPLY CENTER
BOX 300
FPO SAN FRANCISCO 9661

OFFICER IN CHARGE
NAVY COMMISSARY STORE REGION
FPO SAN FRANCISCO 9661

OFFICER IN CHARGE
NAVY ENVIRONMENTAL AND PREVENTIVE
MEDICINE UNIT NO 6 BOX 112
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
NAVY PUBLIC WORKS CENTER
FPO SAN FRANCISCO 96610

DIRECTOR
NAVY PUBLICATIONS AND PRINTING
SERVICE PACIFIC DIVISION
BOX 126
FPO SAN FRANCISCO 9661

COMMANDING OFFICER
NAVY REGIONAL FINANCE CENTER
FPO SAN FRANCISCO 9661

COMMANDER
OCEANOGRAPHIC SYSTEM
PACIFIC BOX 1390
FPO SAN FRANCISCO 96610

OFFICER IN CHARGE
OF CONSTRUCTION NAVAL FACILITIES
ENGINEERING COMMAND CONTRACTS
M10 PACIFIC
FPO SAN FRANCISCO 96610

COMMANDER IN CHIEF
PACIFIC
FPO SAN FRANCISCO 96610

COMMANDER
PACIFIC DIVISION
NAVAL FACILITIES
ENGINEERING COMMAND
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
PACIFIC FLEET DATA PROCESSING
SERVICE CENTER PEARL HARBOR
FPO SAN FRANCISCO 96610

COMMANDER
PEARL HARBOR NAVAL SHIPYARD
BOX 400
FPO SAN FRANCISCO 96610

DIRECTOR
REGIONAL OFFICE OF CIVILIAN
MANPOWER MANAGEMENT
BOX 119
FPO SAN FRANCISCO 96610

COMMANDER
SERVICE FORCE US PACIFIC FLEET
FPO SAN FRANCISCO 96610

COMMANDER
SUBMARINE FORCE
US PACIFIC FLEET
FPO SAN FRANCISCO
96610

COMMANDER
THIRD FLEET
FPO SAN FRANCISCO 96610

COMMANDER
US NAVAL BASE
BOX 110
FPO SAN FRANCISCO 9661

COMMANDING OFFICER
US NAVAL STATION
FPO SAN FRANCISCO 96610

COMMANDER IN CHIEF
US PACIFIC FLEET
FPO SAN FRANCISCO 96610

COMMANDANT
14TH NAVAL DISTRICT
BOX 110
FPO SAN FRANCISCO 96610

COMMANDING OFFICER
MARINE BARRACKS
FPO SAN FRANCISCO 96611

COMMANDER
NAVAL AIR FORCE,US PACIFIC FLEET,
REPRESENTATIVE HAWAII
NAVAL AIR STATION
FPO SAN FRANCISCO 96611

COMMANDING OFFICER
NAVAL AIR STATION
FPO SAN FRANCISCO 96611

COMMANDING OFFICER
NAVAL FACILITY
FPO SAN FRANCISCO 96611

COMMANDING OFFICER
MARINE BARRACKS
FPO SAN FRANCISCO 96612

COMMANDING OFFICER
NAVAL MAGAZINE
FPO SAN FRANCISCO 96612

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION HONOLULU
FPO SAN FRAN 96613

COMMANDING OFFICER
US NAVAL FACILITY
BOX 100
FPO SAN FRANCISCO 96614







OVERSEAS
(CONTINUED)

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO SAN FRANCISCO 96614

COMMANDING OFFICER
USNAVAL STATION
FPO SAN FRANCISCO 96614

COMMANDING OFFICER
MARINE CORPS AIR STATION
FPO SAN FRANCISCO 96615

COMMANDING OFFICER
FLEET OPERATIONS CONTROL
CENTER
PACIFIC FLEET
FPO SAN FRAN 96617

COMMANDING OFFICER
MARINE BARRACKS
FPO SAN FRANCISCO 96620

COMMANDING OFFICER
MILITARY SEALIFT COMMAND OFFICE
NAVAL STATION
BOX 198
FPO SAN FRANCISCO 9663

OFFICE IN CHARGE
OF CONSTRUCTION NAVAL FACILITIES
ENGINEERING COMMAND CONTRACTS
FPO SAN FRANCISCO 9663

COMMANDING OFFICER
U S NAVAL SHIP REPAIR
FACILITY
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US FLEET WEATHER CENTRAL
BOX 1,
COMNAVMARIANAS
FPO SAN FRANCISCO 9663

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION
FPO SAN FRAN 96630

COMMANDING OFFICER
US NAVAL FACILITY
FPO SAN FRANCISCO 96630

OFFICER IN CHARGE
US NAVAL LEGAL SERVICE OFFICE
COMNAVMARIANAS
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US NAVAL MAGAZINE
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US NAVAL REGIONAL MEDICAL CENTER
FPO SAN FRANCISCO 96630

OFFICER IN CHARGE
US NAVAL SHORE ELECTRONICS
ENGINEERING ACTIVITY
BOX 194
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US NAVAL SUPPLY DEPOT
FPO SAN FRANCISCO 96630

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
PO BOX 179 US NAVAL STATION
FPO SAN FRANCISCO 96630

OFFICER IN CHARGE
US NAVY FINANCE OFFICE
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US NAVY PUBLIC WORKS CENTER
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
USNAVAL STATION
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
U.S. NAVAL REGIONAL DENTAL CENTER
FPO SAN FRANCISCO 96630

COMMANDING OFFICER
US NAVAL AIR STATION
FPO SAN FRANCISCO 96637

MILITARY SEALIFT
COMMAND OFFICE PHILIPPINES
BOX 11
FPO SAN FRANCISCO
96651

COMMANDING OFFICER
MARINE BARRACKS
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
U S NAVAL SHIP REPAIR
FACILITY
FPO SAN FRANCISCO 96651

COMMANDER
US NAVAL BASE
FPO SAN FRANCISCO 96651

COMMANDER
US NAVAL FORCES
PHILIPPINES
BOX 30
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
US NAVAL HOSPITAL
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
US NAVAL INVESTIGATIVE SERVICE OFF
BOX 36
FPO SAN FRANCISCO 96651

OFFICER IN CHARGE
US NAVAL LEGAL SERVICE OFFICE
US NAVAL BASE
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
US NAVAL MAGAZINE
BOX 66
FPO SAN FRANCISCO 96651

OFFICER IN CHARGE
US NAVAL SHORE ELECTRONICS
ENGINEERING ACTIVITY
BOX 91
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
US NAVAL STATION
FPO SAN FRANCISCO 96651

DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

OVERSEAS
(CONTINUED)

COMMANDING OFFICER
US NAVAL SUPPLY DEPOT
FPO SAN FRANCISCO 96611

OFFICER IN CHARGE
US NAVY COMMISSARY STORE REGION
BOX 28
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
US NAVY PUBLIC WORKS CENTER
FPO SAN FRANCISCO 96651

COMMANDING OFFICER
U.S. NAVAL REGIONAL DENTAL CENTER
FPO SAN FRANCISCO 96651

OFFICER IN CHARGE
DETACHMENT CUBI POINT
COMMANDER FLEET AIR WESTERN PACIFIC
FPO SAN FRANCISCO 96654

COMMANDING OFFICER
FLEET AIR INTELLIGENCE SUPPORT
CENTER, WESTERN PACIFIC
BOX 14
FPO SAN FRANCISCO 96654

COMMANDING OFFICER
NAVAL AIR STATION
FPO SAN FRANCISCO 96654

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION
FPO SAN FRANCISCO 96656

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION
FPO SAN FRAN 96680

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO SAN FRANCISCO 96687

COMMANDING OFFICER
US NAVAL COMMUNICATION STATION
FPO SAN FRANCISCO 96695

OFFICER IN CHARGE
DETACHMENT DELTA
US NAVAL SUPPORT FORCE ANTARCTICA
FPO SAN FRANCISCO 96690

OFFICER IN CHARGE
U S NAVAL COMMUNICATION
UNIT
FPO SAN FRANCISCO 96696

OFFICER IN CHARGE
DETACHMENT ALFA, US NAVAL SUPPORT
FORCE, ANTARCTICA
FPO SAN FRANCISCO 96692

OFFICER IN CHARGE
US NAVY OFFICE
FPO SAN FRANCISCO 96699

MILITARY SEALIFT
COMMAND OFFICE
APO SEATTLE 98742

COMMANDING OFFICER
US NAVAL SECURITY GROUP
ACTIVITY
APO SEATTLE 98742

COMMANDER
MILITARY SEALIFT COMMAND
FAR EAST
FPO SEATTLE 98760

COMMANDER
FLEET ACTIVITIES
FPO SEATTLE 98762

COMMANDING OFFICER
MARINE BARRACKS
FPO SEATTLE 98762

COMMANDING OFFICER
U S NAVY PUBLIC WORKS
CENTER
FPO SEATTLE 98762

COMMANDING OFFICER
US NAVAL COMMUNICATION
STATION BOX 3
FPO SEATTLE 98762

COMMANDING OFFICER
US NAVAL INVESTIGATIVE SERVICE OFF
BOX 76
FPO SEATTLE 98762

OFFICER IN CHARGE
US NAVAL LEGAL SERVICE OFFICE
COMNAVFORJAPAN
FPO SEATTLE 98762

COMMANDING OFFICER
US NAVAL SHIP REPAIR FACILITY
FPO SEATTLE 98762

OFFICER IN CHARGE
US NAVAL SHORE ELECTRONICS
ENGINEERING ACTIVITY
BOX 5
FPO SEATTLE 98762

COMMANDING OFFICER
US NAVAL SUPPLY DEPOT
FPO SEATTLE 98762

COMMANDING OFFICER
US NAVAL WEATHER SERVICE FACILITY
FPO SEATTLE 98762

OFFICER IN CHARGE
US NAVY COMMISSARY STORE REGION
FPO SEATTLE 98762

COMMANDER
U.S.NAVAL FORCES JAPAN
FPO SEATTLE 98762

COMMANDING OFFICER
MARINE CORPS AIR STATION
FPO SEATTLE 98764

OFFICER IN CHARGE
US NAVY AIR SUPPORT UNIT
US MARINE CORPS AIR STATION
FPO SEATTLE 98764

COMMANDING OFFICER
US NAVAL REGIONAL MEDICAL CENTER
FPO SEATTLE 98765

COMMANDER
FLEET ACTIVITIES
FPO SEATTLE 98766







DIRECTORY OF DEPARTMENT OF THE NAVY MAILING ADDRESSES

OVERSEAS
(CONTINUED)

COMMANDING OFFICER
MARINE BARRACKS
FPO SEATTLE 98766

COMMANDING OFFICER
US NAVAL ORDNANCE FACILITY
FPO SEATTLE 98766

OFFICER IN CHARGE
NAVAL AIR LOGISTIC CONTROL OFFICE
WESTERN PACIFIC
U S NAVAL AIR FACILITY
FPO SEATTLE 98767

COMMANDING OFFICER
US NAVAL AIR FACILITY
FPO SEATTLE 98767

COMMANDER FLEET AIR
WESTERN PACIFIC
FPO SEATTLE 98767

COMMANDER PATROL AND
RECONNAISSANCE FORCE SEVENTH FLEET
FPO SEATTLE 98768

COMMANDER
U.S.TASK AN PATROL FORCE
PACIFIC FLEET
FPO SEATTLE 98768

OFFICER IN CHARGE
US NAVY COMMISSARY STORE
FPO SEATTLE 98769

COMMANDER
FLEET ACTIVITIES/US NAVAL AIR
FACILITY
FPO SEATTLE 98770

COMMANDING OFFICER
MILITARY SEALIFT COMMAND OFFICE
FPO SEATTLE 98770

COMMANDING OFFICER
US MARINE CORPS AIR STATION
(HELICOPTER)
FPO SEATTLE 98772

COMMANDING GENERAL
MARINE CORPS BASE
CAMP SMEDLEY D BUTLER
FPO SEATTLE 98773

COMMANDING OFFICER
NAVAL COMMUNICATION
STATION ADAK
FPO SEATTLE 98777

COMMANDING OFFICER
MARINE BARRACKS
NAVAL STATION
FPO SEATTLE 98791

COMMANDING OFFICER
NAVAL FACILITY
BOX 71
FPO SEATTLE 98791

COMMANDING OFFICER
USNAVAL STATION
FPO SEATTLE 98791

FPO/APO NUMERICAL LIST

| NUMBER | LOCATION |
|---|---|
| | FPO, NEW YORK |
| 09501 | SHIPS AND MOBILE FORCES |
| 09502 | MARINE CORPS MOBILE FORCES |
| 09505 | MERCHANT SHIPS CHARTERED TO MSC |
| 09510 | LONDON, ENGLAND |
| 09511 | ST. MAWGAN, ENGLAND |
| 09512 | LONDONDERRY, IRELAND |
| 09513 | TODENDORF, GERMANY |
| 09515 | MACRIHANISH, SCOTLAND |
| 09516 | THURSO, SCOTLAND |
| 09517 | KIEL-HOLTENAU, GERMANY |
| 09518 | [illegible] SCOTLAND |
| 09519 | BRAWDY, WALES, UNITED KINGDOM (NAVFAC) |
| 09520 | NAPLES, (CAPODICHINO), ITALY |
| 09521 | NAPLES, (NAVSUPPACT) ITALY |
| 09522 | VALTA, ITALY |
| 09523 | SIGONELLA, SICILY |
| 09524 | NAPLES, ITALY (NAVSUPPACT) UNIT ONE |
| 09525 | NEA MAKRI, GREECE |
| 09526 | DUFAIN, BAHRAIN |
| 09527 | CAIRO, UNITED ARAB REPUBLIC |
| 09528 | SOUDA BAY, CRETE |
| 09529 | NAPLES, ITALY |
| 09530 | NICOSIA, CYPRUS |
| 09532 | ATHENS, GREECE |
| 09533 | LA MADDALENA, SARDINIA |
| 09534 | VALLETTA, MALTA |
| 09540 | ROTA, SPAIN |
| 09541 | CARTAGENA, SPAIN |
| 09544 | KENITRA, MOROCCO |
| 09545 | ASMARA, ETHIOPIA |
| 09546 | GUARDAMAR DEL SEGURA, SPAIN |
| 09549 | PUNTA BORINQUEN, PUERTO RICO (NAVFAC) |
| 09550 | SAN JUAN, PUERTO RICO |
| 09551 | ROOSEVELT ROADS, PUERTO RICO |
| 09552 | ANTIGUA |
| 09553 | BARBADOS |
| 09554 | PONCE, PUERTO RICO |
| 09555 | SABANA SECA, PUERTO RICO |
| 09556 | LLEUTHERA ISLAND, BAHAMAS |
| 09558 | TURKS ISLAND, THE WEST INDIES |
| 09559 | ANDROS ISLAND, BAHAMAS |
| 09560 | BERMUDA |
| 09571 | KEFLAVIK, ICELAND |
| 09580 | BALBOA, CANAL ZONE |
| 09584 | GALETA ISLAND, CANAL ZONE |
| 09585 | ROOSMAN, CANAL ZONE |
| 09593 | GUANTANAMO BAY, CUBA |
| 09597 | ARGENTIA, NEWFOUNDLAND |
| 09598 | SHELBURNE, NOVA SCOTIA |

| NUMBER | LOCATION |
|---|---|
| | FPO, SAN FRANCISCO |
| 96601 | SHIPS AND MOBILE FORCES |
| 96602 | MARINE CORPS MOBILE FORCES |
| 96605 | MERCHANT SHIPS CHARTERED TO MSC |
| 96610 | PEARL HARBOR, HAWAII |
| 96611 | BARBERS POINT, HAWAII |
| 96612 | LUALUALEI, HAWAII |
| 96613 | WAHIAWA, HAWAII |
| 96614 | MIDWAY ISLAND |
| 96615 | KANEOHE BAY, HAWAII |
| 96617 | KUNIA, HAWAII |
| 96630 | GUAM, MARIANAS |
| 96637 | AGANA, GUAM, MARIANAS |
| 96650 | SUBIC BAY, (TNPO), R. P. |
| 96651 | SUBIC BAY, (NAVSTA), R. P. |
| 96654 | CUBI POINT, R. P. |
| 96656 | SAN MIGUEL, R. P. |
| 96658 | TARLAC, R. P. |
| 96659 | HONG KONG |
| 96680 | EXMOUTH, AUSTRALIA |
| 96685 | DIEGO GARCIA ISLAND |
| 96690 | CHRISTCHURCH, NEW ZEALAND |
| 96692 | ANTARCTIC SUPPORT FORCE |
| 96699 | SINGAPORE |





FPO/APO NUMERICAL LIST

| NUMBER | LOCATION |
|---|---|
| | FPO, SEATTLE |
| 98760 | YOKOHAMA, (TNPO), JAPAN |
| 98761 | YOKOHAMA, JAPAN |
| 98762 | YOKOSUKA, JAPAN |
| 98764 | IWAKUNI, JAPAN |
| 98765 | YOKUSKA, (NAVHOSP), JAPAN |
| 98766 | SASEBO, JAPAN |
| 98767 | ATSUGI, JAPAN |
| 98768 | KANIMEYA, JAPAN |
| 98769 | CHINHAE, KOREA |
| 98770 | NAHA, OKINAWA |
| 98771 | JUNEAU, ALASKA |
| 98772 | FUTEMA, OKINAWA |
| 98773 | KAWASAKI, OKINAWA |
| 98774 | ANCHORAGE, ALASKA |
| 98775 | ANNETTE, ALASKA |
| 98776 | KETCHIKAN, ALASKA |
| 98777 | ADAK, ALASKA (NAVCOMMSTA) |
| 98781 | IWO JIMA, BONIN ISLANDS |
| 98782 | MARCUS ISLAND, BONIN ISLANDS |
| 98790 | KODIAK, ALASKA |
| 98791 | ADAK, ALASKA |
| 98792 | PORT CLARENCE, ALASKA |
| 98793 | ST. PAUL ISLAND, ALASKA |
| 98794 | STIKINAK ISLAND, ALASKA |
| 98795 | CAPE SARICHEF, ALASKA |
| 98796 | UCLAN CAPE, ALASKA |
| 98797 | KIGIKA ISLAND, ALASKA |
| 98798 | ATTU ISLAND, ALASKA |
| 98799 | SHIPS AND MOBILE FORCES |

| NUMBER | LOCATION |
|---|---|
| | APO, NEW YORK |
| 09069 | BREMERHAVEN, GERMANY |
| 09127 | MILDENHALL, SUFFOLK, ENGLAND |
| 09159 | THE HAGUE, NETHERLANDS |
| 09205 | TEHERAN, IRAN |
| 09216 | WEST RUISLIP, MIDDLESEX, ENGLAND |
| 09240 | BRINDISI, ITALY |
| 09286 | MADRID, SPAIN |
| 09319 | ADDIS ABABA, ETHIOPIA |
| 09324 | KARAMURSEL, TURKEY |
| 09406 | LAJES FIELD, TERCEIRA, AZORES |
| 09456 | AUGSBURG, GERMANY |
| 09676 | RIO DE JANEIRO, BRAZIL |
| 09794 | ROME, ITALY |
| | APO, SAN FRANCISCO |
| 96210 | MISAWA AB, HONSHU, JAPAN |
| 96232 | SATTAHIP, THAILAND |
| 96259 | PUSAN, KOREA |
| 96263 | TAIPEI, TAIWAN |
| 96279 | CLARK, LUZON, PHILIPPINES |
| 96301 | YONGSAN, KOREA |
| 96310 | NAKHON PHANOM, THAILAND |
| 96328 | YOKOTA AB, HONSHU, JAPAN |
| 96331 | SUKIRAN, OKINAWA, RYUKYU ISLANDS |
| 96346 | BANGKOK, THAILAND |
| 96360 | SHU LIN KOU, TAIWAN |
| 96404 | CANBERRA, A.C.T. AUSTRALIA |
| 96436 | MOANALUA, OAHU, HAWAII |
| 96519 | MISAWA, HONSHU, JAPAN |
| 96520 | MANILA, LUZON, PHILIPPINES |
| | APO, SEATTLE |
| 98742 | ELMENDORF, ANCHORAGE, ALASKA |

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**RDCAA 110.8**

**System name:** 110.8 Parking Permits and Vehicle Registration

**System location:** Primary System-Information Systems and Services Branch, Headquarters, DCAA.

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** All civilian employees in DCAA who desire parking permits and require vehicle registration for access to military installations.

**Categories of records in the system:** File contains all records relating to the issuance of parking permits and registration of automobiles on military installations.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for providing these services or serving as liaison with activities providing the services.

Other routine uses could include disclosure to other Department of Defense components, building management authorities (civil or public), the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records may be filed alphabetically by last name of employee or by parking permit or parking space number.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during non-duty hours.

**Retention and disposal:** These files are destroyed when superseded, obsolete, or one year after revocation whichever is earlier.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA Regional Managers, DCAA Chiefs of Field Audit Offices Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Activity providing parking space or military installation.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 110.9**

**System name:** 110.9 Temporary Passes and Permits for Visitors and Vehicles

**System location:** Primary System-Information Systems and Services Branch, Headquarters, DCAA.

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** All individuals who gain access to DCAA offices or park in visitor parking space.

**Categories of records in the system:** Documents which reflect the request for, issuance of, and use of visitor passes and vehicle permits to gain access to and exit from Government facilities on a one-time basis, including visitor registers.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for providing the service.

Other routine uses could include disclosure to other Department of Defense components, building management authorities (civil or public), the Department of Justice or to law enforcement or investigatory authorities for investigations and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records may be filed chronologically or by subject matter.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during non-duty hours.

**Retention and disposal:** These files are destroyed after two years.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA Regional Managers, DCAA Chiefs of Field Audit Offices Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron, Alexandria, VA 22314. Written requests for information should contain the full name, address, and telephone number of individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.'

For personal visits, the individual should be able to provide some acceptable form of identification such as a driver's license.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from





the Records Administrator, Defense Contract Audit Agency, Cameron Stationa Alexandria, VA 22314.

**Record source categories:** Activity providing passes and permits for DCAA use.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 120.8**

**System name:** 120.8 Property Pass Files

**System location:** Primary System-Information Systems and Services Branch, Headquarters, DCAA

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any individual who is permitted to borrow DCAA property or materials which are to be returned.

**Categories of records in the system:** File contains all records relating to the authorization of the loan or removal of DCAA property or materials which are to be returned.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for personal property and materials.

Other routine uses could include disclosure to other Department of Defense components, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records may be filed by specific property identification, such as name and serial number or alphabetically by individuals who have signed out the property.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during non-duty hours.

**Retention and disposal:** These records are destroyed three months after property is returned.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA.

Regional Managers, DCAA.
Chiefs of Field Audit Offices.
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-2785

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Activity providing loan of property.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 151.11**

**System name:** 151.11 Security Training and Orientation

**System location:** Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA; Regional Security Control Officers, DCAA Regional Offices; and Security Control Officers, DCAA Field Audit Offices whose addresses are in the DoD directory in the appendix to DCAA's systems notices.

**Categories of individuals covered by the system:** ALL DCAA personnel.

**Categories of records in the system:** Provides a record of the initial and recurring training and orientation of DCAA personnel in security matters and provides a readily available source of educational reference material in the field of security.

**Authority for maintenance of the system:** 44 USC 2904,3102; Executive Order 11652 'Classification and Declassification of National Security Information and Material' as implemented by DoD Regulation 5200.1-R, 'Information Security Program Regulation.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** For use by all DCAA offices in conducting initial and recurring security training of DCAA personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper booklets, phamplets, memorandums and attendance rosters filed in file folders. Films, slides, and posters filed in storage cabinets.

**Retrievability:** Folders are filed in numerical order based on file number,then by type of material. Employee attendance rosters are filed chronologically but may be cross-indexed alphabetically to ascertain that individual training requirements are being met.

**Safeguards:** Records are filed in locked filing cabinets after normal business hours. During duty hours records are accessible only by authorized personnel. Buildings have security guards, alarm systems, or individual office doors are locked after duty hours.

**Retention and disposal:** Employee attendance roster records are destroyed two years after completion of training. Reference material is destroyed when it becomes superseded or obsolete.

**System manager(s) and address:** Security Officer, Headquarters, DCAA, Cameron Station, Alexandria VA.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain full name of the individual, current address and telephone number, and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD Directory in the appendix to DCAA systems notices.

For personal visits, the individual should be able to provide some acceptable identification that is, drivers license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Agency Security Control Officer who conducted training. Material utilized in the training and orientation of Agency personnel consists of DoD security training reference material; DoD and DCAA regulations, directives and instructions; and all educational publications involving the field of security.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.11**

**System name:** 152.11 Notifications of Security Clearance Status

**System location:** Primary System-Security Officer, Defense Contract Audit Agency (DCAA), HQ DCAA, Security Control Officers of the Regional Offices and Field Audit Offices, DCAA, whose addresses are in the DoD directory in the appendix to DCAA's systems notices.

Decentralized Segments-Chiefs of Divisions and Branches, Headquarters, DCAA and other DCAA organizational elements requiring notice of security clearance status of DCAA personnel.

**Categories of individuals covered by the system:** All DCAA personnel requiring access to classified defense information.

**Categories of records in the system:** File contains notices to DCAA offices which do not receive distribution of security clearance certificates. These notices inform supervisors and heads of offices of a specific individuals security clearance status and the level of access authorized.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements



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for Government Employees,' as amended and Executive Order 11652, 'Classification and Declassification of National Security Information and Material'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To advise all appropriate DCAA organizational elements of the security clearance status of DCAA personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper form letter maintained in file folder.

**Retrievability:** Filed in numerical order based on file number, then by organizational activity (DCAA Headquarters or field activities), then alphabetically by last name of individual within Headquarters, DCAA. Regional and field audit offices files are filed in numerical order based on file number, then by subject, then alphabetically by last name of individual.

**Safeguards:** Records are accessible only to authorized personnel who are properly cleared and trained and who require access in connection with their official duties. Records are stored in locked filing cabinets after normal business hours and are stored only in buildings protected by guard force systems after normal business hours.

**Retention and disposal:** Records are destroyed when superseded or upon separation from the Agency of personnel concerned.

**System manager(s) and address:** Security Officer, Headquarters, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Building 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD directory in the appendix to DCAA's systems notices.

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Security Officer, DCAA; Regional Security Control Officers, DCAA Regional Offices.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.13**

**System name:** 152.13 Notifications of Visits

**System location:** Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA, and, Security Control Officers of DCAA Regional and Field Audit Offices, whose addresses are in the DoD directory in the appendix to DCAA'S SYSTEMS notices.

**Categories of individuals covered by the system:** All DCAA personnel with security clearance who are required to visit defense contractors or other Federal agencies on official business.

**Categories of records in the system:** Correspondence or forms indicating security clearance information on DCAA employees and notifications of visits by DCAA personnel to Office of Secretary of Defense, DoD components, other Federal agencies, and DoD contractors either on a one-time or recurring basis. Correspondence may include employees social security number, date and place of birth, official title and other related data.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533, Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer, Headquarters, DCAA and Regional and Field Audit Office Security Control Officers - To advise security officers of defense contractors, Offices of the Secretary of Defense, DoD components, andother Federal agencies of the security clearance status of DCAA personnel who are assigned to or may be visiting their offices.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed in numerical order based on file number, then by subject, then alphabetically by last name of individual at DCAA Regional and Field Audit Offices. Filed in numerical order based on file number, then by organizational activity (DCAA Headquarters or field activities), then alphabetically by last name of individual in Headquarters, DCAA. Official copies in official personnel folders are filed alphabetically by last name of employee.

**Safeguards:** Records are accessible only to authorized personnel who are properly cleared and trained and who require access in connection with their official duties. Records are stored in locked filing cabinets after normal business hours and are stored only in buildings protected by guard force systems after normal business hours.

**Retention and disposal:** Records are destroyed upon expiration of notification. Unexpired notifications are updated annually, and retained in current files; prior year notifications are destroyed.

**System manager(s) and address:** Security Officer, Headquarters, DCAA and Security Control Officers of the Regional and Field Audit Offices, DCAA.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD directory in the appendix to DCAA's system notice.

For personal visits, the individual should be able to provide some acceptable identification, that is drivers license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Director of Personnel, Headquarters, DCAA; Chiefs of Personnel Divisions, DCAA Regional Offices; Regional Security Control Officers, DCAA Regional Offices; Heads of Field Audit Offices, DCAA, from application and security forms submitted by individuals prior to employment.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.17**

**System name:** 152.17 Security Status Master List

**System location:** Security Officer, Defense Contract Audit Agency (DCAA), HQ, DCAA

**Categories of individuals covered by the system:** All applicants for employment with DCAA; all DCAA U.S. citizen employees; all DCAA non-U.S. citizen employees assigned to sensitive positions; all military personnel assigned, detailed, or attached to DCAA who are assigned to sensitive positions; all persons hired on a contractual basis by, or serving in an advisory capacity to DCAA, who require access to classified information.

**Categories of records in the system:** Record contains type of investigation, date completed, file number, agency which conducted investigation, security clearance data information, name, social security number, date and place of birth, organizational assignment, dates interim and final clearance issued, position sensitivity and related data.

**Authority for maintenance of the system:** 44USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Executive Order 11652, 'Classification and Declassification of National Security Information and Material'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer, DCAA-Serves as a ready reference on security clearance status of DCAA personnel, sensitivity of positions concerned, and scope of investigations completed on individuals concerned.





Other uses include disclosure to DoD components, DoD contractors and other Federal agencies to furnish security clearance data on DCAA employees who may be assigned to or visiting a contractor facility or applying for employment with another Federal agency.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card File

**Retrievability:** Cards filed alphabetically by last name of individual concerned for all DCAA regional personnel. Separate file maintained alphabetically by last name of individual concerned for DCAA Headquarters elements.

**Safeguards:** Cards are accessible only to those authorized personnel required to prepare, process, and type necessary documents; and answer authorized inquiries for information contained therein. Cards are stored in locked filing cabinets after normal business hours and are stored in a locked room and building which is protected by a guard force system after normal business hours.

**Retention and disposal:** These cards are destroyed two years after an individual is separated from the Agency.

**System manager(s) and address:** Security Officer, DCAA, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to DCAA Security Office, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

For personal visits, the individual should be able to provide acceptable identification, that is, driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Security Officer, Headquarters, DCAA; Director of Personnel, Headquarters, DCAA; Chiefs of Personnel Divisions, DCAA regional offices; Regional Security Control Officers, DCAA Regional Offices; Chiefs of DCAA Field Audit Offices; and reports of investigation conducted by Federal investigative agencies.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.2**

**System name:** 152.2 Personnel Security Data Files

**System location:** Primary System - Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA.

Decentralized Segments - Director of Personnel, DCAA; Chiefs of Personnel Divisions, DCAA Regional Offices; Regional Security Control Officers, DCAA Regional Offices; Chiefs of DCAA Field Audit Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

**Categories of individuals covered by the system:** All applicants for employment with DCAA; all DCAA U.S. citizen employees; all DCAA non-US citizen employees assigned to sensitive positions; all military personnel assigned, detailed, or attached to DCAA who are assigned to sensitive positions; all persons hired on a contractual basis by, or serving in an advisory capacity to DCAA, who require access to classified information.

**Categories of records in the system:** File contains copies of individuals' employment applications, security investigative questionnaires; requests for and approvals or disapprovals of emergency appointment authority; requests for investigation or security clearance; interim and final security clearance certificates; security briefing and debriefing certificates; and orders assigning security control duties.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Section 6, Executive Order 11652, 'Classification and Declassification of National Security Information and Material'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer, DCAA-To provide a basis for requesting appropriate pre-appointment and post-appointment investigations concerning suitability, eligibility and qualifications for employment and retention in the Federal Service, employment and retention in sensitive positions, and access to classified information; to permit determinations to be made that employment or retention in sensitive positions is clearly consistent with the interests of national security; to authorize and record access by individuals to specific levels of classified information; to furnish notice of security clearance and access authorizations to appropriate DCAA activities, other Department of Defense (DoD) components, other Federal agencies, and DoD contractors requiring such information; to record the appropriate briefing and debriefing of persons prior to and after their access to various levels and categories of classified information; to record the assignment of specific security control duties to Agency personnel; and to provide a basis for the periodic updating of personnel security questionnaires, updating of personnel security investigations and readjudication for retention in sensitive positions.

Director of Personnel, DCAA and Chiefs of Personnel Division, DCAA regional offices-To coordinate and take appropriate personnel action on determinations concerning suitability for Federal employment and employment or retention in sensitive positions; to record such determinations, with related documents in official personnel folders; and to prepare and transmit requests for appropriate investigations.

Regional Security Control Officers, DCAA-To permit initial security review of applicants for sensitive positions; to prepare and transmit appropriate requests for investigations and requests for security clearances; to record, maintain and disseminate, as appropriate, notices of security clearances and access determinations.

Chiefs of DCAA field audit offices-To prepare and transmit requests for appropriate security investigations; to maintain a record of employee's security clearance and access authorizations; to maintain a record of the security briefing and debriefing of employees; to maintain a record of the assignment of security control duties to employees.

Other routine uses could include disclosure to officials of the Office of the Secretary of Defense, other DoD components, and other Federal agencies, for investigative purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Folders are filed in numerical order based on file number, then by organizational element (DCAA Headquarters or DCAA field activities) and then alphabetically by last name of individual concerned.

**Safeguards:** Records are accessible only to authorized personnel who are properly cleared and trained and who require access in connection with their official duties. Records are stored in locked filing cabinets after normal business hours and are stored only in buildings protected by guard force systems after normal business hours.

**Retention and disposal:** Records pertaining to Federal employees, military personnel, and persons furnishing services to DCAA on a contract basis are destroyed upon separation of employees, transfer of military personnel from DCAA, and upon termination of the contracts of contractor personnel. Records pertaining to applicants are destroyed within one year of receipt of the application if an appointment to the Agency is not made.

**System manager(s) and address:** Security Officer, DCAA, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

Chiefs, Personnel Divisions, DCAA Regional Offices, DCAA Regional Security Control Officers, Chiefs of DCAA Field Audit Offices; and the Director of Personnel, DCAA, whose addresses are in the DoD Directory in the appendix to DCAA's systems notices.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD Directory in the appendix to DCAA systems notices.



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For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Security Officer, Headquarters, DCAA; Director of Personnel, Headquarters, DCAA; Chiefs of Personnel Divisions, DCAA Regional Offices; Regional Security Control Officers, DCAA Regional Offices; Chiefs of DCAA Field Audit Offices.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.3**

**System name:** 152.3 Reports of Personnel Security Investigations

**System location:** Primary System-Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA.

Decentralized Segments-Regional Security Control Officers of DCAA Regions whose addresses are in the DoD directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** All applicants for employment with DCAA; all DCAA U. S. citizen employees; all DCAA non-U.S. citizen employees assigned to sensitive positions; all military personnel assigned, detailed, or attached to DCAA who are assigned to sensitive positions; all persons hired on a contractual basis by, or serving in an advisory capacity to DCAA, who require access to classified information.

**Categories of records in the system:** File contains non-record copies of classified or unclassified investigations or summaries or extracts of the results of investigations conducted to determine suitability, eligibility or qualifications for Federal civilian employment, military service, or access to classified information.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer, DCAA - To permit a final determination to be made that the subject of investigation is suitable, eligible, and qualified for Federal civilian employment, employment or retention in a sensitive position, or access to classified information.

Regional Security Control Officers, DCAA - To review the results of pre-employment National Agency Checks conducted by the Civil Service Commission, recommend appointment or non-appointment action on the basis of such Agency Checks, and transmit results of such Agency checks to the Security Officer, DCAA, for further investigations and clearance actions.

Routine uses may include disclosure to Agency management officials and employees who are required to take action on reports, disclosure to officials of the Office of the Secretary of Defense, disclosure to the security officials of other DoD components, disclosure to accredited representatives of law enforcement and investigative agencies for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records and microfiche in file folders.

**Retrievability:** Folders are filed in numerical order based on file number, then by organizational element (DCAA Headquarters or DCAA field activities) and then alphabetically by name of individual concerned.

**Safeguards:** When not in use, records are stored in combination lock file cabinets authorized for the storage of classified information, which are locked after normal business hours. Combinations are known only by authorized personnel. The offices housing these file cabinets are locked after normal business hours, and the buildings concerned are under security guard protective measures after normal business hours. During normal business hours the records are either under constant surveillance of security personnel or the containers housing them are kept locked. Access to the records is limited to personnel who are properly screened, cleared, trained and have an authenticated need for access to accomplish a routine use of the record. Classified records are protected in accordance with the provisions of Executive Order 11652 as implemented by DoD Regulation 5200.1-R.

**Retention and disposal:** Record copies are maintained by the investigative agency which conducted the investigation and are retained in accordance with the retention standards of those agencies. Non-record copies furnished to DCAA are disposed of in accordance with instructions furnished by the investigative agency concerned. These instructions require that the records be returned to the investigative agency concerned or be destroyed upon separation of the subject of investigation, and permit earlier return or destruction when no longer needed for reference purposes. Records on applicants not appointed are destroyed within one year after declination of appointment or non-appointment determination.

**System manager(s) and address:** Security Officer, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Action on requests from individuals for access is the responsibility of the investigating agency which prepared and which maintains the record copy of the report of investigation. Individuals who are aware of the identity of the investigative agency concerned may apply directly to that agency. Individuals not aware of the identity of the investigative agency concerned should address requests to the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314, who will route the request to the appropriate investigative agency.

Written requests for information should contain the full name of the individual, current address and telephone number, and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD directory in the appendix to DCAA systems notices.

For personal visits, the individual should be able to provide some acceptable identification, that is drivers's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Investigative, intelligence, counter-intelligence, regulatory, and law enforcement agencies which provide reports pertaining to the suitability, eligibility, or qualifications of individuals for Federal employment, military service, assignment to sensitive positions, or access to classified information.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 152.4**

**System name:** 152.4 Personnel Security Adjudication File

**System location:** Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA.

**Categories of individuals covered by the system:** DCAA personnel and applicants for DCAA employment on whom appropriate investigations have been completed and concerning whom a formal security or suitability determination must be made in connection with their employment or their access to classified information.

**Categories of records in the system:** File may contain classified or unclassified summaries or extracts of reports of investigation; internal Agency memorandums and correspondence furnishing analyses of results of investigation in so far as their relationship to the criteria contained in Executive Order 10450, in the Federal Personnel Manual, and in Department of Defense directives and DCAA regulations; comments and recommendations of the DCAA Central Clearance Group to the Director, DCAA; and determinations by the Director, DCAA.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements for Government Employees,' as amended; and, Executive Order 11652, 'Classification and Declassification of National Security Information and Material'.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To furnish summaries of pertinent investigative data, analyses of the relationship between such data and security/suitability standards, and recommended determinations and courses of action to the DCAA Central Clearance





Group and the Director, DCAA, for the purpose of adjudication of personnel security cases and reaching security/suitability determinations.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed in numerical order based on file number, then by organizational activity (DCAA Headquarters or field activities), then alphabetically by last name of individual.

**Safeguards:** When not in use, records are stored in combination lock file cabinets authorized for the storage of classified information, which are locked after normal business hours. Combinations are known only by the Security Officer, DCAA, and personnel under his supervision. The office housing these file cabinets is locked after normal business hours, and the building concerned is under security guard protective measures after normal business hours. During normal business hours the records are either under constant surveillance of security personnel or the containers housing them are kept locked. Access to the records is limited to personnel who are properly screened, cleared, trained and have an authenticated need for access to accomplish a routine use of the record. Classified records are protected in accordance with the provisions of Executive Order 11652 as implemented by DoD Regulation 5200.1-R, 'Information Security Program Regulation'.

**Retention and disposal:** Where no adverse action is taken, records are destroyed upon completion of final security and suitability determinations. Where adverse action is taken, records are destroyed two years after the individual concerned is separated from the Agency, or in the case of applicants, within one year after a non-appointment determination is made.

**System manager(s) and address:** Security Officer, Headquarters, Defense Contract Audit Agency, Building 4, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD Directory in the appendix to DCAA systems notices.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Reports of investigations conducted in connection with employment or access to classified information; advisory data prepared by members of DCAA Central Clearance Group.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 152.5**

**System name:** 152.5 Notification of Security Determinations

**System location:** Primary System-Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA.

**Categories of individuals covered by the system:** DCAA personnel and applicants for DCAA employment on whom specific security or suitability action must be taken.

**Categories of records in the system:** Records may contain a summary of pertinent security or suitability information; the results of security determinations approved by the Director, DCAA; and directed or recommended actions to be taken at DCAA Regional Office or Field Audit Office level.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533; Executive Order 10450, 'Security Requirements for Government Employees,' as amended and Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To permit required actions of a suitability or a security nature to be taken by appropriate Agency officials at DCAA Regional Office and Field Audit Office level, including regional managers, heads of field audit offices, security control officers, and chiefs of regional personnel divisions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Folders are filed in numerical order based on file number, then by organizational element (DCAA Headquarters or DCAA field activities) and then alphabetically by name of individual concerned.

**Safeguards:** Records are accessible only to authorized personnel who are properly cleared and trained and who require access in connection with their official duties. Records are stored in locked filing cabinets after normal business hours and are stored only in buildings protected by guard force systems after normal business hours.

**Retention and disposal:** Destruction is directed individually in each case upon completion of final security or suitability actions or automatically upon non-appointment of applicants or separation of employees, whichever is earlier.

**System manager(s) and address:** Security Officer, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD directory in the appendix to DCAA systems notices.

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Results of investigations received from Federal agencies and recommendations for action from appropriate DCAA Headquarters staff elements.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 152.6**

**System name:** 152.6 Regional Security Clearance Request Files

**System location:** Primary System-Security Control Officers of DCAA Regional and Field Audit Offices and Chiefs of Personnel Divisions, DCAA Regional Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

Decentralized Segment-Security Officer, Defense Contract Audit Agency, Headquarters, DCAA.

**Categories of individuals covered by the system:** All applicants for employment with DCAA; all DCAA U.S. citizen employees; all DCAA non-U.S. citizen employees assigned to sensitive positions; all military personnel assigned, detailed, or attached to DCAA who are assigned to sensitive positions; all persons hired on a contractual basis by, or serving in an advisory capacity to DCAA, who require access to classified information.

**Categories of records in the system:** Files contain personnel security data forms submitted by employees and applicants and required in the processing of security investigations; requests for various types of security clearance actions; requests for appointment of employees to security control duties; copies of notices of proposed appointments; and requests for and approvals/disapprovals of changes of sensitivity of positions.



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**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533, Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Control Officers of DCAA Field Audit Offices - To obtain necessary data to process personnel security investigations from employees and applicants for forwarding to Chiefs of Regional Personnel Divisions or Regional Security Control Officers, as appropriate.

Chiefs of Personnel Divisions, DCAA Regional Offices and Director of Personnel, Headquarters, DCAA - To obtain and transmit necessary data required to process requests for personnel security investigations on applicants and employees for forwarding to Regional Security Control Officer and/or Security Officer, DCAA, as appropriate.

Regional Security Control Officers - To screen, review and process requirements for all personnel security actions and to transmit requests for investigations to the Security Officer, DCAA or appropriate Federal investigative agency as required.

Security Officer, Headquarters, DCAA - To review and request appropriate security investigation from Federal investigative agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned in subject file.

**Safeguards:** Records are accessible only to those authorized personnel required to prepare, review, process, and type necessary documents. Records are stored in locked filing cabinets after normal business hours and are stored in locked rooms and buildings or buildings that are protected by a guard force system after normal business hours.

**Retention and disposal:** These are transitory files at DCAA Regional and Field Audit Office level and are maintained only during processing and pending final action on requests; upon receipt of final action taken on request, files are destroyed. Segments of the system held by the Security Officer, DCAA are destroyed upon separation of the employee or within one year after non-appointment of an applicant.

**System manager(s) and address:** Security Officer, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

Chiefs, Personnel Divisions, DCAA Regional Offices; DCAA Regional Security Control Offices; Chiefs of DCAA Field Audit Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number, and current business address. Visits are limited to those offices (Headquarters and 6 Regional Offices) listed in the DoD directory in the appendix to DCAA system notices.

In personal visits, the individual should be able to provide acceptable identification, that is driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Chiefs of Personnel Divisions, DCAA Regional Offices; Regional Security Control Officers, DCAA Regional Offices; Chiefs of DCAA field audit offices.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 152.7**

**System name:** 152.7 Clearance Certification

**System location:** Primary System-Security Officer, Defense Contract Audit Agency (DCAA), Headquarters, DCAA and Regional Security Control Officers of DCAA Regional Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

Decentralized Segments-Director of Personnel, Defense Contract Audit Agency (DCAA), Headquarters, DCAA; Chiefs of Personnel Divisions, DCAA Regional Offices; and Security Control Officers of DCAA Field Audit Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

**Categories of individuals covered by the system:** All DCAA personnel who require access to classified information.

**Categories of records in the system:** Files contain interim and final security clearance certificates attesting to type of investigation conducted and degree of access to classified information which is authorized.

**Authority for maintenance of the system:** 44 USC 2904, 3102; 5 USC 7531 through 7533, Executive Order 10450, 'Security Requirements for Government Employees,' as amended; Executive Order 11652, 'Classification and Declassification of National Security Information and Material.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Security Officer, DCAA, Security Control Officers of DCAA Regional and Field Audit Offices-To authorize DCAA employees in sensitive positions access to specific levels of classified information; and to furnish notice of security clearance and access authorizations to appropriate DCAA activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of individual concerned within subject file.

**Safeguards:** Records are accessible only to those authorized personnel required to act upon a request for access to classified defense information. Records are stored in locked filing cabinets after normal business hours and stored in locked rooms or buildings that are protected by a guard force system after normal business hours.

**Retention and disposal:** Files pertaining to Federal employees, military personnel, and persons furnishing services to DCAA on a contract basis are destroyed upon separation of employees, transfer of military personnel from DCAA, and upon termination of contractor personnel. Files of individuals transferring within DCAA are transferred to security control office of gaining element for maintanence.

**System manager(s) and address:** Security Officer, DCAA, Headquarters, DCAA, Cameron Station, Alexandria, VA 22314.

Regional Security Control Officers in DCAA Regional Offices whose addresses are in the DoD directory in the appendix to DCAA's system notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD directory in the appendix to DCAA's system notice.

For personal visits, the individual should be able to provide some acceptable identification, that is drivers's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Security Officer, DCAA; Regional Security Control Officers, DCAA Regional Offices.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 153.3**

**System name:** 153.3 Key Control Records

**System location:** Security Branch, Office of Deputy for Resources Management, Headquarters, DCAA.





Regional Offices and Field Audit Offices whose addresses are listed in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has been issued keys in connection with the physical security of an office.

**Categories of records in the system:** File contains all records relating to the issuing of keys to individuals in connection with physical security to an office.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901; et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for issuing the keys.

Other routine uses could include disclosure to other Department of Defense components, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records may be filed by organization, by key number, or alphabetically by names of individuals.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** These records are destroyed six months after turn-in of key.

**System manager(s) and address:** Security Officer, DCAA Headquarters

Security Control Officers in Regional Offices and Field Audit Offices.

Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Offices responsible for key controls.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 205.09**

**System name:** 205.09 Delegations of Authority

**System location:** All DCAA offices whose addresses are listed in the DoD directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has been designated to fill a specific position.

**Categories of records in the system:** Records created in the process of designating specific individuals to fill specific positions; such as property control officers, security control officers, transportation agents, personnel officers, safety officers, and similar positions.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for the program at all organizational levels of DCAA. Other routine uses could include disclosure to other Federal agencies, other Department of Defense components, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory orders. These records are available to the public under the Freedom of Information Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These files may be filed by subject, by organization, and then within the folder, alphabetically by name of individual.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** These records are destroyed two years after termination of appointment.

**System manager(s) and address:** Chiefs of all offices at all organizational levels of DCAA whose addresses are listed in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number of individual. Visits are limited to DCAA's systems notice.

For personal visits, no identification is required, as these records are available to the public under the Freedom of Information Act.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Office chief making the delegation of authority.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 240.1**

**System name:** 240.1 General (Permanent Change of Station)

**System location:** Office of Counsel, Headquarters, DCAA

**Categories of individuals covered by the system:** Any DCAA employee who is involved in a permanent change of duty station forwards application for reimbursement for real estate expenses incurred in connection with the sale and purchase of residences for review and approval for payment.

**Categories of records in the system:** File contains individual's application for reimbursement and related processing papers; correspondence between the Office of Counsel, Regional Offices, Department of Housing and Urban Development, and individuals concerned.

**Authority for maintenance of the system:** Public Law 80-516 (5 U.S.C. 5724a)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel-To determine reimbursement for real estate expenses incurred in connection with a permanent change of duty station.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by individual's name.

**Safeguards:** Under staff supervision during duty hours; buildings have security guards during nonduty hours.

**Retention and disposal:** Destroy after 3 years.

**System manager(s) and address:** Counsel, Headquarters, DCAA, Cameron Station, Alexandria, Va. 22314

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202 274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are



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limited to the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or some other form of identification.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence from individual's supervisor, DCAA employees, former employers, between DCAA staff members, and between DCAA and other Federal agencies.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 240.1 2**

**System name:** 240.1 Cross Reference Index to Legal Opinions

**System location:** Office of Counsel, Headquarters, DCAA

**Categories of individuals covered by the system:** Records which have been referred to the Counsel for review for legal sufficiency. Records may be filed by name of individual or subject matter.

**Categories of records in the system:** Card index which identifies legal opinions and directs the staff to subject or name files of legal opinions.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel as an index to the files of legal opinions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Three by five cards in file boxes

**Retrievability:** Filed alphabetically by subject or name of individual or corporation

**Safeguards:** Under legal staff supervision during duty hours; buildings are guarded by security guards during nonduty hours.

**Retention and disposal:** Index cards are destroyed when obsolete, superseded or no longer needed.

**System manager(s) and address:** Counsel, Headquarters, DCAA

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202 274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or some other form of identification.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Documents contained in the legal opinion case files.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 240.2**

**System name:** 240.2 Statements of Employment and Financial Interest

**System location:** Office of Counsel, Headquarters, DCAA

Supervisors of all DCAA auditor employees, GS-13 and above. Offices listed in DoD directory in appendix to DCAA's systems notices.

**Categories of individuals covered by the system:** Information obtained from all DCAA auditor personnel in grades GS-13 and above.

**Categories of records in the system:** Department of Defense Forms 1555 and 1555-1, Confidential Statement of Employment and Financial Interest

**Authority for maintenance of the system:** Executive Order 11222 dated May 8, 1965.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data is collected for purpose of assuring compliance with conflict of interest laws and regulations.

Irregularities may be divulged to other DoD components and Department of Justice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by last name of employee

**Safeguards:** Stored in locked tumbler safe during nonduty hours; only the staff of the DCAA Counsel is permitted access during duty hours

**Retention and disposal:** Counsel, DCAA-These records are destroyed two years after termination of employment with DCAA.

Supervisors-These files are destroyed upon transfer or separation of the employee

**System manager(s) and address:** Counsel, Headquarters, DCAA

**Notification procedure:** Information may be obtained from:

Counsel
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A175
Alexandria, VA 22314
Telephone: Area Code 202/274/7321

**Record access procedures:** Requests from individuals should be addressed to Counsel, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to the Office of Counsel, Building 4, Room 4A175, Cameron Station, Alexandria, VA.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or employment identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** NONE

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 240.3**

**System name:** 240.3 Legal Opinions

**System location:** Office of Counsel, Headquarters, DCAA

**Categories of individuals covered by the system:** Any DCAA employee who files a complaint with regard to personnel problems that require a legal opinion for resolution

**Categories of records in the system:** Fraud-Files contain interoffice memorandums, citations used in determining legal opinion, in some cases copies of investigations (FBI), copies of Agency determinations.

EEO-Files contain initial appeal, copies of interoffice memorandums, testimony at EEO hearings, copy of Agency determination. Citations used in determining legal opinions.

Adverse Actions-Files contain interoffice memorandums, citations used in determining legal opinion, Agency determination.

Grievances-Files contain correspondence relating to DCAA employees filing grievances regarding leave, removals, resignations, suspensions, disciplinary actions, travel, citations used in determining legal opinion, Agency determinations.

Awards-Files contain correspondence relating to DCAA employee awards, suggestion evaluations, citations used for legal determination, Agency determination.

Security Violations-Files contain interoffice correspondence relating to DCAA employee security violations, citations used in determinations, Agency determination.

**Authority for maintenance of the system:** Federal Records Act 1950 (44 USC 2904, 3102, 3309), Records Disposal Act 44 USC 3301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel-Determine legal sufficiency

Deputy for Resources Management-Legal opinion considered in final determinations.

Executive Officer-Legal opinion considered in final determination.

Other DoD components-Referral for investigations, determinations.

Department of Justice-Referral for possible criminal prosecution of fraud.





Disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Primary filing system is by subject; within subjects, files are alphabetical by subject, corporation, name of individual.

**Safeguards:** Under staff supervision during duty hours; security guards are provided during nonduty hours.

**Retention and disposal:** These files are for permanent retention. They are retained in active files for five years and retired to Washington National Records Center.

**System manager(s) and address:** Counsel, Headquarters, DCAA, Cameron Station, Alexandria, VA. 22314

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274/7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests from individuals for information should contain the full name of the individual, current address and telephone number. Visits are limited to Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence from individual's supervisor, DCAA employees, former employers, between DCAA staff members, and between DCAA and other Federal agencies.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 240.5**

**System name:** 240.5 Standards of Conduct, Conflict of Interest

**System location:** Office of Counsel, Headquarters, DCAA

**Categories of individuals covered by the system:** Any DCAA employee who has accepted gratuities from contractors or who has business, professional or financial interests that would indicate a conflict between their private interests and those related to their duties and responsibilities as DCAA personnel. Any DCAA employee who is a member or officer of an organization that is incompatible with their official government position, using public office for private gain, or affecting adversely the confidence of the public in the integrity of the Government.

**Categories of records in the system:** Office of Counsel-Files contain documents and background material on any apparent conflict of interest or acceptance of gratuities by DCAA personnel. Correspondence may involve interoffice memorandums, correspondence between former DCAA employees and Headquarters staff members, citations used in legal determinations and Agency determinations.

**Authority for maintenance of the system:** Executive Order 11222 dated May 8, 1965.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel-Determine legal sufficiency.

Deputy for Resources Management-Legal opinion considered in final determination.

Other DoD components-Referral for investigation, determination.

Department of Justice-Referral for possible criminal prosecution or fraud.

Disclosure to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Primary filing system is by subject, within subject, files are alphabetical by subject, corporation, name of individual.

**Safeguards:** Under staff supervision during duty hours; buildings have security guards during nonduty hours.

**Retention and disposal:** These files are for permanent retention. They are retained in active files for five years and retired to Washington National Records Center.

**System manager(s) and address:** Counsel, Headquarters, DCAA, Cameron Station, Alexandria, Va. 22314

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA. 22314
Telephone: Area Code 202/274/7265

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests from individuals for information should contain the full name of the individual, current address and telephone number. Visits are limited to Records Administrator, Room 4A320, Cameron Station, Alexandria, VA 22314.

For personal visits, the individual should be able to provide some acceptable identification that is, driver's license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Room 4A320, Cameron Station, Alexandria, VA 22314

**Record source categories:** Correspondence from individual's supervisor, DCAA employees, former employees, between DCAA staff members, and between DCAA and other Federal agencies.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 260.4**

**System name:** 260.4 White House Correspondence

**System location:** Primary System-Executive Office, Headquarters, DCAA

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any individual who has written to the President or a member of his staff about a matter under the purview of the Defense Contract Audit Agency if the letter was referred by the White House for information or reply.

**Categories of records in the system:** Copies of correspondence from the individual, the referral letter from the White House, the reply made by DCAA either to the individual or to the White House, and any backup material developed in the process of preparing the reply.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for preparing the reply or for providing information on which to base a reply.

Other routine uses could include disclosure to other Department of Defense components, other Federal agencies, the Department of Justice or law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records are filed chronologically under the subject 'White House Correspondence,' and may be indexed by subject of the correspondence and name of writer.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** Files maintained by the Executive Office are for permanent retention. They are retained in active files for five years and retired to Washington National Records Center.



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Files maintained by other offices are retained in active files for one year, then retired to a Federal Records Center for destruction after four years.

**System manager(s) and address:** Headquarters, DCAA, Executive Officer

Regional Managers, DCAA
Chiefs of Field Audit Offices
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Executive Officer
Defense Contract Audit Agency, Bldg. 4, Room 4C346
Alexandria, VA 22314
Telephone: Area Code 202/274-7319

**Record access procedures:** Requests from individuals should be addressed to: Executive Officer, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, and the current address and telephone number. Visits are limited to the Executive Office, Cameron Station, Alexandria, VA 22314.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card, and give some verbal information that could be verified in the file.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence originating in the White House, in the staff offices of the Defense Contract Audit Agency, and other Federal agencies; notes and documents collected in the process of formulating a reply.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 260.5**

**System name:** 260.5 Congressional Committee Correspondence

**System location:** Primary System-Executive Office, Headquarters, DCAA

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any individual Member of a Congressional Committee or a staff member of the Committee who has written to DCAA about a matter under the purview of DCAA.

**Categories of records in the system:** Copies of correspondence from the Committee member or staff member, the reply made by DCAA and any backup material developed in the process of preparing reply.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901; et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for preparing the reply or for providing information on which to base a reply.

Other routine uses could include disclosure to other Department of Defense components, other Federal agencies, the Department of Justice or law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records are filed chronologically under the subject 'Committee Correspondence' and may be indexed by subject of the correspondence and the name of the Committee or the individual.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** Files maintained by the Executive Office are for permanent retention. They are retained in active files for five years and retired to the Washington National Records Center.

Files maintained by other offices are retained in active files for one year, then retired to a Federal Records Center for destruction after four years.

**System manager(s) and address:** Headquarters, DCAA, Executive Officer

Regional Managers, DCAA
Chiefs of Field Audit Offices
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Executive Officer
Defense Contract Audit Agency, Bldg. 4, Room 4C346
Alexandria, VA 22314
Telephone: Area Code 202/274-7319

**Record access procedures:** Requests from individuals should be addressed to: Executive Officer, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, and the current address and telephone number. Visits are limited to the Executive Office, Cameron Station, Alexandria.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card, and give some verbal information that could be verified in the file.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence originating in the Congressional Committee, in the staff offices of the Defense Contract Audit Agency, and other Federal agencies; notes and documents collected in the process of formulating a reply.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 260.6**

**System name:** 260.6 Congressional Correspondence

**System location:** Primary System-Executive Office, Headquarters, DCAA

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any individual who has written to a Member of Congress concerning employment information or assistance in obtaining employment that was referred to DCAA for reply by the Congressman.

**Categories of records in the system:** Copies of the correspondence from the individual if forwarded by the Member, copies of the referral letter from the Member, the reply made by DCAA to either the individual or the Member, and any backup material developed in the process of preparing the reply.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901; et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for preparing the reply or for providing information on which to base a reply.

Other routine uses could include disclosure to other Department of Defense components or other Federal agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records are filed chronologically under the subject 'Congressional Correspondence,' and may be indexed by Congressman's name and include subject of letter and name of individual, if known.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** These files are retained in current files for one year, then retired to a Federal Records Center for destruction after four years.

**System manager(s) and address:** Headquarters, DCAA, Executive Officer

Regional Managers, DCAA
Chiefs of Field Audit Offices
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Executive Officer





Defense Contract Audit Agency, Bldg. 4, Room 4C346
Alexandria, VA 22314
Telephone: Area Code 202/274-7319

**Record access procedures:** Requests from individuals should be addressed to: Executive Officer, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, and the current address and telephone number. Visits are limited to the Executive Office, Cameron Station, Alexandria, VA 22314.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office's identification card, and give some verbal information that could be verified in the file.

**Contesting record procedures:** The Department's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Correspondence originating in the Congress, in the staff offices of DCAA and other Federal agencies; notes and documents collected in the process of formulating a reply.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 311.3**

**System name:** 311.3 Applicant Supply File Index

**System location:** Personnel Office of Headquarters, DCAA and each region maintaining an applicant supply file.

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice

**Categories of individuals covered by the system:** Individuals who have applied for employment at the respective organizational elements at which the application is retained.

**Categories of records in the system:** Card index showing location of applitions which are filed elsewhere by job category and date of receipt.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; Appendix A, Chapter 333, Federal Personnel Manual

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To identify and locate the applications on file

Used by the staff of the Personnel office to quickly locate applications in the applicant supply file; maintain inventory of applicant supply file.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The index is a card file maintained in a file box

**Retrievability:** Filed by name, alphabetically

**Safeguards:** Under control of Personnel office staff during duty hours; building or office area locked during nonduty hours.

**Retention and disposal:** Destroyed when application to which it pertains is removed from applicant supply file.

**System manager(s) and address:** Director of Personnel, Headquarters, DCAA; Personnel offices at regional headquarters; addresses in Agency directory.

**Notification procedure:** Requests for information should be sent or made to the SYSMANAGER of the office to which the application was submitted.

Written requests must include the individuals' full name, current address, and telephone number.
Individual may visit office of the SYSMANAGER
For personal visits, individuals must be able to furnish positive identification.

**Record access procedures:** Individuals may obtain information on access to records by communicating with the SYSMANAGER where application was submitted.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Information comes from the application submitted by the individual. EXEMPTIONS NONE

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 311.4**

**System name:** 311.4 Applicant correspondence

**System location:** At those regions maintaining alphabetical file of correspondence with applicants.

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

**Categories of individuals covered by the system:** Individuals who have made application for or inquiry concerning employment

**Categories of records in the system:** Correspondence between the applicant or inquirier and the regional Personnel office.

**Authority for maintenance of the system:** 5USC 301; 10 USC 133; 44 USC 2901; Chapter 333, Federal Personnel Manual

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The record is used to provide continuity in corresponding with individuals regarding employment; to maintain complete package in conjunction with applicant supply file; for use in following up on applicants.

May be used by Personnel office staff for responding to correspondence or applications; for following up on applicants; as part of referral to management officials for consideration of the applicant.

Management officials who consider the applicants for employment.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper record in file folder

**Retrievability:** Filed alphabetically by name

**Safeguards:** Under control of Personnel office staff during duty hours; building locked during nonduty hours

**Retention and disposal:** Destroyed when application to which it pertains is removed from applicant supply file

**System manager(s) and address:** Personnel officer of regions maintaining such file

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

**Notification procedure:** Information may be obtained from the SYSMANAGER of the region to which application or inquiry has been submitted.

Written requests must include the individuals' full name, current address, and telephone number

Individual may visit the Personnel office of the region to which application or inquiry was submitted.

For personal visits, individual must be able to furnish positive identification.

**Record access procedures:** Individual may obtain information on access to records by communicating with the SYSMANAGER where application or inquiry was submitted.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence from applicants and response thereto

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 315.10**

**System name:** 315.10 Executive Development Program

**System location:** Personnel Division, HQ DCAA; Personnel Office, Regions

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice

**Categories of individuals covered by the system:** DCAA Auditor employees, GS-13 and above who have been approved as participants in the DCAA Executive Development Program.

**Categories of records in the system:** Correspondence regarding nomination and selection for Executive Development Program; Assessment of Promotion Potential; Assessment for Specific Positions, Auditor Performance Evaluation, Availability Statement; SF-171; DCAAF 1435-1, DCAA Executive Development Program; Executive Development Plan.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; Federal Personnel Manual, Chapter 412



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information collected to determine employee qualification for participation in EDP; consider for promotion, developmental or mission-requirement reassignment; monitor training and development; record stated availability.

Personnel staff members; members, Career Management Board, Executive Manpower Resources Board; involved management officials.

Personnel Staff: Receipt, filing; preparation of submission to Executive Manpower Resources Board; rating and ranking; surveys nomination for training; Career Management Board/Executive Manpower Resources Board: Consideration of individual for the program; promotion, reassignment; review of training plan; progress. Involved management officials: evaluating, assessing, nominating, considering for assignment, reassignment, promotion, recognition.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, Civil court action or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** By name, Alphabetically

**Safeguards:** Files under surveillance of Personnel Office staff during duty hours; building secure and guarded during nonduty hours.

**Retention and disposal:** Retained in Executive Development Program file during individuals retention in the Program. Transferred to Official Personnel Folder upon release from program. Destroyed upon separation from Agency.

**System manager(s) and address:** Chairman, Executive Manpower Resources Board, HQ DCAA

**Notification procedure:** Information may be obtained from SYSMANAGER

Written requests should contain individual's full name, current address, telephone number, and office of assignment.

Individuals may visit the office of the SYSMANAGER.

For personal visit, individual must furnish positive identification.

**Record access procedures:** Individuals may obtain information on access to records by communicating with the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Individual

Regional Manager
Supervisor
EMRB, Chairman
Director

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 315.11**

**System name:** 315.11 Career Files

**System location:** Headquarters, DCAA, Personnel Division, Personnel Division, each regional headquarters.

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system notice

**Categories of individuals covered by the system:** Employees of DCAA:

At Headquarters, DCAA, GS-12 and above
At regional headquarters, all employees of the respective regions

**Categories of records in the system:** File contains copies of Performance Evaluations, Assessments of Promotion Potential, SF 171, Employee Qualification Record; Individual Employee Inventory Record; Experience Resume; Records of Training; copies of letters of commendation and appreciation; Official Performance Ratings; Report of Professional Activities; Auditor Progress Report; Auditors' Availability Statement.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; Federal Personnel Manual, Chapter 335

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide the Executive Manpower Resources Board, Career Management Boards, and management officials with necessary career progression and development information to make decisions on personnel actions regarding the individual

Material in the Career Files is made available to members of the Executive Manpower Resources Board, Career Management Board, and management officials involved in making personnel action decisions regarding the individual employee.

The material is used in connection with developing training plans for employees, rating and ranking for promotion, determining career development reassignments; as a basis for recognition.

Other routine uses would include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed: At Headquarters, DCAA, by region, by grade, auditor, administrative, alphabetically; At regions: by grade, alphabetically; by FAO, by grade, auditor, administrative, alphabetically.

**Safeguards:** Stored in file cabinets under constant surveillance of Personnel Office Staff during duty hours; cabinet locked during nonduty hours; buildings locked and guarded during nonduty hours.

**Retention and disposal:** Files are retained during tenure of the employee concerned.

**System manager(s) and address:** Director of Personnel, Headquarters, DCAA

Chief, Personnel Divisions, all regions, DCAA
Official mailing addresses are in the Department of Defense directory in the Appendix to DCAA's system's notice.

**Notification procedure:** Information may be obtained from the SYSMANAGER of the respective region.

Written requests for information should contain individual's full name, current address, telephone number, General Service grade, and office of assignment.

For personal visits, individual must furnish positive identification.

Requestor may visit the servicing personnel office to determine whether the system contains information pertaining to him/her. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

Individual may visit any DCAA personnel office which provides personnel services to the individual or to the personnel office, Headquarters, DCAA, if GS-12 or above.

**Record access procedures:** Individuals may obtain information on access to records by communicating with the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Former and present supervisory personnel; individual concerned; personnel office; Defense Contract Audit Institute; Automatic Data Processing-Personnel Inventory Systems; persons writing commendations and favorable communications.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 322.7**

**System name:** 110.8 Students and Instructors

**System location:** All DCAA offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Any individual who has been a student or instructor for any training courses sponsored by DCAA.

**Categories of records in the system:** Documents relating to applications and selections of students and guest instructors for DCAA-sponsored training courses.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff providing the training, or offices involved in the review process of training sponsored by DCAA.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.





**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** These records are filed by course title, then by name of individual participants.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** These files are destroyed after two years.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA

Deputy for Audit Management, Headquarters, DCAA
Regional Managers, DCAA
Chiefs, Field Audit Offices, DCAA
Manager, Defense Contract Audit Institute, Memphis, Tennessee
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from SYSMANAGERS.

**Record access procedures:** Requests from individuals should be addressed to SYSMANAGER of office concerned.

Written requests should contain the full name, address, and telephone number of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Correspondence originating in any DCAA office sponsoring training courses, from students and instructors of courses.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 341.6**

**System name:** 341.6 Letters of Commendation and Appreciation

**System location:** All DCAA Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** DCAA employees

**Categories of records in the system:** Files contain copies of letters of commendation and appreciation received about DCAA employees; copies of letters recognizing length of service, pending retirement, and similar accomplishments.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office staff responsible for acknowledging or forwarding such letters to the employee.

The official copy of a letter of commendation is filed in the employee's Official Personnel File, which may be released to other government agencies or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** These records are filed chronologically.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** The official personnel file copy is retained during tenure of the employee.

Other copies are destroyed after two years.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA

Deputy for Audit Management, Headquarters, DCAA
Regional Managers, DCAA
Chiefs of Field Audit Offices, DCAA
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from SYSMANAGER.

**Record access procedures:** Requests from individuals should be addressed to SYSMANAGER of office concerned.

Written requests should contain the full name, address, and telephone number of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence originated by any office, or individual sending a letter of commendation or appreciation about a DCAA employee.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 358.1**

**System name:** 358.1 General EEO Files

**System location:** Primary System-office of EEO Counselors throughout DCAA Official Mailing addresses are in the DoD Directory in the Appendice to the DCAA Systems Notices

Decentralized Segments-Office of EEO Officer, HQ, DCAA; Office of Counsel, HQ, DCAA; Regional EEO Officer in Region where complaint arose

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has contacted an EEO Counselor regarding any form of discrimination against them by any organizational level of DCAA

**Categories of records in the system:** CSC Form 894, Complaint of Discrimination in the Federal Government; affivadits; EEO Counselor's Report; correspondence between Counselor and local offices of DCAA

**Authority for maintenance of the system:** EEO Act of 1962 as implemented by CSC Federal Personnel Manual Chapter 713

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** EEO Counselor: Regional EEO Officer; EEO Officer, HQ, DCAA; Counsel, HQ, DCAA; may be disclosed to any component of DoD, Department of Justice and CSC

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically by last name of complainant

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy after 2 years.

**System manager(s) and address:** EEO Counselor concerned; Regional EEO Officer; EEO Officer, HQ, DCAA

**Notification procedure:** Information may be obtained from:

EEO Officer
HQ, DCAA
Room 4C346
Cameron Station
Alexandria, Virginia 22314
Telephone: 202-274-7319

**Record access procedures:** Requests from individuals should be addressed to: EEO Officer, DCAA, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number, present or former DCAA office.

Visits are limited to EEO Office, Headquarters, DCAA, Room 4C346, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from EEO Officer, HQ, DCAA, Cameron Station, Alexandria, VA 22314

**Record source categories:** Letters from complainant; affivadits of supervisors and others knowledgeable of circumstances surrounding complaint; other correspondence relative to complaint.

**Systems exempted from certain provisions of the act:** NONE



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**RDCAA 358.21**

**System name:** 358.21 EEO Complaints Resolved by DCAA

**System location:** Primary System-Office of EEO Officer, HQ, DCAA Official Mailing addresses are in the DoD Directory in the Appendice to the DCAA Systems Notices

Decentralized Segments-Office of Counsel, HQ, DCAA; Regional EEO Officer in Region where complaint arose

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has brought an EEO complaint against any organizational level of DCAA.

**Categories of records in the system:** CSC Form 894, Complaint of Discrimination in the Federal Government; Affivadits; EEO Counselor's report; Investigator's Report; transcript and other documents relating to the hearing; correspondence between all echelons of DCAA concerning this complaint; inter and intra agency correspondence.

**Authority for maintenance of the system:** EEO Act of 1962; US Civil Service Commission Federal Personnel Manual Chapter 713

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director, DCAA; EEO Officer, HQ, DCAA; Counsel, HQ, DCAA; Dir. of personnel, HQ, DCAA, Regional Manager in Region of Complaint; may be disclosed to any component of DoD, Department of Justice, and Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy 7 years after final adjustment. Records are retained in active file until end of calendar year in which complaint was settled, held one additional year in inactive file and subsequently retired to Washington National Records Center.

**System manager(s) and address:** EEO Officer, HQ, DCAA; Cameron Station, Alexandria, VA. 22314

**Notification procedure:** Information may be obtained from:

EEO Officer
HQ, DCAA
Room 4C346
Cameron Station
Alexandria, Virginia 22314
Telephone: 202-274-7319

**Record access procedures:** Requests from individuals should be addressed to: EEO Officer, DCAA, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number, present or former DCAA office.

Visits are limited to EEO Office, Headquarters, DCAA, Room 4C346, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from EEO Officer, HQ, DCAA, Cameron Station, Alexandria, VA 22314

**Record source categories:** Letters from complainant; affivadits of supervisors and others knowledgeable of circumstances surrounding complaint; correspondence between all echelons of DCAA concerning the complaint; interagency and intraagency correspondence.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 358.22**

**System name:** 358.22 EEO Cases resolved by CSC.

**System location:** Primary System-Office of EEO Officer, HQ, DCAA Official Mailing addresses are in the DoD Directory in the Appendice to the DCAA Systems Notices

Decentralized Segments-Office of Counsel, HQ, DCAA; Regional EEO Officer in Region where complaint arose

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has brought an EEO complaint against any organizational level of DCAA.

**Categories of records in the system:** CSC Form 894, Complaint of Discrimination in the Federal Government; Affivadits; EEO Counselor's report; Investigator's Report; transcript and other documents relating to the hearing; correspondence between all echelons of DCAA concerning this complaint; inter and intra agency correspondence.

**Authority for maintenance of the system:** EEO Act of 1962; US Civil Service Commission Federal Personnel Manual Chapter 713 Director, DCAA; EEO Officer, HQ, DCAA; Counsel, HQ, DCAA;

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Dir. of Personnel, HQ, DCAA, Regional Manager in Region of Complaint; may be disclosed to any component of DoD, Department of Justice, and Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** According to USCSC records schedule

**System manager(s) and address:** EEO Officer, HQ, DCAA; Cameron Station, Alexandria, VA. 22314

**Notification procedure:** Information may be obtained from:

EEO Officer
HQ, DCAA
Room 4C346
Cameron Station
Alexandria, Virginia 22314
Telephone: 202-274-7319

**Record access procedures:** Requests from individuals should be addressed to: EEO Officer, DCAA, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number, present or former DCAA office.

Visits are limited to EEO Office, Headquarters, DCAA, Room 4C346, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from EEO Officer, HQ, DCAA, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Letters from complainant; affivadits of supervisors and others knowledgeable of circumstances surrounding complaint; correspondence between all echelons of DCAA concerning the complaint; interagency and intraagency correspondence.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 358.23**

**System name:** 358.23 Other copies of EEO Complaint Case files

**System location:** Primary System-Office of EEO Officer, HQ, DCAA Official Mailing addresses are in the DoD Directory in the Appendice to the DCAA Systems Notices

Decentralized Segments-Office of Counsel, HQ, DCAA; Regional EEO Officer in Region where complaint arose

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has brought an EEO complaint against any organizational level of DCAA.

**Categories of records in the system:** CSC Form 894, Complaint of Discrimination in the Federal Government; Affivadits; EEO Counselor's report; Investigator's Report; transcript and other documents relating to the hearing; correspondence between all echelons of DCAA concerning this complaint; inter and intra agency correspondence.

**Authority for maintenance of the system:** EEO Act of 1962; US Civil Service Commission Federal Personnel Manual Chapter 713

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director, DCAA; EEO Officer, HQ, DCAA; Counsel, HQ, DCAA; Dir. of Personnel, HQ, DCAA, Regional Manager in Region of Complaint; may be disclosed to any component of DoD, Department of Justice, and Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy after 1 year

**System manager(s) and address:** EEO Officer, HQ, DCAA; Cameron Station, Alexandria, Va. 22314

**Notification procedure:** Information may be obtained from:

EEO Officer
HQ, DCAA
Room 4C346
Cameron Station
Alexandria, Virginia 22314
Telephone: 202-274-7319

**Record access procedures:** Requests from individuals should be addressed to: EEO Officer, DCAA, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number, present or former DCAA office.

Visits are limited to EEO Office, Headquarters, DCAA, Room 4C346, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from EEO Officer, HQ, DCAA, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Letters from complainant; affivadits of supervisors and others knowledgeable of circumstances surrounding complaint; correspondence between all echelons of DCAA concerning the complaint; interagency and intraagency correspondence.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 358.24**

**System name:** 358.24 EEO Background Documents not included in case files.

**System location:** Primary System-Office of EEO Officer, HQ, DCAA Official Mailing addresses are in the DoD Directory in the Appendice to the DCAA Systems Notices

Decentralized Segments-Office of Counsel, HQ, DCAA; Regional EEO Officer in Region where complaint arose

**Categories of individuals covered by the system:** Any civilian employee of DCAA who has brought an EEO complaint against any organizational level of DCAA.

**Categories of records in the system:** CSC Form 894, Complaint of Discrimination in the Federal Government; Affivadits; EEO Counselor's report; Investigator's Report; transcript and other documents relating to the hearing; correspondence between all echelons of DCAA concerning this complaint; inter and intra agency correspondence.

**Authority for maintenance of the system:** EEO Act of 1962; US Civil Service Commission Federal Personnel Manual Chapter 713

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Director, DCAA; EEO Officer, HQ, DCAA; Counsel, HQ, DCAA; Dir. of Personnel, HQ, DCAA, Regional Manager in Region of Complaint; may be disclosed to any component of DoD, Department of Justice, and Civil Service Commission.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of complainant.

**Safeguards:** Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Destroy 3 years after final adjustment

**System manager(s) and address:** EEO Officer, HQ, DCAA; Cameron Station, Alexandria, Va. 22314

**Notification procedure:** Information may be obtained from:

EEO Officer
HQ, DCAA
Room 4C346
Cameron Station
Alexandria, Virginia 22314
Telephone: 202-274-7319

**Record access procedures:** Requests from individuals should be addressed to: EEO Officer, DCAA, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number, present or former DCAA office.

Visits are limited to EEO Office, Headquarters, DCAA, Room 4C346, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is, drivers license, employing office's identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from EEO Officer, HQ, DCAA, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Letters from complainant; affivadits of supervisors and others knowledgeable of circumstances surrounding complaint; correspondence between all echelons of DCAA concerning the complaint; interagency and intraagency correspondence.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 358.3**

**System name:** 358.3 Grievance & Appeal Files

**System location:** Grievances by HQ employees; Personnel Division, HQ DCAA

Grievance by field employees; Personnel Division of region of origin.

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

**Categories of individuals covered by the system:** Employees who have filed formal grievances pursuant to Chapter 58, DCAAM 1400.1.

**Categories of records in the system:** The written grievance; assignment of examiner; statements of witnesses; written summary of interviews; written summary of group meetings; transcript of hearing if one held; correspondence relating to the grievance and conduct of the inquiry; exhibits; evidence; transmittal; decision.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901;Part 771, Civil Service Regulations

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the grievance & appeal files is to record the grievance or appeal, the nature and scope of inquiry into the matter being aggrieved or appealed and treatment accorded the matter by management.

Users are the grievant and grievant's representative; the Examiner; the Regional Manager; Personnel Office staff; the Deputy for Resources Management; the Director; Counsel; administrative staff involved in typing and processing the grievance.

The employee and representative is furnished a copy of the file for review and comment before decision.

The Examiner compiles the file and makes a Report of Findings and Recommendations based on the file.

The Regional Manager, when the deciding official, reviews the file to reach a decision.

Personnel Office staff may review the file to prepare a brief or write a decision for the deciding official; The Deputy for Resources Management may review the file as program manager.

The Director may review the file as deciding official.

Administrative staff members are involved in the physical handling and processing of the grievance such as typing, copying, transmitting.

Counsel may review file in making legal determinations.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records stored in tyable jackets in file cabinets or open shelf files.

**Retrievability:** Grievance files are filed by name alphabetically.

**Safeguards:** Grievance files are under surveillance of Personnel Office staff during duty hours. During nonduty hours, the building is locked and under guard.







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**Retention and disposal:** Each case file is retained in current files for 7 years after the case is closed, then destroyed.

**System manager(s) and address:** Director of Personnel, HQ DCAA

Personnel Officer of each region

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

**Notification procedure:** Requests for information should be made to the region in which the grievance originated.

Written requests should contain individual's full name, current address, telephone number and office of assignment.

Individuals may visit the personnel office of the region in which the grievance was filed.

For personal visits, individual must furnish positive identification.

Information will be at the Personnel Office of the Region in which the grievance originated or HQ DCAA.

**Record access procedures:** Individuals may obtain information on access to records by communicating in writing or personally with the SYSMANAGER or Personnel Officer of the Region of record.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** GRIEVANT

WITNESSES

Exhibits furnished in evidence by grievant and witnesses.

Grievance examiner

Persons interviewed by the Examiner, other than witness

Deciding official (decision)

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.1**

**System name:** 371.1 Name Files

**System location:** Office, Director of Personnel, HQ DCAA

**Categories of individuals covered by the system:** Civilian employees of DCAA on whom copies of communicatons, favorable or unfavorable, have been received.

**Categories of records in the system:** Copies of correspondence concerning the employee performance and conduct; warning notices to the employee; reports and records of counseling; copies of disciplinary action correspondence.

**Authority for maintenance of the system:** 5USC 301; 10 USC 133; 44 USC 2901 et seq

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The file serves as a repository of material furnished by field activities for information of the HQ staff. It is retained to provide continuity of knowledge and understanding of long term matters which may develop into adverse actions.

Personnel Office Staff

Employee concerned

Mangement personnel with need-to-know.

Director

Deputy Director

Deputy for Resources Management

Deputy for Audit Management

Executive Officer

Counsel

The Personnel Staff for maintaining the files; advising management on appropriate actions and taking of actions.

The employee concerned, to be aware of matter and act on the knowledge.

Management Personnel in evaluating information; initiating actions.

Director in order to be aware of those matters which could affect the agency; initiate action.

Deputy Director to be aware of matters which could affect other Agency; initiate action in absence of Director.

Deputy for Resources Management to be aware of matters which could affect the Agency; initiate actions on the matter; advise Deputy Director and Director.

Deputy for Audit Management to be aware of matters which could affect the Agency; initiate actions; advise the Deputy Director and Director.

Other routine use could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Name files are paper records stored in file folders.

**Retrievability:** Name files are filed alphabetically

**Safeguards:** Files are under surveillance of Personnel Office staff during duty hours. Building is locked and guarded during nonduty hours.

**Retention and disposal:** Files are retained for a period of 2 years after separation from the Agency.

**System manager(s) and address:** Director of Personnel, HQ DCAA, Cameron Station, Alexandria, VA 22314

**Notification procedure:** Requests for information should be sent to the SYSMANAGER.

Written requests must include the individuals full name; current address, telephone number and office of assignment.

Individual may visit the SYSMANAGER.

For personal visits, individual must furnish positive identification.

Information will be at the Office, Director of Personnel, HQ DCAA, Cameron Station, Alexandria, VA 22314.

**Record access procedures:** Individual may obtain information on access to records by commuicating in writing or personally with the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Supervisory, management personnel

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.13**

**System name:** 371.13 Official Personnel Folders

**System location:** Office, Director of Personnel, HQ DCAA

Personnel Office, all regions

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's system's notice.

**Categories of individuals covered by the system:** Each civilian employee of DCAA

**Categories of records in the system:** Notifications of Personnel Actions; appointment documentation; oath of office; application; payroll change slips; Official Performance Ratings; records of training; Letters of Commendation; Records of awards and recognition; health benefit and insurance registration and changes to position descriptions; Notice of Ratings; Service computation; designation of beneficiary; certificate of security clearance; SF-52s; performance evaluations; report of medical examination; employment inquiries; correspondence related to all the above.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; Federal Personnel Manual, Chapter 296-31

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Files are used to determine employee's qualifications, eligibilities and as a repository for those documents and records pertaining to the employee's career, position, salary and benefits.

Files are used by the Personnel Office staff to initiate, effect and/or record personnel actions; pay actions; determine qualifications; determine eligibility; as basis for counseling the employee regarding rights entitlements.

May be used by management officials and boards in considering employees for assignment, promotion, training, adverse actions.

May be used by Office of Council in advising management on legal aspects of matters involving the employee.

Other routine uses could include disclosure to other Department of Defense components, other Federal departments and agencies, the Civil ervice Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records bound in file folder

**Retrievability:** Filed by name

**Safeguards:** Under constant surveillance of Personnel Office staff during duty hours; stored in locked cabinet in locked and guarded building during nonduty hours.

**Retention and disposal:** Retained during tenure of the employee; disposed of in accordance with FPM, Chapter 296.

**System manager(s) and address:** Director of Personnel, HQ DCAA





Personnel Offices at each region

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Requests for information should be addressed to SYSMANAGER

Written requests for information must contain individual's full name, current address, telephone number, GS grade and office of assignment.

Individuals may visit the personnel office which provides personnel service to them.

For personal visits, individual must furnish proper credentials and above information orally.

**Record access procedures:** A personal or written request to the SYSMANAGER

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Employee; Personnel Offices; former and present supervisory personnel; payroll servicing offices; Civil Service Commission; training and education institutions; individuals who submit communications concerning the employee.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.2**

**System name:** 371.2 Supervisor Personnel Records

**System location:** Each Field Audit Office and each staff office at regional headquarters and HQ DCAA

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice

**Categories of individuals covered by the system:** Each employee, except the supervisor, assigned to the organizational element.

**Categories of records in the system:** Contains information relative to the individual employee; personnel actions in progress; copies of position descriptions; copies of performance evaluations, assessments of promotion potential, progress reports; copies of correspondence and communications relative the employee; record of duty assignments; record of leave status.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; Federal Personnel Manual, Chapter 295

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by supervisors as reference or reminder of past actions; as basis for initiating personnel actions on the employee; rotation of duty assignments; for consideration of employees separated for military service for absentee personnel actions; monitor leave use

Used by the Supervisory auditor of the employee concerned for the above stated purposes.

Used by the Field Audit Office chief for the above purposes.

Used by administrative personnel for maintenance, clearance of obsolete material, extraction of statistical data, status checks.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by name, alphabetically

**Safeguards:** Under control of office staffs during duty hours. Work area or cabinet locked during nonduty hours.

**Retention and disposal:** Review annually; destroy material which has been superseded or is no longer applicable; destroy entire file 1 year after transfer or separation of the employee.

**System manager(s) and address:** Each fIELD Audit Office and each staff office at regional headquarters and HQ DCAA addresses are in the DOD Directory in the appendix to DCAA's systems notice.

**Notification procedure:** Requests for information should be sent or made to the SYSMANAGER of that organizational element to which the individual is assigned.

Written requests must include the individuals' full name, current address, telephone number and office of assignment.

Individual may visit the office of the SYSMANAGER.

For personal visits, individual must furnish positive identification.

**Record access procedures:** Individuals may obtain information on access to records by communicating with their current supervisor.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Supervisors

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.5**

**System name:** 371.5 Locator Records

**System location:** Office, Director of Personnel, HQ DCAA, Cameron Station, Alexandria, VA 22314

**Categories of individuals covered by the system:** Civilian employees of Hq DCAA and Philadelphia Region, DCAA located in the Washington DC metropolitan area.

**Categories of records in the system:** Employees name, office room number, telephone, office symbol, home address, home telephone number, date prepared, spouse's name

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Ready reference of employee home address and telephone number

Copy furnished to Office of Director and Deputy Director for business, social and protocol purposes.

Copy furnished the HQ travel office which uses it to:

Furnish home telephone number to air carrier when booking flights for the individual

Estimating local travel costs from home address

Dispatching staff cars to individual's home

Planning group travel

Copy remains in Personnel Office for use in responding to inquiries regarding employees home address, telephone number.

Other routine use could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** 3x5 card, stored in index card box

**Retrievability:** Filed by name

**Safeguards:** Under control of Personnel Office staff during duty hours. Building locked and guarded during nonduty hours

**Retention and disposal:** Retained until separation of employee, then destroyed.

**System manager(s) and address:** Director of Personnel, HQ DCAA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from the SYSMANAGER.

Written requests for information must include individual's full name, current address, telephone number and office of assignment.

Individual may visit the Office of the SYSMANAGER

For personal visit, individual must furnish positive identification.

**Record access procedures:** A personal or written request to the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Employee

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.7**

**System name:** 371.7 Service Record File

**System location:** Office, Director of Personnel, HQ DCAA

Personnel Office, each region

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Each civilian employee of each respective appointing office.

**Categories of records in the system:** Current information regarding the individual employment status, chronology of personnel actions showing nature, date, position title, series grade, salary, organization,



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date of birth, Social Security number, retention subgroup, service computation date date next Within Grade Increase due, leave category emergency addressee.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901; et seq. Federal Personnel Manual Chapter 295

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To provide a ready reference on actions taken during the employee's tenure with the appointing office; to basic information for periodic actions and frequent reference; position control.

Used by Personnel office staff in carrying out routine personnel functions; to determine various items of information concerning individuals in accomplishing routine functions; schedule periodic actions such as within grade increases, length of service awards.

May be used by management officials for above purposes with respect to subordinates.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Double 5x8 cards, filed in Kardex file.

**Retrievability:** Filed by organizational element, grade and name.

**Safeguards:** Under surveillance of Personnel Office staff during duty hours; locked Kardex file in locked and guarded building during nonduty hours.

**Retention and disposal:** Placed in inactive file upon separation of employee.

**System manager(s) and address:** Director of Personnel, HQ DCAA

Personnel Officer at each region

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from SYSMANAGER where employed or formerly employed.

Written requests for information must include individual's full name, current address, telephone number and office of assignment.

Individuals may visit the Personnel Office of the region in which employed or formerly employed.

For personal visits, individual must furnish positive identification.

**Record access procedures:** A personal or written request to the SYSMANAGER

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

**Record source categories:** Former and present employees; Official Personnel Folder; personnel actions.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 371.8**

**System name:** 371.8 Inactive Service Records

**System location:** Office, Director of Personnel, HQ DCAA

Personnel Office, each region

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Each former civilian employee of each respective appointing office

**Categories of records in the system:** Information regarding the individual's status during employment; chronology of personnel action taken; date of birth; SSN; retention subgroup; Service Computation Date; leave category; forwarding address; date and reason for separation.

**Authority for maintenance of the system:** Federal Personnel Manual, Chapter 295; 44 USC 2901 et seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by the Personnel Office staff to respond to inquirees regarding former employees; reuse in cases of reemployment of the individual.

Other routine uses could include disclosure to other Department of Defense components, the Civil Service Commission, other Federal departments or agencies, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Double 5x8 cards, filed in file box.

**Retrievability:** Filed by name

**Safeguards:** Under surveillance of Personnel Office staff during duty hours. Building locked and guarded during nonduty hours.

**Retention and disposal:** Retained for 3 years after separation of individual, then destroyed.

**System manager(s) and address:** Director or Personnel, HQ DCAA

Personnel Officer at each region.

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from SYSMANAGER where formerly employed.

Written request for information must include individual's full name, current address, telephone number and office of former assignment.

Individual may visit the Personnel Office of the region in which formerly employed.

For personal visits, individual must furnish positive identification.

**Record access procedures:** A personal or written request to the SYSMANAGER.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Individual concerned: Official Personnel Folder; personnel actions.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 422.5**

**System name:** 422.5 Disbursement Vouchers

**System location:** Accounting Branch, Financial Management Division, Headquarters, DCAA; Financial Management Branches, Financial and Administrative Services Divisions, DCAA Regional offices whose addresses are in the DoD directory in the appendix to DCAA's systems notices.

**Categories of individuals covered by the system:** Headquarters Accounting Branch-All civilian employees on the payroll of Headquarters, DCAA.

Regional Financial Management Branches-All civilian employees on the payroll of the respective regional office.

**Categories of records in the system:** Time and Attendance Automated Data Processing Detail Edit, which includes payroll information on each employee such as employee payroll number, social security number, service computation date, basic rate of pay, number of hours worked, gross and net pay, leave earned and used, all withholdings, and check number issued. The data elements vary from DCAA element, depending on the data issued by the servicing non-DCAA payroll office.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.; 31 United States Code 66a

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Accounting Branch, DCAA-To support payroll vouchers.

Financial Management Branches, Regional Offices - To support payroll vouchers and for budget execution analysis for respective region.

Budget Branch, Financial Management Division, DCAA-For budget execution analysis for Headquarters, DCAA.

Other routine uses could include disclosure to another DoD component, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** ADP paper printouts maintained in file folders.

**Retrievability:** Folders are filed in numerical order based on file number, then by subject, and contains the ADP printout which contains names in alphabetical order by last name.

**Safeguards:** Under financial management staff supervision during duty hours; buildings are locked and/or guarded by security guards during non-duty hours. These files are not used to inform personnel of data concerning their payroll; such requests would be referred to the servicing Finance and Accounting Office.

**Retention and disposal:** These files are destroyed two years after close of fiscal year in which accumulated.





**System manager(s) and address:** Chief, Accounting Branch, Financial Management Division, Headquarters, DCAA, Cameron Station, Alexandria, VA.

Chiefs, Financial Management and Administrative Divisions, Regional Offices, whose addresses are in the DoD directory in the appendix to DCAA's system notices.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records, Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name of the individual, current address and telephone number and current business address. Visits are limited to those offices (Headquarters and 6 regional offices) listed in the DoD Directory in the appendix to DCAA systems notices.

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license or employing offices' identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Payroll data accumulated and maintained by the servicing Finance and Accounting Office.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 440.2**

**System name:** 440.2 Time and Attendance Reports

**System location:** Primary System-Information Systems and Services Branch, Headquarters, DCAA

Decentralized Segments-DCAA Regional Offices and Field Audit Offices. Official mailing addresses are in the Department of Defense directory in the appendix to DCAA'S SYSTEMS NOTICE.

**Categories of individuals covered by the system:** All civilian employees of the Defense Contract Audit Agency.

**Categories of records in the system:** File contains a copy of individual's time and attendance report and other papers necessary for the submission of time and attendance reports and collecting of pay from the non-DCAA payroll office.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901; et. seq.; 31 United States Code 66a

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Supervisors of employees review and certify accuracy of reports.

Reports are furnished to the appropriate Finance and Accounting office, which is another Department of Defense component.

Other routine uses could include disclosure to the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of employee.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** These records are destroyed six months after end of pay period to which applicable.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA

Regional Managers, DCAA
Chiefs of Field Audit Offices
Official addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, telephone number of the individual and the employee payroll number. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Time and Attendance reports are completed by the time and attendance clerk.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 502.6**

**System name:** 502.6 Freedom of Information Administrative Appeals

**System location:** Office of Counsel, Headquarters, DCAA

Office of Deputy for Resources Management, Headquarters, DCAA

Office of Records Administrator, Information Systems and Services Branch, Headquarters, DCAA

**Categories of individuals covered by the system:** Any individual who appeals an initial denial of information by the agency.

**Categories of records in the system:** Office of Counsel-File contains all documents created in the process of responding to administrative appeal for the release of information initially denied, including a copy of the letter from the appellant, all pertinent background data concerning the information denied, interoffice and interagency correspondence concerning the information denied, a copy of the appeal decision, and documents pertaining to civil action in the event of suit.

Office of Deputy for Resources Management-File contains a copy of the letter from the appellant, pertinent background information concerning the information initially denied, interoffice and interagency correspondence concerning the information denied, and a copy of the appeal decision.

Office of the Records Administrator-File contains a copy of the letter from the appellant and a copy of the appeal decision.

**Authority for maintenance of the system:** 5 U.S.C. 552

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel-To determine legal sufficiency of information denial and response to the appellant.

Office of Deputy for Resources Management-To make appellate decision.

Office of Records Administrator-To prepare report to Congress of Freedom of information Activity.

Disclosed to Department of Justice in event of civil action.

Disclosed to DoD in event of civil action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Office of Counsel-Filed alphabetically by last name of appellant.

Office of Deputy for Resources Management-Filed alphabetically by last name of appellant.

Office of Records Administrator-Filed chronologically

**Safeguards:** During duty hours, records are under the supervision of the staffs of the three offices; security guards are provided.

**Retention and disposal:** Office of Counsel-These files retained in the Office of Counsel and destroyed 10 years after final action.

Office of Deputy for Resources Management-These files are destroyed two years after final action.

Office of Records Administrator. These files are destroyed three years after report to Congress.

**System manager(s) and address:** Records Administrator, Headquarters, DCAA, Cameron Station, Alexandria, VA.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320



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Alexandria, Va. 22314
Telephone: Area Code 202/274/7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or some other form of identification.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314

**Record source categories:** Correspondence and other communications from the individual appealing the determination; correspondence between DCAA staff members concerning the availability of the information; correspondence between DCAA and other Federal agencies concerning the availability of the information; workpapers and drafts of replies.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 503.5**

**System name:** 503.5 Privacy Act Administrative Appeals

**System location:** Office of Counsel, Headquarters, DCAA

Office of Deputy for Resources Management, Headquarters, DCAA

Office of Records Administrator, Information Systems and Services Branch, Headquarters, DCAA

**Categories of individuals covered by the system:** Any individual who appeals an initial denial of information by DCAA under the Privacy Act of 1974.

**Categories of records in the system:** Office of Counsel - File contains all documents created in the process of responding to administrative appeal for the release of information initially denied, including a copy of the letter from the appellant, all pertinent background data concerning the information denied, a copy of the appeal decision, and documents pertaining to civil action in the event of suit.

Office of Deputy for Resources Management - File contains a copy of the letter from the appellant, pertinent background information concerning the information initially denied, interoffice and interagency correspondence concerning the information denied, and a copy of the appeal decision.

Office of Records Administrator - File contains a copy of the letter from the appellant and a copy of the appeal decision.

**Authority for maintenance of the system:** 5 USC 552(a)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Office of Counsel - To determine legal sufficiency of information denied and response to appellant.

Office of Deputy for Resources Management - To make appellate decision.

Office of Records Administrator - To maintain statistics for annual report to Congress on the number of records which were exempted and the reasons for the exemptions, and such other information as indicates efforts to fully administer this Act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Office of Counsel-Filed alphabetically by last name of appellant

Office of Deputy for Resources Management - Filed alphabetically by last name of appellant.

Office of Records Administrator - Filed chronologically

**Safeguards:** Under staff supervision during duty hours; buildings provide security guards during nonduty hours.

**Retention and disposal:** Retention periods have not been determined and approved by the National Archives and Records Service of the General Services Administration. All files will be retained until this determination is made.

**System manager(s) and address:** Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314

Written requests for information should contain the full name of the individual current address and telephone number. Visits are limited to the Records Administrator, Building 4, Room 4A320, Cameron Station, Alexandria, VA 22314

For personal visits, the individual should be able to provide some acceptable identification, that is driver's license, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence and other communications from the individual appealing the determination; correspondence between DCAA staff members concerning the availability of the information; correspondence between DCAA and other Federal agencies concerning the availability of the information; work papers and drafts of replies.

**Systems exempted from certain provisions of the act:** Parts of this system may be exempt under 5 U.S.C. 552a(j) 4(k), as applicable. For additional information, contact the SYSMANAGER.

**RDCAA 575.4**

**System name:** 575.4 Postal Directory

**System location:** Personnel Offices at Headquarters and Regional Offices

Mail Rooms in all DCAA offices

Official mailing addresses are in the Department of Defense directory in the appendix to DCAA's systems notice.

**Categories of individuals covered by the system:** Present and former civilian employees of DCAA.

**Categories of records in the system:** Records utilized in mail rooms and personnel offices, used as a locator system, to facilitate delivery of mail to individuals, such as locator cards; copies of assignment or transfer orders; and similar records.

**Authority for maintenance of the system:** 5 United States Code 301; 10 United States Code 133; 44 United States Code 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** To deliver mail to individuals.

Other routine uses could include disclosure to other Department of Defense components, the Department of Justice or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Files are under staff supervision during duty hours; buildings are locked and/or guarded by security guards during nonduty hours.

**Retention and disposal:** Records at each location are to be destroyed six months after departure of employee.

**System manager(s) and address:** Deputy for Resources Management, Headquarters, DCAA

Regional Managers, DCAA
Chiefs of Field Audit Offices
Addresses are listed in the Department of Defense directory in the appendix to DCAA's systems notice.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.





For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Correspondence originating in DCAA offices.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 590.8**

**System name:** 590.8 DCAA Management Information System (MIS)

**System location:** Information Systems and Services Branch, Management Division, Headquarters, DCAA; Financial and Administrative Services Divisions, DCAA regional offices; field audit offices, respective DCAA regions whose addresses are in Department of Defense Directory in the appendix to DCAA's systems notices; Computer Sciences Corporation, 815 Commerce Drive, Oak Brook, Illinois 60521, which maintains systems data under contract with General Services Administration.

**Categories of individuals covered by the system:** Information Systems and Services Branch, Headquarters, DCAA, all current civilian employees of DCAA; and former employees who were on Agency rolls any time after system implementation on 1 July 1974.

Financial and Administrative Servies Divisions, DCAA regional offices; all current civilian employees of respective DCAA regions and former employees who were on regional rolls any time after system implementation on 1 July 1974.

Field Audit Offices, DCAA; all current civilian employees of respective field audit offices and former employees who were assigned to office any time after system implementation on 1 July 1974.

Computer Sciences Corporation; all current civilian employees of DCAA and former employees who were on Agency rolls any time after system implimentation on 1 July 1974.

**Categories of records in the system:** Individual employees are identified in system by social security account number recorded on input document, Employee Monthly Activity Report, Card 50. This record contains unique number of direct and indirect work assignments and the number of hours expended on each during reporting month. This is the only record in system directly associated with employee. However, individual data can be related to following additional data stored in system: (i) profile of contractors for which Agency has audit congnizance; (ii) inventory of contracts which are active and require audit effort during current fiscal year; (iii) inventory of direct audit and indirect assignments with descriptive data to which effort will be charaged during current fiscal year or to which effort has been charged in previous fiscal years; (iv) audit determinations on assignments completed; and (v) information related to disposition of completed audit assignments.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information Systems and Services Branch, Headquarters, DCAA: To produce statistical reports reflecting Agency-wide audit planning, programming, and performance, which are used by Headquarters, DCAA, management officials to evaluate and analyze audit operations.

Financial and Administrative Services Divisions, DCAA regional offices: To update data files and obtain statistical reports reflecting region-wide audit planning, programming, and performance, which are used by regional office management officials to evaluate, analyze, and control regional audit operations.

Field Audit Offices, DCAA: To submit update input data and obtain statistical reports related to planning, programming, and performance of audit assignments for the purpose of evaluating, analyzing, and controlling assignments of the office.

Computer Sciences Corporation: To maintain data and computer operating systems necessary to permit DCAA personnel to process data, maintain system, and produce required output reports. Computer Sciences Corporation does not obtain outputs from system and does not directly access stored data.

Other routine uses could include disclosure to antoher DoD component, Federal agency, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Input paper documents are stored in file folders and/or file cabinets; information converted to automated form for storage in system is stored on magnetic tape and/or disks; output reports on computer printout paper are stored in file cabinets, specialized file containers, or library shelving.

**Retrievability:** Individual records are retrieved by social security acount number; other statistical data are retrived by unique organizational code assigned to each element of DCAA down to field audit suboffice level.

**Safeguards:** Access to computerized data requires knowledge and use of series of systems identification codes and passwords which must be entered in proper sequence before access to system is premitted. Access to computerized data is restricted to system analysts, programmers, and management analysts assigned to Headquarters, DCAA and regional offices. Regional offices can access only data pertaining to organizations and individuals within their respective region.

Access to printed output reports is controlled by systems analysts and management analysts assigned to Headquarters, DCAA and regional offices who determine type of report to be distributed to requesting management officials.

**Retention and disposal:** Paper input documents and output printputs are retained for reference purpose until superseded by subsequent reports or until no longer required for data validation; normally held for no longer than two years at which time they are destroyed.

Data converted to automated form and stored in computer system are maintained on magnetic tape for period of ten years after which data are destroyed.

**System manager(s) and address:** Chief, Information Systems and Services Branch, Headquarters, DCAA, Cameron Station, Alexandria, Virginia 22314.

**Notification procedure:** Information may be obtained form:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, Virginia 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Requests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, Virginia 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to those offices listed in the Department of Defense directory in the appendix to DCAA's systems notice.

For personal visits, the individual should be able to provide some acceptable identification, that is, drives's license, employee identification card.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial deteminations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, Virginia 22314.

**Record source categories:** Information in system, other than data directly related to individual employees, is obtained by field audit office supervisors from audit reports and workpapers.

**Systems exempted from certain provisions of the act:** NONE

**RDCAA 590.9**

**System name:** 590.9 DCAA Automated Personnel Inventory System (APIS)

**System location:** Information System and Services Branch, Management Division, Headquarters, DCAA; Personnel Division, Headquarters, DCAA; Personnel Divisions, Regional Offices, whose addresses are in Department of Defense Directory in the appendix to DCAA's systems notices; Computer Sciences Corporation, 815 Commerce Drive, Oak Brook, Illinois 60521, which maintains system data under contract with General Services Administration.

**Categories of individuals covered by the system:** Information System and Services Branch, Headquarters, DCAA; Computer Sciences Corporation-all current civilian employees of DCAA and former employees who were on Agency rolls any time after system implementation on 1 January 1969.

**Categories of records in the system:** Individual employees are identified in system by social security account number. Current and historical records contain following data: Data related to positons employee has occupied in Agency such as grade, occupational series, title, organizational location, salary and pay step, competitive level and area, geographic location, supervisory designation; data related to employee's status and tenure in Federal civil service including

veterans perference, competitive status, service computation date, tenure group: data personal to the employee such as birth date, physical/mental handicap code, enrollment in Federal employee life and health insurance programs, education, training requirements and accomplishments assessment of employee's potential for advancement and evaluations of past performance, official awards received, certification as a Certified Public Accountant, and minority group designation code.

**Authority for maintenance of the system:** 5 USC 301; 10 USC 133; 44 USC 2901, et. seq.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information Systems and Services Branch, Headquarters, DCAA - To produce statistical and nonstatistical reports used by Personnel Division staff members, Agency and regional equal employment opportunity program staff mumbers, and management officials of Headquarters and regional office in evaluation and analysis of Agency's personnel management program. Statistical reports are also perpared as required by higher authority within DoD and by U.S. Civil Service Commission. Listings of employees are produced for locator purposes.

Personnel Division, DCAA Regional Offices - Regional offices do not have access to automated data base. They receive output reports programmed by Headquarters, DCAA, personnel which are used for evaluation and analysis of regional personnel management programs.

Computer Sciences Corporation - To maintain data and computer operating systems necessary for DCAA personnel to process data, maintain system, and produce required output reports. Computer Sciences Corporation does not obtain outputs from system nor directly access stored data.

Other routine uses could inculde disclosure to another DoD component, U.S. Civil Service Commission, the Department of Justice, or to law enforcement or investigatory authorities for investigation and possible criminal prosecution, civil court action, or regulatory order.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Input paper documents are stored in file folders and/or file cabinets. Information converted to automated form for storage in system is stored on magnetic tape and/or disks. Output reports on computer printout paper are stored in file cabinets, specialized file containers, or library shelving. Individual employee output reports are filed in folders retained with official personnel records and/or career files.

**Retrievability:** Records and/or reports pertaining to an individual employee are retrieved by social security account number. Other output DATA ARE RETRIEVED BY UNIQUE ORGINIZATIONAL CODE ASSIGNED to each elemant of DCAA down to field audit suboffice.

**Safeguards:** Access to computerized data requires knowledge and use of series of system identification code and passwords which must be entered in proper sequence to gain access to data in system. Access to computerized data is restricted to systems analysts and programmers assigned to Headquarters, DCAA. Regional personnel do not have access to automated data base and can access system only for the purpose of obtaining output reports previously formatted by Headquarters, DCAA, personnel.

Output reports are retained in personnel offices or other authorized Headquarters, regional, or field audit offices. Access to reports is controlled by assigned personnel during duty hours. After duty hours, reports are retained in locked offices or in buildings controlled by security personnel or alarm systems.

**Retention and disposal:** Paper input documents are output printouts are retained for reference purposes until superseded by subsequent reports or until no longer required for data validation; normally held for no longer than two years at which time they are destroyed.

**System manager(s) and address:** Chief, Information System and Services Branch, Headquarter, DCAA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Information may be obtained from:

Records Administrator
Defense Contract Audit Agency
Cameron Station, Bldg. 4, Room 4A320
Alexandria, VA 22314
Telephone: Area Code 202/274-7285

**Record access procedures:** Rrquests from individuals should be addressed to: Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

Written requests for information should contain the full name, address, and telephone number and the official address of the individual. Visits are limited to the Information Systems and Services Branch, HQ, DCAA, Cameron Station, Bldg. 4, Room 4B363, Alexandria, VA 22314.

For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or employee identification care.

**Contesting record procedures:** Tthe Agency's rules for contesting contents and appealing Tthe Agency's rules for contesting contents and appealing initial determinations may be obtained from the Records Administrator, Defense Contract Audit Agency, Cameron Station, Alexandria, VA 22314.

**Record source categories:** Basic personnel and position information is obtained from documents prepared by personnel offices in accordance with regulations prescribed by U.S. Civil Sservice Commission.

Assessment of employee's potential and evaluation of performance are obtained from documents completed by employee's supervisors.

Training data are obtained from employee's supervisors, Agency training facilities, and documents prepared by employee's personnel office.

All other information is obtained from questionnaires or other documents completed by employee.

**Systems exempted from certain provisions of the act:** NONE





DEFENSE CONTRACT AUDIT AGENCY OFFICES
(Alphabetically by State and City)

ALABAMA
DCAA HUNTSVILLE BRANCH OFFICE
2109 W. Clinton Avenue
Room 504
Huntsville, AL 35805
ARIZONA
DCAA PHOENIX BRANCH OFFICE
3800 N. Central Avenue
Suite 312
Phoenix, AZ 85012
DCAA RESIDENT OFFICE
HUGHES AIRCRAFT CO.
P. O. Box 11337
Emery Park Station
Tucson, AZ 85734
CALIFORNIA
DCAA ANAHEIM BRANCH OFFICE
1548 State College Blvd.
Anaheim, CA 92806
DCAA RESIDENT OFFICE
ROCKWELL INTERNATIONAL CORP.
Electronics Operations
3370 Miraloma Avenue
Mail Code AB-13
Anaheim, CA 92803
DCAA RESIDENT OFFICE
AEROJET-GENERAL CORP.
Aerojet Electro Systems Co.
P. O. Box 18, 1100 W. Hollyvale
Azusa, CA 91702
DCAA RESIDENT OFFICE
LOCKHEED-CALIFORNIA CO.
2555 N. Hollywood Way
Bldg. 62A1, P. O. Box 551
Burbank, CA 91503
DCAA RESIDENT OFFICE
ROCKWELL INTERNATIONAL CORP.
Rocketdyne Division
6633 Canoga Avenue
Canoga Park, CA 91304
DCAA RESIDENT OFFICE
HUGHES AIRCRAFT CO.
Centinela Avenue & Teale St.
Bldg. 6, Mail Station D 155
Culver City, CA 90230
DCAA RESIDENT OFFICE
ROCKWELL INTERNATIONAL CORP.
Space Division
12214 Lakewood Blvd. (AA21)
Downey, CA 90241
DCAA RESIDENT OFFICE
HUGHES AIRCRAFT COMPANY
1901 W. Malvern
Bldg. 600, MS-G-103
P.O. Box 3310
Fullerton, CA 92634
DCAA SANTA BARBARA BRANCH OFFICE
5960 Mandarin Ave., Suite F
Goleta, CA 93017
DCAA RESIDENT OFFICE
NORTHROP CORPORATION
3901 W. Broadway
Hawthorne, CA 90250
DCAA RESIDENT OFFICE
MCDONNELL DOUGLAS
ASTRONAUTICS CO.
5301 Bolsa Avenue
Mail Station 14-1
Huntington Beach, CA 92647
DCAA RESIDENT OFFICE
MCDONNELL DOUGLAS CORP.
Douglas Aircraft Co.
3855 Lakewood Blvd.
Mail Code No. 18-44
Long Beach, CA 90846
DCAA PROCUREMENT LIAISON OFFICE
NAVAL REGIONAL PROCUREMENT OFC.
Code ODA, Second Fl., Bldg. 53
Terminal Island
Long Beach, CA 90801
DCAA LOS ANGELES REGION
1340 W. Sixth St., 2nd Floor
Los Angeles, CA 90017
DCAA LOS ANGELES BRANCH OFFICE
11105 S. LaCienega Blvd.
Los Angeles, CA 90045
DCAA RESIDENT OFFICE
TRW Systems Group, TRW Inc.
1 Space Park, Bldg. E-2, Rm 2080
Redondo Beach, CA 90278
DCAA RESIDENT OFFICE
AEROJET-GENERAL CORP.
Hwy 50 and Aerojet Road
P. O. Box 15846
Sacramento, CA 95813
DCAA SAN DIEGO BRANCH OFFICE
Bldg. 4, AF Plant 19
4297 Pacific Coast Highway
San Diego, CA 92110
DCAA RESIDENT OFFICE
GENERAL DYNAMICS CORP.
Convair Division
P. O. Box 80877, MZ-DCA-6
3302 Pacific Highway
San Diego, CA 92138
DCAA RESIDENT OFFICE
TELEDYNE RYAN AERONAUTICAL
2701 Harbor Drive
San Diego, CA 92112
DCAA SAN FRANCISCO REGION
450 Golden Gate Ave., Box 36116
San Francisco, CA 94102
DCAA EAST BAY BRANCH OFFICE
Bldg. 7, Treasure Island
San Francisco, CA 94130
DCAA SOUTH BAY BRANCH OFFICE
3235 Kifer Road
Santa Clara, CA 95051
DCAA RESIDENT OFFICE
LOCKHEED MISSILES & SPACE CO.,INC.
Bldg. 561, 1194 N. Matilda Ave.
P. O. Box 504
Sunnyvale, CA 94088
DCAA VAN NUYS BRANCH OFFICE
18321 Ventura Blvd.
Tarzana, CA 91356
DCAA RESIDENT OFFICE
LITTON SYSTEMS, INC.
5500 Canoga Ave., 32-15
Woodland Hills, CA 91364
COLORADO
DCAA DENVER BRANCH OFFICE
New Custom House, Rm. 578
19th & Stout Streets
Denver CO 80202
DCAA RESIDENT OFFICE
MARTIN MARIETTA AEROSPACE
Module A-312
Waterton, CO 80110
MAIL: P.O. Box 179, Mail No.A-183
Denver, CO 80201
CONNECTICUT
DCAA BRIDGEPORT BRANCH OFFICE
1070 Park Avenue
Bridgeport, CT 06604
DCAA RESIDENT OFFICE
UNITED AIRCRAFT CORP.
Pratt & Whitney Div.
400 Main Street, ORB3SE
East Hartford, CT 06108
FLORIDA
KENNEDY SPACE CENTER BR.
Rm. 1529, HQ Building
John F. Kennedy Space Center
NASA, P. O. Box 21126
Kennedy Space Center, FL 32815
DCAA PROCUREMENT LIAISON OFFICE
NASA, HQ Building, Room 2423
Mail Code: DCAA-10
Kennedy Space Center, FL 32899
DCAA RESIDENT OFFICE
ELECTRONIC SYSTEMS DIV. HARRIS CORP.
P. O. Box 1510
Melbourne, FL 32901
DCAA RESIDENT OFFICE
MARTIN MARIETTA AEROSPACE
Orlando Division
P. O. Box 5837 (MP-152)
Ellenor Drive & Doss Ave.
Orlando, FL 32805
DCAA ORLANDO BRANCH OFFICE
3165 McCrory Pl., Suite 277-289
Orlando, FL 32803



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DCAA RESIDENT OFFICE
PRATT & WHITNEY AIRCRAFT
P. O. Box 2691
West Palm Beach, FL 33402
DCAA RESIDENT OFFICE
HONEYWELL AEROSPACE DIV.
Honeywell, Inc.
13350 U.S. H'way 19
St. Petersburg, FL 33733

GEORGIA
DCAA ATLANTA REGION
3100 Maple Drive, N. E.
Atlanta, GA 30305
DCAA ATLANTA BRANCH OFFICE
3100 Maple Drive, N.E.
Atlanta, GA 30305
DCAA RESIDENT OFFICE
LOCKHEED-GEORGIA CO.
86 S. Cobb Drive
Marietta, GA 30063
DCAA PROCUREMENT LIAISON OFFICE
WARNER ROBINS ALC
Air Force Logistics Command
Bldg. 1678, Room D-2
Robins Air Force Base, GA 31093

ILLINOIS
DCAA CHICAGO REGION
527 So. LaSalle St., Suite 652
Chicago, IL 60605
DCAA CHICAGO BRANCH OFFICE
527 So. LaSalle St., Rm. 333
Chicago, IL 60605
DCAA PROCUREMENT LIAISON OFFICE
Defense Contract Audit Agency
US ARMY ARMAMENT COMMAND
AMSAR-PLA, Bldg. 350, 4th Floor
Rock Island, IL 61201

INDIANA
DCAA INDIANAPOLIS BRANCH OFFICE
Fort Benjamin Harrison, IN 46249
DCAA RESIDENT OFFICE
MAGNAVOX COMPANY
2131 S. Coliseum Blvd.
Fort Wayne, IN 46803
DCAA RESIDENT OFFICE
DETROIT DIESEL ALLISON DIV.,
GMC L-23
4070 West Tenth Street
Indianapolis, IN 46206

KANSAS
DCAA RESIDENT OFFICE
THE BOEING CO.
3801 S. Oliver
P.O. Box 2638-M.S. K 12-59
Wichita, KS 67201

LOUISIANA
DCAA NEW ORLEANS BRANCH OFFICE
P. O. Box 29532
New Orleans, LA 70189

MASSACHUSETTS
DCAA PROCUREMENT LIAISON OFFICE
ELECTRONIC SYSTEMS DIV. (ESD)
Air Force Systems Command
L. G. Hanscom Field Stop 25
Bedford, MA 01730
DCAA RESIDENT OFFICE
RAYTHEON COMPANY
Missile Systems Division
Hartwell Road
Bedford, MA 01730
DCAA RESIDENT OFFICE
MASS. INSTITUTE OF TECHNOLOGY
Room E19-505, 50 Ames St.
Cambridge, MA 02139
Omit street in mailing address
DCAA RESIDENT OFFICE
RAYTHEON COMPANY
Equipment Div., Corporate Exec. Off.
141 Spring Street
Lexington, MA 02173
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Bldg. 2-74A, 1000 Western Ave.
Lynn, MA 01910
DCAA RESIDENT OFFICE
GTE SYLVANIA INC.
Bldg. 3, 189 "B" Street
Needham, MA 02194
DCAA BOSTON REGION
Waltham Federal Center
424 Trapelo Road
Waltham, MA 02154

DCAA RESIDENT OFFICE
AVCO CORPORATION
AVCO Government Products Group
201 Lowell Street
Wilmington, MA 01887

MARYLAND
DCAA RESIDENT OFFICE
WESTINGHOUSE ELECTRIC CORP.
Defense & Electronic Sys. Center

Fort Meade Road
(near Friendship Airport)
Anne Arundel County, MD
MAIL: c/o Westinghouse Electric
Corp. (Mail Stop 1232)
P.O.Box 1693
Baltimore, MD 21203
DCAA RESIDENT OFFICE
BENDIX FIELD ENGINEERING CORP.
9250 Route 108
Columbia, MD 21043
DCAA RESIDENT OFFICE
IBM CORPORATION
Civil Space Systems
18100 Frederick Pike
Gaithersburg, MD 20760
DCAA SILVER SPRING BRANCH OFFICE
8719 Colesville Road, Rm. 326
Silver Spring, MD 20910
DCAA BALTIMORE BRANCH OFFICE
320 Hillen Road
Towson, MD 21204

MICHIGAN
DCAA RESIDENT OFFICE
CHRYSLER CORPORATION
341 Massachusetts Street
P. O. Box 1919
Detroit, MI 48231
DCAA DETROIT MOBILE BRANCH OFFICE
5815 Concord Avenue
Detroit, MI 48211
DCAA DETROIT SUBOFFICE BRANCH OFFICE
5815 Concord Avenue
Detroit, MI 48211
DCAA PROCUREMENT LIAISON OFFICE
MICHIGAN ARMY MISSILE PLANT
ATTN: DCAA-PLA, 3811 Van Dyke
Warren, MI 48090

MINNESOTA
DCAA RESIDENT OFFICE
HONEYWELL, INC.
2701 Fourth Ave., So.
Minneapolis, MN 55408
DCAA MINNEAPOLIS BRANCH OFFICE
712 Grain Exchange Bldg.
400 South Fourth St.
Minneapolis, MN 55415
DCAA RESIDENT OFFICE
SPERRY UNIVAC
3333 Pilot Knob Road
Eagan Township, MN
MAIL: Univac Park
P.O. Box 3525(M.S. U1F23)
St. Paul, MN 55165

MISSISSIPPI
DCAA RESIDENT OFFICE
INGALLS CLAIMS
3500 Chico Road, Bldg. 216-B
Pascagoula, MS 39567
DCAA RESIDENT OFFICE
INGALLS SHIPBUILDING DIV.
Litton Systems, Inc.
P. O. Box 1930
Pascagoula, MS 39567

MISSOURI
DCAA PROCUREMENT LIAISON OFFICE
ARMY AVIATION SYSTEMS COMMAND
(AVSCOM), c/o Commanding Officer
12th and Spruce Streets
St. Louis, MO
MAIL: P.O. Box 209
Main Office
St. Louis, MO 63166
DCAA RESIDENT OFFICE
MCDONNELL DOUGLAS CORP.
Bldg. 3, Banshee Road
Robertson, MO
MAIL: P. O. Box 516
St. Louis, MO 63166
DCAA ST. LOUIS BRANCH OFFICE
210 N. 12th St., Rm 1148
St. Louis, MO 63101





NEW HAMPSHIRE
DCAA RESIDENT OFFICE
SANDERS ASSOC., INC.
Bldg. MHQ1-519
Daniel Webster Highway, So.
Nashua, NH 03060

NEW JERSEY
DCAA PROCUREMENT LIAISON OFFICE
ARMY ELECTRONICS COMMAND (ECOM)
ECOM Building
Fort Monmouth, NJ 07703
DCAA RESIDENT OFFICE
SINGER COMPANY, THE KEARFOTT DIV.
Plant 3, 1150 McBride Ave.
Little Falls, NJ 07424
DCAA RESIDENT OFFICE
RCA, MISSILE & SURFACE RADAR DIV.
Marne Highway
Moorestown, NJ 08057
DCAA RESIDENT OFFICE
BELL TELEPHONE LABS., INC.
Mountain Ave., Bldg. 3A-428
Murray Hill, NJ 07974
DCAA NORTHERN NEW JERSEY BRANCH OFFICE
970 Broad Street, 14th Floor
Newark, NJ 07102
DCAA RESIDENT OFFICE
ITT DEFENSE-SPACE GROUP
500 Washington Avenue
Nutley, NJ 07110
DCAA RESIDENT OFFICE
LOCKHEED ELECTRONICS CO., INC.
Div. of Lockheed Aircraft Corp.
U.S. Route 22
Plainfield, NJ 07060
DCAA RESIDENT OFFICE
BENDIX CORPORATION (PLANT 2)
Navigation & Control Div.
U.S. Route #46
Teterboro, NJ 07608
DCAA RESIDENT OFFICE
CURTISS-WRIGHT CORP.
One Rotary Drive
Wood-Ridge, NJ 07075

NEW MEXICO
DCAA PROCUREMENT LIAISON OFFICE
AFCMD-TM (PLA)
Bldg. 604, Rm 18D
Kirtland AFB, NM 87117

NEW YORK
DCAA RESIDENT OFFICE
GRUMMAN AEROSPACE CORPORATION
(PLANT 30)
Bethpage, NY 11714
DCAA RESIDENT OFFICE
BELL AEROSPACE COMPANY
Niagara Falls Blvd.
Wheatfield, NY
MAIL: P. O. Box 1
Buffalo, NY 14240
DCAA BUFFALO BRANCH OFFICE
Federal Bldg., Rm. 1102
111 W. Huron Street
Buffalo, NY 14202
DCAA RESIDENT OFFICE
CUTLER-HAMMER, INC.
AIL Division
Comac Road
Deer Park, NY 11729
DCAA RESIDENT OFFICE
FAIRCHILD INDUSTRIES, INC.
Fairchild Republic Div.
Conklin Avenue
Farmingdale, NY 11735
DCAA LONG ISLAND BRANCH OFFICE
605 Stewart Avenue
Garden City, NY 11530
DCAA RESIDENT OFFICE
SPERRY RAND CORP.
Sperry Div., Mail Station B-5
Marcus Avenue & Lakeville Road
Great Neck, NY 11020
DCAA NEW YORK BRANCH OFFICE
252 Seventh Ave., 4th Fl.
New York, NY 10001
DCAA RESIDENT OFFICE
IBM CORPORATION
Owego, NY 13827

DCAA RESIDENT OFFICE
EASTMAN KODAK CO.
Kodak Apparatus Div.
901 Elmgrove Rd. (2nd Fl., Bldg.1)
Rochester, NY 14650
DCAA ROCHESTER BRANCH OFFICE
Federal Bldg., Rm. 325
100 State Street
Rochester, NY 14614
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Bldg. 4, Rm 219
Schenectady, NY 12345
DCAA RESIDENT OFFICE
PRD ELECTRONICS, INC.
(A Sub. of Harris Corp.)
6901 Jericho Turnpike Syosset 3
Syosset, NY 11791
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Bldg. 4, Room 55
Court Street
Syracuse, NY 13201
DCAA RESIDENT OFFICE
WESTERN ELECTRIC CO.
Guilford Center, P.O. Box 20046
Greensboro, NC 27420
DCAA RESIDENT OFFICE
GOODYEAR AEROSPACE CORP.
1210 Massillon Road
Akron, OH 44315
DCAA RESIDENT OFFICE
THE BABCOCK & WILCOX CO.
Power Generation Div.
20 South Van Buren
Barberton, OH 44203
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Evendale Plant
Cincinnati, OH 45215
DCAA CLEVELAND BRANCH OFFICE
Federal Office Building
Room 391, 1240 E. Ninth St.
Cleveland, OH 44199
DCAA RESIDENT OFFICE
GOULD, INC.
Advanced Technology Group
18901 Euclid Avenue
Cleveland, OH 44117
DCAA COLUMBUS BRANCH OFFICE
85 Marconi Blvd., Rm 400
Columbus, OH 43215
DCAA RESIDENT OFFICE
ROCKWELL INTERNATIONAL CORP.
4300 E. 5th Ave.
Columbus, OH 43216
DCAA PROCUREMENT LIAISON OFFICE
DCAA-CAR3-WPL
Room 246, Bldg. 11, Area B
Wright-Patterson AFB, OH 45433

OKLAHOMA
DCAA OKLAHOMA CITY BRANCH OFFICE
215 N. W. 3rd St., Room 255
U.S. Post Office Bldg.
Oklahoma City, OK 73102
DCAA PROCUREMENT LIAISON OFFICE
OKLAHOMA CITY ALC
Air Force Logistics Command
Tinker Air Force Base
Oklahoma City, OK 73145

PENNSYLVANIA
DCAA HARRISBURG BRANCH OFFICE
Room 676, Federal Bldg.
Harrisburg, PA
MAIL: Box 749
Federal Square Station
Harrisburg, PA 17108
DCAA RESIDENT OFFICE
BOEING VERTOL COMPANY
P. O. Box 16858
Mail Stop P41-29
Philadelphia, PA 19142
Location: Scott Plaza
Building 2, 4th Fl
Industrial Highway
(South of Phila Int'l
Airport)
Tinicum Township, PA
DCAA PHILADELPHIA REGION
Federal Building
1421 Cherry Street
Philadelphia, PA 19102



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DCAA Procurement Liaison Office
AVIATION SUPPLY OFFICE
ASO Compound Bldg 4, Room 2035
700 Robbins Avenue
Philadelphia, PA 19111
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Valley Forge Space Center
Room M3137
Valley Forge, PA
MAIL: P.O. Box 8555
Philadelphia, PA 19101
DCAA PHILADELPHIA BRANCH OFFICE
1421 Cherry Street
7th Floor
Philadelphia, PA 19102
DCAA PITTSBURGH BRANCH OFFICE
1517 Federal Building
1000 Liberty Avenue
Pittsburgh, PA 15222
DCAA RESIDENT OFFICE
BOEING VERTOL COMPANY
P.O. Box 16858, Mail Stop P41-29
Philadelphia, PA 19142
Location: Scott Plaza
Building 2, 4th Fl
Industrial Highway
(South of Phila Intl Airport)
Tinicum Township, PA
DCAA RESIDENT OFFICE
GENERAL ELECTRIC CO.
Valley Forge Space Center
Room M3137
Valley Forge, PA
MAIL: P.O. Box 8555
Philadelphia, PA 19101
DCAA RESIDENT OFFICE
PHILCO-FORD CORPORATION
Communication Systems Division
3900 Welsh Road
Willow Grove, PA 19090
TENNESSEE
DCAA DEFENSE CONTRACT AUDIT INSTITUTE
Administration Bldg., 3rd Floor
Defense Depot Memphis
Memphis, TN 38114
TEXAS
DCAA DALLAS BRANCH OFFICE
500 S. Ervay St., Rm 503
Dallas, TX 75201
DCAA RESIDENT OFFICE
THE LTV CORPORATION
9314 West Jefferson Street
P.O. Box 5907
Dallas, TX 75222
DCAA RESIDENT OFFICE
TEXAS INSTRUMENTS, INC.
13500 No. Central Expressway
P.O. Box 6015, MS 221
Dallas, TX 75222
DCAA RESIDENT OFFICE
BELL HELICOPTER CO.
P.O. Box 482
Fort Worth, TX 76101
DCAA RESIDENT OFFICE
GENERAL DYNAMICS CORP.
Convair Aerospace Division
Fort Worth Operations Res. Off.
Grants Lane, AF Plant #4
P.O. Box 371
Fort Worth, TX 76101
DCAA RESIDENT OFFICE
E-SYSTEMS, INC.
1200 Jupiter Road
Garland, TX 75040
MAIL: P.O. Box 6118
Dallas, TX 75222
DCAA HOUSTON BRANCH OFFICE
Room 2206
2320 LaBranch
Houston, TX 77004
DCAA PROCUREMENT LIAISON OFFICE
SAN ANTONIO ALC, Bldg. 43
Kelly Air Force Base, TX 78241
UTAH
DCAA RESIDENT OFFICE
THIOKOL CORP.
U.S. Hwy 30 South & West
on State Hwy 83
Box 524
Brigham City, UT 84302

DCAA RESIDENT OFFICE
HERCULES, INC.
8400 West 5000 South
P.O. Box 157
Magna, UT 84044
VIRGINIA
DCAA ALEXANDRIA BRANCH OFFICE
Hoffman Bldg. No. 2
200 Stovall Street
8th Floor, Rm. 8S-41
Alexandria, VA 22314
DCAA HEADQUARTERS
Cameron Station, Alex., VA 22314
DCAA RESIDENT OFFICE
HERCULES, INC.
Radford Army Ammunition Plant
Radford, VA 24141
DCAA RESIDENT OFFICE
NEWPORT NEWS SHIPBUILDING AND DRY DOCK CO.
Newport News, VA 23607
WASHINGTON
DCAA RESIDENT OFFICE
THE BOEING CO.
West Valley Highway
(68th Ave. S) & S 212th St.
Kent, WA 98031
MAIL: P.O. Box 3999, M. S. 8R-64
Seattle, WA 98124
DCAA SEATTLE BRANCH OFFICE
Room 411, 815 Airport Way So.
Seattle, WA 98134
WISCONSIN
DCAA MILWAUKEE BRANCH OFFICE
Railway Exchange Bldg.
Suite 1100
229 East Wisconsin Ave.
Milwaukee, WI 53202
OVERSEAS
DCAA EUROPEAN BRANCH OFFICE
APO NY 09057
Location: Rhein Main AFB, Germany
DCAA HONOLULU BRANCH OFFICE
1311 Kapiolani Blvd.
Room 601
Honolulu, HI 96814
DCAA PACIFIC BRANCH OFFICE
North Pier Mizuho Sanbashi
Mizuho-Cho Kanagawa-Ku
Yokohama, Japan
MAIL: Box D, APO San Francisco 96503





ROUTINE USE - LAW ENFORCEMENT
In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.
ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION
A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.
ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION
A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.
ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE
A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

### S111.11DCRA-AA

**System name:** Atlanta Personnel Data Bank System.

**System location:** Primary System - Office of Civilian Personnel, Employment and Management Assistance Division (DCRA-EE), Defense Contract Adminstration Services Region (DCASR) Atlanta. Decentralized Systems - Birmingham District Civilian Personnel Office and Orlando District Civilian Personnel Office.

**Categories of individuals covered by the system:** Civilian Personnel currently employed by the DCASR Atlanta.

**Categories of records in the system:** Data on current position occupied by employee, data on employee's current employment status with DSA, training data, and selected personal data, including: social security account number (SSAN), name, sex, date of birth, age, physical handicap, Government insurance, veteran's preference, military reserve status, retired military status, education, and whether individual passed the Federal Service Entrance Examination or Professional and Administrative Career Examination.

**Authority for maintenance of the system:** 5 U. S. C.,Sec. 301, 302, E.O.10561.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used as follows: Personnel Alert Register - As suspense list for Performance Appraisals, Step Increases, Career Status, Save Pay, and Leave Category Change. Accepted/Rejected Transaction List - Used to check and make correction to the monthly input to the data system. Retention Register - Maintained on current basis reflecting each competitive level affected by a reduction-in-force. Rotation Schedule - Maintains current status of employees occupying positions which require continuous contact with contractors. Notification of Pay Change - Standard Form (SF) 1126 used for processing pay changes. A copy of the SF 1126 is sent to the Payroll Office for use in processing the pay change. Input Cards for Headquarters Defense Supply Agency (DSA) Automated Civilian Personnel Data Bank System - Used to transmit data input to the Headquarters DSA Automated Civilian Personnel Data Bank System, which system uses the data to prepare reports required by the Executive, Legislative and Judicial Branches of the government, and to provide information to officials of the Defense Supply Agency for effective personnel administration. All segments of the system, except as noted above, are used in the Office of Civilian Personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts filed in binders and stored in file cabinet except for Notification of Pay Changes, distributed as required and Input Cards and magnetic tape which are stored in the Computer Room at DCASR Atlanta.

**Retrievability:** Filed by title of System Component and/or alphabetically by last name of employee. Records on magnetic tape retrieved by SSAN.

**Safeguards:** Magnetic tapes are maintained in a tape library which are accessible only to authorized personnel. Computer personnel who process the reports are appropriately cleared.

Paper records are maintained in files in the Civilian Personnel Office in areas accessible only to Civilian Personnel Office employees. During non-duty hours, the Civilian Personnel Office is locked.

**Retention and disposal:** Records are maintained for three months after which they are destroyed (updated reports are furnished monthly) except as follows: Notification of Pay Changes become a permanent record in the Official Personnel Folder and Retention Register is destroyed after two years unless an appeal is pending.

**System manager(s) and address:** Civilian Personnel Officer, DCASR Atlanta.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Employee need only to supply full name and organization.

**Record access procedures:** Written or personal requests are to be directed to the Office of Civilian Personnel, DCASR Atlanta. Requesting individual should be able to certify to his/her identity. Official mailing address is contained in the Department of Defense Directory in the appendix to the DSA systems notice.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Official Personnel Folder and other personnel documents, activity supervisors, applications and forms completed by the individual.

**Systems exempted from certain provisions of the act:** NONE

### S111.11DCRT-E

**System name:** 111.11 Defense Contract Administration Services Region (DCASR) Dallas Personnel

**System location:** Office of Systems and Financial Management (DCRT-F), DCASR Dallas.

**Categories of individuals covered by the system:** All current civilian employees of DCASR Dallas. Records are also maintained on individuals who have left the employment of DCASR Dallas but are deleted in no more than 12 months from the time the individual leaves.

**Categories of records in the system:** The system contains the following information on each individual: Social Security number; nature of action taken; effective date of action; name; sex; date of birth; veterans' preference; tenure group; service computation date; physical handicap code; group life insurance coverage information; retirement system coverage; reserve status; education; eligibility for health benefits; information on whether the individual has passed the Federal Service Entrance Examination; type of appointment; organizational functional code; quit code; employing activity code; whether the individual is retired military; title, pay plan, series, grade, step of current position; a code identifying whether the individual is a supervisor; organizational code; work schedule; salary; location code; pay rate determinent; academic discipline, educational level, and year degree attained; submitting office number; for ex-military, information on the service, the component, and the military pay grade; a code as to whether the individual is a manager or not; for retired military only-date of retirement from the military; position number; due date for next within grade increase; competitive level and competitive area for reduction- in-force purposes; information as to whether veterans' preference is applicable for reduction-in-force; date of last Outstanding Performance Rating; dates of last position change and last promotion; information on mandatory career courses and other training received; and information on performance awards and other recognition received.

**Authority for maintenance of the system:** 5U.S.C., Sec. 301, 302, 2951, 2952, 2954, E.O. 10561. Provides the Management Information System required of Federal agencies in Federal Personnel Manual (FPM) Chapter 250, Subchapter 1-4. Provides a means of automating the production of pay change notifications and reduction-in-force information required by FPM Chapter 293



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the system is collected to provide recurring and one-time reports to DCASR management to use for manpower planning purposes and for such related purposes as Upward Mobility and Equal Employment Opportunity. The system is also used to provide information to the individual on certain records maintained on him/her in the system. The users of the system are limited to current DCASR employees; DCASR operating management; and Defense Supply Agency (DSA) management. Employees use the information in the system to determine current benefits accruing to them from Federal employment and similar purposes. Operating management uses the system to track the performance of personnel programs and to do effective manpower planning. The Civilian Personnel Office uses the system to obtain in an automated form reports or other documents already provided in a manual form.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records in the storage are maintained on magnetic discs and/or magnetic tape. Printouts are stored in file drawers.

**Retrievability:** Records may be retrieved from the system by matching any elements of data in any record. Normally records are retrieved by name, social security number, organizational code, position identifiers.

**Safeguards:** The system can be accessed only by programs prepared by the Office of Systems and Financial Management and access to the computer room is tightly controlled. Printouts are stored in locked file drawers in the Office of Civilian Personnel.

**Retention and disposal:** Tapes used to create the current tape are erased after 90 days. Printouts are destroyed when superseded by an updated printout.

**System manager(s) and address:** Civilian Personnel Officer, DCASR Dallas.

**Notification procedure:** Individuals can determine whether the system contains records pertaining to them by contacting the SYSMANAGER. Official mailing address is contained in the Department of Defense directory in the appendix to the DSA systems notice. Current employees of the DCASR should furnish full name and social security number. Former employees of the DCASR should furnish full name, social security number and title, series and grade of the last position held at the DCASR.

For personal visits, current employees of the DCASR need only identify themselves verbally; former DCASR employees need to present some form of appropriate identification such as a valid driver's license.

**Record access procedures:** Individuals may be notified how to gain access to any record by contacting the SYSMANAGER.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All information in the system is taken from documents which are filed in the employee's official personnel folder.

**Systems exempted from certain provisions of the act:** NONE

**S111.11DDTC-R**

**System name:** 111.11 Local Civilian Personnel Data Bank

**System location:** Office of Civilian Personnel, Defense Depot Tracy

**Categories of individuals covered by the system:** All civilian employees currently serviced by Defense Depot Tracy Civilian Personnel Office.

**Categories of records in the system:** Data on current position occupied by employee; data on employee's current employment status with DSA, training data, and selected personal data, including: social security account number, name, sex, date of birth, physical handicap, Government insurance, veteran's preference, military reserve status, retired military status, education, and whether individual passed the Federal Service Entrance Examination or Professional and Administrative Career Examination.

**Authority for maintenance of the system:** 5 U.S.C., Sec. 301, 302, E.O. 10561.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained in support of the Civilian Personnel System in accordance with the Federal Personnel Manual. Information is used by Civilian Personnel Office staff and employees' supervisors as a locator file of all employees, to insure personnel actions are taken on timely and accurate basis, to prepare one-time statistical reports as required, to establish seniority rosters to identify employees for changes to prime shifts, to establish retention registers for reduction-in-force and position vacancies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer paper printouts, magnetic tape.

**Retrievability:** Information identifiable to an individual is accessed by social security account number (SSAN).

**Safeguards:** Magnetic tapes are kept in the computer room which is itself a security container with locked door and access limited to persons appropriately cleared and identified. Tapes are stored in a tape library when not used in processing. Computer personnel who process these reports are appropriately cleared. Printouts are kept in locked storage cabinets.

**Retention and disposal:** Computer listings destroyed by burning after one month.

**System manager(s) and address:** Civilian Personnel Officer, Defense Depot Tracy.

**Notification procedure:** Written or personal requests for information may be directed to SYSMANAGER. Official mailing address is contained in the Department of Defense directory in the appendix to the Defense Supply Agency systems notice.

**Record access procedures:** Requests should be addressed to the SYSMANAGER, and must contain full name and SSAN. Written requests must contain a return address. For personal visits, the individual should be able to provide some acceptable identification, such as employing office identification card.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Civilian Personnel Office staff, official personnel folder.

**Systems exempted from certain provisions of the act:** NONE

**S111.11DESC-KER**

**System name:** Civilian Personnel and Manpower Control System

**System location:** Office of Civilian Personnel, Records Group (DESC-KER), DESC.

**Categories of individuals covered by the system:** All civilian personnel employed at Defense Electronics Supply Center (DESC) under authorities of the Civil Service Commission.

**Categories of records in the system:** Information relative to employees and positions to which assigned. Included in the system are employee and position data such as: birth date; social security number; sex; name; citizenship; veteran's preference; tenure group; service computation date; handicap codes; federal employee group life insurance membership; whether covered by civil service retirement or social security act; nature and effective date of last personnel action; position title sequence number, position title, position number, primary skill, reverse code for grade, civil service classification series, present step of grade, effective date of last equivalent increase, next step due of grade, and date for next salary step increase; number of quality increases received and effective date of last quality increase; present salary, if employee holds an irregular salary (saved rate, special rate, saved pay); organizational symbol; operative location numbers; competitive level; tenure sub group; retired military; highest grade previously held; performance rating; date of last grade change; education level, degree and major and minor area of study; titles of years of service award due and due date; federal employee health benefits carrier and enrollment code; promotion eligibility code.

**Authority for maintenance of the system:** E.O. 10561.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained to provide current data in the functional areas of high grade control; projected service award presentations; employment by occupation, grade, and organization; manpower skill utilization; health benefit status; retirement, eligibility; skills listings; organization manning documents; and for preparation of statistical reports required by higher authority.

Information is used by: Security Office (DESC-WS) as a ready reference of employees and unit of assignment. Mail and Distribution Branch (DESC-WAM) as a ready reference of employees and unit of assignment. Office of Planning and Management (DESC-L) for high grade control, position control, skills listings, organizational staffing, and identification of employees and unit of assignment. Office of





Civilian Personnel (DESC-K) to identify employees by name and social security number; reduction-in-force actions; handicap placements; processing personnel actions; counseling employees; employee career management program; high grade control; notification of supervisors of due dates for service awards and step increases; ready reference of employees enrolled in Health Benefit or Life Insurance programs; ready reference for number of years of service toward retirement, position title and grade, classification series, organization of assignment, current salary, competitive level, education level and area of study, and other elements of data in the file. Data used to prepare reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is stored on computer magnetic tapes and computer paper printouts, and microfiche.

**Retrievability:** Information can be accessed and retrieved by social security account number only.

**Safeguards:** Records are maintained in such a manner that make them available only to DESC authorized personnel.

**Retention and disposal:** Data on individual employees is automatically deleted from the entire system when individual separates from DESC. Paper printouts and coding sheets are retained for a maximum of six months, or when superseded, and then destroyed.

**System manager(s) and address:** Director, Civilian Personnel Office, (DESC-K) Defense Electronics Supply Center (DESC).

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide name, social security number, and periods(s) of employment at DESC. For personal visits, the individual should provide some acceptable identification.

**Record access procedures:** Individuals should contact the SYSMANAGER.

Official mailing addresses are in the Department of Defense Directory in the appendix to the DSA system of records notice.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information from system is extracted from documents located in Official Personnel Folder.

**Systems exempted from certain provisions of the act:** NONE

**S111.11DSAH-K**

**System name:** 111.11 Rotation of Employees From Foreign Areas and the Canal Zone

**System location:** Staffing and Employee Relations Division, Staff Director, Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA), Cameron Station, Alexandria, VA. 22314

**Categories of individuals covered by the system:** Employees or former employees of DSA who have requested extension of tour of duty in Canal Zone and foreign areas beyond five years, or for whom management has made such a request.

**Categories of records in the system:** Files include requests for extension of duty in Canal Zone and foreign areas, request letters, statements as to need or justification and, when management initiates request, statement of employee's consent. Statement of approval or disapproval by the Staff Director, Civilian Personnel, HQ DSA, or his Deputy and comments by the staff elements as appropriate.

**Authority for maintenance of the system:** 10USC Sec. 1586; Department of Defense Instruction 1404.8.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in determining whether extension of employee's overseas tour of duty beyond five years should be approved or disapproved. Information is used by HQ DSA Office of Civilian Personnel and management officials concerned with the extension.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee's last name.

**Safeguards:** Records are maintained in locked filing cabinets in areas accessible only to Agency personnel.

**Retention and disposal:** Records are retained in active file until end of calendar year and held one to three additional years in inactive file and subsequently destroyed.

**System manager(s) and address:** Staff Director, Civilian Personnel, Headquarters Defense Supply Agency, Cameron Station, Alexandria, VA. 22314

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name.

**Record access procedures:** Official mailing address is in Department of Defense Directory in the appendix to the Defense Supply Agency systems notice. Written requests for information should be addressed to the SYSMANAGER and contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license or employing office identification card, and give some verbal information could be verified with his records.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, civilian personnel offices and government officials or other parties having an interest in the employee's assignment.

**Systems exempted from certain provisions of the act:** NONE

**S120.05 1DSAH-K**

**System name:** 120.05 Schedule and Record of Overtime Assignment and Request

**System location:** First line supervisor or other supervisory levels in each organizational unit where a formalized overtime record is maintained. The record is not maintained by all supervisors but only by those who need such a record or where such a record is required by negotiated labor agreements.

**Categories of individuals covered by the system:** Any civilian employee in those organizational segments where formalized overtime records are kept may be covered.

**Categories of records in the system:** A roster of civilian personnel in the organizational segment, schedules of proposed overtime, dates overtime was offered, record of whether employee accepted the overtime hours, overtime hours and dates worked, amount of work produced during the overtime hours, and other information directly related to overtime usage.

**Authority for maintenance of the system:** 5 U.S.C., Sec. 301,302, and 5542, Overtime rates; computation.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the supervisor to assign overtime on an equitable, or rotational basis and to plan and schedule overtime as needed. It may also be used to determine the most productive of overtime workers. May be shown to employee representatives, such as unions, to demonstrate nature and equity of the system.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or file index cards.

**Retrievability:** Filed or listed by employee name within individual organizational segments.

**Safeguards:** Records are maintained in locked file cabinets under the supervisor's control.

**Retention and disposal:** Records are destroyed after one year from the last date of overtime usage.

**System manager(s) and address:** Office of Civilian Personnel of the appropriate Defense Supply Agency (DSA) Primary Level Field Activity.

**Notification procedure:** Individuals may determine whether or not there is an overtime record pertaining to them by request to their immediate supervisor or to the SYSMANAGER.

**Record access procedures:** Written request for assistance in obtaining access to information should be directed to the SYSMANAGER. Official mailing address is in the Department of Defense directory in the appendix to the DSA systems notice. For personal visits to the SYSMANAGER, individual should be able to provide some acceptable identification such as office identification card or driver's license. However, inquiries will normally be made to the immediate supervisor by personal visit.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The individual supervisors and others involved in the management of overtime in the activity.

**Systems exempted from certain provisions of the act:** NONE

**S120.05 2DSAH-K**

**System name:** 120.05 Supervisors' Records and Reports of Employee Attendance and Leave.



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**System location:** This system is decentralized by organization and geography to the supervisory level at all Defense Supply Agency (DSA) field activities and Headquarters DSA. All records described are not necessarily maintained by all supervisors.

**Categories of individuals covered by the system:** Employees of the Defense Supply Agency, and former such employees.

**Categories of records in the system:** Schedule of planned leave; record of sick leave and annual leave and other types of leave taken; record of tardiness, absence without leave, leave without pay, administrative leave, and other absences of types of leave. In some cases the record may also contain notation of time actually present, time on temporary duty (TDY), and time on special assignments or temporary assignments. Record may be kept by the hour, day, week, pay period, quarter, or year. While records maintained in accordance with this notice are all 'hard copy' or manual in nature, some of the records may be produced by automated data processing as printouts from automated payroll and leave accounting systems described under other notices.

**Authority for maintenance of the system:** Chapter 63, Title 5 United States Code, Leave.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data is used by supervisors and by civilian personnel office staff for the following purposes: Monitoring sick leave use and detecting patterns of attendance and sick leave usage which may be indicators of problems in the use of leave or which should be discussed with the employee. Scheduling annual leave in an organized, fair and planned way. Identifying employees who may be congratulated for accumulation of sick leave or limited use of sick leave. Preparing statistical reports on leave use and attendance matters and for statistical evaluation and analysis of leave usage patterns. Posting daily leave usage onto time and attendance report or records and answering employee questions on leave charges.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or binders or file index cards.

**Retrievability:** By employee name within organizational segments, or chronologically by some time period.

**Safeguards:** Any part of the records containing any personal or potentially sensistive data are maintained in locked filing cabinets or supervisors' locked desks.

**Retention and disposal:** Records are kept for one year and then destroyed.

**System manager(s) and address:** Civilian Personnel Officer at each DSA Primary Level Field Activity.

**Notification procedure:** Employees who wish to determine what leave records are being maintained at supervisory or personnel office level should address their inquiries to their immediate supervisors or to the primary level field activity office of civilian personnel.

**Record access procedures:** Personal requests for record content should be made to the immediate supervisor or to SYSMANAGER. Written request for assistance in obtaining access should be directed to the SYSMANAGER, and should contain the full name and organizational location of the employee. Official mailing addresses of the SYSMANAGER are in the Department of Defense directory in the appendix to the DSA systems notice. For personal visits to SYSMANAGER, the individual should provide some acceptable identification, such as activity identification card or driver's license.

**Contesting record procedures:** The agency rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Payroll office and payroll records, including automated payroll systems, employee's supervisors, timekeepers, time and attendance clerks, leave slips (Standard Form 71 or equivalent).

**Systems exempted from certain provisions of the act:** NONE

**S150.20DSAH-T**

**System name:** 150.20 Security Violations Files

**System location:** Primary System - Reports of the more serious security violations involving information or material classified in the interests of national defense: Command Security Office. Headquarters, Defense Supply Agency (HQ DSA), Decentralized segments - Above files plus all other reports of security violations: DSA Primary Level Field Activities (PLFAs)

**Categories of individuals covered by the system:** Civilian and military personnel currently or formerly employed by or assigned to DSA, employees of Department of Defense (DOD) contractor facilities, and other persons who may be involved in security violations.

**Categories of records in the system:** Reports of informal and formal administrative inquiries, investigations, statements of witnesses, photographs, and related papers regarding security violations pertaining to DSA activities.

**Authority for maintenance of the system:** E.O. 11652 which pertains to the protection of information and material classified in the interests of national defense. DOD Directive 5200.1-R.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information in the system is used by Security Officers in HQ DSA and PLFA's for the following:

Determining the suitability of DSA personnel involved in security violations to have continued access to classified information;

Evaluating the safeguards established within DSA to protect classified information and material; and

Referring violations involving Atomic Energy information and those in which espionage is suspected to the Justice Department as required by law.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name of any individual held to be responsible for the violation.

**Safeguards:** Records are maintained in security containers with three position combination locks which are approved by the General Services Administration for storage of classified information and located in areas accessible only to DSA security personnel.

**Retention and disposal:** Normally, records are retained in the active file two years after all aspects of the case are closed and then destroyed. Reports concerning violations of a sufficiently serious nature to be considered felonies are retained for two years in the active file and then held eight years in the inactive files and subsequently destroyed.

**System manager(s) and address:** Command Security Officer, HQ DSA; Security Officers,DSA Primary Level Field Activities.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individuals must provide their full names and the identity of DSA activity at which the violation occurred as well as the date of its occurrence.

**Record access procedures:** Official mailing addresses of the SYSMANAGER are in the DOD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone number of the individual and must be accompanied by a notorized statement attesting to the identity of the requestor and containing the following: 'I understand that knowingly and willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to

5,000 under the provisions of the Privacy Act of 1974'. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified with his file. If the requestor cannot present suitable evidence of identification a notorized statement similar to that described above may be required.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Officials appointed to conduct administrative inquiries, informal or formal investigations as well as reports from DOD or other federal investigative agencies.

**Systems exempted from certain provisions of the act:** Any reports classified in the interest of National Defense maybe exempt by subsection (k) (5) of the Act.

**S153.01 DSAH-T**

**System name:** 153.01 Personnel Security Files

**System location:** Primary System - Investigatory records containing unfavorable information requiring clearance action by the Defense Supply Agency (DSA) Central Clearance Group (CCG) and records pertaining to persons involved in highly sensitive projects: Command Security Office, Command Security Officer, Headquarters Defense Supply Agency (HQ DSA).

Decentralized segments - above files plus all other investigatory records: Security Officer, DSA Primary Level Field Activities (PLFAs).





**Categories of individuals covered by the system:** All civilian employees and military personnel who have been the Subject of a Background Investigation (BI) or Special Background Investigation (SBI) pertaining to their qualifications for access to classified information.

**Categories of records in the system:** Reports of investigations conducted by the Civil Service Commission (CSC), the Federal Bureau of Investigation (FBI), the Defense Investigative Service (DIS), the investigative units of the Army, Navy and Air Force, and other Federal investigative organizations. Also, evidence of security clearances and access to classified information granted to individuals and certifications of security briefings and debriefings signed by individuals.

**Authority for maintenance of the system:** Executive Order (E.O.) 10450, as amended, which was issued by virtue of the authority vested in the President by Section 7532 of Title 5, United States Code and other statutes enumerated in E.O. 10450.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The investigatory reports are used by appropriate Security Officers and Commanders or other designated officials as a basis for determining a person's eligibility for access to information classified in the interests of national defense.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Reports are filed alphabetically by name, date and place of birth. No indices are used to retrieve individual records from the system.

**Safeguards:** Records are filed in security containers with three position combination locks which are approved by the General Services Administration for storage of classified information and located in areas accessible only to DSA security personnel.

**Retention and disposal:** Reports are retained as long as the person is employed or assigned to DSA. After the person leaves DSA, the reports are placed in an inactive file, retained for two years, and then destroyed or returned to the agency which conducted the investigation.

**System manager(s) and address:** Command Security Officer, HQ DSA; Security Officers of Primary Level Field Activities.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGERS.

**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, date and place of birth, current address and telephone number of the requestor. For personal visits, the requestor must be able to provide some acceptable identification (i.e., driver's license, parent's name, identification card, date and place of birth, dates and place(s) of employment with DSA, if applicable). Written requests must be accompanied by a notarized statement attesting to the requestor's identity and containing the following: 'I understand that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to

5,000 under the provisions of the Privacy Act of 1974.'

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Reports of investigations conducted by the CSC, FBI, DIS, investigative units of the Army, Navy, and Air Force, as well as other Federal investigative organizations.

**Systems exempted from certain provisions of the act:** (It should be noted that some of the information in these reports, i.e., material which is classified in the interests of national defense and which would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to 27 Sep 75 under an implied promise that the identity of the source would be held in confidence, are exempt from disclosure under the provisions of subsection k (5) of the Privacy Act of 1974.)

**S153.20 DSAH-T**

**System name:** 153.20 Personnel Security Clearance Status - CAPSTONE

**System location:** Primary System-Central computer programs and files maintained at the Defense Supply Agency Administrative Support Center (DSASC) provide a central index for information regarding the personnel security clearance status of civilian employees and military personnel within DSA. Ready reference listings are furnished by DSASC to Defense Supply Agency Primary Level Field Activities (PLFAs) and to Primary Staff Elements (PSEs) at Headquarters (HQ) DSA concerning personnel under their jurisdiction.

**Categories of individuals covered by the system:** All DSA Civilian and military personnel who have been granted a security clearance for access to information classified in the intrests of national security.

**Categories of records in the system:** Computer listings both alphabetically in the form of a Master Capstone File (MASCAP) and by organization in the form of a Records of Access Authorization and Eligibility (RACEL). These listings provide the unit Security Officer with complete personnel security data on the entire unit work force and the Head of each PLFA and HQ PSE a roster reflecting each individual who has been authorized access, as well as the level of access, to classified information.

**Authority for maintenance of the system:** Executive Order (E.O.) 10450, as amended, which was issued by virtue of the authority vested in the President by Section 7532 of Title 5, United States Code and other statutes enumerated in E.O. 10450.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These records are used by Security Officers at all levels as well as other appropriate supervisors to determine whether or not DSA civilian employees or military personnel have been cleared for and/or granted access to classified information; and, if so, the level of such clearance or access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:**

**Storage:** Paper records in file folders; magnetic tape; computer print-out.

**Retrievability:** Identities of persons whose names are contained in the system are listed in the MASCAP and RACEL alphabetically. All data in the system about each person is set forth next to the person's name.

**Safeguards:** Records are maintained in security containers with three position combination locks which are approved by the General Services Administration for storage of classified information and located in areas accessible only to DSA security personnel.

**Retention and disposal:** New MASCAP and RACEL listings are published monthly and old listings are destroyed immediately.

**System manager(s) and address:** Security Officer, DSASC and Security Officers of all PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGERS.

**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, such as, driver's license, employing office identification card, and give some verbal information that could be verified with his file.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGERS.

**Record source categories:** Certificates of clearance and/or record of personnel security investigation which are completed during a review of reports of investigation conducted by the Civil Service Commission, the Federal Bureau of Investigation, the Defense Investigative Service, and investigative units of the Army, Navy, and Air Force, as well as other Federal investigative organizations. Also, personnel security files maintained on individuals.

**Systems exempted from certain provisions of the act:** NONE

**S155.05 1DCAS-NS**

**System name:** 155.05 Enrollment, Registration and Course Completion Record.

**System location:** Defense Industrial Security Institute (DISI) Defense General Supply Center Richmond, Virginia 23297

**Categories of individuals covered by the system:** U.S. Government military and civilian personnel and employees of industry who have attended the Industrial Security Basic Course, Industrial Security Specialist Course, Industrial Security Career Seminar, Industrial Security Executive Seminar, Information Security Management Course, Industrial Security Management Course or the Industrial Facilities Protection Course.



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**Categories of records in the system:** Information contained in the system regarding each individual includes: name, local address (while attending school), office phone; military rank or GS rating; Social Security Account number; position; level of security clearance; duty station or employer's address, course(s) attended; name and mailing address of supervisor; date of course; class standing; final grade; and, whether or not the course was satisfactorily completed.

**Authority for maintenance of the system:** Presidential Executive Order 10865, Safeguarding Classified Information Within Industry.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This system exists for record purposes only. The Defense Industrial Security Institute is the sole user.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The system is maintained on 5 x 8 file cards.

**Retrievability:** The system is maintained and accessed alphabetically.

**Safeguards:** Only DISI employees are authorized access to the system or information contained therein. The records are maintained in file cabinets within a locked room. The building is patrolled at intervals by roving patrols on foot and in vehicles. Access to the military installation is controlled at all times.

**Retention and disposal:** The records in this system are retained permanently.

**System manager(s) and address:** The official responsible for policies and procedures governing this system is the Chief, Office of Industrial Security, DDCAS/DSA. Operational management is exercised by the Commandant, Defense Industrial Security Institute.

**Notification procedure:** An individual who wishes to be notified if the system contains a record about him or her should direct a request to the Commandant, DISI, Defense General Supply Center, Richmond, Virginia 23297. Requests must contain name and Social Security Account number. If known, the request should also identify courses(s) attended and the inclusive dates of the course(s).

An individual may also visit DISI to determine if the system contains a record about him or her.

For visits an individual must present proof of identity such as birth certificate, driver's license or employer ID (preferably picture type) and proof of Social Security Account number.

**Record access procedures:** An individual can obtain access to or a copy of any record pertaining to him or her by directing a request to the Commandant, DISI, Defense General Supply Center, Richmond, Virginia 23297. A record can be released at DISI, Richmond, Virginia, or through one of the 11 Regional Offices of Industrial Security (OIS) or a Field Office of any Regional OIS. A release will take place at the OIS nearest the residence or place of employment of the requester. The 11 Regional OISs are located in Atlanta, Boston, Chicago, Cleveland, Dallas, Detroit, Los Angeles, New York, San Francisco, Philadelphia and St. Louis.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER; the Chief, OIS.

**Record source categories:** The sources of information contained in the system are the employers and the DISI.

**Systems exempted from certain provisions of the act:** NONE

**S155.05 2DCAS-NS**

**System name:** Guest Instructor Introduction Card 155.02 2

**System location:** Defense Industrial Security Institute (DISI) Defense General Supply Center Richmond, Virginia 23297

**Categories of individuals covered by the system:** System contains a record of any individual who has appeared as a guest speaker at the Defense Industrial Security Institute (DISI).

**Categories of records in the system:** Information in this system includes: name; date of guest instructor's appearance; position; and biographical (education, employment, etc.) data.

**Authority for maintenance of the system:** Presidential Executive Order 10865, Safeguarding Classified Information Within Industry.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to introduce speakers and is retained as a record of the speaker's participation. DISI is the sole user.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The system is maintained on 5 x 8 file cards.

**Retrievability:** The system is maintained and accessed alphabetically.

**Safeguards:** Only DISI employees are authorized access to the system or information contained therein. The records are maintained in file cabinets within a locked room. The building is patrolled at intervals by roving patrols on foot and in vehicles. Access to the military installation is controlled at all times.

**Retention and disposal:** The records in this system are retained permanently.

**System manager(s) and address:** The official responsible for policies and procedures governing this system is the Chief, Office of Industrial Security, DDCAS/DSA. Operational management is exercised by the Commandant, Defense Industrial Security Institute.

**Notification procedure:** An individual who wishes to be notified if the system contains a record about him or her should direct a request to the Commandant, DISI, Defense General Supply Center, Richmond, Virginia 23297. Requests must contain name and Social Security Account number. If known, the request should also identify course(s) attended and the inclusive dates of the course(s). An individual may also visit DISI to determine if the system contains a record about him or her. For visits an individual must present proof of identity such as birth certificate, driver's license or employer ID (preferably picture type) and proof of Social Security Account number.

**Record access procedures:** An individual can obtain access to or a copy of any record pertaining to him or her by directing a request to the Commandant, DISI, Defense General Supply Center, Richmond, Virginia 23297. A record can be released at DISI, Richmond, Virginia, or through one of the 11 Regional Offices of Industrial Security (OIS) or a Field Office of any Regional OIS. A release will take place at the OIS nearest the residence or place of employment of the requester. The 11 Regional OISs are located in Atlanta, Boston, Chicago, Cleveland, Dallas, Detroit, Los Angeles, New York, San Francisco, Philadelphia and St. Louis.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager, the Chief, OIS.

**Record source categories:** Information contained in this system is provided by the individual.

**Systems exempted from certain provisions of the act:** NONE

**S155.53DCAS-NS**

**System name:** 155.53 Industrial Personnel Security Clearance File

**System location:** Defense Industrial Security Clearance Office, Defense Construction Supply Center, P.O. Box 2499, Columbus, Ohio 43216

**Categories of individuals covered by the system:** Employees of Government contractors who have been issued, now possess, or are in process for personnel security clearances, including Overseas Security Eligibilities.

**Categories of records in the system:** Information contained in each record in the automated portion of the system may include: name of the individual; aliases; maiden name; date of birth, place of birth, Social Security Account number; name and address of employer; level of security clearance granted; date security clearance granted; type of investigation; date of investigation; identity of investigating agency; file or case number; location of file; record of Communication Security (COMSEC) security clearance and sequential record of security clearance terminations, transfers and reinstatements.

Information contained in each record in the manual portion of the system may contain the original application for security clearance (Personnel Security Questionnaire); a copy of the personnel security investigation; a record of security clearance; record of COMSEC security clearance; Overseas Security Eligibility; foreign travel reports; all correspondence concerning the processing of the initial clearance, termination, reinstatement, transfer, emergency suspension, revocation or denial of security clearance; adverse information reports; security violation reports; and internal Government correspondence and interoffice memoranda relative to the security clearance process.

**Authority for maintenance of the system:** Presidential Executive Order 10865, Safeguarding Classified Information Within Industry.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The automated portion of the system is retained as a central record of industrial security clearances granted. Access to this record is restricted to authorized Defense Supply Agency employees. The Defense Industrial Security Clearance Office will verify security clearance status only to cleared





Department of Defense contractors and authorized Government agencies. Alsoe on occasion, the clearance record may be used to reconcile security clearance records maintained by the individual's employer.

The manual portion of the system serves as a central repository for all hard copy material concerning an applicant for industrial security personnel clearance. All information contained in this record is used to back up the security clearance determination. The manual system also contains suspense records for cases in adjudication and Overseas Security Eligibility control records. Access to this record is permitted only to personnel of the Defense Industrial Security Clearance Office or authorized Federal Government investigative agency personnel during an official investigation.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Automated Records are maintained in computer disc packs, magnetic tapes, and associated data processing files used to initially build or update the master file. The individual records in the manual part of the system are microfiche, 5 x 8 cards and hard copy paper records maintained in file folders.

**Retrievability:** Automated records are accessed by individual Social Security Account number. Computerized indices are required to retrieve records from the system. Manual Records are accessed by Social Security Account number or alphabetically by name.

**Safeguards:** In the automated part of the system special codes, available only to authorized Defense Supply Agency personnel, are required to access records by means of cathode ray tube readers located only in the Defense Industrial Security Clearance Office area. Access to the manual records is limited to authorized personnel of the Defense Industrial Security Clearance Office. The Defense Industrial Security Clearance Office area is on a military controlled installation and segregated from other Government operational areas. All visitors are badged and escorted. During nonworking hours the entire area is secured and protected by a perimeter alarm system and roving guard patrols, motorized and on foot.

**Retention and disposal:** The automated records are retained for 25 months following the termination of a security clearance. A record concerning an individual is retained, following termination, until the individual would reach the chronological age of 80 years in those cases where adverse information is existant or the clearance is terminated because of the death of the holder. Destruction is accomplished through degaussing the disc pack entry or magnetic tape. Retention of the manual records is authorized for 30 years after the date of the last action; however, records are purged 10 years after the date of the last action. Destruction is by burning. Microfiche records are updated at approximately 30-day intervals and superseded records are burned.

**System manager(s) and address:** The official responsible for policies and procedures governing this system is the Chief, Office of Industrial Security, Defense Contract Administration Services, Defense Supply Agency. Operational management of the system is exercised by the Chief, Defense Industrial Security Clearance Office.

**Notification procedure:** An individual who wishes to be notified if the system contains a record about him or her should direct the request to the Chief, Defense Industrial Security Clearance Office, Defense Construction Supply Center, P. O. Box 2499, Columbus, Ohio 43216. Requests must contain the full name, date and place of birth and Social Security Account number. An individual may also visit the Defense Industrial Security Clearance Office to determine if the system contains a record pertaining to him or her. For visits to the Defense Industrial Security Clearance Office the individual must present proof of identity such as birth certificate, driver's license, or employee identification card, and proof of Social Security Account number.

**Record access procedures:** An individual can obtain access to or a copy of any record pertaining to him or her, except for the personnel security investigation, by directing a request to the Chief, Defense Industrial Security Clearance Office, Defense Construction Supply Center, P.O. Box 2499, Columbus, Ohio 43216. Requests for personnel security investigations will be promptly referred to the appropriate investigative agency which is authorized to release the record. A record can be released at the Defense Industrial Security Clearance Office, Columbus, Ohio or through one of the 11 Regional Offices of Industrial Security or a Field Office of any Regional Office of Industrial Security. A release will take place at the Office of Industrial Security nearest the residence or place of employment of the requester. The 11 Regional Offices of Industrial Security are located in Atlanta, Boston, Chicago, Cleveland, Dallas, Detroit, Los Angeles, New York, San Francisco, Philadelphia and St. Louis.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the System Manager, the Chief, Office of Industrial Security.

**Record source categories:** The sources of information contained in a record are the employer and the Defense Investigative Service which is responsible for conducting personnel security investigations.

**Systems exempted from certain provisions of the act:** NONE

**S160.50 DSAH-T**

**System name:** 160.50 Criminal Incidents/Investigations file

**System location:** Primary System - case files on all incidents of known or suspected criminal activity or other serious incidents which may arouse local or national news media or Congressional interest: Command Security Office, Headquarters Defense Supply Agency (HQ DSA). Decentralized segments - above files plus incidents of minor nature: HQDSA principal staff elements, DSA Primary Level Field Activities (PLFA)

**Categories of individuals covered by the system:** Civilian and military personnel of DSA, contractor employees, and other persons who committed or are suspected of having committed a felony or misdemeanor on DSA controlled activities or facilities; or outside of those areas in cases where DSA is or may be a party of interest.

**Categories of records in the system:** Reports of Investigation, messages, statements of witness, subjects and victims, photographs, laboratory reports and other related papers.

**Authority for maintenance of the system:** Section 21, Internal Security Act of 1950 (Public Law 831, 81st Congress) DOD Instruction 5200.22, Reporting of Security and Criminal Violations, and Memorandum Deputy Secretary of Defense dated 7 May 1974, which assigned to the Director of DSA the responsibility for identifying all DSA activities requiring criminal investigative support and crime prevention surveys, provide control coordination of such investigation and surveys, and to ensure optimum investigative support and mutual exchange of relevant information between participating agencies.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for the purpose of monitoring the progress of investigations, identification of crime conducive condition, crime and loss prevention, and preparation of statistical data required by higher authority. Information may be referred to local, state, or federal law enforcement agencies when the information indicates a violation of local, state, or federal laws. Information is used by: DSA Security personnel - to monitor progress of cases, develop non- personal statistical data on crime and loss incidence; crime and loss prevention and to enable planning of required criminal investigative support for the future. DSA counsel - review of cases and determination of proper legal action. DSA supervisors and managers - to determine actions required to correct the causes of losses, and to take appropriate action against DSA employees in cases of their involvement.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records, photographs, laboratory reports in file folders, bound logs and card index files.

**Retrievability:** Filed chronologically by DSA case number and cross indexed in a log and card index file. Indexed either by name of the individual or firm involved, when such are known, if not by DSA activity or facility having primary interest in the case.

**Safeguards:** Records are maintained in areas accessible only to DSA security personnel.

**Retention and disposal:** Records are destroyed 5 years after submittal or receipt of a final report in each case or when no longer needed, which ever is later.

**System manager(s) and address:** Command Security Officer, DSA; Heads of PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER

**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified with the file.

**Contesting record procedures:** DSA's rules for contesting contents as well as appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.



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**Record source categories:** Reports of investigation by DSA Security Officers, Federal, State and Local law enforcement agencies.

**Systems exempted from certain provisions of the act:** NONE

**S161.20DSAH-T**

**System name:** 161.20 Visitors and Vehicle Temporary Passes and Permits File

**System location:** Decentralized: Documents and records relating to issue, surrender, withdrawal of temporary visitor and vehicle passes and permits: Heads of Defense Supply Agency (DSA) Primary Level Field Activities (PLFA).

**Categories of individuals covered by the system:** All persons requiring temporary access to DSA activities and facilities.

**Categories of records in the system:** Applications, surrendered passes, permits, and related papers relating to temporary visitor and vehicle passes or permits.

**Authority for maintenance of the system:** Section 21 of the Internal Security Act 1950 (Public Law 831, 81st Congress) and Department of Defense Directives 5200.8 and 5105.22 which assign to the Director, DSA the responsibility for protection of property and facilities under his control.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained to provide adequate controls on movement of vehicles and persons on DSA activities and facilities. Information is used by DSA Security personnel: To ensure that only authorized persons and vehicles enter DSA activities and facilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records, applications, surrendered passes and permits. Paper records in file folders.

**Retrievability:** Filed alphabetically by name and by expiration date.

**Safeguards:** Records are maintained in areas accessible only to DSA personnel.

**Retention and disposal:** Destroy 6 months after expiration date.

**System manager(s) and address:** Security Officers at PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide his full name and identity of DSA activity to which access was granted; and if individual is or was a DSA employee, identity of employing DSA activity.

**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone number of the individual. For personal visits, the individual should be able to provide some acceptable identification, such as, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGERS.

**Record source categories:** Individuals applying for passes or permits and Security Office personnel.

**Systems exempted from certain provisions of the act:** NONE

**S161.25DSAH-T**

**System name:** 161.25 Individual Access Files

**System location:** Decentralized: Documents relating to the request for authorization, issue, receipt, surrender, withdrawal and accountability pertaining to identification, badges, cards and passes: Heads of Primary Level Field Activities (PLFAs) of the Defense Supply Agency (DSA).

**Categories of individuals covered by the system:** DSA civilian and military personnel, contractor employees, and other individuals granted or denied access to DSA activities and installations.

**Categories of records in the system:** Application forms, photographs, letters of debarment, and related papers.

**Authority for maintenance of the system:** Section 21 of the Internal Security Act 1950 (Public Law 831, 81st Congress) and Department of Defense (DoD) Directives 5200.8 and 5105.22 which assign to the Director, DSA the responsibility for protection of property and facilities under his control.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained and used by DSA and DoD security personnel and General Service Administration Protective Service personnel to adequately control access to, and movement on DSA activities and facilities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and index cards.

**Retrievability:** Filed alphabetically by name.

**Safeguards:** Records are maintained in areas accessible only to authorized DSA personnel.

**Retention and disposal:** Records are destroyed 1 year after termination or transfer of person granted access, except that individual badges, photographs or passes will be destroyed upon revocation, cancellation, or expiration. Records relating to persons barred from a facility will be destroyed 5 years after the person is notified he is barred from an activity or installation.

**System manager(s) and address:** Security Officers of PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the appropriate SYSMANAGER.

**Record access procedures:** Official mailing addresses of SYSMANAGERS are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents of records and appealing initial determinations regarding access may be obtained from the SYSMANAGER.

**Record source categories:** Individuals applying for identification badge, card, or pass, security personnel, and Commanders who bar persons from access to their activities or installations.

**Systems exempted from certain provisions of the act:** NONE

**S161.30DSAH-T**

**System name:** 161.30 Motor Vehicle Registration Files

**System location:** Decentralized: Documents and records relating to permanent registration of private vehicles to include commercial vehicles: Defense Supply Agency (DSA) Primary Level Field Activities (PLFA).

**Categories of individuals covered by the system:** DSA civilian and military personnel, contractor employees, vendors, and other persons requiring use of private vehicles on DSA activities or facilities.

**Categories of records in the system:** Application forms and related papers.

**Authority for maintenance of the system:** National Highway Safety Act of 1966 and National Highway Safety Program Standards, which direct such programs as vehicle traffic supervision, periodic motor vehicle inspections, pedestrian safety, police traffic services and records, accident investigation and reporting.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained to provide adequate controls on movement of privately owned motor vehicles on DSA activities and facilities, consistent with safety and applicable traffic regulations.

Information is used by DSA Security personnel to ensure that only authorized vehicles enter DSA facilities and activities and that those vehicles carry required liability insurance. Also, to plan for additions or reductions in parking requirements and to be able to identify vehicles and their owners by decal number in the event of emergency or traffic problems.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, application cards, and on some activities logs containing accountability for decals.

**Retrievability:** Filed alphabetically by last name and cross-referenced by decal number.

**Safeguards:** Records are maintained in areas accessible only to DSA security personnel.

**Retention and disposal:** Destroy upon normal expiration or 3 years after revocation of registration.

**System manager(s) and address:** Heads of PLFAs which are responsible for the installation on which they are located.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which registration occurred; or if individual is or was a DSA employee, name of employing activity is also required.





**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the Department of Defence Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** DSA rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information provided by the applicant and DSA security personnel

**Systems exempted from certain provisions of the act:** NONE

**S161.40DSAH-T**

**System name:** 161.40 Vehicle Accident Investigation Files

**System location:** Decentralized: Reports, sketches, photographs, alcohol test reports, and related papers concerning traffic accident investigations: Heads of Defense Supply Agency (DSA) Primary Level Field Activities (PLFA).

**Categories of individuals covered by the system:** Any person involved in a vehicle traffic accident on property controlled by DSA or operating a DSA vehicle.

**Categories of records in the system:** Reports, sketches, photographs, medical reports and related papers.

**Authority for maintenance of the system:** National Highway Safety Act of 1966 and National Highway Safety Program Standards, which direct such programs as vehicle traffic supervision, periodic motor vehicle inspections, pedestrian safety, police traffic services and records, accident investigation and reporting.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for purposes of accident - cause identification and to formulate accident prevention programs for improvement in traffic patterns and for preparation of statistical reports required by higher authority.

Information is used by:

Security Officers and DSA Police: To determine actions required to correct the cause of the accident.

Safety Officers: In cases involving personal injury. To provide verification in processing workmen's compensation cases.

Claims Officers: To determine validity of claims against U.S. Government, when such are filed by a person involved in an accident. Federal Law Enforcement Agencies: (In cases involving fatalities or serious hit and run accidents.) To investigate, identify suspects, and to determine if criminality or criminal negligence was involved.

Medical personnel both government and non-government to make medical determinations about individuals involved in accidents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, photographs.

**Retrievability:** Filed alphabetically by last name of person involved, when known, or by victims name or by police report number in unsolved hit and run cases.

**Safeguards:** Records are maintained in areas accessible only to DSA personnel.

**Retention and disposal:** Destroy after 2 years, except that documentation pertinent to claims will be maintained for 10 years after final settlement.

**System manager(s) and address:** Heads of PLFAs who are responsible for the DSA installation or vehicle involved.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which accident occurred; or if individual is or was a DSA employee, name of employing activity is also required.

**Record access procedures:** Official mailing addresses of The SYSMANAGER are in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA, Department of Defense, General Services Administration Police, Federal Law Enforcement Agencies, Medical facilities.

**Systems exempted from certain provisions of the act:** NONE

**S161.50DSAH-T**

**System name:** 161.50 Traffic Violations File

**System location:** Decentralized: Documents relating to traffic citations for moving and non-moving violations, withdrawal of driving privileges and related papers: Defense Supply Agency (DSA) Primary Level Field Activities (PLFA).

**Categories of individuals covered by the system:** All persons who commit a traffic violation on DSA controlled property.

**Categories of records in the system:** Department of Defense (DoD) traffic tickets, documents relating to withdrawal of driving privileges, and reports of corrective or disciplinary action taken.

**Authority for maintenance of the system:** National Highway Safety Act of 1966 and National Highway Safety Program Standards, which direct such programs as vehicle traffic supervision, periodic motor vehicle inspections, pedestrian safety, police traffic services and records, accident investigation and reporting.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained to identify traffic offenders, to enforce applicable traffic regulations and to promote safety. Information is used by:

DSA Security Officers DSA and DoD To identify traffic violations, to enforce applicable traffic regulations, to promote safety and to initiate corrective or disciplinary action against the offenders.

DSA supervisors and managers - to take corrective or disciplinary action against offenders under their supervision.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records, ticket books, card index files.

**Retrievability:** Filed alphabetically by last name of the offender, and cross-indexed by ticket number.

**Safeguards:** Records are maintained in areas accessible only to DSA personnel.

**Retention and disposal:** Destroyed after 2 years.

**System manager(s) and address:** Heads of PLFA's which have responsibility for managing traffic on the installation.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which violation occurred; or if individual is or was a DSA employee, name of employing activity is also required.

**Record access procedures:** Official mailing addresses of the SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA, DoD Security Police and traffic offenders.

**Systems exempted from certain provisions of the act:** NONE

**S161.60DSAH-T**

**System name:** 161.60 Seizure and Disposition of Property Records

**System location:** Decentralized - Documents pertaining to acquisition, storage and disposition of contraband and physical evidence: Defense Supply Agency (DSA), Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** Any person identified on DSA controlled property, as being in possession of contraband or physical evidence connected with criminal offense.

**Categories of records in the system:** Receipts, chain of custody documents, release, and disposition or destruction certificates.

**Authority for maintenance of the system:** Section 21 of the Internal Security Act 1950 (Public Law 831, 81st Congress) and Department of Defense (DoD) Directives 5200.8 and 5105.22 which assign to the Director, DSA the responsibility for protection of property and facilities under his control.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained and used by DSA security personnel to provide accountability for confiscated contraband and acquired physical evidence. To maintain chain of custody on evidence for presentation in court in cases requiring criminal prosecution. Information will be provided to local, state, and federal law enforcement agencies and courts of competent jurisdiction when criminal action is being taken.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper files and property logs.

**Retrievability:** Filed by property log number, and last name, if a person has been identified in the particular case; by incident number if property was found on the premises or recovered from a crime scene.

**Safeguards:** Records are maintained in areas accessible only to DSA personnel.

**Retention and disposal:** Destroy 3 years after final action on or disposition of the property and responsibility therefore has been appropriately terminated.

**System manager(s) and address:** Heads of PLFAs who are responsible for investigating suspected criminal acts.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER.

**Record access procedures:** Official mailing addresses of the SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals involved, security personnel, local, state and Federal Law Enforcement Agencies and DoD investigative agencies providing support to DSA.

**Systems exempted from certain provisions of the act:** NONE

**S161.70DSAH-T**

**System name:** 161.70 Firearms Registration Records

**System location:** Decentralized - Firearms registration forms: Defense Supply Agency (DSA), Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** Civilian and military personnel having privately owned firearms and occupying quarters on DSA controlled activities or facilities.

**Categories of records in the system:** Firearms registration forms, and other documents relating to registration of privately owned firearms.

**Authority for maintenance of the system:** Section 21 of the Internal Security Act 1950 (Public Law 831, 81st Congress) and Department of Defense DoD Directives 5200.8 and 5105.22 which assign to the Director, DSA the responsibility for protection of property and facilities under his control.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained to ensure proper maintenance and safekeeping of privately owned weapons by personnel residing on DSA controlled property. Information is used by DSA Security personnel to ensure proper maintenance and safekeeping of privately owned weapons by personnel residing on DSA controlled premises. Records are also used to identify the owner of a particular weapon by DoD security personnel, local, state, and federal law enforcement agencies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of the owner of the firearm.

**Safeguards:** Records are maintained in areas accessible only to DSA personnel.

**Retention and disposal:** Destroy 6 months after cancellation of registration or departure of the registrant from the jurisdiction of the registering activity.

**System manager(s) and address:** Heads of PLFAs who are responsible for base housing on a DSA installation.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and identity of DSA installation upon which he resided.

**Record access procedures:** Official mailing addresses of SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Persons registering firearms, and DSA security personnel.

**Systems exempted from certain provisions of the act:** NONE

**S162.60DSAH-T**

**System name:** 162.60 Police Force Records

**System location:** Decentralized - Documents relating to the operation and use of security police: Defense Supply Agency (DSA) Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** DSA Security Police personnel.

**Categories of records in the system:** Documents relating to operation and use of police, security clearances, weapons qualification, training, uniforms, weapons, shift assignments and related papers.

**Authority for maintenance of the system:** Section 21 of the Internal Security Act 1950 (Public Law 831, 81st Congress) and Department of Defense (DoD) Directives 5200.8 and 5105.22 which assign to the Director, DSA the responsibility for protection of property and facilities under his control.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained and used by DSA Security Officers and Police Supervisors to maintain control of property, weapons and ammunition; to ensure proper training; to develop schedules and procedures to improve efficiency. Records are used to determine if an individual is qualified in the use of firearms and if he has a security clearance which would authorize him to handle classified information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, weapon cards, and property receipts.

**Retrievability:** Filed in alphabetical order by name.

**Safeguards:** Records are maintained in areas accessible only to DSA security supervisory personnel.

**Retention and disposal:** Destroy after 5 years or when superseded or obsolete, as applicable.

**System manager(s) and address:** Heads of PLFAs who are responsible for the operation of base or facility security forces.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER.

**Record access procedures:** Official mailing addresses of the SYSMANAGERS are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** DSA's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA Security Officers and Security Police personnel.

**Systems exempted from certain provisions of the act:** NONE

**S214.10DCRN-MA**

**System name:** 214.10 Emergency Transportation of Essential Personnel

**System location:** Plans and Analysis Division, Office of Planning and Management, Defense Contract Administration Services Region, New York (DCASR, N.Y.)





**Categories of individuals covered by the system:** Essential civilian and military personnel assigned to Headquarters DCASR, N.Y. and HQ Defense Contract Administration Services District, New York (DCASD, N.Y.) who would require transportation to their duty station in the event of a disruption of public transportation in New York City caused by any reason.

**Categories of records in the system:** Data pertaining to designated essential personnel which includes: full name, organization of assignment, home address, Postal Zone Improvement Plan (ZIP) Code, home and office telephone numbers, indication of ownership of a private vehicle, indication of possession of a valid State drivers license, indication of possession of a valid United States (US) government drivers license, indication of whether an individual would or would not drive their privately owned vehicle in a car pool, indication whether an individual would or would not drive a US government vehicle in a car pool, indication of individual's normal means of transportation to their duty station.

**Authority for maintenance of the system:** Executive Order 11490, Assigning Emergency Preparedness Functions to Federal Departments and Agencies, directs departments and agencies of the Federal Government to develop such plans as may be necessary to assure that it will be able to perform its essential functions in any emergency. Department of Defense Directive 3020.26 directs Department of Defense (DoD) components to 'prepare a Continuity of Operations Plan (COOP) in implementation of this directive.'

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The data is maintained and used for the purpose of determining, in a transportation disruption situation, how to accommodate essential personnel assigned to HQ DCASR-NY, and HQ DCASD-NY as concerns supplying them, or directing them to sources of transportation which will enable them to report to their duty station for the purpose of conducting essential agency business.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Data is on computer magnetic tape.

**Retrievability:** Data is retrieved by entering User number, program name, and identification number assigned each designated essential individual. Computerized indices are utilized.

**Safeguards:** Records can only be accessed by agency personnel.

**Retention and disposal:** Records are destroyed when obsolete, superseded or no longer required for planning or emergency purposes.

**System manager(s) and address:** Chief, Plans and Analysis Division, Office of Planning and Management, DCASR-NY

**Notification procedure:** Written or personnel requests for information may be directed to the SYSMANAGER. Individual must provide full name and organization assignment.

**Record access procedures:** Official mailing address is in the DoD Directory in the appendix to the DSA systems notice.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individual's supervisor.

**Systems exempted from certain provisions of the act:** NONE

**S233.10DSAH-K**

**System name:** 233.10 Work Assignment, Performance and Productivity Records and Reporting Systems

**System location:** Immediate supervisor and other appropriate supervisory and management levels within the individual primary level field activities of the Defense Supply Agency (DSA) or of the DSA Headquarters. Some or all of the records listed may or may not be kept by any particular supervisor or at any particular organizational level.

**Categories of individuals covered by the system:** Employees of organizational segments for which such records are kept or former such employees.

**Categories of records in the system:** Descriptions of individual assignments, target dates, progress against targets, hours expended against particular assignments or categories of assignments, cost accounting codes and similar workload data, including such matters as number of contracts or projects assigned and description of assignments.

**Authority for maintenance of the system:** Chapter 33, Title 5, United States Code, 5 U.S.C. 301,302.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is used by the employee's immediate supervisor and other appropriate management officials to record and make reports on individual work assignments and the amount of effort devoted to each assignment. The information is used to schedule work, make progress reports and supervise and control workload. It is used to assure that workload is equitably assigned and to determine which employees have performed which categories of assignment in order to determine the experience for assignment of new work or for resolving problems, such as those related to a particular item or a particular contract. The data may also be used to evaluate individual and group performance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or binders and file index cards.

**Retrievability:** Retrievable by employee's name, although records may be filed chronologically or by type of assignment.

**Safeguards:** Records are maintained in file cabinets and are accessible to authorized agency personnel only.

**Retention and disposal:** Records are retained so long as the employee is engaged in the same work in the same organizational segment, but, in no case, longer than 5 years. Records are destroyed when employees leave the job or the organizational unit, or 5 years have elapsed.

**System manager(s) and address:** The Commander, DSA Primary Level Field Activities.

**Notification procedure:** Individual inquiries as to what work assignment records are maintained regarding a given person should be directed to the immediate or second line supervisor.

**Record access procedures:** Personal or written requests for the content of the record should be addressed to the first or second line supervisor. Written requests for information may, however, be addressed to the SYSMANAGER and should identify the employee by name and organizational segment. Official mailing addresses of the SYSMANAGER. are in the Department of Defense directory in the appendix to the DSA systems notice. For personal visits to the SYSMANAGER, the individual should provide some acceptable identification, such as activity identification card or driver's license.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors or team leaders.

**Systems exempted from certain provisions of the act:** NONE

**S233.10DSAH-L**

**System name:** 233.10 Data Processing Project Control Assignment and Machine Utilization

**System location:** System may exist at all Defense Supply Agency (DSA) Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** This system may contain information pertaining to all civilian personnel assigned to or performing duties in a DSA Data Processing Organization.

**Categories of records in the system:** The basic records within the system contain information on the work performed by personnel. This may include total number of hours worked on a project with an expected completion date. On operational projects, personnel time may be accumulated to show the amount of time spent on a particular project. This information can be for a specific incident, week or month. Also data on equipment usage and volume of production.

**Authority for maintenance of the system:** 40USC Sec. F59, Procurement, Maintenance, Operation, and Utilization of Automatic Data Processing Equipment

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** These reports are used for the internal management of the Automated Data Processing (ADP) Division's resources, both for personnel and equipment usage. They are used to evaluate progress on uncompleted projects, work accomplished on an accumulated basis and may be used in forecasting the capability for acceptance for additional work projects, and in evaluating individual job performance.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The basic updated data is contained on computer reading-storage media and printouts.

**Retrievability:** Information may be retrieved by employee number, name, day and work project or equipment type.

**Safeguards:** Records are filed in an area accessible only by DSA personnel.

**Retention and disposal:** Retain 5 years or when obsolete.

**System manager(s) and address:** Chief of Data Processing, DSA PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and the month or months in which the individual engaged in data processing work. Official mailing addresses are contained in the Department of Defense directory in the appendix to the DSA systems noted.

**Record access procedures:** Individual may contact SYSMANAGER for access procedure.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals assigned to the Data Processing Organization.

**Systems exempted from certain provisions of the act:** NONE

**S233.30DSAH-I**

**System name:** 243.30 Complaints

**System location:** Defense Supply Agency Inspector General's Office Cameron Station Alexandria, VA 22314

**Categories of individuals covered by the system:** Individuals who have submitted written or oral complaints to the Inspector General.

**Categories of records in the system:** Reports, statements and related papers, typed or hand-written, which pertain to complaints filed with the Inspector General.

**Authority for maintenance of the system:** 10 USC 125; DoD Dir 5105.22; DSAR 5600.1, Section 506(b) Federal Records Act 1950, 44 USC B102

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is in a working file maintained initially for the resolution of complaints by DSA personnel. Information is retained for use as reference material for handling similar complaints or requests by the same individual or other personnel. Reports may be released to Dept of Justice for possible legal action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by surname of complainant (individual complaints) or alphabetically by name of activity where complaint session was conducted.

**Safeguards:** Records are maintained in file containers in rooms locked during offduty hours.

**Retention and disposal:** Retain two years in current files area. Destroy two years after case has been completed and closed.

**System manager(s) and address:** Inspector General, Defense Supply Agency

**Notification procedure:** Written requests for information may be directed to the Inspector General, Defense Supply Agency, Cameron Station, Alexandria, VA 22314. Individual should state full name and address.

**Record access procedures:** Requests should be addressed to the SYSMANAGER, and must contain full name, current address and telephone number of the requester. For personal visits, each individual shall provide acceptable identification, e.g., driver's license or identification card.

**Contesting record procedures:** The Agency's rules for contesting contests and appealing initial determination by the individual concerned may be obtained from the Inspector General, Defense Supply Agency.

**Record source categories:** Individuals filing complaints and DSA personnel and other individuals questioned during conduct of inquiry.

**Systems exempted from certain provisions of the act:** NONE

**S243.30DSAH-K**

**System name:** 243.30 Complaints

**System location:** Staff Director, Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA), Cameron Station, Alexandria, VA 22314.

**Categories of individuals covered by the system:** DSA Civilian and military personnel, and former personnel, contractor employees, union spokesmen, and other individuals and organizations who have presented complaints to the President, Members of Congress, Secretary of Defense, Director of Defense Supply Agency (DSA), or other official which have been referred to Staff Director of Civilian Personnel, Headquarters DSA, for response, action or information.

**Categories of records in the system:** Case files concern complaints to the President, Members of Congress, Secretary of Defense, Director of Defense Supply Agency and Staff Director for Civilian Personnel, Headquarters Defense Supply Agency. These include letters, telegrams, reports, statements of witnesses, input from staff elements and field activities, and related and supporting papers regarding specific complaint.

**Authority for maintenance of the system:** 5U.S.C. 552; E.O. 11491; Department of Defense Directive 5400.4, 20 February 1971 and titled: Provision of Information to Congress; and Department of Defense Directive 5105.22, 9 December 1965, and titled: Defense Supply Agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: Information is collected in order to base reply to complaint and to determine need for, and course of action to be taken regarding complaint.

Information is used by: Agency Director and staff, field Commanders, Managers and supervisors in replying to additional inquiries and for bringing to attention of higher level Management, when appropriate.

Information is used by complainant for his own purpose. Information is furnished to individuals or organizations who wrote to DSA on behalf of the complainant and who use it to respond to the complainant, or for other related purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and a log book.

**Retrievability:** Complaints to the President and Members of Congress are filed alphabetically by last name of individual or employee or by DSA activity name. Employee group complaints are filed under the activity where originated. Union or Civil Rights organization complaints, complaints to the Secretary of Defense and to the Director of DSA are filed under complaints in one folder, or by activity name.

Individuals can be located within activity files.

**Safeguards:** Records are maintained in locked filing cabinets in areas accessible only to Agency personnel.

**Retention and disposal:** Records are retained in active file until end of calendar year and held one to three additional years in inactive file and subsequently retired to Federal Records Center. After a total of ten years records are destroyed.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name, the name of any DSA activity involved, and general nature of complaint individual believes to be filed in this system.

**Record access procedures:** Written requests for information should be addressed to the SYSMANAGER and contain the full name, current address and telephone number of the individual, and the general nature of complaint individual believes to be filed in this system. For personal visits, individual should also be able to provide some acceptable identification, that is, drivers license, work identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, civilian personnel office of employee's activity, U.S. Civil Service Commission, Agency staff elements, other Federal Agencies, DSA activities or other parties that may have information pertinent to specific complaint, or an interest in the complaint.

**Systems exempted from certain provisions of the act:** NONE

**S252.50 DSAH-G**

**System name:** 252.50 Claims & Litigation, other than Contractual

**System location:** Primary System--Case files on claims or potential claims against the Government, law suits and potential law suits arising from the non-contractual operation of the Defense Supply Agency (DSA); Office of Counsel, Headquarters, DSA. Decentralized segments--corresponding files at Offices of Counsel, DSA Field Activities.

**Categories of individuals covered by the system:** Employees, groups of employees, members of the general public and public interest organizations.





**Categories of records in the system:** Letters from individuals and/or other attorneys, Agency or other investigative reports, witness statements, complaints, pleadings and other court documents, litigation reports, working papers and drafts; documentary and physical evidence.

**Authority for maintenance of the system:** These files are created and maintained pursuant to the direction of the Attorney General of the United States under the authority contained in Chapter 31, Title 28, of the United States Code, The Attorney General.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in settlement of claims or lawsuits. Information is used in the defense and prosecution of law suits involving DSA.

Information is used by Government attorneys in this Agency, individual claimants or litigants or their representatives, the Department of Defense, the Department of Justice, and other Executive agencies as appropriate and the General Accounting Office in the conduct of litigation and administrative settlement of claims.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or card index files.

**Retrievability:** Filed alphabetically by the name of the litigant and/or by year.

**Safeguards:** Records are maintained in areas accessible only to Agency personnel.

**Retention and disposal:** Files are destroyed ten years after final disposition of claim.

**System manager(s) and address:** Counsel, Headquarters, DSA; Counsel, DSA Field Activities

**Notification procedure:** Written requests for information shall be directed to the SYSMANAGER. Request must contain name of litigant, year of incident, and should contain court case number in order to insure proper retrieval in those situations where a single litigant has more than one case with the Agency.

**Record access procedures:** Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone number of the individual.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination may be obtained from the SYSMANAGER.

**Record source categories:** Agency investigation and legal discovery under the Federal Rules of Civil Procedure.

**Systems exempted from certain provisions of the act:** NONE

**S253.10 DSAH-G**

**System name:** 253.10 Invention Disclosures

**System location:** Files of Patent Counsel, Defense Supply Agency, DSAH-G

**Categories of individuals covered by the system:** Employees and military personnel assigned to DSA who have submitted invention disclosures to DSAH-G

**Categories of records in the system:** Files documenting invention disclosures and investigation as to patentability thereof.

**Authority for maintenance of the system:** E.O. 10096, Jan. 23, 1950 as amended by E.O. 10930, Mar. 24, 1961 Defense Supply Procurement Regualtion, 9-000.50.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by DSA Patent Counsel for determinations regarding acquisition of patents and rights of inventors. Information may be referred to other Government agencies or to non-Government personnel (including contractors or prospective contractors) having an identified interest in a particular invention and the Government's rights therein.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card index files.

**Retrievability:** Filed by names of inventors.

**Safeguards:** Accessible only to DSA personnel.

**Retention and disposal:** Destroyed 26 years after file is closed.

**System manager(s) and address:** Counsel, DSAH-G.

**Notification procedure:** Direct information requests to SYSMANAGER.

**Record access procedures:** Official mailing address of the SYSMANAGER IS Office of Counsel, Defense Supply Agency. Written requests should include full name, current address and telephone numbers of requestor. For personal visits, each individual shall provide acceptable identification, e.g., driver's license or identification card.

**Contesting record procedures:** This Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA Patent Counsel's investigation of published and unpublished records and files both within and without the Government, consultation with Government and non-Government personnel, information from other Government agencies and information submitted by Government officials or other persons having a direct interest in the subject matter of the file.

**Systems exempted from certain provisions of the act:** NONE

**S253.30DSAH-G I**

**System name:** 253.30 Royalties

**System location:** Files of Patent Counsel, Defense Supply Agency, DSAH-G

**Categories of individuals covered by the system:** Individuals and firms to whom patent royalties are paid by Defense Supply Agency contractors

**Categories of records in the system:** Reports from DSA procurement centers of patent royalties submitted pursuant to Armed Services Procurement Regulation forwarded to Defense Supply Agency Headquarters, Office of Council for approval, and included in pricing of respective contracts.

**Authority for maintenance of the system:** 10 U.S. Code 2304(g) ASPR 9-110; DSPR 9-110

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Review by DSA Patent Counsel for approval of royalties on continuing basis. Information may be referred to other Government agencies or to non-Government personnel (including contractors or prospective contractors) having an identified interest in the allowance of royalties on DSA contracts.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card index files.

**Retrievability:** Filed by patent number. From numbers, names of inventors and patent owners are retrievable.

**Safeguards:** Accessible only to DSA personnel.

**Retention and disposal:** Destroyed after 26 years.

**System manager(s) and address:** Counsel, DSAH-G.

**Notification procedure:** Direct information requests to SYSMANAGER.

**Record access procedures:** Official mailing address of the SYSMANAGER IS Office of Counsel, Defense Supply Agency. Written requests should include full name, current address and telephone numbers of requestor. For personal visits, each individual shall provide acceptable identification, e.g., driver's license or identification card.

**Contesting record procedures:** This Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA Patent Counsel's investigation of published and unpublished records and files both within and without the Government, consultation with Government and non-Government personnel, information from other Government agencies and information submitted by Government officials or other persons having a direct interest in the subject matter of the file.

**Systems exempted from certain provisions of the act:** NONE

**S253.30DSAH-G 2**

**System name:** 253.30 Patent Licenses and Assignments

**System location:** Files of Patent Counsel, Defense Supply Agency (DSA), DSAH-G.

**Categories of individuals covered by the system:** Individuals and firms which have granted patent licenses or assignments to DSA.

**Categories of records in the system:** Files including patent license and assignment agreements and accounting records indicating basis for Government payment of royalties during life of agreements.

**Authority for maintenance of the system:** 10 U.S. Code 2386 Armed Services Procurement Regulation (ASPR) 9, P.ART 4; Defense Supply Procurement Regulation (DSPR) 9-401.50

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by DSA Patent

Counsel for acquisition and administration of patent license and assignment agreements. Information may be referred to other Government agencies or to non-Government personnel (including contractors or prospective contractors) having an identified interest in the potential or actual infringement of particular patents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card index files.

**Retrievability:** Filed by name of individual or firm granting rights.

**Safeguards:** Accessible only to DSA personnel.

**Retention and disposal:** Destroyed 26 years after file is closed.

**System manager(s) and address:** Counsel, DSAH-G.

**Notification procedure:** Direct information requests to SYSMANAGER.

**Record access procedures:** Official mailing address of the Sysmanager is Office of Counsel, Defense Supply Agency. Written requests should include full name, current address and telephone numbers of requestor. For personal visits, each individual shall provide acceptable identification, e.g., driver's license or identification card.

**Contesting record procedures:** This Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA Patent Counsel's investigation of published and unpublished records and files both within and without the Government, consultation with Government and non-Government personnel, information from other Government agencies and information submitted by Government officials or other persons having a direct interest in the subject matter of the file.

**Systems exempted from certain provisions of the act:** NONE

**S253.40DSAH-G**

**System name:** 253.40 Patent Infringement.

**System location:** Files of Patent Counsel, Defense Supply Agency, DSAH-G

**Categories of individuals covered by the system:** Individuals and firms involved in potential or actual claims or litigation against Government for infringement of patents.

**Categories of records in the system:** Investigative files relating to patentability and enforceability of asserted patents and procurement of accused items.

**Authority for maintenance of the system:** 10 U.S.Code 2386; U.S.Code 2356; 28 U.S.Code 520; 28 U.S.Code 1498; 35 U.S.Code 181-188; and 35 U.S.Code 286. Armed Services Procurement Regulation (ASPR)9, Part 4; Defense Supply Proucrement Regulation (DSPR) 9-401.50.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used by DSA Patent Counsel for action, determinations or recommendations regarding disposition of claims or litigation by DSA, Military Departments or Department of Justice. Information may be referred to other Government agencies or to non-Government personnel (including contractors or prospective contractors) having an identified interest in the potential or actual infringement of particular patents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper Records in file folders and card index files.

**Retrievability:** Filed by name of claimant or litigant.

**Safeguards:** Accessible only to DSA personnel.

**Retention and disposal:** Destroyed 26 years after file is closed.

**System manager(s) and address:** Counsel, DSAH-G.

**Notification procedure:** Direct information requests to Sysmanager.

**Record access procedures:** Official mailing address of the SYSMANAGER IS Office of Counsel, Defense Supply Agency. Written requests should include full name, current address and telephone numbers of requestor. For personal visits, each individual shall provide acceptable identification, e.g., driver's license or identification card.

**Contesting record procedures:** This Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA Patent Counsel's investigation of published and unpublished records and files both within and without the Government, consultation with Government and non-Government personnel, information from other Government agencies and information submitted by Government officials or other persons having a direct interest in the subject matter of the file.

**Systems exempted from certain provisions of the act:** NONE

**S255.01 DSAH-G**

**System name:** 255.01 Fraud & Irregularities

**System location:** Primary System--Case files on actual or suspected fraud, criminal conduct and antitrust violations which arise from procurement, or the disposal of surplus property, or the administration of contracts by any operation of the Defense Supply Agency (DSA): Office of Counsel, Headquarters, DSA. Decentralized segments--corresponding files at Offices of Counsel for field activities

**Categories of individuals covered by the system:** Any individual or group of individuals or other entity, involved in or suspected of being involved in any fraud, criminal conduct or antitrust violation relating to DSA procurement, property disposal or contract administration.

**Categories of records in the system:** Investigative reports, complaints, pleadings and other court documents, litigation reports, working papers, documentary and physical evidence, contractor suspensions and debarments.

**Authority for maintenance of the system:** These files are created and maintained pursuant to the direction of the Attorney General of the United States under the authority contained in Chapters 31 and 32, Title 28, of the United States Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in the investigation and prosecution of criminal or civil actions involving fraud, criminal conduct and antitrust violations and is used in determinations to suspend or debar individuals or other entities from DSA procurements and sales.

Information may be referred to and used by Federal investigators and Government attorneys in this Agency, the Department of Defense, the Department of Justice, and other Executive agencies as appropriate.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card index files.

**Retrievability:** Filed alphabetically by the name of the subject individual or other entity.

**Safeguards:** Records are maintained in areas accessible only to Agency personnel.

**Retention and disposal:** Records are destroyed ten years after all aspects of the case are closed.

**System manager(s) and address:** Counsel, Headquarters, DSA; DSA Field Activity Counsels

**Notification procedure:** Written requests for information shall be directed to the SYSMANAGER. Requests must contain name of subject and sufficient identification of the incident in order to insure correct retrieval.

**Record access procedures:** Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone number of the individual.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the Sysmanager.

**Record source categories:** Federal, State and local investigative agencies; other federal agencies; DSA employees; and individuals.

**Systems exempted from certain provisions of the act:** NONE

**S257.10 DSAH-G**

**System name:** 257.10 Standards of Conduct

**System location:** Decentralized system--Office of Counsel, Headquarters, Defense Supply Agency, DSAH-G, Standard of Conduct Certification for personnel of Headquarters Counsel's Office, investigated incidents of violation of standards of conduct by Headquarters, DSA employees, reports by DSA field activities of violations of standards of conduct and Statements of Employment and Financial Interests (SF 1555) on Headquarters, DSA employees and Commanders, Deputy Commanders, and Counsels of Primary Level Field Activities (PLFAs). Other SF 1555s required in the PLFA and initial reports of violations of standards of conduct on PLFA employees are maintained at the DSA Field Activity Office of Counsel Standard of Conduct Certifications are maintained in each Headquarters and PLFA Primary Staff Elements

**Categories of individuals covered by the system:** Includes DSA employees, General Schedule 13s and above, and Lieutenant Colonel,





Commander and above, involved in approving awards for contracts or contractor audits (Defense Supply Agency Regulation 5500.1, Standards of Conduct Regulations) or any employee of DSA involved in potential violation of standards of conduct, e.g., acceptance of gratuities, conflict of interests.

**Categories of records in the system:** Includes semi-annual certification that Standard of Conduct Regulations have been read, may include Form 1555s or allegation of a violation of standards of conduct, investigatory reports by the Government, recommendations and determinations as to whether a violation of the standards of conduct occurred and what sanction may be appropriate and/or was imposed.

**Authority for maintenance of the system:** Executive Order 11222 prescribing standards of ethical conduct for Government officers and employees.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by Counsel's Office in making determinations to preclude Government employees involved in procurement or contractor audit decisions from making determinations in areas where such decisions might be or appear to be in conflict with personal interests. Information is used by Counsel's Office for the purpose of determining if DSA personnel are observing the highest standards of business ethics. Records may be referred to the Department of Justice for possible use in prosecution action or forwarded to Director, DSA or DSA Field Activity Commanders for appropriate action

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Records are retrievable by surname of employee or by date.

**Safeguards:** Records are retained in areas accessible only to authorized personnel in Office of Counsel or others as determined by Counsel, DSA. Forms 1555 are retained in safe.

**Retention and disposal:** Incidents of violation of standards of conduct, indefinitely; SF 1555s, until employee leaves employment of DSA.

**System manager(s) and address:** Office of Counsel, Headquarters, Defense Supply Agency, DSAH-G; Counsel, PLFA.

**Notification procedure:** Requests for information should be addressed to the SYSMANAGER. Individual requesting information should state name, subject matter of information requested, and date of form or (alleged) violation.

**Record access procedures:** SYSMANAGER can provide assistance. Official mailing address is in the DoD Directory in the appendix to the DSA Systems Notice.

**Contesting record procedures:** The Agency's rules for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Individuals, other employees, and non-employees having knowledge of the alleged violation of the standards of conduct.

**Systems exempted from certain provisions of the act:** NONE

**S270.10DSAH-K**

**System name:** 270.10Request for Assistance and Information

**System location:** Staff Director, Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA), Cameron Station, Alexandria, Va 22314.

**Categories of individuals covered by the system:** Civilian and military personnel, former employees, contractor employees, attorneys, and other individuals or organizations who have requested assistance and information from the President, Members of Congress, Secretary of Defense, Director of Defense Supply Agency (DSA) or other officials, which have been referred to the Staff Director, Civilian Personnel, Headquarters DSA, for response, action or information.

**Categories of records in the system:** Case files include requests for assistance and information to the President, Members of Congress, Secretary of Defense, Director of Defense Supply Agency and Staff Director for Civilian Personnel, HQ DSA These include letters, responses, reports statements and papers related to basic request.

**Authority for maintenance of the system:** 5 USC 552, Public Information Department of Defense Directive 5400.4, 20 Februrary 1971 and titled: Provisions of Information to Congress and Department of Defense Directive 5105.22, 9 December 1965, and titled: Defense Supply Agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: Information is maintained for replying to additional inquiries and as background for similar situations, and for determining appropriate course of action.

Information is used by: Agency Director and his staff, field Commanders, managers and supervisors for determining areas needing additional emphasis or corrective action to clarify misunderstandings, adjust inadequacies, and solve or prevent problems. Members of Congress, U. S. Civil Service Commission, and other Federal Agencies, attorneys, Civil Rights organizations, and parties involved in Veteran's benefits and training and other matters affecting DSA employees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and log book.

**Retrievability:** Alphabetically by last name of individual involved with or requesting information and assistance, or by DSA field activity name, when requests are from groups.

**Safeguards:** Records are maintained in locked filing cabinets in areas accessible only to Agency personnel.

**Retention and disposal:** Records are retained in active file until end of calendar year, held one to three additional years in an inactive file, and subsequently are destroyed.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA, Cameron Station, Alexandria, VA 22314.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name, the name of any DSA activity that is involved, and the general nature of the request for assistance or information individual believes may be filed in this system.

**Record access procedures:** Written requests for information should be addressed to the SYSMANAGER. and contain the full name, current address and telephone number of the individual, the name of any DSA activity involved, and the general nature of the request for assistance or information individual believes may be filed in this system. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, work identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, civilian personnel office of employee's activity, U. S. Civil Service Commission, Federal Agencies involved and other persons or organizations that could assist in final solution of the matter.

**Systems exempted from certain provisions of the act:** NONE

**S270.30DSAH-B**

**System name:** 270.30 Biography File

**System location:** Office of the Special Assistant for Public Affairs, Headquarters Defense Supply Agency (DSA) and Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** Civilian and military personnel currently and formerly assigned to DSA and other persons affiliated with DSA and the Department of Defense (DoD).

**Categories of records in the system:** Biographical information provided by the individual.

**Authority for maintenance of the system:** 5 U.S.C, Sec 301, 302

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained as background material for news and feature articles covering activities, assignments, retirements, and reassignments of key DSA commanders and executives, annual visits or other activities by persons affiliated with DSA or DoD. Information is used by DSA public affairs personnel to prepare news and feature articles with the knowledge and consent of the individual concerned.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and/or card index file.

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Records are maintained in an area accessible only to DSA Public Affairs Office personnel.

**Retention and disposal:** Files are retained in current files area and destroyed 2 years after retirement, transfer or death of DSA personnel or termination of affiliation with DSA or DoD by other persons.

**System manager(s) and address:** Special Assistant for Public Affairs, DSA and Public Affairs Officers, PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and employing activity.



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**Record access procedures:** Official mailing addresses of SYSMANAGER are in the Department of Defense Directory in the appendix to the DSA systems notice. Written request for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is driver's license, or employing office identification.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individuals concerned on a strictly volunteer basis.

**Systems exempted from certain provisions of the act:** NONE

**S322.15 DSAH-M**

**System name:** 322.15 Information Military Personnel Records

**System location:** Staff Director, Military Personnel, HQ Defense Supply Agency (DSA), (DSAH-M) Heads of Primary Level Field Activities (PLFAs)

**Categories of individuals covered by the system:** Active duty and reserve personnel assigned to DSA

**Categories of records in the system:** Incident reports, general and special orders, leave slips, qualification records, applications for ID Cards, security clearance, and miscellaneous correspondence.

**Authority for maintenance of the system:** 10 USC 501 et seq. Personnel, 5USC 302(b) (1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the records is to accumulate documents relating to the military member while assigned to DSA. The records are used by the Staff Director and his staff and heads of PLFAs and their staff for notification of assignments, career briefs, assignment orders, promotion data, personal data, awards and decorations, training data, recommendations for disciplinary action, review procedures instituted to control incidents, and advising the Director of incidents.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Retained in file folders

**Retrievability:** Filed alphabetically by last name.

**Safeguards:** Locked in file cabinets within areas accessible only to authorized personnel.

**Retention and disposal:** Retained during individuals assignment to DSA and destroyed within 1 year of departure.

**System manager(s) and address:** Staff Director, Military Personnel, HQ DSA and Heads of PLFAs

**Notification procedure:** The requestor should send a by name request to Staff Director, Military Personnel, HQ DSA and both SYSMANAGER if assigned to a PLFA. The requestor may visit the office of either or both SYSMANAGER's with appropriate identification

**Record access procedures:** Contact the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Special orders, service records, in/out processing documents, and computer listings.

**Systems exempted from certain provisions of the act:** NONE

**S322.35 DSAH-M**

**System name:** 322.35 Officer/Enlisted Evaluation Report File and File Summary

**System location:** Staff Director, Military Personnel, HQ Defense Supply Agency (DSA) (DSAH-M)

**Categories of individuals covered by the system:** All military personnel currently assigned to the Defense Supply Agency (DSA)

**Categories of records in the system:** The system contains the name, social security number, grade, date of rank, unit of assignment, duty title, career specialty, appraisal of performance, estimate of potential value to the service, and promotion potential.

**Authority for maintenance of the system:** 10 USC 501 et seq. Personnel; 5 USC 302 (b)(1), DoD Directive 5105.22(IX)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to insure that continuous and consistent performance appraisals are prepared for each member. The files and summary are used by the Staff Director, Military Personnel and his staff to review consistency of performance, reliability of information, compliance with parent service terminology and regulations, prejudicial comments, grammar, misleading statements, accuracy of word picture, question abrupt changes in rating, observe trends, establish suspense dates, and statistical data.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and disc, computer printouts, and evaluation reports.

**Retrievability:** Alphabetically by last name by officer and enlisted personnel.

**Safeguards:** Maintained in areas accessible only to authorized personnel.

**Retention and disposal:** The records are destroyed within one year after member departs from DSA

**System manager(s) and address:** Staff Director, Military Personnel, HQ DSA

**Notification procedure:** Written requests to the SYSMANAGER will contain the full name, social security number, and address. The requestor may visit the SYSMANAGER'S office and present the appropriate military identification card.

**Record access procedures:** Contact the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice. Written requests will include a notarized statement attesting to the requestor's identity and the statement that 'I understand that knowingly or willingly seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to

5,000 under the provisions of the Privacy Act of 1974.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

**Record source categories:** Officer/Enlisted Evaluation Report

**Systems exempted from certain provisions of the act:** NONE

**S322.45 DSAH-M**

**System name:** 322.45 Military Personnel Data Bank System

**System location:** Staff Director, Military Personnel, HQ Defense Supply Agency (DSA) (DSAH-M) Heads of Primary Level Field Activities (PLFAs)

**Categories of individuals covered by the system:** All military personnel currently assigned to the Defense Supply Agency (DSA) and history records of those individuals previously assigned.

**Categories of records in the system:** The categories of information contained in the system are organization, position, identification grade, service specialty, position title, special requirements, education requirements, geographic location, name, service, temporary date of rank, social security number, duty specialty, permanent grade, permanent date of rank, date assigned, date of rotation, remarks, primary specialty, job related experience, civilian education, military school, skill courses, date of birth, retirement date, separation or expiration of enlistment, and aero rating.

**Authority for maintenance of the system:** 10 USC 501 et. Seg., Personnel 5 USC S 302(B)(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the file is to insure effective personnel/ career management for DSA and DSA military personnel. The printouts are used by the Staff Director and Deputy Staff Director, Military Personnel, the Chief and Assistant Chief, Assignments and Reserve Affairs Division and Staff Specialists of the Division. An extract printout of the specific PLFA is used by the Commander and his personal staff. The data bank is used to prepare the alphabetical roster, rotation roster, colonel roster, listings of specialty codes, service listings, functional listing, and advanced degree listing. These documents are used to accurately report data on the individual and position to which he is assigned, requisition replacements, select assigned personnel for higher level positions, provide assigned strength figures for OSD, and assist individual military personnel in their career management.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and disc, and computer paper printouts.

**Retrievability:** Alphabetically by last name in Alpha Roster. This roster contains coded identification that indicates where the individual is assigned.





**Safeguards:** Maintained in areas accessible only to authorized personnel.

**Retention and disposal:** Printouts are held for one year and then retired to Federal Records Center. The computer tapes are held for three years and five years and the degaussed.

**System manager(s) and address:** Staff Director, Military Personnel, HQ DSA

**Notification procedure:** The name of the requestor should be sent to the SYSMANAGER. The requestor may visit the Office of the SYSMANAGER, and present the appropriate military ID Card.

**Record access procedures:** Contact the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military Personnel records and Position Distribution Report

**Systems exempted from certain provisions of the act:** NONE

**S322.70 DSAH-M**

**System name:** 322.70 Reserve Affairs

**System location:** Staff Director, Military Personnel, HQ Defense Supply Agency, (DSA) (DSAH-M)

**Categories of individuals covered by the system:** All Ready Reserve (Army, Air Force and Navy) personnel assigned to DSA Mobilization Designation (Mob Des) positions.

**Categories of records in the system:** Individual reference/control card name, grade, SSAN, Service, career specialty, position title, date of birth, commission date, promotion date, release date, security clearance education, home address, & civilian occupation.

**Authority for maintenance of the system:** 10 USC 501et seq. Personnel 5 USC S 302 (b)(1), DoD Directive 5105.22 (IX).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of the card is to have information readily available in the day to day operation of the Reserve Mobilization program. It is used by the Staff Director, his Deputy and the Reserve personnel specialists. Data is used in preparation of personnel actions such as reassignments, classification actions, promotions; scheduling and verifying active duty and inactive duty training

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Vertical card files

**Retrievability:** Alphabetically by last name

**Safeguards:** Maintained in area accessible only to authorized personnel

**Retention and disposal:** Destroyed one year after individual departs DSA

**System manager(s) and address:** Staff Director, Military Personnel, HQ DSA

**Notification procedure:** The name of the requestor should be sent to the above SYSMANAGER. The requestor may visit the office of the SYSMANAGER and present the appropriate military ID Card.

**Record access procedures:** Contact the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Data processing output from the Military Services

**Systems exempted from certain provisions of the act:** NONE

**S330.15 DPSC-G**

**System name:** Authorization File

**System location:** Office of Counsel (DPSC-G) Defense Personnel Support Center Bldg. 12, Wing g 2800 South 20th Street Philadelphia, PA 19101

**Categories of individuals covered by the system:** All civilian personnel in the Office of Counsel, DPSC, who have ahd or currently have authorization to act in an officially appointed capacity.

**Categories of records in the system:** DD Form 577, copies of special orders appointing individuals in various capacities, requests for special orders, letters and correspondence re various appointments of office personnel, DCTSC Form 1322, 'Delegation of Authority', DPSC directives.

**Authority for maintenance of the system:** 10 U.S.C. 125 DoD Directive 5105.22

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for purposes of determining which office personnel have had or currently have authorization to act in an officially appointed capacity. Information is used solely by office managers to insure that delegations of authority are properly handled and to maintain records in which capacity one or more office personnel are empowered to act.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed chronologically

**Safeguards:** Records are maintained in a locked file drawer and are accessible only to office personnel.

**Retention and disposal:** Records are maintained indefinitely and are reviewed annually to determine if the oldest records are still necessary.

**System manager(s) and address:** Associate Counsel, DPSC, Philadelphia, PA

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name, Social Security Account Number and dates of employment at Office of Counsel, DPSC. Individual may visit Office of Counsel, DPSC, to obtain information on whether the system contains records pertaining to that individual.

**Record access procedures:** Access may be had through the Office of Counsel, DPSC. Written requests for information should contain the full name, current address and telephone number of the individual. For personal visits, the individual should provide some acceptable identification, i.e., drivers license, employee identification card, etc.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Military personnel, Associate Counsel, DPSC, personnel in Office of Counsel.

**Systems exempted from certain provisions of the act:** NONE

**S330.50DPSC**

**System name:** 330.50 Defense Personnel Support Center (DPSC) Civilian Personnel File

**System location:** Office of Civilian Personnel, Management Assistance and Liaison Division, DPSC.

**Categories of individuals covered by the system:** All current civilian personnel serviced by DPSC except those working for the Defense Subsistence Regions, the Subsistence Laboratory or the Orthopedic Footwear Clinic.

**Categories of records in the system:** Name, Social Security Account Number (SSAN), sex, year of birth, veterans' status, retention grouping, service computation date, type of appointment, title, job number, supervisory status, service code, series, grade, competitive level code, organization, activity, Julian date, nature of action.

**Authority for maintenance of the system:** 5 U.S.C., Sec. 301, 302, E.O. 10561

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This listing is used only by the DPSC Office of Civilian Personnel. Information is used for maintenance and update of retention registers and for one-time management information reports.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, computer paper printouts stored in filing cabinet.

**Retrievability:** Individual information is accessed by SSAN.

**Safeguards:** Magnetic tape is kept in a tape library which is accessible only to authorized personnel. Computer personnel who process the reports are appropriately cleared.

Computer paper records are maintained in areas accessible only to Office of Civilian Personnel employees. Personnel Office is in building which is under security guard surveillance during non-duty hours.

**Retention and disposal:** A new listing is prepared monthly; the previous one is destroyed at that time.

Magnetic tape records are kept for 60 days, then destroyed.



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**System manager(s) and address:** Chief, Management Assistance and Liaison Division, Office of Civilian Personnel, DPSC.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER and must contain full name and SSAN. Official mailing address is in the Department of Defense directory in the appendix to the Defense Supply Agency (DSA) systems notice.

**Record access procedures:** Assistance may be obtained from the SYSMANAGER.

Written requests for information should contain the full name, current address and telephone number of the individual. For personal visits, the individual should be able to provide some acceptable identification, such as driver's license, employing office identification card, and give some verbal information that could be verified by examining the individual's entry on the listing.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Standard Form 50's (Notification of Personnel Action) and annual position classification surveys.

**Systems exempted from certain provisions of the act:** NONE

**S330.60DCRT-E-Z**

**System name:** 330.60 Dallas Internal Personnel Management Information System (DIPMIS)

**System location:** Office of Civilian Personnel (DCRT-E), Defense Contract Administration Services Region (DCASR) Dallas.

**Categories of individuals covered by the system:** DCASR Dallas Civilian Personnel who have been hired, separated or had an internal position change since 1 July 1973.

**Categories of records in the system:** Contains a code for the type of personnel action; the name of the individual; the type of appointment on which the individual is serving; the month and year of the action; the series and grade from which the individual moved; the series and grade to which the individual moved; the year of birth; the organizations from which and to which the individual moved; the length of time taken to process the action in the Civilian Personnel Office; the number of months which the individual worked for DCASR Dallas (for separation actions only); and the supervisor's evaluation of the employee's overall effectiveness (for separation actions only).

**Authority for maintenance of the system:** 5 U.S.C. Sec. 301, 302, E.O. 10561, FPM Chapter 250, Subchapter 1-4.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose of this system is to provide operating management with reliable summary data on which to base manpower planning. A secondary purpose is to provide information for related planning purposes such as Upward Mobility, Equal Employment Opportunity (EEO) and Labor Management Relations.

Some information is provided from the file (normally in highly summarized form) to authorized external investigators such as grievance examiners, EEO complaint investigators, DSA Inspector General Teams.

Internal DCASR Dallas management uses this information to forecast type and number of hires; to evaluate staffing performance by the Civilian Personnel Office; to gather historical data such as number and kinds of promotions or reassignments and internal movements of the clerical workforce. Users external to DCASR Dallas receive information from it which is directly related to such purposes as the resolution of EEO complaints or grievances.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Records are maintained in the GE Mark III time-shared computer system, presumably on magnetic discs. Records for the second fiscal year preceding the current one are transferred to paper tape and stored in the DCASR Dallas Office of Civilian Personnel.

**Retrievability:** Information in the system may be retrieved using any data element contained in the system. While it is possible to retrieve all of the information on a specific individual, this is not normally done. Information identifiable to a specific individual is accessed by name.

**Safeguards:** Records can be accessed only by individuals who know the files structure and are familiar with the software required. In addition, access to the system requires use of an access code and password known only to selected individuals in the Office of Civilian Personnel.

**Retention and disposal:** Records are retained in computer memory for no more than 24 months. Records from the second previous fiscal year and earlier are transferred to paper tape and stored in the Civilian Personnel Office. Records are destroyed when they pertain to the sixth previous fiscal year.

**System manager(s) and address:** Civilian Personnel Officer, Office of Civilian Personnel, DCASR Dallas.

**Notification procedure:** Individuals who desire to know if the system contains information on them should contact the SYSMANAGER, and should provide last name, dates of employment with DCASR Dalls, title, series and grade of current (or last) position held. An individual may visit the Office of Civilian Personnel to obtain information on whether the system contains records pertaining to that person. For personal visits, a current employee of the DCASR need only verbally identify himself or herself. Former employees need to provide positive identification (such as a driver's license) and the last Standard Form 50 (Notification of Personnel Action) from their employment at the DCASR.

**Record access procedures:** Individuals may determine how to gain access to records by contacting the Civilian Personnel Officer, DCASR Dallas at the mailing address listed in the Department of Defense Directory in the appendix to the DSA system of records notice.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** All information in the system is taken from the employee's official personnel folder except that the appraisal of the value of employees separating from DCASR Dallas is provided by the immediate supervisor of the employee.

**Systems exempted from certain provisions of the act:** NONE

**S332.01DSAH-KS**

**System name:** 332.01 Employment Inquiries

**System location:** Staffing and Employee Relations Division, Staff Director, Civilian Personnel, Headquarters, Defense Supply Agency (HQ DSA), Cameron Station, Alexandria, Va 22314

**Categories of individuals covered by the system:** DSA civilian and military personnel, contractor employees, and other individuals or organizations on behalf of individuals who have forwarded employment inquiries to Members of Congress, Secretary of Defense, Director of Defense Supply Agency (DSA), Staff Director for Civilian Personnel, or other official.

**Categories of records in the system:** Case files include employment inquiries to Members of Congress, Secretary of Defense, Director of Defense Supply Agency and Staff Director for Civilian Personnel, Headquarters Defense Supply Agency and others which have been referred to Staff Director Civilian Personnel for response, action or information. These include statements of qualifications, letters, photographs, letters of appreciation and recommendation, certificates, ratings, eligibility forms and related papers concerning employment.

**Authority for maintenance of the system:** 5 U.S. Code, Sec. 301, 302, and E.O. 10561; Department of Defense Directive 5400.4 20 February 1971 and titled: Provisions of Information to Congress and Department of Defense Directive 5105.22, 9 December 1965, and titled: Defense Supply Agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: Information is maintained for purposes of replying to additional inquiries and follow up action.

Information is used by: Civilian personnel offices and other appropriate officials of DSA in order to determine qualifications and for giving proper consideration in the filling of vacancies. The civilian personnel office, when hiring applicant, uses information as part of the employee's permanent record. Members of Congress and other individuals or organizations who wrote to DSA on behalf of an individual and who use it to respond to the individual, or for other related purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and log book.

**Retrievability:** Filed alphabetically by last name of individual submitting employment inquiry.

**Safeguards:** Records are maintained in locked file cabinets in areas accessible only to Agency personnel.





**Retention and disposal:** Records are retained in active file until end of calendar year and held one to three additional years in inactive file and subsequently retired to Federal Records Center. After a total of ten years records are destroyed.

**System manager(s) and address:** Staff Director, Civilian Personnel, DSA, Cameron Station, Alexandria, Va 22314

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name.

**Record access procedures:** Official mailing address of the SYSMANAGER is in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should be addressed to SYSMANAGER and contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, work identification card, and give some verbal information that could be verified with his case folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** No additional sources of information other than provided by individual involved, and other correspondence relating to the employment inquiry.

**Systems exempted from certain provisions of the act:** NONE

**S333.10 DSAH-G**

**System name:** 333.10 Attorney Personal Information and Applicant Files

**System location:** Primary System--Office of Counsel, Headquarters, Defense Supply Agency, DSAH-G, holds personal information records of all DSA attorneys and applicants for DSA legal positions.

Decentralized segments--Office of Counsel, Primary Level Field Activities (PLFAs) hold personnel records for resident attorneys and applicants for positions.

**Categories of individuals covered by the system:** All DSA attorneys, former DSA attorneys, and applicants for DSA legal positions.

**Categories of records in the system:** Cover letters, resumes, and Forms 171 submitted by applicants and replies thereto, and records of promotions, courses completed, position descriptions, performance appraisals, Forms 171, personnel actions, educational transcripts, recommendations and personal data of DSA attorneys.

**Authority for maintenance of the system:** 5 USC 3101, General Authority to Employ, Executive Order 10577, Civil Service Regulation, Section 213.3102(d) and (e), 10 USC 137.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Applications are used for filling positions in all DSA legal offices. Attorney information folders are maintained for review incident to personnel actions including promotions performance appraisals, reassignments, etc. and as a general performance and experience record. Parts of these folders may be submitted to other agencies considering the attorney for employment. Information may be used in answering inquiries from Individuals, Congressmen or other Government agencies or for verification of employment.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by surname of attorney or applicant

**Safeguards:** Attorney information folders are kept in a safe; applications are kept in file cabinets accessible only to authorized personnel of the Office of Counsel or as determined by Counsel.

**Retention and disposal:** Applications are kept for two years from receipt. Attorney information folders are kept indefinitely.

**System manager(s) and address:** Office of Counsel, Defense Supply Agency, DSAH-G, and Offices of Counsel, PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and, if appropriate, date application was submitted.

**Record access procedures:** SYSMANAGER, Official mailing address is in the DoD Directory in the Appendix to the DSA Systems Notices.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Applicants, employees, co-employees, outside references, supervisors, and personnel offices.

**Systems exempted from certain provisions of the act:** NONE

**S334.05DSAH-K**

**System name:** Civilian Personnel Administration Career Program

**System location:** Training and Incentives Division, Staff Director, Civilian Personnel, Headquarters, Defense Supply Agency (HQ DSA)

**Categories of individuals covered by the system:** DSA employees and other applicants for registration, GS-11 and above, engaged in civilian personnel administration to include: Personnel Management Specialists, GS-201; Personnel Staffing Specialists, GS-212; Position Classification Specialists, GS-221; Employee Relations Specialists and Labor Relations Specialists, GS-230; AND, Employee Development Specialists, GS-235.

**Categories of records in the system:** Personal Qualifications Statement, Individual Development Plan, Assessment of Qualifications for Advancement, Employee Career Evaluation, Screening Panel ratings, and lists of referrals for vacancies, other documents or correspondence submitted by employees or their supervisors.

**Authority for maintenance of the system:** 5 U.S. Code, Sec. 4103, Establishment of Training Programs DSA Manual 1445.17, DSA Civilian Career Program for Civilian Personnel Administration.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for purpose of screening and referral of registered careerists to fill civilian personnel positions at grade GS-12 and above throughout DSA. Information is used by: Agency Screening Panel - to screen and review careerists for referral. DSA Career Program Technical Staff for administrative review and update of files. DSA Training personnel - to determine long-range training needs. DSA Selecting officials in selecting a registrant to fill the position opening.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed by series and grade alphabetically by last name of careerist.

**Safeguards:** Records are maintained in locked file cabinet accessible only to authorized Agency personnel. Authorized Agency personnel include: Staff Director, Civilian Personnel, Division Chiefs, staff members of the Training Division.

**Retention and disposal:** Records are retained with annual updating by the registered careerist. The material is destroyed as it becomes outdated, and upon annual review when individual is no longer eligible for registration. The records are retained a maximum of two years.

**System manager(s) and address:** Staff Director, Civilian Personnel, Headquarters Defense Supply Agency.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER, ATTN: Career Program Technical Staff. Official mailing address is contained in Department of Defense Directory in the appendix to the DSA systems notice. Requester must give name, personnel job title, series, grade, and address. No identification required for personal visit.

**Record access procedures:** Written requests for information should contain the full name, series, current address and telephone number of the registered careerist. For personal visits, the individual should be able to provide some acceptable identification and give some verbal information that could be verified with his folder.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Careerist, careerist's supervisor, intermediate supervisors, members of career screening panel, Civilian Personnel Officers.

**Systems exempted from certain provisions of the act:** NONE

**S334.10DSAH-KM**

**System name:** 334.10Central Inventory, Comptroller/Financial Management Carreer Program

**System location:** Training and Incentives Division, Office of Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA.)

**Categories of individuals covered by the system:** Employees of the Defense Supply Agency at grades GS-13 and above and others who are registered in the Department of Defense-wide Civilian Career Program for Comptroller/Financial Management Personnel.

**Categories of records in the system:** Personnel Qualifications Statement and Employee Career Appraisal on all careerists registered in the inventory.



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**Authority for maintenance of the system:** 5 U. S. C. 4103, Establishment of Training Program DoD-wide Civilian Career Program for Comptroller/Financial Management Personnel DoD Manual 1430.10-M-4.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used by the HQ DSA, Training and Incentives Division and other DSA officials for referral of interested candidates for vacancies in grades GS-14 and above throughout the Department of Defense.

Documents are used by the Career Management Staff of the hiring component for referral of ten (10) best qualified candidates to hiring activity.

Documents of referred candidates are used by selecting supervisor in determining best qualified candidate for the vacancy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records are kept in individual file folders.

**Retrievability:** Documents are filed by name and cross-referenced to organizational activity.

**Safeguards:** Records are maintained in locked file cabinets in areas accessible only to Program Management Staff.

**Retention and disposal:** Records are updated annually by registered careerist. Material is destroyed as it becomes outdated, and on annual review when individual no longer eligible for registration. Records are retained a maximum of two years.

**System manager(s) and address:** Chief, Employee Development and Incentives Division. Staff Director, Civilian Personnel, Headquarters, DSA.

**Notification procedure:** Written requests for information may be directed to the SYSMANAGER.

**Record access procedures:** Assistance may be obtained from the SYSMANAGER. Official mailing address is contained in Department of Defense Directory in the appendix to the DSA systems notice. Written requests should contain the full name, current address and telephone number of the individual. For personal visits and written requests, individual must provide some acceptable identification or information that could be verified before information is released.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained for the SYSMANAGER.

**Record source categories:** Information provided by registrants, immediate and reviewing supervisors, and others with knowledge of the registrant.

**Systems exempted from certain provisions of the act:** NONE

**S334.10DSAH-KT**

**System name:** 334.10 Individual Development Plan (IDP)

**System location:** This system is decentralized by organization and geography to the supervisory level and personnel office at all Defense Supply Agency (DSA) field activities.

**Categories of individuals covered by the system:** DSA civilian employees at grades GS-5 and above covered by DSA or Department of Defense career programs.

**Categories of records in the system:** Individual development plan containing stated career objectives and planned developmental assignments and/or training identified to assist careerist in achieving career goals. While records maintained in accordance with this notice are all 'hard copy' or manual in nature, some of the records may be produced by automated data processing systems described in other notices.

**Authority for maintenance of the system:** 5 U.S.C. Secs. 4101, 4103.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** IDP is used as a planning document by employees and supervisors to assure careerist acquires needed skills to adequately function in present job capacity as well as future positions. It is also used as an input document to enable the civilian personnel office to identify training needs and establish activity training plans.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders or binders.

**Retrievability:** By employee name or organizational segment.

**Safeguards:** Records are maintained in areas accessible to authorized agency personnel only.

**Retention and disposal:** Records are updated annually and copies destroyed when employee leaves activity.

**System manager(s) and address:** Civilian Personnel Officer at each DSA Primary Level Field Activity (PLFA).

**Notification procedure:** Employees who wish to determine what records are being maintained at supervisory or personnel office level should address their inquiries to their immediate supervisors or to the PLFA office of civilian personnel.

**Record access procedures:** Personal requests for record content should be made to the immediate supervisor or to the SYSMANAGER. Written request for assistance in obtaining access should be directed to the SYSMANAGER, and should contain the full name and organizational location of the employee. Official mailing addresses of the SYSMANAGER are in the Department of Defense directory in the appendix to the DSA systems notice. For personal visits to SYSMANAGER, the individual should provide some acceptable identification, such as activity identification card or driver's license.

**Contesting record procedures:** The agency rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, management officials, and staff of the office of civilian personnel.

**Systems exempted from certain provisions of the act:** NONE

**S335.80DSAH-Q**

**System name:** Quality Assurance Staff Development Program

**System location:** The primary system of records is maintained in the Defense Contract Administration Services (DCAS) Quality Assurance Staff Development Office (DQADO), Headquarters, Defense Supply Agency, Cameron Station, Alexandria, VA, 22314. A secondary decentralized system of training records is maintained in the DCAS Region Quality Assurance Directorate, DCA'S District, or DCAS Office where the Staff Development Trainee is assigned.

**Categories of individuals covered by the system:** Each trainee in the DCAS Quality Assurance Staff Development Program.

**Categories of records in the system:** Personnel qualifications statement; Individual Training Plans (ITPs); records of training requested, received, waived, and planned for each trainee; informal training evaluations of each on-the-job training (OJT) assignment, quarterly trainee progress reports and evaluations; budgeted and actual cost of training; records and evaluations of special projects performed by trainees; trainee correspondence related to ITPs; records and reports of trainee attendance and leave, including records of sick, annual and other types of leave taken and other absences; time in special or temporary duty (TDY) assignments; official correspondence related to a trainee's attendance and leave; and promotion and target position data. While records maintained are currently manual in nature, some records may be produced by automated data processing systems described in other notices.

**Authority for maintenance of the system:** Chapter 41, Title 5, United States Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Data is used by the DQADO program staff and DCAS training program managers for scheduling of training, determining progress of trainees and eligibility for promotion in the program and graduation from the program, determining when a trainee requires special attention; data on leave and attendance is used for pay purposes. Defense Supply Agency managers and supervisors in the Quality Assurance function use the records to determine adequacy of training and appropriate assignments for trainees.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name of trainee.

**Safeguards:** Records are maintained in locked file cabinets.

**Retention and disposal:** Records are maintained for one year following graduation of the trainee and are then destroyed.

**System manager(s) and address:** DCAS Quality Assurance Staff Development Office, ATTN: DQADO-S, Headquarters Defense Supply Agency (DSA).

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name. Official mailing address is in the Department of Defense directory in the appendix to the DSA systems notice.

**Record access procedures:** Written or personal requests for information should be directed to the SYSMANAGER. No identification is required for personal visits. For Written requests, identity of





requester will be verified by comparing signature with signature in record.

**Contesting record procedures:** The Agency's rules for contesting contents of records may be obtained from the SYSMANAGER.

**Record source categories:** Individual quality assurance staff development trainees, Government training school personnel and records, the program managers and supervisors, and other Agency officials directly involved in trainee's progress in the program.

**Systems exempted from certain provisions of the act:** NONE

**S336.10 DCRS-F**

**System name:** 336.10 Personnel Cost Forecast System

**System location:** Budget Function, Budget and Management Support Division, Office of Systems and Financial Management, Defense Contract Administration Services Region (DCASR) St. Louis.

**Categories of individuals covered by the system:** All current and former civilian personnel assigned to DCASR St. Louis.

**Categories of records in the system:** Master employee record showing grade, date of next step increase, assignment code, and in some instances, hourly rate. Personnel Cost Forecast listing shows assignment and projected salary for each GS salaried employee by month. Identity is by social security number. Manual subsidiary records are kept by employee showing date entered on duty, date departed, promotion date, and incentive awards.

**Authority for maintenance of the system:** 5 USC Chap. 53, Pay Rates and Systems, 10 USC 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system is used to project basic pay costs in the budget development and execution stages at DCASR St. Louis. Statistical records are maintained for at least three prior years to develop promotion trends, attrition rates, average grades of employees leaving, and average grade of new hires.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Listings are stored in binders. Other data is maintained on 13 column work paper.

**Retrievability:** Master file is in alphabetical sequence and controlled by social security number. The Personnel Forecast listings are generated, one at branch level and the other by cost code. Both control on social security number.

**Safeguards:** Records are maintained in budget area and are restricted to personnel performing budget duties.

**Retention and disposal:** Mechanized listings are retained for current year plus one prior year. Manual records are retained for current year plus three prior years.

**System manager(s) and address:** Chief, Office of Systems and Financial Management, DCASR St. Louis.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER or to the senior budget analyst, Budget and Management Support Division, Office of Systems and Financial Management, DCASR St. Louis.

**Record access procedures:** Requests should be addressed to the SYSMANAGER. Written requests should contain full name, current address, telephone, and social security number of individual. For personal visits, individuals should be able to provide some acceptable identification that can be verified with the files; such as identification badge or driver's license. Official mailing addresses are in the Department of Defense directory in the appendix to the DSA system of record notices.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Personnel actions generated by the Office of Civilian Personnel, DCASR St. Louis.

**Systems exempted from certain provisions of the act:** NONE

**S336.50DSAH-KM**

**System name:** 336.50 Position Surveys

**System location:** Maintained at the Defense Supply Agency (DSA) Primary Level Field Activities (PLFAs). Official mailing addresses are in Department of Defense directory in the appendix to the DSA system of records notice.

**Categories of individuals covered by the system:** DSA civilian General Schedule (GS) employees.

**Categories of records in the system:** Forms listing employee's name, position description number, position title, series and grade and supervisory remarks on position review.

**Authority for maintenance of the system:** 5 U. S. Code, Sec. 301, 302; 5 USC 5115, Regulations. Federal Personnel Manual Chapter 511.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained as the official record of the annual review of position structures and accomplishes position and personnel actions in accordance with statutory and regulatory requirements. This document provides the basis for supervisory certification of essentiality of each position, accuracy of position descriptions and classification review results. Information is used by:

Personnel specialists - to accomplish needed actions identified through review; to inform operating management of needed classification changes (title, series and grade) for appropriate surveyed positions, to prepare required reports to higher Headquarters.

Operating Management - to insure appropriateness of position structures and distribution of assignments.

Civil Service Commission inspection teams - may review to determine whether proper personnel and position actions taken were accomplished in accordance with statutory and regulatory requirements.

Headquarters DSA inspection teams may review to determine whether proper personnel and position actions taken were accomplished in accordance with statutory and regulatory requirements.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Accessed by position description number within organizational code and employing activity. Individuals are identified only by some cross reference, such as the Official Personnel Folder.

**Safeguards:** Made available to employee concerned, supervisor concerned, Office of Civilian Personnel (OCP) staff, Headquarters DSA and CSC. In some instances, Offices of Planning and Management responsible for organizational structure and position control may receive file. Maintained in locked containers.

**Retention and disposal:** Destroyed two years after a regularly scheduled DSA or Civil Service Commission inspection, whichever is sooner.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA and Civilian Personnel Officers, DSA PLFAs.

**Notification procedure:** Requests may be directed to the appropriate PLFA Civilian Personnel Officer (CPO). The employee must provide full name, organizational element in which employed, position description number and must present activity identification badge or other suitable identification if requesting in person.

**Record access procedures:** Requests for assistance should be addressed to the PLFA CPO. Official mailing addresses are in the DoD directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should provide full name, organizational element, position description number and activity identification badge, or other suitable identification.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Incumbent of a position, incumbent's supervisor, civilian personnel officials.

**Systems exempted from certain provisions of the act:** NONE

**S336.60DSAH-KM**

**System name:** 336.60 Position Classification Appeals

**System location:** Headquarters Defense Supply Agency (DSA) for only those cases requiring Headquarters decision, and at DSA Primary Level Field Activities (PLFAs) for others. Official mailing addresses are in Department of Defense directory in the appendix to the DSA System of Records notice.

**Categories of individuals covered by the system:** All DSA civilian General Schedule (GS) employees or former employees who have filed classification appeals.

**Categories of records in the system:** Case files relating to individual or group classification appeals consisting of the written appeal, complete identification of the position, position organization chart, functional statement, comprehensive evaluation statement which has been reviewed by the individual or group submitting the appeal (the appellant), efforts to resolve locally, recommended action and any supplemental information pertinent to the case.

**Authority for maintenance of the system:** 5 U.S. Code SS 5112, 5113; FPM Chapter 511, Subchapter 6.



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**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** This information is used during decision making on (adjudication) classification appeals to HQ DSA or the Civil Service Commission (CSC) by DSA employees. Personnel specialists at the DSA PLFA will furnish file to appropriate CSC Regional Office when a DSA employee appeals directly to the CSC; use classification appeal decisions to initiate appopriate personnel actions; may also use this file as a reference for classification precedent in classifying other similar DSA PLFA positions.

CSC officials use this file to adjudicate the classification appeal when DSA employees appeal the classification of their position to CSC.

Personnel specialists at DSA HQ use this file to adjudicate the classification appeal when a DSA employee appeals the classification of his position to Headquarters; may also use this file as a reference for classification precedent in classifying other DSA PLFA positions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Accessed by classification series, appellant's name and organization.

**Safeguards:** Made available to appellant, DSA personnel specialists concerned and CSC. Precedent decisions when issued by DSA HQ exculde appellant's name and personal data. Maintained in locked containers.

**Retention and disposal:** Placed in inactive file after final decision and completion of any resultant action. Headquarters precedent-setting decision cases, excluding personal data, are filed with Classification Standards and kept until superseded. The DSA PLFA inactive file is cut off at the end of the calendar year, held 5 years in current files areas, then destroyed. Headquarters files are retained indefinitely.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA; DSA PLFA Civilian Personnel Officers.

**Notification procedure:** Requests may be directed to the appropriate PLFA Civilian Personnel Officer or to Staff Director, Civilian Personnel, HQ DSA. The employee or former employee must provide full name, DSA organizational element in which employed at time of appeal, position description number and, if requesting in person, must present activity identification badge or other suitable identification.

**Record access procedures:** Assistance may be obtained from SYSMANAGER. Official mailing addresses are in the DoD directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should provide full name, organizational element at time of appeal, position description number and activity identification badge or other suitable identification.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Appellant, cognizant Office of Civilian Personnel, supervisors, HQ DSA Personnel Office staff and CSC officials.

**Systems exempted from certain provisions of the act:** NONE

**S339.10 DSAH-C**

**System name:** 339.10 Auditor Profile

**System location:** Auditor General, Office of the Comptroller, Headquarters Defense Supply Agency (HQ DSA)

**Categories of individuals covered by the system:** Civilian audit staff members of the Auditor General, DSA

**Categories of records in the system:** Cards which present employees' background, specific work assignments, training and development activities. Employee statement on desires for work assignment, training, and rotation.

**Authority for maintenance of the system:** 10USC 136(b)(3)(D), 5USC 302 (b)(1)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Used as a guide to supervisors in identifying the employee's specific training and development requirements, and in preparing various personnel reports. Used by HQ DSA to select members of audit review teams.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper card file

**Retrievability:** Organizationally and alphabetically by last name of employee.

**Safeguards:** Records are maintained in areas accessible only to Auditory General personnel.

**Retention and disposal:** Records are destroyed upon employee's separation from Auditor General's Office.

**System manager(s) and address:** Auditor General, DSA.

**Notification procedure:** Written or personal requests may be directed to the SYSMANAGER.

**Record access procedures:** Requests should be addressed to the SYSMANAGER. For personal visits, individual must provide some form of identification, such as, driver's license. Written requests must contain fully name and address of the employee. Official mailing address is listed in the DoD directory.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Qualifications statements (Standard Form 171), personnel actions, annual employee questionnaire.

**Systems exempted from certain provisions of the act:** NONE

**S339.10DSAH-K**

**System name:** 339.10 Headquarters Defence Supply Agency (DSA) Automated Civilian Personnel Data

**System location:** Office of Civilian Personnel, DSA Administrative Support Center (DSASC-Z), Cameron Station, Alexandria, VA 22314

**Categories of individuals covered by the system:** U. S. Citizen civilian employees of the DSA who are paid from appropriated funds, and former such employees.

**Categories of records in the system:** Data on current position occupied by employee, data on employee's current employment status with DSA, training data, and selected personal data including: social security account number; name; sex; minority group designation; date of birth; physical handicap; Government insurance; veteran's preference; Military Reserve Status; Retired Military Status; education; and whether individual passed the Federal Service Entrance Examination or Professional and Administrative Career Examination.

**Authority for maintenance of the system:** 5 U. S. Code, Sec. 301, 302, and 2951, 2952, 2954. EO 10561 Federal Personnel Manual Chapters 250 and 291

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes of this system are to prepare reports required by the Executive, Legislative and Judicial Branches of government, and to provide information to officials of DSA for effective personnel administration.

Information is used: To provide management data for use of HQ DSA and Field officials. For transfer of current data to the Civil Service Commission on a monthly basis for inclusion in their Central Personnel Data File.

For disclosures to members or committees of Congress with a stated valid need for the information in the performance of their official duties. To furnish or publish information on the DSA Civilian workforce to Federal Agencies, the Congress, or courts of law, and other Freedom of Information Releases.

To provide information in litigation and other administrative review processes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape and disc, computer paper printouts, microfiche.

**Retrievability:** Records identified to a specific civilian employee are accessed and retrieved by social security account number.

**Safeguards:** Paper printouts or microfiche records which contain only statistical information are released to responsible persons whose stated needs are not in violation of Federal Statute.

Paper printouts or microfiche records which contain individually identifiable information are releasable only under conditions authorized by Federal Statute.

Records are secured in appropriate storage and/or file cabinets when not under the control of Personnel Office officials during duty hours.

During non-duty hours, records are secured in either locked storage and/or file cabinets. The area in which the records are secured is protected by a building security guard system.

Individually identifiable personnel documents will either be hand-carried or will be transmitted in envelopes addressed to a specific office or individual and marked to be opened by addressee only.





Magnetic tape and disc are kept in the computer room which is itself a security container with locked door and access limited to persons appropriately cleared and identified. Tapes and disc packs are stored in a tape library when not used in processing and are logged in and out only to cleared personnel with an official need. Tapes are transmitted to the Civil Service Commission by registered mail or courier. Reports with individual data are closely controlled. Personnel who process these reports are appropriately cleared and maintain continuous observation of reports during all processing phases. Reports are kept under appropriate physical safeguards when not being processed or used.

An individual requesting information in records must identify self and his relationship to the individual upon whom the record information is being requested.

An individual other than the individual of record must specify what information is requested and the purpose for which it would be used if disclosed. The SYSMANAGER or his delegated assistant determines if request is reasonable and consistent with provisions of the Freedom of Information Act and the Privacy Act of 1974.

Physical access, that is the ability to obtain the record, is limited to:

Personnel Office officials
Civil Service Commission officials
Data processing officials
Supervisors for those records which they are authorized to maintain

**Retention and disposal:** Printouts or microfiche reports are considered as working papers to support particular projects, inquiries, studies or administrative need. They will be retained until the purpose for which generated has been met. They will then be destroyed by shredding or burning.

Data maintained on magnetic tape or disc are to be retained for five years. They will then be degaussed.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA and Chief, Civilian Personnel Division, DSASC, Cameron Station, Alexandria, VA 22314

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Division
DSASC-Z, Room 8A111
Cameron Station
Alexandria, VA 22314

Requestor must provide last name, first name, middle initial, and social security account number. If request is by mail, requestor must also furnish current address.

**Record access procedures:** Requests from individuals should be addressed to:

Chief, Civilian Personnel Division
DSASC-Z, Room 8A111
Cameron Station
Alexandria, VA 22314

Requests for information must be in writing and contain last name, first name, middle initial, social security account number, date of birth, current address, phone number where individual may be reached during the day, and a signed statement certifying that the individual understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to
5,000. Complete records are maintained only on magnetic tapes or discs and are not available for access by personal visits.

**Contesting record procedures:** The agency's rule for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Input from employees of civilian personnel offices and Equal Employment Opportunity Officers who obtain information from: the Official Personnel Folder and other personnel documents, personal contact with individual concerned, applications and forms completed by the individual; and input from interface with the DSA Automated Payroll, Cost and Personnel System (APCAPS).

**Systems exempted from certain provisions of the act:** NONE

**S352.10DSAH-K**

**System name:** 352.10 Nominations for Awards

**System location:** Training and Incentives Division, Staff Director, Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA): Nominations for honorary awards sponsored by DSA, Office of the Secretary of Defense, (OSD), other Government activities, and private organizations; cash awards which exceed 1,000 dollars based on tangible benfits, 500 dollars based on intangible benefits or 1,500 dollars based on a combination of tangible and intangible benefits. DSA Primary Level Field Activities (PLFA): Above files plus all other nominations for honorary and cash awards. Organizational elements of HQ DSA and PLFAs: Files on nominations for awards initiated or evaluated within the organizational element.

**Categories of individuals covered by the system:** Civilian personnel assigned to DSA who are nominated for the various awards.

**Categories of records in the system:** Justifications submitted in support of award nominations, evaluation statements, photographs when required by the sponsoring organization, minutes of DSA Recognition and Awards Board meetings, registers of cases, and reports submitted to Office of the Secretary of Defense and Civil Service Commission.

**Authority for maintenance of the system:** 5 U.S.C. 4501-4506, 10 U.S.C. 1124, Chapter 451 of the Federal Personnel Manual.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained in support of action taken on contributions and award nominations and for preparation of statistical and narrative reports required by Office of the Secretary of Defense and Civil Service Commission. Information is used by: Agency officials to evaluate contributions (approve or disapprove award). Members of DSA Recognition and Awards Board - to evaluate contributions requiring approval of the Director, DSA. Members of other Federal activities and members of Private Organizations - to evaluate nominations for awards sponsored by them for which DSA personnel are nominated. Officials of other DoD Components and other Government activities - to evaluate for possible adoption and use contributions made by DSA personnel that concern the operation of their functions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, card index files, and registers in notebooks.

**Retrievability:** Award nominations may be filed alphabetically by nominee's name or by award title, in personnel offices. Filed by type of award or suggestion in organizational elements of HQ DSA and PLFAs.

**Safeguards:** Maintained in locked containers in areas accessible only to Agency personnel.

**Retention and disposal:** Nominations for Awards - files are closed upon completion of the action, cut-off at the end of the fiscal year, held for two years, then destroyed.

**System manager(s) and address:** Incentives Awards Administrator, Chief, Training and Incentives Division, Staff Director, Civilian Personnel, HQ DSA; Civilian Personnel Officers of DSA PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and type of award for which nominated, and activity at which nomination was submitted.

**Record access procedures:** Requests for assistance should be directed to the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice. Individual must provide full name and type of award for which nominated and activity at which nomination was submitted.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** DSA supervisors and managers who initiate and evaluate nominations, members of DSA Recognition and Awards Board.

**Systems exempted from certain provisions of the act:** NONE

**S370.20DSAH-KH**

**System name:** 370.20 Individual Accident Case Files

**System location:** Primary System - Case files on disabling work (lost time) injuries, property damage accidents (100 dollars or more), and motor vehicle accidents with a disabling work injury or property damage exceeding 100 dollars: Safety and Health Division, Staff Director, Civilian Personnel, Headquarters, Defense Supply Agency (HQ DSA). Decentralized segments - Above files plus all other injuries and accidents: HQ DSA principal staff elements, DSA Primary Level Field Activities (PLFA), secondary and third level field activities, where incidents occurred.

**Categories of individuals covered by the system:** Civilian and military personnel, contractor employees, and other personnel who are injured on the premises of DSA or performing assignment incident to DSA operations. Also relates to accidental damage to vehicles, equipment, and property.



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**Categories of records in the system:** Reports, statements of witnesses, photographs and related papers, including summarized information maintained for the purpose of identifying accident repeaters and safety award recipients, regarding accidents incident to DSA operations, pertaining to injuries to individuals or accidents involving motor vehicles and other equipment or structural property damage.

**Authority for maintenance of the system:** PL 91-596, The Occupational Safety and Health Act of 1970 (OSHA), required each agency to 'keep adequate records of all occupational accidents and illnesses for proper evaluation and necessary corrective action. E.O.11612.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for accident-cause identification, formulation of accident prevention programs, accident repeater identification, safety award recipient identification, and for preparation of statistical reports required by higher authority.

Information is used by:

Agency supervisors and managers - to determine actions required to correct the cause of the accident.

Safety offices - to insure actions proposed by supervisors and managers are adequate to prevent future accidents, to identify accident repeaters and safety award recipients, to provide verification that an accident occurred to personnel involved in processing workmen's men's compensation cases, to extract non-personal data to prepare statistical reports, accident summaries, and accident prevention information for inclusion in Agency internal publications.

Security personnel - for verification of accident cause, and for formulation of possible changes to activity rules of conduct.

Government and Non-Government Medical personnel - in making medical determinations about individuals involved in accidents.

Facilities engineers and maintenance personnel - for formulation of future installation facilities and equipment plans and budgets, and correction of operating procedures.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and card index files.

**Retrievability:** Filed by organizational activity and/or alphabetically by last name of injured person or principal person involved in accident, when known.

**Safeguards:** Records are maintained in areas accessible only to Agency personnel.

**Retention and disposal:** Records are destroyed ten years after all aspects of the case are closed. They are retained in active file until end of calendar year in which case is closed, held one to three additional years in inactive file and subsequently retired to Federal Records Center, held for the remaining years and destroyed.

**System manager(s) and address:** Staff Director, Civilian Personnel, DSA; Safety Officers, DSA Primary Level Field Activities.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which incident occurred; or if individual is or was a DSA employee, name of employing activity is also required.

**Record access procedures:** Official mailing addresses of the SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual and a signed statement asserting his or her identity and stipulating that the individual understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to

5,000. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified with his 'case' folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, medical units, DSA protective service, civilian police, fire department, investigating officer, or witness to accident.

**Systems exempted from certain provisions of the act:** NONE

**S390.01DSAH-KS**

**System name:** 390.01 Grievance Examiners and Equal Employment Opportunity Investigators Program

**System location:** Staffing and Employee Relations Division, Staff Director Civilian Personnel, Headquarters Defense Supply Agency (HQ DSA).

**Categories of individuals covered by the system:** Military and Civilian employees of Defense Supply Agency (DSA), or former employees, who have been nominated by Commanders of Primary Level Field Activities (PLFAs), to serve as DSA grievance examiners and EEO investigators; and have been approved by HQ DSA are listed by name on regional rosters as available for serving in those areas. Also retired Federal civilian employees and others approved by HQ DSA as grievance examiners and EEO investigators for the Agency and available to serve under a non-personal services contract are listed by name on regional rosters.

**Categories of records in the system:** Files include regional rosters of approved investigators/examiners of grievances and Equal Employment Opportunity (EEO) complaints which are available to Commanders of Defense Supply Agency Primary Level Field Activities.

Agency regional rosters, letters of nomination and approval, position descriptions, certificates of training, personal qualifications statement, Standard Form 171 (SF-171), and related correspondence and papers pertinent to Agency grievance examiners and EEO investigators program.

**Authority for maintenance of the system:** 5USC1302, 3301 & 3302, 3105. EO. 11478, as Amended

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose: Information is maintained for purposes of establishing Agency grievance examiners and EEO investigators program and insuring the availability of quality personnel on short notice.

Information is used by: Civilian Personnel officials of HQ DSA and other involved DSA HQ and field officials to select and supervise grievance examiners and EEO investigators as required.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name within regional area.

**Safeguards:** Records are maintained in locked file cabinets in areas accessible only to Agency personnel.

**Retention and disposal:** Records are retained in active file on current basis. New approvals are added continuously and deletions or withdrawals are held one to three years in inactive file and subsequently retired to Federal Records Center. Records are destroyed after a total of ten years.

**System manager(s) and address:** Staff Director, Civilian Personnel, DSA.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and, if a current DSA employee, name of DSA activity at which employed.

**Record access procedures:** Official mailing address is in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should be addressed to the SYSMANAGER and contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified with the Agency folder.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from SYSMANAGER.

**Record source categories:** DSA PLFA Commanders, DSA civilian personnel office staffs, other DSA officials and others who may be able to recommend or provide information on potential or present candidates for this work.

**Systems exempted from certain provisions of the act:** NONE

**S431.15DSAH-C**

**System name:** 431.15 Travel Record

**System location:** Records are maintained at all Defense Supply Agency (DSA) Primary Level Field Activities (PLFAs)

**Categories of individuals covered by the system:** All employees, civilian and military, who perform travel, Temporary Duty (TDY) or Permanent Change of Station (PCS) for DSA.

**Categories of records in the system:** Consists of copies of request and authorization for TDY travel of DoD personnel, request and authorization for DoD civilian permanent duty travel, travel voucher, travel voucher or subvoucher, claim for reimbursement for expenditures on official business and record of travel payments.





**Authority for maintenance of the system:** cHAPTER 5F, Title 5 United States Code.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The file is used by the Accounting and Finance Officer to administer his disbursing and accounting duties for government travel performed by both military and civilian employees under his administrative control. Data is also used by Counsel to determine that expenses of the sale or purchase of the residence for a PCS are reasonable and customary to the locality of the transaction.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** By name and social security number.

**Safeguards:** Records are maintained in an area that is accessible to office personnel only.

**Retention and disposal:** Records of military personnel are maintained until separation or transfer of the military members. Records of civilian personnel are destroyed one year after termination of their employment.

**System manager(s) and address:** Accounting and Finance Officer at each PLFA.

**Notification procedure:** Request for information can be addressed to the SYSMANAGER.

**Record access procedures:** Written requests for information must contain the full name and social security number of the employee. Employees making a personal request must present identification; i.e., employee badge, drivers license, etc. Official mailing addresses are in the Department of Defense directory in the appendix to the DSA system of record notices.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Request for travel forms, travel vouchers, claims for reimbursement.

**Systems exempted from certain provisions of the act:** NONE

**S434.15DSAH-C**

**System name:** 434.15 Automated Payroll Cost and Personnel System (APCAPS)

**System location:** Records maintained at Defense Supply Agency (DSA) Centers and Depots.

**Categories of individuals covered by the system:** Current and former civilian and military personnel who have been paid or costed by APCAPS.

**Categories of records in the system:** Records are maintained in manual and mechanical files for all data which affect an employee's pay, deductions, employer contributions, leave, retirement, position status, or cost accumulation.

**Authority for maintenance of the system:** 10 USC 136, DoD Dir 5105.22

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in preparing payrolls, cost and manpower reports.

Information is used by: Agency supervisors and managers - to determine leave usage, manpower allocations and labor distribution. Payroll office - to compute and control payroll and allocate labor costs. Personnel office - to determine leave usage and changes that affect an employee's pay. Security office - to determine location of employees. Disbursing office - to determine the distribution of checks and bonds. Financial Institutions - to determine disposition of net pay or allotments of pay. Treasury Department - to determine registration of bonds and federal tax allocation. Unions, charities, and insurance organizations - to determine participation in these organizations. Civil Service Commission - to determine status of employee and for disposition of retirement records. State and local taxing authorities - to determine tax liability.

Non-government organizations - to verify employment and credit data furnished to financial institutions by employee. Bureau of Employment Compensation - to process employee disability claims. State employment offices - to submit data for unemployment compensation. Local courts - to determine disposition of pay withheld for garnishment of wages.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm, magnetic tape, disc pack, computer paper printouts, vertical file cards, paper records in file folders.

**Retrievability:** Hardcopy documents are filed by payroll block and/or alphabetically by last name. Data stored on mechanized storage devices are retrieved by SSAN.

**Safeguards:** Access to mechanical records is limited to authorized DSA data systems personnel. All other records are maintained in areas accessible only to office personnel.

**Retention and disposal:** Retention of data varies from 1 to 3 days for mechanical working files up to an employee's total length of service with an activity for permanent payroll information.

**System manager(s) and address:** Comptroller, DSA.

**Notification procedure:** Written or personal requests for information may be directed to the Chief, Payroll Branch, Accounting and Finance Division, Office of Comptroller at each DSA center and depot.

**Record access procedures:** Written requests must contain full name and social security number of the employee. Employees making a personal request must present identification; i.e., employee badge, driver's license, etc. Official mailing addresses are in the Department of Defense directory in the appendix to the DSA system of records notices.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, civilian personnel office, military personnel office, financial institutions, local courts, military services or other government agencies.

**Systems exempted from certain provisions of the act:** NONE

**S434.15DSAH-K**

**System name:** Automated Payroll, Cost and Personnel System (APCAPS) - Segment il

**System location:** Office of Civilian Personnel, Defense Construction Supply Center, Columbus, Ohio

Office of Civilian Personnel, Defense Property Disposal Service, Battle Creek, Michigan

**Categories of individuals covered by the system:** All civilian employees of DSA at activities serviced by the Offices of Civilian Personnel, Defense Construction Supply Center and Defense Property Disposal Service.

**Categories of records in the system:** Employee data segment of APCAPS data bank. For the civilian personnel segment of APCAPS, the employee data segment of the APCAPS data bank contains, for civilian employees, current personnel data on employment status and selected personal data, such as social security account number (SSAN), name, sex, date of birth, age, physical handicap, Government insurance, military reserve status, retired military status, education, whether individual passed the Federal Service Entrance Examination or the Professional and Administrative Career Examination, status preceding employment with DSA, U. S. citizenship, and veterans preference.

Position data segment of APCAPS data bank. For the civilian personnel segment of APCAPS, the position data segment of the APCAPS data bank contains position data pertinent to established positions, both those positions occupied by a civilian employee as well as those not so occupied.

Personnel history file. The Personnel history file contains a profile of selected civilian employee personnel data as of the most recent transaction processed against it as well as a chronological extract of all prior transactions processed on the employee.

**Authority for maintenance of the system:** 5 U.S. Code, Sec. 301, 302; Executive Order 10561; Federal Personnel Manual, Chapter 293

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes of the system are to effect Federal personnel actions, maintain the Federal personnel service control system, fulfill Federal personnel reporting requirements, and provide information to officials of DSA for effective personnel management and personnel administration.

Prospective employers. For employment determination purposes.

Credit firms. For verification of data for credit determination purposes.

Taxing authorities. For tax administration purposes.

Officials of the Executive Branch. For performance of official duties.

Officials of the Legislative Branch. For performance of official duties.

Officials of the Judicial Branch. For performance of official duties.

Hospitals, medical offices and institutions. For medical/hospital administration purposes.



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Executor or administrator of the estate of a deceased employee, former employees or annuitant, or next of kin. For estate settlement purposes.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tapes or discs. Computer paper printouts. Paper records in file folders.

**Retrievability:** Information identified to a specific civilian employee is accessed and retrieved by social security account number.

**Safeguards:** Records are either secured in locked storage and/or file cabinets or under the constant observation of Personnel Office officials during duty hours.

During non-duty hours, records are either secured in locked storage and/or file cabinets, the records file area is locked, and/or the building in which the records are stored is protected by building security guard. If the records area is not protected by security guard, all records must be locked.

Individually identifiable personnel documents will either be handcarried or will be transmitted in envelopes addressed to a specific office or individual and marked to be opened by addressee only.

Magnetic tapes and disc are kept in the computer room which is itself a security container with locked door and access limited to persons appropriately cleared and identified. Tapes and disc packs are stored in a tape library when not used in processing and are logged in and out only to cleared personnel with an official need. Reports with individual data are closely controlled. Computer personnel who process these reports are appropriately cleared and maintain continuous observation of reports during all processing phases.

Individual requesting information must identify self and his relationship to the individual upon whom the record information is being requested.

Individual other than the individual of record must specify what information is requested and the purpose for which it would be used if disclosed. Personnel office official determines if request is reasonable and consistent with provisions of the Freedom of Information Act and the Privacy Act of 1974.

In order to prevent unauthorized modification of records contents, original records documents may only be reviewed in the presence of a witness designated by the Personnel Office.

Physical access, that is the ability to obtain the record, is limited to:

Personnel Office officials
Civil Service Commission officials
Data processing officials
Supervisors for those records for which they are authorized to maintain

Responsible officials who are granted temporary custody of an original record in order to monitor the review of the record by the individual to whom it pertains, when the individual is geographically remote from the personnel office.

**Retention and disposal:** Records which are filed in the Official Personnel Folder (OPF) are retained in the personnel office until the employee leaves the Agency. At that time the permanent portion of the OPF is transferred to the gaining Federal Agency and temporary OPF records are destroyed by shredding or burning. Copies of records which are furnished to the employee concerned, may be retained at his or her discretion.

Copies of records authorized to be maintained by supervisors or other operating offices are destroyed by shredding or burning when the employee leaves the Agency.

Operating records maintained within the Civilian Personnel Office may be retained up to three years, as needed. At that time, or sooner, they may be destroyed by burning or shredding.

**System manager(s) and address:** Staff Director, Civilian Personnel, HQ DSA, the Director, Office of Civilian Personnel, Defense Construction Supply Center and the Director, Office of Civilian Personnel, Defense Property Disposal Service.

**Notification procedure:** Written or personal requests may be directed to the SYSMANAGER at the activity where the record is maintained. Individual must provide name (last, first, middle initial) and SSAN in order to determine whether or not the system contains a record about him/her. If a written request, individual must provide a return address.

Offices which the requestor may visit to obtain information on whether the system contains records pertaining to him/her: Office of Civilian Personnel, Defense Construction Supply Center, Office of Civilian Personnel, Defense Property Disposal Service.

For personal visits, the individual should be able to provide some acceptable identification, such as employing office identification card.

**Record access procedures:** Written requests are required. The request is to contain the name of the individual (last, first, middle initial), social security account number, return mailing address and telephone number where individual can be reached during the day and a signed statement certifying that the individual understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is punishable by a fine of up to 5,000 dollars. Complete records are maintained only on magnetic tapes or discs and are not available for access by personal visits.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Agency supervisors and administrative personnel, medical officials, previous Federal employers, U. S. Civil Service Commission, applications and forms completed by individual.

**Systems exempted from certain provisions of the act:** NONE

**S434.20DSAH-C**

**System name:** 434.20 Mechanization of Contract Administration Services - 1B Payroll (MOCAS 1B)

**System location:** Records maintained at all Defense Contract Administration Service Regions (DCASRs) less Philadelphia (DCRP).

**Categories of individuals covered by the system:** Current and former civilian personnel who have been paid by the DCASRs.

**Categories of records in the system:** Records are maintained in manual and mechanical files for all data which affect an employee's pay, deductions, employer contributions, leave, retirement, or position status.

**Authority for maintenance of the system:** 10 USC 136, DoD Dir. 5105.22

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used in preparing payrolls.

Information is used by: Agency supervisors and managers - to determine leave usage, manpower allocations. Payroll office - to compute and control payroll. Personnel office - to determine leave usage and changes that affect an employee's pay. Security office - to determine location of employees. Disbursing office - to determine the distribution of checks and bonds. Financial Institutions - to determine disposition of net pay or allotments of pay. Treasury Department - to determine registration of bonds and federal tax allocation. Unions, charities, and insurance organizations - to determine participation in these organizations. Civil Service Commission - to determine status of employee and for disposition of retirement records. State and local taxing authorities - to determine tax liability.

Non-government organizations - to verify employment and credit data furnished to financial institutions by an employee. Bureau of Employment Compensation - to process employee disability claims. State employment offices - to submit data for unemployment compensation. Local courts - to determine disposition of pay withheld for garnishment of wages.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Microfilm, magnetic tape, disc pack, computer paper printouts, vertical file cards, paper records in file folders.

**Retrievability:** Hardcopy documents are filed by payroll block and/or alphabetically by last name. Data stored on mechanized storage devices are retrieved by name, employee number or SSAN.

**Safeguards:** Access to mechanical records is limited to authorized DSA data systems personnel. All other records are maintained in areas accessible only to agency personnel.

**Retention and disposal:** Retention of data varies from 1 to 3 days for mechanical working files up to an employee's total length of service with an activity for permanent payroll information.

**System manager(s) and address:** Comptroller, DSA.

**Notification procedure:** Written or personal requests for information may be directed to the Chief, Payroll and Travel Branch, Accounting and Finance Division, Office of Systems and Financial Management at DCASRs.

**Record access procedures:** Written requests must contain the full name of the employee. Employees making a personal request for information must present identification, i.e., employee badge, driver's license, etc. Official mailing addresses are in the Department of Defense directory in the appendix to the DSA system of record notices.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.





**Record source categories:** Employee's supervisors, civilian personnel office, financial institutions, local courts, military services or other government agencies.

**Systems exempted from certain provisions of the act:** NONE

**S434.87DSAH-C**

**System name:** 434.87 Debt Records for Individuals

**System location:** Primary System - Accounting and Finance Division, Finance Systems Branch, Headquarters, Defense Supply Agency (HQ DSA). Secondary system - DSA Primary Level Field Activities (PLFAs).

**Categories of individuals covered by the system:** Current and former civilian and military personnel who are indebted to the U.S. Government.

**Categories of records in the system:** Administrative reports with supporting documentation; employee's financial condition; personnel actions, and requests for waiver.

**Authority for maintenance of the system:** 31 USC 951-953 (Federal Claims Collection Act of 1966); Public Law 90-616; Public Law 92-453.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is used to collect monies owed the U.S. Government. Information is maintained to support case files; financial statements provide an understanding of individuals' financial condition with respect to request for deferment of payments. When debts are uncollectible, case files are forwarded to U.S. General Accounting Office for further collection action.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee name.

**Safeguards:** Records are maintained in areas accessible only to office personnel.

**Retention and disposal:** Records are destroyed ten years after all aspects of the case are closed. Collected in full claims are retained for six months and then destroyed. Claims terminated, compromised or waived are retained for three years and subsequently retired to Federal Records Center, held for remaining years and destroyed. Claims settled by U.S. General Accounting Office retained one year after settlement and retired to Federal Records Center, held for remaining years and retired.

**System manager(s) and address:** Chief, Finance Systems Branch, Accounting and Finance Division, Office of Comptroller, HQ DSA.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER.

**Record access procedures:** Official mailing address is in the DoD Directory in the appendix to the DSA systems notice. Written requests from individuals should contain their full name, current address and telephone number. For personal visits, the individual should be able to provide acceptable identification, such as an employee badge or driver's license, etc.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Primary Level Field Activities, civilian and military personnel offices.

**Systems exempted from certain provisions of the act:** NONE

**S491.10 DSAH-M**

**System name:** 491.10 Nonappropriated Fund (NAF) Membership Records

**System location:** Officers Open Messes at Defense Construction Supply Center (DCSC), Defense Electronics Supply Center (DESC), Defense General Supply Center (DGSC), Defense Personnel Support Center (DPSC), Defense Depot Ogden (DDOU), Defense Depot Tracy (DDTC), Golf Club at Defense Depot Memphis (DDMT)

**Categories of individuals covered by the system:** Members of the NAF

**Categories of records in the system:** Membership Record and Application

**Authority for maintenance of the system:** 5 USC Secs. 301, 302

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The record is maintained to have a current file on members and indicate dues status. The records are used by the manager of the fund to determine eligibility for membership, mailing NAF activity notices, billing for dues, indicating payment or non-payment of dues, and membership card number. The record could be used by the Council to terminate membership for nonpayment of dues.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Card files

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Maintained in areas accessible only to authorized personnel

**Retention and disposal:** Destroy one year after member departs

**System manager(s) and address:** The manager of the NAF at DCSC, DESC, DGSC, DPSC, DDMT, DDOU, DDTC

**Notification procedure:** Contact the SYSMANAGER by signing a request for the data or personal visit with identification.

**Record access procedures:** Contact the SYSMANAGER. Official mailing addresses of SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice.

**Contesting record procedures:** The rules for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Assignment orders, ID Card, financial records.

**Systems exempted from certain provisions of the act:** NONE

**S493.10DSAH-K**

**System name:** 493.10 Official Personnel Folders for Non-Appropriated Fund Employees

**System location:** Geographically and organizationally decentralized to the Defense Supply Agency (DSA) primary level field activities which employ non-appropriated fund employees. The official mailing addresses of DSA activities are in the Department of Defense directory in the appendix to the Defense Supply Agency system of records notice.

**Categories of individuals covered by the system:** All employees of non-appropriated fund (NAF) activities of DSA and former such employees.

**Categories of records in the system:** Various forms and records pertaining to the selection and appointment of NAF employees, personnel actions and other records originating during an employee's service and records pertaining to the employee's separation, classification, training, adverse or disciplinary actions, and other employment related forms and documents.

**Authority for maintenance of the system:** 5 U.S.C. Sec. 301,302, 10 U.S.C. Sec. 136.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is collected and maintained to provide personnel officials and supervisory officials with information on which to base employment decisions affecting employees. It also provides a record of the employee's employment. The use of the record is restricted to official personnel administration uses and for answering inquiries from credit sources or other outside sources when appropriate and requested.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by employee name.

**Safeguards:** Maintained in locked filing cabinets. Direct access to the files is limited to civilian personnel office employees and to supervisors and others who are identified as having a specific and legitimate need.

**Retention and disposal:** Folders are maintained for the duration of the employee's employment. They are retired to the National Personnel Records Center (civilian), 11 Winnebago Street, St. Louis, Missouri 63118, 30 days after separation, except as follows:

Off-duty U. S. Military personnel, destroy 2 years after termination of employment.

Non-U. S. citizens residing outside of Continental United States (CONUS), Alaska, or Hawaii but working within CONUS, Alaska, and Hawaii, destroy 3 years after separation.

**System manager(s) and address:** Civilian Personnel Officers (CPOs) of DSA Primary Level Field Activities (PLFAs) where there are NAF employees.

**Notification procedure:** Request for information from an employee about himself or herself should be forwarded to the SYSMANAGER at the PLFA where the employment occurred, and contain requestor's full name and location of organization where employed.



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The requestor may visit the Office of Civilian Personnel of the appropriate field activity to obtain information on whether the system contains records pertaining to him or her.

**Record access procedures:** Individuals should contact the SYSMANAGER. Official mailing addresses are in the DoD Directory in the appendix to the DSA systems notice. Written requests should include requestor's full name, job title and name of organization where employed. For personal visits employee should be able to provide some acceptable identification such as driver's license or employee identification badge.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Information contained in the folder is obtained from the employee's previous employer, educational institution, trade associations, references and others who would have knowledge of the employee's skills or employment characteristics and papers originating with the activity during the employee's work history.

**Systems exempted from certain provisions of the act:** NONE

**S672.70DSAH-X**

**System name:** 672.70 Dependents Travel

**System location:** Transportation Officer or Civilian Personnel Officer (CPO) at Primary Level Field Activities (PLFA)

**Categories of individuals covered by the system:** Dependents of civilian personnel authorized travel to new duty station

**Categories of records in the system:** Documents relating to arrangements for movements of dependents such as applications for transportation, and authorizations to obtain passports, and port calls.

**Authority for maintenance of the system:** 5USC 5724 5USC 5724, Relocation expenses of employees transferred or reemployed

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained and used by Agency personnel to ensure completion of pre-travel arrangements, satisfactory conclusion of travel to new duty stations and for preparation of statistical reports. Non-government personnel-applications for visas are forwarded to appropriate foreign country Embassies.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed numerically by Travel Order (TO) number

**Safeguards:** Records are maintained in areas accessible only to Agency personnel

**Retention and disposal:** Records are destroyed after two years

**System manager(s) and address:** Staff Director, Administration, Defense Supply Agency and Transportation Officer or CPO, PLFA

**Notification procedure:** Written or personal requests for information may be directed to SYSMANAGER. Individual must provide full name, TO number, and name of DSA activity from which travel was initiated.

**Record access procedures:** Official mailing addresses of SYSMANAGER are in the Department of Defense Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address, travel orders numbers, and telephone numbers of the individual. For personal visits, the individual should be able to provide copy of travel orders and some acceptable identification, such as driver's license.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Individual employee concerned and servicing civilian personnel officer.

**Systems exempted from certain provisions of the act:** NONE

**S690.10DSAH-W**

**System name:** 690.10 Individual Vehicle Operators File

**System location:** Decentralized: At all Primary Level Field Activities (PLFAs) which issue vehicle operator's Identification Cards (I.D.): Heads of PLFAs.

**Categories of individuals covered by the system:** All persons for whom Defense Supply Agency (DSA) has issued permits to operate motor vehicles or equipment.

**Categories of records in the system:** Applications for identification cards which may include personal data and the following: State and number of currently valid license; list of arrests or summonses for violation of motor vehicle laws (excluding parking violations) and convictions, if any; suspensions or revocations of his state license or identification card within the past five years; and any motor vehicle accidents within the past five years. Standard Form 47 and other related papers.

**Authority for maintenance of the system:** Federal Property and Administrative Services Act of 1949, as amended (40 USC 471); Federal Personnel Manual, Chapter 930.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Records are maintained and used by DSA officials to determine an individual's qualifications and fitness to operate government vehicles and/or equipment. Referral to local, state, and federal law enforcement agencies and courts for use during investigations and court proceedings.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by name and social security number.

**Safeguards:** Records are accessible only to DSA officials.

**Retention and disposal:** Records are destroyed 3 years after the individual's termination or transfer or after cancellation of authorization.

**System manager(s) and address:** Heads of PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which licensing occurred; or if individual is or was a DSA employee, name of employing activity is also required.

**Record access procedures:** Official mailing addresses of SYSMANAGERS are in the DoD Directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, current address and telephone numbers of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is, driver's license, employing office identification card, and give some verbal information that could be verified from his file.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** State driver's licenses, Standard Forms 47 and 48, court records, supervisors, and related documents.

**Systems exempted from certain provisions of the act:** NONE

**S810.50 DSAH-P-1**

**System name:** 810.50 Contracting Officer Files

**System location:** Director of Procurement & Production, Headquarters Defense Supply Agency (HQ DSA), and Heads of DSA Primary Level Field Activities.

**Categories of individuals covered by the system:** All Present and Former Contracting Officers.

**Categories of records in the system:** DSA Headquarters - Contracting Officer Certificate of Appointments; Contracting Officer Appointment Documentation Sheet (contains information on education, training and experience). Field Activities - Resumes, references and records of training necessary to support the appointment of each contracting officer. Summary of each Contracting Officer's proficiency and evaluation of performance for the twelve (12) months preceding supplied by the employing procurement division. Comments and recommendations of the Contracting Officer Review Board on continuing the warrants of each reviewed Contracting Officer.

**Authority for maintenance of the system:** 10 USC 2302, Armed Services Procurement Regulation 1-405-2(b) and Defense Supply Procurement Regulation 1-405.2(b). The Office of each appointing authority shall maintain a file containing all documents (such as resumes, references, and records of training) necessary to support the appointment of each contracting officer.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** DSA Headquarters - Provide a current profile of contracting officers. Field Activities - Necessary to maintain an active, centralized control over the issuance of Contracting Officer warrants. This file serves as the source for historical information on each Contracting Officer which is essential for annual reviews of performance. It is also a registry for the quantity of warrants and their distribution. The information is used by the members of the Contracting Officer Review Board, at activities where they exist, to perform their function of advising and recommending to the Commander the issuance or termination of warrants.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, and loose leaf binders.

**Retrievability:** Filed by organizational activity and alphabetically by last name of Contracting Officer. Chronological actions by Contracting Officer Review Board are filed in separate folders.

**Safeguards:** Records are maintained in an area accessible only to Office of Procurement and Production Policy personnel.

**Retention and disposal:** Documents relating to and reflecting the designation of Contracting OFFICERS AND TERMINATIONS OF SUCH DESIGNATIONS (Designating Office - Destroy 6 years after termination of appointment. Others - Destroy upon termination of appointment.)

**System manager(s) and address:** Executive Director, Directorate of Procurement & Production, DSA and Heads of PLFAs.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and name of DSA activity at which employed.

**Record access procedures:** Official mailing address of SYSMANAGER are in the DoD Directory in the appendix to the DSA systems notice. Requests should contain the full name, current address and telephone number of the individual. For personal visits, the individual should be able to provide some acceptable identification, that is driver's licence, or DSA identification card.

**Contesting record procedures:** The Agency's rules for contesting contents may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, Contracting Officer Review Board.

**Systems exempted from certain provisions of the act:** NONE

**S850.10DCAS-Q 1**

**System name:** 850.10 Quality Assurance Activity Certification Report

**System location:** Primary System - Computer tape in the library of each Defence Contract Administration Services Region (DCASR). Decentralized segments - Print-outs of all or part of this record may be maintained by the DCASR Quality Assurance Directorate, Defense Contract Administration Services District (DCAS), Defense Contract Administration Services Office (DCASO) where individual is assigned. The official mailing addresses of the organization cited are contained in the Department of Defense Directory in the Appendix to the Defense Supply Agency system of records notice.

**Categories of individuals covered by the system:** Applies to all DCASR QA personnel involved in Procurement Quality Assurance (PQA) functions at each DCASR

**Categories of records in the system:** The system contains name, grade and step, organization assigment, type of position, length of service information, certifications awarded, technical courses completed, courses for which the individual has been nominated and special qualifications as appropriate.

The file is created and maintained during the employee tenure in DCASR Quality Assurance and is deleted when his employment is terminated or upon transfer to another government agency. Changes are made as courses are completed or specific goals are met requiring a file update.

**Authority for maintenance of the system:** Title 5, USC 4103

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for purposes of determining training requirements, training costs, qualifications for certification in various commodity fields and records of those certified in various commodity fields. The information is used by the first line supervisor in determining the need for training consistent with the individuals past experience and the current goals or needs of the DCASR organization.

The DCASR Training Coordinator uses the information in summary form to justify the need and priority for training.

Individual data is used only at the DCASR.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape in the computer tape library.

**Retrievability:** Filed by person code assigned to each individual.

**Safeguards:** Records are maintained in areas accessible only to DCASR personnel.

**Retention and disposal:** Records are destroyed after two years.

**System manager(s) and address:** DCAS Quality Assurance Staff Development Office (DQADO)

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name and person code if known.

**Record access procedures:** Official mailing addresses are in the DoD directory in the Appendix to the DSA systems notice. Written requests for information should contain the full name, person code and telephone number of the individual. For personal visits the individual should have their DSA identification card. The system provides a report of data by individual. A copy of the report is available to the individual through his supervisor. When a change/ update has been made to the computer file, an updated version of the individual file is distributed to the individual, the appropriate supervisor and the training coordinator.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned by be obtained from the SYSMANAGER.

**Record source categories:** Employees supervisor, college and technical school staffs for course contents and government training school personnel and record.

**Systems exempted from certain provisions of the act:** NONE

**S850.10DCAS-Q 2**

**System name:** 850.10 Monthly Quality Assurance Activity Report by Person

**System location:** Primary System - Computer tape in the tape library of each Defense Contract Administration Services Region (DCASR). Decentralized segments - print-outs of all or part of this record may be maintained by the DCASR Quality Assurance Directorate, Defense Contract Administration Services District (DCASD), Defense Contract Administration Services Office (DCASO), where individual is assigned. The official mailing addresses of the organization cited are contained in the Department of Defense Directory in the Appendix to the Defense Supply Agency system or records notice.

**Categories of individuals covered by the system:** All Quality Assurance personnel performing PQA functions at contractor facilities.

**Categories of records in the system:** Record of hours devoted by an individual person performing Procurement Quality Assurance (PQA) functions in the contractor's plant, Record may include specific categories of effort in PQA as well as count of actions, contract count and dollar value of contracts received, completed and shipments.

**Authority for maintenance of the system:** Title 5, USC 4103

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The information is used by the first line supervisor to determine how direct labor (individual) effort is distributed for the purpose of evaluating mission effectiveness and performance. The individual data is used only within the DCASR and its subordinate activities.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape in the computer tape library, printed copies in the DCASR, District, DCASO offices.

**Retrievability:** Printed reports may be filed by person code under the Division, Branch and Section to which facilities or personnel are assigned.

**Safeguards:** Records are maintained in areas accessible only to DCASR personnel.

**Retention and disposal:** Destroy records after two years.

**System manager(s) and address:** Plans and Systems Mgmt Division (DCAS-QR)

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER. Individual must provide full name, person code, Division and Branch assigment.

**Record access procedures:** Official mailing addresses are in the DoD directory in the appendix to the DSA systems notice. Written requests for information should contain the full name, person code and telephone number of the individual. For personal visits the individual should have his/her DSA identification card.

The system provides for a monthly report in summary form by individual of all data/information reported during the month. The individual normally receives a copy of this data through supervisory channels.







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**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** The source of the data/information is the individual. No other source is used.

**Systems exempted from certain provisions of the act:** NONE

**S866.15DPSC**

**System name:** 866.15 Manufacturing Payroll System; Weekly Piece Work

**System location:** Defense Personnel Support Center (DPSC), Philadelphia, Pa.

**Categories of individuals covered by the system:** Current and former civilian personnel who have been paid by the manufacturing payroll system.

**Categories of records in the system:** Records are maintained for all data which affect an employee's pay, deductions, employer contributions, leave and retirement.

**Authority for maintenance of the system:** 5 USC Ch. 53, Pay Rates & Systems, 10 USC 136.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Information is maintained for purposes of affecting the weekly pay. INFORMATION IS USED BY Agency supervisors and managers - to determine leave usage, manpower allocations and labor distribution. Payroll office - to compute and control payroll. Personnel office - to determine leave usage and changes that affect an employee's pay. Security office - to determine location of employees. Disbursing office - to determine the distribution of checks and bonds. Financial Institutions - to determine disposition of net pay or allotments of pay. Treasury Department - to determine registration of bonds and federal tax allocation. Unions, charities, and insurance organizations - to determine participation in these organizations. Civil Service Commission - to determine status of employee and for disposition of retirement records. State and local taxing authorities - to determine tax liability. Non-government organizations - to verify employment and credit data furnished to financial institutions by employee. Bureau of Employment Compensation - to process employee disability claims. State employment offices - to submit data for unemployment compensation. Local courts - to determine disposition of pay withheld for garnishment of wages.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Magnetic tape, disc pack, computer paper printouts, paper records in file folders.

**Retrievability:** Records are maintained in alphabetical and employee number order.

**Safeguards:** Access to mechanical records is limited to authorized DPSC data systems personnel. All other records are maintained in areas accessible only to office personnel.

**Retention and disposal:** Records are retained 18 months to 3 years after their active termination of employment.

**System manager(s) and address:** Chief, Accounting and Finance Division, Office of Comptroller DPSC.

**Notification procedure:** Written or personal requests for information may be directed to the SYSMANAGER.

**Record access procedures:** Written requests must contain the full name and social security number of the employee. Employees making a personal request must present identification; i.e., employee badge, driver's license, etc. Official mailing addresses are in the Department of Defense directory in the appendix to the DSA system of record notices.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Employee's supervisors, civilian personnel offices, financial institutions, local courts, other government agencies.

**Systems exempted from certain provisions of the act:** NONE





DEFENSE SUPPLY AGENCY OFFICIAL MAILING ADDRESSES

Headquarters, Defense Supply Agency
Cameron Station, Alexandria, VA 22314

Special Assistant for Congressional Affairs
Special Assistant for Public Affairs
Inspector General
Counsel
Assistant Director, Plans, Programs and Systems
Comptroller
Staff Director, Administration
Staff Director, Civilian Personnel
Staff Director, Installations and Services
Staff Director, Military Personnel
Executive Director, Procurement and Production
Executive Director, Supply Operations
Executive Director, Technical and Logistics Services
Executive Director, Contract Administration
Chief, Office of Industrial Security
Chief, Office of Plans and Management
Executive Director, Production
Executive Director, Quality Assurance
Chief, Office of Contracts Compliance
Chief, Office of Engineering
Chief, Office of Transportation and Packaging
Chief, Office of Management Review

DEFENSE SUPPLY AGENCY PRIMARY LEVEL FIELD ACTIVITIES (Alphabetically by State)

CALIFORNIA
Defense Contract Administration Services Region, San Francisco 866 Malcolm Road, Burlingame, California 94010
Defense Contract Administration Services Region, Los Angeles 11099 South La Cienega Boulevard Los Angeles, California 90045
Defense Depot Tracy, S. Chrisman Road, Tracy, California 95376

GEORGIA
Defense Contract Administration Services Region, Atlanta, 3100 Maple Drive, N. E., Atlanta, Georgia 30305

ILLINOIS
Defense Contract Administration Services Region, Chicago, O'Hare International Airport, 6400 North Mannheim Road, P. O. Box 66475 Chicago, Illinois 60666

MASSACHUSETTS
Defense Contract Administration Services Region, Boston, 666 Summer Street, Boston, Massachusetts 02210

MICHIGAN
Defense Contract Administration Services Region, Detroit, 1580 E. Grand Boulevard, Detroit, Michigan 48211
Defense Logistics Services Center, Federal Center, Battle Creek, Michigan 49016
Defense Property Disposal Service, Federal Center, Battle Creek, Michigan 49016

MISSOURI
Defense Contract Administration Services Region, St Louis, 1136 Washington Avenue, St Louis, Missouri 63101



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NEW YORK
Defense Contract Administration Services Region, New York, 60 Hudson Street, New York, New York 10013
OHIO
Defense Contract Administration Services Region, Cleveland Anthony J. Celebrezze Federal Building, 1240 East Ninth Street, Cleveland, Ohio 44199
Defense Construction Supply Center, Columbus, Ohio 43215
Defense Industrial Security Clearance Office, P. O. Box 2499, Columbus, Ohio 43216
Defense Electronics Supply Center, 1507 Wilmington Pike, Dayton, Ohio 45444
Defense Automatic Addressing System Office, Gentile Air Force Station, Dayton, Ohio 45444
PENNSYLVANIA
Defense Depot Mechanicsburg Mechanicsburg, Pennsylvania 17055
Defense Contract Administration Services Region, Philadelphia P. O. Box 7478, Philadelphia, Pennsylvania 19101
Defense Industrial Supply Center, 700 Robbins Avenue, Philadelphia, Pennsylvania 19111
Defense Personnel Support Center 2800 South 20th Street, Philadelphia, Pennsylvania 19101
TENNESSEE
Defense Depot Memphis, 2163 Airways Boulevard, Memphis, Tennessee 38114
Defense Industrial Plant Equipment Center, Memphis, Tennessee 38114
TEXAS
Defense Contract Administration Services Region, Dallas, 500 South Ervay Street, Dallas, Texas 75201
UTAH
Defense Depot Ogden, Ogden, Utah 84407
VIRGINIA
Defense Documentation Center, Cameron Station, Alexandria, Virginia 22314
Defense Fuel Supply Center, Cameron Station, Alexandria, Virginia 22314
Defense Supply Agency Administrative Support Center, Cameron Station, Alexandria, Virginia 22314
Defense General Supply Center, Richmond, Virginia 23297





The notices following pertain to systems of records concerning individuals, of which the Defense Investigative Service is the custodian and are as complete as the application of existing directives and guidance will permit. Changes occasioned by the consolidation of systems, the abolishment of systems, or further identification of systems qualifying under 5 USC 552a will be promptly reported in subsequent notices. Because they are not believed to qualify as reportable systems under the Privacy Act, descriptions of telephone directories, locator cards, and rosters which are used only to provide ready contact information and sign-out logs and building pass and property receipts which are used to provide ready and open property information are not included in these notices. Also not believed to require reporting are personal notes that are temporarily maintained as working papers by and at the sole initiative of individual members of DIS. Personal information from working papers that is to be retained, and contact or property information concerning an individual that is to be used for other than that purpose, is incorporated into one of the systems described in this notice.

General Routine Use Statement

In the event that a system of records maintained by this agency to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

A record from these systems of records may be disclosed as a 'routine use' to a federal, state or local agency maintaining civil, criminal or other enforcement information, (or other pertinent information) to the extent necessary to obtain information relevant to a decision by DIS concerning the hiring or retention of an employee, the issuance of a security clearance, or the provision of grants, contracts or other benefits; or to the completion of an assigned investigation.

A record from these systems of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the provision of a license, grant, contract or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE - DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a 'routine use' to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel secutity actions and criminal investigations of the component requesting the record.

**V1-01**

**System name:** V1-01 Privacy and Freedom of Information Request Records

**System location:** Office of Information (D0020), Defense Investigative Service, Washington, DC 20314

**Categories of individuals covered by the system:** Individuals who have submitted or were the subjects of requests under 5 U.S.C. 552 and 552a,

**Categories of records in the system:** Copies of all correspondence with requesters or pertaining to requests for information released or withheld; summaries, and logs of actions taken regarding requests.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulations

5 U.S.C. 552 as amended by P. L. 93-502, Freedom of Information Act.

5 U.S.C. 552a (P.L. 93-579) Privacy Act of 1974.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purposes for which information is maintained:

To permit responses to individual requests.

To document actions taken for agency use in subsequent requests, appeals, or litigation.

To provide a basis for reports required by the laws and implementing directives.

To correct or amend investigative or other records. Categories of Users and specific uses are: DIS Assistant for Information, action officers, legal and appeal officials for the uses described above.

Action officers of other agencies when coordination or referral is necessary for the purposes listed above.

DIS investigative control personnel when the release of information may have an impact on investigative activities, or where investigative activity is necessary to verify assertions of the requester, or obtain permission for release of identification of sources.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Information is retrieved by the name of the subject of the request.

**Safeguards:** Records are maintained in security containers and only personnel who have a need to know the information are permitted access.

**Retention and disposal:** A log entry is made and a file folder established upon the receipt of each request. Copies or summaries of key documents are retained for as long as released material is retained, or five years in the case of a complete denial.

**System manager(s) and address:** The DIS Assistant for Information at the address listed under location.

**Notification procedure:** Requests should be addressed to the SYSMANAGER. The full name, date and place of birth, Social Security Number and the approximate date of earlier requests are necessary for retrieval of information. The Office of the Assistant for Information, Defense Investigative Service (D0020), ROOM 2H043, 1000 Independence Ave., Washington, DC 203148 may be visited by personnel making inquiries regarding this system. A check of personal identification will be required of all visitors making inquiries for personal records.

**Record access procedures:** Access may be obtained through the SYSMANAGER at the address previously listed.

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

**Record source categories:** Information in this system is obtained from requesters, from other federal agencies with collateral interest in a request, and from records which were the subject of requests.

**Systems exempted from certain provisions of the act:** Information in this system may identify all or portions of records previously withheld in accordance with the exemptions of 5 U.S.C. 552(b) or 5 U.S.C. 552a(j) or (k). Any such exemptions will continue on requests of this system submitted under the same law.

**V2-01**

**System name:** V2-01 Inspector General Complaints

**System location:** Office of the Inspector General, Defense Investigative Service, (D0010) Forrestal Building, 1000 Independence Ave., Washington, DC 20314

**Categories of individuals covered by the system:** Past and present civilian employees of the DIS and military personnel currently or formerly assigned to DIS for duty who have made a complaint, or requested assistance from the Inspector General, or whose complaint or request has been referred to the Inspector General for action, assistance or information.

**Categories of records in the system:** Documents which have been provided by individual complainants in support of their requests, or which have been provided by others in support of, or in rebuttal to, these requests, such as: letters of reprimand, personal financial statements, medical records, promotion board actions, travel orders, personnel computer printouts, medical bills from civilian sources, accident reports, reports of survey, records of personnel actions, evaluation reports, efficiency reports, test results, courtesy letters, letters of appreciation or commendation, screening board actions, leave and earnings statements, movement orders for household goods.

**Authority for maintenance of the system:** 5USC301

DoD Dir 5105.42 (paragraph III B5, part VI), Charter for the Defense Investigative Service

DoD Dir 5200.26 (paragraph 5C2), Defense Investigative Program

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The purpose for which information in the system is collected is the resolution of a complaint, the redress of a problem or to provide assistance.

The users are: members of Congress, DIS management officials, various service IG offices, various military personnel offices, boards, and record management offices.

The specific uses are: to correct records; take or recommend disciplinary action; reevaluate or rescind previous actions or decisions; conduct or recommend formal investigations or inquiries; pro-



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vide assistance or guidelines in following prescribed procedures for specific problems; and to provide advice on how to obtain exception to policy.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed by name

**Safeguards:** Building employs security guards. Files are contained in a locked file safe and accessible only to the IG staff. Information from this record system is made available to other officials only on a need to know basis.

**Retention and disposal:** Destroyed after two years by pulping.

**System manager(s) and address:** Inspector General, Defense Investigative Service, Forrestal Building, Washington, DC 20314

**Notification procedure:** Information may be obtained from: Assistant for Information (D0020), Room 2H043, Forrestal Building, Washington, DC 20314, Telephone: Area Code 202/693-1740

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service (D0020) Rm 2H043, Forrestal Bldg, Washington, DC 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the identity of the DIS element with which affiliated. Visits are limited to the Assistant for Information (D0020) Room 2H043, Forrestal Building, Washington, DC 20314

For personal visits, a check of personal documents will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information (D0020).

**Record source categories:** DIS personnel office, consolidated civilian personnel offices, DIS comptroller, military personnel offices, military finance offices, military medical record repositories, DIS Investigative Files.

**Systems exempted from certain provisions of the act:** NONE

**V4-01**

**System name:** V4-01 Civilian Employee Personnel Records

**System location:** Civilian Personnel Branch (D0154), Building 320, Fort Holabird, MD

Civilian Personnel Division (D0151), Forrestal Building, 1000 Independence Avenue, Washington, D.C. 20314.

**Categories of individuals covered by the system:** Civilian employees of the Defense Investigative Service.

**Categories of records in the system:** Permanent and temporary records pertaining to the individual's employment.

**Authority for maintenance of the system:** Executive Order 10561
FPM Supplement 990-1, Book III, Parts 293 and 294
FPM Chapter 295
5USC301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

Individual's employment history; disclosure for verification of personnel information; details of employee qualifications; eligibility for proposed personnel actions or new employment.
USERS
Personnel specialists
Personnel clerks
DIS supervisors with a clear need for the information.
Accredited investigators with a clear need for the information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, or
5' X 8' cards in card file drawers

**Retrievability:** Filed alphabetically by last name of employee

**Safeguards:** Buildings employ security guards. Records are maintained in locked file cabinets, accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Records are both permanent and temporary. Permanent records are transferred to the National Personnel Records Center when no longer required by the agency. Temporary records are destroyed when the file leaves the agency, or when utility of the record is no longer significant.

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), Civilian Personnel Division, Forrestal Bldg, Washington, D.C. 20314; or

Civilian Personnel Officer (D0154), Fort Holabird, MD 21203.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151), Room 2H086, Forrestal Building, Washington, D. C. 20314, Telephone: Area Code 202-693-7521.

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Building, Washington, D.C. 20314

Written requests for information should contain the full name of the requesting individual, current address and telephone number, if known, and the name of the individual that appears on the desired file. Visits are limited to: Civilian Personnel Branch (D0154), Fort Holabird, MD 21203, or Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D.C. 20314 .

For personal visits, the individual should be able to provide some acceptable identification, i.e., driver's license or building pass.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the Assistant for Information, at the above address

**Record source categories:** Previous employers, references, supervisors, U.S. Veterans Administration, U.S. Civil Service Commission, DIS Civilian Personnel Office, DIS Security Officer, other Federal agencies.

**Systems exempted from certain provisions of the act:** NONE

**V4-02**

**System name:** V4-02 Optional Personnel Management Records (OPMR)

**System location:** Primary System - Military and Civilian Personnel Divisions, Defense Investigative Service, Forrestal Bldg, Washington, D. C. and Civilian Personnel Operations Branch, Ft. Holabird, MD.

Decentralized Segments - Partial records are maintained at staff directorates, district headquarters, operational centers and field offices. (See DoD appendix for addresses.)

**Categories of individuals covered by the system:** Military and civilian personnel assigned or attached to DIS and those being considered for assignment or employment.

**Categories of records in the system:** File contains records which may include working documents, copies of correspondence and forms processed in anticipation of, or during, tour of duty with DIS that relate to assignment, security clearance, promotion, duty status, training, special duty, retirement, separation, reenlistment, performance appraisals, matters pertaining to military specialty qualification, manner of performance, morale and discipline, special personnel management and assignment factors and other personnel actions that affect the individual or his assignment with DIS. Qualification records, leave and financial documents, and award recommendations are also among the items that may be included in the records. Decentralized portions also contain emergency notification and locator information, security clearance data, individual workload and productivity measurement records (e.g., DIS Form 45) not necessarily retained by DISHQ Personnel Division activities.

**Authority for maintenance of the system:** Executive Order 10561, 5 USC 301, DOD Directive 5105.42, Charter for the Defense Investigative Service (DIS), and other DIS, DOD and CSC directives on records maintenance and disposition

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** PURPOSES

Records are used in fulfilling military and civilian personnel management responsibilities in both field elements and DIS headquarters.
USERS
Records are used by directors, commanders and supervisors at the Field Office, District and DIS headquarters level.
Primary users are the Director of Personnel, the Civilian and Military Personnel Officers and their staffs, and the Director, DIS.
USES
To serve as basis for recommendations for employment, selection, assignment, promotion, awards, training, relief and disciplinary actions.
To record appraisals of performance and performance ratings.
To record reenlistment, retirement, separation and relief from active duty or employment.





To record information on qualifications, schooling, training, experience and career programs affecting personnel actions.
To record morale and disciplinary actions.
To document completed actions, as basis for responding to inquiries, and for use in substantiating and processing subsequent related personnel actions.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records

**Retrievability:** Filed alphabetically by last name

**Safeguards:** Records filed in security containers or locked file cabinets, accessible only to authorized personnel that clearly have a need to know the information.

**Retention and disposal:** Documents in each record are retained for one calendar year following year in which individual departed DIS and then destroyed, unless earlier destruction in prescribed. Manhour documents (DIS Form 45) are maintained for four months only.

**System manager(s) and address:** Director of Personnel, Defense Investigative Service, Forrestal Bldg, Washington, DC.

**Notification procedure:** Information may be obtained from:
Director of Personnel (D0150)
Defense Investigative Service
Room 2H060
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-0332

**Record access procedures:** Access to partial decentralized segments may be obtained from District/Field Office headquarters. Requests from an individual for information pertaining to himself from the centralized repository should be addressed to the SYSMANAGER at the above address.

Written requests for information should contain the full name of the individual, current address and telephone number, grade, SSN, unit and period of assignment with DIS. Visits should be made to the Office of the Director of Personnel (D0150), DIS, Forrestal Building, Washington, D.C. 20314.

For personal visits, a check of personal identification will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information, DIS (D0020), Washington, D.C. 20314.

**Record source categories:** Sources of information other than from the individual are servicing Civilian Personnel Offices (CPO), the Military Departments and the individual's commander or supervisor.

**Systems exempted from certain provisions of the act:** NONE

**V4-03**

**System name:** V4-03Manpower Personnel Assignment Document (MPAD)

**System location:** Primary System-Data Handling Services Division (D0930), Fort Holabird, MD, Defense Investigative Service (DIS)

Decentralized Segments-Military Personnel Division andSecurity Division, DIS Headquarters; Logistics Services Division, Systems Support Center, DIS; 14 DIS District Headquarters and DIS Field Offices.

**Categories of individuals covered by the system:** Currently assigned or attached military personnel and civilian employees in DIS and those being considered for assignment (military) or selected for future employment (Civilian).

**Categories of records in the system:** File contains authorized military and civilian positions in DIS by office and location (organizational structure) which include: (a) Paragraph and line number for position, position title, authorized service code, grade of position, codes to indicate agent type and position status; (b) Incumbent's name and actual grade; (c) Projected replacement's name, grade and arrival date; and (d) On military personnel only: Availability code, coded remarks relating to assignment status only: Availability code, coded remarks relating to assignment status of individual and cleartext remarks to identify pending personnel actions affecting incumbent.

**Authority for maintenance of the system:** DOD Directive 5105.42, Charter for the Defense Investigative Service

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Military Personnel Division - To monitor DIS military personnel manning on a daily basis, for statistical reporting, locator references, personnel requisitioning, notification of personnel excess or shortages to Military Departments.

DIS Headquarters Staff Elements - To locate personnel, determine proper mail routing, detail personnel for staff duty, analyze requests for manning assistance and increased authorizations, and other administrative actions.

Commanders/Supervisors in DIS - To monitor the manning situation of units under their jurisdiction.

Military Departments - To purify their personnel placement files, update assigned and authorized data in service personnel systems, determine proper mail routing.

Director of Personnel, DIS - To monitor overall DIS manning

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape paper products in binders or folders.

**Retrievability:** Filed by paragraph and line number assigned to each record. For military personnel this information can be obtained from an alphabetical listing produced by the system.

**Safeguards:** Magnetic tape storage is within a secured area accessible only to authorized personnel.

Paper Products are secured in cabinets and only personnel with a need to know are granted access to these documents.

**Retention and disposal:** Records of authorized positions remain in active file until deleted by manpower action; however, data on specific individuals is deleted from the computer record when an individual departs DIS. Copies of the output products are retained in the Military Personnel Division for one calendar year as historical reference file. Copies of partial segments distributed to offices of assignment are normally destroyed as they are superseded.

**System manager(s) and address:** Director of Personnel, Defense Investigative Service, Forrestal Building, Washington, D.C.

**Notification procedure:** Information may be obtained from:
Office of the Director of Personnel (D0150)
Defense Investigative Service
Room 2H060
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-0332

**Record access procedures:** Access to partial decentralized segments may be obtained from District/Field Office headquarters. Requests from an individual for information pertaining to himself from the centralized repository should be addressed to the SYSMANAGER at the above address.

Written requests for information should contain the full name of the individual, current address and telephone number, grade, SSN, unit and period of assignment with DIS. Visits should be made to the Office of the Director of Personnel (D0150), DIS, Forrestal Building, Washington, D. C. 20314.

For personal visits, a check of personal identification will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information, DIS (D0020), Washington, D. C. 20314.

**Record source categories:** Sources of information other than from the individual are servicing Civilian Personnel Offices (CPO), the Military Departments and the individual's commander or supervisor.

**Systems exempted from certain provisions of the act:** NONE

**V4-04**

**System name:** V4-04 Civilian Applicant Records

**System location:** Civilian Personnel Division (D0151), Forrestal Building, Washington, D.C. 20314

Civilian Personnel Branch (D0154), Bldg 320, Fort Holabird, MD 21203.

**Categories of individuals covered by the system:** Applicants for positions with the Defense Investigative Service.

**Categories of records in the system:** Temporary record of applicants' stated interest in and/or qualifications for employemnt.

**Authority for maintenance of the system:** FPM Chapter 333
FPM Chapter 332
5USC301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

Identification of applicants, and determination of eligibility for positions with DIS disclosure to other agencies for verification.
USERS
Personnel specialists



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Personnel clerks
Supervisors with a clear need for this information
Accredited investigators.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in files, looseleaf binders

Paper files of 3 X 5 cards.

**Retrievability:** Filed by type of position for which the applicant applied, or

Filed alphabetically by last name of applicant, or
Filed numerically by Sequential Control Number.

**Safeguards:** Buildings employ security guards. Records are maintained in files, accessible only to authorized personnel that are properly screened, cleared, and trained.

**Retention and disposal:** Records are temporary, and are destroyed in accordance with DIS Records Disposition Schedule.

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), Civilian Personnel Division.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Building
Washington, D.C.
Telephone: Area Code 202-693-7521.

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Building, Washington, D.C. 20314.

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired file. Visits are limited to: Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D.C. 20314, OR Civilian Personnel Branch, Fort Holabird, Maryland 21203.

For personal visits, the individual should be able to provide some acceptable identification, eg., driver's license or building pass.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information.

**Record source categories:** Civilian Personnel Officers

Personnel clerks
Civilian personnel specialists
U.S. Civil Service Commission.
Subject Individual.

**Systems exempted from certain provisions of the act:** NONE

**V4-05**

**System name:** V4-05 Military Personnel Management Information System

**System location:** Primary System-Data Handling Services Division (D0930) Systems Support Center, Defense Investigative Service (DIS)

Decentralized Segments-Military Personnel Division and Security Division, DIS Headquarters; Logistics Services Division, System Support Center, DIS; 14 DIS District Headquarters and DIS Field Offices.

**Categories of individuals covered by the system:** All military personnel currently assigned or attached to DIS and those projected for assignment.

**Categories of records in the system:** File contains computer records consisting of: (a) Identification Data on the individual; (b) Assignment Data; (c) Duty Information; (d) Basic Personnel Data; (e) Personal Data; (f) Agent qualifications.

**Authority for maintenance of the system:** DOD Directive 5105.42, Charter for the Defense Investigative Service.

5 USC 301

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Personnel Managers in DIS: To monitor manning posture of DIS elements, statistical reporting, to respond to requests for personnel data from internal DIS, DOD and Congressional sources, determine qualification and eligibility for specific assignments, training or reassignments within DIS, locator reference, strength accountability, verification of manually prepared personnel actions.

Administrative Personnel in DIS: To prepare personnel actions, i.e., award recommendations, retirement applications, etc., as locator reference file, mail routing, for input of data to central file to produce consolidated reports for DISHQ staff elements.

Commanders/Supervisors in DIS: To monitor manning situation for unit under jurisdiction, determine qualification of personnel for special duty assignment or duty in selected areas, meet administrative reporting requirements.

DIS Security Officer: To monitor gains and losses to insure currency of files and security briefing/debriefing, determining periodic revalidation requirements, respond to queries concerning security clearance or access information.

DIS Headquarters Staff: To make decisions on policy and procedural matters, determine agent qualifications, security access, and complete administrative actions.

In the event that records maintained in this system indicate a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, or the granting of benefits by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape and paper output in folders or binders

**Retrievability:** Filed by Social Security Number (SSN)

**Safeguards:** Magnetic tape storage is within a secured area accessible only to authorized personnel.

Paper products are secured in cabinets and only personnel with a need to know are granted access to these documents.

**Retention and disposal:** Magnetic tape records are retained on active file until individual's departure from DIS and then on historical file for 3 years. After 3 years, erased from computer file and output reports reflecting personnel data on the individual destroyed by shredding or chemical decomposition. Paper products are retained for one year following the departure of the individual.

**System manager(s) and address:** Director of Personnel, Defense Investigative Service, Forrestal Building, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Office of the Director of Personnel (D0150)
Defense Investigative Service
Room 2H060
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202/693-0332

**Record access procedures:** Access to partial decentralized segments may be obtained from District/Field Office headquarters. Requests from an individual for information pertaining to himself from the centralized repository should be addressed to the SYSMANAGER at the above address.

Written requests for information should contain the full name of the individual, current address and telephone number, grade, SSN, unit and period of assignment with DIS. Visits should be made to the Office of the Director of Personnel (D0150), DIS, Forrestal Building, Washington, D.C. 20314.

For personal visits, a check of personal identification will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information, DIS (D0020), Washington, D.C. 20314.

**Record source categories:** Sources of information other than from the individual are servicing Civilian Personnel Offices (CPO), the Military Departments and the individual's commander or supervisor.

**Systems exempted from certain provisions of the act:** NONE

**V4-06**

**System name:** V4-06 Civilian Personnel Management Information System





**System location:** Primary System-Data Handling Services Division (D0930), Systems Support Center, Defense Investigative Service (DIS)

Decentralized Segments-Civilian Personnel Division and various DIS Headquarters elements.

**Categories of individuals covered by the system:** Civilian employees of the DIS.

**Categories of records in the system:** Records consisting of: identification and employment data; special qualifications and other information found in the Official Personnel Record

**Authority for maintenance of the system:** Title 5, United States Code

Section 301 (Agency Regulations)
Section 1302 (regulations)
Section 2951 (reports to the Commission)
Section 4118 (training)
Section 4308 (performance rating)
Section 4506 (incentive awards)
Sections 5113, 5115, and 5338 (classification)
Section 6311 (leave)
Sections 8334(f), 8342(b), 8343(a), and 8347 (retirement)
Section 8716 (life insurance)
Section 8913 (health insurance)
Civil Service Rules, sections 7.2, 5.1, 5.2 and 5.3
Executive Order 10561, September 13, 1954
Executive Order 9830, section 01.2(e) and (f), February 24, 1947 as amended
Executive Order 10800, section 2(d), January 15, 1959
Executive Order 10988, section 14, January 17, 1962
Executive Order 11222, section 405, May 8, 1965
Executive Order 11246, Section 104, September 24, 1965 as amended
DOD Directive 5105.42, Charter for the Defense Investigative Service

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Uses

CSC, DOD and internal reports on employment characteristics of civilian employees

The identification of personnel with selected characteristics or special qualifications.

Users

Personnel Specialists and Clerks.
DIS Commanders and supervisors with a need to know.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Computer magnetic tape and paper output in folders or binders.

**Retrievability:** Filed by date of listing, organization of assignment, name or Social Security Number (SSN).

**Safeguards:** Magnetic tape storage is within a secured area accessible only to authorized personnel.

Paper products are secured in cabinets and only personnel with a need to know are granted access to these documents. Personnel with access are properly screened, cleared and trained.

**Retention and disposal:** Magnetic tape records and paper products of this system are retained until individual's departure from DIS and then on historical file for 90 days.

**System manager(s) and address:** Chief, Civilian Personnel Officer, (D0151), DISHQ, Civilian Personnel Division, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-7521

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Building, Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired listing. Vists are limited to Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D. C. 20314, or Civilian Personnel Branch, (D0154), Fort Holabird, Maryland 21203.

For personal visits, a check of personal identification will be requested.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information, DIS (D0020), Washington, D. C. 20314.

**Record source categories:** Notifications of Personnel Action, SF-50 and 50a, Payroll Change Notices, SF1126, Personnel Qualifications Statements, SF-171 and certificates of training.

**Systems exempted from certain provisions of the act:** NONE

**V4-07**

**System name:** V4-07 Adverse Actions, Grievance Files and Administrative Appeals

**System location:** Civilian Personnel Branch (D0154), Fort Holabird MD 21203

Civilian Personnel Division (D0151), Forrestal Bldg, Washington, D. C. 20314

**Categories of individuals covered by the system:** Affected civilian employees of the Defense Investigative Service

**Categories of records in the system:** Notifications of Personnel Actions

Findings of inquiry into allegations of grievance or complaints

**Authority for maintenance of the system:** FPM Chapter 751

FPM Chapter 752 and 5 U.S.C. 301.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

Consideration by examiner and appellate levels of the specifics of each case within and outside of DIS.

In preparing the instant case and subsequent cases for consideration.

USERS

Personnel Specialists and clerks.
DIS and U.S. Civil Service Commission appellate personnel.
Management staff of DIS with a clearly demonstrable need to know specifics of the case.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Filed alphabetically with the Official Personnel Folder

Filed by functional code in personnel office files

**Safeguards:** Buildings employ security guards. Records are maintained in file cabinets, accessible only to authorized personnel who are properly screened, cleared and trained.

**Retention and disposal:** Records are both permanent and temporary. Permanent records are filed in the Official Personnel Folder. Temporary records are destroyed when the individual leaves DIS, or they are no longer needed. Individual records may be retained indefinitely in subjective reference files.

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), Civilian Personnel Division, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-7521

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Bldg., Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired file. Visits are limited to Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D. C. 20314, or Civilian Personnel Branch (D0154), Fort Holabird, MD 21203.

For personal visits, a check of personal documents will be required.

**Contesting record procedures:** The agency's rules for access to records, contesting contents, and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information (D0020), Forrestal Bldg., Washington, D. C. 20314.

**Record source categories:** Supervisors, complainants, investigators, appropriate law enforcement agencies, servicing civilian personnel offices, appellate agencies.

**Systems exempted from certain provisions of the act:** NONE



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**V4-08**

**System name:** V4-08 EEO Complaints

**System location:** Primary System

Civilian Personnel Division (D0151), Forrestal Bldg., Washington, D C. 20314

Civilian Personnel Branch (D0154), Fort Holabird MD 21203

Decentralized Segments - at 14 Districts, DIS Headquarters and Centers by EEO Counselors

**Categories of individuals covered by the system:** Persons involved in complaints and DIS civilian employees who have been officially counselled.

**Categories of records in the system:** Temporary records pertaining to the individual's complaint of discrimination.

**Authority for maintenance of the system:** FPM 713

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

To determine effectiveness of EEO Program.

To determine validity of and trends in complaints.

As a basis for corrective action if a finding of discrimination is made.

USERS

EEO officials

Personnel Specialists and clerks

EEO Counselors at Headquarters, Centers and Districts

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Alphabetically by last name of complainant

**Safeguards:** Records are maintained in locked file cabinets accessible only by authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are temporary and destroyed within two years following the resolution of the complainant. Primary system records may be retained in subjective reference files.

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), Civilian Personnel Division, Washington, D. C. 20314

Civilian Personnel Officer, Civilian Personnel Branch, Fort Holabird MD 21203

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Bldg.
Washington, D. C. 20314
Telephone: Area Code 202-693-7521

**Record access procedures:** Requests from individuals for access to centralized records should be addressed to Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Building, Washington, D. C. 20314.

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired file. Visits are limited to Civilian Personnel Division, Room 2H086, Forrestal Bldg., Washington, D. C. 20314

For personal visits, a check of personal documents will be required.

Access to decentralized segments (counselling records) by individuals concerned may be obtained locally.

**Contesting record procedures:** DIS rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information (D0020), Forrestal Bldg., Washington, D. C. 20314

**Record source categories:** Civilian employees of this agency

**Systems exempted from certain provisions of the act:** NONE

**V4-09**

**System name:** V4-09 Merit Promotion Plan Records

**System location:** Civilian Personnel Branch, (D0154), Fort Holabird MD 21203

Civilian Personnel Division (D0151), Forrestal Bldg., Washington, D. C. 20314

**Categories of individuals covered by the system:** Civilians who have applied for certain vacancies within the Defense Investigative Service

**Categories of records in the system:** Temporary records pertaining to the individual's consideration for promotion

**Authority for maintenance of the system:** FPM Chapter 335

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

To identify eligible candidates for specific promotion opportunities.

USERS

Personnel specialists and clerks of this agency.

Supervisors of this agency with interest in the particular promotion action

Accredited investigators with a clear need for the information.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Appraisals filed alphabetically by employees last name

Promotion panel computations filed by announcement number

**Safeguards:** Buildings employ security guards. Records are maintained in locked cabinets, accessible only to authorized personnel that are properly screened, cleared and trained.

**Retention and disposal:** Records are destroyed two years after the effective date of the establishment of the promotion register

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), DISHQ, Civilian Personnel Division, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code 202-693-7521

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Bldg., Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired file. Visits are limited to Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D. C. 20314, or Civilian Personnel Branch (D0154), Bldg 320 Fort Holabird MD 21203.

For personal visits, a check of personal documents will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information (D0020), Forrestal Bldg., Washington, D. C.

**Record source categories:** Evaluation of ranking panel members, supervisory appraisals, appraisal of potential by supervisor.

**Systems exempted from certain provisions of the act:** NONE

**V4-10**

**System name:** V4-10 Incentive Awards

**System location:** Civilian Personnel Branch (D0154), Fort Holabird, MD 21203

**Categories of individuals covered by the system:** Civilian and military personnel of the Defense Investigative Service or persons outside of DIS making suggestions relating to DIS functions.

**Categories of records in the system:** Temporary records relating to proposed awards and suggestions.

**Authority for maintenance of the system:** 5 USC 301

FPM Chapter 451

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

Records are used to provide basis for recommending action on proposed awards including but not limited to awards for length of service, quality step increases, sustained superior performance, special act and service, meritorious and exceptional service, outstanding performance, and similar awards.

USERS

Executive Secretary, Incentive Awards Committee, and committee members and coordinators of suggestions.

Personnel specialists and clerks

Accredited investigators of the U. S. Civil Service Commission

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders

**Retrievability:** Suggestions filed by number.

Award actions are filed alphabetically by last name of individual.





**Safeguards:** Building employs security guards. Records are maintained in file cabinets, accessible only to authorized personnel that are properly trained, cleared and screened.

**Retention and disposal:** Records are temporary and are destroyed when no longer required for a maximum of two years.

**System manager(s) and address:** Chief, Civilian Personnel Officer (D0151), DISHQ, Civilian Personnel Division, Washington, D. C.

**Notification procedure:** Information may be obtained from:

Chief, Civilian Personnel Officer (D0151)
DISHQ
Room 2H086
Forrestal Building
Washington, D. C. 20314
Telephone: Area Code: 202-693-7521

**Record access procedures:** Requests from individuals should be addressed to: Defense Investigative Service, Civilian Personnel Division (D0151), Forrestal Bldg., Washington, D. C. 20314

Written requests for information should contain the full name of the individual, current address and telephone number, and the name of the individual that appears on the desired file. Visits are limited to Civilian Personnel Division, Room 2H086, Forrestal Building, Washington, D. C. 20314, or Civilian Personnel Branch (D0154), Bldg 320 Fort Holabird, Maryland 21203.

For personal visits a check of personal documents will be required.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information (D0020), Forrestal Building, Washington, D. C. 20314.

**Record source categories:** Reports of evaluating officials, committee determinations.

**Systems exempted from certain provisions of the act:** NONE

**V5-01**

**System name:** V5-01 Investigative Files System

**System location:** Defense Investigative Service (DIS), Investigative Files Division, Building 320, Ft. Holabird, MD has primary control over the system and is responsible for the maintenance of completed investigative records. The Special Investigations Center, Forrestal Building, Washington, DC 20314 maintains limited categories of these records. DIS operational centers, i.e., the National Agency Check Center (NACC), Personnel Investigations Control Center (PICC), and Special Investigations Center (SIC); District Offices; Field Offices; Resident Agencies and various DIS headquarters staff elements originate and have temporary control over portions of records.

**Categories of individuals covered by the system:** Military personnel who are on active duty, applicants for enlistment or appointment and reservists and National Guardsmen; DoD civilian personnel who are paid from appropriated funds; industrial or contractor personnel who are working in private industry in firms which have contracts involving access to classified DoD information or installations; Red Cross personnel and personnel paid from nonappropriated funds who have DoD affiliation; ROTC cadets; former military personnel; individuals residing on, having authorized official access to, or conducting or operating any business or other functions at any DoD installation or facility.

Individuals not affiliated with the Department of Defense when, during the previous year, their activities have directly threatened the functions, property or personnel of the DoD or they have engaged in, or conspired to engage in, criminal acts on DoD installations or directed at the DoD.

**Categories of records in the system:** Official Reports of Investigations (ROI's) prepared by DIS or other DoD, Federal, state or local official investigative activities

DIS Information Summary Reports (ISR's) which record unsolicited information received by DIS concerning a person or incident which is of direct interest to other DoD investigative components or Federal investigative agencies. (When such information is received by DIS it is reported as it was received, without investigation or confirmation, by ISR and transmitted to the interested investigative activity.)

Attachments to ROI's or ISR's including exhibits, subject or interviewee statements, police records, medical records, fingerprint cards, credit bureau reports, employment records, education records, release statements, summaries of, or extracts from other similar records or reports.

Case control and management documents which are not reports of investigation, but that serve as the basis for investigation, or serve to guide and facilitate investigative activity, including documents providing the data to open and conduct the case, such as the Personnel Security Investigation Request; documents, initiated by the subject such as personnel history documents, and fingerprint records; and documents used in case management and control, such as release statements, case transfer forms, and documents directing the inquiry.

DIS file administration and management documents accounting for the disclosure, control and access to a file, such as warning sheets, separators, forwarding correspondence and accounting records required by 5 U.S.C. 552 and 552a.

Cross references to chronological correspondence files disclosing unfavorable and administrative action taken based on DIS investigations.

**Authority for maintenance of the system:** Section 301 of 5 U.S.C. Departmental Regulations

Section 310 of 44 U.S.C. Records Management

Sections 2, 3, 4, 5, 6, 8 and 9, Executive Order 10450, Security Requirements for Government Employment.

Section 6(A), Executive Order 11652, Classification and Declassification of National Security Information and Material.

Sections III and V, DoD Directive 5105.42, Charter for the Defense Investigative Service.

Section IIIA, DoD Directive 5200.2b, Defense Investigative Program.

Section IV A and B, DoD Directive 5200.27, Acquisition of Information Concerning Persons and Organizations not Affiliated with the Department of Defense.

Section IX, DoD Directive 5210.7, Department of Defense Civilian Applicant and Employee Security Program.

Section I, DoD Directive 5210.8, Policy on Investigation and Clearance of DoD Personnel for Access to Classified Defense Information.

Section VII, DoD Directive 5210.9, Military Personnel Security Program

Section V A 2., DoD Instruction 5210.25, Security Acceptability of American National Red Cross Employees at Department of Defense Installations and Activities.

Section I, DoD Instruction 5210.26, Investigation of American National Red Cross Employees on Duty at Department of Defense Installations and Activities in the Zone of Interior.

Encl 3, paragraphs b 2 and 3, DoD Directive 5210.41, Security Criteria and Standards for Protecting Nuclear Weapons.

Section III, DoD Directive 5210.45, Personnel Security in the National Security Agency.

Section VII, DoD Directive 5210.55, Selection of Department of Defense Military and Civilian Personnel for Assignment to Presidential Support Activities.

Section IV, C, DoD Directive 5220.6, Industrial Personnel Security Clearance Program.

Section V B, DoD Instruction 5220.28, Application of Special Eligibility and Clearance Requirements in the SIOP-ESI Program for Contractor Employees.

Section 1 (a) and 2, Executive Order 10865, Safeguarding Classified Information Within Industry.

Section III, DoD Instruction 5030.34, Agreement between the Department of Defense concerning Protection of the President and Other Officials.

Paragraph 10, Director of Central Intelligence Directive No. 1/14, Uniform Personnel Security Standards and Practices Governing Access to Sensitive Compartmented Information C.

Section II, DSA Regulation 5705.2, Criminal Investigative Support to the Defense Supply Agency.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Purpose for which collected.

Personnel security investigative information is collected to insure that the acceptance or retention of persons to sensitive DoD positions, or granting individuals access to classified information, including those employed in defense industry, is clearly consistent with national security.

Criminal investigative information is collected on request to identify offenders, provide facts and evidence upon which to base prosecution and effect the recovery of property which has been wrongfully appropriated.

Information contained in ISR's (see description in RECORD-CATEGORY) regarding criminal, personnel security or counterintelligence matters, when received, is disseminated to appropriate Federal agencies or other DoD investigatve elements.

Criminal and personnel security information is collected during reciprocal investigations conducted for other DoD and federal in-



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vestigative elements (or in limited instances, criminal information for local, state or Federal law enforcement agencies) for maintenance and use by the requesting activity.

Information regarding alleged security violations is collected on request to establish whether or not a compromise occured and to identify the personnel involved.

Users of DIS investigative information are:

(1) DIS personnel in the course of their official duties.

(1) DIS personnel in the course of their official DoD agencies, elements of the Military Departments designated by the departments, and representatives of the Secretary of Defense and the Joint Chiefs of Staff

(2) Other accredited DoD investigative components, enforcement agencies.

(3) Accredited Federal criminal and civil law agencies.

(4) State and local official criminal law enforcement investigations to evaluate suitability for employment or access to classified information

(5) Other accredited federal agencies conducting

(6) Congressional committees and the Government Accounting

Specific uses of DIS investigative records are:

To determine the loyalty, suitability, eligibility, and general trustworthiness of individuals for access to Defense information Office. and facilities by the first two categories of users, above.

To determine the loyalty, suitability, eligibility and general trustworthiness of individuals for assignment or appointment to sensitive military duties or to critical sensitive civilian positions by the categories of users, one, two, three and five, above.

To determine the eligibility and suitability of individuals for entry into and retention in the Armed Forces by the second category of users. above.

To provide information for ongoing security and suitability investigations being conducted by Federal agencies by the first three categories of users, above.

To provide information pertinent to the protection of persons under the provisions of 18 U.S.C. 3056, by the first three categories of users, above.

In the event that records maintained in this system indicate a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

To provide information in judicial or adjudicative proceedings including litigation, or in accordance with a court order by the first three categories of users, above.

To make statistical evaluations of DIS investigative activities by the first, second, third and sixth categories of users, above.

To respond to Freedom of Information and Privacy Act access requests, by the first category of users, above.

To provide information in response to DIS Inspector General, and EEO or other complaint investigations and Congressional inquiries by the first and sixth categories of users, above.

To determine the eligibility and suitability of an individual for personnel actions in the Armed Forces of the United States, as deemed appropriate by the second category of users, above.

A record such as identification data, from this system of records may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or to business enterprises to obtain employment records if necessary to obtain information relevant to an assigned investigation.

A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

Transfers of information from this record system to other DoD components is a routine intra-agency use under the provisions of 5 U.S.C. 552a3(b) (1).

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders, microfilm, magnetic tape or supplementary index cards.

**Retrievability:** Investigations are centrally retrievable through the DIS Case Control System (DCCS) or the Defense Central Index of Investigations (DCII) systems described separately in this notice. ISR's and reciprocal investigations may be retrieved only through a limited manual indexing system.

**Safeguards:** Completed investigative records are maintained and stored in power files, open shelves and filing cabinets which are housed in secured areas accessible only to authorized personnel who are properly screened and have a need to know. Information contained on magnetic tape is secured in the same manner as the DCII, described separately. Recipients of investigative information are responsible for safeguarding information within the guidelines provided by DIS.

**Retention and disposal:** Retention of closed DIS investigative files is authorized for 30 years maximum, except as follows: (1) Files which have resulted in adverse action against an individual will be retained permanently, (2) Files developed on persons who are being considered for affiliation with the Department of Defense will be destroyed within one year if the affiliation is not completed. In cases involving a pre-appointment investigation, if the appointment is not made due to information developed by investigation, the file will be retained permanently. If the appointment is not made for some other reasons not related to the investigation, the file will be destroyed within one year; (3) Information within the purview of the Department of Defense Directive 5200.27, 'Acquisition of Information Concerning Persons and Organizations Not Affiliated with the Department of Defense', is destroyed within 90 days after acquisition by DIS unless its retention is required by law or unless its retention has been specifically authorized by the Secretary of Defense or through the Chairman, DIRC.

Generally, ISR's and limited reciprocal investigations are retained centrally for only 60 days, except as required by 5 U.S.C. 552a(c)(2).

Partial duplicate records are retained from 90 to 120 days by DIS field elements.

**System manager(s) and address:** Director, Defense Investigative Service, Washington, DC 20314

**Notification procedure:** Requests should be addressed to the Assistant for Information, Defense Investigative Service, Washington, DC 20314. The full name, date and place of birth, and social security account number are necessary for retrieval of information. More information or a notarized statement verifying the identity of requesters may be required. The Information Office, at Room 2H043 1000 Independence Ave., Washington, DC may be visited by personnel making inquiries regarding this system. A check of personal identification will be required of all visitors making such inquiries.

**Record access procedures:** Access may be obtained through the Information Office at the address listed above.

**Contesting record procedures:** DIS rules for contesting and appealing initial determinations may be obtained from the Information Office.

**Record source categories:** Categories of sources of records.

Subjects of investigations.

Records of other DoD activities and components.

Federal, state, county and municipal records.

Employment Records of private business and industrial firms.

Educational and disciplinary records of schools, colleges, universities, technical and trade schools.

Hospital, clinic and other medical records.

Records of commercial enterprises such as real estate agencies, credit bureaus, loan companies, credit unions, banks and other financial institutions which maintain credit information on individuals, transportation companies, (airlines, railroad, etc.)

The interview of individuals who are thought to have knowledge of the subject's background and activities.

The interview of witnesses, victims and confidential sources.

The interview of any individuals deemed necessary to complete the DIS investigation.

Miscellaneous directories, rosters and correspondence.

Any other type of record deemed necessary to complete the DIS investigation.

**Systems exempted from certain provisions of the act:** In accordance with subsection 3j(2) of the Act, information maintained by the Special Cases Division of DIS may be exempted from the provisions of subsections (c) (3) and (4); (d); (e) (1), (2) and (3); (e) (5) and (8); (g) and (o). Information maintained by, or at the direction of, this unit includes criminal investigations for which the DIS has primary responsiblity and certain ISR's and reciprocal investigations, and security or counterintelligence information which may be used in criminal prosecution. The withholding of this information will be to allow the DIS Special Cases Division, a criminal law enforcement component, to conduct effective investigations into alleged unlawful activity or crime conductive situations without jeapordizing such investigations. Knowledge of the investigations of the Special Cases Division could enable subjects to take actions to prevent detection of





criminal activities, conceal evidence, or to escape prosecution. It could also lead to intimidation of or harm to sources, informants, witnesses and their families. Information from this system will be withheld only to the extent that its release would interfere with such investigations.

Under subsection 3k(1) of the Act, properly classified material contained in DIS investigatory files is exempt from the provisions of subsection (d). This exemption will protect information, the disclosure of which would have an adverse effect on the national defense or foreign policy.

Under subsection 3k(2) of the Act, other investigatory material including certain reciprocal investigations and counterintelligence information is exempt from subsection (c) (3), (d), (e) (4) (G,H andI) and (f) until such time as action is taken regarding allegations, and after that time only to the extent that the information would identify a confidential source who furnished information under an express promise that the identity of the source would be held in confidence (or prior to the effective date of the Act under an implied promise). This exemption will permit the DIS to conduct certain law enforcement investigations effectively and to protect the identities of sources who would not otherwise provide information.

Protective Service: Under subsection 3k(3) of the Act, DIS investigatory material maintained in connection with assisting the US Secret Service (USSS) to provide protective services to the President of the United States or other individuals pursuant to section 3056 of Title 18 is exempt from subsections (c) (3), (d), (e) (1), (e) (4), (g, h and i), and (f). This exemption provision will enable DIS to continue its support of the US Secret Service without comprimising the effectiveness of either activity.

Under subsection 3k(5) of the Act, personnel security investigatory material from subsections (c) (3), (d) and (f), is exempt to the extent that the disclosure of such material would reveal the identity of a confidential source as described above. This exemption provision will allow DIS to collect information from certain sources who would otherwise be unwilling to provide information necessary to personnel security investigations.

**V5-02**

**System name:** V5-02 Defense Central Index of Investigations (DCII)

**System location:** Central Facility:

Defense Investigative Service (DIS), Data Handling Services Division, D0930, Fort Holabird, Baltimore, Maryland 21203.

Remote Terminal Locations:

Crime Records Directorate, US Army Criminal Investigations Command, 2301 Chesapeake Avenue, Baltimore, Maryland 21222

Air Force Office of Special Investigations/SUD, Forrestal Building, Washington, D. C. 20314

Naval Investigative Service Headquarters, Hoffman Building 1, 2461 Eisenhower Avenue, ATTN: Code 30, Alexandria, Virginia 20314

Defense Industrial Security Clearance Office, P. O. Box 2499, Columbus, Ohio 43216 (DISCO)

US Army Investigative Records Repository, Building 4452, Fort Meade Maryland 20755

DIS Special Investigations Center, Forrestal Building, Washington, DC 20314

DIS National Agency Check Center, D0700, Fort Holabird, Baltimore, Maryland 21203

DIS Personnel Investigations Control Center, D0600, Fort Holabird, Baltimore, Maryland 20203

DIS Investigative Files Division, D0960, Fort Holabird, Baltimore, Maryland 21203

**Categories of individuals covered by the system:** Any person described as a subject, a victim, or a cross-reference in an investigation completed by or for a DOD investigative organization when that investigation is retained by the organization and the name is submitted for central indexing.

**Categories of records in the system:** DCII MASTER INDEX

Composed of locator references to investigations conducted by or for DOD investigative organizations and retained by them. Index records contain the name and other personal identifying information on individuals who were indexed.

FILE TRACING

Reference to an investigation maintained by one of the investigative records repositories. It identifies the individual by name and personal identifiers, the custodian of the file, the year indexed and the number used by the repository to locate the file.

OPEN CASE TRACING

A record input by either Army investigative activities or DIS reflecting the existence of an investigation in progress. It identifies the subject individual by name and personal identifiers, the location of the open investigation, the year indexed and the number used to locate the investigative file.

NAC PENDING TRACING

Record of a National Agency Check (NAC) investigation in progress. It identifies the subject individual by name, personal identifiers, the case number, the category of the requester of the NAC, and the type of NAC being run.

NAC HISTORY TRACING

A record of completed favorable national agency checks. It identifies the individual by name and personal identifiers, the date the NAC was completed and the agencies that were checked.

DCII NAME ONLY INDEX (NOI)

Composed of names of persons who are referenced but not fully identified in investigative files. A Name Only Index record identifies the individual by name and lists the custodian agency of the file, year indexed and the number used by the repository to locate the file. Positive identification is impossible from the index and may well be impossible from the case file itself. DIS has placed no records in this index.

**Authority for maintenance of the system:** 5 U.S.C. 301 Departmental Regulations

44U.S.C. 3101 Records Management

Memorandum, Secretary8of Defense, May 27, 1965

Memorandum, Secretary of Defense, December 3, 1965, subject: Establishment of a Central Index of DOD Investigations.

DOD Directive No. 5105.42, April 18, 1972, subject: Charter for Defense Investigative Service (DIS).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** File tracing information is collected and maintained in the DCII so that authorized users may determine the existence and location of DOD investigative records.

NAC history information is maintained for authorized users in granting clearances, access to defense installations, entry into military service or employment in sensitive civilian positions.

Categories of users:

Components listed under the LOCATION caption are the principal users and (with the exception of DISCO) the file custodians. Listed terminal holders (with the exception of DISCO) may release general DCII information to users of their investigative records or listed in their investigative records systems descriptions in this register.

It should be noted that information contained in the system is regarded as the property of the submitting activities. DIS can neither monitor, nor assume responsibility for the propriety or accuracy of the data in the system, other than that portion belonging to DIS.

Transfer of information from this records system to other DOD components is a routine intra-agency use under the provisions of 5 U.S.C. 552a3(b)(1). The use of the DCII by terminal holders to advise requesters of the possible location of information, where there is no disclosure of personal information from the DCII, does not require an accounting.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Master Index data is maintained in direct access storage devices, disk and data cell. It is also contained on magnetic tape for continuity of operations purposes to permit processing at alternate locations in the event of computer failure.

Name Only Index data is maintained on magnetic tape and microfiche. Each contributor is provided his portion on a quarterly basis.

**Retrievability:** Master Index records are accessed through name and at least one personal identifier (PIC). Personal identifiers are: date of birth, place of birth, social security number and the last four (4) digits of military service number. Inquiries may enter the system in card form or by being keyed in at remote terminals. A non-standard retrieval capability also exists which permits retrieval without PID, or on parts of a name, and produces references to all individuals by that name. It should be noted that in many cases, the subject's SSAN is necessary to make a positive identification.

Name Only Index records are accessed through the name or some portion thereof. Records are retrieved based on an exact match with the name submitted. Inquiries may enter the system only in card form.

**Safeguards:** Generalized validation is provided in batch retrieval through program edits to prevent unauthorized access.

User terminals with access to the Master Index are located in controlled access areas. Access to the system is limited to specified time of the day. Terminals are connected via dedicated data circuits which prevent access from standard dial-up telephones.



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Activities must be a part of DOD and accredited on the basis of authorized requirements before a new terminal is established or before batch requests will be honored and processed. Terminal holders, and organizations authorized access by other means, are responsible for insuring that individuals and organizations to whom they disclose index information have appropriate authority and need to know.

The computer room is located within a building controlled by security personnel at all times. Identification badges are required for entrance. Access to the computer room is controlled by a combination lock on the entrance. Critical backup files are stored in locked fireproof data safes.

**Retention and disposal:** Retained for as long as files are retained. When the record repository disposes of the file, they are responsible to delete all index tracings pertaining thereto, in accordance with established procedures. Processing of a deletion transaction flags the computer record which precludes it being given out thereafter. Such flagged records are eliminated from the system during periodic file restructuring procedures.

Open Case Tracings. Retained for as long as the investigation is open. When the investigation is completed, the contributor replaces the open case tracing with a file tracing as described above.

NAC History Tracings. Retained for a period of four (4) years from the date of completion and then automatically deleted unless specific action is sooner taken to delete the record. Should a subsequent favorable NAC be completed, the entering of a new history record will delete the first history record.

NAC Pending Tracings. Retained until completion of the NAC at which time they are replaced by a NAC History or file tracing, unless sooner deleted by the originator.

**System manager(s) and address:** Director, Defense Investigative Service, Washington, D. C. 20314

**Notification procedure:** Identity of Official: Assistant for Information, Defense Investigative Service (D0020), Washington, D. C. 20314.

Information Required: Full name and all maiden and alias names under which files may be maintained and personal identifiers listed under RETRIEVABILITY. Note, Social Security Account Numbers may be necessary for positive identification of certain recors.

Office Which May be Visited: DIS Information Office, Room 2H043, 1000 Independence Avenue, Washington, D. C. 20314.

Proof of Idenity: Check of personal documents.

**Record access procedures:** Access may be obtained through the Information Office at the address previously listed.

**Contesting record procedures:** The agency's rules for access to records, contesting contents and appealing initial determinations by the subject individual may be obtained from the Assistant for Information, at the above address.

**Record source categories:** DOD investigative organizations listed under the LOCATION caption, excluding DISCO, and additionally:

Defense Supply Agency, ATTN: DSAH-T Cameron Station, Alexandria, Virginia 22310

Director of Security, National Security Agency, ATTN: M-552 Fort Meade, Maryland 20755

Assistant Chief of Staff of Intelligence, Department of the Army, ATTN: Counterintelligence Division, Washington, D. C. 20315 (ACSI)

**Systems exempted from certain provisions of the act:** In accordance with Subsection 3(j)(2) of the Act, certain references from criminal law enforcement components contained in this system of index records may be exempted from the provisions of subsections (c)(3), (c)(4), (d) and (e)(8). this exemption will allow the contributing components to conduct effective investigations into alleged unlawful activity or crime conductive situations and use the DCII without jeopardizing such investigations. Knowledge of investigations by criminal law enforcement components would enable suspects and subjects to take actions to prevent detection of criminal activities, conceal evidence or to escape prosecution. It could also lead to intimidation of or harm to informants, witnesses, sources and their families. information from this system will be withheld only to the extent that its release would interfere with such investigations.

### V5-03

**System name:** V5-03 National Agency Check (NAC) Case Control System (NCCS)

**System location:** Defense Investigative Service (DIS), D0930, Fort Holabird, Baltimore, Maryland 21203

**Categories of individuals covered by the system:** Any person the subject of an active or recently completed National Agency Check conducted by DIS.

**Categories of records in the system:** NCCS MASTER FILE

Composed of records of NAC's which are being conducted for DOD activities. Records contain the name and other personal identifying information, the type of NAC, requester category, and case number.

NCCS HISTORY FILE

Consists of records of completed NAC's. Records contain the name and other personal identifying information, the type of NAC, requester category, case number and date closed.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulation

44 U.S.C. 3101, Records Management

DODDir 5210.8, 15 February 1962, Policy on Investigation and Clearance of DOD Personnel for Access to Classified Defense Information.

DOD Directive 5105.42, 18 April 1972, Charter for the Defense Investigative Service (DIS).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** PURPOSES FOR WHICH COLLECTED

The NCCS Master File records are retained to aid in case management and for the production of statistical reports.

The NCCS History File is used to obtain case management data and statistical reports.

CATEGORIES OF USERS

DIS Case Control Centers and the Defense Industrial Security Clearance Office

SPECIFIC USES

To determine the existence, location and status of the case file.

Control of workload and prepare statistical reports.

AUTOMATED INTERFACES

The Defense Central Index of Investigations (DCII) System is described separately in this notice.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The NCCS Master File is maintained on magnetic tape.

**Retrievability:** Records may be accessed through name or case control number. Queries may enter the system in either card or tape form or indirectly through the DCII.

**Safeguards:** As described in the DCII system description, this notice.

**Retention and disposal:** Monthly history tapes are retained for two years.

**System manager(s) and address:** Director, Defense Investigative Service, Washington, DC 20314

**Notification procedure:** IDENTIFY OF OFFICIAL

Assistant for Information, Defense Investigative Service, Washington, DC 20314

INFORMATION REQUIRED

Full name and all maiden or alias names under which files may be maintained.

Personal Identifiers which include date and place of birth, social security number, and last four digits of military service number.

OFFICES WHICH MAY BE VISITED

Assistant for Information, DIS, Room 2H043, 1000 Independence Avenue, Washington, DC 20314

PROOF OF IDENTITY

Routine check of personal documents.

**Record access procedures:** Information Office at above address.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information.

**Record source categories:** DIS Case Control Centers.

**Systems exempted from certain provisions of the act:** NONE

### V5-04

**System name:** V5-04 Defense Case Control System (DCCS)

**System location:** Defense Investigative Service (DIS), D0930, Fort Holabird, Baltimore, Maryland 21203

**Categories of individuals covered by the system:** Any person or activity the subject of an ongoing or recently completed Defense Investigative Service (DIS) investigation.

**Categories of records in the system:** The DCCS Master file is composed of records of investigations which are being or have been conducted for DOD activities. Records contain the name and other personal identifying information on individuals who are investigated.





The DCCS History File consists of records of investigations that have been closed. Records contain the name and other personal identifying information on individuals who have been investigated.

The DCCS Investigative Assignment File (IAF) consists of records of leads assigned to DIS field elements for those investigations in progress as reflected in the DCCS Master file. Records contain the name, social security number, case control number, the investigative leads assigned and their status.

**Authority for maintenance of the system:** 5 U.S.C. 301, Departmental Regulations

44 U.S.C. 3101, Records Management

DOD Directive No. 5105.42, April 18, 1972, Charter for the Defense Investigative Service (DIS).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** PURPOSES

The DCCS Master File contains open cases and cases closed during the prior 15 days to aid in case management and for the production of statistical reports.

The DCCS History File contains a record of all closed cases to obtain case management data and statistical reports.

The DCCS assignment files are used by DIS field elements to control local aspects of the investigation.

CATEGORIES OF USERS

DIS case control centers and field elements.

The Defense Industrial Security Clearance Office

SPECIFIC USES

To determine the existence, location and status of the cases.

To control workload and prepare statistical reports.

To inform federal agencies or requesters of investigations regarding the status of on-going cases.

AUTOMATED INTERFACES

The Automated Message Processing System (AMPS) is interfaced to collect lead data to update the DCCS to reflect the completion (closing) of lead assignments.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The DCCS Master File in Direct Access Storage Devices (DASD). A copy of the Master is also contained on magnetic tape for continuity of operations to permit processing at alternate locations in the event of computer failure.

The DCCS History File is contained in magnetic tape.

DCCS Investigative Assignment Files are retained in paper form.

**Retrievability:** Master and History File Records are accessed primarily through the case control number. Records can also be accessed through Military Service Number or Social Security Number. Queries may enter the system in card form and from magnetic tape or indirectly through the DCII.

Lead assignment (IAF) data is retrievable by name of individual or case control number.

**Safeguards:** For the Master and History Files as described in the DCII system description, this notice.

IAF documents.

**Retention and disposal:** Monthly history tapes are retained for two years. IAF records are retained one year after completion of field leads.

**System manager(s) and address:** Director, Defense Investigative Service, Washington, DC 20314

**Notification procedure:** IDENTIFY OF OFFICIAL:

Assistant for Information, Defense Investigative Service (D0020), Washington, DC 20314

INFORMATION REQUIRED:

Full name and all maiden or alias names under which files may be maintained.

Personal Identifiers which include date and place of birgh, social security number, and last four digits of military service number.

OFFICES WHICH MAY BE VISITED

Assistant for Information, DIS, 1000 Independence Avenue, Washington, DC 20314

PROOF OF IDENTITY:

Routine check of personal documents.

**Record access procedures:** Information Office, at above address.

**Contesting record procedures:** The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the Assistant for Information.

**Record source categories:** DIS Case Control Centers

**Systems exempted from certain provisions of the act:** In accordance with Subsection 3(j)(2) of the Act, certain references contained in this system of case control records may be exempted from the provisions of subsections (c)(3), (c)(4), (d) and (e)(8). This exemption will allow the DIS Special Cases Division, a criminal law enforcement component, to conduct effective investigations into alleged unlawful activity or crime conductive situations and use the DCCS without jeapordizing such investigations. Knowledge of the investigations of the Special Cases Divisions could enable subjects to take actions to prevent detection of criminal activitites, conceal evidence, or to escape prosecution. It could also lead to intimidation of or harm to sources, informants, witnesses and their families. Information from this system will be withheld only to the extent that its release would interfere with such investigations.

### V6-01

**System name:** V6-01 Personnel Security Files

**System location:** Primary System - Security Division, (D0146), Room 3F087, Defense Investigative Service, Forrestal Building, Washington, DC

Decentralized System - Partial records are maintained at working locations as a part of the Optional Personnel Management Record System described separately in this notice.

**Categories of individuals covered by the system:** Every DIS employee, civilian and military, without exception.

**Categories of records in the system:** Individual's Certificate of Security Clearance, Security Briefing Statement, Certificates of Clearance from other Services, Defense Central Investigations Index (DCII) check results, summaries of adverse information, debriefing statements, and similar related documents varying in certain cases. Sufficient individual identifying data to confirm identities is also contained in this system.

**Authority for maintenance of the system:** requesting agency, to the extent that the information is relevant and 5 U.S.C. 301 (Departmental Regulations) and DoD Directive 5210.7, Department of Defense Civilian Applicant and Employee Security Program and DoD Directive 5210.8, Policy on Investigations and Clearances of DoD Personnel for Access to Classified Defense Information.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** Uses

Files are to provide a basis for granting security clearances.

Files are also used to provide information of security clearances for individuals attending official activities of other offices on classified matters.

They also are used to provide security clearances information to other governmental offices where change of employment is being considered.

In the event that records maintained in this system indicate a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto; the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

A record from this system of records may be disclosed as a 'routine use' to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as employment records, if necessary to obtain information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, or other benefit.

Users

Director of Personnel and his office.

DIS Security officer and his office.

All Supervisors, Commanders, and Office Chiefs, but only for confirming clearance level information.

Security officials of other DoD elements or governmental agencies when required for clearance verification or pre-employement consideration. consideration.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** Individual files are established when an application for employment or assignment to the DIS is first received. As an investigation is completed and adjudicated, a clearance certificate is filed. If the file is unfavorable and the individual is not accepted, the file is placed in the 'dead' file section and retained for one year.

**Storage:** Paper records in file folders.

**Retrievability:** Filed alphabetically by last name.



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**Safeguards:** For the primary system building employs security guards (Federal Protective Service). Records are maintained in locked containers in areas accessible only to authorized personnel that who have a need to kno:

**Retention and disposal:** Records are maintained for the period of time an individual is assigned to the DIS and for one year afterwards. Disposal is as classified waste.

**System manager(s) and address:** Chief, Security Division (D0146), Defense Investigative Service, Washington, DC 20314

**Notification procedure:** Information regarding the primary system may be obtained from: Security Officer (D0146), Room 3E087, Forrestal Building, Washington, DC 20314

**Record access procedures:** Access to the decentralized records may be obtained at any time. Requests for access to the primary system from individuals should be addressed to: The Assistant for Information, Defense Investigative Service, ATTN: D0020, 1000 Independence Avenue, Washington, DC 20314

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to the Office of Information, Defense Investigative Service, Room 2H043, Washington, DC 20314

For personal visits, a check of peronal documents will be conducted.

**Contesting record procedures:** The Agency's rules for contesting contents and appealing initial determinations may be obtained from the Information Office at the above address.

**Record source categories:** Application and related forms from the individual, summaries of information from background investigations of the individual.

**Systems exempted from certain provisions of the act:** NONE

**V6-02**

**System name:** V6-02 Special Compartmented Intelligence (SCI) Access file.

**System location:** Security Division, Room 3F087, Defense Investigative Service, Forrestal Building, Washington, DC 20314

**Categories of individuals covered by the system:** DIS personnel who have been granted Special Access to SCI information.

**Categories of records in the system:** A roster is maintained of personnel holding access clearances and a certificate of clearance for each such individual.

**Authority for maintenance of the system:** DIAM 50-1 (C).

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** USES

The SCI Access File is used to determine who in DIS has an SCI clearance.

Data is used also to monitor the program within DIS.

USERS

DIS Security Officer, and his office.

Chief, DIS Special Investigations Center, to determine SCI clearance for assignment of investigative duties entailing access.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:** All data is maintained in one file folder. The roster is provided by DIA. Copies of clearance certificates are maintained for each individual having the special access. When a person is taken off this access and has been debriefed, this is noted in the file.

**Storage:** Paper records in file folder.

**Retrievability:** Roster is in alphabetical order; clearances are filed in chronological order.

**Safeguards:** Files are maintained in an authorized security container within a locked room. The Federal Protective Service controls entrance to the building.

**Retention and disposal:** Records are maintained for the period that the individual is granted the special access and then for one year thereafter.

**System manager(s) and address:** Chief, Security Division (D0146), Defence Investigation Service, Washington, DC 20314

**Notification procedure:** Information may be obtained from:

SYSMANAGER, Chief, Security Division, Room 3F087, Forrestal Building, Washington, DC 20314, Telephone: Area Code 202/693-0720

**Record access procedures:** Requests from individuals should be addressed to: Assistant for Information, Defense Investigative Service, ATTN: D0020, Room 2H043, Forrestal Building, Washington, DC 20314.

Written requests for information should contain the full name of the individual, current address and telephone number. Visits are limited to Office of Information, Defense Investigative Service, Room 2H043, Forrestal Building, Washington, DC 20314

**Contesting record procedures:** The agency's rules for contesting contents and appealing initial determinations may be obtained from the Assistant for Information, (D0020), Defense Investigative Service, Washington, DC 20314.

**Record source categories:** Personnel Security File on the individual.

**Systems exempted from certain provisions of the act:** NONE

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

**WUSU01**

**System name:** USUHS Personnel Files

**System location:** A central personnel recoru file will be maintained at the USUHS administrative office, 6917 Arlington Road, Bethesda, Maryland 20014. A supplemental file consisting of summary data on each employee will be stored in the computer at Bolling AFB, Washington, D.C.

**Categories of individuals covered by the system:** Records will be maintained on all personnel assigned to USUHS - full-time and part-time.

**Categories of records in the system:** The type of information which will be maintained on employees is as follows: Identity and demographic information (e.g., SSAN, name, sex, address, birth date, minority status, etc.), Academic and experience background data consisting of: (1) Schools attended; (2) Degrees earned; (3) Work experience, awards, etc.; (4) Letters of reference, performance evaluations, etc.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The System will be used for documenting the work experience of USUHS personnel.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Material stored in file folders

**Retrievability:** The system will be indexed by name and SSAN. Records will be available to: The individual concerned. Employees of USUHS on a need to know basis. Other agencies of the Government to satisfy requests for routine reports.

**Safeguards:** The file will be maintained in securable file cabinets





**Retention and disposal:** Indefinite files that are retained while the individual is employed and then retired.

**System manager(s) and address:** The personnel officer of the University will be the custodian of this file (business address: 6017 Arlington Road, Bethesda, Maryland 20014).

**Notification procedure:** Inquiries regarding the personnel files should be directed to the SYSMANAGER.

**Record access procedures:** Information on the procedures for gaining access to and contesting records will be furnished each employee by the Personnel Office upon entry into duty with USUHS.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations may be obtained from the USUHS Administrative Office, 6917 Arlington Road, Bethesda, Maryland 20014.

**Record source categories:** Information contained in the file is furnished by the employee, supervisors and references supplied by the employee.

**Systems exempted from certain provisions of the act:** NONE

**WUSU02**

**System name:** USUHS Payroll System

**System location:** Central files are maintained at Bolling Air Force Base Accounting and Finance Office, Civilian Pay Branch. Satellite file maintained at USUHS Administrative Offices at 6917 Arlington Road, Bethesda, Maryland 20014

**Categories of individuals covered by the system:** All civilian personnel paid by the USUHS.

**Categories of records in the system:** Information contained in the system includes: Name, SSAN, Pay Grade, Number of Withholding exemptions, Gross and Net Pay, Other Pay Information.

**Authority for maintenance of the system:** Title 10, United States Code, Section 136

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system will produce data for budget purposes and as backup information for audits.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** The information will be stored as computer print-out.

**Retrievability:** The system will be indexed by name.

**Safeguards:** The information will be available for personnel in the Financial Management Division of the USUHS or other personnel who have a demonstrated need to know, e.g., auditors, Congress, etc. The material will be stored in metal file containers.

**Retention and disposal:** The records will be maintained three years and then destroyed by burning.

**System manager(s) and address:** The responsible official in the USUHS for the Civilian Pay System is Mr. Wallace O. Bassford, Director of Financial Management, 6917 Arlington Road, Bethesda, Maryland 20014.

**Notification procedure:** Any inquiries should be directed to the Financial Management Division at the above address.

**Record access procedures:** Information may be accessed in person at the above address. Requests for change to the information must be made in writing at the above address.

**Contesting record procedures:** The Agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

**Record source categories:** Computerized pay records from Bolling Air Force Base Accounting and Finance Office.

**Systems exempted from certain provisions of the act:** NONE

**WUSU03**

**System name:** USUHS Student Record System (to be implemented in September 1976).

**System location:** The file will be maintained in the Registrar's Office, USUHS, 6917 Arlington Road, Bethesda, Maryland 20014.

**Categories of individuals covered by the system:** Student records will be maintained on all students who matriculate to the University.

**Categories of records in the system:** Grade reports and instructor evaluations of performance/achievement; transcripts summarizing by course title, grade, and credit hours; records of disciplinary action; records of awards, honors, or distinctions earned by students; and data carried forward from the Applicant File System.

**Authority for maintenance of the system:** Public Law 92-426, Ch 104, Section 2114.

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The System will be used for documenting the academic achievement of students.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders.

**Retrievability:** The system will be indexed by name and SSAN.

**Safeguards:** Records will be maintained in securable file cabinets.

**Retention and disposal:** Records will be maintained permanently.

**System manager(s) and address:** The Registrar of the University, 6917 Arlington Road, Bethesda, Maryland 20014.

**Notification procedure:** Information may be obtained from:

USUHS
Registrar Office
6917 Arlington Road
Bethesda, Maryland 20014

**Record access procedures:** Requests to review individual student's records may be made by telephone or visit to the Registrar Office, USUHS, 6917 Arlington Road, Bethesda, Maryland 20014.

Written requests should include name, SSAN, and dates attended.

**Contesting record procedures:** Information on the procedures for gaining access to and contesting records will be furnished each student by the Registrar at time of matriculation.

**Record source categories:** Information is furnished by instructor personnel.

**Systems exempted from certain provisions of the act:** NONE

**WUSU04**

**System name:** USUHS Applicant Record System (to be implemented in the fall of ×975).

**System location:** A central applicant record file will be maintained at the USUHS Administrative Offices, 6917 Arlington Road, Bethesda, Maryland 20014.

A supplemental file consisting of summary data on each applicant, to be derived from data collected in the central file, will be stored on magnetic tape and maintained at one of the local DoD computer centers in the Washington, D.C. area. (The center to be used will be determined at a later date.)

**Categories of individuals covered by the system:** Records will be maintained on all individuals applying for admission.

**Categories of records in the system:** Identity and demographic information (e.g., SSAN, name, sex, minority status, address, birth date, citizenship, marital status, etc.); Academic and aptitudinal background data consisting of: (1) schools attended, (2) Degrees earned, (3) GPA for college and graduate work, (4) course hours completed in college and graduate school, (5) Medical College Admission Test scores and percentiles; information regarding work experience, socioeconomic background, hobbies, extracurricular involvements in college, community/ service contributions, honors and awards achieved, and professional and/or societal contributions; Letters of reference; personal statements (autobiographical in nature); service preference statement; interview evaluations; test results and personality inventory scores on instruments used to assess noncognitive potential and aptitude; official college transcripts and health data.

**Authority for maintenance of the system:** Public Law 92-426, (Ch 104, Section 2114)

**Routine uses of records maintained in the system, including categories of users and the purposes of such uses:** The system will be used for selecting students to USUHS.

**Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:**

**Storage:** Paper records in file folders and magnetic tape.

**Retrievability:** The central file will be indexed by name. The computer file will be sequenced by SSAN, with data retrievable by any single or combination of variables stored, e.g., sex, minority status, ranking by academic performance, ranking by test achievement, state of residence, college attended, etc.

**Safeguards:** All material will be maintained in securable file cabinets; the satellite file on magnetic tape (either 9 or 7 track (CPI to be determined at a later date).

**Retention and disposal:** Records of applicants who matriculate to the school will be converted to student records and maintained permanently. Records of applicants not selected will be retained for three years and then destroyed by burning.



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**System manager(s) and address:** The USUHS officer who will be responsible for the Applicant Record System is the Assistant Dean for Academic Support (business address: 6917 Arlington Road, Bethesda, Maryland 20014).

**Notification procedure:** Inquiries regarding the system should be directed to the Assistant Dean for Academic Support, 6917 Arlington Road, Bethesda, Maryland 20014.

**Record access procedures:** Request for access for an individual's file should be made by either writing or calling the Assistant Dean for Academic Support.

For written requests the information should contain the full name of the individual, current address and telephone number.

**Contesting record procedures:** The Agency's rules for access and for contesting contents and appealing initial determinations may be obtained from the USUHS Administration Office, 6917 Arlington Road, Bethesda, Maryland 20014.

**Record source categories:** The bulk of the information in the system will be furnished by the applicants. It will be either prepared by them personally, or submitted by other individuals/agencies in their behalf at their (the applicants') specific request. The remaining elements of the systems, the data not furnished by the applicants, will consist of evaluative records prepared and developed by admissions personnel based on interviews, school administered tests, and analyses of applicant records.

**Systems exempted from certain provisions of the act:** NONE

[FR Doc.75-21075 Filed 8-15-75;8:45 am]



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# federal register

**MONDAY, AUGUST 18, 1975**

PART III:


# FEDERAL ELECTION COMMISSION

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## ADVISORY OPINIONS


VOL 40 NO 160 AUG 18 75

XUM

## FEDERAL F' ECTION COMMISSION

[Notice 1975-24, AO 1975-2 and AO 1975-3]

### MICHIGAN DEMOCRATIC PARTY AND NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE

#### Advisory Opinions

AO 1975-2: MICHIGAN DEMOCRATIC PARTY

This advisory opinion is rendered under 2 U.S.C. 437f in response to a request submitted by the Michigan Democratic Party (hereinafter MDP) and published as AOR 1975-2 in the June 24, 1975, FEDERAL REGISTER (40 FR 26660). Interested parties were given an opportunity to submit written comments pertaining to the request.

The advisory opinion request by the MDP raises several issues. Each issue is discussed separately in the following advisory opinion.

1. The first question concerns the practice by the Michigan Democratic Party of maintaining two separate bank accounts—one for Federal election use and one for state election use. The party has established two separate accounts to assist it in meeting the different reporting requirements of the Federal law and of the Michigan state laws. The Federal election account is not the "official" account of the Michigan Democratic Party. The party's question is, then, whether the money from the Federal election account can be used for the 18 U.S.C. 608 (f) state committee expenditures.

Section 608(f) does not specify that the expenditures made under this section must be from the "official" account of the state party. Therefore, the general section on campaign depositories, 2 U.S.C. 437(b), controls. Subsection 437 (b)(2) provides:

> The treasurer of each political committee (other than a political committee authorized by a candidate to receive contributions or to make expenditures on his behalf) shall designate one or more national or State banks as campaign depositories of such committee, and shall maintain a checking account for the committee at each such depository. All contributions received by such committee shall be deposited in such accounts. No expenditure may be made by such committee except by check drawn on such accounts, other than petty cash expenditures as provided in subsection (b).

The MDP has complied with the first requirement of this subsection by establishing a separate account for Federal elections. In addition, the MDP must designate the bank in which it maintains its separate account for Federal elections (or any other National or State banks) as the campaign depository of the committee. All contributions received or expenditures made pertaining to Federal elections must be deposited in or drawn from this account of the party. Each local party committee which intends to solicit contributions, receive contributions, or make expenditures in connection with any Federal election must establish a separate account for Federal election purposes as described above.

All contributions received by the MDP which the contributor designates to be used for Federal election purposes and all contributions received which the MDP intends to use for Federal election purposes must be deposited in this account. Since the individual or political committee whose contribution is deposited in this account is making a contribution within the definition of 18 U.S.C. 591(e) the contribution limitations established in 18 U.S.C. 608(b) are applicable. In addition, the sections in Title 18 which prohibit contributions by certain types of contributors are applicable. 18 U.S.C. 610, 611, 613, 614 and 615.

2. The second question raised by the Michigan Democratic Party concerns the application of the expenditures limitations in 18 U.S.C. 608(f) to the state and local committees in Michigan and the proper place of filing reports by the local committees. Subsection 608(f)(3) provides:

> The national committee of a political party, or a State committee of a political party, *including any subordinate committee of a State committee*, may not make any expenditure in connection with the general election campaign of a candidate for Federal office in a State who is affiliated with such party which exceeds * * * (explanation of formula for determining limitation (emphasis added)

The term subordinate, as used in this section, includes all "branches" or "subsidiaries" which are officially a part of the State Party organization. By statute, each major party in Michigan is required to establish a county committee in each county, a district committee in each Congressional district, and a State central committee. (Hereinafter the County and Congressional committees are referred to as local committees.) Although the local committees of each party select the members of the state central committee of that party, each committee on each level retains independent statutory existence and exercises a substantial degree of autonomy with respect to all other committees in its finances and operations. When applied to the political party structure in Michigan, the term subordinate as used in § 608 includes all statutorily required local committees and any other committee which, by virtue of the bylaws of the Michigan Democratic Party, is part of the Democratic Party structure in the state. Therefore, all such committees are included within the state party *expenditure* limitation established in § 608(f)(3).

The Michigan Democratic Party may administer the § 608(f)(3) expenditure by one of the following methods, which the Commission does not intend to be an exhaustive statement of the alternative methods. In the first instance, the state central committee will be responsible for insuring that the expenditures of the entire party organization are within the limitations established in § 608(f)(3). Any § 608(f)(3) expenditure made by a local committee would have to be reported to the state central committee. The state central committee would be responsible for filing reports with the Commission pertaining to all § 608(f)(3) expenditures made by any branch of the party structure.

In the alternative, the state central committee may allocate the § 608(f)(3) expenditure among the local party committees in the following manner. The state committee and the local committees first agree upon an allocation formula whereby a portion of the total § 608(f)(3) expenditure limitation for each Federal candidate is allocated to local committees. The state committee, then, files a statement with the Commission setting forth the agreed upon allocation. This "allocation statement" shall contain, in addition to the allocation for each committee, the following information with regard to each committee which has not filed a statement of organization with the Commission: the name and address of the committee; the name, address, and position of the custodian of books and accounts; the name, address and position of other principal officers; and a listing of all banks, safety deposit boxes, or other repositories used. If the local committee has already filed a statement of organization, the "allocation statement" must contain the name and address of the local committee and the amount allocated to that committee, and state that a statement of organization has already been filed by that committee. Any changes in the information pertaining to the local committees which was submitted in the "allocation statement" must be reported by the local committee to the Commission within 10 days following the change.

Once the "allocation statement" has been filed with the Commission, the actual allocation to a local committee may be changed by an amended report submitted to the Commission by the state central committee. This report must be signed by authorized agents of both the state central committee and that particular local committee and state that both parties have agreed that the original allocation should be changed and set forth the amended allocation.

Each local committee (other than a political committee) which is listed in the "allocation statement" will be required to file appropriate reports of expenditures with the Commission if the total § 608(f)(3) expenditure allocation is in excess of $100.[1] In addition, each local committee will be responsible for insuring that all § 608(f)(3) expenditures by that local committee are within the allocated amount. If the local committee exceeds its allocation as set forth in the "allocation statement" and, as a result, the total party expenditures in the state exceed the overall expenditure limitation in § 608(f)(3), the local committee, rather than the state party officials, will be charged with the responsibility for exceeding the expenditure limitation.

Although § 608(f)(3) specifically includes the local committees within the state party *expenditure* limitation, the local committees may be considered separate organizations for the purposes of applying the *contribution* limitations in § 608(b). If the local committees are in fact truly independent of the state central committee, then each local committee may contribute to Federal candidates. If the local committee qualifies under § 608(b)(2), its contribution limitation for each candidate is $5,000. Otherwise, the limitation for each candidate is $1,000 per candidate, 18 U.S.C. 608(b)(1). Each local committee is responsible for filing with the Commission any appropriate reports made necessary by reason of its contributions to Federal candidates.

3. The next question raised is whether the state committee is required to file the required reports and statements with the appropriate principal campaign committee or with the Commission. The state committee must file reports of any contributions received which are "earmarked" for a particular candidate with that candidate's principal campaign committee. The committee must also file a report pertaining to expenditures which are authorized by the candidate to be made on his or her behalf with the appropriate principal campaign committee.[2] Reports pertaining to all contributions and expenditures will be filed with the Commission.[3] If the state committee has not registered, the statement of organization should be filed with the Commission.

4. Question 4 concerns the newsletter the Michigan Democratic Party publishes and sends to its members. The question is whether the newsletter comes within the expenditure exemption in 18 U.S.C. 591(f)(4)(C), which provides:

> (C) Any communication by any membership organization or corporation to its members or stockholders, if such membership organization or corporation is not organized primarily for the purpose of influencing the nomination for election, or election of any person to Federal office;

Although a state political party does endorse federal candidates, many of the activities of the party are generally not to influence directly Federal elections, but to build a strong party organization. A newsletter of a political party will come within this expenditure exemption if the newsletter is distributed only to dues paying members of the party. Moreover, the state political party or other entity sending the newsletter must not be "organized primarily for the purpose of influencing the nomination for election, or election, of any person to federal office." 18 U.S.C. 591(f)(4)(C). This concept of being "organized primarily" for such purposes will be particularized by Commission regulations to be issued in the near future.

It is relevant to note that the party may solicit contributions to the Democratic Party in this newsletter (although not for any federal candidate). Such a solicitation will not make the newsletter an expenditure. Section 591(f)(4)(1) exempts from the definition of expenditure any costs incurred by a political committee with respect to the solicitation of contributions to such political committee, unless the solicitation is done by general public advertising.

5. The last question concerns the reporting requirements for the local committees of the Michigan Democratic Party which do not receive contributions for federal elections in excess of $1,000 or which are not allocated more than $100 of MDP's § 608(f)(3) expenditures.[4] The question is whether 2 U.S.C. 437a, pertaining to reports by certain persons, requires such committees to file reports with the Commission. In particular, the MDP asks whether the phrase "commits any act directed to the public for the purpose of influencing outcome of an election" as used in § 437a, includes such routine activities by political committees as putting up a poster for a federal candidate.

The local committee of a state political party organization which is not required to file reports as a political committee or as a "person" under 2 U.S.C. 434(e) and which is not required to file reports of § 608(f)(3) expenditures, will not be required to file reports under § 437a. Certain "routine activities" of political committees described in the request could frequently come within the exemptions to the definition of contribution in 2 U.S.C. 431(e) and 18 U.S.C. 591(e). For example, a person who puts up posters for a federal candidate is usually volunteering his or her services without compensation. If that is the case, such activity is exempt from the definition of contribution by 2 U.S.C. 431(e)(5)(A) and 18 U.S.C. 591(e)(5)(A).[5]

This advisory opinion is issued on an interim basis only pending the promulgation by the Commission of rules and regulations of general applicability. Any interpretation or ruling contained herein is to be construed as limited to the facts of the specific advisory opinion request and should not be relied on as having precedential significance except as it relates to those facts at the time of its issuance.

AO 1975-3: NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE

This advisory opinion is rendered under 2 U.S.C. 437f in response to a request submitted by the National Republican Congressional Committee (hereinafter NRCC) and published as AOR 1975-3 in the June 24, 1975, FEDERAL REGISTER (40 FR 26660). Interested parties were given an opportunity to submit written comments pertaining to the request.

This request states that NRCC provides certain services and property to Republican Members of the House of Representatives (hereinafter Member). These services are:

1. The NRCC's preparing and printing newsletters, questionnaires and other printed matter to be mailed by Members under the Congressional frank.

2. The NRCC's reprinting of excerpts from the Congressional Record to be mailed by Members under the Congressional frank.

3. The NRCC's paying the cost of tabulating responses to questionnaires sent by a Member to his constituents under the Congressional frank including the cost of using a computer for such tabulation.

4. The NRCC's reimbursing a Member for the cost of newsletter paper purchased by the Member from the House of Representatives Stationery Room to be used by the member in preparing materials to be mailed by the Member under the Congressional frank.

The NRCC requests the Commission to rule on the question of whether the described activities are noncampaign in nature and, therefore, do not count against the NRCC's contribution limitation to a candidate [18 U.S.C. 608 (b)(2)] and do not apply to the Member's election expenditure limitations [18 U.S.C. 608(c)(1)(E)].

It is not necessary for the Commission at this time to reach the question of whether the activities described in paragraphs 1, 2 and 4 are noncampaign in nature. 39 U.S.C. 3210(f) is applicable to material sent under the Congressional frank. This section provides:

> Notwithstanding any other provision of Federal, State, or local law, or any regulation thereunder, the equivalent amount of postage determined under section 3216 of this title on franked mail mailed under the frank of the Vice President or a Member of Congress, and *the cost of preparing or printing such frankable matter for such mailing under the frank, shall not be considered as a contribution to, or an expenditure by, the Vice President or a Member of Congress for the purpose of determining any limitation on expenditures or contributions* with respect to such official, imposed by any Federal, State, or local law or regulation, in connection with any campaign of such official for election to any Federal office. (Emphasis added.)

[1] The Commission will be issuing regulations pursuant to 2 U.S.C. 434(e) which will detail this reporting requirement.

[2] This does not include 18 U.S.C. 608(f)(3) expenditures.

[3] An Interim Guideline pertaining to the filing of the July 10 reports was published in the FEDERAL REGISTER on June 26, 1975. Regulations pertaining to reports due on October 10 and thereafter will be published in the FEDERAL REGISTER prior to the date when the reports are due.

[4] See discussion relating to question 2.

[5] 2 U.S.C. 437a requires any person (other than an individual) "who expends any funds or commits any act directed to the public for the purpose of influencing the outcome of an election" to report the funds received by that person as if they were contributions under 2 U.S.C. 431(e) and payments of such funds as if they were expenditures under 2 U.S.C. 431(f). Therefore, even if the local committee were required to report under § 437a, the local committee would not be required to report the activity described in the request if the person putting up the posters was volunteering his services without compensation. The individual volunteering his services would not be making a contribution to the local committee since such volunteer activity is exempted from the definition of contribution. The local committee would not, in these circumstances, be making an expenditure since it is not compensating the individual for his time.

As long as the materials prepared by the NRCC are suitable to be mailed under the frank and, in fact, are mailed under the frank, the cost of preparing or printing the materials will not be charged against the contribution or expenditure limitations in 18 U.S.C. 608. For purposes of this opinion, the Commission assumes that such mailings are suitable to be mailed under the frank.

In paragraph 3, the NRCC requests the Commission to rule on its practice of paying the cost of tabulating responses to questionnaires sent by a Member to his constituents under the Congressional frank including the cost of using a computer for such tabulation. The exemption in 39 U.S.C. 3210(f) only extends to the cost of preparing or printing the franked matter. Therefore, in determining whether the cost of tabulating responses is a contribution or expenditure subject to the appropriate limitations in 18 U.S.C. 608, the question is whether such activity is a contribution or expenditure within the general definition of 18 U.S.C. 591 (e) and (f). The Commission has proposed regulations providing that the cited definitions apply to these activities and that they are therefore subject to limitation under 18 U.S.C. 608.

This advisory opinion is to be construed as limited to the facts of the request and should not be relied on as having any precedential significance except as it relates to those facts at the time of its issuance.

Dated: August 11, 1975.

NEIL STAEBLER,
*Vice Chairman, For the Federal Election Commission.*

[FR Doc.75-21412 Filed 8-15-75;8:45 am]



federal register

MONDAY, AUGUST 18, 1975




PART IV:

# FEDERAL ENERGY ADMINISTRATION

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## OLD OIL ALLOCATION PROGRAM

Entitlement Notice for June, 1975

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## FEDERAL ENERGY ADMINISTRATION

### OLD OIL ALLOCATION PROGRAM

### Entitlement Notice for June 1975

In accordance with the provisions of 10 CFR 211.67 relating to FEA's old oil allocation program, the monthly notice specified in § 211.67(i) is hereby published.

Based on reports submitted to FEA by refiners as to crude oil receipts and crude oil runs to stills for June 1975 and an application of the entitlement adjustment for small refiners provided in 10 CFR 211.67(e), the adjusted national old oil supply ratio for June 1975 is calculated to be .360078.

The issuance of entitlements for the month of June 1975 to refiners is set forth in the Appendix to this notice. The Appendix lists the name of each refiner to which entitlements have been issued, the number of entitlements issued to each such refiner, and the number of barrels of old oil included in each such refiner's adjusted crude oil receipts.

Pursuant to 10 CFR 211.67(i)(4), FEA hereby fixes the price at which entitlements shall be sold and purchased for the month of June 1975 at $7.82, which is the exact differential as reported for the month of June between the weighted average costs to refiners of old oil and of new, released, stripper well and imported crude oil.

In accordance with 10 CFR 211.67(b), each refiner that has been issued fewer entitlements for the month of June 1975 than the number of barrels of old oil included in its adjusted crude oil receipts is required to purchase a number of entitlements for the month of June 1975 equal to the difference between the number of barrels of old oil included in those receipts and the number of entitlements issued to and retained by that refiner. Refiners which have been issued a number of entitlements for the month of June 1975 in excess of the number of barrels of old oil included in their adjusted crude oil receipts for June 1975 shall sell such entitlements to refiners required to purchase entitlements. In addition, certain refiners are required to purchase or sell entitlements to effect corrections for prior reporting errors pursuant to 10 CFR 211.67(i)(5).

The listing contained in the Appendix specifies negative volumes of old oil receipts as to two refiners due to corrective adjustments. The total number of entitlements issued to each such refiner under the listing includes the number specified in the "issued" column, as well as a number of entitlements equal to the number of barrels of old oil shown as the negative volume. In addition, the listing specifies a negative volume of old oil receipts and a negative entitlement issuance as to one refiner due to corrective adjustments to that refiner's volumes of old oil receipts and crude oil runs to stills. The total number of entitlements issued to that refiner under the listing is equal to the number of barrels of old oil shown as the negative volume less the negative entitlement issuance shown in the "issued" column.

The listing of refiners' old oil receipts contained in the Appendix reflects any adjustments made by FEA pursuant to § 211.67(h).

The listing of entitlement issuances contained in the Appendix also reflects relief granted in Decisions and Orders issued by FEA's Office of Exceptions and Appeals. The following refiners are not shown in the listing due to their having been exempted from the entitlement purchase requirements of the program under exception decisions: Famariss, Fletcher, Good Hope, Husky, J&W, Midland, Navajo, Oil Shale, OKC, Pasco, Powerine, Rock Island, Thagard and Young. The aggregate volume of old oil receipts for these firms for June 1975 was 6,352,924 barrels, which was not taken into account for purposes of making the calculations in the listing.

The total number of entitlements required to be purchased and sold under this notice is 18,675,499.

Payment for entitlements required to be purchased under 10 CFR 211.67(b) for June 1975 must be made by August 31, 1975. On or prior to September 10, 1975, each firm which is required to purchase or sell entitlements for the month of June shall file with FEA the monthly transaction report specified in 10 CFR 211.66(i) certifying its purchases and sales of entitlements for the month of June. FEA will mail monthly transaction report forms for the month of June to reporting firms in August 1975. FEA requests that firms which have been unable to locate other firms for required entitlement transactions by August 31, 1975 contact FEA at 202-634-7615 to expedite consummation of these transactions. For firms that have failed to consummate required entitlement transactions on or prior to August 31, 1975, FEA may direct sales and purchases of entitlements pursuant to the provisions of 10 CFR 211.67(j).

This notice is issued pursuant to Subpart G of FEA's regulations governing its administrative procedures and sanctions, 10 CFR Part 205. Any person aggrieved hereby may file an appeal with FEA's Office of Exceptions and Appeals in accordance with Subpart H of 10 CFR Part 205. Any such appeal shall be filed on or before September 17, 1975.

Issued in Washington, D.C. on August 12, 1975.

DAVID G. WILSON,
*Acting General Counsel.*





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APPENDIX

ENTITLEMENTS FOR ALLOCATION OF OLD OIL

| REPORTING FIRM SHORT NAME | OLD OIL ADJUSTED RECEIPTS | ENTITLEMENT POSITION REQUIRED ISSUED | REQUIRED TO BUY | REQUIRED TO SELL |
|---|---|---|---|---|
| EDGINGTON=OIL | 357,117 | 247,933 | 109,184 | 0 |
| EDGINGTON=OXN | 13,354 | 16,876 | 0 | 3,522 |
| EVANGELINE | 36,513 | 24,218 | 12,295 | 0 |
| EXXON | 13,902,913 | 10,849,580 | 3,053,333 | 0 |
| FARMERS=UN | 334,460 | 369,640 | 0 | 35,180 |
| FLINT | 12,592 | 9,923 | 2,669 | 0 |
| GARY | 1,239 | 50,377 | 0 | 49,138 |
| GETTY | 506,089 | 787,363 | 0 | 281,274 |
| GIANT | 24,478 | 27,076 | 0 | 2,598 |
| GLADIEUX | 117,051 | 116,564 | 487 | 0 |
| GOLDEN=EAGLE | 107,235 | 115,490 | 0 | 8,255 |
| GUAM | 0 | 304,888 | 0 | 304,888 |
| GULF | 10,960,252 | 8,132,998 | 2,827,254 | 0 |
| GULF=STS | 20,609 | 13,065 | 7,544 | 0 |
| HIRI | 0 | 644,259 | 0 | 644,259 |
| HOWELL | 803,151 | 390,873 | 412,278 | 0 |
| HUNT | 28,554 | 0 | 28,554 | 0 |
| INDIAN=FARM | 102,956 | 172,533 | 0 | 69,577 |
| KENTUCKY | 1,785 | 5,515 | 0 | 3,730 |
| KERR=MCGEE | 2,173,712 | 1,288,866 | 884,846 | 0 |
| KOCH | 469,872 | 1,094,805 | 53,548 | 624,933 |
| LAGLORIA | 408,288 | 354,740 | 0 | 0 |
| LAKESIDE | 2,075 | 25,061 | 5,123 | 22,986 |
| LAKETON | 141,869 | 136,746 | 0 | 0 |
| LITTLE=AMER | 208,511 | 263,198 | 0 | 54,687 |
| MACMILLAN | 66,313 | 184,071 | 0 | 117,758 |
| MARATHON | 4,249,935 | 2,767,181 | 1,482,754 | 0 |
| MARION | 74,429 | 263,404 | 0 | 188,975 |
| MID=AMER | 6,856 | 41,311 | 0 | 34,455 |
| MOBIL | 8,472,113 | 8,237,807 | 234,306 | 0 |
| MOHAWK | 489,041 | 464,498 | 24,543 | 0 |
| MONSANTO | 264,887 | 295,503 | 0 | 30,616 |

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APPENDIX

ENTITLEMENTS FOR ALLOCATION OF OLD OIL

| REPORTING FIRM SHORT NAME | OLD OIL ADJUSTED RECEIPTS | ENTITLEMENT POSITION ISSUED | REQUIRED TO BUY | REQUIRED TO SELL |
|---|---|---|---|---|
| A=JOHNSON | 74,077 | 89,819 | 0 | 15,742 |
| ALLIED | 51,209 | 61,268 | 0 | 10,059 |
| AMER=PETROFINA | 1,563,164 | 1,815,473 | 0 | 252,309 |
| AMERADA=HESS | 1,153,175 | 5,273,362 | 0 | 4,120,187 |
| AMOCO | 11,741,667 | 11,213,735 | 527,932 | 0 |
| APCO | 485,507 | 595,315 | 0 | 109,808 |
| ARCO | 5,619,349 | 6,925,002 | 0 | 1,305,653 |
| ARIZONA | 38,203 | 41,907 | 0 | 3,704 |
| ASAMERA | 5,487 | 19,413 | 0 | 13,926 |
| ASHLAND | 2,161,138 | 3,831,764 | 0 | 1,670,626 |
| BAY | 26,526 | 95,549 | 0 | 69,023 |
| BAYOU | 38,104 | 42,120 | 0 | 4,016 |
| BEACON | 306,074 | 288,848 | 17,226 | 0 |
| C&H | 3,599 | 2,858 | 741 | 0 |
| CALUMET | 0 | 28,930 | 0 | 28,930 |
| CANAL | 67,939 | 56,472 | 11,467 | 0 |
| CARIBOU | 49,238 | 90,594 | 0 | 41,356 |
| CHAMPLIN | 2,350,493 | 1,539,708 | 810,785 | 0 |
| CHARTER | 1,003,323 | 928,204 | 75,119 | 0 |
| CITGO | 3,870,088 | 2,694,139 | 1,175,949 | 0 |
| CLAIBORNE | 74,370 | 44,088 | 30,282 | 0 |
| CLARK | 454,221 | 1,102,250 | 0 | 648,029 |
| COASTAL | 996,543 | 1,223,852 | 0 | 227,309 |
| CONOCO | 4,209,078 | 3,550,104 | 658,934 | 0 |
| CORCO | 1,690* | 1,289,973** | 0 | 1,291,663 |
| CRA=FARMLAND | 726,410 | 713,900 | 12,510 | 0 |
| CROSS | 6,383 | 9,229 | 0 | 2,846 |
| CROWN | 540,620 | 868,592 | 0 | 327,972 |
| CRYSTAL=OIL | 189,155 | 183,570 | 5,585 | 0 |
| CRYSTAL=REF | 11,622 | 36,970 | 0 | 25,348 |
| DELTA | 519,386 | 546,892 | 0 | 27,506 |
| DIAMOND | 647,638 | 594,470 | 53,168 | 0 |
| DORCHESTER | 1,537 | 8,294 | 0 | 6,757 |
| EDDY | 40,318 | 39,088 | 1,230 | 0 |



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APPENDIX

ENTITLEMENTS FOR ALLOCATION OF OLD OIL

| REPORTING FIRM SHORT NAME | OLD OIL ADJUSTED RECEIPTS | ********ENTITLEMENT POSITION******** ISSUED | REQUIRED TO BUY | REQUIRED TO SELL |
|---|---|---|---|---|
| MORRISON | 5,062 | 7,387 | 0 | 2,325 |
| MOUNTAINEER | 1,457 | 5,001 | 0 | 3,544 |
| MURPHY | 1,104,937 | 1,075,733 | 29,204 | 0 |
| N-AMER-PETRO | 137,099 | 96,822 | 40,277 | 0 |
| NATL-COOP | 644,635 | 598,008 | 46,627 | 0 |
| NEWHALL | 118,499 | 126,309 | 0 | 7,810 |
| PENNZOIL | 575,622 | 561,433 | 14,189 | 0 |
| PHILLIPS | 3,604,430 | 3,768,440 | 0 | 164,010 |
| PIONEER | 13,445 | 12,209 | 1,236 | 0 |
| PLACID | 251,588 | 331,799 | 0 | 80,211 |
| PLATEAU | 87,979 | 93,684 | 0 | 5,705 |
| PRIDE | 174,623 | 348,891 | 0 | 174,268 |
| QUAKER-ST | 7,611 | 280,548 | 0 | 272,937 |
| ROAD-OIL | 0 | 7,463 | 0 | 7,463 |
| SABER-TEX | 97,318 | 75,584 | 21,734 | 0 |
| SABRE-CAL | 6,510 | 19,196 | 0 | 12,686 |
| SAGE-CREEK | 2,536 | 4,024 | 0 | 1,488 |
| SAN-JOAQUIN | 22,625 | 120,274 | 0 | 97,649 |
| SEMINOLE | 0 | 45,961 | 0 | 45,961 |
| SHELL | 11,895,445 | 9,308,094 | 2,587,351 | 0 |
| SKELLY | 828,921 | 835,036 | 0 | 6,115 |
| SO-HAMPTON | 93,767 | 101,589 | 0 | 7,822 |
| SOCAL | 8,541,000 | 9,444,867 | 0 | 903,867 |
| SOHIO | 2,310,174 | 4,004,436 | 0 | 1,694,262 |
| SOMERSET | 779 | 34,291 | 0 | 33,512 |
| SOUND | 0 | 35,851 | 0 | 35,851 |
| SOUTHLAND | 334,843 | 299,086 | 35,757 | 0 |
| SUNLAND | 126,135 | 116,795 | 9,340 | 0 |
| SUNOCO | 5,197,026 | 5,211,876 | 0 | 14,850 |
| TENNECO | -10,921* | 1,172,601** | 0 | 1,183,522 |
| TESORO | 1,241,273 | 732,051 | 509,222 | 0 |
| TEXACO | 12,920,476 | 11,876,727 | 1,043,749 | 0 |



APPENDIX

ENTITLEMENTS FOR ALLOCATION OF OLD OIL

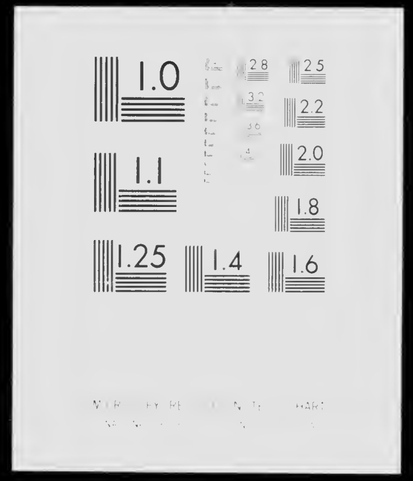
| REPORTING FIRM SHORT NAME | OLD OIL ADJUSTED RECEIPTS | ********ENTITLEMENT POSITION******** ISSUED | REQUIRED TO BUY | REQUIRED TO SELL |
|---|---|---|---|---|
| TEXAS-ASPH | 989 | 21,108 | 0 | 20,119 |
| TEXAS-CITY | 852,945 | 718,971 | 133,974 | 0 |
| THE-REFINERY | 27,453 | 169,947 | 0 | 142,494 |
| THRIFTWAY | 25,938 | 49,317 | 0 | 23,379 |
| THUNDERBIRD | 138,052 | 185,471 | 0 | 47,419 |
| TONKAWA | 24,632 | 45,923 | 0 | 21,291 |
| TOTAL-LEONARD | 226,680 | 463,648 | 0 | 236,968 |
| UNION-OIL | 5,799,264 | 4,314,213 | 1,485,051 | 0 |
| UNION-TEXAS | 235,406 | 119,396 | 116,010 | 0 |
| UNIO-REF | 144,584 | 396,959 | 0 | 252,395 |
| US-OIL | 43,689 | 141,927 | 0 | 98,238 |
| VICKERS | 277,153 | 406,683 | 0 | 129,530 |
| VULCAN | 13,415 | 33,530 | 0 | 20,115 |
| WARRIOR | 38,226 | 33,348 | 4,878 | 0 |
| WEST-COAST | -14,949* | -4,112** | 0 | 10,837 |
| WESTERN | 12,025 | 65,342 | 0 | 53,317 |
| WICKETT | 22,454 | 12,151 | 10,303 | 0 |
| WINSTON | 25,050 | 207,115 | 0 | 182,065 |
| WIREBACK | 0 | 1,200 | 0 | 1,200 |
| WITCO | 542,147 | 475,196 | 66,951 | 0 |
| YETTER | 0 | 674 | 0 | 674 |
| TOTAL | 142,152,227 | 142,152,227 | 18,675,499 | 18,675,499 |

* Reflects a correction for excessive old oil receipts reported for a prior month.

** Does not include entitlements issued by virtue of the negative volume of old oil receipts shown.

[FR Doc.75-21515 Filed 8-12-75;3:56 p.m.]

# RESOLUTION CHART




100 MILLIMETERS

**INSTRUCTIONS** Resolution is expressed in terms of the lines per millimeter recorded by a particular film under specified conditions. Numerals in chart indicate the number of lines per millimeter in adjacent "T-shaped" groupings.

In microfilming, it is necessary to determine the reduction ratio and multiply the number of lines in the chart by this value to find the number of lines recorded by the film. As an aid in determining the reduction ratio, the line above is 100 millimeters in length. Measuring this line in the film image and dividing the length into 100 gives the reduction ratio. Example: the line is 20 mm. long in the film image, and 100 20 = 5.

Examine "T-shaped" line groupings in the film with microscope, and note the number adjacent to finest lines recorded sharply and distinctly. Multiply this number by the reduction factor to obtain resolving power in lines per millimeter. Example: 7.9 group of lines is clearly recorded while lines in the 10.0 group are not distinctly separated. Reduction ratio is 5, and 7.9 x 5 = 39.5 lines per millimeter recorded satisfactorily. 10.0 x 5 = 50 lines per millimeter which are not recorded satisfactorily. Under the particular conditions, maximum resolution is between 39.5 and 50 lines per millimeter.

Resolution, as measured on the film, is a test of the entire photographic system, including lens, exposure, processing, and other factors. These rarely utilize maximum resolution of the film. Vibrations during exposure, lack of critical focus, and exposures yielding very dense negatives are to be avoided.